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The President

PROCLAMATION 2689

MOTHER'S DAY 1946

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

WHEREAS it has become customary on one day of each year to unite our hearts in public celebration of the common bond of humanity which we share in the memory and enjoyment of a mother's love, a mother's training, and a mother's care; and

WHEREAS it is especially appropriate this year after the achievement of victory on a thousand momentous fields of battle that we express the debt of gratitude which each of us owes to his own mother and which we all owe to the mothers of America; and

WHEREAS by Public Resolution 25, 63d Congress, approved May 8, 1914 (38 Stat. 770), the second Sunday in May is designated as Mother's Day and the President is authorized and requested to issue a proclamation calling for the observance of that day:

NOW, THEREFORE, I, HARRY S. TRUMAN, President of the United States of America, do hereby request that Sunday, May 12, 1946, be observed as Mother's Day with public and private expressions of honor, reverence, and love; and I call upon the officials of the Government to display the flag of the United States on all Government buildings on that day and the people of the United States to display the flag at their homes or other suitable places as a public expression of honor for the mothers of this country.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the United States of America to be affixed.

DONE at the city of Washington this 27th day of April, in the year of our Lord nineteen hundred and [SEAL] forty-six, and of the Independence of the United States of America the one hundred and seventieth.

HARRY S. TRUMAN

By the President:

DEAN ACHESON,
Acting Secretary of State.

[F. R. Doc. 46-7167; Filed, Apr. 29, 1946; 3:07 p. m.]

PROCLAMATION 2690

NATIONAL FARM SAFETY WEEK, 1946

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

WHEREAS an increased supply of food is vitally needed to promote peace and happiness in the postwar world; and

WHEREAS farm accidents rob the nation of thousands of lives and millions of dollars worth of food and other property each year; and

WHEREAS experience in previous observances of National Farm Safety Week has clearly shown the necessity and benefits of a coordinated and constant educational farm-safety program:

NOW, THEREFORE, I, HARRY S. TRUMAN, President of the United States of America, do hereby call upon the Nation to observe the week commencing July 21, 1946, as National Farm Safety Week.

And I request all persons and organizations concerned with agriculture and farm life to do everything in their power to discover and publish the facts about farm accidents, and to develop practical safety programs which farm people everywhere can translate into direct action against hazards which daily threaten their lives and happiness. As a start, I specifically suggest that the farm people of the country observe National Farm Safety Week by resolving to eliminate at least one hazard a day until their farms are as safe as they can possibly make them.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the United States of America to be affixed.

DONE at the City of Washington this 27th day of April in the year of our Lord nineteen hundred and [SEAL] forty-six, and of the Independence of the United States of America the one hundred and seventieth.

HARRY S. TRUMAN

By the President:

DEAN ACHESON,
Acting Secretary of State.

[F. R. Doc. 46-7168; Filed, Apr. 29, 1946; 3:07 p. m.]

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Regulations

TITLE 6—AGRICULTURAL CREDIT

Chapter II—Production and Marketing Administration (Commodity Credit Corporation)

[Amdt. 1]

PART 260—FLUID MILK PAYMENT PROGRAM

OFFER TO MAKE PAYMENTS IN THE PHILADELPHIA, PA., SUBURBAN AREA AND IN PENNSYLVANIA AREAS NOS. 4, 6, 8, AND 12, DURING JULY 1945 THROUGH JUNE 1946

The "Offer to Make Payments in Philadelphia, Pa., Suburban Area and in Pennsylvania Areas Nos. 4, 6, 8, and 12 during July 1945 through June 1946" issued by the Commodity Credit Corporation and dated August 8, 1945 (10 F.R. 9825) is hereby amended by deleting paragraph (a) thereof and substituting in lieu thereof the following:

§ 260.40 *Philadelphia suburban and other designated Pennsylvania areas*—(a) Commodity will make a payment to each handler, regardless of whether or not such handler purchases milk from producers, on Class I milk containing not more than 6.0 percent butterfat disposed of in the Philadelphia, Pennsylvania, suburban area and in the Pennsylvania Areas Nos. 4, 6, 8, and 12, by such handler, as determined by Commodity or its designated agent, from July 1, 1945 through June 30, 1946, except (1) any such milk sold by such handler to another handler, and (2) any such milk disposed of by such handler for use by the armed forces of the United States, as follows:

Area	*Cents per hundredweight*
Philadelphia Suburban	40
Pennsylvania Area No. 4 exclusive of the Hazleton, Pennsylvania, milk marketing area as defined in Region II, Order G-14 (11 F.R. 3236) under Supplementary Regulation 15 to the General Maximum Price Regulation issued by the Regional Administrator, Region II, Office of Price Administration, on March 22, 1946	40
Hazleton, Pennsylvania, milk marketing area as defined in Region II, Order G-14 (11 F.R. 3236) under Supplementary Regulation 15 to the General Maximum Price Regulation issued by the Regional Administrator, Region II, Office of Price Administration, on March 22, 1946	26
Pennsylvania Area No. 6	33
Pennsylvania Area No. 8	38
Pennsylvania Area No. 12	33

Provided, That the rate on the quantity of milk which was not received from producers, either directly or from other handlers, shall be reduced by the difference between the prices paid, beginning with the lowest for such nonproducer milk and the price specified for producer milk under applicable orders of the Pennsylvania Milk Control Commission for Class I milk of the same test in the area of sale. Payment will be made to each handler on nonproducer milk only to the extent that receipts from producers, including receipts of producer milk from other handlers, are less than the total Class I milk otherwise eligible for payment, and if satisfactory showing is made as to price paid for nonproducer milk.

This amendment shall be effective May 1, 1946.

Issued this 29th day of April 1946.

[SEAL] COMMODITY CREDIT CORPORATION
JESSE B. GILMER,
Acting President.

Attest:
M. H. BRIGHTMAN,
Assistant Secretary.

[F. R. Doc. 46-7169; Filed, Apr. 29, 1946; 3:57 p. m.]

TITLE 7—AGRICULTURE

Chapter VI—Soil Conservation Service, Department of Agriculture

PART 601—LAND UTILIZATION PROGRAM UNDER THE BANKHEAD-JONES FARM TENANT ACT

REMOVAL OF TRESPASSING HORSES, MULES, AND BURROS IN THE NORTHERN NEW MEXICO GRANT LANDS PROJECT—RIO ARRIBA, SANDOVAL, SANTA FE, AND TAOS COUNTIES, N. MEX.

Whereas a number of horses, mules, and burros are trespassing and grazing on lands in the Northern New Mexico Grant Lands Project, NM-LU-25, administered by the Soil Conservation Service, in Rio Arriba, Sandoval, Santa Fe, and Taos Counties, in the State of New Mexico; and

Whereas these horses, mules, and burros are consuming forage needed for livestock grazing under permits, are causing extra expense to permittees, and are injuring project lands;

Now, therefore, by virtue of the authority vested in the Secretary of Agriculture by section 32 (f), Title III, of the Bankhead-Jones Farm Tenant Act,[1] the following order for the prevention of trespasses and regulation of the use and occupancy of lands in the Northern New Mexico Grant Lands Project, in Rio Arriba, Sandoval, Santa Fe, and Taos Counties, in the State of New Mexico, is issued:

§ 601.23 *Temporary closure from livestock grazing.* (a) The lands comprising the Northern New Mexico Grant Lands Project, in Rio Arriba, Sandoval, Santa Fe, and Taos Counties, in the State of New Mexico, are hereby closed for the period beginning May 1, 1946, and ending April 30, 1947, to the grazing of horses, mules, and burros, except those horses, mules, and burros that are lawfully grazing on or crossing lands in such project pursuant to the regulations heretofore promulgated by the Secretary of Agriculture, or that are used in connection with operations authorized by such regulations, or that are used as riding, pack, or draft animals by persons traveling over such lands.

(2) Officers of the Soil Conservation Service are hereby authorized to dispose of, in the most humane manner, all horses, mules, and burros found trespassing or grazing in violation of this section.

(c) Public notice of intention to dispose of such horses, mules, and burros shall be given by posting notices in public places or advertising in a newspaper of general circulation in the locality in which the Northern New Mexico Grant Lands Project is located.

Issued this 29th day of April 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-7205; Filed, Apr. 30, 1946; 11:11 a. m.]

Chapter XI—Production and Marketing Administration (War Food Distribution Orders)

[WFO 2]

PART 1401—DAIRY PRODUCTS

REQUIREMENTS FOR PRODUCERS AND AUTHORIZED RECEIVERS TO SET ASIDE BUTTER

The fulfillment of requirements for the defense of the United States will result in a shortage of the supply of butter for defense, for private account, and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 1401.202 *Butter to be set aside*—(a) *Definitions.* (1) "Butter" means the food product usually known as butter and which is made exclusively from milk or cream, or both, with or without common salt, and with or without additional coloring matter, and containing not less than 80 percent by weight of milk fat, all tolerances having been allowed. Unless otherwise specified by the Administrator, such term shall include butter made from milk or cream containing whey cream and shall exclude butter made entirely from whey cream.

(2) "U. S. 89 score," means U. S. Grade C, or 89 score, butter, determined in accordance with the Official United States Standards for Grades of Creamery Butter, issued by the Secretary of Agriculture on January 30, 1943 (8 F. R. 1327).

(3) "Person" means any individual, partnership, corporation, association, or any other business entity or organized group of persons, whether incorporated or not.

(4) "Authorized receiver" means any person who holds a letter of authority in force and effect, issued to him by the Administrator, to receive butter set aside pursuant to the provisions hereof. The term "authorized receiver" shall also include any person who is authorized pursuant hereto to receive such butter.

(5) "Set aside" means to set aside and hold for sale and delivery to any designated agency.

(6) "Designated agency means (i) the Armed Services of the United States (excluding, for the purposes of this order, the United States Army post exchanges, the United States Navy ship service departments, and the United States Marine Corps post exchanges); (ii) War Shipping Administration; (iii) Veterans' Ad-

[1] 50 Stat. 522, 526 (1937), 7 U.S.C. §1011f (1940).

ministration; and (iv) any other agencies designated by the Administrator.

(7) "Armed Services of the United States" means the Army, the Navy, the Marine Corps, and the Coast Guard of the United States.

(8) "Producer" means a person who produces butter subject to the provisions of this order.

(9) "Administrator" means the Administrator, Production and Marketing Administration, United States Department of Agriculture, or any officer or employee of the Department to whom the Administrator has heretofore lawfully delegated, or to whom he may hereafter lawfully delegate, the authority to act in his stead.

(b) *Restrictions on producers and authorized receivers of butter.* (1) Each person who produced more than 12,000 pounds of butter in any calendar month from May 1945 to April 1946, inclusive, shall set aside in May 1946, and in each subsequent calendar month, a quantity of butter equal to such percentage as the Administrator may order of all butter produced by such person during each such calendar month, regardless of the quantity of butter produced by him during or after May 1946.

(2) Each person who did not produce more than 12,000 pounds of butter in any calendar month from May 1945 to April 1946, inclusive, but who produces more than 12,000 pounds of butter in May 1946 or in any subsequent calendar month shall, during each calendar month thereafter, set aside a quantity of butter equal to such percentage as the Administrator may order of all butter produced by such person during each such calendar month, regardless of the quantity of butter produced by such person in such month.

(3) In the event of a change in ownership with respect to a creamery, the production record of the former owner with respect to such creamery shall be the basis for reporting and setting aside butter by the new owner; and the purchaser of the creamery shall so report and set aside butter if (i) the person from whom he purchased the creamery was obligated to report and set aside butter, or (ii) such purchaser is required by other provisions hereof to report and set aside butter.

(4) Notwithstanding the restrictions in paragraphs (a) (1), (2), and (3) hereof, any person required by the provisions of such paragraphs to set aside butter may, at his option, sell and deliver all or part of the butter set aside pursuant to the provisions hereof to any authorized receiver who agrees to set aside, upon receipt of such set-aside butter and out of butter owned by him, a quantity of butter equal to the quantity of such set-aside butter so sold and delivered to him; and such authorized receiver shall so set aside such quantity of such butter. An authorized receiver may sell and deliver set-aside butter to another authorized receiver who agrees to set aside, upon receipt of such set-aside butter, out of the butter owned by him and in addition to all other butter required to be set aside by him, a quantity of butter equal to the quantity of set-aside butter so sold and delivered to him. Each person who sells and delivers set-aside butter to an authorized receiver shall deliver, with each such delivery, a certificate, in duplicate, in substantially the following language (with the appropriate information inserted in the blank spaces):

This is to certify that of the ____ pounds of butter sold and delivered by me on ------, ------, ---------- pounds are butter set aside pursuant to the provisions of War Food Order No. 2, issued on April 29, 1946, and you are required, pursuant to the provisions of said order, to set aside, upon receipt of such set-aside butter, out of butter owned by you, a quantity of butter equal to the aforesaid quantity of set-aside butter. The balance of ____ pounds is butter free from the restrictions of said order.

I ---------- an authorized receiver.
(am) (am not)

Name	Location	Signature

This will acknowledge receipt of the above indicated quantity of set-aside butter.

Name	Location	Signature

The aforesaid certificate, in duplicate, shall be signed (i) by the person selling and delivering set-aside butter, and (ii) by the authorized receiver accepting such set aside butter; and such authorized receiver shall retain, for two years, one copy of such certificate and return the other to the person who sold and delivered such set-aside butter.

(5) All butter set aside pursuant to the provisions hereof shall be salted and shall be U. S. 89 score, or better, and shall be packed as bulk in domestic packages, unless otherwise specified by the Administrator, or, with respect to any particular quantity of butter required to be set aside, as aforesaid, unless

(i) The producer arranges with an authorized receiver to sell and deliver to such authorized receiver unsalted butter, butter below U. S. 89 score, or butter packaged other than as specified herein and such authorized receiver agrees to set aside, upon receipt of such butter, an equal quantity of butter which is salted, is U. S. 89 score, or better, and is packaged as specified herein; or

(ii) The producer or authorized receiver has previously arranged with a designated agency to sell and deliver to such agency unsalted butter, butter below U. S. 89 score, or butter packaged other than as specified herein; or

(iii) The producer manifests by butter grading certificates issued by the Production and Marketing Administration, as aforesaid, or by other written evidence satisfactory to the Administrator, that the total quantity of U. S. 89 score, and better, produced by such producer in the calendar month in which such butter is required to be set aside, is less than the total quantity required to be set aside by such producer in such month, in which event the producer shall set aside all of the U. S. 89 score, and better, produced by him in such month; and thereupon he shall be deemed to have fulfilled the set-aside requirements, as aforesaid. The Administrator may require any person who is required to set aside butter pursuant to the provisions hereof to submit butter grading certificates issued by the aforesaid Production and Marketing Administration or other evidences satisfactory to the Administrator relative to the grade of all butter produced or owned by such person.

(6) All butter set aside pursuant to the provisions hereof shall be stored under the same conditions of storage customarily observed to maintain the quality of butter.

(7) Any person who sold and delivered any quantity of butter to any designated agency during April 1946 may consider such quantity of butter as having been set aside, pursuant to the provisions hereof or Administrator's order pursuant hereto, by such person during May 1946 or any subsequent calendar month of 1946. Any person who sells and delivers any quantity of butter to any designated agency during any calendar month of 1946 subsequent to April 1946 in excess of the quantity thereof required to be set aside during such month by such person, pursuant to the provisions hereof or Administrator's order pursuant hereto, may consider such excess quantity of butter as having been set aside by such person during any calendar month of 1946 subsequent to May 1946.

(8) No person may serve as an authorized receiver unless he has received from the Administrator a letter of authority in force and effect to serve as an authorized receiver pursuant hereto. Any letter of authority heretofore issued pursuant to War Food Order No. 2, as amended on April 1, 1945 (10 F.R. 3512), shall be deemed to be a proper letter of authority in force and effect as if issued pursuant to the provisions of this order.

Any person who desires to serve as an authorized receiver on or after May 1, 1946, and who does not hold a letter of authority as aforesaid, shall file with the Administrator an application therefor, upon a form approved by the Administrator, setting forth the information requested in said form of application. Thereupon, the Administrator shall consider such application and issue a letter of authority if, in the opinion of the Administrator, the issuance of such letter of authority is necessary or appropriate in the public interest and to promote the national defense. Any letter of authority effective hereunder may be revoked at any time by the Administrator; and all letters of authority issued to become effective on or after April 1, 1945, shall expire on March 31, 1947, or on such other date as the Administrator may specify by order. No person shall represent himself to be an authorized receiver unless he holds a letter of authority, as aforesaid, in force and effect. No person other than an authorized receiver shall, unless otherwise authorized herein, purchase, receive, or deal in butter set aside pursuant to the provisions hereof.

(c) *Inventory restrictions.* (1) On and after June 1, 1946:

(i) No producer shall, during any calendar month, unless authorized in writing by the Administrator, produce butter so long as the total quantity of butter, set aside pursuant to the provisions of this order, owned by such person is equal at least to the total quantity of all butter required, by the provisions of this order, to be set aside by such person during the immediately preceding calendar month; and

(ii) No authorized receiver shall, during any calendar month, unless authorized in writing by the Administrator, buy, contract to buy, accept delivery of, or otherwise acquire butter so long as the total quantity of butter, set aside pursuant to the provisions of this order, owned by such person is equal at least to the total quantity of butter required, by the provisions of this order, to be set aside by such person during the immediately preceding calendar month.

(2) Each producer and each authorized receiver, respectively, shall retain in his possession at all times a quantity of set-aside butter which is equal to the total quantity of butter required to be set aside by each such person minus the quantity of set-aside butter (i) sold and delivered by such person to authorized receivers or designated agencies, and (ii) released from the set-aside provisions hereof.

(d) *Releases by the Administrator.* The Administrator shall release any set-aside butter from the restrictions of this order upon receipt of a request for such release from the person owning such set-aside butter, if the Administrator determines that no designated agency has contracted for, or declared its intention or desire to contract for, such butter within 15 days after the date on which such butter was offered to designated agencies in accordance with the respective agency's customary procedure for accepting offers.

(e) *Existing contracts.* The provisions of this order and of any regulation or order pursuant hereto shall be observed without regard to contracts heretofore or hereafter entered into or any rights accrued or payments made thereunder. This order shall not, however, be construed as reducing the amount of butter which any person is required to offer or deliver, under existing contracts or contracts subsequently entered into with any designated agency, to any such agency.

(f) *Records and reports.* (1) The Administrator shall be entitled to obtain such information from, and require such reports and the keeping of such records by, any person as may be necessary or appropriate, in the discretion of the Administrator, for the enforcement or administration of the provisions of this order, subject to the approval of the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(2) Every person subject to this order shall, for at least two years (or for such other period of time as the Administrator may designate), maintain an accurate record of his transactions in butter.

(g) *Audits and inspections.* The Administrator shall be entitled to make such audits and inspections of the books, records and other writings, premises or stocks of butter of any person and to make such investigations as may be necessary or appropriate, in the discretion of the Administrator, for the enforcement or administration of the provisions of this order.

(h) *Petition for relief from hardship.* Any person affected by this order who considers that compliance herewith would work an exceptional or unreasonable hardship on him may file a petition for relief with the Administrator. Such petition shall be addressed to Administrator, Production and Marketing Administration, United States Department of Agriculture, Washington 25, D. C. Petitions for such relief shall be in writing and shall set forth all pertinent facts and the nature of the relief sought. The Administrator may consider any such petition and take such action with reference thereto that he deems appropriate, and such action shall be final.

(i) *Violations.* Any person who violates any provision of this order or of any regulation or order pursuant hereto, may, in accordance with the applicable procedure, be prohibited from receiving, making any deliveries of, or using butter. In addition, any person who willfully violates any provision of this order or of any regulation or order pursuant hereto is guilty of a crime and may be prosecuted under any and all applicable laws. Further, civil action may be instituted to enforce any liability or duty created by, or to enjoin any violation of, any provision of this order.

(j) *Delegation of authority.* The administration of this order and the powers vested in the Secretary of Agriculture of the United States, insofar as such powers relate to the administration of this order, are hereby delegated to the Administrator; and the Administrator is hereby authorized to redelegate to any employee or employees of the United States Department of Agriculture any or all of the authority vested in the Administrator by this order.

(k) *Communications.* All reports to be filed pursuant hereto and all communications concerning this order shall, except as provided herein or unless instructions to the contrary are issued by the Administrator, be addressed to the Administrator, Production and Marketing Administration, United States Department of Agriculture, Washington 25, D. C.

(l) *Territorial scope.* This order shall apply only in the area included in the 48 States of the United States and the District of Columbia.

(m) *Effective date.* This order shall become effective at 12:01 a. m., e. s. t., May 1, 1946.

NOTE: The record-keeping requirements of this order have been approved by, and all subsequent record-keeping and reporting requirements will be subject to the approval of, the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087)

Issued this 29th day of April 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-7244; Filed, Apr. 30, 1946; 11:34 a. m.]

[WFO 2-1]

PART 1401—DAIRY PRODUCTS

PERCENTAGE OF BUTTER REQUIRED TO BE SET ASIDE IN MAY 1946

Pursuant to the authority vested in me by War Food Order No. 2, effective May 1, 1946 (*supra*), and in order to effectuate the purposes of such order, it is hereby ordered as follows:

§ 1401.203 *Percentage of butter to be set aside in May 1946*—(a) *Definitions.* Each term defined in War Food Order No. 2 shall, when used herein, have the same meaning as set forth for such term in said War Food Order No. 2.

(b) *Percentage.* Each person who produces butter and is required by War Food Order No. 2 to set aside butter during May 1946 shall set aside in such month a quantity of butter equal to 20 percent of all butter produced by him in that month.

(c) *Effective date.* This order shall become effective at 12:01 a. m., e. s. t., May 1, 1946.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087, WFO 2, *supra*)

Issued this 29th day of April 1946.

[SEAL] E. A. MEYER,
Assistant Administrator, Production and Marketing Administration.

[F. R. Doc. 46-7245; Filed, Apr. 30, 1946; 11:42 a. m.]

[WFO 2-2]

PART 1401—DAIRY PRODUCTS

REPORTS REQUIRED FOR CERTAIN PRODUCERS AND AUTHORIZED RECEIVERS OF BUTTER

Pursuant to the authority vested in me by War Food Order No. 2, effective May 1, 1946 (*supra*), and in order to effectuate the purposes of such order, it is hereby ordered as follows:

§ 1401.204 *Reports*—(a) *Definitions.* (1) Each term defined in War Food Order No. 2 shall, when used herein, have the same meaning as set forth for such term in said War Food Order No. 2.

(b) *Reporting requirements.* (1) Each person who produced more than 12,000 pounds of butter in any calendar month from May 1945 to April 1946, inclusive, shall correctly complete form "Dairy Products Report No. 2—Butter (Creamery Set-aside Butter Report)" for May 1946 and for each calendar month thereafter during which such person has in his possession, or is obligated to have in his possession, any butter required to be set aside pursuant to the provisions of War Food Order No. 2, regardless of the quantity of butter produced by him during and after May 1946. Each such completed form shall be mailed to the United States Department of Agriculture, Box 6910-A, Chicago, Illinois, not later than the tenth day of the month next succeeding the month for which such report is made.

(2) Each person who did not produce more than 12,000 pounds of butter in any calendar month from May 1945 to April 1946, inclusive, but who produces more than 12,000 pounds of butter in May 1946 or any subsequent calendar month shall correctly complete from "Dairy Products Report No. 2—Butter (Creamery Set-aside Butter Report)" for May 1946 and for each subsequent calendar month thereafter during which such person has in his possession, or is obligated to have in his possession, any butter required to

be set aside pursuant to the provisions of War Food Order No. 2, regardless of the quantity of butter produced by the respective person during each such calendar month. Each such completed form shall be mailed to the United States Department of Agriculture, Box 6910–A, Chicago, Illinois, not later than the tenth day of the month next succeeding the month for which such report is made.

(3) Each person authorized pursuant to War Food Order No. 2 to serve as an authorized receiver shall correctly complete form "Authorized Receiver's Report—Butter" for the calendar month during which he was first so authorized and for each calendar month thereafter while such authorization remains in effect and during any additional period during which the respective person has in his possession, or is obligated to have in his possession, or receives any butter required to be set aside pursuant to the provisions of War Food Order No. 2. Each such completed form shall be mailed to the United States Department of Agriculture, Box 6910–A, Chicago, Illinois, not later than the fifteenth day of the month next succeeding the month for which such report is made.

(c) *Effective date.* This order shall become effective at 12:01 a. m., e. s. t., May 1, 1946.

NOTE: All reporting requirements of this order have been approved by, and subsequent reporting and record-keeping requirements will be subject to the approval of, Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087; WFO 2, *supra*)

Issued this 29th day of April 1946.

[SEAL] E. A. MEYER,
Assistant Administrator, Production and Marketing Administration.

[F. R. Doc. 46–7246; Filed, Apr. 30, 1946; 11:42 a. m.]

[WFO 19–2, Amdt. 4]

PART 1455—SPICES

RESTRICTED SPICES QUOTAS

War Food Order No. 19–2, as amended (9 F.R. 2458, 4321, 4319, 14877; 10 F.R. 103, 3431), is further amended by deleting the table in § 1455.3 (b) and inserting, in lieu thereof, the following table:

Restricted spice:	*Percentage*
Black pepper and white pepper	25
Nutmeg	70

This amendment shall become effective at 12:01 a. m., e. s. t., May 1, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken under said War Food Order No. 19–2, as amended, prior to the effective time of the provisions hereof, the provisions of said War Food Order No 19–2, as amended, in effect prior to the effective time hereof shall be deemed to continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with regard to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087; WFO 19, as amended, 9 F.R. 2456, 4321, 4319, 9584, 14876; 10 F.R. 103, 3430, 14686; 11 F.R. 1768)

Issued this 29th day of April 1946.

E. A. MEYER,
Assistant Administrator, Production and Marketing Administration.

[F. R. Doc. 46–7170; Filed, Apr. 29, 1946; 3:57 p. m.]

TITLE 29—LABOR

Chapter VIII—Commissioner of Internal Revenue

[T. D. 5511]

PART 1001—SALARY STABILIZATION UNIT

PART 1002—STABILIZATION OF SALARIES

DESIGNATION OF DEPUTY COMMISSIONER OF SALARY STABILIZATION UNIT AS HEAD, SALARY STABILIZATION UNIT

Effective as of March 1, 1946 the Deputy Commissioner of the Salary Stabilization Unit was designated as Head, Salary Stabilization Unit, without change in duties and responsibilities.

Accordingly, wherever the words "Deputy Commissioner of the Salary Stabilization Unit" or words of like import appear in the regulations of the Commissioner of Internal Revenue relating to the stabilization of salaries under the act of October 2, 1942, as amended, entitled "An Act to amend the Emergency Price Control Act of 1942, to aid in preventing inflation, and for other purposes" (Public No. 729, 77th Congress, 2d Session; 56 Stat. 765), in mimeographs, or in any other memoranda, orders or forms issued under the above-mentioned regulations, such words shall, on and after March 1, 1946, be read: Head, Salary Stabilization Unit.

[SEAL] JOSEPH D. NUNAN, Jr.,
Commissioner of Internal Revenue.

Approved: April 26, 1946.

JOSEPH J. O'CONNELL, Jr.
Acting Secretary of the Treasury.

[F. R. Doc. 46–7171; Filed, Apr. 29, 1946; 4:00 p. m.]

Chapter IX—Department of Agriculture (Agricultural Labor)

[Supp. 2, Amdt. 1]

PART 1102—SALARIES AND WAGES OF AGRICULTURAL LABOR IN THE STATE OF CALIFORNIA

WORKERS IN ALFALFA HAY IN THE IMPERIAL VALLEY

Supplement 2 (9 F.R. 3681) is amended as follows:

Paragraph (b) shall read:

(b) *Wage rates; maximum wage rates for harvesting alfalfa hay.* (1) Wage rates for mowing, raking, baling, hauling and piling, and hauling and loading into railroad cars of alfalfa hay, and baling flax straw:

(i) Mowing alfalfa hay—40¢ per acre.
(ii) Raking alfalfa hay—45¢ per acre.
(iii) Baling alfalfa hay with 4-man crew—40¢ per ton for 3 men and 45¢ per ton for lead man.
(iv) Baling flax straw with 4-man crew—50¢ per ton for 3 men and 55¢ per ton for lead man.
(v) Hauling and piling alfalfa hay with 2-man crew up to but not to exceed 9 bales high—3¢ per bale per man.
(vi) Hauling and piling alfalfa hay with 2-man crew where piling is in excess of 9 bales high and for hauling and loading alfalfa hay into railroad cars—3½¢ per bale per man.

This Amendment 1 to Supplement 2 shall become effective at 12:01 a. m., Pacific Standard Time, April 29, 1946.

(56 Stat. 765 (1942); 50 U.S.C. 961 et seq. (Supp. IV); 57 Stat. 63 (1943); 50 U.S.C. 964 (Supp. IV); 58 Stat. 632 (1944); Pub. Law 108, 79th Cong., E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; E.O. 9577, 10 F.R. 8087; E.O. 9620, 10 F.R. 12033; E.O. 9651, 10 F.R. 13487; E.O. 9697, 11 F.R. 1691; regulations of the Economic Stabilization Director, 8 F.R. 11960, 12139, 16702; 9 F.R. 6035, 14547; 10 F.R. 9478, 9628; 11 F.R. 2517; regulations of the War Food Administrator, 9 F.R. 655, 12117, 12611, 10 F.R. 7609, 9581; 9 F.R. 831, 12807, 14206, 10 F.R. 3177)

Issued this 29th day of April 1946.

[SEAL] K. A. BUTLER,
Acting Director, Labor Branch, U. S. Department of Agriculture.

[F. R. Doc. 46–7203; Filed, Apr. 30, 1946; 11:11 a. m.]

TITLE 20—EMPLOYEES' BENEFITS

Chapter III—Social Security Board, Federal Security Agency

[Regs. 3,[1] Further Amended]

PART 403—FEDERAL OLD-AGE AND SURVIVORS INSURANCE

EVIDENCE AS TO MARRIAGE; COMMON-LAW MARRIAGE

Subparagraph (2) of § 403.702 (d) of Regulations No. 3 (Part 403, Title 20, Code of Federal Regulations, 1940 Supp.) is amended by adding at the end thereof a new undesignated paragraph to read as follows:

The corroborative statements by relatives or other individuals described in (i) and (ii) above may in the discretion of the Board be omitted where the parties entered into a formal marriage ceremony which was void because of a legal impediment then existing to the marriage, and where the impediment was removed and thereafter they continued to live together as man and wife until the application was filed or until the death of one of them, if under applicable State law a valid common-law marriage could come into existence as a result of continued cohabitation as man and wife or a subsequent agreement of marriage, or both.

(Sec. 205 (a), 53 Stat. 1368; sec. 1102, 49 Stat. 647; 42 U.S.C. sec. 405 (a), 1302)

In pursuance of sections 205 (a) and 1102 of the Social Security Act, as amended, the foregoing regulation adopted by the Board is hereby prescribed this 19th day of April 1946.

[SEAL] SOCIAL SECURITY BOARD,
A. J. ALTMEYER,
Chairman.

Approved: April 30, 1946.

WATSON B. MILLER,
Federal Security Administrator.

[F. R. Doc. 46–7247; Filed, Apr. 30, 1946; 11:51 a. m.]

[1] 5 F.R. 1849. For a chronogical description of the statutory basis for the old-age and survivors insurance system under Title II of the Social Security Act, as amended, and the regulations which have been issued thereunder, see § 403.1 of Regulations No. 3 of the Social Security Board. (§ 403.1, Title 20, Code of Federal Regulations, 1940 Supp.).

TITLE 32—NATIONAL DEFENSE

Chapter VIII—Office of International Trade, Department of Commerce

Subchapter B—Export Control

[Amdt. 180]

PART 801—GENERAL REGULATIONS

PROHIBITED EXPORTATIONS

Section 801.2 *Prohibited exportations* is hereby amended in the following particulars:

The list of commodities set forth in paragraph (b) is amended in the following particulars:

1. The following commodities are hereby added to the list of commodities:

Dept. of Comm. Sched. B No.	Commodity	Unit	GLV dollar value limits country group K	GLV dollar value limits country group E
504500	Slack wax, unrefined	Lbs	None	None
505000	Indralatum wax	Gals	None	None
505000	Plasticrude wax	Gals	None	None
505000	Substitute mineral waxes derived from petroleum bases (including substitutes for microcrystalline waxes, petrolatum waxes, and tank bottom short fiber waxes).	Gals	None	None
505000	All other slop waxes	Gals	None	None
596025	Mineral wax	Gals	None	None
	Structural iron and steel shapes, fabricated:			
604600	Angle irons; beams; channel runners and simplex studs with accessories (shipped together); channels; elevator guide rails; elevator guides; extensions; girders; H-bars; H-beams; I-bars; I-beams; posts; ship channels; T-bars; Tees, punched or shaped; trussed; U-bars; welded steel structures; Zee bars.	L. ton	100	25
	Iron and steel manufactures:			
604900	Metal fabricated door frames	Lbs	100	25
612500	Lavatories, sinks, and other plumbing fixtures	Units	50	25
643500	Lead-covered copper cable	Lbs	25	25
643500	Lead-covered or lead encased copper wire, except rubber-covered and weatherproof.	Lbs	25	25
646500	Hinges and butts of brass or bronze	Doz. pr	50	25
	Lead manufactures:			
651530	Foil, lead, and lead-tin	Lbs	25	25
651598	Castings; caulking yarn; circles; disks; flanges; plugs; powder; rings; metal packing rings; roof flanges; sash weights; scale weights; shot; shrapnel; sinkers; strips; tape; washers; weights; wire; wool.		25	25
788600	Wheel tractors (new), model DW–10		None	None
793190	House trailers	Units	None	None
829910	Antiknock compounds not of [petroleum origin (including ethyl fluid, and any mixture containing more than 3 cc. tetraethyl lead per gallon).	Gals	25	25
829990	Glypho sirup		100	25

2. The following commodities are hereby removed from the list of commodities:

Dept. of Com. Sched. B No.	*Commodity*
154903	Cassia (ground or unground).
227100	Citrus oils other than lemon oil.[1]

Shipments of any of the above commodities, removed from general license, which were on dock, on lighter, laden aboard an exporting carrier or in transit to a port of exit pursuant to an actual order for export prior to the effective date of this amendment may be exported under the previous general license provisions.

This amendment shall become effective immediately except that with respect to commodities removed from general license, it shall become effective on May 6, 1946.

(Sec. 6, 54 Stat. 714; 55 Stat. 206; 56 Stat. 463; 58 Stat. 671; 59 Stat. 270; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; E.O. 9630, 10 F.R. 12245; Order No. 390, 10 F.R. 13130)

Dated: April 25, 1946.

JOHN C. BORTON,
Director, Requirements and Supply Branch.

[F. R. Doc. 46–7201; Filed, Apr. 30, 1946; 10:50 a. m.]

Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong.; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

PART 984—LEAD

[General Preference Order M–38, as Amended Apr. 2, 1946, Amdt. 1]

Section 984.1 *General Preference Order M–38*, is hereby amended in the following respects:

1. Item 15 of List I is amended by deleting the words "bars and wool" following the word "Caulking" in the first line.

2. Item 54 of List I is amended to read as follows:

54. Tetraethyl. (The manufacturing quota for tetra ethyl will be assigned on individual applications by the producer.)

Issued this 30th day of April 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46–7218; Filed, Apr. 30, 1946; 11:32 a. m.]

Chapter XI—Office of Price Administration

PART 1305—ADMINISTRATION

[SO 129, Amdt. 17]

EXEMPTION AND SUSPENSION FROM PRICE CONTROL OF MACHINES, PARTS, INDUSTRIAL MATERIALS AND SERVICES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Order 129 is amended in the following respects:

1. Section 11 (a) is amended to read as follows:

(a) *Miscellaneous primary forest products as follows:*

Post and rail (hurdle type) fencing made from split or round locust, chestnut, Tennessee red cedar or white cedar logs.

2. Section 12 (a) (1) is amended by adding the following to the list of products thereunder:

Telegraph equipment as follows:

All complete items of telegraph equipment, including parts, identifiable as such without further work. This does not include storage batteries, wire and cable connectors, pole line hardware and related items, anchors and other general hardware and related items whose use is not limited to telegraph service equipment and installations.

Teletype, facsimile, and carrier current equipment as follows:

All complete items of teletype, facsimile, and carrier current equipment identifiable as such without further work. This does not include parts, storage batteries, wire and cable connectors, pole line hardware and related items, anchors and other general hardware and related items whose use is not limited to teletype service equipment and installations.

3. Section 12 (c) is amended by adding the following to the list of products thereunder:

Turbines and turbine governors, steam, hydraulic and gas.

Settings, refractory lined, especially engineered, designed and sold for use with the following products covered by RMPR 136: Boilers, power, industrial and marine, 100 P. S. I. and higher; heat exchanger equipment; pulverized fuel burners; and stokers, industrial and marine, with a capacity of 1200 pounds or more.

4. Section 12 (f) is amended by deleting "die heads" and "die sets" from the products listed in specific exceptions thereunder.

5. The paragraph in section 12 (f) referring to parts, repair and replacement, is amended to read as follows:

Parts, repair and replacement, which are designed especially for incorporation in any of the machinery or equipment listed in this section and which are or have been supplied by the manufacturer of machinery and equipment. This includes sales of such parts by both manufacturers and resellers.

6. Section 13 (a) is amended by adding the following to the list of commodities thereunder:

Zinc engravers plates, raw and unfinished.
Platinum group metals, products, and waste materials covered by MPR 309.

7. Section 16 (a) is amended by adding the following to the list of commodities thereunder:

Dynamite.
Explosives and blasting caps.
Guanidine carbonate.
Guanidine hydrochloride.
Guanidine nitrate.
Potato starch.

8. Section 18 (b) (6) is amended to read as follows:

(6) *Locust, chestnut, red cedar or white cedar post and rail or hurdle fencing; Reports of post prices and price increases.* All producers and resellers of post and rail or hurdle type fencing manufactured from chestnut, locust, red cedar or white cedar must file a copy of their selling prices and a description of each item sold in the six months immediately preceding March 1, 1946, with the Lumber Branch, National OPA Office, Washington 25, D. C., by March 30, 1946, except that in the case of fencing made from white cedar logs said report shall be filed by June 1, 1946. Within ten (10) days following any increase in the selling price of any item, the seller must file an amended copy of his price list.

This amendment shall become effective April 29, 1946.

NOTE: All reporting requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 29th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7189; Filed, Apr. 29, 1946; 4:21 p. m.]

PART 1364—FRESH, CURED AND CANNED MEAT AND FISH PRODUCTS

[RMPR 239, Amdt. 25]

LAMB AND MUTTON CARCASSES AND WHOLESALE CUTS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Revised Maximum Price Regulation No. 239 is amended in the following respects:

1. In § 1364.177 (b) the text preceding the table is amended to read as follows:

(b) The Zone 2, 3, and 4 prices for carcasses and wholesale cuts are the prices listed in the following table plus an addition of 50 cents per cwt. for all items except the following: kosher foresaddle or forequarter, kosher bracelet, whole or half and kosher chuck, whole or half, in which three cases the addition is 60 cents per cwt.; boneless lamb shoulder roll, in which case the addition is 75 cents per cwt.; lean boneless lamb in which case the addition is $1.50 per cwt.; lean boneless mutton, in which case the addition is $1.50 per cwt.; regular boneless mutton, in which case the addition is $1.25 per cwt., and regular boneless lamb, in which case the addition is 75 cents per cwt. and except lamb or mutton kidneys, bulk, and lamb or mutton neckbones, in which two cases no addition may be made.

2. In § 1364.177 (d). (2) footnote 6, following the item, "Fabricated carcasses" is amended by inserting "50 cents per hundredweight" in place of "25 cents per hundredweight."

This amendment shall become effective April 29, 1946.

Issued this 29th day of April 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

Approved: April 24, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-7177; Filed, Apr. 29, 1946; 4:21 p. m.]

PART 1499—COMMODITIES AND SERVICES

[SR 15, Amdt. 51]

ADJUSTMENT OF MAXIMUM PRICES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Regulation No. 15 is amended in the following respect:

A new § 1499.75 (a) (28) is added to read as follows:

(28) *Repair and replacement parts for specified commodities*—(i) *Articles covered.* This § 1499.75 (a) (28) applies to those repair and replacement parts covered by the General Maximum Price Regulation, which are for use in any of the articles of consumer durable goods listed below:

Domestic cooking and heating stoves covered by Maximum Price Regulation No. 64, except electric ranges.
Domestic washing and ironing machines covered by Revised Maximum Price Regulation No. 86.
Business and office machines covered by Maximum Price Regulation No. 188.
Vacuum cleaners and attachments covered by Revised Maximum Price Regulation No. 111.
Household mechanical refrigerators covered by Revised Price Schedule No. 102 and Maximum Price Regulation No. 598.

It does not apply to replacement units and assemblies for household mechanical refrigerators when they are covered by Revised Maximum Price Regulation No. 136. It also does not apply to parts which are sold by the fabricators of the parts to a manufacturer for use in the assembly of his completed articles.

(ii) *Persons and transactions covered.* This § 1499.75 (a) (28) covers sales of repair and replacement parts described in subdivision (i) hereof to wholesalers and retailers of repair or replacement parts. For this purpose, a wholesaler is a person who is not a manufacturer as defined below and who regularly purchases such repair or replacement parts for resale to a purchaser for resale or to a person engaged in the business of repairing any articles of consumer durable goods listed above; and a retailer is a person who regularly sells the repair or replacement parts to a consumer. This section also covers sales by resellers who purchase repair or replacement parts covered by this section at prices adjusted pursuant to the provisions of this section.

(iii) *Adjustment of "manufacturers'" ceiling prices.* (a) For purposes of this § 1499.75 (a) (28) a "manufacturer" is (*1*) a person who operates a plant fabricating repair or replacement parts covered by this section, or (2) a person who is a manufacturer of the articles of consumer durable goods for which repair or replacement parts covered by this section are designed to be used, under the provisions of the regulation covering manufacturers' sales of those articles.

(*b*) A "manufacturer" of repair and replacement parts covered by this § 1499.75 (a) (28) who has established his ceiling price for the particular part under the General Maximum Price Regulation before April 30, 1946 or who thereafter establishes his ceiling prices under § 1499.2 of the same regulation may adjust his ceiling price so established by the percentage set forth below opposite the article for which the particular repair or replacement part is designed to be used:

Article	*Percent*
Domestic cooking and heating stoves[2] covered by Maximum Price Regulation No. 64 except electric ranges	5.0
Domestic washing and ironing machines covered by Revised Maximum Price Regulation No. 86	9.5
Vacuum cleaners and attachments covered by Revised Maximum Price Regulation No. 111	6.0
Household mechanical refrigerators covered by Revised Price Schedule No. 102 and Maximum Price Regulation No. 598	16.5
Business and office machines covered by Maximum Price Regulation No. 188	12.0

(*c*) A "manufacturer" of repair and replacement parts covered by this section who delivered or offered for delivery during March 1942 an article which meets the definition of "most comparable article" contained in § 1499.3 (a) of the General Maximum Price Regulation except that it need not be currently offered for sale, and who, because he purchased that part for resale must establish his ceiling price for the repair or replacement part under § 1499.3 (a) of the General Maximum Price Regulation after April 30, 1946, shall calculate his ceiling prices by adding to his invoice cost for the article being priced his mark-up on that comparable article computed by dividing its current ceiling price as adjusted under this section by its current invoice cost, according to the method and procedure set forth in § 1499.3 (a).

(*d*) A "manufacturer" of repair and replacement parts covered by this section who is currently producing or has produced within the preceding twelve months an article which meets the definition of "most comparable commodity" contained in § 1499.3 (b) (1) of the General Maximum Price Regulation and who establishes his ceiling prices for such an article after April 30, 1946 under § 1499.3 (b) (1) of the General Maximum Price Regulation shall calculate his ceiling price by applying to his current direct cost for the article being priced the percentage determined by dividing the current ceiling price of the most comparable commodity (as adjusted under this section) by the current unit direct cost of such commodity.

(*e*) If a "manufacturer" cannot determine his ceiling price for a repair or replacement part under any of the three preceding subparagraphs he shall apply to the Office of Price Administration for the establishment of his ceiling price under § 1499.3 (b) (2) of the General Maximum Price Regulation if he produces the part himself or under § 1499.3 (c) if he purchases the part for resale. Ceiling prices established under either of those sections will reflect either the price of the "most comparable commodity" or the supplier's prices as the case may be, adjusted in accordance with this paragraph.

(iv) *Resellers' ceiling prices.* A purchaser for resale, other than a "manufacturer" as defined above, of repair or replacement parts covered by this § 1499.75 (a) (28) who purchases such parts after April 30, 1946 shall determine his ceiling price as follows:

(*a*) A purchaser for resale who delivered or offered for delivery during March 1942 an article which meets the definitions of "most comparable article" contained in § 1499.3 (a) of the General Maximum Price Regulation, except that it need not be currently offered for sale, shall determine his ceiling prices for resales of such parts by adding to his invoice cost the same mark-up he had on that comparable article, according to the method and procedure set forth in that section.

(*b*) If a purchaser for resale cannot determine his ceiling price under the above method, he shall apply to the Office of Price Administration for the establishment of his ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices adjusted in accordance with this paragraph.

(v) *Filing.* The determination of a ceiling price under subdivisions (iii) (*c*), (iii) (*d*), or (iv) (*a*) need not be reported to the Office of Price Administration. Each seller, however, must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his resale ceiling price for inspection by the Office of Price Administration, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(vi) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale of articles covered by this § 1499.75 (a) (28) showing prices adjusted or determined in accordance with this paragraph, the seller shall notify the purchaser in writing of the method established by this paragraph for determining resale ceiling prices for the articles. This notice may be given in any convenient form.

(vii) *Definitions.* Unless the context requires otherwise, the definitions set forth in the General Maximum Price Regulation shall apply to the terms used herein.

This amendment shall become effective on the 30th day of April 1946.

NOTE: The reporting and record-keeping provisions of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 30th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7221; Filed, Apr. 30, 1946; 11:35 a. m.]

PART 1388—DEFENSE-RENTAL AREAS

[Designation and Rent Declaration 31,[1] Amdt. 42]

DESIGNATION OF CERTAIN AREAS AND RENT DECLARATIONS RELATING TO SUCH AREAS

In § 1388.1341 of Designation and Rent Declaration 31, Items 5, 7, 11, 12, 21, 29, 30, 31, 40, 41, 43, 196, 226 are amended, Items 228–236, inclusive, are added, and Item 210 is revoked, to read as follows:

(5) Colorado	Colorado	That portion of the State of Colorado, not designated prior to October 5, 1942 by the Price Administrator as part of any defense-rental area, except the Counties of Boulder, Chaffee, Garfield, Mesa, Moffat, Rio Blanco, Weld, and part of Larimer County, consisting of Townships 4, 5, 6, 7, 8, 9, 10, 11, and 12 North, east of the range line between Ranges 71 and 72 West.
(7) Georgia	Georgia	That portion of the State of Georgia, not designated prior to October 5, 1942 by the Price Administrator as part of any defense-rental area, except the Counties of Floyd, Hall, Laurens, Long, Sumter, Thomas, Tift, and Ware.
(11) Iowa	Iowa	That portion of the State of Iowa, not designated prior to October 5, 1942 by the Price Administrator as part of any defense-rental area, except the Counties of Cerro Gordo, Dubuque, Jasper, Jefferson, Johnson, Wapello, Woodbury, and in Delaware County that part of Dyersville City located therein; in Jones County, that part of Cascade Town located therein; in Jackson County, that part of Zwingle Town located therein.
(12) Kansas	Kansas	That portion of the State of Kansas, not designated prior to October 5, 1942 by the Price Administrator as part of any defense-rental area, except the Counties of Barton, Cloud, Ellis, Finney, Ford, Gray, Lyon, Morris, Russell, Pratt, Reno, and Stafford.
(21) Missouri	Missouri	That portion of the State of Missouri, not designated prior to October 5, 1942 by the Price Administrator as part of any defense-rental area, except Buchanan and Cole Counties.
(29) North Carolina	North Carolina	That portion of the State of North Carolina, not designated prior to October 5, 1942 by the Price Administrator as part of any defense-rental area, except the Counties of Alamance, Buncombe, Chowan, Edgecombe, Forsyth, Granville, Moore, Nash, Pender, Perquimans, Wake, and Washington.
(30) North Dakota	North Dakota	That portion of the State of North Dakota, not designated prior to October 5, 1942 by the Price Administrator as part of any defense-rental area, except the Counties of Burleigh, Cass, Grand Forks, Morton, and Ward, and that part of Wilton City in McLean County.
(31) Ohio	Ohio	That portion of the State of Ohio, not designated prior to October 5, 1942 by the Price Administrator as part of any defense-rental area, except the Counties of Clinton, Fayette, Guernsey, Licking, and Muskingum, and that part of Roseville Village located in Perry County.
(40) Vermont	Vermont	That portion of the State of Vermont, not designated prior to October 5, 1942 by the Price Administrator as part of any defense-rental area, except the Counties of Franklin and Windham.
(41) Virginia	Virginia	That portion of the State of Virginia, not designated prior to October 5, 1942, by the Price Administrator as part of any defense-rental area, except the Counties of Accomack, Albemarle, Alleghany, Amherst, Bedford, Campbell, Frederick, Northampton, Roanoke, Shenandoah, and Warren, and the Independent Cities of Charlottesville, Clifton Forge, Danville, Lynchburg, Roanoke, and Winchester, and in Pittsylvania County, the Magisterial Districts of Tunstall and Dan River, and in Rockbridge County, the Magisterial District of Lexington, and in Tazewell County, the Town of Bluefield.
(43) West Virginia	West Virginia	That portion of the State of West Virginia, not designated prior to October 5, 1942, by the Price Administrator as part of any defense-rental area, except the Counties of Berkeley, Harrison, Logan, McDowell, Mercer, Mineral, Mingo, Raleigh, and Wyoming, and the Magisterial District of Pocatalico in the County of Putnam.
(196) Craig	Colorado	Moffat and Rio Blanco.
(226) Bluefield	West Virginia	McDowell, Mercer, Mingo, Raleigh, and Wyoming.
	Virginia	Bluefield Town in Tazewell County.
(228) Tifton	Georgia	Tift.
(229) Mason City	Iowa	Cerro Gordo.
(230) Emporia	Kansas	Lyon.
(231) Jefferson City	Missouri	Cole.
(232) Bismarck-Mandan	North Dakota	Burleigh and Morton Counties, and that part of Wilton City in McLean County.
(233) Zanesville	Ohio	Muskingum County and that part of Roseville Village located in Perry County.
(234) Brattleboro	Vermont	Windham.
(235) St. Albans	Vermont	Franklin.
(236) Lynchburg	Virginia	Independent City of Lynchburg, and the Counties of Amherst, Bedford, and Campbell.

[1] 10 F.R. 12001, 12162; 11 F.R. 246, 1287, 2189, 3479.

This amendment shall become effective May 1, 1946.

Issued this 29th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7185; Filed, Apr. 29, 1946; 4:23 p. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[FPR 1,[1] Supp. 18]

IMPORTED GREEN SPANISH OLIVES

A statement of the considerations involved in the issuance of this supplement has been issued and filed with the Division of the Federal Register.

ARTICLE I—EXPLANATION OF THE SUPPLEMENT

Sec.
1. Explanation of the supplement.
2. Applicability of Food Products Regulation No. 1.
3. Definitions.

ARTICLE II—PRICING PROVISIONS

4. Maximum prices for sales by processors of imported green Spanish olives.
5. Maximum prices for sales by distributors other than wholesalers and retailers.
6. Maximum prices that any person may pay for green Spanish olives to be imported into the continental United States.
7. Provisions of Article II of Food Products Regulation No. 1 applicable to this supplement.

ARTICLE III—MISCELLANEOUS PROVISIONS

8. Provisions of Article III of Food Products Regulation No. 1 applicable to this supplement.

AUTHORITY: § 1351.483 issued under 56 Stat. 23, 765; 57 Stat. 556; Pub. Law 383, 78th Cong.; Pub. Law 108, 79th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; E.O. 9599, 10 F.R. 10155; E.O. 9651, 10 F.R. 13487; E.O. 9697, 11 F.R. 1691.

ARTICLE I—EXPLANATION OF THE SUPPLEMENT

SECTION 1. *Explanation of the supplement.* (a) This supplement establishes maximum prices for sales of imported green Spanish olives by all persons except wholesalers and retailers.

This supplement also establishes maximum prices that any person may pay for green Spanish olives to be imported into the continental United States.

(b) This supplement applies in the 48 States of the United States and the District of Columbia.

(c) This supplement supersedes the provisions of all other maximum price regulations and orders as to the commodities and sellers covered.

(d) This supplement becomes effective May 6, 1946.

SEC. 2. *Applicability of Food Products Regulation No. 1.* Important: Not all of the provisions affecting the maximum prices of imported green Spanish olives are stated in this supplement. Those which are not specifically set forth here are stated in Food Products Regulation No. 1, and they are just as much a part of this supplement as if they were printed here. The "Explanation of the Regulation" is also a part of this supplement.

The particular sections of Food Products Regulation No. 1 which are applicable to this supplement are listed at appropriate places in the following provisions (in each case the section number set forth in parenthesis is the appropriate section number of Food Products Regulation No. 1). When any applicable section of the regulation is amended, the amendment also is applicable to this supplement.

SEC. 3. *Definitions.* (a) When used in this supplement, the term:

(1) "Imported green Spanish olives" means green olives, with or without pits, green olives stuffed with peppers or pimientos, and chopped or broken green olives without pits, imported into continental United States from Spain in bulk (e. g. in hogsheads, casks or barrels).

(b) The definitions of the following terms, set forth in the designated sections of Food Products Regulation No. 1, are applicable to this supplement:

"Person" (sec. 1.1 of FPR 1).
"Processor" (sec. 1.2 of FPR 1).
"Distributor" (sec. 1.3 of FPR 1).
"Wholesaler" and "retailer" (sec. 1.6 of FPR 1).
"Ultimate consumer" (sec. 1.7 of FPR 1).
"Item" (sec. 1.8 of FPR 1).
"Container type" (sec. 1.9 of FPR 1).
"Sale" (sec. 1.10 of FPR 1).
"Price" (sec. 1.11 of FPR 1).
"Records" (sec. 1.14 of FPR 1).

ARTICLE II—PRICING PROVISIONS

SEC. 4. *Maximum prices for sales by processors of imported green Spanish olives.* (a) The processor's maximum prices, f. o. b. shipping point, for sales of first quality imported green Spanish olives to purchasers other than government procurement agencies shall be the following prices:

TABLE 1—STUFFED MANZANILLA OLIVES PLACED

[Dollars per dozen containers]

Item No.	Container size	Size of olive	Zones [1]			
			Zone 1	Zone 2	Zone 3	Zone 4
1	No. 5 Tall [2]	All sizes	$2.50	$2.515	$2.53	$2.545
2	No. 7 Tall [2]	do	3.44	3.465	3.49	3.515
3	No. 10 Tall [2]	do	4.63	4.665	4.70	4.735
4	No. 6 Paragon	do	3.13	3.15	3.17	3.19
5	No. 8 Paragon or Economy	do	3.69	3.715	3.74	3.765
6	No. 12 Paragon	do	5.45	5.49	5.53	5.57
7	No. 16 Paragon	do	7.51	7.56	7.61	7.66
8	No. 20 Paragon	do	9.39	9.455	9.52	9.585
9	No. 32 Mason	do	14.08	14.185	14.29	14.395

TABLE 2—STUFFED MANZANILLA OLIVES THROWN

1	No. 5 Tall [2]	All sizes	$2.25	$2.265	$2.28	$2.295
2	No. 7 Tall [2]	do	3.26	3.285	3.31	3.335
3	No. 10 Tall [2]	do	4.19	4.225	4.26	4.295
4	No. 6 Paragon	do	2.88	2.90	2.92	2.94
5	No. 8 Paragon or Economy	do	3.51	3.535	3.56	3.585
6	No. 12 Paragon	do	4.69	4.73	4.77	4.81
7	No. 16 Paragon	do	6.57	6.62	6.67	6.72
8	No. 20 Paragon	do	8.01	8.075	8.14	8.205
9	No. 32 Mason	do	11.64	11.745	11.85	11.955

TABLE 3—STUFFED QUEEN OLIVES PLACED

1	No. 5 Tall [2]	All sizes	$2.51	$2.525	$2.54	$2.555
2	No. 7 Tall [2]	do	3.32	3.345	3.37	3.395
3	No. 10 Tall [2]	do	4.14	4.175	4.21	4.245
4	No. 6 Paragon	do	2.71	2.73	2.75	2.77
5	No. 8 Paragon or Economy	90/100	3.29	3.415	3.44	3.465
6		All sizes smaller than 90/100	3.36	3.385	3.41	3.435
7	No. 12 Paragon	70/80	5.085	5.125	5.165	5.205
8		80/90	4.95	4.99	5.03	5.07
9		90/100	4.81	4.85	4.89	4.93
10		All sizes smaller than 90/100.	4.68	4.72	4.76	4.80

See footnotes at end of tables.

[1] 9 F.R. 6711, 10 F.R. 11298, 12446.

TABLE 3—STUFFED QUEEN OLIVES PLACED—Continued

[Dollars per dozen containers]

Item No.	Container size	Size of olive	Zones [1]			
			Zone 1	Zone 2	Zone 3	Zone 4
11	No. 16 Paragon	70/80	7.12	7.17	7.22	7.27
12		80/90	6.78	6.83	6.88	6.93
13		90/100	6.64	6.69	6.74	6.79
14		All sizes smaller than 90/100.	6.37	6.42	6.47	6.52
15	No 20 Paragon	70/80	8.95	9.015	9.08	9.145
16		80/90	8.61	8.675	8.74	8.805
17		90/100	8.41	8.475	8.54	8.605
18		All sizes smaller than 90/100	8.27	8.335	8.40	8.465
19	No. 32 Mason	70/80	14.92	15.025	15.13	15.235
20		80/90	13.90	14.005	14.11	14.215
21		90/100	13.63	13.735	13.84	13.945
22		All sizes smaller than 90/100.	12.54	12.645	12.75	12.855

TABLE 4—STUFFED QUEEN OLIVES THROWN

1	No. 7 Tall [2]	All sizes	$3.05	$3.075	$3.10	$3.125
2	No. 10 Tall [2]	do	3.93	3.965	4.00	4.035
3	No. 6 Paragon	do	2.44	2.46	2.48	2.50
4	No. 8 Paragon or Economy	do	3.32	3.345	3.37	3.395
5	No. 12 Paragon	do	4.47	4.51	4.55	4.59
6	No. 16 Paragon	do	6.31	6.36	6.41	6.46
7	No. 20 Paragon	do	7.66	7.725	7.79	7.855
8	No. 32 Mason	do	11.05	11.155	11.26	11.365

TABLE 5—PLAIN QUEEN OLIVES PLACED

1	No. 5 Tall [2]	All sizes	$1.88	$1.895	$1.91	$1.925
2	No. 7 Tall [2]	do	2.37	2.395	2.42	2.445
3	No. 10 Tall [2]	70/80	3.76	3.795	3.83	3.865
4		80/90	3.31	3.345	3.38	3.415
5		90/100	3.23	3.265	3.30	3.335
6		100/130	3.19	3.225	3.26	3.295
7		130/160	3.01	3.045	3.08	3.115

TABLE 5—PLAIN QUEEN OLIVES PLACED—Continued

[Dollars per dozen containers]

Item No.	Container size	Size of olive	Zones [1]			
			Zone 1	Zone 2	Zone 3	Zone 4
8	No. 8 Paragon or Economy	70/80	$2.93	$2.955	$2.98	$3.005
9		80/100	2.86	2.885	2.91	2.935
10		100/130	2.78	2.805	2.83	2.855
11		130/160	2.74	2.765	2.79	2.815
12	No. 12 Paragon	60/70	5.26	5.30	5.34	5.38
13		70/80	4.36	4.40	4.44	4.48
14		80/90	4.28	4.32	4.36	4.40
15		90/100	3.91	3.95	3.99	4.03
16		100/130	3.83	3.87	3.91	3.95
17		130/160	3.76	3.80	3.84	3.88
18	No. 16 Paragon	60/70	6.76	6.81	6.86	6.91
19		70/80	5.86	5.91	5.96	6.01
20		80/90	5.19	5.24	5.29	5.34
21		90/100	5.04	5.09	5.14	5.19
22		100/130	4.96	5.01	5.06	5.11
23		130/160	4.73	4.78	4.83	4.88
24	No. 20 Paragon	60/70	8.57	8.635	8.70	8.765
25		70/80	6.99	7.055	7.12	7.185
26		80/90	6.84	6.905	6.97	7.035
27		90/100	6.69	6.755	6.82	6.885
28		100/130	6.39	6.455	6.52	6.585
29	No. 32 Mason	60/70	14.84	14.945	15.05	15.155
30		70/80	10.90	11.005	11.11	11.215
31		80/90	10.33	10.435	10.54	10.645
32		90/100	9.88	9.985	10.09	10.195
33		100/130	9.73	9.835	9.94	10.045
34		130/160	8.98	9.085	9.19	9.295

TABLE 6—PLAIN QUEEN OLIVES THROWN

1	No. 5 Tall [2]	All sizes	$1.73	$1.745	$1.76	$1.775
2	No. 7 Tall [2]	All sizes	2.25	2.275	2.30	2.325
3	No 10 Tall [2]	90/100	2.89	2.925	2.96	2.995
4		100/130	2.93	2.905	3.00	3.035
5		130/160	2.84	2.875	2.91	2.945
6		160/220	2.78	2.815	2.85	2.885
7	No. 8 Paragon or Economy	70/80	2.69	2.715	2.74	2.765
8		80/90	2.59	2.615	2.64	2.665
9		90/100	2.54	2.565	2.59	2.615
10		100/130	2.48	2.505	2.53	2.555
11		130/160	2.40	2.425	2.45	2.475
12		160/220	2.37	2.395	2.42	2.445
13	No. 12 Paragon	70/80	3.80	3.84	3.88	3.92
14		80/90	3.64	3.68	3.72	3.76
15		90/100	3.53	3.57	3.61	3.65
16		100/130	3.46	3.50	3.54	3.60
17		130/160	3.34	3.38	3.42	3.46
18		160/220	3.16	3.20	3.24	3.28
19	No. 16 Paragon	70/80	5.00	5.05	5.10	5.15
20		80/90	4.73	4.78	4.83	4.88
21		90/100	4.62	4.67	4.72	4.77
22		100/130	4.55	4.60	4.65	4.70
23		130/160	4.36	4.41	4.46	4.51
24		160/220	4.25	4.30	4.35	4.40
25	No. 20 Paragon	70/80	6.66	6.715	6.18	6.245
26		80/90	5.82	5.885	5.95	6.015
27		90/100	5.67	5.735	5.80	5.865
28		100/130	5.56	5.625	5.69	5.755
29		130/160	5.34	5.405	5.47	5.535
30		160/220	5.22	5.283	5.35	5.415
31	No. 32 Mason	70/80	8.79	8.895	9.00	9.105
32		80/90	8.45	8.555	8.66	8.765
33		90/100	8.19	8.295	8.40	8.505
34		100/130	8.08	8.185	8.29	8.395
35		130/160	7.70	7.805	7.91	8.015
36		160/220	7.55	7.659	7.76	7.865

TABLE 7—PITTED MANZANILLA OLIVES PLACED

1	No. 5 Tall [2]	All sizes	$2.48	$2.495	$2.51	$2.525
2	No. 7 Tall [2]	do	3.21	3.235	3.26	3.285
3	No. 10 Tall [2]	do	4.27	4.305	4.34	4.375
4	No. 6 Paragon	do	2.64	2.66	2.68	2.70
5	No. 8 Paragon	do	3.65	3.675	3.70	3.725
6	No. 16 Paragon	do	6.72	6.77	6.82	6.87
7	No. 32 Mason	do	12.41	12.515	12.62	12.725

See footnotes at end of tables.

TABLE 8—PITTED MANZANILLA OLIVES THROWN

[Dollars per dozen containers]

Item No.	Container size	Size of olive	Zones [1]			
			Zone 1	Zone 2	Zone 3	Zone 4
1	No. 5 Tall [2]	All sizes	$2.20	$2.215	$2.23	$2.245
2	No. 7 Tall [2]	do	2.51	2.535	2.56	2.585
3	No. 10 Tall [2]	do	3.58	3.615	3.65	3.685
4	No. 8 Paragon	do	3.21	3.235	3.26	3.285
5	No. 16 Paragon	do	4.97	5.02	5.07	5.12
6	No. 32 Mason	do	8.92	9.025	9.13	9.235

TABLE 9—MAXIMUM PRICES FOR BULK SALES [3]

[Dollars per gallon. Prices include containers]

Item No.	Kind and size of olives	Size of container	Zones [1]			
			Zone 1	Zone 2	Zone 3	Zone 4
	Stuffed Manzanillas:					
1	All sizes	48- or 50-gallon barrels	$3.44	$3.475	$3.51	$3.545
	Stuffed Queen:					
2	70/80	do	3.53	3.565	3.60	3.635
3	80/90	do	3.46	3.495	3.53	3.565
4	90/100	do	3.25	3.285	3.32	3.355
5	100/130	do	3.19	3.225	3.26	3.295
6	130/160	do	3.12	3.155	3.19	3.225
7	160 and smaller	do	3.12	3.155	3.19	3.225
	Plain Queen:					
8	60/70	160- or 170-gallon casks	3.38	3.415	3.45	3.485
9	70/80	do	2.86	2.895	2.93	2.965
10	80/90	do	2.56	2.595	2.63	2.665
11	90/100	do	2.40	2.435	2.47	2.505
12	100/130	do	2.33	2.365	2.40	2.435
13	130/160	do	2.21	2.245	2.28	2.315
14	160 and smaller	do	2.10	2.135	2.17	2.205
	Pitted Manzanillas:					
15	All sizes	48- or 50-gallon barrels	2.79	2.825	2.86	2.895
	Broken Stuffed Manzanillas:					
16	All sizes	do	2.99	3.025	3.06	3.095
	Broken Stuffed Queen:					
17	All sizes	do	2.84	2.875	2.91	2.945
18	Chopped Olives	do	3.64	3.675	3.71	3.745

[1] The zone in each case refers to the place where the processors factory is located. The states or areas included in each zone are as follows:

Zone 1: New York City.

Zone 2: Connecticut, Delaware, District of Columbia, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, New York (except New York City), Pennsylvania, Rhode Island, Vermont and Virginia.

Zone 3: Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Michigan, Minnesota, Missouri, Nebraska, North Carolina, Ohio, South Carolina, South Dakota, West Virginia and Wisconsin.

Zone 4: Alabama, Arizona, Arkansas, California, Colorado, Florida, Idaho, Louisiana, Mississippi, Montana, Nevada, New Mexico, North Dakota, Oklahoma, Oregon, Tennessee, Texas, Utah, Washington and Wyoming.

[2] These containers are also known as Hazel, Cylinder and Royal.

[3] The maximum prices per gallon named in Table 9 apply to olives packed in the containers indicated in the table. For olives repacked in any of the containers listed below, the processor shall add the amount per gallon indicated for the appropriate container:

48 or 50 gallon barrels	$0.02½
30 gallon barrels	.10
15 gallon barrel or keg	.12
10 gallon keg or kit	.13
5 gallon keg or kit	.15
4—1 gallon jars	.20
1—1 gallon jar	.22½
6—½ gallon jars	.25

(b) The processor's maximum price, f. o. b. shipping point, for sales of an item of second quality imported green Spanish olives to purchasers other than Government procurement agencies shall be determined by him by subtracting from the maximum price named in paragraph (a), above, for the item which is most similar to the item being priced, the same dollars-and-cents differential which existed in March 1942 between his maximum prices for the two items.

SEC. 5. *Maximum prices for sales by distributors other than wholesalers and retailers.* The maximum price for an item of imported green Spanish olives, f. o. b. shipping point, of a distributor who is not a wholesaler or retailer shall be:

(a) The maximum price of his supplier, f. o. b. shipping point, plus incoming freight paid by the distributor if he purchased the particular goods being priced from a supplier other than a wholesaler or retailer who prices under Maximum Price Regulation 421, 422 or 423.

(b) The "net cost" of his supplier under Maximum Price Regulation 421, 422, or 423, plus incoming freight paid by the distributor, if he purchased the particular goods being priced from a wholesaler or retailer who priced under one of those regulations.

SEC. 6. *Maximum prices that any person may pay for green Spanish olives to be imported into the continental United*

States. (a) Except as provided in paragraphs (b) and (c), below, no person in the course of trade or business shall import (buy, receive or in any manner pay for and bring in, deliver or cause to be brought into the continental United States) the following items of imported green Spanish olives at prices higher than the following:

(1) *Maximum prices C. I. F. first port or point of entry into continental United States.*

	Per fanega
Plain Queens:	
Firsts	[1] $26.75
Seconds	[1] 24.75
Stuffed Queens	137.25
Stuffed Manzanillas	37.25
Pitted Manzanillas	29.25
Broken olives consisting of Queens and Manzanillas without pits	14.25
All other stuffed olives	37.25
All other plain olives	16.75
Unpitted fine Manzanillas—Firsts	25.75

[1] These prices are average prices and are the prices at which the following official assortments consisting of 100 hogsheads, casks or barrels are to be imported.

[Hogsheads, casks or barrels]

Size	Official assortments	
	Queen olives, first quality, plain and stuffed	Queen olives, second quality
70/80	2	4
80/90	8	10
90/100	15	18
100/110	18	20
110/120	15	16
120/130	13	12
130/140	10	8
140/150	7	5
150/160	5	3
160/180	3	2
180/200	2	1
200/220	2	1
Total	100	100

For nonofficial assortments or single size purchases, the c. i. f. maximum prices shall be as follows:

[Maximum price per fanega c. i. f. first port or point of entry into continental United States]

Size	Nonofficial assortments		
	Plain Queen olives, first quality	Plain Queen olives, second quality	Stuffed Queen olives
70/80	$29.25	$25.30	$39.75
80/90	28.25	25.15	38.75
90/100	27.50	25.00	38.00
100/110	27.00	24.85	37.50
110/120	26.75	24.70	37.25
120/130	26.50	24.55	37.00
130/140	26.25	24.40	36.75
140/150	26.00	24.30	36.50
150/160	25.50	24.20	36.00
160/180	25.25	24.10	35.75
180/200	25.00	24.00	35.50
200/220	25.00	24.00	35.50

(2) The word "person" or "importer" as used in this section 6 means the first consignee in the continental United States of the imported green Spanish olives.

(3) The word "fanega" means the Spanish unit of measure which is equivalent to 16 gallons or 97 pounds drained weight for green Spanish olives with pits or stuffing and 72.75 pounds drained weight for those olives without pits or stuffing.

(4) The above prices include foreign export duties or taxes, freight to the point or port of entry into continental United States, insurance on freight to point or port of entry, brokerage, marine insurance, insurance on duty, and all other charges except applicable United States duties. For sales by the foreign seller direct to the first consignee in the continental United States without the services of a broker the applicable maximum price is the price set forth in paragraph (a) (1), above, less 3 percent.

(b) The maximum importing prices set forth above do not apply to any items of imported green Spanish olives on the high seas en route to the United States on April 30, 1946.

(c) Contracts for any of the items of imported green Spanish olives described in paragraph (a) (1), above, entered into prior to April 30, 1946, under which the importing price is higher than the price established by this section may be carried out at the contract price where such contract or contracts are accompanied by an unexpired irrevocable letter or letters of credit having a definite expiration date and where such letter or letters were issued prior to April 30, 1946. Such contracts may be carried out until the expiration date of such letter or letters of credit but no letter of credit providing for a higher maximum importing price shall be renewed or extended after the issuance date of this supplement.

Where a contract is excepted by this paragraph the importer of the imported green Spanish olives shall file a copy of said contract and the accompanying letter of credit with the Processed Fruits and Vegetables Section, Food Price Division, Washington, D. C., on or before May 20, 1946.

After the importer has received the final shipment called for by such excepted contract, he shall report such receipt to the Processed Fruits & Vegetables Section, Food Price Division, Washington, D. C., within two weeks of the receipt of the final shipment, stating that the total amount received did not exceed the quantity specified in such excepted contract.

Every person importing green Spanish olives into the continental United States after May 6, 1946, shall keep for inspection for so long as the Emergency Price Control Act of 1942, as amended, remains in effect, accurate records of each importation, including the date of the contract, the name of the foreign supplier, the price paid and a description of the kind, variety, style and quantity of imported green Spanish olives purchased.

SEC. 7. *Provisions of Article II of Food Products Regulation No. 1 applicable to this supplement.* The following provisions of Food Products Regulation No. 1 are applicable to this supplement:

(a) Maximum prices for products in new container types or sizes (sec. 2.2 of FPR 1).

(b) Adjustment of dollars-and-cents maximum prices for processors who perform the wholesale or retail function (sec. 2.3 of FPR 1).

(c) Individual authorization of maximum prices (sec. 2.5 of FPR 1).

(d) Uniform prices where the processor or repacker has more than one factory (sec. 2.7 of FPR 1).

(e) Uniform delivered prices where the seller has customarily been selling on a f. o. b. shipping point basis (sec. 2.8 of FPR 1).

(f) Payment of brokers (sec. 2.11 of FPR 1).

(g) Maximum prices for sales to government procurement agencies (sec. 2.12 of FPR 1).

(h) Special packing expenses that may be reflected in maximum prices for sales to government procurement agencies (sec. 2.13 of FPR 1).

(i) Treatment of Federal and State taxes (sec. 2.14 of FPR 1).

(j) Units of sale and fractions of a cent (sec. 2.15 of FPR 1).

(k) Maintenance of customary discounts and allowances (sec. 2.16 of FPR 1).

ARTICLE III—MISCELLANEOUS PROVISIONS

SEC. 8. *Provisions of Article III of Food Products Regulation No. 1, applicable to this supplement.* The following provisions of Food Products Regulation No. 1 are applicable to this supplement:

(a) Storage (sec. 3.3 of FPR 1).

(b) Export sales (sec. 3.4 of FPR 1).

(c) Notification of new maximum price (sec. 3.5 of FPR 1).

(d) Records which must be kept (sec. 3.6 of FPR 1).

(e) Sales slips and receipts (sec. 3.8 of FPR 1).

(f) Transfers of business or stock in trade (sec. 3.9 of FPR 1).

(g) Adjustable pricing (sec. 3.11 of FPR 1).

(h) Compliance with the applicable supplement (sec. 3.12 of FPR 1).

(i) Adjustment of maximum prices of food products under "Government contracts" or subcontracts (sec. 3.13 of FPR 1).

(j) Applications for adjustment by sellers who have been found to have violated the Robinson-Patman Act (sec. 3.14 of FPR 1).

(k) Petitions for amendment (sec. 3.16 of FPR 1).

Effective date. This supplement shall become effective May 6, 1946.

NOTE: All record-keeping and reporting requirements of this supplement have been approved by the Bureau of the Budget, in accordance with the Federal Reports Act of 1942.

Issued this 30th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7222; Filed, Apr. 30, 1946; 11:37 a. m.]

PART 1388—DEFENSE-RENTAL AREAS

[Hotels and Rooming Houses,[1] Amdt. 80]

HOTELS AND ROOMING HOUSES

Schedule A of the Rent Regulation for Hotels and Rooming Houses is amended in the following respects:

1. Items 78b, 113a, 115c, 144a, 169a, 223c, 241b, 337b, 338a, 342b, are added, and

2. Items 42a and 354b are amended to read as follows:

[1] 10 F.R. 15210; 11 F.R. 245, 246, 740, 1299, 2189, 2774, 3480.

	Name of defense-rental area	State	County or counties in defense-rental area under rent regulation for hotels and rooming houses	Maximum rent date	Effective date of regulation	Date by which registration statement to be filed (inclusive)
(42a)	Craig	Colorado	Moffat	Oct. 1, 1944	Jan. 1, 1946	Feb. 15, 1946
			Rio Blanco	do	May 1, 1946	June 15, 1946
(78b)	Tifton	Georgia	Tift	Mar. 1, 1945	do	Do.
(113a)	Mason City	Iowa	Cerro Gordo	Oct. 1, 1945	do	Do.
(115c)	Emporia	Kansas	Lyon	Mar. 1, 1945	do	Do.
(144a)	Greenfield	Massachusetts	Franklin	Jan. 1, 1945	do	Do.
(169a)	Jefferson City	Missouri	Cole	July 1, 1945	do	Do.
(223c)	Bismarck-Mandan	North Dakota	Burleigh and Morton Counties and that part of Wilton City in McLean County.	Mar. 1, 1945	do	Do.
(241b)	Zanesville	Ohio	Muskingum County and that part of Roseville Village located in Perry County.	do	do	Do.
(337b)	Brattleboro	Vermont	Windham	Jan. 1, 1945	do	Do.
(338a)	St. Albans	do	Franklin	do	do	Do.
(342b)	Lynchburg	Virginia	Independent City of Lynchburg, and the Counties of Amherst, Bedford and Campbell.	July 1, 1945	do	Do.
(354b)	Bluefield	West Virginia	Mercer County	Jan. 1, 1945	Apr. 1, 1946	May 15, 1946
			McDowell, Mingo, Raleigh, and Wyoming	do	May 1, 1946	June 15, 1946
		Virginia	Bluefield Town in Tazewell County	do	Apr. 1, 1946	May 15, 1946

This amendment shall become effective May 1, 1946.

Issued this 29th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7186; Filed, Apr. 29, 1946; 4:23 p. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[Rev. SR 14B, Amdt. 3]

BREAD AND BAKERY PRODUCTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Paragraph (e) of section 7 of Revised Supplementary Regulation 14B is added to read as follows:

(e) *Maximum prices for the sale of rye bread.* (1) If you are a producer of rye bread, you may increase your maximum price for the sale of such bread by an amount not exceeding 2 cents per pound: *Provided*, That if such increase results in an amount containing a fraction of a cent, such fraction shall be disregarded and your maximum price shall be rounded to the next lower whole number of cents: *And provided further*, That such increase shall not result in a maximum price for sales at wholesale in excess of 12 cents per pound.

(2) Whenever a producer of rye bread increases his maximum price pursuant to paragraph (a) above, any reseller of such brand may increase his maximum price by a like amount per pound.

(3) As used in this paragraph, "rye" bread means any bread whose flour content consists of rye flour and wheat flour in the ratio of at least 1 part of rye flour to four parts of wheat flour.

(4) This paragraph (e) shall be effective only until July 1, 1946.

This amendment shall become effective April 30, 1946.

Issued this 30th day of April 1946.

PAUL A. PORTER,
Administrator.

Approved: April 24, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-7220; Filed, Apr. 30, 1946; 11:34 a. m.]

PART 1388—DEFENSE-RENTAL AREAS

[Housing[1], Amdt. 86]

HOUSING

Schedule A of the Rent Regulation for Housing is amended in the following respects:

1. Items 78b, 113a, 115c, 144a, 169a, 223e, 241b, 337b, 338a, 342b, are added, and

2. Items 42a and 354b are amended to read as follows:

	Name of defense-rental area	State	County or counties in defense-rental area under rent regulation for housing	Maximum rent date	Effective date of regulation	Date by which registration statement to be filed (inclusive)
(42a)	Craig	Colorado	Moffat	Oct. 1, 1944	Jan. 1, 1946	Feb. 15, 1946
			Rio Blanco	do	May 1, 1946	June 15, 1946
(78b)	Tifton	Georgia	Tift	Mar. 1, 1945	do	Do.
(113a)	Mason City	Iowa	Cerro Gordo	Oct. 1, 1945	do	Do.
(115c)	Emporia	Kansas	Lyon	Mar. 1, 1945	do	Do.
(144a)	Greenfield	Massachusetts	Franklin	Jan. 1, 1945	do	Do.
(169a)	Jefferson City	Missouri	Cole	July 1, 1945	do	Do.
(223c)	Bismarck Manden	North Dakota	Burleigh and Morton Counties and that part of Wilton City in McLean County.	Mar. 1, 1945	do	Do.
(241b)	Zanesville	Ohio	Muskingum County and that part of Roseville Village located in Perry County.	do	do	Do.
(337b)	Brattleboro	Vermont	Windham	Jan. 1, 1945	do	Do.
(338a)	St. Albans	do	Franklin	do	do	Do.
(342b)	Lynchburg	Virginia	Independent City of Lynchburg, and the Counties of Amherst, Bedford, and Campbell.	July 1, 1945	do	Do.
(354b)	Bluefield	West Virginia	Mercer County	Jan. 1, 1945	Apr. 1, 1946	May 15, 1946
			McDowell, Mingo, Raleigh and Wyoming	do	May 1, 1946	June 15, 1946
		Virginia	Bluefield Town in Tazewell County	do	Apr. 1, 1946	Do.

This amendment shall become effective May 1, 1946.

Issued this 29th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7187; Filed, Apr. 29, 1946; 4:23 p. m.]

PART 1315—RUBBER AND PRODUCTS AND MATERIALS OF WHICH RUBBER IS A COMPONENT

[RMPR 229, Amdt. 6]

RETAIL AND WHOLESALE PRICES FOR RUBBER FOOTWEAR

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

In Appendix A, *Table of Maximum Prices Per Pair of Certain Waterproof Rubber Footwear*, the maximum prices in the column headed "Maximum Prices for Sales at Wholesale" are amended to read as follows;

[1] 10 F.R. 13528, 13545, 14399; 11 F.R. 247, 248, 740, 1299, 1773, 2116, 2189, 2445, 3480.

Type of Footwear	*Maximum prices for sales at wholesale*
Boots, other than severe occupational:	
Men's Short, 15"	$3.30
Boys' Short	3.25
Youths' Short	3.10
Women's Short	2.70
Women's Short, Dress	3.20
Misses' Short	1.80
Child's Short	1.60
Boys' Stormking	4.20
Youths' Stormking	4.00
Men's Legging Short	3.95
Men's Fishing	6.60
Women's Fishing	6.10
Men's Short, Snug Ankle	4.15
Men's Fishing, Snug Ankle	6.75
Men's Duckhunter	6.75
Waders:	
Men's Wading shoe, cleated sole, canvas top	3.30
Men's Wading shoe, molded felt sole, canvas top	5.55
Men's Rubber, surface, stocking foot	10.20
Men's reversible, stocking foot	14.85
Men's rubber surface, boot foot	14.35
Men's jeans, covered pants and boots	20.70
Men's jeans, covered pants and rubber boot foot	14.85
Pacs and Lumbermen's Overs:	
Men's black 15" Lace Mine pac	4.80
Men's black 15" lace Mine pac, steel toe	5.35
Men's black 10" Mine pac	3.90
Men's black 10" Mine pac, safety toe	4.25
Men's black 10" Mine pac, steel toe	4.45
Men's lace 15" Molded sole, plain toe	5.85
Men's over-the-shoe, Laced	4.45
Men's toplace 16", snug ankle	4.20
Men's toplace 12", snug ankle	3.85
Men's toplace 16", molded sole	4.70
Men's toplace 12", molded sole	4.35
Men's Lumberman's Over, half heel (rubber part only)	2.30
Boys' Lumberman's Over, (rubber part only)	2.15
Youth's Lumberman's Over (rubber part only)	2.00
Men's black 2-buckle perfection	3.10
Men's 1-buckle perfection	3.10
Arctics:	
Men's 5-buckle Rubber, heavy duty	4.35
Men's 4-buckle Rubber, heavy duty	3.90
Men's 5-buckle Rubber, net, farmweight	4.05
Men's 4-buckle Rubber, net, farmweight	3.60
Men's 4-buckle Rubber, fleece, farmweight	3.75
Boys' 4-buckle Rubber, net, farmweight	3.25
Men's 4-buckle Rubber, farm-weight (blucher)	3.60
Men's 5-buckle Rubber, Midweight bal, net lined	3.75
Men's 5-buckle Rubber, Midweight bal, fleece lined	3.85
Men's 4-buckle Rubber, Midweight bal, net lined	3.30
Men's 4-buckle Rubber, Midweight bal, fleece lined	3.40
Men's 4-buckle cloth, heavy duty	3.90
Men's 4-buckle cloth, farm-weight (blucher)	3.30
Men's 2-buckle Rubber, net, farmweight	2.80
Men's 1-buckle Rubber, snow excluder	2.60
Men's 1-buckle cloth, farmweight	2.30
Women's 1-buckle cloth	2.00
Men's 5-buckle rubber, Medium weight	3.60
Men's 4-buckle Rubber, Medium weight	3.15
Men's 4-buckle Rubber bal, Lightweight	2.75
Boys' 4-buckle Rubber, Lightweight	2.55
Youths' 4-buckle Rubber, Lightweight	2.30

Type of Footwear—Continued	*Maximum prices for sales at wholesale*
Arctics—Continued.	
Women's 4-buckle Rubber bal, Lightweight	$2.40
Misses' 4-buckle Rubber, Lightweight	2.30
Child's 4-buckle Rubber, Lightweight	2.20
Boys' 3-buckle Rubber bal, Lightweight	2.50
Youths' 3-buckle Rubber bal, Lightweight	2.30
Misses' 3-buckle Rubber, Lightweight	2.20
Child's 3-buckle Rubber, Lightweight	2.10
Men's high slide rubber	3.20
Boys' high slide rubber	2.75
Men's Low slide rubber	2.75
Men's 4-buckle cloth, lightweight cashmerette	3.30
Men's high slide cloth, Lightweight	4.05
Men's 4-buckle cloth bal, Lightweight	3.05
Men's 1-buckle cloth, Lightweight	2.10
Men's Low slide cloth, Lightweight	3.75
Gaiters:	
Men's over-the-shoe boot type	2.70
Women's over-the-shoe boot, 10½"	2.20
Misses' over-the-shoe boot, 9"	2.10
Child's over-the-shot boot, 8"	2.00
Women's laced velveteen boot, fur trim	4.00
Women's warm lined (shearling trim)	3.65
Misses' warm lined (shearling trim)	3.50
Child's warm lined (shearling trim)	3.40
Women's high slide rubber	2.80
Misses' high slide rubber	2.55
Child's high slide rubber	2.40
Women's high slide rubber overboot	2.70
Misses' low slide rubber	1.95
Women's low slide rubber	1.95
Child's low slide rubber	1.95
Women's 2 snap rubber	1.40
Misses' 2 snap rubber	1.40
Child's 2 snap rubber	1.40
Growing girls' strap type rubber	1.80
Misses' strap type rubber	1.65
Child's strap type rubber	1.60
Women's rubber oxford, cloth lined	1.20
Women's rubber oxford, unlined	1.30
Rubbers:	
Men's work, heavy duty	2.00
Men's 2-buckle work, farmweight	2.30
Men's work, farmweight	1.80
Boys' work, farmweight	1.65
Men's work, Storm and/or Semi-Storms	1.55
Boys' work, Storm and/or Semi-Storms	1.50
Men's 2-buckle work	2.05
Men's storm, cloth top, wool jersey	1.95
Men's storm, cloth top, cotton jersey	1.55
Men's rubber oxford	1.55
Men's unlined clog	1.45
Men's unlined over	1.45
Women's unlined over	1.21
Misses' unlined over	1.10
Child's unlined over	1.05
Men's storms and/or S. A. overs and clogs, full lined	1.27
Boys' storms and overs, full lined	1.21
Youths' storms and overs, full lined	1.10
Women's overs, full lined	1.05
Growing girls' storms, full lined	1.05
Misses' storms, full lined	.97
Child's storms, full lined	.91
Women's footholds, calendered sole	.69
Rubbers, special construction:	
Men's sandal, molded	1.01
Men's clog, molded	.85
Women's footholds, molded	.28
Women's footholds, latex, black, including pouch	.87
Women's footholds, latex, spotted, including pouch	1.01

Type of Footwear—Continued	*Maximum prices for sales at wholesale*
Severe occupational boots and work shoes:	
Men's black short boot	$3.75
Men's black short boot, steel toe	4.30
Men's black stormking boot	5.15
Men's black stormking boot, steel toe	5.70
Men's stormking, irrigation	5.85
Men's black short fire fighter boot, duck	5.10
Men's short boot, fire fighter, felt lined	6.45
Men's black stormking fire fighter boot, duck lined	6.90
Men's black stormking fire fighter boot, felt lined	7.55
Men's black hip and thigh boot	5.85
Men's black hip and thigh boot, steel toe	6.40
Men's short boot, heavy duty	4.30
Men's short boot, heavy duty, steel toe	4.85
Men's stormking boot, heavy duty	5.70
Men's stormking boot, heavy duty, steel toe	6.25
Men's hip and thigh boot, heavy duty	6.40
Men's hip and thigh boot, heavy duty ,steel toe	6.95
Men's black work shoe	3.60
Men's black work shoe, steel toe	4.15
Men's black body boot	13.20
Neoprene coated, par-grip sole:	
Men's short boot, steel toe	5.10
Men's stormking boot, steel toe	6.80
Men's hip boot, steel toe	7.60
Men's rubber work shoe, steel toe	4.55

This amendment shall become effective April 30, 1946.

Issued this 30th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Dos. 46-7219; Filed, Apr. 30, 1946; 11:34 a. m.]

Chapter XIV—War Contracts Price Adjustment Board

RENEGOTIATION REGULATIONS

The changes and additions to Parts 1602, 1603, 1604 and 1607 set forth below are also contained in Revision 24 of the Renegotiation Regulations dated April 5, 1946.

MAURICE HIRSCH,
Colonel, General Staff Corps,
Chairman.

PART 1602—PROCEDURE FOR RENEGOTIATION

SUBPART E—COMPLETION OF RENEGOTIATION

In § 1602.254 paragraph (b) is amended to read as follows:

§ 1602.254 *Progress reports.* • • •

(b) The several Departmental Boards and Services will prepare and furnish to the Assignments and Statistics Branch biweekly as at the close of business each alternate Friday (counting from Friday, March 22, 1946) the appropriate Progress Report covering 1944 and 1945 fiscal year assignments, and every four weeks (counting from Friday, March 22, 1946) the appropriate Progress Report covering the 1943 fiscal year assignments. (Form SPRA-O in the case of Departments, see §§ 1607.751–1 and 1607.751–2 of this chapter, and Form SPRA-I in the case of Services, see §§ 1607.751–3 and 1607.751–4 of this chapter.) On the basis of the information supplied in the Progress Reports of the several Departments, the Assignments and Statistics Branch will prepare Status of Renegotiation Reports (Form SPRA I-BB) and Operations Reports (Form SPRA I-CC) and will furnish the same to the War Contracts Board and the Departmental Boards (see §§ 1607.751–6 and 1607.751–8 of this chapter). On the basis of the information supplied in the Progress Reports of the Services, the Assignments and Statistics Branch will prepare Status of Renegotiation Reports (Form SPRA I-B, set forth in § 1607.751–5 of this chapter) and Operations Reports (Form SPRA I-C, set forth in § 1607.751–7 of this chapter). In reporting for 1943, 1944 and 1945 cases, separate reports in similar form will be used for each year.

PART 1603—DETERMINATION OF RENEGOTIABLE BUSINESS AND COSTS

SUBPART A—FISCAL YEAR BASIS FOR RENEGOTIATION AND EXCEPTIONS

In § 1603.313–2 the last sentence is amended to read as follows:

§ 1603.313–2 *Renegotiation with respect to fiscal year ending after July 31, 1945.* • • • The provisions of this section shall not apply (a) with respect to a determination of excessive profits or no excessive profits which is made after the date on which the termination date of the Renegotiation Act, as defined in subsection (h) thereof, becomes fixed or which is made for a part of contractor's fiscal year under § 1603.313–1 (c) (1), which part ended on or before July 31, 1945; (b) with respect to a determination of no excessive profits if the renegotiating agency determines that such determination of no excessive profits would not, under any circumstances, be affected by a change in such termination date. [RR. 313.2]

SUBPART H—COSTS ALLOCABLE AND ALLOWABLE AGAINST RENEGOTIABLE BUSINESS

1. In § 1603.384–2 paragraph (c) is amended to read as follows:

§ 1603.384–2 *Costs in connection with the discontinuance of renegotiable business.* • • •

(c) *Losses from and costs in connection with sale, exchange or abandonment of facilities used in performing renegotiable contracts and subcontracts.* (1) Losses from sale, exchange or abandonment of facilities used in performing renegotiable contracts and subcontracts are allocable to renegotiable business in accordance with the provisions of §§ 1603.385–4 and 1603.385–5. Notwithstanding the method of computing such losses for Federal tax purposes, (i) the costs of moving, dismantling, demolishing, protecting and storing such assets will be taken into account in determining whether losses have been sustained and in computing the amount of such losses for the purposes of renegotiation; and (ii) depreciation or amortization incurred with respect to such assets during a period between the end of their use in the performance of renegotiable business and their sale or other disposal will be disregarded in computing such losses. The excess of such losses over gains from the sale or exchange of such facilities or the excess of such gains over such losses, all as computed under § 1603.385–4 (d), is hereinafter referred to as a "net loss" or a "net gain," as the case may be.

(2) If the cost of facilities used in performing renegotiable contracts and subcontracts has been deducted as an expense rather than treated as a capital expenditure, a loss of the type described in §§ 1603.385–4 and 1603.385–5 will not be realized. In such a case, if the facilities are sold, exchanged or abandoned in connection with the discontinuance of war business, the excess of the total cost of moving, dismantling, demolishing, protecting and storing such facilities over the aggregate of the amounts received or accrued (including therein the salvage value of facilities abandoned) from such a sale or exchange will be treated as a discontinuance cost and is allocable to renegotiable business to the extent that such facilities were used in the performance of renegotiable contracts or subcontracts. The excess of such expenses over such amounts received or accrued, or the excess of such amounts received or accrued over such expenses, is hereinafter referred to as a "net expense" or a "net receipts or accruals" as the case may be.

(3) The net loss, if any defined in subparagraph (1) of this paragraph shall be allowed as a cost in renegotiation only to the extent such net loss exceeds the net receipts or accruals, if any, as defined in subparagraph (2) of this paragraph. The net expense, if any, as defined in subparagraph (2) of this paragraph shall be allowed as a cost in renegotiation only to the extent such net expense exceeds the net gain, if any, as defined in subparagraph (1) of this paragraph.

2. Paragraph (a) of § 1603.385–4 is amended to read as follows:

§ 1603.385–4 *Losses from sale or exchange of facilities used in performing renegotiable contracts or subcontracts.* (a) If, as a result of the sale or exchange of tangible property used in performing renegotiable contracts or subcontracts with respect to which depreciation is allowable under section 23 (l), or amortization is allowable under section 124, of the Internal Revenue Code, a contractor sustains a loss, there will be allowed as an item of cost chargeable to renegotiable contracts and subcontracts an amount equal to that portion of such loss which bears the same ratio to the whole of such loss as the aggregate amount of depreciation or amortization on such property allocable to renegotiable business for all fiscal years of the contractor to the date of such sale or exchange bears to the total amount of depreciation or amortization allowed or allowable on such property as a deduction in computing taxable income of the contractor under the Internal Revenue Code for all taxable years to the date of such sale or exchange; subject, however, to the provisions of paragraphs (d) and (c) of this section and subject to the provisions of § 1603 384–2 (c) (3).

PART 1604—DETERMINATION AND ELIMINATION OF EXCESSIVE PROFITS

SUBPART B—RECOVERY OF EXCESSIVE PROFITS ALREADY REALIZED

Paragraph (b) of § 1604.423 is amended to read as follows:

§ 1604.423 *Withholding as a method of recovery.* • • •

(b) Withholding on subcontracts will be effected by a contractor or subcontractor upon a direction issued by a Secretary of a Department or pursuant to his authority. The contractor should make payment to his subcontractor in accordance with the terms of the subcontract until otherwise so directed. The 1943 Act indemnifies any contractor or subcontractor against all claims on account of compliance with a direction to withhold issued by a Secretary of a Department or pursuant to his authority. Any amount so withheld by a contractor or subcontractor shall be held by him for the account of the United States and shall be paid over to a Department upon a direction issued by or pursuant to the authority of a Secretary of a Department.

PART 1607—FORMS FOR RENEGOTIATION

SUBPART A—FORMS RELATING TO IDENTIFICATION, ASSIGNMENT AND CANCELLATION OF CASES

Section 1607.705–9 is amendcd to read as follows:

§§ 1607.705–9 *Instructions for Preparation of Identification, Tabulation Form (SPRAE–8).*

INSTRUCTIONS FOR PREPARING TABULATION FORM SPRAE–8

Items

1. Insert PAB Assignment Number.
2. Insert "C" "P" or "O."
3. Use Code.
4. Insert "A" or "F."
5. Show month of fiscal year by numeral.
6. Show year by last numeral.

NOTE A: If a case is renegotiated for a period more or less than a full fiscal year show the total number of months, for which data is submitted, in Item 5, leave Item 6 blank and indicate the year involved (based on the last month for which renegotiation figures are furnished) outside and directly below the Item 6 space on the form.

NOTE B: For all contractors having a fiscal year ending in 1946 enter the numeral 6 outside and directly below Item 6 space on the forms. In Item 5 enter only the number of months upon which "financial data" is based.

9. (A) Amount Recovered, where applicable, to be Net Recovery after adjustment for State Income Taxes.

(B) Amount Recovered, via Unilateral Determination, will be marked by inserting X to the right of figures.

33–38. Indicate only Net Balance of Facilities and Advances outstanding at the time of renegotiation.

36. Show Certificates of Necessity obtained only.

37. Show amounts in use of V Loans and V-T Loans.

39–44. Main Compensation only. (Disallowances actual, to be marked on right of figures by X (Do not show amount disallowed) Indicate Disallowances by symbol for all years. Show Corporate Compensation only)

Card 6. Leave Blank.

Card 7. Limit or abbreviate company name to 24 letters (including spaces). Insert sur-

name of contractor first, viz., Doe John J. & Co.'

Card 8. Limit as in Card 7.

NOTE: Names of subsidiaries limited to 23 letters (including spaces).

GENERAL

A. Omit 000 for all dollar amounts and adjust figures to nearest thousand.

B. All percentage figures must be calculated to 1/10 (one-tenth) of 1%, i. e., 14.1, 13.8, 15.0.

C. All deficit figures to be marked (on right) by X.

D. At bottom of page, describe function, main product, material used.

[RR 705.9]

SUBPART E—FORMS OF REPORTS

Sections 1607.751–1 to 1607.751–8, inclusive, are amended to read as follows:

§ 1607.751–1 *Form No. SPRA–O (Progress Report of Departments).*

SPRA–O

DEPARTMENTAL BOARD PROGRESS REPOAT

(Fiscal year _____ Assignments)[1]

From: _____ Close of Friday _____
(Department)

To: Assignments & Statistics Branch
WDPAB—Statistics & Progress Section.

[2]

☐ 1. Gross Assignments received to date _____

☐ 2a. Less — Reassignments requested, pending at WDPAB _____

☐ 2b. Less—Reassignments approved, confirmed by WDPAB _____

3. Net—Assignments charged to this Department _____

4. Report of progress on net assignments in process:
   a. Renegotiation not initiated _____
   b. Statutory renegotiation begun _____
   c. Bona fide oral agreements reached _____
   d. Signed agreements in process _____
   e. Sub-total (4a through 4d) _____

	Number of tabulation Forms SPRAE–8 attached
5. Report on completed assignments:	
☐ 5a. Completed Settlements	
☐ 5b. Impasse Cases—Unilateral Determinations (Final)	
☐ 5c. Completed Clearances	
Cancellations	
☐ 5d–1. Requested—Pending at WDPAB	
☐ 5d–2. Approved — Confirmed by WDPAB	
5e. Sub-total (5a through 5d–2)	

6. Grand Total (4e plus 5e should agree with line 3) _____

Rev. 8 March 1946

[1] This form to be used for reporting on 1943, 1944 or 1945 fiscal year assignments.

[2] Before transmitting Progress Report indicate in appropriate box the number of the last Transmittal Report to or from WDPAB—for reconciliement purposes.

[RR 751.1]

§ 1607.751–2 *Instructions for Preparation of Departmental Board Progress Report (Form SPRA–O).*

INSTRUCTIONS FOR THE PREPARATION OF DEPARTMENTAL BOARD PROGRESS REPORT (SPRA–O)

(Fiscal Year 1943 or 1944 Assignments)

The Progress Report SPRA–O to be submitted by the:

1. Navy Department—Price Adjustment Board
2. Navy Department—SSRS
3. Maritime Commission
4. Reconstruction Finance Corporation
5. Treasury Department
6. War Shipping Administration

to the Assignments and Statistics Branch of the War Department Price Adjustment Board for the information of the War Contracts Price Adjustment Board and the Joint Price Adjustment Board is designed to show (a) the progress of renegotiation (items 4a to 4d) and (b) the degree of accomplishment on assignments completed (items 5a to 5d–2) and (c) as a reconciliation on net Assignments for which the Department is responsible as well as the end result on Completed Settlements and Clearances and Impasse Cases which have finally resulted in unilateral determinations.

Items reported (In order of lines on Form SPRA–O):

Line 1. *Total gross assignments received to date.* (It will be noted this figure is never adjusted downward.) Information source:

Cumulative total on last Assignment Trans. Report SPRA I-1 received by you from WDPAB.

Line 2a. *Less reassignments requested—Pending at WDPAB.* Information source:

Plus—Cumulative Total on last Reassignment Request Trans. Report SPRA I-2a5d1.

Minus—Cumulative Total on last disapproved Reassignment Trans. Report SPRA I-2ax5d1x.

Minus—Cumulative Total on last Approved Reassignment Trans. Report SPRA I-2b5d2.

Net—Reassignments requested—pending. Total to be reported on line 2a.

Line 2b. *Less reassignments approved—Confirmed by WDPAB.* Information source:

Cumulative total on last Approved Reassignment Trans. Report SPRA I-2b5d2 delivered to you by WDPAB.

Line 3. *Net assignments charged to this Department.* Information source:

Line 1 Minus lines 2a and 2b.

Line 4. *Report of Progress on Net Assignments in Process.*

Line 4a. *Renegotiation not initiated.* Information source:

Report to you from your Field Offices covering 1943, 1944 or 1945 assignments on which renegotiation has not begun.

Line 4b. *Statutory renegotiation begun.* Information source:

Report to you from your Field Offices covering 1943, 1944 or 1945 assignments on which renegotiation *has* begun but on which a bona fide oral agreement has *not* been reached with contractor.

Line 4c. *Bona fide oral agreements reached.* Information source:

Report to you from your Field Offices covering 1943, 1944 or 1945 assignments on which a bona fide oral agreement *has* been reached with contractor.

Line 4d. *Signed agreements in process.* Information source:

Report to you from your Field Offices plus completed cases under review of Office of Chief *prior* to delivery to WDPAB of Tabulation Report SPRAE–8 attached to Completed Settlement Transmittal Report SPRA I–5a.

Line 4e. *Sub-total of lines 4a through 4d.*

Line 5. *Report on Completed Assignments.*

Line 5a. *Completed settlements,* Information source:

Cumulative total on your last numbered Completed Settlement Transmittal Report SPRA I–5a already delivered to WDPAB with Tabulation Form SPRAE–8 for each Settlement attached.

Line 5b. *Impasse cases—Unilateral determinations.* Information source:

Cumulative total on your last numbered Impasse Unilateral Determination Transmittal Report SPRA I–5b already delivered to WDPAB with Tabulation Form SPRAE–8 for each Unilateral Determination attached.

Line 5c. *Completed clearances.* Information source:

Cumulative total on your last numbered Completed Clearance Transmittal Report SPRA I–5c already delivered to WDPAB with Tabulation Form SPRAE–8 for each Completed Clearance attached.

Line 5d–1. *Cancellations requested—Pending at WDPAB.* Information source:

Plus—Cumulative total on last Cancellation Request Trans. Report SPRA I–2a5d1.

Minus—Cumulative total on last Disapproved Cancellation Trans. Report SPRA I–2ax5d1x.

Minus—Cumulative total on last Approved Cancellation Trans. Report SPRA I–2b5d2.

Net—Cancellations requested—pending. Total to be reported on line 5d–1.

Line 5d–2. *Cancellations approved—Confirmed by WDPAB.* Information source:

Cumulative total on last Approved Cancellation Trans. Report SPRA I–2b5d2 delivered to you by WDPAB.

Line 5e. *Sub-Total of Lines 5a through 5d–2.*

Line 6. Grand total (Line 4e plus line 5e should agree with line 3).

Rev. 8 March 1946

[RR 751.2]

§ 1607.751–3 *Form No. SPRA I (Progress Report of War Department Services).*

WAR DEPARTMENT

PROGRESS REPORT

(Fiscal year _____ assignments)[1]

From: _____ Close of Friday _____

To: Assignments & Statistics Branch
WDPAB—Statistics & Progress Section.

[2]

☐ 1. Gross Assignments received to date _____

☐ 2a. Less—Reassignments requested, pending at WDPAB _____

☐ 2b. Less—Reassignments approved, confirmed by WDPAB _____

3. Net—Assignments charged to this Service _____

4. Report of Progress on Net Assignments With Service:
   a. Renegotiation not initiated _____
   b. Statutory renegotiation begun _____
   c. Bona fide oral agreements reached _____
   d. Signed agreements in process _____
   e. Sub-Total (4a through 4d) _____

5. Reconciliation Report on Assignments delivered to WDPAB:

Completed Settlements:

☐ 5a–1. For WDPAB Review _____
☐ 5a–2. For WDPAB Approval _____
☐ 5b. Impasse Cases _____

Completed Clearances:

☐ 5c–1 For WDPAB Review _____
☐ 5c–2. For WDPAB Approval _____

Cancellations:

☐ 5d–1. Requested — Pending at WDPAB _____
☐ 5d–2. Approved—Confirmed by WDPAB _____

5e. Sub-Total (5a through 5d) _____

6. Grand Total (4e plus 5e should agree with line 3) _____

Rev. 8 March 1946

[1] This form to be used for reporting on 1943, 1944 or 1945 fiscal year assignments.

[2] Before transmitting Progress Report to WDPAB indicate in appropriate box the number of the last Transmittal Report to or from WDPAB—for reconciliement purposes.

[RR 751.3]

§ 1607.751–4 *Instructions for Preparation of War Department Progress Report (Form SPRA I).*

INSTRUCTIONS FOR THE PREPARATION OF WAR DEPARTMENT PROGRESS REPORT (SPRA I)

(Fiscal year 1943, 1944 or 1945 Assignments)

To the War Department Price Adjustment Board:

The Progress Report SPRA I to be submitted by the Chiefs of Price Adjustment Sections to the War Department Price Adjustment Board is designed to show (a) the progress of renegotiation in each Service (Items 4a to 4d), (b) the degree of accomplishment on assignments delivered to the War Department Price Adjustment Board for appropriate action (Items 5a to d), and (c) as a reconciliation of the records of the Chief of Price Adjustment Section with the Assignments and Statistics Branch, War Department Price Adjustment Board. Those items contained in the report which require weekly reconciliation with the records of the Assignments and Statistics Branch have been provided boxes for the posting of the number of the last Transmittal Report on items delivered to or received from the War Department Price Adjustment Board.

Items reported (In order of lines on form SPRA I):

Line 1. *Total gross assignments received to date.* (It will be noted that this figure is never adjusted downward.)

Information source: Cumulative total on last Assignment Trans. Report SPRA I-1 received by you from WDPAB.

Line 2a. *Less—reassignments requested—Pending at WDPAB.* Information source:

Plus—Cumulative Total on last Reassignment Request Trans. Report SPRA I-2a5d1.

Minus—Cumulative Total on last Disapproved Reassignment Trans. Report SPRA I-2ax5d1x.

Minus—Cumulative Total on last Approved Reassignment Trans. Report. SPRA I-2d5d2.

Net—Reassignments Requested—pending. Total to be reported on line 2a.

Line 2b. *Less—Reassignments approved—Confirmed by WDPAB.* Information source:

Cumulative total on last Approved Reassignment Trans. Report SPRA I-2b5d2 delivered to you by WDPAB.

Line 3. *Net assignments charged to this service.* Information source: Line 1 minus lines 2a and 2b.

Line 4. *Report of Progress on Net Assignments with Service.*

Line 4a. *Renegotiation not initiated.* Information source:

Report to you from your Field Offices covering 1943, 1944 or 1945 Assignments on which renegotiable has *not* begun.

Line 4b. *Statutory renegotiation begun.* Information source:

Report to you from your Field Offices covering 1943, 1944 or 1945 Assignments on which renegotiation *has* begun but on which a bona fide oral agreement has *not* been reached with Contractor.

Line 4c. *Bona fide oral agreements reached.* Information source:

Report to you from your Field Offices covering 1943, 1944 or 1945 Assignments on which a bona fide oral agreement has been reached with Contractor.

Line 4d. *Signed agreements in process.* Information source:

Report to you from your Field Offices plus completed cases under review in Office of Chief of Service prior to delivery to WDPAB atached to Completed Settlement Trans. Report SPRA I-5abc.

Line 4e. *Sub-total of lines 4a through 4d.*

Line 5. *Reconciliation report on assignments delivered to WDPAB.*

Line 5a–1. *Completed settlements for WDPAB review.* Information source:

Plus—Cumulative total on your last numbered Completed Settlements Trans. Report SPRA I-5abc covering completed settlements delivered to WDPAB for review.

Minus—Cumulative total on last Returned Settlements Trans. Report SPRA I-5abcx.

Net—Completed Settlements in hands of WDPAB for review. Total to be reported on line 5a-1.

Line 5a–2. *Completed settlements for WDPAB approval.* Information source:

Plus—Cumulative total on your last numbered Completed Settlements Trans. Report SPRA I–5abc delivered to WDPAB for approval.

Minus—Cumulative total on last Returned Settlements Trans. Report SPRA I–5abcx.

Net—Completed Settlements in hands of WDPAB for approval. Total to be reported on line 5a–2.

Line 5b. *Impasse cases.* Information source:

Plus—Cumulative total on your last numbered Impasse Trans. Report SPRA I–5abc delivered to WDPAB.

Minus—Cumulative total on last Returned Impasse Trans. Report SPRA I–5abcx.

Net—Impasse Cases in hands of WDPAB—Total to be reported on line 5b.

Line 5c–1. *Completed clearances for WDPAB review.* Information source:

Plus—Cumulative total on your last numbered Completed Clearance Trans. Report SPRA I–5abc delivered to WDPAB for review.

Minus—Cumulative total on last Returned Clearance Trans. Report SPRA I–5abcx.

Net—Completed Clearances in hands of WDPAB for review. Total to be reported on line 5c–1.

Line 5c–2. *Completed clearances for WDPAB approval.* Information source:

Plus—Cumulative total on your last numbered Completed Clearance Trans. Report SPRA I–5abc delivered to WDPAB for approval.

Minus—Cumulative total on last Returned Clearance Trans. Report SPRA I–5abc.

Net—Completed Clearances in hands of WDPAB for approval—Total to be reported on line 5c–2.

Line 5d–1. *Cancellations requested—Pending at WDPAB.* Information source:

Plus—Cumulative total on last Cancellation Request Trans. Report SPRA I–2a5d1.

Minus—Cumulative total on last Disapproved Cancellation Trans. Report SPRA I–2ax5d1x.

Minus—Cumulative total on last Approved Cancellation Trans. Report SPRA I–2b5d2.

Net—Cancellations requested — pending. Total to be reported on line 5d–1.

Line 5d–2. *Cancellations approved—Confirmed by WDPAB.* Information Scurce:

Cumulative total on last Approved Cancellation Trans. Report SPRA I–2b5d2 delivered to you by WDPAB.

Line 5e. *Sub-total of lines 5a-1 through 5d–2.*

Line 6. Grand total (Line 4e plus line 5e should agree with line 3).

Rev. 8 March 1946.

[RR 751.4]

§ 1607.751–5 *Form No. SPRA I–B (War Department Price Adjustment Board "Status of Renegotiation Report").*

SPRA I-B (Revised 8 March 1946)

NOTE: Figures in parentheses indicate net change since the previous report. Close of Friday _____

STATUS OF RENEGOTIATION REPORT _____ FISCAL YEAR ASSIGNMENTS
WAR DEPARTMENT PRICE ADJUSTMENT BOARD

Service	Net assignments	(A) Renegotiation not initiated %	(B) Statutory renegotiation begun %	(C) Bona fide oral agreements reached %	(D) Signed agreements in process %	(E) Total assignments with the services %	(F)[1] Total assignments delivered to WDPAB %	Memorandum, total assignments in column (F) evidenced by following number of agreements
Army Air Forces	( )	( )	( )	( )	( )	( )	( )	( )
Chemical Warfare	( )	( )	( )	( )	( )	( )	( )	( )
Engineers	( )	( )	( )	( )	( )	( )	( )	( )
Ordnance	( )	( )	( )	( )	( )	( )	( )	( )
Power Procurement	( )	( )	( )	( )	( )	( )	( )	( )
Quartermaster	( )	( )	( )	( )	( )	( )	( )	( )
Signal Corps	( )	( )	( )	( )	( )	( )	( )	( )
Surgeon General	( )	( )	( )	( )	( )	( )	( )	( )
Transportation	( )	( )	( )	( )	( )	( )	( )	( )
War Dept. PAB	( )	( )	( )	( )	( )	( )	( )	( )
Total current report	( )	( )	( )	( )	( )	( )	( )	( )
Total last report								

[1] Details of Column (F) are shown on attached Operations Report SPRA I–C.

Prepared by: Assignments and Statistics Branch, Statistics and Progress Section.

[RR751.5]

§ 1607.751–6 *Form No. SPRA I-BB (Status of Renegotiation Report, _____ Fiscal Year Assignments).*

SPRA I-BB (Revised 8 March 1946).

NOTE: Figures in parentheses indicate net change since the previous report. Close of Friday _____

STATUS OF RENEGOTIATION REPORT _____ FISCAL YEAR ASSIGNMENTS

Department	Net assignments	(A) Renegotiation not initiated %	(B) Statutory renegotiation begun %	(C) Bona fide oral agreements reached %	(D) Signed agreements in process %	(E) Total assignments with the departments and services %	(F)[1] Total assignments delivered or reported to WDPAB %	Memorandum Total assignments in column (F) evidenced by following number of agreements
War Department	( )	( )	( )	( )	( )	( )	( )	( )
Navy PAB	( )	( )	( )	( )	( )	( )	( )	( )
Navy SSRS	( )	( )	( )	( )	( )	( )	( )	( )
Maritime	( )	( )	( )	( )	( )	( )	( )	( )
R. F. C.	( )	( )	( )	( )	( )	( )	( )	( )
Treasury	( )	( )	( )	( )	( )	( )	( )	( )
War Shipping	( )	( )	( )	( )	( )	( )	( )	( )
Total current report	( )	( )	( )	( )	( )	( )	( )	( )
Total last report								

[1] Details of Column (F) are shown on attached Operations Report SPRA I-CC.

Prepared by: Assignments and Statistics Branch WDPAB, Statistics and Progress Section.

[RR 751.6]

§ 1607.751–7 *Form No. SPRA I-C (War Department Price Adjustment Board "Operations Report").*

SPRA I-C (Revised 8 March 1946).

NOTE: Figures in parentheses indicate net change from the previous report. Close of Friday _____

OPERATIONS REPORT _____ FISCAL YEAR ASSIGNMENTS

WAR DEPARTMENT PRICE ADJUSTMENT BOARD

DETAILS OF COLUMN (F) SPRA I-B COVERING _____ FISCAL YEAR ASSIGNMENTS DELIVERED BY SERVICES TO WDPAB

	Army Air Forces	Chemical Warfare	Engineers	Ordnance	Power Procure Officer	Quartermaster	Signal Corps	Surgeon Gen'l	Transportation	War Dept. PAB	Total (Column F of Status Report)	In Process at WDPAB	Completed by WDPAB
5a. Completed settlements:													
For WDPAB Review											( )		( )
For WDPAB Approval											( )		( )
b. Impasse cases:													
In Process at WDPAB											( )		( )
Completed—Agreement											( )		( )
Completed—Unilateral											( )		
c. Completed clearances:													
For WDPAB Review											( )		( )
For WDPAB Approval											( )		( )
d. Cancellations:													
Requested—Pending											( )		( )
Approved by WDPAB											( )		( )
Total current report											( )		( )
Total previous report													
Net change	( )	( )	( )	( )	( )	( )	( )	( )	( )	( )	( )	( )	( )

Prepared by: Assignments and Statistics Branch, Statistics and Progress Section.

[RR 751.7]

§ 1607.751–8 *Form No. SPRA I-CC (Operations Report, _____ Fiscal Year Assignments).*

SPRA I-CC (Revised 8 March 1946)

Note: Figures in parentheses indicate net change from the previous report. Close of Friday _____

OPERATIONS REPORT 1943 FISCAL YEAR ASSIGNMENTS

DETAILS OF COLUMN (F) SPRA I-BB COVERING _____ FISCAL YEAR ASSIGNMENTS DELIVERED BY SERVICES AND REPORTED BY DEPARTMENTS TO WDPAB

	War Department	Navy PAB	Navy SSRS	Maritime	RFC	Treasury	War Shipping	Total (Column (F) of Status Report)	In Process at WDPAB	Completed by WDPAB
5a. Completed Settlements								( )		( )
b. Impasse Case):										
In Process at WDPAB		XX	XX	XX	XX	XX	XX	( )		( )
Completed—Agreement		XX	XX	XX	XX	XX	XX	( )		( )
Completed—Unilateral								( )		( )
c. Completed clearances								( )		( )
d. Cancellations:										
Requested—Pending								( )		( )
Approved by WDPAB								( )	XX	( )
Total current report								( )		( )
Total previous report										
Net change	( )	( )	( )	( )	( )	( )	( )	( )	( )	( )

Prepared by: Assignments and Statistics Branch WDPAB, Statistics and Progress Section.

[RR 751.8]

SUBPART I—ADDRESSES

1. The second paragraph of § 1607.791–2 is amended to read as follows:

§ 1607.791–2 *Members.*

* * * * * *

Mr. Edwin H. Barker, (Navy Department), Room 3329, Main Navy Building, 18th and Constitution Avenue, N. W., Washington 25, D. C., Tel. Republic 7400, Ext. 5169.

2. The last paragraph of § 1607.792 is amended to read as follows:

§ 1607.792 *Departmental Price Adjustment Boards.*

* * * * * *

Reconstruction Finance Corporation Price Adjustment Board, Attention: Mr. Henry T. Bodman, Chairman, Lafayette Building, 811 Vermont Avenue NW., Washington 25, D. C.; Tel. Executive 3111, Ext. 8 or 48.

[RR 792]

3. In § 1607.793–2 paragraph (e) is amended to read as follows:

§ 1607.793–2 *Field offices of Price Adjustment Sections.*

* * * * * *

(e) Signal Corps. 1 North La Salle Street, Chicago 2, Illinois; Tel. State 9150; 17th and Sansom Streets, Architects Building, Philadelphia 3, Pennsylvania; Tel. Rittenhouse 5950; Signal Corps Cost Analysis Branch, 1355 Market Street, San Francisco 3, California; Tel. Hemlock 4408.

[F. R. Doc. 46–7078; Filed, Apr. 29, 1946; 9:59 a. m.]

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter I—Interstate Commerce Commission

[S. O. 87, Amdt. 2]

PART 95—CAR SERVICE

SUSPENSION OF DEMURRAGE RULES

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 29th day of April A. D. 1946.

Upon further consideration of Service Order No. 87 (7 F.R. 8066), as amended (7 F.R. 8434), codified as § 95.500 of Title 49 C. F. R., and good cause appearing therefor:

It is ordered, That Service Order No. 87, as amended (codified as § 95.500 C. F. R.), be, and it is hereby, further amended by substituting the following paragraph (a) for paragraph (a) thereof:

§ 95.500 *Suspension of demurrage rules; Trunk Line Tariff Bureau Tariff No. 139–C I. C. C. No. A–751 (coal).* (a) The operation of demurrage rules contained in Trunk Line Tariff Bureau Tariff No. 139–C I. C. C. No. A–751, and supplements thereto, is hereby suspended, to the extent that the free time allowed on cars loaded with bituminous and cannel coal and the coal products described in said tariff exceeds six days; that the average free time on cars delivered to storage plants for subsequent delivery to vessels exceeds three days; subject to the exception shown below, that the settlement period for the average account exceeds two months; and that the operation of all of the provisions of said tariff inconsistent with this order is hereby suspended.

Exception: Any excess debits accruing in the account of any particular consignor or consignee during the settlement period ending at 7:00 a. m., May 1, 1946, which are not offset by credits accruing to the same party during that same period because sufficient such credits have not accrued to the particular consignor or consignee due to presently existing strike conditions at coal mines and the holding of bituminous coal at mines under Solid Fuels Administration for War Regulation No. 1 and orders issued pursuant thereto, may be offset by excess credits accruing to the same consignor or consignee in the settlement period ending at 7:00 a. m., July 1, 1946.

It is further ordered, That this amendment shall become effective at 7:00 a. m., May 1, 1946; that a copy of this order and direction shall be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 46–7214; Filed, Apr. 30, 1946; 11:20 a. m.]

Notices

DEPARTMENT OF AGRICULTURE.

Office of the Secretary.

ARMOUR AND CO. ET AL.

ORDER TERMINATING POSSESSION

By virtue of the authority vested in me by the President of the United States under Executive Order No. 9685 (11 F.R. 989), dated January 24, 1946, I hereby find from the information available to me that there is no present interruption of production, as a result of existing or threatened strikes or other labor disturbances, at those plants, facilities, and properties of Armour and Company, Cudahy Packing Company, John Morrell and Company, Swift and Company, and Wilson and Company, possession of which was taken by the Secretary of Agriculture under orders dated January 25, 1946 (11 F.R. 1002), January 26, 1946 (11 F.R. 1053) and February 2, 1946 (11 F.R. 1359), issued under said Executive order, and possession of which has not heretofore been terminated under orders of the Secretary dated February 14, 1946 (11 F.R. 1748), February 21, 1946 (11 F.R. 1992) and February 23, 1946 (11 F.R. 1992). I, therefore, terminate posses-

sion by the Government of all such plants, facilities and properties, effective as of 12:01 a. m., April 30, 1946.

Dated: April 29, 1946.

[SEAL] CLINTON P. ANDERSON, *Secretary of Agriculture.*

[F. R. Doc. 46-7204; Filed, Apr. 30, 1946; 11:11 a.m.]

FEDERAL COMMUNICATIONS COMMISSION.

[Docket No. 7436]

C. R. BELLATTI

ORDER DESIGNATING APPLICATION FOR HEARING ON STATED ISSUES

In re application of C. R. Bellatti, Stillwater, Oklahoma, for construction permit; Docket No. 7436, File No. B3-P-4426.

At a session of the Federal Communications Commission held at its offices in Washington, D. C. on the 13th day of March 1946;

The Commission having under consideration the above-listed application of C. R. Bellatti, for a construction permit to erect a new standard broadcast station at Stillwater, Oklahoma, to operate on 1490 kc, with a power of 250 watts, unlimited time;

It is ordered, That the said application be designated for hearing on the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with Station KBIX, Muskogee, Oklahoma, KOMA, Oklahoma City, Oklahoma; and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with any proposed broadcast service, particularly the station proposed at Wichita, Kansas, operating on 1490 kc, with 250 watts power, unlimited time; and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station will be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-7193; Filed, Apr. 30, 1946; 10:32 a. m.]

[Docket Nos. 7460, 7461]

PEACH BOWL BROADCASTERS, AND GRASS VALLEY-NEVADA CITY BROADCASTERS, INC.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of Peach Bowl Broadcasters, a partnership composed of Beverly B. Ballard, Dewey Allread, Jr., and Clyde I. Goodnight, Yuba City, Calif., Docket No. 7460, File No. B5-P-4488; Grass Valley-Nevada City Broadcasters, Inc., Grass Valley, Calif., Docket No. 7461, File No. B5-P-4616; for construction permits.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 20th day of March 1946;

The Commission having under consideration the above-listed applications of Peach Bowl Broadcasters, and Grass Valley-Nevada City, for construction permits to erect new standard broadcast stations at Yuba City and Grass Valley, California, respectively;

It is ordered, That the said applications be designated for hearing together in a consolidated proceeding upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicants to construct and operate the proposed stations.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of the proposed stations and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed stations would involve objectionable interference each with the other, or with any other proposed or existing broadcast station, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed stations would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-7192; Filed, Apr. 30, 1946; 10:32 a. m.]

[Docket No. 7425]

JOSEPH T. CONNOLLY ET AL.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Joseph T. Connolly, George Lewis and David P. Gullette, Williamsport, Pa., for construction permit; Docket No. 7425, file No. B2-P-4298.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 7th day of March 1946;

The Commission having under consideration the above-listed application of Joseph T. Connolly, George Lewis and David P. Gullette, for a construction permit to erect a new standard broadcast station at Williamsport, Pennsylvania, to operate on 1340 kc, with a power of 250 watts, unlimited time,

It is ordered, That the said application be designated for hearing in a consolidated proceeding with the applications of Penn-Lincoln Broadcasting Company, Inc. (File No. B2-P-4394; Docket No. 7426); and of Harry J. W. Kiessling, Carl F. Stroehmann, Frank E. Plankenhorn and William P. Wilson d/b as Williamsport Radio Broadcasting Associates (File No. B2-P-4549; Docket No. 7427), on the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant partnership, and of its individual partners, to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing or proposed broadcast service, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed station will be in compliance with the Commission's Rules and Standards of Good Engineering Practice governing standard broadcast stations.

6. To determine on a comparative basis whether in view of the facts to be adduced under the issues hereinbefore set forth, and under the issues in Dockets 7426 and 7427, which, if any, of the applications in this consolidated proceeding should be granted, and, if so, which of the frequencies, 1230 or 1340 kc, should be assigned to the successful applicant or applicants.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-7194; Filed, Apr. 30, 1946; 10:32 a.m.]

[Docket No. 7426]

PENN LINCOLN BROADCASTING CO. INC.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Penn Lincoln Broadcasting Company, Inc., Williamsport, Pennsylvania, for construction permit; Docket No. 7426; File No. B2-P-4394.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 7th day of March, 1946;

The Commission having under consideration the above-listed application of Penn Lincoln Broadcasting Company, Inc., for a construction permit to erect a new standard broadcast station at Williamsport, Pennsylvania, to operate on 1230 kc, with power of 250 watts, unlimited time;

It is ordered, That the said application be designated for hearing in a consolidated proceeding with the applications of Joseph T. Connoly, George Lewis & David P. Gullette (File No. B2-P-4298; Docket No. 7425); and of Harry J. W. Kiessling, Carl F. Stroehmann, Frank E. Plankenhorn & William P. Wilson d/b as Williamsport Radio Broadcasting Associates (File No. B2-P-4549; Docket No. 7427), on the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, its officers, directors, and stockholders, to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing or proposed broadcast service, and particularly with stations WENY, Elmira, New York; and WKOK, Sunbury, Pennsylvania; and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed station will be in compliance with the Commission's rules and Standards of Good Engineering Practice governing standard broadcast stations.

6. To determine on a comparative basis whether in view of the facts to be adduced under the issues hereinbefore set forth, and under the issues in Dockets 7425 and 7427, which, if any, of the applications in this consolidated proceeding should be granted, and, if so, which of the frequencies, 1230 kc or 1340 kc, should be assigned to the successful applicant or applicants.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-7197; Filed, Apr. 30, 1946; 10:32 a. m.]

[Docket No. 7448]

ASHER BROADCASTING SERVICE

ORDER DESIGNATING APPLICATION FOR HEARING ON STATED ISSUES

In re application of James D. Asher, Morton R. Wade, and Martin Anastasi d/b as The Asher Broadcasting Service, Quincy, Massachusetts; for construction permit; Docket No. 7448, File No. B1-P-4466.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 20th day of March 1946;

The Commission having under consideration the above-listed application of James D. Asher, Morton R. Wade, and Martin Anastasi d/b as The Asher Broadcasting Service, for a construction permit to erect a new standard broadcast station at Quincy, Massachusetts, to operate on 1490 kc, with a power of 250 watts, unlimited time;

It is ordered, That the said application be designated for hearing on the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant partnership, and of its individual partners, to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing or proposed broadcast service, particularly Station WMEX, Boston, Massachusetts, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed station will be in compliance with the Commission's rules and Standards of good Engineering Practice concerning standard broadcast stations.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-7199; Filed, Apr. 30, 1946; 10:33 a. m.]

[Docket No. 7474]

PATRICK JOSEPH STANTON

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Patrick Joseph Stanton, Philadelphia, Pa., for construction permit; File No. B2-P-4495, Docket No. 7474.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 27th day of March 1946;

The Commission having under consideration an application for construction permit (File No. B2-P-4495, Docket No. 7474) of Patrick Joseph Stanton for a new standard AM broadcast station at Philadelphia, Pennsylvania;

It is ordered, That this application be designated for hearing in a consolidated proceeding with the application for construction permit of E. Joe Rahall, Sam G. Rahall, Ferris E. Rahall, and Deem F. Rahall, a partnership, d/b as Allentown Broadcasting Company (File No. B2-P-4496, Docket No. 7475) on the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with the service of any existing broadcast stations, the nature and extent of any such interference, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether operation of the proposed station would involve objectionable interference with the service proposed in the application of Allentown Broadcasting Company (File No. B2-P-4496; Docket No. 7475) or with the service proposed in any other pending applications, the nature and extent of any such interference, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine on a comparative basis, which, if any, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-7196; Filed, Apr. 30, 1946; 10:32 a. m.]

[Docket No. 7475]

ALLENTOWN BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of N. Joe Rahall, Sam G. Rahall, Ferris E. Rahall, and Deem F. Rahall, a partnership, d/b as Allentown Broadcasting Company, Allentown, Pa., for construction permit; File No. B2-P-4496; Docket No. 7475.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 27th day of March 1946;

The Commission having under consideration an application of Patrick Joseph Stanton for construction permit (File No. B2-P-4495, Docket No. 7474) for a new standard AM broadcast station at Philadelphia, Pennsylvania;

It is ordered, That this application be designated for hearing in a consolidated proceeding with the application for construction permit of E. Joe Rahall, Sam G. Rahall, Ferris E. Rahall, and Deem F. Rahall, a partnership, d/b as Allentown Broadcasting Company (File No. B2-P-4496, Docket No. 7475) on the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with the service of any existing broadcast stations, the nature and extent of any such interference, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether operation of the proposed station would involve objectionable interference with the service proposed in the application of Allentown Broadcasting Company (File No. B2-P-4496; Docket No. 7475) or with the service proposed in any other pending applications, the nature and extent of any such interference, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine on a comparative basis, which, if any, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-7196; Filed, Apr. 30, 1946; 10:32 a. m.]

[Docket No. 7475]

ALLENTOWN BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of N. Joe Rahall, Sam G. Rahall, Ferris E. Rahall, and Deem F. Rahall, a partnership, d/b as Allentown Broadcasting Company, Allentown, Pa., for construction permit; File No. B2-P-4496; Docket No. 7475.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 27th day of March 1946;

The Commission having under consideration an application for construction permit (File No. B2-P-4496, Docket No. 7475) of N. Joe Rahall, Sam G. Rahall, Ferris E. Rahall and Deem F. Rahall, a partnership, d/b as Allentown Broad-

casting Company, for a new standard AM broadcast station at Allentown, Pennsylvania;

It is ordered, That this application be designated for hearing in a consolidated proceeding with the application for construction permit of Patrick Joseph Stanton (File No. B2–P–4495, Docket No. 7474), on the following issues:

1. To determine the legal, technical, financial and other qualifications of the partnership and the partners to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with the service of any existing broadcast stations, the nature and extent of any such interference, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether operation of the proposed station would involve objectionable interference with the service proposed in the application of Patrick J. Stanton (File No. B2–P–4495; Docket No. 7474) or with the service proposed in any other pending applications, the nature and extent of any such interference, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine on a comparative basis, which, if any, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46–7195; Filed, Apr. 30, 1946; 10:32 a. m.]

[Docket No. 7427]

WILLIAMSPORT RADIO BROADCASTING ASSOCIATES

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Harry J. W. Kiessling, Carl F. Stroehmann, Frank E. Plankenhorn & William P. Wilson d/b as Williamsport Radio Broadcasting Associates, Williamsport, Pennsylvania, Docket No. 7427, File No. B2–P–4549, for construction permit.

At a session of the Federal Communications Commission held at its offices in Washington, D. C. on the 7th day of March 1946;

The Commission having under consideration the above-listed application of Harry J. W. Kiessling, Carl F. Stroehmann, Frank E. Plankenhorn & William P. Wilson d/b as Williamsport Radio Broadcasting Associates, for a construction permit to erect a new standard broadcasting station at Williamsport, Pennsylvania, to operate on 1340 kc, with a power of 250 watts, unlimited time;

It is ordered, That the said application be designated for hearing in a consolidated proceeding with the applications of Penn Lincoln Broadcasting Company, Inc. (File No. B2–P–4394; Docket No. 7426); and of Joseph T. Connolly, George Lewis & David P. Gullette (File No. B2–P–4298; Docket No. 7425), on the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant partnership, and of its individual partners, to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing or proposed broadcast service, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed station will be in compliance with the Commission's rules and Standards of Good Engineering Practice governing standard broadcast stations.

6. To determine on a comparative basis whether in view of the facts to be adduced under the issues hereinbefore set forth, and under the issues in Dockets 7425 and 7426, which, if any, of the applications in this consolidated proceeding should be granted, and, if so, which of the frequencies, 1230 kc or 1340 kc, should be assigned to the successful applicant or applicants.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46–7198; Filed, Apr. 30, 1946; 10:33 a. m.]

[Docket No. 7524]

NORTHWESTERN BELL TELEPHONE CO.

ORDER DESIGNATING APPLICATION FOR HEARING

In the matter of the application of Northwestern Bell Telephone Company for a certificate under section 221 (a) of the Communications Act of 1934, as amended, that the proposed acquisition of the telephone plant and property of the Stuart Exchange of the Iowa State Telephone Company by the Northwestern Bell Telephone Company will be of advantage to the persons to whom service is to be rendered and in the public interest; Docket No. 7524, File No. P–C–1125.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 17th day of April 1946;

The Commission having under consideration the application of the Northwestern Bell Telephone Company for a Certificate pursuant to section 221 (a) of the Communications Act of 1934 that the proposed acquisition by the Northwestern Bell Telephone Company of the telephone plant and property of the Stuart Exchange of the Iowa State Telephone Company will be of advantage to the persons to whom service is to be rendered and in the public interest;

It is ordered, That the said application be set for hearing in order to determine whether the proposed acquisition will be of advantage to the persons to whom service is to be rendered and in the public interest;

It is further ordered, That the hearing upon the said application be held at a place to be hereafter designated on the 16th day of May 1946, and that notice of such hearing be given to the Governor of the State of Iowa, the Postmaster of Stuart, Iowa, the Town Council of Stuart, Iowa, the Lincoln Mutual Telephone Company, and the Iowa State Telephone Company.

It is further ordered, That a copy of this order shall be caused to be published in a newspaper or newspapers having a general circulation in the Counties of Guthrie and Adair, Iowa.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46–7200; Filed, Apr. 30, 1946; 10:33 a. m.]

FEDERAL TRADE COMMISSION.

[Docket No. 5300]

MID WEST-RESEARCH LABORATORY

ORDER APPOINTING TRIAL EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 29th day of April A. D. 1946.

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission,

It is ordered, That Clyde M. Hadley, a trial examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered, That the taking of testimony and the receipt of evidence in this proceeding begin on Monday, May 27, 1946, at ten o'clock in the forenoon of that day (Central Standard Time), in Room 202, County Court House, Sioux City, Iowa.

Upon the completion of the taking of testimony and the receipt of evidence on behalf of the Federal Trade Commission, the trial examiner is directed to proceed immediately to take testimony and receive evidence on behalf of the respondent. The trial examiner will then close the case and make his report upon the facts; conclusions of fact; conclusions of law; and recommendation for appropriate action by the Commission.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 46–7202; Filed, Apr. 30, 1946; 10:57 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order CE 248]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN CALIFORNIA COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 23, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 1	
Catherine Diribarne	France	Estate of Pete Diribarne, also known as P. Diribarne, deceased, in the Superior Court of the State of California, in and for the County of Los Angeles; No. 198173.	$18.00
		Item 2	
Marie Diribarne	France	Same	18.00
		Item 3	
Arnaud Diribarne	France	Same	5.00
		Item 4	
Marie Diribarne	France	Same	5.00
		Item 5	
Jeanne Diribarne	France	Same	5.00
		Item 6	
Camille Diribarne	France	Same	5.00
		Item 7	
Jean-Baptiste Diribarne	France	Same	5.00
		Item 8	
Gabrielle Soleillant	France	Estate of Rosine Darby, also known as Rosine Pourroy, deceased, in the Superior Court of the State of California, in and for the County of Los Angeles; No. 190–604.	39.85
		Item 9	
Claire Christille	France	Same	19.90
		Item 10	
Jeanne Christille	France	Same	19.90
		Item 11	
Marc Casanova	France	Same	39.85
		Item 12	
Oswald Rambaud	France	Same	119.50
		Item 13	
Hilda Amanda Arnsten Kumeren	Norway	Estate of Mrs. Anna M. Sten Kjobstad, also known as Mrs. Anne Sten, deceased, in the Superior Court of the State of California, in and for the County of San Diego; No. 28276.	9.00
		Item 14	
Berlida Margarite Kjobstad	Norway	Same	9.00
		Item 15	
Signe Sakariasen	Norway	Same	9.00
		Item 16	
Halfred Steen Kjobstad	Norway	Same	9.00
		Item 17	
Einar Johan Steen Kjobstad	Norway	Same	9.00
		Item 18	
Ida Steen Kjobstad	Norway	Same	9.00
		Item 19	
Harald Martin Steen Kjobstad	Norway	Same	9.00

EXHIBIT A—Continued

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 20	
Ellen Larson (Foss)	Norway	Estate of Arthur Johnson, deceased, in the Superior Court of the State of California, in and for the County of Los Angeles; No. 237 277.	$112.00
		Item 21	
Miss Johanne Nervik	Norway	Estate of Martha Sund, also known as Martha B. Sund, deceased, in the Superior Court of the State of California, in and for the County of Los Angeles; No. GL1-348.	108.00
		Item 22	
Lars Mathensen Hals	Norway	Estate of Henry M. Halls, also known as Harry M. Halls, also known as Ben Henry, also known as Henry M. Hals, also known as Ben Henry Halls, deceased, Superior Court of the State of California, in and for the County of Los Angeles; No. 176050.	50.00
		Item 23	
Frank Von Neerven	Holland	Estate of John Von Neerven, also known as John Van Neerven, deceased, Superior Court of the State of California, in and for the County of Los Angeles; No. 205428.	20.00
		Item 24	
George Von Neerven	Holland	Same	20.00
		Item 25	
Peter Von Neerven	Holland	Same	20.00
		Item 26	
Andreika Overmarz	Holland	Same	20.00
		Item 27	
Elizabeth Von Neerven	Holland	Same	20.00
		Item 28	
Anna Verstrale	Holland	Same	20.00
		Item 29	
Helena Von Lelrop	Holland	Same	20.00
		Item 30	
Herman G. Mos	Holland	Estate of Arnold G. Mos, deceased, in the Superior Court of the State of California, in and for the County of Santa Clara; No. 23351	23.00
		Item 31	
Maria Mos	Holland	Same	23.00
		Item 32	
Catharina J. Bont	Holland	Estate of Seichiena J. De Waard, deceased, in the Superior Court of the State of California, in and for the County of Los Angeles, No. 233267.	90.00
		Item 33	
Alida A. Van Altena	Sumatra	Same	90.00
		Item 34	
Hendrikje B. Bleeker	Holland	Estate of John D. Bleeker, also known as John Doede Bleeker, also known as John Bleeker, deceased, in the Superior Court of the State of California, in and for the City and County of San Francisco; No. 91876.	26.00
		Item 35	
Doede Bleeker	Holland	Same	26.00

[F. R. Doc. 46-7087; Filed, Apr. 29, 1946; 11:35 a. m.]

[Vesting Order CE 247]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW YORK COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 23, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action of proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Alte Handler	Poland	Estate of Harry Bergman, deceased, Surrogate's Court, Kings County, N. Y. Index No. 9396/1934.	$121.14	Treasurer of the City of New York, Municipal Bldg., New York, N. Y.	$25.00
		Item 2			
Chaye Gall	Lithuania	Estate of Louis Geffen, deceased, Surrogate's Court, Kings County, State of New York, Index No. 5684/37.	$112.81	Same	25.00
		Item 3			
Ephrum Farber	Poland	Estate of Rivkah Farber, deceased, Surrogate's Court, Kings County, Index No. 2163-1943 Brooklyn, N. Y.	185.22	Same	17.00
		Item 4			
Freude Kuperwasser	Poland	Same	185.22	Same	17.00
		Item 5			
Frume Lempkes	Poland	Same	185.22	Same	17.00
		Item 6			
Elias Winnik	Russia	Estate of Ray Weinig, deceased Surrogate's Court, Kings County, New York, N. Y., Docket No. 7812-1943.	91.23	Same	13.00
		Item 7			
Aaron Winnik	Russia	Same	91.23	Same	13.00
		Item 8			
Gittel Leivant	Poland	Estate of Isidor Rieder, Surrogate's Court, Kings County, N. Y., Docket No. 2912/1943.	125.00	Same	5.00
		Item 9			
Rivke Leivant	Poland	Same	125.00	Same	5.00
		Item 10			
Chooma Leivant	Poland	Same	125.00	Same	5.00
		Item 11			
Susse Prigel	Poland	Same	125.00	Same	5.00
		Item 12			
Chia Soore Prigel	Poland	Same	125.00	Same	5.00
		Item 13			
Goldie Rieder	Bessarabia, Roumania	Same	125.00	Same	5.00
		Item 14			
Toobe Rieder	Bessarabia, Roumania	Same	125.00	Same	5.00
		Item 15			
Laye Merin	Poland	Same	100.00	Same	5.00
		Item 16			
Feige Merin	Poland	Same	100.00	Same	5.00
		Item 17			
Perel Merin	Poland	Same	100.00	Same	5.00
		Item 18			
Daube Merin	Poland	Same	100.00	Same	5.00
		Item 19			
Ethel Leivant	Poland	Same	281.37	Same	5.00
		Item 20			
Gittel Prigel	Poland	Same	281.37	Same	5.00
		Item 21			
Fischel Rieder	Bessarabia, Roumania	Same	281.37	Same	5.00
		Item 22			
Legal representatives, wife, if any, distributees and successors in interest of Hefshel Kessel.	Russia	Same	140.68	Same	5.00
		Item 23			
Shaindell Merin	Poland	Same	140.69	Same	5.00
		Item 24			
Marit Tonnesen	Norway	Estate of Thora M. Homme, Surrogate's Court, Kings County, N. Y. Docket No. 6975/1939.	2,055.36	Same	17.00
		Item 25			
Ingeborg Bjorling	Norway	Same	2,055.36	Same	17.00
		Item 26			
Ellen Homme	Norway	Same.	2,055.36	Same	17.00
		Item 27			
Edith Jensen	Denmark	Est. of Karen Lund, deceased, Surrogate's Court, Kings County, N. Y., Index No. 2956-1942.	175.00	Same	35.00
		Item 28			
Henriche Golten	Norway	In the Matter of the estate of Hans Johndal, deceased, Surrogate's Court, Kings County, No. A5403-1941, N. Y.	238.11	Same	35.00

[F. R. Doc. 46-7086; Filed, Apr. 29, 1946; 11:35 a. m.]

[Vesting Order CE 250]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN MASSACHUSETTS COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 23, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Anshell Goldman	Poland	Estate of Nathan Goldman, deceased, Suffolk County, Probate Court, No. 306046, Mass.	$4,702.52	First Judge of Probate for Suffolk County, Boston, Mass.	$109.00
		Item 2			
Panagiota Geanecopoulos	Greece	Estate of James Geanecopoulos a/k/a, James Geanecoupolos, deceased, Bristol County, Probate Court, No. 85188, Mass.	150.34	Judge of Probate of Bristol County, Court House, Taunton, Mass.	37.00
		Item 3			
Joakim Zelner	Norway	Estate of Ingeborg Asker, deceased, Suffolk County, Probate, No. 304881, Mass.	132.07	Bent E. Carlsen, Executor, c/o Murray & von Rosenvinge, Counsellors-at-Law, 60 State St., Boston, Mass.	25.00
		Item 4			
Maria P. Corabi	Italy	Estate of Raffaele Corabi, deceased, Middlesex County, Probate Court, No. 250560, Mass.	314.15	First Judge of Probate for Middlesex County, East Cambridge, Mass.	67.00
		Item 5			
Maria Corabi	Italy	Same	157.07	Same	33.00
		Item 6			
Tommaso Corabi	Italy	Same	157.07	Same	33.00
		Item 7			
Caterina Corabi	Italy	Same	157.07	Same	33.00
		Item 8			
Giovanni Corabi	Italy	Same	157.07	Same	33.00
		Item 9			
Esther H. Stanton	France	Estate of Esther H. Stanton under Conservatorship; Suffolk County, Probate, No. 235044, Mass.	[1] 578,701.79	State Street Trust Co., Corner State & Congress Sts., Boston, Mass., conservator.	397.00

[1] As of Apr. 27, 1944.

[F. R. Doc. 46–7089; Filed, Apr. 29, 1946; 11:35 a. m.]

[Vesting Order CE 251]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN WASHINGTON COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 23, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 1	
Surviving brothers and sisters, names unknown, of Amanda Gough, deceased.	Norway	Estate of Amanda Gough, deceased, Superior Court of the State of Washington, in and for King County, No. 83051.	$85.00
		Item 2	
Henrik Christofferson	Norway	Estate of Jens Johan Christofferson, deceased, Superior Court of the State of Washington, for the County of Pierce, No. 38856.	31.00
		Item 3	
Christoffer Andreas Christofferson	Norway	Same	31.00
		Item 4	
Petra Oline Christofferson	Norway	Same	31.00
		Item 5	
Emma Didriksen	Norway	Estate of Sevrin Reinholdtsen, deceased, Superior Court of the State of Washington, for the County of King, No. 87022.	27.00
		Item 6	
Inga Rasmussen	Norway	Same	10.00
		Item 7	
Gunlaug Pettersen	Norway	Same	10.00
		Item 8	
Edvard Eriksen	Norway	Same	10.00
		Item 9	
Frederick Eriksen	Norway	Same	10.00
		Item 10	
Bernard Eriksen	Norway	Same	10.00
		Item 11	
Magnus Olson Eskedal	Norway	Estate of Anton Benson, deceased, Superior Court of the State of Washington, in and for the County of King, No. 85755.	26.00
		Item 12	
Marie Eskedal	Norway	Same	26.00
		Item 13	
Hans Olson	Norway	Estate of Ole O. Solem, deceased, Superior Court of the State of Washington, for King County, in Probate, No. 83795.	49.00
		Item 14	
Jens Olson	Norway	Same	49.00
		Item 15	
Johan Olson	Norway	Same	49.00
		Item 16	
Holbo Olson	Norway	Same	49.00

[F. R. Doc. 46–7090; Filed, Apr. 29, 1946; 11:35 a. m.]

[Vesting Order CE 252]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN MINNESOTA, OHIO AND MICHIGAN COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 23, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 1	
Ole Tollerud	Norway	Estate of Hans Hanson, deceased, Probate Court, Kandiyohi County, Minn.	$20.00
		Item 2	
Leonard Tollerud	Norway	Same	20.00
		Item 3	
Andrea (last name unknown)	Norway	Same	20.00
		Item 4	
Heirs at law, names unknown, of Lars Stensland, deceased.	Norway	Estate of Lars Stensland, deceased, Probate Court, Lake of the Woods County, Minn.; No. 311.	55.00
		Item 5	
Malgorzata Koltanski	Poland	Estate of Thomas S. Wozniak, deceased, Probate Court, Lucas County, Ohio; Docket A & T No. 1184.	21.00
		Item 6	
Stanislawa Jablonska	Poland	Same	21.00
		Item 7	
Maryanna Podolska	Poland	Same	21.00
		Item 8	
Dina Mol Everse or Jan Walhout de Alaang, Allezabeth Leenderts Walhout, and Maatje Breedweg Walhout.	Netherlands	John L. Hollander versus Jennie Hollander, et al., Circuit Court, Kalamazoo County, in Chancery, Mich.; Docket No. 33; Page 126.	50.00
		Item 9	
Jacoba Van Boven Walhout and Neeltje Corstange Walhout.	Netherlands	Same	33.00
		Item 10	
Heirs at law, names unknown, of Mike Sopar, deceased.	Jugoslavia	Estate of Mike Sopar, deceased, Probate Court, Cuyahoga County, Ohio; No. 292789.	49.00

[F. R. Doc. 46-7091; Filed, Apr. 29, 1946; 11:36 a. m.]

[Vesting Order P 26]

O'RACCA CONFECTIONERY CO., INC.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That the books and records of O'Racca Confectionery Co., Inc., a corporation organized and doing business under the law of the Commonwealth of the Philippines and a business enterprise within the United States, being either lost or destroyed, are unavailable but that according to an Affidavit dated September 24, 1941, executed by Shigeru Murase, Vice President and Manager of said corporation, and filed by said corporation with the High Commissioner of the Philippines, Manila, P. I., as a part of its report to the Foreign Funds Control, United States Treasury Department, Washington, D. C., on Form TFBE–1, of the total of 10,000 shares, subscribed and fully paid, of the ₱50 par value capital stock of said corporation, 9,999 shares (99.99%) are owned by the following persons in the amounts listed below and are evidence of control of said O'Racca Confectionery Co., Inc.:

Persons:	*Number of shares*
Arata Tsutsui	6,822
Shigeru Murase	924
Masao Tanaka	455
Fukashi Kido	240
Hideo Kido	230
Kenji Kido	225
Iichi Setoguchi	105
Sekiji Nishikawa	103
Kuniyo Murase	90
Chuei Shinzato	80
42 stockholders (names unknown)	725
Total	9,999

2. That Teofilo Castro, a citizen of the Commonwealth of the Philippines, whose present whereabouts are unknown, is believed to be the owner of one share, subscribed and fully paid, of the ₱50 par value capital stock of said O'Racca Confectionery Co., Inc., which share of stock is not being vested by this order;

3. That, according to the Affidavit mentioned in subparagraph 1 hereof, the 42 stockholders (names unknown) mentioned in subparagraph 1 hereof are subjects of Japan;

4. That Arata Tsutsui, Masao Tanaka, Fukashi Kido, Kenji Kido, Iichi Setoguchi and Kuniyo Murase, whose last known addresses are Japan, are nationals of a designated enemy country (Japan);

5. That Shigeru Murase, Hideo Kido, Sekiji Nishikawa, Chuei Shinzato, and the above-mentioned 42 stockholders whose names are unknown, are all subjects of Japan whose present whereabouts are unknown, are believed to be residents of Japan and are nationals of a designated enemy country (Japan);

and determining:

6. That O'Racca Confectionery Co., Inc., is controlled by the persons named in subparagraphs 4 and 5 hereof, or is acting for or on behalf of a designated enemy country (Japan) or persons within such country and is a national of a designated enemy country (Japan);

7. That to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan);

and having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the 9,999 shares of ₱50 par value capital stock of O'Racca Confectionery Co., Inc., more fully described in subparagraph 1 hereof, together with all declared and unpaid dividends thereon, including all right, title and interest of whatsoever kind or nature of each and all other nationals, whomsoever they may be, of Germany and Japan in and to said property hereinbefore more fully described, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States, and hereby undertakes the direction, management, supervision and control of said business enterprise and all property of any nature whatsoever situated in the United States, owned or controlled by, payable or deliverable to, or held on behalf of or on account of, or owing to said business enterprise, to the extent deemed necessary or advisable from time to time by the Alien Property Custodian.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to vary the extent of or terminate such direction, management, supervision or control, or return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form AFC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national," "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 8, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-7099; Filed, Apr. 29, 1946; 11:35 a. m.]

[Vesting Order CE 249]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW YORK COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 23, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Josephine Giuliano	Italy	Estate of Raef Giuliano, also known as Ralph Julian, deceased. Surrogate's Court, Westchester County, White Plains, N. Y. Docket No. 1927/1942.	$441.02	Commissioner of Finance, County of Westchester, White Plains, N. Y.	$20.00
		Item 2			
Anthony Giuliano	Italy	Same	74.01	Same	5.00
		Item 3			
Rolla Giuliano	Italy	Same	74.01	Same	5.00
		Item 4			
Simplo Giuliano	Italy	Same	74.02	Same	5.00
		Item 5			
Algemeene Kunstzijde Unie, N. V.	Netherlands	American Bemberg Corp. and Fritz H. Schlesinger, Plaintiff Intervenor, v. Algemeene Kunstzijde Unie, N. V., and The State of The Netherlands, Defendants. United States District Court for the Southern District of New York, Docket No. Civil 17-383.	733,820.14	The National City Bank of New York, 55 Wall Street, New York City. Special blocked account in the name of Algemeene Kunstzijde Unie, N. V.	1,987.00
		Item 6			
Anna Kuczynska	Poland	Estate of Stella Machowski, deceased, Surrogate's Court, Onondaga County, Syracuse, N. Y. No index number.	252.15	County Treasurer, Onondaga County, Syracuse, N. Y.	35.00
		Item 7			
Queen Malekih Djaban	France	Estate of Soltan Ahmed Kadjar, dec'd. Surrogate's Court, New York County, N. Y.	(1)	Guaranty Trust Co. of New York, 140 Broadway, New York, N. Y., trustee.	7.00
		Item 8			
Princess Maryam Kadjar	France	Same	(2)	Same	72.00
		Item 9			
Eduard Tak	Holland	Estate of Eliazer Tak, a/k/a Eduard Tak & Edward Tak, deceased. Surrogate's Court, New York County, N. Y. Index No. P-875/1941.	4,332.76	Wm. Gresser & Nathan Walker, Executors, 116 John St., New York, N. Y.	16.00
		Item 10			
Jacob David Tak	Holland	Same	4,332.76	Same	16.00
		Item 11			
Mrs. Judith Tak or Mrs. Y. M. Leverpoll-Calif.	Holland	Same	495.00	Same	5.00

[1] Income from Trust n/w of Soltan Ahmed Kadjar, deceased.
[2] Income and principal of trust n/w of Soltan Ahmed Kadjar, deceased.

[F. R. Doc. 46-7088; Filed, Apr. 29, 1946; 11:35 a. m.]

[Vesting Order CE 255]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW YORK COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 23, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Chana Aronowsky a/k/a Chana Aranowsky.	Russia	Estate of Benjamin Kaplan, deceased, Surrogate's Court, Bronx County, N. Y., Index No. P-916-1942.	$2,074.28	Abraham A. Turoff, 5450 Netherland Avenue, New York, N. Y. and Jacob J. Kaplan, 299 Broadway, New York, N. Y., Co-executors.	$121.00
		Item 2			
Jacob Roth	Poland	Estate of Louis Zietz, deceased, Surrogate's Court, Bronx County, N. Y., Probate No. 424-1944.	300.00	Ben Master, Executor, 1425 Vyse St., Bronx, N. Y.	5.00
		Item 3			
Joseph Zeinetz	Poland	Same	400.00	Same	5.00
		Item 4			
Sarah Bitman	Poland	Same	4,492.92	Same	35.00
		Item 5			
Leah Tauber	Poland	Same	4,492.92	Same	35.00
		Item 6			
N. V. Nederlandsche Vliegtuigenfabriek Fokker.	Holland	Carter Tiffany, as Executor of the Will of Anthony H. G. Fokker, dec'd., vs. N. V. Nederlansche Vliegtuigenfabriek Fokker.	(1)	Guaranty Trust Co. of New York, 140 Broadway, New York City, N. Y.	196.00
		Item 7			
Mary Cahen	France	Trust under the Will of David Gunsburg, dec'd., Surrogate's Court, Erie County, Buffalo, N. Y.	9,354.40	County Treasurer, Erie County, Buffalo, N. Y.	177.00
		Item 8			
The Priests of St. Anne's Church, Town of Prenno (Priena) Lithuania.	Lithuania	Estate of Agate Pauza, also known as Agota Pauza, deceased. Surrogate's Court, Nassau County, N. Y., Docket No. —.	228.59	Treasurer of the County of Nassau, Mineola, N. Y.	25.00

[1] $1,015,729.34 together with U. S. Treasury Bonds in the sum of $500,000 together with $223.80.

[F. R. Doc. 46–7094; Filed, Apr. 29, 1946; 11:36 a. m.]

[Vesting Order CE 253]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN INDIANA, WISCONSIN, MINNESOTA AND OHIO COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 23, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 1	
Walerya Hojnacki	Poland	Estate of Josef Stanley Hojnacki, deceased, Lake Superior Court, Lake County, Ind., No. 4148.	$15.00
		Item 2	
Agnes Hojnacki	Poland	Same	5.00
		Item 3	
Stefania Hojnacki	Poland	Same	5.00
		Item 4	
Bronislawa Hojnacki	Poland	Same	5.00
		Item 5	
Wladyslaw Hojnacki	Poland	Same	5.00
		Item 6	
—— Hojnacki (first name unknown)	Poland	Same	5.00
		Item 7	
Frances Suchodolski	Poland	Estate of Vincent Suchodolski, deceased, County Court, Manitowoc County, Wis.	46.00
		Item 8	
Mary Suchodolski	Poland	Same	31.00
		Item 9	
Annie Suchodolski	Poland	Same	31.00
		Item 10	
Stephanie Suchodolski	Poland	Same	31.00
		Item 11	
Minka Loneycki	Poland	Estate of Thomas Zahorsky, deceased, County Court, Kenosha County, Wis., No. 17311.	30.00
		Item 12	
Stanley Gurski	Poland	Same	30.00
		Item 13	
Tomasz Gurski	Poland	Same	30.00
		Item 14	
Elise Sorensen	Norway	Estate of Henry Ellingson, deceased, Probate Court, Watonwan County, Minn.	20.00
		Item 15	
Two children, names unknown, of Albert Sorensen, deceased.	Norway	Same	20.00
		Item 16	
Berthin Sorensen	Norway	Same	20.00
		Item 17	
Inga Kremner	Norway	Same	20.00
		Item 18	
Louise Orazen	Jugoslavia	Estate of John Huch, also known as John Hush, deceased, Probate Court, Cuyahoga County, Ohio; No. 340412.	25.00

[F. R. Doc. 46–7092; Filed, Apr. 29, 1946; 11:36 a. m.]

[Vesting Order CE 254]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN CALIFORNIA COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 23, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Karen M. Fogh	Denmark	Estate of Martin J. Juul, deceased, Superior Court of the State of California, in and for the County of Fresno; No. 17332.	$390.00	Karen Juul, executrix of the estate of Martin J. Juul, deceased, Route 1, Box 114, Selma, Calif.	$5.00
		Item 2			
Marie Juul	Denmark	Same	390.00	Same	5.00
		Item 3			
Martha Juul	Denmark	Same	390.00	Same	5.00
		Item 4			
Jens Juul	Denmark	Same	390.00	Same	5.00
		Item 5			
Camilla Skov	Denmark	Same	390.00	Same	5.00
		Item 6			
Ejner Juul	Denmark	Same	390.00	Same	5.00
		Item 7			
Peder Jensen Juul	Denmark	Same	390.00	Same	5.00
		Item 8			
Nanna Jensen Larsen	Denmark	Same	390.00	Same	5.00
		Item 9			
Asta Jensen Svith	Denmark	Same	390.00	Same	5.00
		Item 10			
Christian Jensen Juul	Denmark	Same	390.00	Same	5.00
		Item 11			
Marie Jensen Lund	Denmark	Same	390.00	Same	5.00
		Item 12			
Jens Anker Juul	Denmark	Same	390.00	Same	5.00
		Item 13			
Carlo Juul	Denmark	Same	390.00	Same	5.00
		Item 14			
Jens Juul Sorensen	Denmark	Same	390.00	Same	5.00
		Item 15			
Wentzel Juul Sorensen	Denmark	Same	390.00	Same	5.00
		Item 16			
Anna Juul Vagner	Denmark	Same	390.00	Same	5.00
		Item 17			
Frida Juul Petersen	Denmark	Same	390.00	Same	5.00
		Item 18			
Karen Juul Christensen	Denmark	Estate or Martin J. Juul, deceased, in the Superior Court of the State of California, in and for the County of Fresno; No. 17332.	390.00	Karen Juul, Executrix of the Estate of Martin J. Juul, deceased, Route 1, Box 114, Selma, Calif.	5.00
		Item 19			
Peter C. Tonnesen	Denmark	Estate of Nils Tonnesen, deceased, in the Superior Court of the State of California, in and for the County of King; No. 74571.	292.35	Morrison, Hohfeld, Foerster, Shuman and Clark, Crocker Bldg., San Francisco, Calif.	6.28
		Item 20			
Ruth C. M. Madsen	Denmark	Same	292.35	Same	6.28
		Item 21			
Axel M. Tonnesen	Denmark	Same	292.35	Same	6.2
		Item 22			
Johane M. Kjelstrup	Denmark	Same	292.35	Same	6.28
		Item 23			
Ejner F. Tonnesen	Denmark	Same	292.35	Same	6.28
		Item 24			
Jean Marie Robert Barron and her heirs at law.	France	Estate of William E. Barron, deceased, in the Superior Court of the State of California, in and for the County of San Francisco; No. 4769.	(1)	Wells-Fargo Bank and Union Trust Company of San Francisco, Trustee, 4 Montgomery Street, San Francisco, California.	45.55
		Item 25			
Eustace Barron and her heirs at law.	France	Same	(1)	Same	45.35
		Item 26			
Joseph Barron	France	Same	(1)	Same	45.30
		Item 27			
Mme. Marthe Thurmel	France	Estate of Rosalie Momboisse, deceased, in the Superior Court of the State of California, in and for the County of Sonoma.	100.00	John B. Lounibos, Trustee, Petaluma, Calif.	13.00
		Item 28			
Joseph Pedeprade	France	Same	100.00	Same	13.00
		Item 29			
Heirs or legatees of Catherine Turon.	France	Estate of Jeanne Bourdieu, also known as Jane Bourdieu, deceased, in the Superior Court of the State of California, in and for the City and County of San Francisco; No. 61706.	340.61	Jeanne Cassasus, Executrix, 32 Lower Crescent Ave., Sausalito, Calif.	29.00
		Item 30			
Alexis Bourdieu	France	Same	170.30	Same	14.00

[1] Approximately $16,095.

EXHIBIT A—Continued

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 31			
Klaus DeYoung	Holland	Estate of Jennie DeYoung, deceased, in the Superior Court of the State of Calif., in and for the County of San Joaquin; No. 16680.	$113.56	The County Treasurer of San Joaquin County, Stockton, Calif.	$17.00
		Item 32			
Piet DeYoung	Holland	Same	113.57	Same	17.00
		Item 33			
Handerine DeYoung	Holland	Same	113.57	Same	17.00

[F. R. Doc. 46-7093; Filed, Apr. 29, 1946; 11:26 a. m.]

[Vesting Order 6225]

GUARANTY TRUST CO. OF NEW YORK ET AL.

In re: Guaranty Trust Company of New York, Trustee u/w Frederic S. Grand d'Hauteville et al vs. Ida W. Garve Bezner et al; File No. D-28-1870; E. T. sec. 1495.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Ida W. Garve Bezner, in and to the trust created under the will of Frederic S. Grand d'Hauteville, deceased,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

Ida W. Garve Bezner, Germany.

That such property is in the process of administration by the Guaranty Trust Company of New York, Trustee, J. Seymour Montgomery, Jr. and Charles Francis Adams, as Executors of the estate of Frederic S. d'Hauteville, deceased, acting under the judicial supervision of the Superior Court Newport County, Rhode Island, Equity No. 3042;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 26, 1946.

[SEAL] FRANCIS J. MCNAMARA,
Deputy Alien Property Custodian.

[F. R. Doc. 46-7085; Filed, Apr. 29, 1946; 11:35 a. m.]

[Vesting Order CE 256]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN MICHIGAN, OKLAHOMA, NEBRASKA, WISCONSIN, MINNESOTA, INDIANA, AND OHIO COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 23, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Thanaso Lewis, also known as Thanaso Liakopoulos.	Greece	Estate of Frank Lewis, also known as Frank Louis, also known as Eustathios Liakopoulos, also known as Frank Leakopulos, also known as Stathis Liacopoulos, also known as Christ Kalameris, also known as Christos Ellis Kalomeris, deceased, Probate Court, Wayne County, Mich.; No. 314295.	$1,286.48	LaSalle National Bank, 135 South LaSalle St., Chicago, Ill., in the account of A. Pompouras, Acting Consul General of Greece at Chicago, Ill., or his successors, for the benefit of Thanaso Lewis.	$41.00
		Item 2			
John Nakos	Greece	Estate of Sam Nakos, deceased, County Court, Muskogee County, Okla.; Case No. 7099.	267.31	LaSalle National Bank, 135 South LaSalle St., Chicago, Ill., Account in the name of A. Pompouras, Acting Consul General of Greece at Chicago, Ill., or his successors, for the benefit of John Nakos Account No 29090	16.00
		Item 3			
Thomas Nakos	Greece	Same	267.31	LaSalle National Bank, 135 South LaSalle St., Chicago, Ill. Account in the name of A. Pompouras, Acting Consul General of Greece at Chicago, Ill., or his successors, for the benefit of Thomas Nakos Account No. 29090.	16.00
		Item 4			
George Nakos	Greece	Same	267.31	LaSalle National Bank, 135 South LaSalle St., Chicago, Ill., Account in the name of A. Pompouras, Acting Consul General of Greece at Chicago, Ill., or his successors, for the benefit of George Nakos Account No. 29090.	16.00
		Item 5			
Efthimia Nakos	Greece	Estate of Sam Nakos, deceased, County Court, Muskogee County, Okla., Case No. 7099.	267.31	LaSalle National Bank, 135 South LaSalle St., Chicago, Ill. Account in the name of A. Pompouras, Acting Consul General of Greece at Chicago, Ill., or his successors, for the benefit of Efthimia Nakos Account No. 29090.	16.00
		Item 6			
Varvara Nakos	Greece	Same	267.31	LaSalle National Bank, 135 South LaSalle St., Chicago, Ill. Account in the name of A. Pompouras, Acting Consul General of Greece at Chicago, Ill., or his successors, for the benefit of Varvara Nakos Account No. 29090.	16.00
		Item 7			
Hariclia Nakos	Greece	Same	267.31	LaSalle National Bank, 135 South LaSalle St., Chicago, Ill. Account in the name of A. Pompouras, Acting Consul General of Greece at Chicago, Ill., or his successors, for the benefit of Hariclia Nakos Account No. 29090.	16.00
		Item 8			
Ellenia Nakos	Greece	Same	267.31	LaSalle National Bank, 135 South LaSalle St., Chicago, Ill. Account in the name of A. Pompouras, Acting Consul General of Greece at Chicago, Ill., or his successors, for the benefit of Ellenia Nakos Account No. 29090.	16.00
		Item 9			
Zoitsa Brabos	Greece	Estate of Tom Coulis, deceased, County Court, Douglas County, Nebr.	228.68	Robert R. Troyer, Judge of the County Court, Douglas County, Omaha, Nebr.	27.00
		Item 10			
Marie Plavoukas	Greece	Same	228.68	Same	27.00
		Item 11			
Hilda Christensen	Norway	Estate of Peter Christensen, deceased, County Court, Milwaukee County, Wis.; No. 238-518 in Probate.	500.00	George B. Skogmo, Vice-Consul of Norway, 152 West Wisconsin Ave., Milwaukee, Wis.	6.00
		Item 12			
Edvard Christensen	Norway	Same	2,510.90	Same	32.00
		Item 13			
Peter Christensen	Norway	Same	500.00	Same	6.00
		Item 14			
Mathilde Nikolaysen	Norway	Same	3,006.55	Same	38.00
		Item 15			
Halvor Kristansen	Norway	Matilda Peterson vs. Chris Ellison, et al., County Court, Cheyenne County, Nebr.	562.88	A. C. Peterson, as referee—Matilda Peterson vs. Chris Ellison, et al., Peterson & Pevonka Insurance Agency, Lodgepole, Nebr.	23.00
		Item 16			
Sigvart Kristiansen	Norway	Same	562.88	Same	23.00
		Item 17			
H. Johnson	Norway	Same	140.72	Same	6.00
		Item 18			
Mrs. A. M. Steenberg	Norway	Same	140.72	Same	6.00
		Item 19			
Mrs. Jenny Askedahl	Norway	Same	140.72	Same	6.00
		Item 20			
Mrs. Lill Lystand	Norway	Same	140.72	Same	6.00

EXHIBIT A—Continued

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 21			
Ragnvald Kjaerstad	Norway	Matilda Peterson vs. Chris Ellison, et al., County Court, Cheyenne County, Nebr.	$112.57	A. C. Peterson, as referee—Matilda Peterson vs. Chris Ellison, et al., Peterson & Pevonka Insurance Agency, Lodgepole, Nebr.	$5.00
		Item 22			
Margith Eseth	Norway	Same	112.57	Same	5.00
		Item 23			
Sigrid Kjaerstad	Norway	Same	112.57	Same	5.00
		Item 24			
Johannes Kjaerstad	Norway	Same	112.57	Same	5.00
		Item 25			
Karen Bernsten	Norway	Same	112.57	Same	5.00
		Item 26			
Jacob (Jacop) Trana	Norway	Estate of Olaf Trana, deceased, District Court, Eleventh Judicial District, St. Louis County, Minnesota.	(1)	First and American National Bank of Duluth, Trustee under the Will of Olaf Trana, deceased, Duluth, Minn.	6.00
		Item 27			
Kristian Trana	Norway	Same	(1)	Same	6.00
		Item 28			
Sara Trana	Norway	Same	(1)	Same	6.00
		Item 29			
Oline Dolles Trana	Norway	Same	(1)	Same	6.00
		Item 30			
Martha Trana Midtbo	Norway	Same	(1)	Same	6.00
		Item 31			
Margrete Trana	Norway	Same	(1)	Same	6.00
		Item 32			
Anna Trana Hartvigsen	Norway	Same	(1)	Same	6.00
		Item 33			
Mary Beck	France	Estate of Peter J. Beck, deceased, Circuit Court, Vigo County, Ind.; Docket No. 45; Page 86; File No. 1242.	221.96	Clerk of Vigo Circuit Court, Vigo County, Terre Haute, Ind.	7.00
		Item 34			
Anna Beck	France	Same	221.96	Same	7.00
		Item 35			
Margaret Beck	France	Same	221.96	Same	7.00
		Item 36			
Elizabeth Beck	France	Same	221.96	Same	7.00
		Item 37			
Barbara Beck	France	Same	221.96	Same	7.00
		Item 38			
Joseph Beck	France	Same	221.96	Same	7.00
		Item 39			
Nicholas Beck	France	Same	221.96	Same	7.00
		Item 40			
Katherine Beck	France	Same	221.96	Same	7.00
		Item 41			
Felecia Mastrangelo	Italy	Estate of Michele Mastrangelo, deceased, Probate Court, Cuyahoga County, Ohio.	666.28	The County Treasurer of Cuyahoga County, Cleveland, Ohio.	71.00

[1] $600 annually.

[F. R. Doc. 46-7095; Filed, Apr. 29, 1946; 11:36 a. m.]

[Vesting Order CE 258]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW YORK COURTS

Under the authority of the Trading with the Enemy Act as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and

when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 23, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Croce Siracusa Marino	Italy	Estate of Gerlando Marino, deceased, Surrogate's Court, New York County, N. Y. Index No. A1207–1911.	$112.00	Treasurer of the City of New York, Municipal Building, New York, N. Y.	$12.00
		Item 2			
Carmela Marino	Italy	Same	288.22	Same	30.00
		Item 3			
Innocenza Marino	Italy	Same	288.22	Same	30.00
		Item 4			
Rosa Marino	Italy	Same	288.22	Same	30.00
		Item 5			
Margherita Marino	Italy	Same	288.22	Same	30.00
		Item 6			
Josephine Maier	France	Estate of Bertram Winthrop, deceased, Surrogate's Court, New York County, N. Y. Docket No. P–2650–1940.	(1)	Same	70.00
		Item 7			
Lena Tallikson Johnson	Norway	In the Matter of the Estate of Henry E. Felton, dec'd., Surrogate's Court, New York County, N. Y. Index No. P–2767–1941.	2,000.00	Same	47.00
		Item 8			
Ulla Dahm	Norway	Estate of Ellen L. Penrose, dec'd., Surrogate's Court, New York County, N. Y. Index No. P–421/1942.	6,300.00	Same	5.00
		Item 9			
Anneken Pettersen	Norway	Same	10,823.24	Same	9.00
		Item 10			
Arvid Dahm	Norway	Same	15,456.46	Same	13.00
		Item 11			
Kristian Resch	Norway	Same	4,540.95	Same	5.00
		Item 12			
Else Dahm	Norway	Same	6,300.00	Same	5.00
		Item 13			
Joseph Michalec	Czecho-Slovakia	Estate of Antonia Michalec, dec'd., Surrogate's Court, New York County, N. Y. Index No. A–1263/1943.	396.57	Same	50.00

[1] Legacy of $1,000.

[F. R. Doc. 46–7097; Filed, Apr. 29, 1946; 11:36 a. m.]

[Vesting Order CE 257]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW YORK COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 23, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Benzion Luwisch	Poland	Estate of Jeanette or Jennette Lovish, deceased, Surrogate's Court, Kings County, N. Y. Index No. 7953–1941.	$802.15	Treasurer of the City of New York, Municipal Bldg., Chambers St., New York, N. Y.	$35.00
		Item 2			
Rifka Luwisch	Poland	Same	802.14	Same	35.00
		Item 3			
Rosalie Romaner	Poland	Estate of Michael A. Cohn, Surrogate's Court, Kings County, N. Y. Docket No. 6403–1939.	(1)	Same	67.00
		Item 4			
Rasmine Nilsen	Norway	Estate of Andrea Goodrick, deceased, Surrogate's Court, Kings County, N. Y. Index No. 3806–1940.	847.07	Same	5.00
		Item 5			
Inga Pedersen	Norway	Same	847.07	Same	5.00
		Item 6			
Anna Nilsen	Norway	Same	847.07	Same	5.00
		Item 7			
Karine Nilsen	Norway	Same	847.07	Same	5.00
		Item 8			
Emanuel Nilsen	Norway	Same	847.07	Same	5.00
		Item 9			
Kristine Nilsen	Norway	Same	847.06	Same	5.00
		Item 10			
Andreas Nilsen	Norway	Same	847.06	Same	5.00
		Item 11			
Elizabeth or Elisabeth Nilsen	Norway	Same	847.06	Same	5.00
		Item 12			
Martha Selnas	Norway	Estate of Ivar Frannes, deceased, Surrogate's Court, Kings County, N. Y. Index No. 3412–1943.	203.33	Same	11.00
		Item 13			
Gurine Norman	Norway	Same	203.33	Same	11.00
		Item 14			
Sina Helle	Norway	Same	203.33	Same	11.00
		Item 15			
Halvor Frannes	Norway	Same	203.33	Same	11.00
		Item 16			
Simon Frannes	Norway	Same	203.33	Same	11.00
		Item 17			
Fannie Felpe Grabel	Poland	Estate of Louis Leon Grabel, deceased, Surrogate's Court, Kings County, N. Y. Docket No. 5889–1940.	4,671.74	Same	42.00
		Item 18			
Yudes Kamenacheris	Lithuania	Estate of Morris Novick, deceased, Surrogate's Court, Kings County, N. Y. Index No. 5855–1941.	955.82	Same	32.00
		Item 19			
Olinda Jacobsen	Norway	Estate of Martin Jacobsen, deceased, Surrogate's Court, Kings County, N. Y. Index No. 4241–1942.	1,134.32	Same	26.00
		Item 20			
Else Jacobsen	Norway	Same	1,134.32	Same	26.00
		Item 21			
Joanna Antoniuk	Poland	Estate of Stepon Schyvenkowick, deceased, Surrogate's Court, Kings County, N. Y. File No. 7855–1939.	246.10	Same	18.00
		Item 22			
Justyna Kalyniuk	Poland	Same	246.09	Same	18.00
		Item 23			
Hapka Majewski	Poland	Same	246.09	Same	18.00

[1] $555.25 and 13⅜ shares of the stock of L. M. Rabinowitz & Co., Inc., valued at $1,366.66.

[F. R. Doc. 46–7096; Filed, Apr. 29, 1946; 11:36 a. m.]

[Vesting Order CE 259]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW JERSEY COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing

each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 23, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Michele Migliaccio	Italy	Estate of Luigi Migliaccio, deceased, Cape May County Orphans' Court, Cape May County Court House, Cape May, N. J.	$605.42	Mr. Leonardo Calise, c/o Boswell & Boswell, Ocean City, N. J.	$47.00
		Item 2			
Giovanni Migliaccio	Italy	Same	605.42	Same	47.00
		Item 3			
Delfina Passera	Italy	Estate of Victor Moruzzi, deceased, Essex County Orphans' Court, Essex County Courthouse, Newark, N. J.	2,522.98	George H. Becker, Clerk of Essex County Orphans' Court, Essex County Courthouse, Newark, N. J.	69.00
		Item 4			
Eugenio Passera	Italy	Same	2,522.98	Same	69.00
		Item 5			
Antonio Passera	Italy	Same	2,522.98	Same	69.00
		Item 6			
Giuseppe Passera	Italy	Same	2,522.97	Same	69.00
		Item 7			
Vincenzo Petitti	Italy	Estate of Luigi Petitti, deceased, Hudson County Orphans' Court, Hudson County Courthouse, Jersey City, N. J.	1,255.96	John H. Gavin, Clerk of the Hudson County Orphans' Court, Hudson County Courthouse, Jersey City, N. J.	157.00
		Item 8			
Francois Ginoux de Fermon	France	Estate of Elizabeth C. Ginoux de Fermon, deceased, Camden County Orphans' Court, Camden County Courthouse, Camden, N. J.	(1)	C. M. Powell Quicksall, Clerk of the Camden County Orphans' Court, Camden County Courthouse, Camden, N. J.	128.00
		Item 9			
Helene Denjean	France	Same	500.00	The Pennsylvania Company for Insurance on Lives and Granting Annuities, Executor, 15th & Chestnut St., Philadelphia, Pa.	12.00
		Item 10			
Anna Chromoho	Czechoslovakia	Estate of Mary Holyuta, deceased, Union County Orphans' Court, Union County Court House, Elizabeth, N. J.	483.43	Charles A. Otto, Clerk of the Union County Orphans' Court, Union County Court House, Elizabeth, N. J.	42.00
		Item 11			
Ulya Holyuta, now Julia Radomska	Czechoslovakia	Same	483.43	Same	42.00
		Item 12			
Mary Holyuta	Czechoslovakia	Same	170.91	Same	15.00

[1] 60 shares Compania Swift Internacional stock (approx. value $2,100) together with cash in the amount of $360. 60 shares Sears, Roebuck & Co. stock (approx. value $2,550), together with cash in the amount of $720.

[F. R. Doc. 46–7098; Filed, Apr. 29, 1946; 11:36 a. m.]

INTERSTATE COMMERCE COMMISSION.

[S. O. 396, Special Permit 40]

RECONSIGNMENT OF CELERY AT ST. LOUIS, MO.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph of Service Order No. 396 (11 F.R. 2193), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 396 insofar as it applies to the reconsignment at St. Louis, Missouri, April 26, 1946, by Atlantic Commission Company, of car SFRD 36004, celery, now on the Wabash Railroad, to Atlantic Commission Company, Philadelphia, Pennsylvania (P. RR.).

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 26th day of April 1946.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 46–7215; Filed, Apr. 30, 1946; 11:20 a. m.]

[S. O. 496]

UNLOADING OF COPPER, ETC., AT JERSEY CITY, N. J.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 29th day of April A. D. 1946.

It appearing, that 84 box cars containing various commodities at Perth Amboy, New Jersey, on the Lehigh Valley Railroad Company, have been on hand for an unreasonable length of time and that the delay in unloading said cars is impeding their use; in the opinion of the Commission an emergency exists requiring immediate action. It is ordered, that:

Copper, etc., at Perth Amboy, New Jersey, be unloaded. (a) The Lehigh Valley Railroad Company, its agents or employees, shall unload forthwith the following cars now on hand at Perth Amboy, New Jersey, consigned International Smelting and Refining Company:

Init. and No.	*Contents*
NP 17478	Salt.
NYC 604128	Coal.
CWC 8244	Scrap copper.
SP 33699	Copper cathodes.
NYC 710230	Do.
NP 4949	Scrap copper.
CN 141155	Do.
IC 14042	Do.
UP 350853	Do.
MeC 5713	Do.
ATSF 150694	Copper bullion.
UP 180653	Do.
WLE 27330	Do.
WP 16663	Do.
BM 72440	Do.
GN 46869	Do.
UP 351409	Do.
PRR 91198	Do.
NYC 106609	Do.
UP 181950	Do.
IGN 16268	Do.
MC 84344	Do.
CGA 19829	Do.
SP 96304	Do.
ATSF 143649	Do.
PRR 505591	Copper cathodes.
C&O 9830	Copper bullion.
CNJ 21266	Do.
MP 34118	Do.
MP 91197	Do.
TNO 51500	Do.
B&O 174236	Do.
L&N 95336	Do.
CNW 122689	Do.
NYC 136380	Do.
SSW 33665	Do.
Alton 52452	Do.
Sou 22681	Do.
NYC 124451	Do.
SP 32790	Do.
EJE 7374	Do.
UP 187545	Do.
B&O 270399	Copper anodes.
N&W 46172	Do.
RI 148753	Do.
UP 180139	Do.
IC 11798	Do.
NYC 153551	Copper bullion.
CGW 92004	Do.
CGA 19970	Do.
NKP 9193	Do.
TNO 36482	Do.
Erie 97930	Do.
RI 148464	Do.
TNO 58215	Do.
Erie 71225	Do.
PLE 83363	Do.
RI 157716	Do.
ATSF 135509	Do.
SooL 133078	Do.
WP 26942	Do.
SLSF 127584	Do.
RI 146654	Do.
CNW 60170	Do.
ATSF 272265	Do.
SLSF 129573	Do.
Milw 21217	Do.
CNW 146556	Do.
SP 31774	Do.
GN 52219	Do.
RI 134003	Do.
B&O 271432	Do.
TNO 53422	Do.
L&N 11616	Do.
CGA 55666	Do.
Sou 15847	Do.
TNO 52315	Do.
CBQ 30625	Do.
B&O 273149	Do.
OWRN 14926	Do.
PM 85787	Do.
NP 27977	Do.
MP 120805	Do.
TNO 39701	Do.

(b) *Notice and expiration.* Said carrier shall notify the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where, and by whom such unloading was performed. Upon receipt of that notice this order shall expire. (40 Stat. 101, sec. 402; 41 Stat. 476, sec. 4; 54 Stat. 901, 911; 49 U.S.C. 1 (10)–(17), 15 (2))

It is further ordered, that this order shall become effective immediately, and that a copy of this order and direction shall be served upon the Lehigh Valley Railroad Company, and upon the Association of American Railroads, Car Service Division, as Agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-7216; Filed, Apr. 30, 1946; 11:20 a. m.]

[S. O. 497]

UNLOADING OF VARIOUS COMMODITIES AT PERTH AMBOY, N. J.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 29th day of April A. D. 1946.

It appearing, that 51 cars containing various commodities at Perth Amboy, New Jersey, on the Lehigh Valley Railroad Company, have been on hand for an unreasonable length of time and that the delay in unloading said cars is impeding their use; in the opinion of the Commission an emergency exists requiring immediate action. It is ordered, that:

Various commodities at Perth Amboy, New Jersey, be unloaded. (a) The Lehigh Valley Railroad Company, its agents or employees, shall unload forthwith the following cars now on hand at Perth Amboy, New Jersey, consigned American Smelting & Refining Company:

Car No.	*Commodity*
N&W 46762	Copper bullion.
PRR 33522	Sulphur.
SP 95753	Lead bullion.
C&O 8525	Do.
SAL 15446	Copper bullion.
ATSF 141952	Lead bullion.
SP 27514	Copper bullion.
N&W 46237	Do.
SAL 15511	Lead bullion.
ATSF 127530	Do.
IHB 6040	Scrap brass.
PLE 2310	Coke.
WP 20512	Copper bullion.
SLSF 145557	Do.
WP 20415	Do.
PRR 55529	Do.
ATSF 126792	Do.
PRR 94960	Do.
NS 25171	Do.
PLE 2280	Coke.
PRR 70242	Copper bullion.
WP 18119	Do.
WP 18331	Do.
B&O 280561	Electrode.
B&O 385406	Brass ashes.
TP 50547	Lead skings.
PLE 2274	Coke.
B&O 364250	Brass scrap.
N&B 773	Copper bullion.
B&O 465754	Lead bullion.
ATSF 150750	Do.
NP 30975	Do.
ATSF 125924	Copper bullion.
ATSF 138483	Do.
GN 43289	Lead bullion.
CS 17273	Do.
PLE 2303	Coke.
ALTON 53065	Copper bullion.
MP 32039	Do.
WP 18479	Do.
CBQ 130451	Do.
CTSE 716368	Do.
IC 19709	Do.
SLSF 147656	Do.
PLE 2291	Coke.
GN 52836	Lead bullion.
PRR 363310	Scrap brass.
LNE 8549	Brass ashes
LV 28697	Cast iron pipe.
SP 97499	Charcoal.
CN 483494	Do.

(b) *Notice and expiration.* Said carrier shall notify the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where, and by whom such unloading was performed. Upon receipt of that notice this order shall expire. (40 Stat. 101, sec. 402; 41 Stat. 476, sec. 4; 54 Stat. 901, 911; 49 U.S.C. 1 (10)–(17), 15 (2))

It is further ordered, that this order shall become effective immediately, and that a copy of this order and direction shall be served upon the Lehigh Valley Railroad Company, and upon the Association of American Railroads, Car Service Division, as Agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order

be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 46-7217; Filed, Apr. 30, 1946; 11:20 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[SO 142, Order 92]

BUCKEYE TRACTION DITCHER CO.

DETERMINATION OF MAXIMUM PRICES

Order No. 92 Under Supplementary Order No. 142, adjustment provisions for sales of industrial machinery and equipment, Buckeye Traction Ditcher Company, Findlay, Ohio, Docket No. 6083-SO 142-136-388.

For the reason set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Supplementary Order No. 142, *It is ordered:*

(a) The maximum prices for sales by the Buckeye Traction Ditcher Company of Findlay, Ohio, of all its products, which are covered by any of the regulations listed in Supplementary Order No. 142, shall be determined as follows: The maximum prices for any of the above-described products, having a base date price, shall be the applicable base date price increased by 2.5% of that price.

The phrase in this order "base date price" shall mean a price frozen under the applicable regulation (by reference to published list prices, and to sales made during a defined period of time prior to a base date), except that for every product covered by this order the base date to be used for establishing a frozen price shall be October 1, 1941. The phrase does not include any price adjusted upward by industry-wide or individual adjustment orders.

(b) For any product for which a price is established under section 8 of Revised Maximum Price Regulation 136: Section 4 (d) (1) (i) of Maximum Price Regulation 67; § 1361.53 of Maximum Price Regulation 246; or § 1390.205 (d) of Maximum Price Regulation 351, the maximum price shall be computed under the appropriate provisions of the applicable regulation using the price computed under paragraph (a) of this order for the frozen priced product before changes or modification.

The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the percentage by which his net invoiced cost has been increased by reason of this order.

The Buckeye Traction Ditcher Co. shall notify each purchaser, who buys the products listed in paragraph (a) above for resale of the percentage by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

All requests not granted herein are denied.

This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 29, 1946.

Issued this 29th day of April 1946.

PAUL A. PORTER, *Administrator.*

[F. R. Doc. 46-7131; Filed, Apr. 29, 1946; 11:54 a. m.]

[SR 15, Amdt. 3 to Order 52]

LAKE MILLS SHOE CO.

ADJUSTMENT OF MAXIMUM PRICES

Amendment 3 to Order No. 52 under § 1499.75 (a) (10) of Supplementary Regulation 15 to the General Maximum Price Regulation, Lake Mills Shoe Company; WLB Case No. 6-48886; OPA Docket No. SO-28-7299, 6064-SR 15.75 (a) (10)-22.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to § 1499.75 (a) (10) of Supplementary Regulation 15 to the General Maximum Price Regulation, *It is ordered:*

Order No. 52 under § 1499.75 (a) (10) of Supplementary Regulation 15 to the General Maximum Price Regulation is amended in the following respects:

1. Paragraph (a) is amended to read as follows:

(a) *Maximum prices for manufacturer's sales of footwear by Lake Mills Shoe Company*—(1) *Maximum prices.* On and after September 10, 1945, the adjusted maximum prices at which Lake Mills Shoe Company, Lake Mills, Wisconsin, may sell or deliver the footwear specified below to mail order retailers shall be as follows:

Style No.	Description	Size run	Adjusted maximum price per pair
			Net
1092	Misses' black calf oxford (perforated)	11½-3	$1.53
1112	Misses' brown elk oxford (perforated)	11½-3	1.60
1708	Misses' black elk boot	11½-3	1.66
1709	Misses' brown elk oxford (tip)	11½-3	1.56
1710	Misses' black calf oxford (tip)	11½-3	1.60
1873	Misses' black patent T strap (perforated)	11½-3	1.53
90666	Infants' brown elk boot	5½-8	1.16
90667	Infants' black elk boot	5½-8	1.12
90683	Infants' white elk boot	5½-8	1.18
91505	Misses' white elk boot	11½-3	1.63
1707	Misses' brown elk boot	11½-3	1.63

(2) *Discounts.* Any shoe listed in subparagraph (1), above, may be billed at a gross price provided that the net price after discounts, does not exceed the maximum price specified.

2. Paragraph (b) is amended to read as follows:

(b) *Maximum price for sales at retail*—(1) *Sales subject to the General Maximum Price Regulation.* The maximum price for a sale or delivery at retail of any shoe listed in paragraph (a), above, shall be the retailer's maximum price properly established under the General Maximum Price Regulation prior to ————, 1946, increased by an amount equal to the applicable percentage of such price listed below:

Style No.	Description	Size run	Percentage of increase
1092	Misses' black calf oxford (perforated)	11½-3	2½
1112	Misses' brown elk oxford (perforated)	11½-3	7½
1708	Misses' black elk boot	11½-3	10
1709	Misses' brown elk oxford (tip)	11½-3	4½
1710	Misses' black calf oxford (tip)	11½-3	½
1873	Misses' black patent T strap (perforated)	11½-3	2½
90666	Infants' brown elk boot	5½-8	5½
90667	Infants' black elk boot	5½-8	2
90683	Infants' white elk boot	5½-8	7½
91505	Misses' white elk boot	11½-3	8
1707	Misses' brown elk boot	11½-3	8

(2) *Sales subject to Maximum Price Regulation 580.* The maximum price for a sale or delivery of any shoe listed in paragraph (a) (1), above by a retailer whose prices are governed by Maximum Price Regulation 580 shall be determined by applying to the net invoice cost (not to exceed the adjusted net maximum price per pair listed in paragraph (a) (1), above), the applicable pricing rule of section 7 of Maximum Price Regulation 580.

3. Paragraph (c) is amended to read as follows:

(c) *Notification.* At the time of (or prior to) the first delivery of any of the styles covered by this order to a mail order retailer on and after April 29, 1946, Lake Mills Shoe Company shall notify the retailer in writing of the applicable retail pricing method established by paragraph (b), above. This notice may be given in any convenient form.

This amendment may be amended or revoked by the Administrator at any time.

This amendment shall become effective immediately.

Issued this 29th day of April 1946.

PAUL A. PORTER, *Administrator.*

[F. R. Doc. 46-7105; Filed, Apr. 29, 1946; 11:52 a. m.]

[MPR 64, Order 286]

AMERICAN STOVE CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 11 of Maximum Price Regulation No. 64, *It is ordered:*

(a) This order establishes maximum prices for sales of thirty-six models of gas ranges manufactured by the American Stove Company, 4301 Perkins Avenue, Cleveland 3, Ohio.

(1) For sales in each zone by retail dealers to ultimate consumers the maximum prices, including the Federal excise tax but not including any state or local taxes imposed at the point of sale, are those set forth below:

Model	Article	Maximum prices for sales to ultimate consumers		
		Zone 1	Zone 2	Zone 3
8466-11 without covers	Combination range	$222.75	$227.25	$238.25
8466-11 with covers	do	228.95	233.50	244.50
8266-0 without covers	do	211.50	215.95	226.95
5001-0 without covers	Bungalow range	158.95	163.75	176.75
5001-0 with covers	do	165.25	169.95	182.95
7201-14 without covers	Gas range	156.75	161.25	173.75
7201-14 with covers	do	159.95	164.50	176.95
5801-14 without covers	do	111.50	116.75	118.75
5801-14 with covers	do	113.95	119.25	121.25
5501-4 without covers	do	84.95	89.25	89.95
5501-4 with covers	do	87.50	91.75	92.50
5701-4 without covers	do	97.95	102.75	103.95
5701-4 with covers	do	100.50	105.25	106.50
7101-14 without covers	do	145.25	149.50	161.50
7101-14 with covers	do	148.50	152.75	164.75
7201-44 without covers	do	168.25	172.50	185.25
7201-44 with covers	do	171.25	175.50	188.25
7301-14 without covers	do	118.25	120.25	130.95
7301-14 with covers	do	121.25	123.25	133.95
37101-14 without covers	do	172.25	176.50	194.75
37101-14 with covers	do	175.50	179.75	197.95
37201-13 without covers	do	211.75	216.25	235.25
37201-13 with covers	do	214.75	219.25	238.25
37201-14 without covers	do	183.75	188.25	206.95
37201-14 with covers	do	186.75	191.25	209.95
37201-44 without covers	do	195.25	199.50	218.50
37201-44 with covers	do	198.25	202.50	221.50
37201-53 without covers	do	223.25	227.75	246.50
37201-53 with covers	do	226.25	230.75	249.50
37201-54 without covers	do	195.25	199.50	218.50
37201-54 with covers	do	198.25	202.50	221.50
37301-13 without covers	do	159.95	161.75	178.75
37301-14 without covers	do	131.75	133.75	150.50
37301-14 with covers	do	134.95	136.95	153.75

These prices include delivery and installation. If the retail dealer does not provide installation he shall compute his maximum price by subtracting $9.00 in the case of gas bungalow or combination ranges and $6.00 in the case of gas ranges not of the bungalow or combination type from his maximum price as shown above for sales on an installed basis. In all other respects these prices are subject to each seller's customary terms, discounts, allowances (other than trade-in allowances) and other price differentials in effect on sales of similar articles.

(c) The manufacturer shall, before delivering any range covered by this order, after the effective date thereof, attach securely to the inside oven door panel a label which plainly states the OPA retail ceiling prices established by this order for sales of the range to ultimate consumers in each zone together with a list of the states included in each zone. The label shall also state that the retail prices shown thereon include the Federal excise tax, delivery and installation, and that if the seller does not provide installation, the maximum price is $9.00 less than the price shown on the label if the range is of the bungalow or combination type and $6.00 less than the price shown on the label if the range is not of the bungalow or combination type.

(d) For purposes of this order Zones 1, 2 and 3 comprise the following states:

Zone 1: Maine, New Hampshire, Vermont, Massachusetts, Connecticut, Rhode Island, New York, Pennsylvania, New Jersey, Maryland, Delaware, District of Columbia, West Virginia, Virginia, Kentucky, Ohio, Indiana, Illinois, Michigan, Wisconsin, Minnesota, Iowa, Missouri, Arkansas, and Louisiana (except the following parishes: Pointe Coupe, Feliciana, East Feliciana, St. Helena, Tangipahoa, Washington, St. Tammany, Livingston, East Baton Rouge, West Baton Rouge, Iberville, Ascension, Assumption, Terrebonne, Lafourche, St. James, St. John the Baptist, St. Charles, Jefferson, Plaquemines, St. Bernard, and Orleans), North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, Texas, Montana, Wyoming, Colorado, New Mexico, Utah, Idaho (except the following counties: Boundary, Bonner, Kootenai, Shoshone, Latah, Clearwater, Nez Perce, Lewis, Idaho, Adams, Valley, Washington, Payette, and Gem).

Zone 2: North Carolina, South Carolina, Tennessee, Georgia, Flordia, Alabama, Mississippi, and the parishes of Louisiana not included in Zone 1.

Zone 3: Washington, Oregon, California, Nevada, Arizona, and the counties of Idaho not included in Zone 1.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 13th day of May 1946.

Issued this 29th day of April 1946.

PAUL A. PORTER, *Administrator.*

[F. R. Doc. 46-7106; Filed, Apr. 29, 1946; 11:52 a. m.]

[MPR 120, Corr. to Order 1624]

C. L. S. COAL CO. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

Order No. 1624 under Maximum Price Regulation No. 120 is hereby corrected in the following respects:

On Page 2, in the table of maximum prices for the Buster Mine, Mine Index No. 4499, of Adam Eldemiller, the numerals "244" appearing under Size Group No. 8 are corrected to read "254"; and the numerals "244" are inserted for railroad fuel under Size Group No. 10, immediately above the numerals "294".

This correction shall be effective as of April 10, 1946.

Issued this 29th day of April, 1946.

PAUL A. PORTER, *Administrator.*

[F. R. Doc. 46-7107; Filed, Apr. 29, 1946; 11:55 a. m.]

[MPR 591, Order 449]

BURNETT MFG. CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum prices for sales by any person to consumers of the following down spout traps manufactured by Burnett Manufacturing Company of Detroit, Michigan, and described in its application dated February 19, 1946, shall be:

Down Spout Trap 20 C. R. S., Size 12" x 12" x 4¾", Complete with Catch Basin, Baffles, Top and Bottom Collars, Gasket, Bracket, Cover; Painted and Rustproofed.. $12.00

(b) The maximum net price, f. o. b. point of shipment, for sales by any person to dealers shall be the maximum price specified in (a) above less a discount of 30 percent.

(c) The maximum net price, f. o. b. point of shipment, for sales by any person to jobbers shall be the maximum price specified in (a) above less successive discounts of 30 and 20 percent.

(d) The maximum prices established by this order shall be subject to discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general category during March 1942.

(e) The maximum price on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(f) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers, except dealers, upon resale.

(g) The Burnett Manufacturing Company shall attach to each down spout trap covered by this order a tag containing the following:

OPA Maximum Retail Price—$12.00
(Do not detach)

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 30, 1946.

Issued this 29th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7116; Filed, Apr. 29, 1946; 11:53 a. m.]

[MPR 120, Order 1642]

B. C. & F. COAL CO. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton, for the indicated uses and shipments as set forth herein. All are in District No. 4. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.215 and all other provisions of Maximum Price Regulation No. 120.

B. C. & F. COAL CO., c/o L. W. BERRESFORD, P. O. BOX 31, CROOKSVILLE, OHIO, B. C. & F. UNITED MINE, NO. 5 AND NO. 6; SEAM, MINE INDEX NO. 4277, PERRY COUNTY, OHIO, SUBDISTRICT 6 FOR ALL METHODS OF SHIPMENT, STRIP MINE, RAIL SHIPPING POINT: MCLUNEY, OHIO

	Size group Nos.												
	1	2	3	3a	4	5	6	7	8	9	10	11	12
Rail shipments and railroad fuel	325	325	295	295	295	295	285	245	245	260	210	.....	260
Truck shipment	360	360	360	320	320	265	265	230	230	265	.....	.....	265

M. L. GAILEY, P. O. BOX 52, POLAND, OHIO, GAILEY MINE, NO. 6, NO. 7 AND CANNEL SEAMS, MINE INDEX NO. 4281, COLUMBIANA COUNTY, OHIO, SUBDISTRICT 4 FOR RAIL SHIPMENT & RAILROAD FUEL, SUBDISTRICT 4C FOR TRUCK SHIPMENT, STRIP MINE, RAIL SHIPPING POINT: NEGLEY, OHIO

Rail shipments and railroad fuel	325	325	310	310	310	310	290	250	240	280	235	.....	290
Truck shipment	375	375	375	335	335	305	305	270	260	305	.....	.....	305

TOMER COAL CO., WEAMER BLDG., INDIANA, PA., RAY MINE, NO. 8 SEAM, MINE INDEX NO. 4278, BELMONT COUNTY, OHIO, SUBDISTRICT 1 FOR ALL METHODS OF SHIPMENT, STRIP MINE, RAIL SHIPPING POINT: RAYLAND, OHIO

Rail shipments and railroad fuel	305	305	285	285	285	285	270	235	225	260	210	.....	270
Truck shipment	350	350	350	310	310	280	280	255	245	280	.....	.....	280

This order shall become effective April 30, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 5328, 8 F.R. 4681)

Issued this 29th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7108; Filed, Apr. 29, 1946; 11:52 a. m.]

[MPR 188, Amdt. 1 to Order 4387]

STADLER-NEUWIRTH, INC.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158, *It is ordered*, That Order No. 4837 under § 1499.158 of Maximum Price Regulation No. 188 be amended in the following respects:

1. Paragraph (a) (1) is amended by adding to the descriptions of the lamps with Model Nos. 1611, 1609, 1610, 1601, 1608, 1607, 1606, 1602, 1603, 1604, 1605, 1612 and SF-6 set forth therein the following:

and/or extension swing arm bridge lamp.

2. Paragraph (a) (1) is further amended by adding after the last sentence of the paragraph the following:

On all of the above described lamps and shades sold in the "Western Area" consisting of the states of Arizona, New Mexico, California, Washington, Oregon, Idaho, Nevada, Utah, Colorado, Wyoming, Montana and the following counties in Texas: El Paso, Hudspeth, Culberson, Jeff Davis, Presidio, Brewster, Terrell, Pecos and Reeves, the retail ceiling price shall be 5% higher than the retail ceiling price set forth above. The remainder of the country is deemed the "Eastern Area".

3. Paragraph (b) is amended to read as follows:

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price for sales in the "Eastern Area" inserted in the blank spaces:

Order No. 4387—MPR 188
Model No. ------
OPA Retail Ceiling Price—$------
Plus 5% in the Western Area
Do Not Detach

This amendment shall become effective on the 30th day of April 1946.

Issued this 29th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7111; Filed, Apr. 29, 1946; 11:53 a. m.]

[MPR 591, Order 447]

GENERAL AIRCRAFT EQUIPMENT, INC.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment for sales by any person of the following cuberators manufactured by the General Aircraft Equipment, Incorporated, South Norwalk, Connecticut, and as described in the application dated March 19 and March 25, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Model	On sales to exclusive sales agent	On sales to—		
		Distributors	Dealers	Consumers
40C stainless cuberator	$229.16	$264.62	$323.33	$485.00
20CFR stainless cuberator	264.60	294.00	373.33	560.00
40CC cuberator	224.44	249.38	316.67	475.00
80CC stainless cuberator	567.00	630.00	800.00	1,210.00

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) General Aircraft Equipment, Incorporated of South Norwalk, Connecticut shall stencil on the inside lid or cover of the cuberators covered by this order, substantially the following:

OPA Maximum Retail Price—$------

Plus freight and crating as provided in Order No. 447 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 30, 1946.

Issued this 29th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7114; Filed, Apr. 29, 1946; 11:54 a. m.]

[SO 142, Order 91]

LEADER ELECTRIC MFG. CORP.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 91 Under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment.

Leader Electric Manufacturing Corporation. Docket No. 6083-S. O. 142-136-453.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142; *It is ordered:*

(a) The maximum list price for sales by the Leader Electric Manufacturing Corporation, Chicago, Illinois, of its stem and canopy sets shall be $2.48 subject to all discounts, allowances and extra charges in effect to a purchaser of the same class just prior to the issuance of this order.

(b) The maximum prices for sales by resellers of the product described in paragraph (a) above shall be determined as follows: The reseller shall apply to the maximum price stated in paragraph (a) above the same discounts, allowances and extra charges that he had in effect to a purchaser of the same class just prior to the issuance of this order.

(c) The Leader Electric Manufacturing Corporation shall notify each purchaser, who buys the products listed in paragraph (a) above for resale of the percentage amount by which this order permits the reseller to increase his maximum net price. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(d) All requests not granted herein are denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 29, 1946.

Issued this 29th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7130; Filed, Apr. 29, 1946; 11:54 a. m.]

[MPR 120, Order 1643]

CHARLES AUTON COAL CO. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton for the indicated uses and shipments as set forth herein. All are in District No. 8. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.219 and all other provisions of Maximum Price Regulation No. 120.

CHARLES AUTON COAL CO., WHITESBURG, KY., CHARLES AUTON COAL CO. MINE, HAZARD NO. 4 SEAM, MINE INDEX NO. 7707, LETCHER COUNTY, KY., SUBDISTRICT 3, RAIL SHIPPING POINT BELCRAFT, KY., F. O. G. 62, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 5

	Size group Nos.													
	1	2	3	4	5	6	7	8	9	10	15, 16, 17	18	19	20, 21
Price classification	M	M	M	M	K	K	J	G	E	G	D	K	K	K
Rail shipments and railroad fuel[1]	365	365	360	360	360	350	330	325	325	360	315	300	295	295
Truck shipment	395	375	350	350	335	310	275	270	.....	.....	.....	.....	.....	.....

BROWNIES CREEK COAL CO., BALKAN, KY., BROWNIES CREEK COAL CO. MINE, MASON SEAM, MINE INDEX NO. 7683, BELL COUNTY, KY., SUBDISTRICT 6, RAIL SHIPPING POINT, MIRACLE, KY., F. O. G. 111, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 3

Price classification	R	R	R	R	M	M	L	K	J	E	G	O	O	O
Rail shipment	360	355	350	350	350	345	340	325	320	400	325	295	290	285
Railroad fuel	360	355	350	320	350	345	340	325	325	400	325	295	290	285
Truck shipment	420	400	365	365	335	315	275	270	.....	.....	.....	.....	.....	.....

NICK DANN, MCROBERTS, KY., NICK DANN NO. 2 MINE, ELKHORN NO. 3 SEAM, MINE INDEX NO. 7710, LETCHER COUNTY, KY., SUBDISTRICT 1, RAIL SHIPPING POINT, JENKINS KY., F. O. G. 61, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 2

Price classification	H	H	H	H	F	F	E	E	C	C	A	D	D	D
Rail shipments and railroad fuel[1]	395	390	375	375	370	355	335	330	330	385	320	315	315	315
Truck shipment	430	410	365	380	345	320	275	270	.....	.....	.....	.....	.....	.....

DIXON CAUDILL COAL CO., ISOM, KY., DIXON CAUDILL COAL CO. MINE, WHITESBURG SEAM, MINE INDEX NO 7705, LETCHER COUNTY, KY., SUBDISTRICT 3, RAIL SHIPPING POINT, BELCRAFT, KY., F. O. G. 62, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 5

Price classification	M	M	M	M	K	K	J	G	E	G	D	K	K	K
Rail shipments and railroad fuel[1]	365	365	360	360	360	350	330	325	325	360	315	300	295	295
Truck shipment	395	375	350	350	335	310	275	270	.....	.....	.....	.....	.....	.....

H. C. GREER, JENKINS, KY., H. C. GREER NO. 3 MINE, ELKHORN NO. 3 SEAM, MINE INDEX NO. 7709, LETCHER COUNTY, KY., SUBDISTRICT 1, RAIL SHIPPING POINT, JENKINS, KY., F. O. G. 61, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 2

Price classification	H	H	H	H	F	F	E	E	C	C	A	D	D	D
Rail shipments and railroad fuel[1]	395	390	375	375	370	355	335	330	330	385	320	315	315	315
Truck shipment	430	410	365	380	345	320	275	270	.....	.....	.....	.....	.....	.....

IVEY AND WYNN; c/o DENVER WYNN, EVARTS, KY, IVEY AND WYNN MINE, HARLAN SEAM, MINE INDEX NO. 7697, HARLAN COUNTY, KY., SUBDISTRICT 2, RAIL SHIPPING POINT, EVARTS, KY., F. O. G. 80, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 5

Price classification	O	O	O	O	L	L	K	F	D	D	D	H	H	H
Rail shipments and railroad fuel	360	355	340	340	335	335	325	330	330	385	315	310	300	295
Truck shipment	395	375	350	350	335	310	275	270	.....	.....	.....	.....	.....	.....

[1] Subject to the provisions of Second Revised Order No. 1432 under MPR 120 as amended.

R. G. JOHN & SON COAL CO., TRAMMEL, VA., JOHN MINE, WIDOW KENNEDY SEAM, MINE INDEX NO. 7672, DICKENSON COUNTY, VA., SUBDISTRICT 7, RAIL SHIPPING POINT, TRAMMEL, VA., F. O. G. 50, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 5

	Size group Nos.													
	1	2	3	4	5	6	7	8	9	10	15, 16, 17	18	19	20, 21
Price classification	M	M	M	M	K	K	J	G	E	E	D	G	G	G
Rail shipments and railroad fuel[1]	365	365	360	360	360	350	330	325	325	385	315	310	300	295
Truck shipment	395	375	350	350	335	310	275	270	----	----	----	----	----	----

STEVE MIDDLETON, VERDA, KY., MIDDLETON MINE, HARLAN SEAM, MINE INDEX NO. 7698, HARLAN COUNTY, KY., SUBDISTRICT 2, RAIL SHIPPING POINT, AGES, KY., F. O. G. 80, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 5.

Price classification	O	O	O	O	L	L	K	F	D	D	D	H	H	H
Rail shipments and railroad fuel[1]	360	325	340	340	335	335	325	320	350	385	315	310	300	295
Truck shipment	395	375	350	350	335	310	275	270	----	----	----	----	----	----

J. H. MOSER, CAWOOD, KY., MOSER MINE, MASON SEAM, MINE INDEX NO. 7688, HARLAN COUNTY, KY., SUBDISTRICT 2, RAIL SHIPPING POINT, CATO, KY., F. O. G. 80, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 5

Price classification	P	P	P	P	N	N	M	H	F	F	E	H	H	H
Rail shipment	345	340	335	335	335	360	325	320	320	360	315	310	300	295
Railroad fuel	345	340	335	335	335	320	325	325	325	360	315	310	300	295
Truck shipment	395	375	350	350	335	310	275	270	----	----	----	----	----	----

WM. B. SPEARS, MCROBERTS, KY., WM. B. SPEARS MINE, ELKHORN NO. 3 SEAM, MINE INDEX NO. 7708, LETCHER COUNTY, KY., SUBDISTRICT 1, RAIL SHIPPING POINT, JENKINS, KY., F. O. G. 61, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 2

Price classification	H	H	H	H	F	F	E	E	C	C	A	D	D	D
Rail shipments and railroad fuel[1]	395	390	375	375	370	355	335	330	350	385	320	315	315	315
Truck shipment	420	400	365	380	345	320	275	270	----	----	----	----	----	----

WILLARD COAL CO., C/O ELMER EVERSOLE, BUSY, KY., WILLARD MINE, HAZARD NO. 6 SEAM, MINE INDEX NO. 7704, PERRY COUNTY, KY., SUBDISTRICT 3, RAIL SHIPPING POINT, BUTLERVILLE NO. 2, KY., F. O. G. 107, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 5

Price classification	M	M	M	M	N	N	M	J	G	J	D	M	M	M
Rail shipment	365	365	360	360	335	330	325	315	315	355	315	280	275	270
Railroad fuel	365	375	360	360	335	330	325	325	325	355	315	280	275	270
Truck shipment	395	375	350	350	335	310	275	270	----	----	----	----	----	----

SANDY RIDGE MINING CO., C/O G. C. MCAMIS TAZEWELL, VA., SANDY RIDGE MINING CO. MINE, GARY SEAM, MINE INDEX NO. 7706, BUCHANAN, RUSSELL AND TAZEWELL COUNTIES, VA., SUBDISTRICT 9, RAIL SHIPPING POINT SWORDS CREEK, F. O. G. 20, STRIP MINE, MAXIMUM TRUCK PRICE GROUP NO. 6, LOW VOLATILE

Price classification	C	C	D	D	D	C	C	H	H	H	----	----	----	----
Rail shipment	405	415	360	320	335	385	330	310	305	300	----	----	----	----
Truck shipment	450	450	445	395	425	360	300	295	----	----	----	----	----	----

Railroad locomotive fuel for mine index No. 7706:
- Any single screened lump or double-screened coals 375
- Egg 360
- Egg-of-nine 345
- Screenings larger than 1¼" x 0 but not exceeding 2½" x 0 340
- Screenings 1¼" x 0 and smaller 320

[1] Subject to the provisions of Second Revised Order No. 1432 under MPR 120, as amended.

This order shall become effective April 30, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 29th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7109; Filed, Apr. 29, 1946; 11:56 a. m.]

[Rev. SO 119, Order 182]

HUMPHREYS MFG. CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 182 under Revised Supplementary Order No. 119. Adjustment of maximum prices for specified items of enameled cast-iron plumbing fixtures exclusive of all fittings and trimmings as manufactured by the Humphreys Manufacturing Company of Mansfield, Ohio. Docket No. 6123-SO 119-69.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to Revised Supplementary Order No. 119, it is ordered:

(a) *Maximum prices for sales by the Humphreys Manufacturing Company of Mansfield, Ohio.* (1) The above manufacturer may determine his maximum prices for the specified items in his line of enameled cast-iron plumbing fixture ware exclusive of all fittings and trimmings by increasing his highest prices in effect during March 1942 to each class of purchaser by the following amounts:

Model No.:	Percent increase
2120—5' recess tub, l. h.	10
2121—5' recess tub, r. h.	10
2500—5' tub on legs	10
3015—19" x 17" lavatory	10
3320—19" x 17" lavatory	10
3321—19" x 17" lavatory	10
3325—19" x 17" lavatory	10
3400—19" x 17" lavatory	10
3405—19" x 17" lavatory	10
5108—32" double sink	10
5416—42" sink and drainboard, r. h.	10
5413—42" sink and drainboard, r. h.	10
6504—24" x 16" kitchen sink	10

(2) The maximum prices set forth above shall be subject to discounts and allowances including transportation allowances and price differentials which are at least as favorable as those the manufacturer extended or rendered or would have extended or rendered to each class of purchaser on commodities in the same general category during March 1942.

(b) *Notification to all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the time of the first invoice after the adjustment granted by this order is put into effect:

Order No. 182 under Revised Supplementary Order No. 119 authorizes a 10% increase over our highest March 1942 net prices for plate numbers 2120, 2121, 2500, 3015, 3320, 3321, 3325, 3400, 3405, 5408, 5416, 5418 and 6504.

Resellers (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their existing maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted by Order No. 182.

(c) *Resellers' maximum prices.* All resellers of the commodities covered by this order (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their presently established maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted the manufacturer by this order.

(d) The Humphreys Manufacturing Company shall submit to the Office of Price Administration within 15 days after the close of the first three months of operations under the provisions of this order, a detailed analysis of sales showing the total sales of enamelware and the sales of the individual commodities covered by this order.

(e) All prayers for relief not granted herein are denied.

(f) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective April 30, 1946.

Issued this 29th day of April 1946

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7128; Filed, Apr. 29, 1946; 11:55 a. m.]

[MPR 120, Order 1044]

M. J. COLLINS & SONS COAL CO. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton for the indicated uses and shipments as set forth herein. All are in District No. 3. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.219 and all other provisions of Maximum Price Regulation No. 120.

M. J. COLLINS & SONS COAL CO., ISOM, KY., M. J. COLLINS & SONS COAL CO. MINE, ELKHORN SEAM, MINE INDEX 7716, LETCHER COUNTY, KY., SUBDISTRICT 3, RAIL SHIPPING POINT: BELCRAFT, KY., F. O. G. 62, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 5

	Size group Nos.													
	1	2	3	4	5	6	7	8	9	10	15, 16, 17	18	19	20, 21
Price classification	K	K	K	K	K	K	J	G	E	G	D	J	J	J
Rail shipment and railroad fuel[1]	380	375	365	365	360	350	330	325	325	360	315	310	300	295
Truck shipment	395	375	350	350	335	310	275	270	----	----	----	----	----	----

TOM JOHNSON, RISNER, KY., JOHNSON ELKHORN MINE, ELKHORN NO. 2 SEAM, MINE INDEX NO. 7721, FLOYD COUNTY, KY., SUBDISTRICT 1, RAIL SHIPPING POINT: SAMPSON, KY., F. O. G. 61, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 3

Price classification	H	H	H	H	H	H	G	E	C	E	C	H	H	H
Rail shipments and railroad fuel[1]	395	390	375	375	360	350	330	330	330	385	315	310	300	295
Truck shipment	420	400	365	365	335	315	275	270	----	----	----	----	----	----

MUSGROVE COAL MINE, C/O W. R. MUSGROVE, ROUTE 3, STRUNK, KY., MUSGROVE COAL MINE, NO. 4 SEAM, MINE INDEX NO. 7712, MCCREARY COUNTY, KY., SUBDISTRICT 6, RAIL SHIPPING POINT: SILERVILLE, KY., F. O. G. 171, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 5

Price classification	O	O	O	O	M	M	L	H	F	H	E	K	K	K
Rail shipment railroad fuel	375	370	355	355	350	345	340	335	335	370	330	315	310	310
Truck shipment	395	375	350	350	335	310	275	270	----	----	----	----	----	----

PHILLIPS & KEITH, YAMACRAW, KY., PHILLIPS & KEITH MINE, NO. 145 SEAM, MINE INDEX NO. 7711 MCCREARY COUNTY, KY., SUBDISTRICT 6, RAIL SHIPPING POINT: YAMACRAW, KY., F. O. G. 170, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 5

Price classification	O	O	O	O	M	M	L'	H	F	H	E	K	K	K
Rail shipments and railroad fuel[1]	376	370	355	355	350	345	340	335	335	370	330	315	310	310
Truck shipment	395	375	350	350	335	310	275	270	----	----	----	----	----	----

WYATT COAL CO., 1409 KANAWHA VALLEY BLDG., CHARLESTON, W. VA., LAING NO. 2 GAS MINE, NO. 2 GAS SEAM, MINE INDEX NO. 7699, KANAWHA COUNTY, W. VA., SUBDISTRICT 4, RAIL SHIPPING POINT: CANE FORK, W. VA., DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 4

Price classification	L	L	L	L	H	H	G	G	E	G	B	H	H	H
Rail shipments and railroad fuel[1]	365	365	360	360	350	350	330	325	325	360	320	310	300	295
Truck shipment	405	385	355	365	335	320	275	270	----	----	----	----	----	----

[1] Subject to the provisions of second revised order No. 1432 under MPR 120, as amended.

This order shall become effective April 30, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4631)

Issued this 29th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7110; Filed, Apr. 29, 1946; 11:51 a. m.]

[MPR 591, Order 448]

BARROW MFG. CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following Immersion Milk Cooler manufactured by the Barrow Manufacturing Company of Oneida, New York, and as described in the application dated March 29, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
BA-6-M	$248.00	$328.00	$468.00
BA-4-M	210.00	294.00	420.00

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Barrow Manufacturing Company, Inc., of Oneida, New York, shall stencil on the inside lid or cover of the immersion milk cooler covered by this order, substantially the following:

OPA Maximum Retail Price $_____
Plus freight and crating as provided in Order No. 448 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 30, 1946.

Issued this 29th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7115; Filed, Apr. 29, 1946; 11:53 a. m.]

[MPR 591, Order 456]

GUIBERSON CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices for sales by any person to consumers of the following steel kitchen sink cabinet units manufactured by the Guiberson Corporation, 1000 Forest Avenue, Dallas, Texas, and as described in its application dated April 8, 1946, shall be:

Model KS-54—25" x 54" steel sink cabinet unit with 4 doors and 4 drawers, built in garbage container, Formica sink top complete with faucets, spray and strainer	$163.50

(b) On sales to dealers by any person, the maximum net prices, f. o. b. point of shipment, shall be the net prices specified in (a) above less 40 percent.

(c) On sales to jobbers by any person, the maximum net prices, f. o. b. point

of shipment, shall be the list prices specified in (a) above net successive discounts of 40 and 20 percent.

(d) In addition to the discounts provided for in (b) and (c) above, the maximum net prices established by this order shall be subject to discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general category during March 1942.

(e) The maximum prices on an installed basis of the commodity covered in this order shall be determined in accordance with Revised Maximum Price Regulation No. 251, as amended.

(f) Each seller of the commodity covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum price established by this order for each such seller as well as the maximum prices established for purchasers, except dealers, upon resale.

(g) The Guiberson Corporation shall stencil in a conspicuous place on each kitchen sink cabinet unit covered by this order the following:

OPA Maximum Retail Price—Uninstalled $1C3 80

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 30, 1946.

Issued this 29th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7117; Filed, Apr. 29, 1946; 11:55 a. m.]

[MPR 591, Order 457]

QUILLEN BROS. REFRIGERATOR CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following farm and home freezing unit manufactured by the Quillen Brothers Refrigerator Company of Indianapolis, Indiana, and as described in the application dated March 7, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—				
	Distributors	A Dealers	B Dealers	C Dealers	Consumers
18 cu. ft. farm and home freezing unit.	$295	$354	$389	$418	$500

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Quillen Brothers Refrigerator Company of Indianapolis, Indiana shall stencil on the inside of lid or cover of the farm and home freezing unit covered by this order, substantially the following:

OPA Maximum Retail Price $590.00

Plus freight and crating as provided in Order No. 457 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 30, 1946.

Issued this 29th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7118; Filed, Apr. 29, 1946; 11:54 a. m.]

[MPR 591, Order 458]

B & H MFG. CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following milk and package receiver manufactured by the B & H Manufacturing Company of Northport, Michigan, and as described in the application dated February 21, 1941, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sale to —		
	Distributors	Dealers	Consumers
Model No. BV 570	$2.58	$3.87	$5.16

(b) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(c) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(d) Each seller covered by this order, except a dealer, shall notify each of his customers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation charges.

(e) The B & H Manufacturing Company of Northport, Michigan, shall attach a tag to the milk and package receiver on which is printed substantially the following:

OPA Maximum Retail Price $5.95

Plus freight as provided in Order No. 458 under Maximum Price Regulation No. 591.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 30, 1946.

Issued this 29th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7119; Filed, Apr. 29, 1946; 11:54 a. m.]

[MPR 592, Order 20]

GLEN-GERY SHALE BRICK CORP.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 20 under Section 16 of Maximum Price Regulation No. 592; Glen-Gery Shale Brick Corporation; Docket No. 6122-592.16-152-A.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 16 of Maximum Price Regulation 592, *It is ordered:*

(a) The maximum net prices for sales by the Glen-Gery Shale Brick Corporation, Reading, Pennsylvania, of clay building brick and structural clay tile to its various classes of purchasers may be increased by an amount not in excess of $1.25 per thousand for standard size brick equivalents or by an amount not in excess of $0.50 per ton for structural hollow tile.

(b) If the Glen-Gery Shale Brick Corporation had an established differential in price during the month of March 1942 for non standard sizes of brick, it may convert the adjustment granted herein for standard size brick on the basis of the conversion factors or formulae in use by it during March 1942 in establishing price differentials between standard size brick and the other sizes.

(c) Any person purchasing any of the products covered by this order produced by the Glen-Gery Shale Brick Corporation for the purpose of resale in the same form may increase his presently established prices under the General Maximum Price Regulation by adding the dollars-and-cents increase in cost resulting from the increase permitted the manufacturer in (a) above. Notwithstanding the provisions of this paragraph, in any area where specific maximum prices are fixed by an area pricing order such specific maximum prices shall apply in that area.

(d) All requests of the application not granted herein are denied.

(e) This order may be amended or revoked by the Office of Price Administration at any time.

This Order No. 20 shall become effective April 30, 1946.

Issued this 29th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7121; Filed, Apr. 29, 1946; 11:51 a. m.]

[Rev. SO 119, Order 180]

FEDDERS-QUIGAN CORP.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 180 under Revised Supplementary Order No. 119. Adjustment of maximum prices for sales of electric water coolers manufactured by Fedders-Quigan Corporation, Buffalo 7, New York. Docket No. 6123-SO 119-49.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 13 of Revised Supplementary Order No. 119, it is ordered:

(a) *Maximum prices for Fedders-Quigan Corporation, Buffalo 7, New York.* (1) The above mentioned manufacturer may determine his maximum prices for his line of electric water coolers by increasing by 18.8 percent his prices on these items in effect on October 1, 1941, to each class of purchaser.

(2) Since the provisions of this order are not intended to reduce properly established maximum prices, the manufacturer may continue to use as his maximum prices to each class of purchaser his properly established prices in effect under Maximum Price Regulation No. 591 in the event that such prices exceed the prices in effect to each class of purchaser on October 1, 1941, plus the increase provided for in (1) above.

(3) The maximum prices set forth above shall be subject to discounts and allowances including transportation allowances and price differentials which are at least as favorable as those the manufacturer extended or rendered or would have extended or rendered to each class of purchaser on commodities in the same general category during October 1, 1941.

(b) *Resellers' maximum prices.* All resellers of the commodities covered by this order (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their presently established maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted the manufacturer by this order.

(c) *Notification to all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment granted by this order is put into effect.

Order No. 180 under Revised Supplementary Order No. 119 authorizes a 18.8 percent increase in October 1, 1941 net prices for sales of electric water coolers manufactured by this company.

Resellers (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their existing maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted by Order No. 180.

(d) All prayers for relief not granted herein are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective April 29, 1946.

Issued this 29th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7127; Filed, Apr. 29, 1946; 11:53 a. m.]

[Rev. SO 119, Order 183]

H. H. ROBERTSON CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 183 under Revised Supplementary Order No. 119. Adjustment of maximum prices for sales of Steel Flooring manufactured by H. H. Robertson Company of Ambridge, Pennsylvania. Docket No. 6123-SO 119-87.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 13 of Revised Supplementary Order No. 119, it is ordered:

(a) *Maximum prices for H. H. Robertson Company, Ambridge, Pennsylvania.* (1) The above manufacturer may determine his maximum prices for his line of Steel Flooring by increasing by 14 percent his prices on these items in effect on October 1, 1941 to each class of purchaser.

(2) Since the provisions of this order are not intended to reduce properly established maximum prices, the manufacturer may continue to use as his maximum prices to each class of purchaser his properly established prices in effect under Maximum Price Regulation No. 591 in the event that such prices exceed the prices in effect to each class of purchaser on October 1, 1941 plus the increase provided for in (1) above.

(3) The maximum prices set forth above shall be subject to discounts and allowances including transportation allowances and price differentials which are at least as favorable as those the manufacturer extended or rendered or would have extended or rendered to each class of purchaser on commodities in the same general category, during March 1942.

(b) *Resellers' maximum prices.* All resellers of the commodities covered by this order (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their presently established maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted the manufacturer by this order.

(c) *Notification to all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment granted by this order is put into effect:

Order No. 183 under Revised Supplementary Order No. 119 authorizes a 14 percent increase in October 1, 1941, net prices for sales of steel flooring manufactured by this company.

Resellers (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their existing maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted by Order No. 183.

(d) All prayers for relief not granted herein are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective April 30, 1946.

Issued this 29th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7129; Filed, Apr. 29, 1946; 11:55 a. m.]

[MPR 592, Order 21]

TRI-LAKES STEAMSHIP CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 21 under section 16 of Maximum Price Regulation No. 592. Specified Construction Materials and Refractories. Tri-Lakes Steamship Company. Docket No. 6075-592.16-91.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 16 of Maximum Price Regulation 592, *It is ordered:*

(a) The maximum net prices for sales by the Tri-Lakes Steamship Company, Ecorse, Detroit, Michigan, of torpedo sand to its various classes of purchasers may be increased by an amount not in excess of 10 cents per cubic yard.

(b) Any person purchasing torpedo sand produced by the Tri-Lakes Steamship Company for the purpose of resale in the same form may increase his

presently established prices under the General Maximum Price Regulation by adding the dollars-and-cents increase in cost resulting from the increase permitted the manufacturer in (a) above.

(c) All requests of the application not granted herein are denied.

(d) This order may be amended or revoked by the Office of Price Administration at any time.

This order shall become effective April 30, 1946.

Issued this 29th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7122; Filed, Apr. 29, 1946; 11:51 a. m.]

[MPR 592, Order 22]

OLEAN TILE CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 22 under section 16 of Maximum Price Regulation No. 592. Specified construction materials and refractories. Olean Tile Company. Docket No. 6078-592.16-81.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 16 of Maximum Price Regulation 592, *It is ordered:*

(a) The maximum prices for sales by the Olean Tile Company, Olean, New York, of its entire line of ceramic, mosaic and paver tile, may be increased by an amount not in excess of 10.7 percent.

(b) Any person purchasing ceramic, mosaic and paver tile manufactured by the Olean Tile Company for the purpose of resale in the same form may increase his presently established maximum prices under the General Maximum Price Regulation by adding a dollars-and-cents amount not exceeding his actual dollars-and-cents increase in cost resulting from the increase permitted the manufacturer in (a) above.

(c) The maximum prices established herein shall be subject to cash, quantity and other discounts, transportation allowances, services and other terms and conditions of sale at least as favorable as the seller extended or rendered to purchasers of the same class during March 1942.

(d) All requests of the application not granted herein are denied.

This order may be amended or revoked by the Office of Price Administration at any time.

This order shall become effective April 30, 1946.

Issued this 29th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7123; Filed, Apr. 29, 1946; 11:51 a. m.]

[Rev. SO 119, Order 184]

CARRIER CORP.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* The Carrier Corporation, 300 South Geddes Street, Syracuse 1, New York, may compute its adjusted ceiling prices for the line of portable room coolers and self-contained air conditioners which it manufactures, as follows:

(1) For an article which has a properly established ceiling price in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by 9.1 percent.

(2) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188; and prices so fixed may not be increased under this order.

(3) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) *Reseller's ceiling prices.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

(1) A reseller who had a properly established maximum price in effect before this order was issued for an article covered by this order may add to that maximum price an adjustment charge in the same dollar-and-cents amount as the adjustment charge authorized by this order for, and which he has paid to, his supplier.

(2) If the reseller did not have a properly established maximum price for the article in effect before this order was issued he shall first determine a maximum price (exclusive of adjustment charges), and to that price he may add an adjustment charge in the same dollar-and-cents amount as the adjustment authorized by this order for, and which he has paid to, his supplier. To find his maximum price (exclusive of adjustment charges) for this purpose the reseller shall add to his invoice cost, less an adjustment charge stated on that invoice, the same percentage markup which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration: however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(3) If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to the seller's terms, discounts and allowances on sales to each class of purchaser in effect during March 1942, or thereafter properly established under OPA regulations.

(d) *Notification.* At the time of, or prior to, the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles. This notice may be given in any convenient form.

(e) The adjustment charge determined in accordance with this order must be separately stated on all invoices of all sellers of the articles covered by this order.

(f) The provisions of Supplementary Order No. 153 shall not apply to sales of any articles covered by this order.

(g) This order may be revoked or amended by the Price Administrator at any time.

(h) This order shall become effective on the 30th day of April 1946.

Issued this 29th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7188; Filed, Apr. 29, 1946; 4:26 p. m.]

[RMPR 86, Order 59]

THE FIRESTONE TIRE AND RUBBER CO.

APPROVAL OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 14 of Revised Maximum Price Regulation No. 86, *It is ordered:*

(a) This order establishes ceiling prices for sales by dealers in each zone for the one ironing machine model listed below as follows:

Model	Dealers' ceiling prices to consumers	
	Zone 1	Zone 2
	Each	*Each*
5-Z-14	$109.95	$116.75

These ceiling prices are subject to each retail seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(b) For purposes of this order Zones 1 and 2 are comprised as follows:

Zone 1 consists of all those portions of the forty-eight states and the District of Columbia not included in Zone 2.

Zone 2—Arizona, California, Idaho, Nevada, Oregon, Utah, Washington, and Wyoming.

Colorado—Except the city of Towner.

Montana—Except the cities of Richey and Veda and except the counties of Daniels (exclusive of the towns of Carbert, Glutten, Ossette, Peerless and West Fork), Richland (exclusive of the town of Burns, and Savage), Roosevelt (exclusive of the towns of Lohmiller, Volt, and Washa), Sheridan and Wibaux.

Nebraska—the following counties: Banner, Box Butte, Cherry (except the cities of Crookston, Valentine, Thatcher, Woodlake, Sparks, and Arabia), Cheyenne, Dawes, Duel, Garden, Grant, Hooker, Kimball, Morrill, Scotts Bluff, Sheridan, and Sioux.

New Mexico—except the counties of Chaves, Curry, Debaca, Eddy, Harding, Lea, Quay, Roosevelt, and Union.

South Dakota—the town of Philip and the following counties: Bennett, Butte, Custer, Fall River, Jackson, Lawrence, Meade (except the town of Faith), Pennington, Shannon, Washington, and Washabaugh.

Texas—the following counties: Brewster, Culberson, El Paso, Hudspeth, Jeff Davis, Loving, Pecos, Presidio, Reeves, and Terrell.

(c) All the provisions of Revised Maximum Price Regulation No. 86 continue to apply to all sales and deliveries by dealers of machines covered by this order, except to the extent that those provisions are modified by this order.

(d) Unless the context requires otherwise, the definitions set forth in the various sections of Revised Maximum Price Regulation No. 86 shall apply to the terms used herein.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 29th day of April 1946.

Issued this 29th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7173; Filed, Apr. 29, 1946; 4:23 p. m.]

[MPR 64, Order 287]

ANDERSON STOVE CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 11 of Maximum Price Regulation No. 64; *It is ordered:*

(a) This order establishes maximum prices for sales at retail of the two models of gas ranges listed below manufactured by the Anderson Stove Company, Anderson, Indiana. For sales in each zone by retail dealers to ultimate consumers, the maximum prices, including the Federal excise tax, but not including any state or local taxes imposed at the point of sale are those set forth below:

Model	Maximum prices for sales to ultimate consumers			
	Zone 1	Zone 2	Zone 3	Zone 4
	Each	*Each*	*Each*	*Each*
302-5	$218.25	$221.95	$225.95	$230.25
302-6	253.50	257.25	261.25	265.50

These prices include delivery and installation. If the retail dealer does not provide installation, he shall compute his maximum price by deducting $6.00 from the maximum price shown above for his sales on an installed basis. If the retailer sells the stove equipped with any of the items listed below, he may add to the applicable ceiling price for the stove shown above an amount no greater than that set forth below opposite that item of equipment:

Additional equipment	*Amount which may be added*
K-10 lamp, combination electric clock and minute minder and condiment set	$25.95
K-11 lamp, minute minder and condiment set	21.25
K-13 combination electric clock and minute minder and condiment set	16.50
K-14 minute minder and condiment set	11.75
Top cover	11.75

In all other respects these prices are subject to each seller's customary terms, discounts, allowances (other than trade-in allowances) and other price differentials in effect on sales of similar articles.

(b) The manufacturer shall, before delivering any range covered by this order, after the effective date thereof, attach securely to the inside oven door panel a label which plainly states the applicable OPA retail ceiling prices established by this order for sales of the range to ultimate consumers in each zone together with a list of the States included in each zone. The label shall also state that the retail prices shown thereon include the Federal excise tax, delivery and installation, and that if the seller does not provide installation the maximum price is $6.00 less than the price shown on the label.

(c) For purposes of this order Zones 1, 2, 3, and 4 comprise the following states:

Zone 1: Indiana.

Zone 2: Vermont, New Hampshire, Massachusetts, Connecticut, Rhode Island, New York, New Jersey, Pennsylvania, Maryland, Delaware, Ohio, Kentucky, West Virginia, Virginia, Tennessee, North Carolina, South Carolina, Georgia, Alabama, Mississippi, Michigan, Wisconsin, Illinois, Minnesota, Iowa, Missouri, Arkansas and the District of Columbia.

Zone 3: Maine, Florida, Louisiana, North Dakota, South Dakota, Nebraska, Kansas, Oklahoma and Texas.

Zone 4: Montana, Wyoming Colorado, New Mexico, Idaho, Utah, Arizona, Nevada, Washington, Oregon and California.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 13th day of May 1946.

Issued this 29th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7172; Filed, Apr. 29, 1946; 4:22 p. m.]

[MPR 120, Order 1645]

E. L. ARMAGOST COAL AND LIME CO. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton for the indicated uses and shipments as set forth herein. All are in District No. 1. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and State. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad locomotive fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.212 and all other provisions of Maximum Price Regulation No. 120.

E. L. ARMAGOST COAL & LIME CO., HOOVERSVILLE, PA., E. L. ARMAGOST COAL & LIME CO. MINE, C SEAM, MINE INDEX NO. 5717, SOMERSET COUNTY, PA., SUBDISTRICT 37, RAIL SHIPPING POINT, HOOVERSVILLE, PA., DEEP MINE

	Size group Nos.				
	1	2	3	4	5
Rail and truck price classification	E	E	E	E	E
Rail shipment	360	370	370	350	350
Railroad locomotive fuel	365	365	340	330	330
Truck shipment	400	375	375	365	355

JOSEPH K. CALLAHAN, 722 GRANT ST., REYNOLDSVILLE, PA., CALLAHAN NO. 2 MINE, D SEAM, MINE INDEX NO. 5719, JEFFERSON COUNTY, PA., SUBDISTRICT C, RAIL SHIPPING POINT, REYNOLDSVILLE, PA., DEEP MINE

Rail and truck price classification	E	E	E	E	E
Rail shipment	360	370	370	350	370
Railroad locomotive fuel	375	365	340	330	330
Truck shipment	400	375	375	365	355

CAMARCO AND MILLER, BOX 44, PUNXSUTAWNEY, PA., NO. 5 MINE, D SEAM, MINE INDEX NO. 5708, JEFFERSON COUNTY, PA., SUBDISTRICT 6, RAIL SHIPPING POINT, HILLMAN, PA., STRIP MINE

Rail and truck price classification	F	F	F	F	F
Rail shipment	335	325	335	305	305
Railroad locomotive fuel	320	320	295	295	295
Truck shipment	360	335	335	325	315

Subject to the provisions of order No. 1548 under MPR 120, as amended.

R. S. CARLIN, SNOW SHOE, PA., CARLIN NO. 2 MINE, D SEAM, MINE INDEX NO. 5744, CENTRE COUNTY, PA., SUBDISTRICT 9, RAIL SHIPPING POINT, GILLINTOWN OR SNOW SHOE, PA., STRIP MINE

	Size group Nos.				
	1	2	3	4	5
Rail and truck price classification	D	D	D	D	D
Rail shipment	360	340	335	325	325
Railroad locomotive fuel	320	320	305	295	295
Truck shipment	370	345	345	335	325

CAVALIER COAL CO., 420 BOUSH ST., NORFOLK 10, VA., CAVALIER LEHIGH NO. 23 MINE, A SEAM, MINE INDEX NO. 5725, CENTRE COUNTY, PA., SUBDISTRICT 9, RAIL SHIPPING POINT, SNOW SHOE, PA., STRIP MINE

Rail and truck price classification	D	D	D	D	D
Rail shipment	360	340	335	325	325
Railroad locomotive fuel	320	320	305	295	295
Truck shipment	370	345	345	335	325

CHERRY RIVER COAL & COKE CO., 70 PINE ST., NEW YORK, N. Y., SEWARD NO. 4 MINE B SEAM, MINE INDEX NO. 5715, WESTMORELAND COUNTY, PA., SUBDISTRICT 28, RAIL SHIPPING POINT, SEWARD, PA., STRIP MINE

Rail and truck price classification	G	G	G	G	G
Rail shipment	330	330	315	305	305
Railroad locomotive fuel	320	320	305	295	295
Truck shipment	355	330	330	320	310

CLARENCE COAL MINING CO., CLARENCE, PA., CHERRY RUN NO. 8 MINE, A SEAM, MINE INDEX NO. 5730, CENTRE COUNTY, PA., SUBDISTRICT 9, RAIL SHIPPING POINT, SNOW SHOE, PA., DEEP MINE

Rail and truck price classification	D	D	D	D	D
Rail shipment	395	375	370	360	360
Railroad locomotive fuel	355	355	340	330	330
Truck shipment	405	380	380	370	360

COMFORT RUN COAL CO., OSCEOLA MILLS, PA., COMFORT RUN NO. 8 MINE, D SEAM, MINE INDEX NO. 5728, CLEARFIELD COUNTY, PA., SUBDISTRICT 19, RAIL SHIPPING POINT, HEVERLY, PA., STRIP MINE

Rail and truck price classification	C	C	C	C	C
Rail shipment	370	365	345	330	330
Railroad locomotive fuel	320	320	305	295	295
Truck shipment	375	350	350	340	330

COMFORT RUN COAL CO., OSCEOLA MILLS, PA., COMFORT RUN NO. 9 MINE, E SEAM, MINE INDEX NO. 5729, CLEARFIELD COUNTY, PA., SUBDISTRICT 19, RAIL SHIPPING POINT, HEVERLY, PA., STRIP MINE

Rail and truck price classification	F	F	F	F	F
Rail shipment	335	335	335	305	305
Railroad locomotive fuel	320	320	305	295	295
Truck shipment	360	335	335	325	315

This order shall become effective April 30, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4631)

Issued this 29th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7174; Filed, Apr. 29, 1946; 4:25 p. m.]

[MPR 120, Order 1646]

MAHONING COAL CO. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton for the indicated uses and shipments as set forth herein. All are in District No. 1. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad locomotive fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.212 and all other provisions of Maximum Price Regulation No. 120.

MAHONING COAL CO., 768 WAYNE AVE., INDIANA, PA., MAHONING NO. 2 MINE, E SEAM, MINE INDEX NO. 5714, INDIANA COUNTY, PA., SUBDISTRICT 15, RAIL SHIPPING POINT, SAVAN, PA., STRIP MINE

	Size group Nos.				
	1	2	3	4	5
Rail and truck price classification	G	G	G	G	G
Rail shipment	330	330	315	305	305
Railroad locomotive fuel	320	320	305	295	295
Truck shipment	355	330	330	320	310

MAHONING COAL CO., 768 WAYNE AVE., INDIANA, PA., MAHONING MINE, D SEAM, MINE INDEX NO. 5710, INDIANA COUNTY, PA., SUBDISTRICT 15, RAIL SHIPPING POINT: SAVAN, PA., STRIP MINE

Rail and truck price classification	F	F	F	F	F
Rail shipment	335	335	335	305	305
Railroad locomotive fuel	320	320	305	295	295
Truck shipment	360	335	335	325	315

ALF. T. JOHNSON, c/o SPRINGFIELD COAL CORP., AGENT, 2007 GRAYBAR BLDG., NEW YORK 17, N. Y., MARDON NO. 2 MINE, B SEAM, MINE INDEX NO. 5675, CAMBRIA COUNTY, PA., SUBDISTRICT 26, RAIL SHIPPING POINT: NANTYGLO AND ROMAR, PA., DEEP MINE

Rail and truck price classification	C	C	[1] C	C	C
Rail shipment	405	400	[1] 380	365	365
Railroad locomotive fuel	355	355	[1] 340	330	330
Truck shipment	410	385	[1] 385	375	365

[1] Previously established.

MCCORD COAL CO., MARION CENTER, PA., GLENSIDE NO. 12 MINE, B SEAM, MINE INDEX NO. 5724, INDIANA COUNTY, PA., SUBDISTRICT 15, RAIL SHIPPING POINT, STARFORD, PA., STRIP MINE

Rail and truck price classification	G	G	G	G	G
Rail shipment	330	330	315	305	305
Railroad locomotive fuel	320	320	305	295	295
Truck shipment	355	330	330	320	310

LAMEIE BROTHERS, GLEN CAMPBELL, PA., LAMEIE NO. 7, MINE C AND/OR E SEAM, MINE INDEX NO. 5711, INDIANA COUNTY, PA., SUBDISTRICT 12, RAIL SHIPPING POINT, UREY, PA., STRIP MINE

	Size group Nos.				
	1	2	3	4	5
Rail and truck price classification	G	G	G	G	G
Rail shipment	330	330	315	305	305
Railroad locomotive fuel	320	320	305	295	295
Truck shipment	355	330	330	320	310

[1] Subject to the provisions of revised order No. 1 PS under MPR 120.

MARION COAL CO., BEAVERDALE, PA., COLEMAN NO. 1 MINE, B SEAM, MINE INDEX NO. 5709, ARMSTRONG COUNTY, PA., SUBDISTRICT 4, RAIL SHIPPING POINT: HAWTHORN, PA., STRIP MINE

Rail and truck price classification	G	G	G	H	H
Rail shipment	330	330	315	285	285
Railroad locomotive fuel	320	320	305	295	295
Truck shipment	355	330	330	315	305

MARION COAL CO., BEAVERDALE, PA., COLEMAN NO. 2 MINE, D SEAM, MINE INDEX NO. 5742, ARMSTRONG COUNTY, PA., SUBDISTRICT 4, RAIL SHIPPING POINT, HAWTHORN, PA., STRIP MINE

Rail and truck price classification	G	G	G	H	H
Rail shipment	330	330	315	285	285
Railroad locomotive fuel	320	320	305	295	295
Truck shipment	355	330	330	315	305

MARION COAL CO., BEAVERDALE, PA., COLEMAN NO. 3 MINE, E SEAM, MINE INDEX NO. 5743, ARMSTRONG COUNTY, PA., SUBDISTRICT 4, RAIL SHIPPING POINT: HAWTHORN, PA., STRIP MINE

Rail and truck price classification	G	G	G	H	H
Rail shipment	330	330	315	285	285
Railroad locomotive fuel	320	320	305	295	295
Truck shipment	355	330	330	315	305

This order shall become effective April 30, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 29th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7175; Filed, Apr. 29, 1946; 4:26 p. m.]

[MPR 120, Order 1647]

BRADFIELD COAL CO. AND THREE COAL CO.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton for the indicated uses and shipments as set forth herein. All are in District No. 11. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad locomotive fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.222 and all other provisions of Maximum Price Regulation No. 120.

BRADFIELD COAL CO., PETERSBURG, IND., BRADFIELD MINE, 5TH VEIN SEAM, MINE INDEX NO. 553,[1] PIKE COUNTY, IND., DEEP MINE, MAXIMUM RAIL PRICE GROUP NO. 10, THE MAXIMUM PRICES LISTED BELOW ARE APPLICABLE ONLY TO HAND-LOADED MINES

	Size group Nos.									
	1, 2, 3	4, 5, 6, 8	7	9 to 12, inc.	13, 14	15	16	26, 27	33	
Rail shipment	279	279	239	254	219	179	149	254	199	
Truck shipment[1]	359	344	294	284	264	199	169	279	229	
Railroad locomotive fuel:										
Mine run, modified mine run, all lump and double-screened coals										279
Screenings, top size not exceeding 2"										224

THREE COAL CO., 216 CENTENNIAL AVE., BOONVILLE, IND., THREE COAL CO. MINE, 5TH VEIN SEAM, MINE INDEX NO. 2041, WARRICK COUNTY, IND., DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 2, THE MAXIMUM PRICES LISTED BELOW ARE APPLICABLE ONLY TO HAND-LOADED MINES

	Size group Nos.										
	1, 2, 3	4, 5, 6, 8	7	9 to 12, inc.	13, 14	26, 27	15	28, 29	16	33	
Truck shipment	359	344	294	284	264	279	199	219	169	229	

[1] Previously established.

This order shall become effective April 30, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 29th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7176; Filed, Apr. 29, 1946; 4:26 p. m.]

[MPR 591, Order 452]

FLIPPEN MFG. CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum prices for sales by any person to consumers of the following sprinkler heads manufactured by Flippen Manufacturing Company of Santa Ana, California and described in its application dated February 4, 1946, shall be:

Sprinkler head, cast brass, 2" O. D. 1½" height $0.75

(b) The maximum net prices, f. o. b. point of shipment, for sales to dealers shall be the maximum price specified in (a) above less a discount of 33⅓ percent.

(c) The maximum net price, f. o. b. point of shipment, for sales to jobbers shall be the maximum price specified in (a) above less a discount of 50 percent.

(d) The maximum prices established by this order shall be subject to discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general category during March 1942.

(e) The maximum price on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(f) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers, except dealers, upon resale.

(g) Flippen Manufacturing Company shall attach to each sprinkler head covered by this order a tag containing the following:

OPA Maximum Retail Price $.75
(Do not detach)

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 30, 1946.

Issued this 29th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7180; Filed, Apr. 29, 1946; 4:27 p. m.]

[MPR 591, Order 453]

LIQUID CARBONIC CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following Frostair Dual-Purpose Refrigerator, manufactured by the Liquid Carbonic Corporation, Chicago 23, Illinois, and as described in the application dated April 16, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	Zone 1	Zone 2
Model TT-A Frostair:		
On sales to distributors	$307.00	$312.00
On sales to "A" dealers	346.00	351.00
On sales to "B" dealers	357.00	362.00
On sales to "C" dealers	368.00	373.00
On sales to consumers	550.00	555.00

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Liquid Carbonic Corporation of Chicago, Illinois, shall stencil on the inside of lid or cover of the Frostair Dual-Purpose Refrigerator covered by this order, substantially the following:

OPA Maximum Retail Price—$------

Plus freight and crating as provided in Order No. 453 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 30, 1946.

Issued this 29th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7181; Filed, Apr. 29, 1946; 4:27 p. m.]

[MPR 591, Order 450]

Day and Night Mfg. Co.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment for sales by any person of the following plate type evaporators manufactured by the Day and Night Manufacturing Company of Monrovia, California, and as described in the application dated February 1, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Model	On sales to—		
	Distributors	Dealers	Consumers
AL-14-6-14	$5.55	$7.71	$15.42
BS-19-8-19	7.62	10.45	20.90
XBS-22-10-73	17.85	24.85	49.64
XBS-22-10-48	12.93	17.96	35.93
AL-22-10-30	9.98	13.85	27.71
BS-21-10-21	8.36	11.61	23.22

(b) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(c) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(d) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation charges.

(e) The Day and Night Manufacturing Company shall attach a tag to the plate type evaporators in which shall be printed substantially the following:

OPA Maximum Retail Price $------

Plus freight as provided in Order No. 450 under Maximum Price Regulation No. 591.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 30, 1946.

Issued this 29th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7178; Filed, Apr. 29, 1946; 4:22 p. m.]

[MPR 591, Order 451]

Southeastern Equipment Distributing Co.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum prices, excluding Federal excise tax, for sales by any person to consumers of the following automatic electric water heaters and automatic electric water heater conversion units manufactured by the Southeastern Equipment Distributing Company of Atlanta, Georgia, and described in its application dated February 8, 1946, shall be:

20 gallon, model Sedco T-20 automatic electric water heater, single element, galvanized tank with insulation	$63.50
30 gallon, model Sedco T-30 automatic electric water heater, single element, galvanized tank with insulation	68.50
40 gallon, model Sedco T-40 automatic electric water heater, single element, galvanized tank with insulation	73.50
20 gallon, model Sedco W. T. 20 automatic single element electric water heater, conversion units, with tank insulation	54.50
30 gallon, model Sedco W. T. 30 automatic single element electric water heater, conversion units, with tank insulation	59.50
40 gallon, model Sedco W. T. 40 automatic single element electric water heater, conversion units, with tank insulation	64.50

(b) The maximum net prices, excluding Federal excise tax, f. o. b. point of shipment, for sales by any person to dealers in quantities of less than 5 heaters shall be the maximum prices specified in (a) above less a discount of 33⅓ percent.

(c) The maximum net prices, excluding Federal excise tax, f. o. b. point of shipment for sales by any person to dealers in quantities of 5 or more heaters shall be the maximum prices specified in (a) above less a discount of 40 percent.

(d) The maximum net prices, excluding Federal excise tax, f. o. b. point of shipment, for sales by any person to jobbers shall be the maximum prices specified in (a) above less a discount of 50 percent.

(e) The maximum prices established by this order shall be subject to such further discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general category during March 1942.

(f) The maximum prices on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(g) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers, except dealers, upon resale.

(h) The Southeastern Equipment Distributing Company shall attach to each electric weater heater covered by this order a tag containing the following:

OPA Maximum Retail Price—Not Installed, Including Actual Federal Excise Tax Paid at Source $------

(Do Not Detach)

(i) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 30, 1946.

Issued this 29th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7179; Filed, Apr. 29, 1946, 4:27 p. m.]

[MPR 591, Order 455]

Loudon Mfg. Co.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following farm freezers manufactured by the Loudon Manufacturing Company, 3610 Lyndale Avenue South, Minneapolis, Minnesota, and as described in the application dated March 29, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Model	On sales to—			
	National distributors	Jobbers	Dealers	Consumers
FF-10—10 cu. ft. ¼ hp. condensing unit	$205	$225	$266	$341
FF-16—16 cu. ft. ⅓ hp. condensing unit	239	265	299	369
FF-20—20 cu. ft. ½ hp. condensing unit	253	280	317	421
DeLuxe FFD-10—10 cu. ft. ¼ hp. condensing unit	215	294	270	360
DeLuxe FFD-16—16 cu. ft. ½ hp. condensing unit	269	297	337	449
DeLuxe FFD-20—20.5 cu. ft. ½ hp. condensing unit	284	313	355	474

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Loudon Manufacturing Company of Minneapolis, Minnesota, shall stencil on the inside of lid or cover of the farm freezers covered by this order, substantially the following:

OPA Maximum Retail Price $------

Plus freight and crating as provided in Order No. 455 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 30, 1946.

Issued this 29th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7182; Filed, Apr. 29, 1946; 4:27 p. m.]

[MPR 591, Order 459]

Jordon Refrigerator Co.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following Reachin Refrigerator, manufactured by the Jordon Refrigerator Company of Philadelphia 7, Pennsylvania, and as described in the application dated February 22, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Model	On sales to—		
	Distributors	Dealers	Consumers
R-65 Reachin	$407.50	$489.00	$815.00

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Jordon Refrigerator Company of Philadelphia 7, Pennsylvania, shall stencil on the lid or cover of the Reachin Refrigerator covered by this order, substantially the following:

OPA maximum retail price $815.00

Plus freight and crating as provided in Order No. 459 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 30, 1946.

Issued this 29th day of April, 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7183; Filed, Apr. 29, 1946; 4:22 p. m.]

[MPR 591, Amdt. 10 to Order 1]

Cast Iron Radiation and Accessories

MODIFICATION OF MAXIMUM PRICES

An opinion accompanying this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Order 1 under section 22 of Maximum Price Regulation No. 591 is amended by adding a new section to read as follows:

SEC. 5.5. *Cast iron radiation and accessories*—(a) *Scope of this section.* This section applies to all manufacturers and resellers of the following types of cast-iron radiation and accessories covered by Maximum Price Regulation No. 591:

I—*Cast-Iron Radiation*
- Cast-Iron Convectors
- Cast-Iron Convector Radiators
- Cast-Iron Baseboard Radiators
- Cast-Iron Bathroom Radiators
- Cast-Iron Radiators for blower and ventilation systems.

II—*Cast-Iron Radiation Accessories*
- Cast-Iron Radiator Bushings
- Cast-Iron Radiator Plugs
- Cast-Iron Radiator Nipples
- Cast-Iron Radiator Brackets
- Cast-Iron Radiator Pedestals
- Cast-Iron and Steel Radiator Chaplets

(b) *Manufacturers' maximum prices.* Manufacturers of the type of cast-iron radiation and accessories set forth in (a) above may increase their properly established maximum prices in effect on October 1, 1941, to each class of purchaser by 37 percent.

(c) *Manufacturers' increase for items not having an October 1, 1941, price.* A manufacturer may not increase his properly established maximum price for any type of cast-iron radiation and accessories set forth in (a) above for which he does not have an October 1, 1941, price without specific authorization from the Office of Price Administration.

A manufacturer desiring to modify his presently established maximum price for any of the types of cast-iron radiation and accessories set forth in (a) above for which he does not have an October 1, 1941 price shall file an application for such modification of his maximum price to reflect the increases obtained by other manufacturers for similar articles under (b) above setting forth the following:

(1) Full description of the item. Cuts or detailed sketches should be supplied.

(2) Established maximum price for the item and the section and regulation under which the maximum price was established.

(3) If possible, the name of competitors marketing a similar item for which they had October 1, 1941 prices.

(d) *Optional use of this section.* Since the provisions of this section are not intended to reduce properly established maximum prices, any manufacturer whose price in effect to each class of purchaser on October 1, 1941, plus the increase provided for under (b) is less than his maximum price as established under Maximum Price Regulation No. 591, may continue to use as his maximum price the maximum price properly established under that regulation.

(e) *Notification by manufacturers.* Any manufacturer who applies the increase permitted under (b) shall notify each purchaser, in writing, at or before the issuance of the first invoice after April 30, 1946, of the actual dollar-and-cents increase for each type of cast-iron radiation over his maximum price to that class of purchaser in effect on April 29, 1946.

(f) *Resellers' maximum prices.* The maximum price for sales by any reseller of the types of cast-iron radiation and accessories covered by this section shall be his maximum price to each class of purchaser in effect on April 29, 1946 plus the actual dollar-and-cents increase in cost resulting from the increase granted the manufacturer under this section and of which he is notified by the manufacturer.

(g) *Reports.* Any manufacturer who increases his maximum prices under this section must submit to the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington, D. C., his new price list,

discounts sheets or other notification made to his purchasers, within 20 days after such adjustment is put into effect.

This amendment shall become effective April 30, 1946.

NOTE: All reporting requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 30th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7235; Filed, Apr. 30, 1946; 11:35 a. m.]

[MPR 591, Order 460]

KEL-KOLD CO., INC.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following: Farm and Home Freezer, manufactured by The Kel-Kold Company, Inc., 31-35 Beaver Street, Johnstown, New York, and as described in the application dated March 22, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Model	On sales to—		
	Distributors	Dealers	Consumers
FC-5-6 cubic feet, ¼ hp. condensing unit	$147.50	$177.00	$295.00
FC-12-12 cubic feet, ¼ hp. condensing unit	202.50	243.00	405.00

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Kel-Kold Company, Inc., of Johnstown, New York, shall stencil on the inside of lid or cover of the Farm and Home Freezer, covered by this order, substantially the following:

OPA Maximum Retail Price $------

Plus freight and crating as provided in Order No. 460 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 30, 1946.

Issued this 29th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7184; Filed, Apr. 29, 1946; 4:22 p. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File No. 70-1271]

COLUMBIA GAS & ELECTRIC CORP. AND DAYTON POWER AND LIGHT COMPANY

NOTICE OF FILING AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 29th day of April 1946.

Notice is hereby given that Columbia Gas & Electric Corporation (Columbia), a registered holding company and a subsidiary of The United Corporation (United), also a registered holding company, and Columbia's public utility subsidiary, The Dayton Power and Light Company (Dayton), have filed a joint application-declaration pursuant to the provisions of the Public Utility Holding Company Act of 1935. All interested persons are referred to said joint application-declaration, which is on file in the offices of the Commission, for a statement of the transactions therein proposed, which may be summarized as follows:

(1) Columbia will offer to its stockholders the right to purchase 1,530,000 shares of common stock of Dayton and, concurrently therewith, it will, pursuant to the competitive bidding provisions of Rule U-50, publicly invite bids for the underwriting of such offer and the purchase by the underwriters of such shares of common stock as are not purchased by Columbia stockholders. In its public invitation, Columbia will request that the bidders specify the price per share which they will pay for the shares of common stock which they will purchase, which price will also be the price at which the common stock will be offered to the common shareholders of Columbia. The bidders will also specify the compensation to be charged Columbia by the bidders for their services in underwriting the stockholders' offering and purchasing the shares of common stock which are not disposed of pursuant to such offering.

Columbia common stockholders will be offered the right, evidenced by warrants, to purchase Dayton common stock on the basis of one share of Dayton common stock for each eight shares of Columbia common stock held by them.

(2) Columbia will apply the proceeds realized from the sale of Dayton common stock, together with treasury cash, if required, to redeem, at the redemption price, all of its 5% Debentures, presently outstanding in the principal amount of $44,854,000.

(3) Incidental to the above transactions Dayton will (i) increase the authorized amount of its common stock from 500,000 shares without par value to 2,000,000 shares of a par value of $7 a share and will issue and exchange 1,530,000 shares of new common stock for 260,000 shares of its present common stock, all of which are owned by Columbia; and (ii) transfer to Common Capital Stock Account $2,000,000 of capital surplus and $680,000 of earned surplus.

(4) Dayton will amend its Articles of Incorporation to provide, among other things, for contingent voting rights for preferred stockholders in connection with the issuance of additional shares of preferred stock, the merger of the company, the issuance of unsecured debt and the sale of assets. The Articles of Incorporation will also be amended to limit the payment of common stock dividends under certain circumstances.

The proposed issue and exchange of new common stock have been submitted to the Public Service Commission of Ohio for its approval and Dayton seeks exemption from the provisions of sections 6 (a) and 7 of the act in respect of such matters.

Columbia requests that the order to be issued with respect to the proposed transactions conform with the provisions of sections 371, 373 and 1808 (f) of the Internal Revenue Code, as amended, and Section 270-c (10) of the New York Stock Transfer Tax.

It appearing to the Commission that it is appropriate in the public interest and in the interests of investors and consumers that a hearing be held with respect to said application-declaration and that said application should not be granted or said declaration should not be permitted to become effective except pursuant to further order of the Commission;

It is hereby ordered, That a hearing be held upon said matters on May 15, 1946 at 10 a. m., e. d. s. t., in the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia, Pennsylvania. On such day the hearing room clerk in Room 318 will advise as to the room in which such hearing will be held.

It is further ordered, That Willis E. Monty, or any other officer or officers of the Commission designated by it for that purpose, shall preside at such hearing. The officer so designated to preside at such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of the act and to a trial examiner under the Commission's rules of practice.

It is further ordered, That the Secretary of the Commission shall serve, by registered mail, a copy of this order on the Public Service Commission of Ohio, United, Columbia, and Dayton; and that said notice of said hearing be given to all other persons by publication of this order in the FEDERAL REGISTER. Any person desiring to be heard in connection with these proceedings or proposing to intervene herein shall file with the Secretary of the Commission on or before May 13, 1946 his request or application therefor, as provided by Rule XVII of the rules of practice of the Commission.

It is further ordered, That without limiting the scope of the issues presented by said application-declaration, particular attention will be directed at said hearing to the following matters and questions:

(1) Whether the proposed issue and exchange of new common stock is solely for the purpose of financing the business of Dayton and has been expressly authorized by the State Commission of the State in which it is organized and doing business;

(2) Whether the proposed method of sale of the common stock of Dayton and the terms and conditions thereof are appropriate in the public interest and the interests of investors and consumers;

(3) Whether the proposed accounting entries to be recorded on the books of Columbia in connection with the proposed transactions are consistent with sound accounting principles and conform to the standards of the act;

(4) Whether the fees, commissions or other remunerations to be paid in connection with the issue, sale or distributions of the Dayton common stock are reasonable;

(5) Generally, whether the proposed transactions comply with the applicable provisions of the act and the rules, regulations and orders promulgated thereunder;

(6) Whether, in the event the application-declaration shall be granted and permitted to become effective, it is necessary to impose any terms or conditions to ensure compliance with the standards of the act.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-7190; Filed, Apr. 30, 1946; 9:41 a. m.]

Reference

MAY 4 '46

FEDERAL REGISTER

VOLUME 11 NUMBER 86

Washington, Thursday, May 2, 1946

Regulations

TITLE 6—AGRICULTURAL CREDIT

Chapter II—Production and Marketing Administration (Commodity Credit)

PART 296—GRAIN PURCHASES

EMERGENCY CORN PURCHASE PROGRAM BULLETIN

§ 296.05 *Emergency Corn Purchase Program Bulletin.* This section states the requirements with respect to the Emergency Corn Purchase Program of the Commodity Credit Corporation, hereinafter called C.C.C., under which purchases of eligible corn will be made.

(a) *Eligibility requirements.* For the purpose of this section and the contract of sale relating thereto, an eligible producer shall be any individual, partnership, association, corporation, or other legal entity who produced the eligible corn, the beneficial title to which has always been held by him. Eligible corn shall be corn grading No. 3, or better, or corn grading No. 4 on test weight only according to the official Grain Standards of the United States.

(b) *Terms and conditions*—(1) *Delivery.* Delivery of the corn shall be made to a country warehouse which has executed a Uniform Grain Storage Agreement with the Secretary of Agriculture or to a country warehouse approved by the Grain Branch—Chicago office. Delivery must be made before a closing date to be announced. When a sufficient quantity of corn is obtained, C.C.C. will give notice thereof. No country warehouseman shall take deliveries under this program unless he is reasonably sure a carload lot can be accumulated.

(2) *Contract of sale.* The contract of sale shall be in the form prescribed by C.C.C.

(3) *Purchase price.* The total purchase price per bushel shall be the applicable producer ceiling price at point of delivery under FPR 2, Supplement 4 and amendments thereto as issued by the Office of Price Administration as determined by the country warehouseman and agreed to by the producer at the point of delivery plus 30 cents per bushel.

(4) *Basis of sale.* The weight, grade, and quality of the corn shall be the inweight, grade, and quality determined by the country warehouse and approved by the producer at the time the corn is received at the elevator.

(5) *Payment.* The original and first copy of all contracts of sale shall be mailed by the warehouseman to the county committee of the Field Service Branch for the county in which the producer's farm is located under the Agricultural Conservation Program. The total purchase price shall be paid by draft by the county committee of the Field Service Branch.

(6) *When title passes.* The contract of sale, when signed by the producer, shall become effective and the title to the corn shall pass to C.C.C. as of the date the contract is signed by the country warehouse accepting delivery on behalf of C.C.C.

(7) *Warranty against liens.* The producer shall be required to warrant that he is the owner of the corn and that the corn is free and clear of all liens and encumbrances.

(8) *Assignments.* The rights under the Contract of Sale cannot be transferred or assigned.

(Sec. 7 (a), 49 Stat. 4 as added by 58 Stat. 105, 106; 15 U.S.C. 713; E.O. 9280, 3 CFR Cum. Supp.)

Dated this 22d day of April, 1946.

COMMODITY CREDIT CORPORATION,
ROBERT H. SHIELDS,
President.

[F. R. Doc 46-7298; Filed, Apr. 30, 1946; 3:41 p. m.]

TITLE 7—AGRICULTURE

Subtitle A—Office of the Secretary

PART 8—COMPENSATORY WAGE ADJUSTMENT SUBSIDY FOR SLAUGHTERERS

Pursuant to the authority vested in me under Directive No. 104 of the Office of Economic Stabilization (11 F.R. 3950), the regulations entitled "Compensatory Wage Adjustment Subsidy For Slaugh-

(Continued on p. 4777)

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FEDERAL REGISTER

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Code of Federal Regulations

1945 Supplement

Book 1: Titles 1 through 9, including, in Title 3, Presidential documents in full text with appropriate reference tables.

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terers," issued April 22, 1946 (11 F.R. 4521), are hereby amended by deleting the date "April 25, 1946" appearing in paragraph (d) of § 8.2 and substituting in lieu thereof the date "May 10, 1946".

This amendment shall become effective at 12:01 a. m., e. s. t., April 25, 1946.

Issued this 30th day of April 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-7269; Filed, Apr. 30, 1946; 3:41 p. m.]

Chapter I—Production and Marketing Administration (Standards, Inspections, Marketing Practices)

Subchapter A—Commodity Standards and Standard Container Regulations

PART 27—COTTON CLASSIFICATION UNDER THE UNITED STATES COTTON FUTURES ACT

SUBPART—OFFICIAL COTTON STANDARDS OF THE UNITED STATES FOR THE GRADES OF AMERICAN UPLAND COTTON

Pursuant to the provisions of the act of Congress which is commonly known as the United States Cotton Futures Act (26 U.S.C. 1920–1935), and to the provisions of section 6 of the act of Congress which is commonly known as the United States Cotton Standards Act (7 U.S.C. 56), and by virtue of the authority vested in the Secretary of Agriculture, the regulations applicable to official cotton standards of the United States for the grade of American Upland Cotton (7 CFR 27.151 et seq.) are amended, effective as of 12:01 a. m., e. s. t., August 1, 1947, to read as follows:

Sec.
27.151 White cotton.
27.152 Extra white cotton.
27.153 Tinged cotton.
27.154 Spotted cotton.
27.155 Yellow stained cotton.
27.156 Gray cotton.
27.157 General.
27.158 Tradings in futures contracts.
27.159 Alternate title for standards.

AUTHORITY: §§ 27.151 to 27.159, inclusive, issued under 26 U.S.C. 1920–1935 and 7 U.S.C. 56.

§ 27.151 *White cotton*—(a) *No. 1 (or Middling Fair).* No. 1 or Middling Fair shall be American upland cotton which in color, leaf, and preparation is better than No. 2 or Strict Good Middling.

(b) *No. 2 (or Strict Good Middling).* No. 2 or Strict Good Middling shall be American upland cotton which in color, leaf, and preparation is within the range represented by a set of samples in the custody of the United States Department of Agriculture in the District of Columbia in a container marked "Original Official Cotton Standards of the United States, American Upland, No. 2 or Strict Good Middling, effective August 1, 1947."

(c) *No. 3 (or Good Middling).* No. 3 or Good Middling shall be American upland cotton which in color, leaf, and preparation is within the range represented by a set of samples in the custody of the United States Department of Agriculture in the District of Columbia in a container marked "Original Official Cotton Standards of the United States, American Upland, No. 3 or Good Middling, effective August 1, 1947."

(d) *No. 4 (or Strict Middling).* No. 4 or Strict Middling shall be American upland cotton which in color, leaf, and preparation is within the range represented by a set of samples in the custody of the United States Department of Agriculture in the District of Columbia in a container marked "Original Official Cotton Standards of the United States, American Upland, No. 4 or Strict Middling, effective August 1, 1947."

(e) *No. 5 (or Middling).* No. 5 or Middling shall be American upland cotton which in color, leaf, and preparation is within the range represented by a set of samples in the custody of the United States Department of Agriculture in the District of Columbia in a container marked "Original Official Cotton Standards of the United States, American Upland, No. 5 or Middling, effective August 1, 1947."

(f) *No. 6 (or Strict Low Middling).* No. 6 or Strict Low Middling shall be American upland cotton which in color, leaf, and preparation is within the range represented by a set of samples in the custody of the United States Department of Agriculture in the District of Columbia in a container marked "Original Official Cotton Standards of the United States, American Upland, No. 6 or Strict Low Middling, effective August 1, 1947."

(g) *No. 7 (or Low Middling).* No. 7 or Low Middling shall be American upland cotton which in color, leaf, and preparation is within the range represented by a set of samples in the custody of the United States Department of Agriculture in the District of Columbia in a container marked "Original Official Cotton Standards of the United States, American Upland, No. 7 or Low Middling, effective August 1, 1947."

(h) *No. 8 (or Strict Good Ordinary).* No. 8 or Strict Good Ordinary shall be American upland cotton which in color, leaf, and preparation is within the range represented by a set of samples in the custody of the United States Department of Agriculture in the District of Columbia in a container marked "Original Official Cotton Standards of the United States, American Upland, No. 8 or Strict Good Ordinary, effective August 1, 1947."

(i) *No. 9 (or Good Ordinary).* No. 9 or Good Ordinary shall be American upland cotton which in color, leaf, and preparation is within the range represented by a set of samples in the custody of the United States Department of Agriculture in the District of Columbia in a container marked "Original Official Cotton Standards of the United States, American Upland, No. 9 or Good Ordinary, effective August 1, 1947."

§ 27.152 *Extra white cotton*—(a) *No. 3 Extra White (or Good Middling Extra White).* No. 3 Extra White or Good Middling Extra White shall be American upland cotton which in leaf and preparation is No. 3 or Good Middling, but which is whiter than No. 3 or Good Middling.

(b) *No. 4 Extra White (or Strict Middling Extra White).* No. 4 Extra White or Strict Middling Extra White shall be American upland cotton which in leaf and preparation is No. 4 or Strict Middling, but which is whiter than No. 4 or Strict Middling.

(c) *No. 5 Extra White (or Middling Extra White).* No. 5 Extra White or Middling Extra White shall be American upland cotton which in leaf and preparation is No. 5 or Middling, but which is whiter than No. 5 or Middling.

(d) *No. 6 Extra White (or Strict Low Middling Extra White).* No. 6 Extra White or Strict Low Middling Extra White shall be American upland cotton which in leaf and preparation is No. 6 or Strict Low Middling, but which is whiter than No. 6 or Strict Low Middling.

(e) *No. 7 Extra White (or Low Middling Extra White).* No. 7 Extra White or Low Middling Extra White shall be American upland cotton which in leaf and preparation is No. 7 or Low Middling, but which is whiter than No. 7 or Low Middling.

(f) *No. 8 Extra White (or Strict Good Ordinary Extra White).* No. 8 Extra White or Strict Good Ordinary Extra White shall be American upland cotton which in leaf and preparation is No. 8 or Strict Good Ordinary, but which is whiter than No. 8 or Strict Good Ordinary.

(g) *No. 9 Extra White (or Good Ordinary Extra White).* No. 9 Extra White or Good Ordinary Extra White shall be American upland cotton which in leaf and preparation is No. 9 or Good Ordinary, but which is whiter than No. 9, or Good Ordinary.

§ 27.153 *Tinged cotton*—(a) *No. 3 Tinged (or Good Middling Tinged).* No. 3 Tinged or Good Middling Tinged shall be American upland cotton which in leaf and preparation is No. 3 or Good Middling, but which in color is within the range represented by a set of samples in the custody of the United States Department of Agriculture in the District of Columbia in a container marked "Original Official Cotton Standards of the United States, American Upland, No. 3 Tinged or Good Middling Tinged, effective August 1, 1947."

(b) *No. 4 Tinged (or Strict Middling Tinged).* No. 4 Tinged or Strict Middling Tinged shall be American upland cotton which in leaf and preparation is No. 4 or Strict Middling, but which in color is within the range represented by a set of samples in the custody of the United States Department of Agriculture in the District of Columbia in a container marked "Original Official Cotton Standards of the United States, American Upland, No. 4 Tinged or Strict Middling Tinged, effective August 1, 1947."

(c) *No. 5 Tinged (or Middling Tinged).* No. 5 Tinged or Middling Tinged shall be American upland cotton which in leaf and preparation is No. 5 or Middling, but which in color is within the range represented by a set of samples in the custody of the United States Department of Agriculture in the District of Columbia in a container marked "Original Official Cotton Standards of the United States, American Upland, No. 5 Tinged or Middling Tinged, effective August 1, 1947."

(d) *No. 6 Tinged (or Strict Low Middling Tinged).* No. 6 Tinged or Strict

Low Middling Tinged shall be American upland cotton which in leaf and preparation is No. 6 or Strict Low Middling, but which in color is within the range represented by a set of samples in the custody of the United States Department of Agriculture in the District of Columbia in a container marked "Original Official Cotton Standards of the United States, American Upland, No. 6 Tinged or Strict Low Middling Tinged, effective August 1, 1947."

(e) *No. 7 Tinged (or Low Middling Tinged).* No. 7 Tinged or Low Middling Tinged shall be American upland cotton which in leaf and preparation is No. 7 or Low Middling, but which in color is within the range represented by a set of samples in the custody of the United States Department of Agriculture in the District of Columbia in a container marked "Original Official Cotton Standards of the United States, American Upland, No. 7 Tinged or Low Middling Tinged, effective August 1, 1947."

§ 27.154 *Spotted cotton.*—(a) *No. 3 Spotted (or Good Middling Spotted).* No. 3 Spotted or Good Middling Spotted shall be American upland cotton which in leaf and preparation is No. 3 or Good Middling, but which in spot or color or both is between No. 3 or Good Middling and No. 3 Tinged or Good Middling Tinged.

(b) *No. 4 Spotted (or Strict Middling Spotted).* No. 4 Spotted or Strict Middling Spotted shall be American upland cotton which in leaf and preparation is No. 4 or Strict Middling, but which in spot or color or both is between No. 4 or Strict Middling and No. 4 Tinged or Strict Middling Tinged.

(c) *No. 5 Spotted (or Middling Spotted).* No. 5 Spotted or Middling Spotted shall be American upland cotton which in leaf and preparation is No. 5 or Middling, but which in spot or color or both is between No. 5 or Middling and No. 5 Tinged or Middling Tinged.

(d) *No. 6 Spotted (or Strict Low Middling Spotted).* No. 6 Spotted or Strict Low Middling Spotted shall be American upland cotton which in leaf and preparation is No. 6 or Strict Low Middling, but which in spot or color or both is between No. 6 or Strict Low Middling and No. 6 Tinged or Strict Low Middling Tinged.

(e) *No. 7 Spotted (or Low Middling Spotted).* No. 7 Spotted or Low Middling Spotted shall be American upland cotton which in leaf and preparation is No. 7 or Low Middling, but which in spot or color or both is between No. 7 or Low Middling and No. 7 Tinged or Low Middling Tinged.

§ 27.155 *Yellow stained cotton.*—(a) *No. 3 Yellow Stained (or Good Middling Yellow Stained).* No. 3 Yellow Stained or Good Middling Yellow Stained shall be American upland cotton which in leaf and preparation is No. 3 or Good Middling, but which in color is deeper than No. 3 Tinged or Good Middling Tinged.

(b) *No. 4 Yellow Stained (or Strict Middling Yellow Stained).* No. 4 Yellow Stained or Strict Middling Yellow Stained shall be American upland cotton which in leaf and preparation is No. 4 or Strict Middling, but which in color is deeper than No. 4 Tinged or Strict Middling Tinged.

(c) *No. 5 Yellow Stained (or Middling Yellow Stained).* No. 5 Yellow Stained or Middling Yellow Stained shall be American upland cotton which in leaf and preparation is No. 5 or Middling, but which in color is deeper than No. 5 Tinged or Middling Tinged.

§ 27.156 *Gray cotton.*—(a) *No. 3 Gray (or Good Middling Gray).* No. 3 Gray or Good Middling Gray shall be American upland cotton which in leaf and preparation is No. 3 or Good Middling, but which is more gray in color than No. 3 or Good Middling and no darker in color than the dullest bale in No. 6 or Strict Low Middling.

(b) *No. 4 Gray (or Strict Middling Gray).* No. 4 Gray or Strict Middling Gray shall be American upland cotton which in leaf and preparation is No. 4 or Strict Middling, but which is more gray in color than No. 4 or Strict Middling and no darker in color than the dullest bale in No. 7 or Low Middling.

(c) *No. 5 Gray (or Middling Gray).* No. 5 Gray or Middling Gray shall be American upland cotton which in leaf and preparation is No. 5 or Middling, but which is more gray in color than No. 5 or Middling and no darker in color than the dullest bale in No. 8 or Strict Good Ordinary.

(d) *No. 6 Gray (or Strict Low Middling Gray).* No. 6 Gray or Strict Low Middling Gray shall be American upland cotton which in leaf and preparation is No. 6 or Strict Low Middling, but which is more gray in color than No. 6 or Strict Low Middling and no darker in color than the dullest bale in No. 9 or Good Ordinary.

§ 27.157 *General.* American upland cotton which in color, leaf, and preparation is within the range of the standards established by this order, but which contains a combination of color, leaf, and preparation not within any one of the definitions herein set out, shall be designated according to the definition which is equivalent to, or if there be no exact equivalent is next below, the average of all the factors that determine the grade of the cotton: *Provided*, That in no event shall the grade assigned to any cotton or sample be more than one grade higher than the grade classification of the color or leaf contained therein.

§ 27.158 *Trading in futures contracts.* Irrespective of the foregoing provisions of this order, continued trading may take place at any exchange, board of trade, or similar institution or place of business in particular cotton futures now traded in at such place of business and calling for deliveries subsequent to 12:01 a. m., e. s. t., August 1, 1947, subject to settlement by the delivery of cotton according to the standards now in effect (7 CFR 27.151 et seq.).

§ 27.159 *Alternate title for standards.* Since these standards have been agreed upon and accepted by the leading European cotton associations and exchanges, they may also be termed and referred to as the "Universal Standards for American Cotton."

Issued at Washington, D. C., this 30th day of April 1946.

[SEAL] N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 46-7288; Filed, Apr. 30, 1946; 5:07 p. m.]

Chapter XI—Production and Marketing Administration (War Food Distribution Orders)

[WFO 15, Amdt. 5]

PART 1401—DAIRY PRODUCTS

CHEDDAR CHEESE AND PROCESS CHEDDAR CHEESE

War Food Order No. 15, as amended (9 F.R. 2072, 4321, 4319, 9584; 10 F.R. 103, 126, 10419), is hereby further amended to read as follows:

§ 1401.1 *Cheddar cheese and process Cheddar cheese.*—(a) *Definitions.* (1) "Cheddar cheese", frequently called "American cheese" or "American Cheddar cheese", means Cheddar cheese (produced in the United States) as defined in the definition and standards of identity for Cheddar cheese (21 CFR, 1941 Cum. Supp. 19,500), issued on January 6, 1941, pursuant to the Federal Food, Drug, and Cosmetic Act.

(2) "Process Cheddar cheese" means the product prepared by grinding and mixing one or more lots of Cheddar cheese into a homogeneous plastic mass (i) by the action of heat, with or without the addition of salt, water, or color, and with or without the incorporation of not more than 3 percent of a suitable emulsifying agent, and (ii) containing not more than 40 percent, by weight, of moisture, and in the water-free substance containing not less than 50 percent, by weight, of milk fat (sweet cream may be added to increase the fat content to the required percentage).

(3) "Person" means any individual, partnership, corporation, association, or any other business entity or organized group of persons, whether incorporated or not.

(4) "Authorized cheese assembler" means any person who holds a letter of authority, in force and effect, issued to him by the Administrator, to receive Cheddar cheese set aside pursuant to the provisions hereof.

(5) "Set aside" means to set aside and hold for sale and delivery to any designated agency.

(6) "Designated agency" means (i) United States Department of Agriculture (including, but not being limited to, any corporate agency thereto); (ii) Dairy Products Marketing Association, Inc.; (iii) the Armed Services of the United States (excluding, for the purposes of this order, United States Army Post Exchanges, United States Navy Ship's Service Departments, and United States Marine Corps Post Exchanges); (iv) War Shipping Administration; (v) Veterans' Administration; and (vi) any other instrumentality or agency designated by the Administrator.

(7) "Armed Services of the United States" means the Army, the Navy, the Marine Corps, and the Coast Guard of the United States.

(8) "U. S. No. 1" and "U. S. No. 2" mean Cheddar cheese of U. S. No. 1 grade (U. S. Grade A) and U. S. No. 2 grade (U. S. Grade B), respectively, as defined in the "Tentative U. S. Standards for Grades of American Cheddar Cheese", issued by the Food Distribution Administration, effective as of May 1, 1943. Whenever new standards are issued by the Production and Marketing Administration or promulgated by the Secretary of Agriculture, "U. S. No. 1" and "U. S. No. 2" shall mean Cheddar cheese of U. S. No. 1 (U. S. Grade A) and U. S. No. 2 grade (U. S. Grade B), respectively, as specified in such new standards.

(9) "Administrator" means the Administrator, Production and Marketing Administration, United States Department of Agriculture, or any officer or employee of the Department to whom the Administrator has heretofore lawfully delegated, or to whom he may hereafter lawfully delegate, the authority to act in his stead.

(b) *Restrictions.* (1) Each person who has produced more than 8,000 pounds of Cheddar cheese in any calendar month from May 1945 to April 1946, inclusive, shall set aside in May 1946, and in each subsequent calendar month, a quantity of Cheddar cheese equal to such percentage as the Administrator may order of all Cheddar cheese produced by such person in May 1946 and each subsequent calendar month regardless of the quantity produced by such person during or subsequent to May 1946.

(2) Each person who has not produced more than 8,000 pounds of Cheddar cheese in any calendar month from May 1945 to April 1946, inclusive, but who produces more than 8,000 pounds of Cheddar cheese in May 1946, or any subsequent calendar month, shall thereafter, in each calendar month, set aside a quantity of Cheddar cheese equal to such percentage as the Administrator may order of all Cheddar cheese produced by such person in each such calendar month regardless of the quantity of Cheddar cheese produced by such person in any month subsequent to the one, as aforesaid, in which he produced more than 8,000 pounds of Cheddar cheese.

(3) In the event of a change in ownership with respect to a cheese factory, the production record of the former owner with respect to such cheese factory shall be the basis for reporting and setting aside Cheddar cheese by the new owner; and the purchaser of the cheese factory shall so report and set aside Cheddar cheese, if (i) the person from whom he purchased the cheese factory was obligated to report and set aside Cheddar cheese, or (ii) the purchaser is required by other provisions hereof to report and set aside Cheddar cheese.

(4) Any person who, during a particular calendar month, sets aside and sells, in the aggregate, to any designated agency or agencies a quantity of Cheddar cheese in excess of the quantity required to be set aside by the provisions hereof or Administrator's order pursuant hereto may be permitted by the Administrator, if the Administrator determines that such is necessary or appropriate in the public interest and to promote the national defense, to utilize as a credit against his set-aside obligation, during any subsequent calendar month specified by the Administrator, the quantity which he set aside and sold to said agency or agencies in excess of his set-aside obligation.

(5) Any person who is required by the provisions of this order to set aside Cheddar cheese may, at his option, sell or deliver all or part of the Cheddar cheese set aside, pursuant to the provisions hereof, to any authorized cheese assembler who agrees to set aside, out of the Cheddar cheese owned by such person, a quantity of Cheddar cheese equal to the quantity of such set-aside Cheddar cheese received by him; and such authorized cheese assembler shall so set aside such quantity of Cheddar cheese. An authorized cheese assembler shall not, however, sell or deliver set-aside Cheddar cheese to another authorized cheese assembler unless the authorized cheese assembler to whom such Cheddar cheese is to be delivered has applied to, and received from, the Administrator specific written authorization to receive such Cheddar cheese. Each person delivering or shipping Cheddar cheese to an authorized cheese assembler shall deliver with each such delivery or shipment, a certificate, in duplicate, in substantially the following language (with the appropriate information inserted in the blank spaces):

This is to certify that of the ------ pounds of Cheddar cheese shipped or delivered on ---------- ---------- pounds are Cheddar cheese set aside pursuant to the provisions of War Food Order No. 15, as amended, and such amount of set-aside Cheddar cheese is required to be set aside by you pursuant to the provisions of said order, as amended. The balance of ------ pounds is Cheddar cheese free from the restrictions of said order, as amended.

(Signature of manufacturer)

This will acknowledge receipt of the above indicated quantity of Cheddar cheese set aside pursuant to said order, as amended.

(Signature of authorized cheese assembler)

The aforesaid certificate, in duplicate, shall be signed (i) by the authorized cheese assembler who shall return one copy to the person who delivered or shipped the Cheddar cheese, and (ii) shall retain the original for two years after the date of receipt thereof.

(6) All Cheddar cheese set aside pursuant to the provisions hereof shall be stored under the same conditions of storage customarily observed to maintain the grade and quality of Cheddar cheese, and shall be packaged and assembled for delivery in accordance with requirements and specifications of the designated agencies purchasing such cheese. At least 80 percent of the Cheddar cheese thus set aside pursuant to the provisions hereof shall be U. S. No. 1 grade or better, and the remainder shall be not less than U. S. No. 2 grade: *Provided, however*, That if the manufacturer shows by grading certificates issued by the Production and Marketing Administration, United States Department of Agriculture, that all of the Cheddar cheese of U. S. No. 1 grade or better produced by him is less than the quantity required to be set aside pursuant hereto, the quantity to be set aside shall include all of the U. S. No. 1 grade or better manufactured or received by such person and the remainder may be U. S. No. 2 grade: *Provided, further*, That if the manufacturer shows by grading certificates, issued by the said Production and Marketing Administration that the total quantity of Cheddar cheese of U. S. No. 2 grade or better produced by him in the month in which it is required to be set aside is less than the quantity of Cheddar cheese required to be set aside in such month, he shall set aside all of the Cheddar cheese of U. S. No. 2 grade or better produced by him in such month and an additional quantity of lower grade Cheddar cheese to fulfill the total set-aside requirements of this order. Grades as determined by official inspectors of the Production and Marketing Administration shall be final in all cases.

(7) Any person who has contracted with or hereafter contracts with any designated agency for the delivery of process Cheddar cheese may deliver such cheese, in accordance with the contract, and credit it against his set-aside obligation, pursuant to the provisions of this order, at the rate of 95 pounds of Cheddar cheese for each 100 pounds of process Cheddar cheese delivered, as aforesaid, to a designated agency: *Provided*, That no person is authorized to convert such set-aside Cheddar cheese into process Cheddar cheese prior to the execution of a contract, as aforesaid, for the delivery of such process Cheddar cheese.

(8) No person may serve as an authorized cheese assembler unless he has received from the Administrator a letter of authority in force and effect to serve as an authorized cheese assembler. Any person who desires to become an authorized cheese assembler, or to serve as an authorized cheese assembler after May 1, 1946, shall file with the Administrator an application, upon a form approved by the Administrator, setting forth the information requested in said form of application. The application shall contain, among other things, a statement by the person submitting such application that he will not refuse to purchase or accept delivery of set-aside Cheddar cheese solely because the vendor is not willing to sell to the respective authorized cheese assembler an additional quantity of Cheddar cheese not set aside or required to be set aside hereunder. An authorized cheese assembler shall have the following facilities and be able to perform the following functions: (i) Accumulate carlots of Cheddar cheese for shipment; (ii) storage space with ample capacity and satisfactory temperature and humidity controls; (iii) maintain adequate equipment and facilities for paraffining Cheddar cheese, moisture analysis, grading, branding, shipping, and ample capital for financing the inventories of Cheddar cheese; (iv) substitute for Cheddar cheese of quality unacceptable to any designated agency and in packages not suitable for export, according to the standards specified by said agency, Cheddar cheese of acceptable

quality and in packages meeting the specifications of said agency; and (v) maintain a satisfactory system of records and accounts with respect to Cheddar cheese, and supply promptly, from month to month, correctly prepared reports with respect to Cheddar cheese and process Cheddar cheese. The Administrator shall consider each such application and issue a letter of authority for such period of time as may be specified therein, if the Administrator determines that the issuance of such letter of authority to serve as an authorized cheese assembler is necessary or appropriate in the public interest and to promote the national defense. No person shall represent himself to be an authorized cheese assembler unless he holds a letter of authority duly issued by the Administrator and in force and effect at the time of such representation. No person other than an authorized cheese assembler holding a letter of authority in force and effect shall receive or, after receipt, deal in Cheddar cheese set aside pursuant to the provisions hereof.

(9) On and after July 1, 1946:

(i) No producer of Cheddar cheese shall, unless authorized in writing by the Administrator, produce Cheddar cheese so long as the total quantity of Cheddar cheese, set aside pursuant to the provisions of this order, owned by such person is equal at least to the total quantity of all Cheddar cheese required, by the provisions of this order, to be set aside by such person during the two calendar months immediately preceding the then current calendar month; and

(ii) No authorized cheese assembler shall, unless authorized in writing by the Administrator, buy, contract to buy, accept delivery of, or otherwise acquire Cheddar cheese so long as the total quantity of Cheddar cheese, set aside pursuant to the provisions of this order, owned by such person is equal at least to the total quantity of Cheddar cheese required, by the provisions of this order, to be set aside by such person during the two calendar months immediately preceding the then current calendar month.

(10) Each producer, as aforesaid, and each authorized cheese assembler, respectively, shall retain in his possession at all times a quantity of set-aside Cheddar cheese which is equal to the total quantity of Cheddar cheese required to be set aside by each such person minus the quantity of set-aside Cheddar cheese (i) sold and delivered by such person to authorized cheese assemblers or designated agencies, and (ii) released from the set-aside provisions hereof.

(11) The Administrator may release any Cheddar cheese from the restrictions of this order if he determines that no designated agency has contracted for, or declared its intention or desire to contract for, such Cheddar cheese within such period as he may specify, or that such Cheddar cheese is not required for such agencies. The Administrator may issue such administrative rulings, regulations, interpretations, and exemptions as he deems necessary to facilitate, expedite, and accomplish the purposes of this order.

(12) The provisions of this order and of any regulation or order pursuant hereto shall be observed without regard to contracts heretofore or hereafter entered into or any rights accrued or payments made thereunder. This order shall not, however, be construed as reducing the amount of Cheddar cheese or process Cheddar cheese which any person is required to offer or deliver, under existing contracts or contracts subsequently entered into with any designated agency, to any such agency.

(c) *Records and reports.* (1) The Administrator shall be entitled to obtain such information from, and require such reports and the keeping of such records by any person as may be necessary or appropriate, in the discretion of the Administrator, for the enforcement or administration of the provisions of this order, subject to the approval of the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(2) Every person subject to this order shall, for at least two years (or for such other period of time as the Administrator may designate), maintain an accurate record of his transactions in Cheddar cheese and process Cheddar cheese.

(d) *Audits and inspections.* The Administrator shall be entitled to make such audits and inspections of the books, records and other writings, premises or stocks of cheese (including, but not being limited to, Cheddar cheese and process Cheddar cheese) of any person, and to make such investigations as may be necessary or appropriate, in the discretion of the Administrator, for the enforcement or administration of the provisions of this order.

(e) *Petition for relief from hardship.* Any person affected by this order who considers that compliance herewith would work an exceptional or unreasonable hardship on him may file a petition for relief with the Administrator. Such petition shall be addressed to Administrator, Production and Marketing Administration, United States Department of Agriculture, Washington 25, D. C. Petitions for such relief shall be in writing and shall set forth all pertinent facts and the nature of the relief sought. The Administrator may consider any such petition and take such action with reference thereto that he deems appropriate, and such action shall be final.

(f) *Violations.* Any person who violates any provision of this order or of any regulation or order pursuant hereto, may, in accordance with the applicable procedure, be prohibited from receiving, making any deliveries of, or using Cheddar cheese or process Cheddar cheese. In addition, any person who wilfully violates any provision of this order or of any regulation or order pursuant hereto is guilty of a crime and may be prosecuted under any and all applicable laws. Further, civil action may be instituted to enforce any liability or duty created by, or to enjoin any violation of, any provision of this order.

(g) *Delegation of authority.* The administration of this order and the powers vested in the Secretary of Agriculture of the United States, insofar as such powers relate to the administration of this order, are hereby delegated to the Administrator; and the Administrator is hereby authorized to redelegate to any employee or employees of the United States Department of Agriculture any or all of the authority vested in the Administrator by this order.

(h) *Communications.* All reports to be filed pursuant hereto and all communications concerning this order shall, except as provided herein or unless instructions to the contrary are issued by the Administrator, be addressed to the Administrator, Production and Marketing Administration, United States Department of Agriculture, Washington 25, D. C.

(i) *Territorial scope.* This order shall apply only in the area included in the 48 States of the United States and the District of Columbia.

(j) *Effective date.* This order shall become effective at 12:01 a. m., e. s. t., May 1, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken under said War Food Order No. 15, as amended, prior to the effective time of the provisions hereof, all provisions of War Food Order No. 15, as amended, in effect prior to the issuance of this order shall be deemed to continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

NOTE: The record-keeping requirements of this order have been approved by, and all subsequent record-keeping and reporting requirements will be subject to the approval of, the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087)

Issued this 30th day of April 1946.

[SEAL] N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 46-7287; Filed, Apr. 30, 1946; 5:08 p. m.]

[WFO 15-3, Amdt. 1]

PART 1401—DAIRY PRODUCTS

REPORTS REQUIRED FROM CERTAIN PRODUCERS AND AUTHORIZED ASSEMBLERS OF CHEDDAR CHEESE

War Food Order No. 15-3, as amended (8 F.R. 14037; 9 F.R. 4321, 4319, 9584; 10 F.R. 103, 126, 10419), is hereby further amended to read as follows:

§ 1401.4 *Reports*—(a) *Definitions.* Each term defined in War Food Order No. 15, as amended (9 F.R. 2072, 4321, 4319, 9584; 10 F.R. 103, 126, 10419), shall, when used herein, have the same meaning as set forth in said War Food Order No. 15, as amended.

(b) *Reporting requirements.* (1) Each person who is not an authorized cheese assembler and who has in his possession at any time during the calendar month of May 1946, or any subsequent calendar month, any Cheddar cheese set aside pursuant to the provisions of War Food Order No. 15, as amended, shall correctly complete form "Dairy Products Report No. 3—Cheese (Cheese Factory Set-Aside Report)," for each such calendar month and shall mail such completed form to the United States Department of Agriculture, Box 6910-A, Chicago 80, Illinois, on or before the tenth of the next succeeding calendar month.

(2) Each authorized cheese assembler who has in his possession or receives at any time during May 1946, or any subsequent calendar month, any Cheddar cheese set aside pursuant to the provisions of War Food Order No. 15, as amended, shall correctly complete form "Authorized Cheese Assembler's Report" for each such calendar month, and shall mail such completed form to the United States Department of Agriculture, Box 6910-A, Chicago 80, Illinois, on or before the fifteenth day of the next succeeding calendar month.

(c) *Bureau of Budget approval.* The reporting requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(d) *Effective date.* This order shall become effective at 12:01 a. m., e. s. t., May 1, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken under said War Food Order No. 15-3, as amended, prior to the effective time of the provisions hereof, all provisions of War Food Order No. 15-3, as amended, in effect prior to the issuance of this order shall be deemed to continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violations, rights, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087; WFO 15, as amended, 9 F.R. 2072, 4321, 4319, 9584; 10 F.R. 103, 126, 10419)

Issued this 30th day of April 1946.

[SEAL] E. A. MEYER,
Assistant Administrator, Production and Marketing Administration.

[F. R. Doc. 46-7284; Filed, Apr. 30, 1946; 5:07 p. m.]

[WFO 15-19]

PART 1401—DAIRY PRODUCTS

CHEDDAR CHEESE

Pursuant to the authority vested in me by War Food Order No. 15, as amended (9 F.R. 7072, 4321, 4319, 9584; 10 F.R. 103, 126, 10419), it is hereby ordered as follows:

§ 1401.205 *Percentages of Cheddar Cheese to be set aside in May and June 1946*—(a) *Definitions.* Each term defined in War Food Order No. 15, as amended, shall, when used herein, have the same meaning as set forth for such term in War Food Order No. 15, as amended.

(b) *Percentages.* Each person who is required by War Food Order No. 15, as amended, to set aside Cheddar cheese during May or June 1946, shall set aside in each of such months, in which he is required to set aside Cheddar cheese, a quantity of Cheddar cheese equal to 40 percent of all Cheddar cheese produced by him in the respective month.

(c) *Effective date.* This order shall become effective at 12:01 a. m., e. s. t., May 1, 1946.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087; WFO 15, as amended, 9 F.R. 2072, 4321, 4319, 9584; 10 F.R. 103, 126, 10419)

Issued this 30th day of April 1946.

[SEAL] E. A. MEYER,
Assistant Administrator, Production and Marketing Administration.

[F. R. Doc. 46-7286; Filed, Apr. 30, 1946; 5:08 p. m.]

[WFO 54, Amdt. 4 and Vacation of Partial Suspension]

PART 1401—DAIRY PRODUCTS

DRIED SKIM MILK

The order (10 F.R. 11847), issued on September 13, 1945, which, among other things, suspended the provisions of § 1401.25 (b) (2) of War Food Order No. 54, as amended (8 F.R. 7210; 9 F.R. 2875, 4321, 4319, 9584; 10 F.R. 103, 126, 10419), is hereby vacated, effective as of 12:01 a. m., e. s. t., May 1, 1946.

Also, the said War Food Order No. 54, as amended and as herein reinstated, is further amended, effective as of 12:01 a. m., e. s. t., May 1, 1946, to read as follows:

§ 1401.25 *Dried skim milk required to be set aside*—(a) *Definitions.* When used in this order, unless otherwise distinctly expressed or manifestly incompatible with the intent thereof:

(1) "Skim milk" means cows' milk from which the milk fat has been separated.

(2) "Dried skim milk" means all products containing 1½ percent or less, by weight, of butterfat, which are made by drying cows' milk, from which all or part of the milk fat has been separated and to which no other substance or ingredient has been added, and which are sold for human consumption or used in the manufacture of any other product which is sold for human consumption.

(3) "Spray dried skim milk" means dried skim milk made by a spray process.

(4) "Roller dried skim milk" means dried skim milk made by a roller process.

(5) "U. S. Standard Grade" means U. S. Standard Grade as defined in "Tentative U. S. Standards for Grades of Dried Skim Milk and Dried Whole Milk," issued by the then Food Distribution Administration, and dated May 14, 1943, and whenever new standards are issued by the Department of Agriculture, or promulgated by the Secretary of Agriculture, the term "U. S. Standard Grade" shall mean U. S. Standard Grade as specified in such new standards.

(6) "Person" means any individual, partnership, corporation, association, or any other business entity.

(7) "Producer" means any person who makes dried skim milk.

(8) "Authorized receiver" means any person who has facilities or access to facilities which enable him to receive, store, and ship dried skim milk in carload lots, who customarily ships dried skim milk in carload lots, and who holds a letter of authority, issued by the Administrator, to receive dried skim milk pursuant to the provisions hereof.

(9) "Administrator" means the Administrator, Production and Marketing Administration, United States Department of Agriculture, or any officer or employee of the Department to whom the Administrator has heretofore lawfully delegated, or to whom he may hereafter lawfully delegate, the authority to act in his stead.

(10) "Set aside" means to set aside and hold for sale and delivery to designated agencies.

(11) "Designated agencies" means any of the following agencies: (i) The Armed Services of the United States (excluding, for the purpose of this order, the United States Army post exchanges, United States Navy Ships' Service Departments, and United States Marine Corps post exchanges); (ii) the United States Department of Agriculture (including, but not limited to, any corporate agency thereof); (iii) the War Shipping Administration; (iv) the United States Veterans' Administration; and (v) any other instrumentality or agency designated by the Administrator.

(12) "Armed Services of the United States" means the Army, the Navy, the Marine Corps, or the Coast Guard of the United States.

(b) *Restrictions on producers or authorized receivers of dried skim milk.* (1) The provisions of this order shall apply separately to spray dried skim milk and roller dried skim milk.

(2) Every producer shall set aside, in each calendar month, a quantity of dried skim milk equal to such percentage as the Administrator may order of all dried skim milk produced by him in that month.

(3) Any person required by the provisions of (b) (2) hereof to set aside dried skim milk may, at his option, sell or deliver all or a part of the dried skim milk, set aside pursuant to the provisions hereof, to any authorized receiver who agrees to set aside, out of the dried skim milk in his possession or control, and in addition to any dried skim milk otherwise required to be set aside by him, a quantity of dried skim milk equal to the quantity of set-aside dried skim milk thus purchased or received by him, and such authorized receiver shall so set aside such quantity of dried skim milk. An authorized receiver shall not sell or deliver set-aside dried skim milk to another authorized receiver unless the authorized receiver thus purchasing dried skim milk has applied to the Administrator for, and received from him, specific authorization to receive such dried skim milk. Each person delivering or shipping dried skim milk to an authorized receiver shall deliver to such authorized receiver a certificate, in duplicate, in such form as may be prescribed by the Administrator, stating the quantity of set-aside dried skim milk so delivered or shipped. The aforesaid certificate shall be signed in duplicate by the authorized receiver who shall return one copy to the producer, who delivered

or shipped the dried skim milk; and the authorized receiver shall retain the original certificate for two years after the date of receipt thereof.

(4) On and after July 1, 1946: (i) No producer shall, unless authorized in writing by the Administrator, produce dried skim milk so long as the total quantity of dried skim milk set aside pursuant to the provisions of this order, and owned by such person, is equal at least to the total quantity of all dried skim milk required, by the provisions of this order, to be set aside by such person during the two calendar months immediately preceding the then current calendar month; and (ii) no authorized receiver shall, unless authorized in writing by the Administrator, contract to buy, buy, accept delivery of, or otherwise acquire dried skim milk so long as the total quantity of dried skim milk set aside pursuant to the provisions of this order, and owned by such person, is equal at least to the total quantity of dried skim milk required, by the provisions of this order, to be set aside by such person during the two calendar months immediately preceding the then current calendar month. Each producer and each authorized receiver, respectively, shall retain in his possession at all times a quantity of set-aside dried skim milk which is equal to the total quantity of dried skim milk required to be set aside by each such person minus the total quantity of dried skim milk (i) sold and delivered by each such person to authorized receivers or designated agencies, and (ii) released from the set-aside provisions of this order.

(5) Upon receipt of specific authorization from the Administrator, any producer may enter into an agreement with a second producer, and any producer or authorized receiver may enter into an agreement with a second authorized receiver, whereby the second producer or second authorized receiver will set aside, in addition to any dried skim milk otherwise required to be set aside by him, a quantity of dried skim milk equal to all or part of the dried skim milk required to be set aside by the first producer or authorized receiver, and the second producer or second authorized receiver shall so set aside such quantity of dried skim milk within such period as the Administrator may specify, thereby fulfilling the requirements of the first producer or authorized receiver pursuant to (b) (2) and (b) (3) hereof, with respect to such quantity of dried skim milk.

(6) All dried skim milk set aside pursuant to the provisions hereof shall be of U. S. Standard Grade or better, unless (i) the producer arranges with an authorized receiver to deliver dried skim milk below U. S. Standard Grade to such receiver who will set aside an equal quantity of dried skim milk which is of U. S. Standard Grade or better, (ii) the producer or authorized receiver arranges with a designated agency to accept delivery of dried skim milk below U. S. Standard Grade, from such producer or authorized receiver, or (iii) the producer submits evidence to the Administrator, in the form of grading certicates issued by the Department of Agriculture, or in such other form as is satisfactory to the Administrator, that the quantity of dried skim milk of U. S. Standard Grade or better produced by such producer in the month is less than the quantity required to be set aside by him in such month, in which case he shall set aside a quantity of dried skim milk of U. S. Standard Grade or better equal to the quantity of dried skim milk of U. S. Standard Grade or better produced by him, in such month, and an additional quantity of lower quality dried skim milk sufficient to fulfill the total set-aside requirements of this order. The grades of dried skim milk as determined by official inspectors of the Department of Agriculture shall be final in all cases.

(7) All dried skim milk set aside pursuant to the provisions hereof shall be packaged in new standard commercial barrels, in accordance with "Specifications for Barrels and Liners for Dried Skim milk" (Form FSC 1718-B), and any amendments thereo, issued by the Agricultural Marketing Administration, United States Department of Agriculture, or in such containers as may be acceptable to the designated agencies purchasing the dried skim milk. It shall be stored under the same conditions of storage customarily observed to maintain the grade and quality of dried skim milk for human food, and it shall be assembled for delivery to designated agencies in carload lots or such other quantities as may be acceptable to the designated agencies purchasing the dried skim milk.

(8) Any receiver who desires to become an authorized receiver shall file with the Administrator an application, upon a form approved by the Administrator, setting forth the information requested in said form of application. Thereupon, the Administrator shall consider such application and issue a letter of authority if, in the opinion of the Administrator, the issuance of such letter of authority will tend to effectuate the purposes of this order. Any letter of authority may be revoked at any time by the Administrator. No person shall represent himself to be an authorized receiver unless he holds a letter of authority duly issued by the Administrator pursuant to the provisions hereof. No person other than a designated agency or an authorized receiver shall receive, or after receipt, deal in dried skim milk set aside pursuant to the provisions hereof.

(9) The Administrator may release any dried skim milk from the restrictions of this order if he determines that no designated agency has contracted for, or declared its intention or desire to contract for, such dried skim milk within such periods as he may specify, or that such dried skim milk is not required for such agencies. The Administrator may issue such administrative rulings, regulations, interpretations, and exemptions, as he deems necessary to facilitate, expedite and accomplish the purposes of this order.

(10) The restrictions hereof shall be observed without regard to the rights of creditors, existing contracts or payments made. This order shall not, however, be construed as reducing the amount of dried skim milk which any person is required to offer or deliver to any designated agency under existing contracts, or contracts subsequently entered into with any such designated agency.

(c) *Records and reports.* (1) The Administrator shall be entitled to obtain such information from, and to require such reports and the keeping of such records by, each producer and each authorized receiver, as well as any other person to whom this order applies, as may be necessary or appropriate, in the Administrator's discretion, to the enforcement or administration of the provisions of this order, subject to the approval of the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(2) Every person subject to this order shall, for at least two years (or for such period of time as the Administrator may designate) maintain an accurate record of his transactions in dried skim milk.

(d) *Audits and inspections.* The Administrator shall be entitled to make such audits or inspections of the books, records and other writings, premises, or stocks of dried skim milk, of any producer, authorized receiver, or any other person to whom this order applies, and to make such investigations as may be necessary or appropriate, in the Administrator's discretion, to the enforcement or administration of the provisions of this order.

(e) *Applicability of order.* Any person doing business in one or more of the forty-eight States of the United States or the District of Columbia is subject to the provisions of this order, but the provisions of this order shall not apply to any person doing business in any territory or possession of the United States with respect to such business.

(f) *Petition for relief from hardship.* Any person affected by this order who considers that compliance herewith would work an exceptional and unreasonable hardship on him may petition in writing for relief to the Administrator, setting forth all pertinent facts and the nature of the relief sought. The Administrator may thereupon take such action as he deems appropriate, and such action shall be final.

(g) *Violations.* Any person who violates any provision of this order may, in accordance with the applicable procedure, be prohibited from receiving, making any deliveries of, or using dried skim milk. In addition, any person who willfully violates any provision of this order is guilty of a crime and may be prosecuted under any and all applicable laws. Further, civil action may be instituted to enforce any liability or duty created by, or to enjoin any violation of, any provision of this order.

(h) *Communications.* Each report required to be filed hereunder and each communication concerning this order shall, unless otherwise provided herein, or in instructions issued by the Administrator, be addressed to: Administrator, Production and Marketing Administration, United States Department of Agriculture, Washington 25, D. C., Ref. WFO-54.

(i) *Delegation of authority.* The administration of this order and the powers vested in the Secretary of Agriculture of the United States, insofar as such powers relate to the administration of this order, are hereby delegated to the Administrator. The Administrator is authorized to redelegate to any other officer or employee of the United States Department of Agriculture any or all of the authority vested in him by this order.

With respect to violations, rights accrued, liabilities incurred, or appeals taken under the said War Food Order No. 54, as amended, prior to the effective time of the provisions of this order, all provisions of the said War Food Order No. 54, as amended, in effect prior to the effective time of the provisions of this order shall be deemed to continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

NOTE: All reporting and record-keeping requirements of this order have been approved by, and subsequent reporting and record-keeping requirements will be subject to the approval of, Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087)

Issued this 30th day of April 1946.

[SEAL] N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 46-7282; Filed, Apr. 30, 1946; 5:06 p. m.]

[WFO 54-3, Amdt. 1]

PART 1401—DAIRY PRODUCTS

DRIED SKIM MILK

The order (11 F.R. 2815), issued March 15, 1946, which suspended the provisions of § 1401.30 of War Food Order No. 54-3, as amended (8 F.R. 13699; 9 F.R. 4321, 4319; 10 F.R. 103, 126, 10419), is hereby vacated, and said § 1401.30 of said War Food Order No. 54-3, as amended and as hereby reinstated, is further amended to read as follows:

§ 1401.30 *Reports*—(a) *Definitions.* Each term defined in War Food Order No. 54, as amended, shall, when used herein, have the same meaning as set forth in War Food Order No. 54, as amended, unless otherwise distinctly expressed or manifestly incompatible with the intent hereof.

(b) *Reporting requirements.* (1) Each producer of dried skim milk shall correctly complete form "CEX 300-a," prepared by the United States Department of Agriculture and referred to as "Manufacturer's Firm Report of Dried Skim Milk," for the calendar month of May 1946 and each succeeding calendar month and mail each such completed form to the United States Department of Agriculture, Division of Agricultural Statistics, Bureau of Agricultural Economics, Washington 25, D. C., Ref.: WFO 54, on or before the tenth day of the calendar month next succeeding the month for which such report is prepared.

(2) Each authorized receiver of dried skim milk shall correctly complete form "FDO 54-3," entitled "Authorized Receiver's Report," for the calendar month of May 1946 and for each succeeding calendar month, and mail each such completed form to the United States Department of Agriculture, Division of Agricultural Statistics, Bureau of Agricultural Economics, Washington 25, D. C., Ref: WFO 54, on or before the fifteenth day of the calendar month succeeding the month for which the report is prepared.

The provisions of this amendment shall become effective at 12:01 a. m., e. s. t., May 1, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken under the said War Food Order No. 54-3, as amended, prior to the effective time of the provisions of this amendment, all provisions of the said War Food Order No. 54-3, as amended, in effect prior to the effective time of the provisions of this amendment shall be deemed to continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

NOTE: All reporting and record-keeping requirements of this order have been approved by, and subsequent reporting and record-keeping requirements will be subject to the approval of, Bureau of the Budget in accordance with the Federal Reports Acts of 1942.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087; WFO 54, as amended, 8 F.R. 7210, 9 F.R. 2875, 4321, 4319, 9584 10 F.R. 103, 126, 10419)

Issued this 30th day of April 1946.

[SEAL] E. A. MEYER,
Assistant Administrator, Production and Marketing Administration.

[F. R. Doc. 46-7283; Filed, Apr. 30, 1946; 5:07 p. m.]

[WFO 54-4, Amdt. 11]

PART 1401—DAIRY PRODUCTS

DRIED SKIM MILK

War Food Order No. 54-4, as amended (9 F.R. 4675, 7040, 9526, 10239, 11927 12579, 13703; 10 F.R. 556, 2807, 5712, 9066), is hereby further amended by inserting, at the end of § 1401.179 (b), the following additional sentence: "Each producer shall set aside in the calendar months of May and June 1946, respectively, (1) a quantity of spray dried skim milk equal to 60 percent of all spray dried skim milk produced by him during each such respective calendar month, and (2) a quantity of roller dried skim milk equal to 60 percent of all roller dried skim milk produced by him during each such respective calendar month."

The provisions of this amendment shall become effective at 12:01 a. m., e. s. t., May 1, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken under the said War Food Order No. 54-4, as amended, prior to the effective time of the provisions of this amendment, the provisions of the said War Food Order No. 54-4, as amended, in effect prior to the effective time of the provisions of this amendment shall be deemed to continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with regard to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087; WFO 54, as amended, 8 F.R. 7210, 9 F.R. 2875, 4321, 4319, 9584, 10 F.R. 103, 126, 10419)

Issued this 30th day of April 1946.

[SEAL] E. A. MEYER,
Assistant Administrator, Production and Marketing Administration.

[F. R. Doc. 46-7285; Filed, Apr. 30, 1946; 5:07 p. m.]

[WFO 145, Amdt. 1]

PART 1468—GRAIN

DISTRIBUTION AND USE OF GRAIN

War Food Order No. 145 (11 F.R. 3345), is further amended to read as follows:

§ 1468.12 *Distribution and use of grain*—(a) *Definitions.* (1) "Grain" means corn, grain sorghums, wheat, barley, oats, or grain grading mixed grain, as defined in the "Handbook of Official Grain Standards of the United States", revised 1946, whether whole, crushed, pulverized, cracked, or in any similar form, but excluding, however, grain intended for sale or use as seed.

(2) "Corn" means corn as defined in the "Handbook of Official Grain Standards of the United States," Revised 1946, including ear corn and snap corn, whether whole, crushed, pulverized, cracked, or in any similar form, but excluding popcorn, sweet corn, broom corn, corn used for canning purposes, and corn intended for sale or use as seed.

(3) "Grain sorghums" means grain sorghums as defined in the "Handbook of Official Grain Standards of the United States", revised 1946, whether whole, crushed, pulverized, cracked, or in any similar form, including sweet sorghums and any other variety of sorghum grain used for feed or food, excluding, however, all sorghums intended for sale or use as seed.

(4) "Grain products" and "grain-by-products" mean, respectively, any grain product except corn gluten meal, and any grain by-product except corn gluten meal.

(5) "Mixed feed" means any feed containing grain, grain products or grain by-products, manufactured for sale for the feeding of livestock, poultry, or pets.

(6) "Mixed feed manufacturer" means any person engaged in the commercial manufacture of mixed feed, and includes any person who buys grain and mixes the same, either whole or processed, with other feed ingredients for purposes of resale.

(7) "Feeder" means any person who feeds grain or mixed feed to livestock or poultry.

(8) "Food manufacturer" means any person other than a brewer, distiller, wet processor, dry processor, or maltster, who uses whole corn or whole grain sorghums in the commercial manufacture of edible products for human consumption.

(9) "Dry processor" means any person who mills corn for human consumption by the dry milling process.

(10) "Wet processor" means any person, other than a distiller, who processes grain by the wet milling process.

(11) "Inventory" means the total quantity of corn and grain sorghums owned by any persons, whether in store or in transit.

(12) "Futures contract" means a contract of sale consummated through a contract market designated under the Commodity Exchange Act (7 U.S.C. 1–17a), for the future delivery of grain.

(13) "Person" means any individual, partnership, association, business trust, corporation, or any organized group of persons whether incorporated or not.

(14) "Assistant Administrator" means the Assistant Administrator, Production and Marketing Administration, United States Department of Agriculture.

Restrictions on Use

(b) *Mixed feed manufacturers; use of grain, grain products and grain by-products.* (1) No mixed feed manufacturer shall, during any calendar month, use grain, grain products, or grain by-products in a quantity in excess of 80 percent of all grain, grain products and grain by-products used by such manufacturer during the corresponding calendar month of 1945. This provision shall not modify any other limitation with respect to the use, under existing war food orders, of specific types of grain, grain products or grain by-products.

(2) No mixed feed manufacturer shall use white corn unless such white corn has first been offered for sale and delivery to a dry processor; *Provided, however,* That this restriction shall not apply to any mixed feed manufacturer located south of the Ohio River and east of the Mississippi River who uses white corn produced in that area.

(c) *Food manufacturers; dry processors; use of corn and grain sorghums.* No food manufacturer or dry processor shall, during any calendar month, use corn or grain sorghums in excess of 85 percent of the average monthly quantity of corn and grain sorghums used by such person during 1945.

(d) *Wet processors; use of corn and grain sorghums.* (1) No wet processor shall, during any calendar month, use corn or grain sorghums in excess of 80 percent of the average monthly quantity of corn and grain sorghums used by such person during the first six months of 1945.

(2) No wet processor shall use white corn unless such white corn has first been offered for sale and delivery to a dry processor.

(e) *All persons; use of grain in mixtures.* No person shall use grain in making any mixture of grains for sale as an ingredient in the manufacture of mixed feed.

Restrictions on Purchase

(f) *Feeders; purchase of grain, grain products and grain by-products.* (1) No feeder shall purchase grain, grain products or grain by-products for use in feeding hogs for market (other than breeding stock) to a weight beyond 225 pounds, or for use in feeding cattle for market to any grade better than Grade A, *Provided, however,* That the provisions of this paragraph (f) (1) shall not apply to the purchase of grain, grain products, or grain by-products for the feeding of hogs, cattle, or poultry in transit or at a stockyard, nor to the purchase of corn by producers or manufacturers of anti-hog cholera serum and hog cholera virus for the production of such serum or virus.

(2) Except as provided in paragraph (f) (3) hereof, no feeder shall purchase grain, grain products or grain by-products for use in feeding chickens, turkeys, ducks, or any other species of poultry, in excess of 80 percent of the average number fed by such feeder during the period from April 1, 1945, to September 30, 1945.

(3) Any feeder who has poultry on hand, including all baby chicks, poults and ducklings on order for delivery not later than May 1, 1946, in excess of 80 percent of the average number fed by such feeder during such period in 1945, may purchase grain, grain products and grain by-products for feeding and may continue to feed such poultry if, on or before June 1, 1946, he either reduces his total flock to 80 percent of the average number fed by him during such period in 1945, or reduces or has reduced his mature stock on hand as of January 1, 1946, by 30 percent.

Restrictions on Inventories

(g) *Mixed feed manufacturers' inventories.* No mixed feed manufacturer shall purchase, contract to purchase or accept delivery of corn if, either prior to or after such purchase, contract to purchase or acceptance of delivery, his total inventory of corn and grain sorghums, plus all quantities of corn bought to arrive or with respect to which he has a contract to purchase, exceeds a 45-day supply based upon the greater of the following quantities:

(1) 80 percent of his average monthy use of corn and grain sorghums during the corresponding calendar month of 1945 and the following month; or

(2) 16 percent of his average monthly use of grain, grain products and grain by-products during the corresponding calendar month of 1945 and the following month.

(h) *Feeders' inventories.* No feeder shall purchase, contract to purchase or accept delivery of corn if, either prior to or after such purchase, contract to purchase or acceptance of delivery, his total inventory of corn and grain sorghums, plus all quantities of corn bought to arrive or with respect to which he has a contract to purchase, exceeds a 45-day supply based upon the use restriction applicable to such person under the provisions of this order.

(i) *Inventory exemptions.* The inventory restrictions of this order shall not apply to futures contracts. Notwithstanding any other provision of this order, and subject to the compliance certificate requirement contained in paragraph (k) hereof:

(1) Any person may deliver and any person may receive corn where such delivery and receipt takes place on or before July 1, 1946, pursuant to the terms of a contract in existence on or before March 2, 1946.

(2) Any person whose inventory of corn and grain sorghums does not exceed the quantity permissible under the applicable provision of this order may accept delivery of one carload of corn.

(3) Any person may deliver and any person may receive corn to be used for the feeding of hogs, cattle, or poultry in transit or at a stockyard.

(k) *Compliance certificates.* (1) No feeder, mixed feed manufacturer, food manufacturer, dry processor or wet processor shall accept delivery of corn in excess of 2,000 pounds per month, and no person shall deliver corn in excess of 2,000 pounds per month to a feeder, mixed feed manufacturer, food manufacturer, dry processor or wet processor unless, prior to acceptance of delivery, the receiver executes and furnishes to his supplier a certificate in the following form:

The undersigned hereby certifies to the United States Department of Agriculture and to ---------- that he is
Name and address of supplier
familiar with the terms of War Food Order No. 145, that this compliance certificate is furnished in order to enable the undersigned to acquire ------ bushels of corn to be delivered on or about----------, and that the receipt and use of such corn will not be in violation of any provision of War Food Order No. 145.

Purchaser
By ----------
Authorized Official

Date

(2) All compliance certificates executed under this paragraph shall be retained for at least two years and shall, upon request, be submitted to the Assistant Administrator for examination. All statements contained in such certificates shall be deemed representations to an agency of the United States. No person shall be entitled to rely upon any such certificate if he knows or has reason to believe it to be false.

General Provisions

(l) *Transfers between branches or departments.* The transfer of corn between units, departments, branches, plants, or companies owned, controlled, or directed by the same person but engaged in separate activities as grain distributors, feeders, mixed feed manufacturers, food manufacturers, dry processors or wet processors shall constitute delivery and acceptance of delivery within the meaning of this order.

(m) *Records and reports.* (1) The Assistant Administrator shall be entitled to obtain such information from and require such reports and the keeping of such records by any person, as may be necessary or appropriate, in his discretion, to the enforcement or administration of the provisions of this order, subject to approval by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(2) Every person subject to this order shall, for at least two years, or for such period of time as the Assistant Administrator may designate, maintain an accurate record of his transactions in and use of grain.

(n) *Existing contracts.* The restrictions of this order shall be observed without regard to existing contracts or any rights accrued or payments made thereunder.

(o) *Audits and inspections.* The Assistant Administrator shall be entitled to make such audits or inspections of the books, records and other writings, premises, or stocks of grain, and to make such investigations as may be necessary or appropriate, in his discretion, to the enforcement or administration of the provisions of this order.

(p) *Petition for relief from hardship.* Any person affected by this order who considers that compliance herewith would work an exceptional or unreasonable hardship on him may file a petition for relief with the Order Administrator. Petitions shall be in writing and shall set forth all pertinent facts and the nature of the relief sought. The Order Administrator may take any action with reference to such petition which is consistent with the authority delegated to him by the Assistant Administrator. If the petitioner is dissatisfied with the action taken by the Order Administrator, he may, by request addressed to the Order Administrator, obtain a review of such action by the Assistant Administrator. After said review, the Assistant Administrator may take such action as he deems appropriate, which action shall be final.

(q) *Violations.* Any person who violates any provision of this order may, in accordance with the applicable procedure, be prohibited from receiving, delivering, or using grain. Any person who wilfully violates any provision of this order is guilty of a crime and may be prosecuted under any and all applicable laws. Civil action may also be instituted to enforce any liability or duty created by, or to enjoin any violation of, any provision of this order.

(r) *Delegation of authority.* The administration of this order and the powers vested in the Secretary of Agriculture insofar as such powers relate to the administration of this order, are hereby delegated to the Assistant Administrator. The Assistant Administrator is authorized to redelegate to any employee of the United States Department of Agriculture any or all of the authority vested in him by this order.

(s) *Communications.* All reports required to be filed hereunder and all communications concerning this order shall, unless otherwise provided, be addressed to the Order Administrator, War Food Order No. 145, Grain Branch, Production and Marketing Administration, United States Department of Agriculture, Washington 25, D. C.

(t) *Territorial scope.* This order shall apply within the 48 States and the District of Columbia.

(u) *Effective date.* This order shall become effective at 12:01 a. m., e. s. t., May 1, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 145, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

NOTE: All reporting and record-keeping requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087)

Issued this 30th day of April 1946.

[SEAL] N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 46-7281; Filed, Apr. 30, 1946; 5:06 p. m.]

TITLE 28—JUDICIAL ADMINISTRATION

Chapter I—Department of Justice

PART 1—GRANTING OF EXECUTIVE CLEMENCY

Sec.
1.1 Submission of petition.
1.2 Contents of petition; endorsement.
1.3 Time of filing petition.
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1.5 Offenses against United States laws in Territories.
1.6 Offenses against Territorial laws.
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1.10 Time spent in jail.
1.11 Referral to United States attorney.
1.12 Advance report of United States attorney.
1.13 Submission to President.
1.14 Reopening of cases.
1.15 Reports confidential.
1.16 Pardon after completion of sentence, period of time required.
1.17 Pardon after completion of sentence, affidavits of character.
1.18 Investigation of petitioner's record and conduct.
1.19 Notification of result.

AUTHORITY: §§ 1.1 to 1.19 inclusive, issued under sec. 2, Art. II, United States Constitution; sec. 327, 35 Stat. 1151, sec. 10, 36 Stat. 821; 18 U.S.C. 568, 723.

§ 1.1 *Submission of petition.* A formal petition for Executive clemency, addressed to "The President of the United States", executed in duplicate and signed by the petitioner, must be submitted to "The Attorney General" before the question of Executive clemency will be considered. Appropriate forms of petition will be supplied by the Department upon application therefor. These forms may also be obtained from the wardens of the several Federal institutions.

§ 1.2 *Contents of petition; endorsement.* The petition should state the name of the applicant, his age, previous criminal record, if any, whether a citizen of the United States or an alien, and if naturalized, his nationality, the date of his naturalization, his previous occupation and place of residence, the crime of which he was convicted and the court, district, State, sentence, date of sentence, the penitentiary or prison to which he was sentenced, and the grounds upon which clemency is asked. The petition should be endorsed by two or more credible persons who know the petitioner and are familiar with the facts in the case. (See also § 1.16 as to petitions for Executive clemency after completion of sentence). Additional petitions may be presented signed by citizens generally, but the post-office address of each person so signing should be plainly stated.

§ 1.3 *Time of filing petition.* Petitions should be filed sufficiently in advance of the date when action is desired to enable the pardon attorney to secure the necessary reports and prepare the case, and to allow the Attorney General and the President time to give the petition appropriate attention.

§ 1.4. *Petitions of persons convicted by military or naval courts.* Petitions for Executive clemency by persons convicted in military or naval courts or tribunals should be sent to the Secretary of War or the Secretary of the Navy.

§ 1.5 *Offenses against United States laws in Territories.* Petitions relating to offenses committed against the United States in Puerto Rico, Hawaii, Virgin Islands and Canal Zone, and both Federal and Territorial offenses committed in Alaska should be addressed to the President of the United States, and follow the outline indicated in § 1.2. In an urgent case such a petition may be presented to the United States attorney for the Territory or division in which the petitioner was convicted, who will proceed in accordance with § 1.11 and forward the petition with the required reports and recommendations to the Attorney General. If the petitioner is confined in an institution within the Territory, the United States attorney will procure and forward reports from the warden and the institutional physician.

§ 1.6 *Offenses against Territorial laws.* Petitions relating to offenses against Territorial laws, except in Alaska, should be sent to the Governor or Board of Pardons of the Territory where the offense was committed.

§ 1.7 *Eligibility for filing petition.* A petition for Executive clemency will not be regularly entertained until after the person convicted has served some portion of the term of imprisonment, nor, if such term is more than one year, unless he has reached his parole eligibility date and been denied parole. Every prisoner applying before his parole eligibility date must show why parole procedure, in due course, would not substantially meet the requirements of his case.

§ 1.8. *Persons on parole.* A petition for Executive clemency by a person on

parole will not be entitled to be referred under § 1.11, unless the petitioner has been under parole supervision not less than four years. (See § 1.16.)

§ 1.9 *Petitions pending appeals.* Petitions for Executive clemency will not be submitted to the President pending appeals from judgments of conviction; nor shortly before the expiration of sentence, except in unusually urgent and meritorious cases.

§ 1.10 *Time spent in jail.* Time spent in jail before commitment to imprisonment pursuant to final judgment of conviction will not be regarded as a ground for Executive clemency.

§ 1.11 *Referral to United States attorney.* When a petition is received it shall, subject to §§ 1.7, 1.8 and 1.16, be referred at once, with the accompanying papers, to the United States attorney for the district where the trial took place, directing him to submit his report and recommendation thereon, sending also the statement of his predecessor if he had charge of the case, and the statement of any assistant United States attorney or special attorney for the Government who took part in the trial. He is also directed to secure the recommendation and statement of the sentencing judge, if obtainable, and to furnish excerpts from the docket entries from which a warrant of pardon may be prepared. Reports shall also be secured from the appropriate officers of the several executive departments, from the warden or other custodian, and, if deemed advisable, from the prison physician.

§ 1.12 *Advance report of United States attorney.* It is also permissible, where the exigencies require it, for the United States attorney to submit his report and recommendation, together with the other required reports, in advance of, and without a definite request from the Attorney General.

§ 1.13 *Submission to President.* When none of the officers consulted in compliance with § 1.11 advises clemency, the papers shall not be sent to the President, except in capital cases or by his special request, or by special order of the Attorney General, but, subject to §§ 1.7, 1.8 and 1.16, when any one of the officers consulted advises clemency the papers shall be submitted to the President.

§ 1.14 *Reopening of cases.* A case once referred for reports will not be again referred without a written request from the United States attorney or the sentencing judge, and a case once acted upon by the President will not be reopened except upon the presentation of new and material facts.

§ 1.15 *Reports confidential.* Reports to the President, by United States attorneys, judges and other officials are confidential, and are not open to inspection by the petitioner or by any other persons, except with the written assent of the attorney, judge, or official making the report, nor, if such assent be given, unless it be shown that the ends of justice require its disclosure. All other papers, except reports or communications to the President or to the Attorney General by officials, are open to inspection by the petitioner and his attorney or representative.

§ 1.16 *Pardon after completion of sentence, period of time required.* A petition for pardon after completion of sentence will not be referred for reports unless the petitioner has been released from custody not less than three years and is not on parole or probation. A longer period may be required before favorable action is taken, dependent largely on the nature of the offense and the character of the petitioner, both before and since his conviction. In cases of perjury, subornation of perjury, or violation of a public trust involving personal dishonesty, or other crimes of a serious nature, the lapse of five years after release is usually required: *Provided further*, That, when the sentence of a prisoner on parole has been commuted upon a petition presented under § 1.8, a petition for pardon will not be referred for reports unless the petitioner has been discharged from supervision not less than two years.

§ 1.17 *Pardon after completion of sentence, affidavits of character.* A petition for pardon after completion of sentence must, in addition to the requirements of § 1.2, state the present address of the petitioner, and be accompanied by affidavits from at least three reputable citizens stating their knowledge of the applicant's character, reputation and occupation since his release from custody. Blank petitions and affidavit forms will be forwarded on request.

§ 1.18 *Investigation of petitioner's record and conduct.* The record and conduct of each petitioner for pardon after completion of sentence shall be thoroughly investigated by the Federal Bureau of Investigation on request of the United States attorney to whom the petition has been referred.

§ 1.19 *Notification of result.* When final action is taken, the petitioner or his attorney is notified of the result. Where clemency is extended to a person in confinement the official warrant of pardon or commutation is sent to the petitioner through the United States Marshal or the officer in charge of the place of confinement. In cases where sentence has been completed the warrant is sent to the petitioner.

TOM C. CLARK,
Attorney General.

Approved: January 19, 1946.

HARRY S. TRUMAN.

[F. R. Doc. 46-7299; Filed, Apr. 30, 1946; 5:09 p. m.]

TITLE 32—NATIONAL DEFENSE

Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong.; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 13, Direction 17]

SALE OF CARBON STEEL BLACK ANNEALED OR GALVANIZED WIRE BY WAR ASSETS ADMINISTRATION

The following direction is issued pursuant to Priorities Regulation 13:

(a) *What this direction does.* There is an urgent need for carbon steel black annealed or galvanized wire suitable for use in making wire bale ties for baling hay, straw, alfalfa, other farm products, paper and rags, since this type of wire is not readily obtainable in sufficient quantities from new production.

The purpose of this direction is to earmark not more than 7,500 tons of carbon steel black annealed or galvanized wire in gauges 12–16 inclusive held by War Assets Administration as surplus property, and to make this material available for the above uses. It permits sales by WAA only to buyers who give the certification described in paragraph (b), except that 15% of any lot may be disposed of to other buyers. The direction only applies to wire of the type described which is declared surplus in Iowa, Minnesota, Missouri, or states east of the Mississippi River.

Although this direction restricts certain sales to persons who will use the wire for the purposes specified, it does not prohibit WAA from making sales, to the persons and for the purposes specified, upon such other terms and in such quantities as WAA may determine; and preference ratings have no effect upon any sales which may be made by WAA, either by way of obliging it to sell or by way of determining as among the several buyers permitted by this direction who shall get the material from WAA.

(b) *Restriction on sales by WAA.* WAA may not sell wire of the type described in paragraph (a), except to purchasers described below:

(1) With respect to any lot of wire which WAA determines is available for sale, 85% may be sold only to buyers who give a certificate with their purchase orders in substantially the following form:

> The undersigned certifies to the seller and CPA subject to the criminal penalties of section 35 (A) of the U. S. Criminal Code, that (1) he is a producer of wire bale ties; and (ii) the material obtained under this purchase order will be used only for the production of wire bale ties suitable for use in baling hay, straw, alfalfa, other farm products, paper and rags.

The standard certificate in Priorities Regulation 7 may not be used instead of this certificate.

(2) The other 15% may be sold freely to other buyers in accordance with the Surplus Property Act of 1944 and applicable regulations of WAA.

(c) *Obligations of persons giving certificates.* Any person giving the certificate described above may obtain and use the material he gets with the certificate only in accordance with its terms.

(d) *Expiration date.* Unless sooner revoked this direction shall expire on July 31, 1946, or as soon as WAA has sold to buyers under paragraph (b) (1) 7,500 tons of the type of wire described in paragraph (a), if that occurs before July 31, 1946. The expiration of the direction shall not relieve any person who has obtained wire by use of the certificate referred to above from the obligation of using the wire in accordance with the certificate which he has given.

Issued this 1st day of May 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-7306; Filed, May 1, 1946; 11:22 a. m.]

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 28, Amdt. 2 to Schedule 1, as amended April 10, 1946]

CRITICAL PRODUCTS

Schedule 1 to Priorities Regulation 28 is amended in the following respects:

The entry in Column IV relative to the item "Coal" is amended to read as follows:

IV
Capital equipment
Yes (except underground coal mining machinery)

Issued this 1st day of May 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-7307; Filed, May 1, 1946; 11:22 a. m.]

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 33, Direction 1A, as Amended May 1, 1946]

SOFTWOOD PLYWOOD

The fulfilment of requirements for the defense of the United States has created a shortage in the supply of softwood plywood for defense, for private account and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

(a) *What this direction does.* Priorities Regulation 33 and Direction 8 to Priorities Regulation 33 provide for the assignment to builders and prefabricators of priorities assistance to secure materials listed on Schedule A of PR 33 and List I of Direction 8 to PR 33 which are required for use in the Veterans' Housing Program. Among these items is softwood plywood. This direction provides that the manufacturers of softwood plywood shall produce a percentage of their total production in construction and door panel grades and reserve a percentage of those grades for certified orders from prefabricators, distributors, cabinet manufacturers, stock door manufacturers and housing contractors. It provides that the softwood plywood reserved and the product into which it is incorporated, may only be sold on certified orders or HH rated orders.

(b) *Definitions for the purpose of this direction.* (1) "Softwood plywood" means laminated veneers of any species of softwood united with a bonding agent to produce board.

(2) "Construction plywood" means plywood of one or more softwood panels, 12 feet and shorter and without external sealer treatment of the following grades: Interior (moisture resistant) type as follows: ¼" wallboard; ⅜" wallboard; ¼" sound one side plypanel; ⅜" sound one side plypanel; 5/16" sheathing; ⅜" sheathing; ½" sheathing and ⅝" sheathing; and Exterior type ¼" sound one side plypanel and ⅜" sound one side plypanel.

(3) "Door plywood" means softwood plywood, Interior (moisture resistant) and Exterior type without external sealer treatment of ¼" sound two sides door plypanel.

(4) "Plywood manufacturer" means a person engaged in the manufacture of softwood plywood.

(5) "Prefabricator" means a person engaged in the manufacture of prefabricated houses, panels or sections who has been granted priorities assistance on Form CPA-4415 to build prefabricated houses, panels or sections.

(6) "Housing contractor" means a builder (applicant) who has been directly assigned an HH rating by CPA, FHA or NHA. It also includes a general contractor who has been directly authorized by such a builder to use the HH rating for the whole job. It does not include a subcontractor authorized to use the HH rating for a part of the job.

(7) "Distributor" means a person who buys and stocks softwood plywood for resale as plywood at wholesale or retail.

(8) "Cabinet manufacturer" means a person who produces kitchen cabinets for built-in installation in housing.

(9) "Stock door manufacturer" means a person who consumes softwood plywood in the manufacture of standard house doors.

(10) "Square footage" means measurement on a ⅜" rough basis.

(11) "Certified order" means any order for the delivery of softwood plywood bearing the certificate prescribed in paragraph (j).

(12) "Person" means any individual, partnership, association, business trust corporation, governmental corporation or agency or any organized group of persons whether incorporated or not.

Plywood Manufacturers

(c) *Plywood manufacturers reserve production.* The following conditions will govern the amount of construction plywood and door plywood, plywood manufacturers shall produce and reserve for certified orders:

(1) Each softwood plywood manufacturer shall reserve in his total over-all production of softwood plywood in square footage for the month of April, 1946, and for each calendar month thereafter, time and supplies sufficient to produce and deliver within such month; (i) at least 45% of his expected monthly production of softwood plywood in the form of construction plywood of which not more than 20% of the construction plywood may be in exterior type; (ii) at least 5% of his expected monthly production of softwood plywood in the form of door plywood, for delivery on certified orders.

The CPA may from time to time change such percentages by amendments published in the Federal Register prior to the first day of any month.

(2) Every plywood manufacturer must reserve 60% of his total production of construction plywood in square footage beginning with the month of April, 1946, and in each calendar month thereafter, for delivery on certified orders. A plywood manufacturer must hold the 60% reserve production of construction plywood for certified orders from prefabricators, housing contractors, cabinet manufacturers and distributors and must accept and ship such certified orders in preference to all other orders (except orders rated AAA) to the extent that such certified orders do not require more than 60% of the total monthly production of construction plywood. Any quantities of construction plywood reserved for certified orders from prefabricators, housing contractors, cabinet manufacturers or distributors, which, by the 20th of any month in which production is reserved, are not required to fill certified orders received before that time, may be delivered by the plywood manufacturer as he may desire subject to all applicable orders and regulations of the CPA.

(3) A plywood manufacturer must reserve 40% of his total production of construction plywood in square footage beginning with the month of April, 1946, and for each calendar month thereafter for delivery on uncertified and unrated orders from distributors.

(4) A plywood manufacturer must hold his reserve production of door plywood for certified orders from door manufacturers or distributors and must accept and ship such certified orders in preference to all other orders (except orders rated AAA) to the extent that such certified orders do not require more than the monthly reserve production of door plywood. Any quantities of door plywood manufactured which, by the 20th of any month in which production is reserved, are not required to fill certified orders received before that time, may be delivered by the plywood manufacturer as he may desire subject to all applicable orders and regulations of the CPA.

Prefabricators

(d) The following provisions tell how prefabricators may place with a plywood manufacturer or distributor certified orders for construction plywood:

(1) A prefabricator may place certified orders with a plywood manufacturer or a distributor for construction plywood in the amount for which he has received priorities assistance on Form CPA-4415. A prefabricator must not specify delivery dates (at his plant or warehouse) on certified orders more than 30 days before the time the construction plywood is needed for incorporation into the prefabricated houses, panels, or sections. Furthermore, a prefabricator must not place certified orders for construction plywood in which is specified a delivery date later than during the third calendar month after the time when the purchase order is placed.

(2) A prefabricator must use construction plywood obtained on certified orders in the production of prefabricated houses, panels or sections to be sold on orders rated HH.

(3) A prefabricator may not apply or extend an HH rating for construction plywood.

Housing Contractors

(e) *Housing contractors.* The following provisions tell how a housing contractor may place certified orders or HH rated orders with a plywood manufacturer or distributor for contruction plywood.

(1) A housing contractor may apply the HH rating on orders for construction plywood to a distributor, but not to a plywood manufacturer, or a housing contractor purchasing in not less than carload lots, may place certified orders for mill shipment delivery each month starting with the month of April 1946, with a plywood manufacturer or a distributor, in an amount in square footage not in excess of the total construction plywood required to meet his construction schedule for housing for which he has received priorities assistance on Form CPA-4386. A housing contractor may not place HH rated or certified orders for construction plywood except for use in kitchen cabinets and bathroom and kitchen flooring. He may not apply the HH rating or use a certificate for an amount in excess of 300 square feet per house or apartment. If kitchen cabinets are purchased as millwork the total permissible amount of construction plywood must be reduced by the amount of plywood in the cabinets.

(2) A housing contractor must not specify delivery dates (at site or warehouse) on certified orders or HH rated orders, more than

30 days from the time that the construction plywood is needed for incorporation into the housing. Furthermore, the housing contractor must not place certified orders for construction plywood in which is specified a delivery date later than the third calendar month after the time when the purchase order is placed. A housing contractor may place certified orders for construction plywood only to the extent that HH rated orders have not been placed with a distributor.

(3) A housing contractor must use the construction plywood obtained on certified orders or HH rated orders on housing construction for which the HH rating was authorized.

Cabinet Manufacturers

(f) *Cabinet manufacturers.* The following provisions tell how a cabinet manufacturer may obtain authority to place certified orders with a plywood manufacturer or a distributor for construction plywood for use in drawer bottoms of built-in kitchen cabinets and how the cabinets must be sold:

(1) A cabinet manufacturer wishing to place certified orders with a plywood manufacturer or a distributor for construction plywood to be used in the manufacture of drawer bottoms for kitchen cabinets, shall apply to the CPA for authority to place such orders. A cabinet manufacturer must apply to CPA before May 10, 1946, unless already authorized, for the months of May and June, 1946, and for calendar quarters thereafter must apply at least 20 days before the first day of the quarter, by letter stating: (i) average monthly consumption of construction plywood in drawers for built-in kitchen cabinets in year 1940 (required in first application only); (ii) average anticipated monthly production of kitchen cabinets in units to be produced in the period for which authorization is requested, and (iii) total requirements in 3/8" basis of construction plywood for drawers for built-in kitchen cabinets in item (ii) above. Such application will be processed equitably. A cabinet manufacturer must not specify delivery dates (at plant or warehouse) on certified orders more than 30 days before the time the construction plywood is needed for incorporation into the kitchen cabinet drawers. Furthermore, the cabinet manufacturer must not place certified orders for construction plywood in which is specified a delivery date later than during the third calendar month after the time the purchase order was placed.

(2) A cabinet manufacturer must use the construction plywood received on certified orders in the production of built-in kitchen cabinets suitable for housing. The cabinets manufactured from the construction plywood must be held for sale as millwork and sold in conformity with paragraph (e) (2) of Direction 1 to PR 33 providing for the sale of millwork.

Door Manufacturers

(g) *Door manufacturers.* The following provisions tell how door manufacturers may place with plywood manufacturers or distributors certified orders for door plywood for the manufacture of standard house doors and how the doors must be sold.

(1) A door manufacturer may place certified orders for door plywood for delivery in each month beginning with the month of April, 1946, with the plywood manufacturer or a distributor for an amount in square footage not in excess of 10% of the amount in square footage of door plywood consumed by him in the manufacture of standard house doors in the year 1940.

(2) A door manufacturer must use each month, all the door plywood received on certified orders in the manufacture of standard house doors. The doors so manufactured must be held for sale as millwork and sold in conformity with paragraph (e) (2) of Direction 1 to PR 33 providing for the sale of millwork.

Distributors

(h) *Distributors.* The following provisions tell how distributors may place orders for construction plywood, and how the construction plywood may be sold:

(1) A distributor may place uncertified and unrated orders for delivery each month, starting with the month of April, 1946, for construction plywood, with the plywood manufacturer. A distributor must hold 75 per cent of the construction plywood received after May 1, 1946 for sale only on certified orders or orders rated HH or AAA. Any quantities of construction plywood which at the end of a period of 60 days after receipt, are not required to fill all certified orders or HH or AAA rated orders received before that time, may be delivered by the distributor as he may desire, subject to all applicable orders and regulations of the CPA.

(2) A distributor who has received a certified order for construction or door plywood may place the certified order with a plywood manufacturer to get the construction or door plywood which will be delivered direct to consumer subject to the applicable inventory regulations. A distributor may not place a certified order with a producer for replacement of inventory.

(i) *Newcomers.* (1) A person who in the year 1940 was not established as a cabinet manufacturer or a door manufacturer, and who wants to place monthly certified orders for construction plywood for use in kitchen cabinets or for door plywood for use in standard house doors, may apply to CPA for authorization to place certified orders for a calendar quarter. Authorization will be issued on a quarterly basis and application by letter must be filed at least 10 days before the first day of the calendar quarter for which authorization is asked. The letter should state: (i) location of plant; (ii) amount of equipment and its production capacity to manufacture kitchen cabinets or house doors; (iii) line of kitchen cabinets to be produced; (iv) anticipated monthly production of house doors or kitchen cabinets in which plywood is required; (v) total requirements on a 3/8" basis of plywood for house doors or kitchen cabinets for the next current quarter. Such application will be processed in an equitable manner.

(2) A person receiving authorization to place a certified order under paragraph (i) (1) above, must hold kitchen cabinets or doors manufactured for sale in conformity with the provisions of paragraph (f) (2) and (g) (2) above, respectively.

Certification

(j) *Certification.* To certify an order for construction plywood or door plywood under this direction, the following certificate must be endorsed on or attached to the purchase order, or sales ticket. Certification must be signed manually or as explained in PR 7. However, the standard form described in that regulation may not be used in place of the certificate described in this direction. The certificate described in this direction may not be waived by paragraph (f) under PR 7. The serial number must be inserted by persons holding authorizations on Form CPA-4386 or Form CPA-4415 in the place provided in the certificate.

Prefabricators, housing contractors, cabinet manufacturers, door manufacturers and distributors who place certified orders calling for delivery of construction plywood or door plywood, must use a certificate reading substantially as follows:

The undersigned certifies to the supplier and to the CPA that he is a ------ (prefabricator, housing contractor, cabinet manufacturer, door manufacturer, or distributor) and that the quantities of construction plywood or door plywood covered by this order (together with all other certified orders for construction plywood or door plywood for delivery in the months specified in this order) do not exceed the amount he has been allowed under Direction 1A of PR 33 with the provisions of which he is familiar.

Dated ---------- ----------

Serial number ----------

Miscellaneous

(k) *Miscellaneous.* The following provisions generally affecting plywood manufacturers, prefabricators, housing contractors, cabinet manufacturers, door manufacturers and distributors should be carefully read:

(1) *Validation of orders.* Any prefabricator, cabinet manufacturer, door manufacturer or housing contractor who has placed an uncertified order with a plywood manufacturer and is later authorized to place a certified order may validate the order by giving the plywood manufacturer the certificate that he is entitled to use. Any order that is validated subsequent to April 1, 1946, should be treated as though the order was placed on the date that the certificate was received by the plywood manufacturer.

(2) *Applicability of regulations.* Except as otherwise required by this direction Priorities Regulations 1 and 3 govern the use of ratings and the acceptance, scheduling and filling of orders placed with distributors. All other applicable regulations and orders of the Civilian Production Administration must be observed.

(3) *Extension of HH rating.* The HH rating may not be applied or extended to a plywood manufacturer for plywood. However, any person who has received an HH rated order for the delivery of construction plywood may extend the HH rating to his suppliers (except to a construction plywood manufacturer) to get plywood which he will deliver on that order subject to applicable inventory regulations. If a person has made delivery of construction plywood on an HH rated order, he may extend the HH rating to his suppliers (except to a plywood manufacturer) to replace the amount in his inventory subject to the applicable inventory regulations. A millwork manufacturer who has received a HH rated order for millwork or who has delivered millwork on an HH rating, may not extend the HH rating for construction plywood for incorporation into millwork.

(4) *Violations.* Any person who willfully violates any provisions of this direction, willfully conceals a material fact or furnishes false information to any department or agency of the United States, is guilty of a crime and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using, material under priority control and may be deprived of priorities assistance.

(5) *Reports.* Every person shall file with the Civilian Production Administration, or any other federal agency, through which the Civilian Production Administration may distribute plywood, such reports and questionnaires as the Civilian Production Administration or such other agency may from time to time require subject to the approval of the Bureau of the Budget pursuant to the Federal Reports Act of 1942.

(6) *Appeals.* Any appeal from the provisions of this direction shall be made by mailing a letter in triplicate to the Civilian Production Administration, Forest Products Division, Washington 25, D. C., Ref.: Direction 1A to PR 33 stating the particular provision appealed from and stating fully the grounds for the appeal.

(7) *Communications.* All communications unless otherwise directed must be addressed as follows: Civilian Production Administration, Forest Products Division, Washington 25, D. C.

(8) [Deleted May 1, 1946.]

Issued this 1st day of May 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-7309; Filed, May 1, 1946; 11:22 a. m.]

PART 3290—TEXTILES, CLOTHING AND LEATHER

[Limitation Order L-99, as Amended May 1, 1946]

OPERATION OF LOOMS FOR COTTON BROAD WOVEN FABRIC PRODUCTION

The fulfillment of requirements for the defense of the United States has created a shortage in the production of cotton broad woven fabrics and materials for making cotton broad woven fabrics for defense, for private account and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 3290.46 *Limitation Order L-99*—(a) *Operation of looms for cotton broad woven fabric production*—(1) *Purpose.* This order controls the operation of looms for the production of cotton woven fabrics of more than 12" in width.

(2) No person shall, regardless of the presentation of rated orders, operate looms contrary to the provisions in the schedules of this order.

(3) No person shall operate looms formerly operated in the production of cotton broad woven fabrics and which were acquired by him after June 30, 1944, except as specifically authorized in writing by the Civilian Production Administration. The term "acquired" refers not only to the direct purchase of looms but also to obtaining operating control over looms by obtaining control of the corporation which owns them. Application for authorization may be made by letter to the Civilian Production Administration, Textile Division, Washington 25, D. C., Ref.: L-99, stating all facts, including the type of fabric he wishes to produce, the name of the person who formerly owned or controlled the looms, and the fabric formerly produced on them.

(b) *Minimum quantities to be produced.* Each person in the business of producing in any calendar quarter after March 31, 1946 any broad woven cotton fabric item marked with an asterisk on Schedule A, or any item in the "May Produce Only" column of Schedule B, must produce in that quarter at least as much yardage of the items within the same group as the greater of the following:

(1) Ninety percent of the linear yardage of such items which he produced in the second quarter of 1944, increased or decreased in inverse proportion to any change in pick he has made since then, or

(2) The linear yardage which can be produced by operating each loom producing such items for at least as many hours as any other loom in his mill is operated.

(c) *Exemptions.* (1) *Special looms.* Jacquard and box looms, and looms which were Dobby head looms on March 8, 1946, are exempt from the provisions of paragraphs (a) and (b) of this order and from Schedules A and B.

(2) *Temporary exemption in certain cases pending appeal action.* Any person who files an appeal for exemption from changing over any looms to produce any item required by Schedule B, may postpone production of the required Schedule B item on these looms until he receives notice by telegram or letter from the Civilian Production Administration of the action taken on his appeal. This temporary exemption applies only to appeals filed on or before April 13, 1946 by registered mail with return receipt requested or by telegraph, and does not apply to any reappeal from action taken on the initial appeal.

(d) *Reports and records.* All persons operating looms for the production of cotton textiles of any kind shall file with the Civilian Production Administration at the times specified in the reporting forms, reports on Forms CPA-658-A, B, and C giving the information therein required. All persons affected by this order shall keep and preserve for a period of not less than two years, accurate and complete records concerning inventories, production and sales. The reporting requirements of this order have been approved by the Bureau of the Budget under the Federal Reports Act of 1942.

(e) *Appeals.* (1) Any appeal from the provisions of this order shall be made by filing a letter in triplicate addressed to the Civilian Production Administration, Textile Division, Washington 25, D. C., Ref.: L-99, referring to the particular provisions appealed from and stating fully the grounds of the appeal. However, in order to qualify under paragraph (c) (2) above for exemption pending appeal from Schedule B requirements, the appeal must be filed on or before April 13, 1946 by registered mail with return receipt requested or by telegraph. Any person who wishes to produce Schedule B items but is not permitted to do so under the terms of Schedules A or B, need specify only the number of looms, the constructions currently produced on them, and the number of looms proposed to be transferred to each different Schedule B construction.

(2) All appeals granted under this order before March 8, 1946 are revoked effective April 13, 1946.

(3) In cases of appeal for suspension of the requirements of paragraphs (a) or (b) on the ground that compliance will result in production at a loss, an application for price relief on that ground must first be filed with the Secretary of the Office of Price Administration, Washington, D. C., and a copy filed with the CPA appeal. If the CPA appeal is granted, the requirement of these paragraphs for increases above current production will be suspended until the decision by the Office of Price Administration upon the application for price relief. This paragraph does not indicate or limit the extent or kind of price relief, if any, which may be granted by the Office of Price Administration.

(f) *Applicability of regulations.* This order and all transactions affected thereby are subject to all applicable regulations of the Civilian Production Administration, as amended from time to time.

(g) *Violations.* Any person who willfully violated any provision of this order, wilfully conceals a material fact or furnishes false information to any department or agency of the United States, is guilty of a crime and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using material under priority control and may be deprived of priorities assistance.

(h) *Communications to the Civilian Production Administration.* All reports required to be filed hereunder, and all communications concerning this order, shall, unless otherwise directed, be addressed to: Civilian Production Administration, Textile Division, Washington 25, D. C., Ref.: L-99.

Issued this 1st day of May 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

SCHEDULE A

NOTE: Group 16A changed, and Groups 55 and 56 added, by May 1, 1946 amendment.

(1) Looms which on March 8, 1946 (or the last prior date when the looms were in production) produced any item now listed in the "Did Produce" column of Schedule A, may produce only the following permitted items (items in the "Did Produce" column are keyed to the corresponding items in the "May Produce Only" column by means of common Group Numbers):

(i) If the items shown in the Schedule A "May Produce Only" column opposite the applicable Group Number are marked with an asterisk, only those items may be produced.

(ii) If the items shown in the Schedule A "May Produce Only" column are not marked with an asterisk, those items may be produced and also any item marked with an asterisk in Schedule A or any item listed in the "May Produce Only" column of Schedule B.

(2) Jacquard, box and Dobby head looms are exempt to the extent specified in paragraph (c) (1) of the order.

Group No.	Did produce on March 8, 1946 (or the last prior date when the looms were in production)—	May produce only—
2	Leno bag fabrics	Leno bag fabrics 9 to 20 sley, 4 to 10 pick.
3	Special bag fabrics (except leno and seamless bag fabrics, Group No. 2 and 53).	Special bag fabrics 48 sley, 16 to 46 pick.
4	Bale coverings	Bale coverings 10 to 48 sley, 6 to 40 pick.
7A	Class A sheetings 42" and wider, not pro rata with the items in schedule B "May Produce Only" column for groups 6, 8 and 9.	Class A sheetings, 42" and wider.
10A	Class B sheetings 42" and wider, not pro rata with the items in Schedule B "May produce only" column for Groups 6, 8 and 9.	Class B sheetings, 42" and wider.

(4) Jacquard, box and Dobby head looms are exempt to the extent specified in paragraph (e) (1) of the order.

Group No.	Did produce (1) any time between Mar. 1, 1942 and Feb. 28, 1946 inclusive—	May produce only—
1	Osnaburgs	Osnaburgs.
8	Soft filled sheetings and lining fabrics as follows or pro rata:	Soft filled sheetings and lining fabrics as follows or pro rata:
	40½" 1.60 to 1.70 yd.	40½" 1.60 to 1.70 yd.
	40½" 2.25 to 3.00 yd.	40½" 2.25 to 3.00 yd.
	40½" 3.25 to 4.18 yd.	40½" 3.25 to 4.18 yd.
	40½" 4.80 to 5.50 yd.	40½" 4.80 to 5.50 yd.
	40½" 4.80 to 5.50 yd.	
	59" 1.65 yd.	59" 1.65 yd.
	64" 1.25 yd.	64" 1.25 yd.
	71" 1.12 yd.	71" 1.12 yd.
6	Class A sheeting under 42"	36" 44 x 44 2.85 or pro rata.
		40" 48 x 44 2.85 or pro rata.
		40" 48 x 44 2.60 or pro rata.
7B	Class A sheetings 42" and wider pro rata with items in this column and Group 6, and any construction wider or more than 54 picks per inch suitable for laundry use.	Any Class A or B sheeting pro rata with items in this column and Group 6, and any construction wider or more than 54 picks per inch suitable for laundry use.
8	Class B sheetings:	Class C sheetings, average yarn numbers 21's and above, as follows or pro rata:
	40" 44 x 40 4.25 yd.	40" 44 x 40 4.25 yd. or pro rata.
	40" 48 x 40 4.75 yd. or pro rata.	40" 48 x 40 4.75 yd. or pro rata.
9	Class B sheetings under 42"	37" 48 x 44 4.00 yd. or pro rata.
		40" 44 x 40 4.25 yd. or pro rata.
		31" 48 x 44 5.00 yd. or pro rata.
10B	Class B sheetings 42" and wider pro rata with items in Schedule B "May produce only" column for Groups 6, 8 and 9	Any Class A or B sheeting pro rata with items in this column and Group 6, 8 and 9, or any construction 72" or wider of more than 54 picks per inch suitable for laundry use.
11B	Class C sheetings, average yarn numbers 21's and above.	Class C sheetings, average yarn numbers 21's and above, as follows or pro rata:
		36" 60 x 56 4.00 yd.
		36" 60 x 52 56 x 56 4.00 yd.
		36" 48 x 40 44 x 40 5.50 yd.
		36" 44 x 40 40 x 40 6.05 to 6.15 yd.
		40" 64 x 56 4.80 yd.
		40" 60 x 56 4.00 yd.
		40" 56 x 48 4.30 yd.
		40" 44 x 40 5.50 yd.
		40" 72 x 40 48 5.50 yd.
		40½" 72 x 40 2.90 to 2.90 yd. (Mends Cloth).
12B	Army nainsook, sateen, longcloth and Navy mattress cover fabrics 42" and wider	Sheetings as follows or 42" and wider pro rata:
		60" 68x68 2.15 yd.
		60" 48x48 3.30 yd.
13B	Insulating tubings	Insulating tubings.
		27" 68x72 2.37 yd.
		27" 72x68 4.16 yd.
		30" 76x72 2.35 yd.
14	Carded poplins (sheeting yarns)	Sheeting yarn poplins (60 to 76 ends per inch, 60 to 68 picks).
15B	Three leaf pocketing twill (not of print cloth yarn)	Three leaf pocketing twill: 28"–30" 2.56 yd. to 3.35 yd. or pro rata
	Broken twills 42" and wider	Brisco twills: 54"—1.14 yd. or 42" and wider pro rata.
	Soft filled twills	Soft filled twills: 37" 80 x 40 2.00 yd. or pro rata
	Drills, as follows or pro rata:	Drills, as follows or pro rata:
	29" 2.36 to 3.00 yd.	29" 2.36 to 3.00 yd.
	32" 72 or 76 sley, 48 pick, 2.58 yd.	32" 72 or 76 sley, 48 pick, 2.58 yd.
	Drills as follows or 42" or wider pro rata:	Drills as follows or 42" or wider pro rata:
	39" 1.85 yd.	39" 1.85 yd.
	52" 2.58 yd.	52" 2.58 yd.
	52" 2.20 yd.	52" 2.20 yd.
	Jeans as follows or pro rata:	Jeans as follows or pro rata:
	38" or 39" 96 x 54 2.85 yd.	38" or 39" 96 x 54 2.85 yd.
	32" 96 x 64 3.28 yd.	32" 96 x 64 3.28 yd.
	41" 84 or 80 x 60 2.92 yd.	41" 84 or 80 x 60 2.92 yd.
	Warp and filling sateens (sheeting yarns)	Sateens as follows or pro rata:
		63" 1.12 yd.
		54" 1.32 yd.
		50" 1.00 yd.
		31" 2.00 yd.
16B	Four leaf twills, as follows or pro rata: 37"–80 or 86 sley, 40 to 48 picks, 3.00 yd. to 1.50 yd. inclusive.	Four leaf twills, as follows or pro rata: 37"–80 or 86 sley, 40 to 48 picks, 3.00 yd. to 1.50 yd. inclusive.

SCHEDULE A—Continued

Group No.	Did produce on March 8, 1946 (or the last prior date when the looms were in production)—	May produce only—
11A	Class C sheetings, average yarn numbers 21's and above.	Class C sheetings, average yarn numbers 21's and above.
12A	Bed sheeting	*Bed sheeting.
13A	Pillow tubings: industrial (except insulating) tubings; or	*Industrial (except insulating) tubings; or
		*Pillow tubings.
15A	Jeans, drills, sateens, gabardines, three-leaf twills, four-leaf twills, except those listed in Schedule B "Did Produce" column for Group 15B.	Any plain or herringbone drill, jean, sateen, gabardine, three-leaf (weft, four-leaf (except 8.5 oz. herringbone twill, except those listed in Schedule B "Did Produce" column for Group 15B.
16A	Four leaf tent twill (Army Spec. 7-Q-48)	*Four leaf tent twill (Army Spec. 7-Q-48) or any item in "May produce only" column of Schedule B for Group Nos. 15B and 16B.
6	Birdseye diaper cloth	*Birdseye diaper cloth.
17	Window shade cloth	Any width fabric of yarns.
18		Any plain, print cloth yarn fabric other than window shade cloth but the weighted average pick of the yardages produced may not exceed the weighted average pick prevailing in this Group during the last quarter of 1941.
20A	Print cloths of 100 threads or more per sq. in.	*Pajama checks.
		*Gauze diaper cloth.
	Pajama checks	Any construction of pin stripes, pinecheck, hickory stripes and expree stripes.
21	Gauze diaper cloth	*Lingerie cloth, nainsook, batiste, cambrics, sateens, cottonades, bedford cords, and whipcords, other than the items in "May Produce Only" column of Sch. B for Group 31B.
22	Dimity (except work clothing denims), pinechecks, hickory stripes and expree stripes	
30A	Suiting covers, cottonades, whipcords and bedford cords.	
31A		
32	Ginghams, checks, plaids and seersuckers	Ginghams, checks, plaids, and seersuckers.
33A	Chambrays, shirting coverts, and colored yarn shirting.	Any construction of chambrays, workshirt covert or colored yarn shirting.
34	Turkish or terry woven towelling	*Turkish or terry woven towelling.
35	Dish towelling, twill and other plain woven towelling.	Dish towelling, twill and other plain woven towelling.
37	Leno dishcloths	Leno dishcloths.
38	Outing flannel	Any construction of outing flannels but the weighted average weight per sq. yd. of all outing flannels produced in any calendar quarter may not exceed the weighted average weight per sq. yd. of all the outing flannels produced during the second quarter of 1941.
42	Interlining flannels	*Interlining flannels.
43A	All other napped fabrics except blankets	*Molleskins and suedes.
44	Crib blankets	Any napped fabrics.
45	Blankets other than crib, containing less than 25% by weight of wool.	*Crib blankets.
46		*Blankets other than crib, containing less than 25% by weight of wool.
47	Flag bunting	*Flag bunting.
48	Luggage and automobile seat cover cloths	Luggage and automobile seat cover cloths.
51	Hose and belting duck	*Hose and belting duck.
52	Fireman jacket cloth	*Fireman jacket cloth.
53	Enamelling duck	*Seamless bags.
55	Seamless bags	*Ticklings, plain, staple stripe A. C. A.
56	Ticklings, plain, staple stripe A. C. A.	*Twill drill and filter twills.
58	Twill drill and filter twills	*Filter duck and filter twills (effective on and after June 1, 1946).

NOTE: The expression "pro rata" in connection with any listed fabric refers to other widths of the same construction (i. e., other widths having the same count and the same ratio of weight to width as the listed fabric).

SCHEDULE B

NOTE: Groups 11B, 15B, 16B, 30B and 54 of Schedule B changed by May 1, 1946 amendment.

(1) Looms which at any time during the period March 1, 1942 through February 28, 1946, inclusive, produced any item listed in the "Did Produce" column of Schedule B shall not produce any item now listed in the "Did Produced" column on March 8, 1946 (or the last prior date when the looms were in production) subject to the following requirement:

(i) Upon the applicable Group Number in the "Did Produce" column.

(ii) This requirement is effective on and after April 15, 1946 except that the effective date is April 30, 1946 in the case of looms which make changes to a different step, and is May 15, 1946 in the case of looms which make changes in warp or filling count.

(2) If a loom was covered on March 8, 1946 by an item listed in more than one Group Number of Schedule B it may be selected. A loom may be reassigned at any time from the production of the permitted item to the production of any other item permitted for that loom.

(3) Looms which are required to shift to production of Schedule B items, are granted exemption pending appeal by interested parties. (Paragraph (e) revokes, effective April 15, 1946, all appeals granted under the order prior to March 8, 1946.)

SCHEDULE B—Continued

Group No.	Did produce at any time between Mar. 1, 1942 and Feb. 28, 1946 inclusive—	May produce only—
19	Print cloths:	Print cloths (except "fancy draw") as follows or pro rata:
	39" 80 x 80 4.00 yd.	39" 80 x 80 4.00 yd.
	39" 68 x 72 4.75 yd.	39" 68 x 72 4.75 yd.
	39" 68 x 64 4.85 yd.	39" 68 x 64 4.85 yd.
	38½" 64 x 60 5.35 yd.	38½" 64 x 60 5.35 yd.
	38½" 64 x 56 5.50 yd.	38½" 64 x 56 5.50 yd.
	38½" 60 x 48 6.25 (or 6.15) yd.	38½" 60 x 48 6.25 (or 6.15) yd.
	45" 64 x 56 4.80 yd.	45" 64 x 56 4.80 yd.
	40" 80 x 84 3.65 yd.	40" 80 x 84 3.65 yd.
	40" 80 x 92 3.50 yd.	40" 80 x 92 3.50 yd.
20B	Print cloths of 100 to 160 threads per square inch, except items in this column for Group 19.	Print cloths of 100 to 160 threads per square inch, (except "fancy draw"), or any item in this column for Group 19.
24	38½" 44 x 36 8.60 yd.	38½" 44 x 36 8.60 yd.
		38½" 44 x 40 8.20 yd.
25	Bandage cloth:	Bandage cloth as follows or pro rata
	38½" 44 x 40 8.20 yd.	38½" 44 x 40 8.20 yd.
	38½" 40 x 32 9.80 yd.	38½" 40 x 32 9.80 yd.
	38½" 48 x 44 7.46 yd.	38½" 48 x 44 7.46 yd.
	38½" 48 x 48 7.15 yd.	38½" 48 x 48 7.15 yd.
26	Tobacco and cheese cloths—all widths and counts	Any tobacco or cheese cloth woven of print cloth yarn or any item listed in this column for Group 25.
27	Carded broadcloths	Any width plain (not including slubbed yarn) carded broadcloth counting from 80 to 136 ends per inch and not in excess of 60 picks per inch woven from print cloth yarns counting 44's or less; or any item specified in this column for Group 19.
28	Carded poplins	Any width, plain (not including slubbed yarn except 3.75 yd. and heavier) carded poplin counting from 80 to 116 sley and not in excess of 56 picks woven from print cloth yarns counting 44's or less; or any item listed in this column for Group 19
29	Three leaf twills made from print cloth yarns	Three leaf twills made from print cloth yarns
20B	Work Clothing denims	Work clothing denims (plain colors, plain stripes and herringbones), as follows (widths 25" to 30") or pro rata:
		Mill Finish — *Sanforized* 3.00 yd. — 2.70 yd. 2.45 yd. — 2.20 yd. 2.20 yd — 8 oz. 8 oz. — 9 oz. 9 oz. — 10 oz. 10 oz. — 11 oz
31B	Whipcords and work pants coverts	Work pants coverts: 2.40 yd. Sanforized 2.00 yd. Sanforized 1.65 yd. Sanforized Whipcord: 36"—1.45 to 1.66 yd. Sanforized
33B	Work shirt chambrays and work shirt coverts	Work shirt chambrays: *Mill finish* — *Sanforized* 3.90 yd. fine yarn — 3.60 yd. fine yarn 3.20 yd. fine yarn — 2.90 yd. fine yarn Work shirt coverts: *Mill finish* — *Sanforized* 3.90 yd. fine yarn — 3.60 yd. fine yarn 3.20 yd. fine yarn and coarse yarn — 2.90 yd. fine yarn and coarse yarn
39	Workshirt flannels	*Mill finish* — *Sanforized* 3.06 yd. — 2.70 yd. (plain color) 2.28 yd. — 2.00 yd. (plain color) 3.00 yd. — 2.70 yd. (plaids) 2.28 yd. — 2.00 yd. (plaids) 3.50 yd. — 3.15 yd. (plaids)
40	Canton flannel (glove and mitten flannel only)	Canton flannel (glove and mitten flannel only): 6 oz., 8 oz., 10 oz., 12 oz., of 34" width or pro rata for other widths in unbleached, light yellow ground with blue stripe, golden fleece or stripes in "special" colors.
43B	Suedes (work clothing)	Suedes (work clothing) 40½" 42 x 44 3.00 yd. mill finish colors of tan, blue gray only.
50	Chafer fabrics	Chafer fabrics of single or ply yarns.
54	Combed broadcloth or pro rata: —37" 136 x 60 and 37" 128 x 68	Combed broadcloth or pro rata: 37" 136 x 60 and 37" 128 x 68.

NOTE: The expression "pro rata" in connection with any listed fabric refers to other widths of the same construction (i. e., other widths having the same count and the same ratio of weight to width as the listed fabric).

[F. R. Doc. 46–7310; Filed, May 1, 1946; 11:22 a. m.]

PART 4700—VETERANS' EMERGENCY HOUSING PROGRAM

[Veterans' Emergency Housing Program 1, Direction 1]

RECONSTRUCTION IN HAWAII

The following direction is issued pursuant to Veterans' Emergency Housing Program 1:

It is not necessary to get authorization under Veterans' Emergency Housing Program Order 1 for reconstruction, repair or renovation jobs on buildings or other structures covered by that order in the Territory of Hawaii if the reconstruction, repair or renovation is made necessary by damage caused by the tidal wave which occurred April 1, 1946, and if the repair, reconstruction or renovation job is begun on or before June 22, 1946, and if

(1) the reconstruction, repair or renovation job is in a residential structure covered by paragraph (d) (1) (i) or by paragraph (d) (1) (ii) of VHP–1 or a farm structure covered by paragraph (d) (1) (iv) of VHP–1 and the total estimated cost of the job does not exceed $10,000; or

(2) if the reconstruction, repair or renovation job is in a building or structure used for commercial or service purposes covered by paragraph (d) (1) (iii) or a structure used for a church, hospital, educational or public purposes covered by paragraph (d) (1) (v) of VHP–1 and the total estimated cost of the job does not exceed $5,000.

Issued this 1st day of May 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46–7308; Filed, May 1, 1946; 11:22 a. m.]

Chapter XI—Office of Price Administration

PART 1380—HOUSE AND SERVICE INDUSTRY MACHINES

[RMPR 86, Amdt. 2]

DOMESTIC LAUNDRY MACHINES

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Revised Maximum Price Regulation No. 86 is amended in the following respects:

1. A new section 5a is added to read as follows:

SEC. 5a. *"Additional OPA industry adjustment" of manufacturers' ceiling prices.* This section authorizes an "additional OPA industry adjustment" by manufacturers of their ceiling prices for washing and ironing machines previously established under this regulation. Unless a manufacturer is directed otherwise by an order issued by the Office of Price Administration under this section, every manufacturer of washing and ironing machines may adjust his ceiling price to purchasers other than ultimate consumers determined in accordance with section 3 or section 7 or established before April 30, 1946 by orders issued under sections 9 and 10 of this regulation, by 6.8% of that price. The increase granted in this section is hereby designated as the "additional OPA industry adjustment". Orders will be issued under this section denying a manufacturer permission to adjust his ceiling price by all or part of the increase allowed by this section when it appears to the Price Administrator on the basis of the manufacturer's production reports as filed under Supplementary Order No. 146 and other information available to the OPA, that the manufacturer has discontinued production of his low-end model or has decreased the proportion of low-priced to high-priced models which he manufactures so that his present production is not representative of his production in that respect of those machines during the year July 1, 1940 through June 30, 1941. The average price at which the manufacturer's production of each type of machine will be sold will be considered in determining how much, if any, of the increase will be granted to such a manufacturer.

The 6.8% "additional OPA industry adjustment" may be made and collected by the manufacturer only if he has complied with the notification requirements of section 19a and the preticketing requirements of section 19 of this regulation.

2. Section 7 (a) (4) is amended to read as follows:

(4) Find your markup factor by dividing the ceiling price of the comparable model (exclusive of the manufacturer's "additional OPA industry adjustment" under section 5a of this regulation) by its current unit direct cost. You must use your ceiling price to the class of purchasers (distributors, dealers, mail order houses, etc.) who buy from you in the greatest volume.

3. Section 7 (a) (5) is amended to read as follows:

(5) Multiply the unit direct cost of the model being priced by that markup factor. The result is your ceiling price (exclusive of the "additional OPA industry adjustment" under section 5a) to the class of purchaser used in paragraph (4). Your ceiling price to any other class of purchasers for the model being priced must be calculated on the basis of the percentage differential which you customarily had in effect for sales to that class of purchaser.

4. Section 15 is amended to read as follows:

SEC. 15. *Distributors' ceiling prices.* A distributor's ceiling price for sales of a particular model of drier to a particular class of purchaser is that established for his sale by an order issued under Section 14.

A distributor's ceiling price for a washing or ironing machine purchased by him at a price which does not include any of the "additional OPA industry adjustment" is the ceiling price fixed for his sales before April 30, 1946, under this regulation, or by orders under this regulation or under Supplementary Orders No. 119 or 133.

A distributor who purchases a washing or ironing machine at a price which includes any of the "additional OPA industry adjustment" shall recompute his ceiling prices fixed before April 30, 1946 for such a machine in accordance with Rule 5 of this section.

A distributor recomputing his prices in this manner, in determining the percentage of the total dollar margin he should receive, may use, instead of October 1–15, 1941 prices, the manufacturer's ceiling price to him in effect on April 29, 1946 for the same model, his own ceiling price on that date for sales of the same model to dealers, and the retail ceiling price under this regulation in effect on that date for the same model. He shall determine his dollar-and-cent markup by applying the percentage so determined to the total dollar margin between the manufacturer's ceiling price to him including the "additional OPA industry adjustment" and the retail ceiling price in his zone (determined in accordance with section 15a of this regulation). His new ceiling price is the sum of his invoice cost for the machine and the dollar-and-cent markup so determined.

NOTE: To assist the distributor in making this computation, a manufacturer who sells washing or ironing machines at ceiling prices which include the "additional OPA industry adjustment" is required to notify the distributor, at the time of, or prior to, the first invoice covering such sales, of the retail ceiling prices which he has determined for those machines under the provisions of section 15a of this regulation.

Example: A distributor who sold Model Q produced by manufacturer A during the period April 2, 1946 to April 29, 1946 at a ceiling price which the distributor determined during that period under either Rule 5 or 6 computes his ceiling price as follows:

Retail ceiling price in distributor's zone for Model Q	$79.50
Manufacturer's ceiling price f. o. b. factory for sales to distributor on April 15, 1946	$39.50
Gross dollar margin	$40.00
Distributor's ceiling price to dealers on April 15, 1946	$47.50
Amount of total dollar margin received by distributor	$8.00
Percent of gross dollar margin	20%
Manufacturer's ceiling price adjusted under section 5a	$42.19
Retail ceiling price under section 16a	$79.50
Total dollar margin	$37.31
Portion taken by distributor (20% of $37.31)	$7.46
Distributor's new ceiling price	$49.65

If a distributor cannot determine his ceiling price under the preceding paragraphs of this section, and if no ceiling price has been established for the particular sale by an order under section 14, he shall determine his ceiling price under the first applicable rule of the following contained in this section:

Rule 5. A distributor's ceiling price for sales in each zone of each model to each class of purchaser shall be the price which will yield the distributor the same percentage of the total dollar margin between the manufacturer's price to him (not exceeding the manufacturer's ceiling price to him) and the dealer's price for resale to ultimate consumers in that zone as he received during the period October 1–15, 1941 in connection with the sale of the most "comparable" model sold by him to the same class of purchaser. To be "comparable", a model must be one produced by the same manufacturer.

Rule 6. If a distributor cannot determine his ceiling price for sales of a particular model to a particular class of dealer under Rule 5, his ceiling price for that sale is the ceiling price established under Rule 6 for the same sale by the "closest seller of the same class" who has so determined a ceiling price. A distributor's "closest seller of the same class" is a distributor who (a) has established a ceiling price for sales of the identical model of washing or ironing machine or drier to the same class of purchaser, and (b) is the same general type of seller, and (c) is located in the same zone and is nearer to the seller than any other seller who meets requirements (a) and (b) of this rule.

Rule 7. If the distributor cannot otherwise find his ceiling price for a particular sale, his ceiling price for that sale is the price established by the Office of Price Administration in an order under this section.

An application under this rule shall state the name of the manufacturer of the machine being priced, its model designation, the classes of purchaser to whom the applicant proposes to sell the machine, the ceiling prices he proposes for such sales, and a statement of the reasons he cannot use the other rules in this section.

5. Section 16 is deleted from the regulation.

6. Section 16a is added to read as follows:

SEC. 16a. *Dealers' ceiling prices—(a) Driers and "private brand" washing and ironing machines.* A dealer's ceiling prices for sales of a particular model of drier or "private brand" washing or ironing machine to consumers is that established for his sales by an order issued under section 14 of this regulation. For purposes of this regulation "private brand" means any article covered by this regulation not offered for sale as the regular brand of the manufacturer but manufactured by him for a particular person or persons other than another manufacturer whether or not such person's name or brand appears thereon.

(b) *Washing and ironing machines other than "private brands".* Notwithstanding the provisions of any orders issued under section 14 of this regulation before April 30, 1946, the retail ceiling price for a washing or ironing machine other than "private brands" is the price properly calculated in accordance with this section. Every manufacturer of washing or ironing machines other than "private brands" is required to calculate the retail ceiling prices of every such machine under the first applicable rule of the following contained in this section:

Rule 8. If the dealers' ceiling price for sales of a particular model to a consumer in Zone 1 established by an order issued before April 30, 1946, under section 14 of this regulation is 182% or less of the manufacturer's ceiling price to distributors f. o. b. factory, exclusive of all adjustments except the 9.5% increase allowed by section 5 of this regulation, the dealer's ceiling price for sales of that model to consumers in Zone 1 is the sum, rounded to the nearest 25 cents, of the following:

(1) The retail ceiling price previously established by the order under section 14 for sales in Zone 1 and

(2) The dollar-and-cent amount of any part of the "additional OPA industry adjustment" included in the manufacturer's f. o. b. factory price under this regulation for sales of the same model to distributors.

Dealers ceiling prices for sales of the same model to consumers in zones other than Zone 1 shall be determined by adding to the Zone 1 retail ceiling price determined under this rule the dollar-and-cent amount of the previously established differential between retail ceiling prices in Zone 1 and in each of the other zones in effect on the same model.

Rule 9. If the dealer's ceiling price for sales of a particular model to consumers in Zone 1, established by an order under section 14 of this regulation prior to April 30, 1946, is more than 182% of the manufacturer's ceiling price to distributors, exclusive of all adjustments except the 9.5% increase allowed by section 5 of this regulaton, the dealer's ceiling price for sales of the model in Zone 1 shall be the higher of the following amounts:

(1) The ceiling price in effect prior to April 30, 1946, or

(2) The sum, rounded to the nearest 25 cents, of the following:

(i) 182% of the manufacturer's f. o. b. factory ceiling price to distributors, exclusive of all adjustments except the 9.5% increase allowed by section 5 of this regulation, and

(ii) The dollar-and-cent amount of any part of the "additional OPA industry adjustment" included in the manufacturer's f. o. b. factory price to distributors under this regulation.

Dealers' ceiling prices for sales of the same model to consumers in zones other than Zone 1 shall be determined by adding to the Zone 1 retail ceiling price determined under this rule, the dollar-and-cent amount of the previously established differential between retail ceiling prices in Zone 1 and in each of the other zones in effect on the same model.

Rule 10. If no retail ceiling prices have been established before April 30, 1946 for sales of a particular model whose f. o. b. factory ceiling price to distributors has been established under sections 5 or 7, the retail ceiling price of the model is the price determined by the manufacturer according to the following formula:

(1) He shall find the model of washing or ironing machine in his line for which he has a Zone 1 retail ceiling price, which is "comparable" to the machine being priced. The "comparable" model is the one which is most like the machine being priced in design, construction, and operation and which has an f. o. b. factory ceiling price to distributors exclusive of all adjustments except the 9.5% allowed by section 5 which is closest to that of the machine being priced.

(2) He shall find his mark-up factor by dividing the retail ceiling price in Zone 1 of the comparable model by its ceiling price (exclusive of all adjustments except the 9.5% allowed by section 5) for sales to distributors f. o. b. factory.

(3) He shall multiply the ceiling price f. o. b. factory (exclusive of all adjustments except the 9.5% allowed by section 5) to distributors of the model being priced by that mark-up factor. Treating the result of this computation as if it were the Zone 1 retail ceiling price before April 30, 1946, of the model being priced, he shall then determine the retail ceiling prices for the model by applying to that figure either Rules 8 or 9, whichever is applicable.

Rule 11. If the manufacturer cannot determine dealers' ceiling prices for sales of a particular model of washing or ironing machine, he may apply under this rule for the establishment of dealers' ceiling prices for that particular model. Orders will be issued under section 14 of this regulation establishing dealers' ceiling prices for such machines in line with the level of ceiling prices established under this regulation. An application under this rule shall state the name of the manufacturer, the model designation of the machine being priced, and a statement of the reason why the applicant cannot determine dealers' ceiling prices for the machine under the other rules in this section.

7. Section 17 is amended to read as follows:

SEC. 17. *Zones.* For purposes of this regulation the zones referred to in sections 15, 16a, and 19 are those defined for each manufacturer in orders issued under section 14 of this regulation or under Supplementary Orders Nos. 119 or 133.

8. Section 19 is amended to read as follows:

SEC. 19. *Labeling.* Unless an order issued under this regulation provides otherwise:

(a) On and after October 14, 1945 a manufacturer may not ship any machine covered by this regulation to a distributor or dealer unless there is securely attached to the machine an "OPA Ceiling Price Label" which plainly states the OPA retail ceiling price in each zone, a statement of the area contained in each zone, the manufacturer's name or brand name, the model designation of the machine, and a statement that the label may not be removed until after the machine is sold and delivered to a consumer. This label may not be removed until after the machine has been sold and delivered to the consumer.

The label shall be attached as follows:

(1) To the inside of the tub in the case of a wringer or spinner type washing machine.

(2) To the outside of the tub or cabinet in the case of a cylinder type washing machine.

(3) To the mechanism housing in the case of an ironing machine.

(4) To the outside of the cabinet in the case of a drier.

(b) No person may display, offer to sell, sell or deliver to a consumer any machine covered by this regulation unless a label, provided by the manufacturer, is attached to the machine in the place designated in paragraph (a) above which contains all the information required by that paragraph.

(c) The retail ceiling prices which appear on the label attached to a machine which the manufacturer has sold at a price adjusted under section 5a of this regulation shall be the retail ceiling prices computed in accordance with section 16a.

9. Section 19a is added to read as follows:

SEC. 19a. *Notification.* A manufacturer who sells washing or ironing machines at ceiling prices adjusted in accordance with section 5a of this regulation shall, at the time of or prior to the first invoice of each purchaser for resale purchasing machines at prices so adjusted, notify the purchaser of the retail ceiling prices in each zone determined under section 16a for each model of machine covered by the invoice.

10. Section 19b is added to read as follows:

SEC. 19b. *Reporting.* Every manufacturer who determines or redetermines the retail ceiling prices for his washing or ironing machines in accordance with section 16a of this regulation must send a report to the Office of Price Administration, Washington 25, D. C., containing the model designation and retail ceiling price in each zone of every model which he sells or offers to sell at prices which include any part of the "additional OPA industry adjustment". This report must be filed within 15 days after the particular model is first sold or offered for sale by the manufacturer at a price so adjusted.

NOTE. All reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

This amendment shall become effective on the 30th day of April 1946.

Issued this 30th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7270; Filed, Apr. 30, 1946; 4:34 p. m.]

TITLE 33—NAVIGATION AND NAVIGABLE WATERS

Chapter I—Coast Guard, Department of the Treasury

PART 6—SECURITY OF PORTS AND THE CONTROL OF VESSELS IN THE NAVIGABLE WATERS OF THE UNITED STATES

SUBPART C—ANCHORAGE AND RESTRICTED AREAS

Pursuant to the authority contained in section 1, title II, of the Espionage Act approved June 15, 1917, 40 Stat. 220 as amended by the Act of November 15, 1941, 55 Stat. 763 (50 U.S.C. 191, 191c) and by virtue of the Proclamation No. 2412 issued June 27, 1940 (3 CFR Cum. Supp.), the Regulations for the Security of Ports and the Control of Vessels in the Navigable Waters of the United States are amended as follows:

THIRD NAVAL DISTRICT

Sections 6.3–1 to 6.3–77, inclusive, are repealed and the following §§ 6.3–1 to 6.3–72, inclusive, are substituted therefor.

Anchorage Areas

Sec.	
6.3–1	New London Harbor, Connecticut.
6.3–5	Long Island Sound, New York.
6.3–10	East River, New York.
6.3–15	Hudson River, New York.
6.3–20	Upper Bay anchorages.
6.3–25	Explosives anchorage; Gravesend Bay, New York.
6.3–30	Lower Bay anchorages, New York.
6.3–35	Kill Van Kull anchorages.
6.3–40	Newark Bay anchorages.
6.3–45	Arthur Kill anchorages.
6.3–50	Quarantine anchorage; Raritan Bay, New Jersey.
6.3–55	General anchorages; Raritan Bay, New Jersey.
6.3–60	Sheepshead Bay anchorages.
6.3–65	Anchorages for explosives in New Jersey Flats and Raritan Bay.
6.3–70	Randall Bay, Freeport, Long Island, N. Y.
6.3–71	Execution Rock anchorage in Long Island Sound, New York.
6.3–72	Hempstead Harbor, Long Island Sound, New York.

Anchorage Areas

§ 6.3–1 *New London Harbor, Connecticut*—(a) *Anchorage A.* Located in the Thames River east of Shaws Cove and is included within the following points:

(1) 1,400 yards 243° true from Monument, Groton;

(2) 925 yards 246° true from Monument, Groton;

(3) 1,380 yards 217° true from Monument, Groton;

(4) 1,450 yards 235° true from Monument, Groton;

This anchorage is for barges and small vessels drawing less than 12 feet. Anchorage A is designated a Naval Anchorage. This anchorage shall be used only by naval vessels, and by other vessels holding special permits issued by the Captain of the Port upon a finding that such special permits to anchor are not inimical to the requirements of the Navy.

(b) *Anchorage B.* Located in the Thames River southward of New London and is included within the following points:

(1) 2,460 yards 2° true from New London Harbor Light;

(2) 2,480 yards 9° true from New London Harbor Light;

(3) 1,175 yards 26° true from New London Harbor Light;

(4) 1,075 yards 8° true from New London Harbor Light;

(c) *Anchorage C.* Located in the Thames River southward of New London Harbor and is included within the following points:

(1) 450 yards 100° true from New London Harbor Light;

(2) 575 yards 270° true from New London Ledge Light;

(3) 1,450 yards 270° true from New London Ledge Light.

(d) *Anchorage D.* Located in Long Island Sound approximately two miles west southwest of New London Ledge Light and is included within the following points:

(1) 2.6 miles 246° true from New London Ledge Light;

(2) 2.1 miles 247° true from New London Ledge Light;

(3) 2.1 miles 233° true from New London Ledge Light;

(4) 2.6 miles 235° true from New London Ledge Light;

§ 6.3–5 *Long Island Sound, New York*—(a) *Anchorage No. 1.* Southwestward of a line, between Neptune Island and Glen Island, ranging from the fixed red light on Aunt Phebe Rock and tangent to the north edge of Glen Island; southwestward of a line tangent to the northeast edge of Glen Island and Goose Island breakwater; southwestward of a line bearing southeasterly from the southwest end of Goose Island breakwater and on range with the south gable of the Casino on the northeast end of Glen Island; westward of a line ranging from the east edge of the said breakwater to the west edge of the north end of Hart Island; and to the northwestward of a line extending from Hart Island Light, southeast corner of Hart Island to Locust Point. Boats shall not anchor in this area in buoyed channels and must be so anchored as to leave at all times an open, usable channel, at least 50 feet wide, west and south of Glen Island. Special anchorage areas within Anchorage No. 1, wherein vessels not more than 65 feet in length, when at anchor, shall not be required to carry or exhibit anchor lights:

(1) *Eastchester Bay, New York; anchorage at City Island.* The portion of Anchorage No. 1 west of City Island and within the following limits: Northward of a line ranging 244° true from the Duryea Pier at the foot of City Island Avenue to City Island Shoal Buoy "2" (latitude 40°50'01" N., longitude 73°47'25" W.), thence northeastward of a line ranging 329° true from City Island Shoal Buoy No. "2" through the Rodman Neck Shoal Buoy (HB) (latitude 40°50'46" N., longitude 73°48'01" W.), southeastward of a line ranging 205° true from the east abutment of the City Island Bridge through the south tower of the Bronx-Whitestone Bridge; and southward of a line ranging 90° true from the Pelham War Memorial in Pelham Bay Park and the steeple of the church at the southeast corner of Elizabeth Street and City Island Avenue.

(2) *Anchorage along west shore.* The portion of Anchorage No. 1 along the west shore of Eastchester Bay north of and including Weir Creek, shoreward of a line ranging 349° true from the end of the timber pier at the foot of Pope Place, Edgewater, and through the transmission tower at the northeast side of the draw of the New York, New Haven and Hartford Railroad Bridge over Eastchester Creek, and having as its northerly limit the line ranging 79° true through the row of telephone poles along the north side of Watt Avenue.

(3) *New Rochelle Harbor; Travers Island Creek.* The portion of Anchorage No. 1 lying between Hog Island, Travers Island, Neptune Island, and Glen Island and the mainland to the westward of a line extending from the cupola at the southeast extremity of Glen Island to the easternmost extremity of Hog Island and to the northeastward of a line extending from the southwest extremity of Hog Island to the southeast corner of Travers Island; except, that no vessel shall anchor without lights within 25 feet of the 50 feet channel west and south of Glen Island.

(4) *Goose Island Anchorage.* The portion of Anchorage No. 1 between Glen Island and Goose Island breakwater, northward of a line extending from the northwest end of Goose Island breakwater to the cupola at the north end of the bathing beach on Glen Island.

(b) *Anchorage No. 1–A.* Southwestward of a line ranging from Duck Point Echo Bay, through Bailey Rock Lighted Buoy 3 BR; northwestward of a line ranging from Hicks Ledge Buoy 2H to Old Tom Head Rocks Buoy 4, and from thence northwestward of a line ranging to the southerly point of Davenport Neck.

(c) *Anchorage No. 1–B.* Westward of a line ranging from the point on the southwest side of the entrance to Horseshoe Harbor, Larchmont, to Nicks Ledge Buoy 2H; thence northward of a line ranging to Duck Point and in Echo Bay north and west of the channel.

(d) *Anchorage No. 2.* To the westward of a line from Locust Point tangent to the northeasterly sea wall at Throgs Neck. Special anchorage area within Anchorage No. 2 wherein vessels no more than 65 feet in length, when at anchor, shall not be required to carry or exhibit anchor lights:

(1) *Anchorage at Locust Point Harbor.* The portion of Anchorage No. 2 to the westward of a north and south line (longitude 73°47'58") through the southerly corner of the concrete culvert at the southerly end of the stone wall at Locust Point.

(e) *Anchorage No. 3.* To the northeastward of a line from the south side of Barker Point to Gangway Rock Bell Buoy "27", southeastward of a line from Gangway Rock Bell Buoy "27" to Sands Point Reef Buoy "25", and southwestward of a line from Sands Point Reef Lighted Buoy "25" through Sands Point Light to Sands Point.

(f) *Anchorage No. 4.* In Manhasset Bay and to the northeastward of a line ranging from Stepping Stones Lighted Bell Buoy "31" through Elm Point Buoy "2" to Elm Point; southeastward of a line ranging from Stepping Stones Lighted Bell Buoy "31" to Gangway Rock Bell Buoy "27", and southwestward of Anchorage No. 3. Special anchorage areas within Anchorage No. 4 wherein vessels not more than 65 feet in length, when at anchor, shall not be required to carry or exhibit anchor lights:

Manhasset Bay, New York

(1) *South anchorage at Port Washington.* The portion of Anchorage No. 4 northward of latitude 40°49'06" N., eastward of a line ranging 346° true from the flagpole on the end of the Whitney Dock at Plandome to the flagpole on the Columbia Yacht Club Pier at Manorhaven; and southward of a line (latitude 40°40'21" N.) ranging due east to the flagpole on the dock of the Port Washington Yacht Club.

(2) *North anchorage at Port Washington.* The portion of Anchorage No. 4 northward of a line (latitude 40°49'28" N.), ranging due west from the southwest corner of the boat sheds on the Purdy Boat Company pier at Port Washington; eastward of a line ranging 346° true from the flagpole on the end of the Whitney Rock at Plandome to the flagpole on the pier of the Columbia Yacht Club at Manorhaven; southeastward of a line ranging 53° true to the cupola of the old Sands Point schoolhouse at Port Washington; and southward of a line (latitude 40°49'51" N.), ranging due east to the weather vane of the Port Washington Junior High School; except, that no vessel shall anchor without lights within 100 feet of the buoyed east-west channel leading to the town dock at Port Washington and to Mill Pond.

(3) *Anchorage at Manorhaven.* The portion of Anchorage No. 4 westward of a line (longitude 73°42'53" W.) ranging due south from the end of the town of North Hempstead Pier at Manorhaven; northward of a line ranging 233° true from the intersection between the shore and the northerly line of Corchang Avenue (extended) on Tom Point to Plum Point Shoal Buoy No. 3 (latitude 40°49'48" N., longitude 73°43'25" W.); and eastward of the line (longitude 73°43'17" N.) ranging due north to the east side of the pier of Yacht Service, Inc., on the Copp Estate at Manorhaven.

(g) *Anchorage No. 5.* In Little Neck Bay and to the eastward of a line ranging from Port Totten flagstaff to Hart Island Light and southward of Anchorage No. 4. Special anchorage area within Anchorage No. 5 wherein vessels not more than 65 feet in length, when at anchor, shall not be required to carry or exhibit anchor lights:

(1) *Little Neck Bay, New York.* The portion of Anchorage No. 5 southward of a line (latitude 40°47'33") ranging due east from the flagpole at Fort Totten, Willets Point, and eastward of a line (longitude 73°46'10") ranging due north from the flagpole at the Bayside Yacht Club.

§ 6.3–10 *East River, New York*—(a) *Anchorage No. 6.* On Hammond Flats to the northward of a line bearing 260° from the head of the pier on Throgs Neck at the foot of Pennyfield Avenue to the north tower of Bronx-Whitestone Bridge at Old Ferry Point.

(b) *Anchorage No. 7.* To the southward of a line from Whitestone Point to the outer end of Willets Point Wharf.

(c) *Anchorage No. 8.* On the north side of the channel north of a line between the north tower of Bronx-Whitestone Bridge at Old Ferry Point and East River Lighted Buoy 4.

(d) *Anchorage No. 9.* On the south side of the channel to the eastward of a line from College Point Reef Light tangent to the west side of College Point and south of a line from said light to Whitestone Point.

(e) *Anchorage No. 10.* In Flushing Bay to the southeastward of a line through Rikers Island Channel Lighted Bell Buoy 1A and tangent to the northwest corner of College Point; and in Bowery Bay to the southwestward of a line ranging from the Aero Beacon on the Administration Building of LaGuardia Field to the easterly corner (latitude 40°47'06.2", longitude 73°53'46") of the Consolidated Edison Company of New York bulkhead on the north side of the entrance to Steinway Creek and westward of a line ranging from the corner of the bulkhead at the foot of 81st Street, Queens, to the Power House Stack on the north portion of Rikers Island.

(f) *Anchorage No. 11.* To the eastward of Rikers Island and southward of a line from the northeast corner of the T-shaped north pier of Rikers Island to Rikers Island Channel Entrance Lighted Bell Buoy (HB), to the westward of a line from thence to Rikers Island Channel Buoy 2 and northward of a line from thence to Rikers Island Channel Buoy 4, and from thence to Rikers Island Channel Buoy 6.

(g) *Anchorage No. 12.* To the westward of Rikers Island, northward of a line from Rikers Island Channel Buoy 6 to South Brother Island Ledge Light, to the eastward of a line from thence to the west side of South Brother Island, and southward of a line through South Brother Island Light to the northwest corner of the T-shaped north pier of Rikers Island.

(h) *Anchorage No. 13.* To the westward of a line from Stony Point, Port Morris, to the northeast end of Wards Island; and between Wards Island and Randall Island, and between Randall Island and Port Morris.

(i) *Anchorage No. 14.* In Hallets Cove, to the eastward of a line from a point on shore 100 feet west of the southerly prolongation of 2nd Street, Astoria, to Gibbs Point.

(j) *Anchorage No. 15.* To the southward of a line bearing 119° prolonging the center line of East 32nd Street westward of the Poorhouse Flats Range and westward of a line ranging 356° from the northwest corner of the American Sugar Refining Company bulkhead at the foot of Grand Street, Brooklyn, through East River Buoy 18, and northward of a line bearing 119°, prolonging the center line of East 24th Street.

§ 6.3–15 *Hudson River, New York*—(a) *Anchorage No. 16.* Northward of a line on a range with the north side of the north pier of the Union Dry Dock and Repair Company Shipyard, Edgewater, N. J.; westward of a line ranging 25° true from a point 120 yards east of the east end of said pier to a point 500 yards from the shore (915 yards from Fort Lee flagpole) on a line bearing 100° true and ranging between the Fort Lee flagpole and the square chimney on the Medical Center Building at 168th Street, Manhattan; and southward of said line ranging between the Fort Lee flagpole and the square chimney of the Medical Center.

(1) Subject to the provisions for naval anchorage No. 19, the Captain of the Port may shift the position of, or clear the area of, any vessel so moored as to obstruct the use of this area for additional anchorage of naval vessels when found necessary.

(b) *Anchorage No. 17.* North of a line bearing 66° true and ranging between the south face of the building known as Ben Marden's Riviera, north of George Washington Bridge at Fort Lee, New Jersey, and the Bell Tower of the Cloisters at Fort Tryon Park, Manhattan; west of lines bearing 29° true from a point in latitude 40°51'34" N., longitude 73°56'54" W., to a point in latitude 40°52'27" N., longitude 73°56'15" W.; thence 20° to a point in latitude 40°54'17" N., longitude 73°55'23" W.; thence 15° true to a point on a line bearing 113° true and ranging from the southeast corner of Lambier's Dock at Palisades Inter-State Park to the southwest corner of the main building of the Orphan Asylum, Riverdale, New York; thence eastward 300 yards on a line bearing 113° true to a point in latitude 40°54'42" N., longitude 73°55'02" W.; thence 12° true to a point in latitude 40°57'02" N., longitude 73°54'24" W.; thence 18° true to a point in latitude 40°57'46" N., longitude 73°54'05" W.; thence 13° true to a point in latitude 40°59'53" N., longitude 73°53'26" W.; thence 9° true to a point in latitude 41°01'01" N., longitude 73°53'12" W.; and to south of a line bearing 91° true and ranging from the Sparkill Dock Light on the southeast corner of an abandoned pier extending from the New Jersey shore to the chimney of the Methodist Publishing House at Dobbs Ferry, New York: *Provided*, That in order to give free passage for ferryboats, no vessel shall anchor within 300 yards of either side of the line of the Yonkers to Alpine, New Jersey Ferry, as marked by their respective ferry slips.

(1) Subject to the provisions for naval anchorage No. 19, the Captain of the Port may shift the position of, or clear the area of, any vessel so moored as to obstruct the use of this area for additional anchorage of naval vessels when found necessary.

(c) *Anchorage No. 18–A.* Eastward of lines bearing 8° true from the northwest corner of the crib icebreaker north of the New York Central Railroad Company drawbridge across Spuyten Duyvil Creek (Harlem River) to a point 250 yards off shore and on line with the New York Central Railroad signal bridge at the foot of 231st Street, extended, at Spuyten Duyvil, Bronx, N. Y.; thence bearing 19° true to the channelward face of the Mount St. Vincent Dock at the foot of West 261st Street, Riverdale, Bronx, N. Y.

(1) Subject to the provisions for naval anchorage No. 19, the Captain of the Port may shift the position of, or clear the area of, any vessel so moored as to obstruct the use of this area for additional anchorage of naval vessels when found necessary.

(d) *Anchorage No. 18–B.* Northward of the south side of West 181st Street, prolonged; eastward of a line ranging 28° true from Jeffreys Hook Light on Fort Washington Point and tangent to the east shore of the river at Inwood Hill Park; and southward of the line of the south ferry rack, extended due east at Dyckman Street, Manhattan, N. Y.

(1) Subject to the provisions for naval anchorage No. 19, the Captain of the Port may shift the position of, or clear the area of, any vessel so moored as to obstruct the use of this area for additional anchorage of naval vessels when found necessary.

(e) *Anchorage No. 19.* An anchorage is defined and established for the mooring of naval vessels northward of a line bearing 298° and ranging from the south side of 70th Street, New York, to the south side of Pier 11, Weehawken; eastward of the east channel line of the federally improved Weehawken-Edgewater Channel, said east channel line being extended to a point opposite West 156th Street; thence eastward of a line bearing 17° true ranging between the end of the pier at the foot of West 134th Street and a point on the George Washington Bridge 250 yards westward of the air beacon on the east bridge tower; and southward of said bridge; *Provided*, That, in order to give free passage for ferry boats, no vessel shall anchor within a limit of 300 yards of the line of the West 125th Street, Manhattan to Edgewater, N. J., ferry.

(1) In the discretion of the Captain of the Port, small commercial or pleasure vessels may anchor in this area shoreward of a line extending from the channelward end of the New York Central Railroad pier at the foot of West 70th Street to the channelward end of the pier at the foot of West 129th Street and shoreward of the pierhead line as established by the Secretary of War, between West 134th St., and a prolongation of the bridge over the New York Central Railroad tracks located 1,000 feet south of the George Washington Bridge.

(2) The Captain of the Port may grant permission for one stake boat to occupy an area in the westerly 200-yard portion of the naval anchorage.

(3) The Captain of the Port may permit limited temporary anchorage, not to exceed 24 hours, of commercial vessels awaiting berths in the westerly portion of the naval anchorage south of West 135th Street when use of the anchorage by naval vessels will permit.

(4) The established anchorages for naval vessels having been found inadequate at times when large numbers of them are in the harbor a numbered series of anchorages is defined and established as shown on Key Chart No. 1 and Key Chart No. 2 (not published herein) in order that when a necessity for additional anchorages arises, permission may be given naval vessels to anchor at designated points serially numbered from 2 to 40 for capital ships, from 100 to 129 for intermediate ships, from 213 to 299 for destroyers and small craft, and from 508 to 611 for the anchorage of destroyers and small craft on the east side of the river, when the space is not required for capital or intermediate ships. Berths 16 to 19, 546, 547, and 551 to 555, are for use only on occasions when the other numbered berths available are not sufficient for the accommodation of the naval ships present. The Captain of the Port, on request from the proper naval authorities, may grant permission to occupy the numbered anchorages outside of, or

extending outside of, naval anchorage No. 19, provided those specified in the request can be made available, commercial conditions at the time being given proper consideration. If, in his opinion, there are reasons why the anchorage or anchorages asked for should not be assigned, he will confer with the naval officers making the request, and if other numbers can be agreed upon, will authorize their own use; otherwise he will communicate the request to the Secretary of the Navy with a statement of the circumstances and with his recommendation.

(5) Whenever this area is required for the anchoring of Naval vessels, it shall be immediately cleared of commercial vessels by the Captain of the Port upon request of the appropriate Naval authority.

(f) The following areas in the Hudson River are designed on special anchorage areas wherein vessels not more than 65 feet in length, when at anchor, shall not be required to carry or exhibit anchor lights:

(1) *Yonkers, New York.* Northward of a line on range with the footbridge across the New York Central Railroad Company tracks at the southerly end of Greystone Station, eastward of a line on range with the square red brick chimney west of the New York Central Railroad Company tracks at Hastings-on-Hudson and the easterly yellow brick chimney of the Glenwood power house of the Yonkers Electric Light and Power Company, and southward of a line on range with the first New York Central Railroad Company signal bridge north of the Yonkers Yacht Club.

(2) *Hastings-on-Hudson, New York.* Northward of a line on range with the northerly face of the clubhouse of the Tower Ridge Yacht Club, eastward of a line on range with the elevated tank of the Anaconda Wire and Cable Company and the channelward face of the northerly building on the waterfront of the said company's property, and southward of a line on range with the first footbridge across the New York Central Railroad Company tracks, north of the Tower Ridge Yacht Club.

§ 6.3–20 *Upper Bay anchorages*—(a) *Anchorage No. 20.* Within the area lying northeast of Ellis Island; to the east of a line bearing 51° true and ranging from the northwest corner of Ellis Island to the end of Central Railroad of New Jersey Pier No. 7; to the south of a line bearing 96° true and ranging from the southeast corner of Central Railroad of New Jersey Pier No. 11 to the outer end of the Staten Island Ferry Rack on the Manhattan shore; to the west of a line bearing 174° true and ranging from the southeast corner of Lehigh Valley Railroad Pier A to a point in latitude 40°41'40'' N., longitude 74°01'50'' W.; and to the north of the northern limit of the cable area shown on U. S. Coast and Geodetic Survey Chart 745, which extends between Ellis Island and the Battery on Manhattan shore.

(b) *Anchorage No. 20–A.* To the southward of a line bearing 102° true from the southeast corner of the southerly half of Ellis Island to a point in latitude 40°41'42'' N., longitude 74°02'02'' W.; to Governors Island Light; to the westward of a line bearing 194.5° true through a point in latitude 40°41'13'' N., longitude 74°02'12'' W., to the westward of a line bearing 206° to a point in latitude 40°40'05'' N., longitude 74°02'55'' W., to the northward of a line extended and ranging 313° through Claremont Terminal Buoy "2" and northeast corner of Caven Point Pier.

(c) *Anchorage No. 20–B.* To the south of a line bearing 127° true from the southeast corner of Pennsylvania R. R. pier "B", Greenville Terminal, to the center of the south pier of the Bethlehem Steel Co. Drydock, Brooklyn, N. Y.; to the westward of a line bearing 206° from a point in latitude 40°39'50'' N., longitude 74°03'05'' W., to a point in latitude 40°39'31.5'' N., longitude 74°03'17'' W., to the north of a line bearing 121° true and ranging from New Jersey Pierhead Channel North Entrance Buoy "15" to the northwest corner of Pier 3, Brooklyn, New York; westward of a line bearing 204.5° true from Bayonne Terminal Lighted Buoy "1"; Robbins Reef Lighted Gong Buoy "27" and Coast Guard Depot North Dock Light, St. George, Staten Island and northward of a line ranging 262° from Robbins Reef Gong Buoy "27" and northeast of the channel approach to the north side of Constable Point.

(d) *Anchorage No. 21.* To the southward of a line passing through Claremont Terminal Lighted Buoy "1", the easterly anchorage Buoy "A", and the middle point of the west front of the New York Dock Company Pier #41 (Merchants Stores); to the eastward of a line bearing 208° true and ranging from Governors Island Extension Light through Gowanus Flats Lighted Bell Buoy "30", Gowanus Flats Lighted Bell Buoy "28", Gowanus Flats Lighted Bell Buoy "26", to Gowanus Flats Lighted Bell Buoy "24"; thence 173° true to Gowanus Flats Lighted Bell Buoy "22" (latitude 40°38'06'' N. longitude 74°03'01'' W.), to the northward of a line bearing 90° true from the northeast corner of Pier 8, Stapleton, S. I., through Gowanus Flats Lighted Bell Buoy "22" to Bay Ridge Channel Lighted Bell Buoy "1" (latitude 40°38'06'' N., longitude 74°02'47'' W.); to the westward of a line bearing 18° true from Bay Ridge Channel Lighted Bell Buoy "1" to a point in latitude 40°38'41.7'' N., longitude 74°02'32.5'' W.; thence along the westward edges of the dredged Bay Ridge and Red Hook channels as marked by channel and anchorage buoys.

(e) *Anchorage No. 21–A.* All that portion of Anchorage No. 21 to the northward of a line ranging from the end of the 39th Street Ferry rack (northeast rack), Brooklyn, to Gowanus Flats Lighted Bell Buoy 28. This anchorage to be used for sailing vessels; deep-laden vessels to use the western half of the anchorage and light-draft vessels to use the eastern half.

(f) *Anchorage No. 21–B.* That portion of Anchorage No. 21 south of Anchorage No. 21–A as described above, and west and south of Anchorage No. 21–C described below. This anchorage shall be used by steamers; those deep-laden to use the western side and southern end of the anchorage ground, and light-draft to use the eastern side.

(g) *Anchorage No. 21–C.* That portion of Anchorage No. 21 south of Anchorage No. 21–A as described above, northerly of a line ranging from Claremont Channel Flashing White Lighted Buoy "1" to southwest corner of Pier 1A Army Base, Brooklyn, and easterly of a line ranging from the point of Red Hook to the north corner of Pier 21 of the Pouch Terminal at Clifton, Staten Island, excluding the fairway described below. Barges drawing 12 feet or less are required to use this anchorage to the exclusion of Anchorage Nos. 21–A and 21–B.

(1) Vessels of the various types required to use Anchorage Nos. 21–A, 21–B and 21–C may be anchored in other of these areas than those set aside for them for a limited time after first obtaining a permit from the Captain of the Port, when and to the extent that they are not needed for vessels of the types assigned to them.

(2) A fairway 600 feet wide, crossing Anchorage Nos. 21–B and 21–C, marked by buoys at each entrance, shall be excluded from the anchorage grounds. Its northerly side is on range with Claremont Terminal Lighted Buoy "1" at the entrance to Claremont Terminal Channel, and the center of the head of the north pier of the Long Island Railroad Terminal at the foot of 64th Street, Bay Ridge.

(3) No vessel shall occupy these anchorages for a period longer than 30 days, unless a permit is obtained from the Captain of the Port for that purpose.

(h) *Anchorage No. 22 (Man-of-War Anchorage).* To the southward of a line ranging 85° from the north end of the east rack of St. George Ferry to the intersection point of a line ranging 146.5° true from Western Tank on Bayonne Naval Depot; to the westward of a line ranging 146.5° true from Western Tank on Bayonne Naval Depot; and to the northward of a line ranging 72° from the northeast corner of Pier 6, Tompkinsville, Staten Island, to the intersection point of a line ranging 146.5° true from Western Tank of Bayonne Naval Depot.

(1) The Captain o fthe Port may permit commercial vessels to anchor, temporarily, ordinarily for a period not greater than 24 hours, in this anchorage, when he knows that it is not going to be needed for naval vessels, but two berths for capital ships of the Navy shall be reserved in the eastern portions of the anchorage, and two berths reserved for Coast Guard vessels near shore. Commercial vessels so anchored shall be moved at their own expense whenever the anchorage ground is needed for naval vessels.

(i) *Anchorage No. 23 (Temporary General and Temporary Quarantine Anchorage).* South of a line ranging 72° from the northeast corner of Pier 6, Tompkinsville, Staten Island to the intersection point of a line ranging 146.5° true from Western Tank on Bayonne Naval Depot; thence westward of a line bearing 165.5° true to its intersection with a line extended and bearing 204° true and ranging from the northeast corner of Pier 19, Staten Island to the tower of the Marine Hospital, Stapleton, Staten Island and northward of said line. No vessel shall occupy this anchorage for a longer period than 48 hours, unless a permit is obtained from the Captain of the Port for that purpose.

(1) The entire area as described above is designated a Temporary General Anchorage, but vessels arriving at Quarantine without docking orders may anchor within that portion of this anchorage south of a line bearing 261° and ranging between Gowanus Flats Lighted Gong Buoy 22 and the northeast end of Pier 10, Staten Island.

(j) *Anchorage No. 24 (Quarantine Anchorage).* To the southward of a line on range with northeast corner of Pier 19, State Island and tower of the Marine Hospital, Stapleton, Staten Island extended and bearing 264° to a point in latitude 40°37'26.5'' N. longitude 74°03'17.5'' W.; and to the westward of a line bearing 165.5° to a point in latitude 40°36'32'' N. longitude 74°02'59'' W.; thence northward of a line bearing 270° to a point on Staten Island shore.

(1) Vessels arriving at Quarantine and awaiting inspection shall anchor to the south of a line bearing 262° and ranging from the southeast corner of Pier 25 Staten Island to the south chimney of the Wrigley Plant; and shall clear said area immediately after being granted pratique. Whenever the area south of Pier 25 Staten Island is congested, vessels arriving at Quarantine and awaiting inspection may anchor in the northern section of Quarantine Anchorage. Such vessels must clear the anchorage within twenty-four (24) hours after being granted pratique. Vessels arriving for quarantine without docking orders may anchor in that portion of F. A. 23 which lies to the south of a line bearing 261° and ranging between Gowanus Flats Lighted Gong Buoy 22 and the northeast end of Pier 10 Staten Island. No vessel shall occupy this section of the anchorage for a period longer than 48 hours, unless a permit is obtained from the Captain of the Port for that purpose.

(2) Whenever the temporary quarantine anchorage off Staten Island is fully utilized, vessels shall anchor as directed by the Captain of the Port (See § 6.3–50, Quarantine Anchorage No. 44).

§ 6.3–25 *Explosives anchorage; Gravesend Bay, New York*—(a) *Anchorage No. 25.* To the northward of a line ranging 271.5° from Coney Island Lighthouse on Norton Point to the south point of Hoffman Island; to the eastward of a line ranging 342° through Main Channel Lighted Bell Buoy 20A, a point 250 yards due west from the west edge of Fort Lafayette and a point 300 yards due east from Robbins Reef Lighthouse; and to the southward of a line ranging 70° from Main Channel Lighted Bell Buoy 20A through Fort Hamilton Southwest Buoy 20.

§ 6.3–30 *Lower Bay anchorages, New York*—(a) *Anchorage No. 26A.* In Sandy Hook Bay to the southward of a line extending from Point Comfort to Sandy Hook Point Light.

(b) *Anchorage No. 26–B.* The portion of Anchorage No. 26A starting at a point 860 yards 211¼° true from Sandy Hook Point Light; thence 267½° true for a distance of 1390 yards; thence 169¾° true for a distance of 4100 yards; thence 112½° true for a distance of 1740 yards; thence 4850 yards 349½° true to point of beginning, is designated as an explosive anchorage for naval vessels.

(c) *Anchorage No. 26–C.* Those portions of Anchorages Nos. 26 and 28 within the following boundaries: starting at a point 1750 yards 277° true from Sandy Hook Point Light, thence 1300 yards 208° true parallel to the channel line, thence 600 yards 298° true, thence 1190 yards 006° true, thence along a line 107° true to starting point. The area is designated as an explosive anchorage. The Captain of the Port may authorize the use of this explosive anchorage by vessels loading or discharging explosives and when laden with explosives when he finds that the interests of commerce and national war effort will be promoted thereby and that the interest of safety will not be prejudiced thereby. No vessel shall occupy this anchorage without a permit from the Captain of the Port.

(d) *Anchorage No. 27.* Vessels may anchor on Romer Shoal and Flynn Knoll and south of Gedney Channel.

(e) *Anchorage No. 28.* To the southward of a line ranging 269° true from Coney Island Light to the Ferris Wheel at Midland Beach, S. I.; to the westward of a line ranging 183.5° true from Craven Shoal Lighted Bell Buoy 19A through West Bank East End Buoy 19, thence in succession to the buoys marking the east side of West Bank and the buoys on the west side of Chapel Hill cut; thence 182° to a line extending from Sandy Hook Point Light to Point Comfort, to the northward of the latter line, and the New Jersey Shore, to the eastward of a line bearing 353° from the head of the Keansburg Steamboat Dock at Point Comfort, through Great Kills Flats Buoy 4, to the Staten Island Shore.

(f) *Anchorage No. 28–A.* To the southward of a line ranging due east from the ruins of a bulkhead at Fort Wadsworth to Main Channel Lighted Bell Buoy 20A; to the westward of a line extended and ranging 167.5° true from Craven Shoal Lighted Gong Buoy 21–A and the Ambrose Channel Buoys 17–B, 17, 15, and 13 and northward of a line bearing 266° true and ranging between Coney Island Light and the Ferris Wheel at Midland Beach, S. I.

(1) This anchorage to be used by vessels in light draft.

§ 6.3–35 *Kill Van Kull anchorages*—(a) *Anchorage No. 29.* To the westward of the westerly rack of the Bergen Point Ferry at Bayonne, N. J.; to the northward of a line ranging from the north end of Frank McWilliams, Inc. Pier 2, West New Brighton, Staten Island, New York; to the southwest corner of the pier, foot of Humphreys Avenue, Bayonne, N. J.; northward of a line ranging 258° from the inshore end of the Bergen Point Ferry at Bayonne, N. J.; thence northward of a line ranging 90° from Bergen Point Light; thence southeastward of a line running 55° to the shore at Bergen Point.

(b) *Anchorage No. 32.* To the southward of a line from the northeast corner of ruins of former Downey Shipbuilding Company wharf to Kill Van Kull Lighted Buoy 11, and a line from thence to the northwest corner of Pier 7 at the foot of Mersereau Avenue, Mariners Harbor, Staten Island, N. Y.

§ 6.3–40 *Newark Bay anchorage*—(a) *Anchorage No. 33.* To the west of Shooters Island between a line ranging from the southwest corner of Shooters Island to the twin spires on St. Peter's and Paul's Church, Elizabethport, and a line ranging from the north side of the dike at Port Ivory, Staten Island, to the northwest corner of Shooters Island.

(b) *Anchorage No. 34.* South of the bridge of the Central Railroad of New Jersey, to the westward of a line from a point on the bridge, 100 yards west of the west pier of the west lift span to Newark Bay Channel Buoy 5, and a line from thence to the east end of the dike north of Shooters Island; to the northward of the dike and to the eastward of a line ranging from the west end of the dike to the east end of the fill of the Central Railroad of New Jersey on the west side of the bay.

(c) *Anchorage No. 35.* To the northward of Anchorage No. 29, to the eastward of a line from the center of Bergen Point Light ranging to the west pier of west lift span of the Central Railroad of New Jersey bridge to a point off the north side of the pier of the Texas Company, and of a line from thence to a point 100 yards east of the east pier of the east lift span of the railroad bridge, and south of the bridge.

(d) *Anchorage No. 36.* To the southward of Port Newark Terminal Channel, and to the westward of a line ranging from a point 200 yards west of Newark Bay Light 3 to a point 100 yards west of the west pier of the west lift span of the Central Railroad of New Jersey Bridge, and north of said bridge.

(e) *Anchorage No. 37.* To the northward of the Central Railroad of New Jersey bridge and to the eastward of a line ranging from a point 200 yards east of the east pier of the east lift span of the bridge to a point 200 yards east of the east end of the lift span of the Lehigh Valley Railroad bridge, and south of the latter bridge.

(f) *Anchorage No. 38.* North of the Lehigh Valley Railroad bridge and to the eastward of the dredged channel in Newark Bay and Hackensack River as marked by red channel buoys and south of the Central Railroad of New Jersey bridge on the east side of the Hackensack River.

(g) *Anchorage No. 39.* In the area between the entrance channels of the Hackensack and Passaic Rivers to the northwestward of a line from the abutment of the Central Railroad of New Jersey bridge on the west side of the Hackensack River to Hackensack River Light 1, and of a line from thence to Newark Bay Light 5 and to the eastward to a line from said light ranging toward the southeast corner of the Texas Company wharf and a line ranging from the southeast

corner of Gross Wharf to the abutment and end of fill of the Central Railroad of New Jersey bridge on the east side of the Passaic River.

§ 6.3–45 *Arthur Kill anchorages*—(a) *Anchorage No. 41.* The passage between Pralls Island and Staten Island included between a line running 29° from the extreme northwest point of Pralls Island to a point on Staten Island and a line from the southern point of Pralls Island to the north side of the mouth of Neck Creek at Linoleumville, Staten Island.

(b) *Anchorage No. 42.* To the eastward of lines ranging from the head of the Tottenville Shipyard Company pier at Tottenville, Staten Island, to the first pier of the Outerbridge Crossing west from the Staten Island shore; thence to Arthur Kill Light 6; thence to Arthur Kill Light 7; and thence to Arthur Kill Lighted Buoy 4A, and southward of a line from thence to Smoking Point.

§ 6.3–50 *Quarantine anchorage; Raritan Bay, New Jersey*—(a) *Anchorage No. 44.* A quarantine anchorage for vessels is established off Perth Amboy westerly of the Raritan Bay Channel leading into Arthur Kill, northeasterly of a line extending westerly from Raritan Bay Channel Lighted Buoy 15 through Anchorage Buoy A, easterly of a line extending 331°31′ true through Great Beds Light, Cutoff Channel Light 1 and St. Peter's Church spire at Perth Amboy, and southeasterly of the Cutoff Channel between Raritan River and Arthur Kill.

(b) The following portion of Raritan Bay Quarantine Anchorage No. 44 is temporarily reserved for the anchorage of barges which are waiting the formation of tows and which do not draw over 22 feet of water:

(1) That portion of the Raritan Bay Quarantine Anchorage located southerly of a line extending westerly from Raritan Bay Channel Buoy 42 to Anchorage Buoy A.

§ 6.3–55 *General anchorages, Raritan Bay, New Jersey*—(a) *Anchorage No. 45.* Near Perth Amboy an area to westward, northward, and eastward, respectively, of the Raritan Bay Channel leading into Arthur Kill, the Raritan River Channel leading to South Amboy, and the cutoff channel between Raritan River and Arthur Kill, except that part of said area occupied by Quarantine Anchorage No. 44, described in § 6 3–50.

(b) *Anchorage No. 45–A.* Near Perth Amboy, westward of the cutoff channel between Raritan River and Arthur Kill, northward of the Raritan River Channel and easterly of the Central Railroad of New Jersey bridge across Raritan River, but not north of Market Street, Perth Amboy in Arthur Kill.

(c) *Anchorage No. 46.* Near Staten Island, to the westward of Lower Bay Anchorage No. 28, and to the northward of the dredged channel from the deep water of the Lower Bay to Seguine Point; in Princess Bay and off the Staten Island shore between Princess Bay and Ward Point to the northward and northwestward of Raritan Bay Channel and to the northeastward of the channel entrance to Arthur Kill.

(d) *Anchorage No. 47.* To the southward of the South Amboy channel from opposite the Sun Oil Company pier at South Amboy to South Amboy Channel Buoy 1; thence southward of a line in the direction of the boundary beacon to a point south of Raritan Bay Light 38A; thence southward of a line through Raritan Bay Buoy "EX" to Raritan Bay Light 7B; thence southward of a line to Raritan Bay Light 3A; thence southward of the buoys marking the south side of the dredged channel off Seguine Point to the west boundary of Lower Bay Anchorage No. 28; to the westward of said Anchorage No. 28, excluding Explosive Anchorage No. 49–D (see § 6.3–65), and excluding also a channel at Keyport Harbor bounded as follows: eastward, by a line ranging from Keyport Channel Buoy 1 to Keyport Channel Buoy 9; thence to Keyport Channel Buoy 11; thence to Channel Buoy 13; thence to the northeast corner of the easterly steamboat wharf; and thence by a line from the west corner of the old steamboat wharf to a point on the shore midway between Matawan and Oyster Creeks; westward, by a line extending from a point 400 yards west of Keyport Channel Buoy 1 tangent to the west shore line at the mouth of Matawan Creek.

§ 6.3–60 *Sheepshead Bay anchorages*—(a) *Anchorage No. 48–A.* Within an area at the western end of the bay to the southward of a line 25 feet south of and parallel to the bulkhead wall along the south side of Emmons Avenue; to the eastward of a line 200 feet easterly of and parallel to the prolonged west side of East 15th Street; to the northward of a line 200 feet northerly of and parallel to the south side of Shore Boulevard, said line extending easterly to a point 60 feet easterly of its intersection with the prolonged easterly side of Dover Street; to the northward of a line from the last-mentioned point to a point 25 feet southerly of the south side of Emmons Avenue; and to the westward of a line parallel to and 25 feet west of the prolonged west side of Ocean Avenue.

(b) *Anchorage No. 48–B.* Within an area on the north side of, and in the east end of the bay to the southward of the established United States pierhead line on the north side of the bay; to the westward of the prolonged west side of Coyle Street; to the northward of a line from a point 90 feet south of said pierhead line in said prolonged west side of Coyle Street, ranging toward the intersection of the curb lines at the southwest corner of Shore Boulevard and Kensington Avenue; and to the northward of a line (intersecting said last-mentioned line westward of Brown Street, prolonged) extending westerly parallel to and 450 feet north of the south side of Shore Boulevard; to the northeastward of a line extending northwesterly from the point of intersection of the last-described line with the prolonged east side of East 28th Street, to a point on the prolonged east side of East 27th Street and 245 feet south of the established United States Pierhead line on the north side of the bay, and to the eastward of the prolonged east side of East 27th Street.

(c) *Anchorage No. 48–C.* Within an area on the south side of the bay to the southward of a line extending from a point 300 feet northerly from the south side of Shore Boulevard (perpendicular distance) and in the prolonged west side of Hastings Street, to a point on the prolonged east side of Mackenzie Street 250 feet north of the south side of Shore Boulevard, and southward of a line extending thence easterly parallel to, and 250 feet north of, said south side of Shore Boulevard; to the westward of the prolonged west side of Coyle Street; to the northward of a line parallel to, and 150 feet north of, the south side of Shore Boulevard; and to the eastward of the prolonged west side of Hastings Street.

§ 6.3–65 *Anchorage for explosives in New Jersey Flats and Raritan Bay*—(a) *Anchorage No. 49–B.* On the New Jersey Flats to the southward of a line drawn parallel to, and 500 yards to the south of, the Black Tom dredged channel, to the westward of a line ranging from the east end of the east landing pier on Bedloe's Island through Bayonne Terminal Lighted Buoy 1, Robbins Reef Lighted Gong Buoy 27 and Coast Guard Depot North Dock Light, and to the northward of a line parallel to and 400 yards north of a line ranging 131° true through Claremont Terminal Channel Buoy 2 and Main Channel Lighted Bell Buoy 29 toward a tall brick chimney near the front of 52nd Street, Brooklyn, New York; and east of a line ranging 36° from the tall chimney located on Constable's Hook and the black stack located on the Pennsylvania Railroad Greenville yard terminal; *Provided*, That this anchorage does not include any portion of the channel marked on the northwest by New Jersey Pierhead Channel North Entrance Lighted Bell Buoy 2, New Jersey Pierhead Channel North Entrance Buoy 4, New Jersey Pierhead Channel North Entrance Lighted Buoy 6; and on the southeast by New Jersey Pierhead Channel North Entrance Buoys 1, 3 and 5.

(1) Vessels shall not anchor within 800 yards of Bedloe's Island or within 500 yards of any pier.

(2) No vessel using this anchorage shall carry more than 20 tons of high explosives.

(3) No vessel carrying explosives of any kind shall anchor in this anchorage within 500 feet of any other vessel carrying high explosives; except that the Captain of the Port may authorize the placing of moorings not less than 500 feet apart within this area and the making fast thereto of not to exceed 3 barges at each mooring, provided the combined load of the barges at a mooring is not more than 20 tons of high explosives.

(4) Insofar as practicable, in the use of this anchorage, preference shall be given to vessels storing explosives for current consumption.

(5) In cases of great emergency and when weather conditions are such that it is impossible for barges, scows or lighters loaded with more than 20 tons of high explosives to proceed to Gravesend Bay or Raritan Bay, or lie at anchor there, such vessel may anchor temporarily in the Jersey Flats anchorage, but in each case the Captain of the Port must be immediately notified, and such vessel will not remain so anchored without his special permission.

(b) *Anchorage No. 49–D.* An anchorage in Raritan Bay for barges or lighters loaded with explosives as follows: to the southward of a line ranging 70° from Raritan Bay Buoy "EX" to West Bank Light; to the westward of a line ranging 137° from tower of former Princess Bay Light to tower of former Waackaack Light; to the northward of a line ranging 250° from Old Orchard Shoal Light to Boundary Beacon; and to the eastward of a line ranging 306° from Boundary Beacon to Raritan Bay Buoy "EX".

§ 6.3–70 *Randall Bay, Freeport, Long Island, N. Y.*—(a) *The anchorage area.* Vessels may anchor at Randall Bay to the southward of a line 312 feet south of and parallel to the south side of Casino Street; to the eastward of a line 215 feet east of and parallel to the east side of West Side Avenue, said line extending southerly to a point 233 feet north of the prolonged north side of Clinton Street; to the northeastward of a line from the last-mentioned point to a point 243 feet southerly of the prolonged south side of Clinton Street and 210 feet east of the east side of Prospect Street; to the eastward of a line 210 feet east of and parallel to the east side of Prospect Street; to the northward of a line 25 feet north of and parallel to the prolonged north side of Suffolk Street; to the westward of a line 210 feet west of and parallel to the west side of South Long Beach Avenue, said line extending northerly to a point 222 feet south of the prolonged south side of Queens Street; to the southwestward of a line from the last-mentioned point to a point 74 feet northerly of the prolonged north side of Queens Street and 120 feet west of the west side of Roosevelt Avenue; and to the westward of a line 120 feet west of and parallel to the west side of Roosevelt Avenue.

(1) The Captain of the Port is authorized to issue permits for maintaining mooring buoys within the anchorage. The method of anchoring these buoys will be prescribed by the Captain of the Port. No vessel shall anchor in the anchorage in such a manner as to interfere with the use of a duly authorized mooring buoy.

(2) No vessel shall be navigated within Randall Bay at a speed exceeding 6 knots.

§ 6 3–71 *Execution Rock Anchorage in Long Island Sound, New York*—(a) *The anchorage area.* Westward of a line extending true north of Execution Rocks Light, to the northwestward of a line bearing 33.5° true and ranging from Hart Island Light to Execution Rocks Light, to the southward of a line bearing due east from chimney on Davenport Neck through Emerald Rock Buoy (HB) to the eastward of a line bearing 28° true from northwest corner of Hart Island to an intersection point of a line extending due east of ventilator on Huckleberry Island, thence due north.

§ 6.3–72 *Hempstead Harbor, Long Island Sound, New York*—(a) *The anchorage area.* Vessels may anchor in Hempstead Harbor to the west of a line bearing 316½° and extending from Matinicock Point to east end of Parsonage Point, a distance of 1,000 yards; to the south of a line bearing 59° ranging on a line from Sands Point Light to a point intersecting the eastern limits 1,000 yards from Matinicock Point; to the east of a line bearing 316° ranging from Hempstead Harbor breakwater light to Edgewater Point breakwater light.

FOURTH NAVAL DISTRICT

Sections 6.4–1 to 6.4–16, inclusive, are repealed and the following § 6.4–1 is substituted therefor.

Anchorage and Restricted Areas

§ 6.4–1 *Philadelphia, Pennsylvania* (a)—*The anchorage area*—(1) *Anchorage No. 1* (Port Richmond Anchorage). Located south of the channel, between the upper and lower ends of Petty Island, and between lines opposite Allegheny Avenue and Pier No. 80 North, near Norris Street, Philadelphia, marked by White Spar Buoys A, B, C, and D. (C and GS Chart 280).

Vessels having a draft less than twenty feet must anchor west of Pier No. 11 at Port Richmond. The area off the Crew Levick Wharf at Petty Island shall be restricted to facilitate the movement of vessels to and from the Company's wharf. Vessels must not cast anchor in the cable area indicated, except in a case of emergency.

(2) *Anchorage No. 2* (Cooper Point Anchorage). Located east of the channel; between lines marking the prolongation of the south side of Pier No. 25 North and the prolongation of the north side of Pier No. 40 North, Philadelphia. (C and GS Chart 280).

(3) *Anchorage No. 3* (Greenwich Anchorage). Located east of the channel; between Greenwich Point Lighted Buoy 48A and Greenwich Point Anchorage Buoy "2" at Kaighn Point. (C and GS Chart 280).

The area between Pier No. 2, New York Shipbuilding Corporation and the McAndrews and Forbes Company's Pier, Camden shall be restricted to facilitate the movement of car-floats to and from Bulson Street, Camden. Should the anchorage become so congested that vessels are compelled to anchor in the restricted area, they must move immediately when another berth is available.

(4) *Anchorage No. 4* (Gloucester Anchorage). Located southeast of the channel, between Howell Cove Buoy 48 and Greenwich Point Lighted Buoy 48A. (C and GS Chart 280).

(5) *Anchorage No. 5* (League Island Anchorage—Naval). Located north of the channel between lines which are a prolongation of the east side of Piers No. 1 and No. 7, at the Navy Yard, Philadelphia. This is a restricted Naval Anchorage. (C and GS Chart 280).

(6) *Anchorage No. 6* (Mantua Creek Anchorage). Located southeast of the channel marked by Mantua Creek Anchorage Buoy A, B, C, and D, from a line running 0° true. (C and GS Chart 295).

(7) *Anchorage No. 7* (Thompson Point Anchorage). Located south of the channel and marked by a line bearing 0° true from Thompson Point and a line bearing 0° true from the east edge of Crab Point. (C and GS Chart 295).

(8) *Anchorage No. 8* (Marcus Hook Anchorage). (i) Located southeast of the channel commencing at Marcus Hook Range Lighted Buoy 6M and extending to line bearing 329° true from the lower end of Raccoon Island, New Jersey. (C and GS Chart 295).

(ii) A preferential area is hereby designated for the use of vessels awaiting quarantine inspection, between lines projected from the northeast and southwest boundaries of the United States quarantine station at Marcus Hook, Pennsylvania, and southeastward of the ship channel. Should the remainder of the anchorage be in use, the preferential area, when unoccupied, may be used by deep draft vessels not subject to quarantine inspection. The deep draft area of the quarantine anchorage is marked by Marcus Hook Range Lighted Buoy 6M, Marcus Hook Anchorage Buoy A, Marcus Hook Anchorage Quarantine Buoy C, and Marcus Hook Anchorage Buoy D. Light draft vessels should anchor northeastward from Marcus Hook Anchorage Buoy D. (C and GS Chart 295).

(9) *Anchorage No. 9* (Deepwater Point Anchorage). Located east of the Cherry Island Range channel and commencing at a line bearing 280° true from Deepwater Point Range front light, to a line bearing 112° true from the Christina River South Jetty Light. Vessels must not cast anchor in the cable area indicated except in a case of emergency. (C and GS Chart 294).

(10) *Anchorage No. 10* (Artificial Island Anchorage). Located in the vicinity of Reedy Island at the upper end of Artificial Island, to the eastward of Reedy Island Range Channel. The area is marked by Artificial Island Explosive Anchorage Buoys A (ex), B (ex), C (ex) and D (ex). (C and GS Chart 294).

(11) *Anchorage No. 11* (*Restricted*) (Five Mile Point Anchorage). Located north of the Fisher Point Range channel; between Pier No. 179 North and the Philadelphia Electric Company Pier below the Delair Railroad Bridge, Philadelphia. This anchorage shall be reserved for vessels under custody of the United States. No vessel shall occupy this anchorage without a permit from the Captain of the Port. (C and GS Chart 280).

(12) *Anchorage No. 12* (*Restricted*) (Petty Island Anchorage). Located south of Fisher Point Range Channel; between a prolongation of the north side of Pier No. 179 North to the prolongation of the north side of the Philadelphia Gas Works Company Pier, Philadelphia. This anchorage shall be reserved for vessels under custody of the United States. No vessel shall occupy this anchorage without a permit from the Captain of the Port. (C and GS Chart 280).

(13) *Anchorage No. 13* (Pea Patch Island Anchorage). Located east of New

Castle Range Channel, commencing at New Castle Range Buoy 4N and extending to a line bearing 64° true from Fort Delaware Light. This anchorage shall be available for general cargo vessels upon permission of the Captain of the Port. (C and GS Chart 294).

(14) *Anchorage No. 14 (General Anchorage)* (Bombay Hook Point Anchorage). Located west of Liston Range Channel, between a line bearing 228° true from Ship John Shoal Lighthouse and a line bearing 228° true from Delaware Bay Main Channel Lighted Bell Buoy "42." (C and GS Chart 1218).

FIFTH NAVAL DISTRICT

Section 6.5–15 (3) is amended by substituting the words "thence 1900 yards, 177° true" for the words "thence 1000 yards, 177° true".

Section 6.5–15, paragraph (4) is repealed, and the following area is substituted in lieu thereof:

(4) *Anchorage L–E Naval anchorage for amphibious craft.* The area between two parallel lines running 12° true from the East Jetty Light at Little Creek, and from a point on the beach 1.8 miles east of East Jetty Light, and extending from the shore to the southern boundary of Anchorage Area "B" as shown on USC&GS Chart No. 481.

Section 6.5–130 (a) is amended by adding the following passage:

Passage No. 3: A line drawn 221° 700 yards from a point beginning at Piney Point (38°08'01" N., 70°31'45" W.), thence easterly 90° for a distance of 1,250 yards, thence 301° to a point of beginning.

Subparagraphs (1) and (2) of § 6.5–130 (b) are amended by striking the words "Passages No. 1 and No. 2", and substituting in lieu thereof "Passages No. 1, No. 2 and No. 3".

Section 6.5–225 is amended to read as follows:

§ 6.5–225 *Chesapeake Bay, Lynnhaven Roads, restricted area*—(a) *The area.* Beginning at a point on the beach 1.8 miles east of East Jetty Light, at Little Creek, Va., thence on an angle 12° true to the south edge of Thimble Shoal Channel, thence along the south edge of Thimble Shoal Channel to a point made by an intersection of a line drawn on an angle of 12° true through Little Creek Harbor Approach Lighted Bell Buoy "2A" (FL. R), thence in a southerly direction along said line extended to the shore, and thence easterly across Little Creek Inlet and along the shore to the point or place of beginning.

(b) *The regulations.* (1) No fish pounds stake or structures shall be located in the area described above.

(2) In accordance with general Captain of the Port regulations all boats shall stay at least three hundred (300) yards away from naval vessels and six hundred (600) yards away from any vessel displaying the red "baker" burgee.

Section 6.5–325 (a), subparagraph (6), is repealed.

SIXTH NAVAL DISTRICT

Sections 6.6–1 to 6.6–24, inclusive, are repealed and the following §§ 6.6–5 to 6.6–110, inclusive, are substituted therefor.

Anchorage Regulations

Sec.
6.6–5 Port of Charleston, South Carolina.
6.6–7 Waters of the Cape Fear River, North Carolina.
6.6–10 Wilmington River, Thunderbolt Harbor, Georgia.
6.6–15 Turners Creek, Georgia.
6.6–20 Jacksonville, Florida.

Restricted areas

6.6–100 Waters of New River, North Carolina; firing sectors.
6.6–105 Waters of the Atlantic Ocean; U. S. Naval Air Station, Jacksonville, Florida; gunnery and bombing target area, north of St. Marys Entrance.
6.6–110 Waters of the Atlantic Ocean; U. S. Naval Air Station, Jacksonville, Florida; Aerial Practice Bombing and Gunnery Range, at the mouth of Nassau Sound, Florida.

Anchorage Regulations

§ 6.6–5 *Port of Charleston, South Carolina*—(a) *General anchorage.* The anchorage grounds shall include all the navigable portions of that harbor and the portions of Cooper, Ashley and Wando Rivers adjacent thereto except the following:

(1) *Areas of prohibited anchorage.* (i) That portion of Cooper River which is bounded on the north by a true east and west line through the north customhouse wharf, on the east by Shutes Folly Island, on the south by a true east and west line through the south shore of Shutes Folly Island, and on the west by the waterfront of Charleston.

(ii) A ship channel between the jetties and the Navy Yard 600 feet wide (or as much wider as an improved channel may hereafter be dredged) following the established ranges and usual courses and passing east of Drum Island. Between the north customhouse wharf and the northernmost building ways of the Charleston Shipbuilding and Dry Dock Co. this shall include all the area between the eastern limit of said channel and the eastern waterfront of Charleston.

(iii) A ship channel 560 feet wide from the vicinity of the northernmost building ways of the Charleston Shipbuilding & Drydock Co. north through Town Creek Channel, following the established ranges and usual courses and connecting at both ends with the main channel.

(iv) A ship channel in Ashley River from its mouth to Standard Wharf 240 feet wide following the established ranges and usual courses and widened at the eastern end to connect with the main channel in Cooper River.

(v) The commonly used channel in Wando River with width of 200 feet.

(vi) A channel 200 feet wide in Hog Island Channel from Cooper River to the area opposite the mouth of Shem Creek having its northern limit along the line of lighted beacons in Hog Island Channel.

(vii) An area 1,200 feet wide extending from Ripley Shoal Light toward the head of the Seaboard Air Line wharf (foot of Hasell Street) to its junction with the prohibited area described in subdivision (i) of this subparagraph.

(viii) An area 1,200 feet wide extending from Ripley Shoal Light to Fort Sumter light with its axis connecting these structures.

(ix) An area 1,200 feet wide extending from Fort Sumter Light to Old Fort Moultrie, with its axis connecting the centers of those structures.

(x) An area 1,200 feet wide extending from the tank at Ft. Johnson north to its junction with the prohibited area described in subdivision (viii) of this subparagraph, with its axis passing through the tank.

(xi) An area 900 feet in width, extending from the restricted area described in this subparagraph to Haddrell Point, with its axis passing through the center of nun buoy 36 and the center of the rear range light of the Mt. Pleasant Range, and with its axis turning at a point 600 yards beyond the rear range light of the Mt. Pleasant Range so as to run in a west-east line.

(xii) An area 900 feet in width in the vicinity of the Naval Degaussing Range, extending from the Range House east to Hog Island, with its axis passing through the centers of dolphins A, B, C, & D.

(2) *Anchorage for explosives.* Vessels carrying explosives in bulk may anchor only in that section of the Wando River, designated as "Anchorage for Explosives" which lies on the west side of that river between a point opposite the south end of Daniel Island and a point about one mile to the north: *Provided*, That vessels carrying explosives in bulk shall not anchor within 400 yards of each other, but this provision is not intended to prohibit lighters from lying alongside ships for the transfer of cargo. Located within the "Anchorage for Explosives" are three (3) sets of dolphins which may be assigned to explosives laden vessels. These sets of mooring dolphins are designated from south to north as X1, X2, and X3.

(3) *Special anchorages.* Special anchorages may be assigned by the Captain of the Port. Designated by a letter and numeral, these special anchorages are described below.

The distances and bearings for the centers of the following anchorages are from the tank on the Battery, Charleston, S. C. lat. 32°46'12" long. 79°55'56".

A 1	1,920 yards 131° true.
A 2	1,570 yards 136° true.
A 3	1,210 yards 141° true.
A 4	890 yards 153° true.
A 5	625 yards 174° true.
A 6	575 yards 216° true.
A 7	700 yards 249° true.
A 8	1,000 yards 268°30' true.
A 9	1,325 yards 278° true.
A 10	1,670 yards 284°30' true.
A 11	2,180 yards 290° true.
A 12	3,000 yards 296°30' true.
B 1	2,460 yards 029° true.
B 2	1,975 yards 035° true.
B 3	1,340 yards 059° true.
B 4	1,200 yards 078° true.
B 5	1,280 yards 099° true.
B 6	2,350 yards 129° true.
B 7	2,775 yards 126° true.
F 1	1,750 yards 087° true.
F 2	1,680 yards 098° true.
F 3	2,000 yards 094° true.
F 4	1,650 yards 103° true.
F 5	2,150 yards 103° true.
F 6	2,430 yards 111°30' true.
F 7	2,020 yards 111° true.
F 9	2,025 yards 093° true.

The distances and bearings for the centers of the following anchorages are from the tank at Fort Johnson. Lat. 32°45'09" long. 79°53'55".

B 8	850 yards 298° true.
F 8	1,075 yards 337° true.
F 10	2,075 yards 353° true.
F 11	2,075 yards 003° true.
F 12	2,075 yards 013° true.
C 1	2,200 yards 024° true.
C 2	1,800 yards 033° true.
C 3	2,440 yards 035° true.
C 4	2,100 yards 045° true.
C 5	2,650 yards 046° true.
C 6	2,370 yards 057° true.
C 7	2,875 yards 055° true.
C 8	2,575 yards 068° true.

The distances and bearings for the centers of the following anchorages are from Ft. Sumter Light. Lat. 32°45'11" long. 79°52'30".

C 9	1,280 yards 015° true.
C 10	590 yards 030° true.
C 11	1,080 yards 040° true.
C 12	1,175 yards 092° true.

The anchorage diameters are as follows: A 1 to A 12, 1050'; F 1 to F 5, 1050'; F 6 to F 8, 1200'; F 9 to F 12, 1050'; B 1 to B 8, 1400'; and C 1 to C 12, 1500'.

(b) *The regulations.* (1) Vessels assigned a special anchorage will place their anchors as near as possible in the center of the anchorage. Vessels not assigned a special anchorage will not place their anchors within the areas of prohibited anchorage, but vessels may be so anchored as to swing into these areas, provided that they are so placed, with reference to the customary winds, tides and currents of the harbor, that they will so swing only during slack water.

(2) Vessels must be anchored in such a way as not to interfere with the free navigation of channels of the port, including Cooper, Ashley and Wando Rivers, or to obstruct the approach to any pier or entrance to any slip, or to impede the movement of any ferry boat.

(3) Except in cases of great emergency, or when assigned a special anchorage by the Captain of the Port, no vessel shall be so anchored that it can swing within 400 feet of the eastern waterfront of Charleston, S. C.

(4) Except in cases of great emergency, or when assigned a special anchorage of the Captain of the Port, no light vessel (vessel not laden) nor small craft shall be anchored in Cooper River north of an east and west line through the north customhouse wharf.

§ 6.6–7 *Waters of the Cape Fear River, North Carolina*—(a) *The restricted area.* All waters of the Cape Fear River from its entrance inside of a line extending 146° true from Oak Island Coast Guard Station to a point tangent on the outer coast line of Smith Island, thence 1,775 yards, 280° true to Radio Beacon Tower; and to points 500 yards north of the Atlantic Coastline Railroad Bridge on the Cape Fear River and 500 yards north of the Atlantic Coastline Railroad Bridge on the northeast Cape Fear River.

(b) *The regulations.* No vessel under 100 feet in overall length, except public vessels, shall operate, navigate, anchor, or moor within the restricted area, without first obtaining permission to do so from the Captain of the Port, Wilmington, North Carolina: *Provided*, That such vessels may transit the waters between point of entrance on the Intracoastal Waterway at Southport, North Carolina and Snow's Cut, on continuous passage during the hours between sunrise and sunset.

§ 6.6–10 *Wilmington River, Thunderbolt Harbor, Georgia.* (a) All azimuths are referred to the true meridian. The area in Wilmington River, in the vicinity of Thunderbolt Harbor, Georgia, described below is hereby established as anchorage grounds for vessels and the following rules and regulations relating thereto are hereby adopted:

To the westward of the following described line: A line bearing 183° (S. 3° W.), 480 feet, from the southeasterly corner of the outer end of the wharf of the Shrine Club to a buoy; thence bearing 204½° (S. 24½° W.), 2,280 feet, to the Maggioni Packing Plant.

NOTE: Temporary floats or buoys for marking anchors or moorings in place will be allowed in this area. Fixed mooring piles or stakes are prohibited.

(b) *The regulations.* (1) Except in cases of great emergency, no vessel shall anchor in Wilmington River, Georgia, between the State Highway Bridge, Thunderbolt, Georgia, and 4,000 feet to the southward, except in the anchorage areas hereby defined and established: *Provided, however*, That vessels may moor to any lawfully constructed wharf.

§ 6.6–15 *Turners Creek, Georgia.* (a) The area in Turners Creek, Georgia, in the vicinity of its mouth indicated on the appropriate U. S. C. & G. S. chart and more particularly described below, is hereby established as anchorage grounds for vessels, and the following rules and regulations relating thereto are hereby adopted:

To the southwestward of the following described line: A line beginning at a point on the northerly high water shore line of Wilmington Island 750 feet northwesterly from the Savannah Yacht Club wharf and bearing 34°25' (N. 34°25' E.), 200 feet, to a buoy; thence bearing 124°25' (S. 55°35' E.) 1,800 feet, to a buoy; thence bearing 214°25' (S. 34°25' W.), 150 feet, to the high water line of Wilmington Island.

NOTE: Temporary floats or buoys for marking anchors or moorings in place will be allowed in this area. Fixed mooring piles or stakes are prohibited.

(b) *The regulations.* (1) Except in cases of great emergency, no vessels shall anchor in Turners Creek between its mouth in Wilmington River and a point 4,000 feet to the eastward except in the anchorage area hereby defined and established: *Provided, however*, That vessels may moor to any lawfully constructed wharf.

§ 6.6–20 *Jacksonville, Florida*—(a) *The anchorage area*—(1) *Anchorage A.* The northern limits of this anchorage shall be about 1,200 yards south of drawbridge crossing the St. Johns River at Jacksonville, Florida, and extending on a line running east and west through Grassy Point Middle Ground Lower End Light No. 31. The southern limits of this anchorage from Grassy Point Middle Ground Light No. 34 shall be a line running east to the eastern edge of anchorage. The eastern edge of the anchorage shall be a line running between Hedricks Point and La Vista Point, South Jacksonville, Florida. The western edge of the anchorage shall be a line from Grassy Point Middle Ground Light No. 34 to Winter Point, Jacksonville, Florida.

NOTE: Permanent anchorage for deep draft vessels.

(2) *Anchorage B.* The northern limits shall be the southern limits of Anchorage A. The eastern and western limits shall be the continuation of the eastern and western limits of Anchorage A. The southern limits shall be a line east and west from La Vista Point, South Jacksonville, Florida, to Sadler Point, Ortega, Jacksonville, Florida.

NOTE: Permanent anchorage for shallow draft vessels.

(3) *Anchorage C.* The southern and eastern limits of this anchorage are the shores of the St. Johns River. The western and northern limits are from a point on the shore line north to Twenty Foot Rock Buoy No. 81, thence to Commodore Point Lighted Buoy No. 79, thence NE x N 600 yards, thence east to Empire Point. This anchorage shall be an anchorage for vessels exceeding twenty-four feet in draft. No vessel shall remain in this anchorage more than twenty-four hours without obtaining a permit from the Captain of the Port.

(4) *Anchorage D.* The area included within the following buoys and lights: From Terminal Channel Light No. 7 to Cross Channel Buoy No. 78, to Arlington Cut Buoy No. 76 to Terminal Channel Light No. 5 and to Terminal Channel Light No. 7. No vessels shall anchor within 300 feet of Terminal Channel or Arlington Cut.

NOTE: Permanent anchorage for light draft barges and schooners.

(5) *Anchorage E.* From Six Mile Creek Cut Range Front Light No. 73, due west to Texas Company Wharf, thence to Chaseville Middle Ground Black and Red Buoy, thence NE x E to shore line 1,100 yards south of Chaseville, Florida. This anchorage shall be used only by vessels awaiting quarantine inspection, or by special permit from the Captain of the Port.

(6) *Anchorage F.* From Six Mile Creek Cut Range Front Light No. 73, to Chaseville Middle Ground Black and Red Buoy, thence NE x E to shore line 1,100 yards south of Chaseville, Florida.

NOTE: Permanent anchorage for deep draft barges and schooners.

(7) *Anchorage G.* (Explosive). The area to the westward of the Trout River Cut, Maine Ship Channel, St. Johns River, and to the northward of Red Nun Buoy No. 66. No vessel shall anchor within 200 yards of the Trout River Cut.

Restricted Areas

§ 6.6–100 *Waters of New River, North Carolina; firing sectors*—(a) *The danger zone.* The firing ranges include the

waters within eight sectors located as follows: (1) *Jacksonville River sector.* Bounded on the north by an east-west line passing through day marker No. 41, New River dredged channel; on the south by a line running S. 63°30′ W. from Paradise Point to Ragged Point; including Northeast Creek up to a north-south line at long. 77°23′30″ W.; and Southwest Creek up to a point where it narrows to 200′ width; including all water areas to the high water line.

(2) *Morgan Bay River sector.* Bounded on the north by a line running S. 63°30′ W. from Paradise Point to Ragged Point; on the south by a line running N. 74°30′ W. from Hadnot Point to Holmes Point; including Wallace Creek up to a north-south line at long. 77°22′00″ W.; including all water areas to the high water line.

(3) *Farnell Bay River sector.* Bounded on the north by a line running N. 74°30′ W. from Hadnot Point to Holmes Point; on the south by a line running S. 67° E. from Town Point to the south side of the mouth of French Creek; including French Creek up to a north-south line at long. 77°20′00″ W.; including all water areas to the high water line.

(4) *Grey Point River sector.* Bounded on the north by a line running S. 67° E. from Town Point to the south side of the mouth of French Creek; on the south by a line running N. 68°30′ W. from a point on the east side of New River opposite the head of Sneads Creek to the south side of the mouth of Stone Creek; including all water areas to the high water line.

(5) *Stone Creek sector.* That portion of the Grey Point River sector at the upper end of Stone Bay lying west of a north-south line at long. 77°26′00″ W.; including all water areas to the high water line.

(6) *Stone Bay River sector.* Bounded on the north by a line running N. 68°30′ W. from a point on the east side of New River opposite the head of Sneads Creek to the south side of the mouth of Stone Creek; on the south by Sneads Ferry Bridge; including all water areas to the high water line.

(7) *Courthouse Bay River sector.* Bounded on the north by Sneads Ferry Bridge; on the south by a line running S. 52° W. from Wilkins Bluff to Hall point; including all water areas to the high water line.

(8) *Traps Bay River sector.* Bounded on the north by a line running S. 52° W. from Wilkins Bluff to Hall Point; on the south by a line running N. 80° W. from Cedar Point to Inland Waterway Beacon No. 70, at the mouth of New River; thence S. 74° W. to Hatch Point; including all water areas to the high water line.

(b) *The regulations.* (1) Sailing vessels or any water craft having a speed of less than 5 miles per hour will keep clear of the closed sectors at all times after notices of firing have been given. Any vessel or other water craft propelled by mechanical power at a speed greater than 5 miles per hour may enter the firing sectors without restriction except when the signals enumerated in subparagraphs (4) and (5) of this paragraph are being displayed. When the above signals are displayed all vessels in the sectors will clear immediately and no vessel will enter the sectors until the signals indicate that firing has ceased.

(2) Firing will take place during both daylight and nighttime hours, at irregular periods throughout the year.

(3) Two days in advance of the day when firing in any sector except the Stone Creek Sector is scheduled to begin, the Commanding Officer of the Marine Barracks, New River, North Carolina, will warn the public of the contemplated firing, stating the sector or sectors to be closed, through the public press and the U. S. Coast Guard. The Stone Creek sector may be closed without advance notice.

(4) A tower, 25 feet in height, shall be erected near the easterly shore at the upper and lower limits of each sector. On days when firing is scheduled, a red flag will be displayed on each of the towers bordering the sector or sectors to be closed. These flags will be displayed not later than 8:00 a. m., and will be removed when firing ceases for the day.

(5) During night firing, red lights will be displayed on the towers.

(6) These regulations shall be enforced by the Captain of the Port and by the Commanding Officer, Marine Barracks, New River, North Carolina, or such responsible agent or agents as they may jointly designate.

§ 6.6–105. *Waters of the Atlantic Ocean; U. S. Naval Air Station, Jacksonville, Florida; gunnery and bombing target area, north of St. Marys Entrance*—(a) *The danger zone.* The gunnery and bombing target area is located about 2.5 nautical miles off shore from Cumberland Island, Georgia, and 7.5 nautical miles north of the entrance to Fernandina Harbor, Florida, in a circle having a radius of one nautical mile with its center at north latitude 30°50′03″ and west longitude 81°23′01″. The military operations which will be carried on in the area consist of firing at a target raft cluster from weapons mounted in airplanes flying at various altitudes, and the dropping of practice aerial bombs from airplanes on points within the area. The target cluster will be located at the center of the danger area and there will be no additional marking of the area.

(b) *The regulations.* (1) No vessel or other craft shall enter or remain within the area designated during its use for target practice except as provided in subparagraph (4) of this paragraph.

(2) Bombing and target practice will take place in the area at frequent and irregular intervals throughout the year, regardless of season, and advance notice will be given of the date on which the first of such activities will begin. At intervals of not more than three months thereafter, notice will be given that practice is continuing. Such notices will appear in the local newspapers and in "Notice to Mariners".

(3) Prior to conduct of each practice, the danger area will be patrolled by naval aircraft which will warn navigation to leave the area by "zooming" a safe distance to the side. Upon receiving this signal any watercraft within the danger zone shall immediately leave it and no craft shall enter the area until practice has ceased.

(4) These regulations shall not deny access to or egress from harbors contiguous to this danger area by regular cargo-carrying vessels, nor shall they deny traverse of portions of the danger area by regular cargo-carrying vessels proceeding on established steamer lanes. In case of the presence of any such vessel in the danger area, the officer in charge of gunnery and bombing operations shall cause the cessation or postponement of fire until the vessel has cleared the area. The vessel shall proceed on its normal course and not delay its progress.

(5) These regulations will be enforced by the Captain of the Port and by the Commandant, United States Naval Air Station, Jacksonville, Florida, and such other agencies as he may designate.

§ 6.6–110 *Waters of the Atlantic Ocean; U. S. Naval Air Station, Jacksonville, Florida; Aerial Practice Bombing and Gunnery Range, at the mouth of Nassau Sound, Florida*—(a) *The Danger Zone*—(1) *The bombing range.* An area bounded by a circle having a radius of one nautical mile, the center being at latitude 30°30′00″ N., longitude 81°25′45″ W., on an unnamed island in the mouth of Nassau Sound.

(2) *The gunnery range.* An area in the Atlantic Ocean in the vicinity of the mouth of Nassau River, Florida, bounded as follows: Beginning at latitude 30°27′00″ N., longitude 81°26′45″ W.; thence north to latitude 30°37′00″ N., longitude 81°26′45″ W.; thence clockwise along the arc of a circle having a radius of seven nautical miles, the center being at latitude 30°30′00″ N., longitude 81°25′45″ W., on an unnamed island in the mouth of Nassau Sound, to latitude 30°27′00″ N., approximate longitude 81°18′30″ W.; thence west to the point of beginning.

(3) The operations which will be carried on in the area consist of the dropping of bombs from airplanes on points within the area and firing at targets from weapons mounted in airplanes flying at varying altitudes. Targets will be located on the unnamed island in the mouth of Nassau Sound, and the direction of fire will be seaward and confined as nearly as practicable between radii bearing 22°30′ and 90°00″ true.

(b) *The regulations.* (1) The danger area is open to navigation except when bombing or gunnery practice is being conducted, when no vessel or other craft shall enter or remain within the area except as provided in subparagraph (4) of this paragraph.

(2) Bombing and gunnery practice will take place in the area throughout the year, regardless of season, during the period between one hour after sunrise and one hour before sunset daily. At intervals of not more than three months, notices will be issued that such practice is continuing. Such notices will appear in the local newspapers and in the "Notice to Mariners".

(3) Prior to the conduct of each practice, the area will be patrolled by naval aircraft which will warn vessels to leave the area by "zooming" a safe distance to the side. Upon receiving this signal, any watercraft within the danger zone shall leave it immediately and no craft shall enter the area until practice has ceased.

(4) These regulations shall not deny access to or egress from harbors contiguous to the danger area by regular cargo-carrying vessels, nor shall they deny traverse of portions of the danger area by regular cargo-carrying vessels proceeding in established steamer lanes. In case of the presence of any such vessel in the danger area, the officer in charge of gunnery and bombing practice shall cause the cessation or postponement of such operations until the vessel has cleared the area. The vessel shall proceed on its normal course and shall not delay its progress.

(5) These regulations will be enforced by the Captain of the Port, and by the Commandant, United States Naval Air Station, Jacksonville, Florida, and such agencies as he may designate.

TENTH NAVAL DISTRICT

Sections 6.10–1 to 6.10–10, inclusive, are repealed and the following §§ 6.10–1 to 6.10–120, inclusive, are substituted therefor.

Anchorage Areas

6.10–1 San Juan, Puerto Rico.
6.10–10 St. Thomas Harbor, Charlotte Amalie, Virgin Islands.

Restricted and Prohibited Areas

6.10–100 San Juan Harbor, Puerto Rico; restricted seaplane operating area.
6.10–105 Culebra Island; restricted area.
6.10–110 Roosevelt Roads, Puerto Rico; restricted area in the vicinity of Vieques Passage; Vieques Island, Ensenada Honda, and Port Medio Mundo; naval anchorage and installations.
6.10–115 St. Thomas, Virgin Islands; restricted area.
6.10–120 St. Thomas, Virgin Islands; prohibited area.

Anchorage Areas

§ 6.10–1 *San Juan, Puerto Rico*—(a) *The anchorage area.* Anchorage grounds in the San Juan Harbor are bounded as follows: On the north by a line between Puntilla Point Light and Isle Grande Light. On the south by a line starting at Buoy 1 and extending 285°, 463 yards to the western boundary line. On the east by a line from Buoy No. 1 through positions of buoys marking the eastern edge of the harbor, 23½°, 990 yards to northern boundary. On the west by a line starting from a point 285°, 463 yards from Buoy No. 1 and extending 25°, 820 yards to the northern boundary line.

(1) Anchorage A comprises that part of the anchorage area described above which lies north of a line bearing 112° from Puntilla Point Light and between the east and west boundary line. Anchorage A shall be a general anchorage, vessels awaiting customs or quarantine shall use this anchorage. No vessel shall remain in this anchorage more than 12 hours without a permit from the Captain of the Port.

(2) Anchorage B (Restricted) comprises that part of the anchorage area described above, bounded on the north by a line bearing 112° from Puntilla Point Light, on the south by a line extending 285° from Buoy No. 1 and on the east and west by the lines defining the anchorage area. No vessels shall anchor in Anchorage B without a permit from the Captain of the Port.

(3) Anchorage D comprises that part of San Antonio Channel which lies to the eastward of longitude 66°05′45″ west. Anchorage D shall be a yacht and small craft anchorage.

§ 6.10–10 *St. Thomas Harbor, Charlotte Amalie, Virgin Islands*—(a) *The anchorage area*—(1) *Anchorage A.* (Inner harbor anchorage). The area inclosed by lines drawn as follows: To the southward of a line bearing 85° from the center of Ballast Island; thence to the eastward of a line bearing 146° from point (A), located 450 yards bearing 85° from the center of Ballast Island, to a point (B), 800 yards distance; thence to the northward of a line bearing 70° from point (B) to a point (C), 860 yards distant; and thence to the westward of a line bearing 340° from point (C) to a point (D), 500 yards distant.

(2) *Anchorage B.* (Outer harbor anchorage). The area inclosed by lines drawn as follows:

To the westward of a line bearing 180° from Scorpion Rock Lighted Buoy No. 1 to a point (A), 860 yards distant; thence to the northward of a line bearing 253° from point (A) to a point (B), 1530 yards distant; thence to the eastward of a line bearing 0° from point (B) to the southerly tip of Sprat Point, Water Island; and thence to the southward of a line drawn from Sprat Point to Cowell Point, Hassel Island and thence to Scorpion Rock Lighted Buoy No. 1, and thence to point of beginning.

NOTE 1: This area shall be used by vessels undergoing examination by Quarantine, Customs, Immigration, and Coast Guard Officers. Upon completion of these examinations, vessels shall move promptly to anchorage.

NOTE 2: This anchorage shall also be used for vessels having drafts too great to permit them to use the inner harbor anchorage. No vessel shall remain more than 48 hours in this anchorage without a permit from the Captain of the Port.

(3) *Anchorage D, East Gregerie Channel Anchorage* (Explosive). Which is bounded as follows: On the northeast by Hassel Island; on the southeast by the northwest boundary of Anchorage B; on the southwest by Water Island; and on the northwest by a line 55° from Banana Point Light, Water Island, to Hassel Island.

(4) *Anchorage E* (Small craft anchorage). All that area north of a line passing through the center of Ballast Island on a bearing of 25°.

NOTE: This anchorage shall be used by small vessels undergoing examination and also by small vessels anchoring under permit from the Captain of the Port.

Restricted and Prohibited Areas

§ 6.10–100 *San Juan Harbor, Puerto Rico; restricted seaplane operating area*—(a) *The area.* That portion of San Juan Bay located to the east and south of a line extending 205°, 1280 yards from Isle Grande Light, thence 270°, 715 yards to San Juan Bay located to the east and south of a line extending to San Juan Harbor Lighted Buoy "12", thence 180°, 625 yards, and thence 90°, 455 yards to the north side of Catano Point. Limited portions of the areas are exempted as described below:

(1) Areas in Catano and Pueblo Viejo Bays located west of a north and south line tangent to Catano Point. These areas may be utilized for the anchorage of small craft.

(2) The channel and turning basin to the Graving Dock and the channel connecting the Graving Dock turning basin with the Martin Pena Channel. These areas may be utilized for the passage of vessels to and from the Graving Dock and the Martin Pena Channel.

(3) The channel from the U. S. Army Terminal in Pueblo Viejo Bay connecting with the Graving Dock Channel at a point near Buoy No. 2. This area may be utilized for the passage of vessels to and from the U. S. Army Terminal.

(b) *The regulations.* (1) Except as noted in subparagraphs (1), (2) and (3) of paragraph (a) of ths secton, no vessel shall operate or anchor within this area excepting those attendant upon seaplane operations. In event of emergency, the movement of vessels in the areas exempted from restrictions outlined above may be prohibited during such periods when their presence would endanger aircraft using the restricted areas.

(2) The Captain of the Port in cooperation with the Commanding Officer of the Naval Air Station, San Juan, shall enforce these regulations.

§ 6.10–105 *Culebra Island; restricted area*—(a) *The area.* An area enclosed by a line drawn northeasterly from Fungy Bowl 7 miles to latitude 18°26.5′ N., longitude 65°16.8′ W. and a line from this point 107°30′ to latitude 18°25.1′ N., longitude 65°12.1′ W., a line from this point 7 miles southwesterly to Matojo Cay, a line from Matojo Cay to Scorpion Point, a line 180° from Scorpion Point to latitude 18°11′ N., longitude 65°18.7′ W., a line from this point 300° true to Hodgkins Shoal buoy, and a line 47° true from Hodgkins Shoal buoy to Fungy Bowl, the point of beginning.

(b) *The regulations.* (1) The above area is subject to use as a target area for bombing and gunnery practice. Appropriate notices will be issued to the public in advance of this activity by the officer in charge of such activity.

(2) These regulations shall be enforced by the Commander Training Group, Guantanamo Bay, Cuba, or his authorized representative.

NOTE: This area in no way supersedes Executive Order No. 8684 dated February 14, 1941 (6 FR 1016) which establishes the Culebra Island and the territorial waters between the extreme high water mark and the three mile boundary surrounding the island as a Naval Defensive Sea Area and a Naval Air Space Reservation.

§ 6.10–110 *Roosevelt Roads, Puerto Rico; restricted area in the vicinity of Vieques Passage; Vieques Island, Ensenada Honda, and Port Medio Mundo; naval anchorage and installations*—(a) *The area.* A strip, 1,500 yards wide along

all naval reservation shore lines, which strip extends over the following areas:

(1) From Point Figuera on east coast of Puerto Rico south to Point Puerda, and west to Point Cascajo and the mouth of the Daguao River.

(2) From Caballo Point on north shore of Vieques, west around the breakwater to Point Arenas, thence south and east to a point on the shore line one mile east of the site of the abandoned central at Playa Grande.

(3) From the entrance to Port Mosquito on the south coast of Vieques east to Conejo Point.

(4) An area, enclosed by an arc with a radius of 3,000 yards centered on Cabras Island Lighthouse and extending from Point Puerca to Point Cascajo, to be restricted at all times to craft not on official business.

(b) *The regulations.* No vessel shall enter or remain within the above-described areas at any time unless on official business, except that fishing vessels are permitted to anchor in Playa Blanca, passing through the restricted area to and from anchorage on as near a north-south course as sailing conditions permit. Under no conditions will fishing be permitted in the restricted area.

§ 6.10–115 *St. Thomas, Virgin Islands; restricted area*—(a) *The areas.* (1) All of West Gregerie Channel.

(2) The water area within 100 yards of Water Island and all of Driuf and Flamingo Bay.

(3) That area in the east end of Long Bay inclosed by the shore line of the West Indian Oil Company Dock and a line starting at a point near the east end of the West Indian Oil Co. Dock in lat. 18°20'10", long. 64°55'13", thence 008° from 250 yards, thence 49° to the east shore of Long Bay.

(4) The water area inclosed by an arc of 300 yards radius using Muhleufels Point as a center.

(5) All of Lindbergh Bay and a channel 1,000 yards wide running 209° from Mosquito Point to the buoy at Porpoise Point Rock and 209° from Red Point 2,000 yards.

(b) *The regulations.* (1) No vessel except those engaged in Army or Navy operations shall navigate or anchor within the above described areas without the permission of the Captain of the Port of St. Thomas acting for the Army or Navy officer having jurisdiction over the area, but vessels may cross certain of the areas, provided such crossing is made in accordance with local regulations prescribed by the senior Army or Navy officers having jurisdiction over the areas.

(2) The Captain of the Port of St. Thomas, acting for the senior Army or Navy officer having jurisdiction, shall enforce these regulations.

§ 6.10–120 *St. Thomas, V. I.; prohibited area*—(a) *The area.* That area within 500 yards of the shore line of the U. S. Naval Station located in Little Krum Bay.

(b) *The regulations.* No vessel except those owned by the U. S. Army or the U. S. Navy shall enter the prohibited area above. The Captain of the Port of St. Thomas acting for the senior Army or the senior Navy officer present shall enforce these regulations in the prohibited area established for the Army and the Navy, respectively.

[SEAL] JOSEPH J. O'CONNELL, Jr.,
Acting Secretary of the Treasury.

Approved: April 24, 1946.

HARRY TRUMAN,
The White House.

[F. R. Doc. 46–7191; Filed, Apr. 30, 1946; 9:40 a. m.]

TITLE 36—PARKS AND FORESTS

Chapter I—National Park Service

PART 2—GENERAL RULES AND REGULATIONS

HOME OF FRANKLIN D. ROOSEVELT NATIONAL HISTORIC SITE; FEES

Paragraph (i) of § 2.55 *Fees*, is amended as follows:

Subparagraph (2) is amended by eliminating "Combined fee for Mansion and Franklin D. Roosevelt Library—$0.36."

A new subparagraph (3) is added, as follows:

(3) A fee of 21 cents shall be charged each person entering the Home of Franklin D. Roosevelt National Historic Site. A combined fee of 42 cents may be charged each person for entrance to the Home of Franklin D. Roosevelt National Historic Site and the Franklin D. Roosevelt Library. No charge shall be made for children under 12 years of age when accompanied by adults assuming responsibility for their safety and orderly conduct, or for persons desiring to visit only the grave of Franklin D. Roosevelt, or visiting the Home on business.

(39 Stat. 535, 16 U.S.C. sec. 3; 49 Stat. 666, 16 U.S.C. sec. 462)

Issued this 29th day of April 1946.

[SEAL] J. A. KRUG,
Secretary of the Interior.

[F. R. Doc. 46–7267; Filed, Apr. 30, 1946; 3:25 p. m.]

TITLE 43—PUBLIC LANDS: INTERIOR

Subtitle A—Office of the Secretary of the Interior

[Order 2191]

PART 4—DELEGATION OF AUTHORITY

DELEGATION OF AUTHORITY TO CHIEF CLERK TO AUTHENTICATE COPIES OF DEPARTMENTAL RECORDS

Pursuant to the act of June 5, 1924 (43 Stat. 390, 391, ch. 264); the act of March 3, 1925 (43 Stat. 1141, 1142, ch. 462); the act of July 3, 1926 (44 Stat. 841, 854, ch. 771, 5 U.S.C. sec. 484), and the act of August 24, 1912 (37 Stat. 497, ch. 370, 5 U.S.C. sec. 488), it is hereby ordered as follows:

§ 4.5 *Authentication of copies of records or documents.* The Chief Clerk of the Department will hereafter sign the certificate to authenticate copies of records or documents of the Department heretofore authenticated by the Secretary. This order does not affect the functions of authentication by any bureau official under the departmental regulations of August 4, 1915 (44 L. D. 235, 43 CFR, Subtitle A, Part 2), or under applicable statutes.

J. A. KRUG,
Secretary of the Interior.

APRIL 26, 1946.

[F. R. Doc. 46–7297; Filed, May 1, 1946; 9:57 a. m.]

TITLE 46—SHIPPING

Chapter II—United States Maritime Commission

Subchapter B—Regulations Affecting Maritime Carriers

[G. O. 61]

PART 221—DOCUMENTATION, TRANSFER OR CHARTER OF VESSELS

CITIZENSHIP OATH BY OWNERS OR MORTGAGEES OF U. S. VESSELS

Effective as of March 29, 1945, § 221.11 *Form of declaration to be filed by vendees, mortgagees or transferees of vessels under section 40, Shipping Act, 1916* is revised to read:

§ 221.11 *Citizenship oath by owners or mortgagees of vessels of the United States as required by section 40 of the Shipping Act, 1916, as amended.* Whenever any bill of sale, mortgage, hypothecation or conveyance of any vessel, or part thereof or interest therein is presented to any collector of customs to be recorded, the vendee, mortgagee or transferee shall file therewith, as provided by section 40 of the Shipping Act, 1916, as amended (sec. 4, 40 Stat. 902; 46 U.S.C. 838), an oath in writing as follows:

(a) For a corporation, to be executed by the president, secretary or treasurer thereof, Form No. 4557 (Rev. Mar. 29, 1945) and, where appropriate, Form No. 4557—A (Rev. Mar. 29, 1945); for an individual, Form No. 4558 (Rev. Mar. 29, 1945); or for a partner, joint owner, or member of co-partnership or unincorporated company or association, Form No. 4559 (Rev. Mar. 29, 1945).

(b) Said forms shall read respectively:

Form No. 4557

Owner or Mortgagee of Vessel

(Section 40, Shipping Act, 1916, as amended)
U. S. C., Title 46, Sec. 838, 40 Stat. 902

UNITED STATES MARITIME COMMISSION

OATH OF OFFICER OF INCORPORATED COMPANY [1]

I, _____,
of _____,
swear or affirm that I am _____ [2] of the _____ [3] a corporation organized under the laws of the State of _____ with offices at _____ [4]; that said corporation is the owner (or) [5] mortgagee of the vessel called _____ of _____, official number _____, gross _____ net _____, built [6] in 19____, at _____ as appears by _____ No. _____, issued at _____, 19____, surrendered [7] _____; that

(Give cause of surrender)

I am a citizen of the United States of America by birth, having been born at _____, (City) _____, (State) on _____ (Date of birth) (or) [5] by naturalization before the _____ (Name of court) for _____, on _____ (District, county, or State) (Date _____, having been issued Naturalization Certificate No. _____; that the president and managing directors of said corporation are citizens of the United States of America; that [5] the controlling interest (or) [5] seventy-five (75) per centum of the interest in said corporation is owned by citizens of the United States of America; that the title to [5] a majority of the stock (or) [5] seventy-five (75) per centum of the stock of said corporation is vested in citizens of the United States of America free from any trust or fiduciary obligation in favor of any person not a citizen of the United States of America, and that such proportion of the voting power of said corporation is vested in citizens of the United States; that through no contract or understanding is it so arranged that [5] the majority of the voting power (or) [5] more than twenty-five (25) per centum of the voting power of said corporation may be exercised, directly or indirectly, in behalf of any person who is not a citizen of the United States of America; that by no means whatsoever is [5] the control of said corporation (or) [5] the control of any interest in said corporation in excess of twenty-five (25) per centum conferred upon or permitted to be exercised by any person who is not a citizen of the United States of America.

_____
Subscribed and sworn to before me [8] this _____ day of _____, 19____

_____

If more than one vessel is involved, only one form of oath need to be filed if by a notation inserted in the clause immediately prior to the clause about the citizenship of affiant, appropriate reference is made to a schedule added to said affidavit, in which schedule shall be inserted the name and data of each additional vessel as required for the first vessel, owned by or under mortgage to the party on behalf of whom said affidavit is made.

Form No. 4557–A

(Explanatory clause prescribed by United States Maritime Commission for execution and attachment as and when desired by party making oath on behalf of corporate owner or mortgagee of vessel on form (No. 4557) prescribed by United States Maritime Commission pursuant to section 40 of the Shipping Act, 1916, as amended)

The basis for the statements of facts above recited with respect to the stock ownership and control of voting power of the company, is as follows: (1) The stock books of the company show that on [2] _____, 19__, [3] _____ per centum of the outstanding stock of the company was owned of record by persons whose addresses on the stock books of the company are in the United States; (2) I know of no substantial change in such percentage since that date; and (3) investigation has failed to disclose the existence of facts or relationships with respect to voting power and control contrary to those above recited.

Form No. 4558

Owner or mortgagee of vessel

(Section 40, Shipping Act, 1916, as amended)
U. S. C., Title 46, Sec. 838, 40 Stat. 902

UNITED STATES MARITIME COMMISSION

OATH OF VENDEE, TRANSFEREE, OR MORTGAGEE WHEN AN INDIVIDUAL [1] (SOLE OWNER OR SOLE MORTGAGEE) [2]

I, _____, of _____
swear or affirm that I am the sole owner, [4] (or) sole mortgagee, [4] of the vessel called _____ of _____, official number _____, gross _____, net _____, built [5] in 19____ at _____ as appears by _____ No. _____, issued at _____, _____, 19____ surrendered [6] _____;

(Give cause of surrender)

that I am a citizen of the United States of America by virtue of my birth in _____ (Place of birth, _____ city and State) on _____ (Date of birth) (or) [6] by virtue of my naturalization under the laws of the United States before the _____ for _____ (Name of court) _____ (District, State, or county) on _____ having been (Date of naturalization) issued Naturalization Certificate No. _____

_____
Subscribed and sworn to before me [7] this _____ day of _____, 19____

_____

[1] This date must be within 30 days of date of oath.

[2] The exact figure as disclosed by the stock books of the company must be given and the per centum figure must be not less than 65 per centum, except for an owner operating the vessel in the coastwise trade the per centum figure must be not less than 90 per centum.

[3] This oath to be taken whenever any bill of sale, mortgage, hypothecation, or conveyance of any vessel, or part thereof, or interest therein, is presented by a person in case vessel is owned by one individual, not in partnership, joint ownership, or an unincorporated company or an association. If more than one vessel is involved, only one form of oath need be filed if by a notation inserted in the clause immediately prior to the clause about the citizenship of affiant, appropriate reference is made to a schedule added to said affidavit in which schedule shall be inserted the name and data of each additional vessel as required for the first vessel, owned by or under mortgage to the party on behalf of whom said affidavit is made.

[4] Strike out words not appropriate.

[5] Insert other means whereby vessel became entitled to American registry, when appropriate.

[6] I. e., document now surrendered or document last surrendered heretofore (U. S. C., Title 46, Sec. 808).

[7] A notary or other person duly qualified and authorized by law to administer oaths.

Form No. 4559

UNITED STATES MARITIME COMMISSION

OWNER OR MORTGAGEE OF VESSEL

(Section 40, Shipping Act, 1916, as amended)
U. S. C., Title 46, sec. 838, 40 Stat. 902

OATH OF PARTNER, JOINT OWNER, OR MEMBER OF COPARTNERSHIP OR UNINCORPORATED COMPANY OR ASSOCIATION [1]

I, _____,
of _____ (Address)
swear or affirm that I am a member of the copartnership [2] (or) unincorporated company [2] (or) association doing business under the name of _____ (Name of firm or association) with offices at _____ (Business address) in the city of _____, State of _____; that the copartnership [2] (or) unincorporated company [2] (or) association [2] is the vendee, transferee, or mortgagee of the vessel called _____ of _____; official number _____; gross _____; net _____; built [3] in 19____, at _____ as appears by _____, No. _____, issued at _____, 19____, surrendered [4] _____;

(Give cause of surrender)

that I am a citizen of the United States of America by virtue of my birth at _____ (Place of birth, _____ city and State) on _____ (Date of birth) (or) by virtue of my naturalization before the _____ for _____ (Name of court) _____, on _____ (District, county, or State) _____, having _____ (Date naturalized) been issued Naturalization Certificate No. _____; that said copartnership [2] (or) unincorporated company (or) association is composed of _____ (Number) partners [3] (or) _____ members; [2] that each partner [2] (or) member of said firm, copartnership, unincorporated company, or association [2] is a citizen of the United States; that through no contract or understanding is it so arranged that the controlling interest [2] (or) *more than twenty-five (25) per centum of the control of or interest* in said vessel is vested in, conferred upon, or permitted to be exercised by, any person who is not a citizen of the United States.

_____
Subscribed and sworn to before me [5] this _____ day of _____, 19____

_____

[1] This oath is to be taken whenever any bill of sale, mortgage, hypothecation, or conveyance of any vessel, or part thereof, or interest therein, is presented by a copartnership, association, or unincorporated company to any collector of customs for recording.

[2] Strike out word or expression not appropriate.

[3] Insert other means by which vessel became entitled to American registry, when appropriate.

[4] I. e., document now surrendered, or document last surrendered heretofore (U.S.C., title 46, sec. 808).

[5] A notary or other person duly qualified and authorized by law to administer oaths.

If more than one vessel is involved, only one form of oath need be filed if by a notation inserted in the clause about the citizenship of affiant, appropriate reference is made to a schedule

[1] This oath is to be taken whenever any bill of sale, mortgage, hypothecation, or conveyance of any vessel, or part thereof, or interest therein, is presented by a person in case vessel is owned by one individual, not in partnership, joint ownership, or an unincorporated company or an association. If more than one vessel is involved, only one form of oath need be filed if by a notation inserted in the clause immediately prior to the clause about the citizenship of affiant, appropriate reference is made to a schedule added to said affidavit in which schedule shall be inserted the name and data of each additional vessel as required for the first vessel, owned by or under mortgage to the party on behalf of whom said affidavit is made.

[2] Insert business address of corporation.

[3] Strike out word or expression not appropriate.

[4] Insert other means whereby vessel became entitled to American registry, when appropriate.

[5] I. e., document now surrendered, or document last surrendered heretofore (U. S. C., Title 46, Sec. 808).

[6] Strike out reference to naturalization if party is native-born citizen.

[7] A notary or other person duly qualified and authorized by law to administer oaths.

[8] Insert full corporate name of company.

By order of the United States Maritime Commission.

[SEAL] A. J. WILLIAMS,
Secretary.

APRIL 30, 1946.

[F. R. Doc. 46-7268; Filed, Apr. 30, 1946; 3:31 p. m.]

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter I—Interstate Commerce Commission

[S. O. 480, Amdt. 2]

PART 95—CAR SERVICE

INCREASED MINE HOLDINGS OF UNBILLED BITUMINOUS COAL

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 30th day of April, A. D. 1946.

Upon further consideration of Service Order No. 480 (11 F.R. 3367), as amended (11 F.R. 4164); and good cause appearing therefor: *It is ordered*, That:

Service Order No. 480 (11 F.R. 3367), as amended (11 F.R. 4164), be, and it is hereby, further amended by substituting the following paragraph (e) in lieu of paragraph (e) thereof:

(e) *Expiration date.* This order shall expire at 7:00 a. m., May 15, 1946, unless otherwise modified, changed, suspended, or annulled by order of this Commission. (40 Stat. 101, Sec. 402; 41 Stat. 476, Sec. 4; 54 Stat. 901; 49 U.S.C. 1 (10)–(17))

It is further ordered, That this amendment shall become effective at 7:00 a. m., May 1, 1946; that copies of this order shall be served upon the State railroad regulatory bodies of each State, and upon the Association of American Railroads, Car Service Division, as agent of all railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-7312; Filed, May 1, 1946; 11:30 a. m.]

TITLE 50—WILDLIFE

Chapter I—Fish and Wildlife Service, Department of the Interior

Subchapter Q—Alaska Commercial Fisheries

MISCELLANEOUS AMENDMENTS

The following changes and additions to subchapter Q are issued:

added to said affidavit, in which schedule shall be inserted the name and data of each additional vessel as required for the first vessel, owned by or under mortgage to the party on behalf of whom said affidavit is made.

PART 220—SOUTHEASTERN ALASKA AREA FISHERIES OTHER THAN SALMON

Section 220.20 is hereby amended to read as follows:

§ 220.20 *Closed seasons on Dungeness crabs.* Commercial fishing for Dungeness crabs is prohibited from May 1 to September 1, both dates inclusive, in the Sumner Strait and Stikine districts, and from June 15 to August 1, both dates inclusive, in the Icy Strait district.

PART 222—SOUTHEASTERN ALASKA AREA, ICY STRAIT DISTRICT, SALMON FISHERIES

Section 222.10 *Weekly closed period, salmon fishing,* is hereby amended by substituting a colon at the end of the first sentence and adding a proviso to read as follows: "*Provided*, That this extension of 24 hours to the weekly closed period shall not apply to fishing for salmon by means of gill nets."

PART 223—SOUTHEASTERN ALASKA AREA, WESTERN DISTRICT, SALMON FISHERIES

Section 223.10 *Weekly closed period, salmon fishing,* is hereby amended by substituting a colon at the end of the first sentence and adding a proviso to read as follows: "*Provided*, That this extension of 24 hours to the weekly closed period shall not apply to fishing for salmon by means of gill nets."

PART 224—SOUTHEASTERN ALASKA AREA, EASTERN DISTRICT, SALMON FISHERIES

Section 224.8a *Weekly closed period, salmon fishing,* is hereby amended by substituting a colon at the end of the first sentence and adding a proviso to read as follows: "*Provided*, That this extension of 24 hours to the weekly closed period shall not apply to fishing for salmon by means of gill nets."

PART 226—SOUTHEASTERN ALASKA AREA, SUMNER STRAIT DISTRICT, SALMON FISHERIES

Section 226.10 *Weekly closed period, salmon fishing,* is hereby amended by substituting a colon at the end of the first sentence and adding a proviso to read as follows: "*Provided*, That this extension of 24 hours to the weekly closed period shall not apply to fishing for salmon by means of gill nets."

PART 227—SOUTHEASTERN ALASKA AREA, CLARENCE STRAIT DISTRICT, SALMON FISHERIES

Section 227.9a *Weekly closed period, salmon fishing,* is hereby amended by substituting a colon at the end of the first sentence and adding a proviso to read as follows: "*Provided*, That this extension of 24 hours to the weekly closed period shall not apply to fishing for salmon by means of gill nets."

PART 228—SOUTHEASTERN ALASKA AREA, SOUTH PRINCE OF WALES ISLAND DISTRICT, SALMON FISHERIES

Section 228.9 *Weekly closed period, salmon fishing,* is hereby amended by substituting a colon at the end of the first sentence and adding a proviso to read as follows: "*Provided*, That this extension of 24 hours to the weekly closed period shall not apply to fishing for salmon by means of gill nets."

PART 229—SOUTHEASTERN ALASKA AREA, SOUTHERN DISTRICT, SALMON FISHERIES

Section 229.9 *Weekly closed period, salmon fishing,* is hereby amended by substituting a colon at the end of the first sentence and adding a proviso to read as follows: "*Provided*, That this extension of 24 hours to the weekly closed period shall not apply to fishing for salmon by means of gill nets."

J. A. KRUG,
Secretary of the Interior.

APRIL 30, 1946.

[F. R. Doc. 46-7311; Filed, May 1, 1946; 11:23 a. m.]

Notices

OFFICE OF PRICE ADMINISTRATION.

[Order 141 Under 3 (e)]

PLUNKETT-WEBSTER LUMBER CO., INC.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to § 3 (e) (1) of the General Maximum Price Regulation, *It is ordered:*

(a) The maximum prices for all uninstalled sales by a reseller of Weatherseal Shingle Panels manufactured by Weatherseal Division of the Plunkett-Webster Lumber Company, Inc., shall not exceed the sum of the following factors:

(1) The manufacturer's maximum f. o. b. plant price applicable to the shingle panel, as follows:

Weatherseal type:	
A panel	$14.35
B panel	18.53
C panel	13.64
D panel	12.13
E panel	18.47
G panel	14.46

(2) Inbound transportation, at not exceeding common carrier rates, excluding unloading cost.

(3) A markup not in excess of 33⅓ percent of the sum of items (1) and (2).

(b) To the maximum price thus computed, there may be added transportation expense to the destination specified by the purchaser, at the rate of ½ cent per mile for each panel, for each mile in excess of 25 miles from dealer's shipping point, with no allowance for return trip.

(c) The maximum price on an installed basis of the items covered by this order shall be determined in accordance with Revised Maximum Price Regulation 251.

(d) The maximum net prices established by this order shall be subject to discounts and allowances in addition to those specified herein and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales during March 1942.

(e) This order may be amended or revoked at any time by the Price Administrator.

This order shall become effective May 1, 1946.

Issued this 30th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7224; Filed, Apr. 30, 1946; 11:37 a. m.]

[SO 142, Rev. Order 50]

WILLIAM BROS. BOILER AND MANUFACTURING CO.

ADJUSTMENT OF MAXIMUM PRICES

Revised Order No. 50 Under Supplementary Order No. 142 Adjustment provisions for sales of industrial machinery and equipment, William Bros. Boiler and Manufacturing Company (Docket No. 6083–136.21–676)

For reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142; *It is ordered:*

(a) The maximum prices for sales by William Bros. Boiler and Manufacturing Company, Minneapolis, Minnesota, of all its products, which are covered by any of the regulations listed in Supplementary Order No. 142 or by Maximum Price Regulation 452 shall be determined as follows: The maximum prices for any of the above described products, having a base date price, shall be the applicable base date price increased by 12.4% of that price.

The phrase in this revised order "base date price" shall mean a price frozen under the applicable regulation (by reference to published list prices, and to prices made during a defined period of time prior to a base date), except that for every product covered by this order the base date to be used for establishing a frozen price shall be October 1, 1941. The phrase does not include any price adjusted upward by industry-wide or individual adjustment orders.

(b) For any product for which a price is established under Section 8 of Revised Maximum Price Regulation 136; § 4 (d) (1) (i) of Maximum Price Regulation 67; § 1361.53 of Maximum Price Regulation 246; or § 1390.205 (d) of Maximum Price Regulation 351, the maximum price shall be computed under the appropriate provisions of the applicable regulation using the price computed under paragraph (a) of this revised order for the frozen price product before change or modification.

(c) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the percentage amount by which his net invoiced cost has been increased by reason of this revised order.

(d) The William Bros. Boiler & Manufacturing Company shall notify each purchaser, who buys the products listed in paragraph (a) above for resale of the percentage amount by which this revised order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(e) All requests not granted herein are denied.

(f) This revised order may be revoked or amended by the Price Administrator at any time.

This revised order shall become effective as of March 21, 1946.

Issued this 30th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7240; Filed, Apr. 30, 1946; 11:38 a. m.]

[Rev. SO 119 and SO 142, Amdt. 1 to Order 56]

STEWART-WARNER CORP.

ADJUSTMENT OF MAXIMUM PRICES

Amendment No. 1 to Order No. 56 Under Supplementary Order 142, Adjustment provisions for sales of industrial machinery and equipment and Revised Supplementary Order No. 119, Individual adjustments for reconverting manufacturers; Stewart-Warner Corporation. Docket Nos. 6083–SO 142–136–96 and 6069–RSO 119–236.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142 and sections 6 and 7 of Revised Supplementary Order No. 119; *It is ordered:*

Section (c) of Order No. 56, issued March 26, 1946, is hereby amended to read as follows:

The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: For all products excluding those covered by Maximum Price Regulation No. 452 the reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the dollar and cents amount by which his net invoiced cost has been increased by reason of this order. For those products covered by Maximum Price Regulation No. 452, the reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the percentage amount by which his net invoiced cost has been increased by reason of this order.

This amendment shall become effective May 1, 1946.

Issued this 30th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7241; Filed, Apr. 30, 1946; 11:38 a. m.]

[MPR 120, Order 1648]

MIKE MISKO ET AL.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton for the indicated uses and shipments as set forth herein. All are in District No. 1. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad locomotive fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.212 and all other provisions of Maximum Price Regulation No. 120.

MIKE MISKO, DIXONVILLE, PA., MYRICK MINE, D SEAM, MINE INDEX NO. 1723, INDIANA COUNTY, PA., SUBDISTRICT 15, RAIL SHIPPING POINT, DIXONVILLE, PA., DEEP MINE

	Size group Nos.				
	1	2	3	4	5
Rail and truck price classification	F	F	F	F	F
Rail shipment	370	370	370	340	340
Railroad locomotive fuel	355	355	340	330	330
Truck shipment	395	370	370	360	350

S. F. OWENS, R. F. D. NO. 1, LE CONTES MILLS, PA., OWENS NO. 1 MINE, C SEAM, MINE INDEX NO. 5721, CLEARFIELD COUNTY, PA., SUBDISTRICT 8, RAIL SHIPPING POINT, SURVEYOR, PA., DEEP MINE

Rail and truck price classification	F	F	F	F	F
Rail shipment	370	370	370	340	340
Railroad locomotive fuel	355	355	340	330	330
Truck shipment	395	370	370	360	350

RUSSEL PELKEY, WESTFORT, PA., RUSSEL PELKEY MINE, B SEAM, MINE INDEX NO. 5651, CLINTON COUNTY, PA., SUBDISTRICT 3, RAIL SHIPPING POINT, WESTFORT, PA., DEEP MINE

Rail and truck price classification	C	C	C	C	C
Rail shipment	405	400	380	365	365
Railroad locomotive fuel	355	355	340	330	330
Truck shipment	410	385	385	375	365

H. M. REINARD, R. D. NO. 2, BROOKVILLE, PA., REINARD MINE, D SEAM, MINE INDEX NO. 1939,[1] JEFFERSON COUNTY, PA., SUBDISTRICT 5, RAIL SHIPPING POINT, ANITA, PA., DEEP MINE

Rail and truck price classification	E	E	E	E	E
Rail shipment	390	370	370	350	350
Railroad locomotive fuel	355	355	340	330	330
Truck shipment	400	375	[1] 375	365	355

[1] Previously established.

RIDGE MINING CO., DYSART, PA., RIDGE NO. 7 MINE, H SEAM, MINE INDEX NO. 5722, CLEARFIELD COUNTY, PA., SUBDISTRICT 13, RAIL SHIPPING POINTS, BELSENA, PA., DEEP AND STRIP MINE

	Size group Nos.				
	1	2	3	4	5
Rail and truck price classification	D	D	D	D	D
Rail shipment	360	340	335	325	325
Railroad locomotive fuel	320	320	305	295	295
Truck shipment	370	345	345	335	325

The foregoing maximum prices are applicable to strip mined coal. To determine the effective maximum prices for deep-mined coal add 35¢ per net ton to each of the foregoing maximum prices.

SUMMIT COAL MINING CO., BOX 421, INDIANA, PA., SUMMIT NO. 9 MINE, D SEAM, MINE INDEX NO. 5726, INDIANA COUNTY, PA., SUBDISTRICT 25, RAIL SHIPPING POINT, NESHON, PA., STRIP MINE

Rail and truck price classification	F	F	F	F	F
Rail shipment	335	335	335	305	305
Railroad locomotive fuel	320	320	305	295	295
Truck shipment	360	335	335	325	315

WILMOTH AND PRUSHNOK, BOX 43, INDIANA, PA., WILMOTH AND PRUSHNOK NO. 2-E MINE, E SEAM MINE INDEX NO. 5694, INDIANA COUNTY, PA., SUBDISTRICT 12, RAIL SHIPPING POINTS, GLEN CAMPBELL AND HOVERHURST, PA., STRIP MINE

Rail and truck price classification	G	G	G	G	G
Rail shipment	330	330	315	305	305
Railroad locomotive fuel	320	320	305	295	295
Truck shipment	355	330	330	320	310

This order shall become effective May 1, 1946.

(56 Stat. 23, 765, 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 30th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7225; Filed, Apr. 30, 1946; 11:38 a. m.]

[MPR 120, Order 1649]

D. R. MALSTER COAL CO. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton, for the indicated uses and shipments as set forth herein. All are in District No. 4. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and State. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.215 and all other provisions of Maximum Price Regulation No. 120.

D. R. MALSTER COAL CO., BOX 309, SHAWNEE, OHIO, MALSTER MINE, NO. 5 AND/OR NO. 6 SEAM, MINE INDEX NO. 4283, PERRY COUNTY, OHIO, SUBDISTRICT 6 FOR ALL METHODS OF SHIPMENT, STRIP MINE, RAIL SHIPPING POINT: SHAWNEE, OHIO

	Size group Nos.												
	1	2	3	3A	4	5	6	7	8	9	10	11	12
Rail shipment and railroad fuel	325	325	295	295	295	295	285	245	245	230	210	----	210
Truck shipment	360	360	360	320	320	265	265	230	230	265	----	----	265

ROSS & HERNDON COAL CO., SHAWNEE, OHIO, ROSS & HERNDON MINE, NO. 6 SEAM, MINE INDEX NO. 4282, HOCKING COUNTY, OHIO, SUBDISTRICT 5 FOR ALL METHODS OF SHIPMENT, STRIP MINE, RAIL SHIPPING POINT: CARBON HILL, OHIO

Rail shipment and railroad fuel	365	365	325	325	325	325	305	280	270	305	245	----	305
Truck shipment	390	390	390	350	350	290	290	250	240	290	----	----	290

STEWART COAL CO., DUNDAS, OHIO, MCCAPPIN NO. 4 MINE, NO. 4 SEAM, MINE INDEX NO. 4279, VINTON COUNTY, OHIO, SUBDISTRICT 7 FOR ALL METHODS OF SHIPMENT, DEEP MINE, RAIL SHIPPING POINT: HAMDEN, OHIO

Rail shipments and railroad fuel	371	371	341	341	341	341	311	281	271	301	----	----	311
Truck shipment	401	401	401	361	361	291	291	266	256	291	----	----	291

STEWART COAL CO., DUNDAS, OHIO, MCCAPPAN NO. 5 MINE, NO. 5 SEAM, MINE INDEX NO. 4280, VINTON COUNTY OHIO, SUBDISTRICT 7, FOR ALL METHODS OF SHIPMENT, DEEP MINE, RAIL SHIPPING POINT, HAMDEN, OHIO

Rail shipments and railroad fuel	371	371	341	341	341	341	311	281	271	301	----	----	311
Truck shipment	401	401	401	361	361	291	291	266	256	291	----	----	291

This order shall become effective May 1, 1946.

(56 Stat. 23, 765, 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 30th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7226; Filed, Apr. 30, 1946; 11:38 a. m.]

[MPR 120, Order 1650]

DILTS AND KANARR ET AL.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton for the indicated uses and shipments as set forth herein. All are in District No. 1. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and State. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad locomotive fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.212 and all other provisions of Maximum Price Regulation No. 120.

DILTS AND KANARR, C/O WILLIAM DILTS, COMMODORE, PA., SIVERD MINE, D SEAM, MINE INDEX NO. 5716, INDIANA COUNTY, PA., SUBDISTRICT 15, RAIL SHIPPING POINT, DIXONVILLE, PA., DEEP MINE

	Size group Nos.				
	1	2	3	4	5
Rail and truck price classification	F	F	F	F	F
Rail shipment	370	370	370	340	310
Railroad locomotive fuel	355	355	340	330	330
Truck shipment	395	370	370	360	350

DUGAN COAL MINING CO., OSCEOLA MILLS, PA., DUGHAN NO. 4 MINE, A SEAM, MINE INDEX NO. 5712, CENTRE COUNTY, PA., SUBDISTRICT 8, RAIL SHIPPING POINT, TROUT RUN NO. 1, PA., DEEP MINE

Rail and truck price classification	H	H	H	H	H
Rail shipment	365	365	345	320	320
Railroad locomotive fuel	355	355	340	330	330
Truck shipment	385	365	365	350	340

DUNLO COAL CO., INC., 1300 GRAHAM AVENUE, WINDBER, PA., TROY NO. 11 MINE, B SEAM, MINE INDEX NO. 5727, CAMBRIA COUNTY, PA., SUBDISTRICT, 31 RAIL SHIPPING POINT, LILLY, PA., STRIP MINE

Rail and truck price classification	A	A	A	A	C
Rail shipment	385	370	360	345	330
Railroad locomotive fuel	320	320	305	295	295
Truck shipment	385	360	360	350	330

ELLIOT COAL MINING CO., 8 NORTH FRONT STREET, PHILIPSBURG, PA., ELLIOT-HASSINGER MINE, A SEAM, MINE INDEX NO., 5706, CENTRE COUNTY, PA., SUBDISTRICT 8, RAIL SHIPPING POINT, OSCEOLA MILLS, PA., AND PHILIPSBURG, PA., STRIP MINE

	Size group Nos.				
	1	2	3	4	5
Rail and truck price classification	H	H	H	H	H
Rail shipment [1]	330	330	310	285	285
Railroad locomotive fuel [1]	320	320	305	295	295
Truck shipment [1]	350	330	330	315	305

[1] Subject to the provisions of Revised Order No. 1548 under MPR 120.

ELLIOT COAL MINING CO., 8 NORTH FRONT STREET, PHILIPSBURG, PA., ELLIOT-VAUGHN MINE, A SEAM, MINE INDEX NO. 5707, CENTRE COUNTY, PA., SUBDISTRICT 21, RAIL SHIPPING POINT, OSCEOLA MILLS, PA., STRIP MINE

Rail and truck price classification	H	H	H	H	H
Rail shipment [1]	330	330	310	285	285
Railroad locomotive fuel [1]	320	320	305	295	295
Truck shipment [1]	350	330	330	315	305

[1] Subject to the provisions of Revised Order No. 1548 under MPR 120.

NICK & JOSEPH FERRARA, ANITA, PA., FERRARA NO. 4 MINE, D SEAM, MINE INDEX NO. 5720, JEFFERSON COUNTY, PA., SUBDISTRICT 6, RAIL SHIPPING POINT, ANITA, PA., DEEP MINE

Rail and truck price classification	E	E	E	E	E
Rail shipment	390	370	370	350	350
Railroad locomotive fuel	355	355	340	330	330
Truck shipment	400	375	375	365	355

FETTEROLF COAL COMPANY, POXTONVILLE, PA., FETTEROLF NO. 1 MINE, A SEAM, MINE INDEX NO. 5732, CENTRE COUNTY, PA., SUBDISTRICT 21, RAIL SHIPPING POINT, OSCEOLA MILLS, PA., STRIP MINE

Rail and truck price classification	H	H	H	H	H
Rail shipment	330	330	310	285	285
Railroad locomotive fuel	320	320	305	295	295
Truck shipment	350	330	330	315	305

HELLETT COAL CO., BOX 214, NEW BETHLEHEM, PA., ADAMS NO. 1—D MINE, D SEAM, MINE INDEX NO. 5713, JEFFERSON COUNTY, PA., SUBDISTRICT 4, RAIL SHIPPING POINT, NEW BETHLEHEM, PA., STRIP MINE

Rail and truck price classification	G	G	G	H	H
Rail shipment	330	330	315	285	285
Railroad locomotive fuel	320	320	305	295	295
Truck shipment	355	330	330	315	305

This order shall become effective May 1, 1946.

(56 Stat. 23, 765, 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 30th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7227; Filed, Apr. 30, 1946; 11:39 a. m.]

[MPR 120, Order 1651]

CENTERS AND AMBURGEY COAL CO. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton for the indicated uses and shipments as set forth herein. All are in District No. 8. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and State. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad fuel, are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.219 and all other provisions of Maximum Price Regulation No. 120.

CENTERS & AMBURGEY COAL CO., WHITESBURG, KY., CENTERS & AMBURGEY COAL CO. MINE, WHITESBURG SEAM, MINE INDEX NO. 7718, LETCHER COUNTY, KY., SUBDISTRICT 3, RAIL SHIPPING POINT, BELCRAFT, KY. F. O. G. 62, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 5

	Size group Nos.													
	1	2	2	4	5	6	7	8	9	10	15, 16, 17	18	19	20, 21
Price classification	M	M	M	M	K	K	J	G	E	G	D	K	K	K
Rail shipments and railroad fuel [1]	365	365	360	360	360	350	330	325	325	360	315	300	295	295
Truck shipment	395	375	350	350	335	310	275	270	----	----	----	----	----	----

H. & K. COAL CO., C/O W. B. KREIS, WHITESBURG, KY., H. & K. COAL CO. MINE, ELKHORN SEAM, MINE INDEX NO. 7725, LETCHER COUNTY, KY., SUBDISTRICT 3, RAIL SHIPPING POINT, MAYKING, KY. F. O. G. 62, DEEP MINE, MAXIMUM TRUCK PRICK GROUP NO. 5

Price classification	K	K	K	K	K	K	J	G	E	G	D	J	J	J
Rail shipments and railroad fuel [1]	380	375	365	365	360	350	330	325	325	360	315	310	300	295
Truck shipment	395	375	350	350	335	310	275	270	----	----	----	----	----	----

PECK'S MILL COAL CO., C/O HILLARD MARCUM, VERDUNVILLE, W. VA., MARCUM MINE, LOWER WAR EAGLE SEAM, MINE INDEX NO. 7700, LOGAN COUNTY, KY., SUBDISTRICT 5, RAIL SHIPPING POINT, PECK'S MILL, W. VA. F. O. G. 150, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 5

Price classification	R	R	R	R	L	L	K	H	F	H	D	F	F	F
Rail shipment	345	340	335	335	335	335	325	320	320	355	315	310	305	305
Railroad fuel	345	340	335	335	335	335	325	325	325	355	315	310	305	305
Truck shipment	395	375	350	350	335	310	275	270	----	----	----	----	----	----

[1] Subject to the provisions of Second Revised Order No. 1432 under MRP 120, as amended.

This order shall become effective May 1, 1946.

(56 Stat. 23, 765, 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 30th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7228; Filed, Apr. 30, 1946; 11:39 a. m.]

[MPR 120, Order 1652]

HOBART DANIEL AND WATTS SMOKELESS COAL CO.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton for the indicated uses and shipments as set forth herein. All are in district No. 7. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and State. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad locomotive fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.218 and all other provisions of Maximum Price Regulation No. 120.

HIGH VOLATILE

HOBART DANIEL, BOX 304, FAYETTEVILLE, W. VA., NEFF MINE, GILBERT SEAM, MINE INDEX NO. 1095, FAYETTE COUNTY, W. VA., SUBDISTRICT 2, RAIL SHIPPING POINT, WINONA, W. VA., DEEP MINE

	Size group Nos.													
	1	2	3	4	5	6	7	8	9	10	15, 16, 17	18	19	20, 21
Price classification	L	L	L	L	F	F	E	E	C	E	A	A	A	A
Rail shipment	385	385	380	380	390	375	345	340	335	405	340	340	340	335
Truck shipment	455	390	420	330	305	300								

WATTS SMOKELESS COAL CO., RUPERT, W. VA., WATTS SMOKELESS COAL CO. MINE, SEWELL SEAM, MINE INDEX NO. 1097, NICHOLAS COUNTY, W. VA., SUBDISTRICT 1, RAIL SHIPPING POINT, LEE, W. VA., DEEP MINE

Price classification	D	D	C	A	A	B	B	C	C	C				
Rail shipment	410	420	430	385	375	410	380	345	340	335				
Truck shipment	495	415	445	380	365	360								

Railroad locomotive fuel: for the following mine index No. 1095:
- Any single-screened lump or double-screened coals. 345
- Run of mine 330
- Resultants run of mine larger than 2½" x 0 but not exceeding 6" x 0 310
- Screenings 2½" x 0 and smaller 305

For mine index No. 1097:
- Any single-screened lump or double-screened coals. 395
- Run of mine 380
- Screenings larger than 1¼" x 0 but not exceeding 2½" x 0 365
- Screenings 1¼" x 0 and smaller 340

This order shall become effective May 1, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 30th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7229; Filed, Apr. 30, 1946; 11:39 a. m.]

[MPR 120, Order 1653]

COSNER COAL CO. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton for the indicated uses and shipments as set forth herein. All are in District No. 3. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.214 and all other provisions of Maximum Price Regulation No. 120.

COSNER COAL CO., C/O BIRD COAL CO., AGENT, 1400 PEN SOUTH PENN SQUARE, PHILADELPHIA, PA., COSNER NO. 1 MINE, M. V. FREEPORT SEAM, MINE INDEX NO. 2210, PRESTON COUNTY, W. VA., RAIL SHIPPING POINT, TUNNELTON, W. VA., DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 3

	Size group Nos.				
	1	2	3	4	5
Price classification	J	J	J	J	J
Rail shipment and railroad fuel	333	333	318	318	318
Truck shipment	343	343	313	308	298

EAST FAIRMONT COAL CO., C/O F. L. TREASURE, GEN. DEL., EASTSIDE P. O., FAIRMONT, W. VA., EAST FAIRMONT MINE, PITTSBURGH SEAM, MINE INDEX NO. 2209, MARION COUNTY, W. VA., RAIL SHIPPING POINT, KINGMONT, W. VA., DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 3

Price classification	F	F	F	F	F
Rail and river shipment and railroad fuel	308	308	288	283	273
Truck shipment	343	343	313	308	298

HENCKEL COAL CO., BUCKHANNON, W. VA., RAMSEY MINE, REDSTONE SEAM, MINE INDEX NO. 2211, UPSHUR COUNTY, W. VA., RAIL SHIPPING POINT, BUCKHANNON, W. VA., DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 3

Price classification	F	F	H	F	F
Rail shipment and railroad fuel	308	308	278	283	273
Truck shipment	343	343	313	308	298

J. E. VINCENT CO., BOX 492, CLARKSBURG, W. VA., DONNA MINE, PITTSBURGH SEAM, MINE INDEX NO. 2207, HARRISON COUNTY, W. VA., RAIL SHIPPING POINT, CLARKSBURG AND/OR LIMESTONE JUNCTION, W. VA., STRIP MINE, MAXIMUM TRUCK PRICE GROUP NO. 3

Price classification	F	F	F	F	F
Rail shipment and railroad fuel	308	308	288	283	273
Truck shipment	343	343	313	308	298

WOLFE COAL CO., KINGWOOD, W. VA., LINCOLN MINE, M. V. FREEPORT SEAM, MINE INDEX NO. 2208, PRESTON COUNTY, W. VA., RAIL SHIPPING POINT, NEWBURG, W. VA., DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 3

Price classification	J	J	J	J	J
Rail shipment and railroad fuel	333	333	318	318	318
Truck shipment	343	343	313	308	298

DEVAULT & SKINNER, R. F. D. NO. 1, WATSON, W. VA., DEVAULT MINE, PITTSBURGH SEAM, MINE INDEX NO. 2212, MARION COUNTY, W. VA., RAIL SHIPPING POINT, KINGMONT, W. VA., DEEP AND STRIP MINE, MAXIMUM TRUCK PRICE GROUP NO. 3

	Size group Nos.				
	1	2	3	4	5
Price classification	DE	DE	DE	DF	DF
Rail and river shipment and railroad fuel	318	313	298	[1]283	[1]273
Truck shipment	343	343	313	308	298

[1] The current maximum prices applicable to coals included in size groups Nos. 4 and 5 which are shipped by rail or river and which have a sulfur content of 1.35 percent or under, are 298 and 293 per net ton, respectively.

This order shall become effective May 1, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 30th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7230; Filed, Apr. 30, 1946; 11:40 a. m.]

[RMPR 169, Order 83]

BEN GROSSMAN

ESTABLISHMENT OF MAXIMUM PRICES

An opinion in support of this order has been issued simultaneously herewith and filed with the Division of the Federal Register.

Pursuant to the provisions of § 1364.452 (r) of Revised Maximum Price Regulation No. 169; *It is hereby ordered:*

(a) That the maximum price for "Uncle Ben's Famous Liberty Steak" produced and sold by Ben Grossman is 42½ cents per pound, f. o. b. his place of business at 987 Fulton Street, Brooklyn, New York. He may sell this item only to purveyors of meals or to intermediate distributors for resale to purveyors of meals. This maximum price is applicable only where the item is produced in accordance with the method described in his application for a price.

(b) He shall not sell or deliver to purveyors of meals and/or to intermediate distributors for resale to purveyors of meals during any three month period beginning October 1, January 1, April 1 and July 1 a total volume by weight of this specialty steak product in excess of 1,000 pounds.

(c) With the first purchase of this product after the effective date of this order by a purveyor of meals, Ben Grossman shall supply the purchaser with the following written notice:

NOTICE TO PURVEYORS OF MEALS

The Office of Price Administration has, by order authorized me to sell "Uncle Ben's Famous Liberty Steak" to purveyors of meals for not more than 42½ cents per pound, f. o. b. my place of business.

(d) The maximum price for sales of "Uncle Ben's Famous Liberty Steak" by any intermediate distributor shall be 42½ cents per pound, f. o. b. the seller's place of business.

(e) Ben Grossman shall supply each such intermediate distributor (one who purchases the steaks from him for resale) upon his initial purchase of said specialty steak product, with the following written notice:

NOTICE TO DISTRIBUTORS OF "UNCLE BEN'S FAMOUS LIBERTY STEAK"

The Office of Price Administration has, by Order, authorized me to sell "Uncle Ben's Famous Liberty Steak" for not more than 42½ cents per pound to purveyors of meals and to intermediate distributors who purchase the item for re-sale to purveyors of meals. We may sell to you at a discount but you must resell the item to purveyors of meals only and your ceiling price is 42½ cents per pound f. o. b. your place of business. You must notify each purveyor of meals upon his initial purchase of this item of the maximum price established for sales of this product.

(f) Not later than the 10th day following each three month quota period, Ben Grossman must submit a statement to the Office of Price Administration at Washington, D. C., showing the total volume of the aforesaid specialty steak product sold to purveyors of meals and to intermediate distributors, separately itemized for such three month period, setting forth the name and address of each such distributor. In the event that such statement is not filed on or before the date specified, the order shall be subject to revocation. After the 10th day following any three month quota period Ben Grossman shall not sell or deliver said specialty steak product until such statement has been submitted to the Office of Price Administration, Washington, D. C.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective as of April 1, 1946.

Issued this 30th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7231; Filed, Apr. 30, 1946; 11:35 a. m.]

[MPR 188, Order 15 Under Order 4418]

ERO MANUFACTURING CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to Order No. 4418 under § 1499.159b of Maximum Price Regulation No. 188, it is ordered:

(a) *Manufacturers' maximum prices.* Ero Manufacturing Company, of 714–718 W. Monroe Street, Chicago 6, Illinois, may sell and deliver its Code No. 47 Hollywood Fibre Automobile Seat Cover to retailers at prices no higher than its maximum price for such sales in effect immediately prior to the issuance of this order, increased by the appropriate one of the following adjustment charges:

Model:	*Adjustment charge*
Coupe A	$1.94
Coupe B	1.96
Coupe C	1.14
Coupe D	1.07
Coupe H	.97
Coach A	2.14

Model—Continued	*Adjustment charge*
Coach B	$2.23
Coach C	2.05
Coach D	2.15
Coach E	2.28
Coach H–F	2.34
Coach K	1.99
Sedan A	1.93
Sedan B	2.08
Sedan D	2.15
Sedan E	2.20
Sedan H–F	2.21
Sedan K	1.85

(b) *Resellers' maximum prices.* (1) Each reseller shall calculate his maximum resale prices for articles covered by this order by adding to his invoice cost, the same percentage markup which he has on the "most comparable article" for which he has a properly established maximum price. For the purposes of this order, the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a maximum price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called by OPA Form 620–759 with regard to how he determined his maximum price, for so long as the Emergency Price Control Act of 1942, as amended remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a maximum price under § 1499.3 (c) of the General Maximum Price Regulation. Maximum prices established under that section will reflect the suppliers prices as adjusted in accordance with this order.

(2) The provisions of Supplementary Order No. 153 shall not apply to sales of articles covered by this order.

(c) *Terms of sale.* Maximum prices adjusted by this order are subjected to each seller's terms, discounts, allowances, and other price differentials, in effect during March, 1942, or which have been properly established under the applicable OPA regulations.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale, showing a price adjusted in accordance with the terms of this order, the seller shall notify the purchaser in writing of the methods established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles covered by this order. This notice may be given in any convenient form.

(e) *Revocation of amendment.* This order may be revoked or amended by the Price Administrator at any time.

(f) *Effective date.* This order shall become effective on the 1st day of May 1946.

Issued this 30th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7232; Filed, Apr. 30, 1946; 11:35 a. m.]

[MPR 188, Order 16 Under Order 4418]

LIPSCHULTZ BROS.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to Order No. 4418 under § 1499.159b of Maximum Price Regulation No. 188, it is ordered:

(a) *Manufacturers' maximum prices.* Lipschultz Bros., of 317 Sibley Street, St. Paul 1, Minnesota, may sell and deliver to jobbers and chain stores, the articles listed below which it manufactures, at prices no higher than its maximum prices for such sales in effect immediately prior to the issuance of this order, increased by the appropriate one of the following amounts:

Tuxedo automobile seat covers	*Adjustment charge*
Coupe and coach, front seats	$0.88
Two and four-door sedans without rear center arm rests	1.07
Two and four-door sedans with rear center arm rests	1.51

(b) *Resellers' maximum prices.* (1) Each reseller shall calculate his maximum resale prices for articles covered by this order by adding to his invoice cost, the same percentage markup which he has on the "most comparable article" for which he has a properly established maximum price. For the purposes of this order, the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a maximum price in this may need not be reported to the Office of Price Administration: however, each seller must keep complete records showing all the information called by OPA Form 620–759 with regard to how he determined his maximum price, for so long as the Emergency Price Control Act of 1942, as amended remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a maximum price under § 1499.3 (c) of the General Maximum Price

Regulation. Maximum prices established under that section will reflect the suppliers prices as adjusted in accordance with this order.

(2) The provisions of Supplementary Order No. 153 shall not apply to sales of articles covered by this order.

(c) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's terms, discounts, allowances, and other price differentials, in effect during March, 1942, or which have been properly established under the applicable OPA regulation.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale, showing a price adjusted in accordance with the terms of this order, the seller shall notify the purchaser in writing of the methods established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles covered by this order. This notice may be given in any convenient form.

(e) *Revocation of amendment.* This order may be revoked or amended by the Price Administrator at any time.

(f) *Effective date.* This order shall become effective on the 1st day of May 1946.

Issued this 30th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7233; Filed, Apr. 30, 1946; 11:36 a. m.]

[MPR 188, Order 4984]

E. F. NOVELTIES

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.159c of Maximum Price Regulation No. 188, and section 6.4 of Second Revised SR 14, *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by E. F. Novelties, 2018 Monterey Avenue, Bronx 57, New York.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumer
		Jobbers	Retailers	
Rayon silk bed lamp with braid trim	BL	*Each* $1.70	*Each* $2.00	*Each* $3.60

These maximum prices are for the articles described in the manufacturer's application dated March 22, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 1% 10 days, net 30. The maximum price to consumers is net delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 1st day of May 1946.

Issued this 30th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7234; Filed, Apr. 30, 1946; 11:36 a. m.]

[MPR 591, Order 461]

ZEROBOX CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following freezers manufactured by the Zerobox Company, 11 Market Place, Hudson, New York, and as described in the applications dated February 5 and March 5, 1946, which are on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
20 cu. ft. ½ hp. condensing unit	$330.00	$396.00	$660.00
30 cu. ft. ½ hp. condensing unit	440.00	528.00	880.00
4½ cu. ft. ⅛ hp. condensing unit	140.00	168.00	280.00

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Zerobox Company of Hudson, New York, shall stencil on the inside lid or cover of the freezers covered by this order, substantially the following:

OPA Maximum Retail Price—$------
Plus freight and crating as provided in Order No. 461 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 1, 1946.

Issued this 30th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7236; Filed, Apr. 30, 1946; 11:40 a. m.]

[MPR 591, Order 462]

GENERAL TIRE AND RUBBER CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum list prices, f. o. b. point of shipment, for sales by any person to plumbing and heating contractors, and commercial and industrial users of the following commodities manufactured by the General Tire and Rubber Company of Pasadena, California, and described in its application dated March 28, 1946, shall be:

Model 50200 chrome plated kitchen ledge type faucet complete with swing spout, less spray attachment	$5.60
Model 50100 chrome plated kitchen ledge type faucet complete with swing spout and spray attachment	7.90

(b) The maximum net prices, f. o. b. point of shipment, for sales by any person to plumbing and heating jobbers shall be the maximum list prices specified in (a) above less successive discounts of 20 and 5 percent.

(c) The maximum prices specified in (a) and (b) above for sales by the General Tire and Rubber Company of Pasadena, California, shall be f. o. b. point of manufacture with actual freight allowed up to $1.50 per cwt. on 100 pounds or more.

(d) The maximum prices established by this order shall be subject to discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general category during March 1942.

(e) The maximum prices for sales on an installed basis of the commodities covered by this order shall be determined in accordance with the provisions of Maximum Price Regulation No. 251.

(f) Each seller, except a retailer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 1, 1946.

Issued this 30th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7237; Filed, Apr. 30, 1946; 11:40 a. m.]

[MPR 591, Order 463]

HADER AND SALZ

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices for sales by any person to consumers of the following shower doors and tub enclosures manufactured by Haber and Salz, San Francisco, California, and as described in the application dated January 11, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Glass shower door

Model #100 glass shower door, 1¼" polished aluminum frame, size 24" x 60"	$33.00
Model #101 glass shower door with ornament, 1¼" polished aluminum frame, size 24" x 60"	38.00
Model #102 glass shower door with grille, 1¼" polished aluminum frame, size 24" x 60"	45.00
Model #103 glass tub enclosure with two sliding panels, 1¼" polished aluminum frame, size 60" x 60"–72"	106.00
Model #104 glass tub enclosure, one stationary panel, one door, 1¼" polished aluminum frame, size 60" x 60"–72"	106.00

(b) The maximum net prices, f. o. b. point of shipment, with full freight allowed for sales by any person to dealers shall be the maximum prices specified in (a) above less a discount of 50 percent.

(c) The maximum net prices, f. o. b. point of shipment, with full freight allowed for sales by any person to distributors or jobbers shall be the maximum prices specified in (a) above less successive discounts of 50 and 10 percent.

(d) The maximum net prices established by this order shall be subject to such additional discounts and allowances, including transportation allowances, and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general category during March 1942.

(e) The maximum prices on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(f) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers, except dealers, upon resale.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 1, 1946.

Issued this 30th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7238; Filed, Apr. 30, 1946; 11:40 a. m.]

[SO 142, Order 94]

REDMOND CO., INC.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 94 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. Redmond Company, Incorporated. Docket No. 6083–S. O. 142–136–237.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to the provisions of section 2 (c) of Supplementary Order No. 142, *It is ordered:*

(a) The maximum prices for sales by the Redmond Company, Inc., Owosso, Michigan, of its "R" and "L" line of fractional horsepower motors shall be the prices in effect just prior to the issuance of this order increased by 8%.

(b) The maximum prices for sales by the Redmond Company, Inc., Owosso, Michigan, of its Series Motors shall be the prices in effect just prior to the issuance of this order decreased by 5.4%.

(c) The maximum prices for sales by resellers of the products described in paragraphs (a) and (b) above shall be determined as follows: The reseller shall increase and shall decrease the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the percentage by which his net invoiced cost has been increased or decreased by reason of this order.

(d) The Redmond Company, Inc., shall notify each purchaser, who buys the products listed in paragraphs (a) and (b) above for resale of the percentage amount by which this order permits the reseller to increase, or requires the reseller to decrease, his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington 25, D. C.

(e) All requests not granted herein are denied.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 1, 1946.

Issued this 30th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7279; Filed, Apr. 30, 1946; 4:34 p. m.]

[RMPR 86, Order 60]

SWAN MFG. CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Revised Maximum Price Regulation No. 86, *It is ordered:*

(a) This order establishes ceiling prices for sales of the "Swan" Model 82W washing machine manufactured by the Swan Manufacturing Company, Fort Atkinson, Wisconsin.

(1) The manufacturer's ceiling prices for sales of the "Swan" Model 82W washing machine to distributors and dealers are as follows:

Model	Ceiling prices for sales by the manufacturer to—	
	Distributors	Dealers
"Swan" 82W with pump	*Each* $43.77	*Each* $50.99
"Swan" 82W without pump	38.27	44.61

These prices are f. o. b. factory.

(2) Distributors' ceiling prices for sales to dealers are as follows:

Model and ceiling prices for sales by distributors to dealers

"Swan" 82W with pump: $50.99 each.
"Swan" 82W without pump: $44.61 each.

These prices are subject to each seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(3) Dealers' ceiling prices for sales to ultimate consumers are as follows:

Model and ceiling prices for sales by dealers to ultimate consumers

"Swan" 82W with pump: $79.95 each.
"Swan" 82W without pump: $69.95 each.

These prices are subject to each seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(b) At the time of, or prior to, the first invoice to each distributor the manufacturer shall notify him of the ceiling prices established by this order for resale by the distributor. This notice may be given in any convenient form.

(c) All the provisions of Revised Maximum Price Regulation No. 86 continue to apply to all sales and deliveries of machines covered by this order, except to the extent that those provisions are modified by this order.

(d) Unless the context requires otherwise, the definitions set forth in the various sections of Revised Maximum Price Regulation No. 86 shall apply to the terms used herein.

This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 30th day of April 1946.

Issued this 30th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7271; Filed, Apr. 30, 1946; 4:34 p. m.]

[MPR 188, Amdt. 1 to Rev. Order 4317]

PREFERRED LIGHTING CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 168, *It is ordered*, That Revised Order No. 4317 issued under § 1499.158 of Maximum Price Regulation No. 188, be and it is amended in the following respect:

The last paragraph of section (a) (1) is amended to read as follows:

These maximum prices are for the articles described in the manufacturer's application dated April 25, 1945, and apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries.

This amendment shall become effective on the 1st day of May 1946.

Issued this 30th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7273; Filed, Apr. 30, 1946; 4:35 p. m.]

[MPR 188, Amdt. 1 to Rev. Order 4043]

BILT-RITE LAMP CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, *It is ordered*, That Revised Order No. 4043 under § 1499.158 of Maximum Price Regulation No. 188, be and it is amended in the following respect:

1. The last paragraph of section (a) (1) is amended to read as follows:

These maximum prices are for the articles described in the manufacturer's application dated March 21, 1946, and apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to these sales and deliveries.

This amendment shall become effective on the 1st day of May 1946.

Issued this 30th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7272; Filed, Apr. 30, 1946; 4:36 p. m.]

[MPR 594, Rev. Order 18]

GENERAL MOTORS CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 8 and 9b of Maximum Price Regulation 594; *It is ordered:*

Order No. 18 under Maximum Price Regulation 594 is redesignated Revised Order No. 18 and is amended and revised to read as follows:

(a) *Company sales to direct dealers and associate dealers.* General Motors Corporation, Detroit, Michigan, hereinafter called "Company", is authorized to sell and deliver f. o. b. Flint, Michigan, each of the new Chevrolet passenger automobiles described in subparagraph (1) to its Direct Dealers and its Associate Dealers at a price not to exceed the respective list price in subparagraph (1) less the Company discounts in subparagraph (2) plus the applicable charges in subparagraph (3):

(1) *New automobile.*

Series	Symbol	Description	List price
		FLEETMASTER	
2102	STSED	Town sedan	$912
2103	SCSED	Sport sedan	968
2124	SCPE-4	Sport coupe	980
2134	SCBL	Cabriolet	1,126
		FLEETLINE	
2144	STCP-4	Dynamic Sport Coupe	953
		STYLEMASTER	
1501	DPCH	Chassis with cowl and windshield	671
1502	DTSED	Town sedan	845
1503	DCSED	Sport sedan	894
1504	DCPE-2	Business coupe	851
1524	DCPE-4	Sport coupe	896

(2) *Company discounts.* The Company shall apply to the applicable list price in subparagraph (1) for the new automobile and the applicable list prices in subparagraph (3) for extra or optional equipment the following applicable discount and applicable bonus:

(i) *Basic discount to direct dealer:* 19.6%.

(ii) *Basic discount to associate dealer:*

For carload lots: 18% plus 1.6% to direct dealers.

For less than carload lots: 16.4% plus 3.2% to direct dealers.

(iii) *Basic discount to Associate Dealers when not operating under Direct Dealers:*

Carload lots: 18.0%.
For less than carload lots: 16.4%.

(iv) *Dealer bonus.* A rebate, called "dealer bonus", on each new automobile shall be paid to direct dealers at the end of the model selling year in the amounts computed in accordance with the same method the Company had in effect on January 1, 1941.

(v) *Fleet users.* A contingent quantity discount equal to 81.8% of the contingent quantity discount computed in accordance with the same method the Company had in effect on January 1, 1941, shall be paid by the Company to fleet users who qualify for such a discount in accordance with agreements they have with the Company.

(3) *Charges*—(i) *Extra or optional equipment.* A charge for each item of extra or optional equipment listed in the following schedule installed on the new automobile which shall not exceed the respective list price in the schedule less the applicable discounts in subparagraph (2) above; or the respective net price in the schedule for those items having net prices only; plus the applicable D & H charge in the schedule:

1946 option No.	Description	List price	D&H charge
216C	Oil bath air cleaner	$3.35	$0.25
216F	do	4.45	.35
241A and 216A	Handy governor and truck type air cleaner	5.00	.35
241A	Handy governor	5.00	.35
227A	Heavy duty clutch	2.80	.20
237A	Oil filter	8.35	.45
271A	Radiator overflow tank equipment	2.50	.15
224A	Economy motor	2.80	.20
201A	Economy axle	2.80	.1
223A	R. H. rear door remote lock	2.35	.15

1946 option No.	Description	List price	D&H charge
234A & H	Heavy rear spring equipment	$2.80	$0.25
316A & B	Heavy duty transmission	3.90	.15
201B	11:41 ratio rear axle	2.80	.15
330A or 330B	Taxicab conversion equipment	21.70	1.2
331A	Taxicab cloth trim	6.10	.35
255C, D & E	Two-tone paint for body (production colors).	8.35	.45
	Two-toned hood:		
	In production colors, less than 5 jobs.	5.55	.35
	In special colors, less than 5 jobs.	5.55	.35
	Five wheels in special color, less than 5 jobs	5.55	.35
	Under-gear paint, less than 5 jobs.	11.10	.65
	Tire options:		
	Four 6.00 x 16 6-ply regular tread tires in place of four 6.00 x 16 4-ply regular tread tires.	13.35	1.45
	Special paint options for body:		
	When one color (except white or ivory) not used in regular schedule production is used.	17.75	1.25
	When one color is used and that color is white or ivory.	11.85	.85
	When a two-color combination is used of which one color is white or ivory.	11.85	.85
	When a two-color combination (except white or ivory) not used in regular scheduled production is used, of which one color is black and which requires one masking stripe to be in standard location and size.	3.60	.25
	When a two-color combination (except white, ivory or black) not used in regular scheduled production, but consisting of production colors, is used, which requires one masking stripe to be in standard location and size.	5.90	.40
	When a two-color combination consisting either of one color not used in regular scheduled production and one color used in regular scheduled production, or two colors not used in regular scheduled production, is used and is applied other than in a standard location and other than in a standard size.	17.75	1.25

(ii) *Charge for delivery and handling.* A factory delivery and handling charge for each new automobile which shall not exceed the applicable charge in the following schedule:

D & H FOR AUTOMOBILES

Model No.	Description	Charge
	FLEETMASTER	
2102	Town sedan	$57.00
2103	Sport sedan	61.00
2124	Sport coupe	57.00
2134	Cabriolet	69.00
	FLEETLINE	
2144	Dynamic sport coupe	59.00
	STYLEMASTER	
1501	Pass. chassis, cowl and windshield	44.00
1502	Town sedan	55.00
1503	Sport sedan	57.00
1504	Business coupe	51.00
1524	Sport coupe	53.00

(iii) *Charge for freight.* A charge for freight on the automobile and extra or optional equipment not to exceed a charge based on freight rates from Flint, Michigan, to destination computed in accordance with the same method the Company had in effect on October 15, 1941, plus transportation tax at the current legal rate.

(iv) *Charge for cooperative advertising.* A charge for Company-dealer cooperative advertising expense not to exceed the amount of such charge per new automobile that the Company had in effect on January 1, 1941, for cooperative advertising expense.

(v) *Charge for gasoline, oil and anti-freeze.* A charge for gasoline, oil and anti-freeze not furnished on October 15, 1941 as part of the service referred to in subdivision (vi) or (vii) below. The charge shall not exceed the applicable maximum prices of such commodities.

(vi) *Charge for retail preparing and conditioning.* A charge not to exceed $15.00 when the new automobile is prepared and conditioned at the Company's customers' service station at Flint, Michigan, for a delivery to the retail customer of a direct dealer or of an associate dealer.

(vii) *Charge for less than carload delivery.* A charge not to exceed $5.00 when the new automobile is delivered to a dealer or an associate dealer upon his order for less than a carload lot; or when the new automobile is delivered by a Company representative at a location other than a Company assembly plant or warehouse.

(viii) *Charge for state and local taxes.* A charge equal to the Company's expense for state and local taxes on the sale or delivery of the new automobile and extra or optional equipment, if any.

(b) *Company sales to users.* The Company may sell and deliver to users each of the Chevrolet new passenger automobiles listed in subparagraph (1) of paragraph (a) and extra or optional equipment at a price not to exceed the maximum price that a reseller in the area in which the Company makes delivery is permitted to charge under paragraph (e) below, less the amount obtained by applying to the list prices for the automobile and extra or optional equipment 81.8% of the applicable discounts in effect on January 1, 1941.

(c) *Company sales to United States.* The Company is authorized to sell f. o. b. factory, Flint, Michigan, to the United States, its agencies or wholly-owned corporations, for the use of the United States, each new Chevrolet passenger automobile listed in paragraph (a) (1) at a price not to exceed the total of the following charges:

(1) *Charge for the new automobile.* A charge for the new automobile not to exceed the list price authorized by paragraph (a) (1) less an amount no less than the sum of the direct dealer discount listed in subparagraph (2) of paragraph (a) and $12.00.

(2) *Charge for extra or optional equipment.* A charge for each item of extra or optional equipment listed in subparagraph (3) (i) of paragraph (a) when installed at the factory not to exceed the applicable list price in that subparagraph less the direct dealer discount stated in subparagraph (2) of paragraph (a) or the applicable net price in subparagraph (3) (1) of paragraph (a) for those items having a net price authorized.

(3) *Other charges.* Charges permitted by subdivisions (iii), (v) and (vi) of paragraph (a) (3) when applicable to the sale.

(d) *Sales by direct dealers to associate dealers.* Direct dealers may sell to associate dealers each of the new Chevrolet passenger automobiles listed in subparagraph (1) of paragraph (a) at a price not to exceed the total of the following charges:

(1) *Charge for new automobile.* A charge for the new automobile not to exceed the applicable list price set forth in subparagraph (1) of paragraph (a) less 16.4% discount.

(2) *Charge for extra or optional equipment.* A charge for each item of extra or optional equipment listed in subparagraph (3) (i) of paragraph (a) when installed at the factory not to exceed the applicable list price set forth in that subparagraph less 16.4% discount, or the applicable net price in that subparagraph for those items having a net price authorized, plus the D & H charge in that subparagraph.

(3) *Charge for factory delivery and handling.* A charge to cover the factory delivery and handling charge the dealer pays in accordance with paragraph (a) (3) (ii) which shall not exceed the applicable charge in that paragraph.

(4) *Charge for transportation.* A charge to cover transportation expense which shall not exceed the transportation charge invoiced to the direct dealer by the Company for the new automobile and extra or optional equipment.

(5) *Charge for advertising.* A charge for Company-dealer cooperative advertising not to exceed the charge made by the Company to the direct dealer to cover the expense of cooperative advertising.

(6) *Charge for state and local taxes.* A charge equal to his expense for state and local taxes on the sale or delivery of the new automobile and extra or optional equipment.

(7) *Charge for gasoline, oil and anti-freeze.* A charge for gasoline, oil and anti-freeze not furnished on October 15, 1941 as part of service in (8) below. This charge shall not exceed the applicable maximum prices of such commodities.

(8) *Charge for preparing and conditioning.* A charge not to exceed $15.00 when the Company at its Flint, Michigan, customers' service station or the direct dealer at his place of business prepares and conditions the new automobile for delivery to the retail customer of an associate dealer.

(9) *Charge for less-than-carload delivery.* A charge not to exceed $5.00 when the direct dealer pays such a charge for the delivery of the new automobile to him in less than a carload lot at a Company assembly plant or warehouse; or, when the new automobile is delivered by a Company representative at a location other than a Company assembly plant or warehouse.

(e) *Sales at retail by resellers in continental United States.* A reseller may

sell and deliver at its place of business each of the Chevrolet new passenger automobiles listed in subparagraph (1) of paragraph (a) at a price not to exceed the total of the following charges:

(1) *Retail charge for new automobile.* A charge for the new automobile not to exceed the applicable list price set forth in subparagraph (1) of paragraph (a).

(2) *Retail charge for extra or optional equipment.* A charge for each item of extra or optional equipment listed in subparagraph (3) (i) of paragraph (a) not to exceed the applicable list or net price set out in that subparagraph plus the applicable D & H charge.

(3) *Charge for transportation.* A charge to cover transportation expense not to exceed the transportation charge invoiced to the reseller by the Company or the direct dealer for the new automobile and extra or optional equipment being sold.

(4) *Charge for factory delivery and handling.* A charge to cover factory delivery and handling not to exceed the applicable D & H charge for the automobile in paragraph (a) (3) (ii).

(5) *Charge for state and local taxes.* A charge equal to his expense for state and local taxes on the sale or delivery of the new automobile and extra or optional equipment.

(6) *Charge for preparing and conditioning.* A charge for preparing and conditioning the new automobile for delivery to the retail purchaser not to exceed $15.00.

(7) *Charge for gasoline, oil and anti-freeze.* A charge for gasoline, oil and anti-freeze supplied with the automobile not to exceed applicable maximum prices.

(f) *Resales in territories and possessions.* A reseller or a direct dealer is authorized to sell each of the Chevrolet new passenger automobiles listed in paragraph (a) (1) in a territory or possession of the United States at a price not to exceed the maximum price permitted by paragraph (d) or (e), whichever is applicable, to which he may add a sum not to exceed the expense incurred by or charged to him for: payment of territorial and insular taxes on the purchase, sale or introduction of the new automobile in the territory or possession, when not charged under paragraph (d) or (e); export premiums; boxing and crating for export purposes; assembly costs, if any; marine and war risk insurance; landing, wharfage, and terminal operations; ocean freight; freight to port of embarkation when not charged under paragraph (d) or (e); and inland territorial freight from port of debarkation to resellers place of business by the most direct route.

(g) *Definitions*—(1) *Factory delivery and handling charge.* Factory delivery and handling charge includes federal tires weight taxes and other federal excise taxes on the new automobile and a charge for factory handling and delivery operations.

(2) *Reseller.* A reseller is:

(i) A dealership, either a direct dealer or associate dealer when not selling under a franchise agreement for resale; or

(ii) A person who purchased the new automobile at retail.

(3) *User.* A user is:

(i) A fleet account; or

(ii) Any purchaser purchasing for his own use.

(h) *Posting of maximum prices and completing Certificate of Transfer.* In posting maximum prices in accordance with section 16 of Maximum Price Regulation 594, a reseller shall list a charge for "D & H" (Federal excise taxes on the automobile, federal excise taxes on extra or optional equipment, and factory handling and delivery) instead of a charge for "Federal excise tax." In completing a Certificate of Transfer in accordance with section 15 of Maximum Price Regulation 594, a direct dealer or an associate dealer shall insert in the space on that form for excise tax the charge for "D & H" and substitute on the form the term "D & H" for the term "Excise Tax."

(j) This revised order may be amended or revoked by the Administrator at any time.

(k) This revised order shall become effective April 30, 1946 for new Chevrolet passenger automobiles and extra or optional equipment which are sold to resellers on and after the effective date of this order.

NOTE: All reporting and record-keeping requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 30th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7274; Filed, Apr. 30, 1946; 4:36 p. m.]

[MPR 594, Rev. Order 19]

GENERAL MOTORS CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 8 and 9b of Maximum Price Regulation 594, *It is ordered:*

Order No. 19 under Maximum Price Regulation 594 is redesignated Revised Order No. 19 and is amended and revised to read as follows:

(a) *Company sales to distributors, dealers and associate dealers.* General Motors Corporation, Detroit, Michigan, hereinafter called "Company," is authorized to sell and deliver f. o. b. Pontiac, Michigan, each of the new Pontiac passenger automobiles described in subparagraph (1) to its distributors, dealers and associate dealers at a price not to exceed the applicable list price in subparagraph (1) less the Company discounts in paragraph (2) plus the applicable charges in subparagraph (3).

(1) *New automobile.*

Description	*List price*
Series 6 LA Torpedo 6:	
Chassis	$703
Business coupe	975
Sport coupe	1,014
Sedan coupe	1,053
Convertible sedan coupe	1,252
2-door sedan	1,027
4-door sedan, 6-window	1,077
Series 8 LA Torpedo 8:	
Chassis	727
Business coupe	999
Sport coupe	1,038
Sedan coupe	1,077
Convertible sedan coupe	1,275
2-door sedan	1,050
4-door sedan, 6-window	1,101
Series 6 LB Streamliner 6:	
Chassis	758
Sedan coupe	1,081
4-door sedan	1,141
Station Wagon—Standard	1,508
Station Wagon—De Luxe	1,575
Series 8 LB Streamliner 8:	
Chassis	782
Sedan coupe	1,105
4-door sedan	1,166
Station Wagon—Standard	1,533
Station Wagon—De Luxe	1,599

(2) *Company discounts.* The Company shall apply to the list price in subparagraph (1) for each new automobile the following applicable discounts.

(i) *Basic retroactive discounts to distributors and dealers.*

Quantity	*Discount (per cent)*
1–11	19.8
12–50	20.3
51–100	20.8
101–150	21.3
151–200	21.8
201–250	22.3
251–up	22.8

(In applying the basic discounts above, the Company may invoice the distributors and dealers at 1.0% less than the applicable basic discount and may hold this 1.0% difference until the close of the model selling year at which time the 1.0% discount is to be paid or credited to the respective distributors and dealers.)

(ii) *Basic retroactive discounts to associate dealers.*

Quantity	Carloads	Less-than-carloads
	Percent	*Percent*
1–11	18.2	16.5
12–50	18.7	17.0
51–100	19.2	17.5
101–150	19.7	18.0

(iii) *Additional retroactive over-riding discounts to distributors for sales to dealers and associate dealers under franchise agreements.*

Quantity:	*Discount (percent)*
1–350	4¼
351–750	4½
751–1,500	4¾
1,501–4,000	5
4,001–6,000	5¼
6,001–8,000	5½
8,000–up	5¾

(3) *Charges*—(i) *Extra or optional equipment.* A charge for each group of extra or optional equipment listed below installed on the new automobile which shall not exceed the respective wholesale prices shown below:

Group	Description	Wholesale prices: To distributor	Wholesale prices: To dealer and associate dealer	List price
A	Electric clock, visor, vanity mirror, glove box light, luggage compartment light, non-glare mirror, license plate frames, underhood and trouble light, back-up light, outside rear view mirror	$16.90	$19.78	$30.55
AX	Electric clock	6.60	7.68	11.80
B	Front bumper guard and rail, rear bumper guard and rail, wheel trim rings, exhaust deflector	14.43	16.28	25.10
BX	Front bumper guard and rail, rear bumper guard and rail	9.13	10.37	16.05
BDX	Front bumper guard and rail, rear bumper guard and rail, white sidewall discs, exhaust deflector	15.72	17.67	27.10
C	Windshield wiper vacuum booster pump	4.05	4.05	5.35
CX	Windshield washer and rear window wiper	10.48	12.38	19.25
D	Wheel trim rings	4.58	5.50	9.00
DX	White sidewall discs	6.10	7.17	11.10
E	Oil bath air cleaner with ventilator inlet and outlet filters	2.55	2.55	3.40
F	Safti-flex steering wheel and horn-blowing ring	6.57	7.88	13.05
G	Fog lights—pair	7.91	9.07	13.55
GX	Safety lights	8.31	9.75	15.60
H	Weatherchief heater (dash type)	8.30	9.70	14.70
J	Defroster (dash type)	5.15	5.80	8.25
K	Underseat heater—complete	29.05	33.33	47.45
P	Mast antenna	2.85	3.00	4.95
Q	Rear fender panel	9.29	9.75	12.10
T	Automatic No-Rol	6.99	7.64	11.70
	SPECIAL PAINT GROUPS			
	2-tone paint (standard) option at additional cost for standard 2-tone paint combination over standard single color	5.00	5.00	5.00
	2-tone paint (special) option at additional cost for special 2-tone paint combination which was not provided in the standard 2-tone paint group	20.00	20.00	20.00
	Special paint; option at additional cost for any paint color not listed as standard	20.00	20.00	20.00

(ii) *Charge for E. O. H.* A charge for E. O. H. to cover Federal excise taxes on the new automobile and factory delivery and handling which shall not exceed the applicable charge in the following schedule.

E. O. H. FOR AUTOMOBILES

Description	*Charge*
Series 6 LA Torpedo 6:	
Chassis	$46
Business coupe	61
Sport coupe	64
Sedan coupe	66
Convertible sedan coupe	77
2-door sedan	65
4-door sedan	67
Series 8 LA Torpedo 8:	
Chassis	47
Business coupe	62
Sport coupe	64
Sedan coupe	67
Convertible sedan coupe	78
2-door sedan	66
4-door sedan	68

E. O. H. FOR AUTOMOBILES—continued

Description	*Charge*
Series 6LB Streamliner 6:	
Chassis	$51
Sedan coupe	69
4-door sedan	72
Station wagon—standard	93
Station wagon—de luxe	96
Series 8 LB Streamliner 8:	
Chassis	52
Sedan coupe	70
4-door sedan	73
Station wagon—standard	94
Station wagon—de luxe	97

(iii) *Charge for freight.* A charge for freight on the automobile and extra or optional equipment not to exceed a charge based on freight rates from Pontiac, Michigan, to destination computed in accordance with the same method the Company had in effect on October 15, 1941, plus transportation tax at the current legal rate.

(iv) *Charge for cooperative advertising.* A charge for Company-dealer cooperative advertising expense not to exceed $8.00 for each Torpedo 6 or 8 model and $10.00 for each Streamliner 6 or 8 model.

(v) *Charge for gasoline, oil and anti-freeze.* A charge for gasoline, oil and anti-freeze not furnished on October 15, 1941 as part of service in subdivision (vi) or (vii) below. The charge shall not exceed the applicable maximum prices of such commodities.

(vi) *Charge for unloading and warehousing.* A charge not to exceed $7.50 for unloading and warehousing the new automobile when delivered from a zone warehouse upon the buyer's order or upon the buyer's order from the factory for less than a carload lot and delivered from a zone warehouse, including gasoline, oil, grease and servicing for the applicable model in the same amount that the Company furnished on October 15, 1941.

(vii) *Charge for retail drive-out servicing.* A charge not to exceed $12.00 for servicing, preparing and conditioning the new automobile in accordance with the same practice in effect on October 15, 1941 for drive-away delivery from the factory to a retail purchaser.

(viii) *Charge for State and local taxes.* A charge equal to the Company's expense for State and local taxes on the sale or delivery of the new automobile and extra or optional equipment, if any.

(b) *Company sales to users.* The Company may sell and deliver to users each of the Pontiac new automobiles listed in paragraph (a) (1) at a price not to exceed its respective list price less the applicable discount in subparagraph (1) below plus the applicable charges in subparagraph (2).

(1) *User discounts on the automobile.*

(i) To United States—19.8 percent;

(ii) To body-building firms—19.8 percent;

(iii) To users other than Fleet Users—19.8 percent;

(iv) To Fleet Users—A contingent quantity discount equal to 82.5 percent of the contingent quantity discount computed in accordance with the same method in effect January 1, 1941, to Fleet users who qualify under Company-fleet user agreements.

(2) *Charges*—(i) *Extra and optional equipment.* A charge for each group of extra or optional equipment not to exceed the applicable wholesale price set out under the heading "Wholesale Prices—To Dealer and Associate Dealer" in subparagraph (3) (i) of paragraph (a); except that, on sales to fleet users, the charge shall be the applicable list price less 82.5% of the fleet user discount computed in accordance with the same method in effect January 1, 1941.

(ii) *E. O. H.* A charge not to exceed the applicable amount set out in the schedule in paragraph (a) (3) (ii).

(iii) *Freight.* A charge for freight not to exceed the amount a reseller in the area in which the company makes delivery is permitted to charge.

(iv) *State and local taxes.* A charge equal to the Company's expense for State and local taxes on the sale or delivery of the automobile and extra or optional equipment.

(v) *Preparing and conditioning for delivery to users.* A charge for preparing, conditioning and servicing the new automobile in accordance with the same practice in effect on October 15, 1941, not to exceed the charge in effect on October 15, 1941, to the class of user.

(vi) *Gasoline, oil and anti-freeze.* A charge for gasoline, oil and anti-freeze not furnished on October 15, 1941, as part of service referred to in subdivision (v) above. The charge shall not exceed the applicable maximum prices of such commodities.

(c) *Sales by distributors to dealers and associate dealers, or sales by dealers to associate dealers.* Distributors of Pontiac new passenger automobiles may sell and deliver to dealers and associate dealers, and dealers of Pontiac new passenger automobiles may sell and deliver to associate dealers each of the new passenger automobiles listed in subparagraph (1) of paragraph (a) at a price not to exceed the total of the following charges.

(1) *Charge for new automobile.* A charge for the new automobile not to exceed the applicable list price set forth in subparagraph (1) of paragraph (a) less the following applicable retroactive discounts.

(i) *Basic retroactive discounts to dealers.*

Quantity:	*Discount*
1–11	19.8
12–50	20.3
51–100	20.8
101–150	21.3
151–200	21.8
201–250	22.3
251–up	22.8

(ii) *Basic retroactive discounts to associate dealers.*

Quantity	Carloads	Less-than-carloads
1–11	18.2	16.5
12–50	18.7	17.0
51–100	19.2	17.5
101–150	19.7	18.0

(2) *Charge for extra or optional equipment.* A charge for each group of extra or optional equipment listed in subparagraph (3) (i) of paragraph (a) which shall not exceed the respective wholesale

price set forth in the column headed "Wholesale Prices—To Dealer and Associate Dealer" in subparagraph (3) (i) of paragraph (a).

(3) *Charge for E. O. H.* A charge for E. O. H. on the new automobile to cover federal excise taxes and factory delivery and handling not to exceed the applicable charge set out in the schedule in subparagraph (3) (ii) of paragraph (a).

(4) *Charge for freight.* A charge for freight not to exceed the charge invoiced by the Company to the distributor or to the dealer for the new automobile and extra or optional equipment.

(5) *Charge for cooperative advertising.* A charge for cooperative advertising not to exceed $8.00 for each Torpedo 6 or 8 model and $10.00 for each Streamliner 6 or 8 model when such charge is made by the Company to the distributor or dealer.

(6) *Charge for gasoline, oil and anti-freeze.* A charge for gasoline, oil, and anti-freeze not furnished on October 15, 1941 as part of service in subparagraph (7) or (8) below. This charge shall not exceed the maximum prices of such commodities.

(7) *Charge for warehousing.* A charge not to exceed $7.50 for unloading and warehousing the new automobile if delivered from Company's warehouse and if such a charge is made by the Company.

(8) *Charge for retail drive-out servicing.* A charge not to exceed $12.00 for servicing, preparing and conditioning the new automobile for drive-away delivery from the factory when such charge is made by the Company.

(9) *Charge for State and local taxes.* A charge equal to his expense for State and local taxes on the sale or delivery of the new automobile and extra or optional equipment.

(d) *Sales at retail by resellers in continental United States.* A reseller may sell and deliver at its place of business each of the Pontiac new passenger automobiles listed in subparagraph (1) of paragraph (a) at a price not to exceed the total of the following charges:

(1) *Charge for automobile.* A charge for the new automobile not to exceed the applicable list price set forth in subparagraph (1) of paragraph (a).

(2) *Charge for extra or optional equipment.* A charge for each group of extra or optional equipment listed in subparagraph (3) (i) of paragraph (a) not to exceed the applicable list price set out in that paragraph.

(3) *Charge for freight.* A charge to cover freight on the new automobile and extra or optional equipment which shall not exceed the applicable suggested transportation charge contained in the "Company's Pontiac Suggested Maximum Retail Delivered Price Sheet," a certified copy of which has been filed with the Office of Price Administration.

(4) *Charge for E. O. H.* A charge for E. O. H. which includes federal excise taxes on the new automobile and factory delivery and handling not to exceed the applicable charge in the schedule in subparagraph (3) (ii) of paragraph (a).

(5) *Charge for State and local taxes.* A charge equal to his expense for State and local taxes on the sale or delivery of the new automobile and extra or optional equipment.

(6) *Charge for preparing and conditioning.* A charge for preparing and conditioning the new automobile for delivery to retail purchaser not to exceed the applicable charge in the following schedule:

Model:	
6 LA Torpedo 6	$17.00
8 LA Torpedo 8	17.00
6 LB Streamliner 6	19.00
8 LB Streamliner 8	19.00

(7) *Gasoline, oil and anti-freeze.* A charge for gasoline, oil and anti-freeze furnished by the reseller with the new automobile not to exceed applicable maximum prices.

(e) *Resales in territories and possessions.* A reseller is authorized to sell each of the Pontiac new passenger automobiles and extra or optional equipment listed in paragraph (a) in a territory or possession of the United States at a price not to exceed the maximum price permitted by paragraph (c) for sales at wholesale or paragraph (d) for sales at retail, to which he may add a sum not to exceed the expense incurred by or charged to him for: Payment of territorial and insular taxes on the purchase, sale, or introduction of the new automobile in the territory or possession, when not charged under paragraph (c) or (d); export premiums; boxing and crating for export purposes; assembly costs, if any; marine and war risk insurance; landing, wharfage, terminal operations; ocean freight; freight to port of embarkation when not charged under paragraphs (c) or (d); and inland territorial freight from port of debarkation by the most direct route to reseller's place of business.

(f) *Definitions*—(1) *Reseller.* A reseller is:

(i) A dealership when not selling under a distributor or franchise agreement for resale; or

(ii) A person who purchased the new automobile at retail.

(2) *User.* A user is

(i) The United States or its agencies or its wholly-owned corporations; or

(ii) Body-building firms; or

(iii) A purchaser purchasing for his own use; or

(iv) A fleet account.

(3) *Retroactive discount.* A retroactive discount is a discount which shall be applied by the company, distributor or dealer retroactively on the basis of the largest quantity purchased and applied to the total quantity purchased in the model year.

(g) *Posting of maximum prices and completing Certificate of Transfer.* In posting maximum prices in accordance with section 16 of Maximum Price Regulation 594, a reseller shall list a charge for "E. O. H." (Federal excise taxes on the automobile and factory handling and delivery) instead of a charge for "Federal excise tax." In completing a Certificate of Transfer in accordance with section 15 of Maximum Price Regulation 594, a reseller shall insert in the space on that form for excise tax the charge for "E. O. H." and substitute on the form the term "E. O. H." for the term "Excise Tax."

(h) This revised order shall become effective as of April 30, 1946 for new Pontiac passenger automobiles and extra or optional equipment which are sold to resellers on and after the effective date of this order.

NOTE: All reporting and record-keeping requirements of this Revised Order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 30th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7275; Filed, Apr. 30, 1946; 4:36 p. m.]

[MPR 594, Rev. Order 20]

GENERAL MOTORS CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 9b of Maximum Price Regulation 594, *It is ordered:*

Order No. 20 under Maximum Price Regulation 594 is redesignated Revised Order No. 20 and is amended and revised to read as follows:

(a) *Company sales to distributors, direct dealers, and associate dealers.* General Motors Corporation, Detroit, Michigan, hereinafter called "Company", is authorized to sell and deliver f. o. b. Flint, Michigan, each of the new Buick passenger automobiles described in subparagraph (1) to its distributors, direct dealers, and associate dealers at a price not to exceed the respective list price in subparagraph (1) less the Company discounts in subparagraph (2) plus the applicable charges in subparagraph (3):

(1) *New automobile.*

Series and model	Description	List price
40 series:		
410	Chassis	$857
41	Four door sedan	1,107
46S	Sedanet	1,115
50 series:		
510	Chassis	975
514	Special chassis	995
51	Four door sedan	1,397
56S	Sedanet	1,325
56C	Convertible coupe	1,590
59	Estate wagon	1,795
70 series:		
710	Chassis	1,181
713	Special chassis	1,047
71	Four door sedan	1,627
76S	Sedanet	1,545
76C	Convertible coupe	1,800

(2) *Company discounts.* The company shall apply to the applicable list price in subparagraph (1) for each automobile the following applicable discount.

(i) Basic discount to Distributors: 20.8 percent, plus $35.00 on each 40 and 50 series; and 20.8 percent plus $50.00 on each 70 series.

(ii) Basic discount to Direct dealer: 20.8 percent.

(iii) Basic discount to Associate dealer: 18.3 percent. (In applying the basic discounts above, the Company may invoice the distributors and dealers at 1% less than the applicable basic discount and may hold this 1% difference until the close of the model selling year at which time the 1% discount is to be paid or credited to the respective distributors and dealers.)

(3) *Charges*—(i) *Extra or optional equipment.* A charge for each group of extra or optional equipment listed below installed on the new automobile which shall not exceed the applicable wholesale price shown below:

WHOLESALE PRICES

Group	Description	To distributor	To direct dealer and associate dealer	List price
A	Radio antenna	$5.05	$5.65	$7.10
B	Undercoat heater and windshield defroster.	27.64	30.75	48.55
D	Windshield washer	3.55	3.75	4.95
G	Special steering wheel extra cost on 40 series only.	8.96	9.95	14.55
H	Electric clock, wheel trim mouldings and license plate frame. Extra cost on 40 series only.	19.00	20.00	24.80
J	5000# overload springs	2.17	2.37	3.50
O	Foamtex cushions, front and rear seats. Extra cost on 40 series only.	12.95	13.57	17.05
P	18" high ground clearance. Five wheels, four tires, four tubes and related parts.	13.86	15.16	22.80
	Special paint. Chassis sheet metal and body.	37.00	39.00	49.00
	Special body interior trim combination No. 51, tan broadcloth (striped), extra cost on Models 41 and 46S (standard equipment on models 51 and 56S).	32.25	32.25	39.90
	Special body interior trim: Combination No. 52, grey broadcloth (striped), extra cost on models 41 and 46S (standard equipment on models 51 and 56S).	32.25	32.25	39.90
	Combination No. 53, tan Bedford cord (novelty), extra cost on models 51 and 56S.	36.25	36.25	44.85
	Combination No. 54 grey, Bedford cord (novelty), extra cost on models 51 and 56S.	36.25	36.25	44.85
	Combination No. 55, tan broadcloth (figured), extra cost on Models 51 and 56S.	36.25	36.25	44.85
	Combination No. 56, grey broadcloth (figured), extra cost on models 51 and 56S.	36.25	36.25	44.85
	Combination No. 57, tan Bedford cord, extra cost on models 51 and 56S.	48.25	48.25	59.75
	Combination No. 58, gray Bedford cord, extra cost on models 51 and 56S.	48.25	48.25	59.75
	Combination No. 80, dark and light tan broadcloth, extra cost on models 51 and 56S.	54.75	54.75	67.75
	Combination No. 81, blue and grey broadcloth, extra cost on models 51 and 56S.	54.75	54.75	67.75
	Combination No. 82, dark and light green broadcloth, extra cost on models 51 and 56S.	54.75	54.75	67.75

(ii) *E. O. H.* A charge called E. O. H. to cover federal excise taxes on the new automobile and factory delivery and handling which shall not exceed the applicable amount in the following schedule:

E. O. H. FOR AUTOMOBILES

Description	*Charge*
40 Series:	
410 Chassis	$57.00
41 Four door sedan	75.00
46S Sedanet	73.00
50 Series:	
510 Chassis	63.00
514 Special chassis	62.00
51 Four door sedan	86.00
56S Sedanet	82.00
56C Convertible coupe	96.00
59 Estate wagon	109.00
70 Series:	
710 Chassis	74.00
713 Special chassis	67.00
71 Four door sedan	99.00
76S Sedanet	95.00
76C Convertible coupe	110.00

(iii) *Freight.* A charge for freight on the automobile and extra or optional equipment from Flint, Michigan, to destination computed in accordance with the same method the Company had in effect on October 15, 1941, plus transportation tax at the current legal rate.

(iv) *Cooperative advertising.* A charge for Company-distributor-dealer cooperative advertising expense not to exceed the applicable amount per automobile set forth in the following schedule:

Series 40 (all models)	$10
Series 50 (all models)	12
Series 70 (all models)	14

(v) *Gasoline, oil, and antifreeze.* A charge for gasoline, oil, and antifreeze not furnished on October 15, 1941 as part of service in subdivisions (vi), (vii) or (viii) below. This charge shall not exceed the applicable maximum prices of such commodities.

(vi) *Warehousing, unloading and get-ready operations.* A charge for warehousing and preparation of the new automobile, including gasoline, oil, grease and servicing in the same amount furnished on October 15, 1941, when ordered in less than a carload lot from the factory and delivered from a zone warehouse; or, when ordered and delivered from a zone warehouse, not to exceed the applicable amount set forth in the following schedule:

Series 40 and Series 50 (all models)	$7.50
Series 70 (all models)	9.50

(vii) *Unloading nad get-ready operations.* A charge not to exceed the applicable amount set forth in the following schedule for unloading at a zone warehouse and get-ready operations on the new automobile including gasoline, oil, grease, and servicing in the same amount furnished on October 15, 1941, when a charge is not made under subdivision (vi) above:

Series 40 and Series 50 (all models)	$4.00
Series 70 (all models)	6.00

(viii) *Retail drive-out servicing.* A charge for preparing, conditioning and servicing the new automobile in accordance with the same service practice in effect on October 15, 1941, for factory drive-out delivery to a retail purchaser not to exceed the applicable amount set out below:

Series 40 and Series 50 (all models)	$20.00
Series 70 (all models)	25.00

(ix) *State and local taxes.* A charge equal to the Company's expense for state and local taxes on the sale or delivery of the new automobile and extra or optional equipment, if any.

(b) *Company sales to users.* The company may sell and deliver to users each of the Buick new passenger automobiles listed in paragraph (a) (1) at a price not to exceed the applicable list price in that paragraph less the following applicable discounts in subparagraph (1) plus the applicable charges in subparagraph (2).

(1) *User discounts on the automobile.*

(i) To United States	20.8 percent.
(ii) To body-building firms	20.8 percent.
(iii) To users other than fleet accounts	20.8 percent.
(iv) To fleet accounts	A quantity discount equal to 83.2% of the quantity discount computed in accordance with the same method in effect January 1, 1941 to fleet users who qualify under Company-fleet user agreements.

(2) *Charges to users*—(i) *Extra or optional equipment.* A charge for extra or optional equipment not to exceed the applicable maximum price to dealers and associate dealers set out under the heading "Wholesale Prices to Direct Dealer and Associate Dealer" in subparagraph (3) (i) of paragraph (a); except that, on sales to fleet users, a discount shall be applied equal to 83.2% of the fleet user discount computed in accordance with the same method in effect January 1, 1941 applied to the applicable list price of extra or optional equipment set forth in subparagraph (3) (i) of paragraph (a).

(ii) *E. O. H.* A charge called E. O. H. to cover federal excise taxes on the new automobile and factory delivery and handling not to exceed the applicable charge in paragraph (a) (3) (ii).

(iii) *Freight.* A charge for freight not to exceed the amount a reseller in the area in which the Company makes delivery of the automobile is permitted to charge.

(iv) *State and local taxes.* A charge equal to the Company's expense for state and local taxes on the sale or delivery of the automobile and extra or optional equipment.

(v) *Preparing and conditioning for delivery to users.* A charge for preparing, conditioning and servicing the automobile in accordance with the same service practice in effect on October 15, 1941, not to exceed the charge in effect on October 15, 1941, to the class of user.

(vi) *Gasoline, oil, and antifreeze.* A charge for gasoline, oil, and antifreeze not furnished on October 15, 1941 as part of service in (v) above. This charge shall exceed applicable maximum prices of such commodities.

(c) *Sales by distributors to direct dealers and associate dealers, and sales*

by direct dealers to associate dealers. Distributors of Buick new passenger automobiles may sell and deliver to direct dealers and associate dealers, and direct dealers of Buick new passenger automobiles may sell and deliver to associate dealers each of the new passenger automobiles listed in paragraph (a) (1) at a price not to exceed the total of the following charges:

(1) *Charge for new automobile.* A charge for the new automobile not to exceed the applicable list price set forth in paragraph (a) (1) less the applicable basic discount in the following schedule:

	Per cent
Basic discount to direct dealers	20.8
Basic discount to associate dealers	18.3

(In applying the basic discounts above, the distributor may invoice its direct dealers and associate dealers at 1% less than the applicable basic discount and may hold this 1% difference until the close of the model selling year at which time the 1% discount is to be paid or credited to the respective direct dealers and associate dealers.)

(2) *Charge for extra or optional equipment.* A charge for each group of extra or optional equipment listed in subparagraph (3) (i) of paragraph (a), which shall not exceed the respective wholesale prices set forth in the column headed, "Wholesale Prices—To Direct Dealer and Associate Dealer", in subparagraph (3) (i) of paragraph (a).

(3) *Charge for E. O. H.* A charge called E. O. H. to cover federal excise taxes on the new automobile and factory delivery and handling, which shall not exceed the applicable charge in the schedule set out in subparagraph (3) (ii) of paragraph (a).

(4) *Charge for freight.* A charge for freight not to exceed the charge invoiced by the Company to the distributor or to the dealer for the new automobile and extra or optional equipment.

(5) *Charge for cooperative advertising.* A charge for Company-distributor-dealer cooperative advertising not to exceed the applicable charge set forth in paragraph (a) (3) (iv) when such charge is made by the Company to the distributor or direct dealer.

(6) *Charge for gasoline, oil, and antifreeze.* A charge for gasoline, oil, and antifreeze not furnished on October 15, 1941 as part of service in subparagraphs (7), (8), or (9) below. This charge shall not exceed the applicable maximum prices of such commodities.

(7) *Charge for warehousing, unloading and get-ready operations.* A charge for unloading, warehousing and get-ready operations on the new automobile when delivered from the zone warehouses not to exceed the charge made by the Company to the distributor or to the direct dealer.

(8) *Charge for unloading and get-ready operations.* A charge for unloading and get-ready operations on the new automobile at a zone warehouse not to exceed the charge made by the Company to the distributor or to the direct dealer.

(9) *Charge for retail drive-out servicing.* A charge for drive-out servicing on delivery from the factory to a retail purchaser not to exceed the charge.

(10) *Charge for state and local taxes.* A charge equal to his expense for state and local taxes on the sale or delivery of the new automobile and extra or optional equipment.

(d) *Sales at retail by resellers in continental United States.* A reseller may sell and deliver at his place of business each of the new Buick passenger automobiles listed in subparagraph (1) of paragraph (a) at a price not to exceed the total of the following charges:

(1) *Retail charge for automobile.* A charge for the new automobile not to exceed the applicable list price set forth in subparagraph (1) of paragraph (a).

(2) *Retail charge for extra or optional equipment.* A charge for each group of extra or optional equipment listed in subparagraph (3) (i) of paragraph (a) not to exceed the applicable list price set out in that subparagraph.

(3) *Charge for freight.* A charge to cover freight on the new automobile and extra or optional equipment which shall not exceed the applicable suggested transportation charge contained in the "Company's Buick Suggested Maximum Retail Delivered Price Sheet," a certified copy of which has been filed with the Office of Price Administration.

(4) *Charge for E. O. H.* A charge called E. O. H. to cover federal excise taxes on the new automobile and factory delivery and handling not to exceed the applicable amount set out in the schedule listed in subparagraph (3) (ii) of paragraph (a).

(5) *Charge for state and local taxes.* A charge equal to his expense for state and local taxes on the sale or delivery of the new automobile and extra or optional equipment.

(6) *Charge for preparing and conditioning.* A charge for preparing and conditioning the new automobile for delivery to a retail purchaser not to exceed the applicable charge in the following schedule:

Model:	*Charge*
Series 40 (all models)	$25.00
Series 50 (all models)	35.00
Series 70 (all models)	50.00

(7) *Charge for gasoline, oil, and antifreeze.* A charge for gasoline, oil, and antifreeze furnished by the reseller with the new automobile not to exceed the applicable maximum prices.

(e) *Resale in territories and possessions.* A reseller is authorized to sell each of the Buick new passenger automobiles and extra or optional equipment listed in paragraph (a) in a territory or possession of the United States at a price not to exceed the maximum price permitted in paragraph (c) for sales at wholesale or paragraph (d) for sales at retail, to which he may add a sum not to exceed the expense incurred by or charged to him for: Payment of territory and insular taxes on the purchase, sale or introduction of the new automobile in the territory or possession, when not charged under paragraphs (c) or (d); export premiums; boxing and crating for export purposes; assembly costs, if any; marine and war risk insurance; landing, wharfage, and terminal operations; ocean freight; freight to port of embarkation when not charged under paragraphs (c) or (d); and inland freight from port of debarkation by the most direct route to reseller's place of business.

(f) *Definitions*—(1) *Reseller.* A reseller is:

(i) A dealer when not selling at wholesale under a distributor or direct dealer franchise agreement for resale; or

(ii) A person who purchased the new automobile at retail.

(2) *User.* A user is:

(i) The United States or its agencies or its wholly-owned corporations; or

(ii) Body-building firms; or

(iii) A purchaser purchasing for his own use; or

(iv) A fleet account.

(g) *Posting of maximum prices and completing certificates of transfer.* In posting maximum prices in accordance with section 16 of Maximum Price Regulation 594, a reseller shall list a charge for "E. O. H." (Federal excise taxes on the automobile and factory handling and delivery) instead of a charge for "Federal excise tax." In completing a certificate of transfer in accordance with section 15 of Maximum Price Regulation 594, a reseller shall insert in space on that form for excise tax the charge for "E. O. H." and substitute on the form the term "E. O. H." for the term "Excise Tax."

(h) This revised order may be revoked or amended by the Administrator at any time.

This revised order shall become effective as of April 30, 1946, for new Buick automobiles and extra or optional equipment which are sold to resellers on and after the effective date of this order.

NOTE: All reporting and record-keeping requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 30th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7276; Filed, Apr. 30, 1946; 4:37 p. m.]

[MPR 594, Rev. Order 21]

GENERAL MOTORS CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 9b of Maximum Price Regulation 594, *It is ordered:*

Order No. 21 under Maximum Price Regulation 594 is redesignated Revised Order 21 and is amended and revised to read as follows:

(a) *Company sales to distributors, key point dealers, dealers, and associate dealers.* General Motors Corporation, Detroit, Michigan, hereinafter called Company, is authorized to sell and deliver f. o. b. Lansing, Michigan, each of the new Oldsmobile passenger automobiles described in subparagraph (1) to its distributors, key point dealers, dealers, and associate dealers at a price not to exceed the respective list price in subparagraph (1) less the Company discounts in subparagraph (2) plus the applicable charges in subparagraph (3).

(1) *New automobiles.*

Series	Description	List price
66	Chassis	$776
	Club sedan	1,079
	Club coupe	1,057
	Convertible coupe	1,288
	4-door sedan	1,112
Standard 76	Chassis	882
	Club sedan	1,129
	4-door sedan	1,189
DeLuxe 76	Club sedan	1,221
	4-door sedan	1,281
Standard 78	Chassis	931
	Club sedan	1,178
	4-door sedan	1,238
DeLuxe 78	Club sedan	1,272
	4-door sedan	1,330
98	Chassis	1,013
	Convertible coupe	1,591
	Club sedan	1,351
	4-door sedan	1,396

(2) *Company discounts.* The Company shall apply to the list price in subparagraph (1) for each new automobile the following applicable discounts.

	Percent
(i) Basic discounts to distributors:	
For all series except series 98	23.9
For series 98	24.9
(ii) Basic discounts to key point dealers:	
When the new automobile is resold at wholesale	22.9
When the new automobile is resold at retail	19.9
(iii) Basic discount to dealers	19.9
(iv) Basic discount to associate dealers	18.2

(In applying the basic discounts above, the Company may invoice distributors, key point dealers and dealers at 1.0% less than the applicable basis discount and may hold this 1.0% difference until the close of the model selling year, at which time the 1.0% discount is to be paid or credited to the respective distributors, key point dealers and dealers.)

(v) Additional contingent quantity discounts to key point dealers and dealers on purchases from Company.

Quantity	Contingent on purchase of—	Discount
		Percent
1-11		None
1-50	12 or more	½
1-100	51 or more	1
1-150	101 or more	1½
1-200	151 or more	2
1-250	201 or more	2½
1-251 up	251 or more	3

(vi) *Additional contingent quantity discounts to associate dealers on purchases from the Company.*

Quantity	Contingent on purchase of—	Discount
		Percent
1-10		None
1-20	11 or more	½
1-21	21 or more	1

(3) *Charges*—(i) *Extra or optional equipment.* A charge for each group of extra or optional equipment listed below installed on the new automobile which shall not exceed the applicable wholesale price shown below:

Group	Description	Wholesale Prices: To Distributor	Wholesale Prices: To key point dealer, dealer, and assoc. dealer	Wholesale Prices: List price
B	Oversize tires (four), 15 x 7.00 for series 76 and 78 standard, and series 66 station wagon and convertible coupe.	$10.00	$10.00	$10.75
B	Oversize tires (four), 15 x 6.50 for all series 66 except station wagon and convertible coupe.	13.50	13.50	14.50
D	DeLuxe equipment consisting of plastic instrument cluster, electric clock and glove box door, automatic glove box and map light, plastic steering wheel, E-Z-I mirror, on series 66, series 76 and 78 standard.	15.78	19.05	23.60
E	Plastic steering wheel (standard equipment on 76D and 78D models and series 98), extra on series 66, 76 and 78 standard models.	8.80	10.50	14.50
F	Heavy duty air cleaner	2.46	2.95	3.90
K	Foam rubber seat cushions (standard equipment on 76D and 78D models and series 98), extra on series 66, 76 and 78 standard models; available for front seats only for club coupe and convertible coupe:			
	Coupe	8.64	10.50	13.75
	Sedan	13.87	16.60	23.50
O	Solenoid starter (standard equipment on series 98), extra on 66, 76 and 78 series.	4.78	5.75	7.05
P	Rear fender panels (standard equipment on series 98), extra on 66, 76 and 78 models; includes painting in body color.	9.08	10.90	15.35
V	Oil filter—all series	2.96	3.55	5.45
W-1	Chrome wheel trim rings, 15" or 16" set of 5 (standard equipment on 76D, 78D and series 98), extra on 66, 76, and 78 standard models	4.83	5.68	8.70
W-3	White plastic wheel trim rings consisting of 4 white plastic wheel appearance rings for series 66 (16 x 4.50 wheel), series 76-78 standard and deluxe and 98 series (15 x 5.50 wheel)	5.61	6.60	10.25
X	Accessory group consisting of 30-hour clock, glove box and map light, exhaust extension, rear compartment light, vanity visor mirror, extra on series 66, 76 and 78 standard	5.06	6.00	9.50
Y	Accessory group including electric clock (glass face), automatic glove box and map light, exhaust extension, license plate frame, vanity visor mirror, rear compartment light, under hood light, E-Z-I-mirror, extra on series 66, 76 and 78 standard	12.61	14.95	23.65
Z	Accessory group including exhaust extension, license plate frame, vanity visor mirror, rear compartment light, under hood light, rear view outside mirror	5.61	6.50	10.30
H	HydraMatic Drive on all series. For sales at wholesale the list price on this option is subject to the same Company discount applicable to the automobile, set forth in paragraph (a) (2), and is also subject to an E. O. H. charge of $6.65			$119
	Two-tone paint—all models	$8.90	$8.90	11

(ii) *Charge for E. O. H.* A charge for E. O. H. to cover Federal excise taxes on the new automobile and factory delivery and handling which shall not exceed the applicable charge in the following schedule:

E. O. H. FOR AUTOMOBILES

Description	*Charge*
Series 66:	
Chassis	$49.00
Club sedan	66.00
Club coupe	66.00
Convertible coupe	78.00
4-door sedan	70.00
Standard 76:	
Chassis	57.00
Club sedan	70.00
4-door sedan	74.00
DeLuxe 76:	
Club sedan	75.00
4-door sedan	77.00
Standard 78:	
Chassis	61.00
Club sedan	74.00
4-door sedan	77.00
DeLuxe 78:	
Club sedan	76.00
4-door sedan	80.00
Series 98:	
Chassis	65.00
Convertible coupe	93.00
Club sedan	81.00
4-door sedan	82.00
Group H—Hydramatic drive option	6.65

(iii) *Charge for freight.* A charge for freight on the automobile and extra or optional equipment from Lansing, Michigan, to destination computed in accordance with the same method the Company had in effect on October 15, 1941, plus transportation tax at the current legal rate.

(iv) *Charge for cooperative advertising.* A charge for Company-distributor-dealer cooperative advertising expense per automobile not to exceed the applicable amount set forth in the following schedule:

Series 66	$8.50
Series 76 or 78	10.00
Series 98	12.00

(v) *Charge for gasoline, oil, and antifreeze.* A charge for gasoline, oil, and anti-freeze not furnished on October 15, 1941 as part of service referred to in sub-

division (vi) or (vii) below. The charge may not exceed applicable maximum prices.

(vi) *Charge for unloading and preparation.* A charge not to exceed $3.50 for unloading and preparation of the new automobile at a zone warehouse, including gasoline, oil, grease, and servicing, for the applicable model in the same amount furnished on October 15, 1941.

(vii) *Charge for warehousing.* A charge not to exceed $4.00 for warehousing the new automobile when ordered and delivered from a zone warehouse or upon the buyer's order from the factory in less than a carload lot and delivered from a zone warehouse.

(viii) *Charge for retail drive-away servicing.* A charge for preparing, conditioning and servicing the new automobile in accordance with the same practice in effect on October 15, 1941 for factory drive-away delivery to a retail purchaser not to exceed the applicable amount set out below:

Series:	Charge
66	$12.50
76	12.50
78	12.50
98	14.50

(ix) *Charge for State and local taxes.* A charge equal to the Company's expense for State and local taxes on the sale or delivery of the new automobile and extra or optional equipment, if any.

(b) *Company sales to users.* The Company may sell and deliver to users each of the Oldsmobile new passenger automobiles listed in paragraph (a) (1) at a price not to exceed the list price of the automobile less the following applicable user discounts in subparagraph (1) plus the applicable charges in subparagraph (2).

(1) *User discounts on the automobile.*

	Percent
(i) To United States	19.9
(ii) To body-building firms	19.9
(iii) To users other than fleet users	19.9
(iv) To fleet users: A quantity discount equal to 82.9% of the quantity discount computed in accordance with the same method in effect January 1, 1941, to fleet users who qualify under company-fleet user agreements.	

(2) *Charges*—(i) *Extra or optional equipment, except HydraMatic drive option.* A charge for extra or optional equipment not to exceed the applicable maximum price set out under the heading "Wholesale Prices—To Key Point Dealer, Dealer, and Associate Dealer," except that, on sales to fleet users, the discount shall be 82.9% of the fleet user discount computed in accordance with the same method in effect January 1, 1941, applied to the applicable list price of extra or optional equipment set forth in subparagraph (3) (i) of paragraph (a).

(iii) *Hydramatic drive option.* A charge for the Hydramatic drive option not to exceed the list price set forth in paragraph (a) (3) (i) less 19.9% discount, except that, on sales to fleet users, the discount shall be 82.9% of the fleet user discount computed in accordance with the same method in effect January 1, 1941.

(iii) *E. O. H.* A charge not to exceed the applicable amount set out in the schedule in paragraph (a) (3) (ii).

(iv) *Freight.* A charge for freight not to exceed the amount a reseller in the area in which the Company makes delivery is permitted to charge.

(v) *State and local taxes.* A charge equal to the Company's expense for State and local taxes on the sale or delivery of the automobile and extra or optional equipment.

(vi) *Preparing and conditioning for delivery to users.* A charge for preparing, conditioning and servicing the new automobile in accordance with the same practice in effect on October 15, 1941, not to exceed the charge in effect on October 15, 1941 to the class of user.

(vii) *Gasoline, oil and anti-freeze.* A charge for gasoline, oil and anti-freeze not furnished on October 15, 1941, as part of service referred to in subdivision (vi) above. The charge shall not exceed the applicable maximum prices of such commodities.

(c) *Sales by distributors to dealers and associate dealers, sales by key point dealers to dealers, and associate dealers, and sales by dealers to associate dealers.* Distributors and key point dealers of Oldsmobile new passenger automobiles may sell and deliver to dealers and associate dealers; and dealers of Oldsmobile new passenger automobiles may sell and deliver to associate dealers, each of the new passenger automobiles listed in paragraph (a) (1) at a price not to exceed the total of the following charges.

(1) *Charge for new automobile.* A charge for the new automobile not to exceed the applicable list price set forth in subparagraph (1) of paragraph (a) less the applicable discounts in the following schedule:

Wholesale Discount Schedule

	Percent
Basic wholesale discounts:	
Distributor's and Key Point dealer's basic discount to dealers	19.9
Distributor's and Dealer's basic discount to associate dealers	18.2
Additional quantity discounts:	

Quantity	Contingent on purchase of—	Discount
		Percent
To dealers:		
1–11		None
1–50	12 or more	1½
1–100	51 or more	1
1–150	101 or more	1½
1–200	151 or more	2
1–250	201 or more	2½
1–251 up	251 or more	3
To associate dealers:		
1–10		None
1–20	11 or more	½
1–21 up	21 or more	1

(2) *Charge for extra or optional equipment.* A charge for each group of extra or optional equipment listed in the schedule in paragraph (a) (3) (i) which shall not exceed the respective wholesale prices set forth in the column headed "Wholesale Prices—To Key Point Dealer, Dealer and Associate Dealer."

(3) *Charge for E. O. H.* A charge for E. O. H. to cover Federal excise taxes on the new automobile and factory delivery and handling not to exceed the applicable charge in the schedule set out in paragraph (a) (3) (ii).

(4) *Charge for freight.* A charge for freight on the new automobile and extra or optional equipment not to exceed the charge invoiced by the Company to the distributor, key point dealer or dealer.

(5) *Charge for cooperative advertising.* A charge for company-distributor-dealer cooperative advertising not to exceed the applicable charge set forth in paragraph (a) (3) (iv) when such charge is made by the Company to the distributor or dealer.

(6) *Charge for gasoline, oil and anti-freeze.* A charge for gasoline, oil, and anti-freeze when supplied with the new automobile not to exceed applicable maximum prices and when such a charge is not made under subparagraph (7) or (8).

(7) *Charge for unloading and preparation.* A charge for unloading and preparation of the new automobile not to exceed $3.50 when such charge is made by the Company to the distributor or dealer.

(8) *Charge for warehousing.* A charge for warehousing of the new automobile when delivered from the Company's warehouses not to exceed $4.00 when such charge is made by the Company to the distributor or to the dealer.

(9) *Charge for retail drive-away servicing.* A charge for drive-away servicing on cars prepared for drive-away delivery from the factory to a retail purchaser not to exceed the charge made by the Company to the distributor or dealer.

(10) *Charge for State and local taxes.* A charge equal to his expense for State and local taxes on the sale or delivery of the new automobile and extra or optional equipment.

(d) *Sales at retail by resellers in continental United States.* A reseller may sell and deliver at its place of business each of the new Oldsmobile passenger automobiles listed in subparagraph (1) of paragraph (a) at a price not to exceed the total of the following charges.

(1) *Charge for automobile.* A charge for the new automobile not to exceed the applicable list price set forth in subparagraph (1) of paragraph (a).

(2) *Charge for extra or optional equipment.* A charge for each group of extra or optional equipment listed in subparagraph (3) (i) of paragraph (a) not to exceed the applicable list price set out in that subparagraph.

(3) *Charge for freight.* A charge to cover freight on the new automobile and extra or optional equipment which shall not exceed the applicable suggested transportation charges contained in the "Company's Oldsmobile Suggested Maximum Retail Delivered Price" sheet, a certified copy of which has been filed with the Office of Price Administration.

(4) *Charge for E. O. H.* A charge for E. O. H. to cover federal excise taxes on the new automobile (and on the HydraMatic Drive option) and factory delivery and handling expense not to exceed the applicable amount set out in the schedule listed in subparagraph (3) (ii) of paragraph (a).

(5) *Charge for State and local taxes.* A charge equal to his expense for State and local taxes on the sale or delivery of the new automobile and extra or optional equipment.

(6) *Charge for preparing and conditioning.* A charge for preparing and conditioning the new automobile not to exceed the applicable amount in the following schedule:

Series:	Charge
66	$20
Standard 76	22
DeLuxe 76	22
Standard 78	22
DeLuxe 78	22
98	25

(7) *Gasoline, oil and antifreeze.* A charge for gasoline, oil and antifreeze furnished by the reseller with the new automobile not to exceed applicable maximum prices.

(e) *Resales in territories and possessions.* A reseller is authorized to sell each of the Oldsmobile new-passenger automobiles and extra or optional equipment listed in paragraph (a) in a territory or possession of the United States at a price not to exceed the maximum price permitted by paragraph (c) for sales at wholesale or paragraph (d) for sales at retail, to which he may add a sum not to exceed the expense incurred by or charged to him for: Payment of territorial and insular taxes on the purchase, sale or introduction of the new automobile in the territory or possession, when not charged under paragraphs (c) or (d); export premiums; boxing and crating for export purposes; assembly costs, if any; marine and war risk insurance; landing wharfage and terminal operations; ocean freight; freight to port of embarkation when not charged under paragraph (c) or (d); and inland territorial freight from port of debarkation to reseller's place of business by the most direct route.

(f) *Definitions*—(1) *Reseller.* A reseller is:

(i) A dealership when not selling at wholesale under a distributor, key point dealer or direct dealer franchise agreement for resale; or

(ii) A person who purchased the new automobile at retail.

(iii) The Company's wholly-owned branches when selling at retail.

(2) *User.* A user is:

(i) The United States or its agencies or its wholly-owned corporations; or

(ii) Body-building firms; or

(iii) A purchaser purchasing for his own use; or

(iv) A fleet account.

(g) *Posting of maximum prices and completing certificates of transfer.* In posting maximum prices in accordance with Section 16 of Maximum Price Regulation 594, a reseller shall list a charge for "E. O. H." (Federal excise taxes on the automobile on HydraMatic drive option, and factory delivery and handling) instead of a charge for "Federal excise tax". In completing a certificate of transfer in accordance with section 15 of Maximum Price Regulation 594, a reseller shall insert in the space on that form for excise tax the applicable charge for "E. O. H." and substitute on the form the term "E. O. H." for the term "Excise Tax".

(h) This order may be amended or revoked by the Administrator at any time.

This order shall become effective as of April 30, 1946, for new Oldsmobile passenger automobiles and extra or optional equipment which are sold to resellers on and after the effective date of this order.

NOTE: All reporting and record-keeping requirements of this Order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 30th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–7277; Filed, Apr. 30, 1946; 4:35 p. m.]

[MPR 594, Rev. Order 22]

GENERAL MOTORS CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 9b of Maximum Price Regulation 594, *It is ordered:*

Order No. 22 under Maximum Price Regulation 594 is redesignated Revised Order No. 22 and is amended and revised to read as follows:

(a) *Company sales to distributors and body-building firms.* General Motors Corporation, Detroit, Michigan, hereinafter called Company, is authorized to sell and deliver f. o. b. Detroit, Michigan, each of the new Cadillac passenger automobiles described in subparagraph (1) to its distributors and body-building firms at a price not to exceed the respective list price in subparagraph (1) less the Company discounts in subparagraph (2) plus the applicable charges in subparagraph (3):

(1) *New automobile.*

Description	List price
61 Series:	
6107—Five passenger club coupe (2 door)	$1,617
6109—Five passenger sedan (4 door)	1,720
62 Series:	
6207—Five passenger club coupe (2 door)	1,811
6267—Five passenger convertible coupe (2 door)	2,041
6269—Five passenger sedan (4 door)	1,872
60 Special:	
6069—Five passenger sedan (4 door)	2,488
75 Series:	
7519—Five passenger sedan (4 door)	3,496
7523—Seven passenger sedan	3,650
7533—Seven passenger imperial	3,813
7523–L—Nine passenger business sedan	3,375
7533–L—Nine passenger business imperial	3,536
163" commercial chassis	1,504

(2) *Company discounts*—(i) *Basic discounts to distributors and body-building firms.* The Company shall apply to the applicable list price in subparagraph (1) for each new automobile the following applicable discount:

	Percent
On Series 61, 62 and 60-Special	23.9
On Series 75	25.7

(ii) *Additional over-riding discounts to distributors.* There shall be applied to the applicable list price in subparagraph (1) for the new automobile an additional over-riding discount of 2 percent to distributor on his wholesale sales to dealers that are not branches or wholly-owned subsidiaries of the distributor of Series 61, 62 and 60-Special, to be credited to distributor upon delivery of the new automobile to a purchaser at retail.

(3) *Charges*—(i) *Extra or optional equipment.* A charge for each item of extra or optional equipment listed below installed on the new automobile which shall not exceed the respective wholesale price to distributor shown below, plus its applicable E. O. H. charge:

WHOLESALE PRICES

Description	To distributor	To dealer	List price	E. O. H. charge
Commercial cowl, for series 75 163" commercial chassis	$61.15	$65.15	$81.40	$4.28
4-wheel discs	11.35	13.10	17.45	.80
License plate frames	1.85	2.15	3.15	.13
Coupe adaptor kit	1.70	1.95	2.65	.12
Ventilating defrosting heater	24.75	27.85	36.25	1.73
Automatic underseat heater, series 61, 62, and 60—Special	43.50	49.40	64.60	3.07
Automatic underseat heater, series 75	46.75	52.95	70.40	3.27
Glare-proof mirror	2.60	3.10	4.70	.18
Special steering wheel	10.70	12.55	16.40	.75
5 trim rings	5.35	6.15	8.20	.37
Hydramatic transmission	128.00	135.00	160.00	8.97
Windshield washer	6.15	6.85	9.30	.43
Vacuum aerial	7.50	8.35	10.30	.53
Back-up light	7.50	8.35	11.00	.53
Fog lights	17.70	20.40	27.90	1.24

(ii) *Charge for E. O. H.* A charge for E. O. H. to cover federal excise taxes on the new automobile and factory delivery and handling which shall not exceed the applicable charge in the following schedule:

E. O. H. FOR AUTOMOBILES

Description	Charge
61 Series:	
6107—5 pasenger club coupe	$92.00
6109—5 passenger sedan	100.00
62 Series:	
6267—5 passenger convertible coupe	117.00
6207—5 passenger club coupe	102.00
6269—5 passenger sedan	108.00
60—Special:	
6069—5 passenger sedan	142.00
75 Series:	
7519—5 passenger sedan	196.00
7523—7 pasenger sedan	199.00
7533—7 passenger sedan imperial	209.00
7523–L-9 passenger business sedan	187.00
7533–L—9 passenger business imperial	198.00
163" Commercial chassis	89.00

(iii) *Charge for freight.* A charge for freight on the automobile and extra or optional equipment from Detroit, Michigan, to destination computed in accordance with the same method the Company had in effect on October 15, 1941, plus

transportation tax at the current legal rate.

(iv) *Charge for advertising.* A charge for Company-distributor-dealer cooperative advertising expense per automobile not to exceed the applicable amount set forth in the following schedule:

Series 61 and Series 62	$18.00
Series 60—Special and Series 75	23.00
Series 75 commercial chassis	10.00

(v) *Charge for gasoline, oil and anti-freeze.* A charge for gasoline, oil and anti-freeze not furnished on October 15, 1941 as part of the service referred to in subdivisions (vi) and (vii) below. The charge shall not exceed the applicable maximum prices of such commodities.

(vi) *Charge for preparing automobile for drive-away by distributor or body-builder firm.* A charge not to exceed $15.00 when the new automobile is prepared for drive-away from the factory by a distributor or a body-building firm. In this preparation the same amount of gasoline, oil anti-freeze and servicing shall be used as was used in the preparation of the applicable model on October 15, 1941.

(vii) *Charge for delivery to a retail purchaser at the factory.* A charge for preparing and conditioning the new automobile for delivery to a retail purchaser at the factory in accordance with the same service practice in effect on October 15, 1941, not to exceed the applicable amount set forth in the following schedule:

Series 61	$30.00
Series 62	35.00
Series 60—Special	45.00
Series 75	60.00

(viii) *Charge for delivery to boat.* A charge not to exceed $3.50 when the new automobile is delivered by the factory to a boat at Detroit.

(ix) *Charge for shipping Series 75 commercial chassis by truckaway.* A charge not to exceed $3.50 for loading expense when shipping a new series 75 commercial chassis by truckaway from the factory.

(x) *Charge for state and local taxes.* A charge equal to the Company's expense for state and local taxes on the sale or delivery of the new automobile and extra or optional equipment, if any.

(b) *Company sales to users.* The Company may sell and deliver to users each of the Cadillac new passenger automobiles listed in subparagraph (1) of paragraph (a) at a price not to exceed the total of the following charges.

(1) *Charge for new automobile.* A charge for the new automobile not to exceed the applicable list price set forth in subparagraph (1) of paragraph (a) less, in the case of Series 61, 62 and 60 Special, 85.2 percent of the discount in effect on January 1, 1941, to each class of user, and less, in the case of Series 75, 85.8 percent of the discount in effect on January 1, 1941 to each class of user.

(2) *Charge for extra or optional equipment.* A charge for each item of extra or optional equipment listed in subparagraph (3) (i) of paragraph (a) which shall not exceed the list price in that subparagraph, less 85.2 percent of the discount in effect on January 1, 1941, to each class of user.

(3) *E. O. H.* A charge called E. O. H. to cover federal excise taxes on the new automobile and factory delivery and handling not to exceed the applicable charge in paragraph (a) (3) (ii).

(4) *Freight.* A charge for freight not to exceed the amount a reseller in the area in which the Company makes delivery of the automobile is permitted to charge.

(5) *State and local taxes.* A charge equal to the Company's expense for state and local taxes on the sale or delivery of the automobile and extra or optional equipment.

(6) *Preparing and conditioning for delivery to users.* A charge for preparing and conditioning and servicing the automobile in accordance with the same practice in effect on October 15, 1941, not to exceed the charge in effect on October 15, 1941, to the class of user.

(7) *Gasoline, oil and anti-freeze.* A charge for gasoline, oil and anti-freeze not furnished on October 15, 1941 as part of service in (6) above. This charge shall not exceed the applicable maximum prices of such commodities.

(c) *Sales by distributors and Company branches to dealers.* Distributors of Cadillac new passenger automobiles and the Company through its wholly owned branches may sell and deliver to dealers each of the new passenger automobiles listed in subparagraph (1) of paragraph (a) at a price not to exceed the total of the following applicable charges:

(1) *Charge for new automobile.* A charge for the new automobile not to exceed the applicable list price set forth in subparagraph (1) of paragraph (a) less the applicable discount in the following schedule:

Model:	Discount (percent)
Series 61 and 62	21.9
Series 60—Special	20.9
Series 75	20.7

(2) *Charge for extra or optional equipment.* A charge for each item of extra or optional equipment listed in subparagraph (3) (i) of paragraph (a) which shall not exceed the respective wholesale prices to dealers in that subparagraph plus the applicalbe E. O. H. charge for extra or optional equipment.

(3) *Charges for E. O. H.* A charge for E. O. H. to cover federal excise tax on the new automobile and factory delivery and handling, which shall not exceed the applicable charge in the schedule set out in subparagraph (3) (ii) of paragraph (a).

(4) *Charge for freight.* A charge for freight on the new automobile and extra or optional equipment not to exceed the charge invoiced by the Company to the distributor or to the Company's wholly-owned branch.

(5) *Charge for cooperative advertising.* A charge for Company-distributor-dealer cooperative advertising not to exceed the applicable charge set forth in paragraph (a) (3) (iv) when such charge is made by the Company to the distributor or when the new automobile is sold by the Company through one of its wholly-owned branches to a dealer.

(6) *Charge for gasoline, oil and anti-freeze.* A charge for gasoline, oil, and antifreeze when supplied with the new automobile not to exceed applicable maximum prices and for which a charge is not made under subparagraphs (7) or (8) below.

(7) *Charge for factory preparation of automobile for drive-away by body-building firm.* A charge not to exceed $15.00 when the sale is to a body-building firm and the Company prepared the automobile for delivery to the body-building firm at the factory and charged the distributor for the expense of this preparation.

(8) *Charge for delivery to a retail purchaser at the factory.* A charge for preparing, conditioning, and servicing the new automobile for delivery to a retail purchaser at the factory not to exceed the applicable amount set forth in the schedule in paragraph (a) (3) (vii) when the charge is made by the Company to its branch or to the distributor.

(9) *Charge for delivery to boat.* A charge not to exceed $3.50 when the new automobile is delivered by the factory to a boat at Detroit.

(10) *Charge for delivery from the Detroit branch.* A charge not to exceed $2.00 for delivery to a dealer of the new automobile from the Company-owned branch at Detroit.

(11) *Charge for shipping Series 75 Commercial chassis by truckaway.* A charge not to exceed $3.50 for loading expense when a new Series 75 Commercial chassis has been shipped from the factory by truckaway.

(12) *Charge for state and local taxes.* A charge equal to his expense for state and local taxes on the sale or delivery of the new automobile and extra or optional equipment.

(d) *Sales at retail by resellers in continental United States.* A reseller may sell and deliver at its place of business each of the new Cadillac passenger automobiles listed in subparagraph (1) of paragraph (a) at a price not to exceed the total of the following charges:

(1) *Retail charge for automobile.* A charge for the new automobile not to exceed the applicable list price set forth in subparagraph (1) of paragraph (a).

(2) *Retail charge for extra or optional equipment.* A charge for each item of extra or optional equipment listed in subparagraph (3) (i) of paragraph (a) not to exceed the applicable list price set out in that subparagraph, plus the applicable E. O. H. charge for extra or optional equipment set forth in that subparagraph.

(3) *Charge for freight.* A charge to cover freight on the new automobile and extra or optional equipment which shall not exceed the applicable suggested transportation charge contained in the Company's *Cadillac Suggested Maximum Retail Delivered Price* sheet, a certified copy of which has been filed with the Office of Price Administration.

(4) *Charge for E. O. H.* A charge for E. O. H. to cover federal excise taxes on the new automobile and factory delivery and handling which shall not exceed the applicable charge set out in the schedule listed in subparagraph (3) (ii) of paragraph (a).

(5) *Charge for state and local taxes.* A charge equal to his expense for state and local taxes on the sale or delivery of the new automobile and extra or optional equipment.

(6) *Charge for preparing and conditioning.* A charge for preparing and conditioning the new automobile for delivery to a retail purchaser not to exceed the applicable charge in the following schedule:

Series:	Charge
61	$30.00
62	35.00
60—Special	45.00
75	60.00

(7) *Gasoline, oil, and antifreeze.* A charge for gasoline, oil, and antifreeze furnished by the reseller with the new automobile not to exceed applicable maximum prices.

(e) *Resale in territories and possessions.* A reseller is authorized to sell each of the Cadillac new passenger automobiles and extra or optional equipment listed in paragraph (a) in a territory or possession of the United States at a price not to exceed the maximum price permitted by paragraph (c) for sales at wholesale or paragraph (d) for sales at retail, to which he may add a sum not to exceed the expense incurred by or charged to him for: Payment of territorial and insular taxes on the purchase, sale, or introduction of the new automobile in the territory or possession, when not charged under paragraphs (c) or (d); export premiums; boxing and crating for export purposes; assembly costs, if any; marine and war risk insurance; landing, wharfage, and terminal operations; ocean freight; freight to port of embarkation when not charged under paragraph (c) or (d); and inland freight from port of debarkation by the most direct route to reseller's place of business.

(f) *Definitions*—(1) *Reseller.* A reseller is:

(i) A dealership when not selling at wholesale under a distributor or direct dealer franchise agreement for resale; or

(ii) A person who purchased the new automobile at retail, or

(iii) The Company's wholly owned wholesale and retail branches when selling at retail.

(2) *User.* A user is:

(i) The United States or its agencies or its wholly owned corporations; or

(ii) A purchaser purchasing for his own use; or

(iii) A fleet account.

(g) *Posting of maximum prices and completing certificates of transfer.* In posting maximum prices in accordance with section 16 of Maximum Price Regulation 594, a reseller shall list a charge for "E. O. H." (Federal excise taxes on the automobile and factory handling and delivery and Federal excise taxes on extra or optional equipment) instead of a charge for "Federal excise tax". In completing a certificate of transfer in accordance with section 15 of Maximum Price Regulation 594, a reseller shall insert in the space on that form for excise tax the applicable charge for "E. O. H.", and substitute on the form the term "E. O. H." for the term "Excise Tax".

(h) This order may be amended or revoked by the Administrator at any time.

This order shall become effective as of April 30, 1946 for new Cadillac automobiles and extra or optional equipment which are sold to resellers on and after the effective date of this order.

NOTE: All reporting and record-keeping requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 30th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7278; Filed, Apr. 30, 1946; 4:35 p. m.]

[Order 108 under Order 375 under 3 (b)]

HILDA'S SPECIALTIES

AUTHORIZATION OF MAXIMUM PRICES

Order No. 108 under Order No. 375 of § 1499.3 (b) of the General Maximum Price Regulation, Hilda's Specialties, Docket No. 6035:2-GMPR-ORD 375-536.

For the reasons set forth in the opinion issued simultaneously herewith; it is ordered that:

Authorization of maximum prices governing sales of "famous candied macaroons", a confectionery item manufactured by Hilda Meyer, doing business as Hilda's Specialties, 5456 University Avenue, Chicago, Illinois. (a) The maximum delivered prices for the indicated sales below of "Famous Candied Macaroons" manufactured in weights of 8-ounces, 11-ounces and 15-ounces, by Hilda's Specialties, 5456 University Avenue, Chicago, Illinois, in accordance with its formula contained in its price application of March 19, 1946, shall be:

	8-oz. box	11-oz. box	15-oz. box
From Hilda's Specialties to wholesalers	$0.62	$0.78	$1.00
From all sellers to retailers	.77	.98	1.25
From retailers to consumers	1.10	1.50	1.90

(b) The maximum prices established in this order are the highest prices for which "famous candied macaroons" may be sold by the respective sellers. All sellers on sales of these items shall reduce the above appropriate maximum prices by applying their customary discounts, allowances and price differentials which have been applied to sales of comparable confectionery items.

(c) Hilda's Specialties shall mail or otherwise supply to its purchasers at the time of or prior to the first delivery to such purchaser, a written notice as follows:

The Office of Price Administration has authorized me to sell my "Famous Candied Macaroons" to wholesalers at a maximum delivered price of (price of item) per (weight of item) box, and to retailers at a maximum delivered price of (price of item) per (weight of item) box. Wholesalers are authorized to sell this item to retailers at a maximum delivered price of (price of item). On sales of any of these items all sellers are required to reduce their maximum prices by applying their customary discounts, allowances and price differentials which have been applied to sales of comparable confectionery items.

(d) Hilda's Specialties for a period of at least sixty days shall place in or on each box distributed through a wholesaler, a notice as follows:

The Office of Price Administration has authorized wholesalers to sell "Famous Candied Macaroons" at a maximum delivered price of (price of item) per (weight of item) box. Retailers are authorized to sell this item to consumers at a maximum price of (price of item).

(e) This order may be revoked or amended at any time by the Price Administrator.

(f) This Order No. 108 shall become effective May 1, 1946.

NOTE: This action has the prior written approval of the Secretary of Agriculture (10 F.R. 6419, 9419, 10961, 12305).

Issued this 30th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7223; Filed, Apr. 30, 1946; 11:37 a. m.]

[Rev. SO 119, Order 185]

ASTRUP CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 185 under Revised Supplementary Order No. 119 (Docket 6075-80 119-23) adjustment of maximum prices for sales of awning and tent hardware manufactured by the Astrup Company of Cleveland, Ohio.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 13 of Revised Supplementary Order No. 119; it is ordered:

(a) *Maximum prices for the Astrup Company of Cleveland, Ohio.* (1) The above manufacturer may determine his maximum prices for his line of awning and tent hardware by increasing by 14 percent his prices on these items in effect on October 1, 1941 to each class of purchaser.

(2) Since the provisions of this order are not intended to reduce properly established maximum prices, the manufacturer may continue to use as his maximum prices to each class of purchaser his properly established prices in effect under Maximum Price Regulation No. 591 in the event that such prices exceed the prices in effect to each class of purchaser on October 1, 1941 plus the increase provided for in (1) above.

(3) The maximum prices set forth above shall be subject to discounts and allowances including transportation allowances and price differentials which are at least as favorable as those the manufacturer extended or rendered or would have extended or rendered to each class of purchaser on commodities in the same general category during March 1942.

(b) *Resellers' maximum prices.* All resellers of the commodities covered by this order (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their presently established maximum prices the actual dollars-and-cents increase in cost resulting from the adjust-

ment granted the manufacturer by this order.

(c) *Notification to all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment granted by this order is put into effect:

Order No. 185 under Revised Supplementary Order No. 119 authorizes a 14 percent increase in October 1, 1941, net prices for sales of awning and tent hardware manufactured by this company.

Resellers (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their existing maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted by Order No. 185.

(d) All prayers for relief not granted herein are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective May 1, 1946.

Issued this 30th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7239; Filed, Apr. 30, 1946; 11:37 a. m.]

Regional and District Office Orders.

[Region I Supp. Order 20 Under RMPR 122]

PENNSYLVANIA ANTHRACITE IN BOSTON REGION

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region I of the Office of Price Administration by § 1340.260 of Revised Maximum Price Regulation No. 122 and the Emergency Price Control Act of 1942, as amended, *It is hereby ordered*, That:

(a) The following provisions concerning quality standards and the use of the specific maximum prices for Pennsylvania Anthracite contained in the orders listed, is added by the specified paragraph to the Region I orders under Revised Maximum Price Regulation No. 122 which are listed in paragraph (b) of this Supplementary Order No. 20 to read as follows:

Quality standards and applicability of prices for Pennsylvania anthracite. The specific maximum prices set forth in this order for broken, egg, stove, chestnut, pea, buckwheat and rice sizes of Pennsylvania anthracite may be charged only for Pennsylvania anthracite of those sizes the ash content of which does not exceed that specified in § 1340.200 (a) (6) of Maximum Price Regulation No. 112 for the particular size.

Maximum prices for Pennsylvania Anthracite received by a dealer which has been identified by his supplier prior to its resale as anthracite with an ash content in excess of OPA quality standards shall be the maximum prices established under this area order, less the following amounts:

	Per net ton [1]
Broken, egg, stove and chestnut	$1.00
Pea	.80
Buckwheat No. 1	.60
Rice (buckwheat No. 2)	.50

[1] For sales of fractions of a net ton, the reduction shall be proportionate.

Such anthracite shall be kept separate in storage and delivery from all other anthracite. Every dealer selling such anthracite must, in addition to the information required by the terms of any other invoicing requirement, place the following legend on the invoice, sales slip, or receipt: "Price reduced because of high ash content."

(b) *Orders affected.* The paragraphs which add the provision concerning quality standards and the use of the specific maximum prices for Pennsylvania Anthracite set forth in this Supplementary Order No. 20, and the applicable Region I Orders under Revised Maximum Price Regulation No. 122, are as follows:

Paragraph	Order No.	Area
(n)	Revised G-3	Metropolitan Boston.
(17)	G-4	Rhode Island.
(p)	G-11	Lawrence, Mass.
(m)	G-13	Lynn-Salem, Mass.
(p)	G-14	Lowell, Mass.
(m)	G-15	Manchester, N. H.
(m)	G-16	Brockton, Mass.
(m)	G-17	Taunton, Mass.
(l)	G-18	New London, Conn.
(n)	G-19	Concord, N. H.
(m)	G-21	Nashua, N. H.
(m)	G-22	Worcester, Mass.
(m)	G-23	Stoughton, Mass.
(m)	G-24	Bridgeport, Conn.
(o)	G-25	Portland, Maine.
(m)	G-26	Portsmouth, N. H.-Rittery, Maine.
(n)	G-28	Bangor, Maine.
(n)	G-29	Lewiston-Auburn, Maine.
(m)	G-30	Augusta, Maine.
(m)	G-31	Brunswick, Maine.
(m)	G-32	Rockland, Maine.
(n)	G-33	Biddeford-Saco, Maine.
(n)	G-34	Bath, Maine.
(g)	G-35	Hampton-Seabrook, N. H.
(p)	G-36	Dover-Exeter, N. H.
(m)	G-38	Milford, Mass.
(j)	G-39	Providence, R. I.
(h)	G-40	Rutland, Vt.
(j)	G-41	Adams, Mass.
(f)	G-42	Bennington, Vt.
(e)	G-43	Manchester, Vt.
(o)	G-44	Danbury, Conn.
(j)	G-45	White River Junction, N. H.-Vt.
(l)	G-46	Hartford, Conn.
(j)	G-47	New Haven, Conn.
(j)	G-48	Brattleboro, Vt.-Keene, N. H.
(j)	G-49	Middletown, Conn.
(j)	G-50	St. Albans, Vt.
(j)	G-51	Waterbury, Conn.
(j)	G-52	Putnam, Conn.
(j)	G-53	Bellows Falls, N. H.-Vt.
(j)	G-54	Burlington, Vt.
(m)	G-55	Willimantic, Conn.
(m)	G-56	Montpelier, Vt.
(n)	G-57	Norwich, Conn.
(o)	G-58	St. Johnsbury, Vt.
(n)	G-59	Winsted, Conn.
(n)	G-60	Springfield, Vt.-Claremont, N. H.
(n)	G-61	New Britain, Conn.
(n)	G-62	Torrington, Conn.
(o)	G-63	Woonsocket, R. I.-Mass.
(l)	G-64	New Bedford, Mass.
(o)	G-65	Attleboro, Mass.
(o)	G-66	Fitchburg, Mass.
(o)	G-67	Gardner, Mass.
(o)	G-68	Fall River, Mass.
(o)	G-69	Southbridge, Mass.
(p)	G-70	Specified areas in region I.

This Supplementary Order No. 20 shall become effective March 19, 1946.

Issued this 19th day of March 1946.

ELDON C. SHOUP,
Regional Administrator.

[F. R. Doc. 46-7144; Filed, Apr. 29, 1946; 1:21 p. m.]

[Albany Adopting Order 6 Under Basic Order 1 Under RMPR 251]

INSTALLED RE-SIDING AND RE-ROOFING AND RELATED AND INCIDENTAL CONSTRUCTION WORK IN THE ALBANY, TROY, AND SCHENECTADY, N. Y., AREA

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and under the authority vested in the Regional Administrator of Region II by the Emergency Price Control Act of 1942 as amended, by section 9 of Revised Maximum Price Regulation No. 251 as amended, and by Revised Procedural Regulation No. 1, which authority has been duly delegated by such Regional Administrator to the District Director, Albany District Office, it is hereby ordered:

(a) *What this order does.* This adopting order under Basic Order No. 1 establishes flat (dollars-and-cents) maximum prices for installed re-siding and re-roofing and related and incidental construction work on residential structures in the Albany, Troy and Schenectady Area consisting of the counties of Albany, Schenectady and Rensselaer, all in the State of New York. This order supersedes sections 6, 7, and 8 of Revised Maximum Price Regulation No. 251, with respect to the sales covered by this order in the territory included in this order. All other provisions of Revised Maximum Price Regulation No. 251 are applicable to the transactions subject to this order unless otherwise provided in this order or in Basic Order No. 1.

(b) *Applicability of Basic Order No. 1 for area pricing of installed re-siding and re-roofing and related and incidental construction work in Region II.* All provisions of Basic Order No. 1 under section 9 of Revised Maximum Price Regulation No. 251 issued by the New York Regional Office, Region II of the Office of Price Administration are adopted in this order and are just as much a part of this order as if specifically set forth herein. If said Basic Order No. 1 is amended in any respect, the provisions of said order, as amended, shall likewise without further action become part of this order. All persons subject to this adopting order are also subject to Basic Order No. 1 and should be familiar with the provisions of said order.

(c) *Maximum prices for sales of composition re-siding and re-roofing on an installed basis.* The maximum prices for sales of composition re-siding and re-roofing, on an installed basis on a residential structure shall be as shown in the following tables known as Table I and II and shall be upon a price per square basis. Table I covers prices for composition re-siding and accessories, and Table II covers prices for re-roofing and accessories.

TABLE 1—COMPOSITION RE-SIDING PRICES

	Per square
Asbestos cement re-siding, standard surface hardness, 12 x 24" or 12 x 27"	$24.00
Asbestos cement re-siding of extra hard surface, 12 x 24" or 12 x 27"	27.00
Insulated brick or stone re-siding, 14⅜ x 43⅜", 13⅞ x 43⅛" and 14 x 43"	30.00
Asphalt strip type re-siding, 167 lbs.	15.00
Giant individual shingle re-siding, laid wide space method, 7½" exposure (when this shingle is laid in wide space other than 7½" exposure, American method, Dutch lap method or other methods, the price varies from the above in proportion to the quantity of material used)	16.00
Roll brick re-siding	16.00

The above prices include nails, caulking, joint strips and one bundle of lath.

RE-SIDING ACCESSORIES FOR WHICH EXTRA CHARGES MAY BE MADE AS STATED BELOW

Building paper: $1.00 per square.
Corner pieces for Asphalt brick re-siding: $0.40 per foot.
Rolled corners on roll brick re-siding: $0.25 per foot.
Soldier course on insulated brick: $0.15 per foot.
Soldier course on roll brick: $0.10 per foot.
Zinc corner bead: $0.15 per foot.
Woven corners: $0.50 per foot.
Lath (400' per bundle) after first bundle: $4.00 per bundle.
15-lb. felt: $1.50 per square.
30-lb. felt and smooth surface rolls: $2.50 per square.
35-lb. felt smooth surface rolls in 12" widths: $3.00 per square.
Moulding (quarter round to ¾" and band up to 1½"): $0.05 per foot.
Rabbited moulding: $0.14 per foot.
Backer board: $4.00 per square.
Removing stucco: $5.00 per square.
All shingles above the second floor ceiling, extra charge: $3.00 per square.
Applying shingles to the second floor when the first floor is not covered, extra charge: $2.00 per square.

TABLE II—RE-ROOFING PRICES

	Per square
12" (3 in line) strip shingle, 210 lbs	$16.00
11⅓ hexagon strip shingle, 167 lbs.	14.00
Re-roofer type shingle standard weight, 135 to 140 lbs	14.00
Re-roofer type heavy weight, 160 to 162 lbs	15.00
Giant individual Dutch Lap Method 160 to 162 lbs. with clips. (When this shingle is laid in American method or other methods, the price varies from above in proportion to the quantity of material used)	15.00
Diamond point roll re-roofing, 18" width. (Apply to roofs having a pitch of 1–5")	11.00
Diamond point roll re-roofing, 18" width. (Apply to roofs having a pitch greater than 1–5")	13.00
Slate surface roll re-roofing, 90 lbs. (Apply to roofs having a pitch of 1–5")	8.00
Slate surface roll re-roofing, 90 lbs. (Apply to roofs having a pitch greater than 1–5")	10.00
Smooth surface roll re-roofing, 55 lbs	7.00
Smooth surface roll re-roofing, 65 lbs	8.00
Smooth surface roll re-roofing in plastic slate, 55 lbs	11.00

TABLE II—RE-ROOFING PRICES—Continued

	Per square
Smooth surface roll re-roofing in plastic slate, 65 lbs	$12.00
Double coverage smooth surface roll re-roofing in plastic slate or other cold adhesive, 55 lbs	20.00
Double coverage smooth surface roll re-roofing in plastic slate or other cold adhesive, 65 lbs	21.00
Double coverage smooth surface roll re-roofing in plastic slate or other cold adhesive, 45 lbs	19.00
Cap sheet double coverage smooth surface roll re-roofing in plastic slate or other cold adhesive, 34 lbs.	16.50

The above prices include nails, mastic and flashing around chimneys and vents.

RE-ROOFING ACCESSORIES FOR WHICH EXTRA CHARGES MAY BE MADE AS STATED BELOW

Hip and ridge shingles: $0.15 per foot.
Slate surface rolls, 90 lbs. (Used on valleys, ridges or other sections of roofs): $3.00 per square.
15-lb. felt: $1.50 per square.
30-lb. felt: $2.50 per square.
35-lb. smooth surface rolls (when cut in 12" widths): $3.00 per square.
Lath (400-ft. per bundle) after first bundle: $4.00 per bundle.
Bevel boards (per 100 lineal ft.): $1.70.
Backer board: $4.00 per square.
Single drip course of wood shingles: $0.25 per foot.
Double drip course of wood shingles: $0.45 per foot.
Rake strip for drip course of wood ¾ x 3". (Wider boards price proportionately): $0.25 per foot.
Yankee gutters relined: $0.25 per foot.
Box gutter relined: $0.35 per foot.
Replacer boards on Yankee gutters: $0.30 per foot.
Galvanized tubes without flange: $1.50 per tube.
Galvanized tubes with flange: $2.00 per tube.
Galvanized eave strip or rake strip: $0.15 per foot.
To remove wooden, asphalt, asbestos or slate shingles: $5.00 per square.

This order shall become effective May 1, 1946.

Issued this 18th day of April 1946.

LESTER W. HERZOG,
District Director.

[F. R. Doc. 46-7136; Filed, Apr. 29, 1946; 1:18 p. m.]

[Region III Order G-8 Under Gen. Order 68]

HARD BUILDING MATERIALS IN LOUISVILLE, KY., AREA

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to the provisions of General Order 68, it is ordered:

SECTION I. *What this order covers.* This order covers all retail sales made by any seller of commodities specified in Table 1 delivered to a purchaser in the Louisville, Kentucky Area.

The Louisville, Kentucky Area for the purposes of this order consists of Metropolitan Louisville including the counties of Jefferson, Kentucky and Floyd and Clark, Indiana.

SEC. II. *Definition of retail sales.* For the purposes of this order, a retail sale means a sale to an ultimate user or to a purchaser for resale on an installed basis.

SEC. III. *Description of items covered by this order.* This order covers the list of "hard building materials" set forth in the annexed table, including plaster, lath, lime, cement, gypsum block, fire brick, fireclay, clay drain tile, flue lining, and insulation. Other related items may be added from time to time.

SEC. IV. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulations or order. To the extent they are not inconsistent with the provisions of this order, all provisions of the General Maximum Price Regulation shall apply to sales covered by this order except sections 18, 19 and 19 (a).

SEC. V. *Maximum prices.* The maximum prices for building materials covered by this order are set forth in Table 1 which is annexed to and made a part of this order.

SEC. VI. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of Table 1 which lists maximum prices fixed by this order in each of his places of business in the Louisville, Kentucky, Area in a manner plainly visible to all purchasers.

SEC. VII. *Sales slips and records.* Every seller covered by this order who has customarily given his customers a sales slip or other evidence of purchase must continue to do so. Upon request from a customer such seller, regardless of previous custom, shall give the purchaser a receipt showing the date, name and address of the seller, the description of each item sold and the price received for it. If he customarily prepared his sales slips in more than one copy, he must keep for at least one year after delivery a duplicate copy of each sales slip delivered by him pursuant to this section.

For any sale of $10.00 or more each seller regardless of previous custom, must keep records showing at least the following:

(1) Name and address of buyer.
(2) Date of transaction.
(3) Place of delivery.
(4) Complete description of each item sold and price charged.

SEC. VIII. *Amendment.* This order may be amended or revoked at any time by the Office of Price Administration.

This Order No. G-8 shall become effective April 10, 1946.

Issued March 27, 1946.

J. F. KESSEL,
Regional Administrator.

MAXIMUM RETAIL DELIVERED PRICES FOR HARD BUILDING MATERIALS [1]

Commodity and unit	*Price*
Plaster, hardwall; 100 pounds	$1.15
Plaster, gauging; 100 pounds	1.50
Plaster, moulding; 100 pounds	1.50
Keen's cement; 100 pounds	2.25
Finishing lime; 50 pounds	.55

[1] *Discounts and additions.* (a) A discount of 2% on all cash sales. (b) An addition of $0.50 for delivery on a total delivered order of less than $10.00 in the Louisville Area. Maximum prices for deliveries outside of Louisville Area remain subject to the applicable regulation.

MAXIMUM RETAIL DELIVERED PRICES FOR HARD BUILDING MATERIALS—Continued

Commodity and unit	*Price*
Gypsum lath, ⅜ inch; 1,000 square feet	$25.50
Painted diamond mesh, 34 pounds; square yard	.26
Metal lath, 34 pounds, ⅜ inch high rib painted; square yard	.28
Metal lath corner bead expanded; foot	.05
Portland cement (papcr bag); 100 pounds	.70
Portland cement (cloth bag); 100 pounds	.80
Masonry mortar (paper sack); 70 pounds	.60
Mason hydrated lime bag; 50 pounds	.45
Waterproof cement (gray); 100 pounds	.80
Gypsum block partition, 3 inch hollow; square foot	.10
Gypsum block partition 4 inch hollow; square foot	.12
Common brick; per 1,000	21.50
Fire brick 9-inch straight first quality; per 1,000	.08
Fire clay; 100 pound bags	1.15
Clay drain tile, 4 inches; foot	.07
Vitrified clay sewer No. 1SS, 4 inch pipe; foot	.15
Vitrified clay sewer No. 1SS, 6 inch pipe; foot	.23
Flue lining, 9 inches x 9 inches; foot	.31
Flue lining, 9 inches x 13 inches; foot	.47
Flue lining, 13 inches x 13 inches; foot	.56
Flue lining, 4½ inches x 8½ inches; foot	.23
Gypsum wallboard, ⅜ inch per 1,000; square foot	.05
Asphalt roofing, 90 pound mineral surface; 1 square roll	2.30
Asphalt or tarred felt, 15 pounds; 4 square rolls	2.15
Asphalt or tarred felt, 15 pounds; 2 square rolls	2.15
Asphalt shingles 210 pounds 3 in 1 thick butt; per square	5.65
Asphalt shingles, 165 pounds, 2 tab hexagon: per square	4.40
Fiber insulation board, ½ inch standard lath and board; 1,000 square feet	48.00
Fiber insulating board, 25/32 inch asphalt sheathing; 1,000 square feet	57.00

[F. R. Doc. 46-7147; Filed, Apr. 29, 1946; 1:22 p. m.]

[Region III Order G-14 Under Gen. Order 68]

HARD BUILLING MATERIALS IN INDIANAPOLIS, IND., AREA

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to the provisions of General Order 68, it is ordered:

SECTION I. *What this order covers.* This order covers all retail sales made by any seller of commodities specified in Table 1 delivered to a purchaser in the Indianapolis, Indiana area.

The Indianapolis, Indiana area, for the purpose of this order, consists of Marion, Boone, Hamilton, Hendricks, Hancock, Morgan, Johnson and Shelby counties in the State of Indiana.

SEC. II. *Definition of retail sales.* For the purpose of this order, a retail sale means a sale to an ultimate user or to a purchaser for resale on an installed basis.

SEC. III. *Description of items covered by this order.* This order covers the list of "Hard Building Materials" set forth in the annexed Table I, including plaster, lath, lime, cement, gypsum block, wallboard, mortar, roofing and flue lining. Other related items may be added from time to time.

SEC. IV. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulations or order. To the extent they are not inconsistent with the provisions of this order, all other provisions of the General Maximum Price Regulation shall apply to sales covered by this order except section 18.

SEC. V. *Maximum prices.* The maximum prices for building materials covered by this order are set forth in Table 1 which is annexed to and made a part of this order.

SEC. VI. *Discounts, allowances and deliveries.* Every seller must allow all discounts which were granted in March 1942. Every seller must furnish free delivery in the zone in which free delivery was furnished in March 1942.

Every seller may charge no higher price for delivery than the seller charged in March 1942.

In the event that the seller made no deliveries in March 1942, the seller may charge no higher than the March 1942 delivery charges of his nearest competitor, If the seller is unable to obtain such delivery charges from his competitor, he must apply for maximum delivery charges to the District Office of Price Administration.

SEC. VII. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of Table 1, which lists maximum prices fixed by this order, in each of his places of business in the Indianapolis, Indiana area, in a manner plainly visible to all purchasers.

SEC. VIII. *Sales slips and records.* Every seller covered by this order, who has customarily given his customers a sales slip or other evidence of purchase, must continue to do so. Upon request from a customer, each seller, regardless of previous custom, shall give the purchaser a receipt showing the date, name and address of the seller, the description of each item sold, and the price received for it. If he customarily prepared his sales slips in more than one copy, he must keep for at least one year after delivery, a duplicate copy of each sales slip delivered by him pursuant to this section.

For any sale of $10.00 or more, each seller, regardless of previous custom, must keep records showing at least the following:

(1) Name and address of buyer.
(2) Date of transaction.
(3) Place of delivery.
(4) Complete description of each item sold and price charged.

SEC. IX. *Evasions.* On and after the effective date of this order, any person covered by this order, who sells or offers to sell at a price higher than the ceiling price permitted by this order, or otherwise violates any of the provisions of this order, shall be subject to the criminal penalties, civil enforcement actions, license suspension proceedings and suits for treble damages as provided for by the Emergency Price Control Act of 1942, as amended. No person subject to this order may evade any of the provisions of the order by any stratagem, scheme or device. No person subject to this order may, as a condition of selling any particular building material item, require a customer to buy anything else. Any such evasion is punishable as a violation of this order.

SEC. X. *Amendment.* This order may be amended or revoked at any time by the Office of Price Administration.

This Order No. G-14 shall become effective April 8, 1946.

Issued this 25th day of March 1946.

J. F. KESSEL,
Regional Administrator.

TABLE 1

Commodity and unit	*Maximum price*
Plaster:	
Hard wall; 50-lb. bag	$0.57
Hard wall; 100-lb. bag	.95
Portland cement (paper bags); 94-lb. bag	.70
Portland cement; per bbl	2.60
Gypsum wallboard ⅜-inch; square foot	.04
Flue lining:	
9 inch by 9 inch (2 foot section); per 2-foot length	.65
9 inch by 13 inch (2 foot section); per 2-foot length	.95
13 inch by 13 inch (2 foot section); per 2-foot length	1.21
Keene's cement; 100-lb. bag	2.34
Finishing lime; 70-lb. bag	.50
Gypsum lath ⅜ inch; square foot	.025
Gypsum block-partitions:	
3-inch hollow; each	.13
4-inch hollow; each	.15
Masonry mortar (paper bags); 70-lb. bag	.65
Roll roofing, 90-lb.; per square	2.45

(All discounts offered, free delivery zones established and extra delivery charges made to any class of purchaser and/or type of purchase in March 1942 are applicable to sales made under the provisions of this order.)

[F. R. Doc. 46-7148; Filed, Apr. 29, 1946; 1:23 p. m.]

[San Antonio Order G-2 Under Gen. Order 68]

BUILDING MATERIALS IN TRAVIS COUNTY, TEX.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to the provisions of General Order No. 68, it is hereby ordered:

SECTION 1. *What this order does.* This order establishes maximum prices for all retail sales of certain building materials specifically described in Appendix A of this order when such sales are made in the geographical area comprising Travis County, Texas.

SEC. 2. *Definition of retail sales.* The term retail sale as used in this order means any sale of the building materials covered by this order to an ultimate user or to a contractor who will resell the same on an installed basis.

SEC. 3. *Maximum prices.* Maximum prices for commodities subject to this order are those set forth in Appendix A, which is specifically made a part of this order, subject to the terms and conditions of sale and other limitations set forth therein. Receipt of notice of permitted increase from suppliers will not automatically authorize increases in ceiling prices set forth in Appendix A of this order. Such ceiling prices will only be changed by amendment to this order issued by the District Director.

SEC. 4. *The relation of this order to other regulations.* The maximum prices fixed by this order supersede any maximum prices or price determining method previously established by any other regulation or order issued by the Office of Price Administration for the commodities covered by this order. Items and specifications not specifically priced in this order remain subject to the applicable Maximum Price Regulations.

SEC. 5. Each seller making sales subject to this order shall post a copy of Appendix A of this order plainly visible to all purchasers in each of his places of business located in the area covered by this order.

SEC. 6. *Invoices and notification.* Each seller making sales subject to this order shall, if requested by any purchaser of commodities subject hereto, make available to such purchaser for inspection a copy of this order. Each seller covered by this order is required to furnish each purchaser with an invoice at the time of sale, which must contain the following information:

1. Name and address of the purchaser.
2. A description of each commodity sold.
3. The quantity of each commodity sold.
4. The price charged for each commodity sold.
5. The type of sale, whether f. o. b. railroad car, f. o. b. seller's yard or store, delivered to job site in free delivery area, or delivered outside free delivery area.
6. If delivery is made outside the seller's free delivery zone, the amount of any delivery charges made stated separately on the invoice.
7. A statement of cash discounts allowed for prompt payment.

Each seller is required to keep a duplicate of such invoice in his place of business, and make it available for inspection by the Office of Price Administration during regular business hours.

SEC. 7. *Evasion.* The price limitations set forth in this order shall not be evaded by direct or indirect methods in connection with an offer, solicitation, agreement, sale, delivery, purchase or receipt of any commodities covered by this order or by way of commissions, services, transportation or other charges, or by tying agreement or other trade understanding, or by making the terms and conditions of sale more onerous to buyers than they were during March 1942 (except as specifically permitted by this order).

SEC. 8. *Enforcement and penalties.* Persons violating any provisions of this order are subject to the criminal penalties, civil enforcement actions, license suspension proceedings, and suits for treble damages provided for by the Emergency Price Control Act of 1942, as amended.

This order may be amended or revoked at any time by the Office of Price Administration.

This order shall become effective April 22, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; and E.O. 9328, 8 F.R. 4681)

Issued at San Antonio, Texas, this 15th day of April 1946.

C. T. GIESEN,
District Director.

APPENDIX A

Maximum prices for sales of specified items of building materials when such sales are made in Travis County, Tex., to building contractors or other ultimate users.

Name of item and basic unit	*Maximum price f. o. b. plant, yard siding or store, or delivered in free delivery zone*
Plaster, hard wall; ton	$22.00
Plaster, hard wall; 100-lb. bag	1.10
Plaster, gauging; ton	27.00
Plaster, gauging; 100-lb. bag	1.35
Plaster, moulding, ton	27.00
Plaster, moulding, 100-lb. bag	1.35
Keene's cement; ton	44.75
Keene's cement; 100-lb. bag	2.45
Finishing lime (quick); ton	20.50
Finishing lime (quick); 100-lb. bag	1.05
Portland cement (standard paper bag); bag	.80
Masonry mortar (67½ lb.); sack	.65
Mason's hydrated lime; 50-lb. bag	.55
Fire brick, 9" straight, high temp.; less than 1,000	95.00
Fire brick, 9" straight, high temp.; more than 1,000	90.00
Fire brick, 9" straight, low temp.; 1,000	72.00
Fire clay, low temp.; ton	20.00
Fire clay, low temp.; 100-lb. bag	1.25
Fire clay, high temp.; ton	25.00
Fire clay, high temp.; 100-lb. bag	1.25
Clay drain tile—4"; ft	.10
Glazed sewer tile—4"; ft	.18
Glazed sewer tile—6"; ft	.27
Flue lining (8½" x 8½"); ft	.35
Flue lining (8½" x 13"); ft	.50
Flue lining (13" x 13"); ft	.60
Flue lining (13" x 17½"); ft	.85
Rock lath (16" x 48"); 1,000 sq. ft	32.50
Gypsum wall board—⅜"; 1,000 sq. ft	46.00
Gypsum wall board—½"; 1,000 sq. ft	55.00
Roof units—1" (gypsum); 1,000 sq. ft	96.00
Gypsum exterior sheathing, ½", triple seal, water repellent; 1,000 sq. ft	50.00
Asphalt roofing—mineral surface, 90-lb.; roll (108 sq. ft.)	3.00
Asphalt roofing—mineral surface, 90-lb.; square	3.00
Asphalt or tarred felt—15-lb.; roll	2.80
Asphalt or tarred felt—30-lb.; roll	2.75
Asphalt shingles, 210-lb. (3 in 1) thickbutt; square	6.50
Asphalt shingles 167-lb.—2 tab. hexagon; square	5.15
Asphalt roofing, smooth surface 55-lb.; square	2.45
Asphalt roofing, smooth surface 45-lb.; square	1.95
Dutch lap asphalt shingles—12" x 16"; square	4.85
Fiber insulation board, ½" standard, lath board; 1,000 sq. ft	55.00
Asbestos cement siding—standard colors 12" x 24" or 27"; square	10.00
Asbestos cement siding—white 12" x 24" or 27"; square	10.00
Asbestos cement roofing shingles, economy cut, hexagonal; square	10.25
Standard density, synthetic fiber board 8/16" (4 x 8) (such as beaver board); sq. ft	.08
Hard density, synthetic fiber board ⅛" tempered, standard size (such as Masonite); sq. ft	$.09½
Knotty pine walnut or bleached mahogany gypsum wall board; 1,000 sq. ft	70.00
2.5 lb. black metal lath, noncopper bearing; sq. yd	.26
3.4 lb. black metal lath, noncopper bearing; sq. yd	.30
3.4 lb. galvanized metal lath; sq. yd	.33
Common brick—kiln run; 1,000	16.75
Select common or buff brick; 1,000	21.75
Face brick; 1,000	29.75

Name of item and basic unit	Basic unit	Maximum price f. o. b. plant, yard siding, or store, or delivered up to 3 miles from plant in 2-yard loads to—	
		Contractor	Ultimate user
Ready-mixed concrete (sacks of cement per yard):			
3	Cubic yard	$6.15	$6.75
3½	do	6.45	7.05
4	do	6.75	7.35
4½	do	7.05	7.65
5	do	7.35	7.95
5½	do	7.65	8.25

1. A delivery charge not to exceed 20¢ per cubic yard for each mile beyond the seller's three-mile free delivery zone may be added to maximum prices hereinabove established for ready-mixed concrete. This charge shall be computed upon the distance one way. If the purchaser orders less than two yards, the seller may, nevertheless, compute the delivery charge as if two yards were actually hauled.

2. Terms of sale for ready-mixed concrete shall be net for cash within 15 days from date of sale.

3. Terms of sale for all commodities covered by this Appendix, other than ready-mixed concrete, shall be net 30 days.

4. *Free delivery zone.* The term "free delivery zone" as used in this order for items other than ready-mixed concrete includes all points within the corporate limits of Austin, Texas, and all points within a 5-mile radius of the place from which delivery is made.

5. The following delivery charges may be made when delivery is made outside the free delivery zone hereinabove described for items other than ready-mixed concrete:

(a) For sellers who were in business during March, 1942, the same delivery charge they had in effect during March, 1942, for each type and quantity of sale made.

(b) For sellers who were not in business during March, 1942, the delivery charge which their most competitive seller, who was in business during March, 1942, may make under the provisions of this order.

6. *Additions for the extension of credit.* The following additions to the maximum prices hereinabove established may be made for the extension of credit beyond 15 days in the case of ready-mixed concrete, and beyond 30 days in the case of all other items covered by this Appendix:

(a) Sellers who were in business during March, 1942, are permitted to add to prices established hereinabove for the extension of credit beyond a period of 15 days in the case of ready-mixed concrete and beyond a period of 30 days in the case of all other items covered by this Appendix, the same additions that they had in effect during March, 1942, for the same type and quantity

of sale. If no extra charges were made for the extension of credit during March, 1942, none may be added.

(b) Sellers who were not in business during March, 1942, are permitted to make the same charge for the extension of credit which their most closely competitive seller is permitted to make under the provisions of this order.

7. *Maintenance of customary discounts.* (a) Sellers who were in business during March 1942, are required to maintain their customary yard, quantity, and class of purchaser discounts which they had in effect during March 1942.

(b) Sellers who were not in business during March 1942, are required to adopt and maintain the customary yard, quantity, and class of purchaser discounts which their most closely competitive sellers had in effect during March, 1942.

[F. R. Doc. 46-7151; Filed, Apr. 29, 1946; 1:24 p. m.]

[Peoria Rev. Order G-1 Under Gen. Order 68]

Hard Building Materials in Peoria, Ill. Area

Order No. G-1 under General Order No. 68 is revised and amended to read as follows:

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order No. 68; it is ordered:

Section 1. *What this order covers.* This order covers all retail sales made by any seller of commodities specified in Appendix A attached hereto delivered to the purchaser in the Peoria, Illinois, area. The Peoria, Illinois, area for the purposes of this order consists of the area within the city limits of the City of Peoria, Illinois, and also the area in Peoria County, Illinois, lying outside such city limits and within a radius of ten (10) miles from the County Court House located in Peoria, Illinois, and also the area lying within the city limits of the City of East Peoria, Illinois, and also the area lying within the village limits of the Village of Creve Coeur, Illinois.

Sec. 2. *Definitions*—(a) *Retail sale.* For the purposes of this order, a retail sale means a sale to an ultimate user, or to any contractor; *Provided*, That for the purposes of this order, a "retail sale" shall not include any sale to the United States Government or any of its political subdivisions.

(b) *Contractor.* Any person who sells material or equipment, and in connection therewith assumes responsibility for its incorporation into a building, structure, or construction project at a fixed site, by charging a single price for the commodity installed, by guaranteeing performance and use, or by other objective evidence, shall be considered a contractor.

(c) *Applicators.* Purchases by applicators, as herein defined, of asphalt and tarred roofing products and insulation are excluded from the coverage of this order. Applicators are herein defined as contractors engaged exclusively in the business of applying roofing and/or siding and/or insulation to buildings.

Sec. 3. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order covering the commodities specified in Appendix A. Except to the extent they are inconsistent with the provisions of this order, all other provisions of the regulations applicable to the commodities listed in Appendix A prior to the issuance of this order shall continue to apply to sales covered by this order.

Sec. 4. *Maximum price, discounts and delivery practices.* On and after the date of this order, regardless of any contract, agreement or other obligation, no person covered by this order shall sell, offer to sell, or deliver at retail as herein defined, any of the items listed in Appendix A attached hereto, at prices higher than the maximum prices set forth in this Appendix. All sellers under this order shall continue to allow their customary cash discounts to all classes of purchasers with respect to all sales of commodities specified in the Appendix, which were in effect during the base period used in determining their maximum prices under the applicable regulation. No additional charge may be made for delivery within the area covered by the order and, except as above provided, no discounts or allowances need be given.

Sec. 5. *Posting.* Every seller making sales covered by this order shall post a copy of the list of maximum prices for all sales contained in Appendix A of this order in each of his places of business in the area covered by this order in a manner plainly visible to all purchasers. One such copy of such list may be detached and used as a poster hereinbefore required to be posted.

Sec. 6. *Sales slips and records.* Every seller covered by this order must provide the purchaser, whether he requests it or not, with a sales slip, invoice, receipt, or other evidence of sale, of which an exact and full copy shall be retained by the seller for the duration of the Emergency Price Control Act of 1942, as amended. The sales slip or other evidence of sale shall contain the following information with respect to items subject to this order:

1. Name and address of seller.
2. Date of sale.
3. Name and address of purchaser (necessary only on sales of items totaling $7.50 or more).
4. Description of the item sold, including quantity, grade, and any other matter insofar as any of these matters may affect the price, in full detail necessary to permit the exact calculation of the applicable maximum price.
5. The total price.

Each such seller shall also keep such records of each sale as he customarily kept.

Sec. 7. On and after the effective date of this order any person covered by this order who sells or offers to sell at a price higher than the ceiling price permitted by this order, or otherwise violates any of the provisions of this order, shall be subject to the criminal penalties, civil enforcement actions, license suspension proceedings and suits for treble damages as provided for by the Emergency Price Control Act of 1942, as amended.

No person subject to this order may evade any of the provisions of the order by any stratagem, scheme, or device. No person subject to this order may, as a condition of selling any particular building material, require a customer to buy anything else. Any such evasion is punishable as a violation of this order.

Appendix. The appendix containing the dollars-and-cents ceiling prices and the discounts and allowances, established by this order is attached hereto, marked Appendix A and made a part hereof.

This revised order may be modified, amended, or revoked at any time.

This revised order shall become effective April 8, 1946.

Issued this 3d day of April 1946.

KENNETH H. LEMMER,
District Director.

Appendix A—Maximum Prices for Retail Sales of Building Materials in the Peoria, Illinois, Area

Provisions regarding discounts. (1) Cash discounts: Customary discounts to all classes of purchasers.

(2) If total order is less than $7.50, the consumer price may be used.

Maximum Delivered Prices

	Description of Materials, Unit, and Price	
	PLASTER	
1.	Plaster, hard wall; per ton	$23.00
2.	Plaster, gauging; 100-lb. bag	2.00
3.	Plaster, moulding; 100-lb. bag	2.00
4.	Plaster, bonding; 100-lb. bag	1.20
5.	Cement, Keene's; 100-lb. bag	2.80
	LIME	
6.	Lime, finishing; 50-lb. bag	.60
7.	Mason's hydrated lime; 50-lb. bag	.55
	GYPSUM PRODUCTS	
8.	Gypsum lath, 3/8"; sq. ft	.029
9.	Gypsum block partitions, 3" hollow; sq. ft	.115
10.	Gypsum block partitions, 4" hollow; sq. ft	.125
11.	Gypsum wallboard, 3/4"; sq. ft	.045
	METAL LATH	
12.	Metal lath, 2.2 lb. painted diamond mesh; sq. yd	.285
13.	Metal lath, 2.5 lb. painted diamond mesh; sq. yd	.305
14.	Metal lath, 3.4 lb. 3/8" high rib painted; sq. yd	.395
15.	Metal lath, corner bead, expanded type; lin. ft	.05
	CEMENT PRODUCTS	
16.	Portland cement, standard (paper bags); 94-lb. bag	.60
17.	Portland cement, standard (cloth bags); 94-lb. bag	.90
18.	Masonry mortar (paper sacks); 70-lb. bag	.75
19.	Waterproof cement (gray); 94-lb. bag	1.30
	CLAY PRODUCTS	
20.	Clay drain tile, 4"; lin. ft	.03
21.	Clay drain tile, 6"; lin. ft	.11
22.	Vitrified clay sewer pipe, 1 SS 4"; lin. ft	.204
23.	Vitrified clay sewer pipe, 1 SS 6"; lin. ft	.236
24.	Flue lining, 8 x 8; lin. ft	.398
25.	Flue lining, 8 x 12; lin. ft	.623
26.	Flue lining, 12 x 12; lin. ft	.842
27.	Vitrified tile, 4" T, L, and Y; lin. ft	.89
28.	Vitrified tile, 6" T, L, and Y; lin. ft	1.29

Maximum Delivered Prices—Continued

	Description of Materials, Unit, and Price	
	ROOFING	
29.	Asphalt roofing, 90-lb. mineral surface; per square	$3.04
30.	Asphalt or tarred felt, 15-lb., 432 sq. ft.; per roll	3.04
31.	Asphalt or tarred felt, 30-lb., 216 sq. ft.; per roll	3.04
32.	Asphalt shingles, 165 lb., 2-tab hexagon; per square	5.72
	INSULATION MATERIAL	
33.	Fibre insulation board 1/2" std. lath and board (Celotex, etc.); sq. ft	.053
34.	Fiber insulation board, 25/32" asphalt sheathing; sq. ft	.07
35.	Hard density synthetic fiber board, 1/8" tempered, standard size (dressed wood); sq. ft	.10
36.	Thermal insulation blankets (paper backed) medium, glass wool; sq. ft	.05
37.	Thermal insulation blankets (paper backed) single; sq. ft	.04
38.	Thermal insulation blankets (paper backed) thick; sq. ft	.06
39.	Thermal insulation batts (paper backed) 2" thick; sq. ft	.05
40.	Thermal insulation batts (paper backed) full thick; sq. ft	.065
41.	Thermal insulation, loose in bags (plain); 35-lb. bag	1.25
42.	Thermal insulation, loose in bags (nodulated); 35-lb. bag	1.50
	FIRE BRICKS	
43.	Fire brick 9" standard first quality Missouri; less than 150 bricks	102.80
44.	Fire brick, 9" standard first quality Missouri; per 1,000	82.80
45.	Fire brick 9" standard second quality Missouri; less than 150 bricks	102.80
46.	Fire brick 9" standard second quality Missouri; per 1,000	77.50

[F. R. Doc. 46-7162; Filed, Apr. 29, 1946; 1:36 p. m.]

[Region VI Order G-2 Under Gen. Order 68]

Concrete Blocks in Chicago Region

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to the provisions of General Order No. 68, it is ordered:

(a) *What this order does.* This order sets the maximum price for the sales of 8" x 8" x 16" load-bearing concrete blocks within the areas covered by Region VI of the Office of Price Administration.

(b) *Geographical applicability.* This order applies to all sales of concrete blocks subject to this order in which the buyer receives physical delivery within the areas covered by Region VI of the Office of Price Administration, which includes the States of Illinois, Iowa, Minnesota, Nebraska, North Dakota, South Dakota, Wisconsin, and Lake County, Indiana.

(c) *Maximum prices for sales of 8" x 8" x 16" load-bearing concrete blocks.* For sales f. o. b. yard of 8" x 8" x 16" load-bearing concrete blocks subject to this order the maximum price shall be 14¢ per block: *Provided, however*, That any seller subject to this order who has in effect a legal maximum price for such concrete blocks in excess of 14¢ per block may continue to charge his present legal maximum price.

(d) *Discounts and allowances.* All discounts and allowances granted by the seller in March, 1942, such as cash discounts, quantity discounts, etc. must be maintained.

(e) *Definitions.* For the purpose of this order, 8" x 8" x 16" load-bearing concrete block means a 8" x 8" x 16" load-bearing concrete block hollow or solid which has 1,000 lbs. per square inch compression strength according to American Society Testing Materials Specification No. C-90-44 and/or Specification No. C-145-40.

(f) This Order No. G-2 shall remain in effect within each area of Region VI of the Office of Price Administration, as defined herein, until an area pricing order of Region VI is issued and to supersede this Order No. G-2.

(g) *Effect of order on General Order No. 68.* Insofar as any provision of this order may be inconsistent with the provisions of General Order No. 68, the provisions contained in this order shall be controlling. Except as herein otherwise provided the provisions of General Order No. 68 shall remain in full force and effect.

(h) *Relation to other regulations.* Except to the extent that they are inconsistent with the provisions of this order, all other regulations applicable to the commodity subject to this order shall continue to apply to sales covered by this order.

(i) *Posting.* Every seller making a sale covered by this order shall either post a copy of the maximum price fixed by this order in a manner plainly visible to all purchasers, or make available to his purchasers a counter copy of this order.

(j) *Invoicing and records.* Every person making sales covered by this order must provide the purchaser, whether he requests it or not, with an invoice, sales slip, receipt, or other evidence of sale of which an exact and full copy shall be retained by the seller for the duration of the Emergency Price Control Act of 1942, as amended. The invoice or other evidence of sale shall contain the following information with respect to the commodity subject to this Order:

(1) Name and address of seller.
(2) Date of sale.
(3) Name and address of purchaser.
(4) Description of commodity sold.
(5) The price charged.

(k) *Penalties.* On and after the effective date of this order any establishment or person covered by this order who sells or offers to sell at a price higher than the selling price permitted by this order, or otherwise violates the provisions of this order, shall be subject to criminal penalties, civil enforcement actions, license suspension proceedings, and suits for treble damages, as provided for by the Emergency Price Control Act of 1942, as amended. No person subject to this order may evade any of the provisions of this order by any stratagem, scheme, or device. No person subject to this order may, as a condition of selling the commodity covered by this order, require a customer to buy anything else. Any such evasion is punishable as a violation of this order.

(l) *Revocation or amendment.* This order may be revised, amended, revoked or modified at any time by the Office of Price Administration.

This order shall become effective immediately.

Issued this 19th day of April 1946.

R. E. WALTERS,
Regional Administrator.

[F. R. Doc. 46-7142; Filed, Apr. 29, 1946; 1:20 p. m.]

[Omaha Order G-3 Under Gen. Order 68]

Hard Building Materials in Southeastern Nebraska Area

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order No. 68, it is ordered:

Section 1. *What this order covers.* This order covers all retail sales of commodities specified in Appendix A below made by any seller, except a manufacturer, delivered to the purchaser in the Southeastern Nebraska Area. The Southeastern Nebraska Area, for the purposes of this order, consists of the following named counties in Nebraska: Hamilton, Clay, Nuckolls, Polk, York, Fillmore, Thayer, Butler, Seward, Saline, Jefferson, Saunders, Gage, Cass, Otoe, Johnson, Pawnee, Nemaha, Richardson, and Lancaster (except the Lincoln Area, as defined in Order No. 2 under General Order 68).

Sec. 2. *Definitions*—(a) *Retail sale.* For the purposes of this order, a retail sale means a sale to an ultimate user, or to any contractor: *Provided*, That for the purposes of this order, a "retail sale" shall not include any sale to the United States Government or any of its political subdivisions.

(b) *Contractor.* Any person who sells material or equipment, and in connection therewith, assumes responsibility for its incorporation into a building, structure, or construction project at a fixed site, by charging a single price for the commodity installed, by guaranteeing performance and use, or by other objective evidence, shall be considered a contractor.

(c) *Applicators.* Purchases by applicators, as herein defined, of asphalt and tarred roofing products and insulation are excluded from the coverage of this order. Applicators are herein defined as contractors engaged exclusively in the business of applying roofing and/or siding and/or insulation to buildings.

Sec. 3. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order covering the commodities specified in Appendix A. Except to the extent they are inconsistent with the provisions of this order, all other provisions of the regulation applicable to the commodities listed in Appendix A prior to the issuance of this order shall

continue to apply to sales covered by this order.

SEC. 4. *Discounts, allowances and delivery practices.* The provisions relating to discounts, allowances and delivery practices shall be as set forth in Appendix A (table of prices).

SEC. 5. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of Appendix A to this order (table of prices) and any amendments thereto, in each of his places of business in the area covered by this order in a manner plainly visible to all purchasers. There is attached to this order for your convenience two copies of Appendix A containing the items covered with the respective maximum prices applicable. One such copy of such list may be detached and used as a poster hereinbefore required to be posted.

SEC. 6. *Sales slips and records.* Every seller covered by this order shall give to the purchaser a sales slip, receipt, or other evidence of purchase which shall show the date, name and address of the seller, the description, quantity, and the price of each item sold, said description to be in detail sufficient to determine whether the price charged has been properly computed under this order; *Provided*, That for sales of less than a total of $7.50 only the name and address of the seller and the amount of the sale need be shown. The seller shall prepare such sales slips, receipts, or other evidence of purchase in duplicate and must keep for at least 6 months after delivery such duplicate copy delivered pursuant to this section. For any sale of $50.00 or more each seller, regardless of previous custom, must keep records showing at least the following:

(1) Name and address of buyer.
(2) Date of transaction.
(3) Place of delivery.
(4) Complete description of each item sold and price charged.

SEC. 7. On and after the effective date of this order, any person covered by this order, who sells or offers to sell at a price higher than the ceiling price permitted by this order, or otherwise violates any of the provisions of this order, shall be subject to the criminal penalties, civil enforcement actions, license suspension proceedings and suits for treble damages as provided for by the Emergency Price Control Act of 1942, as amended. No persons subject to this order may evade any of the provisions of the order by any stratagem, scheme or device. No person subject to this order may, as a condition of selling any particular building material item, require a customer to buy anything else. Any such evasion is punishable as a violation of this order.

SEC. 8. This order may be modified, amended or revoked at any time.

This order shall become effective April 8, 1946.

Issued this 1st day of April 1946.

EDWIN F. MORAN,
Acting District Director.

APPENDIX A

1. *Provisions, regarding discounts, allowances and delivery practices.* 1. The ceiling prices set out below shall apply to sales at retail, by all sellers except manufacturers, of the listed building materials, delivered in the area covered by this order, regardless of whether the sale is on an "f. o. b. seller's premises" basis, commonly referred to as a "yard sale" or on a "delivered" basis; *Provided, however*, That any seller who has an established and customary practice of making an additional charge for deliveries where the total amount of the order delivered is less than a certain minimum amount, either monetary or by weight, may add such established delivery charge to the prices otherwise established by this order where the total value or weight delivered is less than such established minimum amount, and provided further that such seller shall indicate on the price list he is required to post under the provisions of this order, both his "established delivery charge" and also the "minimum amount", either monetary or by weight, to which delivery charges are applicable.

2. Each seller shall maintain his customary discounts and allowances, including cash discounts and quantity discounts to such classes of purchasers as were customarily given such discounts by the seller.

3. Any new seller who after the effective date of this order commences to sell commodities covered by the order shall adopt and use the customary discounts, allowances and applicable delivery additions of his "most closely competitive seller of the same class", as that phrase is defined in the GMPR. In such case the new seller shall keep in his place of business records showing the name and address of such competitor and the amount of such competitor's discounts, allowances and applicable delivery additions, if any, and shall otherwise observe the posting requirements of this order.

MAXIMUM DELIVERED OR F. O. B. YARD PRICES TO CONSUMERS AND CONTRACTORS

Item and unit	*Ceiling price*
Plaster hard wall; 100-lb. bags	$1.10
Plaster gauging; 100-lb. bags	1.55
Plaster moulding; 100-lb. bags	1.75
Keene's cement; 100-lb. bags	2.30
Finishing lime; 100-lb. bags	.90
Metal lath 2.5 painted diamond mesh; sq. yd	.30
Metal lath corner bead, expanded type; per lineal ft	.06
Metal lath corner bead, scalloped; per lineal ft	.05
Corner right 3 x 3; per lineal ft	.03
Gypsum lath 3/8"; 1,000 sq. ft	30.00
Gypsum wall board 3/8"; 1,000 sq. ft	50.00
Gypsum wall board 1/4"; 1,000 sq. ft	40.00
Portland cement (standard) paper bag; 100 lb. bags	.80
Portland cement (standard) cloth bag; 100 lb. bags	.88
Masonry cement paper bag; 100 lb. bags	.75
Mortar mix; 100 lb. bags	.60
Masons hydrated lime; 50 lb. bags	.75
Masons hydrated lime; 10 lb. bags	.25
Clay sewer pipe:	
Vitrified No. 1SS 4"; per lineal ft	.22
Vitrified No. 1SS 6"; per lineal ft	.30
Vitrified No. 1SS 8"; per lineal ft	.47
Vitrified No. 1SS 10"; per lineal ft	.61
Vitrified No. 1SS 12"; per lineal ft	.76
Flue lining 9 x 13; per lineal ft	.60
Flue lining 13 x 13; per lineal ft	.75
Asphalt roofing, mineral surface (90 lb); per roll—108 sq. ft	2.80
Asphalt or tarred felt (15 lbs.); per roll—432 sq. ft	2.88
Asphalt shingles, 210 lbs. (3 in 1) thick butt; per 100 sq. ft. coverage	6.40
Asphalt or tarred felt (30 lbs.); per roll—216 sq. ft	2.88

MAXIMUM DELIVERED OR F. O. B. YARD PRICES TO CONSUMERS AND CONTRACTORS—Con.

Item and unit	*Ceiling price*
Asphalt shingles, 165 lbs., two tab—hexagon; per 100 sq. ft. coverage	$5.10
Asphalt shingles, 105 lbs., diamond point; per 100 sq. ft. coverage	3.55
Asphalt roll roofing, diamond point; per 100 sq. ft. coverage	3.50
Fiber insulation bd. 3/8"; 1,000 sq. ft	45.00
Fiber insulation bd. 1/2"; 1,000 sq. ft	55.00
Fiber insulation bd. asphalt coated 25/32"; 1,000 sq. ft	70.00
Standard density synthetic fiber board 1/2"; 1,000 sq. ft	80.00
Hard density synthetic fiber board 1/8" tempered, 1,000 sq. ft	100.00
Thermal insulation blankets, wood base:	
Single thickness, approx. 1"; 1,000 sq. ft	50.00
Medium thickness, approx. 2"; 1,000 sq. ft	65.00
Thermal insulation, loose bag, mica type; per bag containing 4 cu. ft	1.20

[F. R. Doc. 46-7161; Filed, Apr. 29, 1946; 1:36 p. m.]

[Region VI Order G-4 under MPR 121, Amdt. 1]

DOMESTIC STOKER NUT LIGNITE IN NORTH DAKOTA AND MINNESOTA

An opinion accompanying this amendment has been issued simultaneously herewith. Order No. G-4 under Maximum Price Regulation No. 121 is amended in the following respects:

The third paragraph on the second page thereof is amended to read as follows: "This Order No. G-4 shall become effective immediately and shall remain in effect until May 15, 1946."

This amendment may be amended, modified, or revoked at any time.

This Amendment No. 1 to Order No. G-4 shall become effective immediately.

Issued this 12th day of April 1946.

R. E. WALTERS,
Regional Administrator.

[F. R. Doc. 46-7141; Filed, Apr. 29, 1946; 1:20 p. m.]

[Springfield Order G-7 Under Gen. Order 63]

HARD BUILDING MATERIALS IN LOGAN, DE WITT, PIATT, MENRAD, AND CASS COUNTIES, ILL.

Order No. G-7 under General Order 68. Maximum prices for retail sales of selected hard building materials in the Logan, De Witt, Piatt, Menard, and Cass Counties, Illinois, area. File #6SD-GO 68-6-6.

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order 68; it is ordered:

SECTION 1. *What this order covers.* This order covers all retail sales made by any seller, except the manufacturer, of commodities specified in Appendix A attached hereto delivered to the purchaser in the Logan, De Witt, Piatt, Menard and Cass Counties, Illinois, area. The Logan, De Witt, Piatt, Menard, and Cass Counties area for the purposes of this order consists of the area within the limits of the Counties of Logan, DeWitt, Piatt, Menard, and Cass, Illinois.

SEC. 2. *Definitions*—(a) *Retail sale.* For the purposes of this order, a retail sale means a sale to an ultimate user, or to any contractor: *Provided*, That for the purposes of this order, a "retail sale" shall not include any sale to the United States Government or any of its political subdivisions.

(b) *Contractor.* Any person who sells material or equipment, and in connection therewith, assumes responsibility for its incorporation into a building, structure, or construction project at a fixed site, by charging a single price for the commodity installed, by guaranteeing performance and use, or by other objective evidence, shall be considered a contractor.

(c) *Applicators.* Purchases by applicators, as herein defined, of asphalt and tarred roofing products and insulation are excluded from the coverage of this order. Applicators are herein defined as contractors engaged exclusively in the business of applying roofing and/or siding and/or insulation to buildings.

SEC. 3. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order covering the commodities specified in Appendix A. Except to the extent they are inconsistent with the provisions of this order, all other provisions of the regulations applicable to the commodities listed in Appendix A prior to the issuance of this order shall continue to apply to sales covered by this order.

SEC. 4. *Maximum price, discounts and delivery practices.* On and after the date of this order, regardless of any contract, agreement or other obligation, no person covered by this order shall sell, offer to sell, or deliver at retail as herein defined, any of the items listed in Appendix A attached hereto, at prices higher than the maximum prices set forth in this appendix. All prices include free delivery within the limits of the city or town where the seller maintains a place of business. For other deliveries outside the free delivery zone no charge may be made for deliveries in excess of the charges now legally in effect by such seller for a similar delivery.

SEC. 5. *Posting.* Every seller making sales covered by this order shall post a copy of the list of maximum prices for sales to all classes of purchasers as contained in Appendix A of this order in each of his places of business in the area covered by this order in a manner plainly visible to all purchasers. For the convenience of the seller there are attached to this order two copies of Appendix A containing the items covered with the respective maximum prices applicable. One copy of such list may be detached and used as a poster hereinbefore required to be posted.

SEC. 6. *Sales slips and records.* Every seller covered by this order must provide the purchaser, whether he requests it or not, with a sales slip, invoice, receipt, or other evidence of sale of which an exact and full copy shall be retained by the seller for the duration of the Emergency Price Control Act of 1942, as amended. The sales slip or other evidence of sale shall contain the following information with respect to items subject to this order:

1. Name and address of seller.
2. Date of sale.
3. Name and address of purchaser (necessary only on sales of items totaling $7.50 or more.)
4. Description of the item sold, including quantity, grade, and any other matter insofar as any of those matters may affect the price, in full detail necessary to permit the exact calculation of the applicable maximum price.
5. Charges, if any, for delivery beyond the free delivery zone to be separately listed from the price of the item.
6. The total price.

Each such seller shall also keep such records of each sale as he customarily kept.

SEC. 7. On and after the effective date of this order any person covered by this order who sells or offers to sell at a price higher than the ceiling price permitted by this order, or otherwise violates any of the provisions of this order, shall be subject to the criminal penalties, civil enforcement actions, license suspension proceeding and suits for treble damages as provided for by the Emergency Price Control Act of 1942, as amended.

No person subject to this order may evade any of the provisions of the order by any stratagem, scheme, or device. No person subject to this order, may as a condition of selling any particular building material, require a customer to buy anything else. Any such evasion is punishable as a violation of this order.

This order may be modified, amended, or revoked at any time.

This order shall become effective April 22, 1946.

Issued this 16th day of April 1946.

CARTER JENKINS,
District Director.

APPENDIX A

Provisions regarding discounts, allowances and delivery practices. (1) Cash discounts: Seller shall continue to allow all customary allowances and discounts or other price differentials as required by the regulation applicable to the commodity being sold.

(2) For all deliveries: All prices include free delivery within the city or town where the seller maintains a place of business. For deliveries outside the free delivery zone no charge may be made for delivery in excess of the charges now legally in effect by such seller for a similar delivery.

MAXIMUM PRICES TO ALL PURCHASERS

Item and unit of sale	*Maximum price*
Plaster cement; 100-lb	$1.12
Plaster gauging, white; 100-lb	2.00
Plaster gauging, common; 100-lb	1.12
Plaster wood fiber; 10-lb	.21
Plaster wood fiber; 50-lb	.67
Plaster wood fiber; 100-lb	1.12
Keene's cement; 100-lb	2.50
Finishing lime; 50-lb	.60
Gypsum lath, 16 x 32 3/8"; M sq. ft	28.00
Gypsum lath, 16 x 48 3/8"; M sq. ft	28.00
Metal lath, 2.5 lb. C. A. painted diamond mesh; sq. yd	.30

MAXIMUM PRICES TO ALL PURCHASERS—Con.

Item and unit of sale	*Maximum price*
Metal lath, 3.4-lb. 3/8 C. A. high rib painted; sq. yd	$0.34
Portland cement, standard paper sacks; 94 lb	.80
Portland cement (cloth sacks); 94 lb	.85
Portland cement (high early); 94 lb	1.00
Masonry cement (paper sacks); per sack	.65
Mason's hydrated lime; 50 lb	.56
Drain tile, 4" shale; per ft	.059
Drain tile, 6" shale; per ft	.085
Vitrified clay sewer pipe, ISS 4", per ft	.193
Vitrified clay sewer pipe, ISS 6"; per ft	.29
Vitrified clay sewer pipe, ISS 8"; per ft	.44
Vitrified clay sewer pipe, ISS 10"; per ft	.62
Vitrified clay sewer pipe, ISS 12"; per ft	.81
Flue lining, 9 x 9; per ft	.40
Flue lining, 9 x 13; per ft	.57
Flue lining, 13 x 13; per ft	.78
Gypsum wallboard, 1/4"; sq. ft	.04
Gypsum wallboard, 3/8"; sq. ft	.04 1/2
Gypsum wallboard, 1/2"; sq. ft	.05
Gypsum sheathing, 1/2"; sq. ft	.04
Asphalt roofing, 90 lbs. mineral surface; per roll	2.57
Asphalt or tarred felt roofing, 15 lbs.; per roll	2.50
Asphalt or tarred felt roofing, 30 lbs.; per roll	2.50
Asphalt shingles, 210-lb. (thick-butt); per sq	6.31
Asphalt shingles, 165-lb. (hexagon); per sq	4.96
Fiber insulation board, 3/8" standard; 1,000 sq. ft	41.87
Fiber insulation board, 1/2" standard; 1,000 sq. ft	53.33
Asphalt sheathing, 25/32", 1,000 sq. ft	65.00
Asbestos cement siding, gray, 12 x 24 or 27; per sq	7.93
Asbestos cement siding, glatex, 12 x 24 or 27; per sq	9.75
Hardboard, tempered, 1/8"; sq. ft	.09
Hardboard, tempered, 3/16"; sq. ft	.10
Hardboard, tempered, 1/4"; sq. ft	.125
Hardboard, standard, 1/8"; sq. ft	.08

CARTER JENKINS,
District Director.

[F. R. Doc. 46-7163; Filed, Apr. 29, 1946; 1:36 p. m.]

[Region VII Rev. Order G-2 Under RMPR 251]

PLUMBING SERVICES AND SALES OF INSTALLED PLUMBING MATERIALS AND EQUIPMENT IN COLORADO

Revised Order No. G-2 under Revised Maximum Price Regulation No. 251. Construction services and sales of installed building materials. Maximum prices for plumbing services and sales of installed plumbing materials and equipment in the State of Colorado. Docket No. 7-251-9-3 Rev.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to the authority vested in the Regional Administrator of Region VII of the Office of Price Administration by sections 9 and 20 of Revised Maximum Price Regulation No. 251; it is ordered:

SECTION 1. *What this order does.* (a) This order fixes maximum prices for plumbing services and sales of installed

plumbing materials and equipment and certain other permitted charges by any person, hereinafter called the seller, to any person, hereinafter called the purchaser, in connection with a residential building, structure or construction project at a fixed site in the State of Colorado.

(b) *Definitions.* As used in this order, the term:

(1) "Plumbing" means water, steam, gas, and oil distribution and waste removal systems in a residential building, structure or construction project at a fixed site.

(2) "Plumbing services" means the services required to install, alter, repair, maintain or remove plumbing materials or equipment in or from a residential building, structure or construction project at a fixed site but not including the cleaning of cesspools, grease traps, and septic tanks which services are covered by Maximum Price Regulation No. 165.

(3) "Sales of installed plumbing materials and equipment" means a transaction in which the seller furnishes plumbing materials and equipment, together with the services required to incorporate such materials or equipment in a residential building, structure or a construction project at a fixed site.

(4) "Residential building, structure or construction project" means any building, structure or construction project, or part thereof, used entirely or principally for living or dwelling purposes (including houses, apartments, hotels, and all other properties used for living or dwelling purposes), and all other buildings or structures in connection therewith or adjacent thereto at the same site, such as garages, barns, milk houses, sheds, granaries, and other out-buildings.

(5) "Maximum labor charge" means the amount charged for labor of a specified type or class for plumbing services, made either at a flat rate per hour so as to include a margin for administrative and over-head costs and profit, or as a percentage of the seller's labor cost, which resulting maximum labor charge is also deemed to include a margin for administrative and over-head costs and profit.

(6) "Labor cost" means the seller's actual labor cost based on the wage rates in effect on October 3, 1942 for the same class of laborers, or the seller's actual labor cost based on the wage rates which have been subsequently approved by a Federal wage or stabilization agency. Additional payments for Federal old-age benefits, unemployment compensation, unemployment compensation taxes, workmen's compensation and public liability insurance shall be regarded as being part of such labor cost.

(7) "Master plumber" means any person who, as owner or supervisor, renders plumbing services and is licensed as a master plumber under the laws of the State of Colorado.

(8) "Journeyman plumber" means any person who renders plumbing services and who is licensed as a journeyman plumber under the laws of the State of Colorado.

(9) "Apprentice plumber" means any person, other than a master plumber or a journeyman plumber, who pursuant to an apprenticeship agreement, is engaged in learning the plumbing trade and who as his principal occupation renders plumbing services; and

(10) "Helper", "common laborer", or "drain layer" means any person other than a master plumber, journeyman plumber or apprentice plumber who renders plumbing services.

SEC. 2. *Geographical applicability.* This Revised Order No. G-2 applies only to the State of Colorado.

SEC. 3. *Relationship of this order to Revised Maximum Price Regulation No. 251.* This order supersedes sections 6, 7, and 8 of Revised Maximum Price Regulation No. 251 with respect to services and sales covered by this order and any maximum prices heretofore approved therefor by the Regional Administrator of Region VII or by the Denver District Director under section 6 (b) or sections 8 and 9 of Revised Maximum Price Regulation No. 251 are hereby terminated and superseded by this order. All other sections of Revised Maximum Price Regulation No. 251, together with all amendments thereto that have been or may be issued shall, except to the extent they are inconsistent with the provisions of this order, apply to all sales and services covered by this order.

SEC. 4. *Maximum prices of plumbing services and sales of installed plumbing materials and equipment and other permitted charges.* The maximum prices for plumbing services covered by this order shall be a maximum labor charge based on the hourly wage rates as set forth in sub-section I of this section, and the maximum prices for sales of installed plumbing materials and equipment covered by this order shall be the sum of the plumbing services involved and the maximum prices of the plumbing materials and equipment and certain other permitted charges as set forth in sub-section II of this section.

I. *Maximum labor charges for plumbing services.* (1) The maximum labor charges per hour straight time for plumbing services covered by this order, performed by master plumbers, journeyman plumbers, apprentice plumbers, helpers, common laborers, drain layers, and others shall be the rates shown in Column B for the amount of labor cost (wages paid) shown in Column A.

MAXIMUM LABOR CHARGES PER HOUR STRAIGHT TIME

Column A Labor cost per hour:	Column B *Maximum labor charge per hour straight time*
$1.00 or less	(1)
$1.01 to $1.04	$1.55
$1.05 to $1.09	1.60
$1.10 to $1.14	1.70
$1.15 to $1.19	1.75
$1.20 to $1.24	1.85
$1.25 to $1.29	1.90
$1.30 to $1.34	2.00
$1.35 to $1.39	2.05
$1.40 to $1.44	2.15
$1.45 to $1.49	2.20
$1.50 to $1.54	2.30
$1.55 to $1.59	2.35
$1.60 to $1.64	2.45
$1.65 to $1.69	2.50
$1.70 to $1.74	2.60
$1.75 to $1.79	$2.65
$1.80 to $1.84	2.75

[1] 150 percent of actual labor cost.

MAXIMUM LABOR CHARGES PER HOUR STRAIGHT TIME—Continued

Column A Labor cost per hour:	Column B *Maximum labor charge per hour straight time*
$1.85 to $1.89	$2.80
$1.90 to $1.94	2.90
$1.95 to $1.99	2.95
$2.00 to $2.04	3.05
$2.05 to $2.09	3.10
$2.10 to $2.14	3.20
$2.15 to $2.19	3.25
$2.20 to $2.24	3.35
$2.25 to $2.29	3.40
$2.30 to $2.34	3.50
$2.35 to $2.39	3.55
$2.40 to $2.44	3.65
$2.45 to $2.50	3.70
$2.51 or over	(1)

[1] 150 percent of actual labor cost.

Whenever plumbers are required to pay a drain layer extra wages for the installation of pipe of more than six inches in diameter (inside measurement) an extra charge of not more than 25¢ per hour may be made for his services for the time he spends in installing such pipe, notwithstanding the limitations set forth in Column B of this paragraph and an additional charge of 15¢ per hour may be made for motor vehicle expense if the drain layer furnishes his own transportation to and from the job.

(2) *Measurement of hours.* The number of hours which may be charged against any plumbing job consuming one day or less shall be counted from the time the workman leaves the seller's shop or the previous plumbing job (whichever is later) until he completes the job or proceeds to another job or until he returns to the seller's shop if he proceeds there directly. Whenever any job extends into more than one day, the time in transit to or from the job may be charged only once. The hours for which charges are made shall not exceed those shown in the records which the seller is required to keep under section 9 of this order.

(3) *Overtime.* (a) When work is performed at the purchaser's request after 12: 01 p. m. on Saturday and between the hours of 5 p. m. and 8 a. m. of any other day except Sundays, legal holidays, and on emergency night calls, the maximum labor charge per hour for work during such hours may not be in excess of 150% of the straight time rate authorized in this order.

(b) Where work is performed at the purchaser's request on Sundays, legal holidays designated by the laws of the State, and emergency night calls, the maximum labor charge may not be in excess of 200% of the straight time rate authorized by this order.

(4) *Minimum charges.* If a plumbing job requires less than one man hour the maximum labor charge may be for one man hour. If any plumbing job takes only three hours or less of any class of labor for completion of a job, a separate charge of not more than 25¢ may be made for the use of an employer's motor vehicle in going to and from the job.

(5) *Self-employed plumber.* A self-employed plumber who performs plumbing services himself, either alone or with his employees, and is licensed under the laws of the State of Colorado as a master plumber or a journeyman plumber may take as his labor cost the labor cost applicable to a master plumber or a journeyman plumber in the local area where the services are being performed, otherwise, he may charge for his services not more than the hourly rate charged by him as of the effective date of this revised order but not in excess of the maximum labor charge which would be permissible to be charged for the services of a journeyman plumber in the local area where the services are being performed.

(6) *Maximum labor charges for combination work.* The maximum labor charge for any combination of master plumber, journeyman plumber, apprentice plumber, helper, common laborer, drain layer or other employee may not exceed the total of the maximum hourly rates of each of the types or classes of labor for which maximum charges are provided in this order.

II. *Maximum prices of plumbing materials and equipment and other permitted charges.* (1) The maximum prices which may be charged by any seller of plumbing materials and equipment, which for the purposes of this order also include all items known as plumbing fixtures and specialties, shall not be in excess of the seller's cost plus the percentage herein specified. (The seller's cost of materials and equipment shall be deemed to be the wholesale net price lawfully charged the plumbing trade for limited quantities of such materials and equipment by established wholesale plumbing supply firms nearest his place of business, based on their published price lists, together with the actual transportation charges paid therefor by the seller but not in excess of the common carrier rate from the nearest point of supply. If the materials and equipment being sold are marked by a manufacturer's label containing the approved OPA retail ceiling price for sales of the commodity by a seller, a seller of such materials and equipment under this order may charge the price marked on the label in lieu of the stated percentage markup herein specified but in no event may the seller charge more than the price marked on the label.

PERCENTAGE MARKUPS ON SALES OF INSTALLED PLUMBING MATERIALS AND EQUIPMENT

	Plumbing jobs of $350 or less [1]	Plumbing jobs of more than $350 and not over $750
(a) Plumbing equipment and fixtures including all items such as bath tubs, lavatories, water closets, kitchen and wash sinks, laundry tubs and other such items, excepting water heating equipment	*Percent* 40	*Percent* 33⅓
(b) Water heating equipment, including hot water tanks, electric, gas, and oil burning automatic, semi-automatic or manually operated water heaters	50	40
(c) Plumbing materials and specialties including all items used in repairing or installing plumbing equipment or fixtures or water heating equipment such as pipe, pipe fittings, valves, hangers, lead and similar materials and specialties	60	45

[1] On plumbing jobs of $350 or less, whenever the unit cost of any plumbing materials or specialties (including pipe supplies in lengths of 12 inches or less) is not more than $1.50, a markup of not to exceed 100% may be made but the permitted markup shall not apply to pipe made of copper, steel, brass, lead, wrought iron or cast iron, clay or asbestos cement, or to cast iron soil pipe or soil pipe fittings.

(2) *Subcontracted work.* Where work such as drain laying, excavating, pipe covering, sheet metal ducts, and similar work is subcontracted by a seller under this order, the seller may charge the purchaser the cost of such subcontracted work plus a markup of not more than 10% but the charge to the purchaser may not exceed the price which the seller may lawfully charge if he had done the work himself.

(3) *Power driven and other special plumbing equipment.* If, during March, 1942, the seller made an extra charge for the use of power driven and other special plumbing equipment, but not including the motor vehicle in which the equipment is transported, the maximum prices per hour for such use upon and after the effective date of this order shall not be in excess of the highest price per hour he charged therefor or other maximum charges during March, 1942. If the seller acquired such power driven and other special plumbing equipment after March 1942 but prior to the effective date of this order and thereafter established maximum prices per hour or other maximum charges for such uses under the applicable maximum price regulation, he may continue to charge such established prices. In either case, the seller must have records available to substantiate the charging of such prices and such prices must be filed with the District Office of Price Administration pursuant to section 9 of this order. If a seller commences the use of power driven and other special plumbing equipment after the effective date of this order he shall establish his maximum hourly prices therefor or other maximum charges under the applicable maximum price regulation and file such prices with the District Office within 10 days.

(4) *Out of town travel expenses.* A seller who furnishes men on an out of town plumbing job covered by this order shall be reimbursed to the extent of the amount he shall have to pay for travel expense at not to exceed 5¢ per mile for travel beyond the city limits and subsistence where the job necessitates the men being away from their homes. This item shall be explained to the purchaser prior to commencing the job and shall be invoiced separately. Travel expenses and subsistence may not be collected unless the seller actually pays the employee therefor.

(5) *Transportation.* If a seller uses his truck to transport materials, equipment, and men to and from a job beyond the city limits he may charge not more than 7¢ per mile to and from the job for such travel and similarly if other means of transportation are used.

(6) *Charges for permits.* Whenever a seller subject to this order is required to pay a permit fee to a municipal or other authority with respect to services or installations under this order he may make an additional charge to the purchaser in an amount not more than the actual fee paid to the municipal or other authority.

SEC. 5. *Maximum prices of plumbing services and sales of installed plumbing materials and equipment in excess of $750.00.* The maximum prices of plumbing services and sales of installed plumbing materials and equipment for plumbing jobs in excess of $750.00 shall be calculated under Section 7 of Revised Maximum Price Regulation No. 251.

SEC. 6. *Guaranteed price.* A seller may offer to sell a plumbing job covered by this order on the basis of a guaranteed price but such guaranteed price shall not be higher than the maximum price figured in accordance with the pricing methods and requirements of this order: *Provided, however,* That if the guaranteed price is offered with respect to a plumbing job of $350.00 or less then the guaranteed price shall not be more than 10% higher than the maximum price figured in accordance with the pricing methods and requirements of this order.

SEC. 7. *Related and incidental construction work.* If on any plumbing job any installed building materials are furnished or any construction services are performed by the seller for which maximum prices are not fixed by this order, such materials and services shall be separately priced and billed on all invoices and sales slips. The maximum prices for such related and incidental work shall be determined under Revised Maximum Price Regulation No. 251 or as fixed by any applicable area pricing order issued by the Regional Administrator of Region VII.

SEC. 8. *Notification*—(a) *Furnishing of statements.* Each seller making a sale covered by this order shall, upon completion of the work, furnish to the purchaser a statement and keep a copy thereof at his principal place of business showing the following:

(1) The names and addresses of the seller and purchaser.
(2) The location of the job.
(3) The date the job was completed.
(4) A description of the work performed and the total charged for the job, including plumbing services and sales of installed plumbing materials and equipment and other permitted charges, and a separate statement of the related and incidental construction work performed as provided in section 7 of this order.

(b) *Furnishing of further statements upon request.* If requested by the purchaser, the seller shall furnish the purchaser an itemized statement showing the information contained in subparagraphs (1), (2), and (3) of paragraph (a) of this section, together with an itemized statement showing the maximum labor charges for plumbing services for each type or class of labor performed and the hourly rates charged therefor, together with an itemized statement of the installed plumbing materials and equipment, and other permitted charges, and the quantities and prices of each, and a separate itemized statement of any related and incidental construction work performed, as provided in section 7 of this order. A copy of any such statements so furnished shall be kept by the seller at his principal place of business.

(c) *Order available for inspection.* Each seller making a sale covered by this order, if requested by the purchaser shall make available to the purchaser a copy of this order and a copy of Revised Maximum Price Regulation No. 251. Copies for this purpose may be obtained from

the office of the Regional Administrator or from the District Office of the Office of Price Administration.

SEC. 9. *Records.* Each seller must keep and retain at his principal place of business so long as the Emergency Price Control Act of 1942, as amended, remains in effect, records concerning each sale covered by this order showing the following:

(1) The name and address of the purchaser.
(2) The location of the job.
(3) A copy of any and all contracts pertaining to each sale.
(4) The time the job was commenced and completed.
(5) A description of the plumbing services and installed plumbing materials and equipment involved, and other permitted charges, and the quantities and prices of each.
(6) The hours worked and labor charges by types and classes of labor.
(7) A separate itemized statement of any related and incidental construction work and the prices charged for such work.

SEC. 10. *Filing and reporting of maximum prices.* (a) Each seller subject to this order shall within 30 days after the effective date of this order, or within 10 days after any increase in labor cost is put into effect, or in the case of new sellers within 10 days after first entering business, file with the Denver District Office of the Office of Price Administration the following information.

(1) The "maximum labor charge" as that term is defined in section 1 (b) (5) of this order in terms of the straight time hourly rate to be charged the purchaser for plumbing services covered by this order for each class of workmen employed by him.

(2) The "labor cost" as that term is defined in section 1 (b) (6) of this order in terms of the straight time hourly rate applicable to each class of workmen by the seller.

(3) A statement that the prices charged by the seller for the sale of installed plumbing materials and equipment and the other permitted charges covered by this order will not exceed the maximum percentage markups and other charges permitted by section 4 of this order, and a statement that the maximum charge to the purchaser for plumbing services sub-contracted by the seller will not exceed the maximum price which the seller may lawfully charge under this order if he had rendered the services directly.

(4) A description and list of all power driven and other special plumbing equipment and the maximum hourly charges therefor which were in effect in March 1942 or which were thereafter established pursuant to the applicable maximum price regulation.

(5) The hourly rate charged by a self-employed plumber as of the effective date of this order pursuant to section 4 I (5) of this order or in the case of a new self-employed plumber the proposed hourly rate to be charged but not in excess of the maximum charge which would be permissible to be charged for the services of a journeyman plumber in the local area where the services are performed or are to be performed.

(b) Whenever a new seller files the information required by this section, the District Director may by order approve, disapprove or revise any maximum prices proposed so as to make it in line with the level of maximum prices established by this order. If the District Director fails to act within 20 days after the date of the filing, the proposed prices shall be deemed to be in effect.

(c) If a seller subject to Order No. G–2, Plumbing Services and Sales of Installed Plumbing Materials and Equipment in the State of Colorado, issued November 26, 1945 and effective December 1, 1945, has complied with the provisions of section 10 (1) and (2) of that order and the same maximum labor charges and labor costs except for slight variances in the table given in section 4 II (1), of this order, are in effect as of the effective date of this Revised Order No. G–2, it shall be unnecessary for the seller to re-file or report under the provisions of this section. Each seller shall, however, comply with the provisions of this section with respect to its other filing and reporting provisions and also if there have been any changes in his maximum labor charges and labor costs not heretofore filed and reported to the Denver District Office.

SEC. 11. *Prohibitions against sales at higher than maximum prices.* On and after the effective date of this order, regardless of any contract or other obligation, no person shall sell or offer to sell plumbing services or plumbing materials and equipment on an installed basis, or both, covered by this order at prices higher than the maximum prices established by this order: *Provided,* That plumbing services performed or installations made not more than 30 days after the effective date of this order on bona fide contracts executed prior to the effective date of this order shall not be considered to be violations of this order.

SEC. 12. *Evasions.* (a) Any practice, scheme, or device which results in a higher price to the purchaser of plumbing services or installed plumbing materials and equipment than is permitted by this order shall be deemed a violation of this order and subjects the seller to all the civil liabilities and the criminal penalties provided by the Emergency Price Control Act of 1942, as amended and extended.

(b) No seller shall as a part of the consideration or as a condition of a sale of any of the plumbing services or installed plumbing materials and equipment covered by this order, secretly or otherwise receive, either directly or indirectly any side payment, commission, fee, consideration or other thing of value whatsoever nor shall the seller, either directly or indirectly acquire or receive in addition to the maximum prices established by this order the benefit of any services, transportation agreements or other valuable thing, materials or property.

(c) No seller shall eliminate or reduce in any form or manner any maintenance or repair service customarily offered or performed as a part of plumbing services or installed plumbing materials and equipment nor shall the seller lower the quality of the materials and equipment below that called for by the specifications or agreement.

(d) No seller shall by any of the foregoing plans, schemes or devices, or by any other plan, scheme or device, receive or acquire or attempt to receive or acquire anything of value, service, valuable right, property or property right, money or other consideration whatsoever in addition to the maximum prices established in this order for the sale of any plumbing services or installed plumbing materials and equipment.

SEC. 13. *Less than maximum prices.* Prices lower than the maximum prices for sales covered by this order may, of course, be charged and paid.

SEC. 14. *Licensing.* The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this order. A seller's license may be suspended for violation of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

SEC. 15. *Revocation of Order No. G–2.* Order No. G–2, Plumbing Services and Sales of Installed Plumbing Materials and Equipment in the State of Colorado, issued November 26, 1945 and effective December 1, 1945, is hereby revoked.

SEC. 16. *Revocation or amendment.* This order may be revoked, modified or amended at any time by the Price Administrator or the Regional Administrator.

This Revised Order No. G–2 shall become effective April 1, 1946.

Issued this 1st day of April 1946.

RICHARD Y. BATTERTON,
Regional Administrator.

[F. R. Doc. 46–7158; Filed, Apr. 29, 1946; 1:35 p. m.]

[Region VII Order G–10 under Gen. Order 63]

BUILDING AND CONSTRUCTION MATERIALS IN CASPER, WYO., AREA

Order No. G–10 under General Order No. 68. Maximum prices for retail sales of certain building and construction materials in the Casper, Wyoming, area; Docket No. 7–GO 68–10.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to the provisions of General Order 68, it is hereby ordered:

SECTION 1. *What this order does.* This Order G–10 under General Order 68 covers all retail sales by any seller, located in the Casper, Wyoming area, herein designated as Wyoming Building Materials Area No. 3, of the specified building and construction materials listed in the tables annexed to and incorporated herein. The Casper, Wyoming, area for the purposes of this order includes all of Natrona County and Converse County in the State of Wyoming.

SEC. 2. *Definitions.* For the purposes of this order:

(a) "Retail sale" means a sale to an ultimate user or to a purchaser for resale on an installed basis.

(b) "Delivered sale" means the sale of any quantity of the building and construction materials covered by this order, delivered to any point designated by the purchaser.

(c) "Yard sale" means the sale of any quantity of the building and construction materials covered by this order delivered to the purchaser at the seller's yard, store or warehouse.

(d) "Building and construction materials" means the masonry, gypsum, and metal lath, insulation and wall board, roofing and siding, and metal products materials, as set forth in the annexed price tables incorporated in this order.

SEC. 3. *Relation to other regulations.* The maximum prices established by this Order No. G–10 supersede any maximum prices or pricing method previously established by any other regulation or order covering the commodities listed in the tables annexed to and incorporated herein. Except to the extent that they are inconsistent with the provisions of this order, all other provisions of the General Maximum Price Regulation or other applicable regulation or order shall continue to apply to retail sales covered by this order.

SEC. 4. *Authorized maximum prices.* Upon and after the effective date of this Order No. G–10, the maximum prices for the retail sales of the specified building and construction materials covered by this order shall be the prices listed in the tables annexed to and incorporated herein.

SEC. 5. *Delivery practices.* (a) Sales under this order may be made as yard sales or delivered sales. If the buyer requests delivery within a free delivery zone which the seller recognized during March 1942, the seller shall not charge for making the delivery.

(b) If the buyer requests delivery outside the free delivery zone which the seller recognized during March 1942 or if no free delivery zone was recognized by the seller in March 1942, the seller may make delivery charges not in excess of those made by him in March 1942 but if delivery is made by a common or contract carrier the seller shall not charge in excess of the actual freight paid.

(c) If the seller was not in business during March 1942, he may elect to establish a free delivery zone or to make delivery charges, or both, and any such delivery charges shall not be in excess of such charges made by his principal competitors in his community for delivery during March 1942, and subject to the limitations of this section.

(d) All additional charges for delivery shall be itemized separately on any sales slips furnished the buyer and record thereof shall be kept as required by section 8 of this order.

SEC. 6. *Discounts and allowances.* Each seller, subject to this order, must maintain his customary terms, discounts, and allowances on sales to each class of purchaser which he had in effect during March 1942.

SEC. 7. *Availability of order.* Every seller making a sale covered by this order shall, if requested by the purchaser, make available to the purchaser for inspection a copy of this order. Copies for this purpose may be obtained from the office of the Regional Administrator or from the Cheyenne District Office of the Office of Price Administration.

SEC. 8. *Sales slips and records.* (a) Every seller covered by this order who has customarily given his customers a sales slip or other evidence of purchase must continue to do so. Upon request from a customer such seller, regardless of previous custom, shall give the purchaser a receipt showing the date, name and address of the seller and the purchaser, a description and the quantity of each item sold and the price received for it. If he customarily prepared his sales slips in more than one copy he must keep a duplicate copy of each sales slip delivered by him pursuant to this section. Such sales slips and records required to be kept by subsection (b) of this section shall be kept at the seller's principal place of business in the area and shall be made available for inspection by representatives of the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(b) Each seller making a sale of $10.00 or more, regardless of previous custom, must keep and retain at his principal place of business in the area covered by this order, records concerning each such sale covered by this order showing at least the following:

1. Name and address of buyer.
2. Date of transaction.
3. Place of delivery.
4. Complete description and quantity of each item sold and the price charged.
5. Any additional charges for delivery.

SEC. 9. *Prohibitions against sales at higher than maximum prices.* On and after the effective date of this order, regardless of any contract or other obligation, no person shall sell or offer to sell building or construction materials covered by this order at prices higher than the maximum prices established by this order.

SEC. 10. *Evasions.* (a) Any practice, scheme or device which results in a higher price to the purchaser of the specified commodities covered by this order than is permitted by this order shall be deemed to be a violation of this order and shall subject the seller to all the civil liabilities and the criminal penalties provided by the Emergency Price Control Act of 1942, as amended and extended.

(b) No seller shall as a part of the consideration or as a condition of a sale of the specified commodities covered by this order, secretly or otherwise receive, either directly or indirectly, any side payment, commission, fee, consideration or other thing of value whatsoever nor shall the seller, either directly or indirectly acquire or receive in addition to the maximum prices established by this order the benefit of any services, transportation agreements, or other valuable thing, material or property.

(c) No seller shall eliminate or reduce in any form or manner any discount or allowance customarily offered in connection with the sale of the specified commodities covered by this order nor shall the seller lower the quality thereof below that called for by the specification or agreement with respect to the sale of the specified commodities covered by this order nor shall the seller in any manner make a delivery charge in excess of the amount provided in section 5 of the order.

(d) No seller shall by any of the foregoing plans, schemes or devices, or by any other plan, scheme or device receive or acquire or attempt to receive or acquire anything of value, service, valuable right, property or property right, money or other consideration whatsoever in addition to the maximum prices established in this order for the sale of the specified commodities covered by this order.

SEC. 11. *Less than maximum prices.* Prices lower than the maximum prices for sales covered by this order may, of course, be charged and paid.

SEC. 12. *Licensing.* The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this order. A seller's license may be suspended for violation of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

SEC. 13. *Revocation or amendment.* This order may be revoked, modified or amended at any time by the Price Administrator or by the Regional Administrator.

This Order No. G–10 shall become effective April 15, 1946.

Issued this 3d day of April 1946.

RICHARD Y. BATTERTON,
Regional Administrator.

TABLE I—CEMENT, LIME, AND PLASTER

WYOMING BUILDING MATERIALS AREA NO. 3 (NATRONA AND CONVERSE COUNTIES)

Item	Unit	Maximum retail selling prices
Cement:		
Portland—paper sacks	Per sack	$1.05
Portland—cloth sacks	do	1.25
Quick strength	do	1.25
Waterproof	do	1.25
Keene	do	2.00
Atlas or Duro White	do (regular)	3.25
Do	do (waterproof).	3.50
Mortar: Masonry—paper sack.	Per sack	.95
Lime:		
Finishing—Ohio Hydrated	Per sack 50 lbs.	1.00
Hydrated—Missouri	do	.90
Quick-Pulverized (Verifat and Cheshire).	Bbl. 180 lb. net	4.25
Plaster:		
Hardwall	Per sack 100 lbs.	1.15
Plaster paris—white	do	1.25
Plaster paris—less than sack quantities.	Per lb	.02
Calcium chloride:		
Used for building purposes.	Per cwt. 100-lb. sack.	4.50
Less than sack quantities	Per lb	.05

TABLE II—LATH: GYPSUM AND METAL: CORNER BEAD AND EXPANSION CASINGS

WYOMING BUILDING MATERIALS AREA NO. 3 (NATRONA AND CONVERSE COUNTIES)

Item	Unit	Maximum retail selling prices
LATH		
Gypsum	Per M sq. ft.	$33.00
Metal lath—flat diamond mesh:		
3.4-lb. painted	Sq. yd.	.40
2.5-lb. painted	do	.35
3.4-lb. galvanized	do	.44
NOTE: Add for metal lath—self furring—1¢ per yd. over flat diamond mesh.		
Metal—high rib:		
3.4¾" painted	do	.42
NOTE: For copper bearing lath, add 1¢ per sq. yd.		
Corner bead:		
Expanded type	M lin. ft.	55.00
Flat apron	do	45.00
¾" bull nose plain	do	55.00
All expansion casing: ½ round (bull nose—O. G. or square edge)	do	100.00
Corner lath	do	30.00

TABLE III—INSULATION MATERIALS, WALL BOARDS AND BUILDING PAPER

WYOMING BUILDING MATERIALS AREA NO. 3 (NATRONA AND CONVERSE COUNTIES)

Item	Unit	Maximum retail selling prices
Insulation board:		
½"	Per M square feet	$50.00
⅜"	do	42.50
Insulation tile:		
½ up to 16 x 32	do	70.00
16 x 32 x ½ and over	do	70.00
Insulation plank: ½"	do	70.00
Insulation board ext. type:		
½" ext. sheeting	do	60.0
25/32" ext. sheeting	do	65.0
Insulation lath: ½"—16 x 48, 18 x 48, 24 x 48	do	56.00
Balsam wool sealed blankets:		
Standard	do	50.00
Double thick	do	75.00
Wall thick	do	95.00
Kimsul insulation:		
Commercial ½"	do	40.00
Standard 1"	do	45.00
Double thick 2"	do	55.00
Mineral wool insulation:		
Semithick batts 15 x 48"	do	60.00
Fullthick batts 15 x 48"	do	90.00
Handi-batts full thick 15 x 24"	do	90.00
Jr. batts 11¼ x 15"	do	92.50
Mineral wool blankets:		
1"	do	45.00
2"	do	55.00
3"	do	75.00
Nodulated and loose wool in sacks:		
35 lb.	Per sack	1.60
38 lb.	do	1.75
40 lb.	do	1.80
Building paper:		
Red resin—20 lb.	Per roll	1.25
Red resin—30 lb.	do	1.40
Red resin—40 lb.	do	1.75
Red resin—50 lb.	do	2.25
Red resin—60 lb.	do	2.50
Sisalkraft	Per 100 sq. ft.	1.50
Sisalkraft, broken rolls	do	2.00
Presswood:		
⅛ x 48 x 72 and longer—plain.	Per M square feet	85.00
⅛ x 48 x 72 and longer—tempered.	do	100.00
3/16 x 48 x 72 and longer—plain.	do	110.00
3/16 x 48 x 72 and longer—tempered.	do	130.00
¼ x 48 x 72 and longer—plain	do	150.00
¼ x 48 x 72 and longer—tempered.	do	170.00
Wallboard:		
Sheetrock—½ x 48 x 72 and longer.	do	45.00
Sheetrock—⅝ x 48 x 72 and longer.	do	55.00
Sheetrock—¾ x 48 x 72 and longer.	do	67.50

TABLE IV—ROOFING MATERIALS AND ASBESTOS SIDING

WYOMING BUILDING MATERIALS AREA NO. 3 (NATRONA AND CONVERSE COUNTIES)

Item	Unit	Maximum retail selling prices
FELT—asphalt and tarred:		
15-lb 36" wide, 432 sq. ft.	Per roll	$3.25
30-lb 36" wide, 216 sq. ft.	do	3.25
Roll roofing:		
Smooth surfaced—first grade:		
35-lb.	do	1.55
45-lb.	do	2.25
55-lb.	do	2.75
65-lb.	do	3.25
Mineral surfaced:		
90-lb.	do	3.20
Split roll 105-lb diamond point—hex. edge stag. edge.	do	4.10
Shingles:		
Asphalt shingles:		
Hex. standard 3-tab. 167-lb.	Per square	6.50
Thick butt 3-tab, 12" 210-lb.	do	8.00
Asbestos shingles: 260-290-lb.	do	13.50
Siding—asbestos cement:		
Standard surf. hard standard colors (12 x 24) (12 x 27).	do	12.00
Standard surf. hard standard colors, white or buff.	do	12.50
Extra hard surf. white (12 x 24) (12 x 27).	do	14.25
Siding—asphalt:		
Insulated brick	do	14.00
14⅜ x 48 x 7/8	do	14.00
13⅜ x 48 x 3/8, 14 x 43"	do	5.00
Roll brick	Per roll	

[F. R. Doc. 46-7152; Filed, Apr. 29, 1946; 1:24 p. m.]

[Region VII Order G-11 Under Gen. Order 68]

BUILDING AND CONSTRUCTION MATERIALS IN BOULDER COUNTY, COLO., AREA

Order No. G-11 under General Order No. 68. Maximum prices for retail sales of certain building and construction materials in the Boulder County, Colorado area. Docket No. 7-GO 68-11.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to the provisions of General Order 68, it is hereby ordered:

SECTION 1. *What this order does.* This Order No. G-11 under General Order 68 covers all retail sales by any seller, located in Boulder County, Colorado area, herein designated as Colorado Building Materials Area No. 4, of the specified building and construction materials listed in the tables annexed to and incorporated herein. The Boulder County, Colorado area for the purposes of this order includes all of Boulder County, Colorado.

SEC. 2. *Definitions.* For the purposes of this order:

(a) "Retail sale" means a sale to an ultimate user or to a purchaser for resale on an installed basis.

(b) "Delivered sale" means the sale of any quantity of the building and construction materials covered by this order, delivered to any point designated by the purchaser.

(c) "Yard sale" means the sale of any quantity of the building and construction materials covered by this order delivered to the purchaser at the seller's yard, store or warehouse.

(d) "Building and construction materials" means the masonry, gypsum and metal lath, insulation and wall board, roofing and siding, and metal products materials, as set forth in the annexed price tables incorporated in this order.

SEC. 3. *Relation to other regulations.* The maximum prices established by this Order No. G-11 supersede any maximum prices or pricing method previously established by any other regulation or order covering the commodities listed in the tables annexed to and incorporated herein. Except to the extent that they are inconsistent with the provisions of this order, all other provisions of the General Maximum Price Regulation or other applicable regulation or order shall continue to apply to retail sales covered by this order.

SEC. 4. *Authorized maximum prices.* Upon and after the effective date of this Order No. G-11, the maximum prices for the retail sales of the specified building and construction materials covered by this order shall be the prices listed in the tables annexed to and incorporated herein.

SEC. 5. *Delivery practices.* (a) Sales under this order may be made as yard sales or delivered sales. If the buyer requests delivery within a free delivery zone which the seller recognized during March 1942, the seller shall not charge for making the delivery.

(b) If the buyer requests delivery outside the free delivery zone which the seller recognized during March 1942 or if no free delivery zone was recognized by the seller in March 1942, the seller may make delivery charges not in excess of those made by him in March 1942 but if delivery is made by a common or contract carrier the seller shall not charge in excess of the actual freight paid.

(c) If the seller was not in business during March 1942, he may elect to establish a free delivery zone or to make delivery charges, or both, and any such delivery charges shall not be in excess of such charges made by his principal competitors in his community for delivery during March 1942, and subject to the limitations of this section.

(d) All additional charges for delivery shall be itemized separately on any sales slips furnished the buyer and record thereof shall be kept as required by section 8 of this order.

SEC. 6. *Discounts and allowances.* Each seller, subject to this order, must maintain his customary terms, discounts, and allowances on sales to each class of purchaser which he had in effect during March 1942.

SEC. 7. *Availability of order.* Every seller making a sale covered by this order shall, if requested by the purchaser, make available to the purchaser for inspection a copy of this order. Copies for this purpose may be obtained from the office of the Regional Administrator or from the Denver District Office of the Office of Price Administration.

SEC. 8. *Sales slips and records.* (a) Every seller covered by this order who has customarily given his customers a sales slip or other evidence of purchase must continue to do so. Upon request from a customer such seller, regardless of previous custom, shall give the purchaser a receipt showing the date, name and address of the seller and the purchaser, a description and the quantity of each item sold and the price received for it. If he customarily prepared his sales slips in more than one copy he must keep a duplicate copy of each sales slip delivered by him pursuant to this section. Such sales slips and records required to be kept by subsection (b) of this section shall be kept at the seller's principal place of business in the area and shall be made available for inspection by representatives of the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(b) Each seller making a sale of $10.00 or more, regardless of previous custom, must keep and retain at his principal place of business in the area covered by this order, records concerning each such sale covered by this order showing at least the following:

1. Name and address of buyer.
2. Date of transaction.
3. Place of delivery.
4. Complete description and quantity of each item sold and the price charged.
5. Any additional charges for delivery.

SEC. 9. *Prohibitions against sales at higher than maximum prices.* On and after the effective date of this order, regardless of any contract or other obligation, no person shall sell or offer to sell building or construction materials covered by this order at prices higher than the maximum prices established by this order.

SEC. 10. *Evasions.* (a) Any practice, scheme or device which results in a higher price to the purchaser of the specified commodities covered by this order than is permitted by this order shall be deemed to be a violation of this order and shall subject the seller to all the civil liabilities and the criminal penalties provided by the Emergency Price Control Act of 1942, as amended and extended.

(b) No seller shall as a part of the consideration or as a condition of a sale of the specified commodities covered by this order, secretly or otherwise receive, either directly or indirectly, any side payment, commission, fee, consideration or other thing of value whatsoever nor shall the seller, either directly or indirectly acquire or receive in addition to the maximum prices established by this order the benefit of any services, transportation agreements or other valuable thing, material or property.

(c) No seller shall eliminate or reduce in any form or manner any discount or allowance customarily offered in connection with the sale of the specified commodities covered by this order nor shall the seller lower the quality thereof below that called for by the specifications or agreement with respect to the sale of the specified commodities covered by this order nor shall the seller in any manner make a delivery charge in excess of the amount provided in Section 5 of the order.

(d) No seller shall by any of the foregoing plans, schemes or devices, or by any other plan, scheme or device receive or acquire or attempt to receive or acquire anything of value, service, valuable right, property or property right, money or other consideration whatsoever in addition to the maximum prices established in this order for the sale of the specified commodities covered by this order.

SEC. 11. *Less than maximum prices.* Prices lower than the maximum prices for sales covered by this order may, of course, be charged and paid.

SEC. 12. *Licensing.* The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this order. A seller's license may be suspended for violation of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

SEC. 13. *Revocation or amendment.* This order may be revoked, modified or amended at any time by the Price Administrator or by the Regional Administrator.

This Order No. G-11 shall become effective April 15, 1946.

Issued this 3d day of April 1946.

RICHARD Y. BATTERTON,
Regional Administrator.

TABLE I—CEMENT, LIME AND PLASTER

COLORADO BUILDING MATERIALS AREA NO. 4 (BOULDER COUNTY)

Item	Unit	Maximum retail selling prices
Cement:		
Portland—paper sacks	Per sack	$0.85
Portland—cloth sacks	do	1.05
Quick-strength	do	1.10
Waterproof	do	1.10
Keene	do	1.90
Atlas or Dure White	do	3.00
Mortar: Masonry—paper sack.	do	.80
Lime:		
Finishing—Ohio Hydrated.	Per sack 50 lbs.	.75
Hydrated—Colorado	do	.65
Hydrated—Missouri	do	.65
Pebble	Per cwt	1.30
Quick-pulverized (verlfat and cheshire).	Per cwt. 1,000 lbs. and over.	1.30
Quick-pulverized (verlfat and cheshire).	Per cwt. less than 1,000 lbs.	1.50
Plaster:		
Hardwall	Per sack 100 lbs.	.85
Plaster paris—white	do	.85
Plaster paris—less than full sack quantities.	Per lb.	.02
Calcium chloride:		
Used for building purposes.	Per cwt. 100 lb. sack	3.50
Less than sack quantities.	Per lb.	.05

TABLE II—LATH: GYPSUM AND METAL: CORNER BEADS AND EXPANSION CASINGS

COLORADO BUILDING MATERIALS AREA NO. 4 (BOULDER COUNTY)

Item	Unit	Maximum retail selling prices
LATH		
Gypsum	Per M sq. ft.	$30.00
	Quantities less than per M sq. ft.	33.00
Metal lath—flat diamond mesh:		
3.4-lb. painted	Sq. yd.	.36
2.5-lb. painted	do	.30

TABLE II—LATH: GYPSUM AND METAL: CORNER BEADS AND EXPANSION CASINGS—Con.

COLORADO BUILDING MATERIALS AREA NO. 4 (BOULDER COUNTY)

Item	Unit	Maximum retail selling prices
Metal lath—flat diamond mesh—Continued		
3.4-lb. galvanized	Sq. yd.	$0.40
NOTE: Add for metal lath—self furring—1¢ per yd. over flat diamond mesh.		
Metal lath—flat rib:		
2.75-lb. painted	Sq. yd.	.30
3.4-lb. painted	do	.34
Metal—high rib: 3.4¾" painted.	do	.38
NOTE: For copper bearing lath, add 1¢ per sq. yd.		
Corner bead:		
Expanded type	M lin. ft.	50.00
Flat apron	do	40.00
¾" bull nose plain	do	45.00
All expansion casing: ½ round (bull nose—O. G. or square edge).	do	100.00
Corner lath	do	30.00

TABLE III—INSULATION MATERIALS, WALL BOARDS AND BUILDING PAPER

COLORADO BUILDING MATERIALS AREA NO. 4 (BOULDER COUNTY)

Item	Unit	Maximum retail selling prices
Insulation board:		
½"	Per M square feet.	$50.00
⅜"	do	40.00
Insulation tile:		
½ up to 16 x 32	do	65.00
16 x 32 x ½ and over	do	60.00
Insulation plank: ½"	do	65.00
Insulation board ext. type:		
½" ext. sheeting	do	57.50
25/32 ext. sheeting	do	65.00
Insulation lath:		
½"—16 x 48—18 x 48—24 x 48.	do	50.00
Balsam wool sealed blankets:		
Standard	do	50.00
Double thick	do	67.50
Wall thick	do	90.00
Kimsul insulation:		
Commercial ½"	do	40.00
Standard 1"	do	50.00
Double thick 2"	do	55.00
Mineral wool insulation:		
Semithick batts 15 x 48"	do	55.00
Full-thick batts 15 x 48"	do	75.00
Handi-batts full thick 15 x 24".	do	75.00
Jr. batts 11¼ x 15"	do	75.00
Mineral wool blankets:		
1"	do	46.00
2"	do	57.00
3"	do	80.00
Nodulated and loose wool in sacks:		
35-lb.	Per sack	1.60
38-lb.	do	1.75
40-lb.	do	1.80
Expanded mica: Contents—4 cu. ft.	do	1.00
Building paper:		
Red resin—20-lb.	Per roll	1.25
Red resin—30-lb.	do	1.75
Red resin—40-lb.	do	2.50
Sisalkraft	Per 100 sq. ft.	1.25
Presswood:		
⅛ x 48 x 72 and longer—plain.	Per M square feet.	80.00
⅛ x 48 x 72 and longer—tempered.	do	100.00
3/16 x 48 x 72 and longer—plain.	do	87.00
3/16 x 48 x 72 and longer—tempered.	do	107.00
¼ x 48 x 72 and longer—plain.	do	117.00
¼ x 48 x 72 and longer—tempered.	do	137.00
Wallboard:		
Sheetrock—½ x 48 x 72 and longer.	do	40.00
Sheetrock—⅝ x 48 x 72 and longer.	do	47.00
Sheetrock—¾ x 48 x 72 and longer.	do	55.00

TABLE IV—ROOFING MATERIALS AND ASBESTOS SIDING

COLORADO BUILDING MATERIALS AREA NO. 4 (BOULDER COUNTY)

Item	Unit	Maximum retail selling prices
Felt—asphalt and tarred:		
15 lb. 36" wide 432 sq. ft.	Per roll	$3.00
30 lb. 36" wide 216 sq. ft.	do	3.00
Roll roofing:		
Smooth surfaced—First grade:		
35 lb.	do	1.55
45 lb.	do	2.10
55 lb.	do	2.50
65 lb.	do	3.00
75 lb.	do	3.20
77 lb.	do	3.30
Mineral surfaced:		
90 lb.	do	3.00
Split roll 105 lb. Diamond Point—hex. edge stag. edge.	do	3.50
Split roll 112 lb. Diamond Point—hex. edge stag. edge.	do	3.75
Shingles:		
Composition Shingles: standard individual 250 lb.	Per square	8.75
Asphalt shingles:		
Hex. standard 3 tab. 167 lb.	do	5.75
Thick butt 3 Tab. 12" 210 lb.	do	7.55
Asbestos shingles:		
Asbestos shingles 260–290 lb.	do	11.75
Dutch lap 16 x 16	do	12.50
Siding—asbestos cement:		
Standard surf. hard standard colors (12 x 24) (12 x 27).	do	10.50
Standard surf. hard standard colors white or buff.	do	10.75
Extra hard surf. white (12 x 24) (12 x 27).	do	12.75
Siding—asphalt:		
Insulated brick:		
14¾ x 43⅜	do	15.50
13⅝ x 43 x ⅜, 14 x 43"	do	15.50
Roll brick	Per roll	4.25

[F. R. Doc. 46–7153; Filed, Apr. 29, 1946; 1:24 p. m.]

[Region VII Order G–14 under Gen. Order 68]

BUILDING AND CONSTRUCTION MATERIALS IN BILLINGS, MONT., AREA

Order No. G–14 under general order No. 68. Maximum prices for retail sales of certain building and construction materials in the Billings, Montana area. Docket No. 7–GO 68–14.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to the provisions of General Order 68, it is hereby ordered:

SECTION 1. *What this order does.* This Order No. G–14, under General Order 68 covers all retail sales by any seller, located in the Billings, Montana area, herein designated as Montana Building Materials Area No. 3, of the specified building and construction materials listed in the tables annexed to and incorporated herein. The Billings, Montana area, for the purposes of this order, includes all of the city of Billings, Montana and all of the area within a radius of ten miles of the Yellowstone County, Montana Court House, located therein.

SEC. 2. *Definitions.* For the purposes of this order:

(a) "Retail sale" means a sale to an ultimate user or to a purchaser for resale on an installed basis.

(b) "Delivered sale" means the sale of any quantity of the building and construction materials covered by this order, delivered to any point designated by the purchaser.

(c) "Yard sale" means the sale of any quantity of the building and construction materials covered by this order, delivered to the purchaser at the seller's yard, store or warehouse.

(d) "Building and construction materials" means the masonry, gypsum, and metal lath, insulation and wall board, roofing and siding, and metal products materials, as set forth in the annexed price tables incorporated in this order.

SEC. 3. *Relation to other regulations.* The maximum prices established by this Order No. G–14 supersede any maximum prices or pricing method previously established by any other regulation or order covering the commodities listed in the tables annexed to and incorporated herein. Except to the extent that they are inconsistent with the provisions of this order, all other provisions of the General Maximum Price Regulation or other applicable regulation or order shall continue to apply to retail sales covered by this order.

SEC. 4. *Authorized maximum prices.* Upon and after the effective date of this Order No. G–14, the maximum prices for the retail sales of the specified building and construction materials covered by this order shall be the prices listed in the tables annexed to and incorporated herein.

SEC. 5. *Delivery practices.* (a) Sales under this order may be made as yard sales or delivered sales. If the buyer requests delivery within a free delivery zone which the seller recognized during March 1942, the seller shall not charge for making the delivery.

(b) If the buyer requests delivery outside the free delivery zone which the seller recognized during March 1942 or if no free delivery zone was recognized by the seller in March 1942, the seller may make delivery charges not in excess of those made by him in March 1942 but if delivery is made by a common or contract carrier the seller shall not charge in excess of the actual freight paid.

(c) If the seller was not in business during March 1942, he may elect to establish a free delivery zone or to make delivery charges, or both, and any such delivery charges shall not be in excess of such charges made by his principal competitors in his community for delivery during March 1942, and subject to the limitations of this section.

(d) All additional charges for delivery shall be itemized separately on any sales slips furnished the buyer and record thereof shall be kept as required by section 8 of this order.

SEC. 6. *Discounts and allowances.* Each seller, subject to this order, must maintain his customary terms, discounts, and allowances on sales to each class of purchaser which he had in effect during March 1942.

SEC. 7. *Availability of order.* Every seller making a sale covered by this order shall, if requested by the purchaser, make available to the purchaser for inspection a copy of this order. Copies for this purpose may be obtained from the office of the Regional Administrator or from the Helena District Office of the Office of Price Administration.

SEC. 8. *Sales slips and records.* (a) Every seller covered by this order who has customarily given his customers a sales slip or other evidence of purchase must continue to do so. Upon request from a customer such seller, regardless of previous custom, shall give the purchaser a receipt showing the date, name and address of the seller and the purchaser, a description and the quantity of each item sold and the price received for it. If he customarily prepared his sales slips in more than one copy he must keep a duplicate copy of each sales slip delivered by him pursuant to this section. Such sales slips and records required to be kept by subsection (b) of this section shall be kept at the seller's principal place of business in the area and shall be made available for inspection by representatives of the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(b) Each seller making a sale of $10.00 or more, regardless of previous custom, must keep and retain at his principal place of business in the area covered by this order, records concerning each such sale covered by this order showing at least the following:

1. Name and address of buyer.
2. Date of transaction.
3. Place of delivery.
4. Complete description and quantity of each item sold and the price charged.
5. Any additional charges for delivery.

SEC. 9. *Prohibitions against sales at higher than maximum prices.* On and after the effective date of this order, regardless of any contract or other obligation, no person shall sell or offer to sell building or construction materials covered by this order at prices higher than the maximum prices established by this order.

SEC. 10. *Evasions.* (a) Any practice, scheme or device which results in a higher price to the purchaser of the specified commodities covered by this order than is permitted by this order shall be deemed to be a violation of this order and shall subject the seller to all the civil liabilities and the criminal penalties provided by the Emergency Price Control Act of 1942, as amended and extended.

(b) No seller shall as a part of the consideration or as a condition of a sale of the specified commodities covered by this order, secretly or otherwise receive, either directly or indirectly, any side payment, commission, fee, consideration or other thing of value whatsoever nor shall the seller, either directly or indirectly acquire or receive in addition to the maximum prices established by this order the benefit of any services, transportation agreements or other valuable thing, material or property.

(c) No seller shall eliminate or reduce in any form or manner any discount or allowance customarily offered in connection with the sale of the specified commodities covered by this order nor shall the seller lower the quality thereof below that called for by the specifications or agreement with respect to the sale of the specified commodities covered by this order nor shall the seller in any manner make a delivery charge in excess of the amount provided in section 5 of the order.

(d) No seller shall by any of the foregoing plans, schemes or devices, or by any other plan, scheme or device receive or acquire or attempt to receive or acquire anything of value, service, valuable right, property or property right, money or other consideration whatsoever in addition to the maximum prices established in this order for the sale of the specified commodities covered by this order.

SEC. 11. *Less than maximum prices.* Prices lower than the maximum prices for sales covered by this order may, of course, be charged and paid.

SEC. 12. *Licensing.* The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this order. A seller's license may be suspended for violation of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

SEC. 13. *Revocation or amendment.* This order may be revoked, modified or amended at any time by the Price Administrator or by the Regional Administrator.

This Order No. G–14 shall become effective April 29, 1946.

Issued this 11th day of April 1946.

HAROLD O. HILL,
Acting Regional Administrator.

TABLE I—CEMENT, LIME AND PLASTER

MONTANA BUILDING MATERIALS AREA NO. 3 (YELLOWSTONE COUNTY)

Item	Unit	Maximum retail selling prices
Cement:		
Portland—paper sacks	Per sack	$0.95
Portland—cloth sacks	do	1.10
Quick-strength	do	1.25
Waterproof	do	1.15
Keene	do	3.45
Atlas or Diuro white	do	4.00
Mortar: Masonry—paper sack	do	.90
Lime:		
Finishing—Ohio hydrated	Per sack 50 lbs	1.25
Hydrated—Colorado or Montana	do	.90
Pebble	Per sack 90 lbs	2.00
Quick-pulverized (verifat and cheshire)	180 lb. bbl.	5.00
	Per lb	.03
Plaster:		
Hardwall	Per sack 100 lbs	1.00
Plaster paris—white	do	1.10
Plaster paris—less than full sack quantities	Per lb	.02
Calcium chloride:		
Used for building purposes	Per cwt. 100 lb. sack	3.75
Less than 100 lb. quantities	Per lb	.05

TABLE II—LATH: GYPSUM AND METAL: CORNER BEADS AND EXPANSION CASINGS

MONTANA BUILDING MATERIALS AREA NO. 3 (YELLOWSTONE COUNTY)

Item	Unit	Maximum retail selling prices
Lath:		
Gypsum	Per M sq. ft	$30.00
Metal lath—flat diamond mesh:		
3.4-lb. painted	Sq. yd	.40
2.5-lb. painted	do	.33
3.4-lb. galvanized	do	.44
NOTE: Add for metal lath—self furring—1¢ per yd. over flat diamond mesh.		
Metal—high rib: 3.4 ⅜" painted	do	.42
NOTE: For copper bearing lath, add 1¢ per sq. yd.		
Corner bead:		
Expanded type	M lin. ft	60.00
Flat apron	do	50.00
All expansion casing: ¼ round (bull nose—O. G. or square edge)	do	120.00
Corner lath:		
3 x 3	do	40.00
4 x 4	do	50.00

TABLE III—INSULATION MATERIALS, WALL BOARDS AND BUILDING PAPER

MONTANA BUILDING MATERIALS AREA NO. 3 (YELLOWSTONE COUNTY)

Item	Unit	Maximum retail selling prices
Insulation board:		
½"	Per M square feet	$50.00
¾"	do	41.00
Insulation tile:		
½ up to 16 x 32	do	76.00
16 x 32 x ½ and over	do	76.00
Insulation plank:		
½"	do	76.00
Insulation board ext. type:		
½" ext. sheeting	do	65.00
25/32" ext. sheeting	do	75.00
Insulation lath:		
½", 16 x 48, 18 x 48, 24 x 48	do	50.00
Balsam wool sealed blankets:		
Standard	do	50.00
Double thick	do	75.00
Wall thick	do	90.00
Kimsul insulation:		
Standard 1"	do	50.00
Double thick 2"	do	60.00
Mineral wool insulation:		
Semi-thick batts 15 x 48"	do	65.00
Full-thick batts 15 x 48"	do	87.00
Handi-batts full thick 15 x 24"	do	87.00
Jr. batts 11½ x 15"	do	80.00
Mineral wool blankets:		
1"	do	45.00
2"	do	56.00
Nodulated and loose wool in sacks:		
35-lb	Per lb	.04½
38-lb	do	.04½
40-lb	do	.04½
50-lb	do	.04½
Expanded mica	24-lb. sack	1.15
Building paper:		
Red resin—20-lb	Per roll	1.50
Red resin—25-lb	do	1.90
Red resin—30-lb	do	2.25
Red resin—40-lb	do	3.00
Sisalkraft	Per 100 sq. ft	1.25
Fresswood:		
⅛ x 48 x 72 and longer—plain	Per M square feet	90.00
⅛ x 48 x 72 and longer—tempered	do	105.00
5/16 x 48 x 72 and longer—plain	do	95.00
5/16 x 48 x 72 and longer—tempered	do	110.00
Black tempered	do	10.00
Green tempered	do	20.00
Wallboard:		
Sheetrock—¼ x 48 x 72 and longer	do	42.00
Sheetrock—⅜ x 48 x 72 and longer	do	50.00
Sheetrock—½ x 48 x 72 and longer	do	60.00

TABLE IV—ROOFING MATERIALS AND ASBESTOS SIDING

MONTANA BUILDING MATERIALS AREA NO. 3 (YELLOWSTONE COUNTY)

Item	Unit	Maximum retail selling prices
Felt:		
Asphalt and tarred:		
15-lb. 36" wide 432 sq. ft.	Per roll	$3.50
30-lb. 36" wide 216 sq. ft.	do	3.50
Roll roofing:		
Smooth surfaced—First grade:		
35-lb.—Third grade	do	1.70
45-lb.—Second grade	do	2.35
55-lb.—First grade	do	2.80
65-lb.—First grade	do	3.55
75-lb.—First grade	do	4.15
Mineral surfaced:		
90-lb	do	3.90
Split roll 105-lb. diamond point—hex. edge stag. edge	do	5.50
Shingles—Asphalt shingles:		
Hex. standard 3 tab 167-lb.	Per square	7.25
	Per square l. c. l.	8.65
Thick butt 3 tab 12" 210-lb.	Per square	8.45
Siding—Asbestos cement:		
Standard surface hard standard colors (12 x 24) (12 x 27).	do	11.30
Standard surface hard standard colors white or buff.	do	11.30
Extra hard surface white (12 x 24) (12 x 27).	do	14.00
Siding—Asphalt:		
Insulated brick:		
14¾ x 43 x ⅜	do	15.20
13⅝ x 43 x ⅜, 14 x 43"	do	15.20
Roll brick	Per roll	4.80

[F. R. Doc. 46–7140; Filed, Apr. 29, 1946; 1:20 p. m.]

[Region VII Order G–15 Under Gen. Order 68]

BUILDING AND CONSTRUCTION MATERIALS IN ALBUQUERQUE, N. MEX., AREA

Order No. G–15 under General Order No. 68. Maximum prices for retail sales of certain building and construction materials in the Albuquerque, N. Mexico area. Docket No. 7–GO–68–15.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to the provisions of General Order 68, it is hereby ordered:

SECTION 1. *What this order does.* This Order No. G–15 under General Order 68 covers all retail sales by any seller, located in the Albuquerque, New Mexico area, herein designated as New Mexico Building Materials Area No. 1, of the specified building and construction materials listed in the tables annexed to and incorporated herein. The Albuquerque, New Mexico area for the purposes of this order includes all of Bernalillo County, New Mexico.

SEC. 2. *Definitions.* For the purposes of this order:

(a) "Retail sale" means a sale to an ultimate user or to a purchaser for resale on an installed basis.

(b) "Delivered sale" means the sale of any quantity of the building and construction materials covered by this order, delivered to any point designated by the purchaser.

(c) "Yard sale" means the sale of any quantity of the building and construction materials covered by this order delivered to the purchaser at the seller's yard, store or warehouse.

(d) "Building and construction materials" means the masonry, gypsum, and metal lath, insulation and wall board, roofing and siding, and metal products materials, as set forth in the annexed price tables incorporated in this order.

SEC. 3. *Relation to other regulations.* The maximum prices established by this Order No. G–15 supersede any maximum prices or pricing method previously established by any other regulation or order covering the commodities listed in the tables annexed to and incorporated herein. Except to the extent that they are inconsistent with the provisions of this order, all other provisions of the General Maximum Price Regulation or other applicable regulation or order shall continue to apply to retail sales covered by this order.

SEC. 4. *Authorized maximum prices.* Upon and after the effective date of this Order No. G–15, the maximum prices for the retail sales of the specified building and construction materials covered by this order shall be the prices listed in the tables annexed to and incorporated herein.

SEC. 5. *Delivery practices.* (a) Sales under this order may be made as yard sales or delivered sales. If the buyer requests delivery within a free delivery zone which the seller recognized during March 1942, the seller shall not charge for making the delivery.

(b) If the buyer requests delivery outside the free delivery zone which the seller recognized during March 1942 or if no free delivery zone was recognized by the seller in March 1942, the seller may make delivery charges not in excess of those made by him in March 1942 but if delivery is made by a common or contract carrier the seller shall not charge in excess of the actual freight paid.

(c) If the seller was not in business during March 1942, he may elect to establish a free delivery zone or to make delivery charges, or both, and any such delivery charges shall not be in excess of such charges made by his principal competitors in his community for delivery during March 1942, and subject to the limitations of this section.

(d) All additional charges for delivery shall be itemized separately on any sales slips furnished the buyer and record thereof shall be kept as required by Section 8 of this order.

SEC. 6. *Discounts and allowances.* Each seller, subject to this order, must maintain his customary terms, discounts, and allowances on sales to each class of purchaser which he had in effect during March 1942.

SEC. 7. *Availability of order.* Every seller making a sale covered by this order shall, if requested by the purchaser, make available to the purchaser for inspection a copy of this order. Copies for this purpose may be obtained from the office of the Regional Administrator or from the Albuquerque District Office of the Office of Price Administration.

SEC. 8. *Sales slips and records.* (a) Every seller covered by this order who has customarily given his customers a sales slip or other evidence of purchase must continue to do so. Upon request from a customer such seller, regardless of previous custom, shall give the purchaser a receipt showing the date, name and address of the seller and the purchaser, a description and the quantity of each item sold and the price received for it. If he customarily prepared his sales slips in more than one copy he must keep a duplicate copy of each sales slip delivered by him pursuant to this section. Such sales slips and records required to be kept by sub-section (b) of this section shall be kept at the seller's principal place of business in the area and shall be made available for inspection by representatives of the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(b) Each seller making a sale of $10.00 or more, regardless of previous custom, must keep and retain at his principal place of business in the area covered by this order, records concerning each such sale covered by this order showing at least the following:

1. Name and address of buyer.
2. Date of transaction.
3. Place of delivery.
4. Complete description and quantity of each item sold and the price charged.
5. Any additional charges for delivery.

SEC. 9. *Prohibitions against sales at higher than maximum prices.* On and after the effective date of this order, regardless of any contract or other obligation, no person shall sell or offer to sell building or construction materials covered by this order at prices higher than the maximum prices established by this order.

SEC. 10. *Evasions.* (a) Any practice, scheme or device which results in a higher price to the purchaser of the specified commodities covered by this order than is permitted by this order shall be deemed to be a violation of this order and shall subject the seller to all the civil liabilities and the criminal penalties provided by the Emergency Price Control Act of 1942, as amended and extended.

(b) No seller shall as a part of the consideration or as a condition of a sale of the specified commodities covered by this order, secretly or otherwise receive, either directly or indirectly, any side payment, commission fee, consideration or other thing of value whatsoever nor shall the seller, either directly or indirectly acquire or receive in addition to the maximum prices established by this order the benefit of any services, transportation agreements or other valuable thing, material or property.

(c) No seller shall eliminate or reduce in any form or manner any discount or allowance customarily offered in connection with the sale of the specified commodities covered by this order nor shall the seller lower the quality thereof below that called for by the specifications or agreement with respect to the sale of the specified commodities covered by this order nor shall the seller in any manner make a delivery charge in excess of the amount provided in section 5 of the order.

(d) No seller shall by any of the foregoing plans, schemes or devices, or by any other plan, scheme or device receive or acquire or attempt to receive or acquire anything of value, service, valuable right, property or property right, money or other consideration whatsoever in addition to the maximum prices established in this order for the sale of the specified commodities covered by this order.

SEC. 11. *Less than maximum prices.* Prices lower than the maximum prices for sales covered by this order, may of course, be charged and paid.

SEC. 12. *Licensing.* The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this order. A seller's license may be suspended for violation of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

SEC. 13. *Revocation or amendment.* This order may be revoked, modified or amended at any time by the Price Administrator or by the Regional Administrator.

This Order No. G–15 shall become effective April 29, 1946.

Issued this 10th day of April 1946.

HAROLD O. HILL,
Acting Regional Administrator.

TABLE I—CEMENT, LIME AND PLASTER

NEW MEXICO BUILDING MATERIALS AREA NO. 1. BERNALILLO COUNTY,

Item	Unit	Maximum retail selling prices
Cement:		
Portland—paper sacks	Per sack	$1.[illegible]
Portland—cloth sacks	do	1.15
Quick-strength	do	1.30
Waterproof	do	1.20
Keene	do	2.65
Atlas or Duro White	do	3.00
Mortar: Masonry—paper sack	do	.[illegible]
Lime:		
Finishing—Ohio Hydrated	Per sack, 50 lbs	.[illegible]
Hydrated—Colorado and Texas	do	.[illegible]
Hydrated—Missouri	do	.85
Plaster:		
Hardwall	Per sack, 100 lbs	1.20
Plaster paris—white	do	1.[illegible]
Plaster paris—less than full sack quantities	Per lb	.02
Calcium chloride:		
Used for building purposes	Per cwt., 100-lb. sack	.4[illegible]
Less than 100-lb. quantities	Per lb	.[illegible]

TABLE II—LATH: GYPSUM AND METAL: CORNER BEADS AND EXPANSION CASINGS

NEW MEXICO BUILDING MATERIALS AREA NO. 1, BERNALILLO COUNTY

Item	Unit	Maximum retail selling prices
LATH		
Gypsum	Per M sq. ft	$33.00
Metal lath—flat diamond mesh:		
3.4-lb. painted	Sq. yd	.3[illegible]
2.5-lb. painted	do	.32
3.4-lb. galvanized	do	.39
NOTE: Add for metal lath—self-furring—1¢ per yd. over flat diamond mesh.		
Metal lath—flat rib:		
2.75-lb. painted	do	.30
3.4-lb. painted	do	.34
Metal—high rib: 3.4lb" painted.	do	.38
NOTE: For copper bearing lath, add 1¢ per sq. yd.		
Corner bead:		
Expanded type	M lin. ft	45.00
Flat apron	do	35.00
¾" butt nose plain	do	45.00
Corner lath	do	30.00

TABLE III—INSULATION MATERIALS, WALL BOARDS AND BUILDING PAPER

NEW MEXICO BUILDING MATERIALS AREA NO. 1, BERNALILLO COUNTY

Item	Unit	Maximum retail selling prices
Insulation board:		
½"	Per M square feet	$52.50
¾"	do	42.50
Insulation tile:		
½ up to 16 x 32	do	75.00
16 x 32 x ½ and over	do	65.00
Insulation plank: ½"	do	75.00
Insulation board, ext. type:		
½" ext. sheeting	do	60.00
25/32" ext. sheeting	do	75.00
Insulation lath: ½"—16 x 48, 18 x 48, 24 x 48.	do	52.50
Balsam wool sealed blankets:		
Standard	do	55.00
Double thick	do	75.00
Wall thick	do	90.00
Kimsul insulation:		
Commercial ½"	do	35.50
Standard 1"	do	42.50
Double thick 2"	do	50.00
Mineral wool insulation:		
Semi-thick batts, 15 x 48"	do	60.00
Full-thick batts, 15 x 48"	do	82.50
Handi-batts full thick 15 x 24"	do	82.50
Jr. batts 11½ x 15"	do	82.50
Mineral wool blankets:		
1"	do	48.00
2"	do	66.00
3"	do	80.00
Nodulated and loose wool in sacks:		
35-lb	Per sack	1.60
28-lb	do	1.70
40-lb	do	1.80
Building paper:		
Red resin—20-lb	Per roll	1.20
Red resin—30-lb	do	1.60
Red resin—40-lb	do	2.50
Sisalkraft	Per hundred square feet.	1.40
Presswood:		
⅛ x 48 x 72 and longer—plain.	Per M square feet	85.00
⅛ x 48 x 72 and longer—tempered.	do	110.00
5/16 x 48 x 72 and longer—plain.	do	105.00
5/16 x 48 x 72 and longer—tempered.	do	125.00
¼ x 48 x 72 and longer—plain.	do	150.00
¼ x 48 x 72 and longer—tempered.	do	165.00
Wallboard:		
Sheetrock—⅜ x 48 x 72 and longer.	do	40.00
Sheetrock—⅜ x 48 x 72 and longer.	do	45.00
Sheetrock—½ x 48 x 72 and longer.	do	52.50

TABLE IV—ROOFING MATERIALS AND ASBESTOS SIDING

NEW MEXICO BUILDING MATERIAL AREA NO. 1, BERNALILLO COUNTY

Item	Unit	Maximum retail selling prices
Felt—Asphalt and tarred:		
15 lb. 36" wide, 432 sq. ft.	Per roll	$3.00
30 lb. 36" wide, 216 sq. ft.	do	3.00
Roll roofing:		
Smooth surfaced—First grade:		
35-lb	do	1.50
45-lb	do	2.00
55-lb	do	2.45
65-lb	do	3.00
75-lb	do	3.30
Mineral surfaced:		
60 lb	do	3.25
Split roll, 105-lb. diamond point—hex. edge; stag. edge.	do	3.75
Split roll, 112-lb. diamond point—hex. edge; stag. edge.	do	3.90
Shingles:		
Asphalt shingles:		
Hex. standard 3 tab. 167-lb.	Per square	6.40
Thick butt 3 tab. 12" 210-lb.	do	7.65
Asbestos shingles:		
Asbestos shingles, 260-290-lb.	Black and red	12.25
Asbestos shingles, 260-290-lb.	Green	12.80
Siding:		
Asbestos cement:		
Standard surf. hard standard colors (12 x 24) (12 x 27).	Per square	10.25
Standard surf. hard standard colors, white or buff.	do	10.25
Roll brick	Per roll	4.25

[F. R. Doc. 46–7154; Filed, Apr. 29, 1946; 1:33 p. m.]

[Region VII Order G–17 Under Gen. Order 68]

BUILDING AND CONSTRUCTION MATERIALS IN SANTA FE, N. MEX., AREA

Order No. G–17 under General Order No. 68. Maximum prices for retail sales of certain building and construction materials in the Santa Fe, New Mexico, area. Docket No. 7–G O 68–17.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to the provisions of General Order 68, *It is hereby ordered:*

SECTION 1. *What this order does.* This Order No. G–17 under General Order 68 covers all retail sales by any seller, located in the Santa Fe, New Mexico area, herein designated as New Mexico building Materials Area No. 3, of the specified building and construction materials listed in the tables annexed to and incorporated herein. The Santa Fe, New Mexico, area for the purposes of this order includes all of Santa Fe County, New Mexico.

SEC. 2. *Definitions.* For the purposes of this orer:

(a) "Retail sale" means a sale to an ultimate user or to a purchaser for resale on an installed basis.

(b) "Delivered sale" means the sale of any quantity of the building and construction materials covered by this order, delivered to any point designated by the purchaser.

(c) "Yard sale" means the sale of any quantity of the building and construction materials covered by this order delivered to the purchaser at the seller's yard, store or warehouse.

(d) "Building and construction materials" means the masonry, gypsum, and metal lath, insulation and wall board, roofing and siding, and metal products materials, as set forth in the annexed price tables incorporated in this order.

SEC. 3. *Relation to other regulations.* The maximum prices established by this Order No. 17 supersede any maximum prices or pricing method previously established by any other regulation or order covering the commodities listed in the tables annexed to and incorporated herein. Except to the extent that they are inconsistent with the provisions of this order, all other provisions of the General Maximum Price Regulation or other applicable regulation or order shall continue to apply to retail sales covered by this order.

SEC. 4. *Authorized maximum prices.* Upon and after the effective date of this Order No. G–17, the maximum prices for the retail sales of the specified building and construction materials covered by this order shall be the prices listed in the tables annexed to and incorporated herein.

SEC. 5. *Delivery practices.* (a) Sales under this order may be made as yard sales or delivered sales. If the buyer requests delivery within a free delivery zone which the seller recognized during March 1942, the seller shall not charge for making the delivery.

(b) If the buyer requests delivery outside the free delivery zone which the seller recognized during March 1942 or if no free delivery zone was recognized by the seller in March 1942, the seller may make delivery charges not in excess of those made by him in March 1942 but if delivery is made by a common or contract carrier the seller shall not charge in excess of the actual freight paid.

(c) If the seller was not in business during March 1942, he may elect to establish a free delivery zone or to make delivery charges, or both, and any such delivery charges shall not be in excess of such charges made by his principal competitors in his community for delivery during March 1942, and subject to the limitations of this section.

(d) All additional charges for delivery shall be itemized separately on any sales slips furnished the buyer and record thereof shall be kept as required by Section 8 of this order.

SEC. 6. *Discounts and allowances.* Each seller, subject to this order, must maintain his customary terms, discounts, and allowances on sales to each class of purchaser which he had in effect during March 1942.

SEC. 7. *Availability of order.* Every seller making a sale covered by this order shall, if requested by the purchaser, make available to the purchaser for inspection a copy of this order. Copies for this purpose may be obtained from the office of the Regional Administrator or from the Albuquerque District Office of the Office of Price Administration.

SEC. 8. *Sales slips and records.* (a) Every seller covered by this order who has customarily given his customers a sales slip or other evidence of purchase must continue to do so. Upon request from a customer such seller, regardless of previous custom, shall give the purchaser a receipt showing the date, name and address of the seller and the purchaser, a description and the quantity of each item sold and the price received for it. If he customarily prepared his sales slips in more than one copy he must keep a duplicate copy of each sales slip delivered by him pursuant to this section. Such sales slips and records required to be kept by sub-section (b) of this section shall be kept at the seller's principal place of business in the area and shall be made available for inspection by representatives of the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(b) Each seller making a sale of $10.00 or more, regardless of previous custom, must keep and retain at his principal place of business in the area covered by this order, records concerning each such sale covered by this order showing at least the following:

1. Name and address of buyer.
2. Date of transaction.
3. Place of delivery.
4. Complete description and quantity of each item sold and the price charged.
5. Any additional charges for delivery.

SEC. 9. *Prohibitions against sales at higher than maximum prices.* On and after the effective date of this order, regardless of any contract or other obligation, no person shall sell or offer to sell building or construction materials covered by this order at prices higher than the maximum prices established by this order.

SEC. 10. *Evasions.* (a) Any practice, scheme or device which results in a higher price to the purchaser of the specified commodities covered by this order than is permitted by this order shall be deemed to be a violation of this order and shall subject the seller to all the civil liabilities and the criminal penalties provided by the Emergency Price Control Act of 1942, as amended and extended.

(b) No seller shall as a part of the consideration or as a condition of a sale of the specific commodities covered by this order, secretly or otherwise receive, either directly or indirectly, any side payment, commission, fee, consideration or other thing of value whatsoever nor shall the seller, either directly or indirectly acquire or receive in addition to the maximum prices established by this order the benefit of any services, transportation agreements or other valuable thing, material or property.

(c) No seller shall eliminate or reduce in any form or manner any discount or allowance customarily offered in connection with the sale of the specified commodities covered by this order nor shall the seller lower the quality thereof below that called for by the specifications or agreement with respect to the sale of the specified commodities covered by this order nor shall the seller in any manner make a delivery charge in excess of the amount provided in section 5 of the order.

(d) No seller shall by any of the foregoing plans, schemes or devices, or by any other plan, scheme or device receive or acquire or attempt to receive or acquire anything of value, service, valuable right, property or property right, money or other consideration whatsoever in addition to the maximum prices established in this order for the sale of the specified commodities covered by this order.

SEC. 11. *Less than maximum prices.* Prices lower than the maximum prices for sales covered by this order may, of course, be charged and paid.

SEC. 12. *Licensing.* The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this order. A seller's license may be suspended for violation of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

SEC. 13. *Revocation or amendment.* This order may be revoked, modified or amended at any time by the Price Administrator or by the Regional Administrator.

This Order No. G–17 shall become effective April 29, 1946.

Issued this 10th day of April 1946.

HAROLD O. HILL,
Acting Regional Administrator.

TABLE I—CEMENT, LIME AND PLASTER

NEW MEXICO BUILDING MATERIALS AREA NO. 3, SANTA FE COUNTY

Item	Unit	Maximum retail selling prices
Cement:		
Portland—paper sacks	Per Sack	$1.10
Portland—cloth sacks	do	1.25
Quick-strength	do	1.25
Waterproof	do	1.30
Keene	do	2.00
Atlas or Duro White	do	2.75
Atlas waterproof	do	2.90
Mortar: Masonry—paper sack.	do	.80
Lime:		
Finishing—Ohio Hydrated.	Per sack, 50 lbs	.95
Hydrated—Colorado	do	.75
Hydrated—Missouri	do	.75
Quick-Pulverized (Verfat and Cheshire).	50-lb. sacks	.85
Plaster:		
Hardwall	Per sack, 100 lbs	1.25
Plaster paris—white	do	1.50
Plaster paris—less than full sack quantities.	Per lb	.02½
Calcium chloride:		
Used for building purposes.	Per Cwt. 100-lb. sack.	3.75
Less than 100-lb. quantities.	Per lb	.05

TABLE II—LATH: GYPSUM AND METAL: CORNER BEADS AND EXPANSION CASINGS

NEW MEXICO BUILDING MATERIALS AREA NO. 3, SANTA FE COUNTY

Item	Unit	Maximum retail selling prices
LATH		
Gypsum	Per M sq. ft	$33.00
Metal lath—flat diamond mesh:		
3.4-lb. painted	Sq. yd	.12
2.5-lb. painted	do	.1[illegible]
3.4-lb. galvanized	do	.12
NOTE: Add for metal lath—self furring—1c per yd. over flat diamond mesh.		
Metal lath—flat rib:		
2.75-lb. painted	do	.12
3.4-lb. painted	do	.1[illegible]
Metal—high rib: 3.4 3/8" painted.	do	.1[illegible]
NOTE: For copper bearing lath, add 1c per sq. yd.		
Corner bead:		
Expanded type	M lin. ft	42.50
Flat apron	do	37.50
3/4" bull nose plain	do	40.00
Corner lath	do	[illegible]

TABLE III—INSULATION MATERIALS, WALL BOARDS AND BUILDING PAPER

NEW MEXICO BUILDING MATERIALS AREA NO. 3, SANTA FE COUNTY

Item	Unit	Maximum retail selling prices
Insulation board:		
1/2"	Per M square feet	$90.00
3/8"	do	45.00
Insulation tile:		
1/2 up to 16 x 32	do	75.00
16 x 32 x 1/2 and over	do	70.00
Insulation plank: 1/2"	do	75.00
Insulation board, ext. type:		
1/2" ext. sheeting	do	60.00
13/32" ext. sheeting	do	75.00
Insulation lath: 1/2"—16 x 48, 18 x 48, 24 x 48	do	60.00
Balsam wool sealed blankets:		
Standard	do	55.00
Double thick	do	80.00
Wall thick	do	90.00
Kimsul insulation:		
Commercial 1/2"	do	55.00
Standard 1"	do	80.00
Double thick 2"	do	[illegible]
Mineral wool insulation:		
Semi-thick batts, 15 x 48"	do	55.00
Full-thick batts, 15 x 48"	do	82.50
Mineral wool blankets:		
1"	do	48.00
2"	do	56.00
3"	do	80.00
Nodulated and loose wool in sacks:		
35-lb	Per sack	1.40
25-lb	do	1.00
40-lb	do	1.60
50-lb	do	2.00
Building paper:		
Red resin—20-lb	Per roll	1.75
Red resin—25-lb	do	1.75
Red resin—50-lb	do	1.85
Red resin—40-lb	do	2.00
Sisalkraft	Per 100 sq. ft	1.40
Sisalkraft—cut rolls	do	1.40
Presswood:		
1/8 x 48 x 72 and longer—plain	Per M sq. ft	85.00
1/8 x 48 x 72 and longer—tempered	do	105.00
3/16 x 48 x 72 and longer—plain	do	[illegible]
3/16 x 48 x 72 and longer—tempered	do	[illegible]
1/4 x 48 x 72 and longer—plain	do	[illegible]
1/4 x 48 x 72 and longer—tempered	do	[illegible]

TABLE III—INSULATION MATERIALS, WALL BOARDS AND BUILDING PAPER—Continued

NEW MEXICO BUILDING MATERIALS AREA NO. 3, SANTA FE COUNTY

Item	Unit	Maximum retail selling prices
Wallboard:		
Sheetrock—1/4 x 48 x 72 and longer.	Per M square feet	$40.00
Sheetrock—3/8 x 48 x 72 and longer.	do	45.00
Sheetrock—1/2 x 48 x 72 and longer.	do	52.50
Gyplap—1/2"	do	52.50
Gyplap roof decking—1 inch.	do	110.00

TABLE IV—ROOFING MATERIALS AND ASBESTOS SIDING

NEW MEXICO BUILDING MATERIALS AREA NO. 3 SANTA FE COUNTY

Item	Unit	Maximum retail selling prices
Felt—Asphalt and tarred:		
15-lb. 36" wide, 432 sq. ft.	Per roll	$3.00
30-lb. 36" wide, 216 sq. ft.	do	3.00
Roll roofing:		
Smooth surfaced—first grade:		
35-lb	do	1.50
45-lb	do	2.15
55-lb	do	2.65
65-lb	do	3.00
75-lb	do	3.30
Mineral surfaced:		
90-lb	do	3.25
Split roll 105-lb. diamond point—hex. edge stag. edge.	do	[illegible]
Split roll 112-lb. diamond point—hex. edge stag. edge.	do	[illegible]
90-lb. split sheet	do	2.55
Shingles:		
Composition shingles: Standard individual, 250-lb.	Per square	8.85
Asphalt shingles:		
Hex. standard 3-tab 167-lb.	do	6.50
Thick butt, 3-tab 12" 210-lb.	do	7.65
Asbestos shingles:		
Asbestos-shingles, 250-290-lb.—Black and Red.	do	12.25
Asbestos-shingles 300-290-lb.—Green.	do	12.80
Dutch lap, 16 x 16	do	12.25
Siding:		
Asbestos cement:		
Standard surf. hard standard colors (12 x 24) (12 x 27).	do	10.25
Standard surf. hard standard colors, white or buff.	do	10.25
Extra hard surf. white (12 x 24) (12 x 27).	do	[illegible]
Roll brick	Per roll	4.60

[F. R. Doc. 46–7155; Filed, Apr. 29, 1946; 1:34 p. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register April 16, 1946.

Region I

Concord Order 17, Amendment 6, covering dry groceries in the State of New Hampshire. Filed 3:35 p. m.

Concord Order 4–W, Amendment 6, covering dry groceries in the State of New Hampshire. Filed 3:34 p. m.

Region III

Cincinnati Order 14–F, Amendment 7, covering fresh fruits and vegetables in the county of Hamilton in Ohio and the counties of Kenton and Campbell in Kentucky. Filed 3:33 p. m.

Cincinnati Order 15–F, Amendment 7, covering fresh fruits and vegetables in certain counties in Ohio and Kentucky. Filed 3:33 p. m.

Cleveland Order 4–C, Amendment 2, covering poultry in certain counties in Ohio. Filed 3:33 p. m.

Detroit Order 10–F, Amendment 31, covering fresh fruits and vegetables in the counties of Wayne and Macomb in Michigan. Filed 3:34 p. m.

Region IV

Atlanta Order 16–F, Amendment 1, covering fresh fruits and vegetables in the counties of Chatham and Richmond in Georgia. Filed 3:41 p. m.

Atlanta Order 16–F, Amendment 2, covering fresh fruits and vegetables in the counties of Chatham and Richmond in Georgia. Filed 3:41 p. m.

Atlanta Order 17–F, covering fresh fruits and vegetables in the counties of Dougherty and Thomas in Georgia. Filed 3:41 p. m.

Atlanta Order 17–F, Amendment 2, covering fresh fruits and vegetables in the counties of Dougherty and Thomas in Georgia. Filed 3:42 p. m.

Atlanta Order 18–F, covering fresh fruits and vegetables in certain areas in Georgia. Filed 3:42 p. m.

Atlanta Order 21–F covering fresh fruits and vegetables in certain areas in Georgia. Filed 3:37 p. m.

Atlanta Order 20 ,Amendment 15, covering eggs in certain counties in Georgia. Filed 3:38 p. m.

Miami Order 5–F, Amendment 27, covering fresh fruits and vegetables in certain areas in Florida. Filed 3:38 p. m.

Miami Order 6–F, Amendment 25, covering fresh fruits and vegetables in the Tampa, Florida, Area. Filed 3:38 p. m.

Miami Order 7–F, Amendment 12, covering fresh fruits and vegetables in certain areas in Florida. Filed 3:38 p. m.

Miami Order 8–F, Amendment 12, covering fresh fruits and vegetables in—.

Region V

Houston Order 6–W, covering dry groceries in Harris county, Texas. Filed 3:35 p. m.

Houston Order 7–W, covering dry groceries in certain areas in Texas. Filed 3:36 p. m.

Houston Order 5–O, Amendment 17, covering poultry in the counties of Orange and Jefferson in Texas. Filed 3:35 p. m.

Houston Order 6–O, Amendment 8, covering poultry in the county of Galveston in Texas. Filed 3:35 p. m.

Kansas City Order 4–F, Amendment 1, covering fresh fruits and vegetables in certain areas in Missouri. Filed 3:36 p. m.

Kansas City Order 4–F, Amendment 2, covering fresh fruits and vegetables in certain areas in Missouri. Filed 3:36 p. m.

Little Rock Order 9–F, Amendment 11, covering fresh fruits and vegetables in certain counties in Arkansas. Filed 3:37 p. m.

Little Rock Order 10–F, Amendment 39, covering fresh fruits and vegetables in the county of Garland in Arkansas. Filed 3:37 p. m.

Little Rock Order 12–F, Amendment 31, covering fresh fruits and vegetables in certain counties in Arkansas. Filed 3:37 p. m.

Little Rock Order 13–F, Amendment 31, covering fresh fruits and vegetables in certain counties in Arkansas and in Bowie county in Texas. Filed 3:37 p. m.

Little Rock Order 14–F, Amendment 31, covering fresh fruits and vegetables in certain counties in Arkansas. Filed 3:37 p. m.

Little Rock Order 15–F, Amendment 31, covering fresh fruits and vegetables in certain counties in Arkansas. Filed 3:37 p. m.

New Orleans Order 33–C, Amendment 17, covering poultry in certain areas in Louisiana. Filed 3:39 p. m.

New Orleans Order 33–C, Amendment 18, covering poultry in certain areas in Louisiana. Filed 3:40 p. m.

New Orleans Order 5–F ,Amendment 28, covering fresh fruits and vegetables in certain cities in Louisiana. Filed 3:38 p. m.

New Orleans Order 6–F, Amendment 28, covering fresh fruits and vegetables in certain areas in Louisiana. Filed 3:38 p. m.

New Orleans Order 7–O, Amendment 16, covering eggs in the New Orleans, Louisiana District Area. Filed 3:40 p. m.

New Orleans Order 7–O, Amendment 17, covering eggs. Filed 3:41 p. m.

San Antonio Order 19, Amendment 1, covering dry groceries. Filed 3:34 p. m.

San Antonio Order 19, Amendment 2, covering dry groceries. Filed 3:34 p. m.

Region VI

Chicago Order 2–F, Amendment 109, covering fresh fruits and vegetables in certain counties in Illinois and in Lake County in Indiana. Filed 3:35 p. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46–7242; Filed, Apr. 30, 1946; 11:41 a. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register April 18, 1946.

Region I

Concord Order 9–F, Amendment 51, covering fresh fruits and vegetables in Manchester, Nashua, Concord, Rochester, Somersworth, Dover, Portsmouth, in New Hampshire. Filed 10:29 a. m.

Concord Order 10–F, Amendment 16, covering fresh fruits and vegetables in certain areas in New Hampshire. Filed 10:28 a. m.

Concord Order 11–F, Amendment 16, covering fresh fruits and vegetables in

certain areas in New Hampshire. Filed 10:28 a. m.

Concord Order 12–F, Amendment 16, covering fresh fruits and vegetables in certain areas in New Hampshire. Filed 10:27 a. m.

Connecticut Order 3–W, Amendment 2, covering dry groceries. Filed 12:25 p. m.

Connecticut Order 3–W, Amendment 3, covering dry groceries in Connecticut. Filed 12:27 p. m.

Providence Order 3–F, Amendment 40, covering fresh fruits and vegetables in Providence, Pawtucket, Central Falls, East Providence, North Providence, Johnston and Cranston in Rhode Island. Filed 10:25 a. m.

Providence Order 4–F, Amendment 18, covering fresh fruits and vegetables in certain areas in Rhode Island. Filed 10:26 a. m.

Rhode Island Order 1–C, Amendment 4, covering poultry in certain areas in Rhode Island. Filed 10:27 a. m.

Region II

Baltimore Order 3–C, Amendment 4, covering poultry in certain areas in Maryland. Filed 1:16 p. m.

Baltimore Order 11–F, Amendment 11, covering fresh fruits and vegetables in certain areas in Maryland. Filed 1:13 p. m.

Baltimore Order 12–F, Amendment 11, covering fresh fruits and vegetables in certain areas in Maryland. Filed 1:14 p. m.

Baltimore Order 7–O, Amendment 8, covering poultry in certain areas in Maryland. Filed 1:17 p. m.

Buffalo Order 6–F, Amendment 11, covering fresh fruits and vegetables in Rochester, East Rochester, Fairport and Pittsford, New York. Filed 12:29 p. m.

Buffalo Order 8–F, Amendment 11, covering fresh fruits and vegetables in the counties of Allegany, Cattaraugus, Chautauqua in New York. Filed 12:30 p. m.

Buffalo Order 9–F, Amendment 7, covering fresh fruits and vegetables in certain cities, villages, and towns in New York. Filed 12:30 p. m.

Buffalo Order 10–F, Amendment 3, covering fresh fruits and vegetables in certain areas in New York. Filed 12:31 p. m.

New York Order 14–F, Amendment 11, covering fresh fruits and vegetables in the five Boroughs of New York City. Filed 1:18 p. m.

New York Order 15–F, Amendment 11, covering fresh fruits and vegetables in the counties of Nassau and Westchester in New York. Filed 1:19 p. m.

New York Order 16–F, Amendment 11, covering fresh fruits and vegetables in the counties of Dutchess, Orange, Putnam, Rockland, Suffolk, and Ulster in New York. Filed 1:20 p. m.

New York Order 12–D, covering cheese. Filed 10:02 a. m.

New York Order 13–D, covering cheese. Filed 10:03 a. m.

New York Order 22–O, Amendment 8, covering poultry in certain areas in New York. Filed 1:27 p. m.

Newark Order 10–C, covering poultry in Mercer county in New Jersey. Filed 10:39 a. m.

Newark Order 10–C, Amendment 1, covering poultry in Mercer county in New Jersey. Filed 12:20 p. m.

Newark Order 11–C, covering poultry in certain areas in New Jersey. Filed 10:39 a. m.

Newark Order 8–F, Amendment 12, covering fresh fruits and vegetables in certain areas in New Jersey. Filed 12:34 p. m.

Newark Order 9–F, Amendment 11, covering fresh fruits and vegetables in certain areas in New Jersey. Filed 12:31 p. m.

Philadelphia Order 4–C, covering poultry in the counties of Delaware and Montgomery in Pennsylvania and in Camden county in New Jersey. Filed 10:33 a. m.

Philadelphia Order 4–C, Amendment 2, covering poultry in the counties of Philadelphia, Delaware and Montgomery in Pennsylvania and in Camden county in New Jersey. Filed 2:48 p. m.

Philadelphia Order 6–O, covering eggs in the counties of Philadelphia, Delaware, and Montgomery in Pennsylvania and in Camden county in New Jersey. Filed 1:22 p. m.

Scranton Order 3–C, Amendment 4, covering poultry in certain areas in Pennsylvania. Filed 10:33 a. m.

Scranton Order 5–F, Amendment 12, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 12:21 p. m.

Scranton Order 6–F, Amendment 11, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 12:22 p. m.

Scranton Order 1–O, Amendment 8, covering poultry in certain areas in Pennsylvania. Filed 10:33 a. m.

Syracuse Order 2–O, Amendment 8, covering eggs in the counties of Brooms and Tioga in New York. Filed 2:51 p. m.

Wilmington Order 3–C, Amendment 4, covering poultry in certain areas in Delaware. Filed 12:35 p. m.

Wilmington Order 5–F, Amendment 11, covering fresh fruits and vegetables in the State of Delaware. Filed 12:23 p. m.

Wilmington Order 4–O, Amendment 8, covering eggs in certain areas in Delaware. Filed 12:36 p. m.

Region III

Cleveland Order 4–O, Amendment 12, covering eggs in certain counties in Ohio. Filed 10:55 a. m.

Cleveland Order 5–O, Amendment 12, covering eggs in certain counties in Ohio. Filed 10:55 a. m.

Charleston Order 14–C, Amendment 4, covering poultry in all counties in Virginia. Filed 12:37 p. m.

Detroit Order 5–C, Amendment 2, covering poultry in Wayne county in Michigan. Filed 9:15 a. m.

Detroit Order 6–C, Amendment 1, covering poultry in all counties in Michigan except Wayne county. Filed 9:16 a. m.

Detroit Order 10–F, Amendment 32, covering fresh fruits and vegetables in certain counties in Michigan. Filed 12:18 p. m.

Detroit Order 10–F, Amendment 33, covering fresh fruits and vegetables in certain counties in Michigan. Filed 10:56 a. m.

Detroit Order 11–F, Amendment 3, covering fresh fruits and vegetables in certain counties in Michigan. Filed 9:06 a. m.

Detroit Order 9–O, Amendment 12, covering eggs in certain counties in Michigan. Filed 12:07 a. m.

Detroit Order 10–O, Amendment 4, covering eggs in Wayne county in Michigan. Filed 9:17 a. m.

Indianapolis Order 15–F, Amendment 62, covering fresh fruits and vegetables in the counties of Wayne, Delaware and Allen in Indiana. Filed 9:23 a. m.

Indianapolis Order 16–F, Amendment 62, covering fresh fruits and vegetables in the county of St. Joseph in Indiana. Filed 9:24 a. m.

Indianapolis Order 17–F, Amendment 62, covering fresh fruits and vegetables in the county of Vanderburgh in Indiana. Filed 9:25 a. m.

Indianapolis Order 38, Amendment 10, covering dry groceries in certain counties in Indiana and in certain areas in Ohio. Filed 9:28 a. m.

Indianapolis Order 39, Amendment 10, covering dry groceries in certain counties in Indiana and in certain areas in Ohio. Filed 9:29 a. m.

Indianapolis Order 40, Amendment 11, covering dry groceries in Indiana with certain exceptions and in certain areas in Ohio. Filed 11:58 a. m.

Indianapolis Order 19–W, Amendment 10, covering dry groceries in certain areas in Indiana and Ohio. Filed 9:33 a. m.

Indianapolis Order 20–W, Amendment 10, covering dry groceries in certain counties in Indiana and in certain areas in Ohio. Filed 9:35 a. m.

Louisville Order 30–F, Amendment 1, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 9:18 a. m.

Louisville Order 1–O, Amendment 1, covering eggs in Jefferson county in Kentucky and Clark and Floyd counties in Indiana. Filed 9:20 a. m.

Region IV

Atlanta Order 11–F, Amendment 7, covering fresh fruits and vegetables in certain counties in Georgia. Filed 9:29 a. m.

Atlanta Order 12–F, Amendment 18, covering fresh fruits and vegetables in the Atlanta-Decatur Metropolitan Area. Filed 9:21 a. m.

Atlanta Order 12–F, Amendment 19, covering fresh fruits and vegetables in the Atlanta-Decatur Metropolitan Area. Filed 9:22 a. m.

Atlanta Order 14–F, Amendment 19, covering fresh fruits and vegetables in the Atlanta District Area. Filed 9:58 a. m.

Atlanta Order 15–F, Amendment 19, covering fresh fruits and vegetables in the Atlanta District Area. Filed 9:59 a. m.

Atlanta Order 16–F, covering fresh fruits and vegetables in certain counties in Georgia. Filed 10:00 a. m.

Atlanta Order 18–F, Amendment 1, covering fresh fruits and vegetables in certain counties in Georgia. Filed 9:00 a. m.

Atlanta Order 18–F, Amendment 2, covering fresh fruits and vegetables in certain counties in Georgia. Filed 9:00 a. m.

Atlanta Order 19–F, covering fresh fruits and vegetables in certain counties in Georgia. Filed 9:03 a. m.

Atlanta Order 19–F, Amendment 1, covering fresh fruits and vegetables in certain counties in Georgia. Filed 9:03 a. m.

Atlanta Order 19–F, Amendment 2, covering fresh fruits and vegetables in certain counties in Georgia. Filed 9:03 a. m.

Atlanta Order 20–F, covering fresh fruits and vegetables in certain areas in Georgia. Filed 9:04 a. m.

Atlanta Order 20–F, Amendment 1, covering fresh fruits and vegetables in certain counties in the Savannah Area. Filed 9:04 a. m.

Atlanta Order 20–F, Amendment 2, covering fresh fruits and vegetables in certain counties in the Savannah Area. Filed 9:04 a. m.

Atlanta Order 16, Amendment 15, covering eggs in certain counties in Georgia. Filed 9:37 a. m.

Atlanta Order 18, Amendment 15, covering eggs in certain counties in Georgia. Filed 9:37 a. m.

Atlanta Order 9–O, Amendment 4, covering eggs in certain counties in Georgia. Filed 9:40 a. m.

Atlanta Order 11–O, Amendment 4, covering eggs in certain counties in Georgia. Filed 9:41 a. m.

Birmingham Order 7–O, Amendment 11, covering eggs in the county of Montgomery in Alabama. Filed 2:53 p. m.

Jackson Order 13–C, Amendment 2, covering poultry in certain counties in Mississippi. Filed 2:54 p. m.

Jackson Order 7–F, Amendment 27, covering fresh fruits and vegetables in certain counties in Mississippi. Filed 10:51 a. m.

Jacksonville Order 13–F, Amendment 7, covering fresh fruits and vegetables in certain counties in Florida. Filed 10:52 a. m.

Jacksonville Order 14–F, Amendment 23, covering fresh fruits and vegetables in the municipal limits of the city of Jacksonville, Florida. Filed 10:54 a. m.

Memphis Order 14–C, Amendment 2, covering poultry in the Memphis District Area. Filed 12:09 p. m.

Memphis Order 15–C, Amendment 2, covering poultry in Shelby county in Mississippi. Filed 12:10 p. m.

Memphis Order 16–C, Amendment 2, covering poultry in the Memphis District Area. Filed 12:11 p. m.

Memphis Order 17–C, Amendment 2, covering poultry in the Memphis District Area. Filed 12:12 p. m.

Memphis Order 20–C, Amendment 2, covering poultry in the Memphis District Area. Filed 12:15 p. m.

Memphis Order 21–C, Amendment 2, covering poultry in the Memphis District Area. Filed 12:15 p. m.

Raleigh Order 12–C, Amendment 9, covering poultry in the county of Mecklenburg in North Carolina. Filed 3:00 p. m.

Richmond Order 8–F, Amendment, covering fresh fruits and vegetables in certain areas in Virginia. Filed 10:47 a. m.

Richmond Order 8–F, Amendment 20, covering fresh fruits and vegetables in certain areas in Virginia. Filed 10:46 a. m.

Richmond Order 8–F, Amendment 21, covering fresh fruits and vegetables in certain areas in Virginia. Filed 10:45 a. m.

Richmond Order 8–F, Amendment 22, covering fresh fruits and vegetables in certain areas in Virginia. Filed 10:41 a. m.

Richmond Order 8–F, Amendment 24, covering fresh fruits and vegetables in certain areas in Virginia. Filed 10:41 a. m.

Richmond Order 13–F, Amendment 22, covering fresh fruits and vegetables in certain areas in Virginia. Filed 10:42 a. m.

Richmond Order 13–F, Amendment 23, covering fresh fruits and vegetables in certain areas in Virginia. Filed 10:43 a. m.

Richmond Order 13–F, Amendment 26, covering fresh fruits and vegetables in certain areas in Virginia. Filed 10:43 a. m.

Richmond Order 14–F, Amendment 7, covering fresh fruits and vegetables in certain areas in Virginia. Filed 10:44 a. m.

Richmond Order 14–F, Amendment 9, covering fresh fruits and vegetables in certain areas in Virginia. Filed 10:45 a. m.

Richmond Order 23, Amendment 1, covering dry groceries. Filed 9:41 a. m.

Richmond Order 23, Amendment 1, covering dry groceries. Filed 9:41 a. m.

Richmond Order 23, Amendment 2, covering dry groceries. Filed 9:44 a. m.

Richmond Order 24, Amendment 1, covering dry groceries. Filed 9:44 a. m.

Richmond Order 24, Amendment 2, covering dry groceries. Filed 9:46 a. m.

Richmond Order 24, Amendment 3, covering dry groceries. Filed 9:46 a. m.

Richmond Order 24, Amendment 4, covering dry groceries. Filed 9:47 a. m.

Richmond Order 25, Amendment 1, covering dry groceries. Filed 9:48 a. m.

Richmond Order 25, Amendment 2, covering dry groceries. Filed 9:49 a. m.

Richmond Order 26, Amendment 2, covering dry groceries. Filed 9:49 a. m.

Richmond Order 26, Amendment 3, covering dry groceries. Filed 9:50 a. m.

Richmond Order 7–W, Amendment 1, covering dry groceries. Filed 10:14 a. m.

Richmond Order 7–W, Amendment 2, covering dry groceries. Filed 10:15 a. m.

Richmond Order 8–W, Amendment 1, covering dry groceries. Filed 10:15 a. m.

Richmond Order 8–W, Amendment 2, covering dry groceries. Filed 10:16 a. m.

Richmond Order 1–O, Amendment 5, covering eggs in certain counties, cities, and towns in Virginia. Filed 10:09 a. m.

Richmond Order 4–O, Amendment 8, covering eggs in certain areas in Virginia. Filed 10:12 a. m.

Richmond Order 5–O, Amendment 9, covering eggs in certain areas in Virginia. Filed 10:13 a. m.

Region V

Fort Worth Order 5–C, Amendment 18, covering poultry in Tarrant county in Texas. Filed 10:18 a. m.

Fort Worth Order 13–F, Amendment 40, covering fresh fruits and vegetables in Tarrant county in Texas. Filed 10:16 a. m.

Fort Worth Order 19–F, Amendment 28, covering fresh fruits and vegetables in Taylor, Tom Green and Wichita counties in Texas. Filed 10:17 a. m.

Forth Worth Order 21–F, Amendment 25, covering fresh fruits and vegetables in Lubbock and Potter counties in Texas. Filed 10:17 a. m.

Little Rock Order 4–C, Amendment 17, covering poultry in the county of Pulaski in Arkansas. Filed 12:47 p. m.

Little Rock Order 4–O, Amendment 17, covering poultry in the county of Pulaski in Arkansas. Filed 12:50 p. m.

Oklahoma City Order 2–C, Amendment 17, covering poultry in the counties of Oklahoma, Tulsa, and Muskogee in Oklahoma. Filed 1:08 p. m.

Oklahoma City Order 8–F, Amendment 26, covering fresh fruits and vegetables in certain counties in Oklahoma. Filed 12:49 p. m.

Oklahoma City Order 9–F, Amendment 7, covering fresh fruits and vegetables in certain counties in Oklahoma. Filed 1:04 p. m.

Oklahoma City Order 1–O, Amendment 17, covering poultry in the counties of Oklahoma, Tulsa, and Muskogee in Oklahoma. Filed 1:08 p. m.

San Antonio Order 6–C, Amendment 17, covering poultry in Bexar county in Texas. Filed 12:54 p. m.

San Antonio Order 6–F, Amendment 37, covering fresh fruits and vegetables in Bexar county in Texas. Filed 1:02 p. m.

San Antonio Order 7–F, Amendment 37, covering fresh fruits and vegetables in Austin, Texas. Filed 1:03 p. m.

San Antonio Order 8–F, Amendment 37, covering fresh fruits and vegetables in Corpus Christi, Texas. Filed 12:51 p. m.

San Antonio Order 9–F, Amendment 26, covering fresh fruits and vegetables in Culberson, El Paso, Hudspeth and Presidio in Texas. Filed 12:52 p. m.

San Antonio Order 10–F, Amendment 7, covering fresh fruits and vegetables in certain counties in Texas. Filed 12:53 p. m.

San Antonio Order 18, Amendment 1, covering dry groceries. Filed 10:32 a. m.

San Antonio Order 19, Amendment 3, covering dry groceries. Filed 10:32 a. m.

San Antonio Order 6–W, Amendment 1, covering dry groceries. Filed 10:31 a. m.

San Antonio Order 3–O, Amendment 17, covering eggs in Bexar county in Texas. Filed 12:55 p. m.

St. Louis Order 28, covering dry groceries in certain areas in Missouri. Filed 12:58 p. m.

St. Louis Order 7–W, covering dry groceries in the city and county of St. Louis, Missouri. Filed 1:00 p. m.

St. Louis Order 8–W, covering dry groceries in certain counties in Missouri. Filed 1:01 p. m.

Wichita Order 12–F, Amendment 8, covering fresh fruits and vegetables in certain areas in Kansas. Filed 12:56 p. m.

Wichita Order 13–F, Amendment 21, covering fresh fruits and vegetables in the county of Sedgwick in Kansas. Filed 12:33 p. m.

Wichita Order 14–F, Amendment 21, covering fresh fruits and vegetables in certain counties in Kansas. Filed 12:39 p. m.

Wichita Order 15–F, Amendment 21, covering fresh fruits and vegetables in certain counties in Kansas. Filed 12:40 p. m.

Wichita Order 16–F, Amendment 21, covering fresh fruits and vegetables in the county of Reno in Kansas. Filed 12:41 p. m.

Wichita Order 17–F, Amendment 21, covering fresh fruits and vegetables in the county of Shawnee in Kansas. Filed 12:41 p. m.

Region VI

Chicago Order 6–C, Amendment 12, covering poultry in Cook county in Illinois. Filed 10:24 a. m.

Des Moines Order 4–F, Amendment 27, covering fresh fruits and vegetables in certain counties in Iowa and in South Sioux City in Nebraska. Filed 10:31 a. m.

Des Moines Order 5–F, Amendment 27, covering fresh fruits and vegetables in certain counties in Iowa. Filed 10:30 a. m.

Fargo Order 39, Amendment 4, covering dry groceries in North Dakota and in certain counties in Minnesota. Filed 10:19 a. m.

Milwaukee Order 3–C, Amendment 5, covering poultry in certain counties in Wisconsin. Filed 3:10 p. m.

Milwaukee Order 8–F, Amendment 54, covering fresh fruits and vegetables in the county of Dane in Wisconsin. Filed 12:43 p. m.

Milwaukee Order 8–F, Amendment 55, covering fresh fruits and vegetables in the county of Dane in Wisconsin. Filed 10:20 a. m.

Milwaukee Order 9–F, Amendment 54, covering fresh fruits and vegetables in the counties of Sheboygan and Fond du Lac in Wisconsin. Filed 12:43 p. m.

Milwaukee Order 9–F, Amendment 55, covering fresh fruits and vegetables in Sheboygan and Fond du Lac counties in Wisconsin. Filed 10:20 a. m.

Milwaukee Order 11–F, Amendment 46, covering fresh fruits and vegetables in the county of Milwaukee and the cities of Racine and Kenosha in Wisconsin. Filed 12:44 p. m.

Milwaukee Order 11–F, Amendment 47, covering fresh fruits and vegetables in the county of Milwaukee and in the cities of Racine and Kenosha in Wisconsin. Filed 10:21 a. m.

Milwaukee Order 12–F, Amendment 27, covering fresh fruits and vegetables in the cities of La Crosse and Sparta, Wisconsin. Filed 12:44 p. m.

Milwaukee Order 12–F, Amendment 28, covering fresh fruits and vegetables in La Crosse and Sparta, Wisconsin. Filed 10:21 a. m.

Omaha Order 37, Amendment 2, covering dry groceries in Nebraska. Filed 10:22 a. m.

Region VIII

Portland Order 32–F, Amendment 22, covering fresh fruits and vegetables in certain areas in Oregon. Filed 4:00 p. m.

Portland Order 33–F, Amendment 22, covering fresh fruits and vegetables in Roseburg, Grants Pass, Ashland, Lakeview, Oregon Area. Filed 4:01 p. m.

Portland Order 33–F, Amendment 33, covering fresh fruits and vegetables in Roseburg, Grants Pass, Ashland, Lakeview, Oregon Area. Filed 4:02 p. m.

Portland Order 34–F, Amendment 21, covering fresh fruits and vegetables in the Astoria, Coos Bay, Oregon Area. Filed 4.01 p. m.

Portland Order 34–F, Amendment 22, covering fresh fruits and vegetables in the Astoria, Coos Bay, Oregon Area. Filed 4:01 p. m.

Portland Order 35–F, Amendment 22, covering fresh fruits and vegetables in the Florence, Reedsport, Coquille, Oregon Area. Filed 4:02 p. m.

Portland Order 35–F, Amendment 23, covering fresh fruits and vegetables in the Florence, Reedsport, Coquille, Oregon Area. Filed 4:04 p. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46–7243; Filed, Apr. 30, 1946; 11:41 a. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register April 22, 1946.

Region I

New England Order 7–F, Amendment 51, covering fresh fruits and vegetables in the Boston Area. Filed 9:12 a. m.

New England Order 8–F, Amendment 47, covering fresh fruits and vegetables in certain areas in Massachusetts. Filed 9:12 a. m.

New England Order 9–F, Amendment 48, covering fresh fruits and vegetables in certain areas in Massachusetts. Filed 9:13 a. m.

New England Order 10–F, Amendment 46, covering fresh fruits and vegetables in certain areas in Massachusetts. Filed 9:13 a. m.

New England Order 11–F, Amendment 47, covering fresh fruits and vegetables in certain areas in Massachusetts. Filed 9:14 a. m.

New England Order 12–F, Amendment 21, covering fresh fruits and vegetables in certain counties in Massachusetts. Filed 9:09 a. m.

New England Order 13–F, Amendment 28, covering fresh fruits and vegetables in the Brockton Area. Filed 9:10 a. m.

New England Order 14–F, Amendment 9, covering fresh fruits and vegetables in all the Cities and Towns of Barnstable County, Massachusetts. Filed 9:09 a. m.

Boston Order 1–C, Amendment 18, covering prices for poultry in Massachusetts except Dukes and Nantucket Counties. Filed 9:04 a. m.

Boston Order 6–O, Amendment 10, covering prices for certain consumer Grade A items of Eggs sold by Groups 1 and 2 Stores in certain cities and towns in Massachusetts. Filed 9:04 a. m.

Region II

Newark Order 21, Amendment 2, covering dry groceries in certain counties in New Jersey. Filed 9:05 a. m.

Newark Order 22, Amendment 2, covering dry groceries in certain counties in New Jersey. Filed 9:05 a. m.

Newark Order 23, Amendment 2, covering dry groceries in certain counties in New Jersey. Filed 9:05 a. m.

Newark Order 24, Amendment 2, covering dry groceries in certain counties in New Jersey. Filed 9:06 a. m.

Newark Order 25, Amendment 2, covering dry groceries in certain counties in New Jersey. Filed 9:06 a. m.

Newark Order 26, Amendment 2, covering dry groceries in certain counties in New Jersey. Filed 9:06 a. m.

Newark Order 7–W, Amendment 2, covering dry groceries in certain counties in New Jersey. Filed 9:07 a. m.

Newark Order 8–W, Amendment 2, covering dry groceries in certain counties in New Jersey. Filed 8:59 a. m.

Wilmington Order 3–C, Amendment 5, covering poultry in the State of Delaware north of the Delaware & Chesapeake Canal. Filed 1:17 p. m.

Wilmington Order 5–F, Amendment 12, covering fresh fruits and vegetables in Delaware. Filed 1:17 p. m.

Wilmington Order 4–O, Amendment 9, covering eggs in parts of the Wilmington District. Filed 1:16 p. m.

Region III

Charleston Order 7–F, Amendment 53, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 9:10 a. m.

Charleston Order 9–F, Amendment 53, covering fresh fruits and vegetables in Cabell County and the City of Huntington in Wayne County, West Virginia. Filed 9:10 a. m.

Charleston Order 10–F, Amendment 53, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 9:11 a. m.

Charleston Order 11–F, Amendment 53, covering fresh fruits and vegetables in Berkeley, Jefferson and Morgan Counties, West Virginia. Filed 9:07 a. m.

Charleston Order 15–F, Amendment 55, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 9:07 a. m.

Charleston Order 16–F, Amendment 55, covering fresh fruits and vegetables in Boone, Fayette, Kanawha, Putnam and Raleigh Counties, West Virginia. Filed 9:09 a. m.

Charleston Order 17–F, Amendment 54, covering fresh fruits and vegetables in Greenbrier, McDowell, Mercer, Monroe, Pocahontas, Summers and Wyoming Counties, West Virginia. Filed 9:08 a. m.

Cleveland Order 38, Amendment 9, covering dry groceries in certain counties in Ohio. Filed 9:11 a. m.

Cleveland Order 39, Amendment 1, covering dry groceries in certain counties in Ohio. Filed 9:02 a. m.

Cleveland Order 5–W, Amendment 9, covering dry groceries in certain counties in Ohio. Filed 9:03 a. m.

Cleveland Order 7–W, Amendment 1, covering dry groceries in certain counties in Ohio. Filed 9:03 a. m.

Indianapolis Order 6–C, Amendment 2, covering poultry in certain parts of Ohio and Indiana. Filed 8:59 a. m.

Indianapolis Order 5–O, Amendment 13, covering eggs in certain counties in Indiana. Filed 1:16 p. m.

Indianapolis Order 7–O, Amendment 1, covering eggs in certain counties in Indiana. Filed 1:15 p. m.

Region IV

Atlanta Order 11–F, Amendment 8, covering fresh fruits and vegetables in certain counties in the Atlanta District Area. Filed 9:00 a. m.

Atlanta Order 12–F, Amendment 20, covering fresh fruits and vegetables in the metropolitan Atlanta-Decatur Trade Area, Georgia. Filed 9:00 a. m.

Atlanta Order 13–F, Amendment 20, covering fresh fruits and vegetables in certain counties in the Atlanta District Area. Filed 9:01 a. m.

Atlanta Order 14–F, Amendment 20, covering fresh fruits and vegetables in certain counties in the Atlanta District Area. Filed 9:02 a. m.

Birmingham Order 26–F, Amendment 27, covering fresh fruits and vegetables in Mobile County. Filed 1:15 p. m.

Birmingham Order 27–F, Amendment 29, covering fresh fruits and vegetables in Montgomery County, Alabama. Filed 1:14 p. m.

Birmingham Order 28–F, Amendment 27, covering fresh fruits and vegetables in Houston County. Filed 1:14 p. m.

Birmingham Order 29–F, Amendment 26, covering fresh fruits and vegetables in Dallas County, Alabama. Filed 1:14 p. m.

Jackson Order 11–C, Amendment 4, covering poultry in the Jackson, Mississippi Area. Filed 1:34 p. m.

Jackson Order 24, Amendment 3, covering dry groceries for Groups 1 and 2 stores in the Mississippi Area. Filed 1:13 p. m.

Jackson Order 25, Amendment 3, covering dry groceries for Groups 3 and 4 stores in the Mississippi Area. Filed 1:13 p. m.

Jackson Order 26, Amendment 3, covering dry groceries for Groups 3A and 4A stores in the Mississippi Area. Filed 1:12 p. m.

Jackson Order 7–W, Amendment 2, covering dry groceries at wholesale in the Mississippi Area. Filed 1:12 p. m.

Memphis Order 13–C, Amendment 5, covering poultry in Memphis and Shelby County, Tennessee. Filed 1:31 p. m.

Memphis Order 8–F, Amendment 24, covering fresh fruits and vegetables in Memphis and Shelby County, Tennessee. Filed 1:35 p. m.

Miami Order 6–F, Amendment 26, covering fresh fruits and vegetables in the Tampa, Florida Area. Filed 8:56 a. m.

Miami Order 10, Amendment 3, covering dry groceries in certain areas in Florida. Filed 8:57 a. m.

Miami Order 5–F, Amendment 28, covering fresh fruits and vegetables in certain areas in Florida. Filed 8:58 a. m.

Miami Order 11, Amendment 3, covering dry groceries in Monroe County. Filed 8:55 a. m.

Region V

Houston Order 2–C, Amendment 18, covering poultry in Harris County, Texas. Filed 1:11 p. m.

Houston Order 3–C, Amendment 18, covering poultry in Orange and Jefferson Counties, Texas. Filed 1:10 p. m.

Houston Order 4–C, Amendment 9, covering poultry in Galveston County, Texas. Filed 1:09 p. m.

Houston Order 4–F, Amendment 39, covering fruits and vegetables in certain cities and towns in Texas. Filed 1:12 p. m.

Houston Order 5–F, Amendment 39, covering fruits and vegetables in Jefferson and Orange Counties, Texas. Filed 1:11 p. m.

Houston Order 2–C, Amendment 18, covering poultry in Harris County, Texas. Filed 1:09 p. m.

Houston Order 3–C, Amendment 18, covering poultry in Orange and Jefferson Counties, Texas. Filed 1:08 p. m.

Houston Order 4–C, Amendment 9, covering poultry in Galveston County, Texas. Filed 1:32 p. m.

Region VI

Chicago Order 6–C, Amendment 13, covering poultry in Cook County, Illinois. Filed 1:32 p. m.

Green Bay Order 7–F, Amendment 27, covering fresh fruits and vegetables in certain counties in Wisconsin. Filed 1:31 p. m.

Green Bay Order 8–F, Amendment 27, covering fresh fruits and vegetables in certain counties in Wisconsin. Filed 1:30 p. m.

Green Bay Order 9–F, Amendment 27, covering fresh fruits and vegetables in the counties of Florence, Forest and Marinette, Wisconsin. Filed 1:30 p. m.

Green Bay Order 10–F, Amendment 27, covering fresh fruits and vegetables in Eau Claire and Chippewa Falls, Wisconsin. Filed 1:29 p. m.

Green Bay Order 11–F, Amendment 13, covering fresh fruits and vegetables in certain areas in Wisconsin. Filed 1:29 p. m.

Green Bay Order 12–F, Amendment 13, covering fresh fruits and vegetables in certain areas in Wisconsin. Filed 1:35 p. m.

Omaha Order 15–F, Amendment 14, covering fresh fruits and vegetables in certain parts of Nebraska and Iowa. Filed 1:28 p. m.

Omaha Order 16–F, Amendment 14, covering fresh fruits and vegetables in certain counties in Nebraska. Filed 1:28 p. m.

Omaha Order 17–F, Amendment 14, covering fresh fruits and vegetables in certain counties in Nebraska. Filed 1:27 p. m.

Peoria Order 16–F, Amendment 12, covering fresh fruits and vegetables in certain counties in Illinois. Filed 1:07 p. m.

Peoria Order 17–F, Amendment 12, covering fresh fruits and vegetables in certain counties in Illinois. Filed 1:07 p. m.

Peoria Order 18–F, Amendment 12, covering fresh fruits and vegetables in certain counties in Illinois. Filed 1:07 p. m.

Peoria Order 19–F, Amendment 12, covering fresh fruits and vegetables in certain counties in Illinois. Filed 1:06 p. m.

Region VII

Boise Order 44, Amendments 1, 2 and 3, covering dry groceries in Boise Valley Loop, Mountain Home, Idaho and Ontario, Oregon Areas. Filed 1:06 p. m.

Boise Order 54, covering dry groceries in certain areas in Oregon. Filed 1:33 p. m.

Boise Orders 43 and 21–W, Amendments 1, 2 and 3, covering dry groceries in the Boise City Area. Filed 1:34 p. m.

Region VIII

Arizona Order 21, Amendment 5, covering dry groceries in the Mohave and Southern Navajo-Apache Area. Filed 1:24 p. m.

Arizona Order 22, Amendment 6, covering dry groceries in the Kingman and Central Navajo-Apache Area. Filed 1:24 p. m.

Arizona Order 23, Amendment 5, covering dry groceries in the Eastern Arizona Area. Filed 1:19 p. m.

Arizona Order 24, Amendment 7, covering dry groceries in the Southern Arizona Area. Filed 1:19 p. m.

Arizona Order 25, Amendment 3, covering dry groceries in Northwestern Arizona Area. Filed 1:19 p. m.

Arizona Order 25–W, Amendment 6, covering dry groceries in Mohave and Southern Navajo-Apache Area. Filed 1:18 p. m.

Arizona Order 26–W, Amendment 6, covering dry groceries in Kingman and Central Navajo-Apache Area. Filed 1:18 p. m.

Phoenix Order 2–C, Amendment 10, covering poultry in certain counties in Arizona. Filed 1:25 p. m.

Phoenix Order 9–F, Amendment 35, covering fresh fruits and vegetables in all the area within a 25 mile radius of the post office of Phoenix. Filed 1:23 p. m.

Phoenix Order 9–F, Amendment 36, covering fresh fruits and vegetables in all the area within a 25 mile radius of the post office of Phoenix. Filed 1:23 p. m.

Phoenix Order 10–F, Amendment 30, covering fresh fruits and vegetables in the Tucson Area. Filed 1:22 p. m.

Phoenix Order 10–F, Amendment 31, covering fresh fruits and vegetables in the Tucson Area. Filed 1:22 p. m.

Phoenix Order 10–F, Amendment 32, covering fresh fruits and vegetables in the Tucson Area. Filed 1:21 p. m.

Phoenix Order 11–F, Amendment 29, covering fresh fruits and vegetables in the Cochise Area. Filed 1:21 p. m.

Phoenix Order 11–F, Amendment 30, covering fresh fruits and vegetables in the Cochise Area. Filed 1:21 p. m.

Phoenix Order 11–F, Amendment 31, covering fresh fruits and vegetables in the Cochise Area. Filed 1:25 p. m.

Portland Order 36–F, Amendment 22, covering fresh fruits and vegetables in the corporate limits of the cities of Bend and Pendleton, Oregon. Filed 9:15 a. m.

Portland Order 36–F, Amendment 23, covering fresh fruits and vegetables in Bend and Pendleton, Oregon. Filed 9:15 a. m.

Portland Order 37–F, Amendment 22, covering fresh fruits and vegetables in La Grande, Baker, Redmond, Heppner, Oregon Area. Filed 9:15 a. m.

Portland Order 37–F, Amendment 23, covering fresh fruits and vegetables in La Grande, Baker, Redmond, Heppner, Oregon Area. Filed 9:15 a. m.

Portland Order 38–F, Amendment 22, covering fresh fruits and vegetables in Haines, Wallowa, Enterprise, Oregon Area. Filed 9:15 a. m.

Portland Order 39–F, Amendment 22, covering fresh fruits and vegetables in the Albany, Corvallis, Eugene, Oregon Area. Filed 9:14 a. m.

Portland Order 39–F, Amendment 23, covering fresh fruits and vegetables in the Albany, Corvallis, Eugene, Oregon Area. Filed 9:14 a. m.

Portland Order 42–F, Amendment 23, covering fresh fruits and vegetables in certain parts of Oregon. Filed 9:14 a. m.

San Francisco Orders 14 and W–1, Amendments 14 and 17, covering dry groceries in certain areas in California. Filed 8:58 a. m.

Spokane Order 20–F, Amendment 12, covering fresh fruits and vegetables in certain areas of Spokane County, Washington and Kootenai County, Idaho. Filed 1:25 p. m.

Spokane Order 21–F, Amendment 12, covering fresh fruits and vegetables in certain areas of Shoshone and Kootenai Counties, Idaho. Filed 1:27 p. m.

Spokane Order 22–F, Amendment 12, covering fresh fruits and vegetables in certain areas of Latah County, Idaho and Whitman County, Washington. Filed 1:26 p. m.

Spokane Order 23–F, Amendment 12, covering fresh fruits and vegetables in certain areas of Asotin County, Washington and Nez Perce County, Idaho. Filed 1:26 p. m.

Spokane Order 24–F, Amendment 11, covering fresh fruits and vegetables in certain areas of Columbia, Walla Walla, Lenton and Franklin Counties, Washington. Filed 1:26 p. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46–7280; Filed, Apr. 30, 1946; 4:37 p. m.]

[Region I Supp. Order 19 Under RMPR 122, Amdt. 1]

SOLID FUELS IN BOSTON REGION

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region I of the Office of Price Administration by §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122 and the Emergency Price Control Act of 1942, as amended, Region I Supplementary Order No. 19 is amended in the following respects:

1. In the caption, the word "Temporary" is deleted.

2. In paragraph (a), the text (preceding the table set forth therein) is amended to read as follows:

(a) The specific maximum prices set forth in all Schedules of Prices for sales in less than railroad car lots to consumers (i. e., to persons other than resellers), both on a delivered basis and for yard sales, in the Region I Area Price Orders under Revised Maximum Price Regulation No. 122, listed in paragraph (b) of this order, are increased as follows:

This Amendment No. 1 to Supplementary Order No. 19 shall become effective April 1, 1946.

Issued this 1st day of April, 1946.

ELDON C. SHOUP,
Regional Administrator.

[F. R. Doc. 46–7143; Filed, Apr. 29, 1946; 1:21 p. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File No. 8–1]

HUGHES & TREAT AND AMOS S. TREAT & CO.

ORDER DISMISSING PROCEEDINGS

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 24th day of April, A. D. 1946.

The Commission having by order instituted private proceedings, pursuant to section 15 (b) of the Securities Exchange Act of 1934, to determine whether the registration of Hughes & Treat and its successor, Amos S. Treat & Co., as a broker-dealer under said act should be revoked, and whether, pursuant to section 15A, suspension or expulsion from membership in the National Association of Securities Dealers, Inc., should be ordered;

Private hearings having been held, after appropriate notice, the Commission being duly advised and having this day filed its findings and opinion;

It is ordered, On the basis of said findings and opinion, that the said proceedings be and the same hereby are dismissed.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46–7290; Filed, May 1, 1946; 9:56 a. m.]

[File Nos. 70-1101, 70-1102]

PUBLIC SERVICE CO. OF INDIANA, INC., AND INDIANA GAS & WATER CO., INC.

SUPPLEMENTAL ORDER GRANTING APPLICATIONS AND PERMITTING DECLARATIONS TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 29th day of April A. D. 1946.

In the matter of Public Service Company of Indiana, Inc., File No. 70–1101, and Public Service Company of Indiana, Inc., and Indiana Gas & Water Company, Inc., File No. 70–1102.

Public Service Company of Indiana, Inc., a subsidiary of The Middle West Corporation, a registered holding company, having filed applications and declarations pursuant to the Public Utility Holding Company Act of 1935, with respect to the issue and sale, through competitive bidding, of 150,000 shares of its —% Cumulative Preferred Stock having a par value of $100 per share, such shares to be first offered in exchange for the company's presently outstanding 148,185.9 shares of Series A Preferred Stock on a share for share basis, together with a cash payment equal to the difference between the redemption price of the Series A Preferred Stock and the price at which unexchanged shares are to be offered to the public, plus accrued dividends, and the redemption of all shares of presently outstanding Series A Preferred Stock not exchanged; and

Said applications and declarations having provided that bidders specify their compensation for effecting exchanges under the exchange offer and the purchase of shares not required for exchange purposes, the dividend rate for the new preferred stock and the price to be paid the company for shares not required for exchange purposes; and

The Commission having, by order dated April 4, 1946, granted said applications and permitted said declarations to become effective subject to the condition that said issue and sale of Cumulative Preferred Stock should not be consummated until the results of competitive bidding, pursuant to Rule U–50, had been made a matter of record in this proceeding, and a further order entered in the light of the record so completed, jurisdiction having been reserved for this purpose; and

Public Service Company of Indiana, Inc., having filed a further amendment to said applications and declarations, in which it is stated that, in accordance with the permission granted by the order of the Commission dated April 4, 1946, Public Service Company of Indiana, Inc. has offered its Cumulative Preferred Stock for sale, pursuant to Rule U–50, and has received bids on said stock from four underwriters, or groups of underwriters headed by the firms listed, as follows:

Underwriting group	Dividend rate	Price per share to company before underwriter's commission [1]	Compensation to underwriter [2]	Annual cost to company [illegible]
	Per cent			*Per cent*
The First Boston Corp	3.5	$100	$1.40	[illegible]
Glore, Forgan & Co	3.5	100	1.60	[illegible]
Otis & Co	3.5	100	1.70	[illegible]
Harriman Ripley & Co., Inc., and Kuhn, Loeb & Co.	3.6	101	1.90	[illegible]

[1] Plus accrued dividends from Mar. 1, 1946.
[2] Per share based on 150,000 shares.

NOTE: The public offering price will be the same as the price to the company.

Said amendment having further stated that Public Service Company of Indiana, Inc. has accepted the bid of The First Boston Corporation as set out above; and

The Commission having examined said amendment and having considered the record herein, and finding no basis for imposing terms and conditions with respect to the dividend rate of the Cumulative Preferred Stock, the price to be paid the company for said stock, and the amount of compensation to be paid the underwriter:

It is ordered, That the jurisdiction heretofore reserved over the dividend rate of said Cumulative Preferred Stock, the price to be paid the company for said stock, and the amount of the compensation to the underwriter, be, and hereby is, released, and that said applications and declarations, as amended, be, and hereby are, granted and permitted to become effective, subject, however, to the terms and conditions prescribed in Rule U–24 and to the other conditions contained in our order of April 4, 1946.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46–7293; Filed, May 1, 1946; 9:56 a. m.]

[File Nos. 70–1164, 70–1170]

INTERSTATE POWER CO. ET AL.

ORDER DENYING PETITION FOR REHEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 29th day of April, A. D. 1946.

In the matters of Interstate Power Company, File No. 70–1164; Peoples Natural Gas Company, Northern Natural Gas Company, File No. 70–1170.

Interstate Power Company ("Interstate"), a registered holding company, having heretofore filed a declaration pursuant to section 12 (d) of the Public Utility Holding Company Act of 1935 and Rule U–44 thereunder (File No. 70–1164), and Northern Natural Gas Company ("Northern Natural"), a registered holding company, and its subsidiary, Peoples Natural Gas Company ("Peoples"), having heretofore filed a joint application pursuant to sections 9 (a) (1) and 10 of the act (File No. 70–1170), in respect of the proposed sale by Interstate to Peoples of certain of the physical properties of Interstate located in the city of Wascca, for a base price of $162,500 in cash, subject to certain adjustments; the proceedings in the matter of declaration of Interstate and the application of Northern Natural and Peoples having been consolidated and public hearings with respect thereto having been held after appropriate notice;

The Commission on March 23, 1946, having entered its findings and opinion and order denying effectiveness to the declaration of Interstate and dismissing the application of Northern Natural and Peoples (Holding Company Act Release No. 6516);

Northern Natural and Peoples having on April 8, 1946, filed a petition for rehearing in respect of the above matters; and

The Commission having considered the foregoing, and being of the opinion that the petition for rehearing raises no substantial question not previously considered by the Commission in the course of the proceedings in respect of the aforesaid declaration of Interstate and application of Northern Natural and Peoples;

It is ordered, That said petition for rehearing be and it is hereby denied.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46–7292; Filed, May 1, 1946; 9:56 a. m.]

[File No. 70–1253]

UTAH POWER & LIGHT CO.

SUPPLEMENTAL ORDER GRANTING APPLICATION AND PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 30th day of April, A. D. 1946.

Utah Power & Light Company ("Utah"), a registered holding company and public utility company, having filed a joint application and declaration, with amendments thereto, with respect, among other things, to the issue and sale, pursuant to the competitive bidding provisions of Rule U–50, of $32,000,000 principal amount of First Mortgage Bonds to mature in 1976; and

The Commission having, by order dated April 16, 1946, granted said application and permitted said declaration to become effective, except as to the price to be paid for said bonds, the redemption prices thereof, the interest rate thereon, the underwriters' spread and its allocation, and all legal fees and expenses to be paid in connection with the proposed transactions, as to which matters jurisdiction was reserved; and

Utah having filed a further amendment to the application and declaration, in which it is stated that in accordance with the permission granted by the said order of the Commission dated April 16, 1946, it offered such bonds for sale pursuant to the competitive bidding requirements of Rule U–50 and received the following bids:

Bidder	Price to company	Interest rate	Cost to company
The First Boston Corp	100.549	2¾	2.723
Halsey, Stuart & Co	101.65	2¾	2.793

The said amendment having further stated that Utah has accepted the bid of The First Boston Corporation for the bonds, as set out above, and that the bonds will be offered for sale to the public at a price of $101.50 resulting an an underwriters' spread of .951; and

The record having been completed with respect to the legal fees and expenses to be paid in connection with the proposed transactions, such legal fees being as follows: $16,000 to be paid Reid & Priest by Utah and $11,000 to be paid Beekman & Bogue by The First Boston Corporation; and

The Commission having examined said amendment and having considered the record herein and finding no basis for imposing terms and conditions with respect to the price to be paid for said bonds, the redemption prices thereof, the interest rate thereon, the underwriters' spread and its allocation and the legal fees and expenses to be paid in connection with the proposed transactions;

It is ordered, That the jurisdiction heretofore reserved over the price to be paid for said bonds, the redemption prices thereof, the interest rate thereon, the underwriters' spread and its allocation, and all legal fees and expenses to be paid in connection with the proposed transactions be, and the same hereby is, released, and said application and declaration be, and the same hereby is, granted and permitted to become effective, subject, however, to the terms and conditions prescribed by Rule U–24.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46–7291; Filed, May 1, 1946; 9:56 a. m.]

[File No. 70–1260]

NEW BEDFORD GAS AND EDISON LIGHT CO.

ORDER GRANTING APPLICATION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa. on the 29th day of April 1946.

New Bedford Gas and Edison Light Company ("New Bedford"), a subsidiary of New England Gas and Electric Association, a registered holding company, having filed an application pursuant to section 6 (b) of the Public Utility Holding Company Act of 1935 for exemption from the provisions of section 6 (a) thereof, of the issue and sale of its notes payable to The First National Bank of Boston in amounts not exceeding in the aggregate $1,000,000, such notes to be issued and dated prior to December 31, 1946, in such denominations as the company shall elect at the time of issue, to mature not earlier than June 30, 1949 and not later than June 30, 1950, and to bear interest at a rate not exceeding 2¼%; and

The issue and sale of such notes having been expressly authorized by the Department of Public Utilities of the Commonwealth of Massachusetts by an order dated March 1, 1946, and being for the purpose of paying for proposed extensions, additions and betterments to the plant and property of New Bedford; and

Said application having been filed on March 29, 1946, and notice of such filing having been duly given in the manner prescribed by Rule U–23, promulgated pursuant to said act, and the Commission not having received a request for hearing with respect to said application within the period specified in said notice,

or otherwise, and not having ordered a hearing thereon; and

The Commission finding with respect to the application under section 6 (b) of the act that the requirements of said section have been satisfied:

It is hereby ordered, Pursuant to said Rule U-23 and the applicable provisions of said act and subject to the terms and conditions prescribed in Rule U-24, that the aforesaid application pursuant to section 6 (b) of the act be, and hereby is, granted forthwith.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-7289; Filed, May 1, 1946; 9:56 a. m.]

[File No. 811-21]

INVESTMENT TRUST FUND B

NOTICE OF AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 30th day of April, A. D. 1946.

Investment Trust Fund B, a registered investment company, having filed an application pursuant to section 8 (f) of the Investment Company Act of 1940 for an order of the Commission declaring it has ceased to be an investment company within the meaning of the act;

It is ordered, Pursuant to section 40 (a) of the said act that a hearing on the aforementioned application be held on May 10, 1946 at 9:45 a. m., eastern daylight saving time in room 318, Securities and Exchange Commission Building, 18th and Locust Streets, Philadelphia 3, Pennsylvania; and

It is further ordered, That Robert P. Reeder or any other officer or officers of the Commission designated by it for that purpose shall preside at such hearing. The officer so designated is hereby authorized to exercise all the powers granted to the Commission under sections 41 and 42 (b) of the Investment Company Act of 1940 and to trial examiners under the Commission's rules of practice.

Notice of such hearing is hereby given to Investment Trust Fund B, Investors Fund C, Inc., and to any other person whose participation in such proceeding may be in the public interest or for the protection of investors.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-7296; Filed, May 1, 1946; 9:57 a. m.]

[File No. 812-425]

ECCLYCO, INC.

NOTICE OF AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 30th day of April, A. D. 1946.

An application having been filed by Ecclyco, Incorporated under and pursuant to the provisions of section 6 (c) of the Investment Company Act of 1940 for an order exempting it from all the provisions of such act;

It is ordered, That a hearing on the matter of the application of the above named applicant under the applicable provisions of said act and the rules of the Commission for exemption from all the provisions of the Investment Company Act of 1940 be held on May 10, 1946 at 4:00 p. m. eastern daylight saving time, in room 318 of the Securities and Exchange Commission Building, 18th and Locust Streets, Philadelphia, Pennsylvania.

It is further ordered, That Allen MacCullen, Esquire, or any other officer or officers of the Commission designated for that purpose, shall preside at the hearing on such application. The officer so designated to preside at any such hearing is hereby authorized to exercise all the powers granted to the Commission under sections 41 and 42 (b) of the Investment Company Act of 1940 and to trial examiners under the Commission's rules of practice.

Notice of such hearing is hereby given to the above named applicant and to any other person or persons concerned and to any other person or persons whose participation in such proceedings may be in the public interest or for the protection of investors.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-7295; Filed, May 1, 1946; 9:57 a. m.]

Reference

MAY 6 '46

FEDERAL REGISTER

VOLUME 11 NUMBER 87

Washington, Friday, May 3, 1946

Regulations

TITLE 5—ADMINISTRATIVE PERSONNEL

Chapter I—Civil Service Commission

PART 27—TEMPORARY CIVIL SERVICE REGULATIONS

EXEMPTIONS FROM CLASSIFICATION

The following is to be added to the list of exempted positions in the final paragraph of § 27.2 (c) (2) *Exemptions from classification* (11 F.R. 1424, 3469, 4323):

Position and effective date

Student assistant positions under the office of the President, Mississippi River Commission concerned with scientific engineering investigations when filled by the appointment of students in attendance at colleges and universities of recognized standing: *Provided*, That substantial contribution to the investigations are made by such colleges or universities in money, service, advice, or materials or in the use of buildings, laboratories, equipment or facilities, or otherwise. Such employment may be continued under this authority only so long as the appointee is a bona fide student in a particular college or university and receives academic credit toward a degree for the work he is performing: *And provided further*, That appointments to such positions will not exceed fifteen in number at any particular time and will be for a period not to exceed nine months duration: May 2, 1946.

By the United States Civil Service Commission.

[SEAL] H. B. MITCHELL,
President.

[F. R. Doc. 46-7316; Filed, May 1, 1946; 11:40 a. m.]

TITLE 6—AGRICULTURAL CREDIT

Chapter II—Production and Marketing Administration (Commodity Credit)

PART 243—DAIRY PRODUCTION PAYMENTS

OFFER TO MAKE PRODUCTION PAYMENTS

The "Offer to Make Production Payments" issued by Commodity Credit Corporation, as amended and extended (10 F.R. 4694, 5759, 12478, 15205; 11 F.R. 827, 2033), in which Commodity Credit Corporation offers to make payments to producers of eligible dairy products, is hereby further amended to provide that the rates of payment during May and June 1946 shall be as specified in Schedule A attached hereto.

Issued this 1st day of May 1946.

[SEAL] COMMODITY CREDIT CORPORATION,
E. A. MEYER,
Vice President.

Attest:

MARION M. CRUMPLER,
Assistant Secretary.

SCHEDULE A—DAIRY PRODUCTION PAYMENT SCHEDULE, MAY 1, 1946, THROUGH JUNE 30, 1946

State	Counties	Rate per cwt. of milk delivered
		Cents
Alabama	Baldwin, Mobile	75
	All other counties	55
Arizona	All counties	55
Arkansas	do	55
California	Imperial, Los Angeles, Orange, Riverside, San Bernardino, San Diego, Santa Barbara, Ventura	65
	All other counties	55
Colorado	All counties	55
Connecticut	do	65
Delaware	do	55
Florida	do	75
Georgia	do	75
Idaho	Benewah, Bonner, Boundary, Clearwater, Idaho, Kootenai, Latah, Lewis, Nez Perce, Shoshone	55
	All other counties	45
Illinois	All counties	45
Indiana	do	45
Iowa	do	45
Kansas	do	45
Kentucky	do	45
Louisiana	do	55
Maine	do	55
Maryland	do	55
Massachusetts	do	65
Michigan	do	45
Minnesota	do	45
Mississippi	do	55
Missouri	do	45
Montana	do	45
Nebraska	do	45
Nevada	do	55
New Hampshire	do	55
New Jersey	do	65
New Mexico	do	55
New York	do	55
North Carolina	do	75
North Dakota	do	45
Ohio	do	45
Oklahoma	do	55
Oregon	do	55
Pennsylvania	do	55
Rhode Island	do	65
South Carolina	do	75
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	All other counties	45

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FEDERAL REGISTER

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SCHEDULE A—DAIRY PRODUCTION PAYMENT SCHEDULE, MAY 1, 1946, THROUGH JUNE 30, 1946—Continued

State	Counties	Rate per cwt. of milk delivered
		Cents
Texas	All counties	55
Utah	do	55
Vermont	do	55
Virginia	do	55
Washington	do	55
West Virginia	do	55
Wisconsin	do	45
Wyoming	do	45

The rate of payment on butterfat deliveries is the same for all sections of the country, and will be 15 cents per pound during May and June 1946.

[F. R. Doc. 46–7351; Filed, May 1, 1946; 3:15 p. m.]

TITLE 10—ARMY: WAR DEPARTMENT

Chapter VII—Personnel

PART 708—DECORATIONS, MEDALS, RIBBONS AND SIMILAR DEVICES

MISCELLANEOUS AMENDMENTS

Sections 708.40 to 708.44, inclusive, are rescinded and the following § 708.40 substituted therefor; World War Victory Medal, designated § 708.41, is added as follows:

§ 708.40 *American Defense Service Medal*—(a) *Eligibility.* The American Defense Service Medal will be awarded to military personnel who entered upon a period of active Federal service of 12 months or longer, and who, in the discharge of such service, served honorably at any time between September 8, 1939 and December 7, 1941, both dates inclusive. Authorized by Executive Order 8808, June 28, 1941.

(b) *Oversea service.* The foreign service clasp is awarded to those personnel authorized the American Defense Service Medal who were on foreign service at any time between September 8, 1939 and December 7, 1941, both dates inclusive. Foreign service includes Alaska, service as a member of the crew of a vessel sailing ocean waters, and service as a member of the operating crew of an airplane participating in regular and frequent flights over ocean waters. A bronze service star, 3/16 inch in diameter, may be worn in the center of the service ribbon to represent possession of the "foreign service clasp."

§ 708.41 *World War II Victory Medal*—(a) *Eligibility.* The World War II Victory Medal will be awarded to military personnel who served honorably on active duty at any time between December 7, 1941 and the date of termination of hostilities of the present war. This latter date will be prescribed by the President or specified in a concurrent resolution of Congress.

(b) No distinctive device is authorized for wear on the service ribbon or to be attached to the suspension ribbon of the medal. (Act of Congress, July 6, 1945, Pub. Law 135, 79th Cong. and 45 Stat. 500, 47 Stat. 158; 10 U.S.C. 1415a and 1415b) [W.D. Cir. 118, 24 Apr. 1946]

[SEAL] EDWARD F. WITSELL,
Major General,
The Adjutant General.

[F. R. Doc. 46–7370; Filed, May 2, 1946; 11:07 a. m.]

TITLE 20—EMPLOYEES' BENEFITS

Chapter III—Social Security Board, Federal Security Agency

[Regs. 3,[1] Further Amended]

PART 403—FEDERAL OLD-AGE AND SURVIVORS INSURANCE

SERVICES FOR INTERNATIONAL ORGANIZATIONS

Regulations No 3, as amended (20 CFR, Cum. Sup., 403.1 et seq.), are further amended as follows:

1. The following subdivision is added at the end of § 403.1 (b) (1):

§ 403.1 *Chronological description of pertinent statutes and regulations* • • •

(b) *Title II of the Social Security Act, as amended effective January 1, 1940, and regulations of the Social Security Board thereunder*—(1) *Statutes.* • • •

The act approved December 29, 1945 (59 Stat. 669) adds paragraph (16), excepting from employment service performed in the employ of an international organization, to section 209 (b); and also prohibits any payment under title II of the act with respect to any such service rendered prior to January 1, 1946.

2. Immediately preceding $403.301, the following is inserted:

Section 5 (b) of the act approved December 29, 1945 (59 Stat. 669)

• • • No payment shall be made under title II of the Social Security Act with respect to services rendered prior to January 1, 1946, which are described in paragraph (16) of section 209 (b) of such act, as amended.

3. The following paragraph is added at the end of § 403.301, preceding the example:

§ 403.301 *Primary insurance benefit defined.* • • •

In the computation of benefits there will not be included any sums paid as wages for services performed prior to January 1, 1946, in the employ of an international organization as defined by section 209 (b) (16) of the act as amended (see § 403.826a).

4. The last paragraph of § 403.302 is amended to read:

§ 403.302 *Average monthly wage.* • • •

"Total wages" means all the wages paid to the individual before the quarter in which he died or became entitled (on his last application for benefits or recomputatiton for benefits—see (§ 403.704 (c)) to primary insurance benefits, whichever occurred first, except wages for services performed in the employ of an international organization as defined by section 209 (b) (16) of the act prior to January 1, 1946 (see § 403.826a). (All wages paid for services performed before such individual attained the age of 22 are included in his total, but remuneration for services performed by such individual after he attained the age of 65, and prior to January 31, 1939, is excluded, since such remuneration is not wages under section 209 (a) of the act (see §§ 403.824 and 403.827)).

5. The statutory provisions preceding § 403.801 are amended by deleting paragraphs 14 and 15 of section 209 (b) and substituting the following:

(14) Service performed by an individual in (or as an officer or member of the crew of a vessel while it is engaged in) the catching, taking, harvesting, cultivating, or farming of any kind of fish, shellfish, crustacea, sponges, seaweeds, or other aquatic forms of animal and vegetable life (including service performed by any such individual as an ordinary incident to any such activity), except

[1] 5 F.R. 1849.

(A) service performed in connection with the catching or taking of salmon or halibut, for commercial purposes, and (B) service performed on or in connection with a vessel of more than ten net tons (determined in the manner provided for determining the register tonnage of merchant vessels under the laws of the United States);

(15) Service performed by an individual under the age of eighteen in the delivery or distribution of newspapers or shopping news, not including delivery or distribution to any point for subsequent delivery or distribution; or

(16) Service performed in the employ of an international organization entitled to enjoy privileges, exemptions, and immunities as an international organization under the International Organizations Immunities Act. (As amended by section 5 (a) of the Act approved December 29, 1945, 59 Stat. 669, adding paragraph (16) effective January 1, 1946.)

6. The following statutory provisions are added immediately following § 403.826:

SECTION 209 (b) (16) OF THE ACT.

The term "employment" means . . . any service, of whatever nature, . . . by an employee for the person employing him . . . except:

(16) Service performed in the employ of an international organization entitled to enjoy privileges, exemptions, and immunities as an international organization under the International Organizations Immunities Act. (As amended effective January 1, 1946, by section 5 (a) of the Act approved December 29, 1945, 59 Stat. 669.)

SECTION 1 OF THE ACT APPROVED DECEMBER 29, 1945 (59 Stat. 669)

For the purposes of this title, the term "international organization" means a public international organization in which the United States participates pursuant to any treaty or under the authority of any Act of Congress authorizing such participation or making an appropriation for such participation, and which shall have been designated by the President through appropriate Executive order as being entitled to enjoy the privileges, exemptions, and immunities herein provided. The President shall be authorized, in the light of the functions performed by any such international organization, by appropriate Executive order to withhold or withdraw from any such organization or its officers or employees any of the privileges, exemptions, and immunities provided for in this title (including the amendments made by this title) or to condition or limit the enjoyment by any such organization or its officers or employees of any such privilege, exemption, or immunity. The President shall be authorized, if in his judgment such action should be justified by reason of the abuse by an international organization or its officers and employees of the privileges, exemptions, and immunities herein provided or for any other reason, at any time to revoke the designation of any international organization under this section, whereupon the international organization in question shall cease to be classed as an international organization for the purposes of this title.

7. A new § 403.826a is added to follow the statutory material immediately preceding:

§ 403.826a *International organization.* Services performed after December 31, 1945, by an employee in the employ of an organization of the class specified in section 209 (b) (16) of the act are excepted. For an organization to be within the statutory classification the following conditions must be met:

(1) It must be a public international organization in which the United States participates pursuant to treaty or authority of an act of Congress authorizing, or making an appropriation for, such participation;

(2) It must have been designated by executive order to be entitled to enjoy the privileges, exemptions, and immunities provided in the International Organizations Immunities Act;

(3) The designation must be in effect, and all conditions and limitations thereof must be met.

Such services will not be excepted if any of the foregoing conditions are not met. Nor will they be excepted after such designation is withheld or withdrawn by executive order from the employing organization.

In pursuance of section 205 (a) (53 Stat. 1368; 42 U.S.C. 405 (a)) and 1102 (49 Stat. 647; 42 U.S.C. 1302) of the act, the foregoing regulations this day adopted by the Board are hereby prescribed this 26th day of April 1946.

[SEAL] SOCIAL SECURITY BOARD,
A. J. ALTMEYER,
Chairman.

Approved: April 30, 1946.

WATSON B. MILLER,
Federal Security Administrator.

[F. R. Doc. 46-7315; Filed, May 1, 1946; 11:40 a. m.]

TITLE 26—INTERNAL REVENUE

Chapter I—Bureau of Internal Revenue

Subchapter B—Estate and Gift Taxes

[T. D. 5512]

PART 81—REGULATIONS RELATING TO ESTATE TAX

TRANSFERS INTENDED TO TAKE EFFECT AT OR AFTER DECEDENT'S DEATH

Section 81.17 of Regulations 105 (26 CFR, Cum. Supp., Part 81) is amended by changing the heading and the first paragraph to read as follows:

§ 81.17 *Transfers intended to take effect at or after the decedent's death.* A transfer of an interest in property by the decedent during his life (other than a bona fide sale for an adequate and full consideration in money or money's worth) is "intended to take effect in possession or enjoyment at or after his death," and hence the value of such property interest is includible in his gross estate, if:

(a) Possession or enjoyment of the transferred interest can be obtained only by beneficiaries who must survive the decedent, and

(b) The decedent or his estate possesses any right or interest in the property (whether arising by the express terms of the instrument of transfer or otherwise).

The decedent shall not be deemed to possess a right or interest in the property if his right or interest consists solely of an estate for his life. (For regulations concerning the separate provision of the statute dealing directly with the case of a life estate retained in property transferred by the decedent, see § 81.18.) Where possession or enjoyment of the transferred interest can be obtained by beneficiaries either by surviving the decedent or through the occurrence of some other event or through the exercise of a power, paragraph (a) of this section shall not be considered as satisfied unless, from a consideration of the terms and circumstances of the transfer as a whole, the power or event is deemed to be unreal, in which case such event or power shall be disregarded. Except as provided in the last paragraph of this section, the value of the property so transferred is includible without regard to the date when the transfer was made, whether before or after the enactment of the Revenue Act of 1916.

Example (1). The decedent at 90 years of age transferred property in trust, providing for an estate for life in his granddaughter, 22 years of age, and a remainder to a child of the granddaughter. It was further provided that the estate in remainder would revest in the decedent if he survived the life tenant. Since the property may revert to the decedent and since the beneficiary taking the remainder must survive the decedent in order to obtain possession or enjoyment of the property, the value of the estate in remainder is includible in the decedent's gross estate. The value of the outstanding life estate is not so includible, since the life tenant need not survive the decedent in order to obtain possession or enjoyment thereof.

Example (2). The decedent, during his life, transferred property in trust, giving the income therefrom to his son for life and the remainder to his son's surviving issue. If no issue survived the life tenant, the property was to revert to the decedent or his estate. This transfer does not satisfy requirement (a) of this section, since the life tenant's surviving issue need not survive the decedent in order to obtain possession or enjoyment of the property. Accordingly, no portion of the property is includible in the gross estate under this section.

Example (3). The decedent, during his life, transferred property in trust, giving the income to his wife for her life and the remainder to his father if living at the wife's death. If not, the property was to revert to the decedent if living, and if not, it was to pass to the decedent's issue and their heirs. If the father's death occurs first followed by the death of the decedent, it would appear at the moment immediately prior to the latter's death that possession or enjoyment of the remainder interest can be obtained only by beneficiaries who must survive the decedent. And since the property may revert to the decedent, requirements (a) and (b) of this section are both satisfied, and the value of the estate in remainder is includible in the decedent's gross estate.

Example (4). The decedent, during his life, transferred property in trust, providing for payment of the income to his son until the latter reached the age of 25, at which time the son would receive the corpus. If the son died before reaching 25, the corpus was to revert to the decedent if living; and if not, it was to pass to his son's heirs. No portion of the property is includible in the decedent's gross estate. Although the property may revert to the decedent, his son can obtain possession or enjoyment of the remainder interest even though the decedent is living. Thus, the first requirement is not satisfied.

Example (5). The decedent transferred property in trust retaining a life estate and giving a succeeding life estate to another, with the remainder to such succeeding life tenant's issue who survived both the decedent and the life tenant. The decedent also retained the power to designate who shall take the remainder in case the succeeding life tenant died without surviving issue. Here, possession or enjoyment of the property can be obtained by the succeeding life tenant and by the succeeding life tenant's issue only if they survive the decedent; thus satisfying requirement (a) of this section. Requirement (b) of this section is also satisfied with respect to the interests of both beneficiaries since the decedent retained a right in the entire property, i. e., a contingent power of appointment. The entire value of the property, including the value of the succeeding life estate and the remainder is, therefore, includible in the decedent's gross estate.

Example (6). The decedent transferred property in trust, reserving a life estate and providing succeeding life estates in his wife and son. Upon the death of the son, the principal was to be paid to the son's wife; if the son's wife did not survive her husband, to the son's issue; and if there were no issue, to the decedent's next of kin. In this case, the decedent has parted with every right or interest in the property and hence requirement (b) of this section is not satisfied. Accordingly, no part of the property is includible in the decedent's gross estate.

Example (7). The decedent transferred property in trust to pay the income to his son during decedent's life, and at decedent's death to pay the principal to his son if living; if not, to his son's issue surviving both the son and the decedent. In this case, the property may revert to the estate of the decedent if neither his son nor his son's issue survives him. Moreover, neither the son nor the latter's issue can obtain possession or enjoyment of the property unless they survive the decedent. The entire value of the estate in remainder is, therefore, includible in the latter's gross estate.

Example (8). The decedent, during his life, transferred property in trust providing for payment of the income to his daughter during the life of the survivor of himself and his wife, and the remainder to his daughter or her issue. The wife was given the unrestricted power to alter, amend or revoke the trust. At the decedent's death, his wife is still living. Here, although it appears immediately prior to the decedent's death that the property may revert by operation of law to the decedent's estate in the event that the daughter and her issue should predecease the decedent and his wife, the first requirement is not satisfied, since the wife can obtain possession or enjoyment of the property during the decedent's lifetime through the exercise of her power to alter, amend or revoke. No part of the property is, therefore, includible in the decedent's gross estate. If the wife had predeceased the decedent, requirement (a) of this section would be satisfied, since it would appear immediately prior to the decedent's death that neither his daughter nor her issue, the remaining beneficiaries, could obtain possession or enjoyment of the property unless they survived the decedent. Under these circumstances, the value of the remainder would be includible in the gross estate.

(Sec. 3791 of the Internal Revenue Code (53 Stat. 467; 26 U.S.C. 3791))

[SEAL] JOSEPH D. NUNAN, Jr.,
Commissioner of Internal Revenue.

Approved: May 1, 1946.

JOSEPH J. O'CONNELL, Jr.,
Acting Secretary of the Treasury.

[F. R. Doc. 46-7419; Filed, May 2, 1946; 11:51 a. m.]

TITLE 30—MINERAL RESOURCES

Chapter VI—Solid Fuels Administration for War

PART 602—GENERAL ORDERS AND DIRECTIVES

DIRECTION TO ALL BITUMINOUS COAL PRODUCERS PRODUCING COAL AT MINES EMPLOYING MEMBERS OF THE PROGRESSIVE MINE WORKERS OF AMERICA

Pursuant to SFAW Regulation No. 1, as amended, after 12:01 a. m. May 1, 1946, you are directed to hold unbilled pending further instructions from SFAW a number of loaded cars equivalent to not less than one full day's production of bituminous coal in the proportion of sizes normally produced. Such cars shall be held on mine or assigned tracks as far as practicable, and the balance, if any, up to one full day's production shall be held at the scales or other facilities made available by the railroad. Report by wire to your Area Distribution Manager on or before May 4, 1946, number of cars by sizes held at each mine pursuant to this direction.

Issued this 30th day of April 1946.

DAN H. WHEELER,
Deputy Solid Fuels Administrator for War.

[F. R. Doc. 46-7362; Filed, May 2, 1946; 10:25 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong.; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

PART 3293—CHEMICALS

[Limitation Order L-355, as Amended May 2, 1946]

ETHYL FLUID

The fulfilment of requirements for the defense of the United States has created a shortage in the supply of lead and tetraethyl lead, both imported and domestic, for defense, for private account and for export; and the following order is deemed necessary and appropriate to the public interest and to promote the national defense:

§ 3293.662 *Limitation Order L-355*—(a) *Definitions.* For the purposes of this order:

(1) "Ethyl fluid" is a mixture of tetraethyl lead and other ingredients designed to raise the octane number of gasoline. It includes: (i) "Motor ethyl fluid" which is ethyl fluid containing organic chlorides and bromides designed for use in motor gasoline for land- and sea-going engines; and (ii) "Aviation ethyl fluid" which is ethyl fluid without organic chlorides designed for use in aviation gasoline.

(2) "Use" means to blend ethyl fluid with gasoline or any component of gasoline or with any other material that can be blended with gasoline.

(b) *Restrictions on delivery.* (1) No producer of ethyl fluid shall deliver to any person in any calendar month more than 27% of the aggregate quantity of motor ethyl fluid delivered to such person in the months of November, December, 1945 and January, 1946, except that when a person certifies to a producer that he used more motor ethyl fluid than the quantity he received in the base period, the producer may deliver to such person in any month a quantity not in excess of 27% of the quantity of motor ethyl fluid certified to have been used in the base period.

(2) No producer of ethyl fluid may export outside the United States, its territories or possessions, in any calendar month, more motor ethyl fluid than 27% of the aggregate quantity exported in the months of November, December, 1945 and January, 1946 except on special authorization by the Civilian Production Administration.

(3) No person shall accept delivery of motor ethyl fluid at any one blending point if his inventory of motor ethyl fluid at that point is or will by virtue of such delivery become more than he needs in the succeeding 30 days on the basis of his current or scheduled rate of operations. Persons normally receiving deliveries of motor ethyl fluid by tank car or tank truck shall not maintain any inventory except in scale tanks for blending motor ethyl fluid with gasoline.

(4) Nothing in this paragraph shall prevent the delivery and receipt of a minimum tank car, tank wagon or drum carload by any person whose inventory of motor ethyl fluid is less than 30-days' supply.

(c) *Restrictions on use.* (1) No person shall in any month beginning with April, 1946 use more than 27 percent of the aggregate quantity of motor ethyl fluid which he used in the production of motor gasoline in the three months of November, December, 1945 and January, 1946.

(2) No person shall use aviation ethyl fluid in the production of motor gasoline or any component thereof, or use any gasoline component containing aviation ethyl fluid in the production of motor gasoline.

(3) No person shall use ethyl fluid to produce motor gasoline having higher than 80 octane (ASTM-D-357-45) for use in motor-propelled vehicles, trucks, tractors or boats or to produce aviation gasoline of 100 octane (A&N grade 100-130) or higher, except on special authorization from the Civilian Production Administration.

(d) *Exceptions.* Nothing in this order shall prevent the delivery, receipt and use for laboratory purposes of ethyl fluid in containers of one litre or less.

(e) *Newcomer's quota.* Any person who was not a user of ethyl fluid in November or December, 1945 or January, 1946 and who wishes to have a quota established for him to receive or use ethyl fluid in any calendar month, may apply by letter to the Civilian Production Ad-

ministration, Chemicals Division, Washington 25, D. C., Ref.: L–355.

(f) *Miscellaneous provisions*—(1) *Applicability of regulations.* This order and all transactions affected hereby are subject to all applicable regulations of the Civilian Production Administration, as amended from time to time.

(2) *Appeals.* Any appeals from the provisions of this order shall be made by filing with the Civilian Production Administration, Chemical Division, Washington 25, D. C., Ref.: L–355, a letter in triplicate referring to the particular provision appealed from and stating fully the grounds of the appeal.

(3) *Violations.* A person who wilfully violates any provision of this order or who, in connection with this order, wilfully conceals a material fact or furnishes false information to any department or agency of the United States is guilty of a crime, and upon conviction may be punished by fine or imprisonment.

(4) *Communications to Civilian Production Administration.* Communications concerning this order, shall, unless otherwise directed, be addressed to: Civilian Production Administration, Chemicals Division, Washington 25, D. C., Ref.: L–355.

Issued this 2d day of May 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46–7371; Filed, May 2, 1946; 11:11 a. m.]

PART 4700—VETERANS' EMERGENCY HOUSING PROGRAM

[VHP–1, Supp. 1]

FIXTURES AND EQUIPMENT

§ 4700.2 (a) *What this supplement does.* Veterans' Housing Program Order 1 restricts construction and alterations of buildings and certain other structures, including alterations incidental to the installation of equipment. It also restricts the installation of fixtures and mechanical equipment, whether or not alterations to the structure are involved. The installation of other machinery and equipment is not restricted by the order. Paragraph (b) (3) of VHP–1 defines a fixture as "any article attached to a building or structure and used as a part of the building or structure", and defines mechanical equipment as "any equipment which is used to operate a building or other structure". Several specific articles are listed in paragraph (b) (3) of VHP–1 as coming within these terms and certain other items are listed as not being covered by these terms. This supplement lists these and other specific items, indicating whether or not they are fixtures and mechanical equipment under VHP–1. It also explains other provisions of VHP–1 applying to these installations.

(b) *Fixtures and mechanical equipment.* (1) The following articles are considered fixtures and mechanical equipment if they are attached to a building or structure by nails or screws, if they are connected with the plumbing or other piping system of the structure, if they are connected to the lighting system of the structure (except by connection to an existing outlet without installing new wires or a new outlet), if a base or foundation is built for the item, or if the item is cemented to the building or structure:

Air conditioning equipment (except when used for humidity or temperature control in industrial processing or as refrigeration equipment in a cold storage warehouse or a frozen food locker plant and except self-contained individual units with no duct systems).
Bars.
Bookcases.
Booths.
Counters.
Furnaces and furnace burner or boiler burner units.
Heating equipment.
Kitchen cabinets.
Lighting equipment.
Marquees.
Panelling.
Partitions, wood or metal.
Plumbing equipment.
Signs, electric and other.
Show cases.
Soda fountains.
Ventilating equipment.
Any other article falling within the definitions of fixture and mechanical equipment stated in paragraph (a) of this supplement.
(None of the above items include any item specifically listed in paragraph (b) (2) of this supplement.)

(2) the following articles are never considered fixtures or mechanical equipment:

Air conditioning equipment where required to provide humidity or temperature control for industrial processing and self-contained individual units with no duct systems.
Airport equipment such as cargo and passenger handling equipment, signalling equipment, obstruction marking equipment and equipment used for lighting runways or for signalling.
Altars, choir stalls and church pews.
Automatic fire protection sprinkler systems.
Barn equipment such as milking machines, hay or litter conveyors, stanchions and stalls.
Blast furnaces.
Control or testing equipment used for industrial or utility purposes or in a laboratory or hospital.
Conversion oil or gas burners.
Conveyors.
Desks, chairs and cafeteria and gymnasium equipment in a school or college.
Escalators, elevators and dumb waiters.
Food warming, dishwashing and food preparation equipment in a restaurant or institution.
Furnaces for heat treating or similar industrial purposes.
Hospital equipment such as X-ray machines and operating tables.
Lighting equipment for flood lighting airports, railroads or other outdoor operations.
Machine tools.
Post-office equipment such as letter boxes and letter drops.
Power generating or transmitting equipment such as boilers, generators, and transformers (except where the primary purpose of the equipment is to provide electricity or steam for lighting or heating the building in which they are installed).
Projection and sound equipment.
Radio towers and other transmitting and receiving equipment.
Refrigeration equipment, such as compressors, in a cold storage warehouse or a frozen food locker plant.
Refrigerators (except where built as an integral part of the building).
Scales.
Service station equipment such as gasoline pumps, hydraulic lifts, battery chargers.
Stokers.
Storm windows, storm doors, screens and awnings.
Stoves.
Theatre seats.
Washing machines or dryers in a commercial laundry.
Other processing machinery and equipment.
Other machinery and equipment installed to provide a special service in a structure and not installed merely to operate the structure.

(c) *Cost of an installation of fixtures or mechanical equipment.* If any item covered by paragraph (b) (1) of this supplement is being installed in or on a building or other structure covered by the order, the cost of the job for the purpose of determining whether it is under the applicable allowance given in paragraph (d) (1) of VHP–1 must include the cost or value of the item (unless it has been previously used), in addition to the cost of new materials, the cost of paid labor engaged in the work and the amount paid for contractor's fees. The cost or value of previously used mechanical equipment and previously used fixtures need not be included in the cost of the job for this purpose. Paragraph (d) (3) of VHP–1 contains additional provisions prohibiting the splitting of a job for the purpose of coming within the exemptions of paragraph (d) (1) of the order.

(d) *Repairs to mechanical equipment.* Paragraph (b) (2) of VHP–1 provides that greasing, overhauling, repairing, or installing replacement parts in existing mechanical equipment in all types of structures, where no change in the structure is made, is not covered by the order, regardless of whether the cost of the job is within the applicable allowance under paragraph (d) (1) of the order, and the cost of such work need not be included in the cost of a job for the purpose of determining whether the job is within the applicable allowance under that paragraph. This provision applies to plumbing, heating, ventilating and lighting equipment. This provision covers the replacement of parts in a piece of mechanical equipment when the present parts are no longer serviceable but does not cover the replacement of an entire piece of equipment. For example, it is permissible, under this provision, to replace the grates in a furnace but not to replace the entire furnace; to replace the tubes in a boiler but not to replace the entire boiler, unless the total cost of the replacement is within the applicable job allowance under paragraph (d) (1) of VHP–1.

(e) *Installation of exempt machinery and equipment.* VHP–1 does not restrict the installation of machinery and equipment other than mechanical equipment. Paragraph (b) (2) of this supplement explains what equipment may be installed without regard to the provisions of the order. VHP–1 does, however, restrict the making of alterations to a building or other structure covered by the order in connection with the installation of such exempt machinery and equipment. For example, if a foundation is built inside a building to receive the equipment, or if partitions or new walls are installed to separate a machine from the rest of the plant, the cost of these building alterations must be computed in accordance with paragraph (d) (2) of VHP–1 and if the cost exceeds the applicable allowance for the building involved under paragraph (d) (1) of VHP–1, authorization must be obtained for the work. In computing the cost of the building alterations, the cost of new materials and paid labor and the amount paid for contractor's fees for the building alteration must be counted (together with the cost of any new fixtures or new mechanical equipment covered by paragraph (b) (1) of this supplement which may be installed at the same time), but the cost of the exempt machinery or equipment, whether new or used, need not be included nor need the cost of labor engaged in assembling the exempt machinery or equipment or in setting it in place and connecting it up. For example, in installing elevators which are listed in paragraph (b) (2) of this supplement, it would be necessary to count toward the cost of the job, the cost of new materials and paid labor and contractor's fees involved in preparing the shaft, in strengthening the building to support the elevator and in constructing a penthouse or bulkhead on the roof of the building or a room in the basement to enclose the motors. It would not, however, be necessary to include in the cost of the job the cost of the elevator car, the guide rails between which the car runs, the sheaves, the motors, the cables or the doors or frames to the elevator shaft or the cost of labor engaged in assembling and installing this equipment.

(f) *Installation of equipment outside and not attached to a building.* Under paragraph (b) (1) of VHP–1, the installation of any kind of equipment outside of and not attached to a building or other structure covered by the order is not restricted by the order. This exemption applies to mechanical equipment such as a fuel oil tank installed in the ground outside of a house or any other kind of machinery or equipment which is installed outside of and not attached to a building. The exemption is applicable whether or not a foundation must be built for the piece of equipment and whether or not the equipment is connected to a building by pipes or pipe lines, wires, or the like. The following items are examples of equipment exempt completely from the order if installed outside of and not attached to a building:

Blast furnaces.
Brick or lumber or pottery kilns.
Chimneys of industrial or utility type, constructed of radial brick, reinforced concrete or steel.
Coke ovens.
Fueling equipment.
Lighting systems.
Oil refinery processing equipment such as towers, reactors, heat exchangers and furnaces.
Radib towers.
Scales.
Signalling equipment.
Tanks.
Turntables.

Issued this 2d day of May 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46–7372; Filed, May 2, 1946; 11:11 a. m.]

Chapter XI—Office of Price Administration

PART 1499—COMMODITIES AND SERVICES

[SR 14G, Amdt. 7]

MODIFICATION OF MAXIMUM PRICES ESTABLISHED BY GENERAL MAXIMUM PRICE REGULATION FOR CERTAIN METALS AND MINERALS AND PRODUCTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 9 is amended to read as follows:

SEC. 9. *Modification of producers' maximum prices for brass mill products.* Regardless of the provisions of the General Maximum Price Regulation, any producer of brass mill products may make the modifications set forth in this section in the maximum prices established for his sales of such products by that regulation.

(a) *Specified brass mill products not covered by commodity schedules.* In the case of the brass mill products listed below, the following modifications may be made:

(1) *Additions to base prices.* The applicable amount set forth below may be added to the base price which the seller had in effect in March 1942 for the particular product. All additions are stated in cents per pound:

(i) *Copper products.*

Sheets and plates	2.57
Anodes	2.23
Strips and rolls	2.35
Rods (including bus and commutator)	2.42
Seamless tubes (other than water tubes)	2.11
Angles, channels, mouldings and open seam tubes	2.35
Extruded metal shapes	2.42

(ii) *Certain alloy products.*

Nickel alloys (all product forms)	4.19
Phosphor bronze (all product forms)	4.95

(iii) *Alloy products not covered by (ii) above.*

Sheets and plates	2.61
Strips and rolls	2.61
Rods	2.05
Wire	2.65
Seamless tubes (other than tubes for plumbing)	2.62
Angles, channels, mouldings and open seam tubes	2.61
Extruded metal shapes	2.05

(2) *Modifications of discounts from list extras.* The following applicable reductions in discounts from list extras which the seller had in effect in March 1942 for the particular product may be made:

(i) *Copper.*

	Reduce discounts in column A to the discounts set forth in column B	
	A	B
	Percent	*Percent*
Sheets and plates	33⅓	25
Anodes [1]		
Strips and rolls	33⅓	25
Rods (including bus and commutator)	33⅓	25
Seamless tubes 10" O. D. & larger (other than pipe and water tubes)	33⅓	25
Seamless tubes smaller than 10" O. D. (other than pipe and water tubes)	33⅓	20
Angles, channels, mouldings and open seam tube	33⅓	25
Extruded metal shapes	33⅓	25

[1] No change.

(ii) *Certain alloy products.*

	Reduce discounts in column A to the discounts set forth in column B	
	A	B
	Percent	*Percent*
Nickel alloy sheets and plates under ½" thick	25	20
Nickel alloy plates ½" and thicker	50	33⅓
Nickel alloy rods	25	20
Nickel alloy wire	25	20
Nickel alloy seamless tubes 3¾" O. D. and larger [1]		
Nickel alloy seamless tubes smaller than 3¾" O. D.	25	15
Nickel alloy angles, channels, mouldings and open seam tubes	25	20
Nickel alloy extruded metal shapes [1]		
Phosphor bronze sheets and plates under ½" thick	25	20
Phosphor bronze plates ½" and thicker	50	33⅓
Phosphor bronze rods	25	20
Phosphor bronze wire	25	20
Phosphor bronze seamless tubes 10" O. D. and larger [1]		
Phosphor bronze seamless tubes smaller than 10" O. D.	25	15
Phosphor bronze angles, channels, mouldings and open seam tubes	25	20
Phosphor bronze extruded metal shapes [1]		

[1] No change.

(iii) *Alloy products not covered by (ii) above.*

	Reduce discounts in column A to the discounts set forth in column B	
	A	B
	Percent	*Percent*
Sheets and plates under ½" thick	33⅓	25
Plates ½" and thicker	50	33⅓
Strips and rolls	33⅓	25
Rods	33⅓	25
Wire	33⅓	25
Seamless tubes, 10" O. D. and larger (other than pipe and water tubes) [1]		
Seamless tubes, smaller than 10" O. D. (other than pipe and water tubes)	25	10
Angles, channels, mouldings and open seam tubes	33⅓	25
Extruded metal shapes	33⅓	25

[1] No change.

(3) *Modification of net extras.* The modification set forth below may be made in the net extras which the seller had in effect in March 1942.

Copper and alloy tubes smaller than 10" O. D.: applicable net extras, other than extras for quantity, may be increased by 24%.

(4) *Cutting extras for copper seamless tubes not charged in March 1942.* The net extras set forth in the price schedules published by Chase Brass & Copper Company, Incorporated; The American Brass Company; or Revere Copper and Brass Incorporated and outstanding in March 1942 for cutting seamless tubes to length, plus 12% of such extras, may be added when applicable.

(b) *Brass mill products covered by commodity schedules.* In the case of brass mill products covered by commodity schedules, the following modifications may be made:

(1) *Products other than pipe and water tube.* (i) Where the price for a product was determined in March 1942 in accordance with a schedule setting forth certain deductions, the maximum price may be computed by modifying the applicable base prices and extras in accordance with (a) above before subtracting the applicable deductions in effect in March 1942.

(ii) Where the price of the product was determined in March 1942 in accordance with a schedule setting forth net prices (prices not subject to list and discount extras), an amount not to exceed 2.8 cents per pound may be added to the applicable net price in effect in March 1942.

(2) *Copper and alloy pipe and water tube.* The following reductions in applicable discount from list prices in effect during March 1942 may be made:

	Reduce discounts in column A to the discounts set forth in column B	
	A	B
Sales to distributors	*Percent*	*Percent*
Under 2,000 feet or pounds	37	28
Including 2,000 feet or pounds or more	41	32
Sales to consumers		
Under 2,000 feet or pounds	22	13
Including 2,000 feet to 10,000 feet or pounds	31	22
Including 10,000 feet or pounds or more	35	26

(c) *Modifications not covered by (a) and (b) above.* (1) In the case of brass mill products not covered by paragraphs (a) and (b) above, the maximum net price (determined by calculating applicable base price and extras in effect in March 1942) may be increased by 13.26%.

(2) In the case of net extras (other than quantity) not covered by paragraphs (a) and (b) above, the net extras in effect in March 1942 may be increased by 12%.

(3) In the case of discounts from list extras not covered by paragraphs (a) and (b) above, the following modifications may be made:

If discount in effect in March 1942 was 40%, reduce to 33⅓%.
If discount in effect in March 1942 was 33⅓%, reduce to 25%.
If discount in effect in March 1942 was 25%, reduce to 20%.
If discount in effect in March 1942 was 20%, reduce to 15%.

(d) *Definitions.* When used in this section, the term:

(1) "Commodity schedules" means price schedules issued by a producer setting forth prices for brass mill products sold for particular uses.

(2) "Net extras" means extras customarily published by the brass mill industry as a net amount. It does not include list and discount extras reduced to a net amount.

(3) "Brass mill product" means copper and copper base alloy products produced by rolling, drawing, extruding, rerolling, redrawing, including sheets, strips, bars, rods, wire, pipe, tubes and shapes. It does not include wire or cable for electrical transmission, welding wire or rod, babbitt metal, lock seam tubes, billets, ingots, copper rods or bars produced and sold for the manufacture of electrical wire or cable, any fabricated product which has been made from any of the above listed brass mill products, or any product for which a maximum price is established by any maximum price regulation issued by the Office of Price Administration, other than the General Maximum Price Regulation.

This amendment shall become effective May 1, 1946.

Issued this 1st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7352; Filed, May 1, 1946; 4:36 p. m.]

PART 1390—MACHINERY AND TRANSPORTATION EQUIPMENT

[RMPR 136, Amdt. 35]

MACHINES, PARTS AND INDUSTRIAL EQUIPMENT

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 19 (i) (3) (i) of Revised Maximum Price Regulation 136 is amended in the following respects:

Strike out the following words and figures: "Radio power and audio transformers, chokes and vibrators, 16.1%", and substitute, therefor, the following:

	Percent
Audio transformers having fixed iron cores and audio chokes having fixed iron cores	25.0
All other radio transformers for power circuits; and vibrators	19.0

This amendment shall become effective May 7, 1946.

Issued this 2d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7375; Filed, May 2, 1946; 11:36 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[FPR 2, Amdt. 8 to Rev. Supp. 2]

OATS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Supplement 2 to Food Products Regulation 2 is amended in the following respects:

1. Section 13 (c) (1) is amended to read as follows:

(1) Except as provided in subparagraph (3) below, where official inspection is necessary to complete a contract for the sale of oats the cost thereof shall be borne by the seller.

2. Section 13 (c) (3) is added to read as follows:

(3) Where any state law requires that oats shipped into such state for feeding purposes be inspected for noxious weeds, the seller may add the actual cost of such inspection to his maximum price.

This amendment shall become effective May 7, 1946.

Issued this 2d day of May 1946.

PAUL A. PORTER,
Administrator.

Approved April 22, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-7374; Filed, May 2, 1946; 11:32 a. m.]

PART 1499—COMMODITIES AND SERVICES

[RMPR 165, Amdt. 1 to Supp. Service Reg. 37]

CONTRACT SERVICES RENDERED IN CONNECTION WITH HARVESTING AND BALING OF ALFALFA HAY AND FLAX STRAW IN THE IMPERIAL VALLEY AREA

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

SSR 37 is amended in the following respect:

Table 1 of § 1499.2272 (a) (1) is amended to read as follows:

TABLE I

Alfalfa Hay

Mowing	$0.85 per acre.
Raking	$1.15 per acre.
Baling	$4.00 per ton.
Where piling is not to exceed 9 bales high	$0.09 per bale.
Where piling is in excess of 9 bales high	$0.10 per bale.

Flax Straw

Baling	$5.00 per ton.

This amendment shall become effective May 2, 1946.

Issued this 2d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7378; Filed, May 2, 1946; 11:31 a. m.]

PART 1305—ADMINISTRATION

[SO 126, Amdt. 27]

EXEMPTION AND SUSPENSION OF CERTAIN ARTICLES OF GOODS FROM PRICE CONTROL

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith; and it has been filed with the Division of the Federal Register.

Supplementary Order No. 126 is amended in the following respect:

1. The item "toys and games, etc." in section 7 (a) is amended to read: Toys and games, except velocipedes, tricycles, scooters, children's automobiles, wheeled play cars, and metal wagons longer than eighteen inches. (Electronic kits are not considered toys or games.)

2. Section 7 (a) is amended by adding the following to the list of articles contained therein:

Toy and game parts, except engines for model airplanes, boats and racing cars, apparel for dolls, and parts of velocipedes, tricycles, scooters, children's automobiles, wheel play cars and metal wagons. (A toy or game part is a specific part, subassembly or accessory originally designed for use in a toy or game, and fabricated to such an extent that it may be identified as to its ultimate use in a toy or game; and it has no practicable use other than as a part of a toy or game.

Miniature gasoline engines for model airplanes, boats and racing cars of one-half horsepower, or less.

This amendment shall become effective on the 1st day of May 1946.

Issued this 1st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7343; Filed, May 1, 1946; 11:40 a. m.]

PART 1305—ADMINISTRATION

[SO 126, Amdt. 28]

EXEMPTION AND SUSPENSION OF CERTAIN ARTICLES OF CONSUMER GOODS FROM PRICE CONTROL

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith has been filed with the Division of the Federal Register.

Supplementary Order No. 126 is amended in the following respects:

1. Section 2 (b) is amended by adding the following items of Household accessories:

Glassware, china and pottery electroplated with precious metals e. g. silver deposit ware.

2. The item "musical instruments, parts, and accessories . . ." in section 2 (e) is removed from that section, added to the list of items in section 2 (1), and amended to read as follows:

Musical instruments, parts, and accessories, but not including metallic strings, leather and leather covered instrument cases, chairs, and music cabinets.

3. Section 2 (l) is amended by adding the following article to the list contained therein:

License plates.

4. Section 2 (g) is amended by adding the following item:

Piano benches but not chairs or music cabinets.

5. The item "custom-built, non-upholstered, wooden furniture . . ." in section 2 (g) is amended to read:

Custom-built furniture, produced to fill the particular specifications of a single purchaser involving only one transaction, and sold in a quantity not exceeding two units, or in the case of dining room chairs, not exceeding a set of twelve. In the case of upholstered furniture the inner frame must also be specifically designed and constructed to the individual specifications of the purchasers. If stock pattern frames are used for any article of furniture the article is not considered custom-built. Sales of larger quantities than those specified above, or repeat sales of the same article (whether or not minor changes are made) are not exempted and remain subject to the pricing and reporting provisions of § 1499.155 through § 1499.158 of Maximum Price Regulation No. 188.

This amendment shall become effective on the 6th day of May 1946.

Issued this 1st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7344; Filed, May 1, 1946; 11:43 a. m.]

PART 1305—ADMINISTRATION

[SO 129, Amdt. 16]

STRUCTURAL STEEL SHAPES OR PLATES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 13 (b) is amended by adding the following items to the list of products set forth therein:

Structural steel shapes or plates formerly subject to the General Maximum Price Regulation fabricated for such structures as bridges, buildings, conveyor towers, conveyor supports, docks, ladles over 40 tons capacity, storage tanks (field erected), storage bins, radio towers, transmission towers, mine structures, power structures and substations. This suspension does not apply to any product or services for which a maximum price is established by any of the following Revised Price Schedules or Maximum Price Regulations:

Revised Price Schedule No. 6—Iron and Steel Products.

Revised Price Schedule No. 49—Resale of Iron or Steel Products.

Revised Maximum Price Regulation No. 136—Machines, Parts and Industrial Equipment.

Revised Maximum Price Regulation No. 159—Fabricated Concrete Reinforcing Bars.

Maximum Price Regulation No. 188—Manufacturers' Maximum Prices for Consumers' Goods Other than Apparel.

Revised Maximum Price Regulation No. 251—Construction Services and Sales of Installed Building Materials.

Maximum Price Regulation No. 581—Industrial Services.

Maximum Price Regulation No. 591—Specified Mechanical Building Equipment.

Maximum Price Regulation No. 592—Specified Construction Materials and Refractories.

This amendment shall become effective May 1, 1946.

Issued this 1st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7345; Filed, May 1, 1946; 11:43 a. m.]

PART 1305—ADMINISTRATION

[SO 132,[1] Amdt. 26]

EXEMPTION AND SUSPENSION FROM PRICE CONTROL OF CERTAIN FOODS, GRAINS AND CEREALS, FEEDS, TOBACCO AND TOBACCO PRODUCTS, AGRICULTURAL CHEMICALS, INSECTICIDES AND BEVERAGES

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

Supplementary Order No. 132 is amended in the following respect:

In section 2 (a) (1) the following commodities are added in alphabetical order:

	From—	Termination date
Processed berries and berry products including fountain fruits made from berries. (This does not include, however, processed cranberries, cranberry products, or any processed product made by mixing or blending berries with apples or other fruit such as, but not limited to, raspberry-apple jelly.)	May 1, 1946	Indefinite.

This amendment shall become effective May 1, 1946.

Issued this 1st day of May 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

For the reasons stated in the Statement of Considerations accompanying the foregoing amendment, I approve the suspension of the commodities named.

CHESTER BOWLES, *Director,*
Office of Economic Stabilization.

Approved: April 24, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-7346; Filed, May 1, 1946; 11:44 a. m.]

PART 1305—ADMINISTRATION

[SO 133, Correction]

INDIVIDUAL COMPANY ADJUSTMENT PROVISION FOR MANUFACTURERS OF CERTAIN PRODUCTS

In Appendix A of the printed copy of the above described document, the item "RPS 44—Asphalt or Tarred Roofing Products" should be corrected to read "RPS 45—Asphalt or Tarred Roofing Products".

This correction shall become effective May 1, 1946.

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[1] 10 F.R. 14954, 15170; 11 F.R. 296, 297, 881, 1102, 1467, 2378, 2640, 2989, 2927, 3247, 3396.

Issued this 1st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–7347; Filed, May 1, 1946; 11:44 a. m.]

PART 1312—LUMBER AND LUMBER PRODUCTS

[MPR 535–1,[1] Amdt. 6]

INSULATION AND FELT CORDWOOD AND RELATED PRODUCTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 535–1 is amended in the following respects:

1. Section 11 (h) (2) is amended to read as follows:

(2) *Maximum prices.* $9.40 per cord f. o. b. rail cars. When delivered to the consuming mill by truck, add $2.40 per cord to f. o. b. rail cars price.

2. Section 11 (j) (2) is amended to read as follows:

(2) *Maximum prices.* $9.40 per cord f. o. b. rail cars or delivered to the mill by truck.

3. Section 11 (k) (2) is amended to read as follows:

(2) *Maximum prices.* $8.80 per cord f. o. b. cars. When delivered to the consuming mill by truck, add $2.00 per cord to the f. o. b. cars price.

4. Section 11 (l) (2) and (4) are amended to read as follows:

(2) *Maximum prices.*

TABLE 3—ZONE 464–VI

Species:	*Per cord f. o. b. cars*
Rough pine	$8.30
Peeled pine	11.50
Rough hardwood	8.80
Peeled hardwood	12.00

(4) *Truck delivery provision.* If wood is delivered to the mill by truck, $2.00 per cord may be added to the f. o. b. cars price.

5. Section 11 (m) (2) is amended to read as follows:

(2) *Maximum prices.* $8.80 per cord f. o. b. rail cars. When delivered to the consumer's mill by truck, add $2.00 per cord to the f. o. b. cars price.

This amendment shall become effective May 6, 1946.

Issued this 1st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–7331; Filed, May 1, 1946; 11:42 a. m.]

PART 1312—LUMBER AND LUMBER PRODUCTS

[MPR 535–7,[2] Amdt. 3]

CHEMICAL CORDWOOD

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 535–7 is amended in the following respects:

1. Section 18 (b) (3) is amended to read as follows:

(3) Table c—F. o. b. cars or delivered by truck—all species.

$7.20 per unit of 128 cubic feet.

This amendment shall become effective May 6, 1946.

Issued this 1st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–7332; Filed, May 1, 1946; 11:42 a. m.]

PART 1315—RUBBER AND PRODUCTS AND MATERIALS OF WHICH RUBBER IS A COMPONENT

[RPS 87, Amdt. 14]

SCRAP RUBBER

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Table II of § 1315.1263, Appendix A, is amended by adding thereto the following item:

Kind of scrap rubber	Maximum prices at consuming centers	
	Akron, Ohio, Buffalo, N. Y., E. St. Louis, Ill., Gadsden, Ala., Memphis, Tenn., Naugatuck, Conn.	Los Angeles, Calif.
Black carcass [3]--	*Dollars per short ton natural* [4] 50.00	*Dollars per short ton natural* [4] 40.00

[3] *Black carcass.* This kind shall consist of all black carcass, free of tread and sidewall rubber and synthetic rubber.

This amendment shall become effective May 6, 1946.

Issued this 1st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–7320; Filed, May 1, 1946; 11:41 a. m.]

PART 1347—PAPER, PAPER PRODUCTS, RAW MATERIALS FOR PAPER AND PAPER PRODUCTS, PRINTING AND PUBLISHING

[RMPR 464,[1] Amdt. 3]

PULPWOOD PRODUCED IN DESIGNATED STATES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation No. 464 is amended in the following respects:

1. In Appendix B (a), subparagraph (1) is amended to read as follows:

(1) The maximum price per cord for pulpwood cut from the stump in Zone II shall not exceed $9.60 for rough wood; and $13.60 for peeled wood, f. o. b. cars, banked down at a barge landing, or delivered to mill by truck. However, when pulpwood, other than that produced in the State of Delaware, is delivered to a consumer by truck or similar vehicle, by or at the expense of the seller, an amount not in excess of $2.40 per cord may be added to the maximum price for wood delivered f. o. b. cars as hereinabove set forth. When pulpwood is loaded on a barge by or at the expense of the seller, an amount not in excess of $1.00 per cord may be added to the maximum price at the landing.

2. In Appendix C (a), subparagraph (1) is amended to read as follows:

(1) The maximum price per cord for all species of pulpwood cut from the stump in Zone III shall not exceed $9.40 for rough wood and $13.20 for peeled wood, f. o. b. cars, except spruce wood in which case the maximum price shall not exceed $13.40 for rough spruce wood and $17.20 for peeled spruce wood, f. o. b. cars. When pulpwood is delivered to a consumer by truck or similar vehicle, by or at the expense of the seller, an amount not in excess of $2.40 per cord may be added to the maximum price for wood delivered, f. o. b. cars as hereinbefore set forth.

3. In Appendix D (a), subparagraph (1) is amended to read as follows:

(1) The maximum price per cord for pulpwood cut from the stump in Zone IV shall not exceed $9.40 for rough wood and $13.20 for peeled wood, f. o. b. cars. When pulpwood is delivered to a consumer by truck or similar vehicle, by or at the expense of the seller the maximum price shall be the f. o. b. car price stated above plus or minus the same dollars-and-cents differential, if any, which the particular mill paid over or under its highest f. o. b. car price in the months of January and February 1943, for the same type of delivery of the same species and condition of pulpwood.

4. In Appendix E (a), subparagraph (1) is amended to read as follows:

(1) The maximum price per cord for pulpwood cut from the stump in Zone V shall not exceed $8.80 for rough wood and $12.50 for peeled wood, f. o. b. cars. When pulpwood is delivered to a consumer by truck or similar vehicle, by or at the expense of the seller, an amount not in excess of $2.00 per cord may be added to the maximum price for wood delivered f. o. b. cars as hereinbefore set forth.

5. In Appendix F, paragraph (a) (1) is amended to read as follows:

(a) (1) Maximum prices per cord for pulpwood cut from the stump in Zone VI shall not exceed the following, f. o. b. cars:

Rough pine	$8 30
Peeled pine	11 50
Rough hardwood	8 80
Peeled hardwood	12.00

When pulpwood is delivered to a consumer by truck or similar vehicle, by or at the expense of the seller, an amount not in excess of $2.00 per cord may be added to the maximum price for wood delivered f. o. b. cars as hereinbefore set forth. Where pulpwood is banked at a rail siding at the buyer's request and is later loaded at the seller's expense on the railway car, an amount not in excess of 80¢ per cord may be added to the maximum price.

6. In Appendix G (a), subparagraph (1) is amended to read as follows:

(1) Maximum prices per cord for pulpwood cut from the stump in Zone VII shall not exceed $8.80 for rough wood and $12.00 for peeled wood, f. o. b. cars. Where pulpwood is delivered to a consumer by truck or similar vehicle, by or at the expense of the seller, the maximum price shall be the f. o. b. car price stated above, plus or minus the same dollars and cents differential, if any, which the particular mill paid over or under its highest f. o. b. car price in the months of January and February 1943, for the same type of delivery of the same species and condition of pulpwood.

This amendment shall become effective May 6, 1946.

Issued this 1st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–7328; Filed, May 1, 1946; 11:42 a. m.]

PART 1360—MOTOR VEHICLES AND MOTOR VEHICLE EQUIPMENT

[MPR 594,[1] Amdt. 4]

MAXIMUM PRICES FOR NEW PASSENGER AUTOMOBILES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 594 is amended in the following respects:

1. Section 7 (c) is amended to read as follows:

(c) *Action by OPA.* A request for approval of maximum prices under this section shall be granted or denied in an order issued by the Administrator. This order shall be issued not later than seven days from the date the request for approval is filed with the OPA, or from the date all required information is filed with the OPA. In each order authorizing maximum resale prices there shall be stated maximum resale prices for all classes of resellers. These maximum resale prices shall reflect reseller's initial margins over their invoice costs, adjusted to reflect any absorption factor which OPA determines shall be applied uniformly to prices for sales at distributive levels.

2. The last sentence in section 8 (c) (2) (iii) is amended to read as follows: "Nor shall it include any increase which is not an approved wage increase under Executive Order 9697."

3. The references in section 8 (f) to "OPA Form 6085–2559" are amended to read "OPA Form 6085–2558".

4. Section 9a (b) is amended to read as follows:

(b) *Method*—(1) *Manufacturers' prices.* You shall establish a manufacturer's maximum price under this section by increasing or decreasing, whichever the case may be, your maximum price of the automobile or extra, special or optional equipment, prior to modification, by the amount which represents the net difference (which may be a minus amount) between its direct labor and direct materials costs prior to the change and such costs after the change. This net difference shall be determined in accordance with section 5 (c).

(2) *Resale prices.* When a manufacturer's maximum price shall have been adjusted under subparagraph (1) above, you shall adjust corresponding maximum resale prices by including or subtracting from the applicable resale prices the net amount of the manufacturer's adjustment, plus the percentage margin over reseller's invoice cost included in the resale prices on November 1, 1941.

5. A new subparagraph (6) is added to section 9a (c) to read as follows:

(6) Where maximum resale prices prior to modification are specific dollars and cents prices for each class of reseller, furnish the adjusted resale prices for the modified automobile or extra, special or optional equipment.

6. Section 9a (d) is amended to read as follows:

(d) *Action by OPA.* OPA shall approve or disapprove proposed manufacturers' and resellers' maximum prices or establish different maximum prices in accordance with this section. This action shall be taken by order except as provided in the following paragraph.

In each of the following instances, proposed maximum prices may be approved by letter from the Price Executive, Automotive Branch, OPA National Office, or a person authorized to act in his capacity. However, proposed maximum prices in the following instances shall be considered approved by OPA when not disapproved within ten days from the date the application is received by the Automotive Branch, OPA National Office, Washington, D. C. But when additional information is requested, the ten days shall run from the date the last additional information is filed. These instances are:

(1) When the units are to be sold by you, the manufacturer, direct to a user.

(2) When the units are to be sold by you, the manufacturer, to purchasers outside the United States or its territories and possessions.

(3) When less than a total of 25 units are to be resold through all resellers in the continental United States or its territories and possessions.

(4) When the units are to be resold by a reseller in a one-time sale to the United States Government or a state or municipal government.

In instance (3) or (4), you, the manufacturer, shall notify applicable resellers of proposed resale prices approved as maximum prices by letter to you or because they were not disapproved within the ten-day period.

6a. Paragraph (e) of section 9a is amended to read as follows:

(e) *When proposed maximum prices may be charged and collected.* Maximum prices proposed for approval in accordance with paragraph (c) of this section may be charged and collected in accordance with the following provisions:

(1) *Proposed maximum prices which must be approved by order.* Proposed manufacturers' maximum prices which must be approved by order may be charged on and after the date of mailing of the application but may not be collected in whole or in part until approved by OPA. Proposed resellers' maximum prices which must be approved by order may not be charged or collected until approved by OPA.

(2) *Proposed maximum prices which may be approved by letter or by ten day provision*—(i) *Manufacturers' proposed prices.* Proposed manufacturers' maximum prices which may be approved by letter or by OPA not acting on an application within ten days after receiving it, the application, may be charged and collected on and after the date of mailing of the application. If the maximum price approved is lower than the maximum price proposed, then the manufacturer shall refund to the purchaser the difference between the adjustment proposed and the adjustment allowed.

(ii) *Resellers' proposed prices.* Proposed resellers' maximum prices which may be approved by letter or by OPA not acting on an application within ten days after receipt of the application may be charged and collected on and after the date the reseller receives notification from the automobile manufacturer of the resale prices which have been proposed to the OPA for approval. Resellers shall refund to purchasers the difference between the adjustment in resellers' prices proposed by the manufacturer and the adjustment which is allowed.

7. Section 10 is amended by including the numeral "6" in the second sentence following the word "section" and before the phrase "7, 8 or 9".

8. Section 15 is amended to read as follows:

SEC. 15. *Certificate of transfer.* Every reseller, when he sells a new passenger automobile, except in the case of a sale at wholesale by a reseller to another reseller in accordance with a franchise agreement, shall prepare a Certificate of Transfer, Appendix C, in accordance with the instructions in that appendix, sign it, and turn in the original to his price control board not later than five days from the date of sale, give a copy to the purchaser at the time of sale, and keep a copy in his files for OPA inspection when so required by section 17 (a) (2).

9. The second sentence in the second paragraph of section 20 is amended to read as follows: "A reseller is not permitted to require the purchaser, as a condition of the sale or transfer of the new automobile, to make payment over a period of time; to require him to finance the purchase through any particular lending agency except where the reseller customarily does business with the particular lending agency and the finance charges arising from doing business with that agency are reasonable and are based on rates for the type of service permitted by the applicable state statute; to require him to purchase any equipment, accessories, repairs, parts, or services so as to increase the total compensation above the new automobile maximum price; to require him to purchase any other commodity or service; or to require him to make payment in whole or in part by exchanging, transferring or trading in any other vehicle, product or commodity."

[1] 9 F.R. 5306; 10 F.R. 15958, 22625; 11 F.R. 1814.

[2] 9 F.R. 5250; 10 F.R. 15170; 11 F.R. 1815.

[1] 8 F.R. 14074; 9 F.R. 14278, 6359.

[1] 10 F.R. 11350, 14607.

10. The second sentence in the narrative in Appendix A is amended to read as follows: "When a manufacturer is authorized by an order issued by OPA to charge maximum prices under section 6, 7 or 8, resellers shall be authorized in the same order to charge new maximum resale prices based on the new maximum prices of the manufacturer."

11. The narrative in Appendix C following the headnote "Instructions" is amended to read as follows:

Every reseller, when he sells a new passenger automobile, except in the case of a sale at wholesale to another reseller in accordance with a franchise agreement, shall prepare this Certificate of Transfer, sign it, and turn in the original to his price control board not later than five days from the date of sale, furnish a copy to the purchaser at the time of sale, and keep a copy available for inspection by the Office of Price Administration in accordance with section 17 of Maximum Price Regulation 594.

This amendment shall become effective May 1, 1946.

NOTE: All reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 1st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7340; Filed, May 1, 1946; 11:43 a. m.]

PART 1382—HARDWOOD LUMBER

[RMPR 97,[1] Corr. to Amdt. 22]

SOUTHERN HARDWOOD LUMBER

Amendment 22 to Revised Maximum Price Regulation 97 is corrected as follows:

1. In item 2 of the amendment in Table 14 entitled, "Hickory," the price for the item, 1 inch thick, Log Run, which now reads, "$49.50", is corrected to read $47.50.

2. In item 5 of the amendment, in footnote 8 under Table 1 entitled, "Factory Grades—Rough," the word, "and," in the second sentence is corrected to read "end" so that the second sentence will read as follows: "No addition is permitted for customary double end trimming."

3. In item 5 of the amendment, in Table 2 entitled, "Finish and Common Yard Grades—Rough," the price for the item,

6/4 x 20" B finish—standard lengths 8' and longer which reads $170.00 is corrected to read, $170.50.

4. In item 5 of the amendment, in Table 2 entitled, "Finish and Common Yard Grades—Rough," the price for the item,

4/4 x 5 and 10", No. 3 Common—standard lengths 6' to 20' which reads $33.00 is corrected to read, $38.00.

5. In item 5 of the amendment, in footnote 4 under Table 2 entitled, "Finish and Common Yard Grades—Rough", the first word which now reads "clear" is corrected to read, "cleat" so that footnote 4 will read as follows:

[4] Cleat stock in grade equal to No. 1 Common or Better, counted on Leaver measurement, 1 x 6" and under in width, under 8' in length, bundled, $53.50 per M'BM; for 5/4" and 6/4", add $10.00 per M'BM.

This correction shall become effective May 6, 1946.

Issued this 1st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7321; Filed, May 1, 1946; 11:41 a. m.]

[1] 9 F.R. 5223; 10 F.R. 595, 1788, 1739, 2929, 4658, 10184, 11858, 14187, 14607; 11 F.R. 3886.

PART 1499—COMMODITIES AND SERVICES

[Rev. SR 11, Amdt. 80]

EXCEPTIONS TO CERTAIN SERVICES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 1499.46 of RSR No. 11 is amended in the following respects:

1. A new subparagraph is added to paragraph (b) thereof to read as follows:

(160) Printing on textiles when overall design is printed by the use of hand-cut and hand-inked blocks or dyes.

2. A new subparagraph is added to paragraph (f) thereof to read as follows:

(5) Dressing, dyeing, and processing (such as blending, tipping, shearing, etc.) of such fur skins, and pelties as are suspended from price control under Article II, section 8 (b) of SO No. 126.

This amendment shall become effective May 6, 1946.

Issued this 1st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7318; Filed, May 1, 1946; 11:44 a. m.]

PART 1373—PERSONAL AND HOUSEHOLD ACCESSORIES

[MPR 564, Amdt. 11]

FOUNTAIN PENS AND MECHANICAL PENCILS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 564 is amended in the following respects:

1. Section 23 is amended by adding the following retail ceiling prices for fountain pens and mechanical pencils to the lists of manufacturers already included in the regulation.

Name	Brand	Article	Model	Retail ceiling price
Arkon Mfg. Co.		Ball point pen	100	$8.00
Avon Products Co.		Fountain pen	720	2.35
		do	106	1.68
		do	721	1.22
		do	200	12.50
Ball Pen Co		do	700	3.50
C. E. Barrett	Aristrocrat	do	400	2.00
	Style King	Mechanical pencil	300	1.50
	Style King	do	200	2.00
	Aristrocrat	do	150	1.50
	Vogue-Deluxe	do		12.50
S. Buchsbaum & Co.	Style King	Fountain pen		
Collins Pen Co.		do	100	1.35
Columbia Pencil Co.		Mechanical pencil	177	2.25
A. G. Debs	Debs	do	400	1.37
Eberhard Faber		Ball point pen	400	15.00
Eversharp Pen Co.	Retractable gold or silver.	do		25.00
	Scout	Mechanical pencil	S-1762	1.15
Eagle Pencil Co.		do	044C	.50
Essex Pen Co.		Fountain pen	0623	7.50
Essex Pen Company		Ball point pen		7.50
		do	100	10.00
Fieldstone Tool & Machine Co.		Mechanical pencil	18	2.00
A. H. Hartman		Ball point pen	1A	8.50
Holly Pen Corp.		Mechanical pencil	16	.89
Imperial Pen & Pencil Co.		Ball point pen	1	10.00
Kaiser Mfg. Co.		Knife-pencil		2.50
Markut Distributing Co.	Markut	Fountain pen	3500	2.65
Martin P. King & Sons	Penman	do	330	1.64
	do	do	250	3.00
	do	Mechanical pencil	100	.85
	do	do	350G-100	3.50
	do	Fountain pen and mechanical pencil set.		
		Fountain pen	20	1.00
Mercury Pen Co.		Mechanical pencil	961H	8.75
Moore Pen Co.		do	613	5.00
		do	44	.70
New Diamond Point Pen Co.		do	104	4.14
Norma Pencil Co.		do	304	6.50
		do	204	4.54
		do	196	3.92
		do	101A	2.75
Penclinife Co.		do	850	1.25
Pen-N-Pencil Co.	Marvel	do	P-1295	.75
Readyrite Co.		Fountain pen	760	5.00
Rite Craft Pen Co.		do	134	.70
Servall Pen Co.		do	556	.80
		do	50	3.50
Schlosser Pen Co.		Fountain pen and mechanical pencil set.		
		Mechanical pencil	K780	1.00
Scripto Mfg. Co.		do	100	.65
Sloan Pen Co.		do	V-100	.85
Universal Fountain Pen & Pencil Co.				

2. Section 23 is amended by correcting the listing of the Scripto Manufacturing Company Model 9000 to read as follows:

Name	Brand	Article	Model	Retail ceiling price
Scripto Manufacturing Co.		Mechanical pencil.	M900	$1.00

3. Section 23 is amended by correcting the model listings of the No. 7 and the No. 8 pens made by the Southern Pen Company to read as follows:

Name	Brand	Article	Model	Retail ceiling price
Southern Pen Co.		Fountain pen.	17	$1.00
		do	18	1.00

4. Section 23 is amended by changing the price listing of the Essex Pen Company Model 0622C pen to read as follows:

Name	Brand	Article	Model	Retail ceiling price
Essex Pen Co.		Fountain pen.	0622C	$1.00

5. Section 23 is amended by adding a brand name to the already listed No. 7884 Mechanical Pencil made by the Ritepoint Company to read as follows:

Name	Brand	Article	Model	Retail ceiling price
Ritepoint Co.	R-Line	Mechanical pencil.	7884	$0.95

This amendment shall become effective on the 1st day of May 1946.

Issued this 1st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7333; Filed, May 1, 1946; 11:44 a. m.]

PART 1397—CONSTRUCTION OF BUILDINGS AND STRUCTURES

[MPR 606, Amdt. 1]

PREFABRICATED DWELLING STRUCTURES AND SUBASSEMBLIES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 606 is amended in the following respects:

1. Section 4 is amended to read as follows:

SEC. 4. *Maximum prices for uninstalled sales by resellers.* (a) The maximum price f. o. b. the reseller's point of shipment for an uninstalled sale of any commodity covered by this regulation by a reseller shall not exceed the sum of the following factors:

(1) The manufacturer's maximum f. o. b. plant price, of which the reseller is notified in writing by the manufacturer.

(2) A markup not in excess of 10 percent on such manufacturer's maximum f. o. b. plant price except if the commodity is a prefabricated dwelling structure as defined in section 1 (a) (1), the markup shall be computed as follows:

(i) If the resale price is greater than $300, 10 percent on the manufacturer's maximum f. o. b. plant price or $45.00, which ever is higher.

(ii) If the resale price is $300 or less, 15 percent on the manufacturer's maximum f. o. b. plant price.

(3) Inbound transportation expense, exclusive of handling.

(4) To the maximum price computed under (1), (2) and (3) above, there may be added actual transportation expense to the destination specified by the purchaser, excluding handling.

2. Section 8 is amended to read as follows:

SEC. 8. *Reports.* (a) Within 30 days after first offering for sale a commodity subject to this regulation, (whether or not such commodity is sold installed) the manufacturer shall file a report with the Office of Price Administration, Prefabrication and Building Equipment Price Branch, Washington 25, D. C., of his maximum price f. o. b. plant for such commodity, setting forth the following information:

(1) A full description of the item sold. If the item is sold as a prefabricated dwelling structure, a complete set of plans of the structure drawn to standard scale, together with a skeleton specification in a form similar to specifications required by the Federal Housing Administration, and a copy of the packing-list or inventory of the components of the structure.

(2) The method by which the maximum price of the commodity was determined, including a detailed breakdown of costs as computed under section 3 showing the quantities of each kind of material and equipment furnished, the unit cost, the total cost and the cost of direct labor broken down into major operations accounting for at least 70 percent of the total direct labor costs.

(3) Charges, if any, for special services performed by an architect or engineer as defined in paragraph (c) of section 3.

(4) The maximum price of the commodity f. o. b. plant.

This amendment No. 1 shall become effective May 6, 1946.

NOTE: All reporting requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 1st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7341; Filed, May 1, 1946; 11:43 a. m.]

PART 1364—FRESH, CURED AND CANNED MEAT AND FISH PRODUCTS

[RMPR 507,[1] Amdt. 10]

CEILING PRICES OF CERTAIN FRESH AND FROZEN FISH AND SEAFOOD SOLD AT RETAIL

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

Section 26, Table A[1] (Fresh Fish), is amended to read as follows:

CENTS-PER-POUND MARK-UPS OVER "NET COST" ALLOWED TO RETAILERS FOR FISH AND SEAFOOD COVERED BY THIS REGULATION, BY SPECIES, FOR THE MONTHS OF MAY, JUNE, JULY, AUGUST AND SEPTEMBER

I. Fresh fish	Whole fish, sold on gross weight basis and prepared to customer's order[1]		Fillets, cuts and steaks sold as purchased[1]	
	Groups 1 and 2	Groups 3 and 4	Groups 1 and 2	Groups 3 and 4
Kind of fish	*Cts. per lb.*	*Cts. per lb.*	*Cts. per lb.*	*Cts. per lb.*
1. Alewives	7	5		
2. Blackback	8	6	10	7
3. Codfish, Atlantic	9	7	10	7
4. Cusk	8	7	9	6
5. Dab, Sea	8	6	10	7
6. Haddock	8	6	10	7
7. Hake	8	6	9	6
8. Hake, Mud	7	6	9	6
9. Herring, Atlantic	7	5		
10. Pollock	8	6	9	6
11. Rosefish	8	6	9	6
12. Sole, Grey	8	7	11	9
13. Sole, Lemon	9	7	12	12
14. Swordfish	12	11	11	10
15. Whiting	8	6	9	6
16. Wolffish	9	8	10	7
17. Yellowtail, Atlantic	8	6	10	7
18. Bonito	9	7	9	7
19. Cod, True, Pacific	8	6	10	7
20. Flounder, Pacific	8	6	10	7
21. Halibut	10	8	10	8
22. Ling Cod, Pacific	9	7	10	7
23. Rock (Red) Cod, Pacific	9	7	10	7
24. Sablefish	9	7	10	7
25. Salmon, Blueback, Sockeye	10	8	10	8
26. Salmon, Chinook, King	10	8	10	8
27. Salmon, Fall	9	7	9	7
28. Salmon, Pink	9	7	9	7
29. Salmon, Silver	10	8	10	8
30. Salmon, Steelhead	10	8	9	7
31. Smelt, Silver, Pacific	9	7		
32. Sole, Dover	8	6	10	7
33. Sole, English	8	6	10	7
34. Sole, Petrale	8	6	10	7
35. Sole, Sand	8	6	10	7
36. Sole, Turbot	8	6	10	7
37. Tuna, Albacore	11	10	11	9
38. Tuna, Bluefin	10	8	10	7
39. Tuna, Skipjack, Striped	10	8	10	7
40. Tuna, Yellowfin	10	8	10	7
41. Yellowtail, Pacific	9	8	9	7
42. Lake Trout, Canadian	10	8	12	11
43. Pickerel, Canadian	9	8	10	8
44. Sauger, Sand Pike, Canadian	9	7	10	8
45. Sucker (Fr. Water Mullet) Canadian	8	6	9	6
46. Tullibee, Canadian	8	6		
47. Whitefish, Canadian	11	9	12	11
48. Yellow Pike, Canadian	11	9	12	10
49. Yellow Perch, Canadian	[illegible]	[illegible]		
50. Fluke (Summer Flounder)			10	7
51. Salmon, Atlantic, Eastern	11	9	11	9
52. Bonita, Pacific	9	8	9	7
53. Skate	8	6		
54. Eel, Conger (Ocean Pout)	8	6	9	6

See footnote at end of table.

[1] 9 F.R. 14601; 10 F.R. 2299, 3694, 3979, 7340, 10311, 11514, 12208, 12527, 15467.

This amendment shall become effective May 6, 1946.

Issued this 1st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7330; Filed, May 1, 1946; 11:42 a. m.]

PART 1389—APPAREL

[2d Rev. MPR 578,[1] Amdt. 5]

MAXIMUM PRICE FOR CERTAIN ESSENTIAL LOW PRICED GARMENTS

A statement of the considerations involved in the issuance of this regulation, issued simultaneously herewith, has been filed with the Division of the Federal Register.

2d Revised Maximum Price Regulation 578 is amended in the following respects:

1. Section 4(b) is amended to read as follows:

(b) *Exception for certain sellers.* On sales by a retail seller, 80% or more of whose total 1944 dollar sales volume of all articles of clothing and apparel except furs consisted of sales (1) in which a down payment was made at the time of sale and an unpaid balance was paid in installments extending over a period of six weeks or more from the date of sale without any separately stated finance or credit charge and (2) for which pursuant to an order issued by or at the direction of any agency of the United States, no down payment was required on such installment sale and payment was required within a period of less than six weeks without any separately stated finance or credit charges, the retail ceiling price for the sale of a garment covered by this regulation is the sum of the price for that garment as calculated by the use of the appropriate table in paragraph (a) and 17% of that price. No credit or finance charges of any kind may be added to this ceiling.

(1) However, no seller may sell a garment at a price in excess of the ceiling price established in paragraph (a) unless he has:

(i) Filed with the District Office of the Office of Price Administration in the district where his selling establishment is located two copies of a written statement signed by an officer or a duly authorized agent showing:

(*a*) His total dollar sales volume of all articles of clothing and apparel except furs for the year 1944.

(*b*) His dollar volume of sales of clothing and apparel except furs for the year 1944 both (*1*) for which a down payment was made at the time of sale and an unpaid balance was paid in installments extending over a period of six weeks or more from the date of sale without any separately stated finance or credit charge and (2) for which pursuant to an order issued by or at the direction of any agency of the United States, no down payment was required on such installment sale and payment was required within a period of less than six weeks without any separately stated finance or credit charges, and

(ii) Received from the Office of Price Administration a written acknowledgment of the receipt of the statement specified in subdivision (i).

(2) Moreover, no seller may sell a garment pursuant to this section at a price in excess of the ceiling price established in paragraph (a) unless the garment bears a ticket showing as the retail ceiling price the sum of the appropriate figure in column 2 of Table II or Table III (as the case may be) and 17% thereof. If a credit seller, who has qualified as such under the provisions of section 4 (b) (1), receives a garment from his supplier not ticketed with the proper installment credit ceiling price, the credit seller must, if he wishes to sell the garment at a price in excess of the retail ceiling price calculated pursuant to paragraph (a), have the garment marked with a ticket or tickets showing both the retail ceiling price so calculated and the installment credit price determined in accordance with paragraph (b).

(3) Each such seller must keep in his place of business for inspection by OPA a copy of the statement specified in subparagraph (1) (i) above, the written acknowledgment therefor, and the records substantiating the statement as filed. Where a retailer maintains more than one selling establishment, he shall keep the substantiating records in his principal office, and in addition thereto, shall keep a copy, (certified by the seller to be such), of the acknowledgment referred to above, in each of his selling establishments.

2. Section 6 (a) (3) is amended as follows: By changing the period at the end of subdivision (iii) to a comma and adding the word "or" and adding a new subdivision (iv) as follows:

(iv) OPA Installment Credit Price:
$ ------

3. Section 6 (b) (1) (iv) is amended by changing the period to a semi-colon and adding the following preceding the example: "excepting that where the sale is to a retailer who has qualified as a credit seller under section 4 (b), the manufacturer may mark the garment with the OPA retail ceiling price found in (iii), increased by 17%. However, no manufacturer may ticket a garment with a price including this 17% unless he shall have received from the retailer-purchaser and shall have in his files for inspection by the OPA an exact copy, certified to be such by the retailer-purchaser, of the acknowledgment referred to in section 4 (b) (1) (ii)."

4. A new paragraph (4) is added to section 6 (b) as follows:

(4) *Garments sold by a wholesaler to a credit retailer.* Where a garment is being sold by a wholesaler to a retailer who meets the qualifications of a credit seller stated in section 4 (b), the wholesaler may mark the garment with the OPA ceiling price found for that garment as calculated under section 4 (a) plus 17% thereof and may remove any marking from the garment which is in conflict therewith. However, no wholesaler may ticket a garment with a price including this 17% unless he shall have received from the retailer-purchaser and shall have in his files for inspection by the OPA an exact copy, certified to be such by the retailer-purchaser, of the acknowledgment referred to in section 4 (b) (1) (ii).

This amendment shall become effective May 6, 1946.

NOTE: The reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget, in accordance with the Federal Reports Act of 1942.

Issued this 1st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7335; Filed, May 1, 1946; 11:42 a. m.]

PART 1499—COMMODITIES AND SERVICES

[RMPR 165, Amdt. 2 to Supp. Service Reg. 29]

COMMERCIAL LAUNDRY SERVICE IN THE NEW YORK CITY AREA

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

SSR 29 is amended in the following respect:

Section 1499.2261 (a), subparagraph (7) is amended to read as follows:

(1) On and after May 1, 1946, the provisions of section 16 (a) of Revised Maximum Price Regulation 165 shall be available to all sellers covered by this regulation.

(2) On and after June 20, 1944, the provisions of section 16 (b) of Revised Maximum Price Regulation 165 shall be available only for adjustment of accounts for which dollar and cents prices have not been established by this regulation.

This amendment shall become effective May 1, 1946.

Issued this 1st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7326; Filed, May 1, 1946; 11:41 a. m.]

PART 1499—COMMODITIES AND SERVICES

[RMPR 165, Amdt. 1 to Supp. Service Reg. 65]

COMMERCIAL LAUNDRY SERVICES IN PHILADELPHIA

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

SSR 65 is amended in the following respect:

Section 1499.706 (g) is amended to read as follows:

(1) On and after May 1, 1946, the provisions of section 16 (a) of Revised Maximum Price Regulation 165 shall be available to sellers covered by this regulation.

(2) Any adjustment in prices granted to any seller covered by this regulation prior to the effective date of this regulation, is hereby revoked as to the services listed in Appendix A.

This amendment shall become effective May 1, 1946.

Issued this 1st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7327; Filed, May 1, 1946; 11:41 a. m.]

PART 1390—MACHINERY AND TRANSPORTATION EQUIPMENT

[RMPR 136, Amdt. 37]

MACHINES, PARTS AND INDUSTRIAL EQUIPMENT

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 136 is amended in the following respects:

1. In section 2 (a), delete subparagraph (14).

2. In section 19, delete paragraph (h).

3. In Appendix A, the product "Radio receiving equipment parts . . . . . ." is amended to read as follows:

Radio receiving equipment parts when sold by the manufacturer of the part, or when sold to industrial, commercial or governmental users, except chassis for radio receivers and phonographs of the type subject to MPR 599.

4. Appendix A is amended by adding the following commodity with the following base date:

Radio receiver tubes, March 31, 1942.

This amendment shall become effective May 2, 1946.

Issued this 2d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R Doc. 46-7376; Filed, May 2, 1946; 11:31 a. m.]

PART 1305—ADMINISTRATION

[SO 131,[1] Amdt. 22]

REVISED MAXIMUM PRICES FOR CERTAIN COTTON TEXTILES

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Section 4 of Supplementary Order No. 131 is revised in the following respects:

1. Paragraph (jj) is amended to read as follows:

(jj) *Cotton bedspreads.* (1) As used herein "cotton bedspreads" means bedspreads subject to Maximum Price Regulation No. 118.[2] "Previous ceiling price" means the highest maximum price which the bedspread had or would have had under Maximum Price Regulation No. 118 prior to June 30, 1945.[3]

(2) The maximum prices established by § 1400.118 (d) (22) of Maximum Price Regulation No. 118 for cotton bedspreads are increased by the percentages appearing below:

Type of bedspread	Previous ceiling price[4] (per bedspread)	Percentage increase for cotton bedspreads consisting 95% or more of cotton	
		Band B	Band A
		Percent	*Percent*
Bleached dimity	Up to $1.50[5]	45	50
Dobby, plain and crinkle	Up to $1.50	35	40
Jacquard, hobnail, boxloom, and homespun	Up to $2.75	[6] 30	[6] 35
	From $2.751 to $4.50	[7] 26	[7] 30

[4] Any person who has a previous ceiling price in excess of any price bracket set forth in this column may avail himself of the highest adjusted ceiling price which he would be entitled to charge if his previous ceiling price had been within that bracket.

[5] Styles computed on 72 x 90 inch bedspreads.

[6] This percentage is for cotton bedspreads consisting 95% or more of cotton by weight after finishing. For bedspreads subject to MPR 118 containing a lesser percentage of cotton, subtract 3% for each 10% (or major fraction thereof) of cotton content less than 100%. For example, the percentage increase applicable to jacquard bedspreads which had a previous MPR 118 price up to $2.75 containing 70% cotton and 30% rayon would be 26% for Band A and 21% for Band B.

2. Paragraph (kk) is amended to read as follows:

(kk) *Table napery.* (1) As used herein "cotton table napery" means table cloths, table napkins, and table cloth fabrics subject to Maximum Price Regulation No. 118.[2] "Previous ceiling price" means the highest maximum price which the napery had or would have had under Maximum Price Regulation No. 118 prior to June 30, 1945.[3]

(2) The maximum prices established by Maximum Price Regulation No. 118 for cotton table napery are increased by the percentages appearing below:

Type of napery	Previous ceiling price[4] (per square yard)	Percentage increase for napery consisting 95% or more of cotton[8]	
		Band B	Band A
		Percent	*Percent*
Table cloths and fabrics	Up to $0.30	26	30
	From $0.301 to $0.45	21	25
	From $0.451 to $0.75	16	20
Napkins	Up to $0.40	26	30
	From $0.401 to $0.55	21	25
	From $0.551 to $0.85	16	20

[4] Any person who has a previous ceiling price in excess of any price bracket set forth in this column may avail himself of the highest adjusted ceiling price which he would be entitled to charge if his previous ceiling price had been within that bracket.

[8] This percentage is for table napery consisting 95% or more of cotton by weight after finishing. For napery subject to MPR 118 containing a lesser percentage of cotton, subtract 5% for each 10% (or major fraction thereof) of cotton content less than 100%. For example, the percentage increase applicable to a tablecloth which had a previous MPR 118 price up to $0.30 containing 70% cotton and 30% rayon would be 21% for Band A and 17% for Band B.

3. Paragraph (ll) is amended to read as follows:

(ll) *Woven decorative fabrics.* (1) As used herein "woven decorative fabrics" means (a) those defined in and subject to Maximum Price Regulation No. 39[9] which consists of 50% or more of cotton by weight after finishing, and (b) grey goods subject to Maximum Price Regulation No. 118[2] (i) which are specifically designed for upholstery or drapery use and (ii) which are not lighter than 6 ounces per square yard and (iiia) are woven on a jacquard loom or (iiib) are woven on a loom with a dobby head in a pattern requiring 16 harnesses or more (if not of a pattern requiring a dobby head with 16 or more harnesses, then if during July 11 to September 10, 1941 they were designed and sold exclusively for upholstery, drapery and slipcover use and fabrics which were priced "in line" to such fabrics under § 1400.101 (b) (2) (ii) of Maximum Price Regulation No. 118 and are designed and sold exclusively for upholstery, drapery and slipcover use). "Previous ceiling price" means the highest maximum price which the fabric had or would have had under Maximum Price Regulation No. 39 or Maximum Price Regulation No. 118 prior to June 30, 1945.[3]

(2) The maximum prices established by Maximum Price Regulation No. 39 and Maximum Price Regulation No. 118 for woven decorative fabrics are increased by the percentages appearing below:

[1] 10 F.R. 13114.

[1] 10 F.R. 11296, 11890, 12116, 13269, 13812, 14504, 14657, 14779, 13268, 15004, 15383; 11 F.R. 532, 1771, 1888, 2635, 2972.

[2] 8 F.R. 12186, 12934; 9 F.R. 401, 10088, 10925, 14211, 14383, 14676; 10 F.R. 705, 857, 1492, 2025, 3875, 8134, 8979, 10310, 14063, 15472.

[3] It is to be noted that an item has a "previous ceiling price" even if it was determined on an in-line basis or was specially authorized by the Administrator and, moreover, even if the item was first produced after June 30, 1945. If an item was first priced on an in-line or authorized basis in the period between November 30, 1946 (the effective date of Amendment 7 to SO 131) and May 2, 1946, the "previous ceiling price" should be determined by deducting from such price the percentage of increase over June 30, 1945 ceilings specified in Amendment 7 to SO 131 for the classification of goods within which the item falls.

[9] 9 F.R. 14067; 10 F.R. 4662, 11663, 14063, 14659.

Type of Fabric	Previous ceiling price [1] (per square yard)	Percentage increase for decorative fabrics consisting 95% or more of cotton [2]	
		Band B	Band A
		Percent	*Percent*
I Fabrics subject to MPR 39	Up to $0.90	30	35
	From $0.901 to $1.67	21	25
	From $1.671 to $2.50	14	17½
	From $2.501 to $3.67	7	10
II Grey fabrics described in paragraph (11) (l) (b)	Up to $0.45	30	35

[1] Any person who has a previous ceiling price in excess of any price bracket set forth in this column may avail himself of the highest adjusted ceiling price which he would be entitled to charge if his previous ceiling price had been within that bracket.

[2] This percentage is for woven decorative fabrics consisting of 95% or more of cotton by weight after finishing. For woven decorative fabrics subject to MPR 39 and grey upholstery and drapery fabrics subject to MPR 118 containing more than 50% cotton but less than 95%, subtract the following amounts:

Where the increases are 35% or 30% and 25% or 21%, subtract 3% for each 10% (or major fraction thereof) of cotton content less than 100%; and where the increases are 17½% or 14% and 10% or 7%, subtract 1% for each 10% (or major fraction thereof) of cotton content less than 100%.

For example, the percentage increase applicable to a decorative fabric subject to previous MPR 39 price up to $0.90 containing 70% cotton and 30% rayon would be 26% for Band A and 21% for Band B. For determining the appropriate percentage increase mohair shall be considered cotton when it occurs in an all mohair yarn or in a mohair and cotton twist yarn but not otherwise.

This amendment shall become effective May 2, 1946.

Issued this 2d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7379; Filed, May 2, 1946; 11:31 a. m.]

PART 1499—COMMODITIES AND SERVICES

[SR 14J,[1] Amdt. 23]

RADIO RECEIVER TUBES

A statement of the considerations involved in the issuance of this amendment issued simultaneously herewith has been filed with the Division of the Federal Register.

Supplementary Regulation 14J is amended in the following respect:

Section 3.3 is revoked.

This amendment shall become effective May 2, 1946.

Issued this 2d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7377; Filed, May 2, 1946; 11:31 a. m.]

Chapter XVIII—Office of Economic Stabilization

PART 4003—SUPPORT PRICES: SUBSIDIES

[Directive 58, Amdt. 1]

FLUID MILK PAYMENT PROGRAM

Pursuant to the authority vested in me by the Stabilization Act of 1942, as amended, and by Executive Order 9250 of October 3, 1942 (7 F.R. 7871), Executive Order 9328 of April 8, 1943 (8 F.R. 4681), Executive Order 9599 of August 18, 1945 (10 F.R. 10155), Executive Order 9651 of October 30, 1945 (10 F.R. 13487), Executive Order 9697 of February 14, 1946 (11 F.R. 1691), and Executive Order 9699 of February 21, 1946 (11 F.R. 1929), *It is hereby ordered:*

The Price Administrator and the Secretary of Agriculture having recommended the termination of fluid milk payments previously paid to handlers of fluid milk in the New York Metropolitan Area, Directive 58 of the Office of Economic Stabilization, "Fluid Milk Payment Program" (10 F.R. 7413), is hereby amended as follows: "The Secretary of Agriculture is authorized and directed to terminate the fluid milk payment program in the New York Metropolitan Area as of April 24, 1946."

Issued and effective this 29th day of April 1946.

CHESTER BOWLES,
Director of Economic Stabilization.

[F. R. Doc. 46-7373; Filed, May 2, 1946; 11:24 a. m.]

Chapter XXIII—War Assets Administration

[SPA Rev. Reg. 10, Amdt. 3]

PART 8310—GOVERNMENT-OWNED INDUSTRIAL REAL PROPERTY AND TRANSPORTATION PROPERTY

Surplus Property Administration Revised Regulation 10, January 16, 1946, entitled "Government-Owned Industrial Real Property and Transportation Property", as amended through March 23, 1946 (11 F.R. 949, 2713, 3302), is hereby further amended by adding at the end of § 8310.16 a new paragraph to be designated (c) which shall read as follows:

(c) Where surplus industrial real property is located adjacent to real property which has been or is to be disposed of as an airport, such industrial property shall be disposed of subject to a restriction that it shall not be used in any manner which will constitute a hazard to the landing, take-off or maneuvering of aircraft at the airport, or otherwise limit the usefulness of the airport as such.

This amendment shall become effective April 30, 1946.

E. B. GREGORY,
Administrator.

APRIL 24, 1946.

[F. R. Doc. 46-7349; Filed, May 1, 1946; 11:48 a. m.]

TITLE 46—SHIPPING

Chapter I—Coast Guard: Inspection and Navigation

APPENDIX A—WAIVERS OF NAVIGATION AND VESSEL INSPECTION LAWS AND REGULATIONS

EMPLOYMENT OF ALIENS AS UNLICENSED CREW MEMBERS; AMENDMENT

By virtue of the authority vested in me by section 501 of the act of March 27, 1942 (50 U.S.C. Appendix 635), Executive Order No. 9083, dated February 28, 1942 (3 CFR Cum. Supp.) as amended by Executive Order No. 9666, dated December 28, 1945 (11 F.R. 1), I hereby amend the order dated June 13, 1942 (7 F.R. 4515) to read as follows:

I hereby waive compliance with the provisions of section 5 (b) of the act of June 25, 1936, and sections 302 (a), (b) and (c) of the act of June 29, 1936 (46 U.S.C. 672a; 1132 (a), (b) and (c)), to the extent necessary to permit the employment of aliens in the unlicensed crew of subsidized or unsubsidized vessels of the United States in a percentage not to exceed fifty percentum of the entire unlicensed crew employed on any subsidized or unsubsidized vessel of the United States.

Dated: April 30, 1946.

[SEAL] E. H. FOLEY, Jr.,
Acting Secretary of the Treasury.

[F. R. Doc. 46-7416; Filed, May 2, 1946; 11:50 a. m.]

Notices

TREASURY DEPARTMENT.

Bureau of Customs.

[T. D. 51448]

QUOTA ON CERTAIN FISH ENLARGED

MAY 1, 1946.

The tariff-rate quota for the calendar year 1946 on certain fish dutiable under paragraph 717 (b), Tariff Act of 1930, as modified pursuant to the Canadian Trade Agreement, enlarged.

In accordance with the second proviso to item 717 (b) of schedule II in the trade agreement with Canada (T. D. 49752), it has been ascertained that the average apparent annual consumption in the United States of fish, fresh or frozen (whether or not packed in ice), filleted, skinned, boned, sliced, or divided into portions, not specially provided for: cod, haddock, hake, pollock, cusk, and rosefish, in the 3 years preceding 1946, calculated in the manner provided for in the cited agreement, was 135,871,495 pounds. The quantity of such fish that may be imported for consumption during the calenlar year 1946 at the reduced rate of duty provided for in that trade agreement is, therefore, increased from 15,000,000 to 20,380,724 pounds.

[SEAL] W. R. JOHNSON,
Commissioner of Customs.

[F. R. Doc. 46-7417; Filed, May 2, 1946; 11:50 a. m.]

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[1] 10 F.R. 1216, 2975, 4102, 4108, 4356, 4983, 5526, 7500, 8937, 11858, 11906, 13113, 13777, 14574, 14779, 15127; 11 F.R. 714, 2834.

[T. D. 51449]

HILLCONE STEAMSHIP CO.

REGISTRATION OF HOUSE FLAG AND FUNNEL MARK

MAY 1, 1946.

House flag and funnel mark of Hillcone Steamship Company registered in accordance with § 3.81 (a), Customs Regulations of 1943.

The Commissioner of Customs, by virtue of the authority vested in him by section 7 of the act of May 28, 1908 (U. S. C., Title 46, sec. 49), as modified by Executive Order No. 9083 (7 F.R. 1609), and in accordance with § 3.81 (a) of the Customs Regulations of 1943 (19 CFR 3.81 (a)), has registered the house flag and funnel mark of the Hillcone Steamship Company described below:

(a) *House flag.* The house flag is rectangular in shape. The hoist is 4 feet; the fly is 6 feet. The field is red upon which is superimposed a white diamond which measures 5 feet from tip to tip horizontally, and which is 3 feet 6 inches, vertically. Centered in the diamond is the letter "H," which is 19 inches high and 18 inches wide with a stroke 4 inches in width. The color of the letter is navy blue.

(b) *Funnel mark.* The funnel mark is to appear on a funnel of a solid black color in the form of a white band 8 feet wide 3 feet below the collar. Centered on the port and starboard sides of the funnel in a fore and aft direction and centered vertically in the band is a black letter "H" 5 feet in height and 4 feet 6 inches in width, having a stroke of 12 inches.

Colored scale replica drawings of the house flag and of the funnel mark described above are on file with the Division of the Federal Register.

[SEAL] W. R. JOHNSON,
Commissioner of Customs.

[F. R. Doc. 46-7418; Filed, May 2, 1946; 11:50 a. m.]

DEPARTMENT OF LABOR.

Retraining and Reemployment Administration.

[Order 6]

FEDERAL INTERAGENCY COMMITTEE ON MIGRANT LABOR

ESTABLISHMENT OF COMMITTEE

1. *General statement*—(a) *Purpose.* The purpose of this order is to provide for the establishment of a committee which will be representative of those Federal agencies directly interested in questions relating to living and labor conditions of migrant workers in industry, transportation and agriculture. Reconversion accentuates the problem as workers shift to peacetime reemployment. The traditional conditions under which permanent migrants have worked—irregular recruitment and employment, low wages and their attendant effects, child labor, lack of educational opportunity, poor health and low living levels—are a denial of those American standards which all workers should enjoy. Solution of these problems will contribute to more productive employment in the migrant labor field.

2. *Organization of the Committee.* Pursuant to Title III, section 302, of the War Mobilization and Reconversion Act of 1944 (Public Law 458, 78th Congress), a committee to be known as the Federal Interagency Committee on Migrant Labor is hereby established. This Committee will consist of a Secretary designated by the Administrator of the Retraining and Reemployment Administration and of representatives from the interested Bureaus in each of the following agencies of the Federal Government:

Department of Agriculture.
Department of Labor.
Federal Security Agency.
National Housing Agency.
Railroad Retirement Board.

Representatives of the agencies named will qualify for membership on the Committee upon designation as such by the head of the respective agency and approved by the Administrator. One alternate may be named for each member and, upon qualifying in like manner, such alternate may act in place of his principal. The Administrator, or one designated by him for such purpose, will preside as Chairman of the Committee. The Committee will meet upon call of the Chairman.

3. *Functions of the Committee.* The Committee will review existing legal authority and administrative machinery of the various Government agencies to determine how living and labor standards of migrant workers in industry, transportation and agriculture can be developed and improved. The Committee will submit appropriate recommendations to the Administrator as to the necessary corrective action. It may cooperate and consult with public and private agencies at Federal, State and community levels concerned with various aspects of the migratory labor problem.

G. B. ERSKINE,
Major General, U. S. M. C.,
Administrator.

MAY 2, 1946.

[F. R. Doc. 46-7350; Filed, May 1, 1946; 2:30 p. m.]

CIVIL AERONAUTICS BOARD.

[Docket No. 932, et al.]

AMERICAN AIRLINES, INC., ET AL.

NOTICE OF ORAL ARGUMENT

In the matter of the applications of American Airlines, Inc., et al., for amendments of certificates of public convenience and necessity under section 401 of the Civil Aeronautics Act of 1938, as amended.

Notice is hereby given that the above-entitled matter is assigned for oral argument on May 16, 1946, 10 a. m. eastern standard time, in Room 5044, Commerce Bldg., 14th St. and Constitution Ave., N. W., Washington, D. C., before the Board.

Dated at Washington, D. C., May 1, 1946.

By the Civil Aeronautics Board.

FRED A. TOOMBS,
Secretary.

[F. R. Doc. 46-7363; Filed, May 2, 1946; 10:41 a. m.]

FEDERAL POWER COMMISSION.

[Docket Nos. G-669 and G-706]

MICHIGAN-WISCONSIN PIPE LINE CO. AND PANHANDLE EASTERN PIPE LINE CO.

ORDER CONSOLIDATING PROCEEDINGS

APRIL 30, 1946.

In the matter of Michigan-Wisconsin Pipe Line Company, Docket No. G-669; and Panhandle Eastern Pipe Line Company, Docket No. G-706.

(a) Upon consideration of the following applications for certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended:

(1) Application filed September 24, 1945, by Michigan-Wisconsin Pipe Line Company, Docket No. G-669;

(2) Application filed March 21, 1946, by Panhandle Eastern Pipe Line Company, Docket No. G-706, covering two groups of facilities and designated in said application as "Group A" and "Group B" facilities, said "Group B" facilities being described as follows:

This group consists of (a) facilities proposed to be located at points on Applicant's system west of Liberal Compressor Station, and (b) facilities proposed to be located at Liberal Compressor Station and at points on Applicant's system east of said Station.

(a) *West of Liberal (Kansas) Compressor Station.* (1) Sunray Compressor Station, additional 1000 horsepower compressor capacity at this station located in Moore County, Texas.

(2) Hugoton Compressor Station, additional 2400 horsepower compressor capacity at this station in Stevens County, Kansas.

(3) Guymon Compressor Station, a new compressor station with 5000 horsepower capacity to be located in Hansford County, Texas.

(4) Construction of 34 miles of 18" O. D. steel welded loop line, extending from the Hugoton Compressor Station and terminating at the Liberal Compressor Station.

(b) *At Liberal Station and at points on the system east of Liberal Station.* (1) Liberal Compressor Station, additional 6000 horsepower compressor capacity at this station.

(2) Construction of 40.26 miles of 26" O. D. steel welded third loop line extending from Liberal (Kansas) Compressor Station in a northeasterly direction paralleling existing loop lines Nos. 100 and 200 and terminating with an interconnection with said line No. 200.

(3) Construction of 34.47 miles of 26" O. D. steel welded third loop line ex-

tending from the Greensburg (Kansas) Compressor Station in a northeasterly direction paralleling existing loop lines Nos. 100 and 200 and terminating with an interconnection with said line No. 200.

(4) Construction of 41.72 miles of 26" O. D. steel welded third loop line, consisting of two sections. The first section is proposed to extend from the Haven (Kansas) Compressor Station in a northeasterly direction paralleling existing loop lines Nos. 100 and 200, a distance of 10 miles, and terminating with an interconnection with said loop line No. 200; the second section is proposed to extend from a point of interconnection with said line No. 200 near Whitewater, Butler County, Kansas, approximately 31.72 miles to another point of interconnection with said line.

(5) Construction of 35.29 miles of 26" O. D. steel welded third loop line extending from Olpe (Kansas) Compressor Station in a northeasterly direction parallel with existing loop lines Nos. 100 and 200 and terminating with an interconnection with said line No. 200.

(6) Construction of 47.21 miles of 26" O. D. steel welded third loop line extending from Louisburg (Kansas) Compressor Station in a northeasterly direction paralleling existing loop lines Nos. 100 and 200 and terminating with an interconnection with said line No. 200.

(7) Construction of 33.65 miles of 26" O. D. steel welded third loop line extending from Houstonia (Missouri) Compressor Station in a northeasterly direction paralleling existing loop lines Nos. 100 and 200 and terminating with an interconnection with said line No. 200.

(8) Construction of 22.69 miles of 26" O. D. steel welded third loop line extending from Centralia (Missouri) Compressor Station in a northeasterly direction paralleling existing loop lines Nos. 100 and 200 and terminating with an interconnection with said line No. 200.

(9) Construction of 19.13 miles of 26" O. D. steel welded third loop line extending from Pleasant Hill (Illinois) Compressor Station in a northeasterly direction paralleling existing loop lines Nos. 100 and 200, and terminating with an interconnection with said loop line No. 200.

(10) Construction of 17.16 miles of 26" O. D. steel welded third loop line extending from Glenarm (Illinois) Compressor Station in a northeasterly direction paralleling existing loop lines Nos. 100 and 200 and terminating with an interconnection with line No. 200.

(11) Construction of 28.28 miles of 26" O. D. steel welded loop line extending from a point of interconnection with existing 24" line east of Zionsville (Indiana) Compressor Station and terminating with an interconnection with the Edgerton (Indiana) Compressor Station.

(12) Construction of 36.90 miles of 26" O. D. steel welded loop line extending from a point of interconnection with existing 24" loop line in Defiance County, Ohio (northeast of Edgerton Compressor Station), in a northeasterly direction paralleling existing 22" single line, and terminating with an interconnection with said 22" line at a point in Lenawee County, Michigan.

(13) *General construction and installation changes.* In addition to the construction of the segment of loop line described in subparagraphs (1) through (11) above, Applicant proposes to retire all presently installed gate valves located at or near the proposed point of interconnection of said sections of new loop lines with main line No. 200 and install higher pressure valves at such points.

(14) *River crossings.* Necessary river crossings proposed to be installed in connection with the construction of the proposed additional loop lines at the Arkansas River in Reno County, Kansas, at Neosho River in Lyon County, Kansas, and at Sangamon River in Sangamon County, Illinois.

(15) Necessary valve and pipe changes at compressor stations located on main transmission line system, due to increase in operating pressures.

(b) Upon consideration of the request by Panhandle Eastern Pipe Line Company in a telegram to the Commission dated March 30, 1946, to consolidate the matters respecting the "Group B" facilities with the hearing "In the Matter of Michigan-Wisconsin Pipe Line Company," Docket No. G-669;

It appearing to the Commission that:

(a) By order of the Commission dated December 5, 1945, the following proceedings were consolidated:

"In the Matter of Natural Gas Pipeline Company of America and Texoma Natural Gas Company," Docket Nos. G-231 and G-651; "Chicago District Pipeline Company," Docket No. G-664; "Michigan-Wisconsin Pipe Line Company," Docket No. G-669;

(b) Natural Gas Pipeline Company of America and Texoma Natural Gas Company have withdrawn the application in Docket No. G-231;

(c) In pursuance of the order of the Commission dated December 29, 1945, hearings and arguments have been concluded "In the Matter of Natural Gas Pipeline Company of America" and "Texoma Natural Gas Company," Docket No. G-651, and "In the Matter of Chicago District Pipeline Company," Docket No. G-664;

(d) Michigan-Wisconsin Pipe Line Company was permitted to become an intervener in the proceedings in Docket No. G-706 by order of the Commission, dated April 23, 1946;

(e) Panhandle Eastern Pipe Line Company was permitted to become an intervener in the proceedings in Docket No. G-669, by order of the Commission, dated November 27, 1945.

The Commission finds that:

Good cause exists for consolidating the proceedings in Docket No. G-706 concerning the "Group B" facilities with the proceedings in Docket No. G-669 in which hearings are now in progress.

The Commission orders that:

(A) The proceedings in Docket No. G-706 concerning the "Group B" facilities be and they are hereby consolidated for purposes of hearing with the proceedings in Docket No. G-669;

(B) The public hearing now being held in Docket No. G-669 include the matters involved and the issues presented in these consolidated proceedings;

(C) Interested State commissions may participate in this hearing as provided in § 67.4 of the provisional rules of practice and regulations under the Natural Gas Act.

By the Commission.

[SEAL] LEON M. FUQUAY, *Secretary.*

[F. R. Doc. 46-7404; Filed, May 2, 1946; 11:41 a. m.]

[Docket No. G-706]

PANHANDLE EASTERN PIPE LINE CO.

ORDER FIXING DATE OF HEARING

APRIL 30, 1946.

Upon consideration of the application filed March 21, 1946, by Panhandle Eastern Pipe Line Company (Applicant) for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, to authorize the construction and operation of certain facilities designated in said application as "Group A Facilities," to be used in connection with its transportation and sale of natural gas in interstate commerce for resale for ultimate public consumption, said "Group A Facilities" being described as follows:

(1) One new 3,000 horsepower (3 1,000-horsepower units) compressor station at Sunray, Texas, together with a dehydration plant and other appurtenances.

(2) Addition of 3 800-horsepower compressor units at the existing Hansford, Texas, compressor station.

(3) Two additional 800-horsepower compressor units at the existing Hugoton, Kansas, compressor station.

(4) Fifty miles of 18-inch line between the proposed Sunray (1 above) and existing Hansford compressor station.

(5) Miscellaneous compressor cylinder and valve changes at the existing Liberal, Kansas, compressor station.

(6) One 800-horsepower compressor unit at the existing Olpe, Kansas, compressor station.

(7) Two 1,600-horsepower compressor units at the existing Glenarm, Illinois, compressor station.

(8) Two 1,600-horsepower compressor units at the existing Tuscola, Illinois, compressor station.

(9) Two 1,600-horsepower compressor units at the existing Zionsville, Indiana, compressor station.

(10) Two 1,600-horsepower compressor units at the existing Edgerton, Indiana, compressor station.

(11) Twenty-four miles of 26-inch O. D. loop line, looping existing loop lines at outlet of Tuscola, Illinois, compressor station.

It appearing to the Commission that:

On April 5, 1946, the Commission granted temporary authorization to Applicant for the construction and operation for a part of the proposed "Group A" facilities, such temporary authorization covering the following-described facilities:

(1) Two 800-horsepower compressor units at Hansford, Texas, compressor station.

(2) One 800-horsepower compressor unit at Olpe, Kansas, compressor station.

(3) One 1,600-horsepower compressor unit at Glenarm, Illinois, compressor station.

(4) One 1,600-horsepower compressor unit at Tuscola, Illinois, compressor station.

(5) One 1,600-horsepower compressor unit at Edgerton, Indiana, compressor station.

(6) Twenty-four miles of 26-inch O. D. loop line east of Tuscola, Illinois, compressor station.

The Commission orders that:

(A) A public hearing be held commencing on May 13, 1946, at 10:00 a. m. (EST), in the Hearing Room of the Federal Power Commission, Hurley-Wright Building, 1800 Pennsylvania Avenue, N. W., Washington, D. C., respecting the matters involved and the issues presented in this proceeding.

(B) Interested State commissions may participate in this hearing as provided in § 67.4 of the provisional rules of practice and regulations under the Natural Gas Act.

By the Commission.

[SEAL] LEON M. FUQUAY, *Secretary.*

[F. R. Doc. 46-7405; Filed, May 2, 1946; 11:41 a. m.]

INTERSTATE COMMERCE COMMISSION.

[S. O. 496, Corr.]

UNLOADING OF COPPER ETC., AT PERTH AMBOY, N. J.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 29th day of April A. D. 1946.

It appearing, that 84 box cars containing various commodities at Perth Amboy, New Jersey, on the Lehigh Valley Railroad Company, have been on hand for an unreasonable length of time and that the delay in unloading said cars is impeding their use; in the opinion of the Commission an emergency exists requiring immediate action. *It is ordered,* that:

Copper, etc., at Perth Amboy, New Jersey, be unloaded. (a) The Lehigh Valley Railroad Company, its agents or employees, shall unload forthwith the following cars now on hand at Perth Amboy, New Jersey, consigned International Smelting and Refining Company:

Initial and No.:	*Contents*
NP, 17478	Salt.
NYC, 604128	Coal.
CWC, 8244	Scrap copper.
SP, 33699	Copper cathodes.
NYC, 710230	Do.
NP, 4949	Scrap copper.

Initial and No.—Continued.

CN, 141155	Copper anodes.
IC, 14042	Do.
UP, 350853	Do.
MeC, 5713	Do.
ATSF, 150694	Copper bullion.
UP, 180653	Do.
WLE, 27330	Do.
WP, 16663	Do.
BM, 72440	Do.
GN, 46869	Do.
UP, 351409	Do.
PRR, 91198	Do.
NYC, 106609	Do.
UP, 181950	Do.
IGN, 16268	Do.
MC, 84344	Do.
CGA, 19829	Do.
SP, 96304	Do.
ATSF, 143649	Do.
PRR, 505591	Copper cathodes.
C&O, 9830	Copper bullion.
CNJ, 21266	Do.
MP, 34118	Do.
MP, 91197	Do.
TNO, 51500	Do.
B&O, 174236	Do.
L&N, 95336	Do.
CNW, 122680	Do.
NYC, 136380	Do.
SSW, 33665	Do.
ALTON, 52452	Do.
Sou, 22681	Do.
NYC, 124451	Do.
SP, 32790	Do.
EJE, 7374	Do.
UP, 187545	Do.
B&O, 270389	Copper anodes.
N&W, 46172	Do.
RI, 148753	Do.
UP, 180139	Do.
IC, 11793	Do.
NYC, 153551	Copper bullion.
CGW, 92004	Do.
CGA, 19970	Do.
NKP, 9193	Do.
TNO, 36482	Do.
Erie, 97930	Do.
RI, 148464	Do.
TNO, 58215	Do.
Erie, 71225	Do.
PLE, 83568	Do.
RI, 157716	Do.
ATSF, 135509	Do.
SooL, 133078	Do.
WP, 26042	Do.
SLSF, 127534	Do.
RI, 146854	Do.
CNW, 60170	Do.
ATSF, 272265	Do.
SLSF, 129573	Do.
Milw, 21217	Do.
CNW, 146586	Do.
SP, 31774	Do.
GN, 52219	Do.
RI, 134003	Do.
B&O, 271432	Do.
TNO, 53422	Do.
L&N, 11616	Do.
CGA, 55666	Do.
Sou, 15847	Do.
TNO, 52315	Do.
CBQ, 30625	Do.
B&O, 273149	Do.
OWRN, 14926	Do.
PM, 85787	Do.
NP, 27977	Do.
MP, 120805	Do.
TNO, 39701	Do.

(b) *Notice and expiration.* Said carrier shall notify the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where, and by whom such unloading was performed. Upon receipt of that notice this order shall expire. (40 Stat. 101, sec. 402; 41 Stat. 476, sec. 4; 54 Stat. 901, 911; 49 U.S.C. 1 (10)-(17), 15 (2))

It is further ordered, that this order shall become effective immediately, and that a copy of this order and direction shall be served upon the Lehigh Valley Railroad Company, and upon the Association of American Railroads, Car Service Division, as Agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 46-7313; Filed, May 1, 1946; 11:31 a. m.]

[S. O. 498]

REROUTING TRAFFIC ON SOUTHERN PACIFIC COMPANY

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 30th day of April A. D. 1946.

It appearing, that due to congestion which interferes with the operation of the Southern Pacific Company at Los Angeles and Long Beach, California, that carrier is unable to transport the traffic offered to it for delivery at those points; the Commission is of opinion an emergency exists requiring immediate action in that section of the country to best promote the service in the interest of the public and the commerce of the people: It is ordered, that:

(a) *Congestion; rerouting of freight traffic.* The Southern Pacific Company is hereby directed to forward all carload freight traffic routed over its lines originating at or east of Colton, California, destined Los Angeles or Long Beach, California, via the Pacific Electric Railway from Colton to Los Angeles Harbor or Long Beach or via the Pacific Electric Railway to connecting line for proper delivery at those two destinations, to expedite its movement and prevent congestion, without regard to the routing thereof made by shippers or by carriers from which the traffic is received, or to the ownership of cars, and that all rules, regulations, and practices of said carriers with respect to car service are hereby suspended and superseded only insofar as conflicting with the directions hereby made; *Provided,* That the billing covering all cars rerouted shall carry a reference to this order as authority for the rerouting.

(b) *Rates to be applied.* Inasmuch as the routing of traffic pursuant to the order is deemed to be due to carriers' disability, the rates applicable to traffic routed pursuant to this order shall be the same as would have applied had the shipments moved as originally routed.

(c) *Division of rates.* In executing the orders and directions of the Com-

mission provided for in this order, the common carriers involved shall proceed without reference to contracts, agreements, or arrangements now existing between them with reference to the divisions of the rates of transportation applicable to said traffic; such divisions shall be, during the time this order remains in force, voluntarily agreed upon by and between said carriers; or upon failure of the carriers to so agree, said divisions shall be hereafter fixed by the Commission in accordance with pertinent authority conferred upon it by the Interstate Commerce Act.

(d) *Application and exemptions.* (1) This order shall not apply to carload traffic billed to stop in transit if such diversion or rerouting will preclude the movement of the shipment via the named transit point;

(2) This order shall not apply to carload traffic which is of such size, design, construction or weight that clearance regulations require the movement over a designated route;

(3) This order shall not apply to carload traffic consisting of supplies or equipment of troops when accompanying such troops on the same train, or to War Department carload traffic moving under MTX, MI or GS symbols;

(4) The railroad diverting or rerouting traffic under this order shall maintain a record of all cars diverted or rerouted thereunder, and shall be responsible for the reporting of such diversions, including advice to the shipper and consignee, in the same manner as though the shipments had been diverted under its regular diversion and rerouting practices;

(5) Railroads making diversions under this order shall report each day to the Director, Bureau of Service, the number of cars diverted, and the total number of cars diverted to date.

(e) *Effective date.* This order shall become effective at 12:01 a. m., May 1, 1946.

(f) *Expiration date.* This order shall expire at 11:59 p. m., August 31, 1946, unless otherwise modified, changed, suspended, or annulled by order of this Commission. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901, 49 U.S.C. 1 (10)–(17))

It is further ordered, That copies of this order and direction shall be served upon the Southern Pacific Company and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-7314; Filed, May 1, 1946; 11:31 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 6201]

MARIA ROSALIE WEIGELT

In re: Estate of Maria Rosalie Weigelt, deceased; D-28-10248; E.T. sec. 14601.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Selma Viertel and Martha Lashtowitz, and each of them, in and to the Estate of Maria Rosalie Weigelt, deceased, is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Selma Viertel, Germany.
Martha Lashtowitz, Germany.

That such property is in the process of administration by William Nelson West, 3d, as executor, acting under the judicial supervision of the Orphans' Court of Philadelphia County, Pennsylvania;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 22, 1946.

[SEAL] FRANCIS J. MCNAMARA,
Deputy Alien Property Custodian.

[F. R. Doc. 46-7206; Filed, Apr. 30, 1946; 11:14 a. m.]

[Vesting Order CE 261]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN MINNESOTA, OHIO, MICHIGAN, NEBRASKA, AND WISCONSIN COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 23, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 1	
Skudeneshavn Old People's Home	Norway	In Re: Trusteeship under agreement with Ole Mandius Olson, deceased, District Court, Hennepin County, Minn.	$43.00
		Item 2	
Haakon Olson	Norway	Same	22.00
		Item 3	
Louise Bergitte Anderson	Norway	Same	14.00
		Item 4	
Children of Selma Mathilda Blixhaven	Norway	Same	14.00
		Item 5	
Irene Levy Zeliqzon	France	Estate of Maurice Zeliqzon, deceased, Probate Court, Cuyahoga County, Ohio, No. 281,432.	36.00
		Item 6	
Frank Razgunas	Lithuania	Estate of Anthony Razgunas, deceased, Probate Court, Mason County, Mich. No. 5911.	12.00
		Item 7	
George Razgunas	Lithuania	Same	12.00
		Item 8	
Untanina Minkstimas	Lithuania	Same	6.00
		Item 9	
Veronika Rakanskas	Lithuania	Same	6.00
		Item 10	
Ora Aakhus Nesse or her heirs, legatees and personal representatives.	Norway	Estate of Gunstein D. Aakhus, deceased, Probate Court, Polk County, Minn.,	52.00
		Item 11	
Heirs at law names unknown, of Julian A. Matusiak, deceased.	Poland	Estate of Julian A. Matusiak, deceased, Probate Court, Wayne County, Mich., File No. 316557.	52.00
		Item 12	
Heirs at law, names unknown, of Frank Sedy, deceased.	Czecho-slovakia	Estate of Frank Sedy, deceased, Probate Court, McLeod County, Minn., No. 5454.	48.00
		Item 13	
Stanley Milejczak	Poland	Estate of Vincent Milejczak, deceased, Probate Court, Macomb County, Mich.	27.00
		Item 14	
Rose Smidowicz	Poland	Same	27.00
		Item 15	
Children, names unknown of Aaltje, the sister of Evert Glynis, deceased.	Netherlands	Estate of Evert Glynis, also known as Evert Glyjnis, deceased, Probate Court, Hennepin County, Minn.	5.00
		Item 16	
Daughter, name unknown, of Peter, the brother of Evert Glynis, deceased.	Netherlands	Same	5.00
		Item 17	
Anna, last name unknown, daughter of Engeltje, sister of Evert Glynis, deceased.	Netherlands	Same	5.00
		Item 18	
Neeltje, last name unknown, daughter of Engeltje, sister of Evert Glynis, deceased.	Netherlands	Same	5.00
		Item 19	
Nellie, last name unknown, daughter of Jan, brother of Evert Glynis, deceased.	Netherlands	Same	5.00
		Item 20	
Evert Oly	France	Same	5.00
		Item 21	
Wijbrand Glynis	Holland	Same	5.00
		Item 22	
Neeltje Koster	Netherlands	Same	5.00
		Item 23	
Josephine Liska	Czechoslovakia	Estate of Sophie Jelinek, deceased, County Court, Douglas County, Nebr.	124.00
		Item 24	
Martin Truchumowicz	Poland	Estate of Stanley Truchumowicz, deceased, Probate Court, Wayne County, Mich., File No. 325449.	7.00
		Item 25	
John Truchumowicz	Poland	Same	7.00
		Item 26	
Frances Podgorski	Poland	Same	7.00
		Item 27	
Anna Dudzinski	Poland	Same	7.00
		Item 28	
John Dudzinski	Poland	Same	5.00
		Item 29	
Bernice Dudzinski	Poland	Same	5.00
		Item 30	
Katerina Kanka	Czechoslovakia	Estate of Frank Jilek, deceased, County Court, Milwaukee County, Wis. File No. 208009.	73.00

[F. R. Doc. 46-7208; Filed, Apr. 30, 1946; 11:14 a. m.]

[Vesting Order CE 260]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN CALIFORNIA COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A, the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 23, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 1	
Eugene Juhn	France	Estate of Therese Miller, also known as Therese Muller, deceased. Superior Court of the State of California, in and for the County of Los Angeles, No. 215954.	$[illegible]
		Item 2	
Mrs. Theresa Heimburger	France	Same	[illegible]
		Item 3	
Charles Kuhn	France	Same	6[illegible]
		Item 4	
Emil Kuhn	France	Same	6[illegible]
		Item 5	
Mrs. Josephine Schott	France	Same	6[illegible]
		Item 6	
The Convent, 25 Rue de la Charitle Strasbourg, Neudorf.	France	Same	35[illegible]
		Item 7	
Pierre Parizia	France	Estate of Leon Sonale, deceased. Superior Court of the State of California, in and for the County of Sonoma, No. 14861.	70[illegible]
		Item 8	
Albert Hamburger	Holland	Estate of Alexander Hamburger, deceased, Superior Court of the State of California, in and for the County of Los Angeles, No. 225326.	7[illegible]
		Item 9	
Mrs. Emilie Michel	France	Estate of Peter C. Rambaud, also known as P. C. Rambaud, and Petrus Rambaud, Deceased. Superior Court of the State of California, in and for the County of Fresno. No. 18197.	1[illegible]
		Item 10	
Mrs. Anais Faure	France	Same	1[illegible]
		Item 11	
Mrs. Julie Lagier	France	Same	1[illegible]
		Item 12	
Marie Casarine, Rosolie Badoux Laurent	France	Estate of Henri C. V. Badoux, deceased. Superior Court of the State of California, in and for the County of Santa Cruz. No. 9054.	7[illegible]
		Item 13	
Knut Lied or Sovde Fattig Lyem	Norway	Estate of Camilla Lied, deceased. Superior Court of the State of California, in and for the City and County of San Francisco. No. 94419.	1[illegible]
		Item 14	
Heirs at law, names unknown, of Louis Bouche, deceased.	France	Estate of Louis Bouche, deceased. Superior Court of the State of California, in and for the City and County of San Francisco, No. 91128.	2[illegible]

[F. R. Doc. 46–7207; Filed, Apr. 30, 1946; 11:14 a. m.]

[Vesting Order CE 262]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN MASSACHUSETTS COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095 as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 23, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Frieda Notes	Lithuania	Trust u/w of Samuel W. Prussian—Norfolk Co. Probate Court, Mass.	(1)	Harvard Trust Co., Cambridge, Mass.; Stanley Prussian, c/o Harvard Trust Co., Cambridge, Mass., Trustees.	$118.00
		Item 2			
Giuseppe Scaramella	Italy	Estate of Floravante Rizziero Scaramella, deceased, Suffolk County Probate Court, Mass., No. 301907.	$1,300.00	Girolamo Scaramella, 126 Princeton St., Boston, Mass., Executor.	16.00
		Item 3			
Modesto Scaramella	Italy	Same	1,300.00	Same	16.00
		Item 4			
Clementina Scaramella	Italy	Same	216.67	Same	3.00
		Item 5			
Ermenegilda Scaramella	Italy	Same	216.67	Same	3.00
		Item 6			
Clelia Scaramella	Italy	Same	216.67	Same	3.00
		Item 7			
Ottavio Scaramella	Italy	Same	216.67	Same	3.00
		Item 8			
Osvaldo Scaramella	Italy	Same	216.66	Same	3.00
		Item 9			
Roberta Scaramella	Italy	Same	216.66	Same	3.00
		Item 10			
Jacques B. Thompson	France	Trust u/w of Henry R. Stone, Suffolk County, Mass., Probate No. 241707.	(2)	Old Colony Trust Co., 1 Federal St., Boston, Mass., Trustee.	54.00
		Item 11			
Antanas Saltenis	Lithuania	Estate of John Shaltanis, also known as John Shattonis, John Shaltonis, John M. Shattus, deceased, Plymouth County, Mass., Probate No. 52325.	5,365.87	The Judge of Probate for Plymouth County, Brockton, Mass.	226.00
		Item 12			
Eletta Torlai	Italy	Estate of John Torlai, deceased, Hampden County Probate Court, Mass., No. 74187.	764.15	Frank Torlai, 18 Mt. Carmel Ave., Williamsett, Mass., Administrator.	24.00
		Item 13			
Lena Torlai	Italy	Same	509.44	Same	15.00
		Item 14			
Bruna Torlai	Italy	Same	509.44	Same	15.00
		Item 15			
Rosemary Wright Maeght	France	Estate of Anna M. Wright, deceased, Essex County Probate Court, Mass. No. 106814.	(3)	E. Sohier Welch, 73 Tremont St., Boston, Mass., and State Street Trust Co., Corner State and Congress Sts., Boston, Mass., Trustees.	169.00
		Item 16			
Martin Tuinila	Lithuania	Estate of Simon Tuninila, deceased, Plymouth County, Mass., Probate No. 53602.	418.08	Judge of Probate of Plymouth County Courthouse, Plymouth, Mass.	32.00
		Item 17			
Marija Tuinila Mozeika	Lithuania	Same	418.08	Same	32.00
		Item 18			
Berthe Merol	France	Trust u/w of Sebastian B. Schlesinger, deceased, Suffolk County, Probate Court. Mass.	(4)	Boston Safe Deposit and Trust Co., 100 Franklin St., Boston 6 Mass., and Arthur D. Hill, Esq. 53 State St., Boston Mass., Co-Trustees.	79.00

[1] Income from trust u/w of Samuel W. Prussian.
[2] Income and principal of trust u/w of Henry R. Stone, deceased.
[3] Income from trust established under will of Anna M. Wright, deceased.
[4] Income from trust under will of Sebastian B. Schlesinger, deceased.

[F. R. Doc. 46–7209; Filed, Apr. 30, 1946; 11.14 a. m.]

[Vesting Order CE 264]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW YORK COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 23, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Elizabeth Theodorakis	Greece	Estate of Theodore Theodorakis, deceased, Surrogate's Court, Erie County, N. Y., Index No. 140438.	$308.83	County Treasurer of Erie County, Buffalo, N. Y.	$11.83
		Item 2			
Vasiliko Theodorakis	Greece	Same	308.83	Same	11.00
		Item 3			
Anthony Theodorakis	Greece	Same	308.83	Same	11.00
		Item 4			
Stanislaw Zlotkowski, Wladyslawa Czubak and John Olak.	Poland	Estate of Mary Zlotkowski, deceased, Surrogate's Court, Nassau County, Mineola, N. Y.	1,290.54	Treasurer of the County of Nassau, Mineola, N. Y.	57.00
		Item 5			
Wilhelm Steinwedel	Czechoslovakia	Estate Barbara Cechal, deceased, Surrogate's Court, Fulton County, No Index No.	1,093.13	County Treasurer, Fulton County, Gloversville, N. Y.	26.00
		Item 6			
Heinrich Kwasnicka	Austria	Same	1,093.13	Same	26.00
		Item 7			
Marie Paulova	Austria	Same	2,186.26	Same	41.00
		Item 8			
Joseph Tilp	Russia	Estate of Johanna Lorenz, deceased, Surrogate's Court, County of Sullivan, Monticello, New York.	218.00	County Treasurer, Sullivan County, Monticello, N. Y.	26.00
		Item 9			
Frank Tilp	Russia	Same	218.00	Same	26.00
		Item 10			
Marjon Janzeewski	Poland	Estate of Stanley Janczewski, also known as Stanislaw Ganegski, Stanley Janezeski and Stanley Janczesky, deceased, Surrogate's Court, Kings County, N. Y., Index No. 4876-1942.	(1)	Stella Zebrowski, 194 Spring Street, Paterson, New Jersey. Administratrix.	14.00
		Item 11			
Stanislawa Janczewski Jazwiak	Poland	Same	(1)	Same	14.00
		Item 12			
Fanny Lawrence Vernon	France	Estate of Frances Adelaide Lawrence, deceased, Surrogate's Court, New York County, N. Y.	(2)	Chase National Bank Blocked account of Hon. Mrs. Fanny Vernon, 11 Broad Street, New York City.	1.00

[1] Approximately $3,660.00.
[2] Securities, $301,000.00; cash, $1,126.84.

[F. R. Doc. 46–7211; Filed, Apr. 30, 1946; 11:14 a. m.]

[Vesting Order CE 265]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN MASSACHUSETTS COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April April 23, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Mikas Waitkevicius	Lithuania	Estate of Tony Whittaker, a/k/a Anthony Waitkevicius, and Antonas Waitkevicius, deceased, Suffolk County Probate Court, Mass., No. 301378.	$1,294.56	First Judge of Probate for Suffolk County, Boston, Mass.	$44.00
		Item 2			
Joseph Waitkevicius	Lithuania	Same	1,294.56	Same	44.00
		Item 3			
Mary Prichard Agnetti	Italy	Estate of Harvey D. Parker, deceased, Suffolk County Probate No. 71532, Mass.	(1)	Adelbert E. Buffum, 60 Federal St., Boston, Mass., and Moses Williams, 50 Federal St., Boston, Mass., Co-Trustees.	81.00
		Item 4			
Sophia Gawrys	Poland	Estate of Stanley Zawistowski, a/k/a Stanislaw Zwaistowski or Stanislaw Zawistowski, deceased, Hampden County, Probate Court No. 74903, Massachusetts.	317.04	First Judge of Probate for Hampden County, Springfield, Mass.	57.00
		Item 5			
Kazimera Ratynski	Poland	Same	317.04	Same	57.00
		Item 6			
Samuel Polachiek	Poland	Estate of Ida Sandman, deceased. Suffolk County Probate Court, No. 313256, Massachusetts.	200.00	First Judge of Probate for Suffolk County, Boston, Mass.	26.00
		Item 7			
Agatha Radzumas	Lithuania	Estate of Paul Malonis a/k/a Poul Malonis, deceased. Suffolk County Probate Court No. 190935, Massachusetts.	413.78	First Judge of Probate in Suffolk County, Boston, Mass.	9.00
		Item 8			
Klemins Malonis	Lithuania	Same	413.78	Same	9.00
		Item 9			
Anna Stampolovivus	Lithuania	Same	413.78	Same	9.00
		Item 10			
Vincent Malonis	Lithuania	Same	206.89	Same	5.00
		Item 11			
Peter Malonis	Lithuania	Same	206.89	Same	5.00

[1] Income and principal of trust established under the will of Harvey D. Parker, deceased.

[F. R. Doc. 46–7212; Filed, Apr. 30, 1946; 11:14 a. m.]

[Vesting Order CE 263]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW YORK COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 23, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 1	
Alexandra Tahou	Greece	Estate of Alexander George Tahou, deceased, Surrogate's Court, Monroe County, Rochester, N. Y. No index number.	$31.00
		Item 2	
Anastasia Tahou	Greece	Same	5.00
		Item 3	
Daphni Tahou	Greece	Same	5.00
		Item 4	
"Abraham" Glekel	Poland	Estate of Barnit Glekel, a/k/a Barnet Glekel, deceased, Surrogate's Court, Kings County, N. Y., Index No 3284–1943.	5.00
		Item 5	
"Isaac" Glekel	Poland	Same	5.00
		Item 6	
"Rachel" Glekel	Poland	Same	5.00
		Item 7	
"Benjamin" Glekel	Russia	Same	5.00
		Item 8	
"Rubin" Glekel	Russia	Same	5.00
		Item 9	
"Congregation of the Large Synagogue"	Poland	Same	5.00
		Item 10	
Benche Glekel	Poland	Same	5.00
		Item 11	
Harry Kesten	Poland	Estate of Herman Kesten, Deceased, Surrogate's Court, New York County, N. Y. Docket No. P–2543/1944.	26.00
		Item 12	
Ruchel Erger	Poland	Same	26.00
		Item 13	
Ferla Katz	Poland	Estate of Anna Brenner, Dec'd. Surrogate's Court Bronx County, State of New York. Index No. 1060–P–1944.	62.00
		Item 14	
Rywka Grynspan	Poland	Same	25.00
		Item 15	
Tobalia Grynspan	Poland	Same	25.00
		Item 16	
Anna Katz	Poland	Same	37.00
		Item 17	
Godel Katz	Poland	Same	62.00
		Item 18	
Jacob Katz	Poland	Same	62.00
		Item 19	
Zelig Katz	Poland	Same	62.00
		Item 20	
Maier Katz	Poland	Same	62.00
		Item 21	
Abbe Katz	Poland	Same	62.00
		Item 22	
Constantine Caramitsos	Greece	Estate of George Caramitsos (a/k/a George Callas) dec'd. Surrogate's Court, Queens County, N. Y. Docket No. 5193—1943.	6.00
		Item 23	
Demetrios Caramitsos	Greece	Same	6.00
		Item 24	
Panagioula Makris	Greece	Same	6.00
		Item 25	
Eleni Rizopoulos	Greece	Same	6.00
		Item 26	
Athanasia Makris	Greece	Same	6.00
		Item 27	
Vasiliki Tzolas	Greece	Same	6.00
		Item 28	
Ekaterine Ballas	Greece	Same	6.00

[F. R. Doc. 46–7210; Filed, Apr. 30, 1946; 11:14 a. m.]

[Vesting Order CE 266]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN CALIFORNIA COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 23, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 1	
Alva Monkan	Norway	Estate of Theodore Wick, deceased, Superior Court of the State of California, in and for the County and City of San Francisco; No. 96946.	$11.00
		Item 2	
Liv Monkan	Norway	Same	11.00
		Item 3	
Thrya Monkan	Norway	Same	11.00
		Item 4	
Ingeborg Monkan	Norway	Same	11.00
		Item 5	
Petrene Monkan	Norway	Same	45.00
		Item 6	
Rolf Monkan	Norway	Same	11.00
		Item 7	
Jacob Monkan	Norway	Same	11.00
		Item 8	
Mina Tyndelsrud	Norway	Estate of Martin Hansen, deceased, Superior Court of the State of California, in and for the City and County of San Francisco; No. 75673.	51.00
		Item 9	
Agine Tyndelsrud	Norway	Same	51.00
		Item 10	
Mrs. Anna Johansen	Norway	Estate of A. B. Johansen, also known as Aksel B. Johansen, also known as Aksel Bertram Johansen, deceased, Superior Court of the State of California, in and for the City and County of San Francisco; No. 94046.	31.00
		Item 11	
Mrs. Soverine Syversen	Norway	Estate of Adolph Scheie, also known as Adolf Scheie, deceased, Superior Court of the State of California, in and for the County of Humboldt; No. 8346.	52.00
		Item 12	
Annie Anderson	Norway	Same	52.00
		Item 13	
Stefan Hrabie	Austria	Estate of Frank Hrabie, deceased, Superior Court of the State of California, in and for the County of Orange; No. PA–233.	85.00
		Item 14	
Mrs. C. Koolstre	Holland	Estate of Francis L. Dee, also known as Franciscus Lodewijk Dee, also known as F. L. Dee, deceased, in the Superior Court of the State of California, in and for the County of Santa Clara; No. 26190.	120.00
		Item 15	
Marcel Hiumbert	France	Estate of Antoinette W. Howard, deceased, Superior Court of the State of California, in and for the City and County of San Francisco; No. 89227.	27.00
		Item 16	
Mrs. Eugenie Paul or Roger Paul and Henriette Paul.	France	Estate of Henri Paul, also known as Henry Paul, deceased, Superior Court of the State of California, in and for the City and County of San Francisco; No. 91001.	29.00
		Item 17	
Marie Larramendy	France	Estate of Pierre Lavalt, deceased, Superior Court of the State of California, in and for the County of Los Angeles; No. 232560.	39.00

EXHIBIT A—Continued

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 18	
Clarisse Viguand	France	Estate of Zepherin Grand, also known as Z. Grand, deceased, Superior Court of the State of California, in and for the City and County of San Francisco; No. 91672.	$38.00
		Item 19	
Gabriel Grand	France	Same	38.00
		Item 20	
Madame Marguerite Ganneaud	France	Estate of Phineas Rudisch, deceased, Superior Court of the State of California, in and for the County of Los Angeles; No. LB P-13326.	18.00
		Item 21	
Suzanne Peynoud	France	Same	37.00
		Item 22	
Mon. Jean Ganneaud	France	Same	18.00
		Item 23	
Alzik Dzenciolski	France	Estate of Julius Johnson, deceased, Superior Court of the State of California, in and for the County of Los Angeles; No. 217225.	85.00
		Item 24	
Adele Dzenciolski	France	Same	85.00
		Item 25	
Children of Alzik and Adele Dzenciolski	France	Same	85.00
		Item 26	
Joseph Gerard	France	Estate of Emelie Cederholm, deceased, Superior Court of the State of California, in and for the County of Los Angeles; No. LB P-9921.	56.00
		Item 27	
Pauline Mason or her heirs, next of kin, legatees and personal representatives.	France	Same	56.00

[F. R. Doc. 46-7213; Filed, Apr. 30, 1946; 11:14 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[RMPR 136, Order 618]

GREAT AMERICAN INDUSTRIES, INC.

AUTHORIZATION OF MAXIMUM PRICES

Order No. 618 under Revised Maximum Price Regulation 136. Machines, parts, and industrial equipment. Ward LaFrance Truck Division, Great American Industries, Inc.; Docket No. 6085-136.-21-15.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 21 of Revised Maximum Price Regulation 136, *It is ordered:*

(a) Ward LaFrance Truck Division of Great American Industries, Inc., Elmira, New York, is authorized to sell the following model of driver's cab when mounted on a truck chassis as original equipment at a price not to exceed the following list price, subject to the discounts, allowances, extra charges and terms of delivery in effect on March 31, 1942.

Model and description:	*List price*
DeLuxe—Driver's cab	$425.00

(b) Resellers are authorized to sell the driver's cab listed in paragraph (a) when mounted on a truck chassis as original equipment at a price not to exceed the list price set forth in paragraph (a), subject to the discounts, allowances, extra charges and terms of delivery in effect March 31, 1942.

(c) All requests not granted herein are denied.

(d) This order may be amended or revoked by the Administrator at any time.

This order shall be effective May 3, 1946.

Issued this 2d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7386; Filed, May 2, 1946; 11:32 a. m.]

[MPR 580, Order 302]

TEXTILE MILLS

ESTABLISHMENT OF MAXIMUM PRICES

Establishing ceiling prices at retail for certain articles; Docket No. 6063-580-13-512.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 13 of Maximum Price Regulation No. 580; *It is ordered:*

(a) The following ceiling prices are established for sales by any seller at retail of the following articles manufactured by Textile Mills, 3948 Roosevelt Road, Chicago 24, Illinois, having the brand name "Tex-Knit" and described in the manufacturer's application dated January 21, 1946:

IRONING-BOARD PADS AND COVERS

Article	Suppliers selling price	Retail ceiling price
Burn-proof cover and pad set.	{$28.66 per dozen, $2.39 each.}	$3.98 each.
Burn-proof cover	{$21.46 per dozen, $1.79 each.}	$2.98 each.

(b) The retail ceiling price of an article stated in paragraph (a) shall apply to any other article of the same type, having the same selling price to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this order.

(c) The retail ceiling prices contained in paragraph (a) shall apply in place of the ceiling prices which have been or would otherwise be established under this or any other regulation.

(d) On and after May 30, 1946, Textile Mills must mark each article listed in paragraph (a) with the retail ceiling price under this order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

(Sec. 13, MPR 580)

OPA Price—$———

On and after June 30, 1946, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to June 30, 1946; unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging and posting provisions of the applicable regulation.

(e) On or before the first delivery to any purchaser for resale of each article listed in paragraph (a), the seller shall send the purchaser a copy of this order, and all subsequent amendments.

(f) Unless the context otherwise requires, the provisions of the applicable regulation shall apply to sales for which retail ceiling prices are established by this order.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 3, 1946.

Issued this 2d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7400; Filed, May 2, 1946; 11:32 a. m.]

[RMPR 136, Order 619]

RADIO RECEIVER AND ALLIED SPECIAL PURPOSE TUBES

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion, issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 31 of Revised Maximum Price Regulation 136, *It is ordered:*

(a) *Definition*—(1) *Radio receiver tubes.* For the purposes of this order, the term "radio receiver tubes" shall mean all electron tubes of the types which are designed and used for radio receiving equipment, prices for which have been filed with the Office of Price Administration under the provisions of Revised Price Schedule 84 or Revised Maximum Price Regulation 136, or may hereafter be filed under the provisions of Revised Maximum Price Regulation 136.

(2) *Allied special purpose tubes.* For the purposes of this order, the term "allied special purpose tubes" shall mean all electron tubes of the types which are designed and used for radio receiving equipment, but are used for hearing aids, audio amplifications, public address systems and inter-communication circuits, prices for which have been filed with the Office of Price Administration under the provisions of Revised Price Schedule 84 or Revised Maximum Price Regulation 136, or may hereafter be filed under the provisions of Revised Maximum Price Regulation 136.

(3) *Tubes.* Wherever used in this order, the word "tubes" shall be deemed to include both radio receiver tubes and allied special purpose tubes.

(4) *Current prices.* For the purposes of this order, the phrase "current prices" shall mean the prices established under section 7 or computed under sections 8, 9 or 10 before the application of any increase for individual adjustments to an individual manufacturer or any increase heretofore authorized for radio tubes under the provisions of section 19 of Revised Maximum Price Regulation 136.

(5) *Sales by manufacturers.* For the purposes of this order, the phrase "sales by manufacturers" shall mean the first sale by a manufacturer as defined in Revised Maximum Price Regulation 136 (except a sale at retail as hereinafter defined), whether or not that sale is made to a manufacturer of electron equipment, to a wholesaler or a retailer, who is not, in any manner, financially controlled by a manufacturer, or to a wholesaler or retailer who is either financially controlled by the manufacturer or is a separate division of the manufacturer, operating as a wholesaler or retailer.

(6) *Sales at retail.* For the purposes of this order, the phrase "sales at retail" shall mean sales by anyone to the ultimate consumer, except consumers who are industrial, commercial, institutional or governmental users.

(7) *Sales at wholesale.* For the purposes of this order, the phrase "sales at wholesale" shall mean all sales which are not either sales by manufacturers or sales at retail.

(b) *Maximum prices for sales by manufacturers of new tubes.* (1) The maximum prices for sales by manufacturers of new tubes to any resellers shall be the current prices increased by 20%.

(2) The maximum prices for sales by manufacturers of new tubes to manufacturers of electron equipment shall be the current prices increased by 27.5%.

(c) *Maximum prices for sales at wholesale of new radio receiver tubes*—(1) *Radio receiver tubes listed in paragraph (d).* The maximum prices for sales at wholesale (inclusive of the manufacturer's Federal excise tax) of new radio receiver tubes listed in paragraph (d) are listed in the table below:

Column I of the table arranges in ascending order all the maximum retail prices which are set forth in paragraph (d).

Columns II, III, IV, V and VI list the corresponding maximum wholesale prices for all the tubes to which the Column I retail prices apply. The quantity which determines the applicable wholesale price column is the total quantity of tubes of all types involved in the sale.

These maximum wholesale prices are f. o. b. point of shipment, and are subject to a discount of 2% if paid in ten days, net thirty days. The seller is required to continue the same guarantee on sales of tubes during March 1942. If the seller was not in business during March 1942, he is required to give the same guarantee or guarantee allowance extended by his most closely competitive seller of the same class to the same class of purchaser.

Column I	Maximum wholesale prices				
Maximum retail prices for tubes as listed in paragraph (d)	Column II Quantities of 1 to 5	Column III Quantities of 6 to 49	Column IV Quantities of 50 to 100	Column V Quantities of 101 to 500	Column VI Quantities over 500
$0.70	$0.45	$0.41	$0.39	$0.37	$0.35
.75	.50	.46	.43	.41	.39
.80	.53	.48	.45	.43	.42
.85	.56	.51	.48	.46	.44
.90	.59	.54	.51	.48	.46
1.00	.66	.60	.57	.54	.52
1.10	.74	.68	.64	.61	.58
1.30	.88	.80	.75	.73	.69
1.60	1.09	1.00	.93	.90	.86
1.95	1.33	1.22	1.14	1.09	1.04
2.35	1.60	1.46	1.37	1.31	1.26
2.85	1.95	1.78	1.67	1.60	1.53

The above prices include the manufacturers' Federal excise taxes. Lower prices may be charged.

(2) *Radio receiver tubes not listed in paragraph (d).* To determine the maximum price for a new radio receiver tube not listed in paragraph (d), the wholesaler shall find the suggested retail price from the manufacturer's price list last filed with the Office of Price Administration, in which the tube is listed. The wholesaler shall then take the nearest maximum retail price shown in Column I of the table above and shall determine his maximum wholesale price in accordance with subparagraph (1) of this paragraph.

(d) *Maximum prices for sales at retail of new radio receiver tubes*—(1) *Radio receiver tubes listed in the table in this paragraph. (d).* The maximum prices for sales at retail of new radio receiver tubes listed below whether sold separately or in connection with the servicing of a radio or phonograph, shall be the prices specified in the following table:

Type:	*Maximum retail price*	Type:	*Maximum retail price*
00A	$2.35	2E7	$1.30
01A	.90	2E5	1.30
0A4G	1.95	2V3G	2.85
0Z4	1.60	2X2/879	2.35
0Z4G	1.60	3A8GT	2.35
1A3	1.30	3Q4	1.60
1A4P	1.60	3Q5GT	1.60
1A5G	1.60	3S4	1.60
1A5GT	1.10	5T4	1.95
1A6	1.30	5U4G	1.00
1A7G	1.60	5V4G	1.60
1A7GT	1.30	5W4	1.10
1B4P	1.30	5W4GT	.90
1B5/25S	1.30	5X4G	1.10
1B7GT	1.30	5Y3G	.70
1C5G	1.60	5Y3GT/G	.70
1C5GT	1.30	5Y4G	.75
1C6	1.30	5Z3	1.10
1C7G	1.30	5Z4	1.30
1D5GP	1.30	6A3	1.95
1D5GT	1.30	6A4/LA	1.60
1D7G	1.60	6A5G	2.85
1D8GT	1.95	6A6	1.60
1E4G	1.30	6A7	1.00
1E5GP	1.60	6A8	1.30
1E7G	2.35	6A8G	1.00
1F4	1.30	6A8GT	1.00
1F5G	1.30	6AB5/6N5	1.60
1F6	1.60	6AB7/1853	1.95
1F7GH	1.60	6AC5G	1.30
1G4G	1.30	6AC5GT	1.10
1G4GT	1.30	6AC7/1852	2.35
1G5G	1.30	6AD6G	1.60
1G6G	1.60	6AD7G	1.60
1G6GT	1.60	6AE5GT	1.30
1H4G	1.00	6AE6G	1.30
1H5G	1.30	6AE7GT	1.30
1H5GT	1.10	6AF6G	1.60
1H6G	1.30	6AG5	2.35
1J5G	1.95	6AG7	2.35
1J6G	1.30	6AT6	1.30
1L4	1.60	6AU6	1.60
1LA4	2.35	6B4G	1.95
1LA6	2.35	6B5	1.95
1LB4	2.35	6B6G	1.10
1LH4	2.35	6B7	1.30
1LN5	2.35	6B7S	2.35
1N5G	1.60	6BA6	1.60
1N5GT	1.30	6BE6	1.60
1N6G	1.30	6B8	1.95
1P5GT	1.60	6B8G	1.30
1Q5GT	1.60	6C5	1.10
1R5	1.60	6C5G	1.00
1S4	1.60	6C5GT	1.00
1S5	1.60	6C6	1.00
1T4	1.60	6C8G	1.00
1T5GT	1.60	6D6	1.00
1V	1.00	6D8G	1.60
2A3	1.95	6E5	1.10
2A4G	2.35	6E6	1.95
2A5	1.00	6F5	1.10
2A6	1.00	6F5G	1.10
2A7	1.10	6F5GT	1.00

Type:	Maximum retail price
6F6	$1.10
6F6G	.90
6F6GT/G	.85
6F7	1.60
6F8G	1.30
6G6G	1.30
6H4GT	1.95
6H6	1.10
6H6G	1.10
6H6GT	1.10
6J5	.90
6J5G	1.00
6J5GT	.90
6J7	1.30
6J7G	1.10
6J7GT	1.10
6J8G	1.60
6K5G	1.10
6K6G	1.10
6K6GT	1.00
6K7	1.10
6K7G	1.10
6K7GT	1.00
6K8	1.30
6K8G	1.30
6K8GT	1.30
6L5G	1.10
6L6	1.95
6L6G	1.95
6L7	1.60
6L7G	1.60
6N5	1.60
6N6G	2.35
6N7	1.60
6N7G	1.60
6N7GT/G	1.60
6P5G	.85
6P5GT	.80
6P7G	2.35
6Q7	1.30
6Q7G	.90
6Q7GT	.90
6R7	1.60
6R7G	1.10
6R7GT	.90
6S7	1.60
6S7G	1.60
6SA7	1.00
6SA7GT	1.10
6SB7-Y	1.95
6SC7	1.30
6SD7GT	1.30
6SF5	1.00
6SF5GT	1.00
6SF7	1.30
6SG7	1.30
6SH7	1.30
6SH7GT	1.30
6SJ7	1.10
6SJ7GT	1.10
6SK7	1.00
6SK7GT	1.10
6SL7GT	1.60
6SN7GT	1.30
6SQ7	1.00
6SQ7GT	1.10
6SR7	1.10
6SS7	1.00
6ST7	1.60
6SZ7	1.60
6T7G	1.30
6U5/6G5	1.30
6U6GT	1.30
6U7G	1.00
6V6	1.95
6V6G	1.30
6V6GT	1.10
6V7	2.35
6V7G	1.30
6W5G	1.95
6W7G	1.60
6X5	1.60
6X5G	1.10
6X5GT	1.00
6Y6G	1.60
6Y7G	1.60
6Z7G	1.95
6ZY5G	1.30

Type:	Maximum retail price
7A4	$1.30
7A5	1.30
7A6	1.30
7A7	1.30
7A8	1.30
7B4	1.30
7B5	1.30
7B6	1.30
7B7	1.30
7B8	1.30
7C5	1.30
7C6	1.30
7C7	1.30
7E6	1.30
7E7	1.60
7F7	1.60
7G7/1232	1.95
7H7	1.95
7J7	1.95
7K7	1.95
7L7	1.95
7N7	1.95
7Q7	1.30
7R7	1.95
7Y4	1.30
7Z4	1.30
10	2.85
12A	1.00
12A5	2.35
12A6GT	1.95
12A7	1.95
12AH7GT	1.60
12A8GT	1.00
12AT6	1.60
12B8GT	1.60
12BA6	1.60
12BE6	1.60
12C8	1.95
12F5GT	1.00
12H6	1.10
12J5GT	1.00
12J7GT	1.10
12K7GT	1.00
12K8	1.60
12K8GT	1.30
12Q7GT	.90
12SA7	1.00
12SA7GT	1.30
12SC7	1.30
12SF5	1.10
12SF5GT	1.10
12SF7	1.30
12SG7	1.30
12SH7	1.30
12SH7GT	1.30
12SJ7	1.10
12SJ7GT	1.10
12SK7	1.00
12SK7GT	1.10
12SL7GT	1.60
12SN7GT	1.30
12SQ7	1.00
12SQ7GT	1.10
12SR7	1.30
12SR7GT	1.30
12Z3	1.00
14A4	1.95
14A5	2.85
14A7/12B7	1.95
14B6	1.60
14B8	1.95
14E6	1.30
14H7	1.95
14J7	1.95
14Q7	1.60
14R7	1.60
15	1.95
18	1.95
19	1.30
20	2.85
22	2.35
24A	.90
25A6	1.95
25A6G	1.10
25A6GT	1.10
25A7G	1.60
25A7GT	1.60
25A65GT	1.60

Type:	Maximum retail price
25AC5G	$1.60
25B6G	1.95
25B8GT	1.95
25C6G	1.95
25L6	1.60
25L6G	1.30
25L6GT	1.10
25Y5	2.35
25Z5	1.00
25Z6	1.30
25Z6G	1.00
25Z6GT	1.00
26	.75
27	.70
30	1.00
31	1.00
32	1.30
32L7GT	1.95
33	1.30
34	1.30
35	1.00
35A5	1.30
35L6GT	1.00
35W4	1.10
35Y4	1.60
35Z3	1.30
35Z4GT	.80
35Z5GT	.85
35Z6G	1.30
36	1.00
37	.85
38	1.10
39/44	1.00
40	1.60
41	.85
42	.85
43	1.10
45	.80
45Z3	1.10
45Z5GT	1.10
46	1.10
47	1.10
48	2.85
49	1.30
50	2.35

Type:	Maximum retail price
50A5	$1.95
50B5	2.35
50C6G	1.95
50L6GT	1.10
50Y6GT	1.10
50Z7G	1.30
52	2.85
53	1.60
55	1.10
56	.80
57	.90
58	.90
59	1.60
70A7GT	2.35
70L7GT	1.95
71A	.90
75	.85
76	.90
77	.90
78	.90
79	1.60
80	.70
81	1.95
82	1.30
83	1.30
83V	1.95
84/6Z4	1.10
85	.90
89	1.00
V99	2.85
X99	2.85
117L7GT	2.35
117N7GT	2.35
117P7GT	2.35
117Z3	1.60
117Z6GT	1.60
485	1.95
950	1.95
XXD	1.60
XXL	1.60
VR90-30	2.35
VR105-30	2.35
VR150-30	2.35
Majestic	2.35

Standard radio receiver tubes are guaranteed against defects for a period of ninety (90) days from the date of sale. No extra charge for testing detached radio tubes. Maximum charge of $.50 for testing all radio tubes in a set if they can be removed from the radio without detaching the radio mechanism from the cabinet. Maximum charge of $1.00 for testing all radio tubes in a set if the radio mechanism must be removed from the cabinet to test the tubes. These maximum charges apply to portable or table model radios or phonographs brought to the seller's establishment.

(2) *Tubes not listed in the table in subparagraph (1) of this paragraph (d).* The maximum price, inclusive of the manufacturers' Federal Excise Tax, for a sale at retail of a radio receiver tube not listed in subparagraph (1) of this paragraph (d), whether sold separately or in connection with the servicing of a radio or phonograph, shall be the suggested retail price shown in the manufacturer's price list last filed with the Office of Price Administration.

(e) *Allied special purpose tubes.* The maximum prices for sales at wholesale and sales at retail of allied special purpose tubes shall be computed as follows:

(1) On sales at wholesale, the maximum prices shall be the manufacturer's list prices last filed with the Office of Price Administration, less the following discounts and any discount for cash which the resellers had in effect on the base date rounded off to the nearest whole cent. The quantity which determines the applicable discount is the total quantity of tubes of all types covered by this order invoiced in the sale.

Quantities:	Discounts (percent)
1–5	34
6–49	39
50–100	43
101–500	46
Over 500	48

(2) On sales at retail, the maximum prices shall be the manufacturer's list prices last filed with the Office of Price Administration.

(f) *Service charges.* The maximum prices for service charges established by this paragraph, supersede the provisions of Revised Maximum Price Regulation No. 165*. No charge may be made for testing tubes brought to the seller's establishment by a customer. A maximum charge of $0.50 may be made for removing, testing, and replacing all of the tubes contained in the electron equipment brought to the seller's establishment by the customer, if the tubes can be removed, tested, and replaced without detaching the chassis mechanism from the cabinet. A maximum charge of $1.00 may be made for removing, testing and replacing all of the tubes contained in the electron equipment brought to the seller's establishment by the customer, if the chassis mechanism must be detached from the cabinet before the tubes can be removed, tested, and replaced. All other service charges remain under Revised Maximum Price Regulation No. 165.

(g) *Guarantee.* The maximum price for a sale to an ultimate consumer of a tube, shall include the standard guarantee against defects extended by the manufacturer of that tube. In no case shall the guarantee be for a period less than 90 days from the date of sale. If a tube subject to guarantee cannot be replaced within a reasonable period of time, the retailer shall give the consumer full credit, or refund the purchase price.

(h) *Federal, State and local taxes.* Federal excise taxes levied after April 1, 1944, and State and local taxes imposed upon the sale of tubes may be added to the maximum prices established under this order, provided they are separately stated and collected.

(i) *Posting.* A seller offering tubes for sale at retail shall post and keep conspicuously posted, at the place in his business establishment where tubes are offered for sale, whether offered separately or in connection with the servicing of electron equipment, a copy of the table of maximum prices contained in paragraph (d) of this order, together with the statement of guarantee and service charges contained therein.

(j) *Sales slips, receipts, and invoices.* Every person making a sale at wholesale of a tube shall furnish the purchaser with a sales slip, receipt, invoice, or other similar written evidence of purchase showing the name and address of the seller and the purchaser, the date of sale, the quantity, types, and prices charged for the tubes. This sales slip, receipt, or invoice or other written evidence of purchase shall be kept by the purchaser, and a carbon copy of it kept by the seller for inspection by the Office of Price Administration.

(k) *Credit charges for sales at retail.* (1) Charges for the extension of credit may be added to the maximum (ceiling) retail prices established by this order, only to the extent permitted by and subject to the requirements of this paragraph:

(i) Sellers who, in March 1942, collected a separately stated additional charge for the extension of credit on sales of tubes may collect a charge for the extension of credit on sales under this order not exceeding such charge in March 1942 on a similar sale or similar items to the same class of purchaser.

(ii) Sellers who did not so state and collect an additional charge may collect a charge for the extension of credit only on instalment-plan sales; and the charge shall not exceed the separately stated additional charge collected for the extension of credit on a similar sale or similar terms to the same class of purchaser in March 1942, by the seller's closest competitor who made such a separately stated charge.

(2) An instalment-plan sale, as used in the above paragraph, means a sale where the unpaid balance is to be paid in instalments over a period of either (i) six weeks or more from the date of sale in the case of weekly instalments, or (ii) eight weeks or more in the case of other than weekly instalments.

(3) All charges for the extension of credit shall be quoted and separately stated. Any charge which is not quoted and stated separately, or which otherwise does not conform to this paragraph shall, for the purposes of this order, be considered to be part of the price charged for the article sold or services rendered.

(4) No seller may require as a condition of sale that the purchaser must buy on credit.

This order shall become effective May 2, 1946.

NOTE: All record-keeping and reporting requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 2d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7387; Filed, May 2, 1946; 11:35 a. m.]

[Rev. SR 11, Order 1 Under Order 1]

TOWING RATES

ADJUSTABLE PRICING

Application has been made on behalf of twenty-two companies engaged in performing towing services in New York Harbor for an increase in their maximum towing rates. The rate increase is sought on the basis of wage negotiations now pending, which, if granted, may be retroactive in effect. Because of the substantial nature of wage costs in total operating expense, the impact of a retroactive wage adjustment will probably be substantial. Accordingly, the issuance of an adjustable pricing order is necessary to promote distribution or production. Such action will not be inimical to the purposes of the Emergency Price Control Act, as amended.

Therefore, under authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and applicable Executive orders, and pursuant to subparagraph (d) of Order 1 under Revised Supplementary Regulation 11. It is ordered:

(a) A seller of towing services which are subject to Order No. 1 under Rev. SR 11 may perform towing services at prices not more than the maximum price currently established under the General Maximum Price Regulation or Rev. Supplementary Regulation 11 at the time the towing service is performed. Such a seller may, however, after the effective date of this order, with the consent of the buyer, furnish such towing services subject to an upward adjustment in price if an upward adjustment is later authorized by the Office of Price Administration.

(b) This order shall be automatically revoked upon the establishment by the Office of Price Administration of increased maximum prices based on the current wage proceeding or it may be revoked by order of the Administrator.

(c) This order shall become effective May 1, 1946.

Issued this 1st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7319; Filed, May 1, 1946; 11:46 a. m.]

[SO 94, Order 118]

CERTAIN OFFICE EQUIPMENT

SPECIAL MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and in accordance with section 11 of Supplementary Order 94, it is ordered:

(a) *What this order does.* This order establishes maximum prices at which the new office equipment hereinafter described may be sold and delivered by the War Assets Administration or any other United States Government agency, and by any subsequent reseller.

(b) *Maximum prices.* The maximum prices, all f. o. b. shipping point, for the new office equipment described herein, shall be:

Description: New office equipment as follows: non-portable standard and noiseless typewriters, portable standard and noiseless typewriters, adding machines, calculating machines, dictating equipment, transcribing equipment, cylinder shaving equipment, addressing machine equipment, time recorders and time stamps, stencil machines, autographic registers, cash registers, check handling equipment, coin handling equipment, duplicating machines, mailing machines, tabulating machines, writing machines (typewriter principle other than standard office typewriters).

Price for all sales to wholesaler—60% off manufacturer's list.

Price for all sales to retailer—40% off manufacturer's list.

Price for all sales at retail—manufacturer's list.

(c) *Notification.* Any person who sells any of the articles described in paragraph (b) to a retailer shall furnish the retailer with an invoice of sale setting forth the maximum prices for sales at retail, and stating that the retailer is required by this order to attach to each article before sale a tag or label which plainly states a selling price not in excess of the appropriate ceiling price.

(d) *Tagging.* Any person who sells any of the articles described in paragraph (b) at retail shall attach to each article before sale a tag or label which plainly states a selling price not in excess of the appropriate ceiling price.

(e) *Relation to other regulations and orders.* This order with respect to the commodities it covers supersedes any other regulation or order previously issued by the Office of Price Administration.

(f) *Definitions.* (1) "Wholesaler" means any person who sells to purchasers for resale.

(2) "Retailer" means any person who sells to ultimate consumers.

(g) *Revocation and amendment.* This order may be revoked or amended at any time.

This order shall become effective May 2, 1946.

Issued this 1st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7342; Filed, May 1, 1946; 11:47 a. m.]

[SO 142, Order 95]

REALTY AND INDUSTRIAL CORP.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 95 Under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. Realty and Industrial Corporation. Docket No. 6083–SO 142–136–379.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142, *It is ordered:*

(a) The maximum prices for sales by the Realty and Industrial Corporation, Bethlehem, Pennsylvania, of all its products, manufactured by its Roller-Smith Division, shall be determined as follows: The maximum prices for any of the above described products, having a base date, shall be the applicable base date price increased by 25% of that price.

The phrase in this order "base date price" shall mean a price frozen under the provisions of section 7 of Revised Maximum Price Regulation No. 136 except that for every product covered by this order the base date to be used for establishing the frozen price shall be October 1, 1941. The phrase does not include any price adjusted upward by

industry-wide or individual adjustment orders.

(b) For any products for which a price is established under section 8 of Revised Maximum Price Regulation No. 136, the maximum price shall be computed under that section using the price computed under paragraph (a) of this order for the frozen priced product before change or modification.

(c) The maximum prices for sales by resellers of the products described in paragraph (a) shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the same percentage by which his net invoiced cost has been increased by reason of this order.

(d) The Realty and Industrial Corporation shall notify each purchaser, who buys the products listed in paragraph (a) above for resale of the percentage amount by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(e) All requests not granted herein are denied.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 2, 1946.

Issued this 1st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7348; Filed, May 1, 1946; 11:47 a. m.]

[RMPR 136, Order 615]

VISES

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 31 of Revised Maximum Price Regulation 136, *It is ordered:*

(a) As used in this order, the word "vises" shall be defined to include all vises and parts, except vises used as machine attachments and pipe vises, either hinge or chain.

(b) As used in this order the phrase "current prices" shall mean the maximum prices established under section 7 of Revised Maximum Price Regulation 136, or computed under section 8, 9 or 10 of Revised Maximum Price Regulation 136, before the addition of any increase provided to an individual manufacturer by individual adjustment under the provisions of Revised Maximum Price Regulation 136 or Supplementary Order 142 or any increase computed by any individual manufacturer under the provisions of Order 591 under Revised Maximum Price Regulation 136.

(c) The maximum prices for sales by manufacturers of new vises shall be the current prices increased by 8%.

(d) The maximum prices for sales of new vises by resellers shall be the maximum prices in effect just prior to the issuance of this order increased by the same percentage by which their net invoice cost has been increased by reason of the issuance of this order.

(e) All prices established under paragraphs (c) and (d) of this order shall be subject to the same discounts, deductions and other allowances in effect to any purchasers and classes of purchasers just prior to the issuance of this order.

(f) Every manufacturer of vises shall give written notice to its resellers of the percentage amount by which this order permits the reseller to increase his maximum prices.

(g) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective May 6, 1946.

Issued this 1st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7322; Filed, May 1, 1946; 11:45 a. m.]

[MPR 188, Rev. Order 3]

HAND LAWN MOWERS

ADJUSTMENT OF CEILING PRICES

Order No. 3 under § 1499.159e of Maximum Price Regulation No. 188 is amended, revised and redesignated, Revised Order No. 3, to read as follows:

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.159e of Maximum Price Regulation No. 188, it is ordered:

SECTION 1. (a) *Purpose of this order.* Hand lawn mowers have been found to be a reconversion product in accordance with the standards set forth in § 1499.159e of Maximum Price Regulation No. 188. This order is issued under that section and permits manufacturers to increase their October 1941 prices, by a specified price increase factor. It also contains provisions governing wholesalers' and retailers' ceiling prices. It applies only to hand lawn mowers shipped by the manufacturer on and after May 1, 1946. It does not cover articles for which a manufacturer has determined his ceiling price under Order 4332 under Maximum Price Regulation No. 188.

(b) *Definition.* As used in this order:

(1) The terms "wholesalers" and "retailers" respectively refer to persons making sales at wholesale and retail as defined in the General Maximum Price Regulation.

(2) "Chain store" means a store which is one of a group of ten or more retail stores under common ownership or control which, as a group, had combined sales of over $1,000,000 for the year 1944.

(3) "Mail order house", means an establishment selling at retail which makes offerings through catalogs or printed price lists, receives orders by mail, and makes deliveries by mail, railroad, express or other common carriers.

(4) "Hand lawn mower" means a lawn mower which is designed to be pushed by hand and which does not have any motor or engine for rotating, revolving or reciprocating the blades and/or propelling the mower.

(5) "Manufacturer's price" for the purpose of calculating retail ceiling prices in accordance with section 5 of this order means the manufacturer's f. o. b. factory ceiling price to the specified class of purchaser as provided by section 2 of this order, or his selling price to that class of purchaser if it is lower than his ceiling price.

SEC. 2. *Manufacturers' ceiling prices.* (a) A manufacturer's ceiling price for a sale of a hand lawn mower to each class of purchaser is the highest of the following:

(1) 128% of his highest price to each class of purchaser, other than ultimate consumers, in effect between October 1 and October 15, 1941.

(2) 109.4% of his ceiling price to each class of purchaser established under the third or fourth pricing method of Maximum Price Regulation No. 188, prior to May 1, 1946. However, in the case of an article priced under the third pricing method this increase may be charged only when the maximum prices of the comparable articles were no higher than the manufacturer's highest prices in effect to the same class of purchaser between October 1 and October 15, 1941.

(3) His maximum price to each class of purchaser otherwise established under Maximum Price Regulation No. 188, except under Order No. 4332.

(4) His adjusted ceiling price to each class of purchaser authorized under the provisions of Supplementary Orders 118, 133, 148 or Revised Supplementary Order 119.

(b) Regardless of any higher price computed in accordance with paragraph (a) above, a manufacturer's ceiling price to a dealer must allow the dealer a margin on the retail ceiling price fixed by this order of no less than 27%.

(c) If during any calendar quarter the net average price per unit of the hand lawn mowers delivered by a manufacturer is greater than 34% of the net average price per unit of the mowers which he delivered during the corresponding quarter of 1941, the Administrator may issue an order under this section, denying in whole or in part the manufacturer's authority to sell at prices adjusted by all or part of the increases authorized by this section. The average price at which the manufacturer's products have been sold will be considered in determining how much, if any, of the increases will be granted to such a manufacturer.

SEC. 3. *Manufacturers' reports, catalogs and price lists.* Every manufacturer of hand lawn mowers shall, within 10 days after first offering a model for sale to the trade, file a report with the Office of Price Administration, Washington, D. C., giving the model designation, his ceiling prices to each class of purchaser, and an explanation of the method by which he determined each ceiling price. In addition, every manufacturer shall file, with the District Office of the Office of Price Administration having jurisdiction over the area in which his principal place of business is located, three copies of every catalog, price list, and price notification to the trade, etc., in accordance with the provisions of § 1499.159d of Maximum Price Regulation No. 188.

SEC. 4. *Wholesalers' ceiling prices.* The ceiling price for the sale of a hand lawn mower by a wholesaler who ships from his own stocks shall be the retail selling price of that mower for sales in the zone in which the wholesaler's place of business is located less 27%. This price is for sales in the smallest quantities for which the wholesaler has an established ceiling price. It is subject to his established delivery terms, discounts, conditions of sale, and other price differentials as provided by section 11 of this order. The wholesaler's ceiling prices for sales in other quantities or under terms and conditions of sale other than those which can be determined by applying to the price established by this section the wholesaler's customary differentials for such sales, shall be established by application under the provisions of section 11.

SEC. 5. *Retailers' ceiling prices.* Manufacturers are required to calculate the retail ceiling prices of all hand lawn mowers, according to the rules in this section, and to provide tags showing the retail ceiling price for all mowers except those which they sell to a mail order house.

(a) *Chain stores and mail order houses.* The retail ceiling price for a hand lawn mower sold by a manufacturer to a chain store or a mail order house is 150% of the "manufacturer's price" to the class of chain store or mail order house to which he sells in the largest volume.

(b) *Other retailers.* (1) The retail ceiling price for a hand lawn mower for which a manufacturer has a ceiling price to a wholesaler and which he sells to a wholesaler or to a retailer, other than a chain store or mail order house, is 170% of the "manufacturer's price" to the class of wholesaler to which he sells in the largest dollar volume.

(2) The retail ceiling price for a hand lawn mower which a manufacturer sells to a retailer, other than a chain store or mail order house, and for which the manufacturer does not have a ceiling price to wholesalers, shall be fixed, pursuant to an application by the manufacturer, by an order of OPA under this section. Retail ceiling prices fixed under this section will be in line with the level of retail ceiling prices fixed by this order.

A manufacturer applying under this section shall state his ceiling prices for sales of each mower to each class of purchaser, his "manufacturer's prices" to each class of purchaser and his published retail list prices, if any, during October 1941.

(c) *Zone differentials.* (1) The retail ceiling prices determined in accordance with the foregoing provisions of this section are for retail sales in Zone I. The retail ceiling price in Zone II is the retail ceiling price of the same hand lawn mower for a sale in Zone I by the same type of retail seller plus 45¢ per mower.

(2) For the purpose of this section "Zone I" is that area of the following two in which a hand lawn mower is manufactured. The other area is Zone II.

(i) One area consists of the States of Arizona, New Mexico, California, Washington, Oregon, Idaho, Nevada, Colorado, Wyoming, Montana and Texas.

(ii) The other area consists of all the other States in the United States and the District of Columbia.

(d) *Adjustment.* Retail ceiling prices calculated in accordance with the foregoing provisions may be adjusted to the nearest five cents.

(e) *Alternative retail ceiling prices—*
(1) *Who may apply.* The Office of Price Administration may, upon application by a manufacturer, establish ceiling prices for retail sales other than those determined in accordance with the preceding provisions of this section whenever it appears that:

(i) The article was sold at retail at substantially uniform prices prior to April 1, 1942;

(ii) The article is identified by a brand or company name;

(iii) The price requested for the article is no higher than the level of retail ceiling prices fixed by this order.

An order may be issued under this section establishing uniform ceiling prices for all retail sales of an article which shall apply in place of the retail ceiling price that would otherwise have been determined under this section. Except as may be provided by such an order, all other provisions of this order remain in effect.

(2) *What the application must contain.* A manufacturer requesting establishment of uniform ceiling prices under this paragraph (e) must file an application with the Office of Price Administration, Consumer Goods Price Division, Washington 25, D. C. In the application the manufacturer shall state the following:

(i) His business name and address.

(ii) A complete identification of the article for which the price is sought including:

(a) The name identifying the article and its style or lot numbers.

(b) His own ceiling prices to all classes of purchasers.

(c) His "manufacturer's prices" and terms to wholesalers and retailers.

(d) His suggested retail price prior to April 1, 1942.

(e) A list of the names and addresses of his retail and wholesale customers to whom he delivered the article prior to April 1, 1942 in substantial quantities. (Applicant may request OPA to accept a specific part of this list as representative).

(iii) The uniform retail ceiling price which he requests for the article. Different prices may be proposed for sales in each zone.

SEC. 6. *Tagging.* (a) On and after June 1, 1946 no manufacturer shall ship a hand lawn mower to a purchaser for resale, other than a mail order house, unless he provides a retail price tag or label. That tag or label shall state the properly determined retail ceiling price for sales in each zone or in the zone in which the mower will be sold at retail, the manufacturer's name or the brand name, and the model designation.

(b) On and after November 15, 1945, retailers other than mail order houses, may not display, offer for sale, sell or deliver a hand lawn mower at retail which was shipped by the manufacturer prior to May 1, 1946 unless it bears the tag or label provided by the manufacturer as required by this section, as in effect prior to May 1, 1946.

(c) On and after June 1, 1946, retailers other than mail order houses, may not display, offer for sale, sell, or deliver a hand lawn mower at retail, which is shipped by the manufacturer on or after May 1, 1946 unless it bears the tag or label provided by the manufacturer as required by paragraph (a) of this section.

SEC. 7. *Credit charges on retailers' sales.* Charges for the extension of credit may be added to the retail ceiling prices established by this order or by any order issued under this order unless such order provides otherwise. No such credit charge may exceed that permitted by this section.

(a) Retailers who in March 1942 collected a separately stated additional charge for the extension of credit on sales of hand lawn mowers, may collect a charge for the extension of credit on sales under this order, not exceeding such charge in March 1942 on a similar sale on similar terms to the same class of purchaser. Retailers who did not then so state and collect an additional charge, may collect a charge for the extension of credit only on installment plan sales; and the charge shall not exceed the separately stated additional charge collected for the extension of credit on a similar sale on similar terms to the same class of purchaser in March 1942 by the retailer's closest competitor who made such a separately stated charge.

An installment plan sale as used in the above paragraph means a sale where the unpaid balance is to be paid in installments over a period of either (1) six weeks or more from the date of sale in the case of weekly installments, or (2) eight weeks or more in the case of other than weekly installments.

(b) All charges for the extension of credit shall be quoted and stated separately. Any change which is not quoted and stated separately or which otherwise does not conform to this section, shall for the purpose of this order, be considered to be part of the price charged for the article sold.

(c) No retailer may require as a condition of sale that the purchaser must buy on credit.

SEC. 8. *Compliance with this order—*
(a) *No buying or selling at over ceiling prices.* Prices established by this order are ceiling prices. Prices lower than ceiling prices may be charged and collected at any time. However, regardless of any contract or other obligation, no person shall sell, offer to sell, or deliver, and in the course of trade or business, no person shall purchase or accept delivery of any hand lawn mower at a price higher than the ceiling price fixed by this order or before the manufacturer has properly determined his ceiling price under this order.

If, in violation of this provision, a sale, offer to sell, or delivery of any hand lawn mower is made before its ceiling price has been properly established in accordance with this order, the ceiling price applicable to the sale, offer to sell or delivery shall be the correct ceiling price for the hand lawn mower properly determined in accordance with this order.

(b) *Certain practices forbidden.* It shall be a violation of this order to charge a price above the applicable ceiling price in connection with any sale of a hand lawn mower, either alone or in conjunction with any other consideration even though the price increase appears only indirectly.

The following is illustrative of the things a seller is not permitted to do: A seller is not permitted to require the purchaser, as a condition of the sale or transfer of a hand lawn mower, to make payment over a period of time; to require him to finance the purchaser through a particular lending agency; to require him to purchase any equipment, accessories, repairs, parts or services so as to increase the total compensation above the article's ceiling price; to require him to purchase any other commodity or service; or to make payment in whole or in part by exchanging, transferring, or trading in any other hand lawn mower, product or commodity. Where there is an exchange, transfer or trade-in in connection with a sale, it is a violation for the seller to give the purchaser an allowance for the hand lawn mower product or commodity exchanged, transferred or traded in, which is less than its reasonable value.

SEC. 9. *Notification.* At the time of, or prior to the first invoice to a purchase for resale of hand lawn mowers covered by this order, each manufacturer and wholesaler shall notify the purchaser of states and reseller's ceiling prices in each zone. These notices may be given in any convenient form.

SEC. 10. *Revocation of certain ceiling prices.* Regardless of any provisions of the General Maximum Price Regulation, Supplementary Orders 118, 133 and 148, and Revised Supplementary Order 119, Maximum Price Regulation No. 188, or any approval or order obtained or issued thereunder by the Office of Price Administration, except Order No. 4332 under Maximum Price Regulation No. 188, all ceiling prices heretofore or hereafter established by any seller under those regulations or orders do not apply to any sales or deliveries made after May 1, 1946, except those manufacturers' ceiling prices continued in effect by section 3 of this order.

This section does not affect ceiling prices established under this order prior to its revision effective May 1, 1946.

SEC. 11. *General provisions*—(a) *Delivery, terms, conditions of sale.* (1) The ceiling prices established by this order are subject to each seller's delivery terms, discounts, quantity differentials, conditions of sale and other price differentials in effect during March 1942 or thereafter properly established under OPA regulations.

The ceiling prices established by this order are subject to each seller's delivery terms, discounts, quantity differentials, conditions of sale and other price differentials in effect during March 1942 or thereafter properly established under OPA regulations.

In the case of a wholesaler or retailer who did not sell hand lawn mowers during March 1942, or whose delivery terms, discounts, quantity differentials, conditions of sale, and other price differentials have not been established under OPA regulation, the ceiling prices fixed by this order for his sales are subject to the same delivery terms, discounts, quantity differentials, conditions of sale, and other price differentials which his closest competitor who did sell hand lawn mowers during March 1942, is required to allow under the provisions of this order. If a wholesaler or retailer cannot ascertain the delivery terms, discounts, quantity differentials, condition of sale, and other price differentials which his nearest competitor is required to allow, he shall apply to the nearest District Office of the Office of Price Administration having jurisdiction over the area in which his principal place of business is located, for an order under this section establishing the conditions to which his ceiling prices are subject. Such application may be by letter and shall state the type of business he is operating (wholesale, retail, etc.,) when he started to sell hand lawn mowers, the hand lawn mower he desires to sell and the classes of purchasers to which he sells. An order will be issued under this section establishing terms, discounts, quantity differentials, conditions of sale, and other price differentials in-line with such conditions of sale, etc., generally fixed by this order.

If a wholesaler or retailer who did not sell hand lawn mowers during March 1942, does not allow the same delivery terms, discounts, quantity differentials, conditions of sale, and other price differentials allowed by his nearest competitor who did sell hand lawn mowers during March 1942, or does not file an application in accordance with the provisions of this section, or if he fails to provide the information required by this section, the Price Administrator may on his own motion, issue orders under this section fixing delivery terms, discounts, quantity differentials, conditions of sale, and other price differentials in-line with such conditions of sale generally fixed by this order. Conditions of sale so established will apply to all sales and deliveries made on and after May 1, 1946.

(b) *Resellers' ceiling prices not determined under other provisions of this order.* A wholesaler or retailer who cannot determine his ceiling prices under any of the preceding provisions of this order shall apply to the District Office of Price Administration having jurisdiction over the area in which his principal place of business is located, for an order under this section establishing his ceiling prices for his sales. Ceiling prices will be established in-line with the level of ceiling prices fixed by this order. The application filed under this provision shall give the information called for by paragraph (a) above in the case of an application for the establishment of terms, discounts, and other conditions of sale.

(c) *Definitions.* Unless the context requires otherwise, the definitions contained in § 1499.20 of the General Maximum Price Regulation and § 1499.163 of Maximum Price Regulation No. 188, whichever is applicable, shall apply to all terms used herein.

(d) *Relationship of this order to the General Maximum Price Regulation and Maximum Price Regulation No. 188.* The provisions of this order supersede the provisions of the General Maximum Price Regulation and Maximum Price Regulation No. 188, with respect to sales and deliveries for which ceiling prices are established by this order, only to the extent that they are inconsistent with the provisions of those regulations.

SEC. 12. *Delegation of authority.* Any Regional Administrator or District Administrator authorized by the appropriate Regional Administrator may issue orders under paragraphs (a) and (b) of section 11 of this order.

SEC. 13. *Modification of the provisions of this order.* The provisions of this order, as applicable to articles or persons subject hereto, may be modified by orders of general applicability issued under this section.

NOTE: All reporting requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

This order shall become effective on the 1st day of May 1946.

Issued this 1st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7323; Filed, May 1, 1946; 11:46 a. m.]

[MPR 188, Rev. Order 5]

INNERSPRING MATTRESSES MADE WITH BONNELL, CLIP AND CRIMP TYPES (WIRE-TIED) UNITS

MAXIMUM PRICES FOR SALES

Order No. 5 under § 1499.159e of Maximum Price Regulation No. 188 is revised and amended to read as follows:

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register; and pursuant to § 1499.159e of Maximum Price Regulation No. 188; *It is ordered:*

Sec.
1. Purposes of this order.
2. Articles covered by this order.
3. Manufacturers' maximum prices.
4. Maintenance of normal production.
5. Manufacturers' reports.
6. Wholesalers' maximum prices.
7. Invoices to purchasers for resale.
8. Notification to purchasers for resale.
9. Retailers' maximum prices.
10. "Branded articles".
10a. Credit charges.
11. Terms of sale.
12. Relationship of this order to other orders or regulations.
13. Revision of maximum prices.
14. Revocation or amendment.

SECTION 1. *Purpose of this revised order.* Innerspring mattresses made with Bonnell, Clip and Crimp Types (wired-tied) units have been found to be a reconversion product, in accordance with the standards set forth in § 1499.159e of Maximum Price Regulation No. 188. This revised order specifies a price increase factor to be used by manufacturers of this product; and it sets forth the specific pricing provisions which all sellers are to follow in calculating their maximum prices for sales of the product.

SEC. 2. *Articles covered by this revised order.* This revised order covers all innerspring mattresses made with Bonnell, Clip and Crimp Types (wire-tied) units, including but not limited to youth-bed and crib sizes. It does not cover innerspring mattresses made with Marshall Type (pocketed coil) units.

SEC. 3. *Manufacturers maximum prices*—(a) *Determination of maximum prices.* Manufacturers shall continue to determine their maximum prices for articles covered by this revised order under the same regulation and pricing provisions applicable before this revised order was issued.

(b) *Increase factor.* Manufacturers may increase, by 18 per cent, their maximum prices (exclusive of any permitted increases) properly established under Maximum Price Regulation No. 188 or the "comparability method" of Order No. 4332 under that regulation for sales to all persons except household consumers.

(c) *"Adjusted maximum price".* A manufacturer's "adjusted maximum price" is the highest of the following three amounts:

(1) His maximum price properly established under Maximum Price Regulation No. 188 or the "comparability method" of Order No. 4332 under that regulation increased by 18 per cent in accordance with paragraph (b) of this section.

(2) His maximum price properly established under Maximum Price Regulation No. 188 or Order No. 4332 under that regulation, plus any increases in that maximum price permitted by an OPA order,[1] other than this revised order, or Order No. 5 under Maximum Price Regulation No. 188.

(3) His maximum price properly established under section 5 of Supplementary Order No. 118.

A manufacturer may make sales and deliveries at or below his adjusted maximum price computed under this section.

(d) *"Unadjusted maximum price".* A manufacturer's "unadjusted maximum price" for his sale of an article covered by this revised order is 89 percent of his actual selling price for the article (before making discounts, allowances and other price differentials, including PMs—premium money payments).

SEC. 4. *Maintenance of normal production.* An order may be issued under this section denying a manufacturer permission to adjust his maximum prices by all or part of the increase factor specified in section 3 when it appears to the Price Administrator, on the basis of information available to the Office of Price Administration, that: (a) the manufacturer has discontinued production of the low-end models which he made and delivered during the period from July 1, 1940 to June 30, 1941; or (b) the manufacturer has decreased the proportion of low-priced to high-priced models which he made and delivered during the period from July 1, 1940 to June 30, 1941, so that his present or prospective production is not representative, in that respect, of his production during that period.

The average price at which the manufacturer's production of each article will be sold shall be a consideration in determining the amount, if any, of the increase which will be granted such a manufacturer.

SEC. 5. *Manufacturers' reports.* (a) Before delivering an article covered by this revised order, each manufacturer shall file a report with the Office of Price Administration, Washington 25, D. C., which report shall set forth the following:

(a) The date of the report.

(b) The manufacturer's name and address.

(c) The model designation of the article.

(d) The specifications of the article.

(e) The manufacturer's "adjusted maximum price" for sales of the article to each class of purchaser (as defined in section 3 of this revised order).

(f) The manufacturer's terms, discounts, allowances, and other price differentials in effect during March 1942 or thereafter properly established under the applicable OPA regulation.

The report must be filed by every manufacturer whose maximum price has been established under Maximum Price Regulation No. 188, or under Supplementary Order No. 118; or has been adjusted under Revised Supplementary Order No. 119, or under Supplementary Order No. 118, 133, or under Order A-2 under Maximum Price Regulation No. 188, or under this revised order, or under Order No. 5 under Maximum Price Regulation No. 188.

NOTE: Section 10 sets forth additional information required with respect to "branded articles."

(b) No manufacturer may sell an article covered by this revised order at a price higher than 89 percent of his adjusted maximum price for the particular sale (as defined in section 3), unless the report specified in (a) has been filed.

SEC. 6. *Maximum prices for sales at wholesale; or to commercial and institutional users*—(a) *Sales covered by Maximum Price Regulation No. 590.* This paragraph (a) modifies the pricing provisions of Maximum Price Regulation No. 590 with respect to articles covered by this revised order. Unless the context otherwise requires, the definitions in Maximum Price Regulation No. 590 apply to the terms used in this paragraph.

(1) *Adjusted maximum price.* The adjusted maximum price of a wholesaler whose sales are covered by Maximum Price Regulation No. 590, for sales to each class of purchaser of an article covered by this revised order is the "net cost" of the article (based on his supplier's unadjusted maximum price) plus 80 percent of the dollar-and-cent difference between his supplier's unadjusted maximum price and the wholesaler's actual invoice cost, multiplied by the wholesaler's appropriate "category markup". For the purposes of this subparagraph (1) "supplier's unadjusted maximum price" and "wholesaler's actual invoice cost" refer to those amounts as they appear on his supplier's invoice after all discounts except cash discounts.

(2) *Unadjusted maximum price.* The "unadjusted maximum price" of a wholesaler whose sales are covered by Maximum Price Regulation No. 590 is the price determined by multiplying the "net cost" of the article (based on his supplier's unadjusted maximum price) by the wholesaler's appropriate "category markup".

However, if the wholesaler's selling price for the article is below the "unadjusted maximum price" computed in this way, the "unadjusted maximum price" which must appear on the wholesaler's invoices for that article is the same as the wholesaler's selling price.

If, in accordance with section 4 or 7 of Maximum Price Regulation No. 590, a wholesaler elects to sell an article at his "highest price charged during March 1942," instead of at the price found by applying his "category markup" to his "net cost," the "unadjusted maximum price" which must appear on the wholesaler's invoice for that article is the same as his selling price.

If, in accordance with section 3a of Maximum Price Regulation No. 590, a wholesaler adopts as his own the manufacturer's maximum prices to a particular class of purchaser, the "unadjusted maximum price" which must appear on his invoice for the article is the same as the manufacturer's "unadjusted maximum price" for sales of that article to the same class of purchaser.

(b) *Sales not covered by Maximum Price Regulation No. 590; and sales to commercial and institutional users.* This paragraph (b) sets forth the methods by which persons making sales at wholesale which are not covered by Maximum Price Regulation No. 590, shall determine their maximum prices. A person who purchases a wire-tied innerspring mattress from the manufacturer, and resells it to a hospital, hotel, or any other commercial or institutional user, shall also determine his maximum price under this paragraph.

(1) *Adjusted maximum prices.* (i) A seller who must determine his maximum price under this paragraph (b), who delivered or offered for delivery during March 1942, an article which meets the definition of "most comparable commodity" contained in § 1499.3 (a) of the General Maximum Price Regulation, except that it need not be currently offered for sale, shall find his adjusted maximum price according to the method and pro-

[1] This refers to Supplementary Order No. 118, and to orders issued under Revised Supplementary Order No. 119, or Supplementary Order No. 133, and Order No. A-2 under Maximum Price Regulation No. 188.

cedure set forth in that section by adding the same markup which he had on that comparable article to the total of:

His supplier's unadjusted maximum price, as it appears on his purchase invoice; and

80 percent of the dollar-and-cent difference between his supplier's unadjusted maximum price and the seller's actual invoice cost.

The seller may make sales covered by the General Maximum Price Regulation, at prices at or below his adjusted maximum price computed in this way.

The determination of a maximum resale price in this way need not be reported to the Office of Price Administration. However, each seller must keep complete records showing all the information called for on OPA Form 620–759, with regard to how he determines his maximum resale price. These records shall be kept available for inspection by the Office of Price Administration, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(ii) If the seller cannot determine his adjusted maximum price under (i), he shall apply to the Office of Price Administration for the establishment of his adjusted maximum price under § 1499.3 (c) of the General Maximum Price Regulation. The application shall, in addition to the information specifically required by that section, also give the following information:

(*a*) His supplier's unadjusted maximum price as it appears on his purchase invoice.

(*b*) His actual invoice cost.

An adjusted maximum price established in this way will be in line with adjusted maximum prices established generally under section 6 of this revised order.

(2) *Unadjusted maximum prices.* (i) A seller who must determine his maximum price under this paragraph (b), who delivered or offered for delivery during March 1942 an article which meets the definition of "most comparable commodity" contained in § 1499.3 (a) of the General Maximum Price Regulation, except that it need not be currently offered for sale, shall find his "unadjusted maximum price" according to the method and procedure set forth in that section by adding the same markup which he had on that comparable article to his supplier's unadjusted maximum price as it appears on his purchase invoice.

(ii) If the seller cannot determine his unadjusted maximum price under (i), he shall, at the time he applies for an adjusted maximum price to the Office of Price Administration under paragraph (b) (1) (ii) of this section also, apply for the establishment of an unadjusted maximum price. Unless such an unadjusted maximum price is established, he may not make sales of the article even though his adjusted maximum price is properly established.

SEC. 7. *Invoice to purchasers for resale.* (a) Every person who delivers an article covered by this revised order to a purchaser for resale (except a retailer making a "cross-stream sale" covered by section 9 (b) of Maximum Price Regulation No. 580) shall furnish to the purchaser an invoice or other written evidence of sale, containing the following:

(1) The name and address of both the seller and purchaser, and the date of sale.

(2) The name, number, or other identification of each article sold.

(3) The quantity of each article sold.

(4) The seller's unadjusted maximum price for each article sold.

(5) The actual selling price of each article sold.

(6) The nature and amount of any additional charges.

(7) The terms of sale.

(b) No article covered by this revised order may be sold at a price higher than 80 percent of the seller's adjusted maximum price for the particular sale, unless the information specified in items (4) and (5) of the preceding paragraph is separately stated on the invoice or other written evidence of sale, and unless the seller's unadjusted maximum price is so identified.

(c) The seller shall retain a copy of such invoice or other written evidence of sale, for inspection by the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(d) A retailer making a cross-stream sale to another retailer must furnish the purchaser with the proper invoice required by section 9 (b) of Maximum Price Regulation No. 580. If the cross-stream sale is made in accordance with section 9 (b) (1) of Maximum Price Regulation No. 580, the seller must also state on his sales invoice his supplier's unadjusted maximum price for each article covered by this revised order which appears on the invoice.

NOTE: The provisions of this section are modified by section 10 with respect to transactions involving "branded articles".

SEC. 8. *Notification to purchases for resale.* At the time of, or prior to, the first invoice to each purchaser for resale showing a maximum price adjusted in accordance with this revised order, the seller shall notify the purchaser in writing, that:

(a) If he is a wholesaler he must determine his maximum resale prices for articles covered by this order under section 6 of Revised Order No. 5 under § 1499.159e of Maximum Price Regulation No. 188.

(b) If he is a retailer he must determine his maximum resale prices for articles covered by this order under section 9 of Revised Order No. 5 under § 1499.159e of Maximum Price Regulation No. 188; or, if the article is a "branded article", under section 10 of that revised order; or if his sale is to a commercial or institutional user, under section 6 of that revised order.

SEC. 9. *Retailers' maximum prices—(a) Retailers whose sales are covered by Maximum Price Regulation No. 580.* If the retailer determines his maximum price under Maximum Price Regulation No. 580, he shall calculate his maximum price following the rules set forth in that regulation, by using a "net cost" based on his supplier's "unadjusted maximum price" as it appears on his purchase invoice.

(b) *Retailers whose sales are covered by the General Maximum Price Regulation.* If the retailer determines his maximum prices under the General Maximum Price Regulation, his maximum price for sales of an article covered by this revised order shall be computed as follows:

(1) A retailer who delivered or offered for delivery during March 1942 an article which meets the definition of "most comparable commodity" contained in § 1499.3 (a) of the General Maximum Price Regulation, except that it need not be currently offered for sale, shall determine his maximum resale price by adding to his supplier's unadjusted maximum price (as it appears on his purchase invoice) the same markup which he had on that comparable article, according to the method and procedure set forth in that section.

(2) The determination of a maximum resale price under (1) need not be reported to the Office of Price Administration. However, each seller must keep complete records showing all the information called for on OPA Form 620–759, with regard to how he determines his maximum resale price. These records shall be kept available for inspection by the Office of Price Administration, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(3) If a retailer cannot determine his maximum resale price under (1), he shall apply to the Office of Price Administration for the establishment of his maximum resale price under § 1499.3 (c) of the General Maximum Price Regulation. The retailer's application shall, in addition to the information specifically required by that section, also give the following information:

(i) His supplier's unadjusted maximum price.

(ii) His actual invoice cost.

(iii) A retailer's maximum price established under this subparagraph (3) will be in line with retailer's maximum prices established generally under this revised order.

NOTE: If the article being priced is a "branded article" its retail ceiling price is fixed by section 10.

SEC. 10. *"Branded articles."* This section sets forth the changes and additions to the other provisions of this revised order, applicable to transactions involving "branded articles."

(a) *Definition.* An article covered by this revised order is a "branded article" if:

(1) It was advertised at a uniform retail price, during or prior to March 1942; and

(2) It is identified by a brand or company name; and

(3) During or prior to March 1942, it generally was sold at retail at the advertised uniform retail price.

(b) *Retail ceiling price.* (1) The maximum price for sales of a branded article by a retailer to an ultimate consumer is the retail ceiling price which the manufacturer has calculated, and has properly stated on the tag attached to the article.

(2) Each manufacturer shall calculate the retail ceiling price of his branded article in the following manner: He shall multiply by 172 percent his highest f. o. b. factory or f. o. b. warehouse l. c. l. maximum price for sales of the particular article to retailers, after deducting cash discounts, rounding the result to the nearest twenty-five cents.

(c) *Manufacturers' reports.* Before first offering a branded article covered by this revised order, for sale after the effective date of this order, each manufacturer shall file a report with the Office of Price Administration, Washington 25, D. C., which report shall set forth the information specified in section 5 (a), and also:

(1) The brand name of the article.

(2) The retail ceiling price of the article.

(d) *Invoices to purchasers for resale.* (1) If the branded article is sold by a manufacturer to a retailer, the invoice required by section 7 (a) of this revised order shall set forth all the information required by that section, except that it shall not set forth the manufacturer's unadjusted maximum price but shall instead state the retail ceiling price of the article in the following form (with the blank properly filled in).

OPA Retail Ceiling Price—$———.

(2) If the branded article is sold to a wholesaler the invoice required by section 7 (a) of this revised order shall, in addition to the information set forth in that section also state the retail ceiling price in the following form (with the blank properly filled in).

OPA Retail Ceiling Price—$———.

(3) If the branded article is sold by a wholesaler to a retailer, the invoice required by section 7 (a) of this revised order shall set forth all the information required by that section, except that it shall not set forth the seller's unadjusted maximum price.

(4) If the branded article is sold by a retailer to another retailer (cross-stream sale) the seller shall furnish the purchaser only with the proper invoice required by section 9 (b) of Maximum Price Regulation No. 580.

(e) *Tagging by manufacturers.* On and after January 1, 1946, no manufacturer shall deliver any branded article unless it has attached to it a durable tag or label which shall state in clearly readable print, the brand name of the article; and the following statement with the amount properly filled in:

OPA Retail Ceiling Price—$———

This Tag May Not Be Detached Until After Delivery To the Consumer

SEC. 10a. *Credit charges.* Charges for the extension of credit may be added to the maximum (ceiling) retail prices established by this revised order only to the extent permitted by this section.

(a) Sellers who in March 1942 collected a separately stated additional charge for the extension of credit on sales of any article covered by this revised order, or similar types of articles may collect a charge for the extension of credit on sales under this regulation, not exceeding such charge in March 1942 on a similar sale or similar terms to the same class of purchaser. Sellers who did not so state and collect an additional charge may collect a charge for the extension of credit only on installment plan sales; and the charge shall not exceed the separately stated additional charge collected for the extension of credit on a similar sale or similar terms to the same class of purchaser in March 1942 by the seller's closest competitor who made such a separately stated charge.

An installment-plan sale, as used in the above paragraph, means a sale where the unpaid balance is to be paid in installments over a period of either (1) six weeks or more from the date of sale in the case of weekly installments, or (2) eight weeks or more in the case of other than weekly installments.

(b) All charges for the extension of credit shall be quoted and stated separately. Any charge which is not quoted and stated separately or which otherwise does not conform to this section, shall for the purpose of this regulation, be considered to be part of the price charged for the article sold.

(c) No seller may require as a condition of sale that the purchaser must buy on credit.

SEC. 11. *Terms of sale.* Every seller of an article covered by this revised order must maintain all terms, discounts, allowances, and other price differentials (including PMs—premium money payments), in effect during March 1942, or which have been subsequently properly established under Office of Price Administration regulations or orders.

SEC. 12. *Relationship of this revised order to other orders or regulations—(a) Maximum Price Regulation Nos. 188, 580 and 590.* The provisions of this revised order supersede the provisions of Maximum Price Regulation Nos. 188, 580 and 590, only to the extent that they are inconsistent with the provisions of those regulations.

(b) *Revised Supplementary Order No. 119, Supplementary Order Nos. 118 and 133, or Order No. A–2 under Maximum Price Regulation No. 188.* Manufacturers may continue to adjust their maximum prices in accordance with the increase permitted under Revised Supplementary Order No. 119, Supplementary Orders Nos. 118 and 133 or Order No. A–2 under Maximum Price Regulation No. 188, instead of the increase factor specified in section 3. If a seller's maximum prices are adjusted under one of these orders instead of under this revised order, he must nevertheless comply with the invoicing, reporting, tagging, and notification provisions of this revised order. These provisions supersede any contrary provisions contained in any individual order issued to any seller.

SEC. 13. *Revision of maximum prices.* Any maximum price adjusted under this revised order may be revised by the Price Administrator whenever he determines that such adjusted maximum price is not in line with the level of October 1941 prices increased by 18 percent, giving due consideration to the manufacturer's customary price relation to other manufacturers in the industry.

SEC. 14. *Revocation or amendment.* This revised order may be revoked or amended by the Price Administrator at any time.

SEC. 15. *Effective date.* This revised order shall become effective on May 6, 1946.

NOTE: The reporting and record keeping provisions of this revised order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942, as amended.

Issued this 1st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–7324; Filed, May 1, 1946; 11:45 a. m.]

[MPR 188, Amdt. 1 to Order 4934]

SOFT MATTRESSES

MAXIMUM PRICES FOR SALES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register; and pursuant to § 1499.159b of Maximum Price Regulation No. 188, *It is ordered*, That Order No. 4934 under § 1499.159b of Maximum Price Regulation No. 188 be, and it hereby is, amended in the following respect:

Section 8 (a) is amended to read as follows:

(a) *Retailers whose sales are covered by Maximum Price Regulation No. 580.* If the retailer determines his maximum price under Maximum Price Regulation No. 580, he shall calculate his maximum price following the rules set forth in that regulation, by using a "net cost" based on his supplier's "unadjusted maximum price", as it appears on his purchase invoice.

This amendment shall become effective on May 6, 1946.

Issued this 1st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–7325; Filed, May 1, 1946; 11:45 a. m.]

[MPR 591, Order 454]

REYNOLDS METALS CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment for sales by any person of the following: Refrigeration Compressor and Condensing Units, Manufactured by the Reynolds Metals Company, and as described in the application dated March 5, 1946, which is on file

with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
Model IPC-½ hp. hermetic condensing unit	$49.60	$62.00	$93.00

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Reynolds Metal Company of Corinth, Mississippi, shall stencil on the lid or cover of the Model IPC, covered by this order, substantially the following:

OPA Maximum Retail Price—$93.00

Plus freight and crating as provided in Order No. 454 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective April 30, 1946.

Issued this 29th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7339; Filed, May 1, 1946; 11:40 a. m.]

[RMPR 499, Amdt. 4 to Order 2]

GRUEN WATCH CO.

PRICES FOR ADDITIONAL MODELS

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 14 of Revised Maximum Price Regulation 499, it is ordered that paragraph (b) of Order No. 2 under section 14 of Revised Maximum Price Regulation 499 be amended in the following respects:

1. There is added at the end of the list of watch models and prices, the following additional models and prices:

Style name	Maximum price to retailers (Keystone list price)	Maximum retail price including Federal excise tax
Concordia	$89.90	$125.00
Curvex Chieftain	60.30	82.50
Curvex Count	53.30	67.50
Curvex Ensign	60.30	82.50
Curvex Envoy	53.30	67.50
Curvex Governor	109.90	150.00
Curvex Peeress	45.40	49.75
Curvex Prince	103.90	135.00
Curvex Princess	49.40	59.50
Kathryn	59.90	67.50
Marlene	85.90	97.50
Melbourne	39.30	49.75
Ormond	73.90	85.00
Pan American Airway	49.10	55.00
Pan American Eagle	42.10	55.00
Pan American Official	51.10	67.50
Pan American Pathfinder	44.10	47.50
Pan American Pioneer	40.10	49.75
Pan American Skipper	39.10	42.50
Pan American Timer	50.10	57.50
Pan American Trailblazer	41.10	47.50
Veri-thin Arlington	39.40	49.75
Veri-thin Biltmore	41.20	55.00
Veri-thin Blade	47.90	67.50
Veri-thin Casino	42.90	55.00
Veri-thin Cornell	36.20	45.00
Veri-thin Embassy	41.20	55.00
Veri-thin Epoch	47.90	67.50
Veri-thin Lark	31.10	37.50
Veri-thin Laurette	33.10	42.50
Veri-thin Meadowbrook	42.90	55.00
Veri-thin Mitchell	42.90	55.00
Veri-thin Moderne	36.20	45.00
Veri-thin Morgan	36.20	45.00
Veri-thin Rapier	38.20	49.75
Veri-thin Rex	46.90	59.50
Veri-thin Somerset	42.90	55.00
Veri-thin Sonata	33.10	39.75
Veri-thin Sorority	33.30	42.50
Veri-thin Stadium	36.20	45.00
Veri-thin Symphony	35.30	45.00
Veri-thin Triton	41.20	49.75
Veri-thin Tyler	47.90	59.50
Veri-thin Waltz	33.30	42.50
Veri-thin Waverly	35.30	45.00
Curvex Ballerina	52.40	59.50
Curvex King	62.30	82.50
Curvex Statesman	50.30	67.50
Pan American Chieftain	164.90	210.00
Pan American Hawk	42.10	55.00
Veri-thin Astoria	39.60	45.00
Veri-thin Ballet	42.30	55.00
Veri-thin Barton	50.20	67.50
Veri-thin Beverly	38.30	45.00
Veri-thin Caroline	38.40	47.50
Veri-thin Christine	45.40	55.00
Veri-thin Concerto	33.30	42.50
Veri-thin Contour	35.10	39.75
Veri-thin Elliot	50.20	67.50
Veri-thin Fleetwood	49.70	59.50
Veri-thin Lenora	35.10	39.75
Veri-thin Mallory	44.20	55.00
Veri-thin Manhattan	89.90	135.00
Veri-thin Marlowe	285.00	350.00
Veri-thin Marshall	44.20	55.00
Veri-thin Mercy	38.40	47.50
Veri-thin Miriam	37.30	49.75
Veri-thin Mode	31.10	33.75
Veri-thin Richmond	49.20	67.50
Veri-thin Stephen	46.80	52.50
Veri-thin Sweetbriar	37.30	49.75
Veri-thin Symphony	93.90	119.50
Veri-thin Valiant	43.10	52.50

This amendment shall become effective May 2, 1946.

Issued this 1st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7329; Filed, May 1, 1946; 11:47 a. m.]

[MPR 571, Rev. Order 3]

RENTAL OF CERTAIN TYPES OF COMMERCIAL MOTOR VEHICLES ON CONSTRUCTION, ROAD MAINTENANCE AND HOUSING PROJECTS, IN THE UNITED STATES

Order No. 3 under MPR 571 is revised and amended to read as follows:

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to the authority vested in the Price Administrator by the Emergency Price Control Act, as amended, and section 14 of Maximum Price Regulation 571, it is hereby ordered:

(a) *Applicability of this order.* This order applies to all rentals of motor vehicles, trailers and accessorial equipment of the described types, whether leased on a "bare" basis, or on a "fully maintained and operated" basis with or without drivers, for use on or in connection with construction, road maintenance or housing projects (herein referred to as "construction") in any of the forty-eight States of the United States or the District of Columbia.

(b) *Relation of this order to other regulations and orders.* The maximum prices fixed by this order supersede any maximum price or pricing method previously established under the General Maximum Price Regulation, Maximum Price Regulation 165, as amended, Revised Maximum Price Regulation 165, Region 8 Order G-13, Maximum Price Regulation 571 and Orders 1, 2 and 3 under Maximum Price Regulation 571, with respect to the rental services covered herein.

(c) *Maximum rates for automotive equipment rentals*—(1) *"Bare" basis.* The maximum rates for the rental of motor vehicles, trailers and accessorial equipment or combinations thereof, for use on construction projects are set forth in "Schedule A."

(2) *"Fully maintained and operated" basis.* The maximum rates for the rental of motor vehicles, trailers and accessorial equipment, or combinations thereof, on a "fully maintained and operated" basis for use on construction projects are set forth in "Schedule B."

(3) *Combination charges prohibited.* In no event may any charge for a particular rental of a motor vehicle be based on a combination of "Schedule A" and "Schedule B" rates.

(d) *Less than maximum rates.* Nothing in this order prevents the charging, offering, or paying of rates lower than the maximum rates permitted by this order.

(e) *Modification of rates.* The Administrator may by order authorize rentals other than those provided in this order, either lower or higher, applicable to particular construction projects, where it is demonstrated that due to conditions peculiar to the project, the rates herein established are either higher or lower than would be generally fair and equitable, to either lessee or lessor.

(f) *Effective date of order.* As to any person who performed the same type of service on construction projects in March 1942, or who established a maximum rate under Maximum Price Regulation 165, as amended, or Revised Maximum Price Regulation 165 and properly reported to the Office of Price Administration, or whose maximum rate was previously adjusted, or established under Region VIII Order G-13, Maximum Price Regulation 571, Orders 1, 2 and 3 under Maximum Price Regulation 571, this order applies to all rentals on and after the effective date of this revised order. As to any person who has not so established rental rates for the same or similar rental services, the rates prescribed herein constitute a price determination under section 5 (a) of the regulation and apply to all rentals made on and after February 3, 1945, the effective date of Maximum Price Regulation 571.

(g) *Effect on applications under section 5 (a).* Any person subject to this order is exempt from the requirement of filing an application for approval of a maximum rate pursuant to section 5 (a) of Maximum Price Regulation 571.

This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective May 6, 1946.

Issued this 1st day of May 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

SCHEDULE A—RENTALS OF MOTOR VEHICLES, TRAILERS AND ACCESSORIAL EQUIPMENT ON BARE BASIS

PART I—TRUCKS AND PASSENGER CARS

Description—Manufacturer's rated capacity[1]	*Maximum rate per month of 240 hours*
Light duty truck (including pick-up) to and including ¾-ton	$85.00
1-ton pick-up, flat bed, stake truck, or tractor-truck	95.00
1½-ton flat bed, stake truck, or tractor-truck	150.00
2-ton flat bed, stake truck, or tractor-truck	200.00
2½-ton flat bed, stake truck, or tractor-truck	225.00
3-ton flat bed, stake truck, or tractor-truck	250.00
3½-ton flat bed, stake truck, or tractor-truck	275.00
4-ton flat bed, stake truck, or tractor-truck	300.00
4½-ton flat bed, stake truck, or tractor-truck	350.00
5-ton flat bed, stake truck, or tractor-truck	400.00
6-9-ton flat bed, stake truck, or tractor-truck	450.00
10-14-ton flat bed, stake truck, or tractor-truck	500.00
15-18-ton flat bed, stake truck, or tractor-truck	600.00
Station wagon or passenger car	100.00
Add the following rates per month for use of:	
(1) Power-operated winch	50.00
(2) Oil field bed, gin pole, boomers, and chains	50.00
(3) Tandem-drive axle	50.00
(4) Front wheel drive (on 1½-ton and greater capacity vehicle)	50.00
(5) Water tank (Minimum of 500 gallons)	25.00
(6) Pole line construction compartment body	50.00
(7) Two speed axle	10.00

PART II—TRAILERS

Description—Manufacturer's rated capacity[1]	*Maximum rate per month of 240 hours*
Pole type	$50.00
Pole type-tandem axle (18-ton pay load)	85.00
Float or semi (12½-ton pay load)	75.00
Full four wheel (12½-ton pay load)	85.00
Tandem float (30-ton pay load)	250.00
Low boy carry-all 10-15-ton capacity	125.00
Low boy carry-all 20-25 ton capacity	200.00
Low boy carry-all 30-35 ton capacity	250.00
Low boy carry-all 40-60-ton capacity	300.00

[1] If the vehicle is not identified as to size by the manufacturer at an exact rated capacity in tons or is identified as to size by the manufacturer by a variable rated capacity in tons (such as 2-4 tons), the prices set forth in Schedules A and B of Order No. 3, shall be determined on the basis of converting the manufacturer's authorized maximum weight rating in pounds—not gross train weight—to a rated capacity in tons as set forth in the conversion table below applying the resulting rated capacity in tons against Schedules A or B of Order No. 3 whichever is applicable. *"Manufacturer's Authorized Maximum Weight Rating"* commonly referred to as *Gross vehicle weight*, and abbreviated G. V. W., means the greatest weight of vehicle and load the manufacturer authorizes and guarantees the vehicle to accommodate with safety under normal conditions of operation. This rating involves the combined weights of chassis, cab, special equipment, body and body contents commonly called payload and of the largest tires with which the manufacturers will authorize the vehicle to be equipped.

Table of Gross Vehicle Weights

When the manufacturer's authorized maximum weight rating in pounds — not gross train weight is: (See note below.)	*Rated capacity in tons for rental pricing purposes shall be*
12,500 pounds but not greater than 14,000 pounds	1½
14,500 pounds but not greater than 16,000 pounds	2
16,500 pounds but not greater than 18,000 pounds	2½
18,500 pounds but not greater than 20,000 pounds	3
20,500 pounds but not greater than 22,000 pounds	3½
22,500 pounds but not greater than 24,000 pounds	4
24,500 pounds but not greater than 26,000 pounds	4½
26,500 pounds but not greater than 28,000 pounds	5
28,500 pounds but not greater than 30,000 pounds	5½
30,500 pounds but not greater than 44,000 pounds	6-9
46,000 pounds but not greater than 62,000 pounds	10-14
64,000 pounds but not greater than 74,000 pounds	15-18

NOTE: *Provided*, That the addition of a two-speed axle or tandem drive to standard equipment may not be used to increase the G. V. W. of that unit (but note additions in Schedules A and B where this extra equipment is provided).

The above conversion table shall not apply to army motor vehicles where the Secretary of War has established a rated capacity in tons for such Army "Standard Vehicles."

PART III—APPLICATION OF RATES

(a) The monthly rates established herein are based upon a usage of 240 hours per month. For actual use for more than 240 hours during one monthly period, the maximum additional rental price for each additional hour, or part of an hour, for such actual use shall be calculated upon the basis of 1/480 of the applicable rate per month shown in the foregoing schedule.

(b) If used for a part of a monthly period, the maximum rental rate for such part of the monthly period shall be calculated upon the basis of the higher of: (1) 1/30 of the applicable monthly rate for each daily period, or part thereof, of possession or (2) 1/240 of the applicable monthly rate for each hour, or part thereof, of actual use.

(c) All fuel and lubricants used in the operation of motor vehicles shall be furnished (or paid for) by the Lessee.

(d) Drivers' wages are excluded from all rates indicated hereon.

PART IV—DEFINITION AND GENERAL PROVISIONS

"Bare" basis refers to any lease, contract, or understanding, regardless of whether the same is denominated a rental agreement, or forms a part of another agreement, whereby one party undertakes to furnish another party with any of this equipment, without supplying any operating and maintenance services required therewith.

Rental rates set forth in this table are for "bare" motor vehicles or trailers, and do not include charges for drivers, mechanics, greasers, gasoline, fuel oil, lubricants, repairs, or maintenance (except that due to normal wear and tear) or any other charge which is properly a part of operating and maintenance service. The rental rates set forth in this table include an allowance for the cost of all repairs and overhauling required as a result of normal wear and tear of vehicles. This means that:

(a) When vehicles are on bare rental and break down as a result of normal wear and tear, lessor cannot charge lessee with the cost of repairs, or any rental for the time lost while repairs are being made.

(b) Where vehicles on bare rental break down as a result of any cause other than normal wear and tear, lessor can charge lessee with the cost of repairs and with rental for possession of vehicles during the time while repairs are being made.

(c) However, where vehicles are on bare rental, the lessee may at his own expense always make minor repairs, regardless of the cause of breakdown, where such repairs are necessary to keep the job going, but he may not charge the cost of such repairs to the lessor or deduct the time lost for making repairs from the rental period, without the lessor's consent.

(d) In any instance where there is a breakdown of vehicles on bare rental, the cause of such breakdown is a question of fact that must be determined between the lessor and the lessee.

(e) A bare rental contract may provide for the assumption by the lessee of the duty to make all repairs and replacements at his own cost and expense, including those resulting from normal wear and tear and including tire repair or replacement, provided that in such exent the rental shall not exceed 85% of the applicable maximum rental rate set forth in this table. By way of illustration but not limitation, such a lessee may be required to pay the entire cost of a repair or replacement necessitated by climatic conditions, fire, flood, tornado, etc., while the

vehicle is or was in his possession, and the normal wear and tear resulting from his use, and may be required to pay rental during the repair period. He may be required to pay a proportion of the cost of tires; for example, based upon his mileage use as compared with the normal mileage life of the tires. However, he shall not be required to pay for repair or replacement due to pre-existing or hidden defects, or to defective material, nor would he be required to pay rental during the repair period.

SCHEDULE B—RENTALS OF MOTOR VEHICLES TRAILER AND ACCESSORIAL EQUIPMENT ON A FULLY MAINTAINED AND OPERATED BASIS

PART I—TRUCKS AND PASSENGER CARS [1]

Description—Manufacturer's rated capacity	*Maximum rate per hour (without driver)*
Light duty truck (including pick-up) to and including ¾-ton	$0.75
1-ton pick-up, flat bed, stake truck, or tractor-truck	1.25
1½-ton flat bed stake truck, or tractor-truck	1.50
2-ton flat bed, stake truck, or tractor-truck	2.00
2½-ton flat bed, stake truck, or tractor-truck	2.25
3-ton flat bed, stake truck, or tractor-truck	2.50
3½-ton flat bed, stake truck, or tractor-truck	3.00
4-ton flat bed, stake truck, or tractor-truck	3.25
4½-ton flat bed, stake truck, or tractor-truck	3.50
5-ton flat bed, stake truck, or tractor-truck	4.00
6-9-ton flat bed, stake truck, or tractor-truck	4.50
10-14-ton flat bed, stake truck, or tractor-truck	5.00
15-18-ton flat bed, stake truck, or tractor-truck	6.00
Station wagon or passenger car	.75
Add the following rates per hour for use of:	
(1) Power operated winch	.50
(2) Oil field bed, gin pole, boomers, chains	.25
(3) Tandem drive axle	.25
(4) Front wheel drive (on 1½-ton and greater capacity vehicle)	.25
(5) Water tank (minimum of 500 gallons)	.15
(6) Pole line construction compartment body	.25
(7) Two speed axle	.05
PART II—TRAILERS	
Pole type—single axle	.50
Pole type—tandem axle (18-ton pay load)	1.00
Float or semi (12½-ton pay load)	.75
Full four wheel (12½-ton pay load)	.85
Tandem float (30-ton pay load)	2.50
Low boy carry-all, 10–15-ton capacity	1.50
Low boy carry-all, 20–25-ton capacity	2.00
Low boy carry-all, 30–35-ton capacity	2.50
Low boy carry-all, 40–60-ton capacity	3.00

[1] See footnote 1 in Schedule A.

PART III—APPLICATION OF RATES

(a) All repairs and replacements; including tire replacements shall be made by and at the cost and expense of the lessor. Payment will not be made for use of equipment during the time when repairs are being made.

(b) These rates may be applied only to the hours of actual use, but do not contemplate lessee unreasonably retaining equipment in his possession when not in actual use.

Fully Maintained and Operated Basis Rental

(c) All fuel and lubricants used in the operation of motor vehicles shall be furnished (or paid for) by the lessor.

(d) Drivers wages are excluded from all rates indicated hereon.

(e) If driver is provided, lessor may add to the applicable rate set forth, the prevailing driver's wage in the area of the job site, plus payroll taxes.

PART IV—DEFINITION AND GENERAL PROVISIONS

Fully maintained and operated basis refers to any lease, contract, or understanding, regardless of whether the same is denominated a rental agreement, or forms a part of another agreement, whereby one party undertakes to furnish another party with any of this equipment, and supply all services required therewith. (Excluding driver).

Rental rates set forth in this table are for fully maintained and operated vehicles (less drivers) or trailers, and include charges for mechanics, greasers, gasoline, fuel oil, lubricants, repairs, tire maintenance or any other charge which is properly a part of "maintenance and operating service." The rental rates set forth in this table include an allowance for the cost of all repairs and overhauling.

[F. R. Doc. 46–7334; Filed, May 1, 1946; 11:46 a. m.]

[MPR 580, Order 299]

KENDALL CO.

ESTABLISHMENT OF MAXIMUM PRICES

Establishing ceiling prices at retail for certain articles; Docket No. 6063–580–13–634.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 13 of Maximum Price Regulation No. 580, *It is ordered:*

(a) The following ceiling prices are established for sales by any seller at retail of the following articles manufactured by Bauer & Black, Division of the Kendall Company, 2500 South Dearborn Street Chicago 16, Illinois, and described in the manufacturer's application dated March 25, 1946:

Article	Brand name	Style name	Retail ceiling price (per unit)
Men's supporter	Bauer and Black.	Bracer #246	$3.50

(b) The retail ceiling price of an article stated in paragraph (a) shall apply to any other article of the same type, having the same selling price to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this order.

(c) The retail ceiling prices contained in paragraph (a) shall apply in place of the ceiling prices which have been or would otherwise be established under this or any other regulation.

(d) On and after June 1, 1946, Bauer and Black must mark each article listed in paragraph (a) with the retail ceiling price under this order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

(Sec. 13, MPR 580) OPA Price—$———

On and after July 1, 1946, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to July 1, 1946, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging and posting provisions of the applicable regulation.

(e) On or before the first delivery to any purchaser for resale of each article listed in paragraph (a), the seller shall send the purchaser a copy of this order.

(f) Unless the context otherwise requires, the provisions of the applicable regulation shall apply to sales for which retail ceiling prices are established by this order.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 2, 1946.

Issued this 1st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–7336; Filed, May 1, 1946; 11:47 a. m.]

[MPR 580, Order 300]

ALLEN EDMONDS SHOE CORP.

ESTABLISHMENT OF MAXIMUM PRICES

Establishing ceiling prices at retail for certain articles; Docket No. 6063–580–13–613.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 13 of Maximum Price Regulation No. 580; *It is ordered:*

(a) The following ceiling prices are established for sales by any seller at retail of the following articles manufactured by Allen Edmonds Shoe Corporation, Belgium, Wisconsin, having the Brand names "Allen Edmonds", "Osteopath-ik", "Flexated", and "Flexibles", and described in the manufacturer's application dated March 26, 1946.

MEN'S SHOES

Manufacturer's unadjusted selling price	Retail ceiling price east of Denver, Colo.	Retail ceiling price west of Denver, Colo.
$6.00	$10.00	$10.50
$6.60	11.00	11.50

(b) The retail ceiling price of an article stated in paragraph (a) shall apply to any other article of the same type, having the same unadjusted selling price to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this order.

(c) The retail ceiling prices contained in paragraph (a) shall apply in place of the ceiling prices which have been or would otherwise be established under this or any other regulation.

(d) On and after May 30, 1946, Allen Edmonds Shoe Corporation must mark each article listed in paragraph (a) with the retail ceiling price under this order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

(Sec. 13, MPR 580)
OPA Price—$———

On and after June 30, 1946, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to June 30, 1946, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging and posting provisions of the applicable regulation.

(e) On or before the first delivery to any purchaser for resale of each article listed in paragraph (a), the seller shall send the purchaser a copy of this order, and all subsequent amendments.

(f) Unless the context otherwise requires, the provisions of the applicable regulation shall apply to sales for which retail ceiling prices are established by this order.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 2, 1926.

Issued this 1st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–7337; Filed, May 1, 1946; 11:48 a. m.]

[MPR 580, Order 301]

JACOB SIEGEL CO.

ESTABLISHMENT OF CEILING PRICES

Establishing ceiling prices at retail for certain articles; Docket No. 6063–580–13–622.

For the reason set forth in an opinion issued simultaneously herewith and pursuant to section 13 of Maximum Price Regulation No. 580; *It is ordered:*

(a) The following ceiling prices are established for sales by any seller at retail of the following articles manufactured by Jacob Siegel Company, 317 North Broad Street, Philadelphia 7, Pennsylvania, having the brand names "Alperu" and "Metropole," and described in the manufacturer's application dated April 10, 1946:

MEN'S OVERCOATS

Article	Manufacturer's selling price	Retail ceiling price
Alperu overcoat	$30.50	$50.00
Alperu topcoat	27.50	45.00
Metropole overcoat	30.50	50.00
Metropole topcoat	27.50	45.00

(b) The retail ceiling price of an article stated in paragraph (a) shall apply to any other article of the same type, having the same selling price to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this order.

(c) The retail ceiling prices contained in paragraph (a) shall apply in place of the ceiling prices which have been or would otherwise be established under this or any other regulation.

(d) On and after May 30, 1946, Jacob Siegel Company must mark each article listed in paragraph (a) with the retail ceiling price under this order, or attach to the article a label, tag or ticket stating

On and after June 30, 1946, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to June 30, 1946, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging and posting provisions of the applicable regulation.

(e) On or before the first delivery to any purchaser for resale of each article listed in paragraph (a), the seller shall send the purchaser a copy of this order, and all subsequent amendments.

(f) Unless the context otherwise requires, the provisions of the applicable regulation shall apply to sales for which retail ceiling prices are established by this order.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 2, 1946.

Issued this 1st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–7338; Filed, May 1, 1946; 11:48 a. m.]

[SO 148, Order 4]

THE CANTON STAMPING AND ENAMELING CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to sections 3 and 5 of Supplementary Order No. 148, it is ordered:

(a) *Manufacturer's maximum prices.* The Canton Stamping and Enameling Company, Canton, Ohio, may increase by no more than 9.32 percent its maximum prices to each class of purchaser established by Maximum Price Regulation No. 188 for sales of porcelain enameled kitchen utensils in single coat gray ware and blue speckled ware and two coat white ware of its manufacture.

(b) *Maximum prices of purchasers for resale.* A purchaser for resale shall determine his maximum price by adding to his invoice cost the same percentage mark-up which he has on the "most comparable article" for which he has a properly established maximum price. For this purpose, the "most comparable article" is one which meets all of the following tests:

(1) It belongs to the narrowest trade category which includes the article being priced.

(2) Both it and the article being priced were purchased from the same class of supplier.

(3) Both it and the article being priced belong to a class of articles to which, according to trade practices, an approximately uniform percentage mark-up is applied.

(4) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620–759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum price cannot be determined under the above method, the reseller shall apply to the Office of Price Administration, for the establishment of a maximum price under § 1499.3 (c) of the General Maximum Price Regulation. Maximum prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's customary terms, discounts, allowances and other price differentials on sales to each class of purchaser in effect during March 1942, or established under any applicable OPA regulation.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale showing a ceiling price adjusted in accordance with the terms of this order, the seller shall notify the purchaser in writing of the adjusted ceiling prices for resale of the articles covered by this order. This notice may be given in any convenient form.

(e) *Relation between this order and Supplementary Order No. 153.* The provisions of Supplementary Order No. 153 shall not apply to sales of any of the articles covered by this order.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective on the 1st day of May 1946.

Issued this 1st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–7354; Filed, May 1, 1946; 4:36 p. m.]

[Rev. Max. Import Price Reg. Order 363 Under Order 38]

NORWEGIAN SILD SARDINES

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to the provisions of section (c) (5) of Order 38 under the Revised Maximum Import Price Regulation, it is ordered:

(a) *Purpose of this order.* The purpose of this order is to establish separate maximum prices at which imported Norwegian Sild Sardines (any brand) packed in refined herring oil, may be sold by importers to wholesalers, chain stores, independent retail stores, industrial and institutional users without having to make application to the Office of Price Administration for the issuance of an individual order.

(b) *Application of this order.* The maximum prices established by this order apply to importers' sales to the classes

of purchasers named herein, of imported Norwegian Sild Sardines (any brand) packed in refined herring oil.

(c) *Importers' maximum prices.* The maximum prices, above which no importer shall sell and no person buying from an importer shall purchase, on sales to the classes of purchasers named, for the following designated size of imported Norwegian Sild Sardines (any brand) packed in refined herring oil, shall be as follows:

Sales by importers to—	Per case of 100 33¾-ounce Norwegian sild sardines in refined herring oil	
	Aluminum containers	Tin containers
Wholesalers and chain stores	$15.31	$14.35
Independent retailers	16.12	15.11
Industrial and institutional users	16.80	15.75

The maximum prices authorized above are ex dock or ex warehouse any United States continental point or port of entry. For sales with delivery made at some other point, payment incurred for transportation from the dock or warehouse at the point or port of entry to such other point may be added. Such transportation payment, however, shall not include the expense of local hauling or drayage within the metropolitan area of the point or port of arrival.

(d) *Terms of sale.* The importer with respect to his sales of imported Norwegian Sild Sardines (any brand) packed in refined herring oil, for which maximum prices are established by this order, shall reduce such maximum prices by the discount for cash or prompt payment customarily granted on sales of Norwegian Sild Sardines (any brand) packed in refined herring oil, to purchasers of the same class.

(e) *Definitions.* A "wholesaler" is a person other than a chain store, an independent retail store, industrial or institutional user, who purchases and sells food products, generally, without materially changing their form.

A "chain store" is one of four or more retail stores under one ownership whose combined "annual gross sales" are $500,000 or more, and which purchases and re-sells food products, generally, without materially changing their form, to ultimate consumers other than industrial or institutional users.

An "independent retail store" is one that is not one of four or more stores under one ownership whose combined "annual gross sales" are $500,000 or more and which purchases and re-sells food products, generally, without materially changing their form, to ultimate consumers other than industrial or institutional users.

An "industrial user" is any person who, either for his own commercial use for resale, subjects an imported food item covered by this order, to a process that results in the production of a new and different article having a distinctive name, character or use; or who uses such food item as an ingredient or a component part of such an article.

An "institutional user" is a restaurant, hotel, club, hospital, or other similar establishment using an imported food item covered by this order, in preparation or service of meals to individual consumers.

(f) The total landed costs upon which the maximum prices in this order are based include duty in the amounts of $2.95 per case for the Norwegian Sild Sardines packed in aluminum containers and $2.75 per case packed in tin containers. If the duty actually paid is higher than set out above, the difference may be added to the maximum prices established in section (c). If the duty actually paid is lower than that set out above, the difference must be subtracted from the maximum prices established in section (c).

(g) *Relation of this order to Order 38.* Unless the context otherwise requires, the provisions of Order 38 under the Revised Maximum Import Price Regulation with the requirement of notice to purchasers as set out in paragraph (k) shall apply for the sale for which the maximum prices are established by this order.

(h) *Revocation and amendment.* This order may be revoked or amended at any time.

This order shall become effective May 7, 1946.

Issued this 2d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7381; Filed, May 2, 1946; 11:34 a. m.]

[Order 142 Under 3 (e)]

PLASTILEATHER CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.3 (e) of the General Maximum Price Regulation, it is ordered:

(a) *What this order does.* This order establishes maximum prices for sales to cutters of certain sheets of imitation leather produced by the Plastileather Corporation, 57 Washington Street, Haverhill, Massachusetts.

(b) *Maximum prices.* The maximum prices for all sales and resales of the following sizes of cut sheets of imitation leather, produced by the Plastileather Corporation, 57 Washington Street, Haverhill, Massachusetts, shall be:

Commodity	Maximum prices for sales to cutters (per square foot)
36" iron leather fiber and pulp base, 4 handswabbed coats, 1 spray coat, embossed, 2 hand topped coats	$0.12½
36" 1½ iron leather fiber and pulp base, 4 handswabbed coats, 1 spray coat, embossed, and 2 hand topped coats	.14½
36" 2 iron leather fiber and pulp base, 4 handswabbed coats, 1 spray coat, embossed and 2 hand topped coats	.15½

(c) *Terms.* All prices shall be subject to all discounts, allowances, and trade practices, of the seller in effect during March 1942.

(d) *Relation to the GMPR.* All provisions of the GMPR not inconsistent with this order shall apply to commodities sold under this order.

(e) *Notification.* When or prior to the first delivery of any of the commodities priced by this order to any reseller, the seller shall furnish such reseller a written notice setting forth the maximum prices for sales to cutters as set forth in paragraph (b).

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 2, 1946.

Issued May 1, 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7317; Filed, May 1, 1946; 11:45 a. m.]

Regional and District Office Orders.

[Region III Order G-16 Under SO 142]

ADAPTI CO. ET AL.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 2 of Supplementary Order No. 142 and the Emergency Price Control Act of 1942, as amended, it is hereby ordered:

(a) *What this order does.* This Order No. G-16 under section 2 of Supplementary Order No. 142 provides for an adjustment of the maximum prices for the sale of electrical fittings, except entrance caps and ells, manufactured by the Adapti Company of Cleveland, Ohio, hereinafter referred to as the manufacturer. The maximum prices of the manufacturer and the maximum prices of resellers of such products are adjusted herein.

(b) *Manufacturer's adjusted maximum prices.* (1) The adjusted maximum prices for sales by the manufacturer of all electrical fittings, except service entrance caps and ells, manfactured by it shall be its maximum net prices in effect during March 1942 to each class of purchaser increased by 8.23%.

(2) The adjusted maximum net prices authorized in (b) (1) are subject to cash discounts and transportation allowances at least as favorable as those granted as a deduction in its prices to each class of purchaser during March 1942 on comparable sales of the subject products.

(c) *Resellers' adjusted maximum prices.* (1) Any reseller of the products for which adjustment is granted the manufacturer in (b) above may add to his maximum prices in effect immediately prior to the date of this order, to each class of purchaser, the actual dollars-and-cents increase in his invoiced cost resulting from the increase granted the manufacturer by this order.

(2) Resellers' maximum prices adjusted under this paragraph are subject to each seller's customary terms, discounts, allowances and other price differentials on sales to each class of purchaser.

(d) *Notification.* The manufacturer, prior to the first billing after the adjustment is put into effect, shall send to each purchaser of the products covered by this order, a notice specifying the amount of increase granted by this order. Such notice shall substantially contain the following:

Order No. G-16 under section 2 of Supplementary Order No. 142 provides for a certain specified percentage increase in the maximum net prices for all electrical fittings, except service entrance caps and ells, manufactured by the Adapti Company, Cleveland, Ohio. Resellers may add to their maximum prices in effect immediately prior to the date of this order, the actual dollars-and-cents amount of increase in their invoiced cost resulting from the increase granted the manufacturer by this order.

(e) *Revocation and amendment.* This order may be revoked or amended at any time by the Office of Price Administration.

This order shall become effective April 10, 1946.

Issued April 10, 1946.

J. F. KESSEL,
Regional Administrator.

[F. R. Doc. 46-7146; Filed, Apr. 29, 1946; 1:22 p. m.]

[Region III Order G-22 Under RMPR 251]

RE-ROOFING IN WHEELING, W. VA., AREA

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to the authority vested in the Regional Administrator of Region III of the Office of Price Administration by the Emergency Price Control Act of 1942, as amended, and by section 9 of Revised Maximum Price Regulation No. 251, it is ordered:

SECTION I. *What this order does.* (a) This order fixes maximum prices for all sales of re-roofing materials on an installed basis into a residential structure, as defined herein, in the area hereinafter described, together with the services required to incorporate such materials into the structure or structures and the re-roofing accessories and extra charges permissible in connection with the installation, whether or not such sales or services are made as a part of a general contract.

(b) The provisions of sections 8 and 10 of this order shall apply to all sellers of re-roofing materials on an installed basis into any type of structure, together with the services, accessories, and extra charges involved.

(c) The term "residential structure" means any building, structure, or part thereof, used entirely or principally for living or dwelling purposes and includes building or structures in connection therewith, or adjacent thereto, at the same site, such as garages, barns, milk houses, sheds, granaries, and other outbuildings, but does not include hotels.

(d) The term "re-roofing materials" is limited to 12'' 3 in line asphalt shingle strips, 210 pound weights per square.

SEC. II. *Geographical applicability.* This Order No. G-22 applies only to the Wheeling, West Virginia area which includes the counties of Ohio and Marshall in the state of West Virginia.

SEC. III. *Relationship of this order to Revised Maximum Price Regulation 251.* This order supersedes sections 6, 7 and 8 of Revised Maximum Price Regulation No. 251 with respect to sales covered by this order. All other sections of Revised Maximum Price Regulation No. 251, together with all amendments thereto that have been or may be issued, except to the extent they are inconsistent with the provisions of this order, shall apply to sales covered by this order.

SEC. IV. *Maximum prices for sales of re-roofing.* The maximum prices for sales covered by this order shall be as shown in Table I as follows:

TABLE I

12 inches (3 in line) Asphalt Shingle Strips, 210 lbs.: $12.30 per square including other job costs, materials and services such as: nails, cement, plastic, composition valley material, dormer flashing, felt, cost of permit, hauling and cleanup.

SEC. V. *Guaranteed price.* A seller may sell a re-roofing job covered by this order on the basis of a guaranteed price, but such guaranteed price must not be higher than the maximum price figured in accordance with the requirements of this order.

SEC. VI. *Related and incidental construction work.* If on any re-roofing job, any installed building materials are furnished or any construction services performed by the seller for which specific maximum prices are not fixed by this order, such materials and services shall be separately priced and billed on all invoices and sales slips. The maximum prices for such related and incidental construction work shall be determined under Revised Maximum Price Regulation No. 251, or as fixed by any applicable area pricing order issued by the Regional Administrator of Region III.

SEC. VII. *Measurements.* It shall be the seller's responsibility to measure with reasonable accuracy the area of footage to be covered. A "measurement with reasonable accuracy" shall be considered to have been made if the price based on such estimate does not vary more than 10% from the maximum price computed under the terms of this order, on the basis of the actual measurement.

SEC. VIII. *Notification.* (a) Each seller making a sale covered by this order shall, upon completion of the work, furnish to the purchaser a statement showing the following:

1. The names and addresses of the seller and purchaser.
2. The location of the job.
3. The date the job was completed.
4. A description of the work performed and the total charged for the job, together with an itemized statement of the accessories and other items for which an extra charge was made, and the quantities and prices of each, and a separate statement of the related and incidental construction work performed, as provided in section 6 of this order.

(b) If requested by the purchaser, the seller shall furnish the purchaser an itemized statement showing the information contained in subparagraphs 1, 2, and 3 of paragraph (a) of this section, together with an itemized statement showing the number of squares, the prices charged per square of re-roofing materials installed, together with an itemized statement of the accessories and other items for which an extra charge was made, and the quantities and prices of each, and a separate itemized statement of any related and incidental construction work performed, as provided in section 6 of this order.

(c) Each seller making a sale covered by this order shall, if requested by the purchaser, make available to the purchaser, a copy of this order and a copy of Revised Maximum Price Regulation No. 251. Copies for this purpose may be obtained from the Office of the Regional Administrator or from the District Office of the Office of Price Administration.

SEC. IX. *Prohibitions against sales at higher than maximum prices.* On and after the effective date of this order, regardless of any contract or other obligation, no person shall sell or offer to sell re-roofing materials on an installed basis covered by this order at prices higher than the maximum prices established by this order: *Provided*, That installations made not more than thirty days after the effective date of this order on bona fide contracts executed prior to the effective date of this order shall not be considered to be violations of this order.

SEC. X. *Records.* Each seller must keep and retain, at his principal place of business, records concerning each sale, covered by this order, showing the following:

1. The name and address of the purchaser.
2. The location of the job.
3. A copy of any and all contracts pertaining to each sale.
4. The date the job was completed.
5. A description of the re-roofing materials and services involved.
6. The number of squares and the price charged per square of re-roofing materials.
7. A list of all accessories and other items for which an extra charge may be made, showing the quantity and price of each.
8. A separate itemized statement of any related and incidental construction work and the prices charged for such work.

All such records shall be kept and made available for inspection by representatives of the Office of Price Administration so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

SEC. XI. *Evasion.* (a) Any practice, scheme or device which results in a higher price to the purchaser of re-roofing materials on an installed basis

than is permitted by this order shall be deemed a violation of this order and subjects the seller to all the civil liabilities and the criminal penalties provided by the Emergency Price Control Act of 1942, as amended and extended.

(b) No seller shall, as a part of the consideration or as a condition of a sale of any of the re-roofing materials on an installed basis covered by this order, secretly or otherwise receive, either directly or indirectly, any side payment, commission, fee, consideration or other thing of value whatsoever nor shall the seller, either directly or indirectly, acquire or receive the benefit of any services, transportation agreements, or other valuable thing, material or property.

(c) No seller shall eliminate or reduce in any form or manner any maintenance or repair service customarily offered or performed as a part of a re-roofing job, nor shall the seller lower the quality of the materials furnished below that called for by the specifications or agreement.

(d) No seller shall, by any of the foregoing plans, schemes or devices, or by any other plan, scheme or device, receive or acquire or attempt to receive or acquire anything of value, service, valuable right, property or property right, money or any other consideration whatsoever in addition to the maximum prices established in this order for the sale of any re-roofing materials on an installed basis.

SEC. XII. *Less than maximum prices.* Prices lower than the maximum prices for sales covered by this order may, of course, be charged and paid.

SEC. XIII. *Licensing.* The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this order. A seller's license may be suspended for violation of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension make any sale for which his license has been suspended.

SEC. XIV. *Revocation or amendment.* This order may be revoked, modified or amended at any time by the Price Administrator or the Regional Administrator.

This Order No. G–22 shall become effective April 12, 1946.

Issued March 29, 1946.

J. F. KESSEL,
Regional Administrator.

[F. R. Doc. 46–7145; Filed, Apr. 29, 1946; 1:21 p. m.]

[Region VII Order G–59 Under MPR 188, Revocation]

COLORADO FIXTURE AND FURNITURE MFG CO. ET AL.

AUTHORIZATION OF MAXIMUM PRICES

Order No. G–59 under Maximum Price Regulation No. 188, revocation. Authorized maximum prices for specified items of unfinished furniture manufactured by Sylvan Moses, doing business as Colorado Fixture and Furniture Manufacturing Company, Denver, Colorado, when sold by the manufacturer and specified resellers. Docket No. 7–188–158–27a.

Pursuant to the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, §§ 1499.158 and 1499.158a of Maximum Price Regulation No. 188, and the reservation contained in paragraph (g) thereof, this Order No. G–59 under Maximum Price Regulation No. 188 is, for the reasons set forth in the accompanying opinion, hereby revoked.

Effective date. This revocation shall become effective on the 18th day of April 1946.

Issued this 18th day of April 1946.

RICHARD Y. BATTERTON,
Regional Administrator.

[F. R. Doc. 46–7139; Filed, Apr. 29, 1946; 1:20 p. m.]

[Region III Order G–30 Under Gen. Order 68]

HARD BUILDING MATERIALS IN HUNTINGTON, W. VA., AREA

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to the provisions of General Order 68, it is ordered:

SECTION I. *What this order covers.* This order covers all retail sales made by any seller of commodities specified in Table 1 delivered to a purchaser in the Huntington, West Virginia Area.

The Huntington, West Virginia Area for the purposes of this order consists of the corporate limits of the city of Huntington, West Virginia.

SEC. II. *Definition of retail sales.* For the purposes of this order, a retail sale means a sale to an ultimate user or to a purchaser for resale on an installed basis.

SEC. III. *Description of items covered by this order.* This order covers the list of "hard building materials" set forth in the annexed table, including plaster, lath, lime, cement, gypsum block, fire brick, fireclay, clay drain tile, flue lining, and insulation. Other related items may be added from time to time.

SEC. IV. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulations or order. To the extent they are not inconsistent with the provisions of this order, all provisions of the General Maximum Price Regulation shall apply to sales covered by this order except sections 18, 19 and 19 (a).

SEC. V. *Maximum prices.* The maximum prices for building materials covered by this order are set forth in Table 1 which is annexed to and made a part of this order.

SEC. VI. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of Table 1 which lists maximum prices fixed by this order in each of his places of business in the Huntington, West Virginia Area in a manner plainly visible to all purchasers.

SEC. VII. *Sales slips and records.* Every seller covered by this order who has customarily given his customers a sales slip or other evidence of purchase must continue to do so. Upon request from a customer such seller, regardless of previous custom, shall give the purchaser a receipt showing the date, name and address of the seller, the description of each item sold and the price received for it. If he customarily prepared his sales slips in more than one copy, he must keep for at least one year after delivery a duplicate copy of each sales slip delivered by him pursuant to this section.

For any sale of $10.00 or more each seller regardless of previous custom, must keep records showing at least the following:

(1) Name and address of buyer.
(2) Date of transaction.
(3) Place of delivery.
(4) Complete description of each item sold and price charged.

SEC. VIII. *Evasion.* (a) Any practice, scheme, or device which results in a higher price to the purchaser of hard building materials on an installed basis other than is permitted by this order shall be deemed a violation of this order and subjects the seller to all the civil liabilities and the criminal penalties provided by the Emergency Price Control Act of 1942, as amended.

(b) No seller shall, as a part of the consideration or as a condition of a sale of any of the hard building materials on an installed basis, covered by this order, secretly or otherwise, receive either directly or indirectly, any side payment, commission, fee consideration or other thing of value, whatsoever, nor shall the seller, either directly or indirectly, acquire or receive the benefit of any services, transportation agreements or other valuable thing, material or property.

(c) No seller shall eliminate or reduce in any form or manner any maintenance or repair service customarily offered or performed as a part of a job, nor shall the seller lower the quality of the materials furnished below that called for by the specifications or agreement.

(d) No seller shall, by any of the foregoing plans, schemes, or devices, receive or acquire or attempt to receive or acquire anything of value, service, valuable right, property or property right, money or any other consideration whatsoever in addition to the maximum prices established in this order for the sale of any hard building materials on an installed basis.

SEC. IX. *Less than maximum prices.* Prices lower than the maximum prices for sales covered by this order may, of course, be charged and paid.

SEC. X. *Amendment.* This order may be amended or revoked at any time by the Office of Price Administration.

This Order No. G–30 shall become effective April 10, 1946.

Issued March 27, 1946.

J. F. KESSEL,
Regional Administrator.

TABLE I—MAXIMUM DELIVERED PRICES FOR RETAIL SALES OF HARD BUILDING MATERIALS IN THE HUNTINGTON, WEST VIRGINIA AREA

Commodity	Unit	Recommended price
Plaster, hard wall	94-pound sack	$1.07½
Plaster, gauging	do	1.90
Plaster, moulding	do	1.90
Keene's cement	do	2.00
Finishing lime	50-pound sack	.50
Gypsum lath, ⅜ inch	1,000 feet	26.00
Metal lath, 2.5 pound, painted diamond mesh	Square yard	.25
Metal lath, 3.4 pound, painted diamond mesh	do	.27
Metal lath, 3.4 pound, ⅜-inch high rib painted	do	.30
Metal lath, corner bead—2-inch cornerite	Lineal foot	.03
Portland cement, standard (paper bags)	94-pound sack	.70
Masonry mortar (paper sack)	do	.65
Mason's hydrated lime	50-pound sack	.45
Fire brick, 9-inch straight first quality	Per 1,000	67.50
Clay drain tile, 4 inch	Lineal foot	.08
Clay drain tile, 6 inch	do	.14
Vitrified clay sewer pipe No. 188—4 inch	do	.16
Vitrified clay sewer pipe No. 188—6 inch	do	.24
Flue, lining, 9 inch by 9 inch	do	.32
Flue lining, 9 inch by 13 inch	do	.48
Flue lining, 13 inch by 13 inch	do	.61
Gypsum wallboard ⅜ inch	1,000 foot	38.00
Asphalt roofing 90-pound mineral surface	Roll	2.45
Asphalt or tarred felt—15 pound	do	2.25
Asphalt or tarred felt—30 pound	do	2.25
Asphalt shingles, 210-pound (3 in 1) thickbutt	Square	6.00
Asphalt shingles, 165-pound 2 tab hexagon	do	4.65
Fibre insulation board, ½ inch standard lath and board	1,000 feet	45.00
Fibre insulation board, 25/32 inch asphalt sheathing	Square	55.00
Asbestos cement siding, 12 by 24 or 27 inch—standard colors	do	7.75
Hard density synthetic fibre board, ¼ inch tempered—standard size	1,000 feet	85.00
Thermal insulation—batts (paper backed) 2 inch thick	do	45.00
Thermal insulation—batts (paper backed) full-thick	do	60.00
Corner bead—expanded type	Lineal foot	.05

[F. R. Doc. 46–7133; Filed, Apr. 29, 1946; 1:17 p. m.]

[Jackson Rev. Order G–1 Under Gen. Order 68]

HARD BUILDING MATERIALS IN JACKSON, MISS., TRADE AREA

For the reasons set forth in the accompanying opinion and under the authority vested in the District Director of the Jackson (Mississippi) District Office, Region IV, of the Office of Price Administration by General Order No. 68, issued by the Administrator of the Office of Price Administration in Region IV, Delegation Order No. 93, issued November 5, 1945, it is hereby ordered:

SECTION 1. *What this order covers.* This order covers all retail sales by any seller of commodities specified in this order delivered to a purchaser in the Jackson Trade Area.

The "Jackson Trade Area" for the purposes of this order consists of the following area: The entire counties of Hinds, Rankin, Copiah, Simpson and Madison, in the State of Mississippi.

SEC. 2. *Definition of retail sales.* For the purposes of this order, a retail sale means a sale to an ultimate user, including among others commercial users, industrial users and contractors.

SEC. 3. *Description of items covered by this order.* This order covers the list of "hard building materials" set forth in the annexed tables, including plaster, lath, lime, cement, gypsum block, fire brick, roofing and insulation. Other related items may be added from time to time by amendment without reference being made to this section.

SEC. 4. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order. Except to the extent they are inconsistent with the provisions of this order, all other provisions of the General Maximum Price Regulation shall apply to sales covered by this order, and all purchasers of the same class shall be allowed their customary allowances, discounts, or other price differentials in effect in March, 1942.

SEC. 5. *Maximum prices.* The maximum prices for building materials covered by this order are set forth in Table I which is annexed to and made a part of this order.

SEC. 6. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of Table I which lists maximum prices fixed by this order in each of his places of business in the Jackson Trade Area in a manner plainly visible to all purchasers.

SEC. 7. *Sales slips and records.* Every seller covered by this order, who has customarily given his customers a sales slip or other evidence of purchase, must continue to do so. Upon request from a customer such seller, regardless of previous custom, shall give the purchaser a receipt showing the date, name and address of the seller, the description of each item sold and the price received for it. If he customarily prepared his sales slips in more than one copy, he must keep for at least six months after delivery a duplicate copy of each sales slip delivered by him pursuant to this section.

For any sale of $50.00 or more each seller regardless of previous custom, must keep records showing at least the following:

(1) Name and address of buyer.
(2) Date of transaction.
(3) Place of delivery.
(4) Complete description of each item sold and price charged.

SEC. 8. *Amendment.* This order may be amended or revoked at any time by the Office of Price Administration.

This Revised Order No. G–1 shall become effective April 18, 1946.

Issued this 15th day of April 1946.

WILLIAM E. HOLCOMB,
District Director.

TABLE I—HINDS, RANKIN, COPIAH, MADISON, AND SIMPSON COUNTIES

Commodity	Unit	Area ceiling price
Sand, washed	Cubic yard	$3.00
Gravel, washed	do	3.50
Brick, common, "local production"	Thousand	16.50
Brick, face, "local production"	do	20.50
Brick, common (shipped in)	do	20.50
Brick, face (shipped in)	do	25.00
Brick, face (Birmingham shale)	do	40.00
Fire brick (Birmingham)	do	60.00
Fire brick (Mexico-Missouri)	do	100.00
Mortar, mix	Barrel	3.00
	Sack	.75
Cement, portland	Barrel	3.40
	Sack	.85
Cement, white	Barrel	11.00
	Sack	2.75
Cement, Keene	Ton	50.00
	Sack	2.50
Cement, high early strength	do	.90
Plaster, unfibered	Ton	27.40
	Sack	1.37
Plaster, fibered	Ton	27.40
	Sack	1.37
Plaster, gauging	Ton	32.40
	Sack	1.62
Plaster, moulding	do	1.62
Lime, hydrated, 50# bags	do	.62
Lime, finish, 50# bags	do	.75
Perforated gypsum lath, ⅜" x 16" x 48"	M square feet	34.25
Perforated gypsum lath, ½" x 16" x 48"	do	39.25
Gypsum star liner board, ½" x 24" x 80"	do	41.75
Gypsum wallboard, ½"	do	50.00
Gypsum wallboard, ⅝"	do	45.00
Gypsum wallboard, ¾"	do	40.00
Triple seal gypsum sheathing, ½"	do	47.50
Gyplap board sheathing, ½"	do	45.00
Insulation wallboard, ½"	do	58.00
Utility wallboard, ⅝"	do	45.00
Insulation tile panel, ½"	do	75.00
Bend plank	do	75.00
Sheathing board, 25/32"	do	75.00
Standard hardboard, ⅛"	do	75.00
Standard hardboard, 5/16"	do	85.00
Tempered hardboard, ⅛"	do	90.00
Tempered hardboard, 5/16"	do	100.00
Tempered hardboard, scored, ⅜"	do	120.00
Tempered hardboard, black	do	115.00
Beaver board, 5/16"	do	45.00
Beaver board, scored, 5/32"	do	60.00
Pulp wallboard, ¼", green or ivory	do	40.00
Upson board, scored, 5/16"	do	55.00
Marsh tile board, ½"	Square feet	.45
Marlite tile board, ½"	do	.40
210-lb. asphalt shingles, smooth	Square	7.00
167-lb. asphalt shingles, smooth	do	4.85
138-lb. asphalt shingles, smooth	do	4.35
210-lb. asphalt shingles, corduroy	do	7.00
167-lb. asphalt shingles, corduroy	do	4.85
90-lb. asphalt slate surface roofing	do	2.55
75-lb. asphalt slate surface roofing	do	2.30
55-lb. asphalt smooth surface roofing	do	2.05
45-lb. asphalt smooth surface roofing	do	1.65
35-lb. asphalt smooth surface roofing	do	1.35
19" selvedge edge roofing	do	4.25
30-lb. asphalt felt	Roll	2.55
15-lb. asphalt felt	do	2.55
30-lb. tarred felt	do	2.55
15-lb. tarred felt	do	2.55
Resin paper, 20-lb. red or blue	do	1.25
Slaters felt	do	1.40
1½-lb. deadening felt	do	5.50
¾-lb. deadening felt	do	2.75
1-lb. deadening felt	do	3.50
2½" insulated brick siding	Square	13.50
Roll brick siding	do	4.25
Asbestos siding shingles	do	8.50
American colonial asbestos shingles	do	9.50
15 x 23 full thick insulation batts	M square feet	75.00
15 x 23, 2" insulation batts	do	45.00
Asbestos cement board, 5/16"	do	95.00
Asbestos cement board, ¼"	do	100.00

[F. R. Doc. 46–7164; Filed, Apr. 29, 1946; 1:38 p. m.]

[Jackson Order G-3 Under Gen. Order 68]

HARD BUILDING MATERIALS IN GREENVILLE, MISS., TRADE AREA

For the reasons set forth in the accompanying opinion and under the authority vested in the District Director of the Jackson (Mississippi) District Office, Region IV, of the Office of Price Administration by General Order No. 68, issued by the Administrator of the Office of Price Administration in Region IV, Delegation Order No. 93, issued November 5, 1945, it is hereby ordered:

SECTION 1. *What this order covers.* This order covers all retail sales by any seller of commodities specified in this order delivered to a purchaser in the Greenville Trade Area.

The "Greenville Trade Area" for the purposes of this order consists of the following area: The counties of Washington, Bolivar and Sunflower, in the State of Mississippi.

SEC. 2. *Definition of retail sales.* For the purposes of this order, a retail sale means a sale to an ultimate user, including, among others, commercial users, industrial users and contractors.

SEC. 3. *Description of items covered by this order.* This order covers the list of "hard building materials" set forth in the annexed table. Other related items may be added from time to time by amendment without reference being made to this section.

SEC. 4. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order. Except to the extent they are inconsistent with the provisions of this order, all other provisions of the General Maximum Price Regulation shall apply to sales covered by this order, and all purchasers of the same class shall be allowed their customary allowances, discounts, or other price differentials in effect in March, 1942.

SEC. 5. *Maximum prices.* The maximum prices for building materials covered by this order are set forth in Table I, which is annexed to and made a part of this order.

SEC. 6. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of Table I which lists maximum prices fixed by this order in each of his places of business in the Greenville Trade Area in a manner plainly visible to all purchasers.

SEC. 7. *Sales slips and records.* Every seller covered by this order, who has customarily given his customers a sales slip or other evidence of purchase, must continue to do so. Upon request from a customer such seller, regardless of previous custom, shall give the purchaser a receipt showing the date, name and address of the seller, the description of each item sold and the price received for it. If he customarily prepared his sales slips in more than one copy, he must keep for at least six months after delivery a duplicate copy of each sales slip delivered by him pursuant to this section.

For any sale of $50.00 or more each seller regardless of previous custom, must keep records showing at least the following:

(1) Name and address of buyer.
(2) Date of transaction.
(3) Place of delivery.
(4) Complete description of each item sold and price charged.

SEC. 8. *Amendment.* This order may be amended or revoked at any time by the Office of Price Administration.

This Order No. G-3 shall become effective April 20, 1946.

Issued this 17th day of April 1946.

WILLIAM E. HOLCOMB,
District Director.

TABLE I—WASHINGTON, BOLIVAR AND SUNFLOWER COUNTIES

Commodity	Unit	Area ceiling price
Sand (local production)	Cubic yard	$2.30
Sand (Wolf River shipped in)	do	4.50
Gravel (local production)	do	2.75
Gravel (Wolf River shipped in)	do	4.50
Brick, common, No. 2	Thousand	25.00
Brick, common, No. 1	do	22.00
Brick, face (imported)	do	24.00
Brick (fire)	do	35.00
6 x 6 red quarry tile	Square feet	100.00
Mortar mix	Sack	.50
Cement (portland)	do	.75
Cement (white)	do	.90
Cement (Keene)	do	2.75
Cement (high early strength)	do	2.25
Plaster (unfibered)	do	1.20
Plaster (fibered)	do	1.38
Plaster, gauging	do	1.38
Plaster moulding	do	1.75
Lime, hydrated, 50-lb. bag	do	1.75
Lime finish	do	.52
Perforated gypsum lath, ½" x 16" x 48"	M square feet	.85
Gypsum star liner board, ½" x 24" x 80"	do	34.25
Gypsum wallboard ⅜"	do	45.00
Gypsum wallboard ¾"	do	50.00
Triple seal gypsum sheathing ⅜"	do	45.00
Gyplap board sheathing ½"	do	50.00
½" insulation wallboard	do	55.00
¾" insulation wallboard	do	45.00
½" tile insulation panel	do	65.00
½" insulation bevel plank	do	65.00
Standard hardboard ⅛"	do	75.00
Tempered hardboard ⅛"	do	100.00
Tempered hardboard, scored ⅛"	do	125.00
Tempered hardboard, black ⅛"	do	1200p
Beaver board 25/32"	do	40.00
Beaver board 1/32"	do	45.00
Beaver board, scored 25/32"	do	65.00
¼" pulp wallboard, green or ivory	do	37.50
5/16" ulpson board scored	do	60.00
⅜" marlite tile board	Square feet	.40
260-lb. asphalt shingles, smooth	Square	7.50
210-lb. asphalt shingles, smooth	do	6.65
167-lb. asphalt shingles, smooth	do	4.60
210-lb. asphalt shingles, corduroy	do	6.65
167-lb. asphalt shingles, corduroy	do	4.60
105-lb. asphalt slate surface roofing	do	3.00
90-lb. asphalt slate surface roofing	do	2.80
75-lb. asphalt slate surface roofing	do	2.55
65-lb. asphalt slate surface roofing	do	2.55
55-lb. asphalt slate surface roofing	do	2.05
45-lb. asphalt smooth roofing	do	1.60
35-lb. asphalt smooth roofing	do	1.25
18" selvedge edge roofing	Roll	3.00
30-lb. asphalt felt	do	2.65
15-lb. asphalt felt	do	2.65
20-lb. rosin paper, red or blue	do	1.00
Slaters' felt	do	1.50
¾-lb. deadening felt	do	3.25
Roll brick siding	do	4.00

TABLE I—WASHINGTON, BOLIVAR AND SUNFLOWER COUNTIES—Continued.

Commodity	Unit	Area ceiling price
Asbestos siding shingles	Square	$9.00
American colonial shingles	do	9.50
Insulation loose cotton, rock-wool	Ton	60.00
¼" asbestos cement board	Thousand	110.00

Prices include delivery within the counties of Washington, Bolivar and Sunflower.

[F. R. Doc. 46-7165; Filed, Apr. 29, 1946; 1:38 p. m.]

[Jackson Order G-4 Under Gen. Order 68]

HARD BUILDING MATERIALS IN VICKSBURG, MISS., TRADE AREA

For the reasons set forth in the accompanying opinion and under the authority vested in the District Director of the Jackson (Mississippi) District Office, Region IV, of the Office of Price Administration by General Order No. 68 issued by the Administrator of the Office of Price Administration in Region IV, Delegation Order No. 93, issued November 5, 1945, it is hereby ordered:

SECTION 1. *What this order covers.* This order covers all retail sales by any seller of commodities specified in this order delivered to a purchaser in the Vicksburg Trade Area.

The "Vicksburg Trade Area" for the purposes of this order consists of the following area: The counties of Warren, Claiborne, Sharkey and Issaquena, in the State of Mississippi.

SEC. 2. *Definition of retail sales.* For the purposes of this order, a retail sale means a sale to an ultimate user, including, among others, commercial users, industrial users and contractors.

SEC. 3. *Description of items covered by this order.* This order covers the list of "hard building materials" set forth in the annexed table. Other related items may be added from time to time by amendment without reference being made to this section.

SEC. 4. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order. Except to the extent they are inconsistent with the provisions of this order, all other provisions of the General Maximum Price Regulation shall apply to sales covered by this order, and all purchasers of the same class shall be allowed their customary allowances, discounts, or other price differentials in effect in March 1942.

SEC. 5. *Maximum prices.* The maximum prices for building materials covered by this order are set forth in Table I, which is annexed to and made a part of this order.

SEC. 6. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of Table I which lists maximum prices fixed by this order in each of his places of business in the Vicksburg Trade Area in a manner plainly visible to all purchasers.

SEC. 7. *Sales slips and records.* Every seller covered by this order, who has customarily given his customers a sales slip or other evidence of purchase, must continue to do so. Upon request from a customer such seller, regardless of previous custom, shall give the purchaser a receipt showing the date, name and address of the seller, the description of each item sold and the price received for it. If he customarily prepared his sales slips in more than one copy, he must keep for at least six months after delivery a duplicate copy of each sales slip delivered by him pursuant to this section.

For any sale of $50.00 or more each seller regardless of previous custom, must keep records showing at least the following:

(1) Name and address of buyer.
(2) Date of transaction.
(3) Place of delivery.
(4) Complete description of each item sold and price charged.

SEC. 8. *Amendment.* This order may be amended or revoked at any time by the Office of Price Administration.

This Order No. G-4 shall become effective April 20, 1946.

Issued this 17th day of April 1946.

WILLIAM E. HOLCOMB,
District Director.

TABLE I—WARREN, CLAIBORNE, SHARKEY, AND ISSAQUENA COUNTIES

Commodity	Unit	Area ceiling price
Sand	Cubic yard	$3.50
Gravel	do	3.75
Brick, common (shipped in)	Thousand	22.00
Brick, face (shipped in)	do	25.00
Brick, face, Birmingham shale (shipped in)	do	40.00
Brick, fire (shipped in)	do	80.00
6 x 6 red quarry tile	Sq. feet	.50
Mortar mix	Sack	.75
Cement, portland	do	.90
Cement, white	do	3.00
Cement, Keene	do	2.50
Cement, high early strength	do	1.10
Plaster, fibered	do	1.37
Plaster gauging	do	1.62
Plaster moulding	do	1.62
Lime, hydrated 50-lb. bags	do	.57
Lime finish	do	.75
Perforated gypsum lath ⅜" x 16" x 48"	M square feet	34.25
Gypsum star liner board ½" x 24" x 80"	do	41.75
Gypsum wallboard ⅜"	do	45.00
Gypsum wallboard ½"	do	40.00
Insulation wallboard ½"	do	55.00
Insulation wallboard ¾"	do	45.00
Insulation tile panel ½"	do	62.50
Bevel plank ½"	do	65.00
⅛" standard hardboard	do	75.00
⅛" tempered hardboard	do	100.00
⅛" tempered hardboard, scored	do	120.00
⅛" tempered hardboard, black	do	110.00
25/32" beaver board	do	40.00
1/32" beaver board, scored	do	60.00
⅜" marlite tile board	Square feet	.36
260-lb. asphalt shingles, smooth	Square	6.15
167-lb. asphalt shingles, smooth	do	4.60
167-lb. asphalt shingles, corduroy	do	4.60
90-lb. asphalt slate surface roofing	do	2.55
75-lb. asphalt slate surface roofing	do	2.30
55-lb. asphalt smooth surface roofing	do	2.05
45-lb. asphalt smooth surface roofing	do	1.55
35-lb. asphalt smooth surface roofing	do	1.25
18" selvedge edge roofing	do	2.85

TABLE I—WARREN, CLAIBORNE, SHARKEY, AND ISSAQUENA COUNTIES—Continued

Commodity	Unit	Area ceiling price
30-lb. asphalt felt	Roll	$2.45
15-lb asphalt felt	do	2.45
30-lb. tarred felt	do	2.45
15-lb. tarred felt	do	2.45
Slaters' felt	do	1.25
¾-lb. deadening felt	do	3.10
1-lb. deadening felt	do	3.35
Roll brick siding	Square	3.60
Asbestos siding shingles, grey	do	8.00
Asbestos siding shingles, white	do	8.50
Dutch lap asbestos shingles	do	9.00

Prices include delivery within the counties of Warren, Claiborne, Sharkey and Issaquena.

[F. R. Doc. 46-7166; Filed, Apr. 29, 1946 1:38 p. m.]

[Region IV Order G-42 Under RMPR 122, Amdt. 3]

SOLID FUELS IN COLUMBUS, GA., AND PHENIX CITY, ALA.

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator, Region IV, Office of Price Administration, by § 1340.260 of Revised Maximum Price Regulation No. 122, subparagraph (e) (2) of Order No. G-42 under Revised Maximum Price Regulation No. 122, issued by this office on May 8, 1945, is amended to read as follows:

(2) *High volatile bituminous coal from district No. 13.*

Size	Per ton 2,000 lbs.	Per ½ ton 1,000 lbs.	Per ¼ ton 500 lbs.
Lump	$11.30	$5.90	$3.08
Piper lump and empire lump from mine index 22 (DeBardeleben Coal Corp.)	12.60	6.55	3.40
Montevallo lump from mine index 6, Little Gem Coal Co., size groups 1 through 5, inclusive	12.95	6.73	3.49
Lump coal from mine index 18, Brilliant Coal Co.	11.40	5.95	3.10
Montevallo nut from mine index 6, Little Gem Coal Co., size groups 6, 8, and 10	12.05	6.28	3.26
Washed nut, from mine index 18, Brilliant Coal Co., size group 10	10.20	5.35	2.80
Stoker	9.55	5.03	2.64

Effective date. This amendment shall become effective as of April 9, 1946.

Issued April 16, 1946.

ALEXANDER HARRIS,
Regional Administrator.

[F. R. Doc. 46-7137; Filed, Apr. 29, 1946; 1:19 p. m.]

[Region IV Order G-18 Under SR 15, MPR 280 and MPR 329, Amdt. 5]

FLUID MILK IN ATLANTA REGION

For the reasons set forth in the opinion issued simultaneously herewith and under the authority vested in the Regional Administrator, Region IV, of the Office of Price Administration by § 1499.75 (a) (9) (ii) (c) of Supplementary Regulation 15 to the General Maximum Price Regulation, *It is hereby ordered*, That the above-named order be amended in the following respects:

(1) That section 14 (c), Area 3, Table 3, be amended by adding Table 3–A following the second proviso to read as follows:

The maximum price for approved fluid milk sold and delivered by any person at wholesale or retail in any type of container in the specific sizes hereinafter enumerated within Coahoma and Tunica Counties in the State of Mississippi shall be the maximum prices set forth in Table 3–A below:

TABLE 3-A

Type	Container size or quantity	Wholesale (cents)	Retail (cents)
Whole milk	Quart	15	17
	Pint	8	9
	½ pint	4½	5
Buttermilk	Quart	9	11
	Pint	5	6

Provided, That these maximum prices shall remain in effect only so long as the milk distributors selling and delivering milk in the named counties shall import more than 50% of their milk supply from areas located beyond the boundaries of the Clarksdale, Tunica, Northern Mississippi and Memphis, Tennessee, Milk Sheds. Each seller of milk governed by this Table 3–A shall file with the Mississippi District Office, Jackson, Mississippi, a report setting forth the following information: the total quantity by volume of milk sold by him in the area during the preceding calendar month and the quantity by volume of milk importing from outside the Clarksdale, Tunica, Northern Mississippi and Memphis, Tennessee, Milk Sheds during such calendar month indicating in each instance the sources of supply of such importing milk. This report shall be filed within ten days following the close of the calendar month. Whenever the supply of milk from the Clarksdale, Tunica, Northern Mississippi and Memphis, Tennessee, Milk Sheds exceeds 50% of the total supply the Regional Administrator may revoke this pricing table and restore the prices set forth in Table 3.

Provided further, The adjusted maximum wholesale or retail price of plain buttermilk, cultured or churned, sold or delivered in Tunica County in the quart and pint sizes shall be the maximum price named in Table 3–A above or the maximum price established under the General Maximum Price Regulation or Maximum Price Regulation 280, whichever is higher.

(2) Section 17 is amended as follows: Immediately following the Table of Counties in section 17 the following paragraph shall be added:

Provided, The alternative maximum prices payable to producers by purchasers of "milk" whose bottling plants are located in Coahoma and Tunica Counties, Mississippi, shall be $4.40 per cwt. or .378¢ per gallon for "milk" with a 4% butterfat content, f. o. b. bottling plant.

This provision shall be effective so long as Table 3–A in section 14 (c), Area 3, shall be operative.

This amendment shall become effective April 3, 1946. Issued: April 3, 1946.

JOHN D. MOSBY,
Acting Regional Administrator.

Approved: by T. G. STITTS,
for the Secretary of Agriculture.

[F. R. Doc. 46-7135; Filed, Apr. 29, 1946; 1:18 p. m.]

[Region IV Order G-47 Under 18 (c)]

SOUTHERN NAVAL STORES SUPPLY CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. G-47 under § 499.18 (c) of General Maximum Price Regulation. Adjustment of maximum prices because of local shortage. Docket No. IV-18 (c)-266.

For the reasons set forth in the accompanying opinion issued simultaneously herewith and pursuant to § 1499.18 (c) of the General Maximum Price Regulation; *It is ordered:*

(a) That on and after the effective date of this order, Southern Naval Stores Supply Company, Jacksonville, Florida, shall not sell, or offer to sell, the commodities covered by this order at prices higher than the following established maximum prices for the listed commodities:

Commodity	At wholesale	At retail
Flat straight aprons (1⅛ x 8) (1⅛ x 9) (1⅛ x 10)	$7.02	$7.81
Flat gutter strips (2½" to 3" in widths) (24" to 30" lengths)	7.02	7.81
Concave aprons (2" to 3" in width) (8" to 14" in length)	7.02	7.81
Formed gutters (cut to size and crimped)	7.02	7.81
The above prices are per 100-lbs. net weight f. o. b. Jacksonville, Fla., packed in 50-pound bundles and marked as to sizes.		
Cone cups (bird eye) (per M) galvanized steel medium weight	51.20	55.95
Flat bottom cups, galvanized steel med. wt. roll edge	49.70	54.45
No. 0 cup covers per doz	4.43	4.88
No. 1, 2, 3 cup covers per doz	6.66	7.32

For the purposes of this order a sale at wholesale is a sale to a dealer for resale, and a sale at retail is a sale to an ultimate consumer.

The maximum prices set forth in the foregoing schedule include adjustments made on account of the recent increases in the price of steel.

(b) The maximum prices of any reseller of the commodities covered by this order are hereby increased by the dollar-and-cents amounts by which their actual dollar-and-cents costs are increased as a result of this order, and Supplementary Order 153 shall not apply.

(c) All customary discounts, allowances and differentials as to different classes of purchasers on sales of the foregoing listed commodities shall be maintained by both the producer and any reseller.

(d) All requests for adjustment made by the Southern Naval Stores Supply Company and not herein specifically granted are hereby denied, subject to all rights to further administrative consideration pursuant to Revised Procedural Regulation No. 1.

(e) This order may be amended, revised or revoked at any time by the Office of Price Administration.

A copy of this order has been filed in this office today where it may be inspected by the public.

This order shall become effective immediately.

Issued this 8th day of April 1946.

JOHN R. DEKLE, Jr.,
Acting Regional Administrator.

[F. R. Doc. 46-7134; Filed, Apr. 29, 1946; 1:18 p. m.]

[Kansas City Order G-2 Under Gen. Order 68]

BUILDING MATERIALS IN GREENE COUNTY, MO.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to the provisions of General Order No. 68, it is hereby ordered:

SECTION 1. *What this order does.* This order establishes maximum prices for all retail sales of certain building materials specifically described in Appendix A of this order when such sales are made in Greene County, Missouri.

SEC. 2. *Definitions.* 1. The term "retail sales" as used in this order means any sale of the building materials covered by this order to an ultimate user or to a contractor who will resell the same on an installed basis.

2. Free delivery zones: The term "free delivery zone" as used in this order includes all points within a radius of five miles from the place from which delivery is made and any point within the corporate limits of the city of Springfield, Missouri, or within two miles of the corporate limits of said city.

SEC. 3. *Maximum prices.* Maximum prices for commodities subject to this order are those set forth in Appendix A hereof, which is specifically made a part of this order, subject to the terms and conditions of sale and other limitations set forth therein.

SEC. 4. *The relation of this order to other regulations.* The maximum prices as fixed by this order supersede any maximum prices or price determining method previously established by any other regulation or order issued by the Office of Price Administration for the commodities covered by this order.

SEC. 5. Each seller making sales subject to this order shall post a copy of Appendix A of this order plainly visible to all purchasers in each of his places of business located in the area covered by this order.

SEC. 6. *Invoices and notification.* Each seller making a sale subject to this order shall, if requested by any purchaser of commodities subject hereto, make available to such purchaser for inspection a copy of this order. Each seller covered by this order is required to furnish each purchaser an invoice at the time of sale, which must contain the following information:

1. Name and address of the purchaser.
2. A description of each commodity sold.
3. The quantity of each commodity sold.
4. The price charged for each commodity sold.
5. The type of sale, whether f. o. b. railroad car, f. o. b. seller's yard or store, delivered to job site in free delivery area or delivered outside free delivery area.
6. If delivery is made outside the seller's free delivery zone, the amount of any delivery charges made stated separately on the invoice.
7. A statement of cash discounts allowed for prompt payment.
8. A separate statement of any amount added for the extension of credit.

Each seller is required to keep a duplicate of such invoice in his place of business, and make it available for inspection by the Office of Price Administration during regular business hours.

SEC. 7. *Addition of increase in supplier's prices prohibited.* The maximum prices set out by this order may not be increased by a dealer to reflect increases in purchase costs or in supplier's maximum prices occurring after the effective date hereof; but increases in the maximum prices established hereby to reflect such increases are within the discretion of the District Director.

SEC. 8. *What this order prohibits.* Regardless of any obligation, contract or other agreement no person shall:

1. Sell, or in the course of trade or business buy, building materials at higher prices than the maximum prices fixed by this order; but less than the maximum prices may at any time be charged, paid or offered.

2. Obtain higher than maximum prices by:

(i) Making a charge for delivery of building material items delivered within the free delivery zone hereinafter defined;

(ii) Making a charge for delivery outside the free delivery zone in excess of that provided by this order;

(iii) Making a charge higher than this order authorizes for the extension of credit;

(iv) Failure to give the discounts required by this order for prompt payment;

(v) Using any tying agreement or requiring that the buyer purchase anything in addition to the building materials requested by him; or

(vi) Using any other device by which a higher than maximum price is obtained directly or indirectly.

SEC. 9. *Enforcement.* 1. Persons violating any provisions of this order are subject to civil and criminal penalties, including suits for treble damages provided for by the Emergency Price Control Act of 1942, as amended.

2. Persons who have any evidence of any violation of this order are urged to communicate with the Kansas City District Office of the Office of Price Administration.

SEC. 10. *Building materials not covered by this order.* There are building materials sold and delivered in the area covered by this order which are not included in, and for which prices are established in this order. The maximum prices for such building materials, when sold by any person covered by this order, shall continue to be determined under the applicable Maximum Price Regulation. Sellers who are in doubt as to the regulation applicable to such building materials should consult the Kansas City District Office of the Office of Price Administration.

This order may be amended or revoked at any time by the Office of Price Administration.

This order shall become effective April 16, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; and E.O. 9328, 8 F.R. 4681)

Issued at Kansas City, Missouri, this 16th day of April 1946.

J. G. CALLAWAY,
District Director.

APPENDIX A—MAXIMUM PRICES FOR RETAIL SALES OF CERTAIN BUILDING MATERIALS WHEN SUCH SALES ARE MADE IN GREENE COUNTY, MISSOURI

[Maximum prices in dollars per selling unit]

Item	When sold in quantities of	Selling unit	Delivered in free delivery zone
Plaster, hard wall	LCL	100-lb. bag	$1.15
	CL or more	Ton	19.90
Plaster, gauging	LCL	100-lb. bag	1.25
	CL or more	Ton	21.50
Plaster, moulding	LCL	100-lb. bag	1.25
	CL or more	Ton	21.50
Keene's cement	1 bag or more	100-lb. bag	1.75
Finishing lime	LCL	50-lb. bag	.55
	LCL	100-lb. bag	.85
	CL or more	Ton	16.65
Gypsum lath, ⅜"	Sq. ft. or more	Sq. ft	.03
Metal lath 2.5 lb. copper bearing painted diamond mesh.	1 sq. yd. or more	Sq. yd	.297
Metal lath 2.5 lb. painted diamond mesh (not copper bearing).	1 sq. yd. or more	Sq. yd	.287
Metal lath 3.4 lb. copper bearing painted diamond mesh.	1 sq. yd. or more	Sq. yd	.31
Metal lath 3.4 lb. painted diamond mesh (not copper bearing).	1 sq. yd. or more	Sq. yd	.30
Metal lath, corner bead, expanded type.	1 linear ft. or more	Linear ft	.04
Metal lath, corner bead, not expanded.	1 linear ft. or more	Linear ft	.03
Portland cement standard paper bags.	LCL	94-lb. bag	.75
	CL or more	376-lb. bbl	2.75
Portland cement standard cloth[1]	LCL	94-lb. bag	.80
	CL or more	376-lb. bbl	2.95
Masonry cement paper bags	LCL	67-lb. bag	.68
	CL or more	268-lb. bbl	2.35
Masons hydrated lime	LCL	50-lb. bag	.45
	CL or more	Ton	15.00
Waterproof cement gray	1 bag or more	94-lb. bag	.95
Gypsum block partition 3", hollow.	LCL	Sq. ft	$0.115
	CL or more	Sq. ft	.105
Gypsum block partition 4", hollow.	LCL	Sq. ft	.13
	CL or more	Sq. ft	.12
Gypsum block partition 6", hollow.	LCL	Sq. ft	.21
	CL or more	Sq. ft	.20
Masonite ¼" tempered	Any amount	1,000 sq. ft	100.00
Masonite ¾" untempered	Any amount	1,000 sq. ft	77.00
Fibre insulation ½" standard lath and board.	Any amount	1,000 sq. ft	48.00
Fire brick 9" straight first quality	Less than 500	1,000	85.00
	500 or more	1,000	80.00
Fire clay	1 bag or more	100-lb. bag	1.50
Clay drain tile 4"	LCL	Linear ft	.08
	CL or more	Linear ft	.065
Clay drain tile 6"	LCL	Linear ft	.12
	CL or more	Linear ft	.10
Vitrified clay sewer pipe No. 1SS-4"	LCL	Linear ft	.20
	CL or more	Linear ft	.17
Vitrified clay sewer pipe No. 1SS-6"	LCL	Linear ft	.28
	CL or more	Linear ft	.225
Flue lining 9" x 9"	1 ft. or more	Linear ft	.58
Flue lining 9" x 13"	1 ft. or more	Linear ft	.54
Flue lining 13" x 13"	1 ft. or more	Linear ft	.72
Gypsum wall board ⅜"	1 sq. ft. or more	1,000 sq. ft	34.33
Gypsum wall board ⅜"	1 sq. ft. or more	1,000 sq. ft	40.00
Gypsum wall board ½"	1 sq. ft. or more	1,000 sq. ft	43.75
Gypsum sheathing ½", water repellent.	1 sq. ft. or more	1,000 sq. ft	49.40
Gypsum sheathing ½", not water repellent.	1 sq. ft. or more	1,000 sq. ft	37.50

[1] 10¢ refund to be given for the return of each empty bag in serviceable condition.

1. *Terms of sale.* Maximum prices hereinabove established are subject to the following cash discount:

(a) For sellers who were in business during March 1942, the same cash discount they had in effect during March 1942 for each quantity and type of sale made.

(b) For sellers who were not in business during March 1942, the cash discount which their most closely competitive seller who was in business during March 1942 is required to make under the provisions of this order.

2. *Additions for the extension of credit.* The following additions for the maximum prices hereinabove established may be made for the extension of credit beyond 30 days.

(a) Sellers who were in business during March 1942 are permitted to add to prices established hereinabove for the extension of credit beyond a period of 30 days the same additions that they had in effect during March 1942 for the same type and quantity of sale. If no extra charges were made for the extension of credit during March 1942, none may be added.

(b) Sellers who were not in business during March 1942 are permitted to make the same charge for the extension of credit which their most closely competitive seller is permitted to make under the provisions of this order.

3. The following delivery charges may be made when delivery is made outside the free delivery zone hereinabove described of all commodities subject to this order.

(a) For sellers who were in business during March 1942, the same delivery charge they had in effect during March 1942 for each type and quantity of sale made.

(b) For sellers who were not in business during March 1942, the delivery charge which their most closely competitive seller, who was in business during March 1942, may make under the provisions of this order.

4. *State sales tax.* Sellers may add to the prices listed in this Appendix A any sales taxes required to be collected by state law. These taxes shall be separately stated in the dealer's invoice, sales slip or receipt.

[F. R. Doc. 46-7138; Filed, Apr. 29, 1946; 1:19 p. m.]

[Little Rock Order G-2 Under Gen. Order 68]

BUILDING MATERIALS IN SEBASTIAN AND CRAWFORD COUNTIES, ARK.

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order No. 68, *It is hereby ordered:*

SECTION 1. *What this order does.* This order establishes maximum prices for all retail sales of certain building materials specifically described in Appendix A of this order when such sales are made in the geographical area comprising Sebastian and Crawford Counties, Arkansas.

SEC. 2. *Definition of retail sales.* The term "retail sale" as used in this order means any sale of the building materials covered by this order to an ultimate user or to a contractor who will resell the same on an installed basis.

SEC. 3. *Maximum prices.* Maximum prices for commodities subject to this order are those set forth in Appendix A, which is specifically made a part of this order, subject to the terms and conditions of sale and other limitations set forth therein.

SEC. 4. *The relation of this order to other regulations.* The maximum prices fixed by this order supersede any maximum prices or price determining method previously established by any other regulation or order issued by the Office of Price Administration for the commodities covered by this order.

SEC. 5. Each seller making sales subject to this order shall post a copy of Appendix A of this order plainly visible to all purchasers in each of his places of business located in the area covered by this order.

SEC. 6. *Invoices and notification.* Each seller making sales subject to this order shall, if requested by any purchaser of commodities subject hereto, make available to such purchaser for inspection a copy of this order. Each seller covered by this order is required to furnish each purchaser with an invoice at the time of sale, which must contain the following information:

1. Name and address of the purchaser, and place of delivery if different from purchaser's address.
2. A description of each commodity sold, using description in Appendix "A".
3. The quantity of each commodity sold.
4. The price charged for each commodity sold.

5. The type of sale, whether f. o. b. railroad car, f. o. b. seller's yard or store, delivered to job site in free delivery area, or delivered outside free delivery area.

6. If delivery is made outside the seller's free delivery zone, the amount of any delivery charges made stated separately on the invoice.

7. A statement of cash discounts allowed for prompt payment.

Each seller is required to keep a duplicate of such invoice in his place of business, and make it available for inspection by the Office of Price Administration during regular business hours.

This order may be amended or revoked at any time by the Office of Price Administration.

This order shall become effective March 15, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; and E.O. 9328, 8 F.R. 4681)

Issued at Little Rock, Arkansas, this 8th day of March 1946.

ROBERT P. HALL,
District Director.

APPENDIX A—MAXIMUM PRICES FOR RETAIL SALES OF SPECIFIED BUILDING MATERIALS WHEN MADE IN SEBASTIAN AND CRAWFORD COUNTIES, ARK.

Name of item	Selling unit	Maximum prices for sales F. O. B. plant, store or delivered within free delivery zone
Asbestos-cement roofing shingles:		
Economy cut, colors other than green	100 sq. ft	$10.00
Economy cut, green	100 sq. ft	10.50
American method, gray	100 sq. ft	16.65
American method, green	100 sq. ft	17.45
Asbestos-cement siding:		
12" x 24" or 27" white, plain	100 sq. ft	9.00
12" x 24" or 27" white, glazed	100 sq. ft	9.75
12" x 24" or 27" gray	100 sq. ft	8.75
Asbestos-cement wallboard:		
3/16" "Flexboard"	Sq. ft	.12
5/16" all others	Sq. ft	.10
1/4"	Sq. ft	.10
1/8" "Flexboard"	Sq. ft	.105
Asphalt roofing:		
90# mineral surface	100 sq. ft. roll	2.55
45-lb smooth surface	100 sq. ft. roll	1.75
55-lb. smooth surface	100 sq. ft. roll	2.00
65-lb. smooth surface	100 sq. ft. roll	2.50
Asphalt shingles:		
210-lb. (3 in 1) thickbutt	100 sq. ft	5.77
167-lb. hexagon	100 sq. ft	4.60
9" x 12 3/4"	100 sq. ft	7.40
Asphalt or tarred felt:		
15-lb	Roll, 4 sq	2.45
30-lb	Roll, 2 sq	2.45
Brick:		
Face, rough texture, red	1,000	33.00
Face, rough texture, buff	1,000	35.00
Face, smooth, red	1,000	30.00
Face, smooth, gray	1,000	35.00
Face, scratch, Acme KR #270	1,000	30.00
Face, scratch, Acme KR #280	1,000	30.00
Fire, 9" straight, super duty	Each	.09
Fire, 9" straight, heavy duty	Each	.085
Fire, 9" straight, standard	Each	.08
Cap sheet roll, 68-lb	100 sq. ft. roll	2.50
Ceiling tile:		
12" x 12"	Sq. ft	.07
16" x 32"	Sq. ft	.06
Cement:		
Ever-set, liquid	100-lb	5.90
Keene's	100-lb. sack	1.75
Portland, standard (paper bags)	94-lb. bag	.75
Portland, quick setting (cloth)	94-lb. bag	1.05
Portland, white, standard (paper bags)	94-lb. bag	2.50

APPENDIX A—MAXIMUM PRICES FOR RETAIL SALES OF SPECIFIED BUILDING MATERIALS WHEN MADE IN SEBASTIAN AND CRAWFORD COUNTIES, ARK.—Continued

Name of item	Selling unit	Maximum prices for sales F. O. B. plant, store or delivered within free delivery zone
Clay drain tile:		
4"	L. ft	$0.08
6"	L. ft	.12
Deadening felt:		
9#-lb	450 sq. ft. roll	2.40
1-lb	450 sq. ft. roll	3.25
Fibre insulation board:		
1/2" standard lath and board	M. S. F	37.00
1/2" standard lath and board	M. S. F	45.00
25/32" asphalt sheathing	M. S. F	60.00
Fire clay, powder (paper bags)	100-lb. bag	1.25
Fine lining:		
4 1/2" x 9"	L. ft	.26
9" x 9"	L. ft	.35
4 1/2" x 13"	L. ft	.37
9" x 13"	L. ft	.50
13" x 13"	L. ft	.69
9" x 18"	L. ft	.65
13" x 18"	L. ft	.80
18" x 18"	L. ft	1.10
Gypsum block, partitions:		
3" hollow	Sq. ft	.10
4" hollow	Sq. ft	.12
Gypsum lath, 3/8"	M. S. F	25.00
Gypsum sheathing, 1/2"	M. S. F	41.00
Gypsum wallboard:		
1/2"	M. S. F	35.00
3/8"	M. S. F	37.50
1/2"	M. S. F	42.50
3/4" woodgrain interior	M. S. F	63.00
Insulating plank	M. S. F	60.00
Lime:		
Finishing (paper bag)	50-lb. sack	.60
Mason's hydrated (paper bag)	10-lb. bag	.20
Mason's hydrated (paper bag)	40-lb. bag	.45
Mason's hydrated (paper bag)	50-lb. bag	.55
Masonry mortar (paper sacks)	65-lb. sack	.63
Metal channel, cold rolled:		
3/4"	M. L. F	21.00
1 1/2"	M. L. F	26.00
Metal lath:		
2.2-lb. painted diamond mesh	Sq. yd	.23
2.2-lb. galvanized	Sq. yd	.26
2.5-lb. painted diamond mesh	Sq. yd	.25
2.5-lb. galvanized	Sq. yd	.27
3.4-lb. painted diamond mesh	Sq. yd	.25
3.4-lb. galvanized	Sq. yd	.295
2.5-lb. copper bearing	Sq. yd	.26
3.4-lb. copper bearing	Sq. yd	.275
2.75-lb. flat rib painted	Sq. yd	.265
3.4-lb. 3/8" high rib painted	Sq. yd	.285
3.4-lb. 3/8" high rib copper bearing	Sq. yd	.295
3.4-lb. 3/8" high rib galvanized	Sq. yd	.315
Corner bead, expanded type	M. L. F	42.00
Corner bead, wing type	M. L. F	32.00
Perfatape, 250'	Roll	3.00
Plaster:		
Hardwall (paper sacks)	100-lb. sack	1.10
Ganging (paper sacks)	100-lb. sack	1.25
Molding (paper sacks)	100-lb. sack	1.25
Bonding (paper sacks)	100-lb. sack	1.50
Plastic fire brick: Clay	100 lb	4.05
Roll brick corners	L. ft	.14
Roll brick siding	100 sq. ft	3.50
Roll brick soldier course	100 sq. ft	3.50
Roofing asphalt:		
12 1/2-lb	12 1/2-lb	.25
25-lb	25-lb	.50
50-lb	50-lb	1.00
100-lb	100-lb	1.50
Screen wire cloth, 18" x 11"		
Black	100 sq. ft	3.45
Galvanized	100 sq. ft	4.00
Sewer pipe, vitrified clay:		
4"	L. ft	.21
6"	L. ft	.29
8"	L. ft	.44
10"	L. ft	.62
12"	L. ft	.72
15"	L. ft	1.37
18"	L. ft	1.50
24"	L. ft	2.55
Slater's felt, 6-lb	500 ft. roll	1.25
Steel-Tex:		
Exterior	Sq. yd	$0.3625
Interior	Sq. yd	.28
Synthetic fiber board:		
Standard density 5/16", tempered	Sq. ft	.10
Standard density 3/16", untempered	Sq. ft	.08
Hard density 1/8", tempered	Sq. ft	.09
Hard density 1/8", untempered	Sq. ft	.07
Hard density 1/8", scored, tempered	Sq. ft	.125
Thermal Insulation:		
Blankets, paper backed, 2" thick	M. S. F	53.00
Blankets, paper backed, 4" thick	M. S. F	65.00
Batts, paper backed, 4" thick	M. S. F	65.00
Batts, paper backed, semi-thick	M. S. F	45.00
Loose in bags, plain (paper bag)	35-lb. bag	1.75
Loose in bags, nodulated (paper bag)	Lb	.045
Wall coping, vitrified clay:		
9"	L. ft	.25
13"	L. ft	.35

1. *Terms of sale.* Maximum prices hereinabove listed are subject to a 2% cash discount when sold to customers licensed by the Contractors General Licensing Board of the State of Arkansas, provided payment is made before the 10th day of the month following date of delivery.

2. *Additions for the extension of credit.* The following additions for the maximum prices hereinabove established may be made for the extension of credit beyond thirty (30) days:

(a) Sellers who were in business during March 1942 are permitted to add to prices established hereinabove for the extension of credit beyond a period of thirty (30) days the same additions that they had in effect during March 1942 for the same type and quantity of sale. If no extra charges were made for the extension of credit during March 1942, none may be added.

(b) Sellers who were not in business during March 1942 are permitted to make the same charge for the extension of credit which their most closely competitive seller is permitted to make under the provisions of this order.

3. *Free delivery zone,* as used in this order, includes all points within the geographical boundaries of Sebastian and Crawford Counties which are within a radius of ten (10) miles of the seller's place of business located within said counties.

4. *Additions for delivery outside the free delivery zone.* Where delivery is made outside the free delivery zone but within the area described herein, maximum prices hereinabove listed may be increased by a delivery charge not in excess of 20¢ per mile: *Provided, however,* That the mileage is computed on the basis of the nearest actual highway mileage from the point to which delivery is made to the nearest point located within the free delivery zone herein defined. No charge may be made for return trip.

[F. R. Doc. 46-7150; Filed, Apr. 29, 1946; 1:23 p. m.]

[Region V 2d Rev. SO 4 under RMPR 122]

SOLID FUELS IN DALLAS REGION

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to the authority vested in the Regional Administrator of Region V of the Office of Price Administration by § 1340.260 of Revised Maximum Price Regulation No. 122 and the Emergency Price Control Act of 1942, as amended, *It is ordered:*

(a) Dealers subject to General Orders issued by the Regional Administrator of Region V under Revised Maximum Price Regulation 122, which General Orders are listed in paragraph (b) of this order, are hereby permitted to increase the applicable maximum prices established therein for solid fuels by not more than ten cents (10¢) per net ton on sales in less than railroad car lots to purchasers other than resellers.

(b) *Orders affected.* The provisions of paragraph (a) above shall apply to the following Region V Orders as amended or revised which have been issued under Revised Maximum Price Regulation No. 122:

Order No. (revised):	Area
G-1	City of St. Louis and St. Louis County, Mo.
G-2	Cities of Kansas City, Mo., and Kansas City, Kans. and parts of the counties adjacent thereto.
G-3	City of Topeka and parts of Shawnee County, Kans., adjacent thereto.
G-4	City of Wichita and a part of Sedgwick County, Kans., adjacent thereto.
G-5	City of St. Joseph, Mo.
G-6	Cities of Cape Girardeau and Jackson, Mo.
G-7	City of Springfield, Mo.
G-8	City of Sedalia, Mo.

(c) Whenever applicable the definitions set forth in the General Orders described in (b) as amended or revised are incorporated by reference and made a part of this order.

(d) This Second Revised Supplementary Order No. 4 may be revoked, amended or corrected at any time.

(e) This Second Revised Supplementary Order No. 4 shall be retroactively effective as of April 1, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383; 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued at Dallas, Texas, this the 10th day of April 1946.

W. A. ORTH,
Regional Administrator.

[F. R. Doc. 46-7149; Filed, Apr. 29, 1946; 1:23 p. m.]

[Region VII Order G-17 Under SO 94]

RED CORDUROY BATHROBES IN DENVER REGION

Order No. G-17 under Supplementary Order No. 94. Maximum resale prices at specified levels for the named surplus war commodity. Docket No. 7-SO 94-11-34.

Pursuant to the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and sections 11 and 13 of Supplementary Order No. 94, as amended, and for the reasons set forth in the accompanying opinion, this Order No. G-17 is issued.

(a) *What this order does.* This Order No. G-17 establishes maximum resale prices at the specified levels for the particular war surplus commodity in question, when sold by any reseller.

(b) *Description of commodity.* This order covers only those red corduroy bathrobes, with belt, having thereon the insignia "MD-USA", which were heretofore duly declared to be a surplus war commodity, located at the Ameche, Colorado, Relocation Center, and there sold by the War Assets Administration.

(c) *Maximum resale prices at specified levels.* The maximum resale prices for the bathrobes in question, when sold by any reseller at the levels specified, shall be as follows:

	Each
(1) Sales f. o. b. shipping point to a retailer (wholesale level)	$3.50
(2) Sales f. o. b. shipping point to a consumer or an industrial user	5.00

(d) *Tagging with maximum price.* Every retailer, before selling or offering for sale any of the bathrobes in question to an ultimate consumer or industrial user, must tag each bathrobe, by any suitable means, with its maximum price, substantially as follows: "OPA ceiling price to consumer, $5.00."

(e) *Notice to reseller.* Any person who sells any of the bathrobes in question to a retailer must notify such retailer, either by a proper endorsement on his invoice or by a separate instrument in writing attached thereto, that the OPA ceiling price of such bathrobes to consumers or industrial users is $5.00 per bathrobe.

(f) *Geographical applicability.* This Order No. G-17 covers sales of the war surplus commodity in question only when made at the specified levels and within Region VII, which includes all of the States of Colorado, Montana, New Mexico, Utah, and Wyoming, and all that part of the State of Idaho lying south of the southern boundary of Idaho County, the County of Malheur in the State of Oregon, and all that part of the Counties of Mohave and Coconino in the State of Arizona lying north of the Colorado River.

(g) *Licensing.* The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this regulation or order. A seller's license may be suspended for violation of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

(h) *Right to revoke or amend.* This order may be revoked, modified, or amended at any time by the Price Administrator or the Regional Administrator.

Effective date. This Order No. G-17 shall become effective on the 5th day of April 1946.

Issued this 5th day of April 1946.

RICHARD Y. BATTERTON,
Regional Administrator.

[F. R. Doc. 46-7159; Filed, Apr. 29, 1946; 1:35 p. m.]

[Region VII Order G-18 Under SO 94]

NEW METAL WORK BENCHES IN DENVER REGION

Order No. G-18 under Supplementary Order No. 94. Maximum resale price at specified level for the named surplus war commodity. Docket No. 7-SO 94-11-35.

Pursuant to the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and sections 11 and 13 of Supplementary Order No. 94, as amended, and for the reasons set forth in the accompanying opinion, this Order No. G-18 is issued.

(a) *What this order does.* This Order No. G-18 establishes the maximum resale price at the specified level for the particular war surplus commodity in question, when sold by any reseller.

(b) *Description of the commodity.* New metal work bench, with folding legs fastened at each end and folding in toward center; two detachable channel iron braces 1/16" x 5" x 1". When erected this work bench stands 33" high, is 72" long and 29" wide. These work benches were heretofore duly declared to be a war surplus commodity, and as such they were sold by the War Assets Administration while located at Ogden, Utah.

(c) *Maximum resale price at specified level.* The maximum resale price for the work bench in question when sold by any reseller, f. o. b. his shipping point or place of delivery, to an ultimate consumer or user, shall be $33.00 each.

(d) *Tagging with maximum price.* Every reseller, before selling or offering for sale any of the work benches in question to an ultimate consumer or user, must tag such work bench, by any suitable means, with its maximum price, substantially as follows: "OPA ceiling price to consumer, $33.00."

(e) *Geographical applicability.* This Order No. G-18 covers sales of the war surplus commodity in question only when made at the specified level and within Region VII, which includes all of the States of Colorado, Montana, New Mexico, Utah, and Wyoming, and all that part of the State of Idaho lying south of the southern boundary of Idaho County, the County of Malheur in the State of Oregon, and all that part of the Counties of Mohave and Coconino in the State of Arizona lying north of the Colorado River.

(f) *Licensing.* The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this regulation or order. A seller's license may be suspended for violation of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

(g) *Right to revoke or amend.* This order may be revoked, modified, or

amended at any time by the Price Administrator or the Regional Administrator.

Effective date. This Order No. G–18 shall become effective on the 8th day of April 1946.

Issued this 8th day of April 1946.

HAROLD O. HILL,
Acting Regional Administrator.

[F. R. Doc. 46–7160; Filed, Apr. 29, 1946; 1:35 p. m.]

[Region VIII Order G–4 under Gen. Order 68]

BUILDING MATERIALS IN LOS ANGELES COUNTY, CALIF.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of the Office of Price Administration by section (a) of General Order No. 68, it is hereby ordered:

(a) *What this order does.* This order establishes maximum prices for every retail sale in Los Angeles County, California, of the building materials specified in Appendix A attached to this order.

(b) *Maximum prices.* The maximum price for a retail sale of any item listed in Appendix A shall be the price therein stated. In the case of such a sale, no person shall sell or deliver, offer to sell or deliver, and no person in the course of trade or business shall buy or receive any such item at a price higher than the maximum price therefor. Prices lower than the maximum prices may, of course, be charged or demanded.

(c) *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order.

(d) *Posting of maximum prices.* Every person making sales subject to this order shall post a copy of the list of maximum prices fixed by this order in each of his places of business in the area covered by this order in a manner plainly visible to all purchasers.

(e) *Records and invoices.* Every person making sales subject to this order must keep a record showing in respect to each sale the identity of each item sold (sufficiently specific to permit the maximum price to be determined, and including the quantity and size), the unit price, the date of sale, the names and addresses of the buyer and the seller, and the total price. Delivery charges, if any shall be shown separately. Each seller shall also furnish each customer at the time of sale or delivery an invoice or sales slip on which is shown the same information. These records and duplicates of such invoices or sales slips shall be kept by each seller at his place of business for so long as the Emergency Price Control Act of 1942, as amended, shall remain in effect, and shall be available for inspection by the Office of Price Administration.

(f) *Definitions.* (1) "Retail sale" means a sale to an ultimate user or to any person (such as a contractor) for resale on an installed basis.

(g) This order may be modified or revoked at any time.

This order shall become effective April 7, 1946.

Issued this 25th day of March 1946.

GUY R. KINSLEY,
Acting Regional Administrator.

APPENDIX A
LOS ANGELES COUNTY

The following are maximum prices for retail sales in Los Angeles County of the building materials named below. These prices are subject to discount and delivery allowances as follows:

Discounts. Every seller shall apply to these prices the discounts, allowances, and other price differentials established by the General Maximum Price Regulation for each class of customer, except that in the case of retail sales to contractors and subcontractors for resale on an installed basis, the discount shall be that stated in this appendix which is to be allowed for cash payment on or before the tenth day of the month following the date of sale.

Deliveries. For deliveries made to a delivery point within 5 miles from a seller's nearest place of business, no charge may be made except for sales of less than 1,500 square feet of insulation materials or of less than 2 tons of other kinds of materials; for such sales $1.00 may be charged. For deliveries made to more distant points a charge at the rate of $1.50 per half-hour of required delivery time may be made for each necessary truck trip.

Item	Unit of sale	Maximum price	Discount to contractors and subcontractors
			Percent
Plaster:			
Hard wall	100-lb. sack	$0.85	5
Gauging	100-lb. sack	.91	5
Casting	100-lb. sack	.91	5
Keene cement	94-lb sack	1.65	5
Lime:			
Quick	60-lb. sack	.85	5
Processed	60-lb. sack	.85	5
Hydrate	50-lb sack	.70	5
Stucco:			
Interior	100-lb. sack	1.50	5
Exterior	100-lb. sack	1.50	5
Stucco wire netting	50 sq. yd. roll	9.75	5
Gypsum lath:			
3/8"	Sq. yd	.215	5
5/16"	Sq. yd	.205	5
Metal lath:			
2.5 dia. painted	Sq. yd	.28	5
2.5 dia. painted, copper bearing	Sq. yd	.26	5
2.5 dia. galvanized	Sq. yd	.27	5
3.4 dia. painted	Sq. yd	.27	5
3.4 dia. painted, copper bearing	Sq. yd	.28	5
3.4 dia. galvanized	Sq. yd	.31	5
Metal corner bead (Regular) (1,000 gauge)	Lin. ft	.03	5
			Cents
Cement:			
Portland, regular	94-lb. sack	.65	2½
Waterproof	94-lb. sack	.70	2½
Early strength	94-lb. sack	.225	2½
White	94-lb. sack	2.00	2½
Atlas, regular	94-lb. sack	2.00	2½
Atlas, waterproof	94-lb. sack	2.25	2½
White Calaveras, regular	94-lb. sack	2.00	2½
White Calaveras, waterproof	94-lb. sack	2.25	2½
			Percent
White sand	100-lb	.60	5
Fire brick, 9" straight first quality:			
Less than 1,000	1,000	90.00	Net
		1.06	Net
Fire clay	100-lb. bags		
Clay drain tile:			
3"	Ft	.09	Net
4"	Ft	.10	Net
6"	Ft	.15	Net
Vitrified sewer pipe:			
1 SS 4"	Ft	.25	Net
1 SS 6"	Ft	.30	Net
Flue lining:			
9" x 9"	2 ft	.85	Net
8½" x 12½"	2 ft	1.30	Net
13" x 13"	2 ft	1.80	Net
Terra-cotta chimney pipe:			
5" bell	Each	$0.70	Net
4" bell	Each	.60	Net
4" straight	Each	.60	Net
4" tee	Each	1.20	Net
5" straight	Each	.70	Net
5" tee	Each	1.40	Net
6" bell	Each	.80	Net
6" straight	Each	.80	Net
6" tee	Each	1.60	Net
Gypsum wallboard:			
¼"	1,000 sq. ft	35.00	2
⅜"	1,000 sq. ft	37.50	2
½"	1,000 sq. ft	40.00	2
Gypsum sheathing, ½" (Gyplath).	1,000 sq. ft	42.50	2
Roofing:			
45-lb. roll	Roll (100 sq. ft.)	1.45	2
55-lb. roll	Roll (100 sq. ft.)	1.65	2
65-lb. roll	Roll (100 sq. ft.)	1.75	2
90-lb. roll, surfaced slate.	Roll (100 sq. ft.)	2.00	2
Diamond Point or comparable.	Roll (100 sq. ft.)	2.30	2
Asphalt shingles:			
167-lb. standard hex. square.		4.10	2
210-lb. thick butt square.		5.50	2
Asphalt sheathing No. 8, 35-lb. roll.	Roll (500 sq. ft.)	1.80	5
Rosin-sized sheathing:			
20-lb. roll	Roll (500 sq. ft.)	1.20	5
30-lb. roll	Roll (500 sq. ft.)	1.60	5
Kraft sheathing	Roll (500 sq. ft.)	2.00	5
Sat. felt:			
15-lb.	Roll (324 sq. ft.)	1.50	5
30-lb.	Roll (216 sq. ft.)	2.25	5
Fiber insulating board or lath:			
½" Standard	1,000 ft	47.50	5
⅝"	1,000 ft	37.50	5
Fiber board, tempered (Masonite) ¼" hard density, synthetic.	1,000 sq. ft	85.00	2
Thermal insulation blankets, (paper backed) rock wool:			
Single 1"	1,000 sq. ft	42.50	2
Medium 2"	1,000 sq. ft	45.00	2
Thick 3½"	1,000 sq. ft	67.50	2
Expanded mica insulation.	Bag (4 cu. ft.)	1.05	2
Lime putty	250-lb. bbl	[1] 1.60	5

[1] Refundable deposit equal to cost of barrel may be added.

[F. R. Doc. 46–7157; Filed, Apr. 29, 1946; 1:34 p. m.]

[Region VIII Order G–11 Under Supp SR 43 to RMPR 165]

CONTRACT SERVICES CONNECTED WITH THE BALING OF ALFALFA HAY IN MARICOPA COUNTY, ARIZONA

For the reasons set forth in the accompanying opinion and pursuant to authority conferred upon the Regional Administrator by § 1499.676 (a) of Revised Supplementary Service Regulation No. 43 to Revised Maximum Price Regulation No. 165, as amended, *It is hereby ordered:*

(a) The maximum price which any independent contractor may charge for service rendered in connection with the baling of alfalfa hay shall be $4.00 per ton.

This price includes all labor and equipment necessary to perform the service of picking up from windrows, baling, including the furnishing of wire, and depositing hay in bunches of not less than 10 bales.

(b) The area covered by this order shall be all of Maricopa County, Arizona.

(c) This order may be amended, corrected, or revoked at any time.

This order shall become effective April 5, 1946.

Issued this 5th day of April 1946.

BEN C. DUNIWAY,
Regional Administrator.

[F. R. Doc. 46–7156; Filed, Apr. 29, 1946; 1:34 p. m.]

SECURITIES AND EXCHANGE COMMISSION.

JOHN A. KAYE & CO. AND CHARLES MASSIE & CO.

ORDER GRANTING MOTION FOR CONSOLIDATION OF PROCEEDINGS, DENYING REQUEST FOR ORAL ARGUMENT, AND POSTPONING HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 26th day of April A. D. 1946.

In the matter of John A. Kaye, doing business as John A. Kaye & Co., 72 Wall Street, New York 5, N. Y., and in the matter of Charles A. Massie, doing business as Charles Massie & Co., 32 Broadway, New York 4, N. Y.

The Commission having by order instituted the following proceedings pursuant to section 15 (b) of the Securities Exchange Act of 1934:

(1) A proceeding on the questions of postponement and denial of registration as a broker-dealer of John A. Kaye, doing business as John A. Kaye & Co.; and

(2) A proceeding on the questions of suspension and revocation of registration as a broker-dealer of Charles A. Massie, doing business as Charles Massie & Co.;

Counsel for the Trading and Exchange Division of the Commission having moved that the above proceedings and hearings thereon be consolidated; counsel for respondent, Charles A. Massie, doing business as Charles Massie & Co., having requested oral argument on said motion; and counsel for John A. Kaye, doing business as John A. Kaye & Co., having requested a postponement of one week of hearings scheduled to be held at the Commission's New York Regional Office on April 30, 1946;

It appearing that the proceedings above named involve common questions of law and fact, and that duplication of effort and expense and unnecessary delay may be avoided if the hearings on said matters are consolidated; and

It appearing from the allegations and contentions presented in briefs of counsel for respondents filed in opposition to the motion for consolidation that no substantial questions exist respecting the appropriateness of consolidating the above named proceedings, and that oral argument on the motion to consolidate is accordingly not necessary or appropriate;

It is ordered, That the proceedings above referred to be and they hereby are consolidated and that the request for oral argument on the motion for consolidation be and it is hereby denied; and

It is further ordered, That the consolidated hearings in these proceedings be and they hereby are postponed until May 7, 1946, at 10:00 a. m. at the New York Regional Office of the Commission.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46–7294; Filed, May 1, 1946; 9:57 a. m.]

[File No. 31–542]

PRESTON-SHAFFER MILLING CO.

NOTICE OF FILING OF APPLICATION FOR EXEMPTION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 30th day of April, A. D. 1946.

Notice is hereby given that an application has been filed with this Commission, requesting an exemption pursuant to section 3 (a) (3) of the Public Utility Holding Company Act of 1935, by Preston-Shaffer Milling Company ("Preston-Shaffer"), a corporation not registered as a holding company.

Notice is further given that any interested person may, not later than May 16, 1946 at 5:30 p. m. e. d. t., request the Commission in writing that a hearing be held on such filing, stating the reasons for such request and the nature of his interest, or may request that he be notified if the Commission should order a hearing thereon. At any time thereafter, said application as filed or as amended may be granted. Any such request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania.

All interested persons are referred to said application, which is on file in the office of this Commission, for a statement of the allegations therein contained, which are summarized as follows:

Preston-Shaffer is organized under the laws of the State of Washington and represents that it is primarily engaged in the manufacture of flour and its by-products, and that incident to its principal business it is the owner and operator of a distribution system for electric light and power, located in Umatilla County, Oregon; that the applicant has organized Athena Light and Power Company ("Athena") under the laws of the State of Oregon with $42,300 par value of common stock, of which Preston-Shaffer owns $42,000 par value, for the purpose of taking over and operating the aforementioned electric distribution system; that Athena serves the towns of Athena and Weston, Oregon, and the farming community within a radius of five miles of Athena; that the total assets of Athena as of January 1, 1946, amount to $54,408.85 out of Preston-Shaffer's total consolidated assets of $2,607,409.93; that the percentage of total net income before taxes which was derived from utility operations during the years ending June 30, 1943, 1944, and 1945, has not exceeded seven per cent, and that Preston-Shaffer does not own directly or indirectly 5% or more of the voting stock of any other public utility company or of any public utility holding company.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46–7368; Filed, May 2, 1946; 10:51 a. m.]

[File No. 70–1259]

UNION ELECTRIC CO. OF MISSOURI

ORDER GRANTING APPLICATION AND PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 30th day of April 1946.

Union Electric Company of Missouri, a registered holding and operating subsidiary company, has filed an application and declaration and amendments thereto pursuant to the applicable provisions of the Public Utility Holding Company Act of 1935, by Rule U-50 of 130,000 shares of new cumulative Preferred Stock to be designated $_____ Series of the stated value of $100 per share, (b) the redemption of all of its presently outstanding 130,000 shares of Cumulative $5 Preferred Stock, of the stated value of $100 per share, at their redemption price of $110 per share; and (c) in connection with such redemption, to offer to the present holders of the $5 Preferred Stock an opportunity to exchange such stock for new preferred stock upon terms more fully set forth in said application and declaration; and

Union Electric Company of Missouri having agreed to a certain condition regarding a restriction upon the payment of common stock dividends and a public hearing having been held on said application and declaration, as amended, after appropriate notice, and the Commission having considered the record and having made its findings and opinion herein;

It is ordered, That the application and declaration, as amended, be and the same are hereby granted and permitted to become effective subject to the terms and conditions of Rule U-24 and to the following terms and conditions:

1. That the issue and sale of the preferred stock shall not be consummated until the results of the competitive bidding, pursuant to Rule U-50, have been supplied by amendment and a further order shall have been entered which order may contain such further terms and conditions as may then be deemed appropriate.

2. That so long as any shares of the presently outstanding Preferred Stock of the company or of the new series of Preferred Stock of the company remain outstanding, and until further order of the Commission upon application by the company, the company shall not pay any dividends on its common stock (other

than dividends payable in common stock) or make any distribution on, or purchase or otherwise acquire for value, any of the shares of its common stock (each and all of such actions being hereinafter embraced in the term "payment of common stock dividends") except as follows:

(a) If and so long as the ratio of the capital represented by the common stock, including premiums on the capital stock, of the company plus the consolidated surplus accounts of the company and its subsidiary, Union Electric Power Company (hereinafter referred to as the "subsidiary"), to the total capital of the company and the consolidated surplus accounts of the company and the subsidiary at the end of the second calendar month immediately preceding the date of the proposed payment of common stock dividends adjusted to reflect the proposed payment of common stock dividends (which ratio is hereinafter referred to as the "capitalization ratio") is not less than 25%, the company shall make no payment of common stock dividends which would reduce such capitalization ratio below 25% except to the extent permitted under paragraphs (b) and (c) below:

(b) If and so long as such capitalization ratio is 20% or more but less than 25% then the payment of common stock dividends, including the proposed payment, during the twelve months' period ending with and including the date of the proposed payment shall not exceed 75% of the consolidated net income of the company and the subsidiary applicable to the common stock of the company during the twelve calendar months ending with and including the second calendar month immediately preceding the date of the proposed payment of common stock dividends; and

(c) If and so long as such capitalization ratio is less than 20% then the payment of common stock dividends, including the proposed payment, during the twelve months' period ending with and including the date of the proposed payment shall not exceed 50% of the consolidated net income of the company and the subsidiary applicable to the common stock of the company during the twelve calendar months ending with and including the second calendar month immediately preceding the date of the proposed payment of common stock dividends.

For the purpose of the foregoing provisions, the terms "total capital of the company", "consolidated surplus accounts" and "consolidated net income" shall have the meanings set forth in the registration statement filed by Union Electric Company of Missouri under the Securities Act of 1933, as amended.

It is further ordered, That the ten-day period for inviting bids as provided in Rule U-50 be and the same is hereby shortened to a period of not less than seven days.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-7364; Filed, May 2, 1946; 10:51 a. m.]

[File No. 70-1264]

JOHN H. WARE, 3D

NOTICE OF FILING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 1st day of May 1946.

Notice is hereby given that an application has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 by John H. Ware, 3d; and

Notice is further given that any interested person may, not later than May 13, 1946, at 5:30 p. m., e. d. s. t., request the Commission in writing that hearing be held on such matter, stating the reasons for such request and the nature of his interest, or may request that he be notified if the Commission should order a hearing thereon. At any time thereafter, such aplications, as filed or as amended, may be granted as provided in Rule U-23 of the rules and regulations promulgated pursuant to said act, or the Commission may exempt such transactions as provided in Rules U-20 (a) and U-100 thereof. Any such request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania.

All interested persons are referred to said application which is on file in the offices of said Commission, for a statement of the transactions therein proposed which are summarized as follows:

Ware has entered into an agreement with the Harrisburg Trust Company, executor of the Estate of Robert Hall Craig, deceased, under which Ware has agreed to purchase the outstanding capital stock of Mount Carmel Citizens Gas Company, consisting of 300 shares, without par value, and the outstanding capital stock of Ashland Gas Light Company, consisting of 600 shares, without par value, for a cash consideration of $35,110 subject to adjustment for profits or losses to the closing date.

Mount Carmel Citizens Gas Company is a gas utility serving the Borough of Mount Carmel and Township of Mount Carmel in Northumberland County, Pennsylvania.

Ashland Gas Light Company is a gas utility serving the Townships of Ashland and Butler, and environs, in Schuylkill County, Pennsylvania.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-7365; Filed, May 2, 1946; 10:51 a.m.]

[File No. 70-1261]

AMERICAN GAS AND ELECTRIC CO. AND SCRANTON ELECTRIC CO.

SUPPLEMENTAL ORDER GRANTING APPLICATION AND PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 1st day of May A. D. 1946.

American Gas and Electric Company ("American"), a registered holding company, and its subsidiary, The Scranton Electric Company ("Scranton"), having filed a joint application and declaration and amendments thereto, pursuant to the Public Utility Holding Company Act of 1935, with respect to, among other things, the issue and sale by Scranton of 53,248 shares of its $100 par value preferred stock, and the sale by American of 1,214,000 shares of Scranton's reclassified $5 par value common stock, both in accordance with the competitive bidding requirements of Rule U-50; and

The Commission having by order dated April 18, 1946, granted the application and permitted the declaration to become effective, subject to the condition, among others, that the proposed issues and sales of securities not be consummated until the results of competitive bidding pursuant to Rule U-50 had been made a matter of record in these proceedings and a further order had been entered by the Commission in the light of the record so completed, jurisdiction having been reserved for this purpose; and

Applicants-declarants having, on May 1, 1946, filed a further amendment to the application-declaration stating that the preferred stock of Scranton had been offered for sale pursuant to the competitive bidding requirements of Rule U-50 and that the following bids had been received:

Bidder	Price per share to company	Dividend rate
		Per cent
Mellon Securities Corp.	100.19	3.45
Smith, Barney & Co.	100.65	3.40
The First Boston Corp.	100.159	3.40
Kidder, Peabody & Co.	100.07	3.40
Shields & Co., White, Weld & Co.	100.03	3.40

The amendment further stating that Scranton had accepted the bid of Mellon Securities Corporation for the preferred stock as set out above and that the stock will be offered for sale to the public at a price of $101.50 per share resulting in an underwriter's spread of $1.130 per share; and

The said amendment further stating that American had offered the common stock of Scranton for sale pursuant to the competitive bidding requirements of Rule U-50 and had received the following bids:

Bidder	Price per share to company
Mellon Securities Corp.	$21.319
The First Boston Corp.	21.099
Kidder, Peabody & Co.	20.60

The amendment further stating that American had accepted the bid of Mellon Securities Corporation for the common stock of Scranton as set out above and that the stock will be offered for sale to the public at a price of $22.50 per share resulting in an underwriters' spread of $1.181 per share; and

The Commission having examined the amendment and having considered the record herein and finding no basis for imposing terms and conditions with respect to such matters:

It is ordered, That the jurisdiction heretofore reserved with respect to the results of competitive bidding be, and the same hereby is, released, and that the amendment filed on May 1, 1946, to the application-declaration be, and hereby is, granted forthwith, subject, however, to the terms and conditions prescribed in Rule U-24.

It is further ordered, That the jurisdiction heretofore reserved over the legal fees and expenses of all counsel in connection with the transactions be continued.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-7369; Filed, May 2, 1946; 10:51 a. m.]

[File Nos. 70-1265, 70-731]

STANDARD POWER AND LIGHT CORP.

NOTICE OF FILING, ORDER FOR CONSOLIDATION OF PROCEEDINGS AND FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 1st day of May 1946.

Notice is hereby given that a declaration has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 by Standard Power and Light Corporation. All interested persons are referred to said declaration which is on file in the office of this Commission for a statement of the transactions therein proposed which are summarized as follows:

Standard Power and Light Corporation proposes to sell from time to time all or any part of the 1,160,000 shares of common stock of Standard Gas and Electric Company now owned by it, such sales to be either private sales for investment or to be made in the open or counter market as exempt transactions as defined in the Securities Act of 1933, in amounts and from time to time as may be determined by the Board of Directors of the Corporation, subject, if required, to authorization by the holders of common stock and common stock, series B.

It appearing to the Commission that it is appropriate in the public interest and in the interest of investors and consumers that a hearing be held with respect to said matters and that said declaration (File No. 70-1265) shall not become effective except pursuant to further order of this Commission; and

Standard Power and Light Corporation having heretofore filed a declaration proposing to sell from time to time all or any part of the 1,160,000 shares of common stock of Standard Gas and Electric Company now owned by it, such sales to be made for cash on the New York Stock Exchange (File No. 70-731) and the Commission having issued a notice of filing and order for hearing (Holding Company Act Release No. 4338), hearings having been held on the issues presented in that declaration, evidence having been presented by the parties;

It further appearing to the Commission that the present declaration may properly be consolidated with the proceedings heretofore filed (File No. 70-731) and that the evidence heretofore taken may properly be considered in connection with the present filing, subject to the right of the parties to supplement such evidence, as hereinafter provided; *It is ordered*, That:

1. A hearing in these proceedings shall be held at the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia, Pennsylvania, at 10 a. m., e. d. t., on the 15th day of May, 1946, in such room as may be designated on that day by the hearing room clerk in room 318. At such hearing cause shall be shown why said declaration shall become effective.

2. The declaration previously filed relative to the sale of this common stock (File No. 70-731) is hereby consolidated with the present declaration. Such consolidation shall be without prejudice to the Commission's right upon its own motion or the motion of any interested party, to separate in whole or in part any issues which may hereafter arise in these proceedings or to permit any interested party, for due cause, further to cross examine witnesses previously called in these proceedings or to introduce other relevant evidence where previous opportunity was not afforded for that purpose.

All persons desiring to be heard or otherwise wishing to participate in these proceedings shall notify the Commission in the manner provided in Rule XVII of the Commission's rules of practice on or before May 13, 1946.

It is further ordered, That the Secretary of this Commission shall serve notice of this order by mailing copies thereof by registered mail to Standard Power and Light Corporation, and that notice shall be given to all persons by publication thereof in the FEDERAL REGISTER.

It is further ordered, That without limiting the scope of the issues presented by said declaration, particular attention will be directed at the hearing to the following matters and questions:

1. Whether the proposed sale of the common stock of Standard Gas and Electric Company is consistent with all applicable provisions of the Public Utility Holding Company Act of 1935 and the rules and regulations promulgated thereunder.

2. Whether any terms or conditions are necessary or appropriate in the public interest or in the interests of investors or consumers or to prevent the circumvention of the provisions of the act or of any rules, regulations or orders thereunder.

It is further ordered, That Allen MacCullen or any other officer or officers of the Commission designated by it for that purpose shall preside at the hearings in such matter. The officer so designated to preside at any such hearing is hereby authorized to exercise all the powers granted to the Commission under section 18 (c) of the act and to a trial examiner under the Commission's Rules of Practice.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-7366; Filed, May 2, 1946; 10:51 a. m.]

[File No. 70-1267]

OHIO EDISON CO.

ORDER POSTPONING HEARING

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa. on the 1st day of May, A. D. 1946.

Ohio Edison Company, a registered holding company and a subsidiary of The Commonwealth & Southern Corporation, also a registered holding company, having filed an application-declaration, pursuant to sections 6 and 7 of the Public Utility Holding Company Act of 1935 and Rule U-50 promulgated thereunder, for approval of the issuance and sale at competitive bidding of 204,153 shares of its common stock;

The Commission having on April 17, 1946 issued its notice of filing and order for hearing scheduling a hearing on said application-declaration to be held on May 6, 1946 at 10:00 a. m., e. d. t., in the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania;

Ohio Edison Company having requested that said hearing be postponed from May 6 to June 5, 1946 and the Commission having considered such request and deeming it appropriate that it be granted:

It is ordered, That the hearing in this matter heretofore scheduled to be held on May 6, 1946 be, and hereby is, postponed to June 5, 1946 at the same time and place and before the same trial examiner as heretofore designated.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-7367; Filed, May 2, 1946; 10:51 a. m.]

Reference

MAY 7 '46

THE NATIONAL ARCHIVES

FEDERAL REGISTER

OF THE UNITED STATES

1934

VOLUME 11 NUMBER 88

Washington, Saturday, May 4, 1946

Regulations

TITLE 5—ADMINISTRATIVE PERSONNEL

Chapter I—Civil Service Commission

PART 25—FORMAL EDUCATION REQUIREMENTS FOR APPOINTMENT TO CERTAIN SCIENTIFIC, TECHNICAL AND PROFESSIONAL POSITIONS

PHARMACIST, ADDITION TO LIST

For the reasons set forth in the accompanying justification[1] filed with the Division of the Federal Register, the following position is added to § 25.1 (a) (10 F.R. 7081, 12839, 15031, 11 F.R. 4225, 4287, 4443):

Pharmacist P–1—P–2, in agencies other than the Veterans' Administration.

(Sec. 5, Veterans' Preference Act of 1944, 58 Stat. 387)

By the United States Civil Service Commission.

[SEAL] H. B. MITCHELL,
President.

[F. R. Doc. 46–7421; Filed, May 2, 1946; 1:51 p. m.]

PART 27—TEMPORARY CIVIL SERVICE REGULATIONS

EXEMPTIONS FROM CLASSIFICATION

The following positions are to be added to the list of exempted positions in the final paragraph of § 27.2 (c) (2) *Exemptions from classification* (11 F.R. 1424, 3469, 4323):

Position	*Effective date*
State Director, field service, U. S. Savings Bonds Division, Treasury Department	May 4, 1946
Deputy Director, field service, U. S. Savings Bonds Division, Treasury Department	May 4, 1946

By the United States Civil Service Commission.

[SEAL] H. B. MITCHELL,
President.

[F. R. Doc. 46–7426; Filed, May 2, 1946; 4:33 p. m.]

[1] Filed as part of the original document.

TITLE 7—AGRICULTURE

Chapter XI—Production and Marketing Administration (War Food Distribution Orders)

[WFO 63–11]

PART 1596—FOOD IMPORTS

REVISION OF APPENDIX; CINNAMON

Pursuant to the authority vested in me by War Food Order No. 63, as amended (10 F.R. 8950; 11 F.R. 2630), Appendix A to the said order is hereby revised by deleting the following item:

Food	*Commerce import class No.*
Cinnamon and chips of, ground and unground	1526.000, 1550.030.

This revision shall become effective at 12:01 a. m., e. s. t., May 1, 1946.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087; W.F.O. 63, 10 F.R. 8950, 11 F.R. 2630)

Issued this 2d day of May 1946.

[SEAL] G. T. PEYTON,
Acting Assistant Administrator.

[F. R. Doc. 46–7453; Filed, May 3, 1946; 11:13 a. m.]

TITLE 10—ARMY: WAR DEPARTMENT

Chapter VI—Organized Reserves

PART 604—ENLISTED RESERVE CORPS

Sections 604.1 to 604.11, inclusive, are superseded by the following §§ 604.1 to 604.11, inclusive, in revision of AR 150–5, February 13, 1946.

Sec.
604.1 Eligibility.
604.2 Grade.
604.3 Enlistment.
604.4 Transfers.
604.5 Qualification.
604.6 Physical examination.
604.7 Orders to active duty.
604.8 Voluntary requests for orders to active duty.
604.9 Separation from service.
604.10 Identification card.
604.11 Change of residence.

AUTHORITY: §§ 604.1 to 604.11, inclusive, issued under 39 Stat. 195, 41 Stat. 780, 44 Stat. 705; 10 U.S.C. 421, 423–427.

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FEDERAL REGISTER

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§ 604.1 *Eligibility.* (a) Enlistments in the Enlisted Reserve Corps will be limited to male individuals who have served in the Army, Navy, Marine Corps, or Coast Guard for a period of at least 6 months; *Provided*, That:

(1) The discharge last received was under honorable conditions.

(2) Requirements as to physical standards are met.

(3) The applicant was not discharged under the provisions of Army Regulations.

(4) The applicant is not eligible for enlistment under the provisions of Army Regulations.

(5) The applicant is not a Selective Service registrant who is classified 1–A.

(6) The applicant maintains a permanent residence within the continental limits of the United States or its possessions.

(b) Any member of the National Guard whose enlistment has expired and who has served in the Army of the United States since September 16, 1940 is eligible for enlistment in the Enlisted Reserve Corps provided that he is otherwise qualified.

§ 604.2 *Grade.* All enlistments will be in the seventh grade with the following exceptions:

(a) Enlisted men of the Army of the United States, eligible under § 604.1 may, at the time of discharge, or within 6 months thereafter, enlist in the grade and branch of service in which serving at the time of discharge.

(b) Former enlisted men of the Army of the United States, eligible under § 604.1, who served since September 16, 1940 and were separated after May 12, 1945, may enlist in the grade and branch of service in which serving at the time of discharge, provided they apply in person at a recruiting station and effect such enlistment in the Enlisted Reserve Corps within 6 months of the date of these regulations and are fully qualified, physically and otherwise.

(c) Individuals enlisted under paragraphs (a) and (b) of this section will be permitted to retain ratings such as parachutists, combat infantrymen, and similar technical designations authorized by current War Department directives. Appropriate notations will be made on their records to reflect such action.

§ 604.3 *Enlistment*—(a) *Arm or service for which enlisted.* Enlistments will normally be made in the section of the Enlisted Reserve Corps for which best qualified by prior service. However, an applicant may elect another section, provided that enlistment is made in the seventh grade and applicant appears qualified for service in the section elected. Enlistments are authorized in the following sections:

(1) Adjutant General's Department Enlisted Reserve.

(2) Air Corps Enlisted Reserve.

(3) Armor Enlisted Reserve (including tank destroyer personnel).

(4) Cavalry Enlisted Reserve.

(5) Chemical Warfare Service Enlisted Reserve.

(6) Coast Artillery Corps Enlisted Reserve.

(7) Corps of Engineers Enlisted Reserve.

(8) Corps of Military Police Enlisted Reserve.

(9) Field Artillery Enlisted Reserve.

(10) Finance Department Enlisted Reserve.

(11) Infantry Enlisted Reserve.

(12) Medical Department Enlisted Reserve.

(13) Military Intelligence Enlisted Reserve.

(14) Ordnance Department Enlisted Reserve.

(15) Quartermaster Corps Enlisted Reserve.

(16) Signal Corps Enlisted Reserve.

(17) Staff and Administrative Enlisted Reserve.

(18) Transportation Corps Enlisted Reserve.

(b) Enlistments or reenlistments in the Enlisted Reserve Corps will be for a period of 3 years.

§ 604.4 *Transfers.* Applications for transfer to another section of the Enlisted Reserve Corps may be approved by the commanding general of the service command: *Provided*, That each transfer is made in grade seven and the applicant is qualified for service in the section requested.

§ 604.5 *Qualification.* All men enlisted in the Enlisted Reserve Corps must be qualified physically and otherwise for military service in accordance with current standards for enlistment or induction.

§ 604.6 *Physical examination.* (a) The standards for physical examination will be those prescribed in MR 1–9, Standards of Physical Examination During Mobilization, except, however, the War Department may prescribe special standards for physical examination for enlistments in certain branches of the service or for special types of duty.

(b) When necessary, applicants who are otherwise qualified for enlistment in the Enlisted Reserve Corps may be transported from the recruiting station or examining board to the nearest station where a physical examination may be given, retained thereat, furnished meals and lodging, and returned at Government expense.

§ 604.7 *Orders to active duty*—(a) *Authority.* Men under 18 years of age who were enlisted under the authority contained in regulations issued October 2, 1945 (10 F.R. 812) will not be ordered to active service until they have attained their eighteenth birthday but will be ordered to active service immediately thereafter, except that:

(1) Students in attendance at colleges or secondary schools may, upon their own application, be deferred from being ordered to active duty to complete the term or semester in which they reach their eighteenth birthday, but in no case beyond the age of 18 years and 6 months.

(2) Members of the Enlisted Reserve Corps who are enrolled in the Army Specialized Training Reserve Program will be ordered to active duty at the end of the term in which they reach their eighteenth birthday.

(3) Commanding generals of service commands are authorized to defer orders to active duty for illness or other cogent reasons but in no case shall the deferment be extended beyond the age of 18 years and 6 months.

(b) Men enlisted under the provisions of § 604.2 (a) and (b) will not be ordered to active duty except as ordered by the Secretary of War.

§ 604.8 *Voluntary requests for orders to active duty.* (a) Members of the Enlisted Reserve Corps, unassigned, under 18 years of age, who enlisted under the provisions of regulations issued October 2, 1945, (10 F.R. 812) may, upon attaining their eighteenth birthday, if not ordered to active duty immediately, voluntarily request orders to active duty by submitting in each case a formal request in writing to the commanding general of the service command of residence. Such members of the Enlisted Reserve Corps will be ordered to active duty in the Army of the United States for the unexpired period of their enlistment in the Enlisted Reserve Corps.

(b) Members of the Enlisted Reserve Corps, other than those specified in paragraph (a) of this section, will not be ordered to active duty on their own request except for limited periods of training as may be ordered by the Secretary of War with the consent of each reservist concerned.

§ 604.9 *Separation from service*—(a) *Discharge from active duty.* When on active duty the discharge of members of the Enlisted Reserve Corps will be governed by the provisions of Army Regulations.

(b) *Discharge from inactive status.* (1) Individuals on an inactive status in the Enlisted Reserve Corps will be discharged in accordance with the provisions of Army Regulations.

(2) Any Enlisted Reservist who enlists in the National Guard of the United States will be administratively discharged from the Enlisted Reserve Corps.

(3) Individuals will not be ordered to active duty for the sole purpose of effecting a discharge.

(4) Members of the Enlisted Reserve Corps on an inactive status who request enlistment in the Regular Army will be administratively discharged without being called to active duty, and enlisted in the Regular Army in such grades as may be authorized by War Department instructions in effect at the time of enlistment in the Regular Army for persons who are not members of the Enlisted Reserve Corps.

§ 604.10 *Identification card.* (a) WD AGO Form 166 (Identification Card—Enlisted Reserve Corps) will be prepared and given to the enlisted man at the time of his enlistment or transfer to the Enlisted Reserve Corps to be retained in his possession until called to active duty or discharged.

(b) The reverse side of the identification card contains instructions to the reservist regarding report of change of address.

§ 604.11 *Change of residence.* (a) Immediately upon changing residence, a member of the Enlisted Reserve Corps will notify the commanding general of the service command, using WD AGO Form 167 (Individual Report of Enlisted Reservist), stating his new address.

(b) Enlistment in the Enlisted Reserve Corps does not restrict travel or residence abroad. An enlisted reservist before leaving the United States for a period of 30 days or more will notify the commanding general of the service command of any occupation he expects to follow while abroad, of his foreign address, and of the approximate duration of his absence. Upon his return he will report to the commanding general of the service command the date of his return and his permanent address. Enlisted reservists who depart for an absence

abroad for a period of 6 months or longer will be discharged, unless, for cogent reasons, an exception is made by The Adjutant General.

[SEAL] EDWARD F. WITSELL,
Major General,
The Adjutant General.

[F. R. Doc. 46-7450; Filed, May 3, 1946; 10:40 a. m.]

Chapter IX—Transport

PART 903—TRANSPORTATION OF INDIVIDUALS

DEPENDENTS

Section 903.1 (a) (1) is amended by the addition of subdivision (iv) to read as follows:

§ 903.1 *Dependents—(a) To whom transportation furnished.* * * *

(1) *Military personnel.* * * *

(iv) *Officer candidate.*

(a) *Commissioned graduates.* A commissioned graduate of an officers' candidate school, having dependents as defined in (b) below, may be furnished transportation for such dependents as follows:

Transferred to school as warrant officer or noncommissioned officer of first three grades. From last permanent duty station (from which transferred to the school) to first permanent duty station as a commissioned officer.

Transferred to school as an enlisted man below the first three grades. From the home of record indicated at time of acceptance of commission to the first permanent duty station as a commissioned officer.

(b) *Nongraduates.* A nongraduating warrant officer or enlisted person of the first three grades, having dependents as defined in (b) below, may be furnished transportation for such dependents from the last permanent duty station (from which transferred to the school) to the new permanent duty station (to which transferred from the school) or as otherwise authorized by this part. Transportation at Government expense for dependents of nongraduate enlisted men below the first three grades is not authorized.

(R. S. 161; 41 Stat. 421; 5 U.S.C. 22; 10 U.S.C. 756, 756b) [AR 55-120, 26 Apr 1943 as amended by Cir 120, 25 Apr 1946]

[SEAL] EDWARD F. WITSELL,
Major General,
The Adjutant General.

[F. R Doc. 46-7420; Filed, May 2, 1946; 1:38 p. m.]

TITLE 14—CIVIL AVIATION

Chapter I—Civil Aeronautics Board

[Regs., Amdt. 50-0]

PART 50—AIRMAN AGENCY CERTIFICATES

At a session of the Civil Aeronautics Board held at its office in Washington, D. C., on the 30th day of April, 1946.

Effective April 30, 1946, Part 50 of the Civil Air Regulations is amended to read as follows:

Sec.

50.0 Certificate.
50.00 Issuance.
50.01 School ratings.
50.1 Requirements.
50.10 Ground school requirements.
50.100 Curriculum.
50.11 Flying school requirements.
50.110 Curriculum.
50.2 General.
50.200 Application.
50.201 Display.
50.202 Duration.
50.203 Renewal.
50.204 Transfer.
50.205 Surrender.
50.206 Quality of instruction.
50.207 Student examinations.
50.208 Records.
50.209 Graduation certificates.
50.210 Inspection.
50.211 Curriculum changes.
50.212 Maintenance of facilities, equipment, and material.
50.213 Advertising.

AUTHORITY: §§ 50.0 to 50.213, inclusive, issued under 52 Stat. 984, 1007; 49 U.S.C. 425, 551.

§ 50.0 *Certificate.*

§ 50.00 *Issuance.* An airman agency certificate will be issued to an applicant who complies with the minimum requirements for one or more school ratings.

§ 50.01 *School ratings.* (a) Basic ground school.
(b) Advanced ground school.
(c) Primary flying school.
(d) Commercial flying school.
(e) Instrument flying school.
(f) Flight instructor school.

§ 50.1 *Requirements.*

§ 50.10 *Ground school requirements.* (a) Classrooms adequately heated and lighted, of sufficient size to accommodate the greatest number of students scheduled for attendance at any one time.

(b) Sufficient classroom equipment to insure adequate instruction in all required subjects.

(c) At least one regularly available principal instructor possessed of a ground instructor certificate with ratings for each of the required subjects of the curriculum.

§ 50.100 *Curriculum.* A ground school curriculum approved by the Administrator for at least one of the following:

(a) *Basic ground school.* 50 hours of classroom instruction in the subjects of Civil Air Regulations, including air traffic control practices and procedures, navigation, meteorology, and general servicing of aircraft.

(b) *Advanced ground school.* 100 hours of instruction in the subjects of Civil Air Regulations, including air traffic control practices and procedures, navigation, meteorology, aircraft and engines, including the general servicing and maintenance of aircraft and engines.

§ 50.11 *Flying school requirements.* (a) An airport adequate for the aircraft to be used and safe for the flight instruction to be given.

(b) Adequate hanger facilities housing all aircraft used for flight instruction.

(c) Adequate office, rest room, and ready room facilities.

(d) A sufficient number of certificated aircraft appropriate for the flight instruction to be given.

(e) Adequate shop, or readily available facilities suitable to insure proper maintenance of the aircraft to be used.

(f) A sufficient number of certificated mechanics readily available to provide for the inspection, maintenance, and repair of all aircraft used for flight instruction, unless other arrangements are approved by the Administrator.

(g) A sufficient number of regularly available and appropriately rated flight instructors.

§ 50.110 *Curriculum.* A curriculum approved by the Administrator for at least one of the following:

(a) *Primary flying school.* 35 hours flying, or, if nonspinnable aircraft are used, not less than 25 hours flying.

(b) *Commercial flying school.* 160 hours of flying.

(c) *Instrument flying school.* 30 hours of instrument flying instruction of which at least 20 hours shall be in actual flight; and 30 hours of ground instruction in the subjects of Civil Air Regulations, navigation, meteorology, and radio orientation and procedure, as applied to instrument flying.

(d) *Flight instructor school.* 25 hours of flying devoted exclusively to the science of flight instruction, and 40 hours of theoretical instruction in subjects covering the fundamentals of giving flight instruction and the analysis and performance of flight technique.

§ 50.2 *General.*

§ 50.200 *Application.* Application for an airman agency certificate and rating shall be made upon the form prescribed and furnished by the Administrator, and shall be accompanied by two copies of any proposed curriculum.

§ 50.201 *Display.* Display of an airman agency certificate shall be made upon the reasonable request of any person.

§ 50.202 *Duration.* An airman agency certificate shall expire 24 calendar months after the month of issuance.

§ 50.203 *Renewal.* Application for renewal of an airman agency certificate shall be made on a form furnished by the Administrator and may be mailed or presented to any inspector within 60 days prior to the month of expiration.

§ 50.204 *Transfer.* An airman agency tificate is not transferable.

§ 50.205 *Surrender.* Upon the suspension, revocation, termination, or cancellation of an airman agency certificate the holder thereof shall surrender such certificate to an authorized representative of the Administrator.

§ 50.206 *Quality of instruction.* The quality of instruction shall be such that at least 80 percent of the students who apply within 60 days after graduation will be able to qualify for pilot ratings appropriate to the curriculum from which they were graduated.

§ 50.207 *Student examinations.* Upon the completion of each subject included in an approved curriculum, each student taking the subject shall be given an appropriate examination. The student's written examination, or, in the case of a practical examination, a report thereof, shall be kept by the school for not less than one year from the date of the termination of the student's enrollment.

§ 50.208 *Records.* The school shall keep an accurate individual record of each student, which shall include a chronological log of all instruction, attendance, subjects covered, examinations, and examination grades. The entire record shall be certified by an authorized official of the school.

§ 50.209 *Graduation certificates.* A graduation certificate on the form prescribed by the Administrator shall be given each student graduated from a certificated airman agency school.

§ 50.210 *Inspection.* Upon reasonable request, an applicant for an airman agency certificate, or the holder of such a certificate, shall permit any authorized representative of the Administrator or the Board to inspect its personnel, facilities, equipment, and records.

§ 50.211 *Curriculum changes.* Changes in an approved curriculum shall not be made without filing immediate notification of such changes with the Administrator. Unless the school is notified to the contrary within 45 days after filing the proposed changes with the Administrator, they will be considered approved.

§ 50.212 *Maintenance of facilities, equipment, and material.* A certificated airman agency shall maintain personnel, facilities, and equipment at least equal in quality and quantity to those required for the issuance of such a certificate.

§ 50.213 *Advertising.* No certificated airman agency shall make any statement pertaining to the school which is false, or which is designed to mislead any person contemplating enrollment in the school. Any advertising which indicates that the school is approved by the Administrator shall clearly differentiate between those courses which have been approved by the Administrator and those which have not.

By the Civil Aeronautics Board.

[SEAL] FRED A. TOOMBS,
Secretary.

[F. R. Doc. 46-7452; Filed, May 3, 1946; 11:05 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter VIII—Office of International Trade, Department of Commerce

Subchapter B—Export Control

[Amdt. 181]

PART 801—GENERAL REGULATIONS

PROHIBITED EXPORTATIONS; WASTE PAPER

Section 801.2 *Prohibited exportations* is hereby amended as follows:

The list of commodities set forth in paragraph (b) is amended by adding thereto the following commodities:

Dept of Commerce Schedule B No.	Commodity	Unit	GLV dollar value limits country group	
			K	E
468905	Waste paper: Overissue news (all white, large size, overrun newspapers from newspaper offices, packed in securely tied bundles, small or large bales).	Lbs...	100	25
468909	Other waste paper.....	Lbs...	100	25

Shipments of any of the above commodities removed from general license which were on dock, on lighter, laden aboard an exporting carrier or in transit to a port of exit pursuant to an actual order for export prior to the effective date of this amendment may be exported under the previous general license provisions.

This amendment shall become effective on May 10, 1946.

(Sec. 6, 54 Stat. 714; 55 Stat. 206; 56 Stat. 463; 58 Stat. 671; 59 Stat. 270; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; E.O. 9630, 10 F.R. 12245; Order No: 390, 10 F.R. 13130)

Dated: April 30, 1946.

JOHN C. BORTON,
Director,
Requirements and Supply Branch.

[F. R. Doc. 46-7451; Filed, May 3, 1946; 10:57 a. m.]

Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong.: E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12501; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 28, Schedule I, as Amended May 3, 1946]

CRITICAL PRODUCTS

(a) *Introduction.* The table in this Schedule lists certain of the critical products which the Civilian Production Administration has determined to be in such tight supply that they are serious threats to the national economy. (This Schedule supersedes former Directions 1 through 5 and 7 through 12 to PR-28 covering critical products.) When effective assistance of other kinds is not practicable, the CPA may assign CC preference ratings under paragraph (e) of Priorities Regulation 28 for material which is needed to sustain or increase the production of these products. In addition to the rules explained in paragraph (b) below, the general rules in paragraphs (c) and (d) of Priorities Regulation 28 governing the application for and assignment of CC ratings are also applicable. Especially important is paragraph (d) (1) of Priorities Regulation 28, requiring a determination that the use of substitute and less scarce materials is not practicable, that reasonable efforts have been made to get the required item without a rating, and that a rating is required to obtain the item by the latest date and in the minimum quantity practicable after taking into consideration material in inventory and available without a rating.

(b) *Explanation of table.*

Column I—Critical products. Column I lists the critical products for which CC ratings may be granted to sustain or increase production. When "specialized machinery" for another critical product is listed in Column I, it includes only machinery and equipment designed solely for the production of that critical product. It does not include general types of equipment suitable for other use even though a particular piece of equipment is designed and built expressly for a producer of the critical product.

Column II—Persons eligible. Column II states the persons who may apply for CC ratings. Where Column VI indicates that CC ratings may be assigned for construction, the builder or contractor may apply instead of the person listed.

Column III—Production materials. (1) If the word "yes" appears in Column III, the CPA may assign CC ratings to the person named in Column II to get production materials needed to make the item listed in Column I regardless of the applicant's minimum economic rate of operation. Where the applicant regularly sells materials as maintenance, repair or operating supplies for the item he makes, CC ratings may also be assigned to him for such supplies or for materials needed to make them. Applications for CC ratings for textile fabrics or yarns should be made under Priorities Regulation 28A, and CC ratings may be assigned under paragraph (d) of that Regulation in accordance with subpargaraph (d) (5) (i).

(2) If the word "no" appears in Column III, CC ratings will be assigned for production materials only as provided in Priorities Regulation 28. The same rule applies to any production materials expressly excluded from Column III.

Column IV—Capital equipment. (1) If the word "yes" appears in Column IV, the CPA may assign CC ratings to the person named in Column II to get capital equipment which either (i) will result in a substantial increase in production of the item listed in Column I, or (ii) is needed to replace present operating equipment which is in danger of imminent breakdown.

(2) Where the word "no" appears in Column IV, CC ratings will be assigned for capital equipment only as provided in Priorities Regulation 28. The same rule applies to any capital equipment expressly excluded from Column IV.

Column V—MRO. (1) If the word "yes" appears in Column V, the CPA may assign CC ratings to the person named in Column II to get maintenance, repair and operating supplies (MRO) which he needs to use in making the item listed in Column I.

(2) If the word "no" appears in Column V, CC ratings will be assigned for MRO only as provided in Priorities Regulation 28.

Column VI—Construction. (1) If the word "yes" appears in Column VI, the CPA may assign CC ratings to the person named in Column II, or to his builder, for material needed for incorporation in new plants or in expanded or modernized old ones where increased production of the item listed in Column I will result, or where the construction is necessary to prevent a loss of production.

(2) If the word "no" appears in Column VI, CC ratings will be assigned for construction materials only as provided in Priorities Regulation 28.

NOTE: Table amended May 3, 1946.

I Critical products	II Person eligible	III Production materials	IV Capital equipment	V MRO	VI Construction
Asbestos-cement siding shingles and flat sheets (products made from asbestos fibres and cement).	Producer	No	Yes (except specialized machinery for asbestos-cement siding shingles and flat sheets).	Yes	Yes.
Asbestos-cement siding shingle and flat sheet specialized machinery.	Producer	Yes	Yes	Yes	No.
Asphalt and tarred roofing products (smooth surfaced roll roofing, mineral surfaced roll roofing, strip and individual asphalt shingles, mineral surfaced insulation board, laminated asphalt felt and mastic-core type boards, saturated felts, dry roofing felts, and saturated or coated sheathing papers).	Producer	No	Yes (except specialized machinery for asphalt and tarred roofing products).	Yes	Yes.
Asphalt and tarred roofing products specialized machinery.	Producer	Yes	No	Yes	No.
Building board (board made from wood pulp, vegetable fibres, pressed paper stock, or multiple plies of fibred stock).	Producer	No	Yes (except specialized machinery for building board).	Yes	Yes.
Building board specialized machinery.	Producer	Yes	No	Yes	No.
Castings, malleable iron and gray iron, including cast iron soil pipe, cast iron radiation and railroad car brake shoes (formerly covered by direction 4).	Producer (foundry)	Yes	Yes	Yes	Yes.
Clay building products (common and face brick, clay structural tile and clay sewer pipe) (formerly covered by direction 2).	Manufacturer	Yes	Yes (except specialized machinery for clay building products).	Yes	Yes.
Clay building products specialized machinery (such as de-airing machines, extrusion heads, clay grinders and pulverizers, and brick presses) (formerly covered by Direction 2).	do	Yes	No	Yes	No.
Coal, of the following kinds only: high grade metallurgical and by-product coking coal and double screened domestic coal in the areas comprising Bituminous Producing Districts 1, 2, 3, 7, 8, and 13 (as defined in SFAN Regulation 27) and the anthracite fields of Pennsylvania (formerly covered by direction 1).	Producer	No	Yes (except underground coal mining machinery).	Yes [1]	Yes (at present mines only).
Coal mining machinery, underground (formerly covered by direction 1)	Manufacturer [2]	Yes	No	Yes	No.
Concrete building products (light weight and heavy weight aggregate concrete blocks and cement brick) (formerly covered by direction 8).	do	Yes (cinders, burned clay or shale, and blast furnace slag, only).	Yes (except specialized machinery for concrete building products).	Yes	Yes
Concrete building products specialized machinery (such as concrete block and brick machines and attachments, including concrete mixers and skip loaders as commonly used in the concrete products industry) (formerly covered by Direction 8)	do	Yes	No	Yes	No.
Furnaces (warm-air)	Producer	Yes (except iron and steel products in the forms and shapes listed in Schedule 1 to Order M-21).	Yes	Yes	Yes.
Gypsum board and gypsum lath	Producer	No	Yes (except specialized machinery for gypsum board and gypsum lath).	Yes	Yes.
Gypsum board and gypsum lath specialized machinery.	Producer	Yes	No	Yes	No.
Logs (formerly covered by direction 5)	Producer (any person engaged in felling or bucking trees or transporting the yield from felled trees to the points of delivery for manufacture or shipment)	No	Yes (except special equipment produced only for use in log or sawmill operations).	Yes	Yes. [3]
Lumber (formerly covered by direction 5)	Producer (operator of any plant, stationary or portable, which produces lumber not further manufactured than by sawing, resawing, passing lengthwise through a standard planing machine, cross-cutting to length and working, but not including any establishment known in the trade as a "distribution yard", engaged in either retail or wholesale business, even though it may process lumber on special orders from customers).	No	Yes (except special equipment produced only for use in log or sawmill operations).	Yes	Yes. [1]
Millwork, suitable for housing construction (formerly covered by direction 5).	Producer	No	Yes	Yes	Yes (at existing plants only).
Motors, electric, fractional horsepower AC (formerly covered by direction 11).	Manufacturer	Yes (except electric sheet steel).	Yes	Yes	Yes.
Penicillin (formerly covered by direction 7)	Producer	Yes	Yes	Yes	Yes.
Plywood, softwood (formerly covered by direction 5).	do	No	Yes	Yes	Yes (at existing plants only).
Presses, mechanical, power-driven, 150 ton and over.	do	Yes	No	Yes	No.
Pulpwood (formerly covered by direction 5)	do	No	Yes	Yes	Yes. [3]
Rosin (formerly covered by direction 10)	do	Yes	Yes	Yes	Yes.
Steel, electrical high silicon sheet (formerly covered by direction 12).	do	No	Yes	Yes	Yes
Streptomycin (formerly covered by direction 3)	do	Yes	Yes	Yes	Yes.
Titanium dioxide (formerly covered by direction 9)	do	Yes	Yes	Yes	Yes.
Veneer, softwood (formerly covered by direction 5)	do	No	Yes	Yes	Yes (at existing plants only).
Wire, copper magnet	Producer	Yes	Yes	Yes	Yes.

[1] CC ratings will be assigned for special repair parts for underground coal mining machinery only where the repair part is essential for the continued operation of the mine and then only where it will not interfere with delivery of mining machinery for more essential purposes.

[2] CC ratings for construction for logs, lumber, and pulpwood will be assigned only for construction at existing plants or at plants which need to be relocated because of increased availability of timber, manpower or transportation facilities.

Issued this 3d day of May 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-7454; Filed, May 3, 1946; 11:18 a. m.]

Chapter XI—Office of Price Administration

PART 1305—ADMINISTRATION

[SO 157]

SPECIAL MAXIMUM PRICES FOR RESALES OF CERTAIN RADIO RECEIVING AND SENDING SETS AND OTHER ELECTRONIC AND COMMUNICATION MATERIALS

A statement of the considerations involved in the issuance of this supplementary order (§ 1305.185), issued simultaneously herewith, has been filed with the Division of the Federal Register.

SECTION 1. *What this supplementary order does.* This supplementary order fixes ceiling prices for resales of new and used (in as good as new operating condition) radio receiving and sending sets and other electronic and communication materials sold by any United States Government agency or by any prime contractor or subcontractor as termination inventory.

SEC. 2. *Maximum prices.* The maximum prices for resales of new and used (in as good as new operating condition) radio receiving and sending sets and other electronic and communication materials, complete and ready for use by the consumer, when sold by any United States Government agency or by any prime contractor or subcontractor as termination inventory, shall be as follows:

(a) For resales by a distributor to a dealer: The price paid the Government disposal agency or the prime contractor or subcontractor selling the article as termination inventory, plus a markup of 33⅓% on such price.

(b) For resales by a dealer who purchases direct from a Government disposal agency or from a prime contractor or subcontractor selling the article as termination inventory: The price paid the seller by the dealer, plus a markup of 82% on such price.

(c) For resales by a dealer who purchases from a distributor: The price paid the distributor, plus a markup of 66⅔%: *Provided*, That the selling price does not exceed the original Government or Contractor disposal price, plus a markup of 122%.

SEC. 3. *Taxes.* There may be added to the maximum prices hereinbefore set forth any amount of any Federal, State and municipal tax upon, or incident to, the sale, delivery or use of any of the articles described in section 2.

SEC. 4. *Averaging of resale prices by dealers.* Dealers, who purchase different lots of the same item from both the Government disposal agency or a Contractor selling termination inventory and from a distributor, or from the same source at different prices, may average the allowable resale prices for such items in stock in order to obtain a single maximum price to consumers, if so desired. The aggregate value of all items in stock priced at the average maximum retail price shall not exceed the sum of the aggregate resale values of the individual items priced at their respective maximum prices.

SEC. 5. *Invoice of sale.* Every reseller of any of the articles covered by this order shall furnish purchasers, other than ultimate consumers, with an invoice of sale setting forth the selling price of the Government disposal agency or of the prime contractor or subcontractor selling the article as termination inventory.

SEC. 6. *Export sales.* The maximum prices at which any seller may export any of the commodities covered by this order shall be determined in accordance with the provisions of Maximum Export Price Regulation, as revised.

SEC. 7. *Definitions.* (a) "Electronic and communication materials" means all recording or reproducing equipment, receivers utilizing either or both long and short wave bands, both mobile and stationary transmitters and direction finding equipment, facsimile or television receivers.

(b) "Distributor" means any person who sells to purchasers for resale.

(c) "Dealer" means any person who sells to ultimate consumers.

SEC. 8. *Relation to other regulations and orders.* This supplementary order with respect to the commodities it covers supersedes any other regulation or order previously issued by the Office of Price Administration.

This supplementary order shall become effective May 8, 1946.

Issued this 3d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7464; Filed, May 3, 1946; 11:38 a. m.]

PART 1340—FUEL

[MPR 323, Amdt. 13]

ASPHALT AND ASPHALT PRODUCTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 323 is amended in the following respect:

1. Section 1340.353 (c) is amended by adding Denver, Colorado, as a new reference point to Table 1 with prices for asphalt cement, liquid asphalt, roofing flux and oxidized asphalt as follows:

Reference point	Asphalt cement		Liquid asphalt			Roofing flux	Oxidized asphalt	
	Pen. 40-100	Pen. 100-300	S-C 1-5	M-C 1-5	R-C 1-5		110-165 M. P.	165-220 M. P.
Denver, Colorado	$17.00	$16.00	$0.0575	$0.0700	$0.0725	$14.50	$15.50	$16.50

This amendment shall become effective May 8, 1946.

Issued this 3d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7463; Filed, May 3, 1946; 11:37 a. m.]

PART 1347—PAPER, PAPER PRODUCTS, RAW MATERIALS FOR PAPER AND PAPER PRODUCTS, PRINTING AND PUBLISHING

[RMPR 257,[1] Incl. Amdts. 1-7]

PULPWOOD PRODUCED IN THE STATES OF MINNESOTA, MICHIGAN AND WISCONSIN

This compilation of Revised Maximum Price Regulation 257 includes Amendment 7, effective May 8, 1946. The text amended by Amendment 7 is underscored.

In the judgment of the Price Administrator the price of pulpwood has risen to an extent and in a manner inconsistent with the purposes of the Emergency Price Control Act of 1942. The Price Administrator has ascertained and given due consideration to the price of pulpwood prevailing in the States of Minnesota, Michigan and Wisconsin between October 1 and October 15, 1941, and has made adjustments for such relevant factors as he has determined and deemed to be of general applicability. The Price Administrator has advised and consulted with representative members of the industry. In the judgment of the Price Administrator the maximum prices established by this regulation are and will be generally fair and equitable and will effectuate the purposes of said act. A statement of the considerations involved in the issuance of this regulation has been prepared and is issued simultaneously herewith.[2]

Such specifications and standards as are used in this regulation were, prior to such use, in general use in the trade or industry affected.

[Preamble amended by Supplementary Order No. 64, 8 F.R. 12554, effective 9-11-43]

§ 1347.351 *Maximum prices for pulpwood produced in the States of Minnesota, Michigan and Wisconsin.* Under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Order No. 9250, Revised Maximum Price Regulation No. 257 (Pulpwood Produced in the States of Minnesota, Michigan and Wisconsin) is hereby issued.

Sec.
1. Prohibitions.
2. Less than maximum prices.
3. Adjustable pricing.
4. Evasion.
5. Records and reports.
6. Enforcement.
6a. Licensing.
7. Petitions for amendment.
8. Definitions.

Appendix A: Maximum prices for pulpwood.

AUTHORITY: § 1347.351 issued under 55 Stat. 23, 765; 57 Stat. 566, Pub. Law 383, 78th Cong.; Pub. Law 108, 79th Cong., E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; E.O. 9599, 10 F.R. 10155; E.O. 9651, 10 F.R. 13487; E.O. 9697, 11 F.R. 1691.

[1] 8 F.R. 11037.

[2] Statements of considerations are also issued simultaneously with amendments. Copies may be obtained from the Office of Price Administration.

SECTION 1. *Prohibitions.* (a) On and after October 15, 1945, in the continental limits of the United States, regardless of any contract, agreement, lease or other obligation, no person shall buy and no person shall sell, deliver or transfer pulpwood cut from the stump in the States of Minnesota, Michigan, or Wisconsin, at prices in excess of the maximum prices set forth in Appendix A hereof; and no person shall agree, offer, solicit, or attempt to do any of the foregoing: *Provided, however,* That for the purposes of this regulation, a sale to a wholly owned subsidiary of a consumer may be considered as a sale to the consumer, and, further, that the maximum prices established herein or in any other maximum price regulation shall not apply to pulpwood which is sold to a consumer by its wholly owned subsidiary.

For the purposes of this regulation, a "wholly owned subsidiary of a consumer" means any duly organized corporation whose entire capital stock on October 15, 1945, was owned by a consumer as defined in section 8 (a) (3) hereof. In the event that a consumer establishes a wholly owned subsidiary after October 15, 1945, and the subsidiary wants to enjoy the privilege provided in this section, such subsidiary shall file a request for this privilege with the Paper and Paper Products Branch of the Office of Price Administration, Washington, D. C. Such request must contain the name and address of the subsidiary, the nature of the subsidiary's business, the ownership of the capital stock and the area in which the subsidiary will operate. The Administrator may at any time revoke or deny such privilege to any company if he finds that an unwarranted diversion of wood products has resulted or will result, or that the operations of any subsidiary are inconsistent with the purposes of the Emergency Price Control Act of 1942, as amended, and Executive Orders 9250, 9328 and 9599.

[Paragraph (a) amended by Am. 5, 10 F.R. 12742, effective 10–15–45]

(b) *Prohibited practices.* Any practice which is a device to get the effect of a higher-than-ceiling price without actually raising the dollar-and-cents price is as much a violation of this regulation as an outright over-ceiling price.

(c) *Specific prohibited practices.* The following are among the practices prohibited:

(1) Up-grading, up-scaling or allowing a greater net scale than the actual scale content of the pulpwood;

(2) Increasing the price of pulpwood by failing to make an effort in good faith to collect monetary or other advances such as trucks, tires, or other equipment to producers. Any advance whatsoever to a producer is to be considered as part of the price of the pulpwood to be supplied by the producer.

SEC. 2. *Less than maximum prices.* Lower prices than those set forth in Appendix A may be charged, demanded, paid or offered.

SEC. 3. *Adjustable pricing.* Any person may offer or agree to adjust or fix prices to or at prices not in excess of the maximum prices in effect at the time of delivery. In an appropriate situation, where a petition for amendment requires extended consideration, the Administrator, may upon application, grant permission to agree to adjust prices upon deliveries made during the pendency of the petition in accordance with the disposition of the petition.

SEC. 4. *Evasion.* The price limitations set forth in this Revised Maximum Price Regulation No. 257 shall not be evaded, whether by direct or indirect methods, in connection with an offer, solicitation, agreement, sale, delivery, purchase or receipt of or relating to pulpwood produced in the states of Minnesota, Michigan, and Wisconsin, alone or in conjunction with any other commodity or by way of commission, service, transportation, or other charge, or discount, premium or other privilege, or by tying-agreement or other understanding, or otherwise.

SEC. 5. *Records and reports.* (a) Every person making a purchase or sale of pulpwood, for which a maximum price is established by this Regulation, shall make and shall preserve, for inspection by the Office of Price Administration, for so long as the Emergency Price Control Act of 1942 shall be in effect, the same records of such purchases and sales as such person customarily made prior to the effective date of this regulation.

(b) Every person required to keep records by paragraph (a) of this section shall submit such reports as the Office of Price Administration, with the approval of the Bureau of the Budget, may from time to time require.

SEC. 6. *Enforcement.* Persons violating any provision of this Revised Maximum Price Regulation No. 257 are subject to the criminal penalties, civil enforcement actions, and suits for treble damages provided for by the Emergency Price Control Act of 1942.

SEC. 6a. *Licensing.* The provisions of Licensing Order No. 1,[4] licensing all persons who make sales under price control, are applicable to all sellers subject to this regulation or schedule. A seller's license may be suspended for violations of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

[Sec. 6a added by Supplementary Order No. 72, 8 F.R. 13244, effective 10–1–43]

SEC. 7. *Petitions for amendment.* (a) Persons seeking any amendment of this Revised Maximum Price Regulation No. 257 may file petitions for amendment in accordance with the provisions of Revised Procedural Regulation No. 1[5] issued by the Office of Price Administration.

SEC. 8. *Definitions.* (a) When used in this Revised Maximum Price Regulation No. 257, the term:

(1) "Person" includes an individual, corporation, partnership, association, or any other organized group of persons, or legal successor or representative of any of the foregoing, and includes the United States or any agency thereof, or any other government, or any of its political subdivisions, or any agency of the foregoing;

(2) "Pulpwood producer" or "seller" includes any person who sells pulpwood;

(3) "Consumer" includes any person who purchases pulpwood for its own consumption;

(4) "Pulpwood" means any spruce, balsam fir, hemlock, jack pine, tamarack, poplar or any other northern hardwood sold for manufacture into woodpulp.

[Subparagraph (4) amended by Am. 6, 10 F.R. 14598, effective 11–29–45]

(5) "Spruce wood" includes black spruce (Picea mariana) and white spruce (Picea glauca);

(6) "Balsam fir wood" includes Abies balsamea;

(7) "Jack pine wood" includes jack pine (Pinus banksiana), pitch pine (Pinus rigida), white pine (Pinus strobus), and Norway pine (Pinus resinosa);

(8) "Hemlock wood" includes hemlock (Tsuga canadensis) and tamarack (Larix laricina);

(9) "Poplar wood" includes any commercial species of the Genus Populus;

(10) "Other northern hardwood" includes all northern hardwood pulpwood species except poplar.

[Subparagraph (10) amended by Am. 6]

(11) "Peeled pulpwood" includes any pulpwood from which the bark has been removed by any manual process prior to its delivery to a consumer;

(12) "Rossed pulpwood" includes any pulpwood from which the bark has been removed by any mechanical process prior to its delivery to a consumer;

(13) "Rough pulpwood" means pulpwood from which the bark has not been removed;

(14) "A cord of pulpwood" means an amount of pulpwood (whether peeled, rossed or rough) which, when properly prepared and stacked contains not less than 128 cubic feet, plus a four inch allowance for trim on each stick; thus a cord is not more than 133 cubic feet including a four inch trimming allowance.

[Subparagraph (14) amended by Am. 1, 8 F.R. 12479, effective 9–8–43]

(15) "Dealer" means any person (i) who sells cordwood products consisting of pulpwood, box bolts, excelsior bolts, insulation short logs, or any combination of said products to consumers, which cordwood products are not cut or prepared by such person, but are purchased by him in the condition in which they are to be delivered to the consumer; and (ii) who sold and delivered or shall sell and deliver to consumers, not less than 8,000 cords of said cordwood products during any operating season after 1942–43, or who sold and delivered not less than 8,000 cords of pulpwood to consumers in the 1942–43 operating season: *Provided, however,* That no dealer shall receive a dealer's commission on pulpwood sold and delivered prior to the season in which he qualified as a dealer, and that no dealer shall receive a dealer's commission on pulpwood delivered during the 1942–43 or 1943–44 operating seasons unless such dealer during such operating season sold and delivered at least 8,000 cords of pulpwood. "Operating season" means that period between the first day of May in one year and the last day of April in the next succeeding year.

[Subparagraph (15) amended by Am. 2, 9 F.R. 5155, effective 5–12–44 and Am. 7, effective 5–8–46]

(16) "Trader" means any person who has not or cannot qualify as a dealer, but who purchases and sells pulpwood not cut or prepared by such person, and who purchases wood in the same condition in which the wood is to be delivered to a consumer, and includes a dealer when the dealer sells to a person other than a consumer;

(17) "Culls" means decayed sticks of wood, or sticks otherwise unsuited for manufacture into wood pulp;

(18) "A shipment of pulpwood" means an amount of pulpwood delivered at a single time to a purchaser, or to a common carrier for delivery to a purchaser, pursuant to the terms of any contract or agreement between a purchaser and a seller;

(19) "Sale" or "sold" includes sales and deliveries, sales, and contracts to sell pulpwood.

(b) Unless the context otherwise requires, the definition set forth in section 302 of the Emergency Price Control Act of 1942, as amended, shall apply to other terms used herein.

APPENDIX A—MAXIMUM PRICES FOR PULPWOOD

(a) (1) Maximum prices per cord of pulpwood shall not exceed the following, delivered by the seller or at his expense on board railway cars, f. a. s. vessel, in a lake or stream, or at streamside:

Species	Rough	Peeled or rossed
Spruce pulpwood	$16.50	$20.00
	[1] 17.50	[1] 21.20
Balsam pulpwood	14.50	18.00
	[1] 15.40	[1] 19.10
Jack pine pulpwood	12.75	15.75
Hemlock pulpwood	12.25	15.00
Poplar pulpwood	10.00	13.50
	[1] 11.25	[1] 15.50
Other hardwood pulpwood	10.00	13.50
	[1] 11.25	[1] 15.50

[1] For 133 cubic feet of properly piled wood in 50" lengths produced in Cook County in the State of Minnesota.
[2] For 147 cubic feet of properly piled wood in 55" lengths.

[Table amended by Am. 2, 9 F.R. 5155, effective 5–12–44; Am. 3, 9 F.R. 12263, effective 10–12–44; Am. 4, 10 F.R. 7243, effective 6–14–45; and Am. 6, 10 F.R. 14598, effective 11–29–45]

(2) In cases where wood is delivered by a seller or at his expense at a consumer's mill, an amount not in excess of $1.00 per cord may be added to the maximum prices set forth in subparagraph (1) of this appendix.

(3) Sales may be made at points other than those mentioned in subparagraphs (1) and (2) above. In all such cases the actual costs per cord for transportation to and for loading on the railway cars, vessel or stream by which the wood is to be delivered to the mill, or, in the case of wood to be trucked to the mill at the buyer's expense, the costs per cord of such trucking, shall be deducted from the appropriate maximum price set forth above.

(4) The prices established herein are for sound wood of top quality. All trade practices and customs with respect to allowances for culls, for firekills, or for defective wood of any kind must be observed.

(5) *Mixed shipments.* If a shipment contains a mixture of species, the maximum price per cord shall be ascertained by determining the number of cords of each species in the shipment and then applying the maximum price for each species.

(b) *Dealers and traders.* (1) If a consumer of pulpwood buys pulpwood through a dealer as defined in section 8 (a) (15), such consumer may pay such dealer, in addition to the maximum price provided in Appendix A, a commission not to exceed $1.00 per cord. If any person buys pulpwood through a trader, as defined in section 8 (a) (16), such person may pay such trader, in addition to the maximum price provided in Appendix A, a commission not to exceed 50¢ per cord: *Provided,* That in no case shall the aggregate amount of commissions, on any cord of pulpwood exceed $1.00.

(2) In no event shall a person receive a dealer's or trader's commission, or the proceeds of any such commission on pulpwood cut by him or by his own operations. In no event shall a person receive a dealer's or trader's commission on the cut of another person pursuant to any contract, agreement, or understanding of any sort whatsoever between the two, whereby each is to sell, and charge a commission on the wood cut by the other. In no event shall the dealer's or trader's commission be split or divided with any other person, except that a dealer may pay a trader a trader's commission out of the dealer's commission. In addition to the price paid by the consumer a dealer may receive a dealer's commission only from a consumer and only if the dealer fulfills all of the following requirements (i) through (vii) inclusive pertinent to him with respect to the transactions.

In addition to the price paid by his vendee, a trader may receive a trader's commission only if the trader fulfills all of the following requirements pertinent to him (which means all the requirements pertinent to traders, and accordingly does not include (ii) with respect to the transactions:

(i) Copies are kept of all contracts or settlement sheets in which a dealer's or trader's commission is charged;

(ii) The sale is made by the dealer to the consumer;

(iii) The pulpwood sold by the dealer to the consumer or sold by the trader to his vendee has been completely prepared for delivery by a person other than the dealer or trader;

(iv) The dealer or trader guarantees the merchantable quality of the pulpwood and that the pulpwood is free from all liens and incumbrances;

(v) The dealer's or trader's commission in such transactions is shown as a separate item on the settlement sheet. This settlement sheet must contain a statement that the dealer or trader has had no part in the preparation of the pulpwood, and that the charges are not in excess of Revised Maximum Price Regulation No. 257;

[Subparagraph (v) amended by Am. 2, 9 F.R. 5155, effective 5–12–44]

(vi) The dealer's allowance is not split or divided with any other person except as hereinbefore provided, or that the trader's allowance has not been split or divided with any person whatsoever;

(vii) All pertinent provisions in this Revised Maximum Price Regulation No. 257 are strictly complied with.

(3) Persons who have not qualified as dealers, but who intend to do so, shall state their intention so to do in writing to the Paper and Paper Products Branch of the Office of Price Administration, Washington, D. C. Nothing contained herein shall be construed to prohibit payment of a dealer's allowance in escrow to a bank or bank and trust company to be paid to such dealer if and when it shall have been determined by the Paper and Paper Products Branch of the Office of Price Administration that such dealer has qualified so as to be entitled to receive such commission, but otherwise to be repaid by such fiduciary to the consumer at the end of the calendar year.

Effective date. This Revised Maximum Price Regulation No. 257 shall become effective August 6, 1943. [RMPR 257 originally issued August 6, 1943.]

[Effective dates of amendments are shown in notes following parts affected]

NOTE: The record-keeping and reporting provisions of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 3d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–7462; Filed, May 3, 1946; 11:38 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[MPR 582, Amdt. 4]

HAY

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 9 (b) of Maximum Price Regulation 582 is amended to read as follows:

(b) When an official Federal or State certificate of grade is issued on the lot of hay in question, the foregoing base prices may be increased as follows:

$2.00 per ton if the hay grades U. S. No. 1.
$1.50 per ton if the hay grades U. S. No. 2 Leafy.
$1.00 per ton if the hay grades U. S. No. 2 Green.
$5.00 per ton if the hay grades U. S. extra Leafy, except that this provision, with respect to hay grown in the States of Arizona, California, Nevada, Oregon and Washington, shall only apply to hay grading U. S. No. 1 or U. S. No. 2 extra leafy.

These increases shall not be cumulative.

This amendment shall become effective May 8, 1946.

Issued this 3d day of May 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

Approved: April 24, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46–7469; Filed, May 3, 1946; 11:36 a. m.]

PART 1380—HOUSE AND SERVICE MACHINE INDUSTRY

[MPR 598, Amdt. 11]

POSTWAR HOUSEHOLD MECHANICAL REFRIGERATORS

A statement of the considerations involved in the issuance of this amendment,

[4] 8 F.R. 13240.
[5] 9 F.R. 10476, 13715; 10 F.R. 11295.

issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 598 is amended in the following respects:

Section 24, Appendix A is amended by changing the listing of models and retail ceiling prices of the Montgomery Ward and Company make of refrigerators to read as follows:

Make	Brand	1946 Model No.	1st Zone	2d Zone	3d Zone
			Sales from retail stores		
Montgomery Ward & Co.	Montgomery Ward.	666	[1] $150.95	$155.95	[2] $160.95
		676	161.95	166.95	171.95
		696	179.95	184.95	189.95
		886	199.95	204.95	209.95
			Mail-order sales		
		666	[3] 140.95	[4] 145.95	[5] 150.95
		676	151.95	156.95	161.95
		696	169.95	174.95	179.95
		886	189.95	194.95	199.95

[1] Zone 1 includes the following zones as defined in the regular Montgomery Ward retail pricing map: 3, 5, 9 10.
[2] Zone 2 includes the following zones as defined in the regular Montgomery Ward retail pricing map: 1, 2, 4, 6, 8.
[3] Zone 3 includes the following zones as defined in the regular Montgomery Ward retail pricing map: 7, 22–28, 40, 42–45, Region 5, Pacific Coast.
[4] The Zone 1 prices cover sales on a mail order basis from the Chicago mail order house.
[5] The Zone 2 prices cover sales on a mail order basis from the Kansas City, Baltimore, Albany, St. Paul mail order houses.
[6] The Zone 3 prices cover sales on a mail order basis from the Fort Worth, Oakland, Portland, and Denver mail order houses.

This amendment shall become effective on the 3d day of May 1946.

Issued this 3d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–7468; Filed, May 3, 1946; 11:39 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[FPR 2, Amdt. 6 to Rev. Supp. 3]

BARLEY

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

1. The first two undesignated paragraphs of section 10 are amended to read as follows:

SEC. 10. *Maximum prices for sales by merchandisers.* With the exception of persons acting as producers or country shippers, all sellers who deliver barley in any manner other than as trucker-merchants or retailers, are "merchandisers" by definition.

This section sets forth the maximum prices for the ordinary "merchandiser" marketing transactions. If, however, your transaction is a sale and delivery of malting barley or pearling barley, you may add 1¼ cents per bushel to your maximum price which would otherwise apply under this section, but in that case you are subject to all the rules and restrictions set forth in section 2.7 of Food Products Regulation No. 2. This extra markup for malting barley and pearling barley is not subject to the limitation on markups provided in section 12 of this supplement, but all other markups provided in this section are subject to those limitations, except the markups as specified in paragraph (c) of this section. To these prices you may be entitled to add various charges which you may incur, or allowances for special handling of the barley, under the rules provided in section 13 of this supplement. Subject to such additions, the maximum prices per bushel, bulk, for sales by a merchandiser are as follows:

2. The last paragraph of Table I (a) of Appendix A entitled "Pearling Barley" is amended to read as follows:

Pearling barley. "Pearling barley", as defined in this supplement, may be sold, subject to all the provisions and restrictions of section 2.7 of Food Products Regulation No. 2 for sales of such special grains, at a premium of 15 cents per bushel.

This amendment shall become effective May 3, 1946.

Issued this 3d day of May 1946.

JAMES J. ROGERS, Jr.,
Acting Administrator.

Approved: April 25, 1946.

N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 46–7458; Filed, May 3, 1946; 11:37 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[RMPR 289,[1] Amdt. 53]

DAIRY PRODUCTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 289 is amended in the following respects:

Section 20 (b) (1) (i) is amended by inserting in Table C before the last listed allowance, the following:

1¾¢ per pound for ½-pound or 1-pound prints or rolls, individually wrapped in aluminum foil, laminated to parchment. Each such package shall be banded by a label at least three inches wide and shall be completely enclosed and sealed in a wrapper made of cellophane or other completely transparent material.

2¢ per pound for ¼-pound prints individually wrapped in aluminum foil, laminated to parchment, 4 prints to a package. Each such package shall be banded together by a label at least three inches wide and shall be completely enclosed and sealed in a wrapper made of cellophane or other completely transparent material.

This amendment shall become effective May 8, 1946.

Issued this 3d day of May 1946.

PAUL A. PORTER,
Administrator.

Approved: April 24, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46–7463; Filed, May 3, 1946; 11:38 a. m.]

[1] 10 F.R. 2352, 2658, 2928, 3554, 3948, 3950, 5772, 6232, 7340, 7852, 9084, 11809, 12651, 12957, 12989, 13216, 13592, 14737; 11 F.R. 175, 244, 712, 840, 1405, 1670, 2088, 2043, 2516, 2826, 3396.

PART 1392—PLASTICS

[MPR 523, Amdt. 4]

PLASTIC PRODUCTS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Section 8 (c) of Maximum Price Regulation 523 is amended to read as follows:

(c) *Direct material costs.* In determining the cost of raw material and processed and fabricated materials required to produce the plastics product, the manufacturer shall use the lower of the following:

(1) The price that the manufacturer paid or would have paid for the material on March 31, 1942; or

(2) The actual price paid for the material, not in excess of the applicable maximum price.

If the manufacturer is unable to determine the price that he would have paid for the material on March 31, 1942, he shall use the actual price paid by him for the material, not in excess of the applicable maximum price. If there was a published price list in effect on March 31, 1942, for the material; if the manufacturer purchased the material on or about March 31, 1942, or if one of the manufacturer's suppliers of the material was selling the material on or about March 31, 1942, the manufacturer must determine a price for the material under (1) above.

This amendment shall become effective May 8, 1946.

Issued this 3d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–7466; Filed, May 3, 1946; 11:39 a. m.]

PART 1418—TERRITORIES AND POSSESSIONS

[RMPR 373, Amdt. 84]

BEER, ALE AND WINES IN HAWAII

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 25 of Revised Maximum Price Regulation 373 is amended in the following respects:

1. Paragraph (b) (3) (i) is amended to read as follows:

(i) *Mainland beer and ale.*

Maximum Price Per Drink (Cents)

Per 11 or 12 oz. bottles, steinie, or can:	
Mexican Tecate and Carta Blanca Beer	30
All other brands	25
Per 22 oz. bottle, all brands	40
Per 32 oz. bottle, all brands	60

2. Paragraph (b (4) (ii) is amended to read as follows:

(ii) *By the bottle.* When domestic, imported or special wines are served by the bottle, the maximum price shall be the acquisition cost multiplied by 2.00. No additional service charge (i. e. chilling, special table or room service, etc.) may be added.

3. Paragraph (c) (3) (i) is amended to read as follows:

(i) *Mainland beer and ale.*

	Maximum price per drink	Cabaret tax	Maximum price per drink including tax
Per 11 or 12 oz. bottle, steinie, or can:			
Mexican Tecate and Carta Blanca Beer	*Cents* 29	*Cents* 6	*Cents* 35
All other brands	25	5	30
Per 22 oz. bottle, all brands	42	8	50
Per 32 oz. bottle, all brands	58	12	70

4. Paragraph (c) (4) (ii) is amended to read as follows:

(ii) When domestic, imported or special wines are served by the bottle, the maximum retail price shall be the acquisition cost multiplied by 2.00, plus 20% cabaret tax. No additional service charge for chilling or serving may be added.

This amendment shall become effective as of February 25, 1946.

Issued this 3d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–7465; Filed, May 3, 1946; 11:39 a. m.]

PART 1421—IRON AND STEEL FOUNDRY PRODUCTS

[MPR 244, Amdt. 13]

GRAY IRON CASTINGS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 1421.166 is amended in the following respects:

1. Subparagraphs (1) and (2) of paragraph (a) are amended by deleting, wherever they appear, the words "plus 10% of such price."

2. A new paragraph (j) is added, to read as follows:

(j) *Adjustment of certain maximum prices.* (1) Maximum prices established in accordance with paragraph (a) of this section are increased 28%.

(2) Maximum prices established in accordance with paragraph (b) of this section, in the following instances only, are increased as follows:

(i) Maximum prices established between October 26, 1942 and December 31, 1943, inclusive, are increased 12%;

(ii) Maximum prices established between January 1, 1944 and December 31, 1944, inclusive, are increased 6%.

(iii) For the purposes of this subparagraph a maximum price shall be deemed to be established at the time when the final recomputation required under paragraph (c) of this section is made.

(3) Maximum prices established in accordance with paragraph (e) of this section are increased 6%.

(4) All increases in maximum prices permitted under this paragraph are to be computed before the addition of any amount to compensate for the cost of overtime labor.

(5) If, heretofore, any seller has received, pursuant to § 1421.157 (a) or (b), an adjustment of his maximum prices for some or all of his gray iron castings and he elects to retain as his maximum prices any or all of such individually adjusted maximum prices he shall not use any of the increased maximum prices otherwise permitted under this paragraph. To the extent that the provisions of this subparagraph are inconsistent with the provisions of paragraph (h) of this section the provisions of this subparagraph shall supersede the provisions of paragraph (h).

This amendment shall become effective the 3d day of May 1946.

Issued this 3d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–7461; Filed, May 3, 1946; 11:38 a. m.]

PART 1499—COMMODITIES AND SERVICES

[RMPR 165, Amdt. 6 to Supp. Ser. Reg. 47]

RETAIL SHOE REPAIR SERVICES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

The first paragraph of paragraph (i) (1), of § 1499.680 is amended to read as follows:

(1) Attaching to dress or work shoes, Neolite full-soles or half-soles, manufactured by the Goodyear Tire and Rubber Company; Panolene full-soles or half-soles, manufactured by the Panther-Panco Rubber Company; Avonite full-soles, manufactured by the Avon Sole Company; O'Sullivan men's molded brown and leather color plastic half-soles, manufactured by the O'Sullivan Rubber Company; Neo-Cord full-soles, manufactured by the Gro-Cord Rubber Company.

This amendment shall become effective May 8, 1946.

Issued this 3d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–7460; Filed, May 3, 1946; 11:38 a. m.]

PART 1499—COMMODITIES AND SERVICES

[SR 15, Amdt. 52]

SLIP COVERS, LAUNDRY BAGS AND PILLOW COVERS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Section 1499.75 (a) (27) (vi) is amended to include the following:

(*g*) Readymade slip covers.
(*h*) Domestic laundry bags.
(*i*) Hooded pillow covers.

This amendment shall become effective May 8, 1946.

Issued this 3d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–7459; Filed, May 3, 1946; 11:37 a. m.]

Chapter XIII—Petroleum Administration for War

[Recommendation 7, Revocation]

PART 1500—ADMINISTRATIVE; GENERAL

Sections 1500.4 to 1500.7, inclusive (Recommendation No. 7 of the Office of Petroleum Coordinator for National Defense), are hereby revoked, effective May 1, 1946.

(E.O. 9276, 7 F.R. 10091; E.O. 9319, 8 F.R. 3687)

Issued: May 1, 1946.

RALPH K. DAVIES,
Deputy Petroleum Administrator for War.

[F. R. Doc. 46–7424; Filed, May 2, 1946; 4:08 p. m.]

[Recommendation 33, revocation]

PART 1503—MARKETING

Sections 1503.17 to 1503.29, inclusive (Recommendation 33 of the Office of Petroleum Coordinator for National Defense), are hereby revoked, effective May 1, 1946.

(E.O. 9276, 7 F.R. 10091; E.O. 9319, 8 F.R. 3687)

Issued: May 1, 1946.

RALPH K. DAVIES,
Deputy Petroleum Administrator for War.

[F. R. Doc. 46–7425; Filed, May 2, 1946; 4:08 p. m.]

[Petroleum Reg. 1, Revocation]

PART 1575—PETROLEUM INDUSTRY

Section 1575.1 (Petroleum Regulation No. 1) is hereby revoked, effective May 1, 1946.

(E.O. 9276, 7 F.R. 10091; E.O. 9319, 8 F.R. 3687; E.O. 9125, 7 F.R. 2719; WPB Directive No. 30, 8 F.R. 11559; sec. 2 (a) Pub. Law 671, 76th Cong.; Pub. Laws 89 and 507, 77th Cong.; Pub. Law 509, 78th Cong.)

Issued May 1, 1946.

RALPH K. DAVIES,
Deputy Petroleum Administrator for War.

[F. R. Doc. 46-7423; Filed, May 2, 1946; 4:08 p. m.]

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter II—Office of Defense Transportation

[General Order ODT 60]

PART 500—CONSERVATION OF RAIL EQUIPMENT

RESTRICTIONS UPON PASSENGER TRAIN SERVICE

Pursuant to Title III of the Second War Powers Act, 1942, as amended, and Executive Order 8989, as amended, in order to conserve and providently utilize motive power, vital transportation equipment, materials and supplies; to provide for the preferential transportation of troops and material of war; and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war; and it being deemed necessary in the public interest, by reason of the short supply of coal, to restrict the operation of the mileage of coal-burning locomotives engaged in passenger transportation service, it is hereby ordered, that:

Sec.
500.90 Restrictions on certain passenger train operations.
500.91 Cancellation of reservations.
500.92 Special and general permits.
500.93 Communications.

AUTHORITY: §§ 500.90 to 500.93, inclusive, issued under Title III of the Second War Powers Act, 1942, as amended, 56 Stat. 177, 50 U.S.C. App. 633, 58 Stat. 827, Public Law 270, 79th Congress; E.O. 8989, as amended, 6 F.R. 6725, 8 F.R. 14183.

§ 500.90 *Restrictions on certain passenger train operations.* No common carrier by railroad engaged in the transportation of passengers within the continental United States shall (a) during the period beginning at 12:01 a. m., May 10, 1946, and ending at 12:01 a. m., May 15, 1946, operate a total daily coal-burning passenger service locomotive mileage in excess of 75 per cent of the total coal-burning passenger service locomotive mileage operated by it on April 1, 1946; and (b) on and after 12:01 o'clock a. m., May 15, 1946, and until further order of the Office of Defense Transportation, operate a total daily coal-burning passenger service locomotive mileage in excess of 50 per cent of the total coal-burning passenger service locomotive mileage operated by it on April 1, 1946.

§ 500.91 *Cancellation of reservations.* Each common carrier by railroad shall forthwith cancel such passenger reservations and take such other action as may be necessary to carry out the terms and purposes of this order.

§ 500.92 *Special and general permits.* The provisions of this general order shall be subject to any special or general permit issued by the Director of the Railway Transport Department, Office of Defense Transportation, to meet specific needs or exceptional circumstances, or to prevent undue public hardships.

§ 500.93 *Communications.* Communications concerning this order should refer to "General Order ODT 60" and should be addressed to the Office of Defense Transportation, Washington 25, D. C.

Issued at Washington, D. C., this 2d day of May 1946.

J. M. JOHNSON,
Director,
Office of Defense Transportation.

[F. R. Doc. 46-7449; Filed, May 3, 1946; 10:26 a. m.]

Notices

DEPARTMENT OF JUSTICE.

Office of the Attorney General.

[Order 3229]

DISCLOSURE OR USE OF CONFIDENTIAL RECORDS AND INFORMATION

MAY 2, 1939.

Pursuant to authority vested in me by R.S. 161 (U.S. Code, Title 5, section 22), *It is hereby ordered:*

All official files, documents, records and information in the offices of the Department of Justice, including the several offices of United States Attorneys, Federal Bureau of Investigation, United States Marshals, and Federal penal and correctional institutions, or in the custody or control of any officer or employee of the Department of Justice, are to be regarded as confidential. No officer or employee may permit the disclosure or use of the same for any purpose other than for the performance of his official duties, except in the discretion of the Attorney General, The Assistant to the Attorney General, or an Assistant Attorney General acting for him.

Whenever a subpoena *duces tecum* is served to produce any of such files, documents, records or information, the officer or employee on whom such subpoena is served, unless otherwise expressly directed by the Attorney General, will appear in court in answer thereto and respectfully decline to produce the records specified there in, on the ground that the disclosure of such records is prohibited by this regulation.

FRANK MURPHY,
The Attorney General.

[F. R. Doc. 46-7422; Filed, May 2, 1946; 2:30 p. m.]

CIVILIAN PRODUCTION ADMINISTRATION.

COTTON CRAFT, INC.

[C-426, Amdt. 1]

CONSENT ORDER

Cotton Craft, Inc., 1350 Broadway, New York City, has requested relief, upon the grounds of hardship, from the terms of the Consent Order entered into by it with the Civilian Production Administration, February 20, 1946, and issued February 25, 1946, by the Civilian Production Administration.

The Assistant General Counsel and the Director of the Compliance Division have reviewed the case and concluded, on April 25, 1946, that undue hardship would result unless the consent order were modified.

Wherefore, upon the recommendation of the Assistant General Counsel, and the Director of the Compliance Division, *it is hereby ordered*, That:

The Consent Order herein referred to, issued February 25, 1946, be, and hereby is, amended by the substitution of the following paragraph (b) for the present paragraph (b):

(b) No allocation or authorization to place rated orders for textiles shall be made by the Civilian Production Administration to Cotton Craft, Inc. during the first quarter of 1946, nor shall Cotton Craft, Inc. place any orders for or receive deliveries of any textiles on rated orders during this quarter. In addition, during the second quarter of 1946, Cotton Craft, Inc. shall reduce the amount of cotton fabrics for which it may be authorized to extend ratings under Schedule C of Order M-328-B, by the amount of 43,900 yards.

Issued this 2d day of May 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-7447; Filed, May 2, 1946; 4:42 p. m.]

FEDERAL POWER COMMISSION.

[Docket No. G-588]

UNITED FUEL GAS CO. ET AL.

NOTICE OF APPLICATION

MAY 2, 1946.

In the matter of United Fuel Gas Company, Huntington Development and Gas Company, Point Pleasant Natural Gas Company, and Warfield Natural Gas Company; Docket No. G-588.

Notice is hereby given that on April 24, 1946, United Fuel Gas Company (United), Huntington Development and Gas Company (Huntington), Point Pleasant Natural Gas Company (Point Pleasant), and Warfield Natural Gas Company (Warfield), all being subsidiaries of Columbia Gas & Electric Corporation, with their principal place of business in Charleston, West Virginia, filed a combined application for a certificate of public convenience and necessity under Section 7 of the Natural Gas Act, as amended, authorizing the purchase and operation by United and the sale by Huntington, Point Pleasant, and Warfield of their properties and other assets.

The application amends a prior application filed on March 1, 1945, wherein United sought approval for the acquisition of Central Kentucky Natural Gas Company and Cincinnati Gas Transportation Company along with the aforesaid companies. The present application was filed by reason of the disapproval of the Public Service Commission of West Virginia to the inclusion of Central Kentucky Natural Gas Company and Cincinnati Gas Transportation Company among the companies to be acquired by United.

United owns and operates natural gas production properties in the State of West Virginia, transmission properties in the States of West Virginia, Ohio and Kentucky, and distribution properties in the States of West Virginia and Ohio. It sells natural gas produced and purchased in West Virginia to other gas utilities in West Virginia, Ohio, and Kentucky for ultimate consumption in the States of West Virginia, Ohio, Kentucky, Pennsylvania and New York. During the year 1944, United sold 11,877,617 Mcf of natural gas through its local distribution systems, in Ohio, Ironton, 483,751 Mcf, New Boston, 89,742 Mcf, Miscellaneous, 184,725 Mcf, and in West Virginia, Charleston, 4,157,617 Mcf, Dunbar, 417,337 Mcf, Huntington, 2,498,837 Mcf, Kenova, 144,615 Mcf, Logan, 205,935 Mcf, Nitro, 149,005 Mcf, South Charleston, 736,174 Mcf, Spencer, 70,722 Mcf, St. Albans, 272,451 Mcf, Williamson, 294,832 Mcf, Miscellaneous, 2,171,874 Mcf; and 8,893,082 Mcf of natural gas to main line industrial consumers, in Ohio, 389,252 Mcf, in West Virginia 8,503,830 Mcf; and 60,557,160 Mcf of natural gas to other gas utilities, in Ohio, Portsmouth Gas Co., 768,576 Mcf, in West Virginia, Cincinnati Gas Transportation Company, 13,126,592 Mcf, Hope Natural Gas Company, 57,129 Mcf, Huntington Development and Gas Company, 1,103,136 Mcf, Home Gas Company, 4,359,279 Mcf, Manufacturers Light and Heat Co., 18,884,523 Mcf, The Ohio Fuel Gas Co., 20,945,431 Mcf, Point Pleasant Natural Gas Co., 140,756 Mcf, in Kentucky, Central Kentucky Natural Gas Co., 1,181,738 Mcf; and 142,775 Mcf of natural gas to other miscellaneous customers in West Virginia.

Huntington owns and operates natural gas production, transmission and distribution properties in the State of West Virginia. It sells natural gas produced and purchased in West Virginia to United for resale for ultimate public consumption in the States of Ohio and Kentucky. During the year 1944, Huntington sold 1,674,399 Mcf of natural gas, through its local distribution systems, Huntington, 1,626,388 Mcf, Kenova, 977 Mcf, Miscellaneous, 46,974 Mcf; and 69,265 Mcf of natural gas to a main line industrial customer; and 1,895,695 Mcf of natural gas to United, and 8 Mcf of natural gas to other miscellaneous customers.

Warfield owns and operates natural gas production, transmission and distribution properties in the State of Kentucky. It sells natural gas produced and purchased in Kentucky to United and Atlantic Seaboard Corporation for resale for ultimate public consumption in Kentucky, Maryland, Ohio, Pennsylvania, Virginia, West Virginia, and the District of Columbia. During the year 1944, Warfield sold 1,852,476 Mcf of natural gas through its local distribution systems, Ashland, 1,178,414 Mcf, Catlettsburg, 179,447 Mcf, Miscellaneous, 494,615 Mcf; and 152,115 Mcf of natural gas to main line industrial consumers; and 32,942,946 Mcf of natural gas to other gas utilities, Atlantic Seaboard Corporation, 13,795,930 Mcf, United, 19,136,036 Mcf, Hazard Gas Co., 10,980 Mcf; and 160,126 Mcf of natural gas to other miscellaneous customers.

Point Pleasant is engaged in the purchase and sale at retail of natural gas in the town of Point Pleasant, Mason County, West Virginia, including adjacent and contiguous territory serving approximately 1,200 customers. Its entire gas supply in 1944 of 140,756 Mcf was purchased from United and received from the lines of the Ohio Fuel Ga Company through a gas exchange agreement between that company and United.

It is proposed that Huntington, Point Pleasant and Warfield convey to United all their properties and assets consisting of gas wells, lines, equipment, leaseholds, and assets of all kinds and in consideration thereof, United will assume all of the debts and obligations of Huntington, Point Pleasant and Warfield, and will issue 87,236 shares of its common stock, distributing 62,668 shares to Huntington, 500 shares to Point Pleasant and 24,068 shares to Warfield. No financing will be necessary, except as above indicated, and to accomplish this end United will increase its authorized common stock from 300,000 shares, $1 par value, all of which shares are now outstanding, to 400,000 shares, $1 par value.

It is the intention of United after the proposed acquisition, to continue the service as presently being rendered, under the same method of supervision and operation and at the present rates. It is stated that no other gas company will be affected in any way by the proposed acquisition, that no new facilities are involved in the transaction, that certain savings will result therefrom and that transactions between companies will be eliminated.

Any interested State Commission is requested to notify the Federal Power Commission whether the application should be considered under the cooperative provisions of Part 67 of the provisional rules of practice and regulations under the Natural Gas Act, and if so, to advise the Federal Power Commission as to the nature of its interest in the matter and whether it desires a conference, the creation of a board, or a joint or concurring hearing, together with the reasons for such request.

Any person desiring to be heard or to make any protest with reference to said application should, on or before the 18th day of May 1946, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's provisional rules of practice and regulations under the Natural Gas Act.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-7503; Filed, May 3, 1946; 12:00 p. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Supp. Vesting Order 6222]

FUJI SAKE BREWING CO., LTD.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian, after investigation:

1. Having found and determined in Vesting Order Number 3696, dated May 19, 1944, as amended, that Fuji Sake Brewing Company, Limited, is a business enterprise within the United States and a national of a designated enemy country (Japan);

2. Finding that Takinosuke Toyama has claims against Fuji Sake Brewing Company, Limited, which are represented on the books and records of Fuji Sake Brewing Company, Limited, as accounts payable in the amounts of $216.70 and $886.50, as of September 14, 1945, subject to any accruals or deductions thereafter, and which represent an interest in Fuji Sake Brewing Company, Limited;

3. Finding that Takinosuke Toyama, which last known address is Japan, is a resident of Japan and a national of a designated enemy country (Japan);

and determining;

4. That to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan);

and having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the interest of Takinosuke Toyama in Fuji Sake Brewing Company, Limited, more fully described in subparagraph 2 hereof, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as

may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 25, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–7300; Filed, May 1, 1946; 11:21 a. m.]

[Vesting Order 6226]

ANNA SCHMIDT

In re: Estate of Anna Schmidt, deceased; File D–28–10240; E.T. sec. 14589.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Joseph Traier, Children of Joseph Traier, names unknown, Karl Traier, Children of Karl Traier, names unknown, Pauline Spinner, Children of Pauline Spinner, names unknown, Lisbeth Schmidt, Children of Lisbeth Schmidt, names unknown, George Schmidt, Children of George Schmidt, names unknown, Barbara Honold, and Children of Barbara Honold, names unknown, and each of them, in and to the Estate of Anna Schmidt, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Joseph Traier, Germany.
Children of Joseph Traier, names unknown, Germany.
Karl Traier, Germany.
Children of Karl Traier, names unknown, Germany.
Pauline Spinner, Germany.
Children of Pauline Spinner, names unknown, Germany.
Lisbeth Schmidt, Germany.
Children of Lisbeth Schmidt, names unknown, Germany.
George Schmidt, Germany.
Children of George Schmidt, names unknown, Germany.
Barbara Honold, Germany.
Children of Barbara Honold, names unknown, Germany.

That such property is in the process of administration by George Braeunig, Christian Schaal, and Pauline Schaal, as Executors, acting under the judicial supervision of the Orphans' Court of Philadelphia County, Pennsylvania;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 29, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–7407; Filed, May 2, 1946; 11:37 a. m.]

[Vesting Order 6228]

MORRIS MANDL ET AL.

In re: Morris Mandl and Malvina Kellner Mandl vs. Jennie Beke, Ilona Kardos, Rose Federer and Istvan Beck; File No. 017–19066.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Jennie Beke and her issue, names unknown, Ilona Kardos and her issue, names unknown, Rose Federer and her issue, names unknown and Istvan Beck and his issue, names unknown, and each of them, in and to the proceeds of the real estate sold pursuant to court order in a partition suit entitled "Morris Mandl and Malvina Kellner Mandl vs. Jennie Beke, Ilona Kardos, Rose Federer and Istvan Beck," in the Supreme Court, State of New York, held in and for the County of Orange,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Hungary, namely,

Nationals and Last Known Address

Jennie Beke and her issue, names unknown, Hungary.
Ilona Kardos and her issue, names unknown, Hungary.
Rose Federer and her issue, names unknown, Hungary.
Istvan Beck and his issue, names unknown, Hungary.

That such property is in the process of administration by John J. Beattie, III, Warwick, New York, as Referee in Partition, in the matter of Morris Mandl and Malvina Kellner Mandl vs. Jennie Beke, Ilona Kardos, Rose Federer and Istvan Beck, acting under the judicial supervision of Supreme Court, State of New York held in and for the County of Orange;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, Hungary;

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 30, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–7408; Filed, May 2, 1946; 11:37 a. m.]

[Vesting Order CE 269]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN KANSAS, MICHIGAN, NEBRASKA, INDIANA, MISSOURI AND OHIO COURTS

Under the authority of the Trading with the Enemy Act as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 25, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Adrienne Ouverleaux	Belgium	Estate of Paul Broquet, deceased, Probate Court, Norton County, Kans.	$1,345.08	Fridel Broquet, Executrix of the Estate of Paul Broquet, deceased, 104 East Park St., Norton, Kans.	$79.00
		Item 2			
Marie A. Crombez (Ouverleaux)	Belgium	Same	106.40	Same	6.00
		Item 3			
Clair Cumont (Ouverleaux)	Belgium	Same	106.04	Same	6.00
		Item 4			
Antoni Doros	Poland	Estate of Victor Paul Doros, also known as Victor Doros, also known as Mike Dziwota, deceased, Probate Court, Wayne County, Mich.; No. 306111.	113.68	The County Treasurer of Wayne County, Detroit, Mich.	20.00
		Item 5			
Wladyslaw Doros	Poland	Same	113.68	Same	20.00
		Item 6			
Leon Ginsburg	Poland	Estate of Goldie Arenson, also known as Gusta Arenson, deceased, County Court, Lancaster County, Nebr.	200.00	Robin R. Reid, Judge of the County Court, Lancaster County Lincoln, Nebr.	25.00
		Item 7			
Vasiliki Pasko	Jugoslavia	Estate of John Kothu, deceased, Lake Superior Court of Indiana, Gary, Ind.	69.60	Walter R. Mybeck, Clerk of Lake Superior Court, Gary, Ind.	13.00
		Item 8			
Domna Gagats	Greece	Same	69.60	Same	13.00
		Item 9			
Mrs. Wolf Pitel	China	Estate of Max Nitz, deceased, Probate Court, City of St. Louis, Mo.; File No. 94883.	244.10	Treasurer of the State of Missouri, Escheat Fund, Jefferson City, Mo.	45.00
		Item 10			
Antionette Sabino Serrano	Italy	Estate of Carmel LaRicci, also known as Carmel Sabino, also known as Carmila Sabino versus Antionette Sabino Serrano, et al., Court of Common Pleas, Trumbull County, Ohio.	351.91	Peter C. Campana, Clerk of Courts, Trumbull County, Warren, Ohio.	85.00

[F. R. Doc. 46–7303; Filed, May 1, 1946; 11:21 a. m.]

[Vesting Order CE 267]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN CALIFORNIA COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property

which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A, the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 25, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 1	
Marie Louise Voinchet	France	Estate of Laure Badaire, also known as Laura Badaire, also known as Laura Portal, deceased, in the Superior Court of the State of California, in and for the City and County of San Francisco; No. 82574.	$1 [illegible]
		Item 2	
Emile Voinchet	France	Same	7 [illegible]
		Item 3	
Marcelle Voinchet	France	Same	7 [illegible]
		Item 4	
Raymond Voinchet	France	Same	7. [illegible]
		Item 5	
Charlotte Voinchet	France	Same	7 [illegible]
		Item 6	
Denise Voinchet	France	Same	7 [illegible]
		Item 7	
Louise Boucher Mesnil	France	Same	5 [illegible]
		Item 8	
Germain Boucher	France	Same	5 [illegible]
		Item 9	
Louis Boucher	France	Same	5 [illegible]
		Item 10	
Lucie Letrosne	France	Same	5 [illegible]
		Item 11	
Paul Badaire	France	Same	5 [illegible]
		Item 12	
Francois Hudglot	France	Same	5 [illegible]
		Item 13	
Andre Haure	France	Estate of Joseph B. Haure, deceased, in the Superior Court of the State of California, in and for the City and County of San Francisco; No. 94746.	22 [illegible]
		Item 14	
Catherine Haure Tuyaret	France	Estate of Joseph B. Haure, deceased, in the Superior Court of the State of California, in and for the City and County of San Francisco, No. 94746.	22 [illegible]
		Item 15	
Eulfrazie Haure	France	Same	22 [illegible]
		Item 16	
Alexandrine Amiel	France	Estate of Marie Louise Adams, deceased, in the Superior Court of the State of California, in and for the City and County of San Francisco, No. 47987.	71 [illegible]
		Item 17	
Johanna Reinert Boehme	France	Estate of Herman Fred Boehme, also know as Herman F. Boehme, deceased, in the Superior Court of the State of California, in and for the City and County of San Francisco; No. 90613.	28 [illegible]
		Item 18	
Anna Adriana Janssen	Holland	Estate of John H. Janssen, deceased, in the Superior Court of the State of California, in and for the County of Los Angeles; No. 118199.	5 [illegible]
		Item 19	
Johan Hendrik Janssen	Holland	Same	5 [illegible]
		Item 20	
Marie Magdalena Janssen	Holland	Same	5 [illegible]
		Item 21	
Adrian Martin Janssen	Holland	Same	5 [illegible]
		Item 22	
Christiaan Joseph Janssen	Holland	Same	5 [illegible]
		Item 23	
Divertiena Egbertha van Oosten -or- Lamina Luchiena van Oosten, Frederik Hendrik van Oosten and Frits and Jakob, sons of Henricus Martinus van Oosten, deceased.	Holland	Estate of William F. van Oosten, deceased, in the Superior Court of the State of California, in and for the County of Alameda; No. 83522.	90 [illegible]

[F. R. Doc. 46–7301; Filed, May 1, 1946; 11:21 a. m.]

[Vesting Order CE 270]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN ILLINOIS AND IOWA COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 25, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
John C. Korologos	Greece	Estate of Jason Cosme Corologos, deceased, Probate Court, Cook County, Ill.; Docket No. 435; Page 484 File No. 44–P–7671.	$1,389.10	John T. Dempsey, Administrator, of the Estate of Jason Cosme Corologos, deceased, 11 South LaSalle St., Chicago, Ill.	$18.00
		Item 2			
Evangelos K. Korologos	Greece	Same	463.03	Same	6.00
		Item 3			
Kreon K. Korologos	Greece	Same	463.03	Same	6.00
		Item 4			
Omiros K. Korologos	Greece	Same	463.03	Same	6.00
		Item 5			
Ismini Hadjisarantos Kanaris	Greece	Same	1,389.10	Same	18.00
		Item 6			
Athanasius John Papanicolopoulos.	Greece	Estate of Vasilios John Papanicolopoulos, deceased, Probate Court, Rock Island County, Ill; File No. 7034.	985.19	LaSalle National Bank, 135 South LaSalle St., Chicago, Ill.; Account in the name of G. Christopoulos, Acting Consul General of Greece at Chicago; Account No. 30182.	24.00
		Item 7			
George John Papanicolopoulos.	Greece	Same	985.18	Same	24.00
		Item 8			
Elias John Papanicolopoulos	Greece	Same	985.18	Same	24.00
		Item 9			
Oscar Pettersen	Norway	Estate of Gertie Christensen, deceased, Probate Court, Cook County, Ill.; Docket No. 438; Page 463; File No. 45–P–1181.	2,552.06	Pioneer Trust and Savings Bank of Chicago, Executor of the Estate of Gertie Christensen, deceased, 4000 West North Ave., Chicago, Ill.	23.00
		Item 10			
Reider Pettersen	Norway	Same	2,552.07	Same	23.00
		Item 11			
Soren Berremark	Denmark	Estate of Carrie Sorensen, deceased, District Court, Monona County, Iowa.	3,474.82	The First National Bank of Chicago, 38 South Dearborn, Chicago, Ill., Account No. 1494364	35.00
		Item 12			
Christian Thomsen	Denmark	Same	3,474.82	The First National Bank of Chicago, 38 South Dearborn, Chicago, Ill., Account No. 1494363.	35.00
		Item 13			
Petra Thomsen	Denmark	Same	3,474.82	The First National Bank of Chicago, 38 South Dearborn, Chicago, Ill., Account No. 1494362.	35.00
		Item 14			
John Tamulionas	Lithuania	Estate of Rose Waleulis, deceased, Probate Court, Cook County, Ill.; Docket No 433; Page 247; File No. 44–P–5347.	388.89	Reverend Joseph Dambrauskas, 2327 West 23d Pl., Chicago, Ill., and John B. Brenza, 2200 West Cermak Rd., Chicago, Ill.	34.00
		Item 15			
Casimir Tamulionas	Lithuania	Same	388.89	Same	34.00
		Item 16			
Justin (Mike) Peleckas	Lithuania	Same	710.00	Same	62.00

[F. R. Doc. 46–7304; Filed, May 1, 1946; 11:21 a. m.]

[Vesting Order CE 271]

Costs and Expenses Incurred in Certain Actions or Proceedings in Certain Montana, Nevada and Idaho Courts

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 25, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 1	
Johan Halleland	Norway	Estate of Lars Halleland, deceased. District Court of the Fourteenth Judicial District of the State of Montana, in and for the County of Meagher.	$92.00
		Item 1	
Wilhelmina Smoerdal	Norway	Estate of Edwin Drange, deceased. District Court of the County of Yellowstone, State of Montana, Probate No. 4867.	36.00
		Item 3	
Marie Urrutia Ardans	France	Estate of Peter Ardans, deceased. Third Judicial District, County of Eureka, State of Nevada, No. 554.	14.00
		Item 4	
Leon Ardans	France	Same	11.00
		Item 5	
Marie Ardans	France	Same	11.00
		Item 6	
Martha Ardans	France	Same	11.00
		Item 7	
Margot Stalwick	Norway	Estate of Oscar Ludwig Stalwick, deceased. Probate Court of the State of Idaho, for the County of Kootenai.	41.00
		Item 8	
Inger Stalwick	Norway	Same	41.00
		Item 9	
Evelyn Stalwick	Norway	Same	41.00
		Item 10	
Ole Jacobsen	Norway	Estate of Carl Jacobsen, deceased. District Court of the Eighth Judicial District, Cascade County, State of Montana, Probate No. 6301.	23.00
		Item 11	
Martin Jacobsen	Norway	Same	23.00
		Item 12	
Christina Jacobsen	Norway	Same	23.00

[F. R. Doc. 46–7305; Filed, May 1, 1946; 11:21 a. m.]

[Vesting Order CE 268]

Costs and Expenses Incurred in Certain Actions or Proceedings in Certain Minnesota, Michigan, South Dakota, Wisconsin and Iowa Courts

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 25, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 1	
Mrs. Hedda Rustad	Norway	Estate of Anton Bergerson, deceased, in the Probate Court of Polk County, Minn.	$24.00
		Item 2	
Lava Bergerson	Norway	Same	24.00
		Item 3	
George Bergerson	Norway	Same	24.00
		Item 4	
Heirs-at-law of John Stawecki, deceased	Poland	Estate of John Stawecki, deceased, in the Probate Court of Wayne County, Mich., File No. 323,663.	42.00
		Item 5	
Mina Lonecycki	Poland	Estate of Zuzanna Zahorsky, deceased, in the County Court of Kenosha County, Wis.	22.00
		Item 6	
Stanley Gurski	Poland	Same	22.00
		Item 7	
Tomasr Gurski	Poland	Same	22.00
		Item 8	
Danny Woutos	Greece	Estate of Lampros Londaritis, a/k/a Louis Leondaritis and Lampros Peter Londarites, deceased, Probate Court for the County of Wayne, Mich., File No. 328,201.	34.00
		Item 9	
Three nieces, names unknown, of Johanna Christensen, deceased.	Denmark	Estate of Johanna Christensen, deceased, County Court of Meade County, S. Dak.	41.00
		Item 10	
Martin Peterson	Norway	In the estate of Christoffer Peterson, deceased, in the County Court of Coddington County, S. Dak.	12.00
		Item 11	
Isaac Peterson	Norway	Same	12.00
		Item 12	
Ingeborg Maire Peterson	Norway	Same	12.00
		Item 13	
Karen Peterson	Norway	Same	12.00
		Item 14	
Ingeborg Kristine Peterson	Norway	Same	12.00
		Item 15	
Anna Tomina Peterson	Norway	Same	12.00
		Item 16	
Kristine Gram	Denmark	Estate of H. P. Anderson, deceased, District Court, Pottawattamie County, State of Iowa, No. 10448.	37.00
		Item 17	
Christiana Hansen	Denmark	Same	37.00
		Item 18	
Christopher Anderson	Denmark	Estate of H. P. Anderson, deceased, District Court, Pottawattamie County, State of Iowa, No. 10448.	37.00
		Item 19	
Frederick Stakal	Denmark	Same	37.00
		Item 20	
Marianne Fabrin	Denmark	Estate of George C. Matson, deceased, County Court of Kingsbury County, S. Dak.	17.00
		Item 21	
Karel Schmidt	Denmark	Same	17.00
		Item 22	
Karl Gustav Madsen	Denmark	Same	17.00
		Item 23	
Anna Beidel	Denmark	Same	17.00
		Item 24	
Margaret Hanson	Denmark	Same	17.00
		Item 25	
Elizabeth Vold and a sister, name unknown, of Amund Vold, deceased.	Norway	Estate of Amund Vold, deceased, Probate Court, Clay County, Minn.	50.00
		Item 26	
Jose (Joseph) Kropidlowski or the heirs at law of Steve Kropidlowski, deceased.	Poland	Estate of Steve Kropidlowski, a/k/a Szczepan Kropidlowski, deceased. In the County Court of Milwaukee County, Wis. File #227–506.	77.00

[F. R. Doc. 46–7302; Filed, May 1, 1946; 11:21 a. m.]

[Vesting Order CE 272]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW YORK COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 29, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Stanislaw Bolembach	Poland	Estate of Agnes Bolembach (a/k/a Agnieszka Bolembach) deceased, Surrogate's Court, Richmond County, N. Y. Docket No. P-124-1943.	$829.60	Joseph Bolembach, 332 Morningstar Rd., Elm Park, Staten Island, N. Y., Leon Bolembach, 138 Van Pelt Ave., Mariners Harbor, Staten Island, N. Y., Pelagia Stasiak, 354 Pulaski Ave., Elm Park, Staten Island, N. Y., and Emilia Forte, 95 Jewett Ave., Port Richmond, Staten Island, N. Y., Executors	$75.00
		Item 2			
The Priests of St. Anne's Church, Town of Prenno (Priena) Lithuania.	Lithuania	Estate of Agate Pauza, also known as Agota Pauza, deceased, Surrogate's Court, Nassau County, N. Y. Docket No. —.	228.59	Treasurer of the County of Nassau, Mineola, N. Y.	25.00
		Item 3			
Elizabeth Pascale	Italy	Estate of Giuseppe Pascale, a/k/a Giuseppe Pasquale, dec'd, Surrogate's Court, Westchester County, White Plains, N. Y. Docket No. 9-1943.	300.00	Commissioner of Finance, Westchester County, White Plains, N. Y.	60.00
		Item 4			
Baeri Freres	France	In the Matter of French & Company, Inc., Debtor, in Proceedings for the Reorganization of a Corporation No. 72156. United States District Court, Southern District of New York.	6,302.35	French & Co., Inc., Consignee, 210 East 57th St., New York 22, N. Y.	283.00
		Item 5			
Leon Lacroix	France	Same	1,613.45	Same	100.00
		Item 6			
Guido Borelli	Italy	Same	1,993.96	Same	100.00
		Item 7			
Franklin Piccioli	Italy	Same	955.00	Same	75.00
		Item 8			
Stavros Ioanou Lewnes	Greece	Estate of Lewis Lewnes, dec'd, Surrogate's Court, Kings County, N. Y. Index No. 7017-1944.	(1)	Charles G. Lewnes, 70 Prospect Park, West Brooklyn, N. Y., executor and trustee.	40.00

(1) Income from trust u/w of Louis Lewnes, deceased.

[F. R. Doc. 46-7409; Filed, May 2, 1946; 11:37 a. m.]

[Vesting Order CE 273]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN CONNECTICUT COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 29, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Ciarin, a/k/a Claria Crisci	Italy	Estate of Antonio N. Crisci, a/k/a Antonio M. Crisci, dec'd., Court of Probate, District of Waterbury, State of Connecticut.	$712.00	Alfred F. Celentano, Administrator c. t. a. 23 Wooster Place, New Haven (1) Conn., P. O. Box No. 163	$133.00
		Item 2			
Angelo Crisci	Italy	Same	178.00	Same	33.00
		Item 3			
Maria Michela Crisci	Italy	Same	178.00	Same	33.00
		Item 4			
Frank Stvanek	Austria	Estate of Karl Stvanek, a/k/a Charles Stvanek, deceased, Court of Probate, District of Bridgeport, State of Connecticut.	2,346.91	Edward W. McFadden, Executor, 955 Main St., Bridgeport, Conn.	193.00
		Item 5			
Julia Neikrasz	Lithuania	Estate of Simon Nichols, a/k/a Simon Nicholas, a/k/a Simon Niklas, a/k/a Simon Niekrasz, deceased, Court of Probate, District of East Windsor, State of Connecticut, Warehouse Point, Conn.	$711.93	John A. Kisiel, Administrator, R. F. D., Broad Brook, Conn.	40.00
		Item 6			
Annie Niekrasz	Lithuania	Same	711.93	Same	40.00
		Item 7			
Anna Niekrasz	Lithuania	Same	711.93	Same	40.00
		Item 8			
Mihalis Gianakes	Greece	Estate of Costas Gianakes, a/k/a Costas Ginnakis, deceased, Court of Probate, District of Derby, Ansonia, Conn.	139.04	Albert B. Gardella, Administrator, 38 Main St., Ansonia, Conn.	12.00
		Item 9			
Poseidon Gianakes	Greece	Same	139.04	Same	12.00
		Item 10			
Artemis Gianakes	Greece	Same	139.04	Same	12.00
		Item 11			
Chrysostomos Gianakes	Greece	Same	139.04	Same	12.00
		Item 12			
Vittoria Carriere	Italy	Estate of Leonardo DeCesare, deceased, Court of Probate, District of Waterbury, State of Connecticut.	168.24	Theodore Cipollone, Administrator, 80 Pleasant St., Waterbury, Conn.	25.00
		Item 13			
Paolo Caputo	Italy	Same	168.24	Same	25.00

[F. R. Doc. 46-7410; Filed, May 2, 1946; 11:37 a. m.]

[Vesting Order CE 274]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN WASHINGTON COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred

by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 29, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Gilda Jachetta	Italy	In re Estate of Joseph Falsetto, deceased. In the Superior Court of the State of Washington, in and for the County of Spokane. No. 38208.	$172.97	Robert A. Wilson, County Clerk, Spokane County, State of Washington, Spokane, Wash. In the name of Gilda Jachetta.	$[illegible]
		Item 2			
Louisa Magnone	Italy	Same	172.97	Same. In the name of Louisa Magnone	2[illegible]
		Item 3			
Ola Hammervold	Norway	Estate of Ivar Hammervold, deceased. Superior Court of the State of Washington, for Snohomish County, in Probate No. 16113.	2,280.00	Washington Mutual Savings Bank of Seattle, Account No. 106745, in the name of the heirs of Ivar Hammervold, deceased, Seattle, Wash.	[illegible]
		Item 4			
Asbjorn Hammervold	Norway	Same	2,280.00	Same	[illegible]
		Item 5			
Anna Hammervold	Norway	Same	2,280.00	Same	[illegible]
		Item 6			
Anders Helvorson Rogholt	Norway	Estate of Nels Anderson, deceased, Superior Court of the State of Washington, for Lewis County. No. 7866.	646.69	G. F. Christian, Glenoma, Washington, as Executor of the Estate, Chehalis, Wash.	[illegible]
		Item 7			
Kristian Jenseu	Denmark	Estate of James J. Hornborg, deceased, Superior Court of the State of Washington, in and for the County of King. No. 89868.	2,923.07	Wilhelm Madsen, Administrator, 1602 Smith Tower, Seattle 4, Wash.	2[illegible]
		Item 8			
Mary Kirstine Nellenham	Denmark	Same	2,923.08	Same	2[illegible]

[F. R. Doc. 46–7411; Filed, May 2, 1946; 11:37 a. m.]

[Vesting Order 5465, Amdt.]

JOHN RADE

In re: Estate of John Rade, deceased; File D–11–89; E.T. sec. 14260.

Vesting Order Number 5465, dated December 6, 1945, is hereby amended to read as follows:

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Alexa Radicheff, Nedelka Kalkanova and Vassil Radicheff, and each of them, in and to the estate of John Rade, deceased, is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Bulgaria, namely,

Nationals and Last Known Address

Alexa Radicheff, Bulgaria.
Nedelka Kalkanova, Bulgaria.
Vassil Radicheff, Bulgaria.

That such property is in the process of administration by William I. O'Neill, 710 North Plankinton Avenue, Milwaukee 3, Wisconsin, as Administrator of the estate of John Rade, deceased, acting under the judicial supervision of the County Court of Milwaukee County, Wisconsin;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Bulgaria);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 12, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–7415; Filed, May 2, 1946; 11:38 a. m.]

[Vesting Order CE 275]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN ILLINOIS COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095 as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 29, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Rose Fiala	Austria	Estate of Carl Garhofer, deceased, Probate Court, Cook County, Ill.; Docket No. 432; Page 540; File No. 44–P–4888.	$1,595.56	The County Treasurer of Cook County, Chicago, Ill.	$18.00
		Item 2			
Adolph Fiala	Austria	Same	1,595.56	Same	18.00
		Item 3			
Joseph Fiala	Austria	Same	1,595.55	Same	18.00
		Item 4			
Friedrich Kleinander	Austria	Same	1,595.55	Same	18.00
		Item 5			
Franz Kleinander	Austria	Same	1,595.55	Same	18.00
		Item 6			
Robert Kleinander	Austria	Same	1,595.55	Same	18.00
		Item 7			
Wilhelmine Frattinger	Austria	Same	4,786.65	Same	53.00
		Item 8			
Nachum Mogermann, Chaim Mogermann and Town of Michow.	Poland	Estate of Abraham Jacob Tanenbaum, also known as Abrahan Jacob Tannenbaum, deceased, Probate Court, Cook County, Ill.; Docket No. 415; Page 430; File No. 43–P–6515.	3,707.39	Same	40.00
		Item 9			
Frank Krzyzak	Poland	Estate of John Krzyzak, deceased, Probate Court, Cook County, Ill.; Docket No. 436; Page 154; File No. 44–P–8006.	537.93	Same	14.00
		Item 10			
Catherine Krzyzak	Poland	Same	537.93	Same	14.00
		Item 11			
Helen Krzyzak	Poland	Same	537.96	Same	14.00
		Item 12			
Kata Galich	Jugoslavia	Estate of Marko Galich, deceased, Probate Court, Cook County, Ill.; Docket No. 393; Page 544; File No 40–P–3240.	375.00	The County Treasurer of Cook County, Chicago, Ill.	40.00
		Item 13			
Anna Zebich	Jugoslavia	Same	100.00	Same	11.00
		Item 14			
Antonina Longo	Italy	Estate of Agostino Cannella, deceased, Probate Court, Cook County, Ill.; Docket No. 426; Page 50; File No. 44–P–565.	998.20	Same	72.00
		Item 15			
Giuseppina Purpura	Italy	Same	998.20	Same	72.00
		Item 16			
Maria Purpura	Italy	Same	998.19	Same	72.00

[F. R. Doc. 46–7412; Filed, May 2, 1946; 11:37 a. m.]

[Vesting Order CE 276]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN ILLINOIS COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing

each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A, the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 29, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 1	
Lucy Langner	Poland	Estate of Stanislawa Pyrzynski, deceased, Probate Court, Cook County, Ill.; Docket No. 437; Page 81; File No. 44–P–8852.	$[illegible]
		Item 2	
Henry S. Snopczynski	Poland	Estate of Zenon Snopczynski, deceased, Probate Court, Cook County, Ill.; Docket No. 438; Page 354; File No. 45–P–1021.	17 [illegible]
		Item 3	17 [illegible]
Marion S. Snopczynski	Poland	Same	
		Item 4	17 [illegible]
Joseph S. Snopczynski	Poland	Same	
		Item 5	17 [illegible]
Stanley S. Snopczynski	Poland	Same	
		Item 6	17 [illegible]
Julia Kaminski	Poland	Same	
		Item 7	17 [illegible]
Czeslawa Snopczynski	Poland	Same	
		Item 8	17 [illegible]
Maria Bavolek	Poland	Same	
		Item 9	[illegible]
Augustine Boucq Cambron	Belgium	Estate of Anton J. Conard, deceased, Probate Court, Cook County, Ill.; Docket No. 429; Page 286; File No. 44–P–1770.	
		Item 10	51 [illegible]
Estelle Boucq Legrelle	Belgium	Same	
		Item 11	170 [illegible]
Henriette Vanthor	France	Estate of Legrand S. Burton, deceased, Probate Court, Cook County, Ill.; Docket No. 420; Page 564; File No. 43–P–2333.	
		Item 12	[illegible]
Carl Pill and Heirs at law of Hans P. Peel, deceased, names unknown.	Denmark	Estate of Hans P. Peel, deceased, Probate Court, Cook County, Ill.; Docket No. 435; Page 101; File No. 44–P–7013.	
		Item 13	17 [illegible]
H. J. Bollrup, Peter Bollrup and Heirs at law of Carl C. Bollrup, deceased, names unknown.	Denmark	Estate of Carl C. Bollrup, deceased, Probate Court, Cook County, Ill.; Docket No. 437; Page 193; File No. 44–P–9027.	

[F. R. Doc. 46–7413; Filed, May 2, 1946; 11:37 a. m.]

[Vesting Order 5866]

CHRISTINA FOSHAG

In re: Estate of Christina Foshag, deceased; File D–28–9307; E.T. sec. 12274.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Eva Katherina Heilmann in and to the estate of Christina Foshag, deceased,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

Eva Katherina Heilmann, Germany.

That such property is in the process of administration by Andrew L. Fox, 329 Ridge Avenue, Greendale, Indiana, as Executor of the estate of Christina Foshag, deceased, acting under the judicial supervision of the Dearborn Circuit Court, Lawrenceburg, Indiana;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 7, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–7406; Filed, May 2, 1946; 11.37 a. m.]

[Vesting Order 5349, Amdt.]

HANS CLEMENS

In re: Estate of Hans Clemens, Count von Francken Sierstorpff, also known as John C. Sierstorpff, deceased; File No. D–28–9569; E. T. sec. 13205.

Vesting Order Number 5349, dated November 20, 1945, is hereby amended as follows and not otherwise:

By deleting the words "Eddie Sierstorpff" wherever they appear in said vesting order, and substituting therefor the words "Edwin Adalbert Graf von Francken-Sierstorpff", and

By deleting the words "Constance Sierstorpff" wherever they appear in said vesting order, and substituting therefor the words "Constance Ida Francken-Sierstorpff".

All other provisions of said Vesting Order Number 5349 and all action taken on behalf of the Alien Property Custodian in reliance thereon, pursuant thereto and under authority thereof are hereby ratified and confirmed.

Executed at Washington, D. C., on February 7, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–7414; Filed, May 2, 1946; 11:38 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[SO 133, Order 34]

CROWN POTTERIES CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to Supplementary Order No. 133; it is ordered:

(a) *Manufacturer's maximum prices.* Crown Potteries Company of Evansville, Indiana may increase its maximum prices for sales and deliveries to jobbers and retailers of certain articles of semi-vitreous household chinaware, and for packing charges, as follows:

(1) Articles for which the maximum prices immediately prior to February 22, 1945 for sales to jobbers were at $6.25, $7.00, $7.25, $8.00, $8.50, $9.00, $9.50 and $10.00 per pound on the pound sterling price basis and for sales to retailers were at $6.75, $7.50, $8.00, $8.50, $9.00, $9.50, $10.00 and $10.50 per pound on the pound sterling price basis may be sold to jobbers and retailers at the price on the pound sterling scale, which price scale to the nearest quarter of a dollar pound sterling, equals 113.8% of the pound sterling price scale under which the article was sold immediately prior to February 22, 1945.

(2) Articles for which the maximum prices immediately prior to February 22, 1945 for sales to jobbers were at $10.50, $11.00, $11.50 and $12.00 per pound on the pound sterling basis and for sales to retailers were at $11.00, $11.50, $12.00 and $12.50 per pound on the pound sterling basis may be sold to jobbers and retailers at the price on the pound sterling scale, which price scale to the nearest quarter of a dollar pound sterling, equals 109.6% of the pound sterling price scale under which the article was sold immediately prior to August 30, 1945.

(3) Articles not included in the categories set forth in subparagraphs (1) and (2) above may be sold to jobbers and retailers at the price on the pound sterling scale, which price scale to the nearest quarter of a dollar pound sterling, equals 105.4% of the pound sterling price scale under which the article was sold immediately prior to the issuance of this order.

(4) Maximum prices for packing charges established by Maximum Price Regulation No. 116 as amended may be increased 5.4%.

(b) *Reseller's maximum prices.* Resellers of an article which the manufacturer has sold at an adjusted maximum price determined under this order shall determine their maximum prices as follows:

A reseller who determines his maximum resale price under the General Maximum Price Regulation shall calculate his ceiling price by adding to his invoice cost the same percentage markup which he has on the "most comparable article", (exclusive of any adjustment) for which he has a properly established ceiling price. For this purpose the "most comparable article" is the one which meets all the following tests:

(1) It belongs to the narrowest trade category which includes the article being priced.

(2) Both it and the article being priced were purchased from the same class of purchaser.

(3) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(4) Its net replacement cost is nearest to the net cost of the articles being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620–759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted under this order.

(5) Resellers' ceiling prices for articles covered by this order shall not be subject to the provisions of Supplementary Order No. 153.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts and allowances on sales to each class of purchaser in effect during March 1942, or thereafter properly established under OPA regulations.

(d) *Change in reseller's margins.* Reseller's maximum prices adjusted in accordance with this order are subject to further adjustments which may result from any change in reseller's margins which may be effected by the Office of Price Administration to obtain absorption by resellers of any industry-wide increase in manufacturers' maximum prices.

(e) *Notification.* At the time of or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles. This notice may be given in any convenient form.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective on the 3d day of May 1946.

Issued this 2d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–7402; Filed, May 2, 1946; 11:30 a. m.]

[SO 133, Order 35]

BIRD & SON, INC.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register; and pursuant to Supplementary Order No. 133; *It is ordered:*

(a) (1) Bird & Son, Inc., of East Walpole, Massachusetts, shall continue to determine its maximum prices for sales of the felt-base floor coverings which it manufactures under the same regulation and pricing provisions applicable before this order was issued.

(2) Bird & Son, Inc., may increase, by 9 percent, its "unadjusted maximum prices" for sales of felt-base floor coverings.

(3) (i) The "unadjusted maximum prices" of Bird & Son, Inc., for its sale of an article of felt-base floor coverings whose maximum price is properly established under Maximum Price Regulation No. 188, to a person other than a retailer is 110 percent of the maximum price so established, not including any increase in that maximum price permitted by an OPA order.

(ii) The "unadjusted maximum price" of Bird & Son, Inc., for its sale of an article of felt-base floor coverings to a retailer is 110 percent of the list price which it quoted for the article in its price list in effect on January 1, 1946, not including the amount of the increase authorized by (2) above, or by section 3 (b) of Order No. 4875 under § 1499.159b of Maximum Price Regulation No. 188.

(4) The "adjusted maximum price" of Bird & Son, Inc., for its sale of an article of felt-base floor coverings is its "unadjusted maximum price" increased by 9 percent in accordance with (2) above.

(5) Bird & Son, Inc., may make sales and deliveries at or below its "adjusted maximum prices" computed under this paragraph (a).

(6) Every price list which Bird & Son, Inc., issues after the effective date of this order must show its "unadjusted maximum prices" determined under this paragraph (a). The price list shall also state its "adjusted maximum prices" determined under this paragraph (a), or a statement that the "unadjusted maximum prices" shown are subject to an OPA adjustment charge of 9 percent.

(b) Paragraph (a) of this order supersedes section 3 of Order No. 4875 under § 1499.159b of Maximum Price Regulation No. 188 with respect to sales of felt-base floor coverings manufactured by Bird & Son, Inc. In all other respects, the provisions of that order apply to all sales by any person of felt-base floor coverings manufactured by Bird & Son, Inc.; and all persons selling such articles must comply with the applicable pricing notification and invoicing provisions of that order.

(c) Bird & Son, Inc., shall file the report described in section 5 of Supplementary Order No. 133, with the Office of Price Administration, Washington 25, D. C.

(d) The provisions of Supplementary Order No. 153 shall not apply to sales of articles covered by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on May 2, 1946.

Issued this 2d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7403; Filed, May 2, 1946; 11:29 a. m.]

[MPR 64, Corr. to Order 277]

ODIN STOVE MFG. CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 11 of Maximum Price Regulation No. 64; *It is ordered:*

a. That Order No. 277 under Maximum Price Regulation No. 64 is corrected in the following respect:

The table of prices in paragraph (a) (2) is corrected to read as follows:

Model	Maximum prices for sales to ultimate consumers (each)			
	Zone 1	Zone 2	Zone 3	Zone 4
1613-G	$167.25	$170.75	$174.25	$178.95
1623-G	179.50	183.25	186.75	191.95

This order may be revoked or amended by the Price Administrator at any time.

This correction shall become effective immediately.

Issued this 2d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7382; Filed, May 2, 1946; 11:33 a. m.]

[MPR 64, Order 288]

CHAMBERS CORP.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 11 of Maximum Price Regulation No. 64; *It is ordered:*

(a) This order establishes maximum prices for sales of nine models of gas ranges manufactured by the Chambers Corporation, Shelbyville, Indiana.

(1) For sales in each zone by wholesale distributors to retail dealers the maximum prices, including the Federal excise tax are those set forth below:

Model	Maximum prices for sales to retail dealers (each)				
	Zone 1	Zone 2	Zone 3	Zone 4	Zone 5
11-B-2	$111.86	$113.60	$114.77	$116.53	$120.91
12-B-4	123.08	124.88	126.08	128.17	132.34
14-B-4	138.04	139.95	141.22	143.47	147.92
15-B-4	153.00	154.90	156.18	158.42	162.87
15-B-4-FW	167.98	170.03	171.40	173.79	178.58
11-B-2 (36" working height)	112.63	114.37	115.54	117.60	121.68
12-B-4 (36" working height)	123.85	125.65	126.85	128.94	133.11
14-B-4 (36" working height)	138.81	140.72	141.99	144.24	148.69
15-B-4 (36" working height)	153.77	155.67	156.95	159.19	163.64

These prices are f. o. b. wholesale distributor's city. If the wholesale distributor sells a stove equipped with any of the items listed below, he may add to the applicable ceiling price for the stove shown above an amount no greater than that set forth below opposite that item of equipment:

Additional equipment:	*Amount which may be added*
Equipment for liquid petroleum gas	$1.74
Kettle No. 70	2.82
Kettle No. 80	2.16
Kettle No. 90	3.24
Kettle No. 100	3.24

In all other respects these prices are subject to each seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(2) For sales in each zone by retail dealers to ultimate consumers the maximum prices, including the Federal excise tax but not including any State or local taxes imposed at the point of sale, are those set forth below:

Model	Maximum prices for sales to ultimate consumers (each)				
	Zone 1	Zone 2	Zone 3	Zone 4	Zone 5
11-B-2	$179.75	$182.50	$184.50	$187.75	$194.50
12-B-4	197.25	199.95	201.95	205.50	212.25
14-B-4	220.25	223.50	225.50	229.25	236.50
15-B-4	243.50	246.75	248.75	252.50	259.75
15-B-4-FW	266.75	270.25	272.50	276.25	284.25
11-B-2 (36" working height)	180.95	183.75	185.75	188.95	195.75
12-B-4 (36" working height)	198.50	201.25	203.25	206.75	213.50
14-B-4 (36" working height)	221.50	224.75	226.75	230.50	237.75
15-B-4 (36" working height)	244.75	247.95	249.95	253.75	260.15

These prices include delivery and installation. If the retail dealer does not provide installation he shall compute his maximum price by subtracting $6.00 from his maximum price as shown above for sales on an installed basis. If the retailer sells any of the above stoves equipped with any of the items listed below, he may add to his ceiling price for the stove an amount no greater than that set forth below opposite that item of equipment:

Item of equipment:	*Amount which may be added*
Equipment for liquid petroleum gas	$2.50
Kettle No. 70	4.50
Kettle No. 80	3.25
Kettle No. 90	4.95
Kettle No. 100	4.95

In all other respects these prices are subject to each seller's customary terms, discounts, price differentials and other allowances (other than trade-in allowances) in effect on sales of similar articles.

(b) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale after the effective date of this order the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for resales by the purchaser. This notice may be given in any convenient form.

(c) The manufacturer shall, before delivering any range covered by this order, after the effective date thereof, attach securely to the inside oven door panel a label which plainly states the OPA retail ceiling prices established by this order for sales of the range to ultimate consumers in each zone together with a list of the states included in each zone. The label shall also state that the retail prices shown thereon include the Federal excise tax, delivery and installation, and that if the seller does not provide installation, the maximum price is $6.00 less than the price shown on the label.

(d) For purposes of this order Zones 1, 2, 3, 4 and 5 comprise the following states:

Zone 1: Indiana.

Zone 2: Ohio, Kentucky, Illinois, Wisconsin and Michigan.

Zone 3: Pennsylvania, Maryland, West Virginia, Virginia, Tennessee, Missouri, Iowa, and the District of Columbia.

Zone 4: Maine, New Hampshire, Vermont, Massachusetts, Connecticut, Rhode Island, New York, New Jersey, Delaware, North Carolina, South Carolina, Georgia, Florida, Alabama, Mississippi, Louisiana, Arkansas, Minnesota, North Dakota, South Dakota, Nebraska, Kansas, Oklahoma and Texas (except the county of El Paso).

Zone 5: Washington, Oregon, California, Nevada, Idaho, Utah, Arizona, Montana, Wyoming, Colorado, New Mexico, and the county of El Paso in Texas.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 16th day of May 1946.

Issued this 2d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7383; Filed, May 2, 1946; 11:33 a. m.]

[MPR 64, Order 289]

MARSHALL-WELLS CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 11 of Maximum Price Regulation No. 64; *It is ordered:*

(a) This order establishes maximum prices for sales of four models of gas ranges manufactured for Marshall-Wells Company, of Duluth 1, Minnesota.

(1) For sales in each zone by Marshall-Wells Company to retail dealers, the maximum prices, including the Federal excise tax, are those set forth below:

Article and model	Maximum prices for sales by Marshall-Wells Co. to retail dealers			
	Zone 1	Zone 2	Zone 3	Zone 4
Gas range—KZ-6E-804	$75.26	$76.64	$78.70	$81.35
Gas range—KZ-5E-804	80.11	81.48	83.70	86.48
Combination range—KZ-CG-404	170.76	174.51	180.13	187.48
Bungalow range—KZ-MB-404	139.96	142.62	146.65	151.84

In all other respects these prices are subject to Marshall-Wells Company's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(2) For sales in each zone by retail dealers to ultimate consumers the maximum prices, including the Federal excise tax, but not including any state or local taxes imposed at the point of sale, are those set forth below:

Article	Model	Maximum prices for sales by retail dealers to ultimate consumers			
		Zone 1	Zone 2	Zone 3	Zone 4
Gas range	KZ-6E-804	$114.75	$116.95	$120.25	$124.50
Gas range	KZ-5E-804	121.75	123.95	127.50	131.95
Combination range	KZ-CG-404	255.75	261.75	270.75	282.50
Bungalow range	KZ-MB-404	211.25	215.50	221.95	230.25

These prices include delivery and installation. If the retail dealer does not provide installation he shall compute his maximum price for sales of the gas ranges by subtracting $6.00 from his maximum price as shown for sales on an installed basis, and he shall compute his maximum price for sales of the combination range, and the bungalow range, by subtracting $9.00 from the maximum price shown above for sales on an installed basis.

In all other respects these prices are subject to each seller's cutomary terms, discounts, allowances (other than trade-in allowances) and other price differentials in effect on sales of similar articles.

(b) Marshall-Wells Company, shall, before delivering any range covered by this order, after the effective date thereof, attach or cause to be attached securely to the inside oven door panel a label which plainly states the OPA retail ceiling prices established by this order for sales of the range to ultimate consumers in each zone together with a list of the states included in each zone. The label shall also state that the retail prices shown thereon include the Federal excise tax, delivery and installation, and that if the seller does not provide installation, the maximum price of the gas ranges is $6.00 less than the price shown on the label, and the maximum prices of the combination range and the bungalow range are $9.00 less than the price shown on the label.

(c) For purposes of this order Zones 1, 2, 3 and 4 comprise the following states:

Zone 1: Michigan.

Zone 2: Iowa, Minnesota, Wisconsin.

Zone 3: Montana, North Dakota, South Dakota, Wyoming.

Zone 4: Idaho, Oregon, Washington.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 16th day of May 1946.

Issued this 2d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7384; Filed, May 2, 1946; 11:33 a. m.]

[MPR 116, Revocation of Order 11]

CROWN POTTERIES CO.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register; *It is ordered:*

(a) Order No. 11, under § 1362.59d of Maximum Price Regulation No. 116 is revoked, subject to the provisions of Supplementary Order No. 40.

(b) This order of revocation applies to Amendment 1 and 2 of the said Order No. 11.

(c) This order shall become effective on the 3d day of May 1946.

Issued this 2d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7385; Filed, May 2, 1946; 11:30 a. m.]

[RMPR 165, Order 3 Under Rev. Supp. Service Reg. 50]

HOOVER CO.

APPROVAL OF MAXIMUM PRICE

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.648 (c) (4) of Revised Supplementary Service Regulation No. 50 to Revised Maximum Price Regulation 165, it is ordered:

(a) *What this order does.* This order establishes maximum prices for the services involved in the maintenance of Hoover electric vacuum cleaners, performed by the Hoover Company, North Canton, Ohio, through its "No. 1 Plan Service Stations," and its "No. 2 Plan Service Stations."

(b) *Applicability of Revised Maximum Price Regulation 165.* Except as provided to the contrary, all provisions of Revised Maximum Price Regulation 165 and any other applicable service regulation shall apply to any person supplying the services herein listed.

(c) *Maximum price.* The maximum service charge for the maintenance of Hoover electric vacuum cleaners shall be as follows:

(1) *Maximum service charge per cleaner.*

a. Yearly or requested service	$2.50
b. Half-yearly service	1.25
c. Special service arrangements with the following national commercial users: J. C. Penney Co., Lerner Shops, Statler Hotels	1.50

d. Reconditioning dealer reverts------ $1.50
e. Commercial service (monthly)---- .75
f. Commercial service (every 2 months)_ 1.25

Description of services performed in the above classifications

Pick up and delivery of cleaner from and to customer's premises.
Renovate and check dust bag for leakage and damage.
Clean main casting.
Clean and check agitator for lubrication and alignment.
Clean inside of motor and check bearings for lubrication and alignment.
Check commutator.
Reset carbon brushes.
Check and service front and rear wheels for noise and alignment.
Check electrical connections.
Check belt for tension and damage.
Check agitator brush extension.
Check motor speed and suction.
Check nozzle adjustment and ease of operation.

g. Repair cord only------------------ $0.50
h. Clean, repair, and install brushes in agitator only---------- .50

(d) *Filing of statement.* Each seller covered by this order shall file with the appropriate Price Control Board, within 30 days of the effective date of this order, an amendment to his statement describing the services offered and the authorized maximum prices therefor (in the manner set forth in this order). Each new seller subject to this order shall file with the appropriate Price Control Board, within 30 days after first offering the service, a statement describing the services offered and listing the maximum prices therefor (in the manner set forth in this order). Each amendment to a filing and each new filing shall contain the following statement:

These maximum prices are those set forth in Order No. 3, to RSSR 50, effective May 3, 1946, authorized by the Office of Price Administration, Washington, D. C.

(e) *Revocation and amendment.* This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 3d day of May 1946.

Issued this 2d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7388; Filed, May 2, 1946; 11:35 a. m.]

[MPR 188, Order 17 Under Order 6, Corr.]

HILL-SHAW CO.

APPROVAL OF UNIFORM RETAIL CEILING PRICES

In Order 17 under Order No. 6 under § 1499.159e of Maximum Price Regulation No. 188 the uniform retail ceiling price (inclusive of Federal excise tax) of the 8-cup standard vaculator, catalog number V-48, is incorrectly stated as $2.48. The price of that item is corrected to read $2.95.

Issued this 2d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7389; Filed, May 2, 1946; 11:30 a. m.]

[MPR 188, Order 17 Under Order 4418]

HENRY MFG. CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to Order No. 4418 under § 1499.159b of Maximum Price Regulation No. 188, it is ordered:

(a) *Manufacturers' maximum prices.* Henry Manufacturing Company of 421 Fifth Avenue South, Minneapolis, Minnesota, may sell and deliver to jobbers the Universal automobile seat covers referred to in its application dated January 19, 1946, at prices no higher than its maximum price for such sales in effect immediately prior to the issuance of this order, increased by $0.58.

(b) *Resellers' maximum prices.* (1) Each reseller shall calculate his maximum resale prices for articles covered by this order by adding to his invoice cost, the same percentage markup which he has on the "most comparable article" for which he has a properly established maximum price. For the purposes of this order, the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a maximum price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called by OPA Form 620-759 with regard to how he determined his maximum price, for so long as the Emergency Price Control Act of 1942, as amended remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a maximum price under § 1499.3 (c) of the General Maximum Price Regulation. Maximum prices established under that section will reflect the suppliers prices as adjusted in accordance with this order.

(2) The provisions of Supplementary Order No. 153 shall not apply to sales of articles covered by this order.

(c) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's terms, discounts, allowances, and other price differentials, in effect during March 1942, or which have been properly established under the applicable OPA regulation.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale, showing a price adjusted in accordance with the terms of this order, the seller shall notify the purchaser in writing of the methods established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles covered by this order. This notice may be given in any convenient form.

(e) *Revocation of amendment.* This order may be revoked or amended by the Price Administrator at any time.

(f) *Effective date.* This order shall become effective on the 3d day of May 1946.

Issued this 2d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7390; Filed, May 2, 1946; 11:35 a. m.]

[MPR 188, Order 4985]

ARLON CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Arlon Company 42-60 Crescent Street, Long Island City 1, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
2-piece hand decorated china table lamp.....	101A	$8.50	$10.00	$18.00
16" swirl lamp shade, rayon taffeta, top ruching, hand sewn...	101A	6.90	8.12	14.60
Hand decorated china table lamp	102A	6.38	7.50	13.50
Hand decorated embossed china table lamp.....	102W	6.38	7.50	13.50
Rayon satin lampshade, single ruching, hand sewn.....	102W	4.04	4.75	8.55
Hand decorated china table lamp.....	104	5.53	6.50	11.70
	106A	6.14	7.22	13.00
Embossed hand decorated china table lamp..	505W	6.38	7.50	13.50

These maximum prices are for the articles described in the manufacturer's application dated February 23, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 3d day of May 1946.

Issued this 2d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7391; Filed, May 2, 1946; 11:33 a. m.]

[MPR 188, Order 4986]

PLASTIC FABRICATION CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Plastic Fabrication Company, 3543 East 88th Street, Seattle 5, Wash.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sale by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
Lucite boudoir lamp....	161	$4.00	$4.70	$8.45

These maximum prices are for the articles described in the manufacturer's application dated November 23, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 3d day of May 1946.

Issued this 2d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7392; Filed, May 2, 1946; 11:34 a. m.]

[MPR 188, Order 4987]

PARAMOUNT LEATHER GOODS

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Paramount Leather, 779 Towne Avenue, Los Angeles 21, Calif.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
24" lacquered Grade "A" mahogany table lamp with cigarette box and leather laced parchment shade. (Lamp base is decorated with slunk or unborn calf and two copper stirrups and nail heads).....	1	*Each* $19.33	*Each* $22.74	*Each* $40.95

These maximum prices are for the articles described in the manufacturer's application dated April 11, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 3d day of May 1946.

Issued this 2d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7393; Filed, May 2, 1946; 11:34 a. m.]

[MPR 188, Order 4988]

LANKFORD PLASTICS CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Lankford Plastics Company, 2147 Santa Inez Street, Los Angeles 26, Calif.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer—		For sales by any person to consumers
		Jobbers	Retailers	
				Each
12¼" polished lucite boudoir lamp.	L105	$4.80	$5.65	$10.15
24" polished lucite and chrome table lamp.	L110 and L112.	4.89	5.75	10.35
26" polished lucite and chrome table lamp.	L120	6.33	7.45	13.40
6½" polished opaque lucite lamp shade with taffeta ruffling trim.	L105A	4.67	5.50	9.90
13" square polished opaque lucite lamp shade with taffeta ruffling trim.	L112A	7.18	8.45	15.20
14" polished opaque lucite lamp shade with taffeta ruffling trim.	L120A	6.88	8.10	14.60

These maximum prices are for the articles described in the manufacturer's application dated January 18, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. These prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other [illegible] conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 3d day of May 1946.

Issued this 2d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7394; Filed, May 2, 1946; 11:30 a. m.]

[MPR 188, Order 4989]

L. M. SANDWICK ASSOCIATES

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by L. M. Sandwick Associates, Chicago, Ill.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Model No.	Brand name	Description
[illegible] "Travel Lamp"	Magnetron	Aquarius polish[illegible] wound plastic dust cover, 12" [illegible] [illegible] [illegible]

[MPR 188, Order 4988]

LANKFORD PLASTICS CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Lankford Plastics Company, 2147 Santa Inez Street, Los Angeles 26, Calif.

(b) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer—		For sales by any person to consumers
		Jobbers	Retailers	
				Each
12¼" polished lucite boudoir lamp	L105	$1.80	$5.65	$10.55
24" polished lucite and chrome table lamp	L110 and L112	4.89	5.75	10.35
25" polished lucite and chrome table lamp	L120	6.33	7.45	13.40
9½" polished opaque lucite lamp shade with taffeta ruffling trim	L105A	4.67	5.50	9.90
13" square polished opaque lucite lamp shade with taffeta ruffling trim	L112A	7.18	8.45	15.20
14" polished opaque lucite lamp shade with taffeta ruffling trim	L120A	6.88	8.10	14.60

These maximum prices are for the articles described in the manufacturer's application dated January 18, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 3d day of May 1946.

Issued this 2d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7394; Filed, May 2, 1946; 11:30 a. m.]

[MPR 188, Order 4989]

L. M. SANDWICK ASSOCIATES

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by L. M. Sandwick Associates, Chicago, Ill.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Model No.	Brand name	Description
102 "Travel Piccolo"	Musitron	Acoustic portable hand wound phone, dual spring motor, 12" turntable, pebble grain keratol covered plywood cabinet, 15¾" x 15" x 8½", manual.

Ceiling price to:	
Distributor	$14.31
Dealer	17.89
Consumer	31.25

Ceiling price to the consumer includes the Federal excise tax. Terms are 2% 10 days, net 30 days, f. o. b. factory.

These maximum prices are for the articles described in the manufacturer's application dated March 19, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement:

OPA Retail Ceiling Price—$31.25
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 3d day of May 1946.

Issued this 2d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7395; Filed, May 2, 1946; 11:29 a. m.]

[MPR 389, Order 47]

PROVISION CO. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES

On February 25, 1946, The Provision Company, Columbus, Georgia, filed an application for the establishment of maximum prices on sales of the sausage product known as "Beef Hash Loaf (Cooked)" and made in accordance with the individual secret formula submitted by the applicant. That application was assigned Docket No. 6036.3-389-2 (a)-78.

Due consideration has been given to the application and an opinion in support of this order has been issued simultaneously herewith and filed with the Division of the Federal Register.

For the reasons set forth in the opinion, and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328, and pursuant to the provisions of section 2 (a) (6) of Maximum Price Regulation No. 389; *It is ordered:*

(a) That the maximum prices other than at retail for the sausage product known as "Beef Hash Loaf (Cooked)" and made by The Provision Company, in accordance with the individual formula submitted to the Office of Price Administration with the application for this order shall be determined by the seller as follows:

(1) The base price for this product is established at the following amount per hundredweight:

$26.50

NOTE: If sold not boxed, 50 cents per cwt. must be deducted from the above price.

(2) To the base price should be added the proper zone differential provided in section 12 (b) of Maximum Price Regulation No. 389 for all beef sausage. In determining the proper zone differential to be added, the zone description provided in section 14 of Maximum Price Regulation No. 389 shall be used.

(3) That to the sum of the base price plus the applicable zone differential the "Permitted additions to base prices" provided in section 12 (c) of Maximum Price Regulation No. 389 may be added when applicable.

(b) That with the first delivery of "Beef Hash Loaf (Cooked)" to a wholesaler, peddler-truck-seller, or intermediate distributor, The Provision Company shall supply each such seller with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for "Beef Hash Loaf (Cooked)" have been established by the Office of Price Administration at the base price of $26.50 per hundredweight, to which may be added the zone differentials provided in section 12 (b) of MPR 389 (See section 14 for zone boundaries) plus the permitted additions of section 12 (c). We are required to inform you that if you are a wholesaler, a peddler-truck-seller, or an intermediate distributor you must figure your ceiling prices for this product pursuant to the same sections of Maximum Price Regulation No. 389.

(c) That with the first delivery of "Beef Hash Loaf (Cooked)" to a retailer the seller shall supply such retailer with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for "Beef Hash Loaf (Cooked)" have been established by the Office of Price Administration. We are required to inform you that if you are a retailer, you must figure your ceiling price for this item in accordance with the provisions of Maximum Price Regulation No. 336.

(d) That all pertinent provisions of Maximum Price Regulation No. 389, including the descriptive labelling and invoicing provisions of section 4, the recording and reporting provisions of section 6, and the definitions of section 13, in addition to the pricing provisions of paragraphs (b) and (c) of section 12 shall be applicable to all sales made under this order.

(e) All prayers of the application not herein granted are denied.

(f) This Order No. 47 may be revoked or amended by the Price Aministrator at any time.

This Order No. 47 shall become effective May 3, 1946.

Issued this 2d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7396; Filed, May 2, 1946; 11:32 a. m.]

[MPR 389, Order 48]

KERBER PACKING CO. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES

On March 25, 1946, The Kerber Packing Company, Elgin, Illinois, filed an application for the establishment of maximum prices on sales of the sausage product known as "Cotti Summer Sausage" and made in accordance with the individual secret formula submitted by the applicant. That application was assigned Docket No. 6036.3-389-2(a)-72.

Due consideration has been given to the application and an opinion in support of this order has been issued simultaneously herewith and filed with the Division of the Federal Register.

For the reasons set forth in the opinion, and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328, and pursuant to the provisions of section 2 (a) (6) of Maximum Price Regulation No. 389; *It is ordered:*

(a) That the maximum prices other than at retail for the sausage product known as "Cotti Summer Sausage" and made by The Kerber Packing Company in accordance with the individual formula submitted to the Office of Price Administration with the application for this order shall be determined by the seller as follows:

(1) The base price for this product is established at the following amount per hundredweight:

$30.75

NOTE: If sold not boxed, 50 cents per cwt. must be deducted from the above price.

(2) To the base price should be added the proper zone differential provided in section 12 (b) of Maximum Price Regulation No. 389 for sausage which is not Kosher sausage, all beef sausage or sausage containing meat and meat by-products from swine only. In determining the proper zone differential to be added, the zone description provided in section 14 of Maximum Price Regulation No. 389 shall be used.

(3) That to the sum of the base price plus the applicable zone differential the "Permitted additions to base prices" provided in section 12 (c) of Maximum Price Regulation No. 389 may be added when applicable.

(b) That with the first delivery of "Cotti Summer Sausage" to a wholesaler, peddler-truck-seller, or intermediate distributor, The Kerber Packing Company shall supply each such seller with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for "Cotti Summer Sausage" have been established by the Office of Price Administration at the base price of $30.75 per hundredweight, to which may be added the zone differentials provided in Section 12 (b) of MPR 389 (See Section 14 for zone boundaries) plus the permitted additions of Section 12 (c). We are required to inform you that if you are a wholesaler, a peddler-truck-seller, or an intermediate distributor you must figure your ceiling prices for this product pursuant to the same sections of Maximum Price Regulation No. 389.

(c) That with the first delivery of "Cotti Summer Sausage" to a retailer the seller shall supply such retailer with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for "Cotti Summer Sausage" have been established by the Office of Price Administration. We are required to inform you that if you are a retailer, you must figure your ceiling price for this item in accordance with the provisions of Maximum Price Regulation No. 336.

(d) That all pertinent provisions of Maximum Price Regulation No. 389, including the descriptive labelling and invoicing provisions of section 4, the recording and reporting provisions of section 6, and the definitions of section 13, in addition to the pricing provisions of paragraphs (b) and (c) of section 12 shall be applicable to all sales made under this order.

(e) All prayers of the application not herein granted are denied.

(f) This Order No. 48 may be revoked or amended by the Price Administrator at any time.

This Order No. 48 shall become effective May 3, 1946.

Issued this 2d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7397; Filed, May 2, 1946; 11:29 a. m.]

[MPR 389, Order 49]

BRAUN BROS. PACKING CO. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES

On February 25, 1946, The Braun Brothers Packing Company, Troy, Ohio, filed an application for the establishment of maximum prices on sales of the sausage products known as "Souse," "Mock Chicken Loaf," "Thuringer," and "Cervelat" and made in accordance with the individual secret formulae submitted by the applicant. That application was assigned Docket No. 6036.3-389-2 (a)-62.

Due consideration has been given to the application and an opinion in support of this order has been issued simultaneously herewith and filed with the Division of the Federal Register.

For the reasons set forth in the opinion, and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328, and pursuant to the provisions of section 2 (a) (6) of Maximum Price Regulation No. 389; *It is ordered:*

(a) That the maximum prices other than at retail for the sausage products known as "Souse," "Mock Chicken Loaf," "Thuringer" and "Cervelat" and made by The Braun Brothers Packing Company in accordance with the individual formulae submitted to the Office of Price Administration with the application for this order except that snouts, ears, and fresh pork skins may be substituted for the "pork faces" ingredient specified in the respective formulae for "Souse" and "Mock Chicken Loaf," if desired, shall be determined by the seller as follows:

(1) The base price for this product is established at the following amount per hundredweight:

Souse	$17.50
Mock chicken loaf	25.50
Thuringer	26.50
Cervelat	26.50

NOTE: If sold not boxed, 50 cents per cwt. must be deducted from the above price.

(2) To the base prices for "Souse" and "Mock Chicken Loaf" should be added the proper zone differentials provided in section 12 (b) of Maximum Price Regulation No. 389 for sausage containing meat and meat byproducts from swine only, and to the base prices for "Thuringer" and "Cervelat" should be added the proper zone differential provided in section 12 (b) of Maximum Price Regulation No. 389 for sausage which is not Kosher sausage, all beef sausage or sausage containing meat and meat byproducts from swine only. In determining the proper zone differential to be added, the zone description provided in section 14 of Maximum Price Regulation No. 389 shall be used.

(3) That to the sum of the base prices plus the applicable zone differential the "Permitted additions to base prices" provided in section 12 (c) of Maximum Price Regulation No. 389 may be added when applicable.

(b) That with the first delivery of "Souse", "Mock Chicken Loaf", "Thuringer", or "Cervelet" to a wholesaler, peddler-truck-seller, or intermediate distributor, The Braun Brothers Packing Company shall supply each such seller with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for "Souse", "Mock Chicken Loaf", "Thuringer" and "Cervelet" have been established by the Office of Price Administration at the following base prices per hundredweight:

Souse	$17.50
Mock chicken loaf	25.50
Thuringer	26.50
Cervelat	26.50

To these base prices may be added the zone differentials provided in Section 12 (b) of MPR 389 (See Section 14 for zone boundaries) plus the permitted additions of Section 12 (c). We are required to inform you that if you are a wholesaler, a peddler-truck-seller, or an intermediate distributor you must figure your ceiling prices for these products pursuant to the same sections of Maximum Price Regulation No. 389.

(c) That with the first delivery of "Souse", "Mock Chicken Loaf", "Thuringer" or "Cervelat" to a retailer the seller shall supply such retailer with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for "Souse", "Mock Chicken Loaf", "Thuringer", and "Cervelat" have been established by the Office of Price Administration. We are required to inform you that if you are a retailer, you must figure your ceiling price for these items in accordance with the provisions of Maximum Price Regulation No. 336.

(d) That all pertinent provisions of Maximum Price Regulation No. 389, including the descriptive labelling and invoicing provisions of section 4, the recording and reporting provisions of section 6, and the definitions of section 13, in addition to the pricing provisions of paragraphs (b) and (c) of section 12 shall be applicable to all sales made under this order.

(e) All prayers of the application not herein granted are denied.

(f) This Order No. 49 may be revoked or amended by the Price Administrator at any time.

This Order No. 49 shall become effective May 3, 1946.

Issued this 2d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7398; Filed, May 2, 1946; 11:29 a. m.]

[MPR 389, Order 50]

HENRY EHMS ET AL.

ESTABLISHMENT OF MAXIMUM PRICES

On February 18, 1946, Henry Ehms, 10831 Shoemaker Road, Detroit, Michigan, filed an application for the establishment of maximum prices on sales of the sausage product known as "Landjaeger" and made in accordance with the individual secret formula submitted by the applicant. That application was assigned Docket No. 6036.3-389-2 (a)-76.

Due consideration has been given to the application and an opinion in support of this order has been issued simultaneously herewith and filed with the Division of the Federal Register.

For the reasons set forth in the opinion, and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328, and pursuant to the provisions of section 2 (a) (6) of Maximum Price Regulation No. 389, *It is ordered:*

(a) That the maximum prices other than at retail for the sausage product known as "Landjaeger" and made by Henry Ehms in accordance with the individual formula submitted to the Office of Price Administration with the application for this order, except that boneless processing beef, cutter and canner grade may be substituted for the beef ingredient specified there, shall be determind by the seller as follows:

(1) The base price for this product is established at the following amount per hundredweight:

$44.75

NOTE: If sold not boxed, 50 cents per cwt. must be deducted from the above price.

(2) To the base price should be added the proper zone differential provided in section 12 (b) of Maximum Price Regulation No. 389 for sausage which is not Kosher sausage, all beef sausage or sausage containing meat and meat byproducts from swine only. In determining the proper zone differential to be added, the zone description provided in section 14 of Maximum Price Regulation No. 389 shall be used.

(3) That to the sum of the base price plus the applicable zone differential the "Permitted additions to base prices" provided in section 12 (c) of Maximum Price Regulation No. 389 may be added when applicable.

(b) That with the first delivery of "Landjaeger" to a wholesaler, peddler-truck-seller, or intermediate distributor, Henry Ehms shall supply each such seller with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for "Landjaeger" have been established by the Office of Price Administration at the base price of $44.75 per hundredweight, to which may be added the zone differentials provided in Section 12 (b) of MPR 389 (See Section 14 for zone boundaries) plus the permitted additions of Section 12 (c). We are required to inform you that if you are a wholesaler, a peddler-truck-seller, or an intermediate distributor you must figure your ceiling prices for this product pursuant to the same sections of Maximum Price Regulation No. 389.

(c) That with the first delivery of "Landjaeger" to a retailer the seller shall supply such retailer with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for "Landjaeger" have been established by the Office of Price Administration. We are required to inform you that if you are a retailer, you must figure your ceiling price for this item in accordance with the provisions of Maximum Price Regulation No. 336.

(d) That all pertinent provisions of Maximum Price Regulation No. 389, including the descriptive labelling and invoicing provisions of section 4, the recording and reporting provisions of section 6, and the definitions of section 13, in addition to the pricing provisions of paragraph (b) and (c) of section 12 shall be applicable to all sales made under this order.

(e) All prayers of the application not herein granted are denied.

(f) This Order No. 50 may be revoked or amended by the Price Administrator at any time.

This Order No. 50 shall become effective May 3, 1946.

Issued this 2d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7399; Filed, May 2, 1946; 11:34 a. m.]

[MPR 598, Order 17]

WESTERN AUTO SUPPLY CO.

APPROVAL OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 15 of Maximum Price Regulation No. 598; *It is ordered:*

(a) This order establishes ceiling prices for sales at retail of the four models of private brand refrigerators listed below, sold by the Western Auto Supply Company, 2107 Grand Avenue, Kansas City 8, Mo., as follows:

Model No.	Ceiling prices for sales to consumers		
	Zone 1	Zone 2	Zone 3
WAM 746	$290.95	$295.95	$300.95
WAM 946	222.95	227.95	232.95
WAL 746	257.95	262.95	267.95
WAL 946	264.95	269.95	274.95

These prices are subject to each seller's customary terms, discounts, allowances and other price differentials in effect on similar articles.

The retail ceiling prices fixed by this order include all increases permitted by section 15 (a) of Maximum Price Regulation No. 598 and therefore may not be increased in any amount.

The retail ceiling prices fixed by this order include all of the items listed in section 24 (a) (b) (c) and (d) of Maximum Price Regulation No. 598.

(b) For the purpose of this order Zones 1, 2 and 3 comprise the following States:

Zone 1: Illinois, Indiana, Kentucky, Missouri, Ohio and West Virginia.

Zone 2: Alabama, Arkansas, Connecticut, Delaware, Georgia, Iowa, Kansas, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Nebraska, New Jersey, New Hampshire, New York, North Carolina, North Dakota, Pennsylvania, Rhode Island, South Carolina, South Dakota, Tennessee, Vermont, Virginia, Wisconsin and the District of Columbia.

Zone 3: Arizona, California, Colorado, Florida, Idaho, Montana, Nevada, New Mexico, Oklahoma, Oregon, Texas, Utah, Washington and Wyoming.

(c) All the provisions of Maximum Price Regulation No. 598 continue to apply to all sales and deliveries of refrigerators covered by this order, except to the extent that these provisions are modified by this order.

(d) Unless the context requires otherwise the definitions set forth in Maximum Price Regulation No. 598 shall apply to the terms used herein.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 3d day of May 1946.

Issued this 2d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7401; Filed, May 2, 1946; 11:36 a. m.]

[RSO 119, Order 191]

AMERICAN SEATING CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119; it is ordered:

(a) *Manufacturer's ceiling prices.* American Seating Company, 9th and Broadway, Grand Rapids, Michigan, may compute its adjusted ceiling prices for all articles of church furniture which it manufactures as follows:

(1) For an article in its line during October 1941, the adjusted ceiling price is the highest price charged during that month to each class of purchaser increased by 12.7 percent.

(2) For an article not in its line during October 1941, but which has a properly established ceiling price, in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by the percentage determined in accordance with "Note 3" in section 8 of Revised Supplementary Order No. 119.

(3) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188; and prices so fixed may not be increased under this order.

(4) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments authorized for him individually or for his industry.

The adjustment charge determined in accordance with this order must be separately stated by the manufacturer on each invoice to a purchaser for resale.

(b) *Resellers' ceiling prices.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

A reseller who had a properly established maximum price in effect before this order was issued for an article covered by this order may add to that maximum price an adjustment charge in the same dollar-and-cents amount as the adjustment charge authorized by this order for, and which he had paid to his supplier.

If the reseller did not have a properly established maximum price for the article in effect before this order was issued he shall first determine a maximum price (exclusive of adjustment charges), and to that price he may add an adjustment in the same dollar-and-cents amount as the adjustment authorized by this order for, and which he has paid to, his supplier. To find his maximum price (exclusive of adjustment charges) for this purpose the reseller shall add to his invoice cost, less the adjustment charge stated on that invoice, the same percentage mark-up which he has on the "most comparable article" for which he has properly established ceiling price. For this purpose the "most comparable article" is the one which meets all of the following tests:

(1) It belongs to the narrowest trade category which includes the article being priced.

(2) Both it and the article being priced were purchased from the same class of supplier.

(3) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage mark-up is applied.

(4) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

The provisions of Supplementary Order No. 153 shall not apply to resale prices or articles covered by this order.

(c) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's terms, allowances and other price differentials in effect during March 1942, or which have been properly established under the applicable OPA regulation.

(d) *Notification.* At the time of or prior to the first invoice to a purchaser for resale, showing a price adjusted in accordance with the terms of this order, the seller shall notify the purchaser in writing of the methods established in paragraph (b) of this order for determining adjusted maximum prices for resales of the articles covered by this order. This notice may be given in any convenient form.

(e) *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

(f) *Effective date.* This order shall become effective on the 2d day of May 1946.

Issued this 2d day of May 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-7427; Filed, May 2 1946; 4:37 p. m.]

Regional and District Office Orders.

[Kansas City Order G-1 Under Gen. Order 68, Amdt. 2]

BUILDING MATERIALS IN CLAY AND JACKSON COUNTIES, MO., AND JOHNSON AND WYANDOTTE COUNTIES, KANS.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to the provisions of General Order No. 68: *It is hereby ordered:* That Order No. 1 under General Order No. 68, Maximum prices for retail sales of certain building materials in Clay and Jackson Counties, Missouri and Johnson and Wyandotte Counties, Kansas, be and it is hereby amended in the following respects:

In Appendix "A" under "Haydite Blocks" the line "8" Corner or Pier Any Quantity Single Blocks $.155 $.14" is amended to read as follows:

8" Corner or Pier Any Quantity Single Block $.19 $.175.

This amendment shall become effective March 1, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; and E.O. 9328, 8 F.R. 4681)

Issued at Kansas City, Missouri, this 14th day of March 1946.

J. G. CALLAWAY,
District Director.

[F. R. Doc. 46-7357; Filed, May 1, 1946; 4:37 p. m.]

herein granted are denied.

No. 88——5

[Region II 2d Rev. Order G-18 Under RMPR 122]

SOLID FUELS IN ROCHESTER, AND MONROE COUNTY, N. Y.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of the Office of Price Administration by §§ 1340.269 and 1340.259 (a) (1) of Revised Maximum Price Regulation No. 122, it is ordered:

(a) *What this order does*—(1) *Dealers' maximum prices: area covered.* If you are a dealer in solid fuels, this order fixes the maximum prices which you may charge, and if you are a purchaser in the course of trade or business, this order fixes the maximum prices which you may pay, for certain sizes and quantities of "Pennsylvania anthracite" and for certain sizes, quantities and kinds of bituminous coal delivered to or at any point in the State of New York—Coal Area IV. That area consists of the following portions of Monroe County in the State of New York:

The City of Rochester: the towns of Irondequoit, Brighton, Chili, Gates and Greece: The following portions of the Towns of Pittsford, Perinton and Henrietta: bounded on the north by Penfield Road to and including the hamlet of Penfield; on the east by the Five-Mile Line Road, the easterly village line of the village of East Rochester, the Lincoln Marsh Road to and including the hamlet of Bushnell's Basin; on the south by Ballantyne Bridge-Pittsford-Jefferson Avenue and the South Pittsford-Victor Road, to the point where the Brighton-Henrietta town line runs into the Genesee River on the west. This area shall include the abutting property on each side of all boundary highways.

(2) *Schedules of prices, charges and discounts.* The applicable prices, authorized charges, and required discounts, from which you shall determine the maximum prices for designated kinds, sizes and quantities of coal delivered within Coal Area IV are set forth in Schedules I and II hereafter. Schedule I relates to sales of Pennsylvania anthracite (hereinafter called simply "anthracite"). Schedule II relates to sales of bituminous coal.

(3) *To what sales this order applies.* If you are a dealer in solid fuels, you are bound by the prices, charges and discounts, and by all other provisions of this order for all deliveries within Coal Area IV whether or not you are located in Coal Area IV.

(b) *What this order prohibits.* Regardless of any contract or other obligations, you shall not:

(1) Sell or, in the course of trade or business, buy solid fuels of the kinds, sizes and in the quantities set forth in the Schedules herein, at prices higher than the maximum prices computed as set forth in paragraph (c) of this order, although you may charge, pay, or offer less than maximum prices.

(2) Obtain any price higher than the applicable maximum price by:

(i) Changing the discounts authorized herein, or

(ii) Charging for any service which is not expressly requested by the buyer, or

(iii) Charging for any service for which a charge is not specifically authorized by this order, or

(iv) Charging a price for any service higher than the schedule price for such service, or

(v) Using any tying agreement or requiring that the buyer purchase anything in addition to the fuel requested by him, except that a dealer may comply with requirements or standards with respect to deliveries which have been or may be issued by an agency of the United States Government.

(vi) Using any other devise by which a higher price than the applicable maximum price is obtained, directly or indirectly.

(c) *How to compute maximum prices.* You must figure your maximum price as follows:

(1) *Use the schedule which covers your sale.* (Schedule I contains a separate table of prices for "direct-delivery" sales, "yard sales" and "bagged coal" sales of anthracite. You will find Schedule I in paragraph (d). Schedule II contains a table of prices for "direct-delivery" sales and "yard sales" of bituminous coal. You will find Schedule II in paragraph (e)).

(2) Take the dollars-and-cents figure given in the applicable table of the applicable schedule, for the kind, size and quantity of solid fuel you are selling.

(3) Deduct from that figure the amount of the discount which you are required to give, as specified therein. Where a discount is required, you must state it separately on your invoice.

(4) If, at your purchaser's request, you actually render him a service for which this order authorizes a charge, you may add to the figure obtained as above no more than the maximum authorized service charge. You must state that charge separately on your invoice. The only authorized service charges are those provided for in the schedules.

(5) If you deliver a fraction of a net ton, but not less than one-half ton, and the applicable schedule does not provide a discount on the basis of the tonnage sold, you shall allow a proportionate discount, making your calculation to the nearest full cent. For example, if you are required to deduct 75¢ per ton for cash payment, you shall deduct 56¢ for three-quarters of a ton.

(6) If you deliver a fraction of a net ton, but not less than one-quarter ton, and the applicable schedule does not provide a service charge on the basis of the tonnage sold, you shall add no more than a proportionate service charge, making your calculation to the nearest full cent. For example, if the transaction permits a service charge of 75¢ per ton, you shall not add more than 56¢ for performance of that service in connection with the delivery of three-quarters of a ton.

(d) *Schedule I.* Schedule I establishes specific maximum prices for certain sizes of anthracite in certain specific quantities, delivered to or at any point within Coal Area IV. There is a separate table of prices for "direct-delivery" sales, "yard sales", and "sales of bagged coal".

(1) *Sales on a "direct-delivery" basis for sales of anthracite of the sizes and in the quantities specified:*

Size	Per net ton	Per net ½ ton	Per 100 pounds for sales of 100 pounds or more but less than ½ ton
Broken, egg, stove, nut	$15.95	$8.30	$0.80
Pea	13.75	7.20	.80
Buckwheat	10.90	5.70	.70
Rice	9.45	5.05	----------
Barley	8.50	4.55	----------
Screenings	4.95	2.50	----------

Required discounts. You shall deduct from the prices set forth in Table (1) of this Schedule, on sales and deliveries of broken, egg, stove, nut and pea sizes, a discount of 75¢ per net ton and 40¢ per net ½ ton, where payment is made within ten days after delivery. For sales of buckwheat, rice, and barley sizes, you shall deduct a discount of 25¢ per net ton where payment is made within ten days after delivery. Nothing herein requires you to sell on other than a cash basis.

MAXIMUM AUTHORIZED SERVICE CHARGES

Special Service Rendered at the Request of Purchaser

"Carry" or "wheel" (except for sales amounting to less than ¼ ton): 75¢ per net ton; 45¢ per net ½ ton; 30¢ per net ¼ ton.

"Carrying upstairs or downstairs", for each floor above or below the ground floor (except for sales amounting to less than ¼ ton). The charge shall be in addition to any charge for "carry" or "wheel": 75¢ per net ton; 45¢ per net ½ ton; 30¢ per net ¼ ton.

(2) *Yard sales.* For sales of anthracite of the sizes and in the quantities specified to dealers and to consumers.

Size	Per net ton, for sales of ½ ton or more to—		Per 100 pounds for sales of 100 pounds or more, but less than ½ ton
	Dealers for resale	Consumers	
Broken, egg, stove, nut	$12.70	$14.25	$0.80
Pea	10.55	12.05	.70
Buck	8.45	9.65	.60
Rice	7.45	8.55	----------
Barley	6.20	----------	----------
Screenings	2.85	----------	----------

Required discounts. You shall deduct from the prices set forth in Table (2) of this schedule, on sales and deliveries to dealers, on quantities of ½ ton or more, the amount of the discounts set forth below. Those discounts are required, if payment is made by the 22nd day of the month on purchases made from the 1st to the 15th day of that month, and if payment is made by the 7th day of the following month on purchases made from the 16th to the 31st day of the previous month. Nothing herein requires you to sell on other than a cash basis.

Size:	Discount (per net ton)
Broken, egg, stove, nut	$0.15
Pea and buckwheat	.10
Rice and barley	.05

(3) *"Sales of bagged coal"—(Maximum prices per bag):*

MAXIMUM PRICES PER 50 LB. PAPER BAGS

Size	Delivered at dealers' yard	Delivered to retail stores	Sales to ultimate consumers
Nut	$0.495	$0.545	$0.595
Pea	.44	.49	.54

MAXIMUM PRICES PER 17 LB. PAPER BAGS

Size	Delivered at dealers' yards to—		Delivered to retail stores	Sales to ultimate consumers
	Dealers	Consumers		
Nut	$0.17	$0.19	$0.19	$0.21

(e) *Schedule II.* Schedule II establishes specific maximum prices for certain kinds, sizes and quantities of underground mine bituminous coal, delivered to or at any point within Coal Area IV. There is a separate table for "direct-delivery" sales and "yard" sales. This schedule does not apply to "strip mine" bituminous coal.

(1) *Sales on a "direct-delivery" basis.* For sales of underground mine bituminous coal of the kinds, sizes and quantities specified:

Kind and size of bituminous coal	Per net ton
High volatile bituminous coal from district No. 2:	
Lump, egg, nut and stoker (except "Castle Shannon" coal), mine index No. 224	$7.60
Nut and slack (except "Castle Shannon" coal, mine index No. 224)	7.50
Slack	7.30
"Castle Shannon" coal, mine index No. 224, lump, egg, nut and stoker	7.85
Nut and slack	7.75
High volatile bituminous coal from districts Nos. 1, 3 or 4:	
Lump, egg, nut and stoker	7.60
Nut and slack	7.50
Slack	7.30
Low volatile bituminous coal from district No. 1—Pennsylvania: All lump, all double screened coal with top sizes over 2" and coal customarily sold as run-of-mine:	
1. Coal in price classification "A"	9.00
2. Coal in price classification "B" through "E", inclusive	8.20

Where deliveries are requested in quantities of less than two tons, the foregoing prices, for the kinds and sizes of coal included in such deliveries, may be increased by 50¢ per net ton.

MAXIMUM AUTHORIZED SERVICE CHARGES

Special service rendered at the request of the purchaser:	Cents per net ton
"Carry" or "wheel" (except for sales amounting to less than ½ ton)	75
"Carrying upstairs or downstairs" for each floor above or below the ground floor (except for sales amounting to less than ½ ton). The charge shall be in addition to any charge for "Carry" or "Wheel"	75

(2) *Yard sales.* For sales of underground mine bituminous coal of the kinds, sizes and quantities specified to dealers and to consumers.

Kind and size of bituminous coal sold	Sales to dealers per net ton, for sales of ½ ton or more	Sales to consumers per net ton, for sales of ½ ton or more
High volatile bituminous coal from district No. 2:		
Lump, egg, nut, and stoker (except "Castle Shannon" coal, mine index No. 224)	$6.40	$6.80
Nut and slack (except "Castle Shannon" coal, mine index No. 224)	6.40	6.70
Slack	6.20	6.50
"Castle Shannon" coal, mine index No. 224:		
Lump, egg, nut, and stoker	6.75	7.05
Nut and slack	6.65	6.95
High volatile bituminous coal from districts Nos. 1, 3, or 4:		
Lump, egg, nut, and stoker	6.50	6.80
Nut and slack	6.40	6.70
Slack	6.20	6.50
Low volatile bituminous coal from district No. 1—Pennsylvania:		
All lump, all double screened coal with top sizes over 2" and coal customarily sold as run-of-mine:		
1. Coal in price classification "A"	7.90	8.20
2. Coal in price classification "B" through "E" inclusive	7.10	7.40

(3) *Addition by dealers of charges for oil or chemical treatment of bituminous coal.* Notwithstanding other provisions of this order, if you are a dealer charged a price for oil or chemical treatment of bituminous coal from Districts 2 and 3, you may, on sales of such treated coal, add to the maximum prices set by this order the treatment charge made by your supplier: *Provided*, That it does not exceed 10¢ per net ton. This treatment charge may be added only if the treated coal is kept separate and is not mixed with other untreated coal. You need not separately state the amount of this treatment charge if you clearly indicate on the invoice that the coal is so treated. Provisions of this paragraph shall not apply to sales of solid fuels in less than ¼ ton lots, unless requested by the purchaser.

(4) On "delivered" and "yard" sales there may be added to the prices provided in Paragraphs (e) (1) and (e) (2) five cents per net ton on coal produced by the Pittsburgh Coal Company in District No. 2, from Mine Index Numbers 10, 29, 49, 62, 92, 150, 152 and 237.

(f) *Commingling.* If you sell one size or kind of coal, commingled with another size or kind of coal, your maximum price for the combination shall be the maximum price established in this order for the smallest of the sizes or the least expensive kind of coal so commingled, whichever is lower, whether the sale be a "direct-delivery" sale, "yard sale", or "sale of bagged coal", except in the following situation. Where a purchaser requests that two or more sizes or kinds of coal be commingled in one delivery, then, in that event, if those sizes and kinds are separately weighed at the point of loading, or when bagged, the dealer may commingle those sizes and kinds in the truck or other vehicle, or in the bags, in which the delivery is made. The price for coal so commingled shall be calculated on the basis of the applicable per net ton price, or, in the case of bagged coal, on the basis of the applicable bagged price, for each size and kind in the combination, and the invoice shall separately state the price, so determined, for the quantity of each size and kind in the combination.

(g) *Ex-parte 148—freight rate increase.* Since the ex-parte freight rate increase has been rescinded by the Interstate Commerce Commission, dealers' freight rates are the same as those of December 1941. Therefore, you may not increase any schedule price on account of freight rate.

(h) *Addition of increase in suppliers' maximum prices prohibited.* You may not increase the specific maximum prices established by this order to reflect, in whole or in part, any subsequent increase to you in your suppliers' maximum price for the same fuel. The specific maximum prices already reflect increases to you in your supplier's maximum prices occurring up to the effective date of this order. If increases in your supplier's maximum prices should occur after such date, as the result of any amendment to or revision of a maximum price regulation issued by the Office of Price Administration governing sales and deliveries made by such suppliers, the Regional Administrator will, if he then deems it to be warranted, take appropriate action to amend this order to reflect such increases.

(i) *Taxes.* If you are a dealer subject to this order you may collect, in addition to the specific maximum prices established herein, provided you state it separately, the amount of the Federal tax upon the transportation of property imposed by section 620 of the Revenue Act of 1942 actually paid or incurred by you, or any amount equal to the amount of such tax paid by any of your prior suppliers and separately stated and collected from you by the supplier from whom you purchased. On sales to the United States or any agency thereof, you need not state this tax separately.

(j) *Adjustable pricing.* You may not make a price adjustable to a maximum price which will be in effect at some time after delivery of the coal has been completed; but the price may be adjustable to the maximum price in effect at the time of delivery.

(k) *Petitions for amendment.* Any person seeking an amendment of any provision of this order may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1, except that the petition shall be filed with the Regional Administrator and acted upon by him.

(l) *Right of amendment or revocation.* The Regional Administrator or the Price Administrator may amend, revoke or rescind this order, or any provisions thereof, at any time.

(m) *Applicability of other regulations.* If you are a dealer subject to this order, you are governed by the licensing provisions of Licensing Order 1. Licensing Order 1 provides, in brief, that a license is required of all persons making sales for which maximum prices are estab-

lished. A license is automatically granted. It is not necessary to apply for the license. The license may be suspended for violations in connection with the sale of any commodity for which maximum prices are established. If your license is suspended, you may not sell any such commodity during the period of suspension.

(n) *Records.* If you are a dealer subject to this order, you shall preserve, keep, and make available for examination by the Office of Price Administration, a record of every sale of solid fuels hereunder, showing the date, the name and address of the buyer, if known, the per net ton price charged, and the solid fuel sold. The solid fuel shall be identified in the manner in which it is described in the order. The record shall also state separately each service rendered and the charge made for it.

(o) *Posting of maximum prices: sales slips and receipts.* (1) If you are a dealer subject to this order, you shall post all your maximum prices (as set forth in the applicable Schedule or Schedules of this order) in your place of business in a manner plainly visible to and understandable by the purchasing public.

(2) If you are a dealer subject to this order, you shall, except for a sale of less than one-half ton, give each purchaser a sales slip or receipt showing your name and address, the kind, size, and quantity of coal sold to him, the date of the sale or delivery and the price charged, separately stating the amount, if any, of the required discounts which must be deducted from, and the authorized service charges and the taxes, which may be added to the specific maximum prices prescribed herein.

In the case of all other sales, you shall give each purchaser a sales slip or receipt containing the information described in the foregoing paragraph, if requested by such purchaser or if, during December 1941, you customarily gave purchasers such sales slips or receipts.

(p) *Enforcement.* (1) Persons violating any provision of this order are subject to civil and criminal penalties, including suits for treble damages, provided for by the Emergency Price Control Act of 1942, as amended.

(2) Persons who have any evidence of any violation of this order are urged to communicate with the Buffalo District Office of the Office of Price Administration; or with the Price Panel of the Appropriate War Price and Rationing Board.

(q) *Definitions and explanations.* When used in this Second Revised Order No. G-18, the term:

(1) "Person" includes an individual, corporation, partnership, association or any other organized group of persons, or legal successor or representative of the foregoing, and includes the United States or any agency thereof, or any other government, or any of its political sub-divisions, or any agency or any of the foregoing.

(2) "Sell" includes sell, supply, dispose, barter, exchange, lease, transfer, and deliver, and contracts and offers to do any of the foregoing. The terms "Sale", "selling", "sold", "seller", "buy", "purchase" and "purchaser" shall be construed accordingly.

(3) "Dealer" means any person selling coal of the kinds and sizes set forth in the Schedules herein, and does not include a producer or distributor making sales at or from a mine, a preparation plant operated as an adjunct of any mine, or a briquette plant.

(4) "Direct-delivery", except with respect to sales in 100 lb. lots, means delivery to the buyer's bin or storage space by dumping or chuting directly from the sellers truck or other vehicle or, where such delivery to the buyer's bin or storage space is physically impossible, by discharging at the point nearest and most accessible to the buyer's bin or storage space and at which the coal can be discharged directly from the seller's truck. "Direct-delivery" in 100 lb. lots shall mean depositing in buyer's bin or other storage space designated by buyer.

(5) "Carry" and "wheel" refer to the movement of coal to buyer's bin or storage space in baskets or other containers, or by wheelbarrow or barrel, from the seller's truck or other vehicle, or from the point nearest and most accessible to the buyer's bin or storage space at which coal is discharged from the seller's truck in the course of "direct delivery".

(6) "Yard sales" means sales accompanied by physical transfer to the buyer's truck or vehicle at the yard, dock, barge, car, or at a place of business of the seller other than at seller's truck or vehicle.

(7) "Pennsylvania anthracite" means all coal produced in the Lehigh, Schuylkill and Wyoming regions in the Commonwealth of Pennsylvania.

(8) The sizes of Pennsylvania anthracite described as broken, egg, stove, nut, pea, buckwheat, rice, barley and screenings shall refer to the same sizes of the same fuel as were sold and delivered in the State of New York—Coal Area IV, with such designation during December, 1941.

(9) "Delivered at dealer's yard" as applied to sales of bagged coal, means physical transfer at the dealer's yard to the purchaser's truck or other vehicle.

(10) "Delivered to retail stores" as applied to sales of bagged coal, means deposit in that part of the store designated by the purchaser.

(11) "Sales to ultimate consumer" as applied to bagged coal, means sales by dealers, other than sales at the dealer's yard, whether or not delivered to the consumer's premises.

(12) "District No." refers to the geographical coal-producing districts as defined in the Bituminous Coal Act of 1937, as amended, and as they have been modified as of midnight, August 23, 1943.

(13) "Low volatile bituminous coal" is produced in the low volatile sections of the producing districts specified herein.

(14) "High volatile bituminous coal" is produced in the high volatile sections of the producing districts specified herein.

(15) "Underground mine coal" means coal that is taken entirely from underground seams from which the overburden is not removed, and does not include coal from a mine which takes in coal from the ground by the stripping method.

(16) All designations in this order of sizes, classifications, etc., applicable to bituminous coal, refer to the sizes, classifications, etc., as set forth in the minimum price schedules for the various producing districts issued by the Bituminous Coal Division of the United States Department of the Interior, as in effect midnight, August 23, 1943. Where the minimum price schedules do not make specific mention of any size designated in this order, such size designations shall refer to the sizes of bituminous coal sold as such in State of New York, Coal Area IV during December, 1941.

(17) Except as otherwise provided herein or as the context may otherwise require, the definitions set forth in §§ 1340.255 and 1340.266 of Revised Maximum Price Regulation No. 122 shall apply to terms used herein.

(r) *Effect of order on Revised Maximum Price Regulation No. 122.* To the extent applicable this order supersedes Revised Maximum Price Regulation No. 122.

(s) *Effect of order on Revised Order No. G-18 as originally issued.* Revised Order No. G-18 under Revised Maximum Price Regulation No. 122, as issued on December 6, 1943, is hereby revoked in full as of the effective date of this Order.

(t) *Effect of Revised Order No. G-21, emergency sales of prepared bituminous coal to domestic consumers.* The maximum prices for sales of bituminous coal under Schedule II, paragraph (e) of this Second Revised Order shall not apply to emergency sales of "prepared bituminous coal" when sold as a substitute fuel in place of anthracite, within the coverage of Revised Order No. G-21 under Revised Maximum Price Regulation No. 122 as long as said Revised Order No. G-21 shall remain in effect. During that period, such emergency sales of prepared bituminous coal shall be priced in accordance with the provisions of Revised Order No. G-21.

NOTE: The record keeping requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

The Second Revised Order No. G-18 shall become effective March 18, 1946.

(Pub. Laws 421 and 729, 79th Cong., E.O. 9599, 7 F.R. 7871, E.O. 9328, 8 F.R. 4681)

Issued March 12, 1946.

LEO F. GENTNER,
Regional Administrator.

[F. R. Doc. 46-7251; Filed, Apr. 30, 1946, 1:30 p. m.]

[Newark Adopting Order 40 Under Basic Order 1 Under Gen. Order 68]

BUILDING AND CONSTRUCTION MATERIALS IN HUDSON, UNION, ESSEX, BERGEN, AND PASSAIC COUNTIES, N. J.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and under the authority vested in the Regional Administrator of Region 2 by the Emergency Price Control Act of 1942 as amended, by General Order No. 68 as amended, and by Revised Procedural Regulation No. 1, which authority has been duly delegated by such Regional Administrator to the District Director, Newark District Office, it is hereby ordered:

SECTION 1. *What this order covers.* This adopting order under Basic Order No. 1 as amended, under General Order No. 68 as amended, covers sales by all persons to ultimate users or to purchasers for resale on an installed basis, of certain building materials listed in Schedule A hereto annexed and generally known as "hard mason materials". All provisions of Basic Order No. 1 as amended, under General Order 68 as amended, are adopted in this order and are just as much a part of this order as if specifically set forth herein. If Basic Order No. 1 as amended, is further amended in any respect, the provisions of said order as amended, shall likewise without further action, become part of this order. All persons subject to this adopting order are also subject to Basic Order No. 1 as amended under General Order 68 as amended, and should be familiar with the provisions of said order.

SEC. 2. *Territory covered by this order.* The geographical area covered by this order is the counties of Hudson, Union, Essex, Bergen and Passaic, all in the State of New Jersey.

SEC. 3. *Maximum prices.* The maximum prices for the building materials covered by this order are set forth in Schedule A hereto annexed and made a part of this order. The prices fixed in Schedule A cover all sales in the territory covered by this order, regardless of the location of the place of business of the seller.

SEC. 4. *Discounts, allowances, and terms of sale.* Schedule A, annexed to and made a part of this order, fixes maximum yard prices and maximum delivered prices. The maximum delivered prices apply to all delivered sales of more than $10. On delivered sales of $10 or less, a delivery charge not in excess of 10% of the total amount of the sale, may be made. All prices are subject to customary trade discounts.

SEC. 5. *Relationship of this order to Basic Order No. 1 as amended, under General Order No. 68 as amended, and to General Maximum Price Regulation, and other maximum price regulations.* As previously stated, all provisions of Basic Order No. 1 as amended, are adopted by this order. The maximum prices fixed by this order supersedes any maximum price or pricing method previously established by the General Maximum Price Regulation, or by any other applicable regulation or order. Except to the extent that they are inconsistent with the provisions of this order, all other provisions of the General Maximum Price Regulation, or of any other applicable regulation or order shall remain applicable to sales covered by this order.

SEC. 6. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of the list of maximum prices fixed by this order in each place of business within the area covered by this order.

SEC. 7. *Records and sales slips—(a) Required information.* The provisions of section (e) of Basic Order No. 1 as amended, covering sales slips and records are adopted in and applicable to this order, as it is specifically set forth herein, and also on any sale of $25 or more, each seller, regardless of previous custom, must keep records showing at least the following:

(1) Name and address of buyer.
(2) Date of transaction.
(3) Place of delivery.
(4) Complete description of each item sold and price charged.

(b) *Maximum prices for insufficiently described items.* Where the seller's records or sales slip upon a sale of any commodity covered by this order in the area covered by this order, do not contain a sufficiently complete description to identify the exact nature, type, size, or quantity of the commodity, and thus determine the maximum price fixed by Schedule A of this order, the maximum price applicable to such sale shall be the lowest maximum price which can be computed under Schedule A of this order in accordance with the incomplete description.

SEC. 8. *Revocation or amendment.* This order may be revised, amended, revoked or modified at any time by the Office of Price Administration.

SEC. 9. *Effect of this order on former adopting orders.* This order supersedes as of the effective date of this order, Adopting Order No. 10 and Adopting Order No. 11 under Basic Order No. 1 as amended, under General Order 68 as amended, and said orders are revoked as of the effective date of this order. This revocation shall not operate to release or extinguish any penalties or liabilities incurred under said Adopting Orders No. 10 and 11, and such orders shall remain in full force and effect for the purpose of allowing or sustaining any proper suit, action, prosecution, or proceeding with respect to such penalty or liability.

This order shall become effective May 2, 1946.

Issued this 22d day of April 1946.

RICHARD J. TARRANT,
District Director.

Item	Maximum yard price	Maximum delivered price [1]
Plaster, hard wall, best	$0.85 (100-lb.)	$0.90 (100-lb.).
Plaster, hard wall, sanded	$0.75 (100-lb.)	$0.80 (100-lb.).
Plaster, gauging	$0.75 (50-lb.)	$0.80 (50-lb.).
Keene's cement	$1.35 (100-lb.)	$1.40 (100-lb.).
Finishing lime	$2.15 (100-lb.)	$2.25 (100-lb.).
Gypsum lath, ⅜"	$0.60 (50-lb.)	$0.65 (50-lb.).
Metal lath, 2.5-lb. (copper bearing) painted diamond mesh.	$24.00 (M sq. ft.)	$25.00 (M sq. ft.).
	$0.25 (sq. yd.) full bundles.	$0.25 (sq. yd.) full bundles.
	$0.30 (sq. yd.) broken bundles.	$0.30 (sq. yd.) broken bundles.
Metal lath, 3.4-lb. painted diamond mesh.	$0.30 (sq. yd.)	$0.30 (sq. yd.).
Metal lath, 2.75-lb. flat rib painted	$0.27 (sq. yd.)	$0.27 (sq. yd.).
Metal lath, corner bead expanded type and standard type.	$0.035 (lin. ft.) full bundles.	$0.035 (lin. ft.) full bundles.
	$0.05 (lin. ft.) broken bundles.	$0.05 (lin. ft.) broken bundles.
Metal lath, corner rite, 2 x 2	$0.02 (lin. ft.)	$0.02 (lin. ft.).
Metal lath, corner rite, 3 x 3	$0.03 (lin. ft.)	$0.03 (lin. ft.).
Portland cement	$0.75 (bag 94-lb.)	$0.80 (bag 94-lb.).
Portland cement, white	$2.20 (bag 94-lb.)	$2.25 (bag 94-lb.).
Portland cement (Hi-early)	$0.90 (bag 94-lb.)	$0.95 (bag 94-lb.).
Masonry mortar	$0.65 (bag 65-lb.)	$0.70 (bag 65-lb.).
Mason's hydrated lime (pressure)	$0.55 (bag 50-lb.)	$0.60 (bag 50-lb.).
Mason's hydrated lime (common)	$0.45 (bag 50-lb.)	$0.50 (bag 50-lb.).
Waterproof cement (gray)	$0.95 (bag 100-lb.)	$1.00 (bag 100-lb.).
Hollow building tile, partition 4 x 12 x 12	$0.13 (each)	$0.14 (each).
Concrete block, 8 x 8 x 16, cinder	$0.16 (each)	$0.16 (each).
Fire brick, 9"—moderate heat duty	$80.00 (per M)	$82.00 (per M).
	$0.08½ (each)	$0.09 (each).
Fire clay	$1.25 (bag 100-lb.)	$1.30 (bag 100-lb.).
Clay drain tile—3"	$0.09 (lin. ft.)	$0.09½ (lin. ft.).
Clay drain tile—4"	$0.10 (lin. ft.)	$0.10½ (lin. ft.).
Vitrified clay sewer pipe, 4"	$0.18 (lin. ft.)	$0.20 (lin. ft.).
Vitrified clay sewer pipe, 6"	$0.27 (lin. ft.)	$0.29 (lin. ft.).
Flue lining, 8½ x 8½	$0.36 (lin. ft.)	$0.39 (lin. ft.).
Flue lining, 8½ x 13	$0.54 (lin. ft.)	$0.58 (lin. ft.).
Flue lining, 13 x 13	$0.69 (lin. ft.)	$0.77 (lin. ft.).
Flue lining, 8" round	$0.42 (lin. ft.)	$0.45 (lin. ft.).
Flue lining, 10" round	$0.63 (lin. ft.)	$0.69 (lin. ft.).
Flue lining, 12" round	$0.81 (lin. ft.)	$0.89 (lin. ft.).
Plaster board, 32 x 36½	$0.24 (each)	$0.25 (each).
Plaster board, 32 x 36½"	$0.24 (each)	$0.25 (each).
Gypsum wallboard, ⅜"	$40.00 (per M sq. ft.)	$44.00 (per M sq. ft.).
Common brick—standard size (4,500 and over).	$23.00 (per M)	$25.00 (per M).
2,000 to 4,000—add $4.00 per M.		
1,000 to 2,999—add $6.00 per M.		
Under 1,000—add $10.00 per M.		

[1] On delivered sales of $10 or less, a delivery charge of 10 percent of the total amount of the sale may be made.

[F. R. Doc. 46-7248; Filed, Apr. 30, 1946; 1:29 p. m.]

[Atlanta Rev. Order G-1 Under Gen. Order 50, Amdt. 3]

MALT AND CEREAL BEVERAGES IN ATLANTA, GA., DISTRICT

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the District Director of the Atlanta District Office, Region IV, of the Office of Price Administration by General Order No. 50, issued by the Administrator of the Office of Price Administration, and Region IV Revised Delegation Order No. 17, issued May 5, 1944, this amendment is hereby issued:

(a) Appendix A, of Revised Order No. G-1 under General Order No. 50 is amended by inserting at the top of Page

8, after the heading "Appendix A," a new paragraph to read as follows: All maximum prices set out in this Appendix may be increased by the amount of any municipal sales tax on retail sales actually paid by the seller.

(b) This Amendment No. 3 to Revised Order No. G–1, as amended, under General Order No. 50, shall become effective on March 20, 1946.

Issued March 20, 1946.

D. ELIE MCCORD,
District Director.

[F. R. Doc. 46–7250; Filed, Apr. 30, 1946; 1:29 p. m.]

[Region IV Order G–48 Under 18 (c)]

ATLANTA OAK FLOORING CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. G–48 under Section 1499.18 (c) of the General Maximum Price Regulation, Atlanta Oak Flooring Co., Atlanta, Ga., Docket No. IV–GMPR–18 (c)–271.

For the reasons set forth in an opinion issued simultaneously herewith and in accordance with the provisions of § 1499.18 (c) of the General Maximum Price Regulation; *It is hereby ordered:*

(a) That on and after the effective date of this order, the Atlanta Oak Flooring Company, Atlanta, Georgia, hereinafter referred to as applicant, is permitted to sell and deliver the following at a price not in excess of its landed cost, plus 35%: a certain lot of finished Oak Stair Treads, standard $1\frac{1}{16}$ x $11\frac{1}{2}$'', nose-one-edge, sanded face, and in three lengths, viz: 52'', 48'' and 54'', which applicant purchased from Miller Brother Company, Johnson City, Tennessee, prior to March 11, 1946.

(b) For the purposes of this order, "landed cost" means an amount not in excess of the applicable maximum price of Miller Brother Company, Johnson City, Tennessee, f. o. b. that point, plus actual transportation cost from Johnson City, Tennessee, to applicant's place of business.

(c) That all freight allowances, other allowances, discounts, commissions, differentiations in classes of purchasers and other differentials customarily made by applicant shall be maintained.

(d) That any reseller purchasing any of the above described lot of Oak Stair Treads from applicant for resale is hereby permitted to increase his present properly established maximum price under the General Maximum Price Regulation by a dollars and cents amount not exceeding his actual dollars and cents increase in cost resulting from the increase permitted applicant under this order.

(e) Upon the first sale, after the effective date of this order, to each purchaser of the Oak Stair Treads hereinbefore described and on which adjustment has been granted in this order to the Atlanta Oak Flooring Company, the applicant shall notify such purchaser of the amount of increase in price resulting from this order and all the provisions of paragraph (d) of this order.

(f) That applicant shall, prior to the first sale of any of the above described Oak Stair Treads, file with this Regional Office a report showing the actual number of Oak Stair Treads contained in the above lot, together with the maximum price calculated pursuant to the provisions of this order.

(g) Any reseller of any of the above described Oak Stair Treads shall keep for examination by the Office of Price Administration a copy of the invoice covering each sale of the Oak Stair Treads purchased from the Atlanta Oak Flooring Company under the provisions of this order. The invoice shall contain a complete description of the item sold, the number of treads contained in the sale, the maximum price paid for the item and the maximum price charged by such reseller.

(h) On completion of the sale of all of the Oak Stair Treads contained in the lot purchased by applicant from Miller Brother Company, Johnson City, Tennessee, this order shall, as to the Atlanta Oak Flooring Company, be automatically revoked and it, as to all future sales, shall use its properly established maximum price under the General Maximum Price Regulation or other then applicable regulation.

(i) That on completion of the sale by any reseller purchasing any of the above described lot of Oak Stair Treads from applicant, this order, insofar as such reseller is concerned, shall be automatically revoked and all future sales of Oak Stair Treads by such reseller shall continue subject to the appropriate pricing provision of the General Maximum Price Regulation, or other than applicable regulation.

(j) Except as otherwise provided herein, all transactions of applicant and any reseller subject to this order remain subject to the provisions of the General Maximum Price Regulation, together with all amendments which heretofore have been or hereafter may be issued.

This order shall become effective immediately.

Issued April 18, 1946.

EDWIN M. PEARCE, Jr.,
Acting Regional Administrator.

[F. R. Doc. 46–7249; Filed, Apr. 30, 1946; 1:29 p. m.]

[Richmond Order G–2 Under Gen. Order 68]

BUILDING OR OTHER MATERIALS IN VIRGINIA

Pursuant to the provisions of General Order Number 68 and for the reasons set out in the accompanying opinion, it is hereby ordered:

SECTION 1. *Sales covered by this order.* Subject to the exclusions of section 2 this order applies to all sales:

(a) Which are sales of any building or other materials, articles or commodities listed in subsection (b) of any appendix included in Section 7 below, and

(b) In which the purchaser either takes delivery or receives shipment within the area described in subsection (a) of that same appendix, and

(c) Which are retail sales, that is to say, which are made either to ultimate users (including, e. g., commercial, industrial, institutional, governmental and individual or private users) or to persons buying for resale on an installed basis (including, e. g., building contractors).

it being intended by the reference to section 7 to refer to the said section as hereby made effective or as hereafter from time to time amended.

SEC. 2. *Sales excluded from this order.* This order shall not apply to sales by a mail-order seller to the extent that they may be exempted from its operation as provided by section (f) of General Order Number 68.

SEC. 3. *Relation of this order to other regulations and orders.* Except insofar as the General Maximum Price Regulation is inconsistent herewith, it shall apply to all sales covered by this order; but this order shall as to all such sales supersede all other regulations or orders heretofore or hereafter issued by the Office of Price Administration, including the two orders, each numbered G–1, issued under the said General Order Number 68 by the Director of the Roanoke District Office, Office of Price Administration, and by the undersigned, respectively and respectively effective January 8 and February 1, 1946.

SEC. 4. *Maximum prices.* (a) On any sale covered by this order in which delivery is made to the purchaser or shipment received by him within an area in which an appendix included in section 7 hereof is applicable no seller shall charge a price in excess of the maximum price established for such sale by such appendix.

(b) Notwithstanding the provisions of the preceding subsection, the seller may require the purchaser to assume transportation costs on terms not more onerous than he required any purchaser of the same class to assume them during March 1942.

SEC. 5. *Posting.* Every seller making sales covered by this order shall post in each of his places of business situated in an area within which an appendix of section 7 is applicable a copy of such appendix so that it shall be plainly visible to all purchasers.

SEC. 6. *Sales-slips and records.* (a) On every sale covered by this order, if the seller has customarily given purchasers sales-slips or other evidence of sale, he shall continue to do so. Without regard to previous custom the seller, upon request of the purchaser, shall give him a receipt. If the seller customarily prepared sales-slips in more than one copy he must keep for at least six months after delivery a duplicate copy of each sales-slip delivered by him pursuant to this section; but without regard to previous custom he shall keep records of every sale amounting to $50.00 or more.

(b) Receipts required to be given purchasers and records required to be kept by sellers shall show at least (1) date of sale, (2) name and address of seller and purchaser, (3) complete description of each item sold and (4) the price received for it.

SEC. 7. *Appendices.*

APPENDIX A—RICHMOND AREA

(a) As provided by section 4 of this Order G–2, issued under General Order 68, the several maximum prices established by this Appendix for the articles listed below shall apply to all sales thereof which are either to ultimate users or to persons buying for resale on an installed basis and in which the purchaser either takes delivery or receives shipment within the following area:

The counties of Chesterfield (except Matoaka Magisterial District), Hanover and Henrico, all towns and other places therein and the city of Richmond.

(b) This Appendix establishes maximum prices as follows:

TABLE OF MAXIMUM PRICES

NOTE: Prices listed are subject to discount of 2% for cash or payment within 10 days.

Item and unit of sale	*Maximum price*
Asbestos siding:	
White; square	$7.65
Colored; square	7.35
Brick, clay, building:	
Kiln-Run, Common; M	21.00
Select, Common; M	24.00
Cement:	
Portland plain gray; 94-lb. bag	.75
Portland plain gray; bbl	3.00
Keenes; 100-lb. bag	2.50
Keenes; ton	46.00
Corner bead; M lin. ft	40.00
Corner bead; 1 lin. ft	.04
Felt:	
Asphalt, 15 lb.; roll 432 sq. ft	2.30
Slater's, 25 lb.; roll 500 sq. ft	1.15
Flue linings:	
Fire clay, $8\frac{1}{2}$'' x $8\frac{1}{2}$''; 1 lin. ft	.33
Gyplap, $\frac{1}{2}$'' 2 x 8; M sq. ft	40.00
Gypsum board, $\frac{3}{8}$''; M sq. ft	40.00
Gypsum board, $\frac{1}{2}$''; M sq. ft	45.00
Insulation, junior bats; M sq. ft	60.00
Insulation board:	
Wool blanket, 1''; M sq. ft	40.00
Wool blanket, 2''; M sq. ft	45.00
Wool blanket, 3''; M sq. ft	60.00
Lath, gypsum:	
Plaster base $\frac{3}{8}$''; M. sq. ft	23.00
Diamond mesh 2.5'' painted; 1 sq. yd	.25
Lime:	
Finishing; 50-lb. bag	.55
Finishing; ton	20.00
Hydrated; 50-lb. bag	.50
Hydrated; ton	18.65
Mortar, brick; bbl	2.50
Paper, building:	
Hopewell craft, 36''	1.50
Sisal kraft, 36''; 500 ft. roll	5.50
Plaster:	
Finishing (calcine); 100-lb. bag	1.75
Finishing (calcine); ton	32.40
Wallhard; 100-lb. bag	1.05
Wallhard; ton	20.00
Pulp wall board, 3/16'' (except upson); M. sq. ft	35.00
Roofing:	
Asphalt, roll mineral surface 90-lbs; square	2.25
Strip shingles, $11\frac{1}{2}$'' 167 lbs hex.; square	4.60
Strip shingles, 12'' 210 lbs.; square	5.35
Siding:	
Roll brick; square	8.55
Roll brick insulated; square	12.00
Vitrified clay products 6''; 1 lin. ft	.27

APPENDIX B—HAMPTON ROADS AREA

(a) As provided by section 4 of this Order G–2, issued under General Order 68, the several maximum prices established by this Appendix for the articles listed below shall apply to all sales thereof which are either to ultimate users or to persons buying for resale on an installed basis and in which the purchaser either takes delivery or receives shipment within the following area:

The counties of Elizabeth City, Norfolk, Princess Anne and Warwick, all towns and other places therein and the cities of Hampton, Newport News, Norfolk, Portsmouth and South Norfolk.

(b) This Appendix establishes maximum prices as follows:

TABLE OF MAXIMUM PRICES

NOTE: Prices listed are subject to discount of 2% for cash or payment within 10 days.

Item and unit of sale	*Maximum price*
Asbestos, siding; 1 sq	$7.50
Cement:	
Portland plain gray; 94-lb. bag	.80
Portland plain gray; bbl	3.20
Gypsum board $\frac{3}{8}$''; M sq. ft	42.50
Lath, metal (painted) diamond mesh 2.5''; 1 sq. yd	.30
Lime:	
Finishing; 50-lb. bag	.60
Finishing; ton	22.00
Hydrated; 50-lb. bag	.50
Hydrated; ton	18.00
Plaster:	
Finishing (calcine); 100-lb. bag	2.00
Finishing; ton	40.00
Wallhard; 100-lb. bag	1.05
Wallhard; ton	20.00
Roofing, asphalt:	
Roll mineral surface; 90 lbs.; sq	2.80
Strip shingles, 12''; 210 lbs.; sq	6.60
Siding, roll brick; sq	8.83

APPENDIX C—PETERSBURG-HOPEWELL AREA

(a) As provided by section 4 of this Order G–2, issued under General Order 68, the several maximum prices established by this Appendix for the articles listed below shall apply to all sales thereof which are either to ultimate users or to persons buying for resale on an installed basis and in which the purchaser either takes delivery or receives shipment within the following area:

The counties of Dinwiddie and Prince George, Matoaka Magisterial District in the county of Chesterfield, all towns and other places in Dinwiddie, Prince George and the said district, and the cities of Hopewell and Petersburg.

(b) This Appendix establishes maximum prices as follows:

TABLE OF MAXIMUM PRICES

NOTE: Prices listed are subject to discount of 2% for cash or payment within 10 days.

Item and unit of sale	*Maximum price*
Asbestos, siding; 1 sq	$7.75
Cement:	
Portland plain gray; 94-lb. bag	.80
Portland plain gray; bbl	3.20
Keenes; 100-lb. bag	2.50
Keenes; ton	50.00
Gypsum board, $\frac{3}{8}$'', M sq. ft	40.00
Sheathing, $\frac{1}{2}$'' plain, M sq. ft	40.00
Insulation, wool blanket 3'', M sq. ft	65.00
Lath, gypsum plaster base $\frac{3}{8}$'', M sq. ft	23.00
Lime:	
Finishing; 50-lb. bag	.60
Finishing; ton	22.00
Plaster:	
Finishing (calcine); 100-lb. bag	1.85
Finishing; ton	36.50
Wallhard; 100-lb. bag	1.05
Wallhard; ton	20.00
Prestwood, tempered $\frac{1}{8}$''; M sq. ft	90.00
Pulp wall board, $\frac{3}{16}$'' (except upson); M sq. ft	35.00
Roofing, asphalt:	
Roll mineral surface 90 lb.; sq	2.65
Strip shingles, $11\frac{1}{2}$'' hex. 167 lb.; sq	4.60
Strip shingles, 12'' 210 lb.; sq	5.60

APPENDIX D—LYNCHBURG AREA

(a) As provided by section 4 of this Order G–2, issued under General Order 68, the several maximum prices established by this Appendix for the articles listed below shall apply to all sales thereof which are either to ultimate users or to persons buying for resale on an installed basis and in which the purchaser either takes delivery or receives shipment within the following area:

The counties of Amherst and Campbell, all towns and other places therein and the city of Lynchburg.

(b) This Appendix establishes maximum prices as follows:

TABLE OF MAXIMUM PRICES

NOTE: Prices listed are subject to discount of 2% for cash or payment within 10 days.

Item and unit of sale	*Maximum price*
Asbestos, siding; sq	$7.75
Cement:	
Portland plain gray; 94-lb. bag	.80
Portland plain gray; bbl	3.20
Keenes; 100-lb. bag	2.10
Keenes; ton	40.00
Corner bead, M. lin. ft	45.00
Corner bead, 1 lin. ft	.05
Drain tile:	
Clay 3''; M lin. ft	80.00
Clay 3''; 1 lin. ft	.08
Felt, asphalt, 15 lb.; roll 432 sq. ft	2.25
Gyplap, $\frac{1}{2}$'' 2 x 8; M sq. ft	40.00
Gypsum board, $\frac{3}{8}$''; M sq. ft	37.50
Sheathing, $\frac{1}{2}$'' plain; M sq. ft	40.00
Lath:	
Gypsum plaster base, $\frac{3}{8}$''; M sq. ft	23.00
Metal (painted) diamond mesh, 2.5''; 1 sq. yd	.25
Lime:	
Finishing; 50-lb. bag	.60
Finishing; ton	22.00
Hydrated; 50-lb. bag	.50
Hydrated; ton	20.00
Mortar:	
Brick; 70-lb. bag	.65
Brick; bbl	2.60
Paper, building, resin sized, 20 lb.; 500 ft. roll	1.25
Plaster:	
Finishing (calcine); 100-lb. bag	1.85
Finishing (calcine); ton	36.50
Wallhard; 100-lb. bag	1.00
Wallhard; ton	19.50
Pulp, wallboard $\frac{3}{16}$'' (except Upson); M sq. ft	40.00
Roofing, asphalt:	
Roll mineral surface, 90 lb.; sq	2.55
Strip shingles, $11\frac{1}{2}$'' hex, 167 lb.; sq	4.60
Strip shingles, 12'' 210-220 lb; sq	5.60
Siding, roll brick, sq	3.83

APPENDIX E—PULASKI AREA

(a) As provided by section 4 of this Order G–2, issued under General Order 68, the several maximum prices established by this Appendix for the articles listed below shall apply to all sales thereof which are either to ultimate users or to persons buying for resale on an installed basis and in which the purchaser either takes delivery or receives shipment within the following area:

The county of Pulaski and all towns and other places therein.

(b) This Appendix establishes maximum prices as follows:

TABLE OF MAXIMUM PRICES

NOTE: Prices listed are subject to discount of 2% for cash or payment within 10 days.

Item and unit of sale	*Maximum price*
Cement:	
Portland plain gray; 94-lb. bag	$0.85
Portland plain gray; bbl	3.40
Keenes; 100-lb. bag	2.50
Keenes; ton	45.00
Felt:	
Asphalt 15 lb.; roll 432 sq. ft	2.60
Slater's 25 lb.; roll 500 sq. ft	1.35

TABLE OF MAXIMUM PRICES—Continued

Item and unit of sale	*Maximum price*
Gypbac, ½", 2 x 8; M. sq. ft.	$40.00
Gypsum board, ⅜"; M sq. ft.	35.00
Lime:	
Finishing; 50-lb. bag	.75
Finishing; ton	30.00
Hydrated; 50-lb. bag	.62
Hydrated; ton	20.65
Mortar:	
Brick; 70-lb. bag	.70
Brick; bbl.	2.80
Paper, building, Hopewell craft	1.75
Roofing, asphalt:	
Roll mineral surface; square	2.80
Strip shingles, 11⅓" hex. 167-lb.; square	4.00
Strip shingles, 12" 210-lb. square	6.38
Siding, roll brick; square	3.75

APPENDIX F—HARRISONBURG, STAUNTON, WINCHESTER AREA

(a) As provided by section 4 of this Order G-2, issued under General Order 68, the several maximum prices established by this appendix for the articles listed below shall apply to sales thereof which are either to ultimate users or to persons buying for resale on an installed basis and in which the purchaser either takes delivery or receives shipment within the following area:

The counties of Augusta, Frederick, Rockingham and Shenandoah, all towns and other places therein and the cities of Harrisonburg, Staunton and Winchester.

(b) This appendix establishes maximum prices as follows:

TABLE OF MAXIMUM PRICES

NOTE: Prices listed are subject to discount of 2% for cash or payment within 10 days.

Item and unit of sale	*Maximum price*
Cement:	
Portland plain gray; 94-lb. bag	$0.75
Portland plain gray; bbl.	3.00
Keenes; 100-lb. bag	2.50
Corner bead; 1 lin. ft.	.05
Felt, asphalt, 15-lb.; roll 432 sq. ft.	2.50
Flue:	
Linings, fire clay, 6"; 1 lin. ft.	.35
Thimbles, fire clay 6"; each	.45
Gypsum board, ⅜"; M sq. ft.	40.00
Lath:	
Gypsum plaster base, ⅜"; M sq. ft.	25.00
Diamond mesh, 2.5" metal painted; 1 sq. yd.	.25
Lime:	
Finishing; 50-lb. bag	.60
Finishing; ton	20.00
Plaster:	
Finish (calcine); 100-lb. bag	2.00
Finish; ton	35.00
Wallhard; M sq. ft.	19.50
Pulp wallboard 3/16" (except Upson); M sq. ft.	37.50
Roofing:	
Asphalt, roll mineral surface, 90-lb.; sq	2.55
Strip shingle, 12", 210-lb.; sq.	5.83

APPENDIX G—CHARLOTTESVILLE AND FREDERICKSBURG AREAS

(a) As provided by section 4 of this Order G-2, issued under General Order 68, the several maximum prices established by this Appendix for the articles listed below shall apply to all sales thereof which are either to ultimate users or to persons buying for resale on an installed basis and in which the purchaser either takes delivery or receives shipment within either of the following areas:

The county of Albemarle, all towns and other places therein and the city of Charlottesville.

The counties of Spotsylvania and Stafford, all towns and other places therein and the city of Fredericksburg.

(b) This Appendix establishes maximum prices as follows:

TABLE OF MAXIMUM PRICES

NOTE: Prices listed are subject to discount of 2% for cash or payment within 10 days.

Item and unit of sale	*Maximum price*
Asbestos:	
Shingles; square	$9.50
Siding; square	8.35
Cement:	
Portland plain gray; 94-lb. bag	.75
Portland plain gray; bbl.	3.00
Keenes; 100-lb. bag	2.25
Keenes; ton	45.00
Gypsum board, ⅜"; M sq. ft.	37.50
Lime:	
Finishing; 50-lb. bag	.60
Finishing; ton	22.00
Hydrated; 50-lb. bag	.52
Hydrated; ton	20.65
Plaster:	
Finish (calcine); 100-lb. bag	1.60
Finish (calcine); ton	31.50
Wallhard; ton	20.50
Roofing:	
Asphalt, roll mineral surface 90 lb.; square	2.45
Strip shingles, 11⅓" hex. 137 lb.; square	4.85
Strip shingles, 12" 210 lb.; square	6.08
Siding, roll brick; square	3.95

APPENDIX H—ROANOKE AREA

(a) As provided by section 4 of this Order G-2, issued under General Order 68, the several maximum prices established by this Appendix for the articles listed below shall apply to all sales thereof which are either to ultimate users or to persons buying for resale on an installed basis and in which the purchaser either takes delivery or receives shipment within the following area:

The county of Roanoke, all towns and other places therein and the city of Roanoke.

(b) This Appendix establishes maximum prices as follows:

TABLE OF MAXIMUM PRICES

NOTE: Prices listed are subject to discount of 2% for cash or payment within 10 days.

Item and unit of sale	*Maximum price*
Brick, clay building:	
Quantities less than 4,000:	
Kiln-run, common; M.	$29.00
Select, common; M.	34.00
Quantities 4,000 or more:	
Kiln-run, common, f. o. b. kiln; M	20.00
Kiln-run, common, delivered; M	21.00
Select, common, f. o. b. kiln; M.	23.00
Select, common, delivered; M.	24.00
Cement:	
Portland plain gray; 94-lb. bag	.80
Portland plain gray, bbl.	3.20
White; 100-lb. bag	2.55
Keenes; 100-lb. bag	2.10
Corner bead; 1 lin. ft.	.04
Drain tile:	
Clay, 3"; 1 lin. ft.	.07¼
Clay, 4"; 1 lin. ft.	.09
Clay, 6"; 1 lin. ft.	.16
Felt:	
Asphalt, 15 lbs.; roll 432 sq. ft.	2.30
Asphalt, 30 lbs.; roll 216 sq. ft.	2.30

TABLE OF MAXIMUM PRICES—Continued

Item and unit of sale	*Maximum price*
Flue linings:	
Fire clay, 6" dia.; lin. ft.	$0.33
8½ x 8½"; lin. ft.	.34
8½ x 13"; lin. ft.	.51
13 x 13"; lin ft.	.66
Gyplap, ½" 2 x 8; M. sq. ft.	40.00
Gypsum board, ⅜"; M. sq. ft.	40.00
Insulation board:	
⅜"; 1 sq. ft.	.04
½"; 1 sq. ft.	.04½
25/32"; 1 sq. ft.	.06½
Lath:	
Gypsum; M. sq. ft.	25.00
Insulation, ½"; 1 sq. ft.	.04½
Metal, angle 3 x 3 (painted); 1 lin. ft.	.02½
Diamond mesh 2.5" (painted); 1 sq. yd.	.30
Rib, 3.4" (painted); 1 sq. yd.	.35
Lime:	
Finishing; 50-lb. bag	.52
Hydrated; 50-lb. bag	.52
Mortar:	
Brick; 70-lb. bag	.60
Brick; bbl.	2.40
Plaster:	
Gauging; 100-lb. bag	1.83
Wallhard; 100-lb. bag	1.02
Roofing:	
Asphalt, roll mineral surface, 90 lbs.; sq.	2.80
Strip shingles, 12" 210–220 lbs.; sq	5.60
Vitrified clay products:	
Sewer pipe No. 1 S. S., 3"–4"; 1 lin. ft.	.17
Sewer pipe, 5"–6"; 1 lin. ft.	.26
Sewer pipe, 8"; 1 lin. ft.	.40
Sewer pipe fittings No. 1 S. S:	
Y's, T's, L's, curves—3"–4"; each	.68
Y's, T's, L's, curves—5"–6"; each	1.03
Y's, T's, 8"; each	1.96
L's, curves, 8"; each	1.57
Traps, type P-R-S and H H 3"–4"; each	1.37
Traps, type P-R-S and H H 5"–6"; each	2.05
Traps, type P-R-S and H H 8"; each	3.19
Wall coping, 9" wall; lin. ft.	.22
Wall coping, 13" wall; lin. ft.	.34
Corners, ends, starters, 9" wall each	.68
Corners, ends, starters, 13" wall; each	1.03

SEC. 8. *Amendment.* This order may be amended, or corrected or revoked, at any time.

This order shall become effective April 8, 1946.

Issued this 28th day of March 1946.

J. FULMER BRIGHT,
District Director.

[F. R. Doc. 46-7252; Filed, Apr. 30, 1946; 1:30 p. m.]

[Region VI Rev. Order G-7 Under RMPR 122, Amdt. 2]

SOLID FUELS IN WILLMAR, MINN.

An opinion accompanying this amendment has been issued simultaneously herewith. Revised Order No. G-7 under Revised Maximum Price Regulation No. 122 is amended in the following respects:

(c) *Maximum dollars-and-cents prices.* (1) The maximum prices for the solid fuels specified below when made by any dealer when he delivers any of such fuels at or to a point in Willmar, Minnesota, or from a coal yard within such city, determined on a net ton basis, shall be as follows:

Description	Direct delivery	Price at yard
I. Low volatile bituminous from district 7 (W. Va.):		
1. Egg 8" x 2" and smaller	$14.55	$13.70
2. Stove 3" x 2⅜" and larger	14.55	13.70
II. Hi volatile bituminous coal from district 8 (W. Va. and E. Ky.):		
1. Lump 5" and larger-premium Kentucky splint coals	13.70	12.85
2. Lump 4" and larger	13.70	12.85
3. Egg 5" x 2" and larger	13.70	12.85
4. Stove 2" x 1¼" and larger	13.70	12.85
5. Stoker 5/8" x ¼" and larger	12.70	11.85
6. Screenings 1¼"	11.95	11.10
III. Hi volatile bituminous from district No. 10 (so. sub. dist.):		
1. Egg, 3" x 2" and larger price group Nos. 1, 2 and 8	11.20	10.35
IV. Pennsylvania anthracite: 1. Egg, stove, nut	19.15	18.30
V. By-product coke: 1. Egg, stove, nut	15.35	14.50
VI. Briquettes made from low volatile bituminous coal or a mixture of bituminous coal and anthracite—all types	14.10	13.25

(2) The maximum prices for all sales by dealers of solid fuel not specifically herein provided for shall be the maximum prices applicable for such sales under Revised Maximum Price Regulation No. 122, as amended, plus $1.00 per ton.

(3) The prices established by this Amendment No. 6 to Revised Order No. G-7 supersede those established by the adjustment permitted under Regional Orders Nos. G-23, G-24, G-27 and G-29 under Revised Maximum Price Regulation No. 122 as to dealers covered by Revised Order No. G-7.

This Amendment No. 6 to Revised Order No. G-7 shall become effective immediately, and shall continue into effect until April 30, 1946.

Issued this 7th day of February 1946.

R. E. WALTERS,
Regional Administrator.

[F. R. Doc. 46-7253; Filed, Apr. 30, 1946; 1:31 p. m.]

[Region VI Rev. Order G-13 Under RMPR 122, Amdt. 2]

SOLID FUELS IN LA CROSSE, WIS.

An opinion accompanying this amendment has been issued simultaneously herewith. Revised Order No. G-13 under Revised Maximum Price Regulation No. 122 is amended in the following respects:

1. Paragraph (c), Price schedule, is amended to read as follows:

(c) *Price schedule.* (1) Immediately below and as part of this paragraph (c) is a schedule which sets forth maximum prices for delivered sales of specified sizes, kinds and quantities of solid fuels. Sales in lots of fractions of a ton or tons shall be governed by the price schedule as follows:

(i) On delivered sales of less than 1 ton, the price shall be proportional to the price per ton plus an additional charge of 25¢, but in no event shall the total price be in

excess of that for a sale of 1 ton; for example, if the price of 1 ton is $15.16, the price of ½ ton would be $7.58 plus 25¢ or a total of $7.83; the price of ¾ ton would be $11.37 plus 5¢ or a total of $11.62.

(ii) On delivered sales of more than 1 ton, for each fraction of a ton sold, the price shall be proportional to the price per ton; for example, if the price of 1 ton is $15.01, the price of 1½ tons would be $22.52.

(iii) On yard sales of any fraction of a ton, whether more or less than 1 ton, the price shall be proportional to the price per ton; for example, if the price of 1 ton at the yard is $14.90, the price of ½ ton would be $7.45; of 1½ tons—$22.35.

PRICE SCHEDULE

	1 ton or more delivered (per ton)
I. Low volatile bituminous coal from district No. 7 (southern West Virginia and northwestern and central Virginia):	
1. Lump and egg—size group Nos. 1 and 2 (all lump coal bottom size 3⅛"; all egg coal top size larger than 3", bottom size no limit)	$15.30
2. Stove—size group No. 3 (all stove coal top size larger than 1¼" but not exceeding 3", bottom size smaller than 3")	15.15
3. Nut—size group No. 4 (all nut coal top size larger than ¾" but not exceeding 1¼", bottom size smaller than 1¼")	15.10
II. High volatile bituminous coal from district No. 8 (eastern Kentucky, southwestern West Virginia, western Virginia, northern Tennessee and North Carolina):	
A. Coal from premium Kentucky and Elkhorn seams including Millers Creek, No. 5, high and low splint, Blue Gem and Elkhorn seams:	
1. Lump	15.05
2. Egg	14.95
3. Stoker	13.55
III. High volatile bituminous coal from district No. 10 (Illinois):	
A. Southern subdistrict price group Nos. 1, 2, and 8 (deep machine mines):	
1. Lump and egg—size group Nos. 1, 2, 3, 4, and 5 (all lump and egg coals bottom size larger than 1½" washed or raw)	11.10
2. Special stoker—size group Nos. 21, 22, and 28 (all washed or air cleaned nut and pea coal bottom size larger than 10 mesh or 3/32" and top size not exceeding 2"; also all dry dedusted special stoker bottom size larger than 28 mesh and top size not exceeding ⅜"—	10.55
3. Washed and dedusted screenings—size group Nos. 23, 24, 26, and 27 (all washed air-cleaned or dry dedusted screenings top size not exceeding 2")	10.00
B. Fulton Peoria subdistrict (strip mines):	
1. Lump and egg—size group Nos. 1, 2, and 3 (all lump and egg coals bottom size larger than 2" washed or raw) price group Nos. 24, 25, and 26	9.80
2. Washed nut and pea—size group Nos. 17–20, inclusive (all washed or air-cleaned nut and pea coal bottom size larger than 10 mesh or 3/32" and top size not exceeding 2") price group Nos. 27 and 28	9.00

PRICE SCHEDULE—Continued

	1 ton or more delivered (per ton)
IV. High volatile bituminous coal from district No. 11 (Indiana) (deep machine mines):	
1. Lump—size group No. 1 (all lump coal bottom size larger than 4" washed or raw):	
(a) Price group Nos. 6 and 14	$11.58
(b) Price group Nos. 15 and 16	11.48
(c) Mine index No. 115 only	10.88
2. Egg—size group Nos. 2 and 3 (all egg coal bottom size larger than 2" but not larger than 4" washed or raw):	
(a) Price group Nos. 6 and 14	11.33
(b) Price group Nos. 7, 18, and 19 and mine index No. 115	10.53
3. Egg—size group Nos. 4 and 5 (all egg coal bottom size larger than 1½" but not larger than 2" washed or raw) price group Nos. 6 and 14	11.08
4. Stoker—size group Nos. 9–12, inclusive (all raw nut and pea coal bottom size larger than 10 mesh or 3/32" and top size not exceeding 2"):	
(a) Price group Nos. 6 and 14	10.33
(b) Mine index No. 115 only	9.98
V. Pennsylvania anthracite—1. Egg, stove, and nut	20.70
VI. By-product coke—1. Egg, stove and nut	17.60
VII. Briquettes made from district No. 7 low volatile coal	15.75

(2) The maximum prices for all sales by dealers of solid fuels not provided for by the above schedule shall be the maximum prices applicable for such sales under Revised Maximum Price Regulation No. 122, as amended.

2. Paragraph (f), Discounts, is amended to read as follows:

(f) *Discounts.* The maximum prices set forth in section (c) shall be subject to the following discounts:

	Per ton
1. Payment on delivery or within 10 days therefrom	$1.00
2. On yard sales to purchasers other than dealers	1.10
3. On yard sales to dealers	1.60
4. On a sale or delivery of 20 tons or more annually in full truckload lots	.50

The prices established by this Amendment No. 2 to Revised Order No. G-13 supersede those established by the adjustment permitted by Regional Orders No. G-27 and G-29 under Revised Maximum Price Regulation No. 122 as to dealers covered by Revised Order No. G-13.

This Amendment No. 2 to Revised Order No. G-13 shall become effective immediately and shall remain in effect until April 30, 1946.

Issued this 31st day of January 1946.

R. E. WALTERS,
Regional Administrator.

[F. R. Doc. 46-7256; Filed, Apr. 30, 1946; 1:31 p. m.]

[Region VI Rev. Order G-7 Under RMPR 122, Amdt. 3]

SOLID FUELS IN WILLMAR, MINN.

An opinion accompanying this amendment has been issued simultaneously

herewith. Revised Order No. G-7 under Revised Maximum Price Regulation No. 122 is amended by striking the words "Amendment No. 6" wherever the words appear in the order and substituting in lieu thereof the words "Amendment No. 2."

In Amendment No. 2, Paragraph (c), Maximum dollars and cents prices, subsection (1), II, is amended to read as follows:

	Direct delivery	Price at yard
II. Hi volatile bituminous coal from District 8 (W. Va. and East Kentucky).		
1. Lump 5" and larger-premium Kentucky	$13.70	$12.85
2. Lump 4" and larger splint coals	12.70	11.85
3. Egg 6" x 2" and larger	13.70	12.85
4. Stove 2" x 1¼" and larger	13.70	12.85
5. Stoker ⅝" x ¼" and larger	12.70	11.85
6. Screenings 1¼"	11.95	11.10

This Amendment No. 3 to Revised Order No. G-7 shall become effective immediately, and shall remain in effect until April 30, 1946.

Issued this 1st day of March 1946.

R. E. WALTERS,
Regional Administrator.

[F. R. Doc. 46-7254; Filed, Apr. 30, 1946; 1:31 p. m.]

[Milwaukee Rev. Order G-2 Under Gen. Order 68]

BUILDING AND CONSTRUCTION MATERIALS IN MADISON, WIS.

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order 68, as amended, it is ordered:

SECTION 1. *What this order covers.* This order covers all retail sales made by any seller of the commodities specified in Appendix A in the City of Madison, County of Dane, State of Wisconsin.

SEC. 2. *Definitions.* For the purpose of this order, a retail sale means a sale to an ultimate user, or to any contractor; *Provided*, That for the purposes of this order, a "retail sale" shall not include any sale to the United States Government or any of its political subdivisions.

Any person who sells material or equipment, and in connection therewith, assumes responsibility for its incorporation into a building, structure, or construction project at a fixed site, by charging a single price for the commodity installed, by guaranteeing performance and use, or by other objective evidence, shall be considered a contractor.

Purchases by applicators, as herein defined, of asphalt and tarred roofing products and insulation are excluded from the coverage of this order. Applicators are herein defined as contractors engaged exclusively in the business of applying roofing, siding, and insulation to buildings.

SEC. 3. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order covering the commodities specified in Appendix A. Except to the extent that they are inconsistent with the provisions of this order, all other provisions of maximum price regulations applicable to the commodities listed in Appendix A shall continue to apply to sales covered by this order.

SEC. 4. *Discounts, allowances and delivery practices.* (1) The seller shall continue to grant his customary cash discounts with respect to all sales of commodities specified in Appendix A to all classes of purchasers, in effect during the base period used in determining his maximum prices under the applicable maximum price regulation.

(2) Maximum delivered prices fixed by this order are maximum prices at the yard, subject to all customary delivery services in effect in the base period used in determining maximum prices in the applicable regulation. All such customary delivery services must be maintained and no amount may be added for deliveries in the area covered by this order.

SEC. 5. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of the list of maximum prices fixed by this order in each of his places of business in the area covered by this order in a manner plainly visible to all purchasers. An additional copy of Appendix A is attached to this order for posting.

SEC. 6. *Sales slips and records.* Every seller covered by this order shall give to the purchaser a sales slip, receipt, or other evidence of purchase which shall show the date, name and address of the seller, the description, quantity, and the price of each item sold, said description to be in detail sufficient to determine whether the price charged has been properly computed under this order: *Provided*, That for sales of less than a total of $7.50 only the name and address of the seller and the amount of the sale need be shown. The seller shall prepare such sales slips, receipts, or other evidence of purchase in duplicate and he must keep for at least six months after delivery such duplicate copy delivered pursuant to this section. For any sale of $50.00 or more each seller, regardless of previous custom, must keep records showing at least the following: (1) Name and address of buyer, (2) Date of transaction, (3) Place of delivery, and (4) Complete description of each item sold and price charged.

SEC. 7. On and after the effective date of this order, any person covered by this order, who sells or offers to sell at a price higher than the ceiling price permitted by this order, or otherwise violates any of the provisions of this order, shall be subject to the criminal penalties, civil enforcement actions, license suspension proceedings and suits for treble damages as provided for by the Emergency Price Control Act of 1942, as amended. No person subject to this order may evade any of the provisions of the order by any stratagem, scheme or device. No person subject to this order may, as a condition of selling any particular building material item, require a customer to buy anything else. Any such evasion is punishable as a violation of this order.

SEC. 8. *Relationship between this order and previous orders.* Order No. G-2, effective December 27, 1945, issued under General Order 68, is hereby revoked.

Appendix. Appendix A, containing the dollar-and-cent ceiling prices established by this order, is attached hereto and made a part hereof.

This order may be modified, amended, or revoked at any time.

This order shall become effective April 18, 1946.

Issued this 12th day of April 1946.

H. T. SMITH,
District Director.

APPENDIX A

MAXIMUM PRICES FOR RETAIL SALES OF CERTAIN BUILDING AND CONSTRUCTION MATERIALS IN CITY OF MADISON, DANE COUNTY, WIS., EFFECTIVE APR. 18, 1946

Commodity and unit	Maximum price [1]
1. Plaster, hardwall; per bag 100 lbs	$0.91
2. Plaster, gauging; per bag 100 lbs.	.96
3. Plaster, moulding—No. 1 white; per bag 100 lbs.	1.70
4. Keene's cement; per bag 100 lbs.	1.76
5. Finishing lime, fibred; per bag 100 lbs.	1.00
6. Plaster-trowel finish; per bag 100 lbs.	1.51
7. Plaster finishing, unfibred; per bag 100 lbs.	.91
8. Plaster, base coat, wood-fibre; per bag 100 lbs.	.91
9. Gypsum lath ⅜"; 1,000 sq. ft.	26.00
10. Metal lath, 2.5 lb., painted diamond mesh; sq. yd.	.25
11. Metal lath, 3.4 lb., painted diamond mesh; sq. yd.	.32
12. Metal lath, 3.4 lb., galvanized; sq. yd.	.34
13. Metal lath, 2.75 lb., flat rib painted; sq. yd.	.27
14. Metal lath, 3.4 lb. ⅜", high rib painted; sq. yd.	.30
15. Metal lath corner bead, expanded type; 1,000 ft.	45.00
16. Metal lath corner bead, arched; 1,000 ft.	30.00
17. Metal lath corner bead scalloped; 1,000 ft.	35.00
18. Portland cement std. (paper bags); per bag 96 lbs.	.75
19. Portland cement std. (cloth bags); per bag 96 lbs.	.77
20. Masonry mortar (paper sacks); per bag 70 lbs.	.70
21. Mason's hydrated lime, per lb.	.01
22. Ohio finish lime; per bag 50 lbs.	.60
23. Mason's quick lime; per lb.	.01
24. Cement block 10" sand, per block	.17
25. Cement block 8" sand, per block	.15
26. Cement block 8" waylite; per block	.179
27. Cement block 10" waylite; per block	.21
28. Clay drain tile 3"; per ft.	.06
29. Clay drain tile 4"; per ft.	.07
30. Clay drain tile 6"; per ft.	.105
31. Vitrified clay sewer pipe No. 1-SS-4"; per ft.	.162
32. Vitrified clay sewer pipe No. 1-SS-6"; per ft.	.248
33. Flue lining 8 x 8; per ft.	.32
34. Flue lining 8 x 12; per ft.	.45

[1] Maximum prices set forth in this appendix are for delivered sales. You shall continue to make all allowances and discounts in effect during March 1942, to all classes of purchasers.

[2] Price does not include permitted 10 cents per bag deposit charge.

APPENDIX A—Continued

Commodity and unit	Maximum price
35. Flue lining 12 x 12; per ft.	$0.60
36. Gypsum wallboard ⅜", 1,000 ft.	36.00
37. Gypsum wallboard ½"; 1,000 ft.	40.00
38. Gypsum sheathing ½"; 1,000 ft.	42.50
39. Asphalt roofing 99 lb. mineral surface; per roll	2.58
40. Asphalt or tarred felt, 15-lb.; per roll	2.50
41. Asphalt or tarred felt, 30-lb.; per roll	2.50
42. Asphalt shingles, 210-lb.; per square	6.25
43. Asphalt shingles, 165-lb.; per square	4.50
44. Fibre insulation board ½"; 1,000 ft.	45.00
45. Fibre insulation board 25/32" 1,000 ft.	60.00
Thermal insulation:	
46. Blankets, paper backed, med.; 1,000 ft.	46.00
47. Blankets, paper backed, single; 1,000 ft.	42.00
48. Blankets, paper backed, thick; 1,000 ft.	64.00
49. Batts, paper backed, 2" thick; 1,000 ft.	45.00
50. Batts, paper backed, full thick; 1,000 ft.	63.00
51. Loose in bags (plain), per bag 35 lbs.	.90
52. Loose in bags (nodulated); per bag 35 lbs.	1.10
53. Loose in bags—Glass wool (nodulated); per bag 35 lbs.	1.45

[F. R. Doc. 46-7260; Filed, Apr. 30, 1946; 1:32 p. m.]

[Milwaukee Order G-3 Under RMPR 251]

PLUMBING CONTRACTING SERVICES FOR NEW CONSTRUCTION IN KENOSHA COUNTY, WIS., AREA

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the authority vested in the Regional Administrator of Region VI of the Office of Price Administration by section 9 of Revised Maximum Price Regulation No. 251, as amended, and by him delegated to the district director of the Milwaukee District Office of the Office of Price Administration, it is hereby ordered:

SECTION 1. *What this order does.* This order establishes dollar and cent unit maximum prices for plumbing contracting services within the geographical limits of Kenosha County, Wisconsin, performed on new residential construction or dwelling units and collateral buildings, including but not limited to garages, garden and tool houses, etc., when the price of each construction or unit is less than $9,000.00, exclusive of the cost of the land and improvements other than buildings.

SEC. 2. *Effect of this order in reference to other regulations.* This order supersedes section 6, 7, 8 (a) and (b) of Revised Maximum Price Regulation No. 251, as amended, with respect to plumbing contracting services for new construction subject to this order. All other provisions of Revised Maximum Price Regulation No. 251 shall remain in full force and effect.

SEC. 3. *What this order prohibits.* On and after the effective date of this order regardless of any contract or other obligation:

(a) No person shall sell or offer to sell plumbing contracting services for new construction within the geographical limits of Kenosha County, Wisconsin, at prices higher than the maximum prices established by this order.

(b) No person in the course of trade or business shall buy or receive plumbing contracting services for new construction within the geographical limits of Kenosha County, Wisconsin at a price higher than that permitted by this order.

SEC. 4. *Sales below maximum prices.* Nothing in this order shall prohibit the charging of prices lower than maximum prices established in this order.

SEC. 5. (a) Maximum prices for plumbing contracting services on new construction and dwelling units covered by this order include all "roughing in" materials needed to complete the installation, and such maximum prices are hereby established as follows:

Sewer from existing sewer in street or lateral to first connection within foundation wall (excluding excavating cost):	
6" clay sewer pipe	[1] $0.70
4" cast iron sewer pipe	[1] 1.20
Sewer from within structure to "stack" and to drain	[1] 1.93
Water line (copper pipe) from curb to meter	[1] .45
Water line (lead pipe) from curb to meter	[1] .70
"Stack" including re-vents, one-story structures	53.25
Bath tub, "rough in"	18.40
Combination tub and shower "rough in"	21.50
Shower stall "rough in"	18.40
Lavatory "rough in"	10.00
Water closet "rough in"	14.80
Sink "rough in"	19.25
Water heater and/or tank "rough in"	28.80
Laundry tub (double tray) "rough in"	11.25
Floor drain	15.25
Drain tile including connection and gravel cover	[1] .35
Extra for each sill cock equipped with stop and waste	8.75

[1] Per linear foot.

The above maximum prices include and specifically cover material and workmanship meeting the requirements of the building code in effect in the area of installation.

(b) *"Lump sum" sales at a guaranteed price.* A seller may provide plumbing contracting services for new construction covered by this order for a "lump sum" price commonly known as a "guaranteed price," wherein the seller may charge a total selling price, inclusive of all costs and profit: *Provided*, That said total selling price shall not exceed the total price which could have been charged for the job specified in (a) above at the rates specified in (a) above.

SEC. 6. *Definitions.* (a) "Plumbing contractor" means one who by contract or agreement with the property owner, or with his agent, or with one who has a general contract with the property owner, performs the general maintenance and installation of plumbing fixtures equipment and material in new construction either by his own organization or by contracts with others or both and who assumes responsibility for completion of the work.

(b) "Plumbing services" refers to those services and jobs set forth in section 5, paragraph (a) above.

(c) "Roughing-in" includes all items used to complete the services or jobs specified in section 5, paragraph (a) above.

(d) "New residential construction or dwelling unit" means a house, residence, apartment, or flat within a building for use as a place of abode for an individual or a family.

(e) "Stack" is a general term for the vertical main of a system of water supply pipes, soil, waste, and vent piping.

(f) Except as otherwise provided herein or as the context may otherwise require all terms used in this order will bear the meaning given them under Revised Maximum Price Regulation No. 251 by the Emergency Price Control Act of 1942 or if not there defined they will be given their ordinary and popular trade meaning.

SEC. 7. *Filing and reporting of wage rates.* Every person selling or offering to sell plumbing contracting services for new construction covered by this order shall, within 15 days after the effective date of this order, or in the case of sellers engaged in the plumbing contracting business after the effective date of this order, within 30 days after first offering to sell such services, file with the Milwaukee District Office of the Office of Price Administration the following information: wage rates paid by him to his employees in effect at the time of filing for each class of workmen employed by him; for the supplying of plumbing contracting services for new constructions covered by this order.

SEC. 8. *Record keeping.* Every person making sales subject to this order must keep a record showing:

(1) The name and address of the seller.

(2) The name and address of the customer.

(3) The amount charged for labor as well as the number of hours and the wage rate per hour paid.

(4) The amount charged for material, fixtures, specialties, and charges for work performed by a sub-contractor or sub-contractors.

The documents and records mentioned in sections 8, 9 and 10 of this order shall be kept for as long as the Emergency Price Control Act of 1942, as amended, remains in effect.

SEC. 9. *Notification of purchasers.* Every person making sales subject to this order shall notify the purchaser of the existence of this order and if requested show the purchaser a copy of this order and Revised Maximum Price Regulation No. 251.

Duplicates of such invoices or sales slips shall be kept by the seller at his place of business and shall be available for inpection by the Office of Price Administration.

SEC. 10. *Sales slips or invoices.* Every person subject to this order shall furnish purchasers of plumbing contracting services covered by this order with a sales slip or invoice showing the following:

(1) The name and address of the seller.
(2) The name and address of the customer.
(3) The date on which the work was completed.
(4) The total amount charged on the contract.
(5) A description of the work performed.
(6) A separate description of services or commodities not priced under this order, as well as the charges therefor.

SEC. 11. *Revocation, modification or amendment.* This order may be revoked, modified, or amended at any time. Any person covered by this order may at any time file with the Milwaukee District Office of the Office of Price Administration a petition for amendment of this order in accordance with the provisions of Revised Procedural Regulation No. 1.

This order shall be effective April 22, 1946.

Issued this 16th day of April 1946.

H. T. SMITH,
District Director.

[F. R. Doc. 46-7258; Filed, Apr. 30, 1946; 1:32 p. m.]

[Milwaukee Order G-4 Under RMPR 251]

INSTALLED BUILDING MATERIALS IN KENOSHA COUNTY, WIS.

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the authority vested in the Regional Administrator of Region VI of the Office of Price Administration by section 9 of Revised Maximum Price Regulation No. 251, as amended, and by him delegated to the district director of the Milwaukee District Office of the Office of Price Administration, it is hereby ordered:

SECTION 1. *What this order does.* This order establishes maximum prices for all sales by "general or prime contractors" of "general contracting services" rendered in the construction within the geographical limits of Kenosha County, Wisconsin of new dwelling units and collateral buildings, including but not limited to garages, garden and tool houses, etc., when the price of each unit and collateral building to be paid by the original purchaser does not exceed the sum of $9,000.00, exclusive of the price of the land and improvements other than buildings.

SEC. 2. *What this order prohibits.* On and after the effective date of this order, regardless of any contract or other obligation,

(a) No person shall sell, offer to sell, or render, "general contracting services" at prices higher than the maximum prices established by this order.

(b) No person in the course of trade or business shall buy or receive any general contracting services at prices higher than those permitted by this order.

SEC. 3. *Sales below maximum prices.* Nothing in this order prevents the charging or paying of prices lower than the maximum prices established by this order.

SEC. 4. *Maximum prices.* The maximum prices for the sale of "general contracting services" covered by this order shall be determined as follows:

(a) To the "cost of sub-contracts" at not more than the legal maximum prices established by each sub-contractor under the applicable maximum price regulation, there may be added a margin not to exceed the percentage margin applicable as specified in the schedule below.

(b) To the "direct cost" of work performed by "general or prime contractors" there may be added a margin not to exceed the percentage margin applicable as specified in the schedule below.

(c) If the "general contracting services" include both services rendered by the "general or prime contractor" and by sub-contractors, the maximum price shall consist of the total applicable to the sub-contractors' services as computed under paragraph (a) above plus the total applicable to the "general or prime contractors" services as computed under paragraph (b) above.

SCHEDULE OF MARGINS

ALL MATERIAL INCLUDED—LAND NOT INCLUDED

	Single structure containing a single dwelling unit	Single structure containing more than one dwelling unit	2 to 25 inclusive single family dwelling units on a single contract	More than 25 single family dwelling units on a single contract
	Percent margin	*Percent margin*	*Percent margin*	*Percent margin*
Cost of work of sub-contractors	10	9.5	10	8
Direct cost of work of general or prime contractors	11	10	10	10

SEC. 5. *Definitions.* (a) "General or prime contractor" means a person who, by contract or agreement, express or implied, with the property owner or his duly authorized agent, superintends the building of a structure, furnishes the necessary materials, and labor, either by means of his own organization or by sub-contract, or both, and who assumes responsibility for the completion of the structure.

(b) "General contracting services" means the services of a "general or prime contractor" in superintending the building of a structure, furnishing of the necessary materials, and labor, either by means of his own organization or by subcontract or both, and any and all other services necessary and incidental to the construction of a complete structure including dwelling units.

(c) "Cost of sub-contracts" means the price paid or to be paid to sub-contractors not to exceed the legal maximum price under Revised Maximum Price Regulation No. 251 or any other applicable regulation for labor, material, and other services rendered by them in the construction of the structure containing the dwelling units.

(d) "Direct cost" means the cost of work performed by the "general or prime contractor," exclusive of the "cost of sub-contractors," which includes the following:

(1) Estimated cost of materials not in excess of legal maximum prices under the applicable regulations.

(2) Estimated labor costs, not exceeding labor cost figured on the basis of labor rates prevailing on October 3, 1942, applicable to the area in which the structure is to be built for the same classes of mechanics or laborers employed on a comparable type of work or labor rates which have been established subsequent to October 3, 1942, by approval of proper governmental agencies.

(3) Other estimated direct costs not in excess of legal maximum prices under the applicable regulation, excluding selling expenses, administration and overhead costs.

(4) An estimated reserve for contingencies which the seller in good faith can reasonably foresee.

(e) The term "margin" as referred to in Schedule of Margins above includes selling expenses, administrative and overhead costs and profit.

(f) "Dwelling unit" means a house a residence, or an apartment or flat within a building for use as a place of abode by an individual or a family.

(g) "Structure" means a complete building containing one or more dwelling units.

(h) "Sub-contract" means an agreement or contract, express or implied, between a "general or prime contractor" and a "sub-contractor" for the furnishing of labor and material and other construction services in the construction of a structure, the completion of which is the responsibility of the "general or prime contractor" under his contract or agreement with the property owner.

(i) "Sub-contractor" means a person who furnishes labor and material and other construction services pursuant to a sub-contract with a "general or prime contractor."

(j) Except as otherwise provided herein or as the context may otherwise require, all terms used in this order shall bear the meaning given them in Revised Maximum Price Regulation No. 251 or the Emergency Price Control Act of 1942, or if not therein defined they shall be given their ordinary and popular trade meaning.

SEC. 6. *Effect of this order with reference to other regulations.* This order supersedes sections 6, 7, and 8 (a) and (b) of Revised Maximum Price Regulation No. 251 as amended, with respect to construction services subject to this order. All other provisions of Revised Maximum Price Regulation No. 251 shall remain in full force and effect.

SEC. 7. *Record keeping.* Every person making sales subject to this order must keep a record showing all direct cost and cost of subcontracts on each job sold and a copy of the contract including prices charged on each job sold.

(a) The name and address of the seller.
(b) The name and address of the customer.
(c) The address of the job.
(d) The amount charged for labor as well as the number of hours and the wage rate per hour paid.
(e) The amount charged for material, fixtures, specialties and charges for work performed by a subcontractor or subcontractors.

Duplicates of such invoices or sales slips shall be kept by the seller at his place of business and shall be available for inspection by the Office of Price Administration.

The documents and records, or duplicates thereof, mentioned in sections 7, 8, and 9 shall be kept for as long as the Emergency Price Control Act of 1942, remains in effect.

SEC. 8. *Invoicing.* Every person subject to this order shall furnish purchasers of general contracting services covered by this order with a sales slip or invoice showing a description of the construction services including material furnished and the total amount charged.

SEC. 9. *Notification.* Every person making sales subject to this order shall notify the purchaser of the existence of this order and if requested show the purchaser a copy of this order and of Revised Maximum Price Regulation No. 251.

SEC. 10. *Revocation, modification or amendment.* This order may be revoked, modified, or amended at any time. Any person covered by this order may at any time file with the Milwaukee District Office of the Office of Price Administration a petition for amendment of this order in accordance with the provisions of Revised Procedural Regulation No. 1.

This order shall be effective April 22, 1946.

Issued this 16th day of April 1946.

H. T. SMITH,
District Director.

[F. R. Doc. 46-7257; Filed, Apr. 30, 1946; 1:32 p. m.]

[Milwaukee Order G-5 Under Gen. Order 68]

BUILDING AND CONSTRUCTION MATERIALS IN DANE COUNTY, WIS., EXCEPT MADISON

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order 68, as amended, it is ordered:

SECTION 1. *What this order covers.* This order covers all retail sales made by any seller of the commodities specified in Appendix A in Dane County, except the City of Madison in Dane County, State of Wisconsin.

SEC. 2. *Definitions.* For the purposes of this order, a retail sale means a sale to an ultimate user, or to any contractor; provided that for the purposes of this order, a "retail sale" shall not include any sale to the United States Government or any of its political subdivisions.

Any person who sells material or equipment, and in connection therewith, assumes responsibility for its incorporation into a building, structure, or construction project at a fixed site, by charging a single price for the commodity installed, by guaranteeing performance and use, or by other objective evidence shall be considered a contractor.

Purchases by applicators, as herein defined, of asphalt and tarred roofing products and insulation are excluded from the coverage of this order. Applicators are herein defined as contractors engaged exclusively in the business of applying roofing, siding, and insulation to buildings.

SEC. 3. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order covering the commodities specified in Appendix A. Except to the extent that they are inconsistent with the provisions of this order, all other provisions of maximum price regulations applicable to the commodities listed in Appendix A shall continue to apply to sales covered by this order.

SEC. 4. *Discounts, allowance and delivery practices.* (1) On and after the effective date of this order, regardless of any contract, agreement or other obligation, no person covered by this order shall sell, offer to sell or deliver at retail, as defined in section 2 above, any of the items listed in Appendix A, attached hereto, at prices higher than the maximum prices set forth in the appendix.

(2) Maximum prices fixed by this order are net maximum prices at the yard and shall include free delivery within a zone five miles from the geographical center of the city, village or township where your yard is located. For delivery beyond such free delivery zone, a charge of 10 cents per mile may be added.

SEC. 5. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of the list of maximum prices fixed by this order in each of his places of business in the area covered by this order in a manner plainly visible to all purchasers. An additional copy of Appendix A is attached to this order for posting.

SEC. 6. *Sales slips and records.* Every seller covered by this order shall give to the purchaser a sales slip, receipt or other evidence of purchase which shall show the date, name and address of the seller, the description, quantity, and the price of each item sold, said description to be in detail sufficient to determine whether the price charged has been properly computed under this order: *Provided*, That for sales of less than a total of $7.50 only the name and address of the seller and the amount of the sale need be shown. The seller shall prepare such sales slips, receipts, or other evidence of purchase in duplicate and he must keep for at least six months after delivery such duplicate copy delivered pursuant to this section. For any sale of $50.00 or more each seller, regardless of previous custom, must keep records showing at least the following: (1) Name and address of buyer, (2) Date of transaction, (3) Place of delivery, and (4) Complete description of each item sold and price charged.

SEC. 7. On and after the effective date of this order, any person covered by this order, who sells or offers to sell at a price higher than the ceiling price permitted by this order, or otherwise violates any of the provisions of this order, shall be subject to the criminal penalties, civil enforcement actions, license suspension proceedings and suits for treble damages as provided for by the Emergency Price Control Act of 1942, as amended. No person subject to this order may evade any of the provisions of the order by any stratagem, scheme or device. No person subject to this order may, as a condition of selling any particular building material item, require a customer to buy anything else. Any such evasion is punishable as a violation of this order.

APPENDIX. Appendix A, Maximum Prices for Retail Sales of Certain Building and Construction Materials, is attached hereto and made a part hereof.

This order may be modified, amended or revoked at any time.

This order shall become effective April 15, 1946.

Issued this 12th day of April 1946.

H. T. SMITH,
District Director.

APPENDIX A—MAXIMUM PRICES FOR RETAIL SALES OF CERTAIN BUILDING AND CONSTRUCTION MATERIALS IN DANE COUNTY (EXCEPT CITY OF MADISON IN DANE COUNTY) WIS.

[Effective April 15, 1946]

commodity and unit of sale	*Maximum price* [1]
1. Plaster, base coat cement and/or wood fibre; per bag 100 lbs	$1.01
2. Plaster, trowel finish; per bag 100 lbs	1.75
3. Finishing lime; per bag 50 lbs	.65
4. Keene's cement, regular; per bag 100 lbs	1.95
5. Gypsum lath, 3/8" plain or perforated; 1,000 sq. ft	28.00
6. Metal lath, corner bead expanded; 1,000 ft	50.00
7. Metal lath, corner bead arched; 1,000 ft	40.00
8. Metal lath, corner bead scalloped; 1,000 ft	45.00
9. Metal lath, 3.4 lb. painted diamond mesh, sq. yd	.32
10. Metal lath, 3.4 lb. galvanized; sq. yd	.34
11. Portland cement, std. (paper bag); per bag 94 lbs	.75
12. Portland cement, std. (paper bag); per bbl	3.00
13. Masonry mortar (paper sacks); per bag 70 lbs	.70
14. Mason's hydrated lime; per bag 50 lbs	.50
15. Clay drain tile, 4"; per ft	.06
16. Clay drain tile, 6"; per ft	.095
17. Vitrified clay sewer pipe =ISS, 4"; per ft	.19
18. Vitrified clay sewer pipe =ISS, std. 6"; per ft	.26
19. Flue lining, 8 x 8; per ft	.38
20. Flue lining, 8 x 12; per ft	.50
21. Flue lining, 12 x 12; per ft	.63
22. Gypsum wallboard, 3/8"; 1,000 sq. ft	42.00
23. Gypsum wallboard, 1/2"; 1,000 sq. ft	48.50
24. Gypsum sheathing, 1/2" (water repellant); 1,000 sq. ft	45.00
25. Asphalt roofing, 90 lb. mineral surface-class "C" label; per roll	2.65
26. Asphalt or tarred felt, 15 lb., underwriters label; per roll	2.55
27. Asphalt or tarred felt, 30 lb., underwriters label; per roll	2.55
28. Asphalt shingles, 210 lbs., thick butt (3 in 1); per sq	6.25
29. Asphalt shingles, 165 lbs., 2 tab hexagon; per sq	5.00
30. Asphalt shingles, 167 lbs., 3 tab hexagon; per sq	5.00
31. Smooth roll roofing, 35 lbs., 2d quality; per roll	1.15

See footnote at end of table.

SEC. 4. *Maximum prices.* The maximum prices for the sale of "general contractors," which includes the following:

sub-contractors," which includes the following:

tures, specialties and charges for work performed by a subcontractor or subcontractors.

sets and insulation are excluded from the coverage of this order. Applicators

enforcement actions, license suspension proceedings and suits for treble damages

APPENDIX A—MAXIMUM PRICES FOR RETAIL SALES OF CERTAIN BUILDING AND CONSTRUCTION MATERIALS IN DANE COUNTY (EXCEPT CITY OF MADISON IN DANE COUNTY) WIS.—Continued.

Commodity and unit of sale	*Maximum price*[1]
82. Smooth roll roofing, 45 lbs., 2d quality; per roll	$1.75
83. Smooth roll roofing, 55 lbs., 1st quality; per roll	2.25
84. Smooth roll roofing, 65 lbs., 1st quality; per roll	2.60
85. Split roll roofing, 105 lbs., diamond point or shadow 1st quality; per roll	3.50
86. Fibre insulation board, ½", std. lath or board; 1,000 sq. ft.	50.00
87. Fibre insulation board, $\frac{25}{32}$", asphalt sheathing; 1,000 sq. ft.	65.00
38. Asbestos cement siding, 12 x 24 or 27", std. colors; per sq.	8.50
89. Asbestos cement roofing shingles, economy cut (J. M. or equal; per sq.	10.00
40. Asbestos cement roofing shingles, dutch lap ind. shingles; per sq.	9.57
41. Std. density synthetic fibre board, $\frac{3}{16}$" (4 x 8); 1,000 sq. ft.	95.00
42. Hard density synthetic fibre board, $\frac{1}{8}$" tempered (std. size); 1,000 sq. ft.	100.00
43. Thermal insulation loose in bags (plain) rock wool; per bag 35 lbs	1.00
44. Thermal insulation loose in bags (nodulated) rock wool; per bag 35 lbs	1.10

[1] Maximum prices set forth in this appendix are net prices at the yard. The dealer shall do all necessary loading of materials purchased and called for at the yard, without charge. You shall continue to make free delivery within a zone 5 miles from the geographic center of the city, village or township where your yard is located. You may charge 10¢ per mile for deliveries beyond this five-mile zone.

[F. R. Doc. 46-7259; Filed, Apr. 30, 1946; 1:32 p. m.]

[Region VI Rev. Order G-13 Under RMPR 122, Amdt. 1]

SOLID FUELS IN LA CROSSE, WIS.

An opinion accompanying this amendment has been issued simultaneously herewith. Revised Order No. G-13 under Revised Maximum Price Regulation No. 122 is amended in the following respects:

Paragraphs (c), I, III, IV, and VI are amended to read:

PRICE SCHEDULE

	One ton or more delivered (per ton)
I. Low volatile bituminous coal from district No. 7 (southern West Virginia and northwestern and central Virginia):	
1. Lump and egg—size group Nos. 1 and 2 (all lump coal bottom size ⅜"; all egg coal top size larger than 3", bottom size no limit)	$15.20
2. Stove—size group No. 3 (all stove coal top size larger than 1¼" but not exceeding 3", bottom size smaller than 3")	15.05
3 Nut—size group No. 4 (all nut coal, top size larger than ¾" but not exceeding 1¼"; bottom size smaller than 1¼")	15.00
• • • • •	

PRICE SCHEDULE—Continued

	One ton or more delivered (per ton)
III. High volatile bituminous Coal from District No. 10 (Illinois):	
A. Southern Subdistrict price group Nos. 1, 2 and 8 (deep machine mines):	
1. Lump and egg—size group Nos. 1, 2, 3, 4 and 5. (All lump and egg coals bottom size larger than 1½" washed or raw)	$11.00
2. Special stoker—size group Nos. 21, 22 and 28 (all washed or air cleaned nut and pea coal bottom size larger than 10 mesh or 3/32" and top size not exceeding 2"; also all dry dedusted special stoker bottom size larger than 28 mesh and top size, not exceeding ⅜"	10.45
3. Washed and dedusted screenings—size group Nos. 23, 24, 26 and 27 (all washed air-cleaned or dry dedusted screenings top size not exceeding 2") (common trade names, universal, commercial, and S. P. stoker)	9.90
B. Fulton Peoria Subdistrict (strip mines):	
1. Lump and egg—size group Nos. 1, 2 and 3 (all lump and egg coals bottom size larger than 2" washed or raw) price group Nos. 24, 25 and 26	9.70
2. Washed nut and pea—size group Nos. 17-20 inclusive (all washed or air-cleaned nut and pea coal bottom size larger than 10 mesh or 3.32" and top size not exceeding 2") price group Nos. 27 and 28	8.90
IV. High volatile bituminous coal from district No. 11 (Indiana) (deep machine mines):	
1. Lump—size group No. 1 (all lump coal bottom size larger than 4" washed or raw):	
(a) Price group Nos. 6 and 14	11.48
(b) Price group Nos. 15 and 16	11.38
(c) Mine index No. 115 only	10.78
2. Egg—size group Nos. 2 and 3 (all egg coal bottom size larger than 2" but not larger than 4" washed or raw):	
(a) Price group Nos. 6 and 14	11.23
(b) Price group Nos. 7, 18 and 19 and mine Index No. 115	10.43
3. Egg—size group Nos. 4 and 5 (all egg coal bottom size larger than 1½" but not larger than 2" washed or raw) price group Nos. 6 and 14	10.98
4. Stoker—size group Nos. 9-12 inclusive (all raw nut and pea coal bottom size larger than 10 mesh or 3/32" and top size not exceeding 2"):	
(a) Price group Nos. 6 and 14	10.23
(b) Mine index No. 115 only	9.88
• • • • •	
VI. By-product coke:	
1. Egg, stove, and nut	17.50

This amendment No. 1 to order No. G-13 supersedes order Nos. G-23 and G-24 as to dealers covered hereby.

Issued this 25th day of September 1945.

This amendment No. 1 to order No. G-13 shall be effective immediately.

RAE E. WALTERS,
Regional Administrator.

[F. R. Doc. 46-7255; Filed, Apr. 30, 1946; 1:31 p. m.]

[Spokane Order 145 B Under MPR 426]

LETTUCE IN PULLMAN, WASH.

For the reasons set forth in an opinion issued simultaneously herewith, and under authority vested in the District Director of the Spokane District Office by section 8 (a) (7) of Maximum Price Regulation No. 426, as amended, and by Order of Delegation No. 35 issued under said section by the San Francisco Regional Office, Region VIII, of the Office of Price Administration, *It is hereby ordered:*

With respect to the commodity described in line (a) of Table X, there is set forth in said table in line (b), the basing point; in line (c), the wholesale receiving point; in line (d), the method of transportation which is hereby determined to be the cheapest method of transportation which is customary and generally available from said basing point to said wholesale receiving point; and in line (e), the freight rate per cwt. by said Method (d) between points. With respect to the units of sale of said commodity set forth in the respective vertical columns of said Table X, there is also set forth in said table in line (f), the freight charge by said Method (d) from said basing point to said wholesale receiving point; in line (g), the basing point cost; in line (h), the charge, if any, allowable for protective services in connection with such transportation; and in line (i), the maximum price chargeable for said commodity in said wholesale receiving point.

TABLE X

(a) Commodity: Lettuce.
(b) Basing point: Salinas, Calif.
(c) Wholesale receiving point: Walla Walla, Wash.
(d) Method of transportation: Carlot.
(e) Freight rate by Method (d) from basing point to wholesale receiving point: $0.90.

	Per unit of sale	
	Per crate of 60 lbs.	Per lb.
(f) Freight charge by Method (d)	$0.70	-------
(g) Basing point cost	3.25	-------
(h) Protective services	.25	-------
(i) Maximum price in wholesale receiving point (sum of "f, g, and h")	4.20	-------

This order shall become effective May 1, 1946, and may be revoked, amended or corrected at any time.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 22d day of April 1946.

HARVEY GUERTIN,
District Director.

[F. R. Doc. 46-7261; Filed, Apr. 30, 1946; 1:33 p. m.]

[Spokane Order 146B Under MPR 426]

LETTUCE IN WALLA WALLA, WASH.

For the reasons set forth in an opinion issued simultaneously herewith, and

under authority vested in the District Director of the Spokane District Office by section 8 (a) (7) of Maximum Price Regulation No. 426, as amended, and by Order of Delegation No. 35 issued under said section by the San Francisco Regional Office, Region VIII, of the Office of Price Administration, *It is hereby ordered:*

With respect to the commodity described in line (a) of Table X, there is set forth in said table in line (b), the basing point; in line (c), the wholesale receiving point; in line (d), the method of transportation which is hereby determined to be the cheapest method of transportation which is customary and generally available from said basing point to said wholesale receiving point; and in line (e), the freight rate per cwt. by said method (d) between points. With respect to the units of sale of said commodity set forth in the respective vertical columns of said Table X, there is also set forth in said table in line (f), the freight charge by said method (d) from said basing point to said wholesale receiving point; in line (g), the basing point cost; in line (h), the charge, if any, allowable for protective services in connection with such transportation; and in line (i), the maximum price chargeable for said commodity in said wholesale receiving point.

TABLE X

(a) Commodity: Lettuce.
(b) Basing point: Salinas, Calif.
(c) Wholesale receiving point: Lewiston, Idaho.
(d) Method of transportation: Carlot.
(e) Freight rate by Method (d) from basing point to wholesale receiving point: $0.90.

	Per unit of sale	
	Per crate of 60 lbs.	Per lb.
(f) Freight charge by Method (d)	$0.70	-------
(g) Basing point cost	3.25	-------
(h) Protective services	.25	-------
(i) Maximum price in wholesale receiving point (sum of "f, g, and h")	4.20	-------

This order shall become effective May 1, 1946, and may be revoked, amended or corrected at any time.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 22d day of April 1946.

HARVEY GUERTIN,
District Director.

[F. R. Doc. 46-7262; Filed, Apr. 30, 1946; 1:33 p. m.]

[Spokane Order 147 B Under MPR 426]

LETTUCE IN LEWISTON, IDAHO

For the reasons set forth in an opinion issued simultaneously herewith, and under authority vested in the District Director of the Spokane District Office by section 8 (a) (7) of Maximum Price Regulation No. 426, as amended, and by Order of Delegation No. 35 issued under said section by the San Francisco Regional Office, Region VIII, of the Office of Price Administration, *It is hereby ordered:*

With respect to the commodity described in line (a) of Table X, there is set forth in said table in line (b), the basing point; in line (c), the wholesale receiving point; in line (d), the method of transportation which is hereby determined to be the cheapest method of transportation which is customary and generally available from said basing point to said wholesale receiving point; and in line (e), the freight rate per cwt. by said Method (d) between points. With respect to the units of sale of said commodity set forth in the respective vertical columns of said Table X, there is also set forth in said table in line (f), the freight charge by said Method (d) from said basing point to said wholesale receiving point; in line (g), the basing point cost; in line (h), the charge, if any, allowable for protective services in connection with such transportation; and in line (i), the maximum price chargeable for said commodity in said wholesale receiving point.

TABLE X

(a) Commodity: Lettuce.
(b) Basing point: Salinas, Calif.
(c) Wholesale receiving point: Wallace, Idaho.
(d) Method of transportation: Carlot Spokane, I. c. l. Wallace.
(e) Freight rate by Method (d) from basing point to wholesale receiving point: $0.90 plus $0.51.

	Per unit of sale	
	Per crate of 60 lbs.	Per lb.
(f) Freight charge by Method (d)	$1.10	-------
(g) Basing point cost	3.25	-------
(h) Protective services	.25	-------
(i) Maximum price in wholesale receiving point (sum of "f, g, and h")	4.60	-------

This order shall become effective May 1, 1946, and may be revoked, amended or corrected at any time.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 22d day of April 1946.

HARVEY GUERTIN,
District Director.

[F. R. Doc. 46-7263; Filed, Apr. 30, 1946; 1:33 p. m.]

[Spokane Order 148 B Under MPR 426]

LETTUCE IN WALLACE, IDAHO

For the reasons set forth in an opinion issued simultaneously herewith, and under authority vested in the District Director of the Spokane District Office by section 8 (a) (7) of Maximum Price Regulation No. 426, as amended, and by Order of Delegation No. 35 issued under said section by the San Francisco Regional Office, Region VIII, of the Office of Price Administration, *It is hereby ordered:*

With respect to the commodity described in line (a) of Table X, there is set forth in said table in line (b), the basing point; in line (c), the wholesale receiving point; in line (d), the method of transportation which is hereby determined to be the cheapest method of transportation which is customary and generally available from said basing point to said wholesale receiving point; and in line (e), the freight rate per cwt.

This order shall become effective May 1, 1946, and may be revoked, amended or corrected at any time.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 22d day of April 1946.

HARVEY GUERTIN,
District Director.

[F. R. Doc. 46-7264; Filed, Apr. 30, 1946; 1:33 p. m.]

[Spokane Order 149 B Under MPR 426]

LETTUCE IN KENNEWICK, WASH.

For the reasons set forth in an opinion issued simultaneously herewith, and under authority vested in the District Director of the Spokane District Office by section 8 (a) (7) of Maximum Price Regulation No. 426, as amended, and by Order of Delegation No. 35 issued under said section by the San Francisco Regional Office, Region VIII, of the Office of Price Administration, *It is hereby ordered:*

With respect to the commodity described in line (a) of Table X, there is set forth in said table in line (b), the basing point; in line (c), the wholesale receiving point; in line (d), the method of transportation which is hereby determined to be the cheapest method of transportation which is customary and generally available from said basing point to said wholesale receiving point; and in line (e), the freight rate per cwt.

by said Method (d) between points. With respect to the units of sale of said commodity set forth in the respective vertical columns of said Table X, there is also set forth in said table in line (f), the freight charge by said Method (d) from said basing point to said wholesale receiving point; in line (g), the basing point cost; in line (h), the charge, if any, allowable for protective services in connection with such transportation; and in line (i), the maximum price chargeable for said commodity in said wholesale receiving point.

TABLE X

(a) Commodity: Lettuce.
(b) Basing point: Salinas, Calif.
(c) Wholesale receiving point: Kennewick, Wash.
(d) Method of transportation: Carlot Walla Walla, l. c. l. Kennewick.
(e) Freight rate by Method (d) from basing point to wholesale receiving point: $0.90 plus $0.32.

	Per unit of sale	
	Per crate of 60 lbs.	Per lb.
(f) Freight charge by Method (d)	$0.95	-------
(g) Basing point cost	3.25	-------
(h) Protective services	.25	-------
(i) Maximum price in wholesale receiving point (sum of "f, g, and h")	4.45	-------

This order shall become effective May 1, 1946, and may be revoked, amended or corrected at any time.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 22d day of April 1946.

HARVEY GUERTIN,
District Director.

[F. R. Doc. 46-7265; Filed, Apr. 30, 1946; 1:34 p. m.]

[Spokane Order 150 B Under MPR 426]

LETTUCE IN SPOKANE, WASH.

For the reasons set forth in an opinion issued simultaneously herewith, and under authority vested in the District Director of the Spokane District Office by section 8 (a) (7) of Maximum Price Regulation No. 426, as amended, and by Order of Delegation No. 35 issued under said section by the San Francisco Regional Office, Region VIII, of the Office of Price Administration, *It is hereby ordered:*

With respect to the commodity described in line (a) of Table X, there is set forth in said table in line (b), the basing point; in line (c), the wholesale receiving point; in line (d), the method of transportation which is hereby determined to be the cheapest method of transportation which is customary and generally available from said basing point to said wholesale receiving point; and in line (e), the freight rate per cwt. by said Method (d) between points. With respect to the units of sale of said commodity set forth in the respective vertical columns of said Table X, there is also set forth in said table in line (f), the freight charge by said Method (d) from said basing point to said wholesale receiving point; in line (g), the basing point cost; in line (h), the charge, if any, allowable for protective services in connection with such transportation; and in line (i), the maximum price chargeable for said commodity in said wholesale receiving point.

TABLE X

(a) Commodity: Lettuce
(b) Basing Point: Salinas, California
(c) Wholesale receiving point: Spokane, Washington
(d) Method of transportation: Carlot
(e) Freight rate by Method (d) from basing point to wholesale receiving point: $0.90.

	Per unit of sale	
	Per crate of 60 lbs.	Per lb.
(f) Freight charge by Method (d)	$0.70	-------
(g) Basing point cost	3.25	-------
(h) Protective services	.25	-------
(i) Maximum price in wholesale receiving point (sum of "f, g, and h")	4.20	-------

This order shall become effective May 1, 1946, and may be revoked, amended or corrected at any time.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 22d day of April 1946.

HARVEY GUERTIN,
District Director.

[F. R. Doc. 46-7266; Filed, Apr. 30, 1946; 1:34 p. m.]

[Seattle 2d Rev. Order G-1 Under 18 (c), Amdt. 1]

FIREWOOD IN YAKIMA COUNTY, WASH.

For the reasons set forth in the opinion issued simultaneously herewith and under the authority vested in the Seattle District Director of the Office of Price Administration by § 1499.18 (c) of the General Maximum Price Regulation, Revised General Order 32, Eighth Regional Order No. 75, and paragraph (f) of Second Revised Order No. G-2 under § 1499.18 (c) of General Maximum Price Regulation, *It is hereby ordered*, That Second Revised Order No. G-1, under Part 1499 of the Maximum Price Regulation be amended as follows:

1. Paragraph (b) (1) is amended by the insertion at the bottom of Table I of the paragraph to read as follows:

The maximum price for sales in half cord quantities of locally produced wood which has been seasoned shall be $5.25 per one-half cord delivered to the premises of the consumer.

2. Paragraph (h) is added to read as follows:

(h) *Evasion.* Every person is forbidden to do any act which directly or indirectly increases, above the ceiling price, the consideration paid by the purchaser for any type of wood fuel subject to this order. Any practice which is a device to secure the effect of a higher than ceiling price, including the device of making deliveries of less than one cord quantities of seasoned wood when the amount to be delivered to the consumer is in excess of a fractional cord, is a violation of this order.

This amendment shall become effective March 20, 1946.

Issued this 18th day of March 1946.

IRVIN A. HOFF,
District Director.

[F. R. Doc. 46-7359; Filed, May 1, 1946; 4:38 p. m.]

[Region I Order G-4 Under Gen. Order 68 Amdt. 1]

WESTERN SOFTWOOD PLYWOOD IN BOSTON REGION

For reasons set forth in an opinion accompanying this amendment, issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to the authority vested in the Regional Administrator of Region I by General Order No. 68, as amended, and 3d Revised Maximum Price Regulation No. 13, section 5 (a), Region I Order No. G-4 is amended in the following respects:

(1) Section 3 is amended to read as follows:

SEC. 3. *Maximum prices.* Maximum prices for retail sales of plywood as herein set forth are established for two classes of sellers known as Class I sellers and Class II sellers.

Class I sellers are those who after June 30, 1945, receive or have received at least one carload of plywood in a direct mill shipment. Any shipment which comes directly from a plywood mill without becoming an integral part of the stock of a distribution plant or a retail yard is a direct mill shipment no matter who the seller is.

Class II sellers are all other retail sellers, principally those who buy their plywood from distribution plants.

Maximum Prices for Class I sellers of Douglas Fir plywood are set forth in Tables I-A and I-B. Maximum prices for Class I sellers of Ponderosa Pine plywood are set forth in Tables I-C and I-D.

Maximum Prices for Class II sellers of Douglas Fir plywood are set forth in Tables II-A and II-B. Maximum prices for Class II sellers of Ponderosa Pine plywood are set forth in Tables II-C and II-D.

All the aforementioned price tables, as amended, are hereto annexed and made part of this order.

(2) Section 10 is amended to read as follows:

SEC. 10. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of the applicable list of maximum prices fixed by this order in each of his places of business within the area covered by this order. A Class I seller shall post Tables I-A, I-B, I-C, and I-D. A Class II seller shall post Tables II-A, II-B, II-C, and II-D.

(3) *Price Tables* I-A, I-B, II-A, II-B III-A and III-B originally attached to Order No. G-4 are hereby revoked. The following price tables, appended to this amendment and marked Tables I-A, I-B, I-C, I-D, and Tables II-A, II-B, II-C, and II-D are substituted for the original tables now revoked and are made part of Order No. G-4.

This amendment shall become effective May 10, 1946.

Issued this 25th day of April 1946.

ELDON C. SHOUP,
Regional Administrator.

TABLE I-A—MAXIMUM PRICES FOR SALES OF DOUGLAS FIR PLYWOOD BY CLASS I SELLERS

(Effective May 10, 1946—Amendment 1)

[Sales in quantities under 1,000 square feet—price per square foot. Items marked with (*) are known as construction items]

Thickness (inches)	Sanded 2 sides widths to 48" (except plypanel)[1] lengths to 96"[4]	Plywall	Plyform	Plypanel[1] sound 2 sides	Plypanel sound 1 side[1]	Exterior grade[2]				Plyscord—rough widths—36" and 48" lengths—60" to 96"[4]
						Marine	Sound 2 sides	Industrial grade	Sound 1 side	
		Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents
5/16	3 ply			7		10	8½	8¼	*7¾	
¼	3 ply	*7	8¼	*8	*7½	10¼	*9	8½	*8½	
5/16	3 ply					11½	10	9¾	9½	
3/8	3 ply	*9		9	*9¼	12¾	11¼	11	*11	*9½
7/16	3 ply					17	14¾	14½	14	*9¾
½	5 ply	10¾	14¼	12	11½	18¼	16¼	16	15½	
9/16	5 ply		15¾			19¾	17½	17¼	17	*9¾
5/8	5 ply		16¾	14¼	13¾	21¼	19	18¾	18½	
11/16	5 ply					22¾	20¾	20¼	20	*12
¾	5 ply		18¼	16¾	15¾	24½	22½	22¾	21¾	
13/16	5 ply			17¾		28¾	26¼	25¾	25½	
7/16	7 ply			18¾		28¾	26¼	25¾	25½	
15/16	7 ply			19		30½	28	27½	27	
1	7 ply			21		32	29½	29¼	29	
1 1/16	7 ply					34	31½	31	30¾	
1 1/8	7 ply			23½		35¾	33¼	32¾	32½	
1 3/8	7 ply					37¾	35	34¾	34¼	

[1] Plypanel prices in table apply only for widths over 36" through 48"; if widths are over 24" through 36", deduct ½¢ per square foot; if widths are 24" or under, deduct 1½¢ per square foot.

[2] For plypanel sound 1 side, deduct ½¢ per square foot from plypanel sound 2 sides price, for all items except those shown in above table.

[3] Prices for exterior grades depend on thickness only; number of plies may be disregarded. Special extras not included for "wide widths" and "long lengths."

[4] For widths over 48" through 60" (except plywall and add 1¼¢ per square foot. plyscord).

For lengths over 8' through 9' / over 9' through 10' / over 10' through 11' / over 11' through 12' } for { plyscord add ¾¢ per square foot. / plywall add 1¼¢ per square foot. / plyform add 2¢ per square foot. / plypanel add 2½¢ per square foot.

[5] For special gluing specifications on all items except "exterior grades":
*Construction items (3 ply) add ¾¢.
*Construction items (5 ply) add 1½¢.
Other items (3 ply) add ¾¢.
Other items (5 ply) add 1½¢.
Other items (7 ply) add 2½¢.

[6] For treating panels with resin sealer: *Construction items—add 1¾¢ per square foot; exterior grades—add 1¾¢ per square foot; all other items add 1¾¢ per square foot.

[7] 3 or 5 ply at mill's option.

TABLE I-B—MAXIMUM PRICES FOR SALES OF DOUGLAS FIR PLYWOOD BY CLASS I SELLERS

(Effective May 10, 1946—Amendment 1)

[Sales in quantities 1,000 square feet or over. Price per 1,000 square feet. Items marked with (*) are known as construction items]

Thickness (inches)	Sanded 2 sides, widths to 48" (except plypanel)[1] lengths to 96"[4]	Plywall	Plyform	Plypanel[1] sound 2 sides	Plypanel sound 1 side[1]	Exterior grade[2]				Plyscord—rough widths—36" and 48" lengths—60" to 96"[4]
						Marine	Sound 2 sides	Industrial grade	Sound 1 side	
5/16	3 ply			$64.80		$81.35	$78.00	$75.00	$72.15	
¼	3 ply	*$65.50	$74.80	*73.75	*$70.00	94.75	*85.50	78.45	*79.50	
5/16	3 ply					106.35	93.00	90.10	87.15	*$60.00
3/8	3 ply	*$1.75		82.15	*$5.75	117.40	104.05	101.15	*102.50	*69.50
7/16	3 ply					156.40	136.40	132.75	129.10	
½	5 ply	99.75	131.40	110.25	106.85	168.55	148.85	145.95	143.00	[1] *90.75
9/16	5 ply		141.15			161.05	161.05	158.90	155.95	
5/8	5 ply		149.05	130.25	126.55	195.40	175.45	172.55	169.60	[1] *111.25
11/16	5 ply					210.20	190.20	187.30	183.60	
¾	5 ply		167.20	149.00	145.30	226.35	206.30	203.40	200.45	
13/16	5 ply			168.15		268.85	240.55	236.90	233.95	
7/16	7 ply			171.75		263.85	240.55	236.90	233.95	
15/16	7 ply			174.70		280.00	256.65	253.00	249.35	
1	7 ply			192.15		295.05	271.75	268.80	265.90	
1 1/16	7 ply					312.35	289.00	285.35	282.40	
1 1/8	7 ply			213.15		328.55	305.20	302.30	299.35	
1 3/8	7 ply					346.20	322.85	319.20	315.55	

[1] Plypanel prices are for widths over 36" through 48"; for widths over 24" through 36" deduct $2.65 per 1,000 square feet, for widths 24" and under deduct $4.00 per 1,000 square feet.

[2] For plypanel sound 1 side, deduct $3.70 per 1,000 square feet from plypanel sound 2 sides price, for all items with the exception of those shown in the above table.

[3] Prices for exterior grades depend on thickness only, number of plies may be disregarded: Special extras not included.

[4] For widths over 48" through 60" (except plywall and plyscord) add $11.75 per M sq. ft.

For lengths over 8' through 9' / over 9' through 10' / over 10' through 11' / over 11' through 12' } for { plyscord add $7.75 per M sq. ft. / plywall add $11.75 per M sq. ft. / plyform add $19.45 per M sq. ft. / plypanel add $23.45 per M sq. ft.

[5] Special Gluing Specifications for all items except "exterior grade":
*Construction items 3 ply add 7.10 M sq. ft.
*Construction items 5 ply add $14.20 M sq. ft.
Other items 3 ply add $7.35 M sq. ft.
Other items 5 ply add $14.65 M sq. ft.
Other items 7 ply add $22.00 M sq. ft.

[6] For treating panels with resin sealer: *Construction items—add $14.90 per M sq. ft.; exterior grades—add $11.95 per M sq. ft.; all other items—add $15.40 per M sq. ft.

[7] 3 or 5 ply at mill's option.

by said Method (d) between points. With respect to the units of sale of said commodity set forth in the respective vertical columns of said Table X, there is also set forth in said table in line (f), the freight charge by said Method (d) from said basing point to said wholesale receiving point; in line (g), the basing point cost; in line (h), the charge, if any, allowable for protective services in connection with such transportation; and in line (i), the maximum price chargeable for said commodity in said wholesale receiving point.

TABLE X

	Per unit of sale	
	Per crate of 60 lbs.	Per lb.
(a) Commodity: Lettuce		
(b) Basing point: Salinas, Calif.		
(c) Wholesale receiving point: Kennewick, Wash.		
(d) Method of transportation: Carlot. Walla Walla, to Kennewick.		
(e) Freight rate by Method (d) from basing point to wholesale receiving point	$0.95	
(f) Freight charge by Method (d)	$0.95	
(g) Basing point cost	3.25	
(h) Protective services	.27	
(i) Maximum price in wholesale receiving point (sum of "f, g, and h")	4.45	

This order shall become effective May 1, 1946, and may be revoked, amended or corrected at any time.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 22d day of April 1946.

HARVEY GUERTIN,
District Director.

[F. R. Doc. 46 7265; Filed, Apr. 30, 1946; 1:34 p. m.]

[Spokane Order 150 B Under MPR 426]

LETTUCE IN SPOKANE, WASH.

For the reasons set forth in an opinion issued simultaneously herewith, and under authority vested in the District Director of the Spokane District Office by section 8 (a) (7) of Maximum Price Regulation No. 426, as amended, and by Order of Delegation No. 35 issued under said section by the San Francisco Regional Office, Region VIII, of the Office of Price Administration, *It is hereby ordered:*

With respect to the commodity described in line (a) of Table X, there is set forth in said table in line (b), the basing point; in line (c), the wholesale receiving point; in line (d), the method of transportation which is hereby determined to be the cheapest method of transportation which is customary and generally available from said basing point to said wholesale receiving point; and in line (e), the freight rate per cwt. by said Method (d) between points. With respect to the units of sale of said commodity set forth in the respective vertical columns of said Table X, there is also set forth in said table in line (f), the freight charge by said Method (d) from said basing point to said wholesale receiving point; in line (g), the basing point cost; in line (h), the charge, if any, allowable for protective services in connection with such transportation; and in line (i), the maximum price chargeable for said commodity in said wholesale receiving point.

TABLE X

	Per unit of sale	
	Per crate of 60 lbs	Per lb.
(a) Commodity: Lettuce		
(b) Basing point: Salinas, Calif.		
(c) Wholesale receiving point: Spokane, Wash.		
(d) Method of transportation: Carlot		
(e) Freight rate by Method (d) from basing point to wholesale receiving point		
(f) Freight charge by Method (d)	$0.70	
(g) Basing point cost	3.25	
(h) Protective services	.27	
(i) Maximum price in wholesale receiving point (sum of "f, g, and h")	4.20	

This order shall become effective May 1, 1946, and may be revoked, amended or corrected at any time.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 22d day of April 1946.

HARVEY GUERTIN,
District Director.

[F. R. Doc. 46 7266; Filed, Apr. 30, 1946; 1:34 p. m.]

[Seattle 2d Rev. Order G-1 Under 18 (c), Amdt. 1]

FIREWOOD IN YAKIMA COUNTY, WASH.

For the reasons set forth in the opinion issued simultaneously herewith and under the authority vested in the Seattle District Director of the Office of Price Administration by § 1499.18 (c) of the General Maximum Price Regulation, Revised General Order 32, Eighth Regional Order No. 75, and paragraph (f) of Second Revised Order No. G-2 under § 1499.18 (c) of General Maximum Price Regulation, *It is hereby ordered*, That Second Revised Order No. G-1, under Part 1499 of the Maximum Price Regulation be amended as follows:

1. Paragraph (b) (1) is amended by the insertion at the bottom of Table I of the paragraph to read as follows:

The maximum price for sales in half cord quantities of locally produced wood which has been seasoned shall be $5.25 per one-half cord delivered to the premises of the consumer.

2. Paragraph (h) is added to read as follows:

(h) *Evasion.* Every person is forbidden to do any act which directly or indirectly increases, above the ceiling price, the consideration paid by the purchaser for any type of wood fuel subject to this order. Any practice which is a device to secure the effect of a higher than ceiling price, including the device of making deliveries of less than one cord quantities of seasoned wood when the amount to be delivered to the consumer is in excess of a fractional cord, is a violation of this order.

This amendment shall become effective March 20, 1946.

Issued the 18th day of March 1946.

IRVIN A. HOFF,
District Director.

[F. R. Doc. 46 7359; Filed, May 1, 1946; 4:38 p. m.]

[Region I Order G-4 Under Gen. Order G Amdt. 1]

WESTERN SOFTWOOD PLYWOOD IN BOSTON REGION

For reasons set forth in an opinion accompanying this amendment, issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to the authority vested in the Regional Administrator of Region I by General Order No. 68, as amended, and 3d Revised Maximum Price Regulation No. 13, section 5 (a), Region I Order No. G-4 is amended in the following respects:

(1) Section 3 is amended to read as follows:

SEC. 3. *Maximum prices.* Maximum prices for retail sales of plywood as herein set forth are established for two classes of sellers known as Class I sellers and Class II sellers.

Class I sellers are those who after June 30, 1945, receive or have received at least one carload of plywood in a direct mill shipment. Any shipment which comes directly from a plywood mill without becoming an integral part of the stock of a distribution plant or a retail yard is a direct mill shipment no matter who the seller is.

Class II sellers are all other retail sellers, principally those who buy their plywood from distribution plants.

Maximum Prices for Class I sellers of Douglas Fir plywood are set forth in Tables I–A and I–B. Maximum prices for Class I sellers of Ponderosa Pine plywood are set forth in Tables I–C and I–D.

Maximum Prices for Class II sellers of Douglas Fir plywood are set forth in Tables II–A and II–B. Maximum prices for Class II sellers of Ponderosa Pine plywood are set forth in Tables II–C and II–D.

All the aforementioned price tables, as amended, are hereto annexed and made part of this order.

(2) Section 10 is amended to read as follows:

SEC. 10. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of the applicable list of maximum prices fixed by this order in each of his places of business within the area covered by this order. A Class I seller shall post Tables I–A, I–B, I–C, and I–D. A Class II seller shall post Tables II–A, II–B, II–C, and II–D.

(3) *Price Tables* I–A, I–B, II–A, II–B, III–A and III–B originally attached to Order No. G–4 are hereby revoked. The following price tables, appended to this amendment and marked Tables I–A, I–B, I–C, I–D, and Tables II–A, II–B, II–C, and II–D are substituted for the original tables now revoked and are made part of Order No. G–4.

This amendment shall become effective May 10, 1946.

Issued this 25th day of April 1946.

ELDON C. SHOUP,
Regional Administrator.

TABLE I–A—MAXIMUM PRICES FOR SALES OF DOUGLAS FIR PLYWOOD BY CLASS I SELLERS

(Effective May 10, 1946—Amendment 1)

[Sales in quantities under 1,000 square feet—price per square foot. Items marked with (*) are known as construction items]

Thickness (inches)	Sanded 2 sides, widths to 48" (except plypanel) lengths to 96" [4]	Plywall	Plyform	Plypanel [1] sound 2 sides	Plypanel sound 1 side [2]	Exterior grade [3]				Plyscord—rough widths—86" and 48" lengths—60" to 96" [4]
						Marine	Sound 2 sides	Industrial grade	Sound 1 side	
		Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents
5/16	3 ply	------	------	7	------	10	8½	8½	7½	------
1/4	3 ply	*7	8½	*8	*7½	10½	*9	8½	*8	------
5/16	3 ply	------	------	9	------	11½	*9½	9½	8½	*8½
3/8	3 ply	*9	------	------	*9	12	------	10	*9½	------
1/2	5 ply	------	10½	12	11	14½	11½	11½	10½	*9½
5/16	5 ply	------	------	11½	------	13½	------	10½	*9½	------
3/8	5 ply	------	12½	------	12½	15½	12½	12½	11½	------
7/16	5 ply	------	------	14½	------	17½	------	14½	13½	*12½
1/2	5 ply	------	15½	------	14½	18½	14½	14½	13½	------
5/8	5 ply	------	18½	16½	15½	21½	17½	17½	16½	*14½
11/16	5 ply	------	------	17½	------	22½	------	18½	17½	------
3/4	5 ply	------	------	18½	------	23½	19½	19½	18½	*16½
13/16	5 ply	------	------	19½	------	24½	20½	20½	19½	------
7/8	7 ply	------	------	20½	------	25½	21½	21½	20½	------
15/16	7 ply	------	------	21½	------	26½	22½	22½	21½	------
1	7 ply	------	------	22½	------	27½	23½	23½	22½	------
1 1/16	7 ply	------	------	23½	------	28½	24½	24½	23½	------
1 1/8	7 ply	------	------	24½	------	29½	25½	25½	24½	------
1 3/16	7 ply	------	------	25½	------	30½	26½	26½	25½	------
1 1/4	7 ply	------	------	26½	------	31½	27½	27½	26½	------

[1] Plypanel prices in table apply only for widths over 36" through 48". If widths are over 24" through 36", deduct 3¢ per square foot, if widths are 24" or under, deduct 5¢ per square foot.

[2] For plypanel sound 1 side, deduct 3½¢ per square foot from plypanel sound 2 sides price, for all items except those shown in above table.

[3] Prices for exterior grades depend on thickness only; number of plies may be disregarded. Special extras not included for "wide widths" and "long lengths."

[4] For widths over 48" through 60" (except plywall and plyscord) add 13½¢ per square foot, plyscord).

For lengths over 8' through 9' } for plyscord add 3½¢ per square foot.
For lengths over 9' through 10' } for plywall add 13½¢ per square foot.
For lengths over 10' through 11' } for plyform add 2¢ per square foot.
For lengths over 11' through 12' } for plypanel add 2½¢ per square foot.

[5] For special gluing specifications on all items except "exterior grades":
*Construction items (3 ply) add 2½¢.
*Construction items (5 ply) add 1½¢.
Other items (3 ply) add 3½¢.
Other items (5 ply) add 1½¢
Other items (7 ply) add 2½¢

[6] For treating panels with resin sealer: *Construction items—add 1½¢ per square foot; exterior grades—add 1½¢ per square foot, all other items add 1½¢ per square foot.

[7] 3 or 5 ply at mill's option.

TABLE I–B—MAXIMUM PRICES FOR SALES OF DOUGLAS FIR PLYWOOD BY CLASS I SELLERS

(Effective May 10, 1946—Amendment 1)

[Sales in quantities 1,000 square feet or over. Price per 1,000 square feet. Items marked with (*) are known as construction items]

Thickness (inches)	Sanded 2 sides, widths to 48" (except plypanel) lengths to 96" [4]	Plywall	Plyform	Plypanel [1] sound 2 sides	Plypanel sound 1 side [2]	Exterior grade [3]				Plyscord—rough widths—86" and 48" lengths—60" to 96" [4]
						Marine	Sound 2 sides	Industrial grade	Sound 1 side	
5/16	3 ply	------	------	$64.80	------	$81.35	$78.00	$75.00	$72.15	------
1/4	3 ply	*$65.50	$74.80	*73.75	*$70.00	94.75	*85.50	78.45	*79.50	------
5/16	3 ply	------	------	------	------	106.35	93.00	90.10	87.15	*$60.00
3/8	3 ply	*81.75	------	82.15	*85.75	117.40	104.05	101.15	*102.50	*69.50
7/16	3 ply	------	------	------	------	156.40	136.40	132.75	129.10	------
1/2	5 ply	99.75	131.40	110.25	105.85	168.85	148.85	145.95	143.00	[7] *90.75
5/16	5 ply	------	141.15	------	------	161.05	161.05	158.90	155.95	------
3/8	5 ply	------	149.05	130.25	126.55	195.40	175.45	172.55	169.60	[7] *111.25
7/16	5 ply	------	------	------	------	210.20	190.20	187.30	183.60	------
1/2	5 ply	------	167.20	149.00	145.30	228.35	206.30	203.40	200.45	------
9/16	5 ply	------	------	163.15	------	263.85	240.55	236.90	233.95	------
11/16	7 ply	------	------	171.75	------	263.85	240.55	236.90	233.95	------
3/4	7 ply	------	------	174.70	------	280.00	256.65	253.00	249.35	------
13/16	7 ply	------	------	------	------	295.05	271.75	268.80	265.90	------
1	7 ply	------	------	192.15	------	312.35	289.00	285.35	282.40	------
1 1/16	7 ply	------	------	------	------	328.55	305.20	302.30	299.35	------
1 1/8	7 ply	------	------	215.15	------	346.20	322.85	319.20	315.55	------

[1] Plypanel prices are for widths over 36" through 48"; for widths over 24" through 36" deduct $2.65 per 1,000 square feet, for widths 24" and under deduct $4.00 per 1,000 square feet.

[2] For plypanel sound 1 side, deduct $3.70 per 1,000 square feet from plypanel sound 2 sides price, for all items with the exception of those shown in the above table.

[3] Prices for exterior grades depend on thickness only, number of plies may be disregarded: Special extras not included.

[4] For widths over 48" through 60" (except plywall and plyscord) add $11.75 per M sq. ft.

For lengths over 8' through 9' } for plyscord add $7.75 per M sq. ft.
For lengths over 9' through 10' } for plywall add $11.75 per M sq. ft.
For lengths over 10' through 11' } for plyform add $19.45 per M sq. ft.
For lengths over 11' through 12' } for plypanel add $23.45 per M sq. ft.

[5] Special Gluing Specifications for all items except "exterior grade":
*Construction items 3 ply add 7.10 M sq. ft.
*Construction items 5 ply add $14.20 M sq. ft.
Other items 3 ply add $7.35 M sq. ft.
Other items 5 ply add $14.65 M sq. ft.
Other items 7 ply add $22.00 M sq. ft.

[6] For treating panels with resin sealer: *Construction items—add $14.90 per M sq. ft.; exterior grades—add $11.95 per M sq. ft.; all other items—add $15.40 per M sq. ft.

[7] 3 or 5 ply at mill's option.

TABLE I-C—MAXIMUM PRICES FOR SALES OF PONDEROSA PINE PLYWOOD BY CLASS I SELLERS

(Effective May 10, 1946—Amendment 1)

[Sales in quantities under 1,000 square feet. Price per square foot. (Items marked with (*) are known as construction items)]

Thickness (inches)	Widths to 48"—lengths to 84"	Sound 2 sides	Sound 1 side	Wallboard S 2 S	Sheathing No. 1 rough	Thickness (inches)	Widths to 48"—lengths to 84"	Sound 2 sides	Sound 1 side	Wallboard S 2 S	Sheathing No. 1 rough
		Cents	*Cents*	*Cents*	*Cents*			*Cents*	*Cents*	*Cents*	*Cents*
¼	3 ply—36" widths and under, inclusive	*8¾	*8	*7¼	-------	⅝	5 ply—36" widths and under, inclusive	16¾	15½	-------	-------
	Over 36" to 48" width, inclusive	9¼	*8½	*7½	-------		Over 36" to 48" width, inclusive	16½	15¾	-------	-------
5/16	3 ply—36" widths and under, inclusive	8¾	8	-------	-------	¾	7 ply—36" widths and under, inclusive	19	18¼	-------	-------
	Over 36" to 48" width, inclusive	9¼	8½	-------	-------		Over 36" to 48" width, inclusive	19¼	18½	-------	-------
⅜	3 ply—36" widths and under, inclusive	10	*9¾	-------	*8¼	⅞	7 ply—36" widths and under, inclusive	22¼	22	-------	-------
	Over 36" to 48" width, inclusive	10¼	*10¼	-------	*8½		Over 36" to 48" width, inclusive	25¾	24½	-------	-------
7/16	5 ply—36" widths and under, inclusive	12	11¾	-------	-------	1	7 ply—36" widths and under, inclusive	25½	24¾	-------	-------
	Over 36" to 48" width, inclusive	12½	11¾	-------	-------		Over 36" to 48" width, inclusive				
½	5 ply—36" widths and under, inclusive	13½	12¾	-------	*11½						
	Over 36" to 48" width, inclusive	13¾	13	-------	*11¾						

1. Special gluing specifications:
*Construction items (3 ply) add 3¼¢ per sq. ft.
*Construction items (5 ply) add 1½¢ per sq. ft.
Other items (3 ply) add 3¼¢ per sq. ft.
Other items (5 ply) add 1½¢ per sq. ft.
Other items (7 ply) add 2¾¢ per sq. ft.

2. Treating panels with resin sealer:
*Construction items add 1¾¢ per sq. ft.
*All other items add 1¾¢ per sq. ft.

TABLE I-D—MAXIMUM PRICES FOR SALES OF PONDEROSA PINE PLYWOOD BY CLASS I SELLERS

(Effective May 10, 1946—Amendment 1)

[Sales in quantities of 1,000 square feet or over. Price per 1,000 square feet. Items marked with (*) are known as construction items]

Thickness (inches)	Widths to 48"—Lengths to 84"	Sound 2 sides	Sound 1 side	Wallboard S 2 S	Sheathing No. 1 rough	Thickness (inches)	Widths to 48"—Lengths to 84"	Sound 2 sides	Sound 1 side	Wallboard S 2 S	Sheathing No. 1 rough
¼	3 ply—36" widths and under, inclusive	*$80.70	*$73.60	*$70.30	-------	⅝	5 ply—36" widths and under, inclusive	149.15	142.25	-------	*133.70
	Over 36" to 48" width, inclusive	85.00	78.00	*70.30	-------		Over 36" to 48" width, inclusive	152.65	145.70	-------	*137.60
5/16	3 ply—36" widths and under, inclusive	80.65	73.70	-------	-------	¾	7 ply—36" widths and under, inclusive	174.55	167.60	-------	148.60
	Over 36" to 48" width, inclusive	84.10	77.20	-------	-------		Over 36" to 48" width, inclusive	178.00	171.10	-------	152.35
⅜	3 ply—36" widths and under, inclusive	91.60	*91.25	-------	*$75.55	⅞	7 ply—36" widths and under, inclusive	206.80	199.90	-------	174.20
	Over 36" to 48" width, inclusive	95.05	95.05	-------	*78.90		Over 36" to 48" width, inclusive	210.30	203.35	-------	177.75
7/16	5 ply—36" widths and under, inclusive	111.15	104.25	-------	-------	1	7 ply—36" widths and under, inclusive	232.15	225.20	-------	-------
	Over 36" to 48" width, inclusive	114.65	107.70	-------	*106.80		Over 36" to 48" width, inclusive	235.60	228.70	-------	-------
½	5 ply—36" widths and under, inclusive	123.85	116.90	-------	*110.15						
	Over 36" to 48" width, inclusive	127.30	120.35	-------							

NOTE 1: Special gluing specifications:
*Construction items (3 ply) add $7.45 per M sq. ft.
*Construction items (5 ply) add $15.00 per M sq. ft.
Other items (3 ply) add $7.85 per M sq. ft.
Other items (5 ply) add $15.70 per M sq. ft.
Other items (7 ply) add $23.55 per M sq. ft.

NOTE 2: Treating panels with resin sealer:
*Construction items add $13.35 per M sq. ft.
All other items add $14.05 per M sq. ft.

TABLE II-A—MAXIMUM PRICES FOR SALES OF DOUGLAS FIR PLYWOOD BY CLASS II SELLERS

(Effective May 10, 1946—Amendment 1)

[Sales in quantities under 1,000 square feet. Price per square foot. Items marked with (*) are known as construction items]

Thickness (inches)	Sanded 2 sides widths to 48" (except plypanel)—lengths to 96" [4]	Plywall	Plyform	Plypanel [1] sound 2 sides	Plypanel sound 1 side [2]	Exterior grade [3]				Plyscord—rough, widths 36" and 48" length—60" to 96" [4]
						Marine	Sound 2 sides	Industrial grade	Sound 1 side	
		Cents	*Cents*	*Cents*	*Cents*	*Cents*	*Cents*	*Cents*	*Cents*	*Cents*
3/16	3 ply	-------	*7¾	*8¾	*8	10½	9	8½	8½	-------
¼	3 ply	-------	8¾	9¾	-------	11	*9¾	9	*9	-------
5/16	3 ply	-------	-------	-------	-------	12¾	10¾	10¼	*11½	-------
⅜	3 ply	*9¾	-------	9½	*9¾	12	11¼	10¾	-------	-------
7/16	3 ply	-------	-------	-------	-------	18¾	15¾	15½	15	-------
½	5 ply	11½	15¾	12¾	12½	19½	17¾	17	16½	-------
9/16	5 ply	-------	16½	-------	-------	20	18¾	18	18	-------
⅝	5 ply	-------	17¾	15¼	14¾	23¾	20½	20	19¾	-------
11/16	5 ply	-------	-------	-------	-------	24½	22	21¾	21¾	-------
¾	5 ply	-------	19½	17¼	17	26¾	24	23¼	23¼	-------
13/16	5 ply	-------	-------	-------	-------	30¾	28	27½	27¼	-------
11/16	7 ply	-------	-------	19	-------	30¾	28	27½	27¼	-------
15/16	7 ply	-------	-------	20	-------	32½	29¾	29½	29	-------
⅞	7 ply	-------	-------	20¼	-------	34¼	31½	31¼	31	-------
15/16	7 ply	-------	-------	-------	22¼	36¼	33½	33¼	32¾	-------
1	7 ply	-------	-------	-------	-------	38¾	35½	35¼	34¾	-------
1 1/16	7 ply	-------	-------	-------	25	40¾	37½	37	36¾	-------
1 1/8	7 ply	-------	-------	-------	-------					

[1] Plypanel prices in table apply only for widths over 36" through 48"; if widths are over 24" through 36" deduct 1¼¢ per square foot; if widths are 24" or under deduct 1½¢ per square foot.
[2] For plypanel sound-1-side price, deduct 1½¢ per square foot from plypanel sound 2 sides price, for all items with exception of those shown in the above table.
[3] Prices for exterior grades depend on thickness only, number of plies may be disregarded: Special extras not included.
[4] For widths over 48" through 60" (except plywall and plyscord) add 1¼¢ per square foot.
For lengths over 8' through 9' / For lengths over 9' through 10' } for {plyscord add 1¢ per square foot. / plywall add 1¼¢ per square foot.
For lengths over 10' through 11' / For lengths over 11' through 12' } for {plyform add 2¾¢ per square foot. / plypanel add 2¾¢ per square foot.
[5] Special gluing specifications for all items except "exterior grades":
*Construction items (3 ply) add 3¼¢ per square foot.
*Construction items (5 ply) add 1½¢ per square foot.
Other items (3 ply) add 3¼¢ per square foot.
Other items (5 ply) add 1¾¢ per square foot.
Other items (7 ply add 2¾¢ per square foot.
[6] Treating panels with resin sealer: *Construction items—add 1¾¢ per square foot; all other items—add 1¾¢ per square foot; exterior grades—add 1½¢ per square foot; all other items—add 1¾¢ per square foot.
[7] 3 or 5 ply at mill's option.

TABLE II-B—MAXIMUM PRICES FOR SALES OF DOUGLAS FIR PLYWOOD BY CLASS II SELLERS

(Effective May 10, 1946—Amendment 1)

[Sales in quantities 1,000 square feet or over. Price per 1,000 square feet. Items marked with (*) are known as construction items]

Thickness (inches)	Sanded 2 sides widths to 48" (except plypanel); [4] lengths to 96" [4]	Plywall	Plyform	Plypanel [1] sound 2 sides	Plypanel sound 1 side [2]	Exterior grade [3]				Plyscord—rough, widths 36" and 48" length—60" to 96" [4]
						Marine	Sound 2 sides	Industrial grade	Sound 1 side	
3/16	3 ply	-------	-------	-------	$70.45	-------	$99.35	$84.85	$81.65	$78.45	-------
¼	3 ply	*$70.50	$81.35	*79.50	*$78.25	-------	103.05	*92.00	85.35	*85.75	-------
5/16	3 ply	-------	-------	-------	-------	-------	115.65	101.15	97.95	94.75	*$91.75
⅜	3 ply	*88.25	-------	89.35	*92.50	-------	127.70	113.15	110.00	*110.50	*75.00
7/16	3 ply	-------	-------	-------	-------	-------	170.10	148.35	144.35	140.35	-------
½	5 ply	108.45	142.90	119.95	115.95	-------	183.65	161.90	158.70	155.50	[7] *97.75
9/16	5 ply	-------	153.50	-------	-------	-------	196.90	175.15	172.75	169.60	-------
⅝	5 ply	-------	162.10	141.70	137.65	-------	212.60	190.80	187.65	184.45	[7] * 120.00
11/16	5 ply	-------	-------	-------	-------	-------	228.60	206.85	203.65	199.65	-------
¾	5 ply	-------	181.85	162.05	158.05	-------	246.15	224.40	221.20	218.00	-------
13/16	5 ply	-------	-------	177.50	-------	-------	286.95	261.60	257.60	254.40	-------
11/16	7 ply	-------	-------	186.85	-------	-------	286.95	261.60	257.60	254.40	-------
⅞	7 ply	-------	-------	190.05	-------	-------	304.50	279.15	275.15	271.15	-------
15/16	7 ply	-------	-------	-------	-------	-------	320.90	295.50	292.30	289.15	-------
1	7 ply	-------	-------	209.05	-------	-------	339.65	314.30	310.30	307.10	-------
1 1/16	7 ply	-------	-------	-------	-------	-------	357.20	331.90	328.70	325.55	-------
1 1/8	7 ply	-------	-------	234.05	-------	-------	376.50	351.10	347.15	343.15	-------

[1] Plypanel prices in table apply only for widths over 36" through 48"; if widths are over 24" through 36" *deduct* $2.90 per 1,000 square feet; if widths are 24" or under *deduc.* $4.35 per 1,000 square feet.
[2] For plypanel sound 1 side *deduct* $4.00 per 1,000 square feet from the plypanel sound 2 sides price, for all items with the exception of those shown in the above table.
[3] Prices for exterior grades depend on thickness only; number of plies may be disregarded: *Special extras not included.*
[4] For widths over 48" through 60" (except plywall and plyscord add $12.75 per 1,000 sq. ft.
For lengths over 8' through 9' / For lengths over 9' through 10' } for {plyscord add $8.40 per 1,000 sq. ft. / plywall add $12.75 per 1,000 sq. ft.
For lengths over 10' through 11' / For lengths over 11' through 12' } for {plyform add $21.15 per 1,000 sq. ft. / plypanel add $25.50 per 1,000 sq. ft.
[5] Special gluing specifications for all items except "exterior grades":
*Construction items 3 ply add $7.65 per M sq. ft.
*Construction items 5 ply add $15.30 per M sq. ft.
Other items 3 ply add $8.00 per M sq. ft.
Other items 5 ply add $15.95 per M sq. ft.
Other items 7 ply add $23.95 per M sq. ft.
[6] Treating panels with resin sealer: *Construction items—add $16.05 per M sq. ft.; exterior grades—add $13.00 per M sq. ft.; all other items—add $16.75 per M sq. ft.
[7] 3 or 5 ply at mill's option.

TABLE II-C—MAXIMUM PRICES FOR SALES OF PONDEROSA PINE PLYWOOD BY CLASS II SELLERS

(Effective May 10, 1946—Amendment 1)

[Sales in quantities under 1,000 square feet. Price per square foot. Items marked with (*) are known as construction items]

Thickness (inches)	Lengths to 84"	Sound 2 sides	Sound 1 side	Wallboard S 2 S	Sheathing No. 1 rough	Thickness (inches)	Lengths to 84"	Sound 2 sides	Sound 1 side	Wallboard S 2 S	Sheathing No. ¼ rough
		Cents	*Cents*	*Cents*	*Cents*			*Cents*	*Cents*	*Cents*	*Cents*
¼	3 ply—36" widths and under, inclusive	*10	*9	*8½	-------	⅝	5 ply—36" widths and under, inclusive	18⅜	18	-------	*16¼
	Over 36" to 48" width, inclusive	*10¾	*9½	*8½	-------		Over 36" to 48" width, inclusive	19¼	18¾	-------	*16¾
5/16	3 ply—36" widths and under, inclusive	10¾	9¾	-------	-------	¾	7 ply—36" widths and under, inclusive	22	21¾	-------	18¾
	Over 36" to 48" width, inclusive	10¾	9¾	-------	-------		Over 36" to 48" width, inclusive	22¼	21½	-------	19¼
⅜	3 ply—36" widths and under, inclusive	11½	*11¾	-------	*9¾	⅞	7 ply—36" widths and under, inclusive	26	25¾	-------	22
	Over 36" to 48" width, inclusive	12	*11¾	-------	*9¾		Over 36" to 48" width, inclusive	26½	25½	-------	22¼
7/16	5 ply—36" widths and under, inclusive	14	13¾	-------	-------	1	7 ply—36" widths and under, inclusive	29¼	28½	-------	-------
	Over 36" to 48" width, inclusive	14½	13½	-------	-------		Over 36" to 48" width, inclusive	29¾	28¾	-------	-------
½	5 ply—36" widths and under, inclusive	15½	14¾	-------	*13						
	Over 36" to 48" width, inclusive	16	15¼	-------	*13½						

NOTE 1: Special gluing specifications:
*Construction items (3 ply) add 3¼¢ per sq. ft.
*Construction items (5 ply) add 1½¢ per sq. ft.
Other items (3 ply) add 3¼¢ per sq. ft.
Other items (5 ply) add 1¾¢ per sq. ft.
Other items (7 ply) add 2½¢ per sq. ft.

NOTE 2: Treating panels with resin sealer:
*Construction items add 1½¢ per sq. ft.
All other items add 1½¢ per sq. ft.

TABLE II-D—MAXIMUM PRICES FOR SALES OF PONDEROSA PINE PLYWOOD BY CLASS II SELLERS

(Effective May 10, 1946—Amendment 1)

[Sales in quantities of 1,000 square feet or over. Price per 1,000 square feet. (Items marked with (*) are known as construction items)]

Thickness (inches)	Widths to 48"—lengths to 84"	Sound 2 sides	Sound 1 side	Wallboard S 2 S	Sheathing No. 1 rough	Thickness (inches)	Widths to 48"—lengths to 84"	Sound 2 sides	Sound 1 side	Wallboard S 2 S	Sheathing No. 1 rough
¼	3 ply—36" widths and under, inclusive	*$93.20	*$85.00	*$81.21	-------	⅝	5 ply—36" widths and under, inclusive	175.70	167.50	-------	*154.45
	Over 36" to 48" width, inclusive	*98.20	*90.05	*81.21	-------		Over 36" to 48" width, inclusive	179.75	171.60	-------	*158.30
5/16	3 ply—36" widths and under, inclusive	95.00	86.80	-------	-------	¾	7 ply—36" widths and under, inclusive	205.60	197.45	-------	175.35
	Over 36" to 48" width, inclusive	99.05	90.90	-------	-------		Over 36" to 48" width, inclusive	209.65	201.50	-------	179.45
⅜	3 ply—36" widths and under, inclusive	107.85	*105.40	-------	*87.25	⅞	7 ply—36" widths and under, inclusive	243.60	235.40	-------	205.20
	Over 36" to 48" width, inclusive	111.95	*109.80	-------	*91.10		Over 36" to 48" width, inclusive	247.65	239.50	-------	209.30
7/16	5 ply—36" widths and under, inclusive	130.95	122.75	-------	-------	1	7 ply—36" widths and under, inclusive	273.40	265.25	-------	-------
	Over 36" to 48" width, inclusive	135.00	126.85	-------	-------		Over 36" to 48" width inclusive	277.50	269.35	-------	-------
½	5 ply—36" widths and under, inclusive	145.85	137.70	-------	*123.35						
	Over 36" to 48" width, inclusive	149.95	141.75	-------	*127.25						

NOTE 1: Special gluing specifications:
*Construction items (3 ply) add $6.45 per M square feet.
*Construction items (5 ply) add $12.90 per M square feet.
Other items (3 ply) add $6.65 per M square feet.
Other items (5 ply) add $13.35 per M square feet.
Other items (7 ply) add $20 per M square feet.

NOTE 2: Treating panels with resin sealer:
*Construction items add $11.55 per M square feet.
All other items add $11.95 per M square feet.

[F. R. Doc. 46-7360; Filed, May 1, 1946; 4:38 p. m.]

[Trenton Adopting Order 6 Under Basic Order 1 Under Gen. Order 68]

BUILDING AND CONSTRUCTION MATERIALS IN TRENTON, N. J., DISTRICT

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and under the authority vested in the Regional Administrator of Region II by the Emergency Price Control Act of 1942, as amended, by General Order No. 68, as amended, and by Revised Procedural Regulation No. 1, which authority has been duly delegated by such Regional Administrator to the District Director, Trenton District Office; it is hereby ordered:

SECTION 1. *What this order covers.* This Adopting Order under Basic Order No. 1, as amended, under General Order No. 68, as amended, covers sales by all persons to ultimate users or to purchasers for resale on an installed basis of certain building materials listed in Schedule A hereto annexed and generally known as "hard" mason materials. All provisions of Basic Order No. 1, as amended, under General Order No. 68, as amended, are adopted in this order and are just as much a part of this order as if specifically set forth herein. If said Basic Order No. 1 as amended is further amended in any respect the provisions of said order as amended shall likewise without further action become part of this order. All persons subject to this adopting order are also subject to Basic Order No. 1 as amended under General Order 68 as amended and should be familiar with the provisions of said order.

SEC. 2. *Territory covered by this order.* The geographical area covered by this order is the City of New Brunswick and the surrounding townships of Franklin, Highland Park, Stelton, North Brunswick, East Brunswick, South Brunswick, Piscataway and Raritan, all in the State of New Jersey.

SEC. 3. *Maximum prices.* The maximum prices for the building materials covered by this order are set forth in Schedule A hereto annexed and made a part of this order.

SEC. 4. *Discounts, allowances and terms of sale.* All prices are subject to a cash discount of 2% for payment on or before the 10th day of the month following the date of delivery. All maximum prices fixed by this order are delivered prices.

SEC. 5. *Relationship of this order to Basic Order No. 1 as amended under General Order No. 68 as amended and to General Maximum Price Regulation and other maximum price regulations.* As previously stated all provisions of Basic Order No. 1 as amended are adopted by this order. The maximum prices fixed by this order supersede any maximum price or pricing method previously established by the General Maximum Price Regulation or by any other applicable regulation or order. Except to the extent that they are inconsistent with the provisions of this order all other provisions of the General Maximum Price Regulation or of any other applicable regulation or order shall remain applicable to sales covered by this order.

SEC. 6. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of the list of maximum prices fixed by this order in each place of business within the area covered by this order.

SEC. 7. *Records and sales slips.* The provisions of section (e) of Basic Order No. 1 as amended covering sales slips and records are adopted in and applicable to this order as though specifically set forth herein; and also on any sale of $50.00 or more each seller, regardless of previous custom, must keep records showing at least the following:

(1) Name and address of buyer.
(2) Date of transaction.
(3) Place of delivery.
(4) Complete description of each item sold and price charged.

SEC. 8. *Revocation or amendment.* This order may be revised, amended, revoked or modified at any time by the Regional Administrator or the Price Administrator.

This order shall become effective January 9, 1946.

Issued this 7th day of January 1946.

RALPH HACKETT,
District Director.

SCHEDULE A

Item		Delivered prices to purchasers for resales on an installed basis (this includes contractors)	Delivered prices to ultimate users (this includes consumers)
Plaster, hardwall (neat)	100-lb. bag	$0.95	$0.95
Plaster gauging	50-lb. bag	.75	.75
Do	100-lb. bag	1.35	1.35
Plaster sanded	do	.80	.80
Finishing lime	50-lb. bag	.65	.65
Gypsum lath ⅜"	M sq. ft	27.50	27.50
Masonry mortar (paper sacks)	70 lb. sack	.65	.65
Mason's hydrated lime	50 lb. bag	.50	.50
Cornerite, 3 x 3	lin. ft	.025	.025
White cement	94 lb. bag	2.15	2.15
High early cement	do	.95	.95
Fire brick—9" straight, first quality	each	.087	.087
Fire clay	100 lb. bag	1.25	1.25
Clay drain tile—4"	lin. ft	.09½	.09½
Vitrified clay sewer pipe No. 1SS—4"	do	.19	.20
Vitrified clay sewer pipe No. 1SS—6"	do	.295	.295
Square flue lining, 9 x 9	do	.39	.39
Square flue lining, 9 x 13	do	.59	.59
Gypsum wallboard—¾"	M sq. ft	40.00	40.00
Portland cement, standard (paper bags)	94 lb. bag	.70	.75

[F. R. Doc. 46-7358; Filed, May 1, 1946; 4:37 p. m.]

[Kansas City Order G-1 Under Gen. Order 68, Amdt. 1]

BUILDING MATERIALS IN CLAY AND JACKSON COUNTIES, MO., AND JOHNSON AND WYANDOTTE COUNTIES, KANS.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to the provisions of General Order No. 68, *It is hereby ordered*, That Order No. 1 under General Order No. 68, Maximum prices for retail sales of certain building materials in Clay and Jackson Counties, Missouri and Johnson and Wyandotte Counties, Kansas, be and it hereby is amended by adding the following items to Appendix "A".

MAXIMUM PRICES IN DOLLARS PER SELLING UNIT

[Any quantity—Single blocks]

Item	Delivered in free delivery zone	F. o. b. yard, store or plant, (f. o. b. railroad car in case of carload sales)
Concrete blocks—Cinder		
4 x 8 x 16"	$0.09	$0.08
6 x 8 x 16"	.135	.125
8 x 8 x 16"	.16	.145
12 x 8 x 16"	.225	.20
8" corner or pier	.175	.16
12" corner or pier	.245	.22
8" ½ block (8 x 8 x 8")	.10	.09
12" ½ block (12 x 8 x 8")	.14	.125
4" solid block	.14	.125
Concrete blocks—Limestone		
4 x 8 x 16"	.09	.08
6 x 8 x 16"	.135	.125
8 x 8 x 16"	.16	.145
12 x 8 x 16"	.225	.20
8" corner or pier	.175	.16
12" corner or pier	.245	.22
8" ½ block (8 x 8 x 8")	.10	.09
12" ½ block (12 x 8 x 8")	.14	.125
4" solid block	.14	.125
Haydite blocks		
4 x 8 x 16"	.10	.09
6 x 8 x 16"	.14	.125
8 x 8 x 16"	.18	.165
12 x 8 x 16"	.25	.225
8" corner or pier	.155	.14
12" corner or pier	.25	.23
8" ½ block (8 x 8 x 8")	.115	.105
12" ½ block (12 x 8 x 8")	.15	.135
4" solid block	.145	.1425

This amendment shall become effective March 1, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; and E.O. 9328, 8 F.R. 4681)

Issued at Kansas City, Missouri, this first day of March 1946.

J. G. CALLAWAY,
District Director.

[F. R. Doc. 46-7356; Filed, May 1, 1946; 4:37 p. m.]

[Twin Cities Order G-2 Under Gen. Order 68]

HARD BUILDING MATERIALS IN MINNEAPOLIS, MINN., AREA

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to the provisions of General Order No. 68 and to the authority duly vested in the District Director of the Twin Cities District Office of the Office of Price Administration, this order is issued.

SECTION 1. *What this order does.* This order establishes, in Appendix A hereof, maximum prices for retail sales of the items specified therein, by all sellers except manufacturers, to purchasers in the Minneapolis, Minnesota Area.

SEC. 2. *Prohibition.* On and after the effective date of this order, no person subject hereto shall sell or deliver any item for which maximum prices are fixed herein at a price higher than the maximum prices herein established nor shall any person subject hereto agree, offer, solicit or attempt to charge prices in excess of those fixed herein.

SEC. 3. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order covering the items listed in Appendix A. Except to the extent that they are inconsistent with the provisions of this order, all of the provisions of the General Maximum Price Regulation, 3rd Revised Maximum Price Regulation 13, Maximum Price Regulatino 44 (except as to sales covered by Maximum Price Regulation 525), Maximum Price Regulation 293 (except as to sales covered by Maximum Price Regulatino 525) and Maximum Price Regulation 381 shall continue to apply to sales covered by this order.

SEC. 4. *Definitions.* (a) Minneapolis, Minnesota Area shall be and constitute the Cities of Minneapolis and Robbinsdale, the Villages of St. Louis Park, Richfield, Edina and Bloomington, in the County of Hennepin, and the City of Columbia Heights in the County of Anoka, all in the State of Minnesota.

(b) Retail sale means a sale to an ultimate user or to any person for resale on an installed basis within the meaning of section 1 (b) of Revised Maximum Price Regulation 251.

SEC. 5. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of the list of maximum prices fixed by this order in each of his places of business in the area covered by this order in a manner plainly visible to all purchasers.

SEC. 6. *Notification.* Every seller making sales covered by this order shall, if requested by the purchaser, make available to the purchaser for inspection a copy of this order.

SEC. 7. *Sales slips and records.* Every seller covered by this order shall give to the purchaser at the time of sale, a sales slip receipt or other evidence of purchase which shall show the date of sale, the name and address of the seller, the description, quantity and price of each item sold, said description to be in detail sufficient to determine whether the price charged has been properly computed under this order: *Provided*, That for sales of less than a total of $7.50, only the name and address of the seller and the amount of the sale need be shown. Each seller shall prepare such sales slip, receipt or other evidence of purchase in duplicate and he must keep such duplicate for at least six months after delivery of the original pursuant to this section. Each such seller shall also keep such records of each sale as he customarily kept prior to the issuance of this order.

SEC. 8. This order may be modified, amended or revoked at any time. This order shall become effective December 10, 1945.

SEC. 9. *Appendix A.* The following is a list of the items covered by this order and the maximum prices thereof: (See attached list).

Issued this 30th day of November 1945.

CAREL C. KOCH,
District Director.

APPENDIX A

Item and unit	*Maximum price*
Plaster, hard wall; paper sack	$0.95
Plaster, moulding; paper sack	1.20
Keenes cement; paper sack	1.75
Finishing lime; paper sack	.60
Gypsum lath ⅜"; sq. yd	.19
Metal lath, 2.5-lb. painted diamond mesh, 26 gauge; sq. yd	.22
Metal lath, 3.4-lb. painted diamond mesh, 24 gauge; sq. yd	.25
Metal lath, 3.4-lb. galvanized 24 gauge; sq. yd	.29½
Metal lath, 3.4-lb. copper bearing; sq. yd	.26
Metal lath, corner bead straight edges; per lin. ft	.03
Metal lath, expanded type; per lin. ft	.04
Mason's hydrated lime 50-lb.; paper sack	.40
Portland cement, white (paper sack); bbl	8.50
Hi-Early cement (paper sack); bbl	3.72
Gypsum block-partitions 3" hollow; sq. ft	.07
Gypsum block partitions 4" hollow; sq. ft	.08½
Clay drain tile 4"; lin. ft	.08
Clay drain tile 6"; lin. ft	.10
Vitrified clay sewer pipe 4", lin. ft	.20½
Vitrified clay sewer pipe 6"; lin. ft	.25
Flue lining 8 x 8; lin. ft	.37
Flue lining 8 x 12; lin. ft	.48½
Flue lining 12 x 12; lin. ft	.64½

The above maximum prices are subject to all discounts, allowances, free deliveries or other price differentials required to be maintained by the maximum price regulations covering the items listed above prior to the issuance of this order.

[F. R. Doc. 46-7361; Filed, May 1, 1946; 4:38 p. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register April 30, 1946.

Region I

Augusta Order 4-F, Amendment 17, covering fresh fruits and vegetables. Filed 2:34 p. m.

Hartford Order 5-F, Amendment 54, covering fresh fruits and vegetables in Waterbury and Watertown. Filed 2:34 p. m.

Hartford Order 6-F, Amendment 54, covering fresh fruits and vegetables in the Hartford area. Filed 2:34 p. m.

Hartford Order 7-F, Amendment 54, covering fresh fruits and vegetables in the New Haven area. Filed 2:34 p. m.

Hartford Order 8-F, Amendment 54, covering fresh fruits and vegetables in the Bridgeport area. Filed 2:34 p. m.

Hartford Order 9-F, Amendment 19, covering fresh fruits and vegetables. Filed 2:34 p. m.

Region II

Syracuse Order 5-F, Amendment 14, covering fresh fruits and vegetables in certain counties in New York. Filed 2:35 p. m.

Syracuse Order 6-F, Amendment 14, covering fresh fruits and vegetables in the cities of Syracuse, Watertown, Utica and their Free Delivery Zones, New York. Filed 2:35 p. m.

Syracuse Order 7-F, Amendment 11, covering fresh fruits and vegetables in certain areas in New York. Filed 2:35 p. m.

Syracuse Order 48, Amendment 1, covering dry groceries sold by Groups 1 & 2 stores in certain counties in New York. Filed 2:35 p. m.

Region IV

Atlanta Order 9-O, Amendment 5, covering eggs in Zone 16. Filed 2:32 p. m.

Atlanta Order 11-O, Amendment 6, covering eggs in Zone 17. Filed 2:32 & 2:33 p. m.

Region V

San Antonio Order 6-W, Amendment 2, covering dry groceries. Filed 2:25 p. m.

Region VI

Sioux Falls Order 5-F, Amendment 14, covering fresh fruits and vegetables in Minnehaha county, South Dakota. Filed 2:30 p. m.

Sioux Falls Order 24, Amendment 2, covering dry groceries in certain counties in South Dakota, Iowa and Minnesota. Filed 2:30 p. m.

Sioux Falls Order 9-W, Amendment 2, covering dry groceries in certain counties in South Dakota, Iowa and Minnesota. Filed 2:30 p. m.

Region VII

Helena Order 63-F, Amendment 3, covering fresh fruits and vegetables in certain areas in Montana. Filed 2:30 p. m.

Helena Order 64-F, Amendment 3, covering fresh fruits and vegetables in certain areas in Montana. Filed 2:30 p. m.

Helena Order 65-F, Amendment 3, covering fresh fruits and vegetables in Glasgow, Glendive, Miles City, Sidney, Havre & Chinook areas. Filed 2:31 p. m.

Helena Order 66-F, Amendment 3, covering fresh fruits and vegetables in certain areas in Montana. Filed 2:31 p. m.

Helena Order 67-F, Amendment 3, covering fresh fruits and vegetables in Billings, Butte, and Great Falls. Filed 2:31 p. m.

Helena Order 109, Amendment 2, covering dry groceries for the Billings, Butte, and Great Fall areas. Filed 2:31 p. m.

Helena Order 110, Amendment 2, covering dry groceries in certain areas in Montana. Filed 2:32 p. m.

Helena Order 111, Amendment 2, covering dry groceries in certain areas in Montana. Filed 2:32 p. m.

Helena Order 112, Amendment 2, covering dry groceries in certain areas in Montana. Filed 2:25 p. m.

Helena Order 113, Amendment 2, covering dry groceries in certain areas in Montana. Filed 2:25 p. m.

Helena Order 114, Amendment 2, covering dry groceries in cerain areas in Montana. Filed 2:26 p. m.

Helena Order 115, Amendment 1, covering dry groceries for the State of Montana. Filed 2:26 p. m.

Helena Order 115, covering dry groceries sold by Groups 3 & 4 stores in the State of Montana. Filed 2:26 p. m.

Region VIII

Los Angeles Order 12–F, covering fresh fruits and vegetables in the Desert area. Filed 2:28 p. m.

Los Angeles Order 11–F, covering fresh fruits and vegetables in the Kern Extended area. Filed 2:28 p. m.

Los Angeles Order 13–F, covering fresh fruits and vegetables in the San Bernardino Extended area. Filed 2:28 p. m.

Los Angeles Order 4–C, Amendment 3, covering poultry in the counties of Los Angeles, Orange, Inyo and San Diego. Filed 2:28 p. m.

Los Angeles Order 5–C, Amendment 2, covering poultry in the counties of Riverside, San Bernardino and Imperial. Filed 2:28 p. m.

Los Angeles Order 6–C, Amendment 2, covering poultry in the counties of Kern, San Luis Obispo, Santa Barbara and Ventura. Filed 2:29 p. m.

Spokane Order 20–F, Amendment 14, covering fresh fruits and vegetables in certain areas of Spokane county, Washington and Kootenai county, Idaho. Filed 2:29 p. m.

Spokane Order 21–F, Amendment 14, covering fresh fruits and vegetables in certain areas of Shoshone and Kootenai counties, Idaho. Filed 2:29 p. m.

Spokane Order 22–F, Amendment 14, covering fresh fruits and vegetables in certain areas of Latah county, Idaho and Whitman county, Washington. Filed 2:29 p. m.

Spokane Order 23–F, Amendment 14, covering fresh fruits and vegetables in certain areas of Asotin county, Washington and Nez Perce county, Idaho. Filed 2:29 p. m.

Spokane Order 24–F, Amendment 13, covering fresh fruits and vegetables in certain areas of Columbia, Walla Walla, Benton and Franklin counties, Washington. Filed 2:30 p. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46–7353; Filed, May 1, 1946; 4:36 p. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51, were filed with the Division of the Federal Register April 30, 1946.

Region V

Dallas Order 6–F, Amendment 27, covering fresh fruits and vegetables in McLennan county, Texas. Filed 9:38 a. m.

Fort Worth Order 13–F, Amendment 41, covering fresh fruits and vegetables in Tarrant county, Texas. Filed 9:38 a. m.

Fort Worth Order 19–F, Amendment 29, covering fresh fruits and vegetables in Taylor, Tom Green and Wichita counties, Texas. Filed 9:38 a. m.

Fort Worth Order 21–F, Amendment 26, covering fresh fruits and vegetables in Lubbock and Potter counties, Texas. Filed 9:38 a. m.

Fort Worth Orders 5–C and 1–O, covering poultry and eggs in Tarrant county, Texas. Filed 9:38 a. m.

Fort Worth Order 20, Amendment 1, covering dry groceries sold by Groups 1 and 2 stores. Filed 9:39 a. m.

Fort Worth Order 21, Amendment 3, covering dry groceries sold by Groups 3A and 4A stores. Filed 9:39 a. m.

Fort Worth Order 21, Amendment 4, covering dry groceries sold by Groups 3 and 4 stores. Filed 9:43 a. m.

Fort Worth Order 5–W, Amendment 1, covering dry groceries. Filed 9:43 a. m.

Kansas City Order 4–F, Amendment 40, covering fresh fruits and vegetables in Johnson and Wyandotte counties, Kansas; Jackson county, Missouri, and the city of North Kansas City, Missouri. Filed 9:43 a. m.

Kansas City Order 9–F, Amendment 24, covering fresh fruits and vegetables in Buchanan county, Missouri. Filed 9:43 a. m.

Kansas City Order 10–F, Amendment 24, covering fresh fruits and vegetables in Greene county, Missouri. Filed 9:44 a. m.

Kansas City Order 11–F, Amendment 24, covering fresh fruits and vegetables in Jasper county, Missouri. Filed 9:45 a. m.

Kansas City Orders 9–C & 11–O, covering poultry and eggs in counties of Johnson & Wyandotte, Kansas; City of North Kansas City, Jackson and Buchanan counties, Missouri. Filed 9:45 a. m.

Kansas City Orders 10–C & 12–O, covering poultry and eggs in Green and Jasper counties, Missouri. Filed 9:48 a. m.

Little Rock Order 10–F, Amendment 41, covering fresh fruits and vegetables in Garland county, Arkansas. Filed 9:36 a. m.

Little Rock Order 12–F, Amendment 33, covering fresh fruits and vegetables in certain counties in Arkansas. Filed 9:36 a. m.

Little Rock Order 13–F, Amendment 33, covering fresh fruits and vegetables in certain counties in Arkansas and in Bowie county, Texas. Filed 9:36 a. m.

Little Rock Order 14–F, Amendment 33, covering fresh fruits and vegetables in certain counties in Arkansas. Filed 9:36 a. m.

Little Rock Order 15–F, Amendment 33, covering fresh fruits and vegetables in certain counties in Arkansas. Filed 9:36 a. m.

Little Rock Orders 4–C & 4–O, covering poultry and eggs in Pulaski county, Arkansas. Filed 9:36 and 9:37 a. m.

New Orleans Order 3–F, Amendment 39, covering fresh fruits and vegetables in Louisiana, Parishes of Orleans, St. Bernard & Jefferson except Grand Isle. Filed 9:37 a. m.

New Orleans Order 5–F, Amendment 30, covering fresh fruits and vegetables in Shreveport, Bossier City, Monroe, & West Monroe. Filed 9:37 a. m.

New Orleans Order 6–F, Amendment 30, covering fresh fruits and vegetables in certain areas in Louisiana. Filed 9:38 a. m.

San Antonio Order 6–F, Amendment 39, covering fresh fruits and vegetables in Bexar county, Texas. Filed 9:55 a. m.

San Antonio Order 7–F, Amendment 39, covering fresh fruits and vegetables in Austin, Texas. Filed 9:37 a. m.

San Antonio Order 8–F, Amendment 39, covering fresh fruits and vegetables in Corpus Christi, Texas. Filed 9:33 a. m.

San Antonio Order 9–F, Amendment 28, covering fresh fruits and vegetables in Culberson, El Paso, Hudspeth and Presidio counties, Texas. Filed 9:33 a. m.

San Antonio Orders 6–C and 3–O, covering poultry and eggs in Bexar county, Texas. Filed 9:33 a. m.

St. Louis Order 4–F, Amendments 39 and 40, covering fresh fruits and vegetables in the city of St. Louis and county of St. Louis, Missouri. Filed 9:38 and 9:55 a. m.

St. Louis Orders 3–C and 2–O, covering poultry and eggs in the city of St. Louis and county of St. Louis, Missouri. Filed 9:55 a. m.

Wichita Orders 34 and 35, Amendment 1, covering dry groceries sold for Groups 1 and 2 stores. Filed 9:48 a. m.

Wichita Order 36, Amendment 1, covering dry groceries. Filed 9:52 a. m.

Wichita Order 36, covering dry groceries. Filed 9:50 a. m.

Wichita Order 34, covering dry groceries in certain counties in Kansas. Filed 9:48 a. m.

Wichita Order 35, covering dry groceries in certain counties in Kansas. Filed 9:48 a. m.

Wichita Order 8–W, covering dry groceries in certain counties in Kansas. Filed 9:53 a. m.

Wichita Order 9–W, covering dry groceries in certain counties in Kansas Filed 9:54 a. m.

Wichita Orders 8–W and 9–W, Amendment 1, covering dry groceries. Filed 9:53 and 9:55 a. m.

Region VI

Chicago Order 2–F, Amendment 111 covering fresh fruits and vegetables in certain counties in Illinois and Lake county, Indiana.

Chicago Order 6–C, Amendment 14 covering poultry in Cook county, Illinois. Filed 9:56 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46–7380; Filed, May 2 1946 11:31 a. m.]

[Region IV Order G–19 Under SR 15, MPR 280 and MPR 329, Amdt. 4]

FLUID MILK IN BUNCOMBE COUNTY, N. C.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator, Region IV of the Office of Price Administration by § 1499.75 (a) (9) (ii) (c) of the General Maximum Price Regulation and § 1351.408 (g) of Maximum Price Regulation 329, as amended, it is hereby ordered that Order G–19 be amended in the following respects:

(1) Section 14 (e), Table 4A, is amended as follows: The figures 14, 16 and 16 opposite the word "Quart" in the whole milk price column are deleted. In their place the following figures shall be inserted: In the wholesale column—14½¢, in the retail-out-of-store column—16½¢ and in the retail home-delivered column 16½¢.

(2) In section 17 the figures $4.20 and .361 opposite the word "Buncombe" in the county column are deleted. In their places the following figures shall be inserted: In the per hundredweight column—$4.40 and in the per gallon column—.378.

This amendment shall become effective May 1, 1946.

Issued: May 1, 1946.

JOHN R. DEKLE, Jr.,
Acting Regional Administrator.

Approved April 30, 1946.

H. L. FOREST,
Acting Director, Dairy Branch, Production and Marketing Administration, U. S. Department of Agriculture.

Approved:

CHESTER BOWLES,
Director, Office of Economic Stabilization.

[F. R. Doc. 46–7355; Filed, May 1, 1946; 4:37 p. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File No. 812–423]

INTERNATIONAL MINING CORP. AND INTERNATIONAL MINING CORP. (CANADA) LTD.

NOTICE OF AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 2d day of May, A. D. 1946.

In the matter of International Mining Corporation and International Mining Corporation (Canada) Limited, File No. 812–423.

International Mining Corporation, a registered closed and non-diversified management investment company, has filed an application pursuant to section 6 (c) of the Investment Company Act of 1940 for an order of the Commission granting to its Canadian subsidiary, International Mining Corporation (Canada) Limited, a general exemption from the provisions of Rule N-17D–1 promulgated under section 17 (d) of the act so that such subsidiary may be permitted to engage in joint mining ventures and prospecting syndicates in which certain of its affiliated persons are participants without being required to file from time to time, the applications required by subsection (a) of such rule.

It is ordered, Pursuant to section 40 (a) of said act, that a hearing on the aforesaid application be held on May 13, 1946, at 9:45 a. m., Eastern Daylight Saving Time, in Room 318 of the Securities and Exchange Commission Building, 18th and Locust Streets, Philadelphia, Pennsylvania.

It is further ordered, That Robert P. Reeder, or any other officer or officers of the Commission designated by it for that purpose, shall preside at such hearings. The officer so designated is hereby authorized to exercise all the powers granted to the Commission under section 41 and 42 (b) of the Investment Company Act of 1940 and to trial examiners under the Commission's rules of practice.

Notice of such hearing is hereby given to International Mining Corporation and International Mining Corporation (Canada) Limited and to any other persons whose participation in such proceeding may be in the public interest or for the protection of investors.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46–7448; Filed, May 3, 1946; 9:36 p. m.]

Reference

MAY 9 '46

THE NATIONAL ARCHIVES

FEDERAL REGISTER

OF THE UNITED STATES 1934

VOLUME 11 NUMBER 89

Washington, Tuesday, May 7, 1946

The President

EXECUTIVE ORDER 9718

TERMINATION OF THE PETROLEUM ADMINISTRATION FOR WAR

By virtue of the authority vested in me by the Constitution and statutes, including Title I of the First War Powers Act, 1941, and as President of the United States, it is hereby ordered as follows:

The Petroleum Administration for War, established by Executive Order No. 9276[1] of December 2, 1942, together with the offices of Petroleum Administrator and Deputy Petroleum Administrator, is terminated. The Secretary of the Interior, acting through such agency or agencies of the Department of the Interior as he shall designate, is authorized and directed to wind up the affairs of the Administration, and to utilize therefor so much of the personnel, records, property, and funds of the Administration as may be necessary.

All provisions of prior Executive orders which are in conflict with this order are amended accordingly.

This order shall be effective as of the close of business May 8, 1946.

HARRY S. TRUMAN

THE WHITE HOUSE,
May 3, 1946.

[F. R. Doc. 46-7539; Filed, May 6, 1946; 11:06 a. m.]

Regulations

TITLE 6—AGRICULTURAL CREDIT

Chapter II—Production and Marketing Administration (Commodity Credit)

[Amdt. 3]

PART 296—GRAIN PURCHASES

EMERGENCY WHEAT PURCHASE PROGRAM BULLETIN

The Emergency Wheat Purchase Program Bulletin, as amended (11 F.R. 3509, 11 F.R. 4145, 11 F.R. 4443), is further amended:

1. By deleting § 296.01 (b) (3) and substituting in lieu thereof the following:

(3) *Purchase price.* The purchase price of the wheat shall be (i) the market price as determined by C. C. C. at the point of delivery on any date the producer elects between the date of delivery and March 31, 1947, inclusive: *Provided, however,* That only one election may be made for each lot of wheat: *And provided further,* That the producer may not elect a date prior to the date on which he mails a notice to the County Committee, in writing, of his election, plus (ii) a bonus of 30 cents per bushel for all wheat delivered on or before May 25, 1946. In the event the producer does not notify the County Committee, in writing, by March 31, 1947, of his election of a date for determining the market price, such date shall be deemed to be March 31, 1947.

2. By deleting § 296.01 (b) (5) and substituting in lieu thereof the following:

(5) *Time of payment.* In the case of wheat delivered on or before May 25, 1946, the purchase price shall be paid in accordance with the plan agreed upon in the Contract of Sale for "Bonus Wheat." Under Plan 1, the bonus and the market price shall be paid as soon as practicable after the date elected for determining the market price. Under Plan 2; the bonus shall be paid as soon as practicable after the execution of the contract and the market price shall be paid as soon as practicable after the date elected for determining the market price. Under Plan 3, the bonus and the market price shall be paid as soon as practicable after January 1, 1947, unless the date elected for determining the market price is subsequent to January 1, 1947, in which event the bonus and the market price shall be paid as soon as practicable after the date so elected. Under Plan 4, the bonus shall be paid as soon as practicable after the execution of the contract and the market price shall be paid as soon as practicable after January 1, 1947, unless the date elected for

(Continued on p. 4967)

[1] 3 CFR, Cum. Supp.

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FEDERAL REGISTER

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1945 Supplement

Book 1: **Titles 1 through 9, including, in Title 3, Presidential documents in full text with appropriate reference tables.**

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[1] See E.O. 9718.

determining the market price is subsequent to January 1, 1947, in which event the market price shall be paid as soon as practicable after the date so elected.

In the case of wheat delivered after May 25, 1946, the purchase price shall be paid as soon as practicable after the date elected for determining the market price.

3. By deleting § 296.01 (b) (6) and substituting in lieu thereof the following:

(6) *When title passes.* Title, and risk of loss or damage, to the wheat shall pass to C. C. C. as of the date a receipt for the wheat, in form prescribed by C. C. C., executed by the producer and the country elevator, is mailed to C. C. C.

Dated this 3d day of May 1946.

[SEAL] COMMODITY CREDIT CORPORATION,
ROBERT H. SHIELDS,
President.

[F. R. Doc. 46-7540; Filed, May 6, 1946; 11:11 a. m.]

TITLE 7—AGRICULTURE

Chapter XI—Production and Marketing Administration (War Food Distribution Orders)

[WFO 75-3, Amdt. 30]

PART 1410—LIVESTOCK AND MEATS

PORK SET ASIDE INCREASE

War Food Order No. 75-3, as amended (11 F.R. 2498), is hereby further amended:

1. By striking § 1410.20 (a) (6) and substituting in lieu thereof the following:

(6) "Set aside pork" means pork or pork products (including lard and rendered pork fat) of the type and grade required to be set aside, reserved, and held under this order.

2. By striking § 1410.20 (b) (1) and substituting in lieu thereof the following:

(1) Set aside, reserve and hold for delivery as directed in subparagraph (2) of this section a quantity of lard and rendered pork fat, the total weight of which shall be not less than 6.0 percent of the total live weight of each week's slaughter of hogs, and a quantity of pork and pork products rather than lard and rendered pork fat, the total weight of which shall be not less than 15.0 percent of the total live weight of each week's slaughter of hogs;

This amendment shall become effective at 12:01 a. m., e. s. t., May 5, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 75.3, as amended, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087; W.F.O. 75, 11 F.R. 4641)

Issued this 3d day of May 1946.

[SEAL] E. A. MEYER,
Assistant Administrator.

[F. R. Doc. 46-7519; Filed, May 3, 1946; 4:35 p. m.]

TITLE 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

[Docket No. 5282]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

PAUL PANKEY AND CO.

§ 3.45 (e) *Discriminating in price—Indirect discrimination—Brokerage payments.* In connection with the purchase of canned fish products, canned fruits and vegetables, and other commodities in commerce, receiving or accepting from any seller, directly or indirectly, anything of value as a commission or brokerage, or any compensation, allowance, or discount in lieu thereof, on or in connection with purchases made for respondent's own account; prohibited. (Sec. 2 (c), 49 Stat. 1527; 15 U.S.C., sec. 13 (c)) [Cease and desist order, Paul Pankey and Company, Docket 5282, March 25, 1946]

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 25th day of March A. D. 1946.

In the Matter of Paul M. Pankey, an Individual Doing Business as Paul Pankey and Company

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission and substitute answer of the respondent, which substitute answer admits all the material allegations of fact set forth in said complaint and waives all intervening procedure and further hearing as to said facts, and the Commission having made its findings as to the facts and its conclusion that said respondent has violated the provisions of subsection (c) of section 2 of the Act of Congress entitled, "An Act to supplement existing laws against unlawful restraints and monopolies, and for other purposes," approved October 15, 1914 (the Clayton Act), as amended by an Act of Congress approved June 19, 1936 (Robinson-Patman Act):

It is ordered, That the respondent, Paul M. Pankey, an individual, trading as Paul Pankey and Company or trading under any other trade name, and his representatives, agents, and employees, directly or through any corporate or other device in connection with the purchase of canned fish products, canned fruits and vegetables, and other commodities in commerce as "commerce" is defined in the aforesaid Clayton Act, do forthwith cease and desist from:

Receiving or accepting from any seller, directly or indirectly, anything of value as a commission or brokerage, or any compensation, allowance, or discount in lieu thereof, on or in connection with purchases made for respondent's own account.

It is further ordered, That the respondent shall, within sixty (60) days after service upon him of this order, file with the Commission a report in writing, setting forth in detail the manner and form in which he has complied with this order.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 46-7504; Filed, May 3, 1946; 3:10 p. m.]

[Docket No. 5284]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

PARROTT & CO. ET AL.

§ 3.45 (e) *Discriminating in price—Indirect discrimination—Brokerage payments.* In connection with the sale and distribution of food products in commerce, paying or granting, directly or indirectly, to any buyer anything of value as a commission or brokerage, or any compensation, allowance, or discount in lieu thereof, upon purchases made for such buyer's own account; prohibited. (Sec. 2 (c), 49 Stat. 1527; 15 U.S.C., sec. 13 (c)) [Cease and desist order, Parrott & Co. et al., Docket 5284, March 25, 1946]

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 25th day of March A. D. 1946.

In the Matter of Parrott & Co. (Referred to in Complaint as Parrott & Company), a Corporation; and Superior Fisheries, Inc., a Corporation

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission and the answer of the respondents, in which answer respondents admit all of the material allegations of fact set forth in the complaint and waive all intervening procedure, and the Commission having made its findings as to the facts and its conclusion that the respondents have violated the provisions of subsection (c) of section 2 of the Act of Congress entitled "An Act to supplement existing laws against unlawful restraints and monopolies, and for other purposes," approved October 15, 1914 (the Clayton Act), as amended by the Robinson-Patman Act, approved June 19, 1936 (15 U.S.C., Sec. 13):

It is ordered, That the respondents, Parrott & Co., a corporation, and Superior Fisheries, Inc., a corporation, and their officers, agents, representatives, and employees, directly or through any corporate or other device, in connection with the sale and distribution of food products in commerce, as "commerce" is defined in the aforesaid Clayton Act, do forthwith cease and desist from:

Paying or granting, directly or indirectly, to any buyer anything of value as a commission or brokerage, or any compensation, allowance, or discount in lieu thereof, upon purchases made for such buyer's own account.

It is further ordered, That the respondents shall, within sixty (60) days after service upon them of this order, file with the Commission a report in writing, setting forth in detail the manner and form in which they have complied with this order.

By the Commission.

[SEAL] OTIS B. JOHNSON, *Secretary.*

[F. R. Doc. 46-7505; Filed, May 3, 1946; 3:10 p. m.]

[Docket No. 4547]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

J. T. JARRELL CO.

§ 3.45 (e) *Discriminating in price—Indirect discrimination—Brokerage payments.* In connection with the purchase of food products in commerce, receiving or accepting, directly or indirectly, from any seller anything of value as a commission or brokerage, or any compensation, allowance, or discount in lieu thereof, upon purchases made for respondent's own account; prohibited. (Sec. 2 (c), 49 Stat. 1527; 15 U.S.C., sec. 13 (c)) [Cease and desist order, J. T. Jarrell Company, Docket 4547, March 25, 1946]

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 25th day of March A. D. 1946.

In the Matter of Jim S. Porter, Trading as J. T. Jarrell Company

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission and the answer of the respondent, in which answer respondent admits all of the material allegations of fact set forth in the complaint and waives all intervening procedure, and the Commission having made its findings as to the facts and its conclusion that the respondent has violated the provisions of subsection (c) of section 2 of the Act of Congress entitled "An Act to supplement existing laws against unlawful restraints and monopolies, and for other purposes," approved October 15, 1914 (the Clayton Act), as amended by the Robinson-Patman Act, approved June 19, 1936 (15 U.S.C., Sec. 13):

It is ordered, That respondent, Jim S. Porter, individually and trading as J. T. Jarrell Company, or trading under any other name, and his agents, representatives and employees, directly or through any corporate or other device, in connection with the purchase of food products in commerce, as "commerce" is defined in the aforesaid Clayton Act, do forthwith cease and desist from:

Receiving or accepting, directly or indirectly, from any seller anything of value as a commission or brokerage, or any compensation, allowance, or discount in lieu thereof, upon purchases made for respondent's own account.

It is further ordered, That the respondent shall, within sixty (60) days after service upon him of this order, file with the Commission a report in writing, setting forth in detail the manner and form in which he has complied with this order.

By the Commission.

[SEAL] OTIS B. JOHNSON, *Secretary.*

[F. R. Doc. 46-7506; Filed, May 3, 1946; 3:10 p. m.]

[Docket No. 5228]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

WASHINGTON FISH & OYSTER CO., INC.

§ 3.45 (e) *Discriminating in price—Indirect discrimination—Brokerage payments.* In connection with the sale and distribution of canned salmon, fresh and frozen fish, salt and smoked fish, and other sea-food products in commerce, paying or granting, directly or indirectly, to any buyer, anything of value as a commission or brokerage, or any compensation, allowance, or discount in lieu thereof, upon purchases made for such buyer's own account; prohibited. (Sec. 2 (c), 49 Stat. 1527; 15 U.S.C., sec. 13 (c)) [Cease and desist order, Washington Fish & Oyster Company, Inc., Docket 5228, March 25, 1946]

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 25th day of March A. D. 1946.

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission and substitute answer of the respondent, which substitute answer admits all the material allegations of fact set forth in said complaint and waives all intervening procedure and further hearing as to said facts, and the Commission having made its findings as to the facts and its conclusion that said respondent has violated the provisions of subsection (c) of section 2 of the Act of Congress entitled, "An Act to supplement existing laws against unlawful restraints and monopolies, and for other purposes," approved October 15, 1914 (the Clayton Act), as amended by an Act of Congress approved June 19, 1936 (Robinson-Patman Act):

It is ordered, That the respondent, Washington Fish & Oyster Company, Inc., a corporation, and its officers, agents, representatives, and employees, directly or through any corporate or other device in connection with the sale and distribution of canned salmon, fresh and frozen fish, salt and smoked fish, and other sea-food products in commerce as "commerce" is defined in the aforesaid Clayton Act, do forthwith cease and desist from:

Paying or granting, directly or indirectly, to any buyer, anything of value as a commission or brokerage, or any compensation, allowance, or discount in lieu thereof, upon purchases made for such buyer's own account.

It is further ordered, That the respondent shall, within sixty (60) days after service upon it of this order, file with the Commission a report in writing, setting forth in detail the manner and form in which it has complied with this order.

By the Commission.

[SEAL] OTIS B. JOHNSON, *Secretary.*

[F. R. Doc. 46-7507; Filed, May 3, 1946; 3:10 p. m.]

[Docket No. 5270]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

C. C. WADDILL CO., INC.

§ 3.45 (e) *Discriminating in price—Indirect discrimination—Brokerage payments.* In connection with the purchase of canned fish products, canned fruits and vegetables, and other commodities in commerce, receiving or accepting from any seller, directly or indirectly, anything of value as a commission or brokerage, or any compensation, allowance, or discount in lieu thereof, on or in connection with purchases made for respondent's own account; prohibited. (Sec. 2 (c), 49 Stat. 1527; 15 U.S.C., sec. 13 (c)) [Cease and desist order, C. C. Waddill Company, Inc., Docket 5270, March 25, 1946]

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 25th day of March A. D. 1946.

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission and substitute answer of the respondent, which substitute answer admits all the material allegations of fact set forth in said complaint and waives all intervening procedure and further hearing as to said facts, and the Commission having made its findings as to the facts and its conclusion that said respondents has violated the provisions of subsection (c) of section 2 of the Act of Congress entitled, "An Act to supplement existing laws against unlawful restraints and monopolies, and for other purposes," approved October 15, 1914 (the Clayton Act), as amended by an Act of Congress approved June 19, 1936 (Robinson-Patman Act):

It is ordered, That the respondent, C. C. Waddill Company, Inc., a corporation, and its officers, agents, representatives, and employees, directly or through any corporate or other device in connection with the purchase of canned fish products, canned fruits and vegetables, and other commodities in commerce as "commerce" is defined in the aforesaid Clayton Act, do forthwith cease and desist from:

Receiving or accepting from any seller, directly or indirectly, anything of value as a commission or brokerage, or any compensation, allowance, or discount in lieu thereof, on or in connection with purchases made for respondent's own account.

It is further ordered, That the respondent shall, within sixty (60) days after service upon it of this order, file with the Commission a report in writing, setting forth in detail the manner and form in which it has complied with this order.

By the Commission.

[SEAL] OTIS B. JOHNSON, *Secretary.*

[F. R. Doc. 46-7508; Filed, May 3, 1946; 3:11 p. m.]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

CARL RUBENSTEIN ET AL.

§ 3.45 (e) *Discriminating in price—Indirect discrimination—Brokerage payments.* In connection with the sale and distribution of canned salmon, canned tuna, canned mackerel, and other canned sea-food products in commerce, paying or granting, directly or indirectly, to any buyer, anything of value as a commission or brokerage, or any compensation, allowance, or discount in lieu thereof, upon purchases made for such buyer's own account; prohibited. (Sec. 2 (c), 49 Stat. 1527; 15 U.S.C., sec. 13 (c)) [Cease and desist order, Carl Rubenstein et al., Docket 5279, March 25, 1946]

At a regular session of the Federal Trade Commission held at its office in the City of Washington, D. C., on the 25th day of March A. D. 1946.

In the Matter of Carl Rubenstein, Individually and Acting as Agent for and in Behalf of His Son, Samuel Rubenstein, Carl Rubenstein (Partnership), Whitney & Company, a Corporation, Puget Sound & Alaska Trading Company, Inc., a Corporation, and James R. O'Brien

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission and substitute answer of the respondents, which substitute answer admits all the material allegations of fact set forth in said complaint and waives all intervening procedure and further hearing as to said facts, and the Commission having made its findings as to the facts and its conclusion that said respondents have violated the provisions of subsection (c) of section 2 of the Act of Congress entitled, "An Act to supplement existing laws against unlawful restraints and monopolies, and for other purposes," approved October 15, 1914 (the Clayton Act), as amended by an Act of Congress approved June 19, 1936 (Robinson-Patman Act):

It is ordered, That the respondents, Whitney & Company, a corporation, and Puget Sound & Alaska Trading Company, Inc., a corporation, and their respective officers, and Carl Rubenstein, individually and as a copartner trading as Carl Rubenstein, and James R. O'Brien, and their respective representatives, agents, and employees, directly or through any corporate or other devices in connection with the sale and distribution of canned salmon, canned tuna, canned mackerel, and other canned sea-food products in commerce as "commerce" is defined in the aforesaid Clayton Act, do forthwith cease and desist from:

Paying or granting, directly or indirectly, to any buyer, anything of value as a commission or brokerage, or any compensation, allowance, or discount in lieu thereof, upon purchases made for such buyer's own account.

It is further ordered, That the respondents shall, within sixty (60) days after service upon them of this order, file with the Commission a report in writing, setting forth in detail the manner and form in which they have complied with this order.

By the Commission.

[SEAL] OTIS B. JOHNSON, *Secretary.*

[F. R. Doc. 46-7509; Filed, May 3, 1946; 3:11 p. m.]

[Docket No. 4585]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

G. B. SHELTON BROKERAGE CO. ET AL.

§ 3.45 (e) *Discriminating in price—Indirect discrimination—Brokerage payments.* I. In connection with the purchase of crystal phosphate in commerce, and on the part of respondent Gus B. Shelton, trading as G. B. Shelton Brokerage Company, his representatives, agents, and employees, receiving or accepting, directly or indirectly, from respondent The American Agricultural Chemical Company, or any other seller, anything of value as brokerage, or any commission, compensation, allowance or discount in lieu of brokerage, upon purchases made for such buyer's own account; and II, in connection with the sale and distribution of crystal phosphate in commerce, and on the part of respondent The American Agricultural Chemical Company, its officers, representatives, agents and employees, paying or granting, directly or indirectly, anything of value as brokerage, or any commission, compensation, allowance or discount in lieu of brokerage, to respondent Gus B. Shelton, or any other purchaser, upon purchases made for the purchaser's own account; prohibited. (Sec. 2 (c), 49 Stat. 1527; 15 U.S.C., sec. 13 (c)) [Cease and desist order, G. B. Shelton Brokerage Company et al., Docket 4585, March 25, 1946]

At a regular session of the Federal Trade Commission held at its office in the City of Washington, D. C., on the 25th day of March A. D. 1946.

In the Matter of Gus B. Shelton, an Individual Trading as G. B. Shelton Brokerage Company, and The American Agricultural Chemical Company, a Corporation

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission and the answers of the respondents, in which answers respondents admit all the material allegations of fact in the complaint and waive all intervening procedure and further hearing as to said facts; and the Commission having made its findings as to the facts and conclusion that the respondents have violated the provisions of subsection (c) of section 2 of an Act of Congress entitled "An Act to supplement existing laws against unlawful restraints and monopolies, and for other purposes," approved October 15, 1914 (the Clayton Act), as amended by an Act of Congress approved June 19, 1936 (the Robinson-Patman Act; U.S.C. Title 15, Sec. 13):

It is ordered, That respondent Gus B. Shelton, individually and trading as G. B. Shelton Brokerage Company, or trading under any other name, and his representatives, agents, and employees, directly or through any corporate or other device, in connection with the purchase of crystal phosphate in commerce, as "commerce" is defined in the aforesaid Clayton Act, do forthwith cease and desist from:

Receiving or accepting, directly or indirectly, from respondent The American Agricultural Chemical Company, or any other seller, anything of value as brokerage, or any commission, compensation, allowance or discount in lieu of brokerage, upon purchases made for his own account.

It is further ordered, That respondent The American Agricultural Chemical Company, a corporation, and its officers, representatives, agents and employees, directly or through any corporate or other device, in connection with the sale and distribution of crystal phosphate in commerce, as "commerce" is defined in the aforesaid Clayton Act, do forthwith cease and desist from:

Paying or granting, directly or indirectly, anything of value as brokerage, or any commission, compensation, allowance or discount in lieu of brokerage, to respondent Gus B. Shelton, or any other purchaser, upon purchases made for the purchaser's own account.

It is further ordered, That the respondents shall, within sixty (60) days after service upon them of this order, file with the Commission a report in writing setting forth in detail the manner and form in which they have complied with this order.

By the Commission.

[SEAL] OTIS B. JOHNSON, *Secretary.*

[F. R. Doc. 46-7510; Filed, May 3, 1946; 3:11 p. m.]

[Docket No. 5296]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

SOUTHERN CALIFORNIA FISH CORP.

§ 3.45 (e) *Discriminating in price—Indirect discrimination—Brokerage payments.* In connection with the sale and distribution of canned tuna, canned mackerel, canned sardines, and other seafood products in commerce, paying or granting, directly or indirectly, to any buyer, anything of value as a commission or brokerage, or any compensation, allowance, or discount in lieu thereof, upon purchases made for such buyer's own account; prohibited. (Sec. 2 (c), 49 Stat. 1527; 15 U.S.C., sec. 13 (c)) [Cease and desist order, Southern California Fish

Corporation, Docket 5296, March 25, 1946]

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 25th day of March, A. D. 1946.

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission and answer of the respondent, which answer admits all the material allegations of fact set forth in said complaint and waives all intervening procedure and further hearing as to said facts, and the Commission having made its findings as to the facts and its conclusion that said respondent has violated the provisions of subsection (c) of section 2 of the Act of Congress entitled, "An Act to supplement existing laws against unlawful restraints and monopolies, and for other purposes," approved October 15, 1914 (the Clayton Act), as amended by an Act of Congress approved June 19, 1936 (Robinson-Patman Act):

It is ordered, That the respondent, Southern California Fish Corporation, a corporation, and its officers, agents, representatives, and employees, directly or through any corporate or other device in connection with the sale and distribution of canned tuna, canned mackerel, canned sardines, and other sea-food products in commerce as "commerce" is defined in the aforesaid Clayton Act, do forthwith cease and desist from:

Paying or granting, directly or indirectly, to any buyer, anything of value as a commission or brokerage, or any compensation, allowance, or discount in lieu thereof, upon purchases made for such buyer's own account.

It is further ordered, That the respondent shall, within sixty (60) days after service upon it of this order, file with the Commission a report in writing, setting forth in detail the manner and form in which it has complied with this order.

By the Commission.

[SEAL] OTIS B. JOHNSON, *Secretary.*

[F. R. Doc. 46-7511; Filed, May 3, 1946; 3:11 p. m.]

[Docket No. 5365]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

SEBASTIAN-STUART FISH CO. ET AL.

§ 3.45 (e) *Discriminating in price—Indirect discrimination—Brokerage payments.* I. In connection with the sale and distribution of food products in commerce, and on the part of respondent, Sebastian-Stuart Fish Co., its officers, etc. paying or granting, directly or indirectly, to any buyer anything of value as a commission or brokerage, or any compensation, allowance, or discount in lieu thereof, upon purchases made for such buyer's own account; and, II, in connection with the purchase of food products in commerce, and on the part of respondents Charles R. Allen, Sr., et al., and their agents, etc., receiving or accepting, directly or indirectly, from any seller anything of value as a commission or brokerage, or any compensation, allowance, or discount in lieu thereof, upon purchases made for respondents' own account; prohibited. (Sec. 2 (c), 49 Stat. 1527; 15 U.S.C., sec. 13 (c)) [Cease and desist order, Sebastian-Stuart Fish Co. et al., Docket 5365, March 25, 1946]

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 25th day of March A. D. 1946.

In the Matter of Sebastian-Stuart Fish Co., a Corporation, and Charles R. Allen, Sr., Gene M. Allen, Charles R. Allen, Jr., Mary E. Lankford, Gene M. Allen, II, and Harris M. Allen, Individuals Engaged in Business as Partners, Trading as Charles R. Allen

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission and the answers of the respondents, in which answers respondents admit all of the material allegations of fact set forth in the complaint and waive all intervening procedure and further hearing as to said facts; and the Commission having made its findings as to the facts and its conclusion that the respondents have violated the provisions of subsection (c) of section 2 of an Act of Congress entitled "An Act to supplement existing laws against unlawful restraints and monopolies, and for other purposes," approved October 15, 1914 (the Clayton Act), as amended by the Robinson-Patman Act, approved June 19, 1936 (15 U.S.C., Sec. 13):

It is ordered, That respondent Sebastian-Stuart Fish Co., a corporation, and its officers, agents, representatives and employees, directly or through any corporate or other device, in connection with the sale and distribution of food products in commerce, as "commerce" is defined in the aforesaid Clayton Act, do forthwith cease and desist from:

Paying or granting, directly or indirectly, to any buyer anything of value as a commission or brokerage, or any compensation, allowance, or discount in lieu thereof, upon purchases made for such buyer's own account.

It is further ordered, That respondents Charles R. Allen, Sr., Gene M. Allen, Charles R. Allen, Jr., Mary E. Lankford, Gene M. Allen, II, and Harris M. Allen, individually and as partners trading under the name Charles R. Allen, or trading under any other name, and their agents, representatives and employees, directly or through any corporate or other device, in connection with the purchase of food products in commerce, as "commerce" is defined in the aforesaid Clayton Act, do forthwith cease and desist from:

Receiving or accepting directly or indirectly, from any seller anything of value as a commission or brokerage, or any compensation, allowance, or discount in lieu thereof, upon purchases made for respondents own account.

It is further ordered, That the respondents shall, within sixty (60) days after service upon them of this order, file with the Commission a report in writing, setting forth in detail the manner and form in which they have complied with this order.

By the Commission.

[SEAL] OTIS B. JOHNSON, *Secretary.*

[F. R. Doc. 46-7512; Filed, May 3, 1946; 3:11 p. m.]

[Docket No. 5273]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

PHILLIPS SALES CO., INC., ET AL.

§ 3.45 (e) *Discriminating in price—Indirect discrimination—Brokerage payments.* I. In connection with the sale and distribution of canned vegetables, canned meats, and other food products in commerce, and on the part of respondent Phillips Sales Co., Inc. its officers, etc., paying or granting, directly or indirectly, to any buyer, anything of value as a commission or brokerage, or any compensation, allowance, or discount in lieu thereof, upon purchases made for such buyer's own account; and, II, in connection with the purchase of canned vegetables, canned meats, and other food products in commerce, and on the part of respondents Haas-Guthman Company, and their respective agents, etc., receiving or accepting from any seller, directly or indirectly, anything of value as a commission or brokerage, or any compensation, allowance, or discount in lieu thereof, on or in connection with purchases made for respondents' own account; prohibited. (Sec. 2 (c), 49 Stat. 1527; 15 U.S.C., sec. 13 (c)) [Cease and desist order, Phillips Sales Company, Inc., et al., Docket 5273, March 25, 1946]

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 25th day of March A. D. 1946.

In the Matter of Phillips Sales Company, Inc., a Corporation, and Max E. Guthman and Aaron Guthman, Copartners Doing Business as Haas-Guthman Company

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission and substitute answers of the respondents, which substitute answers admit all the material allegations of fact set forth in said complaint and waive all intervening procedure and further hearing as to said facts, and the Commission having made its findings as to the facts and its conclusion that said respondents have violated the provisions of subsection (c) of section 2 of the Act of Congress entitled, "An act to supplement existing laws against unlawful restraints and monopolies, and for other purposes," approved October 15, 1914 (the Clayton Act), as amended by an Act of Congress approved June 19, 1936 (Robinson-Patman Act):

It is ordered, That the respondent Phillips Sales Company, Inc., a corporation, and its officers, representatives, agents, and employees, directly or through any corporate or other device in connection with the sale and distribution of canned vegetables, canned meats, and other food products in commerce as "commerce" is defined in the aforesaid Clayton Act, do forthwith cease and desist from:

Paying or granting, directly or indirectly, to any buyer, anything of value as a commission or brokerage, or any compensation, allowance, or discount in lieu thereof, upon purchases made for such buyer's own account.

It is further ordered, That the respondents Max E. Guthman and Aaron Guthman, individuals, trading as Haas-Guthman Company or trading under any other name, and their respective agents, representatives, and employees, directly or through any corporate or other device in connection with the purchase of canned vegetables, canned meats, and other food products in commerce as "commerce" is defined in the aforesaid Clayton Act, do forthwith cease and desist from:

Receiving or accepting from any seller, directly or indirectly, anything of value as a commission or brokerage, or any compensation, allowance, or discount in lieu thereof, on or in connection with purchases made for respondents' own account.

It is further ordered, That the respondents shall, within sixty (60) days after service upon them of this order, file with the Commission a report in writing, setting forth in detail the manner and form in which they have complied with this order.

By the Commission.

[SEAL] OTIS B. JOHNSON, *Secretary.*

[F. R. Doc. 46-7513; Filed, May 3, 1946; 3:12 p. m.]

[Docket No. 5295]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

WILLIAM R. HILL & CO.

§ 3.45 (c) *Discriminating in price—Indirect discrimination—Brokerage payments.* In connection with the purchase of food products in commerce, receiving or accepting, directly or indirectly, from any seller anything of value as a commission or brokerage, or any compensation, allowance, or discount in lieu thereof, upon purchases made for respondent's own account; prohibited. (Sec. 2 (c), 49 Stat. 1527; 15 U.S.C., sec. 13 (c)) [Cease and desist order, William R. Hill & Co., Docket 5295, March 25, 1946]

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 25th day of March A. D. 1946.

In the Matter of William R. Hill, an Individual Doing Business as William R. Hill & Co.

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission and the amended answer of the respondent, in which answer respondent admits all of the material allegations of fact set forth in the complaint and waives all intervening procedure, and the Commission having made its findings as to the facts and its conclusion that the respondent has violated the provisions of subsection (c) of section 2 of the act of Congress entitled "An act to supplement existing laws against unlawful restraints and monopolies, and for other purposes," approved October 15, 1914 (the Clayton Act), as amended by the Robinson-Patman Act, approved June 19, 1936 (15 U.S.C., sec. 13):

It is ordered, That the respondents Max E. Guthman and Aaron Guthman, individuals, trading as Haas-Guthman Company or trading under any other name, and their respective agents, representatives, and employees, directly or through any corporate or other device in connection with the purchase of canned vegetables, canned meats, and other food products in commerce as "commerce" is defined in the aforesaid Clayton Act, do forthwith cease and desist from:

Receiving or accepting, directly or indirectly, from any seller anything of value as a commission or brokerage, or any compensation, allowance, or discount in lieu thereof, upon purchases made for respondent's own account.

It is further ordered, That the respondent shall, within sixty (60) days after service upon him of this order, file with the Commission a report in writing, setting forth in detail the manner and form in which he has complied with this order.

By the Commission.

[SEAL] OTIS B. JOHNSON, *Secretary.*

[F. R. Doc. 46-7514; Filed, May 3, 1946; 3:12 p. m.]

[Docket No. 5303]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

HOVDEN FOOD PRODUCTS CORP.

§ 3.45 (e) *Discriminating in price—Indirect discrimination—Brokerage payments.* In connection with the sale and distribution of canned sardines, canned mackerel, and canned squid in commerce, paying or granting, directly or indirectly, to any buyer, anything of value as a commission or brokerage, or any compensation, allowance, or discount in lieu thereof, upon purchases made for such buyer's own account; prohibited. (Sec. 2 (c), 49 Stat. 1527; 15 U.S.C., sec. 13 (c)) [Cease and desist order, Hovden Food Products Corporation, Docket 5303, March 25, 1946]

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 25th day of March A. D. 1946.

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission and substitute answer of the respondent, which substitute answer admits all the material allegations of fact set forth in said complaint and waives all intervening procedure and further hearing as to said facts, and the Commission having made its findings as to the facts and its conclusion that said respondent has violated the provisions of subsection (c) of section 2 of the Act of Congress entitled, "An Act to supplement existing laws against unlawful restraints and monopolies, and for other purposes," approved October 15, 1914 (the Clayton Act), as amended by an Act of Congress approved June 19, 1936 (Robinson-Patman Act):

It is ordered, That the respondent, Hovden Food Products Corporation, a corporation, and its officers, agents, representatives, and employees, directly or through any corporate or other device in connection with the sale and distribution of canned sardines, canned mackerel, and canned sqid in commerce as "commerce" is defined in the aforesaid Clayton Act, do forthwith cease and desist from:

Paying or granting, directly or indirectly, to any buyer, anything of value as a commission or brokerage, or any compensation, allowance, or discount in lieu thereof, upon purchases made for such buyer's own account.

It is further ordered, That the respondent shall, within sixty (60) days after service upon it of this order, file with the Commission a report in writing, setting forth in detail the manner and form in which it has complied with this order.

By the Commission.

[SEAL] OTIS B. JOHNSON, *Secretary.*

[F. R. Doc. 46-7515; Filed, May 3, 1946; 3:12 p. m.]

[Docket No. 5285]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

SOUTH COAST FISHERIES, INC.

§ 3.45 (e) *Discriminating in price—Indirect discrimination—Brokerage payments.* In connection with the sale and distribution of canned tuna, cannedmack mackerel, canned sardines, and other sea-food products in commerce, paying or granting, directly or indirectly, to any buyer, anything of value as a commission or brokerage, or any compensation, allowance, or discount in lieu thereof, upon purchases made for such buyer's own account; prohibited. (Sec. 2 (c), 49 Stat. 1527; 15 U.S.C., sec. 13 (c)) [Cease and desist order, South Coast Fisheries, Inc., Docket 5285, March 25, 1946]

At a regular session of the Federal Trade Commission, held at its office in the City of Washigton, D. C., on the 25th day of March A. D. 1946.

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission and answer of the respondent, which answer admits all the material allegations of fact set forth in said complaint and waives all intervening procedure and further hearing as to said facts, and the Commission having made its findings as to the facts and its conclusion that said respondent has violated the provisions of subsection (c) of section 2 of the Act of Congress entitled, "An Act to supplement existing laws against unlawful restraints and monopolies, and for other purposes," approved October 15, 1914 (the Clayton

Act), as amended by an Act of Congress approved June 19, 1936 (Robinson-Patman Act):

It is ordered, That the respondent, South Coast Fisheries, Inc., a corporation, and its officers, agents, representatives, and employees, directly or through any corporate or other device in connection with the sale and distribution of canned tuna, canned mackerel, canned sardines, and other sea-food products in commerce as "commerce" is defined in the aforesaid Clayton Act, do forthwith cease and desist from:

Paying or granting, directly or indirectly, to any buyer, anything of value as a commission or brokerage, or any compensation, allowance, or discount in lieu thereof, upon purchases made for such buyer's own account.

It is further ordered, That the respondent shall, within sixty (60) days after service upon it of this order, file with the Commission a report in writing, setting forth in detail the manner and form in which it has complied with this order.

By the Commission.

[SEAL] OTIS B. JOHNSON, *Secretary.*

[F. R. Doc. 46-7516; Filed, May 3, 1946; 3:12 p. m.]

[Docket No. 5297]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

DEL MAR CANNING CO.

§ 3.45 (e) *Discriminating in price—Indirect discrimination—Brokerage payments.* In connection with the sale and distribution of canned squid, canned mackerel, canned sardines, and other sea-food products in commerce, paying or granting, directly or indirectly, to any buyer, anything of value, as a commission or brokerage, or any compensation, allowance, or discount in lieu thereof, upon purchases made for such buyer's own account; prohibited. (Sec. 2 (c), 49 Stat. 1527; 15 U.S.C., sec. 13 (c))

[Cease and desist order, Del Mar Canning Company, Docket 5297, March 25, 1946]

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 25th day of March A. D. 1946.

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission and substitute answer of the respondent, which substitute answer admits all the material allegations of fact set forth in said complaint and waives all intervening procedure and further hearing as to said facts, and the Commission having made its findings as to the facts and its conclusion that said respondent has violated the provisions of subsection (c) of section 2 of the Act of Congress entitled, "An Act to supplement existing laws against unlawful restraints and monopolies, and for other purposes," approved October 15, 1914 (the Clayton Act), as amended by an Act of Congress approved June 19, 1936 (Robinson-Patman Act):

It is ordered, That the respondents, Del Mar Canning Company, a corporation, and its officers, agents, representatives, and employees, directly or through any corporate or other device in connection with the sale and distribution of canned squid, canned mackerel, canned sardines, and other sea-food products in commerce as "commerce" is defined in the aforesaid Clayton Act, do forthwith cease and desist from:

Paying or granting, directly or indirectly, to any buyer, anything of value as a commission or brokerage, or any compensation, allowance, or discount in lieu thereof, upon purchases made for such buyer's own account.

It is further ordered, That the respondent shall, within sixty (60) days after service upon it of this order, file with the Commission a report in writing, setting forth in detail the manner and form in which it has complied with this order.

By the Commission.

[SEAL] OTIS B. JOHNSON, *Secretary.*

[F. R. Doc. 46-7517; Filed, May 3, 1946; 3:13 p. m.]

TITLE 32—NATIONAL DEFENSE

Chapter XI—Office of Price Administration

PART 1364—FRESH, CURED AND CANNED MEAT AND FISH PRODUCTS

[RMPR 507,[1] Amdt. 11]

CEILING PRICES OF CERTAIN FRESH AND FROZEN FISH AND SEAFOOD SOLD AT RETAIL

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the division of the Federal Register.

Revised Maximum Price Regulation 507 is amended in the following respects:

1. In section 26, the heading to Table A is amended by adding the words, "and through May 8."

2. The date in the effective date provision of Amendment No. 10 is amended to read May 9, 1946.

This amendment shall become effective May 3, 1946.

Issued this 3d day of May 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-7520; Filed, May 3, 1946; 4:35 p. m.]

PART 1305—ADMINISTRATION

[Rev. SO 119,[2] Amdt. 7]

INDIVIDUAL ADJUSTMENTS FOR RECONVERTING MANUFACTURERS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Supplementary Order 119 is amended in the following respect:

The following is added under the heading "Durable Goods Price Branch" in the product list of Appendix B:

Parts, for which manufacturers' maximum prices are determined under the General Maximum Price Regulation, of articles covered by Maximum Price Regulation 188, Maximum Price Regulation 64, Revised Maximum Price Regulation 86, Maximum Price Regulation 598 and Revised Maximum Price Regulation 111. For the purpose of this provision, part means any specific part, subassembly or accessory for an article covered by these regulations which was originally designed for use in or in connection with such an article and which is fabricated to such an extent that it may be identified as to its ultimate use in or in connection with that article, and would not ordinarily be used for any other purpose.

This amendment shall become effective May 11, 1946.

Issued this 6th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7560; Filed, May 6, 1946; 11:41 a. m.]

PART 1305—ADMINISTRATION

[SO 131,[3] Amdt. 23]

REVISED MAXIMUM PRICES FOR CERTAIN COTTON TEXTILES

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Section 4 (xx) of Supplementary Order No. 131 is amended by changing the figure "10.04%" to "11.85%" and the figure "4.9%" to "5.23%".

This amendment shall become effective May 6, 1946.

Issued this 6th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7561; Filed, May 6, 1946; 11:42 a. m.]

PART 1305—ADMINISTRATION

[3d Rev. RO 3,[2] Amdt. 3 to Supp. 1]

SUGAR

Supplement 1 to Third Revised Ration Order 3 is amended as follows:

Section 1, Table V is amended by changing the factor for converting cases of 6 No. 10 cans to cases of 12 12 Oz. (glass) from ".022" to "0.23."

The amendment shall become effective May 10, 1946.

Issued this 6th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7553; Filed, May 6, 1946; 11:41 a. m.]

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[1] 9 F.R. 14601; 10 F.R. 2299, 3694, 3979, 7340, 10311, 11514, 12208, 12527, 15467; 11 F.R. 4161.

[2] 11 F.R. 1398, 1887, 2378, 2511.

[3] 10 F.R. 11296, 11890, 12116, 13268, 13269, 13812, 14504, 14657, 14779, 15004, 15383; 11 F.R. 532, 1771, 1888, 2635, 2972.

[4] 11 F.R. 166.

PART 1316—COTTON TEXTILES

[RPS 89, Amdt. 18]

BED LINENS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Revised Price Schedule 89 is amended in the following respect:

In § 1316.111 (d) (5) the last sentence is revoked.

This amendment shall become effective May 11, 1946.

Issued this 6th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7552; Filed, May 6, 1946; 11:40 a. m.]

PART 1439—UNPROCESSED AGRICULTURAL COMMODITIES

[MPR 426,[1] Amdt. 177]

FRESH FRUITS AND VEGETABLES FOR TABLE USE SALES EXCEPT AT RETAIL

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

Appendix K is amended in the following respects:

1. Column 5 of Table 3 (Maximum Prices for Apples) is amended to read as follows:

Col. 1 Item No.:	Col. 5 *Maximum prices for fruit loaded on car or truck at shipping point*
1	$3.15
2	2.73
3	2.83
4	2.88
5	2.96
6	2.99
7	3.02
8	3.05
9	3.10
10	3.15
11	3.20
12	9.45
13	8.19
14	8.49
15	8.64
16	8.88
17	8.07
18	9.06
19	9.15
20	9.30
21	9.45
22	9.60
23	0.07
24	.0607
25	.0629
26	.0640
27	.0658
28	.0664
29	.0671
30	.0678
31	.0689
32	.07
33	.0711
34	.0615
35	.0522
36	.0544
37	.0555
38	.0573
39	.0579
40	.0586
41	$0.0593
42	.0604
43	.0615
44	.0626
45	.056
46	.0467
47	.0489
48	.05
49	.0518
50	.0524
51	.0531
52	.0538
53	.0549
54	.052
55	.0427
56	.0449
57	.046
58	.0478
59	.0484
60	.0491
61	.0498
62	.0509

2. All footnotes to Table 3 are deleted and the following is substituted:

[1] The prices named in Columns 6 and 7 are maximum prices for each individual lot or shipment of apples received and sold by the particular seller. For sellers covered by Column 7, see general provisions of this appendix.

[2] Protective services allowance shall be the actual cost of protective services furnished (exclusive of precooling) not to exceed the lowest common carrier charge for the same services (including 3% transportation tax). No separate charge shall be made for precooling since an allowance for precooling is included in the f. o. b. price (see paragraph (h)).

3. Table 3A is added to read as follows:

TABLE 3A—APPLES OF THE 1945 CROP PRODUCED IN CERTAIN AREAS

Col. 1	2	3	4	5		6	7
				Maximum prices for fruit loaded on car or truck at shipping point			
Item No.	Type, variety, style of pack, etc.	Unit	Season	5 (a) Apples produced in California, Idaho, Montana, Oregon, and Washington	5 (b) Apples produced in all other States	Maximum prices for sales delivered to any wholesale receiving point in any quantity (see footnote 1 above).	Maximum prices for sales by certain persons in less-than-carlots or less-than-trucklots delivered to the premises of any retail store, Government procurement agency or institutional buyer. (See footnote 1 above.)
1	Apples graded and packed in the following standard containers:	Per box or bushel.	Oct. 1–Oct. 31	$3.23	$3.92	Except for apples grown in Canada, the applicable Col. 5 price plus freight (including 3% transportation tax) from shipping point plus protective service allowance (see footnote 2 above). For apples grown in Canada, the Col. 5 (a) price plus freight (*not* including 3% transportation tax) from Kelowna, British Columbia, plus 5 cents per box or bushel, 15 cents per barrel or 1½ cent per pound for protective services.	Col. 6 price plus 70 cents.
2	Apple box (WPB L232 No. 1).		Nov. 1–Nov. 15	3.33	4.02		
3			Nov. 16–Nov. 30	3.38	4.07		
4			Dec. 1–Jan. 5	3.46	4.15		
5			Jan. 6–Feb. 5	3.49	4.18		
6	Apple box (WPB L232 No. 2).		Feb. 6–Mar. 5	3.52	4.21		
7			Mar. 6–Apr. 5	3.55	4.24		
8			Apr. 6–May 5	3.59	4.29		
9	Apple box (WPB L232 No. 3).		May 6–June 5	3.65	4.34		
10			June 6–end of season	3.70	4.39		
11	Bushel basket (2,150.42 cubic inches).						
12	Apples graded and packed in U. S. Standard Barrel (7,056 cubic inches).	Per barrel	Oct. 1–Oct. 31	9.69	11.76	----do----	Col. 6 price plus $2.10.
13			Nov. 1–Nov. 15	9.99	12.06		
14			Nov. 16–Nov. 30	10.14	12.21		
15			Dec. 1–Jan. 5	10.38	12.45		
16			Jan. 6–Feb. 5	10.47	12.54		
17			Feb. 6–Mar. 5	10.56	12.63		
18			Mar. 6–Apr. 5	10.65	12.72		
19			Apr. 6–May 5	10.80	12.87		
20			May 6–June 5	10.95	13.02		
			June 6–end of season	11.10	13.17		

[1] 10 F.R. 8021, 7500, 7539, 7578, 7668, 7683, 7799, 8069, 8239, 8238, 8612, 8467, 8611, 8657, 8905, 8936, 9023, 9118, 9119, 9277, 9447, 9628, 9928, 10087, 10025, 10229, 10311, 10303,, 11072, 12213, 12084, 12408, 12447, 12532, 12637, 12702, 12745, 12960, 13129, 13271, 13313, 13369, 13595, 13776, 14027, 15035, 15174; 11 F.R. 557, 608, 1102, 1356, 1213, 1526, 1819.

TABLE 3A—APPLES OF THE 1945 CROP PRODUCED IN CERTAIN AREAS—Continued

Col. 1	2	3	4	5		6	7
				Maximum prices for fruit loaded on car or truck at shipping point			
Item No.	Type, variety, style of pack, etc.	Unit	Season	5 (a) Apples produced in California, Idaho, Montana, Oregon, and Washington	5 (b) Apples produced in all other States	Maximum prices for sales delivered to any wholesale receiving point in any quantity (see footnote 1 above).	Maximum prices for sales by certain persons in less-than-carlots or less-than-trucklots delivered to the premises of any retail store, Government procurement agency or institutional buyer. (See footnote 1 above.)
21	Any of the above containers, the contents of which do not meet the requirements of pack specified for standard containers (see paragraph (b) (3)); and apples graded and packed in any other container.	Per pound	Oct. 1-Oct. 31	$0.0718	$0.0871	Except for apples grown in Canada, the applicable Col. 5 price plus freight (including 3½ transportation tax) from shipping point plus protective service allowance (see footnote 2 above). For apples grown in Canada, the Col. 5 (a) price plus freight (*not* including 3½ transportation tax) from Kelowna, British Columbia, plus 5 cents per box or bushel, 15 cents per barrel or 1/10 cent per pound for protective services.	Col. 6 price plus 1½ cents.
22			Nov. 1-Nov. 15	.0740	.0893		
23			Nov. 16-Nov. 30	.0751	.0904		
24			Dec. 1-Jan. 5	.0769	.0922		
25			Jan. 6-Feb. 5	.0779	.0929		
26			Feb. 6-Mar. 5	.0782	.0936		
27			Mar. 6-Apr. 5	.0789	.0942		
28			Apr. 6-May 5	.0800	.0953		
29			May 6-June 5	.0811	.0964		
30			June 6-end of season	.0822	.0976		
31	Apples sold graded in bulk (loose without containers or in containers furnished by the buyer).	Per pound	Oct. 1-Oct. 31	.0693	.0786	do	Col. 6 price plus 1½ cents.
32			Nov. 1-Nov. 15	.0655	.0808		
33			Nov. 16-Nov. 30	.0666	.0819		
34			Dec. 1-Jan. 5	.0684	.0837		
35			Jan. 6-Feb 5	.0691	.0844		
36			Feb. 6-Mar. 5	.0697	.0851		
37			Mar. 6-Apr. 5	.0704	.0857		
38			Apr. 6-May 5	.0715	.0868		
39			May 6-June 5	.0726	.0879		
40			June 6-end of season	.0737	.0891	do	Col. 6 price plus 1½ cents.
41	Apples sold loose and ungraded (tree-run) in any container.	Per pound	Oct. 1-Oct. 31	.0578	.0731		
42			Nov. 1-Nov. 15	.0600	.0753		
43			Nov. 16-Nov. 30	.0611	.0764		
44			Dec. 1-Jan. 5	.0629	.0782		
45			Jan. 6-Feb. 5	.0636	.0789		
46			Feb. 6-Mar. 5	.0642	.0796		
47			Mar. 6-Apr. 5	.0649	.0802		
48			Apr. 6-end of season	.0660	.0813	do	Col. 6 price plus 3/10 cents.
49	Apples sold ungraded (tree-run) in bulk (loose without containers or in containers furnished by the buyer).	Per pound	Oct. 1-Oct. 31	.0538	.0691		
50			Nov. 1-Nov. 15	.0560	.0713		
51			Nov. 16-Nov. 30	.0571	.0724		
52			Dec. 1-Jan. 5	.0589	.0742		
53			Jan. 6-Feb. 5	.0596	.0749		
54			Feb. 6-Mar. 5	.0602	.0756		
55			Mar. 6-Apr. 5	.0609	.0762		
56			Apr. 6-end of season	.0620	.0773		

This amendment shall become effective May 11, 1946.

Issued this 6th day of May 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

Approved: April 24, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-7557; Filed, May 6, 1946; 11:41 a. m.]

PART 1305—ADMINISTRATION

[Rev. Gen. RO 5,[1] Amdt. 6]

FOOD RATIONING FOR INSTITUTIONAL USERS

A rationale for this amendment has been issued simultaneously herewith and has been filed with the Division of the Federal Register.

Section 5.6 of Revised General Ration Order 5 is amended by adding two new paragraph (f) and (g) to read as follows:

(f) A Group I user who operates a logging camp and who re-registered as a Group IV user on or after March 20, 1946, shall be granted a reserve allotment equal to his combined meal service and refreshment base when he applies for his allotments for the May–June 1946 allotment period.

(g) A Group IV user under section 7.9 who did not receive the original and the additional reserve allotments under the provisions of paragraphs (b), (c), (d) and (e) of this section shall be granted a reserve allotment equal to his combined meal service and refreshment bases when he applies for his regular allotments for the May–June 1946 allotment period. If such user received either the original reserve allotment or the additional reserve allotment, but not both, he shall be granted a reserve allotment equal to fifty percent (50%) of his combined meal service and refreshment bases when he applies for the May–June 1946 allotments.

This amendment shall become effective May 10, 1946.

Issued this 6th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7551; Filed, May 6, 1946; 11:41 a. m.]

PART 1499—COMMODITIES AND SERVICES

[SR 14G, Amdt. 6]

MODIFICATION OF MAXIMUM PRICES ESTABLISHED BY GENERAL MAXIMUM PRICE REGULATION FOR CERTAIN METALS AND MINERALS AND PRODUCTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Regulation 14G is amended by adding a new section to read as follows:

SEC. 10. *Modification of resellers' maximum prices for bolts, nuts, screws and rivets*—(a) *Maximum prices.* Regardless of the provisions of the General Maximum Price Regulation, any reseller may sell bolts, nuts, screws and rivets at prices not in excess of those set forth below:

(1) In the case of items customarily sold by the reseller on a list and discount basis, the applicable maximum price otherwise established by the General Maximum Price Regulation, plus 7% of such price.

(2) In the case of items customarily sold by the reseller on any basis other than list and discount, the applicable maximum price otherwise established by the General Maximum Price Regulation, plus the dollars and cents amount of the applicable adjustment in maximum prices granted to his supplier by amendment No. 2 to Revised Maximum Price Regulation No. 147 or by this section.

(b) *Definitions.* As used in this section, the term:

(1) "Bolts, nuts, screws and rivets" means the products covered by Revised Maximum Price Regulation No. 147.

(2) "Reseller" means any person who buys and resells, either at wholesale or retail, bolts, nuts, screws and rivets in the same form as received.

This amendment shall become effective May 6, 1946.

Issued this 6th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7559; Filed, May 6, 1946; 11:41 a. m.]

PART 1499—COMMODITIES AND SERVICES

[SR 14D,[1] Amdt. 11]

MODIFICATION OF MAXIMUM PRICES ESTABLISHED BY THE GENERAL MAXIMUM PRICE REGULATION FOR CERTAIN TOBACCO PRODUCTS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and has been filed with the Division of the Federal Register.

Supplementary Regulation 14D is amended in the following respects:

Section 8 is added to read as follows:

SEC. 8. *Snuff*—(a) *Adjustment of manufacturers' maximum prices*—(1) *For same package contents.* The new maximum list price of any manufacturer for a dozen packages of a particular item of snuff shall be his old maximum list price per dozen packages plus the applicable increase provided in Table A, below.

TABLE A—ALLOWED INCREASES IN PRICE AND REDUCTIONS IN PACKAGE CONTENTS IN LIEU OF PRICE INCREASES

Column 1	Column 2	Column 3	Column 4
Size of item in ounces	Increase allowed per dozen packages in manufacturer's list price (cents)	Increase allowed per package in retailer's maximum price (cents)	New size of package contents for which old maximum list may be charged in lieu of price increase (ounces)
Below 1	None	None	
1	6	½	
1⅛	6	½	1
1¼	6	½	1⅛
1⅜	6	½	1¼
1½	6	½	1⅜
1⅝	6	½	1½
1¾	6	½	1⅝
1⅞	6	½	1¾
2	12	1	1⅞
2⅛	12	1	2
2¼	12	1	2
2⅜	12	1	2⅛
2½	12	1	2¼
2⅝	12	1	2⅜
2¾	12	1	2½
2⅞	12	1	2⅝
3	12	1	2¾
3⅛	12	1	3
3¼	12	1	3⅛
3⅜	12	1	3⅛
4	18	1½	3¼
4½	18	1½	
5	24	2	
6	24	2	
7	24	2	
8	36	3	
9	36	3	
10	36	3	9
11	36	3	10
12	48	4	11
13	48	4	12
14	60	5	13
15	60	5	14
16	60	5	15
Over 1 lb	(1)	(1)	

[1] 2.9 per pound.

[1] 10 F.R. 1150, 5103, 7653, 7932, 8748, 11713, 11756, 13581; 11 F.R. 348.

(2) *For reductions in package contents.* Any manufacturer of an item of snuff who desires to introduce a new size of a brand instead of taking a price increase on his old item of the same brand may sell a new size of the brand with the applicable amount of package contents listed in column 4 of Table A, above, at the old maximum list price for the old item.

(3) *Notification to purchasers.* On or before his first delivery of an item of snuff the maximum list price or contents of which has been adjusted in accordance with subparagraph (1) or (2) of this paragraph, the manufacturer shall give each purchaser the applicable notice set forth below. Such notice shall be attached to or stated on the invoice covering such first delivery. These notices may be varied to the extent necessary to give notices of increases on a multiple number of items in a single notice.

(Insert date)

The Office of Price Administration has authorized an increase in our maximum list price for our _____ (describe item by brand and container type and size) of _____ cents per dozen. Wholesalers and jobbers are authorized to increase their net selling prices for this item by the amount of the increase taken by the manufacturer plus their customary markup on the item, applied to the amount of the increase. Retailers may add _____ cents per package to their maximum prices legally in effect before receipt of notice from their supplier. The Office of Price Administration requires that you keep this notice for examination.

(Insert date)

The Office of Price Administration has authorized us to sell a new size package of our _____ brand containing _____ ounces of snuff. Your maximum price and the maximum prices of retailers for this new size are each the same as they were before May 11, 1946, for the item of this brand weighing _____ ounces (give weight in ounces of old item). The Office of Price Administration requires you to keep this notice for examination.

(b) *Wholesalers' maximum prices; notice to purchasers.* (1) Upon receipt of notification, pursuant to paragraph (a) (3) above, of an adjustment of his supplier's maximum list price allowed by paragraph (a) (1), above, for an item of snuff, a wholesaler's maximum net selling price is increased by the amount of the net increase in the price of his supplier plus the wholesaler's usual markup on the amount of the increase taken by his supplier. Such adjustment shall be applicable to floor stocks. Where a manufacturer has not adjusted his maximum list price pursuant to paragraph (a) (1) above, with respect to any item of snuff, no increase may be charged by the wholesaler with respect to that item.

(2) After receipt of notice from his supplier, any wholesaler may sell, and any person may buy from that wholesaler, a new size package of a brand of snuff the quantity contents of which was sold by its manufacturer at a maximum price determined pursuant to paragraph (a) (2), above, at the wholesaler's maximum price legally in effect before May 11, 1946 for the manufacturer's old item on which the new size of the brand was introduced pursuant to paragraph (a) (2), above.

(3) On or before his first delivery of an item of snuff the maximum list price of which has been increased as allowed by paragraph (a) (1), above, the wholesaler shall give the purchaser the following written notice. This notice and the notice in subparagraph (4) immediately following may be varied to the extent necessary to adapt them for giving notice on a multiple number of items in a single notice.

(Insert date)

The Office of Price Administration has authorized a price increase of _____ cents in the manufacturer's list price per dozen of _____ (identify item by brand and container type and size) and an increase in the wholesale price of _____ cents per dozen. Retailers are authorized to add _____ cents to their maximum prices for the item legally in effect before receipt of this notice. Where a retailer's new maximum price for a single package ends in a half cent for a particular item the retailer must give each purchaser the option of buying at least two packages of the item.[1] Retailers must maintain their customary price differentials allowed by them during March 1942. The Price Administrator requires that you keep this notice for examination.

(4) On or before his first delivery of a new size of snuff, the quantity contents of which have been reduced from the old item by the manufacturer pursuant to paragraph (a) (2), above, the wholesaler shall give the purchaser the following written notice;

(Insert date)

The Office of Price Administration has authorized the manufacturer of _____ (identify brand) to introduce a new size of this brand weighing _____ ounces. Our maximum price for this new size is the same as our maximum price for the _____ size of this brand before May 11, 1946. Retailers are authorized to sell this new size for the same maximum price as they had legally in effect for the _____ size (give old size of package) before May 11, 1946. The Office of Price Administration requires you to keep this notice for examination.

(c) *Retailers' maximum prices.* (1) Upon receipt of notification pursuant to paragraph (a) (3) or (b) (3), above, from his supplier of an adjustment of the supplier's maximum price for an item of snuff pursuant to paragraph (a) (1) or (b) (1), above, a retailer is authorized to add to his maximum price per package legally in effect before receipt of such notice, the applicable amount listed in column 3 of Table A, above, in accordance with such notification. Such adjustment shall be applicable to floor stocks. When the allowed price increase results in a price ending in a half cent for a single package, the maximum retail price for a single package may be increased to the next highest full cent but the retailer must give each purchaser the option of buying at least two packages of the item of snuff at the multiple unit price. If a retailer's supplier has taken none of the price increase

[1] This sentence may be omitted if the authorized increase in the retail price does not end in a half cent.

allowed on an item of snuff, no increase is allowed in the retailer's maximum price for that item. Retailers must maintain their customary price differentials allowed by them during March 1942.

(2) After receipt of notice from his supplier pursuant to paragraph (a) (3) or (b) (3), above, any retailer may sell and any person may buy from that retailer a new sized package of a brand of snuff, which has been sold by its manufacturer pursuant to paragraph (a) (2), above, at the particular retailer's maximum price legally in effect before May 11, 1946, for the manufacturer's old item, the old maximum list price of which applies to the new size package.

(d) *Maintenance of customary discounts and allowances.* A seller's customary discounts and allowances shall not be less than those allowed by him in March 1942 on his sales of snuff.

(e) *State and local taxes.* Maximum prices established by this section are exclusive of any increases in State and local taxes upon tobacco products which have been added since the General Maximum Price Regulation went into effect or which may be added, or are caused by the increases in maximum prices allowed by this section. Sellers may add to these prices the amount of such tax applicable to the item being priced and paid or payable by them to the taxing authorities or to a prior vendor.

(f) *Units of sale.* Maximum prices shall be stated in terms of the same general units (like dozens, packages, etc.) in which the seller has customarily quoted prices for the product.

(g) *Geographical applicability.* Provisions of this section shall be applicable to the forty-eight States of the United States and to the District of Columbia.

(h) *Definitions.* When used in this section, the term "Snuff" means the manufactured tobacco product customarily known to the trade as snuff and does not mean any item of manufactured tobacco the price of which has been increased under sections 2, 4, 5 or 6 of this supplementary regulation.

"List price" means the manufacturer's gross price before discounts and allowances.

"Item" means a particular brand (if any) container type and size of snuff.

"Old maximum list price" means a list price determined as a seller's maximum list price under the General Maximum Price Regulation.

"New maximum list price" means a seller's old maximum list price, plus the applicable increase allowed in Table A herein.

This amendment shall become effective May 11, 1946.

Issued this 6th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7555; Filed, May 6, 1946; 11:40 a. m.]

PART 1425—LUMBER DISTRIBUTION

[2d RMPR 215, Amdt. 21]

MAXIMUM MILLING CHARGES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Second Revised Maximum Price Regulation No. 215 is amended in the following respect:

The table entitled "Maximum Milling Charges" in section 13 (a) of Second Revised Maximum Regulation No. 215 is amended to read as follows:

MAXIMUM MILLING CHARGES

	4/4", 5/4", 6/4"		2"		3" x 4"		5" x 5" to 8" x 8"		8" x 10" and larger		Permitted minimum charges
	On all sales where mark-up is $5 and 10%	All other sales	On all sales where mark-up is $5 and 10%	All other sales	On all sales where mark-up is $5 and 10%	All other sales	On all sales where mark-up is $5 and 10%	All other sales	On all sales where mark-up is $5 and 10%	All other sales	
S1S, S2S	3.50	6.00	3.00	5.00	3.50	6.00	3.50	6.00	5.00	8.00	1.50
S3S, S4S	3.50	6.00	3.00	5.00	3.50	6.00	3.50	6.00	5.00	8.00	1.50
D & M, shiplap, grooved, beveled sleepers	4.25	7.00	3.50	6.00	4.25	7.00	6.25	10.50	6.00	10.00	1.75
Drop siding and ceiling	4.25	7.00	3.50	6.00							1.75
Outgauging and special patterns	9.00	15.00	9.00	15.00	9.00	15.00	9.00	15.00	9.00	15.00	3.75
Crosscutting	1.50	2.50	1.50	2.50	2.00	2.50	2.50	3.50	2.50	4.00	.50
Ripping	2.50	3.50	2.50	3.50	2.50	3.50					.75
Resawing	3.00	5.00	3.00	5.00	3.00	5.00	2.50	5.00	3.50	6.00	1.00

This amendment No. 21 shall become effective May 11, 1946.

Issued this 6th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7556; Filed, May 6, 1946; 11:40 a. m.]

PART 1499—COMMODITIES AND SERVICES

[SR 14E,[1] Amdt. 40]

MODIFICATIONS OF MAXIMUM PRICES ESTABLISHED BY GENERAL MAXIMUM PRICE REGULATION FOR CERTAIN TEXTILES, LEATHER AND APPAREL

A statement of the considerations involved in the issuance of this amendment issued simultaneously herewith has been filed with the Division of the Federal Register.

Section 2.7 of Supplementary Regulation 14E is amended in the following respect:

Paragraph (w) is added to read as follows:

[1] 10 F.R. 1183, 2014, 4156, 7117, 7497, 7667, 9337, 9540, 9963, 10021, 11401, 12601.

(w) *Sales of certain men's all-cotton waterproofed protective clothing.* (1) This paragraph applies to all sales at wholesale of the following articles of men's all-cotton waterproofed protective clothing (for which manufacturers' maximum prices were increased pursuant to Supplementary Order No. 139) purchased by the seller at or below the net cost per dozen stated adjacent to the name of the article:

Pommel slickers	$66.00
Slickers	51.48
Medium or ¾ length coats (44") with buttons	44.[illegible]
Medium or ¾ length coats (44") with buckles	51.48
Frocks or ½ length coats (38")	42.90
Jackets or short coats	27.72
Jackets or short coats, fisherman's style	30.36
Jackets or short coats, single texture	14.96
Overalls or apron pants	27.72
Overalls or apron pants, fisherman's style	30.36
Overalls or apron pants, single texture	14.96
Waist or string pants	27.06
Sou'wester type hates, stiff brim	8.58
Sou'wester type hats, soft brim	11.22
Lined sheeting aprons	13.20
Reversible sheeting aprons	16.50
Duck oval patch aprons (36" x 48")	$19.80
Duck oval patch aprons (40" x 50")	21.12

(2) The maximum price for sales at wholesale of the articles listed in subparagraph (1) shall be the sum of the seller's maximum price determined in accordance with the General Maximum Price Regulation and 75% of the amount by which the manufacturer's price has been increased pursuant to Supplementary Order 139.

Provided, That no seller may determine his maximum price of an article under this paragraph unless he has secured from his supplier and has available for inspection by the Office of Price Administration a written notice stating that the manufacturer's price of that article has been adjusted pursuant to Supplementary Order 139, and the amount of that adjustment.

(3) Sellers at wholesale pricing under this paragraph must send each purchaser for resale the statement required under subparagraph (6) of paragraph (b) where the provisions of that subparagraph are applicable.

This amendment shall become effective May 11, 1946.

NOTE: All record keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 6th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7558; Filed, May 6, 1946; 11:41 a. m.]

PART 1426—WOOD PRESERVATION AND PRIMARY FOREST PRODUCTS

[3d Rev. MPR 313]

VENEER LOGS

Second Revised Maximum Price Regulation No. 313 is redesignated 3d Revised Maximum Price Regulation 313 and is revised and amended to read as set forth below:

In the judgment of the Price Administrator, the maximum prices established by this revised regulation are and will be generally fair and equitable and will effectuate the purposes of the Emergency Price Control Act of 1942, as amended, and Executive Orders 9250, 9328, 9697 and 9599, as amended. A statement of the considerations involved in the issuance of this regulation, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Insofar as this regulation uses specifications and standards which were not, prior to such use, in general use in the trade or industry affected or insofar as their use was not lawfully required by another Government Agency, the Administrator has determined, with respect to such standardization, that no practicable alternative exists for securing effective price control with respect to the commodities subject to this regulation.

Sec.
1. Over ceiling prices prohibited.
2. Scaling rules.
3. Delivery provisions.
4. Coverage of veneer logs and blocks in Zone I.
5. Specifications of veneer logs and blocks in Zone I.
6. Maximum prices in Zone I.
7. Coverage of veneer logs in Zone II.
8. Specifications of veneer logs in Zone II.
9. Maximum prices in Zone II.
10. What the invoice or billing must contain.
11. Use of invoices as records.
12. Prohibited practices.
13. Adjustable pricing.
14. Application for adjustment and petitions for amendment.
15. Enforcement.
16. Licensing.
17. Special pricing.

AUTHORITY: § 1426.261 issued under 56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; Pub. Law 108, 79th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; E.O. 9599, 10 F.R. 10155; E.O. 9651, 10 F.R. 13487; E.O. 9697, 11 F.R. 1691

SECTION 1. *Over-ceiling prices prohibited.* (a) On and after May 11, 1946, regardless of any contract or obligation, no person shall sell or deliver and no person shall buy or receive any veneer logs, as defined below, at prices higher than the maximum prices fixed by this regulation; and no person shall offer or attempt to do any of these things.

(b) Prices lower than the maximum prices may, of course, be charged or paid.

SEC. 2. *Scaling rules.* All logs covered by this regulation must be scaled with the Doyle Log Rule or Doyle Scribner Rule. The diameter of the log shall be measured inside of bark at the small end (top) of the log at the smallest diameter. Fractions of an inch ½ or less shall be dropped; fractions of an inch greater than ½ inch may be raised to the next higher inch. The footage measurements on this rule must be shown on the invoice or bill as required in Section 10.

SEC. 3. *Delivery provisions*—(a) *Where prices apply.* The maximum prices for veneer logs set out below apply either:

(1) Loaded on railroad cars at rail siding of common carrier railroad;

(2) Delivered to a place at which water shipment is to begin, placed in good condition for loading; or

(3) Delivered by truck to the buyer's plant from within 25 miles of the mill. If delivery is made to the mill by truck from a distance greater than 25 miles, the buyer may add not to exceed 10 cents per M' log scale for each mile over 25.

This means that the seller cannot add to the maximum prices any charge for loading logs on rail cars except as specified in section 6 (b), or for trucking logs to a rail siding, to a place at which water shipment is to begin, or to buyer's plant from within 25 miles of the plant.

(b) *Reduction for non-delivery.* If the buyer takes delivery at some place other than on railroad cars, or at a place at which water shipment is to begin, or at his plant, the maximum price must be reduced by the following:

(1) The cost per thousand feet log scale to the buyer of trucking the logs to the nearest rail siding of a common carrier railroad and loading the logs on cars, if delivery of logs to mill is by rail; or

(2) The cost per thousand feet log scale of hauling logs to a place where water shipment is to begin, if delivery of logs to mill is made by barge, raft, or gunboat; or

(3) The cost per thousand feet log scale of hauling logs to the plant, if delivery of logs to plant is by truck.

SEC. 4. *Coverage of veneer logs and blocks produced in Zone 1*—(a) *Products and persons covered.* Any firm or person who sells veneer under one or all of the following maximum price regulations for veneers is eligible to purchase veneer logs under this regulation: Maximum Price Regulation 538, Commercial Veneers, Maximum Price Regulation 338, Aircraft Veneers, Maximum Price Regulation 176, Box Veneers and sawn and sliced veneers sold under the General Maximum Price Regulation. Manufacturers of veneers who do not sell the veneers but remanufacture them into plywood and plywood products or who manufacture containers from box grade veneers are eligible to buy under this section.

(b) *Other persons.* Firms or persons not automatically eligible under (a) but definable as: (1) Those who, because of the end product, other than lumber or staves and heading, to be manufactured, must buy logs equal to or better than these grades, or (2) buyers or sellers of veneer logs for export, may, upon direct application to the Lumber Branch, Office of Price Administration, Washington 25, D. C., secure permission to buy or sell logs, as the case may be, on this schedule. The application of the prospective purchaser, under (1) above, must contain sufficient proof that the purchase of logs of this quality is necessary in the manufacture of the end product.

(c) *Geographical applicability.* Zone 1 includes parts of Virginia, North Carolina, South Carolina and Georgia, specifically described as follows:

(1) All of the counties in Georgia except Rabun, Habersham, White, Lumpkin, Union, Fannin, and Towns;

(2) All of the counties in South Carolina except Greenville, Pickens and Oconee;

(3) The counties in North Carolina east of and including the counties of Stokes, Yadkin, Iredell, Catawba, Lincoln and Gaston; and

(4) The counties in Virginia east of and including the counties of Fairfax, Prince William, Stafford, Culpeper, Orange, Louisa, Fluvanna, Buckingham, Appomattox, Campbell, Pittsylvania, and Henry, but excluding the counties of Accomac and Northampton. (This area is the same as Zone 5 in Maximum Price Regulation 533-4).

SEC. 5. *Specifications of veneer logs and blocks in Zone 1.*—(a) *General requirements.* All veneer logs must have the heart well centered, must be reasonably straight and sound, and must be suitable for slicing or rotary cutting. A center rot, dote, or shake in the butt end of the log of up to four inches in diameter will be permitted in logs or blocks 24" and up in diameter, and up to 3" for logs or blocks less than 24" in diameter, without degrading the log.

All logs must be at least 8' in length and must be cut 4" over length to allow for trim. Any log which is not cut sufficiently over length to allow for trim shall be reduced in scale to the next lower standard length. Logs shorter than 8' in length shall be cut to lengths specified by the buyer and shall be graded as blocks or bolts.

(b) *Zone I veneer log grades*—(1) *No. 1 grade.* This grade will permit as a minimum those logs 12" and up in diameter, at the small ends which have either:

(i) 3 clear faces.

(ii) 75% of the length clear in one continuous section; or

(iii) 80% in clear sections in not more than 3 clear cuttings with no cutting or clear section less than 3'6" in length.

(2) *No. 2 grade.* This grade will permit as a minimum those logs 12" and up in diameter at the small end which have either:

(i) 2 clear faces.

(ii) 50% of the length clear in one continuous section; or

(iii) 66⅔% in clear sections in not more than 3 clear cuttings with no cutting or clear section less than 3'6" in length.

(3) *Cull grade.* This grade shall consist of all logs which do not meet the specifications of a No. 2 log, but which, after deductions have been made for defects, retain at least 50% of the gross scale. This grade includes clear 10'' and 11'' logs.

(c) *Zone 1 veneer block grades*—(1) *No. 1 grade.* This grade shall include those blocks 12'' and up in diameter which are clear of all visible defects.

(2) *No. 2 grade.* This grade shall include those blocks 12'' and up in diameter which have 3 clear faces or 80% of the length clear in one continuous section.

(3) *Cull grade.* This grade shall include those blocks 12'' and up in diameter which do not meet the specifications of a No. 2 grade bolt, but which after deductions have been made for defects, retain at least 50% of the gross scale. All clear 10'' and 11'' bolts are also included in this grade.

SEC. 6. *Maximum veneer log and block prices in Zone 1.* (a) The maximum prices below apply only to those buying plants which are eligible to purchase these logs under Sections 4 (a) or 4 (b) of this regulation.

TABLE 1—VENEER LOG AND BLOCK PRICES IN ZONE I [1]

[Per thousand feet log scale]

Species	No. 1 grade diameter		No. 2 grade diameter		Culls diameter 10'' and 11''
	20'' and up	16'' to 19''	12'' to 15''	15'' and up	12'' to 17''	
Tupelo	$60	$50	$40	$30.00	$25.00	$20
Maple	60	50	40	30.00	25.00	20
Black gum	60	50	40	30.00	25.00	20
Sweet gum	65	55	45	30.00	25.00	20
Sycamore	60	50	40	30.00	25.00	20
Poplar	65	55	45	30.00	25.00	20
Oak [2]	60	50	40	30.00	25.00	20
All other hardwoods except walnut	50	40	30	27.50	22.50	20

NOTE: [1] At least 85% of the logs and blocks purchased from the seller under this price schedule must be grade 2 or better in a particular load being priced and of all logs purchased from a particular seller during a calendar month. If this requirement is not met, the buyer and seller must either: (a) buy and sell all of the logs at the woodsrun prices as already set forth in Maximum Price Regulation 533–4, or (b) cull out that volume of logs and blocks in the grades lower than the No. 2 grade which are in excess of the permissible 15%.

NOTE: [2] The Oak priced above is the ordinary Oak used in the manufacture of veneers. Purchasers of soft, even textured White Oak with a small tight heart, thin sap, straight grained and free from streaks and discoloration must apply to the Lumber Branch, Office of Price Administration, Washington 25, D. C., for maximum prices he may pay for this type of log.

(b) The above prices are for logs and blocks f. o. b. railroad cars or delivered to the mill by truck from within 25 miles. If there is a competing veneer plant in the same town in which the logs and blocks are to be loaded on railroad cars, the cost of loading may be added to the purchase price, or $2.00 per M board feet, whichever is lower.

SEC. 7. *Coverage of veneer logs and blocks produced in Zone II*—(a) *Products and persons covered.* Any firm or person who sells veneer under one or all of the following maximum price regulations for veneers is eligible to purchase veneer logs under this regulation: Maximum Price Regulation 538, Commercial Veneers, Maximum Price Regulation 338, Aircraft Veneers, and sawn and sliced veneers sold under the General Maximum Price Regulation. Manufacturers of those veneers named above who do not sell the veneers but remanufacture them into plywood and plywood products are eligible to buy under this section. Manufacturers who sell their veneers under Maximum Price Regulation 176, Box Veneers, are not eligible to purchase veneer logs in Zone II under this regulation.

(b) *Other persons.* Firms or persons not automatically eligible under (a) but definable as: (1) Those who, because of the end products, other than lumber or staves and heading, to be manufactured, must buy logs equal to or better than these grades, or (2) Buyers or sellers of veneer logs for export, may, upon direct application to the Lumber Branch, Office of Price Administration, Washington 25, D. C., secure permission to buy or sell logs, as the case may be, on this schedule. The application of the prospective purchaser, under (1) above, must contain sufficient proof that the purchase of logs of this quality is necessary in the manufacture of the end product.

(c) *Geographical applicability.* Zone II includes all that part of the United States east of the 100th Meridian, except the area defined in Zone 1, and except the states of Maine, New Hampshire, Vermont, Massachusetts, Connecticut, Rhode Island, Minnesota, Wisconsin, the Upper Peninsula of Michigan, and all counties north of, but not including Oceana, Newaygo, Montcalm, Gratiot, and Saginaw in the Lower Peninsula of Michigan.

SEC. 8. *Specifications of veneer logs and blocks in Zone II*—(a) *General requirements.* All veneer logs must have the heart well centered, must be reasonably straight and sound, and must be suitable for slicing or rotary cutting. A center rot, dote, or shake in the butt end of the log of up to four inches in diameter will be permitted in logs or blocks 24'' and up in diameter and up to 3'' for logs or blocks less than 24'' in diameter, without degrading the log.

All logs must be at least 8' in length and must be cut 4'' over length to allow for trim. Any log which is not cut sufficiently over length to allow for trim will be reduced in scale to the next lower even length. Logs shorter than 8' in length shall be cut to lengths specified by the buyer and shall be graded as blocks or bolts.

(b) *Zone II veneer log grades*—(1) *Prime grade.* This grade will permit as a minimum those logs which are 90% usable in clear length. Defects are allowable in this grade if they are so spaced as to provide not more than two clear sections at least 4'6'' in length for those logs to be rotary cut; or, in case of logs to be sliced, the 90% in clear sections must be clear flitches, at least 8' long; one clear flitch, however, may be 6' long, but other flitches produced from the logs must be clear and at least 8' in length. This grade will not admit defects requiring length dockage in logs 8' in length but length dockage up to 2' is permissible in logs 10' and over.

(2) *Select grade.* This grade will permit as a minimum those logs which have either:

(i) 3 clear faces;

(ii) 75% of the length clear in one continuous section; or

(iii) 80% usable in clear sections in not more than 3 clear cuttings for those logs to be rotary cut, with no cutting or clear section less than 42'' in length. For those logs to be sliced, the 80% in clear sections must be clear flitches at least 6' long.

(c) *Zone II veneer block grades*—(1) *No. 1 grade.* This grade shall include those blocks 12'' and up in diameter which are clear of all visible defects.

(2) *No. 2 grade.* This grade shall include those blocks 12'' and up in diameter which have 3 clear faces or 80% of the length clear in one continuous section.

(3) *Cull grade.* This grade shall include those blocks 12'' and up in diameter which do not meet the specifications of a No. 2 grade bolt, but which after deductions have been made for defects, retain at least 50% of the gross scale. All clear 10'' and 11'' bolts are also included in this grade.

SEC. 9. *Maximum prices for veneer logs and blocks in Zone II.* (a) The maximum prices below apply only to those buying plants which are eligible to purchase these logs under Sections 7 (a) or (b) of this regulation.

TABLE 2—VENEER LOG PRICES IN ZONE II

[Per Thousand Feet Log Scale]

Diameters	Prime grade	Select grade
Yellow poplar, sweet gum, magnolia:		
24'' and up	$90.00	$70.00
18'' to 23''	70.00	60.00
16'' to 17''	45.00	40.00
14'' to 15''	40.00	32.50
Tupelo gum:		
18'' and up	65.00	50.00
16'' to 17''	45.00	35.00
14'' to 15''	40.00	30.00
Black gum:		
18'' and up	60.00	45.00
16'' to 17''	40.00	30.00
14'' to 15''	35.00	25.00
Hard maple: [1]		
16'' and up	85.00	70.00
Soft maple: [1]		
16'' and up	60.00	50.00
Basswood: [1]		
18'' and up	80.00	65.00
16'' to 17''	60.00	47.50
Yellow birch:		
16'' and up	105.00	85.00
Soft (grey) elm:		
20'' and up	65.00	50.00
Beech:		
16'' and up	60.00	50.00
Sycamore:		
24'' and up	60.00	50.00
16'' to 23''	45.00	37.50
Willow:		
16'' and up	45.00	35.00
Cherry:		
16'' and up	75.00	60.00
White and red (cherry bark) Oak: [2]		
24'' and up	75.00	60.00
20'' to 23''	60.00	50.00
16'' to 19''	50.00	40.00
12'' to 15''	40.00	30.00

NOTE.—(1) the hard maple, soft maple, and basswood logs priced in this table are those having at least 75% of the diameter in white wood.

(2) The Red Oak priced in this table is the species which is of soft even texture, and is referred to by the industry as "Cherry bark" straight-grained, and free from streaks and discolorations. The White Oak priced above is the ordinary White Oak used in the manufacture of veneers. Purchasers of soft, even-textured White Oak with a small tight heart, thin sap, straight-grained and free from streaks and discoloration, must apply to the Lumber Branch, Office of Price Administration, Washington 25, D. C., for maximum prices he may pay for this type of log.

TABLE 3—VENEER BLOCK PRICES IN ZONE II

[Per thousand feet log scale]

Species	No. 1 grade diameter		No. 2 grade diameter		Culls, diameter 10'' and 11''
	18'' and up	12'' to 17''	18'' and up	12'' to 17''	
Tupelo	$50	$40	$30.00	$25.00	$20
Maple	50	40	30.00	25.00	20
Black gum	50	40	30.00	25.00	20
Sweet gum	55	45	30.00	25.00	20
Sycamore	50	40	30.00	25.00	20
Poplar	55	45	30.00	25.00	20
Oak	50	40	30.00	25.00	20
All others except walnut	40	30	27.50	22.50	20

SEC. 10. *What the invoice or billing must contain.* (a) All invoices and billings of veneer logs must contain a sufficiently complete description of the logs covered to show whether the price is proper or not, including the species, grade, diameter, gross and net length, net footage of each of the veneer logs purchased or sold, origin and point of delivery, date of sale, and name and address of buyer and seller.

(b) Any part of the information required on the invoice may be furnished in a tally sheet, attached to and made a part of the invoices.

(c) An invoice or billing may cover all logs delivered by the seller to a purchaser during a period of not more than two weeks.

(d) Either the buyer or seller may prepare the invoice or billing but both have the responsibility of correct invoicing or billing.

(e) Failure to invoice properly is just as much in violation of this regulation as charging an excessive price.

(f) Buying plants purchasing logs in Zone II must continue to file a copy of each invoice with the Office of Price Administration District Office nearest the point of production of the logs.

SEC. 11. *Use of invoices as records.* Each buyer and seller must keep as a record, one copy of all invoices and billings covering veneer logs purchased or sold. These must be kept, for inspection by the Office of Price Administration, for the duration of the Emergency Price Control Act, as amended.

SEC. 12. *Prohibited practices*—(a) *General.* Any practice which is a device to get the effect of a higher-than-ceiling price without actually raising the dollars-and-cents price is as much a violation of this regulation as an outright over-ceiling price. This applies to devices making use of commissions, services, transportation arrangements, premiums, special privileges, tying-agreements, trade understandings and the like.

(b) *Specific prohibited practices.* The following are among the specific practices prohibited:

(1) Up-grading, up-scaling, or allowing a greater net scale footage than actual scale content of the log.

(2) Selling logs on scale other than Doyle Rule (except that the Doyle Scribner Rule may be used).

(3) Charging purchasing or selling commission based on quantity or value of logs purchased, if the commission plus the purchase price is higher than the maximum price permitted by this regulation.

(4) Increasing the price of logs by not making a good faith effort to collect advances to loggers. An advance to a logger is to be considered part of the price of the logs.

(5) Purchasing logs or blocks when not qualified under sections 4 or 7 of this regulation to purchase logs in either Zones I or II under the regulation.

SEC. 13. *Adjustable pricing.* Any person may agree to sell at a price which can be increased up to the maximum price in effect at the time of shipment; but no person may, unless authorized by the Office of Price Administration, deliver or agree to deliver at prices to be adjusted upward in accordance with action taken by the Office of Price Administration after shipment. Such authorization may be given when a request for a change in the applicable maximum price is necessary to promote distribution or production and it will not interfere with the purposes of the Emergency Price Control Act of 1942, as amended. The authorization may be given by the Administrator or by any official of the Office of Price Administration having authority to act upon the pending request for a change in price or to give the authorization.

The authorization will be given by order, except that it may be given by letter or telegram when the contemplated revision will be the granting of an individual application for adjustment.

SEC. 14. *Application for adjustment and petitions for amendment.* (a) *Government contracts.* See Procedural Regulation No. 6 [1] for adjustment provisions on certain government contracts or subcontracts.

(b) *Petitions for amendment.* Any person seeking an amendment of any provision of this regulation may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1 [2] issued by the Office of Price Administration.

SEC. 15. *Enforcement.* Persons violating any provision of this regulation are subject to the criminal penalties, civil enforcement actions, suits for treble damages and proceedings for suspension of licenses provided for by the Emergency Price Control Act of 1942, as amended.

SEC. 16. *Licensing.* The provisions of Licensing Order No. 1 [1] licensing all persons who make sales under price control, are applicable to all sellers subject to this regulation. All sellers' licenses may be suspended for violations of the license or of the applicable price regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

SEC. 17. *Special pricing.* For any species or specifications for which a maximum price is not provided, the maximum price shall be the price established by the Office of Price Administration, Washington 25, D. C., after full facts have been submitted in support of a request for the establishment of a maximum price. The application should be submitted to the Lumber Branch and must contain the names and addresses of the buyer and seller, the species and grade to be priced, the area from which the logs will be produced, and a statement from the buyer that the requested price will not be used as a basis for seeking adjustment of his end product ceiling price. It must also contain supporting data on the prior existence of a price differential where the price requested is higher than the price for the highest grade of the same species in the regulation. The maximum price will be established by order of the Administrator.

This regulation shall become effective May 11, 1946.

NOTE: All reporting and record-keeping requirements of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 6th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–7554; Filed, May 6, 1946; 11:39 a. m.]

[1] 9 F.R. 10628.

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter II—Office of Defense Transportation

[General Order ODT 60, Amdt. 1]

PART 500—CONSERVATION OF RAIL EQUIPMENT

RESTRICTIONS UPON PASSENGER TRAIN SERVICE

Pursuant to Title III of the Second War Powers Act, 1942, as amended, and Executive Order 8989, as amended,

It is hereby ordered, That General Order ODT 60 (11 F.R. 4920) be, and it hereby is, amended by inserting between §§ 500.90 and 500.91 an entirely new section designated as § 500.90a to read as follows:

§ 500.90a *Restrictions on circus and other trains.* On and after 12:01 o'clock a. m., May 10, 1946, and until further order of the Office of Defense Transportation, no common carrier by railroad shall transport within the continental United States any circus train, or any other train in respect of which it is not required, as a common carrier, to transport.

(Title III of the Second War Powers Act, 1942, as amended, 56 Stat. 177, 50 U.S.C. App. 633, 58 Stat. 827, Public Law 270, 79th Cong.; E.O. 8989, as amended, 6 F.R. 6725, 8 F.R. 14183)

Issued at Washington, D. C., this 6th day of May 1946.

J. M. JOHNSON,
Director,
Office of Defense Transportation.

[F. R. Doc. 46–7538; Filed, May 6, 1946; 10:54 a. m.]

[1] 9 F.R. 10467.
[2] 8 F.R. 13240.

TITLE 50—WILDLIFE

Chapter I—Fish and Wildlife Service, Department of the Interior

PART 27—SOUTHEASTERN REGION NATIONAL WILDLIFE REFUGES

SANTEE NATIONAL WILDLIFE REFUGE, SOUTH CAROLINA; FISHING REGULATIONS

Under authority of § 12.3 of the General Regulations for the Administration of National Wildlife Refuges (5 F.R. 5284), as amended, the following is ordered:

Section 27.801 (8 F.R. 9850, July 16, 1943) *Santee National Wildlife Refuge, South Carolina; fishing,* is amended by deleting from paragraph 1 (a) the date "May 30" and inserting in lieu thereof the following: "March 15".

ALBERT M. DAY,
Director.

APRIL 29, 1946.

[F. R. Doc. 46-7534; Filed, May 6, 1946; 9:37 a. m.]

Notices

DEPARTMENT OF LABOR.

Wage and Hour Division.

LEARNER EMPLOYMENT CERTIFICATES

ISSUANCE TO VARIOUS INDUSTRIES

Notice of issuance of special certificates for the employment of learners under the Fair Labor Standards Act of 1938.

Notice is hereby given that special certificates authorizing the employment of learners at hourly wage rates lower than the minimum wage rate applicable under section 6 of the act have been issued to the firms hereinafter mentioned under section 14 of the act, Part 522 of the regulations issued thereunder (August 16, 1940, 5 F.R. 2862, and as amended June 25, 1942, 7 F.R. 4725), and the determinations, orders and/or regulations hereinafter mentioned. The names and addresses of the firms to which certificates were issued, industry, products, number of learners, and effective and expiration dates of the certificates are as follows:

Single Pants, Shirts and Allied Garments, Women's Apparel, Sportswear, Rainwear, Robes and Leather and Sheep-Lined Garments Divisions of the Apparel Industry, Learner Regulations, July 20, 1942 (7 F.R. 4724), as amended by Administrative Order March 13, 1943 (8 F.R. 3079), and Administrative Order June 7, 1943 (8 F.R. 7890).

Kleeson Company, Jefferson Avenue, Moundsville, West Virginia; Pants, overalls, and coveralls; ten (10) learners (T); effective May 3, 1946, expiring May 2, 1947.

Charles Meyers and Company, 1st & Harrison Sts., Belleville, Illinois; Trousers, dress and work; ten (10) percent (T); effective May 1, 1946, expiring April 30, 1947.

Hosiery Learner Regulations, September 4, 1940, (5 F.R. 3530), as amended by Administrative Order March 13, 1943, (8 F.R. 3079).

Charles H. Bacon Company, Loudon, Tennessee; Seamless and full-fashioned hosiery; five (5) percent (T); effective April 27, 1946, expiring April 26, 1947.

DeKalb Hosiery Mills, Inc. Fort Payne, Alabama; Seamless hosiery; ten (10) learners (E); effective May 2, 1946, expiring November 1, 1946.

Neal Knitting Mills, Inc., Graham, North Carolina; Full-fashioned hosiery; five (5) learners (T); effective May 1, 1946, expiring April 30, 1947.

Rutledge Hosiery Mills Co., Inc. Rutledge, Tennessee; seamless hosiery; five (5) learners (T); effective May 6, 1946; expiring May 5, 1947.

Sterling Hosiery Mills, Inc., Spindale, North Carolina; full-fashioned hosiery; five (5) percent (T); effective April 29, 1946, expiring October 28, 1946.

Regulations, Part 522—Regulations Applicable to the Employment of Learners.

Genoveva Hernandez, Cayey, Puerto Rico, Cigar Industry, three (3) learners for bunch making and hand rolling occupations at not less than 15¢ an hour for first 240 hours, not less than 19¢ an hour for second 240 hours, not less than 26¢ an hour for third 240 hours, and not less than 29¢ an hour for fourth 240 hours, and for every hour thereafter not less than the minimum established by any applicable wage order that may be in effect at the time of termination of the learning period; effective April 8, 1946, expiring October 8, 1946.

The employment of learners under these certificates is limited to the terms and conditions therein contained and is subject to the provisions of the applicable determinations, orders and/or regulations cited above. These certificates have been issued upon the employers' representations that experienced workers for the learner occupations are not available for employment and that they are actually in need of learners at subminimum rates in order to prevent curtailment of opportunities for employment. These certificates may be cancelled in the manner provided in the regulations and as indicated in the certificates. Any person aggrieved by the issuance of any of these certificates may seek a review or reconsideration thereof within fifteen days after publication of this notice in the FEDERAL REGISTER pursuant to the provisions of Regulations, Part 522.

Signed at New York, New York, this 1st day of May 1946.

PAULINE C. GILBERT,
Authorized Representative of the Administrator.

[F. R. Doc. 46-7537; Filed, May 6, 1946; 10:50 a. m.]

CIVIL AERONAUTICS BOARD.

[Docket No. 932, et al.]

AMERICAN AIRLINES, INC.

NOTICE OF POSTPONEMENT OF ORAL ARGUMENT

In the matter of the applications of American Airlines, Inc., et al., for amendments of certificates of public convenience and necessity under section 401 of the Civil Aeronautics Act of 1938, as amended.

Notice is hereby given that the above-entitled matter, assigned for oral argument on May 16, 1946, 10 a. m., eastern standard time, in Room 5044 Commerce Building, Fourteenth Street and Constitution Avenue NW., Washington, D. C., before the Board, is postponed to May 17, 1946.

Dated at Washington, D. C., May 3, 1946.

By the Civil Aeronautics Board.

FRED A. TOOMBS,
Secretary.

[F. R. Doc. 46-7541; Filed, May 6, 1946; 11:20 a. m.]

[Docket Nos. 1824, 1983 and 774]

LINEAS AEREAS TACA DE COLOMBIA, S. A., ET AL.

NOTICE OF ORAL ARGUMENT

Lineas Aereas TACA de Colombia, S. A., Docket No. 1824; Aerovias Nacionales de Colombia, S. A., Docket No. 1983; TACA, S. A., Docket No. 774.

In the matter of the applications of Lineas Aereas TACA de Colombia, S. A., Aerovias Nacionales de Colombia, S. A. and TACA, S. A. for foreign air carrier permits under section 402 of the Civil Aeronautics Act of 1938, as amended.

Notice is hereby given, pursuant to the Civil Aeronautics Act of 1938, as amended, particularly sections 402 and 1001 of said Act, that oral argument in the above-entitled proceeding is assigned to be held on May 16, 1946, 10 a. m., eastern standard time, in Room 5042 Commerce Building, 14th Street and Constitution Avenue NW., Washington, D. C. before the Board.

Dated Washington, D. C., May 3, 1946.

By the Civil Aeronautics Board.

FRED A. TOOMBS,
Secretary.

[F. R. Doc. 46-7542; Filed, May 6, 1946; 11:20 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 5969]

AMALIA KOSCHATZKY

In re: Estate of Amalia Koschatzky, deceased; File D-28-7670; E. T. sec. 8346.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Johann Philipp in and to the estate of Amalia Koschatzky, deceased,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

Johann Philipp, Germany.

That such property is in the process of administration by Anna Muenchow, 2624 N. 50th Street, Milwaukee, Wisconsin, as Executrix of the estate of Amalia Koschatzky, deceased, acting under the judicial supervision of the County Court, Milwaukee County, Wisconsin, in Probate;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 26, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-7455; Filed, May 3, 1946; 11:24 a. m.]

[Vesting Order 6129]

ANNE STRACHE KLIEM ET AL.

In re: Interests in real property owned by Anne Strache Kliem, and others.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That the persons whose names and last known addresses appear below are residents of Germany and nationals of a designated enemy country (Germany):

Name and Last Known Address

Anne Strache Kliem, Berlin, Germany.
August Karl O. Strache, Berlin, Germany.
August Rudolph F. Strache, Wrissen, Germany.
Clara Strache Thiele, Berlin, Germany.
Caroline Strache Grasshoff, Berlin, Germany.
Paul R. K. Strache, Berlin, Germany.
Wilhelmina Kunkel, Stettin, Germany.
Augustia Victoria Pruefert, nee Kunkel, Stettin, Germany.
Elfriede Erna Dora Jandt, nee Kunkel, Stettin, Germany.
Rudolph Wilhelm Karl Kunkel, Schneidemuhl, Germany.
Emma Emily Louise Behrendt, nee Kunkel, Zeuthen, Germany.
Charlotte Elizabeth Agness Berndt, Stolzenhagen, Germany.

2. That the property described as follows: An undivided two-thirds interest, identified as the interest which was inherited from William Paul Strache, deceased, in and to the real property situated in the City and County of Philadelphia, State of Pennsylvania, particularly described in Exhibits A, B, C, and D, attached hereto and by reference made a part hereof, together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country (Germany);

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described in subparagraph 2 hereof, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall this order be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 2, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

2440 Seybert Street. All that certain lot or piece of ground with the messuage or tenement (No. 2440 formerly No. 2434) thereon erected situate on the South side of Seybert Street at the distance of one hundred and two feet Eastward from the East side of Twenty-fifth Street in the Twenty-ninth ward of the City of Philadelphia aforesaid containing in front or breadth on the said Seybert Street fourteen feet and extending in length or depth of that width Southward between parallel lines at right angles with the said Seybert Street fifty-eight feet nine and three-eighths inches to a four feet wide alley running Eastward and Westward and communicating with two other three feet wide alleys running Northward and Southward into the said Seybert Street and Thompson Street. Bounded on the East and West by ground now or late of James H. Lyons on the South by the said four feet wide alley and on the North by Seybert Street aforesaid.

Together with the free and common use, right, liberty and privilege of the three several alleys above mentioned as and for passageways and water-courses in common with the owners, tenants and occupiers of the other lots of ground bounding thereon at all times hereafter forever.

EXHIBIT B

2501 Ingersoll Street. All that certain lot or piece of ground with the buildings and improvements thereon erected, situate at the North West corner of Twenty-fifth Street and Ingersoll Street in the Twenty-ninth Ward of the said City of Philadelphia containing in front or breadth on Said Ingersoll Street Sixteen feet and extending in length or depth Northward of that width along the West side of said Twenty-fifth Street forty-four feet two inches and Seven eighths of an inch to a certain three feet wide alley leading into and from Said Twenty-fifth Street bounded Northward by said three feet wide alley Westward by ground granted to John C. Graham Eastward by said Twenty-fifth Street and Southward by Ingersoll Street aforesaid.

Together with the free and common use, right, liberty and privilege of said three feet wide alley as and for a passageway and water course at all times hereafter forever.

EXHIBIT C

3527 N. Marshall Street. All that certain lot or piece of ground with the Two story brick Messuage or Tenement thereon erected situate on the East side of Marshall Street at the distance of one hundred and ninety four feet four and one quarter inches Northward from the North side of Tioga Street in the Thirty-third (late Twenty fifth) ward of the City of Philadelphia containing in front or breadth on the said Marshall Street Fourteen feet and extending of that width in length or depth Eastward between parallel

lines at right angles to the said Marshall Street Eighty five feet to a five feet wide alley.

Together with the free and common use, right, liberty and privilege of the said five feet wide alley as and for a passage way and water course at all times hereafter forever.

EXHIBIT D

1229 Flora Street. All that certain lot or piece of Ground with the three story brick Messuage or Tenement thereon erected situate on the North side of Flora Street at the distance of ninety-eight feet Eastward from the East side of Thirteenth Street in the Twentieth Ward of the City of Philadelphia containing in front or breadth on the said Flora Street fifteen feet four inches (including the one half of a two feet wide alley laid out between this and the adjoining lot of Ground to the East) and extending in length or depth Northward of that width at right angles to the said Flora Street forty-eight feet bounded Northward by ground late of Daniel Bailey Eastward and Westward by ground now or late of Henry M. Black and Southward by Flora Street aforesaid.

Together with the free use and privilege of the said two feet wide alley as the same is laid out of that width to the depth of thirty feet from the said Flora Street as a passage way and water course at all times hereafter forever and with the right liberty and privilege of building over the same to the middle thereof leaving at least eight feet headway in the clear above the curbstone opposite thereto in common with the owners tenants and occupiers of the other lot of ground bounding thereon.

[F. R. Doc. 46-7456; Filed, May 3, 1946; 11:24 a. m.]

[Vesting Order 6162]

GEWERKSCHAFT KERAMCHEMIE-BERGGARTEN AND METALLGESELLSCHAFT A. G.

In re: Patent No. 2,168,949 owned by Gewerkschaft Keramchemie-Berggarten and Metallgesellschaft A. G.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

1. That Gewerkschaft Keramchemie-Berggarten is a corporation organized under the laws of, and maintaining its principal place of business in, Germany and is a national of a foreign country (Germany);

2. That Metallgesellschaft A. G. is a corporation organized under the laws of, and maintaining its principal place of business in, Germany and is a national of a foreign country (Germany);

3. That the property described in subparagraph 4 hereof is property of Gewerkschaft Keramchemie - Berggarten and Metallgesellschaft A. G.;

4. That the property described as follows: All right, title and interest, including all accrued royalties and all damages and profits recoverable at law or in equity from any person, firm, corporation or government for past infringement thereof, in and to the following United States Letters Patent:

Patent No., Date of Issue, Inventor and Title
2,168,949 8-8-39; Eugen Bentz and Johannes Jaenicke; Stratiform structure impervious to liquids;

is property of nationals of a foreign country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 8, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-7457; Filed, May 3, 1946; 11:24 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[MPR 64, Amdt. 2 to Order 218]

EAGLE FOUNDRY CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register; and pursuant to Maximum Price Regulation No. 64; *It is ordered,* That Order No. 218 under section 11 of Maximum Price Regulation be, and it hereby is, amended in the following respects:

1. Paragraph (c) is amended to read as follows:

(c) The manufacturer shall, before delivering any range covered by this order, after the effective date thereof, attach securely to the inside oven door panel a label which plainly states the OPA retail ceiling prices established by this order for sale of the range to ultimate consumers in each zone together with the area included in each zone. The label shall also state that the retail prices shown thereon include the Federal excise tax, delivery and installation, and that if the seller does not provide installation, the maximum price is $9.00 less than the price shown on the label if the range is of the bungalow type and $6.00 less than the price shown on the label if the range is not of the bungalow type.

2. The description of Zone 1 in paragraph (d) is amended to read as follows:

Zone 1: The following counties in Illinois: (All south or partly south of Peoria) Hancock, McDonough, Fulton, Tazewell, McLean, Ford, Vermilion, Champaign, De Witt, Logan, Mason, Schuyler, Adams, Brown, Pike, Scott, Morgan, Sangamon, Menard, Cass, Christian, Macon, Douglas, Moultrie, Coles, Edgar, Piatt, Calhoun, Greene, Jersey, Macoupin, Montgomery, Shelby, Cumberland, Clark, Crawford, Jasper, Effingham, Fayette, Bound, Madison, St. Clair, Clinton, Marion, Clay, Richland, Lawrence, Wabash, Edwards, Wayne, Jefferson, Washington, Monroe, Randolph, Perry, Franklin, Hamilton, White, Gallatin, Saline, Williamson, Jackson, Union, Johnson, Pope, Hardin, Alexander, Pulaski, and Massac.

The following countries in Missouri: (All east or partly east of Jefferson City) Howell, Oregon, Ripley, Rutler, Stoddard, New Madrid, Mississippi, Dunklin, Pemiscot, Scott, Cape Girardeau, Bollinger, Wayne, Carter, Shannon, Texas, Phelps, Dent, Reynolds, Madison, Perry, Ste. Genevieve, St. Francois, Iron, Washington, Crawford, Jefferson, St. Charles, Maries, Gasconade, Osage, Franklin, Callaway, Montgomery, Warren, St. Louis, Lincoln, Pike, Audrain, Monroe, Ralls, Marion, Shelby, Knox, Lewis, Clark, Scotland and City of St. Louis.

3. The description of Zone 2 in paragraph (d) is amended to read as follows:

Zone 2: All of Illinois excepting counties in Zone 1. All of Missouri excepting counties in Zone 1. New Hampshire, Vermont, Massachusetts, Connecticut, Rhode Island, New York, New Jersey, Pennsylvania, West Virginia, Virginia, Maryland, Delaware, District of Columbia, Kentucky, North Carolina, South Carolina, Mississippi, Alabama, Georgia, Indiana, Ohio, Michigan, Wisconsin, Minnesota, Iowa, Arkansas, Louisiana, North Dakota, South Dakota, Nebraska, Kansas, Oklahoma and Tennessee.

This amendment shall become effective on May 4, 1946.

Issued this 3d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7476; Filed, May 3, 1946; 11:40 a. m.]

[MPR 120, Order 1654]

JONNUM COAL CO. AND WILKINSON COAL CO.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; *it is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton for the the indicated uses and shipments as set forth herein. All are in District No. 15. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and State. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad locomotive fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.226 and all other provisions of Maximum Price Regulation No. 120.

JONNUM COAL CO., R. D. No. 3, PITTSBURG, KANS., JONNUM COAL CO. MINE, UNNAMED SEAM, MINE INDEX NO. 2037,[1] CRAWFORD COUNTY, KANS., PRODUCTION GROUP NO. 1 FOR ALL METHODS OF SHIPMENT, STRIP MINE

	Size group Nos.												
	1, 2, 3	4	5	6	7	8	9	10	11	12	13	14	15
Rail shipment	333	333	338	318	313	288	283	283	283	268	213	183	153
Truck shipment [1]	348	348	323	308	293	298	308	283	258	243	243	223	123

Railroad locomotive fuel:

3" x ¼" unwashed; 3" x 0 washed	273
2" x ¼" unwashed; 2" x 0 washed	258
1¼" x 0 washed	243
Any other size not specifically listed	283

[1] Previously established.

WILKINSON COAL CO., C/O JACK WILKINSON, WEIR, KANS., WILKINSON MINE, UNNAMED SEAM, MINE INDEX NO. 1059,[1] CHEROKEE COUNTY, KANS., PRODUCTION GROUP NO. 1 FOR ALL METHODS OF SHIPMENT, STRIP MINE

Rail shipment	333	333	338	318	313	288	283	283	283	268	213	183	153
Truck shipment [1]	348	348	323	308	293	298	308	283	258	243	243	223	123

Railroad locomotive fuel:

3" x ¼" unwashed; 3" x 0 washed	273
2" x ¼" unwashed; 2" x 0 washed	258
1¼" x 0 washed	243
Any other size not specifically listed	283

[1] Previously established.

This order shall become effective May 4, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 3d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7476; Filed, May 3, 1946; 11:41 a. m.]

[RMPR 161, Amdt. 15 to Order 53]

WEST COAST LOGS

APPROVED GRADERS AND SCALERS

For the reasons set forth in the accompanying opinion and under the authority vested in the Administrator by Section 1381.158 of Revised Maximum Price Regulation 161, Order No. 53 is amended in the following respects:

Paragraph (b) is amended by the addition of the name and address of "Leon Munger, 1105 Colby Avenue, Everett, Washington," to the list of approved individual graders and scalers immediately preceding the name of William M. Oswald.

This amendment shall become effective May 4, 1946.

Issued this 3d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7477; Filed, May 3, 1946; 11:42 a. m.]

[MPR 188, Order 18, Under Order 4418]

SCHOELLKOPF CO., LTD.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to Order No. 4418 under § 1499.159b of Maximum Price Regulation No. 188, it is ordered:

(a) *Manufacturers' maximum prices.* (1) The Schoellkopf Company, Ltd., of Dallas 2, Texas, may sell and deliver to jobbers, the articles listed below which it manufactures, at prices no higher than its maximum prices for such sales in effect immediately prior to the issuance of this order, increased by the appropriate one of the following amounts:

UNIVERSAL SEAT COVERS

Group No:	*Adjustment charge*
21—Coupe	$0.37
22—Coupe	.70
32—Sedan	.70
33—Sedan	.70
34—Sedan	.70
35—Sedan	.31
44—Coach	.70
45—Coach	.70
46—Coach	.70
47—Coach	.70

(2) The Schoellkopf Company, Ltd., of Dallas 2, Texas, may sell and deliver to retailers, the articles listed below which it manufactures, at prices no higher than its maximum prices for such sales in effect immediately prior to the issuance of this order, increased by the appropriate one of the following amounts:

UNIVERSAL SEAT COVERS

Group No.:	*Adjustment charge*
4102—Coupe	$0.89
4111—Coupe	.94
4121—Coupe	.98
4132—Coupe	1.08
4143—Coupe	1.15
4381—Coach [1]	.99
4303—Coach [1]	1.13
4311—Coach [1]	1.23
4202—Coach and Sedan	2.04
4211—Coach and Sedan	2.27
4221—Coach and Sedan	1.91
4232—Coach and Sedan	2.17
4282—Coach and Sedan	2.02
4242—Coach and Sedan	2.15
4252—Coach and Sedan	2.35
4263—Coach and Sedan	2.35
4502—Sedan [1]	.99
4511—Sedan [1]	1.03
4522—Sedan [1]	.86
4532—Sedan [1]	1.04
4554—Sedan [1]	1.13
4402—Sedan	.76
4472—Sedan	1.89
4422—Sedan	2.05
4432—Sedan	2.09
4441—Sedan	2.38
4454—Sedan	2.47
3102—Coupe	.70
3111—Coupe	.63
3121—Coupe	1.03
3132—Coupe	.98
3143—Coupe	.96
3202—Coach and Sedan	1.42
3211—Coach and Sedan	1.56
3221—Coach and Sedan	1.56
3232—Coach and Sedan	1.60
3243—Coach and Sedan	1.61
3252—Coach and Sedan	1.89
3263—Coach and Sedan	1.96
3271—Coach and Sedan	2.08
3402—Sedan	1.38
3411—Sedan	1.41
3422—Sedan	1.47
3432—Sedan	1.54
3441—Sedan	1.49
3454—Sedan	1.56
3481—Sedan	1.39
3461—Sedan	1.45
3554—Sedan [1]	.79
5102—Coupe	.83
5111—Coupe	.76
5121—Coupe	.93
5132—Coupe	.97
5143—Coupe	1.00
5202—Coach	1.87
5211—Coach	1.97
5221—Coach	1.78
5232—Coach	1.88
5252—Coach	2.03
5242—Coach	1.95
5263—Coach	2.03
5282—Coach	1.59
5271—Coach	2.06
5381—Coach [1]	.77
5303—Coach [1]	1.09
5311—Coach [1]	1.00
5402—Sedan	1.64
5411—Sedan	1.56
5422—Sedan	1.90
5432—Sedan	1.89
5441—Sedan	2.05
5472—Sedan	1.55
5454—Sedan	2.14
5461—Sedan	2.19
5502—Sedan [1]	.66
5511—Sedan [1]	.90
5522—Sedan [1]	.91
5532—Sedan [1]	.93
5554—Sedan [1]	1.08

[1] Front seat only.

(b) *Resellers' maximum prices.* (1) Each seller shall calculate his maximum resale prices for articles covered by this order by adding to his invoice cost, the

same percentage markup which he has on the "most comparable article" for which he has a properly established maximum price. For the purposes of this order, the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a maximum price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called by OPA form 620–759 with regard to the determined price, for so long as the Emergency Price Control Act of 1942, as amended remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a maximum price under Section 1499.3 (c) of the General Maximum Price Regulation. Maximum prices established under that section will reflect the suppliers prices as adjusted in accordance with this order.

(2) The provisions of Supplementary Order No. 163 shall not apply to sales of articles covered by this order.

(c) *Terms of sales.* Maximum prices adjusted by this order are subject to each seller's terms, discounts, allowances, and other price differentials, in effect during March, 1942, or which have been properly established under the applicable OPA regulation.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale, showing a price adjusted in accordance with the terms of this order, the seller shall notify the purchaser in writing of the methods, established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles covered by this order. This notice may be given in any convenient form.

(e) *Revocation of amendment.* This order may be revoked or amended by the Price Administrator at any time.

(f) *Effective date.* This order shall become effective on the 4th day of May 1946.

Issued this 3d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–7479; Filed, May 3, 1946; 11:43 a. m.]

[MPR 188, Rev. Order 4406]

GALLANT MFG. CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:* Order No. 4406 under Maximum Price Regulation No. 188 is revised and amended to read as set forth herein.

(a) This revised order establishes maximum prices for sales and deliveries of certain articles manufactured by Gallant Manufacturing Company, 806 East 182d Street, Bronx, New York.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
8¾" lamp shade	750	$2.12	$2.50	$4.50

These maximum prices are for the articles described in the manufacturer's application dated April 10, 1946.

(2) For sales by all persons the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(3) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration under the fourth pricing method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this revised order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this revised order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobber's maximum prices for sales of the articles covered by this revised order shall be established under the provisions of section 4.5 of SR 14J.

(e) This revised order may be revoked or amended by the Price Administrator at any time.

(f) This revised order shall become effective on the 4th day of May 1946.

Issued this 3d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7478; Filed, May 3, 1946; 11:44 a. m.]

[MPR 188, Rev. Order 4785]

NORRIS STAMPING AND MFG. CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

Revised Order No. 4785 under § 1499.158 of Maximum Price Regulation No. 188 is amended and revised as follows:

(a) This second revised order establishes maximum prices for sales and deliveries of certain articles manufactured by Norris Stamping and Manufacturing Company, P. O. Box 68, Station K, Los Angeles 11, California.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Maximum prices for sales by any seller to—			
		Wholesalers (jobbers)	Chains, mail order and department stores	Other retailers	Consumers
		Each	*Each*	*Each*	*Each*
Saucepan, no cover	1 qt	$1.125	$1.25	$1.50	$2.25
Saucepan, with cover	1 qt	1.50	1.80	2.00	3.00
Saucepan, no cover	1½ qt	1.375	1.65	1.81	2.75
Saucepan, with cover	1½ qt	1.75	2.10	2.32	3.50
Saucepan, no cover	2 qt	1.625	1.95	2.17	3.25
Saucepan, with cover	2 qt	2.00	2.40	2.67	4.00
Saucepan, with cover	2 qt	2.125	2.55	2.83	4.25
Saucepan, with cover (vapor seal)	3 qt	2.425	2.91	3.23	4.85
	4 qt	2.625	3.15	3.50	5.25

These maximum prices are for the articles described in the manufacturer's application dated November 24, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory and subject to a cash discount of 2% for payment within 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall state the manufacturer's name or brand name, the model designation and the retail ceiling price in each zone or in the zone in which the article will be sold to the consumers.

(c) *Zones.* For the purpose of this order "Zone 1" is that area of the following two in which the articles covered by this order are manufactured. The other area is "Zone 2."

(1) One area consists of the States of Arizona, New Mexico, California, Washington, Oregon, Idaho, Nevada, Utah, Colorado, Wyoming, Montana and the following counties of Texas: El Paso, Hudspeth, Culberson, Jeff Davis, Presidio, Brewster, Terrell, Pecos and Reeves.

(2) The other area consists of the remaining counties of Texas, all the other States of the United States and the District of Columbia.

(d) Reseller's ceiling prices established by the foregoing provisions are for sales in Zone 1. Ceiling prices in Zone 2 are ceiling prices established in Zone 1 plus 5% rounded to the nearest five cents.

(e) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective on the 4th day of May 1946.

Issued this 3d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–7480; Filed, May 3, 1946; 11:44 a. m.]

[MPR 188, Rev. Order 4807]

NORRIS STAMPING AND MFG. CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

Order No. 4807 under § 1499.158 of Maximum Price Regulation No. 188 is amended and revised as follows:

(a) This revised order establishes maximum prices for sales and deliveries of certain articles manufactured by Norris Stamping and Manufacturing Company, 5215 South Boyle Avenue, Los Angeles 11, California.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Maximum prices for sales by any seller to—			
		Wholesalers (jobbers)	Department stores chains	Other retailers	Consumers
		Each	*Each*	*Each*	*Each*
Stainless steel chicken fryer	11 in	$3.125	$3.75	$4.16	$6.25
Stainless steel covered fry pan	11 in	2.55	3.06	3.40	5.10
	9 in	2.05	2.46	2.73	4.10
Stainless steel open fry pan	11 in	1.975	2.37	2.64	3.95
	9 in	1.55	1.86	2.06	3.10
	7 in	1.15	1.38	1.52	2.30
Stainless steel dutch oven	5½ qt	4.00	4.80	5.33	8.00
Stainless steel double boiler		3.25	3.90	4.33	6.50
Stainless steel sauce pot (vapor seal)	4 qt	2.625	3.15	3.50	5.25
	6 qt	3.125	3.75	4.16	6.25
	8 qt	3.625	4.35	4.83	7.25

These maximum prices are for the articles described in the manufacturer's application dated November 24, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory and subject to a cash discount of 2% for payment within 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall state the manufacturer's name or brand name, the model designation and the retail ceiling price in each zone or in the zone in which the article will be sold to the consumer.

(c) *Zones.* For the purpose of this order "Zone 1" is that area of the following two in which the articles covered by this order are manufactured. The other area is "Zone 2".

(1) One area consists of the states of Arizona, New Mexico, California, Washington, Oregon, Idaho, Nevada, Utah, Colorado, Wyoming, Montana and the following counties of Texas: El Paso, Hudspeth, Culberson, Jeff Davis, Presidio, Brewster, Terrell, Pecos and Reeves.

(2) The other area consists of the remaining counties of Texas, all the other states of the United States and the District of Columbia.

(d) Reseller's ceiling prices established by the foregoing provisions are for sales in Zone 1. Ceiling prices in Zone 2 are ceiling prices established in Zone 1 plus 5% rounded to the nearest five cents.

(e) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective on the 4th day of May 1946.

Issued this 3d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–7481; Filed, May 3, 1946; 11:44 a. m.]

[MPR 188, Revocation of Order 4814]

SIMMONS CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, *It is ordered:*

That Order No. 4814 under § 1499.158 of Maximum Price Regulation No. 188 be, and it is hereby revoked subject to Supplementary Order No. 40.

This order shall become effective on the 4th day of May 1946.

Issued this 3d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–7482; Filed, May 3, 1946; 11:43 a. m.]

[MPR 188, Amdt. 1 to Rev. Order 4825]

WILSON FOUNDRY AND MACHINE CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

Revised Order No. 4825, issued under § 1499.158 of Maximum Price Regulation

No. 188 is amended in the following respect:

Paragraph (a) (2) (i) is amended to read as follows:

(i) For all sales and deliveries on and after the effective date of this order by Whizzer Motor Company, and any other person other than the manufacturer, to the following classes of purchasers, the maximum prices are those set forth below:

Article	Maximum price to—	
	Jobbers	Dealers
Whizzer bicycle motor H	*Each* $53.70	*Each* $62.65

These maximum prices for sales to jobbers and dealers are f. o. b. factory, exclusive of tax, and are subject to the seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles to each class of purchaser.

However, resellers who have discount patterns established in March 1942, for its classes of purchasers, may calculate dealers' maximum prices for sales of the Whizzer bicycle motor H, in accordance with the appliable provisions of the General Maximum Price Regulation instead of the dollar and cents maximum price to dealers as stated above.

This amendment may be revoked or amended by the Price Administrator at any time.

This amendment shall become effective on the 4th day of May 1946.

Issued this 3d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7483; Filed, May 3, 1946; 11:43 a. m.]

[MPR 188, Order 4993]

HALL-VESOLE CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Hall-Vesole Company, 2350 University Avenue, St. Paul 4, Minn.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturers to—		For sales by any persons to consumers
		Jobbers	Retailers	
10" everglow luminous plastic "night light" lamp shade, decorated with nursery rhyme figures and yarn bound	1	*Each* $2.52	*Each* $2.97	*Each* $5.35

These maximum prices are for the articles described in the manufacturer's application dated March 15, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 4th day of May 1946.

Issued this 3d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7484; Filed, May 3, 1946; 11:44 a. m.]

[MPR 188, Order 4994]

M. M. HIRSHBERG CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by M. M. Hirshberg Company, 611 Washington Street, Boston, Mass.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sale by the manufacturer to—		For sales by any person to consumer
		Jobber	Retailer	
23" china table lamp, embossed design with polished zinc base	531	*Each* $4.21	*Each* $4.95	*Each* $8.00

These maximum prices are for the articles described in the manufacturer's application dated March 23, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 4th day of May 1946.

Issued this 3d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7485; Filed, May 3, 1946; 11:45 a. m.]

[MPR 188, Order 4995]

AMERICAN SAFETY RAZOR CORP.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.157 of Maximum Price Regulation No. 188 and section 6.4 of Second Revised Supplementary Order No. 14; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of Ever-sharp safety razor sets manufactured by the American Safety Razor Corporation of 315 Jay Street, Brooklyn 1, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Maximum prices for sales by any seller to—		
		Wholesalers (Jobbers)	Retailers	Consumers
Ever-Sharp safety razor set, nickel plated, metal razor and two safety razor blades enclosed in wood cloth covered box	Eversharp	*Doz.* $5.31	*Doz.* $6.25	*Ea.* $0.79

These maximum prices are for the articles described in the manufacturer's application dated March 26, 1946.

(2) For sales by the manufacturer, these maximum prices apply to all sales and deliveries after the effective date of this order. The manufacturer's prices are f. o. b. factory and subject to a cash discount of 2% for payment within 10 days, net 30 days. The prices for sales by persons other than the manufacturer are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement:

OPA Retail Ceiling Price $0.79 each
Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 4th day of May 1946.

Issued this 3d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7486; Filed, May 3, 1946; 11:45 a. m.]

[MPR 188, Order 4996]

SUE URTH IRWIN

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Sue Urth Irwin, 9338 West Olympic Boulevard, Beverly Hills, Calif.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Maximum prices for sales by any seller to—				
		Jobbers	Drop ship jobbers	Department stores	Other retailers	Consumers
Roast and broiler rack, 12" x 12" bright nickel and chromium plated	Magic-Master	*Dozen* $7.50	*Dozen* $7.65	*Dozen* $9.00	*Dozen* $10.00	*Each* $1.25

These maximum prices are for the articles described in the manufacturer's application dated March 22, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory and subject to a cash discount of 2% for payment in 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188 for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 4th day of May 1946.

Issued this 3d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7487; Filed, May 3, 1946; 11:45 a. m.]

[MPR 188, Order 4997]

ERNEST STANMIRE, LAMP MAKERS

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Ernest Stanmire, Lamp Makers, 23 Delsea Drive, Clayton, N. J.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Articles	Model No.	For sales by the manufacturers to—		For sales by any person to consumers
		Jobbers	Retailers	
22½" table lamp, glass fount with polished brass and marble base	S-6	*Each* $4.00	*Each* $4.71	*Each* $8.50
22½" table lamp, glass fount with polished brass and marble base	S-4	5.38	6.33	11.40
19" table lamp, glass fount with polished brass and marble base	SM-4	4.58	5.39	9.70
23½" table lamp, rose cut ruby glass fount with polished brass and marble base	S-11	7.44	8.75	15.75

These maximum prices are for the articles described in the manufacturer's application dated April 1, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the

Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No.'------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 4th day of May 1946.

Issued this 3d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7488; Filed, May 3, 1946; 11:43 a. m.]

[MPR 591 Corr. to Amdt. 1 to Order 23]

COMPLETE REFRIGERATION SALES CO.

AUTHORIZATION OF MAXIMUM PRICES

Amendment 1 to Order No. 23 under section 9 of Maximum Price Regulation No. 591, issued March 29, 1946, effective March 30, 1946, is corrected to read "Amendment 1 to Order No. 21."

This correction shall become effective at once.

Issued this 3d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7489; Filed, May 3, 1946; 11:46 a. m.]

[MPR 591, Corr. to Order 249]

CORRY-JAMESTOWN MFG. CORP.

AUTHORIZATION OF MAXIMUM PRICES

The discount quotation of 38 percent on sales to dealers in paragraph (d) of this order is corrected to read 35 percent.

This correction shall become effective May 4, 1946.

Issued this 3d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7490; Filed, May 3, 1946; 11:46 a. m.]

[MPR 591, Amdt. 1 to Order 363]

C. SCHMIDT CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation 591, *It is ordered:*

Paragraph (e) of Order No. 363 under section 9 of Maximum Price Regulation 591 is amended to read as follows:

(e) The C. Schmidt Company, John & Livingston Streets, Cincinnati, Ohio, shall attach a gummed label on the inside of the door of each Walk-in Cooler, covered by this order, containing substantially the following:

Customer's name.
Office order number.
OPA Maximum Price—$------. (not including cooling unit) plus freight as provided in Order No. 363 under Maximum Price Regulation No. 591.
This label must not be removed.

This amendment shall become effective May 4, 1946.

Issued this 3d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7491; Filed, May 3, 1946; 11:46 a. m.]

[MPR 591, Amdt. 1 to Order 369]

FEDERAL-HUBER CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

Order No. 369 under section 9 of Maximum Price Regulation No. 591 is amended in the following respects:

1. Paragraph (e) is amended to read as follows:

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale.

2. Paragraph (f) is deleted.

This amendment may be revoked or amended by the Price Administrator at any time.

This amendment shall become effective May 4, 1946.

Issued this 3d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7492; Filed, May 3, 1946; 11:46 a. m.]

[MPR 591, Order 464]

HEAT CONSERVATION PRODUCTS

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net installed prices on sales to consumers by any person of the following sizes of Compo-Miracle Steel Storm Sash and Screen manufactured by Heat Conservation Products of Milwaukee 3, Wisconsin, and as described in the application which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be the sum of the following:

(1) The list price per window opening set forth in (g) below, and

(2) The actual cost of installation in no event to exceed $2.00 per window opening.

(b) The maximum net delivered prices on sales to display dealers, or distributors' or dealers' commission agents by any person shall be the list prices set forth in (g) below reduced by 10 percent.

(c) The maximum net delivered prices on sales to non-installing, drop-shipment dealers by any person shall be the list prices set forth in (g) below reduced by 20 percent.

(d) The maximum net delivered prices on sales to non-installing stocking dealers by any person shall be the list prices set forth in (g) below reduced by 25 percent.

(e) The maximum net delivered prices on sales to installing dealers by any person shall be the list prices set forth in (g) below reduced by 33⅓ percent.

(f) The maximum net prices, f. o. b. point of shipment on sales to distributors by any person shall be the list prices set forth in (g) below reduced by 40-10 percent.

(g) *Maximum prices.*

Size:	Price	Size:	Price
14 x 14	$15.38	18 x 24	$18.65
14 x 16	15.95	18 x 26	19.20
14 x 18	16.52	18 x 28	19.75
14 x 20	17.09	18 x 30	20.30
14 x 22	17.66	18 x 32	20.85
14 x 24	18.23	18 x 34	21.40
14 x 26	18.80	18 x 36	21.95
14 x 28	19.37	18 x 38	22.50
14 x 30	19.94	18 x 40	23.05
14 x 32	20.51	18 x 42	23.60
14 x 34	21.08	18 x 44	24.15
14 x 36	21.65	18 x 46	24.70
14 x 38	22.22	18 x 48	25.25
14 x 40	22.79	20 x 14	16.40
14 x 42	23.36	20 x 16	16.95
14 x 44	23.93	20 x 18	17.50
14 x 46	24.50	20 x 20	18.05
14 x 48	25.07	20 x 22	18.60
16 x 14	15.63	20 x 24	19.15
16 x 16	16.20	20 x 26	19.70
16 x 18	16.77	20 x 28	20.25
16 x 20	17.24	20 x 30	20.80
16 x 22	17.91	20 x 32	21.35
16 x 24	18.48	20 x 34	21.90
16 x 26	19.05	20 x 36	22.45
16 x 28	19.62	20 x 38	23.00
16 x 30	20.19	20 x 40	23.55
16 x 32	20.76	20 x 42	24.10
16 x 34	21.33	20 x 44	24.65
16 x 36	21.90	20 x 46	25.20
16 x 38	22.47	20 x 48	25.75
16 x 40	23.04	22 x 14	17.60
16 x 42	23.61	22 x 16	17.55
16 x 44	24.18	22 x 18	18.10
16 x 46	24.75	22 x 20	18.65
16 x 48	25.32	22 x 22	19.20
18 x 14	15.90	22 x 24	19.75
18 x 16	16.45	22 x 26	20.30
18 x 18	17.00	22 x 28	20.85
18 x 20	17.55	22 x 30	21.40
18 x 22	18.10	22 x 32	21.95

Size:	Price	Size:	Price	Size:	Price
22 x 34	$22.50	32 x 34	$26.00	42 x 34	$28.60
22 x 36	23.05	32 x 36	26.70	42 x 36	29.30
22 x 38	23.60	32 x 38	27.40	42 x 38	30.00
22 x 40	24.15	32 x 40	28.10	42 x 40	30.70
22 x 42	24.70	32 x 42	28.80	42 x 42	31.40
22 x 44	25.25	32 x 44	29.50	42 x 44	32.10
22 x 46	25.80	32 x 46	30.20	42 x 46	32.80
22 x 48	26.35	32 x 48	30.90	42 x 48	33.50
24 x 14	17.23	34 x 14	19.50	44 x 14	22.10
24 x 16	17.80	34 x 16	20.20	44 x 16	22.80
24 x 18	18.37	34 x 18	20.90	44 x 18	23.50
24 x 20	18.94	34 x 20	21.60	44 x 20	24.20
24 x 22	19.51	34 x 22	22.30	44 x 22	24.90
24 x 24	20.08	34 x 24	23.00	44 x 24	25.60
24 x 26	20.65	34 x 26	23.70	44 x 26	26.30
24 x 28	21.22	34 x 28	24.40	44 x 28	27.00
24 x 30	21.79	34 x 30	25.10	44 x 30	27.70
24 x 32	22.36	34 x 32	25.80	44 x 32	28.40
24 x 34	22.93	34 x 34	26.50	44 x 34	29.10
24 x 36	23.50	34 x 36	27.20	44 x 36	29.80
24 x 38	24.07	34 x 38	27.90	44 x 38	30.50
24 x 40	24.64	34 x 40	28.60	44 x 40	31.20
24 x 42	25.21	34 x 42	29.30	44 x 42	31.90
24 x 44	25.78	34 x 44	30.00	44 x 44	32.60
24 x 46	26.35	34 x 46	30.70	44 x 46	33.30
24 x 48	26.92	34 x 48	31.40	44 x 48	34.00
26 x 14	17.73	36 x 14	20.00	46 x 14	22.60
26 x 16	18.30	36 x 16	20.70	46 x 16	23.30
26 x 18	18.87	36 x 18	21.40	46 x 18	24.00
26 x 20	19.44	36 x 20	22.10	46 x 20	24.70
26 x 22	20.01	36 x 22	22.80	46 x 22	25.40
26 x 24	20.58	36 x 24	23.50	46 x 24	$26.10
26 x 26	21.15	36 x 26	24.20	46 x 26	26.80
26 x 28	21.72	36 x 28	24.90	46 x 28	27.50
26 x 30	22.29	36 x 30	25.60	46 x 30	28.20
26 x 32	22.86	36 x 32	26.30	46 x 32	28.90
26 x 34	23.43	36 x 34	27.00	46 x 34	29.60
26 x 36	24.00	36 x 36	27.70	46 x 36	30.30
26 x 38	24.57	36 x 38	28.40	46 x 38	31.00
26 x 40	25.14	36 x 40	29.10	46 x 40	31.70
26 x 42	25.71	36 x 42	29.80	46 x 42	32.40
26 x 44	26.28	36 x 44	30.50	46 x 44	33.10
26 x 46	26.85	36 x 46	31.20	46 x 46	33.80
26 x 48	27.42	36 x 48	31.90	46 x 48	34.50
28 x 14	17.95	38 x 14	20.50	48 x 14	23.10
28 x 16	18.60	38 x 16	21.20	48 x 16	23.80
28 x 18	19.25	38 x 18	21.90	48 x 18	24.50
28 x 20	19.90	38 x 20	22.60	48 x 20	25.20
28 x 22	20.55	38 x 22	23.30	48 x 22	25.90
28 x 24	21.20	38 x 24	24.00	48 x 24	26.60
28 x 26	21.85	38 x 26	24.70	48 x 26	27.30
28 x 28	22.50	38 x 28	25.40	48 x 28	28.00
28 x 30	23.15	38 x 30	26.10	48 x 30	28.70
28 x 32	23.80	38 x 32	26.80	48 x 32	29.40
28 x 34	24.45	38 x 34	27.50	48 x 34	30.10
28 x 36	25.10	38 x 36	28.20	48 x 36	30.80
28 x 38	25.75	38 x 38	28.90	48 x 38	31.50
28 x 40	26.40	38 x 40	29.60	48 x 40	32.20
28 x 42	27.05	38 x 42	30.30	48 x 42	32.90
28 x 44	27.70	38 x 44	31.00	48 x 44	33.60
28 x 46	28.35	38 x 46	31.70	48 x 46	34.30
28 x 48	29.00	38 x 48	32.40	48 x 48	35.00
30 x 14	18.53	40 x 14	21.00		
30 x 16	19.20	40 x 16	21.70		
30 x 18	19.87	40 x 18	22.40		
30 x 20	20.54	40 x 20	23.10		
30 x 22	21.21	40 x 22	23.80		
30 x 24	21.88	40 x 24	24.50		
30 x 26	22.55	40 x 26	25.20		
30 x 28	23.22	40 x 28	25.90		
30 x 30	23.89	40 x 30	26.60		
30 x 32	24.56	40 x 32	27.30		
30 x 34	25.23	40 x 34	28.00		
30 x 36	25.90	40 x 36	28.70		
30 x 38	26.57	40 x 38	29.40		
30 x 40	27.24	40 x 40	30.10		
30 x 42	27.91	40 x 42	38.80		
30 x 44	28.58	40 x 44	31.50		
30 x 46	29.25	40 x 46	32.20		
30 x 48	29.92	40 x 48	32.90		
32 x 14	19.00	42 x 14	21.60		
32 x 16	19.70	42 x 16	22.30		
32 x 18	20.40	42 x 18	23.00		
32 x 20	21.10	42 x 20	23.70		
32 x 22	21.80	42 x 22	24.40		
32 x 24	22.50	42 x 24	25.10		
32 x 26	23.20	42 x 26	25.80		
32 x 28	23.90	42 x 28	26.50		
32 x 30	24.60	42 x 30	27.20		
32 x 32	25.30	42 x 32	27.90		

(h) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general category during March 1942.

(i) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established for purchasers except retailers upon resale.

(j) Heat Conservation Products shall attach a tag to each item covered by this order containing substantially the following information:

OPA Maximum Retail Price $------

Plus allowable installation charges not exceeding $2.00 per window opening, or the charge established by an applicable area order.

(k) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 4, 1946.

Issued this 3d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7493; Filed, May 3, 1946; 11:46 a. m.]

[MPR 591, Order 465]

HOESS BROS.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the specified aluminum roofing and siding items manufactured by Hoess Brothers of Hammond, Indiana, and as described in the company's application dated March 20, 1946, which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

MAXIMUM NET PRICES

[For 1,000 square feet of coverage]

	On sales to—		
	Distributors	Jobbers or retailers	Consumers (contractors)
Aluminum siding	$212.50	$252.50	$287.50
Aluminum roofing	212.50	252.50	287.50
4" and 6" aluminum roof ends and siding corners	.10	.13	.15
Aluminum siding corners:			
8"	.12	.15	.18
10"	.13	.16	.19
4" and 6" aluminum flashings	.08	.10½	.12½
Aluminum roof starter:			
4"	.19	.25	.30
6"	.23	.30	.35
4" wall starter	.16	.21	.25

(b) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities falling into the same general category during March 1942.

(c) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale.

(d) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 4, 1946.

Issued this 3d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7494; Filed, May 3, 1946; 11:47 a. m.]

[MPR 591, Order 466]

BELL-PIHL CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591: *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following aluminum alloy fire hose couplings manufactured by Bell-Pihl Company of Arlington, Massachusetts, and described in its application which is on file with the Prefabrication and Building Equipment Price Branch,

Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Manufacturers	Jobbers	Consumers
Model 15—1¼" aluminum alloy fire hose coupling	$4.40	$4.95	$5.50
Model "forest fire 12"—1½" aluminum alloy fire hose coupling	4.00	4.50	5.00

(b) The maximum net prices established by this order shall be subject to such further discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commdoities in the same general category during March 1942.

(c) The maximum prices on an installed basis of the commodities covered by this order shall be determined in accordance with the provisions of Revised Maximum Price Regulation No. 251.

(d) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale.

(e) Bell-Pihl Company shall attach to the carton of each fire hose coupling covered by this order a label on which shall be printed the following:

OPA Maximum Retail Price—$------
(Do Not Detach)

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 4, 1946.

Issued this 3d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7495; Filed, May 3, 1946; 11:47 a. m.]

[MPR 591, Order 467]

BELL-PIHL CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum prices for sales by any person to consumers of the following Spanner Wrenches manufactured by the Bell-Pihl Company of Arlington, Massachusetts, and described in its application dated March 9, 1946, shall be:

Combination spanner model S-1, cast bronze, polished, 8" long, 2⅝" wide, 1⅛" high ---------- $1.00

(b) The maximum net price, f. o. b. point of shipment, for sales by any person to dealers shall be the maximum price specified in (a) above less a discount of 10 percent.

(c) The maximum net price, f. o. b. point of shipment, for sales by any person to jobbers shall be the maximum price specified in (a) above less a discount of 20 percent.

(d) The maximum prices established by this order shall be subject to discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general category during March 1942.

(e) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers except dealers upon resale.

(f) The Bell-Pihl Company shall attach to each Spanner Wrench covered by this order a tag on which shall be printed the following:

OPA Maximum Retail Price—$1.00
(Do Not Detach)

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 4, 1946.

Issued this 3d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7496; Filed, May 3, 1946; 11:47 a. m.]

[MPR 591, Order 468]

FLIPPEN MFG. CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum prices for sales by any person to consumers of the following float valves manufactured by Flippen Manufacturing Company of Santa Ana, California and described in its application dated February 6, 1946, shall be:

⅜" float valve, cast brass ---------- $1.20
½" float valve, cast brass ---------- 1.30
¾" float valve, cast brass ---------- 1.70

(b) The maximum net price, f. o. b. point of shipment, for sales by any person to dealers shall be the maximum prices specified in (a) above less a discount of 33⅓ percent.

(c) The maximum net price, f. o. b. point of shipment, for sales by any person to jobbers shall be the maximum price specified in (a) above, less a discount of 50 percent.

(d) The maximum prices established by this order shall be subject to discounts and allowances, including transportation allowances, and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general category during March 1942.

(e) The maximum price on an installed basis of the Commodity covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(f) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers, except dealers, upon resale.

(g) Flippen Manufacturing Company shall attach to each float valve covered by this order a tag containing the following:

OPA Maximum Retail Price—$------
(Do not detach)

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 4, 1946.

Issued this 3d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7497; Filed, May 3, 1946, 11:47 a. m.]

[Rev. SO 119, Order 186]

EASTERN TOOL AND MFG. CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 186 under revised supplementary Order No. 119. Docket No. 6123—SO 119-95. Adjustment of maximum prices for sales of round wire and strip hardware manufactured by the Eastern Tool and Manufacturing Company of Bloomfield, New Jersey.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 13 of Revised Supplementary Order No. 119, it is ordered:

(a) *Maximum prices for the Eastern Tool and Manufacturing Company of Bloomfield, N. J.* (1) The above manufacturer may determine his maximum prices for his line of round wire and strip hardware by increasing by 16 percent his prices on these items in effect on October 1, 1941, to each class of purchaser.

(2) Since the provisions of this order are not intended to reduce properly established maximum prices, the manufacturer may continue to use as his maximum prices to each class of purchaser his properly established prices in effect under Maximum Price Regulation No. 591 in the event that such prices exceed the prices in effect to each class of purchaser on October 1, 1941 plus the increase provided for in (1) above.

(3) The maximum prices set forth above shall be subject to discounts and allowances including transportation allowances and price differentials which are at least as favorable as those the manufacturer extended or rendered or would have extended or rendered to each class of purchaser on commodities in the same general category during March 1942.

(b) *Resellers' maximum prices.* All resellers of the commodities covered by this order (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their presently established maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted the manufacturer by this order.

(c) *Notification to all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment granted by this order is put into effect:

Order No. 186 under Revised Supplementary Order No. 119 authorizes a 16 percent increase in October 1, 1941 net prices for sales of round wire and strip hardware manufactured by this company.

Resellers (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their existing maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted by Order No. 186.

(d) All requests for relief not granted herein are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective May 4, 1946.

Issued this 3d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7498; Filed, May 3, 1946; 11:41 a. m.]

[Rev. SO 119, Order 187]

UTICA PRODUCTS, INC.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 187 under revised supplementary Order 119, Docket No. 6123-SO 119-97; Adjustment of maximum prices for sales of sheet metal boiler and furnace casings and jackets manufactured by Utica Products, Inc., Utica, New York.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 13 of Revised Supplementary Order No. 119, it is ordered:

(a) *Maximum prices for Utica Products, Incorporated, Utica, N. Y.* (1) The above manufacturer may determine his maximum prices for his line of sheet metal boiler and furnace casings and jackets by increasing by 9 percent his prices on these items in effect on October 1, 1941, to each class of purchaser.

(2) Since the provisions of this order are not intended to reduce properly established maximum prices, the manufacturer may continue to use as his maximum prices to each class of purchaser his properly established prices in effect under Maximum Price Regulation No. 591 in the event that such prices exceed the prices in effect to each class of purchaser on October 1, 1941 plus the increase provided for in (1) above.

(3) The maximum prices set forth above shall be subject to discounts and allowances including transportation allowances and price differentials which are at least as favorable as those the manufacturer extended or rendered or would have extended or rendered to each class of purchaser on commodities in the same general category during March 1942.

(b) *Resellers' maximum prices.* All resellers of the commodities covered by this order (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their presently established maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted the manufacturer by this Order.

(c) *Notification to all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment granted by this order is put into effect:

Order No. 187 under Revised Supplementary Order No. 119 authorizes a 9 percent increase in October 1, 1941 net prices for sales of sheet metal boiler and furnace casings and jackets manufactured by this company;

Resellers (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their existing maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted by Order No. 187.

(d) All requests for relief not granted herein are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective May 4, 1946.

Issued this 3d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7499; Filed, May 3, 1946; 11:41 a. m.]

[Rev. SO 119, Order 188]

ELKAY MFG. CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 188 under Revised Supplementary Order 119, Docket No. 6075-SO 119-33. Adjustment of maximum prices for sales of stainless steel and galvanized metal sinks including sinks designed for hospital use manufactured by Elkay Manufacturing Company, Chicago, Illinois.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 13 of Revised Supplementary Order No. 119, it is ordered:

(a) *Maximum prices for Elkay Manufacturing Company, Chicago, Ill.* (1) The above manufacturer may determine his maximum prices for his line of stainless steel and galvanized metal sinks including sinks designed for hospital use, by increasing by 3 percent his prices on these items in effect on October 1, 1941, to each class of purchaser.

(2) Since the provisions of this order are not intended to reduce properly established maximum prices, the manufacturer may continue to use as his maximum prices to each class of purchaser his properly established prices in effect under Maximum Price Regulation No. 591 in the event that such prices exceed the prices in effect to each class of purchaser on October 1, 1941, plus the increase provided for in (1) above.

(3) The maximum prices set forth above shall be subject to discounts and allowances including transportation allowances and price differentials which are at least as favorable as those the manufacturer extended or rendered or would have extended or rendered to each class of purchaser on commodities in the same general category during March 1942.

(b) *Resellers' maximum prices.* All resellers of the commodities covered by this order (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their presently established maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted the manufacturer by this order.

(c) *Notification to all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment granted by this order is put into effect:

Order No. 188 under Revised Supplementary Order No. 119 authorizes a 3 percent increases in October 1, 1941 net prices for sales of stainless steel and galvanized metal sinks including sinks designed for hospital use, manufactured by this company.

Resellers (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their existing maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted by Order No. 188.

(d) All request for relief not granted herein are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective May 4, 1946.

Issued this 3d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7500; Filed, May 3, 1946; 11:41 a. m.]

[Rev. SO 119, Order 189]

ALLEN MFG. CO., INC.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119; It is ordered:

(a) *Manufacturer's maximum prices.* Allen Manufacturing Co., Inc., of 300 Tenth Avenue North, Nashville 1, Tennessee may compute its adjusted maximum prices for all articles of coal and wood and oil burning stoves and heaters which it manufactures, as follows:

(1) For an article in its line during October 1941, the adjusted maximum price is the highest price charged during that month to each class of purchaser increased by 9 percent.

(2) For an article not in its line during October 1941, but which has a properly established maximum price, in effect before the effective date of this order, the adjusted maximum price is the article's properly established maximum price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by the percentage determined in accordance with "Note 3" in section 8 of Revised Supplementary Order No. 119.

(3) For an article which is first offered for sale after the effective date of this order, the adjusted maximum price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 64, (using the adjusted maximum price of the comparable article); and prices so fixed may not be increased under this order.

(4) The manufacturer's adjusted maximum price fixed in accordance with this order is his new maximum price if it is higher than his previously established maximum price including all increases and adjustments otherwise authorized for him individually or for his industry.

(5) The manufacturer shall furnish an invoice to each purchaser for resale which will comply with the requirements of Maximum Price Regulation No. 64. On that invoice, it must state and designate as its "OPA Industry Reconversion Increase" that part of its adjustment under this order which is equal to five percent of his maximum price (exclusive of all adjustments).

Example

Model A stove:	
October, 1941 price	$42.59
Maximum price (exclusive of all adjustments)	44.03
Adjustment permitted by this order	3.83
Adjusted maximum price under this order	46.42
Invoice must state:	
Model A Stove	44.22
OPA industry reconversion increase	2.20
Total	46.42

(The figure "$2.20" is five percent of $44.08, the maximum price exclusive of all adjustments).

(b) *Resellers' maximum prices.* A reseller shall determine his maximum prices for resales of any article which he has purchased at a maximum price adjusted under this order as follows:

(1) If he has maximum prices established for sales of comparable articles he shall calculate his maximum price under this order by adding to his invoice cost (not including his supplier's separately stated OPA Industry Reconversion Increase) the same percentage mark-up which he has on the "most comparable article" for which he has a properly established maximum price. For this purpose the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage mark-up is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

A wholesaler establishing his maximum prices under this paragraph may add to the price so determined an amount equal to three-fourth of the dollar-and-cent amount of the separately stated "OPA industry reconversion increase" appearing on the manufacturer's invoice to him.

The determination of a maximum price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620–759 with regard to how he determined his maximum price, for so long as the Emergency Price Control Act of 1942, as amended remains in effect.

(2) If a reseller cannot otherwise find his maximum price for a particular sale he shall apply to the Office of Price Administration for the establishment of a maximum price under § 1499.3 (c) of the General Maximum Price Regulation or § 1372.101 (d) of Maximum Price Regulation No. 210, whichever is applicable. Maximum prices established under either of those sections will reflect the supplier's prices as adjusted in accordance with this order.

(3) A wholesaler establishing his maximum prices under this paragraph shall provide each purchaser for resale from him of articles covered by this order with a sales invoice which conforms to the provisions of Section 11c of Maximum Price Regulation No. 64 on which he must separately state and designate as his "OPA industry reconversion increase" an amount equal to three-fourths of the dollar-and-cent amount of the separately stated "OPA industry reconversion increase" appearing on the manufacturer's invoice to him (as required by Maximum Price Regulation No. 64).

(c) *Notification.* At the time of, or prior to the first invoice to each purchaser for resale of articles sold at maximum prices adjusted under this order, the seller shall notify the purchaser in writing of the method of establishing maximum prices set by this order for resales by the purchaser. This notice may be given in any convenient form.

(d) *Relationship of this order to Maximum Price Regulation No. 64, Maximum Price Regulation No. 210 and the General Maximum Price Regulation.* All the provisions of Maximum Price Regulation No. 64, Maximum Price Regulation No. 210 and the General Maximum Price Regulation continue to apply to sales of articles covered by this order except to the extent that they are modified by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 4th day of May 1946.

Issued this 3d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–7501; Filed, May 3, 1946; 11:42 a. m.]

[Rev. SO 119, Order 190]

EARLE S. IRWIN CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119; it is ordered:

(a) *Manufacturer's ceiling prices.* Earle S. Irwin Co., 534 Housemon Building, Grand Rapids, Michigan, may compute its adjusted ceiling prices for sales of School Furniture which it manufactures as follows:

(1) For an article in its line during October 1941, the adjusted ceiling prices is the highest price charged during that month to each class of purchaser increased by 17 percent.

(2) For an article not in its line during October 1941, but which has a properly established ceiling price, in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by the percentage determined in accordance with "Note 3" in section 8 of Revised Supplementary Order No. 119.

(3) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188; and prices so fixed may not be increased under this order.

(4) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

The adjustment charge determined in accordance with this order must be separately stated by the manufacturer on each invoice to a purchaser for resale.

(b) *Resellers' ceiling prices.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

A reseller who had a properly established maximum price in effect before this order was issued for an article covered by this order may add to that maximum price an adjustment charge in the same dollar-and-cents amount as the adjustment charge authorized by this order for, and which he paid to his supplier.

If the reseller did not have a properly established maximum price for the article in effect before this order was issued he shall first determine a maximum price (exclusive of adjustment charges), and to that price he may add an adjustment charge in the same dollar-and-cents amount as the adjustment authorized by this order for, and which he has paid to, his supplier. To find his maximum price (exclusive of adjustment charge) for this purpose the reseller shall add to his invoice cost, less the adjustment charge stated on that invoice, the same percentage mark-up which he has on the "most comparable article" for which he has properly established ceiling price. For this purpose the "most comparable article" is one which meets all of the following tests:

(1) It belongs to the narrowest trade category which includes the article being priced.

(2) Both it and the article being priced were purchased from the same class of supplier.

(3) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage mark-up is applied.

(4) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administrator; however, each seller must keep complete records showing all the information called for by OPA Form 620–759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

The provisions of Supplementary Order No. 153 shall not apply to resale prices of articles covered by this order.

(c) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's terms, allowances and other price differentials in effect during March 1942, or which have been properly established under the applicable OPA regulation.

(d) *Notification.* At the time of or prior to the first invoice to a purchaser for resale, showing a price adjusted in accordance with the terms of this order, the seller shall notify the purchaser in writing of the methods established in paragraph (b) of this order for determining adjusted maximum prices for resales of the articles covered by this order. This notice may be given in any convenient form.

(e) *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

(f) *Effective date.* This order shall become effective on the 4th day of May 1946.

Issued this 3d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–7502; Filed, May 3, 1946; 11:42 a. m.]

[Order 139 Under 3 (e), Amdt. 1]

J. M. CAIN

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to § 1499.3 (e) of the General Maximum Price Regulation; *It is ordered:*

Paragraph (a) of Order No. 139 under § 1499.3 (e) of the General Maximum Price Regulation is amended to read as follows:

(a) Maximum prices for sales of "Fabric Magic Concentrates A and B", a repellant, manufactured by J. N. Cain, 17 Niles Street, Hartford 5, Conn., are established as follows:

Distributor	On sales to (per ounce)	
	Retailer	Consumer
$0.05	$0.075	$0.125

All prices are f. o. b. seller's shipping point except to consumer in which case they are delivered.

This amendment shall become effective May 3, 1946.

Issued this 3d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–7472; Filed, May 3, 1946; 11:40 a. m.]

[Rev. Order 761 under 3 (b), Amdt. 1]

WILSON FOUNDRY AND MACHINE CO.

APPROVAL OF MAXIMUM PRICES

For the reason set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.3b2 of the General Maximum Price Regulation, *It is ordered:*

Revised Order No. 761, issued under Section 1499.3b2 of the General Maximum Price Regulation is amended as follows:

Paragraph (1) is amended to read as follows:

(1) For all sales and deliveries to the following classes of purchasers by all sellers, the maximum prices are as follows:

(a) Maximum prices for sales to distributors are 50% less than the prices set forth for each part in the retail list price catalogue filed with the Office of Price Administration by the Whizzer Motor Company, 8272 Sunset Boulevard, Los Angeles, California, on March 12, 1946, a copy of which is on file with the Secretary of the Office of Price Administration.

(b) Maximum prices for sales to retailers are 40% less than the retail ceiling prices set forth in the catalogue mentioned in the preceding paragraph.

These maximum prices are for the articles described in the catalogue filed with the Office of Price Administration on March 12, 1946, and apply to all sales and deliveries after the effective date of this revised order. These prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(c) Resellers who have discount patterns established in March 1942 for its classes of purchasers, may calculate its maximum prices for sales to purchasers in accordance with the applicable provisions of the General Maximum Price Regulation instead of the maximum prices as established in paragraphs (a) and (b) of this section.

This amendment may be revoked or amended by the Price Administrator at any time.

This amendment is effective on the 3d day of May 1946.

Issued this 3d day of May 1946.

PAUL A. PORTER,

[F. R. Doc. 46–7473; Filed, May 3, 1946; 11:40 a. m.]

[RPS 6, Order 91]

H. S. STRONACH

DETERMINATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register and pursuant to § 1306.10 (g) of Revised Price Schedule 6, and § 1306.159 (c) (3) of Revised Price Schedule No. 49; *It is ordered:*

(a) Any licensed producer of V pointed non-splitting carbon steel wire nails covered by patents owned by H. S. Stronach may sell and deliver such nails at prices not to exceed the following:

The applicable maximum price established by Revised Price Schedule No. 6 for standard carbon steel wire nails of the same size and gauge, plus an extra not to exceed 50 cents per 100 pounds.

(b) Any reseller subject to Revised Price Schedule No. 49 of V pointed non-splitting carbon steel wire nails covered by patents owned by H. S. Stronach may sell and deliver such nails at prices not to exceed the following:

The applicable maximum price established by Revised Price Schedule No. 49 for standard wire nails of the same size and gauge, plus an extra of 50 cents per 100 pounds.

(c) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 4, 1946.

Issued this 3d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–7474; Filed, May 3, 1946; 11:40 a. m.]

[MPR 592, Amdt. 40 to Order 1]

ASPHALT COATED INSULATING SHEATHING

MODIFICATION OF MAXIMUM PRICES

An opinion accompanying this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

A new section 7.15 is added to read as follows:

SEC. 7.15 *Modification of maximum prices for 25/32" asphalt coated insulating sheathing.* (a) The manufacturer's net maximum prices to his various classes of purchasers for 25/32" asphalt coated insulating sheathing established pursuant to Maximum Price Regulation 592 may be increased by an amount not in excess of $4.00 per M square feet of surface area.

(b) Any reseller purchasing 25/32" asphalt coated insulating sheathing for resale in the same form from any manufacturer who has modified his maximum prices in accordance with paragraph (a) above, may increase his maximum prices by a dollars-and-cents amount not exceeding his actual dollars-and-cents increase in cost resulting from the increase permitted the manufacturer in paragraph (a) above. However, notwithstanding the provisions of this paragraph, in any area where specific maximum prices are fixed by an area pricing order, such specific maximum prices shall apply in that area.

This amendment shall become effective May 3, 1946.

Issued this 3d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7521; Filed, May 3, 1946; 4:35 p. m.]

[Rev. SO 119, Rev. Order 51]

DURHAM MFG. CO.

ADJUSTMENT OF CEILING PRICES

Order No. 51 under Revised Supplementary Order 119 is revised and amended to read as follows:

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* Durham Manufacturing Company, Muncie, Indiana may compute its adjusted ceiling prices for all articles of metal household furniture which it manufactures, as follows:

(1) For an article in its line during October 1941, the adjusted ceiling price is the highest price charged during that month to each class of purchaser increased by 19.4 percent.

(2) For an article not in its line during October 1941, but which has a properly established ceiling price, in effect before the effective date of this revised order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by the percentage determined in accordance with "Note 3" in section 8 of Revised Supplementary Order No. 119.

(3) For an article which is first offered for sale after the effective date of this revised order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188; and prices so fixed may not be increased under this revised order.

(4) The manufacturer's adjusted ceiling price fixed in accordance with this revised order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) *Resellers' ceiling prices.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this revised order shall determine their maximum prices as follows:

(1) A retailer who must determine his ceiling price under Maximum Price Regulation No. 580, and a wholesaler who must determine his ceiling price under Maximum Price Regulation No. 590, shall compute their ceiling prices in the manner provided by those regulations. However, if the supplier's invoice states both an "unadjusted maximum price" and a selling price, the reseller shall compute his ceiling prices under those regulations as they have been modified by Order No. 8 under § 1499.159e of Maximum Price Regulation No. 188.

(2) A reseller who determines his maximum resale price under the General Maximum Price Regulation, and whose supplier's invoice states both an "unadjusted maximum price" and a selling price, shall compute his ceiling prices under that regulation as modified by Order No. 8 under § 1499.159e of Maximum Price Regulation No. 188.

If his supplier's invoice does not state an "unadjusted maximum price" the reseller shall calculate his ceiling price by adding to his invoice cost the same percentage mark-up which he had on the "most comparable article" for which he has a properly established ceiling price. For this purpose, the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced belong to a class of article to which, according to customary trade practices, an approximately uniform percentage mark-up is applied.

(iii) Both it and the article being priced were purchased from the same class of supplier.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method, the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this revised order.

(3) The provisions of Supplementary Order No. 153 shall not apply to the determination of ceiling prices for resales of articles covered by this revised order.

(c) *Terms of sale.* Ceiling prices adjusted by this revised order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in effect during March 1942, or thereafter, properly established under OPA regulations.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale on and after the effective date of this revised order, showing prices adjusted in accordance with this revised order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this revised order for determining adjusted maximum prices for resale of the articles. This notice may be given in any convenient form.

(e) All requests for adjustment of maximum prices not specifically granted by this revised order are hereby denied.

(f) This revised order may be revoked or amended by the Price Administrator at any time.

(g) This revised order shall become effective May 3, 1946.

Issued this 3d day of May 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-7522; Filed, May 3, 1946; 4:35 p. m.]

[MPR 591, Order 411]

CRANE CO.

AUTHORIZATION OF MAXIMUM PRICES

Correction

In the table in Federal Register document 46-5849, appearing at page 3916 of the issue for Wednesday, April 10, 1946, the first, second, fifth, tenth, eleventh, twelfth and thirteenth prices should be underscored.

[SO 94, Order 119]

WAR ASSETS ADMINISTRATION, ET AL.

SPECIAL MAXIMUM PRICES FOR CERTAIN INSECTICIDE AEROSOL BOMBS

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and in accordance with section 11 of Supplementary Order 94, it is ordered:

(a) *What this order does.* This order establishes maximum prices at which the new insecticide aerosol bombs hereinafter described may be sold and delivered by the War Assets Administration or any other United States Government Agency, and by any subsequent reseller.

(b) *Maximum prices.* The maximum prices (f. o. b. shipping point) for the new insecticide aerosol bombs described herein shall be:

Description	Price for all sales to wholesaler	Price for all sales to retailer	Price for all sales at retail
New insecticide liquid aerosol bomb, ingredients consisting of Pyrethrum, DDT, oil sassafras and lubricating oil SAE No. 30, packed 3 to a box	*Each* $0.03	*Each* $0.5½	*For three* $0.25

(c) *Notification.* Any person who sells the insecticide aerosol bombs described in paragraph (b) to a retailer shall furnish the retailer with an invoice of sale setting forth the maximum prices for sales at retail, and stating that the retailer is required by this order to conspicuously display at the place where the bombs are offered for sale a suitable sign which plainly states a selling price not in excess of the retail ceiling price.

(d) *Tagging.* Any person who sells the insecticide aerosol bombs described in paragraph (b) at retail shall conspicuously display at the place where the bombs are offered for sale a suitable sign which plainly states a selling price not in excess of the retail ceiling price.

(e) *Relation to other regulations and orders.* This order with respect to the commodity it covers supersedes any other regulation or order previously issued by the Office of Price Administration.

(f) *Definitions.* (1) "Wholesaler" means any person who sells to purchasers for resale.

(2) "Retailer" means any person who sells to ultimate consumers.

(g) *Revocation and amendment.* This order may be revoked or amended at any time.

This order shall become effective May 7, 1946.

Issued this 6th day of May 1946.

PAUL A. PORTER,
Administrator.

[F R. Doc. 46-7586; Filed, May 6, 1946; 11:47 a. m.]

[SO 94, Order 120]

WAR ASSETS ADMINISTRATION ET AL.

SPECIAL MAXIMUM PRICES FOR CERTAIN RAYON STOCKINGS

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and in accordance with section 11 of Supplementary Order 94, it is ordered:

(a) *What this order does.* This order establishes maximum prices at which the new rayon stockings hereinafter described may be sold and delivered by the War Assets Administration or any other United States Government Agency, and by any subsequent reseller.

(b) *Maximum prices.* The maximum prices (f. o. b. shipping point) for the rayon stockings described herein shall be:

Description	Price for all sales to wholesaler	Price for all sales to retailer	Price for all sales at retail
New rayon stockings (women's) 45 gage, mercerized cotton plaited sole, heel and toe (Federal Stock No. PQD No. 296B type II)	*Per doz.* $5.52	*Per doz.* $6.84	*Per pair* $0.95

(c) *Notification.* Any person who sells the stockings described in paragraph (b) to a retailer shall furnish the retailer with an invoice of sale setting forth the maximum price for sales at retail, and stating that the retailer is required by this order to attach to each pair of stockings before sale a tag or label which plainly states a selling price not in excess of $0.95.

(d) *Tagging.* Any person who sells the stockings described in paragraph (b) at retail shall attach to each pair of stockings before sale a tag or label which plainly states a selling price not in excess of $0.95 as follows:

OPA price—$_____

(e) *Relation to other regulations and orders.* This order with respect to the commodity it covers supersedes any other regulation or order previously issued by the Office of Price Administration.

(f) *Definitions.* (1) "Wholesaler" means any person who sells to purchasers for resale.

(2) "Retailer" means any person who sells to ultimate consumers.

(g) *Revocation and amendment.* This order may be revoked or amended at any time.

This order shall become effective May 7, 1946.

Issued this 6th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7587; Filed, May 6, 1946; 11:47 a. m.]

[RMPR 136, Order 617]

MACHINES, PARTS AND INDUSTRIAL EQUIPMENT

ADJUSTMENT OF MAXIMUM PRICES FOR SALES OF TIRE INFLATION STANDS

For the reasons set forth in an opinion, issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 30 of Revised Maximum Price Regulation 136, *It is ordered*:

(a) The maximum prices for sales of tire inflation stands, including accessories, repair and replacement parts, which are integral and functional parts thereof, by any manufacturer shall be established as follows:

(1) For any tire inflation stands, including accessories, repair and replacement parts, which are integral and functional parts thereof, for which the manufacturer had a published list price in effect on October 1, 1941, or an established price in effect on the base date, the maximum price shall be the price computed under section 7 of Revised Maximum Price Regulation 136, increased by 11% of that price. For the purpose of this order, the term "base date" shall mean October 1, 1941.

(2) For any tire inflation stands, including accessories, repair and replacement parts, which are integral and functional parts thereof, for which the manufacturer can compute a price under section 8 of Revised Maximum Price Regulation 136, the maximum price shall be computed under section 8, using the price computed under the preceding subparagraph (1) as the maximum price for the product before modification.

Section 8 has reference to the establishment of a maximum price for a product which either had a published list price or an established price in effect on the base date or a list price approved by the Office of Price Administration in which there has been a substantial change in design, specification or equipment. In using section 8, therefore, under the provisions of this paragraph, a manufacturer must first establish a price for the product under the preceding paragraph (a), and then establish the increase or decrease in that price on the basis of the modification in the manner provided in section 8.

(3) For any other tire inflation stands, including accessories, repair and replacement parts, which are integral and functional parts thereof, the maximum price shall be computed under sections 9 and 10 of Revised Maximum Price Regulation 136, without addition of the increase permitted by this order.

(b) The maximum prices for sales by resellers of the products described in paragraph (a) above, shall be determined as follows:

(1) The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class just prior to the issuance of this order, by the same amount in percent by which his net invoiced cost has been increased by reason of this order.

(2) The manufacturer shall notify each purchaser who buys the products listed in paragraph (a) above for resale of the amount, in percent, by which this order permits the reseller to increase his maximum net prices. (A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington 25, D. C.)

(c) All prices established pursuant to this order shall be subject to the same discounts, credits and allowances in effect to any purchasers and classes of purchasers just prior to the issuance of this order.

(d) Notwithstanding any of the provisions of this order, any seller of tire inflation stands, including accessories, repair and replacement parts thereof, which are integral and functional parts thereof, may charge and collect the maximum prices for sales of his products

which he had in effect just prior to the issuance of this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 11, 1946.

Issued this 6th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–7565; Filed, May 6, 1946; 11:45 a. m.]

[RMPR 499, Amdt. 1 to Rev. Order 1]

HELBROS WATCH CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 7 and 14 of Revised Maximum Price Regulation No. 499, *It is ordered*, That Revised Order No. 1 be amended in the following respects:

1. The following items and their maximum prices are added to the list of items and maximum prices in paragraph (b):

MEN'S WATCHES

Series	Description	Maximum price to retailers	Maximum retail price including Federal excise tax
46450 Br	11½L, 17J, RGP, steel back, bracelet	$16.25	$39.75
50520 C. B	10½L, 17J, RGP, steel back, checker bracelet	19.00	47.50
51284 C. B	10½L, 17J, 14K gold, sweepsecond, waterproof, checker bracelet	49.50	110.00
52902SS C. B	10½L, 17J, gold filled, sweepsecond, checker bracelet	26.25	59.75
72020 C. B	8¾L, 17J, RGP, steel back, checker bracelet	18.85	47.50
M5	8¾ x 12L, 15J, ordinary second, chrome steel back, strap	13.50	29.75
M6	7¾ x 11L, 15J, ordinary second, chrome steel back, strap	13.50	29.75
M7	10½L, 15J, ordinary second, radium dial, chrome steel back, strap	14.50	33.75
M8	8¾ x 12L, 15J, ordinary second, chrome steel back, strap	14.50	33.75
M9	10½L, 15J, ordinary second, chrome steel back, strap	16.50	37.50
M10	8¾ x 12L, 15J, ordinary second, chrome steel back, strap	16.50	37.50
M11	10½L, 16J, ordinary second, chrome steel back, strap	16.50	37.50
M12	10½L, 16J, ordinary second, all steel, incabloc, strap	18.00	39.75

LADIES' WATCHES

85640X	6 x 8, 17J, RGP, steel back, expansion bracelet	$17.95	$47.50
85730X			
85020X			
85350X			
85310X	6 x 8, 17J, RGP, steel back, expansion bracelet	18.40	49.75
85660X			
85030X			
68001L	5¾L, 15J, RGP, steel back, ratchet cord bracelet	14.36	33.75
6800LBR	do	15.17	37.50
92902X	5L, 17J, gold filled, expansion bracelet	24.24	57.50
92952X			
72388 SS	8¾L, 17J, all steel case, sweep second, waterproof, strap	27.15	52.50
72388 SS X	8¾L, 17J, all steel case, sweep second, waterproof, expansion bracelet.	30.15	59.75

POCKET WATCHES

M1–M2	12L, 15J, chrome steel back	$12.50	$27.50
M3–M4	12L, 15J, chrome steel back	13.50	29.75

2. The maximum prices to retailers on model numbers 75634CB, 75354CB, 75864CB and 75624CB which are set forth in Revised Order No. 1 are increased by the amount of fifty cents. The maximum prices to consumers remain the same on these items.

This amendment shall become effective on May 7, 1946.

Issued this 6th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–7572; Filed, May 6, 1946; 11:46 a. m.]

[MPR 594, Amdt. 5 to Rev. Order 4]

FORD MOTOR CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 9b of Maximum Price Regulation 594, *It is ordered:*

The percentage "90%" in paragraph (c) of Revised Order No. 4 under Maximum Price Regulation 594 is amended to read "82%".

This amendment shall become effective May 6, 1946.

Issued this 6th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–7583; Filed, May 6, 1946; 11:42 a. m.]

[MPR 594, Amdt. 4 to Rev. Order 5]

FORD MOTOR CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 9b of Maximum Price Regulation 594, *It is ordered:*

The percentage "90%" in paragraph (c) of Revised Order No. 5 under Maximum Price Regulation 594 is amended to read "82%".

This amendment shall become effective May 6, 1946.

Issued this 6th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–7584; Filed, May 6, 1946; 11:42 a. m.]

[MPR 594, Amdt. 5 to Order 6]

FORD MOTOR CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 8 and 9b of Maximum Price Regulation 594, *It is ordered:*

Order No. 6 under Maximum Price Regulation 594 is amended in the following respects:

1. A radio bezel, an additional item of extra or optional equipment, and its respective net wholesale price, are added to the schedule in subparagraph (2) of paragraph (a) to read as follows:

Description:	*Net wholesale price*
Radio bezel	$2.00

2. The percentage "90%" in paragraph (b) is amended to read "82%".

3. A radio bezel and its respective list price are added to the schedule in subparagraph (2) (i) of paragraph (c) to read as follows:

Description:	*List price*
Radio bezel	$3.00

This amendment shall become effective May 6, 1946.

Issued this 6th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–7585; Filed, May 6, 1946; 11:42 a. m.]

Regional and District Office Orders

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register on April 19, 1946.

Region I

Augusta Order 3–F, Amendment 48, covering fresh fruits and vegetables in Portland, S. Portland, and Westbrook. Filed 10:40 a. m.

Augusta Order 5–F, Amendment 47, covering fresh fruits and vegetables in Bangor and Brewer. Filed 10:42 a. m.

Concord Order 9–F, Amendment 52, covering fresh fruits and vegetables in certain cities in New Hampshire. Filed 3:53 p. m.

Hartford Order 5–F, Amendment 52, covering fresh fruits and vegetables in Waterbury and Watertown. Filed 3:50 p. m.

Hartford Order 6–F, Amendment 52, covering fresh fruits and vegetables in the Hartford Area. Filed 3:54 p. m.

Hartford Order 7–F, Amendment 52, covering fresh fruits and vegetables in the New Haven Area. Filed 3:54 p. m.

Hartford Order 8–F, Amendment 52, covering fresh fruits and vegetables in the Bridgeport Area. Filed 3:53 p. m.

Providence Order 3–F, Amendment 50, covering fresh fruits and vegetables in certain cities in Rhode Island. Filed 9:34 a. m.

Region II

Albany Order 3–C, Amendment 4, covering poultry in Albany, Schenectady and Rensselaer Counties. Filed 4:19 p. m.

Albany Order 13–F, Amendment 11, covering fresh fruits and vegetables in specified cities in New York. Filed 4:18 p. m.

Albany Order 6–O, Amendment 8, covering eggs in Albany, Schenectady and Rensselaer Counties. Filed 4:20 p. m.

District of Columbia Order 8–C, Amendment 4, covering poultry in the Washington, D. C. Area. Filed 3:56 p. m.

District of Columbia Order 6–F, Amendment 11, covering fresh fruits and vegetables in specified areas. Filed 3:55 p. m.

Philadelphia Order 38, covering dry groceries in Philadelphia, Delaware, Bucks, Chester and Montgomery Counties in Penna. Filed 4:04 p. m.

Philadelphia Order 38, Amendment 1 covering dry groceries. Filed 4:04 p. m.

Philadelphia Order 39, covering dry groceries in Berks, Lehigh and Northampton Counties in Penna. Filed 4:06 p. m.

Philadelphia Order 39, Amendment 1, covering dry groceries. Filed 4:07 p. m.

Philadelphia Order 40, covering dry groceries in specified counties in Pennsylvania. Filed 4:17 p. m.

Philadelphia Order 40, Amendment 1, covering dry groceries. Filed 9:16 a. m.

Philadelphia Order 41, covering dry groceries in specified counties in Pennsylvania. Filed 9:17 a. m.

Philadelphia Order 41, Amendment 1, covering dry groceries. Filed 9:17 a. m.

Pittsburgh Order 4–C, Amendment 4, covering poultry in Alleghany County, Penna. Filed 9:36 a. m.

Pittsburgh Order 9–F, Amendment 12, covering fresh fruits and vegetables in specified counties in Penna. Filed 9:34 a. m.

Pittsburgh Order 10–F, Amendment 11, covering fresh fruits and vegetables in Alleghany County, Penna. Filed 10:29 a. m.

Pittsburgh Order 10–F, Amendment 12, covering fresh fruits and vegetables in Alleghany County, Penna. Filed 9:34 a. m.

Pittsburgh Order 11–F, Amendment 11, covering fresh fruits and vegetables in Erie and Warren County, Penna. Filed 9:33 a. m.

Pittsburgh Order 12–F, Amendment 11, covering fresh fruits and vegetables in specified counties in Penna. Filed 10:30 a. m.

Pittsburgh Order 12–F, Amendment 12, covering fresh fruits and vegetables in specified counties in Penna. Filed 9:35 a. m.

Syracuse Order 5–F, Amendment 12, covering fresh fruits and vegetables in specified counties in New York. Filed 10:31 a. m.

Syracuse Order 6–F, Amendment 12, covering fresh fruits and vegetables in Syracuse, Watertown and Utica in New York. Filed 10:33 a. m.

Syracuse Order 7–F, Amendment 9, covering fresh fruits and vegetables in specified areas in New York. Filed 10:34 a. m.

Region III

Cleveland Revised Order 3–F, Amendment 43, covering fresh fruits and vegetables in Lucas County and certain townships in Wood County, Ohio. Filed 10:43 a. m.

Cleveland Order 4–O, Amendment 13, covering eggs in a certain area in the Cleveland District. Filed 10:44 a. m.

Cleveland Order 5–O, Amendment 13, covering eggs in a certain area in the Cleveland District. Filed 10:44 a. m.

Detroit Order 9–O, Amendment 13, covering eggs in designated counties. Filed 10:45 a. m.

Detroit Order 10–O, Amendment 5, covering eggs in Wayne County. Filed 10:46 a. m.

Indianapolis Order 14–F, Amendment 63, covering fresh fruits and vegetables in Marion, Vigo and Tippecanoe Counties. Filed 10:46 a. m.

Indianapolis Order 15–F, Amendment 63, covering fresh fruits and vegetables in Wayne, Delaware and Allen Counties. Filed 10:47 a. m.

Indianapolis Order 16–F, Amendment 63, covering fresh fruits and vegetables in County of St. Joseph. Filed 10:48 a. m.

Indianapolis Order 17–F, Amendment 63, covering fresh fruits and vegetables in Vanderburgh County. Filed 10:48 a. m.

Louisville Order 3–C, Amendment 13, covering poultry in Jefferson, Kentucky and Clark and Floyd Counties, Indiana. Filed 4:22 p. m.

Louisville Order 26, Amendment 10, covering dry groceries in specified areas. Filed 10:49 a. m.

Louisville Order 28, Amendment 9, covering dry groceries in specified areas. Filed 10:50 a. m.

Louisville Order 30, Amendment 10, covering dry groceries in specified areas. Filed 10:49 a. m.

Louisville Order 33, Amendment 4, covering dry groceries in specified areas. Filed 10:50 a. m.

Louisville Order 36, Amendment 2, covering dry groceries in certain area in Kentucky. Filed 10:54 a. m.

Louisville Order 36, Amendment 3, covering dry groceries. Filed 4:21 p. m.

Louisville Order 4–W, Amendment 10, covering dry groceries in specified areas. Filed 4:23 p. m.

Louisville Order 5–W, Amendment 9, covering dry groceries in specified areas. Filed 4:28 p. m.

Louisville Order 6–W, Amendment 10, covering dry groceries in specified areas. Filed 4:28 p. m.

Louisville Order 7–W, Amendment 4, covering dry groceries in specified areas. Filed 4:29 p. m.

Louisville Order 1–O, Amendment 2, covering eggs in Jefferson County, Ky. and Clark and Floyd Counties, Indiana. Filed 4:23 p. m.

Region IV

Raleigh Order 14–F, Amendment 11, covering fresh fruits and vegetables in specified counties in North Carolina. Filed 9:36 a. m.

Atlanta Order 30–C, Amendment 9, covering poultry in specified counties in Georgia. Filed 10:54 a. m.

Atlanta Order 31–C, Amendment 9, covering poultry in specified counties in Georgia. Filed 10:55 a. m.

Atlanta Order 32–C, Amendment 9, covering poultry in specified counties in Georgia. Filed 10:57 a. m.

Atlanta Order 33–C, Amendment 9, covering poultry in specified counties in Georgia. Filed 12:49 p. m.

Atlanta Order 34–C, Amendment 9, covering poultry in specified counties in Georgia. Filed 12:50 p. m.

Atlanta Order 35–C, Amendment 9, covering poultry in specified counties in Georgia. Filed 12:51 p. m.

Atlanta Order 15–F, Amendment 20, covering fresh fruits and vegetables in Bibb and Muscogee Counties, Ga. and Phenix City, Ala. Filed 4:03 p. m.

Atlanta Order 16–F, Amendment 3, covering fresh fruits and vegetables in Chatham and Richmond Counties. Filed 4:01 p. m.

Atlanta Order 17–F, Amendment 3, covering fresh fruits and vegetables in Dougherty and Thomas Counties. Filed 4:01 p. m.

Atlanta Order 18–F, Amendment 3, covering fresh fruits and vegetables in specified areas. Filed 4:00 p. m.

Atlanta Order 19–F, Amendment 3, covering fresh fruits and vegetables in specified counties. Filed 3:58 p. m.

Maine Order 13–C, Amendment 4, covering poultry in Dade County, Fla. Filed 4:31 p. m.

Miami Order 6–W, Amendment 3, covering dry groceries in the Miami, Florida Area. Filed 4:31 p. m.

Region V

Dallas Order 4–C, Amendment 17, covering poultry in Dallas, University Park and Highland Park, Texas. Filed 10:26 a. m.

Dallas Order 4–F, Amendment 38, covering fresh fruits and vegetables in Dallas County, Texas. Filed 10:24 a. m.

Dallas District Order 10–O, Amendment 17, covering eggs in Dallas, University Park and Highland Park, Texas. Filed 10:27 a. m.

Kansas City Order 9–C, Amendment 17, covering poultry in specified areas in Missouri. Filed 10:38 a. m.

Kansas City Order 10–C, Amendment 17, covering poultry in Greene and Jasper Counties, Mo. Filed 10:39 a. m.

Kansas City Order 4–F, Amendment 39, covering fresh fruits and vegetables in Johnson and Wyandotte Counties, Kansas, Jackson County, Mo., and North Kansas City, Mo. Filed 10:25 a. m.

Kansas City Order 9–F, Amendment 23, covering fresh fruits and vegetables in Buchanan County, Mo. Filed 10:34 a. m.

Kansas City Order 10–F, Amendment 23, covering fresh fruits and vegetables in Greene County, Mo. Filed 10:36 a. m.

Kansas City Order 11–F, Amendment 23, covering fresh fruits and vegetables in Jasper County, Mo. Filed 10:36 a. m.

Kansas City Order 24, Amendment 1, covering dry groceries in certain areas in Mo. Filed 9:20 a. m.

Kansas City Order 6–W, Amendment 1, covering dry groceries in certain areas in Mo. Filed 9:29 a. m.

Little Rock Order 4–C, Amendment 18, covering poultry in Pulaski County, Ark. Filed 1:02 p. m.

Little Rock Order 10–F, Amendment 40, covering fresh fruits and vegetables in Garland County, Ark. Filed 12:56 p. m.

Little Rock Order 12–F, Amendment 32, covering fresh fruits and vegetables in specified counties in Ark. Filed 12:57 p. m.

Little Rock Order 13–F, Amendment 32, covering fresh fruits and vegetables in specified counties in Ark. and Bowie County, Texas. Filed 12:59 p. m.

Little Rock Order 14–F, Amendment 32, covering fresh fruits and vegetables in specified counties in Ark. Filed 12:59 p. m.

Little Rock Order 15–F, Amendment 32, covering fresh fruits and vegetables in specified counties in Ark. Filed 1:01 p. m.

Little Rock Order 4–O, Amendment 18, covering eggs in Pulaski County, Ark. Filed 1:03 p. m.

New Orleans Order 33–C, Amendment 19, covering poultry in New Orleans, Algiers, Gretna, Metairie, McDonoughville, Arabi and Chalmette, La. Filed 9:26 a. m.

New Orleans Order 33–C, Amendment 20, covering poultry. Filed 9:27 a. m.

New Orleans Order 3–F, Amendment 38, covering fresh fruits and vegetables in Parishes of Orleans, St. Bernard & Jefferson, La. Filed 10:40 a. m.

New Orleans Order 5–F, Amendment 29, covering fresh fruits and vegetables in cities of Shreveport, Bossier, Monroe and W. Monroe. Filed 9:44 a. m.

New Orleans Order 6–F, Amendment 29, covering fresh fruits and vegetables in specified parishes in Louisiana. Filed 9:46 a. m.

New Orleans Order 31, covering dry groceries in certain specified areas in Louisiana. Filed 9:25 a. m.

New Orleans Order 5–W, covering dry groceries in specified areas in Louisiana. Filed 9:29 a. m.

New Orleans Order 32, covering dry groceries in specified areas in Louisiana. Filed 9:26 a. m.

New Orleans Order 6–W, covering dry groceries in specified areas in Louisiana. Filed 9:55 a. m.

New Orleans Order 7–O, Amendment 18, covering eggs in certain area in Louisiana. Filed 9:28 a. m.

Oklahoma Order 2–C, Amendment 18, covering poultry in Tulsa and Muskogee Counties, Oklahoma. Filed 9:56 a. m.

Oklahoma Order 8–F, Amendment 27, covering fresh fruits and vegetables in Pottawatomie, Garfield, Tulsa and Muskogee Counties, Oklahoma. Filed 9:44 a. m.

Oklahoma Order 1–O, Amendment 18, covering eggs in Tulsa and Muskogee Counties, Oklahoma. Filed 9:57 a. m.

San Antonio Order 6–C, Amendment 18, covering Bexar County, Texas. Filed 9:37 a. m.

San Antonio Order 6–F, Amendment 38, covering fresh fruits and vegetables in Bexar County, Texas. Filed 9:34 a. m.

San Antonio, Order 7–F, Amendment 38, covering fresh fruits and vegetables in Austin, Texas. Filed 9:35 a. m.

San Antonio Order 8–F, Amendment 38, covering fresh fruits and vegetables in Corpus Christi, Texas. Filed 9:36 a. m.

San Antonio Order 9–F, Amendment 27, covering fresh fruits and vegetables in Culberson, El Paso, Hudspeth and Presidio Counties, Texas. Filed 9:37 a. m.

San Antonio Order 3–O, Amendment 18, covering eggs in Bexar County, Texas. Filed 9:42 a. m.

St. Louis Order 3–C, Amendment 17, covering poultry in city and county of St. Louis, Mo. Filed 10:04 a. m.

St. Louis Order 4–F, Amendment 38, covering fresh fruits and vegetables in City and County of St. Louis. Filed 10:02 a. m.

St. Louis Order 5–F, Amendment 11, covering fresh fruits and vegetables in specified areas in Missouri. Filed 10:03 a. m.

Wichita Order 13–F, Amendment 22, covering fresh fruits and vegetables in Sedgwick County, Kans. Filed 9:18 a. m.

Wichita Order 14–F, Amendment 22, covering fresh fruits and vegetables in specified counties in Kansas. Filed 9:18 a. m.

Wichita Order 15–F, Amendment 22, covering fresh fruits and vegetables in Chase, Coffey, Greenwood, Lyon, Marion and Morris Counties, Kansas. Filed 9:18 a. m.

Wichita Order 16–F, Amendment 22, covering fresh fruits and vegetables in Reno County, Kansas. Filed 9:19 a. m.

Wichita Order 17–F, Amendment 22, covering fresh fruits and vegetables in Shawnee County, Kansas. Filed 9:19 a. m.

Region VI

Des Moines Order 4–F, Amendment 28, covering fresh fruits and vegetables in specified areas in Iowa and Nebraska. Filed 1:04 p. m.

Des Moines Order 5–F, Amendment 28, covering fresh fruits and vegetables in specified areas in Iowa. Filed 1:13 p. m.

Des Moines Order 6–F, Amendment 28, covering fresh fruits and vegetables in specified counties in Iowa. Filed 1:15 p. m.

Des Moines Order 7–F, Amendment 28, covering fresh fruits and vegetables in specified counties in Iowa and Illinois. Filed 1:15 p. m.

Peoria Order 16–F, Amendment 11, covering fresh fruits and vegetables in specified counties in Illinois. Filed 1:20 p. m.

Peoria Order 17–F, Amendment 11, covering fresh fruits and vegetables in Rock Island with the exception of certain cities. Filed 1:54 p. m.

Peoria Order 18–F, Amendment 11, covering fresh fruits and vegetables in Bureau, Putnam, La Salle, Kendall, Grundy, Will, Kankakee and Marshall Counties, Ill. Filed 3:37 p. m.

Peoria Order 19–F, Amendment 11, covering fresh fruits and vegetables in Peoria, Tazewell, Woodford, Livingston, McLean, Ford and Iroquois Counties, Ill. Filed 3:38 p. m.

Sioux Falls Order 5–F, Amendment 12, covering fresh fruits and vegetables in Minnehaha, South Dakota. Filed 1:17 p. m.

Springfield Order 24–F, Amendment 6, covering fresh fruits and vegetables in specified counties in Ill. Filed 1:18 p. m.

St. Paul Order 3–C, Amendment 8, covering poultry in specified areas. Filed 3:46 p. m.

St. Paul Order 3–F, Amendment 28, covering fresh fruits and vegetables in Duluth and Proctor, Minn. and Superior, Wis. Filed 3:42 p. m.

St. Paul Order 7–F, Amendment 12, covering fresh fruits and vegetables in specified counties in Minn. Filed 3:43 p. m.

St. Paul Order 8–F, Amendment 11, covering fresh fruits and vegetables in specified areas in Minn. Filed 3:44 p. m.

St. Paul Order 2–O, Amendment 10, covering eggs in specified areas in Minn. Filed 3:49 p. m.

Twin Cities Order 4–C, Amendment 2, covering poultry in Cities of Duluth and Proctor in St. Louis County, Minn. Filed 3:48 p. m.

Region VII

Albuquerque Order 8–F, Amendment 55, covering fresh fruits and vegetables in the Albuquerque area. Filed 9:51 a. m.

Albuquerque Order 9–F, Amendment 24, covering fresh fruits and vegetables in the Gallup, Santa Fe, Las Vegas and Bernalillo area. Filed 9:51 a. m.

Albuquerque Order 10–F, Amendment 25, covering fresh fruits and vegetables in certain areas in New Mexico. Filed 9:22 a. m.

Albuquerque Order 11–F, Amendment 26, covering fresh fruits and vegetables in certain areas in New Mexico. Filed 9:23 a. m.

Albuquerque Order 12–F, Amendment 26, covering fresh fruits and vegetables in certain areas in New Mexico. Filed 9:23 a. m.

Albuquerque Order 42, Amendment 8, covering dry groceries in the Northwestern, Central and Extreme Southwestern New Mexico area. Filed 9:23 a. m.

Albuquerque Order 43, Amendment 8, covering dry groceries in certain areas in New Mexico. Filed 9:24 a. m.

Albuquerque Order 8–W, Amendment 15, covering dry groceries in certain areas in New Mexico. Filed 9:24 a. m.

Helena Orders 109 and 15–W, covering dry groceries for Billings, Butte and Great Falls. Filed 9:30 a. m.

Helena Orders 109 and 15–W, Amendment 1, covering dry groceries for Billings, Butte and Great Falls areas. Filed 9:31 a. m.

Helena Order 110, covering dry groceries in certain areas in Montana. Filed 9:31 a. m.

Helena Order 110, Amendment 1, covering dry groceries in certain areas in Montana. Filed 9:32 a. m.

Helena Orders 111 and 16–W, covering dry groceries in Helena, East Helena, Bozeman, Livingston, Kalispell, and Missoula. Filed 9:33 a. m.

Helena Orders 111 and 16–W, Amendment 1, covering dry groceries in Helena, East Helena, Bozeman, Livingston, Kalispell, and Missoula. Filed 9:33 a. m.

Helena Order 112, covering dry groceries in certain areas in Montana. Filed 9:46 a. m.

Helena Order 112, Amendment 1, covering dry groceries in certain areas in Montana. Filed 9:47 a. m.

Helena Orders 113 and 17–W, covering dry groceries in certain areas in Montana. Filed 9:48 a. m.

Helena Order 113 and 17–W, Amendment 1, covering dry groceries in certain areas in Montana. Filed 9:49 a. m.

Helena Order 114, covering dry groceries in certain areas in Montana. Filed 9:49 a. m.

Helena Order 114, Amendment 1, covering dry groceries in certain areas in Montana. Filed 9:50 a. m.

Salt Lake City Order 3–C, Amendment 4, covering poultry in the State of Utah. Filed 9:37 a. m.

Salt Lake City Order 4–C, Amendment 4, covering poultry in the State of Utah. Filed 9:38 a. m.

Salt Lake City Order 14–F, Amendment 5, covering fresh fruits and vegetables in Salt Lake, Davis, and Weber. Filed 9:36 a. m.

Salt Lake City Order 15–F, Amendment 5, covering fresh fruits and vegetables in Cache, Carbon, and Emery. Filed 9:37 a. m.

Salt Lake City Order 16–F, Amendment 5, covering fresh fruits and vegetables in Rich and Daggett. Filed 9:37 a. m.

Salt Lake City Orders 32 and 33, Amendment 2, covering butter and cheese in the Salt Lake City, Ogden, and Provo area. Filed 9:25 a. m.

Salt Lake City Orders 34 and 35, Amendment 2, covering butter and cheese in the Cache, Carbon, Emery, Richfield, Ceder City, Southern Idaho, Evanston, Wyoming area. Filed 9:26 a. m.

Salt Lake City Order 36, Amendment 2, covering butter and cheese in certain counties in Utah. Filed 9:26 a. m.

Salt Lake City Order 37, Amendment 2, covering butter and cheese in Preston, Idaho; and Evanston, Kemmerer, and Rock Springs, Wyoming. Filed 9:27 a. m.

Salt Lake City Order 7–W, Amendment 2, covering butter and cheese in the Salt Lake, Ogden, Provo area. Filed 9:27 a. m.

Region VIII

Los Angeles Order L. A. 4–C, Amendment 2, covering poultry in Los Angeles, Inyo, Orange and San Diego counties. Filed 9:31 a. m.

Los Angeles Order 3–F, Amendment 42, covering fresh fruits and vegetables in the Los Angeles Metropolitan area. Filed 12:52 p. m.

Los Angeles Order 3–F, Amendment 43, covering fresh fruits and vegetables in the Los Angeles Metropolitan area. Filed 12:52 p. m.

Los Angeles Order L. A. 3–F, Amendment 44, covering fresh fruits and vegetables in the Los Angeles Metropolitan area. Filed 12:53 p. m.

Los Angeles Order 4–F, Amendment 42, covering fresh fruits and vegetables in the San Bernardino-Riverside area. Filed 9:29 a. m.

Los Angeles Order 4–F, Amendment 43, covering fresh fruits and vegetables in the San Bernardino-Riverside area. Filed 12:53 p. m.

Los Angeles Orders 5–F and 6–F, Amendments 42 and 43, covering fresh fruits and vegetables in the Santa Barbara, Ventura and San Luis Obispo areas. Filed 9:30 a. m. and 12:54 p. m.

Los Angeles Order 7–F, Amendments 26 and 27, covering fresh fruits and vegetables in the Bakersfield area. Filed 12:55 and 12:43 p. m.

Los Angeles Order 8–F, Amendments 23 and 24, covering fresh fruits and vegetables in the San Diego Metropolitan area. Filed 12:44 p. m.

Los Angeles Order 9–F, Amendments 22 and 23, covering fresh fruits and vegetables in certain areas in California. Filed 12:45 p. m.

Los Angeles Order 10–F, Amendments 22 and 23, covering fresh fruits and vegetables in certain areas in California. Filed 12:46 p. m.

Los Angeles Order L. A. 12, Amendment 16, covering dry groceries. Filed 9:31 a. m.

Los Angeles Order L. A. 12, Amendment 17, covering dry groceries in the Los Angeles Metropolitan area. Filed 12:47 p. m.

Los Angeles Order L. A. 1–W, Amendment 12, covering dry groceries in the Los Angeles Metropolitan area. Filed 9:33 a. m.

Los Angeles Order L. A. 2–p, Amendment 1, covering fresh and frozen fish in certain areas in California. Filed 9:31 a. m.

Portland Order 38–F, Amendment 23, covering fresh fruits and vegetables in Haines, Wallowa, Enterprise, Oregon area. Filed 9:16 a. m.

Portland Order 42–F, Amendment 24, covering fresh fruits and vegetables in certain areas in Oregon. Filed 9:16 a. m.

Portland Order 43–F, Amendments 2 and 3, covering fresh fruits and vegetables in the Kelso, Salem, the Dalles, Caltskanie, Forest Grove, Oregon area. Filed 9:59 a. m.

San Francisco Order 9–C, Amendments 7 and 8, covering poultry in certain areas in California. Filed 10:22 a. m. and 9:23 a. m.

San Francisco Order 23–F, Amendments 11 and 12, covering fresh fruits and vegetables in certain areas in California. Filed 9:52 a. m. and 10:06 a. m.

San Francisco Order 26–F, Amendment 8, covering fresh fruits and vegetables in certain areas in California. Filed 10:07 a. m.

San Francisco Order 27–F, Amendment 8, covering fresh fruits and vegetables in certain areas in California. Filed 10:09 a. m.

San Francisco Order 14, Amendment 14, covering dry groceries in the counties of Alameda, Contra Costa, Marin, San Mateo and the city and county of San Francisco. Filed 10:10 a. m.

San Francisco Order 20, Amendment 7, covering dry groceries in the city and county of San Francisco, counties of Alameda, Contra Costa, Marin and San Mateo. Filed 10:11 a. m.

San Francisco Order 21, Amendment 5, covering dry groceries in the counties of Monterey, Napa, San Benito, Santa Clara, Santa Cruz, Solano and Sonoma. Filed 9:53 a. m.

San Francisco Order 23, Amendment 5, covering dry groceries in certain areas in California. Filed 10:18 a. m.

San Francisco Order 44, Amendment 2, covering dry groceries sold by Group 1 and 2 stores. Filed 9:54 a. m.

San Francisco Order 47, Amendment 2, covering dry groceries in certain cities in California. Filed 10:19 a. m.

San Francisco Order 48, Amendment 3, covering dry groceries in certain counties in California. Filed 10:21 a. m.

San Francisco Order 9–O, Amendment 6, covering eggs in certain areas in California. Filed 10:27 a. m.

Seattle Order 16–F, Amendment 36, covering fresh fruits and vegetables in Seattle, Tacoma and Bremerton, Washington. Filed 9:20 a. m.

Seattle Order 17–F, Amendment 32, covering fresh fruits and vegetables in Bellingham and Everett, Washington. Filed 9:23 a. m.

Seattle Order 18–F, Amendment 33, covering fresh fruits and vegetables in Olympia, Aberdeen, Hoquiam, Centralia and Chehalis, Washington. Filed 9:24 a. m.

Seattle Order 19–F, Amendment 30, covering fresh fruits and vegetables in the Yakima, Wenatchee, East Wenatchee. Filed 9:24 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46–7428; Filed May 2, 1946; 4:37 p. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51, were filed with the Division of the Federal Register May 1, 1946.

Region II

Baltimore Order 11–F, Amendment 13, covering fresh fruits and vegetables in the Baltimore, Maryland area. Filed 9:47 a. m.

Baltimore Order 12–F, Amendment 13, covering fresh fruits and vegetables in the Baltimore, Maryland area. Filed 9:48 a. m.

Buffalo Order 8–F, Amendment 13, covering fresh fruits and vegetables in the counties of Allegany, Cattaraugus, Chautauqua, New York. Filed 9:42 a. m.

Buffalo Order 9–F, Amendment 9, covering fresh fruits and vegetables in certain areas in New York. Filed 9:43 a. m.

Buffalo Order 10–F, Amendment 5, covering fresh fruits and vegetables in certain areas in New York. Filed 9:43 a. m.

District of Columbia Order 6–F, Amendment 13, covering fresh fruits and vegetables in the Washington, D. C. area. Filed 9:43 a. m.

Newark Order 8–F, Amendment 14, covering fresh fruits and vegetables in certain areas in New Jersey. Filed 9:42 a. m.

Newark Order 9–F, Amendment 13, covering fresh fruits and vegetables in certain counties in New Jersey and the

Borough of North Plainfield in Somerset County, New Jersey. Filed 9:42 a. m.

New York Order 14–F, Amendment 12, covering fresh fruits and vegetables in the Five Boroughs of New York City. Filed 9:43 a. m.

New York Order 15–F, Amendment 12, covering fresh fruits and vegetables in Nassau & Westchester counties, New York. Filed 9:43 a. m.

New York Order 16–F, Amendment 12, covering fresh fruits and vegetables in the counties of Dutchess, Orange, Putnam, Rockland, Suffolk & Ulster, N. Y. Filed 9:45 a. m.

New York Orders 10–C & 22–C, covering poultry and eggs in the city of New York and Nassau & Westchester counties, New York. Filed 9:42 a. m.

Cincinnati Order 12–F, Amendment 9, covering fresh fruits and vegetables in Franklin county, Ohio. Filed 9:48 a. m.

Region III

Cincinnati Order 13–F, Amendment 9, covering fresh fruits and vegetables in certain counties in Ohio. Filed 9:48 a. m.

Cincinnati Order 14–F, Amendment 9, covering fresh fruits and vegetables in Hamilton county, Ohio & Kenton & Campbell counties, Kentucky. Filed 9:48 a. m.

Cincinnati Order 15–F, Amendment 9, covering fresh fruits and vegetables in certain areas in Ohio. Filed 9:48 a. m.

Cincinnati Order 5–O, Amendment 4, covering eggs in Hamilton & Montgomery counties, Ohio and Kenton & Campbell counties, Kentucky. Filed 9:48 a. m.

Cincinnati Order 6–O, Amendment 4, covering eggs in certain counties in Ohio. Filed 9:49 a. m.

Escanaba Order 43, Amendment 1, covering dry groceries in the Michigan area, excepting Mackinac Island in Mackinac county, Michigan. Filed 9:46 a. m.

Escanaba Order 43, Amendment 1, covering dry groceries in the Michigan area excepting Mackinac Island in Mackinac county, Michigan. Filed 9:45 a. m.

Indianapolis Order 14–F, Amendment 64, covering fresh fruits and vegetables in Marion, Vigo & Tippecanoe counties, Indiana. Filed 9:49 a. m.

Indianapolis Order 15–F, Amendment 64, covering fresh fruits and vegetables in Wayne, Delaware and Allen counties, Indiana. Filed 9:49 a. m.

Indianapolis Order 16–F, Amendment 64, covering fresh fruits and vegetables in the county of St. Joseph. Filed 9:50 a. m.

Indianapolis Order 17–F, Amendment 64, covering fresh fruits and vegetables in the county of Vanderburgh. Filed 9:50 a. m.

Indianapolis Order 18–F, Amendment 20, covering fresh fruits and vegetables in certain areas in Indiana. Filed 9:50 a. m.

Indianapolis Order 19–F, Amendment 20, covering fresh fruits and vegetables in certain counties in Indiana. Filed 9:50 a. m.

Indianapolis Order 5–O, Amendment 15, covering eggs in certain counties in Indiana. Filed 9:51 a. m.

Indianapolis Order 7–O, Amendment 3, covering eggs in certain counties in Indiana. Filed 9:51 a. m.

Region IV

Atlanta Order 12–F, Amendment 21, covering fresh fruits and vegetables in the Atlanta-Decatur Metropolitan Trade area. Filed 9:41 a. m.

Atlanta Order 13–F, Amendment 21, covering fresh fruits and vegetables outside of the Atlanta-Decatur Metropolitan Trade Area. Filed 9:41 a. m.

Atlanta Order 14–F, Amendment 21, covering fresh fruits and vegetables in certain counties in Georgia. Filed 9:41 a. m.

Atlanta Order 15–F, Amendment 21, covering fresh fruits and vegetables in Bibb and Muscogee Counties, Georgia, and, Phenix city, Alabama. Filed 9:41 a. m.

Atlanta Order 38, Amendment 6, covering dry groceries sold by Groups 1 and 2 stores in the Atlanta area. Filed 9:42 a. m.

Region VI

Chicago Order 6–C, covering poultry in Cook county, Illinois. Filed 9:46 a. m.

Fargo Order 3–D, covering butter and cheese in North Dakota and certain counties in Minnesota. Filed 9:46 a. m.

Fargo Order 4–D, covering butter and cheese in North Dakota and certain counties in Minnesota. Filed 9:46 a. m.

Omaha Order 37, covering dry groceries sold by Groups 3 & 4 stores in the State of Nebraska. Filed 9:46 a. m.

Twin Cities Order 16, Amendment 1, covering dry groceries sold by Groups 3 & 4 stores in the Twin Cities area. Filed 9:47 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46-7430; Filed, May 2, 1946; 4:37 p. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51, were filed with the Division of the Federal Register April 29, 1946.

Region III

Charleston Order 7–F, Amendments 59 & 60, covering fresh fruits and vegetables in certain areas in West Virginia. Filed 3:22 p. m.

Charleston Order 9–F, Amendments 59 & 60, covering fresh fruits and vegetables in Cabell county & the city of Huntington in Wayne county, West Virginia. Filed 3:25 p. m.

Charleston Order 10–F, Amendments 59 & 60, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 3:25 p. m.

Charleston Order 11–F, Amendments 59 & 60, covering fresh fruits and vegetables in Berkeley, Jefferson & Morgan counties, West Virginia. Filed 3:25 p. m.

Charleston Order 14–F, Amendment 19, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 3:26 p. m.

Charleston Order 15–F, Amendments 56 & 57, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 3:26 p. m.

Charleston Order 16–F, Amendment 57, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 3:26 p. m.

Charleston Order 17–F, Amendments 55 & 56, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 3:23 p. m.

Cincinnati Order 12–F, Amendment 8, covering fresh fruits and vegetables in Franklin county, Ohio. Filed 3:23 p. m.

Cincinnati Order 14–F, Amendment 8, covering fresh fruits and vegetables in Hamilton county, Ohio and Kenton and Campbell counties, Kentucky. Filed 3:23 p. m.

Cincinnati Order 5–C, Amendment 2, covering poultry in Hamilton and Montgomery counties, Ohio and Kenton and Campbell counties, Kentucky. Filed 3:24 p. m.

Cincinnati Order 6–C, Amendment 2, covering poultry in Franklin county, Ohio. Filed 3:24 p. m.

Cincinnati Order 6–O, Amendment 3, covering eggs in certain areas in Ohio. Filed 2:52 p. m.

Cincinnati Order 26, Amendment 2, covering dry groceries. Filed 3:23 p. m.

Cincinnati Order 28, Amendment 1, covering dry groceries in certain counties in Ohio. Filed 3:24 p. m.

Cincinnati Order 10–W, Amendment 2, covering dry groceries in certain areas in Ohio. Filed 2:53 p. m.

Cleveland Order 6–F, Amendment 22, covering fresh fruits and vegetables in Cuyahoga county, Ohio. Filed 2:54 p. m.

Cleveland Order 7–F, Amendment 2, covering fresh fruits and vegetables in certain counties in Ohio. Filed 2:54 p. m.

Cleveland Order 4–O, Amendment 14, covering eggs in certain counties in Ohio. Filed 2:54 p. m.

Cleveland Order 5–O, Amendment 14, covering eggs in certain counties in Ohio. Filed 2:54 p. m.

Louisville Order 12–F, Amendment 65, covering fresh fruits and vegetables in Jefferson county, Kentucky and Clark and Floyd counties, Indiana. Filed 3:11 p. m.

Louisville Order 19–F, Amendment 25, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 3:22 p. m.

Louisville Order 26–F, Amendment 8, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 3:22 p. m.

Louisville Order 28–F, Amendment 5, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 3:22 p. m.

Louisville Order 29–F, Amendment 5, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 3:22 p. m.

Region IV

Jacksonville Order 18–W, Amendments 1, 2, and 3, covering dry groceries in certain areas in Florida. Filed 2:59 p. m.

Region VI

Peoria Adopting Order 13, Amendment 2, covering dry groceries sold by Groups 3 and 4 stores in certain counties in Illinois. Filed 2:52 p. m.

Peoria Adopting Order 21, Amendment 2, covering dry groceries sold by Groups 1 and 2 stores in certain counties in Illinois. Filed 2:52 p. m.

Peoria Adopting Order 4–W, Amendment 2, covering dry groceries in certain counties in Illinois. Filed 2:53 p. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46-7429; Filed, May 2, 1946; 4:38 p. m.]

[Region I Order G-7 Under RMPR 251, Amdt 2]

INSTALLED MINERAL WOOL INSULATION IN METROPOLITAN BOSTON AND RHODE ISLAND AREAS

For the reasons set forth in an opinion accompanying this amendment, issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to the authority vested in the Regional Administrator of Region I by section 9 of Revised Maximum Price Regulation No. 251 and the Emergency Price Control Act of 1942, as amended, Region I Order No. G–7 of Revised Maximum Price Regulation No. 251 is amended in the following respects:

1. The term "Metropolitan Boston Area" appearing in the heading of Order No. G–7 is hereby deleted and the following term is substituted therefor: "Metropolitan Boston and Rhode Island Areas".

2. The first sentence of section 3 is amended to read as follows:

This order shall apply to installations in structures located in the State of Rhode Island and in the following Massachusetts cities and towns referred to in this order as "Metropolitan Boston Area":

3. Subparagraph (a) (iv) of section 8 is amended by adding the following:

If the seller performs the work described by two or more categories and charges a price for such work not in excess of the maximum price for the lowest priced category in the combination, the seller may invoice the work on the basis of the lowest priced category used in the combination.

4. Subparagraph (d) of section 2 is amended to read as follows:

(d) This order does not cover any sale made pursuant to a written contract executed within 30 days prior to date of this order or prior to the effective date of any amendment which adds an area to section 3 of this order, nor deliveries thereof, nor the record-keeping requirements in connection therewith, if all of the work under such a contract is completed within 30 days after the effective date of this order or of such amendment and if the price for the sale under such contract and the record-keeping in connection therewith is in compliance with the provisions of Revised Maximum Price Regulation No. 251.

This Amendment No. 2 shall become effective January 2, 1946.

Issued this 21st day of December 1945.

ELDON C. SHOUP,
Regional Administrator.

[F. R. Doc. 46-7440; Filed, May 2, 1946; 4:40 p. m.]

[Region I Order G-7 Under RMPR 251, Amdt. 3]

INSTALLED MINERAL WOOL INSULATION IN MASSACHUSETTS, RHODE ISLAND, NEW HAMPSHIRE AND MAINE AREAS

For the reasons set forth in an opinion accompanying this amendment issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to the authority vested in the Regional Administrator of Region I by section 9 of Revised Maximum Price Regulation No. 251 and the Emergency Price Control Act of 1942, as amended, Region I Order No. G–7 of Revised Maximum Price Regulation No. 251 is amended in the following respects:

1. The term "Metropolitan Boston and Rhode Island Areas" appearing in the heading of Order No. G–7, as amended, is hereby deleted, and the following term is substituted therefor: "Massachusetts, Rhode Island, New Hampshire and Maine Areas".

2. The first sentence of section 3 is amended to read as follows:

This order shall apply to installations in structures located in the Commonwealth of Massachusetts (except Dukes County and Nantucket County); the State of Rhode Island, the State of New Hampshire, and the State of Maine.

3. Section 8 is amended to read as follows:

SEC. 8. *Records and invoices.* (a) Every seller of mineral wool insulation on an installed basis, whether the sale is made as a part of a general contract calling for installation of other commodities or not, shall:

(1) Preserve records showing the following information:

(i) The date of the sale and the date on which the installation was completed.

(ii) The name and address of the seller and buyer.

(iii) The number of square feet and type of insulation installed, the thickness of insulation material, and the areas in which such insulation material was installed..

(iv) The price charged for each separate category exactly as stated in Table I including category number and diagram number. If the seller performs the work described by two or more categories and charges a price for such work not in excess of the maximum price for the lowest priced category in the combination, the seller may invoice the work on the basis of the lowest priced category used in the combination.

(v) The terms of sale.

(vi) A statement shown separately on the invoice or contract of any special insulation and related work and incidental construction work and the prices therefor.

(2) Upon completion of the work or within a reasonable time thereafter, if requested by the purchaser, give to the purchaser an invoice or similar document showing the information set forth in the preceding subparagraphs (i) to (vi), inclusive.

(b) Every person making sales subject to this order shall notify the purchaser of the existence of this order, and, if requested, show the purchaser a copy of this order and a copy of the home insulation diagrams referred to in this order and Revised Maximum Price Regulation No. 251.

This Amendment 3 shall become effective February 8, 1946.

Issued this 25th day of January 1946.

ELDON C. SHOUP,
Regional Administrator.

[F. R. Doc. 46-7441; Filed, May 2, 1946; 4:40 p. m.]

[Region II Order G-1 Under MPR 592]

SAND, GRIT AND GRAVEL IN NEW YORK METROPOLITAN AREA

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and under the authority vested in the Regional Administrator, Region II of the Office of Price Administration by the Emergency Price Control Act of 1942 as amended, by section 17 of MPR 592 as amended and by Revised Procedural Regulation No. 1; *It is ordered*, That:

(a) On and after the effective date of this order, the maximum prices of sand, grit and gravel produced in Nassau and Suffolk Counties in the State of New York and sold in the territory hereinafter described, are fixed and adjusted as follows:

	Per cubic yard
Sand	$1.07
Grit	1.07
Gravel	1.74

These prices are for all classes of purchasers and are delivered prices for full draft cargoes within the Flotilla Tow Area, f. o. b. Scow, point of destination unloading of Scow by purchaser. The Flotilla Tow Area is described as follows:

Points of delivery. In the Hudson River along the New York and New Jersey shores, from the Bronx–Westchester County boundary line and the opposite point on the New Jersey side, extending south to points on the North River and Upper New York Bay as far as the Narrows, i. e., to Fort Hamilton on the Brooklyn side and Fort Wadsworth on the Staten Island shore; along the East River shores, extending into the Long Island Sound as far as the New York–Connecticut boundary line on the New York State shore, and all points on the north shore of Long Island.

(b) On deliveries of sand, grit and gravel to the points mentioned below, f. o. b. Scow, point of destination unloading of scow by purchaser, a charge of 15¢ per cubic yard of sand, grit or gravel may be made in addition to the prices set forth in paragraph (a). The points covered by this paragraph are as follows:

1. All points along the Newark Bay up the Passaic River as far as the City of Passaic, and along the Hackensack River as far as the City of Hackensack.

2. All points along the Newark Bay up the Rahway River to the City of Linden,

and up the Raritan River to the City of New Brunswick.

3. All points along the lower New York Bay, Gravesend Bay, Sheepshead Bay, Jamaica Bay, and the Atlantic shore line up to and including the East Rockaway Inlet.

(c) All prices fixed by this order are subject to a 5% discount for payment within 15 days. Discounts, charges and allowances in reference to unloading of scows by purchaser are fixed and adjusted as follows:

1. If the purchaser unloads the scow within one day from the time of delivery, he shall be allowed a discount of 4½¢ per cubic yard.

2. If the purchaser unloads the scow within two days from the time of delivery, he shall be allowed a discount of 3¢ per cubic yard.

3. If the purchaser unloads the scow within three days from the time of delivery, he may be charged the customary scow charges for time beyond two days, less a discount of 1½¢ per cubic yard.

4. If the purchaser unloads the scow within four or more days from the time of delivery, he may be charged the customary scow charges for each day beyond two days from the time of delivery.

(d) A copy of this order has been filed with the Division of the Federal Register where it is open to inspection by the public.

This order may be revoked or amended at any time by the Office of Price Administration.

All prayers of the applications not granted herein are denied.

This order shall become effective immediately.

Issued this 29th day of April 1946.

LEO F. GENTNER,
Regional Administrator.

[F. R. Doc. 46-7432; Filed, May 2, 1946; 4:38 p. m.]

[Region II Order G-4 Under Supp. Order 94]

DISSECTING SCISSORS IN NEW YORK REGION

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and in accordance with section 11 of Supplementary Order 94, and Emergency Price Control Act of 1942 as amended, it is ordered:

(a) *What this order does.* This order establishes maximum prices for sales and deliveries at wholesale and retail within Region II which includes the following States: New York, New Jersey, Pennsylvania, Delaware, Maryland and the District of Columbia, of certain dissecting scissors hereinafter described, sold by the U. S. Treasury Department, Procurement Division.

(b) *Maximum prices.* Maximum prices for the sale and delivery of the dissecting scissors described herein shall be as follows:

Article and description	Treasury's and wholesaler's price to retailer, f. o. b. point of shipment	Retailer's price to consumer
Dissecting scissors—4½ inches, plated cast steel	*Each* $0.375	*Each* $0.60

(c) *Discounts.* Every seller shall continue to maintain his customary allowances, discounts and other price differentials.

(d) *Notification of maximum prices.* Any person who sells the dissecting scissors herein described to a retailer, shall furnish the retailer with an invoice of sale setting forth the retailer's maximum price, and stating that the retailer is required by this order to attach to the dissecting scissors, before sale, a tag or label containing the following:

OPA ceiling price, 50¢

(e) *Tagging.* Any person who sells the above described dissecting scissors at retail shall attach to the scissors, before sale, a tag or label which plainly states the retail ceiling price.

(f) *Relation to other regulations and orders.* This order with respect to the commodity it covers supersedes any maximum price regulation otherwise applicable.

(g) *Definitions.* (1) A "retailer" is defined as any person whose sales to purchasers or use constitute a substantial part of his total sales.

(2) A "wholesaler" is defined as any person, other than a manufacturer, who distributes or sells the dissecting scissors, herein described, to resellers.

(h) *Revocation and amendment.* This order may be revoked or amended at any time.

(i) This order shall become effective immediately.

Issued this 27th day of June 1945.

DANIEL P. WOOLLEY,
Regional Administrator.

[F. R. Doc. 46-7446; Filed, May 2, 1946; 4:42 p. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51, were filed with the Division of the Federal Register April 29, 1946.

Region II

Baltimore Order 11–F, Amendment 12, covering fresh fruits and vegetables in the Baltimore, Maryland area. Filed 3:03 p. m.

Baltimore Order 12–F, Amendment 12, covering fresh fruits and vegetables in the Baltimore, Maryland area. Filed 3:08 p. m.

Newark Order 8–F, Amendment 13, covering fresh fruits and vegetables in certain areas in New Jersey. Filed 3:02 p. m.

Newark Order 9–F, Amendment 12, covering fresh fruits and vegetables in certain counties in New Jersey and the Borough of North Plainfield in Somerset county, New Jersey. Filed 3:02 p. m.

Philadelphia Order 14–F, Amendment 12, covering fresh fruits and vegetables in the city and county of Philadelphia. Filed 3:00 p. m.

Philadelphia Order 15–F, Amendment 12, covering fresh fruits and vegetables in Bucks, Chester, Delaware & Montgomery counties, Pennsylvania. Filed 3:00 p. m.

Philadelphia Order 16–F, Amendment 12, covering fresh fruits and vegetables in Berks, Lehigh and Northampton, Pennsylvania. Filed 3:00 p. m.

Scranton Order 5–F, Amendment 13, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 3:00 p. m.

Scranton Orders 3–C and 1–O, covering poultry and eggs in the city of Scranton and Borough of Dunmore in Lackawanna county, Pennsylvania. Filed 3:01 p. m.

Syracuse Order 5–F, Amendment 13, covering fresh fruits and vegetables in certain counties in New York. Filed 3:01 p. m.

Scranton Order 6–F, Amendment 12, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 3:01 p. m.

Syracuse Order 6–F, Amendment 13 covering fresh fruits and vegetables in the cities of Syracuse, Watertown, Utica and their Free Delivery Zones, New York. Filed 3:02 p. m.

Sqracuse Order 7–F, Amendment 10, covering fresh fruits and vegetables in certain areas in New York. Filed 3:02 p. m.

Syracuse Order 4–C, covering poultry in certain areas in New York. Filed 3:03 p. m.

Syracuse Order 5–C, covering poultry in Broome and Tioga counties, New York. Filed 3:03 p. m.

Syracuse Order 1–O, covering eggs in certain areas in New York. Filed 3:02 p. m.

Syracuse Order 2–O, covering eggs in Broome and Tioga counties, New York. Filed 3:03 p. m.

Region III

Charleston Order 16–F, Amendment 56, covering fresh fruits and vegetables in Boone, Fayette, Kanawha, Putnam and Raleigh counties, West Virginia. Filed 3:26 p. m.

Cincinnati Order 13–F, Amendment 8, covering fresh fruits and vegetables in certain counties in Ohio. Filed 3:23 p. m.

Cincinnati Order 15–F, Amendment 8, covering fresh fruits and vegetables in certain areas in Ohio. Filed 2:59 p. m.

Cincinnati Order 27, covering dry groceries in certain counties in Ohio. Filed 3:09 p. m.

Cincinnati Order 29, covering dry groceries in certain counties in Ohio. Filed 3:09 p. m.

Cincinnati Order 11–W, Amendment 1, covering dry groceries in certain counties in Ohio. Filed 2:53 p. m.

Cleveland Order 3–F, Amendment 44, covering fresh fruits and vegetables in certain counties and Townships in Ohio. Filed 2:54 p. m.

Cleveland Order 4–F, Amendment 38, covering fresh fruits and vegetables in certain areas in Ohio. Filed 2:54 p. m.

Detroit Order 10–F, Amendment 37, covering fresh fruits and vegetables in Wayne and Macomb counties, Michigan. Filed 2:52 p. m.

Detroit Order 10–F, Amendment 38, covering fresh fruits and vegetables in certain counties in Michigan. Filed 2:55 p. m.

Detroit Order 10–F, Amendment 39, covering fresh fruits and vegetables in certain counties in Michigan. Filed 2:55 p. m.

Detroit Order 9–O, Amendment 14, covering eggs in certain designated counties. Filed 2:55 p. m.

Indianapolis Order 5–O, Amendment 14, covering eggs in certain counties in Indiana. Filed 3:10 p. m.

Indianapolis Order 7–O, Amendment 2, covering eggs in certain counties in Indiana. Filed 3:10 p. m.

Louisville Order 12–F, Amendment 66, covering fresh fruits and vegetables in Jefferson county, Kentucky and Clark and Floyd counties, Indiana. Filed 2:56 p. m.

Louisville Order 17–F, Amendment 31, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 3:11 p. m.

Louisville Order 17–F, Amendment 32, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 2:56 p. m.

Louisville Order 18–F, Amendments 25 and 26, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 3:11 and 2:56 p. m.

Louisville Order 19–F, Amendment 26, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 2:56 p. m.

Louisville Order 26–F, Amendment 9, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 2:56 p. m.

Detroit Order 10–O, Amendment 6, covering eggs sold at retail in Wayne county, Michigan. Filed 2:55 p. m.

Louisville Order 28–F, Amendment 6, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 2:56 p. m.

Louisville Order 29–F, Amendment 6, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 2:57 p. m.

Region IV

Atlanta Order 16–F, Amendment 4, covering fresh fruits and vegetables in Chatham and Richmond counties, Georgia. Filed 2:57 p. m.

Atlanta Order 17–F, Amendment 4, covering fresh fruits and vegetables in Dougherty and Thomas counties, Georgia. Filed 2:57 p. m.

Atlanta Order 18–F, Amendment 4, covering fresh fruits and vegetables in certain areas in Georgia. Filed 2:57 p. m.

Atlanta Order 19–F, Amendment 4, covering fresh fruits and vegetables in certain counties in Georgia. Filed 2:57 p. m.

Atlanta Order 20–F, Amendment 4, covering fresh fruits and vegetables in certain areas in Georgia. Filed 2:57 p. m.

Atlanta Order 8–W, Amendment 5, covering dry groceries at wholesale in the Savannah area. Filed 2:58 p. m.

Birmingham Order 27–F, Amendment 30, covering fresh fruits and vegetables in Montgomery county, Alabama. Filed 2:58 p. m.

Birmingham Orders 25 and 26, Amendment 5, covering dry groceries sold for Groups 1 and 2 and 3 and 4 stores in the Birmingham area. Filed 2:58 p. m.

Birmingham Order 7–W, Amendment 5, covering dry groceries at wholesale in the Birmingham area. Filed 2:58 p. m.

Jacksonville Order 15–F, covering fresh fruits and vegetables in the City of Pensacola, Florida. Filed 2:58 p. m.

Miami Order 5–F, Amendment 29, covering fresh fruits and vegetables in certain cities and towns in Florida. Filed 2:59 p. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46-7471; Filed, May 3, 1946; 11:37 a. m.]

[Region II 2d Rev. Order G-15 Under RMPR 122]

SOLID FUELS IN BALTIMORE CITY, AND BALTIMORE AND ANNE ARUNDEL COUNTIES, MD.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of the Office of Price Administration by §§ 1340.260 and 1340.259 (a) (1) of Revised Maximum Price Regulation No. 122, it is hereby ordered:

(a) *What this order does*—(1) *Dealers' maximum prices; area covered.* If you are a dealer in solid fuels, this order fixes the maximum prices which you may charge, and if you are a purchaser in the course of trade or business, this order fixes the maximum prices which you may pay, for certain sizes and quantities of "Pennsylvania anthracite" and "Virginia anthracite", and for certain sizes, quantities and types of bituminous coal and coke delivered to or at any point in State of Maryland—Coal Area 1. That area consists of Baltimore City and the following 1935 election districts in Baltimore County and Anne Arundel County, as shown on the Maryland Geological Survey Map, prepared in 1935 by the Maryland State Geologist: In Baltimore County: 1935 Election District Nos. 1, 2, 3, 9, 12, 13, 14 and 15. In Anne Arundel County: 1935 Election District No. 5.

(2) *Schedules of prices, charges and discounts.* The applicable prices, authorized charges, and required discounts, from which you shall determine the maximum prices for designated kinds, sizes and quantities of coal delivered within Coal Area 1 are set forth in Schedules I and II hereafter.

(3) *To what sales this order applies.* If you are a dealer in solid fuels, you are bound by the prices, charges and discounts, and by all other provisions of this order for all deliveries within Coal Area 1 whether or not you are located in Coal Area 1.

(b) *What this order prohibits.* Regardless of any contract or other obligations, you shall not:

(1) Sell or, in the course of trade or business, buy solid fuels of the kinds, sizes and in the quantities set forth in the schedules herein, at prices higher than the maximum prices computed as set forth in paragraph (c) of this order, although you may charge, pay or offer less than maximum prices.

(2) Obtain any price higher than the applicable maximum price by:

(i) Changing the discounts authorized herein, or

(ii) Charging for any service which is not expressly requested by the buyer, or

(iii) Charging for any service for which a charge is not specifically authorized by this order, or

(iv) Charging a price for any service higher than the schedule price for such service, or

(v) Using any tying agreement or requiring that the buyer purchase anything in addition to the fuel requested by him, except that a dealer may comply with requirements or standards with respect to deliveries which have been or may be issued by an agency of the United States Government.

(vi) Using any other device by which a higher price than the applicable maximum price is obtained, directly or indirectly.

(c) *How to compute maximum prices.* You must figure your maximum price as follows:

(1) *Use the schedule which covers your sale.* (Schedule I applies to sales on a "Direct-Delivery" basis. You will find Schedule I in paragraph (d). Schedule II applies to "Yard Sales". You will find Schedule II in paragraph (e).)

(2) Take the dollars-and-cents figure given in the applicable schedule, for the kind, size and quantity of solid fuel you are selling.

(3) Deduct from that figure the amount of the discount which you are required to give, as specified in each schedule. Where a discount is required, you must state it separately on your invoice.

(4) If, at your purchaser's request, you actually render him a service for which this order authorizes a charge, you may add to the figure obtained as above no more than the maximum authorized service charge. You must state that charge separately on your invoice. The only authorized service charges are those provided for in Schedule I.

(5) If you deliver a fraction of a net ton, but not less than one-half ton, and the applicable schedule provides a discount on the basis of one ton or one-half ton, you shall allow a proportionate discount, making your calculation to the nearest full cent. For example, if you are required to deduct 50¢ per ton for cash payment, you shall deduct 38¢ for three-quarters of a ton.

(6) If you deliver a fraction of a net ton, but not less than one-half ton, and the applicable schedule provides a service charge on the basis of one ton, you shall add no more than a proportionate service charge, making your calculation to the nearest full cent. For example, if the transaction permits a service charge of 75¢ per ton, you shall not add more than 56¢ for performance of that service in connection with the delivery of three-quarters of a ton.

(d) *Schedule I—Sales on a "direct-delivery" basis.* Schedule I establishes a specific maximum price for certain kinds, sizes and quantities of solid fuel, delivered to or at any point within Coal Area 1. Prices in the following table are credit prices—applicable to payment made after 30 days from the date of delivery—and are subject to the discounts enumerated below.

FOR SALES OF COAL OF THE KINDS AND SIZES, AND IN THE QUANTITIES SPECIFIED

Kind and size of coal	Per net ton	Per net ½ ton	Per 100 lbs. (for sales of 100 lbs. or more but less than ½ ton)
Pennsylvania anthracite:			
Broken, egg, stove, nut	$15.35	$8.20	$0.90
Pea	13.65	7.35	.80
Buckwheat	11.85	6.45	.75
Rice	11.10	6.05	.70
Barley	9.05	5.35	----------
Screenings	4.35		----------
Virginia anthracite:			
Egg, stove, nut	12.20	6.60	.68
Pea	10.50	5.75	.57
Buckwheat	9.55	5.30	----------
Virginia anthracite produced and prepared at the Great Valley Mine of the Great Valley Anthracite Coal Corp. (provided that it is kept separate in storage and delivery and sold and invoiced as "Great Valley Virginia anthracite"):			
Egg, stove, nut	12.75	6.90	.69
Pea	10.90	5.95	.58
Buckwheat	9.95	5.50	----------
Bituminous coal from underground mines			
District 1 (low volatile):			
Run-of-mine	9.90	5.45	----------
Stoker pea	10.65	5.85	.60
Nut and slack	9.95	5.50	.55
Egg and lump	10.70	5.85	.60
Dealer rescreened egg	11.60	6.30	.65
District 1 (high volatile):			
Run-of-mine	9.25	5.15	----------
Districts II, III, and VI (high volatile):			
Run-of-mine	9.38	5.19	----------
Stoker (special) Sewell seam classification "A"	9.88	5.47	.55
Stoker (double screened) bottom size over ¾" and nut and slack, top size over 2"	9.18	5.12	.55
Districts II, III, and VI (high volatile):			
Egg and lump, Sewell seam, classification "A"	10.63	5.82	.60
Egg and lump, except Sewell seam, classification "A"	9.68	5.37	.55
Golden Ridge coal, mine index No. 65, Sewell seam, all price classification "A" (provided that it is kept separate in storage and delivery and sold and invoiced as "Golden Ridge bituminous coal"):			
Egg and lump	10.78	5.89	.60
Stoker (special)	10.18	5.59	.55
Stoker (double screened) bottom size over ¾" and nut and slack, top size over 2"	9.48	5.24	.55
Bergoo No. 2 coal, mine index No. 16, Sewell seam, all price classification "A" (provided that it is kept separate in storage and delivery and sold and invoiced as "Bergoo No. 2 bituminous coal"):			
Stoker (special)	10.03	5.52	.55
Stoker (double screened) bottom size over ¾" and nut and slack, top size over 2"	9.33	5.17	.55
District VII (low volatile):			
Domestic-run-of-mine	11.35	6.20	.65
Stoker and pea	10.60	5.80	.60
Stove	12.15	6.60	.65
Egg and lump	12.40	6.70	.70
District VIII (high volatile):			
Egg	9.75	5.38	.60
Briquettes (anthracite)	12.40	6.70	.75

Required discounts. You shall deduct from the prices set forth above in this schedule, on sales and deliveries of all sizes except screenings, a discount of $1.00 per net ton and 50¢ per net ½ ton, where payment is made within ten days after delivery. If payment is made after ten days and within thirty days from the date of delivery, you shall deduct a discount of 50¢ per net ton and 25¢ per net ½ ton on all sizes except screenings. Nothing herein shall be construed as requiring that you sell on other than a cash basis.

MAXIMUM AUTHORIZED SERVICE CHARGES

Special Service Rendered at the Request of the Purchaser

"Carry" or "wheel" (except for sales amounting to less than ½ ton): 75¢ per net ton.

(e) *Schedule II—"Yard sales".* Schedule II establishes specific maximum prices for certain kinds, sizes and quantities of solid fuels sold at the dealer's "yard", (1) to consumers, and (2) to other dealers for resale. Prices to consumers in table (1) are credit prices—applicable to payment made after 30 days from the date of delivery—and are subject to the discounts enumerated thereunder. Prices in table (2) are maximum prices, not subject to discount.

(1) *Sales at dealer's yard to consumers.*

Kind and size of coal	Per net ton for sales of ½ ton or more	Per 100 lbs. (for sales of 100 lbs. or more, but less than ½ ton)
Pennsylvania anthracite:		
Broken, egg, stove, nut	$14.35	$0.85
Pea	12.65	.75
Buckwheat	10.85	.70
Rice	10.10	.65
Barley	8.65	----------
Screenings	3.35	----------
Virginia anthracite:		
Egg, stove, nut	11.20	.63
Pea	9.50	.52
Buckwheat	8.55	----------
Virginia anthracite produced and prepared at the Great Valley mine of the Great Valley Anthracite Coal Corp. (provided that it is kept separate in storage and delivery and sold and invoiced as "Great Valley Virginia anthracite"):		
Egg, stove, nut	11.75	.64
Pea	9.90	.53
Buckwheat	8.95	----------
Bituminous coal from underground mines		
District I (low volatile):		
Run-of-mine	8.90	----------
Stoker pea	9.65	.55
Nut and slack	8.95	.50
Egg and lump	9.70	.55
Dealer rescreened egg	10.60	.60
District I (high volatile):		
Run-of-mine	8.25	----------
District II, III, and VI (high volatile):		
Run-of-mine	8.38	----------
Stoker (special) Sewell seam, classification "A"	8.88	.50
Stoker (double screened) bottom size over ¾" and nut and slack, top size over 2"	8.18	.50
Egg and lump-Sewell seam, classification "A"	9.63	.55
Egg and lump—except Sewell seam, classification "A"	8.68	.50
Golden Ridge coal, mine index No. 65 (provided that it is kept separate in storage and delivery and sold and invoiced as "Golden Ridge bituminous coal"):		
Egg and lump	9.78	.55
Stoker (special)	9.18	.50
Stoker (double screened) bottom size over ¾" and nut and slack, top size over 2"	8.48	.50
Bergoo No. 2 coal, mine index No. 16 (provided that it is kept separate in storage and delivery and sold and invoiced as "Bergoo No. 2 bituminous coal"):		
Stoker (special)	9.03	.50
Stoker (double screened) bottom size over ¾" and nut and slack, top size over 2"	8.33	.50
District VII (low volatile):		
Domestic run-of-mine	10.35	.60
Stoker and pea	9.60	.55
Stove	11.15	.60
Egg and lump	11.40	.65
District VIII (high volatile):		
Egg	8.75	.55
Briquettes (anthracite)	11.40	.70

Required discounts. You shall deduct from the prices set forth above in this Schedule, on sales and deliveries of all sizes except screenings, a discount of $1.00 per net ton and 50¢ per net ½ ton, where payment is made within ten days after delivery. If payment is made after ten days and within thirty days from the date of delivery, you shall deduct a discount of 50¢ per net ton and 25¢ per net ½ ton on all sizes except screenings. Nothing herein shall be construed as requiring that you sell on other than a cash basis.

(2) *Sales at dealer's yard to other dealers for resale.*

Kind and size of coal	Maximum price per net ton
Pennsylvania anthracite:	
Broken, egg, stove, nut	$12.50
Pea	10.75
Buckwheat	8.05
Rice	7.25
Barley	5.90
Bituminous coal (from underground mines):	
Run-of-mine (district 1, low volatile)	6.85
Egg (district 2, high volatile)	6.65
Egg (district 3, high volatile)	6.88
Nut (district 3, high volatile)	6.78
Golden Ridge coal, mine index No. 65 (district 3) (provided that it is kept separate in storage and delivery and sold and invoiced as "Golden Ridge bituminous coal"):	
Egg	7.03
Nut	7.08
Bergoo No. 2 coal, mine index No. 16 (district No. 3) (provided that it is kept separate in storage and delivery and sold and invoiced as "Bergoo No. 2 bituminous coal"):	
Nut	6.93
District VII (low volatile):	
Egg	9.15
Stove	9.30
Pea	7.70
Briquettes (anthracite)	8.70

(f) *Addition by dealers of charges for oil or chemical treatment of bituminous coal.* Notwithstanding other provisions of this order, if you are a dealer charged a price for oil or chemical treatment of bituminous coal from Districts 2, 3, 7 and 8, you may, on sales of such treated coal, add to the maximum prices set by this order the treatment charge made by your supplier, provided that it does not exceed 10¢ per net ton. This treatment charge may be added only if the treated coal is kept separate and is not mixed with other untreated coal. You need not separately state the amount of this treatment charge if you clearly indicate on the invoice that the coal is so treated. Provisions of this paragraph shall not apply to sales of solid fuels in less than ¼ ton lots, unless requested by the purchaser.

(g) *Commingling.* If one size or kind of coal is sold commingled with another size or kind of coal, the maximum price for the combination shall be the maximum price established in this order for the smallest of the sizes or for the least expensive kind of coal so commingled, whichever is lower, whether the sale be a "delivered sale" or "yard sale", except in the following situation: Where a purchaser requests that two or more sizes or kinds of fuels be commingled in one delivery, then, and in that event, if these sizes and kinds are separately weighed at the point of loading, the dealer may commingle those sizes and kinds in the truck or other vehicle, in which the delivery is made. The price for coal so commingled shall be calculated on the basis of the applicable per net ton price for each size and kind in the combination, and the invoice shall separately state the price, so determined, for the quantity of each size and kind in the combination.

(h) *Ex Parte 148, Freight Rate Increase.* Since the Ex Parte 148 Freight Rate Increase has been rescinded by the Interstate Commerce Commission, dealers' freight rates are the same as those of December 1941. Therefore, you may not increase any schedule price on account of freight rates.

(i) *Addition of increase in supplier's maximum prices prohibited.* You may not increase the specific maximum prices established by this order to reflect in whole or in part, any subsequent increase to you in your supplier's maximum price for the same fuel. The specific maximum prices already reflect increases to you in your supplier's maximum prices occurring up to the effective date of this order. If increases in your supplier's maximum prices should occur after such date, as the result of any amendment to or revision of a maximum price regulation issued by the Office of Price Administration governing sales and deliveries made by such suppliers, the Regional Administrator will, if he then deems it to be warranted, take appropriate action to amend this order to reflect such increases.

(j) *Taxes.* If you are a dealer subject to this order you may collect, in addition to the specific maximum prices established herein, provided you state it separately, the amount of the Federal tax upon the transportation of property imposed by section 620 of the Revenue Act of 1942 actually paid or incurred by you, or any amount equal to the amount of such tax paid by any of your prior suppliers and separately stated and collected from you by the supplier from whom you purchased. On sales to the United States or any agency thereof, you need not state this tax separately.

(k) *Adjustable pricing.* You may not make a price adjustable to a maximum price which will be in effect at some time after delivery of the anthracite has been completed; but the price may be adjustable to the maximum price in effect at the time of delivery.

(l) *Petitions for amendment.* Any person seeking an amendment of any provision of this order may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1, except that the petition shall be filed with the Regional Administrator and acted upon by him.

(m) *Right of amendment or revocation.* The Regional Administrator or the Price Administrator may amend, revoke or rescind this order, or any provision thereof, at any time.

(n) *Applicability of other regulations.* If you are a dealer subject to this order, you are governed by the licensing provisions of Licensing Order 1. Licensing Order 1 provides, in brief, that a license is required of all persons making sales for which maximum prices are established. A license is automatically granted. It is not necessary to apply for the license. The license may be suspended for violations in connection with the sale of any commodity for which maximum prices are established. If your license is suspended, you may not sell any such commodity during the period of suspension.

(o) *Records.* If you are a dealer subject to this order, you shall preserve, keep, and make available for examination by the Office of Price Administration, a record of every sale of solid fuels covered by this order, showing the date, the name and address of the buyer, if known, the per net ton price charged, and the solid fuel sold. The solid fuel shall be identified in the manner in which it is described in the order. The record shall also state separately each service rendered and the charge made for it.

(p) *Posting of maximum prices; sales slips and receipts.* (1) If you are a dealer subject to this order, you shall post all your maximum prices (as set forth in the applicable schedule or schedules of this order) in your place of business in a manner plainly visible to and understandable by the purchasing public.

(2) If you are a dealer subject to this order, you shall, except for a sale of less than one-half ton, give each purchaser a sales slip or receipt showing your name and address, the kind, size, and quantity of coal sold to him, the date of the sale or delivery and the price charged, separately stating the amount, if any, of the required discounts which must be deducted from, and the authorized service charges and the taxes, which may be added to the specific maximum prices prescribed herein.

In the case of all other sales, you shall give each purchaser a sales slip or receipt containing the information described in the foregoing paragraph, if requested by such purchaser or if, during December 1941, you customarily gave purchasers such sales slips or receipts.

(q) *Enforcement.* (1) Persons violating any provisions of this order are subject to civil and criminal penalties, including suits for treble damages, provided for by the Emergency Price Control Act of 1942, as amended.

(2) Persons who have any evidence of any violation of this order are urged to communicate with the Maryland District Office of the Office of Price Administration, or with the Price Panel of the appropriate War Price and Rationing Board.

(r) *Definitions and explanations.* When used in this Second Revised Order No. G–15, the term: (1) "Person" includes an individual, corporation, partnership, association, or any other organized group of persons, or legal successor or representative of the foregoing, and includes the United States or any agency thereof, or any other government, or any of its political sub-divisions, or any agency of the foregoing.

(2) "Sell" includes sell, supply, dispose, barter, exchange, lease, transfer, and deliver, and contracts and offers to do any of the foregoing. The terms "sale", "selling", "sold", "seller", "buy", "purchase" and "purchaser" shall be construed accordingly.

(3) "Dealer" means any person selling coal of the kinds and sizes set forth in the schedules herein, and does not include a producer or distributor making sales at or from a mine, a preparation plant operated as an adjunct of any mine, or a briquette plant.

(4) "Direct delivery", except with respect to sales in 100 lb. lots, means delivery to the buyer's bin or storage space by dumping or chuting directly from the seller's truck or other vehicle or, where such delivery to the buyer's bin or storage space is physically impossible, by discharging at the point nearest and most accessible to the buyer's bin or storage space and at which the coal can be discharged directly from the seller's truck. "Direct delivery" in 100 lb. lots shall mean depositing in buyer's bin or other storage space designated by buyer.

(5) "Carry" and "wheel" refer to the movement of coal to buyer's bin or storage space, in baskets or other containers, or by wheelbarrow or barrel, from the seller's truck or other vehicle, or from the point nearest and most accessible to the buyer's bin or storage space at which coal is discharged from the seller's truck in the course of "direct delivery".

(6) "Yard sales" means sales accompanied by physical transfer to the buyer's truck or vehicle at the yard, dock, barge, car, or at a place of business of the seller other than at seller's truck or vehicle.

(7) "Pennsylvania Anthracite" means all coal produced in the Lehigh, Schuylkill and Wyoming regions in the Commonwealth of Pennsylvania.

(8) The sizes of Pennsylvania anthracite described as broken, egg, stove, nut, pea, buckwheat, rice, barley and screenings shall refer to the same sizes of the same fuel as were sold and delivered in the State of Maryland—Coal Area 1 with such designation during December 1941.

(9) "Virginia anthracite" means nonbituminous coal produced in the State of Virginia.

(10) "Egg, stove, nut and pea" sizes of Virginia anthracite refer to the sizes of such coal as prepared by the producer during the period December 15–31, 1941.

(11) "District No." refers to the geographical coal-producing districts as defined in the Bituminous Coal Act of 1937, as amended, and as they have been modified as of midnight, August 23, 1943.

(12) "Low volatile bituminous coal" is produced in the low volatile sections of the producing districts specified herein.

(13) "High volatile bituminous coal" is produced in the high volatile sections of the producing districts specified herein.

(14) "Underground mine coal" means coal that is taken entirely from underground seams from which the overburden is not removed, and does not include coal from a mine which takes coal from the ground by the stripping method.

(15) All designations in this order of sizes, classifications, seams, etc., applicable to bituminous coal, refer to the sizes, classifications, seams, etc., as set forth in the minimum price schedules for the various producing districts issued by the Bituminous Coal Division of the United States Department of Interior, as in effect midnight, August 23, 1943. "Where the minimum price schedules do not make specific mention of any size designated in this order, such size designations shall refer to the sizes of bituminous coal sold as such in the State of Maryland—Coal Area 1, during December, 1941."

(16) Except as otherwise provided herein or as the context may otherwise require, the definitions set forth in §§ 1340.255 and 1340.266 of Revised Maximum Pice Regulation No. 122 shall apply to terms used herein.

(s) *Effect of order on Revised Maximum Price Regulation No. 122.* To the extent applicable this order supersedes Revised Maximum Price Regulation No. 122.

(t) *Effect of order on Revised Order No. G–15 as originally issued.* Revised order No. G–15 under Revised Maximum Price Regulation No. 122, as issued on December 6, 1943, is hereby revoked in full as of the effective date of this order.

NOTE: The record keeping requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

This Second Revised Order No. G–15 shall become effective April 11, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued April 10, 1946.

LEO F. GENTNER,
Regional Administrator.

[F. R. Doc. 46–7431; Filed, May 2, 1946; 4:38 p. m.]

[Buffalo Order G–1 Under MPR 154]

ROCHESTER ICE AND COLD STORAGE UTILITIES, INC.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in the accompanying opinion and under the authority vested in the District Director of the Buffalo District Office of Region II of the Office of Price Administration by the Emergency Price Control Act of 1942, as amended, and by the Regional Administrator of Region II and pursuant to § 1393.8 of Maximum Price Regulation 154, as amended, and of Revised Procedural Regulation No. 1, *It is ordered,* That:

1. Order No. 4, dated July 12, 1945, under § 1393.8 of Maximum Price Regulation 154, as amended, issued by the District Director of the Buffalo District Office, is hereby superseded.

2. The present maximum prices of Rochester Ice and Cold Storage Utilities Inc. for the sales of all ice, except crushed and sized ice and straight run crushed ice, are hereby increased by 6.35%.

3. Distributors and peddlers who purchase ice from Rochester Ice and Cold Storage Utilities, Inc. for resale may add to their maximum prices for all ice so purchased, except crushed and sized ice and straight run crushed ice, the dollars and cents increase in cost resulting from the increase granted herein to Rochester Ice and Cold Storage Utilities, Inc. At or before the first sale after the date hereof to any reseller, Rochester Ice and Cold Storage Utilities, Inc. shall notify such reseller, in writing, of the change in its own maximum prices and in the maximum prices of such reseller resulting from this order.

4. Rochester Ice and Cold Storage Utilities, Inc. and all resellers affected hereby shall remain subject to all applicable provisions of Maximum Price Regulation 154, as amended, and any other applicable regulation issued by the Office of Price Administration and shall maintain all customary discounts, allowances and other price differentials on all sales affected by this order.

5. Within 15 days following the expiration of 3 months after the effective date of this order, Rochester Ice and Cold Storage Utilities, Inc. shall submit a financial statement covering the said 3 month period, which statement shall contain a segregation of sales in all ice categories as well as a list of ceiling prices for each category.

6. All prayers of the application of Rochester Ice and Cold Storage Utilities, Inc. not granted herein are denied.

7. To the extent which the prayers of its application are denied, Rochester Ice and Cold Storage Utilities, Inc., may, within sixty days after the effective date of this order, file with this office a request for review by the Regional Administrator of the partial denial of its application.

8. A copy of this order has been filed with the Division of the Federal Register where it is open for inspection by the public.

9. This order may be revoked or amended by the Price Administrator, the Regional Administrator, or the Buffalo District Director at any time.

10. This order shall become effective immediately.

Issued this 29th day of April 1946.

THOMAS J. REESE,
District Director.

[F. R. Doc. 46–7439; Filed, May 2, 1946; 4:40 p. m.]

[Region III Order G–28 Under RMPR 122, Amdt. 2]

SOLID FUELS IN JACKSON, MICH., AREA

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region III of the Office of Price Administration by §§ 1340.259 and 1340.260 of Revised Maximum Price Regulation No. 122; *It is hereby ordered,* That Schedule I in paragraph (c) of Order No. G–28 under Revised Maximum Price Regulation No. 122 be amended to read as follows:

SCHEDULE I

Column I	Column II	Column III	Column IV
I. High volatile bituminous coals from producing district No. 8 (eastern Kentucky, southern West Virginia, western Virginia, and northeastern Tennessee) excluding mine index Nos. 124, 285, 459 and 405:[1]			
A. Block and lump—Size group Nos. 1 and 2 (larger than 3″) forked and shoveled:			
1. Mine price classifications through K	$10.00	$9.50	$8.50
2. Mine price classifications L through O	9.55	9.05	8.05
B. Egg—forked and shoveled:			
1. Size group No. 6 (top size larger than 5″ but not exceeding 6″ x bottom size 2″ and smaller; top size 3″ but not exceeding 5″ x bottom size larger than 2″ but not exceeding 3″):			
(a) Mine price classifications E through K	9.65	9.15	8.15
(b) Mine price classifications L through N	9.20	8.70	7.70
2. Size group No. 7 (top size larger than 3″ but not exceeding 5″ x bottom size 2″ and smaller) mine price classifications through M	9.30	8.80	7.80
C. Stoker—Size group No. 10 (top size 1¼″ and smaller x bottom size ¼″ and larger):			
1. Mine price classifications B through E	9.85	9.35	8.35
2. Mine price classifications F and lower	9.45	8.95	7.95
D. To the prices stated in sections A, B, and C of part I may be added $0.15 per ton provided the coal is mined in subdistrict 6 of producing district No. 8 and provided it is separately weighed and billed by the dealer. Subdistrict 6 includes that portion of district 8 which is in northern Tennessee and the following counties in Kentucky: Bell, Clay, Clinton, Jackson, Knox, Laurel, Leslie, Madison, McCreary, Owsley, Pulaski, Rock Castle, Wayne, and Whitley.			
II. High volatile bituminous coals from producing district No. 4 (Ohio, forked and shoveled):			
A. Lump and egg—from subdistrict No. 5 (rocking):			
1. Size group No. 2 (lump: bottom size larger than 2″ but not exceeding 5″; egg: bottom size larger than 2″)	$9.15	$8.65	$7.65
2. Size group Nos. 3 and 3A (bottom size larger than 1¼″ but not exceeding 2″)	8.75	8.25	7.25
III. Low volatile bituminous coals from producing district No. 7 (southern West Virginia and western Virginia) excluding mine index No. 28.)			
A. Lump and egg—Size group Nos. 1 and 2 (lump: bottom size larger than that designated for screened run of mine; egg: top size larger than 3″) mine price classifications A through C:			
1. Forked	12.10	11.60	10.60
2. Other	11.10	10.60	9.60
B. Stove or dedusted screenings—Size group No. 3 (top size larger than 1¼″ but not exceeding 3″ x bottom size smaller than 3″) mine price classification A:			
1. Forked	11.85	11.35	10.35
2. Other	10.85	10.35	9.35
C. Nut or dedusted screenings—Size group No. 4 (top size larger than ¾″ but not exceeding 1¼″ x bottom size smaller than 1¼″) mine price classification A	10.10	9.60	8.60
D. Pea or dedusted screenings—Size group No. 5 (top size not exceeding ¾″ x bottom size smaller than ¾″) mine price classification A	9.90	9.40	8.40

[1] In accordance with Regional Supplementary Order No. 3, $0.10 per ton may be added to the prices of those coals if the coal has been subjected to an oil or calcium chloride treatment by the producer to allay dust or prevent freezing and if such charge is separately stated on the dealer's invoice.

This Amendment No. 2 to Order No. G–28 under Revised Maximum Price Regulation No. 122 shall become effective June 30, 1945.

Issued: June 30, 1945.

BIRKETT L. WILLIAMS,
Regional Administrator.

[F. R. Doc. 46–7442; Filed, May 2, 1946; 4:41 p. m.]

[Region IV Rev. Order G–18 Under RMPR 122, Amdt. 2]

SOLID FUELS IN COBB AND CHEROKEE COUNTIES, GA.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator, Region IV, Office of Price Administration, by § 1340.260 of Revised Maximum Price Regulation 122, *It is hereby ordered,* That section (c) (1) (i) be amended to read as follows:

(c) • • •
(1) • • •
(i) "Direct delivery or domestic" basis:

HIGH VOLATILE BITUMINOUS COAL FROM DISTRICT NO. 8

Size	Per ton 2,000 lbs.	Per ½ ton 1,000 lbs.	Per ¼ ton 500 lbs.
Block, 6″ or 8″ (size group No. 1) in price classification M	$9.40	$4.95	$2.60
Block, 5″ and chunk, 5″ x 5″ (size group No. 2):			
(a) In price classification A	9.70	5.10	2.68
(b) In price classifications C–N	9.00	4.75	2.50
Egg, 3″ x 5″ (size group No. 6) and 2″ x 5″ (size group No. 7) in price classification A	9.10	4.80	2.53
Egg, 3″ x 5″ (size group No. 6) in price classifications E–K, and 2″ x 5″ (size group No. 7) in price classification J	8.30	4.40	2.33
Egg, 3″ x 5″ (size group No. 4) in price classification M	8.90	4.70	2.48
Stoker, top size not exceeding 1¼″, bottom size less than 1¼″ (size group No. 10)—all price classifications—untreated	8.90	4.70	2.48
Yard slack	6.50	3.50	1.88
Run-of-mine (for domestic use)	8.75	4.63	2.44

This Amendment No. 2 shall become effective immediately.

Issued: February 14, 1945.

ALEXANDER HARRIS,
Regional Administrator.

[F. R. Doc. 46–7443; Filed, May 2, 1946; 4:41 p. m.]

[Seattle Rev. Order G–18 Under 18 (c)]

CERTAIN MILLWOOD IN ABERDEEN-HOQUIAM, WASH., AREA

For the reasons set forth in the opinion issued simultaneously herewith and under the authority vested in the Seattle District Director of the Office of Price Administration by § 1499.18 (c) of the General Maximum Price Regulation and Revised General Order No. 32, and Order of Delegation No. 34 issued by the Regional Administrator of the Eighth Region, and under the authority reserved in section (f) of Order No. G–18 under § 1499.18 (c) of the General Maximum Price Regulation; *It is hereby ordered:*

(a) The maximum price for all sales and deliveries to an ultimate user in the Aberdeen-Hoquiam area of the types and kinds of firewood specified in this Revised Order No. G–18 as established by §§ 1499.2 and 1499.3 of the General Maximum Price Regulation as amended or by any previous order issued pursuant to such regulation or by any supplementary regulation thereto are hereby adjusted to the maximum prices provided in Revised Order No. G–18: *Provided, however,* That the area maximum prices established by this Revised Order No. G–18 shall be applicable to sales or deliveries to an ultimate user of the types and kinds of firewood by the producing mill only to the extent provided in paragraph (d) hereof.

(b) *Definitions.* When used in this order the following terms shall have the meanings set forth below:

(1) "Aberdeen-Hoquiam area" means the area within the corporate limits of the cities of Aberdeen, Washington, and Hoquiam, Washington, and the area within a radius of twelve miles from the corporate limits of the cities of Aberdeen and Hoquiam, Washington, as specifically defined in the zones known as "basic delivery area" zone 1, zone 2, zone 3 and zone 4 defined herein.

(2) "Wood fuel" means all wood fuels of the types and kinds described in Revised Order No. G–18 produced by mills located within the United States.

(3) "Cord" means 128 cubic feet of stacked wood or 192 cubic feet loose measure.

(4) "Unit" means 200 cubic feet.

(5) "Dry or seasoned wood fuel" means thoroughly seasoned wood fuel, either kiln dried or air dried: *Provided,* That air dried wood may not be sold as dry or seasoned wood unless it has been seasoned for a period of not less than 90 days.

(6) "Sale to an ultimate user" means a sale or selling to an ultimate user including industrial or commercial users, except that it shall not include a sale or selling to an industrial or commercial user of the kinds of firewood described in Revised Order No. G–18 when sold in carload quantities f. o. b. rail car.

(7) "Producing mill" means a mill engaged in producing any of the types or kinds of wood fuel described in Revised Order No. G–18.

(8) "Basic delivery area" means the area within the corporate limits of the cities of Aberdeen and Hoquiam, Washington, and the area within the corporate limits of the towns of Cosmopolis and Junction City, Washington.

(9) "Zone 1" means that portion of the Aberdeen-Hoquiam area lying outside the basic delivery area within a radius of three miles to the north, south, and west of the basic delivery area and the area east of the basic delivery area including the trading area known as Central Park.

(10) "Zone 2" means that portion of the Aberdeen-Hoquiam arear lying outside the area defined as "Zone 1", but within a radius of six miles to the north, south, and west of the area defined as the basic delivery area.

(11) "Zone 3" means that portion of the Aberdeen-Hoquiam area lying outside the area defined as "Zone 2", but within a radius of nine miles to the north, west, and south of the area defined as the basic delivery area.

(12) "Zone 4" means that portion of the Aberdeen-Hoquiam area lying outside the area defined as "Zone 3", but within a radius of nine to twelve miles to the north, south, and west of the basic delivery area.

(13) "Load" means a quantity of wood fuel measuring not less than 128 cubic feet of stacked wood or 192 cubic feet loose measure.

(c) *Maximum prices.* (1) Except as provided in paragraph (d) hereof, the maximum prices for sales to the ultimate consumer of the kinds and types of wood fuel described in Table 1 set forth below delivered to the premises of the consumer within the Aberdeen-Hoquiam area by any seller shall be the prices set forth in the appropriate column and line of the table stated below:

TABLE 1

[All prices are per cord or per load]

Item	Basic delivery area	Zone 1	Zone 2	Zone 3	Zone 4
Green mill slab, mixed mill, mill run—24″ or less	$5.00	$5.50	$6.00	$6.50	$7.00
Trimmings, edgings	4.50	5.00	5.50	6.00	6.50
Green planer ends, green timber ends, green light body wood, green regular body wood	5.00	5.50	6.00	6.50	7.00
Green pond lilies	5.00	5.50	6.00	6.50	7.00
Green plywood blocks, green veneer core blocks	5.50	6.00	6.50	7.00	7.50
Green mill slab, mixed mill, mill run—4′	4.50	5.00	5.50	6.00	6.50
Dry mill slab, mixed mill, mill run—24″ or less	7.00	7.50	8.00	8.50	9.00
Dry light body wood, dry regular body wood, dry plywood blocks, dry veneer core	7.00	7.50	8.00	8.50	9.00
Dry pond lilies	7.00	7.50	8.00	8.50	9.00
Kiln dry planer ends	5.50	6.00	6.50	7.00	7.50
Dry mill slab, mixed mill, mill run—4′	6.00	6.50	7.00	7.50	8.00
Sawdust (per unit)	3.50	4.00	4.50	5.00	5.50

(2) The maximum prices for the kinds and types of firewood described in Table 1 set forth above delivered to the premises of the consumer within the Aberdeen-Hoquiam area in fractional cord or load lots shall be the appropriate fraction of the per cord or per load price set forth in the appropriate column and line of the appropriate table set forth above, plus $.50 per half cord or load for sales in half cord or load lots, $.35 per third cord or loads for sales in third cord or load lots, or $.25 per quarter cord or load for sales in quarter cord or load lots.

(3) The maximum prices provided by this order are subject to the seller's discounts and differentials in effect in March 1942, including the discount for prompt payment and the discount for sales of multiple cords or units.

(d) The maximum prices provided in paragraph (c) hereof shall be applicable to sales and deliveries to the ultimate user of the kinds and types of wood fuel described in Table 1 of paragraph (c) by the producing mills only in the situation in which the maximum price

established for the producing mill under §§ 1499.2 or 1499.3 of the General Maximum Price Regulation exceeds the maximum price provided by this Revised Order No. G–18 in which situation the maximum price established by this Revised Order No. G–18 supersedes the maximum price established by the producing mill under §§ 1499.2 and 1499.3 of the General Maximum Price Regulation.

(e) *Invoices and records.* Every person making a sale of firewood for which a maximum price is set by this order shall give the purchaser or his agent at the time of the sale an invoice or other memorandum of sale which shall show:

(1) The date of sale.
(2) The name and address of the buyer and seller.
(3) The quantity of firewood sold.
(4) Description of firewood sold in the same manner as it is described in this order.
(5) Place of sale.
(6) The total price of the wood.

The seller shall keep an exact copy of such invoice or memorandum of sale for so long as the Emergency Price Control Act of 1942, as amended, remains in effect. Such Copy should be made available for inspection by the Office of Price Administration.

(f) This revised order may be revoked, amended, or corrected at any time.

NOTE: The record-keeping provisions of this revised order has been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

This revised order shall become effective April 20, 1945.

Issued this 20th day of April 1945.

R. E. MORGAN,
Acting District Director.

[F. R. Doc. 46–7445; Filed, May 2, 1946; 4:41 p. m.]

[Seattle Order G–15 Under 18 (c), Revocation]

MILLWOOD IN THE BELLINGHAM, WASH., AREA

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Seattle District Director of the Office of Price Administration by § 1499.18 (c) of the General Maximum Price Regulation, Revised General Order No. 32, Order of Delegation No. 34, issued by the Regional Administrator of Region VIII and under the authority to revoke reserved in Paragraph (f) of Order No. G–15; *It is hereby ordered:*

That Order No. G–15 under § 1499.18 (c) as amended of the General Maximum Price Regulation be revoked.

This order shall become effective April 4, 1945.

Issued this 4th day of April 1945.

ARTHUR J. KRAUSS,
District Director,

[F. R. Doc. 46–7444; Filed, May 2, 1946; 4:41 p. m.]

[Spokane Order 138B Under MPR 426]

LEMONS IN KENNEWICK, WASH.

For the reasons set forth in an opinion issued simultaneously herewith, and under authority vested in the District Director of the Spokane District Office by section 8 (a) (7) of Maximum Price Regulation No. 426, as amended, and by Order of Delegation No. 35 issued under said section by the San Francisco Regional Office, Region VIII, of the Office of Price Administration, *It is hereby ordered:*

With respect to the commodity described in line (a) of Table X, there is set forth in said table in line (b), the basing point; in line (c), the wholesale receiving point; in line (d), the method of transportation which is hereby determined to be the cheapest method of transportation which is customary and generally available from said basing point to said wholesale receiving point; and in line (e), the freight rate per cwt. by said Method (d) between points. With respect to the units of sale of said commodity set forth in the respective vertical columns of said Table X, there is also set forth in said table in line (f), the freight charge by said Method (d) from said basing point to said wholesale receiving point; in line (g), the basing point cost; in line (h), the charge, if any, allowable for protective services in connection with such transportation; and in line (i), the maximum price chargeable for said commodity in said wholesale receiving point.

TABLE X

(a) Commodity: Lemons.
(b) Basing point: Phoenix, Ariz.
(c) Wholesale receiving point: Kennewick, Wash.
(d) Method of transportation: Carlot Walla Walla, lcl. Kennewick.
(e) Freight rate by method (d) from basing point to wholesale receiving point: $0.88 plus $0.54.

	Per unit of sale	
	Per case	Per lb.
(f) Freight charge by method (d)	$1.27	-------
(g) Basing point cost	5.84	-------
(h) Protective services	.17	-------
(i) Maximum price in wholesale receiving point (sum of "f, g, and h")	7.28	-------

This order shall become effective May 1, 1946, and may be revoked, amended or corrected at any time.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871, E.O. 9328, 8 F.R. 4681)

Issued this 22d day of April 1946.

HARVEY GUERTIN,
District Director.

[F. R. Doc. 46–7433; Filed, May 2, 1946; 4:38 p. m.]

[Spokane Order 139B Under MPR 426]

LEMONS IN WALLA WALLA, WASH.

For the reasons set forth in an opinion issued simultaneously herewith, and under authority vested in the District Director of the Spokane District Office by section 8 (a) (7) of Maximum Price Regulation No. 426, as amended, and by Order of Delegation No. 35 issued under said section by the San Francisco Regional Office, Region VIII, of the Office of Price Administration, *It is hereby ordered:*

With respect to the commodity described in line (a) of Table X, there is set forth in said table in line (b), the basing point; in line (c), the wholesale receiving point; in line (d), the method of transportation which is hereby determined to be the cheapest method of transportation which is customary and generally available from said basing point to said wholesale receiving point; and in line (e), the freight rate per cwt. by said method (d) between points. With respect to the units of sale of said commodity set forth in the respective vertical columns of said Table X, there is also set forth in said table in line (f), the freight charge by said Method (d) from said basing point to said wholesale receiving point; in line (g), the basing point cost; in line (h), the charge, if any, allowable for protective services in connection with such transportation; and in line (i), the maximum price chargeable for said commodity in said wholesale receiving point.

TABLE X

(a) Commodity: Lemons.
(b) Basing point: Phoenix, Arizona.
(c) Wholesale receiving point: Lewiston, Idaho.
(d) Method of transportation: Carlot Walla Walla—l. c. l. Lewiston.
(e) Freight rate by method (d) from basing point to wholesale receiving point: $0.88 plus $0.54.

	Per unit of sale	
	Per case	Per lb.
(f) Freight charge by method (d)	$1.27	-------
(g) Basing point cost	5.84	-------
(h) Protective services	.17	-------
(i) Maximum price in wholesale receiving point (sum of "f, g and h")	7.28	-------

This order shall become effective May 1, 1946, and may be revoked, amended or corrected at any time.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871, E.O. 9328, 8 F.R. 4681)

Issued this 22d day of April 1946.

HARVEY GUERTIN,
District Director.

[F. R. Doc. 46–7434; Filed, May 2, 1946; 4:39 p. m.]

[Spokane Order 140B Under MPR 426]

LEMONS IN LEWISTON, IDAHO

For the reasons set forth in an opinion issued simultaneously herewith, and under authority vested in the District Director of the Spokane District Office by section 8 (a) (7) of Maximum Price Regulation No. 426, as amended, and by Order of Delegation No. 35 issued under said section by the San Francisco Regional Office, Region VIII, of the Office of Price Administration, *It is hereby ordered:*

With respect to the commodity described in line (a) of Table X, there is set forth in said table in line (b), the basing point; in line (c), the wholesale receiving point; in line (d), the method of transportation which is hereby determined to be the cheapest method of transportation which is customary and generally available from said basing point to said wholesale receiving point; and in line (e), the freight rate per cwt. by said method (d) between points. With respect to the units of sale of said commodity set forth in the respective vertical columns of said Table X, there is also set forth in said table in line (f), the freight charge by said Method (d) from said basing point to said wholesale receiving point; in line (g), the basing point cost; in line (h), the charge, if any, allowable for protective services in connection with such transportation; and in line (i), the maximum price chargeable for said commodity in said wholesale receiving point.

TABLE X

(a) Commodity: Lemons.
(b) Basing point: Phoenix, Ariz.
(c) Wholesale receiving point: Pullman, Wash.
(d) Method of transportation: Carlot Spokane, l. c. l. Pullman.
(e) Freight rate by method (d) from basing point to wholesale receiving point: $0.88 plus $0.41.

	Per unit of sale	
	Per case	Per lb.
(f) Freight charge by method (d)	$1.16	-------
(g) Basing point cost	5.84	-------
(h) Protective services	.17	-------
(i) Maximum price in wholesale receiving point (sum of "f, g and h")	7.17	-------

This order shall become effective May 1, 1946, and may be revoked, amended or corrected at any time.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 22d day of April 1946.

HARVEY GUERTIN,
District Director.

[F. R. Doc. 46–7435; Filed, May 2, 1946; 4:39 p. m.]

[Spokane Order 141B Under MPR 426]

LEMONS IN PULLMAN, WASH.

For the reasons set forth in an opinion issued simultaneously herewith, and under authority vested in the District Director of the Spokane District Office by section 8 (a) (7) of Maximum Price Regulation No. 426, as amended, and by Order of Delegation No. 35 issued under said section by the San Francisco Regional Office, Region VIII, of the Office of Price Administration, *It is hereby ordered:*

With respect to the commodity described in line (a) of Table X, there is set forth in said table in line (b), the basing point; in line (c), the wholesale receiving point; in line (d), the method of transportation which is hereby determined to be the cheapest method of transportation which is customary and generally available from said basing point to said wholesale receiving point; and in line (e), the freight rate per cwt. by said method (d) between points. With respect to the units of sale of said commodity set forth in the respective vertical columns of said Table X, there is also set forth in said table in line (f), the freight charge by said method (d) from said basing point to said wholesale receiving point; in line (g), the basing point cost; in line (h), the charge, if any, allowable for protective services in connection with such transportation; and in line (i), the maximum price chargeable for said commodity in said wholesale receiving point.

TABLE X

(a) Commodity: Lemons.
(b) Basing point: Phoenix, Ariz.
(c) Wholesale receiving point: Wallace, Idaho.
(d) Method of transportation: Carlot Spokane, l. c. l. Wallace.
(e) Freight rate by method (d) from basing point to wholesale receiving point: $0.88 plus $0.51.

	Per unit of sale	
	Per case	Per lb.
(f) Freight charge by method (d)	$1.25	-------
(g) Basing point cost	5.84	-------
(h) Protective services	.17	-------
(i) Maximum price in wholesale receiving point (sum of "f, g and h")	7.26	-------

This order shall become effective May 1, 1946, and may be revoked, amended or corrected at any time.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 22d day of April 1946.

HARVEY GUERTIN,
District Director.

[F. R. Doc. 46–7436; Filed, May 2, 1946; 4:39 p. m.]

[Spokane Order 142B Under MPR 426]

LEMONS IN WALLACE, IDAHO

For the reasons set forth in an opinion issued simultaneously herewith, and under authority vested in the District Director of the Spokane District Office by section 8 (a) (7) of Maximum Price Regulation No. 426, as amended, and by Order of Delegation No. 35 issued under said section by the San Francisco Regional Office, Region VIII, of the Office of Price Administration; *It is hereby ordered:*

With respect to the commodity described in line (a) of Table X, there is set forth in said table in line (b), the basing point; in line (c), the wholesale receiving point; in line (d), the method of transportation which is hereby determined to be the cheapest method of transportation which is customary and generally available from said basing point to said wholesale receiving point; and in line (e), the freight rate per cwt. by said method (d) between points. With respect to the units of sale of said commodity set forth in the respective vertical columns of said Table X, there is also set forth in said table in line (f), the freight charge by said method (d) from said basing point to said wholesale receiving point; in line (g), the basing point cost; in line (h), the charge, if any, allowable for protective services in connection with such transportation; and in line (i), the maximum price chargeable for said commodity in said wholesale receiving point.

TABLE X

(a) Commodity: Lemons.
(b) Basing point: Phoenix, Ariz.
(c) Wholesale receiving point: Lewiston, l. c. l. Wallace.
(d) Method of transportation: Carlot Spokane, l. c. l. Wallace.
(e) Freight rate by method (d) from basing point to wholesale receiving point: $0.88 plus $0.51.

	Per unit of sale	
	Per case	Per lb.
(f) Freight charge by method (d)	$1.25	-------
(g) Basing point cost	5.84	-------
(h) Protective services	.17	-------
(i) Maximum price in wholesale receiving point (sum of "f, g and h")	7.26	-------

This order shall become effective May 1, 1946, and may be revoked, amended or corrected at any time.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 22d day of April 1946.

HARVEY GUERTIN,
District Director.

[F. R. Doc. 46–7437; Filed, May 2, 1946; 4:39 p. m.]

[Spokane Order 143B Under MPR 426]

LEMONS IN SPOKANE, WASH.

For the reasons set forth in an opinion issued simultaneously herewith, and under authority vested in the District Director of the Spokane District Office by section 8 (a) (7) of Maximum Price Regulation No. 426, as amended, and by Order of Delegation No. 35 issued under said section by the San Francisco Regional Office, Region VIII, of the Office of Price Administration; *It is hereby ordered:*

With respect to the commodity described in line (a) of Table X, there is set forth in said table in line (b), the basing point; in line (c), the wholesale receiving point; in line (d), the method of transportation which is hereby determined to be the cheapest method of transportation which is customary and generally available from said basing point to said wholesale receiving point; and in line (e), the freight rate per cwt. by said method (d) between points. With respect to the units of sale of said commodity set forth in the respective vertical columns of said Table X, there is also set forth in said table in line (f), the freight charge by said method (d) from said basing point to said wholesale receiving point; in line (g), the basing point cost; in line (h), the charge, if any, allowable for protective services in connection with such transportation; and in line (i), the maximum price chargeable for said commodity in said wholesale receiving point.

TABLE X

(a) Commodity: Lemons.
(b) Basing point: Phoenix, Ariz.
(c) Wholesale receiving point: Spokane, Wash.
(d) Method of transportation: Carlot.
(e) Freight rate by method (d) from basing point to wholesale receiving point: $0.88.

	Per unit of sale	
	Per case	Per lb.
(f) Freight charge by method (d)	$0.79	-------
(g) Basing point cost	5.84	-------
(h) Protective services	.14	-------
(i) Maximum price in wholesale receiving point (sum of "f, g and h")	6.77	-------

This order shall become effective May 1, 1946, and may be revoked, amended or corrected at any time.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 22d day of April 1946.

HARVEY GUERTIN,
District Director.

[F. R. Doc. 46-7438; Filed, May 2, 1946; 4:39 p. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 71 were filed with the Division of the Federal Register April 22, 1946.

Region IX

Hawaii Order 1, covering fresh fruits and vegetables imported from the Mainland. Filed 9:20 a. m.

Hawaii Order 2, covering fresh fruits and vegetables imported from the Mainland. Filed 9:21 a. m.

Hawaii Order 3, covering fresh fruits and vegetables imported from the Mainland. Filed 9:22 a. m.

Hawaii Order 4, covering fresh fruits and vegetables imported from the Mainland. Filed 9:22 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46-7470; Filed, May 3, 1946; 11:37 a. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File Nos. 70-1266 and 70-965]

COLUMBIA GAS & ELECTRIC CORP. ET AL.

NOTICE OF FILING AND ORDER FOR CONSOLIDATION AND HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 2d day of May, 1946.

In the matters of Columbia Gas & Electric Corporation, Central Kentucky Natural Gas Company, Cincinnati Gas Transportation Company, File No. 70-1266; Columbia Gas & Electric Corporation, United Fuel Gas Company, Warfield Natural Gas Company, Huntington Development and Gas Company, Point Pleasant Natural Gas Company, Central Kentucky Natural Gas Company, Cincinnati Gas Transportation Company, File No. 70-965.

Notice is hereby given that an amendment to a joint declaration-application has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 by Columbia Gas & Electric Corporation (Columbia), a registered holding company, and its subsidiaries, United Fuel Gas Company (United Fuel), Warfield Natural Gas Company (Warfield), Huntington Development and Gas Company (Huntington Development), and Point Pleasant, Natural Gas Company (Point Pleasant). The amendment modifies the previous filing (Holding Company Act Release No. 5748), proposing the merger of said subsidiary companies and Central Kentucky Natural Gas Company (Central Kentucky) and Cincinnati Gas Transportation Company (Cincinnati Transportation), also subsidiaries of Columbia, in that it excludes the latter two companies from such merger.

Notice is also given that a separate joint application-declaration has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 by Columbia, Central Kentucky and Cincinnati Transportation with respect to a merger of these latter two companies.

All interested persons are referred to said documents, which are on file in the offices of the Commission, for a statement of the transactions now proposed, which may be summarized as follows:

United Fuel proposes to merge with and to acquire the businesses and properties of Warfield, Huntington Development and Point Pleasant, and in consideration for such acquisitions it will assume all the liabilities, obligations and indebtedness of those companies and will issue to them shares of its common stock of a par value of $1 per share, in the following respective amounts:

To:	No. of shares
Warfield	24,068
Huntington Development	62,668
Point Pleasant	500
Total	87,236

Prior to the merger Warfield, Point Pleasant and Huntington Development propose to pay cash dividends on their outstanding stocks, substantially all of which are owned by Columbia, in an amount approximating the earned surplus since December 31, 1937 of the respective companies. After the merger these companies will disolve and distribute to their stockholders the above shares of United Fuel common stock as a liquidating dividend. Thereafter United Fuel will exchange its then outstanding 387,230 shares of $1 par value common stock for a like number of shares of new common stock of a par value of $25 per share, United Fuel will then have outstanding 387,236 shares of common stock having an aggregate par value of $9,680,900, all of which, except 25 1/10 shares, will be held by Columbia, and 6% demand indebtedness in the aggregate principal amount of $24,025,000 payable to Columbia.

United Fuel requests the Commission to modify its order of January 31, 1940 (S.E.C. 732) so as to permit it to resume the payment of interest and principal on the 6% demand indebtedness payable to Columbia.

Central Kentucky proposes to merge with and to acquire the businesses and properties of Cincinnati Transportation and in consideration for such acquisition it will assume all the liabilities, obligations and indebtedness of that company and will issue 128,139 shares of its common stock, of a par value of $25 per share, to Cincinnati Transportation.

Prior to the merger, Central Kentucky and Cincinnati Transportation propose to pay cash dividends on their outstanding common stock, substantially all of which is owned by Columbia, in an amount approximating the earned surplus since December 31, 1945 of the respective companies. After the merger, Cincinnati Transportation will dissolve and distribute the Central Kentucky common stock to its stockholders as a liquidating dividend. Upon consummation of these transactions, Central Kentucky will have outstanding 188,139 shares of common stock having an aggregate par value of $4 703,475, of which 187,563 shares will be held by Columbia and 576 shares by others.

The Public Service Commission of West Virginia has approved the acquisition by United Fuel of the assets of Point Pleasant, Warfield, and Huntington Development, and the approval of the Public Service Commission of Kentucky and the Federal Power Commission is also being sought in respect of certain aspects of such matters. The approval of these latter two Commissions is also being sought in respect of certain aspects of the proposed transactions between Central Kentucky and Cincinnati Transportation.

It appearing to the Commission that the above matters are related and involve common questions of law and fact and should be consolidated, and that it is appropriate in the public interest that a hearing be held for the purpose of considering such consolidated matters:

It is hereby ordered, That the proceedings with respect to the matters under the Commission's File No. 70-965 be, and the same hereby are, consolidated with the proceedings in respect of the matters under the Commission's File No. 70-1266, and that a hearing be held with respect to such matters at the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia, Pennsylvania, on May 21, 1946 at 10 a. m., E. D. S. T., in such room as the hearing room clerk in Room 318 will at that time advise.

It is further ordered, That the Secretary of the Commission shall serve notice of the aforesaid hearing by mailing copies of this order by registered mail to Columbia, United Fuel, Warfield, Central Kentucky, Cincinnati Transportation, Huntington Development, Point Pleasant, the Public Service Commissions of the States of West Virginia and Kentucky, and the Federal Power Commission; and that notice of said hearing be given to all other persons by publication of this order in the FEDERAL REGISTER. Any person desiring to be heard or otherwise wishing to participate in these proceedings shall file with the Secretary of this Commission, or on before May 20, 1946, his request or application as provided by Rule XVII of the rules of practice of the Commission.

It is further ordered, That Willis E. Monty, or any other officer or officers of the Commission designated by it for that purpose, shall preside at such hearing. The officer so designated is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of the act and to a trial examiner under the Commission's rules of practice.

It is further ordered, That, without limiting the scope of the issues presented by said applications-declarations, particular attention will be directed at the hearing to the following matters and questions:

(a) Whether the request of United Fuel to be permitted to resume the payments of interest and principal on the 6% demand note indebtedness payable to Columbia is appropriate and in the public interest and in the interests of investors and consumers;

(b) Whether the fees and expenses to be paid in connection with the proposed transactions are reasonable;

(c) Whether the accounting treatment proposed in connection with the contemplated transactions is proper and in accordance with sound accounting practices;

(d) Whether, if the proposed transactions are authorized, it is necessary or appropriate that terms or conditions be imposed in the public interest or for the protection of investors and consumers;

(e) Generally, whether the proposed transactions comply with the applicable provisions of the Public Utility Holding Company Act of 1935 and the rules and regulations promulgated thereunder.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-7535; Filed, May 6, 1946; 9:37 a. m.]

[File Nos. 54-116, 54-66 and 59-61]

SCRANTON-SPRING BROOK WATER SERVICE CO. ET AL.

SUPPLEMENTAL ORDER PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 2d day of May, A. D., 1946.

In the matters of Scranton-Spring Brook Water Service Company, Pennsylvania Water Service Company, Federal Water and Gas Corporation, file No. 54-116; Federal Water and Gas Corporation and subsidiary companies, file No. 54-66; Federal Water and Gas Corporation and subsidiary companies, respondents, file No. 59-61.

The Commission on March 7, 1946, having issued its order under applicable provisions of the Public Utility Holding Company Act of 1935, approving an Amended Plan, and granting and permitting to become effective applications and declarations, of Federal Water and Gas Corporation, a registered holding company, Pennsylvania Water Service Company, an exempt holding company and a subsidiary company of Federal, and Scranton-Spring Brook Water Service Company ("Scranton"), a gas utility company, a water company, an exempt holding company and a subsidiary of Federal and of Pennsylvania Water Service Company, including, among other things, a declaration relating to the proposed issuance and sale by Scranton, pursuant to the competitive bidding requirements of Rule U-50 promulgated under the Act, of $23,500,000 principal amount of 30-year First Mortgage Bonds ("New Bonds") and $10,000,000 par value of Cumulative Preferred Stock ("New Preferred Stock"), represented by 100,000 shares of the par value of $100 per share, provided that the annual interest charges and preferred dividend requirements on said new securities, adjusted for premiums, if any, received, would not aggregate more than $1,130,000 (equivalent to annual interest and preferred dividend rates of 3% and 4¼%, respectively); and the Commission having in said order reserved jurisdiction in respect of the reasonableness of the prices to be paid for Scranton's new bonds and preferred stock, the underwriting spreads, and the fees and expenses in connection therewith;

Scranton on May 2, 1946, having filed an amendment to its declaration stating that, in accordance with the permission granted in the aforesaid order of the Commission dated March 7, 1946, Scranton offered the new bonds and preferred stocks for sale pursuant to the competitive bidding requirements of Rule U-50 and received the following bids:

NEW BONDS

Bidders	Coupon rate	Price to Scranton (percent of principal amount)[1]	Annual cost to Scranton
	Percent		*Percent*
Halsey, Stuart & Co., Inc.	2¾	101.397	2.80561
Mellon Securities Corp.	2¾	100.539	2.84816
Morgan, Stanley & Co.	3	101.979	2.90077
Kuhn, Loeb & Co., Lee Higginson Corp., and Smith, Barney & Co.	3	101.319	2.93359

[1] Plus accrued interest from Mar. 15, 1946.

NEW PREFERRED STOCK

Bidders	Dividend rate	Price to Scranton (per share)[1]	Annual cost to Scranton
	Percent		*Percent*
Mellon Securities Corp.	4.10	$100.329	4.08656
Kuhn, Loeb & Co., Lee Higginson Corp., and Smith, Barney & Co.	4.20	100.16	4.19329

[1] Plus accrued dividends from Mar. 15, 1946.

Said amendment further stating that in respect of the new bonds Scranton has accepted the bid of Halsey, Stuart & Co., Inc., as set out above, and that said bonds will be offered for sale to the public at a price of 102.50% of the principal amount thereof plus accrued interest, resulting in an underwriting spread equal to 1.103% of the principal amount of the bonds; and that in respect of the new preferred stock Scranton has accepted the bid of Mellon Securities Corporation, as set out above, and that said preferred stock will be offered for sale to the public at $102.50 per share plus accrued dividends, resulting in an underwriting spread of $2.171 per share;

The Commission having examined said amendment and having considered the record herein and finding no basis for imposing terms and conditions with respect to the prices to be paid for said new bonds and preferred stock or the proposed underwriting spreads; and it further appearing that the underwriters of the bonds propose to pay a fee of $14,900, and the underwriters of the preferred stock a fee of $7,100 to Chadburne, Hunt, Jaeckel & Brown, counsel for the underwriters; that the underwriters of the bonds and preferred stock propose to reimburse said counsel for their expenses in the amounts of $800 and $400, respectively; and that the aggregate amounts to be paid and the proposed allocation thereof are not unreasonable;

It is ordered, That the jurisdiction heretofore reserved with respect to the prices to be paid for the new bonds and preferred stock, the underwriting spreads, and the fees and expenses of counsel for the bidders be and it is hereby released, and that said declaration as amended be and it is hereby permitted to become effective forthwith, subject, however, to the terms and conditions prescribed in Rule U-24.

It is further ordered, That in all other respects the jurisdiction heretofore reserved herein, including jurisdiction over all legal fees and expenses in connection with these proceedings, with the exception of the fees and expenses of counsel for the bidders which may be paid, be and it is hereby continued.

By the Commission.

ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-7536; Filed, May 6, 1946; 9:37 a. m.]

UNITED STATES COAST GUARD.

APPROVAL OF EQUIPMENT

By virtue of the authority vested in me by R.S. 4405, 4417a, 4418, 4426, 4433, and 4491, as amended, 49 Stat. 1544, sec. 5 (e); 55 Stat. 244 (46 U.S.C. 367, 375, 391a, 392, 404, 411, 489, 50 U.S.C. 1275), Executive Order No. 9083, dated February 28, 1942 (3 CFR, Cum. Supp.), as modified by Executive Order No. 9666, dated December 28, 1945 (11 F.R. 1), and Coast Guard General Order 1-46 of the Secretary of the Treasury, dated January 1, 1946 (11 F.R. 185), the following

approval of equipment is prescribed, effective upon the date of publication in the FEDERAL REGISTER:

SAFETY VALVES

Lunkenheimer Figure 653 Modified steel duplex pop safety valve, 150 and 300 pounds pressure ratings respectively, maximum temperature 450° F., Drawings L–8593 and M–9029, submitted by the Lunkenheimer Company, Beekman Street and Waverly Ave., Cincinnati 14, Ohio.

WATER INDICATORS

Yarway Remote Level Indicators for Marine Boilers, Plan No. EL–904–971, 125 pounds per square inch; Plan No. EL–904–972, 600 pounds per square inch; Plan No. EL–904–973, 900 pounds per square inch; Plan No. EL–904–974, 1,500 pounds per square inch, submitted by Yarnall-Waring Co., Chestnut Hill, Philadelphia 18, Pa. (Supersedes approval 7 November 1944, 9 F.R. 13240, insofar as new construction is concerned.)

Dated: May 2, 1946.

[SEAL] MERLIN O'NEILL,
Rear Admiral, U. S. C. G.,
Acting Commandant.

[F. R. Doc. 46–7518; Filed, May 3, 1946; 3:29 p. m.]

Reference

MAY 10 '46

THE NATIONAL ARCHIVES

FEDERAL REGISTER

1934

VOLUME 11 NUMBER 90

Washington, Wednesday, May 8, 1946

Regulations

TITLE 8—ALIENS AND NATIONALITY

Chapter I—Immigration and Naturalization Service

PART 110—PRIMARY INSPECTION AND DETENTION

DESIGNATION OF CHIEF MOUNTAIN AND GOATHAUNT CAMP, MONTANA, AS CLASS A PORTS OF ENTRY

APRIL 23, 1946.

Section 110.1, Title 8, Chapter I, Code of Federal Regulations is amended by inserting "Chief Mountain, Mont. (May–October)" between "Babb, Mont." and "Del Bonita, Mont." and by inserting "Goathaunt Camp, Mont. (May–October)" between "Del Bonita, Mont." and "Havre, Mont." in the list of Class A ports of entry in District No. 10.

This order shall become effective on the date of its publication in the FEDERAL REGISTER.

(Sec. 23, 39 Stat. 892, sec. 24, 43 Stat. 166, sec. 37 (a), 54 Stat. 675; 8 U.S.C. 102, 222, 458; sec. 1, Reorg. Plan No. V (3 CFR, Cum. Supp., Ch. IV); 8 CFR, 1943 Supp., 90.1)

UGO CARUSI,
Commissioner of Immigration and Naturalization.

Approved: May 3, 1946.

J HOWARD MCGRATH,
Acting Attorney General.

[F. R. Doc. 46–7612; Filed, May 6, 1946; 2:51 p. m.]

PART 380—SPECIAL CERTIFICATE OF NATURALIZATION FOR RECOGNITION BY A FOREIGN STATE

ACTION ON APPLICATION

APRIL 19, 1946.

Section 380.2, Title 8, Chapter I, Code of Federal Regulations is amended to read as follows:

§ 380.2 *Investigation; certificate; disposition.* Investigation of an application on Form N–577 shall be conducted by a field officer to ascertain to the extent practicable whether:

(a) A record of the alleged naturalization exists;

(b) The applicant is the subject of such record;

(c) The applicant, if naturalized, has not become expatriated;

(d) The applicant needs the certificate to obtain recognition as a citizen of the United States by a foreign State; and

(e) The certificate, if issued, will be used only for such purpose.

The application shall be forwarded to the Commissioner with a report of the investigation and the recommendation of the investigating officer and the district director. If the naturalization is alleged to have occurred in another district, verification from the records there may be omitted from the investigation and the recommendation made subject to verification of the naturalization from records in the Central Office. If the Commissioner is satisfied that the applicant has the qualifications listed in this section, a special certificate of naturalization shall be issued on Form N–578. The certificate shall be furnished by the Commissioner only to the Secretary of State for transmission to the proper authority in the foreign state by which the applicant seeks to obtain recognition as a citizen of the United States.

The statement of authority given for the issuance of Part 380, Title 8, Chapter I, Code of Federal Regulations is changed to read as follows:

AUTHORITY: §§ 380.1 and 380.2 issued under sec. 327, 54 Stat. 1150, sec. 37 (a), 54 Stat. 675; 8 U.S.C. 727, 458; 8 CFR, 1943 Supp., 90.1; interprets and applies secs. 341 (c), 342 (b) (5), 54 Stat. 1161, 58 Stat. 755; 8 U.S.C. 741 (c), 742 (b) (5).

This order shall become effective on the date of its publication in the FEDERAL REGISTER.

UGO CARUSI,
Commissioner of Immigration and Naturalization.

Approved: May 3, 1946.

J. HOWARD MCGRATH,
Acting Attorney General.

[F. R. Doc. 46–7611; Filed, May 6, 1946; 2:51 p. m.]

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FEDERAL REGISTER

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PART 303—GRATUITY UPON DEATH

SETTLEMENT OF ARREARS OF PAY UPON DEATH

In revision of AR 35-1545, April 24, 1946, § 303.6 is retained without change; § 303.7 is rescinded and the following substituted therefor:

§ 303.7 *Letters testamentary or letters of administration.* When claim is filed by an executor or administrator of the estate, letters testamentary or letters of administration will accompany the claim for settlement of arrears of pay due deceased personnel. (41 Stat. 367, 42 Stat. 1385, 55 Stat. 796; 10 U.S.C. 546, 903)

[SEAL] EDWARD F. WITSELL,
Major General,
The Adjutant General.

[F. R. Doc. 46-7591; Filed, May 6, 1946; 1:30 p. m.]

Chapter VII—Personnel

PART 708—DECORATIONS, MEDALS, RIBBONS AND SIMILAR DEVICES

GOOD CONDUCT MEDAL

Section 708.35 is rescinded as follows:

§ 708.35 *Forfeiture.* [Rescinded]

(E.O. 8809, as amended by E.O. 9323) [AR 600-68, 4 May 1943, as amended by W.D. Cir. 118, 24 April 1946]

[SEAL] EDWARD F. WITSELL,
Major General,
The Adjutant General.

[F. R. Doc. 46-7592; Filed, May 6, 1946; 1:30 p. m.]

TITLE 24—HOUSING CREDIT

Chapter VII—National Housing Agency

[NHA Gen. Order 21-34]

PART 705—DELEGATIONS OF AUTHORITY

PRIORITIES ASSISTANCE AND AUTHORIZATION FOR CONSTRUCTION OF HOUSES FOR EXPERIMENTAL OR TESTING PURPOSES

Sec.
705.11 Purpose.
705.12 Priorities assistance and authorization for construction of houses for experimental or testing purposes.

AUTHORITY: §§ 705.11 and 705.12, issued under 55 Stat. 838, 50 U.S.C. App., Sup., 601; EO 9070, 3 CFR, Cum. Supp.; E.O. 9638, 10 F.R. 12591; 54 Stat. 676 as amended, 50 U.S.C. App., Sup., 1152; Veterans' Housing Program Order 1, 11 F.R. 3596; CPA Priorities Regulation 33 as amended, 11 F.R. 4085; CPA Directive 42 as amended, 11 F.R. 3355.

§ 705.11 *Purpose.* (a) Delegations to the National Housing Agency by § 903.155 of Title 32, Chapter IX (CPA Directive 42) include the authority to approve applications under § 944.54 of Title 32, Chapter IX (CPA Priorities Regulation 33) for housing accommodations covered by § 944.54 even though the applications fall in some respect to satisfy the requirements of § 944.54. It is the purpose of §§ 705.11 and 705.12 to authorize, under those delegations, the Director or Acting Director of the Technical Research Branch of the Office of the Administrator to approve applications for authorization and priorities assistance for the construction of houses for experimental or testing purposes as provided in §§ 705.11 and 705.12.

§ 705.12 *Priorities assistance and authorization for construction of houses for experimental or testing purposes.* (a) Applications for authorization under Veterans' Housing Program Order 1 or for priorities assistance under § 944.54 (CPA Priorities Regulation 33), or both, may be made to the Director or Acting Director of the Technical Research Branch of the Office of the Administrator by a person who applies to construct or erect for experimental or testing purposes any housing accommodations otherwise covered by § 944.54 (CPA Priorities Regulation 33). The Director or Acting Director of the Technical Research Branch shall consider the essentiality of the proposed work and the materials to be used in relation to the Veterans' Emergency Housing Program. If he determines the proposed work to be essential and the application otherwise qualifies, he shall approve the application subject to the provisions of § 944.54 (CPA Priorities Regulation 33), except that paragraphs (g), (h) and (i) of that section shall not be applicable unless the accommodations constructed or erected are sold or rented for housing purposes.

(b) With respect to such housing accommodations for experimental or testing purposes, the Director or Acting Director of the Technical Research Branch of the Office of the Administrator is hereby authorized to exercise all of the powers and duties delegated to the National Housing Agency by § 903.155 (CPA Directive 42).

This general order shall be effective immediately.

[SEAL] WILSON W. WYATT,
Administrator.

[F. R. Doc. 46-7630; Filed, May 7, 1946; 11:15 a. m.]

TITLE 29—LABOR

Chapter IX—Department of Agriculture (Agricultural Labor)

[Supp. 20, Amdt. 1]

PART 1102—SALARIES AND WAGES OF AGRICULTURAL LABOR IN THE STATE OF CALIFORNIA

WORKERS IN DAIRYING IN CERTAIN PORTIONS OF THE LOS ANGELES METROPOLITAN MILK SHED, CALIFORNIA

Supplement 20 (9 F.R. 7377) is amended as follows:

1. By striking out the figure "$40" in paragraph (b) (1) and inserting in lieu thereof the figure "$45."

2. Paragraph (c) shall read:

(c) *Wage rates: Maximum rates for dairy workers*—(1) *Milkers*—(i) *Machine.* Base pay per string per month $220, plus bonus per month of 15¢ for each daily average pound of milk drawn in excess of the base poundage of 1900 pounds.

(ii) *Hand.* Base pay per string per month $220, plus bonus per month of 30¢ for each daily average pound of milk drawn in excess of the following base poundage:

(a) 1000 pounds—Holstein strings.
(b) 900 pounds—Mixed strings.
(c) 800 pounds—Jersey and Guernsey strings.

(iii) For machine milking of long strings the maximum additional payment shall be the bonus per month of 15¢ for each pound drawn in excess of the base poundage, or $4 per month for each cow in excess of 60 cows (or 52 cows on certified dairies), whichever is greater.

(iv) For hand milking of long strings the maximum additional payment shall be the bonus per month of 30¢ for each pound drawn in excess of the base poundage, or $8 per month for each cow in excess of 30 cows (or 26 cows on certified dairies), whichever is greater.

(v) For relief milkers the maximum wage paid shall be the highest wage paid to any milker of a string which is relieved.

(vi) Maximum payment for milking less than a string (short string) by machine or by hand, shall be in proportion to the base pay as the actual number of cows milked bears to 60 or 30 cows for machine and hand milking respectively (or 52 or 26 cows respectively on certified dairies) or as the actual daily poundage of milk drawn bears to the applicable base poundage, whichever is greater: *Provided, however,* That milkers on short strings doing other jobs may receive additional compensation at the legal rate for the other job or jobs for the proportionate time spent on such other job or jobs.

(vii) Extra turnins. $5 additional per month may be allowed if turnins are in excess of 3 per milking.

(viii) Payments on other than bonus basis. If payments are made on a flat monthly wage or other basis, the maximum payment may not exceed the equivalent rate when calculated as above.

(2) Emergency milkers for one milking $7; for periods of one to six days, inclusive, $14 per day.

(3) Milk-house men, machine or can, $210 per month.

This Amendment 1 to Supplement 20 shall become effective at 12:01 a. m., Pacific standard time, March 1, 1946.

(56 Stat. 765 (1942); 50 U.S.C. 961 et seq. (Supp. IV); 57 Stat. 63 (1943); 50 U.S.C. 964 (Supp. IV); 58 Stat. 632 (1944); Pub. Law 108, 79th Cong., E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; E.O. 9577, 10 F.R. 8087; E.O. 9620, 10 F.R. 12022; E.O. 9651, 10 F.R. 13487; E.O. 9697, 11 F.R. 1691; regulations of the Economic Stabilization Director, 8 F.R. 11960, 12139, 16702; 9 F.R. 6035, 14547; 10 F.R. 9478, 9628; 11 F.R. 2517; regulations of the War Food Administrator, 9 F.R. 655, 12117, 12611, 10 F.R. 7609, 9581; 9 F.R. 831, 12807, 14206, 10 F.R. 3177)

Issued this 7th day of May 1946.

[SEAL] K. A. BUTLER,
Acting Director, Labor Branch,
U. S. Department of Agriculture.

[F. R. Doc. 46-7629; Filed, May 7, 1946; 11:12 a. m.]

TITLE 30—MINERAL RESOURCES

Chapter VI—Solid Fuels Administration for War

PART 602—GENERAL ORDERS AND DIRECTIVES

STATEMENT CONCERNING LIMITED AVAILABILITY OF BITUMINOUS COAL FOR BUNKERING OF VESSELS AT TIDEWATER

The rapidly diminishing supplies of bituminous coal make it necessary to limit to minimum quantities the distribution of bituminous coal for bunkering use at tidewater. Accordingly, it is the policy of the Solid Fuels Administration for War in releasing any such coal for such purpose that the vessel be engaged in the movement of coal or other relief materials abroad or in similar coastwise traffic. In addition, the amount of coal made available to vessels engaged in foreign trade is limited to that necessary to enable the vessel to reach the first foreign bunkering station which is practicable. Generally speaking, bunkering for round trip movements abroad will not be permitted.

Issued this 3d day of May 1946.

DAN H. WHEELER,
Deputy Solid Fuels Administrator for War.

[F. R. Doc. 46-7625; Filed, May 7, 1946; 10:52 a. m.]

PART 602—GENERAL ORDERS AND DIRECTIVES

STATEMENT CONCERNING LIMITED AVAILABILITY OF BITUMINOUS COAL FOR BUNKERING OF VESSELS ON GREAT LAKES

The rapidly diminishing supply of bituminous coal makes it necessary to limit to minimum quantities the distribution of bituminous coal for bunker use on the Great Lakes. Accordingly, it is the policy of the Solid Fuels Administration for War in releasing any such coal for such purpose that the vessel be engaged in the movement of coal or grain. It is therefore important that requests for release of coal for vessel fuel use on the Lakes should contain a clear statement of the activities in which the vessel is engaged.

Issued this 3d day of May 1946.

DAN H. WHEELER,
Deputy Solid Fuels Administrator for War.

[F. R. Doc. 46-7627; Filed, May 7, 1946; 10:52 a. m.]

PART 602—GENERAL ORDERS AND DIRECTIVES

DIRECTION CONCERNING DELIVERIES OF BITUMINOUS COAL BY RETAIL DEALERS, AND COMMERCIAL DOCK OPERATORS AT LAKE AND TIDEWATER

In order to conserve further the diminishing supply of bituminous coal for the most essential uses, the revised notice of direction concerning deliveries of bituminous coal by retail dealers, lake and tidewater dock operators, issued April 5, 1946, is hereby revoked and superseded by this direction.

1. Retail dealers and lake and tidewater dock operators engaged in the commercial distribution of bituminous coal are hereby prohibited from delivering such coal except to:

(a) The following consumers provided they certify in writing to the retail dealer, lake or tidewater dock operator that they have less than a 10-days' supply: public utilities which render public service by supplying electricity, water, gas, sewage disposal service or street railway transportation to any community, railroads, laundries, hospitals, food processing plants (including milk plants, dairies and commercial bakeries) and refrigeration plants;

(b) Steamships or tugboats for bunker or galley fuel: *Provided, however,* That the steamship or tugboat, if operating on the Great Lakes, is engaged in the transportation of grain or coal or the movement of another boat so engaged: *And provided,* That, if operating at tidewater, the steamship or tugboat is engaged in the movement of coal or other relief material abroad or in similar coastwise traffic, or the movement of another boat so engaged;

(c) Domestic consumers for use in a dwelling, apartment or hotel: *Provided,* The consumer has less than 5 days' supply based on his actual needs for the next succeding 5 days;

(d) Retail dealers for delivery to an eligible consumer described in subparagraphs (a), (b) or (c) hereof: *Provided,* That the dealer certifies in writing that he needs the coal in order to supply such eligible consumer and that if the consumer is eligible under subparagraph (a) hereof the dealer has in his possession the written certificate of the consumer that he has less than a 10-days' supply; and

(e) Any person upon written direction or authorization of the appropriate SFAW Area Distribution Manager or Regional Representative.

2. Retail dealers, and lake and tidewater dock operators making deliveries of bituminous coal to an eligible consumer in accordance with paragraph 1 are prohibited from delivering an amount of bituminous coal which exceeds the consumer's minimum requirements for a period of five days: *Provided, however,* (a) That this restriction shall not apply to deliveries to steamships or tugboats, and (b) That the amount delivered to eligible domestic consumers may be a minimum truck or wagon load.

3. All persons are prohibited from receiving any bituminous coal which a retail dealer, lake or tidewater dock operator is not permitted to deliver to him pursuant to paragraphs 1 and 2 above.

4. SFAW Area Distribution Managers and Regional Representatives are authorized to modify the limitations imposed by this direction within the area of their jurisdiction. Such modifications will be strictly limited (a) to cases in which the failure to supply coal will endanger the health or safety of the community and (b) to permit the nonwasteful and orderly close-down of any industrial plant that has goods in the process of manufacture that would be lost if coal were not supplied, including such continuous operation plants as glass plants, rayon plants, brick kilns, tanneries and breweries: *Provided,* That such plant did not have a sufficient coal supply on May 1, 1946, to close down in an orderly manner.

5. No person shall be held liable for damages or penalties under any contract for any default which shall result directly or indirectly from compliance with the provisions of this direction.

6. This notice of direction supersedes prevous notices of direction and orders, or revisions or modifications thereof, to the extent inconsistent herewith.

7. This direction shall take effect immediately and remain in effect until further notice.

(E.O. 9332, 8 F.R. 5355, E.O. 9125, 7 F.R. 2719; Sec. 2 (a) 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 176, 58 Stat. 827 and 59 Stat. 658)

Issued this 6th day of May 1946.

J. A. KRUG.
Solid Fuels Administrator for War.

[F. R. Doc. 46-7628; Filed, May 7, 1946; 10:53 a. m.]

PART 602—GENERAL ORDERS AND DIRECTIVES

DIRECTION PROHIBITING RECEIPT OR CONFISCATION OF COAL WHICH MAY NOT BE SHIPPED UNDER DIRECTION ISSUED ON MARCH 28, 1946, AND APRIL 30, 1946

Pursuant to Executive Order No. 9332 and SFAW Regulation No. 1, all persons, including railroads, are prohibited from receiving or confiscating any coal now held on track or not authorized to be shipped pursuant to the Notices of Direction issued March 28, 1946 (11 F.R. 3354) and April 30, 1946 (11 F.R. 4857), without having first obtained the written permission of the Solid Fuels Administration for War.

Penalties provided under the Second War Powers Act are applicable to violations of this direction.

(E.O. 9332, 8 F.R. 5355; E.O. 9125, 7 F.R. 2719; Sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 176, 58 Stat. 827 and 59 Stat. 658)

Issued this 3d day of May 1946.

DAN H. WHEELER,
Deputy Solid Fuels Administrator for War.

[F. R. Doc. 46-7626; Filed, May 7, 1946; 10:52 a. m.]

TITLE 31—MONEY AND FINANCE: TREASURY

Chapter II—Fiscal Service, Department of the Treasury

Subchapter A—Bureau of Accounts

[1946 Rev. Dept. Circ. 195 [1]]

PART 208—PUBLIC MONEYS AND OFFICIAL CHECKS OF UNITED STATES DISBURSING OFFICERS

MAY 1, 1946.

Part 208, Subchapter A, Chapter II, Title 31 of the Code of Federal Regulations of the United States of America (appearing also as Treasury Department Circular No. 195, dated January 24, 1921, as amended and supplemented) is hereby revised to read as follows:

[1] The introductory paragraph of Treasury Department Circular No. 195 (Revised), dated May 1, 1946 corresponds to § 208.0 of this part, and sections 1 to 17, inclusive, of that circular correspond respectively to §§ 208.1 to 208.17, inclusive, of this part.

Sec.

208.0 Introductory.
208.1 Advance of funds.
208.2 Cash held by a disbursing officer at his personal risk.
208.3 Advances of funds in excess of penalties of official bonds.
208.4 Checks drawn to obtain cash for pay rolls and for other purposes.
208.5 Disposition of excess cash withdrawn for pay rolls and for other purposes.
208.6 Checks shall show object for which drawn.
208.7 Payee of check in certain cases.
208.8 Disbursing officer's advice of credit.
208.9 Disposition of checks paid by drawee.
208.10 Statement of checking account.
208.11 Deposits of public moneys.
208.12 Disbursing officer ceases to disburse.
208.13 Supply of blank checks and use of symbol numbers.
208.14 Official signatures.
208.15 Exceptions to part.
208.16 Transactions by disbursing officers under act approved December 23, 1944 (Public Law No. 554, 78th Congress).
208.17 Withdrawal or amendment of part.

AUTHORITY: §§ 208.0 to 208.17, issued under R.S. 161; 5 U.S.C. 22.

§ 208.0 *Introductory.* The following statutory provisions are published for the information and guidance of all concerned.

United States Code, Title 31, Section 492: Duty of disbursing officers. Except as otherwise provided by law it shall be the duty of every disbursing officer having any public money intrusted to him for disbursement, to deposit the same with the Treasurer or with one of the depositaries of the United States mentioned in section 476 of this title, and to draw for the same only as it may be required for payments to be made by him in pursuance of law and draw for the same only in favor of the persons to whom payment is made; and all transfers from the Treasurer of the United States to a disbursing officer shall be by draft or warrant on the Treasury. In places, however, where there is no treasurer or depositary, the Secretary of the Treasury may, when he deems it essential to the public interest, specially authorize in writing the deposit of such public money in any other public depositary, or, in writing, authorize the same to be kept in any other manner, and under such rules and regulations as he may deem most safe and effectual to facilitate the payments to public creditors. (R. S. Sec. 3620; Feb. 27, 1877, ch. 69, Sec. 1, 19 Stat. 249; May 29, 1920, ch. 214, Sec. 1, 41 Stat. 654, 655.)

United States Code, Title 18, Section 173: (Criminal Code, section 87.) Disbursing officers unlawfully using public money.—Whoever, being a disbursing officer of the United States, or a person acting as such, shall in any manner convert to his own use, or loan with or without interest, or deposit in any place or in any manner, except as authorized by law, any public money intrusted to him; or shall, for any purpose not prescribed by law, withdraw from the Treasurer or any authorized depositary, or transfer, or apply, any portion of the public money intrusted to him, shall be deemed guilty of an embezzlement of the money so converted, loaned, deposited, withdrawn, transferred, or applied, and shall be fined not more than the amount embezzled or imprisoned not more than ten years, or both. (Mar. 4, 1909, ch. 321, Sec. 87, 35 Stat. 1105; May 29, 1920, ch. 214, Sec. 1, 41 Stat. 654.)

§ 208.1 *Advances of funds.* All funds advanced to Government disbursing officers for disbursement will be placed to their credit, subject to their official check, with the Treasurer of the United States in Washington (checks of certain accounts may be designated as payable only through a specified Federal Reserve Bank), except in cases where the Secretary of the Treasury specifically authorizes depositary banks located outside the forty-eight states and the District of Columbia to accept and carry official accounts of disbursing officers or such funds as the Secretary of the Treasury specially authorizes disbursing officers to keep at their own personal risk

§ 208.2 *Cash held by a disbursing officer at his personal risk.* A disbursing officer may obtain cash in a specific amount to be held at his personal risk under the following conditions:

(a) Any disbursing officer granted special authority by the Secretary of the Treasury may keep a specified amount of cash at his personal risk, under the provisions of section 3620 of the Revised Statutes of the United States (U.S.C., title 31, sec. 492). In the case of disbursing officers not attached to the Treasury Department, applications for such special authority shall be made by the head of the department or establishment to which the officer is attached, except as provided in paragraphs (b) and (c) of this section, and must state the reasons why the authority is necessary.

(b) Any disbursing officer of the War Department, specially authorized by the Secretary of War, who himself is stationed at a place remote from depositaries of public moneys, or who has an agent officer, duly authorized pursuant to statute, so stationed, may keep at his personal risk such money as may be intrusted to him for disbursement.

(c) Any disbursing officer of the Navy Department, or Marine Corps, specially authorized by the Secretary of the Navy, who is serving afloat or who is assigned to duty at a place remote from depositaries of public moneys, or who has an agent officer, duly authorized pursuant to statute, so stationed, may keep at his personal risk such money as may be intrusted to him for disbursement.

(d) Quarterly reports shall be made to the Secretary of the Treasury, Bureau of Accounts, Division of Bookkeeping and Warrants, by the heads of departments or establishments to which disbursing officers authorized to keep cash at their personal risk are attached, showing their names and stations, the amounts authorized and the balances on hand. The balances reported shall include all bank balances, United States and foreign currency and coin, checks, drafts, bills of exchange, and other instruments representing official funds which are available for expenditure and are kept at the risk of the disbursing officer. If foreign currencies are included in the balances reported, a separate analysis should be furnished showing the amount of each class of foreign currency and its dollar equivalent.

§ 208.3 *Advances of funds in excess of penalties of official bonds.* The application, approval, or recommendation from or by authority of the head of the department or establishment or office for which the disbursing officer is acting, for advances in excess of the penalty of his bond, will be regarded by the Secretary of the Treasury as a certificate to the effect that advances of funds up to the amount named may with safety be made and placed to the official credit of the officer named, having regard to the conditions under which he acts, the needs of the public business, and other circumstances bearing upon the security of public funds intrusted to his hands.

§ 208.4 *Checks drawn to obtain cash for pay rolls and for other purposes.* Any check drawn by a disbursing officer upon moneys deposited to his official credit must be in favor of the party, by name, to whom the payment is to be made, and payable to "order", with the following exceptions:

(a) To make payments at a distance from the depositary.

(b) To make payments of fixed salaries due at a certain date.

(c) To obtain funds necessary to make current cash payments authorized by law not included in paragraphs (a) and (b) of this section.

In cases falling within any of these three classes, the disbursing officer may draw his check in favor of himself or "order" for such amount as may be necessary for the payment. The checks drawn under paragraph (a) of this section may be cashed at such time as will enable the disbursing officer to make prompt payment for the purpose for which the check was drawn. The checks drawn under paragraph (b) of this section may be cashed in advance of the salary payment date only when such action is necessary to enable the disbursing officer to make prompt salary payments, and ordinarily a period of not to exceed four work days prior to the salary payment date will be deemed sufficient for that purpose. The checks drawn under paragraph (c) of this section must not be cashed more than three work days in advance of the date when such payments are due in cases where the disbursing officer is located at a point convenient to banking facilities, and not more than seven work days in advance of the date when payment is due when the disbursing officer is so located that it requires more than one-half day's time to reach available banking facilities and return to his station. In each of the above cases cash obtained must not be in excess of the amount estimated to cover the payments specified. In cases where the funds are to be procured by an assistant disbursing officer or a deputy disbursing officer, the check shall be drawn by the assistant or deputy to his order.

If the cash is to be obtained by an agent-cashier of the Chief Disbursing Officer, Treasury Department, or by an agent officer of a disbursing officer of the War Department or Navy Department, the check shall be drawn by the disbursing officer to the order of the agent-cashier, or the agent officer, and shall show under object for which drawn, the legend "Advance of Funds."

§ 208.5 *Disposition of excess cash withdrawn for pay rolls and for other*

purposes. The Chief Disbursing Officer, Treasury Department, or disbursing officers of the War Department or Navy Department or other establishments who obtain cash for the purpose of paying the proper persons or employees in cash, in order to avoid carrying unnecessary balances of cash, are directed to deposit promptly, but not in any case later than ten days from and after the designated pay date, to their official credit, subject to their official check, on the books of the Treasurer of the United States or an authorized depositary, any and all balances of cash drawn to meet pay rolls and remaining in their hands: *Provided*, That when such excess is needed to meet other current cash disbursements such amount may be held at personal risk for disbursement to the extent that such excess together with other amounts being held at personal risk does not exceed the total amount authorized to be so carried.

§ 208.6 *Checks shall show object for which drawn.* And disbursing officer drawing checks against a balance to his official credit shall state on the face of each check the object or purpose for which drawn or shall give the voucher number for which the check is issued in payment. Such statement may be made in brief form, but shall clearly indicate the object of the expenditure, as, for instance, "pay," "subsistence," "supplies," "advance of funds," or, as above stated, shall give the number of the voucher (in his disbursing account) for which the particular check was issued in payment. Checks issued by disbursing officers to obtain cash to be held at their personal risk shall show under object for which drawn the legend "exchange for cash."

§ 208.7 *Payee of check in certain cases.* Checks issued by disbursing officers in exchange for cash may be drawn to the order of the person from whom the cash is received. Checks drawn on the Treasurer of the United States for credit of another disbursing officer should be drawn in the following form: Treasurer of the United States for credit of John Doe, symbol 62,103; checks drawn for credit to an appropriation should be drawn to the order of "Treasurer of the United States." Checks shall not be drawn to the order of "cash" or in any other form which renders them payable to bearer.

§ 208.8 *Disbursing officer's advice of credit.* A disbursing officer is not authorized to draw checks until he has received a signed certificate of deposit issued by the Treasurer of the United States, a Federal Reserve Bank, Federal Reserve Branch Bank, or a General Depositary Bank, or has received appropriate advice from any such depositary, showing that credit has been entered in the Treaurer's account for credit in the disbursing officer's checking account.

§ 208.9 *Disposition of checks paid by drawee.* Ordinarily checks will not be returned to the drawer after their payment. Checks paid by the Treasurer of the United States will be forwarded by him to the General Accounting Office. Checks drawn on and paid by depositary banks will be forwarded, when not prohibited by law of the country in which the depositary is located, to the Secretary of the Treasury, Bureau of Accounts, Division of Deposits, for transmittal to the General Accounting Office: *Provided, however*, That checks drawn against deposits of court funds with depositary banks by United States Courts and their officers, shall, at the intervals fixed by the applicable banking regulations or custom in the jurisdiction, be returned with a statement of the account, by the depositary, to the issuing officer.

§ 208.10 *Statement of checking account.* The Treasurer of the United States, or other depositary, as the case may be, will furnish each disbursing officer with a monthly statement of his account, supported by a list of credits therein and by a detailed list or lists of checks paid.

§ 208.11 *Deposits of public moneys.* Deposits to the credit of the Treasurer of the United States on account of repayment of disbursing officers' unexpended balances or deposits for credit in disbursing officers' checking accounts shall be made in accordance with the provisions of Part 202 of this subchapter appearing also as Treasury Department Circular No. 176, Revised December 21, 1945. No allowance shall be made hereunder to any disbursing officer for expenses charged for collection of checks, drafts, et cetera.

§ 208.12 *Disbursing officer ceases to disburse.* Whenever any disbursing officer of the United States shall cease to act in that capacity he shall at once so inform the Treasurer of the United States. The disbursing officer shall deposit his unexpended balances, for personal credit, to the credit of the Treasurer of the United States, or transfer them to another disbursing officer of the same department if such action is authorized by the regulations of that department.

§ 208.13 *Supply of blank checks and use of symbol numbers.* All disbursing officers will, upon request, be supplied by the Treasury Department with blank checks under the provisions of Treasury Department Circular No. 8, as from time to time amended and supplemented, to which reference should be made in connection with the care and custody of blank checks. Any officer not receiving a supply of such checks may use the checks of another disbursing officer by canceling the symbol appearing thereon and inserting his own number unless the symbol number has been previously changed. The absence of a proper symbol number on a check in connection with the signature of a disbursing officer will be sufficient reason for refusing payment of a check drawn on the Treasurer of the United States.

§ 208.14 *Official signatures.* Each disbursing officer when opening his first account, before issuing any checks, shall furnish the Treasurer of the United States or other authorized depositary (drawee) with his official signature, duly verified, in the form to be used when signing checks.

§ 208.15 *Exceptions to part.* This part does not apply to postal funds nor to court funds deposited under the provisions of sections 995 and 996 of the Revised Statutes of the United States, U. S. C., title 28, secs. 851 and 852, except as otherwise herein provided.

§ 208.16 *Transactions by disbursing officer under act approved December 23, 1944 (Public Law No. 554, 78th Congress).* Transactions of disbursing officers effected under rules and regulations authorized by the act approved December 23, 1944 (Public Law No. 554, 78th Congress) are not covered by this part.

§ 208.17 *Withdrawal or amendment of part.* The Secretary of the Treasury may waive, withdraw or amend at any time or from time to time any or all of the provisions of this part.

[SEAL] O. MAX GARDNER,
Acting Secretary of the Treasury.

[F. R. Doc. 46-7595; Filed, May 6, 1946; 2:36 p. m.]

TITLE 32—NATIONAL DEFENSE

Chapter VI—Selective Service System

[Operations Order 40-C]

SEPARATION BOARD FOR CONSCIENTIOUS OBJECTORS

APPOINTMENT OF MEMBERS

Under and by virtue of the authority vested in me by the Selective Training and Service Act of 1940, as amended, I hereby order:

1. Lt. Colonel John B. Cuno and Lt. Colonel Harry E. Eldridge are hereby appointed to the Separation Board for Conscientious Objectors created by Operations Order No. 39, dated May 19, 1945, as amended by Operations Order No. 39-A, dated March 4, 1946, vice Colonel Percival S. Moses and Colonel Raymond T. Higgins, relieved from membership and duty upon such board.

LEWIS B. HERSHEY,
Director.

MAY 2, 1946.

[F. R. Doc. 46-7596; Filed, May 6, 1946; 2:38 p. m.]

Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong.; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 33, Direction 10]

USE OF HH RATINGS FOR BUILDING BOARD IN THE VETERANS' EMERGENCY HOUSING PROGRAM

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of building materials and building supplies for defense, for private account and for export; and the following direction is deemed necessary and appropriate in the public interest and to promote the national defense:

(a) *Purpose of this direction.* Priorities Regulation 33 and Direction 8 to Priorities Regulation 33 provide for assignment of HH ratings to secure materials, listed on Schedule A to PR 33 and on List 1 to Direction 8 to PR 33, which are required for use in the Veterans' Emergency Housing Program. Among these is building board. This direction explains the use of the HH rating and also what the restrictions are in connection with the sale of building board by producers and dealers.

(b) *Definitions.* For the purpose of this direction:

(1) "Building Board" means board made from wood pulp, vegetable fibres, pressed paper stock, or multiple plies of fibred stock, produced for use in building construction and commonly referred to in the building trade as structural insulation board, sheathing, lath, tile board, plank, thin board, roof insulation, laminated fibre wall board, and laminated fibre tile board. The term does not include the product known as hardboard.

(2) "Producer" means a person owning or operating facilities in which building board is manufactured.

(3) "Dealer" means a person who buys building board from a producer or other person for resale as such.

(c) *Handling of HH rated orders by producers.* Producers must accept and fill rated orders (AAA, MM, CC and HH) for building board, including HH rated orders from manufacturers of prefabricated houses, in accordance with the provisions of Priorities Regulation 1, except that no producer is required to accept HH rated orders for more than 15% of all building board (calculated on a combined square footage basis) sold or delivered by him since May 10, 1946. A producer may not reject an HH rated order which he is not required to fill under the above rule, but must promptly notify his customer approximately when he expects to fill the order out of later production.

(d) *HH ratings are not extendible.* A dealer who receives an HH rated order for building board shall not extend the rating.

(e) *Maximum amounts dealers need to sell on HH-rated orders.* Dealers must accept and fill rated orders (AAA, MM, CC and HH) for building board in accordance with the provisions of Priorities Regulation 1, except that no dealer is required to accept HH-rated orders for more than 50% of all building board (calculated on a combined square footage basis) sold or delivered by him since May 10, 1946. Direct shipments from a producer to a user for a dealer's account shall be considered as deliveries by the dealer. Sales or deliveries by dealers to other dealers shall not be considered as sales or deliveries for the purpose of this paragraph. A dealer may not reject an HH-rated order which he is not required to fill under the above rule, but must promptly notify his customer approximately when he expects to fill the order out of later shipments.

Issued this 7th day of May 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-7637; Filed, May 7, 1946; 11:30 a. m.]

PART 3290—TEXTILE, CLOTHING AND LEATHER

[Conservation Order M-217, Suspended]

SUSPENSION OF ORDER M-217 CONTROLLING FOOTWEAR

(a) Conservation Order M-217 and all authorizations and other instruments addressed to named persons under that order are hereby suspended. This suspension is possible because of the increased production of footwear. If a change in the situation should occur, it may be necessary to reinstate the order in whole or in part.

(b) This suspension does not affect any liabilities incurred for violation of Order M-217 or of actions taken by the War Production Board or the Civilian Production Administration under the order.

Issued this 7th day of May 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-7636; Filed, May 7, 1946; 11:30 a. m.]

PART 4700—VETERANS' EMERGENCY HOUSING PROGRAM

[Veterans' Housing Program Order 1, Interpretation 3]

PORTABLE AND PREFABRICATED STRUCTURES

The following interpretation is issued with respect to Veterans' Housing Program Order 1:

(a) The erection of a "portable" or prefabricated building or other structure is construction and is restricted by Veterans' Housing Program Order 1, if the structure is placed on a foundation constructed on the site, or if the structure is connected to the ground by plumbing, wiring or other utility connection, or if the structure is placed on the ground on a spot where it is intended to remain for an undetermined time.

(b) Erection of a "portable" or prefabricated structure is not construction and is not covered by VHP-1 only if the structure is placed on a temporary site for the purpose of moving it from time to time, without any foundation or other connection with the ground. For example, the erection of a shelter to be moved around frequently for use on different parts of a farm from time to time is not construction, while the erection of a prefabricated or "portable" structure for use as a garage on a house lot is construction, and is restricted by VHP-1.

(c) If the erection of a "portable" or prefabricated building constitutes construction, as indicated above, the cost of the job must be computed in accordance with paragraph (d) (2) of VHP-1. The cost of the building (unless it has been used previously), the cost of new materials and new fixtures and mechanical equipment installed, and the cost of paid labor and contractor's fees involved must all be counted. If the cost of the job, computed in this way, exceeds the applicable allowance under paragraph (d) (1) of VHP-1, authorization for the job must be obtained before the job is started.

Issued this 7th day of May 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-7635; Filed, May 7, 1946; 11:30 a. m.]

PART 944—REGULATIONS APPLICABLE TO THE OPERATIONS OF THE PRIORITIES SYSTEM

[Priorities Reg. 33, Schedule A, as Amended May 7, 1946]

§ 944.54 *Schedule A to Priorities Regulation 33.* The priorities assistance assigned to builders under Priorities Regulation 33 may be used only to get the following materials (additions to and deletions from this schedule may be made from time to time):

	Direction to Priorities Regulation 33 applying to the material
Hardwood flooring	Direction 1
Millwork (including doors and built-in kitchen cabinets)	Direction 1
Lumber	Direction 1
Softwood plywood (limited by Direction 1A as to uses and quantities)	Direction 1A
Bathtubs	Direction 2
Cast iron radiation	Direction 3
Cast iron soil pipe and fittings	Direction 4
Gypsum board	Direction 5
Gypsum lath	Direction 5
Structural clay tile	Direction 6
Common and face brick	Direction 6
Concrete blocks	Direction 7
Prefabricated houses	Direction 8
Prefabricated sections	Direction 8
Prefabricated panels	Direction 8
Clay sewer pipe.	
Warm-air furnaces	Direction 9
Building board (except hardboard)	Direction 10

Definitions of the above items may be given in the appropriate directions.

Issued this 7th day of May 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-7634; Filed, May 7, 1946; 11:30 a. m.]

PART 944—REGULATIONS APPLICABLE TO THE OPERATIONS OF THE PRIORITIES SYSTEM

[Priorities Reg. 33, List 1 to Direction 8, as Amended May 7, 1946]

The priorities assistance given under Direction 8 to Priorities Regulation 33 to prefabricators may be used only to get the following materials (additions to and deletions from this list may be made from time to time):

	Direction to Priorities Regulation 33 applying to the material
Lumber	Direction 1
Hardwood flooring	Direction 1
Millwork (including doors and built-in kitchen cabinets)	Direction 1
Construction plywood, interior and exterior types	Direction 1A
Bathtubs	Direction 2
Cast iron soil pipe and fittings	Direction 4
Gypsum Lath	Direction 5
Gypsum Board	Direction 5
Prefabricated sections	Direction 8
Prefabricated panels	Direction 8
Building board (except hardboard)	Direction 10

Definitions of the above items may be found in the appropriate directions.

NOTE: The items "Structural insulation board" and "clay sewer pipe" were deleted from List 1, May 7, 1946.

Issued this 7th day of May 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-7633; Filed, May 7, 1946; 11:29 a. m.]

Chapter XI—Office of Price Administration

PART 1413—SOFTWOOD LUMBER PRODUCTS

[RMPR 293, Amdt. 16]

STOCK MILLWORK

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 293 is amended in the following respects:

1. In section 3 (c) the last paragraph is amended by deleting the phrase "with the exception that the service discount or concession on combination doors set forth in the above publications shall be shortened two points for open doors and one point for glazed."

2. In section 17 (a) the table is amended to read as follows:

Description of product: No. 1 ponderosa pine windows and sash; Western, New York, and Boston openings; set up, cleated in bundles; 10 or more of a size and kind.	Delivered to— Zones 1, 12, 14, 15, 16, 17	Zones 1½, 2, 3	Zone 3½	Zone 4	Zones 5, 6	Zones 7, 9, 10, 13	Zone 8	Zone 11
All 1⅛" plain rail windows	39	38	37	36	40½	41	38½	42
All 2, 3, 4 and 6 light (3 wide only) cellar and barn sash	39	38	37	36	40½	41	38½	42

Description of product: No. 1 ponderosa pine windows and sash; Western, New York, and Boston openings; set up, cleated in bundles; 10 or more of a size and kind.	Delivered to— Zones 1, 12, 14, 15, 16, 17	Zones 1½, 2, 3	Zone 3½	Zone 4	Zones 5, 6	Zones 7, 9, 10, 13	Zone 8	Zone 11
1¼" storm sash	39½	38½	37½	36½	41	41½	39	42½
All other types of windows and sash	36	35	34	33	37½	38	35½	39½

3. In section 17 (e) the table is amended to read as follows:

Description of product—Sash stock, lineal, random lengths clear grade, W. P. pine	Delivered to— Zones 1, 5, 6, 7, 8, 9, 10, 12, 13, 14, 15, 16, 17	Zones 1½, 2, 3, 3½	Zone 4	Zone 11
5 Bars, muntin stock and rails—list under $3	2	List	+1	3

Description of product—Sash stock, lineal, random lengths clear grade, W. P. pine	Delivered to— Zones 1, 5, 6, 7, 8, 9, 10, 12, 13, 14, 15, 16, 17	Zones 1½, 2, 3, 3½	Zone 4	Zone 11
Stiles, rails and bars, list $3 and over	+4	+6	+7	+3

4. In section 18 (a) Tables I and II are amended to read as follows:

TABLE I—BASE DISCOUNTS TO LIST PRICES AND LIST EXTRAS CONTAINED IN STANDARD LISTS CATALOG NO. 40

Description of product: No. 1 Ponderosa pine windows and sash; Western, New York and Boston openings; stock sticking; single strength "B" (SSB) or double strength "B" (DSB) glass; full bundles; face crated	Delivered to— Zones 1, 16, 17	Zones 1½, 2, 3, 5	Zone 3½	Zones 4, 7, 8, 9, 10, 12	Zones 6, 11, 14	Zone 13	Zone 15
All 1⅛" plain rail 2-light windows	62	61	60½	59½	60	59	61½
All 1⅜" plain rail 4-or-more light windows	60½	59½	59	58	58½	57½	60
All 2, 3, 4 and 6-light (3 wide only) cellar and barn sash	60½	59½	59	58	58½	57½	60
1⅜" 2-light storm sash	60½	59½	59	58	58½	57½	60

Description of product: No. 1 Ponderosa pine windows and sash; Western, New York and Boston openings; stock sticking; single strength "B" (SSB) or double strength "B" (DSB) glass; full bundles; face crated	Delivered to— Zones 1, 16, 17	Zones 1½, 2, 3, 5	Zone 3½	Zones 4, 7, 8, 9, 10, 12	Zones 6, 11, 14	Zone 13	Zone 15
1¼" 4-or-more light storm sash	59½	58½	58	57	57½	56½	59
All other types 2-light windows and 1-light sash	60½	59½	59	58	58½	57½	60
All other types divided light windows and sash	59½	58½	58	57	57½	56½	59

TABLE II—BASE DISCOUNTS TO LIST PRICES CONTAINED IN SUPPLEMENTAL LISTS TO STANDARD LISTS CATALOG NO. 40

Description of product: No. 1 Ponderosa pine windows and sash; modular standards openings; stock sticking; single strength "B" (SSB) or double strength "B" (DSB) glass; full bundles; face crated.	Delivered to— Zones 1, 16, 17	Zones 1½, 2, 3, 5	Zone 3½	Zones 4, 7, 8, 9, 10, 12	Zones 6, 11, 14	Zone 13	Zone 15
All 1⅜" plain rail windows	62	61	60½	59½	60	59	61½
All 2, 3, 4 and 6-light (3 wide only) cellar and barn sash	62	61	60½	59½	60	59	61½

Description of product: No. 1 Ponderosa pine windows and sash; modular standards openings; stock sticking; single strength "B" (SSB) or double strength "B" (DSB) glass; full bundles; face crated.	Delivered to— Zones 1, 16, 17	Zones 1½, 2, 3, 5	Zone 3½	Zones 4, 7, 8, 9, 10, 12	Zones 6, 11, 14	Zone 13	Zone 15
1¼" storm sash	60½	59½	59	58	58½	57½	60
All other types of windows and sash	60½	59½	59	58	58½	57½	60

5. In section 19 (a) the table is amended to read as follows:

Description of product: 1⅜" No. 1 Ponderosa Pine doors: 5 of a size and kind	Delivered to— Zone 1	Zones 1½, 2, 3	Zone 3½	Zone 4	Zone 5	Zones 6, 7	Zone 8	Zone 9	Zone 10	Zone 11	Zone 12	Zone 13	Zone 14	Zones 15, 16, 17
Panel doors:														
4 and 5 panels, raised panels*	42	40½	39½	38½	43	43	42	43	43	44½	42	43½	42½	42½
4 and 5 panels, flat ponderosa pine or laminated fir panels*	41	39½	38½	37½	42	42	41	42	42	43½	41	42½	41½	41½
Colonial doors, ponderosa pine stiles and rails:														
Laminated panels	42	40½	39½	38½	43	43	42	43	43	44½	42	43½	42½	44
Raised panels	43½	42	41	40	44½	44½	43½	44½	44½	46	43½	45	44	46½
Sap gum panels	41	40	38½	38	39½	38	38	38	37	37	37	37½	39	41
Unselected birch panels	39½	38½	37	36½	38	39	38½	38½	37½	37½	37½	37½	39	
Laminated panel doors, 1 and 2 panels, ponderosa pine stiles and rails:														
Fir panels	43	41½	40½	39½	44	44	43	44	44	45½	43	44½	43½	44½
Ponderosa pine panels	41	39½	38½	37½	42	42	41	42	42	43½	41	42½	41½	41½
Sap gum panels	39½	38½	37	36	38	37	36½	36½	35½	35½	35½	36½	37	39
Unselected birch panels	38½	37½	36		36½	37	36	36½	34½	34½	34½	34½	36	38
Sash, storm, rim, and French doors, open: sash doors, storm doors, sidelights, 1-light rim and store doors (1⅛" and 1⅜"):														
Laminated panels	42	40½	39½	38½	43	43	42	43	43	44½	42	43½	42½	42½
Other panels	43½	42	41	40	44½	44½	43½	44½	44½	46	43½	45	44	46
French door designs 622 to 628 and 637 to 643 (1⅜")	49½	48½	47	46	50½	50½	49½	50½	50½	52	49½	51	50	50

Description of product: 1¾" No. 1 Ponderosa Pine doors: 5 of a size and kind	Delivered to— Zone 1	Zones 1½, 2, 3	Zone 3½	Zone 4	Zone 5	Zones 6, 7	Zone 8	Zone 9	Zone 10	Zone 11	Zone 12	Zone 13	Zone 14	Zones 15, 16, 17
Insert type doors with ponderosa pine stiles and rails:														
Ponderosa pine insert:														
Fir panel	33	31½	30½	29½	31½	30½	33	34	34	35½	33	34½	33½	33½
Ponderosa pine panel	32	30½	29½	28½	30½	29½	32	33	33	34½	32	33½	32½	32½
Sap gum panel	30½	31½	30	29½	31	30	29½	29½	28½	28½	28½	28½	30	32
Birch panel	31	30	29½	28½	30	29	28½	28½	27½	27½	27½	27½	29	31
Red gum panel	27½	26½	25	24½	26	25	24½	24½	23½	23½	23½	23½	25	27
Birch insert: Birch panel	27½	26½	25	24½	26	25	24½	24½	23½	23½	23½	23½	25	27
Sap gum insert: Sap gum panel	28½	27½	26	25½	27	26	25½	25½	24½	24½	24½	24½	26	28
Red gum insert: Red gum panel	19	18	16½	16	17½	16½	16	16	15	15	15	15	16½	18½
Cupboard doors (¾" and 1⅛") with ponderosa pine stiles and rails:														
Flat pine or fir panels	49½	49	48½	48	50½	50½	49½	50½	50½	52	49½	51	50	50
Solid raised pond. pine panels	48½	48	47½	47	49½	49½	48½	49½	49½	51	48½	50	49	49
Birch, yellow pine, or gum panels	46	45½	44½	44½	45	44½	46	44½	44½	44	44	44	46½	46½
Toilet and blind doors:														
1⅛" and 1⅜" design N. D. 726:														
Laminated panels	42	40	39	38	42	42	42	43	43	45	42	43½	42½	41
Solid or raised panels	43½	41½	40½	39½	43½	43½	43½	44½	44½	46½	43½	45	44	42½
Ponderosa pine 1¼" and 1⅜": designs N. D. 727 to 731	33½	31½	30½	29½	33½	33½	33½	34½	34½	36	33½	35	34	33½

*¾" and 1⅛" thick: Same discounts as 1⅜" thick.

Combination storm and screen doors (stock quantities, 5 of a size and kind, in the white, not crated):	*Following discounts apply to all zones (percent)*
Complete door open, not wired	50½
Door section only	50½
Sash section only, open	50½
Screen section only, not wired	50½
Complete door open, wired 14-mesh galvanized	50½
Screen section only, wired 14-mesh galvanized	50½
Complete door, wired 14-mesh galvanized, glazed single strength "B" (SSB)	50
Sash section only, glazed single strength "B" (SSB) set with putty	49½

Combination storm and screen doors (stock quantities, 5 of a size and kind, in the white, not crated)—Continued	*Following discounts apply to all zones (percent)*
Complete door, wired 14 x 18 mesh galvanized, glazed single strength "B" (SSB), add $0.25 to 14-mesh galvanized list in Standard Lists Catalog No. 40	50
Complete door, wired 14 x 18 mesh bronze, glazed single strength "B" (SSB), add $1.20 to 14-mesh galvanized list in Standard Lists Catalog No. 40	50
Complete door, wired 16 x 16 mesh aluminum wire, glazed single strength "B" (SSB), add $1.35 to 14-mesh galvanized list in Standard Lists Catalog No. 40	50

6. In section 20 (a) the table is amended to read as follows:

Description of product: 1⅜" Ponderosa pine mill-run garage doors; open; in pairs or sets of 3	Delivered to— Zones 1, 5, 6, 7, 8, 9, 10, 12, 14, 15, 16, 17	Zones 1½, 2, 3	Zone 3½	Zone 4	Zone 11	Zone 13
N. D. 718—X-buck 6 lights: 8-0 x 8-0, open, beads	$16.95	$17.50	$17.95	$18.30	$15.70	$16.05
N. D. 719—X buck 8 lights: 8-0 x 8-0, open, beads	17.30	17.80	18.25	18.65	16.05	16.35
N. D. 720—3 Vertical, flat panels, 8-0 x 8-0, open, beads	15.70	16.25	16.65	17.10	14.40	14.75
N. D. 721—2 Vertical, raised panels, 4 lights: 8-0 x 8-0, open, beads	16.05	16.55	16.95	17.75	14.75	15.05

Description of product: 1¾" Ponderosa pine mill-run garage doors; open; in pairs or sets of 3	Delivered to— Zones 1, 5, 6, 7, 8, 9, 10, 12, 14, 15, 16, 17	Zones 1½, 2, 3	Zone 3½	Zone 4	Zone 11	Zone 13
N. D. 722—6 Vertical flat panels, 6 lights: 8-0 x 8-0, open, beads	16.05	16.55	16.95	17.75	14.75	15.05
N. D. 723—4 Vertical flat panels, 4 lights: 8-0 x 8-, open, beads	16.65	17.10	17.65	18.00	15.35	15.70
N. D. 724—4 Vertical flat panels, 6 lights: 8-0 x 8-0, open, beads	16.05	16.55	16.95	17.75	14.75	15.05
N. D. 725—4 Horizontal raised panels, 6 lights: 8-0 x 8-0, open, beads	16.95	17.10	17.65	18.60	15.70	16.05

7. In section 21 (a) the table is amended to read as follows:

Description of product: Knocked down or semi-assembled frames: 1,200 or more frames	Delivered to— Zones 1, 5, 6, 7, 9, 12, 14, 15, 16, 17	Zones 1½, 2, 3, 3½, 8, 10, 13	Zone 4	Zone 11
Designs 801 to 827 except 810, 811, 813, 814, 820, and 821	55	54	53	55½
Designs 810, 811, 813, 814, 820, and 821	52½	51½	50½	53
Designs 828 to 836	55½	52½	51½	54
Casement and cellar frames	53½	52½	51½	54
Outside door frames	53½	52½	51½	54
Inside door jambs ¾" x [illegible]	41½	40½	39½	42
Inside door jambs ¾" x [illegible]	47½	46½	45½	48

8. In section 21 (d) the table is amended to read as follows:

Description of product: Frame stock, lineal, random lengths, clear grade, W. P. pine	Delivered to— Zones 1, 5, 6, 7, 9, 12, 14, 15, 16, 17	Zones 1½, 2, 3, 3½, 8, 10, 13	Zone 4	Zone 11
Under $3 list	2	List	+1	3
$3 list and over	+4	+6	+7	+3

9. In section 23 (a) the table is amended to read as follows:

Description of product: No. 1 ponderosa pine window and sash screens; 1⅛" thick; in the white; New York and Western openings; set up and wired; packed 12 to a bundle; 12 or more of a size and kind:

12 mesh, black wire	55½
14 mesh, galvanized wire	55½
16 mesh, galvanized wire	55½
16 mesh, bronze wire	55½
18 mesh, bronze wire	55½
16 mesh, black wire (use 16 mesh galvanized list)	55½
14 x 18 mesh, galvanized wire (use 16 mesh galvanized list)	54½
14 x 18 mesh, bronze wire (use 16 mesh bronze list)	53½
16 x 16 mesh aluminum wire (use 16 mesh bronze list)	52½

10. In section 24 (a) the table is amended to read as follows:

Description of product: No. 1 Ponderosa pine window and sash screens; open; 1⅛" thick; in the white; set up or knocked down; 12 or more of a size and kind	Set up	Knocked down
No moulding furnished	44½	46
Flush mitred moulding furnished	42½	43½
Raised mitred moulding furnished	40	41

11. In section 25 (a) the table is amended to read as follows:

Description of product: No. 2 and better Ponderosa pine blinds with stationary or rolling slats and shutters; cleated in bundles; ten or more of a size and kind	All stationary slats	Rolling slats or half rolling and half stationary
Net prices per lineal foot in height, per pair, figured in even inches:		
Openings up to 2'10⅝" wide, inclusive, 1⅛" thick	$0.64½	$0.71
Openings up to 2'10⅝" wide, inclusive, 1⅜" thick	.67	.71

12. In section 26 (a) the table is amended to read as follows:

Delivered to— / Description of product: No. 1 Hardwood Veneered Doors; 5 of a size and kind	Area 1		Areas 2-3E		Areas 3-4		Area 4E		Area 5		Area 6		Extras as shown for—
	1¾" base discount	1⅜" list extra	1¾" base discount	1⅜" list extra	1¾" base discount	1⅜" list extra	1¾" base discount	1¾" list extra	1¾" base discount	1¾" list extra	1¾" base discount	1¾" list extra	
FANELLED, SASH AND CASEMENT DOORS													
Ash:													
Brown	53	$1.30	52½	$1.40	52	$1.50	51½	$1.60	51	$1.70	50	$1.90	Brown Ash.
Calico	54½	1.30	54	1.40	53½	1.50	53	1.60	52½	1.70	51½	1.90	Calico Ash.
Birch:													
Unselected Rotary Cut	55½	1.30	55	1.40	54½	1.50	54	1.60	53½	1.70	52½	1.90	Unselected Birch.
Red or White	48½	1.50	48	1.60	47½	1.70	47	1.80	46½	1.90	45½	2.10	Red Birch.
Butternut	18	1.70	17½	1.80	17	1.90	16½	2.00	16	2.10	15	2.30	Walnut.
Cedar: Aromatic Red	12	1.70	11½	1.80	11	1.90	10½	2.00	10	2.10	9	2.30	Red Cedar.
Cherry	9½	1.70	9	1.80	8½	1.90	8	2.00	7½	2.10	6½	2.30	Walnut.
Chestnut: Rotary Sawn or Wormy	37½	1.50	37	1.60	36½	1.70	36	1.80	35½	1.90	34½	2.10	Chestnut.
Cypress: Sawn	36	1.50	35½	1.60	35	1.70	34½	1.80	34	1.90	33	2.10	Cypress.
Fir	49½	1.30	49	1.40	48½	1.50	48	1.60	47½	1.70	46½	1.90	Unselected Birch.
Gum:													
Unselected Rotary Cut	60½	1.30	60	1.40	59½	1.50	59	1.60	58½	1.70	57½	1.90	Do.
Red	52	1.30	51½	1.40	51	1.50	50½	1.60	50	1.70	49	1.90	Red Gum.
Quartered Sap	43½	1.30	43	1.40	42½	1.50	42	1.60	41½	1.70	40½	1.90	Do.
Quartered Red (Figured)	32½	1.30	32	1.40	31½	1.50	31	1.60	30½	1.70	29½	1.90	Quartered Red Gum.
Quartered Red (Plain)	38½	1.30	38	1.40	37½	1.50	37	1.60	36½	1.70	35½	1.90	Do.
Red, Rotary Cut (Figured)	47	1.30	46½	1.40	46	1.50	45½	1.60	45	1.70	44	1.90	Red Gum.
Mahogany:													
African (Figured)	25	1.70	24½	1.80	24	1.90	23½	2.00	23	2.10	22	2.30	African Mahogany.
Mexican	16½	1.70	16	1.80	15½	1.90	15	2.00	14½	2.10	13½	2.30	Mexican Mahogany.
Maple:													
Unselected	54½	1.30	54	1.40	53½	1.50	53	1.60	52½	1.70	51½	1.90	Unselected Birch.
Bird's-Eye	18	1.30	17½	1.40	17	1.50	16½	1.60	16	1.70	15	1.90	Quartered Oak.
Oak:													
Red	48½	1.30	48	1.40	47½	1.50	47	1.60	46½	1.70	45½	1.90	Red Oak.
Rotary Cut White	46	1.50	45½	1.60	45	1.70	44½	1.80	44	1.90	43	2.10	White Oak.
Plain Sawn White	37½	1.50	37	1.60	36½	1.70	36	1.80	35½	1.90	34½	2.10	Do.
Quarter Sawn Red or White	32½	1.50	32	1.60	31½	1.70	31	1.80	30½	1.90	29½	2.10	Quartered Oak.
Comb Grain Red or White	31	1.50	30½	1.60	30	1.70	29½	1.80	29	1.90	28	2.10	Do.
Philippine Hardwood:													
Light	43½	1.50	43	1.60	42½	1.70	42	1.80	41½	1.90	40½	2.10	Philippine
Dark	42	1.50	41½	1.60	41	1.70	40½	1.80	40	1.90	39	2.10	Do.
Pine:													
Yellow Rotary	50½	1.30	50	1.40	49½	1.50	49	1.60	48½	1.70	47½	1.90	Yellow Pine.
Ponderosa	55½	1.30	55	1.40	54½	1.50	54	1.60	53½	1.70	52½	1.90	Unselected Birch.
Knotty White (3/16" Veneer)	29	1.30	28½	1.40	28	1.50	27½	1.60	27	1.70	26	1.90	Do.
Poplar	42	1.50	41½	1.60	41	1.70	40½	1.80	40	1.90	39	2.10	Chestnut.
Sycamore: Quarter Sawn	40	1.50	39½	1.60	39	1.70	38½	1.80	38	1.90	37	2.10	Quartered Oak.
Walnut: American Sawn or Sliced:													
Sap No Defect	15½	1.70	15	1.80	14½	1.90	14	2.00	13½	2.10	12½	2.30	Walnut.
All Heart	12	1.70	11½	1.80	11	1.90	10½	2.00	10	2.10	9	2.30	Do.

13. In section 26 (d) the table is amended to read as follows:

Description of product: No. 1 flush veneered doors, 1¾" thick; 5 of a size and kind	Delivered to— Area 1 (for other areas, see note below)					
	1/16" or less rotary cut faces	1/8" rotary cut	3/16" or less, sawn or sliced	1/4" sawn	1/4" sawn	3/8" sawn
Ash, brown	41	36	36	30	24	14
Basswood	43½	38½	38½	32½	26½	16½
Birch, unselected	43½	38½	38½	32½	26½	16½
Birch, red or white	37½	29	29	19	14	1/2
Butternut			24	16½	4½	+12½
Cedar, aromatic red			20½	14	2	
Cherry				18	3	+15
Chestnut, regular		29	29	24	18	10½
Chestnut, wormy		29	29	24	18	10½
Cypress			27½	24	15½	3
Fir		36		32½	25	14
Gum:						
Plain red	41	36	36	30	24	13
Rotary figured red	38½	33½				
Quartered, plain red			32½	26½	19	7
Quartered, figured red			27½	21½	13	1/2
Sap	44½	40	40	35	29	18
Quartered, sap			33½	27½	20½	8
Mahogany:						
Figured African (1/28")	22½		16½	12	+3	+21
Mexican			16½	10½	+4	+21
Philippine, light			29	25	18	3
Philippine, dark			27½	24	16½	2

Description of product: No. 1 flush veneered doors, 1¾" thick; 5 of a size and kind	Delivered to— Area 1 (for other areas, see note below)					
	1/16" or less rotary cut faces	1/8" rotary cut	3/16" or less, sawn or sliced	1/4" sawn	1/4" sawn	3/8" sawn
Maple:						
Unselected	42	37½	37½	31	25	15½
Bird's-eye	20½					
Selected white	37½	29	27½	19		
Oak:						
Plain red	36	31	31	29	24	10½
Plain white	35	29	27½	24	16½	3
Quartered red			24	20½	12	+3
Quartered white			24	20½	12	+3
Comb grain red			21½	18	9½	+5½
Comb grain white			21½	18	9½	+5½
Pine:						
Ponderosa				42	41	37½
Sugar				38½	37½	33½
Northern	42	37½		29	24	10½
Yellow		40		32½	29	20½
Knotty					21½	15½
Poplar	35	31	31	30	24	13
Sycamore			30	27½	21½	12
Walnut, all black, plain (1/28")	18		10½	3	+15	+27½

NOTE:
In Areas 2-3E shorten all discounts ½ point.
In Areas 3-4 shorten all discounts 1½ points.
In Area 4E shorten all discounts 2½ points.
In Area 5 shorten all discounts 3 points.
In Area 6 shorten all discounts 4½ points.

14. In section 27 (a) the table is amended to read as follows:

Description of product: No. 1 hardwood veneered sash and transoms; 5 of a size and kind	Delivered to— Area 1	Areas 2-3E	Areas 3-4	Area 4E	Area 5	Area 6
Woods: Unselected birch, red oak, unselected gum, brown ash, yellow pine, pine, red birch, and white birch	53	52½	52	51½	51	50
All other woods	48½	48	47½	47	46½	45½

15. Section 29 is amended to read as follows:

SEC. 29. *Appendix M: Maximum prices for stock millwork specialties.* The maximum prices for stock millwork specialties covered by this regulation, sold alone or with other millwork in carload quantities f. o. b. mill full freight allowed, shall be for each manufacturer, his individual highest net selling prices in effect in October 1941 for carload quantities sold to the same class of customer in the same delivery zone, f. o. b. mill full freight allowed increased by twenty-five (25) percent.

If the manufacturer's customary method of pricing is to use a list and discount sheet, he may shorten his discount by the number of half-points which will most nearly approximate a 25 percent increase in the highest net selling price in effect in October 1941. If the manufacturer uses a net list price the 25 percent increase in price shall be rounded off to the nearest cent.

This amendment shall become effective May 6, 1946.

Issued this 6th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7613; Filed, May 6, 1946; 4:44 p. m.]

PART 1307—RAW MATERIALS FOR COTTON TEXTILES

[RPS 7,[1] Amdt. 19]

COMBED COTTON YARNS AND THE PROCESSING THEREOF

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Revised Price Schedule No. 7 is amended in the following respect:

In § 1307.12 paragraph (c) (5) is amended by adding thereto subdivision (iv) to read as follows:

(iv) In addition to the premium allowable under (ii) above, a premium of not more than 5.4 percent of the maximum price exclusive of said premium may be charged for combed yarn sold to a manufacturer of zipper tape for use solely in the manufacture of zipper tape: *Provided*, That no premium may be charged hereunder unless the buyer certifies to the Textile Price Branch, Office of Price Administration, Washington 25, D. C., and delivers a written statement to the seller, that the yarn will be used by him exclusively in the manufacture of zipper tape.

This amendment shall become effective May 7, 1946.

NOTE: All reporting and recording-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 7th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7642; Filed, May 7, 1946; 11:51 a. m.]

PART 1307—RAW MATERIALS FOR COTTON TEXTILES

[MPR 33, Amdt. 10]

CARDED COTTON YARNS AND THE PROCESSING THEREOF

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Section 1307.67 (m) is amended by adding after the words "electrical insulation tapes" or "electrical insulation tape", wherever they appear, the words "or cotton hose".

This amendment shall become effective May 7, 1946.

NOTE: All reporting and recording-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 7th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7641; Filed, May 7, 1946; 11:50 a. m.]

PART 1382—HARDWOOD LUMBER

[MPR 146,[1] Corr. to Amdt. 23]

APPALACHIAN HARDWOOD LUMBER

Amendment 23 to Maximum Price Regulation 146 is corrected as follows:

1. In change 2 of the amendment, under price table "(2) Basswood", the first thickness listed which now reads "1" is corrected to read "1/2".

2. In change 2 of the amendment, under price table "(9) Chestnut—WHND", the price for ¾" No. 1 Common which now reads "51.50" is corrected to read "49.50".

3. In change 2 of the amendment, under price table "(14) Soft Maple", the price of ½" No. 2 Common which now reads $23.00 is corrected to read "33.00".

This correction shall become effective May 13, 1946.

Issued this 7th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7642; Filed, May 7, 1946; 11:51 a. m.]

PART 1439—UNPROCESSED AGRICULTURAL COMMODITIES

[2d Rev. MPR 487, Amdt. 11]

WHEAT

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 4.7 (a) (3) of Second Revised Maximum Price Regulation 487 is amended to read as follows:

(3) If the wheat is of a class and subclass described in Tables I and II of section 3.2 and moved wholly by rail shipment, you may use the price, per bushel, set forth below at the port from which the wheat is exported:

TABLE IV—PRICES PER BUSHEL, BULK, AT PORTS OF EXPORT FOR THE STANDARD GRADES OF WHEAT OF THE CLASSES AND SUB-CLASSES DESCRIBED IN TABLES I AND II OF SECTION 3.2

(The prices set out below are for "standard grades" of wheat and are to be adjusted for grades other than "standard" and for moisture and other factors affecting determination of quality, except for protein, in accordance with the provisions of sec. 3.2)

Port of export:	*Base price per bushel bulk*
Boston, Mass	$1.91¾
New York, N. Y	1.91¾
Albany, N. Y	1.91⅛
Philadelphia, Pa	1.91⅛
Baltimore, Md	1.90⅞
Norfolk, Va	1.90⅞
Galveston, Tex	1.81⅝
Houston, Tex	1.81⅝
Texas City, Tex	1.81⅝
Port Arthur, Tex	1.81⅝
New Orleans, La	1.81⅝
Vancouver, Wash	1.66⅝
Longview, Wash	1.66⅝
Portland, Oreg	1.66⅝
Los Angeles, Calif	1.81⅝
Seattle, Wash	1.66⅝
Tacoma, Wash	1.66⅝
San Francisco, Calif	1.80⅝

This amendment shall become effective May 13, 1946.

Issued this 7th day of May 1946.

PAUL A. PORTER,
Administrator.

Approved: April 25, 1946.

N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 46-7643; Filed, May 7, 1946; 11:51 a. m.]

Chapter XVIII—Office of Economic Stabilization

[Directive 87, Amdt. 3]

PART 4003—SUBSIDIES: SUPPORT PRICES

IMPORTS OF GREEN COFFEE

Pursuant to the authority vested in me by the Stabilization Act of 1942, as amended, and by Executive Order 9250 of October 3, 1942 (7 F.R. 7871), Executive Order 9328 of April 8, 1943 (8 F.R. 4681), Executive Order 9599 of August 18, 1945 (10 F.R. 10155), Executive Order 9651 of October 30, 1945 (10 F.R. 13487), Executive Order 9697 of February 14, 1946 (11 F.R. 1691), and Executive Order 9699 of February 21, 1946 (11 F.R. 1929); *It is hereby ordered:*

[1] 7 F.R. 1221, 2000, 2132, 2277, 2373, 2509, 2737, 3160, 3551, 3664, 5481, 8948, 9732, 10469; 8 F.R. 972, 5755, 9285, 11890, 12611, 14004; 9 F.R. 10636, 11903, 12412; 10 F.R. 1141, 3552, 14061.

[1] 9 F.R. 3313, 10982; 10 F.R. 6228, 10210, 14626; 11 F.R. 4033.

1. Paragraph 1 (e) is amended to read as follows:

Subsidy payments shall be made to importers who show, with respect to the coffee on which the subsidy is claimed, that:

(i) The coffee has been imported in accordance with the importer's quota as established pursuant to paragraph 1 (c) or 1 (d) of this directive;

(ii) The importer has paid no more than the maximum price at which green coffee may be imported under the provisions of Revised Price Schedule No. 50, issued by the Office of Price Administration, as amended in accordance with the provisions of section 2 of this directive;

(iii) The coffee was purchased and loaded on board an exporting carrier after November 18, 1945;

(iv) The coffee was loaded on board an exporting carrier for shipment to a United States port on or before June 30, 1946 as evidenced by bill of lading;

(v) The coffee has been landed in the United States not later than August 15, 1946,

(vi) The coffee has been imported into the United States for domestic civilian consumption; and

(vii) The importer agrees to the conditions set forth in paragraph 1 (f) of this directive.

2. Paragraph 1 (f) (iii) is amended to read as follows:

That, in the event of an increase in maximum prices for coffee upon the termination of this subsidy program, he will refund to the Reconstruction Finance Corporation the equivalent of such price increases (not to exceed 3 cents per pound, green basis) on all coffee which he then has in inventory on which the subsidy has been paid. For the purposes of this paragraph, the subsidy will be deemed to have been paid on all coffee which the importer has in inventory in the United States upon the termination of this program, and on all coffee loaded on board an exporting carrier for shipment to a United States port, for the account of the importer, on or before June 30, 1946, not to exceed the quantity on which he has received subsidy payments.

Issued and effective this 6th day of May 1946.

CHESTER BOWLES,
Director.

[F. R. Doc. 46-7620; Filed, May 6, 1946; 5:07 p. m.]

[Directive 108]

PART 4003—SUBSIDIES: SUPPORT PRICES

ABSORPTION OF OCEAN FREIGHT COSTS AND HANDLING CHARGES IN CONNECTION WITH PURCHASE OF 1945–46 CROP OF RAW CANE SUGAR FROM PUERTO RICO AND FROM THE VIRGIN ISLANDS

The Secretary of Agriculture has submitted certain information and recommendations to me with respect to the purchase of the 1945-46 crop of raw cane sugar from Puerto Rico and the Virgin Islands. It appears that, in order to sell the sugar purchased to United States refiners at existing ceiling prices, Commodity Credit Corporation will be obliged to absorb ocean freight costs above the present charges and certain handling charges, at a loss to the Corporation of approximately $3,000,000.

After careful consideration, I hereby find that the proposed program is necessary to insure the maximum necessary distribution of sugar during the coming months.

Accordingly, pursuant to the authority vested in me by the Stabilization Act of 1942, as amended, and by Executive Order 9250 of October 3, 1942 (7 F.R. 7871), Executive Order 9328 of April 8, 1943 (8 F.R. 4681), Executive Order 9599 of August 18, 1945 (10 F.R. 10155), Executive Order 9651 of October 30, 1945 (10 F.R. 13487), Executive Order 9697 of February 14, 1946 (11 F.R. 1691), and Executive Order 9699 of February 21, 1946 (11 F.R. 1929), *It is hereby ordered:*

The Department of Agriculture is authorized and directed to carry out through the Commodity Credit Corporation the program as described in the Secretary of Agriculture's letter and the memorandum enclosed therewith.

This directive is in addition to, and not in substitution of, the directives of July 30, 1945 and July 31, 1945 with respect to grower and processor payments.

Issued and effective this 2d day of May 1946.

CHESTER BOWLES,
Director.

[F. R. Doc. 46-7623; Filed, May 7, 1946; 10:45 a. m.]

TITLE 46—SHIPPING

Chapter III—War Shipping Administration

[GO 3, Revocation]

PART 341—SHIP WARRANT RULES AND REGULATIONS

SUBPART J—RATES

General Order 3 (§§ 341.91 to 341.93, inclusive) and Supplement 1 thereto (7 F.R. 3673, 6587, 9 F.R. 10719) are hereby revoked.

[SEAL] GRANVILLE CONWAY,
Acting Administrator.

MAY 2, 1946.

[F. R. Doc. 46-7638; Filed, May 7, 1946; 11:50 a. m.]

[G. O. 39, Revocation]

PART 341—SHIP WARRANT RULES AND REGULATIONS

SUBPART K—APPEAL FROM PRESCRIBED RATES

General Order 39 (§§ 341.94 to 341.96, inclusive; 8 F.R. 16919) is hereby revoked.

[SEAL] GRANVILLE CONWAY,
Acting Administrator.

MAY 2, 1946.

[F. R. Doc. 46-7639; Filed, May 7, 1946; 11:50 a. m.]

Notices

TREASURY DEPARTMENT.

Bureau of Customs.

[T. D. 51450]

DECONHIL SHIPPING CO.

REGISTRATION OF HOUSE FLAG AND FUNNEL MARK

MAY 2, 1946.

House flag and funnel mark of Deconhil Shipping Company registered in accordance with § 3.81 (a), Customs Regulations of 1943.

The Commissioner of Customs, by virtue of the authority vested in him by section 7 of the act of May 28, 1908 (U.S.C., title 46, sec. 49), as modified by Executive Order No. 9083 (7 F.R. 1609) and in accordance with § 3.81 (a) of the Customs Regulations of 1943 (19 CFR 3.81 (a)), has registered the house flag and funnel mark of the Deconhil Shipping Company described below:

(a) *House flag.* The house flag is rectangular in shape. The hoist is 4 feet in height, the fly is 6 feet. The field is red upon which is superimposed a white diamond which measures 5 feet from tip to tip horizontally and 3 feet 6 inches vertically. Centered in the diamond is the letter "D," which is 19 inches high and 18 inches wide with a stroke 4 inches in width. The color of the letter is navy blue.

(b) *Funnel mark.* The funnel mark is to appear on a funnel of a solid black color in the form of a white band 8 feet wide 3 feet below the collar. Centered on the port and starboard sides of the funnel in a fore and aft direction and centered vertically in the band is a black letter "D" 5 feet in height and 4 feet 6 inches in width, having a maximum stroke of 12 inches, tapering at the top and bottom to 6 inches in width.

Colored scale replica drawings of the house flag and of the funnel mark described above are on file with the Division of the Federal Register.

[SEAL] W. R. JOHNSON,
Commissioner of Customs.

[F. R. Doc. 46-7590; Filed, May 6, 1946; 1:12 p. m.]

FEDERAL POWER COMMISSION.

[Docket Nos. G-627 and G-635]

PITTSBURGH & WEST VIRGINIA GAS CO. AND KENTUCKY WEST VIRGINIA GAS CO.

ORDER POSTPONING HEARING

MAY 3, 1946.

City of Pittsburgh, Complainant, v. Pittsburgh & West Virginia Gas Company and Kentucky West Virginia Gas Company, Defendants, Docket No. G-627; in the matter of Pittsburgh & West Virginia Gas Company and Kentucky West Virginia Gas Company, Docket No. G-635.

The Commission having under consideration the request for postponement of the hearing in the above-entitled matters from May 13, 1946, to May 27, 1946; and

It appearing to the Commission that: Good cause exists for such postponement;

The Commission orders that: The hearing in the above-entitled proceedings be and the same are hereby postponed to May 27, 1946, at 10:00 o'clock a. m., in the Commission's Hearing Room, 1800 Pennsylvania Avenue NW., Washington, D. C.

By the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-7589; Filed, May 6, 1946; 12:04 p. m.]

[Docket No. G-714]

NEW YORK STATE NATURAL GAS CORP.

ORDER FIXING DATE OF HEARING

MAY 3, 1946.

It appears to the Commission that:

(a) On April 5, 1946, New York State Natural Gas Corporation ("Applicant") filed with the Commission an application for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, to authorize Applicant (1) to acquire the property and facilities of Godfrey L. Cabot, Inc. and Cabot Gas Corporation and (2) to operate the facilities to deliver natural gas to The Pavilion Natural Gas Company, Producers Gas Company, Southern Tier Gas Corporation, Empire Gas and Fuel Company, Ltd., and Rochester Gas and Electric Corporation.

(b) Applicant has contracted with Godfrey L. Cabot, Inc. and Cabot Gas Corporation (hereinafter referred to jointly as "Cabot") by an agreement dated February 21, 1946 (hereinafter called the "Cabot contract") to purchase for $800,000.00 in cash the real estate, land and land rights, mineral rights, leaseholds, rights of way, easements, buildings, structures, pipe lines, pumping, compressing and regulating equipment, gas well structures and equipment, meters, meter installations, furniture, fixtures, transportation stores, shop, laboratory, communication, drilling, cleaning out and miscellaneous equipment and tools, physical properties, facilities, and contracts, rights and privileges, used in or relating to the natural gas business of Cabot in New York and Pennsylvania, excepting certain production properties known as the Wharton Properties which Cabot is retaining. The Cabot distribution properties in Livingston and Wyoming Counties, New York, consisting of pipe lines, service connections, meters, meter installations, regulators, appurtenant fittings and franchises are being sold by Cabot to The Pavilion Natural Gas Company. The Cabot companies and Applicant are negotiating for sale to a third party of the Cabot distribution properties and facilities in Allegany County, New York. Applicant does not propose to acquire or operate any distribution properties or business. The above stated price of $800,000 for the Cabot properties will be reduced by the amount for which the distribution properties are sold.

(c) By Article I, section 4 of the Cabot contract, Applicant assumes the obligations of Cabot under certain described contracts, including the following contracts for the wholesale sale of natural gas:

Cabot Gas Corporation with The Pavilion Natural Gas Company, dated July 2, 1936, and supplements dated January 7, 1937, September 23, 1937, January 2, 1942, April 14, 1942, May 22, 1942, June 16, 1942, and July 25, 1942, being Cabot Gas Corporation Rate Schedule FPC No. 1 and Supplements Nos. 1 to 7, inclusive;

Godfrey L. Cabot, Inc. with Producers Gas Company, dated November 10, 1944, being Godfrey L. Cabot, Inc. Rate Schedule FPC No. 19;

Godfrey L. Cabot, Inc., with Southern Tier Gas Corporation, dated July 22, 1938, and Supplement dated May 31, 1941, being Godfrey L. Cabot, Inc. Rate Schedule FPC No. 17 and Supplement No. 1 thereto;

An oral agreement dated October 22, 1937, between Godfrey L. Cabot, Inc., and Empire Gas and Fuel Company, Ltd., reduced to writing and filed as Godfrey L. Cabot, Inc. Rate Schedule FPC No. 2.

(d) Applicant has made new contracts with The Pavilion Natural Gas Company, dated March 27, 1946, Southern Tier Gas Corporation, dated March 19, 1946, and with Empire Gas and Fuel Company, Ltd., dated April 4, 1946, for sale of gas to them. All three contracts will take effect with the consummation of the purchase of the Cabot properties and terminate November 1, 1946, or thereafter upon twelve months' written notice.

(e) Applicant has made a contract, dated February 21, 1946, with Rochester Gas and Electric Corporation to sell natural gas at wholesale to that company in such quantities, within the limitations of the contract, as Rochester Gas and Electric Corporation desires to use at Rochester, New York, for the purpose of replacing enriching oil now used in that corporation's production of water gas and for supplying certain consumers with natural gas in Scottsville and other points in the southern and western parts of Monroe County, New York, and counties adjacent thereto in which it may elect and be authorized to supply natural gas.

The Commission orders that:

(a) A public hearing be held commencing on the 20th day of May, 1946, at 10:00 a. m. (e. s. t.) in the Hearing Room of the Federal Power Commission, 1800 Pennsylvania Avenue NW., Washington, D. C., concerning the matters involved and the issues presented in this proceeding.

(b) Interested State commissions may participate in this hearing as provided in § 67.5 of the provisional rules of practice and regulations under the Natural Gas Act.

(c) In accordance with § 57.10 of the provisional rules of practice and regulations under the act, the Commission may, in the event of an uncontested hearing, proceed by order to dispose of this application upon consideration of the evidence contained in and filed with the application and such additional evidence as the Commission may require to be filed for its consideration, all of which, together with the application, it is contemplated, will be incorporated in and will, in the absence of participation by any intervening parties, constitute substantially the record of hearing to be held on the date fixed by this order.

By the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-7624; Filed, May 7, 1946; 10:46 a. m.]

INTERSTATE COMMERCE COMMISSION.

[S. O. 422, Special Permit 10]

UNLOADING OF BOX CARS AT IPSWICH AND ROSCOE, S. DAK.

Pursuant to the authority vested in me by paragraph (c) of the first ordering paragraph of Service Order No. 422 (11 F.R. 250), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Service Order No. 422 insofar as it applies to two cars held at Ipswich, South Dakota, and twelve cars held at Roscoe, South Dakota, by the Chicago, Milwaukee, St. Paul and Pacific Railroad Company, loaded with Company material.

This permit shall expire at 12:01 a. m., May 20, 1946.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 2d day of May 1946.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 46-7593; Filed, May 6, 1946; 2:00 p. m.]

[S. O. 479, Special Permit 1]

ICING OF POTATOES FROM LACROSSE, FLA.

Pursuant to the authority vested in me by paragraph (d) of the first ordering paragraph of Service Order No. 479 (11 F.R. 3367), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Service Order No. 479 insofar as it applies to the furnishing of one icing in transit only at a regular icing station en route on car FGEX 21751, potatoes, now rolling on the Atlantic Coast Line RR., destined Petersburg, Virginia, for account of LaCrosse Growers, Inc., LaCrosse, Florida.

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent

of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 1st day of May 1946.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 46-7594; Filed, May 6, 1946; 2:00 p. m.]

[S. O. 396, Special Permit 41]

RECONSIGNMENT OF PEAS AT KANSAS CITY, MO.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph of Service Order No. 396 (11 F.R. 2193), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 396 insofar as it applies to the reconsignment at Kansas City, Missouri, May 4, 1946, by F. H. Vahlsing of cars of peas, now on the Union Pacific Railway to Bridgeport, Conn. PFE—17030 (Wab.-Erie-N. H.) Bushwick Station, New York, PFE—51045 (Wab.-P.RR.-L.I.).

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 6th day of May 1946.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 46-7632; Filed, May 7, 1946; 11:18 a. m.]

[S. O. 499]

UNLOADING OF CARS AT ALICE, TEX.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 6th day of May, A. D. 1946.

It appearing, that 3 cars containing track inspection cars and pipe fittings at Alice, Texas, on the Texas and New Orleans Railroad Company have been on hand for an unreasonable length of time and that the delay in unloading said cars is impeding their use; in the opinion of the Commission an emergency exists requiring immediate action; it is ordered, that:

Commodities at Alice, Texas, be unloaded. (a) The Texas and New Orleans Railroad Company, its agents or employees, shall unload forthwith cars ACL 55956, ACL 55905 loaded with inspection cars and L&N 26237 loaded with pipe fittings now on hand at Alice, Texas, consigned to Laredo, Texas for export.

(b) *Notice and expiration.* Said carrier shall notify the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where, and by whom such unloading was performed. Upon receipt of that notice this order shall expire. (40 Stat. 101, sec. 402; 41 Stat. 476, sec. 4; 54 Stat. 901, 911; 49 U. S. C. 1 (10)-(17), 15 (2))

It is further ordered, that this order shall become effective immediately; that a copy of this order and direction shall be served upon the Texas and New Orleans Railroad Company and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-7631; Filed, May 7, 1946; 11:18 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 5970]

CARL MILLER ET AL.

In re: Carl Miller and Marie Miller, plaintiffs, vs. William Miller, et al., defendants; file D-28-9725; E. T. sec. 13631.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

1. That the property described as follows: The sum of $148.65 in the possession and custody of the Clerk of the Circuit Court of Milwaukee County, Wisconsin, representing the distributive share of Christain Miller, also known as Christian Miller, and Mrs. Christain Miller, also known as Mrs. Christian Miller, in and to the proceeds of real estate sold upon court order in a partition suit entitled "Carl Miller and Marie Miller, Plaintiffs, vs. William Miller, et al., Defendants," and which was deposited in his office pursuant to an order of the Circuit Court of Milwaukee County, Wisconsin, entered on September 13, 1945

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Christain Miller, also known as Christian Miller, Germany.
Mrs. Christain Miller, also known as Mrs. Christian Miller, Germany.

That such property is in the process of administration by Leonard A. Grass, Clerk of the Circuit Court of Milwaukee County, Wisconsin, Depositary, acting under the judicial supervision of the Circuit Court of Milwaukee County, Wisconsin;

2. That the property described as follows: The sum of $31.66 in the possession and custody of T. F. Swietlik, 735 No. Water Street, Milwaukee, Wisconsin, Collection Agent, representing the share of Christain Miller, also known as Christian Miller, and Mrs. Christain Miller, also known as Mrs. Christian Miller, in net rentals from real estate,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Christain Miller, also known as Christian Miller, Germany.
Mrs. Christain Miller, also known as Mrs. Christian Miller, Germany.

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 26, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-7543; Filed, May 6, 1946; 11:12 a. m.]

[Vesting Order CE 277]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN MICHIGAN AND NEBRASKA COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 30, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Josef (Joseph) Grenkowicz	Poland	Estate of Fabian Grenkowicz, also known as Fabian Grankowicz, also known as Fabian Grzenkowicz, deceased, Probate Court, Wayne County, Mich.	$2,392.92	The County Treasurer of Wayne County, Detroit, Mich.	$104.00
		Item 2			
Leo (Leon) Myschk (Mischki)	Poland	Same	598.23	Same	26.00
		Item 3			
Rosalie Groth	Poland	Same	598.23	Same	26.00
		Item 4			
Matilda (Mathilda) Bulitschak	Poland	Same	598.23	Same	26.00
		Item 5			
Cecilie (Caecilie) Myschk	Poland	Same	598.23	Same	26.00
		Item 6			
Marie Wanhaus	Czechoslovakia	Estate of Frank Zitek, deceased, County Court, Saline County, Nebr.	817.39	E. H. Houser, Administrator of the Estate of Frank Zitek, deceased, Wilber, Nebr.	14.00
		Item 7			
Heirs at law of Katerina Skrdlant, deceased, names unknown.	Czechoslovakia	Same	817.39	Same	14.00
		Item 8			
Heirs at law of Matej Zitek, deceased, names unknown.	Czechoslovakia	Same	817.39	Same	14.00
		Item 9			
Marie Kehl and her personal representatives, heirs, next of kin and legatees.	France	Estate of Anne Lothrop Hoyningen Huene, deceased, Probate Court, Wayne County, Mich.	(1)	Detroit Trust Company and George V. N. Lothrop, Trustees, 201 W. Fort St., Detroit, Mich.	43.00
		Item 10			
Antonetta Cichitti	Italy	Estate of Nicola (Nick) Cichitti (Cicchitti), deceased, Probate Court, Wayne County, Mich.; No. 304459.	423.62	The County Treasurer of Wayne County, Detroit, Mich.	8.00
		Item 11			
Filomena Cichitti	Italy	Same	423.62	Same	8.00
		Item 12			
Graziella Cichitti	Italy	Same	423.62	Same	8.00
		Item 13			
Anselmo Cichitti	Italy	Same	423.62	Same	8.00
		Item 14			
Vincenzo Cichitti	Italy	Same	423.62	Same	8.00
		Item 15			
Carmela Cichitti	Italy	Same	1,060.07	Same	14.00
		Item 16			
Torvald M. Valaker	Norway	Estate of Martha Bruland, deceased, County Court, Boone County, Nebr.	105.36	Albion National Bank, Albion, Nebr.; in blocked account in name of Torvald M. Valaker.	16.00
		Item 17			
Nils Th. Valaker	Norway	Same	210.71	Albion National Bank, Albion, Nebr.; in blocked account in name of Nils Th. Valaker.	33.00

(1) Income from trust under will of Anne Lothrop Hoyningen Huene, deceased.

[F. R. Doc. 46-7544; Filed, May 6, 1946; 11:12 a. m.]

[Vesting Order CE 278]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN ILLINOIS COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 30, 1946.

[SEAL] JAMES E. MARKHAM, *Alien Property Custodian.*

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Marjorie Lane Schneider	France	Estate of Mary Louise Lane, deceased, Probate Court, Cook County, Ill.; Docket No. 406; Page 245; File No. 41-P-6430.	$39,000.00	The First National Bank of Chicago, Trustee, 38 S. Dearborn St., Chicago, Ill.	$111.00
		Item			
Margaret Benedict Bull	France	Estate of Mary B. Bull, deceased, Circuit Court, Adams County, Ill.; Case No. 8771.	(1)	United States Trust Company of New York, Trustee, 45 Wall St., New York, N. Y.	57.00
		Item 3			
Marinus S. Pedersen	Denmark	Estate of Mack C. Petersen, deceased, County Court, McHenry County, Ill.; File No. 12288.	1867.15	The County Treasurer of McHenry County, Woodstock, Ill.	20.00
		Item 4			
Mads Pedersen	Denmark	Same	933.56	Same	10.00
		Item 5			
Nels Pedersen	Denmark	Same	933.56	Same	10.00
		Item 6			
Fanny Flusser	Czechoslovakia	Estate of Caroline Klausner, deceased, Probate Court, Cook County, Ill.; Docket No. 382; Page 350; File No. 39-P-1574.	1,702.21	American National Bank and Trust Company, Executor of the Estate of Caroline Klausner, deceased, 33 North LaSalle St., Chicago, Ill.	80.00
		Item 7			
Helen Haralambopoulos	Greece	Estate of Harry Poulos, also known as Sofianos G. Haralambopoulos, deceased, Probate Court, Cook County, Ill.; Docket No. 430; Page 538; File No. 44-P-3044.	510.00	John T. Dempsey, Administrator of the Estate of Harry Poulos, deceased, 11 South LaSalle St., Chicago, Ill.	33.00

1 Income from trust under will of Mary B. Bull, deceased.

[F. R. Doc. 46-7545; Filed, May 6, 1946; 11:12 a. m.]

[Vesting Order CE 279]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NORTH DAKOTA, IOWA, WISCONSIN AND NEW YORK COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 30, 1946.

[SEAL] JAMES E. MARKHAM, *Alien Property Custodian.*

EXHIBIT A

Column 1 Name	Column 2 County or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Mrs. Marit Wandl	Norway	Estate of Knut E. Roen, deceased, County Court, Divide County, North Dakota.	$285.97	National City Bank of New York, New York, N. Y. Account in the name of the Royal Norwegian Government Special Account "H", Washington, D. C.	$5.00
		Item 2			
Tord Rudlang	Norway	Same	285.97	Same	5.00
		Item 3			
Barbro Ormstead	Norway	Same	285.97	Same	5.00
		Item 4			
Ingrid Bakken	Norway	Same	285.97	Same	5.00
		Item 5			
Ole O. Roen	Norway	Same	285.97	Same	5.00
		Item 6			
Even O Roen	Norway	Same	285.97	Same	5.00
		Item 7			
Barbro Tuff	Norway	Same	285.97	Same	5.00
		Item 8			
Marit Hodne	Norway	Same	285.97	Same	5.00
		Item 9			
Sissel Roen	Norway	Same	285.97	Same	5.00
		Item 10			
P. J Odegard	Norway	Same	285.97	Same	5.00
		Item 11			
Marit Odegard	Norway	Same	285.97	Same	5.00
		Item 12			
Barbro Odegard	Norway	Same	285.97	Same	5.00
		Item 13			
Isak Henrikson	Norway	Estate of Henry Solverson, deceased, County Court, Manitowoc County, Wis.	92.46	Same	15.00
		Item 14			
Martine Henrikson	Norway	Same	92.46	Same	15.00
		Item 15			
Martha Ols Midthus	Norway	Estate of Annanias Midthus, deceased, District Court of Iowa, in and for Winneshiek County: Probate No. 5266; Docket 23; Page 58.	3,312.42	Same	26.00
		Item 16			
Ansel Ols Midthus	Norway	Same	1,449.02	Same	12.00
		Item 17			
Nels Ols Midthus	Norway	Same	828.00	Same	7.00
		Item 18			
Agatha Midthus	Norway	Same	1,449.02	Same	12.00
		Item 19			
Mallene Ols Midthus	Norway	Same	1,449.02	Same	12.00
		Item 20			
Isak Henrikson	Norway	Estate of Mary Solverson, deceased, County Court, Manitowoc County, Wis.	91.54	Same	17.00
		Item 21			
Martine Henrikson	Norway	Same	92.54	Same	17.00
		Item 22			
Marie Berger	Norway	Estate of Karl Thorsen, deceased, Surrogate's Court, Nassau County, N. Y.; Index No. 39456	4,082.97	Same	18.00
		Item 23			
Inger Ronneberg	Norway	Same	4,082.97	Same	18.00
		Item 24			
Ole Stolsvig	Norway	Same	4,082.97	Same	18.00

[F. R. Doc. 46-7546; Filed, May 6, 1946; 11:12 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[Rev. SO 119, Corr. to Amdt. 1 to Order 40]

C. V. HILL AND CO., INC.

ADJUSTMENT OF MAXIMUM PRICES

Amendment No. 1 to Order 40, issued April 19, 1946, was incorrectly designated. This amendment should be and is hereby corrected to read Amendment 2.

Issued this 6th day of May 1946.

JAMES G. ROGERS, Jr., *Acting Administrator.*

[F. R. Doc. 46-7562; Filed, May 6, 1946; 11:47 a. m.]

[SO 142, Order 96]

DOMESTIC ENGINE AND PUMP CO.

DETERMINATION OF MAXIMUM PRICES

Order No. 96 Under Supplementary Order No. 142, Adjustment Provisions for sales of industrial machinery and equipment, Domestic Engine and Pump

Company; Docket No. 6083–SO 142–136–279; Docket No. 6083–SO 142–246–80; Docket No. 6083–SO 142–581–24.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Supplementary Order No. 142, *It is ordered:*

(a) The maximum prices for sales by Domestic Engine and Pump Company of Shippensburg, Pennsylvania, of all its products, which are covered by any of the regulations listed in Supplementary Order No. 142, shall be determined by increasing by 3.5% the maximum prices for these products in effect just prior to September 18, 1945.

(b) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of the order, by the percentage by which his net invoiced cost has been increased by reason of this order.

(c) The Domestic Engine and Pump Company shall notify each purchaser, who buys the products listed in paragraph (a) above for resale of the percentage by which this order permits the reseller to increase his maximum net prices. A copy of each notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(d) All requests not granted herein are denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 7, 1946.

Issued this 6th day of May 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46–7588; Filed, May 6, 1946; 11:47 a. m.]

[Order 109 Under Order 375 Under 3 (b)]

VICTORIA SWEETS, INC.

ESTABLISHMENT OF MAXIMUM PRICES

Order No. 109 under Order No. 375 of § 1499.3 (b) of the General Maximum Price Regulation, Victoria Sweets, Inc.; Docket No. 6035:2–GMPR–ORD 375–405.

For the reasons set forth in an opinion issued simultaneously herewith, it is ordered that:

Authorization of maximum prices governing sales of a confectionery item consisting of twelve chocolate cigarettes, manufactured by Victoria Sweets, Inc., 207 Little East Neck Road, Babylon, Long Island, N. Y. (a) The maximum prices for the indicated sales below of a packaged confectionery item consisting of twelve chocolate cigarettes, 24 packages to a carton, manufactured by Victoria Sweets, Inc., 207 Little East Neck Road, Babylon, Long Island, New York, in accordance with its price application of February 19, 1946, shall be:

1. From Victoria Sweets, Inc. to jobbers per carton, delivered---------- $1.36
2. From all sellers to retailers per carton, delivered---------- 1.70
3. From retailer to consumers per package---------- .10

(b) Maximum prices established in this order are the highest for which this item of chocolate cigarettes may be sold by the respective sellers. All sellers on sales of this item shall reduce the above appropriate maximum prices by applying their customary discounts, allowances and price differentials which have been applied to sales of other comparable confectionery items.

(c) Victoria Sweets, Inc. shall mail or otherwise supply to each jobber or retailer at the time of or prior to the first delivery to such purchaser, a written notice as follows:

The Office of Price Administration has authorized us to sell our chocolate cigarettes to jobbers at a maximum price of $1.36 per carton, delivered, and to retailers at a maximum price of $1.70 per carton, delivered. Jobbers are authorized to sell this item to retailers at a maximum price of $1.70 per carton, delivered. On sales of this item all sellers are required to reduce their maximum prices by applying their customary discounts, allowances and price differentials which have been applied to sales of comparable confectionery items.

(d) Victoria Sweets, Inc. for a period of at least 90 days shall place in or on each carton distributed through a jobber a notice as follows:

The Office of Price Administration has authorized jobbers to sell this item of chocolate cigarettes to retailers at a maximum price of $1.70, delivered. Retailers are authorized to sell this item to consumers at a maximum price of 10¢ per package.

(e) This order may be revoked or amended at any time by the Price Administrator.

(f) This Order No. 109 shall become effective May 7, 1946.

Issued this 6th day of May 1946.

This action has the prior written approval of the Secretary of Agriculture (10 F.R. 8419, 9419, 10961, 12305).

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46–7563; Filed, May 6, 1946; 11:46 a. m.]

[Order 765 Under 3 (b)]

CONVERTIBLE HOMES, INC.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 3 (b) (2) of the General Maximum Price Regulation; *It is ordered:*

(a) The maximum prices, f. o. b. Denver, Colorado, for sales to any person by Convertible Homes, Inc., of Denver, Colorado, of metal prefabricated dwelling structures uninstalled, manufactured by Convertible Homes, Inc., and as described in the application dated April 15, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington, D. C., shall be the sum of the following:

(1) Actual cost of direct materials, including fabricated products not exceeding their maximum prices.

(2) Actual cost of direct labor at rates not exceeding prevailing wage rates authorized by the appropriate government agency.

(3) Other direct costs, including the actual costs of subcontracts not exceeding, however, their maximum prices.

(4) Percentage margin of the sum of (1), (2) and (3) above, amounting to 36 percent.

Direct costs, both labor and material, as used in this paragraph, do not include the following: salaries of plant supervisors, wages of watchmen, guards or inspectors, light, heat and power, plant office expenses, fire and theft insurance, plant repair and maintenance, workmen's compensation, payroll taxes, property taxes, depreciation, welfare, safety and vacation expenses, overtime, and factory supplies and rent.

(b) On or before August 31, 1946, Convertible Homes, Inc., shall file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, a report giving the following information:

(1) Profit and loss statement covering prefabricated dwelling operations, showing complete analysis of cost of goods sold, and general administrative and selling cost, for the seven month period ending July 31, 1946.

(2) Profit and loss statement, balance sheets, and analysis of surplus covering over-all operations for the seven month period ending July 31, 1946.

(c) *Maximum prices for uninstalled sales by resellers.* The maximum price f. o. b. the reseller's point of shipment, for an uninstalled sale by a reseller of metal prefabricated dwelling structures manufactured by Convertible Homes, Inc., shall not exceed the sum of the following:

(1) The manufacturer's maximum f. o. b. plant price of which the reseller is notified in writing by the manufacturer.

(2) A markup not in excess of 10 percent on the manufacturer's maximum f. o. b. plant price.

(3) Inbound transportation expense.

(d) To the maximum price computed above there may be added actual transportation expense to the destination specified by the purchaser. If shipment is made direct from factory to purchaser, the charge for transportation expense shall be computed on that basis.

(e) The maximum price on an installed basis of the items covered by this order shall be determined in accordance with Revised Maximum Price Regulation 251.

(f) To the maximum prices established under (a) and (c) there may be added the actual cost of any State sales tax, provided the purchaser is notified in writing that the tax is included in the total sales price.

(g) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective May 7, 1946.

Issued this 6th day of May 1946.

JAMES G. ROGERS, Jr.
Acting Administrator.

[F. R. Doc. 46–7564; Filed, May 6, 1946; 11:47 a. m.]

[MPR 188, Order 22 Under Order 6 under .159e]

HANKSCRAFT CO.

APPROVAL OF UNIFORM RETAIL CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 4 (a) of Order No. 6 under § 1499.159e of Maximum Price Regulation No. 188, *It is ordered:*

(a) This order establishes uniform retail ceiling prices for sales in all parts of the country of certain small electrical appliances specified below which are manufactured by the Hankscraft Company, 1007 East Washington Avenue, Madison, Wisconsin, and sold under the brand name, "Hankscraft" as follows:

Article	Model No.	Uniform retail ceiling price (inclusive of Federal excise tax)
Automatic electric egg cooker	794B	$2.25
Automatic electric major vaporizer	891	3.50
Automatic electric baby bottle sterilizer	872	5.95
Automatic electric baby bottle warmer and vaporizer	1013A	1.95

(b) In the case of an article for which the manufacturer does not increase his prices to distributors as permitted by Order No. 6 he shall determine distributors' ceiling prices which will reflect the same discounts from the retail ceiling price fixed by this order which the manufacturer customarily suggested for sales at wholesale as indicated by his wholesale price list in effect immediately prior to April 1, 1942.

(c) On and after the effective date of this order the manufacturer may not deliver to a purchaser for resale an article for which a uniform retail ceiling price is fixed by this order unless there is attached to it a retail price tag or label stating the manufacturer's name or brand name, the model number or designation and the uniform retail ceiling price fixed by this order.

(d) Except as modified by this order, all provisions of Order No. 6 under § 1499.159e of Maximum Price Regulation No. 188 apply to all persons and to all sales and deliveries of the articles covered by this order.

This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 7th day of May 1946.

Issued this 6th day of May 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46–7566; Filed, May 6, 1946; 11:45 a. m.]

[MPR 188, Revocation of Order 4486]

MURLIN MFG. CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, *It is ordered:*

That Order No. 4486 under § 1499.158 of Maximum Price Regulation No. 188 be, and it is hereby revoked subject to Supplementary Order No. 40.

This order shall become effective on the 7th day of May 1946.

Issued this 6th day of May 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46–7567; Filed, May 6, 1946; 11:46 a. m.]

[MPR 188, Amdt. 1 to Order 4657]

KENT PRODUCTS CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, *It is ordered:*

That paragraph (a) (2) is amended to read as follows:

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. destination and net 30 days. These prices include the Federal Excise Tax.

This amendment shall become effective on the 7th day of May 1946.

Issued this 6th day of May 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46–7569; Filed, May 6, 1946; 11:45 a. m.]

[MPR 591, Rev. Order 21]

CHRYSLER CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by Chrysler Corporation, to "Four Star Dealers", of the refrigeration, and summer and winter air conditioning equipment as described in applications on file in the Prefabrication and Building Equipment Price Branch, shall be the maximum net prices for sales by Chrysler to Four Star Dealers for each commodity covered by this Order previously established or which may hereafter be established pursuant to Maximum Price Regulation No. 591.

(b) The maximum net price f. o. b. point of shipment for sales by any person of the commodities covered by this order shall be:

(1) On sales to "specialty dealers." The maximum net prices for each commodity as determined under (a) above plus 20 percent.

(2) On sales to "standard dealers". The maximum net price for each commodity as determined under (a) above plus 33⅓ percent.

(3) On sales to consumers. The maximum net price for each commodity as determined under (a) above multiplied by the factor 1.7777 rounded off to the nearest dollar.

(c) The maximum net prices established by this order shall be subject to cash discounts and transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general category during March 1942.

(d) Each reseller may add to the prices set forth in (b) above the actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates and shall be stated separately on the invoice.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, including allowable transportation charges.

(f) Each seller shall post in a conspicuous place in his place of business, the maximum dollars-and-cents consumer price established for each commodity covered by this order.

(g) Within 30 days after the Chrysler Corporation places on the market any commodity covered by this order the company shall submit to the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., the maximum prices computed under this order for each class of reseller, also the maximum prices to consumers and method of notification employed.

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 7, 1946.

Issued this 6th day of May 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46–7573; Filed, May 6, 1946; 11:44 a. m.]

[MPR 188, Amdt. 1 to Order 4588]

UNITED GAS & ELECTRIC SUPPLY CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed

with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, *It is ordered*, That paragraph (a) (1) of Order No. 4588 under § 1499.158 of Maximum Price Regulation No. 188 be amended as follows:

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
Wooden juvenile lamp with parchment shade 15" height.	JL	$1.91	$2.25	$4.05
Fluorescent bed lamp flocked in various colors, equipped with ballast and "starter."	BLF	4.25	5.00	9.00
Fluorescent bed lamp flocked in various colors, equipped with ballast and without "starter."	FBL	3.83	4.50	8.10
Fluorescent desk lamp with cast white metal base and end plates, crinkled brown rotheto and equipped with ballast, 15" height.	DCL-15	5.53	6.50	11.70

These maximum prices are for articles described in the manufacturer's application dated May 18, 1945.

This amendment shall become effective on the 7th day of May 1946.

Issued this 6th day of May 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-7568; Filed, May 6, 1946; 11:45 a. m.]

[MPR 188, Order 4599]

ESTELLE LAMP SHADES

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Estelle Lamp Shades, 1727 East 172nd Street, Bronx, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Articles and Model No.	For sales by the manufacturers to—		For sales by any person to consumers
	Jobbers	Retailers	
15" Bell shape silk lamp shade, 302-A	*Each* $2.55	*Each* $3.00	*Each* $5.40
16" Bell shape silk lamp shade, 3103	4.59	5.40	9.72

These maximum prices are for the articles described in the manufacturer's application dated April 10, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model Number ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 7th day of May 1946.

Issued this 6th day of May 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-7571; Filed, May 6, 1946; 11:46 a. m.]

[MPR 188, Order 4998]

GEM PHONO MFG. INC.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Gem Phono Manufacturing, Incorporated, 7 West 46th Street, New York, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Model No.	Brand	Description	Ceiling prices to—		
			Distributor	Mail order house	Dealer
10S	Gem	Acoustic table phonograph hand wound motor, manual molded fiber rabinet, 13½" x 12½" x 8".	$7.40	$7.71	$8.32
10E	Gem	Same as above except A C electric motor	7.33	7.64	8.25
			Ceiling prices for—		
			Retail sales	Catalog sales	
10S	Gem	Same as 10S above	$13.95	$11.95	
10E	Gem	Same as 10E above	13.82	11.84	

Ceiling prices for catalog and retail sales include the Federal excise tax. Terms are 2% 10 days, net 30 days, f. o. b factory

These maximum prices are for the articles described in the manufacturer's application dated January 15, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement with the retail price properly filled in.

OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 7th day of May 1946.

Issued this 6th day of May 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-7570; Filed, May 6, 1946; 11:45 a. m.]

[MPR 591, Amdt. 1 to Rev. Order 182]

ARTKRAFT MFG. CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, Revised Order No. 182 under Maximum Price Regulation No. 591 is amended to read as follows:

Paragraph (a) is amended to read as follows:

(a) The maximum net prices, f. o. b. point of shipment for sales by any person of the following home food freezer units manufactured by the Artkraft Manufacturing Corporation of Lima, Ohio, and as described in the application dated October 9, 1945, which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

ZONE 1

	Consumer	Dealer	City distributor dealer	City distributor
Home food freezer, 6 cu. ft., ⅓ hp. condensing unit	$269.50	$161.75	$165.75	$135.00

ZONE 2

	Consumer	Dealer	Distributor
Home food freezer, 6 cu. ft. ⅓ hp. condensing unit	$279.50	$172.00	$139.00

Zone 1. Includes the states of Montana, North Dakota, South Dakota, Kansas, Oklahoma, Minnesota, Iowa, Missouri, Wisconsin, Illinois, Kentucky, Tennessee, Indiana, Michigan, Ohio, North Carolina, Virginia, West Virginia, Maryland, District of Columbia, Delaware, New Jersey, Pennsylvania, Connecticut, Massachusetts, New York, Vermont, New Hampshire, Rhode Island, Maine, Nebraska (except the counties of Sheridan, Coron, Deuel, Dawes, Box Butte, Morrill, Cheyenne, Sioux, Scotts Bluff, Banner and Kimball) and the following counties in Arkansas: Benton, Carroll, Boone, Marion, Baxter, Fulton, Sharp, Randolph, Clay, Greene, Lawrence, Izard, Stone, Searcy, Newton, Madison and Washington.

Zone 2. Includes the states of Washington, Oregon, California, Idaho, Nevada, Utah, Wyoming, Colorado, Arizona, New Mexico, Texas, Louisiana, Mississippi, Alabama, Georgia, South Carolina, Florida and the counties—Sheridan, Garden, Deuel, Dawes, Box Butte, Morrill, Cheyenne, Sioux, Scotts Bluff, Banner and Kimball in Nebraska, and all counties in Arkansas except Benton, Carroll, Boone, Marion, Baxter, Fulton, Sharp, Randolph, Clay, Greene, Lawrence, Izard, Stone, Searcy, Newton, Madison and Washington.

This amendment shall become effective May 7, 1946.

Issued this 6th day of May 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-7574; Filed, May 6, 1946; 11:44 a. m.]

[MPR 591, Order 469]

BORG-WARNER CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. Kalamazoo, Michigan, for sales by any person of the following steel warm air furnaces manufactured by the Ingersoll Steel and Disc Division of the Borg-Warner Corporation and as described in the application which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Model No.	Maximum net prices (each)	
	On sales to Chrysler Corporation, Airtemp Division	On sales to distributor or jobber
3022	$70.95	$88.70
3024	82.45	103.10
3027	88.95	111.50

(b) The maximum net prices f. o. b. Kalamazoo, Michigan, for sales by Chrysler Corporation Airtemp Division of the following steel warm air furnaces manufactured by the Ingersoll Steel and Disc Division of the Borg-Warner Corporation, shall be:

Model No.	Maximum net prices (each)	
	Viking Manufacturing Corporation	Four star dealers
F. S. 22 (3022)	$73.85	$88.30
F. S. 24 (3024)	88.05	102.90
F. S. 27 (3027)	95.00	111.50

(c) The maximum net prices for sales by Chrysler Corporation and Four Star Dealers to any other class of purchaser for which maximum prices are not set forth in (b) above for the steel warm air furnaces shall be determined in accordance with subparagraph (b) of Revised Order No. 21 under Maximum Price Regulation No. 591 issued by the Office of Price Administration.

(d) The maximum net prices established by this order shall be subject to cash discounts and transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities within the same general category during March, 1942.

(e) Each seller covered by this order, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices stated in dollars-and-cents established by this order for each such seller as well as the maximum prices stated in dollars-and-cents established for purchasers upon resale.

(f) Resellers for whom maximum prices are not established under any of the preceding paragraphs of this order shall determine their maximum prices under the applicable section of the General Maximum Price Regulation.

(g) Maximum prices for any commodity covered by this order when sold on an installed basis shall be determined under Revised Maximum Price Regulation No. 251.

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 7, 1946.

Issued this 6th day of May 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-7575; Filed, May 6, 1946; 11:42 a. m.]

[MPR 591, Order 472]

MILK PRODUCERS EQUIPMENT CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following beverage coolers manufactured by Milk Producers Equipment Company of St. Louis, Missouri, and as described in the application dated February 20, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
Model SFW-406 6 ft.	$330.00	$396.00	$660.00
Model SFW-408 8 ft.	392.00	470.00	784.00
Model SFW-410 10 ft.	478.00	574.00	956.00

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to

discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including the allowable transportation and crating charges.

(f) The Milk Producers Equipment Company of St. Louis, Missouri, shall stencil on the inside of lid or cover of the beverage coolers covered by this order, substantially the following:

OPA Maximum Retail Price—$------

Plus freight and crating as provided in Order No. 472 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 7, 1946.

Issued this 6th day of May 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-7578; Filed, May 6, 1946; 11:43 a. m.]

[MPR 591, Order 473]

BUSCH & GAERTNER

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum prices, for sales by any person to consumers of the following portable water filter manufactured by Busch & Gaertner of Saginaw, Michigan and described in its application dated March 30, 1946 shall be:

Model B portable water filter, made of wood and glass, painted-------- $19.00

(b) The maximum net price, f. o. b. point of shipment, for sales by any person to dealers shall be the maximum prices specified in (a) above less a discount of 30 percent.

(c) The maximum net price, f. o. b. point of shipment, for sales by any person to jobbers shall be the maximum price specified in (a) above less successive discounts of 40 and 10 percent.

(d) The maximum prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general category during March 1942.

(e) The maximum prices on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(f) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers except dealers upon resale.

(g) Busch & Gaertner shall attach to each water filter covered by this order, a label on which will be printed the following:

OPA Maximum Retail Price—$19.00
Do Not Detach

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 7, 1946.

Issued this 6th day of May 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-7579; Filed, May 6, 1946; 11:43 a. m.]

[MPR 591, Order 474]

RANCO, INC.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 474 under section 16 of Maximum Price Regulation No. 591; Docket No. 6123-591.16-137.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 16 of Maximum Price Regulation 591, it is ordered:

(a) *Adjustment of maximum prices for Ranco, Incorporated, Columbus, Ohio.* Ranco, Incorporated may increase its properly established maximum prices for its line of refrigerator controls in effect on October 1, 1941, to each class of purchaser by 24.3 percent.

(b) *Maximum prices for resellers.* The maximum prices for sales by a reseller of any of the commodities for which adjustment is granted Ranco, Incorporated, under this order shall be its maximum price to each class of purchaser in effect on May 6, 1946, plus the actual dollars-and-cents increase in present acquisition costs resulting from the adjustment granted Ranco, Incorporated, under this order.

(c) *Notification to all purchasers.* Ranco, Incorporated, of Columbus, Ohio, shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first billing after the adjustment granted by this order is put into effect:

Order No. 474 under section 16 of Maximum Price Regulation No. 591 provides for increases in net prices for sales of refrigerator controls, of 24.3 percent over net prices in effect on October 1, 1941, manufactured by Ranco, Incorporated, of Columbus, Ohio. Resellers may add the actual dollars-and-cents increase in their acquisition cost resulting from the adjustment granted the manufacturer to their existing maximum prices.

(d) All requests not granted in this order are denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This Order No. 474 shall become effective May 7, 1946.

Issued this 6th day of May 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-7580; Filed, May 6, 1946; 11:43 a. m.]

[MPR 591, Order 470]

DECATUR IRON AND STEEL CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum prices, f. o. b. point of shipment, for sales by any person of the following sizes of steel commercial projected windows manufactured by the Decatur Iron and Steel Company, Decatur, Illinois, and as described in the application dated March 19, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Model	Over-all size	No. of vents	Maximum list price	Maximum price — On sales to dealers	Maximum price — On sales to consumers (contractors)
AZ	1'8⅞ x 2'9	1	$14.00	$7.50	$8.82
AY	1'8⅞ x 4'1	2	14.00	7.50	8.82
AX	1'8⅞ x 5'5	2	14.50	7.76	9.11
AW	1'8⅞ x 6'9	3	14.50	7.76	9.11
AU	1'8⅞ x 8'1	3	15.00	8.03	9.45
BZ	3'4⅞ x 2'9	1	14.50	7.76	9.11
BY	3'4⅞ x 4'1	2	15.60	8.35	9.83
BX	3'4⅞ x 5'5	2	16.70	8.94	10.52
BW	3'4⅞ x 6'9	3	30.10	16.11	18.96
BT	3'4⅞ x 8'1	3	32.20	17.25	20.29
CZ	4'0⅞ x 2'9	1	16.00	8.57	10.08
CY	4'0⅞ x 4'1	2	17.10	9.15	10.77
CX	4'0⅞ x 5'5	2	18.80	10.06	11.84
CW	4'0⅞ x 6'9	3	31.50	16.87	19.87
CT	4'0⅞ x 8'1	3	34.00	18.21	21.42
CZ	5'0⅞ x 2'9	1	15.60	8.35	9.84
DY	5'0⅞ x 4'1	2	24.03	12.86	15.15
DX	5'0⅞ x 5'5	2	27.20	14.57	17.15
DW	5'0⅞ x 6'9	3	39.70	21.26	25.00
DT	5'0⅞ x 8'1	3	43.80	23.46	27.59
EZ	6'8⅞ x 2'9	1	16.70	8.94	10.52
EY	6'8⅞ x 4'1	2	27.20	14.57	17.15
EX	6'8⅞ x 5'5	2	30.40	16.28	19.15
EW	6'8⅞ x 6'9	3	44.75	23.97	28.20
ET	6'8⅞ x 8'1	3	48.90	26.19	30.81

(b) The maximum prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of

the same class on comparable sales of commodities in the same general category during March 1942.

(c) Each seller covered by this order, except on sales to consumers (contractors) shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale.

(d) Maximum prices on installed sales of the commodities in question are subject to the provisions of Revised Maximum Price Regulation No. 251.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 7, 1946.

Issued this 6th day of May 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-7576; Filed, May 6, 1946; 11:42 a. m.]

[MPR 591, Order 471]

BORG-WARNER CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following Ingersoll Utility Units manufactured by Ingersoll Steel and Disc Division, Borg-Warner Corporation of Kalamazoo, Michigan, and described in its application dated April 9, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:-

	On sales to large scale manufacturers of houses maintaining distributor network and purchasing in lots of 100 or more	On sales to builders and contractors	On sales to consumers
Ingersoll utility unit model 10-P-1, consisting of warm air furnace, gas water heater, electric refrigerator, sink, gas range, wall cabinets, 5' leith tub with shower, lavatory, water closet, medicine cabinet and all accessories including electrical and plumbing connections	$1,133.00	$1,175.00	$1,300.00
Extra for electric water heater	30.00	30.00	33.00
Extra for oil water heater	28.00	28.00	30.00
Extra for electric range	32.00	32.00	35.00
Extra for enamel vitrolite and Firex insulation	58.00	58.00	65.00
Extra for six circuit multibreaker for electric range	4.40	4.40	5.00

(b) The maximum prices established by this order shall be subject to discounts and allowances including transportation allowances, and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general category during March 1942.

(c) The maximum prices on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(d) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, including allowable transportation charges.

(e) Six months after the effective date of this order the Ingersoll Steel and Disc Division, Borg-Warner Corporation, shall submit to the Office of Price Administration, Prefabrication and Building Equipment Price Branch, Washington 25, D. C., actual cost and financial data on the items priced by this order.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 7, 1946.

Issued this 6th day of May 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-7577; Filed, May 6, 1946; 11:43 a. m.]

[MPR 591, Order 475]

WILDER MFG. CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 475 under Section 16 (b) (1) of Maximum Price Regulation No. 591, Docket No. 6123-591.16-102.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 16 (b) (1) of Maximum Price Regulation No. 591, it is ordered:

(a) *Adjustment of maximum prices for the Wilder Manufacturing Company, Niles, Ohio.* (1) This order permits the Wilder Manufacturing Company of Niles, Ohio, to increase by 8.8 percent its properly established maximum net prices in effect on May 6, 1946, to each class of purchaser for its line of sheet metal flue pipe and fittings and draft diverters.

(2) The maximum net prices set forth in (a) (1) above are subject to discounts, allowances including transportation allowances and the rendition of services which are at least as favorable as those which the Wilder Manufacturing Company extended or rendered or would have extended or rendered to each class of purchaser during March 1942 on comparable sales of metal flue pipe and fittings and draft diverters.

(b) *Maximum prices for resellers.* (1) All resellers of the commodities covered by this order (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their properly established maximum prices in effect on May 6, 1946, the actual dollars-and-cents increase in acquisition cost resulting from the adjustment granted the manufacturer by this order.

(c) *Notification to all purchasers.* The Wilder Manufacturing Company shall send the following notice to every purchaser of the commodities covered by the order at or before the first invoice after the effective date of this order.

Order No. 475 under section 16 (b) (1) of Maximum Price Regulation No. 591 provides for an 8.8 percent increase in maximum net prices in effect on May 6, 1946, for sales by the Wilder Manufacturing Company for its line of metal flue pipe and fittings and draft diverters.

Resellers (but not manufacturers who purchase these items for use in the manufacture of other products) may add to their existing maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted by Order No. 475.

(d) All prayers of the application of the Wilder Manufacturing Company of Niles, Ohio, not herein granted are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective May 7, 1946.

Issued this 6th day of May 1946.

JAMES G. ROGERS, Jr.
Acting Administrator.

[F. R. Doc. 46-7581; Filed, May 6, 1946; 11:44 a. m.]

[MPR 591, Order 476]

BRE SANITARY SEAT CORP.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 476 under section 16 (b) (1) of Maximum Price Regulation No. 591; Docket No. 6123-591.16-96.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 16 (b) (1) of Maximum Price Regulation No. 591, It is ordered:

(a) *Adjustment of maximum prices for the BRE Sanitary Seat Corporation of Boston, Massachusetts.* (1) The BRE Sanitary Seat Corporation of Boston, Massachusetts may increase by 20 percent its properly established maximum net prices in effect on May 6, 1946, to each class of purchaser for its line of water closet seats.

(2) The maximum net prices set forth in (a) (1) above are subject to discounts, allowances including transportation allowance and the rendition of services which are at least as favorable as those which the BRE Sanitary Seat Corporation extended or rendered or would have extended or rendered to each class of purchaser during March 1942 on comparable sales of water closet seats.

(b) *Maximum prices for resellers.* (1) All resellers of the commodities covered by this order (but not manufacturers who

purchase such items for use in the manufacture of other products) may add to their properly established maximum prices in effect on May 6, 1946, the actual dollars-and-cents increase in acquisition cost resulting from the adjustment granted the manufacturer by this order.

(c) *Notification to all purchasers.* The BRE Sanitary Seat Corporation shall send the following notice to every purchaser of the commodities covered by the order at or before the first invoice after the effective date of this order.

Order No. 476 under section 16 (b) (1) of Maximum Price Regulation No. 591 provides for a 20 per cent increase in maximum net prices in effect on May 6, 1946, for sales by the BRE Sanitary Seat Corporation for its line of water closet seats.

Resellers (but not manufacturers who purchase these items for use in the manufacture of other products) may add to their existing maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted by Order No. 476.

(d) All prayers of the application of the BRE Sanitary Seat Corporation of Boston, Massachusetts, not herein granted are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective May 7, 1946.

Issued this 6th day of May 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-7582; Filed, May 6, 1946; 11:44 a. m.]

[RMPR 136, Order 621]

FOUR WHEEL DRIVE AUTO CO.

AUTHORIZATION OF MAXIMUM PRICES

Order 621 under Revised Maximum Price Regulation 136. Machines, parts and industrial equipment. Eagle Manufacturing Company, Division of Four Wheel Drive Auto Company, Docket No. 6085-136.21-707.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 21 of Revised Maximum Price Regulation 136; *It is ordered:*

(a) Eagle Manufacturing Company, division of Four Wheel Drive Auto Company, Appleton, Wisconsin, is authorized to sell each of the following models of logging trailers at a price not to exceed the following applicable list price subject to discounts, allowances, extra charges, and terms of delivery in effect on March 31, 1942.

Description:	*List price f. o. b. factory*
Model T with 8.25 x 20 tires	$530.97
Model T with 9.00 x 20 tires	572.04

(b) Resellers of the logging trailers listed in the schedule in paragraph (a) above are authorized to sell each of these logging trailers at a price not to exceed the applicable charges listed below, subject to the discounts, allowances, and terms of delivery in effect on March 31, 1942.

(1) A charge for the logging trailer not to exceed the applicable list price set forth in the schedule in paragraph (a).

(2) A charge for transportation which shall not exceed the charge the Eagle Manufacturing Company would make for the transportation of the logging trailer from factory to the point of delivery.

(3) A charge to cover federal, state and local taxes on the purchase, sale or delivery of the logging trailer computed in accordance with the method the reseller had in effect on March 31, 1942.

(4) The dollar amount of all other charges which the reseller had in effect on March 31, 1942, to the applicable class of purchasers.

(c) Resellers that cannot establish a price under paragraph (b) because they were not in business on March 31, 1942, are authorized to sell each of the logging trailers listed in the schedule in paragraph (a) at a price not to exceed the applicable charges listed below:

(1) A charge for the logging trailer not to exceed the applicable list price set forth in the schedule in paragraph (a).

(2) A charge for transportation which shall not exceed the charge Eagle Manufacturing Company would make for transportation of the logging trailer from factory to the point of delivery.

(3) A charge equal to the charge made to the reseller by Eagle Manufacturing Company in accordance with the method Eagle Manufacturing Compan[y] had in effect on March 31, 1942, to cover federal excise taxes.

(4) A charge equal to resellers' expenses for payment of state and local taxes on the purchase, sale or delivery of the logging trailer.

(d) A reseller of the logging trailers set forth in the schedule in paragraph (a) in any of the territories or possessions of the United States is authorized to sell each logging trailer at a price not to exceed the applicable price established in paragraph (b) or (c), to which it may add, unless charged under paragraphs (b) or (c), a sum equal to the expense incurred by or charged to it for; payment of territorial and insular taxes on the purchase, sale or introduction of the truck; export premiums; boxing and crating for export purposes; marine insurance; and landing, wharfage and terminal operations; ocean freight; freight to port of embarkation; and inland territorial freight from the port of debarkation by the most direct route to resellers place of business.

(e) All requests not granted herein are denied.

(f) This order may be amended or revoked by the Administrator at any time.

(g) Order L-972 under Revised Maximum Price Regulation 136 is revoked.

This order shall be effective as of April 15, 1946.

Issued this 6th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7614; Filed, May 6, 1946; 4:44 p. m.]

[MPR 592, Order 23]

SAND AND GRAVEL IN DETROIT, MICH., AREA

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, filed with the Division of the Federal Register, and pursuant to Section 17 of Maximum Price Regulation No. 592; *It is ordered:*

(a) The manufacturer's maximum pit and delivered prices for sand and gravel produced from the sand and gravel deposits in the state of Michigan, commonly known as the "Utica-Rochester Area" and the "Northville Area," shall be as follows:

EAST SIDE OR UTICA–ROCHESTER PITS

Specifications	F.O.B. pits	Delivered into greater Detroit area
	Per cu. yd.	*Per cu. yd.*
Gravel 60/40	$1.10	$2.40
Sand	.90	1.80
Clear pebbles	1.55	2.50

WEST SIDE OR NORTHVILLE PITS

Specifications	F.O.B. pits	Delivered into greater Detroit area
	Per cu. yd.	*Per cu. yd.*
Gravel 60/40	$1.20	$2.15
Sand	1.00	1.45
Clear pebbles	1.70	2.65

(b) The "Greater Detroit Area" as used in this order means the counties of Wayne, Oakland and Macomb in the State of Michigan.

(c) Any reseller purchasing sand and gravel from any manufacturer who has modified his maximum prices in accordance with paragraph (a) above, may increase his maximum price, by a dollars-and-cents amount not exceeding his actual dollars-and-cents increase in cost resulting from the increase permitted the manufacturer in paragraph (a) above.

(d) The maximum prices specified in paragraph (a) above, are subject to discounts, allowances, and price differentials at least as favorable as those in effect during March 1942 to purchasers of the same class.

(e) Order No. G-9 under section 17 of Maximum Price Regulation 592, issued by the Cleveland Regional Office on April 3, 1946, is hereby revoked.

(f) All requests of the application not granted herein are denied.

(g) This order may be revoked or amended by the Office of Price Administration at any time.

This Order No. 23 shall become effective May 3, 1946.

Issued this 3d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7615; Filed, May 6, 1946; 4:44 p. m.]

[MPR 188, Amdt. 2 to Order 23]

HOUSEHOLD FURNITURE

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, filed with the Division of the Federal Register, and pursuant to § 1499.159b of Maximum Price Regulation No. 188, *It is ordered:*

Order No. 4800 under Maximum Price Regulation No. 188 is amended in the following respects:

1. The first sentence of section 2 (a) is amended to read as follows: "This order covers articles of wood household furniture, including upholstered furniture, and any other article listed in Appendix A, or belonging in categories listed in Appendix B or C, with the exception of any article whose maximum price was established under Order No. 4332 or Revised Order No. 4332, under Maximum Price Regulation No. 188 and certain articles listed in paragraph (b) of this section."

2. The last paragraph of section 2 (b) is amended to read as follows:

The word "you", as used in this order, means a manufacturer who makes a sale or delivery of an article covered by this order to a purchaser for resale or to another manufacturer. No adjustment of maximum prices on sales by a manufacturer to consumers is authorized.

3. Section 4 (a) is amended by adding a sentence at the end thereof to read as follows: "If you customarily sell your articles to other manufacturers, and do not have any customary or established uniform differentials to use in finding the appropriate cut-off point for sales to other manufacturers, your cut-off point to that class of purchasers is 13% less than the cut-off point listed in Appendix A."

4. The first sentence of section 4 (c) is amended by inserting the parenthetical phrase "(at least 60" in length)" after the word "buffet."

5. The last two sentences of section 5 (c) are amended to read as follows: "For this purpose 'maximum price' means the maximum price properly determined under Maximum Price Regulation No. 188 after all trade, quantity and other discounts (except cash discounts) have been deducted. If you have a customary or established dollar-and-cent differential for the same article in different finishes (not species of wood), hardwares, sizes or packing, or in the case of chairs in different types of seats (for example, all wood seats, slip seats, etc.), the 'maximum price' to which you apply the percentage permitted by this paragraph is your maximum price for the article in its lowest priced condition. Your customary or established differentials may then be added to the maximum price so adjusted. However, if you continue to adjust all of your maximum prices by no more than the 5 percent previously authorized by Order No. 1052 under Maximum Price Regulation No. 188, you may continue to compute your adjusted maximum prices in the manner provided by that order prior to its revocation, without regard to any contrary provisions contained in this section."

In figuring the amount by which you may increase your maximum price, fractions may be rounded to the nearest cent.

6. A new section 5 (d) is added to read as follows:

(d) *How to find the adjusted maximum prices for certain sets or suites.* You will use the rule in this paragraph to find your adjusted maximum price for a set or suite only if your maximum price for the particular set or suite is different from the total of the maximum prices of the individual pieces in the set or suite. To find your adjusted maximum price for such a set or suite, you use the following steps:

Step. 1. Find the adjusted maximum prices under paragraph (c) above for the individual pieces in the set or suite, and the total of those prices.

Step 2. Find the total of the properly established maximum prices, exclusive of all permitted increases, for the individual pieces in the set or suite.

Step 3. Find the percentage amount by which the total obtained in Step 1 exceeds the total obtained in Step 2. The resulting figure is the percentage amount of adjustment which you may apply to your properly established maximum price (exclusive of all permitted increases) for the set or suite.

7. The last sentence of "Step 2" in section 6 (a) (2) is amended to read as follows: "Your 'category fabric grade' is that last counted fabric grade or that grade of fabric in your line representing a cost bracket which includes $1.00 per yard of 54" fabric, whichever is higher."

8. The last two sentences of section 6 (c) are amended to read as follows: "For this purpose 'maximum price' means the maximum price properly determined under Maximum Price Regulation No. 188 after all trade, quantity, and other discounts (except cash discounts) have been deducted. If you have a customary or established dollar-and-cent differential for the same article in different upholstery constructions, filling materials, or tailoring extras (such as edgings, decorative nails, etc.), the 'maximum price' to which you apply the percentage permitted by this paragraph is your maximum price for the article in its lowest priced condition. Your customary or established differentials may then be added to the maximum price so adjusted. However, if you continue to adjust all of your maximum prices by no more than the 5 percent previously authorized by Order No. 1052 under Maximum Price Regulation No. 188, you may continue to compute your adjusted maximum prices in the manner provided by that order prior to its revocation, without regard to any contrary provision contained in this section."

In figuring the amount by which you may increase your maximum price, fractions may be rounded to the nearest cent.

9. A new section 6 (d) is added to read as follows:

(d) *How to find the adjusted maximum prices for certain sets or suites.* You will use the rule in this paragraph to find your adjusted maximum price for a set or suite only if your maximum price for the particular set or suite is different from the total of the maximum prices of the individual pieces in the set or suite. To find your adjusted maximum price for such a set or suite, you use the following steps:

Step. 1. Find the adjusted maximum prices under paragraph (c) above for the individual pieces in the set or suite, and the total of those prices.

Step 2. Find the total of the properly established maximum prices, exclusive of all permitted increases, for the individual pieces in the set or suite.

Step 3. Find the percentage amount by which the total obtained in Step 1 exceeds the total obtained in Step 2. The resulting figure is the percentage amount of adjustment which you may apply to your properly established maximum price (exclusive of all permitted increases) for the set or suite.

10. Section 9 (a) is amended to read as follows:

(a) If you adjust the maximum prices of all of your articles covered by this order by no more than the 5 percent previously authorized by Order No. 1052 under Maximum Price Regulation No. 188 you need not file any reports for those articles if you notify the Office of Price Administration, Washington, D. C., that you are not adjusting your maximum prices by more than five per cent and with respect to the particular article you had filed the report required by Order No. 1052 under Maximum Price Regulation No. 188 before its revocation. However, if you did not file a report under Order No. 1052 for the particular article, you must report items (1), (2), and (7) below, even though you do not adjust any of your maximum prices by more than 5 per cent. In any case, if you adjust any of your maximum prices by more than 5 per cent, you must comply with the reporting requirements set forth below in this section.

11. Section 10 (c) is amended by adding the following paragraphs at the end thereof:

If, in accordance with section 4 or 7 of Maximum Price Regulation No. 590 a wholesaler elects to sell an article at his "highest price charged during March 1942", instead of at the price found by applying his "category markup" to his "net cost", the "unadjusted maximum price" which must appear on the wholesaler's invoice for that article is the same as his selling price.

If, in accordance with section 3a of Maximum Price Regulation No. 590 a wholesaler adopts as his own the manufacturer's ceiling prices to a particular class of purchaser, the "unadjusted maximum price" which must appear on his invoice for the article is the same as the manufacturer's "unadjusted maximum price" for sales of that article to the same class of purchaser.

12. Section 11 is amended to read as follows:

SEC. 11. *Maximum prices of wholesalers whose sales are covered by the General Maximum Price Regulation; and of persons who resell commercial and institutional articles directly to the user.* A wholesaler who determines his maximum prices under the General Maximum Price Regulation, and any person who resells commercial or institutional furniture covered by this order directly to the user, finds his adjusted and unadjusted maximum price as follows:

(a) *Adjusted maximum prices.* (1) A seller who delivered or offered for delivery during March 1942 an article which meets the definition of "most comparable commodity" contained in § 1499.3 (a) of the General Maximum Price Regulation, except that it need not be currently offered for sale, shall find his adjusted maximum price according to the method and procedure set forth in that section by adding the same markup which he had on that comparable article to the total of:

(i) His supplier's unadjusted maximum price, as it appears on his purchase invoice, and

(ii) 80 percent of the dollar-and-cent difference between his supplier's unadjusted maximum price and the wholesaler's actual invoice cost.

A seller may make sales covered by the General Maximum Price Regulation, at prices at or below his adjusted maximum price computed in this way.

The determination of a maximum resale price in this way need not be reported to the Office of Price Administration. However, each seller must keep complete records showing all the information called for on OPA Form 620–759, with regard to how he determines his maximum resale price. These records shall be kept available for inspection by the Office of Price Administration, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(2) If a seller cannot determine his adjusted maximum price under (1), he shall apply to the Office of Price Administration for the establishment of his adjusted maximum price under § 1499.3 (c) of the General Maximum Price Regulation. The application shall, in addition to the information specifically required by that section, also give the following information:

(i) His supplier's unadjusted maximum price as it appears on his purchase invoice.

(ii) His actual invoice cost.

An adjusted maximum price established in this way will be in line with adjusted maximum prices established generally under this order for resellers of the same class.

(b) *Unadjusted maximum prices.* (1) A seller who delivered or offered for delivery during March 1942 an article which meets the definition of "most comparable commodity" contained in § 1499.3 (a) of the General Maximum Price Regulation, except that it need not be currently offered for sale, shall find his "unadjusted maximum price" according to the method and procedure set forth in that section by adding the same markup which he had on that comparable article to his supplier's unadjusted maximum price as it appears on his purchase invoice.

(2) If a seller cannot determine his unadjusted maximum price under (1), he shall, at the time he applies for an adjusted maximum price to the Office of Price Administration under paragraph (a) (2) of this section also apply for the establishment of an unadjusted maximum price. Unless such an unadjusted maximum price is established, he may not make sales of the article even though his adjusted maximum price is properly established.

13. Section 12 is amended to read as follows:

SEC. 12. *Maximum prices of retailers whose sales are covered by Maximum Price Regulation No. 580.* This section modifies the pricing provisions of Maximum Price Regulation No. 580 with respect to articles covered by this Order. Unless the context otherwise requires, the definitions in Maximum Price Regulation No. 580 apply to the terms used in this section.

If the retailer determines his maximum price in accordance with Maximum Price Regulation No. 580, his maximum price shall be the price which he computes in accordance with that regulation by using a "net cost" based upon his supplier's unadjusted maximum price, as it appears on his purchase invoice.

14. Section 14 (a) is amended to read as follows:

(a) A manufacturer who adjusts the maximum prices of all of his articles covered by this order by no more than the 5 per cent previously authorized by Order No. 1052 under Maximum Price Regulation No. 188 may continue to furnish invoices in the form required by Order No. 1052 under Maximum Price Regulation No. 188 before its revocation, except that his invoice must contain the notice set forth in paragraph (b) (8) of this section, instead of the notice formerly required by Order No. 1052. Where the manufacturer furnishes such an invoice, the manufacturer's "unadjusted maximum price" which wholesalers and retailers use as a basis for determining their resale prices under sections 10, 11, 12 or 13 is the price appearing on the invoice before the addition of the adjustment charges.

15. Section 14 (b) (3) is amended to read as follows:

(3) The model designation of the article and such other description as may be necessary to identify the article on his pricing records. In the case of upholstered furniture when sold by the manufacturer, the manufacturer shall show on the invoice an identification of the cover fabric, including his cover grade designation and a pattern number or name on the basis of which he can, from his records, identify his supplier and his supplier's pattern number or name for that fabric.

16. The description of the article in the listing of "Dining room furniture (suites)" in Appendix A is amended to read as follows:

Any piece of a dining-room suite or grouping having a buffet not less than 60" in length or a credenza not less than 54" in length for which the table, buffet or china closet and 6 chairs have a combined price below the cut-off point. (See sec. 4 (c))	$75.00

17. Appendix A is amended by the addition of the following article under "Bedroom furniture (odd pieces)":

Double-deck beds	$23.00

This amendment shall become effective on the 13th day of May 1946.

NOTE: The reporting and record-keeping requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 7th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7645; Filed, May 7, 1946; 11:51 a. m.]

[MPR 188, Order 4990]

MECHANICS HAND SERVICE TOOLS

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.159b of Maximum Price Regulation No. 188, It is ordered:

SECTION 1. *Purpose of this order.* This order, issued under Section 1499.159b specifies an interim price increase factor for manufacturers of mechanics' hand service tools and contains the specific pricing provisions which manufacturers and resellers are to follow in calculating their maximum prices for sales of the product.

SEC. 2. *What this order covers.* As used in this order, the term "mechanics' hand service tools" means the following manually operated tools which are covered by Maximum Price Regulation No. 188; auto mechanics tools, chisels, mechanics' hammers, pliers, punches, screw drivers, metal cutting snips and shears, wrenches and spanners including sockets and drivers, nail sets, metal tool cases and tool kits.

SEC. 3. *Manufacturer's maximum prices.* A manufacturer's adjusted maximum price for sales of a mechanic's hand service tool is the higher of the following amounts:

(a) His highest price in effect between October 1 and 15, 1941 for sales to each class of purchaser, increased by 5 percent.

(b) His maximum price for sales to each class of purchaser established under §§ 1499.153 through 1499.158 or § 1499.159c of Maximum Price Regulation No. 188 (exclusive of any adjustment charge heretofore granted), increased by 5 percent.

SEC. 4. *Interim maximum prices of purchasers for resale.* Resellers of an article which the manufacturer has sold at an adjusted maximum price determined under this order shall determine their maximum prices as follows:

(a) A reseller who had a properly established maximum price in effect before this order was issued for an article covered by this order may add to that maximum price an adjustment charge in the same dollar-and-cents amount as the adjustment authorized by this order for, and which he paid to, his supplier.

(b) A reseller who did not have a properly established maximum price in effect before this order was issued, shall first determine such a maximum price (exclusive of any adjustment charges), and to that price he may add an adjustment charge in the same dollar-and-cents amount as the adjustment authorized by this order for, and which he has paid to his supplier. To find his maximum price (exclusive of adjustment charges) for this purpose, the reseller shall add to his invoice cost, less the adjustment charge stated on that invoice, the same percentage mark-up which he has on the "most comparable article" for which he has a properly established maximum price. For this purpose, the "most comparable article" is one which meets all of the following tests:

(1) It belongs to the narrowest trade category which includes the article being priced.

(2) Both it and the article being priced were purchased from the same class of supplier.

(3) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage mark-up is applied.

(4) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a maximum price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620–759 with regard to how he determined his maximum price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(c) If the maximum resale price cannot be determined under the above methods, the reseller shall apply to the Office of Price Administration for the establishment of a maximum under § 1499.3 (c) of the General Maximum Price Regulation. Maximum prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

SEC. 5. *Invoices and price lists.* Every manufacturer or reseller making a sale to a purchaser for resale of an article at a maximum price which has been adjusted in accordance with section 3 (a) or 3 (b) of this order in the case of a manufacturer, or in accordance with section 4 (a) or 4 (b) in the case of any other seller, shall:

(a) Furnish an invoice for each sale on which the amount of the adjustment charge authorized by those sections is separately stated, or,

(b) Furnish a price list which separately states both his unadjusted maximum prices and his adjusted maximum prices as authorized by this order.

SEC. 6. *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's customary terms, discounts, allowances and other price differentials on sales to each class of purchaser.

SEC. 7. *Notification.* At the time of, or prior to, the first invoice to a purchaser for resale showing a maximum price determined in accordance with the terms of this order, the seller shall notify the purchaser in writing of the method established in section 4 for determining adjusted maximum prices for resale of mechanics' hand service tools covered by this order. This notice may be given in any convenient form.

SEC. 8. *Relationship of this order to Maximum Price Regulation No. 188 and the General Maximum Price Regulation.* The provisions of this order supersede the provisions of Maximum Price Regulation No. 188 and the General Maximum Price Regulation only to the extent that they are inconsistent with the provisions of those regulations.

SEC. 9. *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

SEC. 10. *Effective date.* This order shall become effective on the 7th day of May 1946.

NOTE: All reporting requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 7th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7646; Filed, May 7, 1946; 11:51 a. m.]

[MPR 188, Order 4991]

HAND CUTTING TOOLS

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.159b of Maximum Price Regulation No. 188, it is ordered:

SECTION 1. *Purpose of this order.* This order, issued under Section 1499.159b, specifies a price increase factor for hand cutting tools and contains the specific pricing provisions which manufaturers and resellers are to follow in calculating their maximum prices for sales of the product.

SEC. 2. *What this order covers.* This order applies to all sales of "hand cutting tools."

As used in this order the term "hand cutting tools" means the following manually operated tools which are covered by Maximum Price Regulation No. 188: auger bits, wood working drill points and bits used in hand braces and drills, hand braces and drills, wood boring tools, hand star drills and saws, including saw frames.

SEC. 3. *Manufacturers' maximum prices.* A manufacturer's adjusted maximum price for sales of hand cutting tools is the higher of the following amounts:

(a) His highest price in effect between October 1 and 15, 1941, for sales to each class of purchaser, increased by 17.3 percent.

(b) His maximum price for sales to each class of purchaser established under § 1499.153 through 1499.158 or §1499.159c of Maximum Price Regulation No. 188, (exclusive of any adjustment charge heretofore granted), increased by 17.3 percent.

SEC. 4. *Interim maximum prices of purchasers for resale.* Resellers of an article which the manufacturer has sold at an adjusted maximum price determined under this order shall determine their maximum prices as follows:

(a) A reseller who had a properly established maximum price in effect before this order was issued for an article covered by this order may add to that maximum price an adjustment charge in the same dollar-and-cents amount as the adjustment charge authorized by this order for, and which he paid to his supplier.

(b) A reseller who did not have a properly established maximum price in effect before this order was issued, shall first determine such a maximum price (exclusive of any adjustment charges), and to that price he may add an adjustment charge in the same dollar-and-cents amounts as the adjustment authorized by this order for, and which he has paid to, his supplier. To find his maximum price (exclusive of adjustment charges) for this purpose, the reseller shall add to his invoice cost, less the adjustment charge stated on that invoice, the same percentage mark-up which he has on the "most comparable article" for which he has a properly established maximum price. For this purpose, the "most comparable article" is one which meets all of the following tests:

(1) It belongs to the narrowest trade category which includes the article being priced.

(2) Both it and the article being priced were purchased from the same class of supplier.

(3) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage mark-up is applied.

(4) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a maximum price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620–759 with regard to how he determined his maximum price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(c) If the maximum resale price cannot be determined under the above methods the reseller shall apply to the Office of Price Administration for the establishment of a maximum price under § 1499.3 (c) of the General Maximum Price Regulation. Maximum prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

SEC. 5. *Invoices and price lists.* Every manufacturer or reseller making a sale to a purchaser for resale of an article at a maximum price which has been adjusted in accordance with sections 3 (a) or 3 (b) of this order in the case of a manufacturer, or in accordance with section 4 (a) or 4 (b) in the case of any other seller, shall:

(a) Furnish an invoice for each sale on which the amount of the adjustment

charge authorized by those sections is separately stated, or,

(b) Furnish a price list which separately states both his unadjusted maximum prices and his adjusted maximum prices as authorized by this order.

SEC. 6. *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's customary terms, discounts, allowances and other price differentials on sales to each class of purchaser.

SEC. 7. *Notification.* At the time of, or prior to, the first invoice to a purchaser for resale showing a maximum price determined in accordance with the terms of this order, the seller shall notify the purchaser in writing of the method established in section 4 for determining adjusted maximum prices for resales of hand cutting tools covered by this order. This notice may be given in any convenient form.

SEC. 8. *Relationship of this order to Maximum Price Regulation No. 188 and the General Maximum Price Regulation.* The provisions of this order supersede the provisions of Maximum Price Regulation No. 188 and the General Maximum Price Regulation only to the extent that they are inconsistent with the provisions of those regulations.

SEC. 9. *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

SEC. 10. *Effective date.* This order shall become effective on the 7th day of May 1946.

NOTE: All reporting requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 7th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7647; Filed, May 7, 1946; 11:51 a. m.]

Regional and District Office Orders.

[Region II Order G-3 Under SO 142]

MACHINERY AND EQUIPMENT, INDUSTRIAL; SAN FRANCISCO REGION

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in the accompanying opinion and under the authority vested in the Regional Administrator of the Office of Price Administration by the Emergency Price Control Act of 1942 as amended, and by Supplementary Order No. 142 as amended; *It is hereby ordered*, That:

(a) Order No. G-3 under Supplementary Order 142 issued March 8, 1946, and amended by Amendment No. 1 issued April 15, 1946, is hereby further amended by striking out paragraph (a) of said order as amended, and inserting in place thereof, the following:

(a) Maximum established prices of March 31, 1942 of Main Belting Company, 1241 Carpenter Street, Philadelphia, Pa., for stitched canvas belting may be increased by 11%.

(b) Except as hereby amended, Order No. G-3 under Supplementary Order No. 142 as amended by Amendment 1 shall remain the same and all provisions thereof shall remain applicable.

This amendment shall become effective immediately.

Issued this 1st day of May 1946.

LEO F. GENTNER,
Regional Administrator.

[F. R. Doc. 46-7533; Filed, May 3, 1946; 4:38 p. m.]

[Region IV Order G-7 Under RMPR 251]

PLUMBING SERVICES AND INSTALLED PLUMBING AND HEATING FIXTURES AND MATERIALS IN TAMPA AND HILLSBOROUGH COUNTY, FLA.

For the reasons set forth in the accompanying opinion and under the authority conferred upon the Regional Administrator for Region IV of the Office of Price Administration by section 9 of Revised Maximum Price Regulation 251, *It is ordered:*

1. This adopting order establishes dollars-and-cents ceiling prices for plumbing services and installed plumbing and heating fixtures and materials which ceiling prices are set forth in the Appendix following section 3.

2. This order covers ceiling prices for plumbing services and installed plumbing and heating fixtures and materials in Tampa and Hillsborough County, Florida.

3. All the provisions of Order No. G-2 (Basic Order No. 1) for Region IV, under section 9 of Revised Maximum Price Regulation 251, are adopted in this order and are just as much a part of this order as if included herein. If Regional Order No. G-2 (Basic Order No. 1) under section 9 of Revised Maximum Price Regulation 251 is amended in any respect, all the provisions as amended shall likewise, without further action, be a part of this order.

APPENDIX

Maximum prices of plumbing and heating services and sales of installed fixtures and materials. The maximum amount which may be charged for plumbing and allied services customarily performed in this area by plumbing and heating contractors shall be the "maximum hourly service rates" as provided in subparagraph (a) below, plus the maximum prices of plumbing fixtures, and materials as set forth in subparagraph (b) and (c) below:

(a) *Maximum hourly service charge.* The maximum hourly labor charge for plumbing and heating services shall be the straight time hourly rate set forth in Column A or the legal wages paid per hour multiplied by the mark-up in Column B, whichever is lower, together with any applicable overtime:

Types of labor service	Maximum hourly service rates	
	Column A: Straight time charges per hour	Column B [1]: Mark-up factor of legal wage rates paid
Master plumber	$2.75	$1.65
Journeyman plumber	2.75	1.65
Apprentice plumber	1.50	1.65
Helper or laborer	1.25	1.65

[1] In calculating the hourly service rate per hour in Column B, the resulting figure may be rounded to the nearest 25¢. In no instance, however, shall the resulting figure be in excess of the amount in Column A.

(b) *Maximum prices of installed plumbing and heating fixtures and materials.* The maximum amount which may be charged for any fixtures, involved in the process of repairing or installing as defined in this order shall not exceed the manufacturer's list retail price or the invoice cost of such fixture, plus a markup not in excess of 40% on cost, whichever is less. The maximum amount which may be charged for materials, as defined in this order shall not exceed the seller's cost plus a markup not in excess of 40%.

(c) *Maximum prices of sub-contracted work.* The amount which may be charged for any necessary sub-contracted work such as sheet metal work, pipe covering, plastering, painting and electrical work, incidental to the installation or repair of plumbing and heating shall not exceed the actual cost of such sub-contracted work plus a markup not in excess of 20% on cost.

This order may be revised, amended, revoked or modified at any time by the Office of Price Administration.

This order shall become effective April 22, 1946.

Issued April 12, 1946.

ALEXANDER HARRIS,
Regional Administrator.

[F. R. Doc. 46-7523; Filed, May 3, 1946; 4:36 p. m.]

[Region IV Order G-8 Under RMPR 251]

PLUMBING SERVICES AND INSTALLED PLUMBING AND HEATING FIXTURES AND MATERIALS IN DADE, BROWARD AND PALM BEACH COUNTIES, FLA.

For the reasons set forth in the accompanying opinion and under the authority conferred upon the Regional Administrator for Region IV of the Office of Price Administration by section 9 of Revised Maximum Price Regulation 251, *It is ordered:*

1. This adopting order establishes dollars-and-cents ceiling prices for plumbing services and installed plumbing and heating fixtures and materials which ceiling prices are set forth in the Appendix following section 3.

2. This order covers ceiling prices for plumbing services and installed plumbing and heating fixtures and materials in Dade, Broward and Palm Beach Counties, Florida.

3. All the provisions of Order No. G-2 (Basic Order No. 1) for Region IV, under section 9 of Revised Maximum Price Regulation 251, are adopted in this order and are just as much a part of this order as if included herein. If Regional Order No. G-2 (Basic Order No. 1) under section 9 of Revised Maximum Price Regulation 251 is amended in any respect, all the provisions as amended shall likewise, without further action, be a part of this order.

APPENDIX

Maximum prices of plumbing services and sales of installed plumbing fixtures and materials. The maximum amount which may be charged for plumbing and allied services customarily performed in this area by plumbing contractors shall be the "maximum hourly service rates" as provided in subparagraph (a) below, plus the maximum prices of the plumbing fixtures and materials as set forth in sub-paragraph (b) and (c) below:

(a) *The maximum hourly service rate.* The maximum hourly service established by this order shall be determined as follows:

Maximum Hourly Service Rates Straight Time Charges

Legal wage rates paid for journeyman, apprentice, helper or laborer:

Up to 68¢ inclusive	$1.00
69¢ to 88¢ inclusive	1.25
89¢ to $1.08 inclusive	1.50
$1.09 to $1.28 inclusive	2.00
$1.29 to $1.48 inclusive	2.25
$1.49 to $1.68 inclusive	2.50
$1.69 to $1.88 inclusive	2.75
$1.89 to $2.08 inclusive	3.00

(b) *Maximum prices of installed plumbing and heating fixtures and materials: fixtures.* The maximum amount which may be charged for any fixtures, involved in the process of repairing or installing, as defined in the Basic Order shall not exceed the manufacturer's list retail price or the invoice cost of such fixture plus a mark-up not in excess of 33⅓% on cost, whichever is less. Materials: The maximum amount which may be charged for materials, as defined in the Basic Order, shall not exceed the seller's cost plus a mark-up not in excess of 40% on cost.

(c) *Maximum prices of sub-contracted work.* The maximum amount which may be charged for any necessary sub-contracted work such as sheet metal work, pipe covering, plastering, painting and electrical work, etc., incidental to the installation or repair of plumbing shall not exceed the actual cost of such sub-contracted work plus a mark-up not in excess of 15% on cost.

This order may be revised, amended, revoked or modified at any time by the Office of Price Administration.

This order shall become effective April 22, 1946.

Issued April 12, 1946.

ALEXANDER HARRIS,
Regional Administrator.

[F. R Doc. 46-7524; Filed, May 3, 1946; 4:36 p. m.]

[Region VIII Order G-2 Under Gen. Order 68, Amdt. 1]

PONDEROSA PINE SCREEN DOORS IN SAN FRANCISCO REGION

An opinion accompanying this amendment has been issued simultaneously herewith.

Order No. G-2 under General Order No. 68 is amended in the following respects:

1. Item III of Appendix A is amended to read as follows:

III. Additions.
For 5" stiles and top rail, add $0.30 per door.
For doors having 14 x 18 mesh galvanized wire screen, add $0.06 per door.

2. Item III of Appendix B is amended to read as follows:

III. Additions.
For 5" stiles and top rail, add $0.30 per door.
For doors having 14 x 18 mesh galvanized wire screen, add $0.06 per door.

This amendment to Order No. G-2 shall become effective April 28, 1946.

Issued this 9th day of April 1946.

BEN C. DUNNIWAY,
Regional Administrator.

[F R. Doc. 46-7529; Filed, May 3, 1946; 4:38 p. m.]

[Jackson Order G-5 under Gen. Order 68]

HARD BUILDING MATERIALS IN YAZOO, MISS., TRADE AREA

For the reasons set forth in the accompanying opinion and under the authority vested in the District Director of the Jackson (Mississippi) District Office, Region IV, of the Office of Price Administration by General Order No. 68, issued by the Administrator of the Office of Price Administration in Region IV, Delegation Order No. 93, issued November 5, 1945, it is hereby ordered:

SECTION 1. *What this order covers.* This order covers all retail sales by any seller of commodities specified in this order delivered to a purchaser in the Yazoo Trade Area.

The "Yazoo Trade Area" for the purposes of this order consists of the following area: The counties of Yazoo, Humphreys and Holmes, in the State of Mississippi.

SEC. 2. *Definition of retail sales.* For the purposes of this order, a retail sale means a sale to an ultimate user, including, among others, commercial users, industrial users and contractors.

SEC. 3. *Description of items covered by this order.* This order covers the list of "hard building materials" set forth in the annexed table. Other related items may be added from time to time by amendment without reference being made to this section.

SEC. 4. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order. Except to the extent they are inconsistent with the provisions of this order, all other provisions of the General Maximum Price Regulation shall apply to sales covered by this order, and all purchasers of the same class shall be allowed their customary allowances, discounts, or other price differentials in effect in March 1942.

SEC. 5. *Maximum prices.* The maximum prices for building materials covered by this order are set forth in Table I, which is annexed to and made a part of this order.

SEC. 6. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of Table I which lists maximum prices fixed by this order in each of his places of business in the Yazoo Trade Area in a manner plainly visible to all purchasers.

SEC. 7. *Sales slips and records.* Every seller covered by this order, who has customarily given his customers a sales slip or other evidence of purchase, must continue to do so. Upon request from a customer such seller, regardless of previous custom, shall give the purchaser a receipt showing the date, name and address of the seller, the description of each item sold and the price received for it. If he customarily prepared his sales slips in more than one copy, he must keep for at least six months after delivery a duplicate copy of each sales slip delivered by him pursuant to this section.

For any sale of $50.00 or more each seller regardless of previous custom, must keep records showing at least the following:

(1) Name and address of buyer.
(2) Date of transaction.
(3) Place of delivery.
(4) Complete description of each item sold and price charged.

SEC. 8. *Amendment.* This order may be amended or revoked at any time by the Office of Price Administration.

This Order No. G-5 shall become effective April 26, 1946.

Issued this 22d day of April 1946.

WILLIAM E. HOLCOMB,
District Director.

TABLE I—HUMPHREYS, HOLMES AND YAZOO COUNTIES

Commodity and unit	Area ceiling price
Brick, common (shipped in); thousand	$22.00
Brick, face (shipped in); thousand	24.00
6 x 6 red quarry tile; square feet	.48
Mortar mix; sack	.75
Cement, portland; sack	.95
Cement, white; sack	2.75
Cement, keene; sack	2.00
Cement, high early strength; sack	1.00
Plaster, unfibered; sack	1.37
Plaster, fibered; sack	1.37
Plaster guaging; sack	1.62
Lime, hydrated 50-lb. bags; sack	.52
Lime finish; sack	.75
Gypsum wallboard 3/8"; M square feet	45.00
Insulation wallboard 1/2"; M square feet	55.00
Insulation wallboard 3/8"; M square feet	40.00
Insulation bevel plank 1/2"; M square feet	67.50
Standard hardboard 1/8"; M square feet	80.00
Tempered hardboard 1/8"; M square feet	110.00
Tempered hardboard 1/8", scored; M square feet	120.00
Beaverboard 3/16"; M square feet	40.00
Pulp wallboard, green or ivory 1/2"; M square feet	40.00
260-lb. Asphalt shingles, smooth; square	7.15
210-lb. Asphalt shingles, smooth; square	6.15
167-lb. Asphalt shingles, smooth; square	4.60
210-lb. Asphalt shingles, corduroy; square	6.15
167-lb. Asphalt shingles, corduroy square	4.60
90-lb. Asphalt slate surface roofing; square	2.55
55-lb. Asphalt roofing, smooth; square	2.00
45-lb. Asphalt roofing, smooth; square	1.55
35-lb. Asphalt roofing, smooth; square	1.25
30-lb. Asphalt felt; roll	2.55
15-lb. Asphalt felt; roll	2.55
20-lb. Rosin paper, red or blue; roll	1.10
3/4-lb. Deadening felt; roll	2.75
Roll brick siding; roll	4.00
Asbestos siding shingles; square	8.50
Dutch lap asbestos shingles; square	9.00
15" x 23" Full thick insulation batts; M square feet	65.00
5/16" Asbestos cement board; M square feet	90.00

Prices include delivery within the counties of Humphreys, Holmes and Yazoo.

[F. R. Doc. 46-7525; Filed, May 3, 1946; 4:36 p. m.]

[Region VIII Order G-24 Under SO 94]

Flameproof Canvas Tents in San Francisco Region

For the reasons set forth in the accompanying opinion and pursuant to authority conferred upon the Regional Administrator by sections 11 and 13 of Supplementary Order No. 94, it is ordered as follows:

(a) The maximum prices for sales of new flameproof canvas tents purchased from War Assets Corporation shall be:

Item	Maximum price to retailers	Maximum price to consumers
16 x 16 feet—Pyramidal, no fly	$31.25	$50.00
14 x 14 feet—Pyramidal, no fly	37.50	60.00
17 x 20 feet—Wall type with fly	75.00	90.00

(b) The prices to retailers are wholesale prices, f. o. b. seller's place of business and are subject to the usual wholesale trade terms and discounts. The prices to the ultimate consumer are retail prices at the seller's place of business and are subject to the usual retail trade terms and discounts.

(c) Sellers at retail must clearly post at the place where the tents are offered for sale the type of tent and its proper maximum price, or lower, as set forth in this order.

(d) This order shall apply to all sales made in the States of California, Washington, Nevada, Oregon, except Malheur County, and Arizona, except those portions of Coconino County and Mohave County, lying north of the Colorado River, and the following counties in the State of Idaho: Benewah, Bonner, Boundary, Clearwater, Kootenai, Latah, Lewis, Nez Perce, Shoshone and Idaho.

This order may be amended, corrected or revoked at any time.

This order shall become effective April 15, 1946.

Issued this 15th day of April 1946.

BEN C. DUNNIWAY,
Regional Administrator.

[F. R. Doc. 46-7530; Filed, May 3, 1946; 4:38 p. m.]

[Jackson Order G-6, Under Gen. Order 68]

Hard Building Materials in Greenwood, Miss., Trade Area

For the reasons set forth in the accompanying opinion and under the authority vested in the District Director of the Jackson (Mississippi) District Office, Region IV, of the Office of Price Administration by General Order No. 68, issued by the Administrator of the Office of Price Administration in Region IV, Delegation Order No. 93, issued November 5, 1945, it is hereby ordered:

SECTION 1. *What this order covers.* This order covers all retail sales by any seller of commodities specified in this order delivered to a purchaser in the Greenwood Trade Area.

The "Greenwood Trade Area" for the purposes of this order consists of the following area: The Counties of Tallahatchie, Grenada, Leflore, Carroll, Montgomery and Attala, in the State of Mississippi.

SEC. 2. *Definition of retail sales.* For the purposes of this order, a retail sale means a sale to an ultimate user, including, among others, commercial users, industrial users and contractors.

SEC. 3. *Description of items covered by this order.* This order covers the list of "hard building materials" set forth in the annexed table. Other related items may be added from time to time by amendment without reference being made to this section.

SEC. 4. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order. Except to the extent they are inconsistent with the provisions of this order, all other provisions of the General Maximum Price Regulation shall apply to sales covered by this order, and all purchasers of the same class shall be allowed their customary allowances, discounts, or other price differentials in effect in March, 1942.

SEC. 5. *Maximum prices.* The maximum prices for building materials covered by this order are set forth in Table I, which is annexed to and made a part of this order.

SEC. 6. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of Table I which lists maximum prices fixed by this order in each of his places of business in the Greenwood Trade Area in a manner plainly visible to all purchasers.

SEC. 7. *Sales slips and records.* Every seller covered by this order, who has customarily given his customers a sales slip or other evidence of purchase, must continue to do so. Upon request from a customer such seller, regardless of previous custom, shall give the purchaser a receipt showing the date, name and address of the seller, the description of each item sold and the price received for it. If he customarily prepared his sales slips in more than one copy, he must keep for at least six months after delivery a duplicate copy of each sales slip delivered by him pursuant to this section.

For any sale of $50.00 or more each seller regardless of previous custom, must keep records showing at least the following:

(1) Name and address of buyer.
(2) Date of transaction.
(3) Place of delivery.
(4) Complete description of each item sold and price charged.

SEC. 8. *Amendment.* This order may be amended or revoked at any time by the Office of Price Administration.

This Order No. G-6 shall become effective April 26, 1946.

Issued this 22d day of April 1946.

WILLIAM E. HOLCOMB,
District Director.

TABLE I—TALLAHATCHIE, GRENADA, LEFLORE, CARROLL, MONTGOMERY AND ATTALA COUNTIES

Commodity and unit	Area ceiling price
Brick, common (shipped in); thousand	$22 00
Brick, face (shipped in); thousand	30 00
Mortar mix; sack	.75
Cement, portland; sack	.85
Cement, white; sack	2 50
Cement, Keene; sack	2 25
Cement, high early strength; sack	1 00
Plaster, unfibered; sack	1 37
Plaster, fibered; sack	1 37
Plaster, gauging; sack	1 62
Plaster, moulding; sack	1 62
Lime, hydrated; 50-lb. bags; sack	.52
Lime, finish; sack	.75
Perforated gypsum lath 3/8" x 16" x 48"; M square feet	29 25
Perforated gypsum lath 1/2" x 16" x 48"; M square feet	31 25
Gypsum star liner board 1/2" x 24" x 80"; M square feet	39 25
Gypsum wallboard 1/2"; M square feet	50 00
Gypsum wallboard 3/8"; M square feet	45 00
Gypsum wallboard 1/4"; M square feet	40 00
Gyplap board sheathing 1/2"; M square feet	40 00
Insulation wallboard 1/2"; M square feet	50 00
Insulation wallboard 3/8"; M square feet	45 00
Standard hardboard 1/8"; M square feet	75 00
Tempered hardboard 1/8"; M square feet	100 00
Tempered hardboard, scored 1/8"; M square feet	120 00
Tempered hardboard, black 1/8"; M square feet	115 00
Beaverboard 5/16"; M square feet	45 00
Beaverboard 1/2"; M square feet	60 00
Beaverboard, scored 5/32"; M square feet	60 00
Pulp wallboard, green or ivory 1/4"; M square feet	40 00
Marlite tile board 1/8"; square foot	.35
210-lb. asphalt shingles, smooth; square	5 90
167-lb. asphalt shingles, smooth; square	4 60
210-lb. asphalt shingles, corduroy; square	6 00
167-lb. asphalt shingles, corduroy; square	4 60
90-lb. asphalt slate surface roofing; square	2 55
65-lb. asphalt roofing, smooth; square	2 05
45-lb. asphalt roofing, smooth; square	1 55
35-lb. asphalt roofing, smooth; square	1 25
30-lb. asphalt felt; roll	2 55
15-lb. asphalt felt; roll	2 55
30-lb. tarred felt; roll	2 55
15-lb. tarred felt; roll	1 10
20-lb. rosin paper, red or blue; roll	1 50
Slaters felt, roll	2 75
3/4-lb. deadening felt; roll	3 85
Roll brick siding; square	8 50
Asbestos siding shingles; square	9 00
American Colonial Asbestos Shingles; square	
15" x 23" full thick insulation batts; M square feet	70 00

Prices include delivery within the counties of Tallahatchie, Grenada, Leflore, Carroll, Montgomery and Attala.

[F. R. Doc. 46-7526; Filed, May 2 1946, 4:37 p. m.]

[Region V, Order G-13 Under 18 (c)]

Metal Wall Ties in Dallas County, Tex.

For the reasons set forth in the opinion issued simultaneously herewith and pursuant to the authority vested in the Regional Administrator of the Office of Price Administration by Section 18-c of Revised General Maximum Price Regulation, it is hereby ordered:

(a) *What this order does.* This order provides a method by which sellers may adjust their maximum prices on metal wall ties for retail sales made by establishments located in the area comprising Dallas County, Texas.

(b) *Definitions.* (1) "Metal wall tie", as used in this order, means a metal tie which is used to anchor brick or stone walls to the wooden frame work of a structure or building, commonly known to the construction industry as "metal wall tie."

(2) "Retail sales", as used in this order, means any sale of metal wall ties to the ultimate user or to a purchaser for resale on an installed basis.

(c) *Maximum prices.* Sellers, subject to this order, may establish their maximum prices for the retail sale of metal wall ties by adding $1.25 per one thousand ties to their legal maximum prices established under the provisions of the Revised General Maximum Price Regulation.

(1) This advance in prices applies to each gauge and size of metal wall ties; and in cases of sales of less than, or fractions of, one thousand ties, the same ratio as $1.25 per one thousand ties will apply.

(2) All sellers in adjusting their maximum prices under the provisions of this order must make all customary allowances, discounts and other price differentials which they were required to make under the provisions of the Revised General Maximum Price Regulation.

(d) *Invoicing and record keeping.* All sellers subject to this order must keep and preserve for examination by the Office of Price Administration all records they were required to keep and preserve under the provisions of sections 11 and 12 of the Revised General Maximum Price Regulation.

(e) *Enforcement.* Any person violating the provisions of this order is subject to the civil and criminal penalties including suits for triple damages provided for by the Emergency Price Control Act of 1942, as amended.

Persons who have any evidence of any violation of this order are urged to communicate with the Dallas, Texas District Office of the Office of Price Administration.

(f) Lower than the maximum prices, established herein, may be charged, paid or received.

(57 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; and E.O. 9328, 8 F.R. 4681)

Issued at Dallas, Texas, and effective this 25th day of April 1946.

W. A. ORTH,
Regional Administrator.

[F. R. Doc. 46-7527; Filed, May 8, 1946; 4:37 p. m.]

[Region VIII Order G-12 Under RMPR 122]

Southwest Washington Coals in Aberdeen-Hoquiam, Wash., Area

For the reasons set forth in the accompanying opinion and under the authority vested in the Regional Administrator of the Office of Price Administration by §§ 1340.259 and 1340.260 of Revised Maximum Price Regulation No. 122, it is hereby ordered:

(a) *What this order does.* (i) This order establishes adjusted maximum prices for sales of bituminous and subbituminous coal produced in Sub-District C, District 23 (Washington), and "delivered to the premises of the consumer" in the Aberdeen-Hoquiam area, or sold to a consumer f. o. b. a yard located in that area. These prices may not be increased to reflect increased mine prices, transportation, or other costs. Lower prices may be charged, paid, or offered. The provisions of Revised Maximum Price Regulation No. 122 shall continue to apply to all transactions covered by this order except as otherwise specifically provided for by the terms of this order. The maximum prices established by this order supersede those established under Revised Maximum Price Regulation No. 122 and need not be reported under § 1340.262 (c) thereof.

(ii) This order applies only to sales by retail dealers. Sales and deliveries from a mine or preparation plant, by a producer or agent remain subject to the provisions of Maximum Price Regulation No. 120.

(b) *Maximum prices.* (i) The adjusted maximum prices for sales described in paragraph (a) are as follows, the delivered prices being applicable to coal "delivered to the premises of the consumer":

Trade size and group	Sacked coal: F. o. b. yard per 100-lb. sack	Sacked coal: Delivered per ton	Bulk coal delivered per ton
Lump—1 through 5	$0.60	$12.20	$9.50
Range—6 through 10	.55	11.70	9.00
Nut—11 and 12	.55	11.45	8.75
Stoker—15 through 18	.50	10.70	8.00

(c) *Taxes.* A seller subject to this order may collect the Washington State sales tax in addition to the maximum prices established herein, provided he separately states such tax on his customer's invoice; and the amount of the Federal tax upon the transportation of property imposed by section 620 of the Revenue Act of 1942 actually paid or incurred by the seller, or an amount equal to the amount of such tax paid by any of his prior suppliers and separately stated and collected from the seller by the supplier from whom he purchased.

(d) *Definitions.* The following definitions apply to the words and phrases used in this order:

(1) "Delivered to the premises of the consumer" means delivered to the consumer's bin or other storage facility.

(2) "Ton" means 2,000 pounds net weight.

(3) "Sacked coal" means coal sacked before delivery to the purchaser by the seller in sacks furnished by the seller.

(4) "Aberdeen-Hoquiam Area" means the area lying within the corporate limits of the cities of Aberdeen and Hoquiam or within four miles thereof.

(5) "Sub-District C, District 23" means the area so designated by the Bituminous Coal Act of 1937, as amended.

(6) Other terms shall have the meanings set forth in Revised Maximum Price Regulation No. 122.

(e) *Posting of maximum prices, sales slips, and receipts.* (1) Every seller subject to this order shall post at his place of business in a manner plainly visible to and understandable by the purchasing public, all of the maximum prices established herein which are applicable to his sales, and shall keep a copy of this order available for examination by any person during ordinary business hours.

(2) Every seller making sales subject to this order shall give to each purchaser an invoice or sales slip showing the names and addresses of the seller and the buyer; the kind, type, quantity, and price of the bituminous or subbituminous coal sold; and such other charges, if any, which are required to be separately stated by other provisions of this order.

(f) This order may be revoked, amended or corrected at any time.

This order shall become effective April 21, 1946.

Issued this 12th day of April 1946.

BEN C. DUNIWAY,
Regional Administrator.

[F. R. Doc. 46-7528; Filed, May 3, 1946; 4:37 p. m.]

[Region VIII Order G-44 Under 3 (e)]

Imported Mexican Beer in San Francisco Region

For the reasons set forth in an accompanying opinion, and pursuant to the authority vested in the Regional Administrator by § 1499.3 (e) (2) of the General Maximum Price Regulation, it is ordered:

(a) *Purpose and applicability.* This order establishes maximum prices for sales at wholesale of Mexican beer in quantities of 12 32-oz. bottles. It applies to all of Region VIII.

(b) *Definitions.* (1) "Sales at wholesale" means sales to persons other than ultimate consumers.

(2) "Mexican beer" means any malt beverage manufactured in the Republic of Mexico including, for example, beer, ale, porter and stout.

(3) "Region VIII" means the States of California, Washington, Nevada, Oregon (except Malheur County), Arizona (except those portions of Coconino County and Mohave County lying north of the Colorado River), and the following counties of Idaho: Benewah, Bonner, Boundary, Clearwater, Idaho, Kootenai, Latah, Lewis, Nez Perce and Shoshone.

(c) *Maximum prices.* The maximum price for sale at wholesale of Mexican beer in quantities of 12 32-oz. containers to a class of purchasers is, in each case, the seller's maximum prices (exclusive of all deposit charges) for sales of the same brand of Mexican beer in quantities of 24 11- or 12-oz. containers to the same class of purchasers, multiplied by 1.26.

(d) *Deposit charges.* The maximum charge that the seller may make for a deposit on containers (including bottles,

cases, cartons, or other containers) is $1.00 per 12 32-oz. bottles.

This order shall become effective April 15, 1946.

Issued this 15th day of April 1946.

BEN C. DUNIWAY,
Regional Administrator.

[F. R. Doc. 46-7532; Filed, May 3, 1946; 4:38 p. m.]

[Region VIII Order G-25 Under SO 94]

DYNAMITE IN SAN FRANCISCO REGION

For the reasons set forth in the accompanying opinion and pursuant to authority vested in the Regional Administrator by sections 11 and 13 of Supplementary Order No. 94, *It is ordered* as follows:

(a) The maximum price for sales of dynamite purchased from the War Assets Corporation shall be:

	Maximum price
To ultimate users:	
In lots of 2,000 pounds or over.	$5.65 delivered per 100 pounds.
Less than 2,000 pounds.	$7.65 delivered per 100 pounds.

(b) To the above prices seller may add the exact amount of freight incurred, if any, for transportation from port of entry to seller's magazine or other place of business. In case of delivered sale outside seller's free delivery zone, actual freight or seller's customary delivery charge may be added.

(c) All prices are subject to customary trade terms, discounts and allowances.

(d) This order shall apply to all sales made in the States of California, Washington, Nevada, Oregon, except Malheur County, and Arizona, except those portions of Coconino County and Mohave County lying north of the Colorado River, and the following counties in the State of Idaho: Benewah, Bonner, Boundary, Clearwater, Lootenai, Latah, Lewis, Nez Perce, Shoshone, and Idaho.

This order shall become effective April 17, 1946.

Issued this 17th day of April 1946.

GUY B. KINSLEY,
Acting Regional Administrator.

[F. R. Doc. 46-7531; Filed, May 8, 1946; 4:38 p. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register April 29, 1946.

Region I

Augusta Order 3-F, Amendment 49, covering fresh fruits and vegetables in Portland, South Portland, and Westbrook. Filed 9:03 a. m.

Augusta Order 4-F, Amendment 16, covering fresh fruits and vegetables. Filed 9:04 a. m.

Augusta Order 5-F, Amendment 48, covering fresh fruits and vegetables in Bangor and Brewer. Filed 9:03 a. m.

Hartford Order 5-F, Amendment 53, covering fresh fruits and vegetables in Waterbury and Watertown. Filed 9:04 a. m.

Hartford Order 6-F, Amendment 53, covering fresh fruits and vegetables in the Hartford area. Filed 9:04 a. m.

Hartford Order 7-F, Amendment 53, covering fresh fruits and vegetables in the New Haven area. Filed 9:04 a. m.

Hartford Order 8-F, Amendment 53, covering fresh fruits and vegetables in the Bridgeport area. Filed 9:04 a. m.

Boston Order 1, Amendment 6, covering dry groceries sold by Groups 1 and 2 stores in Massachusetts except Dukes and Nantucket counties. Filed 9:07 a. m.

Boston Order 2-W, Amendment 6, covering dry groceries in Massachusetts except Dukes and Nantucket counties. Filed 9:07 a. m.

New England Order 7-F, Amendment 52, covering fresh fruits and vegetables in the Boston area. Filed 9:04 a. m.

New England Order 8-F, Amendment 48, covering fresh fruits and vegetables in certain defined areas in Massachusetts. Filed 9:05 a. m.

New England Order 9-F, Amendment 49, covering fresh fruits and vegetables in certain defined areas in Massachusetts. Filed 9:05 a. m.

New England Order 10-F, Amendment 47, covering fresh fruits and vegetables in certain defined areas in Massachusetts. Filed 9:05 a. m.

New England Order 11-F, Amendment 48, covering fresh fruits and vegetables in certain defined areas in Massachusetts. Filed 9:05 a. m.

New England Order 13-F, Amendment 29, covering fresh fruits and vegetables in the Brockton area. Filed 9:05 a. m.

New England Order 14-F, Amendment 10, covering fresh fruits and vegetables in cities and towns of Barnstable county, Massachusetts. Filed 9:05 a. m.

Providence Order 3-F, Amendment 51, covering fresh fruits and vegetables in the Providence, Rhode Island Metropolitan area. Filed 9:07 a. m.

Region II

Albany Order 13-F, Amendment 12, covering fresh fruits and vegetables in certain areas in New York. Filed 9:07 a. m.

Albany Orders 3-C and 6-O, covering poultry and eggs in Albany, Schenectady and Rensselaer counties. Filed 9:08 a. m.

Albany Order 3-C, Amendment 5, covering poultry in Albany, Schenectady and Rensselaer counties. Filed 9:08 a. m.

Buffalo Order 6-F, Amendment 12, covering fresh fruits and vegetables in Rochester, East Rochester, Fairport and Pittsford, New York. Filed 9:08 a. m.

Buffalo Order 8-F, Amendment 12, covering fresh fruits and vegetables in Allegany, Cattaraugas, Chautauqua, New York. Filed 9:08 a. m.

Buffalo Order 9-F, Amendment 8, covering fresh fruits and vegetables in certain areas in New York. Filed 9:08 a. m.

Buffalo Order 10-F, Amendment 4, covering fresh fruits and vegetables in certain areas in New York. Filed 9:09 a. m.

District of Columbia Order 6-F, Amendment 12, covering fresh fruits and vegetables in the Washington, D. C. area. Filed 9:09 a. m.

District of Columbia Order 15, Amendment 4, covering dry groceries in the Washington, D. C., area. Filed 9:09 a. m.

District of Columbia Order 7-W, Amendment 6, covering dry groceries in the Washington, D. C., area. Filed 9:09 a. m.

Newark Order 10-C, covering poultry in Mercer county, New Jersey. Filed 9:10 a. m.

Newark Order 11-C, covering poultry in Bergen, Essex, Hudson and Union counties and the Borough of North Plainfield, in Somerset county, New Jersey. Filed 9:10 a. m.

Philadelphia Order 13-F, Amendment 13, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 9:10 a. m.

Region IV

Atlanta Order 36-C, Amendment 5, covering poultry in the Atlanta-Decatur Metropolitan Trade area. Filed 9:15 a. m.

Birmingham Order 5-F, Amendments 28 and 29, covering fresh fruits and vegetables in Jefferson county, Alabama. Filed 9:15 a. m.

Birmingham Order 26-F, Amendment 28, covering fresh fruits and vegetables in Mobile county, Alabama. Filed 9:16 a. m.

Columbia Order 8-F, Amendment 25, covering fresh fruits and vegetables in the State of South Carolina. Filed 9:19 a. m.

Columbia Orders 23-C and 24-C, Amendment 6, covering poultry sold by Groups 1 and 2 and 3 and 4 stores in the South Carolina area. Filed 9:19 and 9:20 a. m.

Columbia Orders 25-C and 26-C, Amendment 6, covering poultry sold by Groups 1 and 2 and 3 and 4 stores in the South Carolina area. Filed 9:20 a. m.

Jackson Order 7-F, Amendment 28, covering fresh fruits and vegetables in certain counties in Mississippi. Filed 9:16 a. m.

Memphis Order 8-F, Amendments 23 and 25, covering fresh fruits and vegetables in the city of Memphis and county of Shelby, Tennessee. Filed 9:16 a. m.

Memphis Order 9-F, Amendment 9, covering fresh fruits and vegetables in the Memphis area except Shelby county. Filed 9:16 a. m.

Nashville Order 11-C, Amendment 17, covering poultry in Davidson county, Tennessee. Filed 9:17 a. m.

Nashville Order 47-O, Amendment 15, covering eggs in Davidson county, Tennessee. Filed 9:17 a. m.

Nashville Order 48-O, Amendment 14, covering eggs in Hamilton, Knox, Roane, and Anderson counties, Tennessee. Filed 9:17 a. m.

Raleigh Order 13-F, Amendment 24, covering fresh fruits and vegetables in certain counties in North Carolina. Filed 9:17 a. m.

Raleigh Order 14-F, Amendment 12, covering fresh fruits and vegetables in certain counties in North Carolina. Filed 9:17 a. m.

Richmond Order 7-F, Amendment 5, covering fresh fruits and vegetables in certain areas in Virginia. Filed 9:18 a. m.

Richmond Order 8-F, Amendments 16 & 26, covering fresh fruits and vegetables in certain areas in Virginia. Filed 9:18 a. m.

Richmond Order 13-F, Amendments 18 & 28, covering fresh fruits and vegetables in certain cities, counties, and towns in Virginia. Filed 9:18 a. m.

Richmond Order 14-F, Amendment 6, covering fresh fruits and vegetables in certain areas in Virginia. Filed 9:18 a. m.

Richmond Order 5-O, Amendment 10, covering eggs in certain counties, towns and the City of Richmond, Virginia. Filed 9:19 a. m.

Richmond Order 6-O, Amendment 5, covering eggs in the city of Roanoke and Roanoke county, Virginia. Filed 9:19 a. m.

Region VIII

Nevada Order 11-F, Amendment 18, covering fresh fruits and vegetables in Reno and Sparks, Nevada. Filed 9:10 a. m.

Nevada Order 12-F, Amendment 18, covering fresh fruits and vegetables in certain areas in Nevada. Filed 9:10 a. m.

Nevada Order 13-F, Amendment 18, covering fresh fruits and vegetables in certain areas in Nevada. Filed 9:11 a. m.

Nevada Order 14-F, Amendment 18, covering fresh fruits and vegetables in Baker, East Ely, Ely, Kimberly, Lund, McGill, Preston, Reiptown, and Ruth, Nevada. Filed 9:11 a. m.

Nevada Order 15-F, Amendment 18, covering fresh fruits and vegetables in Blue Diamond, Henderson, Las Vegas, North Las Vegas, Pittman, Sloan, and Whitney, Nevada. Filed 9:11 a. m.

Nevada Order 8-W, covering dry groceries in Reno and Sparks, Nevada. Filed 9:11 a. m.

Portland Order 31, Amendments 1 & 2, covering dry groceries in Jackson, Josephine, Klamath and Lake counties, Oregon. Filed 9:11 a. m.

Portland Order 32, Amendments 1 & 2, covering dry groceries in certain areas in Oregon. Filed 9:12 a. m.

Portland Oregon 33, Amendments 1 & 2, covering dry groceries in certain areas in Oregon. Filed 9:12 a. m.

Portland Order 34, Amendments 1 & 2, covering dry groceries in certain areas in Oregon. Filed 9:12 & 9:13 a. m.

Portland Order 35, Amendments 1 & 2, covering dry groceries in Coos, Curry, Douglas, Jackson, Josephine, Klamath, and Lake counties, Oregon. Filed 9:13 a. m.

Portland Order 4-W, Amendments 1 & 2, covering dry groceries in Southwestern Washington and Northwestern Oregon. Filed 9:13 a. m.

Portland Order 5-W, Amendments 1 & 2, covering dry groceries in certain areas in Oregon. Filed 9:14 a. m.

Portland Order 6-W, Amendments 1 & 2, covering dry groceries in Coos, Curry, Douglas, Jackson, Josephine, Klamath and Lake counties, Oregon. Filed 9:14 a. m.

San Francisco Order 44, Amendment 3, covering dry groceries in certain cities in California. Filed 9:06 a. m.

San Francisco Order 47, Amendment 3, covering dry groceries in certain counties in California. Filed 9:06 a. m.

San Francisco Order 9-C, Amendment 9, covering poultry in certain areas in California. Filed 9:06 a. m.

San Francisco Order 14, Amendment 13, covering dry groceries. Filed 9:15 a. m.

San Francisco Order W-1, Amendment 16, covering dry groceries. Filed 9:06 a. m.

Spokane Order 20-F, Amendment 13, covering fresh fruits and vegetables in certain areas of Spokane county, Washington and Kootenai count, Idaho. Filed 9:02 a. m.

Spokane Order 21-F, Amendment 13, covering fresh fruits and vegetables in certain areas of Shoshone and Kootenai counties, Idaho. Filed 9:02 a. m.

Spokane Order 22-F, Amendment 13, covering fresh fruits and vegetables in certain areas of Latah county, Idaho and Whitman county, Washington. Filed 9:02 a. m.

Spokane Order 23-F, Amendment 13, covering fresh fruits and vegetables in certain areas of Asotin county, Washington and Nez Perce county, Idaho. Filed 9:03 a. m.

Spokane Order 24-F, Amendment 12, covering fresh fruits and vegetables in certain areas of Columbia, Walla Walla, Benton and Franklin counties, Washington. Filed 9:03 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46-7547; Filed, May 6, 1946; 11:39 a. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register May 2, 1946.

Region I

Providence Order 3-F, Amendment 52, covering fresh fruits and vegetables in the Providence, Rhode Island, Metropolitan area. Filed 4:02 p. m.

Providence Order 3-F, Amendment 53, covering fresh fruits and vegetables in the Providence, Rhode Island, Metropolitan area. Filed 3:55 p. m.

Providence Order 4-F, Amendments 19 and 20, covering fresh fruits and vegetables in the State of Rhode Island excepting the Providence Metropolitan area and the Town of New Shoreham. Filed 3:55 and 3:56 p. m.

Region II

Philadelphia Order 13-F, Amendment 14, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 3:56 p. m.

Philadelphia Order 14-F, Amendment 13, covering fresh fruits and vegetables in the city and county of Philadelphia. Filed 3:56 p. m.

Philadelphia Order 15-F, Amendment 13, covering fresh fruits and vegetables in Bucks, Chester, Delaware and Montgomery counties, Pennsylvania. Filed 3:56 p. m.

Philadelphia Order 16-F, Amendment 13, covering fresh fruits and vegetables in Berks, Lehigh and Northampton, Pennsylvania, counties. Filed 3:56 p. m.

Philadelphia Orders 4-C and 26-O, covering poultry and eggs in Philadelphia, Delaware and Montgomery counties, Pennsylvania, and Camden county, New Jersey. Filed 3:57 and 3:58 p. m.

Philadelphia Orders 4-C & 26-O, covering poultry and eggs in Philadelphia, Delaware & Montgomery counties, Pennsylvania, and Camden county, New Jersey. Filed 3:58 & 4:02 p. m.

Philadelphia Order 41, Amendment 1, covering dry groceries in certain counties in Pennsylvania. Filed 3:57 p. m.

Philadelphia Order 1-W, covering dry groceries in certain counties in Pennsylvania. Filed 3:57 p. m.

Philadelphia Order 3-W, Amendment 2, covering dry groceries in certain counties in Pennsylvania. Filed 3:57 p. m.

Philadelphia Order 37, Amendment 2, covering dry groceries in certain counties in Pennsylvania. Filed 3:57 p. m.

Syracuse Order 4-C, covering poultry in certain areas in New York. Filed 3:58 p. m. & 3:59 p. m.

Syracuse Orders 5-C and 2-O, covering poultry and eggs in Broome & Tioga counties, New York. Filed 3:58 & 3:59 p. m.

Syracuse Order 51, Amendment 1, covering dry groceries sold for Groups 1 & 2 stores in certain counties, New York. Filed 3:58 p. m.

Region III

Indianapolis Order 14-F, Amendment 65, covering fresh fruits and vegetables in the counties of Marion, Vigo & Tippecanoe. Filed 4:00 p. m.

Indianapolis Order 15-F, Amendment 65, covering fresh fruits and vegetables in the counties of Wayne, Delaware & Allen. Filed 4:00 p. m.

Indianapolis Order 16-F, Amendment 65, covering fresh fruits and vegetables in the county of St. Joseph. Filed 3:51 p. m.

Indianapolis Order 17-F, Amendment 65, covering fresh fruits and vegetables in the county of Vanderburgh. Filed 3:51 p. m.

Region IV

Atlanta Order 16, Amendment 16, covering eggs in Zone 15. Filed 3:51 p. m.

Atlanta Order 18, Amendment 16, covering eggs in Zone 18. Filed 3:51 p. m.

Atlanta Order 20, Amendment 16, covering eggs in Zone 19. Filed 3:52 p. m.

Columbia Order 8-F, Amendment 26, covering fresh fruits and vegetables in the State of South Carolina. Filed 3:52 p. m.

Columbia Order 21, Amendment 4, covering dry groceries in the South Carolina area. Filed 3:53 p. m.

Columbia Order 22, Amendment 3, covering dry groceries in the South Carolina area. Filed 3:53 p. m.

Columbia Order 7-W, Amendment 4, covering dry groceries in the South Carolina area. Filed 3:53 p. m.

Columbia Order 27-O, Amendment 14, covering eggs in Richland and Lexington

counties, South Carolina. Filed 3:53 p. m.

Jackson Order 7–F, Amendment 29, covering fresh fruits and vegetables in certain counties in Mississippi. Filed 3:53 p. m.

Jacksonville Order 46, Amendments 1 & 2, covering dry groceries in certain counties in Florida. Filed 3:52 p. m.

Jacksonville Order 47, Amendments 1 & 2, covering dry groceries in certain counties in Florida. Filed 3:52 p. m.

Jacksonville Order 48, Amendments 1 & 2, covering dry groceries in certain counties in Florida. Filed 3:52 p. m.

Region V

Dallas Order 4–F, Amendment 40, covering fresh fruits and vegetables in Dallas county, Texas. Filed 3:53 p. m.

Dallas Order 6–F, Amendment 29, covering fresh fruits and vegetables in McLennan county, Texas. Filed 3:54 p. m.

Dallas Orders 4–C and 10–O, covering poultry and eggs in the cities of Dallas and University Park and town of Highland Park, Texas. Filed 3:54 and 3:55 p. m.

Dallas Orders 30 and 31, Amendments 2 and 3, covering dry groceries sold by Groups 1 and 2 stores. Filed 3:54 p. m.

Dallas Order 8–W, Amendment 2, covering dry groceries. Filed 3:55 p. m.

Fort Worth Order 13–F, Amendment 42, covering fresh fruits and vegetables in Tarrant county, Texas. Filed 4:00 p. m.

Fort Worth Order 19–F, Amendment 30, covering fresh fruits and vegetables in Taylor, Tom Green and Wichita counties, Texas. Filed 4:00 p. m.

Fort Worth Order 21–F, Amendment 27, covering fresh fruits and vegetables in Lubbock and Potter counties, Texas. Filed 4:00 p. m.

Little Rock Order 10–F, Amendment 42, covering fresh fruits and vegetables in Garland county, Arkansas. Filed 3:49 p. m.

Little Rock Order 12–F, Amendment 34, covering fresh fruits and vegetables in certain counties in Arkansas. Filed 3:49 p. m.

Little Rock Order 13–F, Amendment 34, covering fresh fruits and vegetables in certain counties in Arkansas and Bowie county, Texas. Filed 3:49 p. m.

Little Rock Order 14–F, Amendment 34, covering fresh fruits and vegetables in certain counties in Arkansas. Filed 3:49 p. m.

Little Rock Order 15–F, Amendment 34, covering fresh fruits and vegetables in certain counties in Arkansas. Filed 3:50 p. m.

Little Rock Orders 4–C and 4–O, covering poultry and eggs in Pulaski county, Arkansas. Filed 3:50 p. m.

Little Rock Orders 27 and 28, Amendments 2 and 1, covering dry groceries, for Groups 1 and 2 and 3 and 4 stores. Filed 3:50 p. m.

Little Rock Order 6–W, Amendment 2, covering dry groceries. Filed 3:50 p. m.

New Orleans Order 3–F, Amendment 40, covering fresh fruits and vegetables in Louisiana, Parishes of Orleans, St. Bernard and Jefferson except Grand Isle. Filed 3:51 p. m.

New Orleans Order 5–F, Amendment 31, covering fresh fruits and vegetables in the cities of Shreveport, Bossier City, Monroe and West Monroe. Filed 3:51 p. m.

New Orleans Order 6–F, Amendment 31, covering fresh fruits and vegetables in certain areas in Louisiana. Filed 3:47 p. m.

Region V

Oklahoma City Order 18, Amendment 2, covering dry groceries sold by Groups 1 and 2 stores. Filed 3:47 p. m.

Oklahoma City Order 19, Amendment 4, covering dry groceries sold by Groups 3A and 4A stores. Filed 3:47 p. m.

Oklahoma City Order 6–W, Amendment 2, covering dry groceries. Filed 3:48 p. m.

Oklahoma City Orders 2–C and 1–O, covering poultry and eggs in Oklahoma, Tulsa, and Muskogee counties, Oklahoma. Filed 3:47 and 3:48 p. m.

San Antonio Order 6–F, Amendment 40, covering fresh fruits and vegetables in Bexar county, Texas. Filed 3:48 p. m.

San Antonio Order 7–F, Amendment 40, covering fresh fruits and vegetables in Austin, Texas. Filed 3:49 p. m.

San Antonio Order 8–F, Amendment 40, covering fresh fruits and vegetables in Corpus Christi, Texas. Filed 3:49 p. m.

San Antonio Order 9–F, Amendment 29, covering fresh fruits and vegetables in Culberson, El Paso, Hudspeth and Presidio counties, Texas. Filed 3:49 p. m.

San Antonio Orders 6–C and 3–O, covering poultry and eggs in Bexar county, Texas. Filed 3:47 and 3:46 p. m.

St. Louis Order 4–F, Amendment 41, covering fresh fruits and vegetables in the city of St. Louis and county of St. Louis, Missouri. Filed 3:48 p. m.

St. Louis Orders 3–C and 2–O, covering poultry and eggs in the city of St. Louis and county of St. Louis, Missouri. Filed 3:48 p. m.

Region VI

Des Moines Order 4–F, Amendment 30, covering fresh fruits and vegetables in the Sioux City area. Filed 3:46 p. m.

Des Moines Order 5–F, Amendment 30, covering fresh fruits and vegetables in the Des Moines area. Filed 3:46 p. m.

Des Moines Order 6–F, Amendment 30, covering fresh fruits and vegetables in the Cedar Rapids area. Filed 3:46 p. m.

Des Moines Order 7–F, Amendment 30, covering fresh fruits and vegetables in the Davenport area. Filed 3:46 p. m.

Milwaukee Order 14–F, Amendment 1, covering fresh fruits and vegetables in certain counties in Wisconsin. Filed 3:45 p. m.

Milwaukee Order 15–F, Amendment 1, covering fresh fruits and vegetables in certain counties in Wisconsin. Filed 3:45 p. m.

Milwaukee Order 16–F, Amendment 1, covering fresh fruits and vegetables in certain counties in Wisconsin. Filed 3:45 p. m.

Milwaukee Order 17–F, Amendment 1, covering fresh fruits and vegetables in certain counties in Wisconsin. Filed 3:45 p. m.

Milwaukee Order 1–O, Amendment 16, covering eggs in Milwaukee county, Wisconsin. Filed 3:45 p. m.

Springfield Order 24–F, Amendment 8, covering fresh fruits and vegetables in certain counties in Illinois. Filed 3:46 p. m.

Region VIII

Arizona Order 24, Amendment 8, covering dry groceries in Southern Arizona area. Filed 4:01 p. m.

Phoenix Order 9–F, Amendment 38, covering fresh fruits and vegetables in the Arizona area. Filed 4:00 p. m.

Phoenix Order 9–F, Amendment 39, covering fresh fruits and vegetables in the Phoenix area. Filed 4:00 p. m.

Phoenix Order 10–F, Amendment 33, covering fresh fruits and vegetables in the Tucson area. Filed 4:00 p. m.

Phoenix Order 10–F, Amendment 34, covering fresh fruits and vegetables in the Tucson area. Filed 4:01 p. m.

Phoenix Order 10–F, Amendment 35, covering fresh fruits and vegetables in the Tucson area. Filed 4:01 p. m.

Phoenix Order 11–F, Amendments 32, 33, and 34, covering fresh fruits and vegetables in the Cochise area. Filed 4:01 p. m.

Phoenix Order 2–C, Amendments 11 and 12, covering poultry in certain areas in Arizona. Filed 4:02 p. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46–7548; Filed, May 6, 1946, 11:39 a. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register May 2, 1946.

Region I

New England Order 7–F, Amendment 53, covering fresh fruits and vegetables in the Boston area. Filed 10:39 a. m.

New England Order 8–F, Amendment 49, covering fresh fruits and vegetables in certain defined areas in Massachusetts. Filed 10:40 a. m.

New England Order 9–F, Amendment 50, covering fresh fruits and vegetables in certain defined areas in Massachusetts. Filed 10:40 a. m.

New England Order 10–F, Amendment 48, covering fresh fruits and vegetables in certain defined areas in Massachusetts. Filed 10:40 a. m.

New England Order 11–F, Amendment 49, covering fresh fruits and vegetables in certain defined areas in Massachusetts. Filed 10:40 a. m.

New England Order 13–F, Amendment 30, covering fresh fruits and vegetables in the Brockton area. Filed 10:40 a. m.

New England Order 14–F, Amendment 11, covering fresh fruits and vegetables in cities and town of Barnstable county, Massachusetts. Filed 10:40 a. m.

Concord Order 9–F, Amendment 53, covering fresh fruits and vegetables in Manchester, Nashua, Concord, Rochester, Somersworth, Dover, and Portsmouth. Filed 10:18 a. m.

Concord Order 10–F, Amendment 17, covering fresh fruits and vegetables in certain areas in New Hampshire. Filed 10:18 a. m.

Concord Order 11–F, Amendment 16, covering fresh fruits and vegetables in certain areas in New Hampshire. Filed 10:19 a. m.

Concord Order 12–F, Amendment 17, covering fresh fruits and vegetables in Coos county and certain towns in Grafton county. Filed 10:19 a. m.

Concord Order 17, Amendment 7, covering dry groceries sold by Group 1 and 2 stores in New Hampshire. Filed 10:19 a. m.

Concord Order 4–W, Amendment 7, covering dry groceries sold in the State of New Hampshire. Filed 10:19 a. m.

Hartford Order 3–W, Amendment 4, covering dry groceries. Filed 10:18 a. m.

Region II

Albany Order 13–F, Amendment 13, covering fresh fruits and vegetables in Albany, Cohoes, Rensselaer, Schenectady, Troy and Watervliet and the town of Green Island, New York. Filed 10:19 a. m.

Albany Order 3–C and 6–O, covering poultry and eggs in Albany, Schenectady and Rensselaer counties, New York. Filed 10:20 a. m.

Buffalo Order 6–F, Amendment 13, covering fresh fruits and vegetables in Rochester, East Rochester, Fairport and Pittsford, New York. Filed 10:47 a. m.

Scranton Order 5–F, Amendment 14, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 10:21 a. m.

Scranton Order 6–F, Amendment 13, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 10:22 a. m.

Scranton Order 3–C and 1–O, covering poultry and eggs in city of Scranton and Borough of Dunmore in Lackawanna county, Pennsylvania. Filed 10:23 a. m.

Scranton Orders 22 and 24, Amendment 2, covering dry groceries in certain counties in Pennsylvania. Filed 10:22 a. m.

Scranton Order 6–W, Amendment 2, covering dry groceries in certain counties in Pennsylvania. Filed 10:32 a. m.

Syracuse Orders 46 and 47, Amendment 2, covering dry groceries in certain counties in New York. Filed 10:33 a. m.

Syracuse Orders 49 and 50, Amendment 2, covering dry groceries in certain counties in New York. Filed 10:33 a. m.

Syracuse Orders 12–W and 13–W, Amendment 2, covering dry groceries in certain counties in New York. Filed 10:34 a. m.

Wilmington Order 5–F, Amendment 13, covering fresh fruits and vegetables in the State of Delaware. Filed 10:34 a. m.

Region III

Charleston Order 14–C, Amendment 5, covering poultry in all counties in West Virginia. Filed 10:34 a. m.

Region IV

Atlanta Order 7–W, Amendment 6, covering dry groceries in the Atlanta area. Filed 10:44 a. m.

Atlanta Order 39, Amendment 3, covering dry groceries in the Atlanta area. Filed 10:43 a. m.

Atlanta Order 40, Amendment 5, covering dry groceries in the Savannah area. Filed 10:43 a. m.

Atlanta Order 41, Amendment 4, covering dry groceries in the Savannah area. Filed 10:44 a. m.

Birmingham Order 6–F, Amendment 13, covering fresh fruits and vegetables in certain counties in the Birmingham area. Filed 10:44 a. m.

Birmingham Order 25–F, Amendment 11, covering fresh fruits and vegetables in certain counties in the Birmingham area. Filed 10:44 a. m.

Birmingham Order 28–F, Amendment 28, covering fresh fruits and vegetables in Houston county, Alabama. Filed 10:44 a. m.

Birmingham Order 29–F, Amendment 27, covering fresh fruits and vegetables in Dallas county, Alabama. Filed 10:45 a. m.

Birmingham Order 1–C, Amendment 22, covering poultry in certain areas in Alabama. Filed 10:45 a. m.

Jacksonville Order 14–F, Amendment 24, covering fresh fruits and vegetables in the city of Jacksonville, Florida. Filed 10:35 a. m.

Miami Order 5–F, Amendment 30, covering fresh fruits and vegetables in certain cities and towns in Florida. Filed 10:41 a. m.

Miami Order 6–F, Amendment 27, covering fresh fruits and vegetables in the Tampa Florida area. Filed 10:35 a. m.

Miami Order 6–F, Amendment 28, covering fresh fruits and vegetables in the Tampa Florida area. Filed 10:43 a. m.

Miami Order 8–O, Amendment 4, covering eggs in certain counties in Florida. Filed 10:37 a. m.

Miami Order 9–O, Amendment 4, covering eggs in certain counties in Florida. Filed 10:37 a. m.

Miami Order 10–O, Amendment 4, covering eggs in Broward and Collier counties, Florida. Filed 10:37 a. m.

Miami Order 11–O, Amendment 4, covering eggs in Monroe county, Florida. Filed 10:38 a. m.

Miami Order 12–O, Amendment 9, covering eggs in certain areas in Florida. Filed 10:38 a. m.

Miami Order 7–C, Amendment 5, covering poultry in Hernando county, Florida. Filed 10:36 a. m.

Miami Order 8–C, Amendment 5, covering poultry in certain counties in Florida. Filed 10:36 a. m.

Miami Order 9–C, Amendment 5, covering poultry in Broward, Collier and Monroe counties, Florida. Filed 10:36 a. m.

Miami Order 10–C, Amendment 5, covering poultry in Hernando county, Florida. Filed 10:36 a. m.

Miami Order 11–C, Amendment 5, covering poultry in certain counties in Florida. Filed 10:37 a. m.

Miami Order 12–C, Amendment 5, covering poultry in Broward, Collier and Monroe counties, Florida. Filed 10:37 a. m.

Miami Order 13–C, Amendment 3, covering poultry in Dade county, Florida. Filed 10:37 a. m.

Miami Order 9, Amendment 3, covering dry groceries in Dade, Broward, Hillsborough, and Pinellas counties, Florida. Filed 10:36 a. m.

Miami Order 5–W, Amendment 3, covering dry groceries in Dade, Broward, Hillsborough and Pinellas counties, Florida. Filed 10:38 a. m.

Raleigh Order 13–F, Amendment 25, covering fresh fruits and vegetables in certain counties in North Carolina. Filed 10:45 a. m.

Raleigh Order 14–F, Amendment 13, covering fresh fruits and vegetables in certain areas in North Carolina. Filed 10:46 a. m.

Raleigh Order 11–C, Amendment 10, covering poultry in certain counties in North Carolina. Filed 10:46 a. m.

Raleigh Order 12–C, Amendment 10, covering poultry in Macklenburg county, North Carolina. Filed 10:46 a. m.

Region V

Dallas Order 4–F, Amendment 39, covering fresh fruits and vegetables in Dallas county, Texas. Filed 10:38 a. m.

Fort Worth Orders 5–C and 1–O, covering poultry and eggs in Tarrant county, Texas. Filed 10:29 a. m.

Kansas City Order 4–F, Amendment 41, covering fresh fruits and vegetables in Johnson and Wyandotte counties, Kansas; Jackson county, Missouri and the city of North Kansas City, Missouri. Filed 10:47 a. m.

Kansas City Order 9–F, Amendment 25, covering fresh fruits and vegetables in Buchanan county, Missouri. Filed 10:48 a. m.

Kansas City Order 10–F, Amendment 25, covering fresh fruits and vegetables in Greene county, Missouri. Filed 10:48 a. m.

Kansas City Order 11–F, Amendment 25, covering fresh fruits and vegetables in Jasper county, Missouri. Filed 10:48 a. m.

Kansas City Orders 9–C and 11–O, covering poultry and eggs in Johnson and Wyandotte, Kansas; City of North Kansas City, Jackson and Buchanan counties, Missouri. Filed 10:48 a. m.

Kansas City Orders 10–C and 12–O, covering poultry and eggs in Greene and Jasper counties, Missouri. Filed 10:49 a. m.

St. Louis Order 26, Amendment 1, covering dry groceries sold by Groups 1 and 2 stores. Filed 10:29 a. m.

St. Louis Order 27, Amendment 1, covering dry groceries sold by Groups 1 and 2 stores. Filed 10:30 a. m.

St. Louis Order 28, Amendment 1, covering dry groceries sold by Groups 3 and 4 stores. Filed 10:46 a. m.

St. Louis Order 7–W, Amendment 1, covering dry groceries. Filed 10:46 a. m.

St. Louis Order 8–W, Amendment 1, covering dry groceries. Filed 10:46 a. m.

Region VI

Des Moines Order 4–F, Amendment 29, covering fresh fruits and vegetables in certain counties in Iowa and the city of South Sioux City, Nebraska. Filed 10:23 a. m.

Des Moines Order 5–F, Amendment 29, covering fresh fruits and vegetables in certain areas in Iowa. Filed 10:23 a. m.

Des Moines Order 6–F, Amendment 29, covering fresh fruits and vegetables in certain counties in Iowa. Filed 10:24 a. m.

Des Moines Order 7–F, Amendment 29, covering fresh fruits and vegetables in certain counties in Iowa and the cities of Moline, East Moline, Rock Island, Silvis and Milan in Illinois. Filed 10:24 a. m.

Des Moines Order 1–C, Amendment 1, covering poultry in Des Moines, West Des Moines and Marshalltown cities in Iowa. Filed 10:25 a. m.

Des Moines Order 2–C, Amendment 1, covering poultry in cities of Council Bluffs and Sioux City, Iowa. Filed 10:25 a. m.

Des Moines Order 3–C, Amendment 1, covering poultry in the cities of Fort Dodge and Mason City, Iowa. Filed 10:25 a. m.

Des Moines Order 4–C, Amendment 1, covering poultry in certain cities in Iowa. Filed 10:28 a. m.

Des Moines Order 1–O, Amendment 24, covering eggs in Des Moines, West Des Moines and Marshalltown cities, Iowa. Filed 10:28 a. m.

Des Moines Order 2–O, Amendment 20, covering eggs in the cities of Council Bluffs and Sioux City, Iowa. Filed 10:28 a. m.

Des Moines Order 3–O, Amendment 20, covering eggs in the cities of Fort Dodge and Mason city, Iowa. Filed 10:29 a. m.

Des Moines Order 4–O, Amendment 20, covering eggs in certain cities in Iowa. Filed 10:29 a. m.

Des Moines Order 25, Amendment 3, covering dry groceries in Iowa except Lyon and Osceola counties. Filed 10:24 a. m.

Milwaukee Order 7, Amendment 3, covering dry groceries in Milwaukee county and the cities of Racine and Kenosha, Wisconsin. Filed 10:47 a. m.

Milwaukee Order 7–W, Amendment 3, covering dry groceries in Milwaukee county and the cities of Racine and Kenosha, Wisconsin. Filed 10:47 a. m.

Omaha Order 15–F, Amendment 15, covering fresh fruits and vegetables in certain counties in Nebraska and the city of Council Bluffs, Iowa. Filed 10:47 a. m.

Omaha Order 16–F, Amendment 15, covering fresh fruits and vegetables in certain counties in Nebraska. Filed 10:30 a. m.

Omaha Order 17–F, Amendment 15, covering fresh fruits and vegetables in certain counties in Nebraska. Filed 10:30 a. m.

Peoria Order 19–F, Amendment 13, covering fresh fruits and vegetables in certain counties in Illinois. Filed 10:31 a. m.

Peoria Order 16–F, Amendment 13, covering fresh fruits and vegetables in certain counties in Illinois. Filed 10:30 a. m.

Peoria Order 17–F, Amendment 13, covering fresh fruits and vegetables in certain counties in Illinois. Filed 10:30 a. m.

Peoria Order 18–F, Amendment 13, covering fresh fruits and vegetables in certain counties in Illinois. Filed 10:31 a. m.

Region VIII

Nevada Order 5–C and 6–C, Amendments 13 and 3, covering poultry in Washoe county, Nevada. Filed 10:49 a. m.

Nevada Orders 7–C and 8–C, Amendments 13 and 3, covering poultry in certain counties in Nevada. Filed 10:49 a. m.

Nevada Orders 9–C and 10–C, Amendments 13 and 3, covering poultry in Clark, Elko, Eureka, Lincoln and White Pine counties, Nevada. Filed 10:39 a. m.

Nevada Order 9–O, Amendment 8, covering eggs in certain counties in Nevada. Filed 10:39 a. m.

Nevada Order 11–O, Amendment 8, covering eggs in Elko, Eureka, Lincoln, and White Pine counties. Filed 10:39 a. m.

Nevada Order 13–O, Amendment 8, covering eggs in Clark county, Nevada. Filed 10:39 a. m.

Phoenix Order 9–F, Amendment 37, covering fresh fruits and vegetables in the Phoenix area. Filed 10:39 a. m.

Portland Order 32–F, Amendment 24, covering fresh fruits and vegetables in certain areas in Oregon. Filed 10:31 a. m.

Portland Order 33–F, Amendment 24, covering fresh fruits and vegetables in the Roseburg, Grants Pass, Ashland, Lakeview, Oregon area. Filed 10:31 a. m.

Portland Order 34–F, Amendment 23, covering fresh fruits and vegetables in the Astoria, Coos Bay, Oregon area. Filed 10:31 a. m.

Portland Order 35–F, Amendment 24, covering fresh fruits and vegetables in the Florence, Reedsport, Coquille, Oregon area. Filed 10:31 a. m.

Portland Order 36–F, Amendment 24, covering fresh fruits and vegetables in the cities of Bend and Pendleton, Oregon. Filed 10:32 a. m.

Portland Order 37–F, Amendment 24, covering fresh fruits and vegetables in the La Grande, Baker, Redmond, Heppner, Oregon area. Filed 10:32 a. m.

Portland Order 38–F, Amendment 24, covering fresh fruits and vegetables in the Haines, Wallowa, Enterprise, Oregon area. Filed 10:32 a. m.

Portland Order 39–F, Amendment 24, covering fresh fruits and vegetables in the Albany, Corvallis, Eugene, Oregon area. Filed 10:32 a. m.

Portland Order 42–F, Amendment 25, covering fresh fruits and vegetables in certain areas in Oregon. Filed 10:32 a. m.

Portland Order 43–F, Amendment 4, covering fresh fruits and vegetables in certain areas in Oregon. Filed 10:32 a. m.

Copies of any of these orders may be obtained from the OPA office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46–7549; Filed, May 6, 1946; 11:39 a. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51, were filed with the Division of the Federal Register May 3, 1946.

Region VI

Green Bay Order 7–W and 20, Amendment 2, covering dry groceries in certain areas in Wisconsin. Filed 3:02 p. m.

Green Bay Order 9–W and 22, Amendment 2, covering dry groceries in certain counties in Wisconsin. Filed 3:02 p. m.

Milwaukee Order 14–F, covering fresh fruits and vegetables in certain counties in Wisconsin. Filed 3:01 p. m.

Milwaukee Order 15–F, covering fresh fruits and vegetables in certain counties in Wisconsin. Filed 3:02 p. m.

Milwaukee Order 16–F, covering fresh fruits and vegetables in certain counties in Wisconsin. Filed 3:02 p. m.

Milwaukee Order 17–F, covering fresh fruits and vegetables in certain counties in Wisconsin. Filed 3:03 p. m.

Omaha Order 9–W and 30, Amendment 3, covering dry groceries. Filed 3:03 p. m.

Omaha Order 10–W and 31, Amendment 3, covering dry groceries. Filed 3:03 p. m.

Omaha Order 32, Amendment 3, covering dry groceries sold by Group 1 and 2 stores in certain Nebraska counties. Filed 3:03 p. m.

Peoria Order 1–C, Amendment 6, covering poultry in certain counties in Illinois. Filed 3:01 p. m.

Sioux Falls Order 5–F, Amendment 13, covering fresh fruits and vegetables in the county of Minnehaha, South Dakota. Filed 3:01 p. m.

Sioux Falls Order 6–F, Amendment 1, covering fresh fruits and vegetables in certain counties in South Dakota, Minnesota and Dyon and Osceola counties Iowa. Filed 3:03 p. m.

Sioux Falls Order 7–F, Amendment 1, covering fresh fruits and vegetables in certain counties in South Dakota. Filed 3:04 p. m.

Region VII

Albuquerque Order 8–F, Amendment 56, covering fresh fruits and vegetables in the Albuquerque area. Filed 3:06 p. m.

Albuquerque Order 42, Amendment 9, covering dry groceries in the Northwestearn Central and Extreme Southwestern New Mexico area. Filed 3:07 p. m.

Albuquerque Order 43, Amendment 9, covering dry groceries in certain areas in New Mexico. Filed 3:07 p. m.

Albuquerque Order 44, Amendment 9, covering dry groceries in the Southern and Eastern New Mexico area. Filed 3:07 p. m.

Albuquerque Order 9–W, Amendment 15, covering dry groceries in certain areas in New Mexico. Filed 3:07 p. m.

Denver Order 4–F, Amendments 40 and 41, covering fresh fruits and vegetables in the Denver area. Filed 3:04 p. m.

Denver Order 5–F, Amendments 40 and 41, covering fresh fruits and vegetables in the Pueblo area. Filed 3:04 p. m.

Denver Order 6–F, Amendments 40 and 41, covering fresh fruits and vegetables in the Colorado Springs and Manitou area. Filed 3:05 p. m.

Denver Order 7–F, Amendments 40 and 41, covering fresh fruits and vegetables in the Boulder, Fort Collins, Greeley area. Filed 3:05 p. m.

Denver Order 8–F, Amendments 9 and 10 covering fresh fruits and vegetables in the Trinidad area. Filed 3:05 p. m.

Denver Order 9–F, Amendments 3 and 4, covering fresh fruits and vegetables in the Grand Junction area. Filed 3:05 and 3:06 p. m.

Denver Order 1–O, Amendment 5, covering eggs sold by Groups 1 and 2 stores in the Colorado egg area No. 7. Filed 3:06 p. m.

Denver Order 2–O, Amendment 5, covering eggs sold by Groups 1 and 2 stores in the Colorado egg area No. 8. Filed 3:06 p. m.

Denver Order 3–O, Amendment 5, covering eggs sold by Groups 1 and 2 stores in the Colorado egg area No. 10. Filed 3:06 p. m.

Denver Order 4–O, Amendment 5, covering eggs sold by Groups 1 and 2 stores in the Colorado egg area No. 13. Filed 3:06 p. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46–7550; Filed, May 6, 1946; 11:39 a. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 71 were filed with the Division of the Federal Register May 3, 1946.

Region X

Hawaii Order 5, covering fresh fruits and vegetables imported from the Mainland. Filed 9:55 a. m.

Hawaii Order 6, covering fresh fruits and vegetables imported from the Mainland. Filed 9:56 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R Doc. 46–7618; Filed, May 6, 1946; 4:45 p. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register May 3, 1946.

Region I

Concord Order 9–F, Amendment 54, covering fresh fruits and vegetables in Manchester, Nashua, Concord, Rochester, Somersworth, Dover, Portsmouth. Filed 10:21 a. m.

Montpelier Order 2–F, Amendment 49, covering fresh fruits and vegetables in certain areas in Vermont. Filed 10:17 a. m.

Montpelier Order 2–F, Amendments 50, 51, and 52, covering fresh fruits and vegetables in certain areas in Vermont. Filed 10:17 a. m.

Montpelier Order 3–F, Amendment 21, covering fresh fruits and vegetables in certain areas in Vermont. Filed 10:17 a. m.

Montpelier Order 3–F, Amendment 22, covering fresh fruits and vegetables. Filed 10:18 a. m.

Montpelier Order 15, Amendments 5 and 6, covering dry groceries in the State of Vermont. Filed 10:18 a. m.

Montpelier Order 2–W, Amendment 5 and 6, covering dry groceries in the State of Vermont. Filed 10:18 a. m.

Montpelier Order 1–C, Amendment 10, covering poultry in the State of Vermont. Filed 10:18 a. m.

New England Order 12–F, Amendment 9, covering fresh fruits and vegetables in certain defined areas in Massachusetts. Filed 10:03 a. m.

Region II

Albany Order 13–F, Amendment 14, covering fresh fruits and vegetables in the cities of Albany, Cohoes, Rensselaer, Schenectady, Troy and Watervliet and the town of Green Island, New York. Filed 10:21 a. m.

Albany Order 3–C and 6–O, covering poultry and eggs in Albany, Schenectady, and Rensselaer counties, New York. Filed 10:22 a. m.

Newark Order 8–F, Amendment 15, covering fresh fruits and vegetables in certain areas in New Jersey. Filed 10:21 a. m.

Newark Order 9–F, Amendment 14, covering fresh fruits and vegetables in certain counties in New Jersey and the Borough of North Plainfield in Somerset county, New Jersey. Filed 10:21 a. m.

New York Order 14–F, Amendment 13, covering fresh fruits and vegetables in the Five Boroughs of New York city. Filed 10:02 a. m.

New York Order 15–F, Amendment 13, covering fresh fruits and vegetables in Nassau and Westchester counties, New York. Filed 10:02 a. m.

New York Order 16–F, Amendment 13, covering fresh fruits and vegetables in Dutchess, Orange, Putnam, Rockland, Suffolk and Ulster counties, New York. Filed 10:02 a. m.

Pittsburgh Order 9–F, Amendments 13 and 14, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 10:20 a. m.

Pittsburgh Order 10–F, Amendment 13, covering fresh fruits and vegetables in Allegheny county, Pennsylvania. Filed 10:20 a. m.

Pittsburgh Order 11–F, Amendments 12 and 13, covering fresh fruits and vegetables in Erie and Warren county, Pennsylvania. Filed 10:20 a. m.

Pittsburgh Order 12–F, Amendment 13, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 10:21 a. m.

Region III

Charleston Order 7–F, Amendment 61, covering fresh fruits and vegetables in certain areas in West Virginia. Filed 10:01 a. m.

Charleston Order 9–F, Amendment 61, covering fresh fruits and vegetables in Cabell county and the city of Huntington in Wayne county, West Va. Filed 10:00 a. m.

Charleston Order 10–F, Amendment 61, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 10:00 a. m.

Charleston Order 11–F, Amendment 61, covering fresh fruits and vegetables in Berkeley, Jefferson and Morgan counties, West Virginia. Filed 10:01 a. m.

Charleston Order 15–F, Amendment 58, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 10:01 a. m.

Charleston Order 16–F, Amendment 58, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 10:01 a. m.

Charleston Order 17–F, Amendment 57, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 10:02 a. m.

Cincinnati Order 12–F, Amendment 10, covering fresh fruits and vegetables in Franklin county, Ohio. Filed 10:02 a. m.

Cincinnati Order 13–F, Amendment 10, covering fresh fruits and vegetables in certain counties in Ohio. Filed 10:03 a. m.

Cincinnati Order 14–F, Amendment 10, covering fresh fruits and vegetables in Hamilton county, Ohio, and Kenton and Campbell counties, Kentucky. Filed 10:03 a. m.

Cincinnati Order 15–F, Amendment 10, covering fresh fruits and vegetables in certain areas in Ohio. Filed 10:03 a. m.

Cleveland Order 3–F, Amendment 45, covering fresh fruits and vegetables in certain areas in Ohio. Filed 10:04 a. m.

Cleveland Order 3–F, Amendment 58, covering fresh fruits and vegetables in Mahoning and Trumbull counties, Ohio. Filed 10:00 a. m.

Cleveland Order 4–F, Amendment 39, covering fresh fruits and vegetables in certain areas in Ohio. Filed 10:04 a. m.

Cleveland Order 4–F, Amendment 58, covering fresh fruits and vegetables in Stark and Summit counties, Ohio. Filed 9:59 a. m.

Cleveland Order 6–F, Amendment 23, covering fresh fruits and vegetables in Cuyahoga county, Ohio. Filed 10:04 a. m.

Cleveland Order 7–F, Amendment 23, covering fresh fruits and vegetables in certain counties in Ohio. Filed 10:04 a. m.

Cleveland Order F–1, Amendment 58, covering fresh fruits and vegetables in Cuyahoga county, Ohio. Filed 9:59 a. m.

Cleveland Order 4–O, Amendment 15, covering eggs in certain counties in Ohio. Filed 10:05 a. m.

Cleveland Order 5–O, Amendment 15, covering eggs in certain counties in Ohio. Filed 10:05 a. m.

Region IV

Jacksonville Order 14–F, Amendments 25 and 26, covering fresh fruits and vegetables in the city of Jacksonville, Florida. Filed 10:05 and 10:06 a. m.

Jacksonville Order 15–F, Amendment 1, covering fresh fruits and vegetables in the city of Pensacola, Florida. Filed 10:00 a. m.

Memphis Order 8–F, Amendment 26, covering fresh fruits and vegetables in the county of Shelby, Tennessee. Filed 10:14 a. m.

Memphis Order 9–F, Amendment 9A, covering fresh fruits and vegetables in the Memphis area except Shelby county, Tennessee. Filed 10:15 a. m.

Raleigh Order 14–F, Amendment 14, covering fresh fruits and vegetables in certain areas in North Carolina. Filed 10:15 a. m.

Raleigh Order 11–C, Amendment 11, covering poultry in certain counties in North Carolina. Filed 10:15 a. m.

Raleigh Order 12–C, Amendment 11, covering poultry in Mecklenburg county, North Carolina. Filed 10:15 a. m.

Region V

Dallas Order 6–F, Amendment 28, covering fresh fruits and vegetables in McLennan county, Texas. Filed 10:12 a. m.

Dallas Orders 4–C, Amendment 18, covering poultry in the cities of Dallas and University Park and Town of Highland Park, Texas. Filed 10:12 a. m.

Houston Order 4–F, Amendment 40, covering fresh fruits and vegetables in certain cities and towns of Texas. Filed 10:13 a. m.

Houston Order 5–F, Amendment 40, covering fresh fruits and vegetables in Jefferson and Orange counties, Texas. Filed 10:13 a. m.

Houston Orders 2–C and 4–O, covering poultry and eggs in Harris county, Texas. Filed 10:13 and 10:14 a. m.

Houston Orders 3–C and 5–O, covering poultry and eggs in Orange and Jefferson counties, Texas. Filed 10:13 and 9:56 a. m.

Houston Orders 4–C and 6–O, covering poultry and eggs in Galveston county, Texas. Filed 10:13 and 9:56 a. m.

Dallas Order 10–O, covering eggs in cities of Dallas and University Park and town of Highland Park, Texas. Filed 10:12 a. m.

New Orleans Order 33–C, covering poultry in the city of New Orleans, Algiers, Gretna, Metairie, McDonoughville, Arabi and Chalmette, La. Filed 9:57 a. m.

New Orleans Order 7–O, covering eggs in the city of New Orleans, Algiers, Gretna, Metairie, McDonoughville, Arabi and Chalmette, La. Filed 9:57 a. m.

Oklahoma City Order 8–F, Amendment 28, covering fresh fruits and vegetables in certain counties in Oklahoma. Filed 9:57 a. m.

Oklahoma City Orders 2–C and 1–O, covering poultry and eggs in Oklahoma, Tulsa and Muskogee counties, Oklahoma. Filed 9:57 and 9:58 a. m.

Wichita Order 13–F, Amendment 23, covering fresh fruits and vegetables in Sedgwick county, Kansas. Filed 10:06 a. m.

Wichita Order 14–F, Amendment 23, covering fresh fruits and vegetables in certain counties in Kansas. Filed 10:07 a. m.

Wichita Order 15–F, Amendment 23, covering fresh fruits and vegetables in certain counties in Kansas. Filed 10:07 a. m.

Wichita Order 16–F, Amendment 23, covering fresh fruits and vegetables in Reno county, Kansas. Filed 10:06 a. m.

Wichita Order 17–F, Amendment 23, covering fresh fruits and vegetables in Shawnee county, Kansas. Filed 10:06 a. m.

Region VI

Chicago Order 1–B, covering dry groceries in certain areas in Illinois. Filed 10:03 a. m.

Green Bay Order 7–F, Amendment 28, covering fresh fruits and vegetables in certain areas in Wisconsin. Filed 10:25 a. m.

Green Bay Order 7–F, Amendment 29, covering fresh fruits and vegetables in certain areas in Wisconsin. Filed 10:14 a. m.

Green Bay Order 8–F, Amendment 28, covering fresh fruits and vegetables in certain areas in Wisconsin. Filed 10:25 a. m.

Green Bay Order 8–F, Amendment 29, covering fresh fruits and vegetables in certain counties in Wisconsin. Filed 10:14 a. m.

Green Bay Order 9–F, Amendment 28, covering fresh fruits and vegetables in Florence, Forest and Marinette counties, Wisconsin. Filed 10:25 a. m.

Green Bay Order 9–F, Amendment 29, covering fresh fruits and vegetables in Florence, Forest and Marinette counties, Wisconsin. Filed 10:15 a. m.

Green Bay Order 10–F, Amendment 28, covering fresh fruits and vegetables in the cities of Eau Claire and Chippewa Falls, Wisconsin. Filed 10:24 a. m.

Green Bay Order 11–F, Amendment 14, covering fresh fruits and vegetables in certain areas in Wisconsin. Filed 10:24 a. m.

Green Bay Order 12–F, Amendment 14, covering fresh fruits and vegetables in certain areas in Wisconsin. Filed 10:24 a. m.

Green Bay Order 12–F, Amendment 15, covering fresh fruits and vegetables in certain areas in Wisconsin. Filed 10:19 a. m.

Green Bay Order 13–F, covering fresh fruits and vegetables in certain counties in Wisconsin. Filed 10:19 a. m.

Green Bay Order 21, Amendment 2, covering dry groceries in certain areas in Wisconsin. Filed 10:24 a. m.

Peoria Order 2–C, Amendment 6, covering poultry in certain counties in Illinois. Filed 10:22 a. m.

Springfield Order 24–F, Amendment 7, covering fresh fruits and vegetables in certain counties in Illinois. Filed 9:58 a. m.

Springfield Order 63, Amendment 3, covering dry groceries. Filed 10:19 a. m.

Springfield Order 36–W, Amendment 3, covering dry groceries. Filed 10:19 a. m.

St. Paul Order 3–F, Amendment 29, covering fresh fruits and vegetables in Duluth and Proctor, Minnesota and Superior, Wisconsin. Filed 10:22 a. m.

St. Paul Order 3–F, Amendment 30, covering fresh fruits and vegetables in Duluth and Proctor, Minnesota and Superior, Wisconsin. Filed 10:09 a. m.

Twin Cities Order 7–F, Amendments 13 and 14, covering fresh fruits and vegetables in the Twin Cities area. Filed 10:22 and 10:09 a. m.

St. Paul Order 8–F, Amendments 12 and 13, covering fresh fruits and vegetables in the Twin Cities area. Filed 10:23 and 10:10 a. m.

St. Paul Order 3–C, Amendment 9, covering poultry sold by Groups 1, 2, 3, and 4 stores in the Twin Cities area. Filed 10:23 a. m.

St. Paul Order 2–O, Amendments 11 and 12, covering eggs in the Twin Cities area. Filed 10:23 and 10:10 a. m.

Twin Cities Order 14, Amendment 2, covering dry groceries sold by Groups 1 and 2 stores in the Twin Cities area. Filed 10:23 a. m.

Twin Cities Order 4–C, Amendment 3, covering poultry in the cities of Duluth and Proctor in St. Louis county, Minnesota. Filed 10:23 a. m.

Twin Cities Order 5–W, Amendment 2, covering dry groceries sold in the Twin Cities area. Filed 10:23 a. m.

Twin Cities Order 4–C, Amendment 4, covering poultry in cities of Duluth and Proctor in St. Louis county, Minnesota. Filed 10:10 a. m.

Region VII

Albuquerque Order 8–F, Amendment 57, covering fresh fruits and vegetables in the Albuquerque area. Filed 10:10 a. m.

Albuquerque Order 9–F, Amendment 25, covering fresh fruits and vegetables in the Gallup, Santa Fe, Las Vegas and Bernalillo area. Filed 9:58 a. m.

Albuquerque Order 10–F, Amendment 26, covering fresh fruits and vegetables in certain areas in New Mexico. Filed 9:59 a. m.

Albuquerque Order 11–F, Amendment 27, covering fresh fruits and vegetables in certain areas in New Mexico. Filed 9:59 a. m.

Albuquerque Order 12–F, Amendment 27, covering fresh fruits and vegetables in certain areas in New Mexico. Filed 9:59 a. m.

Denver Order 4–F, Amendment 42, covering fresh fruits and vegetables in the Denver area. Filed 10:16 a. m.

Denver Order 5–F, Amendment 42, covering fresh fruits and vegetables in the Pueblo area. Filed 10:16 a. m.

Denver Order 6–F, Amendment 42, covering fresh fruits and vegetables in the Colorado Springs and Manitou area. Filed 10:16 a. m.

Denver Order 7–F, Amendment 42, covering fresh fruits and vegetables in the Boulder, Fort Collins, Greeley area. Filed 10:16 a. m.

Denver Order 8–F, Amendment 11, covering fresh fruits and vegetables in the Trinidad area. Filed 10:16 a. m.

Denver Order 9–F, Amendment 5, covering fresh fruits and vegetables in the Grand Junction area. Filed 10:16 a. m.

Denver Order 8–C, Amendment 3, covering poultry sold by Groups 3 and 4 stores in the Colorado poultry area No. 48. Filed 10:10 a. m.

Region VIII

Arizona Order 19, Amendment 8, covering dry groceries in the South Central Arizona area. Filed 10:11 a. m.

Arizona Order 20, Amendment 7, covering dry groceries in the Cocomino-Yavapai and Southeastern Arizona area. Filed 10:11 a. m.

Arizona Order 23, Amendment 5 and Correction, covering dry groceries in the Eastern Arizona area. Filed 10:11 a. m.

Arizona Order 23–W, Amendment 8, under Basic Order 2–B, covering dry groceries in the South Central Arizona area. Filed 10:12 a. m.

Arizona Order 24–W, Amendment 8, under Basic Order 2–B, covering dry groceries in the Cocomino-Yavapai and Southeastern Arizona area. Filed 10:12 a. m.

Nevada Order 11–F, Amendment 18–A, covering fresh fruits and vegetables in Reno and Sparks, Nevada. Filed 10:11 a. m.

Nevada Order 15–F, Amendment 18–A, covering fresh fruits and vegetables in certain areas in Nevada. Filed 10:11 a. m.

Portland Order 32–F, Amendment 25, covering fresh fruits and vegetables in certain areas in Oregon. Filed 10:12 a. m.

Portland Order 33–F, Amendment 25, covering fresh fruits and vegetables in Roseburg, Grants Pass, Ashland, Lakeview, Oregon area. Filed 10:08 a. m.

Portland Order 34–F, Amendment 24, covering fresh fruits and vegetables in Astoria, Coos Bay, Oregon area. Filed 10:08 a. m.

Portland Order 35–F, Amendment 25, covering fresh fruits and vegetables in the Florence, Reedsport, Coquille, Oregon area. Filed 10:08 a. m.

Portland Order 36–F, Amendment 25, covering fresh fruits and vegetables in the cities of Bend and Pendleton, Oregon. Filed 10:08 a. m.

Portland Order 37–F, Amendment 25, covering fresh fruits and vegetables in the La Grande, Baker, Redmond, Heppner, Oregon area. Filed 10:08 a. m.

Portland Order 38–F, Amendment 25, covering fresh fruits and vegetables in the Haines, Wallowa, Enterprise, Oregon area. Filed 10:08 a. m.

Portland Order 39–F, Amendment 25, covering fresh fruits and vegetables in the Albany, Corvallis, Eugene, Oregon area. Filed 10:08 a. m.

Portland Order 42–F, Amendment 26, covering fresh fruits and vegetables in certain cities in Oregon. Filed 10:09 a. m.

Portland Order 43–F, Amendment 5, covering fresh fruits and vegetables in the Kelso, Salem, The Dalles, Clatskanie, Forest Grove, Oregon area. Filed 10:09 a. m.

Seattle Order 16–F, Amendment 37, covering fresh fruits and vegetables in Seattle, Tacoma, and Bremerton, Washington. Filed 10:07 a. m.

Seattle Order 17–F, Amendment 33, covering fresh fruits and vegetables in Bellingham and Everett, Washington. Filed 10:07 a. m.

Seattle Order 18–F, Amendment 34, covering fresh fruits and vegetables in Olympia, Aberdeen, Hoquiam, Centralia and Chehalis, Washington. Filed 10:07 a. m.

Seattle Order 19–F, Amendment 31, covering fresh fruits and vegetables in Yakima, Wenatchee, East Wenatchee, Washington. Filed 10:07 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46–7619; Filed, May 6, 1946; 4:46 p. m.]

Reference

MAY 11 '46

THE NATIONAL ARCHIVES
LITTERA SCRIPTA MANET
1934
OF THE UNITED STATES

FEDERAL REGISTER

VOLUME 11 NUMBER 91

Washington, Thursday, May 9, 1946

The President

EXECUTIVE ORDER 9719

CREATING AN EMERGENCY BOARD TO INVESTIGATE DISPUTES BETWEEN THE TRANSCONTINENTAL & WESTERN AIR, INC., AND OTHER CARRIERS, AND CERTAIN OF THEIR EMPLOYEES

WHEREAS disputes exist between the following-named carriers:

Transcontinental & Western Air, Inc.
American Air Lines, Inc.
American Overseas Airlines, Inc.
Braniff Airways, Inc.
Chicago and Southern Air Lines, Inc.
Delta Air Corporation.
Eastern Air Lines, Inc.
National Airlines, Inc.
Northeast Airlines, Inc.
Northwest Air Lines, Inc.
Pennsylvania-Central Airlines Corp.
United Airlines, Inc.
Western Air Lines, Inc.,

and certain of their employees represented by the Air Line Pilots Association, International, a labor organization; and

WHEREAS these disputes have not heretofore been adjusted under the provisions of the Railway Labor Act, as amended; and

WHEREAS these disputes, in the judgment of the National Mediation Board, threaten substantially to interrupt interstate commerce within several states of the Union, to a degree such as to deprive the country of essential transportation service;

NOW, THEREFORE, by virtue of the authority vested in me by section 10 of the Railway Labor Act, as amended (45 U.S.C. 160), I hereby create a board of three members, to be appointed by me, to investigate said disputes. No member of the said board shall be pecuniarily or otherwise interested in any organization of air line employees or any carrier.

The board shall report its findings to the President with respect to the said disputes within thirty days from the date of this order.

As provided by section 10 of the Railway Labor Act, as amended, from this date and for thirty days after the board has made its report to the President, no change except by agreement, shall be made by any of the above-named carriers or their employees in the conditions out of which the said disputes arose.

HARRY S. TRUMAN

THE WHITE HOUSE,
May 7, 1946.

[F. R. Doc. 46-7654; Filed, May 7, 1946; 2:47 p. m.]

Regulations

TITLE 7—AGRICULTURE

Chapter VIII—Production and Marketing Administration (Sugar Branch)

PART 802—SUGAR DETERMINATIONS

AMENDMENT TO DETERMINATION OF FAIR AND REASONABLE WAGE RATES FOR 1946 CROP OF SUGAR BEETS

Pursuant to subsection (b) of section 301 of the Sugar Act of 1937, as amended, the "Fair and Reasonable Wage Rates for the 1946 Crop of Sugar Beets," issued March 11, 1946 (11 F.R. 2585), is hereby amended by deleting subparagraph (iii) of paragraph (a) (2) and substituting therefor the following:

§ 802.14 *Fair and reasonable wage rates for the 1946 crop of sugar beets.* * * *

(a) * * *

(2) * * *

(iii) *Reduction for wide row planting.* A reduction in the thinning and in the hoeing rates per acre prescribed herein of not to exceed 20 per cent may be made for fields planted with rows spaced wider than the previous customary average row spacing in the area, but no such reduction shall be made unless the wider spaced rows result in a reduction of 25 per cent or more in linear feet of row per acre: *Provided, however,* That in any instance where a reduction in the specified applicable rate was agreed upon between the laborer and the producer for work performed prior to the date of this amendment on fields with rows spaced wider than the customary width, the

(Continued on p. 5055)

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FEDERAL REGISTER

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agreed upon rate shall be deemed fair and reasonable.

(Sec. 301, 50 Stat. 909; 7 U.S.C. 1131)

Issued this 7th day of May 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-7670; Filed, May 8, 1946; 11:14 a. m.]

TITLE 46—SHIPPING

Chapter III—War Shipping Administration

[G. O. 45, Supp. 12]

PART 306—GENERAL AGENTS AND AGENTS

FREIGHT BROKERAGE AND COMMISSIONS ON FARES

Section 306.123 *Freight brokerage*, paragraph (a) *Rates*, as amended, is amended by striking out the second sentence.

This supplement is effective with respect to sailings on and after May 1, 1946, and cancels and supersedes as of that date General Order 45, Supp. 11, dated February 26, 1946.

(E.O. 9054, 3 CFR Cum. Supp.)

[SEAL] GRANVILLE CONWAY,
Acting Administrator.

MAY 7, 1946.

[F. R. Doc. 46-7756; Filed, May 8, 1946; 11:58 a. m.]

TITLE 47—TELECOMMUNICATION

Chapter I—Federal Communications Commission

[Order 96-D]

REPORTS BY MANUFACTURERS OF AND DEALERS IN DIATHERMY APPARATUS

APRIL 25, 1946.

At a session of the Federal Communications Commission held at its offices in Washington, D. C. on the 25th day of April 1946,

Whereas, pursuant to authority contained in Board of War Communications Order No. 4, dated April 16, 1942, the Federal Communications Commission has in the past adopted its Orders Nos. 96, dated May 18, 1942; 96-A, dated June 9, 1942; 96-B, dated June 23, 1942; 96-C, dated October 5, 1943; and

Whereas, the said orders set forth certain requirements with respect to the registration of diathermy equipment and require that certain reports with respect to such equipment be made to the Commission; and

Whereas, it appears that under present conditions the said orders are no longer required to serve the purposes for which they were adopted;

Now, therefore, *It is hereby ordered*, That the said orders Nos. 96, dated May 18, 1942; 96-A, dated June 9, 1942; 96-B, dated June 23, 1942; 96-C, dated October 5, 1943, be, and the same are hereby, cancelled effective the date of this order.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-7755; Filed, May 8, 1946; 11:58 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter VIII—Office of International Trade, Department of Commerce

Subchapter B—Export Control

[Amdt. 183]

PART 801—GENERAL REGULATIONS

PROHIBITED EXPORTATIONS

Section 801.2 *Prohibited exportations* is hereby amended as follows:

The list of commodities set forth in paragraph (b) is amended by deleting therefrom the following commodities:

Dept. of Comm. Schedule B No.	*Commodity*
308950	Rags sold by the pound for export to the Philippine Islands, Egypt and Syria.
504200	Petrolatum and petroleum jelly (all grades).
505900	Mineral oil, white, for industrial purposes (except as blending agent).
811300	White mineral oil, medicinal grade.

(3) The dollar value limits in the column headed "GLV Dollar Value Limits" set opposite each of the commodities listed below are hereby amended to read as follows:

Dept. of Commerce Schedule B No.	Commodity	GLV dollar value limits country group K	GLV dollar value limits country group E
651637	Lead plate, or battery plate, not assembled as complete battery units	25	25

Shipments of any of the above commodities removed from general license or whose GLV dollar value limits have been reduced, which were on dock, on lighter, laden aboard an exporting carrier or in transit to a port of exit pursuant to an actual order for export prior to the effective date of this amendment may be exported under the previous general license provisions.

This amendment shall become effective on May 14, 1946.

(Sec. 6, 54 Stat. 714; 55 Stat. 206; 56 Stat. 463; 58 Stat. 671; 59 Stat. 270; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; E.O. 9630, 10 F.R. 12245; Order No. 390, 10 F.R. 13130)

Dated: May 6, 1946.

JOHN C. BORTON,
Director,
Requirements and Supply Branch.

[F. R. Doc. 46-7665; Filed, May 8, 1946; 10:10 a. m.]

[Amdt. 182]

PART 801—GENERAL REGULATIONS

PROHIBITED EXPORTATIONS

Section 801.2 *Prohibited exportations* is hereby amended as follows:

The list of commodities set forth in paragraph (b) is amended in the following particulars:

(1) The qualifying footnote reference, meaning "Requires individual license for export to all areas except the other American Republics" is hereby deleted with regard to the following commodities:

Dept. of Com. Sched. B No.	*Commodity*
119000	Cracked and crushed wheat for feed.

(2) The following commodities are hereby added to the list of commodities:

Dept. of Comm. Sched. B No.	Commodity	Unit	GLV dollar value limits country group K	GLV dollar value limits country group E
104100	Oats	Bu.	100	25
109900	Unhulled ground oats		100	25
119900	Hulled oats		100	25
119900	Oat feed	L. ton	100	25
820200	Lead arsenate	L. ton	100	25
832000	Lead acetate	Lb.	100	25
	Potassium compounds, except fertilizers:	Lb.	100	25
835800	Hydroxide or caustic potash	Lb.	100	25
835900	Potassium carbonate and mixtures	Lb.	100	25
835900	Potassium nitrate (black saltpeter powder)	Lb.	100	25
835900	Potassium nitrate mixtures	Lb.	100	25
	Ammonium compounds:			
838500	Urea (except synthetic resins and fertilizers)		100	25
838500	Urea ammonium salts		100	25
839000	Sodium plumbite		100	25
	Chemical pigments:			
842900	Lead pigments including blue lead and lead sulphate		100	25
842900	Molybdate chrome orange		100	25
	Paste and semipaste paint colors in oil, putty, and paste wood filler:		1	1
843100	Lead sublimed in oil		100	25

6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; E.O. 9630 10 F.R. 12245; Order No. 390, 10 F.R. 13130)

JOHN C. BORTON,
Director,
Requirements and Supply Branch.

Dated: May 3, 1946.

[F. R. Doc. 46-7664; Filed, May 8, 1946; 10:10 a. m.]

[Amdt. 184]

PART 801—GENERAL REGULATIONS

PROHIBITED EXPORTATIONS

Section 801.2 *Prohibited exportations* is hereby amended as follows:

The list of commodities set forth in paragraph (b) is amended in the following particulars:

The description of the commodities classified under Department of Commerce Schedule B No. 423990 is amended to read as follows:

Dept. of Com. Sched. B No.	Commodity	Unit	GLV dollar value limits country group K	GLV dollar value limits country group E
	Wood manufactures:			
423960	Other millwork & house fixtures (include cupboards, cabinets, mantels, grills, panels (except plywood), partitions, stairs, columns, window & door frames & other built-in house fixtures, made-up or knock-down):			
423960	Prefabricated panels (any floor, wall, partition, ceiling, roof or truss panel which is manufactured in a factory and may in combination with other prefabricated panels or sections of a house, or in combination with conventionally constructed elements produce housing accommodations. Prefabricated panels may, but need not, incorporate window and door frames, sash, doors, builders' hardware, wiring, piping, etc.) (Report prefabricated panels forming a complete housing unit in 423950)	Bd. ft.	None	None
423960	Prefabricated sections (house sections manufactured in a factory and ready for use when attached to another section or sections of a house, or used in combination with prefabricated panels or conventionally constructed elements or both) (report prefabricated sections forming a complete housing unit in 423950)	Bd. ft.	None	None
423960	Other millwork & house fixtures	Bd. ft.	None	None

(Sec. 6, 54 Stat. 714; 55 Stat. 206; 56 Stat. 463; 58 Stat. 671; 59 Stat. 270; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; E.O. 9630, 10 F.R. 12245; Order No. 390, 10 F.R. 13130)

Dated: May 6, 1946.

JOHN C. BORTON,
Director,
Requirements and Supply Branch.

[F. R. Doc. 46-7666; Filed, May 8, 1946; 10:10 a. m.]

[Amdt. 185]

PART 802—GENERAL LICENSES

EXPORT OF CERTAIN VESSELS

Section 802.20 *Export of certain vessels "VMC"* is hereby amended to read as follows:

§ 802.20 *Export of certain vessels "VMC".* A general license designated VMC is hereby granting authorizing the exportation of any vessel to a destination in Country Group K or Country Group E when transfer of the vessel to a person not a citizen of the United States or the placing of the vessel under foreign registry or flag has been authorized by an order of the United States Maritime Commission.

(Sec. 6, 54 Stat. 714; 55 Stat. 206; 56 Stat. 463; 58 Stat. 671; 59 Stat. 270; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; E.O. 9630, 10 F.R. 12245; Order No. 390, 10 F.R. 13130)

Dated: May 3, 1946.

JOHN C. BORTON,
Director,
Requirements and Supply Branch.

[F. R. Doc. 46-7667; Filed, May 8, 1946; 10:10 a. m.]

Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong.; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 33, Direction 1, as Amended May 8, 1946]

LUMBER AND MILLWORK

The fulfilment of requirements for the defense of the United States has created a shortage in the supply of lumber and millwork for defense, for private account and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense.

(a) *What this direction does.* Priorities Regulation 33 and Direction 8 to Priorities Regulation 33 provide for the assignment to builders and prefabricators of priorities assistance to secure materials listed on Schedule A of PR 33 and List 1 of Direction 8 to PR 33 which are required for use in the Veterans' Emergency Housing Program. Among these items are lumber and millwork. This direction provides that sawmills shall produce a percentage of their total production for certified orders from distributors, millwork manufacturers, hardwood flooring manufacturers, prefabricators, and housing contractors. It applies to sawmills that produce 8,000 or more board feet of softwood lumber or 8,000 or more board feet of softwood and hardwood lumber or 4,000 or more board feet of hardwood lumber per average day, and to lumber distributors, millwork manufacturers, hardwood flooring manufacturers, prefabricators, and housing contractors, who sell or use housing construction lumber or hardwood flooring lumber. It explains how lumber distributors, millwork manufacturers, hardwood flooring manufacturers, prefabricators, and housing contractors may obtain lumber for housing construction and that such lumber, or products in which it is incorporated, must be delivered on orders rated HH.

Definitions

(b) *Definitions for the purpose of this direction.* (1) "Lumber" means any sawed lumber of any species, size or grade, including rough, surfaced on one or more sides or edges, dressed and matched, shiplapped, worked to pattern, or grooved for splines, except (i) shingles, slabs and round edge lumber; (ii) mine and railway cross ties nine feet or less in length; (iii) any segment of a log which has been produced so that it can be converted into veneer and which is sold and used for that purpose.

(2) "Distributor" means any person who buys and stocks lumber for resale as lumber either at wholesale or retail. A distributor who has two or more distinct and separate yards must for the purpose of this direction, consider each yard a "distributor".

(3) "Housing construction lumber" means softwood flooring, ceiling, siding, partition, casing, base, moulding, strips and boards, two-inch dimension, finish, shop and lath.

(4) "Millwork" means windows, sash, doors, window and door screens, cut stock for foregoing items, trim, mouldings, built-in kitchen cabinets and other built-in millwork items suitable for authorized housing construction under Priorities Regulation 33.

(5) "Hardwood flooring lumber" means Grades 2 and 3a, rough in all thicknesses of Oak, Pecan and Beech, in 4/4 and 8/4 thicknesses of Hard Maple and 4/4 and thinner thicknesses in Birch.

(6) "Sawmill" means: (i) any mill or plant, stationary or portable, which currently produces 8,000 or more board feet of softwood lumber or 8,000 or more board feet of softwood and hardwood lumber per average day of eight hours of continuous operation or which produced an average of 8,000 or more board feet of softwood lumber or 8,000 or more board feet of softwood and hardwood lumber per day during the days in the year 1945 on which it was in operation; (ii) any mill or plant, stationary or portable, which currently produces 4,000 or more board feet of hardwood lumber per average day of eight hours of continuous operation or which produced an average of 4,000 or more board feet of hardwood lumber during the days in the year 1945 on which it was in operation; and (iii) any concentration yard or plant which processes (by drying, resawing, edging, grading, sorting, planing, or otherwise) 25 percent or more of the total volume of logs and lumber which it receives, into an item which is defined as lumber.

(7) "Housing contractor" means a builder (applicant) who has been directly assigned an HH rating under Priorities Regulation 33. It also includes a general contractor who has been directly authorized by such a builder to use the HH rating for the whole job. It does not include a subcontractor authorized to use the HH rating for a part of the job.

(8) "Millwork manufacturer" means a person who consumes softwood lumber in the manufacture of millwork.

(9) "Hardwood flooring manufacturer" means a person who consumes hardwood flooring lumber in the manufacture of standard hardwood flooring.

(10) "Office wholesaler" means a person who buys lumber for resale but does not stock lumber.

(11) "Certified order" is any order for the delivery of lumber bearing the certificate described in paragraph (j).

(12) "Person" means any individual, partnership, association, business trust, corporation, governmental corporation or agency, or any organized group of persons, whether incorporated or not.

(13) "Jobber" means a person who buys and stocks millwork or hardwood flooring for resale at wholesale.

(14) "Prefabricator" means a person engaged in the manufacture of prefabricated houses, panels or sections who has been directly given priorities assistance on Form CPA-4415 to build prefabricated houses, panels or sections.

Sawmills

(c) *Sawmill reserve production.* The following provisions will govern the amount of housing construction lumber sawmills shall produce and reserve for certified orders.

(1) Each sawmill as described in paragraph (b) (6) above shall reserve in his total over-all production of lumber in footage for the month of February, 1946, and for each calendar month thereafter, time and supplies sufficient to produce and deliver on certified orders, within such month, at least 40 per cent of his expected monthly production of softwood lumber in the form of housing construction lumber, and 100 per cent of the Grades 2 and 3a rough, in all thicknesses of Oak and Pecan; 100 percent of Grades 2 and 3a, rough, in 4/4 and 8/4 thicknesses of Hard Maple; 25 percent of Grades 2 and 3a, rough, in all thicknesses of Beech; and 25 percent of Grades 2 and 3a, rough, in 4/4 and thinner thicknesses of Birch.

The Civilian Production Administration may, from time to time, change such percentages by publication in the Federal Register prior to the first day of any month.

(2) Any sawmill lacking facilities to manufacture his production into housing construction items listed in paragraph (b) (3), may count as part of his 40 per cent reserve production requirement, such 3-inch and thicker dimension and timber as he may make for delivery on certified orders which provide for the delivery of 3" and thicker pieces to a plant operated for the purposes of manufacturing such dimension and timber into housing construction lumber.

(3) This direction does not prevent the free movement of softwood or hardwood lumber between sawmills. However, a sawmill that delivers all or any part of his lumber to another sawmill must still manufacture the percentage required under paragraph (c) (1) above of his softwood or hardwood production into housing construction lumber or hardwood flooring lumber. A sawmill receiving housing construction lumber or hardwood flooring lumber from another sawmill must hold such lumber for sale on certified orders in addition to his own reserve production. A sawmill delivering housing construction lumber or hardwood flooring lumber to another sawmill may credit against his reserve production under paragraph (c) (1) above the amount of housing construction lumber or hardwood flooring lumber so delivered.

(4) Every sawmill must hold his reserve production for certified orders as described in paragraph (c) (7) below and must accept and ship such certified orders for delivery in that month in preference to all other orders (except orders rated AAA) to the extent that such certified orders do not require more than the sawmill's monthly reserve production.

(5) When a sawmill has accepted certified orders to the extent of his monthly reserve production of housing construction lumber, he may not require any customer to furnish a certified order as a condition of filling an order for lumber.

(6) Any quantities of lumber produced which, by the 20th day of any month in which production is reserved, are not required to fill certified orders received before that time may be delivered by the sawmill as he may desire subject to all applicable regulations and orders of the Civilian Production Administration.

(7) *Certified orders.* The following types of certified orders placed with the sawmill will be accorded the treatment provided for in paragraph (c) (4) above, and shipments on such orders may be credited against the percentage the sawmill is required to produce and reserve each month: Certified orders from (i) distributors; (ii) millwork manufacturers; (iii) hardwood flooring manufacturers; (iv) housing contractors; (v) office wholesalers; (vi) prefabricators.

Distributors

(d) *Distributors.* The following provisions tell how lumber distributors may place certified orders for housing construction lumber and how lumber so obtained may be sold:

(1) Any distributor may place certified orders for delivery each month starting with the month of February, 1946 for housing construction lumber with a sawmill, a distributor who sells at wholesale or an office wholesaler for one of the following amounts whichever is greater: (i) an amount of housing construction lumber not exceeding 5 per cent of the amount in footage of his inventory of all softwood lumber as of January 1, 1942 or; (ii) an amount of housing construction lumber equal to the total amount of housing construction lumber called for by orders rated HH and certified orders from prefabricators accepted by him for delivery in the month in which delivery is requested of the sawmill; or (iii) two carloads of housing construction lumber in any calendar quarter at the rate of not more than one carload in any month of the quarter.

(2) Every distributor must hold the lumber received on certified orders for sale only on certified orders or orders rated HH or AAA. Any quantities of lumber received on certified orders which, at the end of a period of 60 days after receipt, are not required to fill certified orders or HH or AAA rated orders received before that time may be delivered by the distributor as he may desire subject to all applicable regulations and orders of the Civilian Production Administration.

(3) A distributor who has made delivery of housing construction lumber from his inventory on certified orders from another distributor may place certified orders with a sawmill to replace it in his inventory. The distributor must hold the lumber received on such orders as provided in paragraph (d) (2) above.

Millwork Manufacturers

(e) *Millwork manufacturers.* The following provisions tell how millwork manufacturers may place with the sawmill certified orders for housing construction lumber and how such lumber shall be used, and the millwork sold:

(1) Any millwork manufacturer may place certified orders for delivery in each month starting with the month of February 1946 for housing construction lumber with a sawmill or an office wholesaler for an amount in footage not exceeding 5 per cent of the amount in footage of softwood lumber consumed by him in the manufacture of millwork in the year 1940.

(2) A millwork manufacturer must use each month a quantity of lumber equal to all housing construction lumber received on certified orders for the manufacture of millwork; 75 per cent of the amount of the millwork so manufactured must be held for sale on certified orders from a jobber or prefabricator or on orders rated HH or AAA. Any quantities of millwork manufactured which, at the end of a period of 60 days after completion, are not required to fill certified orders or orders rated HH or AAA before that time, may be delivered by the millwork manufacturer as he may desire subject to all applicable regulations and orders of the Civilian Production Administration.

Hardwood Flooring Manufacturers

(f) *Hardwood flooring manufacturers.* The following provisions tell how hardwood flooring manufacturers may place with a sawmill certified orders for hardwood flooring lumber and how such lumber shall be used and the hardwood flooring sold:

(1) Hardwood flooring manufacturers may place certified orders for delivery each month starting with the month of February 1946 with a sawmill or with an office wholesaler for hardwood flooring lumber for an amount in footage not to exceed 6 percent of the amount of footage of hardwood lumber consumed in the manufacture of hardwood flooring in the year 1940.

(2) A hardwood flooring manufacturer must use each month a quantity of lumber equal to all hardwood flooring lumber received on certified orders for the manufacture of hardwood flooring. 75 percent of the amount of hardwood flooring so manufactured must be held for sale on certified orders from a jobber or prefabricator or on orders rated HH or AAA. Any quantities of hardwood flooring manufactured which at the end of a period of 60 days after completion are not required to fill certified orders or orders rated HH or AAA received before that time, may be delivered by the hardwood flooring manufacturer as he may desire subject to all applicable regulations and orders of the Civilian Production Administration.

Housing Contractors

(g) *Housing contractors.* The following provisions tell how a housing contractor may place with a sawmill or office wholesaler certified orders for housing construction lumber:

(1) A housing contractor who has an HH rating may apply the HH rating on orders for housing construction lumber to a distributor, or he may place certified orders for delivery each month starting with the month of February 1946 with a sawmill or with an office wholesaler for housing construction lumber for an amount in footage not in excess of the total lumber required to meet his construction schedule for housing for which he has received authorization to use the preference rating HH. Certified orders may be placed with a sawmill or with an office wholesaler for housing construction lumber only to the extent that rated orders have not been placed with distributors for authorized amounts. The housing contractor must not specify delivery dates on certified orders or HH rated orders more than 30 days before the time that the housing construction lumber is needed for incorporation into housing. Furthermore, the housing contractor must not place certified orders or HH rated orders for housing construction lumber in which is specified a delivery date later than during the third calendar month after the time when the purchase order was placed.

(2) The housing contractor must use the housing construction lumber obtained on certified orders in the construction of housing for which the HH rating was authorized.

Office Wholesalers

(h) *Office wholesalers.* The following provisions tell how office wholesalers may place certified orders for housing construction lumber and how lumber so obtained may be sold:

(1) An office wholesaler receiving certified orders from a distributor, millwork

manufacturer, hardwood flooring manufacturer, prefabricator or housing contractor may place certified orders with the sawmill for an amount of housing construction lumber or hardwood flooring lumber not in excess of the amount called for by the certified orders which he has received.

Integrated Sawmills

(i) *Sawmills that are also prefabricators, millwork or hardwood flooring manufacturers.* If a person engaged in operating a sawmill is also engaged in manufacturing millwork, hardwood flooring, or prefabricated housing he may transfer housing construction lumber or hardwood flooring lumber from his sawmill to his manufacturing operation provided that as a prefabricator or millwork manufacturer or a hardwood flooring manufacturer he is permitted to place monthly certified orders for housing construction lumber or hardwood flooring lumber. The transfer from the sawmill must be treated as delivery on a certified order and he must keep records of the transfer in his sawmill files and endorse the appropriate certificate on his records.

A person making a transfer permitted in the above paragraph must use or dispose of the housing construction lumber or hardwood flooring lumber transferred to millwork or hardwood flooring manufacturing operation in conformity with the applicable paragraphs of this direction.

Certification on Orders

(j) *Certification on orders.* To certify an order for housing construction lumber or hardwood flooring lumber or millwork or hardwood flooring under this direction, the following certificate must be endorsed on or attached to the purchase order, sales ticket or other order calling for the delivery of housing construction lumber or hardwood flooring lumber or millwork or hardwood flooring. Certificates must be signed manually or as explained in Priorities Regulation 7. However, the standard form described in that regulation may not be used in place of the certificate described in this direction. The certification required by this direction may not be waived under paragraph (f) of Priorities Regulation 7. Orders placed verbally must be confirmed immediately and the confirmation must bear the appropriate certificate. The certificate must be substantially as follows:

The undersigned certifies to the supplier and to the Civilian Production Administration that he is a ——— (Distributor, millwork manufacturer, hardwood flooring manufacturer, prefabricator, housing contractor, office wholesaler, or jobber) and that the quantities of housing construction lumber or hardwood flooring lumber or millwork or hardwood flooring covered by this order (together with all other certified orders for the particular material for delivery in the month specified in this order) do not exceed the amount permitted under Direction 1 to Priorities Regulation 33 with the provisions of which he is familiar.

Date_____ _____

(k) *Jobbers.* The following provisions tell how a jobber may secure a stock of millwork or hardwood flooring by placing orders for delivery in the months of February, March and April, 1946, and how the millwork and hardwood flooring must be sold:

(1) A jobber may place certified orders for delivery in the months of February, March and April 1946 with a millwork or hardwood flooring manufacturer for millwork or hardwood flooring in a total amount not in excess of 10 per cent of the amount of his receipts of millwork in units, pieces or footage or hardwood flooring in the calendar year 1940. Certified orders placed by jobbers for delivery prior to April 30, 1946 on which shipments have not been made by that date may be filled by the millwork or hardwood flooring manufacturer by shipment during the month of May, 1946.

(2) Every jobber must hold the millwork or hardwood flooring received on certified orders for sale only on orders rated HH or AAA. Any quantities of millwork or hardwood flooring received on certified orders which at the end of a period of 60 days after receipt are not required to fill HH or AAA rated orders received before that time, may be delivered by the jobber as he may desire subject to all applicable regulations and orders of the Civilian Production Administration.

Prefabricators

(l) *Prefabricators.* The following provisions tell how a prefabricator may place orders for housing construction lumber, millwork or hardwood flooring:

(1) A prefabricator may place certified orders for housing construction lumber with a sawmill, distributor or office wholesaler, for millwork with a millwork manufacturer, and for hardwood flooring with a hardwood flooring manufacturer, for an amount not in excess of the total amount of housing construction lumber, millwork or hardwood flooring required to meet a quarterly production schedule for prefabricated houses, panels or sections for which he has received priorities assistance on Form CPA-4415. A prefabricator must not specify delivery dates (at plant or warehouse) on certified orders more than 30 days before the time the housing construction lumber, millwork or hardwood flooring is needed for incorporation into the prefabricated houses, panels or sections. Furthermore, a prefabricator must not place certified orders for housing construction lumber, millwork or hardwood flooring in which is specified a delivery date later than during the third calendar month after the time when his purchase order is placed.

(2) A prefabricator must use the housing construction lumber, millwork or hardwood flooring obtained on certified orders for the construction of prefabricated houses, panels or sections to be sold on orders rated HH.

(3) A prefabricator may not apply or extend an HH rating for housing construction lumber, millwork or hardwood flooring.

Newcomers

(m) *Persons not established as distributors, millwork manufacturers or hardwood flooring manufacturers.* (1) Any person who was not on January 1, 1942 a lumber distributor and wants permission to place monthly certified orders for an amount of housing construction lumber in excess of two carloads of housing construction lumber in any calendar quarter at the rate of not more than one carload in any month of the quarter, may apply by letter to the Civilian Production Administration.

(2) Any person who was not, in the year 1940, a jobber or a millwork or hardwood flooring manufacturer, and wants to place monthly certified orders may apply by letter to the Civilian Production Administration.

(3) Any person applying by letter under subparagraph (1) or (2) above should state how much housing construction lumber or hardwood flooring lumber or millwork or hardwood flooring he needs each month, proximity of his place of business to similar businesses, and any other information to help the Civilian Production Administration decide what amount of housing construction lumber or millwork or hardwood flooring or hardwood flooring lumber is needed by him to engage in business. Such application will be processed in an equitable manner.

Miscellaneous

(n) The following provisions generally affecting sawmills, distributors, millwork manufacturers, hardwood flooring manufacturers, prefabricators, housing contractors, jobbers and office wholesalers, should be carefully read:

(1) *Validation of orders.* Any distributor, millwork manufacturer, hardwood flooring manufacturer, prefabricator, or housing contractor who has placed an uncertified order with a sawmill and is later authorized to place a certified order may validate the order by giving the sawmill the certificate that he is entitled to use. Any order that is validated subsequent to January 15, 1946, should be treated as though the order was placed on the date that the certificate was received by the sawmill.

(2) *Applicability of regulations.* Except as otherwise required by this direction, Priorities Regulations 1 and 3 continue to govern the use of ratings and the acceptance, scheduling and filling of orders placed with distributors and sawmills. All other applicable regulations and orders of the Civilian Production Administration must be observed where not inconsistent with this direction.

(3) *Violations.* Any person who wilfully violates any provision of this direction or who, in connection with this direction, wilfully conceals a material fact or furnishes false information to any department or agency of the United States, is guilty of a crime and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using, material under priority control and may be deprived of priorities assistance.

(4) *Extension of preference ratings.* The rating HH may not be applied or extended to a sawmill as defined in paragraph (b)(6) above for lumber. However, where a person has received an HH rated order for the delivery of housing construction lumber, millwork or hardwood flooring, he may extend the HH rating to his suppliers, except to a sawmill as defined in paragraph (b)(6) above to get the housing construction lumber, millwork (or housing construction lumber to be incorporated in millwork) or hardwood flooring which he will deliver on that order subject to applicable inventory regulations. If a person has made delivery of housing construction lumber, millwork or hardwood flooring on an HH rated order, he may extend the HH rating to his suppliers except to a sawmill as defined in paragraph (b)(6) above to replace it in his inventory subject to applicable inventory regulations.

(5) *Reports.* Every person shall file with the Civilian Production Administration, or any other federal agency, through which the Civilian Production Administration may distribute housing construction lumber, such reports and questionnaires as the Civilian Production Administration or such other agency may from time to time require subject to the approval of the Bureau of the Budget pursuant to the Federal Reports Act of 1942.

(6) *Appeals.* Any appeal from the provisions of this direction should be made by mailing a letter in triplicate to the Civilian Production Administration, Forest Products Division, Washington 25, D. C., Ref.: Direction 1 to Priorities Regulation 33 stating the particular provision appealed from and stating fully the grounds for the appeal.

(7) *Communications.* All communications unless otherwise directed must be addressed as follows: Civilian Production Administration, Forest Products Division, Washington 25, D. C.

(8) [Deleted Feb. 1, 1946.]

Issued this 8th day of May 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-7690; Filed, May 8, 1946; 11:30 a. m.]

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 32, as Amended May 8, 1946]

INVENTORIES

(a) What this regulation does.

General Restrictions

(b) Restriction on delivery.
(c) Restrictions on receipts.
(d) Restriction on ordering more than needed.
(e) Adjusting outstanding orders when requirements change.
(f) Restriction on processing.

Exceptions

(g) In general.
(h) Receipts permitted after contract cancellations or cut-backs.

Miscellaneous Provisions

(i) Previous inventory authorizations.
(j) Separate inventories.
(k) Redistribution of excess inventories.
(l) Violations.
(m) Revisions of tables.
(n) Appeals, letters and questions.

§ 944.53 *Priorities Regulation 32*—(a) *What this regulation does.* This regulation contains the inventory rules formerly in § 944.14 of Priorities Regulation 1 and in CMP Regulation 2. Its purpose is to prevent excessive inventories by restricting ordering, deliveries, receipts and processing of materials in short supply. All kinds of materials are covered including raw or semi-fabricated materials, commodities, equipment, accessories, parts, assemblies or products of any kind, whether or not acquired with priorities assistance.

The general rule on receipts is in paragraph (c) (1), and this is controlling unless a more specific limitation or exception is indicated in Table 1 or 2 or a direction to this regulation, or unless Table 3 (formerly Order M-161) exempts the material entirely. Other exceptions to the inventory limitations are stated in paragraphs (g) and (h) and in directions to this regulation.

General Restrictions

(b) *Restriction on delivery.* No person may deliver any material if he knows or has reason to believe that acceptance of the delivery would be in violation of this regulation.

NOTE: For rule on making or delivering material earlier than required by customers, see Interpretation 3.

(c) *Restrictions on receipts*—(1) *General rule.* A person may not accept delivery of any material if his inventory of that material is, or will be, more than a practicable minimum working inventory reasonably necessary to meet his own deliveries or to supply his services on the basis of his current or scheduled method and rate of operation.

NOTE: For rule on when material is considered to be in inventory, see Interpretation 4; for rule as to seasonal industries, see Interpretation 1.

(2) *Special rules in Tables 1 and 2.* If Table 1 at the end of this regulation shows a special inventory limit on a particular material or product (either specifically or by reference to another CPA order or regulation), that limitation governs and the restrictions of paragraph (c) (1) above may be disregarded unless the applicable order or regulation (or a note in Table 1) also states that a practicable minimum working inventory may not be exceeded. The same is true with respect to particular classes of persons shown on Table 2. Where a specific period of time is shown on Table 1 or 2, no person affected may accept delivery of any material specified if his inventory of it is, or will be, more than he needs during the immediate period specified on the basis of his current or scheduled method and rate of operation. Even if an order or regulation is not listed on Table 1 or 2, any specific inventory limits imposed by it must be complied with. If an order or regulation listed on Table 1 or 2 is revoked or a listing removed from the tables all provisions of this regulation, including paragraph (c) (1), are automatically applicable.

(3) *Early delivery of steel, iron products, copper and copper base alloys.* Early delivery, up to 15 days before the requested delivery month, may be accepted from a producer of steel, iron products, copper or copper base alloys (in the forms listed on Table 1), but the producer may not make the early delivery if it would interfere with any rated orders. Other special rules on these materials are explained in Table 1.

(d) *Restriction on ordering more than needed.* (1) A person may not place any order, whether rated or unrated, for delivery of any material on earlier dates or in larger amounts than he would be permitted to receive under this regulation. Orders aggregating more than he is allowed to receive may not be placed with different suppliers even though he intends to cancel one or more of them before delivery. However, this restriction does not apply to materials listed on Table 3 of this regulation nor to purchases by ultimate consumers for personal or household use. The restriction does not forbid the placing of orders for delivery under the conditions explained in Interpretation 11 to Priorities Regulation 1, but such orders may not be scheduled for production as long as this restriction is effective.

(2) This restriction does not require immediate adjustment of orders placed before August 28, 1945. However, in view of its policy to prevent hoarding and speculative buying of materials in short supply, the CPA may direct adjustments or cancellations in individual cases where orders are in excess of reasonably anticipated needs especially where failure to do so might result in unbalanced distribution and curtail total production.

(3) If the inventory limits applying to any material are made more restrictive, whether by a change in Table 1 or otherwise, any person affected must immediately cancel, reduce or defer any order for the material to the extent that the scheduled delivery would result in an inventory greater than permitted by the new restriction and other applicable provisions of this regulation.

(e) *Adjusting outstanding orders when requirements change.* If because of a change in operations, slowing or stoppage of production, delayed delivery by a supplier, or any other change in requirements, a person who has ordered material for future delivery would, if he accepted delivery on the date specified, exceed the limits prescribed by this regulation, he must promptly adjust his outstanding orders, and, if necessary, postpone or cancel them. Paragraph (h) below describes what further deliveries may be accepted.

(f) *Restriction on processing.* No person may process, fabricate, alloy or otherwise alter the shape or form of any material if his inventory of the material in its processed, fabricated, alloyed or otherwise altered shape or form is, or will be, more than a practicable minimum working inventory. However, this does not restrict a person from altering the form of surplus materials by scrapping or reprocessing them, unless a CPA order specifically says otherwise. The CPA may issue directions to Priorities Regulation 32 or other orders that are more restrictive on processing than the general limitations of this paragraph. In such case, these more restrictive directions or orders control instead of the general restrictions of the paragraph.

Exceptions

(g) *In general.* This paragraph, paragraph (h) below, and certain directions to this regulation state general exceptions to the restrictions on acceptance of delivery described in paragraph (c) above, and to all other inventory restrictions on delivery and acceptance of delivery in CPA orders and regulations unless they contain specific provisions to the contrary. None of these or any other exceptions to CPA inventory restrictions on receipts permit a supplier to disregard any applicable CPA order or regulation which restricts production or delivery.

(1) *Exemption of Table 3 materials.* Materials listed on Table 3 at the end of this regulation may be delivered and accepted without regard to CPA inventory restrictions.

(2) *Materials bought under PR-13.* Priorities Regulation 13 provides a limited exemption from inventory restrictions in the case of items bought on special sales.

(3) *Imported materials.* A person may import any material without regard to CPA inventory restrictions, but if his inventory of it thereby becomes in excess of the amount permitted by this regulation, he may not receive further deliveries of it from domestic sources until his inventory is reduced to permitted levels. The inventory restrictions of this regulation do apply to any deliveries of the imported material he makes, and to the amount of it that any person accepting delivery from him may receive.

(4) *Advance stockpiling for civilian production.* A person may receive in anticipation of starting or resuming civilian production the minimum amount of material he would need during the first 30 days of such production, provided no priorities assistance is used to get the material. Records of such receipts and the basis on which they were computed must be preserved as required by § 944.15 of Priorities Regulation 1. This 30-day amount is a ceiling as far as advance stockpiling is concerned, and may not be considered as a "bonus" to be added to the amount of any material which a producer expects to have available for making his civilian product. Changes in this 30-day amount may be indicated for a particular material by a note in Table 1.

(5) *Minimum sale quantities.* Minimum sale quantities and production runs may be accepted to the extent permitted by Interpretation 2 to this Regulation. However, where Column 3 of Table 1 shows a specific amount of a particular material, that is considered to be the minimum sale quantity of it. Thus, if a person would be permitted under paragraph (c) to accept less than the amount shown, he may accept delivery of the full amount. In any event, after receiving a minimum sale quantity of any material, a person may not accept delivery of any additional quantities until his inventory of it is within applicable limits.

(6) *Small inventory exemption for particular materials.* If a note in Table 1 or 2 shows a specific amount of a particular material as a small inventory exemption, a person may accept delivery of any quantities of it as long as his total inventory of it after acceptance is no more than the specified amount.

(h) *Receipts permitted after adjustment of orders.* Where a person has promptly adjusted his outstanding orders with his supplier as required by paragraph (e) and the supplier is not otherwise prohibited from producing or delivering any material involved, delivery of it may be made and accepted and the inventory restrictions of paragraph (c) exceeded to the following extent only:

(1) Delivery may be made and accepted if the supplier has shipped the material or loaded it for shipment before the receipt of the instruction to adjust; or

(2) Delivery may be made and accepted of any special item which the supplier actually has in stock or in production or special components or special materials which he has acquired for the purpose of filling that contract. A special item, as used above, means one that the supplier does not usually make, stock, or sell, and which cannot readily be disposed of to others; or

(3) Even if the material is not a special item, delivery may be made by and accepted from a producer if it has already been produced or is in production before receipt of the instruction to adjust, and it cannot be used to fill other orders on the producer's books. However, in the case of steel processed beyond the slab, billet or sheet bar stage before receipt of the instruction to adjust, producers are not required to examine other orders on their books. In this case, unless otherwise ordered by the CPA, deliveries may be made and accepted if the producer cannot readily dispose of the material to others without loss of production.

NOTE: For special rules on continuing receipts of special items after contract cut backs, see Direction 3 to this regulation; and as to transfers of idle materials after cancellations or cut backs, see Direction 1. For effect of reduction in consumption rate on permitted inventories, see Interpretation 5.

Miscellaneous Provisions

(i) *Previous inventory authorizations.* Any specific authorizations, exceptions, or grants of appeals issued under § 944.14 of Priorities Regulation 1 or CMP Regulation 2 remain in effect according to their terms unless individually modified or revoked.

(j) *Separate inventories.* (1) In figuring his inventory, a person must include all material in his possession and all material held for his account by another person, but not material held by him for the account of another person.

(2) In the case of a person who on August 28, 1945, has more than one operating unit and keeps separate inventory records for them, this regulation applies to each such operating unit or division independently. A person may not make any further separation or consolidation of such operating units without special written approval of the Civilian Production Administration, unless it is purely incidental to a separation or consolidation which is made primarily for other than inventory purposes.

(k) *Redistribution of excess inventories.* Excess inventories of materials and products, including inventories of materials which are in such form as to be unusable by the holder, are subject to redistribution to other persons by voluntary action pursuant to Priorities Regulation 13, or if necessary for national defense, through requisitioning by the Civilian Production Administration.

(l) *Violations.* Any person who willfully violates any provision of this regulation, or who, in connection with this regulation, willfully conceals a material fact, or furnishes false information to any department or agency of the United States is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using, material under priority control and may be deprived of priorities assistance.

(m) *Revisions of tables.* Tables 1, 2 and 3, attached to this regulation will be revised from time to time. As materials and products become in more ample supply, it is expected that they will be listed on Table 3. In special cases, particular materials or products may also be removed from Table 3 or added to Table 1. It is, therefore, important to be familiar with the latest revision of the tables.

(n) *Appeals, letters and questions.* Any appeal or other question regarding any provision of this regulation should be sent by letter in duplicate to the Inventory Control Division, Civilian Production Administration, Washington 25, D. C., Ref.: PR 32, unless Table 1 or 2 attached to this regulation indicates otherwise with respect to particular materials or classes of persons.

Issued this 8th day of May 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

TABLE 1—MATERIALS AND PRODUCTS SUBJECT TO SPECIFIC INVENTORY PROVISIONS

Explanation. Materials or products listed in Column 1 are subject to the specific inventory provisions shown, as explained in paragraph (c) (2) of the regulation, except to the extent that different rules may apply as to certain classes of persons under Table 2.

Column 2 shows either the CPA order or regulation which controls inventories of the material, or if no order is specified, there is shown a period of time representing the maximum inventory permitted as explained in paragraph (c) (2). An asterisk (*) indicates that the practicable minimum working inventory limit of paragraph (c) (1) also applies, that is, if it would be less than the specific limit indicated.

If Column 2 shows a specific period of time (e. g., 30 days, 60 days, etc.) for a particular material or product, this restriction applies only to "users" of that material or product, i. e., persons, including Government operated consuming establishments, who use the material or product for production, operating supplies, maintenance and repair, or for construction whether for own account or for the account of another. In addition, the restriction applies only within the 48 States and the District of Columbia. In the case of persons who are not "users", such as persons buying for resale, paragraph (c) (1) applies instead of Column 2.

A figure in Column 3 shows the minimum sale quantity, that is, the amount of the particular material which a person may receive under the conditions stated in paragraph (g) (5), even if it is more than allowed under Column 2. If no figure is shown, the rule in Interpretation 2 must be followed.

Column 4 tells the Division or Office in the Civilian Production Administration to which should be sent any appeals or questions regarding the limitations described. However, if the applicable order says appeals are to be filed somewhere else, such as the nearest CPA field office, that provision controls.

Column 5 (Remarks) gives explanations, exemptions or other special rules applicable to the particular material or limitation.

TABLE 1—Continued

Material (1)	Order or limitation (2)	Minimum sale quantity (3)	CPA division or office which is (ering the control (4)	Remarks (5)
Lead chemicals	30 days*		Chemicals	**The specific limitations in column (2) on receipts of lead do not apply to smelters and refiners who acquire lead for the purpose of conversion into another form of this material, but they are subject to paragraph (c) (1) of Priorities Regulation 32.
Lumber—Seasoned, green, rough, surfaced and/or worked to pattern (all kinds, sizes and grades)** Note: (Deleted Nov. 28, 1945)	60 days*		Lumber	**The limitations in Column 2 do not apply to lots of 1,000 board feet or less of lumber in usable condition in the user's inventory rather than item by item. The Column 2 restrictions do not apply to lumber which either must be seasoned by the user before it is usable for the purpose for which it was purchased, but such receipts are subject to all other restrictions of paragraph (c) (1) of the regulation. However, when such lumber is sufficiently seasoned for use it must be offered in order of mining, whether or not the person is eligible to accept any further deliveries of lumber in usable condition under the limitations of this Table 1
Mica:*** Muscovite: Block & Film	45 days*	1 case	Metals and minerals	***Applies only to mica unrelated from Government stock but does not apply to any mica that has been declared surplus and is sold by a disposal agency
Splittings	90 days*	5 cases		
Block	45 days*	1 case		
Splittings	90 days*	5 case		
Motors: Fractional horsepower motors, alternating current unit over ½0 h. p. except universal	45 days*	1,000	General industrial equipment	
Fractional horsepower motors, alternating current ½0 h. p. or larger but less than ½ h. p. except universal	45 days*	200	do	
Fractional horsepower motors, alternating current, ½ h. p. or larger but less than 1 h. p., except universal	45 days*	250	do	
Single phase alternating current motors 1 h. p. and over except universal	45 days*	100	do	
Radiation, cast iron	60 days*		Inventory control	
Rubber: Natural rubber; natural rubber latex or butyl; reclaimed rubber; chlorinated natural rubber	R-1*		Rubber	
Solder	M-43, Dir. 2	(**)	Tin, lead and zinc	**The specific limitations in Column 2 on receipts of steel, including iron products, do not apply to producers with basing point rolling capacity of products, for the purpose of conversion into another listed form of those materials, but they are subject to paragraph (c) (1). Certain other classes of persons, to whom these limitations do not apply are shown on Table 2.
Steel, including iron products: Note: (1) The provisions of this regulation apply separately to each "item" of steel as listed below which is different from all other items in that class by reason of one or more of its specifications, such as width, thickness, temper, alloy, finish, or method of manufacture.				

NOTE: Table amended May 8, 1946. TABLE 1

Material (1)	Order or limitation (2)	Minimum sale quantity (3)	CPA division or office which is (ering the control (4)	Remarks (5)
Aluminum. (See Table 3.)				
Antimony	M-112		Tin, lead and zinc	
Babbitt	M-43, Dir. 2		Tin, lead and zinc.	
Bristles	120 days		Textiles	
Bute	M-45		Textiles	
Cadmium, metallic all grades of metallic cadmium, cadmium oxide, or cadmium salts produced directly from ores, ore concentrates, primary materials, or redistilled or remelted from cadmium scrap or any secondary cadmium-bearing material	30 days*	100 lbs.	Tin, Lead and Zinc Branch	
Camphor	45 days*		Chemicals	
Castings, malleable iron. (See Steel, including iron products.)				
Copper and copper base alloys: Note: (1) The provisions of this regulation apply separately to each "item" of copper or copper base alloys in any class listed below which is different from all other items in that class by reason of one or more of its specifications, such as width, thickness, temper, alloy, finish, or method of manufacture. Differences in color or insulation do not differentiate items of wire mill products. (2) See Table 2. Note: (Deleted Nov. 28, 1945)				
Copper: Refinery shapes, castings, scrap, etc.	45 days*		Copper	
Brass mill products, bars, sheet, rod, tube	45 days*		Copper	
Wire mill products, except magnet wire	45 days*		Copper	
Magnet wire	45 days*		Copper	
Copper base alloys: Ingot, castings, scrap, etc.	45 days*		Copper	
Brass mill products, bars, sheet, rod, tube	45 days*		Copper	
Wire mill products, except magnet wire	45 days*		Copper	
Magnet wire	45 days*		Copper	
Cotton yarns, combed and carded, weaving and knitting, singles, ply and twisted, natural or colored	L-265		Textiles	
Ethyl cellulose	M-376		Chemicals	
Gloves, work	45 days*		Textiles	
Glue, hide	45 days*		Chemicals	
Gypsum board	30 days*		Inventory control	
Gypsum lath	30 days*		Inventory control	
Iron ore	30 days*		Steel	
Iron products (see steel including iron products).				
Kapok	M-43		Textiles	
Lead metallic: lead alloys, scrap, compounds or products not specifically listed below, but not limited to, sheet, pipe, ingot, castings and foil, in any form containing 50% or more by weight of lead. (See Table 2 for limitations on chemicals.**	30 days*		Tin, lead and zinc	

See footnotes at end of tables.

TABLE 2—CLASSES OF PERSONS SUBJECT TO SPECIFIC INVENTORY PROVISIONS

Explanation. The classes of persons listed in Column 1 are subject to the specific inventory provisions shown, as explained in paragraph (c) (2) of the regulation.

Column 2 shows either the CPA order or regulation which controls the inventories of the particular class of persons, or if no order is specified, there is shown a period of time representing the maximum inventory permitted as explained in paragraph (c) (2). An asterisk (*) indicates that the practicable minimum working inventory limit of paragraph (c) (1) also applies, that is, it would be less than the specific limit indicated.

Column 3 tells the Division or Office in the Civilian Production Administration to which should be sent any appeals or questions regarding the limitations described. However, if the applicable order says appeals are to be filed somewhere else, such as the nearest CPA field office, that provision controls.

Column 4 (Remarks) gives explanations, exemptions or other special rules applicable to the particular class of persons or limitation. Where this column specifies certain materials, the limitation or exemption for the particular class of person applies only to the materials specified.

NOTE: Table amended May 8, 1946.

Classes of persons	Order or limitation	CPA division or office administering the control	Remarks
(1)	(2)	(3)	(4)
Bag makers (cotton textiles)	M-221	Containers	Bristles.
Brush manufacturers	120 days	Textiles	Applicable only to special high carbon steel in special forms and shapes needed to make files and rasps.
File and rasp manufacturers	120 days*	Inventory control	No inventory restrictions apply to receipts of steel, iron products, copper and copper base alloys for making jeweled watches.
Jeweled watch manufacturers	None	Inventory control	Newsprint.
Merchants (consumers' goods inventories)	L-219	Wholesale and Retail Branch.	Newsprint.
Newspapers, publishers of	PR 32, Direction 7.	Printing and publishing.	**All provisions of this regulation (and, so long as it is in effect, Direction 8 to this regulation) apply except that with respect to steel pipe the limitations on receipts applies to the total tonnage of pipe in the users inventory rather than item by item. Applicable only to special heat treated, tempered, polished and colored pipe or expander steel) for use in the production of piston rings.
Newsprint users, other than newspaper publishers	PR 32, Direction 7. (**)	Inventory control	
Pipe nipple manufacturers			**See special rule under "Steel" in table 1.
Piston ring manufacturers	90 days*	Inventory control	
Rubber and rubber product manufacturers	R-1	Rubber	**All provisions of this regulation apply except that with respect to steel, iron products, copper and copper base alloys such operators are subject to the rule of paragraph (c) (1) instead of the specific limitation in Column 2 of Table 1.
Specified structural steel for construction, persons using.	(**)	Inventory control	
Suppliers	L-63	Wholesale and Retail Branch.	
Telegraph operators	(**)	Inventory control	
Telephone operators	(**)	Inventory control	

See footnotes at end of table.

TABLE 1—Continued

Material	Order or limitation	Min mum sale quantity	CPA division or office administering the control	Remarks
(1)	(2)	(3)	(4)	(5)
Steel, etc.—Continued. (2) So long as Direction 8 to Priorities Regulation 32 remains in effect, its provisions control users of steel pipe for the limitations stated in Column 2.				
Iron products: Gray iron castings (rough as cast) (including soil pipe).	60 days*	(***)	Inventory control	**Receipts of less than 2,000 pounds from any one pattern or mold on a minimum production run as explained in Interpretation 2 are permitted under the conditions explained in paragraph (d) (5).
Malleable iron castings (rough as cast).	45 days*	(***)	do	
Steel:				
Carbon and alloy steel (including wrought iron):****				****Column 2 does not apply to certain special kinds of steel used in file and rasp production, as explained in table 2. **Column 2 does not apply to persons who order structural steel for use in construction including other buildings and other structures of a like character, and who order it delivered cut to the specifications required for a specific project and who are not required to secure such steel through a CMP specific project. Instead, no such person may accept delivery of such steel more than 60 days before it is scheduled to be incorporated in the project, if it is not to be further fabricated, before it is scheduled to be assembled.
Bars—Cold finished	60 days*	10,000 lbs	do	
Bars—Hot rolled or forged	60 days*	10,000 lbs	do	
Sheet and strip	60 days*	10,000 lbs	do	
Structural shapes and piling.**	60 days*		do	
Tin plate, terne plate and tin mill black plate.	60 days*	10,000 lbs	do	
All other shapes and forms of carbon steel as described in Order M-21.	Par. (e) (1)		do	
Alloy steel (including stainless):				
Sheet and strip	60 days*	10,000 lbs	do	
All other shapes and forms of alloy steel as described in Order M-21.	Par. (e) (1)		do	
Tarpaulin fabric	M-333		Chemicals	**Persons buying textiles (finished material) who are not subject to M-328B are subject to paragraph (c) (1) of Priorities Regulation 32.
Textiles (finished material)	M-328B**		Textiles	
Tin:				
Pig tin	M-43		Tin, lead, and zinc.	
Alloys, other than copier base alloys.	M-43, Dir. 2		do	
Tires and tubes	II-1		Rubber	
Titanium ingots	30 days*		Chemicals	
Trimethylene glycol	5 months		do	
Vegetable waxes	90 days		do	

*Or a practicable minimum working inventory, whichever is less.

TABLE 2—Continued

Classes of persons	Order or limitation	CPA division or office administering the control	Remarks
(1)	(2)	(3)	(4)
Transportation systems, operators of (MRO supplies).	(***)	Inventory control	***All provisions of this regulation apply, except that with respect to the materials on Table 1 (other than lumber) such operators are subject to paragraph (c) (1) instead of the specific limitations in Column 2 of Table 1. This does not prevent an operator from maintaining minimum stocks of material for emergency use, nor from acquiring reasonable stocks of ties and lumber for seasoning.
Utility producers (electric, power, gas, water and central steam heating).	(**)	Inventory control	**All provisions of this regulation apply, except that with respect to steel, iron products, copper and copper base alloys such producers are subject to the rule of paragraph (c) (1) instead of the specific limitation in Column 2 of Table 1.

*Or a practicable minimum working inventory, whichever is less.

TABLE 3—EXEMPTED MATERIALS AND PRODUCTS

Explanation. The following materials and products are exempt from the inventory restrictions on receipts of this regulation and of all other CPA orders or regulations unless they specifically state otherwise.

- Abrasive products—made from manufactured or natural abrasives, including all items under CMP code 720
- Aluminum in all forms
- Asbestos, unmanufactured, all grades and types
- Asbestos friction materials
- Asbestos Tape .010–.025 thickness
- Asbestos textiles
- Batteries, dry cell
- Bearings—ball and roller, including all items under CMP code 155
- Bending machines for pipe, plate, roll, or structural shapes, including all items under CMP code 356
- Bentonite
- Capital equipment (other than that elsewhere listed on this table and other than wood poles, cross arms, domestic watt hour meters, power and distribution transformers, circuit breakers and switch gear)
- Chains, except stud link anchor, cast steel, power transmission, but including all items under CMP code 712
- China clay (English)
- Cork, raw—corkwood, milling cork, grinding cork
- Cotton: Baled, raw cotton
- Cranes and hoists, including all items under CMP Codes 146, 303, 308 and 312.
- Domestic andalusite
- Domestic dumortierite
- Fibrous glass products
- Files and Rasps, including all items under CMP code 644
- Forging Machines, including all items under CMP code 354
- Foundry Machinery, Equipment and Supplies, including all items under CMP code 363
- Furfural
- Furnaces, metal melting, including all items under CMP code 422
- Gages and Precision Measuring Tools, including all items under CMP code 658
- Heat Treating Equipment, metal, including all items under CMP code 364
- Ilmenite
- Istle fiber and products
- Jigs, dies and fixtures
- Jute fiber and jute products except burlap
- Kyanite (Indian)
- Lamps, incandescent
- Machine Tools, non-portable power driven, including all items under CMP code 350
- Machine Tool and Metal Working Machine Attachments and Accessories, including all items under CMP code 361
- Magnesium in all forms.
- Mechanics Hand Service Tools, including all items under CMP code 647
- Metal Cutting Tools, including all items under CMP code 362
- Metal Working Machines and Tools, portable, power-driven, including all items under CMP code 365
- Metal Working Presses, hydraulic and mechanical, including all items under CMP code 355
- Mineral aggregates:
  - Sand
  - Gravel
  - Crushed stone.
  - Slag
- Packings, Gaskets and Oil Seals
- Pipe fittings (not bell, spigot, compression, flared or Parker type) including all items under CMP Codes 572 and 573 except grey cast iron and malleable iron fittings and unions.
- Piping accessories: industrial, marine, under CMP Code 597.
- Potter's flint
- Pulpwood
- Rolling Mill Stands and Attached Equipment, including all items under CMP code 357
- Salt (sodium chloride) in bulk
- Sediment separators
- Shears, Punches and Nibblers, power-driven, including all items under CMP code 358
- Sodium sulfate (salt cake)
- Sodium sulfite
- Stoneware clay
- Sulphur
- Valve handwheels
- Valves, goggle
- Valves, piping system (not airbrake equipment, aircraft, instrument, refrigeration, regulating, or plumbing fixture fittings and trim), including all items under CMP Codes 574 and 575 except brass.
- Vermiculite
- Waste paper
- Wire Drawing Machinery, including all items under CMP code 359
- Wood pulp
- Wool: Raw wool

INTERPRETATION 1

INVENTORIES IN SEASONAL INDUSTRIES

Paragraph (c) (1) of Priorities Regulation 32 prohibits any person from accepting a delivery which will give him "more than a practicable minimum working inventory reasonably necessary to meet his own deliveries on the basis of his current or scheduled method and rate of operation". This does not prevent a person engaged in a seasonal industry who normally stocks up inventory in advance of the season from accepting delivery of his requirements of the inventory in question, provided (a) that he is not guilty of hoarding, and (b) that the deliveries accepted are no greater and no further in advance than those which he would normally accept in the ordinary course of his business to meet reasonably anticipated requirements. (Issued Aug. 28, 1945.)

INTERPRETATION 2

MINIMUM SALE QUANTITIES AND PRODUCTION RUNS

(a) *Applicable provisions of the regulations.* Priorities Regulation 32 forbids the making or acceptance of a delivery which will give the customer more than the "practicable minimum working inventory reasonably necessary" for him to make his own deliveries. A similar provision in paragraph (c) (2) of Priorities Regulation No. 3 says that a customer who is applying a rating for which no specific quantities have been authorized may use it only to get the "minimum amount needed."

(b) *Factors to be considered in determining how much can be ordered and delivered.* In determining a customer's minimum inventory "reasonably necessary" under Priorities Regulation 32 or his "minimum amount needed" under Priorities Regulation No. 3, it is proper in some cases to consider not only the immediate needs of the customer's plant but also whether the amount which he orders will be a minimum production run for his supplier. The customer may order and receive (and the supplier may deliver) the customer's requirements for a longer period in advance than he actually needs at the time of delivery if, but only if, it is not practicable for him to get the item from any supplier in the smaller quantities which he presently needs. The supplier may reject his customer's order if it is less than the minimum which he regularly sells or less than his minimum production run of a product which is mass produced under the conditions explained in Interpretation 3 of Priorities Regulation 1.

(c) *Relief in exceptional cases.* If the conditions stated in paragraph (b) above cannot be satisfied but the customer wants to order or accept delivery of more than his actual needs at the time of delivery, he should apply to the Civilian Production Administration for permission, stating the facts and why it is not practicable to satisfy the condition of paragraph (b)

(d) *Special provisions for certain materials.* Where a specific minimum sale quantity is shown in Column 3 of Table 1 of Priorities Regulation 32 with respect to any material or product, that quantity controls instead of the rule in this interpretation.

(e) *Specific limits on ratings may not be exceeded.* This interpretation does not apply to the use of a rating where a specific quantity is stated in the instrument assigning the rating. If a person is assigned a rating for a specific amount of material, he may not use it to get more. If he finds that he can only get the material in larger quantities, he should apply for a modification of the rating.

(f) *No effect on contractual rights.* The times and amounts in which deliveries are to be made are to be determined by agreement between the supplier and the customer. Nothing in this interpretation relieves a supplier from fulfilling a contract to make deliveries at specified times in specified amounts. For example, if a customer has agreed to buy and a supplier has agreed to furnish 100 units a month for six months, this interpretation does not obligate the buyer to accept 600 units delivered during the first month, although it permits him to do so under the conditions described in paragraph (b). (Issued Oct. 1, 1945.)

INTERPRETATION 3

MAKING OR DELIVERING MATERIAL EARLIER THAN REQUIRED BY CUSTOMERS

(a) Paragraph (b) of Priorities Regulation 32 prohibits a person from knowingly

making a delivery which will give his customer more than the latter is permitted to receive under the regulation. Paragraph (f) of that regulation prohibits a person from processing or fabricating material if his inventory of the material in its processed or fabricated form will be more than a practicable minimum working inventory. These two restrictions should be borne in mind by any supplier who wants to make or deliver any material to his customer earlier or in greater quantities than required by the customer.

(b) For example: A supplier has accepted his customer's order of a product to be delivered at the rate of 100 a month for six months. The supplier would like to ship 200 a month for three months, or perhaps the entire 600 in the first month. Since the customer's requirements of 100 a month are presumably all he could accept within the inventory limitations of paragraph (c) of the regulation, the requirement that the supplier may not knowingly ship more than this would prevent him from delivering earlier than required by his customer, unless he received notice from his customer that the receipt of the larger amount would not cause him to have an excess inventory.

(c) Thus, before delivering a material or product substantially earlier or in greater quantities than is called for by his customer's order, a supplier is required to satisfy himself that the receipt by the customer of the changed quantities will be within the permissible inventory limitations applicable to the customer. The supplier may rely on any statement or notice to this effect from his customer, unless he knows or has reason to know that it is false.

(d) Similarly, assuming his customer would not be permitted to receive the larger quantities, the supplier should take this into account in his plans for processing the material or product so that he himself will not have an inventory greater than permitted by paragraph (f) of the regulation.

(e) This interpretation, of course, does not change the rule on delivery or acceptance of minimum sale quantities or production runs to the extent described in Interpretation 2 to this regulation, nor does it prevent earlier delivery of iron products, steel, copper and copper base alloys under the conditions described in paragraph (c) (3) of Priorities Regulation 32. Also, if any CPA order or regulation permits increased deliveries to the extent necessary to avoid shipping partly filled containers (such as paragraph (y) (4) of Order M-300), the rule in this interpretation does not prevent such deliveries. (Issued Oct. 1, 1945.)

INTERPRETATION 4

INVENTORY MATERIAL

(a) Paragraph (c) of Priorities Regulation 32 prohibits a person from accepting delivery of material if his inventory of it is, or will be, greater than the maximum prescribed. For the purpose of this regulation, material is considered to be inventory until it is actually put into process or is actually installed or assembled. Putting into process does not include minor initial operations, such as painting, and does not include any shearing, cutting, trimming or other operation unless such initial operations are part of a continuous fabricating or assembling operation. Nor does it include operations such as inspection, testing and ageing nor segregation or earmarking for a specific job or operation.

(b) For example, if a manufacturer who uses wire or rod cuts a sufficient quantity of it to length at one time to maintain his operations for a considerable period of time, the cut pieces remain as inventory until processed into another form or until assembled or installed.

(c) If a manufacturer purchases and stores steel castings in the form purchased, the steel castings are not put into process when the castings are painted and stored. Consequently the inventory of castings includes those painted and stored.

(d) If a manufacturer shears steel sheet and stocks in sheared form, such stock is still part of his inventory, if the material does not continue in production. (Issued Aug. 28, 1945)

INTERPRETATION 5

EFFECT OF REDUCTION IN CONSUMPTION RATE ON PERMITTED INVENTORIES

(a) Paragraph (c) of Priorities Regulation 32 prohibits the acceptance of delivery of material if a person's inventory of it is, or will be, more than the amount permitted by the regulation. If material is acquired within these restrictions, the regulation does not prohibit the mere possession of an inventory if a change in circumstances makes it greater than the amount permitted. For instance, if based upon current rate of production a manufacturer's permitted inventory of one item of steel is 100 tons and he has in inventory 60 tons, he may receive a further delivery of 40 tons. If after receiving the delivery of 40 tons his rate of consumption, because of contract cancellation or the like, is reduced drastically, the mere fact that he has an inventory of 100 tons, although his permitted inventory may be only 10 tons, is not a violation of the regulation. He may not, of course, accept any further deliveries of that item of steel until his inventory has been reduced below 10 tons (except as provided in paragraph (h) of Priorities Regulation 32 and Direction 3 to that regulation, relating to material already shipped, special items, etc.)

(b) Similarly, the regulation does not affect the liability of a customer for material in inventory when the customer cancels his contract. Such liability is controlled by the provisions of the contract between the customer and his supplier and by contract law. (Issued Aug. 28, 1945)

[F. R. Doc. 46-7688; Filed, May 8, 1946; 11:29 a. m.]

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 32, Direction 9, as Amended May 8, 1946]

SPECIAL INVENTORY RESTRICTIONS FOR MANUFACTURERS OF CERTAIN APPAREL

The following amended direction is issued pursuant to Priorities Regulation 32:

(a) *Purpose.* This direction contains special inventory rules for manufacturers of certain apparel. Its purpose is to assure prompt and continuous deliveries of such products for distribution to consumers, by preventing the accumulation by manufacturers of inventories which would be excessive, in view of the extremely urgent need for the products by purchasers. These special rules are more specific than the general rules in Priorities Regulation 32, and are controlling. They apply whether or not the materials from which the products are made are acquired with priorities assistance. However, when the products are made from materials acquired with ratings assigned under Order M-328B, the specific rules in that order are controlling. When a particular situation or action is not covered either by the rules in this direction or those in Order M-328B, the general rules in Priorities Regulation 32 still apply.

(b) *Restrictions on receipts of production materials.* Receipts of fabric, yarn and other materials for making products on List A of this direction are limited to the quantities permitted under Priorities Regulation 22.

(c) *Restrictions on processing.* (1) No manufacturer of any products on List A may cut, process, or otherwise alter any finished fabric or yarn made of cotton, synthetic fiber or wool, or their blends, for use as body fabric, body lining, or any other purpose in making any of such listed products, if his inventory of the material in its cut, processed, or otherwise altered shape or form is, or will be, more than a practicable minimum working inventory. This limitation applies whether the manufacturer does his own processing or has it done for his account by others. He may not exceed it by causing or permitting avoidable delays in transportation, storage, or processing, nor by putting or having put into process quantities of material which would exceed it, or which would give him a quantity of partly processed material or partly finished products greater than that which he can assemble and complete into finished products under the rules in this direction.

(2) In addition, no manufacturer of any products on List A may cut, process, or otherwise alter any finished fabric or yarn made of cotton, synthetic fiber, or wool, or their blends, or have any other person do so for him, for use as body fabric or body lining or any other purpose in making any of such products, if his inventory of the finished products is, or will be, more than the smaller of the following:

(i) A practicable minimum working inventory, or

(ii) The quantity of that product which he produced during the period of time indicated in List A. (Where a manufacturer has not been making a product, this limitation in (c) (2) (ii) does not apply during the 30 calendar days after his initial production of that product has begun.)

(3) "Finished product" includes all products of the kinds on List A in a manufacturer's possession and all held for his account in a public warehouse or by any other person, on which the manufacturing processes have been completed, whether or not they have been sorted, pressed, labelled or packaged.

(4) In determining what is a practicable minimum working inventory of finished products, any inventory which is larger than that which a manufacturer has been maintaining in the immediate past (even where less than that permitted under paragraph (c) (2) (ii) above) is excessive, unless there are valid reasons why this is not so. For example, withholding of products in anticipation of increases in OPA ceiling prices is not a valid reason. Also, in the case of products which can be distributed very quickly by a manufacturer, an inventory not greater than the quantity produced in the period of a week or ten days may be a practicable minimum working inventory.

(5) If in any case a product on List A is designated on that list as a seasonal one, and a particular manufacturer must produce and stock it up in advance of the season because he is unable to make sales until the seasonal demand occurs, he may have an inventory larger than that specified in (c) (2) (ii) above, provided his inventory is no greater and is accumulated no further in advance than that which he would normally have in the ordinary course of his business to meet reasonably anticipated future seasonal requirements.

(6) The rules in this paragraph (c) apply for products on List A instead of the rule in paragraph (f) of Priorities Regulation 32.

(d) *Other rules and regulations.* The failure of a manufacturer to schedule his production in such a way that his finished products can be disposed of in accordance with applicable regulations of the Office of Price Administration and other governmental agencies does not relieve him from the restrictions in this direction.

(e) *Adjusting purchase orders, production, and sales*—(1) *Outstanding orders.* If because of a change in operations, slowing of production, delayed delivery by a supplier, or any other change in requirements, a manufacturer who has ordered material for future delivery would, if he accepted delivery on the date specified, exceed the limits prescribed by this direction (or by Priorities Regulation 32), he must promptly adjust his outstanding orders, and, if necessary, postpone or cancel them. Paragraph (h) of Priorities Regulation 32 describes what further deliveries may be accepted after his orders have been adjusted.

(2) *Finished product inventories.* Whenever List A is amended and a manufacturer of any product is affected by such an amendment and has an inventory of more than the amount permitted by paragraph (c) (2) (ii) of this direction, he must promptly, and in any event within 15 days after the issuance of such amendment, either bring his inventory within the applicable limits by increasing his rate of sales or by reducing his rate of operations, or stop further production until his inventory is within the applicable limits. Similarly, manufacturers of products on List A must keep their inventories within the applicable limits by increasing rate of sales, or by reducing rate of operations.

(f) *Other rules.* The rules stated in Priorities Regulation 32 and other directions to it must also be observed with respect to products on List A, except as stated in this direction.

Issued this 8th day of May 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

LIST A—SPECIAL INVENTORY RESTRICTIONS ON MANUFACTURERS' INVENTORIES OF FINISHED PRODUCTS

The restrictions of this list apply to manufacturers' inventories of finished products of the types listed below.

Where a listing shows 30 days, for example, this means that his inventory of the finished product may not be greater than his production of that product during the period of 30 calendar days (either the immediate preceding 30 day period or his monthly average production of the preceding three calendar months). In no case may his inventory exceed a practicable minimum working inventory, when this is less than 30 days production.

Product:	*Inventory limit (days*)*
Men's and boys' suits	30
Men's and boys' separate trousers	30
Men's and boys' shirts (other than work and sport)	30
Men's and boys' sport and work shirts (Seasonal, see paragraph (c) (5))	30
Men's and boys' underwear (knitted) (Seasonal, see paragraph (c) (5))	30
Men's and boys' underwear (woven)	30
Women's hosiery, nylon and rayon	30

*Or a practicable minimum working inventory, whichever is less.

[F. R. Doc. 46-7689; Filed May 8, 1946; 11:29 a. m.]

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 33, Direction 8, as Amended May 8, 1946]

PREFABRICATED HOUSING UNDER THE VETERANS' EMERGENCY HOUSING PROGRAM

The following amended direction is issued pursuant to Priorities Regulation 33:

(a) *What this direction does.* This direction explains how manufacturers of prefabricated houses, sections or panels, called prefabricators in this direction, may get HH ratings for certain materials to be used in the manufacture and erection of prefabricated housing under the Veterans' Emergency Housing Program.

(b) *Definitions.* For the purpose of this direction:

(1) "Prefabricated house" means a house which is manufactured in a factory, is transported without being taken apart, and will be ready for occupancy when placed on a foundation and connected with required utility services. The term "prefabricated house" does not include house trailers.

(2) "Prefabricated section" means a section of a house which is manufactured in a factory, is transported without being taken apart, and will be ready for use when attached to another section or other sections of a house, or used in combination with prefabricated panels or conventionally constructed elements or both, placed on a foundation and connected with public utility services.

(3) "Prefabricated panel" means any floor wall, partition, ceiling, roof or truss panel which is manufactured in a factory in such a fashion that it may be erected, in combination with other prefabricated panels or sections of a house, or in combination with conventionally constructed elements to produce housing accommodations. Prefabricated panels may, but need not, incorporate such items as window and door frames, sash, doors, builders' hardware, wiring, piping, etc.

(4) The terms "prefabricated panel" and "prefabricated section" do not include: (i) fabricated structural steel such as columns, beams, or trusses, (ii) millwork as defined in Direction 1 to Priorities Regulation 33, (iii) items of furniture and equipment not to be permanently attached to and made part of a house or, (iv) building materials cut to size and shape for assembly at the site (unless delivered by the prefabricator as part of the prefabricated-unit package he supplies. See paragraph (f) (1) below for restrictions on materials for packages.)

(c) *Prefabricators' application for priorities assistance*—(1) *General.* A prefabricator may apply on Form CPA-4415 for priorities assistance in getting materials on List 1 to this direction for use in manufacturing prefabricated houses, sections, and panels, or for inclusion in prefabricated-unit packages (to the extent permitted by paragraph (f) (1) below). Priorities assistance will be in the form of authority to use an HH rating or to place certified orders for these materials. Such assistance will be granted, on these applications, only for quantities of materials which are likely to be fully used in prefabricated housing authorized under the Veterans' Emergency Housing Program. Authorizations are given on this form for materials for a particular quarter together with an advance authorization for a percentage of requirements for the next quarter. The advance authorization will enable the prefabricator to place purchase orders for that next quarter before the receipt of his authorization for that quarter, subject to the provisions of paragraph (d) (5) below.

(2) *Third-quarter applications.* Third-quarter applications must be filed with the National Housing Agency, Washington 25, D. C., by May 24, 1945. The applications are to be made on the form CPA-4415 printed for that quarter, which may be obtained from the National Housing Agency.

(3) *Second-quarter applications.* Second-quarter interim applications should be filed with the Civilian Production Administration, Washington 25, D. C. Unless otherwise provided, third-quarter advance authorizations issued by the Civilian Production Administration in connection with approved second-quarter applications will continue effective until superseded by authorizations issued on applications filed under paragraph (c) (2) above.

(d) *Use of HH ratings and certified orders by prefabricators.* (1) A prefabricator must not extend an HH rating which he receives from his customers.

(2) A prefabricator to whom an HH rating is assigned on Form CPA-4415 under this direction may use it only to get the quantities of the materials approved on the application (except that the HH rating may not be used to get materials covered by paragraph (4) below). The HH rating may be applied to a purchase order only by placing on the order the following certificate (the certificates set forth in Priorities Regulations 3 and 7 may not be substituted for this certificate).

Veterans' Emergency Housing Program
Prefabricated Housing
Serial #------

Rating: HH

I certify to the Civilian Production Administration that the materials covered by this order will be used only in prefabricated units being manufactured under the Veterans' Emergency Housing Program and that I will sell the completed units only on orders rated HH under Priorities Regulation 33.

Manufacturer

(3) A prefabricator who has been granted priorities assistance on Form CPA-4415 may use an HH rating to get his approved quantity of List 1 materials (except lumber, millwork, hardwood flooring and construction plywood, all of which are covered by paragraph (4) below) from distributors, jobbers, or dealers under applicable directions to Priorities Regulation 33 covering the particular materials. A prefabricator, however, shall not use an HH rating to get any of these materials directly from producers unless the direction applicable to that material expressly states that he may do so.

(4) A prefabricator whose application on Form CPA-4415 is approved may place certified orders for the approved quantities of lumber, millwork, hardwood flooring and construction plywood in accordance with Direction 1 and Direction 1A to Priorities Regulation 33.

(5) The prefabricator must not specify delivery dates (delivery at his plant or warehouse) on HH rated or certified purchase orders for materials more than 30 days before the time they are to be incorporated in the prefabricated house, section or panel. Furthermore, the prefabricator must not place HH rated or certified purchase orders for materials in which delivery is specified later

than during the third calendar month after the time when the purchase order is placed.

(e) *Extendability of HH ratings by dealers.* A person (other than a prefabricator) who receives an HH rated order for a prefabricated house, section or panel, may extend the HH rating to a prefabricator to get the prefabricated house, section or panel which he will deliver on the HH order.

(f) *Sales by prefabricators and use of materials.* (1) *Use of materials.* In accordance with Priorities Regulation 1, materials obtained by a prefabricator with the use of an HH rating or a certified order must, if possible, be used by him for the following purposes only: for incorporation into prefabricated houses, sections, or panels; or (with the exception of construction plywood and gypsum lath) for shipment as a minor part of a prefabricated-unit package, if needed for assembly of the rest of the package.

(2) *Sales.* A prefabricator must not sell any prefabricated house, section, panel, or package, in which materials obtained with an HH rating or by means of a certified order under Direction 1 or Direction 1A to Priorities Regulation 33 have been incorporated, except on an order rated HH.

(g) *Application by builders under Priorities Regulation 33.* A veteran of World War II or other builder who wishes to erect a prefabricated house, section or panel (including a prefabricator who erects the building himself) to produce housing accommodations may apply for an HH rating under Priorities Regulation 33 and his application will be processed in the usual fashion. If approved, the builder will be subject to all the requirements of Priorities Regulation 33 including the restrictions on sales price, rents and preference to veterans. When the application is approved, the builder will be assigned an HH rating which he may use to get the prefabricated house, section or panel and other items from the prefabricator. This rating may be applied in accordance with, and subject to the limitations of Priorities Regulation 33. The builder may also use the HH rating to get the necessary quantities of any other items on Schedule A of Priorities Regulation 33 from a supplier.

(h) *Violations.* Any person who wilfully violates any provision of this direction, wilfully conceals a material fact or furnishes false information to any department or agency of the United States, is guilty of a crime and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using, material under priority control and may be deprived of priorities assistance.

(i) *Appeals.* Any appeal from the provisions of this direction should be made by letter in triplicate, stating the particular provision appealed from and stating fully the grounds for the appeal. Appeals from the provisions of paragraph (c), or from actions taken under that paragraph by the National Housing Agency, and from the provisions of paragraph (f) (2) should be mailed to the National Housing Agency, Washington 25, D. C., Ref: Direction 8 to PR 33. All other appeals should be mailed to the Civilian Production Administration, Washington 25, D. C., Ref: Direction 8 to PR 33.

Issued this 8th day of May 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-7691; Filed, May 8, 1946; 11:30 a. m.]

Chapter XI—Office of Price Administration

PART 1305—ADMINISTRATION

[SO 132,[1] Amdt. 27]

EXEMPTION AND SUSPENSION FROM PRICE CONTROL OF CERTAIN FOODS, GRAINS AND CEREALS, FEEDS, TOBACCO AND TOBACCO PRODUCTS, AGRICULTURAL CHEMICALS, INSECTICIDES AND BEVERAGES

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

Supplementary Order No. 132 is amended in the following respects:

1. In section 1 (a) (2), the following commodities are added in alphabetical order:

Apricots, fresh (domestic and imported).
Cherries, sweet fresh (domestic and imported).
Plums, fresh (domestic and imported).
Prunes, fresh Italian (domestic and imported).

2. In section 2 (a) (1), the following commodity is added in alphabetical order:

	From	Termination date
Watermelon, fresh	May 7, 1946	Indefinite.

This amendment shall become effective May 7, 1946.

Issued this 7th day of May 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

Approved: May 7, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-7655; Filed, May 7, 1946; 4:55 p. m.]

PART 1305—ADMINISTRATION

[Rev. SO 154]

ADJUSTED MAXIMUM PRICES FOR CERTAIN KNITTED COMMODITIES

Supplementary Order No. 154 (Adjusted Maximum Prices for Certain Knitted Garments) is redesignated Revised Supplementary Order No. 154 (Adjusted Maximum Prices For Certain Knitted Commodities) and is revised and amended to read as set forth below.

A statement of the considerations involved in the issuance of this supplementary order issued simultaneously herewith has been filed with the Division of the Federal Register.

SECTION 1. *What this order does.* This supplementary order provides a method for the adjustment of manufacturers' ceiling prices for specified knitted commodities subject to base period "freeze" ceiling prices by the addition of certain labor and material costs increases to such ceiling prices.

SEC. 2. *Scope of this order*—(a) *What commodities are covered.* This order applies to a commodity only if the following two conditions are met:

(1) The commodity is listed in Appendix A, and

(2) The commodity is "the same" as one of the seller's "base period commodities".

Section 6 (a) of this order explains when two commodities are "the same". A "base period commodity" is one for which the ceiling price is established under either § 1499.2 (a) (1) of the General Maximum Price Regulation[1] or § 1389.302 of Maximum Price Regulation 221.[2]

Example 1. During March 1942 a manufacturer delivered Style 476 athletic shirt at $3.25 per dozen. He now produces Style 497 athletic shirt which cannot be priced under § 1499.2 (a) (1) of the General Maximum Price Regulation but can be priced under § 1499.2 (a) (2) since it is similar to his March 1942 Style 476. Therefore, although he may establish a ceiling price of $3.25 per dozen for his Style 497 under § 1499.2 (a) (2) of the General Maximum Price Regulation, since it is similar to his Style 476 delivered during March 1942, he may not adjust his $3.25 ceiling price for Style 497 under this order, since it is not "the same" (as defined in this order) as one of his "base period commodities".

Example 2. A manufacturer delivered men's lightweight knit union suits (covered by the General Maximum Price Regulation) during March 1942, but neither delivered nor offered for delivery men's athletic shirts during that month. He now produces men's athletic shirts whose ceiling price he establishes under § 1499.2 (b) of the General Maximum Price Regulation, by reference to a similar athletic shirt delivered during March 1942 by his most closely competitive seller of the same class. He may not adjust his ceiling price for these athletic shirts under this order since they are not "the same" as one of his "base period commodities".

Example 3. A manufacturer of men's "winterweight" knitted drawers (covered by Maximum Price Regulation 221) sold Style 576 for $4.75 per dozen pursuant to a written contract on January 4, 1942. He now wishes to sell drawers identical to his Style 576. Under this order he may adjust his ceiling price of $4.75 per dozen since the drawers are "the same" as one of his "base period commodities".

(b) *What sales are covered.* This order covers all manufacturer's sales of the commodities described in (a).

A manufacturer's sale is any sale of a commodity covered by this order by a person who knitted the commodity (or the basic fabric from which the commodity was made) or for whom the commodity (or the basic fabric from which it was made) was knitted by a contractor or agent from yarn owned or otherwise furnished by the principal. Manufacturers' sales include sales to ultimate consumers as well as to resellers.

This order does not apply to any sale by a person of a commodity which is made from knitted fabric purchased by him.

SEC. 3. *Adjustment of maximum prices.* On and after May 7, 1946, any commodity covered by this order may be sold or delivered at the adjusted maximum price described in this section.

[1] 10 F.R. 14954, 15170; 11 F.R. 296, 297, 881, 1102, 1467, 2378, 2640, 2969, 2927, 3247, 3396, 4021, 4090.

[1] 9 F.R. 1385, 5169, 6106, 8150, 10193, 11274, 10 F.R. 1496.

[2] 9 F.R. 5174, 11758; 10 F.R. 8659; 11 F.R. 1838.

The adjusted maximum price under this section is found as follows:

Step 1. Determine the maximum price of the commodity under the appropriate maximum price regulation.

Step 2. Determine the type of yarn ("type of yarn" is defined in section 6 (b) below) and the weight in pounds of the cotton content of the yarn consumed in the commodity being priced ("weight in pounds of the cotton content of the yarn consumed" is defined in section 6 (c) below).

Step 3. Multiply the weight in pounds of the cotton content of the yarn used as found in step 2 by the cost increase (in dollars and cents) listed in column 2 of Appendix B for the appropriate type of yarn.

Step 4. Determine the amount (in dollars and cents) by which the cost of direct labor (at legal wage rates as defined in section 6 (d) below) on the commodity has increased since January 1, 1942. "Direct labor" includes only operations performed directly on the commodity and necessary to make it into a finished product. It does not include supervisory or administrative labor or other overhead. This increase in direct labor cost may be found as follows:

(a) Where labor is paid on a "piecework" basis, subtract the piece rate paid by the seller in January 1942 for each direct labor operation on the commodity from the current legal piece rate for such operation. The sum of the amounts so found for all operations on the commodity being priced is the increase in piece rate direct labor on the commodity.

(b) Where labor is paid on a "time" basis (hourly, daily, weekly or monthly rate), find the length of time consumed in performance of each direct labor operation on the commodity and subtract the amount paid by the seller in January 1942 for such period of time from the current legal wage paid for the same period of time. The sum of the amounts found for all operations on the commodity being priced is the increase in time rate direct labor on the commodity.

Step 5. Add the amounts found in Step 3 and Step 4 to the maximum price found in Step 1. This total is the adjusted maximum price of the commodity.

NOTE: In figuring his adjusted maximum price under this section, a seller may not use, as the maximum price found under Step 1, any adjusted ceiling price established under Amendments 5 or 6 to Maximum Price Regulation 221 or SO 86[3] or SO 133[4] or SO 137[5] or SO 139[6] or SO 149[7] or SO 154[8] or Sec. 14 of SR 14E.[9]

SEC. 4. *Records and reports*—(a) *Records.* The records required by this section must be maintained for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

Every person who makes a sale covered by this order must prepare and maintain the records required by the maximum price regulation under which his ceiling prices were established prior to the effective date of this order, except that the adjusted maximum price established under this order shall be substituted for the original maximum price in all records of deliveries made or maximum prices established after the effective date of this order.

[2] 9 F.R. 3784; 10 F.R. 1607, 9430; 11 F.R. 2634.

[3] 10 F.R. 11658, 11809.

[4] 10 F.R. 12286, 13636, 14900; 4 F.R. 1102.

[5] 10 F.R. 14143; 11 F.R. 675, 1466.

[6] 11 F.R. 2640.

[7] 11 F.R. 3356.

[8] 10 F.R. 1183, 2014, 4156, 7117, 7497, 7667, 9337, 9540, 9963, 10021, 11401, 12601, 12812, 13271.

In addition, he must keep a copy of the report filed under (b) below.

(b) *Reports.* No person may deliver any commodity at an adjusted maximum price established under this order until he has either received written approval of his adjusted maximum price from the Office of Price Administration or until the twentieth day after he has mailed to the Apparel Price Branch, Office of Price Administration, Washington 25, D. C., the report required by this paragraph and all additional information which may be requested by the Office of Price Administration, whichever date is earlier. Under this paragraph the seller must file two copies of a report signed by an owner, officer or principal and containing the following information:

(1) Date of report.

(2) Seller's name and business address.

(3) A list of the commodities whose maximum prices he wishes to adjust under this order, showing each style of each commodity separately.

(4) A description of each commodity listed in (3), including each type of yarn, the weight in pounds of the cotton content of the yarn consumed in each style, and the finished weight of the commodity.

(5) A description, including each type of yarn, the weight in pounds of the cotton content of the yarn consumed, the finished weight of the commodity, and an identification (by style number, if possible) of the seller's base period commodity which was the same as each style listed in (3).

(6) The maximum price of each style listed in (3) in effect immediately prior to the effective date of this revised order and without adjustment of such maximum price under Amendment 5 or 6 to Maximum Price Regulation 221 or SO 86, or SO 133 or SO 137 or SO 139 or SO 149 or SO 154 or sec. 14 of SR 14E. State also the particular provision of the regulation under which such maximum price is established.

(7) The amount (in dollars and cents) by which the cost of direct labor (at legal wage rates) on each style listed in (3) has increased between January 1, 1942 and the date of the report.

(8) The amount of yarn cost increase permitted by this order for each style listed in (3) (amount shown in Column 2 of Appendix B for the appropriate type of yarn multiplied by the number of pounds of yarn listed for the style in (3)).

(9) Adjusted maximum price under this order of each style listed in (3) (the maximum price shown in (6) plus amount shown in (7) plus amount shown in (8)).

(10) A list of all legal wage increases made by the seller to his employees between January 1, 1942 and the date of the report, and, as to each such increase, the date such increase went into effect and the authority under which it was made (e. g., Order of National or Regional War Labor Board or Wage Stabilization Board, arbitration award, etc.).

(c) *Form of report.* The report required by this section must be made in the following form: [10]

REPORT UNDER SECTION 4 (b) OF RSO 154

Date .....
Name .....
Address .....

(1)	(2)	(3)	(4)	(5)	(6)	(7)
Commodity	Description of current commodity (including style number, each type of yarn, weight in pounds of the cotton content of yarn consumed and the finished weight of the commodity)	Description of base period commodity (including style number, each type of yarn, weight in pounds of cotton content of yarn consumed and the finished weight of the commodity)	Unadjusted maximum price (including the particular provision of the regulation under which established)	Direct labor cost increase	Yarn cost increase (amount shown in column 2 of Appendix B times weight in pounds of cotton content of current commodity)	Adjusted maximum price (4)+ (5)+ (6)

"*Information concerning wage increases.*"
(Specify here each legal wage increase since January 1, 1942, giving the amount of each such increase, the date on which it became effective and authority under which it was made.)

(Signed by).....

(d) *Approval or modification of reported adjusted maximum prices*—(1) *Approval.* The adjusted maximum prices reported under this section may be expressly approved in writing by the Office of Price Administration, or, if no order disapproving or modifying such adjusted prices has been issued within 20 days after the mailing of the report required by (b), above, and all additional information which may be requested by the Office of Price Administration, adjusted maximum prices reported are deemed to have been approved until issuance of an order disapproving or modifying them.

(2) *Modification or disapproval.* The Office of Price Administration may, at any time, disapprove or modify the adjusted maximum prices reported under (b) above if the adjustment has not been properly made in accordance with the provisions of this order.

[10] These forms may be duplicated but will not be supplied by the Office of Price Administration.

(e) *Statement of adjusted ceiling prices.* On or after May 7, 1946 no person may adjust his maximum price under section 3 above for any item of hosiery covered by this order unless he sends to each purchaser to whom he ships such hosiery the statement set forth in subparagraph (1) or (2) below, whichever is appropriate. This statement, properly completed, must appear separately on, or be annexed to, the invoice, billing or other statement of price accompanying every shipment made of these items.

(1) *On sale to retailers.* Where the item is sold to a retailer the following statement must be sent by the manufacturer:

STATEMENT TO RETAILERS OF OPA ADJUSTMENT CHARGE AND RETAILER'S PERMITTED INCREASE

Under Revised Supplementary Order 154, the Office of Price Administration has permitted us to increase our ceiling price on items listed in the table below. The Office of Price Administration has ruled that if your ceiling price for these items is determined under Maximum Price Regulation 580, you may include the increase as part of your net cost only if and to the extent that the increase exceeds $.20 per dozen and that if your ceiling price is determined under the General Maximum Price Regulation, you may add the increase to your price likewise only if and to the extent that it exceeds $.20 per dozen.

In the table below, our old ceiling price for each item is listed in column 2; the increase in our ceiling price is listed in column 3; the amount of that increase, if any, which may be added to your price (if you price under the General Maximum Price Regulation) or to your net cost (if you price under Maximum Price Regulation 580) is listed in column 4, where it is referred to as Retailer's Permitted Increase; and the amount of the increase which may not be so added is listed in column 5, where it is referred to as "OPA Adjustment Charge".

(1) Description of article	(2) Old ceiling (per dozen)	(3) Increase in ceiling (per dozen)	(4) Retailer's permitted increase	(5) "OPA adjustment charge"

(2) *On sales to wholesalers.* Where the item is sold to a wholesaler the following statement must be sent by the manufacturer:

STATEMENT TO WHOLESALERS OF OPA ADJUSTED CEILING PRICE

Under Revised Supplementary Order 154 the Office of Price Administration has permitted us to increase our ceiling prices on the items listed below. In column 2 you will find our old ceiling price for each item; in column 3 the increase in our ceiling price; in column 4 the amount of that increase which you may add to your present General Maximum Price Regulation ceiling price; and in column 5 our new ceiling.

(1) Description of article	(2) Old ceiling (per dozen)	(3) Increase in ceiling (per dozen)	(4) Amount which you may add to your present GMPR ceiling price (70% of the portion of 3 that does not exceed $0.20 and all of the portion that does exceed $0.20	(5) New ceiling (2+3)

The Office of Price Administration has ruled that you may add to your properly established General Maximum Price Regulation ceiling price for any of these items 70% of that portion of the increase which does not exceed $0.20 per dozen, and all of the increase to the extent that it exceeds $0.20 per dozen: *Provided*, That you transmit to each retailer to whom you deliver any of the above items (annexed to the invoice covering such adjustment), the "Statement of OPA Adjustment Charge and Retailers Permitted Increase" required by section 2.7s (3) of S. R. 14E. That statement must contain a description of each article, and must show for each article your old ceiling price to the retailer; the "Retailer's Permitted Increase" (this will be the amount of our increase to you in excess of $0.20 per dozen); and the "OPA Adjustment Charge" on that article (this will be your increase to the retailer minus the Retailer's Permitted Increase).

The statement shall be in the following form:

STATEMENT OF "OPA ADJUSTMENT CHARGE" AND "RETAILER'S PERMITTED INCREASE"

The Office of Price Administration has permitted us to add the amounts set forth in Columns 3 and 4 below for the following items.

(1) Description of article	(2) Old ceiling	(3) "Retailer's permitted increase"	(4) "OPA adjustment charge"

The amount stated in Column 4 may not be added to your price when you sell under the General Maximum Price Regulation, nor included as part of your net cost when you price under Maximum Price Regulation 580. The amount stated in Column 3 may be added to your price when you sell under the General Maximum Price Regulation or included as part of your net cost when you price under Maximum Price Regulation 580.

SEC. 5. *Relation to other maximum price regulations*—(a) *Regulations supplemented.* This order supplements the provisions of the following regulations only:

(1) General Maximum Price Regulation

(2) Maximum Price Regulation 221

(b) *Regulations not affected.* Although the ceiling prices of commodities eligible for adjustment under Amendment 5 and 6 of Maximum Price Regulation 221 or SO 133 or SO 139 or SO 149 may be adjusted under this order, maximum prices as adjusted under those regulations or orders may not be further adjusted under this order. That is, a commodity may be sold or delivered at an adjusted maximum price established under one of those orders or under this order, whichever price is higher, but the adjustment permitted by this order may not be added to the adjusted maximum price under Amendment 5 or 6 of Maximum Price Regulation 221 or SO 133 or SO 139 or SO 149.

(c) *Relation to Supplementary Order 154 as originally issued.* Any person who has properly established an adjusted maximum price under Supplementary Order 154 as originally issued, which has been approved under section 4 (d) of that order may continue to sell and deliver at this adjusted maximum price. However, if a person obtains approval of an adjusted maximum price under this Revised Supplementary Order 154, such adjusted maximum price shall supersede an adjusted maximum price for the same commodity approved pursuant to Supplementary Order 154 as originally issued.

SEC. 6. *Definitions.* Unless the context otherwise requires or unless specifically provided herein, the definitions set forth in § 1499.20 of the General Maximum Price Regulation shall apply to the term used herein.

(a) *"The same commodity".* For purposes of this order a commodity currently being sold is considered "the same" as a base period commodity only if it is identical with the base period commodity in all respects except that it may differ from the base period commodity to the following extent:

(1) The current commodity may have a finished weight of not less than 97% of the finished weight of the base period.

(2) The current commodity may be made with a substantially equal number of courses and needles per inch and with trimmings of substantially equal quality and serviceability to the base period commodity.

(3) The current commodity may be of cotton yarn which varies from that of the base commodity by not more than 2 counts (plus or minus). For example, a current commodity made of 26 count cotton yarn may be considered the same as a base period commodity made of 24 or 28 count cotton yarn. Note, however, that the amount of permitted yarn cost increases must be based on the actual count of yarn used in the current commodity. However, with respect to hosiery covered by this order, the yarn count of the current commodity may exceed that of the base period commodity by 4 counts or be less than that of the base period by 2 counts.

(b) *"Type of yarn".* For the purposes of this order yarns are classified as follows:

(1) As to the fiber of which it is made (such as cotton or wool);

(2) As to whether it is combed or carded;

(3) As to count of yarn, such as 26's, 30's, etc.;

(4) As to whether singles or plied.

Where a commodity is knitted of yarn which is a blend of one or more different fibers, or of a combination yarn (that is yarns of different fibers plied together) each fiber is treated separately for the purpose of calculating the permitted yarn cost increase as described in (c) below.

(c) *"Weight in pounds of the cotton content of the yarn consumed."* For purposes of this order the "weight in pounds of the cotton content of the yarn consumed" in a commodity is the number of pounds of cotton yarn required to knit the average size of the commodity, that is the gross knitting weight. In calculating the yarn cost increase permitted for a commodity made of a blended yarn or of more than one type of yarn, the number of pounds of each type of cotton yarn consumed in the commodity must be multiplied separately by the increase factor

listed for that type of yarn in Appendix B.

(d) *"Legal wage rates".* For purposes of this order "legal wage rates" are wage rates put into effect before September 16, 1942, or, if put into effect after that date, authorized by express order of the National or Regional War Labor Boards, or the Wage Stabilization Board, or permissible under any general order or directive issued by one of such boards, or wage rates deemed "approved" under Executive Order 9697, issued February 14, 1946.

SEC. 7. *Amendment.* Any person seeking an amendment, which must have general applicability, may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1,[1] issued by the Office of Price Administration.

This revised supplementary order shall become effective May 7, 1946.

NOTE: All record keeping and reporting requirements of this revised supplementary order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 7th day of May 1946.

PAUL A. PORTER,
Administrator.

APPENDIX A—COMMODITY GROUPS

Men's, women's, children's and infants' knitted underwear made exclusively of either cotton or wool, or made exclusively of a combination of cotton and wool.

Sweatshirts made exclusively of either cotton or wool or made exclusive of a combination of cotton and wool.

Men's, women's, children's and infants' hosiery made exclusively of cotton or wool, or made exclusively of a combination of cotton and wool.

Knitted sleepers made exclusively of cotton or wool, or made exclusively of a combination of cotton and wool.

Knitted flat and circular fabrics made exclusively of cotton.

Knitted tubing made exclusively of cotton.

Knitted wristlets made exclusively of cotton.

Knitted bags made exclusively of cotton.

APPENDIX B—YARN COST INCREASE

CARDED COTTON YARNS

[Where yarn used is processed by manufacturer from cotton fiber]

Column 1 Type of yarns, singles, yarn counts:	Column 2 *Permitted cost increase (cents per pound of cotton yarn*
6 and lower	5.25
8	5.75
10	6.00
12	6.50
14	7.00
16	7.75
18	8.25
20	8.75
22	9.50
24	10.25
26	11.00
28	11.00
30	11.25
32	12.00
34	12.25
36	12.25
38	12.50
40	12.50
42	12.75
44	13.25
46	13.50
48	13.75
50 and higher	14.00

[1] 9 F.R. 10476, 13715; 10 F.R. 11295.

APPENDIX B—YARN COST INCREASE—Con.

CARDED COTTON YARNS—continued

[Where yarn used is processed by manufacturer from cotton fiber]

Column 1 Type of yarn, plied, yarn counts:	Column 2 *Permitted cost increase (cents per pound of cotton yarn)*
6 and lower	3.75
8	4.25
10	4.75
12	5.75
14	7.00
16	7.75
18	8.50
20	9.25
22	10.50
24	11.75
26	13.00
28	13.50
30	14.25
32	14.25
34	14.75
36	14.75
38	15.00
40	15.50
42	16.50
44	16.75
46	17.00
48	17.50
50 and higher	17.50

CARDED COTTON YARNS

[Where yarn used is purchased by manufacturer]

Column 1 Type of yarn, singles, yarn counts:	Column 2 *Permitted cost increase (cents per pound of cotton yarn)*
6 and lower	7.50
8	8.00
10	8.25
12	8.75
14	9.50
16	10.25
18	10.75
20	11.25
22	12.25
24	13.00
26	13.75
28	13.75
30	14.25
32	15.00
34	15.25
36	15.25
38	15.75
40	15.75
42	16.00
44	16.75
46	17.00
48	17.25
50 and higher	17.75
Type of yarn, plied, yarn counts:	
6 and lower	6.00
8	6.75
10	7.25
12	8.25
14	9 50
16	10.50
18	11.25
20	12.00
22	13.50
24	14.75
26	16.00
28	16.75
30	17.50
32	17.50
34	18.25
36	18.25
38	18.50
40	19.00
42	20.25
44	20.50
46	21.00
48	21.50
50 and higher	21.50

APPENDIX B—YARN COST INCREASE—Con.

COMBED COTTON YARNS

[Where yarn used is processed by manufacturer from cotton fiber]

Column 1 Type of yarn, singles, yarn counts:	Column 2 *Permitted cost increase (cents per pound of cotton yarn)*
8 and lower	9.75
10	10.25
12	10.25
14	10.25
16	10.50
18	10.75
20	11.25
22	11.75
24	12.00
26	12.25
28	12.50
30	13.00
32	13.75
34	14.50
36	14.75
38	15.00
40	15.25
42	15.50
44	15.25
46	15.00
48	14.75
50	13.75
52	14.00
54	14.25
56	14.50
58	14.75
60 and higher	15.00
Type of yarn, plied, yarn counts:	
8 and lower	9.25
10	9.75
12	10.25
14	10.75
16	11.25
18	11.75
20	12.00
22	12.50
24	13.00
26	13.75
28	14.50
30	15.50
32	16.00
34	16.50
36	17.00
38	17.50
40	17.50
42	17.50
44	17.50
46	17.50
48	17.50
50	16.50
52	16.75
54	17.00
56	17.25
58	17.25
60 and higher	17.25

COMBED COTTON YARN

[Where yarn used is purchased by manufacturer]

Column 1 Type of yarn, singles, yarn counts:	Column 2 *Permitted cost increase (cents per pound of cotton yarn)*
8 and lower	12.50
10	13.00
12	13.00
14	13.00
16	13.25
18	13.50
20	14.00
22	14.75
24	15.00
26	15.25
28	15.50
30	16.25
32	17.00
34	17.75
36	18.25

APPENDIX B—YARN COST INCREASE—Con.

COMBED COTTON YARN—continued

[Where yarn used is purchased by manufacturer]

Column 1	Column 2
Type of yarn, singles, yarn counts:	*Permitted cost increase (cents per pound of cotton yarn)*
38	18.50
40	18.75
42	19.25
44	19.00
46	18.75
48	18.75
50	17.75
52	18.25
54	18.50
56	18.75
58	19.25
60 and higher	19.50
Type of yarn, plied, yarn counts:	
8 and lower	12.00
10	12.50
12	13.00
14	13.75
16	14.25
18	14.75
20	15.00
22	15.50
24	16.25
26	17.00
28	17.75
30	19.00
32	19.50
34	20.25
36	20.75
38	21.25
40	21.50
42	21.50
44	21.75
46	21.75
48	21.75
50	21.00
52	21.25
54	21.75
56	22.00
58	22.25
60 and higher	22.25

[F. R. Doc. 46-7656; Filed, May 7, 1946; 4:55 p. m.]

PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[Control Order 2]

LIVESTOCK SLAUGHTER

Correction

In Federal Register document 46-7000, appearing at page 4657 of the issue for Saturday, April 27, 1946, the following changes should be made:

1. In the first sentence of the last paragraph of the preamble the word "wheat" should read "meat".

2. Paragraph (b) of section 9 should read as follows:

(b) If any Class 2 slaughterer, during the interim quota period or any quota period, slaughters livestock of any species in excess of his quota for that species for that period (including any carryover from the preceding period in accordance with (a) above), his quota for that species for the next period shall be reduced by the amount of the excess. If the amount of the excess is greater than his quota for that species for that period, he may not use any part of his quota for that species for that period, nor for any succeeding period until the total of his subsequent quotas for that species exceeds the amount of the excess. The restrictions in this paragraph are in addition to any actions, penalties or proceedings which may be authorized by law for his failure to comply with paragraph (a) of this section.

3. In paragraph (c) (1) of section 11 the word "marketing" should read "marking".

4. The seventh line of section 16 (b) should read: "active head of a retail or wholesale meat".

5. The text following the headnote of section 17 should be designated "(a)".

6. Section 20 should read as follows:

SEC. 20. *Subsidies.* Any person who violates any provision of this order shall, upon certification to the Reconstruction Finance Corporation, in accordance with Directive No. 41, as amended, of the Office of Economic Stabilization, be subject to the withholding by the Reconstruction Finance Corporation of meat subsidy payments claimed by such person.

PART 1305—ADMINISTRATION

[Rev. SO 119,[1] Amdt. 8]

INDIVIDUAL ADJUSTMENTS FOR RECONVERTING MANUFACTURERS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith; and it has been filed with the Division of the Federal Register:

Revised Supplementary Order No. 119 is amended in the following respect:

The item "Wool floor coverings. (The term "wool floor coverings" means loom woven floor coverings, the surface of which contains at least 25 percent wool. The term includes only floor coverings of axminster, velvet, tapestry, wilton, brussels, chenille, smyrna and ingrain types of weave, and all variations of these types of weaves, if woven on a loom. It also includes floor coverings having a synthetic or leno back if the essential wearing part of the article is loom woven.)" is deleted from Appendix B; and it is added to the list of products under the heading "Durable Goods Price Branch" in Appendix A.

This amendment shall become effective on May 13, 1946.

Issued this 8th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7701; Filed, May 8, 1946; 11:35 a. m.]

PART 1305—ADMINISTRATION

[SO 129, Amdt. 18]

EXEMPTION AND SUSPENSION FROM PRICE CONTROL OF MACHINES, PARTS, INDUSTRIAL MATERIALS AND SERVICES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

[1] 11 F.R. 1398, 1887, 2378, 2511, 2988.

Supplementary Order 129 is amended in the following respects:

1. Section 7 (a) is amended by adding the following to the list of commodities thereunder:

Paper twine.

2. Section 8 (a) (2) is amended by adding the following to the list of commodities thereunder:

Brake fluids when sold by a manufacturer to a brand owner.
Inks for paper printing, including typographic inks, planographic inks, and intaglio inks for such use.

3. Section 8 (b) is amended by adding the following to the list of commodities thereunder:

Photographic trays.

4. Section 10 (a) is amended by adding the following to the list of commodities thereunder:

Chemical porcelain.

5. Section 10 (c) is amended to read as follows:

(c) *Millwork, containers and accessories as follows:*

Cigar boxes, wooden or combination wood and paper.
Bourbon grade stave and heading bolts priced in section 12 of Maximum Price Regulation 535-6.
New white oak bourbon cooperage and new bourbon cooperage stock which meet the grade requirements specified in the "Grade Rules and Specifications" of the Associated Cooperage Industries of America, Inc., and are priced in Maximum Price Regulation 424 or the General Maximum Price Regulation.

6. Section 10 is amended by adding the following paragraph (d):

(d) *Glass containers as follows:*

Spirituous beverage glass containers except malt beverage glass containers.

7. Section 11 is amended to read as follows:

SEC. 11. *Lumber, primary forest products and related services*—(a) *Miscellaneous primary forest products as follows:*

Post and rail (hurdle type) fencing made from split or round locust, chestnut or Tennessee red cedar logs.

(b) *Services performed on primary forest products as follows:*

Dehydrating or artificial seasoning of Southern Pine poles and piling by the Tenger Process, also known as "Tengerizing".

8. Section 16 (a) is amended by adding the following to the list of commodities thereunder:

Agar agar.
Ammonia, packaged for household use.
Belt dressings.
Bicycle rim cement.
Bleaching fluids, packaged for household use.
Chestnut oak bark.
Chestnut oak bark extract.
Cleaning fluid, based on sodium alkyl benzene sulphate, packaged for household use.
Cold top enamels and developers.
Ferric chloride.
Fire extinguishing compounds (dry chemical).
Hemlock bark.
Hemlock extract.

Industrial processing chemical compounds as follows:
Boiler compounds (mixtures of alkalies).
Carburizers (mixtures of charcoal and coke, with or without metallic salts).
Case hardening agents (mixtures of metallic salts used in molten form).
Grinding compounds, containing less than 50% of petroleum fractions.
Rust removers, containing less than 50% petroleum or petroleum fractions.
Tempering and annealing agents, consisting of mixtures of metallic salts for heat treatment of metals.
Wetting agents.
Osage orange extract.
Photographic chemicals, packaged, for developing, fixing, toning and bleaching, intensifying and retouching negatives or prints, except chemicals containing silver salts.
Quercitron bark extract.
Rare metal and rare earth chemical compounds of the following:
Beryllium.
Cerium.
Columbium.
Gallium.
Germanium.
Illinium.
Indium.
Lanthanum.
Lithium.
Masurium.
Neodymium.
Samarium.
Tantalum.
Tellurium.
Thorium.
Sodium bicarbonate.
Sodium chloride (salt).
Sodium formaldehyde hydrosulphite (sodium sulfoxalate).
Sodium hydrosulphite.
Sumac extract, domestic.

This amendment shall become effective May 8, 1946.

Issued this 8th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7702; Filed, May 8, 1946; 11:35 a. m.]

PART 1312—LUMBER AND LUMBER PRODUCTS

[MPR 535-1,[1] Amdt. 7]

INSULATION AND FELT CORDWOOD AND RELATED PRODUCTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 535-1 is amended in the following respects:

1. Section 11 (q), Zone 361-V, is amended by the addition of a new subparagraph (4) which reads as follows:

(4) *Specifications.* Any one delivery of rough insulation and felt cordwood produced in Zone 361-V may not contain more than 10 percent by volume of rough wood with a diameter of less than six (6) inches at the small end. A delivery containing more than 10 percent of such wood having a diameter of less than six (6) inches at the small end must be rejected or paid for only after adjustment to eliminate such wood in excess of 10 percent.

[1] 9 F.R. 5306; 10 F.R. 15958, 22625; 11 F.R. 1814.

2. Section 11 (s), Zone 464-I, is amended by the addition of a new subparagraph (5) which reads as follows:

(5) *Specifications.* Any one delivery of rough insulation and felt cordwood produced in the counties of Elk, Forest, McKean, Potter, Tioga, Warren, Jefferson, Lycoming, and Wayne may not contain more than 10 percent by volume of rough wood with a diameter of less than six (6) inches at the small end. A delivery containing more than 10 percent of such wood having a diameter of less than six (6) inches at the small end must be rejected or paid for only after adjustment to eliminate such wood in excess of 10 percent.

This amendment shall become effective May 13, 1946.

Issued this 8th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7696; Filed, May 8, 1946; 11:34 a. m.]

PART 1315—RUBBER AND PRODUCTS AND MATERIALS OF WHICH RUBBER IS A COMPONENT

[MPR 477, Amdt. 17]

SALES OF RUBBER HEELS AND SOLES IN THE SHOE FACTORY AND HOME REPLACEMENT TRADES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 477 is amended in the following respects:

1. In Appendix C, under the heading "Composition Nail-On Half Soles", the footnote reference 7 is added at the end of the subheading "Standard Carbon Black Type".

2. A new footnote, designated 7, is added at the end of Appendix C, Table I, reading as follows:

[7] These prices are for Special Competitive Grade half soles.

This amendment shall become effective May 13, 1946.

Issued this 8th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7696; Filed, May 8, 1946; 11:34 a. m.]

PART 1356—COOKERS AND HEATERS

[MPR 64, Amdt. 6]

DOMESTIC COOKING AND HEATING STOVES

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith; and it has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 64 is amended in the following respect:

1. The last paragraph of section 8b is amended to read as follows:

The five percent adjustment charge permitted by this section may be made and collected only if it is separately stated by the manufacturer on each invoice to a purchaser for resale as follows:

OPA Industry Reconversion Increase—$_____

However, a manufacturer making an export sale need not separately state the amount of the OPA Industry Reconversion Increase which he has added to his maximum price. The term "export sale" is defined in section 11 (a) (1) of Second Revised Maximum Export Price Regulation; and that definition is incorporated herein by reference.

2. The last paragraph of section 11a (c) is amended to read as follows:

The adjustment charges permitted by this section may be made and collected only if they are separately stated by the wholesale distributor on each invoice to a purchaser for resale as follows:

OPA Industry Reconversion Increase—$_____

However, a wholesale distributor making an export sale need not separately state the amount of the OPA Industry Reconversion Increase which he has added to his maximum prices. The term "export sale" is defined in section 11 (a) (1) of Second Revised Maximum Export Price Regulation; and that definition is incorporated herein by reference.

3. The first paragraph of section 11c is amended to read as follows:

Any person making a sale, other than an export sale, to purchasers for resale of any articles covered by this regulation at ceiling prices which include an "OPA Industry Reconversion Increase" must furnish such purchasers for resale with an invoice containing the following:

This amendment shall become effective on the 13th day of May 1946.

Issued this 8th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7693; Filed, May 8, 1946; 11:33 a. m.]

PART 1371—IMPORT PRICES

[Rev. Max. Import Price Reg., Amdt. 1]

IMPORTED PIECE GOODS, APPAREL AND APPAREL ACCESSORIES

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Revised Maximum Import Price Regulation is amended in the following respects:

1. Section 1 (a) (3) is amended by adding thereto following the word "control" and preceding the paragraph commencing with the word "Examples", the following sentence: "When the sale of a commodity domestically produced is suspended or exempt from price control, the sale of that commodity imported is also suspended or exempted from price control unless a regulation or order specifically provides for maintaining price control of the imported commodity."

2. Section 2 (a) (1) is amended by amended by amending the phrase "section 23" to read "sections 23 and 24;"

3. Section 5 (a) (1) (ii) is amended by inserting after the word "markup" the phrase, "or, alternately, 75% of the customary percentage markup."

4. Section 6 (a) (8) is redesignated Section 6 (a) (9) and a new Section 6 (a) (8) is added to read as follows:

(8) The markup applied to the cost of acquisition by the applicant on any sale or delivery of the same imported commodity or same class of imported commodity made by the applicant between January 1, 1939 and March 31, 1942, if any. (If no such sale was made, a statement to that effect.)

5. Section 8 is amended by amending the phrase "Maximum prices under section 3" to read "Maximum prices under sections 3 and 23."

6. Section 10 (b) is amended by inserting after the phrase, "Appendix A," the phrase, "priced in line with a domestically-produced commodity."

7. Section 10 (c) is amended by adding thereto: "and no delivery shall be made after the 90-day period at a price higher than the redetermined maximum price."

8. Section 12 (d) is amended by deleting the phrase commencing with the word "entered" and concluding with the word "transshipped" and inserting in lieu thereof the phrase, "entered for transportation in bond and exportation or placed in a foreign trade zone."

9. Section 12 (g) is amended by inserting after the words, "on sales after shipment," the phrase, "from the country of origin."

10. Section 23 is amended to read as follows:

SEC. 23. *Maximum price determination "in line" for certain imported commodities.* Maximum prices for sales of imported commodities controlled by this regulation but excepted by section 2 (a) (1) from the general pricing provisions of section 3 as listed in this Appendix A will be established as follows:

(a) When the sale is made by the importer, maximum prices will be established by the Price Aiministrator on application filed according to section 6 in one of the following ways:

(1) Where it is found that the sale under the general pricing formula in section 3 would not seriously disrupt price control of a comparable domestic commodity, a maximum price will be established according to the general pricing formula in section 3.

(2) Where it is found that the sale under the general pricing formula in section 3 would seriously disrupt price control of a comparable domestic commodity, a maximum price will be established in line with maximum prices of comparable domestic commodities, with due regard to the historical sales price differentials between the imported and the comparable domestically-produced commodities.

(b) When the sale is made by a seller other than the importer, maximum prices (except on sales of commodities of a kind or category controlled by a specific maximum price regulation or order, such as Maximum Price Regulation 580 or Order 83 under the Maximum Import Price Regulation) shall be determined automatically by the seller in one of the following ways:

(1) Where the maximum price for the sale at the importer level is established according to the general pricing formula of section 3, a maximum price shall be determined by a seller other than the importer according to the general pricing formula in section 3, provided such seller had the required pricing experience between January 1, 1939 and March 31, 1942.

(2) Where the maximum price for the sale at the importer level is established in line with that of a domestically-produced commodity a maximum price shall be determined according to the general pricing formula in section 3 except that instead of using 75% in section 3 (a) (2) (ii) 100% may be used, provided such seller had the required pricing experience between January 1, 1939 and March 31, 1942.

(c) If a seller other than the importer of an imported commodity priced in line with a domestically-produced commodity did not sell or offer for sale the same imported commodity or the same class of imported commodity to the same class of purchasers between January 1, 1939 and March 31, 1942 application under section 6 shall be made and a maximum price will be authorized by the Price Administrator according to section 5.

(d) With the first delivery to a purchaser for resale of any imported commodity the maximum price of which is established for the sale by the importer in line with the maximum price of a domestically-produced commodity, the seller shall supply such purchaser with a written notice showing that the commodity is so priced in line. No seller may use the 100% markup allowed under this section without having such a written notice in his possession.

11. Section 24 is amended to read as follows:

SEC. 24. *List of commodities excepted from section 3.* The following commodities are excepted from the pricing provisions of section 3 of this revised regulation. Maximum prices for them shall be determined as provided in section 5 (a) of this regulation.

(a) Textile piece goods (finished, mill finished or in the grey)

(1) (i) Containing 25% or more by weight of cotton;

(ii) Containing 25% or more by weight of artificial fibre;

Except that this section does not apply to:

(2) (i) Linen mixtures containing 70% or more by weight of linen;

(ii) Wool mixtures containing 25% or more by weight of wool;

(iii) Embroidered fabrics;

(iv) Goods which are hand-loomed.

(b) Apparel and apparel accessory commodities not including, however, handkerchiefs, commodities made of straw or (except for the linings, bindings and trimmings) entirely hand-knitted, hand-crocheted, or hand-woven.

12. Section 25 (e) (12) is redesignated section 25 (f).

This amendment shall become effective May 13, 1946.

Issued this 8th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7692; Filed, May 8, 1946 11:33 a. m.]

PART 1389—APPAREL

[RMPR 330,[1] Amdt. 6]

RETAILERS' AND WHOLESALERS' PRICES FOR WOMEN'S, GIRLS', CHILDREN'S AND TODDLERS' OUTERWEAR GARMENTS

A statement of the considerations involved in the issuance of this amendment issued simultaneously herewith has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 330 is amended in the following respect:

1. Section 14 is amended by adding the phrase "and all reports and revisions of markups filed pursuant to section 4" after the phrase "section 3" in paragraph (a).

This amendment shall become effective May 13, 1946.

Issued this 8th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7695; Filed, May 8, 1946. 11:33 a. m.]

PART 1499—COMMODITIES AND SERVICES

[RMPR 165, Amdt. 1 to Supp. Service Reg. 56]

LINEN SUPPLY SERVICES IN THE DETROIT AREA

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 1499.697 is amended as follows:

Paragraph (b) thereof is amended by the insertion of the words "Genessee, Saginaw, Bay," immediately after the word "Oakland."

This amendment shall become effective May 13, 1946.

Issued this 8th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7694; Filed, May 8, 1946. 11:33 a .m.]

PART 1413—SOFTWOOD LUMBER PRODUCTS

[MPR 381, Amdt. 7]

STOCK SCREEN GOODS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 381 is amended in the following respect:

Section 3 (b) is amended to read as follows:

(b) *Maximum prices.* The maximum prices for stock screen goods shall be the prices arrived at by applying the following percentage addition or deduction for the specified species and products to the list prices in the appendices (adjusted for "list extras" and "list deductions").

(1) *Ponderosa pine screen products.* Maximum prices: (Percentage to be added to or deducted from list price.)

Kind of sale	Appendices: Tables 1, 2, and 4, all patterns; and patterns N and Q in table 5		Appendices: Table 9, all sales	Appendices: Tables 10 and 11, all sales
	For sales other than in the State of California	For sales in the State of California		
	Percent	*Percent*	*Percent*	*Percent*
Sales to jobbers and special dealers, all quantities	Less 14	Less 19½	Less 3	Less 14.
Sales to regular dealers:				
Full carloads of screen goods	Less 14	Less 19½	Less 3	Less 14.
Distribution cars	Less 5	Less 10½	Plus 6	Less 5.
Less than carload quantities not shipped in pool or distribution cars	Plus 4	Less 1½	Plus 15	Plus 4.
Direct factory sales to consumers:				
Full carloads of screen goods	Less 14	Less 19½	Less 3	Less 14.
Distribution cars	Less 5	Less 10½	Plus 6	Less 5.
Retail sales:				
Full bundles	Plus 30	Plus 24½	Plus 41	Plus 30.
Broken bundles	Plus 39	Plus 31½	Plus 50	Plus 39.
Mail-order sales:				
Full bundles	Plus 14	Plus 8½	Plus 22	Plus 14.
Broken bundles	Plus 23	Plus 17½	Plus 31	Plus 23.

(2) *Southern pine and oak screen doors and all extension window screens.* (Appendices: Tables 3, 5 (Patterns G and K only), 6, 7, 8.)

KIND OF SALE AND MAXIMUM PRICE

Sales to jobbers and special dealers—all quantities: List price less 7% of list price.
Sales to regular dealers:
Full carloads of screen goods: List price less 7% of list price.
Distribution cars: List price plus 3% of list price.
Less than carload quantities not shipped in distribution or pool cars: List price plus 13% of list price.
Direct factory sales to consumers:
Full carloads of screen goods: List price less 7% of list price.
Distribution cars: List price plus 3% of list price.
Retail Sales:
Full bundles: List price plus 41% of list price.
Broken bundles: List price plus 50% of list price.
Mail Order Sales:
Full bundles: List price plus 23% of list price.
Broken bundles, List price plus 32% of list price.

This Amendment No. 7 shall become effective May 8, 1946.

Issued this 8th day of May, 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7698; Filed, May 8, 1946; 11:34 a. m.]

PART 1413—LUMBER PRODUCTS

[MPR 601, Amdt. 1]

SOFTWOOD MOULDINGS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 601 is amended in the following respects:

1. Section 5 is amended to read as follows:

SEC. 5. *Types of sales and pricing levels.* The seller shall determine his classification on the basis of the definitions in section 4. Further, he shall determine the type of sale he is making under this section in order to learn what pricing level governs the sale. For the purposes of this section, a sale of mouldings which is shipped by a moulding manufacturer directly to the purchaser and which has not been received, handled and stocked in the customary manner as an integral part of the stock of any distributor's warehouse shall be priced as if the sale were made by a moulding manufacturer.

Type of sale and pricing level

1. (a) All sales by moulding manufacturers other than less-than-carload sales to dealers; direct-mill sale.

(b) All sales, other than less-than-carload sales to dealers, out of distributors' warehouses which are situated in the same locality as a moulding manufacturer's plant and which are controlled by it, or are under common control with it.

2. (a) Sales by wholesale distribution yards, jobbers or dealers to: Wholesale distribution yards, jobbers, dealers; jobber sale.

(b) All less-than-carload sales by moulding manufacturers to dealers.

(c) All less-than-carload sales to dealers out of distributors' warehouses which are situated in the same locality as a moulding manufacturer's plant and which are controlled by it, or are under common control with it.

3. Sales by wholesale distribution yards, jobbers or dealers to industrial users or ultimate consumers (not for resale); dealer sale.

2. In section 6 a second footnote is added at the end of Table II, to read as follows:

[2] For sizes not listed:
For intermediate widths, use next wider stock listed.
For intermediate thicknesses, use next thicker stock listed.

3. A new section 18 (d) (5) is added to read as follows:

(5) *Packing and wrapping.* For carton packing or paper wrapping, the basic discounts may be shortened 5 points.

4. Sections 18 (d) (2), 19 (d) (1), 20 (c) (1), 21 (c) (1) and 22 (c) (1) are amended to read as follows:

Rabbeting or grooving. For rabbetting or grooving any backbands or sash stock, 25¢ may be added to the list price for one rabbet or groove and 50¢ may be added to the list price for two or more rabbets and/or grooves. Charges for rabbetting or grooving of other mouldings must be approved under section 7.

5. In section 18 a new paragraph (f) is added to read as follows:

(f) *Maximum prices for Western pine mouldings produced in the "fringe area", Canada, or Mexico.* For Western pine mouldings produced in the fringe area, in Canada, or in Mexico, the maximum prices under this section shall be delivered prices determined by shortening the discounts one-half point for each five cents of carload freight rate or major part thereof from the appropriate basing points shown below to destination. (Destination means the final point to which the mouldings move in direct-mill shipment.) The basing points are:

(1) Fringe area (South Dakota, Wyoming, Colorado, Utah, Nevada, Arizona and New Mexico): Spokane, Washington; Klamath Falls, Oregon; Susanville, California—whichever produces the lowest rate to destination.

(2) Canada: Spokane, Washington.

(3) Mexico: Susanville, California.

6. The words "in colume 3" are deleted from the following paragraphs:

(a) (5) of section 26.

(a) (3), (a) (4), and (a) (5) of section 27.

(a) (3), (a) (4), and (a) (5) of section 28.

(a) (3) and (a) (4) of section 29.

(a) (4) of section 30.

(a) (5) of section 31.

(a) (5) of section 32.

(a) (4) of section 33.

(a) (3) and (a) (4) of section 34.

(a) (3), (a) (4), and (a) (5) of section 35.

(a) (3) and (a) (4) of section 36.

7. Section 26 (a) (5) is amended by adding the following at the end thereof:

For aprons, casing and base, f. o. b. mill maximum price plus freight in 2d RMPR 19—add 42%.

8. Section 27 (a) (5) is amended by adding the following at the end thereof:

For aprons, casing and base, f. o. b. mill maximum price plus freight in 2d RMPR 19—add 48%.

9. Section 28 (a) (5) is amended by adding the following at the end thereof:

For aprons, casing and base, f. o. b. mill maximum price plus freight in 2d RMPR 19—add 50%.

10. Section 29 (a) (4) is amended by adding the following at the end thereof:

For aprons, casing and base, f. o. b. mill maximum price plus freight in 2d RMPR 19—add 50%.

11. Section 30 (a) (4) is amended by adding the following at the end thereof:

For aprons, casing and base, f. o. b. mill maximum price plus freight in 2d RMPR 19—add 50%.

[1] 9 F.R. 11350; 10 F.R. 331, 9960, 11 F.R 997, 2985, 4035.

12. Section 31 (a) (5) is amended by adding the following at the end thereof

For aprons, casing and base, f. o. b. mill maximum price plus freight in 2d RMPR 19—add 54%.

13. Section 32 (a) (5) is amended by adding the following at the end thereof:

For aprons, casing and base, f. o. b. mill maximum price plus freight in 2d RMPR 19—add 43%.

14. Section 33 (a) (4) is amended by adding the following at the end thereof:

For aprons, casing and base, f. o. b. mill maximum price plus freight in 2d RMPR 19—add 42%.

15. Section 34 (a) (4) is amended by adding the following at the end thereof:

For aprons, casing and base, f. o. b. mill maximum price plus freight in 2d RMPR 19—add 33%.

16. Section 35 (a) (5) is amended by adding the following at the end thereof:

For aprons, casing and base, f. o. b mill maximum price plus freight in 2d RMPR 19—add 40%.

17. Section 36 (a) (4) is amended by adding the following at the end thereof:

For aprons, casing and base, f. o. b. mill maximum price plus freight in 2d RMPR 19—add 38%.

This amendment shall become effective May 13, 1946.

Issued this 8th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7699; Filed, May 8, 1946; 11:34 a. m.]

PART 1499—COMMODITIES AND SERVICES

[SR 14F, Amdt. 15]

CASEIN GLUE

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Regulation 14F is amended as follows:

1. Section 36 is added to read as follows:

SEC. 36. *Casein glue*—(a) *Sales by producers.* The maximum price per hundred pounds for a producer's sales of casein glue to any class of purchasers shall be the producer's maximum price per 100 pounds for sales to that class of purchasers of the grade of casein glue established under the General Maximum Price Regulation plus an addition determined as follows:

Containing more than 80% casein dry basis	$11.00
Containing 60%–79.99% casein dry basis	10.00
Containing 40%–59.99% casein dry basis	7.40
Containing 20%–59.99% casein dry basis	4.00
Containing less than 20% casein dry basis	2.00

(b) *Sales by jobbers.* Where a producer has increased his price on a sale of casein glue to a jobber under paragraph (a) of this section, the jobber may add to his maximum sales' price, established under the provisions of the General Maximum Price Regulation for sales of such casein glue, an amount equal to the difference between the producer's maximum price under the General Maximum Price Regulation and the increased sales price to the jobber, but not in excess of the increase in the producer's maximum price permitted under paragraph (a) above.

(c) *Invoices.* Every seller who increases his maximum price on a casein glue under the provisions of this section shall, with or prior to the first delivery at the increased price, state on the invoice or bill to the purchaser, the following:

(1) The maximum price established for a sale of such product under the General Maximum Price Regulation.

(2) The adjusted selling price (not in excess of the maximum price under this section 36).

(d) *Freight and trade practices.* The maximum prices established by paragraphs (a) and (b) above shall be subject to the freight and trade practices in effect on sales of casein glue by that seller in March 1942.

This amendment shall become effective May 13, 1946.

Issued this 8th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7700; Filed, May 8, 1946; 11:35 a. m.]

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter I—Interstate Commerce Commission

[Docket No. 3666]

PARTS 71–85—TRANSPORTATION OF EXPLOSIVES

MISCELLANEOUS AMENDMENTS

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 2d day of May A. D. 1946.

It appearing that pursuant to section 233 of the Transportation of Explosives Act approved March 4, 1921 (41 Stat. 1445), and Part II of the Interstate Commerce Act, the Commission has formulated and published certain regulations for transportation of explosives and other dangerous articles;

It further appearing, that in applications received we are asked to amend the aforesaid regulations as set forth in provisions made part hereof;

It is ordered, That the aforesaid regulations for transportation of explosives and other dangerous articles be, and are hereby, amended as follows:

Part 2—List of Explosives and Other Dangerous Articles (CFR 73)

Amending list, sec. 4, order Aug. 16, 1940, and April 19, 1946, as follows:

Article	Classed as—	Exemptions and packing (see sec.)	Label required if not exempt	Maximum quantity in one outside container by rail express
(Add) Amatol See High Explosives.				

Part 3—Regulations Applying to Shippers (CFR 75)

Amending par. (f) sec. 61, order Aug. 16, 1940, as follows (add):

(8) Amatol when cast in a solid block of column, in addition to containers prescribed in sec. 61 (e) (1) to 61 (e) (6), may be shipped in specification containers as follows:

(9) Spec. 13A. Metal drums not exceeding 90 pounds gross weight.

Amending sec. 191A, order Jan. 23, 1946, as follows (add):

(d) Spec. 37D. Metal drums (single-trip). Gross weight not over 425 pounds.

Appendix to Part 3—Shipping Container Specifications (CFR 72)

Superseding and amending Spec. 13A, order Oct. 28, 1942, to read as follows:

Cancel the present Spec. 13A—Fiber kegs and substitute the new specification as follows (add):

SPECIFICATION 13A

General

1. *Compliance.* Required in all details.

Type

2. Straight sided; authorized only for material cast solid and with filling end head applied after material is loaded and closed in the manner prescribed in paragraph 6. No other openings permitted.

Material

3. *Composition.* To be low carbon, open-hearth or electric steel.

Construction

4. (a) *Heads.* To be not less than 26 gage, U. S. Standard. (b) *Body.* To be not less than 28 gage, U. S. Standard.

5. *Seams.* Must be welded.

6. *Heads.* To be attached by means of double-lapped seam.

Marking

7. (a) *On each container.* By embossing on head with raised marks as follows:

(b) *ICC–13A.* This mark shall be understood to certify that the container complies with all specification requirements.

(c) *Size of markings (minimum).*—5/16 inch high.

Tests

8. *Type tests.* (a) Drum filled and closed as for shipment must be capable of withstanding, without rupture, 4 successive drops of 4 feet on the head onto solid concrete.

(b) Drum must be capable of withstanding hydrostatic pressure test of 30 pounds per square inch, sustained for 5 minutes.

It is further ordered, That this order amending the aforesaid regulations shall be effective on and after May 2d, 1946, and shall remain in full force and effect and be observed until further order of the Commission.

And it is further ordered, That a copy of this order shall be served upon all parties of record herein; and that notice of this order shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

(41 Stat. 1444, 49 Stat. 546, 52 Stat. 1237, 54 Stat. 921, 56 Stat. 176, 59 Stat. 658, 18 U.S.C. 383, 49 U.S.C. 304)

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-7687; Filed, May 8, 1946; 11:29 a. m.]

[SO 502]

PART 95—CAR SERVICE

PROHIBITION OF BULKHEADS IN CARS OF WATERMELONS

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 7th day of May, A. D. 1946.

It appearing, that in southern territory certain tariffs provide the minimum weight for cars 36 feet 6 inches or less in length will be applied to cars 40 feet 7 inches in length, when such cars are equipped with bulkheads so that the available loading space does not exceed 36 feet 6 inches; that such use of bulkheads is wasteful and contributes to the shortage of equipment; the Commission is of opinion an emergency requiring immediate action exists in the southern section of the country; it is ordered, that:

(a) *Bulkheads prohibited in watermelon cars.* No common carrier by railroad, subject to the Interstate Commerce Act, shall install or allow or permit to be installed in any freight car, loaded or to be loaded with watermelons, a bulkhead which will reduce or restrict the capacity of the car; nor transport a car in which a bulkhead has been installed in violation of this order.

(b) *Distribution of cars.* That common carriers by railroad shall distribute and furnish to shippers of watermelons cars suitable for the transportation of watermelons without regard to ownership and in such manner as to afford a fair and equitable distribution of cars of lengths (inside measurement) ranging from 36 feet 6 inches to 40 feet 7 inches.

(c) *Application.* The provisions of this order shall apply to interstate traffic originating in southern territory east of the Mississippi River and south of the Ohio and Potomac Rivers.

(d) *Regulations suspended; announcement required.* The operation of all rules and regulations insofar as they conflict with the provisions of this order is hereby suspended and each railroad subject to this order, or its agent, shall publish, file, and post a supplement to each of its tariffs affected hereby, in substantial accordance with the provisions of Rule 9 (k) of the Commission's Tariff Circular No. 20 (§ 141.9 (k) of this chapter) announcing such suspension.

(e) *Effective date.* This order shall become effective at 12:01 a. m., May 18, 1946.

(f) *Expiration date.* This order shall expire at 11:59 p. m., September 30, 1946, unless otherwise modified, changed, suspended or annulled by order of this Commission. (40 Stat. 101, sec. 402; 41 Stat. 476, sec. 4; 54 Stat. 901; 49 U. S. C. 1 (10)–(17))

It is further ordered, that a copy of this order and direction shall be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-7686; Filed, May 8, 1946; 11:28 a. m.]

Notices

DEPARTMENT OF AGRICULTURE.

Production and Marketing Administration.

FAIR AND REASONABLE WAGES FOR PERSONS EMPLOYED IN FLORIDA IN PRODUCTION, CULTIVATION AND HARVESTING OF SUGARCANE, JULY 1, 1946, TO JUNE 30, 1947

NOTICE OF HEARING AND DESIGNATION OF PRESIDING OFFICERS

Pursuant to the authority contained in subsection (b) and (d) of section 301 and section 511 of the Sugar Act of 1937 (Public, No. 414, 75th Congress), as amended, notice is hereby given that a public hearing will be held at Clewiston, Florida, in the High School Auditorium on May 18, 1946 at 9:30 a. m.

The purpose of such hearing is to receive evidence likely to be of assistance to the Secretary in determining (1), pursuant to the provisions of section 301 (b) of the said act, fair and reasonable wages for persons employed in Florida in the production, cultivation, and harvesting of sugarcane during the period from July 1, 1946, to June 30, 1947 on farms with respect to which applications for payments under the said act are made, and (2), pursuant to the provisions of section 301 (d) of the said act, fair and reasonable prices for the 1946 crop of sugarcane to be paid, under either purchase or toll agreements, by processors who as producers apply for payments under the said act; and to receive evidence likely to be of assistance to the Secretary in making recommendations, pursuant to the provisions of section 511 of the said act, with respect to the terms and conditions of contracts between producers and processors of sugarcane and with respect to the terms and conditions of contracts between laborers and producers of sugarcane.

C. M. Nicholson, H. H. Simpson, W. S. Stevenson, and F. T. Gradoville are hereby designated as presiding officers to conduct, either jointly or severally, the foregoing hearing.

Issued this 7th day of May 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-7669; Filed, May 8, 1946; 11:14 a. m.]

FEDERAL COMMUNICATIONS COMMISSION.

[Docket No. 7537]

STATE COLLEGE OF WASHINGTON (KWSC)

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of State College of Washington (KWSC), Pullman, Washington, For construction permit; File No. B5–P–3940, Docket No. 7537.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 17th day of April, 1946;

The Commission having under consideration the application of State College of Washington (File No. B5–P–3940; Docket No. 7537), licensee of Station KWSC, for a construction permit to change facilities from 1250 kc, 5 kw, sharing time with KTW, Seattle, Washington, to 1030 kc, 5 kw day, 1 kw night, DA–N at Pullman, Washington;

It appearing, That the Commission on February 13, 1946, designated for hearing in a consolidated proceeding the applications of Alvin E. Nelson, Inc. (File No. B5–P–4467; Docket No. 7389); KARM, The George Harm Station (File No. B5–P–3784; Docket No. 7124); J. E. Rodman (KFRE), (File No. B5–P–3757; Docket No. 7125); and Royal Miller, et al, d/b as Royal Miller Radio (KROY), (File No. B5–P–4253; Docket No. 7170);

It is ordered, That the application of State College of Washington (KWSC) be, and it is hereby, designated for hearing in the above consolidated proceeding upon the following issues:

1. To determine the technical, financial and other qualifications of the applicant to construct and operate station KWSC as proposed.

2. To determine the areas and populations which would gain or lose primary service through the operation of station KWSC, as proposed, and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether such service would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of KWSC, as proposed, involves ob-

jectionable interference with station WBZ or with any other existing or proposed broadcast service and if so, the nature and extent thereof, the areas and populations affected thereby and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of KWSC, as proposed, would be in compliance with the Commission's rules and standards of good engineering practice concerning standard broadcast stations.

6. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration repuirements.

7. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

It is further ordered, That the Bills of Particulars heretofore issued in the applications of Alvin E. Nelson, Inc. (File No. B5–P–4467; Docket No. 7389); KARM, The George Harm Station (File No. B5–P–3784; Docket No. 7124); J. E. Rodman (KFRE), (File No. B5–P–3757; Docket No. 7125); and Royal Miller, et al., d/b as Royal Miller Radio (KROY), (File No. B5–P–4253; Docket No. 7170) be, and the same are hereby, amended to include the application of State College of Washington (KWSC) (File No. B5–P–3940; Docket No. 7537);

It is further ordered, That Westinghouse Radio Stations, Inc., Boston, Massachusetts, licensee of WBZ, be, and it is hereby, made a party to this proceeding.

By the Commission.

[SEAL] WM. P. MASSING,
Acting Secretary.

[F. R. Doc. 46–7735; Filed, May 8, 1946; 11:46 a. m.]

[Docket No. 7532]

ST. OLAF COLLEGE (WCAL)

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of St. Olaf College (WCAL), Northfield, Minnesota, for modification of license; File No. B4–ML–1229, Docket No. 7532.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 17th day of April, 1946;

The Commission, having under consideration the application of St. Olaf College (File No. B4–ML–1229, Docket No. 7532), licensee of Station WCAL, now operating on the frequency 770 kc, 5 kw, time sharing with Station KUOM of the University of Minnesota, Minneapolis, Minnesota, for a modification of license to change hours of operation to daytime;

It appearing, That the Commission on March 20, 1946 designated for hearing in a consolidated proceeding the applications of University of Minnesota (KUOM) (File No. B4–P–4547, Docket No. 7455), requesting a construction permit to cancel its present time sharing agreement and a change of frequency to 940 kc with 5 kw power day and 250 watts power night at Minneapolis, Minnesota, and the application of Independent Broadcasting Company (File No. B4–P–3770, Docket No. 6734) for a construction permit for a new standard broadcast station to be operated on the frequency 940 kc with 10 kw power, daytime only, at Des Moines, Iowa;

It is ordered, That the application of St. Olaf College (WCAL) be, and it is hereby, designated for hearing in the above consolidated proceeding upon the following issues:

1. To determine the technical, financial and other qualifications of the applicant to operate Station WCAL as proposed.

2. To determine the areas and populations which would gain or lose primary service from the operation of Station WCAL as proposed, and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether such service would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of WCAL, as proposed, would involve objectionable interference with any existing or proposed broadcast service and if so, the nature and extent thereof, the areas and populations affected thereby and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of WCAL, as proposed, would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

It is further ordered, That the Bills of Particulars heretofore issued in connection with the applications of University of Minnesota (KUOM) (File No. B4–P–4547, Docket No. 7455) and Independent Broadcasting Company (B4–P–3770, Docket No. 6734) be, and the same are hereby, amended to include the application of St. Olaf College (WCAL) (File No. B4–ML–1229, Docket No. 7532).

By the Commission.

[SEAL] WM. P. MASSING,
Acting Secretary.

[F. R. Doc. 46–7736; Filed, May 8, 1946; 11:46 a. m.]

[Docket No. 7533]

EL PASO BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of El Paso Broadcasting Company, El Paso, Texas, for construction permit; File No. B3–P–4634, Docket No. 7533.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 17th day of April, 1946;

The Commission, having under consideration the application of El Paso Broadcasting Company (File No. B3–P–4634, Docket No. 7533) for a construction permit for a new standard broadcast station to be operated on the frequency 1560 kc, 1 kw. day, 500 watts night, unlimited time, at El Paso, Texas;

It is ordered, That the application of El Paso Broadcasting Company be, and it is hereby, designated for hearing in a consolidated proceeding with the application of Del Norte Broadcasting Co., Inc. (File No. B3–P–4700 Docket No. 7534), requesting the same facilities at El Paso, on the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant, its officers, directors and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing or proposed broadcast service and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine upon a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] WM. P. MASSING,
Acting Secretary.

[F. R. Doc. 46–7737; Filed, May 8, 1946; 11:46 a. m.]

[Docket No. 7534]

DEL NORTE BROADCASTING CO., INC.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Del Norte Broadcasting Company, Inc., El Paso, Texas, for construction permit; File No. B3–P–4700, Docket No. 7534.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 17th day of April, 1946;

The Commission, having under consideration the application of Del Norte Broadcasting Company, Inc. (File No. B3–P–4700, Docket No. 7534) for a construction permit for a new standard broadcast station to operate on the frequency 1560 kc, 1 kw day, 500 watts night, unlimited time at El Paso, Texas;

It is ordered, That the application of Del Norte Broadcasting Co., Inc., be, and it is hereby, designated for hearing in a consolidated proceeding with the application of El Paso Broadcasting Company (File No. B3–P–4634, Docket No. 7533) requesting the same facilities at El Paso, on the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant, its officers, directors and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing or proposed broadcast service and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine upon a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] WM. P. MASSING,
Acting Secretary.

[F. R. Doc. 46–7738; Filed, May 8, 1946; 11:46 a. m.]

[Docket Nos. 7535, 7536]

IDAHO FALLS BROADCASTING CO. AND EASTERN IDAHO BROADCASTING AND TELEVISION CO.

ORDER DESIGNATING APPLICATIONS FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of Idaho Falls Broadcasting Company, Idaho Falls, Idaho, File No. B5–P–4599, Docket No. 7535; Eastern Idaho Broadcasting and Television Company, Idaho Falls, Idaho, File No. B5–P–4633, Docket No. 7536, for construction permits.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 17th day of April, 1946;

The Commission having under consideration the applications of Idaho Falls Broadcasting Company (File No. B5–P–4599; Docket No. 7535) and Eastern Idaho Broadcasting and Television Company (File No. B5–P–4633; Docket No. 7536) for construction permits for new standard broadcast stations, both to be operated on the frequency 1230 kc., 250 watts power, unlimited time, at Idaho Falls, Idaho;

It is ordered, That the applications of Idaho Falls Broadcasting Company and Eastern Idaho Broadcasting and Television Company be and they are hereby designated for hearing in a consolidated proceeding upon the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant corporations, their officers, directors and stockholders, to construct and operate the proposed stations.

2. To determine the areas and populations which would gain primary service through the operation of the proposed stations and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed stations would involve objectionable interference with any existing or proposed broadcast service and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed stations would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine upon a comparative basis which, if either, of the applications in this consolidated prcceeding should be granted.

By the Commission.

[SEAL] WM. P. MASSING,
Acting Secretary.

[F. R. Doc. 46–7739; Filed, May 8, 1946; 11:47 a. m.]

[Docket No. 7169]

LIBERTY BROADCASTING CO.

NOTICE OF HEARING

In re: Application of John J. Laux, Richard Teitlebaum, Myer Wiesenthal, Alex Teitlebaum, Louis Berkman, Jack N. Berkman, Charles C. Swaringen, Joseph Troesch and John L. Merdian, partners d/b as Liberty Broadcasting Company, (new); date filed, November 24, 1944; for construction permit; class of service, broadcast; class of station, broadcast; location, Pittsburgh, Pennsylvania; operating assignment specified: frequency 730 kc, power 1 kw day; hours of operation, daytime; Docket No. 7169, File No. B2–P–3797.

You are hereby notified that the Commission has examined the application in the above entitled case and has designated the matter for hearing for the following reasons:

1. To determine the legal, technical, financial and other qualifications of the applicant and of its member partners to construct and operate the station as proposed.

2. To determine the areas and populations which would be served by the proposed station and the nature, character and extent of other broadcast services available to the said areas and populations, particularly from Stations WSTV, Steubenville, Ohio, and WJPA, Washington, Pennsylvania.

3. To determine whether the proposed station would render primary service within the areas and to the populations served by Stations WSTV, Steubenville, Ohio, and WJPA, Washington, Pennsylvania, and the extent thereof.

4. To obtain full information with respect to the connections and relationships, direct or indirect, and the nature, extent and effect thereof, existing between the applicant and its members and the licensees of Stations WSTV and WJPA and the officers, directors, and stockholders thereof.

5. To determine the type of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations, particularly as to coverage of the Pittsburgh metropolitan district.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's Rules of practice and procedure.

The applicant's address is as follows: Liberty Broadcasting Company, c/o Jack N. Berkman, 708 Sinclair Building, Steubenville, Ohio.

Dated at Washington, D. C., April 25, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46–7740; Filed, May 8, 1946; 11:47 a. m.]

WTAX, INC.[1] (AM STATION WTAX AND HOLDER OF CONDITIONAL GRANT FOR METROPOLITAN FM STATION), SPRINGFIELD, ILL.

PUBLIC NOTICE CONCERNING PROPOSED TRANSFER OF CONTROL

The Commission hereby gives notice that on April 26, 1946, there was filed with it an application (B4–TC–487) for its consent under section 310 (b) of the Communications Act (47 U.S.C.A. 310) to the proposed transfer of control of WTAX, Inc., licensee of Radio Station WTAX, Springfield, Illinois, from Jay A. Johnson, Springfield, Illinois (transferor) to Oliver J. Keller, Archie Lee, Frederick G. Blackburn, Noah M. Dixon, and Louis F. Gillespie (transferees) c/o Hogan & Hartson, 810 Colorado Bldg., Washington, D. C. The arrangements for transfer of control of Station WTAX are based upon a contract entered into March 30, 1946, between transferor and

[1] Section 1.364, Part I, Rules of Practice and Procedure.

transferees, pursuant to which the former agreed to sell to the latter 475 shares of the common voting stock and all of the 296 shares of the preferred stock owned by him and would arrange for the transfer of the remaining 4 shares of preferred stock of licensee held by others for a total consideration of $100,000.00, subject to terms and conditions shown more fully in the contract which is on file with the application at the offices of the Commission in Washington, D. C.

In the Commission's decision of September 6, 1945, granting the application for transfer of control of the Crosley Corporation (Docket No. 6767), it was announced that public hearings would be held to consider new rules and regulations for the handling of assignment and transfer applications including provision for public notice by the applicant and by the Commission for the filing of such applications and pertinent details in cases where a controlling interest is involved. Thereafter, on October 3, 1945, the Commission also gave public notice (10 F.R. 12926) that pending the issuance of such proposed new rules, hearing thereon, and final adoption, consideration of such applications would be deferred unless applicants desired to follow the procedure proposed in the Crosley decision and supplement their applications so as to come within the framework of the announced procedure, including the provision for public notice. Pursuant thereto, the Commission was advised on April 26, 1946 that starting on April 29, 1946, notice of the proposed transfer of control of WTAX would be published twice a week for three weeks beginning April 29, 1946, in a newspaper of general circulation in Springfield, Illinois, in conformity with said proposed rules.

In accordance with the procedure proposed in the Crosley decision and that announced in the Commission's release, no action will be had upon the WTAX application for a period of 60 days from April 29, 1946, within which time other persons desiring to apply for the facilities involved may do so upon the same terms and conditions as set forth in the above-described contract.

(Sec. 310 (b), 48 Stat. 1086; 47 U.S.C.A. 310 (b))

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-7741; Filed, May 8, 1946; 11:47 a. m.]

FEDERAL POWER COMMISSION.

[Docket No. G-712]

NORTHERN NATURAL GAS CO.

NOTICE OF APPLICATION

MAY 6, 1946.

Notice is hereby given that on March 28, 1946, an application was filed with the Federal Power Commission by Northern Natural Gas Company (Applicant), a corporation organized under the laws of the State of Delaware, and having its principal place of business in Omaha, Nebraska, and authorized to do business in the States of Texas, Oklahoma, Kansas, Nebraska, Iowa, Minnesota and South Dakota, for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, authorizing the construction and operation of certain additional facilities to its natural gas transmission system as hereinafter described.

Applicant proposes to construct and operate the following facilities:

(1) An additional town border station at West Point, Nebraska, for delivery and sale of gas to Central Electric and Gas Company, for resale to Alfa-Meal Company.

(2) An additional town border station at Oakland, Nebraska, for delivery and sale of gas to Central Electric and Gas Company for resale to Dehydrated Products Company.

(3) An additional town border station at Dakota City, Nebraska, for delivery and sale of gas to Nebraska Public Service Company for resale to the Beerman Estate.

(4) An additional town border station at Valley, Nebraska, for delivery and sale of gas to Peoples Natural Gas Company, for resale to Nebraska Feed Company.

Applicant states that the resale customers will use the natural gas for alfalfa dehydration operations. Applicant estimates the total volume of sales from the proposed facilities to amount to 112,000 Mcf per annum. Applicant estimates the total cost of the proposed facilities to be $8.522.

Any interested State commission is requested to notify the Federal Power Commission whether the application should be considered under the cooperative provisions of Part 67 of the provisional rules of practice and regulations under the Natural Gas Act, and if so, to advise the Federal Power Commission as to the nature of its interest in the matter and whether it desires a conference, the creation of a board, or a joint or concurrent hearing, together with the reasons for such request.

Any person desiring to be heard or to make any protest with reference to said application of Northern Natural Gas Company should, on or before the 22d day of May 1946, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's provisional rules of practice and regulations under the Natural Gas Act.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-7668; Filed, May 8, 1946; 10:13 a. m.]

[Docket No. IT-5989]

EMPIRE DISTRICT ELECTRIC CO.

NOTICE OF APPLICATION

MAY 6, 1946.

Notice is hereby given that on May 3, 1946, an application was filed pursuant to section 204 of the Federal Power Act by the Empire District Electric Company ("Applicant"), a corporation organized under the laws of the state of Kansas, and doing business in the states of Arkansas, Kansas, Missouri and Oklahoma, with its principal business office at Joplin, Missouri, seeking an order authorizing the issuance of $2,000,000 principal amount of Applicant's First Mortgage Bonds, 2⅞% Series due 1976, as an additional series of Bonds under Applicant's outstanding Indenture of Mortgage and Deed of Trust to Harris Trust and Savings Bank of Chicago, Illinois, as Principal Trustee, and The Joplin National Bank and Trust Company of Joplin, Missouri, as Co-Trustee, dated as of September 1, 1944. The principal amount of Bonds to be issued as said series will be limited to $2,000,000, will be dated June 1, 1946, will mature June 1, 1976, will be entitled to the benefits of a 1% annual sinking fund commencing December 1, 1949, and will be redeemable commencing at a price of 105% of the principal amount except for sinking fund purposes the redemption price will commence at 101.36% together in each case with accrued interest to the redemption date. Said Bonds will be secured equally and ratably with other Bonds issued and outstanding under said Indenture (except as to sinking fund), and will be in substantially the form set forth in the Supplemental Indenture, to be dated as of June 1, 1946. Applicant proposes to sell said $2,000,000 principal amount of First Mortgage Bonds, 2⅞% Series due 1976, to the Northwestern Mutual Life Insurance Company for the sum of $2,030,000 plus accrued interest on the principal amount of such Bonds to the date of payment; all as more fully appears in the application on file with the Commission.

Any person desiring to be heard or to make any protest with reference to said application should, on or before the 23d day of May 1946, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's rules of practice and regulations.

[SEAL] LEON M. FUQUAY.
Secretary.

[F. R. Doc. 46-7742; Filed, May 8, 1946; 12:03 p. m.]

INTERSTATE COMMERCE COMMISSION.

[Corrected S.O. 498]

REROUTING TRAFFIC ON SOUTHERN PACIFIC CO.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 30th day of April, A. D. 1946.

It appearing, that due to congestion which interferes with the operation of the Southern Pacific Company at Los Angeles Harbor and Long Beach, California, that carrier is unable to transport the traffic offered to it for delivery at those points; the Commission is of opinion an emergency exists requiring immediate action in that section of the country to best promote the service in the interest of the public and the commerce of the people: It is ordered, that:

(a) *Congestion; rerouting of freight traffic.* The Southern Pacific Company is hereby directed to forward all carload freight traffic routed over its lines originating at or east of Colton, California, destined Los Angeles Harbor or Long Beach, California, via the Pacific Electric Railway from Colton to Los Angeles Harbor or Long Beach or via the Pacific Electric Railway to connecting line for proper delivery at those two destinations, to expedite its movement and prevent congestion, without regard to the routing thereof made by shippers or by carriers from which the traffic is received, or to the ownership of cars, and that all rules, regulations, and practices of said carriers with respect to car service are hereby suspended and superseded only insofar as conflicting with the directions hereby made; *Provided*, That the billing covering all cars rerouted shall carry a reference to this order as authority for the rerouting.

(b) *Rates to be applied.* Inasmuch as the routing of traffic pursuant to the order is deemed to be due to carriers' disability, the rates applicable to traffic routed pursuant to this order shall be the same as would have applied had the shipments moved as originally routed.

(c) *Division of rates.* In executing the orders and directions of the Commission provided for in this order, the common carriers involved shall proceed without reference to contracts, agreements, or arrangements now existing between them with reference to the divisions of the rates of transportation applicable to said traffic; such divisions shall be, during the time this order remains in force, voluntarily agreed upon by and between said carriers; or upon failure of the carriers to so agree, said divisions shall be hereafter fixed by the Commission in accordance with pertinent authority conferred upon it by the Interstate Commerce Act.

(d) *Application and exemptions.* (1) This order shall not apply to carload traffic billed to stop in transit if such diversion or rerouting will preclude the movement of the shipment via the named transit point;

(2) This order shall not apply to carload traffic which is of such size, design, construction or weight that clearance regulations require the movement over a designated route;

(3) This order shall not apply to carload traffic consisting of supplies or equipment of troops when accompanying such troops on the same train, or to War Department carload traffic moving under MTX, MI or GS symbols;

(4) The railroad diverting or rerouting traffic under this order shall maintain a record of all cars diverted or rerouted thereunder, and shall be responsible for the reporting of such diversions, including advice to the shipper and consignee, in the same manner as though the shipments had been diverted under its regular diversion and rerouting practices;

(5) Railroads making diversions under this order shall report each day to the Director, Bureau of Service, the number of cars diverted, and the total number of cars diverted to date.

(e) *Effective date.* This order shall become effective at 12:01 a. m., May 1, 1946.

(f) *Expiration date.* This order shall expire at 11:59 p. m., August 31, 1946, unless otherwise modified, changed, suspended, or annulled by order of this Commission. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901, 49 U. S. C. 1 (10)-(17)).

It is further ordered, that copies of this order and direction shall be served upon the Southern Pacific Company and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-7683; Filed, May 8, 1946; 11:28 a. m.]

[S. O. 500]

UNLOADING OF COMMODITIES AT KANSAS CITY, MO.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 7th day of May, A. D. 1946.

It appearing, that numerous cars containing various commodities at Kansas City, Missouri, on the Missouri Pacific Railroad Company (Guy A. Thompson, Trustee) have been on hand for an unreasonable length of time and that the delay in unloading said cars is impeding their use; in the opinion of the Commission an emergency exists requiring immediate action: It is ordered, that:

Burlap, bags, etc., at Kansas City, Missouri, be unloaded. (a) The Missouri Pacific Railroad Company, (Guy A. Thompson, Trustee) its agents or employees, shall unload forthwith the following cars of various commodities now on hand at Kansas City, Missouri, consigned to Bemis Bag Company:

Car Number:	*Contents*
NP 17117	Bags.
GN 35412	Burlap.
IHB 1477	Bags.
T&P 80445	Paper.
CP 298780	Burlap.
CG 5079	Do.
SAL 15540	Bags.
Pa 79909	Burlap.
C&P 14316	Do.
Pa 33370	Do.
B&O 296916	Do.
B&O 267496	Do.
Pa 37516	Do.
N&W 48185	Bagging.
MP 93756	Burlap.
DLW 44249	Unknown.
ATSF 137880	Burlap.
Pa 67718	Do.
NP 17318	Bags.
Sou 169737	Cotton goods.
Pa 37736	Bagging.
Car number:	*Contents*
N&S 25244	Burlap.
RI 147431	Do.
CP 222666	Do.
IC 28226	Do.
B&O 384145	Do.
Pa 39128	Do.
NYC 120318	Do.
NYC 132163	Bagging.
ACL 14259	Burlap.
CBQ 21129	Do.

(b) Said carrier shall notify the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., when such carloads have been completely unloaded in compliance with the requirements of paragraph (a) hereof, and such notice shall specify when, where and by whom such unloading was performed. Upon the unloading and receipt of such notice this order shall expire. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901, 911; 49 U.S.C. 1 (10)-(17), 15 (2))

It is further ordered, that this order shall become effective immediately, and that a copy of this order and direction shall be served upon the Missouri Pacific Railroad Company (Guy A. Thompson, Trustee), and upon the Association of American Railroads, Car Service Division as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-7684; Filed, May 8, 1946; 11:28 a. m.]

[S. O. 501]

UNLOADING OF BURLAP AT KANSAS CITY, MO.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 7th day of May A. D. 1946.

It appearing, that 2 cars containing burlap at Kansas City, Mo., on the St. Louis-San Francisco Railway Company (Frank A. Thompson, Trustee), have been on hand for an unreasonable length of time and that the delay in unloading said cars is impeding their use; in the opinion of the Commission an emergency exists requiring immediate action: It is ordered, that:

Burlap at Kansas City, Missouri, be unloaded. (a) The St. Louis-San Francisco Railway Company (Frank A. Thompson, Trustee), its agents or employees, shall unload forthwith cars ATSF 145708 and SP 33296 loaded with burlap now on hand at Kansas City, Mo., consigned to Bemis Bag Company.

(b) *Notice and expiration.* Said carrier shall notify the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where and by whom such unloading was performed. Upon

receipt of that notice this order shall expire. (40 Stat. 101, sec. 402; 41 Stat. 476, sec. 4; 54 Stat. 901, 911; 49 U. S. C. 1 (10)–(17), 15 (2))

It is further ordered, that this order shall become effective immediately; that a copy of this order and direction shall be served upon the St. Louis-San Francisco Railway Company (Frank A. Thompson, Trustee), and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

W. P. BARTEL,
Secretary.

[SEAL]

[F. R. Doc. 46–7685; Filed, May 8, 1946; 11:28 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 5901,[1] Amdt.]

REICHSKREDITGESELLSCHAFT A. G.

In re: Bank account owned by Reichskreditgesellschaft Aktiengesellschaft.

Vesting Order Number 5901, dated February 15, 1946, is hereby amended as follows and not otherwise.

By deleting the name Reichskreditgesellschaft wherever it appears in Vesting Order Number 5901 and substituting therefor the name, Reichskreditgesellschaft Aktiengesellschaft.

All other provisions of said Vesting Order Number 5901 and all action taken on behalf of the Alien Property Custodian in reliance thereon, pursuant thereto and under authority thereof are hereby ratified and confirmed.

Executed at Washington, D. C., on April 30, 1946.

JAMES E. MARKHAM,
Alien Property Custodian.

[SEAL]

[F. R. Doc. 46–7621; Filed, May 7, 1946; 10:14 a. m.]

[Vesting Order 6224]

ALLGEMEINE DEUTSCHE CREDIT-ANSTALT

In re: Bank account owned by Allgemeine Deutsche Credit-Anstalt.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Allgemeine Deutsche Credit-Anstalt, the last known address of which is Schliessfach 91, Leipzig C1, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Allgemeine Deutsche Credit-Anstalt, by Brown Brothers Harriman & Co., 59 Wall Street, New York, New York, arising out of a checking account, entitled Allgemeine Deutsche Credit Anstalt, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 25, 1946.

JAMES E. MARKHAM,
Alien Property Custodian.

[SEAL]

[F. R. Doc. 46–7622; Filed, May 7, 1946; 10:14 a. m.]

[1] 11 F.R. 2095.

OFFICE OF PRICE ADMINISTRATION.

[MPR 478, Order 169]

F. N. PHILLIPS CO., INC.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 10 of Maximum Price Regulation 478; *It is ordered:*

(a) The maximum price for sales of the following coated fabric converted by the F. N. Phillips Company, Inc., 64 South Street, Boston 11, Mass. shall be as follows:

Commodity	For sales to manufacturers (per linear yard)
55" 2.50 sheeting, dyed black, coated with 6 dry ounces of pyroxylin coating per square yard	$0 8561

(b) With or prior to the first delivery of the coated fabric covered by this order, to any person other than a manufacturer, the seller shall notify such person in writing of the specific maximum price applicable to his resales of this coated fabric to manufacturers which is the maximum price set forth in paragraph (a) above.

(c) All provisions of Maximum Price Regulation 478 not inconsistent with this order shall apply to sales covered by this order.

(d) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 8, 1946.

Issued this 7th day of May 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46–7648; Filed, May 7, 1946; 11:52 a. m.]

[Rev. SR 11, Order 2 Under Order 1]

TRANSPORTATION RATES

ADJUSTABLE PRICING

Order No. 1, issued and effective May 1, 1946, placed suppliers of towing service in New York Harbor on an adjustable pricing basis pending determination of their request for an industry-wide increase in towing rates. Included in the request for an industry-wide adjustment for services rendered in the New York Harbor are certain companies that provide a complete transportation service including barges and towing but such companies frequently supply the towing service by obtaining that service from towing companies and paying the charges out of the transportation rate. Since the suppliers of this service are on an adjustable pricing basis, request has been made that those providing transportation services be placed on the same basis pending determination of the amount of increase to which they will be entitled. It is therefore felt necessary to issue an adjustable pricing order directed to such concerns in order to promote distribution and to effectuate the purposes of the act.

Therefore, under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and applicable Executive Orders and pursuant to subparagraph (d) of Order No. 1 under Revised Supplementary Regulation 11; *It is ordered:*

(a) A seller of transportation services which are subject to Order No. 1 under Revised SR 11 may perform transportation services at prices not more than the maximum price currently established under the General Maximum Price Regulation or Revised Supplementary Regulation No. 11 at the time the transportation service is performed. Such a seller may, however, after the effective date of this order, with the consent of the buyer, furnish such transportation services subject to an upward adjustment in price if an upward adjustment is later authorized by the Office of Price Administration.

(b) This order shall be automatically revoked upon the establishment by the Office of Price Administration of increased maximum prices based on the current wage proceeding or it may be revoked by order of the Administrator.

(c) This order shall become effective May 7, 1946.

Issued this 7th day of May 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46–7644; Filed, May 7, 1946; 11:52 a. m.]

[SO 142, Order 97]

ANDERSON BRASS WORKS, INC.

DETERMINATION OF MAXIMUM PRICES

Order No. 97 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. Anderson Brass Works, Inc., Docket No. 6083–SO 142–136–497.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142, *It is ordered:*

(a) The maximum prices for sales by Anderson Brass Works, Inc., Birmingham, Alabama, of all of its products, which are covered by any of the regulations listed in Supplementary Order No. 142, shall be determined by increasing by 14.6% the maximum prices for these products in effect just prior to the issuance of this order.

(b) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the same percentage by which his net invoiced cost has been increased by reason of this order.

(c) The Anderson Brass Works, Inc., shall notify each purchaser, who buys the products listed in paragraph (a) above for resale of the percentage amount by which his order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington 25, D. C.

(d) All requests not granted herein are denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 8, 1946.

Issued this 7th day of May 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46–7649; Filed, May 7, 1946; 11:52 a. m.]

[SO 142, Order 98]

FARADAY ELECTRIC CORP.

DETERMINATION OF MAXIMUM PRICES

Order No. 98 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. Faraday Electric Corporation. Docket No. 6083–S. O. 142–136–530.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 2 (c) of Supplementary Order No. 142; *It is ordered:*

(a) The maximum prices for sales by Faraday Electric Corporation, Adrian, Michigan, of its lines of small bells, horns and sirens, push buttons and contact devices, and all other products governed by any of the regulations listed in Supplementary Order No. 142, except specialty transformers, shall be determined as follows: The Faraday Electric Corporation shall apply to the prices for the following line of products, in effect just prior to the issuance of Order No. 79 under Supplementary Order No. 142, the increase factors listed opposite each of the said lines of products:

	Percent
(1) Small bells	33⅓
(2) Horns and sirens	12
(3) Push buttons and contact devices	12
(4) All other products governed by any of the regulations listed in Supplementary Order No. 142 except specialty transformers	10

(b) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of Order No. 79 under Supplementary Order No. [illegible], by the same percentage by which his net invoiced cost has been increased by reason of this order.

(c) The Faraday Electric Corporation shall notify each purchaser, who buys the products listed in paragraph (a) above for resale of the percentage amount by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(d) All requests not granted herein are denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 8, 1946.

Issued this 7th day of May 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46–7650; Filed, May 7, 1946; 11:52 a. m.]

[SO 142, Order 99]

BENJAMIN ELECTRIC MFG. CO.

DETERMINATION OF MAXIMUM PRICES

Order No. 99 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. Benjamin Electric Manufacturing Company. Docket No. 6083–SO 142–136–398.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142; *It is ordered:*

(a) The maximum price for sales by Benjamin Electric Manufacturing Company, Des Plaines, Illinois, of all of its products which are covered by any of the regulations listed in Supplementary Order No. 142, shall be determined by increasing by 12% the maximum prices for these products in effect just prior to the issuance of this order.

(b) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the same percentage by which his net invoiced cost has been increased by reason of this order.

(c) The Benjamin Electric Manufacturing Company shall notify each purchaser who buys the products listed in paragraph (a) above for resale of the percentage amount by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington 25, D. C.

(d) All requests not granted herein are denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 8, 1946.

Issued this 7th day of May 1946.

JAMES G. ROGERS, Jr.
Acting Administrator.

[F. R. Doc. 46–7651; Filed, May 7, 1946; 11:53 a. m.]

[Rev. SO 119, Amdt. 1 to Order 126]

WELBILT STOVE CO., INC.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register; and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, *It is ordered*, That Order No. 126 under Revised Supplementary Order No. 119, be, and it hereby is, amended in the following respects:

1. Paragraph (a) is amended to read as follows:

(a) *Manufacturer's ceiling prices.* Welbilt Stove Company, Inc., of 57–18 Flushing Avenue, Maspeth, Long Island, New York, shall determine its adjusted

ceiling prices for all articles of the line of gas ranges which it manufactures, under Order No. L–55 under Revised Supplementary Order No. 119.

2. The table of prices in paragraph (b) is amended to read as follows:

Model	Ceiling prices for sales by wholesalers to retailers		
	Zone 3	Zone 4	Zone 5
	Each	*Each*	*Each*
V–41–W	$40.17	$40.95	$43.70
G 65	51.81	53.06	55.40
G 365	60.94	62.31	64.80
With covers:			
K 6381	73.10	74.50	76.85
K 6382	82.73	84.14	86.45
K 6386	73.10	74.50	76.85
K 6387	82.73	84.14	86.45
K 376	63.31	64.36	66.75
K 76	52.83	54.08	56.27
K 366	61.41	62.66	64.88
K 66	50.97	52.22	54.37
K 356	61.41	62.54	64.58
K 56	50.97	51.87	54.20
Without covers:			
K 346	52.32	53.23	54.95
K 46	41.82	42.79	44.65

3. The table of prices in paragraph (c) is amended to read as follows:

Model	Ceiling prices for sales to ultimate consumers				
	Zone 1	Zone 2	Zone 3	Zone 4	Zone 5
	Each	*Each*	*Each*	*Each*	*Each*
V–41–W	$57.25	$58.50	$65.50	$66.75	$68.75
G 65	71.25	73.50	82.75	84.75	88.50
G 365	83.25	85.50	96.25	98.25	101.95
With covers:					
K 6381	99.25	101.25	114.25	116.50	120.25
K 6382	111.75	113.95	128.50	130.75	134.50
K 6386	99.25	101.25	114.25	116.50	120.25
K 6387	111.75	113.95	128.50	130.75	134.50
K 376	86.50	88.50	99.75	101.75	105.25
K 76	72.95	74.95	84.25	86.25	89.75
K 366	83.95	86.25	96.95	98.95	102.50
K 66	70.50	72.50	81.50	83.50	86.95
K 356	84.25	85.95	96.95	98.75	101.95
K 56	70.50	72.50	81.50	82.95	85.75
Without covers:					
K 346	72.50	74.25	83.50	84.95	87.75
K 46	58.95	60.50	67.95	69.50	72.50

4. Paragraph (c–1) is added to read as follows:

(c–1) The provisions of Supplementary Order No. 153 shall not apply to sales of articles covered by this order.

This amendment shall become effective on May 7, 1946.

Issued this 7th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–7657; Filed, May 7, 1946; 4:55 p. m.]

[SO 133, Order 36]

TRIMBLE NURSERYLAND FURNITURE, INC.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Supplementary Order No. 133, *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles specified below, manufactured by Trimble Nurseryland Furniture, Inc., Rochester 13, N. Y.

(1) For all sales and deliveries of the following articles by the manufacturer to retailers in the quantities indicated the adjusted maximum prices are those set forth below:

Article and Model No.	Quantities	Adjusted maximum price to retailers
		Each
Kiddie-Koop:		
A–50–H	25 or more	$31.50
RS–50–H	do	22.15
RS–50	do	19.00
Kiddie baith:		
37–RSSU	100 lots	8.00
37–RU	do	7.65
37–R	do	6.95
57–R	do	6.55
7–R	do	6.35
Renewal parts outfit: 30	Dozen lots	4.00
Kiddie-trainers:		
820	100 lots	2.90
860	do	2.15
862	do	2.00
870	do	2.15
872	do	2.05
874	do	2.00
876	do	1.85

(2) For sales and deliveries of the above listed articles to classes of purchasers other than retailers, and in other quantities, the maximum prices are the maximum prices established under subparagraph (1) above, adjusted to reflect the manufacturer's customary differentials for those types of sales.

(b) Retailers of articles which the manufacturer has sold at an adjusted maximum price determined under this order shall determine their maximum prices as follows:

(1) A retailer who must determine his ceiling price under Maximum Price Regulation No. 580 and a wholesaler who must determine his ceiling prices under Maximum Price Regulation No. 590, shall compute their ceiling prices under those regulations as they have been modified by Order No. 4800 under § 1499.159b of Maximum Price Regulation No. 188.

(2) A reseller who determines his maximum resale price under the General Maximum Price Regulation, and whose supplier's invoice states both an "unadjusted maximum price" and a selling price, shall compute his ceiling prices under that regulation as modified by Order No. 4800 under § 1499.159b of Maximum Price Regulation No. 188.

If his supplier's invoice does not state an "unadjusted maximum price", the reseller shall calculate his ceiling prices by adding to his invoice cost the same percentage markup which he had on the "most comparable article" for which he has a properly established ceiling price. For this purpose, the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of article to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration: however, each seller must keep complete records showing all the information called for by OPA Form 620–759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method, the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(3) The provisions of Supplementary Order No. 153 shall not apply to the determination of ceiling prices for resales of articles covered by this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in effect during March 1942, or thereafter, properly established under OPA regulations.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles. This notice may be given in any convenient form.

(e) The manufacturer shall file the report described in section 5 of Supplementary Order No. 133 with the Office of Price Administration, Washington 25, D. C. He shall also comply with the invoicing and reporting provisions of Order No. 4800 under Maximum Price Regulation No. 188 with respect to all articles whose prices are adjusted under this order excepting the "renewal parts outfit" referred to in paragraph (a) (1) above.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective on the 7th of May 1946.

Issued this 7th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–7658; Filed, May 7, 1946; 4:56 p. m.]

[MPR 61, Order 10]

GARMENT AND GLOVE GOAT LEATHER MEETING MILITARY SPECIFICATIONS

MAXIMUM PRICES FOR SALES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 11 of Maximum Price Regulation 61; *It is ordered:*

(a) On and after May 8, 1946, the maximum prices, f. o. b. seller's shipping point, at which any person may sell or deliver leather meeting specifications of Army-Navy Department Specification No. AN–L–24a, as amended, shall be as follows:

GARMENT AND GLOVE GOAT LEATHER

(Including skins 4–5 ft., 5–6 ft., and 6 ft. and up)

Grade:	*Maximum prices (per square foot)*
1	$0.32
2	.30
3	.28
4	.26

Terms of sale: Net cash for payment within 30 days from date of invoice.

(b) The maximum prices specified in paragraph (a), above, for sales of the leather therein described to all purchasers shall supersede and replace any and all maximum prices previously established for such sales.

(c) This order may be amended or revoked by the Office of Price Administration at any time.

This Order No. 10 shall become effective May 8, 1946.

Issued this 8th day of May 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46–7704; Filed, May 8, 1946; 11:33 a. m.]

[RMPR 136, Order 620]

STEEL POWER BOILERS AND EQUIPMENT

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion, issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to section 30 of Revised Maximum Price Regulation 136, *It is ordered:*

(a) For the purposes of this order, the phrase "steel power boilers" shall be taken to mean: Boilers, power, industrial 100 psi and higher working pressure, such as horizontal fire box boilers, Scotch type boilers, vertical tube and tubeless boilers, oil country type boilers and miniature boilers. (Accessories are not included in this phrase).

(b) For the purposes of this order "the base date" which shall be used in establishing a price under section 7 of Revised Maximum Price Regulation 136, shall be June 1, 1941.

(c) The maximum prices for the sale of steel power boilers and of repair and replacement parts which are integral and functional parts of such boilers by any manufacturer of such boilers shall be established as follows:

(1) For any steel power boilers or parts for which a price is established under the provisions of section 7 of Revised Maximum Price Regulation 136, the maximum price shall be that price plus 16% of that price.

(2) For any steel power boilers or parts for which the manufacturer can compute a price under section 8 of Revised Maximum Price Regulation 136, the maximum price shall be computed under section 8, using the price computed under the preceding subparagraph (1) as the maximum price for the product before modification.

Section 8 has reference to an establishment of a maximum price for a product which either had a published list price in effect on the base date or a list price approved by the OPA in which there has been a substantial change in design, specification or equipment. In using section 8, therefore, under the provisions of this paragraph, a manufacturer must first establish a price for the product under the preceding paragraph (a), and then establish the increase or decrease in that price on the basis of the modification in the manner provided in section 8.

(3) For any other steel power boilers or parts, the maximum price shall be computed under sections 9 and 10 of Revised Maximum Price Regulation 136, without addition of the increase permitted by this order.

(c) The maximum prices for sales of steel power boilers, repair and replacement parts by resellers shall be determined as follows: The reseller shall add to the maximum net price he had in effect to a purchaser of the same class, just prior to the issuance of this order, the amount, in dollars-and-cents, by which his net invoiced cost has been increased due to the increase in maximum prices of manufacturers provided by paragraph (a) of this order.

(d) Every manufacturer of steel power boilers and parts shall notify each person who buys such products for resale of the dollars-and-cents amount by which this order permits the reseller to increase his maximum net prices.

(e) All prices established pursuant to this order shall be subject to the same discounts, credits and allowances in effect to any purchasers and classes of purchasers just prior to the issuance of this order.

(f) Notwithstanding any of the provisions of this order, a manufacturer of steel power boilers and parts may charge and collect the maximum prices for sale of his products which he had in effect just prior to the issuance of this order.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 13, 1946.

Issued this 8th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–7710; Filed, May 8, 1946; 11:35 a. m.]

[MPR 188, Order 12]

BUSINESS MACHINES

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.159e of Maximum Price Regulation 188, it is ordered:

SECTION 1. *Purpose of this order.* Business machines have been found to be a reconversion product in accordance with the standards set forth in § 1499.159e of Maximum Price Regulation 188. This order provides for increases in maximum prices and sets forth the provisions which all sellers are to follow in calculating their adjusted maximum prices for sales of the products.

SEC. 2. *Articles and persons covered.* This order applies only to sales of the following business machines: accounting, adding, addressing, bookkeeping, calculating, cash registers, dictating, duplicating, fare registering, recording, stenographic and typewriters, including portable typewriters, and devices in which the basic mechanism of any machine covered by this order is a component part. This order does not cover business machines for which the manufacturer's maximum prices are established under the "cost method" of Order 4332 under § 1499.159b of Maximum Price Regulation 188. Used business machines covered by Maximum Price Regulation 596, imported articles covered by the Maximum Import Price Regulation, and used typewriters coverd by Maximum Price Regulation No. RMPR 162 are also excluded from the coverage of this order.

SEC. 3. *Determination of manufacturers' and resellers' maximum prices.* Manufacturers and resellers shall continue to determine their maximum prices for sales of new or changed articles covered by this order under the same regulations and pricing provisions applicable before this order was issued, and as modified by this order.

SEC. 4. *Adjusted maximum retail prices for business machines, except portable typewriters.* The maximum retail price (exclusive of Federal excise tax) for sales of a business machine, except a portable typewriter, for which the seller had a suggested retail list price in effect prior to the effective date of this order is the higher of the following:

(a) An amount no greater than 112% of the manufacturer's suggested retail list price (exclusive of Federal excise tax and any adjustment heretofore authorized).

(b) An amount no greater than the manufacturer's suggested retail list price (exclusive of Federal Excise tax) in effect prior to any adjustment in manufacturers' maximum prices under Supplementary Orders No. 118, 133 and Revised Supplementary Order 119, plus the percentage amount of that adjustment.

The amount of Federal excise tax paid by the manufacturer and state and local taxes may also be collected on sales covered by paragraphs (a) and (b) of this section.

SEC. 5. *Adjusted maximum prices to governmental agencies, dealers and distributors for business machines, except portable typewriters.* (a) A manufacturer's adjusted maximum price (exclusive of Federal excise tax) for sales of a business machine, except a portable typewriter, to governmental agencies, dealers and distributors is the adjusted retail list price as determined under this order less his customary discounts to the particular class of purchaser. The amount of the Federal excise tax may also be collected.

(b) A distributor's adjusted maximum price (exclusive of Federal excise tax) for sales of a business machine, except a portable typewriter, to dealers is the ad-

justed maximum retail price as determined under this order less his customary discounts. The amount of Federal excise tax paid to the manufacturer may also be collected.

SEC. 6. *Adjusted maximum prices established by this order for business machines except portable typewriters.* In the case of a business machine except a portable typewriter for which a manufacturer did not publish a suggested retail list price prior to the effective date of this order the adjusted maximum retail price may not be determined under the preceding provisions of this order. The manufacturer shall make application under this section to the Office of Price Administration, Washington, D. C., for an order authorizing an adjusted maximum retail price in line with the level of adjusted maximum retail prices fixed by this order. The application may be made by letter, which shall state: the manufacturer's maximum prices to each class of purchaser; the amount of any adjustment in his maximum prices which have been authorized, and the provision under which the adjustment in his maximum prices was authorized.

SEC. 7. *Adjusted maximum prices for portable typewriters.* (a) Manufacturers' adjusted maximum price (exclusive of Federal excise tax) for sales of a portable typewriter to each class of purchaser, shall be the higher of the following:

(1) 112% of his maximum price (exclusive of Federal excise tax and any authorized adjustment) to each class of purchaser, established under the provisions of Maximum Price Regulation No. 188.

(2) His adjusted maximum price (exclusive of Federal excise tax) to each class of purchaser, established under the provisions of Supplementary Orders No. 118, 133 and Revised Supplementary Order 119.

In no event, however, shall the manufacturer's adjusted maximum price to a user be higher than a dealer's adjusted maximum price to a user as established by paragraph (b) of this section.

(b) A dealer's adjusted maximum price (exclusive of Federal excise tax) for sales of a portable typewriter to users shall be 154% of the manufacturer's maximum price to dealers as established by paragraph (a) of this section.

(c) In addition to the adjusted maximum price authorized by the preceding provisions of this section, the amount of the Federal excise tax payable by the manufacturer and state and local taxes may also be collected.

SEC. 8. *Retail price tags for portable typewriters.* (a) On and after May 31, 1946, unless otherwise authorized by order of the Office of Price Administration, a manufacturer may not ship to a purchaser a portable typewriter unless there is attached to it a retail price tag or label. That tag or label shall state: the manufacturer's name or the brand name, the model designation, the maximum retail price (exclusive of Federal excise tax) and that the tag or label may not be removed before the portable typewriter is delivered to the consumer.

(b) On and after May 31, 1946, no person may display, offer for sale, sell or deliver at retail, a portable typewriter for which the maximum retail price is fixed by this order, unless there is attached to it a tag or label containing all the information required by paragraph (a) of this section.

Any dealer who receives "untagged" a portable typewriter which the manufacturer is required to tag with the maximum retail price, must tag it with the maximum retail price before it is displayed, offered for sale, sold or delivered at retail.

SEC. 9. *Notification.* At the time of or prior to, the first invoice to a purchaser for resale of a business machine covered by this order, each seller shall notify the purchaser of resellers' adjusted maximum prices fixed by this order. These notices may be given in any convenient form.

Section 1499.159d of Maximum Price Regulation 188 requires manufacturers to file with the Office of Price Administration three copies of each new price list or catalog which is issued to the trade. The manufacturer shall file two copies with the District Office of the Office of Price Administration having jurisdiction over the area in which his principle place of business is located, and one copy with the Appliance and Equipment Price Branch, Office of Price Administration, Washington 25, D. C.

SEC. 10. *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's customary terms, discounts and allowances and other price differentials on sales to each class of purchaser in effect during March 1942, or which have subsequently been properly established under Office of Price Administration regulations and orders, except where inconsistent with the provisions of this order.

SEC. 11. *Relationship between this order and other regulations.* The provisions of this order supersede the provisions of Maximum Price Regulation 188, of the General Maximum Price Regulation and of orders under Supplementary Order 118, 133 and Revised Supplementary Order 119 only to the extent that they are inconsistent with the terms of this order.

SEC. 12. *Revision of maximum prices.* Any maximum price adjusted under this order may be revised under this section by an order issued by the Office of Price Administration when such adjusted maximum price is not in line with the level of prices established by this order.

SEC. 13. *Modification of the provisions of this order.* The provisions of this order, as applicable to articles and persons subject hereto, may be modified by orders of general applicability issued under this section.

SEC. 14. *Revocation and amendment.* This order may be revoked or amended by the Price Administrator at any time.

Effective date: This order shall become effective on the 8th day of May 1946.

NOTE: All reporting requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 8th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7711; Filed, May 8, 1946; 11:36 a. m.]

[MPR 188, Order 13]

AWNINGS

MAXIMUM PRICES FOR SALES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register; and pursuant to § 1499.159e of Maximum Price Regulation No. 188, *It is ordered:*

Sec.
1. Purposes of this order.
2. Articles covered by this order.
3. Manufacturers' maximum prices.
4. Maximum prices for sales at wholesale.
5. Invoices to purchasers for resale.
6. Notification to purchasers for resale.
7. Retailers' maximum prices.
8. Terms of sale.
9. Relationship of this order to other orders or regulations.
10. Revision of maximum prices.
11. Revocation or amendment.

SECTION 1. *Purpose of this order.* This order specifies a price increase factor to be used by manufacturers of awnings; and it sets forth the specific pricing provisions which all sellers are to follow in calculating their maximum prices for sales of the product.

SEC. 2. *Articles covered by this order.* This order covers all awnings made primarily of textile fabrics.

SEC. 3. *Manufacturers' maximum prices*—(a) *Determination of maximum prices.* Manufacturers shall continue to determine their maximum prices for articles covered by this order under the same regulation and pricing provisions applicable before this order was issued.

(b) *Increase factor.* (1) Manufacturers may increase, by 12 percent, their maximum price (exclusive of any permitted increases) properly established under Maximum Price Regulation No. 188 for sales to all persons except consumers.

(2) Manufacturers may increase by 7 percent their maximum prices exclusive of any permitted increases properly established under Maximum Price Regulation No. 188 for sales to all types of consumers.

(c) *"Adjusted maximum prices".* A manufacturer's "adjusted maximum price" is the highest of the following three amounts:

(1) His maximum price properly established under Maximum Price Regulation No. 188 increased by the appropriate one of the percentages specified in paragraph (b) of this section.

(2) His maximum price properly established under Maximum Price Regulation No. 188 plus any increases in that maximum price permitted by an OPA order,[1] other than this order.

(3) His maximum price properly established under section 5 of Supplementary Order No. 118 or Order No. 4332 or Revised Order No. 4332 under Maximum Price Regulation No. 188.

A manufacturer may make sales and deliveries at or below his adjusted maximum price computed under this section.

(d) *"Unadjusted maximum price".* (1) A manufacturer's "unadjusted maximum price" for his sale of an article whose maximum price was properly established under Maximum Price Regulation No. 188 is the maximum price so established, not including any increases in that maximum price permitted by an OPA order. However, if an OPA order,[1] permits the manufacturer to increase that maximum price by an amount greater than the appropriate one of the percentage specified in paragraph (b), the manufacturers' "unadjusted maximum price" is the amount determined by deducting an amount equal to that percentage of the maximum price in effect before that increase was made, from the price as increased in accordance with that order.

(2) A manufacturer's "unadjusted maximum price" for his sale of an article the new maximum price of which was properly established under section 5 of Supplementary Order No. 118 is the price found by taking the following steps:

Step 1: Divide the new maximum price for the article by the increase factor permitted under section 4 of Supplementary Order No. 118 for the manufacturer's most comparable 1941 article. (The increase factor on the comparable article is found by dividing the new maximum price of that comparable article by its maximum price in effect before Supplementary Order No. 118 was issued.)

Step 2: Multiply the result of Step 1 by 12 percent.

Step 3: Subtract the result of Step 2 from the new maximum price for the article. The result is the "unadjusted maximum price" for the article.

(3) A manufacturer's "unadjusted maximum price" for his sale of an article the maximum price of which was established under Order No. 4332 under Maximum Price Regulation No. 188 is 93 percent of the maximum prices established for sales to consumers and 89 percent of the maximum prices established for sales to other classes of purchasers.

SEC. 4. *Maximum prices for sales at wholesale*—(a) *Adjusted maximum prices.* (1) A wholesaler who delivered or offered for delivery during March 1942, an article which meets the definition of "most comparable commodity" contained in § 1499.3 (a) of the General Maximum Price Regulation, except that it need not be currently offered for sale, shall find his adjusted maximum price according to the method and procedure set forth in that section by adding the same markup which he had on that comparable article to his supplier's adjusted maximum price, as it appears on his purchase invoice.

The wholesaler may make sales covered by the General Maximum Price Regulation, at prices at or below his adjusted maximum price computed in this way.

[1] This refers to Supplementary Order No. 118, and to orders issued under Supplementary Orders No. 119 and 133.

The determination of a maximum resale price in this way need not be reported to the Office of Price Administration. However, each seller must keep complete records showing all the information called for on OPA Form 620-759, with regard to how he determines his maximum resale price. These records shall be kept available for inspection by the Office of Price Administration, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(2) If the wholesaler cannot determine his adjusted maximum price under (1), he shall apply to the Office of Price Administration for the establishment of his adjusted maximum price under § 1499.3 (c) of the General Maximum Price Regulation. An adjusted maximum price established in this way will be in line with adjusted maximum prices established generally under section 4 of this order.

(b) *Unadjusted maximum prices.* (1) Wholesalers who delivered or offered for delivery during March 1942 an article which meets the definition of "most comparable commodity" contained in § 1499.3 (a) of the General Maximum Price Regulation, except that it need not be currently offered for sale, shall find his "unadjusted maximum price" according to the method and procedure set forth in that section by adding the same markup which he had on that comparable article to his supplier's unadjusted maximum price as it appears on his purchase invoice.

(2) If the seller cannot determine his unadjusted maximum prices under (1), he shall, at the time he applies for an adjusted maximum price to the Office of Price Administration under paragraph (b) (2) of this section also, apply for the establishment of an unadjusted maximum price. Unless such an unadjusted maximum price is established, he may not make sales of the article even though his adjusted maximum price is properly established.

SEC. 5. *Invoice to purchasers for resale.* (a) Every person who delivers an article covered by this order to a purchaser for resale shall furnish to the purchaser an invoice or other written evidence of sale, containing the following:

(1) The name and address of both the seller and purchaser, and the date of sale.

(2) The name, number, or other identification of each article sold.

(3) The quantity of each article sold.

(4) The seller's unadjusted maximum price for each article sold.

(5) The actual selling price of each article sold.

(6) The nature and amount of any additional charges.

(7) The terms of sale.

(b) No article covered by this order may be sold to a retailer at a price higher than the seller's unadjusted maximum price for the particular sale, unless the information specified in items (4) and (5) of the preceding paragraph is separately stated on the invoice or other written evidence of sale, and unless the seller's unadjusted maximum price is so identified.

(c) The seller shall retain a copy of such invoice or other written evidence of sale, for inspection by the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

SEC. 6. *Notification to purchasers for resale.* At the time of, or prior to, the first invoice to each purchaser for resale showing a price adjusted in accordance with this order, the seller shall notify the purchaser in writing, that:

(a) If he is a wholesaler he must determine his maximum resale prices for articles covered by this order under Section 4 of Order No. 13 under § 1499.159e of Maximum Price Regulation No. 188.

(b) If he is a retailer he must determine his maximum resale prices for articles covered by this order under section 7 of Order No. 13 under § 1499.159e of Maximum Price Regulation No. 188.

SEC. 7. *Retailers' maximum prices.* (a) A retailer who delivered or offered for delivery during March 1942 an article which meets the definition of "most comparable commodity" contained in § 1499.3 (a) of the General Maximum Price Regulation, except that it need not be currently offered for sale, shall determine his maximum resale price by adding to his supplier's unadjusted maximum price (as it appears on his purchase invoice) the same markup which he had on that comparable article, according to the method and procedure set forth in that section.

The determination of a maximum resale price in this way need not be reported to the Office of Price Administration. However, each seller must keep complete records showing all the information called for on OPA Form 620-759, with regard to how he determines his maximum resale price. These records shall be kept available for inspection by the Office of Price Administration, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(b) If a retailer cannot determine his maximum resale price under paragraph (a) of this section, he shall apply to the Office of Price Administration for the establishment of his maximum resale price under § 1499.3 (a) of the General Maximum Price Regulation. The retailer's application shall, in addition to the information specifically required by that section, also give the following information:

(i) His supplier's unadjusted maximum price.

(ii) His actual invoice cost.

A retailer's maximum price established under this subparagraph (3) will be in line with retailers' maximum prices established generally under this order.

SEC. 8. *Terms of sale.* Every seller of an article covered by this order must maintain all of his terms, discounts, allowances, and other price differentials in effect during March 1942, or which have been subsequently properly established under Office of Price Administration regulations or orders.

SEC. 9. *Relationship of this order to other orders or regulations*—(a) *Maximum Price Regulation No. 188, and the General Maximum Price Regulation.* The provisions of this order supersede the provisions of Maximum Price Regulation No. 188 and the General Maximum Price Regulation, only to the extent that they are inconsistent with the provisions of that regulation.

(b) *Revised Supplementary Order No. 119, Supplementary Order Nos. 118 and 133.* Manufacturers may continue to adjust their maximum prices in accordance with any increase permitted under Revised Supplementary Order No. 119, Supplementary Order No. 118, or Supplementary Order No. 133, instead of the increase factor specified in Section 3. If a seller's maximum prices are adjusted under one of those orders instead of under this order, he must nevertheless comply with the invoicing and notification provision of this order. These provisions supersede any contrary provisions contained in any individual order issued to any seller.

SEC. 10. *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

Effective date: This order shall become effective on the 8th day of May 1946.

NOTE: The record keeping provisions of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942, as amended.

Issued this 8th day of May 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-7712; Filed, May 8, 1946; 11:36 a. m.]

[MPR 188, Order 4992]

UPHOLSTERED FURNITURE COVERED WITH CERTAIN FABRICS

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to § 1499.159b of Maximum Price Regulation No. 188, it is ordered:

SECTION 1. *Purpose of this order.* The purpose of this order is to establish a method by which manufacturers of household furniture may determine their maximum prices for articles to which they apply cover fabrics whose maximum prices have been increased under Supplementary Order No. 131.

SEC. 2. *What this order covers.* This covers articles of household furniture (as defined in Order No. 4800 under Maximum Price Regulation No. 188) to which the manufacturer applies cover fabrics as to which his purchase invoice contains a "prior ceiling price" as well as a selling price. (Revised Maximum Price Regulation No. 39 requires each person who sells decorative fabrics to furniture manufacturers at maximum prices which have been adjusted to show both of these figures on every invoice covering a sale to a furniture manufacturer.)

The word "you", as used in this order, means a manufacturer who makes a sale or delivery of articles covered by this order.

SEC. 3. *What this order does.* This order establishes two methods for determining maximum prices for articles covered by this order. If you do not have a customary or established cover grading system which is based upon the cost of your cover fabrics, you must use Method A. If you do have such a cover grading system, you may elect to determine all of your maximum prices under Method B instead of under Method A. However, you may not determine some of your maximum prices under Method A and others under Method B. All of your maximum prices must be determined under the same method.

SEC. 4. *How you find your maximum price for an article covered by this order.* This section tells you how to compute your maximum price for an article covered by this order. Making these computations, the "properly established maximum price" which you must use is exclusive of all permitted increases.

(a) *Method A:* If you do not have an established cover grading system which is based upon the cost of your cover fabrics or if you do have such a method but elect to determine all of your maximum prices under this method instead of under Method B below, your maximum price for an article covered by this order is the total of the following:

(1) Your properly established maximum price for the article, determined by using as your fabric cost the "prior ceiling price" as it appears on your purchase invoice, and

(2) The difference per yard between that "prior ceiling price" and your actual invoice cost, multiplied by the number of yards applied to the article.

EXAMPLE OF HOW A MANUFACTURER FINDS HIS MAXIMUM PRICE FOR AN ARTICLE COVERED BY THIS ORDER UNDER METHOD A

A manufacturer receives from his supplier an invoice for cover fabric, and that invoice contains a "prior ceiling price" of 50¢ per yard and a selling price of 62½¢ per yard. His properly established maximum price exclusive of all permitted increases for a sofa covered in ten yards of this fabric (before his cost of that fabric was increased) is $50.00. To that $50.00 he adds $1.25, which is the difference between the "prior ceiling price" of the fabric (50¢) and his actual invoice cost (62½¢), or 12½¢, multiplied by ten yards. His maximum price as determined under Method A is, therefore, $51.25.

(b) *Method B:* If you have a customary or established cover grading system which is based upon the cost of your cover fabric, you may elect to determine all of your maximum prices as follows, instead of in accordance with Method A above:

Step 1: Find the grade in which the fabric belongs, based on the "prior ceiling price" which appears on your supplier's invoice. If this grade is the highest-cost grade for which you have properly established maximum prices, do not use Steps 2 and 3, but compute your maximum price under paragraph (c) of this section.

Step 2: Find the "midpoint" of the cost grade which is next higher than the grade found in Step 1. You do this by adding the lowest cost in that grade to the highest cost in that grade and dividing the result by two.

Step 3: If your invoice cost for the fabric does not exceed the "midpoint" found in Step 2, your maximum price for the article is its properly established maximum price when covered with fabric belonging in the grade found in Step 1.

If your invoice cost for the fabric exceeds the "midpoint" found in Step 2, your maximum price for the article is its properly established maximum price when covered with fabric belonging in the cost grade which is next higher than the grade found in Step 1.

(c) If the cover grade found in Step 1 is the highest-cost cover grade for which you have a properly established maximum price for the article, you compute its maximum price as follows:

Step 1: Find the difference between the lowest cost and the highest cost in that grade and add one-half of that difference to the highest cost in the grade.

Step 2: If your invoice cost for the fabric does not exceed the amount found in Step 1 above, your maximum price for the article is its properly established maximum price when covered with fabric belonging in your highest-cost grade.

Step 3: If your invoice cost for the fabric exceeds the amount found in Step 1, your maximum price for the article is the total of the following:

(1) Your maximum price for the article when covered in your highest-cost grade of fabric, and

(2) The difference between that maximum price and your maximum price for the article when covered in that grade of fabric which is next lower than your highest-cost grade.

EXAMPLE OF HOW A MANUFACTURER FINDS HIS MAXIMUM PRICES FOR ARTICLES COVERED BY THIS ORDER UNDER METHOD B

A manufacturer has the following properly established maximum prices for a particular sofa:

Grade and cost per yard:	*Properly established maximum price of sofa*
A—up to $0.50	$60 00
B—$0.50 and up to $0.75	63 75
C—$0.75 and up to $1.00	67 50
D—$1.00 and up to $1.25	71 25
E—$1.25 and up to $1.50	75 00
F—$1.50 and up to $1.75	78 75
G—$1.75 and up to $2.00	82 50
H—$2.00 and up to $2.25	86 25
I—$2.25 and up to $2.50	90 00

He receives an invoice from his fabric supplier on which appears a "prior ceiling price" of 75¢ and a selling price of 94¢. Based on its "prior ceiling price," this fabric belongs in his Grade C. The "midpoint of the next highest-cost grade (Grade D) is $1.13. Since his actual invoice cost for this fabric (94¢) does not exceed that midpoint, his maximum price for the sofa is its properly established maximum price in Grade C, or $67.50.

He receives another invoice from his fabric supplier on which appears a "prior ceiling price" of $1.96 and a selling price of $2.45. Based on its "prior ceiling price" this fabric belongs in his Grade G. The "midpoint" of his next higher cost grade (Grade H) is $2.13. Since his actual invoive cost for this fabric ($2.45) exceeds that midpoint, his maximum price for the sofa is its properly established maximum price in Grade H, or $86.25. (Note that his maximum price for the article is its properly established maximum price in that cost grade which is next higher than the one in which the fabric belongs based on its "prior ceiling price," even though, based on its actual invoice cost, the fabric belongs in Grade I).

SEC. 5. *Relation between this order and other orders and regulations.* (a) The provisions of this order supersede the provisions of Maximum Price Regulation No. 188 to the extent that they are inconsistent with the provisions of that regulation.

(b) *Order No. 4800 under Maximum Price Regulation No. 188, Order No. 8 under § 1499.159c of Maximum Price Regulation No. 188, and orders issued to individual manufacturers under other adjustment provisions.* You may increase the maximum price for an article established in accordance with this order by the applicable percentage amount permitted by Order No. 4800 under Maximum Price Regulation No. 188, or by Order No. 8 under § 1499.159e of Maximum Price Regulation No. 188, or by an individual order which has been issued to you under any other adjustment provision.

SEC. 6. *Reports.* Before delivering or offering for delivery any article at a maximum price determined under this order, you must file a signed report with the Office of Price Administration, Washington 25, D. C. That report shall contain the following information.

(a) The date of the report

(b) Your name and address

(c) The method (i. e., Method A or Method B) which you have elected to use in determining all of your maximum prices for articles covered by this order.

You must keep available for inspection by the Office of Price Administration a copy of the report you have filed under this section, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

Effective date. This order shall become effective May 13, 1946.

NOTE: The reporting and record-keeping requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 8th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7713; Filed, May 8, 1946; 11:36 a. m.]

[MPR 220, Rev. Order 117]

CERTAIN RUBBER COMMODITIES

AUTHORIZATION OF MAXIMUM PRICES

Order No. 117 under § 1315.1560c of Maximum Price Regulation 220 is redesignated Revised Order No. 117 and is revised and amended to read as follows:

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1315.1560c of Maximum Price Regulation 220, it is ordered:

(a) *Applicability.* This order establishes maximum prices at all levels of sales for all bathing or shower caps.

(b) *Maximum prices for sales at all levels of full head-shaped molded bathing caps with or without chin straps and made of natural and/or buna-S rubber, hereinafter referred to as the basic caps.*—(1) *Manufacturers' maximum prices.* The maximum prices for sales by manufacturers of the caps described in paragraph (b) above to all classes of purchasers shall be:

Manufacturers' maximum prices per dozen, boxed	For sales to—Wholesalers	Chain stores	All other retailers
Aviator type (with chin strap)	$3.60	$3.78	$4.20
Diver type (without chin strap)	3.20	3.38	3.75

(2) *Wholesalers' maximum prices.* The maximum prices for sales by wholesalers of the basic caps described in paragraph (b) above, shall be:

Wholesalers' maximum prices per dozen, boxed	
Aviator type (with chin strap)	$4.60
Diver type (without chin strap)	4.10

(3) *Maximum retail prices.* The maximum prices for sales by retailers of the basic caps described in paragraph (b) above shall be determined as follows:

Aviator cap (with chin strap) If your net cost per dozen, boxed, is: [2]	*Your maximum price per cap is—*
$3.78 or below	$0.49
$3.79 to $4.20	.54
Over $4.20	.59
Diver cap (without chin strap) If your net cost per dozen, boxed, is: [2]	
$3.38 or below	.43
$3.39 to $3.75	.48
Over $3.75	.53

[2] Net cost is invoice cost not including freight, quantity discounts, and cash discounts.

(c) *Maximum prices for sales at all levels of all bathing and shower caps other than the basic caps described in paragraph (b) above*—(1) *Caps which the manufacturer proposes to be sold at all levels at prices lower than those specified for the basic diver style caps described in paragraph (b) above.* The maximum prices for caps which the manufacturer proposes to be sold at all levels at prices lower than those specified at all levels for the basic diver style caps described in paragraph (b) above, shall be the prices proposed by the manufacturer in a report that he shall file with the Office of Price Administration. Such report shall include the manufacturers' proposed prices to all classes of purchasers and the proposed resale prices for wholesalers and retailers. He shall compute his wholesalers' proposed resale prices per dozen caps by applying the divisional factor of 0.783 to the wholesalers' net invoice cost as defined in footnote [2] to paragraph (b) above. He shall compute his proposed retailers' resale price for each cap by applying the divisional factor of 7.78 to the retailers' net invoiced cost per dozen as defined in footnote [2] to paragraph (b) above. The manufacturer shall at the same time submit a sample of the cap being priced. The maximum prices proposed by the manufacturer are not his maximum prices until the report and sample have been submitted to the OPA. The OPA may by order adjust the maximum price proposed and established for caps under subparagraph (1) which adjusted price will not apply retroactively.

(2) *Caps which the manufacturer proposes to sell at prices higher than those specified for the basic caps described in paragraph (b) above.*—(i) *Caps which the manufacturer produced and sold or offered to sell during March 1942.* The maximum prices for a cap which the manufacturer proposes to sell at prices higher than those specified for the basic caps described in paragraph (b) above, and which (except for the substitution of synthetic or substitute rubber for natural rubber) is identical to a cap which he produced and sold or offered to sell during March 1942, shall be the prices computed and reported by the manufacturer to the Office of Price Administration, Washington, D. C., and shall be computed by the manufacturer as follows:

(*a*) The maximum prices for sales by the manufacturer shall be the prices specified for sales to the indicated classes of purchasers for the basic cap described in paragraph (b) above, plus the dollar-and-cent difference in the manufacturer's sales prices to such purchasers between that cap and the basic cap as of March 1, 1942. For example, if the manufacturer on March 1, 1942, sold his basic cap to chain stores at $2.50 per dozen and his specialty cap to chain stores at $4.00 per dozen, his maximum prices for sales to chain stores of the specialty cap would be $1.50 plus $3.78, or $5.28.

(*b*) The maximum prices for sales by wholesalers shall be computed by the manufacturer by applying the divisional factor of .783 to the wholesaler's net invoice cost as defined in footnote [2] to paragraph (b) above.

(*c*) The maximum prices for sales by retailers, per cap, shall be computed by the manufacturer by applying the divisional factor of 7.78 to the retailer's net invoice cost, per dozen, as defined in footnote [2] to paragraph (b) above.

The maximum prices reported by the manufacturer are not his maximum prices until the report and sample of the cap being priced have been submitted to the OPA. Such report shall show the manufacturer's highest sales prices during March 1942 to his various classes of purchasers for the basic cap as well as for the cap being priced.

(ii) *All other caps.* The maximum prices for caps which the manufacturer proposes to sell at prices higher than those specified for the basic caps described in paragraph (b) above, and which are not identical to any cap which he produced or sold or offered to sell during March 1942, shall be a price determined by the OPA upon application therefor by the manufacturer. Such application shall include:

(*a*) A detailed breakdown of current raw material costs, other factory costs, and general, administrative and selling overhead.

(*b*) The manufacturer's proposed selling prices to all classes of purchasers and his proposed resale prices for wholesalers and retailers. He shall compute his proposed wholesalers' resale prices per dozen caps by applying the divisional factor of

.783 to the wholesalers' net invoiced cost as defined in footnote [3] to paragraph (b) above. He shall compute his proposed retailers' resale prices per cap by applying the divisional factor of 7.78 to the retailers' net invoiced cost per dozen as defined in footnote [3] to paragraph (b) above.

(c) The manufacturer shall at the same time submit a sample of the cap being priced.

The applicant may not sell or offer for sale such bathing cap to be priced under this subdivision (ii) until an order establishing the maximum price has been issued by the OPA.

(d) *Revocation of previously existing maximum prices for certain caps.* For a cap described in paragraph (c) of this order that was actually produced prior to May 8, 1946, the manufacturer's, wholesaler's, retailer's maximum prices shall be the manufacturer's, wholesaler's, and retailer's maximum prices, respectively, that existed immediately prior to May 8, 1946. These maximum prices for such sales are revoked for manufacturer's sales and deliveries, effective May 22, 1946, for wholesaler's sales and deliveries, effective May 29, 1946, for retailer's sales and deliveries, effective June 5, 1946. The manufacturer's, wholesaler's, and retailer's maximum prices for the cap effective after such revocation are the prices for the manufacturer's, wholesaler's, and retailer's sales, respectively, that are derived by using the method set forth in paragraph (c) of this order.

(e) *Terms, discounts, and allowances.* The prices established under paragraphs (b), (c), and (d) of this order shall be subject to the same cash discount and transportation allowances that were in effect to any purchasers or classes of purchasers by the seller during March 1942.

(f) *Notification.* With or prior to the first delivery by a seller to any reseller of the commodities covered by this order, the seller shall notify such reseller in writing of the maximum retail prices for sales of the commodities as established under paragraphs (b) or (c) of this order. If the reseller is a wholesaler, such notification shall also include a notification of the maximum wholesale prices for sales of the commodities together with a statement that the wholesaler is required to notify his purchasers of the maximum retail prices for sales of the commodities as established by paragraphs (b) or (c) of this order.

(g) *Relationship of this order to MPR 220, MPR 580, and the GMPR.* The prices established by this order supersede the pricing provisions of MPR 220, the GMPR, and MPR 580, with respect to sales for which ceiling prices are established by this order. All provisions of MPR 220, GMPR, and MPR 580 not inconsistent with this order apply to sales of the commodities covered by this order at the manufacturers', wholesalers', and retailers' levels, respectively.

This order may be revoked or amended at any time.

NOTE: The reporting provisions of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

This revised order shall become effective May 8, 1946.

Issued this 8th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7718; Filed, May 8, 1946; 11:36 a. m.]

[MPR 580, Order 303]

SELBY SHOE CO.

ESTABLISHING CEILING PRICES AT RETAIL FOR CERTAIN ARTICLES

Maximum Price Regulation 580, Order 303, establishing ceiling prices at retail for certain articles; Docket No. 6063-580-13-343.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 13 of Maximum Price Regulation No. 580; *It is ordered:*

(a) The following ceiling prices are established for sales by any seller at retail of the following articles manufactured by the Selby Shoe Company, Portsmouth, Ohio, and described in the manufacturer's application dated September 8, 1945:

WOMEN'S SHOES

Brand name	Manufacturer's unadjusted selling price	Retail ceiling price, east of Denver except Texas and New Mexico [1]
Styl-eez	$4.10	$6.95
Easy Goers	$4.35-$4.70	7.95

[1] Retailers west of Denver and in Texas and New Mexico will continue to price under MPR 580 or the General Maximum Price Regulation whichever is applicable.

(b) The retail ceiling price of an article stated in paragraph (a) shall apply to any other article of the same type, having the same unadjusted selling price to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this order.

(c) The retail ceiling prices contained in paragraph (a) shall apply in place of the ceiling prices which have been or would otherwise be established under this or any other regulation as of the effective date of this order or applicable amendment.

(d) On and after June 1, 1946, the Selby Shoe Company must mark each article listed in paragraph (a) with the retail ceiling price under this order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

(Sec. 13, MPR 580)
OPA Price—$------

On and after July 1, 1946, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to July 1, 1946, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging and posting provisions of the applicable regulation.

(e) On or before the first delivery to any purchaser for resale of each article listed in paragraph (a), the seller shall send the purchaser a copy of this order and any subsequent amendment.

(f) Unless the context otherwise requires, the provisions of the applicable regulation shall apply to sales for which retail ceiling prices are established by this order.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 9, 1946.

Issued this 8th day of May 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-7723; Filed, May 8, 1946; 11:39 a. m.]

Regional and District Office Orders.

[Region I Order G-11 Under RMPR 251]

PAINTING, PAPERHANGING, CARPENTRY, ELECTRICAL WIRING, PLUMBING, STEAMFITTING, HEATING, MASONRY, AND BRICKLAYING SERVICES IN NEW HAMPSHIRE

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of Region I of the Office of Price Administration by sections 9 and 20 of Revised Maximum Price Regulation No. 251, it is ordered:

SECTION I. *What this order does.* This order fixes maximum prices for the following services when sold on a customer's hourly basis, and performed in connection with premises located in the State of New Hampshire:

(1) Painting and paperhanging;
(2) Carpentry;
(3) Electrical wiring;
(4) Plumbing, heating and steamfitting;
(5) Masonry and bricklaying.

SEC. II. *Relation to Revised Maximum Price Regulation 251.* Except as otherwise provided in this order, this order supersedes section 6, 8 and 18 of Revised Maximum Price Regulation No. 251 with respect to sales covered by the Order. Except to the extent that they are inconsistent with the provisions of this order, however, all other sections of Revised Maximum Price Regulation No. 251, together with all amendments thereto which have been or may be issued, shall apply to sales covered by this order.

SEC. III. *Maximum prices*—(a) *Maximum prices for the services covered by this order.* 1. Maximum prices for painting and paperhanging services done on a customer's hourly basis shall be determined in accordance with the methods set forth in Appendix A attached to and made part of this order.

2. Maximum prices for carpentry services done on a customer's hourly basis shall be determined in accordance with the methods set forth in Appendix B attached to and made part of this order.

3. Maximum prices for electrical wiring services done on a customer's hourly basis shall be determined in accordance with the methods set forth in Appendix C attached to and made part of this order.

4. Maximum prices for plumbing, steamfitting, and heating services done on a customer's hourly basis shall be determined in accordance with the methods set forth in Appendix D attached to and made part of this order.

5. Maximum prices for masonry and bricklaying services done on a customer's hourly basis shall be determined in accordance with the methods set forth in Appendix E attached to and made part of this order.

(b) *Materials.* Maximum prices for all materials (including installed equipment) supplied by any seller in connection with a sale of services covered by this order shall be the net cost of the materials or equipment to the seller, not to exceed the maximum price of his supplier as established by applicable maximum price regulations, plus the same dollars-and-cents margin charged by the seller on sales of the same or similar materials to purchasers of the same class during the month of March 1942. A seller of services covered by this order who also is engaged regularly in the business of selling building materials and building equipment may use as his net cost of the materials supplied by him a price not to exceed the maximum price applicable on sales to purchasers of the class of which sellers covered by this order are a part. A seller who was not in business during the month of March, 1942 will use the dollars-and-cents margin in effect for his most closely competitive seller during March 1942.

SEC. IV. *Subcontractors' services.* The maximum price which a seller may charge for subcontracted services shall be the subcontractor's maximum price established under this order, or other applicable regulation, plus a margin of 10 percent.

SEC. V. *Other maximum charges*—(a) *Computation of time.* The number of hours to be charged against any job shall be counted from the time the workman leaves the shop or from the time he leaves the previous job (whichever is later) until he completes the job if he proceeds to another job, or until he returns to the shop, if he proceeds there directly. For any job extending into more than one day, time in transit to and from the job may be charged only once. The hours for which charges are made shall not in any event exceed those shown in the seller's payroll records nor those shown in records required to be kept by the seller under section VII of this order.

(b) *Overtime.* Overtime hours of work performed at the customer's request on Saturdays, Sundays or legal holidays or outside of regular working hours on any day may be charged for at the same ratio to straight time as the seller's agreement with his employees legally requires or authorizes him to pay.

(c) *Mileage charge.* A maximum charge of 10¢ per mile for the use of each vehicle required and actually used for the transportation of workers to or from the job may be charged for the distance actually traveled beyond a three (3) mile radius from the seller's place of business.

(d) *Minimum charge.* For any service or services covered by this order which require less than one hour of labor, a minimum charge equal to the maximum customer's rate for one hour may be made.

(e) *Use of equipment.* Charges may be made for the use of equipment required for the performance of work covered by this order or for the transportation of materials and equipment at the maximum prices established for the use or rental of such equipment by any applicable maximum price regulation. If the rental or use of such equipment is not covered by a Maximum Price Regulation charges may be made for the use thereof on the same basis as the seller charged during the month of March, 1942, or if he was not then in business, on the same basis as his most closely competitive seller of the same class charged in March, 1942.

(f) *Charges for room and board.* In any case in which services covered by this order are performed in connection with premises located at such a distance from the seller's place of business that the seller is required to pay room and board expenses for himself or for his employees while working on the job, the exact amount of such expense actually paid by the seller may be charged to the buyer of the services.

(g) *Adjustment to the nearest nickel.* When the maximum price calculated under this order is not divisible by 5¢, it may be adjusted to the nearest amount so divisible. The fraction of 2½¢ in the maximum price may be adjusted upward to the next higher multiple of 5¢.

SEC. VI. *Adjustment provisions*—(a) *Government required or authorized wage increases.* Any seller subject to this order whose hourly wages are increased after May 4, 1946 by reason of a predetermination of wage rates by the Secretary of Labor under the Davis-Bacon Act, or by an order or authorization of the Wage Adjustment Board, National Wage Stabilization Board, or the Office of Economic Stabilization, or by any other federal wage stabilization agency, may add such increased labor cost including additional payments for unemployment insurance, workmen's compensation, old age benefits, and public liability insurance to his customer's hourly rate. Every seller adding such increased labor cost to his customer's hourly rate or rates shall keep available for inspection by the Office of Price Administration the order or authorization of the federal agency requiring or permitting such increase and satisfactory evidence that the seller has actually put such increase into effect.

SEC. VII. *Records and invoices.* (a) Each seller subject to this order shall keep, at his place of business, available for inspection by representatives of the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, remains in effect, records concerning each sale covered by this order, showing the following:

1. Names and addresses of the seller and the purchaser.
2. Location of the premises.
3. Date work completed.
4. Brief description of each service rendered and a statement that the charges therefor are made on a customer's hourly basis.
5. The customer's hourly rate and the number of hours for which a charge is made.
6. Description of materials furnished and charges therefor.
7. Total charge.

Upon request of any purchaser the seller shall furnish the purchaser with an invoice containing all the above-described information.

(b) Each seller subject to this order shall, if he has productive employees, keep the records indicated below and shall make such records available for inspection by representatives of the Office of Price Administration.

"Productive employees" are employees who actually perform services covered by this order, as distinguished from clerical or administrative employees.

1. Name of each productive employee.
2. Number of hours worked each day by each productive employee.
3. Number of hours worked each pay period by each productive employee.
4. Total wages paid to each productive employee each pay period.

SEC. VIII. *Definitions.* (a) "Hourly wage" means the hourly straight time wage rate the seller had in effect on October 3, 1942, plus any "legal increase" since that date.

(b) The term "legal increase" means:

1. In the case of employers of eight or less, any wage increase actually put into effect prior to July 20, 1944, plus any increases since that date resulting from predetermination of wage rates by the Secretary of Labor under the Davis-Bacon Act, or authorized by any Federal wage stabilization agency.

2. In the case of employers of more than eight, any increase resulting from predetermination of wage rates by the Secretary of Labor under the Davis-Bacon Act, or authorized by any Federal wage stabilization agency.

(c) In the case of a seller who first became an employer after October, 1942, the term "hourly wage" means his legally proper straight time wage rate.

(d) A seller's "most closely competitive seller of the same class" is a seller who (1) is furnishing the same or similar services to the same class of purchasers, (2) is closely competitive in the sale of such services, and (3) is located nearest to the seller.

SEC. IX. *Exclusions.* This order does not apply to the following:

(a) Sales of services or installed building materials or equipment which were not covered by Revised Maximum Price Regulation 251 immediately prior to the effective date of the order.

(b) Sales of services or installed building materials or equipment when sold on a unit-price basis (other than customer's hourly basis), on a cost-plus basis, or on a lump-sum basis. Such sales are governed by RMPR 251.

(c) Sales of services or installed building materials or equipment made pursuant to a written contract executed within 30 days prior to the effective date of this order and completed within 30 days after the effective date of this order.

SEC. X. *Amendment.* This order may be amended, revised or revoked at any time.

This order shall become effective May 4, 1946.

Issued this 25th day of April 1946.

ELDON C. SHOUP,
Regional Administrator.

APPENDIX A—MAXIMUM PRICES FOR PAINTING AND PAPERHANGING SERVICES DONE ON A CUSTOMER'S HOURLY BASIS IN THE STATE OF NEW HAMPSHIRE

I. *For sellers with employees.* When the services are performed by painting and paperhanging foremen, journeymen, and apprentice helpers, the maximum customer's hourly rate which shall be charged for each such employee shall be the "hourly wage" (as defined in Section VIII (a)) paid by the seller to each such employee during the week ending May 4, 1946, plus 25¢ per hour, except for the cities of Concord, Derry, Manchester, Nashua, and Portsmouth where the margin to be added shall be 30¢ per hour. When the services are performed by laborers, in connection with painting or paperhanging, the margin to be added to the hourly wage shall be 25¢ per hour. When the seller performs painting or paperhanging services himself, the maximum rate shall be the hourly wage of the seller's highest paid workman plus the applicable margin. Any seller of painting and paperhanging services may at his option use the margin applicable to the place where the work is performed, or the margin applicable to the city or town in which his place of business is located.

In the case of a seller who was not in business on the effective date of this order, he shall use as the "hourly wage" the hourly wage paid to each such employee during the week ending May 4, 1946, by the most closely competitive seller of the same class.

II. *For self-employed sellers without employees.* When the services are performed by a self-employed painter and/or paperhanger without employees, his maximum customer's hourly rate shall be the following:

1. $1.00 per hour in: Albany, Alexandria, Bartlett, Bath, Benton, Bridgewater, Cambridge, Campton, Carroll, Chatham, Clarksville, Colebrook, Columbia, Dalton, Dixville, Dorchester, Dummer, Easton, Eaton, Effingham, Ellsworth, Errol, Franconia, Freedom, Gorham, Grafton, Groton, Hart's Location, Haverhill, Hebron, Jackson, Kilkenny, Landaff, Lincoln, Lisbon, Livermore, Lyman, Lyme, Madison, Milan, Millsfield, Monroe, Northumberland, Odell, Orange, Orford, Piermont, Pittsburg, Randolph, Rumney, Sandwich, Shelburne, Stark, Stewartstown, Stratford, Success, Tamworth, Thornton, Warren, Waterville, Wentworth.

2. $1.05 per hour in: Acworth, Alstead, Alton, Andover, Antrim, Ashland, Barnstead, Belmont, Bennington, Bradford, Bristol, Brookfield, Canaan, Canterbury, Center Harbor, Center Ossipee, Charlestown, Chesterfield, Chichester, Cornish, Croydon, Danbury, Deering, Dunbarton, Enfield, Epsom, Fitzwilliam, Francestown, Gilford, Gilmanton, Gilsum, Goshen, Grantham, Greenfield, Hancock, Harrisville, Hill, Holderness, Langdon, Lempster, Loudon, Lyndeboro, Marlow, Meredith, Middleton, Milton, Mont Vernon, Moultonboro, Nelson, New Boston, New Durham, New Hampton, New Ipswich, New London, Newbury, Northfield, Ossipee, Plainfield, Plymouth, Richmond, Rindge, Roxbury, Salisbury, Sanbornton, Sharon, Springfield, Stoddard, Sullivan, Sunapee, Surry, Sutton, Temple, Tuftonboro, Unity, Wakefield, Warner, Washington, Weare, Webster, Westmoreland, Whitefield, Wilmot, Winchester, Windsor, Woodstock.

3. $1.10 per hour in: Amherst, Auburn, Bedford, Berlin, Bethlehem, Boscawen, Bow, Brentwood, Brookline, Candia, Chester, Dunbury, Sharon, Springfield, Stoddard, Success, Sullivan, Surry, Sutton, Temple, Tuftonboro, Unity, Washington, Westmoreland, Whitefield, Wilmot, Winchester, Windsor, Woodstock.

3. $1.15 per hour in: Alton, Antrim, Ashland, Barnstead, Belmont, Bennington, Berlin, Bethlehem, Boscawen, Bow, Bristol, Brookline, Canterbury, Charlestown, Chichester, Deering, Dublin, Dunbarton, Epsom, Francestown, Gilford, Gilmanton, Greenfield, Greenville, Hancock, Hinsdale, Hollis, Hopkinton, Jaffrey, Lancaster, Littleton, Loudon, Lyndeboro, Marlboro, Mason, Meredith, Mont Vernon, New Boston, New Hampton, New London, Northfield, Plymouth, Sanbornton, Sunapee, Troy, Wakefield, Walpole, Warner, Weare, Webster.

4. $1.20 per hour in: Allenstown, Amherst, Auburn, Barrington, Bedford, Brentwood, Candia, Chester, Conway, Danville, Deerfield, Franklin, Fremont, Henniker, Hillsboro, Lee, Litchfield, Madbury, Merrimack, Newfields, Northwood, Nottingham, Pembroke, Pittsfield, Sandown, Strafford, Tilton, Windham, Wolfeboro.

5. $1.25 per hour in: Atkinson, Claremont, Derry, East Kingston, Epping, Farmington, Hampstead, Hanover, Hooksett, Keene, Kensington, Kingston, Laconia, Lebanon, Londonderry, Milford, Newport, Newton, Pelham, Peterboro, Plaistow, Rindge, Salem, South Hampton, Swansey, Wilton.

6. $1.30 per hour in: Concord, Durham, Exeter, Goffstown, Greenland, Hampton, Hampton Falls, Newmarket, North Hampton, Rollinsford, Seabrook, Stratham.

7. $1.35 per hour in: Nashua, Rochester, Rye, Somersworth.

8. $1.40 per hour in: Dover, Manchester, Newcastle, Newington, Portsmouth.

APPENDIX B—MAXIMUM PRICES FOR CARPENTRY SERVICES DONE ON A CUSTOMER'S HOURLY BASIS IN THE STATE OF NEW HAMPSHIRE

I. *For sellers with employees.* When the services are performed by carpentry foremen, journeymen, and apprentice helpers, the maximum customer's hourly rate which shall be charged for each such employee shall be the "hourly wage" (as defined in Section VIII (a)) paid by the seller to each such employee during the week ending May 4, 1946, plus 30¢ per hour, except for the cities of Claremont, Concord, Derry, Dover, and Lebanon where the margin to be added shall be 35¢ per hour, and the cities of Manchester, Nashua, and Portsmouth where the margin to be added shall be 40¢ per hour. When the services are performed by laborers in connection with carpentry, the margin to be added to the hourly wage shall be 25¢ per hour. When the seller performs carpentry services himself, the maximum rate shall be the hourly wage of the seller's highest paid workman plus the applicable margin. Any seller of carpentry services may at his option use the margin applicable to the place where the work is performed, or the margin applicable to the city or town in which his place of business is located.

In the case of a seller who was not in business on the effective date of this order, he shall use as the "hourly wage" the hourly wage paid to each such employee during the week ending May 4, 1946, by the most closely competitive seller of the same class.

II. *For self-employed sellers without employees.* When the services are performed by a self-employed carpenter without employees his maximum customer's hourly rate shall be the following:

1. $1.05 per hour in: Albany, Alexandria, Bartlett, Bath, Benton, Bridgewater, Cambridge, Campton, Carroll, Chatham, Clarksville, Columbia, Dalton, Dixville, Dorchester, Dummer, Easton, Eaton, Effington, Ellsworth, Errol, Franconia, Freedom, Gorham, Grafton, Groton, Hart's Location, Hebron, Jackson, Jefferson, Kilkenny, Landaff, Livermore, Lyman, Lyme, Madison, Milan, Millsfield, Monroe, Northumberland, Odell, Orange, Orford, Piermont, Pittsburg, Randolph, Rumney, Sandwich, Shelburne, Stark, Stewartstown, Strafford, Tamworth, Thornton, Warren, Waterville, Wentworth.

2. $1.10 per hour in: Acworth, Alstead, Andover, Bradford, Brookfield, Canaan, Center Harbor, Center Ossipee, Chesterfield, Colebrook, Cornish, Croydon, Danbury, Enfield, Fitzwilliam, Gilsum, Goshen, Grantham, Harrisville, Haverhill, Hill, Holderness, Langdon, Lemster, Lincoln, Lisbon, Marlow, Middleton, Milton, Moultonboro, Nelson, New Durham, New Ipswich, Newbury, Ossipee, Plainfield, Richmond, Rindge, Roxbury, Salisbury, Sharon, Springfield, Stoddard, Success, Sullivan, Surry, Sutton, Temple, Tuftonboro, Unity, Washington, Westmoreland, Whitefield, Wilmot, Winchester, Windsor, Woodstock.

3. $1.15 per hour in: Allenstown, Amherst, Auburn, Barrington, Bedford, Brentwood, Candia, Chester, Conway, Danville, Deerfield, Franklin, Fremont, Henniker, Hillsboro, Lee, Litchfield, Madbury, Merrimack, Newfields, Northwood, Nottingham, Pembroke, Pittsfield, Sandown, Strafford, Tilton, Windham, Wolfeboro.

4. $1.20 per hour in: Allenstown, Amherst, Auburn, Barrington, Bedford, Brentwood, Candia, Chester, Conway, Danville, Deerfield, Franklin, Fremont, Henniker, Hillsboro, Lee, Litchfield, Madbury, Merrimack, Newfields, Northwood, Nottingham, Pembroke, Pittsfield, Sandown, Strafford, Tilton, Windham, Wolfeboro.

5. $1.25 per hour in: Atkinson, Claremont, Derry, East Kingston, Epping, Farmington, Hampstead, Hanover, Hooksett, Keene, Kensington, Kingston, Laconia, Lebanon, Londonderry, Milford, Newport, Newton, Pelham, Peterboro, Plaistow, Rindge, Salem, South Hampton, Swansey, Wilton.

6. $1.30 per hour in: Concord, Durham, Exeter, Goffstown, Greenland, Hampton, Hampton Falls, Newmarket, North Hampton, Rollinsford, Seabrook, Stratham.

7. $1.35 per hour in: Nashua, Rochester, Rye, Somersworth.

8. $1.40 per hour in: Dover, Manchester, Newcastle, Newington, Portsmouth.

APPENDIX C—MAXIMUM PRICES FOR ELECTRICAL WIRING SERVICES DONE ON A CUSTOMER'S HOURLY BASIS IN THE STATE OF NEW HAMPSHIRE

I. *For sellers with employees.* When the services are performed by electrician foremen, journeymen, and apprentice helpers, the maximum customer's hourly rate which shall be charged for each such employee shall be the "hourly wage" (as defined in Section VIII) paid by the seller to each such employee during the week ending May 4, 1946, plus 40¢ per hour. When the services are performed by laborers in connection with electrical wiring, the margin to be added to the hourly wage shall be 25¢ per hour. When the seller performs electrical wiring services himself, the maximum rate shall be the hourly wage of the sellers highest paid workman plus the applicable margin.

In the case of a seller who was not in business on the effective date of this order, he shall use as the "hourly wage" the hourly wage paid to each such employee during the week ending May 4, 1946, by the most closely competitive seller of the same class.

II. *For self-employed sellers without employees.* When the services are performed by a self-employed electrician without employees, his maximum customer's hourly rate shall be the following:

$1.10 per hour in: Albany, Alexandria, Bartlett, Bath, Benton, Cambridge, Campton, Carroll, Chatham, Clarksville, Columbia, Dalton, Dixville, Dorchester, Dummer, Easton, Eaton, Effingham, Ellsworth, Errol, Franconia, Freedom, Grafton, Groton, Hart's Location, Jackson, Jefferson, Kilkenny, Landaff, Livermore, Lyman, Lyme, Milan, Millsfield, Monroe, Northumberland, Odell, Orange, Orford, Piermont, Pittsburg, Randolph, Rumney, Shelburne, Stark, Stewartstown, Stratford, Success, Thornton, Warren, Waterville, Wentworth.

$1.15 per hour in: Bridgewater, Colebrook, Cornish, Croydon, Danbury, Goshen, Grantham, Hebron, Langdon, Lempster, Lincoln, Lisbon, Madison, Marlow, Newbury, Plainfield, Sandwich, Springfield, Sutton, Unity, Washington, Wilmot, Windsor, Woodstock.

$1.20 per hour in: Acworth Alstead, Alton, Andover, Barnstead, Barrington, Bennington, Bradford, Brookfield, Canaan, Center Harbor, Center Ossipee, Chesterfield, Deering, Enfield, Fitzwilliam, Francestown, Gilford, Gilmanton, Gilsum, Gorham, Harrisville, Hill, Holderness, Middleton, Moultonboro, Nelson, New Durham, New Ipswich, New London, Ossipee, Richmond, Rindge, Roxbury, Salisbury, Sanbornton, Sharon, Stoddard, Sullivan, Surry, Temple, Tuftonboro, Wakefield, Warner, Webster, Westmoreland, Whitefield, Winchester.

$1.25 per hour in: Antrim, Ashland, Belmont, Berlin, Bethlehem, Boscawen, Brentwood, Bristol, Brookline, Canterbury, Charlestown, Chichester, Conway, Danville, Deerfield, Dublin, Epsom, Fremont, Greenfield, Greenville, Hancock, Henniker, Hillsboro, Hinsdale, Hollis, Jeffrey, Lancaster, Lee, Littleton, Loudon, Lyndeboro, Madbury, Marlboro, Mason, Meredith, Milton, Mount Vernon, New Boston, New Hampton, Newfields, Northfield, Northwood, Nottingham, Pittsfield, Plymouth, Sandown, Strafford, Sunapee, Troy, Walpole, Weare.

$1.30 per hour in: Allenstown, Amherst, Auburn, Bedford, Bow, Candia, Chester, Claremont, Dunbarton, Epping, Farmington, Franklin, Hampstead, Hooksett, Hopkinton, Keene, Laconia, Litchfield, Londonderry, Merrimack, Milford, Newport, Pembroke, Peterboro, Raymond, Swanzey, Tilton, Wilton, Windham, Wolfeboro.

$1.35 per hour in: Atkinson, Derry, Durham, East Kingston, Exeter, Goffstown, Greenland, Hampton, Hampton Falls, Hanover, Kensington, Kingston, Lebanon, Newmarket, Newton, North Hampton, Plaistow, Seabrook, South Hampton, Stratham.

$1.40 per hour in: Dover, Pelham, Rochester, Rollinsford, Rye, Salem, Somersworth.

$1.45 per hour in: Hudson, Nashua.

$1.50 per hour in: Concord, Manchester.

$1.55 per hour in: Newcastle, Newington, Portsmouth.

APPENDIX D—MAXIMUM PRICES FOR PLUMBING, HEATING, AND STEAMFITTING SERVICES DONE ON A CUSTOMER'S HOURLY BASIS IN THE STATE OF NEW HAMPSHIRE

I. *For sellers with employees.* When the services are performed by plumbing, steamfitting, and heating foremen, journeymen, and apprentice helpers, the maximum customer's hourly rate which shall be charged for each such employee shall be the "hourly wage" (as defined in Section VIII (a)) paid by the seller to each such employee during the week ending May 4, 1946, plus 35¢ per hour, except for the cities of Claremont, Derry, Dover, Exeter, Littleton, Manchester, Milford, Nashua, Newport, Peterborough, Portsmouth, and Wilton where the margin to be added shall be 40¢ per hour. When the services are performed by laborers in connection with plumbing, heating or steamfitting, the margin to be added to the hourly wage shall be 25¢ per hour. When the seller performs plumbing, heating or steamfitting services himself, the maximum rate shall be the hourly wage of the seller's highest paid workman plus the applicable margin. Any seller of plumbing, heating or steamfitting services may at his option use the margin applicable to the place where the work is performed, or the margin applicable to the city or town in which his place of business is located.

In the case of a seller who was not in business on the effective date of this order, he shall use as the "hourly wage" the hourly wage paid to each such employee during the week ending May 4, 1946, by the most closely competitive seller of the same class.

II. *For self-employed sellers without employees.* When the services are performed by a self-employed plumber, steamfitter, or heating contractor without employees, his maximum customer's hourly rate shall be the following:

$1.10 per hour in: Albany, Alexandria, Bartlett, Bath, Benton, Cambridge, Campton, Carroll, Chatham, Clarksville, Columbia, Dalton, Dixville, Dorchester, Dummer, Easton, Eaton, Effingham, Ellsworth, Errol, Franconia, Freedom, Grafton, Groton, Hart's Location, Jackson, Jefferson, Kilkenny, Landaff, Livermore, Lyman, Lyme, Milan, Millsfield, Monroe, Northumberland, Odell, Orange, Orford, Piermont, Pittsburg, Randolph, Rumney, Sandwich, Shelburne, Stark, Stewartstown, Stratford, Success, Thornton, Warren, Waterville, Wentworth.

$1.15 per hour in: Bridgewater, Colebrook, Cornish, Croydon, Danbury, Goshen, Grantham, Hebron, Langdon, Lempster, Lincoln, Lisbon, Madison, Marlow, Newbury, Plainfield, Sandwich, Springfield, Sutton, Unity, Washington, Wilmot, Windsor, Woodstock.

$1.20 per hour in: Acworth, Alstead, Alton, Andover, Barnstead, Barrington, Bennington, Bradford, Brookfield, Canaan, Center Harbor, Center Ossipee, Chesterfield, Deering, Enfield, Fitzwilliam, Francestown, Gilford, Gilmanton, Gilsum, Gorham, Harrisville, Haverhill, Hill, Holderness, Middleton, Moultonboro, Nelson, New Durham, New Ipswich, New London, Ossipee, Richmond, Rindge, Roxbury, Salisbury, Sanbornton, Sharon, Stoddard, Sullivan, Surry, Temple, Tuftonboro, Wakefield, Warner, Webster, Westmoreland, Whitefield, Winchester.

$1.25 per hour in: Antrim, Ashland, Belmont, Berlin, Bethlehem, Boscawen, Brentwood, Bristol, Brookline, Canterbury, Charlestown, Chichester, Conway, Danville, Deerfield, Dublin, Epsom, Fremont, Greenfield, Greenville, Hancock, Henniker, Hillsboro, Hinsdale, Hollis, Jeffrey, Lancaster, Lee, Littleton, Loudon, Lyndeboro, Madbury, Marlboro, Mason, Meredith, Milton, Mount Vernon, New Boston, New Hampton, Newfields, Northfield, Northwood, Nottingham, Pittsfield, Plymouth, Sandown, Strafford, Sunapee, Troy, Walpole, Weare.

$1.30 per hour in: Allenstown, Amherst, Auburn, Bedford, Bow, Candia, Chester, Claremont, Dunbarton, Epping, Farmington, Franklin, Hampstead, Hooksett, Hopkinton, Keene, Laconia, Litchfield, Londonderry, Merrimack, Milford, Newport, Pembroke, Peterboro, Raymond, Swanzey, Tilton, Wilton, Windham, Wolfeboro.

$1.35 per hour in: Atkinson, Derry, Durham, East Kingston, Exeter, Goffstown, Greenland, Hampton, Hampton Falls, Hanover, Kensington, Kingston, Lebanon, Newmarket, Newton, North Hampton, Plaistow, Seabrook, South Hampton, Stratham.

$1.40 per hour in: Dover, Pelham, Rochester, Rollinsford, Rye, Salem, Somersworth.

$1.45 per hour in: Hudson, Nashua.

$1.50 per hour in: Concord, Manchester.

$1.55 per hour in: Newcastle, Newington, Portsmouth.

APPENDIX E—MAXIMUM PRICES FOR MASONRY AND BRICKLAYING SERVICES DONE ON A CUSTOMER'S HOURLY BASIS IN THE STATE OF NEW HAMPSHIRE

I. *For sellers with employees.* When the services are performed by masonry and bricklaying foremen, journeymen, and apprentice helpers, the maximum customer's hourly rate which shall be charged for each such employee shall be the "hourly wage" (as defined in Section VIII (a)) paid by the seller to each such employee during the week ending May 4, 1946, plus 40¢ per hour, except for the cities of Concord, Dover, Manchester, Nashua, and Portsmouth where the margin to be added shall be 50¢ per hour. When the services are performed by laborers in connection with masonry or bricklaying, the margin to be added to the hourly wage shall be 25¢ per hour. When the seller performs masonry or bricklaying services himself, the maximum rate shall be the hourly wage of the seller's highest paid workman plus the applicable margin. Any seller of masonry and bricklaying services may at his option use the margin applicable to the place where the work is performed, or the margin applicable to the city or town in which his place of business is located.

In the case of a seller who was not in business on the effective date of this order, he shall use as the "hourly wage" the hourly wage paid to each such employee during the week ending May 4, 1946, by the most closely competitive seller of the same class.

II. *For self-employed sellers without employees.* When the services are performed by a self-employed mason or bricklayer without employees, his maximum customer's hourly rate shall be $1.50 per hour except for the town of Goffstown, where the rate shall be $1.65 per hour, and the towns of Greenland, Hampton, Hanover, Hudson, Manchester, Nashua, Newcastle, Newington, and Portsmouth, where the rate shall be $1.75 per hour.

[F. R. Doc. 46-7599: Filed, May 6, 1946; 2:32 p. m.]

[Region III Order G-23 Under 18 (c), Amdt. 6]

FLUID MILK IN WEST VIRGINIA

For the reasons set forth in an opinion attached hereto and pursuant to the authority vested in the Regional Administrator of Region III of the Office of Price Administration, under the provisions of § 1499.75 (a) (9) of Supplementary Regulation No. 15 to the General Maximum Price Regulation and § 1351.807 of Maximum Price Regulation No. 280: *It is hereby ordered*, That:

Order No. G-23 under § 1499.18 (c) of the General Maximum Price Regulation be and the same is hereby amended in the following respects:

(a) The County of Wood is deleted from the list of counties appearing in paragraph (1) of Schedule A of Order No. G-23 under § 1499.18 (c) of the General Maximum Price Regulation (Order Adjusting Maximum Prices of Fluid Whole Milk and Special Milk sold at Retail and Wholesale in the State of West Virginia).

(b) A paragraph designated 1-A is inserted between paragraphs (1) and (2) of Schedule A which shall read as follows:

1-A (a) Adjusted maximum prices for the sale of approved fluid milk at retail or wholesale in the County of Wood in the State of West Virginia.

Type of delivery	Container	Size	Adjusted maximum price
Retail	Glass or other	1 gallon or multiples thereof	52¢ per gallon.
	Glass or paper	½ gallon or multiples thereof	28¢ per half-gallon.
	do	1 quart or multiples thereof	14½¢ per quart.
	do	1 pint	8½¢ per pint.
	do	½ pint	7¢ per half pint.
Wholesale	Glass or other	1 gallon or multiples thereof	47¢ per gallon.
	Glass or paper	½ gallon or multiples thereof	24¢ per half-gallon.
	do	1 quart or multiples thereof	12½¢ per quart.
	do	1 pint	7½¢ per pint.
	do	½ pint	4¢ per half-pint.

(b) *Provided, however,* That for a period of thirty-one days immediately following the effective date of this order, adjusted maximum prices for the sale of approved fluid milk at wholesale and retail in said county shall be as follows:

Type of delivery	Container	Size	Adjusted maximum price
Retail	Glass or other	1 gallon or multiples thereof	53¢ per gallon.
	Glass or paper	½ gallon or multiples thereof	29¢ per half-gallon.
	do	1 quart or multiples thereof	15¢ per quart.
	do	1 pint	9¢ per pint.
	do	½ pint	7¢ per half-pint.
Wholesale	Glass or other	1 gallon or multiples thereof	48¢ per gallon.
	Glass or paper	½ gallon or multiples thereof	25½¢ per half-gallon.
	do	1 quart or multiples thereof	13¢ per quart.
	do	1 pint	8¢ per pint.
	do	½ pint	4½¢ per half-pint.

(c) *Provided further,* That if, under the provisions of the order issued by the Secretary of Agriculture on July 10, 1945, under the Agricultural Marketing Act of 1937, as amended, governing sales of milk in the Tri-State Marketing Area, any milk distributor is required to pay to producers a minimum price of $3.95 per hundred weight for Class I Fluid Milk of 4.0% butterfat content, as such milk is defined in said order, the adjusted maximum prices for the sale of fluid milk at wholesale and retail for a period commencing not later than the tenth day of the second month subsequent to the first day of the period during which such minimum price was effective and continuing for the same number of days as said minimum price was effective, shall be the prices set forth in subparagraph (b) of this paragraph 1–A.

This amendment shall become effective May 6, 1946.

Issued: May 6, 1946.

J. F. KESSEL,
Regional Administrator.

Approved: May 3, 1946.

H. L. FOREST,
Acting Director, Dairy Branch, Production and Marketing Administration, United States Department of Agriculture.

For the reasons set forth in the accompanying opinion and by virtue of the authority vested in me by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250, 9328, 9599, I find that the issuance of Amendment No. 6 to Regional Order No. G–23 under § 1499.18 (c) to the General Maximum Price Regulation is necessary to correct maladjustments and inequities which would interfere with the effective transition to a peacetime economy.

CHESTER BOWLES,
Director, Office of Economic Stabilization.

MAY 6, 1946.

[F. R. Doc. 46–7617; Filed, May 6, 1946; 4:45 p. m.]

[Region VI Order G–3 Under MPR 376]

TOMATOES IN CHICAGO REGION

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator by section 4 (c) of Maximum Price Regulation No. 376, it is hereby ordered:

1. *Maximum prices of tomatoes.* The maximum price for sales of tomatoes within Region VI of the Office of Price Administration shall be the applicable base price set forth in Table A plus the permitted transportation and protective charges, to which shall be added the applicable markup determined by reference to Table B.

2. *Geographic applicability.* This order applies to all sales or deliveries of tomatoes (except sales at retail) within Region VI of the Office of Price Administration, consisting of the states of Illinois, Wisconsin, South Dakota, North Dakota, Iowa, Minnesota, Nebraska, and Lake County, Indiana.

3. *Definitions.* (a) "Freight or transportation cost" from basing point to wholesale receiving point means the cost per package or pound for transportation by the cheapest customary and generally available means. It does not include the cost of refrigeration, other protective services, diversions, demurrage, local cartage or unloading, but it does include the transportation tax imposed by Section 6.20 of the Revenue Act of 1942.

(b) "Protective service charges" means the actual amount paid by the buyer for such services performed in connection with moving tomatoes from the point of entry for imported tomatoes, and from point of origin for domestic tomatoes, to the wholesale receiving point.

(c) "Basing point" means a selected point in an area of production designated as a basing point in this order, from which freight to the wholesale receiving point is computed for the purpose of calculating a maximum price.

(d) "Wholesale receiving point" means any place at which an intermediate seller receives fresh tomatoes.

(e) "Primary receiver" means a person, who, for his own account and profit buys the tomatoes being priced, in unbroken carloads or unbroken truckloads for resale in less-than-carlots or less-than-trucklots to persons other than ultimate consumers.

(f) "Secondary jobber" means a person, other than a service wholesaler or retailer, who, for his own account and profit, purchases the particular tomatoes being priced in less-than-carlots or less-than-trucklots and resells in any quantity.

(g) "Service wholesaler" means a person who maintains a store or warehouse at which the tomatoes being priced are received and stored or warehoused, who receives the commodity at the premises of his store or warehouse, has facilities for cold storage, ripening, trimming, sorting, washing, packing and other handling of tomatoes, who employs salesmen to call on the trade in the city or at country points which he services and who sells the tomatoes being priced to retail stores, government procurement agencies or institutional buyers.

(h) "Commission merchant" means a person who receives tomatoes on consignment from the owner of such tomatoes, and sells them for the account of such owner.

(i) "Ex-warehouse sale" means a sale in less-than-carlots or less-than-trucklots from a store or warehouse, owned or leased in whole or in part by the seller, into which the tomatoes have been unloaded.

(j) "Delivered" means delivered to the buyer's premises within the free delivery zone, and, in the case of sales to retailers, delivered to the retail store in such zone.

(k) "Free delivery zone" means the zone, as defined by an order issued by any district office of the Office of Price Administration in Region VI, within which fresh fruits and vegetables are required to be delivered to the buyer without the addition of delivery charges. If there is no order, then it is the customary area within which the seller made free deliveries during the period from February 18 to February 22, 1943, without any additions to or deductions from, the established maximum prices.

(l) "Repacked tomatoes" means tomatoes which have been removed from the original container and graded as to color, size, and degree of ripeness, and repacked in any container. All other tomatoes shall be considered original tomatoes.

(m) "Consumer type carton" means a carton, made of pasteboard or other similar material, holding not more than 1½ pounds net weight, and with or without cellophane windows or other devices for display purposes.

(n) Unless the context otherwise requires, the definitions set forth in Maximum Price Regulation 376 shall apply to all terms not specifically defined herein.

4. *Repacking markups.* For repacked tomatoes, the markups permitted by Table B may be added to the prices shown in Table A for such tomatoes. However, if the repacked tomatoes are a mixture of tomatoes grown east and west of the Mississippi River, the markups in Table B may be added only to the prices shown in Table A for tomatoes grown west of the Mississippi River and in Mexico.

5. *Delivery charges.* (a) For sales ex-warehouse by a service wholesaler or secondary jobber to a retailer, government agency or institutional buyer, the maximum price in each case is the maximum price shown in Column 5 of Table B, less 5¢ per container under 50 pounds (gross weight) and 10¢ per container over 50 pounds (gross weight), unless the district office of the Office of Price Administration having authority to establish delivery charges has or hereafter establishes other charges. If charges are established, they shall be deducted from the maximum prices in Column 5 of Table B, when sales are made ex-warehouse.

(b) Service wholesalers and secondary jobbers may add delivery charges to the maximum prices established in accordance with this order, when tomatoes are delivered to the premises of purchasers beyond the free delivery zone. Where district orders have been issued under any Maximum Price Regulation covering sales of fresh fruits or vegetables, the additional delivery charges shall be those established by the orders. In the absence of a district office order, charges for deliveries beyond the free delivery zone shall be the lowest contract or common carrier rate for available transportation from the seller's place of business to the premises of the purchaser. The amount added as a delivery charge shall not exceed 35¢ per cwt., for tomatoes delivered, for the first 25 miles beyond the free delivery zone and 5¢ per cwt. for each successive 25 miles, the total amount not to exceed 50¢ per cwt.

6. *Minimum net weight.* The seller who first packs or repacks tomatoes in a crate, box, lug, consumer package or other container shall place on the container, in legible printing or writing, the minimum net weight of the tomatoes contained therein. A seller shall place such statement on an original crate, box or lug which does not already carry a statement of such minimum net weight.

7. *Hothouse tomatoes.* Each container in which tomatoes grown in hothouses are sold, shall contain the word "hothouse" in legible printing or writing. It shall be the responsibility of each seller of such tomatoes to see that this requirement is complied with.

8. *Invoices.* Each invoice covering the sale of tomatoes shall indicate the origin of the tomatoes being sold, and whether they are original or repacked tomatoes. Each invoice covering the sale of hothouse tomatoes shall contain the word "hothouse" in the description of the tomatoes being sold.

9. *Evasion.* The price limitations which are set forth in this order shall not be evaded, whether by direct or indirect methods, in connection with any offer, solicitation, agreement, sale, delivery, purchase or receipt of or relating to fresh fruits or vegetables alone or in connection with any other commodity or by way of commission, service, transportation or any other charge or discount, premium or other privilege or by tying-agreements or other trade understanding or otherwise.

10. *Relation of this order to Office of Price Administration Regulations.* Except as modified by this order, the provisions of Maximum Price Regulation No. 376, or any other applicable regulation or order of the Office of Price Administration, shall remain in full force and effect and shall not be evaded by any change in business or trade practices in effect between February 18, 1943, and February 22, 1943.

11. Order G–2 under Maximum Price Regulation 376, is hereby superseded.

This order shall remain in effect so long as Maximum Price Regulation No. 376 shall remain in effect, or until revoked, amended, modified or superseded.

This order has been approved by the United States Department of Agriculture.

Effective the 29th day of April 1946.

Issued April 25, 1946.

R. E. WALTERS,
Regional Administrator.

Approved:

R. E. KELLER,
Acting Chief, Midwest Marketing Field Office, Fruit and Vegetable Branch, U. S. Department of Agriculture.

TABLE A

Maximum prices for fresh tomatoes delivered to a wholesale receiving point in Region VI. The maximum prices for sales of fresh tomatoes delivered to any wholesale receiving point in Region VI of the Office of Price Administration shall be as follows:

Item	Origin and type of pack	Unit	Maximum prices for sales, delivered to a wholesale receiving point in region VI
	Tomatoes (except hothouse) grown east of the Mississippi River and in Cuba.		
1	Packed in lugs with a net weight of 30 lbs. or more.	Per lug	$5.60, plus freight from Miami, Fla., plus protective service charges.
2	Packed in any container other than 1 above.	Per lb	18½¢, plus freight from Miami, Fla., plus protective service charges.
	Tomatoes (except hothouse) grown west of the Mississippi River and in Mexico.		
3	Packed in lugs with a net weight of 30 lbs. or more.	Per lug	$4.90, plus freight from Nogales, Ariz., plus protective service charges.
4	Packed in any container other than 3 above.	Per lb	16¢, plus freight from Nogales, Ariz., plus protective service charges.
	Hothouse tomatoes wherever produced.		
5	Packed in baskets, minimum net weight 8 lbs.	Per basket	$2.60, plus freight from Toledo, Ohio, plus protective service charges.
6	Packed in any container except 5 above	Per lb	32½¢, plus freight from Toledo, Ohio, plus protective service charges.

TABLE B—MAXIMUM MARKUPS[1] TO BE ADDED TO APPLICABLE MAXIMUM DELIVERED PRICE AT ANY WHOLESALE RECEIVING POINT

1	2	3	4	5
Style of pack	Sales by anyone, other than a grower or country shipper, who has purchased a carlot or truck-lot and sells a carlot or truck lot	Sales by primary receivers, ex-warehouse or ex-store, in less-than-carlots or less-than-trucklots, and sales by anyone (including grower or first packer) through a commission merchant, in less-than-carlots or less-than-trucklots, ex-warehouse or ex-store[2]	Sales by secondary jobbers, in any quantity, to a wholesaler	Sales by service wholesalers or secondary jobbers delivered to premises of any retail store, government procurement agency or institutional buyer
1. Originals—lugs 30 lbs. minimum.	10¢	50¢	90¢	$1.50.
2. Originals—other containers—per lb.	3½¢	17½¢	3¢	6¢.
3. Repacked tomatoes—lug 30 lbs. minimum.		$1.50	$1.95	$2.55.
4. Repacked in 10-lb. repacker type cartons, net per lb.		5½¢	7¢	9¢.
5. Repacked in consumer type cartons—maximum net wt. 1½ lbs.—per lb.		6½¢	8¢	10¢.
6. Repacked—other containers except 10-lb. repacker type carton and consumer package—per lb.		5¢	6½¢	8½¢.
7. Hothouse tomatoes in baskets, 8 lbs. minimum.		16¢	30¢	48¢.

[1] At each level of distribution, the maximum price shall be figured by adding the appropriate markup to the delivered maximum price as established by table A. The markups in columns 2, 3, 4 and 5 may not be taken cumulatively.
[2] If sale is made through a commission merchant, his actual charge (not to exceed the maximum charges under MPR 165) shall be used instead of the markups listed, if the total of such charges is lower than the markups shown.

[F. R. Doc. 46–7600; Filed, May 6, 1946; 2:33 p. m.]

[Region III Order G–25 Under 18 (c), Amdt. 10]

FLUID MILK IN OHIO

For the reasons set forth in an opinion attached hereto and pursuant to the authority vested in the Regional Administrator of Region III of the Office of Price Administration, under the provisions of § 1499.75 (a) (9) of Supplementary Regulation No. 15 to the General Maximum Price Regulation and § 1351.807 of Maximum Price Regulation No. 280, *It is hereby ordered,* That:

Order No. G–25 under § 1499.18 (c) of the General Maximum Price Regulation be and the same is hereby amended in the following respects:

(a) The Counties of Athens and Washington are deleted from the list of counties appearing in paragraph (iii) of Schedule A.

(b) A new paragraph identified as paragraph (vi) is added to Appendix A to read as follows:

(vi) (1) Adjusted maximum prices for the sale of approved fluid milk at retail or wholesale in the Counties of Athens and Washington in the State of Ohio.

Type of delivery	Container	Size	Adjusted maximum price
Retail	Glass or other	1 gallon or multiples thereof	52¢ per gallon.
	Glass or paper	½ gallon or multiples thereof	29¢ per half-gallon.
	do	1 quart or multiples thereof	14½¢ per quart.
	do	1 pint	8½¢ per pint.
	do	½ pint	7¢ per half-pint.
Wholesale	Glass or other	1 gallon or multiples thereof	47¢ per gallon.
	Glass or paper	½ gallon or multiples thereof	24¢ per half gallon.
	do	1 quart or multiples thereof	12½¢ per quart.
	do	1 pint	7½¢ per pint.
	do	½ pint	4¢ per half-pint.

(2) *Provided, however,* That for a period of thirty-one days immediately following the effective date of this order, adjusted maximum prices for the sale of approved fluid milk at wholesale and retail in said counties shall be as follows:

Type of delivery	Container	Size	Adjusted maximum price
Retail	Glass or other	1 gallon or multiples thereof	53¢ per gallon.
	Glass or paper	½ gallon or multiples thereof	29¢ per half-gallon.
	do	1 quart or multiples thereof	15¢ per quart.
	do	1 pint	9¢ per pint.
	do	½ pint	7¢ per half-pint.
Wholesale	Glass or other	1 gallon or multiples thereof	48¢ per gallon.
	Glass or paper	½ gallon or multiples thereof	13¢ per half-gallon.
	do	1 quart or multiples thereof	8¢ per quart.
	do	1 pint	4½¢ per pint.
	do	½ pint	4½¢ per half-pint.

(3) *Provided further,* That if, under the provisions of the order issued by the Secretary of Agriculture on July 10, 1945, under the Agricultural Marketing Act of 1937, as amended, governing sales of milk in the Tri-State Marketing Area, any milk distributor is required to pay to producers a minimum price of $3.95 per hundred weight for Class I Fluid Milk of 4.0% butterfat content, as such milk is defined in said order, the adjusted maximum prices for the sale of fluid milk at wholesale and retail for a period commencing not later than the tenth day of the second month subsequent to the first day of the period during which such minimum price was effective and continuing for the same number of days as said minimum price was effective, shall be the prices set forth in subparagraph (2) of this paragraph (vi).

This amendment shall become effective May 6, 1946.

Issued: May 6, 1946.

J. F. KESSEL,
Regional Administrator.

Approved: May 3, 1946.

H. L. FOREST,
Acting Director, Dairy Branch, Production and Marketing Administration, U. S. Department of Agriculture.

[F. R. Doc. 46-7616; Filed, May 6, 1946; 4:45 p. m.]

[Omaha Order G-4 Under Gen. Order 68]

HARD BUILDING MATERIALS IN FREMONT, NEBR., AREA

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order No. 68, it is ordered:

SECTION 1. *What this order covers.* This order covers all retail sales of commodities specified in Appendix A below made by any seller, except a manufacturer, delivered to the purchaser in the Fremont, Nebraska, Area. The Fremont, Nebraska, Area, for the purposes of this order, consists of the incorporated limits of the City of Fremont, Nebraska.

SEC. 2. *Definitions*—(a) *Retail sale.* For the purposes of this order, a retail sale means a sale to an ultimate user, or to any contractor: *Provided,* That for the purposes of this order, a "retail sale" shall not include any sale to the United States Government or any of its political subdivisions.

(b) *Contractor.* Any person who sells material or equipment, and in connection therewith, assumes responsibility for its incorporation into a building, structure, or construction project at a fixed site, by charging a single price for the commodity installed, by guaranteeing performance and use, or by other objective evidence, shall be considered a contractor.

(c) *Applicators.* Purchases by applicators, as herein defined, of asphalt and tarred roofing products and insulation are excluded from the coverage of this order. Applicators are herein defined as contractors engaged exclusively in the business of applying roofing and/or siding and/or insulation to buildings.

SEC. 3. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order covering the commodities specified in Appendix A. Except to the extent they are inconsistent with the provisions of this order, all other provisions of the regulation applicable to the commodities listed in Appendix A prior to the issuance of this order shall continue to apply to sales covered by this order.

SEC. 4. *Discounts, allowances and delivery practices.* The provisions relating to discounts, allowances and delivery practices shall be as set forth in Appendix A (Table of Prices).

SEC. 5. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of Appendix A to this order (Table of Prices) and any amendments thereto, in each of his places of business in the area covered by this order in a manner plainly visible to all purchasers. There is attached to this order for your convenience two copies of Appendix A containing the items covered with the respective maximum prices applicable. One such copy of such list may be detached and used as a poster hereinbefore required to be posted.

SEC. 6. *Sales slips and records.* Every seller covered by this order shall give to the purchaser a sales slip, receipt, or other evidence of purchase which shall show the date, name and address of the seller, the description, quantity, and the price of each item sold, said description to be in detail sufficient to determine whether the price charged has been properly computed under this order: *Provided,* That for sales of less than a total of $7.50 only the name and address of the seller and the amount of the sale need be shown. The seller shall prepare such sales slips, receipts, or other evidence of purchase in duplicate and must keep for at least 6 months after delivery such duplicate copy delivered pursuant to this section. For any sale of $50.00 or more each seller, regardless of previous custom, must keep records showing at least the following:

(1) Name and address of buyer
(2) Date of transaction
(3) Place of delivery
(4) Complete description of each item sold and price charged.

SEC. 7. On and after the effective date of this order, any person covered by this order, who sells or offers to sell at a price higher than the ceiling price permitted by this order, or otherwise violates any of the provisions of this order, shall be subject to the criminal penalties, civil enforcement actions, license suspension proceedings and suits for treble damages as provided for by the Emergency Price Control Act of 1942, as amended. No person subject to this order may evade any of the provisions of the order by any stratagem, scheme or device. No person subject to this order may, as a condition of selling any particular building material item, require a customer to buy anything else. Any such evasion is punishable as a violation of this order.

SEC. 8. This order may be modified, amended or revoked at any time.

This order shall become effective April 22, 1946.

Issued this 15th day of April 1946.

EDWIN F. MORAN,
District Director.

APPENDIX A (TABLE OF PRICES)

1. *Provisions regarding discounts, allowances and delivery practices.* (1) The ceiling prices set out below shall apply to sales at retail, by all sellers except manufacturers of the listed building materials, delivered in the area covered by this order, regardless of whether the sale is on an "f. o. b. seller's premises" basis, commonly referred to as a "yard sale" or on a "delivered" basis, *Provided, however,* That any seller who has an established and customary practice of making an additional charge for deliveries where the total amount of the order delivered is less than a certain minimum amount, either monetary or by weight, may add such established delivery charge to the prices otherwise established by this order where the total value or weight delivered is less than such established minimum amount: *And provided further,* That such seller shall indicate on the price list he is required to post under the provisions of this order, both his "established delivery charge" and also the "minimum amount", either monetary or by weight, to which delivery charges are applicable.

(2) Each seller shall maintain his customary discounts and allowances, including cash discounts and quantity discounts to such classes of purchasers as were cutomarily given such discounts by the seller.

(3) Any new seller who after the effective date of this order commences to sell commodities covered by the order shall adopt and use the customary discounts, allowances and applicable delivery additions of his "most closely competitive seller of the same class", as that phrase is defined in the GMPR. In such case the new seller shall keep in his place of business records showing the name and address of such competitor and the amount of such competitor's discounts, allowances and applicable delivery additions, if any, and shall otherwise observe the posting requirements of this order.

MAXIMUM DELIVERED OR F. O. B. YARD PRICES TO CONSUMERS AND CONTRACTORS

Item and unit	Ceiling price
Plaster, hard wall; 100 lb. bag	$ 1.10
Plaster, gauging; 100 lb. bag	1.10
Plaster, moulding; 100 lb. bag	2.00
Keene's cement; 100 lb. bag	2.25
Finishing lime; 50 lb. bag	.80
Metal lath corner bead scalloped; 100 lineal ft	5.00
Metal lath corner right 3 x 3; 100 lineal ft	2.50
Gypsum lath ⅜"; per 1000 sq. ft	30.00
Gypsum wall board ⅜"; per 1000 sq. ft	47.00
Portland cement (st'd.) paper bag; per 100 lb. bag	.75
Portland quick dry cement; per 100 lb. bag	1.15
Masonry cement, paper bag; per 70 lb. bag	.72
Masons hydrated lime; 50 lb. bag	.77
Masons hydrated lime; 10 lb. bag	.25
Lump quick lime; 190 lb. bbl	3.00
Pulverized quick lime; 190 lb. bbl	3.50
Fire clay; 100 lb. bag	2.00
Vitrified clay sewer pipe, No. 1SS 4"; per lineal ft	.24
Vitrified clay sewer pipe, No. 1SS 6"; per lineal ft	.338
Flue lining, 9 x 9; per lineal ft	.45
Flue lining, 9 x 13; per lineal ft	.60
Flue lining, 13 x 13; per lineal ft	.80
Flue lining, 13 x 17; per lineal ft	1.20
Flue lining, 17 x 17; per lineal ft	1.60
Asphalt roofing, 90 lb., mineral surface; per 100 sq. ft	2.75
Asphalt shingles, 210 lb. (3 in 1) thick butt; per 100 sq. ft	6.95
Asphalt shingles, 165 lb., two tab—Hexagon; per 100 sq. ft	5.40
Asphalt shingles, 105 lb. diamond point; per 100 sq. ft	3.50
Fiber insulation board, asphalt coated, ½"; per M sq. ft	55.00
Fiber insulation board, asphalt coated, ½"; per M sq. ft	72.00
Standard density synthetic fiber board, ½"; per M sq. ft	79.00

MAXIMUM DELIVERED OR F. O. B. YARD PRICES TO CONSUMERS AND CONTRACTORS—Con.

Item and unit	Ceiling price
Hard density synthetic fiber board, ⅛"; tempered st'd. size; per M sq. ft	$95.00
Thermol insulation blankets, wood base—	
Single thickness; per M sq. ft	50.00
Full thickness; per M sq. ft	70.75

[F. R. Doc. 46-7601; Filed, May 6, 1946; 2:33 p. m.]

[Omaha Order G-5 Under Gen. Order 68]

HARD BUILDING MATERIALS IN COLUMBUS, NEBR., AREA

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order No. 68 it is ordered:

SECTION 1. *What this order covers.* This order covers all retail sales of commodities specified in Appendix A below made by any seller, except a manufacturer, delivered to the purchaser in the Columbus, Nebraska Area. The Columbus, Nebraska Area, for the purposes of this order, consists of the incorporated limits of the City of Columbus, Nebraska.

SEC. 2. *Definitions*—(a) *Retail sale.* For the purposes of this order, a retail sale means a sale to an ultimate user, or to any contractor; provided that for the purposes of this order, a "retail sale" shall not include any sale to the United States Government or any of its political sub-divisions.

(b) *Contractor.* Any person who sells material or equipment, and in connection therewith, assumes responsibility for its incorporation into a building, structure, or construction project at a fixed site, by charging a single price for the commodity installed, by guaranteeing performance and use, or by other objective evidence, shall be considered a contractor.

(c) *Applicators.* Purchases by applicators, as herein defined, of asphalt and tarred roofing products and insulation are excluded from the coverage of this order. Applicators are herein defined as contractors engaged exclusively in the business of applying roofing and/or siding and/or insulation to buildings.

SEC. 3. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order covering the commodities specified in Appendix A. Except to the extent they are inconsistent with the provisions of this order, all other provisions of the regulation applicable to the commodities listed in Appendix A prior to the issuance of this order shall continue to apply to sales covered by this order.

SEC. 4. *Discounts, allowances and delivery practices.* The provisions relating to discounts, allowances and delivery practices shall be as set forth in Appendix A (Table of Prices).

SEC. 5. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of Appendix A to this order (Table of Prices) and any amendments thereto, in each of his places of business in the area covered by this order in a manner plainly visible to all purchasers. There is attached to this order for your convenience two copies of Appendix A containing the items covered with the respective maximum prices applicable. One such copy of such list may be detached and used as a poster hereinbefore required to be posted.

SEC. 6. *Sales slips and records.* Every seller covered by this order shall give to the purchaser a sales slip, receipt, or other evidence of purchase which shall show the date, name and address of the seller, the description, quantity, and the price of each item sold, said description to be in detail sufficient to determine whether the price charged has been properly computed under this order; provided that for sales of less than a total of $7.50 only the name and address of the seller and the amount of the sale need be shown. The seller shall prepare such sales slips, receipts, or other evidence of purchase in duplicate and must keep for at least 6 months after delivery such duplicate copy delivered pursuant to this section. For any sale of $50.00 or more each seller, regardless of previous custom, must keep records showing at least the following:

(1) Name and address of buyer.
(2) Date of transaction.
(3) Place of delivery.
(4) Complete description of each item sold and price charged.

SEC. 7. On and after the effective date of this order, any person covered by this order, who sells or offers to sell at a price higher than the ceiling price permitted by this order, or otherwise violates any of the provisions of this order, shall be subject to the criminal penalties, civil enforcement actions, license suspension proceedings and suits for treble damages as provided for by the Emergency Price Control Act of 1942, as amended. No persons subject to this order may evade any of the provisions of the order by any stratagem, scheme or device. No person subject to this order may, as a condition of selling any particular building material item, require a customer to buy anything else. Any such evasion is punishable as a violation of this order.

SEC. 8. This order may be modified, amended or revoked at any time.

This order shall become effective April 22, 1946.

Issued this 15th day of April 1946.

EDWIN F. MORAN,
District Director.

APPENDIX A (TABLE OF PRICES)

1. *Provisions regarding discounts, allowances and delivery practices.* (1) The ceiling prices set out below shall apply to sales at retail, by all sellers except manufacturers, of the listed building materials, delivered in the area covered by this order, regardless of whether the sale is on an "f. o. b. seller's premises" basis, commonly referred to as a "yard sale" or on a "delivered" basis, *Provided, however,* That any seller who has an established and customary practice of making an additional charge for deliveries where

the total amount of the order delivered is less than a certain minimum amount, either monetary or by weight, may add such established delivery charge to the prices otherwise established by this order where the total value or weight delivered is less than such established minimum amount, and provided further, that such seller shall indicate on the price list he is required to post under the provisions of this order, both his "established delivery charge" and also the "minimum amount", either monetary or by weight, to which delivery charges are applicable.

2. Each seller shall maintain his customary discounts and allowances, including cash discounts and quantity discounts to such classes of purchasers as were customarily given such discounts by the seller.

3. Any new seller who after the effective date of this order commences to sell commodities covered by the order shall adopt and use the customary discounts, allowances and applicable delivery additions of his "most closely competitive seller of the same class", as that phrase is defined in the GMPR. In such case the new seller shall keep in his place of business records showing the name and address of such competitor and the amount of such competitor's discounts, allowances and applicable delivery additions, if any, and shall otherwise observe the posting requirements of this order.

MAXIMUM DELIVERED OR F. O. B. YARD PRICES TO CONSUMERS AND CONTRACTORS

Item and unit	*Ceiling price*
Plaster, hard wall; 100 lb. bag	$1.05
Plaster, gauging; 100 lb. bag	1.09
Plaster, moulding; 100 lb. bag	2.00
Keene's cement; 100 lb. bag	2.25
Finishing lime; 50 lb. bag	.90
Metal lath 2.5 galvanized (on sales of 100 sq. yards or more); per sq. yd.	.34
Metal lath 2.5 galvanized (on sales less than 100 sq. yards); per sq. yd.	.38
Metal lath 2.5 diamond mesh (on sales of 100 sq. yards or more); per sq. yd.	.28
Metal lath 2.5 diamond mesh (on sales less than 100 sq. yds.); per sq. yd.	.32
Metal lath 3.4 Copper bearing (on sales of 100 sq. yards or more); per sq. yd.	.34
Metal lath 3.4 Copper bearing (on sales less than 100 sq. yds.); per sq. yd.	.38
Metal lath corner bead expanded type; 100 lineal ft.	5.50
Metal lath corner bead scalloped; 100 lineal ft.	4.50
Metal lath corner right 3 x 3; 100 lineal ft.	3.00
Gypsum lath 3/8"; per 1,000 sq. ft.	30.50
Gypsum wallboard 3/8"; per 1,000 sq. ft.	45.00
Gypsum wallboard 1/4"; per 1,000 sq. ft.	40.00
Gypsum wallboard 1/2"; per 1,000 sq. ft.	50.00
Portland cement (st'd.) paper bag; per 100 lb. bag	.84
Portland cement (st'd.) cloth bag (price inc. bag); per 100 lb. bag	.90
Portland quick dry cement; per 100 lb. bag	1.05
Masonry cement paper bag; per 70 lb. bag	.75
Mortar mix; 50 lb. bag	.70
Masons hydrated lime; 50 lb. bag	.75
Masons hydrated lime; 10 lb. bag	.25
Lump quick lime; 190 lb. bbl.	3.25
Fire brick 9" straight standard; per M.	110.00
Fire clay; 100 lb. bag	1.50
Clay grain tile 4"; per lineal ft.	.09
Clay grain tile 6"; per lineal ft.	.15
Vitrified clay sewer pipe No. 1SS 4"; per lineal ft.	.24
Vitrified clay sewer pipe No. 1SS 6"; per lineal ft.	.32

MAXIMUM DELIVERED OR F. O. B. YARD PRICES TO CONSUMERS AND CONTRACTORS—Con.

Item and unit	*Ceiling price*
Vitrified clay sewer pipe No. 1SS 8"; per lineal ft.	$0.46
Flue lining 9 x 9; per lineal ft.	.41
Flue lining 9 x 13; per lineal ft.	.61
Flue lining 13 x 13; per lineal ft.	.76
Asphalt roofing 90 lb. mineral surface; per 100 sq. ft.	2.76
Asphalt roofing (smooth) 55 lb.; per 100 sq. ft.	2.45
Asphalt or tarred felt 15 lb.; per 432 sq. ft.	2.72
Asphalt or tarred felt 30 lb.; per 216 sq. ft.	2.72
Asphalt shingles 210 lb. (3 in 1) thick butt; per 100 sq. ft.	6.50
Fibre Insulation board 1/2"; per M sq. ft.	55.00
Fibre insulation board asphalt coated 25/32"; per M sq. ft.	70.00
Hard density synthetic fiber board 1/8" tempered st'd size; per M sq. ft.	100.00
Thermal insulation blankets—wood base:	
Single thickness; per M sq. ft.	52.00
Medium thickness; per M sq. ft.	73.00
Full thickness; per M sq. ft.	95.00
Thermal insulation blankets—mineral base—single thickness; per M sq. ft.	47.50
Thermal insulation batts—mineral base—full thickness; per M sq. ft.	75.00
Asphalt roofing—smooth (65 lbs.); per 100 sq. ft. roll	2.85
Mica base insulation loose in bags; per 4 cu. ft. bags	1.15

[F. R. Doc. 46-7602; Filed, May 6, 1946; 2:34 p. m.]

[Omaha Order G-6 Under Gen. Order 68]

HARD BUILDING MATERIALS IN NORFOLK, NEBR., AREA

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order No. 68, it is ordered:

SECTION 1. *What this order covers.* This order covers all retail sales of commodities specified in Appendix A below made by any seller, except a manufacturer, delivered to the purchaser in the Norfolk, Nebraska Area. The Norfolk, Nebraska Area, for the purposes of this order, consists of the incorporated limits of the City of Norfolk, Nebraska.

SEC. 2. *Definitions*—(a) *Retail sale.* For the purposes of this order, a retail sale means a sale to an ultimate user, or to any contractor: *Provided*, That for the purposes of this order, a "retail sale" shall not include any sale to the United States Government or any of its political subdivisions.

(b) *Contractor.* Any person who sells material or equipment, and in connection therewith, assumes responsibility for its incorporation into a building, structure, or construction project at a fixed site, by charging a single price for the commodity installed, by guaranteeing performance and use, or by other objective evidence, shall be considered a contractor.

(c) *Applicators.* Purchases by applicators, as herein defined, of asphalt and tarred roofing products and insulation are excluded from the coverage of this order. Applicators are herein defined as contractors engaged exclusively in the business of applying roofing and/or siding and/or insulation to buildings.

SEC. 3. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order covering the commodities specified in Appendix A. Except to the extent they are inconsistent with the provisions of this order, all other provisions of the regulation applicable to the commodities listed in Appendix A prior to the issuance of this order shall continue to apply to sales covered by this order.

SEC. 4. *Discounts, allowances and delivery practices.* The provisions relating to discounts, allowances and delivery practices shall be as set forth in Appendix A (Table of Prices).

SEC. 5. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of Appendix A to this order (Table of Prices) and any amendments thereto, in each of his places of business in the area covered by this order in a manner plainly visible to all purchasers. There is attached to this order for your convenience two copies of Appendix A containing the items covered with the respective maximum prices applicable. One such copy of such list may be detached and used as a poster hereinbefore required to be posted.

SEC. 6. *Sales slips and records.* Every seller covered by this order shall give to the purchaser a sales slip, receipt, or other evidence of purchase which shall show the date, name and address of the seller, the description, quantity, and the price of each item sold, said description to be in detail sufficient to determine whether the price charged has been properly computed under this order: *Provided*, That for sales of less than a total of $7.50 only the name and address of the seller and the amount of the sale need be shown. The seller shall prepare such sales slips, receipts, or other evidence of purchase in duplicate and must keep for at least 6 months after delivery such duplicate copy delivered pursuant to this section. For any sale of $50.00 or more each seller, regardless of previous custom, must keep records showing at least the following:

(1) Name and address of buyer
(2) Date of transaction
(3) Place of delivery
(4) Complete description of each item sold and price charged.

SEC. 7. On and after the effective date of this order, any person covered by this order, who sells or offers to sell at a price higher than the ceiling price permitted by this order, or otherwise violates any of the provisions of this order, shall be subject to the criminal penalties, civil enforcement actions, license suspension proceedings and suits for treble damages as provided for by the Emergency Price Control Act of 1942, as amended. No persons subject to this order may evade any of the provisions of the order by any stratagem, scheme or device. No person subject to this order may, as a condition of selling any particular building material item, require a customer to buy anything else. Any such evasion is punishable as a violation of this order.

SEC. 8. This order may be modified, amended or revoked at any time.

This order shall become effective April 22, 1946.

Issued this 15th day of April 1946.

EDWIN F. MORAN,
District Director.

APPENDIX A (TABLE OF PRICES)

1. *Provisions regarding discounts, allowances and delivery practices.* (1) The ceiling prices set out below shall apply to sales at retail by all sellers except manufacturers, of the listed building materials, delivered in the area covered by this Order, regardless of whether the sale is on an "f. o. b. seller's premises" basis, commonly referred to as a "yard sale" or on a "delivered" basis, *Provided, however*, That any seller who has an established and customary practice of making an additional charge for deliveries where the total amount of the order delivered is less than a certain minimum amount, either monetary or by weight, may add such established delivery charge to the prices otherwise established by this Order where the total value or weight delivered is less than such established minimum amount, and provided further that such seller shall indicate on the price list he is required to post under the provisions of this Order, both his "established delivery charge" and also the "minimum amount", either monetary or by weight, to which delivery charges are applicable.

(2) Each seller shall maintain his customary discounts and allowances, including cash discounts and quantity discounts to such classes of purchasers as were customarily given such discounts by the seller.

(3) Any new seller who after the effective date of this Order commences to sell commodities covered by the order shall adopt and use the customary discounts, allowances and applicable delivery additions of his "most closely competitive seller of the same class", as that phrase is defined in the GMPR. In such case the new seller shall keep in his place of business records showing the name and address of such competitor and the amount of such competitor's discounts, allowances and applicable delivery additions, if any, and shall otherwise observe the posting requirements of this Order.

MAXIMUM DELIVERED OR F. O. B. YARD PRICES TO CONSUMERS AND CONTRACTORS

Item and unit	*Ceiling price*
Plaster, hard wall; 100 lb. bag	$1.00
Keene's cement; 100 lb. bag	2.50
Metal lath 2.5 painted diamond mesh; per sq. yd.	.26
Metal lath 3.4 painted diamond mesh; per sq. yd.	.31
Gypsum wall board 3/8"; per 1000 sq. ft.	40.00
Gypsum wall board 1/4"; per 1000 sq. ft.	36.00
Portland cement (st'd.) paper bag; 100 lb. bag	.77
Portland cement (st'd.) cloth bag (price inc. bag); 100 lb. bag	.85
Portland quick dry cement; 100 lb. bag	1.05
Masonry cement paper bag; 70 lb. bag	.73
Masons hydrated lime; 50 lb. bag	.60
Masons hydrated lime; 10 lb. bag	.25
Lump quick lime; 190 lb. bbl.	2.90
Pulverized quick lime; 190 lb. bbl.	3.10
Fire brick 9" first quality; per M.	95.75
Fire clay; 100 lb. bag	1.50
Clay grain tile 5"; per lineal ft.	.07
Clay grain tile 6"; per lineal ft.	.095

MAXIMUM DELIVERED OR F. O. B. YARD PRICES TO CONSUMERS AND CONTRACTORS—Con.

Item and unit	*Ceiling price*
Vitrified clay sewer pipe No. 1SS 4"; per lineal ft.	$0.193
Vitrified clay sewer pipe No. 1SS 6"; per lineal ft.	.277
Vitrified clay sewer pipe No. 1SS 8"; per lineal ft.	.413
Vitrified clay sewer pipe No. 1SS 10"; per lineal ft.	.56
Vitrified clay sewer pipe No. 1SS 12"; per lineal ft.	.716
Flue lining 9 x 9; per lineal ft.	.35
Flue lining 9 x 13; per lineal ft.	.527
Flue lining 13 x 13; per lineal ft.	.68
Flue lining 13 x 17; per lineal ft.	.90
Flue lining 17 x 17; per lineal ft.	1.226
Asphalt roofing 90 lb. mineral surface; per 100 sq. ft.	2.71
Asphalt or tarred felt 15 lb.; per 432 sq. ft.	2.52
Asphalt or tarred felt 30 lb.; per 216 sq. ft.	2.52
Asphalt shingles 210 lb. (3 in 1) thick butt; per 100 sq. ft.	6.45
Asphalt shingles 165 lb. two tab—hexagon; per 100 sq. ft.	5.25
Asphalt roll roofing diamond point; 100 sq. ft.	3.35
Fiber insulation board 1/2"; per M sq. ft.	52.00
Fiber insulation board asphalt coated 25/32"; per M sq. ft.	66.00
Thermol insulation blankets, wood base:	
Single thickness; per M sq. ft.	47.00
Medium thickness; per M sq. ft.	63.70
Thermol insulation batts, mineral base, full thickness; per M sq. ft.	60.00

[F. R. Doc. 46-7603; Filed, May 6, 1946; 2:34 p. m.]

[Omaha Order G-7 Under Gen. Order 68]

HARD BUILDING MATERIALS IN EASTERN DIVISION OF THE NORTHEASTERN NEBRASKA AREA

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order No. 68, it is ordered:

SECTION 1. *What this order covers.* This order covers all retail sales of commodities specified in Appendix A below made by any seller, except a manufacturer, delivered to the purchaser in the Northeastern Nebraska Area—Eastern Division. The Northeastern Nebraska Area—Eastern Division, for the purposes of this order, consists of the following named counties in Nebraska: Dixon, Thurston, Cuming, Dodge (except the City of Fremont), Douglas (except the City of Omaha), Burt, Washington and Sarpy.

SEC. 2. *Definitions*—(a) *Retail sale.* For the purposes of this order, a retail sale means a sale to an ultimate user, or to any contractor: *Provided*, That for the purposes of this order, a "retail sale" shall not include any sale to the United States Government or any of its political subdivisions.

(b) *Contractor.* Any person who sells material or equipment, and in connection therewith, assumes responsibility for its incorporation into a building, structure, or construction project at a fixed site, by charging a single price for the commodity installed, by guaranteeing performance and use, or by other objective evidence, shall be considered a contractor.

(c) *Applicators.* Purchases by applicators, as herein defined, of asphalt and tarred roofing products and insulation are excluded from the coverage of this order. Applicators are herein defined as contractors engaged exclusively in the business of applying roofing and/or siding and/or insulation to buildings.

SEC. 3. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order covering the commodities specified in Appendix A. Except to the extent they are inconsistent with the provisions of this order, all other provisions of the regulation applicable to the commodities listed in Appendix A prior to the issuance of this order shall continue to apply to sales covered by this order.

SEC. 4. *Discounts, allowances and delivery practices.* The provisions relating to discounts, allowances and delivery practices shall be as set forth in Appendix A (Table of Prices).

SEC. 5. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of Appendix A to this order (Table of Prices) and any amendments thereto, in each of his places of business in the area covered by this order in a manner plainly visible to all purchasers. There is attached to this order for your cconvenience two copies of Appendix A containing the items covered with the respective maximum prices applicable. One such copy of such list may be detached and used as a poster hereinbefore required to be posted.

SEC. 6. *Sales slips and records.* Every seller covered by this order shall give to the purchaser a sales slip, receipt, or other evidence of purchase which shall show the date, name and address of the seller, the description, quantity, and the price of each item sold, said description to be in detail sufficient to determine whether the price charged has been properly computed under this order: *Provided*, That for sales of less than a total of $7.50 only the name and address of the seller and the amount of the sale need be shown. The seller shall prepare such sales slips, receipts, or other evidence of purchase in duplicate and must keep for at least 6 months after delivery such duplicate copy delivered pursuant to this section. For any sale of $50.00 or more each seller, regardless of previous custom, must keep records showing at least the following:

(1) Name and address of buyer.
(2) Date of transaction.
(3) Place of delivery.
(4) Complete description of each item sold and price charged.

SECTION 7. On and after the effective date of this order, any person covered by this order, who sells or offers to sell at a price higher than the ceiling price permitted by this order, or otherwise violates any of the provisions of this order, shall be subject to the criminal penalties, civil enforcement actions, license suspension proceedings and suits for treble dam-

ages as provided for by the Emergency Price Control Act of 1942, as amended. No persons subject to this order may evade any of the provisions of the order by any stratagem, scheme or device. No person subject to this order may, as a condition of selling any particular building material item, require a customer to buy anything else. Any such evasion is punishable as a violation of this order.

SEC. 8. This order may be modified, amended or revoked at any time.

This order shall become effective April 22, 1946.

Issued this 15th day of April 1946.

EDWIN F. MORAN,
District Director.

APPENDIX A (TABLE OF PRICES)

1. *Provisions regarding discounts, allowances and delivery practices.* (1) The ceiling prices set out below shall apply to sales at retail, by all sellers except manufacturers, of the listed building materials, delivered in the area covered by this order, regardless of whether the sale is on an "f. o. b. seller's premises" basis, commonly referred to as a "yard sale" or on a "delivered" basis: *Provided, however,* That any seller who has an established and customary practice of making an additional charge for deliveries where the total amount of the order delivered is less than a certain minimum amount, either monetary or by weight, may add such established delivery charge to the prices otherwise established by this order where the total value or weight delivered is less than such established minimum amount: *And provided further,* That such seller shall indicate on the price list he is required to post under the provisions of this order, both his "established delivery charge" and also the "minimum amount", either monetary or by weight, to which delivery charges are applicable.

(2) Each seller shall maintain his customary discounts and allowances, including cash discounts and quantity discounts to such classes of purchasers as were customarily given such discounts by the seller.

(3) Any new seller who after the effective date of this order commences to sell commodities covered by the order shall adopt and use the customary discounts, allowances and applicable delivery additions of his "most closely competitive seller of the same class", as that phrase is defined in the GMPR. In such case the new seller shall keep in his place of business records showing the name and address of such competitor and the amount of such competitor's discounts, allowances and applicable delivery additions, if any, and shall otherwise observe the posting requirements of this order.

MAXIMUM DELIVER'D OR F. O. B. YARD PRICES TO CONSUMERS AND CONTRACTORS

Item and unit	*Ceiling price*
Plaster hard wall; 100 lb. bags	$1.10
Plaster gauging; 100 lb. bags	1.15
Plaster moulding; 100 lb. bags	1.30
Keene's cement; 100 lb. bags	2.25
Finishing lime; 50 lb. bags	.85
Metal lath 2.5 painted diamond mesh sq. yard	.30
Metal lath corner bead, expanded type; per lineal ft	.05
Metal lath corner bead, scalloped; per lineal ft	.04
Corner right 3 x 3; per lineal ft	.025
Gypsum lath ⅜''; 1,000 sq. ft	30.00
Gypsum wall board ⅜''; 1,000 sq. ft	41.00
Gypsum wall board ¼''; 1,000 sq. ft	38.50

MAXIMUM DELIVERED OR F. O. B. YARD PRICES TO CONSUMERS AND CONTRACTORS—Con.

Item and unit	*Ceiling price*
Gypsum wall board ½''; 1,000 sq. ft	$42.00
Gypsum sheathing ½'' (gyp lap); 1,000 sq. ft	42.00
Portland cement (std.) paper bag; 100 lb. bags	.80
Portland cement (std.) cloth bag (bag inc.); 100 lb. bags	.83
Portland quick dry cement; 100 lb. bags	.95
Masonry cement, paper bag; 70 lb. bags	.72
Masons hydrated lime; 50 lb. bags	.70
Masons hydrated lime; 10 lb. bags	.25
Lump quick lime; 190 lb. bags	2.85
Clay drain tile 4''; per lineal ft	.08
Clay drain tile 6''; per lineal ft	.115
Vitrified clay sewer pipe:	
No. 1SS 4''; per lineal ft	.21
No. 1SS 6''; per lineal ft	.28
No. 1SS 8''; per lineal ft	.42
No. 1SS 10''; per lineal ft	.61
No. 1SS 12''; per lineal ft	.765
Flue lining 9 x 9; per lineal ft	.45
Flue lining 9 x 13; per lineal ft	.58
Flue lining, 13 x 13; per lineal ft	.78
Asphalt roofing, mineral surface, (90 lb.); per roll—108 sq. ft	2.85
Asphalt roofing, (smooth), (35 lb.):	
Standard grade; per 100 sq. ft. coverage	1.35
Cheapest grade; per 100 sq. ft. coverage	1.25
Asphalt roofing, (smooth), (45 lb.):	
High grade; per 100 sq. ft. coverage	
Standard grade; per 100 sq. ft. coverage	1.70
Cheapest grade; per 100 sq. ft. coverage	1.50
Asphalt roofing, (smooth), (55 lb.):	
High grade; per 100 sq. ft. coverage	2.50
Standard grade; per 100 sq. ft. coverage	2.00
Cheapest grade; per 100 sq. ft. coverage	1.70
Asphalt roofing, (smooth), (65 lb.):	
High grade; per 100 sq. ft. coverage	2.65
Standard grade; per 100 sq. ft. coverage	2.40
Asphalt or tarred felt, (15 lb.); per roll—432 sq. ft	2.65
Asphalt or tarred felt, (30 lb.); per roll—216 sq. ft	2.65
Fiber insulation board, ⅜''; per 1,000 sq. ft	40.00
Fiber insulation board, ½''; 1,000 sq. ft	55.00
Fiber insulation board, asphalt coated $\frac{25}{32}$''; 1,000 sq. ft	65.00
Standard density synthetic fiber board,, ⅛''; 1,000 sq. ft	70.00
Standard density synthetic fiber board, $\frac{3}{16}$''; 1,000 sq. ft	80.00
Standard density synthetic fiber board, ¼''; 1,000 sq. ft	115.00
Hard density synthetic fiber board, ¼'' temperd; 1,000 sq. ft	130.00
Thermal insulation blankets, wood base:	
Single thickness, approx. 1''; 1,000 sq. ft	55.00
Medium thickness, approx. 2''; 1,000 sq. ft	65.00
Full thickness, approx. 3'' to 4''; 1,000 sq. ft	86.00
Thermal insulation, loose bag, in bags (plain):	
Mineral wool; per bag containing 4 cu. ft	1.20
Mica type (Zonalite); per bag containing 4 cu. ft	1.15

[F. R. Doc. 46–7604; Filed, May 6, 1946; 2:35 p. m.]

[Omaha Order G–8 Under Gen. Order 68]

HARD BUILDING MATERIALS IN WESTERN DIVISION OF THE NORTHEASTERN NEBRASKA AREA

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order No. 168, it is ordered:

SECTION 1. *What this order covers.* This order covers all retail sales of commodities specified in Appendix A below made by any seller, except a manufacturer, delivered to the purchaser in the Northeastern Nebraska Area—Western Division. The Northeastern Nebraska Area—Western Division, for the purposes of this order, consists of the following named counties in Nebraska: Boyd, Knox, Antelope, Wayne, Holt, Cedar, Pierce, Wheeler, Greeley, Nance, Madison (except the City of Norfolk), Platte (except the city of Columbus), Boone, Howard, Merrick, Stanton and Colfax.

SEC. 2. *Definitions*—(a) *Retail sale.* For the purposes of this order, a retail sale means a sale to an ultimate user, or to any contractor: *Provided,* That for the purposes of this order, a "retail sale" shall not include any sale to the United States Government or any of its political sub-divisions.

(b) *Contractor.* Any person who sells material or equipment, and in connection therewith, assumes responsibility for its incorporation into a building, structure, or construction project at a fixed site, by charging a single price for the commodity installed, by guaranteeing performance and use, or by other objective evidence, shall be considered a contractor.

(c) *Applicators.* Purchases by applicators, as herein defined, of asphalt and tarred roofing products and insulation are excluded from the coverage of this order. Applicators are herein defined as contractors engaged exclusively in the business of applying roofing and/or siding and/or insulation to buildings.

SEC. 3. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order covering the commodities specified in Appendix A. Except to the extent they are inconsistent with the provisions of this order, all other provisions of the regulation applicable to the commodities listed in Appendix A prior to the issuance of this order shall continue to apply to sales covered by this order.

SEC. 4. *Discounts, allowances and delivery practices.* The provisions relating to discounts, allowances and delivery practices shall be as set forth in Appendix A (Table of Prices).

SEC. 5. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of Appendix A to this order (Table of Prices) and any amendments thereto, in each of his places of business in the area covered by this order in a manner plainly visible to all purchasers. There is attached to this order for your convenience two copies of Appendix A containing the items covered with the respective maximum prices applicable. One such copy of such list may be detached and used as a poster hereinbefore required to be posted.

SEC. 6. *Sales slips and records.* Every seller covered by this order shall give to the purchaser a sales slip, receipt, or other evidence of purchase which shall show the date, name and address of the seller, the description, quantity, and the price of each item sold, said description to be in detail sufficient to determine whether the price charged has been properly computed under this order; provided that for sales of less than a total of $7.50 only the name and address of the seller and the amount of the sale need be shown. The seller shall prepare such sales slips, receipts, or other evidence of purchase in duplicate and must keep for at least 6 months after delivery such duplicate copy delivered pursuant to this section. For any sale of $50.00 or more each seller, regardless of previous custom, must keep records showing at least the following:

(1) Name and address of buyer.
(2) Date of transaction.
(3) Place of delivery.
(4) Complete description of each item sold and price charged.

SEC. 7. On and after the effective date of this order, any person covered by this order, who sells or offers to sell at a price higher than the ceiling price permitted by this order, or otherwise violates any of the provisions of this order, shall be subject to the criminal penalties, civil enforcement actions, license suspension proceedings and suits for treble damages as provided for by the Emergency Price Control Act of 1942, as amended. No persons subject to this order may evade any of the provisions of the order by any stratagem, scheme or device. No person subject to this order may, as a condition of selling any particular building material item, require a customer to buy anything else. Any such evasion is punishable as a violation of this order.

SEC. 8. This order may be modified, amended or revoked at any time.

This order shall become effective April 22, 1946.

Issued this 15th day of April 1946.

EDWIN F. MORAN,
District Director.

APPENDIX A (TABLE OF PRICES)

1. *Provisions regarding discounts, allowances and delivery practices.* (1) The ceiling prices set out below shall apply to sales at retail, by all sellers except manufacturers, of the listed building materials, delivered in the area covered by this order, regardless of whether the sale is on an "f. o. b. seller's premises" basis, commonly referred to as a "yard sale" or on a "delivered" basis, *Provided, however,* That any seller who has an established and customary practice of making an additional charge for deliveries where the total amount of the order delivered is less than a certain minimum amount, either monetary or by weight, may add such established delivery charge to the prices otherwise established by this order where the total value or weight delivered is less than such established minimum amount: *And provided further,* That such seller shall indicate on the price list he is required to post under the provisions of this order, both his "established delivery charge" and also the "minimum amount", either monetary or by weight, to which delivery charges are applicable.

(2) Each seller shall maintain his customary discounts and allowances, including cash discounts and quantity discounts to such classes of purchasers as were cutomarily given such discounts by the seller.

(3) Any new seller who after the effective date of this order commences to sell commodities covered by the order shall adopt and use the customary discounts, allowances and applicable delivery additions of his "most closely competitive seller of the same class", as that phrase is defined in the GMPR. In such case the new seller shall keep in his place of business records showing the name and address of such competitor and the amount of such competitor's discounts, allowances and applicable delivery additions, if any, and shall otherwise observe the posting requirements of this order.

MAXIMUM DELIVERED OR F. O. B. YARD PRICES TO CONSUMERS AND CONTRACTORS

Item and unit	*Ceiling price*
Plaster, hard wall; 100 lb. bags	$1.20
Plaster, gauging; 100 lb. bags	1.25
Plaster, moulding; 100 lb. bags	1.30
Plaster, bonding; 100 lb. bags	1.25
Keene's cement; 100 lb. bags	2.50
Finishing lime; 50 lb. bags	.95
Metal lath, 2.5 lb. copper bearing; sq. yd	.30
Metal lath, 2.5 galvanized; sq. yd	.29
Metal lath, 2.5 painted diamond mesh; sq. yd	.35
Metal lath, 3.4 galvanized; sq. yd	.31
Metal lath, 3.4 copper bearing; sq. yd	.38
Metal lath, corner bead, expanded type; per lineal ft	.05
Metal lath, corner bead, scalloped; per lineal ft	.045
Corner right, 3 x 3; per lineal ft	.03
Corner right, 2 x 2; per lineal ft	.025
Gypsum lath, ⅜''; 1000 sq. ft	31.00
Gypsum wall board, ⅜''; 1000 sq. ft	47.50
Gypsum wall board, ¼''; 1000 sq. ft	40.00
Gypsum wall board, ½''; 1000 sq. ft	47.50
Gypsum sheathing, ½'' (gyp lap); 1000 sq. ft	47.50
Portland cement (std.), paper bag; 100 lb. bags	[1]80
Portland cement (std.), cloth bag (bag inc.); 100 lb. bags	.90
Portland quick dry cement; 100 lb. bags	1.00
Masonry cement, paper bag; 70 lb. bags	.75
Atlas or medusa grade; 100 lb. bags	2.85
Masons hydrated lime; 50 lb. bags	.75
Masons hydrated lime; 10 lb. bags	.25
Lump quick lime, 190 lb. bags	3.25
Pulverized quick lime; 190 lb. bags	4.35
Pulverized quick lime, 10 lb. bags	.30
Fire brick 9'' straight, standard quality; per M	120.00
Clay drain tile 4''; per lineal ft	.09
Clay drain tile 6''; per lineal ft	.13
Vitrified clay sewer pipe:	
No. 1SS 4''; per lineal ft	.24
No. 1SS 6''; per lineal ft	.32
No. 1SS 8''; per lineal ft	.46
Flue lining 9 x 9; per lineal ft	.45
Flue lining 9 x 13; per lineal ft	.60
Flue lining 13 x 13; per lineal ft	.85

[1] The prices for Portland cement, 100 lb. paper bags, shall be as shown above for all sales made within the named counties shown in this order except for the counties shown below where the prices for this item shall be as follows:

Greeley, Holt and Wheeler Counties	$0.85
Boyd County	.90

MAXIMUM DELIVERED OR F. O. B. YARD PRICES TO CONSUMERS AND CONTRACTORS—Con.

Item and unit	*Ceiling price*
Asphalt roofing, mineral surface (90 lb.); per roll—108 sq. ft	$3.10
Asphalt roofing (smooth) (35 lb):	
Highest grade; per 100 sq. ft. coverage	1.70
Standard grade; per 100 sq. ft. coverage	1.55
Cheapest grade; per 100 sq. ft. coverage	1.35
Asphalt roofing (smooth) (45 lb.):	
Highest grade; per 100 sq. ft. coverage	2.25
Standard grade; per 100 sq. ft. coverage	1.90
Cheapest grade; per 100 sq. ft. coverage	1.70
Asphalt roofing (smooth) (55 lb.):	
Highest grade; per 100 sq. ft. coverage	2.50
Standard grade; per 100 sq. ft. coverage	2.35
Cheapest grade; per 100 sq. ft. coverage	2.00
Asphalt roofing (smooth) (65 lb.):	
Highest grade; per 100 sq. ft. coverage	2.80
Standard grade; per 100 sq. ft. coverage	2.60
Asphalt or tarred felt (15 lbs.); per roll—432 sq. ft	3.00
Asphalt or tarred felt (30 lbs.); per roll—216 sq. ft	3.00
Fiber insulation board, $\frac{3}{8}$''; 1,000 sq ft	45.00
Fiber insulation board, ½''; 1,000 sq. ft	60.00
Fiber insulation board, asphalt coated, $\frac{25}{32}$''; 1,000 sq. ft	70.00
Standard density synthetic fiber board, ⅛''; 1,000 sq. ft	75.00
Standard density synthetic fiber board, $\frac{5}{16}$''; 1,000 sq. ft	86.00
Standard density synthetic fiber board, ¼''; 1,000 sq. ft	120.00
Hard density synthetic fiber board, ¼'' tempered; 1,000 sq. ft	140.00
Thermal insulation blankets, wood base:	
Single thickness, approx. 1''; 1,000 sq. ft	55.00
Medium thickness, approx. 2''; 1,000 sq. ft	70.00
Full thickness, approx. 3'' to 4''; 1,000 sq. ft	80.00
Thermal insulation, loose bag; mica type (zonalite); per bag containing 4 cu. ft	1.20

[F. R. Doc. 46–7605; Filed, May 6, 1946; 2:35 p. m.]

[Region VII Order G–58 Under MPR 188, Revocation]

BATTEN FURNITURE AND CABINET WORKS ET AL.

AUTHORIZATION OF MAXIMUM PRICES

Order No. G–58 under Maximum Price Regulation No. 188, revocation, authorized maximum prices for specified items of unfinished furniture manufactured by T. J. Batten, doing business as Batten Furniture and Cabinet Works, Denver, Colorado, when sold by the manufacturer and specified resellers. Docket No. 7–188–158–126a.

Pursuant to the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, §§ 1499.158 and 1499.158a of Maximum Price Regulation No. 188, and the reservation contained in paragraph (g) thereof, this Order No. G–58 under Max-

imum Price Regulation No. 188 is, for the reasons set forth in the accompanying opinion, hereby revoked.

Effective date. This revocation shall become effective on the 24th day of April 1946.

Issued this 24th day of April 1946.

RICHARD Y. BATTERTON,
Regional Administrator.

[F. R. Doc. 46-7606; Filed, May 6, 1946; 2:35 p. m.]

[Region VIII Order G-4 Under MPR 376, Amdt. 3]

FRESH TOMATOES IN SAN FRANCISCO REGION

An opinion accompanying this amendment has been issued simultaneously herewith. Order No. G-4 under Maximum Price Regulation No. 376, as amended, is amended as follows:

Paragraph (a) (1) is amended to read as follows:

(a) *Carlot sales.* The maximum price for sales of fresh tomatoes other than hothouse tomatoes to any wholesale receiving point located in Region VIII in carlot or trucklot quantities shall be as follows:

(1) *Mexican tomatoes.* (i) When packed in standard Los Angeles crates having a minimum net weight of thirty-two pounds: $4.00 per crate f. o. b. Mexican shipping point, plus $0.015 per pound import duty, plus $0.05 per crate crossing charge, plus "freight" from the point of shipment in the Republic of Mexico to the wholesale receiving point.

(ii) When packed in any other manner: $0.14⅝ per pound, calculated f. o. b. Nogales, Arizona, plus "freight" from Nogales, Arizona, to the wholesale receiving point.

Paragraph (c) (2) is amended to read as follows:

(c) (2) *Repacked Mexican tomatoes.* For sales to any person, including a retailer. The price as specified in paragraph (a) above, reduced to a per pound basis by dividing the maximum delivered price per crate by thirty-two, where tomatoes are purchased on a per crate basis with a minimum net weight of thirty-two pounds, plus the following mark-ups:

Area:	*Maximum mark-up (per pound)*
Los Angeles area	$0.04
San Diego area	.04
Northern California area	.04
Nevada and Arizona	.04
Oregon	.05
Washington and northern Idaho	.05

This amendment to Order No. G-4 shall become effective April 9, 1946.

Issued this 9th day of April 1946.

BEN C. DUNIWAY,
Regional Administrator.

Approved:

R. M. WALKER,
United States Department of Agriculture.

[F. R. Doc. 46-7598; Filed, May 6, 1946; 2:32 p. m.]

[Region VIII Order G-23 Under SO 94]

BUILDING MATERIALS IN LOS ANGELES, CALIF., DISTRICT

For the reasons set forth in an accompanying opinion and pursuant to the authority conferred upon the Regional Administrator by sections 11 and 13 of Supplementary Order No. 94, it is ordered as follows:

(a) The maximum price for the materials named below when resold to consumers after having been sold by the War Assets Corporation shall be as follows, f. o. b. place of sale:

Item	*Maximum price (per M)*
¼" Masonite hard board (untempered)	$120.00
½" Celotex insulating board (or comparable board)	47.50
1" Celotex insulating board (or comparable board)	90.00

The foregoing prices are subject to a discount of 5 percent for cash.

(b) Definitions. (1) "Consumer" means an ultimate consumer other than an industrial or commercial user.

(c) This order shall apply to sales in the Los Angeles District which comprises the following counties in the State of California: Imperial, Inye, Kern, Los Angeles, Orange, Riverside, San Bernardino, San Diego, San Luis Obispo, Santa Barbara, and Ventura.

(d) This order shall become effective April 28, 1946, and shall continue in effect until the sales for which maximum prices are herein established shall be made subject to an order issued by the National Office of the Office of Price Administration.

(e) This order may be amended, corrected, or revoked at any time.

Issued this 9th day of April 1946.

BEN C. DUNIWAY,
Regional Administrator.

[F. R. Doc. 46-7597; Filed, May 6, 1946; 2:32 p. m.]

[Region VII. Order G-71 Under MPR 188, revocation]

GLOBE MFG. CO. ET AL.

AUTHORIZATION OF MAXIMUM PRICES

Order No. G-71 Under Maximum Price Regulation No. 188, Revocation, authorized maximum prices for specified items of unfinished furniture manufactured by Robert Hayutin, doing business as Globe Furniture Manufacturing Company, Denver, Colorado, when sold by the manufacturer and specified resellers. Docket No. 7-188-158-28a.

Pursuant to the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, Sections 1499.158 and 1499.158a of Maximum Price Regulation No. 188, and the reservation contained in paragraph (g) thereof, this Order No. G-71 under Maximum Price Regulation No. 188 is, for the reasons set forth in the accompanying opinion, hereby revoked.

Effective date. This revocation shall become effective on the 24th day of April 1946.

Issued this 24th day of April 1946.

RICHARD Y. BATTERTON,
Regional Administrator.

[F. R. Doc. 46-7607; Filed, May 6, 1946; 2:36 p. m.]

[Region VIII Order G-13 Under RMPR 251, Amdt. 2]

PLUMBING AND HEATING SERVICES IN WASHING AND IDAHO

An opinion accompanying this amendment has been issued simultaneously herewith.

Order No. G-13 under Revised Maximum Price Regulation No. 251 is amended in the following respect:

1. The second sentence in paragraph (b) (1) (iii) is amended to read as follows: "Time in transit to and from the job may be charged only once each day."

This amendment to Order No. G-13 shall become effective April 24, 1946.

Issued this 19th day of April 1946.

GUY R. KINSLEY,
Acting Regional Administrator.

[F. R. Doc. 46-7608; Filed, May 6, 1946; 2:36 p. m.]

[Region VIII Order G-77 Under 18 (c), Amdt. 3]

DEHYDRATED ALFALFA MEAL IN SAN FRANCISCO REGION

For the reasons set forth in the accompanying opinion and under the authority vested in the Regional Administrator by § 1499.18 (c), as amended, of the General Maximum Price Regulation, it is hereby ordered that Order No. G-77 under § 1499.18 (c), as amended, of the General Maximum Price Regulation, be amended in the following respects:

Section (a) (1) is amended to read as follows:

(1) For such sales in carload lots in bulk, the adjusted maximum price shall be as follows:

(i) For processors whose mills are located in Region VIII other than in the State of Washington:

Type of meal	*Adjusted maximum price (per ton)*
Alfalfa leaf meal	$48.00
Alfalfa meal:	
Not less than 17% protein content	45.00
15%, but less than 17% protein content	42.00
Less than 15% protein content	39.00

For a period commencing on April 23, 1946 and ending on July 22, 1946, the adjusted maximum prices for each type of meal are increased $5.00 per ton.

(ii) For processors whose mills are located in the State of Washington:

Type of meal	*Adjusted maximum price (per ton)*
Alfalfa leaf meal	$53.00
Alfalfa meal:	
Not less than 17% protein content	50.00
15%, but less than 17% protein content	47.00
Less than 15% protein content	44.00

This amendment shall become effective as of April 23, 1946.

Issued this 23d day of April 1946.

BEN. C. DUNIWAY,
Regional Administrator.

[F. R. Doc. 46-7609; Filed, May 6, 1946; 2:36 p. m.]

[Region VIII Order G-79 Under 18 (c), Amdt. 4]

FIREWOOD IN CALIFORNIA

For the reasons set forth in the opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1499.19 (c), as amended, of the General Maximum Price Regulation, Order No. G-79, is amended so that Subdivision IV of Appendix A, Maximum Prices for Firewood, San Mateo County, shall be as follows:

IV—CORD WOOD SALES—OTHER THAN AT RETAIL CUTTER'S SALES AT ROADSIDE

	Per cord—128 cubic feet					
Dry or medium dry	4 ft.	2 ft.	16 ins.	12 ins.	9½–10 ins.	Assorted length 2 ft. and under
Pine (fir)	$20	$23	$23.50	$24	$24	-------
Oak (any kind)	22	25	26.00	27	27	-------
Madrone	22	25	26.00	27	27	-------
Eucalyptus (gum)	20	23	24.00	25	25	-------
Orchard (any kind)	8	11	12.00	13	13	$12

For sale of wood split to stovewood size, $3.00 per cord may be added to above cord prices.

The above cord prices are for sales at roadside near wood cutter's lot. For sales other than at retail made by cutter from any other place or delivered, and for sales by intermediate sellers, see text of the order, section (a) (2).

Issued this 16th day of April 1946.

This order shall become effective April 25, 1946.

GUY R. KINSLEY,
Acting Regional Administrator.

[F. R. Doc. 46-7610; Filed, May 6, 1946; 2:36 p. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File No. 70-1262]

MICHIGAN GAS AND ELECTRIC CO. AND MIDDLE WEST CORP.

ORDER POSTPONING HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 3d day of May A. D. 1946.

The Middle West Corporation, a registered holding company, and Michigan Gas and Electric Company, a subsidiary of The Middle West Corporation, having filed a joint application-declaration under the Public Utility Holding Company Act of 1935 proposing a recapitalization of Michigan Gas and Electric Company and related transactions; and

The Commission, on April 11, 1946, having issued its notice of filing and order for hearing directing that a hearing on such application-declaration be held on April 25, 1946; and such hearing having been postponed until May 6, 1946 at the request of counsel for the applicants; and

Counsel for the applicants having requested that the hearing in such matter be further postponed to May 17, 1946, and the Commission deeming it appropriate that said request be granted;

It is ordered, That the hearing in this matter originally scheduled for April 25, 1946, at 10:00 a. m., e. s. t., in the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania, be, and hereby is, postponed to May 17, 1946, at 10:00 a. m., e. d. s. t., at the same place and before the same trial examiner as heretofore designated.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-7653; Filed, May 7, 1946; 1:51 p. m.]

[File No. 70-1268]

CONSOLIDATED NATURAL GAS CO. AND EAST OHIO GAS CO.

ORDER GRANTING APPLICATION AND PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 1st day of May 1946.

Consolidated Natural Gas Company (Consolidated), a registered holding company, and its subsidiary, The East Ohio Gas Company (East Ohio), a public utility company, having filed a joint application-declaration pursuant to the Public Utility Holding Company Act of 1935 and the rules and regulations promulgated thereunder regarding the following:

East Ohio proposes to issue and sell during the year 1946 50,000 shares of its common capital stock of a par value of $100 per share, which Consolidated proposes to acquire for a cash consideration of $5,000,000. The proceeds from the sale of the common stock will be used to reimburse, in part, East Ohio's treasury for capital expenditures made for additions to its utility plant during the past five years and those to be made during the year 1946; and

The Public Utilities Commission of Ohio having approved the issuance of 50,000 shares of common stock by East Ohio; and

Said application-declaration having been filed on April 5, 1946, and notice of said filing having been duly given in the form and manner prescribed by Rule U-23 promulgated pursuant to the act and the Commission not having received a request for hearing with respect to said application-declaration within the period specified in said notice, or otherwise, and not having ordered a hearing thereon; and

The Commission finding that the proposed transactions are not in contravention of the act or any rules and regulations promulgated thereunder and that the proposed transactions satisfy the applicable requirements of the act and the rules thereunder and that it is appropriate in the public interest and in the interests of investors and consumers that said application be granted and said declaration be permitted to become effective;

It is hereby ordered, Pursuant to Rule U-23 and the applicable provisions of the act and subject to the terms and conditions prescribed in Rule U-24, that the aforesaid application-declaration be, and the same hereby is, granted and permitted to become effective forthwith.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-7652; Filed, May 7, 1946; 1:51 p. m.]

[File No. 59-5]

THE MIDDLE WEST CORP. ET AL.

ORDER GRANTING EXTENSION OF TIME

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 6th day of May A. D., 1946.

The Commission by Order dated February 16, 1945, entered pursuant to section 11 (b) (1) of the Public Utility Holding Company Act of 1935, having directed that Central and South West Utilities Company, a subsidiary of The Middle West Corporation, and parent of American Public Service Company, all registered holding companies, take certain steps as specified in said Order to effect compliance with the provisions of section 11 (b) (1) of said act; and

The Middle West Corporation, Central and South West Utilities Company, and American Public Service Company, having filed an application requesting an extension of time for one year in which to comply with the said Order of February 16, 1945; and

The Commission having found that Central and South West Utilities Company has been unable, in the exercise of due diligence, to comply in its entirety with said Order within the initial statutory period of one year from the date thereof and that the request for extension of time is necessary or appropriate in the public interest and for the protection of investors and consumers;

It is ordered, That Central and South West Utilities Company, be, and it is hereby, granted an additional period of one year from February 16, 1946 within

which to comply with the provisions of said Order of February 16, 1945.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-7659; Filed, May 8, 1946; 9:38 a. m.]

[File No. 70-1279]

CENTRAL INDIANA GAS CO. AND CONSOLIDATED ELECTRIC AND GAS CO.

NOTICE OF FILING AND NOTICE OF AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 7th day of May A. D. 1946.

Notice is hereby given that a joint application-declaration has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 by Consolidated Electric and Gas Company ("Consolidated"), a registered holding company, and by Central Indiana Gas Company ("Central Indiana"), a gas utility company and a subsidiary company of Consolidated.

All interested persons are referred to said document, which is on file in the office of the Commission, for a statement of the transactions therein proposed, which may be summarized as follows:

Central Indiana proposes to issue and sell, pursuant to the competitive bidding requirements of Rule U-50, $3,250,000 principal amount of First Mortgage Bonds, due 1971, said bonds to be issued under and secured by an Indenture of Mortgage dated September 1, 1942, as amended by First and Second Supplemental Indentures the latter to be dated May 1, 1946. The new bonds will be secured by a first mortgage lien on substantially all of the properties of Central Indiana. The proceeds to be derived from the sale of such bonds will be applied toward the redemption of the $2,944,000 principal amount of First Mortgage Bonds to be outstanding at the date of the proposed financing, and the remainder of the proceeds will be set aside as a construction fund for property additions and betterments. The remaining $166,000 principal amount of First Mortgage Bonds presently outstanding will be redeemed on June 1, 1946, through the operation of the Renewal and Replacement Fund deposited with the Trustee. The redemption premium on the First Mortgage Bonds to be redeemed, aggregating $209,760, together with the accrued interest thereon and the expense in connection with the issuance of the new bonds, will be paid by Central Indiana from its general funds.

Simultaneously with or prior to the issuance and sale of the new bonds, the Certificate of Incorporation of Central Indiana will be amended to increase and reclassify the authorized Common Stock to 500,000 shares of $10 par value per share and to reclassify the presently outstanding 40,000 shares of Common Stock $100 par value per share into 400,000 shares of Common Stock, $10 par value per share. Consolidated will then surrender the 40,000 shares of $100 par value Common Stock now held by it to Central Indiana in exchange for the 400,000 shares of $10 par value Common Stock, and Central Indiana will cancel the shares of $100 par value Common Stock received in such exchange. The new Common Stock to be so acquired by Consolidated will be held for subsequent disposition and divestment pursuant to Section 11 of the Act, and will be pledged in substitution for the 40,000 shares now so pledged, under a Loan Agreement dated November 15, 1945, between Consolidated and certain banks.

The company has designated sections 6 (b), 7, 10, 12 (c) and 12 (d) of the Act and Rules U-42, U-43, U-44 and U-50 promulgated thereunder as applicable to the proposed transactions.

It appearing to the Commission that it is appropriate in the public interest and in the interest of investors and consumers that a hearing be held with respect to said joint application-declaration, and that said joint application-declaration should not be granted or permitted to become effective except pursuant to further order of this Commission.

It is ordered, That a hearing on said joint application-declaration under the applicable provisions of the act and rules of the Commission thereunder be held on May 17, 1946, at 10:00 a. m., E. D. T., at the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. On such date, the hearing room clerk in Room 318 will advise as to the room in which hearing will be held.

It is further ordered, That Allen MacCullen, or any other officer or officers of this Commission designated by it for that purpose shall preside at the hearing on such matters. The officer so designated to preside at any such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of the act and to a trial examiner under the Commission's rules of practice.

It is further ordered, That, without limiting the scope of the issues presented by said application, particular attention be directed at said hearing to the following matters and questions:

(1) Whether the proposed issue and sale of First Mortgage Bonds, and the proposed issue and exchange of new Common Stock by Central Indiana are solely for the purpose of financing the business of Central Indiana as a public utility company and have been expressly authorized by the State Commission for the State in which Central Indiana is organized and conducts its business;

(2) Whether the proposed increase in and reclassification of the authorized Common Stock of Central Indiana is detrimental to the public interest or the interest of investors or consumers;

(3) Whether the proposed accounting entries to be made in connection with the proposed transactions are proper;

(4) Whether the fees, commissions and other remuneration to be paid directly or indirectly in connection with the proposed transactions are reasonable; and

(5) Generally, whether the proposed transactions comply with all of the applicable provisions and requirements of the Act and Rules and Regulations promulgated thereunder, and whether it is necessary or appropriate in the public interest or for the protection of investors and consumers, or to prevent the circumvention of any provisions of the act or of the rules, regulations or orders thereunder to impose terms and conditions in connection with any of the proposed transactions.

It is further ordered, That notice of this hearing is hereby given to Central Indiana and to Consolidated and to all interested persons, said notice to be given to Central Indiana and Consolidated by registered mail and to all other persons by a general release of this Commission which shall be distributed to the press and mailed to all persons on the mailing list for releases issued under the Public Utility Holding Company Act of 1945, and by publication of a copy of this notice and order in the FEDERAL REGISTER.

It is requested that any person desiring to be heard in these proceedings shall file with the Secretary of the Commission on or before May 15, 1946, an appropriate request or application to be heard, as provided by Rule XVII of the Commission's rules of practice.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-7660; Filed, May 8, 1946; 9:38 a. m.]

[File No. 70-1270]

ILLINOIS POWER CO.

NOTICE OF FILING AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 7th day of May, A. D., 1946.

Notice is hereby given that an application-declaration has been filed with this Commission by Illinois Power Company, a registered holding company and a direct subsidiary of North American Light & Power Company and an indirect subsidiary of The North American Company, both registered holding companies.

All interested persons are referred to said application-declaration, which is on file in the office of this Commission for a statement of transactions therein proposed, which may be summarized as follows:

Illinois Power Company proposes (a) to pay in cash dividend arrearages of $3.11 per share as of March 1, 1946 on its presently outstanding 483,500 shares of 5% Cumulative Convertible Preferred Stock, $50 par value, which by its terms, is convertible at any time into two shares of Common Stock, and call such Preferred Stock for redemption at the redemption price of $52.50 per share, pursuant to an underwriting commitment whereby the underwriter will purchase such number of additional authorized shares of Common Stock as may be necessary to provide funds for redemption of such Preferred Stock which is not tendered for conversion into Common Stock in accordance with its rights following the call for redemption; and (b) to issue and sell 200,000 shares $50 par value of a new series of authorized preferred stock, the dividend rate to be subsequently determined, the proceeds of which, together with such treasury funds as may be necessary, will be used to pay $24 in cash in full payment to the holders thereof of each of the outstanding 483,195 Dividend Arrears Certificates, pursuant to their terms.

The application-declaration represents that additional information will be supplied by amendment.

It appearing to the Commission that it is appropriate in the public interest and in the interest of investors and consumers that a hearing be held with respect to said matters, and that said application-declaration shall not be granted or permitted to become effective except pursuant to further order of this Commission;

It is ordered, That a hearing on said application-declaration under the applicable provisions of the act and the rules of the Commission thereunder, be held on May 28, 1946 at 10:00 A. M., E. D. S. T., at the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. On such day the hearing room clerk in Room 318 will advise as to the room in which such hearing shall be held. Any person desiring to be heard or otherwise wishing to participate in these proceedings shall file with the Secretary of the Commission on or before May 24, 1946 his request or application therefor as provided by Rule XVII of the Commission's rules of practice.

It is further ordered, That Allen MacCullen or any other officer or officers of the Commission designated by it for that purpose, shall preside at such hearing. The officer so designated to preside at such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of said act and to a trial examiner under the Commission's rules of practice.

It is further ordered, That without limiting the scope of issues presented by the application-declaration, particular attention will be directed at the hearing to the following matters and questions:

1. Whether the proposed issuances and sales of securities are exempt from the requirements of section 7 of the act pursuant to section 6 (b) thereof, and if not, whether there is compliance with the requirements of section 7;

2. Whether the Dividend Arrears Certificates may, in view of the status of the Company's earned surplus accounts, be paid from the proceeds of preferred stock financing;

3. Whether the proposed transactions require adjustments of the Company's capital accounts and, if so, what appropriate corporate action is required.

4. Whether the proposed redemption of Preferred Stock contemplates the setting of an adequate period of time for the exercise of conversion rights by Preferred Stockholders;

5. Whether the terms and conditions of the proposed issuances and sales of securities are detrimental to the public interest or the interest of investors or consumers;

6. Whether accounting entries to be recorded in connection with the proposed transactions are proper and conform to sound accounting principles and otherwise meet the requirements of the act;

7. Whether the fees, commissions or other remuneration to be paid in connection with the proposed transactions are for necessary services and are reasonable in amount;

8. Whether it is necessary in the public interest or for the protection of investors or consumers to impose terms or conditions;

9. Whether, in general, the proposed transactions are determental to the public interest or to the interest of investors or consumers or will tend to circumvent any provisions of the act or the rules, regulations or orders promulgated thereunder.

It is further ordered, That the Secretary of this Commission shall serve notice of the aforesaid hearing by mailing a copy of this order to the Illinois Power Company and to the Illinois Commerce Commission by registered mail, and that notice of said hearing be given to all other persons by publication of this order in the FEDERAL REGISTER.

It is further ordered, That Illinois Power Company shall serve notice of the aforesaid hearing by mailing a copy of this order to each of its stockholders of record as of the date of this order, and that such mailing be completed at least ten days prior to the date of hearing set herein.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-7661; Filed, May 8, 1946; 9:38 a. m.]

[File Nos. 54-94 and 59-59]

AMERICAN STATES UTILITIES CORP. ET AL.

NOTICE OF AND ORDER FOR HEARING AND ORDER GRANTING REQUESTED EXTENSION OF TIME TO FILE AMENDMENT

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 3d day of May, A. D., 1946.

In the matters of American States Utilities Corporation, Edison Sault Electric Company, Southern California Water Company, Applicants, File No. 54-94; American States Utilities Corporation, et al., Respondents, File No. 59-59.

American States Utilities Corporation ("American States"), a registered holding company, and its subsidiaries, Edison Sault Electric Company ("Edison Sault") and Southern California Water Company ("Southern California"), having filed a plan herein pursuant to section 11 (e) of the Public Utility Holding Company Act of 1935; and

The Commission, in its findings and opinion herein dated April 11, 1946, having found that said plan, if amended in certain respects, would be necessary to effectuate the provisions of section 11 (b) of the act and fair and equitable to the persons affected by said plan; and

The Commission having stated in said findings and opinion that if, within 30 days from the date thereof (or such additional time as may be applied for upon a proper showing), an amendment not inconsistant with said findings and opinion were not filed, an order would be entered disapproving said plan; and

The Commission, pursuant to the request of counsel for American States, having authorized the trial examiner heretofore designated in these proceedings to reopen the hearing for the purpose, among others, of hearing testimony with respect to certain purchases and sales of securities of American States by its officers and directors; and

American States, Edison Sault and Southern California having filed, on April 15, 1946, a motion applying for an extension of time from May 10, 1946, the date of expiration of said thirty-day period, to June 10, 1946, within which to file an appropriate amendment to said plan, requesting that hearings in the above proceedings be reconvened in Philadelphia on May 22, 1946, and further requesting that the Commission advise officers and directors of American States with respect to the scope of the hearing and character of the information to be requested of said officers and directors;

The Commission having considered said motion and it appearing that the hearing herein may appropriately be held on the date requested, that the issues and questions initially to be considered at said hearing may appropriately be stated herein, and that the requested extension of time may appropriately be granted;

It is ordered, That the hearing in the above proceeding be reconvened on May 22, 1946, at 11:00 A. M., E. D. S. T., at the office of the Commission, 18th and Locusts Streets, Philadelphia 3, Pennsylvania. On that date the hearing room clerk in Room 318 will advise as to the room in which such hearing will be held.

It is further ordered, That Richard Townsend, or any other officer or officers of the Commission designated by it for the purpose, shall preside at the reconvened hearings herein. The officer so designated to preside at any such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of said act and to a trial examiner under the Commission's rules of practice.

It is further ordered, That without limiting the scope of the issues otherwise to be considered in this proceeding, particular attention will first be directed at such hearng to any and all facts, data and testimony relating to the following matters:

(1) Purchases and sales of shares of preferred and common stocks of American States directly or indirectly by or for officers and directors of American States after March 30, 1938, together with the prices at which such securities were purchased or sold.

(2) Formation, drafting, negotiations and correspondence by and/or among the officers, directors and security holders of American States relating to plans or amendments to plans for compliance

by American States with section 11 (b) of the act.

(3) Minutes of the corporate meetings of American States, Edison Sault and Southern California from January 1, 1942, to date.

(4) Dividends paid on the common stocks of American States, Edison Sault and Southern California from January 1, 1942 to date and financial data available to the officers and directors and to the public at time of declaration of such dividends.

(5) Generally, whether the treatment proposed with respect to holdings of officers and directors of American States in the securities of American States under the plan as submitted or as it may hereafter be modified is fair and equitable to them and to other security holders affected thereby.

It is further ordered, That notice of said reconvened hearing is hereby given to American States, its officers and directors and all interested persons; said notice to be given American States and its officers and directors by registered mail, and to all other persons by publication of this order in the FEDERAL REGISTER and by general release of this Commission distributed to the press and mailed to the mailing list for releases issued under the Public Utility Holding Company Act of 1935.

It is further ordered, That the application of American States, Edison Sault and Southern California for an extension of time to June 10, 1946, to file an appropriate amendment to their plan in accordance with the Commission's findings and opinion herein dated April 11, 1946, be, and it hereby is, granted.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-7662; Filed, May 8, 1946; 9:38 a. m.]

[File No. 70-1230]

NEW ENGLAND PUBLIC SERVICE CO. AND PUBLIC SERVICE COMPANY OF NEW HAMPSHIRE

SUPPLEMENTAL ORDER WITH RESPECT TO COMMON STOCK

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 7th day of May 1946.

New England Public Service Company, a registered holding company, and its public-utility subsidiary, Public Service Company of New Hampshire ("New Hampshire"), having filed a joint application and declaration, and amendments thereto, pursuant to sections 6 (b), 7 (e), 9 (a) (1), 10 and 12 (c) of the Public Utility Holding Company Act of 1935 and Rules U-42, U-43 and U-50 promulgated thereunder with respect to, among other matters, (a) the issuance and sale, pursuant to the competitive bidding requirements to Rule U-50, by New Hampshire of as much additional common stock, $10 par value, as may be required to provide the company with funds of approximately $5,000,000 and (b) the issuance and sale, pursuant to the competitive bidding requirements of Rule U-50, by New Hampshire of 102,000 shares of preferred stock $100 par value; said shares to be offered first, to the extent available, to the holders of the presently outstanding preferred stock; and

The Commission having by order dated April 11, 1946 granted said application, as amended, and permitted said declaration, as amended, to become effective, subject to the conditions, among others, that the proposed issuance and sale of additional common stock and the proposed issuance, exchange or sale of preferred stock by New Hampshire shall not be consummated until the results of competitive bidding pursuant to the requirements of Rule U-50 have been made a matter of record in these proceedings and a further order shall have been entered by the Commission in the light of the record so completed, jurisdiction being reserved to impose such further terms and conditions as may then be deemed appropriate; and

New Hampshire having, on April 23, 1946, filed a further amendment to the application and declaration herein setting forth, among other matters, the action taken by it to comply with the requirements of Rule U-50 with regard to the issuance, exchange and sale of the new preferred stock, and stating that it had accepted the bid of the group headed by The First Boston Corporation; and

The Commission having, on April 23, 1946, released jurisdiction over the price, dividend rate, and the bidder's compensation with respect to the new preferred stock and having granted said application, as further amended, and permitted said declaration, as further amended, to become effective; and having continued the reservation of jurisdiction with respect to the sale of the common stock to the public and with respect to the payment of all legal fees incurred in connection with the transactions; and

New Hampshire having, on May 7, 1946, filed a further amendment to said application and declaration stating that in accordance with the permission granted in said order of the Commission, dated April 11, 1946, it publicly invited sealed written bids, pursuant to Rule U-50, for the purchase from it, at an aggregate price of $5,000,000, of shares of its common stock, $10 par value, the number of shares to be determined by each bidder or group of bidders and designated in its bid, and that it received the following bids:

Bidding group headed by—	Number of shares	Approximate price per share
Kidder, Peabody & Co., and Blyth & Co., Inc.	133,142	$39.45
The First Boston Corp.	141,945	39.22
Harriman Ripley & Co., Inc., Smith, Barney & Co., and Kuhn, Loeb & Co.	147,929	33.84

Said amendment having further stated that New Hampshire has accepted the bid of the group headed by Kidder, Peabody & Co. and Blyth & Co., Inc. for the common stock, as set out above, and that the stock will be offered for sale to the public at a price of $39 per share resulting in an underwriter's spread of approximately $1.45 per share; and

The Commission having examined said amendment and having considered the record herein and finding no reason for imposing terms or conditions with respect to the price to be paid for said common stock and the underwriter's spread and its allocation:

It is ordered, That the jurisdiction heretofore reserved with respect to the competitive bidding employed in connection with the sale of said common stock, be, and the same hereby is, released, and that said application and declaration, as further amended, be, and the same hereby is, granted and permitted to become effective, subject, however, to the terms and conditions prescribed in Rule U-24.

It is further ordered, That jurisdiction heretofore specifically reserved over all legal fees incurred in connection with the transactions proposed in the said application and declaration be, and the same hereby is, continued.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-7663; Filed, May 8, 1946; 9:38 a. m.]

Reference

MAY 14 '46

FEDERAL REGISTER

VOLUME 11 NUMBER 92

Washington, Friday, May 10, 1946

The President

EXECUTIVE ORDER 9720

DISCONTINUING THE SITKA AND SUBIC BAY NAVAL AIRSPACE RESERVATIONS AND THE SUBIC BAY, MANILA BAY, LOS ANGELES-LONG BEACH HARBOR, SAN DIEGO, SAN FRANCISCO, COLUMBIA RIVER ENTRANCE, AND STRAIT OF JUAN DE FUCA AND PUGET SOUND DEFENSIVE SEA AREAS

By virtue of the authority vested in me by section 4 of the Air Commerce Act, approved May 20, 1926 (44 Stat. 570; 49 U.S.C. 174), and by section 44 of the Criminal Code, as amended (18 U.S.C. 96), the following-designated naval airspace reservations and defensive sea areas are hereby discontinued:

1. Sitka Naval Airspace Reservation, established by Executive Order No. 8597 of November 18, 1940.

2. Subic Bay Naval Airspace Reservation, established by Executive Order No. 8718 of March 22, 1941.

3. Subic Bay Naval Defensive Sea Area, established by Executive Order No. 8718 of March 22, 1941.

4. Manila Bay Defensive Sea Area, established by Executive Order No. 8853 of August 16, 1941.

5. Los Angeles-Long Beach Harbor Naval Defensive Sea Area, established by Executive Order No. 8953 of November 27, 1941.

6. San Diego, California, Defensive Sea Area, established by Executive Order No. 8970 of December 11, 1941.

7. San Francisco, California, Defensive Sea Area, established by Executive Order No. 8970 of December 11, 1941.

8. Columbia River Entrance Defensive Sea Area, established by Executive Order No. 8970 of December 11, 1941.

9. Strait of Juan de Fuca and Puget Sound Defensive Sea Area, established by Executive Order No. 8970 of December 11, 1941.

HARRY S. TRUMAN

THE WHITE HOUSE,
May 8, 1946.

[F. R. Doc. 46-7807; Filed, May 9, 1946; 11:15 a. m.]

Regulations

TITLE 7—AGRICULTURE

Chapter XI—Production and Marketing Administration (War Food Distribution Orders)

[War Food Orders, Amdts.]

AMENDMENTS TO WAR FOOD ORDERS

War Food Orders 1, 4, 7, 9, 10, 15, 16, 19, 21, 22, 25, 29, 42, 42a, 42b, 43, 44, 45, 47, 51, 52, 54, 56, 57, 58, 59, 61, 63, 64, 66, 67, 68, 71, 72, 75, 78, 79, 82, 84, 105, 111, 123, 124, 130, 131, 133, 135, 139, 141, 144, 145, and 146, as amended, together with all orders issued under or pursuant thereto, including the general orders amendatory thereof (9 F.R. 4321, 4319, 9584; 10 F.R. 103, 126, 10419), are hereby amended as follows:

1. By deleting the definition of "Assistant Administrator" wherever the same appears and substituting in lieu thereof the following: "'Administrator' means the Administrator, Production and Marketing Administration, United States Department of Agriculture, or any employee of the United States Department of Agriculture to whom the Administrator has delegated, or may hereafter delegate, any or all of the authority vested in him by this order."

2. By deleting the phrase "Assistant Administrator" wherever the same appears and substituting in lieu thereof the word "Administrator."

All orders, allocations, directives, delegations, or other actions heretofore issued or taken by the Assistant Administrator or the Acting Assistant Administrator, for Regulatory and Marketing Service work, Production and Marketing Administration, pursuant to authority contained in the above orders shall remain in full force and effect until expressly modified, amended, suspended, superseded, revoked, or terminated by the Administrator, Production and Marketing Administration.

(Continued on p. 5107)

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This order shall become effective at 12:01 a. m., e. s. t., May 9, 1946.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087)

Issued this 7th day of May 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-7763; Filed, May 8, 1946; 3:55 p. m.]

TITLE 8—ALIENS AND NATIONALITY

Chapter I—Immigration and Naturalization Service

Subchapter B—Immigration Regulations

PERMIT TO REENTER THE UNITED STATES

APRIL 5, 1946.

The following changes in Title 8, Chapter I, Code of Federal Regulations are hereby prescribed:

PART 110—PRIMARY INSPECTION AND DETENTION

Sections 110.17 and 110.19 are hereby revoked.

PART 165—FORMAL PETITIONS AND APPLICATIONS

Sections 165.3 to 165.11, inclusive, are hereby revoked.

(Sec. 23, 39 Stat. 892, sec. 24, 43 Stat. 166, sec. 37 (a), 54 Stat. 675; 8 U.S.C. 102, 222, 458; sec. 1, Reorg. Plan No. V (3 CFR, Cum. Supp., Ch. IV); 8 CFR, 1943 Supp., 90.1)

The following part is hereby added to Title 8, Chapter I:

PART 164—PERMIT TO REENTER THE UNITED STATES

Sec.
164.1 Qualifications.
164.2 Application; form; fee.
164.3 Action on application.
164.4 Issuance; effect; delivery in United States.
164.5 Emergent cases; delivery outside United States.
164.6 Extensions.
164.7 Disposition at port of entry.

AUTHORITY: §§ 164.1 to 164.7, inclusive, issued under sec. 23, 39 Stat. 892, sec. 24, 43 Stat. 166, sec. 37 (a), 54 Stat. 675; 8 U.S.C. 102, 222, 458; sec. 1, Reorg. Plan No. V (3 CFR, Cum. Supp., Ch. IV); 8 CFR, 1943 Supp., 90.1; interprets and applies sec. 10, 43 Stat. 158; 8 U.S.C. 210.

§ 164.1 *Qualifications.* Any alien who is a lawful permanent resident of the United States and who is about to depart temporarily therefrom may make application for a permit to reenter the United States.

CROSS REFERENCE: For resident alien's border crossing identification card, see 8 CFR 166.1–166.6.

§ 164.2 *Application; form; fee.* The application for a permit to reenter the United States shall be made, under oath, on Form I–131, which may be obtained from any office of the Immigration and Naturalization Service, and should be submitted at least 30 days before the proposed date of departure, to the Commissioner of Immigration and Naturalization or to the immigration and naturalization office prescribed in § 60.30 (a) of this chapter. A separate application must be made for each applicant. A parent or guardian may file an application in behalf of a child who is under the age of 14 years. Each application shall be accompanied by the statutory fee of $3, remitted as prescribed in § 60.30 (b) of this chapter. Each application shall also be accompanied by two photographs of the applicant, which shall meet the specifications in § 364.1 of this chapter. The application shall include: (a) Name currently used; (b) time, place, and manner of last recorded arrival in the United States; (c) name used at time of entry; (d) father's name and mother's maiden name; (e) age, marital status, and occupation at time of entry; (f) place and date of birth; (g) last permanent residence and name and address of nearest relative in country whence alien came; (h) name and address of person to whom destined at time of last entry; (i) personal description as of date of filing application; (j) by whom accompanied at time of last entry; (k) address in the United States, and what temporary address abroad will be; (l) marital status at the date of filing application, and if married the name and address of husband or wife; (m) nature of business or employment and name of employer; (n) port and date of proposed departure, name of vessel on which sailing, length of proposed absence, and reasons for going abroad.

§ 164.3 *Action on application.* (a) An application accepted by a field office shall be examined as to execution. If the application is improperly executed, it may be returned to the applicant with instructions. If there is doubt as to the applicant's qualifications, the applicant may be interviewed. A written question-and-answer statement may be taken. The examining officer shall endorse the application to show whether any such interview or the examination of the application disclosed ground for denial. The application shall be forwarded to the Commissioner with the fee, photographs, and any statements taken. At the same time, in cases where the applicant's entry to the United States is not recorded in the Central Office, a verification of such entry shall be forwarded, or caused to be forwarded by use of Form I–423, to the Commissioner.

(b) An application accepted by the Commissioner shall be examined as to

execution and as to the applicant's qualifications. Verification of the applicant's entry to the United States shall be made. If the application is improperly executed, it may be returned to the applicant with instructions. If there is doubt as to the applicant's qualifications, the application may be forwarded to the appropriate field office for interview of the applicant.

(c) Any claim made in addition to, or in substitution for, any of those contained in the original application must be made under oath and filed in the same manner as the original application and will be subject to the same interrogation and investigation as required for the original application.

§ 164.4 *Issuance; effect; delivery in United States.* (a) If the Commissioner of Immigration and Naturalization finds that the applicant has the qualifications specified in § 164.1 and that the application is made in good faith, he shall issue the permit and it shall be valid for the time therein specified, not to exceed one year. Such permit will, however, have no effect under the immigration laws except to show that the alien to whom it is issued is returning from a temporary visit abroad.

(b) The Commissioner shall forward the permit to reenter to the office designated by the applicant, and the applicant shall secure it in person at such office prior to departure from the United States. Permits will not be delivered to one member of a family for another member or to one person for another. Before delivery of a permit is made, an immigrant inspector shall compare the photograph appearing thereon with the person calling for the permit and shall make delivery only upon satisfactory identification and where any minor discrepancies indicated by the Commissioner are satisfactorily explained. When a permit is delivered, the applicant shall sign it. All permits shall be endorsed, partly on the photograph and partly on the permit, by the officer making delivery. If it is concluded for any reason that the permit should not be delivered, it shall be returned to the Commissioner with a report of the facts.

(c) When an application for a permit to reenter the United States is denied, the fee shall be returned to the applicant.

§ 164.5 *Emergent cases; delivery outside United States.* Where the examining officer is satisfied at the time an application is submitted in person that an emergency exists which necessitates departure prior to the issuance of the permit, he shall require the foreign address of the applicant to be given in the application and shall affix a notation thereto concerning the nature of the emergency. Where such a request is made subsequent to the submission of the application, it shall be in the form of a sworn statement before an immigrant inspector setting forth the nature of the emergency and the foreign address to which it is desired the permit be mailed. The officer receiving the statement shall indicate thereon whether he is satisfied that an emergency exists and shall forward the statement to the Commissioner with a photograph of the applicant and with information as to the date on which the original application was mailed. In any emergent case, the Commissioner of Immigration and Naturalization may authorize the mailing of a permit to an applicant at a foreign address.

§ 164.6 *Extensions.* If the holder of a permit to reenter desires an extension thereof, he shall, prior to the expiration of the validity of such permit, file with the Commissioner of Immigration and Naturalization an application in writing stating (a) his name, and address in the United States; (b) when, where, and by what means he departed from the United States; (c) port of landing and date of arrival abroad; (d) countries visited in the order visited; (e) reason for requesting extension and period for which desired; and (f) applicant's foreign address to which permit is to be returned. The application should be executed under oath before an American consular officer. The application for extension shall be accompanied by the permit to reenter and by the statutory fee of $3, which shall be remitted as prescribed in § 60.30 (b) of this chapter and shall be payable in the United States in American money. If the application for extension is granted, such action shall be endorsed on the permit and the permit mailed to the applicant at his foreign address. If the extension is denied, the permit may be returned to the applicant if the remaining period of its validity permits of its use for return to the United States. On good cause, the validity of the permit to reenter may be extended for a period or periods not exceeding 6 months each. If an application for an extension is denied, the fee for the extension should be returned to the applicant.

§ 164.7 *Disposition at port of entry.* (a) The action in disposing of an application for admission to the United States of an immigrant presenting a permit to reenter the United States shall be endorsed on the permit in the space provided thereon and the permit shall be transmitted to the Commissioner: *Provided*, That where final action results in the exclusion of the alien, a permit shall not be forwarded to the Commissioner until the deportation or return of the alien: *Provided*, That a permit surrendered at a subport shall be forwarded directly to the Commissioner.

(b) When an alien admitted on a permit to reenter is in possession of a passport, the passport shall be stamped and signed by the admitting officer to show the date and place of admission and the number of the permit.

This order shall become effective on the date of its publication in the FEDERAL REGISTER.

T. B. SHOEMAKER,
Acting Commissioner of Immigration and Naturalization.

Approved: May 6th, 1946.

TOM C. CLARK,
Attorney General.

[F. R. Doc. 46-7762; Filed, May 8, 1946; 3:16 p. m.]

Subchapter D—Nationality Regulations

PART 383—FEES AND PROCEDURE TO OBTAIN CERTIFICATIONS OF OR INFORMATION FROM RECORDS

AUTHORITY OF OFFICERS TO RELEASE AND CERTIFY RECORDS

APRIL 22, 1946.

The following section is added to Part 383, Title 8, Chapter I, Code of Federal Regulations:

§ 383.7 *Records: authority of officers to release information and to certify records.* The Commissioner, the General Counsel, the district directors, or such other officers of the Service as may be designated by the Commissioner may decide applications for copies of immigration and naturalization records, or for information therefrom, and may certify that any official file, document, or record in the custody or control of the Service is a true file, document, or record or that a copy of such a file, document, or record is a true copy.

This order shall become effective on the date of its publication in the FEDERAL REGISTER.

(R.S. 161, 360, sec. 6 (a), 48 Stat. 1109, sec. 23, 39 Stat. 892, sec. 24, 43 Stat. 166, sec. 37 (a), 54 Stat. 675, sec. 327, 54 Stat. 1150; 5 U.S.C. 22, 311, 28 U.S.C. 661, 8 U.S.C. 102, 222, 458, 727; sec. 1, Reorg. Plan No. V (3 CFR, Cum. Supp., Ch. IV); 8 CFR, 1943 Supp., 90.1)

UGO CARUSI,
Commissioner of Immigration and Naturalization.

Approved: May 7, 1946.

TOM C. CLARK,
Attorney General.

[F. R. Doc. 46-7761; Filed, May 8, 1946; 3:16 p. m.]

TITLE 20—EMPLOYEES' BENEFITS

Chapter III—Social Security Board, Federal Security Agency

[Regs. 3,[1] Further Amended]

PART 403—FEDERAL OLD-AGE AND SURVIVORS INSURANCE

TIME OF FILING APPLICATIONS FOR BENEFITS

Effective January 1, 1940, except where otherwise stated, this regulation amends § 403.701 of Regulations No. 3 (Part 403, Title 20, Code of Federal Regulations, Cum. Supp.), as follows:

1. Paragraph (f) of § 403.701, *Filing of applications and other forms*, is amended by changing the second undesignated paragraph thereof to read as follows:

Except as otherwise provided herein, an application is considered to have been filed as of the date the application is received at an office of the Bureau or by an employee of the Board authorized to receive it. An application shall be considered to have been received:

(1) Effective April 1, 1943, if the application is deposited in and transmitted by United States mail and the fixing of the date of delivery as the date of filing would result in a loss or impairment of benefit rights, as of the date of mailing. The date appearing on the postmark (when available and legible) shall be prima facie evidence of the date of mailing.

(2) If an applicant expressed to a representative of the Bureau an intention to file a claim and his failure to file a formal application at that time is detrimental to his benefit rights, and resulted from the failure of such Bureau representative properly to advise or inform him concerning the requirements of the act or the Board's regulations thereunder as applied to the facts furnished by the applicant, or resulted from the action of such Bureau representative in informing him that an existing ruling precluded entitlement and subsequently such ruling was reversed, as of the date the applicant first expressed his intention to file, provided a formal application is filed and the applicant consents to such date as the date of receipt.

If the application is for primary insurance benefits or for recomputation of such benefits and if it is received not more than three months before the first month for which the applicant becomes entitled, the application shall be deemed to have been filed as of whichever date within three months after the month of receipt will result in entitlement to the greatest primary insurance benefits. An application for benefits beginning with a month other than the month in which the application is filed shall for the purpose of determining whether the conditions of eligibility have been satisfied, be deemed to have been filed in such other month.

2. Paragraph (f) of § 403.701 is further amended by deleting the second paragraph of Example 3.

3. Paragraph (f) of § 403.701 is further amended by adding thereto a new example designated as Example 4, as follows:

Example 4. A's application for primary insurance benefits is received by the Bureau on March 3, 1945. He states he has worked for wages of more than $14.99 in March 1945. His primary insurance benefit computed as of March 1945 is $32.72. If April 1, 1945, is considered the filing date, the primary insurance benefit will amount to $33.48. Since the wage earner cannot become eligible for a March benefit (see § 403.503 (a)), his application will be considered to have been filed as of April 1, 1945. If the wage earner had not worked for wages of $14.99 in March, his application would have been considered filed as of March 3, 1945, so that he might obtain a benefit for March. If the wage earner also files an application for recomputation of benefits before April 1, 1945, this application will be considered to have been filed as of April 1, 1945, so that he may obtain the larger benefit for April and all succeeding months.

(Section 205 (a), 53 Stat. 1368, sec. 1102, 49 Stat. 647; 42 U.S.C. sec. 405 (a), 1302)

In pursuance of sections 205 (a) and 1102 of the Social Security Act, as amended, the foregoing regulation adopted by the Board is hereby prescribed this 3d day of May, 1946.

[SEAL] SOCIAL SECURITY BOARD,
A. J. ALTMEYER,
Chairman.

Approved: May 7, 1946.

MAURICE COLLINS,
Acting Federal Security Administrator.

[F. R. Doc. 46-7810; Filed May 9, 1946; 11:39 a. m.]

TITLE 24—HOUSING CREDIT

Chapter VI—Federal Public Housing Authority

PART 601—REQUIREMENTS FOR URBAN LOW-RENT HOUSING AND SLUM CLEARANCE

COMBINATION OF DEVELOPMENTS FOR MANAGEMENT

MAY 4, 1946.

FPHA requirements for urban low-rent housing and slum clearance developed under U. S. Housing Act of 1937, as amended (Public Law 412, 75th Congress).

Section 601.417 is hereby renumbered § 601.418, with the following new section inserted in the requirements and numbered § 601.417:

§ 601.417 *Combination of developments for management.* Any other provision contained herein to the contrary notwithstanding, where two or more developments under one contract for financial aid are adjoining, the developments may be combined for management with the approval of FPHA after the end of the initial operating period for the last development.

The management programs, operating budgets, and all financial operating and statistical reports and records for such developments shall be combined and maintained as for a single development.

(50 Stat. 888; 42 U.S.C 1401)

PHILIP M. KLUTZNICK,
Commissioner.

[F. R. Doc. 46-7794; Filed, May 9, 1946; 10:11 a. m.]

TITLE 29—LABOR

Chapter VI—National Wage Stabilization Board

PART 801—ORGANIZATION AND JURISDICTION

The National Wage Stabilization Board has revised its Rules of Organization (Part 801) to read as follows:

Sec.
801.1 Definitions.
801.2 Organization of National Board.
801.3 Organization of Regional Boards.
801.4 Jurisdiction and functions of National Board and its agents.
801.5 Organization and jurisdiction of Wage Adjustment Board.
801.6 West Coast Lumber Commission.
801.7 Steel Commission.
801.8 Meat Packing Commission.
801.9 Textile Commissions.
801.10 Territory of Hawaii.
801.11 Qualification of Board members.
801.12 Practice before the Board.
801.13 Public information.

AUTHORITY: §§ 801.1 to 801.13, inclusive, issued under E.O. 9017, 3 CFR, Cum. Supp., as amended.

§ 801.1 *Definitions.* As used in this part and Part 802 of this chapter:

(a) The term "National Board" means the National Wage Stabilization Board;

(b) The term "Regional Board" means a Regional Wage Stabilization Board;

(c) The term "agent" means a Regional Board or Enforcement Division thereof, the Wage Adjustment Board for the Building and Construction Industry, the West Coast Lumber Commission, the Steel Commission, the Textile Commission, the Meatpacking Commission, and any other agency established by the National Board to which authority is delegated to act upon any matters with respect to which the National Board has jurisdiction;

(d) The term "member" means a member of the National Board or of any agent and includes alternate members;

(e) The term "union" means a labor organization which has been recognized by an employer for purposes of collective bargaining or which has been certified by the National Labor Relations Board or by a similar state agency;

(f) The term "Director" means the Economic Stabilization Director and includes also the Stabilization Administrator in the case of actions taken between September 20, 1945, and February 25, 1946.

§ 801.2 *Organization of National Board.* (a) The National Board shall be tripartite in composition with members representing the public, employers, and employees respectively. Six members of the Board are appointed by the President (including the Chairman and the Vice Chairman, as public representatives). Additional members may be appointed from time to time by unanimous action of a quorum of the National Board to represent, respectively, the public, employers, and employees.

(b) Six members equally representative of the three groups comprising the Board shall constitute a quorum for the transaction of business. The National Board may act at any time as a Board of not more than 12 members likewise equally representative of such three groups.

(c) Each member participating in any session of the National Board shall be entitled to one vote on any matter put to a vote before the National Board: *Provided, however*, That equality of voting of the three groups comprising the Board shall be required on any action taken by the National Board. A majority vote of members voting, when not less than a quorum is present, shall constitute the decision of the Board.

§ 801.3 *Organization of Regional Boards.* (a) Regional Boards, as estab-

[1] 5 F.R. 1849. For a chronological description of the statutory basis for the old-age and survivors insurance system under title II of the Social Security Act, as amended, and the regulations which have been issued thereunder, see § 403.1 of Regulations No. 3 of the Social Security Board. (§ 403.1, Title 20, Code of Federal Regulations, 1940, Supp.)

lished by the National Board, shall have authority to act on any matters within the jurisdiction of the National Board to the extent provided by the rules of procedure set forth in Part 802 of this chapter. The geographical regions, each of which is to be served by a Regional Board, are as follows:[1]

Region I. Maine, New Hampshire, Vermont, Massachusetts, Connecticut, Rhode Island.

Region II. New York, the Northern part of New Jersey (including the following counties; Sussex, Passaic, Bergen, Warren, Morris, Essex, Hudson, Middlesex, Somerset, Union, Monmouth, Hunterdon).

Region III. Pennsylvania, Maryland, Delaware, District of Columbia, Southern part of New Jersey (including following counties: Mercer, Ocean, Burlington, Atlantic, Camden, Gloucester, Salem, Cumberland, Cape May).

Region IV. Tennessee, North Carolina, Mississippi, Alabama, Georgia, South Carolina, Florida, Virginia.

Region V. Ohio, Kentucky, West Virginia.

Region VI. Illinois, Indiana, Wisconsin, Minnesota, North Dakota, South Dakota.

Region VII. Missouri, Arkansas, Kansas, Iowa, Nebraska.

Region VIII. Texas, Oklahoma, Louisiana.

Region IX. Colorado, New Mexico, Utah, Wyoming, Idaho, Montana.

Region X. California, Nevada, Arizona, Territory of Hawaii.

Region XI. Michigan.

Region XII. Washington, Oregon, Territory of Alaska.

(b) Each Regional Board shall be composed of six members, two of whom, including the Chairman, shall be representative of the public, two representative of employers and two representative of employees. The members, including such number of alternates as may be necessary, shall be appointed and be subject to removal by the National Board, but no more than six shall act as the Regional Board at any one time. The decision of a majority of a Regional Board, provided a quorum of six is present, shall constitute the decision of the Regional Board.

(c) Enforcement Divisions of each Regional Board shall be constituted and shall have jurisdiction as provided in Part 802 of this chapter.

§ 801.4 *Jurisdiction and functions of National Boards and its agents.* (a) In general, the functions of the National Board (and of its agents to the extent of any delegations of authority by the National Board) include: (1) Acting on applications for the approval of wage and salary increases (including the institution of new wage or salary rates); (2) acting on cases involving alleged illegal wage or salary adjustments; (3) acting on applications for the approval of wage and salary decreases; (4) acting on applications filed pursuant to section 5 of the War Labor Disputes Act; (5) the appointment of arbitrators in certain cases; and (6) the administration of provisions of certain directive orders of the National War Labor Board relating to the steel, textile and meat-packing industries.

[1] Note that each Regional Board may, in certain instances, exercise jurisdiction over cases arising outside the geographical limits of such region. See § 802.4 of this chapter.

(b) The wage and salary adjustments which are within the jurisdiction of the National Board are adjustments in (1) all wages other than those of railroad and agricultural labor, and (2) all salaries of less than $5,000 per annum paid to any employee who is not employed in a bona fide executive, administrative or professional capacity, and (3) all salaries less than $5,000 per annum paid to any employee who is employed in a bona fide executive, administrative or professional capacity if such employee is represented in his relations with his employer by a duly recognized or certified labor organization. Whether an employee is employed in a bona fide "executive", "administrative" or "professional" capacity shall be determined by application of the definition of such terms as promulgated by the Wage and Hour Administrator in regulations issued pursuant to section 13 (a) (1) of the Fair Labor Standards Act of 1938.

(c) The National Board will not exercise whatever jurisdiction it may have over adjustments in the wages and salaries of the types of employees set forth in subparagraphs (1), (2), and (3) of this paragraph. Adjustments in the wages and salaries of such employees therefore are exempted from the operation of the wage and salary regulations.

(1) The wages and salaries of employees directly employed by the United States Government, any Territorial Government or the Government of the District of Columbia, which wages and salaries are not fixed by statute;

(2) The wages and salaries of employees directly employed by any state or local government or political subdivision thereof;

(3) Wages and salaries paid in any territory or possession of the United States other than the Territories of Alaska and Hawaii: *Provided, however,* That in the case of the Territory of Hawaii, none of the provisions of any regulations issued by the National Board shall be applicable to such Territory, which conflict with any rules, regulations, or orders heretofore or hereafter adopted as specially applicable to the Territory of Hawaii.

§ 801.5 *Organization and jurisdiction of Wage Adjustment Board.* (a) The Wage Adjustment Board for the building and construction industry, established within the Department of Labor, shall consists of nine members, of whom three shall represent employees, three shall represent employers, and three, including the chairman, shall represent the public.

(b) The Wage Adjustment Board shall continue to perform the duty assigned to it by Administrative Order No. 101, as amended, of the Secretary of Labor, and by the Wage Stabilization Agreement of May 22, 1942, between the Building and Construction Trades Department of the American Federation of Labor and several government agencies, all in accordance with the further provisions of this section. In addition, the Wage Adjustment Board shall act as an agent of the National Board to receive and act upon all applications for approval of voluntary adjustments in the wages or salaries of mechanics and laborers in the building and construction industry employed directly upon the site of the work who are not subject to the Wage Stabilization Agreement of May 22, 1942. The jurisdiction of the Wage Adjustment Board extends throughout the continental United States and the territories of Alaska and Hawaii.

(c) In acting upon applications for approval of voluntary wage or salary adjustments, the Wage Adjustment Board shall be subject to the provisions of the Wage Stabilization Agreement of May 22, 1942, to the requirements of the national wage stabilization program, and to all applicable rules and regulations of the Director and the National Board.

(d) All rulings of the Wage Adjustment Board on applications for approval of wage or salary adjustments shall have the same effect and be subject to the procedure for stay and review by the National Board as set forth in Part 802 of this chapter.

§ 801.6 *West Coast Lumber Commission.* (a) The West Coast Lumber Commission shall have jurisdiction over all cases involving wage adjustments affecting employees employed by employers engaged in the production of lumber and lumber products and located in the states of Washington, Oregon, California, Idaho and Montana.

(b) The West Coast Lumber Commission shall be constituted in the same way as a Regional Board (as provided in § 801.3). Rulings and decisions of the West Coast Lumber Commission, including determinations in enforcement proceedings, shall have the same effect and be subject to the same procedures as set forth in Part 802 of this chapter.

§ 801.7 *Steel Commission.* (a) The Steel Commission, heretofore established by directive order of the National War Labor Board dated March 30, 1945 as amended by directive order dated November 2, 1945, shall continue, as agent of the National Wage Stabilization Board, to exercise the functions conferred upon it in accordance with the provisions of paragraph X of the directive order of the National War Labor Board dated November 25, 1944 in the case of Carnegie Illinois Steel Corporation, et al., and United Steel Workers of America, CIO et al., and in accordance with the resolution of the National War Labor Board dated December 13, 1944 and December 29, 1944.

(b) Only employers and employees of the "basic steel" industry who were parties to or included in the bargaining units covered by the National War Labor Board's directive order of November 25, 1944 and such additional parties as have been designated and notified by the National War Labor Board prior to December 31, 1945 are subject to the jurisdiction of the Steel Commission.

(c) Decisions of the Steel Commission shall be final. The Steel Commission is authorized to adopt rules of procedure and regulations for the handling of cases coming before it in accordance with paragraph (a) of this section.

§ 801.8 *Meat Packing Commission.* (a) The Meat Packing Commission as heretofore established by directive order of the National War Labor Board dated March 21, 1945 as amended by action of the National War Labor Board dated July 30 and December 31, 1945, shall continue, as agent of the National Wage Stabilization Board, to exercise the functions conferred upon it in accordance with the provisions of such directive orders and resolutions of the National War Labor Board dated June 26, July 9 and July 17, 1945, and the directive orders dated February 20, 1945 and the orders of approval dated May 11, May 23, June 4, June 8, June 12, and June 26, 1945 issued in cases involving the following parties: Swift & Company; Armour & Company; Wilson & Company; Cudahy Packing Company; John Morrell & Co.; The United Packinghouse Workers of America, CIO and Meat Cutters and Butchers Workmen of America, AFL and the National Brotherhood of Packinghouse Workers, CUA, IBSE Division.

(b) Only employers and employees in the meatpacking industry who were parties to or included in the bargaining units covered by the above-mentioned National War Labor Board directive orders and such additional parties as have been designated as subject to the jurisdiction of the Meat Packing Commission by the National War Labor Board prior to December 31, 1945 are subject to the jurisdiction of the Meat Packing Commission.

(c) Decisions of the Meat Packing Commission shall be final. The Meat Packing Commission is authorized to adopt rules of procedure and regulations for the handling of cases coming before it, in accordance with paragraph (a) of this section.

§ 801.9 *Textile Commissions.* (a) The two Textile Commissions, one with headquarters at Atlanta, Georgia, and the other with headquarters at Boston, Massachusetts as heretofore established by directive order of the National War Labor Board dated April 12, 1945 as amended by directive order dated December 21, 1945 shall continue as agents of the National Wage Stabilization Board, to exercise the functions conferred upon them in accordance with the provisions of the directive orders of the National War Labor Board, dated February 20, 1945, in the cases of twenty-three cotton textile companies and the Textile Workers Union of America, CIO; 25 New England Cotton Rayon Companies and the Textile Workers Union of America; and six New York and Pennsylvania Rayon Companies and the Textile Workers Union of America, CIO.

(b) The companies and employees subject to the jurisdiction of either of the two Textile Commissions include only those who were parties to or included in the bargaining units covered by the National War Labor Board directive orders of February 20, 1945 above specified, such additional parties as were referred to the Commissions in accordance with the provisions of the National War Labor Board's resolution of October 8, 1945 and such companies and unions as may submit cases to the Commissions on the basis of a joint stipulation of the parties requesting either of the Commissions to decide any issues pertaining to a properly aligned wage structure in accordance with the National War Labor Board's order of February 20, 1945. Each of the Commissions may decide whether any such stipulation affords a proper basis for action on the case by the Commission.

(c) The decisions of either of the two Textile Commissions shall, notwithstanding the provisions of the directive order of April 12, 1945, be final. Each of the Textile Commissions is authorized to adopt rules of procedure and regulations for the handling of cases coming before it, in accordance with paragraph (a) of this section.

§ 801.10 *Territory of Hawaii.* (a) The National Wage Stabilization Board's jurisdiction with respect to the Territory of Hawaii shall be exercised by the Tenth Regional Wage Stabilization Board in San Francisco, California. For the convenience of Hawaii's employers and employees the Territorial Representative of the Department of Labor stationed at Honolulu, T. H., will act as the agent of the Tenth Regional Wage Stabilization Board in the handling of such affairs as in his discretion can be dealt with locally on behalf of the aforementioned Regional Wage Stabilization Board including the issuance of rulings in the name of the said Regional Wage Stabilization Board. Where in the discretion of the Hawaiian representative a particular application involves a policy decision, he shall transmit such applications to the Tenth Regional Board for action. Petitions for Review from the Regional Board rulings as promulgated by the Hawaiian representative of the Department of Labor shall be submitted to the Tenth Regional Board for action and transmittal to the National Wage Stabilization Board in Washington under the same procedures as are applicable to appeals from decisions and rulings of any other Regional Wage Stabilization Board.

(b) Any special rules, general resolutions and general orders heretofore adopted as especially applicable to Hawaii shall continue in effect except as such rules may be changed from time to time by the Tenth Regional Wage Stabilization Board subject to post-review by the National Board.

§ 801.11 *Qualification of Board members.* No member shall be qualified to participate in the decision of any case coming before the National Board or before any agent if such member has a direct interest in the case as an officer or employee, or is a direct representative of any party to the case.

§ 801.12 *Practice before the Board.* (a) No person who has been a per annum employee of the National War Labor Board, the National Wage Stabilization Board, or any agencies of such Boards including employees of the Wage and Hour Division of the United States Department of Labor who have acted as agents of the National War Labor Board or of the National Wage Stabiliaztion Board, shall serve as a representative of any party in any proceeding which was pending before either of such Boards or their agencies during the time of his employment.

(b) No person who has been a per diem employee of the National War Labor Board, the National Wage Stabilization Board, or any agencies of such Boards shall serve as a representative of any party in any proceeding in which he acted on behalf of either of such Boards or such agents.

(c) No person who is a part-time public member of the National Wage Stabilization Board, or any of its agencies shall serve as a representative of any party in any proceeding before such Board, or any of its agencies at any time while such person retains his status as part-time public member.

(d) The National Board or any of its agents shall notify any person subject to the provisions of this section and the party represented by such person of the rules stated in this section in the event that any such person appears as a representative in any case contrary to the rules prescribed in this section.

§ 801.13 *Public information.* All rulings, decisions and appointments of the National Board or any agent with respect to any case are public information and will be supplied on request. Press releases will be issued, however, only in cases of general news interest. The wage rates of any applicant as approved, modified or denied, even though not set forth in any ruling will be supplied on request after a ruling has been issued. Data specifically submitted by an applicant as confidential will not be made public.

Approved by the National Wage Stabilization Board April 10, 1946.

B. M. JOFFE,
Executive Director.

[F. R. Doc. 46-7792; Filed, May 9, 1946; 9:40 a. m.]

PART 802—RULES OF PROCEDURE

The National Wage Stabilization Board has revised its Rules of Procedure (Part 802) to read as follows:

APPLICATION FOR APPROVAL OF WAGE OR SALARY ADJUSTMENTS

Sec.
802.1 Form of application.
802.2 Who may file application.
802.3 Where to file applications.
802.4 Processing of applications.
802.5 Rulings by Wage Stabilization Directors.
802.6 Stay of issuance of rulings.
802.7 Reconsideration of rulings.
802.8 Review by National Board of rulings of Board agents.

CASES ARISING UNDER SECTION 5 OF WAR LABOR DISPUTES ACT

802.30 Application for changes in terms and conditions of employment.
802.31 Filing of applications.
802.32 Issuance of order.

APPOINTMENT OF ARBITRATORS

802.50 Appointment of arbitrators.
802.51 Expenses of arbitration.

ENFORCEMENT DIVISIONS AND PANELS

802.70 Composition of Enforcement Divisions and Panels.
802.71 Jurisdiction of Enforcement Divisions.

Sec.
802.72 Notice and conduct of hearing.
802.73 Issuance of subpoenas.
802.74 Findings and determinations of Enforcement Division.
802.75 Appeal to National Board.
802.76 Transmittal of determinations to appropriate Government agencies.

AUTHORITY: §§ 802.1 to 802.76, inclusive, issued under E.O. 9017, 3 CFR, Cum. Supp., as amended.

APPLICATION FOR APPROVAL OF WAGE OR SALARY ADJUSTMENTS

§ 802.1 *Form of application.* (a) An application for approval of a wage or salary increase or decrease (including the institution of new wage or salary rates) except as prescribed in paragraph (b) of this section, shall be filed on National Wage Stabilization Board Form 10.

(b) An application for approval of a wage or salary increase or decrease involving persons employed in the building and construction industry subject to the jurisdiction of the Wage Adjustment Board as defined in § 801.5 of this chapter shall be filed on forms provided by the Wage Adjustment Board, Department of Labor, Washington, D. C.

(c) Application forms may be procured at any of the regional and local offices of the Wage and Hour and Public Contracts Divisions of the Department of Labor.

§ 802.2 *Who may file application.* (a) An application for approval of a wage or salary increase or decrease may be signed and filed by an employer alone in any case where the increase or decrease for which approval is sought does not affect any employees who are represented by a union.

(b) If a wage or salary increase or decrease affects any employees represented by a union, the applications may be signed both by the employer and the union. If the application is signed by the employer alone, it shall state in addition to the name and address of any affected union which has not signed the application, whether the application covers a wage increase based on an agreement between the employer and such union. Before any action is taken on such an application, notice of the filing of the application shall be sent by the Wage and Hour Office to any such union unless the union has already made known in writing its position with respect to the application. The notice will request such union to state (1) whether it has any objection to action being taken on the application and (2) in the event the application states that the wage increase is based on an agreement, whether it contests the existence of such agreement. Unless the union, within seven days from the date such notice is sent, files a statement objecting to action being taken in the case of an application not based on an agreement, or files a statement in the case of an application based on an agreement contesting existence of such an agreement, the application will then be acted on.

(c) Ordinarily, action shall not be taken on any application after the National Labor Relations Board or its agent or a similar State agency has ordered the holding of any election under its procedures to determine the status of a union as the collective bargaining agent for any of the employees involved in the application and until after a decision has been rendered as a result of such an election. After such an election, the procedure for processing the application shall be as prescribed in paragraph (b) of this section.

(d) An application for approval of a wage or salary increase or decrease may be filed on behalf of more than one employer provided that the application, if not signed by all employers joining in the application, shall state the name and address of each employer on whose behalf the application is filed and shall be accompanied by a written authorization from each such employer for the filing of the application. Any such application shall contain all requisite information required by the appropriate application for each of the employers covered by the application.

§ 802.3 *Where to file applications.* (a) Except as provided in paragraphs (b) and (c) of this section, all applications shall be filed with the nearest local office of the Wage and Hour Division of the Department of Labor and the latter will transmit the application to the National Board or the appropriate Board agent, as determined by the rules set forth in § 802.4.

(b) Applications involving wage or salary adjustments affecting employees in the building and construction industry, regardless of where employed, shall be filed directly with the Wage Adjustment Board, Department of Labor, Washington, D. C. Requests for the revision of wage rates subject to the Wage Stabilization Agreement of May 22, 1942, which are presented by local labor organizations affiliated with the Building and Construction Trades Department of the American Federation of Labor shall be filed only with the approval of the international or national labor organization, and shall be submitted through and approved by the Building and Construction Trades Department of the American Federation of Labor.

(c) Applications involving wage or salary adjustments of employees of government-owned, privately operated facilities of the War Department shall be filed with the War Department through the contracting officers to the technical service or command concerned in accordance with procedures established by that Department. Such applications will be transmitted by the War Department to the National Board for action by the National Board.

§ 802.4 *Processing of applications.* (a) Applications filed with a Wage and Hour Division office in accordance with the rules stated in § 802.3 will be forwarded for processing and action by the appropriate agency, in accordance with the following subparagraphs:

(1) The National Board will act on applications affecting wage or salary adjustments of employees, wherever employed, where the wage or salary adjustment would, prior to December 31, 1945, have been within the jurisdiction of any of the following agencies of the National War Labor Board, which are no longer in existence: (i) The Trucking Commission; (ii) The Shipbuilding Commission; (iii) the Telephone Commission; (iv) The National Airframe Panel; (v) The War Shipping Panel.

NOTE: The jurisdiction of such agencies, as it existed prior to December 31, 1945, was as follows: Trucking Commission: jurisdiction over persons in the following trucking operations: over-the-road (common, contract or private carrier); local pick-up and delivery; transfer and storage; and trucking employees (drivers, checkers, warehousemen, dockmen, stowers, lumpers or helpers) of businesses located in the District of Columbia. Shipbuilding Commission: jurisdiction over persons employed within the continental limits of the United States and Alaska in the construction, conversion, outfitting and repair of floating marine structures, including floating drydocks, exclusive of persons employed in establishments owned and directly operated by the United States Government, provided the activity is carried on in the water, in drydocks, in basins, on ways for launching, or on the premises of a shipyard or boatyard and irrespective of whether the activity is carried on subject to Shipbuilding stabilization zone standards. Telephone Commission: jurisdiction over all persons employed in the telephone industry. National Airframe Panel: jurisdiction over employees of all such airframe companies as were designated by the National War Labor Board prior to December 31, 1945. War Shipping Panel: jurisdiction over all personnel, including both relief and regular crews, employed on all ships, including dry cargo, tankers, barges and boats engaged in off shore, coastwise, harbor and inland waterways activities.

(2) Each Regional Board will act on applications involving wage and salary adjustments affecting employees who work in the region served by such Regional Board and may act on applications involving employers with plants located in more than one region where the employer's principal office or place of business is in the region served by such Regional Board.

(3) The West Coast Lumber Commission will act on applications affecting employees within its jurisdiction.

(4) The Eleventh Regional Board will act on applications affecting employees formerly within the jurisdiction of the Automotive Section of the Eleventh Regional Board.

(5) Cases involving the non-ferrous metals industry will be processed as follows:

(i) The Ninth Regional Board will act on cases affecting employers in the non-ferrous metals industry in Colorado, New Mexico, Utah, Wyoming, Idaho, Montana, California, Nevada, Arizona, Oregon, Washington and Alaska.

(ii) The Seventh Regional Board will act on cases affecting employers in the non-ferrous metals industry not only in the states comprising its region (Missouri, Kansas, Arkansas, Iowa, Nebraska) but also in the State of Oklahoma.

(iii) The National Board may request any Regional Board to refer any non-ferrous case to the National Board for processing and decision.

(iv) All other non-ferrous cases will be processed by the regional Board in which the company's establishment is located.

(b) The National Board will act on all applications affecting wage and salary adjustments of employees of government-owned, privately operated facilities of the War Department.

(c) The Wage Adjustment Board for the building and construction industry will receive and act on applications involving adjustments in the wages and salaries of employees who work in the building and construction industry as defined in § 801.5 of this chapter.

(d) Any Board agent may certify to the National Board any question in any case, upon which the Board agent desires the decision of the National Board. The National Board may assume jurisdiction of any case or refer any case for decision to any Board agent irrespective of the usual rules defining the jurisdiction of various Board agents.

(e) At any stage of the processing of an application, the applicant may be requested to supply additional data or the application may be returned for correction or supplementation.

(f) The granting of an oral hearing in support of an application shall be within the sole discretion of the National Board or the Board agent.

(g) The National Board and its agents will not process an application for approval of a wage or salary increase which appears to be conditioned in whole or in part upon the granting of an increase in price or rent ceilings.

§ 802.5 *Rulings by Wage Stabilization Directors.* Each Regional Board may delegate authority to its Regional Wage Stabilization Director to issue rulings on Form 10 applications for wage or salary increases within such limitations as the Regional Board may determine. Any ruling issued pursuant to such delegated authority will be signed by the Wage Stabilization Director and any party to an application who receives such a ruling may, within seven days after mailing of such ruling file with the Regional Board a request for review of the ruling. Any such request for review of a Regional Wage Stabilization Director's ruling may be made informally by letter and will be granted as a matter of course. The parties will thereafter be notified of the Regional Board's ruling on the case and such ruling issued by the Regional Board shall have the same effect as in the case of any ruling issued by the Regional Board in the first instance.

§ 802.6 *Stay of issuance of rulings.* (a) Where a ruling is made by any Board agent on an application, any two or more members of the Board agent who dissent from the ruling may request that the issuance of the ruling or any part thereof be stayed pending review by the National Board. In such event the ruling, or any specified portion thereof, together with the request for review by the dissenting members shall immediately be transmitted by the Board Agent to the National Board, and the issuance of the ruling or a specified portion thereof will be stayed until the National Board has acted on the case and communicated its action to the Board agent. If it is requested that issuance of only a specified portion of a ruling be stayed, the Board agent may, in its discretion, issue any other portion of the ruling pending action by the National Board. After the National Board has communicated its action to the Board agent the latter shall then issue the ruling which will be subject to review as in the case of any other ruling issued by a Board agent.

(b) Simultaneously with the transmission to the National Board of any request for review of a ruling pursuant to this section, the Board agent shall send a copy of such request for review to any party to the case, together with a notice that such party may file an original and four copies of any comments with the National Board. Such comments, if any, shall be filed with the National Board within seven days after mailing to such party of the notice and request for review, and if filed within such period will be considered by the National Board.

§ 802.7 *Reconsideration of rulings.* Any Board agent, or the National Board where it issued a ruling in the first instance, may reconsider any ruling issued by it. Where a ruling is issued by a Board agent in the first instance, the Board agent may, in its discretion, reconsider and modify any ruling issued by it on the basis of a petition for review filed in the manner prescribed by § 802.8.

§ 802.8 *Review by National Board of Rulings of Board agents.* (a) Any ruling issued by a Board agent shall be final unless reviewed and modified by the National Board on its own motion, or unless a petition for review is filed seeking review by the National Board of such ruling in accordance with the provisions of this section.

(b) No petition for review will be granted by the National Board unless the procedure set forth in this section is complied with and unless the petition demonstrates that the ruling appealed from (1) contravenes established stabilization rules or policies, or (2) presents a novel question of such importance as to warrant action by the National Board.

(c) A petition for review may be filed by any party involved in the original application and must be filed within fourteen days after a Board agent mails to such party a ruling denying in whole or in part an application for approval of a wage adjustment, unless the time for filing such petition has been extended by the Board agent prior to the expiration of such fourteen days. The original and four copies of the petition and of all supporting documents shall be filed with the Board agent which issued the ruling and a copy of the petition and of all supporting documents shall be mailed by the petitioner to any other party to the application.

(d) Within seven days after a copy of any such petition for review has been mailed by the petitioner to any other party to the application such other party may mail to the Board agent which issued the ruling an original and four copies of any comments, and, at the same time, shall mail a copy of such comments to any other parties to the application.

(e) The Board agent, upon receipt of such a petition for review and comments, if any, may on its own motion reconsider the case and make any change in the ruling issued by it as it deems proper. If the ruling is changed by the Board agent, the modified ruling shall be issued to the parties and shall be subject to appeal in the same manner as in the case of the original ruling. If the Board agent does not modify its original ruling, such agent shall transmit the entire record of the case to the National Board for review by the National Board.

(f) The National Board will make its decision on a petition for review upon the basis of the record before the Board agent and on the basis of the petition for review, comments, if any, and such further evidence or data as the National Board may require. If the petition for review is denied because the grounds for review set forth therein are deemed to be insufficient, the National Board will affirm the ruling of the Board agent. If the petition for review is granted, the National Board will issue its own ruling which will supplant the ruling of the Board agent, or the National Board may remand the case to the Regional Board for such further action as it may specify.

(g) The National Board may, on its own motion, assume jurisdiction over any case either before or after the issuance of a ruling by a Board agent.

CASES ARISING UNDER SECTION 5 OF WAR LABOR DISPUTES ACT

§ 802.30 *Application for changes in terms and conditions of employment.* Pursuant to section 5 of the War Labor Disputes Act, whenever the government has taken possession of any plant, mine or facility under authority of section 9 of the Selective Training and Service Act of 1940, as amended, the government agency operating such plant, mine or facility, or a majority of the employees of such plant, mine or facility or their representative, may apply to the National Board for a change in wages or other terms or conditions of employment in such mine, plant or facility.

§ 802.31 *Filing of applications.* (a) Any such application shall be filed directly with the National Board and shall specify the precise changes in wages or other terms or conditions of employment with respect to which a change is sought. The application may be accompanied by such supporting data as the applicant desires to submit. If the application is filed by the Government agency operating the plant, a copy of the application and of any supporting data shall simultaneously be mailed to or served upon any union as collective bargaining agent for any of the employees affected by the application, and if the application is filed by any such union, a copy of the application shall simultaneously be mailed to or served upon the head of the government agency operating such plant.

(b) Subject to such rules as the National Board may prescribe in special situations, the party on whom a copy of such application is served shall have 7 days from the date when such copy is mailed to or served upon it, within which to file an original and four copies of any comments or objections with respect to such application.

§ 802.32 *Issuance of order.* (a) After such hearings or investigation as it deems necessary the National Board will issue an order either denying the application or providing for any changes in wages or other terms and conditions of employment as it deems to be fair and reasonable and not in conflict with any act of Congress or any Executive order issued thereunder.

(b) Any order issued by the National Board shall not become effective unless and until such order is approved by the President.

(c) Whenever any order issued by the Board has been approved by the President, the National Board will cause the order to be made public.

APPOINTMENT OF ARBITRATORS

§ 802.50 *Appointment of arbitrators.* Pursuant to Executive Order 9672, the National Board of any Regional Board will appoint arbitrators where necessary under a directive order issued by the National War Labor Board prior to December 31, 1945 or where parties to any dispute have jointly requested the National Board or any Regional Board to appoint an arbitrator.

§ 802.51 *Expenses of arbitration.* Arbitrator's fees and expenses will be paid by the Board only when the National Board or a Regional Board determines that the appointment of the arbitrator is necessary to fulfill an obligation assumed prior to December 31, 1945 by the National War Labor Board or any of its agents.

ENFORCEMENT DIVISIONS AND PANELS

§ 802.70 *Composition of Enforcement Divisions and Panels.* (a) Cases arising in any region involving alleged contravention of the Stabilization Act of 1942, as amended, (56 Stat. 765), and the orders and regulations promulgated thereunder (hereinafter referred to as "the act"), shall be dealt with by an Enforcement Division designated by each Regional Board. The term "Enforcement Division" shall also include any agency to whom the National Board may delegate jurisdiction over enforcement cases. Each Regional Enforcement Division shall be tripartite in character, and shall be composed of one or more representatives each of employers, employees and the public. A representative of the public shall be designated as Chairman of each Enforcement Division. Each Regional Board may appoint as members of the Enforcement Division such number of representatives of employers, employees and the public as it sees fit: *Provided*, That in any particular case of alleged contravention of the act, any hearing shall be held before, and findings and determinations made by not less than three nor more than six members of the Enforcement Division, consisting of equal representation of employers, employees and the public, with a public member acting as Chairman. Such members shall constitute the Enforcement Division for purposes of such case.

(b) An Enforcement Division may from time to time appoint ad hoc Panels of similar tripartite composition, consisting of non-members of the Enforcement Division, to hear any specified case or cases involving alleged contravention of the act. Any such Panel shall, after hearing a case, make its proposed findings and determinations, which shall be reviewed by the Enforcement Division, as provided in § 802.73.

§ 802.71 *Jurisdiction of Enforcement Divisions.* (a) In any case involving alleged contravention of the act by any employer, an Enforcement Division shall have authority, by majority vote, to make findings as to all pertinent facts and, if it finds that there has been a contravention of the act by an employer, to determine whether, in the light of all the circumstances in the case, any portion or all of the sanctions prescribed by the act shall be withheld. Unless such determination in any case provides for a withholding of all sanctions prescribed by the act, or unless the employer waives a hearing or consents to the making of a determination by the Enforcement Division, the determination shall be made only after a hearing, as prescribed by this part.

(b) The action of an Enforcement Division in any case of alleged contravention of the act, as evidenced by its findings and determinations, shall be final, subject to appeal to the National Board as provided in § 802.75. Each Enforcement Division, however, shall be subject to general policy directives of the Regional Board and shall report to the Regional Board from time to time on its activities.

(c) If the situation requires such action, any party may be called upon to show cause before the Enforcement Division, within such time as is deemed proper by the Enforcement Division, why he should not refrain from making or receiving payment of wages at rates reported to be in contravention of the act, pending a hearing and decision by the Enforcement Division.

§ 802.72 *Notice and conduct of hearing.* (a) In any case where the Regional Attorney believes that an employer has made wage or salary payments in contravention of the Act and that a hearing should be held in the matter, he shall report such case to the Enforcement Division. The Enforcement Division, after consideration of the report, may direct that the employer with respect to whom the report is made be notified to appear at a hearing before the Enforcement Division or before a Panel designated by it.

(b) Not less than ten days' written notice of a hearing shall be served personally or by registered mail upon the employer. Such notice shall contain (1) a concise statement of the nature of the alleged contravention of the act; (2) a statement advising the employer that at the hearing he may be represented by counsel and will be given full opportunity to present written or oral testimony and to examine and cross-examine witnesses on all matters relating to the allegations.

(c) If any party to a proceeding appears by attorney, notice of that fact shall be filed with the Enforcement Division and thereafter papers may be served upon such attorney.

(d) For good cause shown, any hearing may be adjourned from time to time by the Enforcement Division or Panel.

(e) An employer may, at his own expense, provide for the making of a stenographic transcript of the proceedings at the hearing, in which case a copy thereof shall be furnished without cost to the Enforcement Division or Panel and at the regular cost per copy to other persons.

(f) Evidence in support of the charge of alleged contravention shall be presented by the Regional Attorney. Opportunity shall be given to the employer or his counsel to present all relevant evidence and argument, written or oral.

§ 802.73 *Issuance of subpoenas.* The National Board, by its Chairman, may issue subpoenas requiring the attendance and testimony of any witness and the production of any books, papers, records, or other documents material to any enforcement case. Such subpoenas may be issued only upon a request by the Enforcement Division before whom the subpoena is to be returnable. The Enforcement Division may make the request on behalf of the Regional Attorney or any party to the case. Any such request by an Enforcement Division shall be transmitted in writing to the Chairman of the National Board and shall specify (a) the name and nature of the proceeding in which the subpoena is required; (b) the name of the person or persons whose testimony is required and, where material, the specific documentary evidence whose production is required; (c) the nature and materiality of the testimony or documentary evidence to be supplied by the witness; (d) a description of the efforts which have been made to obtain voluntary attendance of the witness or voluntary production of the required documentary evidence; (e) the time and place of attendance or production of the documentary evidence before the Enforcement Division. If the request for issuance of a subpoena is granted, the subpoena will be transmitted to the Enforcement Division which will arrange for personal service of a copy thereof by a United States marshal, or by some other appropriate person, not a party to the case, who is not less than 18 years of age. When the subpoena is issued on behalf of a party, the person whose attendence is required shall, at the time of service, be tendered the fees for one day's attendance and the mileage allowed by law in the same amounts as are paid witnesses in Federal Courts. Such amounts shall be paid by the party at whose instance the witness appears. When the subpoena is issued on behalf of the Regional Attorney, witness fees and mileage need not be tendered at the time of service.

§ 802.74 *Findings and Determinations of Enforcement Division.* (a) If a hearing is before a tripartite Panel, the Panel shall, after the conclusion of the hearing, make proposed findings and determinations which shall be mailed to the employer or his attorney and filed with the Enforcement Division. Within 14 days after mailing of the proposed findings (unless such time is extended by the Enforcement Division), the employer and the Regional Attorney may exchange and submit to the Enforcement Division written comments or objections to the proposed findings. After the expiration of such 14 days, the Enforcement Division shall, unless it directs a rehearing, make its final findings and determination in the case.

(b) If a hearing is before the Enforcement Division, the latter shall, after conclusion of the hearing, make its findings and determination in the case.

(c) The findings and determination of the Enforcement Division shall be in writing, showing the names of the members of the Division participating in such decision. If the Enforcement Division finds that the allegation of contravention of the act has been established by a preponderance of the evidence, it shall, in appropriate cases, also make findings as to the existence of any extenuating circumstances in connection therewith, and shall determine whether there shall be withheld by the Executive departments and other governmental agencies all or any portion of the sanctions prescribed by the act. Any dissent from the majority decision of the Enforcement Division shall be recorded on the findings and determination.

(d) The findings and determination shall be forwarded to the National Board, and a copy thereof shall be served, by registered mail, on the employer or upon his attorney.

§ 802.75 *Appeal to National Board.* (a) The findings and determination of an Enforcement Division shall be final, subject, however, to the right of the employer or the Regional Attorney to appeal to the National Board for a review of the findings and determination. Such appeal shall be taken within 14 days from the date of mailing to the employer of the findings and determination. If the employer appeals he shall within such 14 days, mail an original and five typewritten copies of petition for review which shall include any supporting memorandum, to the Regional Attorney. If the Regional Attorney appeals he shall, within such 14 days, file a petition for review and five typewritten copies, including any supporting memorandum, with the Enforcement Division and mail a copy thereof to the employer or his attorney. If timely request is made to the Enforcement Division within such 14 days, the time for filing a Petition for Review may be extended by the Enforcement Division, or agreement for such extension may be made by the Regional Attorney and the employer or his attorney.

(b) Any petition for Review shall set forth concisely the respects in which it is claimed the findings were erroneous and shall state in detail the particular ground of objection to the findings or determination or other portion of the record or transcript of proceedings upon which reliance is placed.

(c) Either the employer or the Regional Attorney may, within 14 days from the date of mailing a Petition for Review, file comments thereon. Such comments shall be mailed and filed in the same manner and be subject to the same conditions as are prescribed in paragraph (a) of this section for the Petition for Review.

(d) Upon receipt of all appeal papers filed in the case, the Enforcement Division shall cause to be sent to the National Board the entire file of the case.

(e) If no timely Petition for Review is filed and if the National Board does not review on its own motion, the findings and determination of the Enforcement Division shall, on the day following the last day for filing a Petition for Review, stand confirmed as the findings and determination of the National Board.

(f) Upon consideration of a Petition for Review, the National Board will render its decision upon the entire record of the case. In special cases, upon request duly made in the Petition for Review and upon good cause shown, the National Board may permit further oral or written argument or proof. In rendering its decision the National Board may affirm, reverse or modify the findings and determination or any part thereof, or send the case back to the Enforcement Division for appropriate action.

§ 802.76 *Transmittal of determinations to appropriate Government agencies.* (a) If within the 14 days stated above, a Petition for Review is not filed, or the time therefor not extended, the National Board will, in due course, forward the findings and determination in a case to the appropriate governmental agency or agencies.

(b) If a timely Petition for Review is filed, the National Board, after its consideration and decision will, in appropriate cases, likewise forward the findings and determination in the case, accompanied by its order, to the appropriate governmental agency or agencies.

Approved by the National Wage Stabilization Board April 10, 1946.

B. M. JOFFE,
Executive Director.

[F. R. Doc. 46-7793; Filed, May 9, 1946; 9:40 a. m.]

PART 803—GENERAL ORDERS

REVOCATION OF DESIGNATED ORDERS

The National Wage Stabilization Board has revoked §§ 803.7, 803.8, 803.10, 803.15 to 803.21, inclusive, 803.23 to 803.25, inclusive, 803.27 to 803.29, inclusive, 803.32 to 803.35, inclusive, 803.37, 803.39 and 803.40 (General Orders 7, 8, 10, 15, 16, 17, 18, 19, 20, 21, 23, 24, 25, 27, 28, 29, 32, 33, 34, 35, 37, 39, and 40).

Approved by the National Wage Stabilization Board May 8, 1946.

B. M. JOFFE,
Executive Director.

[F. R. Doc. 46-7791; Filed, May 9, 1946; 9:40 a. m.]

TITLE 31—MONEY AND FINANCE: TREASURY

Chapter I—Monetary Offices, Department of the Treasury

PART 131—GENERAL LICENSES UNDER EXECUTIVE ORDER NO. 8389, APRIL 10, 1940, AS AMENDED, AND REGULATIONS ISSUED PURSUANT THERETO

PAYMENTS FROM BLOCKED ACCOUNTS FOR SUBSCRIPTIONS TO U. S. PERIODICALS

MAY 10, 1946.

Revocation of General License No. 71 under Executive Order No. 8389, as amended, Executive Order No. 9193, as amended, section 5 (b) of the Trading with the Enemy Act, as amended by the First War Powers Act, 1941, relating to foreign funds control.

Section 131.71 (General License No. 71), issued August 16, 1941, as amended February 9, 1943, is hereby revoked.

(Sec. 5 (b), 40 Stat. 415 and 966; sec. 2, 48 Stat. 1; 54 Stat. 179; 55 Stat. 838; E.O. 8389, April 10, 1940, as amended by E.O. 8785, June 14, 1941, E.O. 8832, July 26, 1941, E.O. 8963, Dec. 9, 1941, and E.O. 8998, Dec. 26, 1941; E.O. 9193, July 6, 1942, as amended by E.O. 9567, June 8, 1945; Regulations, April 10, 1940, as amended June 14, 1941, July 26, 1941, and February 19, 1946)

[SEAL] FRED M. VINSON,
Secretary of the Treasury.

[F. R. Doc. 46-7800; Filed, May 9, 1946; 11:02 a. m.]

APPENDIX B—PUBLIC CIRCULARS UNDER EXECUTIVE ORDER NO. 8389, APRIL 10, 1940, AS AMENDED, AND REGULATIONS ISSUED PURSUANT THERETO

CERTAIN GENERAL LICENSES NOT APPLICABLE TO AUSTRIA

MAY 10, 1946.

Revocation of Public Circular No. 28 under Executive Order No. 8389, as amended, Executive Order No. 9193, as amended, Sections 3 (a) and 5 (b) of the Trading with the Enemy Act, as amended by the First War Powers Act, 1941, relating to foreign funds control.

Public Circular No. 28, issued May 29, 1945, is hereby revoked.

(Sec. 3 (a), 40 Stat. 412; sec. 5 (b), 40 Stat. 415 and 966; sec. 2, 48 Stat. 1; 54 Stat. 179; 55 Stat. 838; E.O. 8389, April 10, 1940, as amended by E.O. 8785, June 14, 1941, E.O. 8832, July 26, 1941, E.O. 8963, Dec. 9, 1941, and E.O. 8998, Dec. 26, 1941; E.O. 9193, July 6, 1942, as amended by E.O. 9567, June 8, 1945; Regulations, April 10, 1940, as amended June 14, 1941, July 26, 1941, and February 19, 1946)

[SEAL] FRED M. VINSON,
Secretary of the Treasury.

[F. R. Doc. 46-7801; Filed, May 9, 1946; 11:02 a. m.]

Chapter II—Fiscal Service, Bureau of Accounts

[1946 Dept. Circ. 655, Supp. 4]

PART 211—DELIVERY OF CHECKS AND WARRANTS TO ADDRESSES OUTSIDE THE UNITED STATES, ITS TERRITORIES AND POSSESSIONS

WITHHOLDING OF DELIVERY OF CHECKS OR WARRANTS

MAY 3, 1946.

Section 211.3 (a) of Department Circular No. 655, dated March 19, 1941 (31 CFR, Cum. Supp., 211.3 (a)), as amended, is hereby further amended to read as follows:

§ 211.3 *Withholding of delivery of checks or warrants.* (a) The Secretary of the Treasury hereby determines that postal, transportation, or banking facilities in general or local conditions in Germany and Japan are such that there is not a reasonable assurance that a payee in either of those countries will actually receive checks or warrants drawn against funds of the United States, or agencies or instrumentalities thereof, and be able to negotiate the same for full value.

Except to the extent they have been authorized by § 131.94 of Chapter I of this title (General License No. 94) dated December 7, 1945, and other unrevoked licenses of Foreign Funds Control, remittances by United States Government agencies to blocked countries will continue to be restricted by Executive Order 8389, as amended, and rules and regulations issued pursuant thereto.

[SEAL] O. MAX GARDNER,
Acting Secretary of the Treasury.

[F. R. Doc. 46-7802; Filed May 9, 1946; 11:02 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong.: E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

PART 4500—UTILITIES

[Utilities Order U-11]

TO PROVIDE FOR THE INTEGRATION OF ELECTRIC POWER IN THE UNITED STATES

A critical shortage of coal threatens in many parts of the country to reduce electricity below the level necessary to provide for essential power requirements, and the following order is deemed necessary and appropriate in the public interest and to promote the national defense.

§ 4500.67 *Utilities Order U-11*—(a) *Applicability of order.* This order shall apply to all electric utilities located in any state east of the Mississippi River or in Minnesota, Iowa or Missouri.

(b) *Electric utilities to conserve coal.* Each electric utility shall so operate its reservoirs, generating plants, substations, transmission lines and other facilities, and shall so interchange power with other electric utilities as to achieve the maximum conservation of coal. Such operations shall, depending upon the supply and availability of fuels other than coal, include the following:

(1) Using water power to the fullest extent practicable to achieve conservation of coal;

(2) Using fuels other than coal to the maximum possible extent;

(3) Exchanging power with other electric utilities wherever such exchange will result in protection of low coal stock piles.

(c) *Electric utilities with less than 30 days' supply of coal.* Any electric utility which has on hand less than 30 days' supply of coal may apply to the Civilian Production Administration for assistance in obtaining a portion of its electric power requirements from other utilities.

Issued this 8th day of May 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-7760; Filed, May 8, 1946; 2:32 p. m.]

Chapter XI—Office of Price Administration

PART 1349—ELECTRICAL GENERATION, TRANSMISSION, CONVERSION AND DISTRIBUTION APPARATUS

[MPR 82, Amdt. 6]

WIRE AND CABLE

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith has been filed with the Division of the Federal Register.

Maximum Price Regulation 82 is amended in the following respects:

1. Paragraph (a) of section 16 is amended to read as follows:

(a) *Armored cable*—(1) *Manufacturers' prices.* The maximum manufacturer's price for the sale of armored cable shall be determined pursuant to the pertinent portions of the schedule of prices set forth in Appendix D to this regulation, subject to the same price differentials in effect to purchasers of the same class on May 7, 1946. The manufacturer shall apply to the prices applicable to him, as set forth in Appendix D, all discounts (including the standard 5% cash discounts), and other conditions of sale which the manufacturer had in effect on that date. If the manufacturer was not selling armored cable on that date, he must determine his maximum price under section 10.

(2) *Resellers' prices.* The maximum resellers' price for armored cable shall be determined by adding to his maximum price in effect on May 7, 1946, to which have been applied the discounts, allowances and other deductions in effect on that date to a purchaser of the same class, the corresponding and pertinent amount listed in the column entitled "Resellers to add", in the schedule set forth in Appendix D. If the reseller was not selling armored cable on that date, he must determine his maximum price under section 11 (c).

(3) Nothing contained in this paragraph (a) shall be construed to reduce the maximum price of any seller of armored cable, where that maximum price has been approved by the Office of Price Administration.

(4) The zones set forth in Appendix D are the standard geographical shipping zones uniformly recognized in the industry. Sellers of armored cable are required to maintain the zone pricing set forth in Appendix D. Zone adjustments that increase the net delivered prices of armored cable are not permitted.

2. Appendix D is amended to read as follows:

APPENDIX D

ARMORED CABLE (BX CABLE)

Schedule of manufacturer's prices to jobbers. Net price per 1,000 feet delivered to jobbing points; one order; one destination; together with a reseller's addition factor.

[Shipments to other points made direct by factory are f. o. b. factory]

SOLID WIRES—TWO CONDUCTORS

Size	Feet per coil	Zone 1-A	Zone 1	Zone 2	Zone 3	Resellers to add [1]
14/2	250	$35.20	$36.30	$38.50	$41.00	$4.60
14/2	100	35.80	36.90	39.10	41.70	4.60
14/2	50	36.40	37.50	39.70	42.20	4.60
14/2	25	37.60	38.70	40.90	43.40	4.60
14/2	15	38.20	39.30	41.50	44.00	4.60

SOLID WIRES—TWO CONDUCTORS

12/2	250	$44.20	$45.50	$48.00	$50.80	$5.10
12/2	100	44.70	46.00	48.60	51.30	5.10
12/2	50	45.40	46.70	49.20	52.00	5.10
12/2	25	46.50	47.80	50.30	53.10	5.10
12/2	15	48.60	49.30	51.90	54.60	5.10
10/2	250	65.00	66.50	69.50	72.50	6.80
8/2	150	107.40	110.00	115.40	121.40	10.80

SOLID WIRES—THREE CONDUCTORS

14/3	250	$47.50	$48.80	$51.40	$54.30	$6.10
14/3	100	48.10	49.40	52.10	54.90	6.10
14/3	50	48.70	50.00	52.60	55.50	6.10
14/3	25	49.90	51.20	53.80	56.70	6.10
14/3	15	51.40	52.70	55.40	58.20	6.10
12/3	250	59.60	61.20	64.30	68.00	6.70
10/3	250	83.10	85.00	88.60	92.70	9.30
8/3	150	140.10	143.30	149.60	156.70	14.40

STRANDED WIRES—SINGLE CONDUCTOR

8/1	250	$57.50	$59.10	$61.80	$64.80	$5.40
6/1	250	73.80	75.50	78.50	82.20	6.70
4/1	250	123.60	125.60	129.50	134.00	8.40
2/1	250	143.80	146.30	151.70	156.70	9.60
1/1	250	178.20	179.00	186.50	194.80	13.20

ARMORED LAMP CORD

PLAIN TWISTED CONDUCTORS

18/2	250	$42.00	$42.90	$44.70	$46.70	$2.00
16/2	250	47.90	48.80	50.60	52.80	2.00
14/2	250	62.30	63.50	65.90	68.50	2.30

[1] See sec. 16 (a) (2).

ARMORED LEADED CABLE

SOLID WIRES—TWO CONDUCTORS

Size	Feet per coil	Zone 1-A	Zone 1	Zone 2	Zone 3	Resellers to add [1]
14/2	250	$64.60	$66.60	$70.50	$74.90	$2.20
14/2	150	64.60	66.60	70.50	74.90	2.20
12/2	150	78.20	80.30	84.60	89.30	2.30
10/2	100	97.10	100.30	105.90	112.60	3.30

STRANDED WIRES—TWO CONDUCTORS

8/2	100	$157.60	$162.10	$171.00	$181.20	$4.60
6/2	100	195.90	201.40	212.20	224.50	5.00

SOLID WIRES—THREE CONDUCTORS

14/3	150	$89.60	$91.80	$96.40	$101.30	$2.30
12/3	150	108.60	112.00	118.70	126.20	2.40
10/3	100	132.00	135.50	142.60	150.70	3.70

STRANDED WIRES—THREE CONDUCTORS

8/3	100	$217.50	$223.50	$235.50	$249.00	$4.90
6/3	100	271.50	278.00	291.10	305.70	5.30
4/3	100	345.80	357.00	382.00	409.00	6.20

STRANDED WIRES—FOUR CONDUCTORS

14/4	150	$152.20	$154.80	$160.00	$165.80	$4.40

BARE ARMORED GROUND WIRE

[Solid]

8/1	250	$33.10	$33.90	$35.00	$36.50	$1.00
6/1	250	43.40	44.50	46.30	48.30	1.20
4/1	250	61.80	63.20	65.50	68.40	1.50

[Stranded]

8/1	250	$36.30	$37.10	$38.30	$40.00	$1.10
6/1	250	47.50	48.70	50.40	52.50	1.30
4/1	250	69.00	70.50	72.80	75.50	1.70

SOLID WIRES—FOUR CONDUCTORS

14/4	250	$79.10	$80.60	$83.70	$87.10	$7.60
12/4	250	96.30	98.20	101.80	106.00	8.50
10/4	150	123.30	126.00	131.30	137.20	12.90

STRANDED WIRES—TWO CONDUCTORS

8/2	150	$111.40	$114.10	$119.50	$125.40	$11.10
6/2	100	152.20	155.30	161.40	168.40	13.80
4/2	100	235.50	239.30	246.80	255.20	17.30
2/2	100	253.40	258.40	268.20	279.30	20.10

STRANDED WIRES—THREE CONDUCTORS

8/3	150	$140.30	$152.50	$159.00	$166.30	$14.90
6/3	100	189.30	193.10	200.80	209.00	18.70
4/3	100	312.80	317.90	328.00	339.40	23.60
2/3	100	344.40	350.80	363.60	378.00	27.50

STRANDED WIRES—FOUR CONDUCTORS

8/4	100	$187.40	$191.60	$200.00	$209.40	$18.70
6/4	100	244.40	249.00	258.20	268.60	23.70
4/4	100	352.40	358.70	371.50	385.40	30.10

SOLID WIRES—SINGLE CONDUCTOR

8/1	250	$47.70	$48.90	$51.20	$53.80	$5.20
6/1	250	61.20	62.60	65.40	68.60	6.30

[1] See sec. 16 (a) (2).

This amendment shall become effective May 8, 1946.

Issued this 8th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7765; Filed, May 8, 1946; 4:48 p. m.]

PART 1349—ELECTRICAL GENERATION, TRANSMISSION, CONVERSION AND DISTRIBUTION APPARATUS

[MPR 82, Amdt. 7]

WIRE AND CABLE

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 82 is amended in the following respects:

1. Paragraph (b) of section 16 is amended to read as follows:

(b) *Copper, copper alloy and copper-clad products.* The maximum prices for the following copper, copper alloy or coper-clad products shall be determined as set forth in the succeeding subparagraphs.

(1) Except for those manufacturers who meet the qualifications set forth in subparagraph (2) herein, the maximum prices for manufacturers of the following products shall be the maximum price in effect on May 7, 1946, increased by the percentage listed opposite these products:

Products	*Percentages*
Wire rods	2
Bare and tinned wire and strand sold to insulators	6.5
Bare and tinned wire and strand sold to others than insulators	7.5
Weatherproof wire and cable	11
Magnet wire, including litz wire	11
All other insulated wire and cable products (copper, copper alloy, copper-clad), including replacement cord sets, but excluding armored or or BX cable, type R and type RH wire, and non-metallic sheathed cable	11.5

(2) This subparagraph applies only to those manufacturers who have granted a general increase in wages on or after February 1, 1946, to those manufacturers who have at any time granted the maximum wage increase authorized by General Wage Approval No. 7 of the National Wage Stabilization Board, and to those manufacturers to whom no request for a general increase in wages has been made by, or on behalf of, a majority of their employees since February 1, 1946. Manufacturers of the following products who meet the qualifications described in this subparagraph shall determine their maximum prices by increasing by the percentage listed opposite these products, the maximum prices in effect on May 7, 1946, to a purchaser of the same class.

Products	*Percentages*
Wire rods	3.14
Bare and tinned wire and strand sold to insulators	10
Bare and tinned wire and strand sold to others than insulators	12
Weatherproof wire and cable	17.5
Magnet wire, including litz wire	17.5
All other insulated wire and cable products (copper, copper alloy, copper-clad), including replacement cord sets, but excluding armored or BX cable, type R and type RH wire, and non-metallic sheathed cable	18

(3) The maximum prices computed pursuant to the provisions of subparagraph (1) or (2) shall be subject to the same discounts, allowances and other deductions in effect on May 7, 1946, to a purchaser of the products covered by this paragraph (b) shall be determined by increasing their maximum prices in effect on May 7, 1946, by the percentage amount by which their net invoiced costs have been increased by virtue of the provisions of subparagraphs (1) and (2), subject to all discounts, allowances and other deductions in effect on May 7, 1946.

(5) Nothing contained in this paragraph (b) shall apply to any seller who has received an individual adjustment or adjustments under the adjustment provisions of Revised Price Schedule 82 or Maximum Price Regulation 82, or under the provisions of Supplementary Order 142, except where the present maximum price of such seller is less than what his present maximum price would be by virtue of the operations of this paragraph in the absence of such individual adjustment or adjustments. In such case, the maximum price of such sellers shall be determined by applying the pertinent provisions of this paragraph using as the maximum price to be increased, their maximum price in effect prior to the granting of any individual adjustment.

(6) Where a manufacturer computes his maximum prices pursuant to the provisions of subparagraph (2) he shall, within ten days after putting such maximum prices into effect, file with the Machinery Branch, OPA, Washington 25, D. C., a statement which would indicate under which one of or combination of the conditions outlined in section 16 (b) (2) he is eligible to charge the higher prices provided in that section, together with the terms of any wage increase put into effect since January 31, 1946.

2. Paragraph (c) of section 16 is amended to read as follows:

(c) (1) *Services performed in connection with the manufacture of products listed in paragraph* (b). The maximum prices for services performed in connection with the manufacture of the items listed in paragraph (b) shall be calculated as follows:

The service supplier will find the general industry price before May 7, 1946, to the class of purchaser including his customer for the product before the service is begun, and will increase that figure by the appropriate percentage. If he meets the qualifications of subparagraph (2) of paragraph (b), he will use the percentage listed in that subparagraph for the product before the service is begun. If he does not meet those qualifications, he will use the percentage listed in subparagraph (1) of paragraph (b) for the particular product before the service is begun. He will then find the general industry price before May 7, 1946, to the class of purchaser including his customer for the product as it is after the performance of the service, and will increase that figure by the appropriate percentage. This percentage will be found as described above, except that he will now use the percentage listed for the processed product. He will then subtract the figure for the unprocessed product from the figure for the processed product and the difference will be his maximum price for the service.

(2) Within ten days after the service supplier charges prices based upon the use of the percentages listed in subparagraph (2) of paragraph (b), he shall file with the Machinery Branch, OPA, Washington 25, D. C., the information described in subparagraph (6) of paragraph (b).

3. Subparagraph (1) of paragraph (d) of section 16 is amended to read as follows:

(1) (i) Except as provided in the next subdivision (ii), the maximum manufacturers' prices for the sale of rubber braided building wires, shall be determined by increasing by 11.5% the prices listed in the schedule of manufacturers' prices set forth in Appendix E, the price thus determined to be subject to any price differential in effect to any purchaser of the same class on the base date. The manufacturer shall apply to the prices so determined all discounts (including the standard cash discounts) and other conditions of sale which the manufacturer had in effect on the base date.

(ii) Where a manufacturer meets the qualifications set forth in subparagraph (2) of paragraph (b), he shall use the provisions of the preceding subdivision herein, except that he shall substitute a percentage increase factor of 18% in place of the 11.5% therein stated. In addition, he shall file a statement as required in subparagraph (6) of paragraph (b).

4. Subparagraph (1) of paragraph (f) of section 16 is amended to read as follows:

(1) (i) Except as provided in the next subdivision (ii), the maximum manufacturers' prices for the sale of nonmetallic sheathed cable shall be determined by increasing by 11.5% the prices listed in the Schedule of Manufacturers' Prices set forth in Appendix F, the price thus determined to be subject to any price differential in effect to any purchaser of the same class on the base date. The manufacturer shall apply to the prices so determined all discounts (including the standard cash discounts) and other conditions of sale which the manufacturer had in effect on the base date.

(ii) Where a manufacturer meets the qualifications set forth in subparagraph (2) of paragraph (b), he shall use the provisions of the preceding subdivision herein, except that he shall substitute a percentage increase factor of 18% in place of the 11.5% therein stated. In addition, he shall file a notice as required in subparagraph (6) of paragraph (b).

5. The general instructions in Appendix E relating to cutting charges are amended as follows: Immediately after the last line of the paragraph beginning with the words "The cutting charges as shown in Column A are as follows: . . ." (which last line reads "Sizes over 1,000,000 CM . . . . 7.00)", add the following sentence: "All Column A cutting charges may be increased by 12.5%, which increase is to be rounded out to the nearest five cents."

6. The general instructions in Appendix E relating to paralleling charges are amended as follows: The sentence immediately following the chart of paralleling charges (which sentence reads "These paralleling charges are list . . ."), is amended to read as follows: "The amounts shown may be increased by 12.5%, which increase is to be rounded out to the nearest five cents, the resulting parallel charges being at list."

This amendment shall become effective May 8, 1946.

NOTE: All reporting and record-keeping requirements of this amendment have been cleared with the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 8th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7767; Filed, May 8, 1946; 4:48 p. m.]

PART 1364—FRESH, CURED AND CANNED MEAT AND FISH PRODUCTS

[RMPR 169, Amdt. 72[1]]

BEEF AND VEAL CARCASSES AND WHOLESALE CUTS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Revised Maximum Price Regulation No. 169 is amended in the following respects:

1. In § 1364.401 (c), subparagraphs (7), (8) and (9) are revoked, subject to the provisions of Supplementary Order No. 40 and section 5.1 of General Ration Order No. 8.

2. Section 1364.418 is revoked, subject to the provisions of Supplementary Order No. 40 and section 5.1 of General Ration Order No. 8.

This amendment shall become effective as of April 28, 1946.

Issued this 8th day of May 1946.

PAUL A. PORTER,
Administrator.

Approved: May 2, 1946.

N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 46-7766; Filed, May 8, 1946; 4:48 p. m.]

PART 1499—COMMODITIES AND SERVICES

[SR 14H, Amdt. 11]

MODIFICATIONS OF MAXIMUM PRICES FOR CERTAIN TRANSPORTATION SERVICES BY MOTOR VEHICLE

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Regulation 14H is amended in the following respects:

1. Section 10 is amended to read as follows:

SEC. 10. *Transportation services performed within the State of Michigan by carriers other than common carriers.* Carriers other than common carriers in the State of Michigan furnishing a transportation service subject to Supplemental Order No. 9 and subsequent Supplemental Orders in Docket D-3094 of the Michigan Public Service Commission may charge as the maximum price for such service either (a) the minimum rate established by the Michigan Public Service Commission in the said orders and the rules and regulations pertinent thereto and legally in effect, or (b) the maximum price established by the General Maximum Price Regulation or any supplementary regulation or order issued by the Office of Price Administration, whichever is higher.

2. Section 11 is amended to read as follows:

SEC. 11. *Transportation services performed within the Commonwealth of Kentucky by carriers other than common carriers.* The maximum rates of carriers other than common carriers performing transportation services within the Commonwealth of Kentucky are either (a) the rates and charges published in Supplements to Kentucky Intrastate Tariff No. 7, MF-DMT. Ky. No. 7, issued by the Central and Southern Motor Tariff Association, Inc., Agent, lawfully on file with the Division of Motor Transportation of the Commonwealth of Kentucky and legally in effect on May 14, 1946, or (b) the maximum rates established by the General Maximum Price Regulation or any supplementary regulation or order issued by the Office of Price Administration, whichever rates are higher.

3. Section 17 is added to read as follows:

SEC. 17. *Transportation services performed within the City and County of Philadelphia.* The maximum rates of carriers by motor vehicle other than common carriers performing transportation services within the City and County of Philadelphia, Pennsylvania subject to the Order of March 10, 1941 or any Supplemental Order issued by the Pennsylvania Public Utility Commission in Minimum Rate Docket No. 3 shall be either (a) the minimum rates prescribed by the Pennsylvania Public Utility Commission in Minimum Rate Docket No. 3 and legally in effect, or (b) the maximum prices established by the General Maximum Price Regulation or any supplementary regulation or order issued by the Office of Price Administration, whichever rates are higher.

4. Section 18 is added to read as follows:

SEC. 18. *Transportation of salt from Hutchinson, Kanopolis, and Lyons, Kansas, to Arkansas, Oklaho...a, Missouri, Iowa, Nebraska, Wyoming, Colorado, Kansas and New Mexico.* The maximum rates of carriers by motor vehicle other than common carriers, who transport salt and salt mixtures subject to the jurisdiction of the Interstate Commerce Commission from Hutchinson, Kanopolis, and Lyons, Kansas to Arkansas, Oklahoma, Missouri, Iowa, Nebraska, Wyoming, Colorado, Kansas, and certain points in New Mexico, shall be either (a) the minimum rates prescribed by the Interstate Commerce Commission in "Morton Salt Co. v. *Alton R. Co.*," 259 I.C.C. 223 and 264 I.C.C. 71 or (b) the maximum prices established by the General Maximum Price Regulation or any supplementary regulation or order issued by the Office of Price Administration, whichever rates are higher.

This amendment shall become effective May 14, 1946.

Issued this 9th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7813; Filed, May 9, 1946; 11:50 a. m.]

10 F.R. 15416, 11 F.R. 2507, 3201, 3299, 4156.

PART 1381—SOFTWOOD LUMBER

[3d Rev. MPR 219,[1] Amdt. 2]

NORTHEASTERN SOFTWOOD LUMBER

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Third Revised Maximum Price Regulation 219 is amended in the following respects:

1. In section 17, all prices in tables 1 and 2 are increased $3.50 per M'BM. (This increase does not apply to the tables of additions and deductions.)

2. In section 21, all prices in table 4 are increased $2.00 per M'BM.

3. Section 24 is amended in the following respects:

a. All prices in tables 5, 6, 7, 8, 9, and 10 are increased $3.50 per M'BM. (This increase does not apply to the tables of additions and deductions.)

b. Table 11 is amended to read as follows:

TABLE 11. EASTERN SPRUCE LATH

Size	No. 1 (per 1,000 pieces)	No. 2 (per 1,000 pieces)
3/8" x 1 1/2" x 4'	$6.50	$5.00
3/8" x 1 5/8" x 4'	7.00	5.50
1/2" x 1 1/2" x 4'	9.25	7.75
7/16" x 2" x 4'	11.50	9.75

9. For lengths longer than listed: For each 2 feet or fraction thereof over 24 feet, add $1.00 to 24' price.

6. Section 35 is amended in the following respects:

a. Table 23 is amended to read as follows:

TABLE 23—WHITE PINE (OTTAWA VALLEY)

C SELECT AND BETTER

Thickness (inches)	Width (inches)	Length (feet)	Price per M' BM
1	4/6	6/9	$81.00
1	6	6/9	86.00
1	7 and wider	6/9	95.75
1 1/4	4 and wider	6/9	110.25
1 1/2	4 and wider	6/9	110.25
2	4 and wider	6/9	110.25
1	4/6	10/16	95.75
1	6	10/16	98.75
1	7 and wider (average 8").	10/16	113.25
1 1/4	4/6	10/16	120.25
1 1/2	4/6	10/16	120.25
2	4/6	10/16	120.25
1 1/4	7 and wider (average 8").	10/16	145.00
1 1/2	7 and wider (average 8").	10/16	145.00
2	7 and wider (average 8").	10/16	145.00
3	6 and wider	10/16	194.00

D SELECTS

1	4/6	6/9	$73.00
1	7 and wider	6/9	83.00
1 1/4	4 and wider	6/9	83.00
1 1/2	4 and wider	6/9	83.00
2	4 and wider	6/9	83.00
1	4	10/16	83.00
1	5	10/16	83.00
1	6	10/16	86.00
1	4/6	10/16	83.75
1	8	10/16	88.75
1	10	10/16	98.75
1	12	10/16	118.50
1	7 and wider	10/16	91.00
1 1/4	4/6	10/16	91.75
1 1/4	7 and wider	10/16	113.00
1 1/2	4/6	10/16	91.75
1 1/2	7 and wider	10/16	113.00
2	4/6	10/16	95.75
2	7 and wider	10/16	115.50
2 1/2	6 and wider	8/16	145.00
3	6 and wider	8/16	149.75
4	6 and wider	8/16	154.50

NO. 1 CUTS

1 1/4	6 and wider	8/16	$105.50
1 1/2	6 and wider	8/16	125.25
2	6 and wider	8/16	125.25

NO. 2 CUTS

1 1/4	6 and wider	8/16	$86.00
1 1/2	6 and wider	8/16	103.50
2	6 and wider	8/16	103.50

NO. 3 CUTS

1	6 and wider	6/16	$59.25
1 1/4	6 and wider	6/16	66.25
1 1/2	6 and wider	6/16	75.25
2	6 and wider	6/16	75.25
2 1/2-3	6 and wider	6/16	91.00

NO. 1 AND 2 CUTS

1	6 and wider	8/16	$76.00
1 1/4	6 and wider	8/16	101.50
1 1/2	6 and wider	8/16	114.50
2	6 and wider	8/16	114.50
2 1/2	6 and wider	8/16	132.00
3	6 and wider	8/16	132.00

NO. 1, 2, AND 3 CUTS (1/3 EACH)

1	6 and wider	8/16	$71.25
1 1/4	6 and wider	8/16	91.00
1 1/2	6 and wider	8/16	101.75
2	6 and wider	8/16	101.75

TABLE 23—WHITE PINE (OTTAWA VALLEY)—Con.

NO. 1 AND 2 COMMON

Thickness (inches)	Width (inches)	Length (feet)	Price per M' BM
1	4 and wider	6/7	$57.50
1	4	8/16	70.00
1	5	8/16	68.25
1	6	8/16	68.25
1	7	8/16	68.25
1	8	8/16	70.00
1	9	8/16	72.25
1	10	8/16	82.00
1	11	8/16	88.00
1	12	8/16	92.75
1 1/4, 1 1/2, 2	4 and wider	6/7	60.50
1 1/4, 1 1/2, 2	4	8/16	74.25
1 1/4, 1 1/2, 2	5	8/16	72.25
1 1/4, 1 1/2, 2	6	8/16	72.25
1 1/4, 1 1/2, 2	7	8/16	72.25
1 1/4, 1 1/2, 2	8	8/16	74.25
1 1/4, 1 1/2, 2	9	8/16	76.00
1 1/4, 1 1/2, 2	10	8/16	86.75
1 1/4, 1 1/2, 2	11	8/16	94.75
1 1/4, 1 1/2, 2	12	8/16	99.50
3	4	8/16	76.00
3	6	8/16	76.00
3	8	8/16	78.00
3	10	8/16	91.00
3	12	8/16	101.75
4	4	8/16	78.00
4	6	8/16	78.00
4	8	8/16	78.00
4	10	8/16	91.00
4	12	8/16	101.75
5	5	8/16	91.00
6	6	8/16	92.75

SELECTED NO. 3 COMMON (80% UPPER END NO. 3)

1	4	8/16	$61.50
1	5	8/16	61.50
1	6	8/16	64.50
1	8	8/16	64.50
1	9	8/16	64.50
1	10	8/16	66.25
1	11	8/16	70.00
1	12	8/16	70.00
1 1/4, 1 1/2, 2	4	8/16	63.25
1 1/4, 1 1/2, 2	5	8/16	63.25
1 1/4, 1 1/2, 2	6	8/16	63.25
1 1/4, 1 1/2, 2	8	8/16	66.25
1 1/4, 1 1/2, 2	9	8/16	66.25
1 1/4, 1 1/2, 2	10	8/16	68.25
1 1/4, 1 1/2, 2	11	8/16	72.25
1 1/4, 1 1/2, 2	12	8/16	72.25

NO. 3 COMMON

1	4	6/16	$56.25
1	5	6/16	56.25
1	6	6/16	59.25
1	7	6/16	59.25
1	8	6/16	59.25
1	9	6/16	59.25
1	10	6/16	61.50
1	11	6/16	64.50
1	12	6/16	64.50
1 1/4, 1 1/2, 2	4	6/16	58.50
1 1/4, 1 1/2, 2	5	6/16	58.50
1 1/4, 1 1/2, 2	6	6/16	61.50
1 1/4, 1 1/2, 2	7	6/16	61.50
1 1/4, 1 1/2, 2	8	6/16	61.50
1 1/4, 1 1/2, 2	9	6/16	61.50
1 1/4, 1 1/2, 2	10	6/16	63.25
1 1/4, 1 1/2, 2	11	6/16	66.25
1 1/4, 1 1/2, 2	12	6/16	66.25
3	4	10/16	61.50
3	5	10/16	61.50
3	6	10/16	63.25
3	7	10/16	63.25
3	8	10/16	63.25
3	9	10/16	64.50
3	10	10/16	65.25
3	11	10/16	67.25
3	12	10/16	67.25

NO. 4 COMMON

1	4	6/16	$53.75
1	4	6/16	52.50
1	5	6/16	53.75
1	6	6/16	54.50
1	7	6/16	54.50
1	8	6/16	56.25
1	9	6/16	56.25
1	10	6/16	57.50
1	11	6/16	57.50
1	12	6/16	59.25
1 1/4, 1 1/2, 2, 3	4	6/16	55.50
1 1/4, 1 1/2, 2, 3	4	6/16	54.50
1 1/4, 1 1/2, 2, 3	5	6/16	56.50
1 1/4, 1 1/2, 2, 3	6	6/16	56.25
1 1/4, 1 1/2, 2, 3	7	6/16	56.25
1 1/4, 1 1/2, 2, 3	8	6/16	58.50
1 1/4, 1 1/2, 2, 3	9	6/16	58.50
1 1/4, 1 1/2, 2, 3	10	6/16	59.25
1 1/4, 1 1/2, 2, 3	11	6/16	59.25
1 1/4, 1 1/2, 2, 3	12	6/16	61.50

c. Table 12 is amended to read as follows:

TABLE 12—WHITE CEDAR SHINGLES 16"

Grade:	Per square
Extra No. 1	$3.50
Clear walls	4.85
2nd clears	5.10
Clears	5.75
Extra	6.15

4. In section 28, all prices in tables 15, 16 and 17 are increased $3.50 per M'BM. (This increase does not apply to the tables of additions and deductions.)

5. Section 32 is amended in the following respects:

a. All prices in tables 19, 20 and 21 are increased $3.50 per M'BM. (This increase does not apply to the tables of additions and deductions.)

b. Footnote 9 to table 21 is amended to read as follows:

[1] 9 F.R. 8062, 9513; 10 F.R. 9927.

TABLE 23—Continued

NO. 5 COMMON

Thickness (inches)	Width (inches)	Length (feet)	Price per M' BM
1	4/9	6/16	$49.50
1	10/12	6/16	53.75
1¼, 1½, 2, 3	4/9	6/16	49.50
1¼, 1½, 2, 3	10/12	6/16	53.75

NO. 6 COMMON

1	4/9	6/16	$39.75
1	4 and wider	6/16	40.75
1	10 and wider	6/16	41.75
1¼	4 and wider	6/16	37.75
1½	4 and wider	6/16	40.75
2	4 and wider	6/16	43.75
3	4 and wider	6/16	43.75

GRADE: MERCHANTABLE

Thickness (inches)	Length	Width 4"	5"	6"	7"	8"	9"	10"	11"	12"
1	R/L	$53.75	$53.75	$54.75	.....	$55.50	.....	$57.50	.....	$61.50
1¼, 1½, 2	R/L	55.50	53.75	56.50	$57.50	57.50	$59.50	59.50	$63.25	63.25
3	R/L	56.50	.....	57.50	59.50	59.50	63.25	63.25	65.50	65.50
4	R/L	58.50	.....	59.50	61.50	61.50	65.50	65.50	67.50	67.50

GRADE: NO. 1 AND NO. 2 CULLS

Thickness (inches)	Length	Width 4"	5"	6"	8"	10"	12"
1	R/L	$44.75	$44.75	$46.50	$47.75	$48.75	$48.75
1¼, 1½, 2	R/L	46.50	46.50	46.50	47.75	48.75	48.75
3	R/L	46.50	.....	47.75	49.50	50.75	50.75
4	R/L	46.50	.....	47.75	49.50	50.75	50.75

This amendment shall become effective May 8, 1946.

Issued this 8th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7768; Filed, May 8, 1946; 4:49 p. m.]

PART 1499—COMMODITIES AND SERVICES

[SR 14E, Amdt. 39]

MODIFICATION OF MAXIMUM PRICES ESTABLISHED BY GENERAL MAXIMUM PRICE REGULATION FOR CERTAIN TEXTILES, LEATHER AND APPAREL

Correction

In Table A of Federal Register document 46-6571, appearing at page 4388 of the issue for Saturday, April 20, 1946, under the heading "Combed Yarns" the Column 3 price for Singles 90s should read "123.75".

PART 1400—TEXTILE FABRICS: COTTON, WOOL, SILK, SYNTHETICS AND ADMIXTURES

[MPR 127,[1] Amdt. 47]

FINISHED PIECE GOODS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Maximum Price Regulation No. 127 is amended in the following respects:

1. Section 1400.86 is amended in the following respects:

a. The word "cotton" is deleted from the title of the section and wherever it appears in paragraph (a) and subparagraph (b) (2).

b. The date, "February 25, 1946", is changed to March 8, 1946 in subparagraphs (b) (1), (b) (2), and (d) (8).

c. In subparagraph (b) (1), the word "grey" is substituted for the words "the cotton".

d. Subparagraph (c) (2) is amended to read as follows:

(2) For Group B converters the adjustment will generally not exceed a reduction of 0.06 in the division factors for finished piece goods composed of 75% or more cotton by weight and/or a reduction of 0.02 in the division factor for finished piece goods containing less than 75% cotton by weight. In special cases (such as where the converter had a high ratio of finishing costs to grey goods cost in the period considered) a greater reduction in the division factors may be granted, but in no event will a reduction of more than 0.11 be made for cotton goods, or a reduction below 0.80 be made for goods composed of less than 75% cotton.

e. Subparagraph (d) (7a) is added to read as follows:

(7a) If the applicant requests a reduction in the division factors for finished piece goods containing less than 75% cotton, he shall furnish for the selected base period the following information:

(i) The applicant's total net sales of finished piece goods composed of less than 75% cotton converted by him and subject to Maximum Price Regulation No. 127.

(ii) The actual cost of the grey goods from which finished piece goods were made, the working allowance, the grey freight, the put-up charges and the finishing costs incurred in the production of such converted finished piece goods.

f. In subparagraph (d) (8), the word "cotton" is inserted between the words "of grey".

g. Subparagraph (d) (11) is added to read as follows:

(11) A statement of the number of yards of woven piece goods in inventory at the beginning and at the end of the selected base period, stated separately for grey goods and for finished piece goods.

h. Paragraph (f) is added to read as follows:

(f) *Reports of operations after adjustment.* Within 5 months after the effective date of any adjustment under this section, the converter obtaining the adjustment shall file with the Textile Price Branch, Office of Price Administration, Washington 25, D. C., a profit and loss statement covering 3 consecutive months of his operations under the adjusted ceilings. He shall also state the number of yards of woven piece goods in inventory at the beginning and at the end of the 3 months' period, giving this information separately for grey goods and for finished piece goods. The adjustment may be revoked or the adjusted ceilings modified if in the judgment of the Administrator such report discloses that the adjustment, as originally authorized, was erroneous. Nothing in this section, however, shall be construed to restrict the usual power of the Administrator to revoke or modify an order of adjustment at any time.

2. At the end of § 1400.82 (g) (1) (v), the following undesignated paragraph is added:

No application for adjustment filed after May 9, 1946 will be granted under this paragraph (v). All adjustments granted hereunder are revoked as of July 1, 1946.

3. Section 1400.82 (c) (7) is added to read as follows:

(7) At the converter's option, the grey freight referred to in the foregoing paragraphs of this paragraph (c) may be averaged on a per yard basis for the purpose of computing the maximum price of finished piece goods under paragraph (a) of this section. If this method is adopted its use must commence at the beginning of a calendar month and must continue for a period of four consecutive 3-month periods from the date of its adoption; grey freight for goods composed of 75% or more by weight of cotton fibre and for goods composed of less than 75% by weight of cotton fibre shall each be averaged separately; and each average shall be applied to goods of the same type. For each 3-month period in which this method is used, the grey freight shall be averaged as follows:

(i) Determine the permissible total amount of grey freight incurred during the first two calendar months of the immediately preceding 3-month period.

(ii) Determine the actual number of yards transported and upon which the permissible grey freight was incurred during the same period.

(iii) Divide the amount of grey freight by the number of yards.

4. Section 1400.82 is amended in the following respects:

a. The first sentence in paragraph (g) (1) (ii) is amended to read as follows:

Table II set forth below is to be used for finished piece goods containing less than 75% cotton by weight.

b. The first sentence in paragraph (g) (1) (iii) is amended to read as follows:

Table III set forth below is to be used for finished piece goods containing 75% or more by weight of cotton and of which 4% or more of coverage of either the warp or the filling in the finished piece goods is yarn-dyed or stock-dyed, regardless of the finish that is applied thereto.

c. In paragraph (g) (3) (i), the part thereof preceding Table II therein is amended to read as follows:

(i) *General.* This Table II is to be used for all finished piece goods containing less than 75% cotton by weight.

d. Footnote 1 to Table III in paragraph (g) (4) is amended to read as follows:

[1] Table III shall be used for finished piece goods containing 75% or more by weight of cotton of which 4% or more of coverage of the warps is yarn-dyed or stock-dyed, or of which 4% or more of coverage of the filling is yarn-dyed or stock-dyed.

5. Section 1400.82 is amended in the following respects:

a. Paragraph (i) (2) (vii) is added to read as follows:

(vii) On a resale of finished piece goods by an affiliate of the converter or producer of the goods.

b. Paragraph (a) (6) is amended by adding the following sentence: However, the 3% need not be deducted if the affiliate is exclusively engaged in the resale of finished piece goods in the same form (except for length and put-up) as that in which it acquires them.[2]

This amendment shall become effective May 9, 1946.

NOTE: All reporting requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

[1] 10 F.R. 14507, 14628, 15006; 11 F.R. 1783, 2075, 2221, 2986, 3863.

[2] Under § 1400.82 (i) (2) (vii), the affiliate's resale ceiling is limited to the same ceiling price as would be applicable to the original seller.

Issued this 9th day of May 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-7818; Filed, May 9, 1946; 11:52 a. m.]

PART 1347—PAPER, PAPER PRODUCTS, RAW MATERIALS FOR PAPER AND PAPER PRODUCTS, PRINTING AND PUBLISHING

[MPR 32[1], Amdt. 3]

PAPERBOARD

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 32 is amended in the following respects:

1. In section 13 (d), subparagraph (31) is added to read as follows:

(31) "Solid woodpulp board is a grade of paperboard consisting of at least 50% virgin groundwood pulp and the remainder consisting of either virgin chemical sulphite pulp, virgin bleached sulphate pulp or clippings from groundwood board and/or bleached or unbleached sulphite board and/or full bleached or semi-bleached sulphate board.

2. In Appendix C (a) item (5) (vii), (Solid Wood Pulp Board) is deleted.

3. In Appendix D, paragraph (a) (4) is added to read as follows:

(4) *Solid woodpulp boards.* (i) The maximum price for solid woodpulp boards in rolls or sheets shall be $96.00 per ton, with carload freight allowed not exceeding $10.00 per ton. (ii) All discounts, allowances and differentials granted by each manufacturer during October 1, 1940, to October 15, 1941, shall continue to apply. If a manufacturer had no such base period practice, he shall grant the discounts, allowances, and differentials of his most closely competitive seller.

This order shall become effective May 14, 1946.

Issued this 9th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7811; Filed, May 9, 1946; 11:50 a. m.]

PART 1315—RUBBER AND PRODUCTS AND MATERIALS OF WHICH RUBBER IS A COMPONENT

[MPR 435, Amdt. 12]

NEW BICYCLE TIRES AND TUBES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 435 is amended in the following respects:

1. Table IA, Appendix A, is amended by adding the following item:

Brand owner and brand:	Size
The Pharis Tire and Rubber Co.: Pharis Motorbike	24 x 2.25 $3.25

[1] 11 F.R. 3249, 3413.

2. Table IIA, Appendix A, is amended by adding the following item:

Brand owner and brand:	Size
The Pharis Tire and Rubber Co.: Pharis Motorbike	24 x 2.25 $1.23

3. Table IC, Appendix C, is amended by adding the following item:

Brand owner and brand:	Size
The Pharis Tire and Rubber Co.: Pharis Motorbike	24 x 2.25 $4.33

4. Table IIC, Appendix C, is amended by adding the following item:

Brand owner and brand:	Size
The Pharis Tire and Rubber Co.: Pharis Motorbike	24 x 2.25 $1.64

5. Table ID, Appendix D, is amended by adding the following item:

Brand owner and brand:	Size
The Pharis Tire and Rubber Co.: Pharis Motorbike	24 x 2.25 $3.25

6. Table IID, Appendix D, is amended by adding the following item:

Brand owner and brand:	Size
The Pharis Tire and Rubber Co.: Pharis Motorbike	24 x 2.25 $1.20

7. Tables IA and IIA in Appendix A, Tables IC and IIC in Appendix C, and Tables ID and IID in Appendix D are amended by substituting the brand owner "Dunlop Tire and Rubber Corporation" for the brand owner "Raleigh Cycle Distributors" wherever the latter appears as a brand owner in each of the listed tables.

This amendment shall become effective May 14, 1946.

Issued this 9th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7817; Filed, May 9, 1946; 11:51 a. m.]

PART 1349—ELECTRICAL GENERATION, TRANSMISSION CONVERSION AND DISTRIBUTION APPARATUS

[MPR 82, Amdt. 5]

WIRE AND CABLE

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 82 is amended in the following respect:

1. Paragraph (b) of section 1 is amended to read as follows:

(b) *Meaning of the term "electrical wire or cable".* The term "electrical wire or cable" means any wire or cable (bare or insulated) which is used primarily for conducting electricity, except that the term does not include galvanized or non-galvanized steel wire whether or not used for carrying an electric current. The term also includes hot rolled black or cleaned rods for electrical uses.

This amendment shall become effective May 14, 1946.

Issued this 9th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7812; Filed, May 9, 1946; 11:50 a. m.]

PART 1364—FRESH, CURED AND CANNED MEAT AND FISH PRODUCTS

[RMPR 239,[1] Amdt. 26]

LAMB AND MUTTON CARCASSES AND WHOLESALE CUTS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

In Revised Maximum Price Regulation No. 239 the following § 1364.161 is inserted immediately after § 1364.160 to read as follows:

§ 1364.161 *Maximum prices for slaughtering services.* Any person who slaughters ovine animals (lamb, yearlings, sheep) as a service for the purchaser of such animals shall remit to such purchaser an amount sufficient to make the cost of the dressed lamb or mutton carcass or of the wholesale cuts derived therefrom, to such purchaser, equal to or less than the costs which would be incurred by the purchaser, if he purchased the carcass or cuts from the slaughterer at the slaughterer's maximum prices therefor: *Provided*, That this requirement shall not apply in (i) cases where the purchaser does not acquire the carcasses or cuts for resale in any form; (ii) in cases where the live ovine animal (lamb, yearling or sheep) slaughtered was purchased at a fair, show or exhibition, from a member of a recognized farm youth organization, during a sale for which prior approval had been obtained from a district office of the Office of Price Administration by a county agent, county club agent, vocational agricultural instructor or the chief administrator of the State Department of Agriculture.

To enable the slaughterer to determine the amount to be remitted to the purchaser, it shall be the duty of such purchaser to advise the slaughterer of the amount paid for the ovine animals (lamb, yearlings, sheep).

This amendment shall become effective May 16, 1946.

Issued this 9th day of May 1946.

PAUL A. PORTER,
Administrator.

Approved: April 24, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-7814; Filed, May 9, 1946; 11:50 a. m.]

PART 1381—SOFTWOOD LUMBER

[2d Rev. MPR 222,[1] Amdt. 7]

NORTHERN SOFTWOOD LUMBER

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Second Revised Maximum Price Regulation 222 is amended in the following respects:

1. Appendix A—Article V is amended as follows:

a. Table 1 and Footnotes 4, 5, 6, 7, 14 and 15 thereof are amended to read as follows (all other footnotes remain unchanged):

TABLE 1—HEMLOCK BOARDS—ROUGH

Thickness and width (inches)	Length (feet)							Thickness and width (inches)	Length (feet)						
	6	8	10	12	14	16	6 to 16		6	8	10	12	14	16	6 to 16
No. 1 Common:								No. 3 Common—Continued							
1 x 4	$44.50	$49.00	$50.00	$50.00	$50.00	$52.00	$50.00	1 x 8	$42.50	$47.50	$48.00	$48.00	$48.00	$49.00	$48.00
1 x 6	47.00	51.50	52.50	52.50	52.50	54.00	52.50	1 x 10	43.50	47.50	48.00	48.00	48.00	49.00	48.00
1 x 8	47.00	51.50	52.50	52.50	52.50	54.00	52.50	1 x 12	43.50	48.00	48.00	48.00	48.00	49.00	48.00
1 x 10	48.50	53.00	54.00	54.00	54.00	55.50	54.00	No. 3 common and better:							
1 x 12	49.50	54.00	55.00	55.00	55.00	56.50	55.00	1 x 4 and wider, 4' long							36.50
Merchantable:								1 x 4 and wider, 6' long							38.50
1 x 4	43.50	48.00	49.00	49.00	49.00	51.00	49.00	No. 4 common:							
1 x 6	45.00	49.50	50.50	50.50	50.50	52.00	50.50	1 x 4	34.00	37.00	37.00	37.00	37.00	38.00	37.00
1 x 8	45.50	50.00	51.00	51.00	51.00	52.50	51.00	1 x 6	34.50	37.50	37.50	37.50	37.50	38.50	37.50
1 x 10	45.50	50.00	51.00	51.00	51.00	52.50	51.00	1 x 8	35.50	38.50	38.50	38.50	38.50	39.50	38.50
1 x 12	46.50	51.00	52.00	52.00	52.00	53.50	52.00	1 x 10	35.50	38.50	38.50	38.50	38.50	39.50	38.50
No. 2 Common:								1 x 12	35.50	38.50	38.50	38.50	38.50	39.50	38.50
1 x 4	42.50	47.50	48.00	48.00	48.00	50.00	48.00	1 x 4 and wider, 4' long							30.00
1 x 6	43.50	48.00	49.00	49.00	49.00	50.50	49.00	No. 5 common:							
1 x 8	44.00	49.00	50.00	50.00	50.00	51.50	50.00	1 x 4 and wider, 4' and longer							30.00
1 x 10	45.00	49.00	50.00	50.00	50.00	51.50	50.00	Grain and coal door boards:							
1 x 12	45.00	50.00	51.00	51.00	51.00	52.50	51.00	Grain door boards 6' long							38.50
No. 3 Common:								Grain door boards 7' long							41.50
1 x 4	42.00	45.00	45.00	45.00	45.00	46.00	45.00	Coal door boards 6' long							34.50
1 x 6	42.00	46.50	47.00	47.00	47.00	48.00	47.00	Coal door boards 7' long							36.50

	Add
4. S1S, S2S, S1E, S2E	$3.00
5. S1S1E, S2S1E, S1S2E, S4S, D & M, shiplap	4.00
6. S2S and resaw one cut	4.00
7. Drop siding ceiling, grooved roofing partition, fancy shiplap	$5.50
14. 1 x 2: to the price of 1 x 4 of the same length and grade	1.50
15. 1 x 3: to the price of 1 x 6 of the same length and grade	1.50

b. Table 2 and footnotes 5, 6, 8 and 16 thereof are amended to read as follows (all other footnotes remain unchanged):

TABLE 2—HEMLOCK DIMENSION: ROUGH

Thickness and width (inches)	Length (feet)								Thickness and width (inches)	Length (feet)							
	6	8	10	12	14	16	18 and 20	22 and 24		6	8	10	12	14	16	18 and 20	22 and 24
No. 1 piece stuff:									No. 3 piece stuff—Continued								
2 x 3 and 2 x 4	$42.50	$50.00	$49.00	$49.00	$49.00	$50.00	$53.00	$55.00	2 x 8	$37.50	$44.00	$44.00	$44.00	$44.00	$44.00	$47.00	$49.00
2 x 6	41.50	48.00	48.00	48.00	48.00	48.00	53.00	55.00	2 x 10	37.50	44.00	44.00	44.00	44.00	44.00	48.00	50.00
2 x 8	42.50	49.00	49.00	49.00	49.00	49.00	53.00	55.00	2 x 12	37.50	44.00	44.00	44.00	44.00	44.00	48.00	50.00
2 x 10	43.50	51.00	52.00	52.00	52.00	52.00	55.00	57.00	No. 3 and better piece stuff, also lengths:								
2 x 12	44.50	52.00	53.00	53.00	53.00	53.00	55.00	57.00	2 x 4 and wider, 4' long								35.00
Merchantable piece stuff:									2 x 4 and wider, 6' long								37.00
2 x 3 and 2 x 4	41.50	49.00	48.00	48.00	48.00	49.00	52.50	54.50	No. 4 piece stuff:								
2 x 6	40.50	47.50	47.50	47.50	47.50	47.50	51.50	53.50	2 x 3 and 2 x 4	$4.00	38.00	36.00	36.00	36.00	36.00	37.00	
2 x 8	41.50	48.00	48.00	48.00	48.00	48.00	52.50	54.50	2 x 6	33.50	34.50	34.50	34.50	34.50	35.50		
2 x 10	42.50	49.50	50.50	50.50	50.50	50.50	53.50	55.50	2 x 8	34.00	36.00	36.00	36.00	36.00	37.00		
2 x 12	42.50	49.50	50.50	50.50	50.50	50.50	53.50	55.50	2 x 10	34.00	36.00	36.00	36.00	36.00	37.00		
No. 2 piece stuff:									2 x 12	34.00	36.00	36.00	36.00	36.00	37.00		
2 x 3 and 2 x 4	40.50	48.00	47.00	47.00	47.00	48.00	51.00	53.00	2 x 4 and wider, 4' long								31.00
2 x 6	40.00	45.50	45.50	45.50	45.50	45.50	49.00	51.00	No. 5 piece stuff: 2 x 4 and wider, 4' and longer								30.00
2 x 8	40.50	46.50	46.50	46.50	46.50	46.50	50.00	52.00									
2 x 10	41.00	47.50	48.50	48.50	48.50	48.50	50.50	52.50									
2 x 12	41.00	47.50	48.50	48.50	48.50	48.50	50.50	52.50									
No. 3 piece stuff:																	
2 x 3 and 2 x 4	37.50	45.00	44.00	44.00	44.00	45.00	47.00	49.00									
2 x 6	37.50	43.00	43.00	43.00	43.00	43.00	46.00	48.00									

	Add
5. S1S, S2S, S1E, S2E	$3.00
6. S1S1E, S2S1E, S1S2E, S4S, D & M, shiplap	4.00
8. Drop siding, ceiling, fancy shiplap, grooved roofing or partition	$5.50
16. 2 x 2": To the price of 2 x 4" of the same length and grade	1.50

[1] 8 F.R. 14126; 9 F.R. 789, 1054, 10498; 10 F.R. 14186, 15215; 11 F.R. 1987.

c. Table 3 and footnotes 3 to 11 inclusive thereof are amended to read as follows (all other footnotes remain unchanged):

TABLE 3—HEMLOCK PLANK AND TIMBERS: ROUGH

Thickness and width (inches)	Length (feet)			
	10	12 to 16	18 and 20	22 and 24
Merchantable:				
3 x 6	$46.00	$43.00	$48.00	$50.00
3 x 8	46.00	43.00	48.00	50.00
3 x 10	48.00	45.00	50.00	52.00
3 x 12	49.00	46.00	51.00	53.00
4 x 4	46.00	43.00	48.00	50.00
4 x 6	46.00	43.00	48.00	50.00
4 x 8	47.00	44.00	49.00	51.00
4 x 10	48.00	45.00	50.00	52.00
4 x 12	49.00	46.00	51.00	53.00
6 x 6	47.00	44.00	49.00	51.00
6 x 8	47.00	44.00	49.00	51.00
6 x 10	48.00	45.00	50.00	52.00
6 x 12	49.00	46.00	51.00	53.00
8 x 8	47.00	44.00	49.00	51.00
8 x 10	48.00	45.00	50.00	52.00
8 x 12	49.00	46.00	51.00	53.00
10 x 10	48.00	45.00	50.00	52.00
10 x 12	49.00	46.00	51.00	53.00
12 x 12	49.00	46.00	51.00	53.00

	Add
3. S1S, S2S, S1E, S2E, 3" thicknesses in all widths	$3.50
4. S1S, S2S, S1E, S2E, 4" and thicker in widths up to and including 8"	3.50
5. S1S, S2S, S1E, S2E, 4" and thicker in widths greater than 8"	4.00
6. S1S1E, S2S1E, S1S2E, S4S, 3" thicknesses in all widths	4.50
7. S1S1E, S2S1E, S1S2E, S4S, 4" and thicker in widths up to and including 8"	4.50
8. S1S1E, S2S1E, S1S2E, 4" and thicker in widths greater than 8"	5.00
9. D & M or shiplap, 3" thicknesses all widths	5.00
10. S4S, D & M, or shiplap 4" and thicker in widths up to and including 8"	5.00
11. S4S, D & M, or shiplap 4" and thicker in widths greater than 8"	5.50

d. Table 4 is amended to read as follows:

TABLE 4—HEMLOCK LATH
PATENT SHEATHING LATH

Worked from—	No. 1	Merchantable	No. 2	No. 3
4" 4' and longer, mixed bundled	$52.25	$51.25	$50.25	$49.25
6" 4' and longer, mixed bundled	53.25	51.75	50.75	48.75

Hemlock lath	Length	Per 1,000 pieces
No. 1	4'	$6.45
No. 2	4'	5.70
No. 1 Snow Fence 1½ x 1½	4'	10.45
No. 3	4'	4.70
Merchantable	32"	3.55

2. Appendix B—Article VI is amended as follows:

a. Table 9 is amended to read as follows:

TABLE 9—NORTHERN WHITE PINE SHOP

Thickness	No. 1, 6" and wider 8' and longer	No. 2, 6" and wider 8' and longer	No. 3, 4" and wider 4' and longer
Rough:			
5/4	$98.25	$71.25	$55.25
6/4	98.25	75.25	55.25
8/4	103.25	80.25	60.25
9/4	138.25	110.25	60.25
12/4	138.25	110.25	60.25
16/4	148.25	136.25	77.25

Thickness	6" and wider 8' to 16'	8" and wider 8' to 16'
S1op common:		
5/4 rough	$53.75	$58.75

This amendment shall become effective May 8, 1946.

Issued this 8th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7769; Filed, May 8, 1946; 4:49 p. m.]

PART 1399—CONSTRUCTION, OIL FIELD, MINING AND RELATED MACHINERY

[MPR 134, Amdt. 20]

CONSTRUCTION AND ROAD MAINTENANCE EQUIPMENT RENTAL PRICES AND CHARGES FOR OPERATING AND MAINTENANCE OR REPAIR AND REBUILDING SERVICES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 134 is amended in the following respects:

Section 16 is deleted.

This amendment shall become effective May 14, 1946.

Issued this 9th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7815; Filed, May 9, 1946; 11:51 a. m.]

PART 1450—TRANSPORTATION

[MPR 571, Amdt. 4]

RENTAL OF COMMERCIAL MOTOR VEHICLES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 571 is amended in the following respects:

Subparagraph 1 of section 2 (e) is deleted.

This amendment shall become effective May 14, 1946.

Issued this 9th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7816; Filed, May 9, 1946; 11:51 a. m.]

Chapter XV—Board of War Communications

[Order 20-A]

PART 1717—PRIORITY FOR URGENT TELEPHONE TOLL CALLS ESSENTIAL TO THE WAR EFFORT OR PUBLIC SAFETY

REPORTS

Whereas, The Board of War Communications on November 1, 1942 (7 F.R. 8336), issued Order No. 20 deemed by the Board to be necessary for the national security and defense and the successful conduct of the War; and

Whereas, In the light of present conditions it appears that § 1717.4 (b) of said order has served the purposes for which it was issued and is no longer required for such purposes;

Now, therefore, pursuant to the authority contained in Executive Orders 8964 and 9089, dated December 10, 1941, and March 6, 1942, respectively, *It is hereby ordered*, That § 1717.4 (b) of Order No. 20 of the Board of War Communications be, and hereby is, cancelled and deleted from said order, effective immediately.

BOARD OF WAR COMMUNICATIONS,
CHARLES R. DENNY,
Acting Chairman.

Attest: April 22, 1946.

E. M. WEBSTER,
Acting Secretary,
Commodore, U. S. Coast Guard.

[F. R. Doc. 46-7732; Filed, May 8, 1946; 11:46 a. m.]

[Order 34]

PART 1721—PRIORITY FOR URGENT TELETYPEWRITER EXCHANGE (TWX) MESSAGES ESSENTIAL TO THE WAR EFFORT AND PUBLIC SAFETY

PRIORITIES, RECORDS, REPORTS, ETC.

Whereas, The Board of War Communications on February 1, 1943 (8 F.R. 1145), §§ 1721.1 to 1721.5, inclusive, issued (Order No. 26), deemed by the board to be necessary for the national security and defense and the successful conduct of the war; and

Whereas, in the light of present conditions it appears that said order has served the purpose for which it was issued and is no longer required for such purposes;

Now, therefore, by virtue of the authority vested in the Board by Executive Orders 8964 and 9089, dated December 10, 1941, and March 6, 1942, respectively, *It is hereby ordered*, That §§ 1721.1 to 1721.5, inclusive (Order No. 26), of the Board of War Communications be, and the same hereby is, cancelled, effective immediately.

BOARD OF WAR COMMUNICATIONS,
CHARLES R. DENNY,
Acting Chairman.

Attest: April 22, 1946.

E. M. WEBSTER,
Acting Secretary,
Commodore, U. S. Coast Guard.

[F. R. Doc. 46-7734; Filed, May 8, 1946; 11:46 a. m.]

[Order 27-D]

PART 1722—PRECEDENCE FOR TELEGRAPH MESSAGES ESSENTIAL TO THE WAR EFFORT OR PUBLIC SAFETY

Whereas, the Board of War Communications has determined that the national defense and security and the successful conduct of the war demand that certain telegraph messages relating to the war effort and public safety be given preferred handling:

Now, therefore, by virtue of the authority vested in the Board by Executive Order No. 8964 of December 10, 1941, prescribing regulations governing the pref-

erence and priority of communications, and by Executive Order No. 9089 of March 6, 1942, prescribing regulations governing the use, control, supervision and closing of stations and facilities for wire communications: It is hereby ordered as follows:

Sec.
1722.1 Precedence.
1722.2 Procedure for indicating priorities.
1722.3 Other messages.
1722.4 Definition of domestic message.
1722.5 Priorities procedures.
1722.6 Violations.

§ 1722.1 *Precedence.* Effective February 15, 1943, all wire-line telegraph, cable and radiotelegraph carriers shall upon specific designation by the sender give precedence in the handling of telegraph, cable, and radiotelegraph messages in accordance with the provisions of and in the order set forth below:

(a) *US Urgent.* To apply to domestic and international messages filed by the War and Navy Departments and to international messages filed by the State Department and the Federal Bureau of Investigation of the Department of Justice.

(b) *OP Priority.* To apply to domestic and international messages filed only by the War and Navy Departments.

(c) *Priority.* To apply to domestic and international messages filed by the State, War, or Navy Departments, the Federal Bureau of Investigation of the Department of Justice, the Office of War Information, the United Nations Relief and Rehabilitation Administration and the United Nations Organization, and to any other domestic message requiring immediate transmission for war purposes or to safeguard life or property and which relates to one or more of the following matters:

Immediate dangers due to the presence of the enemy.

Emergency communications in connection with actual military or naval requirements.

Hurricane, flood, earthquake, or other disaster.

Messages designated US Urgent, OP Priority, and Priority shall interrupt the transmission of all telegraph messages of lower precedence.

(d) *Rapid.* To apply to any domestic message which requires prompt transmission and delivery for the national defense and security, the successful conduct of the war, or to safeguard life or property and which involves matters of the following type:

Important governmental functions.

Machinery, tools, or raw materials for war plants.

Production, movement, and diversion of essential supplies.

Maintenance of essential public services.

Supply, movement, and diversion of food.

Civilian defense or public health and safety.

§ 1722.2 *Procedure for indicating priorities.* The priority indicators "US Urgent", "OP Priority", "Priority", and "Rapid" should be written by the sender in the "To" space immediately before the address on messages being transmitted over commercial circuits. They are to be transmitted in plain language.

§ 1722.3 *Other messages.* Messages not designated with one of the foregoing priorities shall be handled in accordance with legally established classifications and tariffs on file with the Federal Communications Commission.

§ 1722.4 *Definition of domestic message.* As used in this order, domestic message means any telegraph message originating in the continental United States and destined to a point in the continental United States, Canada or Mexico.

§ 1722.5 *Priorities procedures.* The Federal Communications Commission is hereby requested and authorized in cooperation with the carriers concerned to evolve procedures and routines to effectuate the precedence and requirements set forth in this order.

§ 1722.6 *Violations.* Any sender of a telegraph message who wilfully obtains or attempts to obtain priority for a telegraph message by fraudulently designating such message as a priority message or by furnishing false information to any telegraph carrier for the purpose of obtaining a priority, shall be subject to appropriate governmental action.

Subject to such further order as the Board may deem appropriate.

NOTE: This order is identical to Order No. 27-C (9 F.R. 4986) except that the United Nations Organization has been added to § 1722.1 (c).

BOARD OF WAR COMMUNICATIONS,
CHARLES R. DENNY,
Acting Chairman.

Attest: March 28, 1946.

O. A. PETERSON,
Acting Secretary,
Commander, U. S. Coast Guard.

[F. R. Doc. 46-7733; Filed May 8, 1946; 11:16 a. m.]

Chapter XIX—Reconstruction Finance Corporation

[Reg. 7, Amdt. 2]

PART 7007—STRIPPER WELL COMPENSATORY ADJUSTMENTS

MISCELLANEOUS AMENDMENTS

Section 7007.1, *Definitions,* is amended by adding the following new subparagraphs (h) and (i):

(h) "Basic maximum price" means the maximum amount per barrel which may be charged or paid for crude pursuant to section 10, or 11, and section 12 (b) of OPA Revised Maximum Price Regulation 436.

(i) "Ceiling price" means the maximum amount per barrel which may be charged or paid for crude produced in a designated area, and is the sum of the basic maximum price as defined in subparagraph (h) above plus the amount appearing in the attached Schedule "A" opposite the designated area in which such crude was produced.

Section 7007.5, *Amount of claims,* is amended by changing subparagraphs (a) and (c) to read as follows:

(a) A claim with respect to the purchase of crude produced from any designated area shall be in an amount equal to the number of barrels of such crude purchased and paid for multiplied by the excess, if any, by which the amount per barrel paid for such crude exceeds the basic maximum price thereof: *Provided, however,* That such claim shall in no event be greater than an amount equal to the number of barrels of such crude purchased and paid for, multiplied by the amount per barrel appearing in the attached Schedule A opposite the designated area in which such crude was produced. Crude for which an applicant is prohibited from paying the purchase price in whole or in part because of inability on the part of applicant to determine the legal owner or owners, or by reason of other legal prohibitions, shall be deemed to have been paid for when there has been recorded in Applicant's books a suspense or other account reflecting a liability on the part of Applicant for such purchase price which Applicant will ultimately pay to the party or parties legally entitled thereto.

(c) Claims with respect to crude produced in any designated area may include only quantities run from receiving tanks on or after the effective date of the inclusion of such designated area in the attached Schedule A.

This amendment No. 2 shall become effective as of April 1, 1946.

Issued this 30th day of April 1946.

RECONSTRUCTION FINANCE CORPORATION,
By GEORGE STONER,
Associate Director,
Office of Defense Supplies.

[F. R. Doc. 46-7759; Filed, May 8, 1946, 2:27 p. m.]

Chapter XXII—Retraining and Reemployment Administration

[Order 7]

INTER-AGENCY COMMITTEE ON REHABILITATION SERVICES FOR SEVERELY DISABLED PERSONS

ESTABLISHMENT OF COMMITTEE

1. *General statement.* The purpose of this order is to provide for the establishment of a Committee which will be representative of those Federal agencies concerned with the provision of adequate rehabilitation services to seriously disabled persons. Recent studies have disclosed a lack of sufficient facilities for rehabilitation of severely disabled veterans and others, and a need for better coordination of existing facilities.

2. *Organization of the committee.* Pursuant to Title III, section 302, War Mobilization and Reconversion Act of 1944 (Public Law 458, 78th Congress) a Committee to be known as the Inter-Agency Committee on Rehabilitation Services for Severely Disabled Persons is hereby established. This Committee will consist of a Secretary designated by the Administrator of the Retraining and Reemployment Administration and of representatives from each of the following agencies of the Federal Government:

Department of Agriculture.
Department of Labor.
Federal Security Agency.
Department of Commerce.

Representatives of the agencies named will qualify for membership on the Committee upon designation as such by the head of the respective agency and approval by the Administrator. One alternate may be named for each member, and, upon qualifying in like manner, such alternate may act in the place of his principal. The Administrator, or one designated by him for such purpose, will preside as Chairman of the Committee. The Committee will meet upon call of the Chairman.

3. *Functions of the Committee.* The Committee will study and evaluate all existing facilities in the United States for meeting the needs of severely handicapped persons; will propose plans and methods for the improvement and extension of such services; and will recommend to the Administrator the development of additional facilities to the extent determined essential. In the performance of its functions, the Committee may consult with representatives of state agencies and other organizations directly interested in provision of rehabilitation services to seriously disabled persons.

4. *Participation of the Veterans' Administration.* By copy of this order, the Administrator of Veterans' Affairs is requested to designate appropriate representatives to serve as members of this Committee.

G. B. ERSKINE,
Major General, U. S. M. C.,
Administrator.

MAY 8, 1946.

[F. R. Doc. 46-7757; Filed, May 8, 1946; 1:52 p. m.]

Chapter XXIII—War Assets Administration

[Reg. 2]

PART 8302—DISPOSAL OF SURPLUS PERSONAL PROPERTY TO PRIORITY CLAIMANTS

War Assets Administration Regulation 2, April 5, 1946, entitled "Disposal of Surplus Personal Property to Government Agencies and State and Local Governments" (11 F.R. 4093), is hereby revised and amended as herein set forth. The title is amended to read as follows: "Disposal of Surplus Personal Property to Priority Claimants". Order 2, November 16, 1945 (10 F.R. 14202), Order 3, December 15, 1945 (10 F.R. 15217), Order 4, January 10, 1946, (11 F.R. 637), and Order 5, March 21, 1946 (11 F.R. 3301), under this part, shall continue in full force and effect.

Sec.
8302.1 Definitions.
8302.2 Scope.
8302.3 Applicability of regulations and directives of War Production Board, Civilian Production Administration, Office of Price Administration, and Secretary of Agriculture, and disposals which may be exempted from this part.
8302.4 Set-asides for veterans.
8302.5 Order of priorities.
8302.6 Reservations for priority claimants.
8302.7 Information about available property.
8302.8 Issuance of certificates to veterans.
8302.9 Transfers and disposals to priority claimants.
8302.10 Transfers of surplus standard administrative and maintenance property to the Treasury Department, and acquisition of such property by Government agencies.
8302.11 Fair value.
8302.12 Acquisition by priority claimants without exercising priority.
8302.13 Records and reports.
8302.14 Regulations by disposal agencies to be reported to War Assets Administrator.
Exhibit A Property to be set aside for veterans.

AUTHORITY: §§ 8302.1 to 8302.14, inclusive, issued under Surplus Property Act of 1944 (58 Stat. 765, 50 U.S.C. App. Sup. 1611), Public Law 181, 79th Cong., 1st Sess. (59 Stat. 533), Executive Order 9689 (11 F.R. 1265), and Public Law 375, 79th Cong., 2d Sess.

§ 8302.1 *Definitions*—(a) *Terms defined in act.* Terms not defined in paragraph (b) of this section which are defined in the Surplus Property Act of 1944 shall in this part have the meaning given to them in the Act.

(b) *Other terms.* (1) "Government agency" means any executive department, independent establishment, board, bureau, commission, or other agency of the Federal Government, or any corporation wholly owned (either directly or through one or more corporations) by the United States.

(2) "Standard administrative and maintenance property" means all property from time to time listed in stock catalogues issued by the Procurement Division of the Treasury Department. These catalogues normally include, among other items, office supplies, furniture, and equipment, and maintenance operating supplies.

(3) "State and local governments" means any State, territory, or possession of the United States, the District of Columbia, and any political subdivision or instrumentality thereof.

(4) "Own" business or professional or agricultural enterprise of a veteran means one of which more than fifty (50) per cent of the invested capital thereof is beneficially, and not merely nominally or formally, owned by a veteran or veterans, or one of which more than fifty (50) per cent of the net income thereof beneficially, and not merely nominally or formally, accrues to a veteran or veterans. A veteran may be deemed to have his "own business or professional or agricultural enterprise" for the purpose of acquiring particular tools or equipment when he is engaged by others as an employee or agent and is required by his employment to have his own tools or equipment.

(5) "Small business" when used herein means a veteran's own small business and may include any commercial or industrial enterprise or group of enterprises under common ownership or control, which does not at the date of purchase of surplus property hereunder have more than five hundred (500) employees, or any such enterprise which by reason of its relative size and position in its industry is certified by War Assets Administration to be a small business.

(6) "Veteran" means any person in the active military or naval service of the United States during the present war, or any person who served in the active military or naval service of the United States on or after September 16, 1940, and prior to the termination of the present war, and who has been discharged or released therefrom under honorable conditions. Veterans "released" from military or naval service shall include persons on terminal leave or final furlough and those whose status has been changed from "active" to "inactive".

§ 8302.2 *Scope.* This part shall apply only to disposals made by disposal agencies within the continental United States, its territories or possessions; *Provided,* That § 8302.10 shall apply only within the continental United States. This part shall not apply to any disposals of real property; nor to personal property appurtenant to, or severed from, or assigned for disposal in connection with, real property, and disposed of pursuant to Parts 8305 [1], 8310 [2], 8316 [3], or 8320 [4].

§ 8302.3 *Applicability of regulations and directives of War Production Board, Civilian Production Administration, Office of Price Administration, and Secretary of Agriculture; and disposals which may be exempted from this part*—(a) *Applicability of regulations and directives of War Production Board, Civilian Production Administration, Office of Price Administration, and Secretary of Agriculture.* All disposals hereunder shall be subject to applicable regulations and directives issued under the authority of any law referred to in section 34 (b) of the Surplus Property Act of 1944, including those issued by the War Production Board, the Civilian Production Administration, the Office of Price Administration, and the Secretary of Agriculture.

(b) *Disposals which may be exempted from this part.* Subject to the provisions of paragraph (a) of this section, disposal agencies may dispose of surplus property without regard for any provisions of this part:

(1) When property is transferred to the National Housing Administrator pursuant to the provisions of Public Law 292, 79th Congress;

(2) Until peace is concluded to supply the needs of the armed forces;

(3) When the property is of such nature or in such situation that its immediate disposal is necessary to prevent its deterioration, spoilage, or serious loss or damage, or when its disposal is necessary to relieve critical storage requirements;

(4) When upon application to the War Assets Administrator by a disposal agency, the Administrator shall find that it is impracticable or uneconomical to require the disposal of designated property according to the provisions of this part;

[1] SPA Reg. 5 (11 F.R. 2644, 3301, 4096).
[2] SPA Rev. Reg. 10 (11 F.R. 949, 2713, 3302).
[3] SPA Reg. 16 (10 F.R. 14204, 14628, 14866; 11 F.R. 2603, 4164, 4585).
[4] SPA Reg. 20 (11 F.R. 162, 561, 3302).

(5) When the nature or condition of any surplus property sold is such that it it not usable or safe for use by the consumer in its existing form without processing, reprocessing, reconditioning, or repackaging;

(6) When the cost (estimated if not known) of all substantially similar items of such property in the possession of the disposal agency at any one location at any one time does not exceed $300; or when the cost (estimated if not known) of any item or group of identical items, normally constituting a single entry on Form SPB–1, and in the possession of the disposal agency at any one location at any one time, does not exceed $100.

§ 8302.4 *Set-asides for veterans.* (a) Each disposal agency to which there is assigned for disposal any property of the types set forth in Exhibit A hereto shall set aside all of such property in its possession for exclusive disposal to veterans for their own personal use, or to enable them to establish and maintain their own small business, professional, or agricultural enterprises. Such property shall be held for disposal to veterans holding certificates issued pursuant to § 8302.8 for a period of not less than fifteen (15) days after public notice of its availability for such disposal, or for such longer period as the Administrator may direct, and any balance remaining undisposed of thereafter may be made available for disposal in accordance with the other provisions of this part.

(b) In disposing of property to veterans under this section disposal agencies may establish the maximum and minimum quantities which may be acquired by any one veteran at any one time during a given period of time. When the supply of any type of surplus property offered at any time will be insufficient to fill the orders of the eligible veterans, equitable distribution among such veterans may be accomplished (1) in accordance with the date of a certification or registration, or (2) on such other basis as shall be approved upon special application to the Administrator; *Provided*, That in any method adopted there shall be equitable distribution between veterans desiring to acquire property for their own personal use and veterans desiring to acquire it for business, professional, or agricultural use. In giving public notice of availability of any property disposal agencies shall specify the method by which distribution of such property will be made among veterans.

§ 8302.5 *Order of priorities.* Except as to property disposed of under § 8302.4, disposal agencies shall, subject to the provisions of § 8302.6, observe the following order of priorities:

(a) Transfers to Government agencies for their own use shall be given priority over disposals to all others.

(b) Disposals to veterans holding certificates to acquire property to enable them to establish and maintain their own small business, professional, or agricultural enterprises shall be given priority over disposals to all others except as provided in paragraph (a) of this section.

(c) Purchases by Reconstruction Finance Corporation, as successor to Smaller War Plants Corporation, for resale under section 18 (e) of the Surplus Property Act of 1944 shall be given priority over disposals to all others except as provided in paragraphs (a) and (b) of this section.

(d) Disposals to State and local governments for their own use shall be given priority over disposals to all others except as provided in paragraphs (a), (b), and (c) of this section.

§ 8302.6 *Reservations for priority claimants.* (a) In giving effect to the provisions of § 8302.5, disposal agencies shall observe the following requirements with respect to the periods of time during which property will be offered to priority claimants:

(1) Government agencies shall in no case be given a period in excess of twenty days after the date of public notice of availability of the property.

(2) Property offered to veterans may not be disposed of to others for a minimum period of fifteen (15) days after the date of public notice to veterans.

(b) Each disposal agency, based upon experience and demonstrated demand, may estimate the quantity of each item of surplus property which it is necessary to hold in reserve in order to provide an adequate supply thereof to satisfy the probable needs of priority claimants for such item. Such quantities shall be reviewed and adjusted periodically by the disposal agency in the light of the changing requirements of priority claimants and the areas in which such requirements exist. There need be no earmarking of specific property, but the quantities of surplus property so estimated shall be reserved for exclusive disposal to priority claimants subject to the periods specified in paragraph (a). Any property in excess of such reserved quantities may, notwithstanding the provisions of paragraph (a), be disposed of promptly to others.

(c) In order to assist the disposal agencies to reserve quantities of surplus property, pursuant to the provisions of paragraph (b), adequate to satisfy the needs of priority claimants including Reconstruction Finance Corporation as successor to Smaller War Plants Corporation for resale under Section 18 (e) of the Surplus Property Act of 1944, Reconstruction Finance Corporation may advise the disposal agencies from time to time of the quantities and kinds of surplus property which it needs or may need for such purposes to the end that any reservations established under paragraph (b) of this section may be adequate to supply such anticipated needs.

§ 8302.7 *Information about available property—(a) Availability of records of surplus property; Government requirements officers.* Disposal agencies shall establish procedures to insure that designated representatives or procurement officers of Government agencies and State and local governments shall have access to the information on the property records of the disposal agencies, and shall upon request from time to time inform such representatives or procurement officers about surplus property for which declarations have been received or are anticipated. Each disposal agency shall appoint in its central office and in each regional office thereof a Government requirements officer or officers, whose duties shall include (1) transmitting to Government agencies and State and local governments information concerning surplus property which is or may become available for disposal; (2) assisting in programming sales or offerings in such a manner as to afford Government agencies and State and local governments an opportunity to purchase any and all kinds of property they desire; (3) ascertaining the probable needs for all kinds of property of Government agencies and State and local governments within the region served by each regional office to the end that any reservations established under § 8302.6 (b) may be adequate to supply the probable needs of Government agencies and State and local governments within the region served by the office; (4) cooperating with such advisory committees as the Administrator may appoint; and (5) taking all other necessary or desirable steps to see that all requirements of this part are complied with. It shall be the responsibility of Government agencies, in order to avoid making purchases through commercial channels, continuously to consult the records of the disposal agencies and to determine whether their requirements for all items of property can be satisfied out of surplus property in the hands of the disposal agencies.

(b) *Notice of offering.* Disposal agencies shall give public notice of all offerings to priority claimants and to the extent feasible shall adopt other procedures which will allow priority claimants to receive notice of what surplus property is available or offered for sale within the area in which the offering is made. Government agencies and State and local governments shall have the right upon request to be put on mailing lists for notices in all cases where such lists are used to offer property for disposal, including mailing lists otherwise reserved to special classes of buyers, unless the disposal agency shall find that the giving of such notices to Government agencies and State and local governments shall for any particular type of property become impracticable, unduly expensive to the Government, or unreasonably burdensome on the facilities of the disposal agency. When paid advertising is used as the method of offering, no other notice need be given to priority claimants.

§ 8302.8 *Issuance of certificates to veterans.* (a) A veteran desiring to acquire property set aside under § 8302.4 or to exercise his priority under § 8302.5 shall apply to any certifying office of War Assets Administration and shall furnish the Administration with complete information regarding the property desired. War Assets Administration will satisfy itself through reference to the applicant's discharge papers or to other satisfactory evidence that the applicant is a veteran and that the property applied for is for his own personal use or to enable him to establish or maintain his own small business, professional, or agricultural enterprise and shall require of the applicant a supporting statement or affidavit. War Assets Administration will issue an appropriate certificate to such veteran stating that he is a veteran entitled to purchase the types and quantities of the property described therein.

(b) Whenever a disposal agency within the continental United States other than War Assets Administration receives an application from a veteran desiring to acquire property hereunder but not accompanied by a certificate, the application shall be referred to War Assets Administration for certification, together with full information regarding the availability of the property and the price, terms, and conditions of sale.

(c) In the territories and possessions where no office of War Assets Administration is established for the certification of veterans, they may act hereunder by dealing directly with the appropriate disposal agency, and in such case such disposal agency shall to the extent feasible perform the functions which would be performed by the War Assets Administration in the continental United States under this section.

(d) Each veteran shall present the certificate when acquiring property from a disposal agency, which shall rely upon the certificate that the holder is a veteran entitled to acquire the property described therein in accordance with the terms of the certificate. Veterans shall be entitled to acquire the quantity of property for which they are certified, subject to such equitable distribution among veterans as may be adopted by the disposal agency pursuant to the provisions of § 8302.4(b) or §8302.9(c), before such property may be made available to lower priority or non-priority claimants. Special effort shall be made to insure that property available to veterans may be inspected by them. Surplus property may be offered for sale to veterans on credit on terms and conditions established by the disposal agencies.

§ 8302.9 *Transfers and disposals to priority claimants.* (a) Subject to the provisions of § 8302.10 in the case of Government agencies, disposal agencies shall transfer or dispose of surplus property to a priority claimant in quantities not smaller than the smallest lot consistent with commercial practice and at the fair value of such property as provided in § 8302.11. Disposal agencies shall make such transfers of surplus property to a Government agency without reimbursement or transfer of funds whenever a transfer on such terms by the owning agency by which such property was declared surplus would be authorized by any law approved subsequent to June 21, 1944 to be made to the agency desiring such property. The agency desiring such property without reimbursement or transfer of funds shall pay all transportation charges but not the cost of packing and shall furnish when necessary a Government bill of lading bearing identification of the appropriation against which such transportation charges are to be charged.

(b) Except in the case of transfers to Reconstruction Finance Corporation as successor to Smaller War Plants Corporation for resale under section 18 (e) of the Surplus Property Act of 1944, and disposals to veterans of property to be resold with or without processing or fabrication in the regular course of business, transfers or disposals to priority claimants shall be for their own use only and not for transfer or disposition by them to others, and disposal agencies may require priority claimants so to certify.

(c) Disposal agencies shall adopt procedures designed to distribute surplus property equitably among claimants entitled to the same priority and shall file orders in the sequence in which they were received, or on such other equitable basis as the disposal agency may determine in any case where it has reason to believe that the quantity of any type of property available at any time will be insufficient to supply the needs of all claimants in a given priority class. In such event disposal agencies may establish the maximum quantity which may be acquired by any one priority claimant within the same class at any one time.

(d) Priority claimants may place orders with a disposal agency at any time, and such orders shall be filled from any available surplus property, subject to the provisions of §§ 8302.4, 8302.5, and 8302.6. If no property is available or likely to become available, the disposal agency shall notify the claimant and upon the dispatching of such notification the order shall lapse. Property already advertised for public competitive bids or for sale at auction or for immediate purchase at a fixed time and property specifically selected by a prospective purchaser shall not be considered available. No property shall be offered for disposal to non-priority claimants unless it has first been offered to priority claimants or necessary provision has been made for reservations for priority claimants in accordance with § 8302.6.

§ 8302.10 *Transfers of surplus standard administrative and maintenance property to the Treasury Department and acquisition of such property by Government agencies.* (a) In order to facilitate the transfer of surplus property from one Government agency to other Government agencies for their own use and not for transfer or disposition to others outside the Government, the Treasury Department as the central procurement agency of the Government may acquire from the disposal agencies such quantities of surplus standard administrative and maintenance property as it needs to satisfy the requirements for such property of all Government agencies within the continental United States, other than the War Department, Navy Department, and Veterans Administration, and other than each disposal agency for the types of property for which it is designated as such under Part 8301.[1] Government agencies shall cooperate with the Treasury Department in compiling estimates and shall provide the Treasury Department with such information concerning their requirements as it may need in order to promote the fullest utilization of surplus property.

(b) Disposal agencies shall transfer surplus standard administrative and maintenance property to the Treasury Department in accordance with the provisions of §8302.9 and at a fair value which reflects the estimated expenses to be incurred by the Treasury Department in making distribution to Government agencies, and the Treasury Department shall promptly upon such transfer take possession and assume responsibility for the care, handling, and disposition of such property.

(c) It shall be the responsibility of all such Government agencies, in order to avoid making purchases of such property through commercial channels when such property is available from surplus, continuously to consult the stock catalogues issued by the Procurement Division of the Treasury Department.

(d) Except in cases where transfers may be made without reimbursement or transfer of funds, no Government agency other than the War Department, Navy Department, and Veterans' Administration, and other than each disposal agency for the types of property for which it is designated as such under Part 8301, shall within the continental United States acquire by direct transfer from a disposal agency any surplus standard administrative or maintenance property which is offered for disposal by the Treasury Department and immediately available for acquisition by such Government agency: *Provided*, That Reconstruction Finance Corporation, as successor to Smaller War Plants Corporation, shall be entitled to acquire any such property from a disposal agency for resale under Section 18 (e) of the Surplus Property Act of 1944.

§ 8302.11 *Fair value.* Disposal agencies shall fix the fair value at which property shall be acquired by priority claimants. Such fair value shall not be greater than the lowest price which is offered to any trade level at the time of acquisition by the priority claimant.

§ 8302.12 *Acquisitions by priority claimants without exercising priority.* In addition to acquiring property under §§ 8302.5 and 8302.6, Government agencies, except as to standard administrative and maintenance property desired for their own use, and State and local governments shall be entitled to submit offers whenever surplus property is otherwise offered for sale, without regard for the location of the property, but shall not be entitled to priority. Government agencies may under this section acquire any surplus property (including standard administrative and maintenance property) for transfer or disposition to others, including transfers or dispositions to the United Nations Relief and Rehabilitation Administration. Nothing in this part shall prevent veterans from acquiring any property directly from a disposal agency without exercising priority if they are included within the class of buyers to whom the disposal agency is offering such property. Such purchases made by a priority claimant without priority shall be governed by the prices, terms, and con-

[1] SPA Reg. 1 (10 F.R. 14064; 11 F.R. 2002, 3035.

ditions of the offering made by the disposal agency and not pursuant to any other provisions of this part.

§ 8302.13 *Records and reports.* Owning and disposal agencies shall prepare and maintain such records as will show full compliance with the provisions of this part and with the applicable provisions of the act. Reports shall be prepared and filed with the War Assets Administrator in such manner as may be specified by orders issued under this part subject to the approval of the Bureau of the Budget pursuant to the Federal Reports Act of 1942.

§ 8302.14 *Regulations by disposal agencies to be reported to the War Assets Administrator.* Each disposal agency shall file with the War Assets Administrator copies of all regulations, orders, and instructions of general applicability which it may issue in furtherance of the provisions, or any of them, of this part.

This revision of this part shall become effective May 3, 1946.

E. B. GREGORY,
Administrator.

MAY 3, 1946.

EXHIBIT A

Automotive vehicles:
- Passenger cars (used).
- Passenger cars (new).
- Trucks:
  - Jeeps.
  - All types 2½ tons or less.
- Motorcycles, scooters.
- Trailers:
  - Bomb trucks.
  - All other trailers.

Tractors:
- D4 and R4 Caterpillar—36–45 DBHP (or equal).
- D7 Caterpillar—61–90 DBHP (or equal).
- D8 Caterpillar—91–140 DBHP (or equal).
- TD9 International—36–45 DBHP (or equal).
- TD14 International—46–60 DBHP (or equal).
- TD6 International—46–60 DBHP (or equal).

Typewriters.

Construction, mining and excavating machinery:
- Tractor-type scrapers.
- Air compressors.
- Batching plants.
- Crushing and screening plants.
- Ditching machines.
- Cranes, shovels and draglines.

Agricultural machinery:
- Land levelers.
- Plows.

Medical, surgical and dental apparatus and equipment:
- Major operating tables.
- Operating lamps.
- Field X-ray units.
- Diathermy machines.
- Dental units.
- Dental chairs.
- Dental cabinets.

[F. R. Doc. 46–7808; Filed, May 9, 1946; 11:24 a. m.]

[SPA Reg. 7, Revocation]

PART 8307—PREFERENCES FOR VETERANS

Surplus Property Administration Regulation 7, October 10, 1945, as amended April 5, 1946, entitled, "Preferences for Veterans" (10 F.R. 12849, 11 F.R. 4096), is hereby revoked and rescinded.

This revocation shall become effective May 3, 1946.

E. B. GREGORY,
Administrator.

MAY 3, 1946.

[F. R. Doc. 46–7809; Filed, May 9, 1946; 11:24 a. m.]

TITLE 33—NAVIGATION AND NAVIGABLE WATERS

Chapter II—Corps of Engineers, War Department

PART 203—BRIDGE REGULATIONS

NIAGARA RIVER; CANADIAN NATIONAL RAILWAYS BRIDGE (INTERNATIONAL BRIDGE) BETWEEN BUFFALO, N. Y., AND FORT ERIE, ONTARIO, CANADA

Pursuant to the provisions of section 5 of the River and Harbor Act of August 18, 1894 (28 Stat. 362; 33 U. S. C. 499), the following regulations are prescribed to govern the operation of the swing span of the Canadian National Railways bridge (International Bridge) across Niagara River between Squaw Island, Buffalo, New York and Fort Erie, Ontario, Canada:

§ 203.708 *Niagara River; Canadian National Railways bridge (International Bridge) between Buffalo, New York and Fort Erie, Ontario, Canada.* (a) The owner of or agency controlling the bridge will not be required to keep a draw tender in constant attendance.

(b) Whenever a vessel unable to pass under the closed bridge desires to pass through the draw, at least 24 hours' advance notice of the time the opening is required shall be given to the authorized representative of the owner, or agency controlling the bridge.

(c) Upon receipt of such advance notice, the said authorized representative shall arrange for the prompt opening of the draw at the time specified in the notice for the passage of the vessel.

(d) The operating machinery of the draw shall be maintained in a serviceable condition, and the draw shall be opened and closed at intervals frequent enough to make certain that the machinery is in proper order for satisfactory operation. [Regs. 26 April 1946 (CE 823 (Niagara River-Buffalo, N. Y.-Mi. 33)–SPEWR)]

[SEAL] EDWARD F. WITSELL,
Major General,
The Adjutant General.

[F. R. Doc. 46–7764; Filed, May 8, 1946; 4:07 p. m.]

TITLE 34—NAVY

Chapter I—Department of the Navy

PART 9—EXECUTIVE ORDERS, PROCLAMATIONS AND PUBLIC LAND ORDERS APPLICABLE TO THE NAVY

DISCONTINUING CERTAIN NAVAL AIRSPACE RESERVATIONS AND DEFENSIVE SEA AREAS

CROSS REFERENCE: For order discontinuing certain naval airspace reservations and defensive sea areas tabulated in §§ 9.2 and 9.3 see Executive Order 9720 supra.

Notices

CIVIL AERONAUTICS BOARD.

[Docket No. 2287]

AIR FRANCE

NOTICE OF HEARING

In the matter of the application of Air France for a foreign air carrier permit under section 402 of the Civil Aeronautics Act of 1938, as amended.

Notice is hereby given pursuant to the Civil Aeronautics Act of 1938, as amended, particularly sections 402 and 1001 of said act, that the above-entitled proceeding is assigned for hearing on May 17, 1946, at 10 a. m. (eastern standard time) in the foyer of the Department of Commerce Building, 14th Street between E Street and Constitution Avenue, NW., Washington, D. C., before Examiner Barron Fredricks.

Dated Washington, D. C., May 7, 1946.

By the Civil Aeronautics Board.

FRED A. TOOMBS,
Secretary.

[F. R. Doc. 46-7758; Filed, May 8, 1946; 2:26 p. m.]

CIVILIAN PRODUCTION ADMINISTRATION.

[Certificate 44, Amdt.]

INTERSTATE COMMERCE COMMISSION RATE CONFERENCE REGULATIONS

The ATTORNEY GENERAL: On March 20, 1943 Certificate No. 44 was issued by the Chairman of the War Production Board, pursuant to section 12 of Public Law No. 603, 77th Congress (56 Stat. 357). This certificate and finding were issued as a result of a recommendation of the Director of the Office of Defense Transportation for joint action by common carriers or freight forwarders, or their respective representatives, through rate bureaus, rate conferences or other similar carrier or forwarder organizations, in the initiation and establishment of common carrier and freight forwarder rates, fares, and charges, and carrier and forwarder regulations and practices pertaining thereto: *Provided*, That such action was to be taken subject to and in compliance with certain regulations for rate conferences formulated by the Interstate Commerce Commission, a copy of which was annexed to the said certificate and made a part thereof. On October 23, 1945 the Chairman of the War Production Board by letter to you withdrew certificate No. 44, the withdrawal to become and be effective February 1, 1946.

On January 31, 1946 the Administrator of the Civilian Production Administration amended the withdrawal of October 23, 1945 so as to make it effective May 1, 1946 instead of February 1, 1946.

I submit herewith a request dated April 29, 1946 from the Deputy Director of the Office of Defense Transportation that the revocation of Certificate No. 44 be further amended so as to become effective July 1, 1946 instead of May 1, 1946.

Pursuant to the authority in section 12 of Public Law No. 603, 77th Congress (56 Stat. 357) conferred upon the Chairman of the War Production Board and transferred to the Administrator of the Civilian Production Administration by Executive Order No. 9638, I hereby further amend the withdrawal of the said certificate dated October 23, 1945 by making the effective date of withdrawal July 1, 1946 instead of May 1, 1946.

Dated: April 30, 1946.

PHILIP F. MAGUIRE,
Acting Administrator.

[F. R. Doc. 46–7795; Filed, May 9, 1946; 10:24 a. m.]

FEDERAL COMMUNICATIONS COMMISSION.

[Docket Nos. 6005, 6214]

ASSOCIATED BROADCASTERS, INC., (KSFO) AND PACIFIC AGRICULTURAL FOUNDATION, LTD. (KQW)

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of the Associated Broadcasters, Inc. (KSFO), San Francisco, California; for construction permit; Docket No. 6005, File No. B5–P–2776. Pacific Agricultural Foundation, Ltd. (KQW), San Jose, California, for construction permit; Docket No. 6214, File No. B5–P–3021.

At a session of the Federal Communications Commission held at its offices in Washington, D. C. on the 2d day of May 1946;

The Commission having under consideration the respective petitions of The Associated Broadcasters, Inc. (KSFO), San Francisco, California, and Pacific Agricultural Foundation, Ltd. (KQW), San Jose, California, to reinstate the above-entitled applications, and for other relief; and

It appearing, that the said applications were heard in a consolidated proceeding held from March 23 to April 10, 1942, and on April 22 and May 20, 1942, and were denied without prejudice on April 13, 1943, pursuant to the Commission's then effective policy with respect to the use of materials and manpower;

It is ordered, That the above-entitled applications be, and they are hereby reinstated;

It is further ordered, That the record heretofore made upon these applications be, and it is hereby reopened;

It is further ordered, That the applications be, and they are hereby designated for further consolidated hearing on the following issues:

1. To obtain current information with respect to the qualifications, ownership interests, and business connections of each applicant.

2. To obtain current information with respect to the program service to be rendered by each applicant.

3. To determine the broadcast service available within the proposed service area of each applicant and the nature, extent, and character thereof.

4. To determine upon a comparative basis, which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46–7752; Filed, May 8, 1946; 11:57 a. m.]

[Docket No. 7190]

MID-COASTAL BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

At a session of the Federal Communications Commission held in its offices in Washington, D. C., on the 2d day of May 1946;

The Commission having under consideration the application of Mid-Coastal Broadcasting Company, (Docket No. 7190, File No. B1–PH–450) for construction permit for a new metropolitan FM station in Washington, D. C., and the proceedings heretofore held thereon;

It is ordered, That the application be, and the same is hereby designated for further hearing upon the following issues:

1. To obtain full information with respect to the qualifications of the applicant corporation and of its officers, directors, and stockholders.

2. To obtain full information with respect to the nature and character of the proposed program service.

It is further ordered, That such hearing be consolidated with the hearings on the applications of Capital Broadcasting Company, Washington, D. C. (Docket No. 7193, File No. B1–PH–199) and Chesapeake Broadcasting Company, Washington, D. C. (Docket No. 7411, File No. B1–PH–828).

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46–7753; Filed, May 8, 1946; 11:57 a. m.]

[Docket No. 7193]

CAPITAL BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Capital Broadcasting Company, Washington, D. C.; for construction permit; Docket No. 7193, File No. B1–PH–199.

At a session of the Federal Communications Commission held in its offices in Washington, D. C., on the 2d day of May 1946;

The Commission having under consideration the application of Capital Broadcasting Company (Docket No. 7193, File No. B1–PH–199) for construction permit for a new metropolitan FM station in Washington, D. C., and the proceedings heretofore held thereon;

It is ordered, That the application be, and the same is hereby designated for further hearing upon the following issue:

1. To obtain full information with respect to the nature and character of the proposed program service.

It is further ordered, That such hearing be consolidated with the hearings on the applications of Mid-Coastal Broadcasting Company, Washington, D. C. (Docket No. 7190, File No. B1–PH–450) and Chesapeake Broadcasting Company, Washington, D. C. (Docket No. 7411, File No. B1–PH–828).

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary,

[F. R. Doc. 46–7743; Filed, May 8, 1946; 11:56 a. m.]

[Docket Nos. 7493, 7494]

RADIO AND TELEVISION BROADCASTING CO. OF IDAHO AND POCATELLO BROADCASTING CO.

ORDER DESIGNATING APPLICATIONS FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of Radio and Television Broadcasting Company of Idaho, Pocatello, Idaho, Docket No. 7493, File No. B5–P–4520; Pocatello Broadcasting Company, Pocatello, Idaho; Docket No. 7494, File No. B5–P–4627; for construction permits.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C. on the 3d day of April 1946;

The Commission having under consideration the above-entitled applications of Radio and Television Broadcasting Company of Idaho, and Pocatello Broadcasting Company; both seeking a construction permit for the construction of a new standard broadcast station at Pocatello, Idaho, to operate on 1240 kc, with a power of 250 watts, unlimited time;

It is ordered, That these applications be designated for hearing in a consolidated proceeding on the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant corporations, their officers, directors and stockholders to construct and operate the proposed stations.

2. To determine the areas and populations which would gain primary service through the operation of the proposed stations and the character of other broadcast services available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed stations would involve objectionable interference with any existing or proposed broadcast service, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed stations would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine on a comparative basis, which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-7744; Filed, May 8, 1946; 11:56 a. m.]

[Docket Nos. 7511, 7512]

HAZARD BROADCASTING SYSTEM AND BULLARD, METCALF AND GOODLETTE

ORDER DESIGNATING APPLICATIONS FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of P. B. Huff, d/b as The Hazard Broadcasting System, Hazard, Kentucky; File No. B2-P-4584, Docket No. 7511; Bullard, Metcalf, and Goodlette, Hazard, Kentucky; File No. B2-P-4661, Docket No. 7512; for construction permits.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 10th day of April 1946;

The Commission having under consideration the applications for construction permits of P. B. Huff, d/b as The Hazard Broadcasting System (File No. B2-P-4584; Docket No. 7511) and of Bullard, Metcalf, and Goodlette (File No. B2-P-4661; Docket No. 7512), each requesting 1340 kc., 250 watts, unlimited time, at Hazard, Kentucky;

It is ordered, That the applications of P. B. Huff, d/b as The Hazard Broadcasting System and Bullard, Metcalf, and Goodlette be and they are hereby designated for hearing in a consolidated proceeding upon the following issues:

1. To determine the legal, technical, and financial qualifications of the applicants to construct and operate the proposed stations.

2. To determine the areas and populations which would gain primary service through the operation of the proposed stations and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program services proposed to be rendered and whether such services would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed stations would involve objectionable interference with any existing or proposed broadcast service and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed stations would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-7747; Filed, May 8, 1946; 11:56 a. m.]

[Docket Nos. 7513, 7514]

MONTANA BROADCASTERS AND HAVRE BROADCASTERS

ORDER DESIGNATING APPLICATIONS FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of Jessica L. Longston, C. V. Zaser, Edward J. Jansen and L. Berenice Brownlow d/b/a Montana Broadcasters, Havre, Montana; File No. B5-P-4644, Docket No. 7513; Havre Broadcasters, a partnership composed of O. R. Rubie, Wm. E. Rae, George L. Merrill, and Paul B. McAdam, Havre, Montana; File No. B5-P-4671, Docket No. 7514; for construction permits.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 10th day of April 1946;

The Commission having under consideration the applications for construction permits of Jessica L. Longston, C. V. Zaser, Edward J. Jansen and L. Berenice Brownlow d/b/a Montana Broadcasters (File No. B5-P-4644; Docket No. 7513) and Havre Broadcasters, A Partnership Composed of O. R. Rubie, Wm. E. Rae, George L. Merrill, and Paul B. McAdam (File No. B5-P-4671; Docket No. 7514) for new standard broadcast stations at Havre, Montana, both requesting 1240 kc., 250 watts power, unlimited time;

It is ordered, That the applications of Jessica L. Longston, C. V. Zaser, Edward J. Jansen and L. Berenice Brownlow d/b/a Montana Broadcasters and Havre Broadcasters, A Partnership Composed of O. R. Rubie, Wm. E. Rae, George L. Merrill, and Paul B. McAdam be and they are hereby designated for hearing in a consolidated proceeding upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant partnerships, and of the individual partners thereof, to construct and operate the proposed stations.

2. To determine the areas and populations which would gain primary service through the operation of the proposed stations and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program services proposed to be rendered and whether such services would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed stations would involve objectionable interference with any existing or proposed broadcast service and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed stations would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-7750; Filed, May 8, 1946; 11:57 a. m.]

[Docket No. 7515]

COMMUNITY BROADCASTING CO. (WTOL)

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Community Broadcasting Company (WTOL) Toledo, Ohio; for construction permit; File No. B2-P-4672, Docket No. 7515.

At a sesion of the Federal Communications Commission held at its offices in Washington, D. C., on the 10th day of April 1946;

The Commission having under consideration the application of Community Broadcasting Company (File No. B2-P-4672; Docket No. 7515), licensee of Station WTOL, for a construction permit to change facilities from 1230 kc., 250 watts, unlimited time, to 980 kc., 5 kw., with a directional antenna for nighttime use, unlimited time, at Toledo, Ohio;

It appearing, that the Commission on February 1, 1946, designated for hearing in a consolidated proceeding the applications of Skyland Broadcasting Corporation (File No. B2-P-3748; Docket No. 7345) requesting 980 kc., 5 kw., with directional antenna, unlimited time, at Dayton, Ohio; and Ohio-Michigan Broadcasting Corporation (File No. B2-P-4046; Docket No. 7346) requesting 980 kc., 5 kw., with directional antenna for nighttime use, unlimited time, at Toledo, Ohio;

It is ordered, That the application of Community Broadcasting Company (WTOL) be and it is hereby designated for hearing in the above consolidated proceeding upon the following issues:

1. To determine the technical, financial, and other qualifications of the applicant corporation, its officers, directors, and stockholders, to construct and operate Station WTOL as proposed.

2. To determine the areas and populations which would gain or lose primary service through the operation of Station WTOL as proposed and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether such service would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of WTOL as proposed would involve objectionable interference with any existing or proposed broadcast service and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of WTOL as proposed would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

7. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

It is further ordered, That the Bills of Particulars heretofore issued in connection with the applications of Skyland Broadcasting Corporation (File No. B2-P-3748; Docket No. 7345) and Ohio-Michigan Broadcasting Corporation (File No. B2-P-4046; Docket No. 7346) be, and the same are hereby amended to include the application of Community Broadcasting Company (WTOL) (File No. B2-P-4672; Docket No. 7515).

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-7751; Filed, May 8, 1946; 11:57 a. m.]

[Docket No. 7516]

SUN RIVER BROADCASTERS, INC.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Sun River Broadcasters, Inc., Great Falls, Montana; for construction permit; File No. B5-P-4499, Docket No. 7516.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 10th day of April 1946;

The Commission having under consideration the application of Sun River Broadcasters, Inc. (File No. B5-P-4499; Docket No. 7516) for a new standard broadcast station to be operated on 970 kc., with 5 kw. power, using a directional antenna at night, unlimited time, at Great Falls, Montana, and the Commission also having under consideration the application of Mosby's Incorporated (KGVO) (File No. B5-P-4608; Docket No. 7517) requesting a change in facilities of Station KGVO from 1290 kc., 1 kw., 5 kw.-LS, unlimited time, to 970 kc., increase power to 5 kw. at night, DA-N, unlimited time, at Missoula, Montana;

It is ordered, That the application of Sun River Broadcasters, Inc. be and it is hereby designated for hearing in consolidation with the application of Mosby's Incorporated (KGVO) upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, its officers, directors, and stockholders, to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether such service would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with Stations KOIN, WDAY, and any other existing or proposed broadcast service and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the proposed operation would involve objectionable interference with Station XEJ in Ciudad Juarez, Mexico, and if so the nature and extent thereof.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine whether the erection of the antenna system proposed herein would be consistent with the requirements of the Civil Aeronautics Administration.

8. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

It is further ordered, That KOIN, Inc., licensee of Station KOIN, Portland, Oregon, be and it is hereby made a party to this proceeding.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-7749; Filed, May 8, 1946; 11:57 a. m.]

[Docket No. 7517]

MOSBY'S INC. (KGVO)

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Mosby's Incorporated (KGVO), Missoula, Montana; for construction permit; File No. B5-P-4608, Docket No. 7517.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 10th day of April 1946;

The Commission having under consideration the application of Mosby's Incorporated (KGVO) (File No. B5-P-4608; Docket No. 7517) requesting a change in facilities of Station KGVO from 1,290 kc., 1 kw., 5 kw.—LS, unlimited time, to 970 kc., increase power to 5 kw. at night, DA-N, unlimited time, at Missoula, Montana, and the Commission also having under consideration the application of Sun River Broadcasters, Inc. (File No. B5-P-4499; Docket No. 7516) for a new standard broadcast station to be operated on 970 kc., with 5 kw. power, using a directional antenna at night, unlimited time, at Great Falls, Montana;

It is ordered, That the application of Mosby's Incorporated (KGVO) be and it is hereby designated for hearing in consolidation with the application of Sun River Broadcasters, Inc., upon the following issues:

1. To determine the technical, financial, and other qualifications of the applicant corporation, its officers, directors and stockholders, to construct and operate Station KGVO as proposed.

2. To determine the areas and populations which would gain or lose primary service through the operation of Station KGVO as proposed and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether such service would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of Station KGVO as proposed would involve objectionable interference with Station KOIN or any other existing or proposed broadcast service and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the proposed operation of Station KGVO would involve objectionable interference with Station XEJ in Ciudad Juarez, Mexico, and if so the nature and extent thereof.

6. To determine whether the installation and operation of the station as proposed would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine whether the erection of the antenna system proposed herein would be consistent with the requirements of the Civil Aeronautics Administration.

8. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

It is further ordered, That KOIN, Inc., licensee of Station KOIN, Portland, Oregon, be and it is hereby made a party to this proceeding.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-7748; Filed, May 8, 1946; 11:56 a. m.]

[Docket No. 7518]

FULTON COUNTY BROADCASTING CORP.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Fulton County Broadcasting Corporation, Atlanta, Georgia, for construction permit; File No. B3-P-4666, Docket No. 7518.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 10th day of April 1946;

The Commission having under consideration the application of Fulton County Broadcasting Corporation (File No. B3-P-4666; Docket No. 7518) for a construction permit for a new standard broadcast station at Atlanta, Georgia, to

operate on 1550 kc., 50 kw. power, with directional antenna, unlimited time;

It appearing, that the Commission on February 1, 1946 designated for hearing in a consolidated proceeding the applications for construction permits of Radio Station WSOC, Incorporated (File No. B3–P–3818; Docket No. 7322), requesting to change facilities from 1240 kc., 250 w., unlimited time, to 1550 kc., 50 kw., DA–N, unlimited time, at Charlotte, North Carolina; Radio Springfield, Inc. (File No. B4–P–3822; Docket No. 7323), requesting the frequency 1550 kc., 1 kw., with directional antenna, unlimited time, at Springfield, Illinois; Atlanta Radio Enterprises (File No. B3–P–4257; Docket No. 7324), requesting the frequency 1550 kc., 10 kw., with directional antenna, unlimited time, at Atlanta, Georgia; WCBS, Inc. (File No. B4–P–4349; Docket No. 7326), requesting the frequency 1550 kc., 250 watts, unlimited time, at Decatur, Illinois; and The Hampden-Hampshire Corporation (WHYN) (File No. B1–P–4347; Docket No. 7325), requesting change in facilities of Station WHYN from 1400 kc., 250 w., unlimited time, to 1550 kc., 10 kw., with directional antenna, unlimited time, at Holyoke, Massachusetts;

It is ordered, That the application of Fulton County Broadcasting Corporation (File No. B3–P–4666) be and it is hereby designated for hearing in the above consolidated proceeding upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, its officers, directors, and stockholders, to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether such service would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing or proposed broadcast service and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine whether the erection of the antenna system proposed herein would be consistent with the requirements of the Civil Aeronautics Administration.

7. To determine, on a comparative basis, which, if any, of the applications in this consolidated proceeding should be granted.

It is further ordered, That the Bills of Particulars heretofore issued in connection with the applications of Radio Station WSOC, Incorporated, Radio Springfield, Inc., Atlanta Radio Enterprises, WCBS, Inc., and The Hampden-Hampshire Corporation (WHYN) are hereby amended to include the application of Fulton County Broadcasting Corporation.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46–7746; Filed, May 8, 1946; 11:56 a. m.]

[Docket No. 7555]

MUTUAL TELEPHONE CO. AND RCA COMMUNICATIONS, INC.

ORDER DESIGNATING APPLICATIONS FOR HEARING ON STATED ISSUES

In re applications of Mutual Telephone Company, for construction permit for new fixed point-to-point radiotelephone station at Honouliuli, Oahu, T. H.; Docket No. 7555, File No. 335–PHP–A; R. C. A. Communications, Inc., for renewal of license for fixed point-to-point radiotelephone station at Kahuku, T. H.; File No. P5–RH–28.

At a session of the Federal Communications Commission held at its office in Washington, D. C., on the 2d day of May 1946;

The Commission having under consideration the application of Mutual Telephone Company for construction permit for a new point-to-point radiotelephone station in the fixed public service at Honouliuli, Oahu, Territory of Hawaii, (File No. 335–PHP–A), and the application of RCA Communications, Inc. for renewal of its outstanding license for its point-to-point radiotelephone station in the fixed public service, located at Kahuku, Territory of Hawaii (File No. P5–RH–28);

It appearing that the frequencies requested by Mutual Telephone Company for its proposed station are presently assigned to the point-to-point radiotelephone station in the fixed public service at Kahuku, T. H. licensed to RCA Communications Inc. until December 1, 1946, and that a grant of the above-described application of Mutual Telephone Company would require the modification or non-renewal of license of such radiotelephone station of RCA Communications, Inc.; and

It further appearing, That the Commission, upon examination of the above-described applications, is unable to determine that public interest, convenience or necessity would be served by a grant of one, rather than the other of the aforesaid applications;

It is ordered, That the above-described applications of Mutual Telephone Company and RCA Communications Inc. be and they are hereby designated for hearing for the following reasons:

1. To determine the comparative ability of the respective applicants to provide public radiotelephone service between Hawaii and the continental United States in the public interest, in the light of all the pertinent factors relating to such determination, including, but not limited to, the following:

(a) The comparative quality and reliability of public telephone service proposed to be rendered by the respective applicants between Hawaii and the continental United States.

(b) The relative efficiency with which the frequencies requested in the respective applications would be used by each of the applicants for communication purposes.

(c) The amount of expense and investment related to the operations and facilities involved in the respective applications.

(d) The relative ability of the respective applicants to provide reductions in rates for public telephone service between Hawaii and the continental United States and to provide expansion of radiotelephone service between Hawaii and other points in the world.

(e) The specific plans and programs of the respective applicants for providing future improvements and expansions in radiotelephone service to and from Hawaii and for providing reductions in rates for such service.

(f) The effect on quality, reliability, and cost of rendering telephone service to and from Hawaii of placing all telephone equipment and operations in Hawaii under unified control.

(g) The effect on quality, reliability and cost of rendering telephone service to and from Hawaii of maintaining under unified control and operation Hawaiian terminals for overseas radiotelegraph and radiotelephone service.

2. To determine the effect on other radio services in Hawaii of establishing radiotelephone stations at the location proposed by Mutual Telephone Company.

3. To determine any other relevant facts which would indicate that public interest, convenience or necessity would be better served by a grant of one, rather than the other of the above-mentioned applications.

It is further ordered, That Mutual Telephone Company and RCA Communications, Inc. be, and they are hereby, afforded an opportunity to obtain a hearing on the foregoing issues by filing a written appearance in accordance with the provision of §§ 1.384 and 1.10 of the Commission's rules and regulations.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46–7745; Filed, May 8, 1946; 11:56 a. m.]

METROPOLITAN TELEVISION INC.[1] (LICENSEE OF FM STATION WABF AND EXPERIMENTAL TELEVISION STATION W2XMT), NEW YORK, N. Y.

PROPOSED TRANSFER OF CONTROL

The Commission hereby gives notice that on April 26, 1946, there was filed with it an application (B1–TC–488) for its consent under section 310 (b) of the Communications Act (47 U.S.C.A. 310) to the proposed transfer of control of Metropolitan Television Inc., licensee of FM Station WABF and Experimental Television Station W2XMT, New York

[1] Section 1.364, Part I, Rules of Practice and Procedure.

City, from Abraham & Straus, Inc. and Bloomingdale Bros. Inc., New York City (transferors) to Ira A. Hirschmann (transferee), 645 Madison Avenue, New York, N. Y. The arrangements for transfer of control of the above stations are based upon a contract entered into March 22, 1946, between transferors and transferee, wherein it was agreed that transferors would sell to transferee the outstanding 14 shares of Class "A" stock of Metropolitan Television Inc. (constituting all of the issued Class "A" stock) for a consideration of $106,000, of which $10,000 was paid upon the execution of the contract and the remaining $96,000, to be paid in cash or certified check at the time of closing within 15 days after Commission consent. The agreement may be extended to July 15, 1946. The proposed stock purchase is contingent upon further contracts filed with the application and arrangements looking toward the further transfer of licensee's stock to a corporation to be formed, all of which may be inspected with the application on file at the offices of the Commission.

In the Commission's decision of September 6, 1945, granting the application for transfer of control of the Crosley Corporation (Docket No. 6767), it was announced that public hearings would be held to consider new rules and regulations for the handling of assignment and transfer applications including provision for public notice by the applicant and by the Commission of the filing of such applications and pertinent details in cases where a controlling interest is involved. Thereafter, on October 3, 1945, the Commission also gave public notice (10 PR 12926) that pending the issuance of such proposed new rules, hearing thereon, and final adoption, consideration of such applications would be deferred unless applicants desired to follow the procedure proposed in the Crosley decision and supplement their applications so as to come within the framework of the announced procedure, including the provision for public notice. Pursuant thereto, the Commission was advised April 26, 1946, that starting on April 29, 1946, notice of the filing of the application would be published in the New York Post, a newspaper of general circulation in New York City, in conformity with the provisions of the proposed rules.

In accordance with the procedure proposed in the Crosley decision and that announced in the Commission's release, no action will be had on the instant application for a period of 60 days from April 29, 1946, within which time other persons desiring to apply for the facilities involved may do so upon the same terms and conditions as set forth in the above-described contract.

(Sec. 310 (b), 48 Stat. 1086; 47 USCA 310 (b))

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46–7754; Filed, May 8, 1946; 11:57 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 3624, Amdt.]

NETTIE K. KONIGSTEIN

In re: Mortgage participation certificate for estate of Nettie K. Konigstein, deceased, No. 134996, of Series No. 213982, issued by the Title Guarantee & Trust Company, of New York; File D–6–134; T. T. sec. 1180.

Vesting Order Number 3624, dated May 10, 1944, is hereby amended as follows and not otherwise: By changing "Mortgage Participation Certificate No. 143996" where it appears in said order to read "Mortgage Participation Certificate No. 134996".

All other provisions of said Vesting Order Number 3624 and all action taken on behalf of the Alien Property Custodian in reliance thereon, pursuant thereto and under authority thereof are hereby ratified and confirmed.

Executed at Washington, D. C. on April 2, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–7681; Filed, May 8, 1946; 11:27 a. m.]

[Vesting Order 5571, Amdt.]

FRIEDRICH WILHELM MEYER

In re: Bank account owned by Friedrich Wilhelm Meyer, doing business as Joh. Heckemann.

Vesting Order Number 5571, dated January 8, 1946, is hereby amended as follows and not otherwise: By deleting the name Jos. Heckemann wherever it appears in Vesting Order Number 5571 and substituting therefor the name, Joh. Heckemann.

All other provisions of said Vesting Order Number 5571 and all action taken on behalf of the Alien Property Custodian in reliance thereof, pursuant thereto and under the authority thereof are hereby ratified and confirmed.

Executed at Washington, D. C., on April 23, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–7682; Filed, May 8, 1946; 11:28 a. m.]

[Vesting Order 5965]

AUGUST GRUEBBEL

In re: Estate of August Gruebbel, deceased; File D–28–2201; E. T. sec. 2867.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: (a) All right, title, interest and claim of any kind or character whatsoever of Ferdinand Grubbel, Frau Minna Grubbel Bolling, Frau Charlotte Grubbel Koch, Frau Marie Grubbel Hauenschild, Heinrich Grubbel, Friedrich Grubbel, Frau Lina Grubbel Kromker, Hildegard Schwarze, Frau Lina Grubbel Schormann, Frau Marie Grubbel Sandmann, Heinrich Grubbel, Frau Lina Grubbel Breuer, Frau Alwine Grubbel Stratmann, Frau Anna Dreier Wilkening, Frau Lina Beckmeier, Louise Lenger and Friederike Grubbel, and each of them, in and to the estate of August Grubbel, deceased.

(b) All that certain real property particularly described as follows: "Northwest Quarter (NW¼), Section Five (5), Township Twenty-three (23) South, Range Thirty-eight (38) West, Kearny County, Kansas," together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of each property, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Ferdinand Grubbel, Germany.
Frau Minna Grubbel Bolling, Germany.
Frau Charlotte Grubbel Koch, Germany.
Frau Marie Grubbel Hauenschild, Germany.
Heinrich Grubbel, Germany.
Friedrich Grubbel, Germany.
Frau Lina Grubbel Kromker, Germany.
Hildegard Schwarze, Germany.
Frau Lina Grubbel Schormann, Germany.
Frau Marie Grubbel Sandmann, Germany.
Heinrich Grubbel, Germany.
Frau Lina Grubbel Breuer, Germany.
Frau Alwine Grubbel Stratmann, Germany.
Frau Anna Dreier Wilkening, Germany.
Fraul Lina Beckmeier, Germany.
Louise Lenger, Germany.
Friederike Grubbel, Germany.

That such property is in the process of administration by E. S. Barore, Valley Center, Kansas, as Administrator of the estate of August Gruebbel, deceased, acting under the judicial supervision of the Probate Court of Sedgwick County, Kansas;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be

determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on February 26, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–7071; Filed, May 8, 1946; 11:26 a. m.]

[Vesting Order 6121]

GEORGE WATSON PRATT DE GASQUET-JAMES

In re: Trust for George Watson Pratt de Gasquet-James under agreement dated October 14, 1887; File D–27–556.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Herwarth von der Decken, issue, names unknown, of Herwarth von der Decken, Editha Elizabeth Finck von Finckenstein and issue, names unknown, of Editha Elizabeth Finck von Finckenstein, and each of them, in and to and arising out of or under that certain trust agreement dated October 14, 1887, by and between Elizabeth T. Pratt James and the Farmers' Loan and Trust Company, a corporation organized and existing under the laws of the State of New York, as remaindermen of the trust created for George Watson Pratt de Gasquet-James, and in and to all property held thereunder by City Bank Farmers Trust Company, New York, N. Y., as Trustee, is property and interests within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Herwarth von der Decken, Germany. Issue, names unknown, of Herwarth von der Decken, Germany.

Editha Elizabeth Finck von Finckenstein, Germany. Issue, names unknown, of Editha Elizabeth Finck von Finckenstein, Germany.

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 29, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–7672; Filed, Mar. 8, 1946; 11:26 a. m.]

[Vesting Order 6127]

PAULINE ANDREE DE LA METTRIE

In re: Trust for Pauline Andree de la Mettrie under agreement dated October 14, 1887; File F–27–9530.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Herwarth von der Decken, issue, names unknown, of Herwarth von der Decken, Editha Elizabeth Finck von Finckenstein and issue, names unknown, of Editha Elizabeth Finck von Finckenstein, and each of them, in and to and arising out of or under that certain trust agreement dated October 14, 1887, by and between Elizabeth T. Pratt James and The Farmers' Loan and Trust Company, a corporation organized and existing under the laws of the State of New York, as remaindermen of the trust created for Pauline Andree de la Mettrie, and in and to all property held thereunder by City Bank Farmers Trust Company, New York, N. Y., as Trustee, is property and interests within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Herwarth von der Decken, Germany.
Issue, names unknown, of Herwarth von der Decken, Germany.

Editha Elizabeth Finck von Finckenstein, Germany.
Issue, names unknown, of Editha Elizabeth Finck von Finckenstein, Germany.

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 29, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–7673; Filed, May 8, 1946; 11:26 a. m.]

[Vesting Order 6183]

KARL F. HUHNEGARTH

In re: Estate of Karl Huhnegarth, also known as Karl Huhnergarth, Karl F. Huhnegarth, and Karl F. Huhnergarth, deceased; File No. D–28–9588; E. T. sec. 13208.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Otto Glitch in and to the Estate of Karl Huhnegarth, also known as Karl Huhnergarth, Karl F. Huhnegarth, and Karl F. Huhnergarth, deceased, is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Otto Glitch, Helpershain, Germany.

That such property is in the process of administration by James W. Brown, Public Administrator, Bronx County, 851 Grand Concourse, City and State of New York, as Administrator of the Estate of Karl Huhnegarth, also known as Karl Huhnergarth, Karl F. Huhnegarth, and Karl F. Huhnergarth, deceased, acting under the judicial supervision of the Surrogate's Court, County of Bronx, State of New York;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 15, 1946.

[SEAL] FRANCIS J. MCNAMARA,
Deputy Alien Property Custodian.

[F. R. Doc. 46–7674; Filed, May 8, 1946; 11:26 a. m.]

[Vesting Order 6184]

LINA KERN

In re: Estate of Lina Kern, deceased; File D–28–9678; E. T. sec. 13482.

Under the authority of the Trading with the Enemy Act, as amended, and Excutive Order No. 9095; as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Otto Werner and Gisela Werner, and each of them, in and to the Estate of Lina Kern, deceased, is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Otto Werner, Germany.
Gisela Werner, Germany.

That such property is in the process of administration by Gerhardt S. Kiesow, as Executor of the Estate of Lina Kern, acting under the judicial supervision of the Surrogate's Court, Erie County, State of New York;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 15, 1946.

[SEAL] FRANCIS J. MCNAMARA,
Deputy Alien Property Custodian.

[F. R. Doc. 46–7675; Filed, May 8, 1946; 11:26 a. m.]

[Vesting Order 6200]

WILLIAM NEUMANN

In re: Estate of William Neumann, deceased, File D–28–10233; E. T. sec. 14583.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Susanna Neumann Ershfeld, Maria Neumann and Big Mathass Neumann, and each of them, in and to the Estate of William Neumann, deceased, is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Susanna Neumann Ershfeld, Germany.
Maria Neumann, Germany.
Big Mathass Neumann, Germany.

That such property is in the process of administration by Ann L. Swanson, as Executrix of the Estate of William Neumann, acting under the judicial supervision of the Superior Court of the State of Washington, in and for the County of Kittitas;

And determining to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 22, 1946.

[SEAL] FRANCIS J. MCNAMARA,
Deputy Alien Property Custodian.

[F. R. Doc. 46-7676; Filed, May 8, 1946; 11:27 a. m.]

[Vesting Order 6202]

THEODORE BARNER

In re: Estate of Theodore Barner, also known as Theodor Barner, deceased. File D-28-10022; E. T. sec. 14216.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title interest and claim of any kind or character whatsoever of Augusta Barner, and her surviving issue; Henry Barner, and his surviving issue; Louisa Barner, and her surviving issue; Minnie Barner, and her surviving issue; Dora Barner, and her surviving issue; Marie Barner, and her surviving issue; Frieda Barner, and her surviving issue; Emma Barner, and her surviving issue; and Anna Barner, and her surviving issue, and each of them, in and to the Estate of Theodore Barner, also known as Theodor Barner, deceased, is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Augusta Barner, and her surviving issue, Germany.
Henry Barner, and his surviving issue, Germany.
Louisa Barner, and her surviving issue, Germany.
Minnie Barner, and her surviving issue, Germany.
Dora Barner, and her surviving issue, Germany.
Marie Barner, and her surviving issue, Germany.
Frieda Barner, and her surviving issue, Germany.
Emma Barner, and her surviving issue, Germany.
Anna Barner, and her surviving issue, Germany.

That such property is in the process of administration by the Bank of America National Trust and Savings Association, as Executor of the Estate of Theodore Barner, also known as Theodor Barner, acting under the judicial supervision of the Superior Court of the State of California in and for the County of Alameda;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 23, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-7677; Filed, May 8, 1946; 11:27 a. m.]

[Vesting Order 6205]

GEORGE WATSON PRATT DE GASQUET-JAMES

In re: Trust for George Watson Pratt de Gasquet-James, under agreement dated March 24, 1908; File D-27-556.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Herwarth von der Decken, issue, names unknown, of Herwarth von der Decken, Editha Elizabeth Finck von Finckenstein and issue, names unknown, of Editha Elizabeth Finck von Finckenstein, and each of them, in and to and arising out of or under that certain trust agreement dated March 24, 1908, by and between George Watson Pratt de Gasquet-James and The Farmers' Loan and Trust Company, a corporation organized and existing under the laws of the State of New York, and in and to all property held thereunder by City Bank Farmers Trust Company, New York, N. Y., as Trustee, is property and interests within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Herwarth von der Decken, Germany.
Issue, names unknown, of Herwarth von der Decken, Germany.
Editha Elizabeth Finck von Finckenstein, Germany.
Issue, names unknown, of Editha Elizabeth Finck von Finckenstein, Germany.

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 23, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-7678; Filed, May 8, 1946; 11:27 a. m.]

[Vesting Order 6206]

PAULINE ANDREE DE LA METTRIE

In re: Trust for Pauline Andree de la Mettrie under agreement dated March 24, 1908; File F-27-9530.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Herwarth von der Decken, issue, names unknown, of Herwarth von der Decken, Editha Elizabeth Finck von Finckenstein and issue, names unknown, of Editha Elizabeth Finck von Finckenstein, and each of them, in and to and arising out

of or under that certain trust agreement dated March 24, 1908, by and between Pauline Andree de Gasquet-James and The Farmers' Loan and Trust Company, a corporation organized and existing under the laws of the State of New York, and in and to all property held thereunder by City Bank Farmers Trust Company, New York, N. Y., as Trustee, is property and interests within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Herwarth von der Decken, Germany.
Issue, names unknown, of Herwarth von der Decken, Germany.
Editha Elizabeth Finck von Finckenstein, Germany.
Issue, names unknown, of Editha Elizabeth Finck von Finckenstein, Germany.

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 23, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-7679; Filed, May 8, 1946; 11:27 a. m.]

[Vesting Order 6216]

DOROTHY BEHRENS

In re: Estate of Dorothy Behrens, also known as Dorothy H. Behrens, deceased; File D-28-10060; E. T. sec. 14283.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Herman Behrens; Surviving issue, names unknown, of Herman Behrens; Gesine Herrmann; and Surviving issue, names unknown, of Gesine Herrmann, and each of them, in and to the Estate of Dorothy Behrens, also known as Dorothy H. Behrens, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Herman Behrens, Germany.
Surviving issue, names unknown, of Herman Behrens, Germany.
Gesine Herrmann, Germany.
Surviving issue, names unknown, of Gesine Herrmann, Germany.

That such property is in the process of administration by Security First National Bank of Los Angeles, as Executor of the Estate of Dorothy Behrens, also known as Dorothy H. Behrens, acting under the judicial supervision of the Superior Court of the State of California, in and for the County of Los Angeles;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 25, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-7660; Filed, May 8, 1946; 11:27 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[MPR 64, Order 290]

HARRY C. WEISKITTEL CO., INC.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 11 of Maximum Price Regulation No. 64; *It is ordered:*

(a) This order establishes maximum prices for sales at retail of the four models of gas ranges listed below manufactured by the Harry C. Weiskittel Co., Inc. 4601 Pulaski Highway, Baltimore, Maryland. For sales in each zone by retail dealers to ultimate consumers, the maximum prices, including the Federal excise tax, but not including any state or local taxes imposed at the point of sale are those set forth below:

Model	Maximum prices for sales to ultimate consumers			
	Zone 1	Zone 2	Zone 3	Zone 4
	Each	*Each*	*Each*	*Each*
A 220I	$78.50	$80.75	$82.50	$84.95
A 220IO	86.25	88.50	90.25	92.75
A 236I	98.25	101.25	103.50	106.75
A 236IO	105.95	108.95	111.25	114.50

These prices included delivery and installation. If the retail dealer does not provide installation, he shall compute his maximum price by deducting $6.00 from the maximum price shown above for his sales on an installed basis. If the dealer furnishes any of the above ranges equipped for propane gas including "hi-low" gas cocks, he may add $2.50 to the applicable ceiling price listed above for the particular stove. In all other respects these prices are subject to each seller's customary terms, discounts, allowances (other than trade-in allowances) and other price differentials in effect on sales of similar articles.

(b) The manufacturer shall, before delivering any range covered by this order, after the effective date thereof, attach securely to the inside oven door panel a label which plainly states the OPA retail ceiling prices established by this order for sales of the range to ultimate consumers in each zone together

with a list of the states included in each zone. The label shall also state that the retail prices shown thereon include the Federal excise tax, delivery and installation, and that if the seller does not provide installation, the maximum price is $6.00 less than the price shown on the label.

(c) For purposes of this order Zones 1, 2, 3, and 4 comprise the following states:

Zone 1: Maryland, District of Columbia, Delaware and New Jersey.

Zone 2: Maine, New Hampshire, Vermont, Massachusetts, Connecticut, Rhode Island, New York, Pennsylvania, West Virginia, Virginia, Kentucky, Tennessee, North Carolina, South Carolina, Mississippi, Alabama, Georgia, Florida, Illinois, Indiana, Ohio, Michigan, Wisconsin, Minnesota, Iowa, Missouri.

Zone 3: North Dakota, South Dakota, Wyoming, Nebraska, Arkansas, Colorado, Kansas, Oklahoma, Texas and Louisiana.

Zone 4: Montana, Idaho, Utah, Arizona, New Mexico, Nevada, Washington, Oregon and California.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 22d day of May 1946.

Issued this 8th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–7705; Filed, May 8, 1946; 11:38 a. m.]

[MPR 64, Order 291]

DETROIT-MICHIGAN STOVE CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 11 of Maximum Price Regulation No. 64; *It is ordered:*

(a) This order establishes maximum prices for sales at retail of the three models of gas ranges listed below manufactured by the A–B Stoves Division, Detroit-Michgan Stove Company, Battle Creek, Michigan. For sales in each zone by retail dealers to ultimate consumers, the maximum prices, including the Federal excise tax, but not including any state or local taxes imposed at the point of sale, are those set forth below:

Model	Maximum prices for sales to ultimate consumers			
	Zone 1	Zone 2	Zone 3	Zone 4
With top lighter:	*Each*	*Each*	*Each*	*Each*
42–156	$68.95	$70.50	$71.95	$73.50
42–156X	59.95	61.50	62.95	64.50
41–65	152.70	155.25	160.25	164.25

These prices include delivery and installation. If the retail dealer does not provide installation, he shall compute his maximum price by deducting $6.00 from the maximum price shown above for his sales on an installed basis. In all other respects these prices are subject to each seller's customary terms, discounts, allowances (other than trade-in allowances) and other price differentials in effect on sales of similar articles.

(b) The manufacturer shall, before delivering any range covered by this order, after the effective date thereof, attach securely to the inside oven door panel a label which plainly states the OPA retail ceiling prices established by this order for sales of the range to ultimate consumers in each zone together with a list of the states included in each zone. The label shall also state that the retail prices shown thereon include the Federal excise tax, delivery and installation, and that if the seller does not provide installation, the maximum price is $6.00 less than the price shown on the label.

(c) For purposes of this order Zones 1, 2, 3, and 4 comprise the following states:

Zone 1: Michigan.

Zone 2: New Hampshire, Vermont, Massachusetts, New York, Rhode Island, Connecticut, New Jersey, Pennsylvania, Maryland, Delaware, District of Columbia, Virginia, West Virginia, Kentucky, North Carolina, South Carolina, Tennessee, Mississippi, Alabama, Ohio, Georgia, Indiana, Illinois, Minnesota, Wisconsin, Iowa and Missouri.

Zone 3: Florida, North Dakota, South Dakota, Nebraska, Kansas, Texas, Oklahoma, Arkansas, Louisiana, Montana, Wyoming, Colorado, and Maine.

Zone 4: Idaho, Utah, Arizona, Nevada, Washington, Oregon, California, and New Mexico.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 22d day of May 1946.

(f) Issued this 8th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–7706; Filed, May 8, 1946; 11:38 a. m.]

[MPR 64, Order 292]

DETROIT-MICHIGAN STOVE CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register; and pursuant to section 11 of Maximum Price Regulation No. 64; *It is ordered:*

(a) This order establishes maximum prices for sales to consumers of two models of electric ranges manufactured by A–B Stoves Division, Detroit-Michigan Stove Company, Battle Creek, Mich.

For sales in each zone by retail dealers to ultimate consumers, the maximum prices are those set forth below:

Article	Model	Maximum prices for sales by retail dealers to ultimate consumers			
		Zone 1	Zone 2	Zone 3	Zone 4
		Each	*Each*	*Each*	*Each*
Electric range	E–10	$153.75	$157.25	$160.75	$164.25
	E–12	196.25	199.75	203.25	206.95

These maximum prices include the Federal excise tax, delivery, a one year warranty, and installation where the installation requires only that the range be connected to electric facilities to be provided by the consumer, and such connection does not require any additional materials. If a range cord set (customarily referred to in the industry as a "pigtail") is required, and is furnished by the retail dealer, he may add $3.50 to the applicable OPA retail ceiling price shown above. In all other respects, those maximum prices are subject to each seller's customary terms, discounts, allowances, and other price differentials, in effect on sales of similar articles.

(b) For the purposes of this order Zones 1, 2, 3, and 4 comprise the following states:

Zone 1: Michigan.

Zone 2: New Hampshire, Vermont, Massachusetts, New York, Rhode Island, Connecticut, New Jersey, Pennsylvania, Maryland, Delaware, District of Columbia, Virginia, West Virginia, Kentucky, North Carolina, South Carolina, Tennessee, Mississippi, Alabama, Ohio, Georgia, Indiana, Illinois, Minnesota, Wisconsin, Iowa and Missouri.

Zone 3: Florida, North Dakota, South Dakota, Nebraska, Kansas, Texas, Oklahoma, Arkansas, Louisiana, Montana, Wyoming, Colorado, and Maine.

Zone 4: Idaho, Utah, Arizona, Nevada, Washington, Oregon, California, and New Mexico.

(c) The A-B Stoves Division, Detroit-Michigan Stove Company shall cause to be attached to the outside oven door panel of each range, prior to its shipment to a retail dealer, a label which contains all of the following information:

1. The model number of the range.
2. The OPA retail ceiling price of the range in each zone.
3. A statement of the areas included in each zone.
4. A statement that the ceiling prices shown include the Federal excise tax, delivery, a one-year warranty and installation where the installation requires only that the range be connected to electric facilities to be provided by the purchaser and such connection does not require any additional materials.
5. A statement that if the installation requires the use of a range cord set (customarily referred to in the industry as a "pigtail") and a range cord set is furnished by the retail dealer, he may add $3.50 to the applicable OPA retail ceiling price of the range.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 22d day of May 1946.

Issued this 8th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–7707; Filed, May 8, 1946; 11:38 a. m.]

[MPR 64, Order 293]

STOVE WORKS, INC.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 11 of Maximum Price Regulation No. 64; *It is ordered:*

(a) This order establishes maximum prices for sales at retail of the one model of gas range listed below manufactured by the Stove Works, Incorporated, 131 Union Street, Middletown, Pennsylvania.

For sales in each zone by retail dealers to ultimate consumers, the maximum prices, including the Federal excise tax, but not including any state or local taxes imposed at the point of sale are those set forth below:

Model	Maximum prices for sales to ultimate consumers			
	Zone 1	Zone 2	Zone 3	Zone 4
4636 without heat control	*Each* $68.25	*Each* $70.50	*Each* $72.95	*Each* $76.25

These prices include delivery and installation. If the retail dealer does not provide installation, he shall compute his maximum price by deducting $6.00 from the maximum price shown above for his sales on an installed basis. In all other respects these prices are subject to each seller's customary terms, discounts, allowances (other than trade-in allowances) and other price differentials in effect on sales of similar articles.

(b) The manufacturer shall, before delivering any range covered by this order, after the effective date thereof, attach securely to the inside oven door panel a label which plainly states the OPA retail ceiling prices established by this order for sales of the range to ultimate consumers in each zone together with a list of the states included in each zone. The label shall also state that the retail prices shown thereon include the Federal excise tax, delivery and installation, and that if the seller does not provide installation, the maximum price is $6.00 less than the price shown on the label.

(c) For purposes of this order Zones 1, 2, 3, and 4 comprise the following states:

Zone 1. Pennsylvania, New Jersey, Delaware, Maryland and the District of Columbia.

Zone 2. Maine, New Hampshire, Vermont, Massachusetts, Connecticut, Rhode Island, New York, Virginia, North Carolina, South Carolina, Georgia, Alabama, Mississippi, Tennessee, Kentucky, West Virginia, Ohio, Michigan, Indiana, Illinois, Wisconsin, Minnesota, Iowa, and Missouri.

Zone 3. Florida, Louisiana, Arkansas, Texas, Oklahoma, Kansas, Nebraska, South Dakota, North Dakota, Wyoming, and Colorado.

Zone 4. New Mexico, Arizona, Utah, Idaho, Montana, Washington, Oregon, Nevada and California.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 22d day of May 1946.

Issued this 8th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–7708; Filed, May 8, 1946; 11:39 a. m.]

[MPR 64, Order 285]

SKELLY OIL CO.

APPROVAL OF MAXIMUM PRICES

Correction

In the table in paragraph (a) (2) of Federal Register document 46–6964, appearing on page 4685 of the issue for Saturday, April 27, 1946, the headnote over the Zone columns should read: "Maximum prices for sales to ultimate consumers."

[MPR 64, Order 294]

PHILLIPS & BUTTORFF MFG. CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 11 of Maximum Price Regulation No. 64; *It is ordered:*

(a) This order establishes maximum prices for sales of one model of Magazine circulating coal heater manufactured by the Phillips & Buttorff Manufacturing Company, 217–223 Third Avenue N., Nashville 3, Tenn.

(1) For sales in each zone by wholesale distributors to retail dealers, the maximum prices are those set forth below:

Model	Maximum prices for sales to retail dealers			
	Zone 1	Zone 2	Zone 3	Zone 4
3419	*Each* $28.01	*Each* $30.16	*Each* $32.66	*Each* $34.88

These prices are f. o. b. wholesale distributor's city. In all other respects they are subject to each seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(2) For sales in each zone by retail dealers to ultimate consumers the maximum prices are those set forth below:

Model	Maximum prices for sales to ultimate consumers			
	Zone 1	Zone 2	Zone 3	Zone 4
3419	*Each* $43.50	*Each* $46.95	*Each* $50.95	*Each* $54.50

These prices are subject to each seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(b) At the time of, or prior to, the first invoice to each purchaser for resale after the effective date of this order, the manufacturer shall notify the purchaser of the maximum prices and conditions established by this order for resale by the purchaser. This notice may be given in any convenient form.

(c) The manufacturer, before delivering any stove covered by this order after the effective date of this order shall attach securely to the front of each stove a tag or label which plainly states its retail maximum price in each zone, together with a list of the states included in each zone. This tag or label may not be removed until after the stove has been sold to an ultimate consumer.

(d) For purposes of this order, Zones 1, 2, 3, and 4 comprise the following states:

Zone 1. Tennessee.

Zone 2. Pennsylvania, New Jersey, Maryland, Virginia, West Virginia, Delaware, North Carolina, South Carolina, Georgia, Alabama, Mississippi, Ohio, Indiana, Kentucky, Illinois, Michigan, Missouri, Arkansas, Louisiana and the District of Columbia.

Zone 3. Maine, New Hampshire, Vermont, Massachusetts, Connecticut, Rhode Island, New York, Florida, Wisconsin, Minnesota, Iowa, North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, and Texas.

Zone 4. Montana, Wyoming, Colorado, New Mexico, Idaho, Utah, Arizona, Nevada, Washington, Oregon, and California.

(e) This order may be revoked or amended at any time by the Price Administrator.

(f) This order shall become effective on the 22d day of May 1946.

Issued this 8th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–7709; Filed, May 8, 1946; 11:39 a. m.]

[MPR 120, Order 1636]

BIG CREEK COAL CO. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

Correction

In Federal Register document 46–6446, appearing at page 4361 of the issue for Friday, April 19, 1946, in the table for Big Creek Coal Co., the price for rail shipment under Size group Nos. 28, 29 should read "173".

[MPR 188, Order 5003]

COMMONWEALTH UTILITIES CO., INC.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Commonwealth Utilities Company, Incorporated, Chicago, Ill.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Model	Brand	Description
Phonomaster	Commonwealth.	Acoustic portable phonograph, band wound, fabric covered wood cabinet with leather reinforced edges and leather bandle, 16⅛" x 13" x 7", manual.

Ceiling price to—

Distributor	Dealer	Consumer
Each $11.68	*Each* $14.60	*Each* $25.86

Ceiling price to consumer includes the Federal excise tax. Terms are 2% 10 days, net 30 days, f. o. b. factory.

These maximum prices are for the articles described in the manufacturer's application dated March 15, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement:

OPA Retail Ceiling Price—$25.50
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 9th day of May 1946.

Issued this 8th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7716; Filed, May 8, 1946; 11:38 a. m.]

[MPR 200, Order 17]

SEIBERLING RUBBER CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1315.1405b of Maximum Price Regulation 200, it is ordered:

(a) *What this order does.* This order establishes maximum prices for the manufacturer's, wholesalers' and shoe repairmen's sales in the shoe repair trade of the "Kantmark" no-mark black rubber heels listed in paragraph (b) below, which are manufactured by the Seiberling Rubber Company, Akron, Ohio. The shoe repairmen's maximum prices for sales of these heels attached are also established by this order.

(b) *Maximum prices.* The manufacturers' and wholesalers' maximum prices for sales in the shoe repair trade of the heels described in paragraph (a) of this order, and for shoe repairmen's sales of these heels attached and unattached are as follows:

Item	Sales by shoe repairmen to consumers		Sales to shoe repairmen	Sales to wholesalers
	Attached per pair	*Unattached per pair*	*Per dozen pair*	*Per dozen pair*
Seiberling bonded men's halfheels	$0.60	$0.24	$2.40	$1.80
Seiberling sterling boys' whole heels	.55	.22	2.25	1.69
Seiberling sterling women's cuban heels	.50	.20	1.75	1.31
Seiberling bonded thin heels	.40	.16	1.25	.94

The above maximum prices for sales to shoe repairmen shall be reduced by any cash discounts given by the seller to shoe repairmen of the same class during March 1942.

The above maximum prices for sales to wholesalers shall be decreased by 5% if the purchaser pays cash within thirty days after delivery.

All other discounts, allowances, and trade practices of sellers which were in effect during March 1942 shall apply to sales covered by this order.

(c) *Notification of maximum prices.* With or prior to the first delivery to a wholesaler or a shoe repairman of any of the heels covered by this order, the seller shall notify the purchaser in writing of the maximum prices for sales, by the shoe repairman of the unattached heels as established by paragraph (b) of this order. If the purchaser is a wholesaler, the notification shall include the maximum price applicable to the wholesaler's resales to wholesalers and to shoe repairmen, and a statement that such purchaser is required by this order to notify any shoe repairman to whom he sells of the maximum prices for the sales of the heels by the shoe repairman, attached, and unattached, as established by paragraph (b) of this order.

(d) All provisions of Maximum Price Regulation 200 not inconsistent with this order shall apply to sales covered by this order.

(e) This order may be revoked or amended by the Administrator at any time.

This order shall become effective May 9, 1946.

Issued this 8th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7717; Filed, May 8, 1946; 11:40 a. m.]

[MPR 188, Order 5002]

ROYALTON LAMP & CHINA CORP.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Royalton Lamp & China Corporation, 861 Courtlandt Avenue, New York 51, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Articles	Model No.	For sales by the manufacturers to—		For sales by any person to consumers
		Jobbers	Retailers	
Hand painted and decorated Royal Worcester finish china table lamps with elaborate gold tracing, relief enameling and hand made metal bases:				
Group 1:				
29"	8989 H I	*Each*	*Each*	*Each*
30"	108 H I	$27.62	$32.50	$58.50
31½"	6721 H I			
32½"	9865 H I			
Group 2:				
22"	94			
23"	95			
26"	87 H I	21.16	24.90	44.80
28"	69 H I			
28"	8886 W I			
20"	72 H I			
Group 3:				
30"	73 H I			
30"	8886 H I	23.54	27.70	49.85
32½"	9865 W I			
Group 4:				
26"	56 H I			
27"	33 H I			
27"	77 H I			
28"	864 H I	15.09	17.75	31.95
28"	3864 H I			
28"	5555 H I			
29"	964 H I			
Group 5:				
27"	33 W I			
27"	77 W I			
28"	56 W I	12.75	15.00	27.00
28"	864 W I			
28"	3864 W I			
28"	5555 W I			
29"	964 W I			
Group 6:				
29"	82 H I			
30"	109 H I	32.94	38.75	69.75
33"	6783 H I			
33"	6866 H I			
33"	6883 H I			
Gold banded and decal decorated china table lamp on cast metal bases.				
Group 7:				
27"	33 D I			
27"	43 D I			
27"	47 D I	7.65	9.00	16.20
27"	48 D I			
27"	50 D I			
Group 8:				
24"	40 D I	6.03	7.10	12.80
28"	37			

These maximum prices are for the articles described in the manufacturer's application dated March 21, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 9th day of May 1946.

Issued this 8th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7715; Filed, May 8, 1946; 11:37 a. m.]

[MPR 120, Order 1641]

INDUSTRIAL COAL CO. OF YOUNGSTOWN ET AL.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

Correction

In Federal Register document 46-6736, appearing on page 4562 of the issue for Wednesday, April 24, 1946, the sixth sentence of the second paragraph should read: "The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad fuel are in cents per net ton f. o. b. rail shipping point."

[MPR 188, Order 5001]

METALLIC ARTS CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Metallic Arts Co., 2100 South Morgan St., Chicago 8, Ill.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Articles	Model No.	For sales by the manufacturers to—		For sales by any person to consumers
		Jobbers	Retailers	
Brushed brass or silver plated table lamp.	1021 1022 1040 1041 1042 1043 1044 1045 1046 1047 1048 1049	*Each* $5.91	*Each* $6.95	*Each* $12.50
22" and 23" hand decorated china table lamp with pleated metal base.	1014 1015 1016 1050 1051 1052 1017 1018 1019	5.74	6.75	12.15
22", 23", and 23½" hand decorated china table lamp with pleated metal base.	1053 1054 1055 1056 1057 1058	6.76	7.95	14.30

These maximum prices are for the articles described in the manufacturer's application dated April 30, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 1% 10 days, net 30. The maximum price to consumers is net delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 9th day of May 1946.

Issued this 8th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7714; Filed, May 8, 1946; 11:37 a. m.]

[MPR 389, Order 51]

HYGRADE FOOD PRODUCTS CORP. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES

On January 24, 1946, Hygrade Food Products Corporation, 30 Church Street, New York, New York, filed an application on behalf of its Cleveland Division for the establishment of maximum prices on sales in that area of the sausage product known as "Breakfast Roll" and made in accordance with the individual secret formula submitted by the applicant. That application was assigned Docket No. 6036.3-389-2 (a)-88.

Due consideration has been given to the application and an opinion in support of this order has been issued simultaneously herewith and filed with the Division of the Federal Register.

For the reasons set forth in the opinion, and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328, and pursuant to the provisions of section 2 (a) (6) of Maximum Price Regulation No. 389; *It is ordered:*

(a) That the maximum prices other than at retail and applicable in all areas except that customarily served by Hygrade Food Products Corporation's Newark, New Jersey, plant for the sausage product known as "Breakfast Roll" and made by Hygrade Food Products Corporation in accordance with the individual formula submitted to the Office of Price Administration with the application for this order shall be determined by the seller as follows:

(1) The base price for this product is established at the following amount per hundredweight: $42.00.

NOTE: If sold not boxed, 50 cents per cwt. must be deducted from the above price.

(2) To the base price should be added the proper zone differential provided in section 12 (b) of Maximum Price Regulation No. 389 for sausage containing meat and meat by-products from swine only. In determining the proper zone differential to be added, the zone description provided in section 14 of Maximum Price Regulation No. 389 shall be used.

(3) That to the sum of the base price plus the applicable zone differential the "Permitted additions to base prices" provided in section 12 (c) of Maximum Price Regulation No. 389 may be added when applicable.

(b) That with the first delivery of "Breakfast Roll" to a wholesaler, peddler-truck-seller, or intermediate distributor, under this order, Hygrade Food

Products Corporation shall supply each such seller with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for "breakfast roll" have been established by the Office of Price Administration at the base price $42.00 per hundredweight, to which may be added the zone differentials provided in section 12 (b) of MPR 389 (See section 14 for zone boundaries) plus the permitted additions of section 12 (c). We are required to inform you that if you are a wholesaler, a peddler-truck-seller, or an intermediate distributor you must figure your ceiling prices for this product pursuant to the same sections of Maximum Price Regulation No. 389.

(c) That with the first delivery of "breakfast roll" under this order to a retailer the seller shall supply such retailer with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for "Breakfast Roll" have been established by the Office of Price Administration. We are required to inform you that if you are a retailer, you must figure your ceiling price for this item in accordance with the provisions of Maximum Price Regulation No. 336.

(d) That all pertinent provisions of Maximum Price Regulation No. 389, including the descriptive labelling and invoicing provisions of section 4, the recording and reporting provisions of section 6, and the definitions of section 13, in addition to the pricing provisions of paragraph (b) and (c) of section 12 shall be applicable to all sales made under this order.

(e) All prayers of the application not herein granted are denied.

(f) This Order No. 51 may be revoked or amended by the Price Administrator at any time.

This Order No. 51 shall become effective May 8, 1946.

Issued this 7th day of May 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-7719; Filed, May 8, 1946; 11:41 a. m.]

[MPR 389, Order 52]

ALLENTOWN PACKING CO. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES

On March 6, 1946, Allentown Packing Company, 108 Union Street, Allentown, Pennsylvania filed an application for the establishment of maximum prices on sales of the sausage product known as "Ring Bologna (Cooked)" and made in accordance with the individual secret formula submitted by the applicant. That application was assigned Docket No. 6036.3-389-2 (a)-86.

Due consideration has been given to the application and an opinion in support of this order has been issued simultaneously herewith and filed with the Division of the Federal Register.

For the reasons set forth in the opinion, and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328, and pursuant to the provisions of section 2 (a) (6) of Maximum Price Regulation No. 389; *It is ordered:*

(a) That the maximum prices other than at retail for the sausage product known as "Ring Bologna (Cooked)" and made by Allentown Packing Company in accordance with the individual formula submitted to the Office of Price Administration with the application for this order shall be determined by the seller as follows:

(1) The base price for this product is established at the following amount per hundredweight: $25.75.

NOTE: If sold not boxed, 50 cents per cwt. must be deducted from the above price.

(2) To the base price should be added the proper zone differential provided in section 12 (b) of Maximum Price Regulation No. 389 for sausage which is not Kosher sausage, all beef sausage or sausage containing meat and meat by-products from swine only. In determining the proper zone differential to be added, the zone description provided in section 14 of Maximum Price Regulation No. 389 shall be used.

(3) That to the sum of the base price plus the applicable zone differential the "Permitted additions to base prices" provided in section 12 (c) of Maximum Price Regulation No. 389 may be added when applicable.

(b) That with the first delivery of "Ring Bologna (Cooked)" to a wholesaler, peddler-truck-seller, or intermediate distributor, Allentown Packing Company shall supply each such seller with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for "Ring Bologna (Cooked)" have been established by the Office of Price Administration at the base price of $25.75 per hundredweight: to which may be added the zone differentials provided in section 12 (b) of MPR 389 (See section 14 for zone boundaries) plus the permitted additions of section 12 (c). We are required to inform you that if you are a wholesaler, a peddler-truck-seller, or an intermediate distributor you must figure your ceiling prices for this product pursuant to the same sections of Maximum Price Regulations No. 389.

(c) That with the first delivery of "Ring Bologna (Cooked)" to a retailer the seller shall supply such retailer with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for "Ring Bologna (Cooked)" have been established by the Office of Price Administration. We are required to inform you that if you are a retailer, you must figure your ceiling price for this item in accordance with the provisions of Maximum Price Regulation No. 336.

(d) That all pertinent provisions of Maximum Price Regulation No. 389, including the descriptive labelling and invoicing provisions of section 4, the recording and reporting provisions of section 6, and the definitions of section 13, in addition to the pricing provisions of paragraphs (b) and (c) of section 12 shall be applicable to all sales made under this order.

(e) All prayers of the application not herein granted are denied.

(f) This Order No. 52 may be revoked or amended by the Price Administrator at any time.

This Order No. 52 shall become effective May 8, 1946.

Issued this 7th day of May 1946.

JAMES G. ROGERS, Jr.
Acting Administrator.

[F. R. Doc. 46-7720; Filed, May 8, 1946; 11:40 a. m.]

[MPR 389, Order 53]

F. G. MINNAMEIER ET AL.

ESTABLISHMENT OF MAXIMUM PRICES

On April 4, 1946, F. G. Minnameier, Waterloo, Wisconsin filed an application for the establishment of maximum prices on sales of the sausage product known as "Head Cheese" and made in accordance with the individual secret formula submitted by the applicant. That application was assigned Docket No. 6036.3-389-2 (a)-85.

Due consideration has been given to the application and an opinion in support of this order has been issued simultaneously herewith and filed with the Division of the Federal Register.

For the reasons set forth in the opinion, and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328, and pursuant to the provisions of section 2 (a) (6) of Maximum Price Regulation No. 389; *It is ordered:*

(a) That the maximum prices other than at retail for the sausage product known as "Head Cheese" and made by F. G. Minnameier in accordance with the individual formula submitted to the Office of Price Administration with the application for this order shall be determined by the seller as follows:

(1) The base price for this product is established at the following amount per hundredweight: $17.00.

NOTE: If sold loose, 50 cents per cwt. must be deducted from the above price.

(2) To the base price should be added the proper zone differential provided in section 12 (b) of Maximum Price Regulation No. 389 for sausage containing meat and meat by-products from swine only. In determining the proper zone differential to be added, the zone description provided in section 14 of Maximum Price Regulation No. 389 shall be used.

(3) That to the sum of the base price plus the applicable zone differential the "Permitted additions to base prices" provided in section 12 (c) of Maximum Price Regulation No. 389 may be added when applicable.

(b) That with the first delivery of "Head Cheese" to a wholesaler, peddler-truck-seller, or intermediate distributor, F. G. Minnameier shall supply each such seller with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for "Head Cheese" have been established by the Office of Price Administration at the base price of $17.00 per hundredweight, to which may be added the zone differentials provided in Section 12 (b) of MPR 389 (See Section 14 for zone boundaries) plus the permitted additions of Section 12 (c). We are required to inform you that if you are a wholesaler, a peddler-truck-seller, or an intermediate distributor you must figure your ceiling prices for this product pursuant to the same sections of Maximum Price Regulation No. 389.

(c) That with the first delivery of "Head Cheese" to a retailer the seller shall supply such retailer with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for "Head Cheese" have been established by the Office of Price Administration. We are required to inform you that if you are a retailer, you must figure your ceiling price for this item in accordance with the provisions of Maximum Price Regulation No. 336.

(d) That all pertinent provisions of Maximum Price Regulation No. 389, including the descriptive labelling and invoicing provisions of section 4, the recording and reporting provisions of section 6, and the definitions of section 13, in addition to the pricing provisions of paragraphs (b) and (c) of section 12 shall be applicable to all sales made under this order.

(e) All prayers of the application not herein granted are denied.

(f) This Order No. 53 may be revoked or amended by the Price Administrator at any time.

This Order No. 53 shall become effective May 8, 1946.

Issued this 7th day of May 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-7721; Filed, May 8, 1946; 11:40 a. m.]

[MPR 389, Order 54]

HARRY ZIEMER CO. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES

On March 5, 1946, Harry Ziemer Company, Milwaukee, Wisconsin, filed an application for the establishment of maximum prices on sales of the sausage product known as "Gotaberg Cervelet" and made in accordance with the individual secret formula submitted by the applicant. That application was assigned Docket No. 6036.3-389-2 (a)-53.

Due consideration has been given to the application and an opinion in support of this order has been issued simultaneously herewith and filed with the Division of the Federal Register.

For the reasons set forth in the opinion, and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328, and pursuant to the provisions of section 2 (a) (6) of Maximum Price Regulation No. 389; *It is ordered:*

(a) That the maximum prices other than at retail for the sausage product known as "Gotaberg Cervelet" and made by Harry Ziemer Company in accordance with the individual formula submitted to the Office of Price Administration with the application for this order, except that boneless processing beef, cutter and canner grade, may be substituted as the beef ingredient, if desired, shall be determined by the seller as follows:

(1) The base price for this product is established at the following amount per hundredweight: $28.75.

NOTE: If sold not boxed, 50 cents per cwt. must be deducted from the above price.

(2) To the base price should be added the proper zone differential provided in section 12 (b) of Maximum Price Regulation No. 389 for sausage which is not Kosher sausage, all beef sausage or sausage containing meat and meat byproducts from swine only. In determining the proper zone differential to be added, the zone description provided in section 14 of Maximum Price Regulation No. 389 shall be used.

(3) That to the sum of the base price plus the applicable zone differential the "Permitted additions to base prices" provided in section 12 (c) of Maximum Price Regulation No. 389 may be added when applicable.

(b) That with the first delivery of "Gotaberg Cervelet" to a wholesaler, peddler-truck-seller, or intermediate distributor, Harry Ziemer Company shall supply each such seller with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for "Gotaberg Cervelet" have been established by the Office of Price Administration at the base price of $28.75 per hundredweight, to which may be added the zone differentials provided in section 12 (b) of MPR 389 (see section 14 for some boundaries) plus the permitted additions of section 12 (c). We are required to inform you that if you are a wholesaler, a peddler-truck-seller, or an intermediate distributor you must figure your ceiling prices for this product pursuant to the same sections of Maximum Price Regulation No. 389.

(c) That with the first delivery of "Gotaberg Cervelet" to a retailer the seller shall supply such retailer with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for "Gotaberg Cervelet" have been established by the Office of Price Administration. We are required to inform you that if you are a retailer, you must figure your ceiling price for this item in accordance with the provisions of Maximum Price Regulation No. 336.

(d) That all pertinent provisions of Maximum Price Regulation No. 389, including the descriptive labelling and invoicing provisions of section 4, the recording and reporting provisions of section 6, and the definitions of section 13, in addition to the pricing provisions of paragraphs (b) and (c) of section 12 shall be applicable to all sales made under this order.

(e) All prayers of the application not herein granted are denied.

(f) This Order No. 54 may be revoked or amended by the Price Administrator at any time.

This Order No. 54 shall become effective May 9, 1946.

Issued this 8th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7722; Filed, May 8, 1946; 11:41 a. m.]

[MPR 591, Amdt. 9 to Order 1]

WARM AIR FURNACES AND FLOOR AND WALL FURNACES

ESTABLISHMENT OF MAXIMUM PRICES

NOTE: A correction to the opinion accompanying Amendment No. 9 to Order 1 of section 22 of Maximum Price Regulation No. 591 was filed with the Division of the Federal Register as document No. 46-7806 (NP), on May 8, 1946, at 11:43 a. m.

[MPR 591, Amdt. 1 to Order 59]

LOUDON MFG. CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, paragraph (a) of Order No. 59 under Maximum Price Regulation No. 591, is amended to read as follows:

(a) The maximum net prices, f. o. b. point of shipment for sales by any person of the following Walk-In coolers manufactured by the Loudon Manufacturing Company, Minneapolis, Minnesota, and as described in the application dated September 7, 1945, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Model	On sales to—			
	National distributors	Jobbers	Dealers	Consumers
HF-64	$265.00	$295.00	$265.00	$380.00
HF-68	625.00	650.00	750.00	1,250.00
HF-78	270.00	299.00	324.00	540.00
HF-90	330.00	356.00	396.00	660.00
HFD-100	340.00	368.00	408.00	680.00

This amendment shall become effective May 9, 1946.

Issued this 8th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7724; Filed, May 8, 1946; 11:43 a. m.]

[MPR 591, Order No. 477]

POPLAR KING REFRIGERATOR CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register

and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following food freezer manufactured by the Poplar King Refrigerator Company, of Milwaukee, Wisconsin, and as described in the application dated February 8, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
15 cu. foot food freezer	$225.00	$270.00	$450.00

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Poplar King Refrigerator Company shall stencil on the inside of lid or cover of the food freezer covered by this order, substantially the following:

OPA Maximum Retail Price $450.00

Plus freight and crating as provided in Order No. 477 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 9, 1946.

Issued this 8th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7725; Filed, May 8, 1946; 11:42 a. m.]

[MPR 591, Order 478]

General Bronze Corp.

AUTHORIZATION OF MAXIMUM PRICES

For the reason set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person to consumers of the following "Alwintite" Aluminum Double Hung Windows and Aluminum Screens, manufactured by General Bronze Corporation, Long Island City, New York, and as described in the application dated April 18, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

SCHEDULE OF MAXIMUM PRICES

(i) SERIES DHA-O WINDOWS, TYPE D

Model (masonry opening size):	*Maximum net price on sales to consumers*
2034	$18.46
2434	18.89
2834	19.08
3034	19.70
2440	19.49
2840	19.71
3040	20.34
2848	20.50
3048	20.92
2050	20.00
3050	21.25
3054	21.53

(ii) TWO-PIECE ALUMINUM SCREENS FOR DHA-O DOUBLE-HUNG WINDOWS

Model (masonry opening size):	*Maximum net price on sales to consumers (per complete screen)*
2034	$7.49
2434	7.80
2834	8.04
3034	8.32
2440	8.06
2840	8.38
3040	8.67
2848	8.69
3048	9.00
2050	9.32
3050	9.16
3054	9.36

(iii) ONE-PIECE FULL ALUMINUM SCREENS FOR DHA-O DOUBLE-HUNG WINDOWS

Model (masonry opening size):	*Maximum net price on sales to consumers*
2034	$6.80
2434	6.95
2834	7.18
3034	7.38
2440	7.27
2840	7.49
3040	7.74
2848	7.84
3048	8.08
2050	7.53
3050	8.28
3054	8.45

Necessary anchors for windows included in window price. Wire glazing clips are included in window price. Windows are prepared to receive screen and storm sash hardware. All prices based on commercial finish. Windows will be packed two to a cardboard carton.

(b) The maximum net prices, f. o. b. point of shipment on sales to dealers by any person shall be the maximum prices specified in (a) above, reduced by 25%.

(c) This order does not establish maximum prices for the aluminum windows in question when sold on an installed basis. Maximum prices for such installed sales must be determined under the provisions of Revised Maximum Price Regulation No. 251.

(d) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(e) Each seller covered by this order, except on sales to consumer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers, upon resale.

(f) The General Bronze Corporation of Long Island City, New York, shall submit to this office 100 days after the effective date of this order, the following information:

(1) Profit and Loss Statement for the 90-day period immediately following the effective date of this order.

(2) A complete breakdown of actual current cost to make and sell the "Alwintite" Aluminum Double Hung Windows.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 9, 1946.

Issued this 8th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7726; Filed, May 8, 1946; 11:42 a. m.]

[MPR 591, Order 480]

Minneapolis Show Case and Fixture Co.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices f. o. b. point of shipment, for sales by any person of the following freezer manufactured by The Minneapolis Show Case and Fixture Company of Minneapolis, Minnesota, and as described in the application dated March 5, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
Model 8-12, 12 cu. ft., ¼ hp. condensing unit	$205	$246	$410

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Minneapolis Show Case and Fixture Company shall stencil on the inside of lid or cover of the freezer covered by this Order, substantially the following:

OPA Maximum Retail Price—$410.00

Plus freight and crating as provided in Order No. 480 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 9, 1946.

Issued this 8th day of May, 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7728; Filed, May 8, 1946; 11:43 a. m.]

[MPR 591, Order 479]

Carl Pearson Brass Foundry and Machine Works

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following sizes of the Pearson Combined Interlocking Gas Supply Valve manufactured by Carl Pearson Brass Foundry and Machine Works of Denver, Colorado and as described in the application dated March 19, 1946 which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

ON SALES TO DISTRIBUTORS

Size	Series	In lots of less than 25	In lots of 25 to 49	In lots of 50 to 99	In lots of 100 or more
¾"	5038—For floor furnaces	$3.48	$3.34	$3.14	$3.00
½"	5050—For hot water heaters	3.63	3.48	3.27	3.14

ON SALES TO USERS (PLUMBERS AND/OR CONTRACTORS, ETC.)

¾"	5038—For floor furnaces	$5.22	$5.01	$4.71	$4.50
½"	5050—For hot water heaters	5.45	5.22	4.92	4.71

(b) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(c) Each seller covered by this order, except a user shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established for purchasers except users upon resale.

(d) Maximum prices on installed sales of the commodities in question are subject to the provisions of Revised Maximum Price Regulation No. 251.

(e) The Carl Pearson Brass Foundry and Machine Works of Denver, Colorado, shall attach a tag to each item covered by this order containing substantially the following information:

OPA Maximum Retail Price $------

As provided in Order No. 479 under Maximum Price Regulation No. 591.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 9, 1946.

Issued this 8th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7727; Filed, May 8, 1946; 11:42 a. m.]

[MPR 591, Order 481]

C. E. Pearce

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following farm freezer manufactured by C. E. Pearce, Lyndon, Vermont, and as described in the application dated February 16, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sale to—		
	Distributors	Dealers	Consumers
18 cu. ft. ¼ hp. condensing unit	$275	$330	$550

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers including allowable transportation and crating charges.

(f) C. E. Pearce, of Lyndon, Vermont, shall stencil on the lid or cover of the farm freezer covered by this order, substantially the following:

OPA Maximum Retail Price—$550.00

Plus freight and crating as provided in Order No. 481 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 9, 1946.

Issued this 8th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7729; Filed, May 8, 1946; 11:43 a. m.]

[RMPR 136, Amdt. 1 to Rev. Order 563]

Duplex Truck Co.

ADJUSTMENT OF MAXIMUM PRICES

Amendment 1 to Revised Order 563 Under Revised Maximum Price Regulation 136. Machines, parts and industrial equipment. Duplex Truck Company; Docket No. 6083-136.21-567.

For the reasons set forth in an opinion issued simultaneously herewith and filed

with the Division of the Federal Register, and pursuant to section 21 of Revised Maximum Price Regulation 136; *It is ordered:*

Revised Order 563 under Revised Maximum Price Regulation 136 is amended in the following respects:

1. The schedule in paragraph (a) (1) is amended to read as follows:

Model	Description	Manufacturer's price
J	Truck chassis, 28,000 lbs. gross weight, with cab, air brakes and 10.00 x 20 synthetic tires	$4,512.90
K	Truck chassis, wheelbase same as 1942 model, 32,000 lbs. gross weight, with cab, air brakes, and 11.00 x 20 synthetic tires	4,844.00
R	Truck chassis, 25,000 lbs. gross weight, with cab, 2-speed axle, and 9.00 x 20 synthetic tires	3,761.25
T	Truck chassis, wheelbase same as 1942 model, 18,000 lbs. gross weight, with cab, single speed bevel axle, and 8.25 x 20 synthetic tires	2,580.08

2. The schedule in paragraph (b) (1) is amended to read as follows:

Model	Description	List price
J	Chassis, 28,000 lbs. gross weight, with cab, air brakes, and 10.00 x 20 synthetic tires	$6,447
K	Chassis, wheelbase same as 1942 model, 32,000 lbs. gross weight, with cab, air brakes and 11.00 x 20 synthetic tires	6,920
R	Chassis, 25,000 lbs. gross weight, with cab, 2-speed axle, and 9.00 x 20 synthetic tires	5,015
T	Truck chassis, wheelbase same as 1942 model, 18,000 lbs. gross weight, with cab, single speed bevel axle, and 8.25 x 20 synthetic tires	3,452

This amendment shall become effective May 8, 1946.

Issued this 8th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7770; Filed, May 8, 1946; 4:50 p. m.]

[MPR 580, Amdt. 3 to Order 260]

DUOFOLD INC.

ESTABLISHMENT OF CEILING PRICES

Establishing ceiling prices at retail for certain articles; Docket No. 6063-580-13-638.

For the reasons set forth in the opinion issued simultaneously herewith Order No. 260, issued under section 13 of Maximum Price Regulation 580 on application of Duofold Inc., Mohawk, New York, is amended in the following respects:

1. Paragraph (a) is amended to increase the retail ceiling prices established for the articles listed below:

"DUOCRAFT" UNDERWEAR

Article	Manufacturer's selling price (per doz.)		Retail ceiling price (per unit)	
	Sizes 34-46	Sizes 48-50	Sizes 34-46	Sizes 48-50
Shorts	$4.90	$5.05	$0.60	$0.70
Longs	7.50	8.75	.95	1.10

"DU-ONS" UNDERWEAR

[Sizes 34-46]

Article	Manufacturer's selling price except in California, Washington, and Oregon (per doz.)	Retail ceiling price except in California, Washington, and Oregon (per unit)	California, Washington, and Oregon	
			Manufacturer's selling price (per doz.)	Retail ceiling price (per unit)
One piece suit	$10.10	$1.30	$10.20	$1.30

2. Paragraph (d) is amended by adding thereto the following undesignated paragraph:

Upon the issuance of any amendment to Order No. 260, the manufacturer is allowed 30 days and the retailer is allowed 60 days within which to mark or tag the articles in the form prescribed above. Within that 60 day period, unless the article is marked or tagged in the form prescribed above, the retailer shall comply with the marking, tagging and posting provisions of the previously applicable regulation. However, the pricing provisions of this order or any amendment shall apply as of the effective date of the order or applicable amendment.

This amendment shall become effective May 8, 1946.

Issued this 8th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7771; Filed, May 8, 1946; 4:50 p. m.]

[MPR 580, Order 304]

NATIONAL CARBON CO., INC.

ESTABLISHMENT OF CEILING PRICES

Establishing ceiling prices at retail for certain articles; Docket No. 6063-580-13-643.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 13 of Maximum Price Regulation No. 580, *It is ordered:*

(a) The following ceiling prices are established for sales by any seller at retail of the following articles manufactured by National Carbon Company, Inc., 30 East 42nd Street, New York 17, New York having the brand name, "Krene" and described in the manufacturer's application dated April 24, 1946.

APRONS

Style No. and description	Manufacturer's selling price	Retail ceiling price
Style No. 15—Printed tea apron	$.75	$1.25
Style No. 16—Bib type apron	1.08	1.75
Style No. 17—Peasant type apron	1.41	2.35
Style No. 18—Cocktail apron	1.35	2.25
Style No. 19—Flared, gored skirt apron	1.35	2.25
Style No. 20—Dirndl tea apron	1.50	2.50
Style No. 21—Ruffled bib apron	1.65	2.75
Style No. 22—Square neck, gored skirt apron	1.77	2.95

(b) The retail ceiling price of an article stated in paragraph (a) shall apply to any other article of the same type, having the same selling price to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this order.

(c) The retail ceiling prices contained in paragraph (a) shall apply in place of the ceiling prices which have been or would otherwise be established under this or any other regulation as of the effective date of this order or applicable amendment.

(d) On and after May 30, 1946 National Carbon Company, Inc. must mark each article listed in paragraph (a) with the retail ceiling price under this order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

(Section 13, MPR 580)
OPA Price $------

On and after June 30, 1946, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to June 30, 1946, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging and posting provisions of the applicable regulation.

(e) On or before the first delivery to any purchaser for resale of each article listed in paragraph (a), the seller shall send the purchaser a copy of this order and all subsequent amendments.

(f) Unless the context otherwise requires, the provisions of the applicable regulation shall apply to sales for which retail ceiling prices are established by this order.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 8, 1946.

Issued this 8th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7772; Filed, May 8, 1946; 4:50 p. m.]

[MPR 188, Order 5000]

WINDOW SHADES AND WINDOW SHADE ROLLERS

MAXIMUM PRICES FOR SALES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register; and pursuant to § 1499.159b of Maximum Price Regulation No. 188; *It is ordered:*

Sec.
1. Purposes of this order.
2. Articles covered by this order.
3. Manufacturers' maximum prices.
4. Wholesalers' maximum prices.
5. Retailers' maximum prices.
6. Manufacturers' invoices.
7. Notification to purchasers for resale.
8. Terms of sale.
9. Relationship of this order to other orders or regulations.
10. Revocation or amendment.

Appendix A—Maximum prices for sales by retailers of paper and fibre shades.

SECTION 1. *Purpose of this order.* This order specifies the adjustment charges to be used by manufacturers of window shades and window shade rollers; and it sets forth the specific pricing provisions which all sellers are to follow in calculating their maximum prices for sales of these products.

SEC. 2. *Articles covered by this order.* The articles covered by this order are window shades made of paper, fibre and cloth; and window shade rollers.

SEC. 3. *Manufacturers' maximum prices*—(a) *Determination of maximum prices.* Manufacturers shall continue to determine their maximum prices for articles covered by this order under the same regulation and pricing provisions applicable before this order was issued.

(b) *Increase factor.* (1) Manufacturers may increase their maximum prices (exclusive of any permitted increases) properly established under Maximum Price Regulation No. 188 for sales to all persons except household consumers, by the appropriate one of the following percentages:

Type of article:	Percentage increase
Cloth shades	15
Paper and fibre shades	20
Window shade rollers	15

(2) Manufacturers may increase by 9% their maximum prices (exclusive of any permitted increases) properly established under Maximum Price Regulation No. 188 for sales to household consumers.

(c) *"Adjusted maximum price".* A manufacturer's "adjusted maximum price" is the higher of the following two amounts:

(1) His maximum price properly established under Maximum Price Regulation No. 188 increased by the appropriate one of the percentages specified in paragraph (b) of this section; or

(2) His maximum price properly established under Maximum Price Regulation No. 188 plus any increases in that maximum price permitted by an OPA order,[1] other than this order.

(d) *"Unadjusted maximum price."* (1) A manufacturer's "unadjusted maximum price" for his sale of an article whose maximum price is properly established under Maximum Price Regulation No. 188 is the maximum price so established not including any increases in that maximum price permitted by an OPA order. However, if an OPA order [1] permits the manufacturer to increase that maximum price by an amount greater than the appropriate one of the percentages specified in paragraph (b), the manufacturer's "unadjusted maximum price" is the amount determined by deducting an amount equal to that percentage of the maximum price in effect before that increase was made, from the price as increased in accordance with that order.

SEC. 4. *Wholesalers' maximum prices*—(a) *Determinations of maximum prices.* Wholesalers shall continue to determine their maximum prices for articles covered by this order under the General Maximum Price Regulation.

If a wholesaler determines his maximum price under § 1499.3 (a) of the General Maximum Price Regulation, he shall determine his markup over his net unit cost by using the "unadjusted maximum price" of the comparable article. The markup, so determined, shall be added to the amount specified on the wholesaler's purchase invoice as his supplier's "unadjusted maximum price". If the wholesaler's maximum price must be established under § 1499.3 (c) of the General Maximum Price Regulation, his application must state and identify his supplier's "unadjusted maximum price".

(b) *Increase in maximum prices.* A wholesaler may increase his properly established maximum prices for articles covered by this order by the same percentage that the manufacturer has increased his maximum prices under this order.

SEC. 5. *Retailers' maximum prices*—(a) *Paper and fibre shades.* Retailers' maximum prices for sales of paper and fibre shades are listed in Appendix A of this order.

(b) *Cloth shades*—(1) *Definitions.* When used in this order, the following terms have the following meanings:

(i) "A custom shade" is one that is not carried in stock in the form of a finished shade, but instead is made on order to suit the special requirements of each individual buyer. The buyer usually selects the type of roller, shade cloth and accessories and the manufacturer assembles these and makes the finished shade to the measurements specified or desired by the buyer.

(ii) A "stock shade" is one that is carried in stock by the retailer as a finished shade. Retailers usually carry a large number of such stock (ready-made) shades in various standard widths and lengths.

(2) *Maximum prices.* Each retailer of cloth shades shall determine his maximum prices as follows:

(i) For sales of stock shades, he shall multiply his invoice cost (less all discounts except cash discounts, and not including freight costs), by 150 percent.

(ii) For sales of custom shades he shall multiply his invoice cost (less all discounts except cash discounts, and not including freight costs), by 159 percent.

(c) *Window shade rollers.* Each retailer shall determine his maximum prices for sales of window shade rollers by multiplying his invoice cost (less all discounts except cash discounts, and not including freight costs), by 150 percent.

SEC. 6. *Manufacturers' invoices.* (a) Every manufacturer shall furnish to each purchaser for resale to whom he sells, an invoice or other written evidence of sale, containing the following:

(1) The name and address of both the seller and purchaser, and the date of sale.

(2) The name, number, or other identification of each article sold.

(3) The quantity of each article sold.

(4) The seller's "unadjusted maximum price" for each article sold. (This amount shall be stated only on invoices which are furnished to wholesalers. It shall not be stated on invoices furnished to retailers.)

(5) The actual selling price of each article sold.

(6) The nature and amount of any additional charges.

(7) The terms of sale.

(b) No manufacturer may sell an article covered by this order to a wholesaler at a price higher than such seller's "unadjusted maximum price" for the particular sale unless the "unadjusted maximum price" and the actual selling price are so identified.

(c) The seller shall retain a copy of such invoice or other written evidence of sale, for inspection of the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

SEC. 7. *Notification to purchasers for resale.* At the time of, or prior to, the first invoice to each purchaser for resale showing a maximum price adjusted in accordance with this order, the seller shall notify the purchaser in writing, that:

(a) If he is a wholesaler, he must determine his maximum resale price under section 4 of Order No. 5000 under § 1499.159b of Maximum Price Regulation No. 188.

(b) If he is a retailer he must determine his maximum resale prices for articles covered by this order under section 5 of Order No. 5000 under § 1499.159b of Maximum Price Regulation No. 188.

SEC. 8. *Terms of sale.* Every seller of an article covered by this order must maintain all terms, discounts, allowances, and other price differentials, in effect during March 1942, or which have been subsequently properly established under Office of Price Administration regulations or order.

SEC. 9. *Relationship of this order to other orders or regulations*—(a) *Maximum Price Regulation No. 188 and the General Maximum Price Regulation.* The provisions of this order supersede the provisions of Maximum Price Regulation No. 188 and the General Maximum Price Regulation only to the extent that they are inconsistent with the provisions of that regulation.

(b) *Supplementary Order No. 133.* Manufacturers may continue to adjust their maximum prices in accordance with any increase permitted under Supplementary Order No. 133 instead of the increase factor specified in section 3.

SEC. 10. *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

[1] This refers to orders issued under Supplementary Order No. 133, and Order No. A-2 under Maximum Price Regulation No. 188.

APPENDIX A—MAXIMUM PRICES FOR SALES BY RETAILERS OF PAPER AND FIBRE SHADES

To use the table below, the retailer determines the price range in column 1 (if he buys from the manufacturer), or the price range in column 2, (if he buys from a wholesaler), in which his actual invoice cost lies. The actual invoice cost for this purpose is less all discounts except cash discounts, and not including any freight costs. The retail ceiling price stated on the same line as that price range is the retailer's maximum price.

Column 1		Column 2		Column 3
Invoice price when purchased from manufacturer		Invoice price when purchased from wholesaler		Retail ceiling price (per unit)
Per dozen	Per hundred	Per dozen	Per hundred	
$0.90 to $1.019	$7.50 to $8.49	$0.96 to $1.139	$8.00 to $9.49	$0.12
$1.02 to $1.379	$8.50 to $11.49	$1.14 to $1.499	$9.50 to $12.49	.17
$1.38 to $1.859	$11.50 to $15.49	$1.50 to $2.099	$12.50 to $17.49	.21
$1.86 to $2.339	$15.50 to $19.49	$2.19 to $2.579	$17.50 to $21.49	.29
$2.34 to $2.819	$19.50 to $23.49	$2.58 to $2.969	$21.50 to $21.49	.33
$2.82 to $3.059	$23.50 to $25.49	$2.94 to $3.179	$24.50 to $26.49	.36
$3.06 to $3.299	$25.50 to $27.49	$3.18 to $3.539	$26.50 to $29.49	.39
$3.30 to $3.749	$27.50 to $31.24	$3.54 to $3.949	$29.50 to $32.91	.44
$3.75 to $4.169	$31.25 to $34.74	$3.95 to $4.289	$32.92 to $35.74	.48
$4.17 to $4.379	$34.75 to $36.49	$4.29 to $4.619	$35.75 to $38.49	.53
$4.38 to $4.859	$36.50 to $40.49	$4.62 to $5.219	$38.50 to $43.49	.59
$4.86 to $5.339	$40.50 to $44.49	$5.22 to $5.579	$43.50 to $46.49	.63
$5.34 to $5.819	$44.50 to $48.49	$5.58 to $5.969	$46.50 to $49.74	.71
$5.82 to $6.059	$48.50 to $50.49	$5.97 to $6.299	$49.75 to $52.49	.74
$6.06 to $6.449	$50.50 to $53.74	$6.30 to $6.659	$52.50 to $55.49	.78
$6.45 to $6.779	$53.75 to $56.49	$6.66 to $7.139	$55.50 to $59.49	.81
$6.78 to $7.259	$56.50 to $60.49	$7.14 to $7.379	$59.50 to $61.49	.85
$7.26 to $7.619	$60.50 to $63.49	$7.38 to $7.739	$61.50 to $64.49	.92
$7.62 to $7.859	$63.50 to $65.49	$7.74 to $8.099	$64.50 to $67.49	.96
$7.86 to $8.249	$65.50 to $68.49	$8.10 to $8.819	$67.50 to $73.49	.98
$8.22 to $8.699	$68.50 to $72.49	$8.82 to $9.179	$73.50 to $76.49	1.06
$8.70 to $9.299	$72.50 to $77.49	$9.18 to $9.539	$76.50 to $79.49	1.12

This order shall become effective on the 9th day of May 1946.

NOTE: The record keeping and reporting provisions of this order have been approved by the Bureau of the Budget, in accordance with the Federal Reports Act of 1942, as amended.

Issued this 9th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7823; Filed, May 9, 1946; 11:50 a. m.]

[MPR 571, Order 4]

RENTAL OF DUMP TRUCKS ON CONSTRUCTION, ROAD MAINTENANCE, AND HOUSING PROJECTS IN THE UNITED STATES

An opinion accompanying this Order No. 4 under Maximum Price Regulation No. 571 has been issued simultaneously herewith and has been filed with the Division of the Federal Register.

(a) *Applicability of this order.* This order applies to all rentals of dump truck and combination truck and trailer mounted equipment for use on or in connection with construction, road maintenance, or housing projects (hereinafter referred to as "construction") in any of the forty-eight states of the United States or in the District of Columbia.

(b) *Relation of this order to other regulations.* This order supersedes section 16 (a), (b) and (c) of Maximum Price Regulation No. 134, the provisions of which are substantially contained herein.

(c) *Maximum rates for dump truck rentals*—(1) *"Fully maintained and operated" basis.* The maximum hourly rates for the rental of dump trucks on a "fully maintained and operated" basis, less driver, for use on construction work (including other uses to which such trucks may be assigned in the course of rentals which are primarily for construction or road maintenance work) are set forth in Schedule "I".

(2) *"Bare" basis.* The maximum rates for the rental of dump trucks on a "bare" basis for use on construction projects (including other uses to which such trucks may be assigned in the course of rentals which are primarily for construction or road maintenance work) are set forth in Schedule II.

(3) *Combination charges prohibited.* In no event may any charge for a particular rental of a dump truck be based on a combination of Schedule "I" and Schedule "II" rates.

(d) *Less than maximum rates.* Nothing in this order prevents the charging or offering, or paying of rates lower than the maximum rates permitted in Schedules "I" and "II".

(e) *Modification of rates.* The Office of Price Administration may at any time by order authorize maximum rental rates for dump trucks other than those provided herein, applicable to any group of lessors, or all lessors, for (i) a designated geographical area, or (ii) a specified type of work where it is demonstrated that due to conditions peculiar to the area or project, that the rates herein established are either higher or lower than would be generally fair and equitable to either lessee or lessor.

(f) *Truck and trailer mounted equipment.* (1) The maximum rental rate for any combination machine consisting of any construction or road maintenance equipment mounted on an automotive truck or trailer and rented on a bare basis shall be a price calculated on the basis of a monthly rate which shall be equal to the sum of the following: (i) the maximum monthly rate for such equipment in accordance with section 15, Appendix A of Maximum Price Regulation 134, or under Maximum Price Regulation 136, where applicable, and (ii) a maximum monthly rental rate for the truck or trailer equal, for trucks to 7 percent and for trailers to 5½ percent, of the highest maximum price established by any regulation issued by the Office of Price Administration for the sale to any domestic class of purchaser, of the nearest equivalent new truck or trailer, or the nearest equivalent new truck or trailer chassis and the nearest equivalent new extra, special, or optional equipment which may have been added to complete the rented truck or trailer.

(2) Maximum charges for operating and maintenance services supplied by lessors in connection with rental of truck or trailer mounted equipment, whether amounting to a fully, or partially, operated service shall be charges established by filing an application for approval of such rate pursuant to section 5 (a) of Maximum Price Regulation 571.

SCHEDULE I—RENTALS OF DUMP TRUCKS ON A FULLY MAINTAINED AND OPERATED BASIS

PART I—SCHEDULE

From and including (cubic yards)	Up to but not including (cubic yards)	Charge per hour (not including operator's wages)		
		A	B	C
.....	3	$1.50	$1.20	$1.35
3	4	1.80	1.45	1.65
4	5	2.25	1.80	2.05
5	6	2.40	1.95	2.15
6	7	2.65	2.15	2.40
7	8	3.25	2.60	2.95
8	10	3.65	2.95	3.30
10	12	4.40	3.55	3.95
12	.....	4.70	3.75	4.25
Over 12 cubic yards, add for each cubic yard		.30	.20	.25
On all 3 axle, 10 tire trucks with drive on two rear axles, add		.40	.40	.40

PART II

(1) Where a driver is provided by the lessor in connection with a fully maintained rental of a dump truck, there may be added to the above hourly rate, 135% of the hourly wage for the operator of such truck at the wage prevailing on March 31, 1942, in the area of the job site.

(2) The capacity of any dump truck shall be the water level capacity as determined by the height of the tail gate or front end, whichever is lower, of the permanent body of the truck: *Provided*, That when necessary to attain such water-level the sides of the truck are brought up to this height, whether by temporary or permanent additions. It shall be a violation of this regulation for any lessor to refuse to supply sideboards, on any type of work where he has customarily supplied the same, in order to obtain greater aggregate rental for his trucks. The capacity of the Boulder type dump truck shall be determined by the manufacturer's rating.

(3) Column A rates apply where the loading is performed by power loading devices except where the material is processed sand, gravel, crushed stone, or other processed materials in stock piles at a commercial producing plant, at point of construction or at intermediate point of transfer. A hopper, chute, bunker, or conveyor shall not be deemed to be a power loading device.

Column B rates apply where the loading is performed by hand and where the average mileage of the vehicle does not exceed 8 miles per hour for the period of time the vehicle is in use each day.

Column C rates apply where transportation or loading is performed under conditions other than those described for application of Column A or B rates. Column C rates apply where the loading is by hopper, chute, bunker, or conveyor.

(4) On any job where the lessee finds it impossible or impracticable, because of the shifting of trucks from one type of loading to another, to calculate the rental according to the several services rendered by each truck, the lessee may pay, as a maximum rental price for the job, a price calculated on the basis of any rate, or combination of rates, which does not exceed the applicable rates set forth in Column A above.

(5) Irrespective of the basis of contract, in no event shall any rental paid or received for dump trucks exceed the maximum rental permitted by application of the foregoing hourly rates.

(6) In every instance, the foregoing maximum hourly rates shall apply irrespective of the length of time that a truck is on the job, except that where the lessor is required to pay his truck operator overtime wages on any job because of overtime operation of the truck, there may be added to the maximum rental the dollar amount, determined according to wage rates in effect on 3-31-42, of so much of the excess of overtime wages over straight time wages as is actually paid the operator plus payroll taxes and insurance for such overtime operation of the truck.

(7) In every instance, rental for any dump truck rented on a fully operated basis shall be calculated, in accordance with this paragraph, as beginning not sooner than the time the truck arrives on the job ready for use and as ending when the truck is finally released on the job for return to the lessor, except that where the truck must be moved daily to and from the job, the lessor may charge the lessee an additional hour's rent at the applicable maximum rate for each day that the truck is moved to and from the job.

(8) The Office of Price Administration, or any Regional Office of the Office of Price Administration, or any District Office duly authorized by a Regional Office, may authorize for a particular job, an increase in the rental provided by the foregoing hourly rates, not exceeding 10 percent of the applicable maximum, where the lessor, prior to charging the higher rental, has satisfactorily shown that his equipment is to be used on such job more than 25 miles from his yard and that his costs will be materially increased by reason of such use.

PART III—APPLICATION OF RATES

(a) All repairs and replacements, including tire replacements shall be made by and at the cost and expense of the lessor. Payment will not be made for use of equipment during the time when repairs are being made.

(b) These rates may be applied only to the hours of actual use, but do not contemplate lessee unreasonably retaining equipment in his possession when not in actual use.

Fully Maintained and Operated Basis Rental

(c) All fuel and lubricants used in the operation of motor vehicles shall be furnished (or paid for) by the lessor.

(d) Drivers' wages are excluded from all rates indicated hereon.

PART IV—DEFINITION AND GENERAL PROVISIONS

Fully maintained and operated basis refers to any lease, contract, or understanding, regardless of whether the same is denominated a rental agreement, or forms a part of another agreement, whereby one party undertakes to furnish another party with any of this equipment, and supply all services required therewith. (Excluding driver).

Rental rates set forth in this table are for fully maintained and operated vehicles (less drivers), and includes charges for mechanics, greasers, gasoline, fuel oil, lubricants, repairs, tire maintenance or any other charge which is properly a part of "maintenance and operating service." The rental rates set forth in this table include an allowance for the cost of all repairs and overhauling.

SCHEDULE II—RENTALS OF DUMP TRUCKS ON A "BARE" BASIS

PART I

Maximum price of truck, chassis, and equipment	A	B	C
	Percent	*Percent*	*Percent*
Up to and including $4,500	9	7	8
Over $4,500 to $8,500	8	6½	7
Over $8,500	7	5½	6½
Half-track dump trucks	9	8	7

PART II

Determination of truck capacities and application of the foregoing rates shall be governed by the provisions of subparagraphs (2), (3) and (4) of Schedule I, Part II.

In every instance, rental for dump trucks leased on a bare basis shall be calculated as beginning at the time trucks are delivered into possession of the lessee, and as terminating at the time when trucks are delivered back into the possession of the lessor.

PART III—APPLICATION OF RATES

(a) The monthly rates established herein are based upon a usage of 240 hours per month. For actual use for more than 240 hours during one monthly period, the maximum additional rental price for each additional hour, or part of an hour, for such actual use shall be calculated upon the basis of 1/480 of the applicable rate per month shown in the foregoing schedule.

(2) If used for a part of a monthly period, the maximum rental rate for such part of the monthly period shall be calculated upon the basis of the higher of: (1) 1/30 of the applicable monthly rate for each daily period, or part thereof, of possession or (2) 1/240 of the applicable monthly rate for each hour, or part thereof, of actual use.

(c) All fuel and lubricants used in the operation of motor vehicles shall be furnished (or paid for) by the lessee.

(d) Drivers' wages are excluded from all rates indicated herein.

PART IV—DEFINITION AND GENERAL PROVISIONS

"Bare" basis refers to any lease, contract, or understanding, regardless of whether the same is denominated a rental agreement, or forms a part of another agreement, whereby one party undertakes to furnish another party with any of this equipment, without supplying any operating and maintenance services required therewith.

Rental rates set forth in this table are for "bare" dump trucks and do not include charges for drivers, mechanics, greasers, gasoline, fuel oil, lubricants, repairs, or maintenance (except that due to normal wear and tear), or any other charge which is properly a part of operating and maintenance service. The rental rates set forth in this table include an allowance for the cost of all repairs and overhauling required as a result of normal wear and tear of vehicles. This means that:

(a) When vehicles are on bare rental and break down as a result of normal wear and tear, lessor cannot charge lessee with the cost of repairs, or any rental for the time lost while repairs are being made.

(b) Where vehicles are bare rental breakdown as a result of any cause other than normal wear and tear, lessor can charge lessee with the cost of repairs and with rental for possession of vehicles during the time while repairs are being made.

(c) However, where vehicles are on bare rental, the lessee may at his own expense always make minor repairs, regardless of the cause of breakdown, where such repairs are necessary to keep the job going, but he may not charge the cost of such repairs to the lessor or deduct the time lost for making repairs from the rental period, without the lessor's consent.

(d) In any instance where there is a breakdown of vehicles on bare rental, the cause of such breakdown is a question of fact that must be determined between the lessor and the lessee.

(e) A bare rental contract may provide for the assumption by the lessee of the duty to make all repairs and replacements at his own cost and expense, including those resulting from normal wear and tear and including tire repair or replacement, provided that in such event the rental shall not exceed 85% of the applicable maximum rental rate set forth in this table. By way of illustration but not limitation, such a lessee may be required to pay the entire cost of a repair or replacement necessitated by climatic conditions, fire, flood, tornado, etc., while the vehicle is or was in his possession, and the normal wear and tear resulting from his use and may be required to pay rental during the repair period. He may be required to pay a proportion of the cost of tires; for example, based upon his mileage use as compared with the normal mileage life of the tires. However, he shall not be required to pay for repair or replacement due to pre-existing or hidden defects, or to defective material, nor would he be required to pay rental during the repair period.

This order shall become effective on the 14th day of May 1946.

Issued this 9th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7830; Filed, May 9, 1946; 11:51 a. m.]

[MPR 591, Amdt. 11 to Order 1]

COMPRESSORS AND CONDENSING UNITS

MODIFICATION OF MAXIMUM PRICES

For the reasons stated in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to section 22 of Maximum Price Regulation No. 591, *It is ordered:*

Order 1 under section 22 of Maximum Price Regulation No. 591 is amended by the addition of the following section:

SEC. 2.2 *Modification of maximum prices for compressors and condensing units 5 hp or less in capacity—and repair and service parts therefor*—(a) *Scope of this section.* This section establishes maximum prices for the sales by manufacturers and resellers of compressors and condensing units with a capacity of 5 horsepower or less and repair and service parts for such compressors and condensing units.

(b) *Manufacturers' maximum prices.* The maximum price of a manufacturer for his sale to any class of his purchasers of any commodity covered by this section 2.2 shall be determined by increasing his base date maximum price in effect to such class of purchasers by 17 percent.

For the purposes of this section, a "base date maximum price" is the manufacturer's maximum price properly established under Maximum Price Regulation No. 188 or Maximum Price Regulation No. 591 prior to May 9, 1946. It shall not include an adjusted maximum price, increased by OPA in response to an application for individual price relief.

(c) *Optional use of this section.* The maximum prices established by this section shall not operate to decrease any price established for a manufacturer by an individual price adjustment under Maximum Price Regulation No. 188 or Maximum Price Regulation No. 591 or any supplementary orders issued by this Office.

(d) *Resellers' maximum prices.* The maximum price for sales by any reseller of the types of compressors and con-

densing units and repair or service parts therefor covered by this section shall be his maximum price to each class of purchaser in effect on May 8, 1946, except that on any item for which his acquisition cost is increased as a result of the increase permitted manufacturers under this section, his maximum price for such item shall be his maximum price in effect to each class of purchaser on May 8, 1946, plus the actual dollars-and-cents increase in his current acquisition cost resulting from the increase put into effect by his supplier pursuant to the provisions of this section.

For the purpose of this section, the term "reseller" shall not include a person who purchases a commodity covered by this section for incorporation into or assembly with another product (such as refrigerator), with which it is customarily sold as a single unit at a single price.

(e) *Notification.* On sales of any commodity covered by this section to a customer purchasing for resale, any seller subject to this section shall give notice, in writing, at or before the issuance of the first invoice after May 9, 1946, of the actual dollars-and-cents increase for each size compressor and condensing unit and repair or service part therefor over his maximum price to that class of purchaser in effect on May 8, 1946, and the method by which such customer is authorized to determine his maximum price pursuant to the provisions of this section.

(f) *Reporting provisions; manufacturers.* Any manufacturer who increases his maximum price as permitted under this section shall within 5 days after such a maximum price has been increased submit to the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., a report stating the following:

(i) Plate number or other identification for each commodity whose price has been increased.

(ii) Its maximum price in effect just prior to the increase authorized by this order.

(iii) Its maximum price in accordance with this order.

This amendment shall become effective May 9, 1946.

NOTE: The reporting requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 9th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7831; Filed, May 9, 1946; 11:51 a. m.]

[SO 142, Order 100]

T. L. SMITH CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 100 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. The T. L. Smith Company, Docket No. 6083 SO 142-136-187.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 2 (c) of Supplementary Order No. 142; *It is ordered:*

(a) The maximum prices for sales by the T. L. Smith Company, Milwaukee, Wisconsin, for the following products, which are covered by any of the regulations listed in Supplementary Order No. 142, shall be the maximum prices in effect just prior to April 10, 1946, increased by the following percentage amounts:

Products:	Percentage increase
28-S tilters	3.1
40-S tilters	3.0
56-S tilters	3.1
#5 truck mixers	*4.4
3½-S tilters	12.0
7-S nontilters	5.0
16-S nontilters	5.0
28-S nontilters	17.5
84-S tilters	20.0
112-S tilters	20.0
#4 truck mixers	8.0
Repair parts	15.0

(b) The maximum prices for the products not mentioned in paragraph (a) above which are covered by any of the regulations listed in Supplementary Order 142, shall be the maximum prices in effect just prior to April 10, 1946.

(c) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class just prior to the issuance of this order, by the same percentage by which his net invoiced cost has been increased by reason of this order.

(d) The T. L. Smith Company shall notify each purchaser, who buys the products listed in paragraph (a) above for resale, of the percentage by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(e) All requests not granted herein are denied.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 9, 1946.

Issued this 8th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7730; Filed, May 8, 1946; 11:41 a. m.]

[Rev. SO 119, Amdt. 1 to Order 86]

ROBERTS & MANDER STOVE CO.

ADJUSTMENT OF MAXIMUM PRICES

Correction

In the first table in FEDERAL REGISTER document 46-6299, appearing at page 4275 of the issue for Wednesday, April 17, 1946, the Zone 3 price for K-3T gas range should read "$104.75".

[SO 142, Order 101]

R. G. LE TOURNEAU, INC.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 101 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. R. G. Le Tourneau, Inc., Peoria, Illinois. Docket No. 6083 SO 142-136-52.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to Supplementary Order No. 142, *It is ordered:*

(a) The maximum prices for sales by R. G. Le Tourneau, Incorporated, Peoria, Illinois, of all its products which are covered by any of the regulations listed in Supplementary Order No. 142, shall be determined by increasing by 8.0% the maximum prices for these products in effect just prior to September 28, 1945.

(b) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class just prior to the issuance of this order, by the same percentage by which his net invoiced cost has been increased by reason of this order.

(c) R. G. Le Tourneau, Incorporated, Peoria, Illinois, shall notify each purchaser who buys the products listed in paragraph (a) above for resale of the percentage by which this order permits the reseller to increase his maximum net prices for these products. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(d) All requests not granted herein are denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 9, 1946.

Issued this 8th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7731; Filed, May 8, 1946; 11:41 a. m.]

[Rev. SO 119, Order 176]

SOUTHERN DESK CO.

ADJUSTMENT OF MAXIMUM PRICES

Correction

In Federal Register document 46-6979, appearing at page 4683 of the issue for Saturday, April 27, 1946, the last paragraph should read as follows:

Issued this 25th day of April 1946.

[SR 15, Corr. to Amdt. 3 to Order 52]

LAKE MILLS SHOE CO.

ADJUSTMENT OF MAXIMUM PRICES

Amendment 3 to Order No. 52 is corrected by inserting the date, "April 29",

in the space provided in item 2, paragraph (b) (1).

Issued this 8th day of May 1946.

JAMES G. ROGERS, JR.,
Acting Administrator.

[F. R. Doc. 46-7703; Filed, May 8, 1946; 11:44 a. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File No. 70-1274]

WISCONSIN POWER AND LIGHT CO.

ORDER PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 7th day of May A. D. 1946.

Wisconsin Power and Light Company, a public utility subsidiary of North West Utilities Company, a registered holding company, having filed a declaration pursuant to section 12 (c) of the Public Utility Holding Company Act of 1935 and Rule U-42 thereunder regarding a proposal to call for redemption at the call price of $107 per share 20,000 shares of its outstanding 4½% preferred stock of a par value of $100 per share, using for this purpose cash in the amount of $1,500,000 received from North West Utilities Company as paid-in surplus and such additional funds of its own as may be required. The shares to be redeemed will be selected from the holdings of the stockholders pro rata as nearly as may be without calling fractional shares.

Said declaration having been filed on the 18th day of April 1946, and the notice of said filing having been duly given in the form and manner prescribed by Rule U-23 promulgated pursuant to said act, and the Commission not having received a request for a hearing with respect to said declaration within the period specified in said notice, or otherwise, and not having ordered a hearing thereon; and

The Commission finding with respect to said declaration that the requirements of the applicable provisions of the act and the rules thereunder are satisfied and deeming it appropriate in the public interest and in the interest of investors and consumers that said declaration be permitted to become effective;

It is hereby ordered, Pursuant to said Rule U-23 and the applicable provisions of the act and subject to the terms and conditions prescribed in Rule U-24 that the said declaration be, and the same hereby is, permited to become effective forthwith.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-7799; Filed, May 9, 1946; 10:51 a. m.]

[File No. 70-1286]

MISSISSIPPI POWER & LIGHT CO.

NOTICE REGARDING FILING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 7th day of May A. D. 1946.

Notice is hereby given that Mississippi Power & Light Company ("Mississippi"), a subsidiary of Electric Power & Light Corporation ("Electric"), a registered holding company, which in turn is a subsidiary of Electric Bond and Share Company, also a registered holding company, has filed an application pursuant to the Public Utility Holding Company Act of 1935, designating sections 6 (a) and 7 thereof as applicable to the proposed transaction.

Notice is further given that any interested person may, not later than May 22, 1946 at 5:30 p. m., e. d. s. t., request the Commission in writing that a hearing be held on such matter, stating the reasons for such request and the nature of his interest, or may request that he be notified if the Commission should order a hearing thereon. At any time thereafter said application may be granted as provided in Rule U-23 of the rules and regulations promulgated under said act, or the Commission may exempt such transaction as provided in Rules U-20 (a) and U-100 thereof. Any request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. All interested persons are referred to the application which is on file in this Commission for a statement of the transaction therein proposed which is summarized as follows:

Mississippi, pursuant to a loan agreement dated March 27, 1946, will borrow from Central Hanover Bank and Trust Company of New York, N. Y., not later than September 1, 1946, $3,450,000, and will issue to such bank ten serial notes in like aggregate principal amount. The serial notes will be uniformly dated as of the date of their delivery, will mature in aggregate principal amounts of $345,000 in ten semi-annual installments, commencing 66 months from their date and continuing consecutively, semi-annually thereafter, and will bear interest from that date at the rate of 2% per annum, payable semi-annually.

This transaction is part of a program designed to raise $5,700,000. The issuance and sale by Mississippi to Electric of 200,000 shares of no par value Common Stock for a cash consideration of $2,250,000 has been approved by order of this Commission entered on April 23, 1946.

Mississippi proposes to use the proceeds of this loan together with the proceeds from the said sale of its Common Stock (1) to pay all of the Company's 2¼% serial notes presently outstanding in the aggregate principal amount of $1,700,000, and (2) to finance, in part, Mississippi's program for the construction of new facilities and extension and improvement of its present facilities.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-7796; Filed, May 9, 1946; 10:51 a. m.]

[File Nos. 59-9, 70-1283]

STANDARD POWER AND LIGHT CORP. ET AL.

ORDER MAKING CERTAIN RECITATIONS WITH RESPECT TO PROPOSED SALE OF SECURITIES

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 7th day of May 1946.

In the matter of Standard Power and Light Corporation, and Standard Gas and Electric Company and subsidiary companies thereof, Respondents, File No. 59-9; Standard Gas and Electric Company, File No. 70-1283.

The Commission having on August 8, 1941, issued its order, pursuant to section 11 (b) (1) of the Public Utility Holding Company Act of 1935, directing that Standard Gas and Electric Company sever its relationship with various companies therein designated, by disposing or causing the disposition of its direct and indirect ownership, control and holding of securities issued by said companies, including among others Pacific Gas and Electric Company; and

Standard Gas and Electric Company having on April 17, 1946, filed a Notice pursuant to Rule U-44 (c) (File No. 70-1283), declaring its intention to sell 177,000 shares of common stock, par value $25 per share of Pacific Gas and Electric Company, a California corporation, subject to the provisions of said rule, and the Commission not having required within said ten-day period that a declaration be filed with respect to said proposed sale, and having thereby permitted said sale to be effected; and

Standard Gas and Electric Company having requested that the Commission enter an order finding and reciting that the proposed sale of said 177,000 shares of common stock, par value $25 per share, of Pacific Gas and Electric Company is necessary or appropriate to effectuate the provisions of section 11 (b) (1) of said act, and making the specifications and itemizations necessary in order that sections 371 (b), 371 (f) and 1808 (f) of the Internal Revenue Code shall be applicable; and it appearing appropriate to the Commission that an order should be entered as hereinafter set forth;

It is ordered, And the Commission finds, that the proposed sale and transfer of 177,000 shares of common stock, par value $25 per share, of Pacific Gas and Electric Company, a California corporation, now held by Standard Gas and Electric Company, is in accordance with and in obedience to the aforesaid order of the Commission dated August 8, 1941, which order found that the divestment by Standard Gas and Electric Company of its interest in Pacific Gas and Electric Company was necessary and appropriate for the purpose of bringing about compliance by Standard Gas and Electric Company with section 11 (b) (1) of said act; and the said 177,000 shares of common stock of Pacific Gas and Electric Company are hereby specified and itemized as being included in the holdings of securities named in said order dated August 8, 1941.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-7798; Filed, May 9, 1946; 10:51 a. m.]

[File No. 70-1280]

NORTH AMERICAN CO.

NOTICE REGARDING FILING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 7th day of May 1946.

Notice is hereby given that a declaration or application (or both) has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 by The North American Company.

Notice is further given that any interested person may not later than May 17, 1946, at 5:30 p. m., e. d. s. t., request the Commission in writing that a hearing be held on such matter stating the reasons for such request and the nature of his interest, or may request that he be notified if the Commission should order a hearing thereon. At any time thereafter said declaration or application as filed or as amended may be granted or permitted to become effective as provided in Rule U-23 of the Rules and Regulations promulgated pursuant to said act. Any such request should be addressed: Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania.

All interested persons are referred to said declaration or application which is on file in the office of the said Commission for a statement of the transactions therein proposed which are summarized below:

The North American Company proposes to pay on July 1, 1946, a dividend to its holders of common stock of record on June 3, 1946. Such dividend will be payable in the common stock of Pacific Gas and Electric Company having a par value of $25 per share, owned by The North American Company, at the rate of one share of common stock of Pacific Gas and Electric Company on each 100 shares of the common stock of The North American Company outstanding. No certificates will be issued for fractions of shares of stock of Pacific Gas and Electric Company, but, in lieu thereof, cash will be paid at the rate of forty-five cents for each 1/100 of a share of stock of Pacific Gas and Electric Company, this rate being based on the approximate market price of $45 per share as of April 25, 1946, the date on which the proposed dividend was declared. The North American Company estimates that the payment of the above-mentioned dividends will involve the distribution of not more than 75,000 shares of the 429,596 shares of common stock of Pacific Gas and Electric Company owned by it and use of not more than $600,000 of cash, and that the payment of such dividend will result in a charge of approximately $2,925,000 to earned surplus.

The North American Company has requested that the Commission enter an order permitting said declaration to become effective or granting said application on or before May 20, 1946, and that such order conform to the requirements of section 1808 (f) of the Internal Revenue Code, as amended.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-7797; Filed, May 9, 1946; 10:51 a. m.]

References

MAY 14 '46

THE NATIONAL ARCHIVES
LITTERA SCRIPTA MANET
1934
OF THE UNITED STATES

FEDERAL REGISTER

VOLUME 11 NUMBER 93

Washington, Saturday, May 11, 1946

Regulations

TITLE 6—AGRICULTURAL CREDIT

Chapter II—Production and Marketing Administration (Commodity Credit)

PART 260—FLUID MILK PAYMENT PROGRAM

REVOCATION OF OFFER TO MAKE FLUID MILK PAYMENTS IN OMAHA-COUNCIL BLUFFS MARKETING AREA DURING JULY 1945 THROUGH JUNE 1946

The "Offer to Make Fluid Milk Payments in the Omaha-Council Bluffs Marketing Area During the Period July 1945 Through June 1946" issued by the Commodity Credit Corporation and dated August 8, 1945 (10 F.R. 9827), is hereby revoked, effective May 10, 1946, at 12:01 a. m., e. s. t.

Issued this 9th day of May, 1946.

[SEAL] COMMODITY CREDIT CORPORATION,
By ROBERT H. SHIELDS,
President.

Attest:

MARION M. CRUMPLER,
Assistant Secretary.

[F. R. Doc. 46-7889; Filed, May 10, 1946; 11:08 a. m.]

TITLE 7—AGRICULTURE

Chapter IX—Production and Marketing Administration (Marketing Agreements and Orders)

PART 946—MILK IN THE LOUISVILLE, KENTUCKY, MARKETING AREA

AMENDMENT TO ORDER, AS AMENDED, REGULATING HANDLING OF MILK IN LOUISVILLE, KY., MARKETING AREA

§ 946.0 *Findings and determinations*—(a) *Findings upon the basis of the hearing record.* Pursuant to the act and the rules of practice and procedure governing the formulation of marketing agreements and marketing orders (7 CFR, Cum. Supp., 900.1, et seq.; 10 F.R. 11791), a public hearing was held February 13-16, 1946, inclusive, upon certain proposed amendments to the tentatively approved marketing agreement and to the order, as amended, regulating the handling of milk in the Louisville, Kentucky, marketing area. It is hereby found upon the basis of the evidence introduced at such hearing, in addition to the other findings made prior to or at the time of the original issuance of said order (which findings are hereby ratified and affirmed, save only as such findings are in conflict with the findings hereinafter set forth), that:

(1) The order regulating the handling of milk in the said marketing area, as amended and as hereby amended, and all of the terms and conditions thereof, will tend to effectuate the declared policy of the act;

(2) The prices calculated to give milk produced for sale in the Louisville, Kentucky, marketing area a purchasing power equivalent to the purchasing power of such milk, as determined pursuant to sections 2 and 8 (e) of the act, are not reasonable in view of the price of feeds, available supplies of feeds, and other economic conditions which affect market supplies of and demand for such milk, and the minimum prices set forth in the said order, as amended and as hereby amended, are such prices as will reflect the aforesaid factors, insure a sufficient quantity of pure and wholesome milk, and be in the public interest; and

(3) The said order, as amended and as hereby amended, regulates the handling of milk in the same manner, and is applicable only to persons in the respective classes of industrial and commercial activity, specified in a marketing agreement upon which a hearing has been held.

(b) *Determinations.* It is hereby determined that handlers (excluding cooperative associations of producers who are not engaged in processing, distributing, or shipping the milk covered by this order, as amended) of at least 50 percent of the volume of milk covered by this order, which is marketed within the Louisville, Kentucky, marketing area, refused or failed to sign the tentatively approved marketing agreement regulating the handling of milk in the said marketing area; and it is hereby further determined that:

(1) The refusal or failure of such handlers to sign said tentatively approved marketing agreement tends to prevent

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the effectuation of the declared policy of the act;

(2) The issuance of the said order, as amended and as hereby amended, is the only practical means pursuant to the declared policy of the act of advancing the interests of producers of milk which is produced for sale in the said marketing area; and

(3) The issuance of this order further amending the aforesaid order, as amended, is approved or favored by at least two-thirds of the producers who, during the determined representative period (February 1946), were engaged in the production of milk for sale in the said marketing area.

Order Relative to Handling

It is hereby ordered, That such handling of milk in the Louisville, Kentucky, marketing area as is in the current of interstate commerce or as directly burdens, obstructs, or affects interstate commerce, shall from the effective date hereof be in compliance with the terms and conditions of the said order, as amended and as hereby amended; and the said order, as amended, is hereby amended as follows:

1. Delete § 946.7 (b) (3) and substitute therefor the following:

(3) Subtract for each of the delivery periods of April, May, and June 1946 an amount representing 25 cents per hundredweight of milk received from producers by the handlers whose milk values are included under (1) of this paragraph, such deduction to be increased to 30 cents per hundredweight during the corresponding delivery periods of 1947, to 35 cents per hundredweight during the corresponding delivery periods of 1948, and to 40 cents per hundredweight during the corresponding delivery periods of each year thereafter.

2. Delete § 946.8 (d) (2) and substitute therefor the following:

(2) On or before the 15th day after the end of each of the delivery periods of September, October, and November, beginning in 1946, the market administrator shall pay out of the producer-settlement fund to the producers from whom milk was received during such delivery period an amount computed as follows: Divide one-third of the aggregate amount held pursuant to § 946.7 (b) (3) by the hundredweight of producers' milk delivered during the delivery period involved (September, October, or November, as above) and apply the resulting amount (computed to the nearest full cent per hundredweight) to the milk of each producer for such delivery period: *Provided*, That payments under this subparagraph due any producer who has given authority to a cooperative association, which is qualified under the "Capper-Volstead Act" pursuant to § 946.9 (b), to receive payment for his milk shall be distributed to such cooperative association if the association requests receipts of such payments.

Issued at Washington, D. C., this 22d day of April 1946, to be effective on and after the 14th day of May 1946.

(48 Stat. 31, 670, 675; 49 Stat. 750; 50 Stat. 246; 7 U.S.C. 601 et seq.)

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

Approved: May 8, 1946.

CHESTER BOWLES,
Economic Stabilization Director.

[F. R. Doc. 46-7888; Filed, May 10, 1946; 11:08 a. m.]

TITLE 10—ARMY: WAR DEPARTMENT

Chapter V—Military Reservations and National Cemeteries

PART 502—REGULATIONS AFFECTING MILITARY RESERVATIONS

USE OF GOVERNMENT AIRDROMES OR LANDING FIELDS FOR PRIVATELY OWNED AIRCRAFT

Paragraph (c) of § 502.18 is rescinded and the following substituted therefor.

§ 502.18 *General duties.* • • •

(c) *Use of Government airdromes or landing fields for privately owned aircraft.* See § 202.1, Chapter II of this title.

(R.S. 161; 5 U.S.C. 22) [AR 210-10, 20 Dec. 1940, as amended by W. D. Cir. 131, 4 May 1946]

[SEAL] EDWARD F. WITSELL,
Major General,
The Adjutant General.

[F. R. Doc. 46-7856; Filed, May 9, 1946; 1:31 p. m.]

Chapter VI—Organized Reserves

PART 602—RESERVE OFFICERS' TRAINING CORPS

COMMUTATION IN LIEU OF UNIFORMS

Section 602.48 (b) is rescinded and the following substituted therefor:

§ 602.48 *Commutation in lieu of uniforms.* • • •

(b) *Annual allowance.* (1) The rate of annual commutation allowed for Reserve Officers' Training Corps students for each year will be prescribed from time to time by the Secretary of War. A rate so prescribed for a training year will apply for the 9 months' school calendar ending with the close of the term, semester, or other major subdivision of the school calendar which ends nearest to June 30. The expression "training year" or "school year" as used in this paragraph will be so construed.

(2) In the case of Reserve Officers' Training Corps students of the advanced course, senior division units, reactivated under the provisions of WD Circular 300, 1945, issued under Part 602, 11 F.R. 1145, the rate so prescribed will apply as a specific amount to be paid at the beginning of the 2-year "training" or "school" period to provide commutation for the advanced course senior division in its entirety.

(3) In the case of an incompleted training period for the advanced course senior division, the stipulations set forth in paragraph (c) (4), (5) and (6) of this section, will apply with the proviso that reimbursement to the Government or commutation to the institution will be on a pro rata basis of an 18-month "training" period instead of a 9-month "training" year.

(Sec. 47, 39 Stat. 192; sec. 34, 41 Stat. 777; 10 U.S.C. 389) [AR 145-20, 1 July 1938, as amended by W. D. Cir. 131, 4 May 1946]

[SEAL] EDWARD F. WITSELL,
Major General,
The Adjutant General.

[F. R. Doc. 46-7855; Filed, May 9, 1946; 1:31 p. m.]

TITLE 30—MINERAL RESOURCES

Chapter VI—Solid Fuels Administration for War

[SFAW Order 29, Amdt. 2]

PART 602—GENERAL ORDERS AND DIRECTIVES

PENNSYLVANIA ANTHRACITE; INFORMATION AND FILING OF REPORTS

In view of the emergency resulting from the current bituminous coal strike, it has become necessary to suspend the previous plans for the liquidation of the Solid Fuels Administration for War, therefore it is necessary that the Solid Fuels Administrator for War continue to obtain data concerning the production, shipment and distribution of Pennsylvania anthracite for the months of May and June 1946. Accordingly, pursuant to Executive Order No. 9332 (8 F.R. 5355), § 602.876 of SFAW Order No. 29 is hereby amended to read as follows:

§ 602.876 *Information and reports to be filed.* Each producer and each wholesaler shall maintain appropriate records and shall file with the Solid Fuels Administration for War, Washington 25, D. C., on or before the tenth of November 1945 and the tenth day of each month thereafter, to and including July 10, 1946, a report in writing on a form prescribed by SFAW, indicating (a) the actual tonnage of anthracite produced, prepared or purchased, and the actual tonnage shipped during the preceding full calendar month, and (b) the actual tonnage of anthracite produced, prepared or purchased and the actual tonnage shipped, shown cumulatively from April 1, 1946 to the end of that same calendar month.

NOTE: All reporting requirements of this amendment have been approved by the

Bureau of the Budget pursuant to the Federal Reports Act of 1942 and regulations issued thereunder.

This amendment shall become effective immediately.

(E.O. 9332, 8 F.R. 5355; E.O. 9125, 7 F.R. 2719; Sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 176, 58 Stat. 827 and 59 Stat. 658)

Issued this 10th day of May 1946.

DAN H. WHEELER,
Deputy Solid Fuels Administrator for War.

[F. R. Doc. 46-7944; Filed, May 10, 1946; 11:47 a. m.]

[SFAW Order 32, Amdt. 1]

PART 602—GENERAL ORDERS AND DIRECTIVES

DISTRIBUTION OF BITUMINOUS COAL

In view of the emergency resulting from the current bituminous coal strike, it has become necessary to suspend the previous plans for the liquidation of the Solid Fuels Administration for War and, therefore, it is necessary to continue obtaining information as to production and distribution through the month of July 1946 in order to provide for an orderly and equitable distribution of bituminous coal. Accordingly, pursuant to Executive Order No. 9332 (8 F.R. 5355), SFAW Order No. 32 (11 F.R. 2679) is hereby amended as follows:

1. Paragraph (a) is amended to read:

(a) Producers of coal in Districts 1-4 inclusive, 6-11 inclusive, and 13, shall report on or before May 31, 1946 and June 30, 1946, that information concerning anticipated shipments for the next succeeding calendar month which is required to be reported on Form S. F. A. No. 79, except that information provided for in column (h) of Part A and in all of Part D of Form S. F. A. No. 79 is not required to be reported by this order.

2. Paragraph (b) is amended to read:

(b) Consumers are prohibited from receiving any coal produced in Districts 1-4 inclusive, 6-11, inclusive, and 13 (other than coal received via lake, tidewater, or from commercial dock operators) during the calendar months of June and July 1946, unless such consumer shall file with his supplier on or before the 24th day of the calendar month preceding the month of shipment an order containing the information required by the provisions of subparagraphs (1), (2), (3) and (4) of paragraph (a) of § 602.712 of SFAW Regulation No. 27, as follows:

(1) Separately, by uses, the specific number of tons ordered from your supplier.

(2) Separately, by uses, your estimated days' supply (calculated as set forth in § 602.711 of said regulation) as of the last day of the calendar month during which the order is placed.

(3) Separately, by uses, your monthly consumption requirements (calculated as set forth in § 602.711 of said regulation).

(4) Separately, by uses, and groups of districts, the total tonnage of coal (except "surplus coal" which you have indicated your willingness to buy) you have ordered from all suppliers for delivery to you from each group of districts during the same calendar month. Districts 9, 10, 11 and 13 are to be reported as Group A; Districts 1-4, inclusive, and 6 are to be reported as Group B; Districts 7 and 8 (high volatile) are to be reported as Group C; Districts 7 and 8 (low volatile) are to be reported as Group D; All other districts and Canada are to be reported as Group E.

The certification required by subparagraph (5) of paragraph (a) of § 602.712 is not required by this amendment.

This amendment does not affect civil or criminal liabilities resulting from violation of SFAW Regulation No. 27.

NOTE: All reporting requirements of this amendment have been approved by the Bureau of the Budget pursuant to the Federal Reports Act of 1942 and regulations issued thereunder.

This amendment shall become effective immediately.

(E.O. 9332, 8 F.R. 5355; E.O. 9125, 7 F.R. 2719; Sec. 2 (a), 54 Stat. 676, as amended by 55 Stat, 236, 56 Stat. 176, 58 Stat. 827 and 59 Stat. 658)

Issued this 10th day of May 1946.

DAN H. WHEELER,
Deputy Solid Fuels Administrator for War.

[F. R. Doc. 46-7945; Filed, May 10, 1946; 11:47 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong.; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

PART 903—DELEGATION OF AUTHORITY

[Directive 18, Revocation]

DELEGATION OF AUTHORITY FOR SUBALLOCATIONS

Section 903.30 *Directive 18* is hereby revoked. This revocation does not affect any liabilities incurred for violation of rules, orders, regulations or other actions issued pursuant to the directive.

Issued this 10th day of May 1946.

J. D. SMALL,
Administrator.

[F. R. Doc. 46-7905; Filed, May 10, 1946; 11:29 a. m.]

PART 903—DELEGATIONS OF AUTHORITY

[Directive 30, Revocation]

REGULATION OF PETROLEUM INDUSTRY AND USE OF PETROLEUM AND ITS PRODUCTS DELEGATED TO PETROLEUM ADMINISTRATION FOR WAR

Section 903.42 *Directive 30* is hereby revoked. This revocation does not affect any liabilities incurred for violation of rules, orders, regulations or other actions issued pursuant to the directive.

Issued this 10th day of May 1946.

J. D. SMALL,
Administrator.

[F. R. Doc. 46-7906; Filed, May 10, 1946; 11:29 a. m.]

PART 1010—SUSPENSION ORDERS

[Suspension Order S-923, Amdt. 1]

JOHNNY'S SPORTSWEAR MFG. CO.

Louis J. Serbin and N. John Serbin, partners, d/b/a Johnny's Sportswear Mfg. Co., with offices at 24 Noble Court, Cleveland, Ohio, are engaged in the manufacture of dresses and blouses in the low cost price field. The Chief Compliance Commissioner allowed an application by the respondent for a rehearing on the basis of the development of new facts of a material nature. On the basis of new facts presented at the hearing, the Chief Compliance Commissioner has directed that the suspension order be amended by substituting the following paragraph (b) for the present paragraph (b):

In view of the foregoing, it is hereby ordered, that: § 1010.923 *Suspension Order No. S-923*, be amended by substituting the following paragraph (b) for the present paragraph (b):

(b) Louis J. Serbin and N. John Serbin, partners, d/b/a Johnny's Sportswear Mfg. Co., shall reduce the amount of rayon fabric for which they may be authorized to apply ratings under Conservation Order M-328B during the first quarter of 1946 by 45,796 yards, and to the extent that these amounts shall exceed the authorization for the first quarter of 1946, the excess shall be applied to the reduction of the authorization for the second quarter of 1946.

Issued this 9th day of May 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-7861; Filed, May 9, 1946; 4:30 p. m.]

PART 4500—UTILITIES

[Utilities Order U-12]

CONSERVATION OF COAL BY MANUFACTURED AND MIXED GAS UTILITIES

A critical shortage of coal threatens in many parts of the country to reduce manufactured gas supplies below the level necessary to provide for essential requirements and the following order is deemed necessary and appropriate in the public interest and to promote the national defense.

§ 4500.68 *Utilities Order U-12*—(a) *Definitions.* For the purposes of this order:

(1) "Utility" means any person in the United States engaged in producing, transmitting or supplying, in whole or in part, manufactured or mixed gas directly or indirectly for general use by the public.

(2) "Consumer" means any ultimate user of manufactured or mixed gas produced, transmitted or distributed by any utility.

(3) "Manufactured gas" means any combustible gas produced by any manufacturing process consuming coal or coke.

(4) "Mixed gas" means a mixture of manufactured gas and hydrocarbon gases such as natural gas, refinery oil gas, liquefied petroleum gas.

(b) *When gas shortages will be deemed to exist.* A gas shortage will be deemed to exist whenever a utility's stock or assured supply of coal or coke is equal to or less than a three weeks' supply required for the production of an amount of manufactured gas, which, combined with the utility's anticipated supply of other gas, is essential to provide normal gas service.

(c) *Limitations on deliveries of manufactured and mixed gas.* In the event of a gas shortage in any area, the utility supplying such area shall reduce deliveries to consumers where such reductions will substantially prolong its ability to deliver gas. Such reductions shall be made in accordance with the following provisions of this paragraph (c) and with such further directives as the Civilian Production Administration may from time to time issue: *Provided*, That to the extent, if any, required by the emergency nature of the shortage, such utility may, in the first instance, reduce deliveries without regard to such provisions but shall, as soon as possible thereafter, readjust its operations and deliveries to conform in all respects to the requirements of this paragraph (c) during the continuance of the gas shortage.

(1) First, the utility shall, within the limits of its contractual rights, reduce or discontinue deliveries to all consumers purchasing manufactured or mixed gas under contracts permitting the supplier to interrupt deliveries: *Provided*, That such deliveries of gas necessary for the maintenance of the essential services listed in Schedule I to this order shall be reduced or discontinued only to the extent that the fuel requirements for such production and services can be supplied from the consumer's stand-by facilities.

(2) Second, the utility shall reduce or discontinue deliveries to all commercial and industrial consumers, except to the extent that such deliveries are necessary for the maintenance of the essential services listed in Schedule I or to prevent permanent damage to the production facilities of such consumers. Such reductions or discontinuance shall be made, insofar as practicable, on a uniform proportionate basis.

(3) Third, the utility shall reduce or discontinue deliveries to the essential services listed in Schedule I except hospitals and power, gas, communications, water, sewage and sanitation systems. Such reductions or discontinuance shall be made on a uniform proportionate basis insofar as practicable.

(4) Finally, after effectuating the reductions in deliveries required by the foregoing provisions of this paragraph (c), the utility shall reduce deliveries to all remaining consumers to the extent and in the manner it deems necessary and practicable.

(d) *Special directives.* The Civilian Production Administration may issue such further directives with respect to reductions in deliveries as may be necessary.

(e) *Reports.* Whenever any utility reduces or discontinues service to consumers pursuant to this order, it shall immediately notify the Office for Emergency Control, Civilian Production Administration, Washington 25, D. C., by telephone or telegraph, describing the nature and extent of such reductions. This reporting requirement has been approved by the Bureau of the Budget pursuant to the Federal Reports Act of 1942.

Issued this 9th day of May 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

SCHEDULE I

1. Fire and police stations, hospitals, and prisons.
2. Public eating establishments (whose principal business is the serving of food) including industrial plant and store cafeterias, but not including private dining rooms, night clubs, taverns, etc.
3. Bakeries (to the extent necessary for the manufacture of bread products only).
4. Dairies (to the minimum extent necessary to prevent loss of perishable products).
5. Meat, poultry, fish and perishable food packing, raising and warehousing establishments (to the minimum extent necessary to prevent loss of perishable products or material in process).
6. Power, gas, communications, water, sewage and sanitation systems.
7. Public transportation systems including repair yards and shops engaged in the maintenance or repair of public transportation equipment.
8. Facilities used for the preservation of perishable food, biologicals and pharmaceuticals.
9. Newspaper production facilities.

[F. R. Doc. 46-7859; Filed, May 9, 1946; 4:30 p. m.]

Chapter XI—Office of Price Administration

PART 1306—IRON AND STEEL

[RPS 49,[1] Amdt. 39]

RESALE OF IRON OR STEEL PRODUCTS

A statement of the considerations involved in the issuance of this Amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Price Schedule No. 49 is amended in the following respects:

1. Section 1306.157 (c) (2) is amended to read as follows:

(2) The term does not include: Pig iron; concrete reinforcing bars to the extent that the sale thereof is covered by Revised Maximum Price Regulation No. 159—Fabricated Concrete Reinforcing Bars; any iron or steel products fabricated by stamping, punching, forging, plating, machining, etc.; cut nails or cut tacks; steel gates; lead head nails; rigid conduit or thin wall conduit; welding rod; wire rope slings; cast iron pipe; pipe couplings (except when sold attached to pipe); pipe fittings; rolled or forged axles and car wheels; it does not include any used iron or steel products except used cotton bale ties; or hot rolled channels in the following sizes:

¾" weighing 0.30 lbs. per lineal foot.
1½" weighing 0.65 lbs. per lineal foot.

2. Section 1306.159, paragraph (g) is deleted.

3. In § 1306.159, that portion of paragraph (v) immediately preceding subparagraph (1) is amended to read as follows:

(v) *Modification of maximum prices.* Regardless of any other provisions of this schedule, the modifications specified in this paragraph may be made in the maximum prices otherwise determined in accordance with § 1306.159: *Provided*, That no modification may be made in the maximum prices otherwise established by this schedule for tin plate.

4. Section 1306.159 (h) (2) (i) (*a*) is amended to read as follows:

(*a*) The price determined in accordance with paragraph (a) or (c) (1) of this § 1306.159, whichever is applicable; or

5. Section 1306.159 (t) (1) is amended to read as follows:

(1) *Definitions.* When used in this paragraph, the term "special delivery service" means only railway express, air express, parcel post, and truck shipments. It does not include special services provided by rail carriers.

6. Section 1306.161 (a) is amended to read as follows:

(a) *Classifications of products covered by RPS 49.* All iron or steel products in the following forms are covered by this schedule, except as noted in paragraph (b) below. This includes all such product forms in the several grades (such as: carbon, alloy, tool, etc. grades of steel; and common, refined, other grades of iron); when further finished by galvanizing, enameling, plating, coating, drawing, extruding, or otherwise in a manner commonly employed by or for steel mills or rolling mills, in either prime or lower quality and produced by such processes as hot rolling, cold rolling, cold drawing, etc.

7. In § 1306.161 (b), subparagraph (4) is amended to read as follows:

(4) Electrical wires.

8. In § 1306.161 (b) a new subparagraph (15) is added to read as follows:

(15) Hot rolled channels in the following sizes:

¾" weighing 0.30 pounds per lineal foot.
1½" weighing 0.65 pounds per lineal foot.

9. In § 1306.164 (d) (1), Price Component Index—Part B, the figures in Col-

[1] 8 F.R. 4308, 4542, 7257, 7595, 7769, 7909, 9630, 9750, 13553, 13669; 9 F.R. 604, 1054, 3549, 4390, 4944, 5987, 6505, 6242, 11106; 10 F.R. 2432.

umn "D" entitled "Spread" applicable to Zones 13, 14, 15 and 16 are amended to read as follows:

Product	Zone 13, D spread	Zone 14, D spread	Zone 15, D spread	Zone 16, D spread
1. Hot rolled sheets	$1.70	(1)	$1.35	$1.35
2. Cold rolled sheets	2.85	$2.95	2.25	2.70
3. Coated sheets (except long terne) f	1.60	1.85	1.25	1.45
4. Long terne sheets	2.40	2.95	2.70	2.50
5. Hot rolled strip	1.95	1.50	1.72	1.25
6. Cold rolled strip	1.58	3.30	1.65	1.65
7. Plates	1.55	1.25	1.35	1.35
8. Tin mill black plate (29 gauge and lighter) a	1.07	1.07	1.07	1.07
9. Tin mill black plate (28 gauge and heavier) a	1.70	1.75	1.35	1.35
10. Semi-finished products	D-1	D-1	D-1	D-1

[1] $1.25 (16 gauge and heavier); $1.75 (lighter than 16 gauge).

10. In § 1306.164 (d) (1) footnote (c), "Includes additions provided in § 1306.159 (g) (1) (i)" appearing under the Price Component Index—Part B is deleted.

11. In § 1306.165 (b) (13) (ii), Zone Thirteen Price Component Index, the footnote is deleted and the figures in Column "D" entitled "Spread" are amended to read as follows:

Product	D Spread
Structural shapes	$1.45
Stair stringer channels	1.48
Junior beams	1.63
Plates	1.55
Floor plates (all thicknesses)	2.45
Black iron plates (such as Armco iron)	1.10
Abrasion resisting plates	2.15
Hot rolled carbon bars (including bar shapes)	1.40
Cold finished carbon bars	1.80
Reinforcing bars (straight lengths only)	1.40
Hot rolled strip	1.95
Cold rolled strip (all gauges)	1.58
Cold rolled round edge flat wire	1.58
Hot rolled sheets	1.70
Cold rolled sheets	2.85
Galvanized steel sheets	1.60
Galvanized iron sheets (such as Armco iron, Toncan iron, etc.)	1.70
Galvannealed sheets	1.53
Long terne sheets	2.40
Black iron sheets (such as Armco iron, Toncan iron, etc.)	2.10
Abrasion resisting sheets	2.70
Enamelling sheets	2.15
Electrical sheets (all grades)	4.00
Hot rolled alloy bars	D-1
Cold finished alloy bars	D-1
Stainless steel sheets (all types)	9.75
Stainless steel bars (all types)	9.75
Stainless steel plates (all types)	9.75
Stainless steel angles (all types)	9.75

12. In § 1306.165 (b) (14) (ii), Zone Fourteen Price Component Index, the footnote is deleted and the figures in Column "D" entitled "Spread" are amended to read as follows:

Product	D Spread
Structural shapes	$1.15
Stair stringer channels	.68
Junior Beams	1.03
Plates	1.25
Floor plates (all thicknesses)	1.60
Black iron plates (such as Armco iron)	1.10
Abrasion resisting plates	2.20
Hot rolled carbon bars (including bar shapes)	1.15
Cold finished carbon bars	1.55
Reinforcing bars (straight lengths only)	$1.15
Hot rolled strip	1.50
Cold rolled strip (all gauges)	3.30
Cold rolled round edge flat wire	3.30
Hot rolled sheets—16 gauge and heavier	1.25
Hot rolled sheets—lighter than 16 gauge	1.75
Cold rolled sheets	2.95
Galvanized steel sheets	1.85
Galvanized iron sheets (such as Armco iron, Toncan iron, etc.)	2.25
Galvannealed sheets	1.25
Long terne sheets	2.95
Black iron sheets (such as Armco iron, Toncan iron, etc.)	2.00
Abrasion resisting sheets	2.70
Enamelling sheets	2.05
Electrical sheets (all grades)	4.00
Hot rolled alloy bars	D-1
Cold finished alloy bars	D-1
Stainless steel sheets (all types)	9.75
Stainless steel bars (all types)	9.75
Stainless steel plates (all types)	9.75
Stainless steel angles (all types)	9.75

13. In § 1306.165 (b) (15) (ii), Zone Fifteen Price Component Index, the footnote is deleted and the figures in column "D" entitled "Spread" are amended to read as follows:

Product	D Spread
Structural shapes	$1.25
Stair stringer channels	1.05
Junior beams	1.30
Plates	1.35
Floor plates (all thicknesses)	1.75
Black iron plates, such as Armco iron)	1.50
Abrasion resisting plates	2.35
Hot rolled carbon bars (including bar shapes)	1.45
Cold finished carbon bars	1.75
Reinforcing bars (straight lengths only)	1.45
Hot rolled strip	1.75
Cold rolled strip	1.65
Cold rolled round edge flat wire	.60
Hot rolled sheets	1.35
Cold rolled sheets	2.25
Galvanized steel sheets	1.25
Galvanized iron sheets (such as Armco Iron, Toncan Iron, etc.)	1.40
Galvannealed sheets	1.63
Long terne sheets	2.70
Black iron sheets (such as Armco Iron, Toncan iron, etc.)	1.55
Abrasion resisting sheets	2.60
Enamelling sheets	1.80
Electrical sheets (all grades)	2.58
Hot rolled alloy bars	D-1
Cold finished alloy bars	D-1
Stainless steel sheets (all types)	9.75
Stainless steel bars (all types	9.75
Stainless steel plates (all types)	9.75
Stainless steel angles (all types)	9.75

14. In § 1306.165 (b) (16) (ii), Zone Sixteen Price Component Index, the footnote is deleted and the figures in Column "D" entitled "Spread" are amended to read as follows:

Product	D Spread
Structural shapes	$1.25
Stair stringer channels	1.48
Junior beams	1.83
Plates	1.35
Floor plates (all thicknesses)	1.75
Black iron plates (such as Armco)	1.50
Abrasion resisting plates	2.35
Hot rolled carbon bars (including bar shapes)	1.35
Cold finished carbon bars	2.00
Reinforcing bars (straight lengths only)	$1.45
Hot rolled strip	1.25
Cold rolled strip	1.65
Cold rolled round edge flat wire	.60
Hot rolled sheets	1.35
Cold rolled sheets	2.70
Galvanized steel sheets	1.45
Galvanized iron sheets (such as Armco iron and Toncan iron)	1.75
Galvannealed sheets	1.53
Long terne sheets	2.50
Black iron sheets (such as Armco iron and Toncan iron)	1.55
Abrasion resisting sheets	2.60
Enamelling sheets	2.00
Electrical sheets (all grades)	2.58
Hot rolled alloy bars	D-1
Cold finished alloy bars	D-1
Stainless steel sheets	9.75
Stainless steel bars	9.75
Stainless steel plates	9.75
Stainless steel angles	9.75

15. In § 1306.165 (b) (1) (ii), Zone One price component index, column F headed "Quality and Merchandising", opposite the product "Cold rolled strip", the word "None" is deleted and the designation "F–9" is inserted in lieu thereof.

16. In § 1306.165 (b) (1) (ii), Table F–2 entitled "Bars, bar shapes, and strip" is amended by adding thereto the following item:

Hot rolled strip, aluminum killed or selected rimmed stock:
- 12 gauge and heavier—$0.15
- 13 gauge to 21 gauge—.25
- 22 gauge and lighter—.35

17. In § 1306.165 (b) (1) (ii), Table F–4 entitled "Hot rolled sheets" is amended by adding thereto the following item:

Aluminum killed or selected rimmed stock:
- 12 gauge and heavier—$0.15
- 13 gauge to 21 gauge—.25
- 22 gauge and lighter—.35

18. In § 1306.165 (b) (1) (ii), Table F–5 entitled "Cold Rolled Sheets" is amended by adding thereto the following item:

Aluminum killed or selected rimmed stock:
- 12 gauge and heavier—$0.15
- 13 gauge to 21 gauge—.25
- 22 gauge and lighter—.35

19. In § 1306.165 (b) (1) (ii), immediately following Table F–8, a new Table F–9 is added to read as follows:

TABLE F–9—COLD ROLLED STRIP

Aluminum killed or selected rimmed stock:
- 12 gauge and heavier—$0.15
- 13 gauge to 21 gauge—.25
- 22 gauge and lighter—.35

20. In § 1306.165 (b) (2) (ii), Zone Two price component index, column F headed "Quality and Merchandising," opposite the product "Cold Rolled Strip", the word "None" is deleted and the designation "F–9", is inserted in lieu thereof.

21. In § 1306.165 (b) (2) (ii), Table F–2, entitled "Bars, bar shapes, and strip" is amended by adding thereto the following item:

Hot rolled strip, aluminum killed or selected rimmed stock:
- 12 gauge and heavier—$0.15
- 13 gauge to 21 gauge—.25
- 22 gauge and lighter—.35

22. In § 1306.165 (b) (2) (ii), Table F–4 entitled "Hot rolled sheets" is amended by adding thereto the following item:

Aluminum killed or selected rimmed stock:
- 12 gauge and heavier—$0.15
- 13 gauge to 21 gauge—.25
- 22 gauge and lighter—.35

23. In § 1306.165 (b) (2) (ii), Table F–5 entitled "Cold rolled sheets" is amended by adding thereto the following item:

Aluminum killed or selected rimmed stock:
- 12 gauge and heavier—$0.15
- 13 gauge to 21 gauge—.25
- 22 gauge and lighter—.35

24. In § 1306.165 (b) (2) (ii), immediately following Table F–8, a new Table F–9 is added to read as follows:

TABLE F–9—COLD ROLLED STRIP

Aluminum killed or selected rimmed stock:
- 12 gauge and heavier—$0.15
- 13 gauge to 21 gauge—.25
- 22 gauge and lighter—.35

25. In § 1306.165 (b) (3) (ii), Zone Three price component index, column F headed "Quality and Merchandising", opposite the product "Cold rolled strip," the word "None" is deleted and the designation "F–10" is inserted in lieu thereof.

26. In § 1306.165 (b) (3) (ii), Table F–4, entitled "Bars, bar shapes, and strip" is amended by adding thereto the following item:

Hot rolled strip, aluminum killed or selected rimmed stock:
- 12 gauge and heavier—$0.15
- 13 gauge to 21 gauge—.25
- 22 gauge and lighter—.35

27. In § 1306.165 (b) (3) (ii), Table F–5 entitled "Hot rolled sheets" is amended by adding thereto the following item:

Aluminum killed or selected rimmed stock:
- 12 gauge and heavier—$0.15
- 13 gauge to 21 gauge—.25
- 22 gauge and lighter—.35

28. In § 1306.165 (b) (3) (ii), Table F–6 entitled "Cold rolled sheets" is amended by adding thereto the following items:

Aluminum killed or selected rimmed stock:
- 12 gauge and heavier—$0.15
- 13 gauge to 21 gauge—.25
- 22 gauge and lighter—.35

29. In § 1306.165 (b) (3) (ii), immediately following Table F–9, a new table F–10 is added to read as follows:

TABLE F–10—COLD ROLLED STRIP

Aluminum killed or selected rimmed stock:
- 12 gauge and heavier—$0.15
- 13 gauge to 21 gauge—.25
- 22 gauge and lighter—.35

30. In § 1306.165 (b) (4) (ii), Zone Four price component index, column F headed "Quality and Merchandising", opposite the product "Cold rolled strip, the word "None" is deleted and the designation "F–10 is inserted in lieu thereof.

31. In § 1306.165 (b) (4) (ii), Table F–4, entitled "Bars, bar shapes, and strip" is amended by adding thereto the following item:

Hot rolled strip, aluminum killed or selected rimmed stock:
- 12 gauge and heavier—$0.15
- 13 gauge to 21 gauge—.25
- 22 gauge and lighter—.35

32. In § 1306.165 (b) (4) (ii), Table F–5 entitled "hot rolled sheets" is amended by adding thereto the following item:

Aluminum killed or selected rimmed stock:
- 12 gauge and heavier—$0.15
- 13 gauge to 21 gauge—.25
- 22 gauge and lighter—.35

33. In § 1306.165 (b) (4) (ii), Table F–6 entitled "Cold rolled sheets" is amended by adding thereto the following item:

Aluminum killed or selected rimmed stock:
- 12 gauge and heavier—$0.15
- 13 gauge to 21 gauge—.25
- 22 gauge and lighter—.35

34. In § 1306.165 (b) (4) (ii), immediately following Table F–9, a new Table F–10 is added to read as follows:

TABLE F–10—COLD ROLLED STRIP

Aluminum killed or selected rimmed stock:
- 12 gauge and heavier—$0.15
- 13 gauge to 21 gauge—.25
- 22 gauge and lighter—.35

35. In § 1306.165 (b) (5) (ii), Zone five price component index, column F headed "Quality and Merchandising", opposite the product "Cold rolled strip", the word "None" is deleted and the designation "F–10" is inserted in lieu thereof.

36. In § 1306.165 (b) (5) (ii), Table F–2, entitled "Bars, bar shapes, and strip" is amended by adding thereto the following item:

Hot rolled strip, aluminum killed or selected rimmed stock:
- 12 gauge and heavier—$0.15
- 13 gauge to 21 gauge—.25
- 22 gauge and lighter—.35

37. In § 1306.165 (b) (5) (ii), Table F–4 entitled "Hot rolled sheets" is amended by adding thereto the following item:

Aluminum killed or selected rimmed stock:
- 12 gauge and heavier—$0.15
- 13 gauge to 21 gauge—.25
- 22 gauge and lighter—.35

38. In § 1306.165 (b) (5) (ii), Table F–5 entitled "Cold rolled sheets" is amended by adding thereto the following item:

Aluminum killed or selected rimmed stock:
- 12 gauge and heavier—$0.15
- 13 gauge to 21 gauge—.25
- 22 gauge and lighter—.35

39. In § 1306.165 (b) (5) (ii), immediately following Table F–9, a new Table F–10 is added to read as follows:

TABLE F–10—COLD ROLLED STRIP

Aluminum killed or selected rimmed stock:
- 12 gauge and heavier—$0.15
- 13 gauge to 21 gauge—.25
- 22 gauge and lighter—.35

40. In § 1306.165 (b) (6) (ii), Zone Six price component index, column F headed "Quality and Merchandising", opposite the product "Cold rolled strip," the word "None" is deleted and the designation "F–11" is inserted in lieu thereof.

41. In § 13061.65 (b) (6) (ii), Table F–4 entitled "Bars, bar shapes, and strip" is amended by adding thereto the following item:

Hot rolled strip, aluminum killed or selected rimmed stock:
- 12 gauge and heavier—$0.15
- 13 gauge to 21 gauge—.25
- 22 gauge and lighter—.35

42. In § 1306.165 (b) (6) (ii), Table F–5, entitled "Hot rolled sheets" is amended by adding thereto the following item:

Aluminum killed or selected rimmed stock:
- 12 gauge and heavier—$0.15
- 13 gauge to 21 gauge—.25
- 22 gauge and lighter—.35

43. In § 1306.165 (b) (6) (ii), Table F–6 entitled "Cold rolled sheets" is amended by adding thereto the following item:

- 12 gauge and heavier—$0.15
- 13 gauge to 21 gauge—.25
- 22 gauge and lighter—.35

44. In § 1306.165 (b) (6) (ii), immediately following Table F–10, a new Table F–11 is added to read as follows:

TABLE F–11—COLD ROLLED STRIP

Aluminum killed or selected rimmed stock:
- 12 gauge and heavier—$0.15
- 13 gauge to 21 gauge—.25
- 22 gauge and lighter—.35

45. In § 1306.165 (b) (7) (ii), Zone Seven price component index, column F headed "Quality and Merchandising", opposite the product "Cold rolled strip", the word "None" is deleted and the designation "F–11" is inserted in lieu thereof.

46. In § 1306.165 (b) (7) (ii), Table F–4, entitled "Bars, bar shapes, and strip" is amended by adding thereto the following item:

Hot rolled strip, aluminum killed or selected rimmed stock:
- 12 gauge and heavier—$0.15
- 13 gauge to 21 gauge—.25
- 22 gauge and lighter—.35

47. In § 1306.165 (b) (7) (ii), Table F–5 entitled "hot rolled sheets" is amended by adding thereto the following item:

Aluminum killed or selected rimmed stock:
- 12 gauge and heavier—$0.15
- 13 gauge to 21 gauge—.25
- 22 gauge and lighter—.35

48. In § 1306.165 (b) (7) (ii), Table F–6 entitled "Cold rolled sheets" is amended by adding thereto the following item:

Aluminum killed or selected rimmed stock:
- 12 gauge and heavier—$0.15
- 13 gauge to 21 gauge—.25
- 22 gauge and lighter—.35

49. In § 1306.165 (b) (7) (ii), immediately following Table F–10, a new Table F–11 is added to read as follows:

TABLE F-11—COLD ROLLED STRIP

Aluminum killed or selected rimmed stock:
12 gauge and heavier $0.15
13 gauge to 21 gauge ..... .25
22 gauge and lighter ..... .35

50. In § 1306.165 (b) (8) (ii), Zone Eight price component index, column F headed "Quality and Merchandising", opposite the product "cold rolled strip", the word "None" is deleted and the designation "F-11" is inserted in lieu thereof.

51. In § 1306.165 (b) (8) (ii), Table F-4, entitled "Bars, bar shapes, and strip" is amended by adding thereto the following item:

Hot rolled strip, aluminum killed or selected rimmed stock:
12 gauge and heavier $0.15
13 gauge to 21 gauge ..... .25
22 gauge and lighter ..... .35

52. In § 1306.165 (b) (8) (ii), Table F-5 entitled "Hot rolled sheets" is amended by adding thereto the following item:

Aluminum killed or selected rimmed stock:
12 gauge and heavier $0.15
13 gauge to 21 gauge ..... .25
22 gauge and lighter ..... .35

53. In § 1306.165 (b) (8) (ii), Table F-6, entitled "Cold rolled sheets" is amended by adding thereto the following item:

Aluminum killed or selected rimmed stock:
12 gauge and heavier $0.15
13 gauge to 21 gauge ..... .25
22 gauge and lighter ..... .35

54. In § 1306.165 (b) (8) (ii), immediately following Table F-10, a new table F-11 is added to read as follows:

TABLE F-11—COLD ROLLED STRIP

Aluminum killed or selected rimmed stock:
12 gauge and heavier $0.15
13 gauge to 21 gauge ..... .25
22 gauge and lighter ..... .35

55. In § 1306.165 (b) (9) (ii), Zone Nine price component index, column F headed "Quality and Merchandising", opposite the product "Cold rolled strip", the word "None" is deleted and the designation "F-11" is inserted in lieu thereof.

56. In § 1306.165 (b) (9) (ii), Table F-4 entitled "Bars, bar shapes and strip" is amended by adding thereto the following item:

Hot rolled strip, aluminum killed or selected rimmed stock:
12 gauge and heavier $0.15
13 gauge to 21 gauge ..... .25
22 gauge and lighter ..... .35

57. In § 1306.165 (b) (9) (ii), Table F-5 entitled "Hot rolled sheets" is amended by adding thereto the following item:

Aluminum killed or selected rimmed stock:
12 gauge and heavier $0.15
13 gauge to 21 gauge ..... .25
22 gauge and lighter ..... .35

58. In § 1306.165 (b) (9) (ii), Table F-6, entitled "Cold rolled sheets" is amended by adding thereto the following item:

Aluminum killed or selected rimmed stock:
12 gauge and heavier $0.15
13 gauge to 21 gauge ..... .25
22 gauge and lighter ..... .35

59. In § 1306.165 (b) (9) (ii), immediately following Table F-10, a new Table F-11 is added to read as follows:

TABLE F-11—COLD ROLLED STRIP

Aluminum killed or selected rimmed stock:
12 gauge and heavier $0.15
13 gauge to 21 gauge ..... .25
22 gauge and lighter ..... .35

60. In § 1306.165 (b) (10) (ii), Zone Ten price component index, column F headed "Quality and Merchandising", opposite the product "Cold rolled strip," the word "None" is deleted and the designation "F-11" is inserted in lieu thereof.

61. In § 1306.165 (b) (10) (ii), Table F-4, entitled "Bars, bar shapes, and strip" is amended by adding thereto the following item:

Hot rolled strip, aluminum killed or selected rimmed stock:
12 gauge and heavier $0.15
13 gauge to 21 gauge ..... .25
22 gauge and lighter ..... .35

62. In § 1306.165 (b) (10) (ii), Table F-5 entitled "Hot rolled sheets" is amended by adding thereto the following items:

Aluminum killed or selected rimmed stock:
12 gauge and heavier $0.15
13 gauge to 21 gauge ..... .25
22 gauge and lighter ..... .35

63. In § 1306.165 (b) (10) (ii), Table F-6 entitled "Cold rolled sheets" is amended by adding thereto the following item:

Aluminum killed or selected rimmed stock:
12 gauge and heavier $0.15
13 gauge to 21 gauge ..... .25
22 gauge and lighter ..... .35

64. In § 1306.165 (b) (10) (ii), immediately following Table F-10, a new table F-11 is added to read as follows:

TABLE F-11—COLD ROLLED STRIP

Aluminum killed or selected rimmed stock:
12 gauge and heavier $0.15
13 gauge to 21 gauge ..... .25
22 gauge and lighter ..... .35

65. In § 1306.165 (b) (11) (ii), Zone Eleven price component index, column F headed "Quality and Merchandising", opposite the product "cold rolled strip", the word "None" is deleted and the designation "F-11" is inserted in lieu thereof.

66. In § 1306.165 (b) (11) (ii), Table F-4, entitled "Bars, bar shapes, and strip" is amended by adding thereto the following item:

Hot rolled strip, aluminum killed or selected rimmed stock:
12 gauge and heavier $0.15
13 gauge to 21 gauge ..... .25
22 gauge and lighter ..... .35

67. In § 1306.165 (b) (11) (ii), Table F-5 entitled "Hot rolled sheets" is amended by adding thereto the following item:

Aluminum killed or selected rimmed stock:
12 gauge and heavier $0.15
13 gauge to 21 gauge ..... .25
22 gauge and lighter ..... .35

68. In § 1306.165 (b) (11) (ii), Table F-6 entitled "Cold rolled sheets" is amended by adding thereto the following item:

Aluminum killed or selected rimmed stock:
12 gauge and heavier $0.15
13 gauge to 21 gauge ..... .25
22 gauge and lighter ..... .35

69. In § 1306.165 (b) (11) (ii), immediately following Table F-10, a new table F-11 is added to read as follows:

TABLE F-11—COLD ROLLED STRIP

Aluminum killed or selected rimmed stock:
12 gauge and heavier $0.15
13 gauge to 21 gauge ..... .25
22 gauge and lighter ..... .35

70. In § 1306.165 (b) (12) (ii), Zone Twelve price component index, column F headed "Quality and Merchandising", opposite the product "Cold rolled strip, the word "None" is deleted and the designation "F-11" is inserted in lieu thereof.

71. In § 1306.165 (b) (12) (ii), Table F-4, entitled "Bars, bar shapes, and strip" is amended by adding thereto the following item:

Hot rolled strip, aluminum killed or selected rimmed stock:
12 gauge and heavier $0.15
13 gauge to 21 gauge ..... .25
22 gauge and lighter ..... .35

72. In § 1306.165 (b) (12) (ii), Table F-5 entitled "Hot rolled sheets" is amended by adding thereto the following item:

Aluminum killed or selected rimmed stock:
12 gauge and heavier $0.15
13 gauge to 21 gauge ..... .25
22 gauge and lighter ..... .35

73. In § 1306.165 (b) (12) (ii), Table F-6 entitled "Cold rolled sheets" is amended by adding thereto the following item:

Aluminum killed or selected rimmed stock:
12 gauge and heavier $0.15
13 gauge to 21 gauge ..... .25
22 gauge and lighter ..... .35

74. In § 1306.165 (b) (12) (ii), immediately following Table F-10, a new Table F-11 is added to read as follows:

TABLE F-11—COLD ROLLED STRIP

Aluminum killed or selected rimmed stock:
12 gauge and heavier $0.15
13 gauge to 21 gauge ..... .25
22 gauge and lighter ..... .35

75. In § 1306.165 (b) (13) (ii), Zone Thirteen, price component index, column F headed "Quality and Merchandising", opposite the product "Cold Rolled Strip", the word "None" is deleted and the designation "F-12", is inserted in lieu thereof.

76. In § 1306.165 (b) (13) (ii), Table F-5, entitled "Bars, bar shapes, and strip" is amended by adding thereto the following item:

Hot rolled strip, aluminum killed or selected rimmed stock:
12 gauge and heavier $0.15
13 gauge to 21 gauge ..... .25
22 gauge and lighter ..... .35

77. In § 1306.165 (b) (13) (ii), Table F-6 entitled "Hot rolled sheets" is amended by adding thereto the following item:

Aluminum killed or selected rimmed stock:
12 gauge and heavier $0.15
13 gauge to 21 gauge ..... .25
22 gauge and lighter ..... .35

78. In § 1306.165 (b) (13) (ii), Table F-7 entitled "Cold Rolled Sheets" is amended by adding thereto the following item:

Aluminum killed or selected rimmed stock:
12 gauge and heavier $0.15
13 gauge to 21 gauge ..... .25
22 gauge and lighter ..... .35

79. In § 1306.165 (b) (13) (ii), immediately following Table F-11, a new Table F-12 is added to read as follows:

TABLE F-12—COLD ROLLED STRIP

Aluminum killed or selected rimmed stock:
12 gauge and heavier $0.15
13 gauge to 21 gauge ..... .25
22 gauge and lighter ..... .35

80. In § 1306.165 (b) (14) (ii), Zone Fourteen, price component index, column F headed "Quality and Merchandising", opposite the product "Cold Rolled Strip", the word "None" is deleted and the designation "F-12" is inserted in lieu thereof.

81. In § 1306.165 (b) (14) (ii), Table F-5, entitled "Bars, bar shapes, and strip" is amended by adding thereto the following item:

Hot roller strip, aluminum killed or selected rimmed stock:
12 gauge and heavier $0.15
13 gauge to 21 gauge ..... .25
22 gauge and lighter ..... .35

82. In § 1306.165 (b) (14) (ii), Table F-6 entitled "Hot rolled sheets" is amended by adding thereto the following item:

Aluminum killed or selected rimmed stock:
12 gauge and heavier $0.15
13 gauge to 21 gauge ..... .25
22 gauge and lighter ..... .35

83. In § 1306.165 (b) (14) (ii), Table F-7 entitled "Cold Rolled Sheets" is amended by adding thereto the following item:

Aluminum killed or selected rimmed stock:
12 gauge and heavier $0.15
13 gauge to 21 gauge ..... .25
22 gauge and lighter ..... .35

84. In § 1306.165 (b) (14) (ii), immediately following Table F-11, a new table F-12 is added to read as follows:

TABLE F-12—COLD ROLLED STRIP

Aluminum killed or selected rimmed stock:
12 gauge and heavier $0.15
13 gauge to 21 gauge ..... .25
22 gauge and lighter ..... .35

85. In § 1306.165 (b) (15) (ii), Zone Fifteen price component index, column F headed "Quality and Merchandising", opposite the product "Cold Rolled Strip", the word "None" is deleted and the designation "F-12", is inserted in lieu thereof.

86. In § 1306.165 (b) (15) (ii), Table F-5, entitled "Bars, bar shapes, and strip" is amended by adding thereto the following item:

Hot rolled strip aluminum killed or selected rimmed stock:
12 gauge and heavier $0.15
13 gauge to 21 gauge ..... .25
22 gauge and lighter ..... .35

87. In § 1306.165 (b) (15) (ii), Table F-6 entitled "Hot rolled sheets" is amended by adding thereto the following item:

Aluminum killed or selected rimmed stock:
12 gauge and heavier $0.15
13 gauge to 21 gauge ..... .25
22 gauge and lighter ..... .35

88. In § 1306.165 (b) (15) (ii), Table F-7 entitled "Cold rolled sheets" is amended by adding thereto the following item:

Aluminum killed or selected rimmed stock:
12 gauge and heavier $0.15
13 gauge to 21 gauge ..... .25
22 gauge and lighter ..... .35

89. In § 1306.165 (b) (15) (ii), immediately following Table F-11, a new Table F-12 is added to read as follows:

TABLE F-12—COLD ROLLED STRIP

Aluminum killed or selected rimmed stock:
12 gauge and heavier $0.15
13 gauge to 21 gauge ..... .25
22 gauge and lighter ..... .35

90. In § 1306.165 (b) (16) (ii), Zone Sixteen, price component index, column F headed "Quality and Merchandising", opposite the product "Cold Rolled Strip", the word "None" is deleted and the designation "F-12", is inserted in lieu thereof.

91. In § 1306.165 (b) (16) (ii), Table F-5, entitled "Bars, bar shapes, and strip" is amended by adding thereto the following item:

Hot rolled strip aluminum killed or selected rimmed stock:
12 gauge and heavier $0.15
13 gauge to 21 gauge ..... .25
22 gauge and lighter ..... .35

92. In § 1306.165 (b) (16) (ii), Table F-6 entitled "Hot rolled sheets" is amended by adding thereto the following item:

Aluminum killed or selected rimmed stock:
12 gauge and heavier $0.15
13 gauge to 21 gauge ..... .25
22 gauge and lighter ..... .35

93. In § 1306.165 (b) (16) (ii), Table F-7 entitled "Cold rolled sheets" is amended by adding thereto the following item:

Aluminum killed or selected rimmed stock:
12 gauge and heavier $0.15
13 gauge to 21 gauge ..... .25
22 gauge and lighter ..... .35

94. In § 1306.165 (b) (16) (ii), immediately following Table F-11, a new Table F-12 is added to read as follows:

TABLE F-12—COLD ROLLED STRIP

Aluminum killed or selected rimmed stock:
12 gauge and heavier $0.15
13 gauge to 21 gauge ..... .25
22 gauge and lighter ..... .35

95. In § 1306.165 (b) (17) (ii), Zone Seventeen price component index, column F headed "Quality and Merchandising", opposite the product "Cold Rolled Strip", the word "None" is deleted and the designation "F-12" is inserted in lieu thereof.

96. In § 1360.165 (b) (17 (ii), Table F-5, entitled "Bars, bar shapes, and strip" is amended by adding thereto the following item:

Hot rolled strip, aluminum killed or selected rimmed stock:
12 gauge and heavier $0.15
13 gauge to 21 gauge ..... .25
22 gauge and lighter ..... .35

97. In § 1306.165 (b) (17 (ii), Table F-6 entitled "Hot rolled sheets" is amended by adding thereto the following item:

Aluminum killed or selected rimmed stock:
12 gauge and heavier $0.15
13 gauge to 21 gauge ..... .25
22 gauge and lighter ..... .35

98. In § 1306.165 (b) (17) (ii), Table F-7 entitled "Cold rolled sheets" is amended by adding thereto the following item:

Aluminum killed or selected rimmed stock:
12 gauge and heavier $0.15
13 gauge to 21 gauge ..... .25
22 gauge and lighter ..... .35

99. In § 1306.165 (b) (17) (ii), immediately following Table F-11, a new Table F-12 is added to read as follows:

TABLE F-12—COLD ROLLED STRIP

Aluminum killed or selected rimmed stock:
12 gauge and heavier $0.15
13 gauge to 21 gauge ..... .25
22 gauge and lighter ..... .35

This amendment shall become effective May 10, 1946.

Issued this 10th day of April 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7909; Filed, May 10, 1946; 11:30 a. m.]

PART 1499—COMMODITIES AND SERVICES

[MPR 586,[1] Amdt. 3]

STORAGE AND TERMINAL SERVICES

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Section 13 (a) is amended to read as follows:

(a) No person subject to this regulation shall evade any of the provisions of this regulation by changing his customary allowances, discounts or other price differentials, by reducing service, by "tie-in" arrangements forcing the customer to buy a service or commodity he does not want in order to get the

[1] 10 F.R. 5797; 11 F.R. 2088, 3091.

storage or terminal service he does want, or in any other manner.

This amendment shall become effective May 15, 1946.

Issued this 10th day of May 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-7911; Filed, May 10, 1946; 11:30 a. m.]

PART 1426—WOOD PRESERVATION AND PRIMARY FOREST PRODUCTS

[RMPR 324[1] Amdt. 4]

EASTERN FENCE POSTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 324 is amended in the following respects:

1. Sections 2 (a), 2 (c) (4), 2 (d) and 2 (e) are amended to read as follows:

SEC. 2. *Purpose and coverage of this regulation.* (a) This regulation establishes specific maximum prices for all sales of Eastern fence posts of the species listed in paragraph (c) below when produced in the limited area specified in that paragraph for each "species" and in the heading to the tables in section 4A. Species not listed and species listed in paragraph (c) but produced in any other part of the general territory covered by this regulation remain subject to the General Maximum Price Regulation except on sales by retail yards which are covered in section 3.

(c) (4) Tennessee Red Cedar (Juniperus virginiana) produced in Tennessee, Alabama, Kentucky, Virginia, Georgia, North Carolina, South Carolina, West Virginia, Indiana, Ohio and Mississippi.

(d) The term "fence posts" as used in this regulation includes fence posts and stakes, round or split, peeled or unpeeled, treated or untreated.

(e) All posts priced in this regulation must be of sound live timber free of decay, splits, large or numerous knots or knot holes, etc., that would impair strength or durability, except other grades specifically priced in the tables of section 4A.

2. Section 3 is amended to read as follows:

SEC. 3. *How to figure maximum prices.* (a) The maximum prices for posts of the listed species for all sales except distributor and retail sales and sales to industrial users, are shown in the tables in section 4A.

(b) *Maximum prices for distributor sales to retailers.* On sales by a distributor of less than carload quantities to a retailer the maximum prices for untreated posts shown in section 4A may be increased 15 percent.

NOTE: Retailers buying posts under this provision and reselling to consumers are limited to resale prices determined according to paragraph (c) below.

(c) *Maximum prices for retail sales.* The maximum prices for retail sales of eastern fence posts, treated or untreated, shall be determined as follows:

(1) *Listed species; untreated or treated by nonpressure methods.* (i) The maximum price from section 4A for the same size and species of post, plus

(ii) An addition for inbound freight computed by multiplying the appropriate estimated weight given in section 4A by the carload freight rate from the basing point given for that species which produces the lowest rate to the seller's yard, plus

(iii) Where the total of (i) and (ii) equals or exceeds $10.00 per retail sale, a mark-up to such total of 25 percent for Yellow Pine posts and of 33⅓ percent for other species; but, where the total of (i) and (ii) is less than $10.00 per sale, a mark-up of 50 percent of Yellow Pine posts and of 60 percent for other species.

(2) *Listed species; pressure treated.* (i) The maximum price from section 4A for the same size and species of post, plus

(ii) The appropriate addition for pressure treatment shown in Maximum Price Regulation 491, section 19 (c), Table 3,[1] plus

(iii) An addition for freight computed by multiplying the appropriate estimated weight given in section 4A by the carload freight rate from the basing point given for that species which produces the lowest rate to the seller's yard, plus

(iv) Where the total of (i), (ii) and (iii) equals or exceeds $10.000 per retail sale, a mark-up to such total of 25 percent; but, where the total of (i), (ii) and (iii) is less than $10.00 per sale, a mark-up of 50 percent.

[1] For convenience, this schedule of additions or pressure treatment is shown herein, as follows:

Diameter at small end	Length	MPR 491 addition for pressure treatment
	Feet	
2½" round	6	$0.11
3" round	6	.15
3½" round	6	.20
4" round	6	.25
4½" round	6	.30
5" round	6	.415
6" round	6	.575
2½" round	6½	.12
3" round	6½	.165
3½" round	6½	.215
4" round	6½	.27
4½" round	6½	.325
5" round	6½	.45
6" round	6½	.62
2½" round	7	.13
3" round	7	.175
3½" round	7	.235
4" round	7	.29
4½" round	7	.35
5" round	7	.485
6" round	7	.67
2½" round	8	.15
3" round	8	.205
3½" round	8	.265
4" round	8	.33
4½" round	8	.45
5" round	8	.55
6" round	8	.795
7" round	8	1.05
8" round	8	1.35
7" round	9	1.20
8" round	9	1.50
3" round	10	.28
3½" round	10	.35
4" round	10	.48
4½" round	10	.56
5" round	10	.77
6" round	10	1.00
7" round	10	1.25
8" round	10	1.70
2" round	12	.85
3" round	12	1.25
4" round	12	1.70
5" round	12	2.15
6" round	12	2.70
7" round	12	3.30
8" round	12	4.00

(3) *Species not listed; treated or untreated.* (i) The General Maximum Price Regulation price of the supplier from whom the posts are bought, plus

(ii) Actual transportation costs from the supplier's shipping point to the retail or wholesale yard, plus

(iii) Where the total of (i) and (ii) equals or exceeds $10.00 per retail sale, a mark-up to such total of 33⅓ percent; but, where the total of (i) and (ii) is less than $10.00 per sale, a mark-up of 60 percent.

(4) *Delivery charges.* The maximum prices for retail sales established under this paragraph (c) include free delivery within the mileage limits and to those classes of customers to whom free delivery was extended in March 1942. On retail sales to those classes of customers to whom free delivery was not included in March 1942, an additional charge for delivery may be made, according to (i) or (ii) below.

(i) *Private truck.* When delivery is by truck owned or controlled by the seller, the amount added for delivery may not be more than the actual cost to the seller of delivery by truck. This "actual cost" may not be higher than the over-all average trucking cost for a similar delivery arrived at as of the 12-month period ending December 31, 1942.

(ii) *Common or contract carrier.* When delivery is made by common or contract carrier only the actual amount paid to the carrier for transportation of the eastern fence posts may be added.

Diameter at small end	Length	MPR 491 addition for pressure treatment
	Feet	
3½" round	12	$0.42
4" round	12	.575
4½" round	12	.68
5" round	12	.945
6" round	12	1.20
3" round	14	.40
3½" round	14	.49
4" round	14	.67
4½" round	14	.80
5" round	14	1.02
6" round	14	1.40
4" halves	6	.13
4½" halves	6	.165
5" halves	6	.195
5½" halves	6	.235
6" halves	6	.30
4" halves	6½	.14
4½" halves	6½	.175
5" halves	6½	.21
5½" halves	6½	.255
6" halves	6½	.325
4" halves	7	.15
4½" halves	7	.19
5" halves	7	.23
5½" halves	7	.275
6" halves	7	.35
4" halves	8	.175
4½" halves	8	.22
5" halves	8	.265
5½" halves	8	.31
6" halves	8	.40
7" face quarters	6½	.21
8" face quarters	6½	.29
7" face quarters	7	.21
8" face quarters	7	.33

NOTE: These treating additions are per piece and include preservative required to obtain a final retention of six pounds per cubic foot with grade one creosote oil. On any other specification of treatment the original seller must have secured approval of an addition under Section 8 of Maximum Price Regulation 491. The addition so authorized for his supplier must be used by the retailer in figuring the maximum price. If this cannot be ascertained, the retailer must apply for approval of an addition according to Section 6 of Revised Maximum Price Regulation 324.

[1] 8 F.R. 2027, 3367, 8869, 10436; 9 F.R. 1322, 5591.

(d) *Maximum prices for sales to industrial users.* The maximum prices for sales of eastern fence posts to an industrial user shall be determined as follows:

(1) *Listed species; untreated or treated by nonpressure methods.* (i) The maximum price from section 4A, plus

(ii) An addition for freight computed by multiplying the appropriate estimated weight given in section 4A by the carload freight rate from the basing point given for that species which is nearest the seller's shipping point, plus

(iii) A mark-up of 15 percent to the total of (i) and (ii).

(2) *Listed species; pressure treated.* (i) The maximum price from section 4A for the same size and species of post, plus

(ii) The appropriate additions for pressure treatment shown in Maximum Price Regulation 491, section 19 (c), Table 3,

(iii) An addition for freight computed by multiplying the appropriate estimated weight given in section 4A by the carload freight rate from the basing point given for that species which is nearest the seller's shipping point.

(3) *Species not listed; treated or untreated.* The seller's General Maximum Price Regulation price including delivery to destination shall apply.

(e) *Sales by distributors or retailers of posts priced in Maximum Price Regulation 536.* The price and basing point to be used in computing prices under paragraphs (b) and (c) above for all species priced in Maximum Price Regulation 536 are set forth in section 4 of that regulation.

3. Section 4 is redesignated section 4a and a new section 4 is added to read as follows:

SEC. 4. *Definitions of terms used in this regulation*—(1) *Normal production area.* A normal production area for any species is any area in which posts of that species may be obtained in quantity by truck haul of less than 60 miles from the producing mill.

(2) *Retail sale.* A retail sale is a sale by a retail or wholesale lumber yard or other retail business made to an ultimate consumer out of the regular yard stock. The retail seller must regularly maintain a stock of other merchandise in addition to fence posts, sell generally for local delivery by truck; and his yard must be located on its particular site in order to be near a consuming area.

(3) *Distributor's sale.* A distributor's sale is a sale to retail sellers in less than carload quantities made out of the regular stock of a yard located outside of the normal production area at which yard a stock of fence posts and other merchandise is maintained, and the posts are sorted, graded and assembled for resale or distribution to retail sellers as defined in subdivision (2). Such distributor's yard must be located on its particular site in order to be near a consuming area and the distributor must generally purchase posts in carload shipments and generally resell them in less than carload quantities. If a distributor makes a sale in carload quantities, he uses the table prices set forth in section 4a.

(4) *Industrial users.* Industrial users for the purpose of this regulation are federal, state, and municipal governments, industrial plants, and transportation systems, which use eastern fence posts for the protection and maintenance of their properties.

4. In the section which prior to this amendment was section 4 but is redesignated section 4a by this amendment, Table 1, and the paragraph immediately preceding Table 1 are amended to read as follows:

SEC. 4a. *Table of maximum prices.* Maximum prices on sales to retailers and other nonconsumers are set out in the tables below, for the listed species. The prices in the tables are f. o. b. cars at concentration yard or other loading-out point in the producing area. (If a delivered price is to be quoted, see section 5 for the permitted transportation addition.)

TABLE 1—NORTHERN WHITE CEDAR

Species: Peeled White Cedar (Thuja occidentalis) produced in Michigan, Minnesota, and Wisconsin.
Basing points: Gemmell, Minn.; Rexton, Mich., Rhinelander, Wis.

[F. o. b. loading-out point]

Diameter at small end (except on quarters which are measured by width of flat side)	Length in feet	Price each post	Estimated weights (lbs. per post)
7" to 9" quarters	7	$0.16	17
Over 9" to 10" quarters	7	.20	22
5" halves	7	.19	17
6" halves	7	.21	22
7" halves	7	.23	30
6" halves	8	.24	22
6" halves	8	.28	27
7" halves	8	.31	37
5" halves	10	.44	27
6" halves	10	.55	37
4" round	6	.21	14
5" round	6	.23	25
6" round	6	.25	40
2" round	7	.12	10
3" round	7	.19	17
4" round	7	.27	24
5" round	7	.30	35
6" round	7	.33	50
7" round	7	.39	65
8" round	7	.55	75
3" round	8	.21	28
4" round	8	.28	35
5" round	8	.35	45
6" round	8	.44	60
7" round	8	.55	75
8" round	8	.89	90
6" round	9	.55	68
4" round	10	.52	45
5" round	10	.67	55
6" round	10	.75	75
7" round	10	1.00	90
8" round	10	1.44	125
4" round	12	.67	55
5" round	12	.78	75
6" round	12	.89	90
7" round	12	1.55	110
8" round	12	2.16	135
4" round	14	.83	70
5" round	14	1.00	85
6" round	14	1.33	110

(1) *Additions for selected stock.* All diameters, eight feet long, turning stock posts, add $0.10 each. All diameters, ten feet long, turning stock posts, add $0.20 each.

(2) For unpeeled posts deduct ½ cent per lineal foot.

5. In Table 4, of the redesignated section 4a, the heading relating to species is amended to read as follows:

Species: Red Cedar (Juniperus virginiana) produced in Tennessee, Alabama, Kentucky, Virginia, Georgia, North Carolina, South Carolina, West Virginia, Indiana, Ohio and Mississippi.
Basing point: Murfreesboro, Tennessee.

Table 4, of the redesignated section 4a, is further amended by the addition of a note to read as follows:

NOTE: Material may be sold under this table as a "fence post" only if it is not greater than eight inches in diameter nor longer than 14 feet and for actual end use as support for fencing. "Diameter" refers to the diameter measured under the bark.

6. Tables 8 and 9 in redesignated section 4a are amended to read as follows:

TABLE 8—TAMARACK

Species: Unpeeled Tamarack (Larix laricina) produced in Michigan, Minnesota and Wisconsin.
Basing points: Gemmell, Minn.; Rexton, Mich.; Rhinelander, Wis.

[F. o. b. Loading-out point]

Diameter at small end	Length in feet	Price each post	Estimated weights (lbs. per post)
4" round	6	$0.17	20
5" round	6	.19	37
6" round	6	.21	58
2" round	7	.09	15
3" round	7	.13	25
4" round	7	.22	35
5" round	7	.25	54
6" round	7	.29	73
7" round	7	.34	96
8" round	7	.49	110
3" round	8	.14	40
4" round	8	.24	51
5" round	8	.31	61
6" round	8	.40	88
7" round	8	.49	110
8" round	8	.53	131
4" round	10	.44	66
5" round	10	.50	80
6" round	10	.61	110
7" round	10	.78	131

TABLE 9—NORTHERN WHITE CEDAR—NEW ENGLAND

Species: Northern White Cedar (Thuja Occidentalis) produced in New York, Vermont, New Hampshire, Massachusetts, Connecticut, Rhode Island, and Maine.
Basing point: Dover—Foxcroft, Maine.

[F. o. b. loading-out point]

Diameter at small end	Length in feet	Price each post	Estimated weights (lbs. per post)
3" round	6	$0.18	18
4" round	6	.21	30
5" round	6	.24	42
6" round	6	.30	60
3" round	7	.21	21
4" round	7	.245	35
5" round	7	.28	49
6" round	7	.35	70
7" round	7	.42	84
8" round	7	.50	98
3" round	8	.24	24
4" round	8	.28	40
5" round	8	.32	56
6" round	8	.40	80
7" round	8	.50	96
8" round	8	.60	112
3" round	10	.30	30
4" round	10	.35	50
5" round	10	.40	70
6" round	10	.50	90
7" round	10	.60	120
8" round	10	.70	140
3" round	12	.36	36
4" round	12	.42	60
5" round	12	.48	85
6" round	12	.60	120
7" round	12	.75	144
8" round	12	.85	163

7. Section 9 is amended to read as follows:

SEC. 9. *Prohibited practices*—(a) *General practices.* Any practice which gets the effect of a higher-than-ceiling price without actually raising the price is as much a violation of this regulation as an outright over-ceiling price. This

applies to devices making use of commissions, services, transportation arrangements, premiums, special privileges, tying-agreements, trade understandings and the like.

(b) *Specific practices.* (1) The practice of breaking up a retail order which would normally be a single order into a series of smaller orders to secure the additional mark-up allowed for small quantity sales of less than $10.00 is specifically prohibited.

(2) Breaking up a carload quantity into less than carload quantities to secure the distributor's mark-up of 15 percent is prohibited.

(3) It is a direct violation to buy or sell material as eastern fence posts under and according to the provisions of Table 4 of Section 4A of this regulation for use as saw logs or for any other purpose than as support for fencing.

(4) Sellers must maintain cash discounts and credit terms no less favorable to buyers than the cash discounts and credit terms they allowed on October 1, 1941; except that a discount need not be larger than 2 percent.

This amendment shall become effective May 14, 1946.

Issued this 9th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7862; Filed, May 9, 1946; 4:35 p. m.]

PART 1389—APPAREL

[RMPR 287,[1] Amdt. 6]

MANUFACTURERS' PRICES FOR WOMEN'S, GIRLS', CHILDREN'S AND TODDLERS' OUTERWEAR GARMENTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 287 is amended in the following respects:

1. Section 12 is revoked.

2. Section 10a is added to read as follows:

SEC. 10a. *Manufacturers who cannot price by Rule 1, 2 and 3.*—(a) *Manufacturers who made no deliveries during March 1942 and who have not received orders of authorization.* Except in the case of transfers of business as provided in section 18, a manufacturer who did not deliver garments covered by this regulation during March 1942 and who has not received an order of authorization under section 12 of this regulation or under Rule 6 or Rule 9 of Maximum Price Regulation 287, may not sell or deliver garments at a maximum allowable margin higher than 15%, or at a selling price line higher than that listed in Appendix G (section 33) for each category number, until he has received authorization from the Office of Price Administration to establish maximum prices.

(1) *Application.* Two signed copies of an application for authorization to establish maximum prices shall be filed with the appropriate District Office[2] of the OPA, setting forth the following:

(i) Applicant's name and address;

(ii) Date of commencement of business;

(iii) Names of all owners, officers and principals of applicant (any owner holding less than 10% of the capital stock of corporate applicants need not be listed);

(iv) Experience during 1942 of all owners, officers and principals of applicant in the manufacturing of garments covered by this regulation, including, if then employed, name of employer, inclusive dates of employment, and duties performed;

(v) Category numbers of garments desired to be sold;

(vi) Highest selling price lines requested for each category number of garments desired to be sold;

(vii) Maximum margins requested for each category number;

(viii) Forms of sale requested for each category number for each class of purchaser.

(2) *Authorization of maximum prices.* If authorization is given, it will be accompanied by instructions as to the method for establishing maximum prices of the garments to be sold. These instructions may be revised by the Office of Price Administration at any time.

(i) *Highest price lines.* No price line will be authorized, to any manufacturer, in any category, which is higher than the highest price line listed for that category in Appendix E (sec. 31).

(ii) *Maximum margins.* No maximum allowable margin will be authorized to any manufacturer, which is higher than the maximum allowable margins listed in Appendix F (sec. 32).

(iii) *Price line authorization.* Price lines higher than those listed in Appendix G (sec. 33) will be not authorized, unless the applicant satisfactorily establishes in his application under subparagraph (1) above, that he had responsible manufacturing experience (as defined in (iv) below) in price lines higher than those listed in Appendix G (sec. 33). In that event, price lines and margins will be authorized in line with the applicant's experience, not to exceed, however, the limitations set forth in (i) and (ii) above. Where the applicant is composed of more than one owner or principal, price lines and margins will be authorized in line with the experience of that principal or owner (unless his interest is insubstantial) who, were he to apply by himself, would be authorized the lowest maximum selling price.

(iv) "Responsible manufacturing experience" shall be considered to be any one of the following:

(*a*) Sole ownership of a manufacturer of garments covered by this regulation.

(*b*) Ownership of a substantial interest in a manufacturer of garments covered by this regulation, with actual participation in the management and operation.

(*c*) Ownership of a contractor, fabricating garments covered by this regulation.

(*d*) Employment as a production manager or full time designer for a manufacturer of garments covered by this regulation.

(v) For the purpose of this section, no other experience of an applicant shall be considered, except his responsible manufacturing experience in March 1942, or if he had no responsible manufacturing experience in March 1942, then his responsible manufacturing experience in 1942, nearest in time to March.

(b) *All other manufacturers who cannot establish their maximum prices and who have not received orders of authorization.* (1) A manufacturer who cannot determine his maximum price under any of the previous provisions of this regulation shall not sell or deliver any garments at a maximum allowable margin higher than 15%, or at a selling price line higher than that listed in Appendix G (section 33) for each category number, until he has received specific authorization from the OPA.

(i) *Contents of application.* Such manufacturer must file with the appropriate District Office of the OPA two signed copies of an application setting forth in detail the following:

(*a*) Applicant's name and address;

(*b*) The reasons why he cannot price under any of the rules set forth in this regulation;

(*c*) The most accurate pricing chart which the applicant can prepare on the basis of his records;

(*d*) An explanation of the manner in which the applicant can substantiate the information reported in accordance with subdivision (*c*);

(*e*) The highest selling price line and maximum margin he requests for each category number he desires to sell;

(*f*) The terms of sale he requests for each category number for each class of purchaser.

(2) *Authorization of maximum prices.* (1) To the extent that the information submitted by the applicant makes it possible, selling price lines and allowable margins will be authorized based on his base period experience as demonstrated. To the extent that such reconstruction of base period experience is not possible, maximum prices will be authorized in accordance with the standards set forth in paragraph (a) (2) of this section.

(ii) Authorizations which may be issued under this paragraph will be accompanied by instructions as to the method of establishing maximum prices. These instructions may be revised at any time by the OPA.

(c) *Rules pertaining to manufacturers who have received orders of authorization*—(1) *To whom these rules apply.* These rules apply to all sellers who have received an order authorizing the establishment of maximum prices, pursuant to section 10A or 12 of this regulation or under Rules 6 or 9 of Maximum Price Regulation 287.

(2) *Changes in ownership.* Orders authorizing the establishment of maximum prices are based upon the 1942 experience of the owners or principals of the applicant. If there is any change in the owners or principals, the order of authorization is revoked from the date of the change and the manufacturer shall be considered a new seller from that date. However, until he receives a new order, such manufacturer may continue to sell at maximum prices no higher than the maximum prices established by such order for a period of 90 days from the date on which the change of ownership takes place: *Provided*, That he files an application for authorization to establish maximum prices pursuant to section 10a (a) (1) above. (In the case of corporate applicants, any transfer of less than 10% of the capital stock is not considered a change in ownership under the provision.)

(3) *Differentials for various classes of purchasers.* (i) If, prior to May 18, 1945, the OPA issued an order under this regulation, authorizing a manufacturer to establish maximum prices, and such order does not specify the classes of purchasers to whom he may sell garments at the authorized ceiling prices, he may sell garments at those prices to all classes of purchasers: *Provided*, That, he has customarily done so since the issuance of the order. However, if the order specified that the manufacturer might sell garments at the authorized ceiling prices, or if the manufacturer sold garments at those prices, only to certain classes of purchasers prior to May 18, 1945, he may not offer or sell garments to any other class of purchasers unless the OPA has modified his order of authorization to provide a method of establishing his ceiling prices to those classes of purchasers.

(ii) To obtain such modification of his order of authorization, a manufacturer must file with the office of the OPA which issued the original order two signed copies of an application stating his name and address, the date and file number of his original order of authorization and the rule or section under which it was issued, a description of the classes of purchasers for sales to whom he wishes to establish maximum prices, and the terms and differentials at which he wishes to sell to each of those classes of purchasers.

(iii) The method of establishing ceiling prices for such sales will be based upon the customary practices of the applicant's closest competitors or upon the practice in the industry generally.

(4) *Calculation of costs.* (i) Direct costs shall be calculated in accordance with instructions contained in section 30 (Appendix D).

(ii) Direct labor costs shall be calculated in accordance with the instructions contained in section 30 (a) (10), except that for the purpose of the calculation, the phrase "wage rates paid by you" shall be interpreted to mean wage rates paid on March 31, 1942 by manufacturers of the same category of garments in the same area, plus any subsequent increase thereto pursuant to a collective bargaining contract or other wage agreement, which contract was entered into by such manufacturers on or before July 1, 1942, and provided for an unconditional increase of wage rate of a fixed amount or percent.

(d) *Authorization of maximum prices for new categories.* (1) A manufacturer who has received an order authorizing the establishment of ceiling prices may sell garments in any category different from those for which maximum prices were authorized in the order at price lines no higher than those set forth in Appendix G (sec. 33) for that category, and at maximum allowable margins no higher than those set forth in Appendix F (sec. 32) for that category and price line.

(2) If a manufacturer who has received an order authorizing the establishment of ceiling prices, desires to sell garments in a category different from that previously authorized in the order at higher prices than those permitted by subparagraph (1) of this paragraph, he shall file two signed copies of an application with the office of the OPA which issued the original order and set forth the following:

(i) Applicant's name and address;

(ii) Date and file number of his original order of authorization and rule or section under which it was issued;

(iii) Additional category numbers of garments now desired to be sold at price lines higher than those permitted by subparagraph (1) above;

(iv) Highest selling price line desired for each category number listed in (iii);

(v) Maximum margin desired for each category number listed in (iii);

(vi) Terms of sale desired for each category number listed in (iii) for each class of purchaser.

Highest price lines and maximum allowable margins will be authorized in line with those previously authorized or based upon those set forth in Appendix E (section 31) and Appendix F (section 32).

3. Section 18 (a) is amended to read as follows:

(a) If a substantial part of the business, assets or stock in trade of any business, shall be or shall have been sold or otherwise transferred after April 28, 1942, and the transferee carries on the business, or continues to deal in the same type of commodities or services, in an establishment separate from any other establishment previously owned or operated by him, the maximum prices of the transferee shall be the same as those to which his transferor would have been subject if no such transfer had taken place, except as provided in paragraphs (b) and (c) of this section, and his obligation to keep records sufficient to verify such prices shall be the same. The transferor shall either preserve and make available, or turn over, to the transferee all records of transactions prior to the transfer, which are necessary to enable the transferee to comply with the provisions of this regulation. The provisions of this section, however, shall not apply to any transfer of a business whose transferor has received an order of authorization under section 10A or section 12 of this regulation or under Rule 6 of Maximum Price Regulation 287.

4. Section 31 Appendix E is amended by deleting from the table in paragraph (b) the material relating to category numbers 36–39 and substituting the following:

5. Section 32 Appendix F is amended to read as follows:

SEC. 32. *Appendix F: Maximum allowable margins for new manufacturers.* (a) The maximum allowable margins which may be authorized for any manufacturers under section 12 (a) or 10 (a) shall be as follows:

Categories of garments	Maximum allowable margins (percents)	
	For manufacturers other than manufacturing retailers	For manufacturing retailers
Category Nos. 1 to 20a, both inclusive:		
All selling price lines	32	46
Category Nos. 21 and 22:		
Selling price lines to and including $3.75	27	----------
Selling price lines above $3.75 to and including $5.75	31	----------
Selling pricelines over $5.75	36	----------
Selling price lines under $6.00	----------	39
Selling price lines from $6.00 to $10.00 both inclusive	----------	45
Selling price lines above $10.00	----------	52
Category Nos. 23, 24, 25 and 26a:		
All selling price lines	34	49
Category Nos. 26, 26a and 26b:		
All selling price lines	34	49
Category Nos. 27 to 39 both inclusive:		
All selling price lines	32	46

(b) The maximum allowable margins for manufacturers other than manufacturing retailers are to be applied to selling price lines based on 8% or higher discount terms. If the discount terms are less than 8%, appropriate adjustment will be made in the margins listed in paragraph (a).

	Group A		Group B		Group C		Group D		Group E		Group F		Group G		Group H		Group I		Group J		Group K		Group L		Group M		Group N	
	I	II	I	II	I	II	I	II	I	II	I	II	I	II	I	II	I	II	I	II	I	II	I	II	I	II	I	II
SLACK SUITS																												
36 Women's	---	2.00	---	2.50	---	3.00	---	3.75	---	4.75	---	5.75	---	5.75	---	6.75	---	7.75	---	8.75	---	10.75	---	12.75	---	14.75	---	16.75
37 Misses' and junior misses'	---	1.87½	---	2.50	---	3.00	---	3.75	---	4.75	---	5.75	---	5.75	---	6.75	---	7.75	---	8.75	---	10.75	---	12.75	---	14.75	---	16.75
38 Teen age and girls'	---	1.87½	---	1.87½	---	2.50	---	2.50	---	3.75	---	3.75	---	3.75	---	4.75	---	4.75	---	5.75	---	6.75	---	----------	---	----------	---	----------
39 Children's and toddlers'	---	1.00	---	1.00	---	1.31¼	---	1.31¼	---	1.87½	---	2.50	---	2.50	---	3.00	---	3.75	---	3.75	----------	----------	----------	----------	----------	----------	----------	----------

[1] 9 F.R. 974, 12590; 10 F.R. 5720, 13449.

[2] "Appropriate District Office" means the District Office in which is located the seller's principal place of business from which his sales are made.

6. Section 33 is amended to read as follows:

SEC. 33. *Appendix G: Selling prices available to all manufacturers.*—(a) *Prices for manufacturers other than manufacturing retailers.* Regardless of the highest selling price lines listed on their pricing charts, manufacturers other than manufacturing retailers may deliver garments in the respective category numbers as follows:

Category No.	Garments	Selling price line: Pile fabric or fabric containing 25% or more wool	Cotton fabrics	All other fabrics
	Coats			
1	Women's	$10.75	$6.75	$10.75
2	Misses' and Jr. misses'	10.75	6.75	10.75
3	Teen age	8.75	4.75	8.75
4	Girls'	6.75	4.75	6.75
5	Children's	4.75	2.60	4.75
5a	Toddlers'	4.75	2.60	4.75
	Suits			
6	Women's	10.75	3.75	10.75
7	Misses' and Jr. misses'	10.75	3.75	10.75
8	Teen age	8.75	2.75	8.75
9	Girls'	6.75	2.75	6.75
10	Children's	5.75	2.00	5.75
10a	Toddlers'	3.75	1.75	3.75
	Jackets			
11	Women's	4.75	1.87½	2.50
12	Misses' and Jr. misses'	4.75	1.87½	2.50
13	Teen age	4.75	1.87½	1.87½
14	Girls'	3.75	1.87½	1.87½
15	Children's	3.50	1.31¼	1.31¼
15a	Toddlers'	3.50	1.31¼	1.31¼
	Skirts			
16	Women's	3.50	1.87½	1.87½
17	Misses' and Jr. misses'	3.50	1.87½	1.87½
18	Teen age	2.50	1.31¼	1.31¼
19	Girls'	2.50	1.31¼	1.31¼
20	Children's	1.87½	1.31¼	1.31¼
20a	Toddlers'	1.87½	1.31¼	1.31¼
	Dresses			
21	Women's	5.50	1.87½	3.50
22	Misses', Jr. misses'	5.50	1.87½	3.50
23	Teen age	3.75	1.31¼	2.50
24	Girls'	3.00	1.31¼	2.50
25	Children's	1.87½	1.31¼	1.87½
25a	Toddlers'	1.87½	1.31¼	1.31¼
	Blouses			
26	Sizes 30 and up	1.87½	1.31¼	1.87½
26a	Sizes 7 to 16	1.31¼	1.31¼	1.31¼
26b	Sizes 1 to 6	1.05	1.05	1.05
	Snow suits			
27	Sizes 1 to 6	4.75	4.75	4.75
28	Sizes 7 to 16	5.75	5.75	5.75
29	Legging sets (sizes 1 to 14)	5.75	5.75	5.75
30	Separate leggings (sizes 1 to 14)	2.50	2.50	2.50
31	Ski pants (sizes 1 to 16)	3.50	3.50	3.50
	Slacks			
32	Women's	2.50	1.50	2.00
33	Misses' and Jr. misses'	2.50	1.50	2.00
34	Teen age and girls'	2.00	1.25	1.50
35	Children's and toddlers'	1.40	.87½	1.25
	Slack suits			
36	Women's	4.75	2.50	3.75
37	Misses' and Jr. misses'	4.75	2.50	3.75
38	Teen age and girls'	3.75	2.25	2.75
39	Children's and toddlers'	2.50	1.25	2.50

(b) *Prices for manufacturing retailers.* Regardless of the highest selling price lines listed on their pricing charts, manufacturing retailers may deliver to ultimate consumers garments manufactured by them in the respective category number as follows:

Category No.	Garments	Selling price line: Pile fabric or fabric containing 25% or more wool	Cotton fabrics	All other fabrics
	Coats			
1	Women's	$17.00	$11.00	$17.00
2	Misses' and Jr. misses'	17.00	11.00	17.00
3	Teen age	15.00	8.00	15.00
4	Girls'	11.00	8.00	11.00
5	Children's	8.00	4.00	8.00
5a	Toddlers'	8.00	3.50	8.00
	Suits			
6	Women's	17.00	6.00	17.00
7	Misses' and Jr. misses'	17.00	6.00	17.00
8	Teen age	15.00	4.50	15.00
9	Girls'	11.00	4.50	11.00
10	Children's	10.00	3.50	10.00
10a	Toddlers'	6.00	3.00	6.00
	Jackets			
11	Women's	8.00	3.00	4.00
12	Miss and Jr. misses'	8.00	3.00	4.00
13	Teen age	8.00	3.00	3.00
14	Girls'	6.00	3.00	3.00
15	Children's	5.00	2.00	2.00
15a	Toddlers'	5.00	2.00	2.00
	Skirts			
16	Women's	5.00	3.00	3.00
17	Misses' and Jr. Misses'	5.00	3.00	3.00
18	Teen age	4.00	2.00	2.00
19	Girls'	4.00	2.00	2.00
20	Children's	3.00	2.00	2.00
20a	Toddlers'	3.00	2.00	2.00
	Dresses			
21	Women's	9.00	3.00	5.00
22	Misses' and Jr. Misses'	9.00	3.00	5.00
23	Teen age	6.00	2.00	4.00
24	Girls'	5.00	2.00	4.00
25	Children's	3.00	2.00	3.00
25a	Toddlers'	3.00	2.00	2.00
	Blouses			
26	Sizes 30 and up	3.00	2.00	3.00
26a	Sizes 7 to 16	2.00	2.00	2.00
26b	Sizes 1 to 6	1.50	1.50	1.50
	Snow suits			
27	Sizes 1 to 6	8.00	8.00	8.00
28	Sizes 7 to 16	10.00	10.00	10.00
29	Legging sets (sizes 1 to 14)	10.00	10.00	10.00
30	Separate leggings (sizes 1 to 14)	4.00	4.00	4.00
31	Ski pants (sizes 1 to 16)	5.00	5.00	5.00
	Slacks			
32	Women's	4.00	2.50	3.50
33	Misses' and Jr. misses'	4.00	2.50	3.50
34	Teen age and girls'	3.50	1.75	2.50
35	Children's and toddlers'	2.00	1.29	1.89
	Slack suits			
36	Women's	8.00	4.00	6.00
37	Misses' and Jr. misses'	8.00	4.00	6.00
38	Teen age and girls'	6.00	3.75	4.50
39	Children's and toddlers'	4.00	1.89	4.00

7. The second paragraph of section 2 is amended to read as follows:

If you did not deliver any garments covered by this regulation during March 1942 and you have not received an order of authorization under section 10A or section 12 of this regulation or Rules 6 or 9 of Maximum Price Regulation 287, you must not make sales or deliveries at a maximum allowable margin higher than 15% or at a selling price line higher than that set forth in Appendix G for each category number, until you have received authorization from the Office of Price Administration to establish your ceiling prices. Section 10A tells you how to apply for this authorization.

NOTE: All reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Acts of 1942.

This amendment shall become effective May 15, 1946.

Issued this 10th day of May 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-7910; Filed, May 10, 1946; 11:30 a. m.]

PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[3d Rev. RO 3,[1] Amdt. 12]

SUGAR

A rationale for this amendment has been issued simultaneously herewith and has been filed with the Division of the Federal Register.

Third Revised Ration Order is amended as follows:

Section 19.10 (c) (2) is amended to read as follows:

(2) The amount of the provisional allowance of sugar for use in canning or bottling fruit, for each kind of fruit, shall be computed in the following way:

(i) The number of cases of 24 No. 2½ cans (or equivalent) of that kind of fruit which the applicant expects to pack from the date of application (or for use in the period from March 15, 1946, to April 1, 1946) to the end of the quarter is multiplied by 90 percent of the average number of pounds of sugar which he used per 24 No. 2½ cans (or equivalent) for that kind of fruit during 1941.

(ii) However, an industrial user who, prior to March 15, 1946, was granted a provisional allowance for a packing season which was not ended by that date, shall be granted a provisional allowance to complete such packing season based on the computation used for determining his allowance prior to March 15, 1946, or 90 percent of the average amount of sugar he used per case for that kind of fruit in 1941, as specified in subdivision (i) of this paragraph, whichever is higher.

The resulting figures for each kind of fruit are added together and the result is his provisional allowance for canning and bottling fruit. The District Office shall issue to him a check for the amount of his provisional allowance less any unused balance of his last provisional allowance of sugar issued for canning and bottling fruit.

This amendment shall become effective May 14, 1946.

Issued this 10th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7908; Filed, May 10, 1946; 11:30 a. m.]

[1] 11 F.R. 177.

Chapter XV—Board of War Communications

[Order 35]

REGISTRATION OF APPARATUS WHICH GENERATES RADIOFREQUENCY ENERGY

REVOCATION OF DESIGNATED ORDER

Whereas, the Board of War Communications on April 16, 1942, adopted its Order No. 4 entitled "Registration of Apparatus which Generates Radiofrequency Energy"; and

Whereas, it appears that the purposes for which the said Order No. 4 was adopted have been served and therefore the said order is no longer required for such purposes;

Now, therefore, by virtue of the authority vested in the Board of War Communications by Executive Order No. 8964 dated December 10, 1941, *It is hereby ordered*, That Board of War Communications Order No. 4 dated April 16, 1942, be, and the same is hereby, canceled effective the date of this order.

BOARD OF WAR COMMUNICATIONS,
CHARLES R. DENNY,
Acting Chairman.

Attest: April 25, 1946.

E. M. WEBSTER,
Acting Secretary,
Commodore, U. S. Coast Guard.

[F. R. Doc. 46-7857; Filed, May 9, 1946; 2:15 p. m.]

[Order 36]

CLOSURE OF CERTAIN INTERNATIONAL RADIO BROADCAST STATIONS AND AUTHORIZATION FOR USE BY OWI

REVOCATION OF DESIGNATED ORDER

Whereas, the Board of War Communications on November 4, 1942, adopted its Order No. 24 entitled "Closure of International Radio Broadcast Stations WRUL, WRUS and WRUW and Authorization for Use and Control Thereof by the Office of War Information"; and

Whereas, it appears that the purposes for which the said Order No. 24 was adopted have been served and therefore the said order is no longer required for such purposes;

Now, therefore, pursuant to the authority vested in the Board of War Communications by Executive Order No. 8964 dated December 10, 1941, *It is hereby ordered*, That Board of War Communications Order No. 24 dated November 4, 1942, be, and the same is hereby, canceled effective the date of this order.

BOARD OF WAR COMMUNICATIONS,
CHARLES R. DENNY,
Acting Chairman.

Attest: April 25, 1946.

E. M. WEBSTER,
Acting Secretary,
Commodore, U. S. Coast Guard.

[F. R. Doc. 46-7858; Filed, May 9, 1946; 2:15 p. m.]

Chapter XVIII—Office of Economic Stabilization

[Directive 58, Amdt. 2]

PART 4003—SUPPORT PRICES: SUBSIDIES

FLUID MILK PAYMENT PROGRAM

Pursuant to the authority vested in me by the Stabilization Act of 1942, as amended, and by Executive Order 9250 of October 3, 1942 (7 F.R. 7871), Executive Order 9328 of April 8, 1943 (8 F.R. 4681), Executive Order 9599 of August 18, 1945 (10 F.R. 10155), Executive Order 9651 of October 30, 1945 (10 F.R. 13487), Executive Order 9697 of February 14, 1946 (11 F.R. 1691), and Executive Order 9699 of February 21, 1946 (11 F.R. 1929); *It is hereby ordered:*

The Price Administrator and the Secretary of Agriculture having recommended the termination of fluid milk payments previously paid to handlers of fluid milk in the Omaha Marketing Area, Directive 58 of the Office of Economic Stabilization, "Fluid Milk Payment Program" (10 F.R. 7413), is hereby amended as follows:

The Secretary of Agriculture is authorized and directed to terminate the fluid milk payment program in the Omaha Marketing Area as of May 9, 1946.

Issued and effective this 9th day of May, 1946.

CHESTER BOWLES,
Director.

[F. R. Doc. 46-7854; Filed, May 9, 1946; 12:33 p. m.]

Chapter XXIII—War Assets Administration

[Reg. 6,[1] Order 2]

PART 8306—SALE OF GOVERNMENT-OWNED PLANT EQUIPMENT IN CONTRACTORS' PLANTS

FORMS FOR REPORTING INVENTORIES AND SALES

Surplus Property Administration Regulation 6, Order 2, November 16, 1945, entitled "Forms for Reporting Inventories and Sales" (10 F.R. 14707), is hereby revised and amended as herein set forth.

Pursuant to the authority of the Surplus Property Act of 1944 (58 Stat. 765; 50 U.S.C. App. Sup. 1611), Public Law 181, 79th Congress, 1st Session (59 Stat. 533), Executive Order 9689 (11 F.R. 1265), and Public Law 375, 79th Congress, 2nd Session, *It is hereby ordered*, That:

1. The owning agencies (War Department, Navy Department, U. S. Maritime Commission, Reconstruction Finance Corporation) shall report their inventories and monthly sales of Government-owned plant equipment to the War Assets Administrator on WAA Form 1008, "Government-Owned Plant Equipment: Report of Inventory of Owning Agency" (formerly Form SPB-8), and WAA Form 1009, "Government-Owned Plant Equipment: Report of Sales by Owning Agency" (formerly Form SPB-9).

2. Government-owned plant equipment to be reported on inventory and sales reports under this order shall include all Government-owned plant equipment in privately-owned plants and Government-owned plants including emergency plant facilities, excluding only (a) plant equipment in permanent industrial installations of the Army and Navy, such as arsenals, proving grounds, shore establishments, and similar permanent installations, (b) plant equipment in Army and Navy installations used or useful for activities of the Army and Navy other than the production of matériel, munitions, and supplies, (c) plant equipment declared surplus, (d) plant equipment outside the continental limits of the United States, and (e) plant equipment classified as scrap or salvage. It should be noted from the foregoing that the term "plant equipment" is used in this order in a broader sense than in § 8306.1 (b) (3), since it is not confined to Government-owned plant equipment in privately-owned plants.

3. Owning agencies may continue to use Forms SPB-8 and SPB-9 until their stocks of these forms are depleted.

NOTE: All reporting requirements of this part have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Forms printed in the FEDERAL REGISTER are for information only and do not follow the exact format prescribed by the issuing agency.

This order shall become effective May 1, 1946.

E. B. GREGORY,
Administrator.

MAY 1, 1946.

WAA FORM 1008
(Formerly Form SPB-8)
(4-10-46)

UNITED STATES OF AMERICA
WAR ASSETS ADMINISTRATION

GOVERNMENT-OWNED PLANT EQUIPMENT
REPORT OF INVENTORY OF OWNING AGENCY

Budget Bureau No. 16R024.2 Approval Expires July 31, 1946

3. Inventory as of

4. Date prepared by reporting agency

5. ☐ In contractors' plants.
☐ EPFC.
☐ Other Government-owned plant equipment.

Important.—See instructions on reverse for completing this form

1. To:
Accounting Division
War Assets Administration
Washington 25, D. C.

2. From: Name and address of reporting agency

[1] 10 F.R. 14521; 11 F.R. 1893.

WAA FORM-1069
(Formerly Form SPB-9)
4-10-46)

UNITED STATES OF AMERICA
WAR ASSETS ADMINISTRATION

GOVERNMENT OWNED PLANT EQUIPMENT:
REPORT OF SALES BY OWNING AGENCY

Budget Bureau No. 16R025.2
Approval Expires July 31, 1946

3. Report for the month of

4. Date prepared by reporting agency

Important.—See instructions on reverse for completing this form

1. To: Accounting Division
War Assets Administration
Washington 25, D. C.

2. From: Name and address of reporting agency

5. Name and address of buyer

6.

Signature of reporting official

Name and title (please type)

Item No.	Relative facilities contract number	Waiver of option	Class of sales	Standard Commodity Class: Description	Standard Commodity Class: Code number	Number of units	Total cost	Total sales price	Price policy code
(a)	(b)	(c)	(d)	(e)	(f)	(g)	(h)	(i)	(j)

INSTRUCTIONS FOR WAA FORM-1069

GENERAL INSTRUCTIONS

WAA Form-1069 will be used by the owning agencies (the War Department, Navy Department, United States Maritime Commission, and Reconstruction Finance Corporation) to submit monthly reports of sales of Government-owned plant equipment. The report shall be submitted, in triplicate (3), by the owning agencies to the War Assets Administration on or before the 20th of the month following the month for which the report is made. Sales of Items of Government-owned plant equipment, costing $500 or more, falling in the classes in Exhibit A of Order 2 to SPA Reg. 6, shall be reported individually for each such class. In addition, a line entry shall be made for each sale of other Government-owned plant equipment, including Exhibit A items costing less than $500. These sales will be identified as "other sales" and will be totaled by classification of equipment. For this class of sale, therefore, fill in only columns (a), (b), (c), (d), (h), and (i) on WAA Form-1069.

These forms may be reproduced by the owning agencies provided that the format is identical with that prescribed by the War Assets Administration. If machine tabulating methods are used, columnar arrangement shall comply with that in WAA Form-1069.

If additional sheets are necessary for the listing of inventory items, continuation sheets may be used, provided columnar arrangement follows that in WAA Form-1069, and that the continuation sheets are properly identified by page numbering.

SPECIFIC INSTRUCTIONS

Block 1—State the name and address of the reporting agency.

Block 2—Enter the date prepared by reporting agency.

Block 3—Enter the complete name and address of buyer. Reports of sales in the month to a single buyer should be assembled consecutively.

Block 4—The name and title of the reporting official should be typed in this block in addition to his signature. If continuation sheets are used, it is necessary to sign only the top sheet or the covering letter transmitting the sheets to the War Assets Administration.

Block 5—Assign each entry a consecutive item number. Where consecutive items on a single page repeat information identical with the stub information is not necessary.

Column (a)—Enter the item number of the relative facilities contract. Write "none" if there is no relative facilities contract number. The facilities contract number need be given only in the case of Class 1 and Class 2 sales described in the instructions for Column (c) below.

Column (c)—Indicate "yes" if a waiver of options was obtained. Indicate "no" if a waiver of options was not obtained. If a facilities contract does not contain an option provision, state "no option." This information is necessary only in the case of Class 1 sales described in the instructions for Column (d) below.

Column (d)—Enter the code number for the class of buyer or sale as follows: (The prime or sub-contractor referred to in class of sales 1 and 2 is the holder of the prime or sub-facilities contract.)

Code No.:	*Class of Sale or Buyer*
1	Government-owned plant equipment in contractors' plants sold to prime contractors in possession.
2	Government-owned plant equipment in contractors' plants sold to subcontractors in possession.
3	Government-owned plant equipment in contractors' plants sold to others.
4	Sales of plant equipment in emergency plant facilities.
5	All other sales by owning agencies of Government-owned plant equipment (as defined in Section 3 of Order 2 to Regulation 6).

Columns (e) and (f)—Description and Standard Commodity Classification. Enter a short description, such as one key word or an abbreviation of one or more words, and the code number of the commodity classification as shown in Exhibit A of Order 2 to SPA Regulation 6 where the item sold is within these classifications. Sales of other classes of plant equipment are to be reported as "other sales." In these cases, do not enter a Standard Commodity Classification code number, but fill in Columns (a), (b), (c), (d), (h), and (i).

Column (g)—Enter the number of units sold.

Column (h)—Enter the total cost of the number of units sold. The cost of units sold should be the procurement cost in dollars (estimate if not known) for the units entered in column (g). For machine tools and other metalworking machinery and production equipment, costs should be reported f. o. b. manufacturer or vendor to owning agency.

Column (i)—Enter the sales price for the units reported on each line. It will be necessary in some cases to estimate the sales price since there may be lump or bulk sales.

Column (j)—Indicate by code the price policy under which the sale was made as follows:

Code No.:	*Price policy*
1	Priced under a fixed-price schedule under paragraphs a and b, Section 8366.5 of SPA Rec. 6 (to be coded only in the case of Classes 1 and 2 sales as described in the instructions for Column (d) above).
2	Priced as readily severable plant equipment under paragraph c, Section 8366.5, SPA Reg. 6 (61 be coded only in the case of Classes 1 and 2 sales as described in the instructions for Column (d) above).
3	Priced as non-severable plant equipment under paragraph d, Section 8366.5, SPA Reg. 6 (to be coded only in the case of Classes 1 and 2 sales as described in the instructions for Column (d) above).
4	Priced in accordance with option provisions in a facilities contract.
5	All class 3, 4, and 5 sales described in the instructions for Column (d) above.

BUDGET BUREAU NO. 16-RO 83.1

APPROVAL EXPIRES JULY 31, 1946

EXHIBIT A

(Supersedes former Exhibit B to SPB Reg. 6)

Item No.	Standard commodity class: Description	Code number	Number of units	Total cost
(a)	(b)	(c)	(d)	(e)

INSTRUCTIONS FOR WAA FORM-1008

GENERAL INSTRUCTIONS

WAA Form-1008 will be used by the owning agencies (the War Department, Navy Department, United States Maritime Commission, and Reconstruction Finance Corporation) to submit quarterly reports of inventory of Government-owned plant equipment costing $350 or more. The report shall be submitted, in triplicate (3), by the owning agencies to the War Assets Administration on or before the 20th of the month following the end of each calendar quarter.

The classes of Government-owned equipment to be reported are those standard commodity classification groups indicated in Exhibit A of Order 2 to SPA Reg. 6.

These forms may be reproduced by the owning agencies provided that the format is identical with that prescribed by the War Assets Administration. If machine tabulating methods are used, columnar arrangement shall comply with that in WAA Form-1008.

If additional sheets are necessary for the listing of inventory items, continuation sheets may be used provided the columnar arrangement follows that in WAA Form-1008, and that the continuation sheets are properly identified by page numbering.

SPECIFIC INSTRUCTIONS

Block 2.—State the name and address of the reporting agency.

Block 3.—Enter the date of Inventory.

Block 4.—Enter the date prepared by reporting agency.

Block 5.—Government-owned plant equipment in privately owned plants, emergency plant facilities, and other Government-owned plant equipment are to be reported separately on WAA Form-1008. Check one of the blocks in this block to indicate which category is reported.

Block 6.—The name and title of the reporting official should be typed in this block in addition to his signature. If continuation sheets are used, it is necessary to sign only the top sheet or the letter transmitting the sheets to the War Assets Administration.

Column (a).—Item number. Assign each entry a consecutive item number.

Columns (b) and (c).—Description and standard commodity classification. Enter a short description, such as one key word or an abbreviation of one or more words, and the code number of the commodity classification as shown in Exhibit A of Order 2 to SPA Reg. 6. The classification should be listed consecutively in order of the Standard Commodity Classification code numbers as shown in Exhibit A of Order 2 to SPA Reg. 6.

At the close of each of the Standard Commodity Classification major groups 31, 32, 33, and 34, the total number of units and total costs entered on this line in columns (d) and (e).

Column (d).—Enter the number of units of each class of Government-owned plant equipment.

Column (e).—Insert the total reported procurement cost in dollars (estimate if not known) for the units entered in column (d). For machine tools and other metalworking machinery and production equipment, costs should be reported f. o. b. manufacturer or vendor to owning agency.

EXHIBIT A—Continued

(Supersedes former Exhibit B to SPB Reg. 6)

MAJOR GROUP 31—GENERAL PURPOSE INDUSTRIAL MACHINERY AND EQUIPMENT—continued

31-510	Cranes, railroad—all types
31-520	Overhead traveling cranes, except gantry and monorail—all types
31-530	Charging machines and manipulators—all types
31-540	Gantry type cranes and ore bridges—all types
31-550	Whirley cranes (include revolving and rotary cranes)—all types
31-610	Powered trucks, industrial—all types
31-620	Hand trucks—all types
31-630	Tractors, industrial—all types
31-640	Trailers for industrial tractors—all types
31-660	Stackers (portable platform-type elevators)—all types

MAJOR GROUP 32—ELECTRICAL MACHINERY AND APPARATUS

32-1110	Generators (dynamos), alternating current
32-1120	Generators (dynamos), direct current
32-1211	Generator-set units, steam engine powered, alternating current
32-1212	Generator-set units, steam engine powered, direct current
32-1221	Generator-set units, steam turbine powered, alternating current
32-1222	Generator-set units, steam turbine powered, direct current
32-1231	Generator-set units, Diesel engine powered, alternating current
32-1232	Generator-set units, Diesel engine powered, direct current
32-1241	Generator-set units, carburetor engine powered, alternating current
32-1242	Generator-set units, carburetor engine powered, direct current
32-1251	Generator-set units, gas turbine powered, alternating current
32-1252	Generator-set units, gas turbine powered, direct current
32-1261	Generator-set units, wind turbine powered, alternating current
32-1262	Generator-set units, wind turbine powered, direct current
32-1271	Generator-set units, mercury turbine powered, alternating current
32-1272	Generator-set units, mercury turbine powered, direct current
32-1281	Motor-generators, alternating current
32-1282	Motor-generators, direct current
32-1311	Motors, fractional horsepower, alternating current
32-1312	Motors, fractional horsepower, direct current
32-1313	Motors, fractional horsepower, universal
32-1321	Motors, integral horsepower, alternating current
32-1322	Motors, integral horsepower, direct current
32-1400	Rotating converters

MAJOR GROUP 33—SPECIAL INDUSTRY MACHINERY

33-210	Plant-to-fiber machinery—all types
33-220	Fiber-to-fabric machinery—all types
33-510	Rubber processing machinery—all types
33-520	Rubber fabricating machinery—all types
33-530	Rubber reclaiming machinery
33-610	Sawmills (complete units)—all types
33-620	Sawing machines, except sawmills—all types
33-630	Surfacing machines—all types
33-640	Lathes, woodworking, except veneer lathes—all types
33-650	Jointers, matchers and molders—all types
33-660	Mortisers and tenoners—all types
33-670	Wood treating equipment, except kilns—all types
33-680	Veneer and plywood machinery (including veneer lathes)
33-721	Foundry core making machines
33-722	Foundry molding machines
33-723	Foundry shakeout equipment
33-724	Foundry tumbling barrels and mills
33-725	Foundry blast cleaning equipment (for castings), except barrels and mills
33-726	Foundry die casting machines
33-727	Foundry centrifugal casting machines

MAJOR GROUP 34—METALWORKING MACHINERY

BORING MACHINES

34-111	Horizontal boring, drilling and milling machines
34-112	Vertical boring and turning mills (including vertical turret lathes)
34-113	Precision boring machines
34-114	Jig boring machines
34-115	Boring machines, miscellaneous (not including precision type)
34-119	Boring machines (not elsewhere classified)

BROACHING MACHINES

34-121	Horizontal internal and combination internal and surface broaching machines
34-122	Vertical internal broaching machines
34-123	Vertical surface broaching machines
34-124	Rotary surface broaching machines
34-129	Broaching machines (not elsewhere classified)

DRILLING MACHINES

34-131	Sensitive bench drilling machines
34-132	Sensitive floor and pedestal drilling machines
34-133	Upright type drilling machines
34-134	Radial drilling machines
34-135	Multiple spindle drilling machines
34-136	Automatic drilling machines
34-137	Unit head and way type drilling machines
34-138	Deep hole drilling machines
34-139	Drilling machines, miscellaneous

GEAR CUTTING AND FINISHING MACHINES

34-141	Gear hobbing machines
34-142	Gear shapers
34-143	Gear cutters, form milling type
34-144	Bevel gear cutters (not including planer type)
34-145	Gear cutters, planer type
34-146	Miscellaneous gear cutting machines
34-147	Gear tooth finishing machines
34-149	Gear cutting and finishing machines (not elsewhere classified)

GRINDING MACHINES

34-151	External cylindrical grinding machines
34-152	Internal cylindrical grinding machines
34-153	Surface grinding machines, rotary table type
34-154	Surface grinding machines, reciprocating type
34-155	Disk grinding machines
34-156	Thread grinding machines
34-157	Tool and cutter grinding machines
34-158	Bench, floor and snag grinding machines
34-159	Grinding machines, miscellaneous

LATHES

34-161	Bench lathes
34-162	Floor light duty lathes
34-163	Heavy duty engine lathes
34-164	Turret lathes (not including automatic chucking)
34-165	Automatic chucking lathes

EXHIBIT A—Continued

(Supersedes former Exhibit B to SPB Reg. 6)

LATHES—continued

34–166 Automatic between centers chucking lathes
34–167 Automatic screw machines, bar
34–168 Boring and combination boring and turning lathes
34–169 Lathes, miscellaneous

MILLING MACHINES

34–171 Bench type and hand milling machines
34–172 Knee type (except bench type) milling machines
34–173 Ram type swivel head milling machines
34–174 Bed type milling machines
34–175 Planer type milling machines
34–176 Profiling machines and duplicators
34–177 Die sinking machines
34–178 Thread milling machines
34–179 Milling machines, miscellaneous

PLANERS

34–181 Double housing planers
34–182 Openside planers
34–183 Plate planers
34–184 Breast planers
34–185 Pit planers
34–186 Post planers
34–187 Rotary planers
34–189 Planers (not elsewhere classified)

MISCELLANEOUS MACHINE TOOLS

34–191 Shapers and slotters (not including gear shapers)
34–192 Honing and lapping machines (not including gear honing and lapping)
34–193 Polishing and buffing machines
34–194 Sawing and cut-off machines
34–195 Contour sawing and filing machines
34–196 Tapping machines
34–197 Threading machines (not including thread grinding or milling)
34–198 Rifle working machines (not including deep hole drilling)
34–199 Machine tools, miscellaneous (not elsewhere classified)

ROLLING MILLS AND ALLIED EQUIPMENT

34–311 Semi-finishing mills
34–312 Finishing mills for flat-rolled products
34–313 Finishing mills except for flat-rolled products
34–321 Wire-drawing machines
34–322 Draw benches

BENDING AND FORMING MACHINES

34–411 Bending rolls, sheet and plate, power driven
34–412 Bending rolls, sheet and plate, hand operated
34–413 Bending rolls, angles, bars and shapes
34–414 Bending brakes and folders, power driven
34–415 Bending brakes and folders, hand or foot operated
34–416 Rotary bending and forming machines, power driven
34–417 Rotary bending and forming machines, hand operated
34–418 Rotary head and ram type bending machines (pipe, bar, and shapes) not including straightening presses
34–419 Bending and forming machines, miscellaneous

HYDRAULIC AND PNEUMATIC PRESSES

34–421 Vertical, single action
34–422 Vertical, double action
34–423 Vertical, triple action
34–424 Horizontal, single action
34–425 Combination horizontal and vertical

EXHIBIT A—Continued

(Supersedes former Exhibit B to SPB Reg. 6)

HYDRAULIC AND PNEUMATIC PRESSES—con.

34–426 Pneumatic presses, not including hydro-pneumatic
34–429 Miscellaneous and specialized hydraulic and pneumatic presses*

MECHANICAL PRESSES, POWER DRIVEN

34–431 Inclinable, single action (punching, blanking, forming and light embossing)
34–432 Vertical, straight sided and arch frame, single action (embossing, drawing, forming, stamping and trimming)
34–433 Vertical gap or "C" frame, single action (punching, stamping, forming, blanking and horning)
34–434 Vertical, adjustable bed and horning, single action (punching, horning, and riveting), not including horn presses (34–435)
34–435 Double and triple action (drawing, forming and stamping)
34–436 Horizontal, single action
34–437 Bull dozers
34–439 Mechanical presses, miscellaneous

MANUAL PRESSES (ARBOR, STRAIGHTENING, FORCING AND ASSEMBLY)

34–441 Rack and pinion drive
34–442 Hydraulic
34–443 Screw type
34–444 Foot or kick presses
34–449 Manual presses (not elsewhere classified)

PUNCHING AND SHEARING MACHINES

34–451 Punching machines, power driven
34–452 Punching machines, hand operated
34–453 Plate shears, power driven
34–454 Plate shears, hand or foot operated
34–455 Bar and angle shears, power driven
34–456 Bar and angle shears, hand operated
34–457 Rotary shears
34–458 Combination machines with built-in devices
34–459 Miscellaneous punching and shearing machines.

FORGING MACHINERY AND HAMMERS NOT INCLUDING FORGING PRESSES

34–461 Hammers, steam or air
34–462 Hammers, mechanical
34–463 Forging machines
34–469 Forging machines and hammers (not elsewhere classified)

WIRE AND METAL RIBBON FORMING MACHINES, NOT INCLUDING ROLL FORMING (CODE 34–4196)

34–471 Wire and metal ribbon forming machines, press type
34–472 Wire and metal ribbon coiling machines
34–473 Wire spring hooking and knotting machines
34–474 Wire and metal ribbon straightening and cut-off machines, not including machine attachments
34–475 Wire weaving machines
34–476 Wire bunching, stranding twisting, and braiding machines
34–479 Miscellaneous wire and metal ribbon forming machines

RIVETING MACHINES, NOT INCLUDING POWER DRIVEN HAND RIVETING MACHINES

34–481 Riveting machines, squeeze type, not including magazines (automatic) rivet feed
34–482 Riveting machines, squeeze type, magazine (automatic) rivet feed
34–483 Riveting machines, rotary vibrating type
34–484 Riveting machines, spinning type
34–489 Riveting machines, miscellaneous

*Not including manually operated hydraulic presses (34–440)

EXHIBIT A—Continued

(Supersedes former Exhibit B to SPB Reg. 6)

MISCELLANEOUS SECONDARY METAL FORMING AND CUTTING MACHINES

34–491 Thread rolling machines, including combination thread rolling and marking, and thread rolling and knurling machines
34–492 Marking machines, including combination marking and knurling machines

MISCELLANEOUS SECONDARY METAL FORMING AND CUTTING MACHINES—continued

34–493 Embossing machines (including those machines designed for embossing on strip stock). Do not include presses with embossing heads
34–494 Knurling machines
34–499 Secondary forming and cutting machines (not elsewhere classified)

WELDING MACHINERY AND EQUIPMENT—ELECTRIC WELDING EQUIPMENT

34–511 Arc-welding equipment
34–512 Resistance welding equipment

GAS—WELDING MACHINERY AND EQUIPMENT (OXY-ACETYLENE OXHYDROGEN AND RELATED FUEL GASES)

34–522 Acetylene generators
34–524 Flame cutting machines

THERMIT WELDING EQUIPMENT

34–53 Thermit welding equipment

PHYSICAL PROPERTIES TESTING MACHINES

34–611 Hardness testing machines
34–612 Pressure testing machines (hydraulic)
34–613 Spring testing and checking machines
34–614 Strength of material testing machines
34–619 Miscellaneous physical properties testing machines

MACHINES FOR TESTING STRUCTURE AND COMPOSITION OF METALS

34–621 Fluorescent penetrating inspection machines
34–622 Magnetic inspection machines
34–623 X-ray machines

BALANCING MACHINES

34–631 Static
34–632 Dynamic
34–633 Combination static and dynamic

INSPECTION TESTING AND MEASURING MACHINES

34–641 Comparators
34–642 Gear measuring and testing machines
34–643 Hob worm and cutter measuring machines

MISCELLANEOUS TESTING AND MEASURING MACHINES NOT ELSEWHERE CLASSIFIED

34–691 Graduating machines (dividing)

HEAT TREATING FURNACES AND DEVICES (INCLUDING HARDENING, ANNEALING, TEMPERING, NORMALIZING, CYANIDING, CARBURIZING OPERATIONS)

34–711 Electric

ELECTROPLATING AND ANODIZING EQUIPMENT

34–721 Electroplating machines

METAL HEATING FURNACES AND DEVICES

34–752 Induction-heating devices

METAL SPRAYING EQUIPMENT

34–76 Metal spraying equipment

[F. R. Doc. 46–7943; Filed, May 10, 1946; 11:29 a. m.]

Notices

CIVIL AERONAUTICS BOARD.

[Docket No. 932, et al.]

AMERICAN AIRLINES, INC., ET AL.

NOTICE OF POSTPONEMENT OF ORAL ARGUMENT

In the matter of the applications of American Airlines, Inc., et al., for amendments of certificates of public convenience and necessity under section 401 of the Civil Aeronautics Act of 1938, as amended.

Notice is hereby given that the above-entitled matter, assigned for oral argument on May 17, 1946, 10 a. m., eastern standard time, in Room 5044 Commerce Bldg., 14th St. and Constitution Ave. N. W., Washington, D. C., before the Board, is postponed to May 21, 1946.

Dated at Washington, D. C., May 9, 1946.

By the Civil Aeronautics Board.

FRED A. TOOMBS,
Secretary.

[F. R. Doc. 46–7881; Filed, May 10, 1946; 10:26 a. m.]

CIVILIAN PRODUCTION ADMINISTRATION.

[C–430]

ROCKABYE INFANTS TOGS

CONSENT ORDER

Jack Ezon, doing business as Rockabye Infants Togs at 325 Fifth Avenue, New York, New York, is engaged in the manufacture of infant's wear. On February 7, 1946, a temporary suspension order was issued against Jack Ezon directing him to cancel outstanding CC rated textile orders for fabrics in excess of his authorized amount, and to place no CC rated orders for such textiles during the 1st quarter of 1946. Jack Ezon was charged by the Civilian Production Administration on March 14, 1946, with having violated section 944.18 of Priorities Regulation No. 1 by furnishing false information on July 13, 1945, to the War Production Board with respect to his base period use of textiles, and with having violated § 944.18 of Priorities Regulation No. 1 by having furnished false information again on August 21, 1945, to the War Production Board with respect to his base period use of textiles. Jack Ezon admits the violations as charged, does not desire to contest the charge, and has consented to the issuance of this order.

Wherefore, upon the agreement and consent of Jack Ezon, the Regional Compliance Manager, the Regional Attorney, and upon the approval of the Compliance Commissioner; *It is hereby ordered*, That:

(a) Jack Ezon shall not during the second, third and fourth quarters of 1946, apply or extend any ratings, nor shall any allocation or authorization to apply or extend ratings be granted to him during these periods.

(b) Nothing contained in this order shall be deemed to relieve Jack Ezon from any restriction, prohibition or provision contained in any other order or regulation of the Civilian Production Administration.

(c) The restrictions and prohibitions contained herein shall apply to Jack Ezon, doing business as Rockabye Infants Togs or under any other name, his successors and assigns, or persons acting in his behalf. Prohibitions against the taking of any action include the taking indirectly as well as directly of any such action.

Issued this 9th day of May 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46–7860; Filed, May 9, 1946; 4:30 p. m.]

FEDERAL POWER COMMISSION.

[Docket No. G–725]

NEW YORK STATE NATURAL GAS CORP.

NOTICE OF APPLICATION

MAY 8, 1946.

Notice is hereby given that on May 6, 1946, New York State Natural Gas Corporation ("Applicant"), a New York Corporation having its principal office at 30 Rockefeller Plaza, Borough of Manhattan, City, County and State of New York, filed with the Federal Power Commission an application for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, authorizing the sale of natural gas to Hanley and Bird, a partnership of Bradford, Pennsylvania, and the construction and operation of the facilities required to effect the delivery of the gas.

From the application and exhibits submitted therewith it appears that on May 2, 1946, Applicant entered into an agreement with Hanley and Bird, a partnership, providing for the sale of natural gas at wholesale to said partnership. The agreement provides for the delivery of 1,000 Mcf. of natural gas daily at connections to be made in Limestone Township, Clarion County and near Richardsville, Jefferson County, Pennsylvania.

The connection and measuring station at the point of delivery in Limestone Township, Clarion County, Pennsylvania, which Applicant proposes to install will cost approximately $2,500.

Applicant has been advised by Hanley and Bird, the application states, that the gas which it has contracted to buy from applicant is for resale to its customers and is required because of decline in supply of gas available from other sources.

Any interested State commission is requested to notify the Federal Power Commission whether the application should be considered under the cooperative provisions of Part 67 of the provisional rules of practice and regulations under the Natural Gas Act, and, if so, to advise the Federal Power Commission as to the nature of its interest in the matter and whether it desires a conference, the creation of a board, or a joint or concurrent hearing, together with the reasons for such request.

Any person desiring to be heard or to make any protest with reference to the application of New York State Natural Gas Corporation should, on or before the 24th day of May, 1946, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's Provisional rules of practice and regulations under the Natural Gas Act.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46–7880; Filed, May 10, 1946; 9:37 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order CE–181, Amdt.]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEBRASKA, WISCONSIN, MICHIGAN AND OHIO COURTS

Vesting Order Number CE–181, dated March 11, 1946 (11 F.R. 3209), is hereby amended as follows and not otherwise:

By deleting the words "Mr. W. W. Wenstrand, 637 Omaha National Bank Building, Omaha, Nebraska, Administrator," appearing in Column 5, of Item 1 in Exhibit A, and substituting therefor the words "Judge of the County Court of Douglas County, Nebraska."

All other provisions of said Vesting Order Number CE–181 and all action taken on behalf of the Alien Property Custodian in reliance thereon, pursuant thereto and under authority thereof are hereby ratified and confirmed.

Executed at Washington, D. C., on May 7, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–7806; Filed, May 9, 1946; 11:12 a. m.]

[Vesting Order CE 260]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN CALIFORNIA AND WASHINGTON COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 7, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Marie Refseth	Norway	Estate of Mary Holman, deceased, in the Superior Court of the State of California, in and for the County of Los Angeles, Pasadena, No. P–5664.	$3,394.50	Security First National Bank, Pasadena Branch, account No. 93936, in the name of E. S. Bent, Royal Norwegian Consul, Los Angeles-San Pedro, in trust pursuant to decree of distribution dated Feb. 27, 1945. Estate of Mary Holman, deceased, Pasadena, Calif.	$42.00
		Item 2			
Arne A. Holman	Norway	Same	3,394.50	Same	42.00
		Item 3			
Anne Bergelioth Holman	Norway	Same	3,394.50	Same	42.00
		Item 4			
Kjestine Holman Refseth	Norway	Same	3,394.50	Same	42.00
		Item 5			
Ole Holman Refseth	Norway	Same	3,394.50	Same	42.00
		Item 6			
Arne Holman Refseth	Norway	Same	3,394.50	Same	42.00
		Item 7			
Anna Refseth	Norway	Same	3,499.50	Same	42.00
		Item 8			
Emma Refseth	Norway	Same	3,394.50	Same	42.00
		Item 9			
Ekaterina Ganelios Broumas	Greece	Estate of Georgios Haralimpos Broumas, also known as George H. Broumas, also known as George Browmie, also known as George Brown, deceased, in the Superior Court of the State of Washington, in and for Pierce County, No. 37808.	1,731.15	Nick Dougas, Statutory Agent, Stratford Hotel, Tacoma, Wash.	71.00
		Item 10			
Nikolas Broumas	Greece	Same	1,731.15	Same	71.00
		Item 11			
Mrs. Elpis nee Michael Spantidaki	Greece	Estate of John K. Gigikalis, deceased, in the Superior Court of the State of California, in and for the County of San Joaquin, No. 10609.	9,787.42	Stockton Savings & Loan Bank, Stockton, Calif., account in the name of Mrs. Elpis nee Michael Spantidaki.	50.00

[F. R. Doc. 46–7803; Filed, May 9, 1946; 11:12 a. m.]

[Vesting Order CE 281]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW JERSEY COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 7, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
E. Marien	Belgium	Estate of Constan Marien, deceased, Essex County Orphans' Court, Essex County, Newark, N. J.	$133.75	George H. Becker, Clerk of the Essex County Orphans' Court, Essex County, Newark, N. J.	$25.00
		Item 2			
Klara Maschler	Belgium	Estate of Emma Gleitsman, deceased, Mercer County Orphans' Court, Mercer County, Trenton, N. J.	68.66	Clerk of Mercer County Orphans' Court, Mercer County, Trenton, N. J.	7.00
		Item 3			
Laura Jacobawitz	Belgium	Same	68.67	Same	7.00
		Item 4			
Hanchen Maschler	Belgium	Same	68.67	Same	7.00
		Item 5			
Siegfried Maschler	Belgium	Same	68.67	Same	7.00
		Item 6			
Adela Allustein	Belgium	Same	68.67	Same	7.00
		Item 7			
Margaret Varchettl	Italy	Estate of Maria Montagna, deceased, Morris County Orphans' Court, Morris County, Morristown, N. J.	661.17	Same	58.00
		Item 8			
Phillip Varchettl	Italy	Same	122.26	Same	12.00
		Item 9			
Carolina Varchetti	Italy	Same	290.37	Same	30.00
		Item 10			
Paola Scaglia Angela Azelio	Italy	Estate of Domenica Balsino, deceased, Hudson County Orphans' Court, Hudson County, Jersey City, N. J.	199.02	Clerk of Hudson County, Orphans' Court, Hudson County, Jersey City, N. J.	23.00
		Item 11			
Luigio Scaglia	Italy	Same	199.02	Same	23.00
		Item 12			
Tersillo Scaglia	Italy	Same	199.02	Same	23.00
		Item 13			
Matilde Scaglia Tirasso	Italy	Same	199.02	Same	23.00
		Item 14			
Margaret Pallavicini	Italy	Trust created by Christine G. Roosevelt for the benefit of Medora T. Roosevelt (Whiting) and others, by Trust Indenture dated Aug. 16, 1937, Union County Orphans' Court, Union County, Elizabeth, N. J.	39,239.08	George Emlen and the National State Bank of Elizabeth, co-trustees, 68 Broad St., Elizabeth, N. J.	91.00
		Item 15			
Albina Arata	Italy	Estate of David Nassano, deceased, Atlantic County Orphans' Court, Atlantic County, Mays Landing, N. J.	960.62	Carmela Huste, Attorney-in-Fact 2642 Fairmount Ave., Atlantic City, N. J., and Marcella Roccaglata, Attorney-in-Fact 1646 Palisade Ave., Fort Lee, N. J.	10.00
		Item 16			
Guiseppe Arata	Italy	Same	960.62	Same	10.00
		Item 17			
Emilio Arata	Italy	Same	960.62	Same	10.00
		Item 18			
Angelo Arata	Italy	Same	960.62	Same	10.00
		Item 19			
Anna Malatesta Mangini	Italy	Same	320.20	Same	5.00
		Item 20			
Albina Malatesta Mangini	Italy	Same	320.21	Same	5.00
		Item 21			
Maria Malatesta Montedonico	Italy	Same	320.21	Same	5.00
		Item 22			
Maria Rocca	Italy	Same	960.62	Same	10.00
		Item 23			
Eugene Arata	Italy	Same	960.62	Same	10.00
		Item 24			
Ernesto Camia	Italy	Same	2,561.68	Rose Colli, attorney-in-fact, 1646 Palisade Ave., Fort Lee, N. J.	25.00
		Item 25			
Guiseppe Nassano	Italy	Same	1,280.83	Same	14.00

EXHIBIT A—Continued

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 26			
Antonio Nassano	Italy	Estate of David Nassano, deceased, Atlantic County Orphans' Court, Atlantic County, Mays Landing, N. J.	$1,280.83	Rose Colil, attorney-in-fact, 1646 Palisade Ave., Fort Lee, N. J.	$14.00
		Item 27			
Luigi Nassano	Italy	Same	1,280.83	Same	14.00
		Item 28			
Maria Nassano	Italy	Same	1,280.83	Same	14.00
		Item 29			
Girolamo Nassano	Italy	Same	1,280.83	Same	14.00
		Item 30			
Emma Nassano	Italy	Same	1,280.83	Same	14.00
		Item 31			
Angelo Nassano	Italy	Same	1,280.83	Same	14.00
		Item 32			
Emma Nassano	Italy	Same	1,280.83	Same	14.00
		Item 33			
Carmelina Rossi	Italy	Same	630.42	Same	7.00
		Item 34			
Jianbattista Nicola Nassano	Italy	Same	1,280.83	Same	14.00
		Item 35			
Felice Nassano	Italy	Same	1,280.83	Same	14.00
		Item 36			
Anna Nassano	Italy	Same	1,280.83	Same	14.00
		Item 37			
Luigi Nassano	Italy	Same	1,280.83	Same	14.00
		Item 38			
Andzia Folkman	Poland	Estate of Tillie Folkman, deceased, Essex County Orphans' Court, Essex County, Newark, N. J.	142.83	George H. Becker, Clerk of the Essex County Orphans' Court, Essex County, Newark, N. J.	22.00
		Item 39			
Miriam Grunspan	Czechoslovakia	Same	142.83	Same	22.00
		Item 40			
Emil Folkman	Poland	Same	47.61	Same	7.00
		Item 41			
Moschel Folkman	Poland	Same	47.61	Same	7.00
		Item 42			
Zugmund Folkman	Poland	Same	47.61	Same	7.00
		Item 43			
Mitro Sim	Czechoslovakia	Estate of George Sim, deceased, Hudson County Orphans' Court, Hudson County, Jersey City, N. J.	731.52	Clerk of Hudson County Orphans' Court, Hudson County, Jersey City, N. J.	75.00
		Item 44			
Maria Varmus	Czechoslovakia	Estate of Katherine Regec, also known as Katarzyna Regec, also known as Kathrina Regec, also known as Katharina Regec, deceased, Passaic County Orphans' Court, Passaic County, Paterson, N. J.	92.94	Clerk of Passaic County Orphans' Court, Passaic County, Paterson, N. J.	13.00
		Item 45			
Alzbeta Semancik	Czechoslovakia	Same	92.94	Same	13.00
		Item 46			
Maria Barlak	Czechoslovakia	Same	92.94	Same	13.00
		Item 47			
Michael Regec	Czechoslovakia	Same	185.88	Same	25.00
		Item 48			
St. Peter and St. Paul Slovak Catholic Church	Czechoslovakia	Same	92.94	Same	13.00

[F. R. Doc. 46-7804; Filed, May 9, 1946; 11:12 a. m.]

[Vesting Order CE 282]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN MASSACHUSETTS COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 7, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Suzanne Raben-Levetzau	Denmark	Trust u/w of Laura T. Ripka, dec'd., for the benefit of Suzanne Raben-Levetzau, et al., Suffolk County, Mass., Probate Court No. 188875.	(1)	Edward A. Taft, 1 Federal St., Boston, Mass., and Watson Washburn, c/o Edward A. Taft, 1 Federal St., Boston, Mass., trustees.	$163.00
		Item 2			
Assunta Lacerenza Corsi	Italy	Estate of Giovanni Lacerenza, a/k/a John Batista Lorenzo, dec'd. Hampden County, Mass., Probate Court, No. 80254.	$200.00	Secondo Vitale, 13½ Lyman St., Springfield, Mass., executor.	13.00
		Item 3			
Antonio Lacerenza	Italy	Same	200.00	Same	13.00
		Item 4			
George Santayana	Italy	Trust u/w of Robert S. Sturgis, deceased, Suffolk County, Mass., Probate Court, No. 188908.	(2)	Fiduciary Trust Co., 10 Post Office Sq., Boston 5, Mass., and Raymond B. Bidwell, Weston, Mass., co-trustees.	175.00
		Item 5			
Catherine C. Valtancoli	Italy	Trust u/w of John A. McArthur, deceased, Essex County, Mass., Probate Court No. 65512.	(3)	Charles A. Collins, 82 Devonshire St., Boston, Mass., trustee.	86.00
		Item 6			
Slobodka Yeshivah	Lithuania	Estate of Simon Malinsky, deceased, Suffolk County, Mass., Probate No. 306746.	100.00	Abraham Jacobs, 10 Carol Ave., Brighton, Mass., and Albert Gordon, 112 Sudbury St., Boston, Mass., executors.	8.00
		Item 7			
Lomsa Yeshivah	Poland	Same	100.00	Same	8.00
		Item 8			
Yeshivah Rabbi Israel Mayer	Poland	Same	100.00	Same	8.00
		Item 9			
Myrer Yeshivah of Myr	Poland	Same	100.00	Same	8.00
		Item 10			
Telzer Yeshivah of Telsiai	Poland	Same	100.00	Same	8.00
		Item 11			
Yeshivah Knesseth Beth Isaac	Poland	Same	100.00	Same	8.00
		Item 12			
Antanas Greblunas	Lithuania	Estate of Ignas Greblunas, a/k/a Ignatz Greblunas, deceased, Suffolk County, Mass., Probate No. 307070.	122.38	The National City Bank of New York, 72d St., Branch, Account in the name of Consul General of Lithuania, trustee for Antanas Greblunas and Anele Metelunis.	13.00
		Item 13			
Anele Metelunis	Lithuania	Same	122.37	Same	13.00

[1] Income of trust u/w of Laura T. Ripka, deceased.
[2] Income from trust u/w of Robert S. Sturgis, deceased.
[3] Income from trust u/w of John A. McArthur, deceased.

[F. R. Doc. 46-7805; Filed, May 9, 1946; 11:12 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[RMPR 160, Order 84]

RICHARDS STEAK SHOP

ESTABLISHMENT OF MAXIMUM PRICES

An opinion in support of this order has been issued simultaneously herewith and filed with the Division of the Federal Register.

Pursuant to the provisions of § 1364.452 (r) of Revised Maximum Price Regulation No. 169; *It is hereby ordered:*

(a) That the maximum price for "Sandwich Steaks" produced and sold by Manuel Richards, d/b/a Richards Steak Shop, the applicant, is 38 cents per pound, f. o. b., his place of business. The applicant may sell this item only to purveyors of meals or to intermediate distributors for resale to purveyors of meals. The maximum price is applicable only where this item is produced in accordance with the method described in the applicant's request for a price.

(b) The applicant shall not sell or deliver to purveyors of meals and/or to intermediate distributors for resale to purveyors of meals during any three month period beginning October 1, January 1, April 1 and July 1 a total volume by weight of "Sandwich Steaks" in excess of 8,500 pounds and during the period from the effective date of this order to July 1 a greater volume by weight than 5,500 pounds.

(c) With the first purchase of "Sandwich Steaks" after the effective date of this order by a purveyor of meals the applicant shall supply the purchaser with a notice in the following form:

NOTICE TO PURVEYORS OF MEALS

The Office of Price Administration has issued an order which authorizes me to sell "Sandwich Steaks" to purveyors of meals for not more than 38 cents per pound, f. o. b. my place of business.

(d) The maximum price for sales of "Sandwich Steaks" by any intermediate distributor shall be 38 cents per pound f. o. b. the seller's place of business.

(e) The applicant shall supply each such intermediate distributor (any person who purchases for resale purposes) upon his initial purchase of "Sandwich Steaks" with a written notice in the following form:

NOTICE TO DISTRIBUTORS OF "SANDWICH STEAKS"

The Office of Price Administration, has, by order authorized me to sell "Sandwich Steaks" for not more than 38 cents per pound to purveyors of meals and to intermediate distributors who purchase this item for resale to purveyors of meals. I am permitted to sell this item to you at a discount but you must resell it to purveyors of meals and you must observe the same maximum price permitted me, i. e., 38 cents per pound f. o. b. your place of business. You are furthermore required to advise each purveyor of meals making his initial purchase of "Sandwich Steaks" of the maximum price established for sales of this product.

(f) Not later than the tenth day following each three month quota period ending December 31, March 31, June 30 and September 30, the applicant shall submit a statement to the Office of Price Administration at Washington, D. C., showing the total volume of "Sandwich Steaks" sold to purveyors of meals and to the intermediate distributors, separately itemized, for each such three month period, setting forth the name and address of each such distributor. In the event that such statement is not filed on or before the date specified, this order shall be subject to revocation. After the 10th day following any such three month quota period the applicant shall not sell or deliver "Sandwich Steaks" until such statement has been submitted to the Office of Price Administration at Washington, D. C.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective immediately.

Issued this 9th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7821; Filed, May 9, 1946; 11:52 a. m.]

[RMPR 169, Order 85]

SNACK STEAK SHOP

ESTABLISHMENT OF MAXIMUM PRICES

An opinion in support of this order has been issued simultaneously herewith and filed with the Division of the Federal Register.

Pursuant to the provisions of § 1364.-452 (r) of Revised Maximum Price Regulation No. 169, *It is hereby ordered:*

(a) That the maximum price for "Snack Steaks" produced and sold by the Snack Steak Company, 139 Park Street, Orange, Essex, New Jersey, hereinafter referred to as the applicant, is 51¾ cents per pound, f. o. b., its place of business. The applicant may sell this item only to purveyors of meals or to intermediate distributors for re-sale to purveyors of meals. The maximum price is applicable only where this item is produced in accordance with the method described in the company's application for a price.

(b) The applicant shall not sell or deliver to purveyors of meals and/or to intermediate distributors for resale to purveyors of meals during any three-month period beginning October 1, January 1, April 1 and July 1 a total volume by weight of "Snack Steaks" in excess of 27,000 pounds and from the effective date of this Order until July 1 a total volume by weight in excess of 18,000 pounds.

(c) With the first purchase of 'Snack Steaks' after the effective date of this order by a purveyor of meals the applicant shall supply the purchaser with a notice in the following form:

NOTICE TO PURVEYORS OF MEALS

The Office of Price Administration has issued an order which authorizes us to sell "Snack Steaks" to purveyors of meals for not more than 51¾ cents per pound, f. o. b. our place of business.

(d) The maximum price for sales of "Snack Steaks" by an intermediate distributor shall be 51¾ cents per pound f. o. b. the seller's place of business.

(e) The applicant shall supply each such intermediate distributor (any person who purchases from the applicant for resale purposes) upon his initial purchase of "Snack Steaks" with a written notice in the following form:

NOTICE TO DISTRIBUTORS OF "CHIP STEAKS"

The Office of Price Administration, has, by order authorized us to sell "Snack Steaks" for not more than 51¾ cents per pound to purveyors of meals and to intermediate distributors who purchase this item for resale to purveyors of meals. We are permitted to sell this item to you at a discount but you must resell it to purveyors of meals and you must observe the same maximum price permitted us, i. e., 51¾ cents per pound f. o. b. your place of business. You are furthermore required to advise each purveyor of meals making his initial purchase of "Chip Steaks" of the maximum price established for sales of this product.

(f) Not later than the tenth day following each 3-month quota period ending December 31, March 31, June 30 and September 30, the applicant shall submit a statement to the Office of Price Administration at Washington, D. C., showing the total volume of "Snack Steaks" sold to purveyors of meals and to intermediate distributors, separately itemized, for each such 3-month period, setting forth the name and address of each such distributor. In the event that such statement is not filed on or before the date specified, this order shall be subject to revocation. After the 10th day following any such 3-month quota period the applicant shall not sell or deliver "Snack Steaks" until such statement has been submitted to the Office of Price Administration at Washington, D. C.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 10, 1946.

Issued this 9th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7822; Filed, May 9, 1946; 11:52 a. m.]

[MPR 189, Order 12]

INDIAN CHIEF COAL CO.

ORDER GRANTING PERMISSION FOR ADJUSTABLE PRICING

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, under authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and in accordance with § 1340.303 of Maximum Price Regulation No. 189; *It is ordered:*

(a) On and after May 1, 1946, suppliers of bunker fuel in New York Harbor may enter into agreements with their customers to adjust their current maximum prices for ex-lighter or ex-barge deliveries of bunker fuel to whatever maximum prices are permitted by the Office of Price Administration in the disposition of a petition filed by Indian Chief Coal Company, to adjust existing bunker fuel prices in New York Harbor to compensate for contemplated increases in towing rates.

(b) This order may be revoked or amended by the Price Administrator at any time, and, in any event, is to be effective only to the date of final disposition of the petition.

This order shall become effective as of May 1, 1946.

Issued this 9th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7824; Filed, May 9, 1946; 11:53 a. m.]

[MPR 389, Order 55]

R. H. HAASE ET AL.

ESTABLISHMENT OF MAXIMUM PRICES

On March 4, 1946, R. H. Haase, 2636 Newton Street, San Diego, California filed an application for the establishment of maximum prices on sales of the sausage product known as "Pork Scrapple" and made in accordance with the individual secret formula submitted by the applicant. That application was assigned Docket No. 6036.3-389 2 (a)-61.

Due consideration has been given to the application and an opinion in support of this order has been issued simultaneously herewith and filed with the Division of the Federal Register.

For the reasons set forth in the opinion, and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328, and pursuant to the provisions of section 2 (a) (6) of Maximum Price Regulation No. 389; *It is ordered:*

(a) That the maximum prices other than at retail for the sausage product known as "Pork Scrapple" and made by R. H. Haase, in accordance with the individual formula submitted to the Office of Price Administration with the application for this order except that regular pork trimmings may be substituted in lieu of the pork shoulder ingredient specified therein shall be determined by the seller as follows:

(1) The base price for this product is established at the following amount per hundredweight: $15.00.

NOTE: If sold not boxed, 50 cents per cwt. must be deducted from the above price.

(2) To the base price should be added the proper zone differential provided in section 12 (b) of Maximum Price Regulation No. 389 for sausage containing meat and meat byproducts from swine only. In determining the proper zone differential to be added, the zone description provided in section 14 of Maximum Price Regulation No. 389 shall be used.

(3) That to the sum of the base price plus the applicable zone differential the "Permitted additions to base prices" provided in section 12 (c) of Maximum Price Regulation No. 389 may be added when applicable.

(b) That with the first delivery of "Pork Scrapple" to a wholesaler, peddler-truck-seller, or intermediate distributor, R. H. Haase shall supply each such seller with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for "Pork Scrapple" have been established by the Office of Price Administration at the base price of $15.00 per hundredweight, to which may be added the zone differentials provided in section 12 (b) of MPR 389 (See section 14 for zone boundaries) plus the permitted additions of section 12 (c). We are required to inform you that if you are a wholesaler, a peddler-truck-seller, or an intermediate distributor you must figure your ceiling p ces for this product pursuant to the same sections of Maximum Price Regulation No. 389.

(c) That with the first delivery of "Pork Scrapple" to a retailer the seller shall supply such retailer with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for "Pork Scrapple" have been established by the Office of Price Administration. We are required to inform you that if you are a retailer, you must figure your ceiling price for this item in accordance with the provisions of Maximum Price Regulation No. 336.

(d) That all pertinent provisions of Maximum Price Regulation No. 389, including the descriptive labeling and invoicing provisions of section 4, the recording and reporting provisions of section 6, and the definitions of section 13, in addition to the pricing provisions of paragraphs (b) and (c) of section 12 shall be applicable to all sales made under this order.

(e) All prayers of the application not herein granted are denied.

(f) This Order No. 55 may be revoked or amended by the Price Administrator at any time.

This Order No. 55 shall become effective May 10, 1946.

Issued this 9th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7825; Filed, May 9, 1946; 11:53 a. m.]

[MPR 389, Order 56]

BUECHLER YAEGER SAUSAGE CO. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES

On March 1, 1946, The Buechler Yaeger Sausage Company, 3675 Fulton Rd., Cleveland, Ohio filed an application for the establishment of maximum prices on sales of the sausage products known as "Blood Tongue Sausage" and "Thuringer Style Blood Sausage" and made in accordance with the individual secret formulae submitted by the applicant. That application was assigned Docket No. 6036.3-389-2(a)-54.

Due consideration has been given to the application and an opinion in support of this order has been issued simultaneously herewith and filed with the Division of the Federal Register.

For the reasons set forth in the opinion, and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328, and pursuant to the provisions of section 2 (a) (6) of Maximum Price Regulation No. 389; *It is ordered:*

(a) That the maximum prices other than at retail for the sausage products known as "Blood Tongue Sausage" and "Thuringer Style Blood Sausage" and made by The Buechler Yaeger Sausage Company in accordance with the individual formulae submitted to the Office of Price Administration with the application for this order shall be determined by the seller as follows:

(1) The base price for this product is established at the following amount per hundredweight:

"Blood Tongue Sausage"	$22.50
"Thuringer Style Blood Sausage"	21.25

NOTE: If sold not boxed, 50 cents per cwt. must be deducted from the above price.

(2) To the base price should be added the proper zone differential provided in section 12 (b) of Maximum Price Regulation No. 389 for sausage which is not Kosher sausage, all beef sausage or sausage containing meat and meat byproducts from swine only. In determining the proper zone differential to be added, the zone description provided in section 14 of Maximum Price Regulation No. 389 shall be used.

(3) That to the sum of the base price plus the applicable zone differential the "Permitted additions to base prices" provided in section 12 (c) of Maximum Price Regulation No. 389 may be added when applicable.

(b) That with the first delivery of "Blood Tongue Sausage" or "Thuringer Style Blood Sausage" to a wholesaler, peddler-truck-seller, or intermediate distributor, The Buechler Yaeger Sausage Company shall supply each such seller with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for "Blood Tongue Sausage" and "Thuringer Style Blood Sausage" have been established by the Office of Price Administration at the following base prices per hundredweight:

"Blood Tongue Sausage"	$22.50
"Thuringer Style Blood Sausage"	21.25

To these prices may be added the zone differential provided in section 12 (b) of MPR 389 (see section 14 for zone boundaries) plus the permitted additions of section 12 (c). We are required to inform you that if you are a wholesaler, a peddler-truck-seller, or an intermediate distributor you must figure your ceiling prices for this product pursuant to the same sections of Maximum Price Regulation No. 389.

(c) That with the first delivery of "Blood Tongue Sausage" or "Thuringer Style Blood Sausage" to a retailer the seller shall supply such retailer with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for "Blood Tongue Sausage" and "Thuringer Style Blood Sausage" have been established by the Office of Price Administration. We are required to inform you that if you are a retailer, you must figure your ceiling prices for these items in accordance with the provisions of Maximum Price Regulation No. 336.

(d) That all pertinent provisions of Maximum Price Regulation No. 389, including the descriptive labelling and invoicing provisions of section 4, the recording and reporting provisions of section 6, and the definitions of section 13, in addition to the pricing provisions of paragraphs (b) and (c) of section 12 shall be applicable to all sales made under this order.

(e) All prayers of the application not herein granted are denied.

(f) This Order No. 56 may be revoked or amended by the Price Administrator at any time.

This Order No. 56 shall become effective May 10, 1946.

Issued this 9th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7826; Filed, May 9, 1946; 11:53 a. m.]

[MPR 389, Order 58]

ELSHEIMER'S MEAT PRODUCTS ET AL.

ESTABLISHMENT OF MAXIMUM PRICES

On January 22, 1946, Elsheimer's Meat Products, West Union, Iowa, filed an application for the establishment of maximum prices on sales of the sausage product known as "Cervelat Summer Sausage" and made in accordance with the individual secret formula submitted by the applicant. That application was assigned Docket No. 6036.3-389-2(a)-75.

Due consideration has been given to the application and an opinion in support of this order has been issued simultaneously herewith and filed with the Division of the Federal Register.

For the reasons set forth in the opinion, and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328, and pursuant to the provisions of section 2 (a) (6) of Maximum Price Regulation No. 389; *It is ordered:*

(a) That the maximum prices other than at retail for the sausage product known as "Cervelat Summer Sausage" and made by Elsheimer's Meat Products

in accordance with the individual formula submitted to the Office of Price Administration with the application for this order except that boneless processing beef, cutter and canner grade, may be substituted as the beef ingredient, if desired, and a finished yield not in excess of 95% is required to be maintained, shall be determined by the seller as follows:

(1) The base price for this product is established at the following amount per hundredweight: $31.75.

NOTE: If sold not boxed, 25 cents per cwt. must be deducted from the above price.

(2) To the base price should be added the proper zone differential provided in section 12 (b) of Maximum Price Regulation No. 389 for sausage which is not Kosher sausage, all beef sausage or sausage containing meat and meat by-products from swine only. In determining the proper zone differential to be added, the zone description provided in section 14 of Maximum Price Regulaton No. 389 shall be used.

(3) That to the sum of the base price the applicable zone differential the "Permitted additions to base prices" provided in section 12 (c) of Maximum Price Regulation No. 389 may be added when applicable.

(b) That with the first delivery of "Cervelat Summer Sausage" to a wholesaler, peddler-truck-seller, or intermediate distributor, Elsheimer's Meat Products shall supply each such seller with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for "Cervelat Summer Sausage" have been established by the Office of Price Administration at the base price of $31.75 per hundredweight, to which may be added the zone differentials provided in section 12 (b) of MPR 389 (see section 14 for zone boundaries) plus the permitted additions of section 12 (c). We are required to inform you that if you are a wholesaler, a peddler-truck-seller, or an intermediate distributor you must figure your ceiling prices for this product pursuant to the same sections of Maximum Price Regulation No. 389.

(c) That with the first delivery of "Cervelat Summer Sausage" to a retailer the seller shall supply such retailer with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for "Cervelat Summer Sausage" have been established by the Office of Price Administration. We are required to inform you that if you are a retailer, you must figure your ceiling price for this item in accordance with the provisions of Maximum Price Regulation No. 336.

(d) That all pertinent provisions of Maximum Price Regulation No. 389, including the descriptive labelling and invoicing provisions of section 4, the recording and reporting provisions of section 6, and the definitions of section 13, in addition to the pricing provisions of paragraphs (b) and (c) of section 12 shall be applicable to all sales made under this order.

(e) All prayers of the application not herein granted are denied.

(f) This Order No. 58 may be revoked or amended by the Price Administrator at any time.

This Order No. 58 shall become effective May 10, 1946.

Issued this 9th day of May, 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7827; Filed May 9, 1946; 11:53 a. m.]

[MPR 389, Order 59]

SWIFT CO. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES

On March 18, 1946, Swift and Company, Union Stock Yards, Chicago, Illinois filed an application for the establishment of maximum prices on sales of the sausage product known as "Thuringer A. C. (Semi-Dry Sausage)" and made in accordance with the individual secret formula submitted by the applicant. That application was assigned Docket No. 6036-3-389-2(a)-58.

Due consideration has been given to the application and an opinion in support of this order has been issued simultaneously herewith and filed with the Division of the Federal Register.

For the reasons set forth in the opinion, and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328, and pursuant to the provisions of section 2 (a) (6) of Maximum Price Regulation No. 389; *It is ordered:*

(a) That the maximum prices other than at retail for the sausage product known as "Thuringer A. C. (Semi-Dry Sausage)" and made by Swift and Company in accordance with the individual formula submitted to the Office of Price Administration with the application for this order shall be determined by the seller as follows:

(1) The base price for this product is established at the following amount per hundredweight: $24.00.

NOTE: If sold not boxed, 50 cents per cwt. must be deducted from the above price.

(2) To the base price should be added the proper zone differential provided in section 12 (b) of Maximum Price Regulation No. 389 for sausage which is not Kosher sausage, all beef sausage or sausage containing meat and meat by-products from swine only. In determining the proper zone differential to be added, the zone description provided in section 14 of Maximum Price Regulation No. 389 shall be used.

(3) That to the sum of the base price plus the applicable zone differential the "Permitted additions to base prices" provided in section 12 (c) of Maximum Price Regulation No. 389 may be added when applicable.

(b) That with the first delivery of "Thuringer A. C. (Semi-Dry Sausage)" to a wholesaler, peddler-truck-seller, or intermediate distributor, Swift and Company shall supply each such seller with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for "Thuringer A. C. (Semi-Dry Sausage)" have been established by the Office of Price Administration at the base price $24.00 per hundredweight, to which may be added the zone differentials provided in Section 12 (b) of MPR 389 (See Section 14 for zone boundaries) plus the permitted additions of Section 12 (c). We are required to inform you that if you are a wholesaler, a peddler-truck-seller, or an intermediate distributor you must figure your ceiling prices for this product pursuant to the same sections of Maximum Price Regulation No. 389.

(c) That with the first delivery of "Thuringer A. C. (Semi-Dry Sausage)" to a retailer the seller shall supply such retailer with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for "Thuringer A. C. (Semi-Dry Sausage)" have been established by the Office of Price Administration. We are required to inform you that if you are a retailer, you must figure your ceiling price for this item in accordance with the provisions of Maximum Price Regulation No. 336.

(d) That all pertinent provisions of Maximum Price Regulation No. 389, including the descriptive labelling and invoicing provisions of section 4, the recording and reporting provisions of section 6, and the definitions of section 13, in addition to the pricing provisions of paragraphs (b) and (c) of section 12 shall be applicable to all sales made under this order.

(e) All prayers of the application not herein granted are denied.

(f) This Order No. 59 may be revoked or amended by the Price Administrator at any time.

This Order No. 59 shall become effective May 10, 1946.

Issued this 9th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7828; Filed, May 9, 1946; 11:54 a. m.]

[MPR 389, Order 60]

GUS GLASER ET AL.

ESTABLISHMENT OF MAXIMUM PRICES

On February 25, 1946, Gus Glaser, 407 South 19th Street, Fort Dodge, Iowa, filed an application for the establishment of maximum prices on sales of the sausage product known as "Semi-Dry Summer Sausage" and made in accordance with the individual secret formula submitted by the applicant. That application was assigned Docket No. 6036.3-389-2(a)-59.

Due consideration has been given to the application and an opinion in support of this order has been issued simultaneously herewith and filed with the Division of the Federal Register.

For the reasons set forth in the opinion, and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328, and pursuant to the provisions of section 2 (a) (6) of Maximum Price Regulation No. 389, *It is ordered:*

(a) That the maximum prices other than at retail for the sausage product known as "Semi-Dry Summer Sausage" and made by Gus Glaser in accordance with the individual formula submitted to the Office of Price Administration with the application for this order, except that regular pork trimmings and boneless processing beef, cutter and canner grade, may be substituted as the respective meat ingredients, if desired, shall be determined by the seller as follows:

(1) The base prices for this product are established at the following amount per hundredweight:

In artificial casings	$30.25
In sewed beef middles	31.50

NOTE: If sold not boxed, 50 cents per cwt. must be deducted from the above price.

(2) To the base price should be added the proper zone differential provided in section 12 (b) of Maximum Price Regulation No. 389 for sausage which is not Kosher sausage, all beef sausage or sausage containing meat and meat byproducts from swine only. In determining the proper zone differential to be added, the zone description provided in section 14 of Maximum Price Regulation No. 389 shall be used.

(3) That to the sum of the base price plus the applicable zone differential the "Permitted additions to base prices" provided in section 12 (c) of Maximum Price Regulation No. 389 may be added when applicable.

(b) That with the first delivery of "Semi-Dry Summer Sausage" to a wholesaler, peddler-truck-seller, or intermediate distributor, Gus Glaser shall supply each such seller with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for "Semi-Dry Summer Sausage" have been established by the Office of Price Administration at the following base prices per hundredweight:

In artificial casings	$30.25
In sewed beef middles	31.50

To these may be added the zone differentials provided in section 12 (b) of MPR 389 (See section 14 for zone boundaries) plus the permitted additions of section 12 (c). We are required to inform you that if you are a wholesaler, a peddler-truck-seller, or intermediate distributor you must figure your ceiling prices for this product pursuant to the same sections of Maximum Price Regulation No. 389.

(c) That with the first delivery of "Semi-Dry Summer Sausage" to a retailer the seller shall supply such retailer with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for "Semi-Dry Summer Sausage" have been established by the Office of Price Administration. We are required to inform you that if you are a retailer, you must figure your ceiling prices for this item in accordance with the provisions of Maximum Price Regulation No. 336.

(d) That all pertinent provisions of Maximum Price Regulation No. 389, including the descriptive labelling and invoicing provisions of section 4, the recording and reporting provisions of section 6, and the definitions of section 13, in addition to the pricing provisions of paragraphs (b) and (c) of section 12 shall be applicable to all sales made under this order.

(e) All prayers of the application not herein granted are denied.

(f) This Order No. 60 may be revoked or amended by the Price Administrator at any time.

This Order No. 60 shall become effective May 10, 1946.

Issued this 9th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7829; Filed, May 9, 1946; 11:54 a. m.]

[MPR 591, Amdt. 1 to Order 71]

FORREST MANUFACTURING CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

Order No. 71 under section 9 of Maximum Price Regulation No. 591 is amended by deleting paragraphs (a) (1) and (e).

This Amendment may be revoked or amended by the Price Administrator at any time.

This Amendment shall become effective May 10, 1946.

Issued this 9th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7832; Filed, May 9, 1946; 11:54 a. m.]

[MPR 591, Amdt. 1 to Order 339]

LOS ANGELES BRASS CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

Order No. 339 under section 9 of Maximum Price Regulation No. 591 is amended by deleting paragraphs (a) (1) and (g).

This Amendment may be amended or revoked by the Price Administrator at any time.

This Amendment shall become effective May 10, 1946.

Issued this 9th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7833; Filed, May 9, 1946; 11:55 a. m.]

[MPR 591, Order 482]

GENERAL MOTORS CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following home freezers manufactured by The Frigidaire Division, General Motors Corporation, Dayton 1, Ohio and as described in the application dated April 22, 1946, which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

		On sales to—		
		Distributors	Dealers	Consumers
H-64	4 cubic feet	$125.73	$151.76	$219.25
H-68	8 cubic feet	154.20	186.37	266.00
V-65	5 cubic feet	147.88	178.68	255.00

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category during October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Frigidaire Division, General Motors Corporation of Dayton 1, Ohio shall stencil on the inside of lid or cover of the home freezers covered by this order, substantially the following:

OPA Maximum Retail Price—$_____

Plus freight and crating as provided in Order No. 482 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 10, 1946.

Issued this 9th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7834; Filed, May 9, 1946; 11:55 a. m.]

[MPR 591, Order 483]

WEBER SHOW CASE AND FIXTURE CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following racks for display cases manufactured by the Weber Show Case and Fixture Company, Inc., 5700 Avalon Boulevard, Los Angeles 54, Calif., and as described in the application dated March 22, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributers	Dealers	Consumers
Model RX 2042	$4.40	$5.60	$8
Model RX 2041	2.75	3.50	5

(b) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(c) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(d) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation charges.

(e) The Weber Showcase and Fixture Company, Inc., shall attach a tag to the racks covered by this order, on which is printed substantially the following:

OPA Maximum Retail Price $------

Plus freight, as provided in Order No. 483 under Maximum Price Regulation No. 591.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 10, 1946.

Issued this 9th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7835; Filed, May 9, 1946; 11:56 a. m.]

[MPR 591, Order 484]

NORTHROP FOUNDRY, INC.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person to jobbers of the following aluminum shower receptor manufactured by Northrop Foundry, Inc., Los Angeles, California, and as described in the application dated April 4, 1946, shall be:

Model #1: 36" x 36" x 3" aluminum shower receptor, $24.50.

(b) The maximum net prices, f. o. b. point of shipment for sales by any person to plumbing and heating contractors and installers of the following aluminum shower receptor manufactured by Northrop Foundry, Inc., Los Angeles, California, shall be:

Model #1: 36" x 36" x 3" aluminum shower receptor, $35.

(c) The maximum net prices established by this order shall be subject to discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(d) The maximum prices on an installed basis of the commodity covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(e) Each seller covered by this order, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for his sales to such purchasers as well as the maximum prices established for purchasers upon resale.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 10, 1946.

Issued this 9th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7836; Filed, May 9, 1946; 11:56 a. m.]

[MPR 591, Order 485]

PIERSON'S PRODUCTION

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, for sales by any person of the following combination brass swing spout sink faucets manufactured by Pierson's Production, 11254 Atlantic Avenue, Lynwood, California, and as described in the application dated March 15, 1946, which is on file with the Prefabrication & Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

(1) *On sales to plumbing and heating contractors, installers, commercial and industrial users:*

SP-1: Chrome plated brass combination swing spout sink faucet, less soap dish---------- $5.20

(2) *On sales to plumbing and heating jobbers:*

SP-1: Chrome plated brass combination swing spout sink faucet, less soap dish---------- $3.95

(b) The maximum net prices established in (a) shall be f. o. b. point of manufacture for sales by the manufacturer with actual freight allowed up to $1.50 per cwt. on shipments of 100 pounds or more and f. o. b. sellers shipping points for all other sellers.

(c) The maximum net prices established by this order shall be subject to such further discounts and allowances and transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general category during March 1942.

(d) The maximum prices approved under this order include all price increases authorized by section 2.6 of Order 48 under MPR 591 to date, and may not be further increased pursuant to the provisions of that order, as are in effect as of the date of this order.

(e) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers, except dealers, upon resale.

(f) The maxium prices for sales on an installed basis of the commodity covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251, as amended.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 10, 1946.

Issued this 9th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7837; Filed, May 9, 1946; 11:56 a. m.]

[MPR 591, Order 486]

REFRIGERATION ENGINEERING CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following refrigerator units manufactured by The Refrigeration Engineering Company of Minneapolis, Minnesota, and as described in the application dated April 2, 1946, which is on file with the Prefabrication Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
Model 20, 20 cu. ft. ¾ hp. condensing unit	$300.00	$360.00	$539.50
Model 40, 1½ hp. condeasing unit	425.00	480.00	598.00

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Refrigeration Engineering Company shall stencil on the inside of lid or cover of the refrigerator units covered by this order, substantially the following:

OPA Maximum Retail Price—$------

Plus freight and crating as provided in Order No. 486 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 10, 1946.

Issued this 9th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7838; Filed, May 9, 1946; 11:56 a. m.]

[MPR 591, Order 487]

DON L. JOHNSON CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. Tacoma, Washington, for sales by any person of the following farm and home freezers, shall be:

Model No.	On sales to—		
	Distributors	Dealers	Consumers
WB 101, 10 cu. ft.	$195.00	$234.00	$390.00
WB 201, 16 cu. ft.	275.00	330.00	550.00
WB 301, 20 cu. ft.	330.00	396.00	660.00
WB 401, 24 cu. ft.	382.50	459.00	765.00

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices for sales by distributors of the following farm and home freezer manufactured by Don L. Johnson Company of Tacoma, Wash., shall be:

Model No.	On sales to dealers	On sales to consumers
WB 101, 10 cu. ft.	$234.00	$390.00
WB 201, 16 cu. ft.	330.00	550.00
WB 301, 20 cu. ft.	396.00	660.00
WB 401, 24 cu. ft.	459.00	765.00

(d) The maximum net prices for sales by dealers to consumers of the following farm and home freezers manufactured by Don L. Johnson Company of Tacoma, Wash., shall be:

Model No.:	*On sales to consumers*
WB 101, 10 cu. ft.	$390
WB 201, 16 cu. ft.	550
WB 301, 20 cu. ft.	660
WB 401, 24 cu. ft.	765

(e) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(f) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (c) and (d) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(g) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(h) The Don L. Johnson Company shall stencil on the inside of lid or cover of the farm and home freezers covered by this order, substantially the following:

OPA Maximum Retail Price—$------

Plus freight and crating as provided in Order No. 487 under Maximum Price Regulation No. 591.

(i) This Order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 10, 1946.

Issued this 9th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7839; Filed, May 9, 1946; 11:57 a. m.]

[MPR 591, Order 488]

LOUDON MFG. CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by the Loudon Manufacturing Company, 3610 Lyndale Avenue South, Minneapolis, Minn., and as described in the application dated March 29, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Model	Size	On sales to—		
		Distributors	Dealers	Consumers
	hp.			
2-can standard	¼	$150.40	$188.00	$251.00
3-can standard	⅓	163.20	204.00	272.00
4-can standard	½	180.80	226.00	301.00
2-can heavy duty	¼	204.80	256.00	341.00
3-can heavy duty	⅓	239.20	299.00	399.00
4-can heavy duty	½	253.60	317.00	423.00
2-can heavy duty deluxe	¼	235.20	294.00	392.00
3-can heavy duty deluxe	⅓	269.60	337.00	449.00
4-can heavy duty deluxe	½	284.00	355.00	473.00

(b) The maximum net prices established in (a) above may be increased by the following amounts to each class of purchaser as a charge to cover the cost of crating, when crating is actually supplied:

	Each
2-can coolers	$4.00
3-can coolers	6.00
4-can coolers	6.00

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to

the maximum prices established in (a) above.

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Loudon Manufacturing Company of Minneapolis, Minn., shall stencil on the lid or cover of the milk coolers covered by this order, substantially the following:

OPA Maximum Retail Price—$------

Plus freight and crating as provided in Order No. 488 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 10, 1946.

Issued this 9th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7840; Filed, May 9, 1946; 11:57 a. m.]

[MPR 591, Order 489]

HOME PRODUCTS CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net price for sales by any person to consumers of the following cabinet sink tops manufactured by Home Products Company, 692 Myers Street, Los Angeles, Calif., and as described in its application dated April 12, 1946, shall be:

Model 5425—54" x 25" x 1" cabinet sink top, ¾" plywood and ⅛" linoleum with stainless steel mouldings: $30.00.

(b) On sales to dealers by any person, the maximum net prices, f. o. b. point of shipment, shall be the net price specified in (a) above less a discount of 40 percent.

(c) On sales to jobbers by any person, the maximum net prices, f. o. b. point of shipment, shall be the net price specified in (a) above less successive discounts of 40 and 20 percent.

(d) In addition to the discounts provided for in (b) and (c) above, the maximum net price established by this order shall be subject to discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(e) The maximum prices on an installed basis of the commodity covered in this order shall be determined in accordance with Revised Maximum Price Regulation No. 251, as amended.

(f) Each seller of the commodity covered by this order, except on sales to a consumer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers, except dealers, upon resale.

(g) The Home Products Company, Los Angeles, California, shall stencil in a conspicuous place on each cabinet sink top covered by this order, substantially the following:

OPA Maximum Retail Price, Uninstalled—$30.00

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 10, 1946.

Issued this 9th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7841; Filed, May 9, 1946; 11:57 a. m.]

[MPR 591, Order 490]

S. NORMAN AUGENSTEIN

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net price, for sales by any person to consumers of the following Stainless Steel Sink and Sink Top manufactured by S. Norman Augenstein, 954 N. 8th Street, Philadelphia (23), Pa. and as described in his application dated April 15, 1946, shall be:

Stainless steel sink and sink top, 42" x 24½", with basket type strainer and 4" back splash: $128.00.

(b) On sales to dealers by any person, the maximum net prices, f. o. b. point of shipment, shall be the net prices specified in (a) above less 40 per cent.

(c) On sales to jobbers by any person, the maximum net prices, f. o. b. point of shipment, shall be the net prices specified in (a) above shall be subject to successive discounts of 40 and 20 per cent.

(d) In addition to the discounts provided for in (b) and (c) above, the maximum net prices established by this order shall be subject to discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each sell extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general category during March 1942.

(e) The maximum price on an installed basis of the commodity covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251, as amended.

(f) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers except dealers, upon resale.

(g) S. Norman Augenstein, 954 N. 8th St., Philadelphia, Pa., shall stencil in a conspicuous place on each Stainless Steel Sink and Sink Top covered by this order, substantially the following:

OPA Maximum Retail Price, Uninstalled—$128.00

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 10, 1946.

Issued this 9th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7842; Filed, May 9, 1946; 11:58 a. m.]

[MPR 591, Order 491]

PALLEY MFG. CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices for sales by any person to consumers of the following steel kitchen sink cabinet units manufactured by Palley Manufacturing Company, Pittsburgh, Pa., and described in its application dated March 25, 1946, shall be:

STEEL KITCHEN SINK CABINET UNITS WITH STAINLESS STEEL SINKS AND SINK TOPS, 4 DRAWERS AND 3 DOORS, BASKET TYPE STRAINER AND DECK TYPE FAUCET AND SPRAY

Model	Width	Height	Depth	Sink bowl	Price
	Inches	*Inches*	*Inches*		
54 SAA	54	36	25	Single	$211.50
60 SAA	60	36	25	do	243.50
60 SBB	60	36	25	Single large	252.00
72 SBB	72	36	25	Single	314.50
72 SDO	72	36	25	Double	377.50
84 SBB	84	36	25	Single	367.50
84 SDO	84	36	25	Double	419.50
96 SDO	96	36	25	do	453.50

STEEL KITCHEN SINK CABINET UNITS WITH PORCELAIN SINK AND SINK TOPS, 4 DRAWERS AND 3 DOORS WITH STRAINER, DECK TYPE FAUCETS AND SPRAY

Model	Width	Height	Depth	Bowl	Price
	Inches	*Inches*	*Inches*		
42 DDS	42	36	25	Single	$81.00
54 DDS	54	36	25	do	117.50
60 DDS	60	36	25	do	127.50

STEEL KITCHEN SINK CABINETS ONLY—NO SINK TOPS

Model	Width	Height	Depth	Drawers	Doors	Price
	Inches	*Inches*	*Inches*			
54 DC	54	36	25	2	3	$52.50
54 DC	54	36	25	4	3	53.50
60 DC	60	36	25	4	3	64.75
72 DC	72	36	25	4	3	84.50
84 DC	84	36	25	4	3	104.50
96 DC	96	36	25	4	3	124.50

(b) On sales to dealers by any person, the maximum net prices, f. o. b. point of shipment, shall be the net prices specified in (a) above less a discount of 40 percent.

(c) On sales to jobbers by any person, the maximum net price, f. o. b. point of shipment, shall be the net prices specified in (a) above less successive discounts of 40 and 20 percent.

(d) On sales to manufacturers by Palley Manufacturing Company, the maximum net prices, f. o. b. point of shipment, shall be the net prices specified in (a), above, less successive discounts of 40 and 20 and 10 percent.

(e) In addition to the discounts provided for in (b), (c) and (d) above, the maximum net prices established by this order shall be subject to discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general category during March 1942.

(f) The maximum prices on an installed basis of the commodity covered in this order shall be determined in accordance with Revised Maximum Price Regulation No. 251, as amended.

(g) Each seller of the commodity covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers, except dealers, upon resale.

(h) The Palley Manufacturing Company shall stencil in a conspicuous place on each kitchen sink cabinet unit covered by this order the following:

OPA Maximum Retail Price,
Uninstalled—$------

(i) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 10, 1946.

Issued this 9th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7843; Filed, May 9, 1946; 11:58 a. m.]

[MPR 591, Order 494]

MILWAUKEE VALVE CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum list prices for sales by any person of the following petroleum equipment manufactured by Milwaukee Valve Company and as described in the application dated April 8, 1946, shall be:

Quick hose couplings (male and female):	
1½"	$4.60
2"	5.60
2½"	8.25
3"	10.70
Dust covers:	
1½"	2.00
2"	2.50
2½"	3.60
3"	5.25
Adaptor (male and female):	
1½"	1.25
2"	1.60
2½"	2.20
3"	4.00
4 Anti-freeze valve:	
1"	4.25
2"	11.50
5 Line loading valve:	
2"	17.20
3"	35.00

(b) On sales to oil companies by any person, the maximum net prices, f. o. b. point of shipment, shall be the list prices specified in (a) above less a discount of 20 percent.

(c) On sales to jobbers by any person, the maximum net prices, f. o. b. point of shipment, shall be the list prices specified in (a) above less successive discounts of 20 and 20 percent.

(d) In addition to the discounts provided for in (a) and (c) above, the maximum net prices established by this order shall be subject to discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(e) Each seller covered by this order shall notify each of his purchasers, except retailers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers, except dealers, upon resale.

(f) The Milwaukee Valve Company shall tag each item covered by this order, substantially the following:

OPA Maximum Retail Price—$------

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 10, 1946.

Issued this 9th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7844; Filed, May 9, 1946; 11:58 a. m.]

[MPR 591, Order 495]

REVCO, INC.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following chill chest manufactured by the Revco, Inc., Deerfield, Mich., and as described in the application dated April 25, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
Model FF-62, 6 cu. ft.	$150	$180	$300

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) Revco, Inc., Dearfield, Michigan shall stencil on the inside of lid or cover of the Chill Chest covered by this order, substantially the following:

OPA Maximum Retail Price $300.00

Plus freight and crating as provided in Order No. 495 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 10, 1946.

Issued this 9th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7845; Filed, May 9, 1946; 11:59 a. m.]

[MPR 591, Order 496]

H. P. RANDALL MFG. CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following beverage cooler manufactured by The H. P. Randall Manufacturing Company of Demopolis, Ala., and as described in the application dated March 21, 1946 which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
10 ft. beverage cooler	$335	$402	$670

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The H. P. Randall Manufacturing Company of Demopolis, Alabama, shall stencil on the inside of lid, or cover of the beverage cooler, covered by this order, substantially the following:

OPA Maximum Retail Price—$670.00

Plus freight and crating as provided in Order No. 496 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 10, 1946.

Issued this 9th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7846; Filed, May 9, 1946; 11:59 a. m.]

[MPR 592, Order 24]

LIMESTONE PRODUCTS CORP. OF AMERICA

ADJUSTMENT OF MAXIMUM PRICES

Order No. 24 under Section 16 of Maximum Price Regulation No. 592, Specified construction materials and refractories; Limestone Products Corp. of America; Docket No. 6122-592.16-154.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 16 of Maximum Price Regulation No. 592, *It is ordered:*

(a) Order No. 21 under section 16 of Maximum Price Regulation No. 592, issued on January 22, 1946, by the New York Regional Office, is hereby revoked.

(b) The maximum net prices f. o. b. or delivered to each class of purchaser for sales of building and chemical lime (except agricultural lime) by the Limestone Products Corporation of America, Newton, New Jersey, may be increased by an amount not in excess of $0.65 per net ton.

(c) Any person purchasing building and chemical lime (except agricultural lime) manufactured by the Limestone Products Corporation of America for the purpose of resale in the same form may increase his presently established prices under the General Maximum Price Regulation by adding the dollars-and-cents increase in cost resulting from the increase permitted the manufacturer in (b) above. Notwithstanding the provisions of this paragraph, in any area where specific maximum prices are fixed by an area order, such specific maximum prices shall apply in that area.

(d) All requests of the application not granted herein are denied.

(e) This order may be amended or revoked by the Office of Price Administration at any time.

This order shall become effective May 10, 1946.

Issued this 9th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7847; Filed, May 9, 1946; 11:59 a. m.]

[Rev. SO 119, Corr. to Order 174]

H. B. IVES CO.

ADJUSTMENT OF MAXIMUM PRICES

Correction to Order No. 174 Under Revised Supplementary Order No. 119; Docket No. 6123-50119-31; adjustment of maximum prices for sales of builders' hardware and related items manufactured by The H. B. Ives Company of New Haven, Connecticut.

In Order No. 174 under Revised Supplementary Order 119 wherein reference is made to prices in effect on October 1, 1941, it is corrected to read, "highest prices in effect during October 1 through October 15, 1941."

This correction shall become effective immediately.

Issued this 9th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7848; Filed, May 19, 1946; 12:00 m.]

[Rev. SO 119, Order 193]

ALLEN MANUFACTURING CO., INC.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, It is ordered:

(a) *Manufacturer's maximum prices.* Allen Manufacturing Co., Inc., of 300 Tenth Avenue North, Nashville 1, Tennessee, may compute its adjusted maximum prices for all articles of gas combination stoves which it manufactures, as follows:

(1) For an article in its line during October 1941, the adjusted maximum price is the highest price charged during that month to each class of purchaser increased by 9 percent.

(2) For an article not in its line during October 1941, but which has a properly established maximum price, in effect before the effective date of this order, the adjusted maximum price is the article's properly established maximum price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by the percentage determined in accordance with "Note 3" in section 8 of Revised Supplementary Order No. 119.

(3) For an article which is first offered for sale after the effective date of this order, the adjusted maximum price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 64 (using the adjusted maximum price of the comparable article); and prices so fixed may not be increased under this order.

(4) The manufacturer's adjusted maximum price fixed in accordance with this order is its new maximum price if it is higher than its previously established maximum price including all increases and adjustments otherwise authorized for it individually or for its industry.

(b) *Reseller's maximum prices.* This paragraph establishes reseller's maximum prices for sales of the Model 4000 BC gas combination stove manufactured by Allen Manufacturing Co., Inc. as follows:

(1) For sales in each zone by wholesale distributors to retail dealers, the maximum prices, including the Federal excise tax, are those set forth below:

Article	Model	Maximum prices for sales by wholesale distributors to retail dealers			
		Zone 1	Zone 2	Zone 3	Zone 4
Gas combination stove.	4000 BC	$111.35	$115.10	$119.65	$123.65

These maximum prices are f. o. b. the seller's city; and they are subject to each seller's customary terms, discounts, allowances, and other price differentials in effect on sales of similar articles.

(2) For sales in each zone by retail dealers to ultimate consumers, the maximum prices, including the Federal excise tax, but not including any state or local taxes imposed at the point of sale, are those set forth below:

Article	Model	Maximum prices for sales by retail dealers to ultimate consumers			
		Zone 1	Zone 2	Zone 3	Zone 4
Gas combination stove.	4000 BC	$173.25	$179.25	$186.50	$192.95

These maximum prices include delivery and installation. If the retail dealer does not provide installation he shall compute his maximum price for sales of the article covered by this order by subtracting $9.00 from his maximum price as shown for sales on an installed basis.

In all other respects these maximum prices are subject to each seller's customary terms, discounts, allowances (other than trade-in allowances) and other price differentials in effect on sales of similar articles.

(c) *Tagging.* Before delivering any stoves covered by this order, after the effective date thereof, the manufacturer shall attach securely to the inside oven door panel a label which plainly states the OPA retail maximum prices established by this order for sales of the stove to ultimate consumers in each zone together with a list of the states included in each zone. The label shall also state that the retail maximum prices shown thereon include the Federal excise tax, delivery and installation, and that if the seller does not provide installation, the maximum price of the stove is $9.00 less than the price shown on the label.

(d) *Zones.* For the purposes of this order, Zones 1, 2, 3 and 4 comprise the following states:

Zone 1: Tennessee.

Zone 2: Pennsylvania, New Jersey, Maryland, District of Columbia, Virginia, West Virginia, Delaware, North Carolina, South Carolina, Georgia, Alabama, Mississippi, Ohio, Indiana, Kentucky, Illinois, Michigan, Missouri, Arkansas, and Louisiana.

Zone 3: Maine, New Hampshire, Vermont, Massachusetts, Connecticut, Rhode Island, New York, Florida, Wisconsin, Minnesota, Iowa, North Dakota, South Dakota, Nebraska, Kansas, Oklahoma and Texas.

Zone 4: Montana, Wyoming, Colorado, New Mexico, Idaho, Utah, Arizona, Nevada, Washington, Oregon, and California.

(e) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale at wholesale of an article covered by this order, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions, established by this order for resales by the purchaser. This notice may be given in any convenient form.

(f) *Relationship of this order to Maximum Price Regulation No. 64.* Except insofar as the provisions of this order are inconsistent herewith, the provisons of Maximum Price Regulaton No. 64 apply to all sales of articles covered by this order.

(g) *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

(h) *Effective date.* This order shall become effective on the 23d day of May 1946.

Issued this 9th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7849; Filed, May 9, 1946; 12:00 m.]

[Rev. SO 119, Order 194]

HOTSTREAM HEATER CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 194 under Revised Supplementary Order 119; Docket No. 6075-SO 119-10. Adjustment of maximum prices for sale of electric, gas and booster water heaters manufactured by the Hotstream Heater Company, Cleveland, Ohio.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 13 of Revised Supplementary Order No. 119, it is ordered:

(a) *Maximum prices for the Hotstream Heater Company of Cleveland, Ohio.* (1) The above manufacturer may determine his maximum prices for his line of electric automatic water heaters, gas automatic water heaters, and booster water heaters by increasing by 11 percent his prices on these items in effect on October 1, 1941 to each class of purchaser.

(2) Since the provisions of this order are not intended to reduce properly established maximum prices, the manufacturer may continue to use as his maximum prices to each class of purchaser his properly established prices under Maximum Price Regulation No. 591 in the event that such prices exceed the prices in effect to each class of purchaser on October 1, 1941 plus the increase provided for in (1) above.

(3) The maximum prices set forth above shall be subject to discounts and allowances including transportation allowances and price differentials which are at least as favorable as those the manufacturer extended or rendered or would have extended or rendered to each class of purchaser on commodities in the same general category during March 1942.

(b) *Resellers' maximum prices.* All resellers of the commodities covered by this order (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their presently established maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted the manufacturer by this order.

(c) *Notification to all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment granted by this Order is put into effect:

Order No. 194 under Revised Supplementary Order No. 119 authorizes an 11 percent increase in October 1, 1941, net prices for sales of electric automatic water heaters, gas automatic water heaters and booster water heaters, manufactured by this company.

Resellers (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their existing maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted by Order No. 194.

(d) All prayers for relief not granted herein are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective May 10, 1946.

Issued this 9th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7850; Filed, May 9, 1946; 12:00 m.]

[Rev. SO 119, Order 195]

COLUMBUS WASHBOARD CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119; it is ordered:

(a) *Manufacturer's ceiling prices.* Columbus Washboard Company, 1372 Oxly Road, Columbus, Ohio, may compute its adjusted ceiling prices for all articles in its line of washboards which it manufactures, as follows:

(1) For an article in its line during October 1941, the adjusted ceiling price is the highest price charged during that month to each class of purchaser increased by 10.4 percent.

(2) For an article not in its line during October 1941, but which has a properly established ceiling price, in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by the percentage determined in accordance with "Note 3" in section 8 of Revised Supplementary Order No. 119.

(3) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188; and prices so fixed may not be increased under this order.

(4) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) *Resellers' ceiling prices.* A reseller shall calculate his ceiling prices by adding to his invoice cost the same percentage mark-up which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose, the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage mark-up is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620–759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method, the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's terms, discounts, allowances and other price differentials on sales to each class of purchaser in effect during March 1942, or thereafter properly established under OPA regulation.

(d) *Notification.* At the time of, or prior to, the first invoice to a purchaser for resale showing a price adjusted in accordance with the terms of this order, the seller shall notify such purchaser in writing of the methods established in section (b) for determining adjusted maximum prices for resales of its articles covered by this order. This notice may be given in any convenient form.

(e) *Relation between this order and Supplementary Order No. 153.* The provisions of Supplementary Order No. 153 shall not apply to the maximum prices for sales of any of the articles mentioned hereinabove in this order, and this order shall supersede the provisions of the said Supplementary Order No. 153.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) *Effective date.* This order shall become effective on the 10th day of May 1946.

Issued this 9th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–7851; Filed, May 9, 1946; 12:00 m.]

[Rev. SO 119 Order 196]

CECO STEEL PRODUCTS CORP.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 196 under revised supplementary order No. 119, adjustment of maximum prices for sales of steel windows and steel doors, steel bar joists and steel roof decks manufactured by Ceco Steel Products Corporation of Chicago, Illinois; Docket No. 6123—SO 119–87.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 13 of Revised Supplementary Order No. 119, it is ordered:

(a) *Maximum prices for Ceco Steel Products Corporation of Chicago, Illinois.* (1) The above manufacturer may determine his maximum prices for his lines of steel windows and steel doors, steel bar joists and steel roof decks by increasing by the following percentages his prices on these items in effect on October 1, 1941; to each class of purchaser:

	Percent
Steel windows and steel doors	10
Steel bar joists and steel roof decks	7½

(2) Since the provisions of this order are not intended to reduce properly established maximum prices, the manufacturer may continue to use as his maximum prices to each class of purchaser his properly established prices in effect under Maximum Price Regulation No. 591 in the event that such prices exceed the prices in effect to each class of purchaser on October 1, 1941, plus the increase provided for in (1) above.

(3) The maximum prices set forth above shall be subject to discounts and allowances including transportation allowances and price differentials which are at least as favorable as those the manufacturer extended or rendered or would have extended or rendered to each class of purchaser on commodities in the same general category during March 1942.

(b) *Resellers' maximum prices.* All resellers of the commodities covered by this order (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their presently established maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted the manufacturer by this order.

(c) *Notification to all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment granted by this order is put into effect:

Order No. 196 under Revised Supplementary Order authorizes the following increases in October 1, 1941 net prices for sales of these items manufactured by the Ceco Steel Products Corporation:

	Percent
Steel windows and steel doors	10
Steel bar joists and steel roof decks	7.5

Resellers (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their existing maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted by Order No. 196.

(d) All prayers for relief not granted herein are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective May 10, 1946.

Issued this 9th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–7852; Filed, May 9, 1946; 12:01 p. m.]

[SO 133, Order 37]

IVERSON AND SON FURNITURE CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Supplementary Order No. 133, *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles of unfinished wood furniture specified below, manufactured by Iverson and Son Furniture Company, 19806 Pacific Highway, Seattle 88, Wash.

(1) For all sales and deliveries of the following articles by the manufacturer to retailers, adjusted maximum prices are those set forth below:

Article and Model No.:	*Adjusted maximum price to retailers*
Chest—B6–30	$9.09
Chest—B5–30	8.69
Chest—B4–30	7.80
Chest—B5–24	8.10
Chest—B4–24	7.17
Chest—B5–20	7.20
Chest—B4–20	6.41
Chest—P3–16	4.42
Chest—B 414	4.22
Chifferobe—B 49	11.98
Vanity—B48	9.49
Dressing table—B 46	6.70
Coffee table—B 17	3.05
Student desk—B 5	7.52
Type table—B 6	3.86
Nitestand—B 4	3.64
Kitchen cabinet—B 3	23.79

(b) Retailers of articles which the manufacturer has sold at an adjusted maximum price determined under this order shall determine their maximum prices as follows:

(1) Retailers who must determine their maximum prices under Maximum Price Regulation No. 580 shall compute their ceiling prices under that regulation as it has been modified by Order No. 480C under § 1499.159b of Maximum Price Regulation No. 188.

(2) A retailer who determines his maximum resale price under the General Maximum Price Regulation shall compute his ceiling prices under that regulation as modified by Order No. 4800 under § 1499.159b of Maximum Price Regulation No. 188.

(3) The provisions of Supplementary Order No. 153 shall not apply to the determination of ceiling prices for resales of articles covered by this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances

on sales to each class of purchaser in effect during March 1942, or thereafter, properly established under OPA regulations.

(d) The manufacturer shall file the report described in Section 5 of Supplementary Order No. 133 with the Office of Price Administration, Washington 25, D. C. He shall also comply with the invoicing and reporting provisions of sections 8 and 9 of Order No. 4800 under Maximum Price Regulation No. 188.

(e) *Notification.* At the time of or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles. This notice may be given in any convenient form.

(f) All requests for adjustment of maximum prices not specifically granted by this order are hereby denied.

(g) This order may be revoked or amended by the Price Administrator at any time.

(h) This order shall become effective on the 10th day of May 1946.

Issued this 9th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–7853; Filed, May 9, 1046; 12:01 p. m.]

[SR 15, Order 26]

PROCTER & GAMBLE CO.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to § 1499.75 (a) (18) of Supplementary Regulation 15 to the General Maximum Price Regulation, *It is ordered:*

Maximum prices for sales by jobbers of the following bulk industrial soaps manufactured by the Procter & Gamble Company, Cincinnati 1, Ohio, shall be the jobbers' current maximum prices increased by the following amounts:

Brand:	*Amount of increase per pound*
Amber flakes in barrels	$0.00625
Amber powder in barrels	.0050
Amber powder in bags	.0025
Saratoga chips in barrels	.00625
Nonpareil in bags	.0175
Nonpareil in barrels	.0200
Orso in barrels	.01375
Palm flakes in barrels	.0125
Palm flakes in bags	.0075
Superior chips in barrels	.0110
Superiod chips in cases	.0100

This order shall become effective immediately.

Issued this 9th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–7820; Filed, May 9, 1946; 12:01 p. m.]

[Order 143 Under 3 (e)]

PAPER CHEMICALS, INC.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to § 1499.3 (e) of the General Maximum Price Regulation; *It is ordered:*

(a) Maximum prices for sales of the products set forth below packed in 1 gallon containers, repellents and resistants, manufactured by Paper Chemicals, Inc., 510 West 27th Street, New York 1, N. Y., are established as follows:

Product	On sales by manufacturer	On sales by distributor or jobber to industrial consumer
P. C. water and stain repellent size	$1.17	$1.75
P. C. hydro-carbon solvent resistant water repellent size	1.50	2.25
P. C. textile and paper grease resistant size	1.71	2.56

The prices for sales by the manufacturer to the distributor or jobber are f. o. b. New York. The prices for sales by the distributor or jobber to industrial consumer are delivered.

(b) No extra charge may be made for containers.

(c) Each seller shall notify each of his purchasers in writing at or before the issuance of the first invoice after the effective date of this order of the maximum prices established by this order for each such seller as well as the maximum prices established for purchaser upon resale and a statement that they have been established by the Office of Price Administration.

This order shall become effective May 10, 1946.

Issued this 9th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–7819; Filed, May 9, 1946; 12:01 p. m.]

[MPR 580, Corr. to Order 303]

SELBY SHOE CO.

ESTABLISHING CEILING PRICES AT RETAIL FOR CERTAIN ARTICLES

Establishing ceiling prices at retail for certain articles; Docket No. 6063–580–13–665.

Order No. 303 is corrected in the following respect: The list of articles and their retail prices contained in paragraph (a) is corrected by inserting the word "or" between the brand names "Styl-eez" and "Easy Goers."

This correction shall become effective May 9, 1946.

Issued this 9th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–7874; Filed, May 9, 1946; 4:38 p. m.]

[RMPR 94,[1] Amdt. 1 to Order 3]

WESTERN PINE AND ASSOCIATED SPECIES OF LUMBER

APPROVAL OF MAXIMUM PRICES FOR PONDEROSA PINE CUT STOCK

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and under Revised Maximum Price Regulation 94, and in accordance with paragraph (c) of Order 3 thereunder, issued March 21, 1946, said Order 3 is amended as follows:

1. Paragraph (a) is amended by adding to the list of manufacturers named therein the following named manufacturers who have also been approved as ponderosa pine cut stock producers entitled to use the maximum prices in Appendix A of the order.

Keystone Frame & Manufacturing Co., Spokane, Wash.
Oregon Lumber Company, Baker, Oreg.
Stoddard Lumber Company, Baker, Oreg.
Mount Emily Lumber Company, La Grande, Oreg.
Pondosa Pine Lumber Company, Elgin, Oreg.
Caldwell Box Manufacturing Co., Caldwell, Idaho.
Klamath Lake Moulding Co., Klamath Falls, Oreg.
Ralph L. Smith Lumber Co., mills at Alturas, Calif., Klamath Falls, Oreg., and Denver, Colo.
J. Neils Lumber Company, Klickitat, Wash.
Collins Pondosa Lumber Company, Pondosa, Oreg.
Graeagle Lumber Company, Graeagle, Calif.

2. Paragraph (b) is amended by adding the following sentence: "Mills authorized under paragraph (a) after March 26, 1946 must submit the data required by this paragraph within four months after they begin operations, for their first three months of operation."

3. Paragraph (e) is relettered (f) and a new paragraph (e) is added, reading as follows:

(e) Ponderosa pine mills not listed in paragraph (a) hereof, upon presentation of satisfactory proof to the Lumber Branch, Office of Price Administration, Washington, D. C. of their production facilities for producing cut stock, may have their names added to such list. Ordinarily, a letter from the mill certifying that it has the necessary facilities will constitute satisfactory proof.

4. Appendix A is amended to correct the maximum price for the item set out below to read as follows:

TABLE 1—PONDEROSA PINE CUT STOCK—F. O. B. MILL

6/4 S2S 1 15/32" and 7/4 S2S 1 19/32" No 1 cut stock, 10½" to 11⅞"	0/11 and shorter. $87.50.

This amendment shall become effective May 15, 1946.

Issued this 10th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–7914; Filed, May 10, 1946; 11:31 a. m.]

[1] 9 F.R. 9415, 10636, 13287; 10 F.R. 116.

[SO 94, Amdt. 1 to Rev. Order 105]

CERTAIN NEW MILITARY VEHICLES

SPECIAL MAXIMUM PRICES FOR RESALES

An opinion accompanying this amendment has been issued simultaneously herewith.

Revised Order 105 under Supplementary Order 94 is amended in the following respects:

(1) Paragraph (a) is amended to read as follows:

(a) *What this order does.* This order establishes maximum prices for resales of any new self-propelled motor driven vehicle or any vehicle drawn by it, except those covered by Revised Price Schedule 85, Revised Maximum Price Regulation 136 and Maximum Price Regulation 188, originally sold to the War Department, Department of the Navy, United States Marine Corps, or the United States Coast Guard, and which have been or may be purchased from any United States Government agency.

(2) The first sentence of paragraph (b) (1) is amended to read as follows:

(b) *Maximum prices.* (1) The maximum prices for resales of new self-propelled motor driven vehicles, except those covered by Revised Price Schedule 85, Revised Maximum Price Regulation 136 and Maximum Price Regulation 188, shall be as follows:

This amendment shall become effective May 11, 1946.

Issued this 10th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7935; Filed, May 10, 1946; 11:31 a. m.]

[MPR 61, Order 11]

WOMEN'S BEND OUTSOLES

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 4 of Maximum Price Regulation 61, *it is ordered:*

(a) *Maximum prices.* On and after May 10, 1946, the maximum prices at which any producer may sell or deliver the leather herein described shall be the prices specified below:

WOMEN'S BEND OUTSOLES STANDARD 4/8 EE PATTERN AND CASING KNOX OR DIE CUT

[All prices are in cents per pair]

Standard Industry grades	Substance in inches per 20 pair stack or irons per outsole			
	9½	9	8½	8
Fine	36	34	32	30
Semifine	34	32	30	28
Imperfect fine	34	32	30	28
No. 1 scratch	32	30	28	26
No. 1 body	31	29	27	25

(b) *Terms of sale.* The maximum prices listed above are f. o. b. seller's shipping point, and subject to a discount of 2% for payment within 30 days from the date of invoice, net cash thereafter.

(c) The maximum prices specified in paragraph (a) above for the leather therein described shall supersede and replace any and all maximum prices previously established for such leather.

(d) This order may be amended or revoked by the Office of Price Administration at any time.

This Order No. 11 shall become effective May 10, 1946.

Issued this 10th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7913; Filed, May 10, 1946; 11:31 a. m.]

[MPR 580, Amdt. 2 to Order 14]

BROWN SHOE CO.

ESTABLISHMENT OF MAXIMUM PRICES

Establishing ceiling prices at retail for certain articles. Docket No. 6063-580-13-20.

For the reasons set forth in the opinion issued simultaneously herewith, Order No. 14, issued under section 13 of Maximum Price Regulation 580 on application of Brown Shoe Co., St. Louis, Missouri, is amended in the following respects:

1. Paragraph (a) is amended to increase the retail ceiling price established for the article listed below:

Article	Unadjusted manufacturer's selling price	Retail ceiling price
Air-Step women's shoes.	$4.10	In States of Washington, Oregon, California, Nevada, Idaho, Utah, Arizona, Montana, Wyoming, Colorado, and New Mexico: $7.45 pair. All other States and District of Columbia: $6.95.

2. Paragraph (b) is amended to read:

(b) The retail ceiling prices contained in paragraph (a) shall apply in place of the ceiling prices which would otherwise be established under the pricing rules of this or any other regulation as of the effective date of this order or applicable amendment.

3. Paragraph (c) is amended by adding thereto the following undesignated paragraph:

On and after issuance of any amendment to this order which adds an article to those covered by the order, or changes the retail ceiling price of articles covered by the order, as to those articles, the manufacturer or wholesaler shall have 30 days and the retailer 60 days after the effective date of the amendment to comply with the preticketing provisions of this paragraph.

This amendment shall become effective May 11, 1946.

Issued this 10th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7930; Filed, May 10, 1946; 11:38 a. m.]

[MPR 580, Amdt. 2 to Order 71]

NORTH STAR WOOLEN MILL CO.

ESTABLISHMENT OF MAXIMUM PRICES

Establishing ceiling prices at retail for certain articles. Docket No. 6063-580-13-630.

For the reasons set forth in the opinion issued simultaneously herewith, Order No. 71 issued under section 13 of MPR 580 on application of North Star Woolen Mill Company, Minneapolis, Minnesota is amended in the following respects:

1. The description of the North Star blanket listed in paragraph (a) "Devon Pair 72 X 90", is changed to Douglas Pair 72 X 90, the retail ceiling price remaining unchanged.

2. The retail ceiling price established in paragraph (a) for the North Star blanket "Loring Pair 72 X 84" in California, Oregon and Washington is increased from $22.50 to $23.50. Elsewhere than in California, Oregon and Washington the ceiling price remains unchanged.

3. The following retail ceiling prices are established for the following articles added to those covered in paragraph (a):

BLANKETS

Brand name	Style	Size	Manufacturer's selling price	Retail ceiling price except in Washington, California, and Oregon	Retail ceiling price in California, Washington, and Oregon
North Star	Douglas Pair	80 x 90	$17.60	$32.00	$32.00
	Starlet	42 x 60	3.75	6.95	6.95
	Junior	54 x 80	5.50	9.95	9.95
	Yukon	72 x 90	11.35	18.95	18.95
	Loring	80 x 90	16.17	29.50	29.50
	Polaris	72 x 90	24.75	45.00	45.00
	Tasmanian	72 x 90	41.25	75.00	75.00
	Tasmanian	80 x 90	52.25	95.00	95.00

4. Paragraph (d) is amended to add the words "and all subsequent amendments" after the words "the seller shall send the purchaser a copy of this order."

5. Upon the issuance of any amendment to this order, the manufacturer is allowed 30 days and the retailer is allowed 60 days within which to mark or tag the articles in the form prescribed above. Within that 60 day period, unless the article is marked or tagged in the form prescribed above, the retailer shall comply with the marking, tagging and posting provisions of the previously applicable regulation. However, the pricing provisions of this order or any amendment shall apply as of the effective date of the order or applicable amendment.

This amendment shall become effective May 11, 1946.

Issued this 10th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7931; Filed, May 10, 1946; 11:39 a. m.]

Regional and District Office Orders.

[Region I Order G-10 Under RMPR 251]

PLUMBING, STEAMFITTING AND HEATING REPAIRS, MAINTENANCE, ALTERATIONS AND NEW INSTALLATION IN VERMONT

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of Region I of the Office of Price Administration by sections 9 and 20 of Revised Maximum Price Regulation No. 251, it is ordered:

SECTION 1. *What this order does.* This order fixed maximum prices for all sales of plumbing, steamfitting, and heating services done on an hourly basis in the State of Vermont. (See also sections 3 and 4).

SEC. 2. *Relation to Revised Maximum Price Regulation 251.* Except as otherwise provided in this order, this order supersedes sections 6, 7, 8 and 18 of Revised Maximum Price Regulation No. 251 with respect to sales covered by the order. Except to the extent that they are inconsistent with the provisions of this order, however, all other sections of Revised Maximum Price Regulation No. 251, together with all amendments thereto which have been or may be issued, shall apply to sales covered by this order.

SEC. 3. *Maximum prices for plumbing, steamfitting and heating services not in excess of $500.00.* Any seller supplying plumbing, steamfitting and heating services in the State of Vermont which are subject to the provisions of Revised Maximum Price Regulation No. 251, and where the total charges do not exceed $500.00 shall charge only on the basis of the customer's hourly rate. Maximum customer's hourly rates for the services covered by this order, shall be as follows:

(a) *For sellers in business on December 17, 1945.* (1) When the services are performed by self-employed plumbers and steamfitters with employees the maximum customer's hourly rate shall be the highest hourly wage (as defined in section 9 (a)) paid by the seller to journeymen plumbers and steamfitters during the week ending December 15, 1945, plus 50¢ per hour. If the seller paid no such hourly wage during the week ending December 15, 1945, he shall use the highest hourly wage paid to journeymen plumbers and steamfitters during the earliest preceding week in which such wages were paid.

(2) When the services are performed by a self-employed plumber and/or steamfitter without employees his maximum customer's hourly rate shall be $1.25 per hour.

(3) When the services are performed by plumbing and steamfitting foremen, journeymen plumbers and steamfitters, the maximum customer's hourly rate which shall be charged for each such employee shall be the hourly wage (as defined in section 9 (a)) paid by the seller to each such employee during the week ending December 15, 1945, plus 40¢ per hour. If the seller paid no hourly wage during the week ending December 15, 1945, to any one of these employees he shall use the "hourly wage" paid to that particular employee (plumbing and steamfitting foremen, journeymen plumber and steamfitter as the case may be) during the earliest preceding week in which the seller paid wages to that employee.

(4) When the services are performed by plumber and steamfitter helpers, and laborers, the maximum customer's hourly rate which shall be charged for each such employee shall be the "hourly wage" (as defined in section 9 (a)) paid by the seller to each such employee during the week ending December 15, 1945, plus 30¢ an hour. If the seller paid no hourly wage during the week ending December 15, 1945, to any one of these employees, he shall use the "hourly wage" paid to that particular employee (plumber and steamfitter helper, and laborer, as the case may be) during the earliest preceding week in which the seller paid wages to that employee.

(b) *For sellers not in business on December 17, 1945.* (1) When the services are performed by a self-employed plumber and/or steamfitter with employees the maximum customer's hourly rate shall be the highest "hourly wage" (as defined in section 9 (a)) paid to journeymen plumbers and steamfitters during the week ending December 15, 1945, by the most closely competitive seller of the same class in the seller's trading area, plus 50¢ per hour.

(2) When the services are performed by a self-employed plumber and/or steamfitter without employees the maximum customer's hourly rate shall be $1.25 per hour.

(3) When the services are performed by plumbing and steamfitting foremen, and journeymen plumbers and steamfitters, the maximum customer's hourly rate which shall be charged for each such employee shall be the "hourly wage" (as defined in section 9 (a)) paid to each such employee during the week ending December 15, 1945, by the most closely competitive seller of the same class in the seller's trading area, plus 40¢ per hour.

(4) When the services are performed by plumber and steamfitter helpers, and laborers, the maximum customer's hourly rate which shall be charged for each such employee shall be the "hourly wage" (as defined in section 9 (a)) paid to each such employee during the week ending December 15, 1945, by the most closely competitive seller of the same class in the seller's trading area, plus 30¢ per hour.

(c) *Subcontractors' services.* (1) The maximum price which a seller may charge for sub-contracted services other than those covered by this order shall be the subcontractor's maximum prices established under the applicable regulations or orders, plus the margin which the prime contractor added for the same or comparable subcontractor's service during the period January 1, 1939 to March 31, 1942.

(2) If a prime contractor was not in business during such period, he may add the margin which his most closely competitive seller of the same class added for the same or comparable subcontractor's service (other than the services covered by this order) during the period January 1, 1939 to March 31, 1942.

(3) Records or satisfactory evidence supporting margins must be produced upon request of representatives of the Office of Price Administration.

(d) *Materials.* Maximum prices for materials supplied by the seller of the services covered by this order shall not exceed the suggested resale prices of said materials as they are set forth or calculated in the Bradford Price Book published in Quincy, Massachusetts.

(e) *For overtime work performed.* Overtime hours of work performed at the customer's request on Saturday, Sunday, or national holidays, or in excess of eight hours on any day from Monday through Friday, may be charged for at the same ratio to straight time which the seller's agreement with his employees legally requires or authorizes him to pay.

(f) *Minimum charge.* For any plumbing, steamfitting, and/or heating service performed which requires less than one man-hour of labor, a minimum charge equal to the maximum customer's rate for one hour may be made.

(g) *Adjustment to the nearest nickel.* When the maximum price calculated under this section is not divisible by 5 cents, it shall be adjusted to the nearest amount so divisible. The fraction of 2½¢ in the maximum price may be adjusted upward to the next higher multiple of 5 cents. Thus, if a seller's maximum price when calculated hereunder amounts to $1.12½, it may be adjusted upward to $1.15.

(h) *Travel time.* A maximum charge of six cents per mile may be charged for the distance actually traveled in the most direct route outside the geographical limits of any city or town, to the job and return to said limits.

(i) *Measurement of hours.* The number of hours to be charged against any job shall be counted from the time the workman starts the job or from the time he leaves the previous job (whichever is later) until he completes the job or proceeds to another job; or until he returns to the shop, if he proceeds there directly. For any job extending into more than one day, time in transit to and from the job may be charged only once. The hours for which charges are made shall not in any event exceed those shown in the seller's payroll records (nor those shown in records required to be kept by the seller under section 9).

SEC. 4. *Sales of plumbing, steamfitting and heating services in excess of $500.00.* For all sales of plumbing, steamfitting and heating services in excess of $500.00, the maximum price may be calculated either under section 3 of this order or

under section 7 of Revised Maximum Price Regulation No. 251, but in no case may the total charge exceed the maximum price calculated under section 7 of Revised Maximum Price Regulation No. 251.

SEC. 5. *Guaranteed price.* A seller may offer to sell plumbing, steamfitting and heating services covered by this order on the basis of a guaranteed price, but such guaranteed price must not be higher than the maximum price figured in accordance with the pricing methods and requirements of this order. (See sections 3 and 4)

SEC. 6. *Price adjustments*—(a) *Government required or authorized wage increases.* Any seller subject to this order whose hourly wages are increased after December 15, 1945, by reason of a predetermination of wage rates by the Secretary of Labor under the Davis-Bacon Act, or by an order or authorization of the Wage Adjustment Board, National War Labor Board, or the Office of the Stabilization Administrator, or by any other Federal wage stabilization agency, may apply to the Vermont District Office of the Office of Price Administration for permission to add such increase in hourly wages to his customer's hourly rate. He shall submit with his request the authorization of the federal agency permitting the increase and satisfactory evidence that he has actually put the increase into effect. If the application and all the required information is in proper form, the Vermont District Director shall thereupon issue a letter order authorizing the applicant to recalculate his customer's hourly rate under section 3 by using the new approved hourly wage.

SEC. 7. *Filing.* Each seller subject to this order shall prepare a statement showing his customer's hourly rate as established by this order and shall keep it for examination by any person during ordinary business hours. A copy of such statement shall be filed with the Vermont District Office of the Office of Price Administration within thirty days after the effective date of this order. Suggested forms are available upon request. In case a seller subject to this order omits or fails to file within the prescribed period of time a statement showing the customer's hourly rate as established by this order, the maximum customer's hourly rate for such seller shall be the lowest customer's hourly rate on file with the Vermont District Office of Price Administration.

SEC. 8. *Records and notification*—(a) *Invoices.* Each seller subject to this order shall upon request furnish each purchaser with an invoice containing all of the following information, and in any event shall keep a copy thereof in his files for inspection by the Office of Price Administration:

(1) Seller's name and address.
(2) Date.
(3) Brief description of each service for which a charge is made.
(4) The customer's hourly rate and the number of hours for which a charge is made.
(5) Total labor charge.
(6) Materials furnished and charges therefor.
(7) Total charge.

(b) *Notification of compliance.* In the case of any sale subject to this order, the seller shall, where demand is made by the buyer, file a statement with the buyer that the selling price is not in excess of the maximum price determined in accordance with this order.

(c) *Records.* Each seller subject to this order shall, if he has productive employees, keep the records indicated below and shall make such records available for inspection by representatives of the Office of Price Administration.

"Productive employees" are employees who actually do plumbing, steamfitting and heating work, as distinguished from clerical or administrative employees.

(1) Name of each productive employee.
(2) Number of hours worked each day by each productive employee.
(3) Number of hours worked each pay period by each productive employee.
(4) Total wages paid to each productive employee each pay period.

SEC. 9. *Definitions.* (a) "Hourly wage" means the hourly straight time wage rate the seller had in effect on October 3, 1942, plus any "legal increase" since that date. The term "legal increase" means:

(1) In the case of employers of eight or less, any wage increase actually put into effect prior to July 20, 1944, plus any increases since that date resulting from predetermination of wage rates by the Secretary of Labor under the Davis-Bacon Act, or authorized by any Federal wage stabilization agency.

(2) In the case of employers of more than eight, any increase resulting from predetermination of wage rates by the Secretary of Labor under the Davis-Bacon Act, or authorized by any Federal wage stabilization agency. In the case of a seller who first became an employer after October 3, 1942, but before December 17, 1945, the term "hourly wage" means his legally proper straight-time wage rate.

(b) *"Most closely competitive seller of the same class."* "Seller of the same class" means a seller performing the same function, of similar type, and furnishing the same type of services to the same class of purchaser.

A seller's "most closely competitive seller of the same class" shall be a seller of the same class who (1) is furnishing the same or similar services, (2) is closely competitive in the sale of such services, and (3) is located nearest to the seller.

SEC. 11. *Exclusion.* This order does not cover any sale of plumbing, steamfitting, and heating services made pursuant to a written contract executed within thirty days prior to the effective date of this order, nor deliveries thereunder, nor the record-keeping requirements in connection therewith, if all of the work under such a contract is completed within thirty days after the effective date of this order and if the price for the sale under such contract and the record-keeping in connection therewith is in compliance with the provisions of Revised Maximum Price Regulation No. 251.

SEC. 12. *Amendment.* This order may be amended, revised or revoked at any time.

This order shall become effective February 1, 1946.

Issued this 18th day of January 1946.

ELDON C. SHOUP,
Regional Administrator.

[F. R. Doc. 46-7790; Filed, May 8, 1946; 4:57 p. m.]

[Columbia Order G-2 Under Gen. Order 68]

HARD BUILDING MATERIALS IN GREENVILLE COUNTY, S. C., AREA

For the reasons set forth in the accompanying opinion and under the authority vested in the District Director of the Columbia (South Carolina) District Office, Region IV, of the Office of Price Administration by General Order No. 68 issued by the Administrator of the Office of Price Administration in Region IV, and Delegation Order No. 93 issued November 5, 1945, it is hereby ordered:

SECTION 1. *What this order covers.* (a) This order covers all "retail sales" by any seller of the commodities specified in Table I whose place of business is located in the "Greenville County (South Carolina) Trade Area."

(b) The "Greenville County (South Carolina) Trade Area" for the purpose of this order consists of the entire county of Greenville, South Carolina.

SEC. 2. *Definition of retail sales.* For the purpose of this order, a retail sale means a sale to an ultimate user, including, among others, commercial users, industrial users and contractors.

SEC. 3. *Description of items covered by this order.* This order covers the list of "hard building materials" set forth in the annexed table, including but not limited to, plaster, lath, lime, cement, gypsum block, fire brick, fireclay, clay drain tile, flue lining, and insulation. Other related items may be added from time to time by amendment without reference being made to this section.

SEC. 4. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order. Except to the extent they are inconsistent with the provisions of this order, all other provisions of the General Maximum Price Regulation shall apply to sales covered by this order.

SEC. 5. *Maximum prices.* The maximum prices for building materials covered by this order are set forth in Table I which is annexed to and made a part of this order.

SEC. 6. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of Table I which lists maximum prices fixed by this order in each of his places of business in the Greenville County (South Carolina) Trade Area in a manner plainly visible to all purchasers.

SEC. 7. *Sales slips and records.* Every seller covered by this order who has customarily given his customers a sales slip or other evidence of purchase must continue to do so. Upon request from a customer such seller, regardless of previous custom, shall give the purchaser a receipt showing the date, name and address of the seller, the description of each item sold and the price received for it. If he customarily prepared his sales slips in more than one copy, he must keep for at least six months after delivery a duplicate copy of each sales slip delivered by him pursuant to this section.

For any sale of $50.00 or more each seller regardless of previous custom must keep records showing at least the following:

(1) Name and address of buyer.
(2) Date of transaction.
(3) Place of delivery.
(4) Complete description of each item sold and price charged.

SEC. 8. *Amendment.* This order may be amended or revoked at any time by the Office of Price Administration.

This Order No. G-2 shall become effective May 1, 1946.

Issued this 25th day of April 1946.

EDWARD H. TALBERT,
District Director.

TABLE 1

Item and unit	*Price*
Cement, lime, etc.:	
Plaster—wall, hard; 100 lb. sack	$1.10
Plaster—wall, hard; ton	21.00
Lime—hydrated; 50 lb. sack	.50
Lime—hydrated; barrel	2.00
Lime—finishing; 50 lb. sack	.75
Lime—finishing; barrel	3.00
Mortar mix; sack	.65
Mortar mix; barrel	2.60
Cement—portland; sack	.80
Cement—portland; barrel	3.20
Cement—Keenes; sack	2.50
Lath:	
3/8" gypsum (rock); M sq. ft	25.00
2.5 lb. metal; sq. yd	.32
3.4 lb. metal; sq. yd	.36
Insulation material:	
Insulation board—1/2"; M sq. ft	50.00
Insulation tile board—1/2", 16 x 32; M sq. ft	60.00
Insulation wool—mineral or glass, full thick; M sq. ft	65.00
Shingles, roofing, siding, etc.:	
Asphalt shingles—strip 12", 210 lb.; square	6.00
Asphalt shingles—hex strip 11 1/3", 167 lb.; square	5.00
Roll roofing—45 lb.; roll	1.50
Roll roofing—90 lb. mineral surfaced; roll	2.75
Asbestos siding—12" x 24", white; square	9.00
Roll brick siding; square	3.85
Gypsum sheathing—1/2"; M sq. ft	40.00
Sand; ton	2.50
Wall board:	
Gypsum board—1/4"; M sq. ft	35.00
Gypsum board—3/8"; M sq. ft	42.00
Standard presswood or hardboard: 1/8" 4' x 12'; M sq. ft	75.00

[F. R. Doc. 46-7776; Filed, May 8, 1946; 4:52 p. m.]

[Fort Worth Order G-2 Under Gen. Order 68]

BUILDING MATERIALS IN TOM GREEN, COKE, RUNNELS, IRION, AND STERLING COUNTIES, TEX.

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order No. 68, it is hereby ordered:

SECTION I. *What this order does.* This order establishes maximum prices for all retail sales of certain building materials specifically described in Appendix A of this order when such sales are made in the geographical area comprising Tom Green, Coke, Runnels, Irion, and Sterling Counties, Texas.

SEC. II. *Definitions.* 1. The term retail sales as used in this order means any sale of the building materials covered by this order to an ultimate user or to a contractor who will resell the same on an installed basis.

2. *Free delivery zone.* The term free delivery zone as used in this order includes all points within a radius of 5 miles from the place from which delivery is made and all points within the corporate limits of San Angelo, Texas.

SEC. III. *Maximum prices.* Maximum prices for commodities subject to this order are those set forth in Appendix A which is specifically made a part of this order, subject to the terms and conditions of sale and other limitations set forth therein.

SEC. IV. *The relation of this order to other regulations.* The maximum prices fixed by this order supersede any maximum prices or price determining method previously established by any other regulation or order issued by the Office of Price Administration for the commodities and sales covered by this order.

SEC. V. Each seller making sales subject to this order shall post a copy of Appendix "A" of this order plainly visible to all purchasers in each of his places of business located in the area covered by this order.

SEC. VI. *Invoices and notification.* Each seller making sales subject to this order shall, if requested by any purchaser of commodities subject hereto, make available to such purchaser for inspection a copy of this order. Each seller covered by this order is required to furnish each purchaser with an invoice at the time of sale, which must contain the following information:

1. Name and address of the purchaser.
2. A description of each commodity sold.
3. The quantity of each commodity sold.
4. The price charged for each commodity sold.
5. The type of sale, whether f. o. b. railroad car, f. o. b. seller's yard or store, delivered to job site in free delivery area, or delivered outside free delivery area.
6. If delivery is made outside the seller's free delivery zone, the amount of any delivery charges made stated separately on the invoice.
7. A statement of cash discounts allowed for prompt payment.
8. A separate statement of any amount added for the extension of credit.

Each seller is required to keep a duplicate of such invoice in his place of business, and make it available for inspection by the Office of Price Administration during regular business hours.

SEC. VII. *Addition of increase in supplier's prices prohibited.* The maximum prices set out by this order may not be increased by a dealer to reflect increases in purchase costs or in supplier's maximum prices occurring after the effective date hereof; but increases in the maximum prices set hereby to reflect such increases are within the discretion of the District Director.

SEC. VIII. *What this order prohibits.* Regardless of any obligation no person shall:

1. Sell, or in the course of trade or business, buy, building materials at higher prices than the maximum prices set by this order; but less than the maximum prices may at any time be charged, paid or offered.

2. Obtain higher than maximum prices by:

(i) Making a charge for delivery of building material items delivered within the free delivery zone hereinbefore defined.

(ii) Making a charge higher for the extension of credit than was made in March 1942 under the same or similar conditions.

(iii) Failure to give the discounts as established by your March 1942 practices.

(iv) Using any tying agreement or requiring that the buyer purchase anything in addition to the building materials requested by him; or

(v) Using any other device by which a higher than maximum price is obtained directly or indirectly.

SEC. IX. *Enforcement.* 1. Persons violating any provisions of this order are subject to civil and criminal penalties, including suits for treble damages, provided for by the Emergency Price Control Act of 1942, as amended.

2. Persons who have any evidence of any violation of this order are urged to communicate with the Fort Worth District Office of the Office of Price Administration.

SEC. X. *Building materials not covered by this order.* There are building materials sold and delivered in the area covered by this order which are not included in, and for which prices are not established in this order. The maximum prices for such building materials, when sold by any person covered by this order, shall continue to be determined under the applicable Maximum Price Regulation. Sellers who are in doubt as to the regulation applicable to such building materials should consult the Fort Worth District Office of the Office of Price Administration.

This order may be amended or revoked at any time by the Office of Price Administration.

This order shall become effective May 1, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250; 7 F.R. 7871; and E.O. 9328, 8 F.R. 4681)

Issued at Fort Worth, Texas, this 29th day of April 1946.

E. B. HOLLOWAY,
District Director.

APPENDIX A

Name of item	Sold in quantities of—	Selling unit	Maximum prices when sold f. o. b. railroad car	Maximum prices when delivered to job site in free delivery zone
Asphalt roofing, 100-lb. sack or carton.	100 lbs. to 1,900 lbs.	100-lb. sack or carton.		$2.45
Asphalt roofing, 100-lb. sack or carton.	1 ton or more	Ton		40.00
Face brick, textured or smooth, red to black, A-1 to A-8, C11-2, C11-3.	L. C. L.	1,000		43.75
	C. L. or more	1,000	$35.75	
Face brick, textured or smooth, creams, buffs, greys, and iron spots, B-1 to B-8, C-1 to C-3, D-1 to D-6.	L. C. L.	1,000		48.75
	C. L. or more	1,000	40.75	
Brick, fire 2,700° Everlast or equal.	Any	1,000		75.00
Brick, kiln run, common	L. C. L.	1,000		27.75
Brick, kiln run, common	C. L. or more	1,000	21.00	
Cement, Keene's, paper bags*	L. C. L.	100-lb. bag		1.85
Cement, Keene's, paper bags.*	C. L. or more	Ton	30.00	
Cement, masonry, Trinity mix or equal.*	L. C. L.	67-lb. sack		.70
Cement, masonry, Trinity mix or equal.*	C. L. or more	Bbl. (268 lbs.)	2.40	
Cement, portland, standard, in paper bags.*	L. C. L.	94-lb. bag		.80
Cement, portland, standard, in paper bags.*	C. L.	Bbl. (376 lbs)	2.85	
Cement, portland, hydroplastic.	L. C. L.	94-lb. bag		.95
Cement, portland, hydroplastic.	C. L. or more	Bbl. (376 lbs.)	3.45	
Cement, white*	L. C. L.	94-lb. bag		2.65
Cement, white*	C. L.	Bbl. (376 lbs.)	8.70	
Clay, fire, 100-lb. bags	Any	100-lb. bag		1.50
Drain tile, clay, 4"	Any	Linear ft		.12
Felt, 15-lb. asphalt or tarred	Any	Roll, 432 sq. ft		2.50
Felt, 30-lb. asphalt or tarred	Any	Roll, 216 sq. ft		2.50
Hardboard, all brands, 3/8" shorts, 4 x 2, standard untempered.	Any	100 sq. ft		6.85
Hardboard, all brands, 1/8" shorts, 4 x 3, 4 x 4 standard untempered.	Any	100 sq. ft		7.00
Hardboard, all brands, 1/8" standard lengths, 4 x 6 to 4 x 12, standard untempered.	Any	100 sq. ft		8.00
Hardboard, all brands, 1/8" shorts, 4 x 2, 4 x 3, 4 x 4, tempered.	Any	100 sq. ft		9.00
Hardboard, all brands, 1/8" lengths, 4 x 6 to 4 x 12 tempered.	Any	100 sq. ft		10.00
Hardboard, all brands, 3/16" shorts, 4 x 2, 4 x 3, 4 x 4, standard, untempered.	Any	100 sq. ft		9.00
Hardboard, all brands, 3/16" standard lengths, 4 x 6 to 4 x 12, standard untempered.	Any	100 sq. ft		10.00
Hardboard, all brands, 3/16" all lengths from 4 x 6 to 4 x 12, tempered.	Any	100 sq. ft		12.50
Hardboard, all brands, 1/4", all lengths, tempered tile board.	Any	100 sq. ft		12.50
Hardboard, all brands, 3/16" plain, asbestos board, 4' x 8', plain.	Any	100 sq. ft		11.35
Hardboard, 1/8" flexboard, 4' x 4', scored, J. M. or equal.	Any	100 sq. ft		15.00
Insulation—batts, thermal (paper backed) 4" full thick.	Any	100 sq. ft		6.50
Insulation board, 3/4" standard lath and board, Celotex or similar.	Any	100 sq. ft		4.50
Insulation Board, 1/2" standard lath and board, Celotex or similar.	Any	100 sq. ft		5.50
Insulation board, fibre, 1/2", T and G or bevel lap tile (all brands) in sizes 16" x 48" and 16" x 32", Old Ivory or variegated colors, Celotex or equal.	Any	100 sq. ft		6.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		7.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		8.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		9.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		10.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		11.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		12.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		13.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		14.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		15.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		16.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		17.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		18.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		19.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		20.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		21.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		22.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		23.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		24.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		25.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		26.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		27.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		28.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		29.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		30.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		31.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		32.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		33.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		34.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		35.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		36.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		37.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		38.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		39.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		40.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		41.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		42.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		43.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		44.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		45.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		46.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		47.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		48.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		49.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		50.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		51.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		52.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		53.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		54.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		55.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		56.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		57.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		58.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		59.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		60.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		61.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		62.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		63.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		64.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		65.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		66.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		67.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		68.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		69.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		70.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		71.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		72.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		73.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		74.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		75.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		76.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		77.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		78.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		79.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		80.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		81.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		82.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		83.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		84.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		85.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		86.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		87.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		88.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		89.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		90.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		91.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		92.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		93.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		94.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		95.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		96.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		97.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		98.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		99.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		100.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		101.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		102.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		103.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		104.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		105.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		106.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		107.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		108.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		109.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		110.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		111.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		112.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		113.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		114.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		115.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		116.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		117.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		118.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		119.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		120.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		121.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		122.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		123.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		124.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		125.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		126.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		127.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		128.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		129.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		130.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		131.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		132.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		133.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		134.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		135.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		136.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		137.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		138.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		139.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		140.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		141.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		142.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12, 12 x 12, 16 x 16, 24 x 24, old ivory or variegated colors, celotex or equal.	Any	100 sq. ft		143.50
Insulation board, fibre, 1/2", all brands, T and G or bevel lap tile in sizes 6 x 12,

District Office of the Office of Price Administration.

This order may be amended or revoked at any time by the Office of Price Administration.

This order shall become effective May 1, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; and E.O. 9328, 8 F.R. 4681)

Issued at Fort Worth, Texas, this 29th day of April 1946.

E. B. HOLLOWAY,
District Director.

APPENDIX A

The following are maximum prices for commodities, units, and types of sales specified. No cash discount shall be less than that allowed during March 1942 for the items covered by this order.

Name and description	When sold in quantities of—	Selling unit	Delivered in city limits and a 10-mile radius from operator's plant, yard, or store (both delivered and f. o. b. yard, in case of C. L. quantities)	F. o. b. plant, yard or store (f. o. b. railroad car in case of C. L. quantity)
Asphalt roofing, 100-lb in paper sacks or carton.	Any	100-lb sack or carton.	$1.80	$1.75
Cement, Keene's	1 sack to 5 tons.	100-lb sack	1.80	1.75
Cement, Keene's	5 tons or more but L. C. L.	Ton	35.25	34.25
Cement, Keene's	C. L. or more	Ton	29.40	28.40
Cement, masonry, paper sacks.	L. C. L.	67-lb sack	.75	.70
Cement, masonry, paper sacks.	C. L. or more	Bbl. (268 lb.)	2.60	2.40
Cement, portland, standard cloth bags.	L. C. L.	94-lb bag	.90	.85
Cement, portland, standard cloth bags.	C. L. or more	bbl. (376 lbs.)	3.25	3.05
Cement, portland, standard paper bags.	L. C. L.	94-lb. bag	.85	.80
Cement, portland, standard paper bags.	C. L. or more	bbl. (376 lbs.)	3.00	2.80
Cement, quickset, paper bags	L. C. L.	94-lb bag	1.05	1.00
Cement, quickset, paper bags.	C. L. or more	376-lb. bbl	3.80	3.60
Cement, white	L. C. L.	94-lb. sack	2.80	2.75
Cement, white	C. L. or more	376-lb. bbl	9.20	9.00
Felt, 15-lb. asphalt or tarred	Any	Roll (432 sq. ft.).	2.65	2.60
Felt, 30-lb. asphalt or tarred	Any	Roll (216 sq. ft.).	2.65	2.60
Fire clay, 100-lb. bags	Any	100-lb. bag	1.30	1.25
Hardboard, all brands 1/8" shorts 4 x 2 standard untempered.	Any	100 sq. ft	6.50	6.35
Hardboard, all brands 1/8" shorts 4 x 3 and 4 x 4, standard untempered.	Any	100 sq. ft	6.90	6.75
Hardboard, all brands 1/8" standard lengths, standard untempered, 4 x 6-4 x 12.	Any	100 sq. ft	8.15	8.00
Hardboard, all brands 1/8" tempered, 4 x 6 to 4 x 12.	Any	100 sq. ft	10.15	10.00
Hardboard, all brands 1/8" tempered shorts, 4 x 2, 3, and 4.	Any	100 sq. ft	8.65	8.50
Hardboard, all brands 3/16" standard lengths, 4 x 6 and 12, standard untempered.	Any	100 sq. ft	10.15	10.00
Hardboard, all brands 3/16" 4 x 6 to 4 x 12 tempered.	Any	100 sq. ft	12.65	12.50
Hardboard, all brands 3/16" tempered shorts, 4 x 2, 3 and 4.	Any	100 sq. ft	11.40	11.25
Hardboard, all brands 1/4" untempered, 4 x 12.	Any	100 sq. ft	14.15	14.00
Hardboard, all brands 1/4" tempered, 4 x 12.	Any	100 sq. ft	16.15	16.00
Hardboard, all brands 1/4" tempered, hardboard tile, 4 x 12 and 4 x 10.	Any	100 sq. ft	12.65	12.50
Hardboard, all brands 1/4" tempered, hardboard tile, 4 x 8.	Any	100 sq. ft	12.65	12.50
Hardboard, all brands 3/16" gray asbestos board, 4 x 8 plain.	Any	100 sq. ft	12.15	12.00
Hardboard, all brands 1/4" asbestos flexboard (gray) 4 x 4 scored.	Any	100 sq. ft	15.15	15.00
Insulation batts, thermal (paper backed) 4" full thick.	Any	Per sq. ft	.0765	.0750
Insulating board and lath, all brands, 1" board and lath, 4 x 6 to 4 x 12.	Any	Per 100 sq. ft	9.65	9.50
Insulation board, fibre, asphalt sheathing 25/32".	Any	Per 100 sq. ft.	7.65	7.50
Insulation board, fibre, 1/2" standard lath and board.	Any	Per 100 sq. ft.	5.65	5.50
Insulation board, fibre, 3/8" standard lath and board.	Any	Per 100 sq. ft.	4.65	4.50
Lath, metal, 2.5 lbs. copper bearing, painted diamond mesh.	L. C. L.	Sq. yd	.2715	.27
Lath, metal, 2.5 lbs. copper bearing, painted diamond mesh.	C/L or more	Sq. yd	.226	.226
Lath, metal, 3.4 lbs. copper bearing, painted diamond mesh.	L. C. L.	Sq. yd	$0.3015	$0.30
Lath, metal, 3.4 lbs. copper bearing, painted diamond mesh.	C/L or more	Sq. yd	.25	.25
(Lath Insulation—see insulation board and lath).				
Lime, Mason's hydrated	L. C. L.	50-lb sack	.70	.65
Lime, Mason's hydrated	C. L. or more.	Ton	21.90	20.90
Plaster, gauging	L. C. L.	100-lb sack	1.30	1.25
	C. L. or more.	Ton	21.11	20.11
Plaster, hardwall	L. C. L.	100-lb sack	1.05	1.00
	C. L. or more.	Ton	17.00	16.00
Plaster, moulding	L. C. L.	100-lb sack	1.30	1.25
	C. L. or more.	Ton	21.11	20.11
Roofing, asphalt, 75-lb mineral surface.	Any	Roll (108 sq. ft.)	2.80	2.75
Roofing, asphalt, 90-lb. mineral surface.	Any	Roll (108 sq. ft.)	3.05	3.00
Roofing, black smooth surface weathercote, 35-lbs.	Any	Roll (108 sq. ft.)	1.45	1.40
45-lbs.	Any	Roll (108 sq. ft.)	1.65	1.60
55-lb.	Any	Roll (108 sq. ft.)	1.95	1.90
Roofing, black smooth surface:				
Greystone 45#	Any	Roll (108 sq. ft.).	2.00	1.95
55#	Any	Roll (108 sq. ft.)	2.25	2.20
65#	Any	Roll (108 sq. ft.).	2.65	2.60
Roofing, black smooth surface:				
Whitestone 45#	Any	Roll (108 sq. ft.).	2.15	2.10
55#	Any	Roll (108 sq. ft.)	2.55	2.50
65#	Any	Roll (108 sq. ft.).	3.05	3.00
Shingles, asphalt, 167# 2 or 3 tab hexagon.	Any	Square	5.10	5.00
Shingles, asphalt, 210# to 220# (3 in 1) thickbutt.	Any	Square	6.10	6.00
Sheathing, gypsum, 1/2"	Any	Sq. ft	.0390	.0375
Siding, asbestos cement, 12 x 24 or 12 x 27 standard color.	Any	100 sq. ft	10.65	10.50
Tile, insulation, T & G or bevel lap, all brands, 1/2" 16 x 32, 16 x 48, old ivory or variegated colors.	Any	100 sq. ft	6.70	6.55
Tile, insulation, T & G or bevel lap, all brands, 1/2" 6 x 12, 12 x 12, 16 x 16 and 24 x 24, old ivory or variegated colors.	Any	100 sq. ft	7.65	7.50
Tile, insulation, T & G or bevel lap, all brands, 1/2" planking 6" to 16", all lengths.	Any	100 sq. ft	7.65	7.50
Wallboard, fibre, second quality, Commander, Bison, Economy and similar.	Any	100 sq. ft	4.15	4.00
Wallboard, fibre, first quality, Atlas, Beaver, Cornell, Pinstagon and Square Deal.	Any	100 sq. ft	4.65	4.50
Wallboard, fibre, 5/16" 4 x 6, 7, 8, 10, and 12, upson (blue center) or equal.	Any	100 sq. ft	5.15	5.00
Wallboard, fibre, 1/4" 4 x 8, 10, and 12, upson board or equal.	Any	100 sq. ft	5.65	5.50
Wallboard, fibre, double thick, upson tile.	Any	100 sq. ft	7.65	7.50
Wallboard, gypsum, 1/4"	Any	Per sq. ft	.0365	.0350
Wallboard, gypsum 3/8"	Any	Per sq. ft	.0415	.0400
Wallboard, gypsum 1/2"	Any	Per sq. ft	.0465	.0450

Item	When sold in quantity of—	Selling unit	F. o. b. plant	F. o. b. railroad car	F. o. b. dealers facility
Brick, common	1-1999	Per M	$17.25	$19.75	$23.75
Brick, common	2M-11999 12M and over	Per M	17.25	19.75	21.75
Brick, fire	Any	Per M	17.25	19.75	75.00

For sale of all brick a maximum cartage charge of $5.00 per M may be added to above prices when delivered to job site within the zone described as city limits or 10-mile radius.

For delivery outside of the delivery zone as defined in this order, those dealers owning delivery equipment may charge a maximum of 25 cents per truck mile one way; mileage to be calculated from the perimeter (outer) of the above described zone or 5 cents per hundredweight of materials delivered—whichever results in the smaller charge. This charge may be made in addition to the charge made for delivering materials within said delivery zone.

Sellers who do not own delivery equipment may negotiate with and engage a drayage company or common carrier to make deliveries. The actual charges made by the company engaged to make deliveries will be added as a separate item to the customer's invoice or sales slip.

[F. R. Doc. 46-7782; Filed, May 8, 1946; 4:55 p. m.]

[Region V Order G-13 Under SR 14A]

FLUID MILK IN EL PASO, TEX.

For the reasons set forth in the opinion accompanying this order, and under the authority vested in the Administrator of Region V, Office of Price Administration, by § 1499.73a (a) (1) (vii) (d) of Supplementary Regulation No. 14A and § 1499.75 (a) (9) of Supplementary Regulation No. 15 to the General Maximum Price Regulation, *It is hereby ordered:*

(1) The maximum prices established by § 1499.73a (a) (1) (vii) of Supplementary Regulation 14A to the General Maximum Price Regulation for fluid milk sold in the City of El Paso, Texas, are hereby increased by ½ cent per quart at wholesale and retail.

This order may be revoked, amended, or revised at any time.

Issued at Dallas, Texas, and effective this the 8th day of May 1946.

W. A. ORTH,
Regional Administrator.

Approved: May 3, 1946.

H. L. FOREST,
Acting Director, Dairy Branch, Production and Marketing Administration, U. S. Department of Agriculture.

Approved: May 8, 1946.

CHESTER BOWLES,
Director, Office of Economic Stabilization.

[F. R. Doc. 46-7774; Filed, May 8, 1946; 4:51 p. m.]

[Region V Rev. Order G-12 Under RMPR 251]

INSTALLED MINERAL WOOL AND INSULWOOL INSULATION IN KANSAS, AND CLAY AND JACKSON COUNTIES, MO.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to the authority vested in the Regional Administrator of the Office of Price Administration by section 9 of Revised Maximum Price Regulation No. 251; *It is hereby ordered:* That Order No. G-12 issued on the 7th day of December 1945, under Revised Maximum Price Regulation No. 251 establishing maximum prices for the sale of installed mineral wool when sold in the area comprising the counties of Clay and Jackson in Missouri, and the Counties of Wyandotte and Johnson in Kansas, and Amendment No. 1 to Order No. G-12 issued on the 25th day of February 1946, are consolidated and redesignated Revised Order No. G-12 under Revised Maximum Price Regulation No. 251 establishing maximum prices for sale of installed mineral wool and insul-wool insulation when sold in the area comprising the State of Kansas and the Counties of Clay and Jackson in Missouri, and are revised and amended to read as follows:

(a) *Transactions covered by this order.* This order covers sales of mineral wool and insul-wool insulation on an installed basis in existing structures. All items of incidental construction work as defined below remain covered by Revised Maximum Price Regulation 251.

"Mineral wool" means rock wool, slag wool and glass wool blown from molten materials and used to retain or exclude heat.

"Insul-wool" means that type of insulation commonly known and sold in the area covered by this order by the trade name "insul-wool" and used to retain or exclude heat.

"On an installed basis" means a transaction in which the seller furnishes mineral wool or insul-wool insulation, together with the labor, services and material required to incorporate such insulation into an existing structure. Installation may be performed by the pneumatic or blowing method, by the hand-packing method, or by the use of the batts and blankets.

"Incidental construction work" means work performed or services rendered with respect to a building or structure apart from the installation of mineral wool or insul-wool insulation. It also includes those materials and operations the cost of which are expressly described as not included in the prices of certain items listed in Table I of section (d) of this order.

(b) *Relationship of this order to Revised Maximum Price Regulation No. 251.* The provisions of this order supersede sections 6, 7, and 8 of Revised Maximum Price Regulation No. 251, except as otherwise provided in this order, with respect to sales of mineral wool and insul-wool insulation on an installed basis and incidental construction work. Except as otherwise provided herein, all transactions subject to this order shall remain subject to all provisions of Revised Maximum Price Regulation No. 251, together with all amendments that have been or hereafter may be issued.

On and after the effective date of this order, regardless of any contract or other obligations, no person shall sell, offer to sell, or deliver mineral wool or insul-wool insulation on an installed basis or incidental construction work as herein defined, at prices higher than the maximum prices established by this order.

(c) *Geographical applicability.* This order shall apply to all sales of installed mineral wool and insul-wool in structures located in the State of Kansas and the Counties of Clay and Jackson in Missouri.

(d) *Maximum prices.* The maximum prices for sales of mineral wool and insul-wool insulation on an installed basis shall be those shown in Table I of this section. Prices apply to all types and thicknesses of blown mineral wool and insul-wool and to all types and thicknesses of hand packed loose mineral wool and insul-wool and to batts and blankets. The prices listed in Table I are based upon an insulation thickness of 4 inches. For each inch or fraction of inch of insulation over 4 inches, when ordered by the buyer, the seller may make an additional charge of 2¢ per inch per square foot. For each inch of thickness under 4 inches the seller shall deduct 2¢ per square foot. A 3/8-inch tolerance may be allowed for thicknesses of 4 inches or over, but no tolerance shall be allowed for thicknesses under 4 inches.

The drawings referred to in Table I are on file with the Division of the Federal Register, and are hereby made a part of this order. For the convenience of sellers and buyers, and in the interest of simplification and clarity of description, copies of these drawings are attached to this order and distributed by the Office of Price Administration.

Where a machine or a crew of two or more workers is used on mineral wool or insul-wool insulation jobs and the total charge as determined in accordance with the maximum prices listed in Table I is $40 or less, the seller may add $10 to such charge.

In cases where the seller must transport the mineral wool or insul-wool to an insulation job site outside the county wherein the insulation is kept or stored, the seller may add 1¢ per square foot of insulation for each 25 miles or fraction thereof it is transported beyond the county line, to the total charge computed under the provisions of Table I of Section (d) of this order. This transportation charge within the meaning of this paragraph must be computed by using the distance of the most direct and practical route from the county line to the insulation job site.

TABLE I—MAXIMUM PRICES

FLAT AREAS

	Prices per sq. ft. (4" thickness basis) (cents)
Exposed ceilings	
1. Open attics with over 24" clearance to roof. No roof opening necessary, open blowing conditions. Drawing 1	12
2. Under flat built up roofs (suspended ceiling) with over 24" clearance between roof and hung ceiling; open blowing conditions. (Price includes cost of opening and closing for area 500 square feet and over. Price does not include opening and closing for areas under 500 square feet.) Drawing 2	13
Covered ceilings	
(Prices include cost of removing and replacing flooring)	
3. Open attics with a single rough flooring and accessible. No roof opening necessary. Drawing 3	14
4. Open attics with finished single floors. Drawing 4	15
5. Open attics with finished double floors. Drawing 5	16
Flat ceilings in closed spaces	
(Prices do not include cost of opening and closing)	
6. Flat ceilings in closed spaces under pitched or sloping roofs where opening in roof is necessary, such as pocket areas behind knee walls, areas under roof ridges, or extensions which are practically flat. Drawing 6	14
7. Ceilings in closed space under ridge of pitched roofs, where opening for the full length of ridge is necessary because of small clearance between ridge and ceiling area. Drawing 7	14
8. Flat built up roof types including row house construction and commercial buildings. Drawings 2 and 8	15
9. Flat roof decks covered with tin, copper or canvas. Drawing 9	16
10. Overhang. Drawing 10	17
11. Dormer tops. Drawing 11:	
(a) Where no retainer material is necessary	17
(b) Where retainer material is necessary	17
12. Bay window top or bottom. Drawing 12	17
Floors	
(Prices include cost of opening and closing)	
13. Any exposed floors over garage ceilings, open porches or similar types of areas where the underside of the area to be insulated is closed and finished. Drawing 13	18
14. Any exposed floors where the areas to be insulated are not closed and finished and where retaining materials are required. Drawing 14	18
Floors over unexcavated areas	
(Prices do not include cost of retaining materials)	
15. Batts and blankets. Drawing 15	15
16. 4" fill over retaining material and lath retaining surface. Drawing 16	17
SLOPING AREAS	
17. All slopes where closed and finished on the interior side of the rafters. (Price does not include cost of opening and closing.) Drawing 17	14

TABLE I—MAXIMUM PRICES—*Continued*

SLOPING AREAS—continued

	Prices per sq. ft. (4" thickness basis) (cents)
Exposed ceilings	
18. Open rafters and slopes where batts or blankets are used, such as pockets outside of knee walls where blow is impractical. (Prices do not include cost of opening and closing.) Drawing 18	16
19. Open rafters and slopes. Insulation held in place by retaining material. (Price includes cost of retainer material, if used.) Drawing 19	17
Knee walls and partitions	
20. Interior plastered walls where no decoration is necessary except plaster patching. Drawing 20. (Price includes opening and closing.)	16
21. Knee walls adjacent to slopes and easily accessible, no openings required. (Price includes cost of retaining material.) Drawing 21	17
22. Knee walls not accessible, requiring retaining material. (Price includes cost of retaining material but does not include opening and closing.) Drawing 22	17
23. Stairwells. (Prices include opening and closing.) Drawing 23:	
(a) Soffitte	22
(b) Walls (measurement of walls may be taken as rectangle from floor to ceiling.)	16
Exterior walls	
(Prices include cost of opening and closing)	
24. Exterior walls with inner finish whose outer surface is composed of:	
(a) Wood or asphalt shingles	16
(b) Wood clapboard	16
(c) Brick or stone veneer	18
(d) Stucco	19
(e) Asbestos-cement shingles	18
(f) Insulated brick, drawings 24 and 30	18
25 and 26. Gable and end walls with inner finish:	
(a) Wood or asphalt shingle	16
(b) Wood clapboard	16
(c) Brick or stone veneer	19
(d) Stucco	19
(e) Asbestos-cement shingles	18
(f) Insulated brick. Drawings 25, 26 and 27	18
27. Gable and end walls without inner finish, requiring standard retaining material. (Price includes cost of retaining material.) Drawings 25, 26 and 27	15
28. Dormer checks and faces with inner finish. Drawings 28 and 29:	
(a) Wood or asphalt shingles	16
(b) Wood clapboard	16
(c) Brick or stone veneer	20
(d) Stucco	18
(e) Asbestos-cement	18
(f) Insulated brick	17
29. Dormer cheeks and faces without inner finish, requiring retaining material. (Prices include cost of retaining material.) Drawings 28 and 29	15

Openings and closings. A separate additional charge may be made for openings and closings only in those cases where opening and closing are not specifically included in the price applicable to the category. The charge includes payment for all labor and material including that used for replacement of material where necessary. This charge applies only to work performed by the installer in connection with installation of mineral wool and insul-wool insulation.

The above prices shall be cash prices. They shall not be increased even though the seller may elect to extend credit for 30 days. If credit is provided according to F. H. A. plans, the prices set forth in the Table I above shall not be increased but a charge for credit may be made in accordance with F. H. A. rules where credit is provided in accordance with such rules.

(e) *Measurements.* It shall be the seller's responsibility to ascertain that all measurements are accurate. Measurements for exterior walls are to be taken overall, with no deduction for openings, except for sun porch walls, store fronts or similar areas where windows and door areas must be deducted. In the case of elevator wells, ventilators, skylights, monitors and pent houses on flat roofs the entire such area must be deducted where they are more than 16 square feet in area and extend through the flat ceiling area to be insulated. For attic floors outside gross dimensions may be taken. In measuring the height of knee walls, to the height between floors, joists and rafters add one foot for floor seal piling of granulated insulation. For slopes add six inches to length of clear span for capping intersecting surfaces. For flat ceilings which intersect slopes add one foot to length of span taken at right angles to intersecting slopes. For stairwell walls measurement may be taken as a rectangle from floor to ceiling and not as triangles.

In determining the total of the square foot area for each category of insulation installed a tolerance of 5 percent will be recognized.

(f) *Maximum prices for special insulation and related work and incidental construction.* The maximum prices that may be charged by sellers for special insulation and related work and incidental construction work for which no separate dollars-and-cents price has been set out in Table I of this order shall be the maximum prices established in accordance with Revised Maximum Price Regulation No. 251.

(g) *Quoting a "guaranteed price".* The seller may offer to sell an insulation job covered by this order on the basis of a "guaranteed price" wherein the seller agrees to charge a fixed amount: *Provided, however,* That the so-called "guaranteed price" must not be higher than the maximum price figured in accordance with the pricing methods and requirements of this order. The seller shall stamp or otherwise mark conspicuously on each invoice or statement a statement in substantially the following form: "Prices are at or below ceiling prices set by OPA Regional Revised Order G–12 under RMPR No. 251:

(h) *Records, invoicing and notification requirements*—(1) *Record keeping requirements.* Every seller of mineral wool or insul-wool insulation sold on an installed basis, whether the sale is made as a part of a general contract calling for installation of other commodities or not, shall preserve records showing the following information:

(i) The date on which the installation was completed.

(ii) The name and address of the seller and buyer.

(iii) The number of square feet and type of insulation installed, the thickness of insulation material, and the areas in which such insulation material was installed.

(iv) The price charged for each separate category exactly as stated in Table I, including category number and drawing number.

(v) The terms of sale.

(vi) A statement of any special insulation and related work and incidental construction work.

(2) *Invoicing requirements.* Any seller suject to this order, upon request of a purchaser, must furnish an invoice which contains all of the information set out in paragraphs (i) through (vi) of section (b) (1) of this order.

(3) *Notification requirements.* Every person making sales subject to this order shall notify the purchaser of the existence of this order, and, if requested, show the purchaser a copy of this order as well as a copy of Revised Maximum Price Regulation No. 251.

(i) *Revocation.* This order may be revised, amended, or revoked at any time by the Office of Price Administration.

This Revised Order No. G–12 shall become effective May 15th, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 323, 78th Cong.; E.O. 9250, 7 F.R. 7871; and E.O. 9328, 8 F.R. 4681)

Issued at Dallas, Texas this 30th day of April 1946.

W. A. ORTH,
Regional Administrator.

[F. R. Doc. 46–7780; Filed, May 8, 1946; 4:54 p. m.]

[Region VII Order G–35 Under 18 (c), Amdt. 3]

IMITATION FRUIT PRESERVES, JAMS AND JELLIES IN DENVER REGION

Order No. G–35 under § 1499.18 (c) of the General Maximum Price Regulation. Amendment No. 3, adjustment of prices for imitation fruit preserves, jams and jellies in Region VII of the Office of Price Administration; Docket No. 7–18 (c)–45.

Pursuant to the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and § 1499.18 (c) of the General Maximum Price Regulation, and for the reasons set forth in the accompanying opinion, Amendment No. 2, issued under date of September 16, 1944, is hereby superseded by this Amendment No. 3, which is made to read as follows:

1. Subparagraphs (1) and (2) of paragraph (a) are amended to read as follows:

(1) Manufacturers' and packers' maximum prices f. o. b. plant for imitation fruit preserves and jams in 15-ounce, 1-pound, 31-ounce, 2-pound, 4-pound 8-ounce, 5-pound, 5-pound 4-ounce, and 30 pound kit containers shall from and after the effective date of this Amendment No. 3 be as follows:

	15 ounces		1 pound	
	25% fruit 20% pectin 55% sugar	30% fruit 15% pectin 55% sugar	25% fruit 20% pectin 55% sugar	30% fruit 15% pectin 55% sugar
	Per doz.	*Per doz.*	*Per doz.*	*Per doz.*
Strawberry	$1.76	$2.24	$1.88	$2.38
Youngberry	1.82	2.30	1.93	2.45
Blackberry	1.78	2.26	1.90	2.41
Peach	1.53	1.98	1.63	2.11
Plum	1.61	2.07	1.71	2.21
Cherry	1.68	2.16	1.79	2.31
Black raspberry	1.80	2.29	1.92	2.44
Raspberry	1.80	2.29	1.92	2.44

	31 ounces		2 pounds	
	25% fruit 20% pectin 55% sugar	30% fruit 15% pectin 55% sugar	25% fruit 20% pectin 55% sugar	30% fruit 15% pectin 55% sugar
	Per doz.	*Per doz.*	*Per doz.*	*Per doz.*
Strawberry	$3.23	$4.11	$3.35	$4.25
Youngberry	3.35	4.25	3.46	4.39
Blackberry	3.28	4.16	3.39	4.30
Peach	2.87	3.74	2.97	3.87
Plum	3.03	3.94	3.14	4.07
Cherry	3.19	4.12	3.30	4.26
Black raspberry	3.33	4.22	3.44	4.36
Raspberry	3.33	4.22	3.44	4.36
Boysenberry				3.67
Apricot				3.67
Pineapple				3.67
Pine cot				3.87
Loganberry				3.92

	4 lbs. 8 oz.		5 pounds	
	25% fruit 20% pectin 55% sugar	30% fruit 15% pectin 55% sugar	25% fruit 20% pectin 55% sugar	30% fruit 15% pectin 55% sugar
	Per doz.	*Per doz.*	*Per doz.*	*Per doz.*
Strawberry	$7.54	$9.27	$8.66	$10.57
Youngberry	7.81	9.59	8.95	10.93
Blackberry	7.64	9.38	8.76	10.70
Peach	6.37	7.97	7.35	9.13
Plum	6.75	8.42	7.77	9.63
Cherry	7.11	8.85	8.17	10.11
Black raspberry	7.75	9.52	8.89	10.86
Raspberry	7.75	9.52	8.89	10.86
Boysenberry	6.47	7.97		
Apricot	5.87	7.97		
Pear	5.87			
Pineapple	6.92	8.52		
Pine cot	6.92	8.52		
Loganberry	6.92	8.52		

	5 lbs. 4 oz.		30-pound kit	
	25% fruit 20% pectin 55% sugar	30% fruit 15% pectin 55% sugar	25% fruit 20% pectin 55% sugar	30% fruit 15% pectin 55% sugar
	Per doz.	*Per doz.*	*Each*	*Each*
Strawberry	$8.97	$10.95	$3.93	$5.00
Youngberry	9.28	11.33	3.87	4.92
Blackberry	9.08	11.11	3.78	4.81
Peach	7.60	9.46	3.35	4.33
Plum	8.04	9.99	3.59	4.58
Cherry	8.46	10.49	3.79	4.82
Black raspberry	9.21	11.27	4.04	5.14
Raspberry	9.21	11.27	4.04	5.14
Boysenberry				
Apricot				
Pear				
Pineapple			3.58	4.56
Pine cot				
Loganberry				

(2) Manufacturers' and packers' maximum prices f. o. b. plant for imitation fruit jellies shall, from and after the effective date of this Amendment No. 3, be as follows:

Jelly—12½% fruit juice, 32½% pectin, 55% sugar

10-Oz. Tumblers, assorted—$1.28 per dozen.
13-Oz. Tumblers, assorted—$1.56 per dozen.

2. Paragraph (e) is amended to read as follows:

(e) *Notification of change in maximum prices.* With the first delivery after the effective date of Amendment No. 3 to this Order No. G–35 of an item of fruit preserves, jams, or jellies in any case where a seller determines his maximum price pursuant to this regulation, he shall supply each wholesaler and retailer who purchases from him with written notice as set forth below:

(Insert date)

NOTICE TO WHOLESALERS AND RETAILERS

Our OPA ceiling price for ---
(Describe item by kind,

---
flavor, brand, and container type and size)

has been changed by the Office of Price Administration. We are authorized to inform you that if you are a wholesaler or retailer pricing this item under Maximum Price Regulations Nos. 421, 422, or 423, you must refigure your ceiling price for this item on the first delivery of it to you from your customary type of supplier containing this modification on or after April __, 1946. You must refigure your ceiling price following the rules in Section 6 of Maximum Price Regulations Nos. 421, 422, or 423, which ever is applicable to you.

For a period of 60 days after making such change in the maximum price of an item, and with the first shipment after the 60-day period to each person who has not made a purchase within that time, each packer shall include in each case or carton containing the item the written notice set forth above.

Effective date. This Amendment No. 3 shall become effective on the 23d day of April 1946.

Issued this 23d day of April 1946.

RICHARD Y. BATTERTON,
Regional Administrator.

[F. R. Doc. 46–7784; Filed, May 8, 1946; 4:55 p. m.]

[Region VIII Order G–8 Under Gen. Order 68]

BUILDING MATERIALS IN NEVADA

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of the Office of Price Administration by section (a) of General Order No. 68, it is hereby ordered:

(a) *What this order does.* This order establishes maximum prices for every retail sale in Nevada (except Clark and Lincoln Counties) of the building materials specified in Appendix A attached to this order.

(b) *Maximum prices.* The maximum price for a retail sale of any item listed in Appendix A shall be the price therein stated. In the case of such a sale, no person shall sell or deliver, offer to sell or deliver, and no person in the course of trade or business shall buy or receive any

such item at a price higher than the maximum price therefor. Prices lower than the maximum prices may, of course, be charged or demanded.

(c) *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order.

(d) *Posting of maximum prices.* Every person making sales subject to this order shall post a copy of the list of maximum prices fixed by this order in each of his places of business in the area covered by this order in a manner plainly visible to all purchasers.

(e) *Records and invoices.* Every person making sales subject to this order must keep a record showing in respect to each sale the identity of each item sold (sufficiently specific to permit the maximum price to be determined, and including the quantity and size), the unit price, the date of sale, the names and addresses of the buyer and the seller, and the total price. Delivery and freight charges, if any shall be shown separately and, if not so shown, may not be made. Each seller shall also furnish each customer at the time of sale or delivery an invoice or sales slip on which he has itemized the same information. These records and duplicates of such invoices or sales slips shall be kept by each seller at his place of business for so long as the Emergency Price Control Act of 1942, as amended, shall remain in effect, and shall be available for inspection by the Office of Price Administration.

(f) *Definitions.* (1) "Retail sale" means a sale to an ultimate user or to any person (such as a contractor) for resale on an installed basis.

(g) This order may be modified or revoked at any time.

This order shall become effective May 12, 1946.

Issued this 29th day of April 1946.

BEN C. DUNIWAY,
Regional Administrator.

APPENDIX A

Nevada (except Clark and Lincoln Counties). The following are maximum prices for retail sales of the building materials named below. For sellers whose place of business nearest to the buyer's delivery point is located elsewhere than in the city limits of Reno or Sparks, Nevada, such prices may be increased by the amount of the seller's actual costs for incoming freight but not by more than the lowest available common carrier freight rate from either of those cities to such place of business for the type of shipment used. These maximum prices are subject to discount and delivery allowances as follows:

Discounts. Customary discounts, allowances, and other price differentials shall be applied to these prices. In the case of sales to contractors and subcontractors for resale on an installed basis (except on sales of plaster, cement, terra cotta and vitrified products, and metal and gypsum lath) the discounts shall be not less than 5 percent.

Deliveries. No charge may be made for a delivery to a point within five miles of a seller's nearest place of business. For deliveries to more distant points a seller may charge the actual cost of delivery not exceeding the lowest applicable common carrier rate for a similar type of delivery.

Commodity and unit	Maximum price
Plaster:	
Hard wall; 100-lb. sack	$0.90
Gauging; 100-lb. sack	.95
Moulding; 100-lb. sack	.95
Keene cement; 100-lb. sack	1.75
Quicklime; 180-lb. sack	3.00
Processed lime; 60-lb. bag	.90
Lime hydrate; 50-lb. bag	.75
Stucco:	
Interior; 100-lb. sack	2.00
Exterior; 100-lb. sack	2.00
Gypsum lath:	
⅜"; sq. yd	.245
½"; sq. yd	.225
Metal lath:	
2.5 diam. painted, copper bearing; sq. yd	.26
3.4 diam. painted, copper bearing; sq. yd	.275
Corner bead (regular); lin. ft	.025
Corner bead (expanded); lin. ft	.045
Cement:	
Portland (regular); 94-lb. sack	.95
Portland (waterproof); 94-lb. sack	1.00
Early strength; 94-lb. sack	1.15
White; 94-lb. sack	2.50
Atlas (regular); 94-lb. sack	2.85
White sand; 100-lb. sack	1.25
Fire clay; 100-lb. bag	1.50
Clay drain tile:	
4"; lin. ft	.13
6"; lin. ft	.20
Vitrified sewer pipe:	
4"; lin. ft	.30
6"; lin. ft	.40
Flue lining:	
8" x 8"; lin. ft	.50
8" x 13"; lin. ft	.725
13" x 13"; lin. ft	1.125
13" x 17"; lin. ft	1.40
17" x 17"; lin. ft	1.97
Terra cotta chimney pipe:	
5" bell; per piece	.80
5" straight; per piece	.80
5" tee; per piece	1.60
6" bell; per piece	.90
6" straight; per piece	.95
6" tee; per piece	1.90
Fire brick; each	.14
Rosin sized sheathing:	
20 #; roll	1.30
30 #; roll	2.00
Gypsum sheathing: ½"; 1,000 sq. ft	39.50
Roofing:	
45 # roll; roll	1.95
55 # roll; roll	2.25
65 # roll; roll	2.80
90 # roll; roll	2.80
Diamond point, roll	3.65
Asphalt shingles:	
167-lb., square	5.65
210-lb., thick butt; square	7.40
150-lb., interlock; square	5.00
130-lb., dutchlap; square	4.80
9 x 12¾ hip and ridge; square	8.90
Kraft sheathing:	
20-lb., 500 sq. ft	1.90
14-lb., 500 sq. ft	1.85
Gypsum wallboard:	
¼", 1,000 sq. ft	38.00
⅜", 1,000 sq. ft	45.00
½", 1,000 sq. ft	50.00
Asphalt sheathing No. 8: 35-lb. roll; 300 sq. ft	1.80
Saturated felt:	
15-lb. roll; 324 sq. ft	1.95
30-lb. roll; 216 sq. ft	2.75
Split sheet, roll	2.07
Asbestos felt, 20-lb., roll	1.60
Fibre insulating board:	
½" std., 1,000 sq. ft	47.50
⅜" std., 1,000 sq. ft	38.00
Asbestos cement siding:	
185-lb., 100 sq. ft	10.50
White, 100 sq. ft	10.50
Brown and green, 100 sq. ft	12.00
Asbestos cement roofing shingles, 100 sq. ft	13.10
Masonite:	
⅛" hard density, 1,000 sq. ft	$35.00
5/16" std. density, 1,000 sq. ft	95.00
Thermal insulation batts:	
2" semi-thick, 1,000 sq. ft	57.00
3⅝" ful-thick, 1,000 sq. ft	80.00
Kimsul, 1,000 sq. ft	55.00

[F. R. Doc. 46-7789; Filed May 8, 1946; 4:57 p. m.]

[Region VIII Rev. Order G-10 Under RMPR 251]

PLUMBING SERVICES IN CENTRAL AND NORTHERN CALIFORNIA

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of the Office of Price Administration by Sections 9 and 20 of Revised Maximum Price Regulation No. 251, Order No. G-10 under that regulation is revised in its entirety to read as follows:

(a) *What this order does.* This order fixes maximum prices for all plumbing services for jobs selling for less than $1,000 and performed in that portion of Northern California lying north of and including Monterey, Kings, Tulare, Fresno, and Mono Counties, and this order applies to all of such services whether supplied under a lump-sum or cost-plus contract or otherwise. The maximum prices established by this order include all expenses, and no additional charge may be made for any other cost or incidental service, except as permitted by this order.

(b) *Relation to Revised Maximum Price Regulation No. 251.* Except as otherwise provided in this order, this order supersedes sections 6, 7, and 8 of Revised Maximum Price Regulation No. 251 with respect to sales covered by this order, including orders issued to individual sellers pursuant to section 6 (b) thereof. Except to the extent that they are inconsistent with the provisions of this order, however, all other sections of Revised Maximum Price Regulation No. 251, together with all amendments thereto that have been or may be issued, shall apply to sales covered by this order.

(c) *Maximum prices.* The maximum price for plumbing services in the areas described above shall be the sum of a charge for labor, a charge for the materials used, and such other charges as may be permitted by this order. The maximum charge for labor shall be the sum of separate charges determined by multiplying the number of hours of labor performed in the labor classifications set forth in subparagraph (c) (1) multiplied by the applicable maximum hourly rate. The maximum price of the materials supplied shall be determined under the provisions of subparagraph (c) (2).

(1) *Maximum labor charge.* (i) The maximum hourly rate for sellers employing one or more journeyman plumbers, apprentices, or semi-skilled or common laborers shall be as follows:

Journeyman plumbers. The rate shown in Column A or the "labor cost" multiplied by the percentage in Column B and rounded to the nearest five cents, whichever is lower.

Location of place of business	Column A	Column B
		Percent
Alameda, Contra Costa, Marin, Napa, San Francisco, San Mateo, and Solano Counties	$3.00	160
Remainder of the counties covered by this order	2.75	150

Apprentices and laborers. 150% of the labor cost.

(ii) *The maximum hourly rate for sellers who employ no journeyman plumbers, apprentices, or semi-skilled or common laborers* shall be as follows:

Location of place of business:	*Maximum hourly rate*
Alameda, Marin, Sacramento, and San Mateo Counties	$2.75
San Francisco County	3.00
Sellers located in remaining counties covered by this order	2.25

The Director of the San Francisco District Office, in response to any application therefor, may issue an order increasing the maximum hourly rate provided by this subparagraph (c) (1) (ii) for any seller who demonstrates that his maximum hourly rate, as determined under Revised Maximum Price Regulation No. 251, exceeds that provided herein; but no such order may increase a maximum hourly rate above the level of such rates prevailing under this order among other sellers in the locality of the applicant.

(iii) *Overtime.* If overtime work is performed during hours for which the labor cost in the area in which the seller has his business address is 1½ or 2 times the straight time labor cost, and if the employee is actually paid 1½ or 2 times such straight time labor cost, the maximum hourly rate provided above may be increased by 1½ or 2 times, as the case may be. In no event may any charge be made for overtime work in excess of the straight time hourly rate unless such overtime work is performed at the customer's request.

(iv) *Measurement of hours.* The number of hours to be charged against any job is to be counted from the time the workman leaves the shop or the previous job (whichever is later) until he completes the job if he proceeds to another job, or until he returns to the shop if he proceeds there directly. The hours for which charges are made shall not exceed those shown on the seller's payroll records nor those shown on any records or invoices which this order may require the seller to prepare or keep.

(2) *Materials*—(i) *New materials.* The maximum price that may be charged for any new material supplied shall be the lower of the following:

(a) The highest price charged for such material by the seller during March 1942, plus any increases which the Office of Price Administration may have authorized in sales to the class of buyer in question, or

(b) The price published as of the date of issuance of this Revised Order No. G-10 in "A Price Guide on Plumbing Materials" published by Current Price Bureau, 55 New Montgomery Street, San Francisco, California, or a price subsequently approved by the Office of Price Administration and published in such guide for sales to the class of buyer in question. In the case of sellers located in Mono County the "Merchants Plumbers Guide" issued by John B. Reeves and Son, 3665 South Vermont Avenue, Los Angeles 7, California, shall be substituted for "A Price Guide on Plumbing Materials".

(ii) *Used materials.* The maximum price for used materials supplied shall be the ceiling price established by Maximum Price Regulation No. 465 (Used pressure tanks), or Maximum Price Regulation No. 546 (Used plumbing equipment), where such regulations are applicable.

(iii) The maximum price for any new or used materials for which a maximum price cannot be established as hereinabove provided shall be the seller's cost thereof (including any freight or cartage paid by him for transportation of such material to his place of business) not to exceed the maximum price thereof applicable to sales by his supplier to him, plus 35%.

(3) *Other charges.* The following additional charges may be made:

(i) *Rental of special equipment.* The maximum hourly rate for the use of special equipment shall be that provided by Maximum Price Regulation No. 134; or, when no rate is there provided, the seller's highest hourly rental in effect during March 1942: *Provided, however,* That the seller has written records kept in the regular course of business to substantiate such rates and charges. If he has no substantiating records, he must apply in writing to the San Francisco District Office of the Office of Price Administration for maximum rates, and may not charge for the use of such equipment until his maximum rates have been set by the District Office pursuant to such application. "Special equipment" does not include ordinary hand tools.

(ii) *Minimum charge.* If a job requires less than one man-hour, there may be collected a minimum charge equal to the maximum charge for one hour or, in the case of outside sewer stoppage removal, $5.00.

(iii) *Out of town travel expenses.* When work necessitates employees being away from their homes overnight, there may be made a subsistence charge not exceeding the daily rate for subsistence established by a contract between union and seller and a travel charge not exceeding five cents per mile each way, or the public carrier rate from the employer's place of business to the job, whichever is lower. No such charges may be made unless authorized in writing by the customer prior to commencement of the work and unless invoiced as a separate item, and they may not be made in an amount greater than the expenses incurred.

(iv) *Building permits, inspection fees, and freight.* A seller may charge the exact amount paid by him for building permits, inspection fees, and freight on materials supplied; but the charge for freight may not exceed the common carrier rate from the nearest wholesale receiving point nor may it be made unless it was the seller's practice to make such charge during March 1942 or, if he had no practice at that time, it was that of his closest competitors.

(v) *Mileage.* For necessary travel to and from a job more than five miles from the seller's nearest place of business, as measured along the most direct customary route, mileage may be charged at the rate of five cents per mile both ways, but only for the excess over such distance.

(vi) *Sub-contractor.* A charge may be made for sub-contracts incidental or supplemental to the main contract, equal to cost plus 10%.

(d) *Definitions.* (1) "Plumbing services" means plumbing installation, repair, and maintenance services, the sale of installed plumbing materials, and the installation of oil burners, feed lines, and automatic sprinklers. "Plumbing" means gas, water, fuel, and oil, and steam distribution, or waste removal systems.

(2) "Labor cost" means the wage rate in effect on October 3, 1942, or the wage rate which has been established by proper governmental agencies for the particular classification of labor and in the area in which the seller has his busines address, but not more than the wage rate actually paid. In the case of a seller performing some of the direct work on a job himself, his "labor cost" therefor shall be deemed to be the wage rate prevailing in the area for journeyman plumbers.

(3) Unless the context otherwise requires, the definitions set forth in Revised Maximum Price Regulation No. 251 and in Section 302 of the Emergency Price Control Act of 1942, as amended, shall apply to any other terms not specifically defined herein.

(e) *Notification to purchasers.* Every person making sales subject to this order, excepting lump-sum contracts, shall furnish to the customer upon request an invoice or sales slip on which he has itemized charges for materials and labor (including wage rates and hours of labor) and any other additional charges permitted by this order, and on which he has certified that the price charged does not exceed the prices permitted by this Revised Order No. G-10 under Revised Maximum Price Regulation No. 251.

(f) *Records.* Every person making sales subject to this order shall keep a record of all employees' time and in addition shall maintain itemized records of the charges made for each job for labor (including wage rates and hours of labor) and materials used for as long as the Emergency Price Control Act of 1942, as amended, remains in effect. The materials used on a job shall be properly identified, including a description of the amount, size, number, and grade. The job cards showing both the time and material consumed shall be signed by the employee responsible for the use of labor and materials on the job in question. Travel time or other additional charges permitted by this order shall be clearly listed on the record as such. All such records shall be available for inspection at any time by the Office of Price Administration.

(g) This order may be revoked, amended, or corrected at any time.

This Revised Order No. G-10 shall become effective April 28, 1946.

Issued this 23d day of April 1946.

BEN C. DUNIWAY,
Regional Administrator.

[F. R. Doc. 46-7786; Filed, May 8, 1946; 4:56 p. m.]

[Region VIII Order G–11 Under RMPR 122, Amdt. 1]

SOLID FUELS IN SAN FRANCISCO REGION

An opinion accompanying this amendment has been issued simultaneously herewith. Order No. G–11 under Revised Maximum Price Regulation No. 122 is amended to read as follows:

(a) To the maximum prices established by the orders listed in paragraph (b) below for sales of solid fuels to persons other than resellers may be added 10 cents per net ton.

(b) Sellers to which this Order No. G–11 applies are those covered by the following orders issued under Revised Maximum Price Regulation No. 122,

Order Second revised:	Area covered
G–2	Seattle, Wash.
G–4	Kellog, Idaho.
G–7	Tacoma, Wash.
G–9	Designated areas in the State of Washington.
G–10	Pendleton, and La Grande, Oreg.

This Order No. G–11 shall become effective January 2, 1946.

This amendment to Order No. G–11 shall become effective April 19th, 1946.

Issued this 19th day of April 1946.

GUY R. KINSLEY,
Acting Regional Administrator.

[F. R. Doc. 46–7785; Filed, May 8, 1946; 4:56 p. m.]

[Region VIII Order G–26 Under SO 94]

KAISER CO., INC.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an accompanying opinion and pursuant to the authority conferred upon the Regional Administrator by sections 11 and 13 of Supplementary Order No. 94, *It is ordered as follows:*

(a) The maximum price at which Kaiser Company, Inc., may sell or deliver surplus material acquired by and located at its shipyard at Swan Island, Portland, Oregon, in connection with the construction of vessels or in connection with the termination of contracts between that company and the United States Maritime Commission, shall be the lowest ascertainable of the three following amounts, less 10 percent:

(1) Acquisition cost;

(2) The manufacturer's or producer's maximum price for sales to jobbers or wholesalers;

(3) The maximum price applicable to customary purchases by the buyer from his customary source of supply.

(b) This order shall apply to all sales described in paragraph (a) subject to Supplementary Order No. 122, whether made heretofore or hereafter. It shall not apply unless the seller receives from his buyer a written statement certifying the maximum price described in subparagraph (a) (3) above, or certifying the absence of such a price.

(c) This order shall become effective April 24, 1946, and shall continue in effect until the sales for which maximum prices are herein established shall be made subject to an order issued by the National Office of the Office of Price Administration.

(d) This order may be amended, corrected, or revoked at any time.

Issued this 24th day of April 1946.

BEN C. DUNIWAY,
Regional Administrator.

[F. R. Doc. 46–7788; Filed, May 8, 1946; 4:57 p. m.]

[Columbia Order G–3 Under Gen. Order 68]

HARD BUILDING MATERIALS IN SPARTANBURG COUNTY, S. C., AREA

For the reasons set forth in the accompanying opinion and under the authority vested in the District Director of the Columbia (South Carolina) District Office, Region IV, of the Office of Price Administration by General Order No. 68 issued by the Administrator of the Office of Price Administration in Region IV, and Delegation Order No. 93 issued November 5, 1945, it is hereby ordered:

SECTION 1. *What this order covers.* (a) This order covers "all retail" sales by any seller of the commodities specified in Table I whose place of business is located in the "Spartanburg County (South Carolina) Trade Area."

(b) The "Spartanburg County (South Carolina) Trade Area" for the purpose of this order consists of the entire county of Spartanburg, South Carolina.

SEC. 2. *Definition of retail sales.* For the purpose of this order, a retail sale means a sale to an ultimate user, including, among others, commercial users, industrial users and contractors.

SEC. 3. *Description of items covered by this order.* This order covers the list of hard building materials set forth in the annexed table, including but not limited to plaster, lath, lime, cement, gypsum block, fire brick, fireclay, clay drain tile, flue lining, and insulation. Other related items may be added from time to time by amendment without reference being made to this section.

SEC. 4. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order. Except to the extent they are inconsistent with the provisions of this order, all other provisions of the General Maximum Price Regulation shall apply to sales covered by this order.

SEC. 5. *Maximum prices.* The maximum prices for building materials covered by this order are set forth in Table I which is annexed to and made a part of this order.

SEC. 6. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of Table I which lists maximum prices fixed by this order in each of his places of business in the Spartanburg County (South Carolina) Trade Area in a manner plainly visible to all purchasers.

SEC. 7. *Sales slips and records.* Every seller covered by this order who has customarily given his customers a sales slip or other evidence of purchase must continue to do so. Upon request from a customer such seller, regardless of previous custom, shall give the purchaser a receipt showing the date, name and address of the seller, the description of each item sold and the price received for it. If he customarily prepared his sales slips in more than one copy, he must keep for at least six months after delivery a duplicate copy of each sales slip delivered by him pursuant to this section.

For any sale of $50.00 or more each seller regardless of previous custom must keep records showing at least the following:

(1) Name and address of buyer.
(2) Date of transaction.
(3) Place of delivery.
(4) Complete description of each item sold and price charged.

SEC. 8. *Amendment.* This order may be amended or revoked at any time by the Office of Price Administration.

This Order No. G–3 shall become effective May 1, 1946.

Issued this 25th day of April 1946.

EDWARD H. TALBERT,
District Director.

TABLE I

Item and unit	*Price*
Cement, lime, etc.:	
Plaster—wall hard; 100 lb. sack	$1.00
Plaster—wall hard; ton	20.00
Lime—hydrated; 50 lb. sack	.50
Lime—hydrated; ton	20.00
Lime—finishing; 50 lb. sack	.70
Lime—finishing; ton	30.00
Mortar mix; sack	.60
Mortar mix; barrel	2.60
Cement—portland; sack	.80
Cement—portland; barrel	3.20
Cement—Keenes; sack	2.50
Lath:	
⅜" gypsum (rock); M sq. ft	22.50
2.5 lb. metal; sq. yd	.30
3.4 lb. metal; sq. yd	.38
Insulation material:	
Insulation board—5/16"; M sq. ft	45.00
Insulation board—½"; M sq. ft	55.00
Insulation tile board—½", 16 x 32; M sq. ft	55.00
Insulation wool—mineral or glass:	
Junior batts; M sq. ft	60.00
3" blankets; M sq. ft	62.00
Full thick; M sq. ft	60.00
Shingles, roofing, siding, etc.:	
Asphalt shingles, strip, 12", 210 lb.; square	5.50
Asphalt shingles, hex strip, 11⅓", 167 lb.; square	4.50
Roll roofing—90 lb., mineral surfaced; roll	2.50
Asbestos siding—12" x 24", white; square	8.00
Roll brick siding; square	3.50
Gypsum sheathing—½"; M sq. ft	35.00
Wallboard:	
Pulp wallboard (beaver board), 3/16"; M sq. ft	35.00
Gypsum board, ¼"; M sq. ft	35.00
Gypsum board, ⅜"; M sq. ft	40.00
Standard presswood or hardboard:	
⅛", 4' x 12'; M sq. ft	85.00
Less than 1,000 sq. ft.; M sq. ft	100.00

[F. R. Doc. 46–7777; Filed, May 8, 1946; 4:52 p. m.]

[Columbia Order G–4 Under Gen. Order 68]

HARD BUILDING MATERIALS IN METROPOLITAN CHARLESTON, S. C., AREA

For the reasons set forth in the accompanying opinion and under the authority vested in the District Director of the Columbia (South Carolina) District Office, Region IV, of the Office of Price Administration by General Order No. 68 issued by the Administrator of the Office of Price Administration in Region IV, and Delegation Order No. 93 issued November 5, 1945, it is hereby ordered:

SECTION 1. *What this order covers.* (a) This order covers all retail sales by any seller of the commodities specified in Table I whose place of business is located in the "Metropolitan Charleston (South Carolina) Trade Area".

(b) The Metropolitan Charleston (South Carolina) Trade Area for the purpose of this order consists of the following area. The city of Charleston, South Carolina, and that area located within a twenty-five (25) mile radius of the city limits of the city of Charleston, South Carolina.

SEC. 2. *Definition of retail sales.* For the purpose of this order, a retail sale means a sale to an ultimate user, including, among others, commercial users, industrial users and contractors.

SEC. 3. *Description of items covered by this order.* This order covers the list of "hard building materials" set forth in the annexed table, including but not limited to plaster, lath, lime, cement, gypsum block, fire brick, fireclay, clay drain tile, flue lining, and insulation. Other related items may be added from time to time by amendment without reference being made to this section.

SEC. 4. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order. Except to the extent they are inconsistent with the provisions of this order, all other provisions of the General Maximum Price Regulation shall apply to sales covered by this order.

SEC. 5. *Maximum prices.* The maximum prices for building materials covered by this order are set forth in Table I which is annexed to and made a part of this order.

SEC. 6. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of Table I which lists maximum prices fixed by this order in each of his places of business in the Charleston (South Carolina) Trade Area in a manner plainly visible to all purchasers.

SEC. 7. *Sales slips and records.* Every seller covered by this order who has customarily given his customers a sales slip or other evidence of purchase must continue to do so. Upon request from a customer such seller, regardless of previous custom, shall give the purchaser a receipt showing the date, name and address of the seller, the description of each item sold and the price received for it. If he customarily prepared his sales slips in more than one copy, he must keep for at least six months after delivery a duplicate copy of each sales slip delivered by him pursuant to this section.

For any sale of $50.00 or more each seller regardless of previous custom must keep records showing at least the following:

(1) Name and address of buyer.
(2) Date of transaction.
(3) Place of delivery.
(4) Complete description of each item sold and price charged.

SEC. 8. *Amendment.* This order may be amended or revoked at any time by the Office of Price Administration.

This Order No. G–4 shall become effective May 1, 1946.

Issued this 25th day of April 1946.

EDWARD H. TALBERT,
District Director.

TABLE I

Item and unit	*Price*
Cement, lime, etc.:	
Plaster—wall hard; 100 lb. sack	$1.00
Plaster—wall hard; ton	18.75
Lime—hydrated; 50 lb. sack	.50
Lime—hydrated; ton	22.00
Lime—finishing; 50 lb. sack	.55
Lime—finishing; barrel	2.40
Lime—finishing; ton	30.00
Mortar mix; sack	.75
Mortar mix; barrel	3.00
Cement—Portland; sack	.95
Cement—Portland; barrel	4.00
Cement—Keenes; sack	2.25
Lath:	
⅜" gypsum (rock); M sq. ft	21.65
2.6 lb. metal; sq. yd	.25
3.4 lb. metal; sq. yd	.30
Insulation material:	
Insulation board 5/16"; M sq. ft	40.00
Insulation board ½"; M sq. ft	45.00
Insulation tile board ½" 16 x 32; M sq. ft	60.00
Shingles, roofing, siding, etc.:	
Asphalt shingles 140 lb.; square	4.00
Asphalt shingles strip 12" 210 lb; square	6.00
Asphalt shingles hex strip 11⅓" 167#; square	5.00
Asbestos shingles 16 x 16 dutch lap; square	9.00
Roll roofing—45 lb.; roll	1.55
Roll roofing—55 lb.; roll	2.00
Roll roofing—90 lb. mineral surfaced; roll	2.75
Asphalt felt—15 lb.; roll	2.15
Asphalt felt—30 lb.; roll	2.15
Asbestos Siding—12" x 24" white; square	8.00
Insulated brick asphalt siding; square	12.50
Gypsum sheathing—½"; M sq. ft	35.00
Sand; ton	2.50
Wallboard:	
Pulp wallboard (Beaver Board) 3/16"; M sq. ft	35.00
Gypsum board, ¼"; M sq. ft	35.00
Gypsum board, ⅜"; M sq. ft	40.00
Gypsum board, ½"; M sq. ft	45.00
Standard presswood or hardboard: ⅛", 4' x 12'; M sq. ft	70.00

[F. R. Doc. 46–7778; Filed, May 8, 1946; 4:53 p. m.]

[Columbia Order G–1 Under Gen. Order 68, Amdt. 1]

HARD BUILDING MATERIALS IN METROPOLITAN COLUMBIA, S. C., AREA

For the reasons set forth in the accompanying opinion and under the authority vested in the District Director of the Columbia (South Carolina) District Office, Region IV, of the Office of Price Administration by Order No. 68, and Regional Delegation Order No. 93, this Amendment No. 1 to Order No. G–1 under General Order No. 68 is hereby issued.

Order No. G–1 under General Order No. 68 is amended as follows:

Table I is hereby deleted from the order, and the prices set out in Table I attached hereto, are substituted therefor.

Except as otherwise provided herein, all of the provisions of Order No. G–1 issued under General Order No. 68, as well as the provisions of MPR 592, remain in full force and effect.

This amendment shall become effective the 1st day of May 1946.

Issued this 25th day of April 1946.

EDWARD H. TALBERT,
District Director.

TABLE I

Item and unit	*Price*
Cement, lime, etc.:	
Plaster—wall hard; 100 lb. sack	$1.12
Plaster—wall hard; ton	21.40
Lime—hydrated; 50 lb. sack	.50
Lime—finishing; 50 lb. sack	.70
Lime—finishing; barrel	2.15
Mortar mix; sack	.65
Mortar mix; barrel	2.40
Cement—portland; sack	.90
Cement—portland; barrel	3.25
Cement—Keene's; sack	2.50
Lath:	
⅜" gypsum (rock); M sq. ft	25.35
2.5 lb. metal; sq. yd	.30
3.4 lb. metal; sq yd	.30
Insulation material:	
Insulation board, 5/16"; M sq. ft	35.00
Insulation board, ½"; M sq. ft	50.00
Insulation tile board, ½" 16 x 32 M sq. ft	55.00
Insulation wool—mineral or glass:	
Junior batts; M sq. ft	55.00
1" blankets; M sq. ft	47.50
2" blankets; M sq. ft	52.50
3" blankets; M sq. ft	62.50
Shingles, roofing, siding, etc.:	
Asphalt shingles, 140 lb.; square	4.00
Asphalt shingles, strip 12", 210 lb.; square	5.25
Asphalt shingles, hex strip, 11⅓", 167 lb.; square	4.20
Asbestos shingles, 16 x 16 Dutch lap; square	8.65
Roll roofing—45 lb.; roll	1.48
Roll roofing—55 lb.; roll	1.89
Roll roofing—65 lb.; roll	2.25
Roll roofing—90 lb. mineral surfaced; roll	2.50
Asphalt felt—15 lb.; roll	2.00
Asphalt felt—30 lb.; roll	2.00
Asbestos siding, 12" x 24", white; square	7.80
Insulated brick asphalt siding; square	12.50
Roll brick siding; square	3.83
Gypsum sheathing, ½"; m. sq. ft	37.50
Wall board:	
Pulp wall board (beaver board), 3/16"; M sq. ft	35.00
Gypsum board, ¼"; M sq. ft	35.00
Gypsum board, ⅜"; M sq. ft	40.00
Gypsum board, ½"; M sq. ft	45.00
Standard presswood or hardboard: ⅛" x 4' x 12'; M sq. ft	75.00

[F. R. Doc. 46–7775; Filed, May 8, 1946; 4:51 p. m.]

[Columbia Order G–5 Under Gen. Order 68]

HARD BUILDING MATERIALS IN METROPOLITAN FLORENCE, S. C., AREA

For the reasons set forth in the accompanying opinion and under the authority vested in the District Director of the Columbia (South Carolina) District Office, Region IV, of the Office of Price Administration by General Order No. 68 issued by the Administrator of the Office of Price Administration in Region IV, and Delegation Order No. 93 issued November 5, 1945, it is hereby ordered:

SECTION 1. *What this order covers.* (a) This order covers all "retail sales" by any seller of the commodities specified in Table I whose place of business is located in the "Metropolitan Florence (South Carolina) Trade Area."

(b) The "Metropolitan Florence (South Carolina) Trade Area" for the purpose of this order consists of the following area: The city of Florence, South Carolina, and that area within a five (5) mile radius of the city limits of the city of Florence, South Carolina.

SEC. 2. *Definition of retail sales.* For the purpose of this order, a retail sale means a sale to an ultimate user, including, among others, commercial users, industrial users and contractors.

SEC. 3. *Description of items covered by this order.* This order covers the list of "hard building materials" set forth in the annexed table, including but not limited to plaster, lath, lime, cement, gypsum block, fire brick, fireclay, clay drain tile, flue lining, and insulation. Other related items may be added from time to time by amendment without reference being made to this section.

SEC. 4. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order. Except to the extent they are inconsistent with the provisions of this order, all other provisions of the General Maximum Price Regulation shall apply to sales covered by this order.

SEC. 5. *Maximum prices.* The maximum prices for building materials covered by this order are set forth in Table I which is annexed to and made a part of this order.

SEC. 6. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of Table I which lists maximum prices fixed by this order in each of his places of business in the Florence (South Carolina) Trade Area in a manner plainly visible to all purchasers.

SEC. 7. *Sales slips and records.* Every seller covered by this order who has customarily given his customers a sales slip or other evidence of purchase must continue to do so. Upon request from a customer such seller, regardless of previous custom, shall give the purchaser a receipt showing the date, name and address of the seller, the description of each item sold and the price received for it. If he customarily prepared his sales slips in more than one copy, he must keep for at least six months after delivery a duplicate copy of each sales slip delivered by him pursuant to this section.

For any sale of $50.00 or more each seller regardless of previous custom must keep records showing at least the following:

(1) Name and address of buyer.
(2) Date of transaction.
(3) Place of delivery.
(4) Complete description of each item sold and price charged.

SEC. 8. *Amendment.* This order may be amended or revoked at any time by the Office of Price Administration.

This Order No. G–5 shall become effective May 1, 1946.

Issued this 25th day of April 1946.

EDWARD H. TALBERT,
District Director.

TABLE I

Item and unit	*Price*
Cement, lime, etc.:	
Plaster—wall, hard; 100 lb. sack	$1.10
Plaster—wall, hard; ton	20.00
Lime—hydrated; 50 lb. sack	.60
Lime—hydrated; ton	18.00
Lime—finishing; 50 lb. sack	.65
Lime—finishing; ton	24.00
Mortar mix; sack	.70
Mortar mix; barrel	2.40
Cement—portland; sack	.85
Cement—portland; barrel	3.20
Cement—Keene's; sack	2.25
Lath:	
3/8" gypsum (rock); M sq. ft	25.00
2.5-lb. metal; sq. yd	.30
3.4-lb. metal; sq. yd	.35
Insulation material:	
Insulation board, ½"; M sq. ft	60.00
Insulation tile board, ½" 16 x 32; M sq. ft	60.00
Insulation wool—mineral or glass, 2" blankets; M sq. ft	40.00
Shingles, roofing, siding, etc.:	
Asphalt shingles, strip 12", 210 lbs.: square	5.50
Asphalt shingles, hex. strip, 11½", 167 lb.; square	4.50
Asbestos shingles, 16 x 16, Dutch lap; square	8.80
Roll roofing, 45 lb.; roll	1.50
Asbestos siding, 12" x 24" white; square	7.75
Roll brick siding; square	3.50
Wallboard:	
Gypsum board, ¼"; M sq. ft	35.00
Standard presswood or hardboard: ⅛", 4' x 12'; M sq. ft	80.00

[F. R. Doc. 46-7779; Filed, May 8, 1946; 4:53 p. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders Revised General Order 51 were filed with the Division of the Federal Register May 7, 1946.

Region I

Augusta Order 3–F, Amendments 50 and 51, covering fresh fruits and vegetables in Portland, South Portland and Westbrook. Filed 9:55 a. m.

Augusta Order 5–F, Amendments 49 and 50, covering fresh fruits and vegetables in Bangor and Brewer. Filed 9:57 and 9:58 a. m.

New England Order 7–F, Amendment 54, covering fresh fruits and vegetables in the Boston area. Filed 9:59 a. m.

New England Order 8–F, Amendment 50, covering fresh fruits and vegetables in certain defined areas in Massachusetts. Filed 9:59 a. m.

New England Order 9–F, Amendment 51, covering fresh fruits and vegetables in certain defined areas in Massachusetts. Filed 10:00 a. m.

New England Order 10–F, Amendment 49, covering fresh fruits and vegetables in certain defined areas in Massachusetts. Filed 10:01 a. m.

New England Order 11–F, Amendment 50, covering fresh fruits and vegetables in certain defined areas in Massachusetts. Filed 10:02 a. m.

New England Order 13–F, Amendment 31, covering fresh fruits and vegetables in the Brockton area. Filed 10:03 a. m.

New England Order 14–F, Amendment 12, covering fresh fruits and vegetables in the cities and towns of Barnstable county, Massachusetts. Filed 10:04 a. m.

Region II

Albany Order 11–F, Amendments 10 and 11, covering fresh fruits and vegetables in certain counties in New York and the town of Green Island. Filed 10:04 and 10:05 a. m.

Albany Order 12–F, Amendments 10 and 11, covering fresh fruits and vegetables in Clinton, Essex, Franklin and Hamilton counties, New York. Filed 10:05 a. m.

Baltimore Order 11–F, Amendment 14, covering fresh fruits and vegetables in the Baltimore, Maryland area. Filed 10:10 a. m.

Baltimore Order 12–F, Amendment 14, covering fresh fruits and vegetables in certain areas in Maryland. Filed 10:11 a. m.

Buffalo Order 6–F, Amendment 14, covering fresh fruits and vegetables in Rochester, East Rochester, Fairport and Pittsford, New York. Filed 10:06 a. m.

Buffalo Order 8–F, Amendment 14, covering fresh fruits and vegetables in Allegany, Cattaraugus, Chautauqua counties, New York. Filed 10:07 a. m.

Buffalo Order 9–F, Amendment 10, covering fresh fruits and vegetables in certain areas in New York. Filed 10:07 a. m.

Buffalo Order 10–F, Amendment 6, covering fresh fruits and vegetables in certain areas in New York. Filed 10:08 a. m.

District of Columbia, Order 6–F, Amendment 14, covering fresh fruits and vegetables in the Washington, D. C. area. Filed 10:08 a. m.

District of Columbia Order 15, Amendment 5, covering dry groceries in the Washington, D. C. area. Filed 10:09 a. m.

District of Columbia Orders 7–W and 16, Amendment 7, covering dry groceries in the Washington, D. C. area. Filed 10:10 a. m.

Philadelphia Order 38, Amendment 2, covering dry groceries in certain counties in Pennsylvania. Filed 10:12 a. m.

Philadelphia Order 39, Amendment 2, covering dry groceries in Berks, Lehigh and Northampton counties, Pennsylvania. Filed 10:12 a. m.

Philadelphia Order 1–W and 41, Amendment 2, covering dry groceries in certain counties in Pennsylvania. Filed 10:13 a. m.

Region III

Louisville Order 12–F, Amendment 67, covering fresh fruits and vegetables in Jefferson county, Kentucky and Clark and Floyd counties, Indiana. Filed 10:15 a. m.

Region IV

Atlanta Order 12–F, Amendment 22, covering fresh fruits and vegetables in the Atlanta-Decatur Metropolitan Trade area. Filed 10:15 a. m.

Atlanta Order 13–F, Amendment 22, covering fresh fruits and vegetables in certain counties in the Atlanta area. Filed 10:16 a. m.

Atlanta Order 14–F, Amendment 22, covering fresh fruits and vegetables in certain counties in the Atlanta area. Filed 10:17 a. m.

Atlanta Order 15–F, Amendment 22, covering fresh fruits and vegetables in Bibb and Muscogee counties, Georgia, and Phenix City, Alabama. Filed 10:17 a. m.

Atlanta Order 16–F, Amendment 5, covering fresh fruits and vegetables in Chatham and Richmond counties, Georgia. Filed 10:18 a. m.

Atlanta Order 17–F, Amendment 5, covering fresh fruits and vegetables in Dougherty and Thomas counties, Georgia. Filed 10:18 a. m.

Atlanta Order 18–F, Amendment 5, covering fresh fruits and vegetables in certain areas in Georgia. Filed 10:20 a. m.

Atlanta Order 19–F, Amendment 5, covering fresh fruits and vegetables in certain counties in the Savannah area. Filed 10:20 a. m.

Atlanta Order 20–F, Amendment 5, covering fresh fruits and vegetables in certain counties in the Savannah area. Filed 10:21 a. m.

Jackson Order 6–F, Amendment 9, covering fresh fruits and vegetables in Sixty-five specified counties in the Jackson Mississippi area. Filed 10:21 a. m.

Jackson Order 7–F, Amendment 30, covering fresh fruits and vegetables in certain counties in the Mississippi area. Filed 10:22 a. m.

Raleigh Order 13–F, Amendment 26, covering fresh fruits and vegetables in certain counties in North Carolina. Filed 10:22 a. m.

Region V

Houston Order 4–F, Amendment 41, covering fresh fruits and vegetables in certain cities and towns in Texas. Filed 10:23 a. m.

Houston Order 5–F, Amendment 41, covering fresh fruits and vegetables in Jefferson and Orange counties, Texas. Filed 10:24 a. m.

Houston Orders 2–C and 4–O, covering poultry and eggs in Harris County, Texas. Filed 10:24 and 10:25 a. m.

Houston Orders 3–C and 5–O, covering poultry and eggs in Orange and Jefferson counties, Texas. Filed 10:25 and 10:26 a. m.

Houston Orders 4–C and 6–O, covering poultry and eggs in Galveston county, Texas. Filed 10:25 and 10:30 a. m.

New Orleans Orders 31 and 32, Amendment 1, covering dry groceries sold by Groups 1 and 2 stores. Filed 10:30 and 10:31 a. m.

New Orleans Orders 5–W and 6–W, Amendment 1, covering dry groceries. Filed 10:34 a. m.

New Orleans Order 33, covering dry groceries sold by Groups 3 and 4 stores. Filed 10:31 a. m.

New Orleans Orders 33–C and 7–O, covering poultry and eggs in the city of New Orleans, Algiers, Gretna, Metairie, McDonoughville, Arabi and Chalmette, Louisiana. Filed 10:32 and 10:33 a. m.

New Orleans Orders 33–C and 7–O, covering poultry and eggs in the city of New Orleans, Algiers, Gretna, Metairie, McDonoughville, Arabi and Chalmette, Louisiana. Filed 10:33 and 10:34 a. m.

Region VI

Fargo Order 41, Amendment 3, covering dry groceries in certain cities in North Dakota. Filed 10:35 a. m.

Fargo Order 42, Amendment 3, covering dry groceries in certain areas in North Dakota. Filed 10:36 a. m.

Fargo Order 43, Amendment 4, covering dry groceries in certain areas in North Dakota and Minnesota. Filed 10:37 a. m.

Fargo Order 44, Amendment 4, covering dry groceries in certain areas in Minnesota. Filed 10:41 a. m.

Fargo Order 7–W, Amendment 3, covering dry groceries in the cities of Bismarck, Mandan, and Minot, North Dakota. Filed 10:42 a. m.

Fargo Order 8–W, Amendment 3, covering dry groceries in the cities of Fargo and Grand Forks, North Dakota and Moorhead, Minnesota. Filed 10:43 a. m.

Peoria Order 16–F, Amendment 14, covering fresh fruits and vegetables in certain counties in Illinois. Filed 10:44 a. m.

Peoria Order 17–F, Amendment 14, covering fresh fruits and vegetables in certain areas in Illinois. Filed 10:44 a. m.

Peoria Order 18–F, Amendment 14, covering fresh fruits and vegetables in certain counties in Illinois. Filed 10:55 a. m.

Peoria Order 19–F, Amendment 14, covering fresh fruits and vegetables in certain counties in Illinois. Filed 10:55 a. m.

Sioux Falls Order 6–F, Amendment 2, covering fresh fruits and vegetables in certain counties in Minnesota and Lyon and Osceola counties, Iowa. Filed 10:56 a. m.

Sioux Falls Order 7–F, Amendment 2, covering fresh fruits and vegetables in certain counties in South Dakota. Filed 10:58 a. m.

Sioux Falls Order 25, Amendment 2, covering dry groceries in certain counties in South Dakota and Minnesota. Filed 10:59 a. m.

Sioux Falls Order 10–W, Amendment 2, covering dry groceries in certain counties in South Dakota and Minnesota. Filed 10:59 a. m.

St. Paul Order 3–F, Amendment 31, covering fresh fruits and vegetables in Duluth and Proctor, Minnesota and Superior, Wisconsin. Filed 11:00 a. m.

St. Paul Order 6–F, Amendment 6, covering fresh fruits and vegetables in certain areas in Minnesota. Filed 11:00 a. m.

St. Paul Order 7–F, Amendment 15, covering fresh fruits and vegetables in certain counties in Minnesota. Filed 11:01 a. m.

St. Paul Order 8–F, Amendment 14, covering fresh fruits and vegetables in the Twin Cities area. Filed 11:01 a. m.

St. Paul Order 3–O, covering eggs sold by Groups 1, 2, 3, and 4 stores in the Twin Cities areas. Filed 11:03 a. m.

Twin Cities Order G–6, Amendment 3, covering fluid milk, cream and certain related items. Filed 11:02 a. m.

Twin Cities Order G–7, Amendment 2, covering fluid milk, cream and certain related items. Filed 11:02 a. m.

Region VII

Albuquerque Orders 31–C and 38–O, covering poultry and eggs in the Albuquerque area. Filed 11:04 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46-7773; Filed May 8, 1946; 4:50 p. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File No. 1–1438]

GULF AND SHIP ISLAND RAILROAD CO.

ORDER GRANTING APPLICATION TO STRIKE FROM LISTING AND REGISTRATION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 8th day of May, A. D. 1946.

In the matter of Gulf and Ship Island Railroad Company, 5% First Mortgage Refunding and Terminal B Stamped Bonds, due February 1, 1952.

The New York Stock Exchange, pursuant to section 12 (d) of the Securities Exchange Act of 1934 and Rule X–12D2–1 (b) promulgated thereunder, having made application to strike from listing and registration the 5% First Mortgage Refunding and Terminal B Stamped Bonds, due February 1, 1952, of Gulf and Ship Island Railroad Company;

After appropriate notice, a hearing having been held in this matter; and

The Commission having considered said application together with the evidence introduced at said hearing, and having due regard for the public interest and the protection of investors;

It is ordered, That said application be and the same is hereby granted, effective at the close of the trading session on May 18, 1946.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-7882; Filed, May 10, 1946; 10:48 a. m.]

[File No. 70-1247]

CENTRAL MAINE POWER CO.

SUPPLEMENTAL ORDER GRANTING APPLICATION AND PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission held at its

office in the City of Philadelphia, Pa., on the 9th day of May 1946.

Central Maine Power Company ("Central Maine"), a public utility subsidiary of New England Public Service Company ("NEPSCO"), a registered holding company, having filed an application and declaration, and amendments thereto, pursuant to sections 6 (b), 7 and 12 (c) of the Public Utility Holding Company Act of 1935 and Rules U-42, U-43 and U-50 promulgated thereunder with respect to, among other matters (a) the issuance and sale, pursuant to the competitive bidding requirements of Rule U-50, of $13,000,000 principal amount of First and General Mortgage Bonds, Series N, —% due 1976; and (b) the issuance and sale, pursuant to the competitive bidding requirements of Rule U-50, of 220,000 shares of new preferred stock, $100 par value; said shares to be offered first on an exchange basis to the holders of presently outstanding callable preferred stock, and (c) the issuance and sale, pursuant to competitive bidding requirements of Rule U-50, of as much additional $10 par common stock as may be required to provide approximately $10,000,000, said shares to be offered first to the holders of the company's outstanding 6% preferred stock and common stock in accordance with their preemptive rights (NEPSCO, however, having waived its preemptive rights; and

The Commission having, by order dated April 22, 1946, granted said application, as amended, and permitted said declaration, as amended, to become effective, subject to the condition, among others, that the proposed issuance and sale of bonds, the proposed issuance, exchange and sale of preferred stock and the proposed issuance and sale of additional common stock by Central Maine shall not be consummated until the results of competitive bidding pursuant to Rule U-50 have been made a matter of record in these proceedings and a further order shall have been entered by the Commission in the light of the record so completed, jurisdiction being reserved to impose further terms and conditions as may then be deemed appropriate; and

Central Maine having on May 9, 1946 filed a further amendment to said application and declaration herein in which it is stated that in accordance with the permission granted by the order of the Commission dated April 22, 1946, it offered said bonds for sale pursuant to the competitive bidding requirements of Rule U-50 and received the following bids:

Bidding group headed by—	Price to company	Coupon rate
		Percent
Harriman Ripley & Co., Inc	101.261	2¾
Coffin & Burr, Inc., and The First Boston Corp	100.577	2¾
W. C. Langley & Co. and Union Securities Corp	100.38	2¾
Blyth & Co., Inc., and Kidder, Peabody & Co	100.28	2¾
Halsey, Stuart & Co., Inc	100.1599	2¾

The amendment further stating that Central Maine has accepted the bid of the group headed by Harriman Ripley & Co., Incorporated, as set out above, which results in a net cost to the company of approximately 2.69%, and that said bonds will be offered for sale to the public at an initial price of 102, resulting in an underwriter's spread of 0.739%; and

Said amendment having further set forth the action taken by Central Maine to comply with the requirements of Rule U-50 with respect to the exchange and sale of the new preferred stock and having stated that, pursuant to the invitation for competitive bids, bids were received on the preferred stock as follows:

Bidding group headed by	Dividend rate	Price per share to Central Maine before bidder's compensation	Bidder's compensation
	Pct.		
The First Boston Corp	3.50	$101.50	$312,400
Blyth & Co., Inc., Harriman, Ripley & Co., Incorporated, and Kidder, Peabody & Co	3.50	101.50	374,600

The amendment further stating that Central Maine has accepted the bid of the group headed by The First Boston Corporation for services in soliciting the exchanges and underwriting the unexchanged shares, which results in a net cost to the company of approximately 3.497%, and that, upon the termination of the exchange offer, the unexchanged shares of the new preferred stock will be offered to the public at a price of $101.50 per share and that the successful bidder's compensation for services in effecting exchanges and underwriting the balance of the shares of new preferred stock not required for exchange is $312,400, representing compensation of $1.42 per share; and

Said amendment having further set forth that Central Maine publicly invited sealed written bids, pursuant to Rule U-50, for the purchase from it, at an aggregate price of approximately $10,000,000, of shares of its common stock, $10 par value, the number of shares to be determined by each bidder or group of bidders and designated in its bid, and that it received the following bids:

Bidding group headed by—	Number of shares	Bid per share
The First Boston Corp	373,832	$26.75
Blyth & Co., Inc., Harriman Ripley & Co., Inc., and Kidder, Peabody & Co	383,141	26.11

The amendment further stating that Central Maine has accepted the bid of the group headed by The First Boston Corporation for the common stock, as set out above, and that the stock will be offered for sale to the public (subject to the preemptive offer) at a price of $28 per share resulting in an underwriter's spread of $1.25 per share; and

The Commission having examined said amendment and having considered the record herein, and finding no basis for imposing terms and conditions with respect to the price to be paid for said bonds, preferred stock and common stock, the redemption prices and interest rate of said bonds, the dividend rate of said preferred stock, and the underwriter's compensation with respect to said bonds, preferred stock and common stock:

It is ordered, That jurisdiction heretofore reserved with respect to the competitive bidding employed in connection with the sale of said bonds, the exchange and sale of said preferred stock and the sale of said common stock be, and the same hereby is, released, and that said application and declaration, as further amended, be, and the same hereby is, granted and permitted to become effective, subject, however to the terms and conditions prescribed in Rule U-24.

It is further ordered, That the reservation of jurisdiction contained in our order of April 22, 1946 with respect to the payment of all legal fees incurred or to be incurred in connection with the consummation of the proposed transactions and with respect to the payment of the financial adviser's fee be, and the same hereby is, continued.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-7883; Filed, May 10, 1946; 10:48 a. m.]

[File No. 70-1281]

MONONGAHELA POWER CO. AND MARIETTA ELECTRIC CO.

NOTICE REGARDING FILING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 8th day of May, A. D., 1946.

Notice is hereby given that a joint application-declaration has been filed with this Commission, pursuant to sections 6, 7, 9, 10 and 12 of the Public Utility Holding Company Act of 1935 and Rule U-43 promulgated thereunder, by Monongahela Power Company ("Monongahela"), a subsidiary of American Water Works and Electric Company, Incorporated. The West Penn Electric Company and West Penn Power Company, all registered holding companies, and by The Marietta Electric Company ("Marietta"), a public utility company and a wholly-owned subsidiary of Monongahela.

Notice is further given that any interested person may, not later than May 23, 1946, at 5:30 p. m., e. d. s. t., request the Commission in writing that a hearing be held on such matter, stating the reasons for such request and the nature of his interest, or may request that he be notified if the Commission should order a hearing thereon. At any time thereafter such application-declaration, as filed or as amended, may be granted and permitted to become effective as provided in Rule U-23 of the rules and regulations promulgated pursuant to said Act, or the Commission may exempt the transactions therein proposed as provided in Rules U-20 (a) and U-100 thereof. Any such request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania.

All interested persons are referred to said application-declaration, which is on file in the offices of the Commission, for a statement of the transactions therein proposed, which are summarized below:

Monongahela is the owner of all (250 shares) of the presently outstanding $100 par value common stock of Marietta. Marietta proposes to issue and sell, and Monongahela proposes to acquire, 3,750 additional shares of the common stock of Marietta for $375,000 cash.

Marietta proposes to use the proceeds from such sale to pay its open account indebtedness in the principal amount of $85,000 to Monongahela and to construct additions and improvements to its transmission and distribution system.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-7884; Filed, May 10, 1946; 10:48 a. m.]

[File No. 31-538]

CINCINNATI MILLING MACHINE CO. AND FACTORY POWER CO.

NOTICE OF FILING OF APPLICATION FOR EXEMPTION

Notice is hereby given that an application and an amendment thereto have been filed with this Commission by The Cincinnati Milling Machine Company ("Cincinnati Milling"), a corporation not registered as a holding company, applying on behalf of itself and its subsidiary companies as such for exemption from the Public Utility Holding Company Act of 1935.

Notice is further given that any interested person may, not later than May 21, 1946, at 5:30 p. m., e. d. s. t., request the Commission in writing that a hearing be held on said application, stating the reasons for the request and the nature of his interest, or may request that he be notified if the Commission should order a hearing thereon. At any time thereafter, said application, as filed or as amended, may be granted. Any such request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania.

All interested persons are referred to said documents which are on file in the office of this Commission for a statement of the allegations therein contained, which are summarized as follows:

Cincinnati Milling is organized under the laws of the State of Ohio and represents that it is primarily engaged in the manufacture of machine tools, milling machines and grinding machines. It has several industrial subsidiaries and owns 79.2% of the common stock of The Factory Power Company ("Factory Power"). Factory Power, also organized in the State of Ohio, supplies, on a cost basis, electric energy, heat, water and compressed air to the plants of Cincinnati Milling, to an industrial subsidiary of Cincinnati Milling and three other industrial companies, which five companies are the sole owners of its 3,000 shares of $100 par value common stock, Factory Power's only outstanding securities. All electric power supplid by Factory Power is purchased by it from a non-affiliated electric utility company and transmitted and distributed entirely within the State of Ohio, within a radius of 1,600 feet from its plant in Cincinnati. Cincinnati Milling represents that it receives no income from Factory Power. Cincinnati Milling's total corporate assets amount to $42,801,323 book value, and Factory Power's total assets, book value, amount of $421,364, of which $75,480 is considered by Factory Power to represent utility assets.

The application as amended requests that the Commission grant an exemption to Cincinnati Milling and every subsidiary company thereof as such, pursuant to section 3 (a) (3) (A) of the act. The original application was filed by Cincinnati Milling and Factory Power and requested that the Commission declare Factory Power not to be an electric utility company as defined by section 2 (a) (3), and accordingly declare Cincinnati Milling not a holding company as defined by section 2 (a) (7) of the act, or in the alternative, that an exemption from the act be granted Cincinnati Milling and every subsidiary thereof as such, pursuant to sections 3 (a) (1), 3 (a) (3) (A) and 3 (a) (5) of the act. The amendment requests that permission be granted to withdraw the application on behalf of Factory Power, and the application on behalf of Cincinnati Milling with respect to all sections except section 3 (a) (3) (A).

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-7885; Filed, May 10, 1946; 10:48 a. m.]

[File No. 70-1269]

MISSISSIPPI GAS CO.

ORDER PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 8th day of May A. D. 1946.

Mississippi Gas Company, a subsidiary of Federal Water and Gas Corporation, a registered holding company, having filed a declaration, pursuant to the provisions of the Public Utility Holding Company Act of 1935, particularly sections 6 (a) and 7 thereof and the rules promulgated thereunder, regarding a proposal to issue and sell to The First National Bank of Birmingham, Alabama, $300,000 aggregate principal amount of Serial Notes, bearing interest at the rate of 2% per annum, maturing semi-annually in equal amounts of $15,000, the last of such notes maturing in 1956, and to apply the proceeds of such sale, together with treasury cash, to the redemption of Mississippi Gas Company's First Mortgage Bonds, Series A, 4%, due January 1, 1956, outstanding in the principal amount of $388,000, at the call price of 104% of their principal amount plus interest accrued to the date of redemption;

Said declaration having been filed on the ninth day of April 1946, and notice of filing having been duly given in the manner and form prescribed by Rule U-23 under said act, and the Commission not having received a request for hearing with respect to said declaration within the period specified in such notice, or otherwise, and not having ordered a hearing thereon; and

The Commission finding that the requirements of sections 6 (a) and 7 of the act are satisfied, that no adverse findings are necessary thereunder, and the Commission deeming it appropriate in the public interest and in the interests of investors and consumers to permit said declaration to become effective;

It is hereby ordered, Pursuant to said Rule U-23 and the applicable provisions of said act, and subject to the terms and conditions prescribed in Rule U-24, that said declaration be, and the same hereby is, permitted to become effective forthwith.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-7886; Filed, May 10, 1946; 10:48 a. m.]

[File No. 54-81]

MIDDLE WEST CORP. ET AL.

ORDER APPROVING PLAN, GRANTING APPLICATIONS, AND PERMITTING DECLARATIONS TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 30th day of April, A. D. 1946.

In the matter of The Middle West Corporation, Central and South West Utilities Company and American Public Service Company, File No. 54-81.

Central and South West Utilities Company ("Central"), a registered holding company, and American Public Service Company ("American"), also a registered holding company and a subsidiary of Central, having filed an application and amendments thereto for approval of a plan, as amended ("Plan"), for the merger of American into Central and for the recapitalization of the surviving company on a common stock basis, pursuant to section 11 (e) of the Public Utility Holding Company Act of 1935, and applications and declarations pursuant to applicable sections of the Act for approval of related transactions; and

West Texas Utility Company ("West Texas"), a subsidiary of American and The Middle West Corporation ("Middle West"), a registered holding company and parent of Central, having joined in the filing;

Said Plan and the applications and declarations with respect thereto providing, among other things, for the following:

1. American will be merged into Central and the surviving company, Central and South West Corporation ("New Company"), will own all the properties,

assets and rights of every kind of Central and American.

2. The New Company will issue 6,600,000 shares of common stock of the par value of $5 per share.

3. Subject to an exchange offer, as provided in paragraph 4 hereof, all the outstanding shares of preference stocks of Central and American, consisting of 117,400 shares of $7 prior lien preferred stock, 11,500 shares of $6 prior lien preferred stock, and 133,150 shares of $7 preferred stock of Central, and 79,746 shares of 7% preferred stock of American, shall be retired by paying to the holders thereof an amount in cash equal to the redemption price of such shares, including accrued dividends to the date the merger becomes effective.

4. The holders of the preference shares of American and Central, if they so elect, may exchange their shares of such stock at the respective redemption prices of such shares for shares of the common stock of the New Company at the public offering price established at competitive bidding for such common stock, as provided in paragraph 5 hereof, except that all accrued dividends on shares of the preferred stock of American and the prior lien preferred stocks of Central shall be paid in cash. No fractional shares of the common stock of the New Company will be issued in making exchanges, but in lieu thereof the New Company shall pay in cash the value thereof based on the proportionate value at which whole shares of such stock are taken in exchange. No preference shares shall be exchanged unless the certificates representing such shares shall be deposited for exchange on or before the expiration of an exchange period of not less than ten days, which period shall end prior to the receipt of bids for the purchase of common stock to be sold.

5. A sufficient number of shares of the common stock of the New Company shall be sold at competitive bidding, pursuant to the provisions of Rule U-50, to provide the required funds, not otherwise provided for, to retire the shares of the preference stocks of Central and American, as provided in paragraph 3.

6. Middle West shall exchange the preference shares of Central and American owned by it for shares of common stock of the New Company, pursuant to the provisions of paragraph 4.

7. The balance of the shares of common stock of the New Company remaining after sale or exchange to provide for the preference stocks of Central and American will be issued in exchange for the outstanding common stock of Central and American as follows:

(a) Eight shares of common stock of the New Company shall be issued in exchange for each of the outstanding common shares of American, excluding shares owned by Central and American.

(b) There shall be issued and delivered to the holders of the outstanding common shares of Central pro rata, according to the number of shares held by such holders other than Middle West, a number of shares of the common stock of the New Company equal to the sum of

(1) 38.96359% of the remaining authorized amount of such shares;

(2) 264,000 of such shares; and

(3) The number of such shares equal to the quotient obtained by dividing $760.08 by the public offering price per share of the common stock of the New Company to be sold at competitive bidding for each day elapsed subsequent to February 28, 1946 to the date of the acceptance of the bid for such shares.

(c) The remaining shares of the authorized common stock of the New Company will be issued and delivered to Middle West in exchange for common shares of Central owned by it.

(d) No fractional shares of the common stock will be issued in exchange for common shares of Central, but in lieu of each such fractional share the New Company shall pay in cash the value of such fraction on the basis of the public offering price per share of the common stock established at competitive bidding.

8. Transfer of the 25,643 shares of preferred stock without par value of West Texas now owned by American to West Texas, at a price to be approved by the Commission and the acquisition and retirement of such stock by West Texas.

9. Middle West, upon receipt of the shares of the common stock of the New Company, will distribute such shares among its stockholders pro rata according to the number of shares held by each, to the extent possible without distributing fractional shares.

The applicants having requested that the Commission enter an order finding that the transactions proposed in said Plan are necessary or appropriate to effectuate the provisions of section 11 (b) of the act, and that said order conform to the requirements specified in sections 371, 372, 373 and 1808 (f) of the Internal Revenue Code, as amended; and

The applicants having requested the Commission, upon its approval of said Plan, to apply to an appropriate District Court of the United States for an order approving and enforcing said Plan; and

Public hearings having been held, after appropriate public notice, with respect to the proceedings instituted regarding said Plan, and the Commission having considered the record and having this day issued its findings and opinion herein; and on the basis of said findings and opinion,

It is ordered, Pursuant to section 11 (e) and other applicable sections of the act, that said Plan be, and it hereby is, approved and said applications be, and the same hereby are, granted and that said declarations be, and the same hereby are, permitted to become effective subject, however, to the conditions specified in Rule U-24, that the transactions proposed be carried out within sixty days from the entry of an order by an appropriate U. S. District Court to enforce the Plan and the following additional terms and conditions:

1. That the order entered herein shall not be operative to authorize the consummation of the transactions proposed in the Plan until an appropriate United States District Court shall, upon application thereto, enter an order enforcing said Plan;

2. That jurisdiction is generally reserved to the Commission to entertain such further proceedings and to make such supplemental findings and to take such further action as it may deem appropriate in connection with the Plan, the transactions incident thereto, and the consummation thereof, and that jurisdiction is specifically reserved to determine the following matters:

(a) The reasonableness of the price to be paid for the New Company's common stock, the underwriter's spread and the fees and expenses in connection therewith.

(b) The reasonableness and appropriate allocation of all fees and expenses and other remunerations incurred and to be incurred in connection with the Plan and the transactions incident thereto.

(c) The accounting treatment in connection with the acquisition and distribution of the common stock of the New Company by Middle West.

It is further ordered and recited, That the acquisition of the shares of the common stock of New Company by Middle West and the distribution of such shares to its own stockholders and the consummation of the merger of American Public Service Company and Central and South West Utilities Company, as set forth in the Plan, including (a) the merger of said companies; (b) the transfer by American Public Service Company to Central and South West Utilities Company of all the assets and securities owned by American Public Service Company, including, among others, 260,000 shares of common stock, without par value, and 25,643 shares of preferred stock, without par value, of West Texas Utilities Company, and 14,815 shares of common stock of the par value of $100 each of Public Service Company of Oklahoma; (c) the sale by Central and South West Utilities Company to West Texas Utilities Company of said 25,643 shares of preferred stock of West Texas Utilities Company; and (d) the issue, sale, exchange and delivery of 6,600,000 shares of its common stock by Central and South West Utilities Company and the cash payments to be made by such company, as specified and provided for in said Plan, are necessary or appropriate to effectuate the provisions of section 11 (b) of the Public Utility Holding Company Act of 1935 and that American Public Service Company and Central and South West Utilities Company shall proceed to consummate said Plan and merger and related transactions, and shall consummate the same within ninety days from the date an appropriate United States District Court enters an order to enforce such Plan.

It is further ordered, That Central and South West Utilities Company shall sell to West Texas Utilities Company 25,643 shares of preferred stock of West Texas Utilities Company now owned by American Public Service Company at the price of $70.564 per share, plus accrued dividends to the date of sale.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-7887; Filed, May 10, 1946; 10:49 a. m.]

WAR SHIPPING ADMINISTRATION.

"SS COCKEREL" (EX-TASSIA)

DETERMINATION OF VESSEL OWNERSHIP

Notice of determination by War Shipping Administrator pursuant to section 3 (b) of the act approved March 24, 1943 (Public Law 17, 78th Congress).

Whereas on June 5, 1942, title to the vessel "SS Cockerel" (Ex-Tassia) (including all spare parts, appurtenances and equipment) was requisitioned pursuant to section 902 of the Merchant Marine Act, 1936, as amended; and

Whereas section 3 (b) of the act approved March 24, 1943 (Public Law 17, 78th Congress), provides in part as follows:

(b) The Administrator, War Shipping Administration, may determine at any time prior to the payment in full or deposit in full with the Treasurer of the United States, or the payment or deposit of 75 per centum, or just compensation therefor, that the ownership of any vessel (the title to which has been requisitioned pursuant to section 902 of the Merchant Marine Act, 1936, as amended, or the act of June 6, 1941, (Public Law 101, Seventy-seventh Congress)), is not required by the United States, and after such determination has been made and notice thereof has been published in the FEDERAL REGISTER, the use rather than the title to such vessel shall be deemed to have been requisitioned for all purposes as of the date of the original taking: *Provided, however*, That no such determination shall be made with respect to any vessel after the date of delivery of such vessel pursuant to title requisition except with the consent of the owner. * * *;

and

Whereas no portion of just compensation for the said vessel has been paid or deposited with the Treasurer of the United States; and

Whereas the ownership of the said vessel, spare parts, appurtenances and equipment is not required by the United States; and

Whereas the former owner of the vessel has consented to this determination and to the return of the vessel and the conversion of the requisition of title therein to a requisition of use thereof in accordance with the above-quoted provision of law;

Now, therefore, I, Granville Conway, Acting Administrator, War Shipping Administration, acting pursuant to the above-quoted provisions of law, do hereby determine that the ownership of said vessel, spare parts, appurtenances and equipment is not required by the United States, and that, from and after the date of publication hereof in the FEDERAL REGISTER, the use rather than title thereto shall be deemed to have been requisitioned, for all purposes, as of the date of the original taking.

Dated: May 9, 1946.

GRANVILLE CONWAY,
Acting Administrator.

[F. R. Doc. 46-7907; Filed, May 10, 1946; 11:34 a. m.]

Reference

MAY 16 '46

THE NATIONAL ARCHIVES

FEDERAL REGISTER

OF THE UNITED STATES

VOLUME 11 NUMBER 94

Washington, Tuesday, May 14, 1946

The President

PROCLAMATION 2691

DISCONTINUING THE HAWAIIAN, CRISTOBAL, GULF OF PANAMA, SAN FRANCISCO, COLUMBIA RIVER, PUGET SOUND, SOUTHEASTERN ALASKA, PRINCE WILLIAM SOUND, KODIAK, UNALASKA, LOS ANGELES AND SAN DIEGO MARITIME CONTROL AREAS

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

WHEREAS the continuance of the maritime control areas hereinafter designated is no longer necessary in the interest of national defense:

NOW, THEREFORE, I, HARRY S. TRUMAN, by virtue of the authority vested in me as President of the United States, and as Commander in Chief of the Army and Navy of the United States, do hereby discontinue the following-designated maritime control areas:

1. Hawaiian Maritime Control Area, established by Proclamation No. 2532 of December 27, 1941.

2. Cristobal Maritime Control Area, established by Proclamation No. 2536 of January 13, 1942.

3. Gulf of Panama Maritime Control Area, established by Proclamation No. 2536 of January 13, 1942.

4. San Francisco Maritime Control Area, established by Proclamation No. 2543 of March 25, 1942.

5. Columbia River Maritime Control Area, established by Proclamation No. 2543 of March 25, 1942.

6. Puget Sound Maritime Control Area, established by Proclamation No. 2543 of March 25, 1942.

7. Southeastern Alaska Maritime Control Area, established by Proclamation No. 2543 of March 25, 1942.

8. Prince William Sound Maritime Control Area, established by Proclamation No. 2543 of March 25, 1942.

9. Kodiak Maritime Control Area, established by Proclamation No. 2543 of March 25, 1942.

10. Unalaska Maritime Control Area, established by Proclamation No. 2543 of March 25, 1942.

11. Los Angeles Maritime Control Area, established by Proclamation No. 2569 of October 21, 1942.

12. San Diego Maritime Control Area, established by Proclamation No. 2573 of November 17, 1942.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the United States of America to be affixed.

DONE at the city of Washington this 8th day of May in the year of our Lord nineteen hundred and forty-six, [SEAL] and of the Independence of the United States of America the one hundred and seventieth.

HARRY S. TRUMAN

By the President:

DEAN ACHESON,
Acting Secretary of State.

[F. R. Doc. 46-7948; Filed, May 10, 1946; 3:28 p. m.]

EXECUTIVE ORDER 9721

PROVIDING FOR THE TRANSFER OF PERSONNEL TO PUBLIC INTERNATIONAL ORGANIZATIONS IN WHICH THE UNITED STATES GOVERNMENT PARTICIPATES

By virtue of the authority vested in me by the Civil Service Act (22 Stat. 403) and section 1753 of the Revised Statutes, and as President of the United States, it is hereby ordered as follows:

1. Upon the request of any public international organization which is designated pursuant to the act of December 29, 1945 (Public Law 291, 79th Congress), and in which the United States Government participates, and with the consent of the head of the department or agency concerned, any civilian employee of a department or agency in the Executive branch of the Federal Government who is serving under an appointment not limited to one year or less may be transferred to such public international organization.

2. Any employee serving under a war-service indefinite appointment who is transferred pursuant to this order and, while serving in such public international organization, is either reached in regular order for probational appointment from a civil-service register appropriate for filling the position in which he

(Continued on p. 5211)

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FEDERAL REGISTER

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1945 Supplement

Book 1: Titles 1 through 9, including, in Title 3, Presidential documents in full text with appropriate reference tables.

Book 2: Titles 10 through 14.

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was serving or could, with the approval of the head of such agency, have been given a classified civil-service status under section 6 of Executive Order No. 9691 [1] of February 4, 1946, if he had remained in the position in which he last served in a Federal agency, shall be considered as having acquired a classified civil-service status as of the date he is reached for probational appointment or classification: *Provided*, That this section shall become inoperative three years from the date of this order.

3. (a) An employee (1) who is transferred to a public international organization under this order, (2) who has a classified civil-service status at the time of transfer or acquires such status under section 2 of this order, and (3) whose service in such public international organization is subsequently terminated without prejudice within three years from the date of such transfer shall be reemployed, within thirty days of his application for reemployment, in his former position or a position of like seniority, status, and pay in the department or agency from which he was transferred: *Provided*, That he is still qualified to perform the duties of such position and makes application for reemployment within ninety days after termination of his service with the international organization.

(b) Whenever the agency from which the employee is transferred under this order decides to fill the vacancy during his absence, the appointment shall be made on a temporary basis pending the return of the employee.

4. With the consent of the Federal agency in which he was formerly employed, the provisions of this Executive order may be made applicable to any person now serving with a public international organization which is designated pursuant to the said act of December 29, 1945, and in which the United States Government participates.

5. The Civil Service Commission is authorized to prescribe such rules and regulations as may be necessary to carry out the provisions of this order.

HARRY S. TRUMAN

THE WHITE HOUSE,
May 10, 1946.

[F. R. Doc. 46-8004; Filed, May 13, 1946; 10:10 a. m.]

[1] 11 F. R. 1381.

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Chapter I—Civil Service Commission

PART 91—EXECUTIVE ORDERS AFFECTING THE CIVIL SERVICE NOT OTHERWISE COVERED IN THIS CHAPTER

CROSS REFERENCE: For addition to tabulation in § 91.1 see Executive Order 9721, *supra*.

TITLE 7—AGRICULTURE

Subtitle A—Office of the Secretary of Agriculture

PART 1—ADMINISTRATIVE REGULATIONS

DELEGATION OF AUTHORITY TO ADMINISTRATOR OF FARM SECURITY ADMINISTRATION TO SELL CERTAIN LANDS IN JEFFERSON COUNTY, OREG.

By virtue of the authority vested in me by section 43, Title IV, of the Bankhead-Jones Farm Tenant Act (50 Stat. 530; 7 U.S.C., sec. 1017), respecting lands held by the United States under the supervision of the Secretary of Agriculture pursuant to Executive Order No. 7530, dated December 31, 1936,[1] as amended by Executive Order No. 7557, dated February 19, 1937,[1] *It is hereby ordered*, That any of the hereinafter described lands may, where suitable, be sold, and loans for the necessary improvement thereof may be made to such individuals and upon such terms as shall be in accordance with the provisions of Title I of said act. Full authority and responsibility for consummating and administering such sales and loans, including the execution of conveyances and other instruments on behalf of the United States, are hereby vested in the Administrator of the Farm Security Administration.

Said lands are within the Central Oregon Land Utilization Project, OR-LU-2, and the Administrator of the Farm Security Administration and the Chief of the Soil Conservation Service shall arrange such details of procedure as may be necessary in the satisfactory performance of their respective functions regarding said lands and to insure uninterrupted administration of all of said lands. Upon written determination by the Administrator of the Farm Security

[1] 3 CFR Cum. Supp.

Administration that any of the lands hereinafter described are suitable for sale as hereinabove provided, such lands shall be deemed transferred from the Soil Conservation Service to the Farm Security Administration. The Administrator of the Farm Security Administration and the Chief of the Soil Conservation Service are authorized to delegate any of the respective powers and functions hereunder.

This order shall take effect immediately with respect to lands in Jefferson County, Oregon, described as follows:

	Acres
T. 11 S., R. 14 E. W. M.:	
Sec. 30:	
NW NE Only that part below canal	5.0
SW NE Only that part below canal	10.0
NE NW Only that part below canal	11.9
SE NW	40.0
Lot 2	32.93
NE SW Only that part below canal	12.6
SE SW Only that part below canal	10.2
SW SE Only that part below canal	9.1
T. 13 S., R. 12 E.:	
Sec. 2:	
NW SW	40.0
SW SW	40.0
Sec. 3:	
Lot 1	37.28
Lot 2	37.28
SE NE	40.00
SW NE	40.0
Lot 3	37.78
Lot 4	39.63
SE NW	40.0
Lot 5	41.39
NE SW	40.0
NE SE	40.0
NW SE	40.0
Lot 9	41.38
Lot 10	41.93
Sec. 11:	
NE NW	40.0
NW NW	40.0
SW NW	40.0
SE NW	40.0
NE NE	40.0
NW NE	40.0
SW NE	40.0
SE NE	40.0
NW SE	40.0
SW SE	40.0
SE SE	40.0
NE SW	40.0
Sec. 12:	
Lot 4 Only that part below canal	14.2
Lot 5 Only that part below canal	15.8
Lot 11 Only that part below canal	23.7
Lot 12	40.45
Lot 13	40.45
Lot 14	40.47
Lot 10 Only that part west of wasteway	8.0
Lot 15	8.2
Sec. 14:	
Lot 1	33.99
Lot 2	40.42
Lot 3 Only that part east of Crooked River	Appr. 37.0
Lot 4	35.45
T. 13 S., R. 13 E.:	
Sec. 7:	
Lot 4 Only that part between R. R. and canal	2.0
SE SW Only that part between R. R. and canal	22.6
SW SE Only that part south of canal	24.7
T. 13 S., R. 13 E.—Continued.	
Sec. 17:	
NW SW Only that part NE of R. R.	4.0
Sec. 18:	
NW NE Only that part NE of R. R.	20.0
Sec. 20:	
NE SW	29.0
NW SW Only that part east of R. R.	14.0
SW SW Only that part east of R. R.	20.0
SE SW	40.0
NE SE	40.0
NW SE	40.0
SW SE	40.0
SE SE	40.0
Sec. 22:	
NW SW Only that part below canal	5.0
Sec. 27:	
NE SW Only that part below canal	25.8
NW SW	40.0
Sec. 28:	
SE NE	40.0
SW NE	40.0
NW NW	40.0
SW NW	40.0
SE NW	40.0
NE SE	40.0
NW SE	40.0
SW SE	40.0
SE SE	40.0
Sec. 29:	
NE NE	40.0
NW NE	40.0
SW NE	40.0
SE NE	40.0
T. 12 S., R. 13 E.:	
Sec. 2:	
NE SE Only that part below ditch	32.6
SE SE Only that part below ditch	8.0
NW SE Only that part below ditch	38.7
SE NE Only that part below ditch	26.7
SW NE Only that part below ditch	25.0
SE NW	40.0
NE SW	40.0
SE SW	40.0
Sec. 11:	
SW NE Only that part below canal	13.5
NE NW Only that part below canal	10.6
Sec. 14:	
SE NE Only that part below canal	3.3
NE SE Only that part below canal	10.0
NW SE Only that part below canal	6.0

Issued this 13th day of May 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-8013; Filed, May 13, 1946; 11:20 a. m.]

Chapter XI—Production and Marketing Administration (War Food Distribution Orders)

[WFO 75-7, Amdt. 1]

PART 1410—LIVESTOCK AND MEATS

LIVESTOCK SLAUGHTER RESTRICTIONS

War Food Order No. 75-7 (11 F.R. 4545), is hereby amended as follows:

1. By deleting the tables appearing at the end of paragraphs (b) (2), (b) (3) and (c) (2) and substituting in each case the following table:

Type of livestock:	Percentage
Cattle	100
Calves	100
Swine	90

This amendment shall become effective at 12:01 a. m., e. s. t., May 13, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 75-7, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087)

Issued this 10th day of May 1946.

[SEAL] E. A. MEYER,
Assistant Administrator.

[F. R. Doc. 46-8014; Filed, May 13, 1946; 11:20 a. m.]

[WFO 75-3, Amdt. 31]

PART 1410—LIVESTOCK AND MEATS

PORK PRODUCTS REQUIRED TO BE SET ASIDE

War Food Order No. 75-3, as amended (11 F. R. 2498, 4967), is hereby further amended by deleting paragraph (b) and substituting in lieu thereof the following:

(b) *Set aside requirements; slaughterers affected.* This order shall apply to the following slaughterers, *Provided, however*, That until further order of the Assistant Administrator, the requirements of this paragraph shall not be applicable with respect to slaughtering operations conducted in the States of Alabama, Florida, Georgia, Louisiana, Mississippi, North Carolina and South Carolina:

All federally inspected slaughterers;
Every slaughterer whose hogs are slaughtered in an establishment operated under Federal inspection;
All certified slaughterers;
Every owner or operator of a certified slaughtering plant.

No slaughterer subject to the provisions of this order shall deliver meat for civilian consumption unless he shall:

(1) Set aside, reserve and hold for delivery as directed in subparagraph (2) of this section a quantity of lard and rendered pork fats, the total weight of which shall be not less than 6.0 percent of the total live weight of each week's slaughter of hogs, and a quantity of pork and pork products, other than lard and rendered pork fats, the total weight of which shall be not less than 15.0 percent of the total live weight of each week's slaughter of hogs;

(2) Deliver to governmental agencies and authorized purchasers, before the close of each calendar week, pork and pork products of the types specified in paragraph (1) of this section hereof in an amount not less than the amount of such types of pork and pork products required to be set aside, reserved and held during the previous week.

This amendment shall become effective at 12:01 a. m., e. s. t., May 12, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 75-3, as amended, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087; W.F.O. 75, 11 F.R. 4641)

Issued this 10th day of May 1946.

[SEAL] E. A. MEYER,
Assistant Administrator.

[F. R. Doc. 46-7951; Filed, May 10, 1946; 4:52 p m.]

TITLE 14—CIVIL AVIATION

Chapter I—Civil Aeronautics Board

[Civil Air Regs., Amdt. 42-0]

PART 42—NONSCHEDULED AIR CARRIER CERTIFICATION AND OPERATION RULES

At a session of the Civil Aeronautics Board held at its office in Washington, D. C., on the 3rd day of May 1946.

Effective August 1, 1946, the Civil Air Regulations are amended by adding a new Part 42 to read as follows:

The following regulations are prescribed for nonscheduled air carrier operations in interstate, overseas, or foreign air transportation.

42.0 Certificate.
42.00 Certificate required.
42.01 Issuance.
42.02 Duration.
42.03 Display.
42.04 Inspection.
42.1 Aircraft requirements.
42.10 General.
42.11 Oxygen apparatus.
42.12 Emergency equipment.
42.13 Required instruments, and equipment.
42.14 Pilot check list.
42.15 Maintenance.
42.150 Inspections.
42.2 Pilot rules.
42.20 First pilot.
42.21 Flight time limitations.
42.22 Certification and experience.
42.23 Recent flight experience.
42.24 Logging flight time.
42.240 Logging instrument flight time.
42.3 Flight operation rules.
42.30 Manifest.
42.31 Flight record.
42.32 Instruments and equipment serviceability.
42.33 Fuel supply.
42.34 Weather minimums.
42.35 Flight altitude rules.
42.36 Icing conditions.
42.37 Instrument approach and landing rules.
42.4 Miscellaneous rules.
42.40 Pilots at controls.
42.41 Admission to pilot compartment.
42.42 Manual.
42.43 Records.
42.44 Emergency flights.
42.45 Exemptions.
42.46 Exceptions.
42.9 Definitions.

AUTHORITY: §§ 42.0 to 42.9, inclusive, issued under 52 Stat. 984, 1007; 49 U. S. C. 425, 551.

§ 42.0 *Air carrier operating certificate.*

§ 42.00 *Certificate required.* No person shall operate as an air carrier without an air carrier operating certificate issued by the Administrator, or in violation of the terms of any such certificate.

§ 42.01 *Issuance.* An air carrier operating certificate describing the nonscheduled operations authorized and prescribing such operating specifications and limitations as may be reasonably required in the interest of safety, will be issued by the Administrator to a properly qualified applicant who demonstrates that he is capable of conducting the proposed operations in accordance with the applicable requirements hereinafter specified. Application for a certificate, or application for amendment thereof, shall be made upon a form prescribed and furnished by the Administrator.

§ 42.02 *Duration.* An air carrier operating certificate will continue in effect until canceled, suspended, revoked, or a termination date is set by the Board, after which it shall be surrendered to the Administrator upon request.

§ 42.03 *Display.* The air carrier operating certificate must be kept available at the carrier's principal operations office for inspection by an authorized representative of the Administrator or Board.

§ 42.04 *Inspection.* An authorized representative of the Administrator or the Board shall be permitted at any time and place to make inspections or examinations to determine the operator's compliance with the Civil Air Regulations.

§ 42.1 *Aircraft requirements.*

§ 42.10 *General.* Aircraft must be certificated in accordance with the airworthiness requirements of the Civil Air Regulations, and shall be of a type and class which the Administrator finds safe for the service offered.

§ 42.11 *Oxygen apparatus.* Aircraft operated at an altitude exceeding 10,000 feet above sea level continuously for more than 30 minutes, or at an altitude exceeding 12,000 feet above sea level for any length of time, shall be equipped with effective oxygen apparatus and an adequate supply of oxygen available for the use of the operating crew. Such aircraft shall also be equipped with an adequate separate supply of oxygen available for the use of passengers when operated at an altitude exceeding 12,000 feet above sea level.

§ 42.12 *Emergency equipment.* Aircraft to be flown long distances over uninhabited terrain must carry such additional emergency equipment as the Administrator designates for the particular operation involved. All aircraft operated over water shall be equipped with life preservers, or flotation devices readily available for each person aboard, and with a Very pistol or equivalent signal equipment, except that this requirement will not apply when such operations consist only of landings, take-offs, or flights of short duration over water where the Administrator finds that such equipment is not necessary. In addition, all aircraft operated for long distances over water shall be equipped with a sufficient number of life rafts to accommodate adequately all occupants and such additional emergency equipment as may be required by the Administrator.

§ 42.13 *Required instruments and equipment.* The following instruments and equipment for the type of operations specified shall be installed:

(a) *CFR (day).* (1) Airspeed indicator,

(2) Sensitive altimeter adjustable for change in barometric pressure,

(3) Magnetic direction indicator,

(4) Tachometer for each engine,

(5) Oil pressure gauge for each engine using pressure system,

(6) Temperature gauge for each liquid-cooled engine,

(7) Oil temperature gauge for each air-cooled engine,

(8) Manifold pressure gauge, or equivalent, for each altitude engine,

(9) Fuel gauge indicating the quantity of fuel in each tank,

(10) Position indicator, if aircraft has retractable landing gear or flaps,

(11) Two-way radio communications system when aircraft is operated in airport traffic zones,

(12) Certificated safety belts for all passengers and members of the crew,

(13) Fire extinguisher(s) adequate for the aircraft,

(14) Source of electrical supply, sufficient to operate all radio and electrical equipment,

(15) One spare set of fuses or 3 spare fuses of each magnitude,

(16) First-aid kit adequate for the crew and passengers.

(b) *CFR (night) and IFR.* (1) Instruments and equipment specified in § 42.13 (a),

(2) Set of certificated forward and rear position lights,

(3) At least one electric landing light,

(4) Certificated landing flares as follows, if the aircraft is operated beyond a 3-mile radius from the center of the airport of take-off:

Maximum authorized weight of aircraft:	Flares
3,500 pounds or less	5 class-three or 3 class-two.
3,500 pounds to 5,000 pounds	4 class-two.
Above 5,000 pounds	2 class-one or 3 class-two and 1 class-one.

If desired, flare equipment specified for heavier aircraft may be used.

(5) Two-way radio communications system and navigational equipment appropriate to the ground facilities to be used,

(6) Gyroscopic rate-of-turn indicator,

(7) Bank indicator,

(8) Clock with a sweep-second hand,

(9) Generator of adequate capacity,

(10) One set of instrument lights,

(11) One gyro direction indicator,

(12) One outside air temperature gauge easily readable from the pilot's position,

(13) One carburetor temperature gauge or equivalent approved device,

(14) If vacuum system is used, a vacuum gauge on the instrument panel installed in lines leading to air-driven gyroscopic instruments.

§ 42.14 *Pilot check list.* A pilot's check-off list shall be furnished for and maintained in the pilot compartment of the aircraft.

§ 42.15 *Maintenance.* All aircraft shall be maintained in airworthy condition and all repairs, alterations, and overhauls shall be performed in accordance with Part 18 of this chapter.

§ 42.150 *Inspections.* Aircraft must be given:

(a) An annual inspection within each 12-month period, and

(b) A periodic inspection within each 100 hours of flight time. The annual inspection required in paragraph (a) of this section will be accepted as one such periodic inspection.

§ 42.2 *Pilot rules.*

§ 42.20 *First pilot.*—(a) *Pilot in command.* The first pilot is in command of the aircraft at all times during flight and is responsible for the safety of persons and goods carried, and for the conduct and safety of members of the crew.

(b) *Preflight action.* Prior to commencing a flight the pilot shall familiarize himself with the latest weather reports issued by the United States Weather Bureau pertinent to the flight and with the information necessary for the safe operation of the aircraft en route and on the airports or other landing areas to be used, and determine that the flight can be completed with safety.

(c) *Maps and flight equipment.* The pilot shall have in his possession in the cockpit proper flight and navigational facility maps, including instrument approach procedures when instrument flight is authorized, and such other flight equipment as may be necessary to properly conduct the particular flight proposed.

(d) *Check and control test.* Immediately prior to take-off the pilot shall check the items specified in the check-off list and in addition shall test the flight controls to the full limit of travel, each engine individually, at run-up r. p. m., check the engine instruments and as many as possible of the flight instruments.

(e) *Emergency decisions.* (1) The first pilot is authorized to follow any course of action which appears necessary in emergency situations which, in the interest of safety, requires immediate decision and action. He may, in such situations, deviate from prescribed methods, procedures, or minimums to the extent required by considerations of safety and shall, when practicable, keep the proper traffic control station fully informed regarding the progress of the flight. When such emergency authority is exercised the pilot shall file a report of such deviation with the Administrator.

(2) In an emergency requiring either the dumping of fuel or a landing at a weight in excess of the authorized landing weight, the first pilot may elect to follow whichever procedure he considers safer.

§ 42.21 *Flight time limitations.* A pilot may not fly more than 10 hours in any 24 consecutive hours without an intervening period of at least 8 hours during which he is relieved of all duty with the carrier.

§ 42.22 *Certification and experience.*—(a) *First pilot.* Any pilot serving as first pilot must hold a valid commercial pilot rating with an aircraft type and class rating for the aircraft in which he is to serve, and for:

(1) Day flight CFR, he must have had at least 50 hours of cross-country flight time as pilot or copilot,

(2) Day flight IFR, he must possess a currently effective instrument rating and have had a total of at least 500 hours of flight time as pilot or copilot including 100 hours of cross-country flight.

(3) Night flight CFR or IFR, he must possess a currently effective instrument rating and have had a total of at least 500 hours of flight time as pilot or copilot, including 100 hours of cross-country flight of which 25 hours shall have been during the hours of darkness.

(b) *Second pilot.* Any pilot serving as second pilot in an aircraft requiring more than one pilot must hold for:

(1) CFR flights, a valid commercial pilot rating with the appropriate type and class ratings,

(2) IFR flights, in addition to (1), a currently effective instrument rating.

§ 42.23 *Recent flight experience.*—(a) *General.* No pilot shall serve as first pilot in nonscheduled air transportation unless within the preceding 90 days he has made at least 5 take-offs and landings to a full stop in the same type and class of aircraft, 2 of which must have been in the same make and model. He shall not serve during the hours of darkness unless he has made at least 5 take-offs and landings to a full stop during the hours of darkness within the preceding 90 days.

(b) *Instrument flight.* A first pilot shall not pilot an aircraft under instrument flight rules unless within the preceding 6 months he has had a minimum of 6 hours of instrument flight time, at least 2 hours of which shall have been acquired by actual flight in the overcast while on an instrument flight plan filed with the appropriate traffic control center.

§ 42.24 *Logging flight time.* (a) A first pilot may log the total flight time elapsing during his command of the aircraft.

(b) A second pilot may log 50 percent of the total flight time, or he may log all the flight time during which he is the sole manipulator of the controls.

§ 42.240 *Logging instrument flight time.* Instrument flight time may be logged as such by the pilot actually manipulating the controls only when the aircraft is flown solely by reference to instruments either under actual or properly simulated instrument conditions.

§ 42.3 *Flight operation rules.*

§ 42.30 *Manifest.* The Administrator may require a flight manifest form for each flight if he finds it necessary for the safe operation of a type and class of aircraft or a particular type of operation. This form shall show the distribution in the aircraft of the total payload carried, and must be signed by the pilot or other authorized person charged with the duty of loading the aircraft. The pilot shall retain the original manifest until he has completed the flight and the air carrier must keep a copy available for inspection for at least 90 days at the principal operations office.

§ 42.31 *Flight record.* A flight record for each flight beyond 25 miles from the airport or landing area of origin shall be kept for a period of 12 months at the principal operations office, and shall contain the following information:

(a) Date and type of flight—CFR (day or night), IFR, or combination,

(b) Aircraft make, model, and NC number,

(c) Names of pilot and crew,

(d) Point of departure,

(e) Point of destination,

(f) Route to be followed and intended stops en route,

(g) Estimated time of arrival at destination,

(h) Amount of fuel on board (in hours of cruising consumption).

(i) Names and addresses of passengers carried. Such flight record is in addition to the flight plan required by § 60.250 of this chapter for IFR flight in control areas.

§ 42.32 *Instruments and equipment serviceability.* Prior to starting any flight, all instruments and equipment must be in operative condition. If any instrument or equipment becomes inoperative in flight it shall be repaired or replaced at the first airport where repairs or replacements are readily available, or the flight may continue to its destination if the pilot determines that with the remaining serviceable instruments and equipment the flight can be continued with safety.

§ 42.33 *Fuel supply.*—(a) *Flight under contact flight rules (CFR).* A flight shall not be started unless the aircraft carries sufficient fuel and oil, considering the wind and other weather conditions forecast, to fly to the next point of intended landing and thereafter for a period of at least 30 minutes at normal cruising consumption.

(b) *Flight under instrument flight rules (IFR).* Sufficient fuel and oil, considering the wind and other weather conditions forecast, shall be carried to:

(1) Complete the flight to the point of first landing, and thereafter.

(2) Fly to the alternate airport, and thereafter,

(3) Fly at normal cruising consumption for a period of 45 minutes.

§ 42.34 *Weather minimums.*—(a) *Take-off.* No flight may be started when the visibility is less than one-half mile or the ceiling is less than 200 feet at the point of take-off.

(b) *Destination.* No flight may be started unless the current weather reports and forecasts show a trend indicating that the ceiling and visibilities at the place of intended landing are, and will remain, at or above the following minimums:

(1) *Contact flight operations (CFR).*

(i) Ceiling—1,000 feet.
(ii) Visibility—3 miles.

(2) *Instrument flight operations (IFR).*

(i) Ceiling—500 feet.
(ii) Visibility—1 mile.
(iii) Alternate airport: If airport is served by a radio directional facility, ceiling—1,000 feet, visibility—3 miles; if airport is not served by a radio directional facility, visibility 3 miles and a ceiling of 1,500 feet with broken clouds or better.

§ 42.35 *Flight altitude rules.*—(a) *Day (CFR) operation.* Except during take-off and landing, aircraft shall not be flown less than 500 feet from any obstacle in flight, except in such cases as may be specifically authorized by the Administrator.

(b) *Night (CFR) or instrument (IFR) operation.* Except during take-off and landing, no aircraft shall be flown at an altitude of less than 1,000 feet above the highest obstacle located within 5 miles of the aircraft in flight.

§ 42.36 *Icing conditions.* Aircraft must not be flown into known or probable heavy icing conditions and may be flown into light or medium icing conditions only if the aircraft is equipped with an approved means for de-icing the wings, propellers, and such other parts of the aircraft as are essential to safety.

§ 42.37 *Instrument approach and landing rules.* Unless otherwise instructed by a control tower or center, the standard instrument approach procedures authorized for the airport shall be used.

§ 42.4 *Miscellaneous rules.*

§ 42.40 *Pilots at controls.* In the case of aircraft requiring two or more pilots, two pilots must remain at the controls at all times while landing and taking off, and while the aircraft is en route except when the absence of one is necessary in connection with his regular duties or when he is replaced by a person authorized under the provisions of § 42.41.

§ 42.41 *Admission to pilot compartment.* In aircraft having a separate pilot compartment, no person other than a crew member, a check pilot, an inspector of the Administrator or a representative of the Board in pursuance of official duty, or a person whose admission is approved by the first pilot, may be admitted to the pilot compartment. In the latter case, the first pilot must remain at the controls.

§ 42.42 *Manual.* When the Administrator finds that the operation and type of aircraft used so requires, the air carrier shall prepare and maintain a manual for the use and guidance of operations and maintenance personnel which contains full information necessary to guide flight and ground personnel in the conduct of flight operations, and to inform such personnel regarding their duties and responsibilities. The manual must be in a form and content approved by the Administrator, and be furnished to all persons designated by the Administrator or Board. All copies must be kept up-to-date.

§ 42.43 *Records.* Each carrier shall keep at the operating base the following current records with respect to all aircraft, aircraft engines, propellers, and, where practicable, appliances used in air transportation:

(a) Total time and service,
(b) Time since last overhaul,
(c) Time since last inspection, and
(d) Mechanical failures.

§ 42.44 *Emergency flights.* In the case of emergencies necessitating the transportation of persons or medical supplies for the protection of life or property, the rules contained herein regarding type of aircraft, equipment, and weather minimums to be observed will not be applicable: *Provided*, That within 48 hours after any such flight returns to its base the air carrier shall file a report with the Administrator setting forth the conditions under which the flight was made, the necessity therefor, and giving the names and addresses of the crew and passengers.

§ 42.45 *Exemptions.* An air carrier engaged in nonscheduled air carrier operations on or before August 1, 1946, may continue to engage in such nonscheduled air carrier operations without an air carrier operating certificate until such time as the Administrator shall pass upon the application for such certificate if prior to August 1, 1946, he has filed with the Administrator an application for such certificate.

§ 42.46 *Exceptions.* Whenever upon investigation the Administrator finds that the general standards of safety required for air carrier operations require or permit a deviation from any specific requirement of this part for a particular operation or a class of operations for which an application for an air carrier operating certificate has been made, he may issue an air carrier operating certificate with appropriate changes. The Administrator shall promptly notify the Board of any deviations included in the air carrier operating certificate and the reasons therefor.

§ 42.9 *Definitions.* "Air carrier" means any citizen of the United States who undertakes, whether directly or indirectly, or by a lease, or by any other arrangement the carriage by aircraft of persons or property as a common carrier for compensation or hire or the carriage of mail by aircraft, in commerce whether such commerce moves wholly by aircraft or partly by aircraft and partly by other forms of transportation, between any of the following places: a place in any State of the United States, or the District of Columbia, and a place in any other State of the United States, or the District of Columbia; places in the same State of the United States through the air space over any place outside thereof; places in the same Territory or possession (except the Philippine Islands) of the United States, or the District of Columbia; a place in any State of the United States, or the District of Columbia, and any place in a Territory or possession of the United States; a place in a Territory or possession of the United States, and a place in any other Territory or possession of the United States; a place in the United States and any place outside thereof.

By the Civil Aeronautics Board.

FRED A. TOOMBS,
Secretary.

[F. R. Doc. 46-8008; Filed, May 13, 1946; 10:41 a. m.]

[Civil Air Regs., Amdt. 97-3]

PART 97—RULES OF PRACTICE GOVERNING SUSPENSION AND REVOCATION PROCEEDINGS

EXAMINER'S REPORT; EXCEPTIONS; ORAL ARGUMENT

At a session of the Civil Aeronautics Board held at its office in Washington, D. C., on the 3d day of May 1946.

Effective May 3, 1946, Part 97 of the Civil Air Regulations is amended by adding in § 97.19 the following sentence: "If no exceptions to the Examiner's report and recommendation are filed within the time allowed for filing such exceptions, the Examiner's report and recommendation will be adopted by the Board as its final decision."

(52 Stat. 984, 1007; 49 U.S.C. 425, 551)

By the Civil Aeronautics Board.

FRED A. TOOMBS,
Secretary.

[F. R. Doc. 46-8007; Filed, May 13, 1946; 10:41 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236; 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong.; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

PART 3290—TEXTILE, CLOTHING AND LEATHER

[Conservation Order M-310, as Amended May 13, 1946]

HIDES, SKINS AND LEATHER

The fulfillment of requirements for the defense of the United States has created shortages in hides, skins and leather for defense, for private account, and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

(a) General definitions.
(b) Provisions applying to all hides, skins and leather.
(c) Untanned cattlehides, calfskins and kips.
(d) Effect on prior orders.
(e) Reports.
(f) Appeals.

(g) Communications to the Civilian Production Administration.

(h) Violations.

§ 3290.196 *Conservation Order M-310*—(a) *General definitions.* (1) "Tanner" means a person in the business of tanning, dressing, or similarly processing hides or skins, who in any calendar month after April 1, 1940, processed or processes more than 500 hides or skins.

(2) "Contractor" or "converter" means a person in the business of causing hides or skins to be tanned or dressed for his account in any tannery not owned or controlled by him.

(3) "Collector" means a person, including a dealer or importer, engaged in the business of acquiring from others untanned hides or skins for resale, or removing hides or skins from animals not slaughtered by him.

(4) "Producer" means a person in the business of slaughtering animals.

(5) "Military order" means an order for hides, skins or leather for delivery against a specific contract placed by any of the following, or for incorporation in any product to be delivered against such a contract:

The Army or Navy of the United States, the United States Maritime Commission, the War Shipping Administration.

(6) "Military specifications" or "military quality" means, except as herein otherwise specifically provided, the specifications applicable to military orders or the quality of material meeting such specifications.

(7) "Sole leather" means vegetable tanned sole leather unless otherwise specified.

(8) "Whole stock" means sides, crops, backs, bends, shoulders with heads on, shoulders with heads off, bellies and belly centers.

(b) *Provisions applying to all hides, skins and leather.* (1) No person shall process any hides, skins or leather contrary to any specific direction issued from time to time by the Civilian Production Administration relating to the processing or production of specific types of leather to meet military or designated civilian requirements.

(2) No producer, collector, tanner, contractor, converter or cutter shall sell, deliver, accept delivery of, cut, use or incorporate in any product any hides skins or leather contrary to any specific direction issued from time to time by the Civilian Production Administration deemed necessary in order to fill military or designated civilian requirements.

(3) Notwithstanding the provisions of any regulation or order of the Civilian Production Administration, no preference rating shall be applied or extended for the delivery of hides, skins or leather, except:

(i) Leather for military orders (excluding sole leather whole stock and cattlehide splits in the blue, pickled, or lime state); or

(ii) When specifically authorized in writing by the Civilian Production Administration pursuant to this paragraph (b) (3) (ii).

(4) [Deleted May 13, 1946.]

(c) *Untanned cattlehides, calfskins and kips*—(1) *Definition.* "Cattlehide", "calfskin" and "kip" mean the hide or skin of a bull, steer, cow or buffalo, foreign or domestic (excluding slunks).

(2) No producer or collector shall put into process or cause to be put into process any untanned cattlehide, calfskin or kip, or portion thereof, other than splits and gluestock, except to the extent specifically authorized in writing by the Civilian Production Administration. Applications for such authorization may be made by letter setting forth the quantity of each kind of cattlehide, calfskin or kip, or portion thereof, which the applicant desires to put into process or cause to be put into process.

(3) No person shall sell, deliver, purchase or accept delivery of any untanned cattlehide, calfskin or kip, or portion thereof, other than splits and glue stock, except to the extent that the purchaser is specifically authorized by the Civilian Production Administration on Form WPB or CPA-1323 or Form WPB or CPA-3507. Applications may be made on Form WPB or CPA-1325 for the purchase of domestic cattlehides, and on Form WPB or CPA-1322 for the purchase of domestic calfskins and kips: *Provided*, That the following may be made without such authorization:

(i) Transactions between collectors and between producers and collectors for purposes of resale or delivery within the continental United States.

(ii) The sale and delivery to and the purchase and acceptance of delivery by any person other than a tanner of less than 500 hides or skins in any calendar month.

(4) In acting under paragraph (c) (3), it will be the policy of the Civilian Production Administration, so far as is practicable, to grant authorizations so that contractors or tanners will obtain cattlehides, calfskins or kips in the proportions that their respective wettings of such skins computed separately during the calendar year 1942, bore to all wettings thereof during that year by all contractors and tanners producing the same type of leather, except that authorizations to tanners or contractors having more than a practicable minimum working inventory may be reduced or omitted.

(d) *Pickled sheepskins and slats*—(1) *Definitions.* (i) "Pickled sheepskin" means a de-wooled, untanned, unsplit skin which has been removed from a sheep or lamb, except a skin from a hair sheep or a South African coarsewool sheep. The term includes any slat which has been pickled or immersed in a chemical solution to condition it for tanning, but does not include any slat as defined in the next paragraph.

(ii) "Slat" means a dried, untanned sheepskin which has no wool or has wool less than ¼ inch in length of no commercial value, and which has not been pickled or immersed in a chemical solution to condition it for tanning.

(2) *Restrictions on withdrawal from Customs.* On and after February 16, 1946, no person shall withdraw any pickled sheepskins or slats from United States Customs within the continental United States except as specifically authorized in writing by the Civilian Production Administration under this paragraph. Before arrival of the sheepskins or slats in the United States the importer shall notify the Civilian Production Administration, Hide & Leather Branch, Washington 25, D. C., Ref.: M-310, by letter specifying the quantity, type, country of origin, probable date of arrival, and, if available, name of ship. This provision does not relieve the importer from complying with applicable provisions of General Imports Order M-63.

(3) *Restrictions on purchase and acceptance of delivery by a tanner or converter.* (i) On and after February 16, 1946, no tanner or converter shall purchase or accept delivery of pickled sheepskins or slats for any purpose, or have them purchased or accepted for his account for any purpose, except in quantities specifically authorized in writing by the Civilian Production Administration (upon application on Form CPA-4404), and no person shall make any sale or delivery which he knows or has reason to believe would be accepted in violation of this paragraph. In the case of a tanner or converter who performs the de-wooling operation or has it done for his account, the movement of the pickled sheepskins or slats after de-wooling to be tanned by him or for his account shall constitute an acceptance of delivery by him subject to this paragraph.

(ii) However, this paragraph (d) (3) does not apply to any pickled sheepskins or slats before they are imported into the continental United States. Also, a tanner or converter who has been designated in an authorization under paragraph (d) (2) to receive imported pickled sheepskins or slats, may receive them without restriction under this paragraph (d) (3) and without counting them against the total quantities specifically authorized under this paragraph (d) (3).

(iii) Moreover, this paragraph (d) (3) does not apply to the acceptance by any tanner or converter of pickled sheepskins or slats which were consigned to him and were in transit within the Continental United States on February 16, 1946.

(4) *Policy.* In acting under paragraphs (d) (2) and (3), it will be the policy of the Civilian Production Administration, so far as is practicable, to grant authorizations so that:

(i) Each tanner and converter will obtain pickled sheepskins in the proportion that wettings for his own account of such skins during any calendar year 1941 to 1945, inclusive, bears to the total computed by adding together the wettings of such skins for his own account by each tanner and converter during the calendar year from 1941 to 1945 which he selects.

(ii) Each tanner and converter will obtain heavy foreign pickled sheepskins (averaging 45 pounds per dozen or heavier) in the proportion that his wettings of such skins during calendar year 1941 bore to the total thereof by all tanners and converters during the same period.

Authorizations to tanners or converters having more than a practicable minimum working inventory may be withheld or may be granted in reduced quantities.

(5) *Base period report.* Each tanner or converter seeking to qualify under pargaraph (d) (4) for authorizations under paragraphs (d) (2) or (3) shall file as soon as possible a one-time base period report on Form CPA-4405.

(e) *Regular reports.* Every person described below shall, on or before the 10th day of each month execute and file reports with the Civilian Production Administration, as directed on the respective forms mentioned below:

Tanners and converters of cattlehides	WPB or CPA-1325
Tanners and converters of calfskins and kips	WPB or CPA-1322
Tanners and converters of pickled sheepskins and slats	CPA-4404

Failure to file any of the reports mentioned above or any other reports requested pursuant to approval by the Bureau of the Budget shall constitute a violation of this order.

(f) *Plants without quotas.* Any person who owns a plant equipped to process hides or skins but whose past operations do not qualify him under paragraphs (c) (4) or (d) (4), may apply for authorization under paragraphs (c) or (d) by letter. The letter should be addressed to the Civilian Production Administration, Hide and Leather Branch, Washington 25, D. C., and should indicate the name and address of the plant, type and quantity of leather raw material which the applicant wishes to process per month, and the quantity of each type which he has processed during the preceding four calendar months. Authorizations may be granted on an equitable basis to applicants who did not process a monthly average of more than 500 hides and skins of all kinds during the preceding four calendar months.

(g) *Appeals.* Any appeal from the provisions of this order shall be made by filing a letter in triplicate referring to the particular provision appealed from and stating fully the grounds of the appeal.

(h) *Communications to the Civilian Production Administration.* All reports, applications, forms, or communications required under or referred to in this order, and all communications concerning this order, shall, unless otherwise directed, be addressed to the Civilian Production Administration, Textile Division, Washington 25, D. C., Ref: M-310.

(i) *Violations.* Any person who willfully violates any provision of this order, or who, in connection with this order, willfully conceals a material fact or who furnishes false information to any department or agency of the United States is guilty of a crime, and, upon conviction, may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using material under priority control and may be deprived of priorities assistance.

NOTE: The reporting requirements of this order have been approved by the Bureau of the Budget pursuant to the Federal Reports Act of 1942.

Issued this 13th day of May 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

INTERPRETATION 1: Revoked Aug. 27, 1945.

INTERPRETATION 2: Revoked Jan. 17, 1946.

[F. R. Doc. 46-8020; Filed, May 13, 1946; 11:30 a. m.]

Chapter XI—Office of Price Administration

PART 1346—BUILDING MATERIALS

[RPS 45, Amdt. 8]

ASPHALT AND TARRED ROOFING PRODUCTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Price Schedule No. 45 is amended in the following respects:

1. Section 1346.60 (a) (7) is amended to read as follows:

(7) "Distributor" means a buyer who regularly serves the retail dealer trade from his own warehouse stock, who regularly buys in carload or truckload lots, who regularly transacts such wholesale distribution through his own sales efforts, whose sales at wholesale are essentially to retail dealers and who assumes full credit responsibility for his sales of asphalt and tarred roofing products.

2. Table 4 of § 1346.63 (d) is amended to read as follows:

TABLE 4—BUILT-UP ROOF MATERIALS

	Underwriters label	Maximum prices, f. o. b. shipping points (per roll)	
		L./C.L.	C. L.
ASPHALT SATURATED FELT	Av. approximate wt. per roll:		
15 lb. 432 sq. ft.	65 lb.	[1] $2.09	[2] $1.80
15 lb. 324 sq. ft.	48 lb.	[1] 1.62	[2] 1.39
14 lb. 432 sq. ft.	60 lb.	[1] 2.09	[2] 1.80
30 lb. 216 sq. ft.	65 lb.	[1] 2.09	[2] 1.80
12 lb. 432 sq. ft.	52 lb.	[1] 1.81	[2] 1.56
24 lb. 216 sq. ft.	52 lb.	[1] 1.81	[2] 1.56
TARRED FELT			
15 lb. 432 sq. ft.	65 lb.	[1] 2.09	[2] 1.80
15 lb. 324 sq. ft.	48 lb.	[1] 1.62	[2] 1.39
14 lb. 432 sq. ft.	60 lb.	[1] 2.09	[2] 1.80
13 lb. 432 sq. ft.	55 lb.	[1] 1.81	[2] 1.56
12 lb. 432 sq. ft.	52 lb.	[1] 1.81	[2] 1.56
24 lb. 216 sq. ft.	52 lb.	[1] 1.81	[2] 1.56

[1] Less 6 percent and 5 percent.
[2] Less 5 percent.

3. In Table 6 of § 1346.63 (d), all references to maximum prices, f. o. b. shipping points (per roll) of mineral surfaced roofings (Class C label), fixtures included, average approximate weight per roll 90 lbs., are amended to read as follows:

Maximum Prices f. o. b. Shipping Points (Per Roll)

L/CL	CL
$2.15 less 6% and 5%	$1.85 less 5%

4. Section 1346.63 (e) is amended to read as follows:

(e) *Discounts.* The manufacturer shall allow to distributors a discount of 5% in addition to the discounts set forth in paragraph (d) of this Appendix A. All allowable discounts except the 5% additional discount required for distributor sales shall be prominently set forth on any and all price lists issued subsequent to May 10, 1946.

5. Section 1346.63 (f) is amended to read as follows:

(f) For all asphalt or tarred roofing products expressly listed above, maximum prices shall be as so listed, whether in any specific case the manufacturer has or has not manufactured such products before. Products not listed above shall be construed as coming within the provisions of this paragraph (f). For all asphalt or tarred roofing products not expressly listed above, the maximum list prices, f. o. b. shipping points, shall be the list prices which were actually charged or which would have been charged by the manufacturer on a sale made on June 29, 1941. Such list prices shall be subject to discounts of 6% plus 5% in the case of LCL sales and a discount of 5% in the case of CL sales. In addition, these sales shall also be subject to all other provisions of this price schedule, including the specific provisions of § 1346.63 (e), which apply to sales made to distributors.

6. Section 1346.63 (i) is amended to read as follows:

(i) An amount not in excess of 8 percent may be added to the maximum net prices established under this § 1346.63, such added amount to be shown separately on every invoice.

7. A new § 1346.63 (j) is added to read as follows:

(j) The following amounts may be added to the list prices of non-standard items of asphalt and/or tar saturated felt weighing approximately 60 to 65 lbs. per roll:

L/CL	CL
$0.16 per roll	$0.14 per roll

8. A new § 1346.63 (k) is added to read as follows:

(k) *Manufacturers' individual price adjustments.* (1) Any individual price adjustments granted prior to May 10, 1946, by the Price Administrator or any Regional Administrator to any manufacturer of any of the items covered by § 1346.63 in an amount equal to or less than the increases permitted by §§ 1346.63 (i) and 1346.63 (j) are hereby revoked.

(2) Any individual price adjustments granted prior to May 10, 1946, by the Price Administrator or any Regional Administrator to any manufacturer of any of the items covered by § 1346.63 in an amount greater than the increases permitted by §§ 1346.63 (i) and 1346.63 (j) are hereby continued in full force and effect; such individual price adjustments shall not, however, be further increased by the increases permitted by §§ 1346.63 (i) and 1346.63 (j).

9. A new § 1346.64 (i) is added to read as follows:

(i) A amount not in excess of 3 percent may be added to the maximum net

prices established under this § 1346.64, such added amount to be shown separately on every invoice.

10. A new § 1346.64 (j) is added to read as follows:

(j) *Manufacturers' individual price adjustments.* (1) Any individual price adjustments granted prior to May 10, 1946, by the Price Administrator or any Regional Administrator to any manufacturer of any of the items covered by §1346.64 in an amount equal to or less than the increase permitted by § 1346.64 (i) are hereby revoked.

(2) Any individual price adjustments granted prior to May 10, 1946, by the Price Administrator or any Regional Administrator to any manufacturer of any of the items covered by § 1346.64 in an amount greater than the increase permitted by § 1346.64 (i) are hereby continued in full force and effect; such individual price adjustments shall not, however, be further increased by the increase permitted by § 1364.64 (i).

11. Section 1346.65 is amended to read as follows:

§ 1346.65 *Maximum prices for sales and deliveries by jobbers and dealers.* The maximum prices for sales and deliveries of asphalt or tarred roofing products by a person other than a manufacturer shall be established in accordance with the provisions of §§ 1499.2, 1499.3, and 1499.18 of the General Maximum Price Regulation except that any person purchasing asphalt or tarred roofing products for resale in the same form may add to his maximum price established on May 9, 1946, an amount not in excess of the actual dollars-and-cents increased cost resulting to him by reason of the increase permitted manufacturers under Amendment 8 to Revised Price Schedule 45. Notwithstanding the provisions of this section, in any area where specific maximum prices are fixed by an area pricing order, such specific maximum prices shall apply in that area.

This amendment shall become effective May 10, 1946.

Issued this 10th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7981; Filed, May 10, 1946; 5:12 p. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[FPR 2, Amdt. 10 to Rev. Supp. 2]

OATS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

All base prices in section 6 (a) (1), in section 11 (b) (2) and in Tables III and IV of Appendix A to Revised Supplement 2 to Food Products Regulation 2 are increased by 5 cents per bushel.

This amendment shall become effective 12:01 a. m., May 13, 1946.

Issued this 10th day of May 1946.

PAUL A. PORTER,
Administrator.

Approved: May 10, 1946.

N. E. DODD,
Under Secretary of Agriculture.

[F. R. Doc. 46-7960; Filed, May 10, 1946; 5:05 p. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[FPR 2, Amdt. 11 to Supp. 4]

CORN

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

All base prices in section 6 (a) (1) and in Tables III and IV of Appendix A of Supplement 4 to Food Products Regulation 2 are increased by 25 cents per bushel.

This amendment shall become effective 12:01 a. m., May 13, 1946.

Issued this 10th day of May 1946.

PAUL A. PORTER,
Administrator.

Approved: May 10, 1946.

N. E. DODD,
Under Secretary of Agriculture.

[F. R. Doc. 46-7966; Filed, May 10, 1946; 5:06 p. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[FPR 2, Amdt. 7 to Supp. 6]

GRAIN SORGHUMS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

All base prices in section 6 (a), in section 15 and in Table II of Appendix A of Supplement 6 to Food Products Regulation 2 are increased by 18¢ per hundred pounds.

This amendment shall become effective 12:01 a. m. May 13, 1946.

Issued this 10th day of May 1946.

PAUL A. PORTER,
Administrator.

Approved: May 10, 1946.

N. E. DODD,
Under Secretary of Agriculture.

[F. R. Doc. 46-7956; Filed, May 10, 1946; 5:04 p. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[FPR 2, Amdt. 8 to Rev. Supp. 3]

BARLEY

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

All base prices in section 6 (a) (1) and in Table III of Appendix A of Revised Supplement 3 to Food Products Regulation 2 are increased by 9 cents per bushel.

This amendment shall become effective 12:01 a. m. May 13, 1946.

Issued this 10th day of May 1946.

PAUL A. PORTER,
Administrator.

Approved: May 10, 1946.

N. E. DODD,
Under Secretary of Agriculture.

[F. R. Doc. 46-7960; Filed, May 10, 1946; 5:05 p. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[FPR 3, Amdt. 1 to Supp. 2]

BABASSU, COPRA, OURICURI, PALM KERNEL AND SESAME PRODUCTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

All listed prices in the table in section 6 (a) are increased by $10.00 per ton.

This amendment shall become effective 12:01 a. m., May 13, 1946.

Issued this 10th day of May 1946.

PAUL A. PORTER,
Administrator.

Approved: May 10, 1946.

N. E. DODD,
Under Secretary of Agriculture.

[F. R. Doc. 46-7965; Filed, May 10, 1946; 5:06 p. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[FPR 3, Amdt. 5 to Supp. 1]

COTTONSEED PRODUCTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

All listed prices in the table in section 6 (a) (1) (i) are increased by $14.00 per ton.

This amendment shall become effective 12:01 a. m., May 13, 1946.

Issued this 10th day of May 1946.

PAUL A. PORTER,
Administrator.

Approved: May 10, 1946.

N. E. DODD,
Under Secretary of Agriculture.

[F. R. Doc. 46-7962; Filed, May 10, 1946; 5:05 p. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[FPR 3, Amdt. 5 to Supp. 3]

SOYBEAN PRODUCTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

All base prices in section 6 (a) (1) (i) are increased by $14.00 per ton.

This amendment shall become effective 12:01 a. m. May 13, 1946.

Issued this 10th day of May 1946.

PAUL A. PORTER,
Administrator.

Approved: May 10, 1946.

N. E. DODD,
Under Secretary of Agriculture.

[F. R. Doc. 46-7961; Filed, May 10, 1946; 5:05 p. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[FPR 3, Amdt. 4 to Supp. 4]

BEET PULP PRODUCTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Sections 6 (a) (1), 6 (a) (2) and 6 (a) (3) are amended to read as follows:

(1) *Produced in Area A.* Base per ton price for dried beet pulp produced at any point in Area A is $55.20 less the per ton carload freight rate (including the 3% transportation tax) for a shipment of dried beet pulp from such point to Boston, Massachusetts.

(2) *Produced in Area B.* Base per ton price for dried beet pulp produced at any point in Area B is $56.90 less the per ton carload freight rate (including the 3% transportation tax) for a shipment of dried beet pulp from such point to Atlanta, Georgia.

(3) *Produced in Area C.* Base per ton price for dried beet pulp produced at any point in Area C is $42.00 per ton.

This amendment shall become effective 12:01 a. m. May 13, 1946.

Issued this 10th day of May 1946.

PAUL A. PORTER,
Administrator.

Approved: May 10, 1946.

N. E. DODD,
Under Secretary of Agriculture.

[F. R. Doc. 46-7969; Filed, May 10, 1946; 5:07 p. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[FPR 3, Amdt. 3 to Supp. 5]

LINSEED PRODUCTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

All listed prices in the table in section 6 (a) are increased by $14.00 per ton.

This amendment shall become effective 12:01 a. m. May 13, 1946.

Issued this 10th day of May 1946.

PAUL A. PORTER,
Administrator.

Approved: May 10, 1946.

N. E. DODD,
Under Secretary of Agriculture.

[F. R. Doc. 46-7970; Filed, May 10, 1946; 5:08 p. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[FPR 3, Amdt. 3 to Supp. 7]

PEANUT PRODUCTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

All listed prices in the Table in section 6 (a) (1) are increased by $14.00 per ton.

This amendment shall become effective 12:01 a. m. May 13, 1946.

Issued this 10th day of May 1946.

PAUL A. PORTER,
Administrator.

Approved: May 10, 1946.

N. E. DODD,
Under Secretary of Agriculture.

[F. R. Doc. 46-7967; Filed, May 10, 1946; 5:06 p. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[FPR 3, Amdt. 2 to Supp. 8]

WET CORN MILLING BY-PRODUCTS FOR ANIMAL AND POULTRY FEEDS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

All listed prices in the table in section 6 (a) (1) (i) are increased by $14.00 per ton.

This amendment shall become effective 12:01 a. m. May 13, 1946.

Issued this 10th day of May 1946.

PAUL A. PORTER,
Administrator.

Approved: May 10, 1946.

N. E. DODD,
Under Secretary of Agriculture.

[F. R. Doc. 46-7968; Filed, May 10, 1946; 5:07 p. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[2d Rev. MPR 150, Amdt. 14]

FINISHED RICE AND RICE MILLING BY-PRODUCTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 12 (a) (1) (ii) is amended to read as follows:

(ii) $40.00 per ton for rice bran plus his transportation cost.

This amendment shall become effective 12:01 a. m. May 13, 1946.

Issued this 10th day of May 1946.

PAUL A. PORTER,
Administrator.

Approved: May 10, 1946.

N. E. DODD,
Under Secretary of Agriculture.

[F. R. Doc. 46-7959; Filed, May 10, 1946; 5:05 p. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[MPR 305, Amdt. 14]

CORN MEAL, CORN FLOUR, CORN GRITS, HOMINY GRITS, BREWERS' GRITS AND OTHER PRODUCTS MADE BY A DRY CORN MILLING PROCESS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 1351.1754 (d) is added to read as follows:

(d) The maximum base point price for hominy feed, corn bran, corn germ cake and corn germ meal, shall be $2.63 per hundredweight at the basing point of Kansas City, Missouri.

This amendment shall become effective 12:01 a. m. May 13, 1946.

Issued this 10th day of May 1946.

PAUL A. PORTER,
Administrator.

Approved: May 10, 1946.

N. E. DODD,
Under Secretary of Agriculture.

[F. R. Doc. 46-7953; Filed, May 10, 1946; 5:03 p. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[MPR 526, Amdt. 1]

MALT DRIED GRAIN, DRIED BREWERS' GRAIN, MALT CLEANINGS, MALT HULLS AND MALT SPROUTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

All listed prices in the tables in section 4 (a) and 4 (d) are increased by $10.00 per ton.

This amendment shall become effective 12:01 a. m. May 13, 1946.

Issued this 10th day of May 1946.

PAUL A. PORTER,
Administrator.

Approved: May 10, 1946.

N. E. DODD,
Under Secretary of Agriculture.

[F. R. Doc. 46-7955; Filed, May 10, 1946; 5:04 p. m.]

PART 1361—FARM EQUIPMENT

[MPR 133, Amdt. 12]

INCREASES IN PRICES

A statement of the considerations involved in the issuance of this amendment, has been issued simultaneously herewith, and filed with the Division of the Federal Register.

Maximum Price Regulation 133 is amended in the following respects:

1. Section 1361.3 (c) (2) (i) is amended to read as follows:

(i) *Where the cost to the dealer has not increased prior to May 10, 1946.* The maximum price shall be the highest price at which the dealer sold or offered to sell the item on April 1, 1942 increased by 5%.

2. Section 1361.3 (c) (2) (ii) is amended to read as follows:

(ii) *Where the cost to the dealer has increased.* If when the dealer established the price he was charged on April 1, 1942, his cost was lower than it was on May 9, 1946, or if the price he was charged on April 1, 1942, has after May 10, 1946 been increased by more than 10%, the maximum price shall be determined by adding a percentage markup to his current cost (not in excess of the applicable maximum price). The percentage markup to be added shall be ¾ of the percentage markup that the dealer realized on his last sale of the item before May 10, 1946.

3. Section 1361.3 (c) (3) is amended to read as follows:

(3) *Where the item was not dealt in on April 1, 1942.* If the dealer did not sell or offer to sell the item on April 1, 1942, its maximum price shall be determined as follows: The maximum price shall be the net cost of the item to the dealer plus a certain percentage of that price. The percentage markup used shall be the first of the following percentages that the dealer can determine;

(i) ¾ of the percentage markup over net invoiced cost that the dealer realized on his last sale of the item before April 1, 1942.

(ii) ¾ of the percentage markup over net invoiced cost that the dealer realized on his last sale of the most comparable item during the period January 1, 1941, to April 1, 1942, inclusive.

(iii) ¾ of the average percentage markup over net invoiced cost that the dealer realized on sales of all farm equipment and parts during March 1942.

4. Section 1361.3 (d) is amended by adding the following sentence:

The provisions of this paragraph, however, do not apply to sales by mail order houses.

5. Section 1361.3 is amended by adding the following paragraph (e):

(e) *Sales by mail order houses at retail.* The provisions of this paragraph apply to all sales by mail order houses at retail, whether direct or through retail stores.

(1) *Where the cost to the seller has not increased prior to May 10, 1946.* The maximum price shall be the highest price at which the seller sold or offered to sell the item to the same class of purchaser on April 1, 1942 increased by 5%.

(2) *Where the cost to the seller has increased prior to May 10, 1946, or where after May 10, 1946, the cost to the seller is increased more than 10%, or where the item was not dealt in on April 1, 1942.* The maximum price for any such product shall be determined as follows:

First step. The seller shall ascertain its present net invoice cost for the item not in excess of the applicable maximum price. For the purpose of this paragraph the net invoice cost shall mean the amount exclusive of freight or handling charges paid to an independent manufacturer or charged in any manner by a manufacturing division or subsidiary of the seller.

Second step. The seller shall add to the amount found in step one, the first of the following percentages that the seller can determine.

(i) ¾ of the percentage markup over net invoiced cost that the seller realized on his last sale of the item before April 1, 1942.

(ii) ¾ of the percentage markup over net invoiced cost that the seller realized on his last sale of the most comparable item during the period January 1, 1941 to April 1, 1942 inclusive.

(iii) ¾ of the average percentage markup over net invoiced cost that the seller realized on sales of all farm equipment and parts during March 1942.

Third step. The seller shall add to the amount found in step two, all charges for transportation and handling charged by the seller to a purchaser of the same class on April 1, 1942, except that actual transportation costs paid by the seller less any allowances or rebates received by the seller may be used. If it was the seller's custom on April 1, 1942, he may use average instead of actual transportation costs and if such average transportation costs are used, they must be applied to all sales and must be computed on the basis of the average of transportation costs, less any allowances or rebates, for complete items of farm equipment during the completed calendar year immediately preceding the date of the sale.

Fourth step. The seller shall apply to the amount found in step three, all discounts and allowances in effect to the purchaser of the same class on May 9, 1946.

6. Section 1361.9 (a) (8) is amended by striking out the phrase "as a result, maximum prices applicable to the sale of new equipment by mail order houses, whether direct or through retail stores, shall be calculated in accordance with paragraph (c) of § 1341.3."

7. Section 1361.9 (a) is amended by adding the following subparagraph (9).

(9) *Purchaser of the same class.* Purchaser of the same class shall mean a purchaser belonging to the same price class: That is a group of purchasers to whom it was the sellers practice on the base date to sell or lease the same (or comparable) product at a particular price or discount off of the list price. The class of purchaser may be determined on a basis of standards such as the nature of the buyer, or the nature of the sale (large, small, cash, credit, etc.), the place to which delivery of the product may be made without consideration of transportation charges), or other pertinent factors. Any new purchaser must be placed in the proper price class in accordance with the standards of the seller previously established.

This amendment shall become effective May 10, 1946.

Issued this 10th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7971; Filed, May 10, 1946, 5:08 p. m.]

PART 1361—FARM EQUIPMENT

[MPR 246, Amdt. 16]

MANUFACTURERS' AND WHOLESALE PRICE FOR FARM EQUIPMENT

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 246 is amended in the following respects:

1. Section 1361.52 is stricken out and the following section is substituted:

§ 1361.52 *Maximum prices; general provisions*—(a) *Suggested retail price*—(1) *Machinery and equipment.* This paragraph is applicable to any product, except parts, for which the manufacturer has filed with the OPA a suggested retail price in effect on March 31, 1942, or a suggested retail price computed under the provisions of §§ 1361.53, 1561.54 or 1361.54a. For every product to which this paragraph is applicable, the manufacturer shall increase the suggested retail price by 5%. If, however, prior to May 10, 1946, the manufacturer has received an adjustment of the maximum prices of any of his products covered by this regulation (under the provisions of § 1361.64a or in accordance with the provisions of Supplementary Order No. 142), he may not apply the percentage increase provided by this paragraph to the suggested retail price as adjusted by reason of his individual adjustment. In such case, the manufacturer shall proceed as follows:

Step 1. He shall compute the net realized price on sales to dealers for the product as established by his individual adjustment (whether such price is established by him or the wholesale distributor).

Step 2. He shall compute what the net realized price would be on sales to dealers if the price of the product to dealers which was established before the application of his individual adjustment were increased by 10%.

Step 3. If the price found in Step 1 is lower than the price found in Step 2, he shall establish his new suggested retail price for the product by increasing by 5% his suggested retail price of the product which was established before the application of his individual adjustment.

Step 4. If the price found in Step 1 is greater than the price found in Step 2, he shall multiply the price found in Step 1 by 100 and divide this figure by 100 less the applicable new discount provided in the following paragraph (b). If the manufacturer does not sell to dealers, the discount shall be 4/5 of the wholesale distributors' discount to dealers in effect on May 9, 1946. The resulting figure will be his new suggested retail price.

(2) *Parts.* This paragraph is applicable to parts for which the manufacturer has filed with the OPA a suggested retail price in effect on March 31, 1942, or a suggested retail price computed under the provisions of §§ 1361.53, 1361.54 or 1361.54a. The manufacturer of such parts shall establish, as the suggested retail price, the suggested retail price in effect on March 31, 1942 or the price filed with the OPA under the provisions of §§ 1361.53, 1361.54 or 1361.54a. If the manufacturer has received an individual adjustment under the provisions of § 1361.64a, or in accordance with the provisions of Supplementary Order No. 142, which has resulted in an increase of his suggested retail price of any part less than 10% of the price filed with the OPA under the provisions of §§ 1361.53, 1361.54, 1361.54a or the price in effect on March 31, 1942, he must, nevertheless, establish the new suggested retail price of that part as provided by this paragraph. If, however, such increase established by an individual adjustment has been in excess of 10%, then the manufacturer shall establish the new suggested retail price of that part as follows: he shall multiply the net realized price for the part (including the increase allowed by his individual adjustment) by 100 and divide this figure by 100 less the applicable new discount provided in the following paragraph (b). If the manufacturer does not sell to dealers, the discount shall be 4/5 of the wholesale distributors' discount to dealers in effect on May 9, 1946. The resulting figure shall be the new suggested retail price.

(3) *Reports.* Every manufacturer establishing a new suggested retail price for any part, machinery or equipment under the provisions of this paragraph shall file with the OPA a report of such price within ninety days after the date when he establishes such price.

(b) *Manufacturers price (except for products with a suggested retail price).* This paragraph is applicable to all products covered by this regulation for which the manufacturer has filed a suggested retail price with the OPA. The maximum price for the sale by a manufacturer of any product covered by this paragraph, except sales to wholesale distributors, shall be the suggested retail price (either established under the preceding paragraph (a) or hereafter filed with the OPA under the provisions of this regulation including a suggested retail price established by an individual adjustment under § 1361.64a of Supplementary Order No. 142) less the discount provided by this paragraph to a purchaser of the same class on May 9, 1946. To this price, the manufacturer may add any extra charges in effect to a purchaser of the same class on May 9, 1946. The discount which shall be applicable to the sales of products covered by this paragraph shall be ⅘ of the percentage discount in effect to a purchaser of the same class on May 10, 1946.

(c) *Manufacturers sales to wholesalers of products with suggested retail price.* This paragraph is applicable to sales by manufacturers to wholesalers of any product for which the manufacturer has a suggested retail price. (1) If the manufacturer had a price in effect on March 31, 1942, the maximum price shall be computed by adding to the highest net price, which the manufacturer would have received on March 31, 1942, for the item from a purchaser of the same class, 10% of that price. The seller shall then adjust that price for all applicable extra charges, discounts or other allowances in effect on March 31, 1942 to a purchaser of the same class.

(2) If the manufacturer had no price in effect on March 31, 1942, but did have a price in effect on March 31, 1941, the maximum price for the sale of the product shall be computed as follows: The manufacturer shall ascertain the highest price which he would have charged a purchaser of the same class for the item on the last date prior to March 31, 1942 when a price for the item was in effect. The seller shall then add to that price 10% of that price. The seller shall then adjust the total price so computed for all applicable extra charges, discounts or other allowances in effect to a purchaser of the same class on the date when the price was last established prior to March 31, 1942.

(3) In the case of any sale by a manufacturer to a wholesale distributor of a product for which a manufacturer has a suggested retail price, the manufacturer shall state to the wholesale distributor the maximum price to all classes of purchasers established under the provisions of paragraph (b) of this section.

(d) *Manufacturers sales of products without a suggested retail price.* This paragraph is applicable to sales by manufacturers of a product for which the manufacturer has no suggested retail price.

(1) If the manufacturer had a price in effect on March 31, 1942, the maximum price shall be computed by adding to the highest net price, which the manufacturer would have received on March 31, 1942, for the item from a purchaser of the same class, 10% of that price. The seller shall then adjust that price for all applicable extra charges, discounts or other allowances in effect on March 31, 1942 to a purchaser of the same class.

(2) If the manufacturer had no price in effect on March 31, 1942, but did have a price in effect on March 31, 1941, the maximum price for the sale of the product shall be computed as follows: The manufacturer shall ascertain the highest price which he would have charged a purchaser of the same class for the item on the last date prior to March 31, 1942 when a price for the item was in effect. The seller shall then add to that price 10% of that price. The seller shall then adjust the total price so computed for all applicable extra charges, discounts or other allowances in effect to a purchaser of the same class on that date when the price was last established prior to March 31, 1942.

(e) *Wholesalers sales of products without a manufacturer's suggested retail price.* This paragraph is applicable to sales by wholesale distributors of products for which the manufacturer has no suggested retail price. For such product, the maximum price shall be computed by adding to the highest net price which the seller would have received on March 31, 1942 for the item from a purchaser of the same class, 10% of that price. The seller shall then adjust that price for all applicable extra charges, discounts or other allowances in effect on March 31, 1942 to a purchaser of the same class.

(f) *Wholesale distributors sales of products for which the manufacturer has a suggested retail price.* This paragraph is applicable to sales by wholesale distributors of products for which a manufacturer has a suggested retail price. The maximum price for sales by wholesale distributors of the products covered by this paragraph shall be the suggested retail price of the manufacturer filed with OPA less ⅘ of the percentage trade discount which the distributor had in effect to a purchaser of the same class on May 9, 1946. No addition may be made for transfer, handling or other extra charges.

2. Section 1361.54 (a) (1) is amended to read as follows:

(1) The manufacturer shall use the price determining method which was in use on October 1, 1941, or during the selling season last prior to that date, applying the overhead rate or rates, machine-hour rate or rates, if any, or other bases of computation which were in use for the most comparable item on October 1, 1941, or during the selling season last prior to that date.

3. Section 1361.54 (a) (5) is amended to read as follows:

(5) In the case of products for which the manufacturer does not establish a suggested retail price, he shall increase the formula price to each class of purchaser by 10%. He shall then apply all extra charges, discounts or other allowances in effect on May 9, 1946, to a purchaser of the same class.

4. Section 1361.54 (a) is amended by adding a new paragraph (6) to read as follows:

(6) In the case of products for which the manufacturer established a suggested retail price, he shall apply to the price to the purchaser commanding the lowest price the mark-up to that class of purchaser in effect on May 9, 1946. If the product is a part, the resulting figure shall be his suggested retail price. If the product is a complete item of farm equipment, other than parts, the resulting figure, increased by 5% shall be his suggested retail price.

5. Section 1361.55 (a) is amended to read as follows:

(a) The maximum price shall be computed as follows: The manufacturer shall ascertain the last contract price for the item to the same customer agreed upon prior to March 31, 1942. He shall add to this price a percentage increase equal to the percentage increase, if any, in the manufacturer's price to distributors for the same item made since such last con-

tract was entered into, but before March 31, 1942. To the sum of those, the manufacturer shall add 10% of that sum. If, however, the item has been modified and is priced to distributors, under the provisions of § 1361.53, the manufacturer shall select the last contract price for the item to the same customer agreed upon prior to March 31, 1942, and shall increase that price by 10%. He shall then add or subtract (as the case may be) a percentage equal to the percentage by which the maximum price for the modified item, computed under the provisions of § 1361.53, exceeds or is less than the maximum price of the item before modification; or

6. Section 1361.57 (b) is amended to read as follows:

(b) *Limit beyond which a maximum price determined in accordance with this section may not go.* The wholesale distributor's maximum price determined in accordance with this section shall not exceed the manufacturer's suggested retail price filed with OPA less ⅓ of the percentage trade discount which the distributor had in effect to a purchaser of the same class on May 9, 1946 and plus the actual cost of freight to the distributor. No addition may be made for handling, transfer or other extra charges.

7. Section 1361.57 (e) is amended by adding the following subparagraph (3):

(3) To the price computed under the provisions of subparagraph (1) of this paragraph (2), the wholesaler shall add 10% of that price.

8. Section 1361.57 (f) (1) is amended to read as follows:

(1) The maximum price for the sale by a wholesale distributor of any item of farm equipment whose price to him has been increased in accordance with the provisions of Supplementary Order No. 142, or in accordance with the provisions of this regulation after March 31, 1942, shall be determined as follows:

9. Section 1361.57a is amended by adding a new paragraph (d) to read as follows:

(d) The maximum prices established under this section shall be increased by 10%.

10. Section 1361.64a is amended by deleting therefrom subparagraph (a) (3).

11. Section 1361.66a is amended by adding the following subparagraph (8):

(8) *Suggested retail price.* Suggested retail price means the price stated by the manufacturer in a list of suggested or recommended retail prices, f. o. b. factory, which is furnished to or available to dealers in farm equipment. Prices issued by mail order houses are not suggested retail prices as used in this regulation.

12. Section 1361.67 (b) is amended by adding the following subparagraph (9):

(9) Engines, internal combustion, which are not sold as an integral part of or attached to a piece of complete farm equipment covered by this regulation.

13. Section 1361.67 is amended by adding the following paragraph (c):

(c) This regulation does not apply to retail sales by mail-order houses. It does establish the price or transfer cost for deliveries of any item of farm equipment manufactured by a division or subsidiary of a mail-order house to the retail or mail-order division.

14. Section 1361.57a is amended by adding the following paragraph (d):

The maximum prices computed under this section shall be increased by 10%.

NOTE: All record keeping and reporting requirements of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

This amendment shall become effective May 10, 1946.

Issued this 10th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7972; Filed, May 10, 1946; 5:08 p. m.]

PART 1363—FEEDINGSTUFFS

[RPS 73, Amdt. 9]

FISH MEAL AND FISH SCRAP

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Price Schedule 73 is amended in the following respects:

1. All listed prices in the table in § 1363.12 (a) (1) are increased by $10.00 per ton.

2. Section 1363.12 (c) is amended to read as follows:

(c) *Maximum prices for sales of fish scrap f. o. b. conveyance at fish reduction plant.* The maximum price for sales of fish scrap f. o. b. conveyance at fish reduction plant shall be $5.50 per ton less than the prices specified in paragraph (a) of this section.

This amendment shall become effective 12:01 a. m. May 13, 1946.

Issued this 10th day of May 1946.

PAUL A. PORTER,
Administrator.

Approved: May 10, 1946.

N. E. DODD,
Under Secretary of Agriculture.

[F. R. Doc. 46-7957; Filed, May 10, 1946; 5:04 p. m.]

PART 1363—FEEDINGSTUFFS

[RMPR 74, Amdt. 10]

ANIMAL PRODUCT FEEDINGSTUFFS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 74 is amended in the following respects:

1. Section 4 is amended to read as follows:

SEC. 4. *Maximum prices for sales by all persons of dry rendered tankage.* (a) The maximum price for the sale of domestic dry rendered tankage, per ton, bulk, by any person shall be at the rate of $1.25 for each percentage of protein therein plus $7.50 per ton plus transportation charges from production plant thereof to the buyer's receiving point by a usual route and method of transportation.

(b) The maximum price for the sale of imported dry rendered tankage, per ton, bulk, by any person shall be at the rate of $1.25 for each percentage of protein therein plus $7.50 per ton delivered at any conversion plant in the forty-eight states or the District of Columbia of the United States.

2. Section 5 is amended to read as follows:

SEC. 5. *Maximum prices for sales by all persons of wet rendered tankage and dried blood.* (a) The maximum price for the sale of domestic wet rendered tankage and dried blood, per ton, bulk, by any person shall be at the rate of $5.53 for each percentage of ammonia therein plus $7.50 per ton plus transportation charges from production plant thereof to the buyer's receiving point by a usual route and method of transportation.

(b) The maximum price for the sale of imported wet rendered tankage and dried blood, per ton, bulk, by any person shall be at the rate of $5.53 for each percentage of ammonia therein plus $7.50 per ton delivered at any conversion plant in the forty-eight states or the District of Columbia of the United States.

3. Sections 6 (b) (1) and 6 (b) (2) are amended to read as follows:

(1) For meat scraps, $1.25 for each percentage of the guaranteed minimum percentage of protein therein plus $17.50 per ton and plus transportation charges from production plant of the meat scraps (or if imported, from port of entry thereof) to buyer's receiving point by a usual route and method of transportation.

(2) For digester tankage, blood meal and blood flour, $1.0755 for each percentage of the guaranteed percentage of protein therein, plus $16.50 per ton and plus transportation charges from production plant of the digester tankage blood meal or blood flour (or if imported, from port of entry thereof) to buyer's receiving point by a usual route and method of transportation.

This amendment shall become effective 12:01 a. m. May 13, 1946.

Issued this 10th day of May 1946.

PAUL A. PORTER,
Administrator.

Approved: May 10, 1946.

N. E. DODD,
Under Secretary of Agriculture.

[F. R. Doc. 46-7952; Filed, May 10, 1946; 5:03 p. m.]

PART 1363—FEEDINGSTUFFS

[RMPR 173, Amdt. 5]

WHEAT MILL FEEDS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

All listed prices in section 7 (a) and 7 (b) are increased by $10.00 per ton.

This amendment shall become effective 12:01 a. m., May 13, 1946.

Issued this 10th day of May, 1946.

PAUL A. PORTER,
Administrator.

Approved: May 10, 1946.

N. E. DODD,
Under Secretary of Agriculture.

[F. R. Doc. 46-7954; Filed, May 10, 1946; 5:03 p. m.]

PART 1439—UNPROCESSED AGRICULTURAL COMMODITIES

[2d Rev. MPR 487, Amdt. 12]

WHEAT

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

All of the base prices in the tables in section 3.2 and in Table IV of section 4.7 of 2d Revised Maximum Price Regulation 487 are increased by 15 cents per bushel.

This amendment shall become effective 12:01 a. m. May 13, 1946.

Issued this 10th day of May 1946.

PAUL A. PORTER,
Administrator.

Approved: May 10, 1946.

N. E. DODD,
Under Secretary of Agriculture.

[F. R. Doc. 46-7958; Filed, May 10, 1946; 5:04 p. m.]

PART 1305—ADMINISTRATION

[Rev. SO 114, Amdt. 7]

ADJUSTABLE PRICING OF CERTAIN COTTON TEXTILES

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

In the table contained in section 5 of Revised Supplementary Order No. 114, reference number 50 is revoked.

This amendment shall become effective May 13, 1946.

Issued this 13th day of May, 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8034; Filed, May 13, 1946; 11:49 a. m.]

PART 1439—UNPROCESSED AGRICULTURAL COMMODITIES

[MPR 604, Amdt. 4]

RYE

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

All of the base prices in section 3.2 and in Table II of Appendix A of Maximum Price Regulation 604 are increased by 10¢ per bushel.

This amendment shall become effective 12:01 a. m., May 13, 1946.

Issued this 10th day of May 1946.

PAUL A. PORTER,
Administrator.

Approved: May 10, 1946.

N. E. DODD,
Under Secretary of Agriculture.

[F. R. Doc. 46-7963; Filed, May 10, 1946; 5:05 p. m.]

PART 1305—ADMINISTRATION

[SO 126,[1] Amdt. 29]

EXEMPTION AND SUSPENSION OF CERTAIN ARTICLES OF CONSUMER GOODS FROM PRICE CONTROL

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Supplementary Order No. 126 is amended in the following respects:

1. Section 1 is amended to read as follows:

SECTION 1. *Articles exempted from price control.* Notwithstanding the provisions of any price regulation heretofore or hereafter issued by the Office of Price Administration, all purchases, sales and deliveries of any articles of consumer goods listed in sections 2, 3, 4, and 5 of this order are exempt from price control. Parts for articles listed in section 2 are also exempt from price control. For the purpose of this section, "part" means any specific part, sub-assembly or accessory of an article which is listed in section 2 which was originally designed for use in or in connection with such an article, and which is fabricated to such an extent that it may be identified as to its ultimate use in or in connection with that article, and which would not ordinarily be used for any other purpose.

2. Section 6 is amended to read as follows:

SEC. 6. *Articles suspended from price control.* Notwithstanding the provisions of any price regulation heretofore or hereafter issued by the Office of Price Administration, price control is suspended as to all purchases, sales and deliveries of any articles of consumer goods listed in sections 7, 8, 9, and 10 of this order. Price control is suspended as to all parts of articles listed in section 7. These suspensions are for an indefinite period of time except when it is otherwise specifically provided by the Administrator. For the purpose of this section, "part" means any specific part, sub-assembly, or accessory of an article which is listed in section 7 which was originally designed for use in or in connection with such an article, and which is fabricated to such an extent that it may be identified as to its ultimate use in or in connection with that article, and which would not ordinarily be used for any other purpose.

3. Section 2 (1) is amended by adding the following item:

Sensitized paper for photographic use, both commercial and amateur.

This amendment shall become effective on the 13th day of May 1946.

Issued this 13th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8035; Filed, May 13, 1946; 11:51 a. m.]

[1] 10 F.R. 10200, 11348, 11512, 12919, 12110, 13071, 13776, 14396, 14396, 14734, 14735, 14899, 15346; 11 F.R. 881, 712, 1774, 2375, 2375, 2375.

PART 1305—ADMINISTRATION

[SO 126,[1] Amdt. 30]

EXEMPTION AND SUSPENSION OF CERTAIN ARTICLES OF CONSUMER GOODS FROM PRICE CONTROL

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Supplementary Order No. 126 is amended in the following respect:

1. Section 10 (e) is added to read as follows:

(e) The following commodities when made of cotton for use in connection with the manufacture of cheese:

1. Cheese bandages
2. Crinoline cheese circles
3. Press cloths

This amendment shall become effective May 13, 1946.

Issued this 13th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8036; Filed, May 13, 1946; 11:48 a. m.]

PART 1305—ADMINISTRATION

[SO 129, Amdt. 19]

EXEMPTION AND SUSPENSION OF PRICE CONTROL OF MACHINES, PARTS, INDUSTRIAL MATERIALS AND SERVICES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Order 129 is amended as follows:

1. Section 13 (a) is amended by adding the following products:

Ship and marine castings subject to RMPR 125 provided they are of such design as to generally permit their use only in ships or other marine structures.

2. Section 13 (b) is amended by changing the paragraph now reading as "Marine or ship castings subject to RPS 41 or RMPR 125 when specifically designed for ship or marine use, except castings in machinery and accessories used for ship propulsion", to read instead as "ship and marine castings subject to RPS 41 and as defined in § 1306.109 (e) (4) thereof".

3. Section 13 (b) is further amended by adding the following products:

High alloy castings as defined in and subject to MPR 214.

This amendment shall become effective May 13, 1946.

Issued this 13th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8037; Filed, May 13, 1946; 11:51 a. m.]

PART 1305—ADMINISTRATION

[SO 131,[1] Amdt. 24]

REVISED MAXIMUM PRICES FOR CERTAIN COTTON TEXTILES

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Supplementary Order 131 is amended in the following respects:

1. Section 3 is amended by adding thereto paragraphs (k), (l), and (m) to read as follows:

(k) Maximum prices for the goods named below shall be the prices established by § 1400.118 (d) (18) and/or § 1400.101 (b) of Maximum Price Regulation No. 118, increased by the following percentages:

Ref. No.	Name of goods	Band A, percent increase	Band B, percent increase
1	Fancy whipcords, less than 25% wool, woven on woolen system	16.49	12.20
2	Cotton suitings, less than 25% wool, woven on woolen system	24.24	19.28
3	Cotton velvet, with all combed yarn back and carded yarn pile	21.26	15.86
4	Knitted polishing cloths	14.81	12.20
5	Knitted laundry padding	14.81	12.20

(m) Maximum prices for the hospital gauze diapers, nursery gauze pads and gauze bibs listed in § 1400.118 (d) (14) (ii) (*a*) of Maximum Price Regulation No. 118 are increased by 20.61 percent for Band A and by 15.60 percent for Band B.

2. In section 4 (qq) Table I is amended by adding after Reference No. 21, under "Warp Yarns 40's or Finer", the figure "20.0%" in the higher band column.

This amendment shall become effective May 13, 1946.

Issued this 13th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8038; Filed, May 13, 1946; 11:51 a. m.]

PART 1305—ADMINISTRATION

[SO 131,[1] Amdt. 25]

REVISED MAXIMUM PRICES FOR CERTAIN COTTON TEXTILES

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Section 4 of Supplementary Order 131 is amended by adding the following paragraph (aaa):

(aaa) *Yarn dyed slack suiting.* The maximum prices established by § 1400.118 (d) (19) of Maximum Price Regulation 118 are revised in accordance with the following:

Mill	Description	Column I. Maximum price for deliveries made prior to Mar. 8, 1946	Column II Maximum price
		Higher band	Band A
		Cts. per yd.	*Cts. per yd.*
Cone Export and Commission Company.	36" Rutherford, sanforized	24.43	28.48
Southeastern Cotton, Inc.	36" Cliffside, sanforized	28.04	30.84
	36" H. P. 2 plains, sanforized	21.70	23.87
Eagle and Phoenix Mills	36" H. P. 14 plains, sanforized	19.93	21.92
	36" Tweed barn, sanforized (checks and plaids)	32.35	35.57
	36" Red pine, sanforized	25.40	28.57
Swift Manufacturing Co	36" Crisp cool, sanforized	39.60	42.77
Travora Manufacturing Co	28" Royal Diamond No. 1 regular finish	25.40	28.01
	28" Royal Diamond No. 2	26.34	28.97
	28" Royal Diamond No. 3	28.20	31.02
	28" Royal Diamond No. 4	29.47	32.42
	28" Royal Diamond No. 5	30.58	33.64
	28" Royal Diamond No. 6	32.14	35.35
	28" Royal Diamond No. 7	32.12	35.33
	28" Royal Diamond No. 8	33.03	36.33
	28" Royal Diamond No. 9	34.30	37.73
	28" Royal Diamond No. 10	29.88	32.87
	28" Royal Diamond No. 11	28.69	31.56
	28" Royal Diamond No. 12	34.17	37.59
	28" Royal Diamond No. 13	35.65	39.21
	28" Royal Diamond No. 14	36.73	40.40
Masonville Cotton Mills	Style No. 9185	31.60	34.76
	Style No. 8509	30.10	33.11
	Style No. [illegible]	42.40	46.64

This amendment shall become effective May 13, 1946.

Issued this 13th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8039; Filed, May 13, 1946; 11:49 a. m.]

PART 1305—ADMINISTRATION

[SO 131,[1] Amdt. 26]

REVISED MAXIMUM PRICES FOR CERTAIN COTTON TEXTILES

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Section 4 of Supplementary Order 131 is amended by adding the following paragraph (bbb):

(bbb) *Certain cotton fabrics.* The maximum prices established by § 1400.118 (d) (20) of Maximum Price Regulation 118 are revised in accordance with the following:

Mill	Description	Column I. Maximum price for deliveries made prior to Mar. 8, 1946	Column II Maximum price
		Higher band	Band A
		Cts. per yd.	*Cts. per yd.*
Cone Export and Commission Company.	36" Rutherford, sanforized	24.43	28.48
Southeastern Cotton, Inc.	36" Cliffside, sanforized	28.04	30.84
	36" H. P. 2 plains, sanforized	21.70	23.87
Eagle and Phoenix Mills	36" H. P. 14 plains, sanforized	19.93	21.92
	36" Tweed barn, sanforized (checks and plaids)	32.35	35.57
	36" Red pine, sanforized	25.40	28.57
Swift Manufacturing Co	36" Crisp cool, sanforized	39.60	42.77
Travora Manufacturing Co	28" Royal Diamond No. 1 regular finish	25.40	28.01
	28" Royal Diamond No. 2	26.34	28.97
	28" Royal Diamond No. 3	28.20	31.02
	28" Royal Diamond No. 4	29.47	32.42
	28" Royal Diamond No. 5	30.58	33.64
	28" Royal Diamond No. 6	32.14	35.35
	28" Royal Diamond No. 7	32.12	35.33
	28" Royal Diamond No. 8	33.03	36.33
	28" Royal Diamond No. 9	34.30	37.73
	28" Royal Diamond No. 10	29.88	32.87
	28" Royal Diamond No. 11	28.69	31.56
	28" Royal Diamond No. 12	34.17	37.59
	28" Royal Diamond No. 13	35.65	39.21
	28" Royal Diamond No. 14	36.73	40.40
Masonville Cotton Mills	Style No. 9185	31.60	34.76
	Style No. 8509	30.10	33.11
	Style No. [illegible]	42.40	46.64

This amendment shall become effective May 13, 1946.

Issued this 13th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8040; Filed, May 13, 1946; 11:49 a. m.]

issued simultaneously herewith, has been filed with the Division of the Federal Register.

SECTION 1. *Scope of this order.* This order provides a method for determining the ceiling prices of certain sellers for articles for which their ceiling prices would otherwise be determined under:

(a) Revised Order No. 1 under § 1499.159e of Maximum Price Regulation 188—Household Aluminum Cooking Utensils.

(b) Revised Order No. 3 under § 1499.159e of Maximum Price Regulation 188—Hand Lawn Mowers.

(c) Order No. 6 under § 1499.159e of Maximum Price Regulation 188—Small Electrical Appliances.

SEC. 2. *Sellers and transactions covered by this order.* (a) This order covers all sales and deliveries of articles, whose ceiling prices otherwise would be determined by the orders set forth in Section 1, by distributor-retailers, except sales and deliveries of articles for which uniform retail ceiling prices have been established under the following provisions:

(1) Household aluminum cooking utensils for which uniform retail ceiling prices have been fixed by an order of the Office of Price Administration under section 5 (d) of Revised Order No. 1 under § 1499.159e of MPR 188.

(2) Hand lawn mowers for which uniform retail ceiling prices have been fixed by an order of the Office of Price Administration under section 5 (e) of Revised Order No. 3 under § 1499.159e of MPR 188.

(3) Small electrical appliances for which uniform retail ceiling prices have been fixed by an order of the Office of Price Administration under section 4 (a) of Order No. 6 under § 1499.159e of MPR 188.

(b) *Definitions.* (1) "Distributor-retailer" means a person dealing principally in such articles as automobile tires, automotive supplies, hand tools, hardware, housewares and electrical appliances who does business both as a retailer (through a number of separate company-owned stores) and as a wholesaler, and whose wholesale sales of articles which he does not manufacture normally account for more than a third of the total annual dollar volume of his business in such articles.

(2) "Company-owned store" means a retail store owned or controlled by a "distributor-retailer."

(3) "Office of Price Administration" means the Office of Price Administration, Washington 25, D. C., or any duly authorized price executive thereof.

(4) "Person" includes an individual, corporation, partnership, association, or any other organized group of persons, and the legal successor or representative of the foregoing.

(5) "Sale" includes any sale, exchange or other transfer, and any lease, bailment or other delivery for consideration of an article, and any contract or option therefor, and any offering or solicitation to do any of the foregoing.

(6) "Delivery" includes any delivery of an article pursuant to a sale, and any offering or solicitation to do any of the foregoing.

(7) "Retail ceiling price" means the maximum price at which a seller may lawfully sell or deliver an article to the ultimate purchaser for consumption or use, as determined by the applicable regulation of the Office of Price Administration.

(8) "Seller" means any person who sells or delivers an article.

(9) "Purchaser" means any person who buys or receives an article.

(10) "Ultimate purchaser" means a purchaser who buys or receives an article for consumption or use and not for resale in any form.

(11) "Regulation" includes any regulation, order, price schedule, or amendment thereof, issued by the Office of Price Administration or by the Administrator thereof under the Emergency Price Control Act of 1942, as amended, or under any act amending or succeeding that act.

(12) "Person dealing principally in" means a person whose sales of the articles specified during the calendar year 1941 constituted more than one-half of the total dollar volume of his business during that year.

(13) "Household aluminum cooking utensils" means pots, pans, kettles, double boilers, roasters, and other articles of utensil type, made of aluminum, which are commonly used in preparing food for the table, and parts and accessories for such articles.

(14) "Hand lawn mowers" means mowers which are pushed or drawn by hand and which cut grass or similar growth by means of a reel and bed knife.

(15) "Small electrical appliances" means the following articles, and parts and accessories for such articles, which are commonly used in the household: Electric coffee makers, electric toasters, electric waffle irons, electric sandwich grills, electric percolators, electric hot plates, electric heating pads, electric flatirons, electric fans, electric vibrators, electric heating pads, electric flatirons, electric fans, electric vibrators, electric heating pads, electric flatirons, electric fans, electric vibrators

tract was entered into, but before March 31, 1942. To the sum of those, the manufacturer shall add 10% of that sum. If, however, the item has been modified and is priced to distributors, under the provisions of § 1361.53, the manufacturer shall select the last contract price for the item to the same customer agreed upon prior to March 31, 1942, and shall increase that price by 10%. He shall then add or subtract (as the case may be) a percentage equal to the percentage by which the maximum price for the modified item, computed under the provisions of § 1361.53, exceeds or is less than the maximum price of the item before modification; or

6. Section 1361.57 (b) is amended to read as follows:

(b) *Limit beyond which a maximum price determined in accordance with this section may not go.* The wholesale distributor's maximum price determined in accordance with this section shall not exceed the manufacturer's suggested retail price filed with OPA less ⅘ of the percentage trade discount which the distributor had in effect to a purchaser of the same class on May 9, 1946 and plus the actual cost of freight to the distributor. No addition may be made for handling, transfer or other extra charges.

7. Section 1361.57 (e) is amended by adding the following subparagraph (3):

(3) To the price computed under the provisions of subparagraph (1) of this paragraph (2), the wholesaler shall add 10% of that price.

8. Section 1361.57 (f) (1) is amended to read as follows:

(1) The maximum price for the sale by a wholesale distributor of any item of farm equipment whose price to him has been increased in accordance with the provisions of Supplementary Order No. 142, or in accordance with the provisions of this regulation after March 31, 1942, shall be determined as follows:

9. Section 1361.57a is amended by adding a new paragraph (d) to read as follows:

(d) The maximum prices established under this section shall be increased by 10%.

10. Section 1361.64a is amended by deleting therefrom subparagraph (a) (3).

11. Section 1361.66a is amended by adding the following subparagraph (8):

(8) *Suggested retail price.* Suggested retail price means the price stated by the manufacturer in a list of suggested or recommended retail prices, f. o. b. factory, which is furnished to or available to dealers in farm equipment. Prices issued by mail order houses are not suggested retail prices as used in this regulation.

12. Section 1361.67 (b) is amended by adding the following subparagraph (9):

(9) Engines, internal combustion, which are not sold as an integral part of or attached to a piece of complete farm equipment covered by this regulation.

13. Section 1361.67 is amended by adding the following paragraph (c):

(c) This regulation does not apply to retail sales by mail-order houses. It does establish the price or transfer cost for deliveries of any item of farm equipment manufactured by a division or subsidiary of a mail-order house to the retail or mail-order division.

14. Section 1361.57a is amended by adding the following paragraph (d):

The maximum prices computed under this section shall be increased by 10%.

NOTE: All record keeping and reporting requirements of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

This amendment shall become effective May 10, 1946.

Issued this 10th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7972; Filed, May 10, 1946; 5:08 p. m.]

PART 1363—FEEDINGSTUFFS

[RPS 73, Amdt. 9]

FISH MEAL AND FISH SCRAP

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Price Schedule 73 is amended in the following respects:

1. All listed prices in the table in § 1363.12 (a) (1) are increased by $10.00 per ton.

2. Section 1363.12 (c) is amended to read as follows:

(c) *Maximum prices for sales of fish scrap f. o. b. conveyance at fish reduction plant.* The maximum price for sales of fish scrap f. o. b. conveyance at fish reduction plant shall be $5.50 per ton less than the prices specified in paragraph (a) of this section.

This amendment shall become effective 12:01 a. m. May 13, 1946.

Issued this 10th day of May 1946.

PAUL A. PORTER,
Administrator.

Approved: May 10, 1946.

N. E. DODD,
Under Secretary of Agriculture.

[F. R. Doc. 46-7957; Filed, May 10, 1946; 5:04 p. m.]

PART 1363—FEEDINGSTUFFS

[RMPR 74, Amdt. 10]

ANIMAL PRODUCT FEEDINGSTUFFS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 74 is amended in the following respects:

1. Section 4 is amended to read as follows:

SEC. 4. *Maximum prices for sales by all persons of dry rendered tankage.* (a) The maximum price for the sale of domestic dry rendered tankage, per ton, bulk, by any person shall be at the rate of $1.25 for each percentage of protein therein plus $7.50 per ton plus transportation charges from production plant thereof to the buyer's receiving point by a usual route and method of transportation.

(b) The maximum price for the sale of imported dry rendered tankage, per ton, bulk, by any person shall be at the rate of $1.25 for each percentage of protein therein plus $7.50 per ton delivered at any conversion plant in the forty-eight states or the District of Columbia of the United States.

2. Section 5 is amended to read as follows:

SEC. 5. *Maximum prices for sales by all persons of wet rendered tankage and dried blood.* (a) The maximum price for the sale of domestic wet rendered tankage and dried blood, per ton, bulk, by any person shall be at the rate of $5.53 for each percentage of ammonia therein plus $7.50 per ton plus transportation charges from production plant thereof to the buyer's receiving point by a usual route and method of transportation.

(b) The maximum price for the sale of imported wet rendered tankage and dried blood, per ton, bulk, by any person shall be at the rate of $5.53 for each percentage of ammonia therein plus $7.50 per ton delivered at any conversion plant in the forty-eight states or the District of Columbia of the United States.

3. Sections 6 (b) (1) and 6 (b) (2) are amended to read as follows:

(1) For meat scraps, $1.25 for each percentage of the guaranteed minimum percentage of protein therein plus $17.50 per ton and plus transportation charges from production plant of the meat scraps (or if imported, from port of entry thereof) to buyer's receiving point by a usual route and method of transportation.

(2) For digester tankage, blood meal and blood flour, $1.0755 for each percentage of the guaranteed percentage of protein therein, plus $16.50 per ton and plus transportation charges from production plant of the digester tankage, blood meal or blood flour (or if imported, from port of entry thereof) to buyer's receiving point by a usual route and method of transportation.

This amendment shall become effective 12:01 a. m. May 13, 1946.

Issued this 10th day of May 1946.

PAUL A. PORTER,
Administrator.

Approved: May 10, 1946.

N. E. DODD,
Under Secretary of Agriculture.

[F. R. Doc. 46-7952; Filed, May 10, 1946; 5:03 p. m.]

PART 1363—FEEDINGSTUFFS

[RMPR 173, Amdt. 5]

WHEAT MILL FEEDS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

All listed prices in section 7 (a) and 7 (b) are increased by $10.00 per ton.

This amendment shall become effective 12:01 a. m., May 13, 1946.

Issued this 10th day of May, 1946.

PAUL A. PORTER,
Administrator.

Approved: May 10, 1946.

N. E. DODD,
Under Secretary of Agriculture.

[F. R Doc. 46-7954; Filed, May 10, 1946; 5:03 p. m.]

PART 1439—UNPROCESSED AGRICULTURAL COMMODITIES

[2d Rev. MPR 487, Amdt. 12]

WHEAT

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

All of the base prices in the tables in section 3.2 and in Table IV of section 4.7 of 2d Revised Maximum Price Regulation 487 are increased by 15 cents per bushel.

This amendment shall become effective 12:01 a. m. May 13, 1946.

Issued this 10th day of May 1946.

PAUL A. PORTER,
Administrator.

Approved: May 10, 1946.

N. E. DODD,
Under Secretary of Agriculture.

[F. R. Doc. 46-7958; Filed, May 10, 1946; 5:04 p. m.]

PART 1305—ADMINISTRATION

[Rev. SO 114, Amdt. 7]

ADJUSTABLE PRICING OF CERTAIN COTTON TEXTILES

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

In the table contained in section 5 of Revised Supplementary Order No. 114, reference number 50 is revoked.

This amendment shall become effective May 13, 1946.

Issued this 13th day of May, 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8034; Filed, May 13, 1946; 11:49 a.m.]

PART 1439—UNPROCESSED AGRICULTURAL COMMODITIES

[MPR, 604, Amdt. 4]

RYE

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

All of the base prices in section 3.2 and in Table II of Appendix A of Maximum Price Regulation 604 are increased by 10¢ per bushel.

This amendment shall become effective 12:01 a. m., May 13, 1946.

Issued this 10th day of May 1946.

PAUL A. PORTER,
Administrator.

Approved: May 10, 1946.

N. E. DODD,
Under Secretary of Agriculture.

[F. R. Doc. 46-7963; Filed, May 10, 1946; 5:05 p. m.]

PART 1305—ADMINISTRATION

[SO 126,[1] Amdt. 29]

EXEMPTION AND SUSPENSION OF CERTAIN ARTICLES OF CONSUMER GOODS FROM PRICE CONTROL

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Supplementary Order No. 126 is amended in the following respects:

1. Section 1 is amended to read as follows:

SECTION 1. *Articles exempted from price control.* Notwithstanding the provisions of any price regulation heretofore or hereafter issued by the Office of Price Administration, all purchases, sales and deliveries of any articles of consumer goods listed in sections 2, 3, 4, and 5 of this order are exempt from price control. Parts for articles listed in section 2 are also exempt from price control. For the purpose of this section, "part" means any specific part, sub-assembly or accessory of an article which is listed in section 2 which was originally designed for use in or in connection with such an article, and which is fabricated to such an extent that it may be identified as to its ultimate use in or in connection with that article, and which would not ordinarily be used for any other purpose.

2. Section 6 is amended to read as follows:

SEC. 6. *Articles suspended from price control.* Notwithstanding the provisions of any price regulation heretofore or hereafter issued by the Office of Price Administration, price control is suspended as to all purchases, sales and deliveries of any articles of consumer goods listed in sections 7, 8, 9, and 10 of this order. Price control is suspended as to all parts of articles listed in section 7. These suspensions are for an indefinite period of time except when it is otherwise specifically provided by the Administrator. For the purpose of this section, "part" means any specific part, sub-assembly, or accessory of an article which is listed in section 7 which was originally designed for use in or in connection with such an article, and which is fabricated to such an extent that it may be identified as to its ultimate use in or in connection with that article, and which would not ordinarily be used for any other purpose.

3. Section 2 (1) is amended by adding the following item:

Sensitized paper for photographic use, both commercial and amateur.

This amendment shall become effective on the 13th day of May 1946.

Issued this 13th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8035; Filed, May 13, 1946; 11:51 a. m.]

[1] 10 F.R. 10200, 11348, 11512, 12919, 12110, 13071, 13776, 14396, 14396, 14734, 14735, 14899, 15346; 11 F.R. 881, 712, 1774, 2375, 2375, 2375.

PART 1305—ADMINISTRATION

[SO 126,[1] Amdt. 30]

EXEMPTION AND SUSPENSION OF CERTAIN ARTICLES OF CONSUMER GOODS FROM PRICE CONTROL

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Supplementary Order No. 126 is amended in the following respect:

1. Section 10 (e) is added to read as follows:

(e) The following commodities when made of cotton for use in connection with the manufacture of cheese:

1. Cheese bandages
2. Crinoline cheese circles
3. Press cloths

This amendment shall become effective May 13, 1946.

Issued this 13th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8036; Filed, May 13, 1946; 11:48 a.m.]

PART 1305—ADMINISTRATION

[SO 129, Amdt. 19]

EXEMPTION AND SUSPENSION OF PRICE CONTROL OF MACHINES, PARTS, INDUSTRIAL MATERIALS AND SERVICES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Order 129 is amended as follows:

1. Section 13 (a) is amended by adding the following products:

Ship and marine castings subject to RMPR 125 provided they are of such design as to generally permit their use only in ships or other marine structures.

2. Section 13 (b) is amended by changing the paragraph now reading as "Marine or ship castings subject to RPS 41 or RMPR 125 when specifically designed for ship or marine use, except castings in machinery and accessories used for ship propulsion", to read instead as "ship and marine castings subject to RPS 41, and as defined in § 1306.109 (e) (4) thereof".

3. Section 13 (b) is further amended by adding the following products:

High alloy castings as defined in and subject to MPR 214.

This amendment shall become effective May 13, 1946.

Issued this 13th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8037; Filed, May 13, 1946; 11:51 a. m.]

PART 1305—ADMINISTRATION

[SO 131,[1] Amdt. 24]

REVISED MAXIMUM PRICES FOR CERTAIN COTTON TEXTILES

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Supplementary Order 131 is amended in the following respects:

1. Section 3 is amended by adding thereto paragraphs (k), (l), and (m) to read as follows:

(k) Maximum prices for the goods named below shall be the prices established by § 1400.118 (d) (18) and/or § 1400.101 (b) of Maximum Price Regulation No. 118, increased by the following percentages:

Ref. No.	Name of goods	Band A, percent increase	Band B, percent increase
1	Girl Scout colored yarn uniform cloth	24.24	19.28
2	Luggage cloth	24.24	19.28
3	Cap cloth	14.81	12.20
4	Export suitings	18.87	14.49
5	Grey Trouserings (rayon decorated)	18.87	14.49
6	Cheesecloth (woven checks)	20.61	15.60
7	Cheesecloth (woven stripes)	20.61	15.60
8	Packaged polishing cloth (print cloth yarn)	20.61	15.60
9	Grey reinforced mosquito netting (print cloth yarns)	20.61	15.60
10	Colored yarn dress goods, Styles Nos. 2600, 2600D, 2600G, 2600I, R-11, 1900 of the Steven's Manufacturing Company	24.24	19.28

(l) Maximum prices for the goods named below shall be the producer's prices established by the General Maximum Price Regulation, increased by the following percentages:

Ref. No.	Name of goods	Band A, percent increase	Band B, percent increase
1	Fancy whipcords, less than 25% wool, woven on woolen system	16.49	12.20
2	Cotton suitings, less than 25% wool, woven on woolen system	24.24	19.28
3	Cotton velvet, with all combed yarn back and carded yarn pile	21.26	15.86
4	Knitted polishing cloths	14.81	12.20
5	Knitted laundry padding	14.81	12.20

(m) Maximum prices for the hospital gauze diapers, nursery gauze pads and gauze bibs listed in § 1400.118 (d) (14) (ii) (a) of Maximum Price Regulation No. 118 are increased by 20.61 percent for Band A and by 15.60 percent for Band B.

2. In section 4 (qq) Table I is amended by adding after Reference No. 21, under "Warp Yarns 40's or Finer", the figure "20.0%" in the higher band column.

This amendment shall become effective May 13, 1946.

Issued this 13th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8038; Filed, May 13, 1946; 11:51 a. m.]

PART 1305—ADMINISTRATION

[SO 131,[1] Amdt. 25]

REVISED MAXIMUM PRICES FOR CERTAIN COTTON TEXTILES

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Section 4 of Supplementary Order 131 is amended by adding the following paragraph (aaa):

(aaa) *Yarn dyed slack suiting.* The maximum prices established by § 1400.118 (d) (19) of Maximum Price Regulation 118 are revised in accordance with the following:

Mill	Description	Column I. Maximum price for deliveries made prior to Mar. 8, 1946 — Higher band	Column II. Maximum price — Band A
		Cts. per yd.	Cts. per yd.
Cone Export and Commission Company.	36" Rutherford, sanforized	24.43	26.68
	36" Cliffside, sanforized	28.04	30.84
Southeastern Cotton, Inc.	36" H. P. 2 plains, sanforized	21.70	23.47
	37" H. P. 14 plains, sanforized	19.93	21.68
Eagle and Phoenix Mills	36" Tweed burn, sanforized (checks and plaids)	32.35	36.47
	36" Red pine, sanforized	25.40	28.57
Swift Manufacturing Co.	26" Crisp cool, sanforized	39.90	42.51
Travora Manufacturing Co.	38" Royal Diamond No. 1 regular finish	25.40	28.04
	38" Royal Diamond No. 2	26.34	28.92
	38" Royal Diamond No. 3	28.20	31.12
	38" Royal Diamond No. 4	29.47	32.58
	38" Royal Diamond No. 5	30.58	33.41
	38" Royal Diamond No. 6	32.14	35.66
	38" Royal Diamond No. 7	32.12	35.67
	38" Royal Diamond No. 8	33.60	37.09
	38" Royal Diamond No. 9	34.30	37.78
	38" Royal Diamond No. 10	29.88	32.76
	38" Royal Diamond No. 11	28.59	31.50
	38" Royal Diamond No. 12	34.17	37.67
	38" Royal Diamond No. 13	35.65	39.22
	38" Royal Diamond No. 14	25.75	30.22
Mooresville Cotton Mills	Style No. 9186	71.64	77.36
	Style No. 8530	30.12	32.49
	Style No. 9006-9008	42.61	45.85

This amendment shall become effective May 13, 1946.

Issued this 13th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8039; Filed, May 13, 1946; 11:49 a. m.]

PART 1305—ADMINISTRATION

[SO 146, Amdt. 2]

RECONVERSION INDUSTRY REPORTING

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith; and it has been filed with the Division of the Federal Register.

Supplementary Order No. 146 is amended in the following respect:

1. The following item is deleted from the table in Appendix A: "Woolen floor coverings 6065-2610, 6065-2604 July 1940-June 1941."

This amendment shall become effective on May 18, 1946.

Issued this 13th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8040; Filed, May 13, 1946; 11:50 a. m.]

PART 1305—ADMINISTRATION

[SO 158]

ESTABLISHMENT OF CEILING PRICES OF HAND LAWN MOWERS, ALUMINUM WARE, AND SMALL ELECTRICAL APPLIANCES SOLD BY CERTAIN DISTRIBUTORS AND RETAILERS

A statement of the considerations involved in the issuance of this order, issued simultaneously herewith, has been filed with the Division of the Federal Register.

SECTION 1. *Scope of this order.* This order provides a method for determining the ceiling prices of certain sellers for articles for which their ceiling prices would otherwise be determined under:

(a) Revised Order No. 1 under § 1499.159e of Maximum Price Regulation 188—Household Aluminum Cooking Utensils.

(b) Revised Order No. 3 under § 1499.159e of Maximum Price Regulation 188—Hand Lawn Mowers.

(c) Order No. 6 under § 1499.159e of Maximum Price Regulation 188—Small Electrical Appliances.

SEC. 2. *Sellers and transactions covered by this order.* (a) This order covers all sales and deliveries of articles, whose ceiling prices otherwise would be determined by the orders set forth in Section 1, by distributor-retailers, except sales and deliveries of articles for which uniform retail ceiling prices have been established under the following provisions:

(1) Household aluminum cooking utensils for which uniform retail ceiling prices have been fixed by an order of the Office of Price Administration under section 5 (d) of Revised Order No. 1 under § 1499.159e of MPR 188.

(2) Hand lawn mowers for which uniform retail ceiling prices have been fixed by an order of the Office of Price Administration under section 5 (e) of Revised Order No. 3 under § 1499.159e of MPR 188.

(3) Small electrical appliances for which uniform retail ceiling prices have been fixed by an order of the Office of Price Administration under section 4 (a) of Order No. 6 under § 1499.159e of MPR 188.

(b) *Definitions.* (1) "Distributor-retailer" means a person dealing principally in such articles as automobile tires, automotive supplies, hand tools, hardware, housewares and electrical appliances, who does business both as a retailer (through a number of separate "company-owned" stores) and as a wholesaler, and whose wholesale sales of articles which he does not manufacture normally account for more than a third of the total annual dollar volume of his business in such articles.

(2) "Company-owned store" means a retail store owned or controlled by a "distributor-retailer."

(3) "Affiliated dealer" means a person whose retail store is not owned or controlled by a distributor-retailer and who sells at retail articles purchased from a "distributor-retailer."

(4) "Class of purchaser" means a purchaser (affiliated dealer or company-owned store) or group of purchasers to whom the distributor-retailer had an established practice in March, 1942, of selling articles at prices different from those charged other purchasers or groups of purchasers for the same articles.

SEC. 3. *How to qualify to use this order—*(a) *Registration.* A distributor-retailer who meets the qualifications of this order and wishes to price under this order must file his election to do so with the Central Pricing Office, Office of Price Administration, Washington 25, D. C., on or before June 1, 1946, and before he may sell or deliver an article priced under this order he must have received an acknowledgment from that office.

(b) *Form of election and registration.* The election shall be in writing, signed by a duly authorized officer or agent and shall contain the following:

(1) Date.

(2) Name and address.

(3) A description of manner of doing business.

(4) A statement of the discount structure maintained in March, 1942, accompanied by a substantiating document such as a catalog.

(5) Description of classification of customers, particularly describing "small dealer," (one to whom the distributor-retailer offered smallest discount from list price in March 1942).

(6) A description of the zones maintained in March, 1942.

(c) *Acknowledgment.* The acknowledgment referred to in paragraph (a) above shall be in writing and shall be issued only to a properly qualified distributor-retailer. The acknowledgment must be kept at the principal office of the distributor-retailer for inspection by the Office of Price Administration.

SEC. 4. *Pricing under this order.* Except as provided in section 2 (a), a distributor-retailer, properly registered under this order, may establish his maximum prices in accordance with the following:

(a) *Household aluminum cooking utensils.* For household aluminum cooking utensils sold by distributor-retailers the prices shall be:

(1) *Retail prices.* The retail prices shall be the total of the following:

(i) F. o. b. factory cost and the applicable amount of:

81.8% of that cost on sheet aluminum ware

94.2% of that cost on cast aluminum ware; and

(ii) The appropriate zone differential, if any, as described in section 5.

(2) *Small dealer prices.* The price to a small dealer (one in the class of purchasers to whom the smallest discount from list was offered in March 1942) shall be the sum of:

(i) The retail price in the zone in which the f. o. b. point from which the distributor-retailer acquired the item is located, reduced by the applicable amount of:

22.5% of that price on sheet aluminum ware

24.3% of the price on cast aluminum ware; and

(ii) The appropriate zone differential, if any, as described in section 5.

(3) *Prices to dealers other than small dealers.* The price to a dealer who falls into any class of purchaser other than "small dealers" shall be the sum of:

(i) The price found in paragraph (2) in the zone in which the f. o. b. point from which the distributor-retailer acquired the item is located, reduced by:

87.1% of its customary discount differentials to that class of purchaser on sheet aluminum ware

96.1% of its customary discount differentials to that class of purchaser on cast aluminum ware; and

(ii) The appropriate zone differential, if any, described in section 5.

(b) *Hand lawn mowers.* For hand lawn mowers sold by distributor-retailers the prices shall be:

(1) *Retail prices.* The retail prices shall be the total of the following adjusted to the nearest five cents:

(i) F. o. b. factory cost and 73.7% thereof; and

(ii) The appropriate zone differential, if any, as described in section 5.

(2) *Small dealer prices.* The price to a small dealer (one in the class of purchasers to whom the smallest discount from list was offered in March, 1942) shall be the sum of:

(i) The retail price in the zone in which f. o. b. point from which the distributor-retailer acquired the item is located, reduced by 20.9%; and

(ii) The appropriate zone differential, if any, as described in section 5.

(3) *Prices to dealers other than small dealers.* The price to a dealer who falls into any class of purchaser other than "small dealers" shall be the sum of:

(i) The price found in paragraph (2) in the zone in which the f. o. b. point from which the distributor-retailer acquired the item is located, reduced by 79.2% of its customary discount differentials to that class of purchaser; and

(ii) The appropriate zone differential, if any, described in section 5.

(c) *Small electrical appliances.* For small electrical appliances sold by distributor-retailers the prices shall be:

(1) *Retail prices.* The retail prices shall be the total of the following adjusted to the nearest five cents:

(i) F. o. b. factory cost (exclusive of the Federal excise tax) and 88.6% thereof; and

(ii) The amount of the Federal excise tax; and

(iii) The appropriate zone differential, if any, as described in Section 5.

(2) *Small dealer prices.* The price to a small dealer (one in the class of purchasers to whom the lowest discount from list was offered in March, 1942) shall be the sum of:

(i) The retail price in the zone in which the f. o. b. point from which the distributor-retailer acquired the item is located (exclusive of the Federal excise tax) reduced by 23.1% and

(ii) The amount of the Federal excise tax; and

(iii) The appropriate zone differential, if any, as described in Section 5.

(3) *Prices to dealers other than small dealers.* The price to a dealer who falls into any class of purchaser other than "small dealers" shall be the sum of:

(i) The price found in paragraph (2) in the zone in which the f. o. b. point from which the distributor-retailer acquired the item is located (exclusive of the Federal excise tax) reduced by 90.0% of its customary discount differentials to that class of purchaser; and

(ii) The amount of the Federal excise tax; and

(iii) The appropriate zone differential, if any, as described in section 5.

[1] 10 F.R. 11296, 11890, 12116, 13268, 13269, 13812, 14504, 14657, 14779, 15004, 15383; 11 F.R. 532, 1771, 1888, 2635, 2973, 3599, 3744, 4037, 4329, 4584.

[1] 10 F.R. 11296, 11890, 12116, 13268, 13269, 13812, 14504, 14657, 14779, 15004, 15383; 11 F.R. 532, 1771, 1888, 2635, 2973, 3599.

13812, 14504, 14657, 14779, 15004, 15383; 11 F.R. 532, 1771, 1888, 2635, 2973, 3599, 3744, 4037, 4329, 4584.

1. The following item is deleted from the table in Appendix A: "Woolen floor

[10] F.R. 11296, 11890, 12116, 13268, 13269, 13812, 14504, 14657, 14779, 15004, 15383; 11 F.R. 532, 1771, 1888, 2635, 2973, 3599.

order must file his election to do so with

sheet aluminum ware

If any, as described in section 3.

SEC. 5. *Zone differentials.* Wherever in this order a "zone differential" is permitted in arriving at a price, the amount to be included shall be the additional freight cost customarily reflected in the distributor-retailer's retail price list for shipments to zones outside the zone in which the f. o. b. point from which he acquired the item is located. Zones shall be determined on the basis habitually used by the distributor-retailer as established by the information submitted under section 3 (b) (6).

SEC. 6. *Modification of provisions of this order.* The provisions of this order as applied to articles or persons subject thereto may be modified by orders of general applicability issued under this paragraph.

SEC. 7. *Retail price tag.* (a) On and after June 1, 1946, no person who is required to compute the retail price of an article under this order may ship such article unless there is attached to it a tag or label containing the information set forth in paragraph (c).

(b) On and after July 1, 1946 no person may display, offer for sale, sell, or deliver at retail any article priced under this order unless there is attached to it a tag or label containing the information required by paragraph (c). Purchasers for resale who have received "untagged" articles which must be tagged with the retail ceiling price, may tag all such articles with a tag or label containing the information required by paragraph (c).

(c) The tag or label shall contain the following information:

(1) At the top of the label or tag shall be the phrase "OPA Retail Ceiling Price Tag".

(2) The manufacturer's name or brand name.

(3) The model designation or other identification of the article.

(4) The OPA retail ceiling price of the article.

(5) The notation that the prices were computed under "SO 158".

(6) Where Federal excise is applicable a statement that such tax is included in the retail ceiling price shown on the label or tag.

(7) Where there are different retail ceiling prices for sales in different zones, the tag or label shall show the prices for sales in all zones or it may show only the price in the particular zone in which the article will be sold to consumers. In either case the tag or label shall specifically describe the geographic area included in the zones or zone.

(8) Wherever certain warranties, services or attachments are included in the retail ceiling price they shall be specifically stated on the tag or label.

(9) The tag or label must also contain a statement that it may not be removed until after the article has been delivered to the consumer.

SEC. 8. *Applicability of other regulations.* The provisions of regulations, price schedules, and orders otherwise applicable to sales of the articles covered by this order shall apply except to the extent they are inconsistent with the provisions of this order.

This order shall become effective May 18, 1946.

NOTE: The reporting and record-keeping requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 13th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8041; Filed, May 13, 1946; 11:49 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[FPR 2, Amdt. 9 to Rev. Supp. 2]

OATS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Supplement 2 to Food Products Regulation 2 is amended in the following respects:

1. Section 5 (a) (3) is amended to read as follows:

(3) "Oats" means oats, feed oats and mixed feed oats as defined in the Official Grain Standards of the United States.

2. The second undesignated paragraph of section 6 is amended to read as follows:

In order to provide a base price for domestic oats at every point in the United States for every grade and quality, it is necessary to establish base prices by location for a "standard grade" of oats and provide premiums and discounts from that "standard grade" for other grades and qualities and for feed oats and mixed feed oats. The "standard grade" is No. 3 oats having a test weight of 27 pounds per bushel and a moisture content of not more than 14½ percent. Base prices for other grades and qualities and for feed oats and mixed feed oats are determined by adding or subtracting the premiums and discounts provided in Table I of Appendix A to or from the corresponding price for the "standard grade" except that oats grown in California, Nevada and in Lake and Klamath counties, Oregon are not required to be sold on grade and the base prices in paragraph (a) shall apply on all sales of such oats without discount or premium.

3. Section 11 (b) (2) is amended to read as follows:

(2) The following are the base prices in United States dollars, bulk, per bushel of 32 pounds for Canadian oats at the base points listed below:

Base points:	Cents per bushel
Buffalo, N. Y.	87
Minneapolis, Minn.	80
Portland, Oreg.	79
Boston, Mass.	94

Whenever it becomes necessary in order to complete a contract of sale for Canadian oats which do not grade feed oats or mixed feed oats under the Official Grain Standards of the United States to adjust the price of such oats according to the premiums and discounts provided in Table I (a) of Appendix A, the foregoing base prices shall be deemed to be for No. 3 oats with a test weight of 38 pounds per bushel and with a moisture content not exceeding 14½ percent. Canadian oats which do not grade feed oats or mixed feed oats under the Official Grain Standards of the United States may be resold on the basis of their Canadian inspection without application of the schedule of premiums and discounts in Table I of Appendix A, *Provided*, That they are not commingled or averaged with domestic oats, but if commingled they will not be subject to the provisions of Section 2.3 of Food Products Regulation 2 relating to use of standard grade and quality, and all Canadian oats so commingled or averaged shall be considered to be of the same grade and quality. If commingled or averaged with oats grown in the United States, all provisions of section 2.3 of Food Products Regulation 2 shall apply.

Base prices for Canadian oats which grade feed oats and mixed feed oats under the Official Grain Standards of the United States must be adjusted according to the premiums and discounts provided in Table I (a) of Appendix A. For such purpose, the base prices specified in this section shall be deemed to be for No. 3 oats with a test weight of 38 pounds per bushel and with a moisture content not exceeding 14½ percent.

4. Section 11 (e) is hereby deleted.

This amendment shall become effective May 18, 1946.

Issued this 13th day of May 1946.

PAUL A. PORTER,
Administrator.

Approved: May 2, 1946.

N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 46-8024; Filed, May 13, 1946; 11:56 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[FPR 2, Amdt. 3 to Rev. Supp. 5]

PROCESSED GRAINS FOR FEEDING AND MIXING

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Supplement 5 to Food Products Regulation 2 is amended in the following respects:

1. Section 2 (b) (5) is amended to read as follows:

(5) *Processed grains for human consumption.* This supplement shall apply only to processed grains manufactured for feeding to animals or poultry, or for mixing for that purpose, or for brewing or distilling purposes, except that the sale and delivery of degermed grain sorghum grits for brewing or distilling purposes shall not be covered by this supplement.

2. Section 5 (a) (21) is added to read as follows:

(21) "Degermed grain sorghum grits" means the product milled from grain sorghums over steel rolls for brewing or distilling purposes which contains not more than 80 percent of the grain and not more than 1.9 percent fat and from which practically the whole germ and fine particles have been removed.

3. Section 8 (b) (1) is amended to read as follows:

(1) You may take as your base price a base ingredient price for such grain which you are permitted to use under the provisions of Maximum Price Regulation 585, except that if you purchased the grain being priced from the producer you must deduct any markup for a "country shipper" that may be included in such base ingredient price.

This amendment shall become effective May 18, 1946.

Issued this 13th day of May 1946.

PAUL A. PORTER,
Administrator.

Approved: May 2, 1946.

N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 46-8026; Filed, May 13, 1946; 11:50 a. m.]

PART 1439—UNPROCESSED AGRICULTURAL COMMODITIES

[FPR 2, Amdt. 7 to Rev. Supp. 3]

BARLEY

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

The second paragraph of section 6 of Revised Supplement 3 to Food Products Regulation No. 2 is amended to read as follows:

In order to provide a base price for domestic barley at every point in the United States for every grade and quality, it is necessary to establish base prices by location for a "standard grade" of barley and provide premiums and discounts from that "standard grade" for other grades and qualities. The "standard grade" is No. 2 barley having a test weight of 46 pounds per bushel. Base prices for other grades and qualities are determined by adding or subtracting the premiums and discounts provided in table I of appendix A to or from the corresponding price for the "standard grade;" Except, that natural, country run barley grown in California and Nevada and in the counties of Lake and Klamath in Oregon is not required to be sold on grade and the base prices in paragraph (a) shall apply on all sales of such barley on the gross weight thereof without discount or premium for grade or dockage: *Provided*, That the premium allowed for malting barley or pearling barley may be charged and paid.

This amendment shall become effective this 18th day of May 1946.

Issued this 13th day of May 1946.

PAUL A. PORTER,
Administrator.

Approved: May 2, 1946.

N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 46-8025; Filed, May 13, 1946; 11:50 a. m.]

PART 1419—EXPLOSIVES

[2d Rev. MPR 191, Amdt. 2]

COTTON LINTERS AND HULL FIBERS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

2d Revised Maximum Price Regulation 191 is amended in the following respects:

Appendix A (b) is amended to read as follows:

(b) *Hull fibers.* The maximum price for hull fibers shall be $0.0309 per pound f. o. b. seller's shipping point, based upon an alpha cellulose content of 70 percent. For every one percent or fraction thereof of alpha cellulose content less than 70 percent, a deduction shall be made from such base price at the rate of at least $0.0009 per pound for each one percent except that the maximum prices for hull fibers, having an alpha cellulose content of less than 58 percent, shall be $.02 per pound. For every one percent or fraction thereof of alpha cellulose content more than 70 percent, the price may be increased at the rate of not more than $0.0009 per pound for each one percent.

This amendment shall become effective May 18, 1946.

Issued this 13th day of May 1946.

PAUL A. PORTER,
Administrator.

Approved: May 2, 1946.

N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 46-8033; Filed, May 13, 1946; 11:52 a. m.]

PART 1439—UNPROCESSED AGRICULTURAL COMMODITIES

[MPR 376,[1] Amdt. 9]

CERTAIN FRESH FRUITS AND VEGETABLES

A statement of the consideration involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

Section 3a is amended in the following respects:

1. Paragraph (b) (2) is amended to read as follows:

(i) For all other sales the maximum price, in each case, is the sum of (i) the seller's existing maximum price, as defined in this paragraph, plus (ii) the actual cost of the air transportation, or 26¢ per ton mile, whichever is lower, regardless of who has paid the air transportation charges, minus (iii) what would have been the cost of transporting the particular goods by usual means of surface transportation and (iv) plus the appropriate packaging allowance from paragraph (c), below.

2. Paragraph (d) is deleted.

This amendment shall become effective May 18, 1946.

Issued this 13th day of May 1946.

PAUL A. PORTER,
Administrator.

Approved: May 2, 1946.

N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 46-8027; Filed, May 13, 1946; 11:48 a. m.]

PART 1439—UNPROCESSED AGRICULTURAL COMMODITIES

[MPR 426,[1] Amdt. 178]

FRESH FRUITS AND VEGETABLES FOR TABLE USE, SALES EXCEPT AT RETAIL

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

1. In section 6a, paragraph (b) is amended to read as follows:

(b) The maximum price for sales of produce to which this section applies shall be figured in the same manner as produce shipped by other means of transportation except that:

(1) The actual cost of air transportation of the produce being sold or the amount that trasportation would have cost figured at 26¢ per ton mile, whichever is lower, is added to the maximum prices in the applicable tables instead of freight.

(2) No additional charge may be made for protective services.

(3) The following packaging allowance may be added except for berries, cantaloup, eggplant, lettuce, melons, red sour cherries and sweet potatoes:

Package with net weight of less than 2 pounds	1½¢ per pound.
Package with net weight of 2 pounds or more but less than 3 pounds	1¢ per pound.
Package with net weight of 3 to 5 pounds	¾¢ per pound.
Package with net weight of more than 5 pounds	No allowance.

2. In section 6a, paragraph (c) (1), (2) and (3) is deleted and paragraph (d) is designated as paragraph (c).

This amendment shall become effective May 18, 1946.

Issued this 13th day of May 1946.

PAUL A. PORTER,
Administrator.

Approved: May 2, 1946.

N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 46-8028; Filed, May 13, 1946; 11:49 a. m.]

[1] 8 F.R. 5487, 7391; 9 F.R. 2492, 4948, 8056; 10 F.R. 10024, 12532, 15007; 11 F.R. 2225

[1] 10 F.R. 8021, 7500, 7539, 7578, 7668, 7683, 7799, 8069, 8239, 8238, 8612, 8467, 8611, 8657, 8905, 8936, 9023, 9118, 9119, 9277, 9447, 9628, 9928, 10087, 10025, 10229, 10311, 10303, 11072, 12213, 12084, 12408, 12447, 12532, 12637, 12702, 12745, 12960, 13129, 13271, 13313, 13369, 13525, 13776, 14027, 15035, 15174; 11 F.R. 557, 608, 1102, 1356, 1213, 1526, 1619.

PART 1499—COMMODITIES AND SERVICES

[Rev. SR 11, Amdt. 81]

DIAMOND CORE DRILLING

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Rev. SR 11 is amended in the following respect:

A new subparagraph is added to § 1499.46 (b) to read as follows:

(161) *Diamond core drilling*—fees and charges for.

This amendment shall become effective May 13, 1946.

Issued this 13th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8030; Filed, May 13, 1946; 11:51 a. m.]

PART 1499—COMMODITIES AND SERVICES

[Rev. SR 11, Amdt. 82]

PHOTOGRAPHY SERVICES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 1499.46 of Rev. SR No. 11 is amended in the following respect:

A new subparagraph is added to paragraph (b) thereof to read as follows:

(162) *Photography services*—including but not limited to portrait photography, except:

1. Processing and printing of customer owned photographic materials such as films, plates, etc. (otherwise known as photo finishing), and services incidental thereto, such as enlarging, tinting, etc.

2. Photostating, blue printing, microfilming.

This amendment shall become effective May 13, 1946.

Issued this 13th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8031; Filed, May 13, 1946; 11:51 a m.]

PART 1499—COMMODITIES AND SERVICES

[SR 14E,[1] Amdt. 41]

MODIFICATION OF MAXIMUM PRICES ESTABLISHED BY GENERAL MAXIMUM PRICE REGULATION FOR CERTAIN TEXTILES, LEATHER AND APPAREL

A statement of the considerations involved in the issuance of this amendment issued simultaneously herewith has been filed with the Division of the Federal Register.

Supplementary Regulation 14E is amended by adding a new section 2.15 to read as follows:

[1] 10 F.R. 1183, 2014, 4156, 7117, 7497, 7667, 9337, 9540, 9963, 10021, 11401, 12601, 12812, 13271, 13692, 13826, 14506, 14742, 15007, 15036, 15467; 11 F.R. 115, 348, 405, 407, 560, 677, 889, 949, 1405, 1594, 1850, 2042, 3090, 3158, 3366.

SEC. 2.15 *Sales of specified laundry textiles and laundry textile products.* (a) This paragraph applies to sales to laundries and linen-supply houses by Rockweave Division, Callaway Mills, La Grange, Georgia, of specified laundry textiles and laundry textile products listed in column (1) and described in column (2) of the table contained in subparagraph (b) below.

(b) The maximum price for sales of these articles shall be the price set forth in column (3) of the following table for the article being priced. Such maximum prices shall be subject to the allowances, discounts and other price differentials observed by the seller in March 1942.

(1) Item	(2) Description	(3) Maximum price per yard		
Rockweave cover cloth.	72" width (14.54 oz.)	$0.62		
	81" width (16.36 oz.)	.69		
	90" width (18.18 oz.)	.80		
Rockweave cover duck.	90" width (24.10 oz.)	1.13		
Rockweave apron duck.[1]	100" width (74.36 oz.)	3.23		
	110" width (81.80 oz.)	3.55		
	120" width (89.24 oz.)	3.95		
Rockweave double faced felts.	54" width (21.44 oz.)	.92		
	72" width (27.68 oz.)	1.26		
		Per dozen		
		Soft twine	Hard twine	
Rockweave nets	15 x 20 (12½ lb.)	$3.67	------	
	18 x 30 (12½ lb.)	5.48	$5.71	
	24 x 36 (12½ lb.)	7.92	8.57	
	30 x 40 (12½ lb.)	10.35	10.98	
		Per dozen		
	24 x 96 (14½ lb.)	$9.61		
	30 x 40 (14½ lb.)	12.46		

[1] Clipper laced $4.00 extra.

This amendment shall become effective May 18, 1946.

Issued this 13th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8029; Filed, May 13, 1946; 11:50 a. m.]

PART 1499—COMMODITIES AND SERVICES

[Rev. SR 11, Amdt. 83]

DENTAL LABORATORY SERVICES AND CUSTOM FABRICATING

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 1499.46 of Rev. SR 11 is amended in the following respects:

1. A new subparagraph is added to paragraph (f) thereof to read as follows:

(6) Dental laboratory services in connection with prosthetic dental appliances.

2. A new subparagraph is added to paragraph (f) thereof to read as follows:

(7) Custom fabricating of new White Oak bourbon whiskey stave and heading bolts, staves, heading and barrels, and services incidental thereto, such as kiln drying, planing, jointing, sawing, etc.

This amendment shall become effective May 13, 1946.

Issued this 13th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8032; Filed, May 13, 1946; 11:51 a. m.]

Chapter XVIII—Office of Economic Stabilization

[Directive 110]

PART 4003—SUPPORT PRICES: SUBSIDIES

GRAIN, FEED AND RELATED PRICES

SECTION 1. It is hereby found that the increases in the prices of grains and feeds and the other actions authorized and directed by this Directive are necessary to encourage the sale of grain for shipment abroad to alleviate the famine emergency, for human consumption in this country, and for essential livestock feeding in deficit grain producing areas. These actions will remove the existing uncertainty concerning maximum grain and feed prices between now and June 30, 1947, and will bring about a more proper balance between livestock numbers and grain supplies available for feeding purposes.

SEC. 2. Accordingly, pursuant to the authority vested in me by the Stabilization Act of 1942, as amended, and by Executive Order 9250 of October 3, 1942 (7 F.R. 7871), Executive Order 9328 of April 8, 1943 (8 F.R. 4681), Executive Order 9599 of August 18, 1945 (10 F.R. 10155), Executive Order 9651 of August 30, 1945 (10 F.R. 13487), Executive Order 9697 of February 14, 1946 (11 F.R. 1691), and Executive Order 9699 of February 21, 1946 (11 F.R. 1929), *It is hereby ordered:*

SEC. 3. The Price Administrator is authorized and directed to take such action, and the Secretary of Agriculture is authorized and directed to approve such action, as may be necessary to increase the maximum prices in the applicable price regulations for the following commodities by the amounts hereinafter specified:

Commodity, Applicable Regulation and Maximum Price Increase	
	Per bushel
Corn (FPR 2, Supp. 4)	$0.25
Wheat (2d RMPR 487)	.15
Oats (FPR 2, Rev. Supp. 2)	.05
Barley (FPR 2, Rev. Supp. 3)	.09
	Per hundredweight
Grain sorghums (FPR 2, Supp. 6)	$0.18
	Per bushel
Rye (MPR 604)	$0.10
	Per ton
Cotton seed meal (FPR 3, Supp. 1)	$14.00
Minor meals such as babassu etc. (FPR 3, Supp. 2)	10.00
Soybean meal (FPR 3, Supp. 3)	14.00
Dried beet pulp products (FPR 3, Supp. 4)	10.00
Linseed meal (FPR 3, Supp. 5)	14.00
Peanut meal (FPR 3, Supp. 7)	14.00
Gluten feed and gluten meal (FPR 3, Supp. 8)	14.00
Fish scrap (RPS 73)	7.50
Fish meal (RPS 73)	10.00
Dry and wet rendered tankage (RMPR 74)	$7.50
Meat scrap (RMPR 74)	10.00
Wheat mill feed (RMPR 173)	10.00
Corn germ meal and hominy feed (MPR 305)	10.00
Brewers' dried grains (MPR 526)	10.00
Rice bran (2d RMPR 150)	10.00

SEC. 4. Directive 106 issued by this office on April 19, 1946, and relating to the emergency corn purchase program is hereby revoked, effective as of the close of business May 11, 1946.

SEC. 5. Directive 55 as amended, originally issued by this office on May 19, 1945, and relating to the cattle feeder subsidy program is hereby revoked as of July 1, 1946.

SEC. 6. The Secretary of Agriculture is authorized and directed to institute a program, effective as of May 13, 1946, for making payments to wet and dry corn millers out of funds available to the Commodity Credit Corporation so that such millers will be compensated for the net increases in their costs resulting from the increases in prices herein authorized and directed, to the extent that the Price Administrator determines, under the standards followed by the Office of Price Administration, that such millers will not be required to absorb such net cost increases. The Price Administrator is accordingly authorized and directed to certify to the Secretary of Agriculture the appropriate rates of payment to be made under this section.

SEC. 7. The Price Administrator is authorized and directed to take no action, and the Secretary of Agriculture is authorized and directed to approve no action, which will increase the maximum prices of cattle, hogs, meat, meat products, poultry or eggs, on the basis of the increases in costs resulting from the price increases herein authorized and directed, except to the minimum extent required by law.

SEC. 8. The Price Administrator is authorized and directed to take such action, and the Secretary of Agriculture is authorized and directed to approve such action, as will reduce, effective September 1, 1946, the maximum prices presently established for heavy hogs, if such action is determined to be necessary to discourage the feeding of hogs to heavy weights and is permitted by law.

Issued and effective this 9th day of May 1946.

CHESTER BOWLES,
Director.

[F. R. Doc. 46-7992; Filed, May 13, 1946; 9:40 p. m.]

TITLE 34—NAVY

Chapter I—Department of the Navy

PART 9—EXECUTIVE ORDERS, PROCLAMATIONS AND PUBLIC LAND ORDERS APPLICABLE TO THE NAVY

DISCONTINUING CERTAIN MARITIME CONTROL AREAS

CROSS REFERENCE: For proclamation discontinuing certain maritime control areas tabulated in § 9.4 see Proclamation 2691, *supra*.

TITLE 47—TELECOMMUNICATION

Chapter I—Federal Communications Commission

[Order 132]

PART 12—AMATEUR RADIO: STATIONS AND OPERATORS

MISCELLANEOUS AMENDMENTS

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 10th day of April 1946:

Whereas, the large number of new and renewal amateur station and operator license applications recently filed with the Commission has made their prompt processing difficult; and

Whereas, many amateur station licensees have changed their station locations since the issuance of their station licenses and now operate from new fixed locations, making it difficult for the Commission to communicate with them; and

Whereas, the provisions of § 12.92 of the Commission's Rules exempt all amateurs who operate portable stations on frequencies above 25 Mc. from the requirements of notice concerning their intended operations; and

Whereas, the provisions of § 12.93 (a) of the Commission's rules are not presently adequate to regulate the operation of non-portable amateur radio stations at permanent locations other than those specified in the station licenses; *It is ordered*, That:

1. The provision in § 12.92 of the Commission's rules exempting amateur radio station licensees who operate portable stations on frequencies above 25 Mc. from the requirements of prior notice to the district inspector where operation is intended is suspended until further order of the Commission. On and after the date of this order, the operation of portable stations on frequencies above 25 Mc. shall be subject to the same requirements of prior notice as are specified for the operation of portable stations on frequencies below 25 Mc. in § 12.92.

2. The provisions of § 12.93 (a) of the Commission's rules regarding the operation of non-portable stations which have been moved from one permanent location to another not specified in the station license, are suspended until further order of the Commission.

3. The licensee of an amateur radio station may, on and after the date of this order, commence operation at a permanent location other than that specified in the station license if advance written notice is given to the inspector in charge of the district for which the station license was issued, and to the inspector in charge of the district in which the operation (on frequencies below or above 25 Mc.) is intended of the following particulars: the station call, the name of the licensee, and the proposed station location.

4. The licensee of an amateur radio station who is now operating at a permanent location other than that specified in the station license may continue such operation if, within thirty days of the date of this order, written notice is given to the inspector in charge of the district for which the station license was issued, and to the inspector in charge of the district in which the station is being operated (on frequencies below or above 25 Mc.) of the following particulars: the station call, the name of the licensee, and the station location.

5. The operator of an amateur station located at a permanent location other than that specified in the station license shall follow the calling procedure referred to in § 12.93 (c).

This order shall become effective immediately.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-8003; Filed, May 13, 1946; 9:52 a. m.]

[Order 91-D]

PART 13—COMMERCIAL RADIO OPERATORS

REVOCATION OF DESIGNATED ORDERS

At a session of the Federal Communications Commission held at its offices at Washington, D. C., on the 26th day of April 1946;

Whereas, pursuant to the successive recommendations of the Defense Communications Board and the Board of War Communications, the Federal Communications Commission has previously adopted its Orders Nos. 91, dated February 17, 1942; 91-A, dated April 21, 1942; 91-B, dated May 28, 1942; and 91-C, dated January 19, 1943; and

Whereas, the purpose of those orders was to meet the critical and growing nation-wide shortage of operators resulting from the wartime demand of the armed services for radiotelephone and radiotelegraph operators; and

Whereas, to accomplish the foregoing purpose, those orders by progressive stages temporarily relaxed, under the specific conditions stated therein, the requirements for operators of radio broadcast stations as established by section 13.61 of the Commission's rules and regulations; and

Whereas, by its own terms Order No. 91-C superseded Orders Nos. 91, 91-A and 91-B; and

Whereas, it now appears that, following the cessation of the wartime demand of the armed services for radiotelephone and radiotelegraph operators and the release of very large numbers of such operators from those services, the shortage of operators which required the adoption of Orders 91, 91-A, 91-B and 91-C has now been, or will shortly be, entirely alleviated;

Now, therefore, *It is hereby ordered*, That on and after August 1, 1946, Order No. 91-C, dated January 19, 1943, shall be cancelled, and thereafter no person shall operate a broadcast station of any class except in accordance with the provisions of Part 13 of the Com-

mission's rules and regulations governing commercial operators.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-8C02; Filed, May 13, 1946; 9:52 a. m.]

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter II—Office of Defense Transportation

[Gen. Order ODT 60, Amdt. 2]

PART 500—CONSERVATION OF RAIL EQUIPMENT

RESTRICTIONS UPON PASSENGER TRAIN SERVICE

Pursuant to Title III of the Second War Powers Act, 1942, as amended, and Executive Order 8989, as amended,

It is hereby ordered, That § 500.90 of General Order ODT 60, as amended (11 F.R. 4920, 4979) be, and it hereby is, amended to read as follows:

§ 500.90 *Restrictions on certain passenger train operations.* No common carrier by railroad engaged in the transportation of passengers within the continental United States shall, on and after 12:01 o'clock A. M., May 10, 1946, and until further order of the Office of Defense Transportation, operate a total daily coal-burning passenger service locomotive mileage in excess of 75 per cent of the total coal-burning passenger service locomotive mileage operated by it on April 1, 1946.

(Title III of the Second War Powers Act, 1942, as amended, 56 Stat. 177, 50 U.S.C. App. 633, 58 Stat. 827, Public Law 270, 79th Congress; E.O. 8989, as amended, 6 F.R. 6725, 8 F.R. 14183)

Issued at Washington, D. C., this 11th day of May, 1946.

J. M. JOHNSON,
Director.
Office of Defense Transportation.

[F. R. Doc. 46-8005; Filed, May 13, 1946; 10:36 a. m.]

Notices

WAR DEPARTMENT.

[Public Proclamation 12]

ALASKAN DEFENSE COMMAND AND ALASKAN DEPARTMENT

ESTABLISHMENT OF COOK INLET AERIAL GUNNERY AND BOMBING RANGE

APRIL 18, 1946.

Whereas, by Executive Order No. 8872, dated August 27, 1941 (6 F.R. 4470) the President of the United States of America, pursuant to the act of July 9, 1918, (c. 143, 40 Stat. 848; 10 U.S.C. 1341), withdrew from all forms of appropriation under the public land laws, including mining laws, for use of the War Department as an aerial gunnery and bombing range the below described area in the Territory of Alaska, subject to valid rights existing on August 27, 1941, and excepting therefrom fishing villages and the area withdrawn by Executive Order No. 2141, dated February 27, 1915, now known as the "Moquawkie Indian Reservation"; and

Whereas, the area described in said Executive Order No. 8872, dated August 27, 1941, is included in the following description:

From an initial point beginning at corner No. 1, not monumented, at the line of mean high tide on the most easterly part of Harriet Point on the west shore of Cook Inlet, approximate latitude 60°23'30" N., longitude 152°14'30" W.; by metes and bounds N. 70° W., 18 miles, to the highest point on Mount Redoubt; thence N. 16° E., 58 miles, to the highest point on Mount Spurr; thence N. 68° E., 26 miles, to the foot of Triumvirate Glacier; thence S. 65° E., 27 miles, to the west shore of Cook Inlet, at a point 1½ miles east of the light at the mouth of Beluga River; thence southwesterly, along the line of mean high tide to the point of beginning; the area described, including both public and nonpublic lands, aggregating 1,210,000 acres; and

Whereas, the area withdrawn by Executive Order No. 2141, dated February 27, 1915, now known as the "Moquawie Indian Reservation," is included in the following description:

From an initial point beginning at Granite Point, a headland projecting into Cook Inlet about five miles southwest from Tyonek and approximately in latitude 61°01' N., and longitude 151°21' W., which point is also marked by large rocks exposed at low tide; thence running westward with the shore, one half mile to a point; thence north to the middle of the main current of the Chuit River, eight miles more or less; thence with the main channel of said stream to where it discharges into Cook Inlet; thence along the shore thereof southwesterly to the point of beginning; the area described estimated to include 25,000 acres; and

Whereas, the General Land Office of the United States Department of Interior did on September 24, 1941, notify the War Department of the following patented claims, and valid rights under the public land laws of record within the area described above, and in said Executive Order No. 8872, as of August 27, 1941:

United States Survey 194, two tracts aggregating 4.23 acres;
United States Survey 963, two tracts aggregating 6.28 acres;
United States Survey 864, one tract aggregating 9.63 acres;
United States Survey 1808, one tract aggregating 55.91 acres;
United States Survey 1999, one tract aggregating 15.26 acres;
United States Survey 2089, one tract aggregating 159.98 acres;
United States Survey 2345, one tract aggregating 5.00 acres

and

Whereas, the General Land Office of the United States Department of Interior did inform the War Department on September 24, 1941, that other valid rights than those on record with the General and District Land Offices of the United States Department of Interior may exist; and

Whereas, it is intended that the area described above and in Executive Order No. 8872, dated August 27, 1941, excepting the areas described in Executive Order No. 2141, dated February 27, 1915, and valid rights existing prior to August 27, 1941, to be used by the War Department for the purpose of an Aerial Gunnery and Bombing Range in the immediate future;

Now, therefore, I, Delos C. Emmons, Lieutenant General, United States Army, by virtue of the authority vested in me by and pursuant to the above designated Executive orders of the President of the United States, and my powers and prerogatives as Commanding General of the Alaskan Department, do hereby proclaim and declare that:

(a) The area described above and by Executive Order No. 8872, dated August 27, 1941, except the areas described in Executive Order No. 2141, dated February 27, 1915, and the areas comprising the valid rights of record above described including fishing villages and their normal approaches and exits, existing before August 27, 1941, is designated for use by the War Department, as the Cook Inlet Aerial Gunnery and Bombing Range;

(b) Inasmuch as there may be valid rights which vested prior to August 27, 1941, other than those of record, and above described, notice is hereby given to all persons who may have such rights that if they fail to assert said rights and notify the Headquarters Alaskan Department prior to a date sixty (60) days from the date of this Proclamation, they do so at their own risk and peril and may be subjected to possible bombings and gunfire;

(c) Aerial gunnery practice and air to ground bombing will be conducted within the confines of said Cook Inlet Aerial Gunnery and Bombing Range, generally to within two miles of the west shore line of Cook Inlet, and more specifically, northwesterly of a line described as follows:

Commencing on the southwest boundary of said area two miles from the west shore line of Cook Inlet; thence northeasterly along a line two miles inland to a point two miles from the mouth of the Katnu River; thence continuing northeasterly on a straight line to a point two miles from the mouth of the McArthur River; thence continuing northeasterly on a straight line to the northwest corner of the Mcquawkie Indian Reservation on the Chuit River (Chuitna); and thence continuing northeasterly on a straight line to a point two miles from the mouth of the Beluga River;

(d) All persons who do not have special permits from the Headquarters Alaskan Department are prohibited from the danger area described in (c) above, and those who violate such prohibition do so at their own risk and peril and will be subject to prosecution under the Act of March 28, 1940 (c. 73, 54 Stat. 80; 18 U.S.C. 97), and the Act of March 21, 1942 (c. 191, 56 Stat. 173; 18 U.S.C. 97c); and

(e) The location of the Cook Inlet Aerial Gunnery and Bombing Range, and the danger area herein described, are as indicated on chart.[1]

[SEAL] DELOS C. EMMONS,
Lieutenant General, U. S. Army,
Commanding.

Confirmed:

EDWARD F. WITSELL,
Major General,
The Adjutant General.

[F. R. Doc. 46-8006; Filed, May 13, 1946; 10:43 a. m.]

[1] Chart filed with original document.

DEPARTMENT OF LABOR.

Wage and Hour Division.

LEARNER EMPLOYMENT CERTIFICATES ISSUANCE TO VARIOUS INDUSTRIES

Notice of issuance of special certificates for the employment of learners under the Fair Labor Standards Act of 1938.

Notice is hereby given that special certificates authorizing the employment of learners at hourly wage rates lower than the minimum wage rate applicable under section 6 of the act have been issued to the firms hereinafter mentioned under section 14 of the act, Part 522 of the regulations issued thereunder (August 16, 1940, 5 F.R. 2862, and as amended June 25, 1942, 7 F.R. 4725), and the determinations, orders and/or regulations hereinafter mentioned. The names and addresses of the firms to which certificates were issued, industry, products, number of learners, and effective and expiration dates of the certificates are as follows:

Single Pants, Shirts, and Allied Garments, Women's Apparel, Sportswear, Rainwear, Robes and Leather and Sheep-Lined Garments Divisions of the Apparel Industry, Learner Regulations, July 20, 1942 (7 F.R. 4724), as amended by Administrative Order March 13, 1943 (8 F.R. 3079), and Administrative Order June 7, 1943 (8 F.R. 7890):

The Nite Kraft Corporation, 3d and Race Sts., Sunbury, Pennsylvania; men's & boys' sleeping wear; ten (10) percent (T); effective May 6, 1946, expiring May 5, 1947.

Tex-son Company, 3021 W. Martin Street, San Antonio, Texas; children's outer garments; ten (10) learners (T); effective May 8, 1946, expiring May 7, 1947.

Hosiery Learner Regulations, September 4, 1940 (5 F.R. 3530), as amended by Administrative Order March 13, 1943 (8 F.R. 3079):

B. C. Hosiery Mill, 443 West Church St., Newport, Tennessee; seamless hosiery; twenty (20) learners (E); effective May 5, 1946, expiring October 4, 1946.

The employment of learners under these certificates is limited to the terms and conditions therein contained and is subject to the provisions of the applicable determinations, orders and/or regulations cited above. These certificates have been issued upon the employers' representations that experienced workers for the learner occupations are not available for employment and that they are actually in need of learners at subminimum rates in order to prevent curtailment of opportunities for employment. The certificates may be cancelled in the manner provided in the regulations and as indicated in the certificates. Any person aggrieved by the issuance of any of these certificates may seek a review or reconsideration thereof within fifteen days after publication of this notice in the FEDERAL REGISTER pursuant to the provisions of regulations, Part 522.

Signed at New York, New York, this 9th day of May 1946.

PAULINE C. GILBERT,
Authorized Representative of the Administrator.

[F. R. Doc. 46-8015; Filed, May 13, 1946; 11:17 a. m.]

FEDERAL COMMUNICATIONS COMMISSION.

[Docket No. 7193]

CAPITAL BROADCASTING CO.

NOTICE OF ERRONEOUS PUBLICATION

In re application of Capital Broadcasting Company, Washington, D. C., for construction permit; Docket No. 7193, File No. B1-PH-199.

The order in the above-entitled application, appearing in the Friday, May 10, 1946, issue of the FEDERAL REGISTER, at page 5129, is in error. It is hereby requested that it be stricken from the FEDERAL REGISTER.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-7950; Filed, May 10, 1946; 4:16 p. m.]

[Docket No. 7190]

MID-COASTAL BROADCASTING CO.

NOTICE OF ERRONEOUS PUBLICATION

In re application of Mid-Coastal Broadcasting Company, Washington, D. C., for construction permit; Docket No. 7190, File No. B1-PH-450.

The order in the above-entitled application, appearing in the Friday, May 10, 1946, issue of the FEDERAL REGISTER, at page 5129, is in error. It is hereby requested that it be stricken from the FEDERAL REGISTER.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-7949; Filed, May 10, 1946; 4:16 p. m.]

[Docket No. 6824]

WOOP, INC.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of WOOP, Inc., Dayton, Ohio, for construction permit. File No. B2-P-3987; Docket No. 6824.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 27th day of March 1946;

The Commission having under consideration the application of WOOP, Inc. (File No. B2-P-3987; Docket No. 6824) for a construction permit for a new standard broadcast station to be opefated on the frequency 1150 kc with 5 kw power, unlimited time, employing a directional antenna both day and night at Dayton, Ohio;

It is ordered, That this application be designated for hearing in a consolidated proceeding with the applications of Fostoria Broadcasting Company (File No. B2-P-4430; Docket 7356), Northwestern Ohio Broadcasting Corporation (File No. B2-P-4447; Docket No. 7357), and KSAL, Inc. (KSAL) (File No. B4-P-4364; Docket No. 7490) on the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, its officers, directors, and stockholders, to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing or proposed broadcast service, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the erection of the antenna system proposed would be consistent with the Civil Aeronautics Administration requirements.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine, upon a comparative basis, which, if any, of the applications in this consolidated proceeding should be granted.

It is further ordered, That the Bills of Particulars heretofore issued in these proceedings be, and the same are hereby, amended to include the application of WOOP, Inc. (File No. B2-3987; Docket No. 6824).

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-7999; Filed, May 13, 1946; 9:52 a. m.]

[Docket Nos. 7528-7531]

SOUTHERN BROADCASTING CO. ET AL.

ORDER DESIGNATING APPLICATIONS FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of Southern Broadcasting Company, Charleston, S. C., Docket No. 7528, File No. B3-P-4640; Richard E. Adams, James H. Shoemaker and Albert A. Anderson, d/b as Coastal Broadcasting Company, Charleston, S. C., Docket No. 7529, File No. B3-P-4570; Charleston Broadcasting Company, Charleston, S. C.; Docket No. 7530, File No. B3-P-4248; Fort Sumter Broadcasting Company, Charleston, S. C.; Docket No. 7531, File No. B3-P-4705; for construction permits.

At a session of the Federal communications Commission held at its offices in Washington, D. C., on the 17th day of April 1946;

The Commission having under consideration the applications of Southern Broadcasting Company (File No. B3-P-4640; Docket No. 7528), Richard E. Adams, James H. Shoemaker and Albert

ing mining laws, for use of the War Department as an aerial gunnery and bombing range the below described area in the Territory of Alaska, subject to the areas described in Executive Order No. 2141, dated February 27, 1915, and valid rights existing prior to August 27, 1941, to be used by the War Department

[F. R. Doc. 46-8006; Filed, May 13, 1946; 10:48 a. m.]

[1] Chart filed with original document.

[F. R. Doc. 46-8015; Filed, May 13, 1946; 11:17 a. m.]

(File No. B2-P-4447; Docket No. 7357), and KSAL, Inc. (KSAL) (File No. B4-4640; Docket No. 7528), Richard E. Adams, James H. Shoemaker and Albert

A. Anderson, d/b as Coastal Broadcasting Company (File No. B3-P-4570; Docket No. 7529), Charleston Broadcasting Company (File No. B3-P-4248; Docket No. 7530), and Fort Sumter Broadcasting Company (File No. B3-P-4705; Docket No. 7531), for construction permits for new standard broadcast stations to operate on 1450 kc with 250 watts power, unlimited time, at Charleston, South Carolina;

It is ordered, That the applications of Southern Broadcasting Company; Richard E. Adams, James H. Shoemaker and Albert A. Anderson, d/b as Coastal Broadcasting Company; Charleston Broadcasting Company, and Fort Sumter Broadcasting Company be, and they are hereby, designated for hearing in a consolidated proceeding on the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicants to construct and operate the proposed stations.

2. To determine the areas and populations which would gain primary service from the operation of the proposed stations, and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program services proposed to be rendered and whether such services would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed stations would involve objectionable interference with any existing or proposed broadcast service and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed stations would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-8000; Filed, May 13, 1946; 9:52 a. m.]

[Docket No. 7553]

HIGH POINT ENTERPRISE, INC.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATING HEARING ON STATED ISSUES

In re application of High Point Enterprise, Inc., High Point, N. C., for construction permit; Docket No. 7553, File No. B3-P-4199.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 26th day of April 1946;

The Commission having under consideration a petition filed March 14, 1946, by A. J. Fletcher, Greensboro, North Carolina, requesting the Commission to reconsider and rescind its action of March 6, 1946, granting a construction permit to High Point Enterprise, Inc., High Point, North Carolina (File No. B3-P-4199); to designate the application of High Point Enterprise, Inc. for hearing; to designate for hearing petitioner's application for construction permit (File No. B3-P-4513; Docket No. 7504) and the application of the News and Observer Publishing Company, Raleigh, North Carolina, for construction permit (File No. B1-P-4176; Docket No. 7505); and to order the three applications to be heard in a consolidated hearing; and the opposition thereto filed on March 21, 1946 by High Point Enterprise, Inc., High Point, North Carolina;

It is ordered, That the petition of A. J. Fletcher, Greensboro, North Carolina, for reconsideration and rescission of the grant of March 6, 1946 of the High Point Enterprise, Inc. application for construction permit (File No. B3-P-4199) be, and it is hereby, granted; the grant of the High Point Enterprise, Inc. application be, and it is hereby, set aside; and the application of High Point Enterprise, Inc., High Point, North Carolina, for construction permit (File No. B3-P-4199) be, and it is hereby, designated for hearing in a consolidated proceeding with the applications of A. J. Fletcher, Greensboro, North Carolina, for construction permit (File No. B3-P-4513; Docket No. 7504) and News and Observer Publishing Company, Raleigh, North Carolina, for construction permit (File No. B1-P-4176; Docket No. 7505) upon the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant corporations, their officers, directors and stockholders, to construct and operate the proposed stations.

2. To determine the areas and populations which would gain primary service through the operation of the proposed stations and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed stations would involve objectionable interference with any existing or proposed broadcast service and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed stations would be in compliance with the Commission's rules and standards of good engineering practice concerning standard broadcast stations.

6. To determine upon a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

It is further ordered, That the bill of particulars heretofore issued on April 3, 1946, in connection with the applications of A. J. Fletcher, Greensboro, North Carolina (File No. B3-P-4513; Docket No. 7504) and News and Observer Publishing Company, Raleigh, North Carolina (File No. B1-P-4176; Docket No. 7505) be, and they are hereby, amended to include the application of High Point Enterprise, Inc., High Point, North Carolina (File No. B3-P-4199; Docket No. 7553).

FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-8001; Filed, May 13, 1946; 9:52 a. m.]

FEDERAL SECURITY AGENCY.

Food and Drug Administration.

[Docket No. FDC 33 (b)]

ALIMENTARY PASTES

USE OF GLUTEN

In the matter of amending the definitions and standards of identity for macaroni products, milk macaroni products, whole wheat macaroni products, wheat and soy macaroni products, vegetable macaroni products, noodle products, wheat and soy noodle products, and vegetable noodle products so as to permit the use of gluten in such products as an optional ingredient, and fixing and establishing a definition and standard of identity for gluten macaroni products.

Proposed order. It is proposed that, by virtue of the authority vested in the Federal Security Administrator by the provisions of the Federal Food, Drug, and Cosmetics Act (§§ 401, 701, 52 Stat. 1046, 1055; 21 U.S.C. 341, 371, 1940 ed.); the Reorganization Act of 1939 (53 Stat. 561, 5 U.S.C. 133) and Reorganization Plans No. 1 (53 Stat. 1423, 4 F.R. 2727) and No. IV (54 Stat. 1234, 5 F.R. 2421); and upon the basis of evidence of record at the hearing duly held pursuant to the notice issued on September 15, 1945 (10 F.R. 11818, the following order be made:

Findings of fact.[1] 1. Wheat gluten is composed of two proteins, gliadin and glutenin. The commercially prepared gluten product used in the United States for increasing the gluten content of alimentary pastes is made by washing the starch from flour and drying the remaining sticky mass at a low temperature. The resulting product contains approximately 80% protein and is commonly known as "gum gluten". (R. 10-12, 16-18, 75, 220, 467, 469, 478.)

2. Alimentary pastes to which gum gluten is added, with resulting increase in the protein content for which representations are made, fall into two general groups, one in which the gluten content of the finished product is increased to 18 or 20 percent, the other in which the gluten content is increased to approximately 40%. (R. 479, 480; Ex. 24.)

3. Alimentary pastes containing sufficient added gum gluten to raise their gluten content to approximately 40% are known as "gluten macaroni", "gluten spaghetti", etc., and are sold almost entirely in stores of the type usually referred to as "health food stores". These pastes are consumed principally by persons suffering from diabetes or persons on so-called reducing diets. When thoroughly cooked such alimentary pastes are not unpalatable but their taste, appearance, and other physical properties differ considerably from those of ordinary macaroni products, and more time is required for their cooking. Recently, soy flour has been used in some of these foods in lieu of a part of the gum gluten ordinarily added. (R. 473-474, 479, 488-492, 494-495; Ex. 24)

4. Alimentary pastes containing added gum gluten in amounts sufficient to bring the total gluten content of the finished product to around 18 or 20 percent are also generally known as "gluten macaroni", "gluten spaghetti", etc. Recently, such designations as "18% gluten macaroni" and "20% gluten macroni" have been used. These pastes, when manufactured primarily for persons of Italian antecedents, are sometimes sold under the Italian name of "pastina glutinata". This type of alimentary paste does not differ to a marked degree in taste or appearance from ordinary macaroni products manufactured from semolina, although it requires slightly more cooking time. The sale of such foods has been largely promoted by representations that they are low in starch, are nonfattening, that they can replace other foods as sources of protein in the diet, or that they serve some other special purpose in the diet. (R. 72-76, 92, 93, 100-102, 115, 132, 174-176, 268, 280, 455, 473, 480-485, 491-494; Ex. 6, 12, 17-24.)

5. The addition of gum gluten to alimentary pastes in amounts sufficient to raise the total gluten content to 18 or 20 percent, or to approximately 40%, results in a substantial increase in the cost of these pastes. Such increased cost is passed on to the consumer. The sale of such pastes is quite small in comparison with ordinary macaroni products containing no added gluten. (R. 23, 73, 257, 259, 416, 474, 480, 494-496, 502, 688, 689; Ex. 3.)

6. Notwithstanding the lower starch content of alimentary pastes containing 18 to 20 percent or even 40% of gluten, their dietary effect is but little different from that of ordinary macaroni products, since the body converts 50 to 60 percent of the gluten to carbohydrates. Persons suffering from diabetes derive little if any benefit from the use of these foods; representations concerning the reduced carbohydrate content may lead such persons to the mistaken belief that such foods may be freely eaten without exceeding their tolerances for carbohydrates. Persons on so-called reducing diets who consume these lower starch products in the belief that they are less fattening than ordinary macaroni products are also deceived since gluten has the same energy and fat producing value as starch. (R. 33-44, 475, 476)

7. The protein content of flour is mainly gluten. Gluten alone will not adequately meet the protein needs of the body. To meet such needs gluten must be supplemented by proteins of animal origin or derived from oil-bearing seeds. The average diet of persons in the United States is not deficient in protein, and due to the wide consumption of products made from flour, a large part of such protein is gluten. Thus, no need exists for a specially prepared protein food where the increase of protein is accomplished by the addition of gum gluten, and from a dietary standpoint, little benefit will result from its consumption. The use of alimentary pastes containing added gum gluten for supplementing the protein content of the diet is irrational and uneconomical. (R. 52, 75, 196, 288, 289, 290, 351, 374, 475, 496, 548, 551, 582, 583, 617, 645-659; Ex. 25, 26, 27)

8. The preparation of alimentary pastes of various shapes is made possible by the peculiar sticky, gummy physical properties of gluten in flour, durum flour, farina, and semolina. In order to manufacture certain shapes without excessive breakage in drying, packing, and shipping it is necessary that the gluten content of the finished product be approximately 13%. In the last few years the protein content of many wheats grown in the United States has been decreasing so that much raw material used in alimentary pastes has contained less than 13% gluten, thereby causing an increase in manufacturing difficulties. Some manufacturers of alimentary pastes have found that by adding small amounts of gluten to the dough some of these difficulties are overcome and loss by breakage in manufacturing and shipping is so reduced as to offset the cost of the added gum gluten. (R. 13, 381-386, 389, 390, 410, 413-415, 419-421, 668, 670-673, 690; Ex. 4, 14.)

Conclusions. On the basis of the foregoing findings of fact it is concluded that:

(a) It will not promote honesty and fair dealing in the interest of consumers to adopt a definition and standard of identity for gluten macaroni products.

(b) It will not promote honesty and fair dealing in the interest of consumers to amend the definitions and standards of identity for macaroni products, milk macaroni products, whole wheat macaroni products, wheat and soy macaroni products, vegetable macaroni products, noodle products, wheat and soy noodle products, and vegetable noodle products to provide for the use of gluten as an optional ingredient so as to raise the gluten content of these products to 18% or more.

(c) Amending the definitions and standards of identity for macaroni products, milk macaroni products, wheat and soy macaroni products, vegetable macaroni products, noodle products, wheat and soy noodle products, and vegetable noodle products for the optional use of gluten in amounts sufficient to supplement deficiencies of gluten in the raw materials so as to permit their more efficient manufacture into alimentary pastes will promote honesty and fair dealing in the interest of the consumer.

Therefore, *It is ordered*, That no definition and standard of identity for gluten macaroni products be promulgated.

It is further ordered, That the definition and standard of identity for whole wheat macaroni products be not amended to provide for gluten as an optional ingredient of this food, and that the definitions and standards of identity for macaroni products, milk macaroni products, wheat and soy macaroni products, vegetable macaroni products, noodle products, wheat and soy noodle products and vegetable noodle products, be amended as follows:

Section 16.1 (a), last line of first paragraph, strike "(4)" and insert "(5)" therefor. Add the following new subparagraph after subparagraph (4):

(5) Gum gluten, in such quantity that the protein content of the finished food is not more than 13% by weight.

Section 16.2 (a) (2), add the following sentence at the end thereof: "When the optional ingredient gum gluten (§ 16.1 (a) (5)) is added, the quantity is such that the protein derived therefrom, together with the protein derived from semolina, durum flour, farina, flour, or any combination of these used, does not exceed 13% of the weight of the finished food."

Section 16.3 (a) (2) is amended to read:

(2) None of the optional ingredients permitted by § 16.1 (a) (1), (2), and (5) is used.

Section 16.4 (a) (2), add the folowing new sentence at the end thereof: "When the optional ingredient gum gluten (§ 16.1 (a) (5)) is added, the quantity is such that the protein derived therefrom, together with the protein derived from semolina, durum flour, farina, flour or any combination of these used, does not exceed 13% of the weight of the finished food."

Section 16.5 (a) (2), add the following new sentence at the end thereof: "When the optional ingredient gum gluten (§ 16.1 (a) (5) is added, the quantity is such that the protein derived therefrom, together with the protein derived from the semolina, durum flour, farina, flour or any combination of these used, does not exceed 13% of the weight of the finished food."

Section 16.6 (a), last line of first paragraph, strike "(2)" and substitute "to (3), inclusive." Add the following new subparagraph after subparagraph (2):

(3) Gum gluten, in such quantity that the protein derived therefrom, together with the protein derived from semolina, durum flour, farina, flour or any combination of these used, does not exceed 13% of the weight of the finished food.

Any interested person whose appearance was filed at the hearing may, within 20 days from the date of publication of this proposed order in the FEDERAL REGISTER, filed with the Hearing Clerk of the Federal Security Agency, Office of the General Counsel, Room 3257 Social Security Building, 4th Street and Independence Avenue, SW, Washington, D. C., written exceptions thereto. Exceptions shall point out with particularity the alleged errors in the proposed order, and shall contain specific references to the pages of the transcript of the testimony or to the exhibits on which each exception is based. Such except-

[1] The page references to certain relevant portions of the record are for the convenience of the reader. However, the findings of fact are not based solely on that portion of the record to which reference is made but upon consideration of all the evidence of record.

tions may be accompanied with a memorandum or brief in support thereof. Exceptions and accompanying memoranda or briefs should be submitted in quintuplicate.

Washington, D. C., May 10, 1946.

[SEAL] WATSON B. MILLER, *Administrator.*

[F. R. Doc. 46-8022; Filed, May 13, 1946; 11:55 a. m.]

[Docket No. FDC-33 (a)]

ALIMENTARY PASTES

USE OF VITAMINS, ETC.

In the matter of fixing and establishing a definition and standard of identity for each of the following foods; enriched macaroni, enriched spaghetti, enriched vermicelli, enriched noodles; and of the amendment of the definitions and standards of identity for macaroni, spaghetti, vermicelli, macaroni products, noodles, egg noodles, noodle products, egg macaroni, and related foods, named in Alimentary Pastes Order (9 F.R. 14881), to permit use of vitamins, minerals, wheat germ, and dehydrated yeast, as optional ingredients.

Proposed order. It is proposed that, by virtue of the authority vested in the Federal Security Administrator by provisions of the Federal Food, Drug, and Cosmetic Act (§§ 401, 701, 52 Stat. 1046, 1055; 21 U.S.C. 341, 371, 1940 ed.); the Reorganization Act of 1939 (53 Stat. 561; 5 U.S.C. 133); and Reorganization Plans No. I (53 Stat. 1423, 4 F.R. 2727) and No. IV (54 Stat. 1234, 5 F.R. 2421); and upon the basis of evidence of record of the hearing duly held pursuant to the notice issued on December 27, 1944 (9 F.R. 15008), the following order be made:

Findings of fact.[1] 1. The average per capita consumption of macaroni and noodle products in the United States is small, although these foods are widely distributed. However, persons of Italian antecedents consume such foods in much greater quantities than the national average. Macaroni and noodle products constitute a staple food for these persons. (R. 194, 198, 249–250, 356–358, 433–436, 538, 849–850, 886, 890; Ex. 1, 11, 16, 18, 21, 29, 40, 41.)

2. Surveys showing the amounts and kinds of food purchased by families of different income levels indicate that the diets of many persons in the United States are deficient in one or more of these vitamins and minerals required as added ingredients in enriched flour and bread. Inadequate diets occur most frequently among families in the low income brackets. The consumption of enriched flour and enriched bread has not entirely overcome these deficiencies. (R. 349–353, 417, 475–479, 485, 494, 514–515, 528–529, 536, 755–758, 779, 794; Ex. 24, 31, 33, 41, 43, 45.)

3. Persons of Italian antecedents frequently live in urban communities and many are in the lower income brackets. These persons constitute a significant population group in the United States. (R. 251–252, 501, 542, 719, 794–795; Ex. 11.)

4. Food Surveys in certain urban communities containing large numbers of persons of Italian antecedents disclose that the diets of consumers in the lower income brackets are deficient in most of the vitamins and minerals added to enriched flour, that these consumers use much larger amounts of macaroni and noodle products than the national average, and their diet would be materially improved by the enrichment of macaroni and noodle products. (R. 437–439, 449–460, 467, 791, 847, 898, 959–960; Ex. 11, 45.)

5. Persons of Italian antecedents consume large quantities of bread. The type of bread preferred by these persons is frequently unenriched. (R. 758, 787, 788, 791; Ex. 34, 40.)

6. There is a tendency for persons who eat macaroni and noodle products to consume correspondingly less of other cereal foods, which are inexpensive sources of energy, including bread. (R. 501–502, 539, 549–550, 719, 862–863; Ex. 42, 46, 47.)

7. Some macaroni and noodle products containing miscellaneous additions of vitamins and iron, or ingredients of high vitamin and mineral content, have been manufactured and sold. Such additions have led to representations designed to promote the sale of these products which have resulted in the confusion of many consumers as to the benefits which they could expect to receive from these products. (R. 31, 51, 235–241, 259, 317–328, 360, 373, 391, 397, 400, 410, 770–771, 846; Ex. 1, 7, 26, 27, 28.)

8. In preparing macaroni and noodle products for consumption they are generally boiled in excessive quantities of water and the remaining water discarded. This causes a loss to the consumer of a large proportion of the water-soluble constituents, particularly the water-soluble vitamins and minerals. (R. 70, 109–113, 166–167, 309–316, 421, 603, 633, 670, 917; Ex. 1, 5, 6, 7, 8, 12, 23, 38, 39, 41, 42.)

9. In preparing enriched macaroni products for consumption the losses of water-soluble vitamins and minerals vary, depending on time of cooking, amount of water used, whether blanched, etc., but reasonable estimates of such losses are as follows:

Thiamine	50%.
Riboflavin	30%.
Niacin	40%.
Iron (metallic)	very small or none.
Vitamin D	very small or none.
Calcium	very small or none.

(R. 65–67, 74, 76, 81–83, 88, 109–113, 125–130, 137–138, 213–218, 246–247, 254, 263–266, 272, 289, 309–315, 620, 651–658, 924–927, 935–936, 940–941; Ex. 5, 6, 7, 8, 9, 12, 23, 30, 38, 39.)

10. The record contains no specific evidence of losses of vitamins and minerals in the cooking of enriched noodle products. However, since noodle products are similar in composition to macaroni products, and are cooked in the same manner, there is adequate basis for concluding that the cooking losses are approximately the same. (R. 205–206; Ex. 1.)

11. In order to prevent consumer confusion and probable deception, macaroni products or noodle products known as "enriched" should have the same required and optional enriching ingredients as enriched flour. The minimum amounts of such ingredients in enriched macaroni products and in enriched noodle products should be adequate to compensate for cooking losses and reasonable maximum limits should be prescribed to maintain the identity of these foods. Maximum limits 25% higher than minimum requirements are reasonable for the purpose of maintaining identity. (R. 163, 244, 353, 361, 367–368, 397, 421, 502–505, 513, 954)

12. The uniform distribution in macaroni and noodle products of the ingredients used to enrich flour presents no manufacturing difficulties, when harmless carriers are used to achieve such distribution. Little loss of the enriching ingredients occurs in the manufacturing of enriched macaroni and noodle products. (R. 85–86, 89–90, 261–262, 365–366, 421, 626–628, 636, 940; Ex. 10)

13. The approximate cost of vitamins and minerals which must be added in the preparation of enriched macaroni and enriched noodle products to compensate for reasonable cooking losses is 5.4 cents per 100 lbs. based on the wholesale prices of these substances at the time of hearing. Ample supplies of the necessary vitamins and minerals are available. (R. 359, 623–625, 774–775, 857, finding 9 ante)

14. Partially defatted wheat germ is a suitable ingredient for enriching macaroni products and noodle products within the limits prescribed therefor in the definition and standard of identity for enriched flour. (R. 27, 57, 345, 364, 675, 857, 937–939; Ex. 4, 41, 44)

15. The record contains no evidence of protein deficiency in the diet of persons in the United States, and no evidence showing any need for a special macaroni product or special noodle product containing additional protein derived from wheat germ or yeast. Dried yeast, due to its high content of the vitamin thiamine and niacin, is suitable for use as an ingredient for supplying all or part of the required amounts of such vitamins in enriched macaroni products and enriched noodle products. (R. 50, 52, 345, 396, 552, 640–641, 661–666, 675, 677–678, 680, 937)

Conclusions. Based on the foregoing findings of fact it is concluded that:

(a) To amend the definitions and standards of identity for macaroni products, milk macaroni products, whole wheat macaroni products, wheat and soy macaroni products, vegetable macaroni products, noodle products, wheat and soy noodle products, and vegetable noodle products, so as to permit the use of vitamins, minerals, wheat germ and dehydrated yeast as optional ingredients in each of these foods, will not promote honesty and fair dealing in the interest of consumers.

(b) To establish definitions and standards of identity for enriched macaroni products and enriched noodle products will promote honesty and fair dealing in the interest of consumers.

Therefore, *It is ordered,* That the definitions and standards of identity for macaroni products, milk macaroni products, whole wheat macaroni products, wheat and soy macaroni products, vegetable macaroni products, noodle products, wheat and soy noodle products, and vegetable noodle products, be not amended to provide for vitamins, minerals, wheat germ, and dehydrated yeast as optional ingredients in such foods.

It is further ordered, That the following regulations fixing and establishing definitions and standards of identity for enriched macaroni products and enriched noodle products be and are hereby promulgated:

§ 16.9 *Enriched macaroni products; identity; label statement of optional ingredients.* (a) Enriched macaroni products are the class of food each of which conforms to the definition and standard of identity, and is subject to the requirements for label statement of optional ingredients, prescribed for macaroni products by § 16.1 (a) and (f), except that:

(1) Each such food contains in each pound not less than 4 mgs and not more than 5 mgs of thiamine, not less than 1.7 mgs and not more than 2.2 mgs of riboflavin, not less than 27 mgs and not more than 34 mgs of niacin or niacin amide, and not less than 13 mgs and not more than 16.5 mgs of iron (Fe);

(2) Each such food may also contain as an optional ingredient added vitamin D in such quantity that each pound of the finished food contains not less than 250 U. S. P. units and not more than 1000 U. S. P. units of vitamin D;

(3) Each such food may also contain as an optional ingredient added calcium in such quantity that each pound of the finished food contains not less than 500 mgs and not more than 625 mgs of calcium (Ca);

(4) Each such food may also contain as an optional ingredient partly defatted wheat germ but the amount thereof does not exceed 5% of the weight of the finished food;

(5) Each such food may be supplied, wholly or in part, with the prescribed quantity of any substance referred to in subparagraphs (1), (2), and (3) of this paragraph through the use of dried yeast, partly defatted wheat germ, enriched farina or enriched flour, or through the direct additions of any of the substances prescribed in subparagraphs (1), (2), and (3).

Iron and calcium may be added only in forms which are harmless and assimilable. The substances referred to in subparagraphs (1) and (2) of this paragraph may be added in a harmless carrier which does not impair the enriched macaroni product, such carrier being used only in the quantity reasonably necessary to effect an intimate and uniform distribution of such substances in the finished enriched macaroni product.

(b) Enriched macaroni is the enriched macaroni product the units of which conform to the specifications of shape and size prescribed for macaroni by § 16.1 (b).

(c) Enriched spaghetti is the enriched macaroni product the units of which conform to the specifications of shape and size prescribed for spaghetti by § 16.1 (c).

(d) Enriched vermicelli is the enriched macaroni product the units of which conform to the specifications of shape and size prescribed for vermicelli by § 16.1 (d).

(e) The name of each food for which a definition and standard of identity is prescribed by this section is "enriched macaroni product"; or alternately, the name is "enriched macaroni", "enriched spaghetti", or "enriched vermicelli", as the case may be, when the units of the food comply with the requirements of paragraphs (b), (c), or (d) respectively of this section.

§ 16.10 *Enriched noodle products; identity; label statement of optional ingredients.* (a) Enriched noodle products are the class of food each of which conforms to the definition and standard of identity, and is subject to the requirements for label statement of optional ingredients, prescribed for noodle products by § 16.6 (a) and (g), except that:

(1) Each such food contains in each pound not less than 4 mgs and not more than 5 mgs of thiamine, not less than 1.7 mgs and not more than 2.2 mgs of riboflavin, not less than 27 mgs and not more than 34 mgs of niacin or niacin amide, and not less than 13 mgs and not more than 16.5 mgs of iron (Fe);

(2) Each such food may also contain as an optional ingredient added vitamin D in such quantity that each pound of the finished food contains not less than 250 U. S. P. units and not more than 1000 U. S. P. units of vitamin D;

(3) Each such food may also contain as an optional ingredient added calcium in such quantity that each pound of the finished food contains not less than 500 mgs and not more than 625 mgs of calcium (Ca);

(4) Each such food may also contain as an optional ingredient partly defatted wheat germ but the amount thereof does not exceed 5% of the weight of the finished food;

(5) Each such food may be supplied, wholly or in part, with the prescribed quantity of any substance referred to in subparagraphs (1), (2), and (3), of this paragraph, through the use of dried yeast, partly defatted wheat germ, enriched farina or enriched flour, or through the direct additions of any of the substances prescribed in subparagraphs (1), (2), and (3).

Iron and calcium may be added only in forms which are harmless and assimilable. The substances referred to in subparagraphs (1) and (2) of this paragraph may be added in a harmless carrier which does not impair the enriched noodle product, such carrier being used only in the quantity reasonably necessary to effect an intimate and uniform distribution of such substances in the finished enriched noodle product.

(b) Enriched noodles, enriched egg noodles, are the enriched noodle products the units of which conform to the specifications of shape and size prescribed for noodles in § 16.6 (b).

(c) Enriched egg macaroni is the enriched noodle product the units of which conform to the specifications of shape and size prescribed for egg macaroni in § 16.6 (c).

(d) Enriched egg spaghetti is the enriched noodle product the units of which conform to the specifications of shape and size prescribed for egg spaghetti in § 16.6 (d).

(e) Enriched egg vermicelli is the enriched noodle product the units of which conform to the specifications of shape and size prescribed in § 16.6 (e).

(f) The name of each food for which a definition and standard of identity is prescribed by this section is "Enriched Noodle Product" or "Enriched Egg Noodle Product"; or alternately, the name is "Enriched Noodles", or "Enriched Egg Noodles", "Enriched Egg Macaroni", "Enriched Egg Spaghetti", or "Enriched Egg Vermicelli", as the case may be, when the units of the food comply with the requirements of paragraphs (b), (c), (d), or (e) respectively of this section.

Any interested person whose appearance was filed at the hearing may, within 20 days from the date of publication of this proposed order in the FEDERAL REGISTER, file with the Hearing Clerk of the Federal Security Agency, Office of the General Counsel, Room 3257, Social Security Building, 4th Street and Independence Avenue, SW., Washington, D. C., written exceptions thereto. Exceptions shall point out with particularity the alleged errors in the proposed order, and shall contain specific references to the pages of the transcript of the testimony or to the exhibits on which each exception is based. Such exceptions may be accompanied with a memorandum or brief in support thereof. Exceptions and accompanying memoranda or briefs should be submitted in quintuplicate.

Washington, D. C., May 10, 1946.

[SEAL] WATSON B. MILLER, *Administrator.*

[F. R. Doc. 46-8021; Filed, May 13, 1946; 11:55 a. m.]

FEDERAL TRADE COMMISSION.

[Docket No. 5233]

NATIONAL LEAD CO. ET AL.

NOTICE OF HEARING

In the matter of National Lead Company, a corporation, Eagle-Picher Lead Company, a corporation, Eagle-Picher Sales Company, a corporation, Anaconda Copper Mining Company, a corporation, International Smelting & Refining Company, a corporation, The Sherwin-Williams Company, a corporation, and The Glidden Company, a corporation. Docket No. 5253.

Amended complaint. This amended complaint is filed to obtain relief from acts of respondents because of their violations, jointly and severally, as hereinafter alleged in Count I herein, of section 5 of an act of Congress entitled "An act to create a Federal Trade Commission,

[1] The page references to certain relevant portions of the record are for the convenience of the reader. However, the findings of fact are not based solely on that portion of the record to which reference is made but upon consideration of all the evidence of record.

record to which reference is made but upon consideration of all the evidence of record.

roni products, and are cooked in the same manner, there is adequate basis for consards of identity for enriched macaroni

§ 16.1 (b).

scribed for noodles in § 16.6 (b).

to create a Federal Trade Commission,

to define its powers and duties, and for other purposes;" commonly referred to as the Federal Trade Commission Act, as approved September 26, 1914, and amended March 21, 1938 (38 Stat. 717; 15 U. S. C. A. sec. 41; 52 Stat. 111), and because of their violations, as alleged in Count II herein, of Section 2 (a) of an act of Congress entitled "An act to supplement existing laws against unlawful restraints and monopolies, and for other purposes," commonly referred to as the "Clayton Act," as approved October 15, 1914, and amended June 19, 1936 (38 Stat. 730; 15 U. S. C. A. sec. 12, 49 Stat. 1526; 15 U. S. C. A. sec. 13, as amended).

COUNT I. THE CHARGE UNDER THE FEDERAL TRADE COMMISSION ACT

PARAGRAPH 1. Pursuant to the provisions of the Federal Trade Commission Act, and by virtue of the authority vested in it by said act, the Federal Trade Commission, having reason to believe that the parties named in the caption hereof, and more particularly described and referred to hereinafter as respondents; have violated the provisions of section 5 of said act, and it appearing to the Commission that a proceeding by it in respect thereof would be in the public interest, hereby issues its amended complaint, stating its charges in that respect as follows:

Nature of Charges

PAR. 2. Respondent National Lead Company is charged in this Count I of the amended complaint with having monopolized and attempted to monopolize the interstate sale of lead pigments and with having acted unlawfully to secure a monopolistic control over the prices of lead pigments in the United States, and with having combined, conspired and cooperated with the other respondents to hinder, lessen and eliminate price competition in the sale of lead pigments in the United States. It and each of the other respondents are charged with using unfair, oppressive and discriminatory acts, methods and practices in connection with the sale of lead pigments in the United States.

Description of Respondents

PAR. 3. Each of the respondents is particularly named and described as follows: (a) National Lead Company, a New Jersey corporation with its principal offices at 111 Broadway, New York, N. Y. (sometimes hereinafter referred to merely as National). (b) Eagle-Picher Lead Company, an Ohio corporation with its principal offices at 901 Temple Bar Building, Cincinnati, Ohio, parent corporation of respondent Eagle-Picher Sales Company. (c) Eagle-Picher Sales Company, a Delaware corporation with its principal offices at 901 Temple Bar Building, Cincinnati, Ohio, the wholly-owned subsidiary of respondent Eagle-Picher Lead Company (sometimes hereinafter respondents Eagle-Picher Lead Company and Eagle-Picher Sales Company both are referred to merely as Eagle-Picher). (d) Anaconda Copper Mining Company, a Montana corporation with its principal office located at 25 Broadway, New York, N. Y., parent corporation of respondent International Smelting & Refining Company (sometimes hereinafter referred to merely as Anaconda). (e) International Smelting & Refining Company, a Montana corporation with its principal office at 25 Broadway, New York, N. Y., a wholly-owned subsidiary of respondent Anaconda Copper Mining Company (sometimes hereinafter referred to merely as International). (f) The Sherwin-Williams Company, an Ohio corporation, with principal offices at 101 Prospect Avenue Northwest, Cleveland, Ohio (sometimes hereinafter referred to merely as Sherwin-Williams). (g) The Glidden Company, an Ohio corporation with principal offices located at Union Commerce Building, Cleveland, Ohio (sometimes hereinafter referred to merely as Glidden).

Definitions and Explanation of Terms

PAR. 4. Some of the terms hereinafter used are defined and explained as follows:

A. *Lead pigments.* This term includes the lead pigments commonly known in the industry as white lead (both basic carbonate and basic sulfate of lead); blue lead; red lead (or red oxide of lead); litharge (or monoxide of lead); orange mineral and grinders' lead paste. Such pigments are marketed either as dry products, in the form of dry powder, or in oil, in the form of a paste after mixture with linseed or other oils.

B. *Pig lead.* Pig lead is a product derived from the smelting and refining of lead ore or lead "concentrates." The pig lead is secured after the smelting and refining has removed sulphur and other impurities from the lead ore and which are found in it as it is taken from the mines.

C. *Commerce.* The term commerce as hereinafter used means "commerce" as defined in the Federal Trade Commission Act.

Description and History of Industry and the Commerce of Respondents

PAR. 5. The respondents herein, either directly or indirectly through subsidiary corporations or operating divisions, are engaged in the manufacture, sale and distribution of lead pigments in commerce, and some of them, including respondents National, Eagle-Picher, Sherwin-Williams and Glidden, are also engaged in the use of lead pigments in their manufacture of paint. The lead pigments thus produced are an important item in commerce between and among the several States. They are a principal item used in the manufacture of paint, and the paint produced from such pigments is held in high esteem by builders and users as of the highest possible quality for application to exteriors of buildings, ships and other structures. Such pigments have other important industrial and commercial uses too numerous to mention herein.

For a part of the period covered by this amended complaint the respondent Eagle-Picher Lead Company directly sold and distributed lead pigments in commerce, and it has also indirectly sold and distributed such products in commerce since the formation and incorporation in the State of Delaware of its wholly-owned subsidiary, respondent Eagle-Picher Sales Company, which now serves respondent Eagle-Picher Lead Company as a marketing medium for products of the parent company.

During a part of the period covered by this complaint, respondent Anaconda Copper Mining Company engaged in the production and distribution in commerce of lead pigments through a subsidiary corporation, Anaconda Lead Products Company, and since about 1936 Anaconda Copper Mining Company has distributed in commerce the lead pigments produced by its wholly owned subsidiary, respondent International Smelting and Refining Company through Anaconda Sales Company, Pigments Division, a subsidiary of Anaconda Copper Mining Company.

The production of the National Lead Company and the other producing respondents accounts for substantially all of the lead pigments produced and sold in the United States, while that of National accounts for more than half of the total production of the respondents. Therefore, in the aggregate, the producing respondents are the manufacturers and primary sellers to whom purchasers and users of lead pigments must turn for supplies of lead pigments, and respondent National is the dominant producer in the field. The production and distribution of pig lead, from which lead pigments are produced, is also concentrated in the hands of a few corporations, including respondents National and Eagle-Picher.

Offenses Charged

PAR. 6. Respondent National Lead Company has violated and is now violating the provisions of Section 5 of the Federal Trade Commission Act by monopolizing, attempting to monopolize and acting to control the sale of lead pigments and the prices thereof in commerce. Respondents National Lead Company, Eagle-Picher Lead Company, Eagle-Picher Sales Company, Anaconda Copper Mining Company, International Smelting & Refining Company, The Sherwin-Williams Company and The Glidden Company have violated and are now violating the provisions of Section 5 of the Federal Trade Commission Act by combining, conspiring, hindering, suppressing and eliminating competition in prices and terms of sale of lead pigments in commerce. Each of said respondents has violated and is now violating the provisions of Section 5 of the Federal Trade Commission Act by engaging in and continuing unfair, oppressive and discriminatory acts, methods and practices in connection with sales and offers to sell lead pigments in commerce.

Charges Particularized

PAR. 7. Respondent National Lead Company at the time of its inception, in 1891, embarked upon the execution of a plan and program to secure unto it a monopoly of and a monopoly power and control over the manufacture, pricing, sale and distribution of lead pigments in commerce. Pursuant to, in furtherance of, and in order to effectuate the purposes of that plan and program, respondent National has engaged in, continued and is now doing and performing and

carrying on the following acts, methods and practices:

A. Bought, merged and otherwise acquired control over or confederated with and secured the cooperation of other producers, buyers and sellers of pig lead destined for use in the manufacture of lead pigments. In furtherance of that part of its plan and program to monopolize the lead pigments industry and to secure control over the pricing of lead pigments in commerce:

(1) National, on or about December 7, 1891, succeeded to the control which had prior thereto been exercised by the National Lead Trust over the operations and activities of approximately sixteen previously independent firms engaged in the manufacture, sale and distribution of lead pigments, linseed oil and kindred products, and thereafter continued its expansion by acquiring control over additional units in the lead industry.

(2) National, in 1906, acquired control of the United Lead Company which had previously been formed through the acquisition of what had been numerous independent producers and refiners of lead.

(3) National, in 1907, acquired all of the stock of the Magnus Metal Company (Magnus Company, Inc.).

(4) National, shortly thereafter, acquired control of the business of Heath & Milligan Manufacturing Company of Chicago, the largest paint manufacturer in the West, but in 1919 transferred the control of that paint manufacturer to The Glidden Company, respondent herein.

(5) National, thereafter, acquired all of the stock of the Carter White Lead Company of Chicago and Omaha, the Matheson Lead Company, the River Smelting & Refining Company, Bass-Huerter Paint Company (then the second largest manufacturer of linseed paints and varnishes on the Pacific Coast), San Francisco, Calif., the National Lead Company of Argentina, and Hirst & Begley Company (an Illinois corporation engaged in the crushing of linseed oil which was subsequently reorganized into an operating branch of the National Lead Company).

(6) National has also secured control over a substantial part of the capital stock of respondent Eagle-Picher Lead Company. Up to February 1943, a still more substantial part of the Eagle-Picher Lead Company stock was held by one Edward J. Cornish, who had served as president of respondent National.

(7) National asserts and represents that the price of pig lead f. o. b. New York, N. Y., is the principal factor in its determination and fixing of its price for lead pigments, since pig lead is the principal item used in the manufacture of lead pigments.

(8) National through its acts, methods, practices and the relationships it has maintained and now maintains with American Smelting & Refining Company and others, through its employees, agents, representatives, officers, directors and owners, exerts a monopolistic influence upon and is an important factor in the determination and quotation of the "market" prices on pig lead in the United States and upon the pig lead prices that it incorporates as an element of and factor in computing its prices of lead pigments. American Smelting & Refining Company holds a dominant position in the sale and production of pig lead in the United States, as well as in other parts of the world and quotes prices on pig lead in terms of cents per pound f. o. b. New York City. The prices thus quoted are "accepted" and treated as the "market" prices of pig lead not only by American Smelting & Refining Company but also by respondent National Lead Company and are used by both corporations as a basis for trading in that important product throughout the United States.

B. Respondent National has also combined and conspired with the few remaining small and ostensibly independent manufacturers and primary sellers of lead pigments in the United States. In so doing, it has cooperated with and received assistance and cooperation from respondents Eagle-Picher Lead Company, Eagle-Picher Sales Company, Anaconda Copper Mining Company, International Smelting & Refining Company, The Sherwin-Williams Company, The Glidden Company, and the Lead Industries Association in which organization all respondents are members, in doing and performing the following acts and engaging in the following methods and practices:

(1) Agreed to adopt and have adopted and maintained a system of delivered price quotations which prevents reflection of any differences in the cost of delivery between the respective places of manufacture of respondent producers, the primary sellers and to the respective locations of intending purchasers of lead pigments;

(2) Agreed to adopt and have adopted and maintained a plan whereby the United States is divided into so-called zones whereby price offers made by the producing and primary selling respondents to all purchasers of a class throughout any one of such zones, regardless of location and the differences in freight rates from shipping point to destination, are matched, except that by prearrangement and understanding the offers made by respondents Glidden, Sherwin-Williams and International are permitted in some instances to be made and maintained at fixed differentials below the matched offers of respondents National and Eagle-Picher;

(3) Agreed to seek and secure and have sought and secured the advice, assistance and cooperation of the Lead Industries Association, its officers, employees and agents in fixing, adopting, publishing and using noncompetitive terms and conditions of sale in connection with sales and offers to sell lead pigments in commerce;

(4) Exchanged directly and through the office of the Lead Industries Association and with the cooperation of officials of that Association price factors and information concerning price factors expected by respondents to be used and which at times have been used by the primary sellers of lead pigments, including the respondents, in calculating, determining and announcing their offers to sell lead pigments in commerce;

(5) Agreed to adopt and have adopted, maintained and used terms and conditions of sale embodied in so-called "consignment" or "agency" agreements under the leadership of respondent National Lead Company for the purpose of preventing dealers selling white lead from making offers to sell such products at levels lower than the offers made by the respective respondent producers whose names were affixed to such "consignment" or "agency" agreements;

(6) Agreed to fix, and have fixed and included in offers to sell, the prices, terms and conditions at which lead pigments are sold and offered for sale in commerce;

(7) Respondent National entered into contracts and understandings with E. I. du Pont de Nemours Company, Inc., a large paint manufacturer, for the purpose and with the effect of promoting maintenance of the levels of price fixed by National and other producing and primary sellers of white lead.

PAR. 8. Each respondent, in offering for sale and selling lead pigments, divides the country into geographical zones for the purpose of price quotations. To all buyers of the same class located in the same zone, each respondent quotes the same delivered cost, irrespective of the location of the buyer within the zone. A "par" or "base" price is quoted to buyers in the "par" or "base" zone, and buyers in other zones are quoted at a fixed differential above the "par" or "base" zone price, irrespective of the transportation costs involved in selling and shipping to such customers on a delivered basis.

A. In offering for sale and selling lead pigments in steel kegs of 100 pounds or less, each respondent quotes and sells upon the basis of the geographical divisions and delivered cost differentials set out in the map inserted herein immediately following this paragraph and made a part hereof.[1]

B. In offering for sale and selling dry white lead and lead sulphate in barrels or in bags, each respondent quotes and sells at the same delivered cost to all customers in the par or base zone, and 25% per 100 pounds is added to the par or base price for delivery to customers located in Arizona, California, Colorado, Idaho, Montana, Nevada, New Mexico, Utah, Washington and Wyoming, the par or base zone comprising all other states than those named.

C. In offering for sale and selling dry red lead, litharge and other pigments in barrels or bags in less-than-carload lots, each respondent quotes and sells at the same delivered cost to customers within the par or base zone; 25¢ per 100 pounds is added for delivery to customers in Alabama, Arkansas, California, Florida, Georgia, Louisiana, Mississippi, Oklahoma, Texas and west of the Cascade Mountains in Oregon and Washington; 50% per 100 pounds is added for delivery to customers in Colorado, Montana, New Mexico and Wyoming; 75% per 100 pounds is added for delivery to customers in Arizona, Idaho, Nevada, Utah and east of the Cascade Mountains in Oregon and

[1] Filed as a part of the original document.

Washington. The par or base zone comprises all other states than those named.

D. In offering for sale and selling dry red lead, litharge and other lead pigments in barrels or bags in carload lots of 20 tons or more, each respondent offers to sell dry red lead at $2.50 and litharge at $1.50 per 100 pounds over the American Smelting and Refining Company's closing price of common pig lead at New York on the date the order is received, delivered to customers located in the par or base zone and 25% per 100 pounds is added for delivery to customers located in Alabama, Arizona, Arkansas, Colorado, Florida, Georgia, Idaho, Louisiana, Mississippi, Montana, Nevada, New Mexico, Oklahoma, Texas, Utah, Wyoming and east of the Cascade Mountains in Oregon and Washington. The par or base zone comprises all other States and areas than those named.

PAR. 9. Terms and conditions of sale quoted by each respondent in selling and offering for sale lead pigments in commerce have included the following:

A. Each of the respondents in selling and offering to sell lead pigments in commerce to agents and dealers for resale requires its customers to resell such products at prices and terms of sale fixed and determined and published by it, so that each of the respondents is responsible for the price levels to painters and consumers.

B. Each of the respondents in selling and offering to sell lead pigments quotes standard container differentials on keg products, by which 50 pound kegs are sold at a 25¢ differential above 100 pound kegs, 25 pound kegs at 25¢ above 50 pound kegs and 12½ pound kegs at 25¢ above 25 pound kegs.

C. Each respondent, in connection with the sale and distribution of lead pigments to paint manufacturers and large industrial consumers enters into quarterly contracts covering terms of sale and delivery of lead pigments, either at current published quotations or at a fixed differential over the quotation of the American Smelting and Refining Co. for common pig lead at New York. Such quarterly contracts establish the grades and qualities of lead pigments covered, the discounts applicable and the time within which deliveries must be made.

D. Each respondent issues cards or lists showing delivered quotations on lead pigments to various classes of customers for each type of pigment in various packages and quantities and applicable to the various zones and geographical divisions, and including the quotations which must be made by purchasers in reselling to consumers and others. Such "price cards" and other pricing information, when computed and calculated in accordance with the instructions and directions contained therein, cause to be presented to any given prospective purchaser of lead pigments, in any given quantity, in any given type of package, at any given destination, exactly matched offers to sell over the names of each of the respondents, except that in the case of white lead in oil the quotations to dealers or agents for resale of respondents Anaconda, Sherwin-Williams and, at times, Glidden, are matched at a small differential below the matched offers of National and Eagle-Picher.

PAR. 10. Each of the respondents uses the systematic method of quoting delivered costs on lead pigments described in Paragraphs Eight and Nine of this Count I for the purpose and with the effect of enabling the respondents to match exactly their offers to sell lead pigments to any prospective purchaser at any destination, thereby eliminating competition between and among themselves. Inherently and necessarily involved is a systematic discrimination against purchasers located near the factory of any of the respondents and in favor of customers located, freightwise, at a considerable distance.

Effects of Respondents' Actions

PAR. 11. The inherent and necessary effects of the adoption, use and maintenance by each of the respondents of the zone delivered system of pricing and other practices set forth in Paragraphs Eight and Nine of this Count to include the following, to wit:

A. Unfair and oppressive discrimination by respondents against the lead pigments purchasing and consuming public in large areas of the United States by depriving such purchasers of the natural advantage otherwise accruing to them from proximity to the factories of respondents and by compelling such purchasers to pay increases over what the net price of lead pigments to such purchasers would have been if fixed by competition among respondents, such increment in net prices to respondents approximating the advantages in freight rates to which such purchasers are entitled over purchasers remote from such factories. Such nearby purchasers are thereby compelled to pay not only the actual freight rates on the products purchased by them respectively, but in effect also to pay portions of the cost of transportation of such products to other and more distant purchasers from the respective factories;

B. A substantial lessening of competition among respondents in all parts of the United States, through action of each respondent voluntarily and reciprocally surrendering and cancelling the inherent advantage it has over all competitors within the territory nearer freightwise to its factory than to the factory of a competitor, in consideration of a similar surrender and cancellation by other respondents;

C. The fixation and control through respondents' concurrent and parallel action of an arbitrary and substantial portion of the delivered cost of the product to any and every purchaser upon a basis having no relation to differences in cost of production, in selling costs, and in actual transportation cost, on particular sales. Such arbitrary result is accomplished notwithstanding substantial differences in the delivered cost to the respective respondents of raw materials shipped to them and of lead pigments shipped by them to their respective customers;

Conclusion

PAR. 12. The combinations, agreements and understandings of the respondents and their acts, practices, pricing methods, systems, devices and policies as hereinbefore alleged, all and singularly, are unfair and to the prejudice of the public; deprive the public of the benefit of competition; create discrimination against some buyers and users of lead pigments and lead pigment paint; have a dangerous tendency and capacity to restrain unreasonably commerce in said products; have actually hindered, frustrated, suppressed and eliminated competition in such products in commerce; and constitute unfair methods of competition and unfair acts and practices in commerce within the intent and meaning of section 5 of the Federal Trade Commission Act.

COUNT II. THE CHARGE UNDER THE CLAYTON ACT

PAR. 1. Pursuant to the provisions of section 2 (a) of an act of Congress approved October 15, 1914, entitled "An act to supplement existing laws against unlawful restraints and monopolies, and for other purposes," commonly known as the Clayton Act, as amended by an act of Congress approved June 19, 1936, commonly known as the Robinson-Patman Act, the Commission, having reason to believe that the parties named in the caption hereof, and more particularly described and referred to hereinafter as respondents, have violated the provisions of said act of Congress as so amended, and it appearing to the Commission that a proceeding by it in respect thereof would be in the public interest, the Commission hereby issues its amended complaint, stating its charges in such respect as follows:

Nature of Charges

PAR. 2. The charges hereinafter contained in this Count II are that each of the respondents has been and is now unlawfully discriminating as between its customers in the prices it charges, demands, accepts and receives in connection with the sale of lead pigments in commerce.

Description of Respondents; Definitions and Explanations of Terms; Description and History of Industry and the Commerce of Respondents

PAR. 3–5. As Paragraphs 3 to 5, inclusive, of Count II, the Commission incorporates Paragraphs 3 to 5, inclusive, of Count I of this amended complaint to precisely the same extent and effect as if each and all of them were set forth in full and repeated verbatim in this Count II, except the definition of the term "commerce." The term "commerce" as hereinafter used means "commerce" as defined and set forth in the Clayton Act.

Offenses Charged

PAR. 6. Since June 19, 1936, and while engaged as aforesaid in commerce among the several States of the United States and the District of Columbia, each of the respondents National, Eagle-Picher, Anaconda, International, Sherwin-Williams and Glidden, has been and is now, in the course of such commerce, discriminating in price between purchasers of said commodities of like grade and quality, sold for use, consumption or resale within the several States of the United States and the District of Columbia, in that each of the respondents has been and is now systematically selling such commodities to many purchasers at a price higher than the price at which commodities of like grade and quality are sold by it to other purchasers and users, including purchasers competitively engaged with others who pay either the lower or the higher discriminatory prices.

PAR. 7. Each of the respondents uses a "Zone delivered pricing method and practice" in calculating, determining, making up, announcing, publishing, and distributing its offers to its respective customers to sell them lead pigments in commerce. As an incident to and a part of such method and practice, the entire territory of continental United States has been and is now divided by each of such respondents for pricing purposes into geographical "Zones," as alleged in Paragraph 8 of Count I of this amended complaint and the map appearing at page 13–A.[1] Paragraph 8 of Count I is hereby incorporated in this Count II to the same extent and effect as if such Paragraph were set forth in full and repeated verbatim herein.

PAR. 8. In using its aforesaid "Zone delivered pricing method and practice," each of the respondents, National, Eagle-Picher, Anaconda, International, Sherwin-Williams and Glidden, so quotes prices in its offers to sell that when it sells lead pigments in commerce in accordance and in connection therewith, the delivered cost on a specified quantity of lead pigments as paid by any one of its customers located at or near the factory door of such respondent, amounts to as much as the delivered cost on the same quantity of lead pigments as paid to such respondent by any one of other customers located hundreds of miles away in the same "Zone," although substantial differences are involved in the costs of delivery to such nearby customer and the more distantly located ones.

PAR. 9. Systematic discriminations in net prices against nearby customers and in favor of their more distantly located customers are inherent in the use of the aforesaid "Zone delivered pricing method and practice" when sales are effected and the buyers pay in accordance with quotations of matched delivered costs as made by each of the respondents, National, Eagle-Picher, Anaconda, International, Sherwin-Williams and Glidden, to their respective customers.

PAR. 10. When sales are made to customers located at or near the borders of adjoining or contiguous "Zones" pursuant to the aforesaid "Zone delivered pricing method and practice," each of the respondents, National, Eagle-Picher, Anaconda, International, Sherwin-Williams and Glidden, charges, demands, accepts and receives higher prices from some purchasers than from other and competing purchasers in different zones and there is discrimination in the delivered costs of lead pigments to different purchasers by each of such respondents in addition to substantial differences in the mill net prices received by each of them.

PAR. 11. Each of the respondents, National, Eagle-Picher, Anaconda, International, Sherwin-Williams and Glidden has been and is now classifying its customers to receive from such respondents quantity, trade and regional discounts from quoted prices so that, by virtue of such classifications and action pursuant thereto by each such respondent, it charges, demands, accepts and receives higher prices in conection with sales of lead pigments in commerce from some of its customers than from other customers, even though said customers who pay such higher prices are competitively engaged with the customers who pay such lower prices.

PAR. 12. Each of the respondents practices the aforesaid systematic discriminations in price for the purpose and with the effect of enabling respondents exactly to match their offers to sell lead pigments in commerce to any given prospective purchaser at any given destination, except that as to white lead in oil the purpose and effect has been to match exactly the offers to dealers and agents for resale of respondents Anaconda, Sherwin-Williams and Glidden at a prearranged differential below similar matched offers of respondents National and Eagle-Picher.

Effects of Price Discriminations Practiced by Respondents

PAR. 13. The discriminations in price practiced by respondents, as particularized and alleged in Paragraphs 6, 7, 8, 9, 10 and 11 of this Count II, include the results and effects set forth as follows:

A. The allegations of the results and effects that are made and set out in subparagraphs A, B and C of Paragraph 11 of Count I hereof are hereby alleged as results and effects of respondents' price discriminations alleged in Paragraphs 6, 7, 8, 9, 10, and 11 of this Count II, and are hereby incorporated in this subparagraph of this Paragraph 13 of Count II to precisely the same extent as though each said subparagraph A, B and C of Paragraph 11 of Count I were set forth in full and repeated verbatim as a part hereof;

B. A further effect of the aforesaid discriminations in price by said respondents may be substantially to lessen competition in the sale and distribution of lead pigments between said respondents and their competitors, tend to create a monopoly in the line of commerce in which the respondents are engaged; and to injure, destroy and prevent competition between said respondents and their competitors in the sale and distribution of lead pigments;

C. Further effects of the aforesaid discriminations in price by said respondents may be substantially to lessen competition between the buyers of lead pigments receiving the lower discriminatory prices from respondents and other buyers competitively engaged with such favored buyers and who pay higher discriminatory prices; tend to create a monopoly in the lines of commerce in which buyers from respondents are engaged; and to injure, destroy and prevent competition in the lines of commerce in which purchasers from respondents engage as between the beneficiaries of said discriminatory prices and competing buyers who are required to pay the higher discriminatory prices.

Conclusion

PAR. 14. Therefore the aforesaid discriminations in price by each of the respondents constitute violations of the provisions of subsection (2) of section 2 of the Clayton Act, as amended by the Robinson-Patman Act, approved June 19, 1936 (49 Stat. 1526; 15 U. S. C. A., sec. 13, as amended).

Wherefore, the premises considered, the Federal Trade Commission on this 12th day of April, A. D., 1946, issues its amended complaint against said respondents.

Notice. Notice is hereby given you, National Lead Company, a corporation, Eagle-Picher Lead Company, a corporation, Eagle-Picher Sales Company, a corporation, Anaconda Copper Mining Company, a corporation, International Smelting & Refining Company, a corporation, The Sherwin-Williams Company, a corporation, and The Glidden Company, a corporation, respondents herein, that the 17th day of May, A. D., 1946, at 2 o'clock in the afternoon, is hereby fixed as the time, and the offices of the Federal Trade Commission, in the city of Washington, D. C., as the place, when and where a hearing will be had on the charges set forth in this amended complaint, at which time and place you will have the right, under said act, to appear and show cause why an order should not be entered by said Commission requiring you to cease and desist from the violations of the law charged in the amended complaint.

You are notified and required, on or before the twentieth day after service upon you of this amended complaint, to file with the Commission an answer to the amended complaint. If answer is filed and if your appearance at the place and on the date above stated be not required, due notice to that effect will be given you. The rules of practice adopted by the Commission with respect to answers or failure to appear or answer (Rule IX) provide as follows:

> In case of desire to contest the proceeding the respondent shall, within twenty (20) days from the service of the complaint, file with the Commission an answer to the complaint. Such answer shall contain a concise statement of the facts which constitute the ground of defense. Respondent shall specifically admit or deny or explain each of the facts alleged in the complaint, unless respondent is without knowledge, in which case respondent shall so state.
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> Failure of the respondent to file answer within the time above provided and failure to appear at the time and place fixed for hearing shall be deemed to authorize the Commission, without further notice to respondent, to proceed in regular course on the charges set forth in the complaint.
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> If respondent desires to waive hearing on the allegations of fact set forth in the complaint and not to contest the facts, the answer may consist of a statement that respondent admits all the material allegations of fact charged in the complaint to be true. Respondent by such answer shall be deemed to have waived a hearing on the allegations of fact set forth in said complaint and to

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have authorized the Commission, without further evidence, or other intervening procedure, to find such facts to be true.

Contemporaneously with the filing of such answer the respondent may give notice in writing that he desires to be heard on the question as to whether the admitted facts constitute the violation of law charged in the complaint. Pursuant to such notice, the respondent may file a brief, directed solely to that question, in accordance with Rule XXIII.

In witness whereof, the Federal Trade Commission has caused this, its amended complaint, to be signed by its Secretary, and its official seal to be hereto affixed, at Washington, D. C., this 12th day of April A. D. 1946.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 46-8018; Filed, May 13, 1946; 11:16 a. m.]

[Docket No. 5432]

WEST COAST PACKING CORP. ET AL.

NOTICE OF HEARING

In the matter of West Coast Packing Corporation, a corporation, and Albert Vignolo, Sr., Eugene Giacomino, and Albert Vignolo, Jr., individually and as officers of corporate respondent, West Coast Packing Corporation. Docket No. 5432.

Complaint. The Federal Trade Commission, having reason to believe that the parties respondent named in the caption hereof and hereinafter more particularly designated and described, since June 19, 1936, have violated and are now violating the provisions of subsection (c) of section 2 of the Clayton Act (U.S.C. Title 15, Sec. 13) as amended by the Robinson-Patman Act, approved June 19, 1936, hereby issues its complaint, stating its charges with respect thereto as follows:

PARAGRAPH 1. Respondent West Coast Packing Corporation is a corporation under the laws of the State of California, with its principal office and place of business at Long Beach, California. It was incorporated February 3, 1919, as the Italian Food Products Company, Inc., but by certificate of amendment to its articles of incorporation filed January 23, 1942, with the Secretary of State of California, changed its name from Italian Food Products Company, Inc., to West Coast Packing Corporation. Respondents Albert Vignolo, Sr., Eugene Giacomino and Albert Vignolo, Jr., are president, vice-president, general manager, and treasurer, respectively of the corporate respondent, and as such are responsible for and have participated in the acts and practices of said corporate respondent hereinafter charged as being unlawful.

PAR. 2. Respondents are now and have been since June 19, 1936, engaged in the business of buying, packing and selling and distributing fish and fish products, sea food and sea food products, and in the course and conduct of such business, respondents have sold, distributed, transported and caused to be transported, and now sell, distribute, transport and cause to be transported, such products in interstate commerce between the State of California and other States of the United States, and there is now and there has been since June 19, 1936, a constant current of trade and commerce conducted by said respondents in such fish and sea food products between and among the various states of the United States.

PAR. 3. Respondents sell and distribute some of their fish and sea food products through legitimate brokers or intermediaries who act as respondents' agents in finding buyers for respondents' products and in negotiating sales thereof at respondents' list prices and for such services, respondents pay such legitimate brokers or intermediaries commissions or brokerage fees. Such transactions are not challenged by this complaint.

Since June, 1936, respondents have also sold their products in commerce directly to buyers and buying brokers, and on such sales, have paid or granted and are now paying and granting directly or indirectly to such direct buyers commissions, brokerage or other compensation, allowances or discounts in lieu thereof. Respondents have accomplished this either by allowance thereof on the face of the invoice, by direct remittance to such buyers or by invoicing such buyers at a net price which reflected such commissions, brokerage, allowances or discounts in lieu thereof. In each such case, such buyers and buying brokers have purchased respondents' products from the latter in such buyers' own names and for their own accounts, taking title thereto and assuming and exercising all control, rights and risks of ownership thereafter and in the resale by them of such products.

Since June, 1936 respondents have also sold and distributed their fish or sea food products in commerce on fictitious "consignments" to direct buyers and buying brokers, in which transactions respondents would ship "on consignment" to such buyers, and before arrival of such "consignment" draw draft on such "consignee" for payment in full. These fictitious "consignments" are, in fact, sales, and the fictitious "Consignees", are in fact, buyers of respondents' products. Such buyers pay for and take full title to respondents' products, assume all risks incident to ownership and resell such products for their own accounts, at prices, terms and conditions of sale determined by such buyers. The latter then notify respondents of the quantities resold and the names of the firms to whom such buyers have resold such products; whereupon respondents remit brokerage thereon to such "consignee" buyers. Respondents mask these direct selling operations under the fictionalized designation of "consignments" for the purpose of concealing their true nature in order to impart a color of legality to the brokerage payments made by them on such sales to such "consignee" buyers.

PAR. 4. The acts and practices of respondents as set out and described hereinabove, except those described in the first sub-paragraph of Paragraph 3, are in violation of subsection (c) of section 2 of the Clayton Act, as amended.

Wherefore, the premises considered, the Federal Trade Commission on this 15th day of April, A. D., 1946, issues its complaint against said respondents.

Notice. Notice is hereby given you West Coast Packing Corporation, a corporation, and Albert Vignolo, Sr., Eugene Giacomino, and Albert Vignolo, Jr., individually and as officials of corporate respondent, West Coast Packing Corporation, respondents herein, that the 24th day of May, A. D., 1946, at 2 o'clock in the afternoon, is hereby fixed as the time, and the offices of the Federal Trade Commission in the City of Washington, D. C., as the place, when and where a hearing will be had on the charges set forth in this complaint, at which time and place you will have the right, under said Act, to appear and show cause why an order should not be entered by said Commission requiring you to cease and desist from the violations of the law charged in the complaint.

You are notified and required, on or before the twentieth day after service upon you of this complaint, to file with the Commission an answer to the complaint. If answer is filed and if your appearance at the place and on the date above stated be not required, due notice to that effect will be given you. The rules of practice adopted by the Commission with respect to answers or failure to appear or answer (Rule IX) provide as follows:

> In case of desire to contest the proceedings the respondents shall, within twenty (20) days from the service of the complaint, file with the Commission an answer to the complaint. Such answer shall contain a concise statement of the facts which constitute the ground of defense. Respondents shall specifically admit or deny or explain each of the facts alleged in the complaint, unless respedents are without knowledge, in which case respondents shall so state.
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> Failure of the respondents to file answer within the time above provided, and failure to appear at the time and place fixed for hearing shall be deemed to authorize the Commission, without further notice to respondents, to proceed in regular course on the charges set forth in the complaint.
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> If respondents desire to waive hearing on the allegations of fact set forth in the complaint and not to contest the facts, the answer may consist of a statement that respondents admit all the material allegations of fact charged in the complaint to be true. Respondents by such answer shall be deemed to have waived a hearing on the allegations of fact set forth in said complaint, and to have authorized the Commission, without further evidence, or other intervening procedure, to find such facts to be true.
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> Contemporaneously with the filing of such answer the respondents may give notice in writing that they desire to be heard on the question as to whether the admitted facts constitute the violation of law charged in the complaint. Pursuant to such notice, the respondents may file a brief, directed solely to that question, in accordance with Rule XXIII.

In witness whereof, the Federal Trade Commission has caused this, its complaint, to be signed by its Secretary and its official seal to be hereto affixed, at Washington, D. C., this 15th day of April, A. D. 1946.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 46-8019; Filed, May 13, 1946; 11:17 a. m.]

[Docket No. 5433]

INDEPENDENT GROCERS ALLIANCE DISTRIBUTING CO., ET AL.

NOTICE OF HEARING

In the matter of Independent Grocers Alliance Distributing Company, a corporation, and its directors—J. Frank Grimes, L. G. Groebe, William W. Thompson, James D. Godfrey, Ned N. Fleming, and Robert H. Perlitz; Grocers Company, a corporation, and its directors—James D. Godfrey, Ned N. Fleming, Robert H. Perlitz, T. G. Harrison, Robert McLain, E. F. Brewster, Joseph Parker, Normal Younglove, and Harry K. Grainger; Jersey Cereal Company, a corporation; Stokely Brothers & Company, Inc., a corporation; Dean Milk Company, a corporation; Cupples Company, a corporation; Franklin MacVeagh & Company, a corporation; E. R. Godfrey & Sons Company, a corporation; Winston & Newell Company, a corporation; and Wetterau Grocer Company, Inc., a corporation. Docket No. 5433.

Complaint. The Federal Trade Commission, having reason to believe that the parties respondent named in the caption hereof and hereinafter more particularly designated and described, since June 19, 1936, have violated and are now violating the provisions of subsection (c), section 2 of the Clayton Act, as amended by the Robinson-Patman Act, approved June 19, 1936 (U. S. C., Title 15, Sec. 13), hereby issues its complaint stating its charges with respect thereto as follows:

PARAGRAPH 1. Respondent, Independent Grocers Alliance Distributing Company (hereinafter for convenience referred to as "respondent I. G. A.") is a corporation organized and existing under and by virtue of the laws of the State of Illinois with its principal office and place of business located at 309 West Jackson Boulevard, Chicago, Illinois, and with branch offices located in San Francisco, California; Seattle, Washington; and New York, New York.

The respondent directors of respondent I. G. A. are:

J. Frank Grimes.	James D. Godfrey, *Chairman.*
L. G. Groebe.	
William W. Thompson	Ned N. Fleming.
	Robert H. Perlitz.

Respondent Grocers Company is a corporation organized and existing under and by virtue of the laws of the State of Delaware with its principal office located at 3900 Board of Trade Building, Chicago, Illinois.

The respondent directors of respondent Grocers Company are:

James D. Godfrey, c/o E. R. Godfrey & Sons Co., Milwaukee, Wis.;
Ned N. Fleming, c/o Fleming-Wilson Mercantile Co., Topeka, Kans.;
Robert H. Perlitz, c/o The Schuhmacher Company, Houston, Tex.;
T. G. Harrison, c/o Winston & Newell Co., Minneapolis, Minn.;
Robert McLain, c/o McLain Grocery Company, Massillon, Ohio;
E. F. Brewster, c/o Brewster, Gordon & Company, Rochester, N. Y.;
Joseph Parker, c/o Millikin, Tomlinson Company, Portland, Maine;
Normal Younglove, c/o Younglove Grocery Company, Tacoma, Washington; and
Harry K. Grainger, c/o Grainger Brothers Company, Lincoln, Nebr.

PAR. 2. Respondent Jersey Cereal Company is a corporation organized and existing under and by virtue of the laws of the State of Pennsylvania with its principal office and place of business located at 10 South LaSalle St., Chicago, Illinois.

Respondent Stokely Brothers & Company, Inc., is a corporation organized and existing under and by virtue of the laws of the State of Indiana with its principal office and place of business located at 940 North Meridian Street, Indianapolis, Indiana.

Respondent Dean Milk Company is a corporation organized and existing under and by virtue of the laws of the State of Illinois with its principal office and place of business located at 20 North Wacker Drive, Chicago, Illinois.

Respondent Cupples Company is a corporation organized and existing under and by virtue of the laws of the State of Missouri with its principal office and place of business located at 401 South Seventh Street, St. Louis, Missouri.

The respondents in this paragraph named are hereinafter designated and referred to as "seller respondents". Said seller respondents, and each of them, are, and since June 19, 1936, have been, engaged in the business of selling commodities particularly foodstuffs, groceries and allied products to numerous buyers, including the buyer respondents hereinafter set out. Said seller respondents are fairly typical and representative members of a large group or class of manufacturers, processors and producers engaged in the common practice of selling a substantial portion of their commodities to buyers who purchase through respondent I. G. A. as intermediary for buyers. Said group or class of sellers is composed of a large number, to-wit: approximately 300, of such manufacturers, processors and producers too numerous to be individually named herein as respondents without manifest inconvenience and delay.

PAR. 3. Respondent Franklin MacVeagh & Company is a corporation organized and existing under and by virtue of the laws of the State of Illinois with its principal office and place of business located at 1347 South Clinton Street, Chicago, Illinois.

Respondent E. R. Godfrey & Sons Company is a corporation organized and existing under and by virtue of the laws of the State of Wisconsin with its principal office and place of business located at 402 N. Broadway, Milwaukee, Wisconsin.

Respondent Winston & Newell Company is a corporation organized and existing under and by virtue of the laws of the State of Delaware with its principal office and place of business located at 300 Sixth Avenue, N., Minneapolis, Minnesota.

Respondent Wetterau Grocer Company, Inc., is a corporation, the place of whose incorporation is not known to the Commission with its principal office and place of business located at 112 Monroe Street, St. Louis, Missouri.

The respondents in this paragraph named are hereinafter designated and referred to as "buyer respondents." Each of the said buyer respondents is engaged in the wholesale grocery business and is affiliated and under contract with respondent I. G. A. and is a stockholder of the respondent Grocers Company. Said buyer respondents are named as parties respondent, both individually and as representative of a group or class of a large number of wholesale grocery concerns, each of whom is likewise affiliated and under contract with respondent I. G. A. and is a stockholder of respondent Grocers Company.

PAR. 4. Respondent I. G. A., since its organization in 1927, has sponsored and is now sponsoring the so-called "I. G. A. movement"; in pursuance to which respondent I. G. A. has entered into, is now entering into, and acting in accordance with franchise agreements with wholesale grocers, located throughout the United States, whereby said wholesalers are granted "exclusive rights to all the merchandising, publicity, sales and promotion service" of respondent I. G. A., in certain specified territories, in connection with I. G. A. merchandise which consists of foodstuffs and other articles to which has been applied trade names, trade marks or insignias owned by respondent I. G. A.; said affiliated wholesalers agree to cooperate and do cooperate with respondent I. G. A. in the furtherance of the said I. G. A. movement, in enrolling and maintaining qualified retail grocers known as "I. G. A. Stores" within specified territories; purchasing all I. G. A. merchandise through I. G. A. or through mutually agreed sources, and selling or distributing such merchandise for resale only to duly qualified I. G. A. stores within the specified territory, paying to I. G. A. $4.75 per month for each I. G. A. store in such specified territory, plus a monthly fee of $40.00, plus an additional sum equal to one-fourteenth of one percent of the average monthly sales of the wholesaler during the preceding calendar year. Respondent I. G. A., in accordance with such agreements, agrees to instruct and does instruct the personnel of the wholesalers in the effective administration of the I. G. A. plan; cooperating with such personnel in supervising I. G. A. stores; making available, without cost, a consultation, advisory and follow-up service; furnishing merchandising service and advertising materials to and for the wholesalers and for the I. G. A. Stores; continuing to maintain a complete brokerage department through which the wholesalers agree to purchase and do purchase the fullest extent of their requirements; furnishing to wholesalers full and complete market information relative to commodities handled by the wholesalers. The affiliated wholesalers have the privilege of renewing such agreements from year to year provided that they have actually and fully cooperated with I. G. A.

As of January 1, 1939, there were affiliated and under contract with respondent I. G. A. approximately 97 wholesale grocers who in turn sponsored approximately 4836 I. G. A. retail stores. Three of the six directors of respondent I. G. A. are representatives of affiliated wholesalers.

PAR. 5. All the capital stock of respondent I. G. A. was formerly owned by the Market Specialty Company, an Illinois Corporation; the said corporation was organized merely for the pur-

Co. Smelting and Refining Company's closing price of common pig lead at New York on the date the order is received, delivered to customers located in the par or base zone and 25 points per 100 pounds is added for delivery to customers located in Alabama, Arizona, Arkansas, Colorado, Florida, Georgia, Idaho, Louisiana, Mississippi, Montana, Nevada, New Mexico, Oklahoma, Texa[illegible] Utah, Wyoming, and [illegible] of the Colorado Mountains in Oregon and Washington [illegible] par or base zone [illegible] Scale [illegible]

PAR. 9. [illegible] quoted by each respondent [illegible] offers for sale of lead pigments [illegible] have adopted the following:

A. Each of the respondents publishes and offers to sell lead pigments to its agents and dealers [illegible] requires its customers to resell such products at prices and terms of sale fixed and determined and published by it so that each of the respondents is responsible for the price levels to painters and consumers.

B. Each of the respondents in selling and offering to sell lead pigments quotes standard container differentials on keg products, by which 50 pound kegs are sold at a 25¢ differential above 100 pound kegs, 25 pound kegs at 25¢ above 50 pound kegs and 12½ pound kegs at 25¢ above 25 pound kegs.

C. Each respondent, in connection with the sale and distribution of lead pigments to paint manufacturers and large industrial consumers enters into quarterly contracts covering terms of sale and delivery of lead pigments, either at current published quotations or at a fixed differential over the quotation of the American Smelting and Refining Co. for common pig lead at New York. Such quarterly contracts establish the grades and qualities of lead pigments covered, the discounts applicable and the time within which deliveries must be made.

D. Each respondent issues cards or lists showing delivered quotations on lead pigments to various classes of customers for each type of pigment in various packages and quantities and applicable to the various zones and geographical divisions, and including the quotations which must be made by purchasers in reselling to consumers and others. Such "price cards" and other pricing information, when computed and calculated in accordance with the instructions and directions contained therein, cause to be presented to any given prospective purchaser of lead pigments, in any given quantity, in any given type of package, at any given destination, exactly matched offers to sell over the names of each of the respondents, except that in the case of white lead in oil the quotations to dealers or agents for resale of respondents Anaconda, Sherwin-Williams and, at times, Glidden, are matched at a small differential [illegible] any their offers to sell lead [illegible] any prospective purchaser at any destination, thereby eliminating competition between, and among themselves. Inherently and necessarily involved is a systematic discrimination against purchasers located near the factory of any of the respondents and in favor of customers located, freightwise, at a considerable distance.

Effects of Respondents' Actions

PAR. 11. The inherent and necessary effect of the adoption, use and maintenance by each of the respondents of the zone delivered system of pricing and other practices set forth in Paragraphs Eight and Nine of this Count is to create the following effects, to wit:

A. Unfair and oppressive discrimination by respondents against the lead pigments purchasing and consuming public in large areas of the United States by depriving such purchasers of the natural advantage otherwise accruing to them from proximity to the factories of respondents and by compelling such purchasers to pay increases over what the net price of lead pigments to such purchasers would have been if fixed by competition among respondents, such increment in net prices to respondents approximating the advantages in freight rates to which such purchasers are entitled over purchasers remote from such factories. Such nearby purchasers are thereby compelled to pay not only the actual freight rates on the products purchased by them respectively, but in effect also to pay portions of the cost of transportation of such products to other and more distant purchasers from the respective factories;

B. A substantial lessening of competition among respondents in all parts of the United States, through action of each respondent voluntarily and reciprocally surrendering and cancelling the inherent advantage it has over all competitors within the territory nearer freightwise to its factory than to the factory of a competitor, in consideration of a similar surrender and cancellation by other respondents;

C. The fixation and control through respondents' concurrent and parallel action of an arbitrary and substantial portion of the delivered cost of the product to any and every purchaser upon a basis having no relation to differences in cost of production, in selling costs, and in actual transportation cost, on particular sales. Such arbitrary result is accomplished notwithstanding substantial differences in the delivered cost to the respective respondents of raw materials shipped to them and of lead pigments shipped by them to their respective customers;

Conclusion

PAR. 12. The combinations, agreements and understandings of the respondents and the acts and practices of each of them, as hereinbefore alleged, have had the capacity to restrain unreasonably commerce in said products; have actually hindered, frustrated, suppressed and eliminated competition in such products in commerce; and constitute unfair methods of competition and unfair acts and practices in commerce within the intent and meaning of section 5 of the Federal Trade Commission Act.

COUNT II. THE CHARGE UNDER THE CLAYTON [illegible]

PAR. 1. Pursuant to the provisions of section 2 [illegible] of an act of Congress approved October 15, 1914 entitled "An act to supplement existing laws against unlawful restraints and monopolies and for other purposes," commonly known as the Clayton Act, as amended by an act of Congress approved June 19, 1936 commonly known as the Robinson-Patman Act, the Commission, having reason to believe that the parties named in the caption hereof, and more particularly described and referred to hereinafter as respondents, have violated the provisions of said act of Congress as so amended, and it appearing to the Commission that a proceeding by it in respect thereof would be in the public interest, the Commission hereby issues its amended complaint, stating its charges in such respect as follows:

Nature of Charges

PAR. 2. The charges hereinafter contained in this Count II are that each of the respondents has been and is now unlawfully discriminating as between its customers in the prices it charges, demands, accepts and receives in connection with the sale of lead pigments in commerce.

Description of Respondents; Definitions and Explanations of Terms; Description and History of Industry and the Commerce of Respondents

PAR. 3–5. As Paragraphs 3 to 5, inclusive, of Count II, the Commission incorporates Paragraphs 3 to 5, inclusive, of Count I of this amended complaint to precisely the same extent and effect as if each and all of them were set forth in full and repeated verbatim in this Count II, except the definition of the term "commerce." The term "commerce" as hereinafter used means "commerce" as defined and set forth in the Clayton Act.

Offenses Charged

PAR. 6. Since June 19, 1936, and while engaged as aforesaid in commerce among the several States of the United States and the District of Columbia, each of the respondents National, Eagle-Picher, Anaconda, International, Sherwin-Williams and Glidden, has been and is now, in the course of such commerce, discriminating in price between purchasers of said commodities of like grade and quality, sold for use, consumption or resale within the [illegible] its who pay either the lower or the higher discriminatory prices.

PAR. 7. Each of the respondents uses a "Zone delivered pricing method and practice" in calculating, determining, making up, announcing, publishing, and distributing its offers to its respective customers to sell them lead pigments in commerce. As an incident to and a part of such method and practice, the entire territory of continental United States has been and is now divided by each of such respondents for pricing purposes into geographical "Zones," as alleged in Paragraph 8 of Count I of this amended complaint and the map appearing at page 13 A.[1] Paragraph 8 of Count I is hereby incorporated in this Count II to the same extent and effect as if such Paragraph were set forth in full and repeated verbatim herein.

PAR. 8. In using its aforesaid "Zone delivered pricing method and practice," each of the respondents, National, Eagle-Picher, Anaconda, International, Sherwin-Williams and Glidden, so quotes prices in its offers to sell that when it sells lead pigments in commerce in accordance and in connection therewith, the delivered cost on a specified quantity of lead pigments as paid by any one of its customers located at or near the factory door of such respondent, amounts to as much as the delivered cost on the same quantity of lead pigments as paid to such respondent by any one of other customers located hundreds of miles away in the same "Zone," although substantial differences are involved in the costs of delivery to such nearby customer and the more distantly located ones.

PAR. 9. Systematic discriminations in net prices against nearby customers and in favor of their more distantly located customers are inherent in the use of the aforesaid "Zone delivered pricing method and practice" when sales are effected and the buyers pay in accordance with quotations of matched delivered costs as made by each of the respondents, National, Eagle-Picher, Anaconda, International, Sherwin-Williams and Glidden, to their respective customers.

PAR. 10. When sales are made to customers located at or near the borders of adjoining or contiguous "Zones" pursuant to the aforesaid "Zone delivered pricing method and practice," each of the respondents, National, Eagle-Picher, Anaconda, International, Sherwin-Williams and Glidden, charges, demands, accepts and receives higher prices from some purchasers than from other and competing purchasers in different zones and there is discrimination in the delivered costs of lead pigments to different purchasers by each of such respondents in addition to substantial differences

[1] Filed as part of the original document.

such classifications and action pursuant thereto by each such respondent, it charges, demands, accepts and receives higher prices in conection with sales of lead pigments in commerce from some of its customers than from other customers, even though said customers who pay such higher prices are competitively engaged with the customers who pay such lower prices.

PAR. 12. Each of the respondents practices the aforesaid systematic discriminations in price for the purpose and with the effect of enabling respondents exactly to match their offers to sell lead pigments in commerce to any given prospective purchaser at any given destination except that as to white lead in oil the purpose and effect has been to match exactly the offers to dealers and agents for resale of respondents Anaconda, Sherwin-Williams and Glidden at a prearranged differential below similar matched offers of respondents National and Eagle-Picher.

Effects of Price Discriminations Practiced by Respondents

PAR. 13. The discriminations in price practiced by respondents, as particularized and alleged in Paragraphs 6, 7, 8, 9, 10 and 11 of this Count II, include the results and effects set forth as follows:

A. The allegations of the results and effects that are made and set out in subparagraphs A, B and C of Paragraph 11 of Count I hereof are hereby alleged as results and effects of respondents' price discriminations alleged in Paragraphs 6, 7, 8, 9, 10, and 11 of this Count II, and are hereby incorporated in this subparagraph of this Paragraph 13 of Count II to precisely the same extent as though each said subparagraph A, B and C of Paragraph 11 of Count I were set forth in full and repeated verbatim as a part hereof;

B. A further effect of the aforesaid discriminations in price by said respondents may be substantially to lessen competition in the sale and distribution of lead pigments between said respondents and their competitors, tend to create a monopoly in the line of commerce in which the respondents are engaged; and to injure, destroy and prevent competition between said respondents and their competitors in the sale and distribution of lead pigments;

C. Further effects of the aforesaid discriminations in price by said respondents may be substantially to lessen competition between the buyers of lead pigments receiving the lower discriminatory prices from respondents and other buyers competitively engaged with such favored buyers and who pay higher discriminatory prices; tend to create a monopoly in the lines of commerce in which buyers from respondents are engaged; and to injure, destroy and prevent competition in the lines of commerce in which pur- [illegible] spondents [illegible] violations of the provisions of [illegible] of section 2 of the Clayton Act, as amended by the Robinson-Patman Act, approved June 19, 1936 (49 Stat. 1526, 15 U.S.C.A. sec. 13, as amended).

Wherefore, the premises considered, the Federal Trade Commission on this 12th day of April, A. D., 1946, issues its amended complaint against said respondents.

[illegible] is hereby given to National [illegible] Eagle-Picher [illegible] Company, a corporation, [illegible] Corporation, a corporation, [illegible] Company, a corporation, [illegible] Company, a corporation, and [illegible] Company, a corporation, that the [illegible] day of May, A. D. 1946 at 2 o'clock [illegible] afternoon is hereby fixed as the time, and the offices of the Federal Trade Commission, in the city of Washington, D. C., as the place, when and where a hearing will be had on the charges set forth in this amended complaint, at which time and place you will have the right, under said act, to appear and show cause why an order should not be entered by said Commission requiring you to cease and desist from the violations of the law charged in the amended complaint.

You are notified and required, on or before the twentieth day after service upon you of this amended complaint, to file with the Commission an answer to the amended complaint. If answer is filed and if your appearance at the place and on the date above stated be not required, due notice to that effect will be given you. The rules of practice adopted by the Commission with respect to answers or failure to appear or answer (Rule IX) provide as follows:

In case of desire to contest the proceeding the respondent shall, within twenty (20) days from the service of the complaint, file with the Commission an answer to the complaint. Such answer shall contain a concise statement of the facts which constitute the ground of defense. Respondent shall specifically admit or deny or explain each of the facts alleged in the complaint, unless respondent is without knowledge, in which case respondent shall so state.

* * * * *

Failure of the respondent to file answer within the time above provided and failure to appear at the time and place fixed for hearing shall be deemed to authorize the Commission, without further notice to respondent, to proceed in regular course on the charges set forth in the complaint.

If respondent desires to waive hearing on the allegations of fact set forth in the complaint and not to contest the facts, the answer may consist of a statement that respondent admits all the material allegations of fact charged in the complaint to be true. Respondent by such answer shall be deemed to have waived a hearing on the allegations of fact set forth in said complaint and to

have authorized the Commission, without further evidence, or other intervening procedure, to find such facts to be true.

Contemporaneously with the filing of such answer the respondent may give notice in writing that he desires to be heard on the question as to whether the admitted facts constitute the violation of law charged in the complaint. Pursuant to such notice, the respondent may file a brief, directed solely to that question, in accordance with Rule XXIII.

In witness whereof, the Federal Trade Commission has caused this, its amended complaint, to be signed by its Secretary, and its official seal to be hereto affixed, at Washington, D. C., this 12th day of April A. D. 1946.

By the Commission.

[SEAL] OTIS B. JOHNSON, *Secretary.*

[F. R. Doc. 46-8018; Filed, May 13, 1946; 11:16 a. m.]

[Docket No. 5432]

WEST COAST PACKING CORP. ET AL.

NOTICE OF HEARING

In the matter of West Coast Packing Corporation, a corporation, and Albert Vignolo, Sr., Eugene Giacomino, and Albert Vignolo, Jr., individually and as officers of corporate respondent, West Coast Packing Corporation. Docket No. 5432.

Complaint. The Federal Trade Commission, having reason to believe that the parties respondent named in the caption hereof and hereinafter more particularly designated and described, since June 19, 1936, have violated and are now violating the provisions of subsection (c) of section 2 of the Clayton Act (U.S.C. Title 15, Sec. 13) as amended by the Robinson-Patman Act, approved June 19, 1936, hereby issues its complaint, stating its charges with respect thereto as follows:

PARAGRAPH 1. Respondent West Coast Packing Corporation is a corporation under the laws of the State of California, with its principal office and place of business at Long Beach, California. It was incorporated February 3, 1919, as the Italian Food Products Company, Inc., but by certificate of amendment to its articles of incorporation filed January 23, 1942, with the Secretary of State of California, changed its name from Italian Food Products Company, Inc., to West Coast Packing Corporation. Respondents Albert Vignolo, Sr., Eugene Giacomino and Albert Vignolo, Jr., are president, vice-president, general manager, and treasurer, respectively of the corporate respondent, and as such are responsible for and have participated in the acts and practices of said corporate respondent hereinafter charged as being unlawful.

PAR. 2. Respondents are now and have been since June 19, 1936, engaged in the business of buying, packing and selling and distributing fish and fish products, sea food and sea food products, and in the course and conduct of such business, respondents have sold, distributed, transported and caused to be transported, and now sell, distribute, transport and cause to be transported, such products in interstate commerce between the State of California and other States of the United States, and there is now and there has been since June 19, 1936, a constant current of trade and commerce conducted by said respondents in such fish and sea food products between and among the various states of the United States.

PAR. 3. Respondents sell and distribute some of their fish and sea food products through legitimate brokers or intermediaries who act as respondents' agents in finding buyers for respondents' products and in negotiating sales thereof at respondents' list prices and for such services, respondents pay such legitimate brokers or intermediaries commissions or brokerage fees. Such transactions are not challenged by this complaint.

Since June, 1936, respondents have also sold their products in commerce directly to buyers and buying brokers, and on such sales, have paid or granted and are now paying and granting directly or indirectly to such direct buyers commissions, brokerage or other compensation, allowances or discounts in lieu thereof. Respondents have accomplished this either by allowance thereof on the face of the invoice, by direct remittance to such buyers or by invoicing such buyers at a net price which reflected such commissions, brokerage, allowances or discounts in lieu thereof. In each such case, such buyers and buying brokers have purchased respondents' products from the latter in such buyers' own names and for their own accounts, taking title thereto and assuming and exercising all control, rights and risks of ownership thereafter and in the resale by them of such products.

Since June, 1936 respondents have also sold and distributed their fish or sea food products in commerce on fictitious "consignments" to direct buyers and buying brokers, in which transactions respondents would ship "on consignment" to such buyers, and before arrival of such "consignment" draw draft on such "consignee" for payment in full. These fictitious "consignments" are, in fact, sales, and the fictitious "Consignees", are in fact, buyers of respondents' products. Such buyers pay for and take full title to respondents' products, assume all risks incident to ownership and resell such products for their own accounts, at prices, terms and conditions of sale determined by such buyers. The latter then notify respondents of the quantities resold and the names of the firms to whom such buyers have resold such products; whereupon respondents remit brokerage thereon to such "consignee" buyers. Respondents mask these direct selling operations under the fictionalized designation of "consignments" for the purpose of concealing their true nature in order to impart a color of legality to the brokerage payments made by them on such sales to such "consignee" buyers.

PAR. 4. The acts and practices of respondents as set out and described hereinabove, except those described in the first sub-paragraph of Paragraph 3, are in violation of subsection (c) of section 2 of the Clayton Act, as amended.

Wherefore, the premises considered, the Federal Trade Commission on this 15th day of April, A. D., 1946, issues its complaint against said respondents.

Notice. Notice is hereby given you West Coast Packing Corporation, a corporation, and Albert Vignolo, Sr., Eugene Giacomino, and Albert Vignolo, Jr., individually and as officials of corporate respondent, West Coast Packing Corporation, respondents herein, that the 24th day of May, A. D., 1946, at 2 o'clock in the afternoon, is hereby fixed as the time, and the offices of the Federal Trade Commission in the City of Washington, D. C., as the place, when and where a hearing will be had on the charges set forth in this complaint, at which time and place you will have the right, under said Act, to appear and show cause why an order should not be entered by said Commission requiring you to cease and desist from the violations of the law charged in the complaint.

You are notified and required, on or before the twentieth day after service upon you of this complaint, to file with the Commission an answer to the complaint. If answer is filed and if your appearance at the place and on the date above stated be not required, due notice to that effect will be given you. The rules of practice adopted by the Commission with respect to answers or failure to appear or answer (Rule IX) provide as follows:

> In case of desire to contest the proceedings the respondents shall, within twenty (20) days from the service of the complaint, file with the Commission an answer to the complaint. Such answer shall contain a concise statement of the facts which constitute the ground of defense. Respondents shall specifically admit or deny or explain each of the facts alleged in the complaint, unless respedents are without knowledge, in which case respondents shall so state.
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> * * * * *
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> Failure of the respondents to file answer within the time above provided, and failure to appear at the time and place fixed for hearing shall be deemed to authorize the Commission, without further notice to respondents, to proceed in regular course on the charges set forth in the complaint.
>
> If respondents desire to waive hearing on the allegations of fact set forth in the complaint and not to contest the facts, the answer may consist of a statement that respondents admit all the material allegations of fact charged in the complaint to be true. Respondents by such answer shall be deemed to have waived a hearing on the allegations of fact set forth in said complaint, and to have authorized the Commission, without further evidence, or other intervening procedure, to find such facts to be true.
>
> Contemporaneously with the filing of such answer the respondents may give notice in writing that they desire to be heard on the question as to whether the admitted facts constitute the violation of law charged in the complaint. Pursuant to such notice, the respondents may file a brief, directed solely to that question, in accordance with Rule XXIII.

In witness whereof, the Federal Trade Commission has caused this, its complaint, to be signed by its Secretary and its official seal to be hereto affixed, at Washington, D. C., this 15th day of April, A. D. 1946.

By the Commission.

[SEAL] OTIS B. JOHNSON, *Secretary.*

[F. R. Doc. 46-8019; Filed, May 13, 1946; 11:17 a. m.]

[Docket No. 5433]

INDEPENDENT GROCERS ALLIANCE DISTRIBUTING CO., ET AL.

NOTICE OF HEARING

In the matter of Independent Grocers Alliance Distributing Company, a corporation, and its directors—J. Frank Grimes, L. G. Groebe, William W. Thompson, James D. Godfrey, Ned N. Fleming, and Robert H. Perlitz; Grocers Company, a corporation, and its directors—James D. Godfrey, Ned N. Fleming, Robert H. Perlitz, T. G. Harrison, Robert McLain, E. F. Brewster, Joseph Parker, Normal Younglove, and Harry K. Grainger; Jersey Cereal Company, a corporation; Stokely Brothers & Company, Inc., a corporation; Dean Milk Company, a corporation; Cupples Company, a corporation; Franklin MacVeagh & Company, a corporation; E. R. Godfrey & Sons Company, a corporation; Winston & Newell Company, a corporation; and Wetterau Grocer Company, Inc., a corporation. Docket No. 5433.

Complaint. The Federal Trade Commission, having reason to believe that the parties respondent named in the caption hereof and hereinafter more particularly designated and described, since June 19, 1936, have violated and are now violating the provisions of subsection (c), section 2 of the Clayton Act, as amended by the Robinson-Patman Act, approved June 19, 1936 (U. S. C., Title 15, Sec. 13), hereby issues its complaint stating its charges with respect thereto as follows:

PARAGRAPH 1. Respondent, Independent Grocers Alliance Distributing Company (hereinafter for convenience referred to as "respondent I. G. A.") is a corporation organized and existing under and by virtue of the laws of the State of Illinois with its principal office and place of business located at 309 West Jackson Boulevard, Chicago, Illinois, and with branch offices located in San Francisco, California; Seattle, Washington; and New York, New York.

The respondent directors of respondent I. G. A. are:

J. Frank Grimes.	James D. Godfrey, *Chairman.*
L. G. Groebe.	
William W. Thompson	Ned N. Fleming.
	Robert H. Perlitz.

Respondent Grocers Company is a corporation organized and existing under and by virtue of the laws of the State of Delaware with its principal office located at 3900 Board of Trade Building, Chicago, Illinois.

The respondent directors of respondent Grocers Company are:

James D. Godfrey, c/o E. R. Godfrey & Sons Co., Milwaukee, Wis.;
Ned N. Fleming, c/o Fleming-Wilson Mercantile Co., Topeka, Kans.;
Robert H. Perlitz, c/o The Schuhmacher Company, Houston, Tex.;
T. G. Harrison, c/o Winston & Newell Co., Minneapolis, Minn.;
Robert McLain, c/o McLain Grocery Company, Massillon, Ohio;
E. F. Brewster, c/o Brewster, Gordon & Company, Rochester, N. Y.;
Joseph Parker, c/o Millikin, Tomlinson Company, Portland, Maine;
Normal Younglove, c/o Younglove Grocery Company, Tacoma, Washington; and
Harry K. Grainger, c/o Grainger Brothers Company, Lincoln, Nebr.

PAR. 2. Respondent Jersey Cereal Company is a corporation organized and existing under and by virtue of the laws of the State of Pennsylvania with its principal office and place of business located at 10 South LaSalle St., Chicago, Illinois.

Respondent Stokely Brothers & Company, Inc., is a corporation organized and existing under and by virtue of the laws of the State of Indiana with its principal office and place of business located at 940 North Meridian Street, Indianapolis, Indiana.

Respondent Dean Milk Company is a corporation organized and existing under and by virtue of the laws of the State of Illinois with its principal office and place of business located at 20 North Wacker Drive, Chicago, Illinois.

Respondent Cupples Company is a corporation organized and existing under and by virtue of the laws of the State of Missouri with its principal office and place of business located at 401 South Seventh Street, St. Louis, Missouri.

The respondents in this paragraph named are hereinafter designated and referred to as "seller respondents". Said seller respondents, and each of them, are, and since June 19, 1936, have been, engaged in the business of selling commodities particularly foodstuffs, groceries and allied products to numerous buyers, including the buyer respondents hereinafter set out. Said seller respondents are fairly typical and representative members of a large group or class of manufacturers, processors and producers engaged in the common practice of selling a substantial portion of their commodities to buyers who purchase through respondent I. G. A. as intermediary for buyers. Said group or class of sellers is composed of a large number, to-wit: approximately 300, of such manufacturers, processors and producers too numerous to be individually named herein as respondents without manifest inconvenience and delay.

PAR. 3. Respondent Franklin MacVeagh & Company is a corporation organized and existing under and by virtue of the laws of the State of Illinois with its principal office and place of business located at 1347 South Clinton Street, Chicago, Illinois.

Respondent E. R. Godfrey & Sons Company is a corporation organized and existing under and by virtue of the laws of the State of Wisconsin with its principal office and place of business located at 402 N. Broadway, Milwaukee, Wisconsin.

Respondent Winston & Newell Company is a corporation organized and existing under and by virtue of the laws of the State of Delaware with its principal office and place of business located at 300 Sixth Avenue, N., Minneapolis, Minnesota.

Respondent Wetterau Grocer Company, Inc., is a corporation, the place of whose incorporation is not known to the Commission with its principal office and place of business located at 112 Monroe Street, St. Louis, Missouri.

The respondents in this paragraph named are hereinafter designated and referred to as "buyer respondents." Each of the said buyer respondents is engaged in the wholesale grocery business and is affiliated and under contract with respondent I. G. A. and is a stockholder of the respondent Grocers Company. Said buyer respondents are named as parties respondent, both individually and as representative of a group or class of a large number of wholesale grocery concerns, each of whom is likewise affiliated and under contract with respondent I. G. A. and is a stockholder of respondent Grocers Company.

PAR. 4. Respondent I. G. A., since its organization in 1927, has sponsored and is now sponsoring the so-called "I. G. A. movement"; in pursuance to which respondent I. G. A. has entered into, is now entering into, and acting in accordance with franchise agreements with wholesale grocers, located throughout the United States, whereby said wholesalers are granted "exclusive rights to all the merchandising, publicity, sales and promotion service" of respondent I. G. A., in certain specified territories, in connection with I. G. A. merchandise which consists of foodstuffs and other articles to which has been applied trade names, trade marks or insignias owned by respondent I. G. A.; said affiliated wholesalers agree to cooperate and do cooperate with respondent I. G. A. in the furtherance of the said I. G. A. movement, in enrolling and maintaining qualified retail grocers known as "I. G. A. Stores" within specified territories; purchasing all I. G. A. merchandise through I. G. A. or through mutually agreed sources, and selling or distributing such merchandise for resale only to duly qualified I. G. A. stores within the specified territory, paying to I. G. A. $4.75 per month for each I. G. A. store in such specified territory, plus a monthly fee of $40.00, plus an additional sum equal to one-fourteenth of one percent of the average monthly sales of the wholesaler during the preceding calendar year. Respondent I. G. A., in accordance with such agreements, agrees to instruct and does instruct the personnel of the wholesalers in the effective administration of the I. G. A. plan; cooperating with such personnel in supervising I. G. A. stores; making available, without cost, a consultation, advisory and follow-up service; furnishing merchandising service and advertising materials to and for the wholesalers and for the I. G. A. Stores; continuing to maintain a complete brokerage department through which the wholesalers agree to purchase and do purchase the fullest extent of their requirements; furnishing to wholesalers full and complete market information relative to commodities handled by the wholesalers. The affiliated wholesalers have the privilege of renewing such agreements from year to year provided that they have actually and fully cooperated with I. G. A.

As of January 1, 1939, there were affiliated and under contract with respondent I. G. A. approximately 97 wholesale grocers who in turn sponsored approximately 4836 I. G. A. retail stores. Three of the six directors of respondent I. G. A. are representatives of affiliated wholesalers.

PAR. 5. All the capital stock of respondent I. G. A. was formerly owned by the Market Specialty Company, an Illinois Corporation; the said corporation was organized merely for the pur-

pose of holding said stock; all the capital stock of the Market Specialty Company is held by four individuals who were the original promoters of the I. G. A. movement, three of whom are directors of respondent I. G. A.; and are also the officers and directors of Market Specialty Company. In 1933, as a result of the efforts of affiliated wholesalers to protect their interest in and expected benefits from respondent I. G. A., respondent Grocers Company was organized as a holding company and purchased 50% of the capitalization of respondent I. G. A. or 100,000 shares from the Market Specialty Company for $500,000. The greater portion of this purchase money came from the earnings of respondent I. G. A. All the capital stock of respondent Grocery Company is held by wholesalers affiliated and under contract with respondent I. G. A.

PAR. 6. Respondent I. G. A. is now and since June 19, 1936, has been engaged in the business of providing, purchasing and other services for its affiliated wholesalers who are referred to as buyer respondents in Paragraph 3 hereof.

In the course and conduct of its business, respondent I. G. A. receives orders from the buyer respondents to purchase commodities for them and transmits such orders as agent for said buyer respondents to the seller respondents and other sellers, as a result of the transmission of said orders, by said buyers to respondent I. G. A., the execution of same by said respondent I. G. A., for and in behalf of said buyers, and the acceptance of said orders by said seller respondents and other sellers, commodities, particularly foodstuffs, are by each of the said seller respondents and other sellers shipped from the State in which such commodities are located at the time of sale into and through the various other states of the United States directly to each of said buyer respondents.

In the course of the buying and selling transactions hereinabove referred to resulting in the delivery of commodities from seller respondents to the buyer respondents, said seller respondents, since June 19, 1936, have transmitted, paid and delivered and do transmit, pay and deliver to the respondent I. G. A. so-called brokerage fees or commissions, the same being percentages of the total sales prices agreed upon by the said seller respondents and the respondent I. G. A. Respondent I. G. A., since June 19, 1936, has received and accepted and is receiving and accepting such so-called brokerage fees or commissions upon the purchases of the buyer respondents. In 1937, respondent I. G. A. received such brokerage fees and commissions amounting to approximately $557,026.88; in 1944, such brokerage amounted to $346,667.39.

PAR. 7. In all of the buying and selling transactions hereinabove referred to, the so-called brokerage fees or commissions are paid and transmitted by the seller respondents and other sellers to and received and accepted by the respondent I. G. A., upon the purchases of the buyer respondents, while the said respondent I. G. A. is acting in fact in its own behalf and for and in behalf of buyer respondents, and for said so-called brokerage fees or commissions no services whatsoever have been rendered or are being rendered in connection with such purchases for or to said seller respondents and other sellers by respondent I. G. A.

Prior to the enactment of the Robinson-Patman Act in June, 1936, 80% of the so-called brokerage fees and commissions paid by the seller respondents and other sellers to respondent I. G. A., as intermediary upon the purchases of the buyer respondents were transmitted to and received and accepted by the buyer respondents. After the enactment of said Act, respondent I. G. A. discontinued the practice of remitting such brokerage and commissions, directly as such, to the buyer respondents; respondent I. G. A. in lieu thereof passed on, and now passes on, such brokerage and commissions to respondent buyers in the form of services, including advertising allowances by way of "territorial advertising contracts" which, in 1944, amounted to over $250,000 and in the form of dividends on 50% of the stock of respondent I. G. A. paid to its stockholder, respondent Grocers Company, for the benefit of the affiliated wholesalers who own the entire capital stock of said respondent Grocers Company.

PAR. 8. The payment, by seller respondents and others, of brokerage fees or commissions to the respondent I. G. A. upon the purchases of buyer respondents and the receipt and acceptance thereof by the respondent I. G. A. and its directors; Grocers Company and its directors; and the buyer respondents, in the manner and form hereinabove set forth, are in violation of the provisions of section 2, subsection (c) of the Clayton Act as amended by the Robinson-Patman Act, approved June 19, 1936.

Wherefore, the premises considered, the Federal Trade Commission, on this 18th day of April, A. D. 1946, issues its complaint against said respondents.

Notice. Notice is hereby given you, Independent Grocers Alliance Distributing Company, a corporation, and its Directors: J. Frank Grimes, L. G. Groebe, William W. Thompson, James D. Godfrey, Ned N. Fleming, and Robert H. Perlitz; Grocers Company, a corporation, and its Directors: James D. Godfrey, Ned N. Fleming, Robert H. Perlitz, T. G. Harrison, Robert McLain, E. F. Brewster, Joseph Parker, Normal Younglove, and Harry K. Grainger; Jersey Cereal Company, a corporation; Stokely Brothers & Company, Inc., a corporation; Dean Milk Company, a corporation; Cupples Company, a corporation; Franklin MacVeagh & Company, a corporation; E. R. Godfrey & Sons Company, a corporation; Winston & Newell Company, a corporation; and Wetterau Grocer Company, Inc., a corporation, respondents herein, that the 24th day of May, A. D. 1946, at 2 o'clock in the afternoon, is hereby fixed as the time, and the offices of the Federal Trade Commission in the City of Washington, D. C., as the place, when and where a hearing will be had on the charges set forth in this complaint, at which time and place you will have the right, under said Act, to appear and show cause why an order should not be entered by said Commission requiring you to cease and desist from the violations of the law charged in the complaint.

You are notified and required, on or before the twentieth day after service upon you of this complaint, to file with the Commission an answer to the complaint. If answer is filed and if your appearance at the place and on the date above stated be not required, due notice to that effect will be given you. The rules of practice adopted by the Commission with respect to answers or failure to appear or answer (Rule IX) provide as follows:

> In case of desire to contest the proceeding the respondent shall, within twenty (20) days from the service of the complaint, file with the Commission an answer to the complaint. Such answer shall contain a concise statement of the facts which constitute the ground of defense. Respondent shall specifically admit or deny or explain each of the facts alleged in the complaint, unless respondent is without knowledge, in which case respondent shall so state.
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> * * * * *
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> Failure of the respondent to file answer within the time above provided and failure to appear at the time and place fixed for hearing shall be deemed to authorize the Commission, without further notice to respondent, to proceed in regular course on the charges set forth in the complaint.
>
> If respondent desires to waive hearing on the allegations of fact set forth in the complaint and not to contest the facts, the answer may consist of a statement that respondent admits all the material allegations of fact charged in the complaint to be true. Respondent by such answer shall be deemed to have waived a hearing on the allegations of fact set forth in said complaint and to have authorized the Commission, without further evidence, or other intervening procedure, to find such facts to be true.
>
> Contemporaneously with the filing of such answer the respondent may give notice in writing that he desires to be heard on the question as to whether the admitted facts constitute the violation of law charged in the complaint. Pursuant to such notice, the respondent may file a brief, directed solely to that question, in accordance with Rule XXIII.

In witness whereof, the Federal Trade Commission has caused this, its complaint, to be signed by its Secretary, and its official seal to be hereto affixed, at Washington, D. C., this 18th day of April A. D., 1946.

By the Commission.

[SEAL] OTIS B. JOHNSON, *Secretary.*

[F. R. Doc. 46-8016; Filed, May 13, 1946; 11:16 a. m.]

[Docket No. 5436]

DRAPER CORP.

NOTICE OF HEARING

Complaint—Count I. The Federal Trade Commission having reason to believe that Draper Corporation, hereinafter called respondent, since June 19, 1936, has violated and is now violating the provisions of section 2 (a) of the act of Congress entitled "An act to supplement existing laws against unlawful restraints and monopolies, and for other purposes", approved October 15, 1914 (the Clayton Act), as amended by section 1 of the Act of Congress entitled "An act to amend section 2 of the act entitled 'An act to supplement existing laws against unlawful restraints and monopolies, and for other purposes', approved October 15, 1914, as amended (U. S. C., title 15, Sec. 13), and for other purposes", approved June 19, 1936 (the Robinson-Patman Act), hereby issues this its complaint against respondent and states its charges with respect thereto as follows, to-wit:

PARAGRAPH 1. Respondent, Draper Corporation, is a corporation organized, existing and doing business under and by virtue of the laws of the State of Maine, with its general office and principal place of business at Hopedale, Massachusetts. It is now, and since its organization on or about July 5, 1916, has been engaged in the manufacture of single shuttle cotton, silk, rayon and other synthetic fiber automatic looms, and repair and replacement parts therefor, temples, automatic bobbins, shuttles and rings for such looms, and in the sale thereof to mills engaged in the manufacture of textiles, chiefly silk, cotton, rayon and other synthetic fibers, and of textiles made of mixtures of silk, cotton, rayon and of other synthetic fibers. The respondent on November 20, 1916, or thereabouts, acquired the property and the loom manufacturing business of a firm known as the Draper Company, which business had been established in 1816 or thereabouts, and had been carried on continuously from its establishment until its acquisition by the respondent which, since such acquisition, has continued the business originally established by the said Draper Company. The looms manufactured by said Draper Company, and since its acquisition by the respondent, have been and are still known and sold as Draper looms. In April, 1927, or thereabouts, respondent acquired and still owns all of the properties, assets and business of the Hopedale Manufacturing Company (a loom manufacturer) located at Milford, Massachusetts. The looms manufactured by such Hopedale Manufacturing Company, and since its acquisition by the respondent, have been and are still sold and known as Hopedale looms. On December 3, 1921, or thereabouts, respondent acquired and still owns all of the properties, assets and business of the Stafford Company (a loom manufacturer) of Reedville, Massachusetts. The looms manufactured by such Stafford Company, and since its acquisition by the respondent, have been and are still sold and known as Stafford looms.

PAR. 2. The respondent is now and since its organization in 1916 has been the only manufacturer of single shuttle cotton, silk, rayon and other synthetic fiber automatic looms in the United States, which said single shuttle looms are preferred by a substantial portion of textile manufacturers for the manufacture of textiles composed of silk, cotton, rayon and other synthetic fibers, and of textiles composed of mixtures of silk, cotton, rayon and of other synthetic fibers. The purchasers of its looms are approximately 1,100 in number, many of such purchasers having more than one mill. Since its organization the respondent has been and still is engaged in the sale of such looms, replacement and repair parts for such looms, temples, automatic bobbins, shuttles and rings therefor, to textile mills located throughout the several states of the United States, the Territories thereof and in the District of Columbia, causing said products, when sold by it, to be transported from the places of manufacture to the purchasers thereof located in the various states of the United States, the Territories thereof and in the District of Columbia. There is now, and at all times since the organization of said respondent has been a constant current of trade and commerce in said products between and among the various states of the United States, the Territories thereof and in the District of Columbia.

PAR. 3. In the course and conduct of its said business as herein described, respondent has been for more than three years last past and still is in substantial competition in the sale of looms, repair and replacement parts therefor, automatic bobbins, temples, shuttles and rings therefor, in commerce between and among the various states of the United States, the Territories thereof and in the District of Columbia with other corporations and with firms and persons, a number of whom are engaged only in the manufacture and sale of temples, bobbins, shuttles, and rings therefor, and repair and replacement parts for looms, in the commerce aforesaid.

PAR. 4. In the course and conduct of its said business described in Paragraphs 1, 2 and 3 hereof, respondent is now and for more than three years last past has been discriminating in price between different purchasers of such temples, bobbins, shuttles and rings therefor, and repair and replacement parts for looms, of like grade and quality, by selling its said product to some of its customers at lower prices than it sells and has sold products of like grade and quality to others of its customers. Included among such discriminations have been those arising from and as a part of sales by respondent to mill owners and contracts for sale by respondent with mill owners by which such mill owners are allowed a 5% discount from respondent's regular charging price for loom repair and replacement parts and complete mechanisms for looms of its manufacture, and also for looms made by the aforesaid Hopedale Manufacturing Company or by the said Stafford Company. The effect of said discriminations may be, has been, and is to substantially lessen competition with respondent in such temples, bobbins, shuttles and rings, and repair and replacement parts for looms, in the commerce aforesaid, to tend to create in respondent a monopoly in the aforesaid commerce in such temples, bobbins, shuttles and rings, repair and replacement parts for looms, and to injure, destroy and prevent competition with its competitors engaged in the sale of temples, bobbins, shuttles and rings, and repair and replacement parts for looms, in the commerce aforesaid.

PAR. 5. The foregoing acts and practices of respondent constitute a violation of the provisions of section 2 (a) of the above-mentioned act of Congress entitled "An act to supplement existing laws against unlawful restraints and monopolies, and for other purposes", approved October 15, 1914 (the Clayton Act), as amended by section 1 of the act of Congress entitled "An act to amend section 2 of the act entitled 'An act to supplement existing laws against unlawful restraints and monopolies, and for other purposes', approved October 15, 1914, as amended (U. S. C., title 15, Sec. 13), and for other purposes", approved June 19, 1936 (the Robinson-Patman Act).

Wherefore, the premises considered, the Federal Trade Commission on this 22d day of April, A. D. 1946, now issues this its complaint against Draper Corporation stating its charges as hereinabove set out.

Count II. The Federal Trade Commission having reason to believe the Draper Corporation, hereinafter called respondent, has violated and is now violating the provisions of section 3 of the act of Congress entitled "An act to supplement existing laws against unlawful restraints and monopolies, and for other purposes", approved October 15, 1914 (the Clayton Act), hereby issues this its complaint against respondent and states its charges with respect thereto as follows, to-wit:

PAR. 1. For its charges under this paragraph of this count said Commission relies upon the matters and things set out in Paragraph 1 of Count I of this complaint to the same extent and as though the allegations of said Paragraph 1 of said Count I were set out in full herein, and said Paragraph 1 of said Count I is incorporated herein by reference and made a part of the allegations of this count.

PAR. 2. For its charges under this paragraph of this count said Commission relies upon the matters and things set out in Paragraph 2 of Count I of this complaint to the same extent and as though the allegations of said Paragraph 2 of said Count I were set out in full herein, and said Paragraph 2 of said Count I is incorporated herein by reference and made a part of the allegations of this count.

PAR. 3. For its charges under this paragraph of this count said Commission relies upon the matters and things set out in Paragraph 3 of Count I of this complaint to the same extent and as though the allegations of said Paragraph 3 of said Count I were set out in full herein, and said Paragraph 3 of said Count I is incorporated herein by reference and made a part of the allegations of this count.

PAR. 4. In the course and conduct of its business described in Paragraphs 1, 2 and 3 of Count I of this complaint, the respondent in the course of such commerce has made sales and contracts for sale and is still making sales and contracts for the sale of temples, shuttles, bobbins, rings, and repair and replacement parts for looms, and has fixed and is still fixing prices charged therefor, or discount from or rebate upon such prices on the conditions, agreements and understandings that the purchasers thereof shall not use or deal in the temples, shuttles, bobbins, rings, and repair and re-

placement parts for looms, or other goods, wares, merchandise, machinery, supplies or other commodities of a competitor or competitors of the respondent. Included in such sales and contracts for sale have been and are those in which discounts from and rebates upon its prices have been allowed and given to some of its purchasers in consideration of the agreement by such purchasers to purchase their entire requirements of loom repair and replacement parts for the aforesaid Draper looms, Hopedale looms and Stafford looms from the respondent to the exclusion of other sellers and of other prospective and potential sellers. The effect of such sales and contracts for sale on such conditions, agreements and understandings may be, has been and still is to substantially lessen competition with respondent and tends to create and has created in respondent a monopoly in the commerce aforesaid of temples, shuttles, bobbins, rings, and repair and replacement parts for looms.

PAR. 5. The aforesaid acts of respondent constitute a violation of the provisions of section 3 of the hereinabove mentioned act of Congress entitled "An act to supplement existing laws against unlawful restraints and monopolies, and for other purposes", approved October 15, 1914 (the Clayton Act).

Wherefore, the premises considered, the Federal Trade Commission on this 22d day of April, A. D. 1946, now issues this its complaint against Draper Corporation stating its charges as hereinabove set out.

Count III. Pursuant to the provisions of the Federal Trade Commission Act, and by virtue of the authority vested in it by said act, the Federal Trade Commission, having reason to believe that Draper Corporation, hereinafter referred to as respondent, has violated the provisions of the said act, and it appearing to the Commission that a proceeding by it in respect thereof would be in the public interest, hereby issues its complaint, stating its charges in that respect as follows:

PAR. 1. For its charges under this paragraph of this count said Commission relies upon the matters and things set out in Paragraph 1 of Count I of this complaint to the same extent and as though the allegations of said Paragraph 1 of said Count I were set out in full herein, and said paragraph 1 of said Count I is incorporated herein by reference and made a part of the allegations of this count.

PAR. 2. For its charges under this paragraph of this count said Commission relies upon the matters and things set out in Paragraph 2 of Count I of this complaint to the same extent and as though the allegations of said Paragraph 2 of said Count I were set out in full herein, and said Paragraph 2 of said Count I is incorporated herein by reference and made a part of the allegations of this count.

PAR. 3. For its charges under this paragraph of this count said Commission relies upon the matters and things set out in Paragraph 3 of Count I of this complaint to the same extent and as though the allegations of said Paragraph 3 of said Count I were set out in full herein, and said Paragraph 3 of said Count I is incorporated herein by reference and made a part of the allegations of this count.

PAR. 4. For its charges under this paragraph of this count the Commission relies upon the matters and things set out in Paragraph 4 of Count I of this complaint to the same extent and as though the allegations of said Paragraph 4 of said Count I were set out in full herein, and said Paragraph 4 of said Count I is incorporated herein by reference and made a part of the allegations of this count.

PAR. 5. For its charges under this paragraph of this count said Commission relies upon the matters and things set out in Paragraph 4 of Count II of this complaint to the same extent and as though the allegations of said Paragraph 4 of Count II were set out in full herein, and said Paragraph 4 of Count II is incorporated herein by reference and made a part of the allegations of this count.

PAR. 6. The acts and practices of the respondent as herein alleged are all to the prejudice of competitors of respondent and of the public; have a dangerous tendency to and have actually hindered and prevented competition in the sale of temples, bobbins, shuttles, rings, and repair and replacement parts for looms, in commerce within the intent and meaning of the Federal Trade Commission Act; have unreasonably restrained such commerce in temples, bobbins, shuttles, rings, and repair and replacement parts for looms and constitute unfair methods of competition in commerce within the intent and meaning of the Federal Trade Commission Act.

Wherefore, the premises considered, the Federal Trade Commission on this 22nd day of April, A. D. 1946, now issues this its complaint against Draper Corporation stating its charges as hereinabove set out.

Notice. Notice is hereby given you, Draper Corporation, respondent herein, that the 31st day of May, A. D. 1946, at 2 o'clock in the afternoon, is hereby fixed as the time, and the offices of the Federal Trade Commission in the City of Washington, D. C., as the place, when and where a hearing will be had on the charges set forth in this complaint, at which time and place you will have the right, under said Act, to appear and show cause why an order should not be entered by said Commission requiring you to cease and desist from the violations of the law charged in the complaint.

You are notified and required, on or before the twentieth day after service upon you of this complaint, to file with the Commission an answer to the complaint. If answer is filed and if your appearance at the place and on the date above stated be not required, due notice to that effect will be given you. The rules of practice adopted by the Commission with respect to answers or failure to appear or answer (Rule IX) provide as follows:

> In case of desire to contest the proceeding the respondent shall, within twenty (20) days from the service of the complaint, file with the Commission an answer to the complaint. Such answer shall contain a concise statement of the facts which constitute the ground of defense. Respondent shall specifically admit or deny or explain each of the facts alleged in the complaint, unless respondent is without knowledge, in which case respondent shall so state.
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> Failure of the respondent to file answer within the time above provided and failure to appear at the time and place fixed for hearing shall be deemed to authorize the Commission, without further notice to respondent, to proceed in regular course on the charges set forth in the complaint.
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> If respondent desires to waive hearing on the allegations of fact set forth in the complaint and not to contest the facts, the answer may consist of a statement that respondent admits all the material allegations of fact charged in the complaint to be true. Respondent by such answer shall be deemed to have waived a hearing on the allegations of fact set forth in said complaint and to have authorized the Commission, without further evidence, or other intervening procedure, to find such facts to be true.
>
> Contemporaneously with the filing of such answer the respondent may give notice in writing that he desires to be heard on the question as to whether the admitted facts constitute the violation of law charged in the complaint. Pursuant to such notice, the respondent may file a brief, directed solely to that question, in accordance with Rule XXIII.

In witness whereof, The Federal Trade Commission has caused this, its complaint, to be signed by its Secretary and its official seal to be hereto affixed, at Washington, D. C., this 22d day of April A. D. 1946.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 46-8017; Filed, May 13, 1946; 11:16 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 6204]

THEODOR CLAUSEN

In re: Estate of Theodor Clausen, deceased. File D-28-9940; E. T. sec. 14091.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Elsie Fleck, Dora Jurgensen, Max Clausen, Helen Selzkorn, Willy Clausen, and Anna Toms, and each of them, in and to the Estate of Theodor Clausen, deceased, is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Elsie Fleck, Germany.
Dora Jurgensen, Germany.
Max Clausen, Germany.
Helen Selzkorn, Germany.
Willy Clausen, Germany.
Anna Toms, Germany.

That such property is in the process of administration by Hans J. Clausen, as Administrator of the Estate of Theodor Clausen, acting under the judicial supervision of the Superior Court of the State of Washington, in and for the County of Spokane;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 23, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-7890; Filed, May 10, 1946; 11:09 a. m.]

[Vesting Order 6207]

HERMAN J. MULLER

In re: Estate of Herman J. Muller, deceased. File No. 017-16959.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Heinrich Sunkel, Mina Sunkel and Helen Kiefer, and each of them, in and to the Estate of Herman J. Muller, deceased, is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Heinrich Sunkel, Germany.
Mina Sunkel, Germany.
Helen Klefer, Germany.

That such property is in the process of administration by the Treasurer of the City of New York, acting under the judicial supervision of the Surrogate's Court, New York County, New York;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 23, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-7891; Filed, May 10, 1946; 11:09 a. m.]

[Vesting Order 6208]

GEORGE C. SCHMELZER

In re: Estate of George C. Schmelzer, deceased. D-28-10283; E. T. sec. 14651.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Rosa Winkler, Rosa Neder, Johanna Schuh, Rosa Schutz, Rosine Hoffman, and Friederich Salzer, and each of them, in and to the Estate of George C. Schmelzer, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Rosa Winkler, Germany.
Rosa Neder, Germany.
Johanna Schuh, Germany.
Rosa Schutz, Germany.
Rosine Hoffman, Germany.
Friederich Salzer, Germany.

That such property is in the process of administration by The Security Trust Company of Pottstown, as administrator, acting under the judicial supervision of the Orphans' Court of Montgomery County, Pennsylvania;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 23, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-7892; Filed, May 10, 1946; 11:09 a. m.]

[Vesting Order 6209]

JOHN SCHROEDER

In re: Estate of John Schroeder, deceased. File D-28-9887; E. T. sec. 13975.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Anna Inselman, or surviving children; John Harms, or surviving children; John Inselman, or surviving children; Lina Renken, or surviving children; Gesine Thoden, or surviving children; Hinrich Inselman, or surviving children; and Anna Inselman Brase, or surviving children, and each of them, in and to the Estate of John Schroeder, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Anna Inselman, or surviving children, Germany.
John Harms, or surviving children, Germany.
John Inselman, or surviving children, Germany.
Lina Renken, or surviving children, Germany.
Gesine Thoden, or surviving children, Germany.
Hinrich Inselman, or surviving children, Germany.
Anna Inselman Brase, or surviving children, Germany.

That such property is in the process of administration by Peter Heinrich Inselman, as Executor of the Estate of John Schroeder, acting under the judicial supervision of the Superior Court of the State of California, in and for the County of Los Angeles;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 23, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-7893; Filed, May 10, 1946; 11:09 a. m.]

[Vesting Order 6210]

JULIA SZASZ

In re: Estate of Julia Szasz, also known as Juliana Szasz, or Juliana Szusz, deceased. File No. D-34-761; E. T. sec. No. 11072.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Antal Horvath, the heirs-at-law, next-of-kin, legatees, distributees, and personal representatives of Antal Horvath, whose names are unknown, and each of them, in and to the Estate of Julia Szasz, deceased, is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Hungary, namely,

Nationals and Last Known Address

Antal Horvath, Hungary.
The heirs-at-law, next-of-kin, legatees, distributees, and personal representatives of Antal Horvath, whose names are unknown, Hungary.

That such property is in the process of administration by Meyer Dworkin, as administrator of the Estate of Julia Szasz, deceased, acting under the judicial supervision of the Court of Probate, District of Bridgeport, State of Connecticut;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Hungary);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 23, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-7894; Filed, May 10, 1946; 11:09 a. m.]

[Vesting Order 6211]

MARIE ECKNARF WOHLFARTH

In re: Estate of Marie Ecknarf Wohlfarth, deceased. File D-28-10097; E. T. sec. 14364.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Konrad Leutze, a/k/a Konrad Lenze, in and to the Estate of Marie Ecknarf Wohlfarth, deceased, is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

Konrad Leutze, a/k/a Konrad Lenze, Germany.

That such property is in the process of administration by Max T. Wohlfarth, as administrator c. t. a., acting under the judicial supervision of the County Court of Bexar County, Texas;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 23, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-7895; Filed, May 10, 1946; 11:00 a. m.]

[Vesting Order 6231]

P. BERNHARD

In re: Bank account owned by P. Bernhard.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That P. Bernhard, the last known address of which is Charlottenstrasse 76, Potsdam, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to P. Bernhard, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an unclaimed dollar deposit account entitled P. Bernhardt, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 2, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-7896; Filed, May 10, 1946; 11:10 a. m.]

[Vesting Order 6232]

FRIEDA BLASS

In re: Bank account owned by Frieda Blass.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Frieda Blass, whose last known address is Margotshocchheim, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Frieda Blass, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an inactive dollar checking account, entitled Frieda Blass, and any and all rights to demand, enforce and collect the same, is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 2, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-7897; Filed, May 10, 1946; 11:10 a. m.]

[Vesting Order 6233]

L. BOBSIEN

In re: Bank account owned by L. Bobsien.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That L. Bobsien, whose last known address is Yokohama, Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to L. Bobsien, by The National City Bank of New York, 55 Wall Street, New York, New York, arising out

of a clean credit deposit account, Account Number 6020–BB, entitled L. Bobsien, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 2, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–7898; Filed, May 10, 1946; 11:10 a. m.]

[Vesting Order 6234]

BURKHARDT & CO., BANKHAUS

In re: Bank account owned by Burkhardt & Co., Bankhaus.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Burkhardt & Co., Bankhaus, the last known address of which is 7–9 Lindenallee, Essen, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Burkhardt & Co., Bankhaus, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an unclaimed dollar deposit account, entitled Burkhardt & Company, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 2, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–7899; Filed, May 10, 1946; 11:10 a. m.]

[Vesting Order 6235]

DEUTSCHE REICHSBANK

In re: Bank account owned by Deutsche Reichsbank.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Deutsche Reichsbank, the last known address of which is Frankfurt/Main, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Deutsche Reichsbank, by Brown Brothers Harriman & Co., 59 Wall Street, New York, New York, arising out of a checking account, entitled, Reichsbank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 2, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–7900; Filed, May 10, 1946; 11:10 a. m.]

[Vesting Order 6236]

EXPORTKREDITBANK, A. G.

In re: Bank accounts owned by Exportkreditbank, A. G.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Exportkreditbank, A. G., the last known address of which is Kanonierstrasse 17–20, Berlin W8, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows:

a. That certain debt of other obligation owing to Exportkreditbank, A. G., by Brown Brothers Harriman & Co., 59 Wall Street, New York, New York, arising out of a checking account, entitled Export Kreditbank, A. G., and any and all rights to demand, enforce and collect the same, and

b. That certain debt or other obligation owing to Exportkreditbank, A. G., by Brown Brothers Harriman & Co., 59 Wall Street, New York, New York, arising out of a customers account, entitled Export Kreditbank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 2, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–7901; Filed, May 10, 1946; 11:10 a. m.]

[Vesting Order 6237]

EXPORTKREDITBANK A. G.

In re: Bank accounts owned by Exportkreditbank A. G.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Exportkreditbank A. G., the last known address of which is Hamburg, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows:

a. That certain debt or other obligation owing to Exportkreditbank A. G., by Central Hanover Bank & Trust Company, 70 Broadway, New York, New York, arising out of a checking account, entitled Exportkreditbank A. G. Filiale, and any and all rights to demand, enforce and collect the same, and

b. That certain debt or other obligation owing to Exportkreditbank A. G., by Central Hanover Bank & Trust Company, 70 Broadway, New York, New York, arising out of a drafts advised outstanding account, entitled Exportkreditbank A. G. Filiale, and any and all rights to demand, enforce and collect the same, is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 2, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–7902; Filed, May 10, 1946; 11:11 a. m.]

[Vesting Order 6239]

RUTH FREUND

In re: Bank account owned by Ruth Freund.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Ruth Freund, whose last known address is Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Ruth Freund, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an inactive dollar checking account, entitled Miss Ruth Freund, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the

aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 2, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–7903; Filed, May 10, 1946; 11:11 a. m.]

[Vesting Order 6240]

FERDINAND ALFRED GREB AND OTTO EUGEN HANS HOFFMANN

In re: Bank account owned by Ferdinand Alfred Greb and Otto Eugen Hans Hoffmann.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Ferdinand Alfred Greb and Otto Eugen Hans Hoffmann, whose last known addresses are 15 Eiseneck Strasse, Duerzburg, Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to H. W. McLeod, Guardian of Ferdinand Alfred Greb and Otto Eugen Hans Hoffmann, by Central National Bank of Cleveland, Cleveland, Ohio, arising out of a blocked savings account, Account Number E–60423, entitled H. W. McLeod, Guardian of Ferdinand Alfred Greb & Otto Eugen Hans Hoffmann, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Ferdinand Alfred Greb and Otto Eugen Hans Hoffmann, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 2, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–7904; Filed, May 10, 1946; 11:11 a. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File Nos. 59–10, 54–82]

NORTH AMERICAN CO., ET AL

SUPPLEMENTAL NOTICE AND ORDER RECONVENING HEARING; NOTICE OF FILING OF NEW PLANS; NOTICE OF WITHDRAWAL OF EARLIER PLAN AND ORDER FOR HEARING ON SAID NEW PLANS AND OTHER PLANS

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 10th day of May 1946.

In the matter of The North American Company and its subsidiary companies, respondents, File No. 59–10; The North American Company, applicant, File No. 54–82.

I. The Commission by order dated April 14, 1942, pursuant to section 11 (b) (1) of the Public Utility Holding Company Act of 1935 (hereinafter sometimes referred to as the "act"), having directed among other things that The North American Company (hereinafter sometimes referred to as "North American" or as the "Company"), a registered holding company, sever its relationship with all of its subsidiaries, other than Union Electric Company of Missouri and certain subsidiaries of the latter company, by disposing or causing the disposition, in any appropriate manner not in contravention of the applicable provisions of said act or the rules and regulations thereunder, of its direct and indirect ownership, control and holding of securities issued and properties owned, controlled or operated by said subsidiary companies, the names of which subsidiary companies are more fully set forth in paragraph 1 of said order dated April 14, 1942; and

The North American Company having filed a petition to review the said order dated April 14, 1942, in the United States Circuit Court of Appeals for the Second Circuit; said Court having affirmed the decision of the Commission; and the United States Supreme Court having on April 1, 1946, affirmed the decree of said Circuit Court of Appeals affirming said order of the Commission;

It appearing appropriate to the Commission that the said proceedings herein should be reconvened for the purpose of entering such further orders as may be necessary or appropriate to carry out said order dated April 14, 1942, at which proceedings there may be considered any plans for that purpose proposed by North American or by any person having a bona fide interest as defined by rules and regulations of the Commission.

II. Notice is hereby given that The North American Company has filed with the Commission an application under section 11 (e) of the act for approval of certain Plans of that Company dated April 18, 1946, which Plans are characterized in said application as Plan A, Plan B and Plan C. All interested persons are referred to said Plans, which are on file in the office of this Commission, for a statement of the transactions therein proposed. Concurrently with the filing of said Plans dated April 18, 1946, The North American Company has filed

a Notification of Abandonment of and Withdrawal of its application for approval of its earlier Plan of Reorganization dated August 4, 1943.

The provisions of Plans A, B and C are hereinafter summarized in this notice and order. Plan C is not being included within the subject matter of the hearing hereinafter ordered, but will be considered at other hearings to be made the subject of a separate order. For that reason the summary of Plan C hereinafter set forth is not comprehensive and is included merely for the purpose of clarity in connection with the statements of Plans A and B.

Plan A. 1. The plan provides for the issuance, to each of the holders of the 8,572,626 shares of outstanding common stock of North American, of transferable purchase warrants, each of which will permit the purchase, by such stockholders, within a period of six months from date of issue, of one "divestment unit." The purchase price required to be paid by each holder of such warrant for the acquisition of such divestment unit is to be supplied by amendment to the plan and is stated to be such amount (less than $6.00) as will produce from the sale of such divestment units approximately the sum necessary to pay the secured bank loans of the Company outstanding at the time of such payment.

2. Each divestment unit will consist of:

One-fifth of one share of common stock of The Cleveland Electric Illuminating Company;

One-fourth of one share of common stock of Wisconsin Electric Power Company;

One-fifth of one participating unit of common stock of Washington Railway and Electric Company (each such participating unit representing the beneficial ownership of one-fortieth of one share of common stock of that Company);

One-tenth of one share of capital stock of The St. Louis County Gas Company, after effectuation of a charter amendment pursuant to which the presently outstanding 41,000 shares of common stock of that Company would be increased to 857,263 shares.

3. At any time before Plan A becomes effective, the Company reserves the right to sell, with the approval of the Commission, any of the shares of stock covered by the purchase warrants, the proceeds to be applied in reduction of the bank loans. It is stated that in this case the share-holdings covered by the purchase warrants would be reduced, with a corresponding reduction in the purchase price per divestment unit.

4. The right to exercise the proposed warrants will expire six months after date of original issue thereof. It is proposed that so long as any purchase warrants remain outstanding, dividends or distributions received by North American on the shareholdings covered by such warrants will not be set aside or accrued for the benefit of the holders of such warrants, but will be received by North American for its own benefit as part of its general corporate funds. Fractional scrip will be issued in transferable form in lieu of fractions of shares purchased on exercise of the warrants, such scrip having no rights as stock except the right in combination with other scrip to receive full shares of stock in exchange.

5. On the expiration of the right to exercise the warrants, the Company will sell so much of the shareholdings covered by unexercised purchase warrants as shall be necessary to realize the purchase price per divestment unit represented by the unexercised warrants, plus the expenses of such sales. The Company will select in its discretion the particular securities so to be sold. Any unsold balance of shareholdings covered by unexercised warrants will thereafter be distributed pro rata to the holders thereof upon surrender of their warrants.

6. At or before the sale of stock covered by unexercised purchase warrants the Company will sell or distribute 13,494 shares of 6% preferred stock and at least 56,000 additional shares of common stock of Wisconsin Electric.

7. On the basis of Plan A, the following numbers of shares of common stock of the four subsidiaries affected would respectively be distributed to the stockholders, sold, or retained by The North American Company:

Name of subsidiary	Distributed to stockholders	To be sold	To be retained	Percent of voting power retained	Carrying value on North American's books of securities retained [1]
	Shares	*Shares*	*Shares*	*Percent*	
Cleveland Electric Illuminating Co.	1,714,525		133,383	5.17	$2,772,979
Wisconsin Electric Power Co.	2,143,156	56,000	294,554	9.92	3,646,578
Washington Railway & Electric Co.	[2] 1,714,525		[2] 358,598	5.98	1,854,563
St. Louis County Gas Co.	857,263				

[1] Based on average present carrying values.
[2] Participating units.

Plan B. 1. It is proposed that a new Delaware Company be organized which will, at an appropriate time in connection with the consummation of Plan C, acquire:

(a) The securities of West Kentucky Coal Company, North American Utility Securities Corporation, 60 Broadway Building Corporation, and Hevi-Duty Electric Company;

(b) Other investments and current assets not otherwise disposed of under Plan A, including residual interests in Cleveland Electric, Wisconsin Electric and Washington Railway, as more fully set forth above, and including shares of Pacific Gas and Electric Company; and

(c) Other investments and assets as are not to be retained by the Company or its successor under Plan C, after divestment pursuant to such Plan.

2. The new Delaware Company will assume all obligations of North American not provided for under other plans or not to be carried by North American under Plan C. The list of assets to be transferred to and the list of obligations to be assumed by the new Delaware Company are to be supplied by amendment.

3. The entire capital stock of the new Delaware Company will be distributed pro rata to the holders of North American's common stock. To effect such distribution, North American proposes to amend its own charter to reduce the par value of its common stock from $10 per share to $5 per share and effect a corresponding reduction in its capital, whereupon a distribution of the stock of the Delaware Company would be made out of capital surplus of North American.

4. The Company reserves the right, at any time before the transfer of assets to the new company, to dispose of any such assets which would otherwise be transferred to such company. The investments transferred to the Delaware Company shall not include holdings in any public utility company of sufficient amount to constitute such public utility company a subsidiary of the new Delaware Company as defined in the act, and in case the new Delaware Company acquires 5% or more of the outstanding voting securities of any public utility company it will sell or otherwise dispose of sufficient of such voting securities to reduce its holdings to less than 5% thereof as soon as practicable after acquisition.

5. Within six months after the distribution of the capital stock of the new Delaware Company, the first annual meeting of stockholders of the Delaware Company will be held, at which time a vote will be taken to determine whether the Delaware Company shall continue in business or be liquidated and dissolved.

Plan C. 1. Plan C provides that North American will be changed in name to "Missouri-Illinois Company." Ultimately the new Company will own the securities of Union Electric Company of Missouri and Illinois Power Company. Plan C provides for the dissolution of North American Light & Power Company (Light & Power) by the retirement of $6 Preferred Stock of Light & Power at liquidation price, the acquisition by Missouri-Illinois of the publicly-held common stock of Light & Power through the exchange of stock on the basis of fourtenths of a share of Missouri-Illinois common stock for each share of Light & Power common stock and the acquisition by Missouri-Illinois of net assets of Light & Power after certain divestments.

2. Illinois Power Company will be recapitalized. For this purpose the presently outstanding preferred stock of Illinois Power aggregating $24,175,000 in amount will be retired or converted into common stock and Light & Power will exercise one half of the outstanding option warrants of Illinois Power, as a result of which exercise there will be issued 150,000 shares of additional common stock and Illinois Power will receive $4,500,000 of cash. The unpaid cumulative preferred dividends now in arrears, and the dividend arrears certificates of Illinois Power Company (together aggregating as of December 31, 1945, $13,381,601) will be paid in cash. In connection with this plan, the debt of Illi-

nois Power will be reduced from $54,053,500 to $44,733,000 as of December 31, 1945; and new preferred stock will be issued in the aggregate par value of $16,000,000. Plan C provides also that the publicly-held common stock of Illinois Power Company will be exchanged for shares of common stock of Missouri-Illinois Company on the basis of two shares of Missouri-Illinois common stock for each share of Illinois Power Company common stock. All claims asserted by Illinois Power Company against Light & Power and North American and all counterclaims asserted by Light & Power against Illinois Power Company will be withdrawn and cancelled.

3. After consummation of the foregoing steps, Light & Power will be liquidated and its liabilities assumed by the surviving Missouri-Illinois Company. All securities received by such surviving company from Light & Power, other than securities of Illinois Power, will be disposed of by sale, distribution or otherwise within one year after the effective date of Plan C. Certain of such securities may be transferred to the new Delaware Company created under Plan B. Such disposition shall be made for the benefit of the present stockholders of North American, and those stockholders who become such through the issuance of additional shares under the plan (the present public common-stock holders of Light & Power and Illinois Power Company) shall not participate in such distribution.

III. It appearing appropriate that permission be given to The North American Company to withdraw its aforesaid earlier plan dated August 4, 1943, pursuant to the notice of withdrawal filed by said Company;

It is ordered, That pursuant to notice of withdrawal filed by The North American Company the aforesaid plan dated August 4, 1943, be and is hereby permitted to be withdrawn.

IV. The Commission having previously consolidated, for certain purposes, the proceedings heretofore instituted under section 11 (b) (1) of the act with respect to The North American Company and its subsidiary companies (File No. 59–10) and the proceedings with respect to the plan under Section 11 (e) filed by The North American Company on August 4, 1943 (File No. 54–82), together with proceedings for the liquidation and dissolution of North American Light & Power Company (File Nos. 59–39 and 54–50), subject to provisions that such proceedings might thereafter be severed for further hearing or disposition as might appear most appropriate to the orderly and expeditious conduct of such proceedings; and

It appearing appropriate that further proceedings be had herein, and that opportunity for hearing should be afforded with respect to the said Plans A and B filed by North American, and that at such hearing there should also be considered what further action should be taken by North American for the purpose of complying with the aforesaid order of the Commission dated April 14, 1942, as affirmed by the Supreme Court, with respect to the interests of North American in its subsidiaries therein ordered to be disposed of other than North American Light & Power Company and Illinois Power Company, and it appearing appropriate that at said hearing as hereinafter ordered there should also be considered any other plan or plans filed by any other person having a bona fide interest, designed to effect compliance by North American with the said order dated April 14, 1942, as more specifically hereinafter provided; and

It appearing appropriate, in the interests of the orderly disposition of the various proceedings pending before the Commission and the effective administration of the act, that such hearing be conducted separately from other hearings which have been or may be held in said consolidated proceedings relating particularly to the liquidation of North American Light & Power Company and related matters, but that the holding of such hearing be without prejudice to the orders of consolidation heretofore entered, the Commission reserving jurisdiction to dispose of any such matters by separate or consolidated orders as may appear appropriate;

It is further ordered, That a hearing shall be held with respect to compliance by North American with said order dated April 14, 1942, for the purposes more fully hereinafter set forth, on the 11th day of June, 1946, at 10:00 a. m., e. d. s. t., at the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. On such day the hearing room clerk in Room 318 will advise as to the room in which such hearing will be held. At the aforesaid hearing there will be considered:

(a) Whether Plan A, as filed or as it may be modified, is necessary to effectuate the provisions of section 11 (b) of the Act, is fair and equitable to the persons affected thereby, and will effectuate compliance with the Commission's order dated April 14, 1942; and in particular, without limiting the generality of the foregoing:

(1) Whether Plan A is fair and equitable, and is feasible, in so far as it requires security holders to make cash payments under the proposed purchase warrants as a condition precedent to obtaining their full pro rata participation in the stocks of Cleveland Electric, Wisconsin Electric, Washington Railway, and St. Louis County Gas Company.

(2) In connection therewith, whether it is necessary and appropriate to require cash payments by stockholders of North American for the purpose of paying the bank loan owing by North American in lieu of obtaining such cash by the sale or other disposition by North American of marketable securities in its portfolio, including among others the stock of Pacific Gas and Electric Company owned by North American (stated in Plan A to have had a market value, as of December 31, 1945, of $21,105,882), and including such holdings of subsidiaries as are not readily distributable to security holders.

(3) Whether Plan A meets the standards of the Act and complies with the Commission's order dated April 14, 1942, in so far as it does not provide for the divestment by North American of its entire interests in Cleveland Electric, Wisconsin Electric and Washington Railway; whether the constitution of the "divestment units" proposed in Plan A should be modified so as to result in substantially complete distribution of shares of said subsidiary companies, with appropriate provisions for issuance of scrip and cash purchases by North American of such scrip from holders of small amounts thereof; and whether any order approving Plan A should be conditioned upon the divestment by North American of the remaining minority interests in said named subsidiaries, in some manner other than by transfer to the proposed new Delaware company, or to any other company under common or related management, ownership or control with that of the present North American.

(4) Whether the proposed "divestment units" should include stock of West Kentucky Coal Company, and of any other readily distributable securities.

(5) Whether, in the event any purchase warrants are issued as provided in Plan A, they should be permitted to run for a period as long as six months.

(6) Whether appropriate modifications should be required in Plan A for the purpose of eliminating from the managements of Cleveland Electric, Wisconsin Electric, Washington Railway, and St. Louis County Gas, any individuals who are also directors, officers or other representatives of North American or of any of its other subsidiaries.

(b) Whether Plan B, as filed or as it may be modified, is necessary to effectuate the provisions of section 11 (b) of the act, is fair and equitable to the persons affected thereby, and will effectuate compliance with the Commission's order dated April 14, 1942; and, in particular, without limiting the generality of the foregoing:

(1) Whether Plan B is in accord with the provisions of said order dated April 14, 1942, is in the interests of investors, and is otherwise in conformity with the provisions of the act, in so far as it provides for the creation of a new Delaware Company to hold certain non-utility securities and minority interests in utility companies;

(2) Whether, to the extent that Plan B may otherwise be in accord with the requirements of the statute, it is appropriate that Plan B should contain the provision therein set forth under which it is to be carried out only after consummation of Plan C.

(3) What provisions should be made in Plan B for the purpose of selecting the management of the proposed new Delaware company.

(4) Whether the provisions of Plan B as to the taking of a vote of stockholders as to the continuation in business of the proposed new Delaware company are appropriate and in the interests of investors, and whether other or different voting provisions should be required.

(c) Whether any plan proposed by the Commission or by any person having a bona fide interest, in accordance with the provisions of section 11 (d) of the act, should be approved for the purpose of effectuating the order of the Commission dated April 14, 1942, and if proposed by the Commission, what the terms and provisions of such plan should be.

(d) Whether, in the event that the Commission shall approve Plan A or Plan B, or both such plans, as filed or as modified, the Commission shall approve either or both such plans for purposes of section 11 (d) of the act (as well as section 11 (e)) so as to permit the Commission of its own motion, and irrespective of any request therefor on the part of North American, to apply to a court for the enforcement of such plan or plans pursuant to section 11 (d).

It is further ordered, That any person having a bona fide interest, as defined in paragraph (h) of Rule U-103 of the Rules and Regulations of the Commission under the act, who desires to propose pursuant to section 11 (d) of said act a plan for compliance by The North American Company with the said order dated April 14, 1942, shall file such plan on or before the 4th day of June 1946. In the interests of orderly disposition of these proceedings, there will, generally speaking, be considered in connection with any such plan, at the hearing hereinbefore ordered, only such matters as are related to the disposition by North American of such of its assets and holdings previously ordered to be disposed of other than those in North American Light & Power Company and Illinois Power Company. The limitation of such consideration of such plans shall be without prejudice to the right of the proponent of any such plan to file, concurrently or hereafter, other plans, or to request consideration at another stage of these proceedings of any other part of such plan, dealing with other aspects of compliance with the aforesaid order dated April 14, 1942.

It is further ordered, That any interested person who desires to file objections to said Plan A or Plan B may do so on or before June 4, 1946. Such objections shall also be considered at said hearing. Any other person desiring to be heard or otherwise wishing to participate at said hearing should notify the Commission in the manner provided in Rule XVII of the Commission's Rules of Practice on or before June 7, 1946.

It is further ordered, That Robert P. Reeder or any other officer or officers of the Commission, designated by it for that purpose, shall preside at the hearing on such matter. The officer so designated to preside at such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of the act, and to a trial examiner under the Rules of Practice of the Commission.

It is further ordered, That the Secretary of the Commission shall serve notice of such hearing by mailing a copy of this order by registered mail to The North American Company and to all other participants in these consolidated proceedings (bearing file Nos. 59–10, 54–82, 59–39 and 54–50), and that notice of said hearing be given to all other interested persons by general release of the Commission and by publication of this order in the FEDERAL REGISTER.

It is further ordered, That The North American Company shall give notice of said hearing to all of its stockholders (in so far as the identity of such stockholders is known or available to North American), and to each of the holders of its outstanding Bank Loan Notes, by mailing to each of said persons a copy of this notice and order for hearing at his last known address at least fifteen days prior to the date of said hearing.

It is further ordered, That jurisdiction be, and hereby is, reserved to separate either for hearing, in whole or in part, or for disposition, in whole or in part, any of the issues, questions or matters hereinbefore set forth or which may hereafter arise in these proceedings, or hereafter to consolidate in these proceedings other applications, declarations, or filings, or to take such other action as may appear to be necessary for the orderly, prompt and economical disposition of the matters involved.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46–7996; Filed, May 13, 1946; 9:42 a. m.]

[File Nos. 59–39, 54–50, 59–10, 54–82]

NORTH AMERICAN LIGHT & POWER CO. ET AL.

ORDER FIXING TIME FOR FILING REQUESTED FINDINGS AND BRIEFS CONCERNING CLAIMS AND CLAIM-OVER

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 10th day of May 1946.

In the matter of North American Light & Power Company, Holding Company System, and The North American Company, File No. 59–39; North American Light & Power Company, File No. 54–50; The North American Company, et al., File No. 59–10; The North American Company, File No. 54–82.

The Commission having heretofore conducted hearings in these consolidated proceedings concerning various claims asserted by Illinois Power Company, a registered holding company, against its direct and indirect parents, respectively, North American Light & Power Company ("Light & Power"), and The North American Company ("North American"), both registered holding companies, and concerning certain claims, and a claim-over with respect to the claims of Illinois Power Company, asserted by certain preferred stockholders of Light & Power (known as the Walters Group) on behalf of Light & Power, against North American; and

The record in these proceedings having, on April 22, 1946, been closed insofar as it relates to such claims and claim-over, without, however, having been concluded with respect to other phases of said proceedings;

It appearing that requested findings of fact and briefs relating to some of the claims of Illinois Power Company have previously been filed pursuant to the Commission's order of October 28, 1943; and

It appearing to the Commission that it will clarify the issues herein and conduce to the orderly disposition of these proceedings if counsel for the parties submit at this stage of the proceedings their requested findings and briefs with respect to such claims and claim-over, except to the extent that such matters have been covered by the requested findings and briefs previously filed as aforesaid; and

It appearing that in view of the magnitude of the record a period of time should be fixed for the filing of such requested findings and briefs substantially exceeding that ordinarily prescribed by the rules of practice;

It is ordered, That requested findings and briefs with respect to the aforesaid claims of Illinois Power Company against North American Light & Power Company and The North American Company, except to the extent that such matters have been covered by the requested findings and briefs previously filed as aforesaid, and with respect to the aforesaid claims and claim-over filed by the Walters Group on behalf of North American Light & Power Company against The North American Company, shall be filed with the Secretary of the Commission not later than June 24, 1946, and that reply briefs shall be filed not later than July 9, 1946.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46–7997; Filed, May 13, 1946; 9:43 a. m.]

[File Nos. 54–111, 59–12]

AMERICAN & FOREIGN POWER CO., INC., ET AL.

ORDER AUTHORIZING OFFICER TO TAKE DEPOSITIONS

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 8th day of May A. D. 1946.

In the matter of American & Foreign Power Company Inc., Electric Bond and Share Company, File No. 54–111. In the matter of Electric Bond and Share Company, American Power & Light Company, Pacific Power & Light Company, Electric Power & Light Corporation, Utah Power & Light Company, National Power & Light Company, American & Foreign Power Company, Inc., Ebasco Services Incorporated, respondents, File No. 59–12. (Public Utility Holding Company Act of 1935)

American & Foreign Power Company Inc. ("Foreign Power"), a registered holding company and a subsidiary of Electric Bond and Share Company ("Bond and Share"), also a registered holding company, having filed an application, joined in by Bond and Share, pursuant to section 11 (e) of the Public Utility Holding Company Act of 1935, for approval of a plan of reorganization of Foreign Power; and such matter having been consolidated with proceedings heretofore instituted under section 11 (b) (2) of the act with respect to Bond and Share and certain of its subsidiaries, including particularly Foreign Power; and

Hearings having been held on such consolidated matters and further hearings being necessary in regard thereto; and

Application having been made on behalf of certain participants in the proceedings on said matters who hold

certain securities of Foreign Power, for an order directing the taking of depositions of Floyd B. Odlum and of Sydney R. Inch, who reside respectively near Indio, California, and at San Diego, California, and counsel respectively for said security holders, for Foreign Power and for Bond and Share having agreed that, subject to entry of an appropriate order by the Commission, such depositions be taken on and after June 3, 1946 at the respective residences of the said Floyd B. Odlum and Sydney R. Inch and that the taking of the deposition of Sydney R. Inch follow the taking of the deposition of Floyd B. Odlum; and

The Commission having duly considered the matter and being fully advised in the premises and it appearing appropriate that such depositions be taken:

It is ordered, That John G. Clarkson is hereby authorized to take the deposition of Floyd B. Odlum at his residence at the Jacqueline Cochran Ranch near Indio, California, at 11:00 a. m., p. s. t., on Monday, June 3, 1946 and thereafter at such times as said officer may determine, and, after the deposition of Floyd B. Odlum shall be taken, to take the deposition of Sydney R. Inch at his residence at 2440 Mary Louise Way, San Diego, California, on June 3, 1946 or as soon thereafter as may be, and thereafter at such times, as said officer may determine; and that said officer is hereby authorized to administer oaths and affirmations.

It is further ordered, That a copy of this order be served by the Secretary on counsel respectively for said security holders, for Foreign Power, for Bond and Share and for the Public Utilities Division of the Commission, personally or by registered mail, within a reasonable time in advance of the time fixed for taking testimony, and that notice of this order be given to all other persons by publication in the FEDERAL REGISTER.

It is further ordered, That, upon the completion of the taking of the testimony of each such witness, the officer designated above shall reduce the testimony of each witness to writing, cause each deposition to be signed by the respective witness, and certify and return each deposition under seal to the Secretary of the Commission.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-7994; Filed, May 13, 1946; 9:42 a. m.]

[File No. 70-1254]

ASSOCIATED ELECTRIC CO. AND ARIZONA GENERAL UTILITIES CO.

ORDER GRANTING APPLICATION AND PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 9th day of May 1946.

Associated Electric Company (Aelec), a registered holding company and a subsidiary of General Public Utilities Corporation, also a registered holding company, and Arizona General Utilities Company (Arizona General) a subsidiary of Aelec, having filed a joint application-declaration pursuant to sections 9 (a), 10, and 12 of the Public Utility Holding Company Act of 1935 and Rules U-43 and U-44 promulgated thereunder in respect to the following proposed transactions:

Aelec proposes to sell to Graham County Electric Cooperative, Inc., and the Towns of Safford and Thatcher, Arizona, its entire investment in Arizona General for an aggregate base price of $410,000, subject to certain adjustments as provided in the contract of sale. As of December 31, 1945, Aelec's investment in Arizona General consisted of $149,500 principal amount of 6% First Mortgage Bonds due December 1, 1945; $86,000 principal amount of open account indebtedness; and 10,000 shares of common stock, without par value. Under the terms of the contract of sale the purchasers are to participate in the purchase of the securities and open account indebtedness of Arizona General in the following proportions:

Purchaser	Shares of stock	Bonds and open account indebtedness	Aggregate base purchase price
		Percent	
Graham County	2,617	26.1687	$107,291.67
Safford	6,444	64.4409	264,204.00
Thatcher	939	9.3913	38,504.33
Total	10,000	100.00	410,000.00

In connection with the foregoing sale, it is proposed that Arizona General sell to Aelec, for a consideration of $1.00, the 80 shares of capital stock of Atlantic Utility Service Corporation, owned by Arizona General, or assign to Aelec the right of Arizona General to receive dividends, whether liquidating or otherwise, upon such stock.

Aelec states that it desires to consummate the above described transactions as a further step toward compliance with the provisions of section 11 (b) (1) of the act and in pursuance of the order of this Commission dated August 13, 1942, as amended, in the matter of Denis J. Driscoll and Willard L. Thorp, Trustees of Associated Gas and Electric Corporation (File No. 59-32), directing said Trustees to dispose of their interest in certain companies, including Arizona General. In this connection Aelec has requested that the Commission find that the carrying out of the proposed transactions is necessary to effectuate the provisions of section 11 (b) of the act and that its order herein conform to the definition of the term "order of the Securities and Exchange Commission" contained in section 373 (a) of the Internal Revenue Code, as amended, and contain the recitals, specifications and itemizations required by section 1808 (f) of the Internal Revenue Code, as amended.

Said application-declaration having been filed on March 25, 1946, and an amendment thereto having been filed on April 24, 1946, and notice of such filing having been duly given in the manner prescribed by Rule U-23, promulgated pursuant to said act, and the Commission not having received a request for hearing with respect to said application-declaration within the period specified in said notice, or otherwise, and not having ordered a hearing thereon; and

It appearing to the Commission that the sale by Aelec of a portion of the securities and indebtedness of Arizona General to the Towns of Safford and Thatcher is exempt from the provisions of section 12 (d) of the act by virtue of paragraph (b) (3) of Rule U-44, and the Commission observing no basis for adverse findings under section 12 (d) of the act and Rule U-44 with respect to the sale of the balance of such securities to Graham County Electric Cooperative, Inc.; and

The Commission observing no basis for adverse findings under the applicable standards of section 10 or 12 (f) of the act with respect to the acquisition by Aelec of 80 shares of capital stock of Atlantic Utility Service Corporation from Arizona General; and

The Commission finding that the proposed sale by Aelec of the securities and indebtedness of Arizona General are steps in compliance with the order of the Commission dated August 13, 1942;

It is hereby ordered, Pursuant to said Rule U-23 and the applicable provisions of said act and subject to the terms and conditions prescribed in Rule U-24, that the aforesaid application-declaration be, and hereby is, granted and permitted to become effective, forthwith.

It is further ordered, That the sale by Aelec of its investment in Arizona General consisting, as at December 31, 1945, of $149,500 principal amount of 6% First Mortgage Bonds due December 1, 1945; $86,000 principal amount of open account indebtedness; and 10,000 shares of common stock, is necessary or appropriate to effectuate the provisions of Section 11 (b) of the Public Utility Holding Company Act of 1935, and to effectuate and to comply with the order issued by the Commission on August 13, 1942 pursuant to said section in the proceedings entitled "In the Matter of Denis J. Driscoll and Willard L. Thorp as Trustees of Associated Gas and Electric Corporation, Respondents, File No. 59-32."

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-7993; Filed, May 13, 1946; 9:42 a. m.]

[File Nos. 70-1277, 59-23]

MIDDLE WEST CORP. ET AL.

NOTICE OF FILING AND ORDER FOR HEARING AND ORDER FOR CONSOLIDATION AND ORDER FOR RECONVENING HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 10th day of May, A. D., 1946.

In the matter of the Middle West Corporation, North West Utilities Company, File No. 70-1277; The Middle West Corporation, North West Utilities Company, Wisconsin Power and Light Company, File No. 59-23.

Notice is hereby given that The Middle West Corporation, ("Middle West"), a registered holding company, and its subsidiary, North West Utilities Company ("North West"), also a registered holding company, have filed an application-declaration with this Commission pursuant to the Public Utility Holding Company Act of 1935.

All interested persons are referred to said document which is on file in the offices of this Commission for a complete statement of the transactions therein proposed, which may be summarized as follows:

North West proposes to liquidate and dissolve, distributing to its shareholders its assets, which consist principally of 1,159,850 shares of common stock of its subsidiary, Wisconsin Power and Light Company ("Wisconsin Common"). To the holders other than Middle West of its 7% Prior Lien Stock and 7% Preferred Stock ("North West Preferred"), it proposes to distribute such number of shares of Wisconsin Common as shall have a value equal to the liquidating value of such preferred shares, $100 per share, plus accrued dividends thereon. Cash will be distributed in lieu of fractional shares. The value per share of Wisconsin Common for this purpose shall equal the initial public offering price of such shares as determined at competitive bidding by underwriters who will be invited by Middle West, on behalf of the public holders of North West Preferred, to submit bids for an offer to purchase from such shareholders the shares of Wisconsin Common which they may be entitled to receive in exchange for North West Preferred. Middle West has specified that the initial offering price of Wisconsin Common shall be not less than $21.75 per share, and that the fees and expenses of the underwriting shall be paid by Middle West.

Thereafter, North West will distribute as a final liquidating dividend all its remaining assets to Middle West as the holder of the remaining preferred stock and all of its common stock.

Middle West thereupon proposes to distribute to its shareholders, pro rata as nearly as may be, the shares of Wisconsin Common to be received as described above, plus 9,075 shares of such stock presently owned by Middle West. Cash will be distributed in lieu of fractional shares. The value per share of Wisconsin Common shall equal the initial public offering price determined by the competitive bidding procedure described above. Middle West further proposes to invite on its own account competitive bids from underwriters for the purchase from it of such shares of Wisconsin Common as shall not be so distributed to its shareholders.

It appearing to the Commission that it is appropriate in the public interest and in the interest of investors and consumers that a hearing be held with respect to said matters and that said application and declaration should not be granted or permitted to become effective except pursuant to further order of this Commission; and

The Commission having heretofore on September 10, 1943, issued its findings, opinion and order pursuant to section 11 (b) (2) of the act (Holding Company Act Release No. 4552, File No. 59-23), requiring, among other things, that North West be liquidated and its existence terminated; and

It appearing to the Commission that the foregoing matters under File Nos. 70-1277 and 59-23 as they pertain to Middle West, North West, and Wisconsin Power and Light Company, are related and involve common questions of law and fact; that evidence offered in respect of each of said matters may have a bearing on the other; that the substantial savings in time, effort and expense will result if the hearings on said matters are consolidated so that they may be heard as one matter and so that evidence heretofore or hereafter adduced with respect to each of said matters may stand as evidence in both of said matters for all purposes;

It is ordered, That the hearing "In the Matter of The Middle West Corporation, North West Utilities Company and Wisconsin Power and Light Company, File No. 59-23" with respect to the issues and matters herein recited to be reconvened and consolidated with the hearing on the above described application and declaration. The Commission reserves the right, if at any time it may appear conducive to an orderly and economic disposition of said matters, to order a separate hearing concerning such matter, to close the record with respect to any of the matters, or to take action on any of the matters prior to the closing of the record on any other matter.

It is further ordered, That a hearing on such matters under the applicable provisions of said act and rules and regulations of the Commission thereunder be held on June 12, 1946, at 10:00 a. m., e. d. s. t., at the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia, Pennsylvania. On such day the hearing room clerk in Room 318 will advise as to the room where such hearing will be held. At such hearing cause will be shown why such application-declaration should be granted and permitted to become effective respectively. Notice is hereby given to The Middle West Corporation, to North West Utilities Company, to Wisconsin Power and Light Company, to the Wisconsin Public Service Commission, to the Federal Power Commission, and to all interested persons, said notice to be given to The Middle West Corporation, to North West Utilities Company, to Wisconsin Power and Light Company, to the Wisconsin Public Service Commission and the Federal Power Commission by registered mail, and to all other persons by publication in the FEDERAL REGISTER. All persons desiring to be heard or otherwise wishing to participate in the proceeding should notify the Commission in the manner provided by the rules of practice, Rule XVII, on or before June 10, 1946.

It is further ordered, That Allen MacCullen or any other officer of the Commission designated by it for that purpose shall preside at the hearing at such time. The officer so designated to preside at such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of said act and to a trial examiner under the Commission's rules of practice.

It is further ordered, That North West Utilities Company notify the holders of its Prior Lien Stock and its Preferred Stock, to the extent that their addresses are known or available to it, by mailing a copy of this notice and order to said security holders not later than fifteen days prior to June 12, 1946.

It is further ordered, That, without limiting the scope of the issues presented by said application-declaration otherwise to be considered in this proceeding, particular attention will be directed at such hearing to the following matters and questions:

1. Whether the proposals as presently on file or as they may hereafter be modified are necessary or appropriate to comply with the provisions of section 11 (b) of the act and the rules, regulations, and orders of the Commission adopted thereunder and are fair and equitable to all persons affected thereby.

2. Whether the proposed acquisition by The Middle West Corporation has the tendency required by section 10 (c) (2) of the act.

3. In connection with the proposed sales to underwriters of the common stock of Wisconsin Power and Light Company, whether the consideration to be received and the fees and expenses to be paid are reasonable, whether competitive conditions are maintained, and whether such sales are subject to the competitive bidding requirements of Rule U-50.

4. The propriety of the proposed accounting treatment of the several transactions on the books of the respective applicants or declarants (or both).

5. Generally, whether the proposed transactions comply with all the applicable provisions and requirements of the Public Utility Holding Company Act of 1935 and the rules and regulations promulgated thereunder, and, if not, whether and what modifications, terms or conditions should be required or imposed to satisfy the statutory standards.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-7995; Filed, May 13, 1946; 9:43 a. m.]

[File No. 70-1259]

UNION ELECTRIC CO. OF MISSOURI

SUPPLEMENTAL ORDER FOR DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 9th day of May 1946.

Union Electric Company of Missouri, a registered holding and operating subsidiary company of The North American Company, also a registered holding company, having filed a declaration and amendments thereto pursuant to sections 6 (a), 6 (b), 7 and 12 (c) of the Public Utility Holding Company Act of 1935 and Rule U-50 promulgated thereunder regarding the issue and sale of 130,000 shares of Preferred Stock, $_____ Series with a stated value of $100 per share, subject to an offer for a

period of ten days to the holders of the presently outstanding $5 Preferred Stock of an opportunity to exchange their shares on a share-for-share basis for the new Preferred Stock, $_____ Series, plus a cash adjustment; and regarding the proposed request for bids, pursuant to the competitive bidding requirements of Rule U-50, for services in effecting the exchange of the outstanding $5 Preferred Stock for the Preferred Stock, $_____ Series, and for the purchase of such of the 130,000 shares of the Preferred Stock, $_____ Series, as are not required for exchange, said bidding to determine the price to be paid the Company and the dividend rate of the preferred Stock, $_____ Series;

The Commission having by order dated April 30, 1946, permitted said amended declaration to become effective subject to the condition that the proposed issue and exchange or sale of Preferred Stock, $4 Series, should not be consummated until the results of competitive bidding pursuant to Rule U-50 shall have been made a matter of record in this proceeding and a further order shall have been entered by the Commission in the light of the record so completed; and

Union Electric Company of Missouri having filed a further amendment to the declaration herein setting forth the action taken to comply with the requirements of Rule U-50 and stating that, pursuant to the invitation for competitive bids, separate bids were received as follows:

Bidder	Dividend rate	Price to company (per sh.) before bidder's commission	Compensation paid to bidder	Annual cost to company
Blyth & Co., Inc.	$3.50	$107	$187,200	3.31565
White, Weld & Co., and Shields & Co.	3.50	106.75	182,000	3.32226
Dillon, Read & Co., Inc.	3.50	106.125	188,500	3.34368
Lehman Bros.	3.55	106	183,000	3.30413
The First Boston Corp.	3.60	107.46	188,500	3.39591

[1] Plus accrued dividends from May 15, 1946.

Said amendment having further set forth that Union Electric Company of Missouri has accepted the bid of Blyth & Co., Inc. and that it is the present intention of the successful bidder, upon the termination of the exchange offer, to offer the Preferred Stock, $3.50 Series, not taken by exchange, for sale to the public at a price of 107% of the stated value and that the successful bidder's commission for services in effecting the exchange and underwriting the balance of the shares of Preferred Stock, $3.50 Series, not required for exchange is $187,200, representing a commission of $1.44 per share;

The Commission having examined the record in the light of said amendment, and finding no basis for imposing terms and conditions with respect to the price to be paid for the said Preferred Stock, $3.50 Series, the dividend rate thereon, or the bidder's commission;

It is ordered, That said declaration, as amended, be and the same hereby is permitted to become effective forthwith subject to the terms and conditions prescribed by Rule U-24.

By the Commission.

ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-7995; Filed, May 13, 1946; 9:42 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[MPR 188, Order 125 Under Order A-2]

JOHN R. MACGREGOR LEAD CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 125 under Paragraph (a) (20) of Order A-2 under § 1499.159 (b) of Maximum Price Regulation No. 188. Manufacturers' maximum prices for consumers' goods other than apparel. John R. MacGregor Lead Company. Docket No. 6122-188.161 (a) (2)-20.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to paragraph (a) (20) of Order A-2 under § 1499.159 (b) of Maximum Price Regulation No. 188; *It is ordered:*

(a) The maximum net prices for sales of "Scotch Laddie" ready-mixed white lead paint by the John R. MacGregor Lead Company, Chicago, Ill., to its various classes of purchasers may be increased by an amount not in excess of $0.25 per gallon.

(b) Any person purchasing "Scotch Laddie" ready-mixed white lead paint for the purpose of resale in the same form may increase his presently established maximum prices under the General Maximum Price Regulation by an amount not exceeding his actual dollars-and-cents increase in cost resulting from the increase permitted the manufacturer in (a) above.

(c) The John R. MacGregor Lead Company shall furnish to each buyer purchasing "Scotch Laddie" ready-mixed white lead paint for resale on or before the date it makes the first delivery at the adjusted price a written statement as follows:

The OPA has granted an adjustment of 25¢ per gallon in the maximum prices of "Scotch Laddie" ready-mixed white lead paint manufactured by the John R. MacGregor Lead Company. You are permitted to add the actual amount of your increased cost resulting from the increase permitted the John R. MacGregor Lead Company to your existing maximum price for "Scotch Laddie" ready-mixed white lead paint.

(d) All requests of the application not granted herein are denied.

(e) This order may be amended or revoked by the Office of Price Administration at any time.

This order shall become effective May 10, 1946.

Issued this 9th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7871; Filed, May 9, 1946; 4:37 p. m.]

[MPR 188, Corr. of Revocation of Order 4817]

METROPOLITAN INDUSTRIES

APPROVAL OF MAXIMUM PRICES

The order revoking Order No. 4817 issued on March 18, 1946, and effective March 19, 1946, under § 1499.159c of Maximum Price Regulation No. 188 was incorrectly designated. The designation is hereby corrected to read:

[MPR 188, Revocation of Order 4816]

Issued this 9th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7868; Filed, May 9, 1946; 4:37 p. m.]

[MPR 188, Rev. Order 4944]

ROBESON CUTLERY CO., INC.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

That Order No. 4944 under § 1499.158 of Maximum Price Regulation No. 188 is amended and revised as follows:

(a) This revised order establishes maximum prices for sales and deliveries of certain articles manufactured by Robeson Cutlery Company, Inc., Main Street, Perry, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Maximum prices for sales by any seller to: Jobbers	Retailers	Consumers
		Each	*Each*	*Each*
Carving set 1 11" hollow ground, chrome plated, chrome vanadium, steel knife in walnut, case with inlaid walnut handle	110	$3.75	$5.00	$8.
Same as above but with 1 11" knife and 1 6¾" knife	120	6.25	8.34	14.
Same as above but with 1 11" knife and 1 6¾" knife and 1 2-tine fork	130	8.95	11.94	20.
Carving set 1 11" hollow ground, chrome plated, chrome vanadium, steel knife in pakkawood case with pakkawood handle	210	4.50	6.00	10.
Same as above but with 1 11" knife and 1 6¾" knife	220	6.75	9.00	15.
Same as above but with 1 11" knife and 1 6¾" knife, 1 2-tine fork	230	10.125	13.50	22.

These maximum prices are for the articles described in the manufacturer's application dated March 5, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory and subject to a cash discount of 2% for payment in 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 9th day of May 1946.

Issued this 9th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7869; Filed, May 9, 1946; 4:37 p. m.]

[MPR 200, Order 18]

GOODYEAR TIRE AND RUBBER CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1315.1405b of Maximum Price Regulation 260, it is ordered:

(a) *What this order does.* This order establishes maximum prices for sales by the manufacturer and by wholesalers in the shoe repair trade of the brown and no-mark black men's half heels made in part of rubber and bearing the brand name Goodyear Heelite, which are manufactured by the Goodyear Tire and Rubber Company, Inc., Akron, Ohio. This order also establishes maximum prices for shoe repairmen's sales of these heels attached and unattached.

(b) *Maximum prices.* The manufacturer's and wholesaler's maximum prices for sales in the shoe repair trade of the heels described in paragraph (a) of this Order, and for shoe repairmen's sales of these heels attached and unattached, shall be as follows:

	Per pair
Sales by shoe repairmen to consumers, attached	$0.75
Sales by shoe repairmen to consumers, unattached	.30
	Per dozen pair
Sales to shoe repairmen	$3.00
Sales to wholesalers	2.25

The above maximum prices for sales to shoe repairmen shall be reduced by any cash discounts given by the seller to shoe repairmen of the same class during March 1943.

The above maximum prices for sales to wholesalers shall be decreased by 5% if the purchaser pays cash within thirty days after delivery.

All other discounts, allowances, and trade practices of sellers which were in effect during March 1942 shall apply to sales covered by this order.

(c) *Notification of maximum prices.* With or prior to the first delivery to a wholesaler or a shoe repairman of any of the heels covered by this order, the seller shall notify the purchaser in writing of the maximum prices for sales by the shoe repairman of the rubber heels attached and the maximum prices for sales by the shoe repairman of the unattached heels as established by paragraph (b) of this order. If the purchaser is a wholesaler, the notification shall include the maximum price applicable to the wholesalers resales to wholesalers and to shoe repairman, and a statement that such purchaser is required by this order to notify any shoe repairman to whom he sells of the maximum prices for the sales of the heels by the shoe repairman, attached, and unattached, as established by paragraph (b) of this order.

(d) All provisions of Maximum Price Regulation 200 that are not inconsistent with this order shall apply to sales covered by this order.

(e) This order may be revoked or amended by the Administrator at any time.

This order shall become effective May 10, 1946.

Issued this 9th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7872; Filed, May 9, 1946; 4:37 p. m.]

[MPR 389, Order 57]

HAERING'S MARKET ET AL.

ESTABLISHMENT OF MAXIMUM PRICES

On March 8, 1946, Stephen Haering, doing business as Haering's Market, 1836 Fond du Lac Avenue, Milwaukee, Wisconsin, filed an application for the establishment of maximum prices on sales of the sausage products known as "Smoked soft summer sausage", "Smoked hard summer sausage" and "Paprika head cheese" and made in accordance with the individual secret formulae submitted by the applicant. That application was assigned Docket No. 6036.3-389-2 (a)-55.

Due consideration has been given to the application and an opinion in support of this order has been issued simultaneously herewith and filed with the Division of the Federal Register.

For the reasons set forth in the opinion, and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328, and pursuant to the provisions of section 2 (a) (6) of Maximum Price Regulation No. 389, *It is ordered:*

(a) That the maximum prices other than at retail for the sausage products known as "Smoked soft summer sausage", Smoked hard summer sausage" and "Paprika head cheese" and made by Stephen Haering d/b/a Haering's Market in accordance with the individual formulae submitted to the Office of Price Administration with the application for this order, except that a yield not in excess of 95% shall be maintained for the product known as "Smoked soft summer sausage", shall be determined by the seller as follows:

(1) The base prices for these products are established at the following amounts per hundredweight:

Smoked soft summer sausage	$26.00
Smoked hard summer sausage	35.75
Paprika head cheese	21.75

NOTE: If sold not boxed, 50 cents per cwt. must be deducted from the above prices.

(2) To the base price should be added the proper zone differential provided in section 12 (b) of Maximum Price Regulation No. 389 for sausage which is not Kosher sausage, all beef sausage or sausage containing meat and meat by-products from swine only. In determining the proper zone differentials to be added, the zone description provided in section 14 of Maximum Price Regulation No. 389 shall be used.

(3) That to the sum of the base price plus the applicable zone differential the "Permitted additions to base prices" provided in section 12 (c) of Maximum Price Regulation No. 389 may be added when applicable.

(b) That with the first delivery of "Smoked Soft Summer Sausage", "Smoked Hard Summer Sausage" or "Paprika Head Cheese" to a wholesaler, peddler-truck-seller, or intermediate distributor, Stephen Haering d/b/a Haering's Market shall supply each such seller with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for "Smoked Soft Summer Sausage", "Smoked Hard Summer Sausage" and "Paprika Head Cheese" have been established by the Office of Price Administration at the following base prices per hundredweight:

Smoked soft summer sausage	$26.00
Smoked hard summer sausage	35.75
Paprika head cheese	21.75

To these may be added the zone differentials provided in section 12 (b) of MPR 389 (See section 14 for zone boundaries) plus the permitted additions of section 12 (c). We are required to inform you that if you are a wholesaler, a peddler-truck-seller, or an intermediate distributor you must figure your ceiling prices for these products pursuant to the same sections of Maximum Price Regulation No. 389.

(c) That with the first delivery of "Smoked Soft Summer Sausage", "Smoked Hard Summer Sausage" or "Paprika Head Cheese" to a retailer the seller shall supply such retailer with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for "Smoked Soft Summer Sausage" "Smoked Hard Summer

Sausage" and "Paprika Head Cheese" have been established by the Office of Price Administration. We are required to inform you that if you are a retailer, you must figure your ceiling price for these items in accordance with the provisions of Maximum Price Regulation No. 336.

(d) That all pertinent provisions of Maximum Price Regulation No. 389, including the descriptive labelling and invoicing provisions of section 4, the recording and reporting provisions of section 6, and the definitions of section 13, in addition to the pricing provisions of paragraphs (b) and (c) of section 12 shall be applicable to all sales made under this order.

(e) That the maximum retail prices at which Stephen Haering d/b/a Haering's Market may sell his "Smoked Soft Summer Sausage", "Smoked Hard Summer Sausage" and "Paprika Head Cheese" to ultimate consumers shall be determined by the said Stephen Haering d/b/a Haering's Market in accordance with the provisions of section 23 of Maximum Price Regulation No. 336, using the sum obtained by adding the base prices hereinbefore set forth to the proper zone differential, specified in section 12 (b) of Maximum Price Regulation No. 389 as the "total net delivered cost" required by the cited section of Maximum Price Regulation No. 336.

(f) All prayers of the application not herein granted are denied.

(g) This Order No. 57 may be revoked or amended by the Price Administrator at any time.

This Order No 57 shall become effective May 10, 1946.

Issued this 9th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7873; Filed, May 9, 1946; 4:38 p. m.]

[MPR 591, Order 492]

UNIVERSAL REFRIGERATION CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any persons of the following commercial refrigerator, manufactured by the Universal Refrigeration Company of Los Angeles, California, and as described in the application dated February 26, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Model	On sales to—		
	Distributors	Dealers	Consumers
U-40 commercial refrigerator	$388.00	$465.00	$775.00

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Universal Refrigeration Company of Los Angeles, California, shall stencil on the inside lid or cover of the commercial refrigerator covered by this order, substantially the following:

OPA Maximum Retail Price—$------

Plus freight and crating as provided in Order No. 492 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 10, 1946.

Issued this 9th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7875; Filed, May 9, 1946; 4:38 p. m.]

[MPR 591, Order 493]

STRATA AIRE CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following farm freezers manufactured by The Strata Aire Corporation and as described in the application dated March 19, 1946 which is on file with the Prefabrication & Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
50 cu. ft. ½ hp. condensing unit	$547.00	$657.00	$1,095.00
30 cu. ft. ½ hp. condensing unit	397.50	477.00	795.00
24 cu. ft. ½ hp. condensing unit	339.50	407.40	679.00

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Strata-Aire Corporation shall stencil on the inside of lid, or cover of the farm freezers covered by this order, substantially the following:

OPA Maximum Retail Price $------

Plus freight and crating as provided in Order No. 493 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 10, 1946.

Issued this 9th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7876; Filed, May 9, 1946; 4:39 p. m.]

[Rev. SO 119, Corr. to Order 141]

NATIONAL ENAMELING STAMPING CO.

ADJUSTMENT OF CEILING PRICES

Paragraph b (ii) of Order No. 141, issued pursuant to sections 15 and 16 of Revised Supplementary Order No. 119 is corrected by substituting the word, "same," for the word, "sale."

This correction shall become effective as of the first day of April, 1946.

Issued this 9th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7877; Filed, May 9, 1946; 4:39 p. m.]

[Order 81 Under Order 375 Under 8 (b), Amdt. 1]

HOMESPUN FRUIT CO.

ESTABLISHMENT OF MAXIMUM PRICES

Amendment No. 1 to order No. 81 under order 375 of § 1499.3 (b) of the General Maximum Price Regulation. Homespun Fruit Company. Docket No. 6035.2-375-1(d)-1.

For the reasons set forth in an opinion issued simultaneously herewith, *It is ordered:*

That Order No. 81 under Order 375 of § 1499.3 (b) of the General Maximum Price Regulation be amended in the following respect:

1. The maximum delivered price as set forth in paragraph (a) for sales by Homespun Fruit Company to wholesalers, wagon wholesalers, chain stores and cooperatives is amended to read: $1.91.

2. Paragraph (d) (1) is amended by deleting the figures: $1.83 and inserting in place thereof the figure: $1.91.

The amendment shall become effective May 11, 1946.

Issued this 10th day of May 1946.

NOTE: This order has the prior written approval of the Secretary of Agriculture (10 F.R. 8419, 9419, 10961, 12305)

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7912; Filed, May 10, 1946; 11:31 a. m.]

[SO 148, Order 5]

EAGLE ELECTRICAL MANUFACTURING CO., INC.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to the provisions of Supplementary Order No. 148; it is ordered:

(a) *Manufacturer's ceiling prices.* This order establishes maximum prices for sales and deliveries of Model No. 395 desk lamp and Model No. 575 bed lamp manufactured by Eagle Electric Manufacturing Company, Inc., of 23-10 Bridge Plaza South, Long Island City 1, N. Y., for sales by it to jobbers as follows:

Article	Model No.	Maximum prices for sales to jobbers
		Each
Utility desk lamp	395	$1.00
Bakelite nite-beam bed lamp	575	.91

(1) The application is denied as to Bakelite Bed Lamp, Model No. 300.

(b) *Maximum prices of purchasers for resale.* (1) A reseller at wholesale who determined his maximum resale price under section 4.5 (b) of Supplementary Regulation 14 J shall calculate his ceiling price according to the method provided by paragraph (b) (2) of section 4.5 on the basis of the manufacturer's adjusted ceiling price as permitted by this order regardless of whether the article was sold by the reseller during March 1942.

(2) A reseller at wholesale who determines his maximum resale price under section 4.5 (c) of Supplementary Regulation 14 J shall calculate his ceiling price according to the method provided by paragraph (c) of section 4.5 on the basis of the seller's invoice cost.

(3) A reseller at wholesale who cannot determine his ceiling price in accordance with the foregoing provisions shall apply to the Office of Price Administration for the establishment of his ceiling prices in accordance with the provisions of section 4.5 (d) of Supplementary Regulation 14 J. Ceiling prices authorized under that provision will reflect the supplier's prices adjusted in accordance with this order.

(c) A reseller who determined his maximum resale price under the General Maximum Price Regulation shall calculate his ceiling prices by adding to his invoice cost the same percentage mark-up which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is one which meets all of the following tests:

(1) It belongs to the narrowest trade category which includes the article being priced.

(2) Both it and the article being priced were purchased from the same class of supplier.

(3) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage mark-up is applied.

(4) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method the seller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(d) A retailer who must determine his ceiling price under Maximum Price Regulation No. 580 shall compute his ceiling price in the manner provided by that regulation.

(e) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in effect during March 1942, or thereafter, properly established under OPA regulations.

(f) *Notification.* At the time of or prior to the first invoice to a purchaser for resale showing a ceiling price adjusted in accordance with the terms of this order, the seller shall notify in writing each purchaser for resale, of the adjusted ceiling prices for resales of the articles covered by this order. This notice may be given in any convenient form.

(g) The provisions of Order No. 63 under Supplementary Order No. 119 issued on the 29th day of January 1946, and any amendments thereto are hereby revoked insofar as the said Order No. 63 applies to Utility Desk Lamp, Model No. 395; and Bakelite Nite-Beam Bed Lamp, Model No. 575, manufactured by Eagle Electric Manufacturing Company, Inc.

(h) The provisions of Supplementary Order No. 153 shall not apply to any of the articles covered by this order.

(i) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 10th day of May 1946.

Issued this 9th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7878; Filed, May 9, 1946; 4:39 p. m.]

[MPR 120, Order 1655]

BROWN BROS. COAL CO. ET AL

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton for the indicated uses and shipments as set forth herein. All are in District No. 2. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.213 and all other provisions of Maximum Price Regulation No. 120.

BROWN BROTHERS COAL CO., 916 SUNSET AVE., GROVE CITY, PA., BROWN BROTHERS MINE, BROOKVILLE SEAM, MINE INDEX NO. 4186,[1] BUTLER COUNTY, PA., SUBDISTRICT 1, RAIL SHIPPING POINT, HARRISVILLE OR GROVE CITY, PA., DEEP MINE, RAILROAD FUEL PRICE GROUP A

	Size group Nos.										
	1	2	3	4	5	6	7	8	9	10	11
Price classification	G	G	G	G	G	F	G	G	G	------	------
Rail shipment	330	330	320	320	320	310	290	290	275	------	------
Railroad fuel	335	335	335	335	335	320	290	290	290	290	------
Truck shipment [1]	455	455	455	435	425	425	425	340	310	310	290

DAVID E. CONERY & SONS, BOX 66, MEADOWLANDS, PA., CONERY & SONS MINE, PITTSBURGH SEAM, MINE INDEX NO. 4514, WASHINGTON COUNTY, PA., SUBDISTRICT 7, RAIL SHIPPING POINT, HOUSTON, PA., STRIP MINE, RAILROAD FUEL PRICE GROUP B, MAXIMUM TRUCK PRICE GROUP NO. 6

Price classification	C	C	C	C	F	F	F	F	F	------	------
Rail shipment	334	334	319	319	284	274	259	259	244	------	------
Railroad fuel	334	334	319	319	299	284	259	259	244	244	------
Truck shipment	434	434	434	394	384	384	384	334	299	299	264

ALBERT J. FIORINA, 116 SOUTH MARKET ST., LIGONIER, PA., ALBERT J. FIORINA MINE, PITTSBURGH SEAM, MINE INDEX NO. 1265,[1] WESTMORELAND COUNTY, PA., SUBDISTRICT 6, RAIL SHIPPING POINT, LIGONIER, PA., DEEP MINE, RAILROAD FUEL PRICE GROUP B

Price classification	G	G	G	G	H	H	G	G	G	------	------
Rail shipment	330	330	320	320	315	305	290	290	275	------	------
Railroad fuel	335	335	335	335	335	320	290	290	280	280	------
Truck shipment [1]	435	435	435	415	385	385	385	325	305	305	275

FORD COAL CO., C/O LEE S. FORD, 343 EAST MAIN ST., UNIONTOWN, PA., PURITAN MINE, PITTSBURGH SEAM, MINE INDEX NO. 4506, FAYETTE COUNTY, PA., SUBDISTRICT 3, RAIL SHIPPING POINT, REMINGTON, PA., STRIP MINE, RAILROAD FUEL PRICE GROUP E, MAXIMUM TRUCK PRICE GROUP NO. 7

Price classification	D	D	C	C	C	C	C	C	C	------	------
Rail shipment	319	319	319	319	319	309	284	284	264	------	------
Railroad fuel	319	319	319	319	319	309	284	284	264	249	------
Truck shipment	424	424	424	394	384	384	384	319	299	299	274

HANKEY FARMS CO., R. F. D. NO. 1, OAKDALE, PA., HANKEY MINE, PITTSBURGH SEAM, MINE INDEX NO. 4509, ALLEGHENY COUNTY, PA., SUBDISTRICT 7, RAIL SHIPPING POINT, NOBLESTOWN, PA., STRIP MINE, RAILROAD FUEL PRICE GROUP A, MAXIMUM TRUCK PRICE GROUP NO. 5

Price classification	A	A	C	C	F	D	E	E	E	------	------
Rail shipment	339	339	319	319	284	299	259	259	244	------	------
Railroad fuel	339	339	319	319	299	299	259	259	254	254	------
Truck shipment	434	434	434	399	369	369	369	334	294	294	279

HARPER VALLEY COAL CO., R. D. NO. 1, BOX 254, IRWIN, PA., HARPER VALLEY NO. 2 MINE, REDSTONE SEAM, MINE INDEX NO. 4519, WESTMORELAND COUNTY, PA., SUBDISTRICT 9, RAIL SHIPPING POINT, VISTA, PA., DEEP AND STRIP MINE, RAILROAD FUEL PRICE GROUP D, MAXIMUM TRUCK PRICE GROUP NO. 8

Price classification	G	G	G	G	G	G	G	G	G	------	------
Rail shipment	294	294	284	284	284	274	254	254	239	------	------
Railroad fuel	294	294	284	284	284	274	254	254	244	244	------
Truck shipment	424	424	424	404	374	374	374	314	294	294	264

The foregoing maximum prices apply to strip-mined coal; to determine the effective maximum prices on deep-mined coal add 36 cents per net ton to the maximum prices listed for rail shipment and for railroad fuel add 11 cents per net ton to those listed for truck shipment.

INDUSTRIAL COAL CO. OF YOUNGSTOWN, P. O. BOX 477, MT. PLEASANT, PA., INDUSTRIAL NO. 3 MINE, LOWER KITTANNING SEAM, MINE INDEX NO. 4518, WESTMORELAND COUNTY, PA., SUBDISTRICT 3, RAIL SHIPPING POINT, MAMMOTH, PA., STRIP MINE, RAILROAD FUEL PRICE GROUP A, MAXIMUM TRUCK PRICE GROUP NO. 8

Price classification	E	E	D	D	C	C	D	D	D	------	------
Rail shipment	319	319	309	309	319	309	279	279	254	------	------
Railroad fuel	319	319	309	309	319	309	279	279	254	254	------
Truck shipment	424	424	424	404	374	374	374	314	294	294	264

ENNINGS & WAYDICE, C/O FRED JENNINGS, R. D. NO. 2, LAKE LYNN, PA., POLTER MINE, PITTSBURGH SEAM, MINE INDEX NO. 4516, FAYETTE COUNTY, PA., SUBDISTRICT 3, RAIL SHIPPING POINT, PT. MARION, PA., DEEP MINE, RAILROAD FUEL PRICE GROUP E, MAXIMUM TRUCK PRICE GROUP NO. 7

Price classification	F	F	E	E	E	E	E	E	E	------	------
Rail and river shipment	330	330	325	325	325	315	295	295	280	------	------
Railroad fuel	330	330	325	325	325	315	295	295	285	285	------
Truck shipment	435	435	435	405	395	395	395	330	310	310	285

[1] Previously established.

This order shall become effective May 10, 1946.

(56 Stat. 23, 765; 57, Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 9th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7863; Filed, May 9, 1946; 4:35 p. m.]

[SO 119, Amdt. 1 to Order 72]

A. O. SMITH CORP.

AUTHORIZATION OF MAXIMUM PRICES

Amendment No. 1 to Order 72 under Supplementary Order No. 119. Docket No. 6123-SO 119-101. Authorization of maximum prices for sales of electric fired storage water heaters manufactured by the A. O. Smith Corporation of Milwaukee, Wisconsin.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to the provisions of Supplementary Order No. 119, *It is ordered:*

Order No. 72 under Supplementary Order No. 119 is amended by deleting the phrase "the 'E' line of electric fired storage water heaters" wherever it appears and substituting for it the phrase: "its line of electric fired storage water heaters".

This amendment shall become effective May 11, 1946.

Issued this 10th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7936; Filed, May 10, 1946; 11:32 a. m.]

[Rev. SO 119, Amdt. 1 to Order 162]

CLEVELAND HEATER CO.

ADJUSTMENT OF MAXIMUM PRICES

Amendment 1 to Order No. 162 under Revised Supplementary Order 119. Adjustment of maximum prices for automatically operated storage water heaters, as specified in Maximum Price Regulation 591 manufactured by the Cleveland Heater Company of Cleveland, Ohio. Docket No. 6123-RSO 119-105.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, Order No. 162, under Revised Supplementary Order 119 is amended in the following respects:

1. Paragraph (a) (1) is amended by inserting after "Automatic gas and electric storage water heaters and tank heaters," the words, "and component parts, accessories and repair parts thereof."

2. Paragraph (c) is amended by inserting after "Automatic gas and electric storage water heaters and tank heaters," the words, "and component parts, accessories and repair parts thereof."

This amendment shall become effective May 11, 1946.

Issued this 10th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7937; Filed, May 10, 1946; 11:32 a. m.]

[Rev. SO 119, Order 197]

BROOKLYN HOSPITAL EQUIPMENT CO., INC.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* The Brooklyn Hospital Equipment Company, Murdock and Oak Streets, Johnstown, Pennsylvania may compute its adjusted ceiling prices for all the hospital equipment which it manufactures, as follows:

(1) For an article which has a properly established ceiling price in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by 19.3 per cent.

(2) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188; and prices so fixed may not be increased under this order.

(3) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) *Resellers' ceiling prices.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

(1) A reseller who had a properly established maximum price in effect before this order was issued for an article covered by this order may add to that maximum price an adjustment charge in the same dollar-and-cents amount as the adjustment charge authorized by this order for, and which he has paid to, his supplier.

(2) If the reseller did not have a properly established maximum price for the article in effect before this order was issued he shall first determine a maximum price (exclusive of adjustment charges), and to that price he may add an adjustment charge in the same dollar-and-cents amount as the adjustment authorized by this order for, and which he has paid to, his supplier. To find his maximum price (exclusive of adjustment charges) for this purpose the reseller shall add to his invoice cost, less an adjustment charge stated on that invoice, the same percentage markup which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(3) If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to the seller's terms, discounts and allowances on sales to each class of purchaser in effect during March, 1942, or thereafter properly established under OPA regulations.

(d) The provisions of Supplementary Order No. 153 shall not apply to sales of articles covered by this order.

(e) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles. This notice may be given in any convenient form.

The adjustment charge determined in accordance with this order must be stated separately upon invoices for all sales of articles covered by this order.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective on the 11th day of May 1946.

Issued this 10th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7938; Filed, May 10, 1946; 11:32 a. m.]

[Rev. SO 119, Order 199]

SHERWOOD BRASS WORKS

ADJUSTMENT OF MAXIMUM PRICES

Order No. 199 under revised Supplementary Order No. 119. Docket No. 6075-SO 119-25. Adjustment of maximum prices for sales of Ball Cock No. 66 and Beer Tap No. 8128 Hi-Boy manufactured by the Sherwood Brass Works, Detroit, Mich.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 13 of Revised Supplementary Order No. 119, it is ordered:

(a) *Maximum Prices for Sherwood Brass Works of Detroit, Mich.* (1) The above manufacturer may determine his maximum prices for his lines of ball cock No. 66 and beer tap No. 8128 Hi-Boy by increasing by the following percents his prices on these items in effect on October 1, 1941 to each class of purchaser:

	Percent
Ball Cock No. 66	7.4
Beer Tap No. 8128 Hi-Boy	6.3

(2) Since the provisions of this order are not intended to reduce properly established maximum prices, the manufacturer may continue to use as his maximum prices to each class of purchaser his properly established prices in effect under Maximum Price Regulation No. 591 in the event that such prices exceed the prices in effect to each class of purchaser on October 1, 1941 plus the increase provided for in (1) above.

(3) The maximum prices set forth above shall be subject to discounts and allowances including transportation allowances and price differentials which are at least as favorable as those the manufacturer extended or rendered or would have extended or rendered to each class of purchaser on commodities in the same general category during March 1942.

(b) *Resellers' maximum prices.* All resellers of the commodities covered by this Order (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their presently established maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted the manufacturer by this order.

(c) *Notification to all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment granted by this order is put into effect:

Order No. 199 under Revised Supplementary Order No. 119 authorizes the following increase in October 1, 1941, net prices for sales of these items manufactured by this company:

	Percent
Ball cock No. 66	7.4
Beer tap No. 8128 Hi-Boy	6.3

Resellers (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their existing maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted by Order No. 199.

(d) All prayers for relief not granted herein are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective May 10, 1946.

Issued this 10th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7939; Filed, May 10, 1946; 11:32 a. m.]

[Rev. SO 119, Order 200]

PITTSBURGH TABLE CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* Pittsburgh Table Company, 1247 Reedsdale Street, Pittsburgh, Pa., may compute its adjusted ceiling prices for all articles of metal household furniture which it manufactures, as follows:

(1) For an article in its line during October 1941, the adjusted ceiling price is the highest price charged during that month to each class of purchaser increased by 22.3 percent.

(2) For an article not in its line during October 1941, but which has a properly established ceiling price, in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by the percentage determined in accordance with "Note 3" in section 8 of Revised Supplementary Order No. 119.

(3) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188; and prices so fixed may not be increased under this order.

(4) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) *Resellers' ceiling prices.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

(1) A retailer who must determine his ceiling price under Maximum Price Regulation No. 580, and a wholesaler who must determine his ceiling price under Maximum Price Regulation No. 590, shall compute their ceiling prices in the manner provided by those regulations. However, if the supplier's invoice states both an "unadjusted maximum price" and a selling price, the reseller shall compute his ceiling prices under those regulations as they have been modified by Order No. 8 under § 1499.159e of Maximum Price Regulation No. 188.

(2) A reseller who determines his maximum resale prices under the General Maximum Price Regulation, and whose supplier's invoice states both an "unadjusted maximum price" and a selling price, shall compute his ceiling prices under that regulation as modified by Order No. 8 under § 1499.159e of Maximum Price Regulation No. 188.

If his supplier's invoice does not state an "unadjusted maximum price", the reseller shall calculate his ceiling price by adding to his invoice cost the same percentage mark-up which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose, the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of article to which, according to customary trade practices, an approximately uniform percentage mark-up is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620–759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method, the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(3) The provisions of Supplementary Order No. 153 shall not apply to the determination of ceiling prices for resales of articles covered by this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in effect during March 1942, or thereafter, properly established under OPA regulations.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles. This notice may be given in any convenient form.

(e) All requests for adjustment of maximum prices not specifically granted by this order are hereby denied.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective May 10, 1946.

Issued this 10th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–7940; Filed, May 10, 1946; 11:32 a. m.]

[Rev. SO 119, Amdt. 201]

SEMCO FURNITURE CORP.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119; it is ordered:

(a) *Manufacturer's ceiling prices.* Semco Furniture Corporation, 555 Main Street, North Tonawanda, N. Y., may compute its adjusted ceiling prices for all articles of metal household furniture which it manufactures, as follows:

(1) For an article in its line during October 1941, the adjusted ceiling price is the highest price charged during that month to each class of purchaser increased by 24.1 per cent.

(2) For an article not in its line during October 1941, but which has a properly established ceiling price, in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by the percentage determined in accordance with "Note 3" in section 8 of Revised Supplementary Order No. 119.

(3) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188; and prices so fixed may not be increased under this order.

(4) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) *Resellers' ceiling prices.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

(1) A retailer who must determine his ceiling price under Maximum Price Regulation No. 580, and a wholesaler who must determine his ceiling price under Maximum Price Regulation No. 590, shall compute their ceiling prices in the manner provided by those regulations. However, if the supplier's invoice states both an "unadjusted maximum price" and a selling price, the reseller shall compute his ceiling prices under those regulations as they have been modified by Order No. 8 under § 1499.159e of Maximum Price Regulation No. 188.

(2) A reseller who determines his maximum resale prices under the General Maximum Price Regulation, and whose supplier's invoice states both an "unadjusted maximum price" and a selling price, shall compute his ceiling prices under that regulation as modified by Order No. 8 under § 1499.159e of Maximum Price Regulation No. 188.

If his supplier's invoice does not state an "unadjusted maximum price" the reseller shall calculate his ceiling price by adding to his invoice cost the same percentage mark-up which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose, the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of article to which, according to customary trade practices, an approximately uniform percentage mark-up is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620–759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method, the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(3) The provisions of Supplementary Order No. 153 shall not apply to the determination of ceiling prices for resales of articles covered by this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in effect during March 1942, or thereafter, properly established under OPA regulations.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles. This notice may be given in any convenient form.

(e) All requests for adjustment of maximum prices not specifically granted by this order are hereby denied.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective May 10, 1946.

Issued this 10th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–7941; Filed, May 10, 1946; 11:33 a. m.]

[SO 148, Order 6]

SESSIONS CLOCK CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 3 and 4 of Supplementary Order No. 148; it is ordered:

(a) *Manufacturers' maximum prices.* The Sessions Clock Company of Forestville, Connecticut may increase by no more than $.24 each its maximum prices to jobbers for sales of electric kitchen clock Model No. 287–W of its manufacture; and may increase by no more than $.12 each its maximum prices to jobbers for sales of electric kitchen clock Model No. 386–W of its manufacture.

(b) *Maximum prices of purchasers for resale.* A purchaser for resale shall determine his maximum price by adding to his invoice cost the same percentage markup which he has on the "most comparable article" for which he has a properly established maximum price. For this purpose, the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

If the maximum price cannot be determined under the above method, the reseller shall apply to the Office of Price Administration, Washington 25, D. C., for the establishment of a maximum price under § 1499.3 (c) of the General Maximum Price Regulation. Maximum prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's customary terms, discounts, allowances and other price differentials on sales to each class of purchasers in effect during March 1942, or established under any applicable OPA regulation.

(d) *Notification.* At the time or, or prior to, the first invoice to a purchaser for resale showing a ceiling price adjusted in accordance with the terms of this order, the seller shall notify each purchaser in writing of the adjusted ceiling prices for resale of the articles covered by this order. This notice may be given in any convenient form.

(e) The Sessions Clock Company may not increase its maximum prices for sales of electric kitchen clock, Model No. 339–W, and as to sales of clocks of such model, its application for an increase in maximum price is denied.

(f) *Relation between this order and Supplementary Order No. 153.* The provisions of Supplementary Order No. 153 shall not apply to sales of any of the articles mentioned hereinabove in this order.

(g) This order may be revoked or amended by the Price Administrator at any time.

(h) *Effective date.* This order shall become effective on the 11th day of May 1946.

Issued this 10th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–7942; Filed, May 10, 1946; 11:33 a. m.]

[MPR 188, Amdt. 1 to Order 4924]

AMERICAN METALCRAFT CORP.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, *It is ordered*, That paragraph (a) (1) of Order No. 4924 under Section 1499.158 of Maximum Price Regulation No. 188 be amended as follows:

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below ,the maximum price are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
Painted metal bed lamp	103	$1.20	$1.41	$2.55

These maximum prices are for articles described in the manufacturer's application dated November 8, 1945.

This amendment shall become effective on the 11th day of May 1946.

Issued this 10th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–7915; Filed, May 10, 1946; 11:34 a. m.]

[MPR 188, Order 5004]

L. A. YOUNG SPRING AND WIRE CORP.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by L. A. Young Spring and Wire Corporation, 900 High Street, Oakland 1, Calif.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Maximum prices for sales by any seller to—		
		Wholesalers (jobbers)	Retailers (dealers)	Household consumers
Wheelbarrow	Silver Barrow No. 1.	*Each* $5.77	*Each* $7.09	*Each* $11.54

These maximum prices are for the articles described in the manufacturer's application dated April 2, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory, and subject to a cash discount of 2% for payment within 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of

purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement with correct model number and proper retail ceiling price filled in:

Model No. Silver Barrow No. 1
OPA Retail Ceiling Price—$11.54 each
Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 11th day of May 1946.

Issued this 10th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7916; Filed, May 10, 1946; 11:34 a. m.]

[MPR 120, Order 1656]

COWAN COAL CO. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton for the indicated uses and shipments as set forth herein. All are in District No. 8. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of Maximum Price Regulation No. 120.

COWAN COAL CO., BOX 225, WHITESBURG, KY., COWAN COAL CO. MINE, HAMLIN SEAM, MINE INDEX NO. 7729, LETCHER COUNTY, KY., SUBDISTRICT 3, RAIL SHIPPING POINT, ICE, KY., F. O. G. 62, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 5

	Size group Nos.													
	1	2	3	4	5	6	7	8	9	10	15, 16, 17	18	19	20, 21
Price classification	M	M	M	M	K	K	J	G	E	G	D	K	K	K
Rail shipment and railroad fuel[1]	365	365	360	360	360	350	330	325	325	360	315	300	295	295
Truck shipment	395	375	350	350	335	310	275	270	----	----	----	----	----	----

THE JOY LEE CANNEL COAL CO., BOX 86, GARRETT, KY., JOY LEE CANNEL COAL CO. MINE, CANNEL SEAM, MINE INDEX NO. 7726, WAYNE COUNTY, W. VA., SUBDISTRICT 8, RAIL SHIPPING POINT, CRUM, W. VA., F. O. G. 130, DEEP MINE, FOR ALL METHODS OF SHIPMENT TO ALL DESTINATIONS

Lump	450
Egg	400
Chips	350
Machine cutting	250

LONG COAL CO., ROUTE NO. 1, NORA, VA., LONG COAL CO. MINE, UPPER BANNER SEAM, MINE INDEX NO. 7724, DICKENSON COUNTY, VA., SUBDISTRICT 7, RAIL SHIPPING POINT, NORA, VA., F. O. G. 10, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 5

Price classification	M	M	M	M	K	K	J	G	E	E	D	G	G	G
Rail shipments and railroad fuel[1]	365	365	360	360	360	350	330	325	325	385	315	310	300	295
Truck shipment	395	375	350	350	335	310	275	270	----	----	----	----	----	----

N. J. LUCAS COAL CO., WHITESBURG, KY., N. J. LUCAS COAL CO. NO. 1 MINE, HAZARD NO. 4 SEAM, MINE INDEX NO. 7722, LETCHER COUNTY, KY., SUBDISTRICT 3, RAIL SHIPPING POINT, BELCRAFT, KY., F. O. G. 62, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 5

Price classification	M	M	M	M	K	K	J	G	E	G	D	K	K	K
Rail shipments and railroad fuel[1]	365	365	360	360	360	350	330	325	325	360	315	300	295	295
Truck shipment	395	375	350	350	335	310	275	270	----	----	----	----	----	----

[1] Subject to the provisions of Second Revised Order No. 1432 under MPR 120, as amended.

This order shall become effective May 10, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 388, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 9th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7864; Filed, May 9, 1946; 4:36 p. m.]

[MPR 260, Order 2149]

RICHARD L. SHOFF

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Richard L. Shoff, Cor. Broad and Main Sts., Yoe, Pa. (hereinafter called "manufacturer"), and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
A-B's	Queens	50	$75	[1] 10

[1] Prices apply to this brand and frontmark using only Connecticut Shadegrown (Type 61) L V-1 16" wrappers and 32% Havana (Type 81) and 68% Porto Rico (Type 46) short filler, as specified in application. Attention of the manufacturer is directed to average retail price ceiling requirement of MPR 260.

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 11, 1946.

Issued this 10th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7917; Filed, May 10, 1946; 11:34 a. m.]

[MPR 260, Order 2150]

W. W. STEWART & SONS

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) W. W. Stewart & Sons, 330 Cherry Street, Reading, Pa. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
Cadetship	Perfecto	50	$60	2 for 15
John Hay	Conchas	50	75	10
	Cadet	50	90	12
	Clubhouse	50	115	15
	De Luxe	50	141	3 for 55

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 11, 1946.

Issued this 10th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7918; Filed, May 10, 1946; 11:35 a. m.]

CAUDILL & FOX COAL CO., ERMINE, KY., CAUDILL & FOX MINE, ELKHORN SEAM, MINE INDEX NO. 7731, LETCHER COUNTY, KY., SUBDISTRICT 1, RAIL SHIPPING POINT: KONA, KY., F. O. G. 62, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 5

	Size group Nos.													
	1	2	3	4	5	6	7	8	9	10	15, 16, 17	18	19	20, 21
Price classification	K	K	K	K	K	K	J	G	E	G	D	J	J	J
Rail shipments and railroad fuel[1]	380	375	365	365	360	350	330	325	325	360	315	310	300	295
Truck shipment	395	375	350	350	335	310	275	270	----	----	----	----	----	----

JOHNSON BROTHERS, MELVIN, KY., JOHNSON MINE, ELKHORN NO. 3 SEAM, MINE INDEX NO. 7732, FLOYD COUNTY, KY., SUBDISTRICT 1, RAIL SHIPPING POINT: JACKS' CREEK, KY., F. O. G. 61, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 2

Price classification	F	F	F	F	F	F	E	E	C	C	A	F	F	F
Rail shipments and railroad fuel	400	395	385	385	370	355	335	330	330	385	320	310	305	305
Truck shipment	430	410	365	380	345	320	275	270	----	----	----	----	----	----

MAHAN-ELLISON COAL CORP., P. O. BOX 160, KNOXVILLE, TENN., MAHAN-ELLISON NO. 4 MINE, PEE WEE SEAM, MINE INDEX NO. 7736, MORGAN COUNTY, TENN., SUBDISTRICT 6, RAIL SHIPPING POINT: MAHAN, TENN., F. O. G. 70, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 1

Price classification	A	A	A	A	A	A	A	A	A	C	A	G	G	G
Rail shipments and railroad fuel	465	465	465	445	425	400	380	365	365	400	335	325	315	310
Truck shipment	455	435	365	380	345	320	275	270	----	----	----	----	----	----

[1] Subject to the provisions of Second Revised Order No. 1432 under MPR 120, as amended.

This order shall become effective May May 10, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 388, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 9th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7865; Filed, May 9, 1946; 4:36 p. m.]

[MPR 260, Order 2151]

A. SENSENBRENNER SONS

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) A. Sensenbrenner Sons, 1220 Maple Avenue, Los Angeles 15, Calif. (hereinafter called "manufacturer") and

[MPR 120, Order 1657]

CAUDILL & FOX COAL CO. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton for the indicated uses and shipments as set forth herein. All are in District No. 8. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.219 and all other provisions of Maximum Price Regulation No. 120.

wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
Union Pacific	Pony Express	50	$115.00	15
California Club	Epicures	50	108.75	2 for 29
	Presidents	50	138.00	18

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 11, 1946.

Issued this 10th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7919; Filed, May 10, 1946; 11:35 a. m.]

[MPR 260, Order 2152]

MARK CIGAR CO.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260, *It is ordered*, That:

(a) Mark Cigar Company, 1020 North Water Street, Milwaukee 2, Wis. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
Little Nick's	Breva	50	$72	9
	Perfecto	50	134	2 for 35

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 11, 1946.

Issued this 10th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7920; Filed, May 10, 1946; 11:35 a. m.]

[MPR 260, Order 2153]

MEDALIST CO., INC.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Medalist Company, Inc., 10 West 33d Street, New York 1, N. Y. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
Trovador	#8	50	$101.25	2 for 27

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this

order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 11, 1946.

Issued this 10th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7921; Filed, May 10, 1946; 11:35 a. m.]

[MPR 120, Order 1658]

RUTH LUMBER & SUPPLY CO. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (A) (6) of Maximum Price Regulation No. 120; *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton for the indicated uses and shipments as set forth herein. All are in District No. 2. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.213 and all other provisions of Maximum Price Regulation No. 120.

RUTH LUMBER & SUPPLY CO., SCOTTDALE, PA., WALTER MINE, UPPER FREEPORT SEAM, MINE INDEX NO. 4521, FAYETTE COUNTY, PA., SUBDISTRICT 3, RAIL SHIPPING POINT, KEISTER BRANCH, PA., STRIP MINE, RAILROAD FUEL PRICE GROUP A, MAXIMUM TRUCK PRICE GROUP NO. 7

	Size group Nos.										
	1	2	3	4	5	6	7	8	9	10	11
Price classification	F	E	E	E	E	E	F	F	F		
Rail shipment	294	294	289	289	289	279	259	259	244		
Railroad fuel	299	299	299	299	299	284	259	259	254	254	
Truck shipment	424	424	424	394	384	384	384	319	299	299	274

JOHN SOCIALOCK, R. D. No. 1, BOX 91, MCCLELLANDTOWN, PA., SOCIALOCK MINE, PITTSBURGH SEAM, MINE INDEX NO. 4515, FAYETTE COUNTY, PA., SUBDISTRICT 3, RAIL SHIPPING POINT, PURITAN NO. 7, DEEP MINE, RAILROAD FUEL PRICE GROUP E, MAXIMUM TRUCK PRICE GROUP NO. 7

Price classification	E	E	C	C	B	B	C	C	C		
Rail shipment	355	355	355	355	355	345	320	320	300		
Railroad fuel	355	355	355	355	355	345	320	320	300	285	
Truck shipment	435	435	435	405	395	395	330	310	310	310	285

SCOTT AND ZEBLEY, 74 HIGHLAND AVE., UNIONTOWN, PA., ZANA NO. 2 MINE, PITTSBURGH SEAM, MINE INDEX NO. 4523, FAYETTE COUNTY, PA., SUBDISTRICT 3, RAIL SHIPPING POINT, LECKRONE, PA., STRIP MINE, RAILROAD FUEL PRICE GROUP A, MAXIMUM TRUCK PRICE GROUP NO. 7

Price classification	E	E	C	C	B	B	C	C	C		
Rail shipment	319	319	319	319	319	309	284	284	264		
Railroad fuel	319	319	319	319	319	309	284	284	264	254	
Truck shipment	424	424	424	394	384	384	384	319	299	299	274

WINGERT CONTRACTING CO., INC., 601 BUTLER SAVINGS & TRUST BLDG., BUTLER, PA., LLOYD MINE, MIDDLE KITTANNING SEAM, MINE INDEX NO. 4524, BUTLER COUNTY, PA., SUBDISTRICT 1, RAIL SHIPPING POINT, HALLSTON & KIESTER, PA., STRIP MINE, RAILROAD FUEL PRICE GROUP A, MAXIMUM TRUCK PRICE GROUP NO. 2

Price classification	E	E	D	D	C	C	D	D	D		
Rail shipment	319	319	309	309	319	309	279	279	254		
Railroad fuel	319	319	309	309	319	309	279	279	254	254	
Truck shipment	444	444	444	424	414	414	414	329	299	299	279

PETE FETCHEN, R. D. No. 1, MONONGAHELA, PA., GOSPEL MINE, PITTSBURGH SEAM, MINE INDEX NO. 4505, ALLEGHENY COUNTY, PA., SUBDISTRICT 9, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 5

Truck shipment	445	445	445	410	380	380	380	345	305	305	290

FLECK BROS. COAL CO., CARNEGIE, PA., TACY MINE, PITTSBURGH SEAM, MINE INDEX NO. 4513, ALLEGHENY COUNTY, PA., SUBDISTRICT 7, DEEP MINE, MAXIMUM PRICE GROUP NO. 5

Truck shipment	445	445	445	410	380	380	380	345	305	305	290

FLECK BROS. COAL CO., CARNEGIE, PA., SCHAFFER MINE, PITTSBURGH SEAM, MINE INDEX NO. 4512, ALLEGHENY COUNTY, PA., SUBDISTRICT 7, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 5

Truck shipment	445	445	445	410	380	380	380	345	305	305	290

MCNARY COAL CO., R. D. No. 1, FINLEYVILLE, MCNARY MINE, PITTSBURGH SEAM, MINE INDEX NO. 4522, WASHINGTON COUNTY, PA., SUBDISTRICT 7, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 6

Truck shipment	445	445	445	405	395	395	305	345	310	310	275

This order shall become effective May 10, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 9th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7866; Filed, May 9, 1946; 4:36 p. m.]

[MPR 260, Order 2154]

HAROLD BROEZELL

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Harold Broezell, 115 Elm, Mauston, Wis. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
Garcia	Londres	10	$75	10

(b) The manufacturer and wholesalers shall grant, with respect to their sales

of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 11, 1946.

Issued this 10th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7922; Filed, May 10, 1946; 11:36 a. m.]

[MPR 260, Order 2155]

BERRIMAN BROS., INC.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Berriman Bros., Inc., 402 South 22 St., Tampa 5, Fla. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Jose Villa[1]	Comet	50	*Per M* $60	*Cents* 2 for 15

[1] Prices apply to this brand and frontmark using only all Havana (Type 81) short filler and all Havana binders.

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 11, 1946.

Issued this 10th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7923; Filed, May 10, 1946; 11:36 a. m.]

[MPR 260, Order 2156]

KARL H. SITLER

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Karl H. Sitler, East Prospect, Pa. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Politano	5¼"—Invincible.	50	*Per M* $72.00	*Cents* 1 0

[1] Attention of manufacturer is directed to average retail price ceiling requirement of MPR 260.

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 11, 1946.

Issued this 10th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7924; Filed, May 10, 1946; 11:36 a. m.]

[MPR 260, Order 2157]

J. F. WHITAKER CIGAR CO.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) J. F. Whitaker Cigar Company, 661 South Fourth East, Salt Lake City, Utah (hereinafter called "manufacturer"), and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Blue Point	Banker	50	*Per M* $93.75	*Cents* 2 for 25

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 11, 1946.

Issued this 10th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7925; Filed, May 10, 1946; 11:36 a. m.]

[MPR 260, Order 2158]

CUESTA, REY & CO.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Cuesta, Rey & Company, 2416 N. Howard Avenue, Tampa 1, Fla. (hereinafter called "manufacturer"), and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Cuesta-Rey	Havana Kings	50	*Per M* $169.00	*Cents* 22

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260 shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 11, 1946.

Issued this 10th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7926; Filed, May 10, 1946; 11:37 a. m.]

[MPR 260, Order 2159]

MARGARET REACHARD

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Margaret Reachard, Church Avenue, Red Lion, Pa. (hereinafter called "manufacturer"), and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or front-

mark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
Maud Muller....	Invincible.....	50	$75	[1] 10

[1] Prices apply to this brand and frontmark using only a minimum of 78 percent Havana (Type 81) short filler as specified in application. Attention of manufacturer is directed to average retail price ceiling requirement of MPR 269.

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 11, 1946.

Issued this 10th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7927; Filed, May 10, 1946; 11:37 a. m.]

[MPR 260, Order 2160]

400 CIGAR CO.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260: *It is ordered*, That:

(a) The 400 Cigar Company, 1006 South College Street, Springfield, Ill. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
The 400.....	5".....	50	$60	2 for 15

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 11, 1946.

Issued this 10th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7928; Filed, May 10, 1946; 11:37 a. m.]

[MPR 260, Order 2161]

LOUIS WOOLF

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Louis Woolf, 29 Pearl Street, Worcester, Mass. (hereinafter called "manufacturer", and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
Chapin Jr. C-J...	Junior.....	50	$56	[1] 7
Ethner's.....	Londres.....	50	75	[1] 10

[1] Prices apply to this brand and frontmark using only all Havana (type 81) short filler.

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 11, 1946.

Issued this 10th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7929; Filed, May 10, 1946; 11:38 a. m.]

[MPR 120, Order 1659]

KELLY COAL CO. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton for the indicated uses and shipments as set forth herein. All are in District No. 2. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.213 and all other provisions of Maximum Price Regulation No. 120.

KELLY COAL CO., 28 ST. NICHOLAS BLDG., PITTSBURGH 19, PA., KAUFMAN NO. 1 MINE, LOWER KITTANNING SEAM, MINE INDEX NO. 4316, ARMSTRONG COUNTY, PA., SUBDISTRICT 1, RAIL SHIPPING POINT: WORTHINGTON AND/OR KAYLOR, PA., STRIP MINE, RAILROAD FUEL PRICE GROUP A, MAXIMUM TRUCK PRICE GROUP NO. 10

	Size group Nos.										
	1	2	3	4	5	6	7	8	9	10	11
Price classification	E	E	D	D	C	C	D	D	D	.....	.....
Rail shipment	319	319	309	309	319	309	279	279	254	.....	.....
Railroad fuel	319	319	309	309	319	309	279	279	254	254	.....
Truck shipment	404	404	404	374	369	369	369	304	284	284	264

KIMMEL & BAINBRIDGE COAL CO., ARONA, PA., SEDUNOV MINE, PITTSBURGH SEAM, MINE INDEX NO. 4135,[1] WESTMORELAND COUNTY PA., SUBDISTRICT 9, RAIL SHIPPING POINT: ADAMSBURG, PA., DEEP MINE, RAILROAD FUEL PRICE GROUP A

Price classification	D	D	C	C	C	C	D	D	D	.....	.....
Rail shipment	355	355	355	355	355	345	315	315	290	.....	.....
Railroad fuel	355	355	355	355	355	345	315	315	290	290	.....
Truck shipment [1]	435	435	435	415	385	385	385	325	305	305	275

CLARENCE B. KUHNS, BOX 17, MEADOWLANDS, PA., KUHNS MINE, PITTSBURGH SEAM, MINE INDEX NO. 4511, WASHINGTON COUNTY, PA., SUBDISTRICT 7, RAIL SHIPPING POINT: CANONSBURG, PA., STRIP MINE, RAILROAD FUEL PRICE GROUP B, MAXIMUM TRUCK PRICE GROUP NO. 6

Price classification	C	C	C	C	F	F	F	F	F	.....	.....
Rail shipment	334	334	319	319	284	274	259	259	244	.....	.....
Railroad fuel	334	334	319	319	299	284	259	259	244	244	.....
Truck shipment	434	434	434	394	384	384	384	334	299	299	264

LAYTON COAL CO., R. D. NO. 1, DAWSON, PA., LAYTON STAR MINE, UPPER FREEPORT SEAM, MINE INDEX NO. 4504, FAYETTE COUNTY, PA., SUBDISTRICT 9, RAIL SHIPPING POINT: LAYTON, PA., DEEP MINE, RAILROAD FUEL PRICE GROUP A, MAXIMUM TRUCK PRICE GROUP NO. 7

Price classification	F	F	E	E	E	E	F	F	F	.....	.....
Rail shipment	330	330	325	325	325	315	295	295	280	.....	.....
Railroad fuel	335	335	335	335	335	320	295	295	290	290	.....
Truck shipment	435	435	435	405	395	395	395	330	310	310	285

LUXNER COAL CO., CARMICHAELS, PA., LUXNER CATHY MINE, SEWICKLEY SEAM, MINE INDEX NO. 4506, GREENE COUNTY, PA., SUBDISTRICT 3, RAIL SHIPPING POINT: POLAND, PA., STRIP MINE, RAILROAD FUEL PRICE GROUP G, MAXIMUM TRUCK PRICE GROUP NO. 11

Price classification	J	J	H	H	H	H	J	J	J	.....	.....
Rail and river shipment	294	294	279	279	279	269	244	244	234	.....	.....
Railroad fuel	294	294	279	279	279	269	244	244	239	239	.....
Truck shipment	389	389	389	369	349	349	349	289	269	269	239

EMERY C. PORCH, R. D., NO. 1, ACME, PA., PORCH MINE, UPPER FREEPORT SEAM, MINE INDEX NO. 4517, WESTMORELAND COUNTY, PA., SUBDISTRICT 3, RAIL SHIPPING POINT: CALUMET, PA., DEEP MINE, RAILROAD FUEL PRICE GROUP A, MAXIMUM TRUCK PRICE GROUP NO. 8

Price classification	F	F	E	E	E	E	F	F	F	.....	.....
Rail shipment	330	330	325	325	325	315	295	295	280	.....	.....
Railroad fuel	335	335	335	335	335	320	295	295	290	290	.....
Truck shipment	435	435	435	415	385	385	385	325	305	305	275

GEORGE J. REIBEL, C/O LUDWICK ZUPANCIC, ATTORNEY AT LAW, 1103 LAW AND FINANCE BLDG., PITTSBURGH 19, PA. REIBEL MINE, PITTSBURGH SEAM, MINE INDEX NO. 4507, ALLEGHENY COUNTY, PA., SUBDISTRICT 7, RAIL SHIPPING POINT: MCDONALD, PA., STRIP MINE, RAILROAD FUEL PRICE GROUP B, MAXIMUM TRUCK PRICE GROUP NO. 5

Price classification	C	C	C	C	F	F	F	F	F	.....	.....
Rail shipment	334	334	319	319	284	274	259	259	244	.....	.....
Railroad fuel	334	334	319	319	299	284	259	259	244	244	.....
Truck shipment	434	434	434	399	369	369	369	334	294	294	279

REILAND COAL CO., 3325 MARGARET ST., PITTSBURGH 10, PA., MARGARET MINE, PITTSBURGH SEAM, MINE INDEX NO. 4525, WASHINGTON COUNTY, PA., SUBDISTRICT 7, RAIL SHIPPING POINT: BOGGS, PA., DEEP MINE, RAILROAD FUEL PRICE GROUP B, MAXIMUM TRUCK PRICE GROUP NO. 6

Price classification	D	D	C	C	F	F	G	G	G	.....	.....
Rail shipment	355	355	355	355	320	310	290	290	275	.....	.....
Railroad fuel	355	355	355	355	335	320	290	290	280	280	.....
Truck shipment	445	445	445	405	395	395	395	345	310	310	275

[1] Previously established.

This order shall become effective May 10, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E. O. 9328, 8 F.R. 4681)

Issued this 9th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7867; Filed, May 9, 1946; 4:36 p. m.]

[MPR 591, Amdt. 1 to Order 201]

SEATTLE BRASS CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, Order No. 201 under section 16 (b) (1) of Maximum Price Regulation No. 591 is amended in the following respects:

1. Paragraph (a) (1) is amended to read as follows:

(a) (1) The Seattle Brass Company of Seattle, Washington, shall determine its maximum net price under Maximum Price Regulation No. 591, to each class of purchaser for its following lines as covered by Maximum Price Regulation No. 591 by increasing its presently established maximum net prices by 12.8 percent: clamps and couplings (except garden hose clamps and couplings), nozzles (except garden hose nozzles), fire fighting standpipe equipment, plumbing and drainage staples and plumbing brass goods.

2. Paragraph (c) is amended to read as follows:

(c) *Notification to all purchasers.* The Seattle Brass Company shall give the following written notice to every purchaser of the commodities covered by this amendment at or before the time of the first billing after the amendment is put into effect.

Order No. 201 as amended under Maximum Price Regulation No. 591, effective May 11, 1946 provides for a 12.8 percent increase in the net prices for the following lines, as covered by Maximum Price Regulation No. 591, manufactured by the Seattle Brass Company: clamps and couplings (except garden hose clamps and couplings), nozzles (except garden hose nozzles), fire fighting standpipe equipment, plumbing and drainage staples and plumbing brass goods. Resellers may add to their own maximum prices in effect on May 10, 1946 the actual dollars-and-cents of item increases in acquisition cost resulting from the adjustment granted the manufacturers.

This amendment shall become effective May 11, 1946.

Issued this 10th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7932; Filed, May 10, 1946; 11:39 a. m.]

[MPR 591, Order 497]

AMERICA AND SOUTHERN CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum price, excluding federal excise tax, for sales by any person to consumers of the following electric water heater manufactured by America and Southern Corporation of Nashville, Tennessee and described in its application dated March 18, 1946, shall be:

Model 221—30 gallon, single element, automatic electric water heater, galvanized tank, insulated-------- $75.69

(b) The maximum net price, f. o. b. point of shipment, excluding federal excise tax, for sales by any person to dealers, shall be:

Model 221—30 gallon, single element, automatic electric water heater, galvanized tank, insulated-------- $51.32

(c) The maximum net price, f. o. b. point of shipment, excluding federal excise tax, for sales by any person to jobbers, shall be:

Model 221—30 gallon, single element, automatic electric water heater, galvanized tank, insulated------- $42.63

(d) The maximum prices established by this order shall be subject to such further discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general category during March 1942.

(e) The maximum prices on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(f) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers, except dealers, upon resale.

(g) America and Southern Corporation shall attach to each water heater covered by this order a tag on which will be printed the following:

OPA Maximum Retail Price—Not Installed, Including Federal Excise Tax Paid at Source—$------
(Do Not Detach)

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 11, 1946.

Issued this 10th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7933; Filed, May 10, 1946; 11:39 a. m.]

[MPR 591, Order 498]

SPARTAN AIRCRAFT CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following farm and home freezer cabinet manufactured by the Spartan Aircraft Company of Tulsa, Oklahoma, and as described in the application dated February 6, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
8 cu. ft. ¼ hp. condensing unit	$160	$192	$320

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Spartan Aircraft Company of Tulsa, Oklahoma, shall stencil on the inside of lid or cover of the farm and home freezer cabinet covered by this order, substantially the following:

OPA Maximum Retail Price—$320
Plus freight and crating as provided in Order No. 498 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 11, 1946.

Issued this 10th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7934; Filed, May 10, 1946; 11:39 a. m.]

[Rev. SO 119, Order 202]

LLOYD MANUFACTURING CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* Lloyd Manufacturing Company, North State Street, Menominee, Mich., may compute its adjusted ceiling prices for all articles of Metal Household Furniture which it manufactures, as follows:

(1) For an article in its line during October 1941, the adjusted ceiling price is the highest price charged during that month to each class of purchaser increased by 18 per cent.

(2) For an article not in its line during October 1941, but which has a properly established ceiling price, in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by the percentage determined in accordance with "Note 3" in section 8 of Revised Supplementary Order No. 119.

(3) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188; and prices so fixed may not be increased under this order.

(4) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) *Resellers' ceiling prices.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

(1) A retailer who must determine his ceiling price under Maximum Price Regulation No. 580, and a wholesaler who must determine his ceiling price under Maximum Price Regulation No. 590, shall compute their ceiling prices in the manner provided by these regulations. However, if the supplier's invoice states both an "unadjusted maximum price" and a selling price, the reseller shall compute his ceiling prices under these regulations as they have been modified by Order No. 8 under § 1499.159c of Maximum Price Regulation No. 188.

(2) A reseller who determines his maximum resale prices under the General Maximum Price Regulation, and whose supplier's invoice states both an "unadjusted maximum price" and a selling price, shall compute his ceiling prices under that regulation as modified by Order No. 8 under § 1499.159c of Maximum Price Regulation No. 188.

If his supplier's invoice does not state an "unadjusted maximum price", the reseller shall calculate his ceiling price by adding to his invoice cost the same percentage mark-up which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose, the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of article to which, according to customary trade practices, an approximately uniform percentage mark-up is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method, the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of The General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(3) The provisions of Supplementary Order No. 153 shall not apply to the determination of ceiling prices for resales of articles covered by this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in effect during March 1942, or thereafter, properly established under OPA regulations.

(d) *Notification.* At the time, of or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles. This notice may be given in any convenient form.

(e) All requests for adjustment of maximum prices not specifically granted by this order are hereby denied.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective May 10, 1946.

Issued this 10th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7980; Filed, May 10, 1946; 5:12 p. m.]

[RMPR 136, Order 623]

ABRASIVE PRODUCTS

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion, issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to section 31 of Revised Maximum Price Regulation 136; *It is ordered:*

(a) As used in this order, the phrase "abrasive products" shall be defined to mean coated, bonded and natural stone abrasives, also diamond tools including core bits, dies, .002" and larger, dressing tools, shaped tools and wheels. The phrase does not include artificial abrasive grain.

(b) As used in this order, the phrase "artificial abrasive grain" shall be defined to mean abrasive grain artificially produced from aluminum oxide, silicon carbide and similar materials.

(c) As used in this order, the phrase "current prices" shall mean the maximum prices established under section 7 of Revised Maximum Price Regulation 136, or computed under sections 8, 9 or 10 of Revised Maximum Price Regulation 136, before the addition of any increase provided to an individual manufacturer by individual adjustment under the provisions of Revised Maximum Price Regulation 136, Supplementary Order 142, or any increase computed by any individual manufacturer under the provisions of Order 591 under Revised Maximum Price Regulation 136.

(d) The maximum prices for sales by manufacturers of abrasive products shall be the current prices increased by 24.2%.

(e) The maximum prices for sales by manufacturers of artificial abrasive grain shall be the current prices increased by 22.3%.

(f) The maximum prices for sales of abrasive products and artificial abrasive grain, by resellers, shall be the maximum prices in effect just prior to the issuance of this order increased by the same percentage by which their net invoice cost has been increased by reason of the issuance of this order.

(g) All prices established under paragraphs (d), (e) and (f) of this order shall be subject to the same discounts, deductions and other allowances in effect to any purchasers and classes of purchasers just prior to the issuance of this order.

(h) Every manufacturer of abrasive products and artificial abrasive grain shall give written notice to its resellers of the percentage amount by which this order permits the reseller to increase his maximum prices.

(i) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 10, 1946.

Issued this 10th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7973; Filed, May 10, 1946; 5:09 p. m.]

[MPR 594, Order 24]

CHRYSLER CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 9a of Maximum Price Regulation 594; it is ordered:

(a) *Company sales to distributors and dealers.* Chrysler Corporation, Detroit, Michigan, hereinafter called Company, is authorized to sell and deliver at factory, Detroit, Michigan, to distributors and direct dealers each of the Plymouth new passenger automobiles listed in paragraph (a) (1) of Order 9, under MPR 594, when converted to a Dodge or De Soto passenger automobile at a maximum price not to exceed the total of the following charges:

(1) *Charge for new automobile.* A charge for the model of Plymouth new passenger automobile which is converted not to exceed the charge permitted by paragraph (a) (1) of Order 9, MPR 594, for the model which is converted.

(2) *Charge for conversion.* A charge for conversion not to exceed $15.32 in case of a conversion to a Dodge passenger automobile and $30.75 in case of a conversion to a De Soto passenger automobile.

(3) *Other charges.* The charges permitted by subparagraphs 2 to 10 inclusive of paragraph (a) of Order 9, MPR 594, which are applicable to the sale.

(b) *Company sales to users.* The Company and its wholly-owned subsidiaries, except its wholly-owned dealers, may sell to users at the factory, Detroit, Michigan, each of the Plymouth new passenger automobiles listed in subparagraph (1) of paragraph (e), Order 9, MPR 594, when converted to a Dodge or De Soto new passenger automobile at a maximum price not to exceed the total of the following charges:

(1) *Charge for the new automobile.* A charge for the model of Plymouth new passenger auotmobile which is converted not to exceed the applicable factory retail price in subparagraph (1) of paragraph (e), Order 9, MPR 594, for the model converted less 89 percent of the allowance in effect January 1, 1941, to the applicable class of purchaser.

(2) *Charge for extra or optional equipment.* A charge for each item of extra or optional equipment listed in subparagraph (2) of paragraph (e), Order 9, MPR 594, when installed at the factory, Detroit, Michigan, not to exceed the applicable factory retail price in that subparagraph less 89 percent of the allowances in effect on January 1, 1941, to the class of purchaser.

(3) *Charge for conversion.* A charge for conversion not to exceed $19.00 in case of a conversion to a Dodge new passenger automobile and $41.00 in case of a conversion to a DeSoto new passenger automobile.

(4) *Charge for State and local taxes.* A charge to cover State and local taxes on the sale or delivery of the new automobile and extra or optional equipment.

(5) *Charge for preparing and conditioning.* A charge not to exceed $13.50 for preparing and conditioning the new automobile for delivery.

(6) *Other charges.* Charges permitted by subparagraphs (4), (5), (6), (8) and (10) of paragraph (a), Order 9, MPR 594, when applicable to the sale.

(c) *Sales by distributors and direct dealers to dealers and associate dealers.* Distributors and direct dealers may sell and deliver to dealers and associate dealers each of the new passenger automobiles listed in subparagraph (1) of paragraph (a) when converted to a Dodge or DeSoto passenger automobile at a price not to exceed the total of the following charges:

(1) *Charge for new automobile.* A charge for the model of Plymouth new passenger automobile which is converted not to exceed the charge permitted by paragraph (a) (1), Order 9, MPR 594 for the model converted.

(2) *Charge for extra or optional equipment.* A charge for each item of extra or optional equipment listed in subparagraph (2) of paragraph (d), Order 9, MPR 594, when installed at the factory, Detroit, Michigan, not to exceed the applicable net wholesale price in that subparagraph.

(3) *Charge for conversion.* A charge for conversion not to exceed $15.32 in case of a conversion to a Dodge new passenger automobile and $30.75 in case of a conversion to a DeSoto new passenger automobile.

(4) *Other charges.* Charges permitted by subparagraphs (3) to (10) inclusive of paragraph (d), Order 9, MPR 594, when applicable to the sale.

(d) *Sales by resellers in continental United States.* A reseller may sell and deliver at his place of business each of the Plymouth new passenger automobiles listed in subparagraph (1) of paragraph (e), Order 9, MPR 594, when converted to a Dodge or DeSoto new passenger automobile at a price not to exceed the total of the following charges:

(1) *Charge for the new automobile.* A charge for the model of Plymouth new passenger automobile which is converted not to exceed the factory retail price in subparagraph (1) of paragraph (e), Order 9, MPR 594, for the model converted.

(2) *Charge for extra or optional equipment.* A charge for each item of extra or optional equipment listed in subparagraph (2) of paragraph (e), Order 9, MPR 594, when installed at the factory not to exceed the applicable factory retail price in that subparagraph.

(3) *Charge for conversion.* A charge for conversion not to exceed $19.00 in case of a conversion to a Dodge new passenger automobile and $41.00 in case of a conversion to a DeSoto new passenger automobile.

(4) *Other charges.* Charges permitted by subparagraphs (3) to (7) inclusive of paragraph (e), Order 9, MPR 594, when applicable to the sale.

(e) *Sales by distributors, direct dealers or resellers in territories or possessions.* A distributor, direct dealer or reseller may sell and deliver in a territory or possession of the United States each of the Plymouth new passenger automobiles listed in subparagraph (1) of paragraph (e), Order 9, MPR 594, when converted to a Dodge or DeSoto new passenger automobile at a price not to exceed the maximum price it may charge under paragraph (c) or (d) of this order, whichever is applicable, to which he may add a sum equal to the expense incurred by or charged to him for: Payment of territorial and insular taxes on the purchase, sale or introduction of the new automobile and extra or optional equipment in the territory or possession, when not charged under paragraph (c) or (d) of this order; export premiums; boxing and crating for export purposes; assembly costs, if any; marine and war risk insurance; landing, wharfage and terminal operations; ocean freight; freight to port of embarkation when not charged under paragraph (c) or (d) of this order; transportation by the most direct route from the port of debarkation to the place of business of the seller under this paragraph (e).

(f) *Definitions.* The definitions of terms in paragraph (g) of Order 9, MPR 594, shall apply to the same terms when used in this order.

(g) Letter-order 7 under MPR 594, and letter-order 4 under MPR 594 in so far as it authorizes an allowance for converting a Plymouth new passenger automobile to a DeSoto new passenger automobile, are revoked.

This order shall become effective May 10, 1946.

Issued this 10th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7979; Filed, May 10, 1946; 5:11 p. m.]

[General Order 72]

DELEGATION OF AUTHORITY TO REGIONAL ADMINISTRATORS TO MAKE FINDINGS THAT SUBSIDY APPLICANTS HAVE WILLFULLY VIOLATED MEAT OR LIVESTOCK REGULATIONS OR ORDERS ISSUED BY THE PRICE ADMINISTRATOR

Pursuant to the authority conferred upon the Price Administrator by the Emergency Price Control Act of 1942, as amended, and by Directives 55 and 70, as amended, of the Office of Economic Stabilization, the following order is prescribed:

Section 3 (a) of Office of Economic Stabilization Directive No. 55, as amended, and section 2 (a) of Office of Economic Stabilization Directive No. 70 provide:

> The Secretary of Agriculture is directed to declare invalid, in whole or in part, any claim for payment filed by an applicant who, in the judgment of the Price Administrator, has willfully violated any meat or livestock regulation or order issued by the Price Administrator. Such judgment shall be made only in the event the alleged violation is referred to the U. S. Attorney for prosecution.

I hereby delegate to any Regional Administrator, or Acting Regional Administrator, the authority to make findings that subsidy applicants have willfully violated any meat or livestock regulation or order issued by the Price Administrator and based upon such findings to recommend to the Secretary of Agriculture that he withhold or recover all subsidy payments due or paid such applicants for the calendar months during which such willful violations are found to have occurred.

Effective May 18, 1946.

Issued this 13th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8023; Filed, May 13, 1946; 11:52 a. m.

[SO 108,[1] Amdt. 6 to Special Order 3]

MEN'S TAILORED CLOTHING CATEGORIES

TEMPORARY ADJUSTMENT OF CERTAIN MAXIMUM AVERAGE PRICES

An opinion accompanying this amendment to Special Order No. 3 under section 17 of Supplementary Order 108 has been issued simultaneously herewith and filed with the Division of the Federal Register.

Special Order 3 is amended in the following respects:

1. Section 5 is amended by adding at the end of the last undesignated paragraph thereof the following: "The statements containing the information required by paragraphs (a), (b) and (c) of this section pertaining to any category listed in section 7 (c) must be filed on or before May 31, 1946."

2. Paragraph (c) is added to section 7 to read as follows:

(c) *Exemption prices for the second quarter of 1946 only.* In figuring your adjusted maximum average prices for the second quarter of 1946 only, you may use the exemption prices set forth below instead of the exemption prices listed in section 7 (a) for the same category.

(1) Category No.	(2) Exemption price (each)
E-1	$21.00
E-2	13.50
E-3	9.75
E-4	7.00
E-7	18.00
E-8	12.00
E-9	8.75
E-10	6.00
E-12A	21.00
E-12B	17.50
E-13	13.25
E-14	9.00
E-15	7.50
E-16	6.50
E-18C	13.00
E-24	10.75
E-25	8.25
E-27	5.25
E-28	4.75
E-48A	6.00
E-48B	4.50
E-49	3.75
E-50	3.00
E-53B	3.00
E-54	2.75
E-55	2.25
E-56	1.75

3. Section 10 is added to read as follows:

SEC. 10. *Recalculation of net surcharges incurred in the first quarter of 1946.*—(a) *How to recalculate the surcharge.* If you had a net surcharge at the end of the first quarter of 1946, you may subtract from that net surcharge an amount computed as follows:

Step 1: Find the amount of your net surcharge at the end of the first quarter of 1946.

Step 2: Find the difference in each category between the highest maximum average price available to you during the first quarter of 1946 and the highest maximum average price which would have been available if section 7 (c) of Special Order 3 had been in effect during the first quarter of 1946.

Step 3: For each category multiply the amount found in Step 2 by the number of units you delivered in that category during the first quarter of 1946.

Step 4: Add together the amounts found in Step 3 for all categories.

Step 5: Subtract the amount found in Step 4 from the net surcharge found in Step 1. The result is your net surcharge at the end of the first quarter of 1946.

NOTE: If the amount found in Step 4 is equal to or greater than the net surcharge found in Step 1, you are deemed to have incurred no surcharge at the end of the first quarter of 1946 and you may consider yourself on a normal operation basis during the entire second quarter of 1946. However, where the amount found in Step 4 is greater than the surcharge found in Step 1, you may not carry over the difference as a credit into your normal operation.

(b) *Filing a report of the recalculation under this section.* If you have recalculated a net surcharge as described in (a) above, you must file, together with each copy of the statement required by section 5 of this order, a separate statement showing all the calculations found in Steps 1 through 5.

This amendment shall become effective May 13, 1946.

NOTE: All reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 13th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8057; Filed, May 13, 1946; 11:48 a. m.]

[1] F. R. 4336, 5995, 6402, 8368, 10200, 12089, 12984, 13129, 15125.

[SO 94, Order 121]

WAR ASSETS ADMINISTRATION ET AL.

SPECIAL MAXIMUM PRICES FOR CERTAIN WOOD STUDENT CHAIRS

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and in accordance with section 11 of Supplementary Order 94, it is ordered:

(a) *What this order does.* This order established the maximum price for the sale and delivery by any reseller of the used wood student chairs hereinafter described which have been or may be purchased from the War Assets Administration or any other United States Government agency.

(b) *Maximum price.* The maximum price per chair (f. o. b. shipping point) for sales and deliveries by all resellers of the used wood student chairs described herein purchased from the War Assets Administration or any other Government agency, in any quantity and to any class of purchaser, shall be:

Description:	Maximum price
Used wood student chair with tablet arm approximately 12" wide x 23" long and solid shaped seat approximately 17" x 17", in various finshes	$4.50

(c) *Notification.* Any person who sells the chairs described in paragraph (b) to a retailer shall furnish the retailer with an invoice of sale setting forth the retailer's maximum price, and stating that the retailer is required by this order to attach to each chair before sale a tag or label which plainly states a selling price not in excess of $4.50.

(d) *Tagging.* Any person who sells the chairs described in paragraph (b) at retail shall attach to each chair before sale a tag or label which plainly states a selling price not in excess of $4.50, as follows:

OPA price—$———

(e) *Relation to other regulations and orders.* This order with respect to the commodity it covers supersedes any other regulation or order previously issued by the Office of Price Administration.

(f) *Definitions.* (1) "Retailer" means any person who sells to ultimate consumers.

(g) *Revocation and amendment.* This order may be revoked or amended at any time.

This order shall become effective May 14, 1946.

Issued this 13th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8056; Filed, May 13, 1946; 11:48 a. m.]

[MPR 591, Amdt. 12 to Order 1]

SPECIFIED MECHANICAL BUILDING EQUIPMENT

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 22 of Maximum Price Regulation No. 591, *It is ordered:*

Section 5.1 of Order No. 1 under Maximum Price Regulation No. 591 is amended in the following respects:

1. In paragraph (b) (2) the base date "June 23, 1944," which is stated for the item (5)—"Steel, oil, gas, and wood-fired warm air furnaces and subassemblies" is amended to read: "November 1, 1943."

2. In paragraph (d) the date "April 18, 1946", wherever it appears, is amended to read as follows: "January 13, 1946."

3. In paragraph (e) the date "April 18, 1946" is amended to read as follows: "January 13, 1946."

This amendment shall become effective as of April 19, 1946.

Issued this 13th day of May 1946.

JAMES G. ROGERS, JR.,
Acting Administrator.

[F. R. Doc. 46-8051; Filed, May 13, 1946; 11:50 a. m.]

[RMPR 136, Amdt. 1 to Order 603]

FEDERAL MOTOR TRUCK CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 21 of Revised Maximum Price Regulation 136; It is ordered:

Order No. 603, under Revised Maximum Price Regulation 136 is amended in the following respects:

1. The narrative in paragraph (a) (1) preceding the schedule is amended to read as follows:

(1) *Charge for new truck chassis.* A charge for the Model 18 series chassis in the following schedule not to exceed the applicable list price, f. o. b. factory, subject to a discount of 25%, for sales to resellers; a charge for the Model 29 series chassis in the following schedule not to exceed the applicable list price, f. o. b. factory, subject to a discount of 29.5%, for sales to resellers; a charge for Model 45, 55 and 60 series chassis in the following schedule not to exceed the applicable list price, f. o. b. factory, subject to a discount of 32.5%, for sales to resellers:

2. The schedule in paragraph (a) (1) is amended to include the following truck chassis and their respective list prices:

Model No.	Description	List price f. o. b. factory
45M	Chassis, truck, 24,000 pounds gross vehicle weight; 1942 standard specifications and equipment of Model 45, excepting the following modifications and additions: Continental B-6427 engine instead of Waukesha 6MKR engine; 10.00 x 20 12-ply front and dual rear synthetic tires on cast wheels and 9-10 rims instead of 9.00 x 20 10-ply front and dual rear natural rubber tires on cast wheels and 8" rims; air brakes instead of hydraulic brakes; addition of front wheel limiting valve and extra air reservoir; 14" diameter clutch instead of 13" diameter clutch; Truestop emergency brake instead of band brake; 3501 Timken front axle instead of 33000; radius rods instead of Hotchkiss drive on rear springs; one additional side mounted gasoline tank; overdrive transmission—Clark 270VO—instead of 270V; hand brake mounted on left side of chassis instead of in center of transmission; Gemmer 400 steering gear instead of Ross 700; Spicer 1600 series propeller shaft instead of 1500; 40 amp. generator instead of 21 amp.; oversize radiator core and tank; painted radiator shell assembly instead of chrome; tow hooks mounted on front; 19 plate battery instead of 17 plate; oversize springs—front and rear; ¾" lining on rear axle; Zenith 63AW16R carburetor governor assembly instead of 28BV12R (wheelbase):	
	143"	$4,743.50
	155"	4,743.50
	167"	4,785.75
	179"	4,827.99
	203"	4,912.65
45M2	Chassis, truck, 24,000 pounds gross vehicle weight; standard specifications and equipment as shown for Model 45M above excepting the following modifications: Timken two-speed rear axle—98415—with vacuum shifting device instead of 58301; 10.00 x 22 12-ply front and dual rear synthetic rubber tires on cast wheels and 9-10 rims instead of 10.00 x 20 12-ply front and dual rear synthetic rubber tires mounted on cast wheels and 9-10 rims (wheelbase):	
	143"	5,249.94
	155"	5,249.94
	167"	5,292.19
	179"	5,334.43
	203"	5,419.09
55M	Chassis, truck, 27,000 pounds gross vehicle weight; 1942 standard specifications and equipment of Model 55 excepting the following modifications and additions: Continental B-6427 engine instead of Waukesha 6MZJR; 11.00 x 22 12-ply front and dual rear synthetic rubber tires on cast wheels and 9-10 rims instead of 9.00 x 20 10-ply front and dual rear natural rubber tires on cast wheels and 8" rims; air brakes instead of hydraulic; addition of front wheel limiting valve and extra air reservoir; 14" diameter clutch instead of 13" diameter clutch; Timken 36020 front axle instead of 35000; Timken S-200 rear axle instead of 75743; one additional side mounted gasoline tank; overdrive transmission—Clark 270VO—instead of 270V; hand brake mounted on left side of chassis instead of in center of transmission; Gemmer 400 steering gear instead of Ross 700; 40 amp. generator instead of 21 amp.; oversize radiator core and tank; painted radiator shell assembly instead of chrome; two hooks mounted on front; 19 plate battery instead of 17 plate; ¾" brake lining on rear axle; Zenith carburetor and governor assembly 63AW16R instead of Monarch governor R7-87 and Zenith carburetor 1N-67 (wheelbase):	
	141"	5,636.45
	155"	5,636.45
	167"	5,678.70
	179"	5,720.94
	203"	5,805.61
55MA	Chassis, truck, 27,000 pounds gross vehicle weight; standard specifications and equipment as shown for Model 55M above excepting the following modifications: main transmission direct on fifth 270V instead of overdrive 270VO; 6031 auxiliary transmission (wheelbase):	
	143"	5,940.93
	155"	5,940.93
	167"	5,983.18
	179"	6,025.42
	203"	6,140.09
60MA	Chassis, truck, 28,000 pounds gross vehicle weight; standard specifications and equipment as shown for Model 55M above excepting the following modifications: Continental 22R engine instead of Continental B-6427 engine; main transmission—Fuller 5A65—instead of Clark 270VO; 703 auxiliary transmission—Spicer 1700 series propeller shaft instead of 1600; Gemmer 500 steering gear instead of Gemmer 400 (wheelbase):	
	143"	6,702.38
	155"	6,702.38
	167"	6,744.63
	179"	6,786.87
	203"	6,932.20
60M2	Chassis, truck, 28,000 pounds gross vehicle weight; standard specifications and equipment as shown for Model 55M above excepting the following modifications: Continental 22R engine instead of Continental B-6427; main transmission—Fuller 5A650—instead of Clark 270VO; Spicer 1700 series propeller shaft instead of 1600; Gemmer 500 steering gear instead of 400; Timken S-300 two-speed rear axle with vacuum shifting device instead of Timken S-200 rear axle (wheelbase):	
	143"	6,408.18
	155"	6,408.18
	167"	6,450.43
	179"	6,492.67
	203"	6,607.34

This amendment shall become effective May 10, 1946.

Issued this 10th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7978; Filed, May 10, 1946; 5:11 p. m.]

[Rev. SO 119, Order 192]

SPECIAL HARDSHIP PROVISION FOR RECONVERTING MANUFACTURERS

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 14 of Revised Supplementary Order No. 119, it is ordered:

SECTION 1. *Scope of this order.* This order applies to any reconverting manufacturer who is eligible to use the adjustment provisions of Revised Supplementary Order 119, for whom the amount of adjustment afforded by that order is not adequate to prevent financial hardship jeopardizing the continued operation of his entire business. In such a case, a special adjustment may be provided the manufacturer under this order. Such an adjustment may be made when the manufacturer can show:

(a) His ceiling prices, including any adjustment to which he is entitled under Revised Supplementary Order 119, are not high enough to prevent his entire business from operating at a projected overall loss. In making this calculation, the net profit or loss on the products eligible for adjustment under Revised Supplementary Order 119 shall be determined by a projection based on 1941 volume and overhead expense.

(b) The prospective loss operation is due to factors which are not temporary in character.

(c) His rate of production is not likely to rise high enough in the immediate future to allow him to qualify for an adjustment under other adjustment provisions based on realized cost.

SEC. 2. *Amount of adjustment.* For any manufacturer who qualified under Section 1, an adjustment will be provided sufficient to remove the projected overall loss or the projected loss on the products eligible under Revised Supplementary Order 119 whichever is the lower. The Administrator may, however, refuse to reflect fully in the price adjustment a particular cost which is so excessive in view of the industry experience, or of other information available to the Administrator, as to indicate either a temporary situation or one which the applicant could correct by the exercise of ordinary business prudence.

This order shall become effective on the 18th day of May 1946.

Issued this 13th day of May 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-8059; Filed, May 13, 1946; 11:52 a. m.]

[MPR 188, Order 14]

CLOCKS AND WATCHES

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.159e of Maximum Price Regulation No. 188, it is ordered:

SECTION 1. *Purpose of this order.* Clocks and watches have been found to be reconversion products in accordance with the standards set forth in § 1499.159e of Maximum Price Regulation No. 188. This order is issued under that section and fixes new ceiling prices for sales by manufacturers by permitting them to increase their prices (other than to ultimate consumers) in effect between October 1 and October 15, 1941, or established under certain provisions of MPR 188, by a specified price increase factor.

This order also contains provisions establishing new ceiling prices for wholesalers' and retailers' sales of clocks and watches.

SEC. 2. *Articles and persons covered.* (a) This order applies to sales by manufacturers, wholesalers, and retailers of clocks and watches. In this order the term "clocks" means both spring-wound and electric powered clocks and clock movements (complete with time trains). The term "watches" means the type of watch (commonly called "clock-type") produced by the clock industry, including those models which have one or more jewels, and includes clocks which contain watch movements.

This order does not cover electric clock motors without time trains, timing devices or clock systems which are under RMPR 136, jewelled watches produced by the jewelled watch industry, clocks and watches with imported movements which are under the MIPR or RMPR 499, respectively, or used clocks and watches which are covered by the GMPR and MPR 429.

(b) As used in this order:

(1) The terms "wholesalers" and "retailers" refer to persons making sales at wholesale and at retail as defined in the GMPR.

(2) The term "direct buying retailer" means a mail order house (an establishment selling at retail which, as a separate operating unit, makes offerings through catalogues or printed price lists, receives orders by mail, and makes deliveries by mail, railway, express, or other common carrier), a chain store (a retail store which is one or a group of ten or more retail stores under common ownership or control which, as a group, had combined sales of over $1,000,000 in 1944), or a retailer who purchases at the manufacturers ceiling price to wholesalers.

(3) The term "manufacturer's price" for the purpose of calculating resellers' ceiling prices means the manufacturer's ceiling price, or adjusted ceiling price as provided by section 3 of this order, for sales to wholesalers or his selling price to that class of purchaser if he sells at less than his ceiling price.

SEC. 3. *Manufacturers' ceiling prices.* (a) A manufacturer's ceiling price for the sale to each class of purchaser other than an ultimate consumer of a clock or a watch covered by this order is the highest of the applicable of the following:

(1) His highest price to each class of purchaser in effect between October 1 and October 15, 1941; or his ceiling price to each class of purchaser established under the First, Second, or Third Pricing Methods of MPR 188, provided that price was based on maximum prices of comparable articles which are no higher than his October 1941 prices; or established under the provisions of the Fourth Pricing Method or § 1499.159 (c) of MPR 188; plus:

20.5% in the case of watches;
17% in the case of spring-wound clocks; and
15% in the case of electric clocks.

(2) His highest price to each class of purchaser during March 1942, or his ceiling price determined under the First, Second, or Third Pricing Methods of MPR 188 based on maximum prices for the comparable articles which were higher than the manufacturer's prices in effect during October 1941.

(3) His adjusted ceiling price to each class of purchaser established under the provisions of Supplementary Orders 118, 133, or 148 or Revised Supplementary Order 119.

(4) His ceiling price to each class of purchaser established under Order No. 4332 or Revised Order 4332 under MPR 188, Simplified pricing for new small volume manufacturers.

(b) Orders may be issued under this section denying a manufacturer permission to sell at prices adjusted by all or part of the increases authorized by this section when it appears that the manufacturer has discontinued or will discontinue production of his low-priced models of any type of clocks and watches, or will decrease the proportions of low-priced to high-priced models which he manufactures, so that his present or prospective production is not representative of his sales between October 1 and October 15, 1941. The average price at which the manufacturer's products will be sold will be considered in determining how much, if any, of the increases will be granted to such a manufacturer.

SEC. 4. *Retail ceiling prices.* This section provides for the determination of retail ceiling prices of clocks and watches covered by this order. Manufacturers, except in the case of articles which are sold only to another manufacturer, are required to calculate the retail ceiling prices of their products in accordance with the provisions of this section and to comply with the tagging provisions of section 7.

(a) The retail ceiling price, except as provided in (b) below, is the "manufacturer's price" to a wholesaler plus the applicable one of the following percentages, the total to be adjusted to the nearest 5¢:

(1) 73% in the case of watches and spring-wound clocks for which the "manufacturer's price" is less than $2.90;

(2) 80% in the case of watches and spring-wound clocks for which the "manufacturer's price" is $2.90 or more but less than $5.56; and electric clocks for which the "manufacturer's price" is less than $5.56.

(3) 97% in the case of watches and clocks for which the "manufacturer's price" is $5.56 or more.

(b) The retail ceiling price for sales by a "direct buying retailer" of a clock which is not one of a line (brand) or part of line which was Fair Traded or generally sold at uniform retail prices contained in a published price list in effect during October 1941 is the retail ceiling price determined under paragraph (a) above, less 10% and adjusted to the nearest 5¢.

(c) The applicable Federal Excise tax upon the retail price may be collected in addition to the retail ceiling prices determined in accordance with this section.

SEC. 5. *Wholesalers' ceiling prices.* A wholesaler's ceiling price for a clock or watch covered by this order is the wholesale ceiling price calculated by the manufacturer in accordance with the provisions of this section.

(a) A manufacturer whose published price list in effect in October 1941 showed different prices for sales by wholesalers in small and large quantities shall determine the wholesale ceiling price for sales in smallest quantities by deducting from the retail ceiling price (exclusive of the Federal Excise tax) the applicable one of the following discounts:

(1) 28% in the case of watches and spring-wound clocks for which the manufacturer's price is less than $2.90;

(2) 30% in the case of watches and spring-wound clocks for which the manufacturer's price is $2.90 or more, but less than $5.56; and electric clocks for which the manufacturer's price is less than $5.56.

(3) 33% in the case of watches and clocks for which the manufacturer's price is $5.56 or more.

The manufacturer shall calculate wholesalers' ceiling prices for sales in larger quantities by applying to the wholesale ceiling prices for sales in smallest quantities the differentials contained in his October 1941 price list for sales in such larger quantities.

(b) A manufacturer who had no published price list in effect during October 1941 or whose price list did not show different prices for sales by wholesalers in small and large quantities shall determine the wholesale ceiling price for sales of all quantities by applying to the retail ceiling price (exclusive of the Federal excise tax) the applicable one of the following discounts:

(1) 29.5% in the case of watches and spring-wound clocks for which the manufacturer's price is less than $2.90;

(2) 32% in the case of watches and spring-wound clocks for which the manufacturer's price is $2.90 or more but less than $5.56; and electric clocks for which the manufacturer's price is less than $5.56.

(3) 35% in the case of watches and clocks for which the manufacturer's price is $5.56 or more.

SEC. 6. *Wholesalers' and retailers' terms.* (a) Wholesalers' and retailers' ceiling prices fixed by this order are subject to the cash discounts, delivery terms, allowances and other price differentials which they had in effect during March 1942 or which have been established under the applicable OPA regulation.

(b) A wholesaler or retailer who did not sell clocks and watches during March 1942, shall allow the same cash discounts, delivery terms, allowances and other price differentials which the wholesaler's or retailer's closest competitor who did sell clocks and watches during March 1942 is required to allow

in accordance with the provisions of this order.

(c) A wholesaler or retailer who cannot ascertain the cash discounts, delivery terms, etc., which his nearest competitor is required to allow, shall apply to the nearest District Office of the Office of Price Administration for an order under this section establishing the conditions to which his ceiling prices are subject. Such applications may be made by letter and shall state the type of business he is operating (wholesaler, retailer) when he started to sell clocks and watches, the brands of clocks and watches, and the classes of purchasers to whom he sells. An order will be issued under this section establishing terms, allowances and other price differentials, and conditions of sale in line with the conditions of sale generally fixed by this order.

(d) If a wholesaler or retailer who did not sell clocks and watches during March 1942 does not allow the same discounts, delivery terms, and other price differentials allowed by his nearest competitor who did sell clocks and watches during March 1942, and does not file an application in accordance with the provisions of this section, or if he fails to provide any of the information required by this section, the Price Administrator may, on his own motion, issue orders under this section fixing discounts, allowances, and other price differentials in line with such conditions of sale fixed by this order. Conditions of sale so established will apply to all sales and deliveries made on and after May 13, 1946.

SEC. 7. *Retail price tags.* (a) Unless otherwise authorized by the Office of Price Administration, no manufacturer may, on and after June 12, 1946, ship to any purchaser a clock or watch for which the retail ceiling price is fixed by this order unless there is attached to it a retail ceiling price tag or label. That tag or label shall state: The manufacturer's name or the brand name; the model designation of the article; the retail ceiling price; the amount, or the applicable percentage, of Federal excise tax upon that retail ceiling price, and that the tag or label may not be removed before the article is delivered to the consumer.

A tag or label in the following form with the blanks properly filled in will satisfy this requirement:

(Manufacturer's name or brand name)
Model No.------
OPA retail ceiling price—$------
------% Federal excise tax $------
Do Not Detach

However, a manufacturer is not required to comply with the foregoing tagging provision with respect to articles which are shipped to mail order houses or to persons who operate both as chain stores and as mail order houses; or articles which are shipped for export.

(b) On and after June 12, 1946, no retailer may display, offer for sale, sell, or deliver at retail a clock or watch for which the retail ceiling price is fixed by this order unless there is attached to it a tag or label containing all the information required by paragraph (a) of this section, except that mail order houses are not required to comply with this provision with respect to those articles for which a price no higher than their retail ceiling price is published in their current catalog or price list.

SEC. 8. *Notification.* At the time of, or prior to the first to a purchaser for resale of clocks and watches covered by this order the manufacturer shall notify the wholesaler of the wholesale ceiling prices which he has calculated in accordance with the provisions of Section 5 and the manufacturer or wholesaler shall notify retailer purchasers of the retail ceiling prices for all clocks and watches which the manufacturer does not tag with the retail ceiling price. These notices may be given in any convenient form.

SEC. 9. *Credit charges on retailers' sales.* Charges for the extension of credit may be added to the retail ceiling prices established by this order or by any order issued under this order unless otherwise provided. No such credit charge may exceed that permitted by this section.

(a) Retailers who in March 1942 collected a separately stated additional charge for the extension of credit on sales of clocks and watches, may collect a charge for the extension of credit on sales under this order, not exceeding such charge in March 1942 on a similar sale on similar terms to the same class of purchaser. Retailers who did not then so state and collect an additional charge, may collect a charge for the extension of credit only on installment plan sales; and the charge shall not exceed the separately stated additional charge collected for the extension of credit on a similar sale on similar terms to the same class of purchaser in March 1942 by the retailer's closest competitor who made such a separately stated charge.

An installment plan sale as used in the above paragraph means a sale where the unpaid balances are to be paid in installments over a period of either (1) six weeks or more from the date of sale in the case of weekly installments, or (2) eight weeks or more in the case of other than weekly installments.

(b) All charges for the extension of credit shall be quoted and stated separately. Any charge which is not quoted and stated separately or which otherwise does not conform to this section, shall for the purpose of this order, be considered to be part of the price charged for the article sold.

(c) No retailer may require as a condition of sale that the purchaser must buy on credit.

SEC. 10. *Relationship between this order and other regulations.* The provisions of this order supersede the provisions of the General Maximum Price Regulation, of Maximum Price Regulation No. 188, and of any other orders previously issued under those regulations and orders, with respect to sales and deliveries for which ceiling prices are established by this order to the extent that they are inconsistent with the provisions of those regulations.

SEC. 11. *Revocation of certain ceiling prices.* Regardless of any provisions of the General Maximum Price Regulation, Maximum Price Regulation No. 188, or any approval or order obtained or issued thereunder by the Office of Price Administration, all ceiling prices heretofore or hereafter established by any seller under those regulations or orders do not apply to any sales or deliveries made after June 12, 1946, except those manufacturers' ceiling prices continued in effect by section 3 of this order.

In addition, all resellers' ceiling prices approved or established by orders at any time under Supplementary Order No. 118, Revised Supplementary Order No. 119, Supplementary Orders 133, 148, or 153, shall not apply to any articles which are delivered by the manufacturer on or after May 13, 1946. Resellers' ceiling prices for such articles shall be determined in accordance with the provisions of this order.

SEC. 12. *Definitions.* Unless otherwise defined herein or the context otherwise requires, the definitions contained in § 1499.40 of the General Maximum Price Regulation and § 1499.163 of Maximum Price Regulation No. 188, whichever is applicable, shall apply to all terms used herein.

SEC. 13. *Delegation of authority.* Any Regional Administrator or District Administrator authorized by the appropriate Regional Administrator, may issue orders under section 6 of this order.

SEC. 14. *Modification of the provisions of this order.* The provisions of this order, as applicable to articles or persons subject hereto, may be modified by orders of general applicability issued under this section.

Effective date. This order shall become effective on the 13th day of May 1946.

NOTE: All reporting requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 13th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8047; Filed, May 13, 1946; 11:48 a. m.]

[MPR 188, Rev. Order 4866]

G. N. COUGHLAN CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, *It is ordered:*

Order No. 4866 under § 1499.158 of Maximum Price Regulation No. 188 is amended and revised as follows:

(a) This revised order establishes maximum prices for sales and deliveries of certain articles manufactured by G. N. Coughlan Company, West Orange, N. J.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Maximum prices for sales by any seller to—			
		Wholesalers (jobbers)	Chain and department stores	Other retailers	Consumers
Bean slicer, burnished aluminum alloy, die cast, bean X, 6" x 1½" x 1½"	110	*Per doz.* $6.00	*Per doz.* $7.20	*Per doz.* $8.00	*Each* $1.00

These maximum prices are for the articles described in the manufacturer's application dated February 13, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory and subject to a cash discount of 2% for payment within 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement with the correct model number and retail prices properly filled in:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 10th day of May 1946.

Issued this 9th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-7870; Filed, May 9, 1946; 4:37 p. m.]

Regional and District Office Orders.

[Region VI Order G-7 Under SR 15, Amdt. 2]

FLUID MILK IN SIOUX CITY, IOWA

For reasons set forth in the attached opinion and pursuant to the authority vested in the Regional Administrator by § 1499.75 (a) (9) of Supplementary Regulation 15 to the General Maximum Price Regulation; *It is ordered:*

That Appendix A to Order G-7 under section 18 (c) of the General Maximum Price Regulation (formerly Regional Order No. 11, issued under section 18 (c) of the General Maximum Price Regulation) is amended as follows:

APPENDIX A—SCHEDULE OF MILK PRICES IN SIOUX CITY AREA

	Sales to institutions and at wholesale	Retail	Cooperatively owned retail stores
Standard butterfat milk:	*Cents*	*Cents*	*Cents*
Gallons	45	50	49
½ gallons	23	26	25
Quarts	12	14	13
Pints	6½	7½	7
½ pints	3¼		
All special milks including homogenized vitamin "D", Guernsey and chocolate milk:			
Gallons	49	54	50
½ gallons	25	28	26
Quarts	13	15	14
Pints	7½	8½	8
½ pints	3¾		
Skim milk:			
Gallons	19	24	20
½ gallons	12	15	11
Quarts	9	10	6
Buttermilk:			
Gallons	32	37	30
Quarts	10	12	9
Pints	5½	7½	6½
½ pints	3¼		

This amendment may be revoked amended, corrected or superseded at any time.

This Amendment has been approved by the Department of Agriculture.

Effective the 9th day of May 1946.

Issued May 9, 1946.

R. E. WALTERS,
Regional Administrator.

Approved: May 8, 1946.

S. W. TATOR,
Director, Dairy Branch, Production and Marketing Administration, United States Department of Agriculture.

CHESTER BOWLES,
Director, Office of Economic Stabilization.

[F. R. Doc. 46-7879; Filed, May 9, 1946; 4:35 p. m.]

[Region II Order G-15 Under SR 15]

FLUID MILK IN NEW YORK METROPOLITAN-NORTHERN NEW JERSEY MARKETING AREA, SOUTHERN NEW JERSEY MARKETING AREA, AND PHILADELPHIA, PENNSYLVANIA MARKETING AREA

For the reasons set forth in an opinion issued and filed with the FEDERAL REGISTER and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1499.75 (a) (9) of Supplementary Regulation No. 15 to the General Maximum Price Regulation, and upon the written authorization of the Price Administrator pursuant to a directive from the Director of the Office of Economic Stabilization, it is ordered:

SECTION 1. *Explanation of the order.* This order establishes adjusted maximum prices for sales at retail of raw, pasteurized and Vitamin D-Homogenized Certified fluid milk, in glass containers in the New York Metropolitan-Northern New Jersey Marketing Area, Southern New Jersey Marketing Area and Philadelphia, Pennsylvania Marketing Area, all described in section 2 of this order. Maximum prices previously established under General Maximum Price Regulation and Supplementary Regulation No. 14A to the General Maximum Price Regulation for sales of certified fluid milk in glass containers, in the areas specified in this order, are superseded by the maximum prices established herein.

SEC. 2. *Definitions.* For the purposes of this order:

(a) "Fluid milk" means liquid cow's milk, raw or processed, which is sold for human consumption in fluid form as whole milk.

(b) "Certified fluid milk", raw, pasteurized or Vitamin D-Homogenized shall have the meanings prescribed for such types of milk by the American Association of Milk Commissions, Inc., in their bulletin entitled "Methods and Standards for the Production of Certified Milk", adopted by the association on June 19, 1944.

(c) "At retail" means a sale and delivery of Certified fluid milk to the ultimate consumer either by a store or delivered directly to the home of the ultimate consumer.

(d) "New York Metropolitan-Northern New Jersey Marketing Area" means the Boroughs of Manhattan, Brooklyn, Bronx, Queens and Richmond in the City of New York; the counties of Nassau, Suffolk, Westchester, Rockland, and Putnam in the State of New York; and the counties of Bergen, Hudson, Passaic, Essex, Union, Middlesex, Morris, Monmouth, Ocean and Somerset in the State of New Jersey.

(e) "Southern New Jersey Marketing Area" means the counties of Mercer, Burlington, Camden, Atlantic, Cape May and Gloucester.

(f) "Philadelphia, Pennsylvania Marketing Area" means the counties of Montgomery, Bucks, Chester, Delaware and Philadelphia in the Commonwealth of Pennsylvania.

SEC. 3. *Maximum prices*—(a) *Sales at retail.* The maximum price for sales at retail of Certified fluid milk in glass containers shall be the applicable adjusted maximum price for sales of the particular type of Certified milk in the specified areas set forth in Table below:

TABLE I—ADJUSTED MAXIMUM PRICES FOR SALES OF CERTIFIED MILK

	(*Cents per quart*)
New York Metropolitan-Northern New Jersey Marketing Area:	
Raw and pasteurized	24½
Vitamin D-homogenized	25½
Southern New Jersey Marketing Area:	
Raw and pasteurized	24
Vitamin D-homogenized	25
Philadelphia, Pa., Marketing Area:	
Raw and pasteurized	23½
Vitamin D-homogenized	24½

SEC. 4. *Calculations.* Where the adjusted maximum price is a unit figure containing a fraction of a cent, the seller must multiply such fractional unit figure by the total number of units in each sale or series of sales for which a single collection is made. Where the resulting amount contains a fraction of a cent, or where only one unit is sold, the seller shall adjust the maximum price to the nearest full cent, except that if the fraction should be a half cent the seller shall adjust the maximum price to the next higher cent (for example, a maximum price of 4½¢ per one unit shall be adjusted to 5¢ for one unit, 9¢ for two units, 14¢ for three units, etc.).

SEC. 5. *Geographical applicability.* The provisions of this order shall apply only to sales of Certified fluid milk, raw, pasteurized and Vitamin D-Homogenized in quart glass containers at retail in New York Metropolitan-Northern New Jersey, Southern New Jersey and Philadelphia Marketing Areas, all as defined in section 2 of this order.

This Order No. G–15 shall become effective May 10, 1946.

Issued this 10th day of May 1946.

LEO F. GENTNER,
Regional Administrator.

Approved: April 26, 1946.

T. G. STITTS,
Director, Dairy Branch, Production and Marketing Administration, United States Department of Agriculture.

For the reasons set forth in the accompanying opinion, and by virtue of the authority vested in me by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250, 9328, 9599 and 9697, I find that the issuance of Regional Order G–15 under § 1499.75 (a) (9) of Supplementary Regulation No. 15 to the General Maximum Price Regulation, is necessary to maintain the continued stabilization of the economy in the present emergency and will aid in the effective transition to a peacetime economy.

CHESTER BOWLES,
Director,
Office of Economic Stabilization.

[F. R. Doc. 46–7947; Filed, May 10, 1946; 1:23 p. m.]

[Region VI Order G–114 Under SR 15 and MPR 280]

FLUID MILK IN OMAHA, NEBR., AND COUNCIL BLUFFS, IOWA

For the reasons set forth in the accompanying opinion and under the authority vested in the Regional Administrator by § 1499.75 (a) (9) of Supplementary Regulation No. 15 to the General Maximum Price Regulation and by § 1351.807 (b) of Maximum Price Regulation No. 280, it is ordered:

(a) *Maximum wholesale and retail prices.* Maximum prices for sales of fluid milk at wholesale and retail in glass or paper containers, and for sales in bulk to stores, hotels and restaurants are hereby increased ¼¢ a half-pint, ⅓¢ a third quart, ½¢ a pint, 1¢ a quart, 2¢ a half gallon and 4¢ a gallon over the prices established by the seller under the provisions of the General Maximum Price Regulation, except that the increases permitted on sales of half-pints, and one-third quarts shall apply only to sales at wholesale.

(b) *Applicability.* Maximum prices established by paragraph (a) of this order shall apply to all sales by distributors subject to Federal Milk Marketing Order No. 35 issued pursuant to the Agricultural Marketing Agreement Act of 1937, as amended, affecting the Omaha, Nebraska and Council Bluffs, Iowa markets. It shall also apply to all resellers who obtain a major portion of their supply from distributors whose maximum prices have been increased by this order.

(c) *Multiple unit sales.* Where because of the increases permitted by paragraph (a) of this order a maximum price results in a price expressed in terms of ½ cent, the price charged for a single unit at retail may be increased to the next even cent. An opportunity must, however, be given to each buyer to purchase two units for which the maximum price will be twice the single unit price. All sales at wholesale and home delivery sales at retail shall be considered multiple unit sales unless separate collections are made for single units when delivered.

(d) *Relation of this order to office of Price Administration regulations.* Except as modified by this order, the provisions of the General Maximum Price Regulation, or any other regulation or order shall remain in full force and effect and shall not be evaded by any change in business or trade prices in effect during the applicable base period of such regulation or orders.

(e) *Revocability.* The order may be revoked, amended or corrected at any time.

This order has been approved by the Department of Agriculture.

The order shall become effective May 10, 1946.

Issued May 10, 1946.

R. E. WALTERS,
Regional Administrator.

Approved: May 8, 1946.

S. W. TATOR,
Director, Dairy Branch, Production and Marketing Administration, United States Department of Agriculture.

CHESTER BOWLES,
Director, Office of Economic Stabilization.

[F. R. Doc. 46–7946; Filed, May 10, 1946; 1:23 p. m.]

Reference

MAY 17 '46

FEDERAL REGISTER

VOLUME 11 NUMBER 95

Washington, Wednesday, May 15, 1946

The President

EXECUTIVE ORDER 9722

REASSIGNMENT OF THE FUNCTIONS OF THE SERVICE OF SUPPLY COMMAND AND THE COMMANDING GENERAL, SERVICES OF SUPPLY

By virtue of the authority vested in me by the Constitution and statutes, including Title I of the First War Powers Act, 1941 (55 Stat. 838), and as President of the United States and Commander in Chief of the Army and Navy, it is hereby ordered as follows:

The Secretary of War is authorized and directed, within thirty days from the date hereof, to reassign to such agencies and officers of the War Department as he may deem appropriate the functions, duties, and powers heretofore assigned to the service of supply command and to the Commanding General, Services of Supply.

Executive Order No. 9082 of February 28, 1942, entitled "Reorganization of the Army of the United States and Transfer of Functions within the War Department," is amended accordingly.

HARRY S. TRUMAN

THE WHITE HOUSE,
May 13, 1946.

[F. R. Doc. 46–8101; Filed, May 14, 1946; 10:41 a. m.]

Regulations

TITLE 10—ARMY: WAR DEPARTMENT

Chapter II—Aircraft

PART 202—ASSISTANCE TO CIVIL AIRCRAFT

Sections 202.1 to 202.8, inclusive, are superseded by the following §§ 202.1 to 202.6, inclusive, in revision of AR 95–50, May 3, 1946.

Sec.
202.1 Use of Government military airfields by civil aircraft.
202.2 Competition with private enterprise.
202.3 Emergency sales.
202.4 Prohibited sales.
202.5 Emergency storage and overhauling.
202.6 Prices to be charged.

AUTHORITY: §§ 202.1 to 202.6, inclusive, issued under 44 Stat. 571; 49 U.S.C. 175.

§ 202.1 *Use of Government military airfields by civil aircraft.* (a) Commanding officers are authorized to permit the landing at airfields under their jurisdiction of itinerant civil aircraft being operated at the time in connection with Government contracts, other Government interest, or the official business of the installation and to furnish assistance to operators of such aircraft as hereinafter provided.

(b) Owners of civil aircraft not engaged in connection with Government work will not be permitted to use any active Government-owned military airfields as a base. However, the use of the landing area of such airfields by operators of civil aircraft may be permitted in the discretion of the commanding officer of the installation, upon conditions that the aircraft is not operated for profit, that it is not housed on the military reservation and that assistance will not be required from the military installation as to maintenance, repairs, and operation.

(c) In the case of Government-owned military airfields declared from time to time as being on an inactive status, operators of civil aircraft may be permitted, when airfield facilities are available, to use such facilities, subject in each case to the approval of the Commanding General, Army Air Forces, and under such regulations as are now or may hereafter be prescribed by the Commanding General, Army Air Forces.

(d) With regard to airfields leased by the Government for use in common with others, owners of private and commercial aircraft may obtain permission to use the facilities in accordance with the particular lease. Use by commercial aircraft of airfields occupied by the Army Air Forces under lease providing for exclusive use by the Government will require the approval of the Commanding General, Army Air Forces, and the issuance of a War Department permit. Owners of civil aircraft may obtain permits to use airfields, occupied by the Army Air Forces under concurrent use leases, from the War Department or the lessor in accordance with the terms of the particular lease.

(e) Operators of aircraft who use military facilities at any Army airfield will be required to conform to the rules and regulations in force at the installation.

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FEDERAL REGISTER

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[1] See E. O. 9722.

Any violation of these rules and regulations will be made the subject of a report to The Adjutant General.

(f) Nothing herein contained shall be construed to prohibit or restrain any aircraft in distress from making emergency landing at any airfield.

§ 202.2 *Competition with private enterprise.* Under no conditions will War Department airfield services and facilities be made available for the use of civil aircraft in competition with private enterprise.

§ 202.3 *Emergency sales.* Commanding officers of Army Air Forces stations are authorized to make emergency sales of aircraft fuel, oil, equipment, and supplies, and to furnish mechanical service, temporary shelter, and other assistance for cash in emergencies where such supplies or assistance is required in order that aircraft may continue on its course to the nearest airport operated by private enterprise. The extent and amounts of aircraft fuel, oil, equipment, supplies, mechanical services and shelter furnished to operators of aircraft referred to in § 202.1 (a), will be as determined by the commanding officer of the station concerned. This determination will be based on the nature of the mission or flight the aircraft is engaged in and will be subject to provisions of §§ 202.4, 202.5 and 202.6.

§ 202.4 *Prohibited sales.* Complete engines, airplane wings, and other major items of equipment will not be sold.

§ 202.5 *Emergency storage and overhauling.* (a) Civil aircraft damaged to such an extent that major repairs are required may be given emergency storage at the request of the pilot, provided necessary facilities are available, at the rates for shelter shown in § 202.6, but a major or minor overhauling of civil aircraft will not be made at Army Air Forces stations by Army personnel.

(b) Damaged aircraft may, when facilities are available, be stored in its original damaged condition, but the Government will not assume any responsibility for its safekeeping and the owner will be required to take charge of it and remove it from Government storage at the earliest practical date.

§ 202.6 *Prices to be charged*—(a) *General.* All articles will be sold and assistance furnished at the fair market value prevailing locally, but in no case will aviation supplies be sold for less than cost price plus 15 percent for transportation, handling, etc.

(b) *In case of nonavailability of supplies in nearby localities.* In cases where similar supplies are not available in nearby localities the price charged will be cost price plus 15 percent.

(c) *Aviation supplies, except gasoline and oil.* On all aviation supplies, except gasoline and oil, the price listed in Army Air Forces stock lists will be considered as the cost price.

(d) *Gasoline and oil.* Cost prices on aviation gasoline and oil will be published semiannually by the Commanding General, Army Air Forces, based on the prevailing contract price.

(e) *Mechanical services.* (1) Mechanical services furnished will be charged for on the same basis as the local rate for similar work if such rates can be determined by Army Air Forces station commanders.

(2) The Commanding General, Army Air Forces, will publish hourly rates for mechanical service which will be used in all cases where a fair local value for such services cannot be determined.

(f) *Shelter.* (1) Charges for shelter of civil aircraft will be on the same basis as the local rate for similar shelter charges.

(2) The Commanding General, Army Air Forces, will publish rates to be used as shelter charges for single-engine and dual or multiple engine aircraft where no local price for shelter has been established.

(3) The free storage of airplanes owned and operated, not for profit, by Regular Army personnel, Reserve officers when on active duty, and officers of the National Guard when in Federal service, is authorized when facilities are available and the storage can be accomplished without interruption to normal operations.

[SEAL] EDWARD F. WITSELL,
Major General,
The Adjutant General.

[F. R. Doc. 46-8064; Filed, May 13, 1946; 1:35 p. m.]

TITLE 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

[Docket No. 4653]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

UNITED WATCH CO.

§ 3.6 (a) *Advertising falsely or misleadingly—Business status, advantages or connections of advertiser—Unique status or advantages:* § 3.6 (c) *Advertising falsely or misleadingly—Composition of goods:* § 3.6 (m 10) *Advertising falsely or misleadingly—Manufacture or preparation:* § 3.6 (n) *Advertising falsely or misleadingly—Nature—Product:* § 3.6 (t) *Advertising falsely or misleadingly—Qualities or properties of product or service:* § 3.6 (cc) *Advertising falsely or misleadingly—Source or origin—Maker:* § 3.96 (a) *Using misleading name—Goods—Source or origin—Maker.* In connection with the offering for sale, sale, and distribution of watches and other merchandise in commerce, (1) representing that any watch is an Elgin watch which is not manufactured by the Elgin Watch Company; (2) using the term "Elgin" in such a way as to represent either directly or by implication that respondent's watches are Elgin watches when such watches are not in fact manufactured by the Elgin Watch Company; (3) using the term "Locomotive Special" or any other term of similar import or meaning to designate or describe a watch which is not a railroad watch possessing the accuracy and dependability required for use by railroad employees; (4) representing that respondent's watches are shockproof unless the movement of said watch is of special shockproof design and construction; (5) representing that any watch is sold exclusively by the respondent when watches of the same quality, design, and construction are sold by other dealers in watches; or (6) using the term "yellow gold effect" or "gold effect" or any other term of similar import or meaning to designate or describe watch cases or other items of jewelry which are not made in whole or in part of gold; prohibited. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U.S.C., sec. 45 (b)) [Cease and desist order, United Watch Company, Docket 4653, March 26, 1946]

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 26th day of March, A. D. 1946.

In the Matter of Earl Hall, an Individual Trading as United Watch Company

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission, answer of the respondent, testimony and other evidence in support of and in opposition to the allegations of the complaint (including supplemental testimony, taken pursuant to order of the Commission of February 23, 1943, on the question of possible deception in the use of the term "yellow gold effect") taken before a trial examiner of the Commission theretofore duly designated by it, report of the trial examiner upon the evidence and exceptions filed thereto, supplemental report of the trial examiner upon the evidence, and briefs filed in support of the complaint and in opposition thereto; and the Commission having made its findings as to the facts and its conclusion that said respondent has violated the provisions of the Federal Trade Commission Act:

It is ordered, That the respondent, Earl Hall, an individual trading as United Watch Company, and his representatives, agents, and employees, directly or through any corporate or other device in connection with the offering for sale, sale, and distribution of watches and other merchandise in commerce as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from:

1. Representing that any watch is an Elgin watch which is not manufactured by the Elgin Watch Company.

2. Using the term "Elgin" in such a way as to represent either directly or by implication that respondent's watches are Elgin watches when such watches are not in fact manufactured by the Elgin Watch Company.

3. Using the term "Locomotive Special" or any other term of similar import or meaning to designate or describe a watch which is not a railroad watch possessing the accuracy and dependability required for use by railroad employees.

4. Representing that respondent's watches are shockproof unless the movement of said watch is of special shockproof design and construction.

5. Representing that any watch is sold exclusively by the respondent when watches of the same quality, design, and construction are sold by other dealers in watches.

6. Using the term "yellow gold effect" or "gold effect" or any other term of similar import or meaning to designate or describe watch cases or other items of jewelry which are not made in whole or in part of gold.

It is further ordered, That the respondent shall, within sixty (60) days after service upon him of this order, file with the Commission a report in writing, setting forth in detail the manner and form in which he has complied with this order.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 46-8130; Filed, May 14, 1946; 11:40 a. m.]

TITLE 29—LABOR

Chapter XI—National Railway Labor Panel

[General Wage Approval 2]

PART 1301—GENERAL WAGE APPROVALS

RAILWAY AND AIRLINE CARRIERS

§ 1301.2 *General Wage Approval No. 2.* (a) As exceptions to § 4001.103 (e) of Chapter XVIII of Title 32 (Supplementary Wage and Salary Regulations issued March 8, 1946 (11 F.R. 2517), by the Economic Stabilization Director) the Chairman of the National Railway Labor Panel, pursuant to authority of Executive Order 9299, as modified by Executive Order 9581, and pursuant to § 4001.308 (c) of Chapter XVIII of Title 32 (regulations of the Economic Stabilization Director), hereby approves establishment and payment by any carrier (as "carrier" is defined in Titles I and II of the Railway Labor Act amended), for positions in new plants or in new departments of existing plants occupied by employees subject to the Chairman's jurisdiction, of certain wage or salary rates or rate ranges, as specified hereinafter.

(b) The general approval granted herein covers the establishment and payment by a carrier, in the case of positions in new plants or in new departments of existing plants, of such rates or rate ranges as the same carrier has lawfully established for application to all jobs of equivalent combinations of duties and responsibilities throughout the carrier's entire system or a definite part thereof, and in so far as the establishment and payment of such identical pay scales in the new plants or departments represents no departure from the past practice of the carrier in similar situations.

(c) In the case of positions within the scope of collective agreements, the approval conveyed herein is applicable only in the event that establishment and payment of the rates or rate ranges for positions in the new plants or departments meet with the concurrence of the duly recognized bargaining representatives of the employees.

(d) This authorization is permissive in nature and shall not be construed as directing or ordering payment of such rates or rate ranges as are herein approved.

(e) The term "plants" as used herein, shall be understood to include offices, stations, repair shops, overhaul bases, aircraft landing fields, et cetera.

(E.O. 9299, Feb. 4, 1943; E.O. 9581, June 30, 1945; sec. 308 (c), Regs., Economic Stabilization Director, Mar. 8, 1946; 32 CFR, 1945 Supp., Part 4001)

Dated: May 13, 1946.

H. H. SCHWARTZ,
Chairman.

Approved:

CHESTER BOWLES,
Economic Stabilization Director.

[F. R. Doc. 46-8067; Filed, May 13, 1946; 3:30 p. m.]

TITLE 30—MINERAL RESOURCES

Chapter VI—Solid Fuels Administration for War

PART 602—GENERAL ORDERS AND DIRECTIVES

DIRECTION CONCERNING SHIPMENTS OF BITUMINOUS COAL PURCHASED FROM SURPLUS SUPPLIES OF GOVERNMENT AGENCIES AND CONSUMERS

In order to conserve further the limited bituminous coal supply for uses most essential to health and safety, the following direction is issued pursuant to Executive Order No. 9332 and SFAW Regulation No. 1.

Until further notice:

1. No person shall, without the specific authorization or direction of the Solid Fuels Administration for War, sell, ship, deliver or otherwise dispose of within the United States or for export any of the following described bituminous coal:

(a) Coal purchased or acquired directly or through another person from any state or Federal Government agency for purpose of resale.

(b) Coal purchased or acquired directly or through another person from any consumer out of his surplus stock of coal, wherever located, for purpose of resale.

2. All persons who now have or hereafter acquire coal in the categories described above shall forthwith report in writing such purchases or stocks to the Solid Fuels Administration for War, Washington 25, D. C., so that it may be distributed pursuant to specific authorization or direction designed to alleviate distress in the present emergency.

3. Any bituminous coal, the distribution of which is governed by outstanding directions or orders of the Solid Fuels Administration for War is exempt from this direction.

4. No person shall be held liable for damages or penalties under any contract for any default which shall result directly or indirectly from compliance with the provisions of this direction.

5. This direction shall take effect immediately and remain in effect until further notice.

(E.O. 9332, 8 F.R. 5355; E.O. 9125, 7 F.R. 2719; Sec. 2 (a) 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 176, 58 Stat. 827 and 59 Stat. 658)

Issued this 11th day of May 1946.

J. A. KRUG,
Solid Fuels Administrator for War.

[F. R. Doc. 46-8065; Filed, May 13, 1946; 2:05 p. m.]

PART 602—GENERAL ORDERS AND DIRECTIVES

DIRECTION TO SHIPPERS OF BITUMINOUS COAL PRODUCED AT MINES RESUMING OPERATIONS WHICH WERE SUSPENDED ON OR ABOUT APRIL 1, 1946

It is necessary during the period immediately following the resumption of mining at certain bituminous coal mines (1) that adequate coal be supplied for the continuance of activities most essential to the health and safety of the Nation and (2) that the balance of coal be distributed equitably so as to avoid hardship and distress. Accordingly, the following notice of direction is issued pursuant to SFAW Regulation No. 1, as amended:

1. Shippers of coal produced after the effective date of this notice of direction at bituminous coal mines which resume the operations that were suspended on or about April 1, 1946, are hereby relieved from the provisions freezing coal on track provided in the notice of direction dated March 28, 1946 (11 F.R. 3354).

2. Shippers described in paragraph 1 hereof are hereby prohibited from making any shipment of coal on track or of newly mined coal, except as follows:

(a) First preference is to be given to orders of public utilities, railroads, hospitals, food processing plants (including milk plants, dairies and commercial bakeries), refrigeration plants and laundries: *Provided, however*, That this preference is limited to such a consumer to the extent that his orders (1) are promptly placed with his normal suppliers, and (2) do not exceed in the aggregate a tonnage equal to his estimated consumption requirements from the date of this notice of direction to May 31, 1946, plus that amount which may be necessary to bring his stock pile as of May 31 up to a 20 days' supply. First preference is also to be given to orders of persons operating steamships or tugboats on the Great Lakes, at tidewater or on a river to the minimum extent necessary to provide the fuel for actual operation of such steamships or tugboats.

First preference is also to be given to orders of retail dealers, lake and tidewater commercial dock operators placed with normal suppliers to the limited extent necessary to assure that they receive a supply of coal equivalent to the tonnage which their consumer customers in the categories described in the foregoing paragraph would be entitled under that paragraph if such customers were eligible to receive shipments direct from the shippers whose distribution is governed by this notice of direction.

(b) Second preference is to be given to orders of industrial consumers, other than those entitled to the first preference: *Provided, however*, That this preference is limited to such a consumer to the extent that his orders (1) are promptly placed with his normal suppliers and (2) do not exceed in the aggregate a tonnage equal to his estimated consumption requirements from the date of this notice of direction to May 31, 1946.

Second preference is also to be given to orders of retail dealers, lake and tidewater commercial dock operators placed with normal suppliers to the limited extent necessary to assure that they receive a supply of coal equivalent to the tonnage which their consumer customers in the category described in the foregoing paragraph would be entitled under that paragraph if such customers were eligible to receive shipments direct from shippers whose distribution is governed by this notice of direction.

(c) Third preference is to be given to orders of domestic consumers served directly by the shipper or through a retail dealer or commercial dock operator but only to the limited extent necessary to alleviate actual hardship or distress.

(d) The balance of coal which may remain after the shipper arranges to accord during May 1946 the preferences prescribed in subsections (a), (b) and (c) above shall be distributed equitably, and so as to avoid serious impairment of the economy of the Nation, to retail dealers, commercial dock operators on the Great Lakes and at tidewater; and in the event that further distribution arrangements are necessary in order to avoid curtailment of production for lack of markets the shipper may distribute coal to build further the stock piles of the consumers described in subsection (b) hereof.

(e) Within each of the preference categories described in (a) and (b) above the shipper shall generally accord priority in shipment to the consumer whose stock pile position is weakest, taking into account his days' supply of coal, the transportation time from the mine to the consumer's stock pile, and other pertinent factors.

(f) The shipper is authorized to make such practical adjustments in the foregoing program as may be (1) necessary to assure uninterrupted mining operation, (2) necessary to assure the efficient use of available and normal transportation equipment, or (3) necessary to carry on distribution which accomplishes the objectives of this direction through sales agents, wholesalers or other normal channels of distribution.

3. No person is authorized to order or receive any coal in excess of the amount permitted to be delivered under the provisions of this direction.

4. The provisions of this direction are not applicable to the persons and transactions covered by the Notice of Direction Concerning Deliveries of Bituminous Coal by Retail Dealers and Commercial Dock Operators at Lake and Tidewater, issued on May 6, 1946 (11 F.R. 5016) which direction will continue in effect until further notice.

5. No person shall be held liable for damages or penalties under any contract for any default which shall result directly or indirectly from compliance with the provisions of this direction.

6. Applications for exceptions or modification from the provisions of this direction shall be filed with the appropriate Area Distribution Manager or with SFAW in Washington. Applications shall set forth in detail the grounds for requesting relief and information supporting the request.

7. All coal subject to this notice of direction (including tonnage at captive mines) may be diverted by specific direction of SFAW to meet emergency requirements of consumers whose continued operation is vital to the health and safety of a community.

8. The words used in this notice of direction shall have the same meaning as they had in SFAW Regulation No. 27 (10 F.R. 2909) unless otherwise indicated by the context.

9. This notice of direction shall become effective immediately and shall remain in effect until further notice.

(E.O. 9332, 8 F.R. 5355; E.O. 9125, 7 F.R. 2719; sec. 2 (a) 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 176, 58 Stat. 827 and 59 Stat. 658)

Issued this 11th day of May 1946.

J. A. KRUG,
Solid Fuels Administrator for War.

[F. R. Doc. 46-8112; Filed, May 14, 1946; 11:16 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong.; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

PART 4700—VETERANS' EMERGENCY HOUSING PROGRAM

[Veterans' Housing Program Order 1, Supp. 2]

BEGINNING CONSTRUCTION

§ 4700.3 (a) *What this supplement does.* Veterans' Housing Program Order 1 restricts the "beginning" of certain kinds of work on structures. "To begin work on a structure" is defined in paragraph (c) (2) as "to incorporate into a structure on the site materials which are to be an integral part of the structure." The restrictions of VHP–1 do not apply to work which takes place before construction has begun, and the cost of such work need not be included in the cost of a job for the purpose of determining whether it comes within the applicable allowance under paragraph (d) (1) of the order. VHP–1 also does not apply to work which was begun before it became effective and which was being carried on at the time it became effective and is carried on normally after that time. This supplement explains these provisions of the order and gives examples of their application.

(b) *Beginning construction.* Materials which are to be an integral part of a structure are considered to have been incorporated in the structure on the site only when they are placed in the position in which they are to remain permanently as a part of the structure. Furthermore, materials are considered to be an integral part of a proposed structure only if they will be physically attached to the building or structure and will be permanently located within the boundary lines of its walls. Construction is not "begun" under VHP–1 unless both these conditions are met. Paragraphs (c) and (d) below list examples of cases where construction has not begun and has begun.

(c) *Cases where construction has not begun.* The following kinds of work do not constitute begining construction on a proposed structure:

- Demolition of buildings.
- Tearing out partitions or walls in a building which is being altered.
- Site preparation such as excavating, grading, filling with dirt, gravel or crushed stone.
- Laying down driveways, walks, railroad sidings, etc.
- Erecting fences, work sheds and construction shanties.
- Laying pipes, conduits and wires outside the boundary lines of the walls of the structure.
- Building retaining walls not physically incorporated within the structure.
- Driving sheet piling to prevent cave-ins.
- Constructing or erecting forms for concrete.
- Fabricating structural steel shapes or other prefabricated sections, panels or buildings, whether off-site or on the site.
- Purchasing materials or receiving delivery of materials on or off the site.

(d) *Cases where construction has begun.* The following kinds of work constitute the beginning of construction on a proposed structure:

- Pouring concrete footings or other foundations.
- Placing reinforcing rods or mats in place in an excavation preparatory to pouring concrete.
- Driving permanent bearing piles or caissons.
- Installing pipes, conduits or wires in the place where they will remain permanently as part of the building, if located within the boundary lines of the walls of the proposed structure.
- Building foundation walls, whether laid dry or with mortar.
- Incorporating permanently in place additional building materials in a building which is being remodelled, whether the incorporation is for the purpose of repairing the parts of the building left standing or as part of the new alterations.

(e) *Carrying on construction.* The exemption from VHP–1 for work begun before the issuance of the order applies only to work which was being carried on when the order was issued and which is carried on normally afterward. This means that if a job was started before the issuance of the order, but was abandoned or discontinued either before or after the issuance of the order, it is not exempt from the order by reason of the earlier beginning. However, this does not mean that work must be carried on every day. If construction was or is suspended temporarily for reasons beyond

the builder's control such as inability to get materials or labor, or a work stoppage, or unfavorable weather conditions, the construction job is considered to have been carried on normally within the meaning of VHP–1. However, a suspension of work for more than 3 months is not considered a temporary suspension regardless of the reasons for the suspension. Application must be made to proceed with any construction on which work has been suspended for more than 3 months.

(f) *Scope of work begun.* The exemption for a structure begun before the issuance of VHP–1 is limited to the structure which was under construction at the issuance of the order. It does not apply to any other structure, even though the two are to be used together and one would be useless without the other, or even though the two structures have common heating systems or other common services, or even though the two are connected by pipes, wires, connecting passageways, bridges or the like. Furthermore, the exemption only applies to a structure of the kind and size which was under construction at the issuance of the order. For example, if a builder has begun a 3-story building 100 feet by 100 feet before the issuance of the order and was constructing this building at the time the order was issued, he would be permitted to complete this building, but he would have to get authorization if he later decided to redesign the proposed structure and build a 5-story building 100 feet by 500 feet. The exemption is limited to the building which he was in fact building when the order was issued. This rule also applies to modernization jobs. (The requirement of paragraph (d) (3) of VHP–1 that all related modernization work be considered a single job does not exempt all modernization work merely because one part of it has been started before the issuance of the order.) When one part of a modernization program has been started before the issuance of the order, a later part of the program can be considered to have been started by that time only if the two parts of the program are so closely related in space, purpose and performance as to be inseparable.

(g) *When the order took effect.* VHP–1 was filed in the Division of the Federal Register and was made available for public inspection at 11:54 a. m., eastern standard time, on March 26, 1946. VHP–1 became effective at that time with respect to the 48 States, the District of Columbia, Puerto Rico, and the Virgin Islands. Amendment 1 to VHP–1 extending the applicability of the order to the Territory of Hawaii was filed in the Division of the Federal Register and made available to the public at 10:04 a. m., eastern standard time on April 12, 1946. Therefore, the order became effective in the Territory of Hawaii at 4:34 a. m., Hawaiian standard time, on April 12, 1946.

Issued this 14th day of May 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46–8110; Filed, May 14, 1946; 11:22 a. m.]

Chapter XI—Office of Price Administration

PART 1347—PAPER, AND PAPER PRODUCTS, RAW MATERIALS FOR PAPER AND PAPER PRODUCTS, PRINTING AND PUBLISHING

[RMPR 129, Amdt. 6]

CERTAIN CONVERTED PAPER PRODUCTS AND CERTAIN INDUSTRIAL PAPERS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 129 is amended in the following respects:

1. Section 12 (a) is amended by adding subparagraph (18) to read as follows:

(18) "Bleached sulphite waxing paper" is a bleached paper, of 18 up to and including 30 lbs. basis weight, which may contain some Kraft pulp and which is specially designed for impregnation or for coating with wax or paraffin on one or both sides.

2. In Appendix A, item 10 is amended to read as follows:

(10) Certain wrapping, converting and protective papers (excluding bleached sulphite waxing paper, maximum prices for which are provided in Appendix C of this regulation).[1]

3. Appendix C is added to read as follows:

APPENDIX C—MANUFACTURERS' MAXIMUM PRICES FOR BLEACHED SULPHITE WAXING PAPERS

(a) (1) Manufacturers' maximum base price for bleached sulphite waxing paper in jumbo rolls, 24 x 36—500, 21 lb. basis weight, shall be $8.00 per cwt. f. o. b. mill, carload rate of freight allowed.

(2) For weights below 21 lbs. there may be added an amount not to exceed 15¢ per cwt. to the base price for each lb. of basis weight down to and including 18 lbs.

(3) For weights above 21 lbs. there shall be deducted from the base price an amount not less than 5¢ per cwt. for each lb. of basis weight up to and including 30 lbs.

(b) All discounts, allowances and differentials in effect in the period October 1–15, 1941 shall continue to apply. If a manufacturer had no such base period practice he shall use the discounts, allowances and differentials of his most closely competitive seller.

This amendment shall become effective May 14, 1946.

Issued this 14th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–8116; Filed, May 14, 1946; 11:29 a. m.]

[1] 10 F.R. 4336.

PART 1305—ADMINISTRATION

[SO 108,[1] Incl. Amdts. 1–12]

MANUFACTURERS' MAXIMUM AVERAGE PRICES FOR CERTAIN ITEMS OF APPAREL AND APPAREL ACCESSORIES

This compilation of Supplementary Order 108 includes Amendment 12, effective May 13, 1946. The text added and amended by Amendment 12 is underscored.

A statement of the considerations involved in the issuance of this supplementary order, issued simultaneously herewith, has been filed with the Division of the Federal Register.[1]

Sec.
1. What this order does.
2. Base periods.
3. How to find your maximum average price.
4. Maximum average price charts and supplementary information.
5. Maximum average price limitation.
6. Surcharges.
7. Makeup operation.
8. Corrections and amendments.
9. Persons who cannot establish a maximum average price for every category.
10. Transfers of business.
11. Invoices.
12. Records and reports.
13. Exemption for small volume sellers.
14. Prohibitions and enforcement.
15. Licenses required.
16. How this order may be amended.
17. Orders modifying this order.
18. Delegation of authority.
19. Relation of this order to other price regulations.
20. Definitions.
21. Individual adjustment in certain hardship cases.
22. Certain items which may be excluded from this order.
23. Categories.

Appendix A: Women's and children's outerwear.
Appendix B: Women's and children's underwear, nightwear and lounging wear.
Appendix C: Women's and children's accessories.
Appendix D: Infants' wear.
Appendix E: Men's and boys' clothing.
Appendix F: Men's and boys' furnishings.

AUTHORITY: § 1305.136 issued under 56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; Pub. Law 108, 79th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; E.O. 9599, 10 F.R. 10155; E.O. 9651, 10 F.R. 13487; E.O. 9697, 11 F.R. 1691.

SECTION 1. *What this order does*—(a) *Purpose of this order.* This order is designed to eliminate the inflation of price levels which occurred as manufacturers reduced the proportion of sales of their customary lower priced lines and increased the proportion of sales of higher priced merchandise. Manufacturers subject to this order are required to maintain or restore their sales of lower priced items to the extent necessary to keep the weighted average of their prices during each calendar quarter of the year from exceeding a "maximum average price."

This order does not replace or alter any existing maximum price regulation or order. Each manufacturer is still required to determine his individual maximum prices in accordance with the OPA regulations or orders under which he has been operating. This order provides a new requirement which he must observe in arranging his deliveries by price lines.

(b) *Kinds of commodities covered.* This order applies only to the items of apparel and specified related articles which are described in Appendices A through F. The commodities covered by this order are referred to simply as "items." These items are grouped into

[1] Statements of the considerations are also issued simultaneously with amendments. Copies may be obtained from the Office of Price Administration.

"categories" and each category is given a category number. For example, woolen skirts in women's, misses' and junior sizes, constitutes Category A–18. However, items fabricated outside continental United States from principal materials which were purchased by the manufacturer from a foreign seller whose place of business is located outside the continental United States are not covered by this order.

[Paragraph (b) amended by Am. 1, 10 F.R. 5994, effective 5–23–45]

(c) *Who is covered.* This order applies to all manufacturers of items except manufacturers whose total net deliveries (in dollars) of all items covered by this order amounted to less than $5,000 in each calendar quarter beginning on or after January 1, 1945. (See section 13, "Exemption for small volume sellers").

(1) *Who is a manufacturer.* You are a manufacturer under this order if you either (i) fabricate items from principal materials purchased or produced by you; or (ii) supply to the fabricator the principal materials from which items are made; and you make 5% or more of your total sales (in dollars) of these items to persons other than individual ultimate consumers.

(2) *Meaning of terms.* (i) For purposes of (1) (i) above, "materials purchased by you" shall not include materials whose sale to you was made or arranged by the person to whom you sold the items made from such materials.

(ii) For purposes of (1) (ii) above, you will be deemed to "supply" material for the fabrication of an item if you consign, sell, or arrange with a third person to sell the material to the fabricator under an agreement or understanding with the fabricator that the items made from the material shall be sold or delivered to you or a person designated by you.

(iii) For purposes of this order, "principal materials" shall include completed or partially completed commodities or items on which further processing or trimming is performed before you deliver it.

[Subdivision (iii) added by Am. 1, 10 F.R. 5994, effective 5–23–45]

(d) *What transactions are covered.* This order applies to all deliveries of items by manufacturers except deliveries to war procurement agencies (defined in section 20 (c) and to individual ultimate consumers.

For purposes of this order a "delivery" is a transfer of physical possession of an item from the manufacturer to a purchaser (other than a war procurement agency or an individual ultimate consumer) or to a carrier for shipment to the purchaser. Mere transfer of title to the purchaser and setting aside the item by the manufacturer is not a "delivery" within the meaning of this order.

(e) *Where this order applies.* This order applies to all deliveries in the 48 states and the District of Columbia. A transfer within the continental United States of physical possession of an item by the manufacturer to a carrier or to any other person for shipment to a purchaser who is outside the United States is a delivery made within the 48 states or the District of Columbia.

SEC. 2. *Base periods.* If you delivered any item in a particular category at any time between January 1, 1943 and December 31, 1944, you must find your base periods for that category in one of the three ways described below. Your deliveries of items in each category during your base periods determine your maximum average prices under this order. However, if during one of the periods listed below, your deliveries of items in a particular category consisted solely of samples or special orders, you may not select that period as a base period, but must find the first applicable period in which you made deliveries of that category in the regular course of trade. For purposes of this order, a "sample" is an item which you produced only for the purpose of displaying your proposed line and in insufficient quantity to fill orders for your regular trade; a "special order" is an item which you produced in response to a specific request from the purchaser, which was not generally offered for sale to your regular trade and the total production of which was delivered in a single shipment.

If you made no deliveries at all of items in a particular category in the regular course of trade at any time between January 1, 1943 and December 31, 1944, you have no base periods for that category and must follow the instructions in section 9 to obtain an authorized maximum average price for that category.

[Above text amended by Am. 1, 10 F.R. 5994, effective 5–23–45]

(a) *Year-round base periods.* You may, if you wish, use the entire year from January 1, 1943 to December 31, 1943 as your base period for deliveries of any category throughout the year, if you delivered any items in that category during both halves of 1943.

(b) *Half-year base periods.* You may, if you wish, establish half-year base periods for your deliveries of items in any category during each calendar half-year as follows:

(1) *Deliveries between January 1 and June 30.* Your base period for deliveries of items in any category in the first half of any year is:

(i) January 1–June 30, 1943; or if you made no deliveries in that category during that period, then

(ii) January 1–June 30, 1944; or if you made no deliveries in that category during that period, then

(iii) The calendar half-year during which you made your first delivery of an item in that category after January 1, 1943, but before December 31, 1944.

(2) *Deliveries between July 1 and December 31.* Your base period for deliveries of items in any category during the second half of any year is:

(i) July 1–December 31, 1943; or if you made no deliveries in that category during that period, then

(ii) July 1–December 31, 1944; or if you made no deliveries in that category during that period, then

(iii) The calendar half-year during which you made your first delivery of an item in that category after January 1, 1943, but before December 31, 1944.

(c) *Quarterly base periods.* If you have not established a year-round base period or half-year base periods for any category, you must establish quarterly base periods for your deliveries of items in that category during each calendar quarter as follows:

(1) *Deliveries between January 1 and March 31.* Your base period for deliveries of items in any category in the first quarter of any year is:

(i) January 1–March 31, 1943; or if you made no deliveries in that category during that period, then

(ii) January 1 to March 31, 1944; or if you made no deliveries in that category during that period, then

(iii) The calendar quarter during which you made your first delivery of an item in that category after January 1, 1943, but before December 31, 1944.

(2) *Deliveries between April 1 and June 30.* Your base period for deliveries of items in any category in the second quarter of any year is:

(i) April 1–June 30, 1943; or if you made no deliveries in that category during that period, then

(ii) April 1–June 30, 1944; or if you made no deliveries in that category during that period, then

(iii) The calendar quarter during which you made your first delivery of an item in the category after January 1, 1943, but before December 31, 1944.

(3) *Deliveries between July 1 and September 30.* Your base period for deliveries of items in any category in the third quarter of any year is:

(i) July 1–September 30, 1943; or if you made no deliveries in that category during that period, then

(ii) July 1–September 30, 1944; or if you made no deliveries in that category during that period, then

(iii) The calendar quarter during which you made your first delivery of an item in that category after January 1, 1943, but before December 31, 1944.

(4) *Deliveries between October 1 and December 31.* Your base period for deliveries of items in any category in the fourth quarter of any year is:

(i) October 1–December 31, 1943; or if you made no deliveries in that category during that period; then

(ii) October 1–December 31, 1944; or if you made no deliveries in that category during that period; then

(iii) The calendar quarter during which you made your first delivery of an item in the category after January 1, 1943, but before December 31, 1944.

SEC. 3. *How to find your maximum average price.* You must find for each category the weighted average price at which you delivered items during each base period. If you use a year-round base period for any category, you will find one weighted average price; if you use half-year base periods, you will find your weighted average price for each half-year; if you use quarterly base periods for any category, you will find your weighted average price for each quarter.

Your maximum average price for each category during any calendar quarter is the weighted average price at which you

delivered items in that category as a manufacturer (as defined in section 1 (c)) during the base period which includes that calendar quarter. You find your weighted average price for each category by dividing the "total net dollar amount charged"[2] for the items you delivered during the base period for that category by the number of units[3] you delivered. You may find the total net dollar amount charged and the number of units delivered by adding the net amounts and the units shown on all invoices bearing dates within the appropriate base period, if you cannot determine from your other records what your deliveries were.

Example 1: You find that in the appropriate base period you delivered 500 women's rayon dresses (Category A–28) at $6.75 less 8%, 1,000 dresses at $5.75 less 8%, and 2,000 dresses at $4.75 less 3%. You convert these prices respectively to $6.21, $5.29 and $4.61 net. You then add 500×$6.21, 1,000×$5.29, and 2,000×$4.61, and find that your total net dollar amount charged was $17,615. Your total number of units delivered was 3,500 dresses (2,000+1,000+500). Dividing $17,615.00 by 3,500 results in a weighted average price of $5.032 per dress. (Round your weighted average price to the nearest cent; i. e., $5.032 becomes $5.03 and $5.035 becomes $5.04.) $5.03 is your maximum average price for this category.

SEC. 4. *Maximum average price charts and supplementary information*—(a) *When you must file a maximum average price chart*—(1) *General filing.* On or before June 20, 1945, if you have base periods under section 2, you must file with your OPA District Office[4] two copies (signed by an owner, officer or principal) of your chart of maximum average prices. (If you made no deliveries prior to December 31, 1944 you need not file a chart. The order issued to you upon application under section 9 will contain your chart.) On and after July 2, 1945 you may not deliver any item covered by this order until you have received acknowledgment from the OPA of the filing of your chart.

(2) *Special filing.* On or before October 30, 1945, if you have base periods under section 2 for any category created by this amendment [Am. 5] you must file with your OPA District Office two copies (signed by an owner, officer or principal) of a statement containing for each such category the information required by paragraph (b) of this section.

However, if you cannot supply the information required by paragraph (b) (3) for all of your base periods by October 30, 1945, you must file a statement by October 30, 1945, containing the information required by paragraph (b) for your base periods for the 3rd and 4th quarters and you must file the remainder of the required information on or before November 20, 1945.

On and after October 30, 1945, you may not sell or deliver any items in any category created by this amendment [Am. 5] until you have received an acknowledgment from the Office of Price Administration of the receipt of the statement required to be filed by October 30, 1945. On and after January 1, 1946, you may not sell or deliver any item in any category created by this amendment [Am. 5] until you have received an acknowledgment from the Office of Price Administration of the receipt of all the information required by paragraph (b) of this section.

[Paragraph (a) amended by Am. 2, 10 F.R. 6402, effective 5–29–45; Am. 5, 10 F.R. 12080, effective 9–25–45 and Am. 7, 10 F.R. 13129, effective 10–19–45]

(b) *Contents of maximum average price chart.* Your chart must contain the following information:

(1) Your business name, the address of your main office from which your billings are made, and the addresses of all your plants which produce items covered by this order.

(2) Category number and title of each category in which you delivered any items between January 1, 1943 and December 31, 1944.

(3) For each category listed in (2):

(i) Beginning and end dates of each of your base periods,

(ii) The total net dollar amount charged for items you delivered in the category during each base period,

(iii) The total number of "units" you delivered in the category during each base period (specifying the unit used for the category, e. g., dozen, gross, etc.), and

(iv) Your maximum average price for the category—(ii) divided by (iii).

(c) *Supplementary information.* You must file two copies of a supplementary statement with your maximum average price chart, identified with your business name and address.

(1) *Information from all sellers.* As to each category listed on your chart, you must state for the first quarter of 1945, the total net dollar amount charged for items you delivered, the total number of units delivered, and your weighted average price (total net dollar amount charged divided by total number of units delivered). If, however, a particular category was "out of season" in the first quarter of 1945, you must list the total net dollar amount charged, the number of units delivered and your weighted average price for that category in the fourth quarter of 1944 instead. A category shall be considered "out of season" in the first quarter of 1945 if the total number of units delivered during that quarter in that category was less than 10% of your 1944 unit volume in that category.

(2) *Additional information from sellers with base periods beginning on or after January 1, 1944.* If you have listed on your chart for any category, a base period which begins on or after January 1, 1944, you must state the date of your first delivery of each such category, and the following information concerning the previous business experience of all officers, principals, and any persons owning 10% or more of your firm:

(i) Business name and address of each firm, which produced items covered by this order, with which each person was connected during 1941, 1942, and 1943.

(ii) Position of the person in each firm, i. e., owner, production man, etc.

(iii) Items produced by each firm.

However, if the information required above has been supplied under the provisions of any OPA price regulation, you need only state the number of the regulation, the date on which the information was supplied, the name of the firm which supplied the information, the name of the persons about whom this information was supplied, and the OPA office where the information was filed.

(d) *Revision of maximum average prices.* At any time after the filing of your maximum average price chart, the OPA may reduce your maximum average prices for any category for which your base period begins on or after January 1, 1944.

(e) *Example of a maximum average price chart.* The following is a sample maximum average price chart which shows how you may arrange your own chart. This form may be duplicated but will not be furnished by the OPA.

OPA MAXIMUM AVERAGE PRICE CHART UNDER SUPPLEMENTARY ORDER 108

XYZ Manufacturing Co.
Main office from which billings are made is located at: 2132 Maple Ave., Stamford, Conn.
Plants which produce items covered by SO 108 are located at:
5440 Oak St., Hazelton, Pa.
2132 Maple Ave., Stamford, Conn.
Information on each category delivered between Jan. 1, 1943, and Dec. 31, 1944:

FIRST HALF OF CALENDAR YEAR

Category number and title	Beginning and end dates of base period	Total net dollar amount charged for base period deliveries	Total number of units delivered during base period	Maximum average price
E–63 Men's cotton slack suits	Jan. 1–June 30, 1943	$190,000.00	38,000	$5.00 each.
E–72 Men's cotton sport shirts	Jan. 1–June 30, 1944	$26,000.00	2,080 doz.	$12.50 doz.

SECOND HALF OF CALENDAR YEAR

E–63 Men's cotton slack suits	July 1–Dec. 31, 1943	$198,950.00	34,600	$5.75 each.
E–72 Men's cotton sport shirts	July 1–Dec. 31, 1943	$24,375.00	1,500 doz.	$16.25 doz.

ALL YEAR ROUND

E–64 Men's regular-weight slack suits	Jan. 1–Dec. 31, 1943	$249,935.00	38,600	$6.48 each.

Signed: XYZ Manufacturing Company
By: John Jones,
Title: Secretary-Treas.

[2] The term "total net dollar amount charged" is defined in section 20 (a).

[3] The term "unit" is defined in section 20 (b).

[4] "Your OPA District Office" means the district office having jurisdiction over the area in which is located your main office from which your billings are made.

NOTE: If all your categories have a year-round base period and, therefore, one maximum average price all year-round, your chart need not show the headings relating to half-year periods. Of course, if you list a particular category under "All Year-Round", you cannot also list it under the two half-year headings and vice versa. If you choose to establish quarterly base periods for any category, you would have four headings for that category, one for each quarter, and you would list them as 1st, 2d, 3d and 4th quarters just as the example above lists First Half and Second Half of Calendar Year.

SEC. 5. *Maximum average price limitation.* On and after June 1, 1945, your weighted average price for deliveries of items in any category in any calendar quarter should not be higher than your maximum average price for that category in the period in which that quarter occurs. Your prices on individual items or for individual deliveries may be higher or lower than your maximum average price, although, of course, they may not exceed your ceiling prices (including your highest price line limitations) for the individual items. However, at the end of each calendar quarter your weighted average price for all items in that category delivered during the quarter should not exceed your maximum average price for that category. You find your weighted average price by dividing the total net dollar amount charged for items you delivered in each category during the quarter by the number of units you delivered.

NOTE: Although your maximum average prices may be determined by your deliveries during quarterly, half-year, or year-round base periods, your weighted average price for each calendar quarter must be figured at the end of the quarter. Your records must be kept on a quarterly basis and the amount, if any, by which your weighted average price is higher or lower than your maximum average price is also figured on a quarterly basis. However, the first period of operation under this order begins on June 1, 1945 and ends on September 30, 1945. June 1945 is counted into the third calendar quarter of 1945.

SEC. 6. *Surcharges and credits*—(a) *What is a surcharge.* A surcharge is the amount by which your weighted average price in a category for any quarter exceeded your maximum average price for that category, multiplied by the number of units you delivered in the category.

(b) *What is a credit.* A credit is the amount by which your maximum average price in any category in any calendar quarter exceeded your weighted average price for that category, multiplied by the number of units you delivered in the category.

(c) *How to find your net surcharge or your net credit.* You must find your net surcharge or your net credit at the end of each quarter as follows:

Step 1. Find the dollar amount of your surcharge in each category in which you incurred a surcharge (according to paragraph (a)).

Step 2. Add together the dollar amounts of all surcharges you have found.

Step 3. Find the dollar amount of your credit in each category in which you earned a credit (according to paragraph (b)).

Step 4. Add together the dollar amounts of all credits you have found and add to this figure the dollar amount of net credit from the previous quarter, if any.

Step 5. Subtract the smaller total from the larger total. If the total surcharge is larger than the total credit you have a net surcharge. If the total credit is larger than the total surcharge you have a net credit.

(d) *Effect of net surcharge or net credit*—(1) *Net surcharge.* Except as provided in Special Order No. 9 under section 17 of this order if you incurred a net surcharge in any quarter you must begin to operate on a makeup basis on the first day of the quarter immediately following the quarter in which you incurred the net surcharge.

[Subparagraph (1) amended by Am. 8, 10 F.R. 15125, effective 12–14–45]

(2) *Net credit.* If you have a net credit at the end of any quarter, you use that net credit at the end of the next quarter in following the instruction in step 4 in paragraph (c) above.

NOTE: The "weighted average price" referred to in this section and in section 5 is your weighted average price for items delivered when you were not operating on a makeup basis as described in section 7.

[Sec. 6 amended by Am. 6, 10 F.R. 12984, effective 10–22–45]

SEC. 7. *Makeup operation.* If you have incurred a net surcharge in any quarter you must operate on a makeup basis from the beginning of the next quarter until you have made up your net surcharge. You must choose one of the forms of makeup operation described below and operate on the basis you have chosen until your net surcharge is completely made up.

(a) *General makeup provision.* If you choose the form of makeup operation described in this paragraph, then after the thirtieth day of the first quarter in which you are required to operate on a makeup basis (the sixty-first day in the case of the 4th quarter of 1945) and until you have made up your net surcharge, you may not deliver, pursuant to an offer or a sale, any item in any category (including categories in which you have not incurred a surcharge) at a net price higher than your maximum average price for that category at the time of delivery. In other words, your maximum average price is the highest net ceiling price you may establish during a makeup period after the thirtieth day.

Your net surcharge is made up when the weighted average prices of your deliveries in all categories are sufficiently below the maximum average prices for those categories at the time of delivery so that the differences between the two when multiplied by the number of units delivered in each category during the makeup period are equal to the amount of your net surcharge. You may make up your net surcharge by delivering items at prices below your maximum average prices in any categories whether or not you incurred a surcharge in those categories.

(b) *Optional makeup provision.* If you choose the form of makeup operation described in this paragraph, you must reduce your maximum average price in each category as described below, until your surcharge is made up:

(1) *Persons who had a net surcharge on September 30, 1945 which was not made up by November 30, 1945.* If you had a net surcharge on September 30, 1945 and had not made up that surcharge by November 30, 1945 you must reduce your maximum average price in the following manner:

Step 1. Find your "net accumulated surcharge" on December 31, 1945 (your accumulated surcharge on November 30, 1945 less any amount made up in December 1945, as described in Revised Special Order 9 to SO 108).

Step 2. Find your total net dollar amount charged for all deliveries of all items covered by SO 108, between October 1, 1945 and December 31, 1945, both inclusive.

Step 3. Divide the dollar amount of net accumulated surcharge (the amount found in Step 1) by the total net dollar amount charged (the amount found in Step 2). This is the percentage relation of your surcharge to your total dollar volume in your last quarter of deliveries.

Step 4. Reduce your maximum average price in each category by the percentage found in Step 3. This will be called your reduced maximum average price.

Beginning January 1, 1946, and until your net accumulated surcharge is made up, your deliveries of all items must be made at such prices that, during each month your total net dollar amount charged for all items does not exceed the total of your reduced maximum average prices multiplied (separately for each category) by the number of units delivered in that category (that is, the total net dollar amount you would have charged for all of your merchandise if you had delivered each item at the reduced maximum average price for its category). If your total net dollar amount charged in any month is higher than the amount which you would have charged if all deliveries had been made at your reduced maximum average price in each category, the excess is an overcharge and will render you liable to the penalties prescribed in the Emergency Price Control Act of 1942, as amended.

(2) *Persons who incurred a net surcharge in the 4th quarter of 1945 or any subsequent quarter.* Unless you are covered by (1) above, if you incurred a net surcharge in the 4th quarter of 1945 or in any subsequent quarter and have not made up that surcharge by the end of the next month after the quarter in which you incurred it, you must reduce your maximum average price in the following manner:

Step 1. Find your net accumulated surcharge on the last day of the first month after the quarter in which you incurred the surcharge. This means your net surcharge at the end of the quarter, increased or decreased by the difference between your total net dollar amount charged during the next month and the amount you would have charged if your deliveries of all items in all categories had been made at your maximum average prices.

Step 2. Find your total net dollar amount charged for all deliveries of all items covered by SO 108 during any two months of the quarter in which the surcharge was incurred.

Step 3. Divide the dollar amount of net accumulated surcharge by the total net dollar amount charged. This is the percentage relation of your surcharge to your dollar volume in two months of operation.

Step 4. Reduce your maximum average price in each category by the percentage

found in Step 3. This will be called your reduced maximum average price.

Beginning with the second month after the end of the quarter in which you incurred a surcharge, and until your net accumulated surcharge is made up, your deliveries of all items must be made at such prices that, during each month, your total net dollar amount charged for all items does not exceed the total of your reduced maximum average prices multiplied (separately for each category) by the number of units delivered in that category (that is, the total net dollar amount you would have charged for all of your merchandise if you had delivered each item at the reduced maximum average price for its category). If your total net dollar amount charged in any month is higher than the amount which you would have charged if all deliveries had been made at your reduced maximum average price in each category, the excess is an overcharge and will render you liable to the penalties prescribed in the Emergency Price Control Act of 1942, as amended.

(3) *General explanation of terms.* (i) The reduced maximum average price which is applicable each month under the form of makeup described in this paragraph (b) is the maximum average price applicable to your deliveries in each category during the quarter in which that month falls, reduced by the prescribed percentage.

(ii) The maximum average price to which the percentage reduction is to be applied is the highest maximum average price which you are permitted to figure (i. e., your authorized or base period maximum average price, as revised or recomputed under any provisions of SO 108 or any special orders applicable to you, including Special Order 3 [a] or Special Order 5 [b]).

[Subparagraph (ii) amended by Am. 12, effective 5-13-46]

(4) *How to figure the amount of surcharge made up.* If you have chosen to operate under the form of makeup described in this paragraph (b) you figure the amount of surcharge made up each month as follows:

Step 1. Multiply the number of units you delivered in each category during the month by your maximum average price before reduction.

Step 2. Add together the results for all categories.

Step 3. Subtract from this sum the total net dollar amount charged for all deliveries of items during that month. The result is the dollar amount of surcharge made up that month. Of course, if your total net charges are higher than the figure you compute under step 2, you have not made up any surcharge and you are in violation of the makeup requirements of this paragraph.

[Sec. 7 amended by Am. 6, 10 F.R. 12984, effective 10-22-45; Am. 8, 10 F.R. 15125, effective 12-14-45 and Am. 9, 11 F.R. 604, effective 12-31-45]

SEC. 8. *Corrections and amendments*—(a) *Correction of maximum average price chart.* If you have filed a maximum average price chart and later find that your chart was incomplete or incorrect, you must file a corrected chart at once with the OPA District Office with which you filed your original chart. However, if your maximum average price for any category on your corrected chart is higher than the maximum average price for that category listed on your previously filed chart, you may not use the higher average price until you have received acknowledgment from the Office of Price Administration of the receipt of your corrected chart.

(b) *Recalculation of total surcharges.* If the maximum average price listed on your previously filed chart for any category was higher than your correctly computed maximum average price, you must recalculate, for every quarter during which you operated on the basis of the incorrect chart, your weighted average price and your credits or surcharges, if any, for each category. For purposes of this recalculation, you must figure your entire operation in every quarter, whether or not you were on a makeup basis at any time. If, on the basis of your correctly computed maximum average prices, you had incurred surcharges in any categories at the end of any quarter, find your net surcharge, if any, for that quarter according to section 6. Then add together all net surcharges for all quarters during which you operated under SO 108. You must begin to make up this amount as described in (c) below.

(c) *When you begin your makeup operation.* Beginning with the quarter immediately following the quarter in which you discovered your chart was incorrect, you must operate on a makeup basis in accordance with section 7, until you have made up the sum of all net surcharges you incurred prior to the first day of that quarter.

[Sec. 8 amended by Am. 12, effective 5-13-46]

SEC. 9. *Persons who cannot establish a maximum average price for every category*—(a) *Persons who are unable to establish base periods under section 2.* Except in the cases of transfers of business as provided in section 10, if you made no deliveries at all in any particular category between January 1, 1943 and December 31, 1944, you may not deliver any items in that category after September 30, 1945 until you have received an order from the Office of Price Administration establishing a maximum average price for that category.

However, if you made your first delivery of any item in that category between December 31, 1944 and April 28, 1945 and if you file your application under this section and receive an acknowledgment from the Office of Price Administration dated on or before September 30, 1945, you may deliver items in that category at ceiling prices established under the appropriate regulation without regard to the requirements of this order, until an order has been issued to you under this section: Except that, until an order is issued, you must not deliver any item in that category at a price higher than the highest maximum price you have already established for any item in that category which you delivered before April 28, 1945. If you have not received an acknowledgment of the receipt of your application dated before October 1, 1945 you may not deliver any items in the category after September 30, 1945 until an order has been issued to you under this section.

[Above two paragraphs amended by Am. 2, 10 F.R. 6402, effective 5-29-45; Am. 3, 10 F.R. 8368, effective 7-2-45; Am. 4, 10 F.R. 10200, effective 8-15-45 and Am. 5, 10 F.R. 12080, effective 9-25-45]

You must file with your OPA District Office two copies (signed by an officer, owner or principal) of an application stating:

(1) Your business name and address;

(2) Category number and title of each category for which you wish to establish maximum average prices;

(3) If you have delivered any of the categories listed in (2), the date of your first delivery in each category, and for each category the total net dollar amount charged for items you delivered, the total number of units delivered (specifying the unit used; e. g., dozens, gross, etc.) and your weighted average price for all items delivered between your first delivery and the date of your application, both inclusive;

(4) Whether you have made application to the War Production Board for priority assistance to obtain materials to manufacture any of the categories listed in (2);

(5) If you were not in business prior to December 31, 1944, a statement of the previous business experience in apparel and related industries of all officers, principals and any persons owning 10 percent or more of your firm, in the following detail:

(i) Business name and address of each firm with which each person was connected during 1941, 1942 and 1943;

(ii) Position of the person in each such firm, e. g., owner, production man, etc.;

(iii) Commodities produced by each firm listed in (i).

The Office of Price Administration will authorize maximum average prices for each category for applicants in line with the demonstrable previous experience of the firm or the owners of the firm in the manufacture of the same or related items of apparel. Applicants without demonstrable previous experience in the manufacture of the same or related items of apparel will be authorized maximum average prices for each category at the lowest level at which a reasonable amount of production in that category can be expected.

[Above paragraph amended by Am. 12, effective 5-13-46]

(b) *Other persons who cannot establish maximum average prices for every category.* If you cannot prepare a maximum average price chart and determine your maximum average price for a particular category because you do not have sufficient records or for any other reason, you may not deliver any items in that category after September 30, 1945 until you have received an order from the Office of Price Administration establishing a maximum average price for the category.

However, if you delivered items in that category before April 28, 1945, and if you file your application under this section and receive an acknowledgment from the Office of Price Administration dated on or before September 30, 1945, you may deliver items in that category at ceiling prices established under the appropriate regulation without regard to the requirements of this order until an order has been issued to you under this section: Except that, until an order is issued, you must not deliver any item in that category at a price higher than the highest maximum price you have already established for any item in that category which you delivered before April 28, 1945. If you have not received an acknowledgment of the receipt of your application dated before October 1, 1945, you may not deliver any items in the category after September 30, 1945 until an order has been issued to you under this section.

[Above two paragraphs amended by Am. 2, 10 F.R. 6402, effective 5-29-45 and Am. 5, 10 F.R. 12080, effective 9-25-45]

You must file with your OPA District Office two copies (signed by an owner, officer or principal) of an application stating:

(1) Your business name and address;

(2) Category number and title of each category for which you cannot establish your maximum average price;

(3) The reasons you cannot establish maximum average prices for each category listed in (2);

(4) The weighted average price at which you delivered each category listed in (2) during the last three months prior to the date of the application;

(5) Your appropriate base period under section 2 for each category listed in (2); and

(6) Whether you have made application to the War Production Board for priority assistance to obtain materials to manufacture any of the categories listed in (2).

The Office of Price Administration will authorize maximum average prices for each category for applicants in line with the demonstrable previous experience of the firm or the owners of the firm in the manufacture of the same or related items of apparel. Applicants without demonstrable previous experience in the manufacture of the same or related items of apparel will be authorized maximum average prices for each category at the lowest level at which a reasonable amount of production in that category can be expected.

[Above paragraph amended by Am. 12, effective 5-13-46]

(c) *Changes in ownership of persons who have been granted orders under this section.* If you have received an order under this section authorizing you to establish maximum average prices you must report any substantial change of ownership to the OPA District Office which issued the original order. This report shall include the names of any new owners, officers or principals and their previous business experience in the detail indicated in (a) (5) above.

(d) *Revision or revocation of orders.* All orders issued pursuant to this section may be revised or revoked at any time by the OPA if the considerations upon which the order was based have been substantially changed.

[Paragraph (d) amended by Am. 12, effective 5-13-46]

SEC. 10. *Transfers of business*—(a) *Transfers of business which occurred between January 1, 1943 and April 28, 1945*—(1) *What is a transfer.* If a substantial part of the business, assets or stock in trade of a business was sold or otherwise transferred between January 1, 1943 and April 28, 1945, and the transferee carried on the business or continued to manufacture the same items in an establishment separate and apart from any other establishment previously owned or operated by him, the maximum average prices of the transferee shall be the same as those to which his transferor would have been subject if no such transfer had taken place, and his obligation to keep records sufficient to verify such prices shall be the same. The transferee must secure from the transferor all records of transactions prior to the transfer which are necessary to enable the transferee to comply with the provisions of this order.

(2) *Filing of charts.* The transferee shall file a maximum average price chart based on his transferor's experience, using the proper base periods which could have been used by his transferor if no transfer had occurred. If the transferor's records are not available to the transferee, the transferee must file his application under Section 9 for specific authorization and is subject to all the requirements of that section.

(3) *Mergers and combinations.* If, between January 1, 1943 and April 28, 1945, two or more manufacturers merged, consolidated or combined and continued to operate as one manufacturer, the manufacturer who continued to operate shall establish his maximum average prices under this order as if he were the predecessor manufacturer who had the largest dollar volume of sales of all goods during the twelve months immediately preceding merger or combination.

(b) *Transfers of business which occur after May 13, 1946*—(1) *What transfers are covered by this paragraph.* If all of the business, assets, and stock in trade of a business are sold or otherwise transferred after May 13, 1946 to a person who thereafter manufactures items covered by SO 108 and who has delivered no items covered by SO 108 between June 1, 1945 and the date of the transfer, the maximum average prices of the transferee and all pricing provisions of SO 108 applicable to the transferee shall be the same as those to which the transferor would have been subject if no such transfer had taken place and his obligation to keep records sufficient to verify such prices shall be the same. The transferee must secure from the transferor all records of transactions prior to the transfer, which are necessary to enable the transferee to comply with the provisions of this order.

(2) *Mergers, consolidations and combinations.* If, after May 13, 1946 two or more manufacturers merge, consolidate, or combine and continue to operate as one manufacturer, the maximum average prices of the manufacturer who continues to operate shall be those of the predecessor manufacturer who had the largest dollar volume of sales of all goods during the twelve months immediately preceding the merger, consolidation or combination. All pricing provisions of SO 108 applicable to that predecessor manufacturer shall be applicable to the manufacturer who continues to operate, just as if he had been the predecessor manufacturer. However, if any of the predecessor manufacturers had made no deliveries covered by SO 108 between June 1, 1945 and the date of the merger, consolidation or combination, his dollar volume in the preceding twelve months shall not be considered for purposes of establishing maximum average prices under this paragraph.

(3) *Filing requirements*—(i) *Transferees.* Each transferee shall file two signed copies of a notice with his OPA district office stating (*a*) his name and the address of his main office from which billings will be made, (*b*) that he is a transferee, (*c*) name and address of the transferred establishment, (*d*) date of transfer, (*e*) OPA district office in which the transferor's maximum average price chart was filed or should have been filed and (*f*) maximum average price chart based on transferor's experience, if transferor did not file a maximum average price chart. If the transferor's records are not available to the transferee, the transferee must file his application under section 9 for an order authorizing maximum average prices and is subject to all the requirements of that section.

(ii) *Mergers, consolidations and combinations.* Each manufacturer who establishes maximum average prices under

[a] 10 F.R. 11200, 12100; 11 F.R. 53, 760, 3057.
[b] 10 F.R. 12171, 13425; 11 F.R. 205, 761, 3057.

the provisions of subparagraph (2) above shall file two signed copies of a notice with his OPA district office stating: (*a*) his name and address of main office from which billings will be made; (*b*) that his maximum average prices were established as a result of a merger, consolidation or combination; (*c*) names and addresses of all predecessor manufacturers; (*d*) name of predecessor whose maximum average price chart is being used; (*e*) date of merger, consolidation or combination; (*f*) OPA district office or offices in which each predecessor's maximum average price chart was filed or should have been filed; and (*g*) maximum average price chart based on proper predecessor's experience, if predecessor did not file a maximum average price chart. If the predecessor does not have sufficient records to enable the manufacturer who continues to operate to file a maximum average price chart, the manufacturer must file an application under section 9 for an order authorizing maximum average prices and is subject to all the requirements of that section.

(c) *Changes in form between April 28, 1945, and May 13, 1946.* If between April 28, 1945, and May 13, 1946, any business was changed from one form to another (e. g., from a partnership to a corporation or a wholly owned corporation to a sole proprietorship) and no change in ownership interests occurred pursuant to the transfer of assets from the old business entity to the new business entity, then after April 1, 1946, the maximum average prices of the new business entity shall be those of the old business entity and the new business entity shall be permitted to make or apply for any revisions or adjustments in its maximum average prices which were allowed to the old business entity. If the new business entity has received an order of authorization under section 9, the maximum average prices of the old business entity are hereby substituted after April 1, 1946, for the maximum average prices contained in such order of authorization. In addition, if the old business entity had a net credit at the time of dissolution, such net credit may be used by the new business entity in calculating its quarterly report for the 2nd quarter of 1946 as if it had been a net credit carried over from the previous quarter. Each manufacturer whose maximum average prices are established under this paragraph shall file with his OPA district office two signed copies of a notice containing the following information:

(1) Name of new business entity and address of main office from which billings are made;

(2) Name of old business entity;

(3) Statement that the ownership interests in the firms named in (1) and (2) are identical;

(4) Date on which change in form occurred.

[Sec. 10 amended by Am. 12, effective 5-13-46]

SEC. 11. *Invoices.* You must in connection with every delivery (including deliveries for cash) of items covered by this order, furnish an invoice to the purchaser. This invoice must contain at least the following information:

(a) The date,

(b) The name and address of the seller and purchaser,

(c) A brief description of each item delivered (for example, infants' cotton shirts),

(d) Number of units of each item described (specifying the unit used, e. g., dozens, gross, etc.),

(e) The price per unit charged for each item, and

(f) All discounts offered.

SEC. 12. *Records and reports*—(a) *Records.* You must keep the records required by this order available for examination by the OPA for so long as the Emergency Price Control Act of 1942, as amended, remains in effect. The records required by this order, including invoices, must be kept in your main office from which your billings are made.

(1) *Original records.* You must keep all the original records, including invoices and other data used by you in preparing your maximum average price chart.

(2) *Invoices.* You must keep a copy of each invoice you give in connection with your deliveries of items covered by this order.

(3) *Charts, reports and orders.* You must keep copies of your maximum average price chart, all reports you file with the OPA under this order and all individual orders affecting you issued by the OPA under Supplementary Order 108.

(4) *Makeup operation record.* (i) If you are operating on the makeup basis described in section 7 (a) you must keep a daily or weekly cumulative record, by category, of the total net dollar amount charged for items delivered, the total number of units delivered and the amount of surcharge made up. This record must be kept separately for each quarter during which you operate on a makeup basis.

[Above paragraph amended and redesignated (i) and subdivision (ii) added by Am. 9, 11 F.R. 604, effective 12-31-45]

To find your cumulative net dollar amount charged, you add each day's or week's net charges in a category to the total of all the preceding net charges in that category since the beginning of the quarter. To find your cumulative number of units delivered, you add the number of units delivered each day or week to the total of all the units previously delivered since the beginning of the quarter. To find the cumulative amount of surcharge made up you multiply the cumulative number of units delivered by your maximum average price and subtract from the result your cumulative net dollar amount charged.

If you delivered items in more than one category, you then add the individual amounts of surcharge made up in each category. If your cumulative net dollar amount charged in any category is more than your cumulative number of units delivered multiplied by your maximum average price, you find the difference between the two and subtract this difference from the cumulative amount of surcharge made up in all other categories. The result is your cumulative amount of net surcharge made up. You must keep a daily or weekly record of the cumulative amount of net surcharge which has been made up each day or week.

At the end of a makeup operation (that is, when the net surcharge has been made up), you draw a line across your delivery record separating your makeup operation from your subsequent operation and note the date on the line. Of course, the end date of your makeup operation will be the same for all categories you deliver because as soon as you have made up your net surcharge you may resume your usual range of deliveries in all categories.

(ii) If you have been operating on the makeup basis described in section 7 (b), you must keep the record required by subdivision (i) above, except that you must keep this record separately for each month during which you operate on a makeup basis.

(5) *Optional records.* (i) It is not required but it is suggested that you keep at all times, to assist you in complying with this order, a daily cumulative record, by category, of the net dollar amount charged for items delivered and the number of units delivered, as described in (4) above. It is also suggested that you keep a record of your cumulative weighted average price.

To find your daily cumulative weighted average price in any category you divide the cumulative net dollar amount charged by the cumulative number of units delivered in that category. In this way, you can see from day to day whether your weighted average price for each category is higher or lower than your maximum average price. If you do not keep this daily cumulative record, it is suggested that two or three weeks before the end of each quarter you determine your weighted average price up to that time so that you may know how to arrange your deliveries during the balance of the quarter to avoid incurring a surcharge at the end of the quarter.

(ii) As an alternative, you may keep a simple record, by category, of your deliveries of items covered by this order. For each day's or week's, or month's deliveries you would show separately for each category: (*a*) the period covered (day, week or month), (*b*) the total net dollar amount charged for items delivered in that period, and (c) the total number of units delivered in that period.

(6) *Suggested forms for keeping the records described in subparagraphs (4) and (5).* These forms may be duplicated but will not be furnished by the OPA.

OPA DELIVERY RECORD UNDER SECTION 12 (a) (5), (ii) OF SO 108, CATEGORY A-10, WOMEN'S, MISSES', AND JUNIORS' WOOL JACKETS

June 1 through September 30, 1945.
Maximum average price, $5.45.

(1) Date	(2) Total net dollar amount charged for items delivered on date specified	(3) Total number of units delivered on date specified
6/7	$760	120
6/8	300	60
6/11	400	84
• • •	•	•
9/28	600	100

Summary for the quarter:	
Total net dollar amount charged	[1] $21,370
Total number of units delivered	[2] 3,475
Weighted average price ($21,370÷3,475)	$6.15
Dollar amount of surcharge (($6.15 minus $5.45 equals $.70) ($.70 x 3,475 equals $2,432.50)	$2,432.50

[1] Total column 2 for the quarter.
[2] Total column 3 for the quarter.

This sample form shows, for one category only, a way for you to arrange a daily delivery record in accordance with subparagraph (5) (ii) of this section. The filled-in figures show how the necessary computations would be made for the first quarter of operation under this order (that is, the third calendar quarter of 1945) by a manufacturer who delivered only one category, Category A-10, and who incurred a surcharge in that category. The figures shown under the heading "Summary for the Quarter," need not be shown in your delivery or makeup operation records but serve to illustrate the outcome of this manufacturer's operations.

The record for the third quarter of 1945 shows that this manufacturer exceeded his maximum average price for the period of the year in which the third quarter falls. Therefore, he must figure the dollar amount of surcharge which he incurred in Category A-10 and that amount is his net surcharge for the third quarter. If he had delivered more than one category in that quarter, he would have added the dollar amounts of surcharge in all his categories and then subtracted the dollar amounts of all his credits to find the dollar amount of his net surcharge for the quarter.

From the beginning of the fourth calendar quarter this manufacturer must operate on a makeup basis until he makes up his net surcharge incurred in the third quarter. The sample form below shows how he can arrange his records which he is keeping daily, and make the necessary computations for that part of the fourth quarter of 1945 during which he is on a makeup basis. The form further illustrates how he can keep his records after he has made up his net surcharge if he chooses to use the suggested cumulative delivery record described in subparagraph (5) instead of the simple record of daily deliveries.

OPA MAKE-UP OPERATION AND DELIVERY RECORDS UNDER SECTION 12 (a) (4) AND (5) (i) OF S O 108

Category A-10, Women's, Misses' and Juniors' wool jackets.
October 1 through December 31, 1945.
Maximum average price, $5.45.

(1) Date	(2) Cumulative net dollar amount charged for items delivered	(3) Cumulative number of units delivered	(4) Cumulative dollar amount of surcharge made up ((3) × MAP minus (2))
10/1	$645.00	100	None
10/2	2,535.00	400	None
10/3	4,760.00	900	$145
10/4	6,960.00	1,300	125
10/5	10,110.00	1,900	245
10/6	10,670.00	2,000	230
10/8	12,290.00	2,300	245
10/9	14,790.00	2,800	470
10/10	16,910.00	3,200	530
10/12	17,435.00	3,300	550
10/15	18,470.00	3,600	1,150
10/16	20,445.00	4,100	1,900
10/17	22,816.85	4,633	2,433
10/17	End of make-up operation		
10/17	645.00	100	
10/19	1,735.00	300	
10/20	3,910.00	600	
10/23	4,700.00	800	
•	•	•	•
12/31	22,572.00	4,400	

Summary for the quarter (excluding deliveries made while on makeup basis):	
Total net dollar amount charged	$22,572.00
Total number of units delivered	4,400
Weighted average price	$5.13
Dollar amount of credit (($5.45−$5.13=$0.32; $0.32×4400=$1,408.00.)	$1,408.00

The record of this manufacturer for the fourth quarter of 1945 shows how the cumulative dollar amount of surcharge made up (column 4) can be computed directly at any time by using the cumulative figures entered in columns 2 and 3. By October 17 his deliveries were such that the cumulative dollar amount of surcharge made up was equal to the net surcharge and, therefore, that date is shown on a line drawn across his record to indicate the end of his makeup operation. His record shows that he made additional deliveries on that date which he recorded separately in his record for the remainder of the quarter when he was no longer on a makeup basis.

Since the entries in columns 2 and 3 of the form shown above are cumulative, the entries for the last day's deliveries in the quarter are automatically the final figures for the manufacturer's entire operation in Category A-10 for that quarter. For all deliveries he made during the remainder of that quarter, after he ceased operating on a makeup basis, his record shows that his weighted average price was less than his maximum average price, that is, he had earned a credit in Category A-10 which, because he delivered only that category, became a net credit. He will be able to use this credit in computing his net surcharge or net credit at the end of the next quarter.

As explained in subparagraph (5) of this section, he can determine his cumulative weighted average price at any time during the quarter by dividing the cumulative net dollar amount charged (column 2) by the cumulative number of units delivered (column 3).

(b) *Reports*—(1) *Quarterly reports.* Within 20 days after the end of each calendar quarter, you must file with your OPA District Office two copies of a report in the form prescribed on OPA Form 6062-2773 (signed by an owner, officer, or principal) covering all categories which you delivered during the quarter. This report shall contain the following:

(i) Your business name and the address of your main office from which billings are made;

(ii) The beginning and end dates of the period covered by the report;

(iii) For each category you delivered during the period:

(*a*) Category number and title;

(*b*) Maximum average price. This means your authorized or base period maximum average price applicable to the quarter covered by this report, as revised or recomputed under any provision of SO 108 or any Special Order except Special Orders 3 and 5. If you are using either the tolerance in Special Order 5 or the exemption level adjustment in Special Order 3, state also the increased maximum average price as figured under the appropriate provision.

NOTE: The tolerances may be used only for categories whose maximum average price is based on a 1943 base period and may not be used to compute a credit.

(*c*) Total net dollar amount charged;

(*d*) Total number of units delivered (specifying whether dozens, gross, etc.);

(*e*) Weighted average price;

(*f*) Dollar amount of credit or surcharge, if any;

(iv) Dollar amount of surcharge for all categories combined, if any;

(v) Dollar amount of credit for all categories combined, if any;

(vi) Dollar amount of net credit, if any, from previous quarter;

(vii) Net surcharge ((iv) minus the sum of (v) and (vi)) or net credit (the sum of (v) and (vi) minus (iv)), if any;

(viii) Category number and title of each category listed in your maximum average price chart or OPA order of authorization which was not delivered during the quarter;

(ix) If you have a net surcharge, state what makeup basis you will use, if any of this net surcharge is not made up by the 30th day after the end of the quarter reported. This statement constitutes an election to operate under the provision chosen until this surcharge is made up.

However, the quarterly report for the 1st quarter of 1946 may be filed on or before April 30, 1946, instead of 20 days after the end of that quarter.

Deliveries made while operating on a makeup basis shall not be included in the above report.

[Subparagraph (1) amended by Am. 7, 10 F.R. 13129, effective 10-19-45 and Am. 11, 11 F.R. 4153, effective 4-12-46]

(2) *Makeup reports.* (i) If you have been operating on the makeup basis described in section 7 (a) you must file with your OPA District Office two copies of a report in the form prescribed on OPA Form 6062-2774 (signed by an owner,

officer, or principal) covering your makeup operation within 10 days after you complete your makeup operation. If you do not make up your net surcharge during the calendar quarter after the quarter in which it was incurred, you must file this report instead of the quarterly report for that quarter, and for each succeeding quarter in which you operate wholly on a makeup basis. In addition, you must file a final report of that portion of your makeup operation not previously reported within 10 days after the day on which you completely make up your net surcharge. Each makeup report shall state that you are operating under section 7 (a) and shall contain the following information:

(*a*) Your business name and the address of your main office from which billings are made;

(*b*) The beginning and end dates of the period covered by the report;

(*c*) For each category you delivered during the period:

(*i*) Category number and title;

(*ii*) Maximum average price.

This means your authorized or base period maximum average price, applicable to the quarter in which the period covered by this report falls, as revised or recomputed under any provision of SO 108 or any Special Order except Special Orders 3 and 5. If you are using either the tolerance in Special Order 5 or the exemption level adjustment in Special Order 3, state also the increased maximum average price as figured under the appropriate provision.

NOTE: The tolerances may be used only for categories whose maximum average price is based on a 1943 base period and may be used for all purposes during a makeup period.

(*iii*) Total net dollar amount charged;

(*iv*) Total number of units delivered (specifying whether dozens, gross, etc.);

(*v*) Dollar amount of additional surcharge, if any ((*iii*) minus product of (*iv*) multiplied by (*ii*));

(*vi*) Dollar amount of surcharge made up, if any (product of (*ii*) multiplied by (*iv*) minus (*iii*));

(*d*) Dollar amount of your net surcharge at the beginning of the period (net surcharge incurred less any amount previously made up and reported);

(*e*) Dollar amount of additional surcharge for all categories combined, if any (from (*c*) (*v*));

(*f*) Dollar amount of net surcharge you made up in all categories combined, if any, during the period (from (*c*) (*vi*));

(*g*) Dollar amount of net surcharge, if any, remaining to be made up (sum of (*d*) and (*e*) minus (*f*));

(*h*) Category number and title of each category listed in your maximum average price chart or OPA order of authorization which was not delivered during the period.

(ii) If you have been operating on the makeup basis described in section 7 (b) you must file with your OPA District Office two copies of a report in the form prescribed on OPA Form 6062–2775 (signed by an owner, officer, or principal) within 10 days after the end of each month during which you operated on a makeup basis. (However, the report covering the month of March 1946, may be filed on or before April 30, 1946 instead.) Each report shall state that you are operating under section 7 (b) and shall contain the following information:

(*a*) Your business name and the address of your main office from which billings are made;

(*b*) Month covered by the report;

(*c*) For each category you delivered during the month:

(*i*) Category number and title;

(*ii*) Maximum average price. This means your authorized or base period maximum average price applicable to the quarter in which the month covered by this report falls, as revised or recomputed under any provision of SO 108 or any Special Order except Special Order 3 or Special Order 5. If you are using either the tolerance in Special Order 5 or the exemption level adjustment in Special Order 3, state also the increased maximum average price as figured under the appropriate provision.

NOTE: The tolerances may be used only for categories whose maximum average price is based on a 1943 base period and may be used for all purposes during a makeup period:

(*iii*) Reduced maximum average price (as described in section 7 (b));

(*iv*) Total net dollar amount charged;

(*v*) Total number of units delivered (specifying whether dozens, gross, etc.);

(*vi*) Product of total number of units delivered multiplied by unreduced maximum average price ((*v*) multiplied by (*ii*));

(*vii*) Product of total number of units delivered multiplied by reduced maximum average price ((*v*) multiplied by (*iii*));

(*d*) Total net dollar amount charged for all categories combined (from (*c*) (*iv*));

(*e*) Total of amount shown in (*c*) (*vi*) for all categories combined;

(*f*) Total of amount shown in (*c*) (*vii*) for all categories combined;

(*g*) Dollar amount of your net accumulated surcharge at the beginning of the month (net surcharge incurred during the last quarter of normal operation plus any additional net surcharge incurred during the first month of the makeup period and minus any amount previously made up and reported);

(*h*) Dollar amount of net accumulated surcharge made up in all categories combined, if any ((*e*) minus (*d*));

(*i*) Dollar amount of net accumulated surcharge remaining to be made up, if any ((*g*) minus (*h*));

(*j*) Excess, if any, of total net dollar amount charged over amount permitted under section 7 (b) ((*d*) minus (*f*));

(*k*) Category number and title of each category listed in your maximum average price chart or OPA order of authorization which was not delivered during the month.

[Subparagraphs (i) and (ii) amended by Am. 9, 11 F.R. 604, effective 12–31–45 and Am. 11, 11 F.R. 4153, effective 4–12–46]

(3) *Examples of reports under paragraphs (b) (1) and (2).* Reports required under paragraphs (b) (1) and (2) must be filed exactly in accordance with the forms reproduced in this paragraph and must be filed on paper measuring 8½'' x 11''. The instructions shown in parentheses in these forms need not appear in the forms you file with OPA. All entries shown in the following forms are for illustrative purposes only.

OPA Form 6062–2773 (3–46)
UNITED STATES OF AMERICA
OFFICE OF PRICE ADMINISTRATION
Form Approved—Budget Bureau No. 08–R1652
Business name of firm: ABC Manufacturing Co.
QUARTERLY REPORT UNDER SUPPLEMENTARY ORDER 108, SECTION 12 (b) (1)
File two copies of this report with your District Office of the Office of Price Administration.
Address of main office from which billings are made: 123 Main St., Dover, N. J.

This report covers period beginning June 1 (Month and day) and ending September 30, 1945. (Month and day)

INFORMATION ON CATEGORIES DELIVERED DURING QUARTER (NOT INCLUDING DELIVERIES MADE WHILE ON MAKEUP BASIS, IF ANY)

(1) Category number and title	(2) Maximum average price	(3) Increased MAP, if any (use only one) (a) By exemption levels	(3) (b) By tolerance	(4) Total net dollar amount charged	(5) Total number of units delivered (specify dozen, gross, etc.)	(6) Weighted average price ((4)÷(5))	(7) Dollar amount of surcharge (6 minus 2 or 3a or 3b; difference × 5)	(8) Dollar amount of surcharge made up (7 minus 2 or 3a or 3b; difference × 5)
					Each			
A–10 women's wool jackets	$5.86		$6.45	$20,850	3,000	$6.95		$1,500
A–26 women's wool dresses	7.50	$7.65		22,360	3,000	7.45	$600	
A–18 women's wool skirts	3.50		3.85	21,175	5,500	3.75		
(9) Dollar amount of surcharge for all categories combined, if any (total of column 8)								$1,500
(10) Dollar amount of credit for all categories combined, if any (total of column 7)								600
(11) Dollar amount of net credit, if any, from previous quarter								
(12) Net surcharge, if any (item 9 minus sum of 10 and 11)								900
(13) Net credit, if any (sum of items 10 and 11 minus 9)								

The following categories listed in maximum average price chart or OPA order of authorization were not delivered during this quarter (specify category numbers and titles): None.

Election of makeup basis: (*y*) section 7 (a). ( ) section 7 (b). (Check makeup basis you will use if any net surcharge from this quarter is not made up by the 30th day after the end of this quarter.)

SIGN HERE: George Black (Signature of owner, officer or principal) — President (Title) — October 5, 1945 (Date)

OPA Form 6062–2774 (3–46)
UNITED STATES OF AMERICA
OFFICE OF PRICE ADMINISTRATION
Form Approved—Budget Bureau No. 08–R1653
Business name of firm: ABC Manufacturing Co.
MAKEUP REPORT UNDER SUPPLEMENTARY ORDER 108, SECTION 12(b)(2)(i)
File two copies of this report with your District Office of the Office of Price Administration.
Address of main office from which billings are made: 123 Main St., Dover, N. J.

This report covers period of operation under section 7 (a) beginning October 1 (Month and day) and ending October 25, 1945. (Month and day)

INFORMATION ON CATEGORIES DELIVERED DURING PERIOD COVERED

(1) Category number and title	(2) Maximum average price	(3) Increased MAP if any (use only one) (a) By exemption levels	(3) (b) By tolerance	(4) Total net dollar amount charged	(5) Total number of units delivered (specify dozen, gross, etc.)	(6) Dollar amount of additional surcharge (4 minus product of 5 × 2 or 3a or 3b)	(7) Dollar amount of surcharge made up (2 or 3a or 3b × 5; product minus 4)
					Each		
A–10 Women's wool jackets	$5.86		$6.45	$12,600	2,000		$300
A–26 Women's wool dresses	7.50		8.25	7,950	1,000		300
A–18 Women's wool skirts	3.50		3.85	3,550	1,000		300
(8) Dollar amount of net surcharge at beginning of period							$900
(9) Dollar amount of additional surcharge for all categories combined, if any (total of column 6)							
(10) Dollar amount of net surcharge made up in all categories combined, if any (total of column 7)							900
(11) Dollar amount of net surcharge, if any, remaining to be made up (sum of items 8 and 9 minus 10)							

The following categories listed in maximum average price chart or OPA order of authorization were not delivered during this period (specify category numbers and titles): None.

SIGN HERE: George Black (Signature of owner, officer or principal) — President (Title) — October 28, 1945 (Date)

OPA Form 6062–2773 (3–46)
UNITED STATES OF AMERICA
OFFICE OF PRICE ADMINISTRATION
Form Approved—Budget Bureau No. 08–R1652
Business name of firm: ABC Manufacturing Co.
QUARTERLY REPORT UNDER SUPPLEMENTARY ORDER 108, SECTION 12 (b) (1)
File two copies of this report with your District Office of the Office of Price Administration
Address of main office from which billings are made: 123 Main St., Dover, N. J.

This report covers period beginning October 26 (Month and day) and ending December 31, 1945. (Month and day)

INFORMATION ON CATEGORIES DELIVERED DURING QUARTER (NOT INCLUDING DELIVERIES MADE WHILE ON MAKEUP BASIS, IF ANY)

(1) Category number and title	(2) Maximum average price	(3) Increased MAP, if any (use only one) (a) By exemption levels	(3) (b) By tolerance	(4) Total net dollar amount charged	(5) Total number of units delivered (specify dozen, gross, etc.)	(6) Weighted average price (4÷5)	(7) Dollar amount of credit (2 or 3a minus 6; difference × 5)	(8) Dollar amount of surcharge (6 minus 2 or 3a or 3b; difference × 5)
					Each			
A–10 Women's wool jackets	$5.86			$17,580	3,000	$5.86		
A–26 Women's wool dresses	7.50	$7.65		16,758	2,520	6.65	$2,520	
A–18 Women's wool skirts	3.50		$3.85	19,250	5,000	3.85		
(9) Dollar amount of surcharge for all categories combined, if any (total of column 8)								
(10) Dollar amount of credit for all categories combined, if any (total of column 7)								$2,520
(11) Dollar amount of net credit, if any, from previous quarter								
(12) Net surcharge, if any (item 9 minus sum of 10 and 11)								
(13) Net credit, if any (sum of items 10 and 11 minus 9)								2,520

The following categories listed in maximum average price chart or OPA order of authorization were not delivered during this quarter (specify category numbers and titles): None

Election of makeup basis: ( ) Section 7 (a) ( ) Section 7 (b). (Check makeup basis you will use if any net surcharge from this quarter is not made up by the 30th day after the end of this quarter.)

SIGN HERE: George Black (Signature of owner, officer or principal) — President (Title) — January 5, 1946 (Date)

The three sample reports above show how you must arrange your own quarterly reports and your makeup report for a makeup operation under section 7 (a). The first report shown is for the first quarter of operation and therefore would be filed within 20 days after the end of the quarter. This report shows that in category A–10 the reporting company's weighted average price was more than its maximum average price plus tolerance for the period and therefore a surcharge has to be computed and reported. In Category A–26 the company earned a credit because its weighted average price was lower than its maximum average price as adjusted under Special Order 3 in that category. In category A–18 the weighted average price was higher than the original maximum average price but within the increase permitted by the tolerance so the company had neither a surcharge nor a credit in that category. Therefore, the credit earned was subtracted from the surcharge leaving a net surcharge to be made up of $900.00.

The second and third sample reports show that the reporting company made up its net surcharge during the fourth calendar quarter of 1945, that is, the quarter following the one in which it was incurred; therefore, the second report would be filed within 10 days after the company completed its makeup and the third report shown would be filed within 20 days after the end of the fourth quarter. The end date specified in the makeup report indicates that the company made up the net surcharge incurred in the previous quarter by October 25, at which time it ceased to operate on a makeup basis. The figures shown in the makeup report indicate that the company made up a portion of the net surcharge in each of the categories delivered during the makeup period.

Since the company was on a makeup basis, the amount of surcharge made up in each category delivered could be figured by deducting the weighted average price from the maximum average price increased by the amount of tolerance for each category and then multiplying the difference by the number of units delivered. The quarterly report covering the remainder of the fourth quarter when the company was not on a makeup basis shows that a credit was earned in category A–26 in that quarter and no surcharges were incurred. Therefore, the company had a net credit for that quarter.

The sample report shown below illustrates a makeup report for January 1946 prepared by a manufacturer who sells only Category A–1 and who chose to operate under the makeup provision of section 7 (b). Assume that this manufacturer incurred a net surcharge during the third quarter of 1945 of $2,000. For the period October 1 through November 30 his weighted average price was 10¢ above his maximum average price and he delivered 10,000 units. During December he made up 5¢ per unit on deliveries of 4,000 units. Therefore, his net accumulated surcharge by January 1, 1946 was $2,800 ($2,000 plus $1,000 minus $200). His total net dollar amount charged during the period October 1 through December 31 was $28,000. Therefore, under section 7 (b) (1), his maximum average price must be reduced by 10% until he makes up his net accumulated surcharge ($2,800 divided by $28,000). The entries in his report show that his original maximum average price applicable in January 1946 was $11.73 and his increased maximum average price was $12.90 after adding tolerance under Special Order 5. Therefore, his reduced maximum average price became $11.61 (10% of $12.90 equals $1.29; $12.90 minus $1.29 equals $11.61). During January 1946 in the only category delivered, his total net dollar amount charged was $9,000. His total number of units delivered was 779.

Since his maximum average price before reduction multiplied by 779 equals $10,049.10, he made up $1,049.10 of his net accumulated surcharge during the month ($10,049.10 minus $9,000). His net accumulated surcharge remaining to be made up was $1,750.90 ($2,800 minus $1,049.10). Also, since his reduced maximum average price multiplied by 779 equals $9,044.19 and his total net dollar amount charged was $9,000, his total charge did not exceed the total amount he was permitted to charge under section 7 (b).

OPA Form 6062-2775 (3-46)

Form Approved—Budget Bureau No. 08-R1654

Business name of firm: XYZ Manufacturing Co.

UNITED STATES OF AMERICA
OFFICE OF PRICE ADMINISTRATION

Address of main office from which billings are made: 1214 East Adams St., Chicago, Ill.

MAKEUP REPORT UNDER SUPPLEMENTARY ORDER 108, SECTION 12 (b) (2) (ii)

File two copies of this report with your District Office of the Office of Price Administration.

This report covers the following month of operation under section 7 (b): January, 1946 (Month)

INFORMATION ON CATEGORIES DELIVERED DURING MONTH COVERED

(1) Category number and title	(2) Maximum average price	(3) Increased MAP, if any (use only one) (a) By exemption levels	(3) (b) By tolerance	(4) Reduced maximum average price	(5) Total net dollar amount charged	(6) Total number of units delivered (specify dozen, gross, etc.)	(7) Multiply units by unreduced MAP (5 x 2 or 3a or 3b, whichever used)	(8) Multiply units by reduced MAP (5 x 4)
A-1 Women's wool coats	$11.73		$12.90	$11.61	$9,000	Each 779	$10,049.10	$9,044.19
(9) Totals of columns 5, 7 and 8					$9,000	x x x x x	$10,049.10	$9,044.19
(10) Dollar amount of net accumulated surcharge at beginning of month								$2,800.00
(11) Dollar amount of net accumulated surcharge made up in all categories combined, if any (item 9, column 7 minus item 9, column 5)								1,049.10
(12) Dollar amount of net accumulated surcharge remaining to be made up, if any (item 10 minus 11)								1,750.90
(13) Excess, if any, of total net dollar amount charged over amount permitted under Section 7 (b) (item 9, column 5 minus item 9, column 8)								

The following categories listed in maximum average price chart or OPA order of authorization were not delivered during this month (specify category numbers and titles): None.

SIGN HERE: James White (Signature of owner, officer or principal) — President (Title) — February 3, 1946 (Date)

[Subparagraph (3) amended by Am. 9, 11 F.R. 604, effective 12-31-45 and Am. 11, 11 F.R. 4153, effective 4-12-46]

[Sec. 12 amended by Am. 6, 10 F.R. 12984, effective 10-22-45 and as otherwise noted]

SEC. 13. *Exemption for small volume sellers.* If your total net dollar amount charged for deliveries of all items covered by this order was less than $5,000 in the first quarter of 1945, you are not subject to this order until the calendar quarter immediately following the first quarter in which the total net dollar amount charged for your deliveries of all items covered by this order equals $5,000 or more. If in any quarter your total net dollar amount charged for deliveries of such items equals $5,000 or more, you must file your maximum average price chart (or make application under section 9 if you cannot file a maximum average price chart) within 30 days after the end of that quarter. You must begin operating under this order on the first day of the next quarter after you have received acknowledgment of the filing of your maximum average price chart (or you have received an order under section 9).

SEC. 14. *Prohibitions and enforcement*—(a) *Prohibitions.* On and after June 1, 1945, regardless of any contract or other obligation:

(1) *Failing to operate on a makeup basis.* If you have incurred a net surcharge in any quarter, then after the thirtieth day of the following quarter and until your net surcharge is made up, you must not deliver items covered by this order at prices higher than those prices permitted by section 7 of this order.

[Subparagraph (1) amended by Am. 11, 11 F.R. 4153, effective 4-12-46]

(2) *Indirect price increases.* No person shall, for the purpose of evading the price limitations set forth in this order, sell, purchase, deliver, contract, deal or otherwise operate with or through any other person under common control with, controlled by, controlling or otherwise affiliated with the seller.

(3) *Indirect violations.* No person shall agree, offer, solicit or attempt to do any of the acts prohibited in subparagraphs (1) and (2) of this section.

(b) *Enforcement.* Persons violating any provisions of this order are subject to the criminal penalties, civil enforcement actions, suits for treble damages and proceedings for suspension of licenses provided by the Emergency Price Control Act of 1942, as amended.

SEC. 15. *Licenses required.* The provisions of Licensing Order No. 1,[4] licensing all persons who make sales under price control, are applicable to all sellers subject to this order. A seller's license may be suspended for violations of the license or of one or more applicable price schedules, or regulations or orders. A person whose license is suspended may not, during the period of suspension, make any sale for which his license is suspended.

SEC. 16. *How this order may be amended.* Any person seeking an amendment of any provisions of this order may file a petition for amendment of general applicability in accordance with the provisions of Revised Procedural Regulation No. 1.[7]

SEC. 17. *Orders modifying this order.* The provisions of this order, as applied to certain commodities or classes of persons subject to this order, may be modified by special orders under this section.

SEC. 18. *Delegation of authority.* Any Regional Office of the OPA or such other offices as may be authorized by order issued by the appropriate Regional Office may act on (a) maximum average price charts filed pursuant to section 4; (b) corrections thereof filed pursuant to section 8; (c) revisions of maximum average prices pursuant to section 4; (d) applications for authorization to establish maximum average prices pursuant to section 9; (e) reports on changes in ownership filed pursuant to section 9 (d); (f) quarterly and makeup reports filed pursuant to section 12 (b) (1) and (2); and (g) applications for adjustment under section 21.

[Sec. 18 amended by Am. 8, 10 F.R. 15125, effective 12-14-45]

SEC. 19. *Relation of this order to other price regulations.* This order does not supersede any price regulations under which the maximum price for any item covered by this order is determined. This order supplements each of the price regulations listed below which govern the determination of maximum prices of any of the items described and identified in the categories contained in Appendices A through F of this order.

(a) General Maximum Price Regulation[8] and Supplementary Regulation 14E[9]—Modifications of Maximum Prices Established by General Maximum Price Regulation for Certain Textiles, Leather and Apparel.

(b) Maximum Price Regulation 177[10]—Men's and Boys' Tailored Clothing.

(c) Maximum Price Regulation 220[11]—Certain Rubber Commodities.

[8] 8 F.R. 13240.
[7] 9 F.R. 10476, 13715; 10 F.R. 11295.
[9] 9 F.R. 1385, 5169, 6106, 8150, 10193, 11274, 14965.
[10] 10 F.R. 1183, 2014, 4156, 7117, 7497, 7667, 9337, 9540, 9963, 10021, 11401, 12601, 12812, 13271, 13692, 13826, 14506, 14742, 15007, 15036, 15467; 11 F.R. 115, 348.
[11] 8 F.R. 13713; 10 F.R. 6231, 14448.
[12] 8 F.R. 16689; 9 F.R. 1116, 6431, 7193, 9650; 10 F.R. 1747, 4599, 12084, 12160, 12741, 13310.

(d) Maximum Price Regulation 221[12]—Manufacturers' Prices for Fall and Winter Knitted Underwear.

(e) Maximum Price Regulation 273[13]—Certain Articles of Apparel in Which Materials Have Been Replaced.

(f) Revised Maximum Price Regulation 287[14]—Manufacturers' Prices for Women's, Girls', Children's, and Toddlers' Outerwear Garments.

(g) Maximum Price Regulation 332[15]—Simplified Men's and Boys' Shirts and Pajamas.

(h) Maximum Price Regulation 547[16]—Maximum Prices for Specified Low Price-Line Garments.

(i) Maximum Price Regulation 570[17]—Women's, Misses' and Children's Underwear, Nightwear and Negligee Garments.

(j) Maximum Price Regulation 578[18]—Maximum Prices for Certain Garments Produced with War Production Board Priorities Assistance.

(k) Supplementary Order 96[19]—Maximum Prices for Certain Goods Rejected or Not Delivered Under a War Procurement Contract.

(l) Second Revised Maximum Export Price Regulation.[20]

(m) Maximum Import Price Regulation.[21]

[Paragraph (m) added by Am. 1, 10 F.R. 5994, effective 5-23-45]

(n) Maximum Price Regulation 605[22]—Manufacturers' Prices for Shirts, Shorts, Pajamas and Related Items.

(o) Maximum Price Regulation 607[23]—Manufacturers' Prices for Men's and Boys' Tailored Clothing and Related Garments.

[Paragraphs (n) and (o) added by Am. 11, 11 F.R. 4153, effective 4-12-46]

SEC. 20. *Definitions.* (a) "Total net dollar amount charged" means the sum of all the prices charged for items delivered, after the deduction of all cash and trade discounts offered, and the deduction of all separate transportation charges, service charges, premiums and any other separate charges appearing on the invoice. Returns are not to be deducted from "total net dollar amount charged".

(b) "Unit" means the number of individual items which are grouped together for the purposes of quoting prices, billing and counting; e. g., a dozen or a gross or one. The same unit must be used for all items within a single category, and in every case the same unit used in computing the maximum average price for a category in the base period must be used consistently for each subsequent computation for that category.

(c) "War procurement agency" means the War Department, the Department of the Navy, the United States Maritime Commission, the War Shipping Administration, the Procurement Division of the Department of the Treasury of the United States, or any agency of the foregoing, and shall be deemed to include stores operated as Army Canteens, post exchanges, or ship's service activities.

(d) "Price regulation" means a price schedule or order effective in accordance with the provisions of section 206 of the Emergency Price Control Act of 1942, as amended, or maximum price regulation issued by the OPA, or any amendment thereto or order thereunder.

(e) Unless the context otherwise requires, the definitions set forth in section 302 of the Emergency Price Control Act of 1942, as amended, and § 1499.20 of the General Maximum Price Regulation, shall apply to the terms used in this order.

SEC. 21. *Individual adjustment in certain hardship cases.* This section provides for adjustment by order of your maximum average prices established under section 3 if you can demonstrate that you meet the qualifications listed in (a) below. Note that you may not apply under this section on the ground that you are unable to obtain materials either in sufficient quantity or at suitable prices to enable you to meet your maximum average prices.

If you have filed a proper application for adjustment of your maximum average prices under this section, the provisions of section 7 of this order and the provisions of Special Order 9 to SO 108 shall not apply to you between the date of your application and the date specified in any order issued to you by the Office of Price Administration either granting or denying such adjustment. Of course, those provisions shall apply to any manufacturer who has not filed an application under this section, or who has filed an application which does not allege as a basis for adjustment, one of the grounds listed in paragraph (a) (1). Such applications will be dismissed by letter rather than granted or denied.

[Above paragraph added by Am. 9, 11 F.R. 604, effective 12-31-45]

(a) *Who may apply.* You may apply for adjustment of your maximum average price established for a particular category under section 3 if any of the grounds listed in (1) describes your circumstances and as a result of such circumstance, you are suffering, as to that category, any of the types of hardship listed in (2).

(1) *Grounds for application.* (i) During one or more of your base periods you delivered at least 50% (in units) of your items in the category in "second" or "irregular" quality and your base period delivery records so described such items.

(ii) During one or more of your base periods 50% or more of your deliveries (in dollars) of commodities of the same description as the items in any category were made pursuant to contracts or subcontracts with war procurement agencies. (In calculating your total deliveries pursuant to such contracts you may figure as your dollar amount charged for items for which the war procurement agency supplied you with materials an amount equal to your charge for your services plus the cost of the materials.)

(iii) During your base period, part of your production facilities were damaged or destroyed by flood, fire or other Act of God and these facilities had been devoted to production of items at prices higher than your maximum average price.

(iv) During or since your base period but prior to June 1, 1945, you lost by *destruction*, sold or otherwise transferred (and have not replaced) part of your production facilities and these facilities had been devoted to the production of items at prices lower than your maximum average price.

(v) Since your base period but prior to June 1, 1945, you acquired (and currently have) a new type of machinery which can be used to produce items only at prices higher than your maximum average price for the category.

[Subparagraph (ii), (iv) and (v) amended and (x) added by Am. 11, 11 F.R. 4153, effective 4-12-46]

(vi) Your weighted average price for the category during any of your base periods was based on deliveries during a period shorter than 6 weeks.

(vii) You made deliveries of items in the category during a shorter period than one full calendar quarter in either 1943 or 1944.

(viii) You became the transferee, between the base period and April 28, 1945, of a person to whom any of the circumstances described above applies.

(ix) You purchased your business during or since 1943 but prior to April 28, 1945, and the stock in trade of the business was liquidated at a net loss during one or more of your base periods.

(x) During one or more of your base periods 50% or more of your total dollar volume (excluding your dollar volume of deliveries of commodities covered by 2nd RMPR 339,[24] MPR 572,[25] MPR 95,[26] MPR 602,[27] RMPR 208,[28] MPR 506,[29] MPR 274,[30] RMPR 304,[31] and MPR 385,[32]) represented deliveries of commodities made pursuant to contracts or subcontracts with war procurement agencies. (In calculating your total deliveries pursuant to such contracts you may figure as your dollar amount charged for items for which the war procurement agency supplied you with materials an amount equal to your charge for your services plus the cost of the materials.)

(2) *Types of hardship.* (i) Your maximum average price established for the category under section 3 is abnormal in comparison with your previous experience in the same industry.

(ii) You had no previous experience in the same industry and your maximum average price for the category is lower than the weighted average price you would have maintained in the absence of the circumstances listed in (1) above.

[13] 7 F.R. 7318, 9615, 10719; 8 F.R. 4514, 13847, 9 F.R. 5174, 11758, 8659.
[14] 7 F.R. 9637.
[15] 8 F.R. 9112, 10001, 10304; 9 F.R. 974, 12590; 10 F.R. 5720, 13449.
[16] 8 F.R. 2350, 2783, 11152, 13450.
[17] 9 F.R. 7701, 10875.
[18] 10 F.R. 655, 1788, 4662, 14448.
[19] 10 F.R. 13114, 13637, 14506, 14627.
[20] 9 F.R. 10492.
[21] 8 F.R. 4132, 5987, 7662, 9998, 15193; 9 F.R. 1036, 5435, 5923, 7201.
[22] 9 F.R. 2350, 7504, 8062, 10925, 12270; 10 F.R. 922, 4265, 13129.
[23] 10 F.R. 15115; 11 F.R. 350.
[24] 11 F.R. 2693.
[24] 9 F.R. 206, 4024, 10926, 4475; 10 F.R. 5523.
[25] 10 F.R. 1433, 2387, 4813.
[26] 7 F.R. 8521, 8948, 9492; 8 F.R. 8502, 11959; 10 F.R. 5523.
[27] 10 F.R. 14251.
[28] 9 F.R. 9978, 10493, 11960, 13297; 10 F.R. 2873, 13502.
[29] 9 F.R. 684, 1456, 2297.
[30] 7 F.R. 9951, 10378, 10791; 8 F.R. 8512, 8860.
[31] 8 F.R. 12315; 10 F.R. 5039.
[32] 8 F.R. 6114, 8009, 10661; 10 F.R. 5323.

(iii) You cannot because of your present facilities operate your business without incurring a net surcharge even if you deliver all items in the category at your total cost for such items. This situation shall be considered a hardship only if the circumstances described in (1) (iv) or (1) (v) above are alleged as the ground for application.

[Subparagraph (iii) amended by Am. 11]

(b) *How to apply.* Application for adjustment under this section must be made by filing with your OPA District Office two copies of an application containing the following information:

(1) Your business name and address.

(2) The categories for which you are seeking adjustment of your maximum average price.

(3) Your maximum average price for each category listed in (2), as adjusted under Special Order No. 3.

(4) Your ground or grounds for application. (This must be one of the grounds listed in (a) (1) above.)

(5) A statement in detail, of the facts constituting each of your grounds for application.

(6) Your type of hardship. (This must be one of the types listed in (a) (2) above.)

(7) An explanation, in detail, of the manner in which the circumstances described in (5) caused the hardship stated in (6), including facts as to your previous experience or other reasons why your present maximum average price is abnormal, or the reasons why your present facilities make production within your present maximum average price impossible. This explanation should be supported by all factual information pertaining thereto and any evidence corroborating these facts.

(8) Your requested adjusted maximum average price for each category listed in (2).

(c) *Disposition of applications.* Adjustments or denial of adjustments of maximum average prices will be made by order of the Office of Price Administration, and such orders will also contain instructions concerning the procedure for making up any net surcharges existing at the date of issuance of the order.

[Above paragraph added by Am. 9, 11 F.R. 604, effective 12-31-45]

(1) *Authorization of adjusted maximum average prices.* Where it has been satisfactorily demonstrated that one or more of the circumstances listed in (a) (1) exists, and that as a result of such circumstance, the applicant is suffering one of the types of hardship listed in (a) (2), the Office of Price Administration will, by order, adjust the maximum average prices in appropriate categories, to accomplish the following results:

(i) Maximum average prices, abnormally lowered by the fortuitous circumstances described in (a) (1) (except (a) (1) (v)), will be restored to the levels warranted by the previous experience of the applicants or, in the case of applicants without previous experience, to the levels which would have existed if such circumstances had not interfered.

(ii) Maximum average prices which cannot be maintained because of the circumstances described in (a) (1) (iv) and (v) will be adjusted to permit the manufacturer to recover total cost of the items in the adjusted category which he can make: *Provided*, That he is unable to balance his surcharges with credits in other categories.

[Subparagraph (ii) amended by Am. 11, 11 F.R. 4153, effective 4-12-46]

(2) *Denial of applications.* Where it has been determined that the circumstances listed in (a) (1) did not occur, or where, although it has been satisfactorily demonstrated that one of the circumstances listed in (a) (1) did occur, it has not been established that, as a result of such circumstances, the applicant is suffering one of the types of hardship listed in (a) (2), the Office of Price Administration will issue an order denying the application.

(3) *Dismissal of application.* Where the application does not allege one of the circumstances listed in (a) (1) the Office of Price Administration will dismiss the application informally by letter.

SEC. 22. *Certain items which may be excluded from this order*—(a) *What items may be excluded.* You need not include prices charged for deliveries made on or after October 1, 1945 of the following items in computing your weighted average prices under this order, *Provided*, That the requirements of paragraph (b) which are applicable to you have been observed:

(1) Uniforms which are sold and delivered to federal, state or municipal governments within the United States or agencies thereof, schools, common carriers, utilities, athletic associations or clubs or non-profit corporations or associations.

[Subparagraph (1) amended by Am. 10, 11 F.R. 3544, effective 3-29-46]

(2) Garments made to the individual measurements of the ultimate consumer and individually cut by the manufacturer after receipt of an order placed by the ultimate consumer with the manufacturer's customer.

(3) Items which are completely hand-knit, hand-crocheted or hand-woven (except for lining, binding or trimming).

(4) Items made wholly (except for lining, binding or trimming) from 100% cashmere yarn.

(5) Items made wholly (except for lining, binding or trimming) from 100% nylon yarn or fabric.

(6) Items made wholly (except for lining, binding or trimming) from pure silk yarn or fabric.

(7) Items made wholly (except for lining, binding or trimming) from pure Irish linen fabric.

(8) Items made wholly (except for lining, binding or trimming) from natural or synthetic straw or straw braid.

(9) Items made wholly (except for lining, binding or trimmings) of a combination of two or more of the fabrics or yarns named in paragraphs (4) through (8) above.

(10) Items included in categories B-41 through B-47 if all non-elastic material used (except for lining, binding or trimmings) is made of the yarns or fabrics named in paragraphs (4) through (8) and the elastic materials comprise 40% or less of the total yardage used in the item.

[Subparagraph (10) added by Am. 10, 11 F.R. 3544, effective 3-29-46; amended by Am. 12, effective 5-13-46]

(11) Hosiery in which the entire leg is made of 100% nylon yarn and the foot or top or both are made of cotton yarn or mixed cotton and nylon yarn.

[Subparagraphs (9) and (11) added by Am. 10, 11 F.R. 3544, effective 3-29-46]

(12) Items made wholly (except for lining, binding and trimmings) of fabrics or yarns containing more than 50% by weight of new hair of the vicuna, guanaco, camel or alpaca.

[Subparagraph (12) added by Am. 12, effective 5-13-46]

(b) *Amending maximum average price chart*—(1) *Sellers who delivered both items listed in (a) and other items during the base period.* If, during your base period, you delivered both items listed in (a) and other items in the same category and you now wish to deliver both types of items in that category but do not wish to include those listed in (a) in calculating your weighted average prices after October 1, 1945, you must refigure your MAP for that category by excluding from your base period deliveries of that category, all deliveries of items listed in (a). You must also file with your OPA District Office, on or before January 20, 1946 or the date on which you first deliver an item you wish to exclude, whichever is later, two signed copies of an amendment to your maximum average price chart showing as to each refigured category the information required by section 4 (b) of Supplementary Order 108.

(2) *Sellers who delivered only items listed in (a) during the base period.* If you delivered only items listed in (a) during your base period and you do not wish to include those items in calculating your weighted average price after October 1, 1945, you must file with your OPA District Office, on or before January 20, 1946 or the date on which you first deliver an item you wish to exclude, whichever is later, two signed copies of an amendment to your maximum average price chart stating the number and title of each such category and that each such category is now removed from your maximum average price chart.

(c) *Special provision for persons who must amend their maximum average price charts under (b) (2) above.* If you have no MAP for a category after October 1, 1945 because all of your base period deliveries in the category were items listed in (a), you must not deliver any items in the category not listed in (a) until you receive an order under section 9 of this order authorizing a MAP for that category; except that if you file your application on or before January 20, 1946 you may continue to deliver and use your former maximum average price for that category until an order of authorization is issued to you.

(d) *Special provision for persons who exclude items added after January 1, 1946*—(1) *When you may exclude deliveries of items which are added to the list in paragraph (a) after January 1, 1946.* All deliveries of such items made during the period covered by your next report after the effective date of the amendment making such addition may be excluded in calculating your weighted average price for that period. (For example, if you are reporting deliveries for a quarter, you may exclude deliveries, made at any time during that quarter, of items added during that quarter in figuring your weighted average price. If you are reporting deliveries for a month under section 7 (b) you may exclude deliveries, made at any time during that month, of items added during that month.)

(2) *When you must file under (b) and (c).* If you wish to exclude items added to paragraph (a) after January 1, 1946, you must observe the requirements of paragraph (b) which are applicable to you, on or before 45 days from the effective date of the amendment adding such item, or on or before the date on which you first deliver an item you wish to exclude, whichever is later.

(e) *Effect of election to exclude items.* If you elect to exclude, under this section, deliveries of any items from the total number of units delivered in any category, you must exclude from that category all deliveries of such items for the quarter in which you first elect to exclude the items and for all subsequent quarters.

[Paragraphs (d) and (e) added by Am. 10, 11 F.R. 3544, effective 3-29-46]

[Secs. 21 and 22 added; and former sec. 21 redesignated as 23 by Am. 8, 10 F.R. 15125, effective 12-14-45]

SEC. 23. *Categories*—(a) *Description of categories.* The categories of items listed in the following Appendices are in some cases described in terms of fabric content of the item. In your operation under this order, you must include in your records and reports on deliveries of items in each category, only items which, exclusive of linings, bindings and trimmings, are made of the fabric listed for that category, as defined in paragraph (b) below.

However, if your base period records do not show the same distinctions between "wool", "cotton" and "all other fabrics" as are made by the definitions set forth below, you must separate items made of "wool", "cotton" and "all other fabrics" in accordance with your base period records in computing your maximum average price for each category.

(b) *Definitions of fabrics.* (1) Except where otherwise specifically qualified the terms "wool" and "cotton" when used in the descriptions of categories are defined as follows:

(i) "Wool" fabric means any knitted or woven fabric containing 25% or more, by weight, of new, reprocessed or reused wool fibre.

(ii) "Cotton" fabric means any knitted or woven fabric containing less than 25% wool fibre, by weight, but of which 50% or more, by weight, of the remaining fibres are cotton.

(a) "Combed cotton" fabric means a cotton fabric in which all the cotton fibres have been combed.

(b) "Carded cotton" fabric means a cotton fabric containing any cotton fibres which have been carded but not combed.

[Subdivisions (a) and (b) added by Am. 5, 10 F.R. 12080, effective 9-25-45]

(2) Fabrics, knitted or woven, which do not answer the definitions set forth above for "cotton" fabrics and "wool" fabrics are included in "all other fabrics" or in "other yarns and mixtures" wherever such descriptions appear in a category listing. "Other fabrics" and "other yarns and mixtures" include nylon, rayon, aralac, linen, silk, and all other fibres, mixtures or constructions not specifically defined or listed as part of a category description. "Other fabrics" and "other yarns and mixtures" also include either cotton or wool if these fabrics are not specifically listed for the same commodity in another category.

(c) *Combinations of fabrics.* (1) Items made of a combination of two or more fabrics shall be included in the category listing the fabric which represents the largest portion of the yardage incorporated in the item, exclusive of linings, bindings and trimmings.

(2) Items made of a combination of fabrics and other materials, such as leather, plastics, etc. shall be included in the category listing the material of which the largest portion of the surface area of the item is made, exclusive of linings, bindings and trimmings.

APPENDIX A—WOMEN'S AND CHILDREN'S OUTERWEAR

Note 1. Garments whose maximum prices are subject to MPR 572 are not included in Appendix A.

Note 2. Each category includes items made both of knit and of woven materials except where otherwise specified.

Group I. *Coats and suits:*

Coats: All coats, capes and wraps, trimmed and untrimmed, sport and dress, except waterproof or water repellent rainwear garments. Children's and toddlers' coat-hat sets sold at a unit price are included.

Suits: All two-piece garments, trimmed and untrimmed, consisting of a jacket (having full or partial lining or bound inner seams) and skirt, sold at a unit price. Two-piece dresses are not included.

Categories

A-1. Women's, Misses' and Juniors'—Wool.
A-2. Women's, Misses' and Juniors'—Cotton.
A-3. Women's, Misses' and Juniors'—All other fabrics.
A-4. Teen-age and Girls'—Wool.
A-5. Teen-Age and Girls'—Cotton.
A-6. Teen-Age and Girls'—All other fabrics.
A-7. Children's and Toddlers'—Wool.
A-8. Children's and Toddlers'—Cotton.
A-9. Children's and Toddlers'—All other fabrics.

Group II. *Separate jackets:*

All jackets including ski, skating and riding jackets, boleros, jerkins and similar garments, except sweaters. Water repellent and waterproof jackets are included.

Categories

A-10. Women's, Misses' and Juniors'—Wool.
A-11. Women's, Misses' and Juniors'—Cotton.
A-12. Women's, Misses' and Juniors'—All other fabrics.
A-13. Teen-Age and Girls'—Wool.
A-14. Teen-Age and Girls'—Cotton.
A-15. Teen-Age and Girls'—All other fabrics.
A-16. Children's and Toddlers'—Wool.
A-17. Children's and Toddlers'—All other fabrics.

Group III. *Separate skirts:*

Categories

A-18. Women's, Misses' and Juniors'—Wool.
A-19. Women's, Misses' and Juniors'—Cotton.
A-20. Women's, Misses' and Juniors'—All other fabrics.
A-21. Teen-Age and Girls'—Wool.
A-22. Teen-Age and Girls'—Cotton.
A-23. Teen-Age and Girls'—All other fabrics.
A-24. Children's and Toddlers'—Wool.
A-25. Children's and Toddlers'—All other fabrics.

Group IV. *Dresses:*

All one-piece dresses, and all two-piece dresses consisting of a skirt and a separate blouse or jacket (without lining or bound inner seams) sold at a unit price. Such garments include dresses used for street, evening, house or utility wear. Jumpers, pinafores, brunch coats, smocks, hooverette and bungalow aprons, and similar garments are included. Work dresses and women's work uniforms are not included in this Group. They are listed in Appendix E, Group XXII.

Categories

A-26. Women's, Misses' and Juniors'—Wool.
A-27. Women's, Misses' and Juniors'—Cotton.
A-28. Women's, Misses' and Juniors'—All other fabrics.
A-29. Teen-Age and Girls'—Wool.
A-30. Teen-Age and Girls'—Cotton.
A-31. Teen-Age and Girls'—All other fabrics.
A-32. Children's and Toddlers'—Wool.
A-33. Children's and Toddlers'—Cotton.
A-34. Children's and Toddlers'—All other fabrics.

Group V. *Blouses, including polo and basque shirts and blouses with attached undershorts or slips:*

Categories

A-35. Women's, Misses' and Juniors'—Wool.
A-36. Women's, Misses' and Juniors'—Cotton.
A-37. Women's, Misses' and Juniors'—All other fabrics.
A-38. Teen-Age and Girls'—Wool.
A-39. Teen-Age and Girls'—Cotton.
A-40. Teen-Age and Girls'—All other fabrics.
A-41. Children's and Toddlers'—Wool.
A-42. Children's and Toddlers'—Cotton.
A-43. Children's and Toddlers'—All other fabrics.

Group VI. *Snow suits and ski suits:*

All one-piece and two-piece snow suits and ski suits. Snow suits and ski suits with separate or attached hoods are included when sold at a unit price.

Categories

A-44. Teen-Age and Girls'—Wool.
A-45. Teen-Age and Girls'—All other fabrics
A-46. Children's and Toddlers'—Wool.
A-47. Children's and Toddlers'—All other fabrics.

Group VII. *Legging sets:*

Coats or jackets with leggings, with or without hats, hoods or caps sold at a unit price.

Category

A-48. All sizes—All fabrics.

[Group VII heading amended by Am. 1, 10 F.R. 5994, effective 5-23-45]

Group VIII. *Separate leggings and ski pants:*

Categories

A–49. Teen-Age and Girls'—Wool.
A–50. Teen-Age and Girls'—All other fabrics.
A–51. Children's and Toddlers'—Wool or wool-and-leather combinations.
A–52. Children's and Toddlers'—All other fabrics.

Group IX. *Slack suits, coveralls and beach pajamas:*

One- or two-piece garments consisting of slacks and separate or attached blouse sold at a unit price.

Categories

A–53. Women's, Misses' and Juniors'—Wool.
A–54. Women's, Misses' and Juniors'—Cotton.
A–55. Women's, Misses' and Juniors'—All other fabrics.
A–56. Teen-Age and Girls'—Wool.
A–57. Teen-Age and Girls'—Cotton.
A–58. Teen-Age and Girls'—All other fabrics.
A–59. Children's and Toddlers'—Cotton.
A–60. Children's and Toddlers'—All other fabrics.

Group X. *Separate slacks and overalls:*

Categories

A–61. Women's, Misses' and Juniors'—Wool.
A–62. Women's, Misses' and Juniors'—Cotton.
A–63. Women's, Misses' and Juniors'—All other fabrics.
A–64. Teen-Age and Girls'—Wool.
A–65. Teen-Age and Girls'—Cotton.
A–66. Teen-Age and Girls'—All other fabrics.
A–67. Children's and Toddlers'—Cotton.
A–68. Children's and Toddlers'—All other fabrics.

Group XI. *Shorts:*

Shorter than knee-length trousered outergarments without bodice or with bib-top.

Categories

A–69. Women's, Misses' and Juniors'—Wool.
A–70. Women's, Misses' and Juniors'—All other fabrics.
A–71. Teen-Age and Girls'—Wool.
A–72. Teen-Age and Girls'—All other fabrics.
A–73. Children's and Toddlers'—Wool.
A–74. Children's and Toddlers'—All other fabrics.

Group XII. *Playsuits and sunsuits:*

All one-piece and two-piece playsuits and sunsuits. Playsuits and sunsuits with separate skirts, sold at a unit price are included.

Categories

A–75. Women's, Misses' and Juniors'—Cotton.
A–76. Women's, Misses' and Juniors'—All other fabrics.
A–77. Teen-Age and Girls'—Cotton.
A–78. Teen-Age and Girls'—All other fabrics.
A–79. Children's and Toddlers'—All fabrics.

Group XIII. *Bathing suits:*

All one-piece and two-piece bathing suits. Bathing suits with separate skirts, sold at a unit price are included.

Categories

A–80. Women's, Misses' and Juniors'—Wool.
A–81. Women's, Misses' and Juniors'—All other fabrics.
A–82. Teen-Age and Girls'—Wool.
A–83. Teen-Age and Girls'—All other fabrics.
A–84. Children's and Toddlers'—Wool.
A–85. Children's and Toddlers'—All other fabrics.

Group XIV. *Sweaters:*

Categories

A–86a. Women's, Misses', and Juniors' 100% wool, 6 lbs. and over per dozen.
A–86b. Women's, Misses' and Juniors' 100% wool, under 6 lbs. per dozen.
A–87a. Women's, Misses' and Juniors'—Wool blends, 50% or more wool by weight, 6 lbs. and over per dozen.
A–87b. Women's, Misses' and Juniors'—Wool blends, 50% or more wool by weight, under 6 lbs, per dozen.
A–88a. Women's, Misses' and Juniors'—Wool blends, less than 50% wool by weight, 6 lbs. and over per dozen.
A–88b. Women's, Misses' and Juniors'—Wool blends, less than 50% wool by weight, under 6 lbs. per dozen.
A–89. Women's, Misses' and Juniors'—All other yarns and mixtures.
A–90. Children's—100% wool.
A–91. Children's—Wool blends, 50% or more wool by weight.
A–92. Children's—Wool blends, less than 50% wool by weight.
A–93. Children's—All other yarns and mixtures.

[Group XIV amended by Am. 5, 10 F.R. 12080, effective 9–25–45]

Group XV. *Water repellent and waterproof rain coats and rain capes:*

Categories

A–94. Women's, Misses' and Juniors'—Wool.
A–95a. Women's, Misses' and Juniors' —Carded cotton.
A–95b. Women's, Misses' and Juniors' —Combed cotton.
A–95c. Women's, Misses' and Juniors'—All other fabrics.
A–96. Teen-Age and Girls'—Wool.
A–97a. Teen-Age and Girls'—Carded cotton.
A–97b. Teen-Age and Girls'—Combed cotton.
A–97c. Teen-Age and Girls'—All other fabrics.
A–98. Children's and Toddlers'—All fabrics.

[Group XV amended by Am. 1, 10 F.R. 5994, effective 5–23–45 and Am. 5, 10 F.R. 12080, effective 9–25–45]

Group XVI. *Aprons:*

Protective outer garments, household type, which usually extend from waistline or shoulders to below waistline, secured by streamers or buttons. Women's service apparel and uniforms are not included in this group. They are listed in Appendix E, Group XXII.

Category

A–99. All sizes—All fabrics.

APPENDIX B—WOMEN'S AND CHILDREN'S UNDERWEAR, NIGHTWEAR, AND LOUNGING WEAR

Note 1: Each category includes items made both of knit and of woven materials except where otherwise specified.

Group I. *Slips, petticoats and slackettes:*

Categories

B–1. Women's, Misses' and Juniors'—Cotton, woven or knit
B–2. Women's, Misses' and Juniors'—All other woven fabrics
B–3. Women's, Misses' and Juniors'—All other knit fabrics
B–4. Children's and Toddlers'—All fabrics

Group II. *Nightgowns and nightshirts:*

Categories

B–5. Women's, Misses' and Juniors'—Cotton, woven or knit
B–6. Women's, Misses' and Juniors'—All other woven fabrics
B–7. Women's, Misses' and Juniors'—All other knit fabrics
B–8. Children's and Toddlers' — Cotton, woven or knit
B–9. Children's and Toddlers'—All other woven fabrics
B–10. Children's and Toddlers'—All other knit fabrics

Group III. *Sleeping pajamas and sleepers:*

Categories

B–11. Women's, Misses' and Juniors'—Cotton, woven or knit
B–12. Women's, Misses' and Juniors'—All other woven fabrics
B–13. Women's, Misses' and Juniors'—All other knit fabrics
B–14. Children's and Toddlers'—Cotton, woven or knit
B–15. Children's and Toddlers'—Wool, knit
B–16. Children's and Toddlers'—All other woven fabrics
B–17. Children's and Toddlers'—All other knit fabrics

Group IV. *Bedjackets:*

Categories

B–18. Women's, Misses' and Juniors'—All fabrics
B–19. Children's and Toddlers'—All fabrics

Group V. *Panties, drawers, bloomers, vests, chemises and dance sets.*

Categories

B–20. Women's, Misses', and Juniors'—Wool, knit
B–21. Women's, Misses', and Juniors'—All other knit fabrics
B–22. Women's, Misses', and Juniors'—All woven fabrics
B–23. Children's and Toddlers'—Cotton, woven
B–24. Children's and Toddlers'—Wool, knit
B–25. Children's and Toddlers'—All other woven fabrics
B–26. Children's and Toddlers'—All other knit fabrics

Group VI. *Union suits:*

Categories

B–27. Women's and Misses'—Wool, knit.
B–28. Women's and Misses'—Cotton, knit.
B–29. Women's and Misses'—Other yarns and mixtures, knit.
B–30. Children's and Infants'—Wool, knit.
B–31. Children's and Infants'—Cotton, knit.
B–32. Children's and Infants'—Other yarns and mixtures, knit.
B–33. All sizes—All woven fabrics.

Group VII. *Negligees, housecoats, hostess gowns, bathrobes and beach robes:*

Categories

B–34. Women's, Misses' and Juniors'—Wool.
B–35. Women's, Misses' and Juniors'—Cotton.
B–36. Women's, Misses' and Juniors'—All other fabrics.
B–37. Children's and Toddlers'—Wool.
B–38. Children's and Toddlers'—Cotton.
B–39. Children's and Toddlers'—All other fabrics.

Group VIII. *Lounging pajamas, lounging slacks, lounging tunics and cocktail coats:*

Category

B–40. All sizes—All fabrics.

Group IX. *Brassieres:*

Breast-supporting undergarments extending 3 or more inches below the base of the breast.

Category

B–41. All sizes—All fabrics.

Group X. *Bandeaux:*

Breast-supporting undergarments extending less than 3 inches below the base of the breast.

Category

B–42. All sizes—All fabrics.

Group XI. *Girdles and garter belts:*

Categories

B–43. Girdles with closures: All sizes—All fabrics.
B–44–a. Roll on girdles made from knitted elastic fabric (without closures and without rigid panels) or girdle blanks: All sizes—All fabrics.
B–44–b. All other girdles without closures: All fabrics.
B–45. Garter belts: All sizes—All fabrics.

[Group XI amended by Am. 5, 10 F.R. 12080, effective 9–25–45]

Group XII. *Girdle blanks:*

Category

B–46. All sizes—All fabrics.

Group XIII. *One-piece foundation garments:*

One-piece undergarment with hip-confining and breast-supporting features.

Category

B–47. All sizes—All fabrics.

APPENDIX C—WOMEN'S AND CHILDREN'S ACCESSORIES

NOTE 1: Garments whose maximum prices are subject to RMPR 506 or MPR 572 are not included in Appendix C.

NOTE 2: Each category includes items made both of knit and of woven materials except where otherwise specified.

Group I. *Dickies, halters, guimpes and vestees:*

Category

C–1–a. Classic tailored dickies: All sizes—All fabrics.
C–1–b. All other dickies, halters, guimpes and vestees: All sizes—All fabrics.

[Group I amended by Am. 5, 10 F.R. 12080, effective 9–25–45]

Group II. *Collars, cuffs and collar-and-cuff sets:*

Category

C–2. All sizes—All fabrics.

Group III. *Shawls, scarves, headscarves and snoods.*

Categories

C–3. Wool.
C–4. All other fabrics.

Group IV. *Handbags:*

Categories

C–5. Women's—All materials.
C–6. Children's—All materials.

Group V. *Millinery:*

Hats, bonnets, snowsuit and rain hoods sold separately, berets and similar feminine headcoverings, except shawls, scarves and snoods.

Categories

C–7. Women's and Misses'—All materials.
C–8–a. Girls' and Children's—100% wool knit.
C–8–b. Girls' and children's—All other knit fabrics.

Categories

C–8–c. Girls' and Children's—All other materials.
C–9. Toddlers'—All materials.

[Group V amended by Am. 5]

Group VI. *Hat bodies and skirtings:*

Categories

C–10. Hat bodies—Fur felt.
C–11. Hat bodies—Wool felt.
C–12. Hat skirtings—Fur felt.

Group VII. *Hat-and-handbag combinations:* Combinations of hat and handbag sold at a unit price.

Categories

C–13. Women's and Misses'—All materials.
C–14. Children's—All materials.

Group VIII. *Gloves and mittens, dress and sport:*

Boys' gloves are included in categories C–17 and C–18.

Categories

C–15. Women's—100% leather.
C–16. Women's—All other materials.
C–17. Children's—100% leather.
C–18. Children's—All other materials.

Group IX. *Handkerchiefs:*

Categories

C–19. Women's—All fabrics.
C–20. Children's—All fabrics.

Group X. *Belts:*

Categories

C–21. Women's and Misses'—All materials.
C–22. Children's—All materials.

Group XI. *Other sets:*

Any combination (not listed above as a set but sold at a unit price) of two or more items, at least one of which is listed in this Appendix.

Categories

C–23. Women's and Misses'—All materials.
C–24. Children's—All materials.

Group XII. *Finished hosiery, except hosiery covered by MPR 602, MPR 274 and 2nd RMPR 339:*

Boys' hosiery is included in children's hosiery in categories C–31 to C–36

Categories

C–25. Full fashioned: Women's and Misses' full length and knee length—Wool.
C–26. Full fashioned: Women's and Misses' full length and knee length—All other yarns and mixtures.
C–27. Seamless: Women's and Misses' full length and knee length—Wool.
C–28. Seamless: Women's and Misses' full length and knee length—All other yarns and mixtures.
C–29. Anklets: Women's and Misses' normally sized 8½ and over—Wool.
C–30. Anklets: Women's and Misses' normally sized 8½ and over—All other yarns and mixtures.
C–31. Anklets: Children's and Infants'—All yarns and mixtures.
C–32. Golf hose, ⅞ and ⅝: Children's and Infants'—Wool.
C–33. Golf hose, ⅞ and ⅝: Children's and Infants'—All other yarns and mixtures.
C–34. Boys' socks—All yarns and mixtures.
C–35. Children's and Infants': All other types—Wool.
C–36. Children's and Infants': All other types—All other yarns and mixtures.
C–37. Women's and Misses': All other types—Wool.
C–38. Women's and Misses': All other types—All other yarns and mixtures.

[Group XII amended by Am. 1, 10 F.R. 5994, effective 5–23–45 and Am. 8, 10 F.R. 15125, effective 11–20–45]

Group XIII. *Hosiery in the greige, except hosiery covered by MPR 602, MPR 274 and 2nd RMPR 339:*

Boys' hosiery in the greige is included in children's hosiery in categories C–45 to C–50

Categories

C–39. Full fashioned: Women's and Misses' full length and knee length—Wool.
C–40. Full fashioned: Women's and Misses' full length and knee length—All other yarns and mixtures.
C–41. Seamless: Women's and Misses' full length and knee length—Wool.
C–42. Seamless: Women's and Misses' full length and knee length—All other yarns and mixtures.
C–43. Anklets: Women's and Misses' normally sized 8½ and over—Wool.
C–44. Anklets: Women's and Misses' normally sized 8½ and over—All other yarns and mixtures.
C–45. Anklets: Children's and Infants'—All yarns and mixtures.
C–46. Golf hose, ⅞ and ⅝: Children's and Infants'—Wool.
C–47. Golf hose, ⅞ and ⅝: Children's and Infants'—All other yarns and mixtures.
C–48. Boys' socks—All yarns and mixtures.
C–49. Children's and Infants': All other types—Wool.
C–50. Children's and Infants': All other types—All other yarns and mixtures.
C–51. Women's and Misses': All other types—Wool.
C–52. Women's and Misses': All other types—All other yarns and mixtures.

[Group XIII added by Am. 1. Group heading amended by Am. 8]

APPENDIX D—INFANTS' WEAR

NOTE: Each category includes items made both of knit and of woven materials except where otherwise specified.

Categories for infants' hosiery are listed in Appendix C, Group XII.

Group I. *Vests and shirts:*

Categories

D–1. Cotton.
D–2. All other fabrics.

Group II. *Bands:*

Categories

D–3. Cotton.
D–4. All other fabrics.

Group III. *Waterproof pants except sheet rubber pants:*

Category

D–5. All fabrics.

Group IV. *Training pants and soakers:*

Categories

D–6. Cotton.
D–7. All other fabrics.

Group V. *Nightgowns, sleepers, wrappers, kimonos, and bathrobes:*

Categories

D–8. Cotton.
D–9. All other fabrics.

Group VI. *Slips and gertrudes:*

Category

D–10. All fabrics.

Group VII. *Bonnets and caps:*

Categories

D–11. Wool.
D–12. All other fabrics.

Group VIII. *Sweaters and short sacques:*

Categories

D–13. Cotton.
D–14. Wool.
D–15. All other fabrics.

Group IX. *Dresses and Christening Robes:*

Category

D–16. All fabrics.

Group X. *Creepers, rompers, crawlers, overalls and sunsuits:*

Category

D–17. All fabrics.

Group XI. *Buntings:*

Category

D–18. All fabrics.

Group XII. *Sweater-and-legging sets:*

Categories

D–19. Wool.
D–20. All other fabrics.

Group XIII. *Coats, snow suits and carriage suits:*

Infants' outerwear garments, sold at a unit price, consisting of coat or snow suit with or without leggings, bonnet, cap, booties or mittens.

Categories

D–21. Cotton.
D–22. Wool.
D–23. All other fabrics.

Group XIV. *Other sets:*

Any combination (not listed above as a set but sold at a unit price) of two or more items, at least one of which is listed in this Appendix.

Category
D-24. All fabrics.

Group XV. *Outer shirts and blouses:*
Category
D-25. All fabrics.

Group XVI. *Separate leggings:*
Category
D-26. All fabrics.

[Group XV and XVI added by Am. 1, 10 F.R. 5994, effective 5-23-45]

APPENDIX E—MEN'S AND BOYS' CLOTHING

NOTE 1: Items the maximum prices of which are subject to RMPR 208, RMPR 304, MPR 385, RMPR 506, and MPR 572, and items sold at fixed uniform prices by contractual agreement with the War or Navy Department are not included in this Appendix.

NOTE 2: Each category includes items made both of knit and of woven materials except where otherwise specified.

NOTE 3: The term "tailored", as used in this Appendix, refers to any garment the maximum price of which is established under MPR 177. The term "non-tailored" refers to any garment the maximum price of which is not established under MPR 177.

NOTE 4: Where an item is sold in a series of sizes, the entire range is to be included in the one category most nearly applicable. Sales of particular sizes should not be separated from sales of other sizes of the same garment. (If, for example, you manufacture junior cotton pants in sizes 6-14, you should include *all* sales of the line in Category E 56, captioned "Junior, normally sold in sizes 2-12.")

Group I. *Tailored overcoats, detachable-lined topcoats and overcoats, and detachable linings:*

Any tailored coat commonly known as an overcoat, topcoat, reversible coat, fingertip coat, or cape, made of a fabric weighing more than 22 ounces per linear yard computed on a 54-inch width basis; any tailored coat of any weight sold with a detachable lining at a unit price; and any detachable lining sold separately.

Categories
E-1. Coats: Men's and Young Men's.
E-2. Coats: Prep and Student.
E-3. Coats: Boys' and Cadet.
E-4. Coats: Juvenile or Junior.
E-5. Coats: Designed and sold for military or naval service use.
E-6. Detachable linings or warmers, sold separately: All sizes—All fabrics.

Group II. *Tailored topcoats:*

Any tailored coat commonly known as an overcoat, topcoat, reversible coat, fingertip coat, or cape, made of a fabric weighing 22 ounces or less per linear yard computed on a 54-inch width basis.

Categories
E-7. Men's and Young Men's.
E-8. Prep and Student.
E-9. Boys' and Cadet.
E-10. Juvenile or Junior.
E-11. Topcoats designed and sold for military or naval service use.

Group III. *Regular-weight tailored suits:*

Any tailored combination, consisting of pants and coat (with or without vest, sweater, cap, or hat) sold at a unit price, made of a fabric weighing more than 11 ounces per linear yard computed on a 54-inch width basis.

Categories
E-12-a. Men's and Young Men's—All-wool worsted.
E-12-b. Men's and Young Men's—All other fabrics.
E-13. Prep and Student.
E-14. Cadet.
E-15. Boys'.
E-16. Juvenile or Junior.
E-17. Uniforms (including pants and blouse or coat) designed and sold for military or naval service use.

[Group III amended by Am. 5, 10 F.R. 12080, effective 9-25-45]

Group IV. *Summer-weight tailored suits:*

Any tailored combination consisting of pants and coat (with or without vest, sweater, cap or hat) sold at a unit price, made of a fabric weighing 11 ounces or less per linear yard computed on a 54-inch width basis.

Categories
E-18-a. Men's and Young Men's—All-wool worsted.
E-18-b. Men's and Young Men's—Cotton.
E-18-c. Men's and Young Men's—All other fabrics.
E-19. Prep and Student.
E-20. Cadet.
E-21. Boys'.
E-22. Juvenile or Junior.
E-23. Uniforms (including pants and blouse or coat) designed and sold for military or naval service use.

[Group IV amended by Am. 5]

Group V. *Regular-weight tailored separate coats:*

Any tailored separate coat or jacket made of a fabric weighing more than 11 ounces per linear yard computed on a 54-inch width basis, excluding topcoats and overcoats.

Categories
E-24. Men's and Young Men's.
E-25. Prep and Student.
E-26. Cadet.
E-27. Boys'.
E-28. Juvenile or Junior.
E-29. Coats or blouses designed and sold for military or naval service use.

Group VI. *Summer-weight tailored separate coats:*

Any tailored separate coat or jacket, made of a fabric weighing 11 ounces or less per linear yard computed on a 54-inch width basis.

Categories
E-30. Men's and Young Men's.
E-31. Prep and Student.
E-32. Cadet.
E-33. Boys'.
E-34. Juvenile or Junior.
E-35. Coats or blouses designed and sold for military or naval service use.

Group VII. *Non-tailored jackets:*

Any non-tailored jacket, less than 28 inches in length in men's sizes and less than 26 inches in length in size 16, with other boys' sizes in pro rata lengths. Jackets cut and sewn from water repellent or waterproof fabrics are included.

Categories
E-36. Men's, normally sold in sizes 36 and larger, or equivalent—Wool.
E-37-a. Men's, normally sold in sizes 36 and larger, or equivalent—Carded cotton.
E-37-b. Men's, normally sold in sizes 36 and larger, or equivalent—Combed cotton.
E-37-c. Men's normally sold in sizes 36 and larger, or equivalent—All other fabrics.
E-38. Boys', normally sold in sizes 4-12 and 8-20, or equivalent—Wool.
E-39-a. Boys', normally sold in sizes 4-12 and 8-20, or equivalent—Carded cotton.
E-39-b. Boys', normally sold in sizes 4-12 and 8-20, or equivalent—Combed cotton
E-39-c. Boys', normally sold in sizes 4-12 and 8-20, or equivalent—All other fabrics.

[Group VII amended by Am. 5, 10 F.R. 12080, effective 9-25-45]

Group VIII. *Non-tailored coats:*

Any non-tailored coat, 28 inches or more but less than 33 inches in length in men's sizes and 26 inches or more but less than 30 inches in length in size 16, with other boys' sizes in pro rata lengths. Coats cut and sewn from water repellent and waterproof fabrics are included.

Categories
E-40. Men's, normally sold in sizes 36 and larger, or equivalent—Wool.
E-41-a. Men's, normally sold in sizes 36 and larger, or equivalent—Carded cotton.
E-41-b. Men's, normally sold in sizes 36 and larger, or equivalent—Combed cotton.
E-41-c. Men's, normally sold in sizes 36 and larger, or equivalent—All other fabrics.
E-42. Boys', normally sold in sizes 4-12 and 8-20, or equivalent—Wool.
E-43-a. Boys', normally sold in sizes 4-12 and 8-20, or equivalent—Carded cotton.
E-43-b. Boys', normally sold in sizes 4-12 and 8-20, or equivalent—Combed cotton.
E-43-c. Boys', normally sold in sizes 4-12 and 8-20, or equivalent—All other fabrics.

[Group VIII amended by Am. 5]

Group IX. *Non-tailored longer coats:*

Any non-tailored coat, 33 inches or more in length in men's sizes and 30 inches or more in length in size 16, with other boys' sizes in pro rata lengths. Coats cut and sewn from water repellent and waterproof fabrics are included.

Categories
E-44. Men's, normally sold in sizes 36 and larger, or equivalent—Wool.
E-45-a. Men's, normally sold in sizes 36 and larger, or equivalent—Carded cotton.
E-45-b. Men's, normally sold in sizes 36 and larger, or equivalent — Combed cotton.
E-45-c. Men's, normally sold in sizes 36 and larger, or equivalent—All other fabrics.
E-46. Boys', normally sold in sizes 4-12 and 8-20, or equivalent—Wool.
E-47-a. Boys', normally sold in sizes 4-12 and 8-20, or equivalent—Carded cotton.
E-47-b. Boys', normally sold in sizes 4-12 and 8-20, or equivalent—Combed cotton.
E-47-c. Boys', normally sold in sizes 4-12 and 8-20, or equivalent—All other fabrics.

[Group IX amended by Am. 5]

Group X. *Regular-weight separate pants, except cotton, tailored and non-tailored:*

Long pants, knickers, and dress shorts, made of any fabric (other than cotton) weighing more than 11 ounces per linear yard, computed on a 54-inch width basis. Waterproof pants are not included in this Appendix.

Categories
E-48-a. Men's—All-wool worsted.
E-48-b. Men's—All other fabrics.
E-49. Prep and Student, normally sold in sizes 26-34.
E-50. Boys', normally sold in sizes 6-20.
E-51. Junior, normally sold in sizes 2-12.

E-52. Separate pants designed and sold for military or naval service use.

[Group X amended by Am. 5]

Group XI. *Summer-weight separate pants, except cotton, tailored and non-tailored:*

Long pants, knickers, and dress shorts, made of any fabric (other than cotton) weighing 11 ounces or less per linear yard computed on a 54-inch width basis. Waterproof pants are not included in this Appendix.

Categories
E-53-a. Men's—All-wool worsted.
E-53-b. Men's—All other fabrics.
E-54. Prep and Student, normally sold in sizes 26-34.
E-55. Boys', normally sold in sizes 6-20.
E-56. Junior, normally sold in sizes 2-12.
E-57. Separate pants designed and sold for military or naval service use.

[Group XI amended by Am. 5]

Group XII. *Cotton pants, tailored and non-tailored:*

Long pants, knickers, and dress shorts made of any cotton fabric. Waterproof pants are not included in this Appendix.

Categories
E-58. Men's.
E-59. Prep and Student, normally sold in sizes 26-34.
E-60. Boys', normally sold in sizes 6-20.
E-61. Junior, normally sold in sizes 2-12.
E-62. Separate pants designed and sold for military or naval service use.

Group XIII. *Non-tailored combinations, including loafer suits, slack suits, utility suits:*

Any non-tailored combination sold at a unit price, consisting of slacks or pants of any length with coat or jacket, or with shirt, middy, or blouse. Waterproof combinations are not included in this Appendix.

Categories
E-63. Men's—Cotton.
E-64. Men's—All other fabrics.
E-65. Boys'—Cotton.
E-66. Boys'—All other fabrics.
E-67. Junior—Cotton.
E-68. Junior—All other fabrics.

Group XIV. *Dress or business shirts:*

Any shirt of a style customarily sold for dress or business wear, made of a woven fabric other than wool, with shirt tails and neckband, with or without attached collar, usually made with long sleeves and with linings in collar and cuffs.

Categories
E-69-a. Men's—Carded cotton.
E-69-b. Men's—All other fabrics except wool.
E-70-a. Junior (sizes 3-10)—All fabrics except wool.
E-70-b. Boys' (sizes 11-14½)—All fabrics except wool.
E-71. Shirts, other than white shirts, designed and sold for military or naval service use—All fabrics except wool.

Group XV. *Sport shirts and blouses:*

Any shirt or blouse with convertible or sport collar, or any middy blouse, made of a woven fabric; and any woven wool shirt. (Shirts made of knit fabrics are classified in Group XX below.)

Categories
E-72. Men's—Cotton.
E-73-a. Men's—Wool.
E-73-b. Men's—All other fabrics.
E-74-a. Junior (sizes 3-10)—Cotton.
E-74-b. Boys' (sizes 11-14½)—Cotton.
E-75-a. Junior (sizes 3-10)—All other fabrics.
E-75-b. Boys' (sizes 11-14½)—All other fabrics.
E-76. Shirts designed and sold for military or naval service use—Wool.

Group XVI. *Woven underwear and nightwear:*

Categories
E-77-a. Woven union suits: Men's—All fabrics.
E-77-b. Woven union suits: Boys'—All fabrics.
E-78. Woven undershorts: Men's—All fabrics.
E-79. Woven undershorts: Boys'—All fabrics.
E-80-a. Woven pajamas, nightshirts, and sleepcoats: Men's—Carded cotton.
E-80-b. Woven pajamas, nightshirts, and sleepcoats: Men's—Combed cotton.
E-80-c. Woven pajamas, nightshirts, and sleepcoats: Men's—All other fabrics.
E-81-a. Woven pajamas, nightshirts, and sleepcoats: Boys'—Carded cotton.
E-81-b. Woven pajamas, nightshirts, and sleepcoats: Boys'—All other fabrics.

[Groups XIV, XV and XVI amended by Am. 5, 10 F.R. 12080, effective 9-25-45]

Group XVII. *Knit underwear and nightwear:*

Categories
E-82. Union suits: Men's, 9 lbs. and over per dozen—Cotton.
E-83. Union suits: Men's, under 9 lbs. per dozen—Cotton.
E-84. Union suits: Men's, 9 lbs. and over per dozen—Wool.
E-85. Union suits: Men's, under 9 lbs. per dozen—Wool.
E-86. Union suits: Men's—All other yarns and mixtures.
E-87. Union suits: Boys', 6 lbs. and over per dozen—Cotton.
E-88. Union suits: Boys', under 6 lbs. per dozen—Cotton.
E-89. Union suits: Boys', 6 lbs. and over per dozen—Wool.
E-90. Union suits: Boys', under 6 lbs. per dozen—Wool.
E-91. Union suits: Boys'—All other yarns and mixtures.
E-92. Athletic shirts: Men's—All yarns and mixtures.
E-93. Athletic shirts: Boys'—All yarns and mixtures.
E-94. Balbriggan shirts and drawers: All sizes.
E-95. Heavyweight drawers and undershirts: Men's and Boys': 4 lbs. per dozen or over calculated on size 42 shirt—Wool.
E-96. Heavyweight drawers and undershirts: Men's and Boys': 4 lbs. per dozen or over calculated on size 42 shirts—All other yarns and mixtures.
E-97. Shorts, briefs and lightweight drawers: Men's and Boys'—All yarns and mixtures.
E-98. Sleeping garments: Men's—All yarns and mixtures.
E-99. Sleeping garments: Boys'—All yarns and mixtures.

Group XVIII. *Bathing suits, trunks, and outerwear shorts, except dress shorts:*

Categories
E-100. Men's—Wool.
E-101. Men's—All other fabrics.
E-102. Boys'—Wool.
E-103. Boys'—All other fabrics.

Group XIX. *Sweaters and knitted vests:*

Categories
E-104. 100% wool, 12 lbs. and over per dozen.
E-105. 100% wool, 6 lbs. and over but under 12 lbs. per dozen.
E-106. 100% wool, under 6 lbs. per dozen.
E-107. Wool blends, 50% or more wool, 12 lbs. and over per dozen.
E-108. Wool blends, 50% or more wool, 6 lbs. and over, but under 12 lbs. per dozen.
E-109. Wool blends, 50% or more wool, under 6 lbs. per dozen.
E-110. Wool blends, less than 50% wool, 12 lbs. and over per dozen.
E-111. Wool blends, less than 50% wool, 6 lbs. and over, but under 12 lbs. per dozen.
E-112. Wool blends, less than 50% wool, under 6 lbs. per dozen.
E-113. All other yarns and mixtures.

Group XX. *Knitted shirts:*

Categories
E-114. Polo and other utility T-shirts: Men's—All yarns and mixtures.
E-115. Sweat shirts: Men's—All yarns and mixtures.
E-116. Knitted shirts other than sweat shirts and utility T-shirts: Men's—All yarns and mixtures.
E-117. Polo and other utility T-shirts: Boys'—All yarns and mixtures.
E-118. Sweat shirts: Boys'—All yarns and mixtures.
E-119. Knitted shirts other than sweat shirts and utility T-shirts: Boys'—All yarns and mixtures.

Group XXI. *Robes, bathrobes, and beachrobes:*

Categories
E-120. Men's—Cotton.
E-121. Men's—Wool.
E-122. Men's—All other fabrics.
E-123. Boys'—Cotton.
E-124. Boys'—Wool.
E-125. Boys'—All other fabrics.

Group XXII. *Occupational service apparel:*

All men's non-tailored and all women's occupational apparel except coated, waterproof, and acidproof occupational apparel.

Categories
E-126-a. Coats and smocks: Men's and Women's: All sizes—All fabrics.
E-126-b. Aprons: Men's and Women's: All sizes—All fabrics.
E-127. Jackets, vests, shirts and blouses: Men's and Women's: All sizes—All fabrics.
E-128. Pants or slacks: Men's and Women's: All sizes—All fabrics.
E-129. Combinations (including pants with smock or jacket): Men's: All sizes—All fabrics.
E-130. One—or two-piece uniforms: Women's—Wool.
E-131. One—or two-piece uniforms: Women's—All other fabrics.

[Group XXII amended by Am. 1, 10 F.R. 5994, effective 5-23-45 and Am. 5, 10 F.R. 12080, effective 9-25-45]

Group XXIII. *Overalls and coveralls:*

Categories
E-132. Men's—Cotton.
E-133. Men's—All other fabrics.
E-134. Boys'—Cotton.
E-135. Boys'—All other fabrics.

[Group XXIII added by Am. 1]

APPENDIX F—MEN'S AND BOYS' FURNISHINGS

NOTE 1: Garments whose maximum prices are subject to RMPR 506 or MPR 572 are not included in Appendix F.

NOTE 2: Each category includes items made both of knit and of woven materials except where otherwise specified.

Group I. *Neckties, cravats and ascots:*

Category
F-1. All sizes—All fabrics.

Group II. *Scarves and mufflers:*

Category
F-2. All sizes—All fabrics.

Group III. *Hats:*

Categories
F-3. Men's—Fur felt.
F-4. Men's—Wool felt.

F-5. Men's—Straws and synthetic straws.
F-6. Men's—All other materials.
F-7. Boys'—Fur felt.
F-8. Boys'—Wool felt.
F-9. Boys'—Straws and synthetic straws.
F-10. Boys'—All other materials.

Group IV. *Hat bodies:*

Categories

F-11. Fur felt.
F-12a. Men's—Wool felt.
F-12b. Boys'—Wool felt.

[Group IV amended by Am. 5]

Group V. *Caps, helmets, and other headwear except hats:*

Caps designed and sold for military or naval service use are not included in this Appendix.

Categories

F-13. Men's—Leather, wool and leather-and-wool combinations.
F-14. Men's—All other fabrics except fur.
F-15. Boys'—Leather, wool and leather-and-wool combinations.
F-16. Boys'—All other fabrics except fur.

Group VI. *Handkerchiefs:*

Category

F-17. All fabrics.

Group VII. *Men's finished hosiery:*

Boys' hosiery is not included in this Group. It is listed in Appendix C, Group XII.

Categories

F-18. Full fashioned—All yarns and mixtures
F-19. Seamless: half hose—Wool
F-20. Seamless: half hose—All other yarns and mixtures
F-21. Seamless: slacks, crew socks and athletic socks—Wool
F-22. Seamless: slacks, crew socks and athletic socks—All other yarns and mixtures
F-23. Work socks (bundle socks)—Wool
F-24. Work socks (bundle socks)—Cotton

[Group VII heading amended by Am. 1, 10 F.R. 5994, effective 5-23-45]

Group VIII. *Men's gloves and mittens:*

Boys' gloves are not included in this Group. They are listed in Appendix C, Group VIII.

Categories

F-25. Men's—100% leather
F-26. Men's—All other materials

Group IX. *Sets and combinations:*

Combinations of two or more items (sold at a unit price) at least one of which is included in this Appendix.

Categories

F-27. Tie and handkerchief sets: All sizes—All fabrics.
F-28. Gloves and muffler sets: All sizes—All fabrics.
F-29. All other sets: All sizes—All fabrics.

Group X. *Men's hosiery in the greige:*

Boys' hosiery in the greige is not included in this Group. It is listed in Appendix C, Group XIII.

Categories

F-30. Full fashioned—All yarns and mixtures.
F-31. Seamless: half hose—Wool.
F-32. Seamless: half hose—All other yarns and mixtures.
F-33. Seamless: slacks, crew socks and athletic socks—Wool.
F-34. Seamless: slacks, crew socks and athletic socks—All other yarns and mixtures.
F-35. Work socks (bundle socks)—Wool.
F-36. Work socks (bundle socks)—Cotton.

[Groups IX and X added by Am. 1, 10 F.R. 5994, effective 5-23-45]

This Supplementary Order No. 108 shall become effective April 28, 1945. [S.O. 108 originally issued April 19, 1945]

[Effective dates of amendments are shown in notes following the parts affected]

NOTE: All reporting and record-keeping requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Forms printed in the FEDERAL REGISTER are for information only, and do not follow the exact format prescribed by the issuing agency.

Issued this 13th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8071; Filed, May 13, 1946; 4:50 p. m.]

PART 1305—ADMINISTRATION

[SO 129,[1] Amdt. 20]

EXEMPTION AND SUSPENSION FROM PRICE CONTROL OF MACHINES, PARTS, INDUSTRIAL MATERIALS AND SERVICES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 14 of Supplementary Order 129 is amended by the addition of a new paragraph (b) to read as follows:

(b) *Vehicles as follows.*

Ambulances.
Fire apparatus, self propelled or trailer types.
Flower cars.
Hearses.
Motorized repair shops where the vehicle is exclusively designed to operate as an itinerant welding, machine or other similar unit.
Passenger carriers, powered by an electric, diesel, or gasoline motor, and having a seating capacity of more than 10 persons, including integral busses, city and intercity types; school busses and other complete non-integral busses; airport limousines; and station wagons of more than 10 passenger capacity.
Trucks as follows only:
Trucks of 40,000 lbs. gross vehicle weight or more;
Trucks, of less than 40,000 lbs. gross vehicle weight, when complete with body and other mountings to make them tank trucks, garbage trucks, patrol wagons, snow plows and street sprinklers.

This amendment shall become effective May 18, 1946.

Issued this 13th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8082; Filed, May 13, 1946; 4:54 p. m.]

PART 1360—MOTOR VEHICLES AND MOTOR VEHICLE EQUIPMENT

[MPR 610]

MAXIMUM PRICES FOR NEW TRUCKS AND NEW MOTORCYCLES

A statement of the considerations involved in the issuance of this regulation has been issued simultaneously herewith and has been filed with the Division of the Federal Register.

ARTICLE I—SCOPE OF REGULATION AND AND PROHIBITION

Sec.
1. Applicability of regulation.
2. Prohibition against dealing in new vehicles above maximum price.
3. Relation of this regulation to other regulations.
4. Less than maximum prices.

ARTICLE II—MAXIMUM PRICES FOR MANUFACTURERS

5. General explanation.
6. First method for determining a maximum price.
7. Second method for determining a maximum price.
8. Third method for determining a maximum price.
9. Fourth method for determining a maximum price.

ARTICLE III—MAXIMUM PRICES FOR RESELLERS

10. Maximum prices for resales within continental United States.
11. Maximum prices for resales in territories and possessions.
12. Maximum list prices and discounts to be used by resellers in determining maximum prices.
13. When less than a complete vehicle is sold.

ARTICLE IV—PROCEDURAL AND MISCELLANEOUS PROVISIONS

14. Certificate of Transfer.
15. Notice to be posted.
16. Records and reports.
17. Adjustable pricing.
18. Licensing.
19. Evasion.
20. Enforcement.
21. Petitions for amendment.
22. Definitions.

Appendix A: Certificate of Transfer Form.

AUTHORITY: § 1360.5 issued under 56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; Pub. Law 108, 79th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; E.O. 9599, 10 F.R. 10155; E.O. 9651, 10 F.R. 13487; E.O. 9697, 11 F.R. 1691.

ARTICLE I—SCOPE OF REGULATION AND PROHIBITION

SECTION 1. *Applicability of this regulation*—(a) *To what sales this regulation applies.* This regulation applies to all sales by all persons of new vehicles included in the following definition:

(1) *Definition of vehicles subject to this regulation.* The term "new vehicle" as used in this regulation means any new truck, truck tractor, and motorcycle except specially designed racing motorcycles, not sold exclusively for military purposes, and manufactured in the United States on or after May 18, 1944, which:

(i) Has not been used; or

(ii) Is a demonstrator; or

(iii) Is a dealer company owned or dealer executive vehicle.

Not later than five days from the date the first vehicle in each model series subject to this regulation is manufactured, the manufacturer shall notify the Automotive Branch, OPA National Office, Washington, D. C., of the description and serial number of such vehicle, except that in the case of vehicles having maximum prices under section 3 (c), the Automotive Branch shall be notified of the description and serial number of the first vehicle in each model series for which a maximum price under section 6, 7 or 8, is effective instead of a maximum price under section 3 (c), and this notice shall be given not later than five days from the date it is manufactured.

(b) *Geographical applicability.* This regulation applies to the forty-eight States of the United States, the District of Columbia, Porto Rico, and notwithstanding the provisions of Revised Maximum Price Regulation 194 to the Territory of Alaska.

SEC. 2. *Prohibition against dealing in new vehicles at prices above the maximum.* (a) No person shall sell or deliver any new vehicle at a price higher than the maximum price permitted by this regulation, except as provided in section 17.

(b) No person in the course of trade or business shall buy or receive a new vehicle at a price higher than the maximum price permitted by this regulation, except as provided in section 17, but if he, the purchaser, has received from the seller a written statement that the price charged is not in excess of the maximum price, and he has no knowledge to the contrary, he shall be deemed to have complied with this paragraph.

(c) No person shall agree, offer, solicit, or attempt to do any of the acts prohibited in paragraphs (a) and (b) of this section.

SEC. 3. *Relation of this regulation to other regulations*—(a) *In general.* The transactions, persons, and commodities subject to this regulation shall not be subject to any other regulation issued by the Office of Price Administration in so far as they are covered by this regulation, except as provided in paragraphs (b) and (c).

(b) *Sales for export.* Expoft sales of the new vehicles governed by this regulation are covered by the Second Revised Maximum Export Price Regulation.

(c) *Previously adjusted maximum prices.* Notwithstanding any provision of this regulation, maximum prices authorized under § 1390.25a of Maximum Price Regulation 136, as amended, or section 21 of Revised Maximum Price Regulation 136, which were in effect immediately prior to the effective date of this regulation for vehicles now covered by this regulation, shall remain in effect for such vehicles until they are superseded by maximum prices contained in orders issued under this regulation, except as provided in the following sentence. No adjusted maximum prices authorized under § 1390.25a of Maximum Price Regulation 136, as amended, or section 21 of Revised Maximum Price Regulation 136, for vehicles covered by this regulation, shall have any force or effect on and after June 30, 1946, unless prior to that date the manufacturers of such vehicles shall have filed proper applications for maximum prices for such vehicles under section 7 or 8 of this regulation.

SEC. 4. *Less than maximum prices.* Nothing in this regulation prevents the charging, offering, or paying of prices lower than the maximum prices permitted by this regulation.

ARTICLE II—MAXIMUM PRICES FOR MANUFACTURERS

SEC. 5. *General explanation*—(a) *Coverage of Article II.* Maximum prices for manufacturers and maximum resale list prices are established under this Article II. The word "you" refers to a person who is a manufacturer of new vehicles.

(b) *Methods to be used in determining maximum prices.* There are four methods for determining manufacturers' maximum prices, the first three of which are for use in pricing new vehicles similar to models of the same makes which had maximum prices prior to the effective date of this regulation, and the fourth, in pricing new vehicles of new makes or new vehicles of established makes which are not similar to models of such makes which had maximum prices prior to the effective date of this regulation.

The second pricing method also has an additional use. It is to be used in pricing new vehicles which are changed in specification, design, material or equipment subsequent to the establishment of maximum prices for them under any one of the four pricing methods when such changes result in raising or lowering direct labor and direct material costs.

(c) *Costs to be used in determining net differences in direct labor and material costs.* Some of the following pricing methods require the calculating of the net difference in direct material and labor costs due to a change in specification, design, material or equipment. In making that calculation, use the following costs:

(1) *Material cost.* Use actual current cost whenever possible for the item of material or equipment of the new vehicle that reflects a change from the similar item of material or equipment in the model with which the new vehicle is compared and also for the item of material or equipment in the model with which it is compared. When actual current cost cannot be determined for the item of material or equipment of the model with which the new vehicle is compared, use your best estimate of current cost for such an item. Likewise, when actual current cost cannot be determined for the item of material or equipment of the new vehicle, use your best estimate of current cost for such an item.

(2) *Labor cost.* Use labor cost based on actual current wage rates and on your best estimate of the time it would currently take to perform the operation. This procedure applies to the item of material or equipment in both the new vehicle and in the model with which the new vehicle is compared.

(d) *List price.* The "list price" referred in this regulation is the highest gross price either for a vehicle or its extra, special or optional equipment before any discounts or allowances, and exclusive of charges for outbound transportation, for taxes, and for handling and delivery operations, adjusted to reflect any absorption factor which OPA determines shall be applied to prices for sales at distributive levels in accordance with its policy for pricing reconversion products at distributive levels. However, until the absorption factor is determined by OPA and manufacturers are instructed to reflect it in list prices such prices shall reflect the same initial margins over resellers invoice costs as were customarily in effect on March 31, 1942. The term "list price" includes a so-called "factory retail price" if such a retail price is the highest gross price referred to in this paragraph.

(e) *Base date.* The "base date" referred to in any section in the regulation is March 31, 1942.

(f) *1942 model.* "1942 Model" means a new vehicle manufactured subsequent to July 31, 1941, but prior to August 12, 1943.

(g) *Modified maximum list price.* A "modified maximum list price" is a maximum list price authorized by OPA under:

(1) Section 1390.6 or 1390.7 of Maximum Price Regulation 136, as amended; or

(2) Section 8 or sections 9 and 10 of Revised Maximum Price Regulation 136.

(h) *Significantly different.* A new vehicle or piece of new extra, special or optional equipment is significantly different if, because of differences in specifications, design, material or equipment, its direct costs for materials and labor are lower or higher than such costs for the most recent of the following vehicles:

(1) The most similar 1942 model of the same make; or

(2) The most similar model of the same make for which you had a "modified maximum list price" in effect immediately prior to the effective date of this regulation; or

(3) The most similar model of the same make for which you have a maximum list price authorized under section 6, 7, 8, or 9 of this regulation.

NOTE: Changes in specification, design or material in extra, special or optional equipment resulting in lower or higher direct labor and material costs make a vehicle significantly different as well as such changes in the vehicle of base specifications.

SEC. 6. *First method for determining a maximum price*—(a) *When it is to be used.* A maximum price may be established under the first pricing method for any new commercial vehicle which is not a significantly different vehicle with lower direct material and labor costs than the model with which it is compared. A significantly different vehicle is defined in section 5 (h).

(b) *Method.* Your maximum price under this method to each class of purchaser is the sum of the following less the amount obtained by multiplying (1) and (2) by the respective discounts in effect on the base date, adjusted when so required by section 5 (d):

(1) A charge for the vehicle with base specifications which shall be the more recent of the following:

(i) The list price in effect on the base date adjusted when so required by section 5 (d), for the most similar 1942 model of base specifications of the same make; or

[1] 10 F.R. 11291, 11292, 12768.

(ii) A modified maximum list price authorized by the OPA, adjusted when so required by section 5 (d), for a model of base specifications of the same make most similar to the new vehicle of base specifications being priced; and

(2) A charge for extra, special or optional equipment which shall be the more recent of the following:

(i) The list prices in effect on the base date, adjusted when so required by section 5 (d), for the most similar 1942 model, extra, special or optional equipment; or

(ii) Modified maximum list prices authorized by the OPA, adjusted when so required by section 5 (d), for the most similar extra, special or optional equipment; and

(3) A charge to cover freight expense, computed in accordance with the method you had in effect on the base date plus transportation tax at the current legal rate; and

(4) A charge to cover federal excise taxes, at the current legal rate, computed in accordance with the method you had in effect on the base date; and

(5) A charge to cover handling and delivery expense computed by using the same rate and method you had in effect on the base date, except as provided in section 10 (g); and

(6) A charge to cover advertising expense not to exceed the amount charged on October 15, 1941, when such a charge is not included in the list price, and it was customary for the manufacturer to make such a charge on October 15, 1941.

(c) *When maximum prices under this method may be charged.* Maximum prices determined under this method may be charged and collected without prior approval or authorization.

SEC. 7. *Second method for determining a maximum price*—(a) *When it is to be used.* A maximum price may be established under this method for a new vehicle which is a significantly different vehicle as defined in section 5 (h).

If differences in specifications, design, materials or equipment cause direct material and labor costs of the new vehicle to be lower than such costs of the model with which it is compared, the maximum price for the new vehicle must be established under this section unless it is established under section 8.

For the purposes of this section, the vehicle of base specifications, and each piece of extra, special or optional equipment shall be considered to have separate maximum list prices. When a change in specification, design, material or equipment in the base vehicle results in an increase or decrease in direct labor and material costs from such costs of the base vehicle with which it is compared, the maximum list price to be adjusted to reflect the change in direct labor and material costs is only the maximum list price for the vehicle of base specifications. Conversely, when such a change in a piece of extra, special or optional equipment results in lower or higher direct labor and material costs than such costs for the equipment with which it is compared, then only the maximum list price for that piece of equipment is adjusted to reflect the difference in direct labor and material costs. In the latter case, the maximum price for the vehicle of base specifications and for each of the other pieces of extra, special or optional equipment remain unchanged.

(b) *Method.* Your maximum price under this method for each class of purchaser is the sum of the following, less the amount obtained by multiplying (1), (2), (3) and (4) by the respective discounts in effect in the base period, adjusted when so required by section 5 (d):

(1) A charge for the new vehicle with base specifications which shall be the most recent of the following:

(i) The list price in effect on the base date, adjusted when so required by section 5 (d), for the most similar 1942 model of base specifications of the same make; or

(ii) A modified maximum list price authorized by the OPA, adjusted when so required by section 5 (d), for a vehicle of base specifications of the same make which is most similar to the vehicle of base specifications being priced; or

(iii) A maximum list price authorized under section 6, 7, 8, or 9 of this regulation for the most similar model of the same make; and

(2) A charge for extra, special or optional equipment which shall be the most recent of the following:

(i) The list prices in effect on the base date, adjusted when so required by section 5 (d), for the most similar 1942 model, extra, special or optional equipment; or

(ii) Modified maximum list prices authorized by the OPA, adjusted when so required by section 5 (d), for the most similar extra, special or optional equipment; or

(iii) Maximum list prices authorized under section 6, 7, 8 or 9 of this regulation for the most similar extra, special or optional equipment of the same make; and

(3) The dollar and cents amount which after the application of the above discounts to the most favored class of purchaser will yield the dollar and cent net difference (which may be a minus amount) between the direct materials and direct labor costs of the new vehicle of base specification and the same costs of the most similar model of base specifications with which it is compared, caused by the differences in specification, design, material or equipment between these two vehicles; and

(4) The dollar and cents amount which after the application of the above discounts to the most favored class of purchaser will yield the net dollar and cent differences (which may be a minus amount) between the direct materials and direct labor costs of the new extra, special or optional equipment and the same costs of the most similar extra, special or optional equipment with which the new equipment is compared, caused by the differences in specification, design or material between such equipment; and

(5) A charge to cover freight expense computed in accordance with the method you had in effect on the base date, plus the transportation tax at the current legal rate; and

(6) A charge to cover Federal excise taxes, at the current legal rate, computed in accordance with the method you had in effect on the base date; and

(7) A charge to cover handling and delivery expense computed by using the same rate and method you had in effect on the base date, except as provided in section 10 (g).

(8) A charge to cover advertising expense not to exceed the amount charged on October 15, 1941, when such a charge is not included in the list price, and it was customary for the manufacturer to make such a charge on October 15, 1941.

(c) *Approval of maximum prices.* All maximum prices under this section shall be submitted for approval to the Automotive Branch, OPA National Office, Washington, D. C. The report in which the prices are submitted shall contain the following information:

(1) *Where the difference in specification, design, material or equipment is between the base vehicle or extra, special or optional equipment being priced and a base vehicle or extra, special or optional equipment which does not have an established maximum price under section 6, 7, 8 or 9.* (i) When the difference in specification, design, material or equipment is in the new vehicle of base specification:

(*a*) The make, series, and model of the new vehicle of base specifications; and

(*b*) The make, series, and model of the most similar model of base specifications of the same make with which it is compared; and

(*c*) A description of the differences between the two vehicles of base specifications in specification, design, material or equipment causing differences in direct labor and material costs; and

(*d*) The amount which after the application of discounts to the most favored class of purchaser yields the net difference in direct material and direct labor costs, (which may be a minus amount) attributable to each of the differences in specification, design, material or equipment (Total this listing of differences in direct costs); and

(*e*) The proposed list price and the discounts for each class of purchaser and reseller; and

(*f*) The list price for the most similar model of base specification with which the new vehicle is compared and the discounts for each class of purchaser and reseller; and

(ii) When the difference in specification, design, or material is in the extra, special or optional equipment:

(*a*) A description of each piece of extra, special or optional equipment being priced which contains a difference in specification, design or material; and

(*b*) A description of the most similar extra, special or optional equipment from which the equipment in (*a*) differs in specification, design or material; and

(*c*) A description of the differences in specification, design or material between the equipment in (*a*) and the equipment in (*b*); and

(*d*) The amount which after the application of discounts to the most favored class of purchaser yields the net difference in direct material cost and direct labor cost (which may be a minus amount) attributable to each of the differences in specification, design or material (total this listing of differences in direct costs); and

(*e*) The proposed list price for each piece of new extra, special or optional equipment, and the discounts for each class of purchaser and reseller; and

(*f*) The list price for each piece of extra, special or optional equipment with which the equipment in (*e*) is compared, and the discounts for each class of purchaser and reseller.

(2) *Where the difference in specification, design, material or equipment is in a vehicle of base specifications or a piece of extra, special, or optional equipment, for which a maximum price was established by the manufacturer under section 6, 7, 8, or 9.* (i) In the case of the base vehicle, the make, series, and model of the base vehicle for which a price was established under section 6, 7, 8, or 9, and in the case of extra, special or optional equipment, a full description of the applicable equipment for which a maximum price was established under section 6, 7, 8, or 9; and

(ii) The section under which the maximum price was previously established; and

(iii) A description of the changes in specification, design, material or equipment causing differences in direct labor and direct material costs of the base vehicle or extra, special or optional equipment for which a maximum list price was previously established under section 6, 7, 8, or 9; and

(iv) The amount which after the application of the discounts to the most favored class of purchaser yields the net difference in direct material and direct labor costs (which may be a minus amount), attributable to each of the changes in specification, design, material or equipment (Total this listing of differences in direct costs); and

(v) The proposed list price and the discounts for each class of purchaser and reseller; and

(vi) The maximum list price of the base vehicle or extra, special or optional equipment, whichever is applicable, and the discounts for each class of purchaser and reseller, that were established under section 6, 7, 8 or 9.

(d) *Maximum resale prices.* These maximum resale prices shall reflect resellers' initial margins over their invoice costs which were customarily in effect on March 31, 1942, adjusted to reflect any absorption factor which OPA determines shall be applied to prices for sales at distributive levels in accordance with its policy for pricing reconversion products at distributive levels. In any case where the manufacturer sells below his maximum net price to resellers, he shall adjust the resale list price to reflect margins for resellers no higher than the markups over resellers' invoice costs permitted by this regulation. This adjusted resale list price shall be the list price which the resellers shall use in determining their maximum prices.

(e) *Action by OPA*—(1) *When maximum prices are for vehicles or extra, special or optional equipment for which maximum prices were not previously charged under section 6, 7, 8, or 9.* A request for approval of maximum prices shall be granted or denied in an order issued by the Administrator. In addition, the Administrator may, by order, establish a maximum price determined under this section which is different from the price for which approval is requested. In each order authorizing maximum prices for the manufacturer there shall be stated maximum resale prices for all classes of resellers, or specific reference shall be given to the section of the regulation under which the resale maximum price shall be determined.

(2) *When maximum prices are for vehicles, or extra, special or optional equipment for which maximum prices were previously charged under section 6, 7, 8, or 9.* OPA shall approve or disapprove proposed manufacturers' and resellers' maximum prices or establish different maximum prices in accordance with this section. This action shall be taken by order except as provided in the following paragraph.

In each of the following instances, proposed maximum prices may be approved by letter from the Price Executive, Automotive Branch, OPA National Office, or a person authorized to act in his capacity. However, proposed maximum prices in the following instances shall be considered approved by OPA when not disapproved within ten days from the date the application is received by the Automotive Branch, Washington, D. C. But when additional information is requested, the ten days shall run from the date the last additional information is filed. These instances are:

(i) When the units are to be sold by you, the manufacturer, direct to a user.

(ii) When the units are to be sold by you, the manufacturer, to purchasers outside the United States or its territories and possessions.

(iii) When less than a total of 25 units are to be resold through all resellers in the continental United States or its territories and possessions.

(iv) When the units are to be resold by a reseller in a one-time sale to the United States Government or a state or municipal government.

In instances (iii) or (iv), you, the manufacturer, shall notify applicable resellers of proposed resale prices approved as maximum prices by letter to you or because they were not disapproved within the ten day period.

(f) *When proposed maximum prices may be charged and collected.* Maximum prices proposed for approval in accordance with paragraph (c) of this section may be charged and collected in accordance with the following provisions:

(1) *Proposed maximum prices which must be approved by order.* Proposed manufacturers' maximum prices which must be approved by order may be charged on and after the date of mailing of the application but may not be collected in whole or in part until approved by OPA. Proposed resellers' maximum prices which must be approved by order may not be charged or collected until approved by OPA.

(2) *Proposed maximum prices which may be approved by letter or by ten day provision*—(i) *Manufacturers' proposed prices.* Proposed manufacturers' maximum prices which may be approved by letter or by OPA not acting on an application within ten days after receipt of the application may be charged and collected on and after the date of mailing of the application. If the maximum price approved is lower than the maximum price proposed, then the manufacturer shall refund to the purchaser the difference between the adjustment proposed and the adjustment allowed.

(ii) *Resellers' proposed prices.* Proposed resellers' maximum prices which may be approved by letter or by OPA not acting on an application within ten days after receipt of the application may be charged and collected on and after the date the reseller receives notification from the automobile manufacturer of the resale prices which have been proposed to the OPA for approval. Resellers shall refund to purchasers the difference between the adjustment in resellers' prices proposed by the manufacturer and the adjustment which is allowed.

SEC. 8. *Third method for determining a maximum price*—(a) *When it is to be used.* Under the third pricing method, which incorporates the OPA's reconversion pricing formula, a maximum price may be established for any new vehicle for which a maximum price may be established under the first or second pricing method. However, you may determine maximum prices for some models under section 8 and maximum prices for other models under section 6 or 7, whichever may be applicable.

If you are a manufacturer of more than one commodity line who determines a price increase factor under paragraphs (c), (d) and (e), you shall use a separate price increase factor for each commodity line. In determining these increase factors, however, you shall use the same composite profit and loss statement, the same increases in basic wage rate schedules and the same profit factor for all the commodity lines, but shall determine separate legal increases in materials prices for each commodity line. Commodity lines are: (1) trucks and truck tractors of 16,000 pounds gross vehicle weight or less; (2) trucks and truck tractors of more than 16,000 pounds gross vehicle weight but less than 40,000 pounds gross vehicle weight; (3) trucks and truck tractors of 40,000 pounds gross vehicle weight or more; and (4) motorcycles.

When a truck or tractor is 16,000 pounds gross vehicle weight, or slightly less, but because of your method of manufacturing it, it properly belongs to the commodity line of vehicles of a gross vehicle weight of more than 16,000 pounds, you may include such a vehicle in the latter commodity line. The converse may be followed in the case of a vehicle of slightly more than 16,000 pounds gross vehicle weight.

In your application you shall identify any vehicle you have included in a commodity line in accordance with the provisions of the previous paragraph. Also you shall give the reasons for so doing. If the Administrator is of the opinion that there is not a sufficient basis for placing the vehicle in a commodity line other than called for by its gross vehicle weight he shall reinstate it in the com-

modity line called for by its gross vehicle weight.

(b) *Method*—(1) *For manufacturers of light or medium trucks who also manufacture new passenger automobiles.* If you are a manufacturer of new passenger automobiles you may determine a maximum price under this section for a vehicle of 16,000 pounds gross vehicle weight or less, by using the price increase factor authorized under sections 8 and 9b, Maximum Price Regulation 594, for your passenger automobiles or by using a price increase factor calculated in accordance with paragraphs (c), (d) and (e) below: Whichever increase factor you elect to use, you shall apply it to your January 1, 1941 list prices for your most similar vehicles of the same make manufactured during the period July 1, 1940 to June 30, 1941 (hereafter called 1941 vehicle prices) in accordance with Step 7 of paragraph (c) and the rules in paragraph (f).

The resulting prices adjusted in accordance with Step 1–A of paragraph (f) and section 5 (c) for changes in specification, design, material or equipment are your adjusted maximum list prices.

(2) *For other vehicles covered by this regulation.* For vehicles under this regulation for which a pricing method is not provided in subparagraph (1) above maximum prices shall be determined in accordance with paragraphs (c) to (f) below:

(c) *How to calculate a price increase factor.* Broadly stated, this calculation permits you first to compute a price increase factor reflecting legal increases since January 1, 1941, in your material prices and basic wage rate schedules and a profit margin over costs. You then apply this factor to your 1941 vehicle prices, and make appropriate adjustments for changes in specification, design, material and equipment from those 1941 vehicles. To calculate your price increase factor, take the following steps:

Step 1. Find your total net sales and total costs by constructing a composite profit and loss statement from the profit and loss statements for the fical year ending June 30, 1941, of all your divisions and subsidiaries which either produce or sell and distribute new vehicles, excluding profit and loss statements for divisions or subsidiaries which as a general practice are not engaged in the production or sale and distribution of new vehicles for delivery or use inside the continental United States. If you do not have divisional profit and loss statements for that year, construct a composite of your profit and loss statement and the profit and loss statements of your subsidiaries which produce or sell and distribute new vehicles except those excluded above.

"Total costs" include the cost of labor and materials, direct and indirect, entering into factory cost, other elements of factory overhead, and selling, general and administrative expense, but do not include any amount for profit or for income and excess profit taxes.

Step 2. Apply the rules in paragraph (d) below to determine a percentage increase factor for your legal increases in materials prices since January 1, 1941.

Step 3. Apply the rules in paragraph (e) below to determine a percentage increase factor for your legal increases in basic wage rate schedules since January 1, 1941.

Step 4. Adjust your total costs as found in Step 1 by increasing the material and labor costs entering into factory cost by dollar amounts which reflect your respective percentage increase factors for legal increases in materials prices and basic wage rate schedules. The result is your "adjusted total costs."

Step 5. Add to your adjusted total costs the higher of the following:

(1) The dollar amount obtained by multiplying your adjusted total costs by your average over-all percentage profit margin over cost for the years 1936–1939 in the divisions and subsidiaries covered by the composite profit and loss statement; or

(2) The dollar amount obtained by multiplying your adjusted total costs by 4.9%, one-half the industry's percentage over-all profit margin over cost for the years 1936–1939.

The result is your "adjusted total sales."

Step 6. Find the percentage by which your adjusted total sales exceed your total sales as found in Step 1. This percentage is your "price increase factor."

Step 7. Apply the price increase factor to your 1941 vehicle prices according to the rules in paragraph (f) below.

(d) *How to calculate a percentage increase factor for material costs*—(1) *The method to be used.* Legal increases in material prices for each commodity line shall be calculated by using the bill of materials for one of the following:

(i) Your best selling vehicle regardless of make for the period July 1, 1940 through June 30, 1941; or

(ii) Your best selling vehicle of each model series for the period stated in (i); or

(iii) Your best selling vehicle of each make for the period stated in (i).

(iv) *When you use the best selling vehicle regardless of make.* Find the price increase since January 1, 1941, for not less than 75% of the materials going into the vehicle. Then add the dollar or cents amounts of the increases together and divide the total by the total dollar cost as of January 1, 1941 of all materials going into the vehicle. The result is your "percentage increase factor for legal increases in materials prices."

(v) *When you compute an increase factor for the best selling vehicle of each model series or for the best selling model of each make.* Follow the procedure in (iv) for each vehicle and also do the following:

(*a*) Multiply the dollar sales volume of each group of vehicles each best selling vehicle represents for the period July 1, 1940 to June 30, 1941 by the respective percentage increase factor determined in (iv); and

(*b*) Add each of the results together and divide this aggregate amount by the aggregate total of the dollar sales volumes which under (*a*) above were multiplied by percentage increase factors. The result is your "percentage increase factor for legal increases in materials prices."

(vi) *How to proceed in determining increase for individual material items.* In determining the increases make the determination separately for raw materials and other materials, and use the items of material in each case having the highest dollar values in their descending order of importance. Also use as the January 1, 1941, prices from which to measure the increases the following prices:

(*a*) For raw materials, open market prices as of January 2, 1941, for such materials; and

(*b*) For other materials, the last contract prices prior to January 1, 1941, for representative quantities of such materials.

(vii) *Specifically authorized bill of materials.* If it is impracticable for you to use any of the bills of materials outlined above for determining a percentage increase factor for legal increases in materials prices, you may request the Office of Price Administration to authorize a different bill of materials for determining this increase factor. Your request should contain clearly the reasons why a different bill of materials should be authorized, and should be directed to the Automotive Branch, OPA National Office, Washington, D. C.

If the reasons presented are adequate, the OPA may establish by order a different bill of materials to be used in determining a percentage increase factor for legal increases in materials prices. The bill of materials authorized shall be consistent with the bill of materials required above and shall yield results consistent with those obtained by the bill of materials required above.

(2) *Definitions.* (i) "Materials" include raw materials, parts, parts components, and subassemblies and also purchased services rendered in connection with the processing of materials.

(ii) "Legal increases in materials prices" are all increases in the general level of materials prices, effective on and after January 1, 1941.

Increases in the general level of materials prices do not include increases resulting from purchases from a more distant supplier or from a different class of seller; or in smaller quantities; or from changes in practices as to the subcontracting of parts, parts components, subassemblies or service operations; or those resulting from any other departure from customary purchasing practices.

You may use increases in the general level of materials prices effective on and after March 15, 1946, (effective date of Amendment 10 to Supplementary Order 129 suspending price control on commercial vehicle parts prices) in determining your percentage increase factor for legal increases in materials prices, but you shall include in your application a description of those materials, and the names of their manufacturers, the prices of which reflect increases effective on and after March 15, 1946 and the amount of each of the increases occurring on and after March 15, 1946.

(3) *Materials cost increase factors.* If it should appear to the Administrator that the prices you are paying to suppliers of parts or other materials are inflationary in that they include increases other than increases in the general level of materials prices or in the case of prices suspended or exempt from price control they are substantially higher than prices that would have been allowed under price control standards, the Administrator may establish materials cost increase factors applicable to particular parts or other materials or groups of parts or materials. These factors so far as may be reasonable and practicable, shall be in line with the general level of price increases which would be permitted if OPA's reconversion pricing policy were applied to adjust the maximum prices for the parts or other materials.

Where a materials cost increase factor is established, OPA will apply it in place of the increase which you reported for the part or material or group thereof, regardless of whether the factor is lower or higher.

(e) *How to calculate a percentage increase factor for labor costs*—(1) *The method to be used.* Itemize in cents amount each increase in basic wage rate schedules which has been made since January 1, 1941. (Wherever the increase is a percentage amount, multiply such percentage by the average straight time hourly rate of the workers affected by the increase on the date it was granted, in order to exepress the increase in a cents amount). Then for each increase find the percentage relationship of the factory workers covered by the composite profit and loss statement who were affected by the increase on the date it was granted to the total number of factory workers covered by the composite profit and loss statement who were employed on the date the increase was granted. Then multiply each cents increase by the respective percentage. Add the results together and divide the total by the average straight time hourly earnings to obtain the percentage increase factor for "legal increases in basic wage rate schedules." Do not include any increase in basic wage rate schedules for the types of workers whose compensation was included in general administrative and selling expenses in the period covered by the composite profit and loss statement.

(2) *Definitions.* (i) "A basic wage rate" is the single rate or established range of rates for a given job classification of workers whose wages enter into factory cost.

(ii) "Basic wage rate schedules" include all the basic wage rates and rate ranges covered by the composite profit and loss statement you are using of workers whose wages enter into factory cost.

(iii) "Increase in basic wage rate schedule." An increase in basic wage rate schedules is an increase in a single rate or range of rates applying to one or more job classification since January 1, 1941, that has been approved in accordance with Executive Order 9697.

Increases in basic wage rate schedules do not include increases to individual employees which do not alter the job classification rate or rate ranges or to employees whose wages do not enter into factory cost.

(iv) "Average straight time hourly earnings" are the weighted average dollar hourly earnings at straight time rates in effect January 1, 1941, or immediately thereafter, for all the workers covered by the composite profit and loss statement whose wages enter into factory cost.

(f) *How to apply your price increase factor to your 1941 prices*—(1) *When you are pricing a new vehicle not significantly different from your most similar 1941 vehicle.* To price a new vehicle not significantly different from the most similar 1941 vehicle of the same make follow these steps:

Step 1. To price each new vehicle increase by the price factor the list price you had in effect on January 1, 1941, for the most similar 1941 vehicle. Apply the increase factor separately to the January 1, 1941 list prices for the most similar 1941 extra, special or optional equipment.

Where the most similar 1941 vehicle of the same make does not have a January 1, 1941 list price, then the Administrator by order may authorize as a substitute the list price or highest price, in effect on the earliest date following January 1, 1941, adjusted to be in line with the January 1, 1941 level of list prices charged by the manufacturer.

Step 2. To these adjusted prices, add the charges for outbound transportation, taxes and handling and delivery operations permitted by section 6 or 7. The results, less the discounts to the particular class of purchaser which you had in effect on January 1, 1941, applied in accordance with your practice on that date, are your maximum net prices for the particular model, with and without extra, special or optional equipment, to that class of purchaser.

(2) *When you are pricing a new vehicle significantly different from your most similar 1941 vehicle.* To price a new vehicle which is significantly different from the most similar 1941 vehicle of the same make, follow the steps in subparagraph (1) above, but after Step 1, take the following step.

Step 1–A. Add the dollar and cents amount which after the application of the discounts in Step 2 above to the most favored class of purchaser will yield the net difference between the direct materials and labor costs of the new vehicle and such costs of the most similar 1941 vehicle of the same make caused by the differences in specification, design, material or equipment between the two vehicles. If the differences in the vehicles being priced cause its direct materials and labor costs to be lower than those of the 1941 vehicle, subtract, instead of adding, the amount which after the application of the discounts will yield the net difference. Determine separately the net differences between the direct material and labor costs of the extra, special or optional equipment of the two vehicles due to changes in specification, design or material. Increase or decrease, whichever the case may be, the list prices for the most similar 1941 vehicle extra, special or optional equipment by the amounts which after the application of the discounts will yield these net differences.

(g) *How to apply for authorization of maximum prices under section 8.* You shall apply to the Automotive Branch, OPA National Office, Washington, D. C., for authorization to charge maximum prices determined under section 8. The application shall be made on OPA Form 6085–2723 or on a statement of your own design. Your own statement, however, must contain all the applicable information, and in the same detail, which you are required to furnish on OPA Form 6085–2723.

(h) *Maximum resale prices.* Every order authorizing maximum prices under this section shall contain maximum resale prices for all classes of resellers. These maximum resale prices shall reflect resellers' initial margins over their invoiced costs which were customarily in effect on March 31, 1942 adjusted to reflect any absorption factor which OPA determines shall be applied to prices for sales at distributive levels in accordance with its policy for pricing reconversion products at distributive levels. In any case where the manufacturer sells below his maximum net price to resellers, he shall adjust the resale list price to reflect margins for resellers no higher than the markups over resellers' invoice costs permitted by this regulation. The adjusted list price shall be the list price which resellers shall use in determining their maximum prices.

SEC. 9. *Fourth pricing method for determining a maximum price*—(a) *When it is to be used.* Maximum prices must be established under this method for makes of new vehicles not previously manufactured or for vehicles of makes which are not similar to vehicles for which the manufacturer has maximum prices under the first or second pricing method with respect to specifications of major characteristics.

(b) *Method.* A maximum price shall be established which is in line with the general level of maximum prices in effect for the same class of vehicles (e. g., trucks, tractors) which the manufacturer sells, and which is in line with the general level of maximum prices in effect for the industry for the most similar type of vehicle.

Where the manufacturer does not have maximum prices for vehicles in the same class as the vehicle being priced, it is sufficient if the maximum price is in line with the general level of maximum prices in effect for the industry for the most similar type of vehicle.

In determining the in-line maximum price, the manufacturer shall select a vehicle of different manufacture, which has the closest similarity to the vehicle being priced as the manufacturer can ascertain.

In selecting the vehicle of "closest similarity" consideration shall be given to wheelbase, gross vehicle weight, chassis road weight on comparable tires, axle specifications, size of frame (including length, width and thickness) and body (type and construction) if any, the type of engine (e. g., gasoline, diesel), engine horsepower, and cubic inch displacement.

The manufacturer shall adjust the maximum list price for the similar vehicle by lowering or raising it, whichever is applicable, because of differences in estimated direct costs due to variations in the above specifications between it and the vehicle being priced. When this resulting price is not in line with the general level of maximum list prices which the manufacturer has for vehicles in the same class, if he manufactures such vehicles, he shall adjust this price so that it is consistent with the general level of maximum list prices for his vehicles in the same class.

The resulting price with appropriate discounts for all classes of purchasers shall be submitted for approval to the Automotive Branch, OPA National Office, Washington, D. C. In the request for approval shall be included data sufficient to indicate clearly that the price has been determined in accordance with the method prescribed in this paragraph.

The discounts included in the request shall provide net prices for sales by re-

sellers as well as for sales by the manufacturer.

(c) *Action by OPA.* The OPA may by order approve or disapprove a list price submitted for approval under this pricing method or it may establish a different maximum list price in accordance with this fourth pricing method.

In acting on a price submitted for approval, OPA shall consider increases granted under the third pricing method for similar types of vehicles of other manufacturers. Where an in-line price submitted does not reflect such increases, it shall be adjusted by OPA to reflect them.

In authorizing a maximum price by order under this section OPA shall include in the maximum price the additional charges that may be added to the maximum list price of the base vehicle and extra, special or optional equipment, under sections 6, 7 and 8 of the regulation.

(d) *When a manufacturer cannot determine an in-line price.* If a manufacturer is not able to find a similar vehicle to the vehicle for which he secks a maximum list price, he shall so notify the Automotive Branch, OPA National Office, Washington, D. C. In his notification, he shall include a complete statement of the specifications of the vehicle. This statement shall indicate, among other items, the wheelbase, gross vehicle weight, chassis road weight, tire sizes, axle specifications, size of frame, type and construction of body, extra, special or optional equipment, the type of engine, engine horsepower, and cubic inch displacement. The OPA shall request such additional information as it may determine to be necessary.

The OPA shall fix by order a maximum list price for this vehicle. When possible it shall be an in-line price in accordance with paragraph (b). When an in-line price cannot be established, a price based on March 31, 1942 cost and mark-up factors shall be established by OPA adjusted to reflect increases granted under the third pricing method to manufacturers for similar types of vehicles.

(e) *Maximum resale prices.* In the orders issued under this pricing method, maximum prices shall be authorized for all classes of resellers. These maximum prices shall reflect in general the same percentage differential between manufacturers' prices and resellers' maximum prices that the regulation permits for new vehicles in the same price line having similar major characteristics.

In any case, where the manufacturer sells below his maximum net price to resellers, he shall adjust the resale list price to reflect margins for resellers no higher than the mark-ups over invoice costs permitted by this regulation. The adjusted list price shall be the list price which resellers shall use in determining their maximum prices.

(f) *When maximum prices may be charged.* No maximum prices under this fourth pricing method may be charged or collected until the orders in which they are authorized are effective.

ARTICLE III—MAXIMUM PRICES FOR RESELLERS

SEC. 10. *Maximum prices for resales within the continental United States.* The maximum price for a sale within the continental United States by a reseller is the sum of the following:

(a) The list price which the manufacturer or a distributor has notified dealers is the maximum price for the vehicle with base specifications less the discounts the manufacturer or distributor has notified dealers the OPA requires they must apply to the maximum list price when selling to the class of purchaser to which the purchaser belongs; and

(b) The list prices which the manufacturer or distributor has notified dealers are the maximum prices for the extra, special or optional equipment less the discounts the manufacturer or distributor has notified dealers the OPA requires they must apply to the maximum list prices when selling to the class of purchaser to which the purchaser belongs; and

(c) A charge to cover transportation costs, which shall not exceed:

(1) *When the manufacturer prepays freight charges.* The amount which the manufacturer charges for the shipment of the new vehicle and extra, special or optional equipment to the location at which delivery is made to the reseller including transportation tax; or

(2) *When the manufacturer does not prepay freight charges*—(i) *If delivery is by railway freight.* The railway freight charge for a minimum carload rate apportioned by the weight of the new vehicle for the transportation of the new vehicle and extra, special or optional equipment, by the most direct route, from the factory to the railroad freight receiving station nearest to the location at which delivery is made to the purchaser, plus transportation tax; or

(ii) *If delivery is by truck-away.* The truck-away charge at minimum truckload rate for the transportation of the new vehicle and extra, special or optional equipment from the factory to the location at which delivery is made to the purchaser, plus transportation tax;

(iii) *If delivery is by drive-away.* The drive-away charge for the type of drive-away used (single or dual) for the transportation of the new vehicle and extra, special or optional equipment from the factory to the location at which delivery is made to the purchaser, plus transportation tax; and

(d) A charge equal to the charge made by his supplier to cover Federal excise taxes on the new vehicle and on the extra, special or optional equipment; and

(e) A charge equal to his expense for state and local taxes on the sale and delivery of the new vehicle, and extra, special or optional equipment; and

(f) The factory handling and delivery charge which the manufacturer bills on his invoice to his purchaser.

When the manufacturer combines this charge with a charge for excise taxes the reseller may bill his purchaser this combined charge instead of the excise tax charge permitted by paragraph (d) and the factory handling charge permitted by this paragraph (f). When the manufacturer combines the factory handling and delivery charge with a charge for transportation, the reseller may bill his purchaser this combined charge instead of the transportation charge permitted by paragraph (c) and the factory and handling charge permitted by this paragraph (f). In completing a Certificate of Transfer for a sale to a user, a combined charge for excise taxes and factory handling and delivery should be inserted in the space allotted for excise tax and a combined charge for transportation and factory handling and delivery should be inserted in the space allotted for transportation charge. A notation should be made on the certificate that a combined charge was made and is so reported; and

(g) A charge for preparing and conditioning the new vehicle for delivery to a user which shall not exceed the following applicable charge:

(1) *For trucks and truck tractors when sold by resellers except wholly-owned subsidiaries of manufacturers.*

Maximum gross vehicle weight rating:	Charge
Less than 16,000 pounds	$20
16,000 pounds to 24,999 pounds	35
25,000 pounds to 39,999 pounds	50
40,000 pounds and greater	75

(2) *For motorcycles when sold by resellers except wholly-owned subsidiaries of manufacturers.* A charge not to exceed 2% of the maximum list price for the vehicle including standard equipment.

(3) *Charges when manufacturers or their wholly-owned subsidiaries sell a vehicle covered by (1) and (2) above to a user.* When a manufacturer or his wholly-owned subsidiary determines a maximum price for a sale to a user under section 6, 7, 8 or 9, he may include in the maximum price a charge for preparing and conditioning only when it was customary for such a seller to do so on March 31, 1942. In no event may this seller make a charge that is higher than the charge permitted by (1) or (2) above.

SEC. 11. *Maximum prices for resales in territories and possessions.* The maximum price at which a reseller may sell a new vehicle in a territory or possession of the United States shall be the maximum price permitted under section 10, to which may be added an amount equal to the expense charged to or incurred by the reseller for:

(a) Payment of territorial and insular taxes on the purchase or sale of the new vehicle, or its introduction into the territory or possession, when not charged under section 6, 7, 8, 9 or 10; and

(b) Export premiums; and

(c) Boxing and crating for export purposes; and

(d) Marine and war risk insurance; and

(e) Landing, wharfage and terminal operations; and

(f) Ocean freight; and

(g) Freight to port of embarkation when not charged under section 6, 7, 8, 9 or 10; and

(h) Assembly costs, if any.

SEC. 12. *Maximum list prices and discounts to be used by resellers in determining maximum prices*—(a) *General.* In accordance with paragraphs (b), (c), and (d) below, manufacturers or distributors shall notify dealers of the most recent of the following list prices and discounts for the vehicle of base specifications and extra, special or optional equipment most similar to the vehicle and equipment he sells him and shall notify him that he must use such list prices and discounts in determining maximum prices in accordance with section 10:

(1) The list prices and suggested discounts the manufacturer had in effect on March 31, 1942, adjusted when so required by section 5 (d); or

(2) The list prices and discounts authorized by the OPA under § 1390.6 and 1390.7 of Maximum Price Regulation 136, as amended, or section 8 or sections 9 and 10 of Revised Maximum Price Regulation 136, adjusted when so required by section 5 (d); or

(3) Maximum resale list prices authorized by OPA order issued under section 11 (c) of Revised Maximum Price Regulation 136, adjusted when so required by section 5 (d); or

(4) List prices and discounts authorized under section 6 of this regulation; or

(5) List prices and discounts authorized under section 7 of this regulation; or

(6) List prices and discounts authorized under section 8 of this regulation; or

(7) List prices and discounts authorized under section 9 of this regulation.

(b) *Furnishing of price lists by manufacturers to resellers.* The manufacturer shall furnish to his distributors and dealers, if he has not already done so, copies of price lists and discount sheets containing the most recent of the list prices and discounts in paragraph (a) for vehicles of base specifications and extra, special or optional equipment. If a dealer does not have contact with the manufacturer because he customarily purchases vehicles from a distributor then this distributor shall furnish him with such price lists and discount sheets.

When a change in prices as authorized the manufacturer or distributor may notify dealers of such a change on invoices until such time as the corrected price lists and discount sheets are printed.

(c) *Statements to be furnished resellers by a manufacturer in connection with price lists and discount sheets.* When a manufacturer furnishes a dealer or distributor with a price list and a discount sheet containing the most recent of the list prices and discounts in paragraph (a), he shall furnish to that dealer or distributor a statement substantially the same as the following statement. There shall be affixed to the statement the signature, or a facsimile thereof, of a responsible official of the manufacturer.

Statement. The list prices and discounts contained in our price lists and discount sheets dated ---------- (or "numbered ----------") are the maximum list prices and discounts which you must use in determining prices in accordance with section 10 of Maximum Price Regulation . These prices are effective immediately (or "(date)" if to be effective after statement is issued).

When a distributor notifies a dealer of maximum list prices and discounts in accordance with paragraph (b) he shall furnish him with a copy of the above statement made by the manufacturer. Except where price lists are furnished to resellers prior to the effective date of the regulation or orders for the printing of such lists have been placed prior to the effective date of the regulation, the statement shall be printed on the price lists in such a manner so that it can be readily seen by resellers. Where the lists have already been furnished to resellers or orders for printing them have been placed, the statement may be made separately.

(d) *When notice shall be given to resellers.* Manufacturers shall act as required in paragraphs (b) and (c) as soon as possible but not later than sixty days from the effective date of this regulation for prices in effect on the effective date of the regulation. Notice of other list prices shall not be given until orders in which they are authorized are issued by OPA.

(e) *Filing with OPA.* A manufacturer shall furnish to the Automotive Branch, OPA National Office, Washington, D. C., a copy of each price list, discount sheet, and statement that he furnishes to dealers or distributors in accordance with paragraphs (b) and (c) of this section 12.

SEC. 13. *When less than a complete new vehicle is sold.* Maximum prices for sales by resellers are for new vehicles that are equipped with the customary functional and non-functional parts of vehicles of base specifications and of extra, special or optional equipment for which charges are included in the selling prices. If any functional or non-functional part of the vehicle of base specifications is missing, then the retail list price for this base vehicle should be reduced by the amount of the retail list price for the missing part. Moreover, no charge may be made for extra, special or optional equipment that is not on the vehicle when it is sold.

ARTICLE IV—PROCEDURAL AND MISCELLANEOUS PROVISIONS

SEC. 14. *Certificate of Transfer.* Every person when he sells a new vehicle, except a manufacturer or distributor when selling to a reseller under a franchise agreement, shall prepare a Certificate of Transfer, Appendix A, in accordance with the instructions in that appendix, sign it and turn in the original to his Price Control Board not later than five days from the date of sale, furnish a copy to the purchaser at the time of sale, and retain a copy when required by section 16 (a) (2).

SEC. 15. *Notice to be posted.* Every dealer who sells new vehicles at retail shall post in a conspicuous place on his premises where new vehicles are offered for sale, a notice not less than 18 x 24 inches in size legibly stating all the following facts:

(a) A description of each new base vehicle offered for sale;

(b) The maximum list price of each of the new base vehicles;

(c) Charges for transportation;

(d) Charges for factory handling and delivery;

(e) Charges for Federal excise taxes;

(f) Charges for State or local taxes on sales or deliveries;

(g) Charges for preparing and conditioning for delivery;

(h) A notice that maximum prices for extra, special and optional equipment are available for inspection;

(j) In the case of a reseller in a territory or possession of the United States, the charges (itemized) for insular or territorial taxes, boxing and crating for export purposes, marine and war risk insurance, landing, wharfage and terminal operations, ocean freight and freight to port of embarkation.

(k) A statement that prices lower than maximum prices may be charged.

Where the charges in (c) and (d) are combined, the dealer may substitute for (c) and (d) "Charges for transportation and factory handling and delivery." Where the charges in (d) and (e) are combined, the dealer may substitute for (d) and (e) "Charges for Federal excise taxes and factory handling and delivery."

SEC. 16. *Records and reports*—(a) *Records.* Every person who is a manufacturer or a reseller, except a consumer, is required to keep certain records, which shall be complete and accurate, for inspection by the OPA, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect. These records are:

(1) *By a manufacturer*—(i) *Records supporting maximum prices.* All records necessary to substantiate maximum prices under Article II of this regulation.

(ii) *Price lists and discount sheets.* Published price lists and discount sheets which a manufacturer must have in accordance with section 12.

(2) *By a reseller generally engaged in the business of selling new vehicles*—(i) *Certificate of Transfer.* A copy of a completed Certificate of Transfer, OPA Form 6085–2724, covering the sale of every new vehicle; and

(ii) *Shop records.* The shop records showing repairs and replacements made in each used vehicle traded in and the charges at retail under applicable maximum price regulations for such repairs and replacements.

(b) *Additional or substituted records and reports.* Every person subject to this regulation shall keep such records and submit such reports including periodic financial statements, as the Office of Price Administration may from time to time require in writing, either in addition to or in substitution for records and reports required by this regulation, subject to the approval of the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

SEC. 17. *Adjustable pricing.* Any person may agree to sell at a price which can be increased up to the maximum price at the time of delivery.

In addition, a person may deliver or agree to deliver at prices to be adjusted upward after delivery in accordance with action taken by OPA if OPA gives him an authorization to do so. This authorization may be given if the authorization is necessary to promote distribution or production and if it will not interfere with the purposes of the Emergency Price Control Act of 1942, as amended.

The authorization may be given by the Administrator or by any other official of the OPA having authority to act upon the pending request for a maximum price. This authorization will be given by order.

SEC. 18. *Licensing.* The provisions of Licensing Order No. 1 licensing all persons who make sales under price control are applicable to all sellers subject to this regulation. A seller's license may be suspended for violations of the license or one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of the suspension, make any sale for which his license has been suspended.

SEC. 19. *Evasion.* It shall be a violation of this regulation to charge a price above the applicable maximum price in connection with any sale of a new vehicle, either alone or in conjunction with any other consideration even though the price increase appears only indirectly.

The following is an illustrative list of the things a reseller is not permitted to do. A reseller is not permitted to require the purchaser, as a condition of the sale or transfer of the new vehicle, to make payment over a period of time; to require him to finance the purchase through any particular lending agency; to require him to purchase any equipment, accessories, repairs, parts, or services so as to increase the total compensation above the new vehicle maximum price; to require him to purchase any other commodity or service; or to require him to make payment in whole or in part by exchanging, transferring, or trading in any other vehicle, product or commodity. Where there is any exchange, transfer or trade-in in connection with a sale, it is a violation for the reseller to give the purchaser an allowance for the vehicle, product or commodity exchanged, transferred, or trade-in, which is less than its reasonable value as defined in section 22 (e).

Furthermore, the reseller is prohibited from providing for the purchase of the new vehicle by a lessee under a rental contract at an agreed valuation which together with the amount paid for the rental is higher than the applicable maximum price at the time the rental contract is entered into, and from making the terms and conditions of sale more onerous to purchasers than they customarily have been except to the extent allowed by this regulation. However, the OPA upon written request may grant permission to any dealer subject to this regulation to change his credit terms, where such change is necessitated by orders issued by, or at the request of, the United States Government.

It shall also be a violation for any person to charge, pay or receive a finder's fee or other compensation in connection with the procurement of a new vehicle where the finder's fee or other compensation plus the purchase price for the new vehicle exceeds the permitted maximum price, except that this prohibition shall not apply to the case of a bona fide employer-employee relationship between a reseller generally engaged in the business of selling new vehicles and an employee of the type of employee generally considered by the motor vehicle retail trade to be a new vehicle salesman.

SEC. 20. *Enforcement.* Persons violating any provision of this regulation are subject to the criminal penalties, civil enforcement actions, proceedings for suspension of licenses and suits for treble damages provided for by the Emergency Price Control Act of 1942, as amended.

SEC. 21. *Petitions for amendment.* Any person seeking a modification of any provision of this regulation may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1, issued by the Office of Price Administration.

SEC. 22. *Definitions.* When used in this regulation the term:

(a) "Dealer" means any person other than a manufacturer who is generally engaged in the business of selling new vehicles at retail.

(b) "Distributor" means any person who under a contract with a vehicle manufacturer sells at wholesale the manufacturer's vehicles to the manufacturer's enfranchised retail dealers.

(c) "Manufacturer" means one of the following:

(1) Any person who produces a new vehicle; or

(2) Any person who sells a new vehicle under his own brand or trade name.

(d) "Person" includes an individual, corporation, partnership, association, or any other organized group of persons, or legal successor or representative of any of the foregoing, and includes the United States or any agency thereof, or any other government or any of its political subdivisions, or any agency of any of the foregoing.

(e) *"Reasonable value of a used vehicle traded in on a new vehicle"* for the purposes of this regulation, means the amount determined by subtracting the charges for repairs and replacement at retail under applicable maximum price regulations needed to place the vehicle traded in in good operating condition as defined in section 8 (b) of Revised Maximum Price Regulation 341 from the lower of the following:

(1) The applicable "as is" maximum price under Revised Maximum Price Regulation 341; or

(2) The fair market value of the top grade used vehicle of the same make, model, and wheelbase sold "as is" to a customer by the class of seller to which the seller belongs.

(f) "Reseller" means a seller who is not a manufacturer of the new vehicle he is selling.

(g) "Sale" includes sales, dispositions, exchanges, and other transfers and contracts and offers to do any of the foregoing. It includes conditional sales and sales under rental contracts, lease agreements or other agreements. The term "sale" does not refer to a raffle or lottery conducted by, or on behalf of, a religious or charitable organization when the purpose of the raffle or lottery is to raise funds for the religious or charitable organization.

(h) "Sale at retail" is either a sale by any class of reseller to a consumer or a sale made by a consumer to any class of purchaser.

(i) "Sale at wholesale" is a sale which is made to a reseller by any class of reseller except a consumer.

(j) "Same class of purchaser" refers to the practice adopted by the seller in setting different prices for new vehicles sold to different purchasers or kinds of purchasers (for example, Government Agency, public institution, dealer, consumer) or for purchasers located in different areas or for different quantities or under different conditions of sale.

(k) "Similar vehicle" means a vehicle which has the same use as the new vehicle being priced, affords the purchaser fairly equivalent serviceability, and belongs to a type which would ordinarily be sold in the same price line. In determining the similarities of vehicles, differences in style or design which do not affect use or serviceability, or the price line in which the vehicles have been or will be sold, shall not be taken into account.

(l) "Standard equipment" means equipment which the manufacturer has stated to the Office of Price Administration to be standard equipment.

(m) "Significantly different." A new vehicle or piece of extra, special or optional equipment is significantly different if because of differences in specification, design, material, or equipment, its direct costs for labor and materials are lower or higher than such costs for the most recent of the following:

(1) The most similar 1942 model of the same make; or

(2) The most similar model of the same make for which there was a "modified maximum list price" in effect immediately prior to the effective date of this regulation; or

(3) The most similar model of the same make for which a maximum list price is authorized under section 6, 7, 8, or 9 of this regulation.

(n) "Modified list price." A modified maximum list price is a maximum list price authorized by OPA under:

(1) Section 1390.6 or 1390.7 of Maximum Price Regulation 136, as amended; or

(2) Section 8 or sections 9 and 10 of Revised Maximum Price Regulation 136.

APPENDIX A

OPA Form 6085-2724 — Form approved Budget Bureau No. 08-R1565

UNITED STATES OF AMERICA
OFFICE OF PRICE ADMINISTRATION
Washington 25, D. C.

CERTIFICATE OF TRANSFER FOR NEW TRUCKS AND NEW MOTORCYCLES

Under the Provisions of Maximum Price Regulation 610

Maximum Prices for New Trucks and New Motorcycles

INSTRUCTIONS

Every person when he sells a new vehicle, except a manufacturer or distributor when selling to a reseller under a franchise agreement, shall prepare and sign this certificate in triplicate, turn in the original to his price control board not later than five days from the date of sale, furnish a copy to the purchaser at the time of sale, and keep a copy available for inspection by the Office of Price Administration when required by section 16 of Maximum Price Regulation 610.

BOARD ACTION

Board No. Date

City and Postal Zone State

Board Recommendation:

Sign here (signature of Board Member)

DISTRICT OFFICE ACTION

Reviewed by

Remarks:

DESCRIPTION OF VEHICLE

Make Series Model Year

Model Body Type

Serial No. Motor No.

Name of Seller

Address—Number and Street

City and Postal Zone Number State

Name of Purchaser

Address—Number and Street

City and Postal Zone Number State

Price calculation	Total
1. Price for new vehicle with base specifications: List Price $; Net Price	$
2. Total of net prices for extra, special or optional equipment. NOTE: On the reverse side of this form list each piece of extra, special or optional equipment and its applicable list price.	$
3. Charge for transportation	$
4. Charge for excise tax: New vehicle $; Extra, special or optional equipment $; Total excise tax	$
5. Charge for state and local taxes	$
6. Charge for factory handling and delivery	$
7. Charge for preparing and conditioning new vehicle for delivery at retail	$
8. Finance charge, including insurance. Length of installment period ____ months.	$
9. Total charge (Total all amounts in last column)	$
10. Amount paid: a. Trade-in allowance	$
b. Cash	
c. Amount financed	
d. Finance charge, including insurance	
e. Total	$

11. Description of used vehicle traded in:

Make Series Model Year

Model Body Type

Serial No. Motor No.

WARNING

Any misrepresentation on this certificate may be cause for $10,000 fine or 10 years imprisonment, or both.

CERTIFICATION OF SELLER

The undersigned hereby certifies that he has complied with the requirements of Maximum Price Regulation 610, Maximum Prices for New Trucks and New Motorcycles, and that the actual sales price of the new vehicle is not more than the maximum selling price as established by Maximum Price Regulation 610, and further certifies that no payment directly or indirectly was or will be made in addition to the actual sales price of the new vehicle shown on this certificate.

Sign here (Signature of Seller)

(Date of Sale)

This regulation shall become effective this 18th day of May 1946.

NOTE: All reporting and record-keeping requirements of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Forms printed in the FEDERAL REGISTER are for information only and do not follow the exact format prescribed by the issuing agency.

Issued this 13th day of May 1946.

JAMES G. ROGERS, Jr.,
Acting Administrator.

[F. R. Doc. 46-8120; Filed, May 14, 1946; 11:32 a. m.]

PART 1400—TEXTILE FABRICS: COTTON, WOOL, SILK, SYNTHETIC AND ADMIXTURES

[MPR 478, Amdt. 13]

COATED AND COMBINED FABRICS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 478 is amended in the following respects:

1. Section 9a (b) (1) is amended to read as follows:

(1) *Base material and finishing costs.* The cost for cloth or base material and of any necessary finish which the converter shall use in his calculations, shall be determined as follows:

If the cloth or base material is used in the unfinished state, the converter shall use in his calculations the price charged the converter by his supplier not to exceed the current maximum mill price for the base fabric in the greige or unfinished state. If the cloth or base material is used in the finished state, the converter shall use in his calculations the price charged the converter by his supplier not to exceed the current maximum mill price for such base fabric in the greige or unfinished state, plus the necessary finishing charges as established by Maximum Price Regulation 128—Processing Piece Goods. No allowance shall be made for finishes which are unnecessary for the end use for which the coated or combined fabric is sold. If finishes such as leather finishes are applied to a base coated fabric, the converter shall use in his calculations the price charged him by the finisher not to exceed the applicable maximum prices in effect at the time of delivery to the converter. If government surplus finished piece goods are used, the converter shall use in his calculations the invoiced cost from the governmental disposal agency not to exceed the then current government maximum price.

2. Table II in section 9a (c) is amended to read as follows:

TABLE II—DIVISION FACTORS FOR SALES OF COATED OR COMBINED FABRICS BY CONVERTERS

(In full roll yardages [1])

Type of trade	Divisional factors for sales to—		
	Cutters	Supply jobbers	Retailers
Automobile repair	0.766	0.836	0.719
Upholstery	0.766	0.836	0.719
All other	0.813	0.836	0.719

[1] See definitions in footnotes of table I.

This amendment shall become effective May 14, 1946.

Issued this 14th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8117; Filed, May 14, 1946; 11:29 a. m.]

PART 1400—TEXTILE FABRICS: COTTON, WOOL, SILK, SYNTHETIC AND ADMIXTURES

[MPR 118 [1], Amdt. 40]

COTTON PRODCTS

A statement of the considerations involved in the issuance of this amendment have been issued simultaneously herewith and filed with the Division of the Federal Register.

Maximum Price Regulation No. 118 is amended in the following respects:

1. Section 1400.118 (d) (13) (v) (*d*) is added to read as follows:

(*d*) In addition to the otherwise applicable maximum price, the following premiums may be charged for fabric made with a soft twist filling:

	Cents per yard
For goods 3.32 yards per pound and heavier (weight to be prorated to 42 inches for goods over 42 inches in width)	1
For goods 3.33 yards per pound and lighter (weight to be prorated to 42 inches for goods over 42 inches in width)	¾

2. The present text and table in § 1400.118 (d) (13) (vi) is redesignated (*a*) of that section and inferior-subdivision (*b*) is added to read as follows:

(*b*) In addition to the existing maximum price the following premiums may be charged for fabric made with a soft twist filling:

	Cents per yard
For goods 3.32 yards per pound and heavier (weight to be prorated to 42 inches for goods over 42 inches in width)	1
For goods 3.33 yards per pound and lighter (weight to be prorated to 42 inches for goods over 42 inches in width)	¾

This amendment shall become effective May 19, 1946.

Issued this 14th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8115; Filed, May 14, 1946; 11:29 a. m.]

[1] 8 F.R. 12186, 12934; 9 F.R. 401, 10088, 10925, 14211, 14383, 14676; 10 F.R. 705, 857, 1492, 2025, 8875, 8134, 8979, 10310, 14063, 15472.

PART 1439—UNPROCESSED AGRICULTURAL COMMODITIES

[MPR 426,[1] Amdt. 179]

FRESH FRUITS AND VEGETABLES FOR TABLE USE, SALES EXCEPT AT RETAIL

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

Section 2c is added to read as follows:

SEC. 2c. *Delegation of authority to establish transportation charges.* The regional administrator of Region II, and such district directors as he may authorize, may by order establish maximum transportation charges to be added by carlot and trucklot receivers, commission merchants, secondary jobbers and service wholesalers to their applicable maximum prices for delivered sales established in the appendices of section 15. Any order issued under this section shall be subject to prior approval by the National Office of the Office of Price Administration.

This amendment shall become effective May 20, 1946.

Issued this 14th day of May 1946.

JAMES G. ROGERS, JR.,
Acting Administrator.

Approved: May 2, 1946.

N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 46-8119; Filed, May 14, 1946; 11:30 a. m.]

PART 1499—COMMODITIES AND SERVICES

[2d Rev. SR 14, Amdt. 26]

HARDWOOD STOCK STAIR PARTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Second Revised Supplementary Regulation No. 14 is amended in the following respect:

A new section 3.14, *Hardwood stock stair parts*, is added to read as follows:

SEC. 3.14 *Hardwood stock stair parts*—(a) *What this section covers.* This section covers all sales of hardwood stock stair parts in the United States.

(b) *Definition of hardwood stock stair parts.* The term "hardwood stock stair parts" means the various integral portions of a stairway produced from any species of hardwood in designs or patterns listed in the manufacturer's own catalogue, or produced in quantity but not according to an architect's plans, specifications, and details. It includes but is not limited to such items as stair treads, risers, newels, rails and crooks, balusters, and thresholds. It does not, however, include any hardwood moulding items.

(c) *Manufacturers' maximum prices for items sold in March 1942*—(1) *For those manufacturers who file reports as required in paragraph (f) below.* The maximum price f. o. b. mill for a manufacturer who files the report required under paragraph (f) below shall be for each item he delivered in March 1942 the sum of the following:

(i) The highest f. o. b. mill price he charged for the item during March 1942 to the same class of purchaser.

(ii) The increase in material costs since March 1942 computed as the difference between the weighted average March 1942 lumber cost for the grade and species involved and the current f. o. b. mill ceiling price for the same grade and species plus the average inbound freight cost for the particular material during the 6-months period from May 1 to October 31, 1943. In the case of a manufacturer using lumber produced by himself, the current material cost that may be used for such lumber shall be at least $2.00 per MBM below his maximum selling price for that lumber.

(iii) An allowance for waste on the increased material cost computed by applying a waste factor, not in excess of that used in March 1942, to the increased material cost.

(iv) The increase in direct labor costs only between March 1942 and September 30, 1943. To determine the September 30, 1943, direct labor cost for a particular item, use the March 1942 direct labor cost plus the percentage increase in average hourly earnings between March 1942 and September 30, 1943. In computing average hourly earnings, only the earnings of workers whose wages are computed on an hourly or piece rate basis shall be used.

In cases where an application for a wage increase had been filed with the War Labor Board prior to September 30, 1943, but where a determination was made by the War Labor Board after September 30, 1943, the manufacturer may use the wage rate as determined later by the War Labor Board.

(2) *Maximum prices for manufacturers who do not file reports.* The maximum prices for a manufacturer who has not filed the report required under paragraph (f) of this section shall be his highest March 1942 price to each class of purchaser for each item delivered during that month with no additions for increased costs.

(3) *Delivered prices.* The maximum delivered price for a manufacturer shall be a price no higher than his maximum f. o. b. mill price plus the actual transportation charges paid or incurred by the seller in making shipments directly from the mill to the point of delivery required by the purchaser. However, it is permissible to quote and charge delivered prices based on rail rate times the estimated weight evened out to the nearest quarter dollar per M'BM. The estimated weight shall be that weight which has customarily been used for the particular item.

(d) *Maximum prices for resellers.* The maximum prices for a reseller shall be for each item he delivered during March 1942 the sum of the following:

[1] 10 F.R. 8021, 7500, 7539, 7578, 7668, 7683, 7799, 8069, 8239, 8238, 8612, 8467, 8611, 8657, 8905, 8936, 9023, 9118, 9119, 9277, 9447, 9628, 9928, 10087, 10025, 10229, 10311, 10303, 11072, 12213, 12084, 12408, 12447, 12532, 12637, 12702, 12745, 12960, 13129, 13271, 13313, 13369, 13595, 13776, 14027, 15035, 15174; 11 F.R. 557, 608, 1102, 1356, 1213, 1526, 1819.

(1) The highest price he charged for the item during March 1942 to the same class of purchaser.

(2) The dollars-and-cents increase in his acquisition cost of the item since March 1942. The March 1942 weighted average acquisition cost shall be used as the basis for comparison. If the item was not purchased during March 1942, then the cost of the item sold during March 1942 shall be used.

(e) *Maximum prices for items not sold in March 1942.* The maximum price for any item covered by this section but not sold during March 1942 shall be a price approved by the Office of Price Administration upon application to the Building Materials Price Branch, Building and Construction Price Divsion, Office of Price Administration, Washington 25, D. C. The application shall contain the name and address of the seller, a complete description of the item, the requested price, and how the requested price was determined. Any price not disapproved within 30 days of mailing of the application shall be deemed approved, but may be modified at any time by the Administrator. In case of such modification, the change will not be retroactive. A seller using this pricing section can go ahead with deliveries of the hardwood stair parts at the price he has computed or requested, but he must tell the buyer that the price is subject to revision within the thirty-day period, and if the price is ordered reduced, he must refund to the buyer any excess over the final approved price. The Price Administrator may approve, disapprove, or revise prices proposed or approved under this paragraph so as to make them consistent with the level of prices fixed by this section.

(f) *Reports.* Maximum prices for items sold in March 1942 shall be reported to the Building Materials Price Branch, Building and Construction Price Division, Office of Price Administration, Washington 25, D. C., by all manufacturers who determine maximum prices under paragraph (c) (1) and by those resellers who sell to other distributors such as retailers. No report need be filed by retailers. A manufacturer shall report the following with respect to each item sold in March 1942:

(1) Description of the item.

(2) March 1942 selling price to each class of purchaser.

(3) March 1942 material cost.

(4) March 1942 direct labor cost.

(5) Percentage increase in direct labor cost since March 1942 permitted by this section.

(6) Average lumber freight cost for 6 months period from May 1 to October 31, 1943.

(7) March 1942 waste factor.

(8) Present price permitted by paragraph (c) (1) showing all calculations.

A reseller shall report the following with respect to each item sold in March 1942:

(1) Description of item.

(2) March 1942 selling price.

(3) March 1942 acquisition cost as outlined in (d) (2) above.

(4) Present acquisition cost.

(g) *Uniform pricing.* The Administrator may by order fix uniform specific dollars-and-cents maximum prices for hardwood stair parts.

This Amendment No. 26 shall become effective May 14, 1946.

NOTE: The reporting requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 14th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8118; Filed, May 14, 1946; 11:29 a. m.]

Chapter XVIII—Office of Economic Stabilization

[Directive 109]

PART 4004—PRICE STABILIZATION: MAXIMUM PRICES

CANNED VEGETABLES, 1946

The Secretary of Agriculture and the Price Administrator having submitted to me information with respect to payments on subsidies on the sale of the 1946 pack of canned vegetables and vegetable products and on the utilization of certain processed products in the 1946 pack and with respect to the establishment of maximum prices for 1946 pack of such commodities, I hereby find that the measures hereinafter authorized and directed to be taken by the Secretary of Agriculture and the Price Administrator will effectuate the purposes of the stabilization program.

Accordingly, pursuant to the authority vested in me by the Stabilization Act of 1942, as amended, and by Executive Order 9250 of October 3, 1942 (7 F.R. 7871), Executive Order 9328 of April 8, 1943 (8 F.R. 4681), Executive Order 9599 of August 18, 1945 (10 F.R. 10155), Executive Order 9651 of October 30, 1945 (10 F.R. 13487), Executive Order 9697 of February 14, 1946 (11 F.R. 1691), and Executive Order 9699 of February 21, 1946 (11 F.R. 1929), *It is hereby ordered:*

1. The Office of Price Administration is hereby authorized and directed

(a) To maintain or establish maximum prices for sales to purchasers other than Government procurement agencies of the 1946 pack of canned green peas, sweet corn, tomatoes, tomato juice, tomato catsup, tomato paste, tomato puree, tomato sauces, tomato cocktail, tomato juice contained in canned mixed vegetable juices, tomato soup, and green pea soup at the same levels of maximum prices maintained or established for similar sales of such commodities in 1945, subject to such adjustments for cost increases as may be approved by the Economic Stabilization Director for reflection in processors' maximum prices;

(b) To establish maximum prices for sales to Government procurement agencies of the 1946 pack of canned green peas, sweet corn, tomatoes, tomato juice, tomato catsup, tomato paste, tomato puree, tomato sauces, tomato cocktail, and tomato juices contained in canned mixed vegetable juices which are computed on the basis of the applicable estimated weighted average of 1946 designated area average prices specified in Schedule A (attached hereto and by this reference made a part hereof);

(c) To establish maximum prices on all other canned products covered as to the 1945 pack by Supplement 13 to Food Products Regulation No. 1, produced wholly or in part from the three major vegetables, which are computed on the basis of the applicable estimate weighted average of 1946 designated area average prices specified in Schedule A.

2. The Department of Agriculture is hereby authorized and directed, subject to the limitations in (c) and (d) below, by the use of Commodity Credit Corporation funds to make subsidy payments to canners on the rate basis applicable to the 1945 pack, including the increase of 6 cents per dozen, basis No. 2 cans of canned tomatoes provided for in Amendment 1 to Directive 60, with respect to:

(a) Eligible sales to purchasers other than Government procurement agencies consummated from February 2, 1946, through June 30, 1946, or such later date as the Department of Agriculture may specify, of canned green peas, green pea soup, and sweet corn produced during the period February 2 through June 30, 1946, and eligible sales to purchasers other than Government procurement agencies consummated from March 1, 1946, through June 30, 1946, or such later date as the Department of Agriculture may specify, of canned tomatoes, tomato juice, tomato catsup, tomato paste, tomato puree, tomato sauces, tomato cocktail, tomato juice contained in canned mixed vegetable juices, and tomato soup produced during the period March 1, 1946, through June 30, 1946. Eligible sales shall not include sales by canners to foreign markets, including the Philippine Islands.

(b) Utilization, by the canner thereof, of bulk or canned tomato puree, tomato paste, and tomato sauces produced during the period March 1, 1946, through June 30, 1946, in the production, during the period March 1, 1946, through June 30, 1946, or such later date as the Department of Agriculture may specify, of any other canned food product also actually produced by him.

(c) Subsidy payments shall be reduced if processors pay less than the designated area average prices.

(d) If any product subsidized in accordance with this directive is suspended or exempted from price control, sales of such product to purchasers other than Government procurement agencies made after such suspension or exemption goes into effect shall not be subsidized; *Provided*, That this provision shall in no way prevent recapture of subsidy payments to avoid windfalls.

Issued and effective this 8th day of May 1946.

CHESTER BOWLES,
Director.

SCHEDULE A—DESIGNATED AREA AVERAGE GROWER PRICES—VEGETABLES FOR CANNING FOR 1946

MAXIMUM RAW MATERIAL COSTS

Commodity	State or area	Per ton
1. Corn, sweet	Maine and New Hampshire	$28.00
	Vermont	22.00
	New York, New Jersey, Pennsylvania, Delaware, Maryland, Virginia, Illinois, Indiana, and central and eastern Iowa [1]	19.00
	Washington, Oregon, northwestern Utah [2] northern [3] and southwestern Idaho [4]	23.00
	All other States and counties	17.00
2. Peas, green	Delaware and Maryland	91.00
	New Hampshire, Vermont, Massachusetts, Rhode Island, Connecticut, and Pennsylvania	90.50
	Virginia	89.50
	Western Washington [5]	89.00
	Maine	88.50
	New York	88.00
	New Jersey, Iowa (except southwestern),[6] West Virginia, North Carolina, Kentucky, and Tennessee	86.00
	Illinois and southeastern Wisconsin [7]	85.00
	Minnesota, northwestern Wisconsin,[8] Alabama, Florida, Georgia, Louisiana, Mississippi, and South Carolina	82.50
	Arkansas	81.00
	Ohio	80.50
	Oregon, (except Malheur County), Washington (other than western),[9] and northern Idaho [3]	79.00
	Michigan, Texas, Utah, and southeastern Idaho [3]	78.50
	Indiana, southwestern Idaho,[4] Malheur County in Oregon.	77.50
	Missouri, southwestern Iowa,[6] Nebraska, Oklahoma, Kansas.	76.50
	Arizona and Nevada	76.00
	California, Colorado, and Montana.	74.00
	South Dakota and North Dakota.	73.50
	Wyoming	73.00
	New Mexico	71.00
3. Tomatoes [12]	California, southern [10]	27.00
	Italian	27.00
	California, other than southern.[10]	25.00
	Italian	27.00
	Oregon, Washington, northern,[5] and Southwestern Idaho.[4]	26.00
	Idaho (other than northern and southwestern) Montana, Utah, Nevada, Arizona, New Mexico, Colorado, Wyoming, Kansas, Nebraska, S. Dakota, N. Dakota, Minnesota, Iowa, Missouri, Illinois, Wisconsin, Indiana, Michigan, Ohio, and Massachusetts.	24.00
	Texas, Oklahoma, Arkansas, Louisiana, Mississippi, Alabama, Georgia, Florida, South Carolina, Kentucky, Tennessee, and North Carolina.	24.00
	New Jersey	29.00
	Rhode Island, Connecticut, and New York, (southeastern).[11]	28.00
	New York, other than southeastern, Maine, New Hampshire, Vermont, Pennsylvania, (northern).[3]	25.00
	Pennsylvania, other than northern,[3] Maryland, (Washington, Alleghany, and Garret Counties), Virginia, (Mainland), West Virginia.	27.00
	Maryland (remainder of State), Delaware, Virginia (eastern shore).[11]	28.00

[1] *Central and Eastern Iowa:* The area in Iowa south and east of and including the counties of Clayton, Fayette, Bremer, Butler, Franklin, Wright, Humbolt, Pocahontas, Buena Vista, Sac, Calhoun, Webster, Boone, Dallas, Madison, Union and Ringgold.

[2] *Northwestern Utah:* Box Elder, Cache, Davis, Morgan, Salt Lake, Utah and Weber Counties.

[3] *Northern Idaho:* The counties in Idaho north of and including Idaho County.

[4] *Southwestern Idaho:* The counties in Idaho south and west of and including the counties of Adams, Valley, Boise, Elmore, Camas, Lincoln, Minidoka and Cassia.

[5] *Western Washington:* Counties of Whatcom, Skagit, Snohomish, King, Pierce, Lewis, Skamania, Cowlitz, Clark, Wahkiakum, Pacific, Thurston, Grays Harbor, Mason, Kitsap, Jefferson, Clallam, Island, and San Juan.

[6] *Southwestern Iowa:* Counties of Mills, Fremont and Page.

[7] *Southeastern Wisconsin:* All counties in Wisconsin, south and east of and including the counties of Marinette, Oconto, Shawano, Waupaca, Waushara, Adams, Juneau, Sauk, Richland, and Crawford.

[8] *Northwestern Wisconsin:* All counties in Wisconsin north and west of those listed in 7.

[9] *Northern Pennsylvania:* Counties of Erie, Crawford, Mercer, Venango, Warren, Forest, McKean, Potter, Tioga, Bradford, Susquehanna, and Wayne.

[10] *Southern California:* Counties of San Diego, Imperial, Riverside, Orange, San Bernardino, Los Angeles, Ventura, and that part of Santa Barbara south of Gaviota Pass.

[11] *Southeastern New York:* Counties of Greene, Columbia, Ulster, Dutchess, Putnam, Westchester, Rockland, Orange, Albany, and Rensselaer and all of Long Island.

[12] *Eastern Shore Virginia:* Accomac and Northampton Counties.

[13] Pear-shaped or Italian tomatoes designated prices are $2.00 higher than the above, except in California where the designated price for such tomatoes is $27.00.

[F. R. Doc. 46-8066; Filed, May 13, 1946; 2:00 p. m.]

[Directive 107, Amdt. 1]

PART 4003—SUPPORT PRICES; SUBSIDIES

EMERGENCY WHEAT PURCHASE PROGRAM

Pursuant to the authority vested in me by the Stabilization Act of 1942, as amended, and by Executive Order 9250 of October 3, 1942 (7 F.R. 7871), Executive Order 9328 of April 8, 1943 (8 F.R. 4681), Executive Order 9599 of August 18, 1945 (10 F.R. 10155), Executive Order 9651 of October 30, 1945 (10 F.R. 13487), Executive Order 9697 of February 14, 1946 (11 F.R. 1691), and Executive Order 9699 of February 21, 1946 (11 F.R. 1929); *It is hereby ordered:*

That Directive 107 (11 F.R. 4542) be amended by deleting the proviso reading as follows: "provided the producer delivering such wheat elects a date prior to June 15, 1946, as the date as of which the purchase price shall be determined."

Issued and effective this 26th day of April 1946.

CHESTER BOWLES,
Director.

[F. R. Doc. 46-8068; Filed, May 13, 1946; 4:43 p. m.]

Chapter XXII—Retraining and Reemployment Administration

[Order 8]

INTER-AGENCY COMMITTEE TO EXPEDITE THE PRODUCTION FROM SURPLUS FABRICS OF MEN'S CLOTHING BY SMALL MANUFACTURERS

ESTABLISHMENT OF COMMITTEE

1. *General statement.* The purpose of this order is to establish an Inter-Agency Committee which will be representative of those Federal agencies directly concerned with establishing and expediting the production of men's suits, separate coats and pants, overcoats, or topcoats by small manufacturers now engaged in the men's clothing manufacturing business as well as those small manufacturers now existing, particularly in the low-priced field, and the distribution thereof. In view of the critical shortage of men's clothing, it is considered necessary, if veterans as well as former war-workers are to secure civilian clothing essential to their employment or schooling, to utilize to full capacity the many small manufacturers who can produce and who are now producers of men's clothing, and to make available to such manufacturers component materials for clothing which have been or may hereafter be declared surplus. Such action should also stimulate on-the-job training as well as general employment in the clothing industry.

2. *Organization of the committee.* Pursuant to Title III, Section 302, War Mobilization and Reconversion Act of 1944 (Public Law 458, 78th Congress) a committee to be known as The Inter-Agency Committee to Expedite the Production from Surplus Fabrics of Men's Clothing by Small Manufacturers is hereby established. This committee shall consist of a secretary to be designated by the Administrator of the Retraining and Reemployment Administration (hereinafter called "Administrator") and of representatives from each of the following agencies of the Federal Government:

War Assets Administration.
Department of Commerce.
Civilian Production Administration.
Reconstruction Finance Corporation.
Office of Price Administration.
War Department.
Navy Department.

Representatives of the agencies named will qualify for membership on the Committee upon designation as such by the head of the respective agency and approval by the Administrator. One alternate may be named for each member, and, upon qualifying in like manner, these alternate members may act in the place of his or her principal. The Administrator, or one designated by him for such purpose, will preside as Chairman of the Committee. The Committee will meet upon call of the Chairman.

3. *Functions of the Committee.* The Committee shall ascertain the needs and requirements of small manufacturers for fabrics which have been or may hereafter be declared surplus and which are suitable for use as body fabrics and or component parts in the production of men's suits, separate coats and pants, overcoats, and topcoats, particularly in the low-cost field. The Committee shall examine the authorities and procedures governing the disposition of such fabrics and shall submit to the Administrator appropriate recommendations for the most expeditious disposition of such fabrics to such small manufacturers. In the performance of its duties, the Committee may consult with interested representatives of business and industry.

G. B. ERSKINE,
Major General, U. S. M. C.,
Administrator.

MAY 14, 1946.

[F. R. Doc. 46-8098; Filed, May 14, 1946; 10:01 a. m.]

TITLE 43—PUBLIC LANDS: INTERIOR

Chapter I—General Land Office, Department of the Interior

[Circular 1616]

PART 115—REVESTED OREGON AND CALIFORNIA RAILROAD AND RECONVEYED COOS BAY WAGON ROAD GRANT LANDS IN OREGON

MISCELLANEOUS AMENDMENTS

The first paragraph of § 115.104 is amended to read as follows:

§ 115.104 *Preliminary evidence required.* When the report of the Chief Forester has been received and an exchange of approximately equal aggregate values has been established, the Commissioner of the General Land Office, with the approval of the Department, unless he has reason to do otherwise, will direct publication of notice of the contemplated exchange, and will require the applicant, through the Register of the District Land Office, to submit proof of publication of notice, a deed of conveyance of the offered lands, and in all cases, except as hereinafter provided, an abstract of title showing that at the date of execution of the deed valid title to the lands covered by such deed was vested in the party making the conveyance. The abstractor's certificate must show that the lands as conveyed were free from judgments or mortgage liens, pending suits, taxes, tax assessments, or other encumbrances. If such certificate does not cover taxes and tax assessments, the applicant must furnish a certificate by the proper official of the county in which the lands are situated showing that all taxes or assessments levied or assessed against the lands conveyed to the United States, or that could operate as a lien thereon, have been duly paid; whether there is a tax or assessment due on such lands or that could operate as a lien thereon but which tax or assessment is not yet payable and that there are no unredeemed tax sales and no tax deeds outstanding against such lands conveyed to the United States. Such abstract must be prepared and authenticated by an abstractor or by an abstract company acceptable to the General Land Office, and must show that the title memoranda contained therein are a full, true, and complete abstract of all matters of record or on file in the office of the recorders of deeds and in the offices of the clerks of courts of record of that jurisdiction, including all conveyances, mortgages, suits, pending suits, judgments, liens, lis pendens, or other encumbrances or instruments which are required by law to be filed with the recording officer and which appear in the records of the offices of the clerks of courts of record affecting in any manner whatever the title to the lands to be conveyed to the United States.

Section 115.106 is amended to read as follows:

§ 115.106 *Deed of conveyance.* The deed of conveyance to the United States must be executed and acknowledged in accordance with the laws of the State, and must contain covenants of general warranty except where the grantee is prohibited by law from executing such a conveyance. The United States of America should be named as grantee and the deed should recite that it is made "for and in consideration of the exchange of certain lands, as authorized by the act of July 31, 1939 (53 Stat. 1144)." Where the deed of conveyance is by a private corporation, it should be recited in the instrument of transfer that the deed was executed pursuant to an order or by the direction of the board of directors or other governing body, and a copy of such order or direction must accompany such instrument of transfer and both should bear the impression of the corporate seal.

Section 115.109 is amended to read as follows:

§ 115.109 *Title insurance report or preliminary policy of title insurance.* In lieu of the abstract of title required by § 115.104, the applicant may furnish a title report, preliminary policy of title insurance, or certificate of title with respect to the offered lands issued by a solvent and properly qualified title insurance company which is acceptable to the Department of the Interior. Such title report, preliminary policy, or certificate (1) shall contain a statement to the effect that, upon approval of the exchange and the recording of the deed of conveyance to the United States, the insuring company will issue a final policy of title insurance or a certificate of title, as the case may be, in an amount not less than the value of the offered lands as determined by the General Land Office, guaranteeing valid title to the offered lands in the United States as of the date such deed is recorded, and (2) shall set forth all of the conditions and stipulations of such proposed final policy or certificate. A policy of title insurance or a certificate of title when furnished must be free from conditions and stipulations not acceptable to the Department of the Interior. A certificate of title will be accepted only where the certificate is made to the Government or expressly for its benefit and where the interests of the Government will be sufficiently protected thereby. (Opinion of the Solicitor, August 14, 1934, M. 27768; Circ. 1550, May 29, 1943; 8 F.R. 7716).

The first paragraph of § 115.113 is amended to read as follows:

§ 115.113 *Action by the General Land Office; additional evidence required.* The publication of notice; deed of conveyance; abstract of title, title report, preliminary policy of title insurance, or certificate of title, and other evidence required of the applicant will be examined upon receipt in the General Land Office. Thereafter, the deed and abstract of title, title report, preliminary policy of title insurance, or certificate of title will be returned to the Register with appropriate instructions.

If the deed and abstract of title, title report, preliminary policy of title insurance, or certificate of title have been found to be regular and to conform with the law and regulations, and if there are no objections, the Register will transmit them to the applicant who shall thereupon affix to the deed and cancel such revenue stamps as are required by law, and record the deed in accordance with the laws of the State. The applicant shall also have the abstract of title brought down to the date of the recording of the deed, showing that at such date the title to the offered land is vested in the United States or, if a title report, preliminary policy of title insurance, or certificate of title was submitted in lieu of an abstract of title, the applicant shall obtain a final policy of title insurance or a final certificate of title from the company issuing such report, preliminary policy of title insurance or certificate of title, which policy or certificate shall be brought down to the date of recording of the deed, showing that at such date the title to the offered lands is vested in the United States. Upon submission of the recorded deed and the amended abstract of title, title insurance policy or certificate of title, if all is regular, title will be accepted to the offered lands and patent will issue for the lands selected in exchange.

FRED W. JOHNSON,
Commissioner.

Approved: April 25, 1946.

R. R. SAYERS,
Acting Assistant Secretary.

[F. R. Doc. 46-8093; Filed, May 14, 1946; 9:39 a. m.]

TITLE 50—WILDLIFE

Chapter I—Fish and Wildlife Service, Department of the Interior

[Order 1956, Amdt. 4]

PART 298—PRODUCTION OF FISHERY COMMODITIES OR PRODUCTS

ALLOCATION OF HALIBUT

Pursuant to the authority conferred by Executive Order 9280, dated December 5, 1942 (7 F.R. 10179), War Food Order No. 52, dated February 8, 1943 (8 F.R. 1777), as amended March 16, 1943 (8 F.R. 3280) (formerly known as Food Directive 2), Title III of the Second War Powers Act, as amended (50 App. U.S.C. sec. 633), the Emergency Price Control Act of 1942, as amended (50 U.S.C. sec. 901 et seq.), and Directive No. 105 of the Economic Stabilization Director, dated April 5, 1946, subsection (n) of Order No. 1956 of the Secretary of the Interior (9 F.R. 6780), as amended, being § 298.4 of this Part 298, is hereby amended to read as follows:

(n) *Appeals and petitions for relief.* Any person who finds that compliance with this order imposes an unreasonable burden upon him, or who is aggrieved by any action of the Director of Fish and Wildlife Service hereunder, may petition the Secretary of the Interior for appropriate relief and at petitioner's requests may have a hearing before final action. Any person aggrieved by any action taken by the Area Coordinator or one of his staff hereunder, or by any direction

issued hereunder, or who finds that compliance therewith imposes an unreasonable burden upon him may petition the Area Coordinator for appropriate relief; and after the hearing or other presentation of the matter before the Area Coordinator and after his decision, any person affected may appeal from the decision by filing a petition with the Secretary of the Interior. Any petition filed under this paragraph must include a full showing of the pertinent facts, and must be filed in triplicate. When any petition is filed with the Secretary of the Interior a copy thereof shall be filed at or before that time with the Area Coordinator.

Issued this 13th day of May 1946.

J. A. KRUG,
Secretary of the Interior.

[F. R. Doc. 46-8099; Filed, May 14, 1946; 9:39 a. m.]

[General Direction 46 H 11]

PART 298—PRODUCTION OF FISHERY COMMODITIES OR PRODUCTS

PARTICIPANTS IN VOLUNTARY PROGRAM FOR ALLOCATION OF HALIBUT

Pursuant to Order No. 1956 of the Secretary of the Interior, as amended April 23, 1946 (*supra*), commonly referred to as the "Halibut Order", 50 C. F. R. § 298.4 entitled "Allocation of Halibut", and in order to accomplish the purposes thereof, this General Direction No. 46 H 11 is issued.

1. The Area Coordinator has determined that the following persons in British Columbia are participants in and conform to a voluntary program for the allocation of halibut which is in accord with the purposes and policy of the Halibut order:

B. C. Packers, Ltd.
Bacon Fisheries
Booth Fisheries Corporation
Fishermen's Cooperative Federation
New England Fish Co.
Royal Fish Co.
Rupert Fish Co.
San Juan Fishing & Packing Co.
Whiz Fish Products Co.

2. In accordance with the Halibut order, and particularly paragraph (d) (2) thereof, fishermen subject to the terms of that order may sell or deliver or arrange to sell or deliver halibut in British Columbia to the persons named above.

3. Notice is hereby given that any fisherman from a vessel of American registry who, acting for himself or through an agent, sells or delivers or arranges to sell or deliver halibut to any person in British Columbia other than a person named above, will be guilty of a violation of that order and subject to the penalties provided for violations of that order.

Issued this 4th day of May 1946.

H. W. TERHUNE,
Area Coordinator.

[F. R. Doc. 46-8100; Filed, May 14, 1946; 9:39 a. m.]

Notices

FEDERAL COMMUNICATIONS COMMISSION.

[Docket No. 6651]

ALLOCATION OF FREQUENCIES TO VARIOUS CLASSES OF NON-GOVERNMENTAL SERVICES

ORDER DESIGNATING PETITION FOR HEARING ON STATED ISSUES

In the matter of allocation of frequencies to the various classes of non-governmental services in the radio spectrum from 10 kilocycles to 30,000,000 kilocycles.

Whereas the Commission, in its May 25, 1945 Report of Allocations above 25 Megacycles, allocated certain frequencies for urban use in the 152–162 megacycle region (Urban Mobile Service) and for highway use in the 30–44 megacycle band (Highway Mobile Service) in a new radio service designated General Mobile Radio Service; and

Whereas for the Highway Mobile Service, 40 frequencies were allocated in the 30–44 megacycle band on an experimental basis, the Commission expressly reserving its final determination regarding the best method of operating this Highway Mobile Service on a regular, nonexperimental basis; and

Whereas National Bus Communications, Inc., on behalf of the intercity passenger bus industry, on April 25, 1946, filed a petition requesting this Commission "to make a further decision regarding the General Mobile (Highway) Radio Service, viz., that the frequencies to be assigned for intercity passenger bus use in the 30–44 megacycle band in the General Mobile (Highway) Radio Service will be made available for the use of the intercity passenger bus industry directly or through its communications organization formed for that purpose, your petitioner, National Bus Communications, Inc., rather than in any other required form"; and

Whereas it appears from said petition that copies thereof have been served upon the American Telephone and Telegraph Company, the United States Independent Telephone Association, the American Trucking Associations and the National Council of Private Motor Truck Owners, Inc.;

Now, therefore, *It is ordered*, This 2d day of May 1946 that a hearing on said petition be held at 10:00 a. m. on June 6, 1946 at the offices of the Commission in Washington, D. C., on the following issues:

1. To determine whether the frequencies to be assigned for intercity bus passenger use on a regular, non-experimental basis in the 30–44 megacycle band in the General Mobile (Highway) Service should be made available for the use of the intercity passenger bus industry directly or through a communications organization formed for that purpose, rather than in any other form.

2. To determine the basis on which the petitioner, National Bus Communications, Inc., proposes to render coordinated radio communications service to the intercity passenger bus industry.

It is further ordered, That copies of this order shall be served upon the American Telephone and Telegraph Company, the United States Independent Telephone Association, the American Trucking Associations and the National Council of Private Motor Truck Owners, Inc. The foregoing parties and any other interested persons who may desire to participate in said hearing should file a notice of appearance herein within 10 days from the date of this order.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-8095; Filed, May 14, 1946; 10:07 a. m.]

[Docket Nos. 7506, 7507, 7430, 7431]

PARIS BROADCASTING CO. ET AL.

ORDER DESIGNATING APPLICATIONS FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of James A. Dick and William W. Crenshaw d/b as Paris Broadcasting Company, Paris, Tenn., Docket No. 7506, File No. B3–P–4618; Tennessee-Kentucky Broadcasting Company, Inc., Paris, Tenn., Docket No. 7507, File No. B3–P–4653; Paris Broadcasting Company, Paris, Tenn., Docket No. 7430, File No. B3–P–4566; Kentucky Lake Broadcasting System, Inc., Paris, Tenn., Docket No. 7431, File No. B3–P–4528.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 3d day of April 1946;

The Commission having under consideration the application of James A. Dick and William W. Crenshaw d/b as Paris Broadcasting Company, (File No. B3–P–4618; Docket No. 7506), for a construction permit for a new standard broadcast station at Paris, Tennessee, to operate on 1340 KC with 250 watts power, unlimited time; the Commission having also under consideration the application of Tennessee-Kentucky Broadcasting Company, Inc. (File No. B3–P–4653; Docket No. 7507), for a construction permit for a new standard broadcast station at Paris, Tennessee, to operate on 1340 KC, with 250 watts power, unlimited time.

It appearing, that the Commission on March 13, 1946, designated for hearing in a consolidated proceeding the applications of Paris Broadcasting Company (File No. B3–P–4566; Docket No. 7430); and of Kentucky Lake Broadcasting System, Inc. (File No. B3–P–4528; Docket No. 7431), each proposing the establishment of a new standard broadcast station at Paris, Tennessee, to operate on 1340 KC, with 250 watts power, unlimited time;

It is ordered, That the applications of James A. Dick and William W. Crenshaw d/b as Paris Broadcasting Company; and of Tennessee-Kentucky Broadcasting Company, Inc., be, and they are hereby, designated for hearing in a consolidated proceeding with the applications of Paris Broadcasting Company (File No. B3–P–4566; Docket No. 7430); and of Kentucky Lake Broadcasting System, Inc. (File No. B3–P–4528; Docket No. 7431), on the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicants to construct and operate the proposed stations.

2. To determine the areas and populations which would gain primary service through the operation of the proposed stations and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program services proposed to be rendered and whether such services would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed stations would involve objectionable interference with any existing or proposed broadcast service, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

It is further ordered, That the bill of particulars heretofore issued in connection with the applications of Paris Broadcasting Company, and of Kentucky Lake Broadcasting System, Inc., be, and the same is hereby amended to include the applications of James A. Dick and William W. Crenshaw d/b as Paris Broadcasting Company. (File No. B3–P–4618; Docket No. 7506); and of Tennessee-Kentucky Broadcasting Company, Ltd. (File No. B3–P–4653; Docket No. 7507).

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-8096; Filed, May 14, 1946; 10:07 a. m.]

[Docket No. 7492]

FREE DELIVERY OF FOREIGN TELEGRAPH MESSAGES

ORDER INSTITUTING INVESTIGATION AND SETTING FORTH HEARING DATE

In the matter of free delivery of foreign telegraph messages destined to points in the United States.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 3d day of April 1946;

The Commission, having under consideration the matter of the regulations and practices of All America Cables and Radio, Inc., Cable and Wireless (West Indies) Ltd., The Commercial Cable Company, Commercial Pacific Cable Company, Globe Wireless Ltd., Mackay Radio and Telegraph Company, Inc., Radiomarine Corporation of America, RCA Communications, Inc., and United States-Liberia Radio Corporation, insofar as said regulations and practices relate to the free delivery of foreign telegraph messages destined to points in the United States; and

It appearing, that Mackay Radio and Telegraph Company, Inc. has filed with the Commission new tariff schedules, effective April 9 and April 26, 1946, revising its presently effective foreign telegraph service rules and regulations by deleting therefrom Rules 200.016 and 200.017 relating to the free delivery of foreign telegraph messages destined to points in the United States, such new schedules being designated as follows: Mackay Radio and Telegraph Company, Inc., Tariff F. C. C. No. 2, 7th Revised Page 54A, First Revised Page 54B, Second Revised Page 54B.

It further appearing, that the above-cited tariff schedules provide for the cancellation of the provisions contained in Rules 200.016 and 200.017 applicable to the practices followed by Mackay Radio and Telegraph Company, Inc., and by such other carriers as participate in the rendition of the service provided under such tariff schedules, with respect to the free delivery of foreign telegraph messages destined to points in the United States, and that in the absence of such provisions, these practices may not be properly reflected in the tariff provisions of said carrier, in violation of section 203 of the Communications Act of 1934, as amended; and

It further appearing, that the presently effective tariff schedules of the above-named carriers other than Mackay Radio and Telegraph Company, Inc. on file with the Commission may not properly reflect the practices followed by said carriers, and by such other carriers as participate in the rendition of the service provided under such tariff schedules, with respect to the free delivery of foreign telegraph messages destined to points in the United States, in violation of section 203 of the Communications Act of 1934, as amended;

It is therefore ordered, That the Commission, upon its own motion, without formal pleading, shall enter upon a hearing concerning the lawfulness of the above-cited tariff schedules of Mackay Radio and Telegraph Company, Inc., insofar as such schedules provide for the cancellation of Rules 200.016 and 200.017 governing the free delivery practices of said carrier, and of all other carriers which participate in the rendition of the service provided under such tariff schedules;

It is further ordered, That the operation of the above-cited tariff schedules of Mackay Radio and Telegraph Company, Inc., insofar as they provide for the cancellation of said Rules 200.016 and 200.017, be suspended until July 9, 1946, unless otherwise ordered by the Commission; and that during said period of suspension no changes shall be made in said rules, or in the practices covered thereby, unless authorized by the Commission;

It is further ordered, That an investigation be, and the same is hereby, instituted into the matter of the free delivery practices followed by all of the above-named carriers in order to determine:

(1) Whether such practices are just and reasonable within the requirements of the Communications Act of 1934, as amended;

(2) Whether such practices are properly reflected in the tariff schedules of said carriers on file with the Commission; and

(3) Whether any new tariff provisions should be filed with the Commission with respect to such practices.

It is further ordered, That a copy of this order shall be filed in the offices of the Federal Communications Commission with the above-cited tariff schedules herein suspended in part; that Mackay Radio and Telegraph Company, Inc., and all other carriers which participate in the rendition of service provided under such tariff schedules be, and they are hereby, each made a party respondent to this proceeding; that all of the other carriers named above be, and they are hereby, made party respondents in this proceeding; and that a copy of this order shall be served upon each of said carriers;

It is further ordered, That the foregoing matters be, and the same are hereby, assigned for hearing beginning at 10 a. m. on the 14th day of May 1946, at the offices of the Federal Communications Commission in Washington, D. C.

By the Commission.

T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-8097; Filed, May 14, 1946; 10:08 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order P 30]

TAIWAN TEKKOSHO

In re: Real property owned by Taiwan Tekkosho.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Taiwan Tekkosho is a corporation organized under the laws of, and having its principal place of business in, Japan and is a national of a designated enemy country (Japan);

2. That the property described as follows:

a. Real property situated in Barrio Beata, District of Pandacan, Province of Rizal, Commonwealth of the Philippines, therein registered and particularly described in Exhibit A, attached hereto and by reference made a part hereof, together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property, and

b. Real property situated in the Santa Mesa (Sampaloc) District, City of Manila, Commonwealth of the Philippines, therein registered and particularly described in Exhibits B and C, attached hereto and by reference made a part hereof, together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described in subparagraph 2 hereof, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 23, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A—TITLE 64330, BOOK T–216

Descriptions: A parcel of land situated in the Barrio of Beata, District of Pandacan, Province of Rizal, Island of Luzon. Bounded on the NE by the Pasig River; on the SE by Beata Street; on the SW by Sulucan Street; and NW by a creek which separates the property from that of Isidra Narciso; with an area of 24,732 square meters, more or less.

The improvements on this property are as follows:

1. Building, approximately 60 feet by 250 feet, concrete floor, roof framework only. (Partly destroyed.)

2. Building, approximately 120 feet by 250 feet, concrete construction, only 20% of roof remains. (Partly destroyed.)

EXHIBIT B—TITLE 64556 BOOK T–217

Descriptions: A parcel of land (Lot No. 19–C–2 of the subdivision plan Psd–18222, being a portion of Lot No. 19–C, described on plan II–4755 Adm. G. L. R. O. Record No. 7680), situated in the District of Sampaloc, City of Manila. Bounded on the NE and SE by Lot No. 19–C–3 of the subdivision plan; on the SW by Calle V. Mapa and on the NW by Lot No. 19–C–1 of the subdivision plan. * * * containing an area of eight thousand square meters (8,000.00), more or less.

The improvements on this property are as follows:

1. Four residential 2-story houses made of wood, approximately 10 meters by 12 meters, each with a garage and servants' quarters.

2. One shed, approximately 45 meters by 10 meters, with GI sheet roofing and wooden posts, without walls.

3. One concrete 1-story building, approximately 14 meters by 10 meters, suited for offices.

4. One concrete storeroom, approximately 12 meters by 8 meters.

EXHIBIT C—TITLE 64332 BOOK T–216

Descriptions. A parcel of land (Lot No. 3–G of the subdivision plan Psd–17453, Sheet No. 1, being a portion of Lot No. 3, described on the original plan II–4755, G. L. R. O. Record No. 7680), situated in the District of Sampaloc, Manila. Bounded on the NE by lot No. 3–F of the subdivision plan; on the SE by lot No. 3–L of the subdivision plan; on the SW and NW by Pasig River. Area: twenty three thousand eight hundred fifty seven square meters and fifty square decimeters (23,857.5) more or less.

[F. R. Doc. 46–8012; Filed, May 13, 1946; 11:11 a. m.]

[Vesting Order Number P 27]

IMPERIAL JAPANESE GOVERNMENT ET AL.

In re: Marine vessels and engines owned by the Imperial Japanese Government, Mitsui Bussan Kaisha, Ltd., and/or unknown Japanese subjects.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Mitsui Bussan Kaisha, Ltd., a corporation organized under the laws of and having its principal place of business in Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: 167 marine vessels and engines, in the possession of the Enemy Property Custodian, United States Armed Forces, Western Pacific, and particularly described in Exhibit A, attached hereto and by reference made a part hereof,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, a designated enemy country (Japan), Mitsui Bussan Kaisha, Ltd., and/or Japanese subjects whose names and present whereabouts are unknown and who are believed to be residents of Japan, who are nationals of a designated enemy country (Japan);

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described in subparagraph 2 hereof, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The term "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 22, 1946.

[SEAL] FRANCIS J. MCNAMARA,
Deputy Alien Property Custodian.

EXHIBIT A—LIST OF MARINE VESSELS AND ENGINES IN CUSTODY OF ENEMY PROPERTY CUSTODIAN, UNITED STATES ARMY FORCES, WESTERN PACIFIC

Boat No.	Description	Apparent ownership	Location
232	Steel landing barge, 40 ft. x 10 ft., without engine.	Japanese Army or Navy.	Pagsanhan River, Laguna.
247	Wood fishing boat, with submerged engine.	Unknown Japanese	North Harbor, Manila.
251	Wood hull, 70 ft x 20 ft. submerged.	Unknown Japanese or Mitsui Bussan Kaisha, Ltd.	Do.
257	Destroyed wood hull, 60 ft. x 20 ft., with engine.	Unknown Japanese or Mitsui Bussan.	Do.
258	Wood barge, 50 ft x 16 ft. without engine.	Unknown Japanese	Do.
259	Wood hull, 40 ft. x 10 ft. with submerged engine.	do	Do.
267	Destroyed wood hull, 50 ft. x 12 ft., with engine.	Unknown Japanese or Mitsui Bussan.	Do.
271	Destroyed hull with engine	Unknown Japanese	Do.
272	Destroyed wood hull with engine	do	Do.
274	Destroyed wood hull, 50 ft. x 10 ft., with engine.	Unknown Japanese or Mitsui Bussan.	Do.
276	Steel barge, 60 ft. x 16 ft., without engine.	Unknown Japanese	Do.
277	Tugboat, 50 ft. x 10 ft., with engine.	do	Do.
281	Destroyed wood hull and engine, submerged.	do	Do.
287	Wood hull, 100 ft. x 20 ft., without engine.	Unknown Japanese or Mitsui Bussan.	Tandoc, Camarines Sur.
288	Sailboat, 45 ft. x 15 ft. without engine.	do	Tingloy, Batangas.
289	Wood hull, 40 ft. x 10 ft. with submerged engine.	Unknown Japanese	Catabangan, Camarines.
291	Native banca "Meding" without engine.	do	San Juan, Rizal.
292	Japanese steel tanker, 150 ft. x 45 ft., with engine.	Japanese Army or Navy.	North Harbor, Manila.
300	Motor launch, 35 ft. long, with 2-cylinder engine.	Unknown Japanese or Mitsui Bussan.	Lake Naujan, Mindoro.
301	Tugboat, 45 ft. long, with 70 h. p. engine.	do	Bongabong, Mindoro.
302	Launch, 22 ft. long	Unknown Japanese	Do.
303	Wood landing barge with engine	do	Pola, Mindoro.
304	Cargo ship, 100 ft. long with 3-cylinder engine.	do	Pinamalayan, Mindoro.
305	Barge, 60 ft. long, without engine.	Unknown Japanese or Mitsui Bussan.	Near lighthouse, Batangas, Batangas.
306	Motorboat, 51 ft. long, "Commonwealth I".	Unknown Japanese	Aparri, Cagayan.
401	Steel hull, without engine damaged by shells, about 7,000 tons.	do	Bulusan, Sorsogon.
403	Steel hull, 100 ft. x 30 ft., with 6-cylinder engine.	do	Pasacao, Camarines Sur.
404	Wood hull, 45 ft. x 15 ft. with damaged engine.	Unknown Japanese or Mitsui Bussan.	Do.
405	Wood hull, tugboat, 45 ft. x 15 ft., with damaged engine.	do	Do.
501	Steel landing barge, 40 ft. x 10 ft., with destroyed engine.	Japanese Army or Navy.	San Fernando, La Union.
502	do	do	Do.
503	do	do	Do.
504	do	do	Do.
505	do	do	Do.
506	do	do	Do.
517	Wood hull, 40 ft. x 10 ft. with engine. Hull cut in two.	Unknown Japanese	Do.
518	Wood hull, 50 ft. x 14 ft. with submerged engine.	Unknown Japanese or Mitsui Bussan.	Do.
519	do	do	Do.
520	Steel landing barge, 40 ft. x 10 ft., without engine.	Japanese Army or Navy.	Do.
521	do	do	Do.
525	Wood hull, 40 ft. x 12 ft. with submerged engine.	Unknown Japanese	Do.
526	do	do	Do.
527	Burned wood hull, 50 ft. x 12 ft. with submerged engine.	Unknown Japanese or Mitsui Bussan.	Do.
528	do	do	Do.
530	Wood hull, 40 ft. x 12 ft. with submerged engine.	Unknown Japanese	Do.
532	Wood hull, 60 ft. x 14 ft. with submerged engine.	Unknown Japanese or Mitsui Bussan.	Do.
537	Wood hull, 40 ft. x 10 ft. with submerged engine.	Unknown Japanese	Do.
548	do	do	Do.
552	Destroyed wood hull, with submerged engine.	Unknown Japanese or Mitsui Bussan.	Do.
554	Wood hull, 50 ft. x 12 ft. with engine. With holes around hull.	do	Do.
556	Wood lifeboat, 8 ft. x 4 ft. without engine.	Unknown Japanese	Do.
558	Steel landing barge, 40 ft. x 10 ft., with destroyed engine.	Japanese Army or Navy.	Do.
559	do	do	Do.
564	Steel hull, 600 ft. x 65 ft. with destroyed bow and sides.	do	Do.
565	Dredge boat, 80 ft. x 24 ft. with 2 steel cranes.	do	Do.
567	Steel hull, with engine, 150 ft. x 28 ft., with burned deck.	do	Do.
568	Steel hull, 500 ft. x 45 ft., with one funnel and two masts.	do	Do.
569	Steel hull, 800 ft. x 60 ft., with one funnel and two masts.	do	Do.
571	Steel landing barge, 40 ft. x 10 ft., with destroyed engine.	do	Do.
576	do	do	Do.
577	do	do	Do.
579	do	do	Do.
580	Wood hull, lifeboat, 20 ft. x 6 ft., without engine.	Japanese Army or Navy.	San Fernando, La Union.
584	Steel landing barge, 40 ft. x 10 ft., with destroyed engine.	do	Do.
585	do	do	Do.
586	do	do	Do.
587	do	do	Do.
588	do	do	Do.
589	do	do	Do.
590	do	do	Do.
591	do	do	Do.
592	do	do	Do.
593	do	do	Do.
594	do	do	Do.
595	do	do	Do.
596	do	do	Do.
597	do	do	Do.
598	do	do	Do.
599	do	do	Do.
600	do	do	Do.
601	do	do	Do.
602	do	do	Do.
603	do	do	Do.
604	do	do	Do.
605	do	do	Do.
606	do	do	Do.
607	do	do	Do.
608	do	do	Do.
609	do	do	Do.
610	do	do	Do.
611	do	do	Do.
612	do	do	Do.
613	do	do	Do.
614	do	do	Do.
615	do	do	Do.
616	do	do	Do.
617	Steel scow, without engine, with two hatches.	do	Do.
618	Steel hull, with engine, with one funnel about 10,000 tons, named "Kasagiwan Maru."	do	Do.
619	Steel tanker, about 4,000 tons, with holes on sides and burned deck.	do	Do.
620	Steel landing barge, 40 ft. x 10 ft., with destroyed engine.	do	Do.
621	do	do	Do.
622	do	do	Do.
623	do	do	Do.
624	do	do	Do.
625	do	do	Do.
626	do	do	Do.
627	do	do	Do.
628	do	do	Do.
629	do	do	Do.
630	Wood hull, 60 ft. x 10 ft., without engine. Sides destroyed.	Unknown Japanese	Do.
631	Steel hull, completely submerged	Japanese Army or Navy.	Do.
632	Steel tanker, with destroyed engine, bow and sides.	do	Do.
633	Wood hull, 50 ft. x 12 ft., with destroyed engine and deck.	Unknown Japanese or Mitsui Bussan.	Bolinao, Pangasinan.
634	Steel hull, 100 ft. x 25 ft. with engine.	Japanese Army or Navy.	Do.
635	Wood hull, 50 ft. x 12 ft., with destroyed engine.	Unknown Japanese or Mitsui Bussan.	Do.
636	do	do	Do.
637	do	do	Do.
638	Steel hull, submerged, burned deck, about 2,000 tons.	Unknown Japanese	Do.
639	Wood hull, 50 ft. x 12 ft., with destroyed engine.	Unknown Japanese or Mitsui Bussan.	Do.
640	Steel hull, 15 ft. x 5 ft., stripped engine.	Unknown Japanese	Do.
1201	Destroyed wood hull, with engine	Unknown Japanese or Mitsui Bussan.	Pasacao, Camarines Sur.
2	Landing barge with engine	Japanese Army or Navy.	Sta. Mesa Shipyards.
2A	Landing barge without engine	do	Do.
2B	do	do	Do.
3	Wood cargo barge, 75 ft. long	Unknown Japanese	Do.
4	do	do	Do.
6	Wood hull, tugboat, 45 ft. x 12 ft., with 2-cyl. engine, 75 h. p.	Unknown Japanese or Mitsui Bussan.	Do.
8	Wood cargo barge, 40 ft. long	Unknown Japanese	Do.
9	Wood cargo barge, 50 ft. long	do	Do.
10	Wood cargo barge, 40 ft. long	do	Do.
11	Wood hull, 75 ft. x 16 ft., without engine.	Unknown Japanese or Mitsui Bussan.	Do.
17	Wood hull, tugboat, 60 ft., x 18 ft., without engine.	do	Do.
18	Wood hull, tugboat, 75 ft. x 14 ft., with engine.	do	Do.
19	Wood hull, tugboat, 50 ft. x 14 ft., with engine.	do	Do.
38	Wood hull, with destroyed engine.	do	North Harbor, Manila.
76	Wood hull, without engine	Unknown Japanese	Sta. Mesa Shipyards.
86	Wood hull	do	Estero de Vitas, Pritil Market, Manila.
88	do	do	North Harbor, Manila.
89	do	do	Do.
90	do	do	Do.
91	do	do	Do.

EXHIBIT A—LIST OF MARINE VESSELS AND ENGINES IN CUSTODY OF ENEMY PROPERTY CUSTODIAN, UNITED STATES ARMY FORCES, WESTERN PACIFIC—Continued

Boat No.	Description	Apparent ownership	Location
178	Wood hull, submerged	Unknown Japanese or Mitsui Bussan.	Marikina River, Rizal.
192	Wood barge, 40 ft. x 10 ft.	Unknown Japanese	North Harbor, Manila.
213	Plywood speedboat, with engine	Japanese Army or Navy.	Cardona, Rizal.
294	Rowboat, 28 ft. x 10 ft., without engine.	Unknown Japanese	Sta. Cruz, Zambales.
295	Steel landing barge, 40 ft. x 10 ft., with destroyed engine.	Japanese Army or Navy.	North Harbor, Manila.
296	Wood hull, 50 ft. x 18 ft., with submerged engine.	Unknown Japanese	Pasig River, Manila.
297	Steel hull, 100 ft. x 20 ft., with engine.	do	North Harbor, Manila.
298	Wood hull, 90 ft. x 20 ft., with engine.	do	South Harbor, Manila.
299	Wood hull, 46 ft. x 19 ft., with destroyed engine.	do	Catanauan, Tayabas.
307	Steel landing barge, 40 ft. x 10 ft., without engine.	Japanese Army or Navy.	Morong, Rizal.
308	do	do	Do.
309	do	do	Do.
310	do	do	Do.
311	do	do	Do.
312	do	do	Do.
313	Wood hull, sailboat, 30 ft. x 12 ft., without engine.	Unknown Japanese	Magallanes River, Sorsogon.
314	Wood hull, 50 ft. x 12 ft. with submerged engine.	Unknown Japanese or Mitsui Bussan.	Off Bagatao Island, Magallanes, Sorsogon.
315	do	do	Do.
316	Wood hull frame, 40 ft. x 10 ft., without engine.	Unknown Japanese	Binangonan, Rizal.
E-2	6-cylinder, gas, 4-cycle, 40 hp. No carburetor, magneto and control.	Japanese Army or Navy.	QM Salvage Depot No. 10, Enemy Property Yard.
E-3	6-cylinder, 35 to 80 hp., marine Diesel.	do	1136 Gov. Forbes, Manila.
E-5	Diesel, marine, 115 hp.	do	Atlantic Gulf and Pacific Co., San Juan Branch.
E-8	Marine, 4-cylinder, 42 hp., Gas	do	Rear of CIC Bldg., Cabanatuan, Nueva Ecija.
E-9	Marine, 6-cylinder, 40 hp., Gas	do	Barrio Wawa, Orion, Bataan.
E-13	Kinoshita—115 hp. 3-cylinder, many parts missing.	do	Sta. Mesa Shipyards.
E-14	do	do	do

[F. R. Doc. 46-8009; Filed, May 13, 1946; 11:11 a. m.]

[Vesting Order P 28]

IMPERIAL JAPANESE GOVERNMENT

In re: Real property owned by the Imperial Japanese Government.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That "Republic of the Philippines" was an agency or instrumentality organized by the Imperial Japanese Government and by the Japanese Army of Occupation for the purpose of ruling and governing the Commonwealth of the Philippines during the occupation thereof by the Japanese Army of Occupation and was an arm of, and was controlled by, and acted for the benefit of, the Imperial Japanese Government and is a designated enemy country (Japan);

2. That the property described as follows: Real property registered in the name of "Republic of the Philippines", situated in the District of San Miguel, City of Manila, Commonwealth of the Philippines, therein registered and particularly described in Exhibit A, attached hereto and by reference made a part hereof, together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described in subparagraph 2 hereof, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 22, 1946.

[SEAL] FRANCIS J. MCNAMARA,
Deputy Alien Property Custodian.

EXHIBIT A—TRANSCRIPT OF CERTIFICATE OF TITLE NO. 73102 BOOK NO. 250, P. 232, OF THE REGISTER OF DEEDS OF THE CITY OF MANILA

It is hereby certified that certain land situated in the City of Manila bounded and described as follows:

A parcel of land (Lot No. 23, Block No. 2633) situated in the District of San Miguel, City of Manila. Bounded on the north by Calle Arlegui; on the east by Lot No. 24, Block No. 2633; on the southeast by Lot No. 17, Block No. 2633; on the Southwest by Lot No. 19, Block No. 2633; and on the west by Lot No. 18, Block No. 2633. • • • containing an area of four thousand nine hundred twenty-four square meters and sixty square decimeters (4,924.60), more or less.

is registered in accordance with the provisions of the Land Registration Act in the name of: "Republic of the Philippines" as owner thereof in fee simple, subject to such of the encumbrances mentioned in article 39 of said act as may be subsisting, and to:

Lease in favor of Consul Dr. Joachim Schulze, upper premises of building for one year from November 15, 1934, renewable from year to year.

Lease in favor of German Government, first floor of building, Calle Arlegui, for 5 years from November 15, 1934.

It is further certified that said land was originally registered on July 12, 1923, in the Registry Book of this Office, Vol. 0-13-A, page 180, as O. C. T. No. —— pursuant to Decree No. 137497, G. L. R. O. Cad. No. 239.

This certificate is a transfer from Certificate of Title No. 41622, which is cancelled by virtue hereof as far as the above described land is concerned.

Entered at the City of Manila, Philippines, on April 20, 1944.

[F. R. Doc. 46-8010; Filed, May 13, 1946; 11:11 a. m.]

[Vesting Order P 29]

SUKEKASU AND HARU OKASAKI

In re: real property owned by Sukekasu Okasaki and Haru Okasaki.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Sukekasu Okasaki and Haru Okasaki are subjects of Japan, whose present whereabouts are unknown, are believed to be residents of Japan and are nationals of a designated enemy country (Japan);

2. That the property described as follows: Real property situated in the City of Manila, Commonwealth of the Philippines, therein registered and particularly described in Exhibit A, attached hereto and by reference made a part hereof, together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described in subparagraph 2 hereof, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 23, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A—TRANSCRIPT OF TRANSFER CERTIFICATE OF TITLE NO. 65202

It is hereby certified that certain land situated in the City of Manila, Philippines, bounded and described as follows:

Un terreno (Lote No. 54 del Block No. 592 de la medicion catastral de la Ciudad de Manila), situado en el Distrito de Malate. Linda por el NE con propiedad de Jesafa Alfaro y Reyes (Lote No. 55 del Block No. 592); por el SE con propiedad de Uy Teng Piao (Lote No. 49 del Block No. 592); por el SO con propiedad de Emilia Yuductivo (Lote No. 53 del Block No. 592); y por el No con propiedad de Emilia Yuductivo (Lote No. 60 del Block No. 592). • • • Midiendo una extension superficial de Mil Cincuenta Metros Cuadrados Con Treinta Decimetros Cuadrados (1,050.30), mas o menos. • • •

is registered in accordance with the provisions of the Land Registration Act in the name of "Sukekasu Okasaki married to Haru Okasaki, Japanese" as owner thereof, in fee simple, subject to such of the encumbrances mentioned in Art. 39 of said Act as may be subsisting.

This Certificate is a transfer from Transfer Certificate of Title No. 42447 which is cancelled by virtue hereof in so far as the above described land is concerned.

Entered at Manila, Philippines, on March 17, 1943.

[F. R. Doc. 46-8011; Filed, May 13, 1946; 11:11 a. m.]

FEDERAL POWER COMMISSION.

[Docket No. G-721]

KANSAS-NEBRASKA NATURAL GAS CO., INC.

NOTICE OF APPLICATION

MAY 9, 1946.

Notice is hereby given that on May 1, 1946, an application was filed with the Federal Power Commission by Kansas-Nebraska Natural Gas Company, Inc., hereinafter referred to as "Applicant", a corporation organized under the laws of the State of Kansas and authorized to do business in the States of Kansas and Nebraska with its principal place of business in Phillipsburg, Kansas, for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, to authorize applicant to construct and operate an additional 500 h. p. compressor unit near Colby, Thomas County, Kansas, and additional 1500 h. p. compressor units near Palco, Rooks County, Kansas.

Applicant states that the cost of the additional facilities installed will be approximately $200,000 and will increase the capacity of its system to meet its future estimated peak-day requirements of 86,000 m. c. f. of natural gas. This volume will include a minimum of 5,000 m. c. f. per day for a period of approximately ten years of casing-head and other gas from the Pawnee Rock area in the State of Kansas not heretofore purchased by applicant.

During the year 1945, applicant sold 9,960,000 m. c. f. of natural gas produced in the State of Kansas to 35,000 domestic, commercial, and industrial customers and included therein are sales to other gas utilities for resale in the States of Kansas and Nebraska. It is estimated for the year 1949, that 15,000,000 m. c. f. of natural gas will be sold to 45,000 customers.

Applicant claims that the compressor units are necessary due to the need for substantial standby compressor capacity; that the immediate past experience indicates that demands on its system will exceed all prior estimates; that if such facilities were not installed it would needlessly hazard the health and comfort of thousands of people dependent upon applicant for fuel for heating their homes; that such units were ordered in May 1945, and are expected to be ready for shipment within thirty to sixty days and that unless authorization is received for their installation, it will suffer a considerable financial loss.

Any interested State commission is requested to notify the Federal Power Commission whether the application should be considered under the cooperative provisions of Part 67 of the provisional rules of practice and regulations under the Natural Gas Act, and, if so, to advise the Federal Power Commission as to the nature of its interest in the matter and whether it desires a conference, the creation of a board, or a joint or concurrent hearing, together with the reasons for such request.

Any person desiring to be heard or to make any protest with reference to the application of Kansas-Nebraska Natural Gas Company, Inc., should, on or before the 25th day of May 1946, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's provisional rules of practice and regulations under the Natural Gas Act.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-8094; Filed, May 14, 1946; 9:39 a. m.]

INTERSTATE COMMERCE COMMISSION.

[S. O. 503]

UNLOADING OF COMMODITIES AT LAREDO, TEX.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 13th day of May, A. D. 1946.

It appearing, that certain cars containing various commodities at Laredo, Texas, on the International-Great Northern Railroad Company (Guy A. Thompson, Trustee), have been on hand for an unreasonable length of time and that the delay in unloading said cars is impeding their use; in the opinion of the Commission an emergency exists requiring immediate action; it is ordered, that:

Commodities at Laredo, Texas, be unloaded. (a) The International-Great Northern Railroad Company (Guy A. Thompson, Trustee), its agents or employees, shall unload forthwith the fol-

lowing cars loaded with various commodities now on hand at Laredo, Texas: Initials and No.:

Initials and No.:	*Contents*
CRIP, 148085	Wax.
GTW, 595365	Furniture.

(b) *Notice and expiration.* Said carrier shall notify the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where, and by whom such unloading was performed. Upon receipt of that notice this order shall expire. (40 Stat. 101, sec. 402; 41 Stat. 476, sec. 4; 54 Stat. 901, 911; 49 U.S.C. 1 (10)–(17), 15 (2))

It is further ordered, that this order shall become effective immediately; that a copy of this order and direction shall be served upon the International-Great Northern Railroad Company (Guy A. Thompson, Trustee), and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 46-8113; Filed, May 14, 1946; 11:28 a. m.]

[S. O. 504]

UNLOADING OF BUS BODY AT LAREDO, TEX.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 13th day of May A. D. 1946.

It appearing, that car NYC 639939 containing bus body at Laredo, Texas, on the Texas Mexican Railway Company has been on hand for an unreasonable length of time and that the delay in unloading said car is impeding its use; in the opinion of the Commission an emergency exists requiring immediate action: it is ordered, that:

Bus body at Laredo, Texas, be unloaded. (a) The Texas Mexican Railway Company, its agents or employees, shall unload forthwith car NYC 639939 containing bus body now on hand at Laredo, Texas.

(b) *Notice and expiration.* Said carrier shall notify the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where, and by whom such unloading was performed. Upon receipt of that notice this order shall expire. (40 Stat. 101, sec. 402; 41 Stat. 476, sec. 4; 54 Stat. 901, 911; 49 U.S.C. 1 (10)–(17), 15 (2))

It is further ordered, that this order shall become effective immediately; that a copy of this order and direction shall be served upon The Texas Mexican Railway Company, and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 46-8114; Filed, May 14, 1946; 11:28 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[Order 49 Under 3 (c)]

PIONEER MANUFACTURING CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to § 1499.3 (c) of the General Maximum Price Regulation, *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of the Pioneer Outboard Motor manufactured for the Pioneer Manufacturing Company of Middlebury, Ind., as follows:

(1) For all sales and deliveries to the following classes of purchasers by the Pioneer Manufacturing Company, the discounts to be allowed from the retail maximum price are those set forth below:

Discount Off Retail Maximum Price For sales of the Pioneer Outboard motor to:	*(Percent)*
Jobbers	25–10
Retailers	25

(2) For all sales and deliveries at retail, the maximum price is $42.55 each.

These prices are all f. o. b. Middlebury, Indiana, and are subject to each sellers customary terms, discounts, allowances and other price differentials in effect during March 1942, on sales of similar articles.

(3) If the Pioneer Manufacturing Company wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, it must apply to the Office of Price Administration under the provisions of § 1499.3 (c) or 1499.3 (e) of the General Maximum Price Regulation for the establishment of maximum prices for these sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The dealer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order before offering for sale, selling or delivering it to a consumer. That tag or label shall contain the following statement:

	Each
Pioneer electric outboard motor OPA retail ceiling price	$42.55

(c) At the time of, or prior to, the first invoice to each purchaser for resale, Pioneer Manufacturing Company, and each jobber shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. These notices may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 14th day of May 1946.

Issued this 13th day of May 1946.

PAUL A. PORTER, *Administrator.*

[F. R. Doc. 46-8042; Filed, May 13, 1946; 11:54 a. m.]

[MPR 64, Amdt. 1 to Order 195]

PHILLIPS PETROLEUM CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register; and pursuant to section 11 of Maximum Price Regulation No. 64, *It is ordered,* That Order No. 195 under Section 11 of Maximum Price Regulation No. 64 be, and it hereby is, amended in the following respect:

1. The table of maximum prices for sales to ultimate consumers is amended to read as follows:

Manufacturer's Model No.	Phillips Petroleum Co.'s Model No.	Maximum prices for sales by retail dealers to ultimate consumers				
		Zone 1	Zone 2	Zone 3	Zone 4	Zone 5
PG 57	945	$133.50	$136.50	$139.25	$141.75	$143.75
PGV 57	1046	144.25	147.25	149.95	152.25	154.25

This amendment shall become effective on May 14, 1946.

Issued this 13th day of May 1946.

PAUL A. PORTER, *Administrator.*

[F. R. Doc. 46-8043; Filed, May 13, 1946; 11:53 a. m.]

[MPR 64, Amdt. 1 to Order 248]

PHILLIPS PETROLEUM CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register; and pursuant to section 11 of Maximum Price Regulation No. 64, *It is ordered,* That Order No. 248 under section 11 of Maximum Price Regulation No. 64 be, and it hereby is, amended in the following respect:

1. The table of maximum prices for sales to ultimate consumers is amended to read as follows:

Article and model	Maximum prices for sales by retail dealers to ultimate consumers
Gas range—1746:	
Zone 1	$174.25
Zone 2	177.25
Zone 3	180.25
Zone 4	182.75
Zone 5	184.75

This amendment shall become effective on May 14, 1946.

Issued this 13th day of May 1946.

PAUL A. PORTER, *Administrator.*

[F. R. Doc. 46-8045; Filed, May 13, 1946; 11:57 a. m.]

[MPR 64, Amdt. 2 to Order 200]

PHILLIPS PETROLEUM CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register; and pursuant to section 11 of Maximum Price Regulation No. 64, *It is ordered,* That Order No. 200 under section 11 of Maximum Price Regulation No. 64, be and hereby is, amended in the following respects:

1. The table in paragraph (a) (1) is amended to read as follows:

Article	Model	Maximum prices for sales to retail dealers	
		F. o. b. factory	F. o. b. seller's warehouse
		Each	*Each*
Bungalow range	1545	$83.67	$87.40
Do	1546	101.70	105.55
Gas range	1146	54.33	57.30
Do	1646	71.75	74.22
Do	1246	55.97	59.53
Bungalow range	1445	70.21	74.80
Do	1446	75.32	80.24

2. The table in paragraph (a) (2) is amended to read as follows:

Article	Model	Maximum prices to ultimate consumers			
		Zone 1	Zone 2	Zone 3	Zone 4
		Each	*Each*	*Each*	*Each*
Bungalow range	1545	$167.25	$171.50	$176.25	$182.00
Do	1546	174.95	179.75	185.25	192.25
Gas range	1146	94.75	97.25	100.25	103.75
Do	1646	122.95	126.25	129.95	134.25
Do	1246	100.75	103.50	106.50	109.50
Bungalow range	1445	127.50	131.75	136.75	141.50
Do	1446	136.50	140.75	145.75	150.25

This amendment shall become effective May 14, 1946.

Issued this 13th day of May 1946.

PAUL A. PORTER, *Administrator.*

[F. R. Doc. 46-8044; Filed, May 13, 1946; 11:56 a. m.]

[MPR 64, Order 295]

EARLY FOUNDRY CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 11 of Maximum Price Regulation No. 64, *It is ordered:*

(a) This order establishes maximum prices for sales at retail of the thirty-six models of gas combination ranges listed below manufactured by the Early Foundry Company, Dickson, Pennsylvania. For sales by retail dealers to ultimate consumers, the maximum prices, including the Federal excise tax, but not including any State or local taxes imposed at the point of sale are those set forth below:

Model:	*Maximum prices for sales to ultimate consumers (each)*
542 leg base with balustrade	$181.75
542 leg base with shelf	186.50
542 leg base with shelf and covers	198.75
542 Cabinet base with balustrade	185.75
542 Cabinet base with shelf	190.50
542 Cabinet base with shelf and covers	202.75
564 Leg base with balustrade	197.75
564 Leg base with shelf	202.75
564 Leg base with shelf and covers	215.50
564 Cabinet base with balustrade	202.50
564 Cabinet base with shelf	207.50
564 Cabinet base with shelf and covers	220.25
588 Leg base with balustrade	230.75
588 Leg base with shelf	236.95
588 Leg base with shelf and covers	252.95
588 Cabinet base with balustrade	236.95
588 Cabinet base with shelf	242.95
588 Cabinet base with shelf and covers	258.95
0542 Leg base with balustrade	217.50
0542 Leg base with shelf	222.25
0542 Leg base with shelf and covers	234.50
0542 Cabinet base with balustrade	221.50
0542 Cabinet base with shelf	226.50
0542 Cabinet base with shelf and covers	238.75
0564 Leg base with balustrade	233.75
0564 Leg base with shelf	238.75
0564 Leg base with shelf and covers	251.75
0564 Cabinet base with balustrade	238.50
0564 Cabinet base with shelf	243.50
0564 Cabinet base with shelf and covers	256.50
0588 Leg base with balustrade	266.95
0588 Leg base with shelf	273.25
0588 Leg base with shelf and covers	288.95
0588 Cabinet base with balustrade	272.95
0588 Cabinet base with shelf	279.25
0588 Cabinet base with shelf and covers	294.95

These prices include delivery and installations. If the retail dealer does not provide installation, he shall compute his maximum price by deducting $9.00 from the maximum price shown above for his sales on an installed basis. If the retailer sells a stove equipped with any of the items listed below, he may add to the applicable ceiling price for the stove shown above an amount not greater than that set forth below opposite that item of equipment:

Item of equipment	*Amount which may be added*
Thermostat	$13.95
Plain water front (models 542, 564, and 588)	7.75
Galvanized water front (models 542, 564, and 588)	10.25
Hot water coil	3.75
Smoke pipe in front of shelf	3.25

In all other respects these prices are subject to each seller's customary terms, discounts, allowances (other than trade-in allowances) and other price differentials in effect on sales of similar articles.

(b) If an article covered by this order is delivered without any of the items of equipment, listed below, the appropriate one of the following deductions must be made from the maximum price set forth in paragraph (a):

Minimum Amount Which Must Be Deducted From the Maximum Price

Item of equipment	
Fire box	$9.25
Oil tank and sump	11.60
Solid gas covers	2.25

(c) The manufacturer shall, before delivering any range covered by this order, after the effective date thereof, attach securely to the inside oven door panel a label which plainly states the applicable OPA retail ceiling prices established by this order for sales of the range to ultimate consumers. The label shall also state that the retail prices shown thereon include the Federal excise tax, delivery and installation, and that if the seller does not provide installation, the maximum price is $9.00 less than the price shown on the label.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 27th day of May 1946.

Issued this 13th day of May 1946.

PAUL A. PORTER, *Administrator.*

[F. R. Doc. 46-8046; Filed, May 13, 1946; 11:53 a. m.]

[MPR 186, Amdt. 1 to Order 4029]

FORREST MANUFACTURING CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

Order No. 4029 under § 1499.158 of Maximum Price Regulation No. 188 is amended by deleting paragraphs (a) (1) and (f).

This amendment may be revoked or amended by the Price Administrator at any time.

This amendment shall become effective May 14, 1946.

Issued this 13th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8048; Filed, May 13, 1946; 11:52 a. m.]

[MPR 188, Order 5005]

CHAMPION LIGHTING CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Champion Lighting Company, 1336 Cherry Street, Philadelphia, Pa.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sale by manufacturer		For sale by any person to consumer
		To jobber	To retailer	
12" polished crystal hurricane lamp with hand-cut shade (base hung with 12 colonial prisms)	1-C	*Each* $3.19	*Each* $3.75	*Each* $6.75
14" polished crystal hurricane lamp with hand-cut shade (base hung with 12 colonial prisms)	11-C	3.61	4.25	7.65
15½" polished crystal hurricane lamp with hand-cut shade (base hung with 12 colonial prisms)	21-C	4.04	4.75	8.55
12" polished ruby glass hurricane lamp with hand-cut shade (base hung with 12 colonial prisms)	4-R	3.95	4.65	8.35
14" polished ruby glass hurricane lamp with hand-cut shade (base hung with 12 colonial prisms)	14-R	4.46	5.25	9.45
15½" polished ruby glass hurricane lamp with hand-cut shade (base hung with 12 colonial prisms)	24-R	4.80	5.65	10.15
21" polished crystal lamp base with 12 crystal prisms and mounted 5" square marble base	85-C	5.10	6.00	10.80
21" polished ruby glass lamp base with 12 glass prisms and mounted on 5" square marble base	85-R	5.52	6.50	11.70
Metal pin-up lamp with ivory or bronze sprayed finish and frosted cut glass chimney	90-G	1.66	1.95	3.50
Metal pin-up lamp with ivory or bronze sprayed finish and 9" linen shade	90-S	1.78	2.10	3.80

These maximum prices are for the articles described in the manufacturer's application dated October 24, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers the terms are 2% 10 days net 30. They are f. o. b. factory. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model Number ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 14th day of May 1946.

Issued this 13th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8049; Filed, May 13, 1946; 11:55 a. m.]

[MPR 591, Order 500]

C. W. LEA SALES CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following frozen food cabinets manufactured by the C. W. Lea Sales Company of Boise, Idaho, and as described in the application dated April 5, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
21 cu. ft. ¼ HP condensing unit	$302.50	$377.50	$550
Signal device for low temperature fixutres	$9.88	$12.35	$21.95

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The C. W. Lea Sales Company shall stencil on the inside of lid or cover of the frozen food cabinet covered by this order, substantially the following:

OPA Maximum Retail Price $550

Plus freight and crating as provided in Order No. 500 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 14, 1946.

Issued this 13th day of May, 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8052; Filed, May 13, 1946; 11:53 a. m.]

[MPR 591, Order 501]

FREEZRLARM CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following Alarm Device manufactured by the Freezrlarm Company of Dayton, Ohio, and as described in the application dated April 3, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
SFH-14 14 cu. ft. ¼ HP condensing unit	$245	$294	$490
SFH-14 14 cu. ft. ⅓ HP condensing unit	260	312	520
SFH-18 18 cu. ft. ⅓ HP condensing unit	290	348	580

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Freezrlarm Company of Dayton, Ohio, shall attach a tag to the alarm device covered by this order on which shall be printed substantially the following:

OPA Maximum Retail Price $2.95

Plus freight as provided in Order No. 501 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 14, 1946.

Issued this 13th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8053; Filed, May 13, 1946; 11:57 a. m.]

[MPR 591, Order 502]

BEN BAR SALES, INC.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following food freezers manufactured by Ben Bar Sales, Inc., of Milwaukee, Wisconsin, and as described in the application dated February 28, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) Ben Bar Sales, Inc., of Milwaukee, Wisconsin, shall stencil on the inside of lid or cover of the food freezers covered by this order, substantially the following:

OPA Maximum Retail Price—$------

Plus freight and crating as provided in Order No. 502 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 14, 1946.

Issued this 13th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8054; Filed, May 13, 1946; 11:57 a. m.]

[MPR 188, Order 5006]

BILTMORE LAMP PRODUCTS

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Biltmore Lamp Products, 1213 Myrtle Avenue, Brooklyn, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Articles	Model Nos.	For sales by the manufacturers to—		For sales by any person to consumers
		Jobbers	Retailers	
Indirect bronze plated table lamp	501	*Each* $4.89	*Each* $5.75	*Each* $10.35
Bronze plated table lamp	502 and 503	3.40	4.00	7.20
15" hand-cut crystal vanity lamp and ray-on shade	504	4.25	5.00	9.00
26" hand-cut crystal table lamp	505	4.04	4.75	8.55
20" hand-cut crystal table lamp	506	5.10	6.00	10.80
28" hand-cut crystal table lamp	507	5.13	6.04	10.85

These maximum prices are for the articles described in the manufacturer's application dated April 6, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model Number ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall

be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 14th day of May 1946.

Issued this 13th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8050; Filed, May 13, 1946; 11:56 a. m.]

[Rev. SO 119, Revocation of Order 157]

ABEL AND BACH CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, *It is ordered:*

(a) Order No. 157 under Revised Supplementary Order No. 119 is revoked, subject to the provisions of Supplementary Order No. 40.

(b) This order shall become effective on the 14th day of May 1946.

Issued this 13th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8058; Filed, May 13, 1946; 11:53 a. m.]

[MPR 592, Order 25]

SPRING GARDEN BRICK AND CLAY PRODUCTS CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 25 under Section 16 of Maximum Price Regulation No. 592. Spring Garden Brick and Clay Products Company. Docket No. 6122-592, 16-166.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 16 of Maximum Price Regulation 592, *It is ordered:*

(a) The maximum net prices for sales by the Spring Garden Brick and Clay Products Company, York, Pennsylvania, of clay building brick and structural clay tile to its various classes of purchasers may be increased by an amount not in excess of $2.00 per thousand for standard size brick equivalents or by an amount not in excess of $0.80 per ton for structural hollow tile.

(b) If the Spring Garden Brick and Clay Products Company had an established differential in price during the month of March 1942 for non standard sizes of brick, it may convert the adjustment granted herein for standard size brick on the basis of the conversion factors or formulae in use by it during March 1942 in establishing price differentials between standard size brick and the other sizes.

(c) Any person purchasing any of the products covered by this Order produced by the Spring Garden Brick and Clay Products Company for the purpose of resale in the same form may increase his presently established prices under the General Maximum Price Regulation by adding the dollars-and-cents increase in cost resulting from the increase permitted the manufacturer in (a) above. Notwithstanding the provisions of this paragraph, in any area where specific maximum prices are fixed by an area pricing order such specific maximum prices shall apply in that area.

(d) All requests of the application not granted herein are denied.

(e) This order may be amended or revoked by the Office of Price Administration at any time.

This Order No. 25 shall become effective May 14, 1946.

Issued this 13th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8055; Filed, May 13, 1946; 11:56 a. m.]

[Rev. SO 119, Order 198]

TRENTON BRASS AND MACHINE CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 198 under Revised Supplementary Order 119. Docket No. 6123-SO 119-72. Adjustment of maximum prices for sales of brass plumbing fittings and trimmings manufactured by the Trenton Brass and Machine Company, Trenton, New Jersey.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the division of the Federal Register and pursuant to section 13 of Revised Supplementary Order No. 119, it is ordered:

(a) *Maximum prices for the Trenton Brass and Machine Company, Trenton, N. J.* (1) The above manufacturer may determine his maximum prices for his line of brass plumbing fittings and trimmings by increasing by 22.9 percent his prices on these items in effect on October 1, 1941, to each class of purchaser.

(2) Since the provisions of this order are not intended to reduce properly established maximum prices, the manufacturer may continue to use as his maximum prices to each class of purchaser his properly established prices in effect under Maximum Price Regulation No. 591 in the event that such prices exceed the prices in effect to each class of purchaser on October 1, 1941, plus the increase provided for in (1) above.

(3) The maximum prices set forth above shall be subject to discounts and allowances including transportation allowances and price differentials which are at least as favorable as those the manufacturer extended or rendered or would have extended or rendered to each class of purchaser on commodities in the same general category during March 1942.

(b) *Resellers' maximum prices.* All resellers of the commodities covered by this order (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their presently established maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted the manufacturer by this order.

(c) *Notification to all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment granted by this order is put into effect:

Order No. 198 under Revised Supplementary Order 119 authorizes a 22.9 percent increase in October 1, 1941, net prices for sales of brass plumbing fittings and trimmings manufactured by this Company.

Resellers (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their existing maximum prices the actual dollar-and-cents increase in cost resulting from the adjustment granted by Order No. 198.

(d) All prayers for relief not granted herein are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective May 14, 1946.

Issued this 13th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8060; Filed, May 13, 1946; 11:54 a. m.]

[SO 142, Amdt. 1 to Rev. Order 50]

WILLIAM BROS BOILER & MANUFACTURING CO.

ADJUSTMENT OF MAXIMUM PRICES

Amendment No. 1 to Revised Order No. 50 Under Supplementary Order No. 142, Adjustment provisions for sales of industrial machinery and equipment. William Bros Boiler & Manufacturing Company. Docket No. 6083-136.21-676.

For reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142; *It is ordered:*

(a) Section (a) of Revised Order No. 50, issued April 30, 1946, is hereby amended to include the following paragraph:

For sales of all products for which William Bros Boiler & Manufacturing Company has no base date prices, William Bros Boiler & Manufacturing Company shall compute maximum prices as follows:

(1) It shall compute prices by use of the price determining method in the manner established by the applicable regulation with the following exceptions:

(i) It must use its October 1, 1941 cost for materials, purchase parts and subassemblies. If William Bros Boiler & Manufacturing Company cannot determine its October 1, 1941 cost, it shall use the October 1, 1941 cost to a purchaser of its same class in the same locality.

(ii) It must use the labor rates in effect on October 1, 1941.

(iii) It must apply a factor for overhead which bears the same relation to the direct cost which the profit and loss statement for the year 1941 of its division manufacturing the product shows overhead bore to direct cost.

(iv) It must apply a factor for selling and administrative expense which bears the same relation to sales which the profit and loss statement for the year 1941 of its division manufacturing the product shows selling and administrative expense bore to sales.

(v) It must apply a factor for profit which is no greater than the factor for the 1941 profit and loss statement of its division manufacturing the product shows as the percentage of profit to sales.

(2) William Bros Boiler & Manufacturing Company shall increase the price computed under paragraph (1) above by 12.4%.

(3) If William Bros Boiler and Manufacturing Company is unable to compute a maximum price for any product as provided in the preceding paragraphs (1) and (2) the maximum price for the product shall be established under the applicable regulation without any adjustment provided by this order.

This amendment shall become effective as of March 21, 1946.

Issued this 13th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8061; Filed, May 13, 1946; 11:53 a. m.]

[SO 142, Order 102]

INTERNATIONAL REGISTER CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 102 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. International Register Company. Docket No. 6083—SO 142-136-471.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142, *It is ordered:*

(a) The maximum prices for sales by the International Register Company, Chicago, Illinois, of its lines of Range Timers, Time Switches, and Fare Registers shall be determined as follows: The maximum prices for any of the above described products, having a base date price, shall be the applicable base date price increased by the percentage of that price as listed below:

Line:	*Maximum percentage increase*
Range timers	46.4
Time switches	24.2
Fare registers	21.9

The phrase in this order "base date price" shall mean a price frozen under the provisions of section 7 of Revised Maximum Price Regulation No. 136 except that for every product covered by this order the base date to be used for establishing the frozen price shall be October 1, 1941. The phrase does not include any price adjusted upward by industry-wide or individual adjustment orders.

(b) For any products for which a price is established under section 8 of Revised Maximum Price Regulation No. 136 the maximum price shall be computed under that section using the price computed under paragraph (a) of this order for the frozen priced product before change or modification.

(c) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the percentage amount by which his net invoiced cost has been increased by reason of this order.

(d) The International Register Company shall notify each purchaser, who buys the products listed in paragraph (a) above for resale of the percentage amount by which this Order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(e) All requests not granted herein are denied.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 14, 1946.

Issued this 13th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8062; Filed, May 13, 1946; 11:54 a. m.]

[SO 142, Order 103]

LULL MANUFACTURING CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 103 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. Lull Manufacturing Co. Docket No. 6083 SO 142-136-481.

For the reasons set forth in an opinion, issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 2 of Supplementary Order No. 142, *It is ordered:*

(a) The maximum prices for sales by Lull Manufacturing Company of Minneapolis, Minnesota of all its products, manufactured by its construction and maintenance machinery division, shall be determined by increasing by 10.8% the maximum prices for these products in effect just prior to September 28, 1945.

(b) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the percentage by which his net invoiced cost has been increased by reason of this order.

(c) The Lull Manufacturing Company shall notify each purchaser, who buys the products listed in paragraph (a) above for resale of the percentage by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(d) All requests not granted herein are denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 14, 1946.

Issued this 13th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8063; Filed, May 13, 1946; 11:53 a. m.]

[SO 133, Order 38]

THE KITCHEN MAID CORP.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to Supplementary Order No. 133, it is ordered:

(a) *Manufacturer's maximum prices.* The Kitchen Maid Corporation, Andrews, Indiana, may increase its maximum prices properly established under Maximum Price Regulation No. 188 (exclusive of any adjustment charges) for wood kitchen cabinets except undersink cabinets which it manufactures by 11.9 percent of each such maximum price.

(b) *Resellers' ceiling prices.* Resellers of articles which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

(1) A retailer who must determine his ceiling price under Maximum Price Regulation No. 580 and a wholesaler who must determine his ceiling prices under Maximum Price Regulation No. 590, shall compute their ceiling prices in the manner provided by those regulations. However, if the supplier's invoice states both an "unadjusted maximum price" and a selling price, the reseller shall compute his ceiling prices under those regulations as they have been modified by Order No. 4800 under § 1499.159b of Maximum Price Regulation No. 188.

(2) A reseller who determines his maximum resale price under the General Maximum Price Regulation, and whose supplier's invoice states both an "unadjusted maximum price" and a selling price, shall compute his ceiling prices under that regulation as modified by Order No. 4800 under § 1499.159b of Maximum Price Regulation No. 188.

(3) The provisions of Supplementary Order No. 153 shall not apply to the determination of ceiling prices for resales of articles covered by this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in effect during March 1942, or thereafter properly established under Office of Price Administration regulations.

(d) *Notification.* At the time of or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted

maximum prices for resale of the articles. This notice may be given in any convenient form.

(e) The manufacturer shall file the report described in section 5 of Supplementary Order No. 133 with the Office of Price Administration, Washington 25, D. C., and shall comply with the invoicing and reporting provisions of Order No. 4800 under Maximum Price Regulation No. 188.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective on the 13th day of May 1946.

Issued this 13th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8089; Filed, May 13, 1946; 4:55 p. m.]

[SO 133, Order 39]

WIDDICOMB FURNITURE CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to Supplementary Order No. 133, it is ordered:

(a) *Manufacturer's maximum prices.* The Widdicomb Furniture Company, Grand Rapids 2, Michigan, may increase its maximum prices properly established under Maximum Price Regulation No. 188 (exclusive of any adjustment charges) for articles of wood household furniture, except radio cabinets, which it manufactures by 13 percent of each such maximum price.

(b) *Resellers' ceiling prices.* Resellers of articles which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

(1) A retailer who must determine his ceiling price under Maximum Price Regulation No. 580 and a wholesaler who must determine his ceiling prices under Maximum Price Regulation No. 590, shall compute their ceiling prices in the manner provided by those regulations. However, if the supplier's invoice states both an "unadjusted maximum price" and a selling price, the reseller shall compute his ceiling prices under those regulations as they have been modified by Order No. 4800 under § 1499.159b of Maximum Price Regulation No. 188.

(2) A reseller who determines his maximum resale price under the General Maximum Price Regulation, and whose supplier's invoice states both an "unadjusted maximum price" and a selling price, shall compute his ceiling price under that regulation as modified by Order No. 4800 under § 1499.159b of Maximum Price Regulation No. 188.

If his supplier's invoice does not state an "unadjusted maximum price", the reseller shall calculate his ceiling prices by adding to his invoice cost the same percentage mark-up which he had on the "most comparable article" for which he has a properly established ceiling price. For this purpose, the "most comparable article" is the one which meets all the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of article to which, according to customary trade practices, an approximately uniform percentage mark-up is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form No. 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method, the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(3) The provisions of Supplementary Order No. 153 shall not apply to the determination of ceiling prices for resales of articles covered by this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in effect during March 1942, or, thereafter, properly established under Office of Price Administration regulations.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles. This notice may be given in any convenient form.

(e) The manufacturer shall file the report described in section 5 of Supplementary Order No. 133 with the Office of Price Administration, Washington 25, D. C., and shall comply with the invoicing and reporting provisions of Order No. 4800 under Maximum Price Regulation No. 188.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective on the 13th day of May 1946.

Issued this 13th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8090; Filed May 13, 1946; 4:54 p. m.]

[SO 142, Order 106]

CATERPILLAR TRACTOR CO.

DETERMINATION OF MAXIMUM PRICES

SO 142, Order 106. Adjustment provisions for sales of industrial machinery and equipment. Caterpillar Tractor Company. Docket No. 6083—SO 142-136-266.

For reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142; *It is ordered:*

(a) The maximum prices for sales by Caterpillar Tractor Company, Peoria, Illinois, of industrial and marine diesel engines, attachments and repair and replacement parts for such engines shall be determined by increasing by 16.1% the maximum prices in effect just prior to September 28, 1945.

(b) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the percentage amount by which his net invoiced cost has been increased by reason of this order.

(c) The Caterpillar Tractor Company shall notify each purchaser, who buys the products listed in paragraph (a) above for resale of the percentage amount by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(d) All requests not granted herein are denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 13, 1946.

Issued this 13th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8091; Filed, May 13, 1946; 4:55 p. m.]

[SO 142, Order 107]

CONTINENTAL MOTORS CORP.

ESTABLISHMENT OF MAXIMUM PRICES

Order No. 107 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. Continental Motors Corporation. Docket No. 6083-SO142-136-315.

For reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142; *It is ordered:*

(a) The maximum prices for sales by Continental Motors Corporation, Muskegon, Michigan, of all its products having list or established prices which are covered by any of the regulations listed in Supplementary Order No. 142, shall be determined by increasing by 16.5% the maximum prices for these products in effect just prior to February 8, 1946.

(b) For sales of all products for which Continental Motors Corporation has no list or established prices, Continental Motors Corporation shall compute maximum prices as follows:

(1) It shall compute prices by use of the price determining method in the manner established by the applicable regulation with the following exception:

(i) For purchased parts and subassemblies it must use the cost as of the date of this order.

(2) Continental Motors Corporation shall increase the prices computed under paragraph (1) above by 16.5%.

(3) If Continental Motors Corporation is unable to compute a maximum price for any product as provided in the preceding paragraphs (1) and (2), the maximum price for the product shall be established under the applicable regulation without any adjustment provided by this order.

(c) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the percentage amount by which his net invoiced cost has been increased by reason of this order.

(d) The Continental Motors Corporation shall notify each purchaser, who buys the products listed in paragraph (a) above for resale of the percentage amount by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(e) All requests not granted herein are denied.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 13, 1946.

Issued this 13th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8092; Filed, May 13, 1946; 4:55 p. m.]

[MPR 64, Rev. Order 281]

J. ROSE & CO., INC.

APPROVAL OF MAXIMUM PRICES

Order No. 281 under section 11 of Maximum Price Regulation No. 64 is revised and amended to read as follows:

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 11 of Maximum Price Regulation No. 64; *It is ordered:*

(a) This revised order establishes maximum prices for sales of four models of gas ranges manufactured for J. Rose & Company, Inc., of 68 Jay Street, Brooklyn, New York.

(1) For sales in each zone by wholesale distributors to retail dealers the maximum prices, including the Federal excise tax, are those set forth below:

Article and model	Maximum prices for sales to retail dealers			
	Zone 1	Zone 2	Zone 3	Zone 4
Gas range:	*Each*	*Each*	*Each*	*Each*
360	$47.95	$48.90	$50.45	$52.17
360 L. P.	50.22	51.17	52.72	54.44
360 H. C.	54.19	55.14	56.69	58.41
360 H. C. L. P.	56.44	57.39	58.94	60.67

These maximum prices are f. o. b. wholesale distributor's city. If the wholesale distributor sells any of the above models equipped with any of the items listed below, he may add to the applicable maximum price for the stove, shown above, an amount no greater than that set forth below opposite that item of equipment:

Additional equipment:	*Maximum amount which may be added*
Special handles	$1.35
Chrome plated burners	1.35
Porcelain top grates	1.35
Porcelain enameled burners	1.35

In all other respects, these maximum prices are subject to each seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(2) For sales in each zone by retail dealers to ultimate consumers the maximum prices, including the Federal excise tax, but not including any state or local taxes imposed at the point of sale, are those set forth below:

Article and model	Maximum prices for sales to ultimate consumers			
	Zone 1	Zone 2	Zone 3	Zone 4
Gas range:	*Each*	*Each*	*Each*	*Each*
360	$78.50	$79.95	$82.50	$85.25
360 L. P.	81.95	83.50	85.95	88.75
360 H. C.	87.95	89.50	91.95	94.75
360 H. C. L. P.	91.25	92.75	96.25	97.95

These maximum prices include delivery and installation. If the retail dealer does not provide installation, he shall compute his maximum price by subtracting $6.00 from his maximum price as shown for sales on an installed basis. If the retailer sells any of the above models equipped with any of the items listed below, he may add to the applicable maximum prices for the stove, shown above, an amount no greater than that set forth below opposite that item of equipment:

Additional equipment:	*Maximum amount which may be added*
Special handles	$2.25
Chrome plated burners	2.25
Porcelain top grates	2.25
Porcelain enameled burners	2.25

In all other respects these maximum prices are subject to each seller's customary terms, discounts, allowances (other than trade-in allowances) and other price differentials in effect on sales of similar articles.

(b) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale after the effective date of this revised order, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this revised order for resales by the purchaser. This notice may be given in any convenient form.

(c) Before delivering any range covered by this revised order, after the effective date thereof, the manufacturer shall attach or cause to be attached, securely to the inside oven door panel a label which plainly states the OPA retail maximum prices established by this revised order for sales of the range to ultimate consumers in each zone together with a list of the areas included in each zone. The label shall also state that the retail maximum prices shown thereon include the Federal excise tax, delivery and installation, and that if the seller does not provide installation, the maximum price is $6.00 less than the price shown on the label.

(d) For purposes of this revised order Zones 1, 2, 3, and 4 comprise the following states:

Zone 1: Maine, Vermont, New Hampshire, New York, Massachusetts, Connecticut, Rhode Island, New Jersey, Pennsylvania, Maryland, Delaware, Ohio, West Virginia, Virginia, North Carolina, South Carolina, District of Columbia.

Zone 2: Wisconsin, Michigan, Iowa, Illinois, Indiana, Missouri, Kentucky, Tennessee, Mississippi, Alabama, Georgia, Louisiana, Florida.

Zone 3: North Dakota, Minnesota, South Dakota, Nebraska, Colorado, Kansas, Oklahoma, Arkansas, Texas, except the counties of El Paso, Hudspeth, Culberson, Jeff Davis, and Presidio.

Zone 4: Washington, Oregon, California, Idaho, Nevada, Montana, Wyoming, Utah, Arizona, New Mexico and counties of Texas not included in Zone 3.

(e) This revised order may be revoked or amended by the Price Administrator at any time.

(f) This revised order shall become effective on the 13th day of May 1946.

Issued this 13th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8072; Filed, May 13, 1946; 4:50 p. m.]

[MPR 120, Order 1660]

BITUMINOUS COAL PRODUCERS AND DISTRIBUTORS

PERMISSION FOR ADJUSTABLE PRICING

For the reasons set forth in an opinion which has been issued simultaneously herewith and filed with the Division of the Federal Register, under authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and in accordance with § 1340.203 of Maximum Price Regulation No. 120, *It is ordered:*

(a) Producers and distributors of bituminous coal subject to Maximum Price Regulation No. 120 may sell bituminous coal at no more than current maximum prices. However, on and after May 13, 1946, producers of bituminous coal who have entered into agreements to pay the amount of any wage increase

retroactive to May 13, 1946, that may result from the current wage negotiations, and their distributors, may enter into agreements to adjust their current maximum prices on deliveries of bituminous coal made prior to an increase in maximum prices authorized by the Office of Price Administration in the amount of the price adjustment.

(b) This order may be revoked or amended by the Price Administrator at any time, and in any event, shall expire on the effective date of any price increase authorized by the Office of Price Administration as a result of the new wage agreement.

This order shall become effective May 13, 1946.

Issued this 13th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8084; Filed, May 13, 1946; 4:52 p. m.]

[MPR 64, Amdt. 1 to Order 286]

AMERICAN STOVE CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 11 of Maximum Price Regulation No. 64, *It is ordered:*

That Order No. 286 under Maximum Price Regulation No. 64 be amended in the following respect:

Paragraph (f) is amended to read as follows:

(f) This order shall become effective on the 27th day of May 1946.

This amendment shall become effective on the 13th day of May 1946.

Issued this 13th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8083; Filed, May 13, 1946; 4:54 p. m.]

[RMPR 122, Order 57]

SOLID FUELS SOLD AND DELIVERED BY DEALERS

GRANTING PERMISSION FOR ADJUSTABLE PRICING

For the reasons set forth in an opinion which has been issued simultaneously herewith and filed with the Division of the Federal Register, under authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and in accordance with § 1340.258 of Revised Maximum Price Regulation No. 122; *It is ordered:*

(a) On and after May 13, 1946, until the expiration date of this order, retail coal dealers subject to Revised Maximum Price Regulation No. 122 or any area ceiling order issued thereunder by a Regional Administrator of the Office of Price Administration, may enter into agreements with purchasers of bituminous coal to charge and collect no more than the current maximum price in effect at time of delivery subject to the condition that the amount of any increase in the maximum price of such coal authorized by the Office of Price Administration subsequent to delivery may be charged and collected in addition to the maximum price in effect at the time of delivery: *Provided*, That the provisions of this adjustable pricing order shall not apply to sales of bituminous coal to domestic householders in amounts of five tons or less.

(b) This order may be revoked or amended by the Price Administrator at any time, and in any event, shall expire on the effective date of any price increase authorized by the Office of Price Administration under Maximum Price Regulation No. 120 as a result of pending wage negotiations between the bituminous coal operators and the United Mine Workers of America.

(c) This order shall become effective May 13, 1946.

Issued this 13th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8085; Filed, May 13, 1946; 4:53 p. m.]

[RMPR 136, Order 625]

INTERNAL COMBUSTION ENGINES AND EQUIPMENT

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion, issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 31 of Revised Maximum Price Regulation 136; *It is ordered:*

(a) For the purposes of this order, the term "internal combustion engines" shall mean all engines over 1200 rpm. under 3,000 cubic inch displacement, and with a continuous duty horsepower rating under 400, including accessories and parts which are integral and functional parts of such internal combustion engines.

(b) As used in this order, the phrase "current prices" shall mean the maximum prices established under section 7 of Revised Maximum Price Regulation 136, or computed under sections 8, 9 or 10 of Revised Maximum Price Regulation 136, before the addition of any increase provided to an individual manufacturer by way of individual adjustment under the provisions of Revised Maximum Price Regulation 136 or Supplementary Order No. 142.

(c) The maximum prices for sales of internal combustion engines by manufacturers of complete internal combustion engines shall be the current prices increased by 15.5%.

(d) The maximum price for sales of internal combustion engines by resellers shall be the maximum prices in effect just prior to the issuance of this order increased by the percentage by which their net invoiced cost has been increased by reason of the issuance of this order.

(e) All prices established under paragraphs (c) and (d) of this order shall be subject to the same discounts, deductions and other allowances in effect to any purchasers and classes of purchasers just prior to the issuance of this order.

(f) Every manufacturer of internal combustion engines shall give written notice to its resellers of the percentage amount by which this order permits the reseller to increase his maximum prices.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 13, 1946.

Issued this 13th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8087; Filed, May 13, 1946; 4:56 p. m.]

[MPR 188, Order 1 Under Order 10]

PHOTOGRAPHIC EQUIPMENT

EXTENSION OF DATE

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 15 of Order 10 under § 1499.159e of Maximum Price Regulation No. 188; *It is ordered:*

1. Section 6 of Order 10, issued under § 1499.159e of Maximum Price Regulation No. 188, is modified by extending the date on which manufacturers and resellers may not ship, display, offer for sale, sell or deliver articles of photographic equipment covered by the order without the required tag or label, from May 11, 1946 to May 31, 1946.

This order is effective on the 11th day of May 1946.

Issued this 13th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8088; Filed, May 13, 1946; 4:53 p. m.]

[MPR 580, Amdt. 1 to Order 4]

MARSHALL FIELD AND CO., INC.

ESTABLISHMENT OF CEILING PRICES

Maximum Price Regulation 580, Amendment 1 to Order 4. Establishing ceiling prices at retail for certain articles. Docket No. 6063-580-13-656.

For the reasons set forth in the opinion issued simultaneously herewith, Order No. 4 issued under section 13 of Maximum Price Regulation 580 on application of Marshall Field and Company, Inc. through its division Karastan Rug Mills, 285 Fifth Avenue, New York, New York, is amended in the following respects:

1. Paragraph (a) is amended to read as follows:

(a) The following ceiling prices are established for sales by any seller at retail of the following articles manufactured by Marshall Field and Company, Inc. through its division Karastan Rug Mills, 285-295 Fifth Avenue, New York 16, New York, described in the manufacturer's applications dated April 2, 1945 and April 30, 1946.

KARASTAN PRICE LIST

KARASTAN GRADE—NO. 700 SERIES

Size	Manufacturer's selling price	Retail ceiling price: East of Denver	Retail ceiling price: West of Denver
2-2 x 4	$12.07	$20.45	$21.45
3 x 5	20.12	34.10	35.10
4-6 x 6	35.78	60.65	62.65
6-6 x 9	78.66	132.50	136.30
8-6 x 10-6	120.80	204.75	209.75
9 x 12	122.96	208.40	213.90
9 x 15	154.88	262.50	272.50
9 x 18	185.85	315.00	325.00
10-6 x 12	142.49	241.50	251.50
10-6 x 14	169.12	286.65	296.65
10-6 x 16	192.05	325.50	340.50
10-6 x 18	216.83	367.50	382.50
10-6 x 20	241.61	409.50	424.50
12 x 12	165.41	280.35	290.35
12 x 14	192.05	325.50	340.50
12 x 16	219.92	372.75	387.75
12 x 18	247.80	420.00	435.00
12 x 20	272.58	462.00	477.00
12 x 22	300.46	509.25	524.25
Hall runners			
2-2 x 9	26.93	45.65	47.15
2-2 x 10-6	31.59	53.55	55.05
2-2 x 12	35.61	60.35	61.85
2-2 x 15	44.90	76.10	79.60
3 x 9	35.61	60.35	61.85
3 x 10-6	41.51	70.35	73.85
3 x 12	48.32	81.90	85.40
3 x 15	59.77	101.30	104.30

LOUVRE GRADE—NO. 1500 SERIES

2-2 x 4	$12.07	$20.45	$21.45
3 x 5	20.12	34.10	35.10
4-6 x 6	35.78	60.65	62.65
9 x 12	122.96	208.40	213.90
9 x 15	154.88	262.50	272.50
10-6 x 14	169.12	286.65	296.65

LANAMAR GRADE—NO. 5500 SERIES

22" x 36"	$6.67	$11.30	$11.80
2-2 x 4	8.82	14.95	15.70
3 x 5	15.02	25.45	26.95
4-6 x 6	26.79	45.40	47.40
8-6 x 10-6	88.74	150.30	155.40
9 x 12	91.36	154.85	159.85
9 x 15	114.61	194.25	204.25
9 x 18	136.88	232.00	242.00
10-6 x 12	106.55	180.60	190.60
10-6 x 14	125.14	212.10	222.10
10-6 x 16	142.49	241.50	251.50
10-6 x 18	161.07	273.00	283.00
10-6 x 20	177.80	301.35	311.35
12 x 12	122.04	206.85	216.85
12 x 14	142.49	241.50	251.50
12 x 16	162.31	275.10	285.10
12 x 18	182.75	309.75	324.75
12 x 20	203.20	344.40	359.40

IMPERIAL GRADE—NO. 1400 SERIES

2-2 x 4	$7.08	$12.00	$12.25
3 x 5	12.07	20.45	20.95
4-6 x 6	21.36	36.20	37.70
6-6 x 9	46.46	78.75	81.75
8-6 x 10-6	71.86	121.80	126.80
9 x 12	74.34	126.00	131.00
9 x 15	92.93	157.50	162.50
9 x 18	111.51	189.00	194.00
10-6 x 12	88.59	150.15	155.15
10-6 x 14	104.08	176.40	181.40
10-6 x 16	117.71	199.50	204.50
10-6 x 18	130.10	220.50	225.50
10-6 x 20	145.58	246.75	251.75
Hall runners			
2-2 x 9	16.25	27.55	28.55
2-2 x 10-6	18.88	32.00	33.00
2-2 x 12	21.36	36.20	37.20
2-2 x 15	26.64	45.15	46.65
3 x 9	21.36	36.20	37.20
3 x 10-6	25.08	42.50	43.50
3 x 12	28.50	48.30	49.30
3 x 15	35.61	60.35	61.85

CHATEAU BROADLOOM GRADE—NO. 8000 SERIES

Cut lengths-by sq. yd.	$8.97	$15.20	$15.65

KARASTAN PRICE LIST—Continued

FLEUR GRADE—NO. 100 SERIES OBLONG, NO. 300 SERIES OVAL

Size	Manufacturer's selling price	Retail ceiling price: East of Denver	Retail ceiling price: West of Denver
27 x 45	$6.17	$10.45	$10.70
3 x 5	11.45	19.40	19.90
4-6 x 6	20.59	34.90	35.90

SHAG GRADE—NO. 900 SERIES, OBLONG, NO. 925 SERIES, OVAL

27" x 45"	$5.10	$8.65	$8.90
3 x 5	9.15	15.50	16.00
4-6 x 6	16.40	27.80	28.80
6 x 9	32.51	55.10	57.10
9 x 10-6	49.86	84.50	86.50
9 x 12	56.99	96.60	99.10
9 x 14	66.29	112.35	115.35
9 x 16	76.20	129.15	133.15
9 x 18	85.49	144.90	149.90
12 x 12	76.20	129.15	133.15
12 x 14	88.59	150.15	155.15
12 x 16	101.60	172.20	177.20
12 x 18	113.99	193.20	198.20
12 x 20	127.00	215.25	220.25

MASTERPIECE GRADE—NO. 1000 SERIES

10-6 x 14	$241.31	$409.00	$424.00
10-6 x 16	275.77	467.40	482.40
10-6 x 18	310.25	525.85	540.85
10-6 x 20	344.71	584.25	599.25

2. Paragraph (c) is amended by adding thereto the following undesignated paragraph:

Upon the issuance of any amendment to this order, the manufacturer is allowed 30 days and the retailer is allowed 60 days within which to mark or tag the articles in the form described above. Within that 60 day period, unless the article is marked or tagged in the form prescribed above, the retailer shall comply with the marking, tagging and posting provisions of the previously applicable regulation. However, the pricing provisions of this order or any amendment shall apply as of the effective date of the order or applicable amendment.

3. Paragraph (d) is amended by adding the following sentence: "The seller shall also send the purchaser a copy of each amendment at the time of or before the first delivery (subsequent to the effective date of the amendment) of any article the price of which is affected by the amendment."

This amendment shall become effective May 13, 1946.

Issued this 13th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8081; Filed May 13, 1946; 4:53 p. m.]

[MPR 580, Amdt. 3 to Order 27]

CHATHAM MFG. CO.

ESTABLISHMENT OF CEILING PRICES

Maximum Price Regulation 580, Amendment 3 to Order No. 27, establishing ceiling prices at retail for certain articles; Docket No. 6063-580-13-635.

For the reasons set forth in the opinion issued simultaneously herewith, Order 27 issued under section 13 of Maximum Price Regulation 580 on application of Chatham Manufacturing Company, 57 Worth Street, New York 13, New York, is amended in the following respects:

1. Paragraph (a) is amended by adding the following:

Article	Style name No.	Manufacturer's selling price	Retail ceiling price
Baby Chatham Blanket	136	$3.45	$5.95
	142	4.95	8.95

2. Paragraph (c) is amended by adding thereto the following undesignated paragraph:

Upon issuance of any amendment to this order which either adds an article to those already listed in Section (a) or changes the retail ceiling price of a listed article, the manufacturer or wholesaler, as to such article, must comply with the preticketing requirements of this paragraph within 30 days after the issuance of the amendment. After 60 days from the issuance date, no retailer may offer or sell the article unless it is preticketed in accordance with the requirements of this paragraph. Prior to the expiration of the 60 day period, unless the article is so preticketed, the retailer shall comply with the marking, tagging and posting provisions of Maximum Price Regulation No. 580. However, the pricing provisions of this order or of any amendment thereto shall apply as of the effective date of the order or applicable amendment.

3. Paragraph (d) is amended by adding the following sentences: "The seller shall also send the purchaser a copy of each amendment at the time of or before the first delivery (subsequent to the effecte date of the amendment) of any article the price of which is affected by the amendment."

This amendment shall become effective May 14, 1946.

Issued this 13th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8075; Filed, May 13, 1946; 4:51 p. m.]

[MPR 580, Amdt. 1 to Order 53]

JOHN B. STETSON CO.

ESTABLISHMENT OF CEILING PRICES

Maximum Price Regulation No. 580, Amendment 1 to Order 53, establishing ceiling prices at retail for certain articles; Docket No. 6063-580-13-625.

For the reasons set forth in the opinion issued simultaneously herewith, Order No. 53 issued under section 13 of Maximum Price Regulation 580 on application of John B. Stetson Company of Philadelphia, Pennsylvania, is amended in the following respects:

1. Paragraph (a) is amended by adding the following:

FUR FELT STAPLE OR WESTERN STYLE HAT PRICES IN NUTRIA QUALITY

STAPLE SOFT HATS

Brim width	Retail ceiling price per hat	Wholesale price per dozen
3"	$12.50	$90
3¼"	13.50	96
3½"	14.00	102
3¾"	15.00	108
4"	16.00	114

SOFT CROWN DOUBLE-THICK STIFF BRIM STAPLE HATS

3"	$13.00	$93
3¼"	13.50	99
3½"	15.00	105
3¾"	15.50	111
4"	16.50	117

2. Paragraph (b) is amended to read as follows:

(b) The retail ceiling prices as established by paragraph (a) shall apply in place of the ceiling prices which would otherwise be established under the pricing rules of this or any other regulation as of the effective date of this order or applicable amendment.

3. Paragraph (c) is amended by adding thereto the following undesignated paragraph:

On and after issuance of any amendment to this order which adds an article to those covered by the order, or changes the retail ceiling price of articles covered by the order, as to those articles, the manufacturer or wholesaler shall have 30 days and the retailer 60 days after the effective date of the amendment to comply with the preticketing provisions of this paragraph.

4. Paragraph (d) is amended by adding the words "and all subsequent amendments" after the words "the seller shall send the purchaser a copy of this order."

This amendment shall become effective May 14, 1946.

Issued this 13th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8077; Filed, May 13, 1946; 4:51 p. m.]

[MPR 580, Amdt. 3 to Order 59]

UNITED STATES SHOE CORP.

ESTABLISHMENT OF CEILING PRICES

Maximum Price Regulation 580, Amendment 3 to Order 59, establishing ceiling prices at retail for certain articles; Docket No. 6063-580-13-614.

For the reasons set forth in the opinion issued simultaneously herewith, Order No. 59, issued under section 13 of Maximum Price Regulation 580 on application of The United States Shoe Corporation, Cincinnati, Ohio, is amended in the following respects:

1. Paragraph (a) is amended by adding the following:

WOMEN'S SHOES

Article	Manufacturer's unadjusted selling price	Ceiling price at retail in Denver, Colo., and west of Denver, Colo.	Ceiling price at retail east of Denver, Colo.
Red-Gold Cross Shoe	$5.10	$8.95	$8.95

2. Paragraph (b) is amended by adding the following after the word "regulation". "As of the effective date of this order or applicable amendment."

3. Paragraph (c) is amended by adding thereto the following undesignated paragraph:

On and after issuance of any amendment to this order which adds an article to those covered by the order or changes the retail ceiling price of articles covered by the order, as to those articles, the manufacturer or wholesaler shall have 30 days and the retailer 60 days after the effective date of the amendment to comply with the preticketing provisions of this paragraph.

This amendment shall become effective May 14, 1946.

Issued this 13th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8074; Filed, May 13, 1946; 4:51 p. m.]

[MPR 580, Amdt. 4 to Order 267]

TEXTRON, INC.

ESTABLISHMENT OF CEILING PRICES

Maximum Price Regulation No. 580, Amendment 4 to Order 267, establishing ceiling prices at retail for certain articles; Docket No. 6063-580-13-619.

For the reasons set forth in an opinion issued simultaneously herewith, Order 267 under section 13 of Maximum Price Regulation 580 issued on application of Textron, Incorporated, is amended in the following respects:

1. Paragraph (a) is amended by adding the following:

Item	Item No.	Manufacturer's selling price	Retail ceiling price
		Per unit	*Per unit*
Drapery	1003P	$3.25	$5.75
	1007P	3.25	5.75
	1119P	3.25	5.75
Shower curtain	1000P	3.25	5.75
Bedspread	1090	10.75	17.95
	1091	10.75	17.95
Brief coat	3081	5.50	8.95
Slip	27	[1] 36.00	4.95

[1] Per dozen.

2. Paragraph (d) is amended by adding the following undesignated paragraph:

Upon the issuance of any amendment to this order, the manufacturer is allowed 30 days and the retailer is allowed 60 days within which to mark or tag the articles in the form prescribed above. Within that 60 day period, unless the article is marked or tagged in the form prescribed above, the retailer shall comply with the marking, tagging and posting provisions of the previously applicable regulation. However, the pricing provisions of this order or any amendment shall apply as of the effective date of the order or applicable amendment.

This amendment shall become effective May 14, 1946.

Issued this 13th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8073; Filed, May 13, 1946; 4:50 p. m.]

[MPR 580, Amdt. 1 to Order 283]

KLEINERT'S

ESTABLISHING CERTAIN PRICES AT RETAIL FOR CERTAIN ARTICLES

For the reasons set forth in the opinion issued simultaneously herewith, Order No. 283 is amended in the following respects:

1. Paragraph (a) is amended to read as follows:

(a) The following ceiling prices are established for sales by any seller at retail of the following articles manufactured by Kleinert's, 485 Fifth Avenue, and described in the manufacturer's applications dated February 4, 1946, March 30, 1946, and April 8, 1946:

SLIPPERS

Brand name	Style name	Manufacturer's unadjusted selling price	Retail ceiling price
"Bedtimers"	O. T. Chenille Scuff (no platform).	$1.05	$2.00
	O. T. Cross Strap Chenille Scuff (full platform).	1.37½	2.50
	O. T. Plain Vamp Scuff (full platform).	1.80	2.50

PLAYSHOE

"Sportimers"		$1.35	$2.25

DRESS SHIELDS

		Per dozen	*Per unit*
"Kleinert's"	90/95	$1.75	$0.25
	40/42	2.38	.35
	400/405	3.85	.55
	410/415	5.25	.75
	490/492	4.85	.70
	670/675	3.10	.45
	690/695	4.25	.60
	450/455	4.55	.65
	440/445	2.65	.39
	430/435	2.70	.39
	540/542	3.10	.45
	630/635	2.65	.39

2. Paragraph (d) is amended by adding the following undesignated paragraph:

Upon the issuance of any amendment to this order, the manufacturer is allowed 30 days and the retailer is allowed 60 days within which to mark or tag the articles in the form prescribed above.

Within that 60 day period, unless the article is marked or tagged in the form prescribed above, the retailer shall comply with the marking, tagging and posting provisions of the previously applicable regulation. However, the pricing provisions of this order or any amendment shall apply as of the effective date of the order or applicable amendment.

This amendment shall become effective May 14, 1946.

Issued this 13th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8076; Filed, May 13, 1946; 4:51 p. m.]

[MPR 580, Order 305]

NU-LIFT CO., INC.

ESTABLISHMENT OF CEILING PRICES

Establishing ceiling prices at retail for certain articles; Docket No. 6063-580-13-629).

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 13 of Maximum Price Regulation No. 580, *It is ordered:*

(a) The following ceiling prices are established for sales by any seller at retail of the following articles manufactured by The Nu-Lift Co., Inc., 1019 North Las Palmas Avenue, Hollywood 38, California, and described in the manufacturer's application dated April 10, 1946:

Brand name	Style No.	Style name	Retail ceiling price
Nu-Lift	1000	Maternity Support	$12.50
	400	Supportive Girdle	10.00

(b) The retail ceiling price of an article stated in paragraph (a) shall apply to any other article of the same type, having the same ceiling price to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this order.

(c) The retail ceiling prices contained in paragraph (a) shall apply in place of the ceiling prices which have been or would otherwise be established under this or any other regulation upon the effective date of this order or the applicable amendment.

(d) On and after June 15, 1946, The Nu-Lift Co., Inc., must mark each article listed in paragraph (a) with the retail ceiling price under this order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

(Sec. 13, MPR 580)
OPA Price—$------

On and after July 15, 1946, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to July 15, 1946, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging and posting provisions of the applicable regulation.

(e) On or before the first delivery to any purchaser for resale of each article listed in paragraph (a), the seller shall send the purchaser a copy of this order.

(f) Unless the context otherwise requires, the provisions of the applicable regulation shall apply to sales for which retail ceiling prices are established by this order.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 14, 1946.

Issued this 13th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8078; Filed, May 13, 1946; 4:52 p. m.]

[RMPR 136, Amdt. 3 to Order 586]

DIAMOND T MOTOR CAR CO.

AUTHORIZATION OF MAXIMUM PRICES

Amendment 3 to Order No. 586 under Revised Maximum Price Regulation 136—Machines, Parts and Industrial Equipment. Diamond T Motor Car Company (Docket 6085-136.21-21).

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 21 of Revised Maximum Price Regulation 136, *It is ordered:*

Order No. 586, as amended, under Revised Maximum Price Regulation 136, is amended in the following respects:

1. The schedules in paragraphs (a) (2) (i), (b) (1) (i) and (c) (1) (i) are amended to include the following items of extra, special and optional equipment and respective list prices:

Model No.	Description	List price f.o.b. factory
98	8 foot, low stake platform body, all stake section rear, mounted on chassis model 201	$134.00
302	12 foot, low stake platform body, all stake section rear, mounted on chassis model 306	206.30
302	12 foot, low stake platform body, all stake section rear, mounted on chassis model 404	220.00
314	14 foot, low stake platform body, all stake section rear, mounted on chassis models 404, 509, 509SC and 614	280.00
-------	Tail gate instead of stake section rear, furnished with body models Nos. 98 and 302 when mounted on chassis models Nos. 201 and 306	14.00
-------	Tail gate instead of stake section rear, furnished with body models Nos. 302 and 314 when mounted on chassis models Nos. 404, 509, 509SC and 614	15.00

This amendment shall become effective May 15, 1946.

Issued this 14th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8124; Filed, May 14, 1946; 11:30 a. m.]

[RMPR 136, Order 624]

INTEGRAL AND FRACTIONAL HORSEPOWER MOTORS

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion, issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to section 31 of Revised Maximum Price Regulation 136, *It is ordered:*

(a) As used in this order, the phrase "integral horsepower electric motors and generators" means all motors, generators and motor generators, rotary converters, dynamometers, inverters and dynamotors, AC or DC, when built in frames of one (1) horsepower, 1700-1750 rpm, continuous open type, or larger, whether with or without integrally built accessories such as brakes, clutches, or overload protection devices, and includes renewal parts for all the items listed in this paragraph. The term does not include traction motors, traction generators, rotating welding equipment, turbine generator units and power driven devices such as pumps, fans, compressors, grinder parts, etc., whether integrally or separately mounted.

(b) As used in this order, the phrase "fractional horsepower electric motors" means all motors, generators, converters, inverters, and dynamotors, AC or DC, when built in frames smaller than one (1) horsepower, 1700-1750 rpm, continuous, open type, whether with or without integrally built accessories such as brakes, clutches, overload protection devices and includes separately mounted accessories such as starting relays, plugging relays and speed controllers, when sold in conjunction with the motors, and includes all renewal parts for all of the above and factory rebuilt motors. The term does not include toy motors, and generators, automobile starting motors and generators, and power driven devices, either integrally or separately mounted, such as pumps, fans, compressors, grinders, etc.

(c) As used in this order the phrase "base prices" means the maximum prices established under section 7 of RMPR 136, or computed under section 8, 9 or 10 of RMPR 136 provided they do not include any increase provided to an individual manufacturer by individual adjustment under the provisions of RMPR 136, Supplementary Order 142 or any increase computed by any individual manufacturer under the provisions of Order 591 under RMPR 136 or the industry-wide increase provided for fractional horsepower electric motors under section 19 (n) of RMPR 136.

(d) The maximum prices for sales by manufacturers of integral horsepower electric motors and generators as defined in (a) above shall be established as follows:

(1) The manufacturer's base prices, as defined in (c) above, shall be increased by 16½%, except as provided in (2) below.

(2) If the manufacturer's base prices are approved by OPA as "in line" prices under section 9 (c) of RMPR 136 subsequent to May 13, 1946, the maximum prices shall be the prices so approved.

(e) The maximum prices for sales by manufacturers of fractional horsepower electric motors as defined under (b) above shall be established as follows:

(1) The manufacturer's base prices as defined in (c) above shall be increased by 27%, except as provided for in (2) or (3) below.

(2) If the manufacturer's base prices are "in line" prices approved by OPA under section 9 of RMPR 136 subsequent to October 16, 1945 and before May 13, 1946, the maximum prices shall be the prices so approved increased by 16½%.

(3) If the manufacturer's base prices are approved by OPA as "in line" prices under section 9 (c) of RMPR 136 subsequent to May 13, 1946, the maximum prices shall be the prices so approved.

(f) For integral horsepower motors and fractional horsepower motors that have incorporated within or added to the motor frame special features not found on standard motors (including speed reduction gears), the maximum prices shall be increased by the dollars-and-cents amount by which the maximum prices for the standard motor of the same rating are increased under the provisions of paragraphs (d) and (e) of this order.

(g) The maximum prices for sales of integral horsepower electric motors and generators and fractional horsepower electric motors, by resellers, shall be the maximum prices in effect just prior to the issuance of this order increased by the same percentage by which their net invoice cost has been increased by reason of the issuance of this order.

(h) All prices established under paragraphs (d), (e), (f) and (g) of this order shall be subject to the same discounts, deductions and other allowances in effect to any purchasers and classes of purchasers just prior to the issuance of this order.

(i) Every manufacturer of integral horsepower electric motors and generators and fractional horsepower electric motors shall give written notice to its resellers of the percentage amount by which this order permits the reseller to increase his maximum prices.

(j) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 13, 1946.

Issued this 13th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8086; Filed, May 13, 1946; 4:54 p. m.]

[MPR 580, Amdt. 1 to Order 37]

M. J. WHITTALL ASSOCIATES INC.

ESTABLISHMENT OF CEILING PRICES

Maximum Price Regulation 580, Amendment 1 to Order 37. Establishing ceiling prices at retail for certain articles; Docket No. 6063-580-13-644.

For the reasons set forth in the opinion issued simultaneously herewith Order No. 37 issued under section 13 of Maximum Price Regulation 580 on application of M. J. Whittall Associates Inc. of Worcester, Massachusetts, is amended in the following respects:

1. Paragraph (a) is amended to read as follows:

(a) The following ceiling prices are established for sales by any seller at retail of the following articles manufactured by M. J. Whittall Associates Inc., Worcester, Massachusetts and described in the manufacturer's application dated April 20, 1945.

WHITTALL ANGLO PERSIAN RUGS

Size	Manufacturer's selling price	Retail ceiling price
2-3 x 6 feet	$13.45	$21.55
2-3 x 7-6	16.74	26.90
2-3 x 9 feet	20.01	32.05
2-3 x 10-6	23.46	37.55
2-3 x 12 feet	26.74	42.80
2-3 x 13-6	30.19	48.30
2-3 x 15 feet	33.47	53.55
2-3 x 16-6	36.75	58.80
2-3 x 18 feet	40.19	64.30
2-3 x 19-6	43.48	69.55
2-3 x 21 feet	46.92	75.10
2-3 x 22-6	50.20	80.35
2-3 x 24 feet	53.49	85.60
2-3 x 25-6	56.93	91.10
2-3 x 27 feet	60.21	96.35
2-3 x 28-6	63.66	101.85
2-3 x 30 feet	66.94	107.10
4-6 x 6 feet	26.74	42.80
4-6 x 7-6	33.47	53.55
4-6 x 9 feet	40.19	64.30
4-6 x 10-6	46.92	75.10
4-6 x 12 feet	53.49	85.60
4-6 x 13-6	60.21	96.35
4-6 x 15 feet	66.94	107.10
4-6 x 16-6	73.67	117.85
4-6 x 18 feet	80.39	128.65
4-6 x 19-6	86.95	139.15
4-6 x 21 feet	93.68	149.90
4-6 x 22-6	100.41	160.65
4-6 x 24 feet	107.13	171.95
4-6 x 25-6	113.86	182.20
4-6 x 27 feet	120.42	192.70
4-6 x 28-6	127.14	203.45
4-6 x 30 feet	133.88	214.20
6-9 x 6 feet	40.19	64.30
6-9 x 7-6	50.20	80.35
6-9 x 9 feet	60.21	96.35
6-9 x 10-6	70.22	112.35
6-9 x 12 feet	80.39	128.65
6-9 x 13-6	90.39	144.65
6-9 x 15 feet	100.41	160.65
6-9 x 16-6	110.42	176.65
6-9 x 18 feet	120.42	192.70
6-9 x 19-6	130.60	208.95
6-9 x 21 feet	140.61	225.00
6-9 x 22-6	150.61	241.00
6-9 x 24 feet	160.62	257.00
6-9 x 25-6	170.63	273.00
6-9 x 27 feet	180.80	289.30
6-9 x 28-6	190.81	305.30
6-9 x 30 feet	200.81	321.30
3 x 9 feet	26.74	42.80
3 feet x 10-6	31.17	49.90
3 x 12 feet	35.76	57.25
3 feet x 13-6	40.19	64.30
3 x 15 feet	44.63	71.40
3 feet x 16-6	49.06	78.50
3 x 18 feet	53.49	85.60
3 feet x 19-6	58.08	92.95
3 x 21 feet	62.51	100.00
3 feet x 22-6	66.94	107.10
3 x 24 feet	71.37	114.20
3 feet x 25-6	75.80	121.30
3 x 27 feet	80.39	128.65
3 feet x 28-6	84.82	135.70
3 x 30 feet	89.25	142.80
6 x 6 feet	40.19	64.85
6 feet x 7-6	50.20	80.35
6 x 9 feet	60.21	96.35
6 feet x 10-6	70.22	112.35
6 x 12 feet	80.39	128.65
6 feet x 13-6	90.39	144.65
6 x 15 feet	100.41	160.65
6 feet x 16-6	110.42	176.65
6 x 18 feet	120.42	192.70
6 feet x 19-6	130.60	208.95
6 x 21 feet	140.61	224.95
6 feet x 22-6	150.61	241.00
6 x 24 feet	160.62	257.00
6 feet x 25-6	170.63	273.00
6 x 27 feet	180.80	289.30
6 feet x 28-6	190.81	305.30
6 x 30 feet	200.81	321.30
8-3 x 9 feet	80.39	128.65
8-3 x 10-6	93.68	149.90
8-3 x 12 feet	97.45	155.95
8-3 x 13-6	120.42	192.70
8-3 x 15 feet	133.88	214.20
8-3 x 16-6	147.33	235.75
8-3 x 18 feet	160.62	257.00
8-3 x 19-6	174.07	278.50
8-3 x 21 feet	187.36	299.80
8-3 x 22-6	200.81	321.30
8-3 x 24 feet	214.26	342.85
8-3 x 25-6	227.56	364.10
8-3 x 27 feet	241.01	385.60
8-3 x 28-6	254.30	406.90
8-3 x 30 feet	267.75	428.40
9 x 9 feet	80.39	128.65
9 feet x 10-6	93.68	149.90

WHITTALL ANGLO PERSIAN RUGS—Continued

Size	Manufacturer's selling price	Retail ceiling price
9 x 12 feet	$97.45	$155.95
9 feet x 13-6	120.42	192.70
9 x 15 feet	133.88	214.20
9 feet x 16-6	147.33	235.75
9 x 18 feet	160.62	257.00
9 feet x 19-6	174.07	278.50
9 x 21 feet	187.36	299.80
9 feet x 22-6	200.81	321.30
9 x 24 feet	214.26	342.85
9 feet x 25-6	227.56	364.10
9 x 27 feet	241.01	385.60
9 feet x 28-6	254.30	406.90
9 x 30 feet	267.75	428.40
11-3 x 10-6	117.14	187.45
11-3 x 12 feet	133.88	214.20
11-3 x 13-6	150.61	241.00
11-3 x 15 feet	167.35	267.75
11-3 x 16-6	184.08	294.55
11-3 x 18 feet	200.81	321.30
11-3 x 19-6	217.55	348.10
11-3 x 21 feet	234.29	374.85
11-3 x 22-6	251.01	401.65
11-3 x 24 feet	267.75	428.40
11-3 x 25-6	284.49	455.20
11-3 x 27 feet	301.22	481.95
11-3 x 28-6	317.95	508.75
11-3 x 30 feet	334.69	535.50
13-6 x 12 feet	160.62	257.00
13-6 x 13-6	180.80	289.30
13-6 x 15 feet	200.81	321.30
13-6 x 16-6	220.83	353.35
13-6 x 18 feet	241.01	385.60
13-6 x 19-6	261.02	417.65
13-6 x 21 feet	281.20	449.95
13-6 x 22-6	301.22	481.95
13-6 x 24 feet	321.24	514.00
13-6 x 25-6	341.42	546.25
13-6 x 27 feet	361.43	578.30
13-6 x 28-6	381.61	610.60
13-6 x 30 feet	401.63	642.60
15-9 x 15 feet	234.29	374.85
15-9 x 16-6	257.74	412.40
15-9 x 18 feet	281.20	449.95
15-9 x 19-6	304.50	487.20
15-9 x 21 feet	327.96	524.75
15-9 x 22-6	351.42	562.30
15-9 x 24 feet	374.88	599.80
15-9 x 25-6	398.35	637.35
15-9 x 27 feet	421.64	674.65
15-9 x 28-6	445.11	712.15
15-9 x 30 feet	468.56	749.70
18 x 18 feet	321.24	514.00
18 feet x 19-6	348.14	557.05
18 x 21 feet	374.88	599.80
18 feet x 22-6	401.63	642.60
18 x 24 feet	428.37	685.40
18 feet x 25-6	455.11	728.20
18 x 27 feet	482.01	771.20
18 feet x 28-6	508.76	814.00
18 x 30 feet	535.50	856.80
10-6 x 10-6	117.14	187.45
10-6 x 12 feet	133.88	214.20
10-6 x 13-6	150.61	241.00
10-6 x 15 feet	167.35	267.75
10-6 x 16-6	184.08	294.55
10-6 x 18 feet	200.81	321.30
10-6 x 19-6	217.55	348.10
10-6 x 21 feet	234.29	374.85
10-6 x 22-6	251.01	401.65
10-6 x 24 feet	267.75	428.40
10-6 x 25-6	284.49	455.20
10-6 x 27 feet	301.22	481.95
10-6 x 28-6	317.95	508.75
10-6 x 30 feet	334.69	535.50
12-9 x 12 feet	160.62	257.00
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12-9 x 25-6	341.42	546.25
12-9 x 27 feet	361.43	578.30
12-9 x 28-6	381.61	610.60
12-9 x 30 feet	401.63	642.60
15 x 15 feet	234.29	374.85
15 feet x 16-6	257.74	412.40
15 x 18 feet	281.20	449.95
15 feet x 19-6	304.50	487.20
15 x 21 feet	327.96	524.75
15 feet x 22-6	351.42	562.30
15 x 24 feet	374.88	599.80
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15 x 27 feet	421.64	674.65
15 feet x 28-6	445.11	712.15
15 x 30 feet	468.56	749.70
17-3 x 18 feet	321.24	514.00
17-3 x 19-6	348.14	557.05
17-3 x 21 feet	374.88	599.80
17-3 x 22-6	401.63	642.60
17-3 x 24 feet	428.37	685.40
17-3 x 25-6	455.11	728.20
17-3 x 27 feet	482.01	771.25
17-3 x 28-6	508.76	814.00
17-3 x 30 feet	535.50	856.80

2. Paragraph (c) is amended by adding thereto the following undesignated paragraph:

Upon the issuance of any amendment to this order, the manufacturer is allowed 30 days and the retailer is allowed 60 days within which to mark or tag the articles in the form prescribed above. Within that 60 day period, unless the article is marked or tagged in the form prescribed above, the retailer shall comply with the marking, tagging and posting provisions of the previously applicable regulation. However, the pricing provisions of this order or any amendment shall apply as of the effective date of the order or applicable amendment.

3. Paragraph (d) is amended to read as follows:

(d) On or before the first delivery to any purchaser for resale of each article listed in paragraph (a), the seller shall send the purchaser a copy of this order and all subsequent amendments.

This amendment shall become effective May 13, 1946.

Issued this 13th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8080; Filed, May 13, 1946; 4:52 p. m.]

[MPR 580, Amdt. 1 to Order 165]

A. SAGNER'S SON

ESTABLISHMENT OF CEILING PRICES

Maximum Price Regulation 580, Amendment to Order No. 165. Establishing ceiling prices at retail for certain articles; Docket No. 6063-580-13-637.

For the reasons set forth in the opinion issued simultaneously herewith, paragraph (a) of Order 165 issued under section 13 of Maximum Price Regulation 580 on application of A. Sagner's Son, P. O. Box 460, Frederick, Maryland, is amended to revise the manufacturer's selling price for the article listed and described below:

Article	Brand name	Lot Nos.	Manufacturer's selling price	Retail ceiling price
Suits	"Northcool"	14218-14399 inclusive and 700-705 inclusive.	$14.85	$25.00

This amendment shall become effective May 15, 1946.

Issued this 14th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8127; Filed, May 14, 1946; 11:32 a. m.]

[MPR 580, Amdt. 1 to Order 284]

OLDIN-DENNIS INC.

ESTABLISHMENT OF CEILING PRICES

Maximum Price Regulation 580, Amendment 1 to Order 284. Establishing ceiling prices at retail for certain articles; Docket No. 6063-580-13-636.

For the reasons set forth in the opinion issued simultaneously herewith, Order No. 284, issued under section 13 of Maximum Price Regulation 580 on application of Oldin-Dennis Inc. New York, New York, is amended in the following respects:

1. Paragraph (a) is amended by adding the following:

Garment	Lot No.	Manufacturer's selling price	Retail ceiling price
		Per unit	*Per unit*
Casual jacket	1015	$7.50	$12.50
Angler's jacket	1400	11.00	18.50
Shopmaster jacket	1505	7.20	12.00
		Per doz.	
Tecaro sport shirt	1025	108.00	15.00
Tecaro sport shirt	1026	100.00	14.00
Flannel type sport shirt	1030	79.00	10.95
Golf shirt	1210	72.00	10.00
Golf shirt	1211	64.00	8.95
Sport shirt	2030	57.00	7.95
Sport shirt	2031	54.00	7.50
Sport shirt	3021	50.00	6.95
Sport short	1725	33.00	4.50
Swim short	2010	22.00	2.95
Sport short	2025	25.50	3.50
Swim short	3010	19.00	2.50
Golf hat	1215	18.00	2.50
		Per unit	
Wader's vest	1410	9.00	15.00
Angler's trousers	1415	6.60	10.95
		Per doz.	
Angler's hat	1425	28.50	3.95
		Per unit	
Shopmaster slacks	1515	5.35	8.95
Apron	1520	3.50	5.95
Sailing slacks	1610	5.00	8.50
The Traveler	5020	5.25	8.95
Juvenile Traveler	8020	3.50	5.95
		Per doz.	
Boxer short	5045	25.00	3.50
Swim short	5065	45.00	6.50
Sport short	5070	36.00	4.95
Sport short	5075	42.00	5.95
Boys' boxer short	7045	21.50	2.95
Boys' boxer-print short	7050	25.00	3.50

2. Paragraph (d) is amended by adding thereto the following undesignated paragraph:

Upon the issuance of any amendment to this Order, the manufacturer is allowed 30 days and the retailer is allowed 60 days within which to mark or tag the articles in the form prescribed above. Within that 60 day period, unless the article is marked or tagged in the form prescribed above, the retailer shall comply with the marking, tagging and posting provisions of the previously applicable regulation. However, the pricing provisions of this order or amendment shall apply as of the effective date of the order or applicable amendment.

This amendment shall become effective May 13, 1946.

Issued this 13th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8079; Filed, May 13, 1946; 4:52 p. m.]

[MPR 580, Order 306]

H. B. GLOVER CO.

ESTABLISHMENT OF CEILING PRICES

Maximum Price Regulation 580, Order 306. Establishing ceiling prices at retail for certain articles; Docket No. 6063-580-13-303.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 13 of Maximum Price Regulation No. 580, *It is ordered:*

(a) The following ceiling prices are established for sales by any seller at retail of the following articles manufactured by H. B. Glover Company, Dubuque, Iowa, having the brand name "Glover" and described in the manufacturer's application dated January 29, 1946:

GLOVER PAJAMAS

Manufacturer's selling price ranges (per dozen):	*Retail ceiling price (per unit)*
$ 9.50-$11.99	$1.50
$12.00-$12.99	1.75
$13.00-$15.24	1.95
$15.25-$16.74	2.25
$16.75-$19.24	2.50
$19.25-$23.24	2.95
$23.25-$25.74	3.50
$25.75-$29.24	3.95
$29.25-$32.74	4.50
$32.75-$36.24	4.95
$36.25-$39.74	5.50
$39.75-$42.99	5.95
$43.00-$45.99	6.50
$46.00-$48.49	6.95
$48.50-$51.49	7.50

(b) The retail ceiling price of an article stated in paragraph (a) shall apply to any other article of the same type, having the same selling price to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this order.

(c) The retail ceiling prices contained in paragraph (a) shall apply in place of the ceiling prices which have been or would otherwise be established under this or any other regulation.

(d) On and after May 30, 1946, H. B. Glover Company must mark each article listed in paragraph (a) with the retail ceiling price under this order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

(Sec. 13, MPR 580)
OPA Price—$_____

On and after June 30, 1946, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to June 30, 1946, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging and posting provisions of the applicable regulation.

(e) On or before the first delivery to any purchaser for resale of each article listed in paragraph (a), the seller shall send the purchaser a copy of this order and all applicable amendments.

(f) Unless the context otherwise requires, the provisions of the applicable regulation shall apply to sales for which retail ceiling prices are established by this order.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 15, 1946.

Issued this 14th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8128; Filed, May 14, 1946; 11:31 a. m.]

Regional and District Office Orders.

[Region II Order G-4 Under MPR 592]

NAZARETH FACE BRICK CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in the accompanying opinion and under the authority vested in the Regional Administrator of the Office of Price Administration by the Emergency Price Control Act of 1942 as amended and by section 16 of MPR 592, as amended, *It is hereby ordered*, That:

(a) The maximum prices of Nazareth Face Brick Company, Nazareth, Pa., for face brick are adjusted as follows:

Types of brick	*Maximum price per 1,000*
Smooth:	
Red range of color	$26.75
Medium red	27.75
Dark red	27.75
Red range of color (special sorting)	30.25
Medium red (special sorting)	32.25
Dark red (special sorting)	32.25
Flashed dark red (special sorting)	32.25
Pa. Harvards (special sorting)	32.25
Texture:	
Full range of color in mattex	27.25
Full range of color in 2-tex (zinc flashed)	27.25
Light red range in mattex or 2-tex	25.75
Full range of color mattex (special sorting)	30.75
Full range of color 2-tex, (zinc fl.) (special sorting)	30.75
Light red range mattex or 2-tex (special sorting)	29.25

All prices are f. o. b. plant subject to a discount of 50¢ per thousand for payment in 15 days from date of shipment, net 30 days. Any other customary discounts, allowances or price differentials shall be maintained.

(b) Persons who buy face brick from Nazareth Face Brick Company, for the purpose of resale in the same form, may add to their maximum prices the dollars and cents increase in cost to them resulting from the increase granted to Nazareth Face Brick Company under paragraph (a) of this order: *Provided, however*, That in any area where specific maximum prices for face brick have been fixed by any area pricing order, no such person may exceed the maximum prices fixed by such area order.

(c) At or before the first sale after the date hereof to any reseller, Nazareth Face Brick Company shall notify such person in writing, of the provisions of paragraph (b) of this order and shall state to such person the amount of the dollars and cents increase in price which may be added to the maximum price of such person, under the provisions of paragraph (b).

(d) This order may be revoked, amended, or corrected at any time by the Regional Administrator or the Price Administrator.

(e) A copy of this order has been filed with the Division of the Federal Register where it is open to inspection by the public.

(f) On or before November 30, 1946, Nazareth Face Brick Company shall file with this office a profit and loss statement showing the results of its operations for the 6 months period beginning May 1, 1946 and ending October 31, 1946.

This order shall become effective immediately.

Issued this 6th day of May 1946.

LEO F. GENTNER,
Regional Administrator.

[F. R. Doc. 46-7990; Filed, May 13, 1946; 9:16 a. m.]

[Region II Order G-1 Under RMPR 333]

SHELL EGGS IN NEW YORK METROPOLITAN AREA

For the reasons stated in the accompanying opinion and filed with the Federal Register and pursuant to the authority contained in Revised Maximum Price Regulation No. 333, this order is hereby issued.

SECTION 1. *What this order does.* This order adjusts the maximum prices for sales of shell eggs by first receivers, jobbers and licensed ship suppliers who maintain places of business in the New York Metropolitan Area described in section 2 of this order. These adjustments shall apply to the maximum prices provided for sales of shell eggs by first receivers, jobbers and licensed ship suppliers in Revised Maximum Price Regulation No. 333. Except as modified by this order, Revised Maximum Price Regulation No. 333 and orders issued thereunder by the Regional Administrator shall continue in effect.

SEC. 2. *Where this order applies.* This order applies in the boroughs of Bronx, Manhattan, Brooklyn, Queens and Richmond, all of the city of New York, and the counties of Westchester and Nassau in the State of New York. For the purposes of this order, this area shall be known as the New York Metropolitan Area.

SEC. 3. *Adjustments of maximum prices for sales of shell eggs by first receivers, jobbers and licensed ship suppliers*—(a) *First receivers.* (1) First receivers who maintain places of business in the New York Metropolitan Area may increase the maximum prices established by Revised Maximum Price Regulation No. 333 for sales of shell eggs by ½¢ per dozen.

(b) *Jobbers and licensed ship suppliers.* (1) Jobbers and licensed ship suppliers who maintain places of business in the New York Metropolitan Area may increase the maximum prices established by Revised Maximum Price Regulation No. 333 for sales of shell eggs by 1½¢ per dozen.

SEC. 4. *Miscellaneous*—(a) *Applicability.* The adjustments authorized by this order shall be applicable only on sales of eggs sold to independent retailers, large retailers at individual stores, retail route sellers, institutional users, and delivered shipside located within the New York Metropolitan Area.

(b) *Definitions.* Unless this order otherwise requires, the definitions prescribed in section 3.2 of Revised Maximum Price Regulation No. 333 shall apply to the terms used herein.

This order is subject to amendment, revision or revocation at any time by the Office of Price Administration under its own motion.

(c) *Effective date.* This order shall become effective on May 10, 1946.

Issued this 10th day of May 1946.

LEO F. GENTNER,
Regional Administrator.

Approved: April 10, 1946.

W. D. ERNI,
Acting Price Executive, Poultry, Eggs and Dairy Products Branch, Food Price Division, Office of Price Administration.
MILTON QUINT,
Division Counsel for Food, Office of Price Administration.

Approved: May 10, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-7977; Filed, May 10, 1946; 5:10 p. m.]

[Region II Order G-16 Under SR 15]

FLUID MILK IN NEW JERSEY

For the reasons set forth in an opinion issued and filed with the FEDERAL REGISTER and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1499.75 (a) (9) of Supplementary Regulation No. 15 to the General Maximum Price Regulation, and upon the written authorization of the Price Administrator pursuant to a directive from the Director of the Office of Economic Stabilization, it is hereby ordered:

SECTION 1. *Explanation of the order.* This order establishes adjusted maximum prices for sales of fluid milk at retail delivered to the home and at wholesale to subdealers in glass or paper containers in Milk Marketing Areas Nos. 3 and 4 in the State of New Jersey, described in section 2 of this order. Maximum prices previously established under the General Maximum Price Regulation for retail sales and under New York Regional Order No. G-4 under Supplementary Regulation No. 15 to the General Maximum Price Regulation for wholesale sales to subdealers, in the areas specified in this order, are superseded by the maximum prices established herein.

SEC. 2. *Definitions.* (a) For the purposes of this order:

(1) "Fluid milk" means cow's milk which is produced, processed, distributed and sold for human consumption in fluid form as whole milk.

(2) "Grade A or Premium Milk" means "New Jersey Grade A Pasteurized Milk" or "New Jersey Grade A Raw Milk" as defined in "Official Grades for Raw and Pasteurized Milk and Cream", issued by the State of New Jersey Department of Agriculture in January 1939, as revised February 1, 1942, and containing not less than 4% butterfat content.

(3) "Milk of butterfat content over 4% (Not sold as Grade 'A' or premium milk)" means "New Jersey Grade 'B' Pasteurized Milk" as defined in "Official Grades for Raw and Pasteurized Milk and Cream" issued by State of New Jersey Department of Agriculture in January 1939 as revised February 1, 1942, and containing a butterfat content in excess of 4%.

(4) "Milk of butterfat content not over 4% (Not sold as Grade 'A' or Premium Milk)" means "New Jersey Grade 'B' Pasteurized Milk" as defined in "Official Grades for Raw and Pasteurized Milk and Cream" issued by the State of New Jersey Department of Agriculture in January 1939, as revised February 1, 1942, and containing a butterfat content of 4% or less but not less than 3.5%.

(5) "Milk processor" means a person who processes fluid milk and sells such milk in glass or paper container to subdealers.

(6) "Subdealer" means any milk dealer handling fluid milk within that portion of the State of New Jersey known as Milk Marketing Areas Nos. 3 and 4, who purchased such milk in glass or paper containers from processors and resells all such milk to consumers, stores, hotels, restaurants and institutions within these areas in the same containers as those in which he purchases it from processors.

(7) "At retail delivered to the home" means a sale and delivery of fluid milk at retail from an inventory stocked in trucks or other conveyances operated by driver-salesmen over regular routes to the home of the ultimate consumer.

(8) "Milk Marketing Area No. 8" means that portion of the State of New Jersey consisting of those portions of Monmouth and Ocean Counties bordering on the Atlantic Ocean; including the coastal area designated as the north shore resort section. The Municipalities of Morgan, Keyport, Red Bank, Long Branch, Asbury Park, Lakewood, Toms River, and points south to Brigantine Inlet, which separates the counties of Ocean and Atlantic, are included in this area.

(9) "Milk Marketing Area No. 4" means that portion of the State of New Jersey consisting of the counties of Bergen, Essex, Hudson, Middlesex, Morris, Passaic, Somerset and Union.

SEC. 3. *Maximum prices*—(a) *Sales at wholesale to subdealers.* The maximum price for sales of fluid milk by processors at wholesale in glass or paper containers to subdealers in Milk Marketing Areas Nos. 3 and 4 in the State of New Jersey, shall be the applicable adjusted maximum price for the particular grade, quantity and size of container set forth in the following schedule:

SALES TO SUBDEALERS

Grade	Average daily quantity on weekly basis	Adjusted maximum price
Grade A or premium milk	1 to 300 quarts	13¾¢ per qt.
	301 quarts or more	13½¢ per qt.
	Pint (any quantity)	7½¢ per pt.
	Half-pint (any quantity)	4½¢ per ½ pt.
Milk with butterfat content in excess of 4% but not grade A or premium milk.	1 to 120 quarts	13½¢ per qt.
	121 to 1,200 quarts	13¼¢ per qt.
	1,201 quarts or more	13¼¢ per qt.
	Pint (any quantity)	7½¢ per pt.
	Half-pint (any quantity)	3¾¢ per ½ pt.
Milk with 4% butterfat content or less but not grade A or premium milk.	1 to 120 quarts	12½¢ per qt.
	121 to 1,200 quarts	12¼¢ per qt.
	1,201 quarts or more	12¼¢ per qt.
	Pint (any quantity)	6¾¢ per pt.
	Half-pint (any quantity)	3½¢ per ½ pt.

(b) *Sales at retail delivered to the home.* The maximum price for sales of fluid milk at retail in glass or paper containers delivered to the home in Milk Marketing Areas Nos. 3 and 4 in the State of New Jersey, shall be the applicable adjusted maximum price for the particular grade and size of container set forth in the following schedule:

AT RETAIL TO THE HOME

Grade	Size of container	Adjusted maximum price
		Cents
"A" or equivalent	Quart	20
	Pint	11¾
"B" (milk not over 4% butterfat).	Quart	18
	Pint	11

NOTE: 1. *Special or premium milk and buttermilk (including but not limited to Guernsey, skim milk and chocolate milk).* The seller shall increase his maximum price established in March 1942 for the particular grade by 1¢ for sales in quart containers and by ½¢ for sales in pint containers.

2. *Homogenized, Vitamin D, Homogenized-Vitamin D.* The seller shall increase his maximum price set forth above, for the particular grade by 1¢ for sales in quart containers and by ½¢ for sales in pint containers.

3. *Exempt sales.* This order shall not apply to sales of certified or Vitamin D-Homogenized milk for which special provision is made in Order No. G-15 under Supplementary Regulation No. 15.

SEC. 4. *Calculations.* Where the adjusted maximum price is a unit figure containing a fraction of a cent, the seller must multiply such fractional unit figure by the total number of units in each sale or series of sales for which a single collection is made. Where the resulting amount contains a fraction of a cent or where only one unit is sold, the seller shall adjust the maximum price to the nearest full cent, except that if the fraction should be a half cent the seller shall adjust the maximum price to the next higher full cent (for example, the maximum price of 4½¢ for one unit shall be adjusted to 5¢ for one unit, 9¢ for two units, 14¢ for three units, etc.).

SEC. 5. *Geographical applicability.* Provisions of this order shall apply to all sales and deliveries at wholesale to subdealers and retail delivered to the home of the ultimate consumer of fluid milk in glass or paper containers within milk marketing areas.

This order may be revoked or amended by the Regional Administrator at any time hereafter, either by special order, by price regulation issued hereafter, or by supplementary order which may be contrary thereto.

This order shall become effective May 10, 1946.

Issued this 10th day of May 1946.

LEO F. GENTNER,
Regional Administrator.

Approved:

S. W. TATOR,
Director, Dairy Branch, Production and Marketing Administration, United States Department of Agriculture.

For the reasons set forth in the accompanying opinion, and by virtue of the authority vested in me by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250, 9328, 9599 and 9697, I find that the issuance of Regional Order G-16 under § 1499.75 (a) (9) of Supplementary Regulation No. 15 to the General Maximum Price Regulation, is necessary to maintain the continued stabilization of the economy in the present emergency and will aid in the effective transition to a peacetime economy.

CHESTER BOWLES,
Director,
Office of Economic Stabilization.

[F. R. Doc. 46-7976; Filed, May 10, 1946; 5:10 p. m.]

[Region III Rev. Order G-1 Under MPR 376]

TOMATOES IN CLEVELAND REGION

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region III of the Office of Price Administration by section 4 of Maximum Price Regulation No. 376, it is hereby ordered:

I. *Purpose.* On and after April 17, 1946, the maximum prices of country shippers, carlot or truckiot receivers, secondary jobbers, and growers selling to wholesalers and retailers, on either an f. o. b. or delivered basis of all kinds and varieties of tomatoes within the States of Indiana (except the County of Lake), Kentucky, Michigan, Ohio, and West Virginia, shall be determined under the provisions of this order.

II. *Prohibitions.* For the duration of this order, no person shall sell or deliver any tomatoes at a price in excess of the maximum prices established herein and no person in the course of trade or business shall buy or receive tomatoes at a price higher than the maximum price provided in this order. Lower prices than the maximum price may be charged, demanded, paid, or offered.

III. *Exempt sales.* This order shall not apply to the following:

(a) Sales and deliveries by a farmer of tomatoes grown on his farm to a country shipper. This order shall apply to all sales and deliveries by a farmer directly to wholesalers, retailers, and commercial, industrial, and institutional users, except sales and deliveries to processors such as,

but not limited to, canners, packers, manufacturers, or dehydrators.

(b) Such sales of tomatoes at retail as are now or may hereafter be covered by any other maximum price regulation.

IV. *Evasion.* The price limitations set forth in this order shall not be evaded whether by direct or indirect methods in connection with an offer, solicitation, agreement, sale, delivery, purchase or receipt, alone or in conjunction with any other commodity or by way of any commission, service, transportation or other charge or discount, premium, or other privilege or by tying-agreement or other trade understanding or by changing a business practice relating to the price lines, grading, labeling, packaging or branding.

V. *Records and reports.* (a) Every person selling tomatoes shall preserve for examination by the Office of Price Administration all his existing records relating to prices which he charged for such commodity together with an appropriate identification of such commodity.

(b) All sellers shall accompany each sale with an invoice which shall show the date of purchase, name of the seller, name and address of the purchaser, a complete description of the commodity sold, the quantity, and the selling price.

VI. *Table A. Maximum prices, tomatoes.*

Pack	1	2	3	4	5
30-pound lug, per lug:					
Mexican:					
5/5's, 5/6's, 6/6's	$5.75	$5.95	$6.30	$6.90	$6.95
6/7's	5.65	5.85	6.19	6.78	6.83
7/7's	5.00	5.18	5.48	6.00	6.05
7/8's	3.75	3.88	4.11	4.50	4.55
All others	6.25	6.47	6.84	7.50	7.55
Smaller containers, per pound:					
Mexican:					
5/5's, 5/6's, 6/6's	.22	.228	.24	.264	.269
6/7's	.21	.217	.23	.252	.257
7/7's	.19	.197	.208	.228	.233
7/8's	.14	.145	.153	.168	.173
All others	.24	.248	.262	.288	.293
Repacks,[1] per basket:					
Mexican [2]					
8-lb. Fancy	1.95	2.02	2.14	2.34	2.39
8-lb. Twins	1.65	1.71	1.81	1.98	2.03
8-lb. Choice	1.55	1.60	1.70	1.86	1.91
8-lb. Plain	1.15	1.19	1.26	1.38	1.43
10-lb. Fancy	2.43	2.51	2.66	2.92	2.97
10-lb. Twins	2.06	2.13	2.26	2.47	2.52
10-lb. Choice	1.94	2.01	2.12	2.33	2.38
10-lb. Plain	1.44	1.49	1.58	1.73	1.78
All others:					
8-lb. Fancy	2.10	2.17	2.30	2.52	2.57
8-lb. Twins	1.80	1.86	1.97	2.16	2.21
8-lb. Choice	1.70	1.76	1.86	2.04	2.19
8-lb. Plain	1.30	1.35	1.42	1.56	1.61
10-lb. Fancy	2.625	2.72	2.87	3.15	3.20
10-lb. Twins	2.25	2.33	2.46	2.70	2.75
10-lb. Choice	2.125	2.20	2.33	2.55	2.60
10-lb. Plain	1.625	1.68	1.78	1.95	2.00
Tray packs (consumer packages):					
Mexican: [2] Per pound	.275	.285	.30	.33	.335
All other: Per pound	.295	.305	.325	.355	.36
Hothouses (to the prices below may be added transportation costs from Toledo, Ohio, at rates charged by mode of transportation customarily employed):					
8-lb. baskets	2.60	2.69	2.85	3.12	3.17
Tray packs (consumer packages) per lb	.355	.365	.385	.425	.431

[1] Repacks are tomatoes bought in 30-pound lugs, processed, and repacked in 8-pound or 10-pound baskets or tray packs (consumer packages). Tomatoes originally packed in 8-pound or 10-pound baskets are not repacks; these take the prices established for smaller containers.

[2] These prices apply to all repacks which include any quantity of Mexican tomatoes.

(a) The maximum prices for sales by country shippers in unbroken carlots or trucklots delivered to a terminal market or other wholesale receiving point are the prices set forth in Column 1, Table A.

(b) The maximum prices for any sales by a grower f. o. b. his farm or hothouse to anyone not specifically exempted in section III shall be the prices in Column 1, Table A, less the cost of transportation by a customary method of transportation to the terminal market or other wholesale receiving point for which the tomatoes are destined.

(c) (1) The maximum prices for sales by anyone who purchases a carlot or trucklot and sells such carlot or trucklot unbroken, and for sales of any quantity by growers delivered to any wholesaler or retail warehouse are the prices set forth in Column 2 of Table A.

(2) The maximum prices for sales by commission sellers of unbroken carlots or unbroken trucklots is the price in Column 1 plus the seller's maximum commission or fee for this type of sale as determined under Maximum Price Regulation No. 165, or the price in Column 2, whichever is lower.

(d) (1) The maximum prices for non-delivered sales in less than trucklot or in less than carlot quantities by carlot or trucklot receivers or for growers selling to wholesalers or retailers at a farmer's market are the prices set forth in Column 3 of Table A.

(2) The maximum prices for non-delivered sales by commission sellers in less than carlot or trucklot quantities shall be the prices in Column 1 plus the seller's maximum commission or fee for this type of sale as determined under Maximum Price Regulation No. 165, or the price in Column 3, whichever is lower.

(3) Carlot or trucklot receivers and commission sellers selling on a delivered basis in the wholesale market in which their warehouse and sales room is located may add 5¢ for containers under 50 pounds, and 10¢ for containers 50 pounds or more to the price established in Paragraph VI (d) (1), or VI (d) (2).

(e) The maximum prices for non-delivered sales by secondary jobbers are the prices set forth in Column 4 of Table A.

(f) The maximum prices for sales by secondary jobbers, service wholesalers, or growers delivered to the physical premises of any retail store or commercial, industrial and institutional users (except sales and deliveries to processors such as canners, packers, manufacturers, or dehydrators) are the prices set forth in Column 5 of Table A.

VII. *Definitions.* (a) "Carlot" or "trucklot" means a quantity transported in one car or truck or other conveyance at one time out of which 75% or more by weight is sold to one person. The sale of the remaining quantity to another person may be considered a less than carlot or trucklot sale. The sale of that portion of the tomatoes moving in a mixed carlot or mixed trucklot with another commodity or commodities must be on the basis of carlot or trucklot if the entire carlot or trucklot, or 75% thereof, is sold to one person.

(b) "Country shipper" means any person, except a grower, who grades, sizes, packs, or assembles tomatoes being priced for shipment to a terminal market or other wholesale receiving point.

(c) "Commission seller" means a seller who receives tomatoes on consignment from a shipper and who sells for the account of the shipper.

(d) "Carlot receiver" or "trucklot receiver" means a person who for his own account and profit buys the particular goods being priced in unbroken carlots or in unbroken trucklots for resale to persons other than ultimate consumers.

(e) "Secondary jobber" means a person other than a service wholesaler who having purchased the commodity being priced in less than carlot or trucklot quantities distributes the same goods in less than carlot or trucklot quantities through facilities maintained by him in a consuming market.

(f) "Service wholesaler" means a person who maintains a store or warehouse at which the particular goods being priced is received and stored, who maintains at such store or warehouse facilities for cold storage, ripening, trimming, sorting, washing, packing, and other handling and who employs salesmen to call on the trade in city or country points which he services and who sells the particular goods being priced to retail stores or institutional buyers.

VIII. *Revocation of former order.* Order No. G–1 under Maximum Price Regulation No. 376 together with all amendments thereto is hereby revoked, replaced and superseded by this order.

IX. *Geographical applicability.* This order shall apply to all tomato sales and deliveries covered herein pursuant to which the buyer receives physical delivery or whose customary receiving point is within the States of Indiana (except the County of Lake), Kentucky, Michigan, Ohio and West Virginia.

This Revised Order No. G–1 under Maximum Price Regulation No. 376 shall become effective April 17, 1946, and shall remain in effect until modified, revoked or amended by the Regional Administrator of Region III of the Office of Price Administration.

Issued: April 17, 1946.

Effective: April 17, 1946.

JOHN F. KESSEL,
Regional Administrator.

[F. R. Doc. 46–7988; Filed, May 13, 1946, 9:16 a. m.]

[Region III Order G–9 Under MPR 592]

SAND AND GRAVEL IN GREATER DETROIT, MICH., AREA

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region III of the Office of Price Administration by section 17 of Maximum Price Regulation No. 592, it is hereby ordered:

(a) *What this order does.* This order establishes adjusted maximum prices for sand and gravel which are obtained from the sand and gravel deposits of the State of Michigan, commonly known as the "Utica-Rochester Area" and the "Northville Area", when sales thereof are made in the Greater Detroit Area (hereinafter defined in paragraph (f) of this order) by the producers thereof.

(b) *Maximum prices of producers.* (1) All producers of sand and gravel produced in the Utica-Rochester and Northville areas are hereby authorized to increase their established maximum prices to all classes of purchasers for sales of sand and gravel made in the Greater Detroit Area by five cents per cubic yard.

(2) Each bill or invoice rendered for sales of sand and/or gravel made by any producers thereof covered hereby shall first be calculated at the maximum prices of such seller established under the provisions of Maximum Price Regulation No. 592 applicable to the particular sale. To such total price as so calculated, the seller may add an amount not in excess of the adjustment permitted hereby designated as follows: "OPA permitted increase to maintain production $____".

(c) *Maximum prices of resellers.* The maximum prices of the commodities covered by paragraph (b) hereof on sales made in the Greater Detroit Area by any reseller shall be his maximum net price to each class of purchaser in effect just prior to the issuance of this order, plus the actual dollars-and-cents increase in his net invoiced cost due to the adjustment granted by this order to producers.

(d) *Discounts and allowances.* All sellers covered hereby shall maintain discounts and allowances at least as favorable as those which were in effect immediately prior to the issuance of this order.

(e) *Notification.* At the time of, or prior to the first invoice to each purchaser for resale, each producer covered by this order shall notify the reseller of the price increases authorized hereby for sales by resellers. Such notice shall be given in any convenient form.

(f) *Definitions.* (1) "Greater Detroit Area" as used herein means the Counties of Wayne, Oakland and Macomb in the State of Michigan.

(2) "Utica-Rochester Area" means the sand and gravel producing area located in Shelby Township, Macomb County and Avon Township, Oakland County, both in the State of Michigan.

(3) "Northville Area" means the sand and gravel producing area located in Northville Township, Wayne County, Michigan.

(4) Except as otherwise herein provided, the definitions contained in Maximum Price Regulation No. 592 shall apply to all terms used herein.

(g) *Amendment and revocation.* This order may be amended or revoked at any time by the Office of Price Administration.

This order shall become effective April 3, 1946.

Issued: April 3, 1946.

JOHN F. KESSEL,
Regional Administrator.

[F. R. Doc. 46–7987; Filed, May 13, 1946; 9:16 a. m.]

[Region III Order G–10 Under MPR 592]

J & G BLOCK WORKS ET AL.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 16 of Maximum Price Regulation No. 592 and the Emergency Price Control Act of 1942, as amended, it is hereby ordered:

(a) *What this order does.* This Order No. G–10 under section 16 of Maximum Price Regulation No. 592 provides for an adjustment of maximum prices for the sale of gravel and waylite concrete products manufactured by the J & G Block Works of Benton Harbor, Michigan, hereinafter referred to as the manufacturer. The maximum prices of the manufacturer and the maximum prices of the resellers of such commodities are adjusted herein.

(b) *Manufacturer's adjusted maximum prices.* (1) The adjusted maximum prices, f. o. b. plant, for sales by the manufacturer of the various sizes and types of gravel and waylite concrete products manufactured by it are as follows:

Concrete products	Adjusted maximum prices	
	Gravel	Waylite
(1) Plain blocks:		
Eights:		
8 x 8 x 16	$0.14	$0.18
¾	.11½	.16
½	.09	.11½
¼	.07	.09
Tens:		
10 x 8 x 16	.17	.21
¾	.15	.19
½	.11½	.15
¼	.08	.11½
Twelves:		
12 x 8 x 16	.20	.24
¾	.18	.22
½	.14	.18
¼	.10½	.14
Sixes:		
6 x 8 x 16	.13	.17
¾	.11½	.15
½	.08	.10½
¼	.06	.08
Fours:		
4 x 8 x 16	.11½	.14
4 x 8 x 16 solid	.14	.16
¾	.09	.11½
½	.08	.09
¼	.06	.08

Add to price of plain block:	
Corner	$0.02
Pier	.02
Steel sash	.01
Face (rock or panel)	.01
Bull nose	.03
(2) Chimney blocks:	
Gravel	.47
Waylite	.57
(3) Brick:	
Gravel	M.... 18.00
Waylite	M.... 22.00

(2) The manufacturer shall maintain on all sales hereby effected, discounts and allowances at least as favorable as those which it had in effect immediately prior to the date of this order.

(c) *Resellers' adjusted maximum prices.* (1) Any reseller of the commodities for which an adjustment is granted the manufacturer in (b) above may add to his maximum prices in effect immediately prior to the effective date of this order, to each class of purchaser, the actual dollars-and-cents amount of any increase in his invoiced cost resulting from the adjustment granted the manufacturer by this order.

(2) Resellers' maximum prices adjusted under this paragraph are subject to each reseller's customary terms, discounts, allowances and other price differentials on sales to each class of purchaser.

(d) *Notification.* The manufacturer, at or prior to the first billing reflecting the adjustment herein granted, shall send to each purchaser who resells the commodities covered by this order a notice of the adjustment authorized by this order. Such notice shall substantially contain the following:

Order No. G–10 under Section 16 of Maximum Price Regulation No. 592 provides adjusted maximum prices for the sale by the J & G Block Works of gravel and waylite concrete products manufactured by it. Resellers may add to their maximum prices in effect immediately prior to the effective date of this order, to each class of purchaser, the actual dollars and cents amount of any increase in their invoiced cost resulting from the adjustment granted to the manufacturer by this order.

(e) *Revocation and amendment.* This order may be revoked or amended at any time by the Office of Price Administration.

This order shall become effective April 23, 1946.

Issued: April 23, 1946.

JOHN F. KESSEL,
Regional Administrator.

[F. R. Doc. 46–7986; Filed, May 13, 1946; 9:15 a. m.]

[Region III Order G–18 Under Rev. SR 119]

U. S. MACHINE CORP. ET AL.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to section 15 of Revised Supplementary Order No. 119, it is hereby ordered:

(a) *What this order does.* This order provides an adjustment of the maximum prices for the stokers listed in Appendix A manufactured by the U. S. Machine Corporation of Lebanon, Indiana, (hereinafter referred to as the manufacturer). This order also provides an adjustment for resellers of such commodities.

(b) *Adjusted maximum prices.* The manufacturer is hereby granted the adjusted maximum prices set forth in Appendix A attached hereto and made a part hereof, for the stokers listed therein, on sales to distributors.

(c) *Resellers' maximum prices.* The maximum prices for the commodities covered hereby on sales by any reseller shall be the maximum net price of such reseller to each class of purchaser in effect just prior to the issuance of this order, plus the actual dollars-and-cents amount by which the net invoiced cost of such reseller is increased pursuant to the provisions hereof.

(d) *Relation to other orders and regulations.* Except as provided herein, all sellers covered hereby shall be and remain subject to all provisions of the applicable maximum price regulations or orders.

(e) *Notification.* At the time of, or prior to, the first invoice to each purchaser for resale, after the effective date of this order, each seller covered by this order shall notify the purchaser for resale in writing of the permitted price increases allowed hereby. Such notification shall be given in any convenient form.

(f) *Discounts.* All sellers covered hereby shall maintain all discounts, allowances and price differentials which they had in effect just prior to the issuance of this order.

(g) *Revocation and amendment.* This order may be modified, amended or revoked at any time by the Office of Price Administration.

This order shall become effective April 17, 1946.

Issued: April 17, 1946.

A. D. RUEGSEGGER,
Acting Regional Administrator.

APPENDIX A

Model No. and name:	Adjusted maximum price
3—Perfection	$124.05
5—Perfection	134.52
6—Utility	183.74
7—Utility	204.18
7—Commercial	235.64
10—Commercial	256.63
15—Commercial	287.36
20—Industrial	379.18
30—Industrial	434.14
40—Industrial	483.08
55—Industrial	605.35
75—Industrial	697.17
100—Industrial	808.47
3—Self feed	162.36
5—Self feed	170.88
6—Self feed	211.03
7—Commercial self feed	261.75
10—Commercial self feed	293.21
15—Commercial self feed	361.47
20—Industrial self feed	562.59
30—Industrial self feed	617.38
40—Industrial self feed	666.49
55—Industrial self feed	813.26
75—Industrial self feed	905.08
100—Industrial self feed	1,038.32
3—Bin base	121.43
5—Bin base	130.57
6—Bin base	183.74
7—Bin base	204.18
7—Commercial bin base	247.23
10—Commercial bin base	268.27
15—Commercial bin base	319.99
20—Industrial bin base	409.60
30—Industrial bin base	464.70
40—Industrial bin base	513.70
55—Industrial bin base	635.98
75—Industrial bin base	727.60
100—Industrial bin base	839.21

[F. R. Doc. 46-7984; Filed, May 13, 1946; 9:15 p. m.]

[Region III Order G-12 Under MPR 592]

M. C. ROBINSON & Co.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 16 of Maximum Price Regulation No. 592, and the Emergency Price Control Act of 1942, as amended, it is hereby ordered:

(a) *What this order does.* This Order No. G-12 under section 16 of Maximum Price Regulation No. 592 provides for an adjustment of the maximum prices for the sale of concrete blocks manufactured by M. C. Robinson & Company of Ashtabula, Ohio, hereinafter referred to as the manufacturer. The maximum prices of the manufacturer and the maximum prices of the resellers of such commodity are adjusted herein.

(b) *Manufacturer's adjusted maximum prices.* (1) The adjusted maximum prices for sales by the manufacturer of the various sizes of concrete blocks manufactured by it are as follows:

ADJUSTED MAXIMUM PRICES

Size of block	F. o. b. yard	Delivered 3 miles	Delivered over 3 miles
To users:			
4" x 8" x 16"	$0.115	$0.12	$0.12
8" x 8" x 16"	.16	.17	.18
12" x 8" x 16"	.245	.255	.265
Chimney	.38	.40	
To resellers:			
4" x 8" x 16"	.105		
8" x 8" x 16"	.14		
12" x 8" x 16"	.225		
Chimney	.36		

(2) The manufacturer shall maintain all cash and quantity discounts and also all price differentials, except as otherwise set forth in (b) (1) above, which he had in effect immediately prior to the date of this order on all sales hereby affected.

(c) *Resellers' adjusted maximum prices.* (1) Any reseller of the commodity for which an adjustment is granted the manufacturer in (b) above may add to his maximum prices in effect immediately preceding the effective date of this order, to each class of purchaser, the actual dollars and cents amount of increase in his invoiced cost resulting from the adjustment granted the manufacturer by this order.

(2) Resellers' maximum prices adjusted under this paragraph are subject to each reseller's customary terms, discounts, allowances, and other price differentials on sales to each class of purchaser.

(d) *Notification.* The manufacturer, at or prior to the first billing reflecting the adjustment herein granted, shall send to each purchaser who resells the commodity covered by this order a notice specifying the amount of increase granted to resellers by this order. Such notice shall substantially contain the following:

Order No. G-12 under section 16 of Maximum Price Regulation No. 592 provides adjusted maximum prices for the sale by M. C. Robinson & Company of the concrete blocks manufactured by it. Resellers may add to their maximum prices in effect immediately preceding the effective date of this order, to each class of purchaser, the actual dollars and cents amount of increase in their invoiced cost resulting from the adjustment granted to the manufacturer by this order.

(e) *Revocation and amendment.* This order may be revoked or amended at any time by the Office of Price Administration.

This order shall become effective March 29, 1946.

Issued: March 29, 1946.

E. C. TURNEY,
Acting Regional Administrator.

[F. R. Doc. 46-7985; Filed, May 13, 1946; 9:15 a. m.]

[Region VII Order G-60 Under MPR 188 Revocation]

WHITTEMORE'S CABINETS AND FURNITURE ET AL.

AUTHORIZATION OF MAXIMUM PRICES

Pursuant to the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, §§ 1499.158 and 1499.158a of Maximum Price Regulation No. 188, and the reservation contained in paragraph (g) thereof, this Order No. G-60 under Maximum Price Regulation No. 188 is, for the reasons set forth in the accompanying opinion, hereby revoked.

Effective date. This revocation shall become effective on the 30th day of April 1946.

Issued this 30th day of April 1946.

RICHARD Y. BATTERTON,
Regional Administrator.

[F. R. Doc. 46-7983; Filed, May 13, 1946; 9:14 a. m.]

[Region VII Order G-61 Under MPR 188, Revocation]

ARROW PAINT AND WALL PAPER CO. ET AL.

AUTHORIZATION OF MAXIMUM PRICES

Pursuant to the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, §§ 1499.158 and 1499.158a of Maximum Price Regulation No. 188, and the reservation contained in paragraph (g) thereof, this Order No. G-61 under Maximum Price Regulation No. 188 is, for the reasons set forth in the accompanying opinion, hereby revoked.

Effective date. This revocation shall become effective on the 30th day of April 1946.

Issued this 30th day of April 1946.

RICHARD Y. BATTERTON,
Regional Administrator.

[F. R. Doc. 46-7982; Filed, May 13, 1946; 9:14 a. m.]

[Region III Order G-74 Under RMPR 122, Special Order 2]

SOLID FUELS IN CLEVELAND REGION

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region III of the Office of Price Administration by § 1340.260 of Revised Maximum Price Regulation No. 122 and paragraph (f) (5) of Order No. G-74 under Revised Maximum Price Regulation No. 122, *It is hereby ordered:*

(a) All dealers of solid fuel subject to the provisions of Order No. G-74, and applicable adopting orders issued thereunder, are hereby authorized to increase their maximum prices for all sales of solid fuels made after the effective date of this order to persons other than resellers, in quantities of less than railroad carlots, by an amount not exceeding 10 cents per net ton. However, if any of these said adopting orders are subsequently revised or amended to reflect the ten cent per net ton increase authorized herein, this special order shall not apply to such revised or amended adopting orders.

(b) This Special Order No. 2 supersedes Special Order No. 1 and is in lieu thereof. Consequently, said Special Order No. 1 is hereby revoked.

This Special Order No. 2 under Order No. G-74 shall become effective April 24, 1946.

Issued: April 24, 1946.

JOHN F. KESSEL,
Regional Administration.

[F. R. Doc. 46-7989; Filed, May 13, 1946; 9:16 a. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders Revised General Order 51 were filed with the Division of the Federal Register May 8, 1946.

Region V

Forth Worth Order 13-F, Amendment 43, covering fresh fruits and vegetables in Tarrant county, Texas. Filed 3:20 p. m.

Forth Worth Order 19-F, Amendment 31, covering fresh fruits and vegetables in Taylor, Tom Green and Wichita counties, Texas. Filed 3:20 p. m.

Fort Worth Order 23-F, covering fresh fruits and vegetables in Lubbock, Potter and part of Randall county within the city of Amarillo. Filed 3:21 p. m.

Fort Worth Order 24-F, covering fresh fruits and vegetables in certain areas in Texas. Filed 3:21 p. m.

Forth Worth Order 25-F, covering fresh fruits and vegetables in Brown, Eastland, Haskell and Jones counties, Texas. Filed 3:21 p. m.

Forth Worth Orders 5-C and 1-O, covering poultry and eggs in Tarrant county Texas. Filed 3:22 p. m.

Kansas City Order 4-F, Amendment 42, covering fresh fruits and vegetables in Johnson and Wyandotte counties, Kansas; Jackson county, Missouri and the city of North Kansas City, Missouri. Filed 3:23 p. m.

Kansas City Order 9-F, Amendment 26, covering fresh fruits and vegetables in Buchanan county, Missouri. Filed 3:24 p. m.

Kansas City Order 10-F, Amendment 26, covering fresh fruits and vegetables in Greene county, Missouri. Filed 3:24 p. m.

Kansas City Order 11-F, Amendment 26, covering fresh fruits and vegetables in Jasper county, Missouri. Filed 3:25 p. m.

Kansas City Order 12-F, covering fresh fruits and vegetables in certain areas in Missouri. Filed 3:25 p. m.

Kansas City Order 13-F, covering fresh fruits and vegetables in certain counties in Missouri and Leavenworth county, Kansas. Filed 3:26 p. m.

Kansas City Orders 9-C and 11-O, covering poultry and eggs in Johnson and Wyandotte counties, Kansas; City of North Kansas City, Jackson and Buchanan counties, Missouri. Filed 3:26 p. m.

Kansas City Orders 10-C and 12-O, covering poultry and eggs in Greene and Jasper counties, Missouri. Filed 3:27 p. m.

Little Rock Order 9-F, Amendment 12, covering fresh fruits and vegetables in certain counties in Arkansas. Filed 3:27 p. m.

Little Rock Order 10-F, Amendment 43, covering fresh fruits and vegetables in Garland county, Arkansas. Filed 3:27 p. m.

Little Rock Order 12-F, Amendment 35, covering fresh fruits and vegetables in certain counties in Arkansas. Filed 3:28 p. m.

Little Rock Order 13-F, Amendment 35, covering fresh fruits and vegetables in certain counties in Arkansas and Bowie county, Texas. Filed 3:28 p. m.

Little Rock Order 14-F, Amendment 35, covering fresh fruits and vegetables in certain counties in Arkansas. Filed 3:29 p. m.

Little Rock Order 15-F, Amendment 35, covering fresh fruits and vegetables in certain counties in Arkansas. Filed 3:29 p. m.

Little Rock Orders 4-C and 4-O, covering poultry and eggs in Pulaski county, Arkansas. Filed 3:30 p. m.

San Antonio Order 6-F, Amendment 41, covering fresh fruits and vegetables in Bexar county, Texas. Filed 3:32 p. m.

San Antonio Order 7-F, Amendment 41, covering fresh fruits and vegetables in Austin, Texas. Filed 3:33 p. m.

San Antonio Order 8-F, Amendment 41, covering fresh fruits and vegetables in Corpus Christi, Texas. Filed 3:33 p. m.

San Antonio Order 9-F, Amendment 30, covering fresh fruits and vegetables in Culberson, El Paso, Hudspeth and Presidio counties, Texas. Filed 3:33 p. m.

San Antonio Order 10-F, Amendment 8, covering fresh fruits and vegetables in certain areas in Texas. Filed 3:34 p. m.

San Antonio Orders 6-C and 3-O, covering poultry and eggs in Bexar county, Texas. Filed 3:34 p. m.

St. Louis Order 5-F, Amendment 12, covering fresh fruits and vegetables in certain areas in Missouri. Filed 3:31 p. m.

St. Louis Order 4-F, Amendment 42, covering fresh fruits and vegetables in the city of St. Louis and county of St. Louis, Missouri. Filed 3:31 p. m.

St. Louis Orders 3-C and 2-O, covering poultry and eggs in the city of St. Louis and county of St. Louis, Missouri. Filed 3:31 p. m.

Wichita Order 12-F, Amendment 9, covering fresh fruits and vegetables in certain areas in Kansas. Filed 3:35 p. m.

Wichita Order 13-F, Amendments 24 and 25, covering fresh fruits and vegetables in Sedgwick county, Kansas. Filed 3:35 p. m. and 3:36 p. m.

Wichita Order 14-F, Amendments 24 and 25, covering fresh fruits and vegetables in certain counties in Kansas. Filed 3:36 p. m.

Wichita Order 15-F, Amendments 24 and 25, covering fresh fruits and vegetables in certain counties in Kansas. Filed 3:37 p. m.

Wichita Order 16-F, Amendments 24 and 25, covering fresh fruits and vegetables in Reno county, Kansas. Filed 3:37 and 3:38 p. m.

Wichita Order 17-F, Amendments 24 and 25, covering fresh fruits and vegetables in Shawnee county, Kansas. Filed 3:38 and 3:39 p. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46-7974; Filed, May 10, 1946; 5:09 p. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register May 9, 1946.

Region I

Boston Order 12-F, Amendments 22 and 23, covering fresh fruits and vegetables in certain defined areas in Massachusetts. Filed 10:07 and 10:08 a. m.

Concord Order 9-F, Amendment 55, covering fresh fruits and vegetables in Manchester, Nashua, Concord, Rochester, Somersworth, Dover, Portsmouth. Filed 9:49 a. m.

Providence Order 3-F, Amendment 53A, covering fresh fruits and vegetables in the Providence, Rhode Island, Metropolitan area. Filed 10:08 a. m.

Region II

Baltimore Orders 52 and 56, Amendment 2, covering dry groceries in the Baltimore, Maryland area. Filed 10:09 a. m.

New York Order 14-F, Amendment 14, covering fresh fruits and vegetables in the Five Boroughs of New York City. Filed 9:50 a. m.

New York Order 15-F, Amendment 14, covering fresh fruits and vegetables in Nassau and Westchester counties, New York. Filed 9:50 a. m.

New York Order 16-F, Amendment 14, covering fresh fruits and vegetables in Dutchess, Orange, Putnam, Rockland, Suffolk and Ulster, New York. Filed 9:51 a. m.

Philadelphia Order 13-F, Amendment 15, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 10:10 a. m.

Philadelphia Order 15-F, Amendment 14, covering fresh fruits and vegetables in Bucks, Chester, Delaware and Montgomery, Pennsylvania. Filed 10:11 a. m.

Philadelphia Order 16-F, Amendment 14, covering fresh fruits and vegetables

in Berks, Lehigh and Northampton counties, Pennsylvania. Filed 10:12 a. m.

Philadelphia Orders 4–C and 26–O, covering poultry and eggs in Philadelphia, Delaware and Montgomery counties, Pennsylvania and Camden county, New Jersey. Filed 10:12 a. m. and 10:13 a. m.

Scranton Order 5–F, Amendment 15, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 10:13 a. m.

Scranton Order 6–F, Amendment 14 and 15, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 10:14 a. m.

Syracuse Order 6–F, Amendment 15, covering fresh fruits and vegetables in cities of Syracuse, Watertown, Utica and their Free Delivery Zones, N. Y. Filed 10:15 a. m.

Syracuse Order 7–F, Amendment 12, covering fresh fruits and vegetables in certain areas in New York. Filed 10:15 a. m.

Wilmington Order 5–F, Amendment 14, covering fresh fruits and vegetables in the State of Delaware. Filed 10:16 a. m.

Wilmington Orders 3–C and 4–O, covering poultry and eggs in Delaware North of the Delaware & Chesapeake Canal. Filed 10:17 a. m. and 10:16 a. m.

Region III

Detroit Order 9–O, Amendment 16, covering eggs sold at retail in Designated counties. Filed 9:51 a. m.

Detroit Order 10–O, Amendment 8, covering eggs sold at retail in Wayne county. Filed 9:52 a. m.

Indianapolis Orders 5–O and 7–O, Amendments 16 and 4, covering eggs in certain counties in Indiana. Filed 10:17 and 10:18 a. m.

Region IV

Birmingham Order 5–F, Amendment 30, covering fresh fruits and vegetables in Jefferson county. Filed 10:19 a. m.

Birmingham Order 26–F, Amendment 29, covering fresh fruits and vegetables in Mobile county. Filed 10:19 a. m.

Birmingham Order 27–F, Amendment 31, covering fresh fruits and vegetables in Montgomery county. Filed 10:20 a. m.

Birmingham Order 28–F, Amendment 29, covering fresh fruits and vegetables in Houston county. Filed 10:20 a. m.

Birmingham Order 29–F, Amendment 28, covering fresh fruits and vegetables in Dallas county. Filed 10:22 a. m.

Birmingham Order 2–C, Amendment 24, covering poultry in the Birmingham area. Filed 10:22 a. m.

Birmingham Order 4–C, Amendment 5, covering poultry in Baldwin and Mobile counties, Alabama. Filed 10:23 a. m.

Birmingham Order 4–O, Amendment 15, covering eggs in Jefferson county, Alabama. Filed 10:24 a. m.

Birmingham Order 7–O, Amendment 12, covering eggs in Montgomery county, Alabama. Filed 10:25 a. m.

Columbia Order 8–F, Amendment 27, covering fresh fruits and vegetables in the State of South Carolina. Filed 10:29 a. m.

Memphis Order 8–F, Amendment 27, covering fresh fruits and vegetables in the city of Memphis and the county of Shelby, Tennessee. Filed 10:26 a. m.

Memphis Order 9–F, Amendment 10, covering fresh fruits and vegetables in the Memphis except Shelby county. Filed 10:26 a. m.

Miami Order 5–F, Amendment 31, covering fresh fruits and vegetables in certain areas in Florida. Filed 9:53 a. m.

Miami Order 6–F, Amendment 29, covering fresh fruits and vegetables in the Tampa, Florida, Area. Filed 9:53 a. m.

Miami Order 7–F, Amendment 13, covering fresh fruits and vegetables in certain areas in Florida. Filed 9:55 a. m.

Miami Order 8–F, Amendment 13, covering fresh fruits and vegetables in Monroe county, Florida. Filed 9:56 a. m.

Nashville Order 3–C, Amendment 3, covering poultry sold by Groups 1 and 2 stores in the Nashville area. Filed 10:27 a. m.

Nashville Order 4–C, Amendment 3, covering poultry sold by Groups 3 and 4 stores in the Nashville area. Filed 10:27 a. m.

Nashville Order 5–C, Amendment 3, covering fresh fruits and vegetables sold by Groups 1 and 2 stores in the Nashville area. Filed 10:28 a. m.

Nashville Order 6–C, Amendment 3, covering poultry sold by Groups 3 and 4 stores in the Nashville area. Filed 10:28 a. m.

Region V

Dallas Order 4–F, Amendment 41, covering fresh fruits and vegetables in Dallas county, Texas. Filed 10:30 a. m.

Dallas Order 6–F, Amendment 30, covering fresh fruits and vegetables in McLennan county, Texas. Filed 10:30 a. m.

Dallas Order 7–F, Amendment 7, covering fresh fruits and vegetables in certain counties in Texas. Filed 10:31 a. m.

Dallas Orders 4–C and 10–O, covering poultry and eggs in cities of Dallas and University Park and Town of Highland Park, Texas. Filed 10:31 and 10:32 a. m.

Region VI

Chicago Order 2–F, Amendments 112 and 113, covering fresh fruits and vegetables in certain counties in Illinois and Lake county, Indiana. Filed 9:43 and 9:44 a. m.

Chicago Order 6–C, Amendments 15 and 16, covering poultry in Cook county, Illinois. Filed 9:44 and 9:46 a. m.

Chicago Orders 6–W and 14, Amendment 3, covering dry groceries in certain counties in Illinois and Lake county, Indiana. Filed 9:46 and 9:44 a. m.

Chicago Order 15, Amendment 2, covering dry groceries. Filed 9:45 a. m.

Chicago Order 2–M, covering bottled beer and ale in Lake county, Indiana. Filed 9:46 a. m.

Des Moines Order 4–F, Amendment 31, covering fresh fruits and vegetables in the Sioux City area. Filed 9:56 a. m.

Des Moines Order 5–F, Amendment 31, covering fresh fruits and vegetables in the Des Moines Area. Filed 9:57 a. m.

Des Moines Order 6–F, Amendment 31, covering fresh fruits and vegetables in the Cedar Rapids Area. Filed 9:57 a. m.

Des Moines Order 7–F, Amendment 31, covering fresh fruits and vegetables in the Davenport Area. Filed 9:58 a. m.

Fargo Order 4–F, covering fresh fruits and vegetables in Cass county, North Dakota and Clay county, Minnesota. Filed 9:58 a. m.

Fargo Order 5–F, covering fresh fruits and vegetables in certain counties in North Dakota. Filed 9:59 a. m.

Fargo Order 6–F, covering fresh fruits and vegetables in certain counties in North Dakota. Filed 10:00 a. m.

Green Bay Order 7–F, Amendment 30, covering fresh fruits and vegetables in certain areas in Wisconsin. Filed 10:00 a. m.

Green Bay Order 8–F, Amendment 30, covering fresh fruits and vegetables in certain counties in Wisconsin. Filed 10:01 a. m.

Green Bay Order 9–F, Amendment 30, covering fresh fruits and vegetables in Florence, Forest and Marinette counties, Wisconsin. Filed 10:01 a. m.

Green Bay Order 12–F, Amendment 16, covering fresh fruits and vegetables in certain areas in Wisconsin. Filed 10:02 a. m.

Green Bay Order 13–F, Amendment 1, covering fresh fruits and vegetables in certain counties in Wisconsin. Filed 10:03 a. m.

Sioux Falls Order 5–F, Amendment 15, covering fresh fruits and vegetables in the county of Minnehaha, South Dakota. Filed 10:03 a. m.

Springfield Order 24–F, Amendment 9, covering fresh fruits and vegetables in certain counties in Illinois. Filed 10:04 a. m.

Region VII

Albuquerque Order 8–F, Amendment 58, covering fresh fruits and vegetables in the Albuquerque area. Filed 10:07 a. m.

Denver Order 1–O, Amendment 6, covering eggs sold in the Colorado Egg Area No. 7. Filed 10:05 a. m.

Denver Order 2–O, Amendment 6, covering eggs sold in the Colorado Egg Area No. 8. Filed 10:05 a. m.

Denver Order 3–O, Amendment 6, covering eggs sold in the Colorado Egg Area No. 10. Filed 10:06 a. m.

Denver Order 4–O, Amendment 6, covering eggs sold in the Colorado Egg Area No. 13. Filed 10:06 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46–7975; Filed, May 10, 1946; 5:10 p. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under revised General Order 71 were filed with the Division of the Federal Register May 9, 1946.

Region IX

Hawaii Order 7, covering fresh fruits and vegetables imported from the Mainland. Filed 9:47 a. m.

Hawaii Order 8, covering fresh fruits and vegetables imported from the Mainland. Filed 9:48 a. m.

Copies of any of these orders may be obtained from the OPA Office in the territory of Hawaii.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46–8069; Filed, May 13, 1946; 4:50 p. m.]

Reference

MAY 18 '46

THE NATIONAL ARCHIVES — LITTERA SCRIPTA MANET — 1934 — OF THE UNITED STATES

FEDERAL REGISTER

VOLUME 11 NUMBER 96

Washington, Thursday, May 16, 1946

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The President

EXECUTIVE ORDER 9723

TERMINATION OF THE PRESIDENT'S WAR RELIEF CONTROL BOARD

By virtue of the authority vested in me by the Constitution and the statutes, and as President of the United States and Commander in Chief of the Army and Navy, it is hereby ordered as follows:

Executive Order No. 9205 of July 25, 1942, is revoked, and the President's War Relief Control Board established by that order is hereby terminated. The Secretary of State is authorized and directed to liquidate all of the activities and obligations and wind up all of the affairs of the Board as rapidly as practicable, and to utilize therefor such of the personnel, property, records, and unexpended appropriations of the Board as may be necessary.

This order shall become effective at the close of business May 15, 1946.

HARRY S. TRUMAN

THE WHITE HOUSE,
May 14, 1946.

[F. R. Doc. 46–8136; Filed, May 14, 1946; 2:18 p. m.]

Regulations

TITLE 10—ARMY: WAR DEPARTMENT

Chapter V—Military Reservations and National Cemeteries

PART 504—ARMY EXCHANGES

ACTIVITIES

Amend paragraph (c) (5) (i) of § 504.5 to read as follows:

§ 504.5 *Activities.* * * *

(c) *Concessions.* * * *

(5) Contracts with concessionaires will provide:

(i) For the payment of commissions to the exchange at the rate of 10 per centum of gross concession sales, except that the commanding general of the service command may authorize the execution of a concession contract providing for payment of commissions at a higher rate, or at a lower rate where it is determined by the exchange officer, with the approval of the commanding officer, that a concession contract requiring the payment of the 10 per centum commission is not feasible in the case of an activity which cannot practicably be conducted by the exchange itself.

(R.S. 161; 5 U.S.C. 22) [AR 210–65, June 12, 1945, as amended by C4, May 6, 1946]

[SEAL] EDWARD F. WITSELL,
Major General,
The Adjutant General.

[F. R. Doc. 46–8138; Filed, May 14, 1946; 2:29 p. m.]

Chapter VII—Personnel

PART 709—PRESCRIBED SERVICE UNIFORM

ARMY COMMENDATION RIBBON

A new § 709.36c is added as follows:

§ 709.36c *Army Commendation Ribbon.* A silk ribbon 1⅜ inches in width composed of white stripes and myrtle green bands as follows: white (3/32 inch), green (25/64 inch), white (1/32 inch), green (1/16 inch), white (1/32 inch), green (1/16 inch), white (1/32 inch), green (1/16 inch), white (1/32 inch), green (25/64 inch), and white (3/32 inch).

(R.S. 1296; 10 U.S.C. 1391) [AR 600–35, March 31, 1944, as amended by W. D. Cir. 130, May 3, 1946]

[SEAL] EDWARD F. WITSELL,
Major General,
The Adjutant General.

[F. R. Doc. 46–8137; Filed, May 14, 1946; 2:29 p. m.]

FEDERAL REGISTER

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TITLE 26—INTERNAL REVENUE

Chapter I—Bureau of Internal Revenue

Subchapter A—Income and Excess Profits Taxes

[T. D. 5513]

PART 19—INCOME TAX UNDER THE INTERNAL REVENUE CODE

PART 29—INCOME TAX; TAXABLE YEARS BEGINNING AFTER DECEMBER 31, 1941

DEDUCTION OF CERTAIN NONTRADE OR NONBUSINESS EXPENSES

PARAGRAPH 1. Section 29.23 (a)–15 (b) of Regulations 111 (26 CFR, Cum. Supp., Part 29), as amended by Treasury Decision 5331, approved February 9, 1944, and § 19.23 (a)–15 (b), as added to Regulations 103 (26 CFR, Cum. Supp., Part 19) by Treasury Decision 5196, approved December 8, 1942, and amended by Treasury Decision 5331, approved February 9, 1944, are each further amended as follows:

(A) By striking the sixth, seventh, eighth and tenth paragraphs thereof and inserting after the fifth paragraph the following:

Reasonable amounts paid or incurred by the fiduciary of an estate or trust on account of administration expenses, including fiduciaries' fees and expenses of litigation, which are ordinary and necessary in connection with the performance of the duties of administration are deductible under this section, notwithstanding that the estate or trust is not engaged in a trade or business, except to the extent that such expenses are allocable to the production or collection of tax-exempt income. But see § 29.162–1 for disallowance of such deductions to an estate where such items are claimed as a deduction under section 812 (b) in computing the net estate subject to the estate tax.

(B) By striking from the 11th paragraph thereof the last sentence beginning with the words "Expenditures incurred for the purpose of preparing tax returns" and inserting in lieu thereof the following:

Expenses paid or incurred by an individual in the determination of liability for taxes upon his income are deductible. If property is held by an individual for the production of income, amounts expended in determining a property tax imposed with respect to such property during the period when so held are deductible. Expenses paid or incurred by an individual in determining or contesting any liability asserted against him do not become deductible, however, by reason of the fact that property held by him for the production of income may be required to be used or sold for the purpose of satisfying such liability. Thus, expenses paid or incurred by an individual in the determination of gift tax liability, except to the extent that such expenses are allocable to interest on a refund of gift taxes, are not deductible, even though property held by him for the production of income must be sold to satisfy an assessment for such tax liability or even though, in the event of a claim for refund, the amount received will be held by him for the production of income.

PAR. 2. Section 29.24–2 of Regulations 111 and § 19.24–2 of Regulations 103, as amended by Treasury Decision 5166, approved August 17, 1942, are each amended by striking the eighth sentence which reads as follows: "Expenses of the administration of an estate, such as court costs, attorneys' fees, and executors' commissions, are chargeable against the corpus of the estate and are not allowable deductions."

PAR. 3. Subsection (e) of section 121 of the Revenue Act of 1942 (56 Stat. 819) provides as follows:

(e) *Retroactive amendment to prior revenue acts.* For the purposes of the Revenue Act of 1938 or any prior revenue Act the amendments made to the Internal Revenue Code by this section shall be effective as if they were a part of such revenue Act on the date of its enactment.

Pursuant to the above provisions of law, the amendment to Regulations 103 (covering taxable years beginning after December 31, 1938) set forth in this Treasury decision is hereby made applicable to taxable years beginning prior to January 1, 1939 (such years being covered by Regulations 101, 94, 86, 77, 74, 69, 65, 62, 45, and 33).

(Sec. 62 of the Internal Revenue Code (53 Stat. 32; 26 U.S.C. 62), corresponding provisions of prior revenue laws, and section 121 of the Revenue Act of 1942 (56 Stat. 819; 26 U.S.C., Sup. 23 (a) (2)))

[SEAL] JOSEPH D. NUNAN, Jr.,
Commissioner of Internal Revenue.

Approved: May 14, 1946.

JOSEPH J. O'CONNELL, Jr.,
Acting Secretary of the Treasury.

[F. R. Doc. 46–8155; Filed, May 15, 1946; 10:58 a. m.]

TITLE 30—MINERAL RESOURCES

Chapter VI—Solid Fuels Administration for War

PART 602—GENERAL ORDERS AND DIRECTIVES

DIRECTION TO SHIPPERS OF BITUMINOUS COAL PRODUCED AT MINES RESUMING OPERATIONS WHICH WERE SUSPENDED ON OR ABOUT MAY 1, 1946

It is necessary during the period immediately following the resumption of mining at certain bituminous coal mines (Progressive Mine Workers of America) (1) that adequate coal be supplied for the continuance of activities most essential to the health and safety of the Nation and (2) that the balance of coal be distributed equitably so as to avoid hardship and distress. Accordingly, the following notice of direction is issued pursuant to SFAW Regulation No. 1, as amended:

1. Shippers of coal produced after the effective date of this notice of direction at bituminous coal mines which resume the operations that were suspended on or about May 1, 1946, are hereby relieved from the provisions freezing coal on track provided in the notice of direction dated April 30, 1946 (11 F.R. 4857).

2. Shippers described in paragraph 1 hereof are hereby prohibited from making any shipment of coal on track or of newly mined coal, except as follows:

(a) First preference is to be given to orders of public utilities, railroads, hospitals, food processing plants (including milk plants, dairies and commercial bakeries), refrigeration plants and laundries: *Provided, however*, That this preference is limited to such a consumer to the extent that his orders (1) are promptly placed with his normal suppliers, and (2) do not exceed in the aggregate a tonnage equal to his estimated consumption requirements from the date of this notice of direction to May 31, 1946, plus that amount which may be necessary to bring his stock pile as of May 31 up to a 20 days' supply. First preference is also to be given to orders of persons operating steamships or tugboats on the Great Lakes, at tidewater or on a river to the minimum extent necessary to provide the fuel for actual operation of such steamships or tugboats.

First preference is also to be given to orders of retail dealers, lake and tidewater commercial dock operators placed with normal suppliers to the limited extent necessary to assure that they receive a supply of coal equivalent to the tonnage which their consumer customers in the categories described in the foregoing paragraph would be entitled under that paragraph if such customers were eligible to receive shipments direct from the shippers whose distribution is governed by this Notice of Direction..

(b) Second preference is to be given to orders of industrial consumers, other than those entitled to the first preference: *Provided, however*, That this preference is limited to such a consumer to the extent that his orders (1) are promptly placed with his normal suppliers and (2) do not exceed in the aggregate a tonnage equal to his estimated consumption requirements from the date of this notice of direction to May 31, 1946.

Second preference is also given to orders of retail dealers, lake and tidewater commercial dock operators placed with normal suppliers to the limited extent necessary to assure that they receive a supply of coal equivalent to the tonnage which their consumer customers in the category described in the foregoing paragraph would be entitled under that paragraph if such customers were eligible to receive shipments direct from shippers whose distribution is governed by this Notice of Direction.

(c) Third preference is to be given to orders of domestic consumers served directly by the shipper or through a retail dealer or commercial dock operator but only to the limited extent necessary to alleviate actual hardship or distress.

(d) The balance of coal which may remain after the shipper arranges to accord during May 1946 the preferences prescribed in subsections (a), (b) and (c) above shall be distributed equitably, and so as to avoid serious impairment of the economy of the Nation, to retail dealers, commercial dock operators on the Great Lakes and at tidewater; and in the event that further distribution arrangements are necessary in order to avoid curtailment of production for lack of markets the shipper may distribute coal to build further the stock piles of the consumers described in subsection (b) hereof.

(e) Within each of the preference categories described in (a) and (b) above

the shipper shall generally accord priority in shipment to the consumer whose stock pile position is weakest, taking into account his days' supply of coal, the transportation time from the mine to the consumer's stock pile, and other pertinent factors.

(f) The shipper is authorized to make such practical adjustments in the foregoing program as may be (1) necessary to assure uninterrupted mining operation, (2) necessary to assure the efficient use of available and normal transportation equipment, or (3) necessary to carry on distribution which accomplishes the objectives of this direction through sales agents, wholesalers or other normal channels of distribution.

3. No person is authorized to order or receive any coal in excess of the amount permitted to be delivered under the provisions of this direction.

4. The provisions of this direction are not applicable to the persons and transactions covered by the Notice of Direction Concerning Deliveries of Bituminous Coal by Retail Dealers and Commercial Dock Operators at Lake and Tidewater, issued on May 6, 1946 (11 F.R. 5016) which direction will continue in effect until further notice.

5. No person shall be held liable for damages or penalties under any contract for any default which shall result directly or indirectly from compliance with the provisions of this direction.

6. Applications for exceptions or modification from the provisions of this direction shall be filed with the appropriate Area Distribution Manager or with SFAW in Washington. Applications shall set forth in detail the grounds for requesting relief and information supporting the request.

7. All coal subject to this notice of direction (including tonnage at captive mines) may be diverted by specific direction of SFAW to meet emergency requirements of consumers whose continued operation is vital to the health and safety of a community.

8. The words used in this notice of direction shall have the same meaning as they had in SFAW Regulation No. 27 (10 F. R. 2909) unless otherwise indicated by the context.

9. This notice of direction shall become effective immediately and shall remain in effect until further notice.

(E.O. 9332, 8 F.R. 5355; E.O. 9125, 7 F.R. 2719; Sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 176, 58 Stat. 827 and 59 Stat. 658)

Issued this 14th day of May 1946.

DAN H. WHEELER,
Deputy Solid Fuels Administrator for War.

[F. R. Doc. 46-8209; Filed, May 15, 1946; 12:00 m.]

TITLE 31—MONEY AND FINANCE

Chapter I—Monetary Offices

[1946 Dept. Circ. 1]

PART 129—VALUES OF FOREIGN MONEYS

QUARTER BEGINNING APRIL 1, 1946

APRIL 1, 1946.

§ 129.9 *Calendar year 1946.* • • •

(b) *Quarter beginning April 1, 1946.* Pursuant to section 522, Title IV, of the Tariff Act of 1930, reenacting section 25 of the act of August 27, 1894, as amended, the following estimates by the Director of the Mint of the values of foreign monetary units are hereby proclaimed to be the values of such units in terms of the money of account of the United States that are to be followed in estimating the value of all foreign merchandise exported to the United States during the quarter beginning April 1, 1946, expressed in any such foreign monetary units: *Provided, however,* That if no such value has been proclaimed, or if the value so proclaimed varies by 5 per centum or more from a value measured by the buying rate in the New York market at noon on the day of exportation, conversion shall be made at a value measured by such buying rate as determined and certified by the Federal Reserve Bank in New York and published by the Secretary of the Treasury pursuant to the provisions of section 522, Title IV, of the Tariff Act of 1930.

VALUES OF FOREIGN MONETARY UNITS

[At par as regards gold units; nongold units have no fixed par with gold]

Country	Monetary unit	Value in terms of U. S. money	Remarks
Argentine Republic	Peso	$1.6335	Given valuation is of gold peso. Paper nominally convertible at 44% of face value. Conversion suspended Dec. 16, 1929.
Australia	Pound	8.2397	Control of gold stocks and exports authorized Dec. 17, 1929.
Belgium and Belgian Congo	Franc		By decree effective February 12, 1946, the franc was made the official monetary unit, replacing the belga. The Anglo-Belgian Financial Agreement of Oct. 5, 1944, fixed the rate of exchange at 176.625 francs per £ sterling.
Bolivia	Boliviano	.6180	Conversion of notes into gold suspended Sept. 23, 1931.
Brazil	Cruzeiro	.2025	Decree law of Oct. 6, 1942, established the cruzeiro as the unit of currency, replacing the milreis. Official rate for cruzeiro in terms of the dollar, announced by the Bank of Brazil, is $0.0606. Conversion of Stabilization-Office notes into gold suspended Nov. 22, 1930.
British Honduras	Dollar	1.6931	Conversion of notes suspended.
Bulgaria	Lev	.0122	Exchange control established Oct. 15, 1931.
Canada	Dollar	1.6931	Redemption of Dominion notes in gold suspended Apr. 10, 1933.
Chile	Peso	.2060	Given valuation is of gold peso. Gold pesos are received for conversion at the rate of 4 paper pesos for 1 gold peso. Conversion of notes suspended July 30, 1931.
China	Yuan		Silver standard abandoned by decree of Nov. 3, 1935; bank notes made legal tender under Currency Board control.
Colombia	Peso	.5714	Obligation to sell gold suspended Sept. 24, 1931. New gold content of 0.56424 grams of gold 9/10 fine established by monetary law of Nov. 19, 1938, effective Nov. 30, 1938.
Costa Rica	Colon	.7879	Conversion of notes into gold suspended Sept. 18, 1914; exchange control established Jan. 16, 1932.
Cuba	Peso	1.0000	By law of May 25, 1934.
Czechoslovakia	Koruna		Effective Nov. 1, 1945, official rate of exchange established at 50 Kcs per U. S. dollar and 200 Kcs per £ sterling.
Denmark	Krone	.4537	Conversion of notes into gold suspended Sept. 29, 1931.
Dominican Republic	Dollar	1.6931	U. S. money is principal circulating medium.
Ecuador	Sucre	.3386	Conversion of notes into gold suspended Feb. 9, 1932.
Egypt	Pound (100 piasters)	8.3692	Conversion of notes into gold suspended Sept. 21, 1931.
Estonia	Kroon	.4537	Conversion of notes into gold suspended June 28, 1933.
Ethiopia	Dollar	.4025	New unit established by Proclamation of the Emperor on May 25, 1945, effective July 23, 1945.
Finland	Markka	.0426	Conversion of notes into gold suspended Oct. 12, 1931.
France	Franc		Provisions of monetary law of Oct. 1, 1936, providing for gold content of franc, superseded by decree of June 30, 1937, which stated that the gold content of the franc shall be fixed ultimately by a decree adopted by the Council of Ministers. Until issuance of such decree a stabilization fund shall regulate the relationship between the franc and foreign currencies. By decree of Dec. 26, 1945, official rate of exchange was established at 119.10 francs per U. S. dollar.
Great Britain	Pound Sterling	8.2397	Obligation to sell gold at legal monetary par suspended Sept. 21, 1931.
Greece	Drachma		Drachma pegged to £ sterling by Monetary Reform Law of Nov. 11, 1944. In Jan. 1946 Bank of Greece established official exchange rate at 20,000 drachmas per £.
Guatemala	Quetzal	1.0000	Conversion of notes into gold suspended Mar. 6, 1933.
Haiti	Gourde	.2000	National bank notes redeemable on demand in U. S. dollars.
Honduras	Lempira	.8466	Gold exports prohibited Mar. 27, 1931; lempira circulates as equivalent of half of U. S. dollar.
Hong Kong	Dollar		Treasury notes and notes of the three banks of issue made legal tender by silver nationalization ordinance of Dec. 5, 1935. Present rate of exchange 1 Hong Kong dollar=1s. 2d.
Hungary	Pengö	.2961	Exchange control established July 17, 1931.
India [British]	Rupee	.6180	Obligation to sell gold at legal monetary par suspended Sept. 21, 1931.
Indo-China	Piaster		Piaster pegged to French franc on Dec. 25, 1945, at rate of 1 piaster=17 francs.
Ireland	Pound	8.2397	Conversion of notes into gold suspended Sept. 21, 1931.
Latvia	Lat		Currency pegged to sterling Sept. 28, 1936, at 2,522 lati= £100; on Sept. 13, 1939, a law was passed providing that if the pound sterling should depreciate by more than 5 percent with respect to the United States dollar, or the Swedish krona, the Bank of Latvia shall take steps to keep the rate of exchange of the lat stable by basing it on gold or some other monetary unit.

VALUES OF FOREIGN MONETARY UNITS—Continued

[At par as regards gold units; nongold units have no fixed par with gold]

Country	Monetary unit	Value in terms of U. S. money	Remarks
Liberia	Dollar	$1.6931	U. S. money is principal circulating medium.
Lithuania	Litas	.1689	Free export of gold suspended Oct. 1, 1935.
Mexico	Peso		Decree of Aug. 28, 1936, left the monetary unit, the peso, to be later defined by law.
Netherlands and colonies	Guilder (florin)	.6806	Suspension of convertibility of notes into gold and restrictions placed on free gold exports—Sept. 26, 1936; gold export prohibition repealed by decree June 28 1948; prohibition restored by Act of Nov. 25, 1938. The Anglo-Netherlands financial agreement of Sept. 7, 1945, established the official rate of exchange between the Netherlands guilder and the pound sterling at 10.991 guilders for £1 sterling.
Newfoundland	Dollar	1.6931	Newfoundland and Canadian notes legal tender.
New Zealand	Pound	8.2397	Conversion of notes into gold suspended and export of gold restricted, Aug. 5, 1914; exchange regulations Dec. 1931.
Nicaragua	Cordoba	1.6933	Embargo on gold exports Nov. 13, 1931.
Norway	Krone	.4537	Conversion of notes into gold suspended Sept. 29, 1931.
Panama	Balboa	1.0000	U. S. money is principal circulating medium.
Paraguay	Guarani		New unit established by decree law Oct. 5, 1943, effective 30 days later; not tied to gold. Certain prior dated obligations, etc., expressed in the gold peso (oro sellado) are converted as equivalent to 10¢ Guaranis. Initial exchange rate fixed by Bank of the Republic of Paraguay at 1 Guarani equals U. S. $0.3255. Exchange control established June 28, 1932.
Persia (Iran)	Rial	.0824	Obligation to pay out gold deferred Mar. 13, 1932; exchange control established Mar. 1, 1936.
Peru	Sol	.4740	Conversion of notes into gold suspended May 18, 1932; exchange control established Jan. 23, 1945.
Philippine Islands	Peso	.5000	By act approved Mar. 16, 1935.
Poland	Zloty	.1899	Exchange control established Apr. 27, 1936.
Portugal	Escudo	.0749	Gold exchange standard suspended Dec. 31, 1931.
Rumania	Leu	.0101	Exchange control established May 18, 1932.
Salvador	Colon	.8466	Conversion of notes into gold suspended Oct. 7, 1931.
Spain	Peseta		
Straits Settlements	Dollar	.9613	British pound sterling and Straits dollar and half dollar legal tender.
Sweden	Krona	.4537	Conversion of notes into gold suspended Sept. 29, 1931.
Switzerland	Franc		Order of Federal Council enacted Sept. 27, 1936, instructed the Swiss National Bank to maintain the gold parity of the franc at a value ranging between 190 and 215 milligrams of fine gold.
Thailand (Siam)	Baht (Tical)	.7491	Conversion of notes into gold suspended May 11, 1932.
Turkey	Piaster	.0744	100 piasters equal to the Turkish £; conversion of notes into gold suspended 1916; exchange control established Feb. 25, 1930.
Union of South Africa	Pound	8.2397	Conversion of notes into gold suspended Dec. 28, 1932.
Union of Soviet Socialist Republics	Chervonetz	8.7123	One chervonetz equals 10 rubles. Notes not convertible into gold.
Uruguay	Peso	.6583	Conversion of notes into gold suspended Aug. 2, 1914; exchange control established Sept. 7, 1931. New gold content of 0.88418 gram of pure gold per peso established by monetary law of Jan. 12, 1938.
Venezuela	Bolivar	.3267	Exchange control established Dec. 12, 1936.

(Sec. 25, 28 Stat. 552; sec. 403, 42 Stat. 17; sec. 522, 42 Stat. 974; sec. 522, 46 Stat. 739; 31 U.S.C. 372)

APRIL 1, 1946.

[SEAL] E. H. FOLEY, Jr.,
Acting Secretary of the Treasury.

[F. R. Doc. 46-8111; Filed, May 14, 1946; 11:15 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong.; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 13, Direction 18]

DISPOSAL OF COTTON TENT TWILL BY THE WAR ASSETS ADMINISTRATION FOR MAKING FUMIGATING TENTS FOR CITRUS FRUIT TREES

The following direction is issued pursuant to PR 13:

(a) *What this direction does.* There is an urgent need for cotton fabric suitable for use in the manufacture of fumigating tents for the fumigation of citrus fruit trees since cotton fabric is not readily obtainable in sufficient quantities from new production.

The purpose of this direction is to make available immediately for the above use approximately 650,000 yards of 11.06 oz. tent twill 36" wide, which is part of a lot of 1,502,960 yards of this tent twill now held by the War Assets Administration as surplus property under declaration No. 7-19601, Item 2. It permits sales of this tent twill to be made by the WAA only in accordance with paragraph (b) below.

Although this direction restricts sales to persons who will use the fabric for the purposes specified, it does not prohibit WAA from making sales, to the persons and for the purposes specified, upon such other terms and in such quantities as WAA may determine; and preference ratings have no effect upon any sales which may be made by WAA either by way of obliging it to sell or by way of determining as among the several buyers permitted by this direction, who shall get the tent twill from WAA.

(b) *Restrictions on sales by WAA.* With respect to 650,000 yards of the fabric described in paragraph (a), WAA may not sell any of such fabric except where the purchaser will use the fabric to make tents for the fumigation of citrus fruit trees and gives a certificate with his purchase order in substantially the following form:

> The undersigned certifies to the seller and CPA, subject to the criminal penalties of section 35 (A) of the United States Criminal Code, that (1) he is a grower of citrus fruit, or is engaged in the business of fumigating citrus fruit trees for a grower or growers; and (2) he will use the fabric obtained under this purchase order only to make or repair tents for the fumigation of citrus fruit trees.

The standard certification in Priorities Regulation 7 may not be used instead of this certificate.

(c) *Obligations of persons giving certificates.* Any person giving the certificate described above may obtain and use the fabric he gets with the certificate only in accordance with its terms.

(d) *Expiration date.* Unless sooner revoked, this direction shall expire on July 15, 1946; but its expiration at that time shall not relieve any person who has obtained cotton fabric by use of the certificate referred to above, from the obligation of using the fabric in accordance with the certificate which he has given.

Issued this 15th day of May 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-8158; Filed, May 15, 1946; 11:14 a. m.]

PART 3290—TEXTILE, CLOTHING AND LEATHER

[Conservation Order M-391, as Amended May 15, 1946]

RAYON FABRICS

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of rayon fabrics for defense, for private account and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 3290.366 *Conservation Order M-391.*—(a) *Introduction.* This order states most of the special rules, and refers to others, for distribution of rayon fabrics, particularly with respect to set-asides for certain purposes, the certificates of use which must be filed with orders to obtain set-aside fabrics, and the effect and use of preference ratings, including maximum amounts which need be delivered on certain rated orders.

(b) *Definitions.* As used in this order:

(1) "Feminine street wear" means suits, coats and jackets, manufactured

for feminine street wear for civilians. The term does not include housecoats, bathrobes, bed jackets, and other apparel customarily worn only in the home, or items not made for street wear, such as sportswear and evening wear.

(2) "Rayon fabrics" means any woven or knitted (both circular and warp) fabric, containing less than 25% wool by weight, but of which the remaining fibers are more than 50% of synthetic fiber (filament or spun yarn, or their blends) by weight. For example, a fabric containing 20% wool, 41% rayon, and 39% cotton is a rayon fabric. Except where otherwise indicated, it includes such fabrics, whether gray, original mill or regular finish, bleached, dyed, printed, or otherwise processed as fabric. Particular kinds of rayon fabrics are designated in the attached table of this order by the reference numbers and corresponding descriptions contained in Form CPA–658C, and the listing of a reference number includes the kind of rayon fabric covered by the corresponding description in Form CPA–658C.

(3) "Producer" means any person who weaves or knits rayon fabrics from yarn owned by him, or who has rayon fabrics woven or knitted for his account, from yarn owned by him, whether he delivers them in the gray, finished, or partially finished state. If a person supplies yarn to a weaver or knitter for processing on a basis under which a part of the fabric produced from that yarn is to be owned by the yarn supplier, and part by the weaver or knitter, the yarn supplier is the producer of that part of the fabric which he will get, and the weaver or knitter is the producer of the remainder. Where a person supplies yarn to a weaver or knitter in exchange for fabric not made from the yarn supplied, the weaver or knitter is the producer of all of the fabric made from the yarn which he gets in this way, as well as of any other fabric produced by him.

(4) "Finished goods supplier" means any person who finishes, or has finished for his account, rayon fabrics which he owns, whether he produces them in the gray, finished or partially finished state.

Set-asides and Deliveries for Feminine Street Wear

(c) *Distribution by producers*—(1) *Quarterly set-asides.* In each calendar quarter, beginning with the second quarter of 1946, every producer of the rayon fabrics for which a percentage is set aside for linings for feminine streetwear in the attached table (Column 3), whether he sells them in the gray or finished state or uses them to manufacture other products, shall set aside for delivery in the gray state on orders accompanied by the certificate in paragraph (f) (1) below, an aggregate yardage equal to at least the percentages shown of his production during that period. A producer must apply the percentage shown for each fabric to his quarterly production of that fabric, and add the totals to determine his aggregate set-aside. He need not, however, deliver individual yardages of each fabric in proportion to the percentage stated for that fabric, as long as his total deliveries of all these fabrics equal his aggregate set-aside. This set-aside obligation may be filled from inventory on hand at the beginning of the quarter as well as from production during the quarter.

(2) *Carry-over of required shipments.* If any producer does not deliver the full yardage required during any calendar quarter, he shall deliver in the next calendar quarter a yardage equal to the undelivered quantity, in addition to the yardage which he is otherwise required to deliver in that next quarter.

(d) *Deliveries of finished goods*—(1) *Quarterly deliveries.* In each calendar quarter, beginning with the second quarter of 1946, every finished goods supplier must, if possible, deliver an aggregate yardage of the rayon fabrics subject to the set-aside under paragraph (c) above, with a finish which makes them suitable for use as linings in feminine streetwear or with a finish customarily required for such use, at least equal to the aggregate yardage which he orders for delivery in the gray state in that quarter under the certificate in paragraph (f) (1) below. Such quantities shall be delivered only to persons who give the certificate in paragraph (f) (2) below. They may be delivered from inventory on hand at the beginning of the quarter as well as from fabrics received or finished during the quarter.

(2) *Carry-over of required shipments.* If any finished goods supplier does not deliver the full yardage required during any calendar quarter, he shall deliver in the next calendar quarter a yardage equal to the undelivered quantity, in addition to the yardage which he is otherwise required to deliver in that next quarter.

(3) *Calculations of yardage by finished goods suppliers.* In calculating the yardage which he is required to deliver under this paragraph (d), a finished goods supplier may deduct from that yardage the actual and unavoidable shrinkage resulting from processing of the fabrics delivered to him on the certificate in paragraph (f) (1) below. For example, a finished goods supplier may have an actual processing shrinkage of 5% on rayon fabric received by him in the second calendar quarter, 1946, under this certificate. If he receives 100,000 yards of rayon fabrics under the certificate, the quantity which he is required to deliver in that quarter under the certificate in (f) (2) is 95,000 yards.

(e) *Quarterly processing.* In each calendar quarter, beginning with the second quarter, 1946, every finished goods supplier shall put into process for finishing in a manner which will make them suitable for use as linings in feminine street wear, or will give them a finish customarily required for such use, yardages of the rayon fabrics subject to the set-aside in paragraph (c) above at least sufficient to enable him to make the deliveries required under paragraph (d) above.

(f) *Form and use of certificate*—(1) *By persons ordering gray goods.* The following is the form of certificate to be used under paragraph (c) above:

> The undersigned certifies to the supplier and to CPA, subject to the criminal penalties of section 35 (A) of the U. S. Criminal Code, that he will finish the material covered by this purchase order, or an equivalent yardage of similar material, as linings for feminine street wear, and will deliver such quantity only to persons who give the certificate under paragraph (f) (2) of CPA Order M–391.
>
> This certificate may be used only by a finished goods supplier.

(2) *By persons ordering finished goods.* The following is the form of certificate to be used under paragraph (d) above:

> The undersigned certifies to the supplier and to CPA, subject to the criminal penalties of section 35 (A) of the U. S. Criminal Code, that he will use the material covered by this purchase order only as linings in feminine street wear manufactured by him, or will dispose of it only to persons who give this certificate.
>
> This certificate may be used only by a manufacturer of feminine street wear or by a jobber who will resell the material only to manufacturers of feminine street wear.

(3) *Use or disposal of material obtained with certificates.* Persons giving either of the certificates in (f) (1) or (f) (2) above may use, finish, or dispose of material they get with it only in accordance with its terms and the provisions of this order.

(4) *Orders need not be re-certified.* A purchase order which has been properly certified under this order before its amendment on May 15, 1946, by a person entitled to use the certificate in (f) (1) or (f) (2) above, need not be re-certified. Materials delivered or received on such certified orders are subject to the rules applicable to materials delivered or received under the certificates in (f) (1) or (f) (2), as the case may be, and may be used, finished, or disposed of only as if they had been received under one of these certificates.

(5) *Other rules.* It is not necessary to have a preference rating or authorization from the CPA to use the certification in (f) (1) or (f) (2), but the quantities of fabric which may be ordered, received, or delivered on certified orders are subject to the rules in Priorities Regulation 32, which controls inventories. The standard certificate in Priorities Regulation 7 may not be used instead of these certificates.

Other Set-Asides

(g) *Set-asides and deliveries of rayon fabrics for other specified purposes*—(1) *M–328B Programs.* The provisions of Order M–328B, its schedules, and directions provide for set-asides and deliveries of certain fabrics for apparel and piece goods. The percentages shown for these set-asides in the attached table (columns 4 and 5) are included only for purposes of explanation and are not controlling.

(2) *Linings for certain men's and boys' clothing.* The provisions of Direction 28 to Order M–328 provide for deliveries of all of certain rayon fabrics for use as linings for certain men's and boys' clothing. This is indicated in the attached table (column 6) only for purposes of explanation.

Effect and Use of Preference Ratings

NOTE: Paragraph (h) (1) formerly paragraphs (j) (1) and (j) (2) combined, May 15, 1946. Paragraph (h) (2) formerly (h) (1) redesignated May 15, 1946. Paragraph (h) (3) formerly (h) (2) redesignated May 15, 1946.

(h) *Rated orders for linings for feminine street wear*—(1) *CC rated orders for linings must be certified.* Any person who applies or extends a CC rating on an order for any rayon fabrics to be used as linings for feminine street wear must furnish with his order the certification in paragraph (f) above. CC rated orders for rayon fabrics to be used as linings for feminine street wear which were unfilled on April 19, 1946, must be certified by the purchaser promptly, and in any event not later than April 30, 1946, by giving his supplier the certification in paragraph (f) above, with the addition of sufficient information to identify his previously placed order which is being certified. For example, in the certification the words "this purchase order" may be changed to "Our purchase order No. ___ dated _____ for _____ yards of rayon fabrics", inserting the information needed by the supplier to identify the order. After April 30, 1946 any unfilled CC rated order for any rayon fabrics that the supplier knows or has reason to believe are to be used as linings for feminine street wear, which has not been certified by the purchaser, shall be treated by the seller as unrated.

(2) *Certified orders.* No producer or finished goods supplier need accept or fill orders with the paragraph (f) certificate (whether CC rated or unrated) which would cause him to deliver during any calendar quarter more rayon fabrics on orders thus certified than the quantities required by this order. Within the quantities of fabrics required to be delivered on certified orders under paragraphs (c) and (d) above, however, CC rated orders which are also accompanied by the paragraph (f) certificate must be accepted and delivered in preference to unfilled orders which are certified but unrated.

(3) *Rated orders not certified.* Orders rated MM, and CC rated orders without the paragraph (f) certificate, may not be charged against the deliveries required under paragraphs (c) and (d) above.

(i) *Ceilings on required acceptance of certain rated orders*—(1) *Producers.* No producer need accept or fill MM or CC rated orders which are not certified for a set-aside purpose (as covered by columns 3, 4, or 5 of the attached table), if this would cause him to deliver in the gray state in any calendar quarter more of any rayon fabric for which a ceiling percentage is specified in the attached table (column 8), than a yardage equal to the specified percentage of his total production of such fabric in that period. If he does accept such rated orders for yardages of any one of these fabrics in excess of this ceiling, the excess may not be charged against the rating ceiling for any other fabric. The rating ceiling is for individual yardages of each fabric.

(2) *Finished goods suppliers.* No finished goods supplier need accept or fill MM or CC rated orders which are not certified for a purpose for which gray goods are set-aside (as covered by columns 3, 4, or 5 of the attached table), if this would cause him to deliver in any calendar quarter more of any rayon fabric for which a ceiling percentage is specified in the attached table (column 8), than a yardage equal to the specified percentage of his total deliveries of such fabric in that period. If he does accept rated orders for yardages of any one of these fabrics in excess of this ceiling, the excess may not be charged against the rating ceiling for any other fabric. The rating ceiling is for individual yardages of each fabric.

(3) *Certain rated orders not chargeable against rating ceilings.* M–328B CC rated orders and CC rated orders with the certificate in paragraph (f) above, may not be charged against the rating ceiling for any fabric under paragraphs (i) (1) and (i) (2) above.

(4) *Priority within rating ceilings.* Within the ceilings established under paragraphs (i) (1) and (i) (2) above, MM rated orders must be accepted and filled in preference to undelivered orders with CC ratings, in accordance with Priorities Regulation 1, and all other rules of that Regulation also apply.

(5) *AAA ratings.* Any orders rated AAA must be accepted and filled in accordance with Priorities Regulation 1, regardless of the provisions of this order.

NOTE: Paragraph (j) formerly paragraph (i) redesignated May 15, 1946.

(j) *Integrated operations.* Requisitions for intra-company deliveries of rayon fabrics from the producing mill shall be treated as if they were purchase orders, for the purposes of this order.

Miscellaneous

(k) *Records and reports*—(1) *Records.* Each person participating in any transaction to which this order applies shall keep and preserve for at least two years accurate and complete records of the details of each such transaction and of his inventories of the material involved, in accordance with § 944.15 of Priorities Regulation 1.

(2) *Reports.* Subject to the approval of the Bureau of the Budget under the Federal Reports Act of 1942, all persons affected by this order shall execute and file with the Civilian Production Administration such reports as the CPA shall from time to time require.

(l) *Applicability of regulations.* Except as otherwise provided in this order, this order and all transactions affected thereby are subject to all applicable regulations of the CPA as amended from time to time.

(m) *Appeals.* Any person who considers that compliance with any restriction of this order would work an exceptional and unreasonable hardship, may appeal for relief. The appeal shall be made by filing a letter in triplicate with the Appeals Branch, Textile Division, Civilian Production Administration, Washington 25, D. C., Ref. M–391, referring to the particular provision appealed from, and stating fully the grounds of the appeal.

(n) *Violations.* Any person who wilfully violates any provision of this order or who, in connection with this order wilfully conceals a material fact or furnishes false information to any department or agency of the United States, is guilty of a crime and upon conviction may be punished by fine and imprisonment. In addition any such person may be prohibited from making or obtaining further deliveries of, or from processing or using material under priorities control and may be deprived of priority assistance.

(o) *Communications.* All communications concerning this order shall, unless otherwise directed, be addressed to Textile Division, Civilian Production Administration, Washington 25, D. C., Ref. M–391.

Issued this 15th day of May 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

TABLE—RAYON FABRIC DISTRIBUTION SCHEDULE

NOTE: Table amended in its entirety May 15, 1946.

Ref. No.	Form CPA-668C (4-9-46) item number and fabric	Minimum percentages for set-asides					Ceiling percentage for MM and certain CC ratings
		Linings for feminine street wear	M-328B programs		Linings for certain men's wear	Total percent subject to set-asides	
			Apparel	Piece goods			
1	2	3	4	5	6	7	8
	PILE, UPHOLSTERY, AND TIE FABRICS—(51 percent or more rayon)						
1	50—Velvets, plushes, and other pile fabrics						14
2	51—Upholstery, drapery and tapestry fabrics						14
3	52—Tie fabrics (Shaft and Jacq), yarn dyed						14
4	53—Tie fabrics (Shaft and Jacq), non yarn-dyed						5
	100% FILAMENT RAYON FABRICS—FLAT FABRICS (Producers' Twist in Warp and Filling)—						
5	54—Bright Viscose Taffetas (Including Semi-Dull)	10	50	6		66	21½
6	55—Pigment Viscose Taffetas	10	50	6		66	21½
7	56—Acetate Taffetas	10	50	6		66	5
8	57—Cross-Dyed Taffetas	10	50	6		66	5
9	58—Jersey Weaves		50	6		56	5
10	59—Sharkskins		*50		*all	*50	*5
11	60—Twills and Serges, 88 to 140 Sley					10	5
12	61—All other Twills and Serges	10	50	6		66	21½
13	62—Viscose Satins	10	50	6		66	21½
14	63—Acetate Satins	10	50	6		56	5
15	64—All other Flat Fabrics						
	100% FILAMENT RAYON FABRICS—TWISTED YARN FABRICS (More than producers' Twist in Warp &/or Filling)						
16	65—Crepe Satins (Including Voile Filled)	10	50	6		66	21½
17	66—Flat, Faille & Canton Crepes	10	50	6		66	21½
18	67—French Crepes (Voile Twist Filling)	10	50	6		66	21½
19	68—Plied Yarn Fabrics—Plain Weaves (Alpaca, Cynara, Romaine, etc.)		50	6		56	5
20	69—Plied Yarn Fabrics—Fancy Weaves (Magic Hour, Mossy, Fortune, etc.)		50	6		56	5 1
21	70—Marquisettes (Leno Weave)		50	6		56	1
22	71—Ninons & Voiles (Voile Twist Warp & Filling)		50	6		56	5
23	72—Other Sheers (Georgettes, Triple Sheers, etc.)		50	6		56	5
24	73—All Other Twisted Yarn Fabrics						
	100% SPUN RAYON FABRICS						
25	74—Twills (Incl. Serges, Gabardines, etc.)		35	6		41	5
26	75—Ribbed & Corded Fabrics (Poplin, Bedf. Cord, etc.)		35	6		41	5
27	76—Challis		35	6		41	5
28	77—Linen Type and Flakes		35	6		41	2½
29	78—Plied Yarn Fabrics (Suitings, Shirtings, etc.)		35	6		41	5
30	79—Other 100% Spun Rayon Fabrics						
	FILAMENT AND SPUN RAYON FABRICS						
31	80—Ribbed and Corded Fabrics (Poplins, Failles, Beng, etc.)		35	6		41	5
32	81—Shantungs (Nub and Slub)		35	6		41	5
33	82—Fujis		35	6		41	5
34	83—Other Filament and Spun Rayon Fabrics						
	RAYON MIXTURES AND BLENDS WITH OTHER FIBERS						
	Rayon and Wool						
35	84—Less than 25% Wool		35	6		41	5
	25% and Less than 50% Wool (Other than Blankets)						
**36	85—Suitings and Pantings, Including Work Pants Fabrics						
**37	86—Mellons, Snow and Ski Suit Cloth, Mackinaw Jacket and Similar Fabrics						
**38	87—Other Apparel Fabrics						
**39	88—Non-Apparel Fabrics						
	50% and More Wool						
**40	89—Apparel						
**41	90—Non-Apparel Fabrics						
	51% or More Rayon						
42	91—Filament Rayon and Cotton		35	6		41	5
43	92—Spun Rayon and Cotton		35	6		41	5
44	93—Rayon and Other Fibers						

*Under Direction 28 to Order M-328 all of this item (Ref. No. 11) must be sold on certifications as linings for certain men's and boys' wear (see column 6) and 50% of this is subject to the set-aside under M-328B, Schedule J, for use as linings for low priced men's and boys' wear (see column 4). The rating ceiling for this item in column 8 (5%) is within column 6, but is outside of the column 4 set-aside of 50% of the total production (for producers), and outside of the deliveries to be made by finished goods suppliers under Order M-328B, Schedule J.

**The fabrics designated by these items (Reference Numbers 36-41) are not controlled by this Order M-391, and are listed here for convenience only.

[F. R. Doc. 46-8156; Filed, May 15, 1946; 11:14 a. m.]

PART 3290—TEXTILE, CLOTHING AND LEATHER

[Conservation Order M-391, Direction 1]

REVOCATION OF CERTAIN CC RATINGS FOR RAYON FABRICS FOR USE AS LININGS IN FEMININE STREETWEAR

The following direction is issued pursuant to Conservation Order M-391:

(a) *Purpose.* Rayon fabrics for use as linings in the manufacture of feminine streetwear may now be obtained under Conservation Order M-391, by manufacturers of such apparel. The priorities assistance assigned to many of such manufacturers to get rayon fabrics for that purpose should no longer be necessary in many, if not in all, cases. This direction revokes all such ratings assigned for that purpose which were not used by the end of April 1946.

(b) *Revocation of certain CC ratings.* All CC preference ratings assigned before May 1, 1946, on Form CPA 2842 (or Form CPA 541A) to manufacturers of feminine streetwear for rayon fabrics to be used as linings in the manufacture of feminine streetwear (as defined in Conservation Order M-391), which were not used on purchase orders certified by the purchasers in accordance with paragraph (j) of Order M-391 as issued April 19, 1946 (paragraph (h) (1) of that order as amended May 15, 1946), and accepted by a supplier not later than April 30, 1946, are hereby revoked.

However, ratings on purchase orders placed and accepted, and certified by the purchaser, in accordance with Order M-391, before May 1, 1946, are not affected by this direction.

(c) *Notice to suppliers.* Any person assigned a preference rating which is revoked by this direction must immediately, in the case of each purchase order to which he has applied the rating, either cancel the order or inform his supplier that it is no longer to be treated as rated. If any person receives notice from his customer, or otherwise, that the customer's order is no longer rated, or that the customer's order is cancelled, he must immediately withdraw any extension of the rating which he has made to any order placed by him.

The cancellation of CC ratings by this direction does not require cancellation of the purchase orders or the certificates used with them as long as the preference ratings are withdrawn.

Issued this 15th day of May 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-8157; Filed, May 15, 1946; 11:14 a. m.]

Chapter XI—Office of Price Administration

PART 1351—FOOD AND FOOD PRODUCTS

[MPR 585, Amdt. 7]

MIXED FEEDS FOR ANIMALS AND POULTRY

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

A new paragraph is added at the end of section 4.5 of Maximum Price Regulation 585 to read as follows:

Anything in this regulation to the contrary notwithstanding, any manufacturer may immediately change his price lists, such changed price list to be in effect until his next regular pricing day, to reflect increases in costs of grains and feed ingredients permitted by the various amendments to the grain and feed ingredient price regulations which became effective 12:01 a. m. May 13, 1946.

This amendment shall become effective as of 12:01 a. m. May 13, 1946.

Issued this 14th day of May 1946.

PAUL A. PORTER,
Administrator.

Approved: May 14, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-8140; Filed, May 14, 1946; 4:28 p. m.]

PART 1305—ADMINISTRATION

[SO 126, Amdt. 31]

EXEMPTION AND SUSPENSION OF CERTAIN ARTICLES OF CONSUMER GOODS FROM PRICE CONTROL

A statement of considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Supplementary Order No. 126 is amended in the following respects:

1. Section 2 (a) is amended by adding the following:

Sunglass frames, unmounted, or mounted with non-corrective tinted lenses, when ornamented with decorative materials such as imitation jewels, metallic studs, boarded leather, sea-shells and the like, applied to at least two-thirds of the front frame and two-thirds of the temple, and when sold to retailers at $14.50 or more and at retail for $25.00 or more, including lenses and case.

2. Section 2 (c) is amended by adding the following item:

Kitchen and bath stools.

3. Section 2 (g) is amended by adding the following item:

Hammock stands.

This amendment shall become effective on the 15th day of May 1946.

Issued this 15th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8168; Filed, May 15, 1946; 11:34 a. m.]

PART 1305—ADMINISTRATION

[SO 126, Amdt. 32]

EXEMPTION AND SUSPENSION OF CERTAIN ARTICLES OF CONSUMER GOODS FROM PRICE CONTROL

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Order 126 is amended in the following respects:

Section 2 (1) is amended by adding the following articles to the list contained therein:

Tail, wing, and pointer turkey feathers.

This amendment shall become effective on May 15, 1946.

Issued this 15th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8169; Filed, May 15, 1946; 11:34 a. m.]

PART 1305—ADMINISTRATION

[SO 126,[1] Amdt. 33]

EXEMPTION AND SUSPENSION OF CERTAIN ARTICLES OF CONSUMER GOODS FROM PRICE CONTROL

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Supplementary Order 126 is amended in the following respects:

1. Section 9 (b) is added to read as follows:

(b) *Certain silk apparel.* (1) All items of apparel and apparel accessories covered by the General Maximum Price Regulation which are made wholly (exclusive of linings, bindings, reinforcements or trimmings) of silk;

(2) All hosiery covered by Maximum Price Regulation 274;

(3) Women's and children's anklets, the leg portion of which is made wholly of silk;

(4) Men's half hose and slacks, the leg portion of which is made wholly of silk; and

(5) Brassieres, bandeaus, corsets, girdles, and garter belts if all the non-elastic material (exclusive of linings, bindings, and trimmings) is made of silk and the elastic materials comprise 40% or less of the total yardage used in the item.

2. Section 10 (f) is added to read as follows:

(f) *Silk products and related services.* (1) Yarn consisting entirely of silk;

(2) Fabrics consisting entirely of silk (grey or finished);

(3) Products consisting entirely of silk, but not including apparel or apparel accessories;

(4) Any service involved in the manufacture of any such yarn.

This amendment shall be come effective May 15, 1946.

Issued this 15th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8170; Filed, May 15, 1946; 11:34 a. m.]

PART 1305—ADMINISTRATION

[SO 132,[1] Amdt. 28]

EXEMPTION AND SUSPENSION FROM PRICE CONTROL OF CERTAIN FOODS, GRAINS AND CEREALS, FEEDS, TOBACCO AND TOBACCO PRODUCTS, AGRICULTURAL CHEMICALS, INSECTICIDES AND BEVERAGES

A statement of the considerations involved in the issuance of this amendment has ben issued and filed with the Division of the Federal Register.

Supplementary Order No. 132 is amended in the following respects:

1. In section 1 (a) (1), the commodity "Lobster and spiny (rock) lobster products, processed (domestic and imported) except when sold in hermetically sealed containers" is amended to read "Lobster and spiny (rock) lobster products, processed (domestic and imported)", and the following commodities are added in alphabetical order:

Anchovies in brine (imported and domestic)
Anchovies and anchovy paste, canned (imported and domestic)
Anchovy sprats (imported)
Cod liver, canned (imported and domestic)
Cod liver paste, canned (imported and domestic)
Crabmeat specialties, canned (imported and domestic). This includes, but is not limited to, cakes and cocktails.
Fish cakes, canned and frozen
Fish chowders, canned
Shad, canned
Shark fillets, salted (imported and domestic)
Vinegar-cured herring
Vinegar-cured herring products (imported and domestic). This includes, but is not limited to, gafelbiter, appetitsild, and herring tidbits.

2. In section 1 (a) (2), the commodity "Bamboo sprouts, canned and frozen" is amended to read "Bamboo sprouts, canned and frozen (imported and domestic)"; the commodity "Truffles" is amended to read "Truffles (imported and domestic)"; and the following commodities are added in alphabetical order:

Banana powder, dehydrated, imported
Beets, canned
Chinese water chestnuts
Coconut paste (domestic and imported)
Comb honey
Cut comb honey
Dates (imported)
Dried mushrooms, sliced, or cubed (imported and domestic)
Fig juice, canned
Garbanzo beans
Garlic juice
Hearts of Palms, canned (imported)
Kumquats, canned
Maple sugar, pure, except block and Canadian bag sugar
Marrons (European chestnuts)
Okra, canned
Onion juice
Papaya juice
Potato chips
Potato salad
Potatoes, julienne
Potatoes, shoestring
Sorghum syrup, pure
Soybeans, canned
Turnip greens, canned

3. In section 1 (a) (3), the following commodities are added in alphabetical order:

Baking powder
Flours made from barley, buckwheat, cottonseed, corn, oats, peanuts, potatoes, rice, rye or soybeans. This does not include flour mixes which contain any other ingredient.
Sodium bicarbonate (baking soda)

4. In section 1 (a) (4), the commodity "Turkey foie gras" is amended to read "Turkey foie gras (imported and domestic)" and the following commodities are added in alphabetical order:

Chicken foie gras (domestic and imported)
Pork rinds, fried
Rabbit, canned (imported)
Meat extracts

5. In section 1 (a) (5), the commodity "Calf's foot jelly" is amended to read "Calf's foot jelly (imported and domestic)" and the following commodities are added in alphabetical order:

Almond paste
Barbecue sauces
Canary seed
Caramel coloring
Caraway seed
Cardamon
Celery seed
Cereal beverage mixtures
Chop Suey dinners
Chop suey mixed vegetables
Cloves

[1] 10 F.R. 10200, 11348, 11512, 12919, 13110, 13071, 13776, 14396, 14634, 14735, 14899, 15346; 11 F.R. 881, 712, 1774, 2375, 2375, 2375, 2989, 3541, 3596, 3793.

[1] 10 F.R. 14954, 15170; 11 F.R. 296, 297, 881, 1102, 1467, 2378, 2640, 2989, 2927, 3247, 3396.

Collettes—a product made entirely from corn meal and extruded by heat into crisp sticks. This also includes the product when further cooked by frying
Coriander seed
Enzymatic syrup—a syrup resulting from the enzymatic conversion of corn starch into maltose, dextrose, and other sugars, where in addition to high diatastic malt as a converting agent, additional enzymes or enzymatic agents are added (only when sold to be used in the production of cigarettes)
Food coloring (not containing sugar)
Food flavorings (not containing sugar)
Food flavoring extracts (not containing sugar)
Ginger
Ginger, cargo
Ginger root, candied or otherwise prepared or preserved
Ginger, stem
Hydrolized vegetable protein — a food seasoning
Indian pudding
Mace
Mate (South American tea)
Mint sauce
Monosodium glutinate—a food seasoning
Mustard, dry
Mustard seed in consumer packages
Nutmeg
Pimento (allspice)
Popped popcorn (except when containing nuts or sold as a confection)
Poppy seed
Red peppers, including cayenne and chili peppers
Soups, dry and dehydrated
Soy sauce
Tabasco sauce
Worcestershire sauce
Vanilla beans
Vanilla extract

6. In Section 1 (a) (6), the commodity "Water crackers (crackers made from flour and water and baked in ovens using bundles of faggots for heat)" is amended by adding the words "(domestic and imported)"; the commodity "Rye hardtack" is amended to read "Rye hardtack (imported and domestic)"; and the following commodities are added in alphabetical order:

Brown bread, canned
Frozen bakery products

7. Section 1 (a) (7) is added to read as follows:

(7) *Dairy Products, as follows:*

Holmboe Gjetost—a whey, cream and goat's milk product
Ice cream mix, dry (in consumer-size packages only)

8. In section 1 (b), the following commodities are added in alphabetical order:

Bird food
Bird gravel
Bird seed
Fish food
Pet foods, dry
Pet foods, moist, canned and frozen, made from gullets, lungs, melts and udders of animals customarily slaughtered by the meat packing industry

9. In section 1 (c), the following commodities are added in alphabetical order:

Cigarettes (imported)
Maryland Tobacco (Type 32), 1945 crop

10. In section 1 (d), the following commodities are added in alphabetical order:

Bitters, non-alcoholic
Waters, still or carbonated, distilled or otherwise processed, natural or with salts added, in bottles or other closed containers (imported and domestic) (not containing sugar)

11. In section 1 (e) the following commodities are added in alphabetical order:

Household deodorants
Household disinfectants
Household insecticides
Household rodenticides

This amendment shall become effective May 15, 1946.

Issued this 15th day of May 1946.

PAUL A. PORTER,
Administrator.

Approved: May 8, 1946.

N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 46-8171; Filed, May 15, 1946; 11:34 a. m.]

PART 1305—ADMINISTRATION

[SO 159]

MAXIMUM PRICE OF YARNS OR FABRICS CONSISTING OF SILK IN COMBINATION WITH OTHER FIBERS

A statement of the considerations involved in the issuance of this supplementary order has been issued simultaneously herewith and filed with the Division of the Federal Register.

SECTION 1. *If a yarn or fabric consists of silk blended or combined with other fibers.* (a) It shall be subject to all regulations and orders issued by the Office of Price Administration in the same manner as if its silk content were rayon; and

(b) Its maximum price shall be determined as though its silk content were rayon, except that the value of the silk in the raw shall be assumed to be $3.08 per pound.

SEC. 2. *Yarn or fabric consisting of silk blended or combined with other fibers.* If a yarn or fabric consists of silk blended or combined with other fibers its processing shall be subject to all regulations and orders issued by the Office of Price Administration in the same manner as if its silk content were rayon.

This supplementary order shall become effective May 15, 1946.

Issued this 15th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8172; Filed, May 15, 1946; 11:34 a. m.]

PART 1346—BUILDING MATERIALS

[MPR 592, Amdt. 6]

SPECIFIED CONSTRUCTION MATERIALS AND REFRACTORIES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 592 is amended in the following respects:

1. A new section 8 (c) is added to read as follows:

(c) *Delegation of authority.* The National Office may refer any report filed under this section to the appropriate Regional Administrator. Any Regional Administrator, or any District Director authorized by the appropriate Regional Administrator may, in any case so referred to him, either approve or disapprove maximum prices reported in accordance with this section, and may authorize maximum prices under the first of the following applicable methods.

2. A new section 9 (c) is added to read as follows:

(c) *Delegation of authority.* The National Offices may refer any report filed under this section to the appropriate Regional Administrator. Any Regional Administrator, or any District Director authorized by the appropriate Regional Administrator may, in any case so referred to him, either approve or disapprove maximum prices reported in accordance with this section, and may issue orders under Section 10 establishing maximum prices in accordance with its terms.

This Amendment No. 6 shall become effective May 20, 1946.

Issued this 15th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8167; Filed, May 15, 1946; 11:33 a. m.]

PART 1347—PAPER, PAPER PRODUCTS AND RAW MATERIALS FOR PAPER AND PAPER PRODUCTS, PRINTING AND PUBLISHING

[RMPR 451,[1] Amdt. 4]

BOOK PAPER

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 451 is amended in the following respects:

1. In the table of prices in Appendix A (a), the brand name of Crocker, Burbank Papers, Inc., Towsend E. F. is amended to read Townsend E. F.; Fitchburg Paper Co. Hillcourt Offset is amended to read Hillcrest Offset; New York and Pennsylvania Co. Inc., L. N. English Finish is amended to read L. H. English Finish; Northwest Paper Co. Nationside E. F. Book is amended to read Nationwide E. F. Book; and Tileston and Hollingsworth Co. Summer Plate is amended to read Sumner Plate.

2. The following brand names and prices are added to the list under Appendix A (a):

a. Under Jessup & Moore Paper Co. before Jesmore add—

White Offset	$7.80

[1] 10 F.R. 8860.

b. Under Kalamazoo Paper Company after Kapaco Enamel add—

No. 2 Offset Fernwood Offset	$7.80
Aristocrat E. F.	7.75
Fernwood E. F.	7.30

c. Under West Virginia Pulp and Paper Company after Piedmont Litho, Non-Varnish quality add—

Piedmont Coated	$8.95

3. In appendix A (d), subparagraph (3) (i) is amended to read as follows:

(3) (i) *Manufacturing differentials.*

	Cents per cwt.
Supercalendering uncoated paper	+40
Antique or eggshell finish	+25
High bulk	+40
Extra high bulk	+65
Extra beater sizing	+25
Tub or surface sizing	+50
Laid	+25
Watermarked laid	+50
Watermarked wove	+50

4. In Appendix B, paragraph (e) is amended to read as follows:

(e) *Manufacturing differentials.* To any maximum price determined under this appendix "B" there may be added where applicable, the following manufacturing differentials:

	Cents per cwt.
Supercalendering uncoated paper	+40
Antique or eggshell finish	+25
High bulk	+40
Extra high bulk	+65
Extra beater sizing	+25
Tub or surface sizing	+50
Laid	+25
Watermarked laid	+50
Watermarked wove	+50

5. In Appendix B, a new paragraph, (f), is added to read as follows:

(f) *Finishing and packing differentials.* For the purpose of arriving at the basis for application of the following finishing and packing differentials, the maximum ceiling price of all grades sold in sheets under this Appendix B is reestablished to a jumbo roll basis by deducting from the trimmed, sheet, cased price in effect on January 8, 1946, $0.85 per cwt. for coated papers, $0.65 per cwt. for uncoated offset; and from the untrimmed, sheet, cased, price in effect on January 8, 1946, $0.70 per cwt. for coated papers and $0.50 per cwt. on all other grades of book paper.

To the roll base price so determined, there may be added where applicable the following finishing and packing differentials:

	Cents per cwt.
Sheeting (37½ sq. in. or over)	+45
Trimming (1 or 2 sides)	+20
Trimming (3 or 4 sides)	+30
Sealing standard package	+25
Packing in bundles (chip board top and bottom)	+30
Packing in cartons or in frames	+40
Packing in cases	+75
Packing on skids	+30

This amendment shall become effective May 20, 1946.

Issued this 15th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8166; Filed, May 15, 1946; 11:33 a. m.]

Chapter XVIII—Office of Economic Stabilization

[Directive 26, Amdt. 1]

PART 4003—SUPPORT PRICES; SUBSIDIES

FLOUR

Pursuant to the authority vested in me by the Stabilization Act of 1942, as amended, and by Executive Order 9250 of October 3, 1942 (7 F.R. 7871), Executive Order 9328 of April 8, 1943 (8 F.R. 4681), Executive Order 9599 of August 18, 1945 (10 F.R. 10155), Executive Order 9651 of October 30, 1945 (10 F.R. 13487), Executive Order 9697 of February 14, 1946 (11 F.R. 1691), and Executive Order 9699 of February 21, 1946 (11 F.R. 1929), it is hereby ordered:

Directive No. 26 (Flour) is amended by the addition of section 5:

SEC. 5. The Reconstruction Finance Corporation is authorized and directed to establish as soon as practicable new rates of payment conforming to the changes in wheat prices which have taken place since May 1, 1946, for the balance of May, 1946.

Issued and effective this 13th day of May 1946.

CHESTER BOWLES,
Director.

[F. R. Doc. 46-8139; Filed, May 14, 1946; 4:28 p. m.]

Chapter XXIII—War Assets Administration

[SPA Reg. 11, Amdt. 2]

PART 8311—PROCEEDS AND EXPENSES

EXPENSES

Surplus Property Administration Regulation 11, January 15, 1946, entitled "Proceeds and Expenses", as amended through February 21, 1946 (11 F.R. 636, 1990) is hereby further amended in the following respects:

1. Section 8311.6 (b) (6) is amended by inserting following the first two words, "In general", the words "with regard to surplus personal property".

2. Section 8311.6 (b) (7) is revised to read as follows:

(7) With regard to surplus real property, all costs of care and handling as defined in section 3 of the act, incurred by owning agencies during the fixed period provided by the appropriate regulation for the disposal agency's assumption of the obligation to care for and handle the property: *Provided, however,* That if the Administrator extends the disposal agency's time to assume the obligation to care for and handle any real property beyond such fixed period, the owning agency shall be entitled to reimbursement for costs of care and handling incurred during the period of such extension.

This amendment shall become effective May 16, 1946.

E. B. GREGORY,
Administrator.

MAY 14, 1946.

[F. R. Doc. 46-8162; Filed, May 15, 1946; 11:36 a. m.]

TITLE 43—PUBLIC LANDS: INTERIOR

Chapter II—Bureau of Reclamation, Department of the Interior

PART 402—ANNUAL WATER CHARGES

DESCHUTES IRRIGATION PROJECT, NORTH UNIT, OREGON

CROSS REFERENCE: For addition to the tabulation in § 402.2 see Department of the Interior, Bureau of Reclamation, Notices section.

TITLE 45—PUBLIC WELFARE

Chapter V—The President's War Relief Control Board

TERMINATION OF BOARD

CROSS REFERENCE: For termination of the President's War Relief Control Board see Executive Order 9723, *supra.*

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter I—Interstate Commerce Commission

[S. O. 458-B]

PART 95—CAR SERVICE

PRIORITY FOR GRAIN FROM COUNTRY ELEVATORS TO TERMINAL ELEVATORS

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 14th day of May, A. D. 1946.

Upon further consideration of Service Order No. 458 (11 F.R. 2191) as amended (11 F.R. 2327, 2451), and Service Order No. 458-A (11 F.R. 3418), and good cause appearing therefor; *It is ordered,* That:

Service Order No. 458-A be, and it is hereby, vacated and set aside.

It is further ordered, That:

Service Order No. 458, as amended, be, and it is hereby, further amended by substituting the following paragraph (b) (1) and Appendix A for paragraph (b) (1) and Appendix A thereof:

(b) *Transportation priority to be given certain traffic.* (1) Except as provided in paragraph (b) (2) herein each common carrier listed below shall give priority over all other car orders to filling orders for empty cars for grain loading to the extent of the daily loading ability of the shipper or consignor at a country elevator, provided the shipper or consignor thereof certifies on the car order that such car is to be loaded with grain for a terminal market, and such notation shall be shown on the bill of lading and waybill.

Chicago and Eastern Illinois Railroad Company.
Chicago and North Western Railway Company.
Chicago, Burlington & Quincy Railroad Company.
Chicago, Milwaukee, St. Paul and Pacific Railroad Company.
Chicago, Saint Paul, Minneapolis and Omaha Railway Company.
Great Northern Railway Company.
Illinois Central Railroad Company.

The Minneapolis & St. Louis Railway Company.
Minneapolis, St. Paul & Sault Ste. Marie Railroad Company.
Northern Pacific Railway Company.

APPENDIX A

Kentucky	Louisville.
Missouri	St. Louis, Kansas City, St. Joseph.
Iowa	Council Bluffs, Cedar Rapids, Des Moines, Sioux City.
Nebraska	Omaha, South Omaha, Fremont, Lincoln, Nebraska City.
Kansas	Kansas City.
Montana	Sampling points: Great Falls, Shelby, Lewiston, Harlowton, Billings.
Wisconsin	Superior, East End, Itasca, Milwaukee.
North Dakota	Grand Forks.
Minnesota	Minneapolis, St. Paul, Duluth and sampling points: Soo Line—Glenwood, Thief River Falls. Northern Pacific—Staples. Great Northern—Wilmar, St. Cloud. Chicago, Milwaukee, St. Paul & Pacific—Montevideo.
Illinois	Chicago, Peoria, Decatur, East St. Louis, Cairo.
Indiana	Indianapolis.
Ohio	Toledo, Cincinnati.
New York	Buffalo.

It is further ordered, That this order shall become effective at 12:01 a. m., May 15, 1946; that copies of this order and direction shall be served upon all State railroad regulatory bodies and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-8165; Filed, May 15, 1946; 11:46 a. m.]

[S. O. 480, Amdt. 3]

PART 95—CAR SERVICE

INCREASED MINE HOLDINGS OF UNBILLED BITUMINOUS COAL

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 14th day of May, A. D. 1946.

Upon further consideration of Service Order No. 480 (11 F.R. 3367), as amended (11 F.R. 4164, 4806); and good cause appearing therefor: *It is ordered*, That:

Service Order No. 480 as amended, be, and it is hereby, further amended by substituting the following paragraphs (b) and (e) in lieu of paragraphs (b) and (e) thereof:

(b) *Application.* The provisions of this order shall apply to intrastate as well as interstate traffic, but only to bituminous coal subject to Solid Fuels Administration for War Regulation No. 1 loaded prior to May 1 at mines and other loading points by producers who have not resumed production of coal subsequent to May 12. This order shall not apply at any mine or other loading point when the coal operator resumes production.

(e) *Expiration date.* This order shall expire at 7:00 a. m., May 21, 1946, unless otherwise modified, changed, suspended or annulled by order of this Commission. (40 Stat. 101, sec. 402; 41 Stat. 476, sec. 4; 54 Stat. 901; 49 U.S.C. 1 (10)–(17))

It is further ordered, That this amendment shall become effective at 7:00 a. m., May 15, 1946; that copies of this order shall be served upon the State railroad regulatory bodies of each State, and upon the Association of American Railroads, Car Service Division, as agent of all railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-8164; Filed, May 15, 1946; 11:46 a. m.]

Notices

TREASURY DEPARTMENT.

Customs Bureau.

[T. D. 51453]

PHILIPPINE TRADE ACT OF 1946

INFORMATION REGARDING PRESENT TRADE RELATIONS WITH THE PHILIPPINE ISLANDS

MAY 13, 1946.

The following telegram signed by the Acting Secretary of the Treasury which was sent to collectors of customs on May 3, 1946, is published for the information of collectors of customs and others concerned:

Philippine Trade Act 1946 effective May 1, 1946 continues entry free of duty until 1954 articles produced Philippines without materials imported from countries other than United States in excess 20 per cent total value. Direct shipment on through bill lading drawback and export tax certificate requirements repealed. Pending promulgation regulations percentage imported materials may be established accordance present regulations. Usual internal revenue taxes applicable importation oleomargarine adulterated butter filled cheese distilled spirits wines other liquors denatured alcohol and perfumes containing distilled spirits. Usual internal revenue taxes on importation other products and taxes IRC 3560 and IRC 2491 (c) based on IRC 2470 applicable but not in excess of tax on like products of United States or any foreign country. Other import taxes not applicable products complying 20 per cent rule. Articles for official use of Philippine Government free of internal revenue tax. Philippine products exported from Philippines or other foreign country on or after July 4 subject marking provisions tariff act. Add rice to quota list and observe Circular Letter 2499. 20 per cent rule applicable all quota commodities except cordage.

[SEAL] W. R. JOHNSON.
Commissioner of Customs.

[F. R. Doc. 46-8154; Filed, May 15, 1946; 10:58 a. m.]

DEPARTMENT OF THE INTERIOR.

Bureau of Reclamation.

[No. 1]

DESCHUTES IRRIGATION PROJECT, NORTH UNIT, OREGON

ANNOUNCEMENT OF ANNUAL WATER RENTAL CHARGES[1]

APRIL 30, 1946.

1. I have determined that it is factually impossible, because construction work is not sufficiently advanced, to promulgate during the year 1946 any of the public notices of construction charges contemplated in article 16 of the contract between the United States and the Jefferson Water Conservancy District dated January 4, 1938, as amended by the contract dated September 5, 1945.

2. *Water rental.* Pursuant to article 34 of the contract dated January 4, 1938, water will be furnished, when available, upon a rental basis during the irrigation season of 1946 (commencing on May 20) where the progress of construction will permit, to privately owned lands under the North Unit Main Canal of the Jefferson Water Conservancy District described below:

T. 11 S., R. 12 E., W. M.:
Sec. 35; E½SE¼.
Sec. 36; all.
T. 12 S., R. 12 E., W. M.:
Sec. 1; all.
Sec. 2; E½E½, E½W½NE¼.
Sec. 12; N½, NE¼SE¼, S½SE¼.
Sec. 13; E½, E½SE¼NW¼, E½SW¼, SW¼SW¼.
Sec. 24; all, except S½SW¼.
Sec. 25; all, except portion East of Railroad.
Sec. 26; E½, E½W½, SW¼SW¼.
Sec. 27; SE¼SE¼.
Sec. 34; all.
Sec. 35; all.
Sec. 36; West of Railroad.
T. 13 S., R. 12 E., W. M.:
Sec 1; West of Railroad.
Sec. 2; all.
Sec. 3; N½, N½SW¼.
Sec. 11; all.
Sec. 12; NW¼NW¼ West of Railroad, SW¼ West of Railroad, W½SE¼ West of Railroad.
Sec. 13; N½.
Sec. 14; NE¼.
T. 11 S., R. 13 E., W. M.:
Sec. 15; Portion of SW¼ West of Railroad.
Sec. 16; S½.
Sec. 20; E½SE¼.
Sec. 21; West of Railroad.
Sec. 28; West of Railroad.
Sec. 29; E½NE¼, SW¼NE¼, S½.
Sec. 31; NE¼NE¼, NW¼NW¼, S½N½, S½.
Sec. 32; all.
Sec. 33; SW¼NW¼, S½.

[1] Affects tabulation in 43 CFR 402.2.

T. 12 S., R. 13 E., W. M.:
Sec. 3; SW¼NW¼ West of Hwy., NW¼SW¼ West of Hwy., SW¼SW¼.
Sec. 4; all.
Sec. 5; all.
Sec. 6; all.
Sec. 7; all.
Sec. 8; all.
Sec. 9; all.
Sec. 10; SW¼NE¼ West of Road, NW¼, SW¼, SE¼ West of Road.
Sec. 15; NE¼ West of Road, W½, W½SE¼.
Sec. 16; all.
Sec. 17; all.
Sec. 18; all, except Culver Townsite.
Sec. 19; all.
Sec. 20; all.
Sec. 21; all.
Sec. 22; W½, W½E½.
Sec. 27; W½NE¼, NW¼ North of Main Canal.
Sec. 28; North of Main Canal.
Sec. 29; North of Main Canal.
Sec. 30; N½N½, S½NE¼, NE¼SE¼, North of Main Canal.
T. 13 S., R. 13 E., W. M.:
Sec. 16; S½ South of Main Canal.
Sec. 17; SE¼NW¼, E½ SW¼ East of Railroad.
Sec. 18; NW¼NE¼ North of Railroad.
Sec. 20; East of Railroad and South of Canal.
Sec. 21; West of Canal.
Sec. 22; West of Canal.
Sec. 27; West of Canal.
Sec. 28; all.
Sec. 29; all.
Sec. 32; N½, between Railroad and Highway.

Excepting from the above described lands such tracts or parcels of lands which, due to limited acreage of irrigable land or for other reasons, are not eligible for water delivery.

3. *Charges and terms of payment.* Not to exceed 2½ acre-feet of water per acre will be furnished for each acre of land for which water service is requested, at the rate of $1.00 for each acre-foot or fraction thereof. All charges shall be payable by the District to the United States in advance of delivery of water.

4. Water will be delivered and measured by Government forces at the tap or weir nearest to the individual farm, topographic conditions considered.

5. The District will request water delivery for, and certify to the United States as entitled to receive water, only such lands as are owned or are held under contract of purchase by persons duly qualified to receive water under the terms of the Reclamation Act of June 17, 1902 (32 Stat. 388), and acts of Congress supplementary thereto or amendatory thereof, and who have duly complied with the requirements of the contract of January 4, 1938, as amended, between the United States and the Jefferson Water Conservancy District, including:

(a) The execution and delivery of the recordable contract as provided for in article 31 of said contract.

(b) The execution and delivery of an application and affidavit for water service, as provided for in article 31 of said contract; and

(c) The execution and delivery of a valid recordable contract, in the case of ownership of excess land, as provided for in article 32 of said contract.

The recordable contracts under (a) and (c) hereof may be combined into one contract.

6. Applications for water on the basis of this announcement will be received at the office of the Secretary of the Jefferson Water Conservancy District at Madras, Oregon, and payments will be made to that office in advance of the delivery of water.

(Act of June 17, 1902, 32 Stat. 388, as amended or supplemented)

WILLIAM E. WARNE,
Acting Commissioner.

[F. R. Doc. 46-8148; Filed, May 15, 1946; 9:41 a. m.]

[No. 8]

VALE PROJECT, OREGON

PUBLIC NOTICE OF AVAILABILITY OF WATER FOR THE VALE PROJECT

MARCH 22, 1946.

1. Pursuant to the provisions of article 10 of the contract of October 22, 1926, between the United States of America and Vale Oregon Irrigation District, notice is hereby given that water from the works of the Vale Project will be available as of April 1, 1946, for the following described irrigable lands in the District, to wit:

WILLAMETTE MERIDIAN, OREGON

T. 19 S., R. 41 E.:

Sec. 25:	Acres
SE¼NE¼	2
SW¼NW¼	34
SE¼NW¼	11
NE¼SW¼	26
NW¼SW¼	8
SE¼SW¼	12
NE¼SE¼	16
NW¼SE¼	14
SW¼SE¼	35
SE¼SE¼	33
Sec. 36:	
NE¼NE¼	34
SW¼NE¼	17
SE¼NE¼	31
NE¼SE¼	31
SE¼SE¼	37

T. 20 S., R. 41 E.:

Sec. 1:	
NE¼NE¼	34
SE¼NE¼	34
SE¼SW¼	16
NE¼SE¼	33
NW¼SE¼	30
SW¼SE¼	35
SE¼SE¼	37
Sec. 12:	
Portion of NE¼NE¼ west of Pacific Livestock Company canal	22
Portion of NE¼NE¼ east of Pacific Livestock Company canal	[1] 5
NW¼NE¼	27
SW¼NE¼	33
SE¼NE¼	[1] 7
NE¼NW¼	9
SE¼NW¼	13
NE¼SW¼	19
SW¼SW¼	7
SE¼SW¼	34
NE¼SE¼	[1] 20
NW¼SE¼	18
SW¼SE¼	13
SE¼SE¼	[1] 7
Sec. 13:	
NE¼NE¼	[1] 3
NW¼NE¼	[1] 13
SW¼NE¼	[1] 22
SE¼NE¼	[1] 1
NE¼NW¼	26

[1] Indicates lands which have conveyed their old water rights to the United States and have accepted in lieu thereof a project water right.

WILLAMETTE MERIDIAN, OREGON—Continued

T. 20 S., R. 41 E.—Continued.

Sec. 13—Continued.	Acres
NW¼NW¼	26
SW¼NW¼	25
SE¼NW¼	12
NE¼SW¼	[1] 21
NW¼SW¼	22
SW¼SW¼	[1] 17
SE¼SW¼	[1] 20
NW¼SE¼	[1] 5
Sec. 14:	
SE¼NE¼	4
NE¼SE¼	7
SE¼SE¼	2
Sec. 23:	
NE¼NE¼	[1] 26
NW¼NE¼	[1] 4
SW¼NE¼	[1] 24
SE¼NE¼	[1] 2
NE¼SW¼	[1] 5
SE¼SW¼	[1] 8
Sec. 24: NW¼NW¼	[1] 1
Sec. 27:	
SE¼NE¼	13
SE¼SW¼	14
NE¼SE¼	1
NW¼SE¼	16
Sec. 33:	
NE¼NE¼	7
NW¼NE¼	7
Sec. 34:	
NE¼NW¼	2
NW¼NW¼	19
SW¼NW¼	2

T. 19 S., R. 42 E.:

Sec. 24:	
SE¼NE¼	14
SE¼SW¼	5
NW¼SE¼	12
SW¼SE¼	4
SE¼SE¼	[1] 3
Sec. 25:	
NE¼NE¼	26
NW¼NE¼	16
SW¼NE¼	25
SE¼NE¼	8
NE¼NW¼	10
NW¼NW¼	20
SW¼NW¼	36
SE¼NW¼	39
NE¼SW¼	32
NW¼SW¼	30
SW¼SW¼	30
SE¼SW¼	27
NE¼SE¼	18
NW¼SE¼	26
SW¼SE¼	24
SE¼SE¼	19
Sec. 27:	
NE¼NE¼	1
NW¼NE¼	2
SW¼NE¼	36
SE¼NE¼	26
NE¼NW¼	15
SW¼NW¼	13
SE¼NW¼	30
NE¼SW¼	20
NW¼SW¼	37
SW¼SW¼	15
NW¼SE¼	14
Sec. 28:	
NE¼NE¼	15
NW¼NE¼	12
SW¼NE¼	8
SE¼NE¼	20
NE¼NW¼	20
NW¼NW¼	22
SW¼NW¼	3
SW¼SW¼	27
SE¼SW¼	19
NE¼SE¼	32
NW¼SE¼	35
SW¼SE¼	31
SE¼SE¼	18
Sec. 29:	
NW¼SW¼	38
SW¼SW¼	37
Sec. 30:	
SW¼NE¼	3
SE¼NE¼	14
NE¼SE¼	34
NW¼SE¼	18

WILLAMETTE MERIDIAN, OREGON—Continued

T. 19 S., R. 42 E.—Continued.

Sec. 30—Continued.	Acres
SW¼SE¼	11
SE¼SE¼	21
Sec. 31:	
NE¼NE¼	36
NW¼NE¼	33
SW¼NE¼	25
SE¼NE¼	35
NE¼NW¼	20
NW¼NW¼	29
SW¼NW¼	24
SE¼NW¼	12
NE¼SW¼	30
NW¼SW¼	33
SW¼SW¼	26
SE¼SW¼	36
NE¼SE¼	38
NW¼SE¼	32
SW¼SE¼	34
SE¼SE¼	32
Sec. 32:	
NE¼NW¼	23
NW¼NW¼	22
Harper Ranch Subdivision:	
Lot 1	[1] 39
Lot 6	[1] 39
Lot 5	[1] 46
Lot 2	[1] 39
Lot 3	[1] 35
Lot 12	[1] 1
Sec. 36:	
NE¼NE¼	11
NW¼NE¼	14
SW¼NE¼	10
SE¼NE¼	10
NE¼NW¼	5
NW¼NW¼	20

T. 20 S., R. 42 E.:

Sec. 5:	
NE¼NE¼	3
Harper Ranch Subdivision:	
Lot 4	8
Lot 13	[1] 14
Lot 14	[1] 12
Lot 15	[1] 12
Lot 17	[1] 7
Lot 18	[1] 12
Lot 19	[1] 11
Harper (original town):	
Blk. 1: All	[1] 2.64
Blk. 2: All	[1] 1.15
Blk. 3:	
Lot 1	[1] .12
Lot 2	[1] .12
Lot 3	[1] .12
Lot 4	[1] .12
Lot 5	[1] .12
Lot 6	[1] .12
Lot 7	[1] .12
Lot 8	[1] .12
Blk. 4:	
Lot 1	[1] .12
Lot 2	[1] .12
Lot 3	[1] .12
Lot 4	[1] .12
Lot 7	[1] .12
Lot 8	[1] .12
Blk. 5:	
Lot 1	[1] .12
Lot 2	[1] .12
Lot 3	[1] .12
Lot 4	[1] .12
Lot 5	[1] .12
Lot 6	[1] .12
Lot 7	[1] .12
Lot 8	[1] .12
Blk. 6:	
Lot 1	[1] .12
Lot 2	[1] .12
Lot 3	[1] .12
Lot 4	[1] .12
Lot 5	[1] .12
Lot 6	[1] .12
Lot 7	[1] .12
Lot 8	[1] .12

[1] Indicates lands which have conveyed their old water rights to the United States and have accepted in lieu thereof a project water right.

WILLAMETTE MERIDIAN, OREGON—Continued

T. 20 S., R. 42 E.—Continued.

Sec. 5—Continued.

Harper (original town)—Con.

Blk. 7	Acres
Lot 1	[1] .12
Lot 2	[1] .12
Lot 3	[1] .12
Lot 4	[1] .12
Lot 5	[1] .12
Lot 6	[1] .12
Lot 7	[1] .12
Lot 8	[1] .12
Blk. 8:	
Lot 1	[1] .06
Lot 2	[1] .06
Lot 3	[1] .06
Lot 4	[1] .06
Lot 5	[1] .06
Lot 6	[1] .06
Lot 7	[1] .06
Lot 8	[1] .06
Lot 9	[1] .06
Lot 10	[1] .06
Lot 11	[1] .06
Lot 12	[1] .06
Lot 13	[1] .06
Lot 14	[1] .06
Lot 15	[1] .06
Lot 16	[1] .06
Blk. 9:	
Lot 1	[1] .06
Lot 2	[1] .06
Lot 3	[1] .06
Lot 4	[1] .06
Lot 5	[1] .06
Lot 6	[1] .06
Lot 7	[1] .06
Lot 8	[1] .06
Blk. 10:	
Lot 1	[1] .06
Lot 2	[1] .06
Lot 3	[1] .06
Lot 4	[1] .06
Lot 5	[1] .06
Lot 6	[1] .06
Blk. 11:	
Lot 1	[1] .06
Lot 2	[1] .06
Lot 3	[1] .06
Lot 4	[1] .06
Lot 5	[1] .06
Lot 6	[1] .06
Lot 7	[1] .06
Lot 8	[1] .06
Lot 9	[1] .06
Lot 10	[1] .06
Lot 11	[1] .06
Lot 12	[1] .06
Lot 13	[1] .06
Lot 14	[1] .06
Lot 15	[1] .06
Lot 16	[1] .06
Blk. 12:	
Lot 1	[1] .06
Lot 2	[1] .06
Lot 3	[1] .06
Lot 4	[1] .06
Lot 5	[1] .06
Lot 6	[1] .06
Lot 7	[1] .06
Lot 8	[1] .06
Lot 9	[1] .06
Lot 10	[1] .06
Lot 11	[1] .06
Lot 12	[1] .06
Lot 13	[1] .06
Lot 14	[1] .06
Lot 15	[1] .06
Lot 16	[1] .06
Blk. 13: All	[1] 1.60
Fairmor Addition to the Town of Harper:[2]	
Blk. 1:	
Lot 5	[1] .04
Lot 6	[1] .04
Lot 7	[1] .04
Lot 8	[1] .04
Lot 9	[1] .11

[2] Fairmor Addition is platted from Lots 20 and 21, Harper Ranch Subdivision.

WILLAMETTE MERIDIAN, OREGON—Continued

T. 20 S., R. 42 E.—Continued.

Sec. 5—Continued.

Fairmor Addition to the Town of Harper—Continued.

Blk. 1—Continued.	Acres
Lot 10	[1] .11
Lot 11	[1] .11
Lot 12	[1] .11
Blk. 2:	
Lot 13	[1] .10
Lot 14	[1] .11
Lot 15	[1] .11
Lot 16	[1] .11
Blk. 3:	
Lot 1	[1] .11
Lot 2	[1] .11
Lot 3	[1] .10
Lot 4	[1] .07
Lot 7	[1] .07
Lot 8	[1] .10
Blk. 4:	
Lot 1	[1] .11
Lot 2	[1] .11
Lot 3	[1] .11
Lot 4	[1] .11
Lot 5	[1] .11
Lot 6	[1] .11
Lot 7	[1] .11
Lot 8	[1] .11
Blk. 5:	
Lot 1	[1] .11
Lot 2	[1] .10
Lot 3	[1] .11
Lot 4	[1] .08
Lot 7	[1] .10
Lot 8	[1] .11
Blk. 6:	
Lot 3	[1] .11
Lot 4	[1] .11
Lot 5	[1] .11
Lot 6	[1] .11
Lot 7	[1] .11
Lot 8	[1] .11
Blk. 7:	
Lot 1	[1] .11
Lot 2	[1] .11
Lot 3	[1] .11
Lot 4	[1] .11
Lot 5	[1] .11
Lot 6	[1] .11
Lot 7	[1] .11
Lot 8	[1] .11
Blk. 8:	
Lot 2	[1] .11
Lot 5	[1] .11
Lot 6	[1] .10
Lot 7	[1] .05
Blk. 9:	
Lot 1	[1] .10
Lot 2	[1] .11
Lot 3	[1] .11
Lot 4	[1] .11
Lot 5	[1] .12
Lot 6	[1] .08
Lot 7	[1] .03
Blk. 10:	
Lot 1	[1] .11
Lot 2	[1] .11
Lot 3	[1] .11
Lot 4	[1] .10
Lot 7	[1] .14
Lot 8	[1] .11
Harper Ranch Subdivision:	
Lot 16	[1] 9
Lot 22	[1] 20
Lot 63	[1] 11

Sec. 6:

Harper Ranch Subdivision:	
Lot 23	[1] 55
Lot 24	[1] 42
Lot 25	[1] 38
Lot 26	[1] 25
NE¼NW¼	35
NW¼NW¼	40
SW¼NW¼	35
SE¼NW¼	37
NE¼SW¼	34
NW¼SW¼	27
SW¼SW¼	15
Lot 27	[1] 37

WILLAMETTE MERIDIAN, OREGON—Continued

T. 20 S., R. 42 E.—Continued.

Sec. 6—Continued.

Harper Ranch Subdivision—Con.

SW¼SW¼—Continued.	Acres
Lot 28	[1] 26
Lot 29	[1] 58
Lot 30	[1] 16
Sec. 7:	
Harper Ranch Subdivision:	
Lot 31	[1] 37
Lot 32	[1] 58

T. 16 S., R. 43 E.:

Sec. 3: SW¼SW¼	10
Sec. 4: SW¼SW¼	23
SE¼SW¼	14
SW¼SE¼	10
SE¼SE¼	3
Sec. 9: NE¼NE¼	37
NW¼NE¼	38
SW¼NE¼	32
SE¼NE¼	39
NE¼NW¼	35
Part of NW¼NW¼ north of highway	17
Part of SE½NW¼ north of highway	10
NE¼SE¼	25
NW¼SE¼	2
SE¼SE¼	10
Sec. 10:	
SW¼NE¼	20
NE¼NW¼	5
NW¼NW¼	40
SW¼NW¼	35
SE¼NW¼	35
NE¼SW¼	40
NW¼SW¼	40
SW¼SW¼	32
SE¼SW¼	38
NE¼SE¼	38
NW¼SE¼	40
SW¼SE¼	36
SE¼SE¼	39
Sec. 11: NW¼SW¼	14
SW¼SW¼	36
SE½SW¼	25
Sec. 13:	
NW¼SW¼	17
SW¼SW¼	34
Sec. 14:	
NW¼NE¼	34
SW¼NE¼	38
NE¼NW¼	38
NW¼NW¼	38
SW¼NW¼	36
SE¼NW¼	39
NE¼SW¼	27
NW¼SW¼	38
SW¼SW¼	16
SE¼SW¼	31
NE¼SE¼	30
NW¼SE¼	36
SW¼SE¼	37
SE¼SE¼	38
Sec. 15:	
NE¼NE¼	39
NW¼NE¼	40
SW¼NE¼	23
SE¼NE¼	39
Jamieson Townsite:	
Blk. 2:	
Lot 1	.02
Lot 2	.02
Lot 3	.02
Lot 4	.02
Lot 5	.10
Lot 6	.10
Lot 7	.10
Lot 8	.12
Blk. 3:	
Lot 1	.37
Lot 2	.37
Lot 3	.37
Lot 4	.37
Lot 5	.38
Lot 6	.38

[1] Indicates lands which have conveyed their old water rights to the United States and have accepted in lieu thereof a project water right.

WILLAMETTE MERIDIAN, OREGON—Continued

T. 16 S., R. 43 E.—Continued.

Sec. 15—Continued.

Jamieson Townsite—Continued.

Blk. 3—Continued	Acres
Lot 7	.38
Lot 8	.38
Blk. 4:	
Lot 1	.37
Lot 2	.37
Lot 3	.37
Lot 4	.37
Lot 5	.38
Lot 6	.38
Lot 7	.38
Lot 8	.38
Blk. 14:	
Lot 1	.43
Lot 2	.31
Lot 3	.31
Lot 4	.43
Blk 14:	
Lot 5	.36
Lot 6	.25
Lot 7	.25
Lot 8	.36
Blk. 15:	
Lot 2	.31
Lot 3	.31
Lot 4	.43
Lot 5	.43
Lot 6	.31
Lot 7	.31
Lot 8	.40
Blk. 16:	
Lot 1	.43
Lot 2	.43
Lot 3	.43
Lot 4	.43
Blk. 17:	
Lot 1	.43
Lot 2	.43
Lot 3	.36
Lot 4	.36
Jamieson Acreage Tracts:	
Lot 100	5
Lot 101	5
Lot 102	2.4
Lot 103	.6
Lot 104	4
Lot 107	6
Lot 109	2
Lot 110	2
Lot 111	2
Lot 112	2
Lot 113	2.5
Lot 118	5
Lot 120	6
Lot 121	3
Lot 128	1
Lot 129	1.4
Lot 130	1.4
Lot 131	1.4
Lot 132	1.5
Lot 133	1.5
Lot 134	1.2
Lot 135	8.3
Lot 136	2.2
Lot 137	2.2
Lot 138	2.2
Lot 139	2.2
Lot 144	6.0
Lot 145	1.0
Lot 146	3.0
Lot 147	5.5
Lot 148	6
Lot 149	5
Lot 150	4.5
Lot 153	3
Lot 154	12
Lot 155	9
Lot 156	9
Lot 157	8
Lot 158	9
Lot 165	4
Lot 166	8
Lot 167	12
NE¼SE¼	21
Sec. 22:	
NE¼NE¼	31
NW¼NE¼	38
SW¼NE¼	39
SE¼NE¼	34

WILLAMETTE MERIDIAN, OREGON—Continued

T. 16 S., R. 43 E.—Continued.

Sec. 22—Continued.	Acres
NE¼NW¼	35
NW¼NW¼	4
SW¼NW¼	11
SE¼NW¼	39
NE¼SW¼	35
SE¼SW¼	11
NE¼SE¼	39
NW¼SE¼	39
SW¼SE¼	39
SE¼SE¼	39
Sec. 23:	
NE¼NE¼	34
NW¼NE¼	28
SW¼NE¼	35
SE¼NE¼	30
NE¼NW¼	27
NW¼NW¼	33
SW¼NW¼	22
SE¼NW¼	21
NW¼SW¼	17
SW¼SW¼	32
SE¼SW¼	14
NE¼SE¼	36
NW¼SE¼	5
SW¼SE¼	9
SE¼SE¼	16
Sec. 24:	
SW½NE¼	1
NW¼NW¼	36
SW½NW¼	21
NE¼SW¼	14
NW¼SW¼	32
SW¼SW¼	36
SE¼SW¼	32
NE¼SE¼	14
NW¼SE¼	14
SW¼SE¼	38
SE¼SE¼	36
Sec. 25:	
NE¼NE¼	34
NW¼NE¼	34
SW¼NE¼	35
SE¼NE¼	29
NE¼NW¼	36
NW½NW¼	29
SW¼NW¼	35
SE¼NW¼	33
NE¼SW¼	30
NW¼SW¼	18
SW¼SW¼	17
SE¼SW¼	34
NE¼SE¼	39
NW¼SE¼	37
SW¼SE¼	32
SE¼SE¼	38
Sec. 26:	
NE¼NE¼	27
NW¼NE¼	33
SW½NE¼	28
SE¼NE¼	31
NE¼NW¼	32
NW¼NW¼	35
SW¼NW¼	34
SE¼NW¼	36
NE¼SW¼	36
NW¼SW¼	36
SW¼SW¼	36
SE¼SW¼	36
NE¼SE¼	27
NW½SE¼	37
SW½SE¼	36
SE½SE¼	35
Sec. 27:	
NE¼NE¼	38
NW¼NE¼	38
SW¼NE¼	29
SE¼NE¼	38
NE¼NW¼	7
NE¼SE¼	38
SE¼SE¼	28
Sec. 35:	
NE¼NE¼	33
NW¼NE¼	35
SW¼NE¼	37
SE¼NE¼	31
NE¼NW¼	35
NW¼NW¼	35
SW¼NW¼	35
SE¼NW¼	37

WILLAMETTE MERIDIAN, OREGON—Continued

T. 18 S., R. 43 E.—Continued.

Sec. 35—Continued.	Acres
NE¼SW¼	34
NW¼SW¼	38
SW¼SW¼	21
SE¼SW¼	19
NE¼SE¼	35
NW¼SE¼	38
SW¼SE¼	37
SE¼SE¼	37
Sec. 36:	
NE¼NE¼	38
NW¼NE¼	36
SW¼NE¼	20
SE¼NE¼	18
NE¼NW¼	30
NW¼NW¼	31
SW¼NW¼	37
SE¼NW¼	32
NE¼SW¼	40
NW¼SW¼	39
SW¼SW¼	36
SE¼SW¼	38
NE¼SE¼	18
NW¼SE¼	8
SW¼SE¼	36
SE¼SE¼	24

T. 17 S., R. 43 E.:

Sec. 1:	
NE¼NE¼	33
NW¼NE¼	37
SW¼NE¼	38
SE¼NE¼	37
NE¼NW¼	37
NW¼NW¼	38
SW¼NW¼	28
SE¼NW¼	30
NE¼SW¼	30
NW¼SW¼	30
SW¼SW¼	10
SE¼SW¼	34
NE¼SE¼	35
NW¼SE¼	38
SW¼SE¼	33
SE¼SE¼	38
Sec. 2:	
NE¼NE¼	37
NW¼NE¼	40
SW¼NE¼	34
SE¼NE¼	38
SE¼NW¼	2
NE¼SW¼	4
NE¼SE¼	21
NW¼SE¼	29
Sec. 12:	
NE¼NE¼	30
NW¼NE¼	22
SW¼NE¼	22
SE¼NE¼	31
NE¼NW¼	22
SE¼NW¼	20
NW¼SE¼	1
SW¼SE¼	19
SE¼SE¼	30
Sec. 13:	
NE¼NE¼	23
SE¼NE¼	7

T. 18 S., R. 43 E.:

Sec. 12:	
SW¼NW¼	16
NE¼SW¼	19
NW¼SW¼	15
NE¼SE¼	25
NW¼SE¼	12
SW¼SE¼	16
SE¼SE¼	36
Sec. 13:	
NE¼NE¼	25
NW¼NE¼	4
SE¼NE¼	13
NE¼SE¼	13
SE¼SE¼	8
Sec. 24:	
SW¼SW¼	1
SE¼SW¼	9
SW¼SE¼	18
SE¼SE¼	20
Sec. 25:	
NE¼NE¼	38
NW¼NE¼	39
SW¼NE¼	38

WILLAMETTE MERIDIAN, OREGON—Continued

T. 18 S., R. 43 E.—Continued.

Sec. 25—Continued.	Acres
SE¼NE¼	38
NE¼NW¼	38
NW¼NW¼	22
SW¼NW¼	36
SE¼NW¼	38
NE¼SW¼	37
NW¼SW¼	34
SW¼SW¼	34
SE¼SW¼	39
NE¼SE¼	37
NW¼SE¼	38
SW¼SE¼	39
SE¼SE¼	37
Sec. 26:	
NE¼NE¼	5
SW¼NE¼	9
SE¼NE¼	36
NE¼SW¼	14
NW¼SW¼	5
SW¼SW¼	36
SE¼SW¼	29
NE¼SE¼	36
NW¼SE¼	38
SW¼SE¼	15
SE¼SE¼	32
Sec. 27:	
SE¼SW¼	16
SW¼SE¼	34
Sec. 34:	
NE¼NE¼	6
NW¼NE¼	35
SW¼NE¼	26
SE¼NE¼	23
NE¼NW¼	18
NW¼NW¼	14
SW¼NW¼	8
SE¼NW¼	8
NE¼SE¼	25
NW¼SE¼	17
Sec. 35:	
NE¼NE¼	36
NW¼NE¼	10
SE¼NE¼	19
NE¼NW¼	28
NW¼NW¼	26
SW¼NW¼	4
SE¼NW¼	6
NE¼SE¼	30
Sec. 36:	
NE¼NE¼	36
NW¼NE¼	38
SW¼NE¼	37
SE¼NE¼	32
NE¼NW¼	38
NW¼NW¼	37
SW¼NW¼	35
SE¼NW¼	37
NE¼SW¼	20
NW¼SW¼	10
SW¼SW¼	25
SE¼SW¼	22
NE¼SE¼	18
NW¼SE¼	29

T. 19 S., R. 43 E.:

Sec. 18:	
NW¼NW¼	10
SW¼NW¼	10
NW¼SW¼	10
SW¼SW¼	10
Sec. 19:	
NW¼NE¼	11
SW¼NE¼	32
SE½NE¼	21
NE¼NW¼	17
SE¼NW¼	10
NE¼SW¼	7
NW¼SW¼	10
SW¼SW¼	10
SE¼SW¼	38
NE¼SE¼	35
NW¼SE¼	32
SW¼SE¼	36
SE¼SE¼	38
Sec. 20: SW¼SW¼	14
Sec. 29:	
NW¼NW¼	29
SW¼NW¼	25
SE¼NW¼	9
NE¼SW¼	4

WILLAMETTE MERIDIAN, OREGON—Continued

T. 19 S., R. 43 E.—Continued.

Sec. 29—Continued.	Acres
NW¼SW¼	27
SW¼SW¼	39
SE¼SW¼	13
Sec. 30:	
NE¼NE¼	31
NW¼NE¼	36
SW¼NE¼	20
SE¼NE¼	18
NE¼NW¼	25
SE¼NW¼	17
NE¼SW¼	16
NW¼SW¼	24
SW¼SW¼	23
SE¼SW¼	12
NE¼SE¼	28
NW¼SE¼	34
SW¼SE¼	32
SE¼SE¼	32
Sec. 31:	
NE¼NE¼	34
NW¼NE¼	9
SW¼NE¼	22
SE¼NE¼	12
NE¼NW¼	11
NW¼NW¼	10
Sec. 32:	
NE¼NW¼	15
NW¼NW¼	36
SW¼NW¼	15
SE¼NW¼	9

T. 16 S., R. 44 E.:

Sec. 30:	
NW¼NW¼	13
SW¼NW¼	30
SE¼NW¼	14
NE¼SW¼	24
NW¼SW¼	34
SW¼SW¼	39
SE¼SW¼	31
NW¼SE¼	25
SW¼SE¼	36
SE¼SE¼	15
Sec. 31:	
NE¼NE¼	34
NW¼NE¼	32
SW¼NE¼	39
SE¼NE¼	34
NE¼NW¼	40
NW¼NW¼	37
SW¼NW¼	31
SE¼NW¼	40
NE¼SW¼	38
NW¼SW¼	38
SW¼SW¼	37
SE¼SW¼	35
NE¼SE¼	36
NW¼SE¼	38
SW¼SE¼	36
SE¼SE¼	36
Sec. 32:	
SW¼NW¼	19
SE¼NW¼	3
NE¼SW¼	18
NW¼SW¼	20
SW¼SW¼	36
SE¼SW¼	27
NW¼SE¼	17
SW¼SE¼	29

T. 17 S., R. 44 E.:

Sec. 4:	
SW¼NW¼	38
SE¼NW¼	27
NE¼SW¼	33
NW¼SW¼	31
SW¼SW¼	32
SE¼SW¼	32
NW¼SE¼	1
NW¼SE¼	21
SW¼SE¼	27
SE¼SE¼	33
Sec. 5:	
NE¼NE¼	40
NW¼NE¼	37
SW¼NE¼	33
SE¼NE¼	29
NE¼NW¼	32
NW¼NW¼	38
SW¼NW¼	36
SE¼NW¼	33
NE¼SW¼	36
NW¼SW¼	36
SW¼SW¼	33
SE¼SW¼	39
NE¼SE¼	20
NW¼SE¼	13
SW¼SE¼	22
SE¼SE¼	15

WILLAMETTE MERIDIAN, OREGON—Continued

T. 17 S., R. 44 E.—Continued.

Sec. 5—Continued.	Acres
NE¼SW¼	30
NW¼SW¼	23
SW¼SW¼	33
SE¼SW¼	21
NE¼SE¼	27
NW¼SE¼	27
SW¼SE¼	18
SE¼SE¼	27
Sec. 6:	
NE¼NE¼	38
NW¼NE¼	30
SW¼NE¼	35
SE¼NE¼	30
NE¼NW¼	39
NW¼NW¼	29
SW¼NW¼	42
SE¼NW¼	29
NE¼SW¼	35
NW¼SW¼	47
SW¼SW¼	45
SE¼SW¼	36
NE¼SE¼	32
NW¼SE¼	16
SW¼SE¼	32
SE¼SE¼	28
Sec. 7:	
NE¼NE¼	38
NW¼NE¼	34
SW¼NE¼	37
SE¼NE¼	34
NE¼NW¼	35
NW¼NW¼	45
SW¼NW¼	45
SE¼NW¼	35
NE¼SW¼	36
NW¼SW¼	35
SW¼SW¼	25
SE¼SW¼	27
NE¼SE¼	37
NW¼SE¼	24
SW¼SE¼	32
SE¼SE¼	35
Sec. 8:	
NE¼NE¼	31
NW¼NE¼	35
SW¼NE¼	30
SE¼NE¼	33
NE¼NW¼	29
NW¼NW¼	33
SW¼NW¼	35
SE¼NW¼	35
NE¼SW¼	38
NW¼SW¼	37
SW¼SW¼	33
SE¼SW¼	33
NE¼SE¼	27
NW¼SE¼	35
SW¼SE¼	33
SE¼SE¼	36
Sec. 9:	
NE¼NE¼	26
NW¼NE¼	35
SW¼NE¼	38
SE¼NE¼	33
NE¼NW¼	37
NW¼NW¼	34
SW¼NW¼	30
SE¼NW¼	36
NE¼SW¼	36
NW¼SW¼	33
SW¼SW¼	26
SE¼SW¼	33
NE¼SE¼	38
NW¼SE¼	33
SW¼SE¼	30
SE¼SE¼	37
Sec. 10:	
SW¼NE¼	5
NE¼NW¼	9
NW¼NW¼	36
SW¼NW¼	32
SE¼NW¼	34
NE¼SW¼	36
NW¼SW¼	33
SW¼SW¼	30
SE¼SW¼	3
NW¼SE¼	30

WILLAMETTE MERIDIAN, OREGON—Continued

T. 17 S., R. 44 E.—Continued.

Sec. 10—Continued.	Acres
SW¼SE¼	37
SE¼SE¼	15
Sec. 14:	
SW¼NW¼	28
NW¼SW¼	32
SW¼SW¼	34
SE¼SW¼	35
SW¼SE¼	23
Sec. 15:	
NE¼NE¼	35
NW¼NE¼	33
SW¼NE¼	33
SE¼NE¼	35
NE¼NW¼	35
NW¼NW¼	37
SW¼NW¼	29
SE¼NW¼	39
NE¼SW¼	35
NW¼SW¼	25
SW¼SW¼	35
SE¼SW¼	22
NE¼SE¼	27
NW¼SE¼	36
SW¼SE¼	34
SE¼SE¼	33
Sec. 16:	
NE¼NE¼	22
NW¼NE¼	7
SW¼NE¼	23
NE¼NW¼	30
NW¼NW¼	30
SW¼NW¼	26
SE¼NW¼	20
NE¼SW¼	20
NW¼SW¼	10
SW¼SW¼	12
SE¼SW¼	7
NE¼SE¼	38
NW¼SE¼	20
SW¼SE¼	13
SE¼SE¼	22
Sec. 17:	
NE¼NE¼	33
NW¼NE¼	20
SW¼NE¼	14
SE¼NE¼	27
NE¼NW¼	35
NW¼NW¼	31
SW¼NW¼	34
SE¼NW¼	30
NE¼SW¼	31
NW¼SW¼	30
SW¼SW¼	36
SE¼SW¼	29
NE¼SE¼	20
NW¼SE¼	20
SW¼SE¼	35
SE¼SE¼	28
Sec. 18:	
NE¼NE¼	12
NW¼NE¼	8
SW¼NE¼	28
SE¼NE¼	39
NW¼NW¼	15
SW¼NW¼	10
SE¼NW¼	27
NE¼SW¼	35
NW¼SW¼	10
NE¼SE¼	38
NW¼SE¼	38
SW¼SE¼	7
SE¼SE¼	17
Sec. 19:	
NE¼NE¼	32
SW¼NE¼	13
SE¼NE¼	30
NE¼SE¼	2
NW¼SE¼	3
Sec. 20:	
NE¼NE¼	35
NW¼NE¼	33
SW¼NE¼	34
SE¼NE¼	15
NE¼NW¼	25
NW¼NW¼	30
SW¼NW¼	20
SE¼NW¼	20
NE¼SW¼	30
NW¼SW¼	20
SE¼SW¼	30
NE¼SE¼	33
NW¼SE¼	20
SW¼SE¼	13
SW¼SE¼	6

WILLAMETTE MERIDIAN, OREGON—Continued

T. 17 S., R. 44 E.—Continued.

Sec. 21:	Acres
NE¼NE¼	35
NW¼NE¼	18
SW¼NE¼	24
SE¼NE¼	22
NE¼NW¼	27
NW¼NW¼	29
SW¼NW¼	21
SE¼NW¼	32
NE¼SW¼	35
NW¼SW¼	4
SW¼SW¼	9
SE¼SW¼	37
NE¼SE¼	15
NW¼SE¼	33
SW¼SE¼	29
SE¼SE¼	30
Sec. 22:	
NE¼NE¼	30
NW¼NE¼	22
SW¼NE¼	33
SE¼NE¼	25
NE¼NW¼	30
NW¼NW¼	25
SW¼NW¼	25
SE¼NW¼	30
NE¼SW¼	31
NW¼SW¼	20
SW¼SW¼	10
SE¼SW¼	20
NE¼SE¼	37
NW¼SE¼	19
SW¼SE¼	14
SE¼SE¼	33
Sec. 23:	
NE¼NE¼	34
NW¼NE¼	39
SW¼NE¼	30
SE¼NE¼	37
NE¼NW¼	37
NW¼NW¼	35
SW¼NW¼	24
SE¼NW¼	37
NE¼SW¼	30
NW¼SW¼	30
SW¼SW¼	36
SE¼SW¼	29
NE¼SE¼	33
NW¼SE¼	36
SW¼SE¼	6
SE¼SE¼	29
Sec. 24:	
NE¼NW¼	35
NW¼NW¼	35
SW¼NW¼	33
SE¼NW¼	25
NE¼SW¼	30
NW¼SW¼	37
Part of SW¼SW¼ north of Warmsprings Lateral	24
Part of SE¼SW¼ north of Warmsprings Lateral	19
NW¼SE¼	25
SW¼SE¼	15
Sec. 25:	
Part of NW¼NW¼ west of Warmsprings Lateral	10
Part of SW¼NW¼ west of Warmsprings Lateral	37
NW¼SW¼	28
Part of SW¼SW¼ west of Warmsprings Lateral	2
Sec. 26:	
NE¼NE¼	30
NW¼NE¼	24
SW¼NE¼	36
SE¼NE¼	20
NE¼NW¼	33
NW¼NW¼	31
SW¼NW¼	25
SE¼NW¼	34
NE¼SW¼	20
NW¼SW¼	30
SW¼SW¼	20
SE¼SW¼	10
NE¼SE¼	34
NW¼SE¼	33
SW¼SE¼	30
SE¼SE¼	37

WILLAMETTE MERIDIAN, OREGON—Continued

T. 17 S., R. 44 E.—Continued.

Sec. 27:	Acres
NE¼NE¼	32
NW¼NE¼	22
SW¼NE¼	26
SE¼NE¼	29
NE¼NW¼	31
NW¼NW¼	26
SW¼NW¼	28
SE¼NW¼	23
NE¼SW¼	20
SE¼SW¼	20
NE¼SE¼	31
NW¼SE¼	26
SW¼SE¼	28
SE¼SE¼	25
Sec. 33:	
NE¼NE¼	18
NW¼NE¼	30
SW¼NE¼	12
SE¼NE¼	30
NE¼NW¼	8
Sec. 34:	
NE¼NE¼	30
NW¼NE¼	20
SW¼NE¼	30
SE¼NE¼	20
NE¼NW¼	15
SE¼NW¼	25
Sec. 35:	
NE¼NE¼	35
NW¼NE¼	15
SW¼NE¼	20
SE¼NE¼	36
NE¼NW¼	25
NW¼NW¼	20
SW¼NW¼	20
NW¼SW¼	20
NE¼SE¼	30
NW¼SE¼	10
Sec. 36:	
Part of NE¼SW¼ west of Warm-springs Lateral	23
NW¼SW¼	30

T. 18 S., R. 44 E.:

Sec. 1:	
NE¼NW¼	37
SE¼NW¼	37
NE¼SW¼	39
SE¼SW¼	25
NW¼SE¼	39
SW¼SE¼	38
Sec. 7:	
NW¼SW¼	13
SW¼SW¼	48
SE¼SW¼	12
Sec. 12:	
NE¼NE¼	31
NW¼NE¼	29
SW¼NE¼	10
SE¼NE¼	33
NE¼NW¼	16
SE¼NW¼	4
NE¼SW¼	11
NW¼SW¼	14
SW¼SW¼	8
SE¼SW¼	27
NE¼SE¼	25
NW¼SE¼	10
SW¼SE¼	32
SE¼SE¼	29
Sec. 13:	
NE¼NE¼	10
NW¼NE¼	10
SW¼NE¼	35
SE¼NE¼	35
NE¼NW¼	11
NW¼NW¼	16
SW¼NW¼	36
SE¼NW¼	37
NE¼SW¼	37
NW¼SW¼	36
SW¼SW¼	32
SE¼SW¼	36
NE¼SE¼	15
NW¼SE¼	36
SW¼SE¼	16

WILLAMETTE MERIDIAN, OREGON—Continued

T. 18 S., R. 44 E.—Continued.

Sec. 14:	Acres
NE¼NE¼	13
SE¼NE¼	33
NE¼SW¼	20
NW¼SW¼	[1] 10
SW¼SW¼	30
SE¼SW¼	36
NE¼SE¼	34
NW¼SE¼	30
SW¼SE¼	27
SE¼SE¼	29
Sec. 15:	
SE¼SW¼	8
NE¼SE¼	3
SW¼SE¼	25
SE¼SE¼	28
Sec 17:	
SE¼SE¼	25
Sec. 18:	
SW¼NE¼	25
NE¼NW¼	36
NW¼NW¼	51
SW¼NW¼	50
SE¼NW¼	39
NE¼SW¼	39
NW¼SW¼	42
SW¼SW¼	38
SE¼SW¼	34
NW¼SE¼	20
SW¼SE¼	38
SE¼SE¼	14
Sec. 19:	
NE¼NE¼	36
NW¼NE¼	38
SW¼NE¼	29
SE¼NE¼	32
NE¼NW¼	28
NW¼NW¼	34
SW¼NW¼	20
SE¼NW¼	31
NE¼SW¼	15
NW¼SW¼	10
SW¼SW¼	33
NE¼SE¼	22
NW¼SE¼	30
SW¼SE¼	14
Sec. 20:	
NW¼NE¼	7
SW¼NE¼	19
SE¼NE¼	33
NE½NW¼	20
NW¼NW¼	14
SW¼NW¼	21
SE¼NW¼	13
NE¼SW¼	15
NW¼SW¼	17
SW¼SW¼	26
SE¼SW¼	26
NE½SE¼	27
SW¼SE¼	35
SE¼SE¼	10
Sec. 21:	
NE¼NE¼	9
NE¼NW¼	5
NW¼NW¼	14
NW¼SW¼	14
SW¼SW¼	29
SE¼SW¼	11
NE¼SE¼	7
SW¼SE¼	9
SE¼SE¼	32
Sec. 22:	
NE¼NE¼	31
NW¼NE¼	29
SW¼NE¼	34
SE¼NE¼	35
NE¼NW¼	18
NW¼NW¼	31
SW¼NW¼	26
SE¼NW¼	26
NE¼SW¼	39
NW¼SW¼	34
SW¼SW¼	36
SE¼SW¼	37
NE¼SE¼	39
NW¼SE¼	39

[1] Indicates lands which have conveyed their old water rights to the United States and have accepted in lieu thereof a project water right.

WILLAMETTE MERIDIAN, OREGON—Continued

T. 18 S., R. 44 E.—Continued.

Sec. 22—Continued.	Acres
SW¼SE¼	39
SE¼SE¼	38
Sec. 23:	
NE¼NE¼	36
NW¼NE¼	20
SW¼NE¼	20
SE¼NE¼	35
NE¼NW¼	20
NW¼NW¼	20
SW¼NW¼	20
SE¼NW¼	20
NE¼SW¼	28
NW¼SW¼	36
SW¼SW¼	33
SE¼SW¼	19
NE¼SE¼	36
NW¼SE¼	29
SW¼SE¼	16
SE¼SE¼	35
Sec. 24:	
NE¼NE¼	29
NW¼NE¼	36
SW¼NE¼	27
SE¼NE¼	37
NE¼NW¼	25
NW¼NW¼	32
SW¼NW¼	35
SE¼NW¼	18
NE¼SW¼	32
NW¼SW¼	35
SW¼SW¼	37
SE¼SW¼	34
NE¼SE¼	31
NW¼SE¼	9
SW¼SE¼	36
SE¼SE¼	30
Sec. 25:	
NE¼NE¼	20
NW¼NE¼	25
SW¼NE¼	15
NE¼NW¼	27
NW¼NW¼	25
SW¼NW¼	10
SE½NW¼	14
NE¼SW¼	18
NW¼SW¼	32
SW¼SW¼	19
Sec. 26:	
NE¼NE¼	29
NW¼NE¼	12
SW¼NE¼	23
SE¼NE¼	18
NE¼NW¼	37
NW¼NW¼	36
SW¼NW¼	38
SE¼NW¼	38
NE¼SW¼	38
NW¼SW¼	25
SW¼SW¼	29
SE¼SW¼	31
NE¼SE¼	30
NW¼SE¼	38
SW¼SE¼	23
SE¼SE¼	20
Sec. 27:	
NE¼NE¼	33
NW¼NE¼	35
SW¼NE¼	39
SE¼NE¼	37
NE¼NW¼	39
NW¼NW¼	37
SW¼NW¼	39
SE¼NW¼	40
NE¼SW¼	38
NW¼SW¼	38
SW¼SW¼	36
SE¼SW¼	38
NE¼SE¼	34
NW¼SE¼	38
SW¼SE¼	39
SE¼SE¼	30
Sec. 28:	
NE¼NE¼	37
NW¼NE¼	38
SW¼NE¼	39
SE¼NE¼	28
NE¼NW¼	38
NW¼NW¼	39

WILLAMETTE MERIDIAN, OREGON—Continued

T. 18 S., R. 44 E.—Continued.

Sec. 28—Continued.	Acres
SW¼NW¼	30
SE¼NW¼	32
NE¼SW¼	37
NW¼SW¼	38
SW¼SW¼	29
SE¼SW¼	39
NE¼SE¼	39
NW¼SE¼	40
SW¼SE¼	38
SE¼SE¼	38
Sec. 29:	
NE¼NE¼	35
NW¼NE¼	36
SW¼NE¼	16
SE¼NE¼	32
NE¼NW¼	20
NW¼NW¼	32
SW¼NW¼	37
SE¼NW¼	21
NE¼SW¼	30
NW¼SW¼	37
SW¼SW¼	27
SE¼SW¼	36
NE¼SE¼	24
NW¼SE¼	28
SW¼SE¼	29
SE¼SE¼	32
Sec. 30:	
NE¼NE¼	36
NW¼NE¼	22
SW¼NE¼	10
SE¼NE¼	37
NE¼NW¼	9
NW¼NW¼	36
SW¼NW¼	49
SE¼NW¼	31
NE¼SW¼	38
NW¼SW¼	48
SW¼SW¼	44
SE¼SW¼	30
NE¼SE¼	25
NW¼SE¼	33
SW¼SE¼	35
SE¼SE¼	15
Sec. 31:	
NW¼NE¼	34
SW¼NE¼	24
SE¼NE¼	34
NE¼NW¼	20
NW¼NW¼	26
SW¼NW¼	40
SE¼NW¼	18
NE¼SW¼	30
NW¼SW¼	35
SE¼SW¼	20
NE¼SE¼	6
NW¼SE¼	4
SW¼SE¼	20
Sec. 32:	
NE¼NE¼	18
NW¼NE¼	34
SW¼NE¼	36
SE¼NE¼	32
NE¼NW¼	35
NW¼NW¼	8
SW¼NW¼	31
SE¼NW¼	28
NE¼SW¼	14
NW¼SW¼	34
SW¼SW¼	36
SE¼SW¼	36
NE¼SE¼	34
NW¼SE¼	34
SW¼SE¼	28
SE¼SE¼	34
Sec. 33:	
NE¼NE¼	38
NW¼NE¼	37
SW¼NE¼	39
SE¼NE¼	36
NE¼NW¼	36
NW¼NW¼	22
SW¼NW¼	22
SE¼NW¼	31
NE¼SW¼	22
NW¼SW¼	27
SW¼SW¼	33
SE¼SW¼	26

WILLAMETTE MERIDIAN, OREGON—Continued

T. 18 S., R. 44 E.—Continued.

Sec. 33—Continued.	Acres
NE¼SE¼	39
NW¼SE¼	38
SW¼SE¼	32
SE¼SE¼	39
Sec. 34:	
NE¼NE¼	38
NW¼NE¼	37
SW¼NE¼	38
SE¼NE¼	39
NE¼NW¼	38
NW¼NW¼	38
SW¼NW¼	39
SE¼NW¼	39
NE¼SW¼	39
NW¼SW¼	36
SW¼SW¼	36
SE¼SW¼	38
NE¼SE¼	37
NW¼SE¼	37
SW¼SE¼	37
SE¼SE¼	37
Sec. 35:	
NE¼NE¼	14
NW¼NE¼	26
SW¼NE¼	24
NE¼NW¼	33
NW¼NW¼	34
SW¼NW¼	32
SE¼NW¼	25
NE¼SW¼	37
NW¼SW¼	35
SW¼SW¼	19
SE¼SW¼	13

T. 19 S., R. 44 E.:

Sec. 2: NW¼NW¼	27
Sec. 3:	
NE¼NE¼	35
NW¼NE¼	40
SW¼NE¼	39
SE¼NE¼	30
NE¼NW¼	39
NW¼NW¼	37
SW¼NW¼	35
SE¼NW¼	37
NE¼SW¼	23
NW¼SW¼	33
SW¼SW¼	20
SE¼SW¼	20
NW¼SE¼	30
SW¼SE¼	5
Sec. 4:	
NE¼NE¼	40
NW¼NE¼	20
SE¼NE¼	34
NE¼NW¼	14
NW¼NW¼	39
NE¼SE¼	19
Sec. 5:	
NE¼NE¼	37
NW¼NE¼	30
SW¼NE¼	25
SE¼NE¼	3
NE¼NW¼	35
NW¼NW¼	22

T. 18 S., R. 45 E.:

Sec. 7:	
SW¼NW¼	21
NW¼SW¼	25
SW¼SW¼	31
SE¼SW¼	15
Sec. 18:	
NW¼NE¼	10
SW¼NE¼	20
NE¼NW¼	26
NW¼NW¼	24
SW¼NW¼	18
SE¼NW¼	15
NE¼SW¼	6
NW¼SW¼	26
NE¼SE¼	16
SE¼SE¼	23
Total	32,000

2. The preliminary estimate of the probable cost of the works to be provided the District under said contract is $4,928,000.

3. The preliminary estimate of the construction charge per irrigable acre for the works built and to be built under this contract is hereby announced as $154.00 an acre. This per acre construction charge is preliminary and subject to readjustment upon completion or termination of the construction program for providing the works to the District under said contract and the ascertainment of the actual cost thereof, and is subject to increase or decrease to the end that the District will pay to the United States the full construction cost as finally determined by the Secretary of the Interior.

4. The construction charges payable by the District to the United States on account of the above described lands of the District will be due and payable in seventy-eight (78) semiannual instalments and will be based upon this preliminary estimate until the actual cost of the works to be provided the District under the said contract is determined and announced. Each of the first eight (8) of these semiannual instalments will be One and no/100 dollars ($1.00) per irrigable acre, as the irrigable acreage is shown on the above list of lands, and will be due and payable by the District to the United States on December 31, 1946 and on July 1 and December 31 of each of the years 1947, 1948 and 1949 and on July 1, 1950. The remaining seventy (70) semiannual instalments will be equal semiannual instalments and will be due commencing with the instalment due on December 31, 1950 and on July 1 and December 31 of each year thereafter. The amount per acre of the seventy (70) equal semiannual instalments will be determined and announced hereafter.

5. Pursuant to article 10 (e) of the said contract of October 22, 1926, the operation and maintenance charges for 1947, payable to the United States on behalf of the above described land, shall be transferred to and paid as a part of the construction payment. If the District elects to take over operation and maintenance of the transferred works, the charges for operation and maintenance of the reserved works will be the only operation and maintenance charges payable to the United States in 1947, and the cost of such operation and maintenance will be transferred to and paid as a part of the construction payment pursuant to said article 10 (e). The operation and maintenance or water rental charges for 1946 will be paid by the District to the United States in accordance with the letter of August 29, 1945 to the District from the Commissioner of Reclamation.

6. The District may, at its option, take over the operation and maintenance of the irrigation works on January 1, 1947, pursuant to article 11 of the said contract of October 22, 1926. The irrigation works which, at its request, will be transferred to the District for operation and maintenance (herein styled transferred works) are as follows:

Diversion dam for the Main Canal in the Malheur River;

Main and branch canals, laterals and structures in connection therewith;

All drainage ditches and works in connection therewith.

The Agency Valley Dam and Reservoir (herein styled reserved works) are reserved for operation and maintenance by the United States.

7. After January 1, 1947, delivery of water from the project supply to the lands above described will be made only subject to the following provisions:

(a) *Operation of project works.* On or before September 1, 1946, the District will notify the United States, whether it elects to take over the transferred works on January 1, 1947. If the District does not so elect, all of the project works built by the United States shall be retained and operated by the United States until such time as written notice is hereafter given (on or before September 1 of any subsequent year) to the Secretary of the Interior (herein called the Secretary) by the District, electing to have the transferred works turned over to the District for operation and maintenance, and fixing the date as of the beginning of any calendar year on or after January 1, 1948, when the transfer is to be made effective. If the District does elect to take over the transferred works, the United States will continue to operate the reserved works.

(b) (1) *Payment of operation and maintenance costs.* Except as provided in paragraph 5 of this notice, during the period that any or all of the project works are being operated by the United States, the District will pay directly to the United States the cost of operation and maintenance of the works being operated and maintained by the United States. This shall apply to the period of the operation and maintenance of the reserved works after the transferred works are being operated and maintained by the District as well as to the period, if any, subsequent to January 1, 1947, that all project works are being operated and maintained by the United States, and the words "project works" as used hereafter shall be construed accordingly. The amount of the annual payment shall be fixed by the Secretary and payment shall be made as provided herein. Beginning with the calendar year 1947 the Secretary shall furnish to the District on or before September 1 of each year, or as soon thereafter as practicable, and after consultation between officials of the Bureau of Reclamation and the Board of Directors of the District, a statement of the estimated costs of operating and maintaining the project works during the ensuing calendar year. For the calendar year 1948, and each succeeding year hereunder, the District shall pay such operation and maintenance charges as follows: twenty-five per cent (25%) on or before January 1, thirty-five per cent (35%) on or before April 1, twenty-five per cent (25%) on or before July 1, and fifteen per cent (15%) on or before October 1 of each year. Whenever, in the opinion of the Secretary, funds advanced as herein required will be inadequate to operate and maintain the project works properly to the end of the calendar year for which the advances were made, the Secretary may give a supplemental statement of the operation and maintenance charges stating the additional advances required for the project works for the year in question and the District's share thereof. The District shall make such additional advances on or before the date or dates specified in such statement.

(2) As soon as practicable after the close of each calendar year the actual costs of operation and maintenance chargeable to the project works for the year just closed shall be determined and announced by the Secretary. If the actual cost for the year is less than the funds advanced therefor by the District, any excess shall be credited against the next instalment of operation and maintenance charges coming due hereunder. If such cost is more than the funds advanced therefor, the difference shall be paid by the District to the United States on or before the date or dates specified in the notice announcing such deficit.

(3) The determinations as to what costs incurred by the United States are properly chargeable under this provision to the operation and maintenance of the project works shall be made by the Secretary.

(c) *Basis for levy of operation and maintenance charges.* Levies and charges made by the District to collect moneys to meet operation and maintenance charges shall be on the following basis:

There shall be a minimum charge made annually against each acre of irrigable land in the District to which water is available from the project water rights, which shall be required to be paid whether or not water is used. The minimum charge and the maximum amount of water to be delivered therefor for each irrigation season shall be fixed by the District in conformity with the announcement with respect thereto made by the Secretary: *Provided*, That in no event shall the amount of water to be delivered on payment of the minimum charge be fixed by the Secretary at less than three (3) acre-feet for an irrigation season. Such announcement will be made for each season on or before November 1 of the preceding calendar year. Payment of the minimum charge by the water users shall be required to be made to the District in advance of the delivery of any water in the season for which the payment is made. Water in excess of the amount to be delivered for the minimum charge may be delivered to the water users in any season on payment to the District therefor at not less than the following rates: the first acre-foot or fraction thereof at a charge per acre-foot which shall be not less than fifty per cent (50%) more than the average charge per acre-foot of water which said land is entitled to secure for the annual minimum charge; the second acre-foot or fraction thereof and each additional acre-foot at a charge per acre-foot which shall be not less than seventy-five per cent (75%) more than the average charge per acre-foot of water which said land is entitled to secure for the annual minimum charge. No excess water will be delivered to a farm unit unless advance payment therefor has been made by the water user to the District, or arrangements for such payment have been made that are satisfactory to the District and are in keeping with the requirements of the law.

(d) *Existing contracts unaffected.* This notice is given pursuant to the existing repayment contract, as amended, between the United States and the District, and, except as the provisions herein are inconsistent therewith, such repayment contract, as amended, remains in full force and effect.

(e) *Terms of this notice not binding on any future amendatory repayment contract negotiations.* The provisions for the repayment of construction charges established by this notice are to govern the District's repayment obligations only until an amendatory repayment contract has been entered into under the provisions of the Reclamation Project Act of 1939, as amended. Neither the instalments fixed hereunder nor any other provisions of this notice of availability shall be construed in any sense to be the measure or criterion of the terms of repayment that will be acceptable to the District or the United States in connection with any other later amendatory repayment contract.

8. In addition to the foregoing provisions of this notice, the delivery of water hereunder may be made conditional on the formal acceptance of this notice by the District. In the absence of such formal acceptance, the giving of the notice from the District to the United States under articles 7 (a) hereof, or the payment by the District to the United States of any charges hereunder, will be treated as the District's acceptance of this notice and all of its provisions and the delivery of water to the District at any time is predicated on this understanding.

OSCAR L. CHAPMAN,
Acting Secretary of the Interior.

[F. R. Doc. 46-8149; Filed, May 15, 1946; 9:41 a. m.]

DEPARTMENT OF AGRICULTURE.

Production and Marketing Administration.

[P. & S. Docket No. 143]

MARKET AGENCIES AT OMAHA UNION STOCK YARDS

NOTICE OF PETITION FOR MODIFICATION

By an order entered on November 19, 1926, pursuant to the provisions of the Packers and Stockyards Act, 1921, as amended (7 U.S.C. 181 et seq.), the Secretary of Agriculture prescribed reasonable rates and charges to be observed by the respondents. On July 29, 1941, the order of November 19, 1926, was temporarily modified, and, as so modified, has been extended from time to time and is still in effect.

By a petition filed on May 1, 1946, the respondents have requested that the existing schedule of rates and charges prescribed by the order of July 29, 1941, as extended, be amended to include in said schedule of rates and charges the changes shown in Exhibit B attached to respondents' petition.

The effect of such proposed modification, if granted, would increase the selling charges for cattle, hogs, sheep, and goats, and also increase the buying charges for sheep, thus resulting in additional revenues to the respondents, and, therefore, public notice should be given of the filing of such petition in order that all interested persons may have an opportunity to be heard in the matter.

Now, therefore, notice is hereby given to the public and to all interested persons of the filing of said petition for modification.

All interested persons who desire to be heard upon the matter requested in said petition for modification shall notify the Hearing Clerk, Office of the Solicitor, United States Department of Agriculture, Washington 25, D. C., within fifteen days from the date of the publication of this notice.

Copies hereof shall be served upon the respondents by registered mail or in person.

Done at Washington, D. C., this 13th day of May 1946.

[SEAL] G. T. PEYTON,
Deputy Assistant Administrator, Production and Marketing Administration.

[F. R. Doc. 46-8159; Filed, May 15, 1946; 11:14 a. m.]

FEDERAL POWER COMMISSION.

[Docket Nos. G-715, G-725, G-716, G-718]

NEW YORK STATE NATURAL GAS CORP. ET AL.

ORDER CONSOLIDATING PROCEEDINGS AND FIXING DATE OF HEARING

MAY 10, 1946.

In the matters of New York State Natural Gas Corporation, Docket Nos. G-715 and G-725; Hope Natural Gas Company, Docket No. G-716; and United Natural Gas Company, Docket No. G-718.

It appears to the Commission that:

(a) On April 8, 1948, New York State Natural Gas Corporation ("New York Corporation"), Docket No. G-715, filed with the Commission an application for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, to authorize the sale of natural gas to United Natural Gas Company, and the construction and operation of the facilities required to effect the delivery of the gas at the proposed point of delivery in Limestone Township, Clarion County, Pennsylvania.

(b) On April 10, 1946, Hope Natural Gas Company ("Hope"), Docket No. G-716, filed with the Commission an application for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, to authorize the construction and operation of certain additional gas transmission facilities described in the application as follows:

(1) *Additions to Hastings Compressor Station in Wetzel County, West Virginia.* One 2,000 horsepower steam engine gas compressor unit.

(2) *Additions to Jackson Compressor Station in Kanawha County, West Virginia.* Nine new gas compressor cylinders on present engines to replace present high stage compressors; and New discharge piping and gas cooler.

(3) *Loup Creek Compressor Station in Wyoming County, West Virginia.* One 800 horsepower gas engine driven gas compressor unit; water coolers and gas coolers; buildings consisting of main pump house and auxiliary machinery consisting of water pumps, air compressor, tanks, pipe and fittings and other miscellaneous equipment; and four dwelling houses for employees.

(4) *Oscar Nelson Compressor Station in Wyoming County, West Virginia.* Three 800 horsepower gas engine driven gas compressor units; water coolers and gas coolers; buildings consisting of main pump house and auxiliary machinery structure, and auxiliary machinery consisting of water pumps, air compressors, tanks, pipe and fittings and other miscellaneous equipment; and four dwelling houses for employees.

(c) On April 11, 1946, United Natural Gas Company ("United"), Docket No. G-718, filed with the Commission an application for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, to authorize the construction and operation of approximately 19.5 miles of 12-inch pipe line beginning at United's Lamont Compressor Station in Jones Township, Elk County, Pennsylvania, and extending in a northerly direction to Lewis Run By-pass located in Lewis Run Borough, McKean County, Pennsylvania. The proposed 12-inch pipe line would loop an existing 20-inch pipe line between the points referred to.

(d) On May 6, 1946, New York Natural Gas Corporation, Docket No. G-725, filed with the Commission an application for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, to authorize the sale of natural gas to Hanley and Bird, a partnership of Bradford, Pennsylvania, and to construct and operate in Limestone Township, Clarion County, Pennsylvania, the facilities required to effect the delivery of the natural gas.

(e) New York Corporation in its application, Docket No. G-715, states that by a supplemental agreement dated March 13, 1946, New York Corporation and Hope have amended an original agreement of November 1, 1943, Hope Natural Gas Company Rate Schedule F. P. C. No. 9, to increase the quantity of natural gas which New York Corporation may purchase thereunder from an annual maximum of 14,000,000 Mcf and a minimum of 6,000,000 Mcf to a maximum of 22,000,000 Mcf and a minimum of 15,000,000 Mcf to commence as soon as New York Corporation commences delivery to United.

(f) Hope in its application, Docket No. G-716, states the proposed facilities are to be installed to meet the increasing requirements of its present customers, particularly those of New York Corporation.

The Commission finds that: (1) The above-docketed proceedings may involve substantially the same issues and facts.

(2) Good cause exists for consolidating the above matters for the purpose of hearing thereof.

The Commission orders that: (A) The above-docketed proceedings be and they are hereby consolidated for the purpose of hearing.

(B) A public hearing be held commencing on May 27, 1946, at 10:00 a. m. (e. s. t.), in the Hearing Room of the Federal Power Commission, 1800 Pennsylvania Avenue, N. W., Washington, D. C., respecting the matters involved and the issues presented in these proceedings.

(C) Interested State Commissions may participate in said hearing as provided in section 67 of the provisional rules of practice and regulations under the Natural Gas Act.

By the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-8146; Filed, May 15, 1946; 9:41 a. m.]

FEDERAL TRADE COMMISSION.

[Docket No. 5419]

EVER-CHARGE PRODUCTS

ORDER APPOINTING TRIAL EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 13th day of May A. D. 1946.

In the matter of Irving A. Grubman, an individual, trading as Ever-Charge Products.

This matter being at issue and ready for the taking of testimony, and pursuant to authority vested in the Federal Trade Commission,

It is ordered, That Charles B. Bayly, a trial examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered, That the taking of testimony and the receipt of evidence in this proceeding begin on Monday, May 20, 1946, at ten o'clock in the forenoon of that day (eastern standard time), Room 332, Federal Trade Commission Building, Washington, D. C.

Upon the completion of the taking of testimony and the receipt of evidence on behalf of the Federal Trade Commission, the trial examiner is directed to proceed immediately to take testimony and receive evidence on behalf of the respondent. The trial examiner will then close the case and make his report upon the facts; conclusions of fact; conclusions of

law; and recommendation for appropriate action by the Commission.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 46-8160; Filed, May 15, 1946; 11:20 a. m.]

[File No. 21-396]

CONSTRUCTION EQUIPMENT DISTRIBUTING INDUSTRY

NOTICE OF HEARING AND OF OPPORTUNITY TO PRESENT VIEWS, SUGGESTIONS, OR OBJECTIONS

At a regular session of the Federal Trade Commission held at its office in the City of Washington, D. C., on the 14th day of May A. D. 1946.

In the matter of proposed trade practice rules for the construction equipment distributing industry.

Opportunity is hereby extended by the Federal Trade Commission to any and all persons, partnerships, corporations, associations, or other parties or groups (including consumers or users), affected by or having an interest in the proposed trade practice rules for the Construction Equipment Distributing Industry, to present to the Commission their views concerning said rules, including such pertinent information, suggestions, or objections as they may desire to submit, and to be heard in the premises. For this purpose they may obtain copies of the proposed rules upon request to the Commission. Such views, information, suggestions, or objections may be submitted by letter, memorandum, brief, or other communication, to be filed with the Commission not later than June 12, 1946. Opportunity to be heard orally will be afforded at the hearing beginning at 10 a. m., June 12, 1946, in Room 332, Federal Trade Commission Building, Pennsylvania Avenue at Sixth Street, N. W., Washington, D. C., to any such persons, partnerships, corporations, associations, or other parties or groups (including consumers or users) who desire to appear and be heard. After due consideration of all matters presented in writing or orally, the Commission will proceed to final action on the proposed rules.

By the Commission.

OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 46-8161; Filed, May 15, 1946; 11:20 a. m.]

INTERSTATE COMMERCE COMMISSION.

[S. O. 505]

UNLOADING OF DROP HAMMER AT LAREDO, TEX.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 14th day of May, A. D. 1946.

It appearing, that PRR 278112 containing power drop hammer at Laredo, Texas, on the Texas Mexican Railway Company has been on hand for an unreasonable length of time and that the delay in unloading said car is impeding its use; in the opinion of the Commission an emergency exists requiring immediate action. it is ordered, that:

Power drop hammer at Laredo, Texas, be unloaded. (a) The Texas Mexican Railway Company, its agents or employees, shall unload forthwith car PRR 278112 containing power drop hammer now on hand at Laredo, Texas, consigned order notify Petroleos Mexicanos.

(b) *Notice and expiration.* Said carrier shall notify the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where, and by whom such unloading was performed. Upon receipt of that notice this order shall expire. (40 Stat. 101, sec. 402; 41 Stat. 476, sec. 4; 54 Stat. 901, 911; 49 U.S.C. 1 (10)-(17), 15 (2))

It is further ordered, that this order shall become effective immediately; that a copy of this order and direction shall be served upon The Texas Mexican Railway Company, and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-8163; Filed, May 15, 1946; 11:46 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order CE-209, Amdt.]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW YORK COURTS

Vesting Order Number CE-209, dated March 20, 1946 (11 F.R. 3308), is hereby amended as follows and not otherwise:

By deleting the words "New York County", appearing in Column 3, of Item 12 in Exhibit A, and substituting therefor the words "Kings County".

All other provisions of said Vesting Order Number CE-209 and all action taken on behalf of the Alien Property Custodian in reliance thereon, pursuant thereto and under authority thereof are hereby ratified and confirmed.

Executed at Washington, D. C., on May 10, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-8109; Filed, May 14, 1946; 11:13 a. m.]

[Vesting Order CE 287]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN ILLINOIS, OHIO, MICHIGAN AND MINNESOTA COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 10, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Eusebia Retselis (individually)	Greece	Estate of Mary N. Parpas, deceased, Probate Court, Cook County, Ill., Docket No. 422; page 305; File No. 43-P-3990.	$868.77	LaSalle National Bank, Chicago, Ill.; account No. 32497; account in the name of A. Poumpourras, Acting Consul General of Greece at Chicago, or his successor, in trust for Eusebia Retselis.	$72.00
		Item 2			
Eusebia Retselis (trustee for Church of Ossia Paraskeve).	Greece	Same	200.00	Same	17.00
		Item 3			
Eusebia Retselis (trustee for two worthy girls of New Epivatis).	Greece	Same	400.00	Same	33.00
		Item 4			
Constantine Retselis	Greece	Same	646.28	LaSalle National Bank, Chicago, Ill.; account No. 32497; account in the name of A. Poumpourras, acting Consul General of Greece at Chicago, or his successor, in trust for Constantine Retselis.	53.00
		Item 5			
Anastasius Retselis	Greece	Same	646.28	LaSalle National Bank, Chicago, Ill.; account No. 32497; account in the name of A. Poumpourras, Acting Consul General of Greece at Chicago, or his successor, in trust for Anastasius Retselis.	53.00
		Item 6			
Mildred Aleksic	Yugoslavia	Estate of Dan Rakich, also known as David Rakich, deceased, Probate Court, Cuyahoga County, Ohio; Docket No. 375; File No. 355077.	378.54	Austine T. Klein, Trustee, 707 Public Sq. Bldg., Cleveland, Ohio.	50.00
		Item 7			
Paul Schallheim	Czechoslovakia	Estate of Julius Schallheim, deceased, Probate Court, Cuyahoga County, Ohio; File No. 194308.	52.83	M. H. Wolf, Administrator of the estate of Julius Schallheim, deceased, 300 Engineers Bldg., Cleveland, Ohio.	10.00
		Item 8			
Martha Schallheim	Czechoslovakia	Same	52.83	Same	10.00
		Item 9			
Alice Schallheim	Czechoslovakia	Same	52.83	Same	10.00
		Item 10			
Harry Schallheim	Czechoslovakia	Same	52.83	Same	10.00
		Item 11			
Milton Schallheim	Czechoslovakia	Same	52.83	Same	10.00
		Item 12			
George Wieg	Czechoslovakia	Same	52.83	Same	10.00
		Item 13			
Franz Wieg	Czechoslovakia	Same	52.83	Same	10.00
		Item 14			
Marinus Van Loo	Holland	Estate of Jacob Van Loo, deceased, Probate Court, Kalamazoo County, Michigan.	176.45	James Van Loo, administrator of the estate of Jacob Van Loo, deceased, 221 John St. Court, Kalamazoo, Mich.	25.00
		Item 15			
Peter Anderson Kleven	Norway	Estate of Anton Moen, deceased, Probate Court, Hennepin County, Minnesota.	100.00	Clerk of the United States District Court, Hennepin County, Minneapolis, Minn.	13.00
		Item 16			
Maren Moen	Norway	Same	50.00	Same	6.00
		Item 17			
Kristina Moen	Norway	Same	50.00	Same	6.00

[F. R. Doc. 46-8107; Filed, May 14, 1946; 11:13 a. m.]

[Vesting Order CE 283]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN CALIFORNIA COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 10, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 1	
Alfred Auguste La Boure	France	Estate of Josephine A. DeTappe, deceased, in the Superior Court of the State of California, in and for the county of Los Angeles; No. 113616.	$8
		Item 2	
Paul Emile LaBoure	France	Same	8
		Item 3	
Suzanne LaBoure Etievent	France	Same	8
		Item 4	
Zenaide A DeTappe Wauquetin	France	Same	8
		Item 5	
Josephine A. Bridoux	France	Same	8
		Item 6	
Alice A. DeTappe	France	Same	8
		Item 7	
Augustine J. Detappe Debonne	France	Same	8
		Item 8	
Jeanne S. DeTappe	France	Same	8
		Item 9	
Lucienne Andre DeTappe	France	Same	8
		Item 10	
Suzanne M. DeTappe	France	Same	8
		Item 11	
Raymond Joseph DeTappe	France	Same	8
		Item 12	
Alexander DeTappe	France	Same	8
		Item 13	
Leon M. DeTappe	France	Same	8
		Item 14	
Gisele J. DeTappe	France	Same	8
		Item 15	
Odette A. DeTappe	France	Same	8
		Item 16	
Victor Maysonnave	France	Estate of Pierre Maysonnave, deceased, in the Superior Court of the State of California, in and for the city and county of San Francisco; No. 51531.	9
		Item 17	
Lucien Maysonnave	France	Same	9
		Item 18	
Honore Maysonnave	France	Same	9
		Item 19	
Amedee Maysonnave	France	Same	9
		Item 20	
Leon Maysonnave	France	Same	9
		Item 21	
Pierre Maysonnave	France	Same	9
		Item 22	
Stine Larsen Thorsgade	Denmark	Estate of Mette Sofie Rossen, also known as Mettie Sofie Rossen, deceased, in the Superior Court of the State of California, in and for the county of Los Angeles; No. 135673.	8
		Item 23	
Caroline Lund Bogholder	Denmark	Same	8
		Item 24	
Jens H. Christensen	Denmark	Same	8
		Item 25	
Marie Jensen	Denmark	Same	8
		Item 26	
Louise Larson	Denmark	Same	8
		Item 27	
Anna Rasmussen	Denmark	Estate of Carl Rasmussen, deceased, in the Superior Court of the State of California, in and for the city and county of San Francisco; No. 95185.	17
		Item 28	
J. P. Rasmussen	Denmark	Same	17
		Item 29	
Christian Rasmussen	Denmark	Same	17
		Item 30	
Johannes Rasmussen	Denmark	Same	17
		Item 31	
Dagny Block-Sorensen	Denmark	Estate of Frieda Damm, also known as Frida Dam, also known as Freda Dam, deceased, in the Superior Court of the State of California, in and for the county of Alameda; No. 83798.	20
		Item 32	
Ejner Damm	Denmark	Same	20
		Item 33	
Anna Vig-Nilsen	Denmark	Same	20

EXHIBIT A—Continued

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 34	
Laura Jorgensen	Denmark	Estate of Andrew Nielsen, deceased, in the Superior Court of the State of California, in and for the county of Sonoma; No. 15833.	$14
		Item 35	
Sister Johane Petersen	Denmark	Same	14
		Item 36	
Karin Marie L. Kristensen	Denmark	Same	14
		Item 37	
Marie Therese Baume	France	Estate of Baptistine Rebiere, deceased, in the Superior Court of the State of California, in and for the city and county of San Francisco; No. 84745.	36
		Item 38	
Charles Toujas	France	Same	36
		Item 39	
Raymond Toujas	France	Same	36
		Item 40	
Marie Sante Colombe	France	Same	10
		Item 41	
Comte Alain Du Parc Locmaria	France	Estate of Comte Charles Du Parc Locmaria, also known as Charles Du Parc, deceased, in the Superior Court of the State of California, in and for the city and county of San Francisco; No. 88319.	9
		Item 42	
Mrs. M. C. O'Kerrins	France	Same	9
		Item 43	
Marie Hohenbuhel	France	Same	9
		Item 44	
Garmain Vialard	France	Estate of Albert Vialard, also known as Albert Villiard, deceased, in the Superior Court of the State of California, in and for the county of Fresno; No. 17981.	91

[F. R. Doc. 46-8103; Filed, May 14, 1946; 11:12 a. m.]

[Vesting Order CE-111, Amdt.]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW YORK COURTS

Vesting Order Number CE-111, dated February 18, 1946 (11 F.R. 2009), is hereby amended as follows and not otherwise:

By deleting the sum "$200.00" appearing in Column 4 of Item 13, in Exhibit A, and substituting therefor the sum "$214.42", and

By deleting the words "John G. Poore, Executor of the Estate of Luella B. Edwards, deceased, 11 Park Place, New York, New York" appearing in Column 5 of Item 13 in Exhibit A, and substituting therefor the words "Boston Safe Deposit and Trust Company, 100 Franklin Street, Boston 6, Massachusetts, account in the name of Helen H. Baxter".

All other provisions of said Vesting Order Number CE-111 and all action taken on behalf of the Alien Property Custodian in reliance thereon, pursuant thereto and under authority thereof are hereby ratified and confirmed.

Executed at Washington, D. C., on May 10, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-8108; Filed, May 14, 1946; 11:13 a. m.]

No. 96——4

[Vesting Order CE 284]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN RHODE ISLAND AND NEW YORK COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 10, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Alme Lavallee	Germany	Estate of Marie Gaboriault, deceased, Probate Court of the city of Central Falls, R. I. File No. 3037.	$495.91	Clerk of the Probate Court of the City of Central Falls, City of Central Falls, R. I.	$75.00
		Item 2			
St. Michael's Roman Catholic Church	Germany	Estate of Grace Borst, deceased, Surrogate's Court, New York, no docket number, County of Rensselaer, N. Y.	500.00	John S. Krug, Sr., c/o Mackrell & Ranney, Esqs., 303-305 Cannon Building, Troy, N. Y., executor.	28.00
		Item 3			
Lorenzo Urbani	Italy	Estate of Eva Rose Goodhan, deceased, Surrogate's Court, New York County, N. Y. Index No. 1-343/1944	5,184.13	Emily L. Scott, 250 Riverside Drive, New York City, N. Y., co-executor.	10.00
		Item 4			
Francisca or Franziska Oberthur.	Holland	Estate of Johan F. W. Van Der Belt, a/k/a John Van Der Bilt and Johan Van Der Bilt, deceased, Surrogate's Court, New York County, N. Y. Index No. A182-44.	2,477.49	Public Administrator, City of New York, N. Y.	253.32
		Item 5			
Zwaantje Zwikker	Holland	Estate of Grace Nuis, deceased, Surrogate's Court, Monroe, Rochester, N. Y. No index number.	323.75	A. Furnee, Counsel for the Consul General of the Netherlands, 606 the Holland House, 10 Rockefeller Plaza, New York 20, N. Y.	35.00

[F. R. Doc. 46-8104; Filed, May 14, 1946; 11:12 a. m.]

[Vesting Order 6229]

ATSURO SASAKI

In re: Automobile and bank accounts owned by Atsuro Sasaki.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Atsuro Sasaki, whose last known address is Japan, is a resident of Japan and a national of a designated enemy country (Japan);

2. That the property described as follows:

a. Those certain debts or other obligations owing to Atsuro Sasaki, by Yokohama Specie Bank, Honolulu Branch, Honolulu, T. H., arising out of the following accounts, entitled Atsuro Sasaki:

(i) Savings Account Number 2442, Bank Number 16152.

(ii) Savings Account Number 2443, Bank Number 16605.

(iii) Checking Account Number 146.

b. That certain debt or other obligation owing to Atsuro Sasaki, by Bishop National Bank of Hawaii, Honolulu, T. H., arising out of a checking account [illegible] Atsuro Sasaki)

liverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the law[illegible] or acquiescence in, or license

tained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 30, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-8102; Filed, May 14, 1946; 11:12 a. m.]

[Vesting Order CE 285]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN MICHIGAN, MINNESOTA, SOUTH DAKOTA AND ILLINOIS COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian

Having found that each of the persons named in Column 1 of Exhibit A

amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 10, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 1	
Michael Schroeder	Luxemburg	Estate of Mary Geden Schroeder, deceased, Probate Court, Berrien County, Mich.	$5
		Item 2	
Children, names unknown, of Nicholus Schroeder, deceased.	Luxemburg	Same	5
		Item 3	
Children, names unknown, of John Schroeder, deceased.	Luxemburg	Same	5
		Item 4	
Evelyn Karier	Luxemburg	Same	5
		Item 5	
Arthur Karier	Luxemburg	Same	5
		Item 6	
Anna Schickes Geden	Luxemburg	Same	9
		Item 7	
Anna Wantz Geden	Belgium	Same	9
		Item 8	
Catherine Gregore	Belgium	Same	9
		Item 9	
Martha Walla	Norway	Estate of Toralf Walla, deceased, Probate Court, Norman County, Minn.	22
		Item 10	
Helga Walla	Norway	Same	22
		Item 11	
Brynhilde Nordheim	Norway	Estate of Hannah Midje, deceased, Probate Court, Goodhue County, Minn.	132
		Item 12	
Marie Holme	Norway	Estate of Arne Larson, deceased, County Court, Dewey County, S. Dak.	25
		Item 13	
Nils Aime	Norway	Same	25
		Item 14	
Heirs, names unknown, of Alois Jechort, deceased.	Czechoslovakia	Katarina Sinkowski versus Anna Jechort et al., Probate Court, Cook County, Ill.	10

[F. R. Doc. 46-8105; Filed, May 14, 1946; 11:13 a. m.]

[Vesting Order CE 286]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW YORK COURTS

fied in Column 3 of said Exhibit A, and having taken such measures,

Finding that the Alien Property Custodian has incurred in each of such court or administrative actions or pro-

dian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a des-

EXHIBIT A

Column 1	Column 2	Column 3	Column 4	Column 5	Column 6
			Interest		
		Item 1			
[illegible]	[illegible]	Estate of Mary Gober, [illegible] Probate Court of the City of [illegible]	[illegible]	[illegible] Clerk of the Probate Court [illegible]	[illegible]
		Item 2			
[illegible]	[illegible]	Estate of Grace Bell [illegible] Surrogate's Court, New York [illegible]	[illegible]	[illegible] Rebecca Kerr [illegible]	[illegible]
		Item 3			
[illegible]	[illegible]	Estate of Eva Rose Goodhue [illegible] Surrogate's Court, New York County, N. Y. Index No. [illegible]	[illegible]	[illegible] New York, N. Y.	[illegible]
		Item 4			
[illegible]	[illegible]	Estate of John F. W. Van Der Bolt, also known as John Van Der Bolt or J. John Van Der Bolt, deceased, Surrogate's Court, New York County, N. Y. Index No. A1852-44	[illegible]	[illegible] Public Administrator, New York, N. Y.	[illegible]
		Item 5			
[illegible]	[illegible]	Estate of Grace Nash, also known as Surrogate's Court, Monroe, Rochester, N. Y. [illegible]	[illegible]	[illegible] Express Company, Care of Chief General [illegible] the New York [illegible] Public Building, Rochester, New York	[illegible]

[F. R. Doc. 46-8104; Filed, May 14, 1946; 11:12 a. m.]

[Vesting Order 6229]

ATSURO SASAKI

In re: Automobile and bank accounts owned by Atsuro Sasaki.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Atsuro Sasaki, whose last known address is Japan, is a resident of Japan and a national of a designated enemy country (Japan);

2. That the property described as follows:

a. Those certain debts or other obligations owing to Atsuro Sasaki, by Yokohama Specie Bank, Honolulu Branch, Honolulu, T. H., arising out of the following accounts, entitled Atsuro Sasaki:

(i) Savings Account Number 2442, Bank Number 16152.

(ii) Savings Account Number 2443, Bank Number 16605.

(iii) Checking Account Number 146.

b. That certain debt or other obligation owing to Atsuro Sasaki, by Bishop National Bank of Hawaii, Honolulu, T. H., arising out of a checking account entitled Atsuro Sasaki.

c. That certain debt or other obligation owing to Atsuro Sasaki, by Pacific Bank, Honolulu, T. H., arising out of a Christmas Savings Account, entitled Atsuro Sasaki,

and any and all rights to demand, enforce and collect the debts or other obligations described in subparagraphs 2a–c hereof, inclusive, and

d. The Ford V8 Coupe Automobile, 1935 Model, bearing Engine Number 18–1825178 and License Number T5616, registered in the name of A. Sasaki, in the custody of Benjamin K. Harada, Pensacola Hotel, Honolulu, T. H.,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form AFC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 30, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-8102; Filed, May 14, 1946; 11:12 a. m.]

[Vesting Order CE 285]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN MICHIGAN, MINNESOTA, SOUTH DAKOTA AND ILLINOIS COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 10, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 1	
Michael S. Hroch [illegible]	Luxemburg	Estate of Mary Gober Schroder, deceased, Probate Court, Berrien County, Mich.	
		Item 2	
Children, names unknown, of Nicholas Schroder, deceased.	Luxemburg	Same	
		Item 3	
Children, names unknown, of John Schroder, deceased.	Luxemburg	Same	
		Item 4	
Evelyn Karier	Luxemburg	Same	
		Item 5	
Arthur Karier	Luxemburg	Same	
		Item 6	
Anna Schiekes Goden	Luxemburg	Same	
		Item 7	
Anna Wantz Goden	Belgium	Same	
		Item 8	
Catherine Gregoire	Belgium	Same	
		Item 9	
Martha Walla	Norway	Estate of Toralf Walla, deceased, Probate Court, Norman County, Minn.	
		Item 10	
Helga Walla	Norway	Same	
		Item 11	
Gyrithilde Nordheim	Norway	Estate of Hannah Midje, deceased, Probate Court, Goodhue County, Minn.	
		Item 12	
Marie Holme	Norway	Estate of Arne Larson, deceased, County Court, Dewey County, S. Dak.	
		Item 13	
Nils Vime	Norway	Same	
		Item 14	
Heirs, names unknown, of Alois Jechort, deceased.	Czechoslovakia	Katarina Sinkowski vs. Anna Jechort et al., Probate Court, Cook County, Ill.	

[F. R. Doc. 46-8105; Filed, May 14, 1946; 11:13 a. m.]

[Vesting Order CE 286]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW YORK COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A, the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 10, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 1	
Roman Kobzar or Ivan Kobzar	Poland	Estate of Katherine Kobzar, deceased, Surrogate's Court, New York County, N. Y., Index No. P-2306-1944.	$2
		Item 2	
Ben Zion Luwesh	Poland	Estate of Sidney A. Lavish, deceased, Surrogate's Court, Kings County, N. Y., Index No. 138-1945.	
		Item 3	
Rebecca Luwesh	Poland	Same	
		Item 4	
Chaya Frommet, a/k/a Frommer	Poland	Same	
		Item 5	
Moshe Frommet, a/k/a Frommer	Poland	Same	
		Item 6	
Dora Steiner	Poland	Same	
		Item 7	
Shlomo Steiner	Poland	Same	
		Item 8	
Ruth Steiner	Poland	Same	
		Item 9	
Camille Jacques d'Arcent	France	Estate of Andree L. d'Arcy Francheville, deceased, Surrogate's Court, New York County, N. Y., Index No. P-2295-1941.	
		Item 10	
Calla Braudman	Russia	Estate of Joseph Weissman, Surrogate's Court, Kings County, N. Y., Docket No. 8892-B.	
		Item 11	
Salli Fromm	Austria	Same	
		Item 12	
Tom Robicheck	Austria	Same	
		Item 13	
Ernest A. Labouchere	France	Estate of Albert Labouchere, deceased, Surrogate's Court, New York County, N. Y., Index No. P-1166-1942.	
		Item 14	
Henry L. Labouchere	France	Same	
		Item 15	
Alexandre Labouchere	France	Same	
		Item 16	
Jacques A. Labouchere	France	Same	
		Item 17	
Dominique R. Labouchere	France	Same	
		Item 18	
Raymond F. Labouchere	France	Same	
		Item 19	
Baroness Yvonne Van Aspert	France	Same	
		Item 20	
Lucija Dombrovskis	Latvia	Estate of Janis Dombrovskis, deceased, Surrogate's Court, New York County, N. Y., Index No. P-2480-1943.	

[F. R. Doc. 46-8106; Filed, May 14, 1946; 11:13 a. m.]

OFFICE OF PRICE ADMINISTRATION

[Order 110 Under Order 375 Under 3 (b)]

PASSION FRUIT PLANTATIONS, INC.

AUTHORIZATION OF MAXIMUM PRICES

Order No. 110 under Order No. 375 of § 1499.3 (b) of the General Maximum Price Regulation. Passion Fruit Plantations, Inc. Docket No. 6035.2–GMPR–ORD 375–217.

For the reasons set forth in an opinion issued simultaneously herewith, it is ordered, that:

Authorization of maximum prices governing sales of "Papaya Nectar", a fruit beverage manufactured by Passion Fruit Plantations, Inc., 2064 East Marengo, Los Angeles 33, California. (a) The maximum prices for the below indicated sales of "Papaya Nectar", a fruit beverage manufactured by Passion Fruit Plantation, Inc., 2064 East Marengo, Los Angeles 33, California, in accordance with its formula contained in its price application dated June 14, 1945 and supplemental letter dated July 30, 1945, shall be:

(1) From Passion Fruit Plantation, Inc. to wholesalers:

$4.54 per case of 24 pints, f .o. b., plant.
$3.78 per case of 12 quarts, f. o. b., plant.

(2) From wholesalers to retailers:

$5.45 per case of 24 pints, delivered.
$4.54 per case of 12 quarts, delivered.

(3) From retailers to consumers:

$0.29 per pint.
$0.48 per quart.
$6.96 per case of 24 pints.
$5.76 per case of 12 quarts.

(b) The prices established in this order are the highest prices for which "Papaya Nectar" may be sold by the respective sellers. All sellers on sales of this item shall reduce the above appropriate maximum prices by applying discounts, allowances and price differentials which have been customarily applied on sales of other comparable beverages. In the application of any customary differentials, the specific maximum prices established by this order must not be exceeded.

(c) Passion Fruit Plantations, Inc. shall mail or otherwise supply to its purchasers at the time of or prior to the first delivery to such purchasers the following notice:

The Office of Price Administration has authorized us to sell our "Papaya Nectar" to wholesalers at the following maximum f. o. b. plant prices: $4.54 per case of 24 pints; $3.78 per case of 12 quarts. Wholesalers are authorized to sell this item to retailers at the following maximum delivered prices: $5.45 per case of 24 pints; $4.54 per case of 12 quarts; Retailers are authorized to sell this item to consumers at the following maximum prices: $0.29 per pint, $0.48 per quart, $6.96 per case of 24 pints, $5.76 per case of 12 quarts. On sales of this item all sellers are required to reduce their maximum prices by applying their customary discounts, allowances and price differentials which have been applied to sales of comparable fruit beverages.

(d) Passion Fruit Plantations, Inc., for a period of sixty days shall place in or on each case distributed through a wholesaler, a notice as follows:

The Office of Price Administration has authorized wholesalers to sell "Papaya Nectar" at a maximum delivered price of $5.45 per case of 24 pints and $4.54 per case of 12 quarts. Retailers are authorized to sell this item to consumers at the following maximum prices: $0.29 per pint; $0.48 per quart; $6.96 per case of 24 pints; $5.76 per case of 12 quarts.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective May 15, 1946.

NOTE: This action has the prior written approval of the Secretary of Agriculture (10 F.R. 8419, 9419, 10961, 12335).

Issued this 14th day of May, 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8121; Filed, May 14, 1946; 11:31 a. m.]

[SR 15, Order 27]

CABOT CARBON CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to § 1499.75 (a) (18) of Supplementary Regulation 15 to the General Maximum Price Regulation; *It is ordered:*

(a) Maximum prices for sales to industrial users of the following special grades of channel carbon black, manufactured at the Schafer Plant of Cabot Carbon Company, 77 Franklin Street, Boston, Massachusetts, shall be:

Product	*Maximum price per lb. in bags, carload lots, f. o. b. plant*
Carbolac 1	$1.165
Black Pearls No. 2 or No. 46	.535
Carbolac No. 2 or No. 46	.49
Super Carbovar	.355
Black Pearls 71	.215
Monarch 71	.194
Monarch 74	.105
Black Pearls A	.117
Mogul A	.117
Mogul	.117
Kalsta	.117
Spheron N	.175
Battery Carbon Cabot's 2047	.212
EK 74	.083

(b) The maximum prices specified in (a) above shall be subject to the same commissions, freight and trade practices as prevailed immediately prior to the issuance of this order, except that the dollars-and-cents equivalent of the discounts and allowances to sales agents and jobbers as of March 1942 shall be maintained.

(c) Where sales are made in other containers and other quantities the March 1942 dollars-and-cents differential over the carload bag price for the specialty blacks being priced may be applied to the new carload bag price.

(d) Each seller shall notify each of his purchasers in writing at or before the issuance of the first invoice after the effective date of this order of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale and a statement that they have been established by the Office of Price Administration.

This order shall become effective May 15, 1946.

Issued this 14th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8122; Filed, May 14, 1946; 11:30 a. m.]

[SO 142, Order 104]

MANZEL BROS. CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 104 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. Manzel Brothers Company. Docket No. 6083–SO142–136–287.

For reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142; *It is ordered:*

(a) The maximum prices for sales by Manzel Brothers Company, 315 Babcock Street, Buffalo, New York, of all its products, which are covered by any of the regulations listed in Supplementary Order No. 142, shall be determined by increasing by 15.6% the maximum prices for these products in effect just prior to the issuance of this order.

(b) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the percentage amount by which his net invoiced cost has been increased by reason of this order.

(c) The Manzel Brothers Company shall notify each purchaser, who buys the products listed in paragraph (a) above for resale of the percentage amount by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington 25, D. C.

(d) Order No. L–240 under Supplementary Order No. 142, issued April 5, 1946, is hereby revoked.

(e) All requests not granted herein are denied.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective as of April 5, 1946.

Issued this 14th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8129; Filed, May 14, 1946; 11:32 a. m.]

[RMPR 136, Amdt. 2 to Order 578]

TRIPLETT ELECTRICAL INSTRUMENT CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 9 (c) of Revised Maximum Price Regulation No. 136; *It is ordered:*

Order No. L–578 under Revised Maximum Price Regulation No. 136—Machines, Parts and Industrial Equipment is hereby amended in the following respects:

1. Paragraph (e) of Order No. 578 under Revised Maximum Price Regulation No. 136 is hereby amended to read as follows:

(e) The temporary maximum prices established by this Order shall remain in effect until June 1, 1946.

2. Paragraph (f) of Order No. 578 under Revised Maximum Price Regulation No. 136 is hereby amended to read as follows:

(f) On or before May 15, 1946, The Triplett Electrical Instrument Company, Bluffton, Ohio, shall file with the Machinery Branch, Office of Price Administration, Washington 25, D. C., proposed maximum prices for the items listed in paragraph (b) of this order, based upon actual production costs, and computed in accordance with the provisions of section 9 (c) of Revised Maximum Price Regulation No. 136.

This order may be revised or revoked by the Price Administrator at any time.

This order shall become effective May 15, 1946.

Issued this 14th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8123; Filed, May 14, 1946; 11:30 a. m.]

[MPR 260, Order 2162]

WEST INDIES TRADING CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) West Indies Trading Corp., P. O. Box 144, San Juan 1, P. R. (hereinafter called "manufacturer"), and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
Preston	Kings	50	$75.00	[1] 10
	Blunts	50	48.00	6
	Corona	50	60.00	[2] 2 for 15
Ramola	Kings	50	75.00	[1] 10
Rolamo	Corona	50	60.00	[2] 2 for 15
	Blunts	50	48.00	6
Melodrama	Kings	50	75.00	[1] 10
	Blunts	50	48.00	6
	Corona	50	60.00	2 for 15
R. J. Allen	Bankers	50	75.00	[1] 10
Witco	Senator	50	48.00	6
R. J. Allen	Kings	50	60.00	[2] 2 for 15
Witco	Corona	50	60.00	[2] 2 for 15

[1] Prices apply to this brand and frontmark using only 31½% Havana (Type 81) and 68½% Porto Rico (Type 46) long filler and Connecticut Shadegrown (Type 61) LV-1-16" wrappers as specified in application.

[2] Prices apply to this brand and frontmark using only 19% Havana (Type 81) and 81% Porto Rico (Type 46) short filler and Connecticut Shadegrown (Type 61) LV 1-16" wrappers as specified in application.

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 15, 1946.

Issued this 14th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8125; Filed, May 14, 1946; 11:31 a. m.]

[MPR 260, Order 2163]

A. SIEGEL & SONS, INC.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) A. Siegel & Sons, Inc., Sixth and Mechanic Streets, Camden, N. J. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
F. & B.	Baronets	50	$56.00	7
	Cambridge	50	115.00	15
	Cardinals	50	90.00	12
	Perfectos	50	94.75	2 for 25

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 15, 1946.

Issued this 14th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8126; Filed, May 14, 1946; 11:31 a. m.]

[SO 133, Order 40]

ROUND OAK CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to Supplementary Order No. 133; *It is ordered:*

(a) This order establishes a method by which resellers of ranges in the line of coal ranges manufactured by the Round Oak Company, Dowagiac, Michigan may determine their ceiling prices for their sales of those ranges in that line which the manufacturer has sold at prices adjusted pursuant to Order No. L-18, as amended, under Supplementary Order No. 133. A reseller shall determine his ceiling prices for resales of any range which the manufacturer has sold at a ceiling price adjusted under Order No. L-18, as amended, under Supplementary Order No. 133 as follows:

(1) If he has ceiling prices established for sales of comparable articles he shall calculate his ceiling price under this order by adding to his invoice cost (not including his supplier's separately stated OPA Industry Reconversion Increase) the same percentage markup which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is the one that meets the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately equal percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration. Each reseller, must, however, keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(2) If a reseller cannot otherwise find his ceiling price for a particular sale he shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(3) A wholesaler establishing his ceiling prices under this order shall provide each purchaser for resale from him of ranges covered by this order with a sales invoice which conforms to the provisions of Section 11c of Maximum Price Regulation No. 64 on which he must separately state and designate as his "OPA Industry Reconversion Increase" an amount equal to three-fourths of the separately stated "OPA Industry Reconversion Increase" appearing on the manufacturer's invoice to him (as required by Maximum Price Regulation No. 64).

(b) At the time of or prior to the first invoice to each purchaser for resale covering ranges sold at ceiling prices adjusted under this order, the seller shall notify the purchaser in writing of the method of establishing ceiling prices set by this order for resales by the purchaser. This notice may be given in any convenient form.

(c) All the provisions of Maximum Price Regulation No. 64 and the General Maximum Price Regulation continue to apply to sales of articles covered by this order except to the extent that they are notified by this order.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 14th day of May 1946.

Issued this 14th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8142; Filed, May 14, 1946; 4:29 p. m.]

[SO 133, Order 41]

ROUND OAK CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Supplementary Order No. 133; *It is ordered:*

(a) This order establishes ceiling prices for resales by dealers to ultimate consumers of the four models of gas ranges listed below, manufactured by the Round Oak Company, Dowagiac, Michigan. For sales in each zone by retail dealers to ultimate consumers the ceiling prices, including the Federal excise tax but not including any state or local taxes imposed at the point of sale are as follows:

Model	Article	Ceiling prices for sales to ultimate consumers			
		Zone 1	Zone 2	Zone 3	Zone 4
5 E604	Gas range	$128.50	$130.50	$133.75	$137.50
5 E604	do	121.25	123.25	125.95	129.75
CG 404	Combination range	270.25	275.50	283.50	293.75
MB 404	Bungalow range	222.95	226.95	232.50	239.75

These prices include delivery and installation. If the retail dealer does not provide installation, he shall compute his ceiling price by deducting $9.00 in the case of the combination or bungalow range or $6.00 in the case of gas ranges not of the combination or bungalow type from his ceiling price as shown above for sales on an installed basis. In all other respects these prices are subject to each seller's customary terms, discounts, allowances (other than trade-in allowances), and other price differentials in effect on sales of similar articles.

(b) The manufacturer shall, before delivering any range covered by this order, after the effective date thereof, attach securely to the inside oven door panel a label which plainly states the OPA retail ceiling prices established by this order for sales of the range to ultimate consumers in each zone together with a list of the states included in each zone. The label shall also state that the retail prices shown thereon include the Federal excise tax, delivery, and installation, and that if the seller does not provide installation, the maximum price is $9.00 less than the price shown on the label if the range is of the combination or bungalow type and $6.00 less than the price shown on the label if the range is not of the combination or bungalow type.

(c) For purposes of this order Zones 1, 2, 3, and 4 comprise the following states:

Zone 1: Michigan, Indiana, Ohio and Illinois.

Zone 2: Maine, New Hampshire, Vermont, Massachusetts, Connecticut, Rhode Island, New Jersey, New York, Pennsylvania, Delaware, Maryland, District of Columbia, Virginia, West Virginia, Kentucky, North Carolina, South Carolina, Tennessee, Georgia, Alabama, Mississippi, Missouri, Iowa, Minnesota, Wisconsin, Kansas and Nebraska.

Zone 3: Florida, Louisiana, Arkansas, Oklahoma, Texas, New Mexico, Colorado, Wyoming, North Dakota, South Dakota and Montana.

Zone 4: Washington, Idaho, Utah, Arizona, Nevada, Oregon and California.

(d) The ceiling prices established by this order supersede those established by Order No. 53 under Supplementary Order No. 119 with respect to ranges sold by the manufacturer at ceiling prices adjusted in accordance with Order No. L-18 under Supplementary Order No. 133.

(e) The manufacturer shall file with the Office of Price Administration, Washington, D. C., the report prescribed in section 5 of Supplementary Order No. 133.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 14th day of May 1946.

Issued this 14th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8143; Filed, May 14, 1946; 4:29 p. m.]

[MPR 61, Order 12]

BAG, NOVELTY OR POCKETBOOK SHEEP OR LAMB LEATHER

MAXIMUM PRICES FOR SALES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 4 of Maximum Price Regulation 61, *It is ordered:*

(a) On and after May 20, 1946, the maximum prices at which any producer may sell or deliver the leather herein described shall be the prices specified below:

BAG, NOVELTY OR POCKETBOOK SHEEP OR LAMB—ALL COLORS

Weights	Grades		
	1	2	3
Pigment finish—Crushed and boarded fine grains for pouch type bags:			
M—2 to 3 oz. inclusive	19	17	15
HM—Over 3 oz	20	18	16
Smooth:			
M—2 to 3 oz. inclusive	19	17	15
HM—Over 3 oz	20	18	16
Embossed only—Fine grains:			
M—2 to 3 oz. inclusive	17	15	13
HM—Over 3 oz	18	16	14
Embossed only—Coarse grains:			
M—2 to 3 oz. inclusive	16	14	12
HM—Over 3 oz	17	15	11
Pigtex: All weights and all finishes	16	15	14

Lacquer, plastic or aniline finish—One cent per square foot additional.
Dyed backs—½ cent per square foot additional.
All the above prices are in cents per square foot.

(b) *Terms of sale.* The maximum prices listed above are f. o. b. seller's shipping point, and subject to a discount of 2% for payment within 30 days from the date of invoice, net cash thereafter.

(c) The maximum prices specified in paragraph (a), above, for sales of the leather therein described shall supersede and replace any and all maximum prices previously established for such sales.

(d) This order may be amended or revoked by the Office of Price Administration at any time.

This order No. 12 shall become effective May 20, 1946.

Issued this 15th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8175; Filed, May 15, 1946; 11:36 a. m.]

[RMPR 86, Rev. Order 47]

G. M. GIBSON CO.

APPROVAL OF CEILING PRICES

Order No. 47 under Maximum Price Regulation No. 86 is revised and amended to read as follows:

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to sections 9 and 14 of Revised Maximum Price Regulation No. 86; *It is ordered:*

(a) This order establishes ceiling prices for sales of the Model A "Aerator" washing machine manufactured by the G. M. Gibson Company of Bellevue, Iowa. The ceiling prices established include the "additional OPA industry adjustment" and are not, therefore, subject to any further increase under Revised Maximum Price Regulation No. 111.

(1) The manufacturer's ceiling price for sales of the Model A "Aerator" washing machine to distributors is $27.78 each. This ceiling price is f. o. b. factory.

(2) A distributor's ceiling price for sales in each zone of the Model A "Aerator" washing machine to dealers is as follows:

Model	Ceiling price for sales to dealers	
	Zone 1	Zone 2
Model A "Aerator"	*Each* $32.02	*Each* $33.52

These ceiling prices are subject to each seller's customary terms, discounts, allowances, and other price differentials in effect on sales of similar articles.

(3) The ceiling price in each zone for sales of the Model A "Aerator" washing machine by dealers to ultimate consumers is as follows:

Model	Ceiling price for sales to ultimate consumers	
	Zone 1	Zone 2
Model A "Aerator"	*Each* $49.00	*Each* $51.35

These ceiling prices are subject to each seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(b) For purposes of this order Zones 1 and 2 comprise the following States:

Zone 1: Maine, New Hampshire, Vermont, Massachusetts, Rhode Island, Connecticut, New York, New Jersey, Pennsylvania, Delaware, District of Columbia, Virginia, West Virginia, Kentucky, Ohio, Michigan, Indiana, Illinois, Wisconsin, Minnesota, Iowa, Missouri, North Dakota, South Dakota, Nebraska, Kansas, Montana, Wyoming, and Colorado.

Zone 2: Washington, Oregon, California, Nevada, Arizona, Utah, Idaho, New Mexico, Texas, Oklahoma, Arkansas, Louisiana, Tennessee, Mississippi, Alabama, Florida, Georgia, North Carolina, and South Carolina.

(c) At the time of or prior to the first invoice to each distributor on or after the effective date of this revised order, the manufacturer shall notify him of the ceiling prices established by this revised order for resales by the distributor. This notice may be given in any convenient form.

(d) All the provisions of Revised Maximum Price Regulation No. 86 continue to apply to all sales and deliveries of machines covered by this order, except to the extent that those provisions are modified by this order.

(e) Unless the context requires otherwise, the definitions set forth in the various sections of Revised Maximum Price Regulation No. 86 shall apply to the terms used herein.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This revised order shall become effective on the 14th day of May 1946.

Issued this 14th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8141; Filed, May 14, 1946; 4:28 p. m.]

Regional and District Office Orders.

[Region V Order G-5 Under MPR 329, Amdt. 1]

FLUID MILK IN CERTAIN WEST TEXAS COUNTIES

Pursuant to a directive from the Office of Stabilization Administrator, and pursuant to authorization in writing from the Administrator of the Office of Price Administration, and for the reasons set forth in the opinion accompanying this order, and under and by virtue of the authority vested in the Regional Administrator, Region V, by section 408 (f) of Maximum Price Regulation 329, *It is ordered:*

(a) Paragraph (c) of Order No. G-5 under Maximum Price Regulation 329, issued and effective January 10, 1946, is hereby revoked.

This amendment shall become effective as of the 16th day of April 1946.

Issued this 14th day of May 1946.

W. A. ORTH,
Regional Administrator.

Approved: May 10, 1946.

S. W. TATOR,
Director, Dairy Branch, Production and Marketing Administration, U. S. Department of Agriculture.

Approved: May 14, 1946.

CHESTER BOWLES,
Director, Office of Economic Stabilization.

[F. R. Doc. 46-8144; Filed, May 14, 1946; 4:29 p. m.]

[Region V Order G-11 Under SR 14A, Amdt. 1]

FLUID MILK IN CERTAIN WEST TEXAS COUNTIES

Pursuant to a Directive from the Office of Stabilization Administrator, and pursuant to authorization in writing from the Administrator of the Office of Price Administration, and for the reasons set forth in the opinion accompanying this order, and under and by virtue of the authority vested in the Regional Administrator, Region V, by § 1499.73a (a) (1) (vii) (d) of Supplementary Regulation 14A to the General Maximum Price Regulation and § 1499.75 (a) (9) (ii) of Supplementary Regulation 15 to the General Maximum Price Regulation; *It is ordered:*

(1) Paragraph (2) of Order No. G-11 under § 1499.73a (a) (1) (vii) (d) of Supplementary Regulation No. 14A to the General Maximum Price Regulation, issued and effective January 10, 1946, is hereby revoked.

This amendment shall become effective as of the 16th day of April, 1946.

Issued this 14th day of May, 1946.

W. A. ORTH,
Regional Administrator.

Approved: May 10, 1946.

S. W. TATOR,
Director, Dairy Branch, Production and Marketing Administration, U. S. Department of Agriculture.

Approved: May 14, 1946.

CHESTER BOWLES,
Director, Office of Economic Stabilization.

[F. R. Doc. 46-8145; Filed, May 14, 1946; 4:29 p. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register May 10, 1946.

Region I

Hartford Order 5-F, Amendment 55 covering fresh fruits and vegetables in Waterbury and Watertown. Filed 9:41 a. m.

Hartford Order 6-F, Amendment 55 covering fresh fruits and vegetables in the Hartford area. Filed 9:41 a. m.

Hartford Order 7-F, Amendment 55 covering fresh fruits and vegetables in the New Haven Area. Filed 9:41 a. m.

Hartford Order 8-F, Amendment 55, covering fresh fruits and vegetables in the Bridgeport area. Filed 9:41 a. m.

Hartford Order 9-F, Amendment 20, covering fresh fruits and vegetables. Filed 9:42 a. m.

Region II

Philadelphia Order 40, Amendment 2, covering dry groceries in certain counties in Pennsylvania. Filed 9:42 a. m.

Philadelphia Order 1-W, and 41, Amendment 2, covering dry groceries in certain counties in Pennsylvania. Filed 9:42 a. m.

Region III

Cleveland Order 3-F, Amendment 46, covering fresh fruits and vegetables in certain counties in Ohio. Filed 9:42 a. m.

Cleveland Order 4-F, Amendment 40, covering fresh fruits and vegetables in certain areas in Ohio. Filed 9:43 a. m.

Cleveland Order 6-F, Amendment 24, covering fresh fruits and vegetables in Cuyahoga county, Ohio. Filed 9:43 a. m.

Cleveland Order 7-F, Amendment 24, covering fresh fruits and vegetables in certain counties in Ohio. Filed 9:43 a. m.

Cleveland Order 4-C, Amendment 3, covering poultry in certain counties in Ohio. Filed 9:44 a. m.

Cleveland Order 4-O, Amendment 16, covering eggs in certain counties in Ohio. Filed 9:30 a. m.

Cleveland Order 5-O, Amendment 16, covering eggs in certain counties in Ohio. Filed 9:30 a. m.

Cleveland Order 37, Amendment 9, covering dry groceries in Cuyahoga county, Ohio. Filed 9:43 a. m.

Cleveland Order 40, Amendment 2, covering dry groceries in all counties in Ohio. Filed 9:44 a. m.

Detroit Order 9-O, Amendment 15, covering eggs in designated counties in Ohio. Filed 9:34 a. m.

Detroit Order 10-O, Amendment 7, covering eggs in Wayne county, Ohio. Filed 9:35 a. m.

Detroit Order 20-W, Amendment 2, covering dry groceries in certain counties in Michigan. Filed 9:55 a. m.

Detroit Order 21-W, Amendment 2, covering dry groceries in certain counties in Michigan. Filed 9:35 a. m.

Detroit Order 22-W, Amendment 1, covering dry groceries in certain counties in Michigan. Filed 9:35 a. m.

Detroit Order 30, Amendment 2, covering dry groceries in certain counties in Michigan. Filed 9:30 a. m.

Detroit Order 33, covering dry groceries in certain counties in Michigan. Filed 9:30 a. m.

Louisville Order 27, Amendment 12, covering dry groceries in Jefferson county, Kentucky, and Clark and Floyd counties, Indiana. Filed 9:36 a. m.

Louisville Order 2-O, covering eggs in certain counties in Kentucky. Filed 9:37 a. m.

Louisville Order 4-W, Amendment 11, covering dry groceries in Jefferson county, Kentucky and Clark and Floyd counties, Indiana. Filed 9:37 a. m.

Louisville Order 5-W, Amendment 10, covering dry groceries in certain counties in Kentucky. Filed 9:38 a. m.

Louisville Order 6-W, Amendment 11, covering dry groceries in certain counties in Kentucky. Filed 9:38 a. m.

Louisville Order 7-W, Amendment 5, covering dry groceries in certain counties in Kentucky. Filed 9:38 a. m.

Region IV

Atlanta Order 11-F, Amendment 9, covering fresh fruits and vegetables in certain counties in the Atlanta area. Filed 9:38 a. m.

Atlanta Order 12-F, Amendment 23, covering fresh fruits and vegetables in the Atlanta-Decatur Metropolitan Trade area. Filed 9:39 a. m.

Atlanta Order 13-F, Amendment 23, covering fresh fruits and vegetables in certain counties in the Atlanta area. Filed 9:39 a. m.

Atlanta Order 14-F, Amendment 23, covering fresh fruits and vegetables in certain counties in the Atlanta area. Filed 9:39 a. m.

Atlanta Order 15-F, Amendment 23, covering fresh fruits and vegetables in Bibb and Muscogee counties, Georgia, and Phenix City, Alabama. Filed 9:40 a. m.

Atlanta Order 16-F, Amendment 6, covering fresh fruits and vegetables in Chatham and Richmond counties. Filed 9:40 a. m.

Atlanta Order 17-F, Amendment 6, covering fresh fruits and vegetables in Dougherty and Thomas counties. Filed 9:40 a. m.

Atlanta Order 18-F, Amendment 6, covering fresh fruits and vegetables in certain counties in the Savannah area. Filed 9:40 a. m.

Atlanta Order 19-F, Amendment 6, covering fresh fruits and vegetables in certain counties in the Savannah area. Filed 9:31 a. m.

Atlanta Order 20-F, Amendment 6, covering fresh fruits and vegetables in certain counties in the Savannah area. Filed 9:31 a. m.

Atlanta Order 21-F, Amendment 2, covering fresh fruits and vegetables in certain counties in the Savannah area. Filed 9:31 a. m.

Atlanta Order 12-C, Amendment 5, covering poultry in Zone 26. Filed 9:32 a. m.

Atlanta Order 13-C, Amendment 5, covering poultry in Zone 26. Filed 9:33 a. m.

Atlanta Order 30-C, Amendment 10, covering poultry in Zone 22. Filed 9:31 a. m.

Atlanta Order 31-C, Amendment 10, covering poultry in Zone 22. Filed 9:31 a. m.

Atlanta Order 32-C, Amendment 10, covering poultry in Zone 23. Filed 9:32 a. m.

Atlanta Order 33-C, Amendment 10, covering poultry in Zone 23. Filed 9:32 a. m.

Atlanta Order 34-C, Amendment 10, covering poultry in Zone 25. Filed 9:32 a. m.

Region VIII

Phoenix Order 9-F, Amendment 40, covering fresh fruits and vegetables in the Phoenix area. Filed 9:44 a. m.

Phoenix Order 10-F, Amendment 26, covering fresh fruits and vegetables in the Tucson area. Filed 9:44 a. m.

Phoenix Order 11-F, Amendment 35, covering fresh fruits and vegetables in the Cochise area. Filed 9:44 a. m.

Portland Order 32-F, Amendment 26, covering fresh fruits and vegetables in certain areas in Oregon. Filed 9:44 a. m.

Portland Order 33-F, Amendment 26, covering fresh fruits and vegetables in Roseburg, Grants Pass, Ashland, Lakeview, Oregon area. Filed 9:45 a. m.

Portland Order 34-F, Amendment 25, covering fresh fruits and vegetables in the Astoria, Coos Bay, Oregon area. Filed 9:45 a. m.

Portland Order 35-F, Amendment 26, covering fresh fruits and vegetables in the Florence, Reedsport, Coquille, Oregon area. Filed 9:45 a. m.

Portland Order 36-F, Amendment 26, covering fresh fruits and vegetables in the cities of Bend and Pendleton, Oregon. Filed 9:45 a. m.

Portland Order 37-F, Amendment 26, covering fresh fruits and vegetables in La Grande, Baker, Redmond, Heppner, Oregon area. Filed 9:45 a. m.

Portland Order 38-F, Amendment 26, covering fresh fruits and vegetables in the Haines, Wallows, Enterprise, Oregon area. Filed 9:45 a. m.

Portland Order 39-F, Amendment 26, covering fresh fruits and vegetables in the Albany, Corvallis, Eugene, Oregon area. Filed 9:45 a. m.

Portland Order 42-F, Amendment 27, covering fresh fruits and vegetables in certain areas in Oregon. Filed 9:45 a. m.

Portland Order 43-F, Amendment 6, covering fresh fruits and vegetables in the Kelso, Salem, the Dalles, Clatskanie, Forest Grove, Oregon area. Filed 9:46 a. m.

San Francisco Order 14, Amendment 15, covering dry groceries in certain areas in California. Filed 9:46 a. m.

San Francisco Order 38, Amendment 3, covering dry groceries in certain counties in California. Filed 9:47 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46-8070; Filed, May 13, 1946; 4:50 p. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File Nos. 59-17, 59-11, 54-25]

UNITED LIGHT AND POWER CO. ET AL.

ORDER PERMITTING DECLARATION TO BECOME EFFECTIVE AND SALE OF COLUMBUS AND SOUTHERN OHIO ELECTRIC COMPANY

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 9th day of May A. D. 1946.

In the matter of The United Light and Power Company, The United Light and Railways Company, American Light & Traction Company, Continental Gas & Electric Corporation, United American Company, and Iowa-Nebraska Light and Power Company, Respondents, File No. 59-17; The United Light and Power Company and its subsidiary companies, Respondents, File No. 59-11; The United Light and Power Company, Applicant, File No. 54-25. Application No. 28.

The United Light and Railways Company ("Railways"), its subsidiary, Continental Gas & Electric Corporation ("Continental"), Columbus and Southern Ohio Electric Company ("Columbus"), a public utility subsidiary of Continental, and The United Light and Railways Service Company ("Service Company"), a mutual service company and a subsidiary of Railways, have filed an amended joint declaration, designated as

"Application No. 28", pursuant to the applicable provisions of the Public Utility Holding Company Act of 1935, particularly section 12 thereof, regarding (1) the sale by Continental, pursuant to the competitive bidding provisions of Rule U-50, of its holdings of 744,455 shares of $10 par value common stock of Columbus, representing the entire interest of Railways and Continental in Columbus; (2) the application of the net proceeds of such sale to the payment by Continental of its $20,000,000 principal amount of 1¾% one year notes, for which said shares are pledged as security under a bank loan agreement, any balance of such proceeds to be applied to the pro rata prepayment of its $30,000,000 principal amount of 2½% ten year notes; (3) the termination of the service contract between Columbus and Service Company; (4) the continued rendering of certain services by Service Company to Columbus in connection with pending and uncompleted matters; and (5) an agreement between Railways, Continental and Columbus designed to indemnify Columbus against any loss as the result of under-accruals for taxes during the period in which consolidated Federal income and excess profits tax returns have been or will be filed, to and including the date of the sale of Continental's interest in Columbus, and to distribute to the present stockholders of Columbus any net gains as the result of over-accruals for taxes by Columbus;

The Commission having by its order dated August 5, 1941, pursuant to section 11 (b) (1) of the act, directed Railways and Continental to dispose of their entire interest, direct or indirect, in Columbus; the Commission having heretofore found that the proceeds from the disposition of Columbus must be applied to the reduction of Continental's outstanding senior securities; and

A public hearing having been held after appropriate notice and the Commission having considered the record and having made and filed its findings and opinion herein:

It is ordered, That the declaration, as amended, be, and the same is, hereby permitted to become effective, subject to the conditions prescribed by Rule U-24 and to the following further conditions and reservations of jurisdiction:

(1) That the invitation for bids shall be modified so as not to disqualify any bidder who has secured all necessary regulatory approval for the acquisition of the common stock of Columbus within two hours after the bids are opened.

(2) That the proposed sale of the common stock of Columbus shall not be consummated until the results of competitive bidding, pursuant to Rule U-50, have been made a matter of record in this proceeding and a further order shall have been entered by the Commission in the light thereof, jurisdiction being reserved for this purpose.

(3) That jurisdiction be and is reserved over the disposition of any earned surplus of Continental arising from the sale of the common stock of Columbus.

(4) That jurisdiction be and is reserved over all legal fees and the fee of Continental's financial adviser, incurred or to be incurred in connection with the proposed transactions.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-8131; Filed, May 14, 1946; 1:46 p. m.]

GREENE AND CO.

ORDER SETTING HEARING ON PETITION

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pennsylvania on the 13th day of May 1946.

In the matter of petition of National Association of Securities Dealers, Inc., on behalf of Greene & Company for approval to continuance in membership in the National Association of Securities Dealers, Inc.

I. On May 12, 1946 the National Association of Securities Dealers, Inc., a registered securities association (hereinafter referred to as the Association), filed with this Commission, on behalf of Greene & Company, a petition for approval to continuance of Greene & Company's membership in the Association, pursuant to the provisions of § 15A (b) (4) of the Securities Exchange Act of 1934.

II. The above mentioned petition states, among other things, that:

(a) W. F. Thompson is presently employed as a trader by Greene & Company, a member of the Association, with offices at 37 Wall Street, New York, New York.

(b) In 1941 and prior thereto, W. F. Thompson and one John J. Bell were partners doing business as W. F. Thompson & Company, said partnership at that time being a member of the Association with offices in New York.

(c) By decision of the District Business Conduct Committee for District #13, dated November 4, 1942, the partnership of W. F. Thompson & Company was fined the sum of $1,200.00 and expelled from membership in the Association for conduct inconsistent with just and equitable principles of trade in violation of certain of the Association's Rules of Fair Practice, the decision finding that W. F. Thompson and John J. Bell were the cause of such order of expulsion.

(d) The District Committee for District #13 and the Board of Governors of the Association have reviewed the record in the proceedings resulting in such order of expulsion, have considered the subsequent activity of W. F. Thompson and his general reputation in the business community, and the matters referred to in W. F. Thompson's and Greene & Company's affidavits attached to said petition, believe that W. F. Thompson has been sufficiently penalized for the violations which were the subject of the disciplinary proceedings in 1942, have concluded that the continuance of Greene & Company in membership in the Association with W. F. Thompson as a partner or employee thereof would be consonant with the stated purposes and policies of Section 15A of the Securities Exchange Act of 1934, and request that the Commission approve the continuance of Greene & Company in membership in the Association.

(e) The Association now applies for approval of the Commission to continuance of Greene & Company in membership in the Association with W. F. Thompson becoming and acting as a partner of Greene & Company or, if such approval is denied, for approval of the Commission to continuance of Greene & Company in membership in the Association with W. F. Thompson acting as a salesman, employee or other representative of Greene & Company.

(f) Under the provisions of § 15A (b) (4) of the Securities Exchange Act of 1934, as amended, and section 2 of Article I of the Association by-laws, the firm of Greene & Company may not be continued in membership in the Association so long as W. F. Thompson is a partner or employee of Greene & Company, except with the approval of the Securities and Exchange Commission.

III. The Commission deeming it appropriate that a hearing be held in this matter at which the applicant and all other interested persons be given an opportunity to be heard on the question whether it is appropriate in the public interest to issue the said order approving the continuance of membership in the Association of Greene & Company with W. F. Thompson as a partner or employee thereof.

It is further ordered, That the matter be set down for hearing at 10:00 a. m. on June 17, 1946, at the office of the Securities and Exchange Commission, 120 Broadway, New York 5, New York, and that the said hearing be continued at such other times or places as the Commission or the officer conducting such hearing may determine; that for the purpose of said hearing Richard Townsend be and he is hereby designated as the officer of the Commission to administer oaths and affirmations, subpoena witnesses and compel their attendance, take evidence, require the production of books, papers, correspondence, memoranda and any and all other records deemed relevant or material to the matters in issue at said hearing, and to perform all other duties in connection therewith as authorized by law.

It is further ordered, That a copy of this order be served on W. F. Thompson, Greene & Company, and on the Association not less than fifteen (15) days prior to the time of the hearing, and that this order and notice be published in the FEDERAL REGISTER in the manner prescribed by the Federal Register Act not later than fifteen (15) days prior to the time of the hearing.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-8132; Filed, May 14, 1946; 1:46 p. m.]

[File No. 70-1233]

NEW ENGLAND PUBLIC SERVICE CO.

ORDER PERMITTING WITHDRAWAL OF APPLICATION

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 10th day of May, A. D. 1946.

New England Public Service Company, a registered holding company, having, on February 14, 1946, filed an application with this Commission, pursuant to section 10 of the Public Utility Holding Company Act of 1935, requesting authorization to subscribe for new shares of common stock of two of its public utility subsidiaries, Public Service Company of New Hampshire and Central Maine Power Company; and the Commission having, on February 19, 1946, issued a notice of filing and order for hearing on said application, and a hearing having been held thereon; and

New England Public Service Company having now requested permission to withdraw its application, and the Commission having considered the request and it appearing that the withdrawal of the application is consistent with the public interest:

It is ordered, That the request of New England Public Service Company for withdrawal of the application herein be and hereby is granted, and said application is hereby deemed withdrawn.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-8133; Filed, May 14, 1946; 1:46 p. m.]

[File No. 31-543]

EMPIRE SOUTHERN GAS CO.

ORDER GRANTING MOTION TO DISMISS APPLICATION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 10th day of May A. D. 1946.

The Commission having issued its supplemental findings and opinion and supplemental order dated March 18, 1946 (File Nos. 54-108 and 59-81), permitting effectiveness to a declaration filed by Crescent Public Service Company ("Crescent") in connection with Crescent's plan theretofore approved by this Commission pursuant to section 11 (e) of the Public Utility Holding Company Act of 1935, regarding the sale by Crescent of all the outstanding securities of Empire Southern Service Company ("Empire Service"), a gas utility company, to Empire Southern Gas Company ("Empire Gas"); and

Empire Gas on March 20, 1946, having filed an application, pursuant to section 3 (a) (4) of the Act, for exemption of Empire Gas and of Empire Service as a subsidiary company of Empire Gas from the obligations, duties and liabilities imposed by the Act upon holding companies and their subsidiary companies as such, alleging that Empire Gas was under a bona fide contractual obligation to acquire the securities of Empire Service from Crescent, and had undertaken to merge Empire Service into itself promptly after acquisition of said securities; that solely by reason of such acquisition Empire Gas would be temporarily a holding company with respect to Empire Service upon the acquisition of such securities and until the effectiveness of said merger; and that exemption of Empire Gas as a holding company and of Empire Service as a subsidiary of Empire Gas from all the provisions of the Act would not be detrimental to the public interest or the interest of investors or consumers; and

Empire Gas thereafter having filed a motion to dismiss said application for exemption, stating that it had acquired the securities of Empire Service, that Empire Service had been merged into Empire Gas on the same day and that Empire Gas was no longer a holding company; and

It appearing to the Commission that said application for exemption was filed by Empire Gas in good faith, that Empire Gas was temporarily a holding company solely by reason of the acquisition of the securities of Empire Service for purposes of liquidation in connection with a bona fide debt previously contracted, that pursuant to section 3 (c) Empire Gas was exempt from the provisions of the Act during the time it was a holding company by virtue of its application filed pursuant to section 3 (a) (4) of the act, that Empire Gas ceased to be a holding company as defined in section 2 (a) (7) of the act upon the merger of Empire Service into Empire Gas, and that dismissal of the said application for exemption will not be detrimental to the public interest or the interest of investors or consumers;

It is ordered, That the motion of Empire Southern Gas Company to dismiss its application for exemption from the provisions of the Public Utility Holding Company Act of 1935 be, and the same hereby is, granted.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-8134; Filed, May 14, 1946; 1:46 p. m.]

[File No. 70-1271]

COLUMBIA GAS & ELECTRIC CORP. AND DAYTON POWER AND LIGHT CO.

NOTICE OF FILING AND ORDER POSTPONING HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 10th day of May 1946.

Notice is hereby given that Columbia Gas & Electric Corporation (Columbia), a registered holding company, and Columbia's public utility subsidiary, The Dayton Power and Light Company (Dayton), have filed an amendment to the application-declaration heretofore filed by those companies. The original application-declaration proposed, inter alia, that Columbia would offer to its stockholders the right to purchase all of its holdings of the shares of common stock of Dayton and, concurrently therewith, pursuant to the competitive bidding provisions of Rule U-50, publicly invite bids for the underwriting of such offer and the purchase by the underwriters of such shares of common stock as would not be purchased by Columbia's stockholders. The instant amendment changes the foregoing proposal in that Columbia will offer the Dayton common stock for sale to underwriters, pursuant to the competitive bidding provisions of Rule U-50, without a prior offering of such stock to its own common stockholders.

In order that all interested persons may have notice of the instant amendment and opportunity to be heard in connection therewith, it appears appropriate that the hearing heretofore ordered to be held on May 15, 1946 in respect of the original application-declaration be postponed.

It is hereby ordered, That the public hearing heretofore ordered to be held on May 15, 1946, at the office of the Securities and Exchange Commission with respect to the original application-declaration (Holding Company Act Release No. 6589) be postponed to May 20, 1946, at the same time and place and before the same trial examiner previously designated, for the purpose of considering the matters embodied in the application-declaration, as amended. On such day the hearing room clerk in Room 318 will advise as to the room in which such hearing will be held.

It is further ordered, That the Secretary of the Commission shall serve, by registered mail, a copy of this order on the Public Service Commission of Ohio, The United Corporation, Columbia and Dayton; and that said notice of said hearing be given to all other persons by publication of this order in the FEDERAL REGISTER. Any person desiring to be heard in connection with these proceedings or proposing to intervene herein shall file with the Secretary of the Commission on or before May 20, 1946, his request or application therefor, as provided by Rule XVII of the rules of practice of the Commission.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-8135; Filed, May 14, 1946; 1:46 p. m.]

[File Nos. 7-875, 7-876]

CHICAGO, MILWAUKEE, ST. PAUL & PACIFIC RAILROAD CO., AND GENERAL PUBLIC UTILITIES CORP.

ORDER PERMITTING EXTENSION OF UNLISTED TRADING PRIVILEGES

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 14th day of May A. D. 1946.

In the matter of Applications by the Philadelphia Stock Exchange to extend unlisted trading privileges to Chicago, Milwaukee, St. Paul & Pacific Railroad Company, VTCs for common stock, no par value, File No. 7-875; and General Public Utilities Corporation, common stock, $5 par value, File No. 7-876.

The Philadelphia Stock Exchange having made application to the Commission

pursuant to section 12 (f) (2) of the Securities Exchange Act of 1934 and Rule X-12F-1 for permission to extend unlisted trading privileges to the abovementioned securities;

A public hearing having been held after appropriate notice;

The Commission, being duly advised, finds: (1) That the Voting Trust Certificates for common stock, no par value, of Chicago, Milwaukee, St. Paul & Pacific Railroad Company are listed and registered on the New York and Chicago Stock Exchanges and the common stock, $5 par value, of General Public Utilities Corporation is listed and registered on the New York Stock Exchange;

(2) That the number of shares of the subject securities outstanding, the distribution in the vicinity of the applicant exchange, and the volume of trading in said vicinity are as set forth in the attached table;

(3) That sufficient public distribution of and sufficient public trading activity in these securities exist in the vicinity of the applicant exchange to render the extension of unlisted trading privileges thereto appropriate in the public interest and for the protection of investors; and

(4) That the extension of unlisted trading privileges is otherwise appropriate in the public interest and for the protection of investors.

Accordingly, *It is ordered*, Pursuant to section 12 (f) (2) of the Securities Exchange Act of 1934, that the applications of the Philadelphia Stock Exchange for permission to extend unlisted trading privileges to:

Chicago, Milwaukee, St. Paul & Pacific Railroad Company voting trust certificates for common stock, no par value

General Public Utilities Corporation common stock, $5 par value

be, and the same are, hereby granted.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

SUMMARY PERTAINING TO APPLICATIONS BY THE PHILADELPHIA STOCK EXCHANGE TO EXTEND UNLISTED TRADING PRIVILEGES TO TWO (2) SECURITIES

	Shares outstanding	Distribution in metropolitan district in Philadelphia		Trading in Philadelphia and vicinity from Feb. 1, 1945 to Jan. 31, 1946	
		Shares	Holders	Shares	Number of transactions
Chicago, Milwaukee, St. Paul & Pacific R. R. Co.					
VTCs for common stock, no par value	2,637,435	48,016	347	182,384	1,811
General Public Utilities Corp. common stock, $5 par value	8,530,141	164,350	740	249,526	1,540

[1] Total number of shares carried or held by member firms of the applicant exchange for their own account and for the account of their customers as of Jan. 31, 1946, allocated, in the case of member firms which were also members of other stock exchanges, to their offices in Philadelphia and vicinity. Information as to public distribution in Pennsylvania, New Jersey and Delaware is unavailable.

[2] Total number of shares bought and sold for the account of member firms of the applicant exchange and for the account of their customers, allocated, in the case of member firms which were also members of other stock exchanges, to those which originated in Philadelphia and vicinity.

[F. R. Doc. 46 8147; Filed, May 15, 1946; 9:41 a. m.]

Reference

MAY 20 '46

FEDERAL REGISTER

VOLUME 11 NUMBER 97

Washington, Friday, May 17, 1946

The President

EXECUTIVE ORDER 9724

AMENDMENT OF EXECUTIVE ORDER NO. 9672 ESTABLISHING THE NATIONAL WAGE STABILIZATION BOARD

By virtue of the authority vested in me by the Constitution and the statutes, and as President of the United States, it is hereby ordered that paragraph 1 (c) of Executive Order No. 9672 of December 31, 1945, entitled "Establishing the National Wage Stabilization Board and terminating the National War Labor Board," be, and it is hereby, amended to read as follows:

"The public members of the Board shall receive compensation at the rate of $10,000 per annum. The other members of the Board, while serving as such without other compensation from the United States, shall receive actual transportation and other necessary expenses, and $25 per diem in lieu of subsistence, whether or not in a travel status."

This order shall become effective as of December 31, 1945.

HARRY S. TRUMAN

THE WHITE HOUSE,
May 15, 1946.

[F. R. Doc. 46-8242; Filed, May 16, 1946; 10:22 a. m.]

EXECUTIVE ORDER 9725

DESIGNATING THE ALIEN PROPERTY CUSTODIAN TO ADMINISTER THE POWERS AND AUTHORITY CONFERRED UPON THE PRESIDENT BY SECTIONS 20 AND 32 OF THE TRADING WITH THE ENEMY ACT, AS AMENDED

By virtue of the authority vested in me by Title III of the First War Powers Act, 1941 (50 U. S. C. App., Sup., 616 et seq.), as amended, by the Trading with the Enemy Act of October 6, 1917 (50 U. S. C. App., 1 et seq.), as amended, and as President of the United States, it is hereby ordered as follows:

The Alien Property Custodian is designated as the officer to administer the powers and authority conferred upon the President by section 20 of the Trading with the Enemy Act, as amended by Public Law 322, 79th Congress, approved March 8, 1946, and by section 32 of the said act, as added by the said Public Law 322.

The Alien Property Custodian may delegate to officers and employees of the Office of Alien Property Custodian such functions as he may deem necessary to carry out the provisions of this order.

This order shall not be construed as revoking or limiting any power or authority heretofore delegated to the Alien Property Custodian.

HARRY S. TRUMAN

THE WHITE HOUSE.
May 16, 1946.

[F. R. Doc. 46 8241; Filed, May 16, 1946; 10:22 a. m.]

Regulations

TITLE 7—AGRICULTURE

Chapter IV—Production and Marketing Administration (Crop Insurance)

[Amdt. 1]

PART 416—CORN CROP INSURANCE

SUBPART—1946 REGULATIONS

The 1946 Corn Crop Insurance Regulations (11 F.R. 1694), are hereby amended to read as follows:

1. Section 416.55 is amended to read:

§ 416.55 *Insurable and non-insurable farms.* Any form or part thereof which is designated on the crop insurance listing sheet as "non-insurable," because of the insurance risk involved, shall not be considered in any manner whatsoever under the insurance contract, except as provided in § 416.67 (c) hereof. The Corporation may determine that a farm or part thereof is non-insurable and so designated on the listing sheet at any time before the applicable closing date for the filing of applications for insurance. Any farm or part thereof not so designated shall be insurable: *Provided, however,* That any farm or part thereof in Madison County, Alabama, located

(Continued on p. 5383)

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FEDERAL REGISTER

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1945 Supplement

Book 1: **Titles 1 through 9, including, in Title 3, Presidential documents in full text with appropriate reference tables.**

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A limited sales stock of the 1944 Supplement (3 books) is still available at $3 a book.

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[1] See E.O. 9725.
[2] See E.O. 9724.

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below the line above which the reservoir operations of the Tennessee Valley Authority cause no greater flooding than existed in a state of nature shall be considered non-insurable whether so designated on the crop insurance listing sheet or not.

2. Section 416.94 is amended to read:

§ 416.94 *Closing dates for submission of applications.* The closing date for the submission of applications to the office of the county association shall be the date of the beginning of planting of the corn crop on any insurance unit covered by the application, or the following applicable date, whichever is earlier: March 2, 1946, for McLennan County, Texas; March 16, 1946, for Houston County, Georgia; March 30, 1946, for Madison County, Alabama; and May 1, 1946, for all other counties.

Adopted by the Board of Directors on May 10, 1946.

[SEAL] E. D. BERKAW,
Acting Secretary,
Federal Crop Insurance Corporation.

Approved: May 16, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-8254; Filed, May 16, 1946; 11:15 a. m.]

TITLE 14—CIVIL AVIATION

Chapter I—Civil Aeronautics Board

[Civil Air Regs., Amdt. 42-0]

PART 42—NONSCHEDULED AIR CARRIER CERTIFICATION AND OPERATION RULES

Correction

In Federal Register document 46-8008 appearing at page 5213 of the issue for Tuesday, May 14, 1946, § 42.33 (b) (1) should read as follows: "(1) Complete the flight to the point of first intended landing, and thereafter,".

TITLE 26—INTERNAL REVENUE

Chapter I—Bureau of Internal Revenue

Subchapter A—Income and Excess Profits Taxes

[T. D. 5514]

PART 35—EXCESS PROFITS TAX; TAXABLE YEARS BEGINNING AFTER DECEMBER 31, 1941

MISCELLANEOUS AMENDMENTS

In order to conform Regulations 112 (26 CFR, Cum. Supp., Part 35) to sections 122 (c) and 131 (b) of the Revenue Act of 1945 (Public Law 214, 79th Congress), approved November 8, 1945, such regulations are amended as follows:

PARAGRAPH 1. There is inserted immediately preceding § 35.701-1 the following:

SEC. 131. FISCAL YEAR TAXPAYERS. (Revenue Act of 1945.)

* * * * *

(b) *Excess profit tax*—(1) *In general.* Section 710 (a) (imposing the excess profits tax) is amended by inserting at the end thereof the following:

(7) *Taxable years beginning in 1945 and ending in 1946.* In the case of a taxable year beginning in 1945 and ending in 1946, the tax shall be an amount equal to that portion of a tentative tax, computed as if the law applicable to taxable years beginning on January 1, 1945, were applicable to such taxable year, which the number of days in such taxable year prior to January 1, 1946, bears to the total number of days in such taxable year.

(2) *Technical amendments.* (A) Section 2 (a) of the Tax Adjustment Act of 1945 (relating to the specific exemption) is repealed as of the date of its enactment.

(B) Section 710 (b) (1) (relating to the specific exemption) is restored to read as such paragraph read immediately prior to the enactment of the Tax Adjustment Act of 1945, to be effective, as so restored, as if section 2 (a) of the Tax Adjustment Act of 1945 had not been enacted.

SEC. 122. REPEAL OF EXCESS PROFITS TAX IN 1946. (Revenue Act of 1945.)

* * * * *

(c) *Unused excess profits credit for taxable year beginning after December 31, 1945.* Section 710 (c) (2) (defining the unused excess profits credit) is amended by inserting at the end thereof a new sentence reading as follows: "There shall be no unused excess profits credit for a taxable year beginning after December 31, 1946. The unused excess profits credit for a taxable year beginning in 1946 and ending in 1947 shall be an amount which is such part of the unused excess profits credit determined under the preceding provisions of this paragraph as the number of days in such taxable year prior to January 1, 1947, is of the total number of days in such taxable year.

* * * * *

PAR. 2. Section 35.710-1, as amended by Treasury Decision 5478, approved September 20, 1945, is further amended as follows:

(A) By striking paragraph (b) thereof and inserting in lieu thereof the following:

(b) $10,000 if such taxable year is a taxable year beginning after December 31, 1943; or

(B) By striking paragraphs (c) and (d) thereof.

(C) By relettering paragraph (e) thereof as paragraph (c).

(D) By striking "The application of paragraph (d) of this section may be illustrated by the following example:" and by striking the example.

(E) By striking "and section 2 (b) of the Tax Adjustment Act of 1945" where it appears in the sentence beginning "See section 729 (b)."

PAR. 3. Section 35.710-3, as amended by Treasury Decision 5478, is further amended as follows:

(A) By inserting at the end of paragraph (a) the following new paragraph:

A corporation may have an unused excess profits credit for a taxable year beginning in 1946, which may be carried back to the two preceding taxable years, even though no excess profits tax is imposed for such taxable year. The unused excess profits credit for a taxable year beginning in 1946 is to be computed in the same manner as though an excess profits tax were imposed for such taxable year. In the case of a taxable year which begins in 1946 and ends in 1947, the unused excess profits credit will be an amount which is such part of the unused excess profits credit determined in the manner prescribed in the first or second paragraph of this paragraph, whichever is applicable, as the number of days in such taxable year prior to January 1, 1947 is of the total number of days in such taxable year. Thus, if a taxable year begins on December 1, 1946 and ends on November 30, 1947 and if the unused excess profits credit determined in the manner prescribed in the first paragraph of this paragraph is $1,000, the unused excess profits credit for such taxable year will be 31 365 x $1,000, or $84.93. There will be no unused excess profits credit for a taxable year beginning after December 31, 1946.

(B) By inserting after the second sentence of the first paragraph of paragraph (b) the following new sentence: "There will be no unused excess profits credit carryback from any taxable year beginning after December 31, 1946."

(C) By inserting at the end of paragraph (b) the following footnote:

Under the provisions of section 122 of the Revenue Act of 1945 no excess profits tax will be imposed for any taxable year beginning after December 31, 1945 and there will be no unused excess profits credit for any taxable year beginning after December 31, 1946. Accordingly, there will be no unused excess profits credit carry-over or carry-back to any taxable year beginning after December 31, 1945, and there will be no unused excess profits credit carry-back from any taxable year beginning after December 31, 1946.

PAR. 4. Section 35.710-4, as amended by Treasury Decision 5286, approved July 1, 1944, is further amended as follows:

(A) By striking the heading of paragraph (c) and inserting in lieu thereof the following: "(c) *Taxable years beginning after December 31, 1943 and ending prior to January 1, 1946.*"

(B) By inserting "and ending prior to January 1, 1946," immediately following "December 31, 1943," where it appears in the first sentence of paragraph (c).

(C) By inserting immediately following paragraph (c) the following new paragraph:

(d) *Taxable years beginning in 1945 and ending in 1946.* In the case of a taxable year which begins in 1945 and ends in 1946, a tentative tax shall first be computed as if the law applicable to taxable years beginning on January 1, 1945 (see paragraph (c) of this section) were applicable to such taxable year. The excess profits tax for such taxable year shall be an amount equal to that portion of such tentative tax which the number of days in such taxable year prior to January 1, 1946 bears to the total number of days in such taxable year. Thus, if a taxable year begins on

February 1, 1945 and ends on January 31, 1946, a tentative tax shall first be computed under the provisions of paragraph (c) of this section. If such tentative tax is $10,000, the excess profits tax for such taxable year will be 334/365 x $10,000, or $9,150 68.

(D) By relettering paragraph (d) as paragraph (e).

(Sec. 62 of the Internal Revenue Code (53 Stat. 32; 26 U.S.C. 62) as made applicable by section 729 (a) of the Internal Revenue Code (54 Stat. 989; 26 U.S.C. 729 (a)) and sections 122 (c) and 131 (b) of the Revene Act of 1945 (Pub. Law 214, 79th Cong.))

[SEAL] JOSEPH D. NUNAN, Jr.,
Commissioner of Internal Revenue.

Approved: May 14, 1946.

JOSEPH J. O'CONNELL, Jr.,
Acting Secretary of the Treasury.

[F. R. Doc. 46-8224; Filed, May 15, 1946; 4:58 p. m.]

TITLE 32—NATIONAL DEFENSE

Chapter VIII—Office of International Trade, Department of Commerce

Subchapter B—Export Control

CERTAIN WAX COMMODITIES

REVOCATION OF CERTAIN EXPORT LICENSES

It is hereby ordered, That all outstanding export licenses validated prior to May 16, 1946, authorizing the exportation of:

Commodity	Dept. of Commerce Schedule B No.
Paraffin wax, unrefined, including slack wax	504500
Paraffin wax, refined, and semi-refined	504600
Indralatum wax	505900
Plasticrude wax	505900
Substitute mineral waxes derived from petroleum bases (including substitutes for microcrystalline waxes, petrolatum waxes, and tank bottom short fiber waxes)	505900
All other slop waxes	505900
Mineral wax	596025

are revoked, effective July 15, 1946, and shall be returned by the holder thereof to the Office of International Trade. The order extending the validity of certain individual export licenses authorizing the exportation of petroleum products, issued November 1, 1945 (10 F.R. 13621) is modified accordingly.

(Sec. 6, 54 Stat. 714; 55 Stat. 206; 56 Stat. 463; 58 Stat. 671; 59 Stat. 270; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; E.O. 9630, 10 F.R. 12245; Order No. 390, 10 F R. 13130)

Dated: May 14, 1946.

JOHN C. BORTON,
Director,
Requirements and Supply Branch.

[F. R. Doc. 46-8243; Filed, May 16, 1946; 10:24 a. m.]

[Amdt. 186]

PART 801—GENERAL REGULATIONS

PROHIBITED EXPORTATIONS

In § 801.2 *Prohibited exportations* the Department of Commerce Schedule B numbers set forth in Amendment No. 181 (11 F.R. 4913) should read: 469805 and 469809, instead of 468905 and 468909.

(Sec. 6, 54 Stat. 714; 55 Stat. 206; 56 Stat. 463; 58 Stat. 671; 59 Stat. 270; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; E.O. 9630, 10 F.R. 12245; Order No. 390, 10 F.R. 13130)

Dated: May 14, 1946.

JOHN C. BORTON,
Director,
Requirements and Supply Branch.

[F. R. Doc. 46-8244; Filed, May 16, 1946; 10:24 a. m.]

[Amdt. 187]

PART 802—GENERAL LICENSES

CERTAIN FOREIGN TRADE MARKS, TRADE NAMES, ETC.

Section 802.16 *Certain foreign trade marks, trade names, etc.* is amended to read as follows:

§ 802.16 *Certain foreign trade marks, trade names, etc.* No exportation may be made under any general license, with exception of those set forth in § 802.8 and § 802.11, of any commodity bearing the name of any person on the Proclaimed List, or bearing a trademark, trade name, brand, label or other mark which indicates that such commodity was manufactured or processed in Germany or Japan or by any person whose name appears on the Proclaimed List.

(Sec. 6, 54 Stat. 714; 55 Stat. 206; 56 Stat. 463; 58 Stat. 671; 59 Stat. 270; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; E.O. 9630, 10 F.R. 12245; Order No. 390, 10 F.R. 13130)

Dated: May 10, 1946.

JOHN C. BORTON,
Director,
Requirements and Supply Branch.

[F. R. Doc. 46-8245; Filed, May 16, 1946; 10:24 a. m.]

[Amdt. 188]

PART 804—INDIVIDUAL LICENSES

CERTAIN FOREIGN TRADE MARKS, TRADE NAMES, ETC.

Section 804.12 *Certain foreign trade marks, trade names, etc.* is amended to read as follows:

§ 804.12 *Certain foreign trade marks, trade names, etc.* No exportation may be made under any individual license of any commodities bearing the name of any person on the Proclaimed List or bearing the trademark, trade name, brand, label or other mark which indicates that such commodity was manufactured or processed in Germany or Japan or by any person whose name appears on the Proclaimed List unless it is specifically stated on the individual license that the commodity bears such indicia.

(Sec. 6, 54 Stat. 714; 55 Stat. 206; 56 Stat. 463; 58 Stat. 671; 59 Stat. 270; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; E.O. 9630, 10 F.R. 12245; Order No. 390, 10 F.R. 13130)

Dated: May 10, 1946.

JOHN C. BORTON,
Director,
Requirements and Supply Branch.

[F. R. Doc. 46-8246; Filed, May 16, 1946; 10:23 a. m.]

[Amdt. 189]

PART 802—GENERAL LICENSES

EXPORTATION OF RELIEF SHIPMENTS

Section 802.30 *Exportation of relief shipments—"RLS"* is hereby amended in the following particulars:

Paragraph (a) is hereby amended to read as follows:

(a) A general license designated "RLS" is hereby granted to relief agencies registered with the President's War Relief Control Board authorizing the exportation of the commodities set forth in paragraph (b) of this section for relief or charity to all destinations except Japan: *Provided*, That the consignee of shipments exported under this section is a person or agency approved by the President's War Relief Control Board as being qualified to receive and assume full responsibility for the distribution of such commodities and to assure non-commercial distribution of such commodities free of cost to the person or persons ultimately receiving them: *And provided further*, That in the case of exportations to Germany under this section the shipments are consigned to the United Nations Relief and Rehabilitation Administration or to a person or agency approved as a consignee by the President's War Relief Control Board in care of the United Nations Rehabilitation Administration in Germany.

(Sec. 6, 54 Stat. 714; 55 Stat. 206; 56 Stat. 463; 58 Stat. 671; 59 Stat. 270; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; E.O. 9630, 10 F.R. 12245; Order No. 390, 10 F.R. 13130)

Dated: May 9, 1946.

JOHN C. BORTON,
Director,
Requirements and Supply Branch.

[F. R. Doc. 46-8247; Filed, May 16, 1946; 10:23 a. m.]

Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong.; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

PART 3290—TEXTILE, CLOTHING AND LEATHER

[Conservation Order M-328B, Schedule C, as Amended May 16, 1946]

SPECIAL PROGRAM FOR COTTON FABRICS FOR CIVILIAN APPAREL ITEMS

§ 3290.120c *Schedule C to Order M-328B*—(a) *Explanation.* This schedule states the special rules in addition to those set forth in Order M-328B for manufacturers of civilian apparel made of cotton fabric to get preference ratings for fabric to make the items listed in this schedule. It also establishes set-asides for certain cotton fabrics for these items and for over-the-counter sale as piece goods. Order M-317A contains other provisions for set-asides and for accepting rated orders for cotton fabrics.

(b) *Definitions.* (1) "Fabric", unless otherwise designated, means a woven fabric twelve inches or more in width.

(2) "Cotton fabric" means any fabric containing less than 25% wool by weight, but of which the remaining fibers are 50% or more cotton by weight.

(3) "Cotton item" means an item of which more than 50% of the fabric yardage incorporated in it, exclusive of linings, bindings and trimmings, is cotton fabric.

(c) *Requirements for obtaining priorities assistance.* (1) When a fabric is removed from the fabric column for any item, each manufacturer must immediately cancel or unrate any unfilled orders for that fabric which he placed with ratings assigned under this Schedule for that item.

(2) Whenever a fabric is added to a Preference Rating Schedule for any item, an applicant who has filed an application for that item need not file a new application, but may send a letter to the Civilian Production Administration, Textile Division, Washington 25, D. C., requesting authorization to use the new fabric in place of or in addition to fabrics previously applied for. Where the change is only in the sley of the fabric, the authorization to be issued by the Civilian Production Administration will give effect to such change and no letter is required. The letter must specify the item number, the description of the item, the complete description of all of the authorized fabrics which the applicant wishes to use during the quarter and the number of linear yards of each fabric for which priorities assistance is requested. Such letter should be mailed within five days of the issuance date of an amendment incorporating additional fabrics for an item.

(3) [Deleted Apr. 3, 1946.]

(d) *General provisions.* (1) Preference ratings assigned under this schedule may be used only to get the particular cotton fabrics shown in the fabric column of the preference rating schedule to make the cotton items specified.

(2) The fabrics must be incorporated into an item produced for sale by the manufacturer at or below the lower of the following two prices:

(i) The price at which the manufacturer is permitted to sell the item under regulations of the Office of Price Administration; or

(ii) The price specified in the Maximum Price column.

(3) [Deleted Apr. 3, 1946.]

(4) Manufacturers who did not manufacture an item in the base period must produce the item in the size assortments listed opposite each item in the size assortment column. Where 'normal industry practice' appears, the manufacturer should state his proposed sizes in the remarks section of Form CPA-3732. If his application is granted, he must comply with these size assortments.

(5) [Deleted May 16, 1946.]

(e) *Set-asides of cotton fabrics to fill rated or certified orders.* (1) Every producer of a cotton fabric listed in a Fabric Set-aside Table whether he sells it in the grey or finished state or uses it to manufacture civilian items shall set aside during the quarter stated for the purpose shown in Columns IV and V yardages of that fabric equal to at least the percentage shown of the yardage he produced during the preceding quarter or of his estimated production in that quarter, whichever is greater. Any producer who does not deliver the full yardages required during the applicable quarter must deliver in the next quarter a yardage of cotton fabric equal to the undelivered yardage, in addition to the yardage which he is required to deliver in that next quarter.

(2) *Set-asides for civilian apparel.* Only orders accompanied by Form CPA-4412 or Form CPA-4413 may be charged to the set-aside in Column IV of Fabric Set-Aside Table No. II. No producer need deliver or use to fill these orders more of any fabric than his set-aside for that fabric.

(3) *Set-asides for piece goods for over-the-counter sale.* Only orders accompanied by Form CPA-4414 or the following certificate may be charged to the set-aside in Column V of Fabric Set-Aside Table No. II:

The undersigned certifies subject to the criminal penalties of section 35 (A) of the U. S. Criminal Code that in the --- quarter of 1946 (insert applicable quarter) he will deliver at retail as over-the-counter piece goods, at not more than 60¢ a yard or his OPA ceiling price, whichever is lower, a yardage of cotton fabric at least equal to the yardage he orders for delivery in that quarter on orders bearing this certificate.

In addition the certificate must contain one of the following sentences:

He will not place orders bearing this certificate calling for delivery in this quarter of 1946 of a total of more than 300 yards of cotton fabric.

or

He will not place orders bearing this certificate calling for delivery in this quarter of 1946 of a total of more cotton fabric than 50% of the yardage he purchased for over-the-counter piece goods sale in the first quarter of 1943 (or 1944)

or

He will not place orders bearing this certificate calling for delivery in this quarter of a total of more cotton fabric than the greatest yardage he purchased for over-the-counter piece goods sales in any quarter of 1945.

or (for a veteran)

He will not place orders bearing this certificate calling for delivery in this quarter of a total of more cotton fabric than the yardage he purchased for over-the-counter piece goods sale in his last full quarter before he entered the military service.

(4) When a producer has accepted orders accompanied by applicable CPA forms, to the extent of a set-aside for any fabric, he may not require any customer to furnish any of these forms as a condition of filling additional orders for that fabric.

(5) Any person giving a certificate under this schedule, including the certificate set forth in paragraph (e) (3) above and the certificates on applicable CPA forms, must use or dispose of fabric he gets with that certificate in accordance with its terms.

(f) *Deliveries by finished goods suppliers to fill rated or certified orders.* (1) Every supplier of finished cotton fabric making the certification on Form CPA-4381 or CPA-4413 must, if possible, deliver during the applicable quarters on M-328B CC rated orders finished cotton fabric of the type covered by his purchase order in a yardage at least equal to the yardage which he orders for delivery in those quarters on orders accompanied by Form CPA-4381 or CPA-4413. Within this quantity M-328B CC rated orders must be accepted and filled in accordance with Priorities Regulation 1. Every supplier of finished cotton fabric making the certification on Form CPA-4380 or Form CPA-4414 must if possible deliver during the applicable quarters to persons who furnish the certificate set forth in paragraph (e) (3) above, or to persons who certify that they will sell only on orders bearing that certificate, finished cotton fabric of the type covered by his purchase order in a yardage at least equal to the yardage which he orders for delivery in those quarters on orders accompanied by Form CPA-4380 or 4414. In calculating the yardage of a particular fabric which he is required to deliver the supplier of finished fabric may take into consideration actual processing loss in finishing the fabric. Any supplier who does not deliver the full yardage required during the applicable quarter must de-

liver in the next quarter a yardage of finished cotton fabric equal to the undelivered yardage, in addition to the yardage which he is required to deliver in that next quarter. In the first twenty calendar days of that next quarter he must give preference to the extent of this undelivered yardage for M–328B ratings to orders bearing CC ratings assigned under the program for the previous quarter over orders rated CC for the current quarter's program.

(2) No supplier of finished cotton fabric is required to accept or fill M–328B CC rated or over-the-counter piece goods certified orders for a greater yardage of any type of finished cotton fabric listed on a Fabric Set-aside Table than the yardage he is required to deliver on those orders under paragraph (f) (1) above.

(3) Any supplier of finished fabric who does not use the certification in Form CPA–4381 or CPA–4413, for a fabric must accept and fill all M–328B CC rated orders for that fabric in accordance with the provisions of Priorities Regulation No. 1. After a supplier of finished fabrics uses Form CPA–4381 or Form CPA–4413 on any of his purchase orders for a fabric he must not extend to any supplier on orders for that fabric, for delivery in the applicable quarter any CC ratings which he knows or has reason to believe were assigned under Order M–328B.

(g) *Restrictions on sale of student nurses' uniforms.* Student nurses' uniforms manufactured under Preference Rating Schedules Nos. 3 and 4 (items 42 through 47) may be sold only to hospitals or nurses' training schools; or to persons who furnish substantially the following certification on their purchase orders:

The purchaser represents to the seller and to the Civilian Production Administration that the student nurses' uniforms covered by this order will be sold only to hospitals or nurses' training schools or for ultimate delivery to such institutions.

The standard certification provided for in Priorities Regulation 7 must not be used instead of the above.

Issued this 16th day of May 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

NOTE: Cotton Fabric Set-Aside Table No. I for the first quarter deleted May 16, 1946.

COTTON FABRIC SET-ASIDE TABLE NO. II FOR SECOND QUARTER 1946

NOTE: Table amended May 16, 1946.

I	II	III	IV	V
Reference No.	Form CPA-658, Item No. (1-9-46) (4-10-46)	Construction of fabric	Percentage of production required: For delivery on M-328B CC rated orders	Percentage of production required: For delivery for retail sale as over-the-counter piece goods
1	B30 to 33, 40, 42	Sheetings, class C, 36" width	6	15
2	B49	Poplins, carded, sheeting yarns	25	0
3	B71 to 74, 78, 79	Print cloths, 36" or wider, sley above 64	32	11
4	B71 to 76, 79	Print cloths, 36" or wider, sley of 64 and lower	32	11
5	B88 to 91	Broadcloths, carded, any sley (except colored yarn fabrics)	65	0
6	B97	Poplins, carded, print cloth warp (any sley)	65	0
7	B102	Sport denims	80	0
8	B110	Carded ginghams 5.50 yds. per pound and heavier	0	60
9	B111, 112, C 49	Seersuckers, carded	10	0
10	B113 to 117	Colored yarn suitings (all-cotton and mixtures containing less than 25% wool)	15	0
11	B122	Carded chambrays, lighter than 3.90 yds. per pound	60	15
12	B128	Outing flannels 4.50 yds. per pound and lighter	35	10
13	B157, C42, 44	Cotton and spun rayon mixtures containing less than 25% by weight of rayon and lighter than 3.00 yds. per pound.	60	12
14	B161	Oxfords, carded	75	0
15	C3 to 5	Broadcloths, combed	60	0
16	C6	Dimities, combed	25	25
17	C10 to 17	Lawns and organdies	50	11
18	C22	Oxfords, combed	60	0
19	C23	Piques, combed and fine carded	20	20
20	C25, 26	Poplins combed	50	0
21	C31	Shirtings, combed (jacquard, gray dobby and colored yarn	60	0
22	C41	Voiles	0	30
23	C46	Dotted Swiss, carded, undyed yarns	70	25
24	B38	Three-leaf silesia twills	50	0
25	B57	Three-leaf pocketing twills	50	0
26	B24, 26, 28	Sheeting, class B, narrower than 42"	10	0
27	B151	Interlining flannels	10	0
28	B93 to 96	Three-leaf twills	50	0
29	B14 to 17, 19	Class A sheeting under 42"	6	0
30	B20 to 54	Drills under 42" three-leaf herringbone twills (except jeans)	2	0
31	B59 to 62	Four-leaf twills under 42"	4	0
32	B153, 155	Canton flannel	85	0

NOTE: M–328B CC ratings will be assigned for the fabrics reference Nos. 24–28 only under Schedule K for use as components in wool items under that schedule. M–328B CC ratings will be assigned for Fabric Reference No. 32 only under Schedule F for use in making work gloves. Only orders bearing such CC ratings and accompanied by Form CPA–4412 and orders accompanied by Form CPA–4413 may be charged to the set-aside for these fabrics in Column IV.

NOTE: Preference Rating Schedule No. 3 deleted May 16, 1946.

PREFERENCE RATING SCHEDULE NO. 4—COTTON FABRICS FOR CIVILIAN APPAREL

PROGRAM FOR SECOND QUARTER 1946

NOTE: Schedule amended May 16, 1946.

Item No.	Description of cotton item	Size range	Size assortment per dozen for other than base period manufacturers	Maximum price column	Fabric column
1 (a)	Street and House Dresses: Women's	38 to 44	Normal Industry Practice	$24.00	Cotton and spun rayon mixtures containing less than 25% by weight of rayon and lighter than 3.00 sq. yds. per pound. Print cloths, sley 62 and higher. Cambray, carded, lighter than 3.90 sq. yds. per pound. Class "C" sheeting.

PREFERENCE RATING SCHEDULE NO. 4—COTTON FABRICS FOR CIVILIAN APPAREL—Continued

Item No.	Description of cotton item	Size range	Size assortment per dozen for other than base period manufacturers	Maximum price column	Fabric column
1 (b)	Street and House Dresses: Misses'	10 to 20	Normal Industry Practice	$24.00	Cotton and spun rayon mixtures containing less than 25% by weight of rayon and lighter than 3.00 sq. yds. per pound. Print cloths, sley 62 and higher. Chambray, carded, lighter than 3.90 sq. yds. per pound. Class "C" sheeting.
1 (c)	Street and House Dresses: Juniors'	9 to 17	Normal Industry Practice	24.00	Cotton and spun rayon mixtures containing less than 25% by weight of rayon and lighter than 3.00 sq. yds. per pound. Print cloths, sley 62 and higher. Chambray, carded, lighter than 3.90 sq. yds. per pound. Class "C" sheeting.
1 (d)	Street and House Dresses: Misses', Women's, and Juniors'.	46 and up and Maternity.	Normal Industry Practice	27.00	Cotton and spun rayon mixtures containing less than 25% by weight of rayon and lighter than 3.00 sq. yds. per pound. Print cloths, sley 62 and higher. Chambray, carded, lighter than 3.90 sq. yds. per pound. Class "C" sheeting.
2 (a)	Slips: Women's	38 to 44	Normal Industry Practice	8.50	Print cloths, sley of 62 and higher. Carded broadcloth not more than 100 sley.
2 (b)	Slips: Women's	46 and up	Normal Industry Practice	9.75	Print cloths, sley of 62 and higher. Carded broadcloth not more than 100 sley.
3	Nightgowns: Women's	42 and up	Normal Industry Practice	18.50	Lawns, not over 88 sley. Outing flannel, 4.50 yds. per pound and lighter. Print cloth, sley of 62 and higher. Carded poplins, sley of 88 and higher. Carded broadcloth, any sley. Print cloth, 66 and lighter, for body fabric. Print cloth, sley of 62 and higher for lining fabric. (CC ratings may be used for linings only by manufacturers who make their own linings.) Oxford carded.
4 (a)	Shirts: Men's	14 to 17	Normal Industry Practice	16.50	Carded poplins, sley of 88 and higher. Carded broadcloth, any sley. Print cloth, 66 and lighter, for body fabric. Print cloth, sley of 62 and higher for lining fabric. (CC ratings may be used for linings only by manufacturers who make their own linings.) Oxford carded. Combed broadcloth, any sley. Shirting, jacquard, gray-dobby and colored yarn (combed).
4 (b)	Shirts: Men's	17½ and up	Normal Industry Practice	21.00	Oxfords, combed. Print cloth, sley of 62 and higher for lining fabric only. (CC ratings may be used for linings only by manufacturers who make their own linings.) Combed broadcloth, any sley. Shirting, jacquard, gray-dobby and colored yarn (combed). Oxfords, combed.
5 (a)	Shirts: Men's	14 to 17	Normal Industry Practice	24.00	Print cloth, sley of 62 and higher for lining fabric only. (CC ratings may be used for linings only by manufacturers who make their own linings.) Combed broadcloth, any sley. Shirting, jacquard, gray-dobby and colored yarn (combed). Oxfords, combed.
5 (b)	Shirts: Men's	17½ and up	Normal Industry Practice	28.50	Print cloth, sley of 62 and higher for lining fabric only. (CC ratings may be used for linings only by manufacturers who make their own linings.) Carded poplins, sley of 88 and higher. Carded broadcloth, any sley. Oxfords, carded. Print cloth, sley of 62 and higher. Carded poplins, sley of 88 and higher.
6 (a)	Undershorts: Men's	28 to 44	Normal Industry Practice	5.50	Carded broadcloth, any sley. Oxfords, carded. Print cloth, sley of 62 and higher.
6 (b)	Undershorts: Men's	46 and up	Normal Industry Practice	8.00	Carded poplins, sley of 88 and higher. Carded broadcloth, any sley. Oxford, carded Print cloth, sley of 62 and higher.
7 (a)	Undershorts: Men's	28 to 44	Normal Industry Practice	8.50	Oxford, combed. Shirting, jacquard, gray-dobby and colored yarn (combed).
7 (b)	Undershorts: Men's	46 and up	Normal Industry Practice	10.50	Oxfords, combed. Shirting, jacquard, gray-dobby and colored yarn (combed).
8	Creepers, rompers	6 mos. to 2 yrs	6 mos. 1-1-1-2 6-3-3-3	11.00	Print cloth, sley of 62 to 72. Print cloth, sley of 56 to 65 (plisse). Carded chambray, lighter than 3.90 yards per pound. Print cloth, sley of 56 to 65 (plisse).
9	Pajamas: Button-on with or without feet or button-on with extra pants.	1 to 4	1-2-3-4 3-3-3-3	12.50	Outing flannel, 4.50 yards per pound and lighter. Print cloth, sley of 62 to 65.
10	Pajamas: 1-piece with or without feet	2 to 8	2-4-6-8 2-2-4-4	12.00	Print cloth, sley of 62 and higher. Print cloth, sley of 56 to 65 (plisse). Outing flannel, 4.50 yards per pound and lighter.
11	Pajamas: 2-piece jacket type	2 to 8	2-4-6-8 2-2-4-4	14.00	Outing flannel, 4.50 yards per pound and lighter. Print cloth, sley of 56 to 61 (plisse). Print cloth, sley of 62 and higher.
12	Pajamas: 2-piece jacket type	8 to 16	8-10-12-14-16 2-2-3-3-2	15.75	Outing flannel, 4.50 yards per pound and lighter. Print cloth, sley of 62 and higher. Print cloth, sley of 56 to 61 (plisse). Print cloth, sley of 56 to 65 (plisse).
13	Nightgowns: Infants'	0 to 1	Normal Industry Practice	4.75	Lawns, not over 76 sley. Outing flannel, 4.50 yards per pound and lighter. Print cloth, sley of 62 to 65.
14	Nightgowns	1 to 8	Normal Industry Practice	6.50	Lawns, not over 88 sley. Outing flannel, 4.50 yards per pound and lighter. Print cloth, sley of 56 to 65 (plisse).
15	Nightgowns	2 to 8	Normal Industry Practice	9.75	Outing flannel, 4.50 yards per pound and lighter. Print cloth, sley of 62 to 65.

PREFERENCE RATING SCHEDULE NO. 4—COTTON FABRICS FOR CIVILIAN APPAREL—Continued

Item No.	Description of cotton item	Size range	Size assortment per dozen for other than base period manufacturers	Maximum price column	Fabric column
16	Nightgowns	8 to 16	8-10-12-14-16 2-2-3-3-2	$12.50	Lawns, not over 88 sley. Print cloth, sley of 56 to 65 (plisse). Outing flannel, 4.50 yards per pound and lighter. Print cloth, sley of 62 to 65.
17	Kimonos, Infants'	0 to 1	Normal Industry Practice	4.50	Print cloth, sley of 56 to 65 (plisse). Outing flannel, 4.50 yards per pound and lighter. Print cloth, sley of 62 to 65.
18	Gertrudes, Infants'	0 to 1	Normal Industry Practice	4.75	Lawns, not over 76 sley. Outing flannel, 4.50 yards per pound and lighter.
19	Dresses, Infants'	0 to 1	Even	10.50	Dimities. Lawns, not over 88 sley. Print cloth, sley of 62 to 65. Print cloth, sley of 62 and higher. Print cloth, sley of 56 to 65. Piques.
20	Dresses, Toddlers' and children's	1 to 3 4 to 6x	1-2-3 2-4-6 3-4-5-6-6x 1-2-3-3-3	15.75	Carded poplin, 100 sley and less. Lawns, any sley. Carded chambray, lighter than 3.50 yards per pound. Dimities. Dotted swiss, carded undyed yarn.
21	Street Dresses, Girls'	7 to 14	Normal Industry Practice	16.50	Print cloth, sley of 62 and higher. Print cloth, sley of 56 to 65 (plisse). Carded chambray, lighter than 3.90 yards per pound. Cotton & spun rayon mixtures containing less than 25% by weight of rayon and lighter than 3.00 sq. yds. per pound. Class "C" sheeting.
22	Street Dresses, Teen age Girls'	10 to 16	Normal Industry Practice	19.75	Print cloth, sley of 62 and higher. Print cloth, sley of 56 to 65 (plisse). Cotton & spun rayon mixtures containing less than 25% by weight of rayon and lighter than 3.00 sq. yds. per lb. Class "C" sheeting. Carded chambray, lighter than 3.50 yards per pound.
23	Slips, Toddlers'	1 to 3	1-2-3 4-4-4	4.50	Lawns, not over 88 sley. Print cloth, sley of 62 to 65. Print cloth, sley of 62 and higher.
24	Slips, Girls' Gertrude type	2 to 14	2-4-6-8-10-12-14 1-2-2-3-2-1-1	6.75	Lawns, not over 88 sley. Print cloth, sley of 62 and higher.
25	Slips, Girls'	10 to 16	10-12-14-16	9.75	Lawns, not over 88 sley. Print cloth, sley of 62 and higher.
26	Blouses, Children's	2 to 6x	Normal Industry Practice	12.00	Lawns, not over 88 sley. Dimities. Dotted swiss, carded undyed yarn.
27	Blouses, Girls'	7 to 14	7-8-10-12-14 2-2-3-3-2	13.50	Print cloth, sley of 62 and higher. Dimities. Lawns, not over 88 sley. Dotted swiss, carded undyed yarn.
28	Panties, Girls'	2 to 12	2-4-6-8-10-12 1-2-2-3-2-2	6.00	Carded broadcloth, not more than 100 sley. Print cloth, sley of 62 and higher. Lawns, not over 88 sley.
29	Overalls and coveralls	1 to 4 years 2 to 8 years	1-2-3-4 3-3-3-3 Normal Industry Practice	12.00	Print cloth, sley of 56 to 65 (plisse) Sport denims Carded chambray, lighter than 3.90 yards per lb Twills (other than 3 leaf) Drills.
30	Overalls, Crawler type	6 mos. to 2 yrs	Normal Industry Practice	10.50	Print cloth, sley of 62 and higher. Print cloth, sley of 56 to 65 (plisse Carded poplin, 100 sley & less Carded broadcloth, not more than 100 sley Carded chambray, lighter than 3.90 yards per lb.
31	Wash suits, boys' toddlers	1 to 4) 2 to 8)	Normal Industry Practice	15.75	Carded poplin, 100 sley and less. Print cloth, sley of 56 to 65 (plisse) Carded chambray, lighter than 3.90 yards per lb. Sport denim. Print cloth, sley of 62 and higher. Lawns. Piques. Dimities. Carded poplin, sheeting yarns. Twills (other than 3 leaf). Drills.
32	Boys' shirts and blouses	2 to 10	2-4-6-8-10 2-2-3-3-2	9.00	Print cloth, sley of 62 and higher. Carded poplin, 100 sley and less. Carded broadcloth, not more than 100 sley. Carded poplin, sley of 88 and higher. Carded broadcloth, 80 sley and higher.
33	Shirts, Boys'	11 to 14½	Normal Industry Practice	12.00	Print cloth, sley of 62 and higher for body cloth or linings. (CC ratings may be used for linings only by manufacturers who make their own linings.)
34	Pants, Boys'	4 to 10	Normal Industry Practice	18.50	Drills. Twills (other than leaf). Gabardines. Suitings (cotton; cotton and rayon, and mixtures containing less than 25% wool).
35	Undershorts, Boys'	6 to 16	Normal Industry Practice	4.75	Carded poplin, sheeting yarn. Carded poplin, sley of 88 and higher. Carded broadcloth, 80 sley and higher. Print cloth, sley of 62 and higher. Sport denim.
36	Sun suits, Boys' and Girls'	1 to 8	Normal Industry Practice	9.00	Carded chambray, lighter than 3.90 yds. per pound. Print cloth, sley of 62 and higher. Print cloth, sley of 56 to 65 (plisse). Piques. Lawns, not over 88 sley.

PREFERENCE RATING SCHEDULE NO. 4—COTTON FABRICS FOR CIVILIAN APPAREL—Continued

Item No.	Description of cotton item	Size range	Size assortment per dozen for other than base period manufacturers	Maximum price column	Fabric column
37	Wash suits, boys'. Must be made in full size range of at least 3 to 10.	3-12	Normal Industry Practice	$17.25	Carded poplin, 100 sley and less. Carded broadcloth, 100 sley and less. Print cloth, sley of 62 and higher. Dupioni. Carded chambray, lighter than 3.50 yards per pound. Carded poplin, sheeting yarns. Print cloth, sley of 56 to 65 (plisse). Drills. Twills (other than three leaf). Sport denim.
38	Handkerchiefs, Men's			1.25	Print cloth, sley of 62 and up.
39	Handkerchiefs, Ladies'			1.00	Lawns, fancy handkerchief fabrics. Print cloth, sley of 62 and up. Lawns, fancy handkerchief fabrics.
40	Graduate Nurses' Uniforms	All sizes	Normal Industry Practice	(OPA Ceiling.	Poplin, combed 88 sley or higher. Seersucker. Poplin, carded, 80 sley or higher. Broadcloth, combed, 96 sley or higher.
41	Graduate Nurses' Caps	All sizes	Normal Industry Practice	(OPA Ceiling.	Broadcloth, carded, 100 sley or higher. Print cloth, sley of 62 or higher (plisse). Lawns. Organdy. Poplin, carded, 80 sley or higher. Broadcloth, carded 100 sley or higher
42	Student Nurses' Uniforms (colored or white)	All sizes	Normal Industry Practice	OPA Ceiling	Carded chambray, lighter than 3.90 yds 3b. Class "A" sheeting. 40/40 or higher. Jeans. Broadcloth combed, 96 sley or higher Poplin combed, 88 sley or higher. Print cloth, 62 sley or higher (plisse only). Seersucker.
43	Student Nurses' Caps	All sizes	Normal Industry Practice	OPA Ceiling	Lawns. Organdy. Poplin combed, 88 sley or higher. Broadcloth combed, 96 sley or higher. Print cloth, 65 sley or higher.
44	Student Nurses' Collars	All sizes	Normal Industry Practice	OPA Ceiling	Jeans. Class "C" sheeting. Print cloth, 65 sley or higher.
45	Student Nurses' Cuffs	All sizes	Normal Industry Practice	OPA Ceiling	Jeans. Class "C" sheeting. Class "A" sheeting. 50/40 or higher.
46	Student Nurses' Aprons	All sizes	Normal Industry Practice	OPA Ceiling	Class "C" sheeting. Class "A" sheeting. 40/40 or higher.
47	Student Nurses' Bibs	All sizes	Normal Industry Practice	OPA Ceiling	Class "C" sheeting. Poplins, sheeting yarns. Drills.
48	Gowns for doctors, dentists, internes, orderlies, druggists, and barbers.	All sizes	Normal Industry Practice	OPA Ceiling	Class "A" sheeting. Poplins, sheeting yarns. Drills. Class "A" sheeting. Twills, herringbone. Twills, 4-leaf.
49	Suits for doctors, dentists, internes, orderlies, druggists, and barbers.	All sizes	Normal Industry Practice	OPA Ceiling	Poplins, sheeting yarns. Drills. Class "A" sheeting. Twills, herringbone. Twills, 4-leaf.
50	Coats for doctors, dentists, internes, orderlies, druggists, and barbers.	All sizes	Normal Industry Practice	OPA Ceiling	Poplins, sheeting yarns. Drills. Class "A" sheeting. Twills, herringbone. Twills, 4-leaf.
51	Coats and apron sets for bakers, butchers, fishhandlers, dairy workers, cooks, waiters, slaughter-house-workers, and other commercial food handlers and processors.	All sizes	Normal Industry Practice	OPA Ceiling	Poplins, sheeting yarns. Drills. Twills, herringbone. Class "A" sheeting. Twills, 4-leaf.
52	Pants for bakers, butchers, fishhandlers, dairy workers, cooks, waiters, slaughter-house-workers, and other commercial food handlers and processors.	All sizes	Normal Industry Practice	OPA Ceiling	Poplins, sheeting yarns. Drills. Twill, herringbone. Class "A" sheeting. Twills, 4-leaf.
53	Uniform dresses or gowns for hospital patients and workers, commercial food handlers and processing employees, and beauticians.	All sizes	Normal Industry Practice	OPA Ceiling	Class "A" sheeting. Poplins, sheeting yarns. Print cloth, sley of 62 and higher. Chambray, lighter than 3.90 yds. per pound.

[F. R. Doc. 46-8256; Filed, May 16, 1946; 11:22 a. m.]

PART 3290—TEXTILE, CLOTHING AND LEATHER

[Conservation Order M-328B, Schedule K, as Amended May 16, 1946]

SPECIAL PROGRAM FOR WOOL CIVILIAN ITEMS

§ 3290.120k *Schedule K to Order M-328B*—(a) *Explanation.* This schedule states the special rules in addition to those set forth in M-328B for manufacturers of civilian items manufactured from wool fabric to get preference ratings for wool fabric and for rayon and cotton component fabrics to make the items listed in this schedule. It also establishes set-asides for certain wool fabrics for these items.

(b) *Definitions.* For the purpose of this schedule:

(1) "Fabric" unless otherwise designated, means a woven or knitted fabric 12 inches or more in width.

(2) "Wool fabric" means any fabric incorporating 25% or more by weight of new, re-processed or re-used wool fiber except upholstery pile fabrics and floor coverings and blankets and felt. The term includes woolen and worsted fabrics.

(3) "Wool item" means an item of which 50% or more of the fabric yardage incorporated in it, exclusive of linings, bindings and trimmings, is made of woolen or worsted fabrics.

(4) "Tailor-to-the-trade" means a manufacturer who makes items to the individual measurements of the ultimate consumer, and who sells them to a distributor at a wholesale price.

PREFERENCE RATING SCHEDULE No. 4—COTTON FABRICS FOR CIVILIAN APPAREL—Continued

Item No.	Description of cotton item	Size range	Size assortment per dozen for other than base period manufacturers	Maximum price column	Fabric column
16	Nightgowns	8 to 16	(8-10-12-14-16	$12.50	Lawns, not over 88 sley. Print cloth, sley of 56 to 65 (plisse). Outing flannel, 4.50 yards per pound and lighter.
			(2-2-3-3-2		
17	Kimonos: Infants'	0 to 1	Normal Industry Practice	4.50	Print cloth, sley of 62 to 65. Print cloth, sley of 56 to 65 (plisse). Outing flannel, 4.50 yards per pound and lighter.
18	Gertrudes: Infants'	0 to 1	Normal Industry Practice	4.75	Print cloth, sley of 62 to 65. Lawns, not over 76 sley. Outing flannel, 4.50 yards per pound and lighter.
19	Dresses: Infants'	0 to 1	Even	10.50	Dimities. Lawns, not over 88 sley. Print cloth, sley of 62 to 65. Print cloth, sley of 62 and higher. Print cloth, sley of 56 to 65. Piques.
20	Dresses: Toddlers' and children's	1 to 3	(1-2-3	15.75	Carded poplin, 100 sley and less. Lawns, any sley. Carded chambray, lighter than 3.90 yards per pound. Dimities. Dotted swiss, carded undyed yarn.
		4 to 6x	(2-4-6 ..... (1-4-5-6-6x ..... (1-2-3-3-3		
21	Street Dresses: Girls'	7 to 14	Normal Industry Practice	16.50	Print cloth, sley of 62 and higher. Print cloth, sley of 56 to 65 (plisse). Carded chambray, lighter than 3.90 yards per pound. Cotton & spun rayon mixtures containing less than 25% by weight of rayon and lighter than 3.00 sq. yds. per pound. Class "C" sheeting.
22	Street Dresses: Teen age Girls'	10 to 16	Normal Industry Practice	19.75	Print cloth, sley of 62 and higher. Print cloth, sley of 56 to 65 (plisse). Cotton & spun rayon mixtures containing less than 25% by weight of rayon and lighter than 3.00 sq. yds. per lb. Class "C" sheeting. Carded chambray, lighter than 3.90 yards per pound.
23	Slips: Toddlers'	1 to 3	(1-2-3 ..... (4-4-4	4.50	Lawns, not over 88 sley. Print cloth, sley of 62 to 65. Print cloth, sley of 62 and higher.
24	Slips: Girls' Gertrude type	2 to 14	(2-4-6-8-10-12-14 ..... (1-2-2-3-2-1-1	6.75	Lawns, not over 88 sley.
25	Slips: Girls'	10 to 16	10-12-14-16	9.75	Print cloth, sley of 62 and higher. Lawns, not over 88 sley.
26	Blouses: Children's	2 to 6x	Normal Industry Practice	12.00	Print cloth, sley of 62 and higher. Lawns, not over 88 sley. Dimities. Dotted swiss, carded undyed yarn.
27	Blouses: Girls'	7 to 14	(7-8-10-12-14 ..... (2-2-3-3-2	13.50	Print cloth, sley of 62 and higher. Dimities. Lawns, not over 88 sley. Dotted swiss, carded undyed yarn.
28	Panties: Girls'	2 to 12	(2-4-6-8-10-12 ..... (1-2-2-3-2-2	6.00	Carded broadcloth, not more than 100 sley. Print cloth, sley of 62 and higher. Lawns, not over 88 sley. Print cloth, sley of 56 to 65 (plisse).
29	Overalls and coveralls	1 to 4 years	(1-2-3-4	12.00	Sport denims. Carded chambray, lighter than 3.90 yards per lb. Twills (other than 3 leaf) Drills.
		2 to 8 years	(3-3-3-3 ..... Normal Industry Practice		
30	Overalls, Crawler type	6 mos. to 2 yrs	Normal Industry Practice	10.50	Print cloth, sley of 62 and higher. Print cloth, sley of 56 to 65 (plisse). Carded poplin, 100 sley & less. Carded broadcloth, not more than 100 sley. Carded chambray, lighter than 3.90 yards per lb.
31	Wash suits, boys' toddlers	(1 to 4) (2 to 8)	Normal Industry Practice	15.75	Carded poplin, 100 sley and less. Print cloth, sley of 56 to 65 (plisse). Carded chambray, lighter than 3.90 yards per lb. Sport denim. Print cloth, sley of 62 and higher. Lawns. Piques. Dimities. Carded poplin, sheeting yarns. Twills (other than 3 leaf). Drills.
32	Boys' shirts and blouses	2 to 10	(2-4-6-8-10) (2-2-3-3-2)	9.00	Print cloth, sley of 62 and higher. Carded poplin, 100 sley and less. Carded broadcloth, not more than 100 sley. Carded poplin, sley of 88 and higher. Carded broadcloth, 80 sley and higher.
33	Shirts: Boys'	11 to 14½	Normal Industry Practice	12.00	Print cloth, sley of 62 and higher for body cloth or linings. (CC ratings may be used for linings only by manufacturers who make their own linings.)
34	Pants: Boys'	4 to 10	Normal Industry Practice	18.50	Drills. Twills (other than leaf). Gabardines. Suitings (cotton: cotton and rayon, and mixtures containing less than 25% wool). Carded poplin, sheeting yarn.
35	Undershorts: Boys'	6 to 16	Normal Industry Practice	4.75	Carded poplin, sley of 88 and higher. Carded broadcloth, 80 sley and higher. Print cloth, sley of 62 and higher.
36	Sun suits: Boys' and Girls'	1 to 8	Normal Industry Practice	9.00	Sport denim. Carded chambray, lighter than 3.90 yds. per pound. Print cloth, sley of 62 and higher. Print cloth, sley of 56 to 65 (plisse). Piques. Lawns, not over 88 sley.

PREFERENCE RATING SCHEDULE No. 4—COTTON FABRICS FOR CIVILIAN APPAREL—Continued

Item No.	Description of cotton item	Size range	Size assortment per dozen for other than base period manufacturers	Maximum price column	Fabric column
					Carded poplin, broadcloth and lawns. Carded broadcloth, broadcloth and lawns. Print cloth, sley of 62 and higher.
37	Wash suits: boys'. Must be made in full size range of at least 3 to 10.	3-12	Normal Industry Practice	$17.25	Carded chambray, lighter than 3.90 yards per pound. Carded poplin, sheeting yarns. Print cloth, sley of 56 to 65 (plisse). Drills. Twills (other than three leaf) Sport denim.
38	Handkerchiefs: Men's			1.25	Print cloth, sley of 62 and up Lawns, fancy handkerchief fabrics.
39	Handkerchiefs: Ladies'			1.00	Print cloth, sley of 62 and up Lawns, fancy handkerchief fabrics. Poplin, combed 88 sley or higher. Seersucker.
40	Graduate Nurses' Uniforms	All sizes	Normal Industry Practice	(OPA Ceiling.	Poplin, carded, 90 sley or higher. Broadcloth, combed, 96 sley or higher. Broadcloth, carded, 100 sley or higher. Print cloth, sley or 62 or higher (plisse).
41	Graduate Nurses' Caps	All sizes	Normal Industry Practice	(OPA Ceiling.	Lawns. Organdy. Poplin, carded, 90 sley or higher. Broadcloth, carded 100 sley or higher.
42	Student Nurses' Uniforms (colored or white)	All sizes	Normal Industry Practice	OPA Ceiling	Carded chambray, lighter than 3.90 yds lb. Class "A" sheeting. 40/40 or higher. Jeans. Broadcloth combed, 96 sley or higher. Poplin combed, 88 sley or higher. Print cloth, 62 sley or higher (plisse only).
43	Student Nurses' Caps	All sizes	Normal Industry Practice	OPA Ceiling	Seersucker. Lawns. Organdy. Poplin combed, 88 sley or higher. Broadcloth combed, 96 sley or higher. Print cloth, 65 sley or higher.
44	Student Nurses' Collars	All sizes	Normal Industry Practice	OPA Ceiling	Jeans. Class "C" sheeting.
45	Student Nurses' Cuffs	All sizes	Normal Industry Practice	OPA Ceiling	Print cloth, 65 sley or higher. Jeans. Class "C" sheeting.
46	Student Nurses' Aprons	All sizes	Normal Industry Practice	OPA Ceiling	Class "A" sheeting. 40/40 or higher. Class "C" sheeting.
47	Student Nurses' Bibs	All sizes	Normal Industry Practice	OPA Ceiling	Class "A" sheeting. 40/40 or higher. Class "C" sheeting.
48	Gowns for doctors, dentists, internes, orderlies, druggists, and barbers.	All sizes	Normal Industry Practice	OPA Ceiling	Poplins, sheeting yarns. Drills. Class "A" sheeting. Twills, herringbone. Twills, 4-leaf.
49	Suits for doctors, dentists, internes, orderlies, druggists, and barbers.	All sizes	Normal Industry Practice	OPA Ceiling	Poplins, sheeting yarns. Drills. Class "A" sheeting. Twills, herringbone. Twills, 4-leaf.
50	Coats for doctors, dentists, internes, orderlies, druggists, and barbers.	All sizes	Normal Industry Practice	OPA Ceiling	Poplins, sheeting yarns. Drills. Class "A" sheeting. Twills, herringbone. Twills, 4-leaf.
51	Coats and apron sets for bakers, butchers, fishhandlers, dairy workers, cooks, waiters, slaughter-house-workers, and other commercial food handlers and processors.	All sizes	Normal Industry Practice	OPA Ceiling	Poplins, sheeting yarns. Drills. Twills, herringbone. Class "A" sheeting. Twills, 4-leaf.
52	Pants for bakers, butchers, fishhandlers, dairy workers, cooks, waiters, slaughter-house-workers, and other commercial food handlers and processors.	All sizes	Normal Industry Practice	OPA Ceiling	Poplins, sheeting yarns. Drills. Twill, herringbone. Class "A" sheeting. Twills, 4-leaf.
53	Uniform dresses or gowns for hospital patients and workers, commercial food handlers and processing employees, and beauticians.	All sizes	Normal Industry Practice	OPA Ceiling	Class "A" sheeting. Poplins, sheeting yarns. Print cloth, sley of 62 and higher. Chambray, lighter than 3.90 yds. per pound.

[F. R. Doc. 46-8256; Filed, May 16, 1946; 11:22 a. m.]

PART 3290—TEXTILE, CLOTHING AND LEATHER

[Conservation Order M-328B, Schedule K, as Amended May 16, 1946]

SPECIAL PROGRAM FOR WOOL CIVILIAN ITEMS

§ 3290.120k *Schedule K to Order M-328B*—(a) *Explanation.* This schedule states the special rules in addition to those set forth in M-328B for manufacturers of civilian items manufactured from wool fabric to get preference ratings for wool fabric and for rayon and cotton component fabrics to make the items listed in this schedule. It also establishes set-asides for certain wool fabrics for these items.

(b) *Definitions.* For the purpose of this schedule:

(1) "Fabric" unless otherwise designated, means a woven or knitted fabric 12 inches or more in width.

(2) "Wool fabric" means any fabric incorporating 25% or more by weight of new, re-processed or re-used wool fiber except upholstery pile fabrics and floor coverings and blankets and felt. The term includes woolen and worsted fabrics.

(3) "Wool item" means an item of which 50% or more of the fabric yardage incorporated in it, exclusive of linings, bindings and trimmings, is made of woolen or worsted fabrics.

(4) "Tailor-to-the-trade" means a manufacturer who makes items to the individual measurements of the ultimate consumer, and who sells them to a distributor at a wholesale price.

(c) [Deleted Jan. 3, 1946.]

(d) *General provisions.* (1) Preference ratings assigned under this schedule may be used only to get wool fabrics listed on a Fabric Set-Aside Table to make the wool items specified in the preference rating schedule.

(2) The fabrics must be incorporated into an item produced for sale by the manufacturer at or below the lower of the following two prices:

(i) The price at which the manufacturer is permitted to sell the item under regulations of the Office of Price Administration.

(ii) The price specified in the maximum price column.

(3) Each manufacturer must use all the wool fabric he gets with CC ratings under this schedule to make the particular item for which the ratings were assigned, except as follows:

(i) Fabric obtained with ratings assigned for Items 3 or 4 in Preference Rating Schedule 2 for the second quarter of 1946 may be used to make Item 2 if he made Item 2 in his chosen base period; and

(ii) Fabric obtained with ratings assigned for Items 11 or 12 in Preference Rating Schedule 2 for the second quarter of 1946 may be used to make Item 10 if he made that item in his chosen base period.

(4) A manufacturer who did not manufacture an item in the base period must state his proposed production by size assortment per dozen in the "Remarks" section of Form CPA-3732. If his application is granted, he must comply with these size assortments.

(5) Priorities assistance will be given for the procurement of rayon and cotton broad woven fabrics for linings, facings, bindings, stays, pockets and other components made of broad woven fabric for incorporation into the number of units for which priorities assistance is granted. Ratings for component materials will be assigned and may be used only for rayon serges and twills, 38 to 140 sley, and for the following cotton fabrics: three-leaf silesia twills; three-leaf pocketing twills; sheeting, Class B, narrower than 42"; interlining flannels; three-leaf twills. Requests for this assistance shall be made on Form CPA-3732 in accordance with the instructions applicable to filling out that form. Manufacturers who are authorized to apply a CC rating to get wool fabrics for items under this schedule may immediately apply a CC rating to get the above component fabrics for those items, under the following rules. Applications for CC ratings for the second quarter of 1946 must include these component fabrics and must be filed by April 23, 1946. This advance CC rating may only be used to get the yardage of component fabrics needed to produce the number of units of the item which can be made from the yardage of body fabric for which the manufacturer is entitled to use CC ratings assigned under M-328B. In placing CC rated orders for component fabric under this paragraph (d) (5) for delivery in the second quarter of 1946, manufacturers must file Form CPA-4412 with their purchase orders. Component fabrics purchased under this advance authorization, shall be deducted by the manufacturer from the total quantity for which priorities assistance for component fabrics is granted on Form CPA-3732. If the applicant does not receive a grant for the entire quantity thus rated he shall upon notification of his grant by the Civilian Production Administration immediately unrate or cancel orders for any undelivered quantities which are in excess of his grant.

(6) Producers of wool woven fabric shall file Form CPA-1420 by April 10, 1946. Producers of wool knitted fabric need not file Form CPA-1420 but must report to the Textile Division, Civilian Production Administration, Washington 25, D. C. by letter on or before April 10, 1946. This letter must state the yardage of each fabric listed on Fabric Set-aside Table No. II required to be set-aside to fill rated or certified orders under the provisions of paragraph (e) (1) below.

(7) [Deleted Apr. 3, 1946.]

(e) *Set-asides of wool fabrics to fill rated or certified orders.* (1) Every producer of wool fabric listed in a Fabric Set-aside Table, whether he sells it or uses it to manufacture civilian items, shall set aside during the quarter stated, for ultimate delivery on M-328B CC rated orders, a yardage of that fabric equal to at least the percentage shown in Column IV of the yardage he produced during the preceding quarter or of his estimated production in that quarter, whichever is greater. Any producer who does not deliver the full yardages required during the applicable quarter must deliver in the next quarter a yardage of wool fabric equal to the undelivered yardage, in addition to the yardage which he is required to deliver in that next quarter. No fabrics sold at more than the price specified in Column III may be charged to this set-aside.

(2) Only orders accompanied by Form CPA-4412 or Form CPA-4413 may be charged to the set-aside in Column IV of Fabric Set-aside Table No. II. No producer need deliver or use to fill these orders (i) any wool fabric not listed on a Fabric Set-Aside Table; (ii) more of any fabric listed on a Fabric Set-Aside Table than his set-aside for that fabric.

(3) When a producer has accepted orders accompanied by the applicable CPA forms to the extent of a set-aside for any fabric he may not require any customer to furnish any of these forms as a condition of filling additional orders for that fabric.

(4) Any person giving a certificate under this schedule, including the certificates on the applicable CPA forms, must use or dispose of fabric he gets with that certificate in accordance with its terms.

(f) *Deliveries by wool jobbers to fill rated orders.* (1) Every wool jobber making the certification on Form CPA-4381 or CPA-4413 must, if possible, deliver during the applicable quarters wool fabric of the type covered by his order in a yardage at least equal to the yardage which he ordered for delivery in those quarters on orders bearing those certificates. Within this quantity M-328B CC rated orders must be accepted and filled in accordance with Priorities Regulation 1. A wool jobber who does not deliver the full yardages required during the applicable quarter must deliver in the next quarter a yardage of wool fabric equal to the undelivered yardage, in addition to the yardage which he is required to deliver in that next quarter. In the first twenty calendar days of that next quarter he must give preference, to the extent of this undelivered yardage for M-328B ratings, to orders bearing CC ratings assigned under the program for the previous quarter over orders rated CC for the then current quarter's program.

(2) No wool jobber is required to accept or fill M-328B CC rated orders for a greater yardage of any type of wool fabric listed on a Fabric Set-aside Table than the yardage he is required to deliver on those orders under paragraph (f) (1) above.

(3) Any wool jobber who does not use the certification in Form CPA-4381 or Form CPA-4413 for a fabric must accept M-328B CC rated orders for that fabric in accordance with the provisions of Priorities Regulation No. 1. After a wool jobber uses Form CPA-4381 or Form CPA-4413 on any of his purchase orders for a fabric he must not extend to any supplier on orders for that fabric for delivery in the applicable quarter any CC ratings which he knows or has reason to believe were assigned under Order M-328B.

(4) A wool jobber may not use the certification on Form CPA-4381 to order a total yardage of wool fabric of any type listed on the Fabric Set-aside Table greater than 85% of the yardage of that type of fabric delivered to him in the fourth quarter of 1945. A wool jobber may not use the certification on Form CPA-4413 to order for delivery in the second quarter of 1946 a yardage of wool fabric of any type listed on Fabric Set-aside Table No. II greater than the yardage of that fabric ordered by him on Form CPA-4381 in the first quarter of 1946.

(g) [Deleted Apr. 3, 1946.]

(h) *Acceptance of rated orders.* No supplier of wool fabrics may reject any M-328B CC rated orders for any fabric until he has accepted CC rated orders for the full yardage of that fabric he is required to set aside.

(i) *Special provisions for tailors-to-the-trade.* The Civilian Production Administration will grant priorities assistance to manufacturers who are tailors-to-the-trade to get wool fabrics listed under Reference No. 2 on Fabric Set-Aside Table No. II to make Item No. 1a on Preference Rating Schedule No. 2.

(j) *Special provision for persons who made military textile products.* Any person who produced on his own facilities in 1943, 1944 or 1945 textile products for the military services may qualify under paragraph (d) of Order M-328B for priorities assistance under this schedule for sufficient wool fabric to operate at a minimum economic rate whether or not his total proposed production of all textile products exceeds an annual rate based on sales of $250,000. Such a person may file his application for the second quarter of 1946 by June 5, 1946; and to be eligible for priorities assistance must conform to all the provisions of paragraph (d) of Order M-328B except (d) (3) (i).

Issued this 16th day of May 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

NOTE: Wool Fabric Set-Aside Table No. I for the first quarter of 1946, deleted May 16, 1946.

WOOL FABRIC SET-ASIDE TABLE NO. II—SECOND QUARTER OF 1946

Col 1	Col. II	Col. III	Col. IV
Reference No.	Description of wool fabric	At or below OPA ceiling price	Percentage of production required to be set aside
1	Men's and boys' wear overcoatings and topcoatings (woven or knitted)	*Yard* $3.00	70
2	Men's and boys' wear suitings and pantings	3.00	70

NOTE: Preference Rating Schedule I was deleted Apr. 3, 1946.

PREFERENCE RATING SCHEDULE NO. 2—WOOL FABRICS FOR CIVILIAN ITEMS PROGRAM FOR FIRST QUARTER 1946 AND FOR SECOND QUARTER 1946

Item No.	Description of wool item	Size range	Maximum price column
	SUITS		
1	Men's	All sizes	$22.50
1a	Men's (for tailors-to-the-trade only)[1]	All sizes	28.50
2	Students'	32-38	15.75
3	Cadets'	8-16	11.75
4	Juniors'	3-12	7.50
	SEPARATE TROUSERS		
5	Men's	All sizes	5.50
6	Students'	25-32	4.25
7	Cadets'	21-26	3.25
8	Juniors'	3-12, 6-16	2.50
	OVERCOATS OR TOPCOATS		
9	Men's	All sizes	22.50
10	Students'	12-24, 32-38	12.75
11	Boys'	8-20	10.00
12	Juniors'	4-12	8.50

[1] See paragraph (i).

[F. R. Doc. 46-8258; Filed, May 16, 1946; 11:22 a. m.]

PART 3290—TEXTILE, CLOTHING AND LEATHER

[Conservation Order M-328B, Schedule J, as Amended May 16, 1946]

SPECIAL PROGRAM FOR RAYON CIVILIAN ITEMS

§ 3290.120j *Schedule J to Order M-328B—(a) Explanation.* This schedule states the special rules in addition to those set forth in Order M-328B for manufacturers of civilian items manufactured from rayon fabric to get preference ratings for rayon fabric for delivery beginning in the fourth quarter of 1945 to make the items listed in this schedule. It also establishes set-asides for rayon fabrics other than marquisettes for these items and for over-the-counter sale as piece goods. Order M-391 contains other provisions for set-asides and for accepting rated orders for rayon fabrics.

(b) *Definitions.* For the purpose of this schedule:

(1) "Fabric," unless otherwise designated, means a woven fabric 12 inches or more in width.

(2) "Rayon fabric" means any fabric containing less than 25% wool by weight but of which the remaining fibers are more than 50% of synthetic fiber (staple or continuous filament) by weight. For example, a fabric containing 20% wool, 41% rayon, and 39% cotton is rayon.

(3) "Rayon item" means an item of which more than 50% of the fabric yardage incorporated in it, exclusive of linings, bindings and trimmings, is made of rayon fabric.

(c) *General provisions.* (1) Preference ratings assigned under this schedule may be used only to get rayon fabrics to make the rayon items specified in the preference rating schedule.

(2) The fabrics must be incorporated into an item produced for sale by the manufacturer at or below the lower of the following two prices:

(i) The price at which the manufacturer is permitted to sell the item under regulations of the Office of Price Administration; or

(ii) The price specified in the Maximum Price Column.

(3) [Deleted Apr. 3, 1946.]

(4) A manufacturer who did not manufacture an item in the base period must state his proposed production by size assortment per dozen in the "Remarks" section of Form CPA-3732. If his application is granted, he must comply with these size assortments.

(d) *Set-asides of rayon fabrics to fill rated or certified orders.* (1) Every producer of rayon fabric listed in a Fabric Set-aside Table whether he sells it in the grey or in the finished state or uses it to manufacture civilian items shall set aside during the quarter stated for the purpose shown in Columns III and IV yardages of that fabric equal to at least the percentage shown of the yardage he produced during the preceding quarter or of his estimated production in that quarter, whichever is greater. Any producer who does not deliver the full yardages required during the applicable quarter must deliver in the next quarter a yardage of rayon fabric equal to the undelivered yardage, in addition to the yardage which he is required to deliver in that next quarter.

(2) *Set-asides for civilian apparel.* Only orders accompanied by Form CPA-4412 or Form CPA-4413 may be charged to the set-aside in Column III of Fabric Set-Aside Table No. II. No producer need deliver or use to fill these orders more rayon fabric than his set-aside for that fabric.

(3) *Set-asides for piece goods for over-the-counter sale.* Only orders accompanied by Form CPA-4414 or the following certificate may be charged to the set-aside in Column IV of Fabric Set-Aside Table No. II.

The undersigned certifies subject to the criminal penalties of section 35 (A) of the U. S. Criminal Code that in the ------ quarter of 1946 (insert applicable quarter) he will deliver at retail as over-the-counter piece goods at not more than $1.25 a yard or his OPA ceiling price, whichever is lower, a yardage of rayon fabric at least equal to the yardage he orders for delivery in that quarter on orders bearing this certificate.

In addition the certificate must contain one of the following sentences:

He will not place orders bearing this certificate calling for delivery in this quarter of a total of more than 300 yards of rayon fabric.

or;

He will not place orders bearing this certificate calling for delivery in this quarter of a total of more rayon fabric than 50% of the yardage he purchased for over-the-counter piece goods sale in the first quarter of 1943 (or 1944).

or;

He will not place orders bearing this certificate calling for delivery in this quarter of a total of more rayon fabric than the greatest yardage he purchased for over-the-counter piece goods sales in any quarter of 1945.

or (for a veteran)

He will not place orders bearing this certificate calling for delivery in this quarter of a total of more rayon fabric than the yardage he purchased for over-the-counter piece goods sale in his last full quarter before he entered the military service.

(4) When a producer has accepted orders accompanied by the applicable CPA forms to the extent of a set-aside for rayon fabric he may not require any customer to furnish any of these forms as a condition of filling additional orders for that fabric.

(5) Any person giving a certificate under this schedule, including the certificate set forth in paragraph (d) (3) above and the certificates on the applicable CPA forms must use or dispose of fabric he gets with that certificate in accordance with its terms.

(e) *Deliveries by finished goods suppliers to fill rated or certified orders.* (1) Every supplier of finished rayon fabric making the certification on Form CPA-4381 or CPA-4413 must, if possible, deliver during the applicable quarters on M-328B CC rated orders finished rayon fabric of the type covered by his purchase order in a yardage at least equal to the yardage which he orders for delivery in those quarters on orders accompanied by Form CPA-4381 or CPA-4413. Within this quantity M-328B CC rated orders must be accepted and filled in accordance with Priorities Regulation 1. Every supplier of finished rayon fabric making the certification on Form CPA-4380 or Form CPA-4414 must, if possible deliver during the applicable quarters to persons

who furnish the certificate set forth in paragraph (d) (3) above, or to persons who certify that they will sell only on orders bearing that certificate, finished rayon fabric of the type covered by his purchase order in a yardage at least equal to the yardage which he orders for delivery in those quarters on orders accompanied by Form CPA–4380 or Form CPA–4414. In calculating the yardage of a particular fabric which he is required to deliver, the supplier of finished fabric may take into consideration actual processing loss in finishing the fabric. Any supplier who does not deliver the full yardage required during the applicable quarter must deliver in the next quarter a yardage of finished rayon fabric equal to the undelivered yardage, in addition to the yardage which he is required to deliver in that next quarter. In the first twenty calendar days of that next quarter he must give preference, to the extent of this undelivered yardage for M–328B ratings, to orders bearing CC ratings assigned under the program for the previous quarter over orders rated CC for the then current quarter's program.

(2) No supplier of finished rayon fabric is required to accept or fill M–328B CC rated or over-the-counter piece goods certified orders for a greater yardage of any type of finished rayon fabric listed on a Fabric Set-aside Table than the yardage he is required to deliver on those orders under paragraph (e) (1) above.

(3) Any supplier of finished fabric who does not use the certification in Forms CPA–4381 or CPA–4413 for rayon fabric must accept M–328B CC rated orders for that fabric in accordance with the provisions of Priorities Regulation No. 1. After a supplier of finished fabric uses Form CPA–4381 or Form CPA–4413 on any of his purchase orders for rayon fabric he must not extend to any supplier on orders for that fabric for delivery in the applicable quarter any CC ratings which he knows or has reason to believe were assigned under Order M–328B.

(4) Any finished goods supplier granted an authorization by the Civilian Production Administration under paragraph (i) of this schedule as amended January 18, 1946, may sell the yardage exempted by that authorization only to persons who give the following certification:

The undersigned certifies to the seller and to the Civilian Production Administration, subject to the criminal penalties of section 35(a) o. the United States Criminal Code, that he will use the material covered by this purchase order only as linings for garments, or will deliver it only to persons who give this certificate.

Issued this 16th day of May 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

NOTE: Rayon Fabric Set-Aside Table No. 1 for the first quarter of 1946, deleted May 16, 1946.

RAYON FABRIC SET-ASIDE TABLE NO. II FOR SECOND QUARTER 1946

NOTE: Table amended May 16, 1946.

CPA 638C Item No. as amended April 9, 1946	I	II	III	IV
	Reference No.	Fabric	Percentage of production required to be set aside	
			For ultimate delivery on M–328B CC rated order	For ultimate delivery for retail sale as over-the-counter piece goods
54–59 61–69 71–73	1	100% filament rayon fabrics (except marquisettes and except twills or serges, 88 to 140 sley)	20	6
60	*2	Serges and twills, 88 to 140 sley	20	0
74–77 79–84 91–93	3	All other rayon fabrics (except marquisettes)	35	6

*M–328B CC ratings will be assigned for the fabric reference number 2 only under Schedule K for use as components in wool items under that schedule. Only orders bearing such CC ratings and accompanied by Form CPA–4412 and orders accompanied by Form CPA–4413 may be charged to the set-aside for those fabrics in Column III.

NOTE: Rayon fabric for which the OPA ceiling price in the grey is more than 60¢ per linear yard shall be deducted from the total production of the fabric of that type before application of the percentage in Column III or IV in determining the yardage which shall be set-aside.

NOTE: Preference Rating Schedule No. 1 deleted Apr. 3, 1946.

NOTE: Preference Rating Schedule No. 2 deleted May 16, 1946.

PREFERENCE RATING SCHEDULE NO. 3—RAYON FABRICS FOR CIVILIAN ITEMS

PROGRAM FOR SECOND QUARTER 1946

(The applicable provisions of each column are indicated for each numbered item opposite the item number)

NOTE: Items 11 (a) and 11 (b) added May 16, 1946. Footnote 1 added May 16, 1946.

NOTE: Table added Apr. 3, 1946.

Item No.	Description of rayon item	Size range	Maximum price
1 (a)	Street dresses: women's	38–44	$5.75
1 (b)	Street dresses: misses'	10–20	5.75
1 (c)	Street dresses: juniors'	9–17	5.75
1 (d)	Street dresses: women's extra sizes.	46 and up.	6.75
2	Street dresses: maternity	All sizes	6.75
3	Street dresses: teen-age girls'.	10–16	3.75
4	Street dresses: girls'	7–14	3.00
			Dozen
5 (a)	Blouses, shirts and waists: women's, misses' and juniors'.	9–17, 12–40	$22.50
5 (b)	Blouses, shirts and waists: women's, extra sizes.	42 and up.	25.50
6	Blouses: teen-age girls'	10–16	16.50
7	Blouses: girls'	7–14	15.75
8 (a)*	Slips: women's, misses', and juniors'.	9–17, 12–44	15.75
8 (b)*	Slips: extra sizes	46 and up.	18.00
9*	Slips: teen-age girls'	10–16	12.00
10*	Slips: girls'	7–14	10.75
11 (a)*	Slips: women's, misses' and juniors'.	9–17, 12–44	[1] 17.50
11 (b)*	Slips: extra sizes	46 and up.	[1] 20.00

*This item must be a full length slip, sold as an individual item and must not be used as a component part of another garment.

[1] As explained in paragraph (c) (1) of M–328B applications for Items 11 (a) and 11 (b) must be filed by June 5, 1946. Base period production for Item 11 (a) must cover items produced for sale above 15.75 and not above 17.50 and for Item 11 (b) above 18.00 and not above 20.00.

[F. R. Doc. 46–8257; Filed, May 16, 1946; 11:22 a. m.]

PART 3290—TEXTILE, CLOTHING AND LEATHER

[Conservation Order M–328B, as Amended May 16, 1946]

SPECIAL PROGRAMS: TEXTILE, CLOTHING AND RELATED PRODUCTS

The fulfillment of requirements for the defense of the United States has created shortages in the supplies of textiles, clothing, Leather and related products for defense, for private account and for export, and the following order is deemed necessary and appropriate in the public interest and to promote the national defense.

Scope

Par.
(a) Explanation.

Definitions

(b) (1) Special programs.
(b) (2) Priorities assistance.
(b) (3) Manufacturers.
(b) (4) Base period.
(b) (5) Base period manufacturers.
(b) (6) Price.
(b) (7) Item.
(b) (8) Order of purchase order.
(b) (9) Veteran.

Obtaining Priorities Assistance

(c) How to apply for priorities assistance.
(d) Policy in granting priorities assistance.
(e) Advance use of CC ratings for second quarter of 1946.

Use of Priorities Assistance

(f) Rules applicable to manufacturers granting priorities assistance.
(g) Application and extension of preference ratings.

Miscellaneous Provisions

(h) Set-asides and certificates.
(i) Equitable distribution by manufacturers.
(j) Records and reports.
(k) Applicability of regulations.
(l) Appeals.
(m) Violations.
(n) Communications.

§ 3290.120 *Conservation Order M–328B*—(a) *Explanation.* This order (including the schedules and supplements) states the rules under which apparel and other textile end-product manufacturers may get preference ratings to make listed essential items under special programs. It also provides a method for retail sellers of over-the-counter piece goods to get certain fabrics. Set-asides are also established on producers of certain cotton, rayon and wool fabrics to channel them to the above uses. This Order M–328B states the general rules including those relating to the obtaining of priorities assistance and the use of such priorities assistance after it has been obtained. Other rules may be specified for a special program in a schedule of this order. If the rules set forth in a schedule differ from those specified in this order the provisions of the schedule govern.

(b) *Definitions.* For the purpose of this order and its schedules,

(1) "Special program" means a program approved by the Civilian Production Administration for the production with priorities assistance and the distribution of any item on a schedule of this order.

(2) "Priorities assistance" includes preference ratings, allocations and directions.

(3) "Manufacturer" means any person engaged in the United States in manufacturing for sale any item listed in a schedule of this order from material which has not been supplied directly or indirectly by the person acquiring the item.

A person is also deemed a "manufacturer" for the purpose of using a preference rating under this order, if he is engaged in the business of selling and having manufactured in the United States for his account an item listed in a schedule of this order from material which he owns or material which he directly or indirectly supplies to a contractor or contractors. In no event shall more than one person be deemed a "manufacturer" of the same units which one person fabricates in whole or in part and for which another person supplies the material.

(4) "Base period" means the past period of production which a manufacturer uses as a base in applying for priorities assistance under this order.

(5) "Base period manufacturer" means a manufacturer who applies for priorities assistance to make an item of the same class of material (cotton, rayon or wool) of which he was a manufacturer in the base period for sale at or below any price specified in the applicable schedule of this order.

(6) "Price" means the list price of the manufacturer to an unaffiliated purchaser. A purchaser is deemed affiliated with a manufacturer if he is an owned or controlled outlet or is an outlet which owns, controls or is subject to common control with the manufacturer. A manufacturer who sells directly to consumers or to an affiliated purchaser may use two-thirds of the retail selling price as a manufacturer's equivalent selling price in applying for priorities assistance.

(7) "Item" means the article produced for civilian sale of the type, size, price and other description listed in a schedule.

(8) The terms "orders" or "purchase orders" include orders between branches or divisions of a company as well as orders from other companies.

(9) "Veteran" means any person who was in the Army, Navy, Marine Corps, Coast Guard or Merchant Marine on or after September 16, 1940, and was discharged or released under conditions other than dishonorable after active service of 90 days or more, or by reason of an injury or disability incurred in service in line of duty.

(c) *How to apply for priorities assistance.* (1) Applications for the second quarter of 1946 must be filed on Form CPA–3732 with the Textile Division, Civilian Production Administration, Washington 25, D. C. and should be postmarked not later than April 23, 1946, except that a veteran who was discharged from the military service on or after March 1, 1946, may file his application at any time before June 1, 1946. Also, if any item is added to a schedule during that quarter, applications for that item may be filed within 20 days after the item is added. Copies of the application form CPA–3732 and other CPA forms used under this order may be procured by writing to the Civilian Production Administration, Washington 25, D. C.

(2) Each applicant must show on Form CPA–3732 his base period and base period production of an item under the following rules:

(i) If he was in business during at least 6 months of 1943 or 1944, he may apply for the items of which he was a manufacturer in any calendar quarter of either year, but must use the same quarter as his base period for all items under a single schedule to this order.

(ii) If he entered business after July 1, 1944, he may apply for the items of which he was a manufacturer in any calendar quarter after that. If he did not have a previous production record of an item and was initially granted priorities assistance under this order for the first quarter of 1946, he may use the production authorized for that quarter as his base period production even though he was unable to manufacture the item or items for which he was granted priorities assistance in that quarter. In any event he must use the same quarter as his base period for all items under a single schedule of this order.

(iii) If he is a veteran who closed his business when he entered the military service, he may use as his base period the last full calendar quarter in which he was a manufacturer of the items before his entry into military service.

(3) An applicant who produced on his own facilities in 1943, 1944 or 1945 textile products for the military services and who before then produced on his own facilities items listed on a schedule to this order may use as his base period the better of the two calendar quarters preceding the quarter when he started military production. If such a manufacturer increased his own facilities to produce military textile products, he may be eligible for a military credit, and should therefore attach a letter to his application on Form CPA–3732 showing all the following:

(i) The quantity of each textile product which he made for his own account in the better of the two calendar quarters preceding the quarter in which he first made textile products for the military services;

(ii) The average number of sewing machines he used in making each textile product reported under (i) above; and

(iii) The total number of sewing machines he operated in his best quarter during which he made textile products for the military services.

(4) An applicant who did not make an item applied for before the fourth quarter of 1945 must send with his application on Form CPA–3732 a certified or photostatic copy of the document furnished to him by the Office of Price Administration establishing his maximum average price for the category which includes that item, or his ceiling price. For items not covered by any price regulation which requires specific applications for a ceiling price or highest price line, the following certificate (signed as provided in Priorities Regulation 7) must be furnished instead:

The undersigned certifies, subject to the criminal penalties of section 35 (A) of the United States Criminal Code, that he has met all the requirements of the Office of Price Administration for establishing ceiling prices for the items listed on the accompanying application.

(5) An applicant who does not own or control the facilities on which it is proposed to manufacture items applied for, must submit with his application form a signed statement from each person who owns or controls the facilities on which the items are to be produced. This statement must contain the following information:

(i) Each operation to be performed for the applicant.

(ii) The maximum quantity of each item applied for which he has agreed to produce for the applicant.

(iii) That he in fact owns the facilities or controls them under a rental or lease contract.

(6) A veteran should submit with his application a certified or photostatic copy of his discharge papers or other written evidence of his military service.

(d) *Policy in granting priorities assistance.* Within the available supply of materials for which ratings may be assigned, the following policy will apply:

(1) Base period manufacturers will generally be granted priorities assistance in proportion to their base period production of an item. Where an applicant is eligible for military credit under paragraph (c) (3), priorities assistance to him may be increased up to or above his base period production, in proportion to any additional facilities he acquired for the purpose of producing textile products for the military services. However, a manufacturer who qualifies under paragraph (d) (3) below may be granted priorities assistance for additional yardage to give him sufficient material to operate at a minimum economic rate.

(2) Applications from persons who are not base period manufacturers of an item will be denied, except where the applicant qualifies under paragraph (d) (3) below. Applicants (including Veterans) who do so qualify, may be given priorities assistance for sufficient material to enable them to operate at a minimum economic rate.

(3) To qualify under paragraph (d) (1) or (d) (2) above for priorities assistance to operate at a minimum economic rate, an applicant must meet both the following conditions:

(i) His total proposed production of all textile products (including items under M–328B programs) does not exceed an annual rate, based on sales, of $250,000 and

(ii) The facilities with which the items will be produced are owned by the applicant, or are leased to him and the facilities are operated by the applicant and the employees are paid by him; provided that in any case the facilities were not used during any quarter beginning with the 4th quarter of 1945 more than 10% for the account of persons who supplied the applicant with materials.

(e) *Advance use of CC ratings for second quarter of 1946.* A manufacturer

may apply a CC rating for the second quarter of 1946 before the Civilian Production Administration assigns him a CC rating for that quarter only under the following rules:

(i) A manufacturer who received an allocation for the first quarter of 1946 for an item which is also on the preference rating schedule for the second quarter of 1946 in Schedules C, F, J or K, may immediately apply a CC rating for fabrics specified for that item under the following rules:

(i) He must file his application on Form CPA–3732 for that item by April 23, 1946.

(ii) He must not use this advance CC rating for more than 70% of the yardage of body fabric he was authorized under Directions 9 or 10 to M–328B to receive on CC rated orders in the first quarter of 1946 for an item on Schedule C, J or K. For an item on Schedule F he may not use this advance CC rating for more than 70% of the yardage for which he was assigned CC ratings on Form CPA–3732.

(iii) In placing orders under this advance authorization, a manufacturer must show on Form CPA–4412 (which he must file in accordance with paragraph (g) below) the case number which he was assigned for the first quarter of 1946, unless otherwise directed in writing by the Civilian Production Administration.

(2) A base period manufacturer who did not receive an allocation for the first quarter of 1946 for an item may apply a CC rating for the purchase of fabrics in the second quarter of 1946 for that item as soon as the Civilian Production Administration assigns him a case number in writing after receipt of his application on Form CPA–3732 for that item. He may apply this advance CC rating only for fabrics for which he makes application. He may not use this rating for a total yardage of fabrics of more than 50% of the total yardage of fabric he used in making that item in the base period.

(3) Fabrics purchased on an advance authorization under paragraphs (e) (1) or (e) (2) above shall be deducted by the manufacturer from the total quantity for which priorities assistance is granted pursuant to his application on Form CPA–3732. If the applicant does not receive a grant for the entire quantity thus rated, he shall upon notification of his grant by the Civilian Production Administration immediately unrate or cancel orders for any undelivered quantities which are in excess of his grant.

(f) *Rules applicable to manufacturers granted priorities assistance.* (1) A manufacturer who is assigned a preference rating under a schedule of this order may use that rating only to get the fabrics specified and may not use the fabrics for any purpose except to make the item for which the rating was assigned.

(2) All persons receiving priorities assistance for any quarter under a schedule of this order must as far as practicable complete in that quarter all the items for which assistance was given. A manufacturer may, however, use valid CC ratings to get in the second quarter of 1946 any undelivered cotton, rayon, or wool fabric for which he was assigned a CC rating under this order and for which he was unable to get delivery in the first quarter of 1946.

(3) All items produced from material obtained with a rating assigned under a special program shall meet the same basic specifications, including standards of quality and workmanship, used by the applicant during the base period in producing such items for sale at the same prices, taking into account any subsequent adjustments by the Office of Price Administration.

(4) No manufacturer who uses a rating assigned under a schedule of this order may accept delivery of any finished material which is suitable for an item for which priorities assistance has been granted whether rated or unrated if together with material on hand it will give him more than the smaller of the following:

(i) A practicable minimum working inventory, or

(ii) The quantity required by him during the next 45 days on the basis of his current or scheduled rate of production. Such material on hand includes material wherever located if title has passed to the manufacturer except material in transit to him from his supplier.

No manufacturer who uses a rating assigned under a schedule of this order may make an item if his inventory of the item in the form in which he sells it is or will be more than a practicable minimum working inventory or the quantity which he produced during the previous 21 working days, whichever is less.

(5) Items produced from material procured with priorities assistance shall, to the extent called for by the customers' orders, be made in the same size ranges and in the same proportion of size ranges and assortment of sizes as the manufacturer produced in the base period. If he did not produce the item in the base period, he must comply with the size ranges and assortments of sizes which the Civilian Production Administration may specify for the particular item.

(6) Every manufacturer who is entitled to use a CC rating under this order to get fabric in any quarter must apply this rating to orders already placed before he places any additional rated orders for that fabric. If he is unable to use all his CC ratings on outstanding orders he must place rated orders for the balance before he places any unrated orders for that fabric.

(7) Whenever a Preference Rating Schedule is deleted, fabric obtained with CC ratings to make an item on that schedule must be used to make the item as shown on the Preference Rating Schedule before it was deleted.

(g) *Application and extension of preference ratings.* The preference ratings assigned under this order shall be applied and extended in accordance with the provisions of Priorities Regulation No. 3 but subject to the limitations stated below:

(1) No person may use, apply or extend any CC rating, or accept any CC rated order, if he knows or has reason to believe the rating was assigned under Order M–328B unless the purchase order is accompanied by Form CPA–4282 (for 1st quarter of 1946 ratings) or Form CPA–4412 (for 2nd quarter 1946 ratings). In executing Form CPA–4412 a manufacturer certifies as follows:

> The undersigned purchaser hereby represents to the seller and to the Civilian Production Administration, subject to the criminal penalties of section 35 (A) of the U. S. Criminal Code, that he is entitled to apply the CC preference rating indicated opposite items shown on the attached purchase order for the yardage specified above; and that such application is in accordance with Priorities Regulation 3 as amended, with the terms of which he is familiar; that the total of all textiles ordered by him under the above number does not exceed his assigned quota under M–328B; (that he has applied CC ratings to all his unfilled orders for this fabric)[1]; and that the textiles will be incorporated into an item for which authorization is given.

(2) A supplier of fabric who does not extend the rating must complete Form CPA–4382 or Form CPA–4412 in accordance with its instructions and forward one copy immediately to the Textile Division, Civilian Production Administration, Washington 25, D. C.

(3) [Deleted Apr. 3, 1946.]

(h) *Set-asides and certificates.* (1) Some of the schedules of this order have set-asides which apply to producers and suppliers of fabric. These set-asides are of two kinds, one for orders rated CC under this order or for orders certifying the fabrics will be used in a program under this order, and one for piece goods for over-the-counter sale at retail. Every producer and supplier of fabrics subject to these set-asides must deliver his fabrics in accordance with the provisions of the applicable schedule to persons who furnish the rating or certificate specified, even though he may have higher rated orders for other purposes.

(2) Any producer accepting an order accompanied by a certificate on Form CPA–4381, CPA–4382, CPA–4412 or CPA–4413 (for M–328B programs) or Form CPA–4380 or CPA–4414 (for over-the-counter sales as piece goods) must fill out a copy of that form in accordance with its instructions and send it to the Textile Division, Civilian Production Administration, Washington 25, D. C.

(3) Each producer of fabric who is required by a schedule of this order to set aside fabrics shall file a report on Form CPA–658B (for cotton), CPA–658C (for cotton and rayon), or CPA–1420 (for wool), in accordance with its instructions. The yardage reported on that Form as the calculated set-aside shall be deemed the yardage he is required to set-aside under the applicable schedule of this order unless otherwise directed by the Civilian Production Administration.

(4) No finished goods supplier may sell from his set-aside obligation for over-the-counter sales as piece goods to any one person who certifies that he will sell fabric as piece goods on over-the-counter retail sales more yardage of any fabric than 10% of the total yardage of his set-aside obligation of that fabric for these sales.

(5) After a producer has accepted any order accompanied by Form CPA–4381 or CPA 4380, or for the second quarter of 1946, Form CPA–4413 or CPA–4414 he may schedule it for delivery as if it bore a CC rating, and charge it against his set-aside.

(6) No person may deliver or accept any fabric on an order accompanied by a Form or certificate prescribed by this order or its schedules if he knows or has reason to believe that the fabric will not be used for the purpose specified on the Form or certificate.

(7) Suppliers of fabric may apply to the Textile Division, Civilian Production Administration, Washington 25, D. C., on Form CPA–4351 for relief from the set-aside requirements for fabrics if:

(i) A fabric which they are required to set-aside is unsuitable because of construction or price for the purpose for which it is set aside, or

(ii) If its inclusion in the set-aside would work an unreasonable hardship on manufacturers of an item not included in a schedule of Order M–328B.

Applications for such exemption must be filed not later than April 25, 1946 for exemptions from the set-aside for the second quarter of 1946. Whenever an application is made to exempt a fabric because of its unsuitability for any item in the program a small sample of each type and construction bearing the OPA ceiling price must be attached to the application form. When permission for a change in the yardage to be delivered under a set-aside is given to a person who has purchased material on a certification, the Civilian Production Administration may notify the person who filled the certified order of the exemption and direct him to reinstate the exempted yardage in his set-aside.

(8) Each producer of fabric who is required to set aside fabrics under the provisions of a schedule of this order shall, to the extent orders chargeable to the set-aside are offered, accept them by April 30, 1946. To the extent that customers' orders permit, suppliers of grey fabric and finished fabric shall schedule and make deliveries so that at least two-thirds of the quantity to be delivered during any quarter on M–328B CC rated orders and certificates (including piece goods certificates) will be delivered by the end of the second month of the quarter.

(9) Whenever a Fabric Set-aside Table is deleted, each producer of fabric who is required to set aside fabrics under that table must comply with the provisions of this order and its schedules and the provisions of the Fabric Set-aside Table as shown before it was deleted.

(10) At the end of each month a producer of fabric (or his selling agent acting in his behalf) who, during that month, has accepted certified retailers' orders for such fabric for ultimate sale as piece goods, for delivery during the second quarter of 1946, must report such orders by letter to the Civilian Production Administration, Washington 25, D. C. Attention: Textile Division, Ref. M–328B, not later than the 10th of the following month. The total yardage accepted during the month must be reported separately for each fabric listed on the fabric set-aside tables.

(i) *Equitable distribution by manufacturers.* All items made with material obtained with a preference rating assigned under this order must be distributed without regard to any preference ratings and each manufacturer must distribute his production of the item (including any production of the same item which he may have made without a rating) as follows:

(1) Up to 90 percent of sales of each item in each calendar quarter must be made to customers who purchased that item or any other textile product for civilian sale in the United States, its territories and possessions, from the manufacturer during the base period, to the extent that orders are received from such customers. However, the manufacturer need not sell any customer an amount which will be a greater percentage of the manufacturer's total sales for the period than the percentage of the manufacturer's total sales which were made to the same customer in the calendar year which includes the base period.

(2) As between such customers, each customer shall be entitled to a dollar share of the sales referred to in (1) above up to the percentage which the customer's total purchases from the manufacturer in the base period was of the manufacturer's total sales in that quarter.

(3) Any manufacturer may base his distribution under this paragraph on his style seasons instead of calendar quarters, but must treat all customers on the same basis. A manufacturer shall not be required to sell smaller than commercial quantities. The manufacturer may not discriminate against any of his customers in notifying the trade that he has the items available for sale or in making deliveries or allocating his production. If the manufacturer was not, in the base period, in the business of manufacturing an item for which a preference rating is assigned under this order, he shall not sell to any one purchaser more than 10 percent of his total production of any item he produces with a rating (including any part of his production of the same item which he may have made without the rating). Purchasers who are subject to common control shall be deemed one purchaser. Further specific directions may be issued as to the distribution of items.

(4) No manufacturer may sell any item produced with priorities assistance granted under a schedule of this order for export to a foreign country, or to a person, whom the seller has reason to believe, will export it to a foreign country.

(j) *Records and reports.* (1) Each person who uses a preference rating assigned under this order shall maintain at his regular place of business, accurate records of the quantities of material for which he is authorized under this order to apply preference ratings, the quantities ordered with the use of such ratings, the quantities received and the quantities put into process. He shall also maintain records of the quantities of each item manufactured from the material obtained with the rating. All these records shall be preserved for a period of not less than two years and shall, upon request, be submitted to audit and inspection by duly authorized representatives of the Civilian Production Administration.

(2) The reporting and application requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942. Subject to the approval of the Bureau of the Budget under this act, all persons affected by this order shall execute and file with the Civilian Production Administration such other reports as the Civilian Production Administration shall from time to time require.

(k) *Applicability of regulations.* Except as otherwise provided in this order, this order and all transactions affected thereby are subject to all applicable regulations of the Civilian Production Administration as amended from time to time.

(l) *Appeals.* Any person who considers that compliance with any restriction of this order or its schedules, would work an exceptional and unreasonable hardship, may appeal for relief. The appeal shall be made by filing a letter in triplicate with the Appeals Branch, Textile Division, Civilian Production Administration, Washington 25, D. C., referring to the particular provision appealed from, and stating fully the grounds of the appeal.

(m) *Violations.* Any person who wilfully violates any provisions of this order or who, in connection with this order, wilfully conceals a material fact or furnishes false information to any department or agency of the United States is guilty of a crime and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of or from processing or using material under priority control and may be deprived of priority assistance.

(n) *Communications.* All reports required to be filed hereunder and all communications concerning this order shall, unless otherwise directed, be addressed to: Textile Division, Civilian Production Administration, Washington 25, D. C., Reference M–328B.

Issued this 16th day of May 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

Interpretation 1

ACCEPTANCE AND FILING OF RATED ORDERS, AND COMPLETION AND DELIVERIES OF APPAREL

(a) *Purpose.* This interpretation calls particular attention to certain rules concerning the acceptance and filing of rated orders, and their application to orders for textiles assigned CC preference ratings under

[1] The words in parenthesis shall merely be deemed a statement that he has complied with paragraph (f) (6) above.

several schedules to Order M-328B; and also to certain rules requiring apparel manufacturers to complete their operations as rapidly as practicable.

To insure the success of the low price civilian apparel programs provided by the schedules, these rules must be observed. Any person who wilfully violates them, or who, in connection with the rules, wilfully conceals a material fact or furnishes false information to any department or agency of the United States, is subject to administrative action and the penalties referred to in § 944.18 of Priorities Regulation 1 and paragraph (m) of Order M-328B.

Any supplier who has inadvertently failed to comply with these and other applicable Civilian Production Administration rules should immediately take any steps necessary to make his operations conform to them.

(b) *Compulsory acceptance of rated orders.* The rules concerning compulsory acceptance of rated orders (that is, orders carrying an AAA, MM, or CC preference rating) are stated in § 944.2 of Priorities Regulation 1. It must be noted that a rated order which meets the supplier's regularly established prices and terms of sale or payment may not be rejected merely because he would prefer to hold back his goods from sale until a later date when he may hope that tax laws, his OPA ceiling prices, or other factors will change so as to enable him to make a larger profit.

(c) *Offering of goods.* A supplier may not evade the acceptance and filling of rated orders by withholding his production or offerings of low cost goods suitable for low cost apparel.

In addition, when a person who has a rating asks a supplier of textiles to quote his regularly established prices and terms of sale or payment, or the earliest date on which he could make delivery on that rating, the supplier must do so; he may refuse to quote only if he would have the right under the applicable rules, to reject the rated orders and also knows that he will do so if he receives it.

(d) *Rated orders must be given priority over unrated ones.* A rated order must be accepted and filled regardless of existing contracts and orders, in accordance with the rules in § 944.2 of Priorities Regulation 1. For example, if a supplier has accepted an unrated order for fabric and has a rated order served upon him, he may not reject the rated order merely because filling it would require him to use some or all of the fabric which he planned to use to fill the unrated order.

(e) *Customer's required delivery date must be met, if possible.* A supplier must schedule his operations, if possible, so as to fill each rated order by the required delivery or performance date, as explained in § 944.7 of Priorities Regulation 1. He must also accept orders and schedule and make deliveries in accordance with paragraph (h) (8) of M-328B. If he cannot fill all rated and unrated orders, he must give preference to the rated ones.

(f) *Operations of apparel manufacturers; inventories of manufacturers, mills, converters, and other suppliers.* The attention of apparel manufacturers using ratings under M-328B Schedules is particularly called to the production preference and inventory rules in paragraphs (f) (2) and (f) (4) of M-328B, and in Priorities Regulation 32. A manufacturer of items within the programs provided for by these schedules must purchase materials for these programs for delivery before materials to be used for items not within the programs, to the full extent necessary to comply with the rule in (f) (2) of M-328B; and must complete the items within the programs in accordance with that rule, even if this results in postponing or delaying production of items not within the programs. A delay in processing material or in making deliveries of completed apparel may involve a violation of Priorities Regulation 32 and of paragraph (f) (4) of M-328B prohibiting the receipt or accumulation of excessive inventories. Priorities Regulation 32 applies equally to suppliers of gray or finished fabrics and manufacturers of apparel not within these programs.

(g) *Other rules.* All of the rules concerning the acceptance and filling of rated orders and the accumulation of excessive inventories, are, of course, not referred to above, and reference must be made to the Priorities Regulations, orders in the M-328 series, and other orders such as L-99, and M-317. The rules specifically referred to are those to which attention is particularly called at this time, in view of their important current application to orders rated CC under the M-328B programs. Some of these rules are qualified to the extent that a special rule, such as those in Schedule C, J, or K of Order M-328B, may permit a supplier to reject rated orders in excess of a specified quantity of his receipts or production. (Issued Apr. 3, 1946.)

[F. R. Doc. 46-8255; Filed, May 16, 1946; 11:22 a. m.]

Chapter XI—Office of Price Administration

PART 1305—ADMINISTRATION

[SO 120, Amdt. 21]

EXEMPTION AND SUSPENSION FROM PRICE CONTROL OF MACHINES, PARTS, INDUSTRIAL MATERIALS AND SERVICES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Order 129 is amended by adding the following item to the list of commodities under section 15 (a) thereof:

Envelopes as defined in RMPR 129—Sales at all levels.

This amendment shall become effective May 15, 1946.

Issued this 15th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8214; Filed, May 15, 1946; 4:36 p. m.]

PART 1388—DEFENSE-RENTAL AREAS

[Housing,[1] Amdt. 87]

HOUSING

The Rent Regulation for Housing is amended in the following respects:

1. Section 7 (a) is amended by adding the following paragraph:

On or after June 1, 1946, the provisions of this section 7 shall apply to all housing accommodations in the Cincinnati Defense-Rental Area.

2. Section 7 (c) (3) is eliminated.

3. Item 227 in Schedule A of the Rent Regulation for Housing is amended to read as follows:

Name of defense-rental area	State	County or counties in defense-rental area under rent regulation for housing	Maximum rent date	Effective date of regulation	Date by which registration statement to be filed (inclusive)
(227) Cincinnati	Ohio	Butler, Clermont, Hamilton, and Warren.	Mar. 1, 1942	Nov. 1, 1942	May 31, 1943, except registrations required by Amendment 87 which must be filed by July 15, 1946.
	Kentucky	Boone, Campbell, and Kenton.	Mar. 1, 1942	Nov. 1, 1942	May 31, 1943, except registrations required by Amendment 87 which must be filed by July 15, 1946.

This amendment shall become effective June 1, 1946.

Issued this 15th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8215; Filed, May 15, 1946; 4:37 p. m.]

PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[Control Order 2, Amdt. 1 to Supp. 1]

LIVESTOCK SLAUGHTER

Supplement 1 to Control Order 2 is amended by changing the quota percentage for hogs from 80 percent to 90 percent.

This amendment shall become effective May 15, 1946.

Issued this 15th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8213; Filed, May 15, 1946; 4:36 p. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[RPS 91,[1] Amdt. 7]

TEA

A statement of the considerations involved in the issuance of this amendment issued simultaneously herewith has been filed with the Division of the Federal Register.

Revised Price Schedule No. 91 is amended in the following respects:

1. Section 1351.259 is amended to read as follows:

§ 1351.259 *Definitions.* When used in Revised Price Schedule 91 the term:

(a) "Person" includes an individual, corporation, partnership, association, or any other organized group of persons or legal successor or representative of any of the foregoing, and includes the United States government or any agency thereof, or any other government, or any of its political subdivisions, or any agency of any of the foregoing.

(b) "Import" means to transport into the continental United States from any place outside thereof. Teas entered in a custom's bonded warehouse, or placed in a foreign trade zone, or in a general order warehouse shall be considered as "imported".

(c) "Cost of putting the tea into the warehouse", in United States, includes (1) labor in and out; (2) trucking and labor costs from dock to warehouse; and (3) warehouse storage charges actually incurred but not to exceed 2½ months.

(d) Qualified distributors shall be those named by the Department of Agriculture.

(e) "Foreign seller's agent" means the United States agent of a person exporting tea from India or Ceylon.

(f) "Importer" means the person by whom a commodity is imported and who first sells it after importation.

2. Section 1351.261 is amended to read as follows:

§ 1351.261 *Appendix A: Maximum prices for tea—*(a) *Maximum import prices for India and Ceylon Teas imported by private trade.* The maximum prices, f. o. b. steamer India or Ceylon port, above which no person, either as principal or agent, may purchase and import into the continental United States (except as provided for in subparagraph (1)), the teas described below shall be:

	In cents per pound of tea		
	Fair	Medium	Fine
Northern India:			
Leaf	33¼	35¾	40¾
Broken	30⅝	33¾	38¾
Ceylon:			
Leaf	39⅝	42	45¾
Broken	40¾	42½	46⅝
Southern India (Travencore):			
Leaf	32¾	34½	36¾
Broken	32⅝	34	37⅝

These prices are in cents per pound, f. o. b. steamer India or Ceylon port, basis net shipping weight, and include all commissions and charges to that point.

A foreign seller's agent's commission not to exceed $0.0090 per pound, if incurred, may be paid by the importer to the foreign seller's agent in addition to the maximum prices if the services of a foreign seller's agent were used to negotiate sales for the agent's principal prior to 1942.

(1) *Exceptions to the maximum import prices.* A "line" of teas which has been purchased or contracted to be purchased at a price in excess of the applicable maximum import price, may be imported provided the importer's "weighted average import price" for a "category" of teas imported during a particular "averaging period" does not exceed the applicable maximum import price.

A "line" is an individual garden lot within a category.

A "category" is any one of the 18 subdivisions of teas listed in § 1351.261 (a), such as "India fine leaf" or "Ceylon fair broken".

"Averaging periods" are the following:

For teas grown in Ceylon and Southern India (Travencore), the months of (i) May through October, and (ii) November through April, inclusive.

For teas grown in Northern India, the months of (iii) May through December, and (iv) January through April, inclusive.

"Weighted average import price" for a category is the average of all f. o. b. steamer India or Ceylon port prices paid or contracted to be paid by that importer for a category of tea which he has imported into the continental United States during an averaging period, determined by dividing the total amount of dollars paid or contracted to be paid, f. o. b. steamer India or Ceylon port, by the number of pounds of tea of that category imported by him during the averaging period.

All persons availing themselves of this exception shall report to the Imported Foods Section, Office of Price Administration, Washington 25, D. C., on or before the 25th day of August, November, February, and May, for each of the categories of tea imported during the previous three calendar months, (a) the total amount of dollars paid or contracted to be paid, computed on an f. o. b. steamer India or Ceylon port basis; (b) the net weight of tea imported; (c) the highest and the lowest "line" prices paid; and (d) the weighted average import price for the category.

(b) *Maximum prices for India and Ceylon Teas after importation.* Maximum prices, ex dock continental United States port of entry, for sales of teas specified in paragraph (a) after importation into the continental United States, shall be the total of (1) the price actually paid for the "line," f. o. b. steamer India or Ceylon port; (2) actual landing costs consisting of ocean freight, war risk and marine insurance charges incurred from the port of origin to the continental United States port of entry; and (3) the amounts specified below for the appropriate category.

	In cents per pound of tea		
	Fair	Medium	Fine
Northern India:			
Leaf	0.0300	0.0330	0.0360
Broken	.0300	.0300	.0330
Ceylon:			
Leaf	.0310	.0335	.0390
Broken	.0310	.0335	.0390
Southern India (Travencore):			
Leaf	.0300	.0330	.0360
Broken	.0300	.0330	.0360

For the purpose of substantiating the price actually paid, f. o. b. steamer India or Ceylon port for a "line," every person selling the teas specified in paragraph (a) shall keep and make available for examination by the buyer, his foreign seller's invoice containing full descriptions of the "line" and the prices paid.

(c) *Maximum import and selling prices for teas other than India and Ceylon teas imported by private trade.* Maximum prices for the teas described below shall be:

	Cents per pound ex dock New York City		
	Common	Medium	Fine
Java and Sumatra:			
Broken Orange Pekoe	40¼	42¾	51
Broken Pekoe			
Fannings			
Orange Pekoe	41¼	44¼	51
Pekoe			
Flowery Pekoe	43¼	43¾	50
Flowery Pekoe Souchong			
Pekoe Souchong			
Other Souchongs			
China:			
Young Hyson	27½	35½	48½
Congou	41	46	57
Gun Powder No. 1		48	
Gun Powder No. 2		41	
Gun Powder No. 3		38	
Gun Powder No. 4		35	
Gun Powder No. 5		32½	
Gun Powder No. 6		31½	
Gun Powder No. 7		29	
Gun Powder No 8		27½	
First Imperial		33½	
Second Imperial		30½	
Third Imperial		27½	

These maximum prices are in cents per pound ex dock New York City, basis net landed weights, and include all commissions and charges to that point, except that increases in the charges prevailing prior to the opening of business on December 8, 1941, for ocean freight, war risk insurance, and marine insurance may be added to the maximum prices if such charges have been actually incurred by the seller on such sale. Decreases in said charges prevailing prior to the opening of business on December 8, 1941, shall be subtracted from the maximum prices.

(d) The maximum prices for tea imported from any country other than those named in paragraphs (a) and (c), or for grades not named in those paragraphs, shall be the prices at which sales of those grades were made in New York on October 15, 1941 or in the event no such sale was made on that date, the prices at which sales of the corresponding grades were last made in New York City prior to October 15, 1941.

(e) The maximum prices for teas specified in paragraphs (c) and (d) ex dock any port of entry other than New York City shall be determined by adding to or subtracting from the New York City price the difference between the actual cost of ocean freight, war risk insurance, and marine insurance from the port of origin to New York City and the actual cost of ocean freight, war risk insurance, and marine insurance from the port of origin to such other port of entry.

(f) For any of the teas specified in paragraphs (a), (c) and (d) sold ex warehouse rather than ex dock New York City or any other port of entry, the cost of putting the tea into the warehouse as defined in § 1351.259 may be added by the seller who incurred the cost.

(g) The delivered price for tea shall in no case exceed the maximum prices specified plus actual transportation charges incurred from the dock or warehouse at New York City or other port of entry to the place of destination.

(h) Any person making a sale and delivery of tea of ten chests or less may add to the maximum price for that sale

[1] 10 FR. 13528, 13645, 14399; 11 FR. 247, 248, 740, 1299, 1773, 2116, 2189, 2445, 3480.

[1] 8 F.R. 1981, 3178.

an amount which shall not exceed 10% of such maximum price. However, such an addition may be made for only one such sale and delivery to any one buyer during a calendar month.

(i) Any person who, for the accommodation of his customers, blends tea for sale in quantities of more than half chest lots, may add to the maximum price an amount which shall not exceed one cent per pound.

(j) The maximum prices at which a person may export the teas specified in paragraphs (a), (c) and (d) shall be determined in accordance with the provisions of the Second Revised Maximum Export Price Regulation.

3. Section 1351.255 is amended to read as follows:

§ 1351.255 *Prohibition against evasions.* (a) The price limitations set forth in this price schedule shall not be evaded, whether by direct or indirect methods, in connection with an offer, solicitation, agreement, sale, delivery, purchase or receipt of, or relating to any tea items, prices for which are established by this regulation, alone or in conjunction with any commodity, or by way of any commission, service, transportation, or other charge or discount, premium or other privilege, or by tying-agreement or other trade understanding or otherwise.

(b) No person shall offer, sell or deliver any item of tea on condition that the purchaser is required to purchase another category or categories of tea or any other commodity.

This amendment shall become effective May 21, 1946.

NOTE: All reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 16th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8260; Filed, May 16, 1946; 11:31 a. m.]

PART 1363—FEEDINGSTUFFS

[RMPR 74, Amdt. 9]

ANIMAL PRODUCT FEEDINGSTUFFS

A statement of considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Sections 4 (c) and 5 (c) of Revised Maximum Regulation 74 are hereby deleted.

This amendment shall become effective as of April 15, 1946.

Issued this 16th day of May, 1946.

PAUL A. PORTER,
Administrator.

Approved: May 7, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-8263; Filed, May 16, 1946; 11:29 a. m.]

PART 1364—FRESH, CURED AND CANNED MEAT AND FISH PRODUCTS

[MPR 394, Amdt. 22]

RETAIL CEILING PRICES FOR KOSHER BEEF, VEAL, LAMB AND MUTTON CUTS AND ALL VARIETY MEATS AND EDIBLE BY-PRODUCTS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Maximum Price Regulation No. 394 is amended in the following respects:

1. In section 19 (l), in the table of prices for Kosher beef, Items 4 through 15 are amended to read as follows:

	A or Choice	A or Good	B or Commercial	C or Utility	D[1]
Chuck:					
4. Blade pot roast (also called shoulder pot roast, boneless; chuck roast bone-in)	40	37	35	31	27
5. Blade steak (bone-in)	40	37	35	31	27
6. Boneless chuck	51	48	45	40	36
7. English cut	40	37	35	31	27
8. Arm or chuck pot roast (bone-in)	40	37	35	31	27
9. Arm or chuck steak (bone-in)	40	37	35	31	27
10. Boneless neck	40	37	35	31	27
11. Pastrami (shoulder clod; chuck roll, plate corner piece)	1. 23	1. 23	1. 23	----	----
Brisket:					
12. Boneless brisket (also called breast of beef, boneless; breast deckle, boneless)	42	42	37	37	33
13. Brisket (bone-in) (also called breast flanken, bone-in)	33	33	29	29	25
14. Cooked corned beef brisket (boneless) (deckle-off)	94	94	89	89	----
Plate:					
15. Plate (bone-in) (also called plate (flanken or long bone flanken)	25	25	24	24	20

2. In section 19 (l) the price in the B or Commercial column for Item 5, "Blade steak (bone-in)" under "Kosher Beef", is amended by inserting "36" in place of "26" cents.

3. In section 24 in the tables of prices for "Kosher Beef" paragraphs (a) (b) (c) (d) (e) (f) (g) (h) (i) (j) (k) and (l) are amended by inserting, after the heading "Wholesale cuts:" and preceding the numbered items listed thereunder, the following:

[NOTE: May not be sold to other retailers.]

This amendment shall become effective May 21, 1946.

Issued this 16th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8265; Filed, May 16, 1946; 11:30 a. m.]

PART 1382—HARDWOOD LUMBER

[RMPR 97,[1] Amdt. 23]

SOUTHERN HARDWOOD LUMBER

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

In Revised Maximum Price Regulation 97, § 1382.112 (b) (2) (iii) is amended by the addition of the following company to the list of qualified tough and specialty establishments:

Midland Valley Lumber Co., Simmesport, La.

This amendment shall become effective May 21, 1946.

Issued this 16th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8261; Filed, May 16, 1946; 11:29 a. m.]

PART 1382—HARDWOOD LUMBER

[MPR 368,[1] Corr. To Amdt. 9]

NORTHEASTERN HARDWOOD LUMBER

Amendment 9 to Maximum Price Regulation 368 is corrected as follows:

In Table 15—1" Hardwood Tie Sides, the price for No. 3A Common Oak which reads $35.00 is corrected to read $25.00.

This correction shall become effective May 21, 1946.

Issued this 16th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8262; Filed, May 16, 1946; 11:29 a. m.]

PART 1423—GUMS AND NATURAL RESINS

[MPR 297, Revocation]

NATURAL RESINS

A statement of the considerations involved in the issuance of this order of revocation, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 297 and all orders issued thereunder are hereby revoked subject to the provisions of Supplementary Order No. 40. (The products heretofore covered by Maximum Price Regulation 297 are now subject to the provisions of the Revised Maximum Import Price Regulation).

This order shall become effective May 21, 1946.

Issued this 16th of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8264; Filed, May 16, 1946; 11:30 a. m.]

PART 1439—UNPROCESSED AGRICULTURAL COMMODITIES

[MPR 426, Corr. to Amdt. 172]

FRESH FRUITS AND VEGETABLES FOR TABLE USE, SALES EXCEPT AT RETAIL

Amendment 172 is corrected to read as follows:

In Appendix I of section 15, paragraph (b) (1) (i) and footnote 10 to Table 1 in

[1] 9 F.R. 5223; 10 F.R. 595, 1788, 1739, 2244, 2929, 4658, 6247, 10184, 11858, 14187, 14607; 11 F.R. 3886.

[1] 8 F.R. 4968, 8541, 10660, 15672, 16791, 17414; 9 F.R. 1534, 4184; 11 F.R. 947.

paragraph (c) are amended by adding the phrase "10—7 pound containers," between the words "9—8 pound containers" and "14—5 pound containers" in each case.

This correction shall be effective as of April 9, 1946.

Issued this 16th day of May 1946.

PAUL A. PORTER,
Administrator.

Approved: May 7, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-8266; Filed, May 16, 1946; 11:30 a. m.]

Chapter XXIII—War Assets Administration

[SPA Reg. 1, Amdt 3]

PART 8301—DESIGNATION OF DISPOSAL AGENCIES AND PROCEDURES FOR REPORTING SURPLUS PROPERTY LOCATED WITHIN THE CONTINENTAL UNITED STATES, ITS TERRITORIES AND POSSESSIONS

Surplus Property Administration Regulation 1, November 10, 1945, entitled "Designation of Disposal Agencies and Procedures for Reporting Surplus Property Located Within the Continental United States, Its Territories and Possessions", as amended through March 16, 1946 (10 F.R. 14064, 11 F.R. 2602, 3035), is hereby further amended in the following respects:

1. Section 8301.2 (b) is amended by adding three new subparagraphs to be designated (9), (10) and (11) which shall read as follows:

(9) All structures and improvements which have been declared surplus and assigned to a disposal agency, and which such disposal agency has determined are to be demolished. Upon such a determination, the disposal agency shall forward to the War Assets Administration, Washington 25, D. C., a declaration of surplus covering such structures and improvements.

(10) Marine industrial real property (including buildings and fixtures) such as shipyards, ship repair yards, and marine terminals.

(11) Personal property (including machinery, equipment, and materials and products finished or in process) which is declared as surplus as a part of marine industrial real property.

2. Section 8301.2 (c) is amended to read as follows:

(c) *Ships and maritime personal property.* The United States Maritime Commission is hereby designated as the disposal agency for ships and maritime personal property, except maritime personal property declared as surplus as a part of marine industrial real property. The general class of property, "Ships and maritime personal property", includes property assigned to the Maritime Commission by Order 1[1] under this part.

3. Paragraph (h) of § 8301.2 is hereby revoked.

[1] 10 F.R. 14067.

This amendment shall become effective May 14, 1946.

E. B. GREGORY,
Administrator.

MAY 14, 1946.

[F. R. Doc. 46-8290; Filed, May 16, 1946; 11:55 a. m.]

[Reg. 1,[1] Order 9]

PART 8301—DESIGNATION OF DISPOSAL AGENCIES AND PROCEDURES FOR REPORTING SURPLUS PROPERTY LOCATED WITHIN THE CONTINENTAL UNITED STATES, ITS TERRITORIES AND POSSESSIONS

APPROVAL OF DELEGATION OF DISPOSAL AUTHORITY TO WAR DEPARTMENT, CORPS OF ENGINEERS, FOR DEMOLITION OF STRUCTURES AND IMPROVEMENTS

Pursuant to the authority of the Surplus Property Act of 1944 (58 Stat. 765; 50 U.S.C. App. Sup. 1611), Public Law 181, 79th Congress, 1st Session (59 Stat. 533), and Executive Order 9689 (11 F.R. 1265) and Public Law 375, 79th Congress, 2d Session, *It is hereby ordered*, That:

The War Assets Administrator hereby approves of the delegation to the War Department, Corps of Engineers, by the War Assets Administration of its functions of demolition of structures and improvements. Such delegation shall contain information and direction as to the work to be performed, and shall include the authority to prepare plans and specifications and enter into contracts with private contractors: *Provided*, That any contracts with private contractors shall be made in the name of the United States of America, and copies thereof filed with the War Assets Administration.

This order shall become effective May 14, 1946.

E. B. GREGORY,
Administrator.

MAY 14, 1946.

[F. R. Doc. 46-8291; Filed, May 16, 1946; 11:55 a. m.]

[1] 10 F.R. 14064; 11 F.R. 2602, 3035.

TITLE 36—PARKS AND FORESTS

Chapter II—Forest Service

PART 221—TIMBER

MANAGEMENT PLANS, SUSTAINED YIELDS, AND COMMUNITY AND INDUSTRIAL STABILITY; EXPORTATION OF NATIONAL FOREST TIMBER

By virtue of the authority vested in the Secretary of Agriculture by the act of June 4, 1897 (30 Stat. 35, 16 U.S.C. 476, 551), as amended and supplemented, the act of February 1, 1905 (33 Stat. 628, 16 U.S.C. 472), the act of March 4, 1917 (39 Stat. 1145, 16 U.S.C. 491), and the act of April 12, 1926 (44 Stat. 242, 16 U.S.C. 616), I, Clinton P. Anderson, Secretary of Agriculture, do hereby amend Regulation S-2 of the rules and regulations governing the occupancy, use, protection and administration of the national forests, which constitutes § 221.2, Chapter II, Title 36, Code of Federal Regulations, by deleting the last sentence thereof and adding the following paragraph:

§ 221.2 *Management plans, sustained yields, and community and industrial stability; exportation of national forest timber.* • • •

Unless prohibited by specific instructions from the Secretary of Agriculture, timber lawfully cut on any national forest, except the national forests in Alaska, may be exported from the State or Territory where grown. Timber cut from the national forests in Alaska shall not be exported from the Territory of Alaska in the form of logs, cord wood, bolts or other similar raw products necessitating primary manufacture elsewhere without the prior consent of the regional forester when the timber sale project involved is within his authorization to sell or the Chief of the Forest Service when a larger timber sale project is involved. In determining whether consent will be given to the export of such products consideration will be given, among other things, to whether such export will (1) permit of a more complete utilization of material on areas being logged primarily for products for local manufacture, (2) prevent the loss or serious deterioration of logs unsaleable locally because of an unforeseen loss of market, (3) permit the salvage of timber damaged by wind, insects or fire, (4) bring into use a minor species of little importance to local industrial development, (5) provide material required to meet national emergencies or to meet urgent and unusual needs of the nation.

In testimony whereof, I have hereunto set my hand and caused the official seal of the Department of Agriculture to be affixed, in the City of Washington, this 16th day of May 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-8253; Filed, May 16, 1946; 11:15 a. m.]

Notices

CIVIL AERONAUTICS BOARD.

[Docket Nos. 2180 and 2281]

LINEA AEREA TACA DE VENEZUELA, C. A. AND LINEA AEROPOSTAL VENEZOLANA

NOTICE OF HEARING

In the matter of the applications of Linea Aerea TACA de Venezuela, C. A. and Linea Aeropostal Venezolana for foreign air carrier permits under section 402 of the Civil Aeronautics Act of 1938, as amended.

Notice is hereby given pursuant to the Civil Aeronautics Act of 1938, as amended, particularly sections 402 and 1001 of said act, that the above-entitled proceeding is assigned for hearing on May 27, 1946 at 10 a. m. (eastern standard time) in Room 5132, Department of Commerce Building, 14th Street between E Street and Constitution Avenue NW., Washington, D. C., before Examiner Barron Fredricks.

Dated Washington, D. C., May 15, 1946.

By the Civil Aeronautics Board.

FRED A. TOOMBS,
Secretary.

[F. R. Doc. 46-8248; Filed, May 16, 1946; 10:37 a. m.]

FEDERAL COMMUNICATIONS COMMISSION.

[Docket No. 7490]

KSAL, INC.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of KSAL, Inc. (KSAL), Salina, Kans., for construction permit. File No. B4-P-4364, Docket No. 7490.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 27th day of March 1946;

The Commission having under consideration the application of KSAL, Inc. (KSAL) (File No. B4-P-4364; Docket No. 7490) for construction permit to increase power from 1 kw to 5 kw, install a new transmitter and directional antenna for night use, and change its transmitter location operating on the frequency 1150 kc at Salina, Kansas;

It is ordered, That this application be designated for hearing in a consolidated proceeding with the applications of Fostoria Broadcasting Company (File No. B2-P-4430; Docket No. 7356); Northwestern Ohio Broadcasting Corporation (File No. B2-P-4447; Docket No. 7357), and WOOP, Inc. (File No. B2-P-3987; Docket No. 6824) on the following issues:

1. To determine the technical, financial, and other qualifications of the applicant corporation, its officers, directors, and stockholders, to construct and operate Station KSAL as proposed.

2. To determine the areas and populations which would gain or lose primary service through the operation of Station KSAL as proposed and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of Station KSAL as proposed would involve objectionable interference with any existing or proposed broadcast service, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the proposed operation of Station KSAL would involve objectionable interference with any existing foreign broadcast station under the provisions of the North American regional broadcasting agreement.

6. To determine whether the erection of the antenna system proposed would be consistent with the Civil Aeronautics Administration requirements.

7. To determine whether the installation and operation of Station KSAL as proposed would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

8. To determine, upon a comparative basis, which, if any, of the applications in this consolidated proceeding should be granted.

It is further ordered, That the bills of particulars heretofore issued in these proceedings be, and the same are hereby, amended to include the application of KSAL, Inc. (KSAL), (File No. B4-P-4364; Docket No. 7490).

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-8232; Filed, May 16, 1946; 10:07 a. m.]

[Docket No. 7495]

NORTHERN OHIO BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Northern Ohio Broadcasting Company, Amherst, Ohio, for construction permit. File No. B2-P-4193; Docket No. 7495.

At a session of the Federal Communications Commission held at its offices in Washington, D. C. on the 3d day of April 1946;

The Commission having under consideration an application for construction permit (File No. B2-P-4193, Docket No. 7495) of Northern Ohio Broadcasting Company for a new standard AM broadcast station at Amherst, Ohio; to operate on 1040 KC, with power of 1 KW, LS, Des Moines, Iowa.

It is ordered, That this application be designated for hearing in a consolidated proceeding with the application of LCB Inc. (File No. B2-P-4636, Docket No. 7496) on the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, its officers, directors and stockholders, to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing station, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether operation of the proposed station would involve objectionable interference with the service of the station proposed in any pending applications, particularly with the new station proposed at Lorain, Ohio (File No. B2-P-4636; Docket No. 7496), and, if so, the nature and extent, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning Standard Broadcast Stations.

7. To determine the hours of operation that should be assigned the proposed station.

8. To determine on a comparative basis, which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-8233; Filed, May 16, 1946; 10:07 a. m.]

[Docket No. 7527]

PLAINS EMPIRE BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR HEARING ON STATED ISSUES

In re application of Plains Empire Broadcasting Company, Amarillo, Tex., for construction permit. Docket No. 7527, File No. B3-P-4551.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 17th day of April 1946;

The Commission having under consideration the above-listed application of Plains Empire Broadcasting Company for a construction permit to erect a new standard broadcast station at Amarillo, Texas, to operate on 1320 kc, with a power of 500 watts night—1 kw to local sunset, using directional antenna at night, unlimited time;

It is ordered, That the said application be designated for hearing upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with Station XERJ, Mazatlan, Sinaloa, Mexico, and, if so, the nature and extent thereof.

5. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast stations in the United States and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the operation of the proposed station would involve objectionable interference with the operation proposed by Station KGKY, Scotts Bluff, Nebraska, or any other pending application, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

7. To determine whether the installation and operation of the proposed station would be in accordance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-8234; Filed, May 16, 1946; 10:07 a. m.]

[Docket No. 7562]

S. H. PATTERSON (KVAK)

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of S. H. Patterson (KVAK), Atchison, Kans., for construction permit. Docket No. 7562, File No. B4-P-4317.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 2d day of May 1946;

The Commission having under consideration the above-entitled application for a construction permit to change the frequency of Station KVAK at Atchison, Kansas, from 1450 kc to 1200 kc, increase power to 1 kw, and to change hours of operation from unlimited time to daytime only, contingent upon the granting of the pending application of S. H. Patterson (File No. B4-P-4389) for a construction permit for a new standard broadcast station to be operated on the frequency 1440 kc, with 5 kw power, employing a directional antenna for nighttime use, unlimited time, at Topeka, Kansas;

It is ordered, That the said application be, and it is hereby, designated for hearing in a consolidated proceeding with the applications for construction permits of Earl C. Dunn, Charles W. Rossi, H. B. Lockhart and E. C. Hughes, d/b as Nueces Broadcasting Co. (KEYS) (File No. B3-P-3999) to increase power to 5 kw day, 1 kw night, and to install a new antenna system and transmitter at a new location; Amarillo Broadcasting Corporation (KFDA) (File No. B3-P-4353) to change frequency from 1230 kc to 1440 kc, and to increase power from 250 w to 1 kw night, 5 kw Local Sunset, unlimited time; and S. H. Patterson (File No. B4-P-4389) for a new standard broadcast station to be operated on frequency 1440 kc, with 5 kw power, employing a directional antenna for nighttime use, unlimited time, at Topeka, Kansas; upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant to construct and operate Station KVAK as proposed.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of Station KVAK as proposed and the nature and extent of other broadcast service available to those areas and populations.

3. To determine whether Station KVAK as proposed would render primary service within the areas and to the populations proposed to be served by the new station at Topeka, Kansas, proposed in the said pending application of S. H. Patterson (File No. B4-P-4389), and the extent thereof.

4. To determine whether the operation of Station KVAK as proposed would involve objectionable interference with any other existing broadcast service and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of Station KVAK as proposed would involve objectionable interference with any pending applications for broadcast facilities and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of Station KVAK as proposed would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-8235; Filed, May 16, 1946; 10:07 a. m.]

[Docket No. 7559]

AMARILLO BROADCASTING CORP. (KFDA)

ORDER DESIGNATING APPLICATIONS FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Amarillo Broadcasting Corporation (KFDA), Amarillo, Tex., for construction permit. Docket No. 7559; File No. B3-P-4353.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 2d day of May 1946;

The Commission having under consideration the above-entitled application for a construction permit to change the frequency of Station KFDA at Amarillo, Texas, from 1230 kc. to 1440 kc., and to increase power from 250 watts to 1 kw. night, 5 kw. local sunset, unlimited time;

It is ordered, That the said application be, and it is hereby, designated for hearing in a consolidated proceeding with the applications for construction permits of Earl C. Dunn, Charles W. Rossi, H. B. Lockhart & E. C. Hughes, d/b as Nueces Broadcasting Co. (KEYS) (File No. B3-P-3999) to increase power to 5 kw. day, 1 kw. night, and to install a new antenna system and transmitter at a new location; S. H. Patterson (KVAK) (File No. B4-P-4317) to change frequency from 1450 kc. to 1200 kc., increase power to 1 kw. and change hours of operation from unlimited time to daytime only; and S. H. Patterson (File No. B4-P-4389) for a new standard broadcast station at Topeka, Kansas, to operate on 1440 kc., with power of 500 watts night, 1 kw. day, unlimited time, (the granting of each said application of S. H. Patterson to be contingent upon the granting of the other such application) upon the following issues:

1. To determine the technical, financial, and other qualifications of the applicant corporation, its officers, directors, and stockholders to construct and operate Station KFDA as proposed.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of Station KFDA as proposed and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of Station KFDA as proposed would involve objectionable interference with Station XEFI at Chihuahua, Chihuahua, Mexico, and, if so, the nature and extent thereof.

5. To determine whether the operation of Station KFDA as proposed would involve objectionable interference with any existing broadcast stations in the United States and, if so, the nature and extent thereof, the areas and populations affected thereby and the availability of other broadcast service to such areas and populations.

6. To determine whether the operation of Station KFDA as proposed would involve objectionable interference with the services proposed in the said pending applications of Earl C. Dunn, Charles W. Rossi, H. B. Lockhart and E. C. Hughes, d/b as Nueces Broadcasting Company (KEYS) (File No. B3-P-3999) and S. H. Patterson (File No. B4-P-4389), or with any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

7. To determine whether the installation and operation of Station KFDA as proposed would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

8. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-8236; Filed, May 16, 1946; 10:07 a. m.]

[Docket No. 7557]

EAU CLAIRE-CHIPPEWA BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of A. W. Langill, B. J. Colbert, and I. E. Rasmus, copartners, d/b as Eau Claire-Chippewa Broadcasting Company, Eau Claire, Wis., for con-

struction permit. Docket No. 7557, File No. B4–P–4619.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 2d day of May 1946;

The Commission having under consideration the above-entitled application of A. W. Langill, B. J. Colbert, and I. E. Rasmus, copartners, d/b as Eau Claire-Chippewa Broadcasting Company, for a construction permit for a new standard broadcasting station to be operated on the frequency 1340 kc., with 250 watts power, unlimited time, at Eau Claire, Wisconsin;

It is ordered, That the said application be designated for hearing upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant partnership and the partners to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with stations KROC at Rochester, Minnesota, and WFHR at Wisconsin Rapids, Wisconsin, or with any other existing broadcast stations, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with any other pending applications for broadcast facilities, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46–8237; Filed, May 16, 1946; 10:08 a. m.]

[Docket No. 7555]

MUTUAL TELEPHONE CO., AND R. C. A. COMMUNICATIONS, INC.

ORDER DESIGNATING APPLICATION FOR HEARING ON STATED ISSUES

In re applications of Mutual Telephone Company, for construction permit for new fixed point-to-point radiotelephone station at Honouliuli, Oahu, T. H.; Docket No. 7555, File No. 335–PHP–A; R. C. A. Communications, Inc., for renewal of license for fixed point-to-point radiotelephone station at Kahuku, T. H.; File No. P5–RH–28.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 2d day of May 1946;

The Commission having under consideration the application of Mutual Telephone Company for construction permit for a new point-to-point radiotelephone station in the fixed public service at Honouliuli, Oahu, Territory of Hawaii, (File No. 335–PHP–A), and the application of RCAC Communications, Inc. for renewal of its outstanding license for its point-to-point radiotelephone station in the fixed public service, located at Kahuku, Territory of Hawaii (File No. P5–RH–28);

It appearing that the frequencies requested by Mutual Telephone Company for its proposed station are presently assigned to the point-to-point radiotelephone station in the fixed public service at Kahuku, T. H. licensed to RCA Communications Inc. until December 1, 1946, and that a grant of the above-described application of Mutual Telephone Company would require the modification or nonrenewal of license of such radiotelephone station of RCA Communications, Inc.; and

It further appearing, that the Commission, upon examination of the above-described applications, is unable to determine that public interest, convenience or necessity would be served by a grant of one, rather than the other of the aforesaid applications;

It is ordered, That the above-described applications of Mutual Telephone Company and RCA Communications Inc. be and they are hereby designated for hearing for the following reasons:

1. To determine the comparative ability of the respective applicants to provide public radiotelephone service between Hawaii and the continental United States in the public interest, in the light of all the pertinent factors relating to such determination, including, but not limited to the following:

(a) The comparative quality and reliability of public telephone service proposed to be rendered by the respective applicants between Hawaii and the continental United States.

(b) The relative efficiency with which the frequencies requested in the respective applications would be used by each of the applicants for communication purposes.

(c) The amount of expense and investment related to the operations and facilities involved in the respective applications.

(d) The relative ability of the respective applicants to provide reductions in rates for public telephone service between Hawaii and the continental United States and to provide expansion of radio telephone service between Hawaii and other points in the world.

(e) The specific plans and programs of the respective applicants for providing future improvements and expansions in radiotelephone service to and from Hawaii and for providing reductions in rates for such service.

(f) The effect on quality, reliability, and cost of rendering telephone service to and from Hawaii of placing all telephone equipment and operations in Hawaii under unified control.

(g) The effect on quality, reliability and cost of rendering telephone service to and from Hawaii of maintaining under unified control and operation Hawaiian terminals for overseas radiotelegraph and radio telephone service.

2. To determine the effect on other radio services in Hawaii of establishing radiotelephone stations at the location proposed by Mutual Telephone Company.

3. To determine any other relevant facts which would indicate that public interest, convenience or necessity would be better served by a grant of one, rather than the other of the above-mentioned applications.

It is further ordered, That Mutual Telephone Company and RCA Communications, Inc., be, and they are hereby, afforded an opportunity to obtain a hearing on the foregoing issues by filing a written appearance in accordance with the provisions of §§ 1.384 and 1.10 of the Commission's rules and regulations.

By the Commission,

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46–8238; Filed, May 16, 1946; 10:08 a. m.]

[Docket No. 7496]

LCB, INC.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of LCB Inc., Lorain, Ohio; for construction permit. File No. B2–P–4636, Docket No. 7496.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 3d day of April 1946;

The Commission having under consideration an application for construction permit (File No. B2–P–4636, Docket No. 7496) of LCB Inc., for a new standard AM broadcast station at Lorain, Ohio, to operate on 1040 kc, with 1 KW power, daytime;

It is ordered, That this application be designated for hearing in a consolidated proceeding with the application of Northern Ohio Broadcasting Company (File No. B2–P–4193, Docket No. 7495[1]), on the following isues:

1. To determine the legal, technical, financial and other qualifications of applicant corporation, its officers, directors and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing or proposed broadcast service, especially the service proposed in the application for a new standard broadcast station at Amherst, Ohio (File No. B2–P–4193, Docket No. 7495).

5. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine on a comparative basis, which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46–8239; Filed, May 16, 1946; 10:08 a. m.]

KING-TRENDLE BROADCASTING CORP.

PUBLIC NOTICE CONCERNING TRANSFER OF CONTROL

Public notice concerning proposed transfer of control of King-Trendle Broadcasting Corporation[1] (Licensee of AM Broadcasting Stations WXYZ, Detroit, and WOOD, Grand Rapids, Mich.)

The Commission hereby gives notice that on May 6, 1946, there was filed with it an application (B2–TC–490) for its consent under section 310 (b) of the Communications Act (47 U. S. C. A. 310) to the proposed transfer of control of King-Trendle Broadcasting Corporation, licensee of AM Stations WXYZ, Detroit, and WOOD, Grand Rapids, Michigan, from Geo. W. Trendle, John H. King, H. Allen Campbell and Howard O. Pierce (transferors) to American Broadcasting Company, Inc. (transferee), 30 Rockefeller Plaza, New York, N. Y. The arrangements for transfer of control of the above stations are based upon a contract entered into April 24, 1946 between transferors and transferee, pursuant to which it was agreed that the former would sell to the latter all of the outstanding 100,000 shares of common voting stock of licensee for $3,650,000.00. Of this amount purchasers agreed to deposit with the Detroit Trust Company $100,000.00 for the joint account of purchasers and sellers; $3,400,000.00 is to be paid upon transfer of the stock on three days notice by either party following Commission approval of the application, on or before January 1, 1947, when the $100,000.00 down-payment above referred to is to be released to sellers. Sixty days following such transfer, $100,000.00 is to be paid to sellers. The balance of $50,000.00 is to be held by purchasers until such time as Federal income and excess profits taxes of licensee for all years ending on or before December 31, 1945 have been finally determined. Any excess of such taxes over those heretofore paid or reported shall be paid out of the $50,000.00 and the balance thereupon to be paid by purchasers to sellers. Payments under the contract are to be apportioned to sellers as their stock interests appear. In the event Commission approval is not obtained on or before January 1, 1947 the agreement shall terminate and the down-payment returned to purchasers. Upon the transfer of the stock, written resignations of the officials of licensee are to be delivered. Further details concerning the application and negotiations between the parties may be found with the application and papers on file at the offices of the Commission.

In the Commission's decision of September 6, 1945, granting the application for transfer of control of the Crosley Corporation (Docket No. 6767), it was announced that public hearings would be held to consider new rules and regulations for the handling of assignment and transfer applications including provision for public notice by the applicant and by the Commission of the filing of such applications and pertinent details in cases where a controlling interest is involved. Thereafter, on October 3, 1945, the Commission also gave public notice (10 F.R. 12926) that pending the issuance of such proposed new rules, hearing thereon, and final adoption, consideration of such applications would be deferred unless applicants desired to follow the procedure proposed in the Crosley decision and supplement their applications so as to come within the framework of the announced procedure, including the provision for public notice. Pursuant thereto, the Commission was advised May 6, 1946 that starting on May 10, 1946 notice of the filing of the application would be published in the Detroit Free Press, Detroit, Michigan and the Grand Rapids Herald, Grand Rapids, Michigan, newspapers of general circulation in those areas, in conformity with the provisions of the proposed rules.

In accordance with the procedure proposed in the Crosley decision and that announced in the Commission's release, no action will be had in the instant application for a period of 60 days from May 10, 1946, within which time other persons desiring to apply for the facilities involved may do so upon the same terms and conditions as set forth in the above-described contract. (Sec. 310 (b), 48 Stat. 1086; 47 U.S.C.A. 310 (b))

[SEAL] FEDERAL COMMUNICATIONS COMMISSION, T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46–8240; Filed, May 16, 1946; 10:08 a. m.]

[1] Section 1.364, Part I, Rules of Practice and Procedure.

FEDERAL POWER COMMISSION.

[Project No. 175]

PACIFIC GAS AND ELECTRIC CO.

ORDER GRANTING APPLICATION FOR REHEARING

MAY 3, 1946.

Upon consideration of the application filed April 22, 1946, by Pacific Gas and Electric Company, licensee for Project No. 175–California (Balch), for rehearing and setting aside paragraph (c) of the Commission order of March 14, 1946, in this matter; and

It appearing that: Inasmuch as the issues here presented may also arise in similar matters involving the same company, now pending before the Commission, it is appropriate to grant the application as hereinafter provided;

The Commission orders that: The application of Pacific Gas and Electric Company be and it is hereby granted for rehearing on paragraph (c) of the Commission order of March 14, 1946, in this matter, at such time and place as may hereafter be fixed by the Commission.

By the Commission.

[SEAL] LEON M. FUQUAY, *Secretary.*

[F. R. Doc. 46–8210; Filed, May 15, 1946; 12:18 p. m.]

[Docket No. G–723]

UNITED GAS PIPE LINE CO.

NOTICE OF APPLICATION

MAY 14, 1946.

Notice is hereby given that on May 6, 1946 an application was filed with the Federal Power Commission by United Gas Pipe Line Company (hereinafter referred to as the "Applicant" or "United Company"), a Delaware corporation, with its principal place of business at 1525 Fairfield Avenue, Shreveport, Louisiana, for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, to authorize the Applicant to construct and operate a natural-gas pipe line extension from Applicant's natural-gas pipe line system to connect Hayes Field in Calcasieu and Jefferson Davis Parishes, Louisiana, and additions to Applicant's Iowa compressor station in Jefferson Davis Parish, Louisiana, hereinafter more particularly described, which, if constructed, are to be used to make available to Applicant additional gas reserves and delivery capacity under a purchase contract with Gulf Refining Company dated March 26, 1946, under which Applicant estimates it may attain a maximum daily delivery of 60,000 Mcf of natural gas from the said Hayes Field.

Applicant owns and operates a natural-gas pipe-line system situated in the States of Alabama, Florida, Louisiana, Mississippi and Texas, including particularly, main gas transmission lines extending from a point on Applicant's Latex-Beaumont line, near the town of Kirbyville, Jasper County, Texas, to the town of Franklin, St. Marys Parish, Louisiana, serving an area designated as Applicant's "Southwest Louisiana District."

The facilities which the United Company seeks authorization to construct and operate are described as follows:

(1) *Hayes Gas Field Extension.* Construct approximately 16.6 miles of 12¾" O. D. x 33.38# grade B seamless natural gas transmission pipe line, and paralleling telephone line, beginning at the outlet side of a Dehydration Plant proposed to be constructed by Applicant in Hayes Gas Field near section 18, Township 11 South, Range 5 West, Calcasieu Parish, Louisiana, and extending in a north-

erly direction to Applicant's Iowa Compressor Station, located in section 25, Township 8 South, Range 6 West, Jefferson Davis Parish, Louisiana.

At the present time Applicant proposes to operate the said 12¾" natural gas transmission pipe line with an inlet pressure of approximately 670 pounds per square inch gauge and an outlet pressure of approximately 600 pounds per square inch gauge at Applicant's said Iowa Compressor Station. With these pressures it is estimated that the said 12¾" line will have a maximum capacity of 62,000 Mcf per day.

(2) *Additions to Iowa Compressor Station.* Applicant proposes to enlarge its Iowa Compressor Station by the installation of an addition of approximately 850 horsepower and appurtenant equipment.

Applicant proposes to operate said additional 850 horsepower with pressures of 375 pounds per square inch gauge suction and 600 pounds per square inch gauge discharge, under which conditions said additional horsepower will have a maximum capacity of approximately 32,000 Mcf per day.

The United Company in its application states that it desires to augment the gas reserves presently connected with and supplying its Southwest Louisiana District by constructing the proposed pipeline extension to the Hayes Field. In addition to supplying its customers in its Southwest Louisiana District, Applicant transports natural gas from that district into the State of Texas, and says that in order to increase its delivery capacity of its call Junction-Franklin line into its Latex-Beaumont line it proposes to enlarge its Iowa compressor station by the addition of approximately 850 horsepower.

Applicant has submitted with its application its gas purchase contract with Gulf Refining Company dated March 26, 1946, covering the purchase of natural gas produced in the Hayes Field. Under this contract Applicant estimates there is an available reserve of approximately 500 billion cu. ft. of natural gas, and further estimates that the maximum daily delivery of natural gas from the wells under said Gulf contract in said Hayes Field proposed to be connected will be approximately 60,000 Mcf. Applicant estimates that the proposed 12¾-inch line will have a maximum daily delivery of approximately 62,000 Mcf. Natural gas reserves in said Hayes Field not under contract to United Company, Applicant estimates, approximates 50 billion cu. ft.

The estimated over-all capital cost of the proposed facilities is $635,405. The proposed new transmission line, Applicant estimates, will cost $429,799, appurtenant communication equipment $12,329, and the additional five 170 horsepower compressor units to Iowa compressor station, $193,277. The cost of these new facilities Applicant proposes to finance out of cash on hand. Applicant did not include in its application any estimates of the total revenues expected from the proposed new facilities to be constructed, or any estimates as to total fixed charges or operating expenses.

United Gas Pipe Line Company in its application says that it does not propose to make any sales directly from the proposed facilities, other than such sales as may arise from farm tap service, and such other sales as may be advisable in the future, and says that it does not contemplate making any change in present rates for gas sold from existing facilities as the result of the addition of the proposed new facilities.

The proposed connection of the said Hayes Field with its transmission system, the United Company says, will make available to it additional gas reserves and delivery capacity, which, Applicant says, is a matter of good operating practice.

Any interested State commission is requested to notify the Federal Power Commission whether the application should be considered under the cooperative provisions of Part 67 of the provisional rules of practice and regulations under the Natural Gas Act, and, if so, to advise the Federal Power Commission as to the nature of its interest in the matter and whether it desires a conference, the creation of a board, or a joint or concurrent hearing, together with the reasons for such request.

Any person desiring to be heard or to make any protest with reference to the application of the United Gas Pipe Line Company should, on or before the 31st day of May 1946, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's provisional rules of practice and regulations under the Natural Gas Act.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-8211; Filed, May 15, 1946; 12:18 p. m.]

[Docket No. G-724]

UNITED GAS PIPE LINE CO.

NOTICE OF APPLICATION

MAY 14, 1946.

Notice is hereby given that on May 6, 1946, an application was filed with the Federal Power Commission by United Gas Pipe Line Company (hereinafter referred to as "Applicant" or "United Company"), a Delaware corporation, with its principal place of business at 1525 Fairfield Avenue, Shreveport, Louisiana, for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, to authorize the Applicant to construct and operate certain natural-gas pipeline extensions from Applicant's natural-gas pipeline system to connect Baxterville Field in Lamar and Marion Counties and Gwinville Field in Jefferson Davis County, Mississippi, and additions to Applicant's Hattiesburg compressor station, Perry County, Mississippi, and the Laurel Loop line, Jones County, Mississippi, hereinafter more particularly described which, if constructed, are to be used to make available to Applicant additional gas reserves and delivery capacity, under a purchase contract with Gulf Refining Company, dated March 26, 1946, under which Applicant estimates it may attain a maximum delivery of 75,000 Mcf from the Baxterville Field and 63,000 Mcf from the Gwinville Field.

Applicant owns and operates a natural-gas pipe-line system situated in the States of Alabama, Florida, Louisiana, Mississippi and Texas, including particularly, main gas-transmission lines extending from Lirette area, Terrebonne Parish, Louisiana, and from northern Louisiana, respectively, to the Cities of Mobile, Alabama and Pensacola, Florida, serving an area designated as Applicant's "Jackson District Market".

The new facilities and proposed operation for which United Company seeks authorization are described as follows:

(1) *Baxterville Project.* Construct approximately 10.3 miles of 12¾" O. D. x 33.38# grade B seamless natural gas transmission pipe line complete with two 10¾" x 54.74# grade B seamless pipe lines across Pearl River, beginning near section 12, Township 1 North, Range 17 West at the outlet of Baxterville Gas Field, and extending in a westerly direction, crossing Pearl River to a point where Applicant proposes to install a 48" Gas Scrubber and a 10" Check Measuring Station at the point of connection with Applicant's Bogalusa 10" natural gas transmission line at approximately mile post 51.4. Mile post 51.4 is located in section 7, Township 1 North, Range 14 East, all in Marion County, Mississippi.

At the present time Applicant proposes to operate said 12¾" natural gas transmission line with an inlet pressure of approximately 550 pounds per square inch gauge and an outlet pressure of approximately 505 pounds per square inch gauge at the point of connection with the said Bogalusa 10" line. With these pressures it is estimated that the said 12¾" line will have a maximum capacity of 51,000 Mcf per day.

(2) *Gwinville Project.* Construct approximately 13.6 miles of 10¾" O. D. x 24.6# grade B seamless natural gas transmission pipe line, and paralleling telephone line, beginning at the outlet side of a Dehydration Plant proposed to be constructed by Applicant in Gwinville Gas Field near section 16, Township 9 North, Range 18 West, Jefferson Davis County, Mississippi, and extending in a northeasterly direction through portions of Jefferson Davis, Covington, Simpson, and Smith Counties to a proposed 10" Check Measuring Station at the point of connection with Applicant's Benton Junction-Mobile 16" main gas transmission line at approximately mile post 82. Mile post 82 is located in section 16, Township 10 North, Range 16 West, Smith County, Mississippi. Applicant also proposes to install a 48" scrubber and an 8" Check Measuring Station at the point of connection with Applicant's Jackson-Hattiesburg 8" natural gas transmission line at the point said lines intersect each other near section 34, Township 10 North, Range 17 West, Simpson County, Mississippi.

At the present time Applicant proposes to operate the said 10¾" natural gas transmission line with an inlet pressure of approximately 610 pounds per square inch gauge and with outlet pressures of approximately 460 pounds per square inch gauge at the point of connection with the said Jackson-Hattiesburg 8" line, and approximately 406 pounds per square inch gauge at the point of connection with the said Benton Junction-Mobile 16" line. With these pressures it is estimated that the said 10¾" line will have a maximum capacity of 74,000 Mcf of gas per day with a delivery of 31,000 Mcf per day to the said Jackson-Hattiesburg 8" line and 43,000 Mcf per day to the said Benton Junction-Mobile 16" line.

(3) *Hattiesburg Project.* Applicant proposes to make additions to its Hattiesburg Compressor Station by the installation of one 1,000 H. P. C. & G. Cooper eccentric type horizontal twin tandem double acting gas engine compressor, change cylinders on present compressors to suit new station load conditions, make 34' extension to present compressor building, extend present cooling tower an additional 24' in length, replace present 600 G. P. M. centrifugal water pumps with pumps of a total capacity of 1,050 G. P. M., rearrange piping in compressor station yard, install one additional 48" Gas Scrubber on inlet side of station, and construct two additional five-room residences for employees, Applicant's Hattiesburg Compressor Station is located in section 6, Township 5 North, Range 11 West, Perry County, Mississippi.

At the present time Applicant proposes to operate the said Hattiesburg Compressor Station with an inlet pressure of approximately 210 pounds per square inch gauge and an outlet pressure of approximately 425 pounds per square inch gauge. With these pressures it is estimated that the said compressor station with 2350 H. P. will have a maximum capacity of 55,000 Mcf per day.

(4) *Laurel Project.* Construct approximately 2.9 miles of 12¾" O. D. x 33.38# grade B seamless natural gas transmission pipe line, beginning at the end of the present loop on Applicant's Laurel Tap Line in section 28, Township 8 North, Range 12 West, and extending in a northeasterly direction, parallel to said Laurel Tap Line, to a point of connection where Applicant's 6" line extends to the City of Laurel and Applicant's 8" line extends to Masonite Corporation. The said connection is located at approximately mile post 12.1 on said Laurel Tap Line in section 14, Township 8 North, Range 12 West, all in Jones County, Mississippi.

At the present time Applicant proposes to operate said 12¾" extension as a loop to said Laurel Tap Line with a 24 hour average inlet pressure of 257 pounds per square inch gauge and a 24 hour average outlet pressure of approximately 150 pounds per square inch gauge at Applicant's measuring station located at Masonite Corporation. With these pressures, it is estimated that the capacity of said Laurel Tap Line will be 28,000 Mcf per day. The maximum demand on this line during the 1945–46 season was 21,449 Mcf. Applicant estimates that the demands on this line during the 1946–47 season will be increased as follows:

	Mcf
Cities of Laurel and Ellisville	950
Masonite Corporation	5,600
Total	6,550

United Company in its application states there are no gas reserves located within the States of Alabama, Florida or Mississippi which are presently connected with its gas lines located within its so-called Jackson District Market area with the exception of the Jackson Field, near Jackson, Mississippi, in which the reserves have heretofore been substantially exhausted since the year 1939. Applicant has submitted with its application its gas purchase contract with Gulf Refining Company dated March 26, 1946, covering the purchase of natural gas produced in the Baxterville and Gwinville Fields in Mississippi. United Company estimates that the total natural-gas reserves in the Baxterville Field are approximately 171 billion cubic feet, and in the Gwinville Field approximately 1,177 billion cubic feet. Under its purchase contract with Gulf Refining Company, Applicant estimates there is available to it a reserve of approximately 80 billion cubic feet in the Baxterville Field and approximately 303 billion cubic feet in the Gwinville Field.

United Company estimates that the maximum daily delivery capacity of natural gas from the wells under its Gulf contract, in the said Baxterville Field proposed to be connected to its proposed 12¾" line will be approximately 75,000 Mcf, and it is estimated that said line will have a maximum daily delivery capacity of 51,000 Mcf. From the wells under the Gulf contract in the Gwinville Field, Applicant estimates that the maximum daily delivery capacity of natural gas will be approximately 63,000 Mcf, and it is estimated that the proposed 10¾" line to that field will have a maximum daily delivery capacity of approximately 74,000 Mcf.

The annual requirements of natural gas necessary to meet the demand in its Jackson District Market area, United Company says, increased from 15,170,000 Mcf in 1939 to 51,840,843 Mcf in 1945, with the following peak day delivery and peak day demands for that area for the years 1940 and 1945, as follows:

Year	Peak day demand	Peak day delivery
	Mcf	Mcf
1940	92,837	92,837
1945	234,396	180,858

Applicant in its application estimates its peak day demand in the 1946–47 season in its Jackson District Market area will be 265,896 Mcf.

The proposed connection of the Baxterville and Gwinville Fields with its transmission system, United Company says, will make available additional gas reserves to meet a portion of the present increased demands of its Jackson District Market area, and will also be of assistance in minimizing service interruptions due to failure of existing facilities.

The estimated over-all capital cost of the proposed facilities is $818,615. The proposed new line to the Gwinville Field, Applicant estimates, will cost $263,018, the line to the Baxterville Field $281,696, the addition of a 1,000 H. P. unit to the Hattiesburg compressor station $211,440, and the Laurel Loop line $62,461. The cost of these new facilities Applicant proposes to finance out of cash on hand. Applicant did not include in its application any estimates of the total revenues expected from the proposed new facilities to be constructed or any estimates as to total fixed charges or operating expenses.

United Gas Pipe Line Company in its application says that it does not propose to make any sales directly from the proposed facilities, other than such sales as may arise for farm tap service and such other sales as may be advisable in the future, and says that it does not contemplate making any change in present rates for gas sold from existing facilities as the result of the addition of the proposed new facilities.

Any interested State commission is requested to notify the Federal Power Commission whether the application should be considered under the cooperative provisions of Part 67 of the provisional rules of practice and regulations under the Natural Gas Act, and, if so, to advise the Federal Power Commission as to the nature of its interest in the matter and whether it desires a conference, the creation of a board, or a joint or concurrent hearing, together with the reasons for such request.

Any person desiring to be heard or to make any protest with reference to the application of United Gas Pipe Line Company should, on or before the 31st day of May 1946, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's provisional rules of practice and regulations under the Natural Gas Act.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-8212; Filed, May 15, 1946; 12:18 p. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 6219]

THOMAS A. LEDER

In re: Estate of Thomas A. Leder, a/k/a Thomas Anton Leder, deceased. File D-57-424; E. T. sec. 14295.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Mrs. Marie Schnell and Children, names unknown, of Mrs. Anna Schnell, and each of them, in and to the Estate of Thomas A. Leder, also known as Thomas Anton Leder, deceased, is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Roumania, namely,

Nationals and Last Known Address

Mrs. Marie Schnell, Roumania.
Children, names unknown, of Mrs. Anna Schnell, deceased, Roumania.

That such property is in the process of administration by Ed J. de Repentigny and J. A. Seaman, Executors of the Estate of Thomas A. Leder, acting under the judicial supervision of the Superior Court of the State of California, in and for the County of Contra Costa;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, (Roumania);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 25, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-8150; Filed, May 15, 1946; 10:26 a. m.]

[Vesting Number 6220]

WILLIAM F. THYBUSCH

In re: Estate of William F. Thybusch, also known as Wilhelm Fred Thybusch, deceased. File No. D–66–1766; E. T. sec. 10605.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of the children, names unknown, of William F. Thybusch, also known as Wilhelm Fred Thybusch, deceased, and each of them, in and to the estate of William F. Thybusch, also known as Wilhelm Fred Thybusch, deceased, is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

The children, names unknown, of William F. Thybusch, also known as Wilhelm Fred Thybusch, deceased, Germany.

That such property is in the process of administration by Janet C. Volk, Administratrix of the Estate of William F. Thybusch, also known as Wilhelm Fred Thybusch, deceased, acting under the judicial supervision of the Hudson County Orphans' Court, Jersey City, New Jersey;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 25, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-8151; Filed, May 15, 1946; 10:26 a. m.]

[Vesting Order 6221]

ADA M. VON MERENBERG

In re: Estate of Ada M. von Merenberg, deceased. File No. D–28–6632; E. T. sec. 4266.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Francis Moran Brambeer, Issue, names unknown, of Francis Moran Brambeer; Ada Ursula Brambeer, Issue, names unknown, of Ada Ursula Brambeer; Francis Moran Brambeer, Jr., Issue, names unknown, of Francis Moran Brambeer, Jr., Sarah D. Berenberg Gossler and George von Merenberg in and to the trust under Article "SECOND" of the Last Will and Testament and in and to the estate of Ada M. von Merenberg, deceased, is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Francis Moran Brambeer, Germany.
Issue, names unknown, of Francis Moran Brambeer, Germany.
Ada Ursula Brambeer, Germany.
Issue, names unknown, of Ada Ursula Brambeer, Germany.
Francis Moran Brambeer, Jr., Germany.
Issue, names unknown, of Francis Moran Brambeer, Jr., Germany.
Sarah D. Berenberg Gossler, Germany.
George von Merenberg, Germany.

That such property is in the process of administration by the Bank of New York, as Trustee and Executor of the Trust under the Will of Ada M. von Merenberg, deceased, and the Estate of Ada M. von Merenberg, deceased, acting under the judicial supervision of the Surrogate's Court of New York County;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 25, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-8152; Filed, May 15, 1946; 10:26 a. m.]

[Vesting Order 6238]

PAPIERFABRIK FLEISCHER ET AL.

In re: Bank accounts owned by Papierfabrik Fleischer and others.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. a. That each individual, whose name and last known address is set forth in Exhibit A, attached hereto and by reference made a part hereof, is a resident of Germany and a national of a designated enemy country (Germany), and

b. That each partnership, association, corporation or other organization, whose name and last known address is set forth in Exhibit A, attached hereto and by reference made a part hereof, is a partnership, association, corporation or other organization organized under the laws of Germany, or which has or, since the effective date of Executive Order No. 8389, as amended, has had its principal place of business in Germany and is a national of a designated enemy country (Germany);

2. That the property described as follows:

a. That certain debt or other obligation, owing to each individual, whose name is set forth in Exhibit A, attached hereto and by reference made a part hereof, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of the unclaimed dollar deposit accounts, entitled in the manner set forth in the aforementioned Exhibit A, and any and all rights to demand, enforce and collect the same, and

b. That certain debt or other obligation owing to each partnership, association, corporation or other organization, whose name is set forth in Exhibit A, attached hereto and by reference made a part hereof, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of the unclaimed dollar deposit accounts, entitled in the manner set forth in the aforementioned Exhibit A, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 2, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Name of owner and last known address and title of account

Papierfabrik Fleischer, Germany, Papierfabrik Fleischer.

Aktiengesellschaft fuer Feinmechanik, vormals Jetter & Scheerer, Tuttlingen, Germany, Akt. fur Feinmachinik.

Ala Anzeigen Aktiengesellschaft, Berlin, Germany, Ala Anzeigen Aktiengesellschaft.

Marcus Berle & Cie., Wiesbaden, Germany, Marcus Berle.

Brahm & Fischer, Hamburg, Germany, Brahm & Fischer.

C. Bromberg, Hamburg, Germany, C. Bromberg.

Carl L. Buckheim G. m. b. H., Plauen i. V., Germany, Carl L. Buckheim.

Carl Chambre Bankgeschaeft, Coblenz, Germany, Carl Chambre.

Wilhelm Cohn, Hamburg, Germany, Wm. Cohn, Seehandels Akt.

D. & J. de Neufville, Frankfurt, Germany, D. & J. de Neufville.

Philipp Deutsch, Nachfolger, Neustadt, Germany, Philipp Deutsch.

Richard Duisberg & Co., Postfach 354 Wuppertal-Barmen, Germany, Richard Duisberg & Co.

Jacobo Engel, Eisiebenerstrasse 16, Berlin W. 50, Germany, Jacob Engel.

Ferd. Esser & Co., Elberfeld, Germany, Ferdinand Esser.

M. B. Frank & Co., Hamburg, Germany, M. B. Frank & Co.

Hansa, Allgemeine Versicherungs, A. G. Germany, Hausa Allgemeine Versicherungs, S. A.

Karl Held, Erfurt, Germany, Karl Held.

Hemings & Co., Berlin, Germany, Hemings & Co.

Rose & Company, Wanne, Germany, Rose & Company.

Samson Bernhard Bank, Hamburg, Germany, Bernhard Samson.

Schulte & Brauer, Chemitz, Germany, Schulte & Brauer.

Herman Schultz, Dresden, Germany, Herman Schultz.

G. H. Kellers' Soehne, Stuttgart, Germany, G. H. Keller, Sohn.

M. J. Emden, Soehne, Export, Aktiengesellschaft, Hamburg, Germany, N. J. Emden, Sohn.

Baruch Strauss, Frankfurt, Germany, Baruch Strauss.

Hans Tietgen, Hamburg, Germany, Hans Tietjan.

H. Wiglow & Co., Berlin, Germany, H. Wiglow & Co.

Otto Wolff, Schliessfach 782, Cologne, Germany, Otto Wolff.

Schwarzburgische Landesbank, Germany, Schwarzburgische Landerbank.

Schleswig Holsteinische Bank, Altona, Germany, Scheswig Holsteinische Bank.

Gebr, Arnhold, Postfach 51, Berlin W. 8, Germany, Gebr. Arnhold.

Berliner Bank fuer Handel & Grundbesitz, A. G., Kaiser-Wilhelm Strasse 56, Berlin 2, Germany, Berliner Bank fur Handel & Gewerbe.

S. Bleichroeder, Behrenstrasse 63, Berlin W. 8, Germany, S. Bleichroder.

Credit Bank zu Hannover e. G. m. b. H., Berlin, Germany, Credit Bank.

Deutsche Girozentrale-Deutsche Kommunal Bank, Gertraudenstr. 18-10, Berlin C. 2, Germany, Deutsche Girozentrale.

Deutsche Litauische Bank fuer Handel & Industrie, A. G., Berlin, Germany, Deutsche Litauische Bank fuer Handel & Industrie A. G.

Handelsbank, A. G., Koenigstrasse 40, Berlin C. 2, Germany, Handelsbank, A. G.

Jarislowsky & Co. i. l. Bankgeschaeft, Berlin 1, Germany, Jarislowsky & Co.

Mendelssohn & Co., Berlin W. 8, Germany, Mendelsohn & Co.

Schimmelpfennig Bank Kom. Ges., Berlin, Germany, Schimmelpfennig Bank Kom. Ges.

Howard Wasserman, Berlin, Germany, H. E. Wasserman.

E. Heimann, Ring 33-34, Breslau 1, Germany, E. Heimann.

Bankverein Burkhardsdorf, Burkhardsdorf, Germany, Bankverein.

Bayer & Heinze Bankhaus, Horst Wessel Strasse 13 & 15, Chemnitz, Germany, Bayer & Heinze.

Handelsbank e. G. m. b. H., Horst Wessel Strasse 11, Chemnitz, Germany, Handelsbank.

J. Wichelhaus & Sohn A. G., 21 Alte Freiheit, Wuppertal-Elberfeld, Germany, J. Wichelhaus & Sohn.

J. Dreyfus & Co., Frankfurt a/M. 1, Germany, J. Dreyfus & Co.

Jacob Isaac Weiller Soehne, 18 Schillerstrasse, Frankfurt a. M., Germany, Jakob T. Weiler Sohne.

Hamburgische Landesbank-Girozentrale, Postfach 999, Hamburg, Germany, Hamburgische Landerbank.

Nordische Bank Sick & Co., Hamburg, Germany, Nordische Bank Sick & Co.

D. Samson, Hamburg, Germany, D. Samson.

Benedict Schoenfeld, Burchardstrasse 24, Hubertushaus, Hamburg 1, Germany, Benedict Schonfeld & Co.

Ludwig Tillmann, Hamburg, Germany, Ludwig Tillman.

Bank Altvater & Co. Kommanditgesellschaft, Filiale Kaiserslautern, Kaiserslautern, Germany, Bank Altvater & Co.

Kreditbank Kassel e. G. m. b. H., Spohrstrasse 7, Kassel, Germany, Kreditbank.

Kieler Bank, Kiel, Germany, Kieler Bank.

Bankhaus Epping & Co., Koenigsau, Lippstadt, Germany, Bankhaus Epping & Co.

Gewerbebank Laupheim e. G. m. b. H., Laupheim, Germany, Gewerbebank.

Kroch, Jr., Leipzig, Germany, Kroch, Jr.

Staedtische Sparkaase, Luedenscheidt, Germany, Stadtische Sparkasse.

Deutsche Bank-und Disconto-Gesellschaft, Filiale Elberfeld, Elberfeld, Germany, Bergische Bank.

Mainzer Volksbank e. G. m. b. H., Neubruhnenstrasse 2, Mainz, Germany, Mainzer Volksbank.

Credit Bank zu Hannover e. G. m. b. H., Menden, Germany, Credit Bank.

Bank fuer Mittelsachsen A. G., Markt 15, Mittweida, Germany, Bank fur Mittlesachsen.

Bank Rhenstrom Richard, Munich, Germany, Bank Rhenstrom Richard.

Bayerische Gemeindebank-Girozentrale, Oeffentliche Bankanstalt, Bruennerstr. 49, Munich, Germany, Bayerische Genleindebank.

J. L. Feuchtwanger Bankgeschaeft, Munich, Germany, I. L. Feuchtwanger.

Schneider & Muenzing, Munich, Germany, Schneider & Munzig.

Anton Kohn (in liquidation), Schliessfach 49, Nuernberg, Germany, Anton Kohn.

Bankhaus Friedrich Hengst & Co., Offenbach a/Main, Germany, Hengst & Co.

Landesbank Westsachsen Aktiengesellschaft, Plauen IV, Germany, Landesbank Westsachsen.

Gewerbebank, Obendorf, Germany, Gewerbebank.

Credit Bank, Recklinghausen, Germany, Credit Bank.

Gebr. Roechling Bank, Wilhelm Heinrich Strasse, Saarbruecken 1, Saar, Germany, Gebr. Rochling.

Wachenfeld Erben und von Dadelsen Kom. Ges. Bankgeschaeft, Schmalkalden, Germany, Wachenfelds Erlen & V. Dadelsen.

Schwaebische Bank, Aktiengesellschaft, 19A Salamanderbau, Stuttgart/Wuerttemberg Germany, Sigmund Weil.

Gewerbebank A. G. in Trier, Zweigniederlassung der Berliner fuer Handel und Grundbesitz A. G. zu Berlin, Trier, Germany, Gewerbebank.

[F. R. Doc. 46-8153; Filed, May 15, 1946; 10:26 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[Order 111 Under Order 375 Under 3 (b)]

HOMESPUN FRUIT PRODUCTS CO.

Order No. 111 under Order No. 375 of § 1499.3 (b) of the General Maximum Price Regulation. Homespun Fruit Products Company. Docket No. 6035.2-GMPR-ORD 375-408.

For the reasons set forth in an opinion issued simultaneously herewith, it is ordered:

Authorization of maximum prices governing sales of "Homespun fruit drink." (a) The maximum delivered prices for sales indicated below per case containing twelve (12) one-fifth gallon bottles of "Homespun Fruit Drink" a beverage having four flavors, namely: lemon-lime, mixed fruit, grape and orange, manufactured by Homespun Fruit Products Company, 4743 Brooklyn Avenue, Los Angeles 22, California, in accordance with statements submitted in its price application shall be as follows:

Sales by—	To—	Maximum delivered price
Homespun fruit products Co.	Wholesalers, wagon wholesalers, chain stores and cooperatives.	[1] $2.04
Wholesalers and wagon wholesalers.	Independent retailers.	[1] 2.46
Chain stores, cooperatives and independent retailers.	Consumers	[2] .31 [1] 3.72

[1] Per case.
[2] Per bottle.

(b) F. o. b. plant maximum prices may be determined by deducting $0.10 (freight charge) from the above delivered maximum prices.

(c) The prices established in this order are the highest prices for which "Homespun Fruit Drink" may be sold by the respective sellers. All sellers on sales of this item shall reduce the above appropriate maximum prices by applying discounts, allowances and price differentials which have been customarily applied on sales of other comparable beverages. In the application of any customary differential, the specific maximum prices established by this order must not be exceeded.

(d) Homespun Fruit Products Company shall mail or otherwise supply to its purchasers at the time of or prior to the first delivery to such purchasers the following notice:

The Office of Price Administration has authorized us to sell our "Homespun Fruit Drink" to wholesalers, wagon wholesalers, chain stores and cooperatives at a maximum delivered price of $2.04 per case containing twelve one-fifth gallon bottles. The maximum delivered price for wholesalers and wagon wholesalers as authorized, on sales of the same item to independent retailers, is $2.46 per case containing twelve one-fifth gallon bottle, each. The maximum delivered price for chain stores, cooperatives and independent retailers on sales of the same item to ultimate consumers is $0.31 per bottle or $3.72 per case containing twelve one-fifth gallon bottles, each. F. o. b. plant maximum prices are determined by deducting $0.10 freight charge from the above maximum prices of each case. On sales of this item all sellers are required to reduce their maximum prices by applying their customary discounts, allowances and price differentials which have been applied to sales of comparable beverages.

(e) Homespun Fruit Products Company for a period of at least sixty days shall place in or on each case distributed through a wholesaler or wagon wholesaler a notice as follows:

The Office of Price Administration authorized wholesalers and wagon wholesalers to sell to independent retailers "Homespun Fruit Drink" at a maximum delivered price of $2.46 per case containing twelve one-fifth gallon bottles. Retailers are authorized to sell this item to consumers at the following maximum prices: $0.31 per bottle; $3.72 per case.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective May 16, 1946.

NOTE: This action has the prior written approval of the Secretary of Agriculture (10 F.R. 8419, 9419, 10961, 12305).

Issued this 15th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8174; Filed, May 15, 1946; 11:38 a. m.]

[Rev. SO 119, Order 203]

MARKEL ELECTRIC PRODUCTS, INC.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 203 under Revised Supplementary Order No. 119. Docket No. 6123-SO 119-54. Adjustment of maximum prices for sales of electric lighting fixtures and electric wall heaters manufactured by Markel Electric Products, Incorporated of Buffalo, New York.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 13 of Revised Supplementary Order No. 119, it is ordered:

(a) *Maximum prices for Markel Electric Products, Incorporated, of Buffalo, N. Y.* (1) The above manufacturer may determine his maximum prices for his line of products by increasing by the following percentages his prices on these items in effect on October 1, 1941 to each class of purchaser: Electric lighting fixtures—18.9 percent and electric wall heaters—19.6 percent.

(2) Since the provisions of this order are not intended to reduce properly established maximum prices, the manufacturer may continue to use as his maximum prices to each class of purchaser his properly established prices in effect under Maximum Price Regulation No. 591 in the event that such prices exceed the prices in effect to each class of purchaser on October 1, 1941 plus the increase provided for in (1) above.

(3) The maximum prices set forth above shall be subject to discounts and allowances including transportation allowances and price differentials which are at least as favorable as those the manufacturer extended or rendered or would have extended or rendered to each class of purchaser on commodities in the same general category during March 1942.

(b) *Resellers' maximum prices.* All resellers of the commodities covered by this order (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their presently established maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted the manufacturer by this order.

(c) *Notification to all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment granted by this order is put into effect:

Order No. 203 under Revised Supplementary Order No. 119 authorizes the following percentage increases in October 1, 1941, net prices for sales of these products manufactured by this company: electric lighting fixtures 18.9 percent and electric wall heaters 19.6 percent.

Resellers (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their existing maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted by Order No. 203.

(d) All prayers for relief not granted herein are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective May 16, 1946.

Issued this 15th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8197; Filed, May 15, 1946; 11:32 a. m.]

[Rev. SO 119, Order 204]

ALUMINUM COOKING UTENSIL CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* The Aluminum Cooking Utensil Company of New Kensington, Pennsylvania may sell and deliver the articles of commercial, industrial, institutional and clinical aluminum cooking utensils which it manufactures at prices computed as follows:

(1) For an article in its line during July 1940, the highest price charged during that month to each class of purchaser plus an adjusted charge of no more than 8 percent of each such price.

(2) For an article not in its line during July 1940, but which has a properly established ceiling price, the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) plus an adjustment charge equal to the percentage of that price determined in accordance with "Note 3" in section 8 of Revised Supplementary Order No. 119.

(3) The manufacturer's price computed in accordance with this order is his new ceiling price if it is higher than the previously established ceiling price, including all increases and adjustments otherwise authorized for his individually or for his industry.

(b) *Reseller's ceiling prices.* A reseller who had a properly established maximum price in effect before this order was issued for an article covered by this order may add to that maximum price an adjustment charged in the same dollar-and-cents amount as the adjustment charge authorized by this order for, and which he has paid to, his supplier.

If the reseller did not have a properly established maximum price for the article in effect before this order was issued, he shall first determine a maximum price (exclusive of adjustment charges) and to that price he may add an adjustment charge in the same dollar-and-cents amount as the adjustment authorized by this order for, and which he has paid to, his supplier. To find his maximum price (exclusive of adjustment charges) for this purpose, the reseller shall add to his invoice cost, less the adjustment charge stated on that invoice, the same percentage mark-up which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose, the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles which, according to customary trade practices, an approximately uniform percentage mark-up is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1946, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

If the maximum resale price (exclusive of adjustment charges) cannot be determined under the above method, the reseller shall apply to the Office of Price Administration for the establishment of such a maximum price under § 1499.3 (c) of the General Maximum Price Regulation.

(c) *Statement of adjusted charges.* On all sales except to ultimate consumers, the adjustment charges may be made and collected only if they are separately stated on each invoice.

(d) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in effect during March 1942, or thereafter properly established under OPA regulations.

(e) *Notification.* At the time of, or prior to, the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the methods established in paragraph (b) of this order for determining adjusted maximum prices for resales of the articles. This notice may be given in any convenient form.

(f) All requests for adjustments of maximum prices not specifically granted by this order are hereby denied.

(g) The provisions of Supplementary Order No. 153 shall not apply to maximum prices for the sales of any article covered by this order.

(h) This order may be revoked or amended by the Price Administrator at any time.

(i) This order shall become effective on the 16th day of May 1946.

Issued this 15th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8198; Filed, May 15, 1946; 11:28 a. m.]

[Rev. SO 119, Order 205]

WEST BRANCH NOVELTY CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* West Branch Novelty Company, 201 Arch Street, Milton, Pa. may compute its adjusted ceiling prices for all articles of wood furniture in its line of cedar chests which it manufactures, as follows:

(1) For an article in its line during October 1941, the adjusted ceiling price is the highest price charged during that month to each class of purchaser increased by 15 per cent.

(2) For an article not in its line during October 1941, but which has a properly established ceiling price, in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by the percentage determined in accordance with "Note 3" in section 8 of Revised Supplementary Order No. 119.

(3) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188; and prices so fixed may not be increased under this order.

(4) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) *Resellers' ceiling prices.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

(1) A retailer who must determine his ceiling price under Maximum Price Regulation No. 580 and a wholesaler who must determine his ceiling price under Maximum Price Regulation No. 590, shall compute their ceiling prices in the manner provided by those regulations. However, if the supplier's invoice states both an "unadjusted maximum price" and a selling price, the reseller shall compute his ceiling prices under those regulations as they have been modified by Order No. 4800 under § 1499.159b of Maximum Price Regulation No. 188.

(2) A reseller who determines his maximum resale price under the General Maximum Price Regulation, and whose supplier's invoice states both an "unadjusted maximum price" and a selling price, shall compute his ceiling prices under that regulation as modified by Order No. 4800 under § 1499.159b of Maximum Price Regulation No. 188.

If his supplier's invoice does not state an "unadjusted maximum price" the reseller shall calculate his ceiling price by adding to his invoice cost the same percentage mark-up which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose, the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of article to which, according to customary trade practices, an approximately uniform percentage mark-up is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620–759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method, the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(3) The provisions of Supplementary Order No. 153 shall not apply to the determination of ceiling prices for resales of articles covered by this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in effect during March 1942, or thereafter, properly established under OPA regulations.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles. This notice may be given in any convenient form.

(e) All requests for adjustment of maximum prices not specifically granted by this order are hereby denied.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 16, 1946.

Issued this 15th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–8199; Filed, May 15, 1946; 11:20 a. m.]

[Rev. SO 119, Order 206]

AMERICAN FIXTURE AND MFG. CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* American Fixture and Mfg. Co., 2300 Locust Boulevard, St. Louis, Mo. may compute its adjusted ceiling prices for all articles of metal household furniture which it manufactures, as follows:

(1) For an article in its line during October 1941, the adjusted ceiling price is the highest price charged during that month to each class of purchaser increased by 19.3 percent.

(2) For an article not in its line during October 1941, but which has a properly established ceiling price, in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by the percentage determined in accordance with "Note 3" in section 8 of Revised Supplementary Order No. 119.

(3) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188; and prices so fixed may not be increased under this order.

(4) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) *Resellers' ceiling prices.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

(1) A retailer who must determine his ceiling price under Maximum Price Regulation No. 580, and a wholesaler who must determine his ceiling price under Maximum Price Regulation No. 590, shall compute their ceiling prices in the manner provided by these regulations. However, if the supplier's invoice states both an "unadjusted maximum price" and a selling price, the reseller shall compute his ceiling prices under these regulations as they have been modified by Order No. 8 under § 1499.159c of Maximum Price Regulation No. 188.

(2) A reseller who determines his maximum resale prices under the General Maximum Price Regulation, and whose supplier's invoice states both an "unadjusted maximum price" and a selling price, shall compute his ceiling prices under that regulation as modified by Order No. 8 under § 1499.159c of Maximum Price Regulation No. 188.

If his supplier's invoice does not state an "unadjusted maximum price", the reseller shall calculate his ceiling price by adding to his invoice cost the same percentage mark-up which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose, the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of article to which, according to customary trade practices, an approximately uniform percentage mark-up is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620–759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method, the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(3) The provisions of Supplementary Order No. 153 shall not apply to the determination of ceiling prices for resales of articles covered by this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in effect during March 1942, or thereafter, properly established under OPA regulations.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles. This notice may be given in any convenient form.

(e) All requests for adjustment of maximum prices not specifically granted by this order are hereby denied.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective May 16, 1946.

Issued this 15th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–8200; Filed, May 15, 1946; 11:39 a. m.]

[Rev. SO 119, Order 207]

NAXON UTILITIES CORP.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 14, 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* Naxon Utilities Corporation, 2101 W. Walnut Street, Chicago 12, Illinois, may increase its maximum prices in effect during October 1941 for its sales of Model S–138 Wash Wringer by no more than 30.8 percent.

(b) *Maximum prices of purchasers for resale.* A seller shall calculate his maximum price by adding to his invoice cost the same percentage mark-up which he has on the "most comparable article" for which he has a properly established maximum price. For this purpose the "most comparable article" is the one which meets all of the following tests:

(1) It belongs to the narrowest trade category which includes the article being priced.

(2) Both it and the article being priced were purchased from the same class of supplier.

(3) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage mark-up is applied.

(4) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620–759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

The provisions of Supplementary Order No. 153 shall not apply to resale prices of articles covered by this order.

(c) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's terms, discounts, allowances and other price differentials in effect during March 1942, or which have been properly established under the applicable OPA regulation.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale, showing a price adjusted in accordance with the terms of this order, the seller shall notify the purchaser in writing of the methods established in paragraph (b) of this order for determining adjusted maximum prices for resales of the articles covered by this order. This notice may be given in any convenient form.

(e) *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

(f) *Effective date.* This order shall become effective on the 16th day of May 1946.

Issued this 15th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–8201; Filed, May 15, 1946; 11:39 a. m.]

[Rev. SO 119, Order 208]

UNIVERSAL SLIDE FASTENER CO., INC.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* Universal Slide Fastener Company, Inc., 43–01–22nd Street, Long Island City, N. Y., may compute its adjusted ceiling prices for all articles in its product line of slide fasteners which it manufactures, as follows:

(1) For an article in its line during October 1941, the adjusted ceiling price is the highest price charged during that month to each class of purchaser increased by 24 percent.

(2) For an article not in its line during October 1941, but which has a properly established ceiling price, in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by the percentage determined in accordance with "Note 3" in section 8 of Revised Supplementary Order No. 119.

(3) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188; and prices so fixed may not be increased under this order.

(4) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) *Reseller's ceiling prices.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows: A reseller shall calculate his ceiling price by adding to his invoice cost the same percentage mark-up which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is one which meets all the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of article to which, according to customary trade practices, an approximately uniform percentage mark-up is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced. The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620–750 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method, the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) The word "resellers" as used in this order shall apply only to those purchasers for resale of the articles covered by this order who purchase such articles from their suppliers in substantially the same form as such articles were manufactured; and who resell same in substantially that form. This order shall apply only to such resellers and to no others.

(d) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in effect during March 1942, or thereafter, properly established under OPA regulations.

(e) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method estbalished in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles. This notice may be given in any convenient form. Such notice need be given only to those purchasers for resale who are included in paragraph (c) of this order.

(f) All requests for adjustment of maximum prices not specifically granted by this order are hereby denied.

(g) The provisions of Supplementary Order No. 153 shall not apply to the max-

imum prices for sales of any of the articles covered by this order.

(h) This order may be revoked or amended by the Price Administrator at any time.

(i) This order shall become effective May 15, 1946.

Issued this 15th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8202; Filed, May 15, 1946; 11:37 a. m.]

[Rev. SO 119, Order 209]

STRAUSS FASTENERS, INC.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* Strauss Fasteners, Inc., 154 West 14th Street, New York 11, N. Y., may compute its adjusted ceiling prices for all articles in its product line of slide fasteners, which it manufactures, as follows:

(1) For an article in its line during October 1941, the adjusted ceiling price is the highest price charged during that month to each class of purchaser increased by 13 per cent.

(2) For an article not in its line during October 1941, but which has a properly established ceiling price, in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by the percentage determined in accordance with "Note 3" in section 8 of Revised Supplementary Order No. 119.

(3) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188; and prices so fixed may not be increased under this order.

(4) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) *Reseller's ceiling prices.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows: A reseller shall calculate his ceiling price by adding to his invoice cost the same percentage mark-up which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is one which meets all the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of article to which, according to customary trade practices, an approximately uniform percentage is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced. The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method, the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) The word "resellers" as used in this order shall apply only to those purchasers for resale of the articles covered by this order who purchase such articles from their suppliers in substantially the same form as such articles were manufactured; and who resell same in substantially that form. This order shall apply only to such resellers and to no others.

(d) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in effect during March 1942, or thereafter, properly established under OPA regulations.

(e) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles. This notice may be given in any convenient form. Such notice need be given only to those purchasers for resale who are included in paragraph (c) of this order.

(f) All requests for adjustment of maximum prices not specifically granted by this order are hereby denied.

(g) The provisions of Supplementary Order No. 153 shall not apply to the maximum prices for sales of any of the articles covered by this order.

(h) This order may be revoked or amended by the Price Administrator at any time.

(i) This order shall become effective May 15, 1946.

Issued this 15th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8203; Filed, May 15, 1946; 11:37 a. m.]

[SO 142, Amdt. 1 to Order 45]

SMITH, DRUM AND CO.

ADJUSTMENT OF MAXIMUM PRICES

Amendment No. 1 to Order No. 45 under Supplementary Order No. 142, adjustment provisions for sales of industrial machinery and equipment. Smith, Drum and Company. Docket No. 6083-136-21-496 and 6083-SO142-581-3.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 2 of Supplementary Order 142, *It is ordered:*

(a) Paragraph (a) of Order No. 45, issued March 12, 1946, and effective as of March 13, 1946, is hereby amended to read as follows:

(a) The maximum prices for sales by the manufacturer, Smith, Drum and Company of 432 West Alleghany Avenue, Philadelphia 33, Pennsylvania, of all its products and industrial services which are covered by any of the regulations listed in Supplementary Order 142, shall be determined as follows: The maximum prices for any of the above described products and services having a base date price shall be the applicable base date price increased by 9.7% of that price.

This order shall become effective March 13, 1946.

Issued this 15th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8204; Filed, May 15, 1946, 11:29 a. m.]

[SO 142, Amdt. 1 to Order 67]

MONOWATT ELECTRIC CORP.

ADJUSTMENT OF MAXIMUM PRICES

Amendment 1 to Order No. 67 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. Monowatt Electric Corporation. Docket No. 6083-SO 142-136-243 and 6083-SO 142-82-11.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 2 of Supplementary Order No. 142, *It is ordered:*

Order No. 67, issued April 2, 1946, to the Monowatt Electric Corporation, Providence, Rhode Island, is hereby amended to read as follows:

(a) For sales of all products for which the Monowatt Electric Corporation has no base date prices, the Monowatt Electric Corporation shall compute its maximum prices as follows:

(1) It shall compute prices by use of the price determining method in the manner established by the applicable regulation with the following exceptions:

(i) It must use its October 1, 1941, cost for materials, purchase parts and subassemblies. If the Monowatt Electric Corporation cannot determine its October 1, 1941, costs, it shall then use the October 1, 1941, costs to a purchaser of its same class in the same locality.

(ii) It must use the labor rates in effect on October 1, 1941.

(iii) It must apply a factor for overhead which bears the same relation to the direct cost which the profit and loss statement for the year 1941 of its division manufacturing the product shows overhead bore to direct cost.

(iv) It must apply a factor for selling and administrative expense which bears the same relation to sales which the profit and loss statement for the year 1941 of its division manufacturing the product shows selling and administrative expense bore to sales.

(v) It must apply a factor for profit which is no greater than the factor for the 1941 profit and loss statement of its division manufacturing the product shows as the percentage profit to sales.

(2) The Monowatt Electric Corporation, Providence, Rhode Island, shall increase the price computed under paragraph (1) above by ten per cent.

(3) If the Monowatt Electric Corporation is unable to compute a maximum price for any product as provided in the preceding paragraphs (1) and (2), the maximum price for the product shall be established under the applicable regulation without any adjustment provided by this order.

(b) The maximum prices of all products for which the Monowatt Electric Corporation, Providence, Rhode Island, received approval by the OPA under Maximum Price Regulation 82 and Revised Maximum Price Regulation 136, shall be those maximum prices increased by 10 per cent.

(c) The maximum prices of all resellers of the following products manufactured by the Monowatt Electric Corporation, Providence, Rhode Island, shall be the prices in effect just prior to the issuance of this order, increased by ten per cent, but in no case shall such reseller's prices exceed the prices in the column below headed "Maximum Retail Prices".

ATTACHMENT CAPS AND PLUG BODY

Catalog No.	Description	Maximum retail price
	MONOLITE ATTACHMENT CAPS	
116	Grip cap round—brown	$0.06
116 I	Grip cap round—ivory	.07
122	Grip cap flat—brown	.06
121	Cap round—brown	.05
	BUNA ATTACHMENT CAP	
1131 3	Cap round—black	.09
	MONOLITE PLUG BODY	
408	Plug body—brown	.06

WALL OUTLETS

	MONOLITE FLUSH OUTLETS	
154	Double with wall plate—brown	$0.20
155	Quintet with wall plate—brown	.26
158	Double with T slots—brown	.20
158 I	Double with T slots—ivory	.26
1202 1	Double with plaster bars—brown	.20
1202 2	Double with plaster bars—ivory	.24
9119	Double with T slots on 3¼"-4" cover—black	.24
9122	Double with T slots and plaster ears—brown	.36
9122 I	Double with T slots and plaster ears—ivory	.44
	MONOLITE SURFACE OUTLETS	
165	Single—brown	.11
165 I	Single—ivory	.11
167	Double—brown	.14
167 I	Double—ivory	.19

WALL AND OTHER SWITCHES

	MONOLITE FLUSH TOGGLE SWITCHES	
464	Single-pole T rated—brown	$0.27
464 I	Single-pole T rated—ivory	.31
467	Three-way T rated—brown	.44
467 I	Three-way T rated—ivory	.48
474	Single-pole top wired T rated with plaster ears—brown	.40
474 I	Single-pole top wired T rated with plaster ears—ivory	.51
477	Three-way top wired T rated with plaster ears—brown	.65
477 I	Three-way top wired T rated with plaster ears—ivory	.76
1302 1	Single-pole with plaster ears—brown	.21
1302 2	Single-pole with plaster ears—ivory	.24
1304 1	Three-way with plaster ears—brown	.28
1304 2	Three-way with plaster ears—ivory	.31
1342 3	Single-pole T rated on 3¼"-4" cover—black	.38
1344 3	Three-way T rated on 3¼"-4" cover—black	.56
485	Single-pole—brown	.20
9487	Three-way—brown	.26
	OTHER SWITCHES	
1351 2	Feed through switch—ivory	.31

WALL PLATES

	SINGLE GANG MIRROR WALL PLATES	
700	Toggle switch	$0.28
701	Push button	.28
702	Single outlet	.28
703	Double outlet	.28
	DOUBLE GANG MIRROR WALL PLATES	
704	Toggle switch	.55
705	Push button	.55
	SINGLE GANG MONOLITE WALL PLATES	
1100 N	Push button—brown	.09
1100 I	Push button—ivory	.13
1101 N	Toggle switch—brown	.09
1101 I	Toggle switch—ivory	.13
1102 N	Single outlet—brown	.09
1102 I	Single outlet—ivory	.13
1103 N	Double outlet—brown	.09
1103 I	Double outlet—ivory	.13

LAMPHOLDER SOCKETS

	PULL CHAIN SOCKETS	
138	250-watt with ½" nozzle cap and 2 outlets—brown	$0.28
1501 5	660-watt with ½" nozzle cap—nickel	.35
1503 5	660-watt with pendent cap—nickel	.35
1505 5	660-watt with side outlet cap—nickel	.35
	PUSH THRU SOCKETS	.31
1531 5	660-watt with ½" nozzle cap—nickel	.31
1535 5	660-watt with side outlet cap—nickel	.31
	KEY SOCKETS	
9247	250-watt with ½" nozzle cap—nickel	.24
	MISCELLANEOUS SOCKETS	
43310	660-watt bakelite weatherproof socket with 6" No. 14 stranded rubber covered leads	.17

LAMPHOLDER RECEPTACLES

	MONOLITE PULL CHAIN RECEPTACLES	
1612 1	250-watt with 2 outlets on 3¼"-4" cover—brown	$0.41
	MONOLITE CLEAT RECEPTACLES	
9715	Pony cleat receptacle open terminals—brown	.11
50721	Pony cleat receptacle concealed terminals—brown	.14

LAMPHOLDER RECEPTACLES—Continued

	MONOLITE MULTIPLE TAPS	
127	Cube tap with reverse prongs—brown	$0.11
127 I	Cube tap with reverse prongs—ivory	.13
168	Service block—brown	.12
1721 2	Triple outlet table tap—ivory	.18
175	Triple tap with prongs—brown	.13
175 I	Triple tap with prongs—ivory	.17
185	Triple outlet table tap—brown	.20
187	Cube tap with reversed hold-tite prongs—brown	.12
	MONOLITE MULTIPLE LAMPHOLDER SOCKETS	
61	Edison socket adapter—brown	.13
128	Twin light—brown	.13
137	Kitchen current tap—pull chain control—brown	.29
141	Kitchen current tap—brown	.13
142	Offset double light—brown	.13

HEATER CONNECTORS

	MONOLITE HEATER CONNECTORS	
48	Miniature ½" terminal spacing—black	$0.10
1802 3	Grip plug—switchless—w/rubber sleeve	.16
*1806 3	Screwless high heat resisting plug w/rubber sleeve—switchless	.20
1828 3	Screwless 1,000-watt switch plug w/rubber sleeve	.31

EXTENSION CORD SETS

	SERVICE BLOCK EXTENSION CORD SETS	
CN 8	8 ft. No. 18 POSJ buna cord with service block and cap—brown	$0.44
CN 12	12 ft. No. 18 POSJ buna cord with service block and cap—brown	.55
CN 16	16 ft. No. 18 POSJ buna cord with service block and cap—brown	.66
	TABLE TAP EXTENSION CORD SETS	
TN 8	8 ft. No. 18 POSJ buna cord with 2 outlet table tap and cap—brown	.43
TN 12	12 ft. No. 18 POSJ buna cord with 2 outlet table tap and cap—brown	.54
WN 8	8 ft. No. 18 POSJ buna cord with 3 outlet table tap and cap—brown	.48
WN 12	12 ft. No. 18 POSJ buna cord with 3 outlet table tap and cap—brown	.59
	UTILITY CORD SETS	
RN 8	8 ft. No. 18 POSJ buna cord with stripped conductors and cap—brown	.33
RN 12	12 ft. No. 18 POSJ buna cord with stripped conductors and cap—brown	.45
	660 WATT BRASS SOCKET EXTENSION CORD SETS	
2042	8 ft. No. 18 POSJ buna cord with push through pendent cap socket and cap	.75
2044	12 ft. No. 18 POSJ buna cord with push through pendent cap socket and cap	.87
2046	16 ft. No. 18 POSJ buna cord with push through pendent cap socket and cap	.99
2056	8 ft. No. 18 POSJ buna cord with push through side outlet socket and cap	.83
2060	8 ft. No. 18 POSJ buna bed lamp cord set push through socket with special bushing and cap	.87
2064	8 ft. No. 18 POSJ buna cord with pull chain side outlet socket and cap	.85
2068	8 ft. No. 18 POSJ buna bed lamp cord set pull chain socket with special bushing and cap	.90

FUSES

	TRANSPARENT TOP FUSE PLUG	
350	15-20-25-30 amp	$0.06
351	Cartridge 6-10-15-20-25-30 amp	.07

BELL, BUZZER AND CHIME MATERIAL

Catalog No.	Description	Maximum retail price
405	Monolite push button 1¾ square	$0.13
1150	Bell ringing transformer 60 cycle	.66

NIGHT LIGHTS

63 I	Monolite Glo-Nite Lite with turn switch and 7 watt bulb, brown base with ivory shade—ivory.	$0.35

TAPE

15 No. 4	Friction tape	$0.15
15 No. 8	Friction tape	.30
16 No. 3	Rubber tape	.14
16 No. 8	Rubber tape	.34

MISCELLANEOUS DEVICES

3	Linen cord four feet length—white	$0.08
39	Push tite cord clips—brown or ivory.	.07
41	¾" insulated staples—brown, galv. or ivory.	.06
333	Wire connectors	.13
445	6" pull chain with molded luminous locater.	.13
506	Socket bushing for bed lamps	.05
1059	Cone shade, 10-inch	.31

(d) All requests not granted herein are denied.

(e) This amendment No. 1 to Order No. 67 may be revoked or amended by the Price Administrator at any time.

This amendment shall become effective May 16, 1946.

Issued this 15th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8205; Filed, May 15, 1946; 11:36 a. m.]

[SO 142, Order 108]

SOLA ELECTRIC CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 108 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. Sola Electric Company. Docket No. 6083-SO 142-136-455.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142, *It is ordered:*

(a) The Sola Electric Company, Chicago, Illinois, shall compute maximum prices for sales of all its products manufactured by its Specialty Transformer Division under the provisions of section (b) (1) of Order No. 572 under Revised Maximum Price Regulation No. 136 substituting the figure 30.7% for the percentage applicable to the part being priced which is set forth in that section.

(b) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the same percentage by which his net invoiced cost has been increased by reason of this order.

(c) The Sola Electric Company shall notify each purchaser, who buys the products listed in paragraph (a) above for resale of the percentage amount by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington 25, D. C.

(d) All requests not granted herein are denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 16, 1946.

Issued this 15th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8206; Filed, May 15, 1946; 11:36 a. m.]

[SO 142, Order 109]

AMERICAN PULLEY CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 109 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. American Pulley Company. Docket No. 6083-SO 142-136-281.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 2 of Supplementary Order No. 142; *It is ordered:*

(a) The maximum prices for sales by the manufacturer, American Pulley Company, Philadelphia, Pennsylvania, of all its products, except those products designated below, which are covered by any of the regulations listed in Supplementary Order No. 142, shall be determined by increasing by 8.9% the maximum prices for these products in effect just prior to April 19, 1946.

(b) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net price he had in effect to a purchaser of the same class, just prior to the issuance of this order, the amount in percent, by which his net invoiced cost has been increased, due to the adjustment granted the manufacturer by this order.

(c) The American Pulley Company shall notify each purchaser who buys power transmission equipment and pressed metal specialties for resale, of the amount, in percent, by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington 25, D. C.

(d) For sales of any of the products listed below, delivered by the American Pulley Company, Philadelphia, Pennsylvania, to any purchasers after (March 11, 1946), the American Pulley Company may collect up to but not in excess of the price which the purchaser specifically contracted to pay.

Products

1. Hand trucks.
2. Barrel crandles.
3. Wheels for trucks.
4. Car pulleys.

(e) All requests not granted herein are denied.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 16, 1946.

Issued this 15th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8207; Filed, May 15, 1946; 11:35 a. m.]

[SO 148, Order 7]

LIVINGSTON AND CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 5 of Supplementary Order No. 148; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles of metal household furniture manufactured by Livingston and Company, Luzerne at D Street, Philadelphia 24, Pa.

(1) For all sales and deliveries of the following articles by the manufacturer to the class of purchaser specified below, the adjusted maximum prices are as follows:

Article	Model No.	Adjusted maximum price to retailers
Wall cabinet	R18-H R24-H R30-H	$4 [illegible] 4 [illegible] 5 [illegible]

[1] That class of retailers to which the manufacturer customarily made sales in largest volume.

(2) For sales and deliveries by the manufacturer to all other classes of purchasers the maximum prices are the adjusted maximum prices set forth in paragraph (a) (1), adjusted to reflect the manufacturer's customary differentials for sales to those other classes of purchasers.

(b) Resellers of articles which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

(1) A retailer who must determine his ceiling price under Maximum Price Regulation No. 580 and a wholesaler who must determine his ceiling prices under Maximum Price Regulation No. 590 shall compute their ceiling prices in the manner provided by those regulations. However, if the supplier's invoice states both an "unadjusted maximum price" and a ceiling price, the reseller shall compute his ceiling prices under those regulations as they have been modified by Order No. 8 under § 1499.159e of Maximum Price Regulation No. 188.

(2) A reseller who determines his maximum resale price under the General Maximum Price Regulation, and whose supplier's invoice states both an "unadjusted maximum price" and a selling price, shall compute his ceiling prices under that regulation as modified by Order No. 8 under § 1499.159e of Maximum Price Regulation No. 188.

If his supplier's invoice does not state an "unadjusted maximum price", the reseller shall calculate his ceiling price by adding to his invoice cost the same percentage markup which he had on the "most comparable article" for which he has a properly established ceiling price. For this purpose, the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of article to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method, the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(3) The provisions of Supplementary Order No. 153 shall not apply to the determination of ceiling prices for resales of articles covered by this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in effect during March 1942, or thereafter, properly established under OPA regulations.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles. This notice may be given in any convenient form.

(e) The manufacturer shall comply with the invoicing and reporting provisions of Order No. 8 under Maximum Price Regulation No. 188.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective on the 16th day of May 1946.

Issued this 15th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8208; Filed, May 15, 1946; 11:39 a. m.]

[MPR 64, Amdt. 3 to Order 175]

GENERAL MOTORS CORP.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register; and pursuant to sections 7 and 11 of Maximum Price Regulation No. 64, *It is ordered:* That Order No. 175 under sections 7 and 11 of Maximum Price Regulation No. 64, be and it hereby is, amended in the following respect:

1. Paragraph (a) (5) is amended to read as follows:

(5) The maximum prices for all sales to ultimate consumers include delivery, a one year warranty, and installation where the installation requires only that the range be connected to electric facilities provided by the consumer and such connection does not require any additional materials. If a range cord set (customarily referred to in the industry as a "pigtail") is required and is furnished by the retail dealer, he may add $3.50 to the OPA retail ceiling price of the range as set forth above. In all other respects these maximum prices are subject to each seller's customary terms, discounts, allowances, and other price differentials in effect on sales of similar articles.

2. Paragraph (b) is amended to read as follows:

(b) At the time of, or prior to, the first invoice to a purchaser for resale after the effective date of this order, the manufacturer, and each wholesale distributor, shall notify the purchaser of the maximum prices and conditions established by this order for resales by the purchaser. This notice may be given in any convenient form.

In addition, before delivering any range covered by this order to wholesale distributors or its factory branches, the manufacturer shall attach or cause to be attached to the outside oven door panel of each range, prior to its shipment to a retail dealer, a label which contains all of the following information:

1. The manufacturer.
2. The brand name and model number of the range.
3. The OPA retail ceiling price of the range in each zone.
4. A statement that the zone limits are on file with the Office of Price Administration.
5. A statement that the ceiling prices shown include the Federal excise tax, delivery, a one-year warranty and installation where the installation requires only that the range be connected to electric facilities to be provided by the purchaser and such connection does not require any additional materials.
6. A statement that if the installation requires the use of a range cord set (customarily referred to in the industry as a "pigtail") and a range cord set is furnished by the retail dealer, he may add $3.50 to the applicable OPA retail ceiling price of the range.
7. A statement of whether the sale to the retail dealer was made by a factory owned branch.

The label may not be removed until after the range has been sold to an ultimate consumer.

This amendment shall become effective as of the 24th day of April 1945.

Issued this 15th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8176; Filed, May 15, 1946; 11:35 a. m.]

[MPR 64, Order 296]

FLORENCE STOVE CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 11 of Maximum Price Regulation No. 64, *It is ordered:*

(a) This order establishes maximum prices for sales at retail of the six models of gas ranges listed below manufactured by the Florence Stove Company, 2207 West Station Street, Kankakee, Ill. For sales in each zone by retail dealers to ultimate consumers, the maximum prices including the Federal excise tax, but not including any state or local taxes imposed at the point of sale are those set forth below:

Model	Maximum prices for sales to ultimate consumers		
	Zone 1	Zone 2	Zone 3
	Each	*Each*	*Each*
C9131, C9136	$69.95	$70.75	$72.50
C9231, C9236	84.50	85.50	87.25
C9291, C9296	88.95	89.95	91.75
C9331, C9336	74.95	75.95	77.75
C6231, C6236	106.95	108.25	110.75
C7231, C7236	122.50	123.75	126.25

These prices include delivery and installation. If the retail dealer does not provide installation, he shall compute his maximum price by deducting $6.00 from the maximum price shown above for his sales on an installed basis. In all other respects these prices are subject to each seller's customary terms, discounts, allowances (other than trade-in allowances) and other price differentials in effect on sales of similar articles.

(b) The manufacturer shall, before delivering any range covered by this order, after the effective date thereof, attach securely to the inside oven door panel a label which plainly states the OPA retail ceiling prices established by this order for sales of the range to ultimate consumers in each zone together with a list of the states included in each zone. The label shall also state that the retail prices shown thereon include the

Federal excise tax, delivery and installation, and that if the seller does not provide installation, the maximum price is $6.00 less than the price shown on the label.

(c) For purposes of this order Zones 1, 2, and 3 comprise the following states:

Zone 1: Illinois, Wisconsin, Minnesota, Iowa, Missouri, Arkansas, Louisiana, Nebraska, Kansas, Oklahoma, Michigan, Indiana, Ohio, Kentucky Tennessee, Mississippi, Alabama, Georgia, North Carolina, South Carolina, Virginia, West Virginia, Delaware, Maryland, District of Columbia, Pennsylvania, New Jersey, New York, Rhode Island, Massachusetts, Connecticut, New Hampshire, and Vermont.

Zone 2: Florida, Maine, Texas, Colorado, Wyoming, North Dakota, South Dakota, and Montana.

Zone 3: Washington, Oregon, California, Idaho, Nevada, Utah, Arizona, and New Mexico.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 29th day of May 1946.

Issued this 15th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8177; Filed, May 15, 1946; 11:35 a. m.]

[MPR 64, Order 297]

COPPER-CLAD MALLEABLE RANGE CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 11 of Maximum Price Regulation No. 64, *It is ordered:*

(a) This order establishes maximum prices for sales at retail of the four models of gas combination ranges listed below manufactured by the Copper-Clad Malleable Range Company, Missouri Insurance Building, St. Louis 1, Mo. For sales in each zone by retail dealers to ultimate consumers, the maximum prices including the Federal excise tax but not including any state or local taxes imposed at the point of sale, are those set forth below:

Article and model	Maximum prices for sales to ultimate consumers			
	Zone 1	Zone 2	Zone 3	Zone 4
Coal and gas combination:	*Each*	*Each*	*Each*	*Each*
4121CGR	$234.50	$240.75	$246.50	$251.95
4122CGR	238.25	244.50	250.25	255.75
4123CGR	246.50	252.75	258.50	264.25
41232CGR	250.25	256.50	262.25	267.95

These prices include delivery and installation. If the retail dealer does not provide installation, he shall compute his maximum price by deducting $9.00 from the maximum price shown above for his sales on an installed basis. In all other respects these prices are subject to each seller's customary terms, discounts, allowances (other than trade-in allowances) and other price differentials in effect on sales of similar articles.

(b) The manufacturer shall, before delivering any range covered by this order, after the effective date thereof, attach securely to the inside oven door panel a label which plainly states the OPA retail ceiling prices established by this order for sales of the range to ultimate consumers in each zone, together with a list of the states included in each zone. The label shall also state that the retail prices shown thereon include the Federal excise tax, delivery and installation, and that if the seller does not provide installation the maximum price is $9.00 less than the price shown on the label.

(c) For purposes of this order Zones 1, 2, 3, and 4 comprise the following states:

Zone 1: Missouri, Illinois, and Indiana.

Zone 2: Minnesota, Wisconsin, Michigan, South Dakota, Nebraska, Iowa, Kansas, Oklahoma, Arkansas, Louisiana, Mississippi, Alabama, Tennessee, Kentucky, Ohio, Georgia, South Carolina, North Carolina, Virginia, West Virginia, Maryland, Delaware, New Jersey, Pennsylvania, New York, Connecticut, Rhode Island, Massachusetts, New Hampshire, Vermont, and the District of Columbia.

Zone 3: Florida, Maine, North Dakota, Montana, Wyoming, Utah, Colorado and Texas.

Zone 4: Washington, Oregon, Idaho, Nevada, California, Arizona, and New Mexico.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 29th day of May 1946.

Issued this 15th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8178; Filed, May 15, 1946; 11:35 a. m.]

[MPR 64, Order 298]

KEELEY STOVE CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 11 of Maximum Price Regulation No. 64; *It is ordered:*

(a) This order establishes maximum prices for sales at retail of the one model of gas range listed below manufactured by the Keeley Stove Company, Second & Maple Streets, Columbia, Pa. For sales in each zone by retail dealers to ultimate consumers, the maximum prices, including the Federal excise tax, but not including any state or local taxes imposed at the point of sale, are those set forth below:

Model	Maximum prices for sales to ultimate consumers			
	Zone 1	Zone 2	Zone 3	Zone 4
860 with timer	$111.26	$113.75	$117.75	$120.25

These prices include delivery and installation. If the retail dealer does not provide installation, he shall compute his maximum price by deducting $6.00 from the maximum price shown above for his sales on an installed basis. In all other respects these prices are subject to each seller's customary terms, discounts, allowances (other than trade-in allowances) and other price differentials in effect on sales of similar articles.

(b) The manufacturer shall, before delivering any range covered by this order, after the effective date thereof, attach securely to the inside oven door panel a label which plainly states the OPA retail maximum prices established by this order for sales of the range to ultimate consumers in each zone together with a list of the states included in each zone. The label shall also state that the retail prices shown thereon include the Federal excise tax, delivery and installation, and that if the seller does not provide installation, the maximum price is $6.00 less than the price shown on the label.

(c) For purposes of this order Zones 1, 2, 3 and 4 comprise the following states:

Zone 1: Pennsylvania, Maryland, Delaware, and the District of Columbia.

Zone 2: Maine, New Hampshire, Vermont, Massachusetts, Connecticut, Rhode Island, New York, New Jersey, Virginia, West Virginia, North Carolina, South Carolina, Georgia, Florida, Alabama, Mississippi, Louisiana, Tennessee, Missouri, Kentucky, Illinois, Indiana, Ohio, Michigan, Wisconsin, Iowa and Minnesota.

Zone 3: North Dakota, South Dakota, Wyoming, Nebraska, Colorado, Kansas, Oklahoma, Arkansas and Texas.

Zone 4: Washington, Idaho, Montana, Oregon, California, Nevada, Utah, Arizona and New Mexico.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 29th day of May 1946.

Issued this 15th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8179; Filed, May 15, 1946; 11:38 a. m.]

[MPR 64, Order 299]

WESTERN STOVE CO., INC.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 11 of Maximum Price Regulation No. 64, *It is ordered:*

(a) This order establishes maximum prices for sales at retail of the 13 models of gas ranges listed below manufactured by the Western Stove Company, Inc., 8536 Hays Street, Culver City, California. For sales in each zone by retail dealers to ultimate consumers the maximum prices, including the Federal excise tax, but not including any state or local taxes imposed at the point of sale are those set forth below:

Article and model	Maximum prices for sales to ultimate consumers			
	Zone 1	Zone 2	Zone 3	Zone 4
Gas range:	*Each*	*Each*	*Each*	*Each*
E-566	$198.75	$200.25	$202.25	$207.75
F-44	80.50	82.75	84.25	87.50
G-91	189.95	192.95	194.75	199.50
G-45-LM	164.50	166.95	168.50	172.50
J-45	143.50	145.95	147.25	150.95
J-45-L	148.95	151.50	152.95	156.75
JTS-45	166.25	168.95	170.50	174.50
JT-45	155.95	158.75	160.25	164.25
K-566	212.95	216.25	218.50	223.75
Bungalow range:				
K-44	168.50	171.25	173.25	177.50
K-44 with regulator	176.50	179.25	181.25	185.75
K-44-L with regulator	181.95	184.95	186.75	191.25
K-591	221.50	225.25	227.25	232.95

These prices include delivery and installation. If the retail dealer does not provide installation, he shall compute his maximum price by deducting $9.00 in the case of bungalow ranges and $6.00 in the case of gas ranges not of the bungalow type from the maximum price shown above for his sales on an installed basis. In all other respects these prices are subject to each seller's customary terms, discounts, allowances (other than trade-in allowances) and other price differentials in effect on sales of similar articles.

(b) The manufacturer shall, before delivering any range covered by this order, after the effective date thereof, attach securely to the inside oven door panel a label which plainly states the OPA maximum prices established by this order for sales of the range to ultimate consumers in each zone together with a list of the areas included in each zone. The label shall also state that the retail prices shown thereon include the Federal excise tax, delivery and installation, and that if the seller does not provide installation, the maximum price in the case of bungalow ranges is $9.00 less than the price shown on the label and in the case of gas ranges not of the bungalow type is $6.00 less than the price shown on the label.

(c) For purposes of this order Zones 1, 2, 3, and 4 comprise the following areas:

Zone 1: The following counties in the southern part of California: Kern, Santa Barbara, Los Angeles, Ventura, Orange, Riverside, San Diego and Imperial.

Zone 2: That part of the State of California not included in Zone 1.

Zone 3: Nevada, Oregon and Washington.

Zone 4: Idaho, Utah, Colorado, New Mexico and Arizona.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 29th day of May 1946.

Issued this 15th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8180; Filed, May 15, 1946; 11:32 a. m.]

[MPR 120, Order 1662]

VIRGIL BARRETT ET AL.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton for the indicated uses and shipments as set forth herein. All are in District No. 8. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.219 and all other provisions of Maximum Price Regulation No. 120.

VIRGIL BARRETT, CAWOOD, KY., BARRETT MINE, HARLAN SEAM, MINE INDEX NO. 7717, HARLAN COUNTY, KY., SUBDISTRICT 2, RAIL SHIPPING POINT: CRUMMIES, KY., F. O. G. 80, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 5

	Size group No.													
	1	2	3	4	5	6	7	8	9	10	15, 16, 17	18	19	20, 21
Price classification	M	M	M	M	J	J	H	F	D	D	C	E	E	E
Rail shipments and railroad fuel	365	365	360	360	350	330	330	330	330	385	315	310	365	305
Truck shipment	395	375	350	350	335	310	275	270	----	----	----	----	----	----

BINGHAM ELKHORN COAL CO., PRESTONSBURG, KENTUCKY, SHEPPARD ELKHORN MINE, ELKHORN NO. 1 SEAM, MINE INDEX NO. 7730, FLOYD COUNTY, KY., SUBDISTRICT 1, RAIL SHIPPING POINT: PRESTONSBURG, KY., F. O. G. 61, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 3

Price classification	H	H	H	H	H	H	G	F	C	E	C	H	H	H
Rail shipments and railroad fuel	395	390	375	375	360	350	330	330	330	385	315	310	360	295
Truck shipment	420	400	365	365	335	315	275	270	----	----	----	----	----	----

BROWN-FIELDS COAL CO., WHITESBURG, KY., BROWN-FIELDS MINE, CANNEL SEAM, MINE INDEX NO. 7738, LETCHER COUNTY, KY., SUBDISTRICT 3, RAIL SHIPPING POINT: ROXANA, KY. F. O. G. 100, DEEP MINE

	Size group			
	Lump	Egg	Chips	Machine cuttings
For all methods of shipment to all destinations	450	400	350	250

Rail shipped coals are subject to the provisions of second revised order No. 1432 under MPR 120 as amended.

This order shall become effective May 16, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 15th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8181; Filed, May 15, 1946; 11:28 a. m.]

[MPR 188, Order 126 Under Order A2]

MURALO CO., INC.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 126 under Paragraph (a) (20) of Order A-2 under § 1499.159b of Maximum Price Regulation No. 188. Manufacturers' maximum prices for consumers' goods other than apparel. The Muralo Company, Inc. Docket No. 6122-188.161 (a) (2)-21.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to paragraph (a) (20) of Order A-2 under § 1499.159b of Maximum Price Regulation 188, *It is ordered:*

(a) The maximum net prices for sales of "Super Mural-tone" White and Tints and "Murex" White and Tints by the Muralo Company, Inc., to its various classes of purchasers may be increased by amounts not in excess of the following:

"Super mural-tone"—white and tints: $0.20 per gallon in gallon containers.

"Murex"—white and tints: $1.00 per 100 lbs. in 300 lb. bbls. or 25 lb. bags.

Present differentials on other package sizes to be increased accordingly.

(b) Any person purchasing any of the items described in paragraph (a), above, for the purpose of resale in the same form may increase his presently established prices under the General Maximum Price Regulation by an amount not exceeding his actual dollars-and-cents increase in cost resulting from the increase permitted the manufacturer in (a) above.

(c) The Muralo Company, Inc., shall furnish to each buyer purchasing "Super Mural-tone"—White and Tints for resale on or before the date it makes the first delivery at the adjusted price, a written statement as follows:

The OPA has granted an adjustment of $0.20 per gallon in the maximum prices of "Super Mural-tone"—White and Tints manufactured by the Muralo Company, Inc. You are permitted to add the actual amount of your increased cost resulting from the increase permitted the Muralo Company, Inc.,

to your existing maximum prices for "Super Mural-tone"—White and Tints.

(d) The Muralo Company, Inc., shall furnish to each purchaser purchasing "Murex"—White and Tints on or before the date it makes the first sale at the adjusted price, a written statement as follows:

The OPA has granted an adjustment of $1.00 per hundred pounds in 300 lb. bbls. or 25 lb. bags in the maximum prices of "Murex"—White and Tints manufactured by the Muralo Company, Inc. You are permitted to add the actual amount of your increased cost resulting from the increase permitted the Muralo Company, Inc., to your existing maximum prices for your "Murex"—White and Tints.

(e) All requests of the application not granted herein are denied.

(f) This order may be amended or revoked by the Office of Price Administration at any time.

This Order No. 126 shall become effective May 16, 1946.

Issued this 15th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8187; Filed, May 15, 1946; 11:31 a. m.]

[MPR 120, Order 1663]

JOHN BULLOCK ET AL.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton for the indicated uses and shipments as set forth herein. All are in District No. 8. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.219 and all other provisions of Maximum Price Regulation No. 120.

JOHN BULLOCK, PITTSBURG, KY., BULLOCK MINE, HORSE CREEK SEAM, MINE INDEX NO. 7733, LAUREL COUNTY, KY., SUBDISTRICT 6, RAIL SHIPPING POINT, EAST BERNSTADT, KY., F. O. G. 111, STRIP MINE, MAXIMUM TRUCK PRICE GROUP NO. 8

	Size group Nos.													
	1	2	3	4	5	6	7	8	9	10	15, 16, 17	18	19	20, 21
Price classification	M	M	M	M	K	K	J	G	E	G	D	K	K	K
Rail shipments and railroad fuel	380	380	375	375	375	365	345	340	340	375	330	315	310	310
Truck shipment	395	375	350	350	335	310	275	270	----	----	----	----	----	----

GREGORY BRANCH COAL CO. C/O PHILIP FOX, ARTEMUS KY., GREGORY BRANCH MINE, JELLICO SEAM, MINE INDEX NO. 7719, KNOX COUNTY, KY., SUBDISTRICT 6, RAIL SHIPPING POINT, ARTEMUS, KY., F. O. G. 110, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 5

Price classification	O	O	O	O	J	J	H	G	E	G	F	K	K	K
Rail shipments and railroad fuel	375	370	355	355	375	365	345	340	340	375	325	315	310	310
Truck shipment	395	375	350	350	335	310	275	270	----	----	----	----	----	----

MORADOR BROTHERS, YAMACRAW, KY., NO. 10 MINE, NO. 1½ SEAM, MINE INDEX NO. 7739, MCCREARY COUNTY, KY., SUBDISTRICT 6, RAIL SHIPPING POINT, YAMACRAW, KY., F. O. G. 170, DEEP MINE, MAXIMUM TRUCK PRICE, GROUP NO. 5

Price classification	----	----	----	----	----	----	----	----	----	----	D	----	----	----
Rail shipments and railroad fuel	----	----	----	----	----	----	----	----	----	----	330	----	----	----
Truck shipment	395	375	350	350	335	310	275	270	----	----	----	----	----	----

This order shall become effective May 16, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 15th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8182; Filed, May 15, 1946; 11:32 a. m.]

[MPR 188, Rev. Order 4863]

EKCO PRODUCTS CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

That Order No. 4863 under § 1499.158 of Maximum Price Regulation No. 188 is amended and revised as follows:

(a) This revised order establishes maximum prices for sales and deliveries of certain articles manufactured by the Ekco Products Company, 1949 North Cicero Avenue, Chicago 39, Ill.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Jobbers	Maximum prices for sales by any seller to— Chains, mail order houses and department stores	Other retailers	Consumers
Stainless steel:		*Each*	*Each*	*Each*	*Each*
Cover, 7" dia.	M300	$.50	$0.60	$0.67	$1.00
Utility pan	M001½	.63	.75	.82	1.25
Sauce pan	M303	1.50	1.80	2.00	3.00
Sauce pan	M302	1.25	1.50	1.67	2.50
Sauce pan	M301½	1.00	1.20	1.33	2.00
Double boiler	M321½	2.50	3.00	3.33	5.00

These maximum prices are for the articles described in the manufacturer's application dated December 20, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory and subject to a cash discount of 2% for payment in 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement:

Model No.------
OPA Retail Ceiling Price—$------
Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 16th day of May 1946.

Issued this 15th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8183; Filed, May 15, 1946; 11:29 a. m.]

[MPR 188, Rev. Order 4902]

MAGNESIUM CASTING CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

That Order No. 4902 under § 1499.158 of Maximum Price Regulation No. 188 is amended and revised as follows:

(a) This revised order establishes maximum prices for sales and deliveries of certain articles manufactured by the Magnesium Casting Company, 98 Business Street, Hyde Park 36, Mass.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Maximum prices for sales by any seller to— Distributors	Wholesalers (jobbers)	Drop-ship jobbers	Chain and department stores	Other retailers	Consumers
Aluminum broil racks. Sizes 6¾, 7 and 9.	Set of 3	[1] $0.54	[1] $0.58	[1] $0.61	[1] $0.72	[1] $0.78	[1] $1.19
Wall model fruit juicer, die cast aluminum.	Wall model	[2] 1.78	[2] 1.98	[2] 2.01	[2] 2.37	[2] 2.63	[2] 3.95
Table model fruit juicer, die cast aluminum.	Table model	[2] 2.23	[2] 2.48	[2] 2.52	[2] 2.97	[2] 3.30	[2] 4.95
Sock dryer, die cast aluminum.	Set of 2	1.72	1.79	1.81	1.95	1.16	1.59

[1] Per set.
[2] Each.

These maximum prices are for the articles described in the manufacturer's application dated January 29, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory and subject to a cash discount of 2% for payment within 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. These prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement with the correct model number and retail prices properly filled in:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 16th day of May 1946.

Issued this 15th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8184; Filed, May 15, 1946; 11:29 a. m.]

[MPR 188, Order 5007]

MCNAB, INC.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by McNab, Incorporated, 679 Warrent Street, Bridgeport, Conn.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sale by manufacturer to— Jobber	Retailer	For sale by any person to consumer
Solid brass candlestick lamp	1	*Each* $4.80	*Each* $5.65	*Each* $10.15

These maximum prices are for the articles described in the manufacturer's application dated March 14, 1946, completed May 6, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model Number ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 16th day of May 1946.

Issued this 15th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8185; Filed, May 15, 1946; 11:31 a. m.]

[MPR 188, Order 5008]

CHAMPION LIGHTING CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Champion Lighting Company, 1336 Cherry Street, Philadelphia, Pa.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article and model No.	For sale by manufacturer to—		For sale by any dealer to consumer
	Jobber	Retailer	
Metal pin-up lamp and paper shade, 96	*Each* $1.49	*Each* $1.75	*Each* $3.15
Crystal vanity lamp and paper shade, 97	1.70	2.00	3.60
Crystal vanity lamp and paper shade, 98	1.63	1.92	3.45
Crystal pin-up lamp and paper shade, 99	1.49	1.75	3.15
Metal pin-up lamp with crystal bobash and paper shade, 100	1.62	1.90	3.40
All crystal hurricane lamp with prisms and large shade, 111	3.61	4.25	7.65
All crystal hurricane lamp with prisms and small shade, 111A	3.40	4.00	7.20
Crystal base hurricane lamp with prisms and large ruby glass shade, 113	3.83	4.50	8.10
All ruby glass hurricane lamp with prisms and large shade, 114	4.04	4.75	8.55
All ruby glass hurricane lamp with prisms and small shade, 114A	3.61	4.25	7.65
All crystal hurricane lamp with prisms and small shade, 121	3.61	4.25	7.65
All ruby glass hurricane lamp with prisms and small shade, 124	4.04	4.75	8.55
Crystal vanity lamp and paper shade, 202	2.47	2.90	5.20
Crystal and mirror vanity lamp and paper shade, 203	2.25	2.65	4.75

These maximum prices are for the articles described in the manufacturer's application dated April 12, 1946.

(2) For sales by the manufacturer the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model Number ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 16th day of May 1946.

Issued this 15th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8186; Filed, May 15, 1946; 11:31 a. m.]

[MPR 260, Order 2164]

D. MARTINEZ Y CA.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered,* That:

(a) D. Martinez y Ca., 1804 12 Avenue, Tampa 5, Fla. (hereinafter called manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

SCHEDULE A

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
O'Halloran y Garcia	Petit Panetelas	50	$75	10
Three Captains	do	50	75	10
Greenwich House	do	50	75	10
Denez	do	50	75	10
Don Saraban	do	50	75	10
Keeba Grande	do	50	75	10
L. S.	do	50	75	10
D. M.	do	50	75	10
O'Halloran y Garcia	Regalias Chicas	50	115	15
Three Captains	do	50	115	15
Greenwich House	do	50	115	15
Denez	do	50	115	15
Don Saraban	do	50	115	15
Keeba Grande	do	50	115	15
L. S.	do	50	115	15
D. M.	do	50	115	15

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 16, 1946.

Issued this 15th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8188; Filed, May 15, 1946; 11:30 a. m.]

[MPR 260, Order 2165]

CHARLES N. MILLER AND EUGENE F. MILLER

DETERMINATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered,* That:

(a) Charles N. Miller and Eugene F. Miller, 211 North Fourth Street, Wrightsville, Pa. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
Volita	4¾"	50	$75	1 10
Tobacco Pride	4½"	50	60	2 for 15

[1] Prices apply to this brand and size using only Connecticut Shadegrown (Type 61) L.V. 16"–18" wrapper and 87 percent Havana (Type 81) short filler. Attention of manufacturer is directed to average retail price ceiling requirement of MPR 260.

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 16, 1946.

Issued this 15th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8189; Filed, May 15, 1946; 11:30 a. m.]

[MPR 367, Amdt. 1 to Rev. Order 9]

SANDERS PET SHOP ET AL.

ESTABLISHMENT OF MAXIMUM PRICES

On March 14, 1946, E. A. Sanders, doing business as Sanders Pet Shop, 118 West Jefferson Street, Louisville, Kentucky, filed a request for the amendment of Revised Order No. 9 under section 10 of Maximum Price Regulation No. 367 to establish maximum prices therein at which the said E. A. Sanders, doing business as Sanders Pet Shop, could be enabled to sell his pet food product containing horsemeat and known as "Sanders' 'Plete Meal Cooked Dog Food" to ultimate consumers and to retailers, f. o. b. Sanders Pet Shop.

Due consideration has been given this request and an opinion in support of this Amendment No. 1 to Revised Order No. 9 under section 10 of Maximum Price Regulation No. 367 has been issued simultaneously herewith and filed with the Division of the Federal Register.

For the reasons set forth in that opinion, and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders No. 9250, 9328, and 9599, and pursuant to the provisions of section 10 of Maximum Price Regulation No. 367, *It is ordered:*

(a) That subparagraph (1) of the paragraph designated (c) in Revised Order No. 9 under section 10 of Maximum Price Regulation No. 367 is amended to read as follows:

(1) For sales made by E. A. Sanders, doing business as Sanders Pet Shop:

(i) To peddler truck operators or wholesalers, f. o. b. the seller's plant—$0.12 per pound.

(ii) To retailers, f. o. b. the seller's plant—$0.35 per pound.

(iii) To retailers, delivered to their place of business—$0.14 per pound.

(iv) To ultimate consumers—$0.14 per pound.

All prayers of the request for amendment not herein granted are denied.

This amendment No. 1 to Revised Order No. 9 may be revoked or amended by the Administrator at any time.

This Amendment No. 1 to Revised Order No. 9 shall become effective immediately.

Issued this 15th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8190; Filed, May 15, 1946; 11:32 a. m.]

[MPR 591, Order 503]

DE LAVAL SEPARATOR CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum prices, excluding Federal excise tax, for sales by any person of the following electric water heaters manufactured by The De Laval Separator Company of New York, New York, and described in its application dated April 25, 1946, shall be:

Model 12 dairy electric water heater, single element, copper tank, 12 gallon capacity—$70.00.

(b) The maximum net price, excluding Federal excise tax, f. o. b. point of shipment for sales by any person to dealers shall be the maximum price specified in (a) above less a discount of 25 percent.

(c) The maximum net price, excluding Federal excise tax, f. o. b. point of shipment, for sales by any person to jobbers shall be the maximum price specified in (a) above less a discount of 40 percent.

(d) The maximum prices established by this order shall be subject to discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered to purchasers of the same class on comparable sales of commodities in the same general category during March 1942.

(e) The maximum prices on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(f) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller except dealers as well as the maximum prices established for purchasers except dealers upon resale.

(g) The De Laval Separator Company shall attach to each water heater covered by this order a tag containing the following:

OPA Maximum Retail Price—Not Installed, Including Actual Federal Excise Tax Paid at Source $------
(Do Not Detach)

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 16, 1946.

Issued this 15th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8191; Filed, May 15, 1946; 11:30 a. m.]

[MPR 591, Order 504]

MITCHELL MFG. CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following room air conditioner manufactured by the Mitchell Manufacturing Company of Chicago, Illinois, and as described in the application dated April 4, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to jobbers	On sales to consumers
840 watt air conditioner unit	$240.00	$432.00

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a jobber the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except on sales to consumers shall notify each of his purchasers in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this Order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Mitchell Manufacturing Company shall stencil on the air conditioner covered by this order, substantially the following:

OPA Maximum Retail Price $432.00

Plus freight and crating charges as provided in Order No. 504 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 16, 1946.

Issued this 15th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8192; Filed, May 15, 1946; 11:38 a. m.]

[MPR 591, Order 505]

BORG-WARNER CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following home freezer manufactured by the Norge Division, Borg-Warner Corporation, Detroit 26, Michigan, and as described in the application dated February 28, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Model	On sales to—		
	Distributors	Dealers	Consumers
HF-10—10 cu. ft. ¼ hp. condensing unit	$215	$258	$430

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Norge Division, Borg-Warner Corporation, of Detroit, Michigan, shall stencil on the inside of lid or cover of the home freezer covered by this order, substantially the following:

OPA Maximum Retail Price $430.00

Plus freight and crating as provided in Order No. 505 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 16, 1946.

Issued this 15th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8193; Filed, May 15, 1946; 11:40 a. m.]

[MPR 599, Amdt. 1 to Order 15]

GENERAL MOTORS CORP.

ESTABLISHMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 11 of Maximum Price Regulation No. 599; *It is ordered:*

That the table in paragraph (b) of Order No. 15 under section 11 of Maximum Price Regulation No. 599 be amended to read as follows:

Article	Model	Ceiling price to distributor		Ceiling price to dealer		Ceiling price to consumer	
		Uninstalled	Installed	Uninstalled	Installed	Uninstalled	Installed
Auto radio	726	$25.49	$29.94	$27.39	$32.15	$39.14	$46.71
	R1638	37.88	42.42	41.13	45.98	61.93	69.70

This amendment shall become effective as of the 26th day of April 1946.

Issued this 15th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8196; Filed, May 15, 1946; 11:29 a. m.]

[MPR 592, Order 26]

YORK COLONIAL BRICK CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 26 under section 16 of Maximum Price Regulation No. 592. York Colonial Brick Company. Docket No. 6122-592.16-166.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 16 of Maximum Price Regulation 592, *It is ordered:*

(a) The maximum net prices for sales by the York Colonial Brick Company, York, Pennsylvania, of clay building brick and structural clay tile to its various classes of purchasers may be increased by an amount not in excess of $2.00 per thousand for standard size brick equivalents or by an amount not in excess of $0.80 per ton for structural hollow tile.

(b) If the York Colonial Brick Company had an established differential in price during the month of March 1942 for non-standard sizes of brick, it may convert the adjustment granted herein for standard size brick on the basis of the conversion factors or formulas in use by it during March 1942 in establishing price differentials between standard size brick and the other sizes.

(c) Any person purchasing any of the products covered by this order produced by the York Colonial Brick Company for the purpose of resale in the same form may increase his presently established prices under the General Maximum Price Regulation by adding the dollars-and-cents increase in cost resulting from the increase permitted the manufacturer in (a) above. Notwithstanding the provisions of this paragraph, in any area where specific maximum prices are fixed by an area pricing order such specific maximum prices shall apply in that area.

(d) All requests of the application not granted herein are denied.

(e) This order may be amended or revoked by the Office of Price Administration at any time.

This Order No. 26 shall become effective May 16, 1946.

Issued this 15th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8194; Filed, May 15, 1946; 11:38 a. m.]

[MPR 592, Order 27]

ATLANTIC BRICK AND TILE CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 27 under section 16 of Maximum Price Regulation No. 592. Atlantic Brick and Tile Company. Docket No. 6075.592.16-65.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 16 of Maximum Price Regulation 592, *It is ordered:*

(a) The maximum net prices for sales by the Atlantic Brick and Tile Company, Boston, Massachusetts, of sand lime building brick and sand lime sewer brick to its various classes of purchasers may be increased in an amount not in excess of $1.75 per thousand for sand lime brick, or by an amount not in excess of $2.00 per thousand for sand lime sewer brick over its prices in effect on May 15, 1946.

(b) Any person purchasing any of the products covered by this Order produced by the Atlantic Brick and Tile Company for the purpose of resale in the same form may increase his presently established prices under the General Maximum Price Regulation by adding the dollars-and-cents increase in cost resulting from the increase permitted the manufacturer in (a) above. Notwithstanding the provisions of this paragraph, in any area where specific maximum prices are fixed by an area pricing order such specific maximum prices shall apply in that area.

(c) All requests of the application not granted herein are denied.

(d) This order may be amended or revoked by the Office of Price Administration at any time.

This Order No. 27 shall become effective May 16, 1946.

Issued this 15th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8195; Filed, May 15, 1946; 11:30 a. m.]

[Order 144 Under 3 (e)]

KALAMAZOO STOVE AND FURNACE CO. ET AL.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and § 1499.3 (e) of the General Maximum Price Regulation, it is hereby ordered:

(a) *What this order does.* This order establishes maximum wholesale and retail prices for sales by Kalamazoo Stove and Furnace Company (hereinafter referred to as the "Company") of the commodities set forth in Appendix A hereof. It also establishes maximum prices for sales at retail of such commodities by retail sellers who have purchased them from the Company.

(b) *Maximum prices.* (1) The maximum prices at which the Company may sell the commodities listed in Appendix A hereof at retail shall be the prices set forth in Appendix A.

(2) The maximum prices at which the Company may sell the commodities listed in Appendix A hereof at wholesale shall be the prices set forth in Appendix A, less thirty percent (30%).

(3) The maximum prices at which any person who has purchased the commodities listed in Appendix A from the Company may sell the same at retail shall be his maximum prices established under section 2 of General Maximum Price Regulation or the prices set forth in Appendix A.

(c) *Notification of maximum prices.* At the time of, or prior to, the first sale by the Company to purchasers for resale of the commodities covered by this order after the effective date hereof, the Company shall notify such resellers of the provisions of this order governing sales by such resellers. Such notice may be given in any convenient form.

(d) *Relation to General Maximum Price Regulation.* Except as specifically provided otherwise herein, all sellers of commodities covered hereby shall be and remain subject to the provisions of General Maximum Price Regulation.

(e) *Definitions.* Except as the context otherwise requires, the definitions contained in General Maximum Price Regulation shall apply to all terms used and not otherwise defined herein.

(f) *Amendment and revocation.* This order may be modified, amended, or revoked at any time by the Office of Price Administration.

This order shall become effective May 15, 1946.

Issued May 15, 1946.

PAUL A. PORTER,
Administrator.

APPENDIX A

I

Models	*Approved maximum price*
Kalamazoo Automatic Coal Stoker	
K46-30	$214.23

II

Thermostats:	
T11A, T21A, T44A, T81A	7.90
T109, T209	16.78
T19	15.79
T105, T205	38.49
T111, T211, T811	25.66
TA42A	8.88
T801A	10.86
T802A	10.86
Limit Controls:	
P404 Pressuretrol, LA409 Aquastat LA419A Airstat (LA219 LA119)	5.92
LA412 Furnacestat	6.91
LA419B Airstat	6.42
L170A, L144, L244, L444, Aquastats	6.91
L454A Immersion Aquastats	9.87
L and LA101A, 201A, 401A Combination Controls	10.86
LA101B, LA201B, LA401B Combination Controls	12.34
LA145A, 245A, 445A Two-speed Fan Controllers	15.79
LA445B Two-speed Controllers	11.35
L108, 408 Vaporstats, L411 Vacuumstat	10.86
L147 Summer-Winter Controller	14.31
L404 Pressuretrols:	
2-50#, 5-150#	9.38
10-300#	13.32
Electric Janitor Systems — Hand Fired:	
No. — Consisting of:	
Y100A T21A Acratherm, M26A Motor, #930 Accessories	22.70
Y18A T209A Acratherm, M26A Motor, #930 Accessories	31.58
Y17A T211A Chronotherm, M26A Motor, #1512 Accessories	40.47
Y12A T21A Acratherm, M26C Motor, #1635 Accessories, W1A Box, Z564 Linkage	39.48
Y18A T21A Acratherm, M26C Motor, #1635 Accessories, Z564 Linkage	27.64
Y101A T81A Acratherm, M87A Motor, #933 Accessories	26.65
Y130A T811A Chronotherm, M87A Motor, #1640 Accessories	44.42
Forced Warm Air Systems:	
Y4A T21A Acratherm, M26A Motor, LA201A Comb. Control, #930 Accessories	33.56
Y6A T81A Acratherm, M87A Motor, LA101A Comb. Control, #933 Accessories	37.51
Y54A T11A Acratherm, M87A, LA101B, R155A Relay, #913 Accessories	55.27
Y56B T11A Acratherm, R155A Relay, LA401B Comb. Control, No Accessories	36.52
Two-Stage Systems:	
Y126B T802A Thermostat, M87A, LA101B, R19A Relay, #913 Accessories	49.84
Y127A T802A Thermostat, R164A Stokerelay, LA401B, R19A, No Accessories	45.90
Y140B ½" T802A Thermostat, V868B Valve, #1637 Accessories	23.69
Y140B ¾" T802A Thermostat, V868B Valve, #1637 Accessories	24.68
Y140B 1" T802A Thermostat, V868B Valve, #1637 Accessories	27.64
Y140B 1¼" T802A Thermostat, V868B Valve, #1637 Accessories	28.62
Weatherstat Systems:	
Y116A T14A Thermostat, W86A Panel, no accessories	94.75
Y117A T14A Thermostat, S610A Timer, W86A Panel, no accessories	109.56

NOTE: Weatherstat Systems in lots of 10 subject to special quotation.

Primary Controls:	
M26A Damper Motor	14.81
M26C Damper Motor	19.74
M87A Spring Return Motor	18.75
R155A Program Relay	16.29

NOTE: Prices shown above cover 115 volts, 60 cycle unless otherwise specified. If Relief Zone is desired, specify LA222A Relief Zone Controller with the Y13A System and add at $2.75 net—$6.00 list.

APPENDIX A—Continued

OIL BURNER

Models	Approved maximum prices
Primary Controls:	
R114 Protectorelay	$28.62
RA116 Protectorelay	18.75
RA117 Protectorelay	21.71
R157 Protectorelay	34.55
R161 Protectorelay	42.44
R416 Protectorelay for D. C.	23.69
R417 Protectorelay for D. C.	26.65
R461 Protectorelay for D. C.	46.39
R19A Relay	7.90
R132 Relay	8.88
C40 Pyrostat	13.32
C57 Protectostat / C56 Pyrostat	15.79
C403A, C503A Stack Controls	15.79
C403B Stack Control	17.27
V446 Gas Pilot Valve	6.91
(Prices shown above cover 115 volt, 60 cycle, unless otherwise specified.)	

STOKER

Primary controls:	
R164A or R183B Stokerelay	14.81
R164B Stokerelay w/switch	16.29
R165A Da-Nite Stokerelay w/basement clock	22.21
R165B or R154C Da-Nite Stokerelay w/basement clock and switch	23.69
R19A Relay	7.90
S400A Stokertimer	10.36
L405 Stokerswitch	16.29
L472A Out-Fire Control	10.36
(Prices shown above cover 115 volt, 60 cycle, unless otherwise specified.)	
Lo-Water Cutoffs:	
C401A	11.28
C402A	15.98
C601	12.22
C602	17.39
C412A, C612A	28.20
C612B	29.14
C627	16.92
Water Valves:	
V437A	6.58
V837A	8.46

III

Kalamazoo Conversion Oil Burner:	
G2-17	124.83

IV

Kalamazoo Blowers:	
#333-⅜"	81.40
#335-1"	87.35
#338-1⅛"	123.05

V

Kalamazoo Gas-Fired Furnaces:	
Forced air:	
DL-1075	253.14
DL-2100	288.03
DL-3125	298.28
DL-4150	357.50
Gravity:	
GAV-75	154.55
GAV-90	166.52

VI

Kalamazoo Gas Conversion Burner:	
1-FD Std	86.02
2-FD Std	107.17

[F. R. Doc. 46-8216; Filed, May 15, 1946; 4:36 p. m.]

[RMPR 528, Order 108]

B. F. GOODRICH CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 16 (d) of Revised Maximum Price Regulation 528, *It is ordered:*

(a) The maximum retail prices for the following new sizes of tires and tube manufactured by The B. F. Goodrich Company of Akron, Ohio, shall be:

Size	Ply		Maximum retail price: Per tire	Per tube
7.00-12	12	Industrial pneumatic	$78.15	$4.65
8.25-15	16	Speedliner pneumatic trailer.	102.70	------

(b) All provisions of Revised Maximum Price Regulation 528 not inconsistent with this order shall apply to sales covered by this order.

(c) This order may be revoked or amended by the Office of Price Administration at any time.

This order shall become effective May 16, 1946.

Issued this 15th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8220; Filed, May 15, 1946; 4:37 p. m.]

[MPR 580, Amdt. 3 to Order 203]

LUBIN-WEEKER CO.

ESTABLISHMENT OF CEILING PRICES

Maximum Price Regulation 580, Amendment 3 to Order 203. Establishing ceiling prices at retail for certain articles; Docket No. 6063-580-13-519.

For the reasons set forth in the opinion issued simultaneously herewith, Order No. 203 under section 13 of Maximum Price Regulation 580 issued to Lubin-Weeker Company, Inc., 1270 Broadway, New York 1, New York, on September 26, 1945, is amended in the following respects:

1. Paragraph (a) is amended to decrease the retail ceiling prices for the articles listed and described below by establishing new retail ceiling prices as follows:

Article	Style No.	Manufacturing-jobber ceiling price (per dozen)	Retail ceiling price (per unit)
Plain color Bal-Tuck pajama	1222	$17.42	$2.25
Plain color Ski-Mo pajama	1310	19.71	2.55

2. Paragraph (d) is amended by adding thereto the following undesignated paragraph:

Upon issuance of any amendment to this order which either adds an article to those already listed in section (a) or changes the retail ceiling price of a listed article, the manufacturer or wholesaler, as to such article, must comply with the preticketing requirements of this paragraph within 30 days after the issuance of the amendment. After 60 days from the issuance date, no retailer may offer or sell the article unless it is preticketed in accordance with the requirements of this paragraph. Prior to the expiration of the 60 day period, unless the article is so preticketed, the retailer shall comply with the marking, tagging and posting provisions of the regulation which would apply in the absence of this order. However, the pricing provisions of this order or of any amendment thereto shall apply as of the effective date of the order or applicable amendment.

This amendment shall become effective May 16, 1946.

Issued this 15th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8221; Filed, May 15, 1946; 4:37 p. m.]

[MPR 580, Order 307]

LAROS TEXTILES CO.

ESTABLISHMENT OF CEILING PRICES

Maximum Price Regulation 580, Order 307 establishing ceiling prices at retail for certain articles; Docket No. No. 6063-580-13-655.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to Section 13 of Maximum Price Regulation No. 580; *It is ordered:*

(a) The following ceiling prices are established for sales by any seller at retail of the following articles manufactured by Laros Textiles Company, Broad and Wood Streets, Bethlehem, Pennsylvania and described in the manufacturer's application dated May 1, 1946:

Article	Size	Manufacturer's selling price (per dozen)	Ceiling price at retail (per unit)
Laros Dimensional Slip.	30-44 inclusive.	$22.50	$2.[illegible]
	46-52 inclusive.	29.00	4.[illegible]

(b) The retail ceiling price of an article stated in paragraph (a) shall apply to any other article of the same type, having the same selling price to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this order.

(c) The retail ceiling prices contained in paragraph (a) shall apply in place of the ceiling prices which have been or would otherwise be established under this or any other regulation.

(d) On and after June 10, 1946, Laros Textiles Company must mark each article listed in paragraph (a) with the retail ceiling price under this order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

(Sec. 13, MPR 580)
OPA Price—$------

On and after July 10, 1946, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to July 10, 1946, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging and posting provisions of the applicable regulation.

Upon issuance of any amendment to this order which either adds an article to those already listed in paragraph (a) or changes the retail ceiling price of a listed article, the manufacturer or wholesaler, as to such article, must comply with the preticketing requirements of this paragraph within 30 days after the issuance of the amendment. After 60 days from the issuance date, no retailer may offer or sell the article unless it is preticketed in accordance with the requirements of this paragraph. Prior to the expiration of the 60 day period, unless the article is so preticketed, the retailer shall comply with the marking, tagging and posting provisions of the regulation which would apply in the absence of this order. However, the pricing provisions of this order or of any subsequent amendment thereto shall apply as of the effective date of the order or applicable amendment.

(e) Coincident with or before the first delivery to any purchaser for resale of any article listed in paragraph (a), the seller shall send the purchaser a copy of this order. The seller shall also send the purchaser a copy of any subsequent amendment to this order at the time of, or before the first delivery (subsequent to the effective date of the amendment) of any article the price of which is affected by the amendment.

(f) Unless the context otherwise requires, the provisions of the applicable regulation shall apply to sales for which retail ceiling prices are established by this order.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 16, 1946.

Issued this 15th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8222; Filed, May 15, 1946; 4:37 p. m.]

[MPR 591, Order 499]

PHILBRICK-HOOG, INC.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net price, f. o. b. point of shipment, for sales by any person of the following refrigeration units manufactured by Philbrick-Hoog, Inc., of Seattle, Washington, and as described in the application dated March 12, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C. shall be:

	On sales to— Distributors	Dealers	Consumers
B-15—½ hp. condensing unit	$104.40	$116.00	$232.00
B-15—same without motor	84.15	93.50	187.00

(b) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(c) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(d) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation charges.

(e) Philbrick-Hoog, Inc., of Seattle, Washington, shall stencil on the inside of lid or cover of the refrigeration units covered by this order, substantially the following:

OPA Maximum Retail Price $------
Plus freight as provided in Order No. 499 under Maximum Price Regulation No. 591.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 14, 1946.

Issued this 13th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8223; Filed, May 15, 1946; 4:35 p. m.]

[SO 94, Order 122]

LOOFA SPONGES

SPECIAL EXEMPTION OF SALES

For reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and in accordance with section 11 of Supplementary Order 94, *It is ordered:*

(a) Notwithstanding the provisions of any regulation or order issued prior to the effective date of this order by the Office of Price Administration, sales by Government agencies and by any subsequent resellers of loofa sponges varying in length from 8 inches to 20 and above are exempt from price control.

(b) This order may be revoked or amended at any time.

This order shall become effective May 17, 1946.

Issued this 16th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8281; Filed, May 16, 1946; 11:31 a. m.]

[SO 94, Amdt. 1 to Order 119]

CERTAIN INSECTICIDE AEROSOL BOMBS

SPECIAL MAXIMUM PRICES

An opinion accompanying this amendment has been issued simultaneously herewith.

Order No. 119 under Supplementary Order 94 is amended in the following respect:

1. Paragraph (b) is amended by adding thereto the following description and prices:

Description	Price for all sales to wholesaler	Price for all sales to retailer	Price for all sales at retail
New one pound insecticide liquid aerosol bomb, ingredients consisting of pyrethrum extract 2% by weight, DDT Aerosol Grade 3% by weight, Cyclohexanone 5% by weight, hydrocarbon oil 5% by weight, and inert ingredients dichlorodifluoromethane 85% by weight; packed 24 to a case	*Each* $1.15	*Each* $1.70	*Each* $2.65

This amendment shall become effective May 17, 1946.

Issued this 16th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8280; Filed, May 16, 1946; 11:31 a. m.]

[Gen. Order 70,[1] Amdt. 1]

REGIONAL ADMINISTRATORS

DELEGATION OF AREA AUTHORITY

A statement of the consideration involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

General Order No. 70 is amended in the following respect:

In paragraph (b), the phrase "Standard Shoe Boxes" is added at the end of the enumerated list of paperboard commodities.

This amendment shall become effective May 21, 1946.

Issued this 16th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8259; Filed, May 16, 1946; 11:30 a. m.]

[1] 10 F.R. 13426.

[RMPR 136, Amdt. 1 to Order 538]

REO MOTORS, INC.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to section 21, of Revised Maximum Price Regulation 136, *It is ordered:*

Order No. 538, under Revised Maximum Price Regulation 136, is amended in the following respects:

1. The schedule in paragraph (a) (1) is amended to include the truck chassis and list price set forth below:

Model No.	Description	List price f. o. b. factory, Lansing, Mich.
21	Chassis, truck; 120" wheelbase; 1942 standard specifications and equipment except to be equipped with synthetic tires of base tire size....	$1,858

2. Paragraphs (a) (2) (i) and (b) (1) (i) are amended to read as follows:

(i) A charge for extra special and optional equipment which shall not exceed the list price or established price in effect on March 31, 1942 less the discount in effect on that date applicable to the class of purchasers for such equipment when sold as original equipment (except that for standard drivers cab for use with chassis Models 19, 20, 21, 22, and 23, the charge shall not exceed the list price of $190.00, less the discount in effect on March 31, 1942).

This amendment shall be effective May 15, 1946.

Issued this 15th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8217; Filed, May 15, 1946; 4:35 p. m.]

[RMPR 136, Order 622]

INDUSTRIAL AIR COMPRESSORS AND EQUIPMENT

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 31 of Revised Maximum Price Regulation 136; *It is ordered:*

(a) For the purposes of this order, the term "industrial air compressors" shall include industrial air compressors up to and including 10 HP and all accessories and parts which are integral and functional parts of such air compressors. (Refrigerating compressors are not included in this term.)

(b) For the purposes of this order, the phrase "current prices" shall mean the maximum prices established under section 7 of Revised Maximum Price Regulation 136 or computed under sections 8, 9, 10, or 20 of Revised Maximum Price Regulation 136 before the addition of any increase provided to an individual manufacturer by way of individual adjustment under the provisions of RMPR 136 or Supplementary Order 142.

(c) The maximum prices for sales of industrial air compressors by any manufacturer of complete air compressors shall be the current prices increased by 18%.

(d) The maximum prices for sales of industrial air compressors by resellers shall be the maximum prices in effect just prior to the issuance of this order increased by the percentage by which their net invoiced cost has been increased by reason of the issuance of this order.

(e) All prices established under paragraphs (c) and (d) of this order shall be subject to the same discounts, deductions and other allowances in effect to any purchasers and classes of purchasers just prior to the issuance of this order.

(f) Every manufacturer of industrial air compressors shall give written notice to its resellers of the percentage amount by which this order permits the reseller to increase his maximum prices.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 21, 1946.

Issued this 16th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8272; Filed, May 16, 1946; 11:31 a. m.]

[RMPR 136, Order 627]

STERLING MOTOR TRUCK CO., INC.

AUTHORIZATION OF MAXIMUM PRICES

Order No. 627 under Revised Maximum Price Regulation 136. Machines, parts and industrial equipment. Sterling Motor Truck Company, Inc.; Docket No. 6085-136.21-18.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 21 of Revised Maximum Price Regulation 136; *It is ordered:*

(a) Sterling Motor Truck Company, Inc., Milwaukee, Wisconsin, is authorized to increase the maximum list prices in effect immediately prior to the issuance of this order for Sterling motor trucks manufactured by it and extra, special and optional equipment, sold as original equipment, by a percentage, not to exceed 2 per cent subject to all discounts, allowances, extra charges and terms of delivery in effect on March 31, 1942.

(b) Resellers of Sterling motor trucks are authorized to sell said trucks and extra, special and optional equipment sold as original equipment, at prices not to exceed the applicable charges listed below, subject to the discounts, allowances and terms of delivery in effect on March 31, 1942.

(1) A charge for the Sterling truck and extra, special or optional equipment sold as original equipment not to exceed the applicable maximum list price established in paragraph (a).

(2) A charge to cover delivery and handling expense equal to the charge the seller had in effect on March 31, 1942.

(3) A charge for transportation which shall not exceed the charge the Sterling Motor Truck Company, Inc., would make for the transportation of the truck from factory to the place of delivery of the reseller.

(4) A charge to cover Federal excise taxes, and State and local taxes on the purchase, sale or delivery of the truck, computed in accordance with the method the reseller had in effect on March 31, 1942.

(5) The dollar amount of all other charges which the seller had in effect on March 31, 1942, to the applicable class of purchasers.

(c) A reseller that cannot establish a price under paragraph (b) because it was not in business on March 31, 1942, shall determine maximum prices for Sterling trucks and extra, special and optional equipment sold as original equipment, by adding to the applicable list price established in paragraph (a) the following applicable charges:

(1) A charge for transportation which shall not exceed the charge Sterling Motor Truck Company, Inc., would make for the transportation of the truck from the factory to the place of delivery of the reseller.

(2) A charge to cover Federal excise taxes not to exceed the charge made to the reseller by Sterling Motor Truck Company, Inc., in accordance with the method the Sterling Motor Truck Company, Inc., had in effect on March 31, 1942 passing on this tax to resellers.

(3) A charge equal to the resellers expense for payment of State and local taxes on the purchase, sale or delivery of the truck.

(4) A charge equal to the resellers actual expense for handling and delivery of the truck.

(d) A reseller is authorized to sell in a territory or possession Sterling trucks and extra, special and optional equipment sold as original equipment at prices not to exceed the maximum prices permitted by paragraphs (b) or (c) to which he may add a sum not to exceed the expense incurred by or charged to him for: Payment of territorial and insular taxes on the purchase sale or introduction of the new truck in the territory or possession, when not charged under paragraph (b) or (c); export premiums; boxing and crating for export purposes; assembly costs, if any; marine and war risk insurance; landing, wharfage and terminal operations; ocean freight; freight to port of embarkation, when not charged under paragraph (b) or (c); and inland territorial freight from port of debarkation to reseller's place of business by the most direct route.

(e) All requests not granted herein are denied.

(f) This order may be amended or revoked by the Administrator at any time.

This order shall be effective May 15, 1946.

Issued this 15th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8219; Filed, May 15, 1946; 4:37 p. m.]

[RMPR 436, Order 37,[1] Incl. Amdts. 1-15]

CRUDE PETROLEUM PRODUCED FROM VARIOUS DESIGNATED POOLS

ESTABLISHMENT OF MAXIMUM PRICES

This compilation of Order 37 under Revised Maximum Price Regulation 436 includes Amendment 15, effective as of April, 1946. Changes in paragraph (a) are indicated by a note.

For the reasons set forth in the accompanying opinion[2] and under the authority vested in the Administrator of the Office of Price Administration by section 12 (a) of Revised Maximum Price Regulation No. 436, *It is ordered:*

(a) The maximum price for crude petroleum run from the receiving tank on or after March 1, 1945, and produced in any of the pools set out below, to an applicant or to any person purchasing prior to an application, shall be the maximum price as determined under section 10 and 11 plus increases permitted under section 12 (b) and the amount of the increase designated below:

[Above paragraph amended by Am. 14, 11 F.R. 3495, effective 4-1-46]

	Amount of increase (dollars per 42-gallon barrel)
(1) *Alabama.*	
(2) *Arizona.*	
(3) *Arkansas: Pool and county:*	
Champagnolle, Union	$0.35
El Dorado East-old, Union	.35
El Dorado South, Union	.35
Garland City, Miller	.33
Grimes (Woodley), Union	.35
Hillsboro (Modisette), Union	.20
Irma, Nevada	.20
Lewisville, Lafayette	.25
Lisbon, Union	.35
McDonald New, Ouachita	.20
Nick Springs-Cotton Valley, Union	.35
Nick Springs (Travis Peak), Union	.24
Smackover, Ouachita, Union	.20
Stephens-old (Nacatoch and Buckrange), Columbia, Nevada, Ouachita	.35
Troy (Nacatoch & Tokio) Nevada	.35
Urbana (Nacatoch), Union	.35
Urbana (Travis Peak), Union	.15
(4) *California: Pool and county:*	
Bardsdale (All pools excepting Elkins Area), Santa Paula-Newhall District, Coastal Area	.25
Belridge North (Shallow), San Joaquin Valley	.20
Belridge South, Middle Belridge Area (Shallow) San Joaquin Valley	.25
Capitan (Sespe Formation above 3,000') Santa Barbara	.25
Chico Martinez, Kern	.20
Coalinga-Oil City, San Joaquin Valley	.20
Devil's Den, San Joaquin Valley	.35
Edna, San Luis Obispo, Coastal Area	.35
Elwood (Monterey), Santa Barbara	$0.20
Ex-Mission, Santa Paula, Santa Paula-Newhall District, Coastal Area	.35
Kendon, Kern	.25
Kern River, San Joaquin Valley	.35
*La Habra (Second Whittier Sand), Los Angeles	.35
Los Angeles, Los Angeles District, Los Angeles Basin	.35
McVan, Poso Creek District, San Joaquin Valley	.25
Modelo, Piru, Santa Paula-Newhall District, Coastal Area	.35
Moody Gulch, Santa Clara	.35
Mountain View, Kern	.02
Newhall (Newhall), Santa Paula-Newhall District, Coastal Area	.35
Newport, Los Angeles Basin	.25
Olinda (Upper B) Brea Olinda, Orange,	.35
Puente Hills, Los Angeles Basin	.35
Santa Barbara (Vaqueros), Santa Barbara District, Coastal Area	.25
Sargent, Santa Clara, Coastal Area	.35
Sespe Canyon, Santa Paula-Newhall District, Coastal Area	.20
Shiells Canyon, Santa Paula-Newhall District, Coastal Area	.20
Simi-Conejo-Oxnard (Simi), Santa Paula-Newhall District, Coastal Area	.35
Sisar-Silverthread, Santa Paula, Santa Paula-Newhall District, Coastal Area	.35
Summerland, Santa Barbara District, Coastal Area	.20
Sunset, Mt. Poso District, San Joaquin Valley	.25
Tapo-Eureka, Piru, Santa Paula-Newhall District, Coastal Area	.35
Temblor Ranch, McKittrick District, San Joaquin Valley	.35
Timber Canyon, Santa Paula, Santa Paula-Newhall District, Coastal Area	.35
Torrance Area (Flint), Torrance-Hermosa, Los Angeles Basin	.25
Torrance "34", Los Angeles	.20
Torrey Canyon, Piru, Santa Paula-Newhall District, Coastal Area	.35
Wasco (Shale), San Joaquin Valley	.35
Wheeler Ridge, San Joaquin Valley	.20
Whittier (Central Area), Los Angeles Basin	.25
Whittier (Rideout-Heights Area), Los Angeles Basin	.20
Wiley-Towsley Canyon, Newhall, Santa Paula-Newhall District, Coastal Area	.35
(5) *Colorado: Pool and county:*	
Berthoud, Larimar	.20
Boulder, Boulder	.35
Florence (includes Canon City Area), Fremont	.35
Ft. Collins, Larimer	.24
Orchard-Greasewood, Weld	.25
Wellington, Larimer	.05
(6) *Connecticut.*	
(7) *Delaware.*	
(8) *Florida.*	
(9) *Georgia.*	
(10) *Idaho.*	
(11) *Illinois: Pool and county:*	
*Alma, Marion	.25
Barnhill, Wayne	.35
Bartelso, Clinton	.25
Bartelso-South, Clinton	.25
Beaver Creek, Bond	.20
Beman, Lawrence	.35
Bend, White	.35
Boos North, Jasper	.20
Brown, Marion	.20
Browns-South, Edwards	.35
Burnt Prairie, White	$0.20
Carlyle, Clinton	.35
Centralia, Clinton, Marion	.25
Cisne, Wayne	.25
Cisne North, Wayne	.35
Clay City West (McClosky) Clay	.20
Colmar-Plymouth, McDonough-Hancock	.35
Concord East, White	.35
Cooks Mills, Coles	.35
Cordes, Washington	.25
Cowling, Edwards	.35
Cravat, Jefferson	.25
Dahlgren, Hamilton	.35
Dix, South, Jefferson	.35
Du Bois, Washington	.35
Du Bois West, Washington	.25
Dundas Consolidated, Richland and Jasper	.25
Dupo, St. Clair	.35
Eldorado, Saline	.35
Elkville, Jackson	.35
Gillespie Wyen, Macoupin	.35
Hoffman, Clinton	.35
Ingraham, Clay	.35
Inman, Gallatin	.20
*Inman West, Gallatin	.20
Johnsonville-South, Wayne	.35
Junction, Gallatin	.35
Keensburg Consolidated, Wabash	.20
Lakewood, Shelby	.20
Lancaster, Wabash and Lawrence	.25
Leech, Wayne	.20
Litchfield, Montgomery	.35
Maple Grove East: Edwards	.35
Mason, Effingham	.35
Maud, Wabash	.25
**Maunie South, White	.25
McKinley, Washington	.25
Mt. Carmel-West, Wabash	.25
Mt. Erie-North, Wayne	.25
New Haven, White	.20
New Haven North, White	.25
Noble South, Richland	.20
Patoka, Marion	.20
Patton, Wabash	.35
Raymond, Montgomery	.35
Sailor Springs East, Clay	.20
St. Francisville, E., Lawrence	.20
Sainte Marie, Jasper	.20
Schnell, Richland	.35
Sesser, Franklin	.25
Southeastern Field, Lawrence, Clark, Crawford, Wabash, Coles, Edgar and Cumberland	.35
Stewardson, Shelby	.20
**Storms, White	.25
Tamaroa, Perry	.35
Thompsonville, Franklin	.35
Toliver, Clay	.35
Waggoner, Montgomery	.35
Wamac, Marion, Clinton and Washington	.35
Waterloo, Monroe	.35
Whittington-West, Franklin	.25
Woburn, Bond	.35
Zenia, Clay	.25
(12) *Indiana: Pool and county:*	
Alford, Pike	.35
Barrett Mitchell, Gibson	.35
Bristow-old, Perry	.35
Bufkin, Posey	.20
Cannelburg-old, Daviess	.35
Caborn West, Posey	.35
Columbia, Gibson	.35
Dodd's Bridge (Old Shallow) Sullivan	.35
Enterprise, Spencer	.35
Evansville Area-old, Posey and Vanderburgh	.35
Francisco, Gibson	.35
Francisco, E. & W., Gibson	.35
Grandview, Spencer	.35
Half Moon, Posey	.25
Hatfield, Spencer	.20

[1] 10 F.R. 3503.

[2] Opinions are also issued simultaneously with orders. Copies may be obtained from the Office of Price Administration.

	Amount of increase (dollars per 42-gallon barrel)
(12) *Indiana: Pool and county*—Con.:	
Hazelton-Mt. Olympus-Union Bowman, Pike & Gibson	$0.35
Heusler, Posey	.20
*Hortonsville, Hamilton	.35
Hovery Lake, Posey	.20
Johnson, Gibson	.35
Kirkaville, Gibson	.20
Monroe City, Knox	.35
Oakland City, Pike	.35
Oakland College, Posey	.25
Oaktown, Knox	.35
Oatsville, Pike	.35
Petersburg-old, Pike	.35
Prairie, Posey	.25
Princeton East, Gibson	.35
Princeton West, Gibson	.35
Ridge, Posey	.35
Rockport, Spencer	.35
St. Francisville, Knox	.35
St. Francisville, E. Knox	.20
Santa Claus, Spencer	.35
St. Thomas, Knox	.35
Shelburn-old, Sullivan	.35
Siosi, Sullivan and Vigo	.20
Somerville, Gibson and Pike	.35
Sullivan, Sullivan	.35
Trenton Pool (Old), Jay, Blackford, Grant, Huntington, Wells, Adams, Wabash, Delaware, Madison	.35
Tri-County, Gibson and Pike	.35
Troy-old, Spencer	.35
Varner, Spencer	.35
Veale-old, Daviess	.35
Vernon Heights, Vanderburgh	.25
Washington-old, Daviess	.35
West Knox, Knox	.35
Wheeling, Gibson	.35
(13) *Iowa.*	
(14) *Kansas: Pool and county:*	
All pools, Allen	.35
All pools, Anderson	.35
All pools, Bourbon	.35
All pools, Chautauqua	.35
All pools, Crawford	.35
All pools, Elk (East Half)	.35
All pools, Franklin	.35
All pools, Labette	.35
All pools, Linn	.35
All pools, Miami	.35
All pools, Montgomery	.35
All pools, Neosho	.35
All pools, Wilson	.35
All pools, Woodson	.35
Abbyville, Reno	.25
Ackerland, Leavenworth	.35
Atyeo, Lyon	.35
Augusta, Butler	.35
Augusta North, Butler	.35
Baird, Cowley	.20
Baird East, Cowley	.20
Baldwin, Douglass	.35
Bausinger, Butler	.35
Beaumont, Greenwood	.25
Beaumont North: Greenwood	.35
Beisel, Russell	.07
Benton, Butler	.25
Biddle, Cowley	.35
Bird, Barton	.20
Blackwell, Greenwood	.35
Blankenship, Butler, Greenwood	.35
Boxberger, Russell	.35
Bredfeldt West, Rice	.20
Brinegar, Greenwood	.35
Brown, Cowley	.25
Browning, Greenwood	.35
Burden, Cowley	.35
Burton NE, Harvey	.06
Bush-Denton, Elk (West Half)	.35
Catherine, Ellis	.25
Chindberg, McPherson	.25
Christy, Greenwood	.35
Churchill, Sumner	.25
Clark, Cowley	.20
Claussen, Russell	.35
Climax, Greenwood	.35
Clover, Cowley	.25
Collyer, Elk (West Half)	$0.35
Countrymen, Cowley	.35
Covert-Sellers, Marion	.25
Cross, Sedgwick	.20
David, Cowley	.20
David South, Cowley	.35
Deerhead-Viola, Barber	.35
De Moss, Butler	.35
Demalorie-Sowder, Greenwood	.25
Dexter, Cowley	.25
Dopita, Rooks	.06
Dory, Elk (West Half)	.35
Douglas, Butler	.35
Dunaway, Greenwood and Coffey	.35
Dunkelberger, Elk (West Half)	.35
Eastborough, Sedgwick	.20
Eastman, Cowley	.25
Eckel, Butler	.20
Eichman, Russell	.35
El Dorado, Butler	.35
Eureka, Greenwood	.35
Fairfield, Russell	.25
Fall City, Cowley	.35
Frankhouser, Lyon and Greenwood	.35
Faubin, Rooks	.25
Ferguson East, Elk (West Half)	.35
Ferguson West, Cowley	.35
Florence, Marion	.35
Fox, Bush, Butler	.35
Garden, Butler	.35
Gelwick, Butler	.20
Gettysburg, Graham	.25
Graber, McPherson	.25
Graham, Cowley	.20
Grand Summit, Cowley	.35
Grunder, Stafford	.09
Geuda Springs, Cowley	.25
Gideon, Russell	.25
Haller, Ellis	.35
Halstead, Harvey	.20
Hamilton, Greenwood	.35
Hammer, Barton	.20
Haverhill, Butler	.25
Helken, Ellsworth	.35
Hillsboro, Marion	.02
Hinchman, Greenwood	.35
Hollis, Greenwood	.35
Hollow-Nikkel, Harvey	.20
Hubbard, Greenwood	.35
Hower, Cowley	.25
Iuka-Arbuckle, Pratt	.35
Jackson, Greenwood	.35
Jerry (Lansing), Russell	.06
Jobes, Greenwood	.35
Keighley, Butler	.35
Keller, Rice	.35
Kramer-Stern, Butler	.35
Kraus, Ellis	.35
Kriley, Rooks	.25
Kruse, Rooks	.25
Kuske, Sedgwick	.35
Lamont, Greenwood	.35
**Laton, Rooks	.25
Leon, Butler	.35
Lerado, Reno	.35
*Lorraine, Ellsworth	.20
Lost Springs, East, Marion	.25
Lyons, Rice	.35
Madison, Greenwood-Lyon	.35
Mahannah, Cowley	.35
Mahoney, Russell	.35
McCullough, Butler	.25
McLouth East, Leavenworth	.25
McLouth Lime, Jefferson	.35
McLouth North, Jefferson	.35
McPherson, McPherson	.25
Mills, Elk (West Half)	.35
Mohl, Russell	.20
Moline, Elk (West Half)	.35
Morrison, Clark	.35
Murphy, Cowley	.25
New Albany, Elk	.35
Olsen, Cowley	.35
Otter Creek, Cowley	.35
Padgett, Sumner	.20
Peabody, Marion	$0.25
Penokee, Graham	.20
Pierce, Butler	.35
Pixlee, Greenwood	.35
Ploog, Rice	.35
Polhamus, Greenwood	.35
Ponce, Rice	.25
Porter, Elk (West Half)	.35
Potwin, Butler	.25
Potwin, South, Butler	.20
Quincy, Greenwood	.35
Rahn Southwest, Cowley	.35
Rainbow Bend, Cowley	.25
*Rainbow Bend West, Sumner	.20
Reece, Greenwood	.35
Rettig, Elk	.35
Reynolds-Schaffer, Butler	.20
Rickard, Rice	.20
*Ritz-Canton, McPherson	.05
Robbins, Sedgwick	.35
Rock, Cowley	.35
Rock North, Cowley	.35
Roxbury S. E. McPherson	.04
Ruder, Ellis	.20
Russell North, Russell	.35
Sallyards, Greenwood	.35
Scott, Greenwood	.35
*Seacat, Cowley	.20
Seeley-Wick, Greenwood	.35
Severy, Elk, Greenwood	.35
Seward, Butler	.35
Shallow Water, Scott	.02
Slick-Carson, Cowley	.25
Smith, Cowley	.35
Smock-Sluss, Butler	.35
Soeken, Rice	.35
Starr, Elk (West Half)	.35
State, Cowley	.35
Steinhoff, Butler	.25
Tecter, Greenwood, Chase	.35
Telchgraber, Greenwood	.35
Thrall-Agard, Greenwood	.35
Thurlow, Cowley	.35
Toulon, Ellis	.07
Trees, Cowley	.25
Turner, Cowley	.25
Udall, Cowley	.25
Valley Center, Sedgwick	.35
Van Noy, Coffey	.35
Virgil, Greenwood	.35
Virgil North, Greenwood, Coffey and Woodson	.35
Walker, Elk (West Half)	.35
Weathered, Cowley	.20
Weaver, Butler	.35
Webb, Elk (West Half)	.35
Welch North, Rice	.25
Welch, Rice	.12
Wellington, Sumner	.25
Wherry, Rice	.25
Wiggins, Greenwood	.35
Wilkerson, Greenwood	.35
Willard, Greenwood	.35
Winfield, Cowley	.35
Winterschied, Coffey and Woodson	.35
Yoder, Reno	.35
Young, Butler	.25
Zurich, Rooks	.20
(15) *Kentucky: Pool and county:*	
Clay, Webster	.20
Hebbardsville, Henderson	.25
Reed, Henderson	.20
Sebree, Webster	.20
Wathen, Union	.20
Zion, Henderson	.25
tucky except Coryden, Geneva, Gilmore, Greenbrier, Panther, Poole, Robards, Smith Mills and Spottsville Pools, Henderson County; Chapman, Hitesville, Morganfield, Powell's Lake, Raleigh, Spring Cove, St. Vincent, Uniontown and Utley, Union County; East Poole and Pratt Pools, Webster County	.35

	Amount of increase (dollars per 42-gallon barrel)
(16) *Louisiana: Pool and Parish:*	
Bayou Bouillon, St. Martin	$0.35
Bayou Choctaw (Miocene), West Baton Rouge and Iberville	.26
Bay St. Elaine, Terrebonne	.02
Bellevue, Bossier	.35
Caddo (Pine Island Area) Caddo	.35
Carterville, Bossier-Webster	.35
Charenton (0–1300 ft.) St. Mary	.20
Converse, Sabine	.35
Delta Duck Club (11,400'–11,500') Plaquemines	.35
Edgerly, Calcasieu	.20
Elm Grove, Bossier	.20
English Bayou, Calcasieu	.25
Georgetown, Grant	.20
Gillis, Calcasieu	.35
Haynesville (Buck Range or Blossom) Claiborne	.20
Homer, Claiborne	.20
Jennings (Evangeline, 0'–3750') Acadia	.25
Lake Barre: Terrebonne	.35
Lake End, Red River	.35
Lake Hermitage, Plaquemines	.35
Lake Mongoulois, St. Martin	.24
Lisbon (Pettit) Claiborne, Lincoln	.20
Manifest, Cathahoula	.25
Oakland, Union	.35
Perkins, Calcasieu	.35
Pleasant Hill, De Soto-Sabine	.35
Timballer Bay (Miocene), La-Fourche	.35
Tullos-Urania, LaSalle and Winn	.20
Welsh, Jefferson Davis	.35
(17) *Maine.*	
(18) *Maryland.*	
(19) *Massachusetts.*	
(20) *Michigan: Pool and county:*	
Bangor North, Van Buren	.20
Bangor, Van Buren	.20
Beaverton, Gladwin	.35
Beaverton South, Gladwin	.20
Beaverton West, Gladwin	.20
Bentley, Gladwin	.25
Birch Run, Saginaw	.35
Bloomingdale, Van Buren	.35
Casco, Allegan	.35
Chase, Lake	.25
Clare City, Clare	.35
Columbia, Van Buren	.35
Crystal, Montcalm	.25
Dalton, Muskegon	.35
Deerfield, Monroe	.25
Diamond Springs, Allegan	.35
Dorr, Allegan	.35
Edenville, Midland	.35
Edmore, Montcalm	.35
Geneva, Van Buren	.35
Grout, Gladwin	.35
Hamilton North, Clare	.25
Hope, Barry	.25
Hopkins, Allegan	.35
Hopkins West, Allegan	.35
Huron, Wayne	.35
Lakefield, Saginaw	.35
Leaton, Isabella	.25
Marne, Ottawa	.35
Mill Lake, Van Buren	.35
Monterey, Allegan	.35
Mt. Pleasant and East Ext., Isabella	.35
Muskegon, Muskegon	.35
Muskrat Lake, Van Buren	.35
New Salem, Allegan	.25
North Buckeye, Gladwin	.25
Overisel, Allegan	.35
Otisville, Genessee	.20
Pine River, Gratiot	.35
Porter, Midland	.20
Saginaw, Saginaw	.35
Salem, Allegan	.35
Sauble, Lake	.20
Sherman, Isabella	.35
South Adams, Arenac	.35
South Akron, Tuscola	.35
South Buckeye, Gladwin	.35
South Tallmadge, Ottawa	.35
Temple, Clare	.02
Trowbridge, Allegan	$0.35
Vernon, Isabella	.25
Walker, Kent	.35
West Branch, Ogemaw	.35
Winfield, Montcalm	.35
Wise, Isabella	.20
Wyoming Park, Kent	.35
Yost-Jasper, Midland	.20
Zeeland, Ottawa	.25
(21) *Minnesota.*	
(22) *Mississippi:* Carey, Sharkey	.33
(23) *Missouri:* All pools in the State of Missouri; except Tarkio Pool, Atchison County	.35
(24) *Montana: Pool and county:*	
Border, Toole	.35
Cat Creek, Petroleum	.35
Conrad-Midway, Pondera	.25
Elk Basin-Frontier Sand (Light Oil), Carbon	.35
Kevin Sunburst, Toole	.35
Pondera, Teton & Pondera	.35
Reagan Nose, Glacier	.35
Sweet Grass Hills Area, Toole & Liberty	.35
(25) *Nebraska: Pool and county:*	
Barada, Richardson	.20
Falls City, Richardson	.18
Shubert, Richardson	.35
(26) *Nevada.*	
(27) *New Hampshire.*	
(28) *New Jersey.*	
(29) *New Mexico: Pool and county:*	
Anderson, Eddy	.20
Artesia, Eddy	.35
Aztec, San Juan	.35
Barber, Eddy	.27
Benson, Eddy	.09
Cooper-Jal, Lea	.06
Dayton, Eddy	.20
East Lusk, Lea	.35
Empire, Eddy	.35
**Getty, Eddy	.35
Halfway, Lea	.35
Hardy, Lea	.20
High Lonesome, Eddy	.35
Leo, Eddy	.25
Loco Hills, Eddy	.17
Maljamar North, Lea	.35
**Penrose-Skelly (except Clearfork), Lea	.25
P. C. A. Eddy	.35
Rattlesnake, San Juan	.35
Red Lakes, Eddy	.25
*Robinson, Eddy	.35
Salt Lake; Lea	.26
Shugart North, Eddy	.20
Turkey Track, Eddy	.25
(30) *New York:* All pools producing Pennsylvania grade crude in the State of New York	.75
(31) *North Carolina.*	
(32) *North Dakota.*	
(33) *Ohio:* All pools producing Pennsylvania grade crude in the State of Ohio	.75
All other pools in the State of Ohio	.35
(34) *Oklahoma: Pool and county:*	
All pools, Craig	.35
All pools, Nowata	.35
All pools, Rogers	.35
All pools, Washington	.35
Ada East, Pontotoc	.35
Airport, Tulsa	.35
Alabama, Hughes	.35
Allen (0'–2,000'), Pontotoc	.35
Almeda, Osage	.35
Alsuma, Tulsa	.35
Altus, Jackson	.35
Arno, Creek	.20
Arno West, Creek	.20
Asher West, Pottawatomie	.25
Atlantic, Osage	.20
Avant, Osage	.35
Avant West, Osage	.35
Avery, Lincoln	.35
Aztec, Okmulgee and Okfuskee	.35
Backlus, Osage	$0.35
Bald Hill, Okmulgee	.35
Ball, Payne	.35
Baltimore North, Okfuskee and Okmulgee	.35
Bandwheel, Osage	.35
Barker, Osage	.35
Barnes, Garfield	.35
Barnsdall, Osage	.35
Barnsdall South, Osage	.35
Barnsdall West, Osage	.35
Bartlesville, Osage and Washington	.35
Bebee East, Pontotoc and Seminole	.35
Bebee (Hunton Lime), Pontotoc	.35
Beggs North, Okmulgee	.35
Beggs South, Okmulgee	.35
Beidelman, Okfuskee	.35
Beland, Muskogee	.25
Bethel, Seminole	.35
Bethel Northeast, Seminole	.35
Big Horse, Osage	.35
Bilby, Wagoner	.35
Billings (Shallow), Noble	.35
Billings (Siliceous Lime), Noble	.20
Bird Creek, Tulsa and Osage	.35
Birch Creek, Osage	.35
Bixby, Tulsa	.35
Blackwell, Kay	.20
Boston, Osage	.20
Boston North, Osage	.35
Boston Northeast, Osage	.35
Bowden, Creek & Tulsa	.35
Bowring, Osage	.35
Boyle, Muskogee	.35
Boynton, Muskogee	.35
Braman, Kay	.25
Branstetter, Osage	.35
Breene, Osage	.35
Brinton, Okmulgee	.35
Bristow, Creek	.25
Bristow North, Creek	.35
Bristow West, Creek	.35
Britton, Oklahoma	.20
Brock, Carter	.35
Broken Arrow, Tulsa and Wagoner	.35
Brown, Garfield	.35
Broyles, Payne	.25
Bruce, Creek	.35
Bruce East, Creek	.35
Bruner-Vern, Tulsa	.35
Buel, Osage	.35
Bulldog, Osage	.35
Burbank, Kay and Osage	.35
Butler, Muskogee and Okmulgee	.35
Candy Creek, Osage, Washington	.35
Candy Creek, South, Osage	.35
Canfield, Pawnee	.35
Carey, Okfuskee	.25
Castle South, Okfuskee	.35
Cement (Fortuna and Permian), Caddo	.35
Cement West (Noble-Oleson), Caddo	.25
Clarita, Coal	.35
Clearview, Okfuskee	.35
Cleveland, Pawnee	.35
Coalton, Okmulgee and McIntosh	.35
Cole, Muskogee	.35
Cole, Payne	.35
Collinsville, Tulsa	.35
Comanche, Stephens	.35
Conservation, Pontotoc	.35
Corine, Wagoner	.35
Council, Muskogee	.35
Country Club, Osage	.35
Coweta, Wagoner	.35
Cromwell (Gilcrease), Seminole	.25
Cruce, Stephens	.35
Cushing, Creek and Payne	.35
Dalton, Osage	.35
Davenport, Lincoln	.35
Davenport, North, Lincoln	.35
Davenport South, Lincoln	.35
Dawson, Tulsa	.35
Deaner, Okfuskee	.35
Deep Fork, Creek	.35
Deer Creek, Grant	.25
Dewey, Osage and Washington	.35

	Amount of increase (dollars per 42-gallon barrel)
(34) *Oklahoma: Pool and county*—Con.:	
Dill, Okfuskee	$0.20
Dilworth, Kay	.20
Domes, Osage	.35
Donnelly, Creek	.20
Dora, Seminole	.35
Doyle (1200') Stephens	.35
Doyle (Payue), Stephens	.35
Duncan, North, Stephens	.35
Duncan, West, Stephens	.35
Earlsboro, Seminole	.13
Ed Cox, Carter	.35
Edgewood, Osage	.35
Edgewood South, Osage	.35
Edna, Creek	.20
Edna, East, Okmulgee	.35
Elgin, South, Osage	.35
Empire, Stephens	.35
Enfisco, Osage	.35
Enos, Marshall	.35
Eram, Okmulgee	.35
Fairfax, Osage	.35
Falls Dome, Osage	.35
Fields, Okfuskee	.35
Fish (Booch) Seminole	.35
Fisher, Tulsa	.35
**Fitts (Gilcrease, Cromwell, Hunton Lime, Upper Simpson Series) Pontotoc	.25
Fitts North, Pontotoc	.35
Fitts South, Pontotoc	.25
Flat Rock, Osage	.35
Flesher, Osage	.35
Flesher East, Osage	.25
Foraker, Osage	.20
Forty-five, Osage and Washington	.35
Fox (Shallow), Carter	.25
Francis West, Pontotoc	.35
Fream, Hughes	.35
Frederick, Tillman	.35
Ft. Sill, Comanche	.25
Garber, Garfield	.35
George, Wagoner	.35
Gessman, Lincoln	.20
Gillette, Wagoner	.35
Gilliland, Osage	.35
Glen, Creek and Tulsa	.35
Goble, Wagoner	.35
Graham, Carter	.35
Gray (Calvin), Pottawatomie	.20
Grayson, Seminole	.08
Gregory, Okfuskee	.35
Gypsy Hill, Okfuskee and Okmulgee	.35
Gypsy Hill Northwest, Okmulgee	.35
Hallett, Pawnee	.35
Hamilton Switch, Okmulgee	.35
Hanbury, Comanche	.35
Happy Hollow, Osage	.35
Haskell, Muskogee and Okmulgee	.35
Haydenville (Dutcher) Okfuskee	.25
Hector, Okmulgee	.35
Henryetta, Okmulgee	.35
Henryetta Northeast, Okmulgee	.35
Hensley, Okfuskee	.35
Healdton, Carter and Jefferson	.35
Hewitt, Carter	.35
Hewitt West (Old), Carter	.25
Hickory Creek, Osage	.35
Hickory Creek, South, Osage	.35
Hickory Grove, Creek	.25
Hillsdale, Garfield	.35
Hobart, Kiowa	.25
Hoffman, McIntosh and Okmulgee	.35
Holdenville West, Hughes	.35
Homestake, Seminole	.25
Hominy, Osage	.35
Hominy, East, Osage	.35
Hominy Falls, Osage	.35
Hominy South, Osage	.35
Hotulke-West Earlsboro, Pottawatomie	.20
Huffman, Pottawatomie	.35
Independent, Creek, Tulsa and Okmulgee	.35
Ingalls Northeast, Payne	.25
Iron Post, Creek	.35
Isom Springs, Marshall	.35
Jackson, Seminole	.20
Jenks, Tulsa	.35

	Amount of increase (dollars per 42-gallon barrel)
(34) *Oklahoma: Pool and county*—Con.:	
Jennings, Pawnee and Creek	$0.35
Jesse (Gilcrease), Pontotoc	.25
Jesse (Thurman), Pontotoc	.25
Jolly Patton, Muskogee	.35
Josey, Okfuskee	.20
Kaisihke, Osage	.35
Kaisihke, South, Osage	.35
Kaw, Osage	.20
Kellyville, Creek	.35
Kendrick, Lincoln	.17
Keystone, Pawnee, Tulsa and Creek	.35
Kidd, Seminole	.35
Kingston, Marshall	.35
Konawa, Seminole	.20
Konawa East, Seminole	.25
Konawa South, Seminole and Pottawatomie	.25
Knox, Grady and Stephens	.25
Landon, Osage	.35
Langston South, Logan	.20
Lauderdale, Pawnee	.35
Lawton, Comanche	.35
Lee Dome, Osage	.35
Leonard, Tulsa and Wagoner	.35
Lincreek, Lincoln and Creek	.35
Link, Muskogee	.35
Little River East, Seminole	.20
**Loco, Stephens	.35
Long, Hughes	.25
Lookout, Osage	.35
Lovell, Logan	.25
Lyons-Quinn, Okfuskee and Okmulgee	.35
Macomb South, Pottawatomie	.35
Madalene, Osage	.35
Madelene East, Osage	.35
Madill, Marshall	.35
Manion, Osage	.35
Manion North, Osage	.35
Mannford Creek and Pawnee	.35
Maramec, Pawnee	.25
March (Layton-Skinner), Payne	.35
March North, Payne	.20
Markham, Payne	.35
Marshall, Logan	.20
Masham, Pawnee	.35
Maud, Pottawatomie	.20
McLish, Carter	.35
Me-Gra To-Mole, Osage	.35
Mehan, Payne	.35
Mercer, Creek	.25
Meridian, Logan	.20
Mervine South, Kay	.35
Milroy (Shallow), Stephens and Carter	.35
Mobbs, Wagoner	.35
Montezuma, Okmulgee	.35
Morgan, Okfuskee	.25
Morris, Okmulgee and McIntosh	.35
Mounds, Creek, Okmulgee and Tulsa	.35
Muskogee, Muskogee	.35
Muskogee; North, Muskogee	.35
Natura, Okmulgee	.35
Naval Reserve, Osage	.20
Naval Reserve South, Osage	.20
Nelagony, Osage	.25
Newby, Creek	.35
New England, Osage	.35
Nicoma Park, Oklahoma	.20
Norfolk, Payne	.35
Norfolk West, Payne	.25
Nuyaka South, Okmulgee	.35
Nuyaka Southwest, Okmulgee	.35
Oakman, Pontotoc	.35
Ochelata North, Osage and Washington	.35
Okemah, Okfuskee	.35
Okemah West, Okfuskee	.35
Okesa, Osage	.35
Okfuskee, Okfuskee	.35
Oklahoma Central, Okmulgee and Creek	.35
Oklahoma City (Arbuckle Lime), Oklahoma	.35
Okmulgee, Okmulgee	.35
Olean, Creek	.35
Olive, Creek	.35

	Amount of increase (dollars per 42-gallon barrel)
(34) *Oklahoma: Pool and county*—Con.:	
Olympic, Okfuskee and Hughes	$0.35
Oneta, Wagoner	.35
Osage City, Osage	.35
Osage City East, Osage	.35
Osage-Hominy, Osage	.35
Oscar, Jefferson	.25
Overbrook, Love	.20
Owasso, Tulsa	.35
Paden, Okfuskee	.35
Page, Osage and Tulsa	.35
Palacine, Stephens	.20
Papoose, Hughes and Okfuskee	.20
Pawhuska, Osage	.35
Pawhuska West, Osage	.35
Pearsonia, Osage	.11
Penn Creek, Osage	.35
Perryman, Tulsa	.35
Pershing, Osage	.35
Pettit, Osage	.35
Phillipsville, Okmulgee	.35
Pickett-Prairie, Creek	.35
Piggot, Osage	.35
Pine, Okmulgee	.35
Pioneer, Osage	.35
Platter, Osage	.35
Pollyanna, Okmulgee	.35
Ponca City, Kay	.25
Pond Creek, Osage	.35
Poor Farm, Creek	.35
Price, Pawnee	.35
Prue, Osage	.35
Quapaw, Osage	.35
Rainola, Stephens	.35
Ramona, Osage and Washington	.35
Rea, Okmulgee	.35
Red Bank, Creek	.20
Red Fork, Tulsa	.35
Red River Bed, Tillman	.35
Reed, Garfield	.25
Ripley, Payne	.20
Robberson, Garvin	.35
Robinson, Muskogee	.35
Romulus Southwest, Pottawatomie	.20
Rossanna, Seminole	.20
Sac and Fox, Lincoln	.35
Sacred Heart, Pottawatomie	.35
Sams (Pennsylvanian) Noble	.35
Sancho, Seminole	.25
Sand Springs, Tulsa	.35
Sapulpa, Creek	.35
Sapulpa South, Creek	.35
Sasakwa (Calvin Sand) Seminole	.35
Sasakwa East, Seminole and Hughes	.25
Schulter, Okmulgee	.35
Searight East, Seminole	.35
Searight, Seminole	.05
Seay, Jefferson	.35
Seltzer, Wagoner	.35
Seminole East, Seminole	.25
Seminole Northeast, Seminole	.20
Shawnee South, Pottawatomie	.07
Sheldon, Okfuskee	.35
Sheppard, Muskogee	.35
Sholem-Alechem, Carter and Stephens	.25
Signal Hill, Osage	.20
Simmons, Muskogee	.35
Simmons-Black, Okmulgee	.35
Skedee, Pawnee	.35
Skellyville, Lincoln	.35
Skiatook, Osage and Tulsa	.35
Skiatook West, Osage	.35
Slick, Creek	.25
Spaulding, Hughes	.20
Spaulding Southeast, Hughes	.35
Spencer, Okmulgee, Tulsa and Wagoner	.35
Spring (Sand), Jefferson	.20
Stillwater, Payne	.25
St. Louis District, Pottawatomie	.20
St. Louis East, Pottawatomie	.25
St. Louis North, Pottawatomie	.35
Stone Bluff, Wagoner and Tulsa	.35
Stroud East, Creek	.25
Summers, Okmulgee	.35
Sunset, Osage	.35

	Amount of increase (dollars per 42-gallon barrel)
(34) *Oklahoma: Pool and county*—Con.:	
Swan, Seminole	$0.25
Tatums, Carter	.20
Tecumseh East, Pottawatomie	.25
Terlton, Pawnee and Creek	.35
Terlton North, Pawnee	.35
Tibbens-Tibbens North, Creek	.35
Tidal-Osage, Osage	.35
Tipton, Jackson	.25
Thomas, Kay	.01
Tonkawa, Kay and Noble	.20
Transcontinental, Muskogee	.35
Traugh, Seminole	.20
Tull, Creek	.35
Turkey Mountain, Tulsa	.35
Turley, Tulsa and Osage	.35
Tuskegee, Creek	.35
Tuskegee East, Creek	.20
Twin Creek, Osage	.35
Twin Mounds, Payne	.25
Tyrola, Seminole	.20
Tyrola East, Seminole	.25
Velma (Shallow) Stephens	.35
Wagoner, Wagoner	.35
Wagoner South, Wagoner	.35
Walker, Creek	.25
Walker West, Creek	.35
Walters, Cotton and Stephens	.35
Watkins, Osage	.20
Webster, Wagoner	.35
Weleetka, Okfuskee	.35
Weleetka South, Okfuskee	.35
Wellston North, Lincoln	.35
Wetley, Seminole	.35
Wetumka, Hughes	.20
Wetumka South, Hughes	.35
Wewoka (Hunton Lime), Seminole	.35
Wewoka Townsite (Hunton Lime), Seminole	.20
Wheeler, Carter	.35
Whitetail, Osage	.35
Wicey, Tulsa	.35
Wilcox, Creek and Okmulgee	.25
Wildhorse, Osage	.35
Wildhorse North, Osage	.35
Wildhorse South, Osage	.35
Wilson, Pawnee	.25
Wofford, Seminole	.35
Wood, Creek	.25
Woolaroc, Osage	.35
Woolsey, Stephens	.35
Wynona, Osage	.35
Yahola, Muskogee	.35
Yeager North, Hughes	.20
Youngstown, Okmulgee	.35
(35) *Oregon.*	
(36) *Pennsylvania: Pool and county:*	
All pools producing Pennsylvania Grade crude oil in the State of Pennsylvania	.75
All other pools in the State of Pennsylvania	.35
(37) *Rhode Island.*	
(38) *South Carolina.*	
(39) *South Dakota.*	
(40) *Tennessee:* All pools in the State of Tennessee	.35
(41) *Texas: Pool and county:*	
All pools in Archer County (Excepting: Burns Ickert, Cooper, Garrett, Holliday, Hull Silk Sikes, Hull Silk-Sikes-Caddo, Kadane, Kadane Shallow, Luke, Mankings, Ord, Scotland, Scotland Mississippi Lime, Vogtsberger)	.35
All pools in Baylor County (Excepting: Rondham, Seymour)	.35
All pools in Brown County	.35
All pools in Callahan County (Excepting: Scranton)	.35
All pools in Clay County (Excepting: Antelope, Antelope Mississippi Lime, Burns Browning, Burns Midway, Halsell, Hapgood, Joy Mississippi Lime, New York City Mississippi Lime, Ross, Scaling, Stephens, Watson, Wynn)	.35

	Amount of increase (dollars per 42-gallon barrel)
(41) *Texas: Pool and county*—Con.:	
All pools in Coleman County (Excepting: Anzac-Morris, Coker, Gayle, Goldsboro, Jim Ned, Novice, Novice North, Overall, Silver Valley, Williams)	$0.35
All pools in Comanche County	.35
All pools in Cooke County (Excepting: Bindle, Bindle Ellenberger, Dangle, Fleitman, Walnut Bend, Walnut Bend Winger, Walnutbend Montgomery, Wilson, Woodbine	.35
All pools in Eastland County (Excepting: Carbon)	.25
All pools in Erath County	.35
All pools in Foard County (Excepting: Johnson)	.25
All pools in Haskell County	.35
All pools in Jack County (Excepting: Birdwell, East Bryson, Ellis, Ellis-Strawn, Hoefle, McDonald, Meyers, Peek, Pursley, Weir, Wolfe, Worsham, Steed)	.35
All pools in Jones County (Excepting: Akard, Appling, Avoca, Avoca North, Avoca West, Griffin, Grogan, Hardy, Noodle Central, Noodle South, Sayles, Stitch, Strand, Triplett, Wimberly)	.35
All pools in Montague County (Excepting: Benson, Bonita, Bowers, Chapman, McFarlin, Clingingsmith, Dobson, Forestburg, Hildreth, Hults and Owens, Illinois Bend, Mueller, Mueller-Caddo, Ringold, Rogers and Rogers, Sanders, Stoneburg, Turner)	.35
All pools in Palo Pinto County	.35
All pools in Shackelford County (Excepting: Ivy, Nail, Roark-Nail)	.35
All pools in Stephens County (Excepting: Brownville, Donnell, Hill, Loving, Stroud Deep)	.35
All pools in Taylor County (Excepting: Bowles, Lake Kirby, Merkel, Reddin, Reddin Frazier, Trent)	.20
All pools in Throckmorton County (Excepting: Batchler, Ewalt, McKnight, Parratt)	.35
All pools in Wichita County (Excepting: Airport, Davidson, K. M. A., K. M. A. Ellenberger, West)	.35
All pools in Wilbarger County (Excepting: Consolidated, Electra-Ellenberger, Fargo, Harrold, Main, Potts-Ellenberger, Rock Crossing (Canyon), Rock Crossing (Ellenberger), Rogers-McCrary)	.35
All pools in Young County (Excepting: Allar, Allar Caddo, Anzac-Graham, Briar Creek, Burns Larimore, Burns-Ragland Mississippi Lime, Burns-Ragland Strawn, Daws, Edmunds, Garvey, Halbert Caddo, James, Kerlyn, Knight, Knox, Knox North (Caddo), Knox Mississippi Lime, Lupton McLester, Murray, Murray Caddo, Padgett Mississippi Lime, Sewell, Walsh, Williamson)	.35
Adami, Webb	.35
Agua Prieta, Duval	.35
Akard, Jones	.25
Apco (1600')—Lehn, Pecos	.35
Appling, Jones	.25
Aspermont, Stonewall	.25
Aviators, Webb	.35
Bateman, Bastrop	.20
Beddo, Runnels	.25
Bee Creek, Caldwell	.35
Bennett (W. S. Rotan), Fisher	.20
Bird Island, Kleberg	.25
Blackwell, Coke	.25
Blue Ridge, Fort Bend	.11
Bob Rose, Caldwell	.35
Bolivar, Denton	.35
Bolt, Kimble	.35

	Amount of increase (dollars per 42-gallon barrel)
(41) *Texas: Pool and county*—Con.:	
Bowles, Taylor	$0.35
Brenham, Austin	.35
Bruni, Webb	.35
Bruni East, Webb	.35
Buchanan, Caldwell	.35
Burdette Wells, Caldwell	.35
Burnell South, Karnes	.20
Caesar, Bee	.35
Camada, Jim Wells	.35
Calliham, McMullen and Live Oak	.35
Carbon, Eastland	.35
Cayuga, Freeston	.31
Cedar Creek, Bastrop	.35
Chapman Abbott, Williamson	.35
Charamousca South, Duval	.20
Charco Redona, Zapata	.35
Chicon Lake, Medina	.35
Chiltipin, Duval	.35
Clabberhill (Holt), Andrews	.12
Clara Couch, Crockett	.35
Clark, Guadalupe	.25
Cole West, Webb	.25
Collinsville, Grayson	.35
Colmena, Duval	.20
Comitas, Zapata	.35
Corsicana Shallow, Navarro	.35
Cowden, Crane	.35
Crockett, Crockett	.25
Cuellar, Zapata	.35
Currie, Navarro	.25
Dale, Caldwell	.35
Dale West, Caldwell	.35
Damon Mound, Brazoria	.25
Deep Rock, Andrews	.25
Deupree, Bexar	.35
Diamond Half, Goliad	.25
Dobbs, Ward	.25
Dunlap, Guadalupe and Caldwell	.35
Eckert, Bexar	.35
Edwards, Crane	.25
Ellison Young, Caldwell	.35
El Tangue, Starr	.35
Emperor (Deep), Winkler	.25
Escobas, Zapata	.35
Ezzell, Live Oak and McMullen	.25
Fairfield, Bexar	.35
Fleitmann, Cooke	.25
Fostoria, Montgomery	.25
Fromme, Pecos	.25
Frost, Starr	.35
Fuhrman-Mascho, Andrews	.04
Garza, Garza	.20
Gas Ridge, Bexar	.35
Gayle, Coleman	.20
Ginter, Angelina	.35
Goldsmith North, Ector	.20
Goodrich, Polk	.35
Government Wells South, Duval	.20
Grayson, Reagan	.24
Grosbeck, Limestone	.25
Hendrick, Winkler	.25
Harper, Ector	.20
Heiner, Pecos	.20
Holbein, Jim Hogg	.20
Hoover, Crockett	.35
Howard-Glasscock, Howard and Glasscock	.04
Hull-Silk-Sikes-Caddo, Archer	.25
Huntington, Angelina	.35
Humble, Harris	.25
Hurdle, Upton	.35
Iatan-East Howard, Howard	.02
Iatan-North, Howard	.15
Jacob, McMullen	.35
James, Young	.20
Johnson, Foard	.35
Kermit, Winkler	.35
Killam, Webb	.35
Killam North, Webb	.35
Kimbro, Travis	.35
KMA North (Strawn), Wichita	.20
Knight, Young	.25
Knox, Young	.20
Kohler, Duval	.35
Lake Kirby, Taylor	.35
La Reforma, Starr	.25

	Amount of increase (dollars per 42-gallon barrel)
(41) *Texas: Pool and county*—Con.:	
Las Animas, Jim Hogg	$0.25
La Vernia, Guadalupe	.35
Lentz, Bastrop	.20
Live Oak, Crockett	.35
Loma Novia, Duval	.20
Loma Vista, Duval	.35
Lopez, Webb and Duval	.20
Los Olmos, Starr	.35
Lost Lake, Chambers	.35
Loving, Stephens	.25
Lubbock, Lubbock	.35
Luby Deep, Nueces	.20
Luling Branyon, Guadalupe and Caldwell	.25
Lykes, Webb	.35
Lytton Springs, Caldwell	.35
Manila, Jim Hogg	.35
Marion Co. Shallow, Marion	.35
Masterson, Pecos	.35
Matthews, Williamson	.35
*McCamey, Crane and Upton	.06
McMillian, Runnels	.35
Mexia, Limestone	.20
Minerva Rockdale, Milan	.35
Mirando City, Webb	.35
Mirando Valley, Zapata	.35
Moore, Howard	.35
Morita, Howard	.35
Munson, McMullen	.35
Mykawa, Harris	.25
Netterville, Pecos	.35
Noack, Williamson	.35
Normanna, Bee	.35
Oakville, Live Oak	.18
O'Connor McFadden, Refugio	.20
Oilton, Webb	.35
Old Batson, Hardin	.35
Olson, Crockett	.17
Orange, Orange	.20
Overall, Coleman	.20
Panola Co. (Bethany), Panola	.35
Parker, Andrews	.24
Payton, Pecos and Ward	.25
Pecos Valley L. G., Pecos	.35
Pecos Valley H. G., Pecos and Ward	.35
Peters, Duval	.20
Peters East, Duval	.25
Pierce Junction, Harris	.14
Plummer, Bee	.25
Potter, Marion	.35
Pottsboro, Grayson	.35
Potts-Ellenberger, Wilbarger	.25
Powell, Navarro	.20
Premont, Jim Wells	.25
Pruett, Ward	.35
Rancho Salo, Duval	.35
Rancho, Salo Extension, Duval	.35
Randado, Jim Hogg	.35
Refugio (Old), Refugio	.02
Remo (Osborne area), Wheeler	.25
Rhodes, Cochran	.35
Ricaby, Starr	.35
Richards, Pecos	.35
Richland, Navarro	.25
Rio Grande, Starr	.35
Riddle, Bastrop	.20
*Roark-Nail, Shackelford	.20
Robinson, Duval	.35
Ross (Caddo), Clay	.20
Roselyn, Harris	.35
Rotan, Fisher	.20
Royston, Fisher	.20
Sadler, Grayson	.35
Salt Flat, Caldwell	.20
Sam Fordyce, Hidalgo	.25
Sam Fordyce North, Starr	.20
Sand Flat (Odessa), Smith	.20
Sand Flat (Paluxy), Smith	.35
Sandhills West, Crane	.20
Sandia, Jim Wells	.35
Saratoga, Hardin	.35
Sarnosa, Duval	.20
Sayles, Jones	.25
Scranton, Callahan	.25
Scarborough, Winkler	.20
*Sewell, Young	.20
Sharon Ridge (1700' Zone), Scurry and Mitchell	$0.35
Sharon Ridge (2400' Zone), Scurry and Mitchell	.25
Shearer, Pecos	.20
Simpson, Crockett	.35
Smyer, Hockley	.20
Snyder, Howard	.25
Somerset, Bexar and Atascosa	.35
Sour Lake, Hardin	.20
South Bosque, McLennan	.35
South Liberty, Liberty	.20
South Seven Sisters, Duval	.35
Scuthton, Bexar	.35
Spiller, Guadalupe	.35
Spindletop, Jefferson	.20
St. Charles, Aransas	.25
Stoneburg, Montague	.14
Taylor Ina, Medina	.35
Taylor-Link, Pecos	.20
Teci (Osborne area), Wheeler	.25
Tehuacana, Limestone	.20
Telferner, Victoria	.25
Tenney Creek, Caldwell	.25
Thrall, Williamson	.35
Toborg, Pecos	.35
Trent, Taylor	.35
Triplet, Jones	.25
Tuleta, Bee	.35
Tulsita, Bee	.35
Walnut Creek, Caldwell	.35
Ward South, Ward	.35
Waskom, Harrison	.35
Webb Ray, Upton	.35
Welch, Dawson	.24
West Andrews, Andrews and Eetor	.35
Westbrook, Mitchell	.20
Wheat, Loving	.20
White & Baker, Pecos	.03
White Creek, Live Oak	.25
World, Crockett	.15
Wortham, Freestone	.15
Wortham Shallow, Freestone	.35
Van Shallow, Van Zandt	.35
Victoria, Victoria	.20
Vincent (4,000'–5,500'), Howard	.25
Von Ormy, Bexar	.35
Yonst, Bastrop	.35
Zaboroski, Guadalupe	.35
(42) *Utah.*	
(43) *Vermont.*	
(44) *Virginia:* Lee County, Lee	.75
(45) *Washington.*	
(46) *West Virginia:*	
All pools producing Pennsylvania Grade crude oil in the State of West Virginia	.75
All other pools in West Virginia	.35
(47) *Wisconsin.*	
(48) *Wyoming: Pool and county:*	
Big Muddy, Converse	.20
Dallas and Derby, Fremont	.35
Dewey, Weston	.35
Elk Basin-Frontier Sand (Light Oil), Park	.35
Garland (Madison), Big Horn	.35
G. P. Lease, Carbon	.35
Grass Creek, Frontier Sand (Light Oil), Hot Springs	.25
Greybull, Big Horn	.35
Half-Moon, Park	.35
Hidden Dome, Washakie	.35
Horse Creek, Laramie	.35
Iron Creek, Natrona	.35
Kirby Creek, Hot Springs	.35
Maverick Springs, Fremont	.28
Mule Creek East, Niobrara	.20
Mule Creek West, Niobrara	.35
North La Barge, Sublette	.35
Osage, Weston	.35
Pilot Butte (Upper Light Oil), Fremont	.35
Pitchfork, Park	.34
Poison Spider, Natrona	.25
Rex Lake, Albany	.25
Salt Creek (Shale, First, Second and Third Wall Creek), Natrona	$0.20
Salt Creek (Morrison), Natrona	.25
Salt Creek West, (Shale), Natrona	.35
Simpson Ridge, Carbon	.35
Shoshone, Park	.35
Spindletop (Sundance), Natrona	.25
Spring Valley, Vinta	.35
Teapot (outside Naval Reserve), Natrona	.35
Warm Springs West, Hot Springs	.25

[Paragraph (a) amended by Am. 1, 10 F.R. 4618, effective 4–1–45; Am. 2, 10 F.R. 5832, effective 5–1–45; Am. 3, 10 F.R. 6790, effective 5–1–45; Am. 4, 10 F.R. 7597, effective 6–1–45; Am. 5, 10 F.R. 9356, effective 7–1–45; Am. 6, 10 F.R. 10446, effective 8–1–45; Am. 7, 10 F.R. 12068, effective 9–1–45; Am. 8, 10 F.R. 13383, effective 10–1–45; Am. 9, 10 F.R. 14410, effective 11–1–45; Am. 10, 11 F.R. 374, effective 12–1–45; Am. 11, 11 F.R. 1258, effective 1–1–46; Am. 12, 11 F.R. 2104, effective 2–1–46; and Am. 13, 11 F.R. 3144, effective 3–1–46. *Items added; **prices amended by Am. 15, effective as of 4–1–46]

(b) "Applicant" means a person who is designated as eligible to file a claim under the Stripper Well Compensatory Regulation of Defense Supplies Corporation.

(c) No maximum price increase is granted by this order to any pool discovered on or after January 1, 1944, unless such pool and the amount of the increase is specifically designated herein.

(d) An increase granted by this order to crude petroleum produced from a particular pool or horizon is applicable only to that portion of such production which is segregated and gauged separately from any crude petroleum for which an increase has not been authorized or for which a different increase has been authorized.

(e) This order may be revoked, amended or corrected at any time.

(f) This order shall become effective as of March 1, 1945. [Revised Maximum Price Regulation 436, Order 37 originally issued April 2, 1945.]

[Effective dates of amendments are shown in notes following the parts affected]

Issued this 16th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–8275; Filed, May 16, 1946; 11:29 a. m.]

[RMPR 528, Order 107]

TIRES AND TUBES, RECAPPING AND REPAIRING, AND CERTAIN REPAIR MATERIALS

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 16 (d) of Revised Maximum Price Regulation 528, *It is ordered:*

(a) Maximum retail prices for the following sizes of a new truck tire and truck tube, shall be:

Size	Ply rating	Type	Maximum retail price, each
11.00–18	8	Mud and snow truck tire	$93.40
30.00–32		Truck tube	312.00

(b) All provisions of Revised Maximum Price Regulation 528 not inconsistent with this order shall apply to sales covered by this order.

(c) This order may be revoked or amended by the Office of Price Administration at any time.

This order shall become effective May 21, 1946.

Issued this 16th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–8276; Filed, May 16, 1946; 11:29 a. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File Nos. 59–17, 59–11, and 54–25]

UNITED LIGHT AND POWER CO. ET AL.

NOTICE OF FILING AND ISSUANCE OF CAPITAL STOCK BY MICHIGAN-WISCONSIN PIPE LINE CO.

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 15th day of May A. D. 1946.

In the matter of The United Light and Power Company, The United Light and Railways Company, American Light & Traction Company, Continental Gas & Electric Corporation, United American Company, and Iowa-Nebraska Light and Power Company, Respondents, File No. 59–17; The United Light and Power Company and its subsidiary companies, Respondents, File No. 59–11; The United Light and Power Company, Applicant, File No. 54–25. Application No. 27.

Notice is hereby given that American Light & Traction Company ("American Light"), a registered holding company and a subsidiary of The United Light and Railways Company ("Railways"), also a registered holding company, and Michigan-Wisconsin Pipe Line Company ("Michigan-Wisconsin"), a subsidiary of American Light, have joined in filing an amended application and declaration (designated as "Application No. 27") pursuant to the Public Utility Holding Company Act of 1935.

All interested persons are referred to said amended application-declaration which is on file in the offices of the Commission for a statement of the transactions therein proposed which may be summarized as follows:

Michigan-Wisconsin will issue and sell to American Light 3,100 shares of Michigan-Wisconsin's capital stock of the par value of $100 per share upon payment by American Light of the aggregate par value of $310,000 in cash.

The purchase by American Light of such shares, it is stated, will provide Michigan-Wisconsin with funds estimated to be sufficient to discharge obligations incurred and to be incurred in the development of the plans and design and in the prosecution of the application for authorization by the Federal Power Commission of Michigan-Wisconsin's pipeline project as well as applications necessary to procure all other required governmental authority, permits and rights in connection with such pipe line project. The only securities heretofore issued by Michigan-Wisconsin consist of 50 shares of capital stock of the par value of $100 per share.

Expenses to be incurred in connection with this application-declaration, as amended, are estimated at $741 of which $400 are to be paid by American Light and the remainder by Michigan-Wisconsin.

Notice is further given that any interested party may, not later than May 28, 1945, at 5:30 p. m., e. d. s. t., request the Commission in writing that a hearing be held on such matters, stating the reasons for such request and the nature of his interest, or may request that he be notified if the Commission should order a hearing thereon. At any time thereafter, said amended application-declaration, as filed or as amended, may be granted and permitted to become effective, as provided in Rule U-23 of the rules and regulations promulgated pursuant to said act, or the Commission may exempt such transactions as provided in Rules U-20 (a) and U-100 thereof. Any such request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46–8225; Filed, May 16, 1946; 9:36 a. m.]

[File Nos. 54–116, 54–66, 59–61]

SCRANTON-SPRING BROOK WATER SERVICE CO., ET AL.

SUPPLEMENTAL ORDER RELEASING JURISDICTION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 13th day of May, A. D. 1946.

In the matters of Scranton-Spring Brook Water Service Company, Pennsylvania Water Service Company, Federal Water and Gas Corporation, File No. 54–116; Federal Water and Gas Corporation and Subsidiary Companies, File No. 54–66; Federal Water and Gas Corporation and Subsidiary Companies, Respondents, File No. 59–61.

The Commission on March 7, 1946, having issued its order under applicable provisions of the Public Utility Holding Company Act of 1935, approving an Amended Plan, and granting and permitting to become effective applications and declarations, of Federal Water and Gas Corporation ("Federal"), a registered holding company, Pennsylvania Water Service Company ("Pennsylvania"), an exempt holding company and a subsidiary of Federal, and Scranton-Spring Brook Water Service Company ("Scranton"), a gas utility company, a water company, an exempt holding company and a subsidiary of Federal and of Pennsylvania, said Amended Plan providing, among other things, that if certain new securities, more particularly described therein, were issued and sold by Scranton, Federal would send a notice addressed to all holders of the $6 and $5 Cumulative Preferred Stocks of Scranton and to the $6 Cumulative Preferred Stock of Pennsylvania, designating a 15-day period within which they may, if they so desire, sell to Federal the new common stock, to be acquired by them pursuant to the Amended Plan, at $13.685 per share, and that Federal would purchase all shares so tendered at $13.685 per share within such designated period; and

The Commission in said order of March 7, 1946, having reserved jurisdiction to determine, among other things, the following:

The appropriateness of any communications which Federal proposes to mail to the public preferred stockholders of Scranton and Pennsylvania containing the purchase offer hereinabove described.

Federal having filed forms of notice dated May 13, 1946, to be mailed to holders of record of certificates of new common stock of Scranton, certificates of the $6 and $5 Cumulative Preferred Stocks of Scranton and of the $6 Cumulative Preferred Stock of Pennsylvania, and to be published in the New York Times, New York Sun, Wall Street Journal, Philadelphia Inquirer, Wilkes-Barre Record and Scranton Times, which forms of notice contain an offer by Federal to purchase, during the period beginning at 9:00 a. m., e. d. s. t., on May 15, 1946, and ending at 3:00 p. m., e. d. s. t., on May 29, 1946, any shares of the new common stock of Scranton tendered to Federal at $13.685 per share; and

It appearing to the Commission that said forms of notice appear appropriate;

It is ordered, That jurisdiction be, and it hereby is, released in respect of said forms of notice concerning the above purchase offer by Federal.

The Commission in its said order of March 7, 1946, having reserved jurisdiction to make further appropriate recitals and findings in conformity with the provisions of sections 371, 372, 373 and 1808 of the Internal Revenue Code, as amended; and Federal having filed an application herein containing a request for further recitals pursuant to said provisions of the Internal Revenue Code respecting the proposed application by Federal of $2,781,875 or any part thereof to the purchase of shares of the new common stock of Scranton; and it appearing that Federal has in its treasury $2,781,875, representing the unexpended balance of the proceeds of sales made by Federal of the common stocks of West Virginia Water Service Company, Ohio Water Service Company and Peoples Water and Gas Company, and the proposed application of said funds is necessary or appropriate to the integration or simplification of the holding company system of which Scranton, Pennsylvania and Federal are members, and is necessary or appropriate to the effectuation of the provisions of section 11 (b) of the act;

It is further ordered and recited, That the application by Federal Water and Gas Corporation of $2,781,875 or any part thereof to the purchase of shares of the new common stock of Scranton-Spring Brook Water Service Company is necessary or appropriate to the integration or simplification of the holding company system of which Scranton-Spring Brook Water Service Company, Pennsylvania Water Service Company and Federal Water and Gas Corporation are members, and is necessary or appropriate to the effectuation of the provisions of section 11 (b) of the Public Utility Holding Company Act of 1935; said sum of $2,781,875 being the unexpended balance of the proceeds of sales of stocks heretofore made by Federal Water and Gas Corporation as follows:

West Virginia Water Service Co. common stock	$577,000
Ohio Water Service Co. common stock	1,093,040
Peoples Water & Gas Co. common stock	1,111,835
	$2,781,875

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-8226; Filed, May 16, 1946; 9:36 a. m.]

[File No. 70-1291]

GULF STATES UTILITIES CO.

NOTICE OF FILING AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 15th day of May 1946.

Notice is hereby given that a declaration has been filed with this Commission, pursuant to the Public Utility Holding Company Act of 1935 and the rules and regulations thereunder, by Gulf States Utilities Company ("Gulf States"), a subsidiary of Engineers Public Service Company (Incorporated), a registered public utility holding company.

All interested persons are referred to said document which is on file in the offices of the Commission for a statement of the transactions therein proposed which may be summarized as follows:

(1) Gulf States proposes to issue and sell, pursuant to the competitive bidding provisions of Rule U-50, $27,000,000 principal amount of First Mortgage Bonds, ____% Series due 1976 (the interest rate to be fixed by competitive bidding);

(2) Gulf States proposes to issue to Irving Trust Company an unsecured promissory note in the principal amount of $2,000,000, payable in equal semi-annual installments to June 1, 1956, such note to bear interest at the rate of 1¾% per annum. It is stated that the note will not be resold to the public and no finders' fee or other fee, commission or remuneration will be paid in connection with its issuance; and

(3) Gulf States proposes to use the proceeds from the sale of the bonds and from the issuance of the note (together with cash in its treasury available for that purpose) to redeem, in accordance with their terms, all of the outstanding $27,300,000 principal amount of its First Mortgage and Refunding Bonds, Series D, 3½%, due May 1, 1969 at the redemption price of 107 and accrued interest.

The declarant has designated section 7 of the Act and Rules U-42 and U-50 as being applicable to the proposed transactions.

It appearing to the Commission that it is appropriate in the public interest and in the interests of investors and consumers that a hearing be held with respect to said declaration and that said declaration shall not be permitted to become effective except pursuant to further order of the Commission;

It is ordered, That a hearing on said declaration under the applicable provisions of the act and rules of the Commission thereunder be held on May 28, 1946 at 10:00 a. m., e. d. t., in the office of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. On such day the hearing room clerk in Room 318 will advise as to the room in which such hearing shall be held.

It is further ordered, That Robert P. Reeder, or any other officer or officers of the Commission designated by it for that purpose shall preside at such hearing. The officer so designated to preside at such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of said act and to a trial examiner under the Commission's rules of practice.

It is further ordered, That the Secretary of the Commission shall serve, by registered mail, a copy of this order on Gulf States Utilities Company; and that notice of said hearing be given to all other persons by publication of this order in the FEDERAL REGISTER. Any person desiring to be heard in connection with these proceedings, or proposing to intervene herein, shall file with the Secretary of the Commission, on or before May 27, 1946, his request or application therefor, as provided by Rule XVII of the rules of practice of the Commission.

It is further ordered, That, without limiting the scope of the issues presented by said declaration, particular attention will be directed at said hearing to the following matters and questions:

(1) Whether the bonds and note proposed to be issued and sold by Gulf States will be reasonably adapted to the security structure and earning power of Gulf States and necessary and appropriate to the economical and efficient operation of the business in which the company is presently engaged;

(2) Whether the fees, commissions or other remuneration to be paid in connection with the issue and sale of said securities are reasonable;

(3) Whether the proposed accounting entries to be recorded in connection with the proposed transactions are proper and conform to sound accounting principles; and

(4) Generally, whether the proposed transactions comply with all the applicable provisions of the act and rules and regulations promulgated thereunder and whether it is necessary or appropriate in the public interest or for the protection of investors or consumers or to prevent the circumvention of any of the provisions of the Act or rules, regulations or orders thereunder to impose terms and conditions in connection with any of the proposed transactions.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-8227; Filed, May 16, 1946; 9:36 a. m.]

[File No. 70-1145]

FEDERAL WATER AND GAS CORP., AND SOUTHERN NATURAL GAS CO.

NOTICE OF FILING AND NOTICE OF AND ORDER RECONVENING HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 13th day of May A. D. 1946.

Notice is hereby given that Federal Water and Gas Corporation ("Federal"), a registered holding company, and its subsidiary, Southern Natural Gas Company ("Southern"), a registered holding company and a natural gas transmission company, have filed with this Commission an amendment to their joint application-declaration designating sections 7, 10, 11 and 12 of the Public Utility Holding Company Act of 1935 and Rules U-42, U-43 and U-50 promulgated thereunder as being applicable thereto. All interested persons are referred to said documents which are on file in the offices of this Commission for a statement of the transactions therein proposed, which may be summarized as follows:

Southern proposes to acquire and Federal proposes to sell to Southern 12,500 shares (all) of the common stock, no par value, of Mississippi Gas Company ("Mississippi") for a base cash consideration of $1,173,484, subject to adjustment in an amount equal to the earned surplus, if any, of Mississippi as of the date of closing. Southern further proposes to acquire and Federal proposes to sell to Southern 7,500 shares (all) of the common stock, $100 per share par value, of Chattanooga Gas Company ("Chattanooga") for a base consideration of $860,587, subject to adjustment in an amount equal to the earned surplus of Chattanooga as of the date of closing.

Southern proposes to issue and sell to seventeen banks $22,500,000 aggregate principal amount of Serial Notes of which (1) $13,500,000 principal amount will bear interest at 2% per annum, maturing semi-annually from May 1, 1947, to an including May 1, 1956, and (2) $9,000,000 principal amount will bear interest at 2⅞% per annum, maturing on May 1, 1956.

Southern further proposes to redeem (1) its presently outstanding First Mortgage Pipe Line Sinking Fund Bonds, 3¼% Series, due 1956, outstanding as at March 31, 1946, in the aggregate principal amount of $12,998,000, at the current redemption price thereof, 104½% of their principal amount plus interest accrued to the date of redemption, (2) its presently outstanding 2½% Serial Notes, in the aggregate principal amount due November 1, 1946, and $300,000 principal amount due May 1, 1947); and (3) its presently outstanding 1½% Notes, due September 26, 1946, in the principal amount of $790,000. Southern states that the proceeds of the proposed new Serial Notes will be applied to the purchase of the common stocks of Mississippi and Chattanooga and the redemption of the presently outstanding securities mentioned above, and that the balance of such proceeds estimated to be in the amount of $5,005,292, will be used for construction of additions to its pipe line system, for drilling and development activities, for investment in securities of its subsidiary, Southern Production, Inc., and for other corporate purposes.

Southern estimates its total expenses to be approximately $15,000, consisting of $7,500 for legal fees, auditors' fees and miscellaneous expenses and $7,500 for expenses in connection with the proposed redemption of its outstanding securities. Federal estimates its total expenses to be about $2,500, including legal fees and expenses.

Federal states that the proceeds to be received from the proposed sale of the common stock of Mississippi and Chattanooga will be added to its general funds.

Federal requests that the Commission reserve jurisdiction to make such order or orders as may be appropriate, conforming to the requirements of sections 371 (b), 371 (f) and 1808 (f) of the Internal Revenue Code, as amended, and containing the recitals and specifications required thereby.

Public hearings having been held with respect to the joint application-declaration and amendment thereto, heretofore filed and having been continued subject to call; and

It appearing to the Commission that it is appropriate in the public interest and in the interests of investors and consumers that such hearings should be reconvened for the purpose of adducing further evidence and affording further opportunity to all interested persons to be heard;

It is hereby ordered, That the hearing in this matter be reconvened on May 27, 1946, at 10:00 a. m., e. d. s. t., in the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania, in such room as the hearing room clerk in Room 318 will at that time advise. All persons desiring to be heard or otherwise wishing to participate in the proceedings should file with the Commission on or before May 23, 1946, a written request relative thereto as provided by Rule XVII of the rules of practice of the Commission.

It is further ordered, That Robert P. Reeder, or any other officer or officers of the Commission designated by it for that purpose, shall preside at such reconvened hearing. The officer so designated to preside at such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of the act and to a trial examiner under the Commission's rules of practice.

It is further ordered, That the Secretary of the Commission shall serve notice of the aforesaid hearing by mailing copies of this order by registered mail to Federal Water and Gas Corporation, Southern Natural Gas Company, Federal Power Commission, Mississippi Public Service Commission, Alabama Public Service Commission, Georgia Public Service Commission, Tennessee Railroad and Public Utilities Commission, and Central Hanover Bank & Trust Company of New York, Trustee under the indenture securing the bonds of Southern Natural Gas Company, and that notice of said hearing be given to all other persons by publication of a copy of this notice and order in the FEDERAL REGISTER.

It is further ordered, That without limiting the scope of the issues presented by said amended application-declaration, particular attention will be directed at said hearing to the following matters and questions:

(1) Whether the consideration proposed to be paid by Southern and received by Federal for the securities of Mississippi and Chattanooga is in all respects reasonable and appropriate;

(2) Whether the acquisition by Southern of the securities of Mississippi and Chattanooga will be detrimental to the public interest or the interests of investors or consumers or the proper functioning of the Southern holding company system; and whether the proposed acquisitions will serve the public interest by tending towards the economical and efficient development of an integrated public utility system and will not otherwise be detrimental to the carrying out of the provisions of section 11 of the Act;

(3) Whether the securities proposed to be issued and sold by Southern are reasonably adapted to the earning power of Southern and to the security structure of Southern and other companies in the Federal holding company system, and whether financing by the issue and sale of such securities in the respective amounts proposed is necessary or appropriate to the economical and efficient operation of the businesses in which Southern is engaged;

(4) Whether the accounting entries to be made in connection with the proposed transactions are proper;

(5) Whether the fees, commissions and other remunerations to be paid directly or indirectly in connection with the proposed transactions are reasonable;

(6) Generally, whether the proposed transactions comply with all of the applicable provisions and requirements of the act and rules and regulations promulgated thereunder and whether it is necessary or appropriate in the public interest or for the protection of investors and consumers or to prevent the circumvention of any provisions of the act or rules, regulations, or orders thereunder to impose terms and conditions in connection with any of the proposed transactions.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-8228; Filed, May 16, 1946; 9:37 a. m.]

[File No. 70-1216]

CITIES SERVICE POWER & LIGHT CO. ET AL.

ORDER GRANTING APPLICATIONS AND DECLARATIONS TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 14th day of May A. D. 1946.

In the matter of Cities Service Power & Light Company, The Ohio Public Service Company, The Marion-Reserve Power Company, and Ohio River Power, Inc. File No. 70-1216.

Cities Service Power & Light Company (Power & Light), a subsidiary of Cities Service Company, both registered holding companies, and its subsidiaries, The Ohio Public Service Company (Public Service), The Marion-Reserve Power Company (Marion-Reserve), and Ohio River Power, Inc. (Power Company), having filed applications and declarations and amendments thereto, pursuant to sections 6 (b), 7, 9, 10, and 12 of the Public Utility Holding Company Act of 1935 and the Rules and Regulations promulgated thereunder with respect to:

(a) The issue and sale by Public Service, pursuant to the competitive bidding provisions of Rule U-50, of (1) $32,000,000 principal amount of first mortgage bonds due 1976, (2) $6,000,000 principal amount of Serial Notes due 1947 through 1956, and (3) 156,300 shares of $100 par value cumulative preferred stock;

(b) The amendment by Public Service of its Articles of Incorporation regarding the authorization of the new preferred stock and the change of each share of its outstanding common stock and of its authorized common stock of $100 par value per share, into 20 shares of $5.00 par value common stock;

(c) The issue and sale by Public Service of $5,208,300 aggregate par value shares of common stock to Power & Light for $5,000,000 in cash and $208,300 par value of Public Service's outstanding preferred stock held by Power & Light to be surrendered and retired;

(d) The use by Public Service of the proceeds of the sale of its securities to be sold pursuant to the competitive bidding provisions of Rule U-50, together with such portion of the cash proceeds of the sale of its common stock to Power & Light, to redeem and retire (1) its presently outstanding $28,900,000 principal amount of first mortgage bonds, 4% Series due 1962 at 104¼% of principal amount, (2) its outstanding $320,000 principal amount of Serial Notes (4% due serially to August 1947) at 102% of principal amount, (3) its outstanding $614,000 principal amount of Promissory Notes (2⅞% due serially to January 1948) at 101% of principal amount, (4) its outstanding $15,161,400 par value of First Preferred Stock of various series at the redemption prices applicable thereto, (5) the outstanding 22,306 shares of preferred stock of Marion-Reserve at $105 per share, the redemption price applicable thereto, and to the payment of (1) the 4% Promissory Note of Power Company due in installments to May 1957 in the principal amount (as at December 31, 1945) of $6,836,441, and (2) expenses incurred in connection with such redemption and payment, including overlapping interest and dividends;

(e) The joinder of Marion-Reserve and Power Company in the mortgage securing the proposed First Mortgage Bonds of Public Service;

(f) The liquidation of Marion-Reserve and Power Company and the acquisition of all their assets by Public Service;

(g) The pledge by Power & Light of the shares of Common Stock of Public Service to be acquired under a Custodian Agreement dated March 15, 1944, as security for the Bank Loan Notes of Power & Light in accordance with the terms of said Notes and of the Loan Agreement dated January 5, 1944.

A public hearing having been held, after appropriate notice, and the Commission having considered the record and having made and filed its findings and opinion herein:

It is ordered, That the said applications and declarations, as amended, regarding the transactions summarized above be, and the same hereby are, granted and permitted to become effective, subject to the terms and conditions prescribed in Rule U-24, and to the following further conditions:

1. That the proposed issue and sale of said first mortgage bonds, serial notes, and preferred stock by Public Service shall not be consummated until the results of competitive bidding, pursuant to Rule U-50, shall have been made a matter of record in this proceeding and a further order shall have been entered by this Commission in the light of the record so completed, which order may contain such further terms and conditions as may then be deemed appropriate; and

2. That jurisdiction be, and hereby is, reserved with respect to the payment of all fees and expenses of all counsel incurred or to be incurred in connection with the proposed transactions.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-8229; Filed, May 16, 1946; 9:37 a. m.]

[File No. 70-1242]

ILLINOIS POWER CO.

SUPPLEMENTAL ORDER PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 15th day of May 1946.

Illinois Power Company ("Illinois Power"), a registered holding company and public utility company, having filed an application pursuant to section 6 (b) of the Public Utility Holding Company Act of 1935 ("the act") regarding the issue and sale, by competitive bidding pursuant to the requirements of Rule U-50 promulgated under the Act, of $45,000,000 principal amount of First Mortgage Bonds, ----% Series due 1976, and of $9,000,000 principal amount of Sinking Fund Debentures, ----% Series due 1966; and

The Commission having considered said application pursuant to section 6 (b) as a declaration pursuant to section 7 of the act, and having by order dated April 18, 1946, permitted said declaration to become effective subject to entry of a further order of the Commission after the results of competitive bidding pursuant to Rule U-50 had been supplied by amendment, and subject further to reservation of jurisdiction with respect to legal and auditing fees and expenses proposed to be paid in connection with the proposed security issues, and with respect to certain accounting entries as specified in said order of April 18, 1946; and

Illinois Power having filed a further amendment herein on May 15, 1946, setting forth the action taken to comply with the requirements of Rule U-50 and submitting results of the invitation for competitive bids, as follows:

BONDS

Bidder	Price to company	Interest rate	Cost to company
The First Boston Corp....	102.039	2¾	2.78
Halsey, Stuart & Co.....	101.90	2⅞	2.79

DEBENTURES

The First Boston Corp.....	101.039	2¾	2.69
Halsey, Stuart & Co.....	100.29	2¾	2.74

Said amendment having further stated that Illinois Power has accepted the bid of The First Boston Corporation for the first mortgage bonds, as set out above, and that said bonds will be offered for sale to the public at a price of 102.54 resulting in an underwriters' spread of .501; and

Said amendment having further stated that Illinois Power has accepted the bid of The First Boston Corporation for the Sinking Fund Debentures, as set out above, and that said Debentures will be offered for sale to the public at a price of 101.54 resulting in an underwriters' spread of .501; and

The Commission having examined said amendment and having considered the record herein and finding no basis for imposing terms and conditions with respect to the prices to be paid for said Bonds and Debentures, the respective redemption prices thereof, the respective interest rates thereon, and the respective underwriters' spreads,

It is ordered, That the declaration herein, as amended, be, and the same hereby is, permitted to become effective, subject, however, to the terms and conditions prescribed in Rule U-24.

It is further ordered, That the jurisdiction heretofore reserved with respect to the payment of all legal and auditing fees and expenses in connection with the security issues, be and it is hereby continued.

It is further ordered, That the jurisdiction heretofore reserved to pass upon the accounting entries made by Illinois Power Company in connection with the loss resulting from the sale of certain interests in and property of Illinois Terminal Railroad Company, including entries relating to Paid-In Surplus and Depreciation accounts of Illinois Power Company, be and it hereby is continued.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-8230; Filed, May 16, 1946; 9:37 a. m.]

[File No. 70-1264]

JOHN H. WARE, 3D

ORDER GRANTING APPLICATION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 13th day of May 1946.

John H. Ware, 3d, having filed an application pursuant to section 9 (a) (2) of the Public Utility Holding Company Act of 1935 in respect to his proposed acquisition from the Harrisburg Trust Company, Executor of the Estate of Robert Hall Craig, deceased, of the outstanding capital stock of Mount Carmel Citizens Gas Company, consisting of 300 shares, without par value, and the outstanding capital stock of Ashland Gas Light Company, consisting of 600 shares, without par value, for a cash consideration of $35,110 subject to adjustment for profits or losses to the closing date.

Said application having been filed on March 29, 1946, and an amendment thereto having been filed on April 26, 1946, and notice of such filing having been duly given in the manner prescribed by Rule U-23 of the rules and regulations promulgated pursuant to said act, and the Commission not having received a request for hearing with respect to said application within the period specified in said notice, or otherwise, and not having ordered a hearing thereon; and

The Commission finding that such transaction has the tendency required by section 10 (c) (2) of the act and observing no basis for adverse findings under the other applicable standards of section 10 of the act:

It is hereby ordered, Pursuant to said Rule U-23 and the applicable provisions of said act and subject to the terms and conditions prescribed in Rule U-24, that the aforesaid application be, and hereby is, granted forthwith.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-8231; Filed, May 16, 1946; 9:37 a. m.]

Reference

MAY 20 '46

THE NATIONAL ARCHIVES — LITTERA SCRIPTA MANET — 1934 — OF THE UNITED STATES

FEDERAL REGISTER

VOLUME 11 NUMBER 98

Washington, Saturday, May 18, 1946

The President

EXECUTIVE ORDER 9726

TRANSFER OF FISCAL FUNCTIONS RELATING TO LEND-LEASE MATTERS FROM THE DEPARTMENT OF STATE TO THE TREASURY DEPARTMENT

By virtue of the authority vested in me by the Constitution and the statutes, including the act of March 11, 1941, as amended, entitled "An Act further To Promote the Defense of the United States, and for Other Purposes" (55 Stat. 31), and as President of the United States, it is hereby ordered as follows:

1. All functions with respect to the maintenance of accounts and other fiscal records relating to lend-lease and reverse lend-lease matters under the said act of March 11, 1941 (hereinafter referred to as the act), are transferred from the Department of State to the Treasury Department and shall be administered under the supervision and direction of the Secretary of the Treasury. The Department of State shall continue to administer all other functions relating to the administration of the act which are now under the jurisdiction of that Department.

2. In carrying out the purposes and provisions of paragraph 1 of this order, the Treasury Department:

(a) Shall perform all necessary fiscal functions and maintain all necessary fiscal records and prepare all required reports pertaining to the act, except that, until such date as the Director of the Bureau of the Budget shall determine, the Secretary of State shall prepare for the President the reports required under section 5 (b) of the act.

(b) Shall furnish the Department of State with such information and reports concerning lend-lease operations as may be requested by such Department, including information as to the status of funds.

(c) In accordance with the request of the Secretary of State, shall make additional allocations to procurement agencies of the Government of available funds, and shall bill, collect, and account for funds from foreign governments and others, under the act.

(d) After consultation with the Department of State, shall revoke excess allocations in the hands of procurement agencies and return such funds to the master account.

(e) May act through the personnel transferred hereunder or through such other personnel of the Treasury Department as the Secretary of the Treasury may designate.

3. There is transferred to the Treasury Department so much as the Director of the Bureau of the Budget shall determine to relate primarily to the functions transferred by this order of the records, personnel, and property of the Department of State and of the unexpended balances of the funds of the Department of State available or to be made available for use in connection with the administration of the functions transferred by this order.

4. The Department of State shall provide the Treasury Department with two certified copies of all agreements relating to lend-lease settlements and with two copies of all other documents and correspondence which in any way affect lend-lease accounting records.

5. The Secretary of State and the Secretary of the Treasury shall from time to time jointly recommend to the Director of the Bureau of the Budget amounts by which lend-lease appropriations may be rescinded or placed in reserve.

6. All prior regulations, rulings, and directives relating to the functions transferred by this order shall remain in effect except as hereafter amended or revoked by the Secretary of the Treasury. To the extent authorized by law, the Secretary of the Treasury may issue such additional regulations and instructions as he may deem necessary to carry out this order.

7. All provisions of prior Executive orders and of prior instructions to any Federal agency in conflict with this order are amended accordingly.

8. This order shall become effective at the close of business on May 31, 1946.

HARRY S. TRUMAN

THE WHITE HOUSE,
May 17, 1946.

[F. R. Doc. 46-8337; Filed, May 17, 1946; 11:52 a. m.]

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FEDERAL REGISTER

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Book 1: Titles 1 through 9, including, in Title 3, Presidential documents in full text with appropriate reference tables.

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A limited sales stock of the 1944 Supplement (3 books) is still available at $3 a book.

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PART 27—TEMPORARY CIVIL SERVICE REGULATIONS

EXEMPTIONS FROM CLASSIFICATION

The following is to be added to the list of exempted positions in the final paragraph of § 27.2 (c) (2) *Exemptions from classification* (11 F.R. 1424, 3469, 4323, 4853, 4909):

Position and Effective date

Appointments by the State, War and Navy Departments to all positions assigned exclusively to Central Intelligence Group activities: May 17, 1946.

By the United States Civil Service Commission.

[SEAL] H. B. MITCHELL, *President.*

[F. R. Doc. 46-8293; Filed, May 16, 1946; 1:32 p. m.]

TITLE 7—AGRICULTURE

Chapter XI—Production and Marketing Administration (War Food Distribution Orders)

[WFO 54, Amdt. 5]

PART 1401—DAIRY PRODUCTS

DRIED SKIM MILK

War Food Order No. 54, as amended (8 F.R. 7210; 9 F.R. 2875, 4321, 4319, 9584; 10 F.R. 103, 126, 10419; 11 F.R. 4781), is hereby further amended as follows:

1. By deleting the provisions of § 1401.25 (a) (8) and inserting, in lieu thereof, the following:

(8) "Authorized receiver" means any person who has facilities or access to facilities which enable him to receive, store, and ship dried skim milk in carload lots, who customarily ships dried skim milk in carload lots, and who holds a letter of authority, issued by the Administrator, to receive dried skim milk pursuant to the provisions hereof. The term "authorized receiver" shall also include any person who is authorized pursuant hereto to receive such dried skim milk in that capacity.

2. By deleting the provisions of § 1401.25 (b) (8) and inserting, in lieu thereof, the following:

(8) No person may serve as an authorized receiver unless he has, from the Administrator, a letter of authority in force and effect to serve as an authorized receiver pursuant hereto. Any letter of authority heretofore issued pursuant to any provisions of War Food Order No. 54, as amended (8 F.R. 7210; 9 F.R. 2875, 4321, 4319, 9584; 10 F.R. 103, 126, 10419), in effect at any time up to 12:01 a. m., e. s. t., May 1, 1946, and which had not been revoked or otherwise terminated up to that time, shall be deemed to be a proper letter of authority in force and effect as if issued pursuant to the provisions of the following two sentences of this paragraph. Any person who desires to serve as an authorized receiver on or after May 1, 1946, and who does not hold a letter of authority as aforesaid shall file with the Administrator an application upon a form approved by the Administrator, setting forth the information requested in said form of application. Thereupon, the Administrator shall consider such application and issue a letter of authority if, in the opinion of the Administrator, the issuance of such letter of authority will tend to effectuate the purposes of this order. Any letter of authority may be revoked at any time by the Administrator. No person shall represent himself to be an authorized receiver unless he holds a letter of authority as referred to in this paragraph. No person other than a designated agency or an authorized receiver shall receive, or after receipt, deal in dried skim milk set aside pursuant to the provisions hereof.

The provisions of this amendment shall be effective as of 12:01 a. m., e. s. t., May 17, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken under the said War Food Order No. 54, as amended, prior to the effective time of the provisions of this order, all provisions of the said War Food Order No. 54, as amended, in effect prior to the effective time of the provisions of this order shall be deemed to continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087)

Issued this 16th day of May 1946.

CLINTON P. ANDERSON, *Secretary of Agriculture.*

[F. R. Doc. 46-8312; Filed, May 17, 1946; 11:10 a. m.]

[WFO 44, Amdt. 19]

PART 1465—FISH AND SHELLFISH

RESTRICTIONS ON 1946 PACK OF CANNED FISH

War Food Order No. 44, as amended (11 F. R. 3631, 5105), is further amended as follows:

1. By deleting the first sentence in § 1465.20 (b) (1) and inserting, in lieu thereof, the following: "No canner may sell or deliver any canned fish of his 1946 pack of any of the classes numbered 1 to 9, inclusive (designated herein), except as permitted by the provisions of this order."

2. By deleting, from the provisions in (b) (2) of § 1465.20, the words "classes numbered 1 to 4, inclusive" and inserting, in lieu thereof, the words "classes numbered 1 to 5, inclusive."

3. By deleting, from the provisions in (b) (8) of § 1465.20, the words "classes numbered 1 to 4, inclusive" and inserting, in lieu thereof, the words "classes numbered 1 to 5, inclusive."

This order shall become effective at 12:01 a. m., p. s. t., May 17, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken under War Food Order No. 44, as amended, prior to the effective time of the provisions hereof, the provisions of said War Food Order No. 44, as amended, in effect prior to the effective time hereof shall be deemed to continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087)

Issued this 16th day of May 1946.

[SEAL] CLINTON P. ANDERSON, *Secretary of Agriculture.*

[F. R. Doc. 46-8313; Filed, May 17, 1946; 11:10 a. m.]

TITLE 8—ALIENS AND NATIONALITY

Chapter II—Office of Alien Property Custodian

[Gen. Order 11, Reg. 8]

PART 503—GENERAL ORDERS

LICENSING CERTAIN TRANSACTIONS INVOLVING PATENTS AND TRADEMARKS

§ 503.11–8 *Licensing certain transactions involving patents and trademarks*—(a) *Definitions.* The term "trade or communication" shall have the meaning assigned in Treasury General Ruling No. 11, section 4 (d), under Executive Order No. 8389, as amended. The term "national" shall have the meaning assigned in paragraph 58 of Executive Order No. 8389, as amended: *Provided, however,* That, for the purpose of this section, only such persons shall be deemed to be nationals of Germany, Japan, Italy, Bulgaria, Rumania or Hungary as are also enemy nationals as defined in said General Ruling No. 11.

(b) *General license.* A general license is hereby granted authorizing all transactions prohibited by § 503.11, except as specified in paragraphs (c), (d), and (e) of this section.

(c) *General license does not extend to Germans or Japanese.* This license does not extend to any transaction by, or on behalf of, or pursuant to the direction of Germany or Japan or any national thereof. This license does not extend to any transaction involving property in which Germany or Japan or any national thereof has at any time on or since June 14, 1941 had any interest of any nature whatsoever, direct or indirect. This license does not extend to any transaction involving trade or communication, direct or indirect, with Germany or Japan or persons resident in the territory thereof, or which is carried out as the result of such trade or communication.

(d) *General license is granted conditionally in the case of Italy, Bulgaria, Rumania and Hungary.* In the case of any transaction by, or on behalf of, or pursuant to the direction of Italy, Bulgaria, Rumania or Hungary, or any national thereof, or which involves property in which Italy, Bulgaria, Rumania or Hungary or any national thereof, has at any time on or since the effective date of Executive Order No. 8389, as amended, had any interest of any nature whatsoever, direct or indirect, this license authorizes only the following transactions and only on the following conditions:

(1) The filing in the United States Patent Office of applications for Letters Patent and for Trademark Registration, and the prosecution in the United States Patent Office of applications for Letters Patent and for Trademark Registration, and the receipt of Letters Patent or Trademark Registration certificates granted pursuant to any such application, for and on behalf of individuals resident in, or firms or corporations having their principal place of business in Italy, Bulgaria, Rumania or Hungary, is authorized. *Provided:*

(i) That if the person filing or prosecuting any such application or acting as attorney or agent in connection therewith has any knowledge, information or belief concerning any instrument, agreement or understanding affecting title to, or granting any interest in, including licenses under any such application, he may record under the provisions of subparagraph (3) of this paragraph, the instrument, agreement or understanding, if it is in his possession or control and recordable, or, if he has such knowledge, information or belief and does not record the instrument, agreement or understanding, he shall at the time of filing the application or the first paper filed therein in the United States Patent Office after the date of this amended section (unless a report on Form APC–13P or APC–13T has previously been filed with respect to such application) file directly with the Alien Property Custodian a report on Form APC–13P for patents or Form APC–13T for trademarks, setting forth under oath the information called for therein, except that such report need not be executed under oath in cases where the person reporting is an attorney or agent registered in the United States Patent Office, if such attorney or agent certifies that the statements made therein are true and complete to the best of his knowledge and belief;

(ii) That the person filing or prosecuting any such application shall notify the Patent Office in writing that the application is being filed and prosecuted pursuant to this section;

(iii) That such application, or the blueprints, drawings, sketches or other information upon which any such application is based, was received in the United States after the date upon which

this section is published in the FEDERAL REGISTER; or, in the case of transactions for and on behalf of Italy or nationals thereof, after September 28, 1945: *And provided, further,*

(iv) That nothing contained herein shall relieve any person executing any instrument under the authorization of subparagraph (3) of this paragraph from the requirement of recording such instrument set forth in subparagraph (3) (i) of this paragraph.

(2) Applications, Letters Patent and Trademark Registrations, filed or prosecuted under subparagraph (1) of this paragraph will be subject to the power of the Alien Property Custodian to take such action as he deems necessary in the national interest, including but not limited to, the power to direct, manage, supervise, control or vest, with respect thereto.

(3) The execution of any instrument recordable in the United States Patent Office, and the recording of such instrument in the United States Patent Office, if such instrument affects title to or grants any interest in, including licenses under, (a) any United States Letters Patent or Trade-mark Registration issued as a result of applications filed pursuant to subparagraph (1) of this paragraph; or (b) under any applications filed pursuant to subparagraph (1) of this paragraph is authorized: *Provided,*

(i) That such instrument be recorded in the United States Patent Office within ninety days of the date of execution thereof or within such further time as may be allowed by the Alien Property Custodian;

(ii) That the person presenting such instrument for recording shall attach thereto and record in the United States Patent Office therewith a copy of Form APC–15, and shall file therewith in the United States Patent Office a report on Form APC–14P for patents or APC–14T for trade-marks, setting forth under oath the information called for therein;

(iii) That such instrument may be set aside by the Alien Property Custodian upon notice mailed to the person recording the instrument at the address given on the form filed with the instrument, and the patents, trademarks, applications, or rights thereunder so transferred may be vested by the Alien Property Custodian at any time within a period of three years from the date of recording, except that the Alien Property Custodian may in his discretion reduce such period of time with respect to any such instrument after the recording thereof.

(e) *Past transactions remain subject to prior regulations.* Any instrument heretofore recorded pursuant to and in accordance with the provisions of § 503.11–2 or § 503.11–7 prior to the present amendment, shall be subject to the provisions thereof, including particularly, but without limitation, the provision reserving the power of the Alien Property Custodian to set aside such instrument within 3 years from the date of such recording and to take such other action as he may deem appropriate.

(f) *Limitations of scope of this general license.* (1) This general license does not authorize:

(i) Any transactions not specifically enumerated herein, such transactions being permitted only upon specific authorization from the Alien Property Custodian; or

(ii) The receipt of any funds or credits with respect to the transactions licensed herein except as such receipt may be permitted by the Treasury Department; or

(iii) The payment of any funds or credits to any party to an instrument executed or recorded hereunder with respect to the property affected by such instrument, except nominal consideration not exceeding One Dollar, as long as such instrument is subject to being set aside in accordance with the conditions of paragraph (d) (3) (iii) of this section, except into a special account from which withdrawals can be made only upon the approval of the Alien Property Custodian. Any such special account shall be subject to all provisions governing special accounts established under paragraph (d) (3) of § 503.11–2, as amended, including all provisions of § 503.11–4.

(2) Attention is directed to § 131.72 of Title 31, Chapter I (Treasury General License No. 72) as amended.

(3) No extension of time granted under this section is intended to affect in any respect the provisions of R. S. 4898 (U. S. C., title 35, sec. 47) relating to the recording of assignments of patents in the United States Patent Office, or of sec. 10 of the act of February 20, 1905, as amended (U.S.C., title 15, sec. 90) relating to the recording of assignments of trademarks.

(40 Stat. 411, 50 U.S.C. App.; 55 Stat. 839; 50 U.S.C. App. (Supp. 1945); E.O. 9193, 7 F.R. 5205)

Executed at Washington, D. C., on May 15, 1946.

[SEAL] JAMES E. MARKHAM,
Property Custodian.

[F. R. Doc. 46–8316; Filed, May 17, 1946; 11:11 a. m.]

[Gen. Order 12, Reg. 1]

PART 503—GENERAL ORDERS

EXEMPTION OF PATENT APPLICATIONS OF CERTAIN CONSIGNORS OR INVENTORS

Section 503.12–1 Regulation No. 1 under General Order 12 is hereby amended to read as follows:

§ 503.12–1 *Exempting patent applications of certain consignors or inventors from requirements of § 503.12.* Any application for United States Letters Patent or Trademark Registration or any model, blueprint, drawing, sketch, correspondence, memorandum of invention, report or other written information for the purpose of preparing an application for United States Letters Patent, if received by a person within the United States from an inventor and consignor within Italy, Bulgaria, Rumania, or Hungary, is hereby exempted from the requirement of paragraph (b) of § 503.12 provided such application is filed with the United States Patent Office pursuant to § 503.11–8.

Executed at Washington, D. C., on May 15, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–8317; Filed, May 17, 1946; 11:11 a. m.]

TITLE 19—CUSTOMS DUTIES

Chapter I—Bureau of Customs

[T. D. 51455]

PART 10—ARTICLES CONDITIONALLY FREE, SUBJECT TO A REDUCED RATE, ETC.

PUBLIC INTERNATIONAL ORGANIZATIONS

Customs exemptions accorded to public international organizations and certain aliens connected therewith—Regulations prescribed under Public Law No. 291, 79th Congress, approved December 29, 1945, entitled the "International Organizations Immunities Act."

The following section is hereby added to Part 10 of the Customs Regulations of 1943 (19 CFR, Cum. Supp., Part 10):

§ 10.30a *Organizations included.* (a) The President, by virtue of the authority vested in him by section 1 of Public Law No. 291, 79th Congress, approved December 29, 1945,[22a] has designated [22b] the following organizations as public international organizations entitled to the free entry privileges of that statute: The Food and Agriculture Organization, The International Labor Organization, The Pan American Union, The United Nations, and The United Nations Relief and Rehabilitation Administration.[22c]

[22a] For the purposes of this title, the term "international organization" means a public international organization in which the United States participates pursuant to any treaty or under the authority of any Act of Congress authorizing such participation or making an appropriation for such participation, and which shall have been designated by the President through appropriate Executive order as being entitled to enjoy the privileges, exemptions, and immunities herein provided. The President shall be authorized, in the light of the functions performed by any such international organization, by appropriate Executive order to withhold or withdraw from any such organization or its officers or employees any of the privileges, exemptions, and immunities provided for in this title (including the amendments made by this title) or to condition or limit the enjoyment by any such organization or its officers or employees of any such privilege, exemption, or immunity. The President shall be authorized, if in his judgment such action should be justified by reason of the abuse by an international organization or its officers and employees of the privileges, exemptions, and immunities herein provided or for any other reason, at any time to revoke the designation of any international organization under this section, whereupon the international organization in question shall cease to be classed as an international organization for the purposes of this title. (Sec. 1, Public Law No. 291—79th Congress.)

[22b] Executive Order No. 9698, dated February 19, 1946. Additions to this list or changes therein will be published in the Treasury decisions.

[22c] Although the International Monetary Fund and the International Bank for Reconstruction and Development have not been designated by the President as public international organizations entitled to the benefits of Public Law No. 291, certain customs exemptions have been prescribed for such organizations in Public Law No. 171, 79th Congress, approved July 31, 1945, and, in appropriate cases, will be the subject of individual instructions from the Department.

[22d] Insofar as concerns customs duties and internal-revenue taxes imposed upon or by reason of importation, and the procedures in connection therewith; the registration of foreign agents; and the treatment of official communications, the privileges, exemptions, and immunities to which international organizations shall be entitled shall be those accorded under similar circumstances to foreign governments. (Sec. 2 (d), Public Law No. 291—79th Congress.)

Pursuant to regulations prescribed by the Commissioner of Customs with the approval of the Secretary of the Treasury, the baggage and effects of alien officers and employees of international organizations, or of aliens designated by foreign governments to serve as their representatives in or to such organizations, or of the families, suites, and servants of such officers, employees, or representatives shall be admitted (when imported in connection with the arrival of the owner) free of customs duties and free of internal-revenue taxes imposed upon or by reason of importation. (Sec. 3, Public Law No. 291—79th Congress.)

(b) Pursuant to sections 2 (d) and 3 [23d] of the act, property of the above-named organizations and the baggage and effects of the alien officers and employees thereof, of aliens designated by foreign governments to serve as their representatives in or to such organizations, or of the families, suites, and servants of such officers, employees, or representatives, shall be admitted free of duties and internal-revenue taxes imposed upon or by reason of importation, but such exemption shall be granted only upon the receipt in each instance of the Department's instructions which will be issued only upon the request of the Department of State.

(c) The term "baggage and effects" as used in section 3 of the act includes all articles which are imported by, and in connection with the arrival of, a person entitled to the benefits of the act and which are intended for his bona fide personal or household use, but does not include articles imported as an accommodation to others or for sale or other commercial use.

(d) All articles accorded free entry under the act shall be entered or withdrawn in accordance with the requirements prescribed by the Tariff Act of 1930, as amended, and the regulations thereunder.

(e) Certified or other customs invoices shall not be required for articles accorded free entry under the act.

(f) Any customs bond which may be required from one of the above-named organizations in connection with the importation or entry of merchandise into, or the exportation of merchandise from, the United States may be accepted without surety.

(g) The provisions of the act are applicable, insofar as duties and internal-revenue taxes imposed upon or by reason of importation are concerned, only with respect to articles entered, or withdrawn from warehouse, for consumption on and after December 29, 1945. (Sec. 3, Public Law No. 291—79th Congress; secs. 498, 624, 46 Stat. 728, 759; 19 U.S.C. 1498, 1624; E.O. 9698, February 19, 1946, 11 F.R. 1809)

[SEAL] FRANK DOW,
Acting Commissioner of Customs.

Approved: May 13, 1946.

O. MAX GARDNER,
Acting Secretary of the Treasury.

[F. R. Doc. 46–8292; Filed, May 16, 1946; 12:18 p. m.]

[23d] Executive Order No. 9698, dated February 19, 1946. Additions to this list or changes therein will be published in the Treasury decisions.

TITLE 26—INTERNAL REVENUE

Chapter III—The Tax Court of the United States

PART 701—RULES OF PRACTICE

MISCELLANEOUS AMENDMENTS

These sections are issued pursuant to the authority contained in section 1111, Internal Revenue Code of 1939.

1. In § 701.2 *Admission to practice,* paragraph 4, 1st line, after the word "applicant" add the words "for admission by examination." At the end of paragraph 5, add "(For name of payee, see Rule 8)."

2. In § 701.6 *Initiation of a proceeding—petition,* amend sub-paragraph (c) to read as follows:

(c) A statement of the deficiency (or liability, as the case may be), determined by the Commissioner, the nature of the tax, the period for which determined, and the collection district in which the return was filed.

3. Section 701.8 is amended to read as follows:

§ 701.8 *Fee for filing petition.* The fee for filing a petition with the Court shall be $10, payable at the time of filing. Make checks, money-orders, etc., payable to The Treasurer of the United States.

4. In § 701.14 *Answer,* strike the sentence "Each paragraph contained in the answer shall be numbered to correspond with the paragraphs of the petition", and substitute "Paragraphs of the answer shall be numbered to correspond to those of the petition to which they relate."

5. Section 701.24 is amended to read as follows:

§ 701.24 *Substitution or withdrawal of counsel—entry of appearance.* Counsel of record in any proceeding desiring to withdraw or any petitioner desiring to withdraw counsel of record must file a motion with the Court requesting leave therefor and must show in the motion that notice of the proposed change has been given to the client or to counsel being withdrawn, as the case may be. An original and two copies of the motion must be filed. The Court may, in its discretion, withhold the permission requested in such motions.

Where the petition is not subscribed by counsel, or counsel of record has withdrawn, counsel subsequently appearing for the petitioner shall immediately file two copies of his entry of appearance, which shall include statements of his admission to practice before the Court and of his mailing address.

Notice of a change in the mailing address of counsel or petitioner shall be filed promptly with the Court, in duplicate, and a separate notice shall be filed for each docket number involved.

5. In § 701.51 *Costs; preparation of record on review,* add to the 2d paragraph: "(For name of payee, see Rule 8.)"

6. Section 701.53 is amended to read as follows:

§ 701.53 *Copies of records; fees for furnishing.* A plain or a certified copy of any document, record, entry, or other paper pertaining to a proceeding before this Court may be had upon application to the Clerk, the fee to be charged and collected therefor to be determined in accordance with the provisions of section 1133, Internal Revenue Code, and the act of September 27, 1944, 58 Stat. 743.

7. In § 701.61 *Computation of time; Saturdays, Sundays and holidays,* line 2, insert "Saturdays" before "Sundays." In line 4, insert "Saturday" before "Sunday." In line 6, insert "Saturday" before "Sunday."

8. Section 701.63 is amended to read as follows:

§ 701.63 *Proceedings based upon disallowance of claims for refund or relief.* All of the rules of practice, with appropriate changes in wording wherever necessary, shall apply to proceedings involving the disallowance of claims for refund or relief over which this Court has jurisdiction. Petitions in such cases shall have attached to them a copy of the notice of disallowance, together with whatever statements may accompany that notice, and shall also have attached to them a copy of the claim or application for refund or relief.

By the Court.

[SEAL] BOLON B. TURNER,
Presiding Judge,
The Tax Court of the United States.

[F. R. Doc. 46–8314; Filed, May 17, 1946; 11:10 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter XI—Office of Price Administration

PART 1315—RUBBER AND PRODUCTS AND MATERIALS OF WHICH RUBBER IS A COMPONENT

[RPS 87, Amdt. 15]

SCRAP RUBBER

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Footnote 11 to Table I under paragraph (a) of § 1315.1263, Appendix A, is amended to read as follows:

[11] *Solid tires.* This kind shall consist of solid motor truck and tank track block tires and shall be free from oxidized tires, metal, hard bases, fibre bases, and cloth bases.

This amendment shall become effective May 22, 1946.

Issued this 17th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8320; Filed, May 17, 1946; 11:29 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[MPR 53, Amdt. 59]

FATS AND OILS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Maximum Price Regulation No. 53 is amended in the following respects:

1. Section 8.3a (a) is amended by adding to the first paragraph the following sentence: "However, olive oil shipped into a foreign trade zone from outside the continental United States for transshipment and actually trans-shipped to a destination outside the continental United States shall not be considered 'imported' for purposes of this section."

2. Subparagraph 3 of section 8.3a is revoked.

This amendment shall become effective May 16, 1946.

Issued this 16th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8305; Filed, May 16, 1946; 4:28 p. m.]

PART 1418—TERRITORIES AND POSSESSIONS

[RMPR 395,[1] Amdt. 23]

GROCERY ITEMS IN VIRGIN ISLANDS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 395 is amended in the following respects:

1. In section 17 the first column heading in Table IV is amended to read: "Item and brand name," and the following items are added to read as follows:

TABLE IV—MAXIMUM PRICES FOR CERTAIN DAIRY PRODUCTS SOLD OR DELIVERED IN THE VIRGIN ISLANDS OF THE UNITED STATES

Item and brand name	Quantity	At wholesale in St. Croix, St. Thomas	At retail in St. Croix, St. Thomas	At retail St. John
			Per unit	*Per unit*
Powdered milk:				
Golden State	1 lb. can		$0.75	$0.80
	2½ lb. can		1.70	1.75
	5 lb. can		3.00	3.10
Klim	1 lb. can		.75	.80
	2½ lb. can		1.70	1.75
	5 lb. can		3.00	3.10
Nido	1 lb. can		.75	.80
	2½ lb. can		1.70	1.75
	5 lb. can		3.00	3.10
Lactogen	1 lb. can		1.05	1.10
	2½ lb. can		2.45	2.50
Raw milk[1]	1 Quart		.125	
	½ Quart		.10	

[1] "Raw milk" means unpasteurized, whole cow's milk in fluid form.

[1] 10 F.R. 5941, 6946, 7799, 8069, 8899, 9227, 9625, 11437, 11305.

NOTE: Notwithstanding the provisions of section 15 of this regulation, the maximum prices for quantities of evaporated milk and quantities and brands of powdered milk not specified in Table IV shall remain subject to Maximum Price Regulation 201.

2. In section 46 (b) (1), Table XXXIV is amended to read as follows:

Brand	Maximum retail price per package of 20 cigarettes	Maximum retail price per carton of 10 packages	Maximum wholesale price per carton of 10 packages
Chesterfield	$0.09	$0.75	$0.67
Camel	.09	.75	.67
Lucky Strike	.09	.75	.67
Kool	.09	.75	.67
Phillip Morris	.09	.75	.67
Old Gold	.09	.75	.67
Raleigh	.09	.75	.67
Rameses	.09	.75	.67
Raporel Duc D'Alys	.09	.75	.67
Wings	.07	.55	.49

3. In section 46 (b) (2), Table XXXV is amended to read as follows:

Brand	Maximum retail price per package of 20 cigarettes	Maximum retail price per carton of 10 packages	Maximum wholesale price per carton of 10 packages
Chesterfield	$0.09	$0.72	$0.66
Camel	.09	.72	.66
Lucky Strike	.09	.72	.66
Kool	.09	.72	.66
Phillip Morris	.09	.72	.66
Old Gold	.09	.72	.66
Raleigh	.09	.72	.66
Rameses	.09	.72	.66
Raporel Duc D'Alys	.09	.75	.69
Wings	.07	.55	.46

4. In section 46 (b) (3), Table XXXVI is amended to read as follows:

Brand	Maximum retail price per package of 20 cigarettes	Maximum retail price per carton of 10 packages	Maximum wholesale price per carton of 10 packages
Chesterfield	$0.10	$0.76	$0.70
Camel	.10	.76	.70
Lucky Strike	.10	.76	.70
Kool	.10	.76	.70
Phillip Morris	.10	.76	.70
Old Gold	.10	.76	.70
Raleigh	.10	.76	.70
Rameses	.10	.76	.70
Raporel Duc D'Alys	.10	.79	.73
Wings	.08	.59	.53

5. In section 46, paragraphs (a) (7), (b) (1) (i), (b) (2) (i) and (b) (3) (i) are hereby revoked.

This amendment shall become effective May 22, 1946.

Issued this 17th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8324; Filed, May 17, 1946; 11:30 a. m.]

PART 1412—SOLVENTS

[MPR 37, Amdt. 16]

BUTYL ALCOHOL AND ESTERS THEREOF

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 37 is amended as follows:

Section 1412.117, Appendix B (b) is amended to read as follows:

(b) *Differentials for fluctuations in average cost per pound of butyl alcohol.* For every increase or decrease of $.01 per pound in the computed average cost of butyl alcohol delivered at the works from a base average cost of $.15 per pound, the maximum prices for dibutyl phthalate set forth in paragraph (a) above shall be increased or decreased, as the case may be, by $.0057 per pound except that these maximum prices shall not be lower than the maximum prices established under the General Maximum Price Regulation.

This amendment shall become effective May 22, 1946.

Issued this 17th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8321; Filed, May 17, 1946; 11:29 a. m.]

PART 1420—BREWERY, DISTILLERY AND WINERY PRODUCTS

[RMPR 259,[1] Amdt. 11]

MALT BEVERAGES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 259 is amended in the following respects:

1. Section 2.10 (b) (2) (i) is amended to read as follows:

(i) Total costs for the items manufactured by applicant plus a margin equal to 3 percent of the adjusted selling price, if the applicant's percentage of net operating profits (before income and excess profits taxes) to net sales, during the most recent six months of operation, was lower than 3 percent.

2. Section 4.3 (c) is amended to read as follows:

(c) *For sales by one retailer to another and for resales of item so purchased.* A retailer's maximum price for an item of domestic malt beverage for sales thereof to another retailer shall be his cost of acquisition, per case, for his latest base purchase of the item, or if he made no base purchase of the item, his cost of acquisition, per case, for his most recent purchase of the item from any supplier, multiplied by 1.35, plus applicable delivery charges, if any, plus or minus (as may be appropriate) any difference in applicable State and local taxes and markup thereon. The purchasing retailer's maximum price per case for his sales thereof shall not exceed the maximum price of his supplier to the same class of purchaser (adjusted to reflect

[1] 10 F.R. 10212, 11905, 14901; 11 F.R. 1212, 1526.

delivery charges, if any) plus or minus (as may be appropriate) any difference in applicable State and local taxes and markup thereon.

This amendment shall become effective May 22, 1946.

Issued this 17th day of May 1946.

PAUL A. PORTER,
Administrator.

Approved: May 8, 1946.

N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 46-8323; Filed, May 17, 1946; 11:29 a. m.]

PART 1499—COMMODITIES AND SERVICES

[MPR 586, Amdt. 5 to Supp. Storage Reg. 2[1]]

MODIFICATIONS OF MAXIMUM PRICES FOR COTTON WAREHOUSING AND COTTON COMPRESSING

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

In section 5, the matter preceding paragraph (a) is amended to read as follows:

SEC. 5. *Government-owned cotton of crops prior to 1944.* Effective August 1, 1945, and without regard to whether a particular warehouseman may have had a lower charge for such cotton in effect during March 1942, maximum charges for storage and handling in and out of warehouse of government-owned cotton harvested prior to August 1, 1944 shall be as follows:

This amendment shall become effective May 22, 1946.

Issued this 17th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8326; Filed, May 17, 1946; 11:31 a. m.]

PART 1499—COMMODITIES AND SERVICES

[MPR 586, Amdt. 6 to Supp. Storage Reg. 1[1]]

WAREHOUSING GOVERNMENT-OWNED COTTON IN BRISTOL COUNTY, MASS.

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

A new section 19 is added, to read as follows:

SEC. 19. *Storage and handling of government-owned cotton in Bristol County, Massachusetts.* Maximum charges for storage and handling of "government-owned cotton", as defined in section 2 (c) of Supplementary Storage Regulation 3, performed at locations in Bristol County, Massachusetts, shall be:

(a) For services of receiving, weighing, tagging, sampling, issuing warehouse receipts, and placing in storage—35 cents per bale.

(b) For storage per bale per month or fraction thereof, compressed or uncompressed—13 cents.

This amendment shall be effective as of August 1, 1945.

Issued this 17th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8325; Filed, May 17, 1946; 11:30 a. m.]

[1] 10 F.R. 13815; 11 F.R. 1406, 1468.

[1] 10 F.R. 5802, 7865, 11117, 13692, 15415; 11 F.R. 2380.

PART 1499—COMMODITIES AND SERVICES

[MPR 188, Corr. to Amdt. 77]

MANUFACTURERS' MAXIMUM PRICES FOR CONSUMER GOODS OTHER THAN APPAREL

The reference to § 1499.159c contained in § 1499.152 (a) (1) of Maximum Price Regulation No. 188, as amended by Amendment No. 77 to that regulation, is corrected to read § 1499.159d.

Issued this 17th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8322; Filed, May 17, 1946; 11:29 a. m.]

TITLE 33—NAVIGATION AND NAVIGABLE WATERS

Chapter I—Coast Guard, Department of the Treasury

PART 6—SECURITY OF PORTS AND THE CONTROL OF VESSELS IN THE NAVIGABLE WATERS OF THE UNITED STATES

SUBPART C—ANCHORAGE AND RESTRICTED WARES

Correction

In Federal Register document 46-7191, appearing at page 4793 of the issue for Thursday, May 2, 1946, § 6.10-115 (a) (3) should read as follows:

(3) That area in the east end of Long Bay inclosed by the shore line of the West Indian Oil Company Dock and a line starting at a point near the east end of the West Indian Oil Co. Dock in lat. 18°20'10", long. 64°55'13", thence 328° for 250 yards, thence 49° to the east shore of Long Bay.

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter I—Interstate Commerce Commission

PART 110—DESTRUCTION OF RECORDS

SUBPART D—EXPRESS COMPANIES

At a session of the Interstate Commerce Commission, Division 1, held at its office in Washington, D. C., on the 6th day of May, A. D. 1946.

The matter of regulations to govern the destruction of records prescribed for and kept by express companies being under consideration by the Division, pursuant to the authority of section 20 of the Interstate Commerce Act, and the Division having found that the "Regulations to Govern the Destruction of Records of Express Companies, Issue of 1946," hereto attached and made a part hereof, are necessary for purposes of administration of Part I of the Act; it is ordered:

1. *Regulations prescribed.* Every express company subject to the provisions of the Interstate Commerce Act, and every trustee, receiver, executor, administrator, or assignee of any such express company, is hereby required to comply with the "Regulations to Govern the Destruction of Records of Express Companies, Issue of 1946," in the destruction and retention of the operating, accounting, and financial papers, records, books, blanks, tickets, stubs, correspondence, and documents of such express companies.

2. *Effective date.* The "Regulations to Govern the Destruction of Records of Express Companies, Issue of 1946," shall become effective on July 1, 1946, and this order shall supersede and cancel the order of June 28, 1915, as amended by order of April 6, 1922, in the matter of the destruction of records of express companies.

3. A copy of this order and the "Regulations to Govern the Destruction of Records of Express Companies, Issue of 1946," herein prescribed, shall be served upon every express company subject to the Act, and upon every trustee, receiver, executor, administrator, and assignee of any such express company, and notice of this order shall be given to the general public by depositing a copy thereof in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director of the Division of the Federal Register.

Special note. Section 20 (7) (b) of the Interstate Commerce Act reads as follows:

Any person who shall knowingly and willfully make, cause to be made, or participate in the making of, any false entry in any annual or other report required under this section to be filed, or in the accounts of any book of accounts or in any records or memoranda kept by a carrier, or required under this section to be kept by a lessor or other person, or who shall knowingly and willfully destroy, mutilate, alter, or by any other means or device falsify the record of any such accounts, records, or memoranda, or who shall knowingly and willfully neglect or fail to make full, true, and correct entries in such accounts, records, or memoranda of all facts and transactions appertaining to the business of the carrier, lessor, or person, or shall knowingly and willfully keep any accounts, records or memoranda contrary to the rules, regulations, or orders of the Commission with respect thereto, or shall knowingly or willfully file with the Commission any false report or other document, shall be deemed guilty of a misdemeanor and shall be subject, upon conviction in any court of the United States of competent jurisdiction to a fine of not more than five thousand dollars or imprisonment for not more than two years, or both such fine and imprisonment: *Provided*, That the Commission may in its discretion issue orders specifying such operating, accounting, or financial papers, records, books, blanks, tickets, stubs, correspondence, or documents of such carriers, lessors, or other persons as may, after a reasonable

time, be destroyed, and prescribing the length of time the same shall be preserved.

The regulations set forth in this order pertain only to the accounts, records, and memoranda named or described herein. Destruction of all accounts, records, and memoranda, except as specifically provided in the regulations, is subject to the penalties contained in section 20 of the act.

It is not intended that these regulations shall be interpreted as requiring that the records herein named shall be installed, when such records are not already kept by a carrier.

The following regulations to govern the destruction of records of express companies subject to part I of the Interstate Commerce Act supersede §§ 110.60 to 110.68 and are in lieu of Part 110, Subpart D, of Title 49, Code of Federal Regulations:

Sec.
110.60 Authority to destroy certain records.
110.61 Preservation of other records.
110.62 Officer having supervision of destruction.
110.63 Written authority of supervising officer.
110.64 Certificates of destruction.
110.65 Committee for the destruction of certain records.
110.66 Records of joint activities.
110.67 Method of destruction.
110.68 Accidental destruction of records.
110.69 Duplicate accounts, records, and memoranda.
110.70 Lists of records and periods of retention.

AUTHORITY: §§ 110.60 to 110.70, inclusive, issued under 34 Stat. 594, 35 Stat. 648, 54 Stat. 918; 49 U.S.C. 20 (7).

§ 110.60 *Authority to destroy certain records.* Express companies which are subject to the provisions of the Interstate Commerce Act may destroy the accounts, records, and memoranda named or described in this subpart, if their permanent retention is not specifically required, after preservation for the respective periods of time specified and upon compliance with requirements of this subpart. This subpart does not exempt express companies from any other statutory requirements for the preservation of accounts, records, and memoranda for longer periods than those herein specified.

§ 110.61 *Preservation of other records*—(a) *Special permission to destroy.* (1) The destruction of all accounts, records, and memoranda of express companies, except as specifically provided in this subpart, is prohibited under penalties contained in section 20 (7) (b) of the Interstate Commerce Act.

(2) However, an express company proposing the destruction of any accounts, records, or memoranda not hereinafter specifically named or described, may petition the Commission to that effect, stating a full and detailed description of the accounts, records or memoranda in question, clearly explaining their character, their use, and their purpose. An order entered by the Commission on any such petition shall, unless otherwise provided, be limited in its force and effect to the petitioning express company.

(b) *Photographic copies.* Express companies may be granted authority to preserve photographic copies of certain records in lieu of original records or copies thereof. Application for authority shall be filed in the form of a letter which shall describe the particular records intended to be preserved by this method and the process to be used.

§ 110.62 *Officer having supervision of destruction.* (a) An officer or, where necessary, two officers shall be appointed by the express company's board of directors to have supervision over the destruction of all accounts, records, and memoranda. Such officer or officers may be given (1) general supervision over the destruction of all accounts, records, and memoranda the destruction of which is permitted by this subpart, or (2) authority over the destruction of such accounts, records, and memoranda as may be specified by the board of directors. Pending confirmation by the board of directors, a temporary appointment by an executive committee, or by a similarly authorized committee of the board of directors, shall have the same effect as if made by the board of directors. A copy of the resolution of appointment shall be filed with the Commission before accounts, records, or memoranda may be destroyed pursuant thereto.

(b) If an express company's property is in the hands of a trustee, receiver, executor, administrator, or assignee, the officer or officers to have supervision over the destruction of accounts, records, and memoranda shall be designated by the trustee, receiver, executor, administrator, or assignee. A copy of the order designating such officer or officers shall be filed with the Commission before accounts, records, or memoranda may be destroyed pursuant thereto.

(c) In designating an officer or officers to have general supervision over the destruction of accounts, records, and memoranda it is preferable to designate by title only, rather than by name and title, and thus obviate the necessity for a new resolution or order each time a successor in the office is appointed.

§ 110.63 *Written authority of supervising officer.* (a) When any accounts, records, or memoranda are to be destroyed, the officer having supervision over the destruction of accounts, records, and memoranda (as designated in § 110.62 (a) or (b)) shall issue a written authority naming the person or persons by whom the accounts, records, or memoranda are to be destroyed (except as provided in § 110.69 (b)).

(b) The written authority (1) may be confined to certain accounts, records, and memoranda which have been retained for the periods of time specified in this subpart and which the express company proposes to destroy, in which case the authority shall specify:

First. A list of the accounts, records, and memoranda to be destroyed, expressed either in form numbers or by descriptive titles; and,

Second. The period or periods covered by the accounts, records, and memoranda the destruction of which is authorized;

or

(2) May be of continuing effect, applying to any or all the accounts, records, or memoranda named herein as the periods of retention of such accounts, records, or memoranda attain the limits specified herein.

(c) Such written authority, or a certified copy thereof, shall be filed in the office of the issuing officer as a permanent part of the express company's records. Copies of the specific written authorities need not be filed with the Commission.

§ 110.64 *Certificates of destruction.* (a) The person or persons by whom accounts, records, or memoranda are to be destroyed under the written authority referred to in § 110.63 (b) (1) shall certify (except as otherwise provided in paragraph (d) of this section and § 110.69) that the accounts, records, or memoranda listed in the said authority have been destroyed and that no accounts, records, or memoranda other than those so listed have been destroyed therewith.

(b) The person or persons by whom accounts, records, or memoranda are to be destroyed under continuing authority referred to in § 110.63 (b) (2) shall certify such destruction (except as otherwise provided in paragraph (d) of this section and § 110.69), listing by form numbers and descriptive titles the accounts, records, and memoranda destroyed, naming the period or periods covered by such accounts, records, and memoranda, and stating that no accounts, records, or memoranda other than those so listed have been destroyed therewith. Either (1) a separate certificate shall be filed each time any accounts, records, and memoranda are destroyed, or (2) cumulative certificates shall be filed with supplementary entries every time additional accounts, records, and memoranda are destroyed.

(c) Certificates of destruction shall be forwarded promptly to the officer having supervision over the destruction of accounts, records, and memoranda who issued the written authority and shall be retained in his office as a permanent part of the express company's records. Cumulative certificates shall be forwarded to such officer periodically, but at least once every six months. Copies of certificates of destruction need not be filed with the Commission.

(d) Certificates of destruction are not required for those accounts, records, and memoranda listed in § 110.70, the destruction of which is optional with the express company, but a written authority for specific records or of continuing effect shall be issued (except as otherwise provided in § 110.69) by the officer having supervision over the destruction of such accounts, records, and memoranda.

§ 110.65 *Committee for the destruction of certain records.* At the option of the express company a committee may be designated to destroy by conversion into pulp, or by cremation, canceled stock certificates, bonds, or other records covered by item 6 of § 110.70, in lieu of delegating authority for such destruction to an officer as provided in § 110.62 (a). A copy of the resolution of the board of directors, or if not a corporate act a copy of the designating order, shall be filed promptly with the Commission. A certificate of destruction giving full descriptive reference to the documents destroyed shall be filed by this committee and shall be retained as a permanent part of the express company's records. (See § 110.64 (c).) When documents represent debt secured by mortgage, the certificates of destruction shall also be authenticated by or for the trustees under the mortgage acting in conjunction with this committee or shall have the trustees' acceptance endorsed thereon.

§ 110.66 *Records of joint activities.* This subpart applies also to the destruction of accounts, records, and memoranda maintained for or on behalf of an express company in the conduct of a joint activity. The officer designated to supervise the destruction of express company records may delegate the person in charge of the joint activity to supervise the destruction of joint accounts, records, and memoranda, to issue all written authorities for such destruction, and to retain certificates of destruction. Otherwise, written authority shall be obtained from the officer supervising the destruction of express company records each time joint accounts, records, or memoranda are to be destroyed and certificates of destruction shall be filed with such officer.

§ 110.67 *Method of destruction.* (a) The precise method of destruction of accounts, records, and memoranda is not prescribed. The Commission is not concerned whether the destruction is by fire, sale, conversion into pulp, or otherwise, providing the destruction is authorized, a certificate of destruction is filed, and all other requirements of this subpart are observed.

(b) If the accounts, records, and memoranda are not actually destroyed by the express company, the certificate of destruction shall so state. Section 15 of the Interstate Commerce Act provides that information concerning the business of a shipper or consignee, which may be used to the detriment of such shipper or consignee, shall not be divulged. Responsibility for possible infringement of this provision of the act, by disposing of its records without actually destroying them, would rest with the express company.

§ 110.68 *Accidental destruction of records.* If any accounts, records, or memoranda are destroyed accidentally by fire, flood, or other casualty, a statement shall be prepared listing so far as possible the records destroyed and detailing the circumstances in connection with the fire or other casualty. This statement shall be authenticated by an officer or some responsible employee of the express company and shall be filed with the officer having supervision over the destruction of accounts, records, and memoranda. A copy of the statement certifying such destruction shall be filed promptly with the Commission.

§ 110.69 *Duplicate accounts, records, and memoranda.* (a) Provision is made in item 171 of § 110.70 for the destruction of agency copies of certain accounts, records, and memoranda after such copies have been retained for the periods assigned to the originals. Certificates of destruction are not required for these copies, but a written authority as provided in § 110.63 (a) and (b) shall be issued and appropriately filed with the officer having jurisdiction over the destruction of records.

(b) Provision is made in item 253 of § 110.70 for the optional destruction of duplicate copies of accounts, records, and memoranda when such copies are not specifically provided for elsewhere in this subpart and when they contain no information not shown on the originals. Neither written authority to destroy nor certificates of destruction are required for these copies. The originals (or one true copy) shall be retained for the respective periods named for such records in this subpart.

§ 110.70 *List of records and periods of retention.* The following list[1] is indicative of accounts, records, and memoranda specifically referred to in § 110.60. The description of the accounts, records, and memoranda enumerated below under the various general headings is merely for convenient reference and identification. This subpart is intended to apply to the items as named or described, regardless of where they are filed and regardless of departmental organization. Of the accounts, records, and memoranda which are to be retained permanently only the more important are stated in this list, the specific mention being made so that they may not be confused with any accounts, records, and memoranda for which permission to destroy is given herein.

By the Commission, Division 1.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 46-8318; Filed, May 17, 1946; 11:14 a. m.]

[1] Filed with the Division of the Federal Register.

Notices

FEDERAL POWER COMMISSION.

[Docket No. G-711]

CITIES SERVICE GAS CO.

ORDER FIXING DATE OF HEARING

MAY 14, 1946.

Upon consideration of the application filed on April 15, 1946, by Cities Service Gas Company (Applicant) for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, to authorize the construction and operation of facilities to be used in connection with its transportation and sale of natural gas in interstate commerce for resale for ultimate public consumption, the proposed facilities being described as follows:

(i) One mile of 3-inch pipeline extending from Applicant's existing 16-inch pipeline to the plant of National Processing Company, and a 4-inch orifice meter and regulator setting. These facilities are to be constructed in Section 35, Township 33 S., Range 4 E., Cowley County, Kansas, adjacent to Applicant's existing 16-inch pipeline extending from Dilworth to Cambridge.

(ii) One-half mile of 3-inch pipeline extending from Applicant's 3-inch pipeline to the plant of Nelson Alfalfa Mills and a 4-inch orifice meter and regulator setting. These facilities are to be constructed at a point in the NW¼ of Section 12, Township 32 S., Range 2 E., Sumner County, Kansas, adjacent to Applicant's existing 6-inch pipeline extending from Wellington, Kansas, to Oxford, Kansas.

(iii) Three and one-half miles of 3-inch pipeline extending from Applicant's 6-inch pipeline to the plant of W. J. Small Company and a 4-inch orifice meter and regulator setting. These facilities are to be constructed in Sections 22, 26 and 35, Township 31 S., Range 2 E., and Section 2, Township 32 S., Range 2 E., Sumner County, Kansas, adjacent to Applicant's existing 6-inch pipeline extending from Wellington, Kansas to Oxford, Kansas.

(iv) Four miles of 4-inch pipeline extending from Applicant's 18-inch pipeline to the plant of Cerophyl Laboratories, replacing four miles of 2-inch pipeline now in service. These facilities are to be constructed in Sections 7, 16, 17 and 18, Township 12 S., Range 20 E., in Douglass County, Kansas, adjacent to Applicant's existing 18-inch pipeline extending from Ottawa, Kansas to St. Joseph, Missouri.

The Commission orders that:

(A) A public hearing be held commencing on June 7, 1946, at 10:00 a. m. (EST), in the Hearing Room of the Federal Power Commission, Hurley-Wright Building, 1800 Pennsylvania Avenue, N. W., Washington 25, D. C., respecting the matters involved and the issues presented in this proceeding: *Provided, however,* That if no protest or petition to intervene has been filed or allowed prior to the date hereinbefore fixed for hearing, or if a protest or petition to intervene, in the judgment of the Commission, raises no issue of substance, the Commission may dispose of the application without contested hearing, by order upon the application and evidence filed or available to the Commission and such additional evidence as the Commission may require to be filed for its consideration.

(B) Interested State commisisons may participate in this hearing as provided in Section 67.4 of the Provisional Rules of Practice and Regulations under the Natural Gas Act.

By the Commission.

[SEAL] LEON M. FUQUAY, *Secretary.*

[F. R. Doc. 46-8306; Filed, May 17, 1946; 9:31 a. m.]

[Docket No. G-719]

UNITED GAS PIPE LINE CO.

NOTICE OF APPLICATION AND AMENDMENT TO APPLICATION

MAY 15, 1946.

Notice is hereby given that on April 22, 1946, United Gas Pipe Line Company, a Delaware corporation having its prin-

cipal office at 1525 Fairfield Avenue, Shreveport, Louisiana, filed with the Federal Power Commission an application for a temporary and permanent certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, to authorize the construction and operation of certain facilities hereinafter described for the transportation and sale of natural gas to United Gas Corporation for resale and distribution in the Town of Richton, Mississippi.

On May 6, 1946, United Gas Pipe Line Company filed an amendment to its said application.

The proposed facilities to be constructed and operated in connection with said sale and delivery of natural gas to United Gas Corporation consist of approximately one mile of 2-inch pipeline extending from a point on Applicant's Benton-Mobile Line at approximately mile post No. 135, said point being approximately 13 miles southeast of Applicant's Hattiesburg compressor station, located near the City of Hattiesburg, Mississippi, and extending in a northeasterly direction approximately one mile from said point to end at a point near the city limits of the Town of Richton, together with a measuring and regulating station and appurtenant facilities.

The applicant submits that it proposes to sell natural gas to United Gas Corporation at the city gate for resale in the Town of Richton, which town has a population of approximately 900 and has not heretofore been served with natural gas. Applicant also proposes to sell such natural gas to United Gas Corporation as it may require for resale to rural consumers along the route of the proposed line. It is also submitted that there are no main line industrial consumers to be served from the proposed line at present, and there is no other natural gas company service in Perry County, Mississippi.

The application states that the proposed line will be operated at the operating pressures prevailing in applicant's Benton-Mobile line at the point of connection, which pressures according to the amendment to the application average approximately 360 pounds per square inch gauge, and will have an estimated maximum daily delivery capacity of approximately 2,000 Mcf. The estimated maximum day demand as stated in the amendment is approximately 124 Mcf and the estimated minimum day demand is approximately 25 Mcf. Estimated annual sales is expected to be 12,646 Mcf.

The total cost of the proposed facilities as estimated by applicant will approximate $7,294.

Any interested State Commission is requested to notify the Federal Power Commission whether it considers the application one which should be considered under the cooperative provisions of Part 67 of the provisional rules of practice and regulations under the Natural Gas Act, and if so, to advise the Federal Power Commission as to the nature of its interest in the matter and whether it desires a conference, the creation of a board, or a joint or concurrent hearing, together with the reasons for such request.

Any person desiring to be heard or to make any protest with reference to the application of the United Gas Pipe Line Company should, on or before the 31st day of May 1946, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's provisional rules of practice and regulations under the Natural Gas Act.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-8306; Filed, May 17, 1946; 9:31 a. m.]

[Docket No. G-720]

CITIES SERVICE GAS CO.

NOTICE OF APPLICATION

MAY 15, 1946.

Notice is hereby given that on April 29, 1946, Cities Service Gas Company, a Delaware corporation having its principal place of business in Oklahoma City, Oklahoma, filed with the Federal Power Commission an application (a) for a certificate of public convenience and necessity to authorize the construction of certain facilities hereinafter described, and (b) for approval of abandonment of a certain portion of its facilities also hereinafter described, both pursuant to section 7 of the Natural Gas Act, as amended.

The proposed facilities to be constructed consist of (1) 64.5 miles of 12-inch gas pipe line from the compressor station of Phillips Petroleum Company in the Edmond, Oklahoma, gas field to Applicant's Drumright compressor station located near Drumright, Creek County, Oklahoma, and (2) 6.5 miles of 16-inch gas pipe line extending from Applicant's Craig storage field, Johnson County, Kansas, to Applicant's Glavin metering station, Johnson County, Kansas.

The portion of facilities proposed to be abandoned consists of a 12-inch gas pipe line approximately 61 miles in length extending from a point in Kingman County, Kansas to Applicant's Wichita compressor station.

The application states that upon completion of the 64.5 miles of pipe line it will be utilized to transport increased quantities of gas from Edmond gas field and from fields connected to its present facilities to its Drumright compressor station, from where it can be transported through existing facilities to Applicant's rapidly increasing domestic and commercial markets in the Kansas City, Topeka, St. Joseph and other areas on the "East side" of Applicant's pipe line system. With respect to the 6.5 miles of pipe line the application states that this facility will serve a two-fold purpose of making increased quantities of gas directly available to the Kansas City markets from Applicant's Craig underground storage field and of increasing delivery capacity to existing facilities from Applicant's Ottawa compressor station to the Kansas City area by releasing one 16-inch line from the Craig Junction, near the storage field, to the Glavin metering station for main line use.

The application, with respect to the facility sought to be abandoned, states that this facility consists of a 12-inch gas pipe line approximately 61 miles in length extending from a point in Kingman County, Kansas to Applicant's Wichita compressor station. It is stated that (a) this line was constructed in 1940 to transport gas from the so-called Cunningham field to the Company's pipe line system at Wichita, (b) the supply of gas from this area has diminished to the point that all gas available to Applicant from this source can be taken through Applicant's 8-inch pipe line to Hutchinson, and that for these reasons the continued operation of the line sought to be abandoned is no longer necessary. Applicant further states that it desires to use the pipe from the proposed to be abandoned line in constructing the proposed new line from the Edmond gas field to Drumright.

The total cost of the project as estimated by Applicant will approximate $1,075,890.

Any interested State Commission is requested to notify the Federal Power Commission wether it considers the application one which should be considered under the cooperative provisions of Part 67 of the provisional rules of practice and regulations under the Natural Gas Act, and if so, to advise the Federal Power Commission as to the nature of its interest in the matter and whether it desires a conference, the creation of a board, or a joint or concurrent hearing, together with the reasons for such request.

Any person desiring to be heard or to make any protest with reference to the application of Cities Service Gas Company should, on or before the 31st day of May, 1946, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's provisional rules of practice and regulations under the Natural Gas Act.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-8307; Filed, May 17, 1946; 9:31 a. m.]

[Docket No. G-726]

VIRGINIA GAS TRANSMISSION CORP.

NOTICE OF APPLICATION

MAY 15, 1946.

Notice is hereby given that on May 6, 1946, an application was filed with the Federal Power Commission by Virginia Gas Transmission Corporation ("Applicant"), a Virginia corporation with its principal place of business at Quarrier and Dunbar Streets, Charleston, West Virginia, for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, to authorize the applicant to construct and operate the facilities hereinafter described.

Applicant proposes to install or have installed on its 20" main transmission line:

(1) A 1,600 H. P. compressor station to be known as Bickers Station, complete with necessary accessory equipment and structures, to be located in the general vicinity of the intersection of the main transmission line with the boundary of Greene and Madison Counties, Virginia.

(2) An additional 800 H. P. gas engine driven compressing unit at its existing Gala Compressor Station, located in Fincastle District, Botetourt County, Virginia.

(3) Applicant also proposes to construct or have constructed, for serving natural gas at wholesale to the Lynchburg Gas Company at or near Lynchburg, Virginia, a 30-mile, 6" solid welded steel lateral line extending from applicant's 20" main line, at a point near Lexington, Virginia, to Lynchburg, Virginia.

The application recites that Applicant is presently engaged in the transportation and sale of natural gas at wholesale, only to Virginia Gas Distribution Corporation and Atlantic Corporation (Atlantic) through its existing transmission facilities which were constructed for the primary purpose of furnishing gas to cities and towns in Virginia and for resale at the Virginia-Maryland State line to Atlantic.

Applicant proposes by means of the construction of the proposed compressor station facilities to augment existing pipeline capacity to enable it to deliver additional quantities of natural gas at higher pressures to Atlantic at the Maryland-Virginia State line for resale to Washington Gas Light Company.

Applicant asserts that these additional facilities are required for increased demands of the present market.

It is further submitted by the Applicant that its present facilities and those covered by this application are necessary to serve Washington Gas Light Company's requirements, and that such additional construction will be sufficient to take care of expected requirements for the winter of 1946–1947, but that additional facilities may be required to meet the estimated requirements of Washington Gas Light Company in the years 1947–1950, inclusive.

The estimated over-all capital cost of constructing the proposed facilities is $900,000.

Any interested State commission is requested to notify the Federal Power Commission whether the application should be considered under the cooperative provisions of Part 67 of the provisional rules of practice and regulations under the Natural Gas Act, and, if so, to advise the Federal Power Commission as to the nature of its interest in the matter and whether it desires a conference, the creation of a board, or a joint or concurrent hearing, together with the reasons for such request.

Any person desiring to be heard or to make any protest with reference to the application of Virginia Gas Transmission Corporation should, on or before June 3, 1946, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's provisional rules of practice and regulations under the Natural Gas Act.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-8319; Filed, May 17, 1946; 11:27 a. m.]

INTERSTATE COMMERCE COMMISSION.

[S. O. 506]

UNLOADING OF PREFABRICATED HOUSES AT JOLIET, ILL.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 14th day of May A. D. 1946.

It appearing, that four cars containing prefabricated wooden houses at Joliet, Illinois, on the Elgin, Joliet and Eastern Railway Company have been on hand for an unreasonable length of time and that the delay in unloading said cars is impeding their use; in the opinion of the Commission an emergency exists requiring immediate action. It is ordered, that:

Prefabricated wooden houses at Joliet, Illinois, be unloaded. (a) The Elgin, Joliet and Eastern Railway Company, its agents or employees, shall unload forthwith cars ATSF 119715, IC 12737, PRR 51258 and L&N 12264, containing prefabricated wooden houses, now on hand at Joliet, Illinois, billed shippers order, notify John A. Zelko Engineering Company, Joliet, Illinois.

(b) *Notice and expiration.* Said carrier shall notify the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where, and by whom such unloading was performed. Upon receipt of that notice this order shall expire. (40 Stat. 101, sec. 402; 41 Stat. 476, sec. 4; 54 Stat. 901, 911; 49 U. S. C. 1 (10)–(17), 15 (2))

It is further ordered, that this order shall become effective immediately; that a copy of this order and direction shall be served upon the Elgin, Joliet and Eastern Railway Company, and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-8294; Filed, May 16, 1946; 2:57 p. m.]

[S. O. 507]

UNLOADING OF PREFABRICATED HOUSES AT GARY, IND.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 15th day of May A. D. 1946.

It appearing, that five box cars containing prefabricated wooden houses at Gary, Indiana, on the Elgin, Joliet and Eastern Railway Company have been on hand for an unreasonable length of time and that the delay in unloading said cars is impeding their use; in the opinion of the Commission an emergency exists requiring immediate action. It is ordered, that:

Prefabricated wooden houses at Gary, Indiana, be unloaded. (a) The Elgin, Joliet and Eastern Railway Company, its agents or employees, shall unload forthwith cars B&O 295480, Wab 45709, NYC 277101, UP 308131 and NYC 181635, containing prefabricated wooden houses, now on hand at Gary, Indiana, billed shippers order, notify Hill Top Small Farms, c/o Gary Armor Plate, 534 Washington Street, Gary, Indiana.

(b) *Notice and expiration.* Said carrier shall notify the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where, and by whom such unloading was performed. Upon receipt of that notice this order shall expire. (40 Stat. 101, sec. 402; 41 Stat. 476, sec. 4; 54 Stat. 901, 911; 49 U.S.C. 1 (10)–(17), 15 (2))

It is further ordered, that this order shall become effective immediately; that a copy of this order and direction shall be served upon the Elgin, Joliet and Eastern Railway Company, and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-8295; Filed, May 16, 1946; 2:57 p. m.]

[S. O. 508]

UNLOADING OF COMMODITIES AT ST. LOUIS, MO.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 15th day of May A. D. 1946.

It appearing, that numerous cars containing various commodities at St. Louis, Missouri, on the Manufacturers Railway Company have been on hand for an unreasonable length of time and that the delay in unloading said cars is impeding their use; in the opinion of the Commission an emergency exists requiring immediate action. It is ordered, that:

Commodities at St. Louis, Missouri, be unloaded. (a) The Manufacturers Railway Company, its agents or employees, shall unload forthwith the following cars of various commodities now on hand at St. Louis, Missouri, consigned to Bemis Bag Company:

Car No.	*Contents*
LNE 8590	Bagging.
CNW 144560	Twine.
MC 86589	Bagging.
NH 30920	Asphalt.
CN 479644	Bagging.
NKP 87179	Paper.
MP 42550	Bagging.
B&O 174313	Asphalt.
OWRN 188711	Bagging.
Sou 161918	Bagging.

(b) *Notice and expiration.* Said carrier shall notify the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where and by whom such unloading was performed. Upon receipt of that notice this order shall expire. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901, 911; 49 U. S. C. 1 (10)–(17), 15 (2))

It is further ordered, that this order shall become effective immediately; that a copy of this order and direction shall be served upon the Manufacturers Railway Company and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-8296; Filed, May 16, 1946; 2:57 p. m.]

[S. O. 509]

UNLOADING OF BAGGING AT ST. LOUIS, MO.

At a session of the Interstate Commerce Commisison, Division 3, held at its office in Washington, D. C., on the 15th day of May A. D. 1946.

It appearing, that car UP 350849 containing bagging at St. Louis, Missouri, on the Missouri Pacific Railroad Company (Guy A. Thompson, Trustee) has been on hand for an unreasonable length of time and that the delay in unloading said car is impeding its use; in the opinion of the Commission an emergency exists requiring immediate action. It is ordered, that:

Bagging at St. Louis, Missouri, be unloaded. (a) The Missouri Pacific Railroad Company (Guy A. Thompson, Trustee), its agents or employees, shall unload forthwith car UP 350849, containing bagging, now on hand at St. Louis, Missouri, consigned to Bemis Bag Company.

(b) *Notice and expiration.* Said carrier shall notify the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where and by whom such unloading was performed. Upon receipt of that notice this order shall expire. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901, 911; 49 U. S. C. 1 (10)–(17), 15 (2))

It is further ordered, that this order shall become effective immediately, and that a copy of this order and direction shall be served upon the Missouri Pacific Railroad Company, (Guy A. Thompson, Trustee), and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-8297; Filed, May 16, 1946; 2:57 p. m.]

[S. O. 510]

UNLOADING OF PAPER AT MITCHELL, ILL.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 15th day of May A. D. 1946.

It appearing, that car CN 521959 containing paper at Mitchell, Illinois, on the Chicago & Eastern Illinois Railroad Company, has been on hand for an unreasonable length of time and that the delay in unloading said car is impeding its use; in the opinion of the Commission an emergency exists requiring immediate action. It is ordered, that:

Paper at Mitchell, Illinois, be unloaded. (a) The Chicago & Eastern Illinois Railroad Company, its agents or employees, shall unload forthwith car CN 521959, loaded with paper, now on hand at Mitchell, Illinois, consigned to Bemis Bag Company.

(b) *Notice and expiration.* Said carrier shall notify the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where and by whom such unloading was performed. Upon receipt of that notice this order shall expire. (40 Stat. 101, sec. 402; 41 Stat. 476, sec. 4; 54 Stat. 901, 911; 49 U.S.C. 1 (10)–(17), 15 (2))

It is further ordered, that this order shall become effective immediately; that a copy of this order and direction shall be served upon the Chicago & Eastern Illinois Railroad Company, and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-8298; Filed, May 16, 1946; 2:57 p. m.]

[S. O. 511]

UNLOADING OF GONDOLA CAR AT CHARLOTTE, N. C.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 15th day of May A. D. 1946.

It appearing, that car C&O 9263, now at Charlotte, North Carolina, on the Seaboard Air Line Railway Company (L. R. Powell, Jr., and Henry W. Anderson, Receivers), has been on hand for an unreasonable length of time and that the delay in unloading said car is impeding its use; in the opinion of the Commission an emergency exists requiring immediate action. It is ordered, that:

Car at Charlotte, North Carolina, be unloaded. (a) The Seaboard Air Line Railway Company (L. R. Powell, Jr., and Henry W. Anderson, Receivers), its agents or employees, shall unload forthwith car C&O 9263, on hand at Charlotte, North Carolina, consigned shippers order, notify Mecklenberg Iron Works, Charlotte, North Carolina.

(b) *Notice and expiration.* Said carrier shall notify the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where, and by whom such unloading was performed. Upon receipt of that notice this order shall expire. (40 Stat. 101, sec. 402; 41 Stat. 476, sec. 4; 54 Stat. 901, 911; 49 U.S.C. 1 (10)–(17), 15 (2))

It is further ordered, that this order shall become effective immediately; that a copy of this order and direction shall be served upon the Seaboard Air Line Railway Company (L. R. Powell, Jr., and Henry W. Anderson, Receivers), and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-8299; Filed, May 16, 1946; 2:57 p. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 6203]

HERMAN WILHELM BITTNER

In re: Estate of Herman Wilhelm Bittner, deceased. File No. D-28-1852; E. T. sec. 1491.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Caroline Ansorg, also known as Karoline Ansorg, Ernest Buettner and August Buettner, and each of them, in and to the Estate of Herman Wilhelm Bittner, deceased, is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Caroline Ansorg, also known as Karoline Ansorg, Germany.
Ernest Buettner, Germany.
August Buettner, Germany.

That such property is in the process of administration by Howard Albert Fausty, Executor of the Estate of Herman Wilhelm Bittner, acting under the judicial supervision of the Surrogate's Court, Kings County, State of New York;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 23, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-8249; Filed, May 16, 1946; 10:37 a. m.]

[Vesting Order 6217]

ELISE DAVID

In re: Estate of Elise David, deceased. File No. D-28-8540; E. T. sec. 10108.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Amelia Meyer, and her issue, names unknown, Minna Otting, Wilhelm Kleinschmidt, Fritz Kleinschmidt, Fritz Mertens, Karl Mertens, Dietrich Mertens, Sophie Mertens, Wilhelmina Miller, Marie Miller, Eliese Robke and each of them, in and to the estate of Elise David, deceased, is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Amelia Meyer, and her issue, names unknown, Germany.
Minna Otting, Germany.
Wilhelm Kleinschmidt, Germany.
Fritz Kleinschmidt, Germany.
Fritz Mertens, Germany.
Karl Mertens, Germany.
Dietrich Mertens, Germany.
Sophie Mertens, Germany.
Wilhelmina Miller, Germany.
Marie Miller, Germany.
Eliese Robke, Germany.

That such property is in the process of administration by John P. Gering, as Executor of the Estate of Elise David, acting under the judicial supervision of the Surrogate's Court, Queens County, New York;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 25, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-8250; Filed, May 16, 1946; 10:37 a. m.]

[Vesting Order 6218]

HENRY KOHL

In re: Estate of Henry Kohl, deceased. File D-28-10121; E. T. sec. 14396.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of half-brothers and half-sisters, names unknown, of Henry Kohl, deceased, and their surviving issue, and each of them, in and to the Estate of Henry Kohl, deceased, is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Half-brothers and half-sisters, names unknown, of Henry Kohl, deceased, and their surviving issue, Germany.

That such property is in the process of administration by the Bank of America National Trust and Saving Association, as Executor of the Estate of Henry Kohl, acting under the judicial supervision of the Superior Court of the State of California, in and for the County of San Mateo;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order

may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 25, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–8251; Filed, May 16, 1946; 10:37 a. m.]

[Vesting Order CE 288]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW YORK COURTS

Under the authority of the Trading with the Enemy Act as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 14, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Georgia M. Ovington	France	The Chase National Bank of the City of New York and Vincent L. Banker, et al, plaintiffs, against William Cody Kelly II, et al., defendants, in the Supreme Court, New York County, State of New York; Index No. 15958–43.	Income Beneficiary of Trust No. 8—Principal $80,028.83. Income on hand, 9–30–45, $7,381.17.	The Chase National Bank of the City of New York and Vincent L. Banker, Trustees, c/o Milbank, Tweed, Hope, Hadley & McCloy, attorneys, 15 Broad St., New York, N. Y.	$164.00
		Item 2			
Superflexit	France	Jacques Poberejsky, plaintiff, against Superflexit, defendant, in the Supreme Court, New York County, State of New York; Index No. 1253–43.	Funds attached, $49,797.02.	B. F. Goodrich Company, 230 Park Ave., New York, N. Y.	$429.65

[F. R. Doc. 46–8252; Filed, May 16, 1946; 10:37 a. m.]

[Vesting Order 6303]

ASKANIA-WERKE, A. G.

In re: Claim owned by Askania-Werke, A. G.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation:

1. Having found and determined in Vesting Orders Numbers 125, dated August 28, 1942, as amended, and 5290, dated October 23, 1945, that Askania-Werke, A. G., is a national of a designated enemy country (Germany);

2. Finding that Askania-Werke, A. G., immediately prior to the sale described in subparagraph 3 herein, was the beneficial owner of 450 shares of no par value common capital stock of Askania Regulator Co., an Illinois corporation, which stock was evidenced by Certificate Number 12, registered in the name of Hermann A. Brassert, who held said stock for or on behalf of or as a cloak for Askania-Werke, A. G.;

3. Finding that the said Hermann A. Brassert on or about October 25, 1944, sold said shares represented by Certificate Number 12;

4. Finding that the property described as follows:

a. The proceeds of the aforesaid sale of the stock described in subparagraph 2 hereof, and all rights to demand, enforce and collect the same, and

b. All right, title, interest and claim of any name or nature whatsoever of Askania-Werke, A. G., in and to any and all other obligations, contingent or otherwise and whether or not matured owing to it by Hermann A. Brassert, 60 East 42nd Street, New York, New York, and any and all security rights in and to any and all collateral for any and all such obligations, and all rights to demand, enforce and collect the same.

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described in subparagraph 4 above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 15, 1946.

[SEAL] FRANCIS J. MCNAMARA,
Deputy Alien Property Custodian.

[F. R. Doc. 46–8315; Filed May 17, 1946; 11:11 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[Rev. SO 119, Rev. Order 68]

HEDMAN CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119; *It is ordered:*

Order No. 68, issued on February 5, 1946, under Supplementary Order No. 119 is amended, revised and redesignated Revised Order No. 68 under Revised Supplementary Order No. 119, to read as follows:

(a) *Manufacturer's ceiling prices.* The Hedman Company of 1158 West Armitage Avenue, Chicago 14, Illinois, may sell and deliver the stenographs which it manufactures at prices computed as follows:

(1) For an article in its line during October 1941, the adjusted price is the highest price charged during that month to each class of purchaser plus an adjustment charge of not more than 12.5 percent of each such price.

(2) For an article not in its line during October 1941, but which has a properly established ceiling price, the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) plus an adjustment charge equal to the percentage of that price determined in accordance with "Note 3" in section 8 of Revised Supplementary Order No. 119.

(3) The manufacturer's price computed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price, including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) *Resellers' ceiling prices.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

A reseller who determines his maximum resale price under the General Maximum Price Regulation shall calculate his ceiling price by adding to his invoice cost the same percentage mark-up which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose, the "most comparable article" is the one which meets all of the following tests:

(1) It belongs to the narrowest trade category which includes the article being priced.

(2) Both it and the article being priced were purchased from the same class of supplier.

(3) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage mark-up is applied.

(4) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620–759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts and allowances on sales to each class of purchaser in effect during March 1942, or thereafter properly established under OPA regulations.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles. This motive may be given in any convenient form.

(e) The provisions of Supplementary Order No. 153 shall not apply to sales covered by this order.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 17th day of May 1946.

Issued this 16th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–8282; Filed, May 16, 1946; 11:35 a. m.]

[Rev. SO 119, Amdt. 1 to Order 166]

RUNDLE MFG. CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Revised Supplementary Order No. 119, *It is ordered:*

Order No. 166 under Revised Supplementary Order No. 119 is amended in the following respect:

1. The date October 1, 1941 wherever it appears, is amended to read October 10, 1941.

This amendment shall become effective May 17, 1946.

Issued this 16th day of May, 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–8283; Filed, May 16, 1946; 11:33 a. m.]

[Rev. SO 119, Order 210]

MURRAY CORP. OF AMERICA

ADJUSTMENT OF MAXIMUM PRICES

Adjustment of maximum prices for sales of undersink and lavatory cabinets, filler strip kits and joint covers manufactured by The Murray Corporation of America, Detroit, Michigan. Docket No. 6123–SO 119–28.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 13 of Revised Supplementary Order No. 119, it is ordered:

(a) *Maximum prices for The Murray Corporation of America of Detroit, Michigan.* (1) The above manufacturer may determine his maximum prices for his lines of undersink and lavatory cabinets, filler strip kits and joint covers by increasing by 24.3 percent his prices on these items in effect on October 1, 1941 to each class of purchaser.

(2) Since the provisions of this order are not intended to reduce properly established maximum prices, the manufacturer may continue to use as his maximum prices to each class of purchaser his properly established prices in effect under Maximum Price Regulation No. 591 in the event that such prices exceed the prices in effect to each class of purchaser on October 1, 1941 plus the increase provided for in (1) above.

(3) The maximum prices set forth above shall be subject to discounts and allowances including transportation al-

lowances and price differentials which are at least as favorable as those the manufacturer extended or rendered or would have extended or rendered to each class of purchaser on commodities in the same general category during March, 1942.

(b) *Resellers' maximum prices.* All resellers of the commodities covered by this order (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their presently established maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted the manufacturer by this order.

(c) *Notification to all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment granted by this order is put into effect:

Order No. 210 under Revised Supplementary Order No. 119 authorizes a 24.3 percent increase in October 1, 1941 net prices for sales of undersink and lavatory cabinets, filler strip kits and joint covers, manufactured by this company.

Resellers (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their existing maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted by Order No. 210.

(d) All prayers for relief not granted herein are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective May 17, 1946.

Issued this 16th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8284; Filed, May 16, 1946; 11:33 a. m.]

[SO 142, Amdt. 1 to Order 54]

GOULDS PUMPS, INC.

ADJUSTMENT OF MAXIMUM PRICES

Amendment No. 1 to Order No. 54 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. Goulds Pumps, Inc. Docket Nos. 6083–SO 142–136–146 and 6083–SO 142–246–22.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142, *It is ordered:*

(a) Paragraph (a) of Order No. 54, issued March 26, 1946, is hereby amended to read as follows:

The maximum prices for sales by Goulds Pumps, Inc., Seneca Falls, New York, of all its products which are covered by any of the regulations listed in Supplementary Order No. 142, shall be determined by increasing by 8.8% the maximum prices for these products in effect just prior to the issuance of Order No. 54, effective March 27, 1946.

(b) This amendment may be revoked or amended by the Price Administrator at any time.

This amendment shall become effective immediately.

Issued this 16th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8287; Filed, May 16, 1946; 11:32 a. m.]

[Rev. SO 119, Order 211]

THE DEXTER CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* The Dexter Company, Fairfield, Iowa, may compute its adjusted ceiling prices for deluxe twin rinse tub-sets which it manufactures and which are described in its application for a price adjustment, assigned OPA Docket No. 6069–SO–119–253, by increasing by 8.95 percent the ceiling prices to each class of purchaser in effect before the effective date of this order.

(b) *Reseller's ceiling prices.* (1) A purchaser for resale, who had an established ceiling price prior to the effective date of this order for any article whose ceiling price is subject to this order, may increase that ceiling price by 8.95 percent.

(2) A purchaser for resale who had no established ceiling price prior to the effective date of this order for any article whose ceiling price is subject to this order, shall determine his ceiling price by adding to his invoice cost the same percentage markup which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is one which meets all the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620–759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the resale ceiling price cannot be determined under the above method, the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (e) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts and allowances on sales to each class of purchaser in effect during March 1942, or thereafter, properly established under OPA regulations.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted ceiling prices for resales of the articles. This notice may be given in any convenient form.

(e) All requests contained in The Dexter Company's application for price adjustment, assigned OPA Docket No. 6069–SO 119–253, not specifically granted by this order are hereby denied.

(f) The provisions of Supplementary Order No. 153 shall have no application to any sales of any articles subject to this order.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 17th day of May 1946.

Issued this 16th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8285; Filed, May 16, 1946; 11:32 a. m.]

[SO 133, Order 42]

PARKER MFG. CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Supplementary Order No. 133; it is ordered:

(a) *Manufacturer's maximum prices.* Parker Manufacturing Company of Woodland, North Carolina, may sell burial caskets which it manufactures at prices no higher than those properly established, prior to the issuance of this order, for sales to each class of purchaser, plus an adjustment charge of 8 percent.

(b) *Maximum prices of purchasers for resale.* Resellers of any article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

A reseller who had a properly established maximum price in effect before this order was issued for an article covered by this order may add to that maximum price an adjustment charge in the same dollar-and-cents amount as the adjustment charge authorized by this order for, and which he has paid to, his supplier.

If the reseller did not have a properly established maximum price for the article in effect before this order was issued he shall first determine a maximum price (exclusive of adjustment charges), and to that price he may add an adjustment charge in the same dollar-and-cents amount as the adjustment authorized by this order for, and which he has paid to, his supplier. To find his maximum price (exclusive of adjustment charges) for this purpose the reseller shall add to his invoice cost, less an adjustment charge stated on that invoice, the same percentage mark-up which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose, the "most comparable article" is the one which meets all of the following tests:

(1) It belongs to the narrowest trade category which includes the article being priced.

(2) Both it and the article being priced were purchased from the same class of supplier.

(3) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(4) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620–759 with regard to how he determined his ceiling prices, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's terms, discounts, allowances, and other price differentials, in effect during March, 1942, or which have been properly established under the applicable OPA regulation.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale showing a maximum price adjusted in accordance with the terms of this order, the seller shall notify such purchaser in writing of the methods established in paragraph (b) for determining adjusted maximum prices for sales of the articles covered by this order. This notice may be given in any convenient form.

On all sales other than to ultimate consumers the adjustment charge granted herein may be made and collected only if stated separately on each invoice.

(e) *Resellers' margins.* Resellers' maximum prices adjusted in accordance with the provisions of this order are subject to further adjustments which may result from any change in resellers' margins which may be effected by the Office of Price Administration to obtain absorption by resellers of any industry-wide increases in manufacturers' maximum prices.

(f) *Reports.* The manufacturer shall file the report described in section 5 of Supplementary Order No. 133 with the Office of Price Administration, Washington 25, D. C.

(g) The provisions of Supplementary Order No. 153 shall not apply to resale prices of articles covered by this order.

(h) *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 17th day of May 1946.

Issued this 16th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8286; Filed, May 16, 1946; 11:34 a. m.]

[SO 142, Order 105]

UNITED STATES AIR COMPRESSOR CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 105 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. The United States Air Compressor Company. Docket No. 6083–SO 142–136–555.

For reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142; *It is ordered:*

(a) The maximum prices for sales by The United States Air Compressor Company, 5300 Harvard Avenue, Cleveland, 5, Ohio, of all its products, which are covered by any of the regulations listed in Supplementary Order No. 142, shall be determined by increasing by 15.4% the maximum prices for these products in effect just prior to March 11, 1946.

(b) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the percentage amount by which his net invoiced cost has been increased by reason of this order.

(c) The United States Air Compressor Company shall notify each purchaser, who buys the products listed in paragraph (a) above for resale of the percentage amount by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(d) All requests not granted herein are denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 21, 1946.

Issued this 16th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8288; Filed, May 16, 1946; 11:35 a. m.]

[SO 142, Order 110]

TRIPLETT ELECTRICAL INSTRUMENT CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 110 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. The Triplett Electrical Instrument Company. Docket No. 6083–SO 142–136–269.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142, *It is ordered:*

(a) The maximum prices for sales by The Triplett Electrical Instrument Company, Bluffton, Ohio, of all of its products except its 2½" meters shall be determined by increasing by 30.7% the maximum prices in effect for these products just prior to the issuance of this order.

(b) The maximum prices for sales by The Triplett Electrical Instrument Company, Bluffton, Ohio, of its line of 2½" meters shall be determined by increasing by 45.7% the maximum prices in effect for these products just prior to the issuance of this order.

(c) The maximum prices for sales by resellers of the products described in paragraphs (a) and (b) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the same percentage by which his net invoiced cost has been increased by reason of this order.

(d) The Triplett Electrical Instrument Company shall notify each purchaser who buys the products listed in paragraphs (a) and (b) above for resale of the percentage amount by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(e) All requests not granted herein are denied.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 17, 1946.

Issued this 16th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8289; Filed, May 16, 1946, 11:34 a. m.]

[Order 127 Under 3 (e), Amdt. 1]

SCOTT PAPER CO.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and pur-

suant to § 1499.3 (c) of the General Maximum Price Regulation, the pricing table in Order No. 127 issued under § 1499.3 (c) of the General Maximum Price Regulation is amended to read as follows:

SCOTT PAPER COMPANY'S No. 580 TISSUE

Price basis	From manufacturer to—		From distributors to industrial or commercial user [2]
	Distributor [1]	Industrial or commercial user [2]	
	Per case	*Per case*	*Per case*
Carload or pool car	$5.25		
Carload		$5.37	$5.37
100 cases		5.65	5.65
25 cases		5.90	5.90
2 cases		6.50	6.50

[1] F. o. b. point of manufacture, freight prepaid via cheapest route to terminal at destination, 2% 10 days, net 30 days.

[2] All prices shall be subject to the same customary discounts, allowances and trade practices for each seller that were in effect during March 1942 for related items.

This order may be revoked or amended at any time by the Price Administrator.

This order shall become effective immediately.

Issued this 16th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8267; Filed, May 16, 1946; 11:35 a. m.]

[MPR 120, Amdt. 3 to Order 1289]

APPLE COAL CO.

ADJUSTMENT OF MAXIMUM PRICES

Amendment No. 3 to Order No. 1289 under Maximum Price Regulation No. 120. Bituminous coal delivered from mine or preparation plant. Docket No. 3120-645.

For the reasons set forth in an opinion issued simultaneously herewith and in accordance with § 1340.207 (a) of Maximum Price Regulation No. 120, *It is ordered:*

Order No. 1289 under Maximum Price Regulation No. 120 is amended in the following respect:

All references to maximum prices for Mine Index No. 15 of Apple Coal Company, appearing in the table of mine names, maximum prices and size group numbers on Page 2, are deleted.

This amendment shall become effective May 21, 1946.

Issued this 16th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8268; Filed, May 16, 1946; 11:32 a. m.]

[MPR 120, Amdt. 1 to Order 1641]

MATEER COAL CO.

ESTABLISHMENT OF PRICE CLASSIFICATIONS AND MAXIMUM PRICES

For the reasons set forth in an accompanying opinion and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120, *It is ordered:*

Order No. 1641 under Maximum Price Regulation No. 120 is hereby amended in the following respect:

The following is inserted on page 3 in the section containing maximum prices and price classifications for the Mateer Mine, Mine Index No. 4485 of Mateer Coal Company: "This Mine was previously operated as Beck Bros. Mine, Mine Index No. 2762 and its coals were priced in District No. 1 for truck shipments only. Said index number is withdrawn and the said former maximum prices for truck shipments are revoked."

This amendment shall be effective as of April 23, 1946.

Issued this 16th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8269; Filed, May 16, 1946; 11:36 a. m.]

[MPR 120, Order 1664]

REX COAL CO.

ESTABLISHMENT OF PRICE CLASSIFICATIONS AND MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; *It is ordered:*

(a) The No. 6 Mine of Rex Coal Company, McAlester, Okla., is hereby assigned Mine Index No. 2048 and its coals are classified in Production Group No. 7 for all methods of shipment.

(b) Coals produced by Rex Coal Company from the McAlester Seam, at its No. 6 Mine, Mine Index No. 2048, located in Pittsburg County, Okla., in Production Group No. 7, in District No. 15, may be purchased and sold for the indicated uses and movements at per net ton prices on cents per net ton not exceeding the following:

	Size group Nos.						
	1, 2, 3	4	6	8	9	10	15
For all methods of transportation	$6.85	$6.05	$5.55	$3.80	$4.65	$2.70	$2.5[illegible]

Railroad locomotive fuel:
Maximum price $3.65

(c) The prices established herein are f. o. b. the mine or preparation plant for truck shipments, and f. o. b. the rail or river shipping point for rail or river shipments and for railroad fuel.

(d) All prayers of applicant not granted herein are hereby denied.

(e) This order may be revoked or amended at any time.

(f) Except as specifically provided in this order, the provisions of Maximum Price Regulation No. 120 governing the sale of bituminous coal shall remain in effect.

(g) The price classifications and mine index number assigned herein are permanent, but the maximum prices may be changed by order or amendment.

This order shall become effective May 17, 1946.

Issued this 16th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8270; Filed, May 16, 1946; 11:34 a. m.]

[MPR 188, Order 7 Under Rev. Order 1]

ALUMINUM GOODS MFG. CO.

ESTABLISHMENT OF MAXIMUM PRICES

Approval of uniform retail ceiling prices. For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 5 (d) of Revised Order No. 1 under § 1499.159e of Maximum Price Regulation No. 188, *It is ordered:*

(a) This order establishes uniform retail ceiling prices for door-to-door sales of certain sets of household aluminum cooking utensils manufactured by the Aluminum Goods Manufacturing Company, Manitowoc, Wisconsin, as follows:

Set No. 11 ..... $14.95
Set No. 12 ..... 16.95

(b) On and after the effective date of this order, the manufacturer may not deliver to a purchaser for resale a set of household aluminum cooking utensils unless there is attached to it or to the packing container, a retail ceiling price tag or label, stating the manufacturer's name or the brand name, the set number or designation, and the uniform ceiling price fixed by this order.

(c) Uniform retail ceiling prices fixed by this order for door-to-door sales are for sales in all parts of the country.

(d) Except as modified by this order, the provisions of Revised Order No. 1 under § 1499.159e of Maximum Price Regulation No. 188 apply to all persons and to all sales and deliveries of articles covered by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 17th day of May 1946.

Issued this 16th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8273; Filed, May 16, 1946; 11:36 a. m.]

[MPR 389, Order 61]

WALDOCK PACKING CO. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES

On April 22, 1946, The Waldock Packing Company, Sandusky, Ohio, filed an application for the establishment of maximum prices on sales of the sausage products known as "Jellied Beef Loaf (gelatin dipped)" and "Roast Beef Loaf (gelatin dipped)" and made in accordance with the individual secret formulae submitted by the applicant. That application was assigned Docket No. 6036.389-2 (a)-87.

Due consideration has been given to the application and an opinion in support of this order has been issued simultaneously herewith and filed with the Division of the Federal Register.

For the reasons set forth in the opinion, and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328, and pursuant to the provisions of section 2 (a) (6) of Maximum Price Regulation No. 389, *It is ordered:*

(a) That the maximum prices other than at retail for the sausage products known as "Jellied Beef Loaf (gelatin dipped)" and "Roast Beef Loaf (gelatin dipped)" and made by The Waldock Packing Company in accordance with the individual formulae submitted to the Office of Price Administration for this order, except that boneless processing beef, cutter and canner grade may be substituted as the respective beef ingredients, if desired, shall be determined by the seller as follows:

(1) The base prices for these products are established at the following amounts per hundredweight:

Jellied beef loaf (gelatin dipped) $26.25
Roast beef loaf (gelatin dipped) 25.75

NOTE: If sold not boxed, 50 cents per cwt. must be deducted from the above prices.

(2) To the base price should be added the proper zone differential provided in section 12 (b) of Maximum Price Regulation No. 389 for all beef sausage. In determining the proper zone differential to be added, the zone description provided in section 14 of Maximum Price Regulation No. 389 shall be used.

(3) That to the sum of the base price plus the applicable zone differential the "Permitted additions to base prices" provided in section 12 (c) of Maximum Price Regulation No. 389 may be added when applicable.

(b) That with the first delivery of "Jellied Beef Loaf (gelatin dipped)" or "Roast Beef Loaf (gelatin dipped)" to a wholesaler, peddler-truck-seller, or intermediate distributor The Waldock Packing Company shall supply each such seller with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for "Jellied Beef Loaf (gelatin dipped)" and "Roast Beef Loaf (gelatin dipped)" have been established by the Office of Price Administration at the following base prices per hundredweight:

Jellied beef loaf (gelatin dipped) $26.25
Roast beef loaf (gelatin dipped) 25.75

To these may be added the zone differentials provided in section 12 (b) of MPR 389 (See section 14 for zone boundaries) plus the permitted additions of section 12 (c). We are required to inform you that if you are a wholesaler, a peddler-truck-seller, or an intermediate distributor you must figure your ceiling prices for these products pursuant to the same sections of Maximum Price Regulation No. 389.

(c) That with the first delivery of "Jellied Beef Loaf (gelatin dipped)" or "Roast Beef Loaf (gelatin dipped)" to a retailer the seller shall supply such retailer with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for "Jellied Beef Loaf (gelatine dipped)" and "Roast Beef Loaf (gelatin dipped)" have been established by the Office of Price Administration. We are required to inform you that if you are a retailer, you must figure your ceiling price for these items in accordance with the provisions of Maximum Price Regulation No. 336.

(d) That all pertinent provisions of Maximum Price Regulation No. 389, including the descriptive labelling and invoicing provisions of section 4, the recording and reporting provisions of section 6, and the definitions of section 13, in addition to the pricing provisions of paragraphs (b) and (c) of section 12 shall be applicable to all sales made under this order.

(e) All prayers of this application not herein granted are denied.

(f) This Order No. 61 may be revoked or amended by the Price Administrator at any time.

This Order No. 61 shall become effective May 17, 1946.

Issued this 16th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8274; Filed, May 16, 1946; 11:36 a. m.]

[RMPR 136, Amdt. 2 to Order 581]

BEN-HUR MFG. CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to sections 9, 10 and 11 (c) of Revised Maximum Price Regulation 136, *It is ordered:*

(a) Order No. 584, as amended, under Revised Maximum Price Regulation 136 is amended in the following respect.

(1) The reference to the "Ben-Hur Model 23-46 trailer" in the narrative in paragraph (a), as amended, preceding subparagraph (1), is amended to read "Ben-Hur Model 22-46 trailer".

(b) All requests not granted herein are denied.

(c) This amendment may be amended or revoked by the Administrator at any time.

This order shall be effective as of April 18, 1946.

Issued this 16th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8271; Filed, May 16, 1946; 11:29 a. m.]

[MPR 591, Order 506]

UNITED METAL BOX CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by United Metal Box Company to Sears, Roebuck and Company of Chicago, Ill., of the following steel kitchen cabinets manufactured by United Metal Box Company of Brooklyn, N. Y., and described in its application dated April 2, 1946, shall be:

No.	Inches		
2813	13 x 12¼ x 28	1-door steel wall cabinet.	$6.08
2821	21 x 12¼ x 28	2-door steel wall cabinet.	6.57
2830	30 x 12¼ x 28	do	9.09
1821	21 x 12¼ x 18	Small 2-door wall cabinet.	5.58
1827	27 x 12¼ x 18	do	6.08
1830	30 x 12¼ x 18	do	6.57
2124	21 x 35¾ x 24	1-door, 1-drawer base cabinet, linoleum top.	14.07
3024	30 x 35¾ x 24	2-door base cabinet, porcelain top.	17.51
FB25	25¾ x 25¾	Base corner filler, porcelain top.	6.42
6321	21 x 63 x 12¼	Utility cabinet	12.31
1212	11½ x 28	Wall rack	2.68
FC1218	18	Overhead corner filler	2.14
FC1228	28	do	2.68
FW1815	1½ x 18	Wall filler strip	1.08
FS24	1	Filler strip	2.14
FS24	¾	do	2.14

(b) The maximum net prices, f. o. b. the point indicated below, for sales by Sears, Roebuck and Company of Chicago, Illinois, to any person of the following steel kitchen cabinets manufactured by the United Metal Box Company of Brooklyn, New York, shall be:

No.	Inches		Unit price on sales through—	
			Mail order catalog, f. o. b. Brooklyn, N. Y.	Retail stores, f. o. b. store
2813	13 x 12¼ x 28	1-door steel wall cabinet	$12.15	$13.50
2821	21 x 12¼ x 28	2-door steel wall cabinet	14.14	14.60
2830	30 x 12¼ x 28	do	18.18	20.20
1821	21 x 12¼ x 18	Small 2-door wall cabinet	11.16	12.40
1827	27 x 12¼ x 18	do	12.15	13.50
1830	30 x 12¼ x 18	do	13.14	14.60
2124	21 x 35¾ x 24	1-door, 1-drawer base cabinet, linoleum top	28.13	30.25
3024	30 x 35¾ x 24	2-door base cabinet, porcelain top	35.01	38.90
FB25	25¾ x 25¾	Base corner filler, porcelain top	12.83	14.25
6321	21 x 63 x 12¼	Utility cabinet	24.61	27.35
1212	11½ x 28	Wall rack	5.36	5.95
FC1218	18	Overhead corner filler	4.28	4.75
FC1228	28	do	5.36	5.95
FW1815	1½ x 18	Wall filler strip	2.16	2.40
FS24	1	Filler strip	4.28	4.75
FS24	¾	do	4.28	4.75

(c) The United Metal Box Company shall notify Sears, Roebuck and Company, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for United Metal Box Company to Sears, Roebuck and Company as well as the maximum prices established for Sears, Roebuck and Company upon resale, including allowable transportation.

(d) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 17, 1946.

Issued this 16th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8277; Filed, May 16, 1946; 11:34 a. m.]

[MPR 592, Order 28]

NEWARK PLASTER CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 28 under section 16 of Maximum Price Regulation 592. Specified construction materials and refractories. Newark Plaster Company, Docket No. 6075-592.16-28.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 16 of Maximum Price Regulation 592, *It is ordered:*

(a) The maximum net f. o. b. mill prices for sales by the Newark Plaster Company, Newark, N. J., to its different classes of purchasers of gypsum lath and liner board and calcined gypsum plaster may be increased by amounts not in excess of the following:

Lath and liner board----- $3.25 per M sq. ft.
Calcined gypsum plaster- $4.00 per ton.

(b) Any person purchasing any of the products described in (a) above from the Newark Plaster Company for the purpose of resale in the same form may increase his present maximum prices established under the General Maximum Price Regulation by the dollars-and-cents amount not exceeding his actual dollars-and-cents increase in cost resulting from the increase permitted the Newark Plaster Company in (a) above. Notwithstanding the provisions of this paragraph, in any area where specific maximum prices are fixed by an area pricing order, such specific maximum prices shall apply in that area.

(c) The Newark Plaster Company shall furnish to each buyer purchasing gypsum lath and liner board and calcined gypsum plaster for resale in the same form on or before the date it makes the first delivery at the adjusted price a written statement as follows:

The OPA has granted an adjustment in the maximum prices of gypsum lath and liner board and calcined gypsum plaster manufactured by the Newark Plaster Company. The amount of the price increase is shown separately on the invoice in per thousand feet or per ton whichever is applicable. In the absence of specific area pricing orders you are permitted to add the actual amount of this price increase to your existing maximum prices for these commodities purchased from the Newark Plaster Company provided you specify the amount of the increase on your invoice given to the purchaser.

(d) All requests of the application not granted herein are denied.

(e) This order may be amended or revoked by the Office of Price Administration at any time.

This order shall become effective May 17, 1946.

Issued this 16th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8278; Filed, May 16, 1946; 11:33 a. m.]

[MPR 592, Order 29]

CLAYCRAFT CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 29 under section 16 of Maximum Price Regulation No. 592. The Claycraft Company. Docket No. 6122-592.16-173.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 16 of Maximum Price Regulation 592; *It is ordered:*

(a) The maximum net prices for sales by the Claycraft Company, Columbus, Ohio, of clay building brick and structural clay tile to its various classes of purchasers may be increased by an amount not in excess of $1.25 per thousand for standard size brick equivalents or by an amount not in excess of $0.50 per ton for structural hollow tile.

(b) If the Claycraft Company had an established differential in price during the month of March 1942 for nonstandard sizes of brick, it may convert the adjustment granted herein for standard size brick on the basis of the conversion factors or formulae in use by it during March 1942 in establishing price differentials between standard size brick and the other sizes.

(c) Any person purchasing any of the products covered by this order produced by the Claycraft Company for the purpose of resale in the same form may increase his presently established prices under the General Maximum Price Regulation by adding the dollar-and-cents increase in cost resulting from the increase permitted the manufacturer in (a) above. Notwithstanding the provisions of this paragraph, in any area where specific maximum prices are fixed by an area pricing order, such specific maximum prices shall apply in that area.

(d) All requests of the application not granted herein are denied.

(e) This order may be amended or revoked by the Office of Price Administration at any time.

This Order No. 29 shall become effective May 17, 1946.

Issued this 16th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8279; Filed, May 16, 1946; 11:33 a. m.]

[SO 133, Order 43]

HAMPDEN SPECIALTY PRODUCTS CO., INC.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Supplementary Order No. 133, it is ordered:

(a) *Manufacturer's maximum prices.* Hampden Specialty Products, Inc., 130 Pleasant Street, Easthampton, Massachusetts, may increase its maximum prices properly established under Maximum Price Regulation No. 188, (exclusive of any adjustment charges) for metal household furniture which it manufactures by 38.1 percent of each such maximum price.

(b) *Resellers' ceiling prices.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

(1) A retailer who must determine his ceiling price under Maximum Price Regulation No. 580, and a wholesaler who must determine his ceiling price under Maximum Price Regulation No. 590, shall compute their ceiling prices in the manner provided by those regulations. However, if the supplier's invoice states both an "unadjusted maximum price" and a selling price, the reseller shall compute his ceiling prices under those regulations as they have been modified by Order No. 8 under § 1499.159e of Maximum Price Regulation No. 188.

(2) A reseller who determines his maximum resale prices under the General Maximum Price Regulation, and whose supplier's invoice states both an "unadjusted maximum price" and a selling price, shall compute his ceiling prices under that regulation as modified by Order No. 8 under § 1499.159e of Maximum Price Regulation No. 188.

If his supplier's invoice does not state an "unadjusted maximum price" the reseller shall calculate his ceiling price by adding to his invoice cost the same percentage mark-up which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose, the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of article to which, according to customary trade practices, and approximately uniform percentage mark-up is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method, the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(3) The provisions of Supplementary Order No. 153 shall not apply to the determination of ceiling prices for resales of articles covered by this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in effect during March 1942, or thereafter, properly established under OPA regulations.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles. This notice may be given in any convenient form.

(e) The manufacturer shall file the report described in section 5 of Supplementary Order No. 133 with the Office of Price Administration, Washington, 25, D. C., and shall comply with the invoicing and reporting provisions of Order No. 8 under § 1499.159e of Maximum Price Regulation No. 188.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective May 16, 1946.

Issued this 16th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8304; Filed, May 16, 1946; 4:29 p. m.]

[MPR 29, Order 21]

BY-PRODUCT AND RETORT GAS COKE

AUTHORIZATION OF ADJUSTABLE PRICING

At the request of its By-Product Coke Industry Advisory Committee, the Office of Price Administration has undertaken a study of the operations of by-product coke producers to measure the propriety of the maximum prices established for that commodity by Maximum Price Regulation No. 29. Although progress has been made, it appears that some time will elapse before the survey can be completed. Additional data must be collected and analyzed before the effect of recent wage increases can be accurately measured and coal costs cannot be determined until the current negotiations between representatives of coal miners and mine operators are completed.

Information on hand, however, indicates that many by-product coke producers are suffering hardship at the present time, and that any increase in coal costs which may arise from a new contract between bituminous mine operators and their employees will be retroactive as a result of the authority to enter into adjustable pricing agreements granted the operators by the Office of Price Administration. The Administrator has found that these factors are jeopardizing the production of by-product coke essential to effective transition to a peacetime economy and he deems it necessary to take appropriate measures to counteract them.

Accordingly, this order authorizes producers of by-product coke to enter into adjustable pricing agreements in connection with their sales of that product. Since some producers sell their coke through distributors who resell for direct shipment to buyers, the latter are also included in the order so as to avoid dislocations in customary marketing channels. In the opinion of the Administrator, this action will aid in the production and distribution of essential by-product coke and will not interfere with the purposes of the Emergency Price Control Act of 1942, as amended.

For the reasons stated, and in accordance with section 3 of Maximum Price Regulation No. 29, *It is ordered:*

(a) Producers and distributors may sell and deliver, and any person may buy and receive by-product coke at existing maximum prices subject to an agreement to adjust prices in accordance with increases in maximum prices granted by the Office of Price Administrator after delivery. Prior to action by the Office of Price Administration granting such increases, no payment in excess of the maximum prices in effect at time of delivery shall be made or received.

(b) The permission granted by this order may be revoked by the Administrator at any time, but in any event it shall terminate upon action taken pursuant to Maximum Price Regulation No. 29 increasing existing maximum prices for by-product coke.

This order shall become effective this 16th day of May 1946.

Issued this 16th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8300; Filed, May 16, 1946; 4:28 p. m.]

[MPR 188, Order 19 Under Order 4418]

FRY PRODUCTS, INC.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to Order No. 4418 under § 1499.159b of Maximum Price Regulation No. 188, it is ordered:

(a) *Manufacturers' maximum prices.* Fry Products, Inc., of 5765 Woodward Avenue, Detroit, Michigan, may sell and deliver to automobile manufacturers, the articles listed below which it manufactures, at prices no higher than its maximum prices for such sales in effect immediately prior to the issuance of this order, increased by the appropriate one of the following amounts:

	Article	*Adjustment charge*
A	Body type, sedan and 5 passenger coupe	$2.56
B	Body type, sedan and 5 passenger coupe (no center arm rest)	1.51
B	Body type (sedan and 5 passenger coupe with center arm rest)	1.81

(b) *Reseller's maximum prices.* (1) Each reseller shall calculate his maximum resale prices for articles covered by this order by adding to his invoice cost, the same percentage markup which he has on the "most comparable article" for which he has a properly established maximum price. For the purposes of this order, the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a maximum price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called by OPA Form 620-759 with regard to how he determined his maximum price, for so long as the Emergency Price Control Act of 1942, as amended remains in effect.

If the maximum resale price cannot be determined under the above method, the reseller shall apply to the Office of Price Administration for the establishment of a maximum price under § 1499.3 (c) of the General Maximum Price Regulation. Maximum prices established under that section will reflect the suppliers prices as adjusted in accordance with this order.

(2) The provisions of Supplementary Order No. 153 shall not apply to sales of articles covered by this order.

(c) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's terms, discounts, allowances, and other price differentials, in effect during March 1942, or which have been properly established under the applicable OPA regulation.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale, showing a price adjusted in accordance with the terms of this order, the seller shall notify the purchaser in writing of the methods established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles covered by this order. This notice may be given in any convenient form.

(e) *Revocation of amendment.* This order may be revoked or amended by the Price Administrator at any time.

(f) *Effective date.* This order shall become effective on the 16th day of May 1946.

Issued this 16th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8301; Filed, May 16, 1946; 4:29 p. m.]

[MPR 599, Amdt. 1 Order 1]

"SPECIAL BRAND" RADIOS BY "MAIL ORDER HOUSES"

APPROVAL OF RETAIL CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 21 of Maximum Price Regulation No. 599, *It is ordered*, That Order No. 1 under section 21 of Maximum Price Regulation No. 599 be amended in the following respects:

1. Paragraph (c) is redesignated as paragraph (e), and a new paragraph (c) is added to read as follows:

(c) Ceiling prices calculated in accordance with the provisions of paragraphs (a) and (b) of this order shall apply to radios whose manufacturer's ceiling prices have not been adjusted by Order No. 18 under section 21 of Maximum Price Regulation No. 599, and to radios whose manufacturer's ceiling prices have been adjusted by Order No. 18 under section 21 of Maximum Price Regulation No. 599, but which had been delivered to the "mail order house" before the effective date of that order.

2. A new paragraph (d) is added to read as follows:

(d) Regardless of the provisions of section 11 of Maximum Price Regulation No. 599, each mail order house shall determine the retail ceiling price of each "special brand" radio which had its manufacturer's ceiling price adjusted by Order No. 18 under section 21 of Maximum Price Regulation No. 599, and which it receives from the manufacturer on or after the effective date of that order by the method prescribed in paragraphs (a) and (b) of this order; except that instead of using the figures set forth in paragraph (a) (2) of this order, it shall use:

42% of that ceiling price when it is less than $14.05, or 50% of that ceiling price when it is more than $14.04 but less than $38.24.

56% of that ceiling price when it is more than $38.23.

For the purpose of this determination, any reference in this paragraph and paragraph (a) of this order to the manufacturer's ceiling price shall be deemed to refer to the manufacturer's ceiling price as adjusted in accordance with Order No. 18 under section 21 of Maximum Price Regulation No. 599.

This amendment shall become effective on the 16th day of May 1946.

Issued this 16th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8303; Filed, May 16, 1946; 4:28 p. m.]

[MPR 599, Order 18]

RADIOS

GENERAL ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 21 of Maximum Price Regulation No. 599, it is ordered:

(a) *Scope of this order.* This order covers radios for which manufacturers' ceiling prices have been finally determined, prior to the effective date of this order, under sections 5, 6, 7, 8, or 18 of Maximum Price Regulation No. 599. It provides for adjustment of the ceiling prices previously established for sales at all levels of distribution except resales of "special brand" radios sold to mail order houses and automobile manufacturers. This order covers only radios delivered by the manufacturer on or after the effective date of this order. It does not apply to radios in the hands of distributors, dealers or other resellers on the effective date of this order.

For the purposes of this order a manufacturer's ceiling price shall be deemed to have been finally determined prior to the effective date of this order, if that price had been reported to the Office of Price Administration at least 15 days prior to the date this order is issued, and the reported price has not been disapproved prior to the effective date of this order, and there is no other reason specified in section 6 of MPR 599 for treating the reported price as invalid for the purpose of establishing a manufacturer's ceiling price under MPR No. 599. If prior to the effective date of this order, an order has been issued under section 6 of MPR No. 599 establishing a manufacturer's ceiling price, the ceiling price specified in that order shall be deemed to be the manufacturer's ceiling price finally determined, prior to the effective date of this order, under section 6 of MPR No. 599.

(b) *Adjustment of manufacturer's ceiling price.* A manufacturer of any radio covered by this order may increase his unadjusted ceiling price to each class of purchaser by 8 percent.

(c) *Adjustment of dealers' ceiling prices for radios other than "special brand" radios.* Every manufacturer who adjusts his ceiling price for any radio, other than a "special brand" radio, of his manufacture under the provisions of paragraph (b) of this order shall recalculate the retail ceiling price for that radio in accordance with the provisions of section 9 of MPR No. 599; except that

(1) Instead of applying the mark-ups set forth in paragraph (a) (2) of that section, he shall apply the applicable of the following mark-ups:

74% of that ceiling price if it is less than $11.69

81% of that ceiling price if it is more than $11.88 but less than $33.49

95% of that ceiling price if it is more than $33.48,

and

(2) Instead of applying the mark-ups set forth in paragraph (b) (2) of that section, he shall apply the applicable of the following mark-ups:

49% of that ceiling price if it is less than $14.05

58% of that ceiling price if it is more than $14.04 but less than $38.24

65% of that ceiling price if it is more than $38.23 but less than $162.01

82% of that ceiling price if it is more than $162.00.

For the purposes of this recalculation, reference in section 9 of MPR No. 599 to the manufacturer's ceiling price shall be deemed to refer to the manufacturer's ceiling price as adjusted in accordance with paragraph (b) of this order.

(d) *Adjustment of distributors' ceiling prices for radios other than "special brand" radios.* (1) Every manufacturer who adjusts his ceiling price for any radio, other than a "special brand" radio, of his manufacture under the provisions of paragraph (b) of this order shall recalculate distributors' ceiling prices to dealers for that radio in accordance with the provisions of section 10 of MPR No. 599; except that instead of following the procedure set forth in paragraph (a) (3) of that section, he shall:

Deduct from the new retail ceiling price exclusive of Federal excise tax the applicable discount of the following:

(i) 31% when that retail ceiling price in zone I is less than $22.51.

(ii) 33⅓% when that retail ceiling price in Zone I is more than $22.50 but less than $68.51.

(iii) 36% when that retail ceiling price in Zone I is more than $68.50.

(2) A distributor's ceiling price for the sale of a radio whose manufacturer's ceiling price was adjusted under this order to a class of dealer other than the one to which he sells in the largest dollar volume, shall reflect the distributor's customary differentials for sales to different classes of purchasers. However, in no case may a distributor's price to a dealer reflect less than the following discounts from the retail ceiling price (exclusive of Federal excise tax) of the radio:

28.5% when that retail ceiling price in Zone I is less than $22.51.

31% when that retail ceiling price in Zone I is more than $22.50 but less than $68.51.

33.5% when that retail ceiling price in Zone I is more than $68.50.

(3) For the purpose of determining a distributor's ceiling price under this order, reference in this paragraph and in section 10 of MPR No. 599 to the retail ceiling price shall be deemed to refer to the retail ceiling price as adjusted in accordance with paragraph (c) of this order.

(e) Every "special brand purchaser" other than a mail order house or an automobile manufacturer who has a ceiling price to a distributor established by an order, issued prior to the effective date of this order, under section 11 of MPR No. 599 for his sales of a "special brand" radio whose manufacturer's ceiling price was adjusted by this order may increase his ceiling price to a distributor by 8 percent.

(f) The retail ceiling prices and the distributors' ceiling prices for any radio whose ceiling price was adjusted in accordance with paragraph (e) of this order shall be recalculated in the manner prescribed in paragraphs (c) and (d) of this order, except that the adjusted ceiling price as determined under paragraph (e) of this order shall be deemed to be the manufacturer's adjusted ceiling price for the purpose of this recalculation.

(g) *Relation of this order to MPR No. 599.* All the provisions of MPR No. 599 and the orders issued thereunder which are not inconsistent with this order shall apply with full force and effect to radios whose ceiling prices are adjusted by this order.

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 16th day of May 1946.

Issued this 16th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8302; Filed, May 16, 1946; 4:28 p. m.]

[RMPR 136, Amdt. 4 to Order 586]

DIAMOND T MOTOR CAR CO.

ADJUSTMENT OF MAXIMUM PRICES

Amendment No. 4 to Order No. 586 under Revised Maximum Price Regulation 136. Machines, parts and industrial equipment. Diamond T Motor Car Company; Docket No. 6085-136.21-706.

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register and pursuant to section 21 of Revised Maximum Price Regulation 136, *It is ordered:*

Order No. 586, as amended, under Revised Maximum Price Regulation 136, is amended in the following respects:

1. The schedule in paragraph (a) (1) is amended to include the following truck chassis and respective list price:

Model No.	Description	List price f. o. b. factory
806C	Chassis, truck; 5–7 tons nominal rating; 1942 standard specifications and equipment, excepting the following modifications: tenite steering wheel; generator, GEG-4802; sealed beam headlamps; synthetic rubber tires in lieu of natural rubber tires; excluding all tires, weight and other federal excise taxes	$4,489

2. The schedule in paragraph (a) (2) (i) is amended to include the following items of extra or optional equipment and respective list prices.

Model No.	Description	List price f. o. b. factory
35	Cab, driver's, deluxe (modified) for use with chassis model 806C	[1] $503
97	Body, 8 foot express pickup; heavy duty 12 gauge construction	126

[1] Authorizes sale at this price of 50 cabs only.

3. The schedule in paragraph (b) (1) (i) is amended to include the following items of extra or optional equipment and respective list prices.

Model No.	Description	List price f. o. b. factory
35	Cab, driver's, deluxe (modified) for use with chassis model 806C	[1] $503
97	Body, 8 foot express pickup; heavy duty 12 gauge construction	126

[1] Authorizes sale at this price of 50 cabs only.

4. The schedule in paragraph (c) (1) (i) is amended to include the following items of extra or optional equipment and respective list prices.

Model No.	Description	List price f. o. b. factory
35	Cab, driver's, deluxe (modified) for use with chassis model 806C	[1] $503
97	Body, 8 foot express pickup; heavy duty 12 gauge construction	126

[1] Authorizes sale at this price of 50 cabs only.

This amendment shall be effective May 15, 1946.

Issued this 15th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8218; Filed, May 15, 1946; 4:35 p. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File No. 70-1273]

ARKANSAS POWER & LIGHT CO.

ORDER GRANTING APPLICATION

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 15th day of May A. D. 1946.

Arkansas Power & Light Company ("Arkansas"), a subsidiary of Electric Power & Light Corporation ("Electric"), a registered holding company, which in turn is a subsidiary of Electric Bond and Share Company having filed an application pursuant to the Public Utility Holding Company Act of 1935 and the rules and regulations promulgated thereunder with respect to the following transactions:

Arkansas proposes pursuant to a loan agreement dated April 10, 1946, to borrow from Central Hanover Bank and Trust Company of New York not later than July 1, 1946, $5,000,000 and issue to such bank 10 Serial Notes in like aggregate principal amount. The serial notes will be uniformly dated as of the date of their delivery, will mature in aggregate principal amounts of $500,000 in 10 semi-annual installments commencing 66 months from their date and continuing consecutively semi-annually thereafter and will bear interest from that date at the rate of 2% per annum, payable semi-annually. Arkansas proposes to use the proceeds of this loan together with treasury funds (1) to pay all of the company's promissory notes presently outstanding in the aggregate principal amount of $2,500,000, due and payable July 1, 1946; and (2) to finance, in part, Arkansas' program for the construction of new facilities and extension and improvement of its present facilities. The Public Service Commission of Arkansas which has jurisdiction over the proposed issuance of these serial notes has approved the transaction.

Said application and declaration having been filed on April 18, 1946 and notice of said filing having been duly given in the form and manner prescribed by Rule U-23 under said act and the Commission not having received a request for a hearing with respect to said declaration within the period specified in said notice, or otherwise, and not having ordered a hearing thereon; and

The Commission finding that the proposed transaction hereinabove mentioned satisfies the requirements of the provisions of the act and the rules thereunder, insofar as they are applicable, and that it is appropriate in the public interest and in the interest of investors and consumers that said application be granted;

It is ordered, Pursuant to Rule U-23 and the applicable provisions of said act and subject to the terms and conditions prescribed in Rule U-24 that the aforesaid application be, and the same hereby is, granted.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-8309; Filed, May 17, 1946; 9:31 a. m.]

[File No. 70-1272]

JERSEY CENTRAL POWER & LIGHT CO. ET AL.

ORDER GRANTING APPLICATIONS AND PERMITTING DECLARATIONS TO BECOME EFFECTIVE

In the matter of Jersey Central Power & Light Company, NY PA NJ Utilities Company, and General Public Utilities Corporation. File No. 70-1272.

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 15th day of May 1946.

General Public Utilities Corporation ("GPU"), a registered holding company, its subsidiary, NY PA NJ Utilities Company ("NY PA NJ"), also a registered holding company, and the latter's subsidiary, Jersey Central Power & Light Company ("Jersey Central"), having filed joint applications-declarations, and amendments thereto, pursuant to sections 6 (a), 6 (b), 7, 12 (b), and 12 (c) of the Public Utility Holding Company Act of 1935 ("act"), and Rules U-42, U-45 and U-50 promulgated thereunder, regarding the following transactions:

(1) GPU will donate $4,200,000 in cash as a contribution to the capital of NY PA NJ.

(2) NY PA NJ will donate $5,000,000 in cash as a contribution to the capital of Jersey Central.

(3) Jersey Central will:

(a) Issue and sell, pursuant to the competitive bidding requirements of Rule U-50, $34,500,000 principal amount of new 30-year first mortgage bonds, and 125,000 shares of $100 par value cumulative preferred stock, the interest and dividend rates, respectively, to be determined by competitive bidding;

(b) Borrow $7,000,000 on unsecured 1¾% serial notes maturing in ten equal annual installments, the last maturity date to be ten years from the date of issuance.

(4) From the proceeds of the issue and sale of its new bonds, notes, and preferred stock, the $5,000,000 contribution from NY PA NJ, and such treasury cash as shall be necessary, Jersey Central will redeem the securities described below not

later than July 1, 1946, at the indicated redemption prices thereof plus accrued interest and dividends to the date of redemption.

Security	Principal amount or shares to be redeemed	Redemption price	Aggregate redemption price
First mortgage 3¼ percent bonds due 1965	$38,000,000	104½	$39,710,000.00
Promissory notes: 2¼ percent due 1946–48	1,500,000	100	1,500,000.00
Preferred stock:			
7 percent series	[1] 70,371	110	7,740,810.00
6 percent series	[1] 69,623	110	7,658,530.00
5½ percent series	[1] 78,621	107½	8,451,757.50
Total			65,151,097.50

[1] Shares.

The redemption of the above securities will result in the retirement of all the presently outstanding bonds, serial notes, and preferred stock of Jersey Central.

(5) Jersey Central will make certain adjustments to reclassify its plant and property accounts in accordance with original cost studies, write off a portion of the excess of book amount over original cost, and set up a reserve against a portion of the balance of such excess. As a result of such adjustments, there will be created an earned surplus deficit which the company proposes to eliminate as of April 30, 1946 against capital surplus; and

Applicants-declarants having requested that the Commission enter an order finding that the proposed capital contribution of $4,200,000 by GPU to NY PA NJ and, in turn, the contribution of the same amount from NY PA NJ to Jersey Central are necessary or appropriate to effectuate the provisions of section 11 (b) of the act, and the simplification of the GPU holding company system, and that such order conform to the pertinent requirements of the Internal Revenue Code, as amended, including sections 371 and 373 (a) thereof, and contain the recitals, specifications, and itemizations therein required; and

A public hearing having been held after appropriate notice at which the security holders of applicants-declarants and other interested persons were afforded opportunity to be heard; and

The Commission having considered the record and having entered its findings and opinion herein, and deeming it appropriate in the public interest and in the interest of investors and consumers to grant the applications, as amended, and permit the declarations, as amended, to become effective, subject to certain conditions:

It is hereby ordered, That, pursuant to the applicable provisions of said act, including sections 6 (a), 6 (b), 7, and 12 thereof, and the Rules and Regulations promulgated thereunder, the aforesaid applications-declarations, as amended, be, and hereby are, granted and permitted to become effective forthwith, subject to the terms and conditions prescribed in Rule U-24 of the general rules and regulations under the act, and subject to the further condition that the proposed issuance and sale by Jersey Central of the $34,500,000 principal amount of __% bonds and the 125,000 shares of __% $100 par value cumulative preferred stock, aggregate par value $12,500,000, shall not be consummated until the results of the competitive bidding pursuant to Rule U-50 have been made a matter of record in this proceeding and a further order shall have been entered by this Commission in the light of the record so completed, which order may contain further terms and conditions as may then be deemed appropriate, jurisdiction being reserved with respect to the imposition thereof in connection with the proposed transactions; and

It is further ordered, That the ten (10) day period for inviting bids as provided by Rule U-50 be, and the same hereby is, shortened to a period of not less than seven (7) days, so as to permit the opening of bids on May 22, 1946; and

It is further ordered, That jurisdiction be, and hereby is, reserved over the payment of all legal fees and expenses of all counsel, the charges of the trustee, transfer agent, and registrar, and miscellaneous expenses:

It is further ordered, That the capital contribution by GPU of $4,200,000 representing a portion of the funds derived from the sale of certain shares of the common stock of Florida Power Corporation, as approved by our orders dated October 11, 1945, and October 23, 1945 (File No. 70–1161), as a contribution to the capital of NY PA NJ and, in turn, the donation by NY PA NJ, as a contribution to the capital of Jersey Central, of the same $4,200,000, are necessary or appropriate to effectuate the provisions of section 11 (b) of the Public Utility Holding Company Act of 1935 and the simplification of the GPU holding company system.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46–8310; Filed, May 17, 1946; 9:32 a. m.]

[File Nos. 54–94 and 59–59]

AMERICAN STATES UTILITIES CORP. ET AL.

ORDER AUTHORIZING OFFICER TO TAKE DEPOSITION

In the matters of American States Utilities Corporation, Edison Sault Electric Company, Southern California Water Company, Applicants, File No. 54–94; American States Utilities Corporation, et al., Respondents, File No. 59–59.

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 16th day of May A. D. 1946.

American States Utilities Corporation ("American States"), a registered holding company, and its subsidiaries, Edison Sault Electric Company and Southern California Water Company, having filed a plan herein pursuant to section 11 (e) of the Public Utility Holding Company Act of 1935; and

The Commission, in its findings and opinion herein dated April 11, 1946, having found that said plan, if amended in certain respects, would be necessary to effectuate the provisions of section 11 (b) of the Act and fair and equitable to the persons affected by said plan; and

The Commission having stated in said findings and opinion that if, within thirty days from the date thereof (or such additional time as may be applied for upon a proper showing), an amendment not inconsistent with said findings and opinion were not filed, an order would be entered disapproving said plan; and such time having been extended to June 10, 1946; and

The Commission, pursuant to the request of counsel for American States, having authorized the trial examiner heretofore designated in these proceedings to reopen the hearing for the purpose, among others, of hearing testimony with respect to certain purchases and sales of securities of American States by its officers and directors; and

Application having been made on behalf of L. B. Tobin for an order directing the taking of the deposition of the said L. B. Tobin, who resides in Los Angeles, California, and counsel for American States and L. B. Tobin having requested that such deposition be taken in Los Angeles, California; and

The Commission having duly considered the matter and being fully advised in the premises, and it appearing that such deposition should be taken:

It is ordered, That W. Stevens Tucker is hereby authorized to take the deposition of L. B. Tobin at the branch office of the Securities and Exchange Commission in Los Angeles, California at 10 a. m., Pacific standard time, on Monday, May 20, 1946, and thereafter at such times as said officer may determine; and that said officer is hereby authorized to administer oaths and affirmations.

It is further ordered, That a copy of this order be served by the Secretary of the Commission on counsel, respectively, for the said L. B. Tobin and for American States, personally or by registered mail, within a reasonable time in advance of the time fixed for taking testimony.

It is further ordered, That, upon the completion of the taking of the testimony of the said L. B. Tobin and any witnesses produced in his behalf, the officer designated above shall reduce the testimony of each witness to writing, cause each deposition to be signed by the respective witnesses, and certify and return each deposition under seal to the Secretary of the Commission.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46–8311; Filed, May 17, 1946; 9:32 a. m.]

Reference

MAY 23 '46

THE NATIONAL ARCHIVES — LITTERA SCRIPTA MANET — 1934 — OF THE UNITED STATES

FEDERAL REGISTER

VOLUME 11 NUMBER 99

Washington, Tuesday, May 21, 1946

The President

EXECUTIVE ORDER 9727

POSSESSION, CONTROL, AND OPERATION OF CERTAIN RAILROADS

WHEREAS after investigation I find and proclaim that as a result of labor disturbances there are interruptions, or threatened interruptions, of the operations of the transportation systems, plants, and facilities owned or operated by carriers by railroad named in the list attached hereto and made a part hereof; that the war effort will be unduly impeded and delayed by such interruptions; that it has become necessary to take possession and assume control of the said transportation systems, plants, and facilities for purposes that are needful or desirable in connection with the present wartime emergency; and that the exercise, as hereinafter specified, of the powers vested in me is necessary to insure in the national interest the operation of the said transportation system, plants, and facilities:

NOW, THEREFORE, by virtue of the power and authority vested in me by the Constitution and laws of the United States, including section 9 of the Selective Training and Service Act of 1940 as amended by section 3 of the War Labor Disputes Act (57 Stat. 164), the Act of August 29, 1916 (39 Stat. 619, 645), and the First War Powers Act, 1941 (55 Stat. 838), as President of the United States and Commander in Chief of the Army and Navy, it is hereby ordered as follows:

1. Possession and control of the transportation systems, plants, and facilities owned or operated by the carriers by railroad named in the list attached hereto and made a part hereof are hereby taken and assumed, through the Director of the Office of Defense Transportation (hereinafter referred to as the Director), as of four o'clock P. M., May 17, 1946; but such possession and control shall be limited to real and personal property and other assets used or useful in connection with the operation of the transportation systems of the said carriers. If and when the Director finds it necessary or appropriate to carry out the purposes of this order, he may, by appropriate order, take possession and assume control of all or any part of any transportation system of any other carrier by railroad located in the continental United States.

2. The Director is directed to operate, or arrange for the operation of, the transportation systems, plants, and facilities taken under or pursuant to this order in such manner as he deems necessary to assure to the fullest possible extent continuous and uninterrupted transportation service.

3. In carrying out the provisions of this order the Director may act through or with the aid of such public or private instrumentalities or persons as he may designate, and may delegate such of his authority as he may deem necessary or desirable, with power of successive redelegation. The Director may issue such general and special orders, rules and regulations as may be necessary or appropriate to carry out the provisions, and to accomplish the purposes, of this order. All Federal agencies shall comply with the directives of the Director issued pursuant to this order and shall cooperate to the fullest extent of their authority with the Director in carrying out the provisions of this order.

4. The Director shall permit the management of carriers whose transportation systems, plants, and facilities have been taken under, or which may be taken pursuant to, the provisions of this order to continue their respective managerial functions to the maximum degree possible consistent with the purposes of this order. Except so far as the Director shall from time to time otherwise provide by appropriate order or regulation, the boards of directors, trustees, receivers, officers, and employees of such carriers shall continue the operation of said transportation systems, plants, and facilities, including the collection and disbursement of funds thereof, in the usual and ordinary course of the business of the carriers, in the names of their respective companies, and by means of any agencies, associations, or other instrumentalities now utilized by the carriers.

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5. Except so far as the Director shall from time to time otherwise determine and provide by appropriate orders or regulations, existing contracts and agreements to which carriers whose transportation systems, plants, and facilities have been taken under, or which may be taken pursuant to, the provisions of this order are parties, shall remain in full force and effect. Nothing in this order shall have the effect of suspending or releasing any obligation owed to any carrier affected hereby, and all payments shall be made by the persons obligated to the carrier to which they are or may become due. Except as the Director may otherwise direct, there may be made, in due course, payments of dividends on stock, and of principal, interest, sinking funds, and all other distributions upon bonds, debentures, and other obligations; and expenditures may be made for other ordinary corporate purposes.

6. Subject to applicable provisions of existing law, including the orders of the Office of Defense Transportation issued pursuant to Executive Order 8989, as amended, the said transportation systems, plants, and facilities shall be managed and operated under the terms and conditions of employment in effect at the time possession is taken under this order. The Director shall recognize the right of the workers to continue their membership in labor organizations, to bargain collectively through representatives of their own choosing with the representatives of the owners of the carriers, subject to the provisions of applicable statutes and Executive Orders, as to matters pertaining to wages to be paid or conditions to prevail after termination of possession and control under this order; and to engage in concerted activities for the purpose of such collective bargaining or for other mutual aid or protection, provided that in his opinion such concerted activities do not interfere with the operation of the transportation systems, plants, and facilities taken hereunder, or which may be taken pursuant hereto.

7. Except as this order otherwise provides and except as the Director may otherwise direct, the operation of the transportation systems, plants, and facilities taken hereunder, or which may be taken pursuant hereto, shall be in conformity with the Interstate Commerce Act, as amended, the Railway Labor Act, as amended, the Safety Appliance Acts, the Employers' Liability Acts, and other applicable Federal and State laws, Executive Orders, local ordinances, and rules and regulations issued pursuant to such laws, Executive Orders, and ordinances.

8. Except with the prior written consent of the Director, no receivership, reorganization, or similar proceeding affecting any carrier whose transportation system, plants, and facilities are taken hereunder, or which may be taken pursuant hereto, shall be instituted, and no attachment by mesne process, garnishment, execution, or otherwise shall be levied on or against any of the real or personal property or other assets of any such carrier, provided that nothing herein shall prevent or require approval by the Director of any action authorized or required by any interlocutory or final decree of any United States court in reorganization proceedings now pending under the Bankruptcy Act or in any equity receivership cases now pending.

9. For the purposes of paragraphs 1 to 8, inclusive, of this order, there are hereby transferred to the Director the functions, powers, and duties vested in the Secretary of War by that part of section 1 of the said Act of August 29, 1916, reading as follows:

"The President, in time of war, is empowered, through the Secretary of War, to take possession and assume control of any system or systems of transportation, or any part thereof, and to utilize the same, to the exclusion as far as may be necessary of all other traffic thereon, for the transfer or transportation of troops, war material and equipment, or for such other purposes connected with the emergency as may be needful or desirable."

10. The Director may request the Secretary of War to furnish protection for persons employed or seeking employment in the plants, facilities, or transportation systems of which possession is taken hereunder, or which may be taken pursuant hereto, to furnish protection for such plants, facilities, and transportation systems, and to furnish equipment, manpower, and other facilities or services deemed necessary by the Director to carry out the provisions, and to accomplish the purposes, of this order. The Secretary of War is authorized and directed, upon such request, to take such action as he deems necessary to furnish such protection, equipment, manpower, or other facilities or services.

11. From and after four o'clock p. m., on the said 17th day of May 1946, all properties taken under this order shall be conclusively deemed to be within the possession and control of the United States without further act or notice.

12. Possession, control, and operation of any plant or facility, or of any transportation system, or any part thereof, or of any real or personal property taken under this order, or which may be taken pursuant hereto, shall be terminated by the Director when he determines that such possession, control, and operation are no longer necessary to carry out the provisions, and to accomplish the purposes, of this order.

HARRY S. TRUMAN

THE WHITE HOUSE,
May 17, 1946.

LIST

1. Abilene & Southern Railway Company, Texas & Pacific Bldg., Dallas 2, Tex.
2. The Ahnapee and Western Railway Company, Green Bay, Wis.
3. The Akron & Barberton Belt Railroad Company, Barberton, Ohio
4. The Akron, Canton & Youngstown Railroad Company, 12 East Exchange Street, Akron 8, Ohio
5. The Alabama Great Southern Railroad Company, Washington 13, D. C.
6. Alabama, Tennessee and Northern Railroad Company, A. T. & N. Bldg., 106 St. Joseph Street, Mobile 8, Ala.
7. Algers, Winslow and Western Railway Company, Indianapolis, Indiana
8. Allegheny & South Side Railway Company, Pittsburgh, Pa.
9. Alton and Southern Railroad, East St. Louis, Ill.
10. The Alton Railroad Company (Henry A. Gardner, Trustee), 340 West Harrison Street, Chicago 7, Ill.
11. The Ann Arbor Railroad Company, Railway Exchange Bldg., St. Louis 1, Mo.
12. Apalachicola Northern Railroad Company, Barnett National Bank Bldg., Jacksonville, Fla.
13. Asherton and Gulf Railway Company (Guy A. Thompson, Trustee) Missouri Pacific Bldg., St. Louis 3, Mo.
14. Ashley, Drew & Northern Railway Company, Crossett, Ark.
15. Asphalt Belt Railway Company (Guy A. Thompson, Trustee) Missouri Pacific Bldg., St. Louis 3, Mo.
16. The Atchison, Topeka and Santa Fe Railway Company, 80 East Jackson Blvd., Chicago 4, Ill.
17. Atlanta & Saint Andrews Bay Railway Company, Dothan, Ala.
18. Atlanta and West Point Rail Road Company, 4 Hunter St., S. E., Atlanta 3, Ga.
19. Atlanta Terminal Company, Atlanta, Ga.
20. Atlantic and East Carolina Railway Company, Kinston, N. C.
21. Atlantic and Yadkin Railway Company, Greensboro, N. C.
22. Atlantic Coast Line Railroad Company, 71 Broadway, New York 6, N. Y.
23. The Baltimore and Annapolis Railroad Company, 204–206 West Camden Street, Baltimore 1, Maryland
24. The Baltimore and Ohio Chicago Terminal Railroad Company, Grand Central Station, Chicago 7, Ill.
25. The Baltimore and Ohio Railroad Company, Baltimore & Ohio Bldg., Baltimore 1, Md.
26. Barre and Chelsea Railroad Company, Montpelier, Vt.
27. The Beaumont, Sour Lake & Western Railway Company (Guy A. Thompson, Trustee), Missouri Pacific Bldg., St. Louis 3, Mo.
28. Beaver, Meade and Englewood Railroad Company, Railway Exchange Bldg., St. Louis, Mo.
29. Belt Railway Company of Chattanooga, Atlanta, Ga.
30. The Belt Railway Company of Chicago, 47 West Polk Street, Chicago 5, Ill.
31. Benwood and Wheeling Connecting Railway Company, Wheeling Steel Corporation Bldg., Wheeling, W. Va.
32. Berlin Mills Railway, Berlin, N. H.
33. Bessemer and Lake Erie Railroad Company, P. O. Box 536, Pittsburgh 30, Pa.
34. Blue Ridge Railway Company, Washington 13, D. C.
35. Boston and Albany Railroad (The New York Central Railroad Company Lessee), 466 Lexington Avenue, New York 17, N. Y.
36. Boston and Maine Railroad, North Station Bldg., Boston 14, Mass.
37. Brooklyn Eastern District Terminal, 111 Broadway, New York 6, N. Y.
38. Burlington-Rock Island Railroad Company, Union Station, Houston 2, Texas

39. Bush Terminal Railroad Company, 100 Broad Street, New York 4, N. Y.
40. Butte, Anaconda & Pacific Railway Company, 25 Broadway, New York 4, N. Y.
41. California Western Railroad & Navigation Company, San Francisco, Calif.
42. Camas Prairie Railroad Company, King Street Station, Seattle 4, Wash.
43. Campbell's Creek Railroad Company, Union Trust Bldg., Cincinnati, Ohio
44. Canadian National Railway Company (Lines in the United States), 360 McGill Street, Montreal, Que.
45. Canton Railroad Company, Canton House, South and Water Streets, Baltimore 2, Md.
46. Carolina and Northwestern Railway Company, Washington 13, D. C.
47. Cedar Rapids and Iowa City Railway, Cedar Rapids, Iowa
48. Central of Georgia Railway Company (M. P. Callaway, Trustee) Savannah, Ga.
49. The Central Railroad Company of New Jersey (Shelton Pitney and Walter P. Gardner, Trustees), Jersey City Terminal, Jersey City 2, N. J.
50. Central Vermont Railway, Inc., 360 McGill St., Montreal, Que.
51. The Champlain and St. Lawrence Railroad Company (Canadian National Railway Company, Lessee), 360 McGill St., Montreal, Que.
52. Charleston & Western Carolina Railway Company, Wilmington, N. C.
53. Chattanooga Traction Company, Chattanooga, Tenn.
54. The Chesapeake and Ohio Railway Company, Terminal Tower, Cleveland 1, Ohio
55. Chicago & Eastern Illinois Railroad Company, 332 South Michigan Avenue, Chicago 4, Illinois
56. Chicago & Illinois Midland Railway Company, Illinois Bldg., Springfield, Ill.
57. Chicago & Illinois Western Railroad, 135 E. 11th Place, Chicago 5, Ill.
58. Chicago and North Western Railway Company, 400 West Madison Street, Chicago 6, Ill.
59. Chicago and Western Indiana Railroad Company, 47 West Polk Street, Chicago 5, Ill.
60. Chicago, Attica & Southern Railroad Company (Charles F. Propst, Receiver), Attica, Indiana
61. Chicago, Aurora and Elgin Railroad Company (Arthur L. Schwartz, Trustee), Chicago 3, Ill.
62. Chicago, Burlington & Quincy Railroad Company, 547 West Jackson Blvd., Chicago 6, Ill.
63. Chicago Great Western Railway Company, 309 West Jackson Blvd., Chicago 6, Ill.
64. Chicago, Indianapolis and Louisville Railway Company (L. F. Deramus and Holman D. Pettibone, Trustees), 608 So. Dearborn St., Chicago 5, Ill.
65. Chicago Junction Railway (The Chicago River and Indiana Railroad Company, Lessee) 466 Lexington Ave., New York 17, N. Y.
66. Chicago, Milwaukee, St. Paul and Pacific Railroad Company, Union Station, Chicago 6, Ill.
67. Chicago North Shore and Milwaukee Railroad Company (John B. Gallagher and Edward J. Quinn, Trustees), 79 West Monroe Street, Chicago 3, Ill.
68. Chicago Produce Terminal Company, 135 East 11th Place, Chicago, Ill.
69. Chicago Short Line Railway Company, South Chicago, Ill.
70. Chicago South Shore and South Bend Railroad, 327 South LaSalle Street, Chicago 4, Ill.
71. The Chicago River and Indiana Railroad Company, 466 Lexington Ave., New York 17, N. Y.
72. The Chicago, Rock Island and Pacific Railway Company (Joseph B. Fleming, and Aaron Colnon, Trustees), LaSalle Street Station, Chicago 5, Ill.
73. Chicago, Saint Paul, Minneapolis and Omaha Railway Company, 400 West Madison St., Chicago 6, Ill.
74. Chicago Union Station Company, 210 So. Canal Street, Chicago, Ill.
75. Chicago, West Pullman & Southern Railroad Company, 180 North Michigan Avenue, Chicago 1, Ill.
76. Cincinnati, Burnside & Cumberland River Railway Company, Washington 13, D. C.
77. The Cincinnati, New Orleans and Texas Pacific Railway Company, Washington 13, D. C.
78. The Cincinnati Union Terminal Company, 1301 Freeman Ave., Cincinnati, Ohio
79. The Cleveland Union Terminals Company, 1324 West Third Street, Cleveland 13, Ohio
80. Clinchfield Railroad Company, 71 Broadway, New York 6, N. Y.
81. The Colorado and Southern Railway Company, C. A. Johnson Bldg., Denver 2, Colo.
82. The Colorado & Wyoming Railway Company, Continental Oil Bldg., Denver, Colorado
83. Columbia & Cowlitz Railway Company, Tacoma, Wash.
84. Columbia, New Berry and Laurens Railroad Company, Columbia, S. C.
85. Columbia Union Station Company, Columbia, S. C.
86. Columbus and Greenville Railway Company, Columbus, Miss.
87. Copper Range Railroad Company, Houghton, Mich.
88. Cornwall Railroad Company, Lebanon, Pa.
89. Cowlitz, Chehalis & Cascade Railway, Chehalis, Wash.
90. Cumberland and Pennsylvania Railroad Company, Baltimore 2, Md.
91. Curtis Bay Railroad Company, Baltimore & Ohio Bldg., Baltimore 1, Md.
92. The Cuyahoga Valley Railway Company, 3551 Jennings Road, Cleveland 1, Ohio
93. Danville and Western Railway Company, Washington 13, D. C.
94. The Delaware and Hudson Railroad Corporation, 220 Park Avenue, New York 17, N. Y.
95. The Delaware, Lackawanna and Western Railroad Company, 140 Cedar Street, New York 6, N. Y.
96. Delray Connecting Railroad Company, Detroit, Michigan
97. The Denver and Intermountain Railroad Company, Denver 2, Colo.
98. The Denver and Rio Grande Western Railroad Company (Wilson McCarthy and Henry Swan, Trustees) Rio Grande Bldg., Denver 1, Colo.
99. The Denver and Salt Lake Railway Company, Denver National Bldg., Denver 2, Colo.
100. Des Moines & Central Iowa Railroad, Des Moines, Iowa
101. Des Moines Union Railway Company, Union Station Bldg., Chicago 6, Ill.
102. Detroit and Mackinac Railway Company, Tawas City, Mich.
103. The Detroit and Toledo Shore Line Railroad Company, Cleveland 1, Ohio
104. Detroit Terminal Railroad Company, Detroit, Mich.
105. Detroit, Toledo and Ironton Railroad Company, Michigan Ave. at Schaefer Rd., Dearborn, Mich.
106. Donora Southern Railroad Company, Cleveland 5, Ohio
107. Duluth, Missabe and Iron Range Railway Company, Wolvin Bldg., Duluth 2, Minn.
108. The Duluth, South Shore and Atlantic Railway Company (Edward A. Whitman and P. L. Solether, Trustees), First National Soo Line Bldg., Minneapolis 2, Minn.
109. Duluth, Winnipeg and Pacific Railway Company, Montreal, Que.
110. The East Broad Top Railroad and Coal Company, 1421 Chestnut Street, Philadelphia, Pa.
111. East Erie Commercial Railroad, Erie, Pa.
112. East St. Louis Junction Railroad Company, Livestock Exchange Bldg., National Stock Yards, Ill.
113. East Tennessee and Western North Carolina Railroad Company, Johnson City, Tenn.
114. Elgin, Joliet and Eastern Railway Company, 208 South LaSalle Street, Chicago 4, Ill.
115. Erie Railroad Company, Midland Bldg., Cleveland, Ohio
116. Escanaba and Lake Superior Railroad Company, Wells, Mich.
117. The Federal Valley Railroad Company, 466 Lexington Avenue, New York 17, N. Y.
118. Florida East Coast Railway Company (Scott M. Loftin and John W. Martin, Trustees), Jacksonville 1, Fla.
119. Fonda, Johnston and Gloversville Railroad Company, Gloversville, N. Y.
120. Fore River Railroad Corporation, Quincy, Mass.
121. Fort Dodge, Des Moines & Southern Railway Company, Boone, Iowa
122. The Fort Street Union Depot Company, General Motors Bldg., Detroit 2, Mich.
123. Fort Worth and Denver City Railway Company, 307 West 6th St., Fort Worth 2, Texas
124. Frankfort & Cincinnati Railroad Company, Frankfort, Ky.
125. Gainesville Midland Railroad Company, P. O. Box 1675, Atlanta, Ga.
126. Galveston, Houston and Henderson Railroad Company, Galveston, Texas
127. Georgia & Florida Railroad (W. V. Griffin and H. W. Purvis, Receivers), Augusta, Ga.
128. Georgia Rail Road & Banking Company, Operated as the Georgia Railroad by Lessees: Atlantic Const Line Railroad Company; Louisville and Nashville Railroad Company, 4 Hunter St., S. E., Atlanta 3, Ga.
129. Georgia Southern and Florida Railway Company, Washington 13, D. C.
130. Grand Trunk Western Railroad Company, 360 McGill Street, Montreal, Quebec
131. Great Northern Railway Company, 175 East Fourth Street, St. Paul 1, Minn.
132. Green Bay and Western Railroad Company, Green Bay, Wis.
133. Gulf, Colorado and Santa Fe Railway Company, Galveston, Tex.
134. Gulf, Mobile and Ohio Railroad Company, 104 St. Francis Street, Mobile 13, Ala.
135. Harriman and Northeastern Railroad Company, Washington 13, D. C.
136. Helena Southwestern Railroad Company, 111 West Washington Street, Chicago 2, Ill.
137. High Point, Randleman, Asheboro and Southern Railroad Company, Washington 13, D. C.
138. Houston and Brazos Valley Railway Company (Guy A. Thompson, Trustee), Missouri Pacific Bldg., St. Louis 3, Mo.
139. Houston Belt & Terminal Railway Company, Union Station Bldg., Houston 2, Tex.
140. Hudson & Manhattan Railroad Company, 30 Church Street, New York, N. Y.
141. The Huntingdon and Broad Top Mountain Railroad and Coal Company, P. O. Box 391, Huntingdon, Pa.
142. Illinois Northern Railway, 180 North Michigan Avenue, Chicago 1, Illinois
143. Illinois Terminal Railroad Company, Central Terminal Bldg., 710 North 12th Blvd., St. Louis 1, Mo.
144. Indiana Harbor Belt Railroad Company, 466 Lexington Ave., New York 17, N. Y.
145. The Indianapolis Union Railway Company, Union Station, Indianapolis, Ind.
146. International-Great Northern Railroad Company (Guy A. Thompson, Trustee), Missouri Pacific Bldg., St. Louis 3, Mo.
147. Interstate Railroad Company, 2500 Fidelity-Philadelphia Trust Bldg., Philadelphia, Pa.

148. Jacksonville Terminal Company, Jacksonville, Fla.
149. The Jay Street Connecting Railroad, 71 Water Street, New York, N. Y.
150. The Kansas City Connecting Railroad Company, Livestock Exchange Bldg., Kansas City, Mo.
151. Kansas City, Kaw Valley Railroad, Inc., Kansas City, Mo.
152. The Kansas City Southern Railway Company, Kansas City Southern Bldg., Kansas City 6, Mo.
153. Kansas City Terminal Railway Company, Union Station, Kansas City 8, Mo.
154. Kansas, Oklahoma & Gulf Railway Company, Muskogee, Okla.
155. Kelley's Creek and Northwestern Railroad Company, Western Reserve Bldg., West 9th and Superior Ave., Cleveland, Ohio
156. Kewaunee, Green Bay and Western Railroad Company, Green Bay, Wisconsin
157. Lackawanna and Wyoming Valley Railroad Company, Scranton 5, Pa.
158. Lake Champlain and Moriah Rail Road Company, Port Henry, N. Y.
159. Lake Superior & Ishpeming Railroad Company, Marquette, Mich.
160. The Lake Terminal Railroad Company, Grant Bldg., Pittsburgh 19, Pa.
161. Lancaster and Chester Railway Company, Lancaster, S. C.
162. The LaSalle and Bureau County Railroad Company, La Salle, Ill.
163. Lehigh and New England Railroad Company, 123 So. Broad St., Philadelphia 9, Pa.
164. Lehigh Valley Railroad Company, 143 Liberty Street, New York 6, N. Y.
165. Litchfield and Madison Railway Company, 114–116 St. Louis St., Edwardsville, Ill.
166. Live Oak, Perry & Gulf Railroad Company, Foley, Fla.
167. The Long Island Rail Road Company, Broad St. Station Bldg., 1617 Pennsylvania Blvd., Philadelphia 4, Pa.
168. Longview, Portland & Northern Railway Company, Longview, Wash.
169. The Lorain & West Virginia Railway Company, 626 Huron Road, Cleveland 15, Ohio
170. Los Angeles Junction Railway Company, 4500 Downey Road, Los Angeles 11, Calif.
171. Louisiana & Arkansas Railway Company, 114 West 11th St., Kansas City 6, Mo.
172. The Louisiana and North West Railroad Company, Little Rock, Ark.
173. Louisiana Southern Railway Company, New Orleans 17, La.
174. Louisville & Jeffersonville Bridge and Railroad Company, 466 Lexington Ave., New York 17, N. Y.
175. Louisville and Nashville Railroad Company, 908 W. Broadway, Louisville 1, Ky.
176. Macon, Dublin & Savannah Railroad Company, Norfolk 10, Va.
177. Maine Central Railroad Company, Portland 4, Me
178. Manistee and Northeastern Railway Company, Manistee, Mich.
179. Manufacturers' Junction Railway Company, Chicago, Ill.
180. Manufacturers Railway Company, 2927 So. Broadway, St. Louis 18, Mo.
181. Maryland and Pennsylvania Railroad Company, Baltimore, Md.
182. McKeesport Connecting Railroad Company, Suite 2515 Grant Bldg., 330 Grant St., Pittsburgh, Pa.
183. Meridian and Bigbee River Railway Company (J. C. Floyd, Trustee), Meridian, Miss.
184. The Midland Terminal Railway Company, Colorado Springs, Colo.
185. Midland Valley Railroad Company, Muskogee, Okla.
186. Mineral Range Railroad Company (Edward A. Whitman and P. L. Solether, Trustees), First National Soo Line Bldg., Minneapolis 2, Minn.
187. The Minneapolis & St. Louis Railway Company, Northwestern Bank Bldg., Minneapolis 2, Minn.
188. Minneapolis Eastern Railway Company, Minneapolis, Minn.
189. Minneapolis, Northfield and Southern Railway, Minneapolis 3, Minn.
190. Minneapolis, St. Paul & Sault Ste. Marie Railroad Company, First National Soo Line Bldg., Minneapolis 2, Minn.
191. The Minnesota Transfer Railway Company, 2071 University Ave., St. Paul 4, Minn.
192. Minnesota Western Railway Company, Minneapolis, Minn.
193. Mississippi Central Railroad Company, Scranton, Pa.
194. Missouri and Arkansas Railway Company, Harrison, Ark.
195. Missouri-Illinois Railroad Company, Missouri Pacific Bldg., St. Louis 3, Mo.
196. Missouri-Kansas-Texas Railroad Company, Railway Exchange Bldg., St. Louis 1, Mo.
197. Missouri-Kansas-Texas Railroad Company of Texas, Railway Exchange Bldg., St. Louis 1, Mo.
198. Missouri Pacific Railroad Company (Guy A. Thompson, Trustee), Missouri Pacific Bldg., St. Louis 3, Mo.
199. Monessen Southwestern Railway Company, Monessen, Pa.
200. The Monongahela Connecting Railroad Company, 311 Ross St., Pittsburgh 19, Pa.
201. The Monongahela Railway Company, Pittsburgh, Pa.
202. Montour Railroad Company, Pittsburgh 22, Pa.
203. Mount Hood Railroad Company, Hood River, Oregon
204. The Nashville, Chattanooga & St. Louis Railway, Nashville 3, Tenn.
205. New Iberia & Northern Railroad Company (Guy A. Thompson, Trustee), Missouri Pacific Bldg., St. Louis 3, Mo.
206. The New Jersey and New York Railroad Company (Peter Duryee, Trustee), 50 Church Street, New York 7, N. Y.
207. New Orleans and Northeastern Railroad Company, Washington 13, D. C.
208. New Orleans Public Belt Railroad, Municipal Bldg., New Orleans 10, La.
209. New Orleans Terminal Company, Washington 13, D. C.
210. New Orleans, Texas & Mexico Railway Company (Guy A. Thompson, Trustee), Missouri Pacific Bldg., St. Louis 3, Mo.
211. The New York Central Railroad Company, 466 Lexington Ave., New York 17, N. Y.
212. The New York, Chicago and St. Louis Railroad Company, Terminal Tower, Public Square, Cleveland 1, Ohio
213. New York Dock Railway, 44 Whitehall St., New York 4, N. Y.
214. The New York, New Haven and Hartford Railroad Company, (Howard S. Palmer, James Lee Loomis, and Henry B. Sawyer, Trustees), 71 Meadow St., New Haven 6, Conn.
215. New York, Ontario and Western Railway Company (Raymond L. Gebhardt and Ferdinand J. Sieghardt, Trustees) 330 West 42nd St., New York 18, N. Y.
216. New York, Susquehanna and Western Railroad Company (Henry K. Norton, Trustee), 160 Market Street, Paterson 1, N. J.
217. Niagara Junction Railway Company, Buffalo, N. Y.
218. Norfolk and Portsmouth Belt Line Railroad Company, Norfolk, Va.
219. Norfolk and Western Railway Company, Roanoke 17, Va.
220. Norfolk Southern Railway Company, Terminal Station, 1200 E. Main St., Norfolk, Va.
221. Northampton and Bath Railroad Company, 2515 Grant Bldg., Pittsburgh 19, Pa.
222. Northeast Oklahoma Railroad Company, Miami, Okla.
223. Northern Pacific Railway Company, 5th & Jackson Streets, St. Paul 1, Minn.
224. The Northern Pacific Terminal Company of Oregon, Union Station, Portland 9, Oregon
225. Northwestern Pacific Railroad Company, 65 Market Street, San Francisco 5, Calif.
226. The Ogden Union Railway and Depot Company, Ogden, Utah
227. Oklahoma City-Ada-Atoka Railway Company, Muskogee, Okla.
228. The Orange & Northwestern Railroad Company (Guy A. Thompson, Trustee), Missouri Pacific Bldg., St. Louis 3, Mo.
229. Oregon & Northwestern Railroad Co., Chicago, Ill.
230. Oregon, California & Eastern Railway Company, San Francisco 5, Calif.
231. Oregon Electric Railway Company, Portland 7, Oregon
232. Oregon Pacific and Eastern Railway Company, Portland, Ore.
233. Oregon Trunk Railway, Portland 7, Ore.
234. Pacific Electric Railway Company, Pacific Electric Bldg., Los Angeles 14, Calif.
235. Panhandle and Santa Fe Railway Company, Amarillo, Texas
236 Paris and Mt. Pleasant Railroad Co., Paris, Texas
237. Patapsco & Black Rivers Railroad Company, Sparrows Point, Md.
238. The Pecos Valley Southern Railway Company, Texas & Pacific Bldg., Dallas 2, Texas
239. The Pennsylvania Railroad Company, Broad St. Station Bldg., 1617 Pennsylvania Blvd., Philadelphia 4, Pa.
240. Pennsylvania-Reading Seashore Lines, Reading Terminal, Philadelphia 1, Pa.
241. Peoria and Pekin Union Railway Company, Union Station, Peoria 2, Ill.
242. Pere Marquette Railway Company, General Motors Bldg., Detroit 2, Mich.
243. Petaluma and Santa Rosa Railroad Company, 65 Market St., San Francisco 5, Calif.
244. Philadelphia, Bethlehem and New England Railroad Company, Bethlehem, Pa.
245. Piedmont and Northern Railway Company, Charlotte, N. C.
246. Pittsburgh, Allegheny & McKees Rocks Railroad Company, McKees Rocks, Pa.
247. The Pittsburgh and Lake Erie Railroad Company, 466 Lexington Ave., New York 17, N. Y.
248. The Pittsburg & Shawmut Railroad Company, Kittanning, Pa.
249. The Pittsburgh & West Virginia Railway Company, Wabash Bldg., Pittsburgh 22, Pa.
250. Pittsburgh, Chartiers & Youghiogheny Railway Company, Pittsburgh, Pa.
251. The Pittsburg, Shawmut and Northern Railroad Company (Thomas C. Buchanan and Robert C. Sproul, Jr., Receivers), St. Marys, Pa.
252. Port Angeles Western Railroad Company, Port Angeles, Wash.
253. Port Huron and Detroit Railroad Company, Port Huron, Mich.
254. Portland Electric Power Company (Thos. W. Delzell and R. L. Clark, Independent Trustee), 1605 S. E. Water Avenue, Portland, Oregon
255. Portland Terminal Company, Portland, Me.
256. Port Terminal Railroad Association, Houston, Texas
257. The Port Utilities Commission of Charleston, S. C., Charleston, S. C.
258. The Pueblo Union Depot and Railroad Company, Pueblo, Colo.
259. Pullman Railroad Company, 707 East 11th St., Chicago 28, Ill.
260. Quanah, Acme & Pacific Railway Company, Quanah, Texas

261. Rapid City, Black Hills & Western Railroad Company, Rapid City, S. Dak.
262. Raritan River Rail Road Company, New York, N. Y.
263. Reading Company, Reading Terminal, Philadelphia 1, Pa.
264. Richmond, Fredericksburg and Potomac Railroad Company, Richmond, Va.
265. Rio Grande City Railway Company (Guy A. Thompson, Trustee), Missouri Pacific Bldg., St. Louis 3, Mo.
266. The River Terminal Railway Company, 3100 E. 45th St., Cleveland 4, Ohio
267. Roscoe, Snyder and Pacific Railway Company, Roscoe, Texas
268. Rutland Railroad Company (William E. Navin and Albert A. Cree, Trustees), Rutland, Vt.
269. St. Clair Tunnell Company, 360 McGill St., Montreal, Que.
270. The St. Johnsbury & Lake Champlain Railroad Company (John E. Willis, Trustee), Montpelier, Vt.
271. St. Johns River Terminal Company, Washington 13, D. C.
272. St. Joseph Terminal Railroad Company, 803 So. 4th St., St. Joseph 24, Mo.
273. St. Joseph Union Depot Company, St. Joseph, Mo.
274. The St. Louis, Brownsville and Mexico Railway Company (Guy A. Thompson, Trustee), Missouri Pacific Bldg., St. Louis 3, Mo.
275. St. Louis, San Francisco and Texas Railway Company, Transportation Bldg., Fort Worth 2, Texas
276. St. Louis-San Francisco Railway Company (Frank A. Thompson, Trustee), Frisco Bldg., St. Louis 1, Mo.
277. St. Louis Southwestern Railway Company (Berryman Henwood, Trustee), Cotton Belt Bldg., St. Louis 2, Mo.
278. St. Louis Southwestern Railway Company of Texas (Berryman Henwood, Trustee), Cotton Belt Bldg., St. Louis 2, Mo.
279. The St. Paul Union Depot Company, St. Paul, Minn.
280. Salt Lake City Union Depot and Railroad Company, Salt Lake City, Utah
281. San Antonio Southern Railway Company (Guy A. Thompson, Trustee), Missouri Pacific Bldg., St. Louis 3, Mo.
282. San Antonio, Uvalde & Gulf Railroad Company (Guy A. Thompson, Trustee), Missouri Pacific Bldg., St. Louis 3, Mo.
283. San Benito and Rio Grande Valley Railway Company (Guy A. Thompson, Trustee), Missouri Pacific Bldg., St. Louis 3, Mo.
284. San Diego & Arizona Eastern Railway Company, 65 Market St., San Francisco 5, Calif.
285. Sand Springs Railway Company, Sand Springs, Okla.
286. San Francisco and Napa Valley Railroad, 815 Third St., Napa, Calif.
287. Savannah & Atlanta Railway Company, Savannah, Ga.
288. Seaboard Air Line Railway Company (L. R. Powell, Jr., and Henry W. Anderson, Receivers), S. A. L. Ry. Bldg., Norfolk 10, Va.
289. Sierra Railroad Company, San Francisco, Calif.
290. South Buffalo Railway Company, Lackawanna, N. Y.
291. South Omaha Terminal Railway Company, Omaha, Nebr.
292. Southern Pacific Company, 65 Market St., San Francisco 5, Calif.
293. Southern Railway Company, Washington 13, D. C.
294. Spokane International Railroad Company, Spokane, Washington.
295. Spokane, Portland and Seattle Railway Company, Portland 7, Ore.
296. Spokane Union Station, Spokane, Wash.
297. State of California Operating State Belt Railroad, Foot of Battery St., San Francisco 11, Calif.
298. The Staten Island Rapid Transit Railway Company, 25 Broadway, New York, N. Y.
299. State University Railroad Company, c/o Southern Railway Company, Washington 13, D. C.
300. Steelton & Highspire Railroad Company, Steelton, Pa.
301. Sugar Land Railway Company (Guy A. Thompson, Trustee), Missouri Pacific Bldg., St. Louis 3, Mo.
302. Tavares and Gulf Railroad Company, Norfolk 10, Va.
303. Tennessee, Alabama & Georgia Railway Company, Chattanooga 2, Tenn.
304. Tennessee Railroad Company, Oneida, Tenn.
305. Terminal Railroad Association of St. Louis, Union Station, St. Louis, Mo.
306. Terminal Railway, Alabama State Docks, Mobile, Ala.
307. Texas and New Orleans Railroad Company, 913 Franklin Ave., Houston, Texas
308. The Texas and Pacific Railway Company, Texas & Pacific Bldg., Dallas 2, Texas
309. Texas City Terminal Railway Company, Texas City, Texas
310. The Texas Mexican Railway Company, 2104 Alamo Natl. Bank Bldg., San Antonio 5, Texas
311. Texas-New Mexico Railway Company, Texas & Pacific Bldg., Dallas 2, Texas
312. Texas Pacific-Missouri Pacific Terminal Railroad of New Orleans, St. Louis, Mo.
313. Texas Short Line Railway Company, Texas & Pacific Bldg., Dallas 2, Texas
314. Toledo Terminal Railroad Company, Toledo, Ohio
315. Tooele Valley Railway Company, Kerns Bldg., Salt Lake City 10, Utah
316. Union Depot Company (Columbus, Ohio), Columbus 15, Ohio
317. Union Pacific Railroad Company, 15th & Dodge Streets, Omaha 2, Nebr.
318. Union Railroad Company (Pittsburgh, Pa.), 1119 Frick Bldg., Pittsburgh, Pa.
319. Union Railway Company (Memphis, Tenn.), Memphis, Tenn.
320. The Union Terminal Company, Dallas 2, Texas
321. The United States and Canada Rail Road Company (Canadian National Railway Company, Lessee), 360 McGill St., Montreal, Que.
322. Utah Railway Company, Newhouse Bldg., Salt Lake City, Utah.
323. The Virginian Railway Company, Norfolk 10, Va.
324. Wabash Railroad Company, Railway Exchange Bldg., St. Louis 1, Mo.
325. Walla Walla Valley Railway Company, L. C. Smith Bldg., Seattle, Wash.
326. The Washington Terminal Company, Union Station, Washington, D. C.
327. Waterloo, Cedar Falls & Northern Railroad, Waterloo, Iowa
328. The Weatherford, Mineral Wells and Northwestern Railway Company, Texas & Pacific Bldg., Dallas 2, Texas
329. The Western Pacific Railroad Company, 526 Mission St., San Francisco 5, Calif.
330. The Western Railway of Alabama, 4 Hunter St., S. E., Atlanta 3, Ga.
331. The Wheeling and Lake Erie Railway Company, 626 Huron Road, Cleveland 15, Ohio
332. Wichita Falls & Southern Railroad Company, Wichita Falls, Tex.
333. The Wichita Valley Railway Company, 307 West 6th St., Fort Worth 2, Texas
334. Willamina and Grand Ronde Railway Co., Longview, Wash.
335. Yadkin Railroad Company, Washington 13, D. C.
336 Yakima Valley Transportation Company, Yakima, Wash.
337. The Youngstown and Northern Railroad Company, Frick Bldg., Pittsburgh, Pa.

[F. R. Doc. 46-8381; Filed, May 17, 1946; 4:33 p m.]

Regulations

TITLE 5—ADMINISTRATIVE PERSONNEL

Chapter I—Civil Service Commission

PART 25—FORMAL EDUCATION REQUIREMENTS FOR APPOINTMENT TO CERTAIN SCIENTIFIC, TECHNICAL AND PROFESSIONAL POSITIONS

ADDITIONS TO LIST OF POSITIONS

For the reasons set forth in accompanying justifications[1] filed with the Division of the Federal Register, the following positions are added to § 25.1 (a) (10 F.R. 7081, 12839, 15031; 11 F.R. 4225, 4287, 4443, 4909):

§ 25.1 *Positions for which formal education requirements prescribed.* (a) • • •

Chemist, P–1.
Physicist, P–1.

(Sec. 5, Veterans' Preference Act of 1944, 58 Stat. 387)

By the United States Civil Service Commission.

[SEAL] H. B. MITCHELL, *President.*

[F. R. Doc. 46-8385; Filed, May 20, 1946; 9:35 a. m.]

TITLE 7—AGRICULTURE

Chapter VIII—Production and Marketing Administration (Sugar Branch)

PART 802—SUGAR DETERMINATIONS

MAINLAND SUGARCANE FARMING PRACTICES FOR THE 1946 AND SUBSEQUENT CROP YEARS

Pursuant to the provisions of section 301 (e) of the Sugar Act of 1937, as amended, the following determination is hereby issued:

§ 802.23h *Farming practices in connection with the production of sugarcane during the 1946 and subsequent crop years.* The requirements of section 301 (e) of the Sugar Act of 1937, as amended, shall be deemed to have been met with respect to the production of the 1946 or any subsequent crop of sugarcane on any farm in the mainland cane sugar area if the producer and the county committee certify that there has been carried out in connection with the production of such crop (during the calendar year in which the harvesting of the crop begins) on land on the farm which is adapted to the production of sugarcane for sugar, an acreage of approved conservation practices equal to not less than 15 percent of the acreage of sugarcane for sugar growing on the farm for harvest during such calendar year.

(a) *Approved practices.* Each of the following shall be counted as one acre of conservation practices:

(1) Seeding one acre of winter legumes in the fall.

[1] Filed as part of the original document.

(2) Turning or disking under one acre of a satisfactory growth of summer legumes grown alone.

(3) Turning or disking under one acre of a satisfactory growth of winter legumes seeded in the fall of the preceding year.

(4) Turning or disking under one acre of a satisfactory growth of sorghum as a green manure crop.

(5) Turning or disking under two acres of a good stand and good growth of summer legumes (excluding peanuts, lespedeza, and summer legumes used as truck crops) interplanted or grown in combination with row crops, such as corn; *Provided*, The summer legumes occupy at least one-third of the land.

(6) Turning or disking under two acres of a good cover and growth (except seed or seed heads) of summer legumes or sorghum.

(7) Applying 48 pounds of available phosphoric acid (P_2O_5) to, or in connection with, a full seeding of winter legumes.

(8) Applying 500 pounds of basic slag (rock phosphate or colloidal phosphate in Florida) to, or in connection with, a full seeding of winter legumes.

(9) Removing 25 cubic yards of earth in the construction, enlargement, or cleaning out of lateral ditches and lead canals. (Applicable in Louisiana only.)

(10) Carrying out on one and one-half acres of land in Florida, the top soil of which is combustible (determined as such by the State PMA Committee) and from which no crop classified as soil-depleting in ACP–1941, 1941 Agricultural Conservation Program Bulletin, as amended, is harvested and on which adequate facilities (ditches, pumps, and necessary equipment) have been maintained (whether constructed in the current calendar year or earlier) for flooding the land during the fire hazard season as a protection against the destruction of such top soil by fire, the practices specified in paragraphs B, C, D, and E of Amendment 3 to Southern Region Bulletin 101, issued June 11, 1937, for protecting the soil against fire, assuring adequate drainage and preventing soil oxidation and subsidence: *Provided, however*, That there shall be carried out on such land on the farm such other practices as are recommended for the farm by the County ACA Committee, and approved by the State PMA Committee, for protecting the soil against fire, assuring adequate drainage, preventing soil oxidation and subsidence, and otherwise preserving and improving the fertility of the soil and preventing soil erosion, such practices to be consistent with reasonable standards of the farming community in which the land is located.

(b) *Standards of performance.* The conservation practices shall be carried out in accordance with farming methods commonly used in the community in which the farm is located and in accordance with specifications approved by the Director of the Southern Region of the Field Service Branch. (Sec. 301, 50 Stat. 910; 7 U.S.C. 1131 (e))

Issued this 20th day of May 1946.

[SEAL] CLINTON P. ANDERSON, *Secretary of Agriculture.*

[F. R. Doc. 46-8396; Filed, May 20, 1946; 11:09 a. m.]

PART 802—SUGAR DETERMINATIONS

HAWAIIAN SUGARCANE FARMING PRACTICES FOR THE 1946 AND SUBSEQUENT CROP YEARS

Pursuant to the provisions of section 301 (e) of the Sugar Act of 1937, as amended, the following determination is hereby issued:

§ 802.33h *Farming practices in connection with the production of sugarcane during the 1946 and subsequent crop years.* (a) The requirements of section 301 (e) of the Sugar Act of 1937, as amended, shall be deemed to have been met with respect to the production of the 1946 or any subsequent crop of sugarcane on any farm in Hawaii, if the producer and the representative of the Field Service Branch in Hawaii certify that there have been carried out in connection with the production of such crop (during the applicable calendar year on the acreage of sugarcane growing) the soil-conserving practices hereinafter set forth:

(1) *Amount.* Application of sufficient chemical fertilizer to provide an average quantity of plant food per acre fertilized equal to not less than 100 pounds.

(2) *Acreage requirement.* The number of acres on which fertilizer is applied during the applicable calendar year shall not be less than 80 percent of the number of acres on the farm on which sugarcane is planted, or a ratoon crop of sugarcane is started at any time during the applicable calendar year.

(b) *Definitions.* The term "applicable calendar year" means the calendar year in which the crop of sugarcane is harvested with respect to which payment is applied for. "Chemical fertilizer" means commercial chemical fertilizer of which not less than 15 percent of the gross weight consists of plant food. "Plant food" means the aggregate amount of nitrogen, available phosphoric acid and water-soluble potash. (Sec. 301, 50 Stat. 910; 7 U.S.C. 1131 (e))

Issued this 20th day of May 1946.

[SEAL] CLINTON P. ANDERSON, *Secretary of Agriculture.*

[F. R. Doc. 46-8395; Filed, May 20, 1946; 11:08 a. m.]

PART 802—SUGAR DETERMINATIONS

PUERTO RICAN SUGARCANE FARMING PRACTICES FOR THE 1945–46 AND SUBSEQUENT CROP YEARS (REVISED)

Pursuant to the provisions of section 301 (e) of the Sugar Act of 1937, as amended, the following determination is hereby issued:

§ 802.43h *Farming practices in connection with the production of sugarcane during the 1945–46 and subsequent crop years—*(a) *For farms in Puerto Rico, except in the Island of Vieques.* The requirements of section 301 (e) of the Sugar Act of 1937, as amended, shall be deemed to have been met with respect to the production of the 1945–46 or any subsequent crop of sugarcane on any farm in Puerto Rico, except in the Island of Vieques, if the producer and a representative of the Field Service Branch in Puerto Rico certify that there have been carried out in connection with the production of such crop (during the appropriate fertilizing period) on the acreage of sugarcane growing at any time during the calendar year preceding the year in which the major portion of the crop is harvested, the soil-conserving practices hereinafter set forth:

(1) The application to such acreage of sufficient chemical fertilizer to provide an average quantity of plant food per acre as follows:

(i) On farms containing more than 400 acres of sugarcane, not less than 120 pounds.

(ii) On farms containing more than 100 but not more than 400 acres of sugarcane, not less than 60 pounds.

(iii) On farms containing more than 20 but not more than 100 acres of sugarcane, not less than 30 pounds.

(iv) On farms containing not more than 20 acres of sugarcane, not less than 30 pounds.

(2) In lieu of the practice under subparagraph (1) (iv) of this paragraph, the application (during the applicable harvest season) to the land from which sugarcane is harvested of the tops and trash cut from such sugarcane.

(b) *For farms in the Island of Vieques.* The requirements of section 301 (e) of the said act shall be deemed to have been met with respect to the production of the 1945–46 or any subsequent crop of sugarcane on any farm in the Island of Vieques if the producer and a representative of the Field Service Branch in Puerto Rico certify that there have been carried out in connection with the production of such crop (during the appropriate fertilizing period) on the acreage of sugarcane growing at any time during the calendar year preceding the year in which the major portion of the crop is harvested, the soil-conserving practices hereinafter set forth:

(1) The application to such acreage of sufficient chemical fertilizer to provide an average quantity of plant food per acre as follows:

(i) On farms containing more than 400 acres of sugarcane, not less than 60 pounds.

(ii) On farms containing more than 100 but not more than 400 acres of sugarcane, not less than 30 pounds.

(iii) On farms containing not more than 100 acres of sugarcane, not less than 15 pounds.

(2) In lieu of the practice under subparagraph (1) (iii) of this paragraph, the application (during the applicable harvest season) to the land from which sugarcane is harvested of the tops and trash cut from such sugarcane.

(c) *Standards of performance.* The foregoing practices shall be carried out in accordance with farming methods commonly used in the community in which the farm is located.

(d) *Definitions.* For the purposes of this section: (1) The term "chemical fertilizer" means commercial chemical fertilizer of which not less than 15 percent of the gross weight consists of plant food.

(2) The term "plant food" means the aggregate amount of nitrogen, available phosphoric acid and water-soluble potash.

(3) The term "appropriate fertilizing period" means the fertilizing period as determined by the San Juan office of the Field Service Branch.

(4) The term "applicable harvest season" means the period during which the major portion of the crop is harvested.

This section supersedes the "Determination of Farming Practices To Be Carried Out in Connection With the 1945–46 and Subsequent Crops of Sugarcane in Puerto Rico," issued July 10, 1945.[1] (Sec. 301, 50 Stat. 910; 7 U.S.C. 1131 (e))

Issued this 20th day of May 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-8397; Filed, May 20, 1946; 11:09 a. m.]

PART 802—SUGAR DETERMINATIONS

VIRGIN ISLANDS SUGARCANE FARMING PRACTICES FOR THE 1946 AND SUBSEQUENT CROP YEARS

Pursuant to the provisions of section 301 (e) of the Sugar Act of 1937, as amended, the following determination is hereby issued:

§ 802.55e *Farming practices in connection with the production of sugarcane during the 1946 and subsequent crop years.* The requirements of section 301 (e) of the Sugar Act of 1937, as amended, shall be deemed to have been met with respect to the production of the 1946 or any subsequent crop of sugarcane on any farm in the Virgin Islands, if the producer and a representative of the Field Service Branch in Puerto Rico certify that there have been applied during the harvest season to the land from which sugarcane is harvested the tops and trash cut from such sugarcane. (Sec. 301, 50 Stat. 910; 7 U.S.C. 1131 (e))

Issued this 20th day of May 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-8398; Filed, May 20, 1946; 11:10 a. m.]

Chapter IX—Production and Marketing Administration (Marketing Agreements and Orders)

PART 913—MILK IN THE GREATER KANSAS CITY MARKETING AREA

MISCELLANEOUS AMENDMENTS

§ 913.1 *Findings and determinations—*(a) *Findings upon the basis of the hearing record.* Pursuant to Public Act No. 10, 73d Congress (May 12, 1933), as amended and as reenacted and amended by the Agricultural Marketing Agreement Act of 1937, as amended (hereinafter referred to as the "act"), and the rules of practice and procedure governing proceedings to formulate marketing agreements and marketing orders (7 CFR, Cum. Supp. 900.1 et seq., 10 F.R. 11791), a public hearing was held upon certain proposed amendments to the tentatively approved marketing agreement and to the order, as amended, regulating the handling of milk in the Greater Kansas City marketing area.

Upon the basis of the evidence introduced at such hearing and the record thereof, it is hereby found that:

(1) The said order, as amended, and as hereby further amended, and all of the terms and conditions of said order, as amended, and as hereby further amended, will tend to effectuate the declared policy of the act;

(2) The said order, as amended, and as hereby further amended, regulates the handling of milk in the same manner as and is applicable only to persons in the respective classes of commercial activity specified in the said tentatively approved marketing agreement upon which a hearing has been held; and

(3) The prices calculated to give milk produced for sale in the said marketing area a purchasing power equivalent to the purchasing power of such milk as determined pursuant to sections 2 and 8 (e) of the act are not reasonable in view of the price of feeds, available supplies of feeds, and other economic conditions which affect market supply of and demand for such milk, and the minimum prices specified in the said order, as amended, and as hereby further amended, are such prices as will reflect the aforesaid factors, insure a sufficient quantity of pure and wholesome milk, and be in the public interest.

The foregoing findings are supplementary and in addition to the findings made in connection with the issuance of the aforesaid order and the findings made in connection with the issuance of each of the previously issued amendments thereto; and all of said previous findings are hereby ratified and affirmed except insofar as such findings may be in conflict with the findings set forth herein.

(b) *Determination.* It is hereby determined that handlers (excluding cooperative associations of producers who are not engaged in processing, distributing, or shipping milk covered by this amended order) of at least 50 percent of the volume of milk covered by said order, as amended, and as hereby further amended, which is marketed within the Greater Kansas City marketing area, refused or failed to sign the tentatively approved marketing agreement regulating the handling of milk in the Greater Kansas City marketing area; and it is further determined that:

(1) The refusal or failure of such handlers to sign the tentatively approved marketing agreement tends to prevent the effectuation of the declared policy of the act;

(2) The issuance of this order further amending the order, as amended, is the only practical means, pursuant to the declared policy of the act, of advancing the interests of producers of milk which is produced for sale in the Greater Kansas City marketing area; and

(3) The issuance of this order further amending the order, as amended, is approved or favored by at least two-thirds of the producers who, during the determined representative period, were engaged in the production of milk for sale in the Greater Kansas City marketing area.

§ 913.2 *Order relative to handling.* It is therefore ordered that, from and after the effective date hereof, the handling of milk in the Greater Kansas City marketing area shall be in conformity to and in compliance with the terms and conditions of the aforesaid order, as amended, and as hereby further amended; and the aforesaid order, as amended, is hereby further amended as follows:

1. Delete § 913.3 (a) (7) and renumber (8), (9), and (10), respectively, as (7), (8), and (9).

2. Delete § 913.5 (a) (2) and renumber (3), (4), (5), (6), (7), and (8), respectively, as (2), (3), (4), (5), (6), and (7).

3. Delete § 913.10 and renumber §§ 913.11, 913.12, 913.13, 913.14, and 913.15, respectively, as §§ 913.10, 913.11, 913.12, 913.13, and 913.14.

4. Delete in § 913.4 (c) (2) "913.13" and substitute therefor the following: "913.12."

5. Delete in § 913.4 (c) (4) "913.11" and subsitute therefor the following: "913.10."

6. Delete in § 913.5 (d) (3) "913.11" and substitute therefor the following: "913.10."

7. Delete in § 913.7 (a) "913.11" and substitute therefor the following: "913.10."

8. Delete in § 913.8 (a) "913.12, and 913.13" and substitute therefor the following: "and 913.12."

9. Delete in § 913.9 (a) (5) "913.11" and substitute therefor the following: "913.10."

10. Amend § 913.9 (b) to read as follows:

(b) *Computation and announcement of the uniform price.* The market administrator shall compute and announce the uniform price per hundredweight of milk received during each delivery period in the following manner:

(1) Combine into one total the net pool obligations computed pursuant to (a) of this section of all handlers who made the reports prescribed by § 913.5 and who made the payments prescribed by § 913.10 for the previous delivery period;

(2) Add the amount of the location differentials applicable pursuant to § 913.10 (d);

(3) For each of the delivery periods of May, June, and July, subtract an amount, equal to 20 cents per hundredweight of the total amount of milk received by handlers from producers and included in these computations, to be retained in the producer-settlement fund for the purpose specified in § 913.10 (h) (2);

(4) Add an amount equal to one-half of the unobligated balance in the producer-settlement fund;

(5) Divide by a figure equal to the total hundredweight of milk received by handlers from producers and included in these computations;

(6) Subtract from the figures computed pursuant to (5) of this paragraph not less than 4 cents nor more than 5 cents for the purpose of retaining in the producer-settlement fund a cash balance to provide against errors in reports and payments or delinquencies in payments by handlers. This result shall be known as the uniform price for such delivery period for the milk of producers containing 3.8 percent butterfat; and

(7) On or before the 10th day after the end of such delivery period, mail to all handlers (i) such of these computations as do not disclose information confidential pursuant to the act; (ii) the uniform price per hundredweight computed pursuant to (6) of this paragraph; (iii) the prices for Class I milk, Class II milk, and Class III milk; and the butterfat differentials computed pursuant to § 913.7 (c) and § 913.10 (c).

11. Amend § 913.10 (a) to read as follows:

(a) *Time and method of payment.* On or before the 12th day after the end of each delivery period, each handler, after deducting the amount of the payment made pursuant to (b) of this section, and subject to the differentials set forth in (c) and (d), respectively, of this section, shall make payment to producers at the uniform price per hundredweight computed pursuant to § 913.9 (b) for the total quantity of milk received from such producers.

12. Amend § 913.10 (d) to read as follows:

(d) *Location differentials.* For milk received from producers at plants approved by any applicable health authority for the receiving of milk to be sold or disposed of as milk or cream in the marketing area and located outside the marketing area but more than 30 miles by the shortest highway route from such handler's plant approved by an applicable health authority for the receiving of milk to be sold or disposed of as milk or cream in the marketing area and located within the marketing area, each handler, in making payments pursuant to (a) of this section shall deduct, with respect to all milk received from such producers, the amount per hundredweight specified for the distance of such plant located outside the marketing area from such handler's plant located within the marketing area, as follows: not more than 45 miles, 17 cents per hundredweight; for each additional 10 miles or fraction thereof, up to 75 miles, an additional 1½ cents per hundredweight; and for each additional 10 miles or fraction thereof beyond 75 miles, an additional ½ cent per hundredweight.

13. Amend the last sentence in § 913.10 (f) to read as follows:

Immediately after computing the uniform price for each delivery period, the market administrator shall compute the amount by which each handler's net pool obligation is greater or less than the sum required to be paid producers pursuant to this section by such handler, and shall enter such amount on such handler's account as such handler's pool debit or credit, as the case may be, and render such handler a transcript of his account.

14. Amend § 913.10 (h) by inserting the figure "(1)" after the heading of such paragraph, and adding as subparagraph (2) the following:

(2) On or before the 15th day after the end of each of the delivery periods of October, November, and December, the market administrator shall pay out of the producer-settlement fund to each producer an amount computed as follows: divide one-third of the total amount held pursuant to § 913.9 (b) (3) by the hundredweight of milk delivered by producers during the delivery period involved (October, November, or December, as above) and apply the resulting amount per hundredweight to the milk of each producer for such delivery period: *Provided*, That payments under this subparagraph due any producer who has given authority to a cooperative association which is qualified pursuant to § 913.11 (b), to receive payment for his milk shall be distributed to such cooperative association if the cooperative association requests receipt of such payment.

15. Delete in § 913.11 (a) "913.11 (a) (1) and (a) (2)" and substitute therefor the following: "913.10 (a)."

16. Delete in § 913.11 (b) "913.11 (a) (1) and (a) (2)" and substitute therefor the following: "913.10 (a)."

(48 Stat. 31, 670, 675; 49 Stat. 750; 50 Stat. 246; 7 U.S.C. 601 et seq.)

Issued at Washington, D. C., this 14th day of May 1946, to be effective on and after the 23d day of May 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

Approved: May 15, 1946.

CHESTER BOWLES,
Economic Stabilization Director.

[F. R. Doc. 46-8399; Filed, May 20, 1946; 11:10 a. m.]

PART 943—MATURE ONIONS GROWN IN THE STATE OF COLORADO

TERMINATION OF ORDER REGULATING HANDLING

The order (7 CFR, Cum. Supp., 943.1 et seq.) regulating the handling of mature onions grown in the State of Colorado, dated December 5, 1939, and effective December 10, 1939, is effective pursuant to the provisions of Public Act No. 10, 73d Congress, as amended and as reenacted and amended by the Agriculutral Marketing Agreement Act of 1937, as amended (hereinafter referred to as the "act"); and it is provided in the said act that the Secretary of Agriculture shall terminate or suspend the operation of such order whenever he finds that the order obstructs or does not tend to effectuate the declared policy of the act.

It is hereby found and determined that the provisions of said order regulating the handling of mature onions in the State of Colorado obstruct or do not tend to effectuate the policy of the act.

It is, therefore, ordered, That the said order regulating the handling of mature onions grown in the State of Colorado and all regulations issued pursuant thereto be, and the same hereby are, terminated, effective at 12:01 a. m., m. s. t., May 20, 1946, subject, however, to the following conditions:

(1) That such termination of the said order shall not affect or waive any right, obligation, duty or liability under the said order, or release or extinguish any violation of the said order, or affect or impair any right or remedy of the United States, the Secretary of Agriculture, or any person with respect to any such violation, which has arisen or occurred or which may arise or occur prior to the time that such termination becomes effective;

(2) That the provisions of § 943.9 of the said order, relating to proceedings subsequent to the termination of such order, shall remain in force and effect for the purpose of enabling the Administrative Committee, established pursuant to the Marketing Order, to liquidate the affairs of the committee pursuant to the provisions of the said order;

(3) That the members of the aforesaid Administrative Committee shall, for the purpose of liquidating the affairs of the committee, continue as joint trustees, pursuant to the provisions of § 943.9 of the order, of all funds and property then in the possession or under the control of the committee, including claims for any funds unpaid or property not delivered at the time of such termination; and

(4) That the said Administrative Committee, acting as joint trustees as provided in said § 943.9, shall have all of the powers and authority that may be necessary or proper in order to carry out the provisions thereof, and that such joint trustees shall perform the duties specified therein.

(48 Stat. 31, 670, 673; 49 Stat. 750; 50 Stat. 246; 52 Stat. 215; 53 Stat. 784; 56 Stat. 85; 7 U.S.C. 601 et seq.; E.O. 9577, 10 F.R. 8087)

Issued at Washington, D. C., this 17th day of May 1946.

[SEAL] N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 46-8344; Filed, May 17, 1946; 4:20 p. m.]

Chapter XI—Production and Marketing Administration (War Food Distribution Orders)

[WFO 147]

PART 1468—GRAIN

BARLEY

The fulfillment of war requirements and requirements for the defense of the United States has resulted in a shortage of barley for defense, for private account, and for export, and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 1468.13 *Restrictions on shipment of barley.*—(a) *Definitions.* (1) "Barley" means barley as defined in the "Handbook of Official Grain Standards of the United States" revised 1946, and shall in-

[1] 10 F.R. 8641.

clude any mixture of grains containing 10 percent or more of barley.

(2) "Exempt area" means the States of Arizona, Idaho, Nevada, Oregon, Utah, and Washington, and the Territory of Hawaii.

(3) "Person" means any individual, partnership, association, business trust, corporation, or any organized group of persons whether incorporated or not.

(4) "Administrator" means the Administrator, Production and Marketing Administration, United States Department of Agriculture, or any employee of the United States Department of Agriculture to whom the Administrator has delegated, or may hereafter delegate, any or all of the authority vested in him by this order.

(b) *Shipment of barley.* (1) No person shall, during any calendar month ship barley or offer the same for shipment from points within the State of California to points outside of California, other than the exempt area, in excess of 100 percent of the quantity of barley shipped by such person from points within the State of California to points outside of California, other than the exempt area, during the corresponding calendar month of 1945.

(2) Barley shipped from any point in the State of California to any point within the exempt area and reconsigned to any point outside of the exempt area shall, for the purposes of this order, be considered as having originally been shipped from the State of California to such point outside of the exempt area.

(c) *Records and reports.* (1) Every shipper who shipped 15 or more cars of barley, from points within the State of California to points outside of California, other than the exempt area, during the period May to December 1945, both inclusive, shall on or before June 1, 1946, mail a report to the State Director, Field Service Branch, Production and Marketing Administration, United States Department of Agriculture, Berkeley, California, on a form which will be furnished, showing the quantity of barley so shipped.

(2) Every shipper who, during any calendar month, ships more than 2 cars of barley from points within the State of California, to points outside of California, other than the exempt area, shall on or before the 10th day of the month following such shipment, mail a report to the State Director, Field Service Branch, Production and Marketing Administration, United States Department of Agriculture, Berkeley, California, on a form which will be furnished, showing the quantity of barley so shipped.

(3) The Administrator shall be entitled to obtain such information from and require such reports and the keeping of such records by, any person, as may be necessary or appropriate, in his discretion, to the enforcement or administration of the provisions of this order, subject to approval by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(4) Every person subject to this order shall maintain an accurate record of his transactions in barley.

(d) *Existing contracts.* The restrictions of this order shall be observed without regard to existing contracts or any rights accrued or payments made thereunder.

(e) *Audits and inspections.* The Administrator shall be entitled to make such audits or inspections of the books, records and other writings, premises, or stocks of barley, and to make such investigations as may be necessary or appropriate, in his discretion, to the enforcement or administration of the provisions of this order.

(f) *Petition for relief from hardship.* Any person affected by this order who considers that compliance herewith would work an exceptional or unreasonable hardship on him may file a petition for relief with the Order Administrator. Petitions shall be in writing and shall set forth all pertinent facts and the nature of the relief sought. The Order Administrator may take any action with reference to such petition which is consistent with the authority delegated to him by the Administrator. If the petitioner is dissatisfied with the action taken by the Order Administrator, he may, by request addressed to the Order Administrator, obtain a review of such action by the Administrator. After said review, the Administrator may take such action as he deems appropriate, which action shall be final.

(g) *Violations.* Any person who violates any provision of this order may, in accordance with the applicable procedure, be prohibited from receiving, delivering, or using barley. Any person who wilfully violates any provision of this order is guilty of a crime and may be prosecuted under any and all applicable laws. Civil action may also be instituted to enforce any liability or duty created by, or to enjoin any violation of, any provision of this order.

(h) *Delegation of authority.* The administration of this order and the powers vested in the Secretary of Agriculture insofar as such powers relate to the administration of this order, are hereby delegated to the Administrator. The Administrator is authorized to redelegate to any employee of the United States Department of Agriculture any or all of the authority vested in him by this order.

(i) *Communications.* All reports required to be filed hereunder and all communications concerning this order shall, unless otherwise provided, be addressed to the Order Administrator, War Food Order No. 147, Grain Branch, Production and Marketing Administration, United States Department of Agriculture, Washington 25, D. C.

(j) *Territorial scope.* This order shall apply within the 48 States and the District of Columbia.

(k) *Effective date.* This order shall become effective at 12:01 a. m., e. s. t., May 21, 1946.

NOTE: All reporting and record-keeping requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087)

Issued this 17th day of May 1946.

[SEAL] N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 46-8343; Filed, May 17, 1946; 4:22 p. m.]

[WFO 75-2, Amdt. 38]

PART 1410—LIVESTOCK AND MEATS

SET ASIDE BEEF REQUIRED TO BE DELIVERED

War Food Order No. 75-2, as amended (11 F. R. 2497, 2763, 2511), is further amended as follows:

1. By deleting paragraph (d) and substituting in lieu thereof the following:

(d) *Delivery to governmental agencies, authorized purchasers and ship suppliers.* No slaughterer subject to the provisions of this order shall deliver meat for civilian consumption unless he shall:

(1) Deliver to governmental agencies, authorized purchasers and ship suppliers, before the close of each calendar week, beef of each of the types and grades specified in paragraphs (b) and (c) of this section in a quantity not less than the quantity of beef of such types and grades required to be set aside, reserved and held by such slaughterer during the previous week;

(2) Deliver to governmental agencies, authorized purchasers and ship suppliers, on or before June 15, 1946, beef of such types and grades and in such quantities, calculated as of October 28, 1945, as were required to have been set aside, reserved and held for delivery to such governmental agencies, authorized purchasers and ship suppliers.

2. By deleting paragraph (p) and substituting in lieu thereof the following:

(p) *Violations.* (1) Any person who violates any provision of this order which requires beef to be set aside, reserved and held for delivery to governmental agencies, authorized purchasers or ship suppliers, or any provision of this order which requires set aside beef to be delivered to such governmental agencies, authorized purchasers or ship suppliers shall, upon certification to the Reconstruction Finance Corporation in accordance with Directive No. 41, of the Office of Economic Stabilization, be subject to the withholding by the Reconstruction Finance Corporation of any meat subsidy claimed by such person.

(2) Any person who violates any provision of this order may, in accordance with the applicable procedure, be prohibited from receiving, making any deliveries of, or using livestock, meat, meat products, or animal fats. Any person who wilfully violates any provision of this order is guilty of a crime and may be prosecuted under any and all applicable laws. Civil action may also be instituted to enforce any liability or duty created by, or to enjoin any violation of, any provision of this order.

This amendment shall become effective at 12:01 a. m., e. s. t., May 20, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 75-2, as amended, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087; W.F.O. 75, 11 F.R. 4641)

Issued this 17th day of May 1946.

[SEAL] E. A. MEYER,
Acting Administrator.

[F. R. Doc. 46-8400; Filed, May 20, 1946; 11:09 a. m.]

[WFO 75-3, Amdt. 32]

PART 1410—LIVESTOCK AND MEATS

SET ASIDE PORK REQUIRED TO BE DELIVERED

War Food Order No. 75-3, as amended (11 F. R. 2498, 4967), is further amended as follows:

1. By deleting paragraph (b) and substituting in lieu thereof the following:

(b) *Set aside requirements; slaughterers affected.* This order shall apply to the following slaughterers: *Provided, however,* That until further order of the Administrator, the requirements of this paragraph shall not be applicable with respect to slaughtering operations conducted in the States of Alabama, Florida, Georgia, Louisiana, Mississippi, North Carolina and South Carolina:

All Federally inspected slaughterers;

Every slaughterer whose hogs are slaughtered in an establishment operated under Federal inspection;

All certified slaughterers;

Every owner or operator of a certified slaughtering plant.

No slaughterer subject to the provisions of this order shall deliver meat for civilian consumption unless he shall:

(1) Set aside, reserve and hold for delivery as directed in paragraph (2) of this section a quantity of lard and rendered pork fat, the total weight of which shall be not less than 6.0 percent of the total live weight of each week's slaughter of hogs, and a quantity of pork and pork products other than lard and rendered pork fat, the total weight of which shall be not less than 15.0 percent of the total live weight of each week's slaughter of hogs;

(2) Deliver to governmental agencies, authorized purchasers and ship suppliers, before the close of each calendar week, pork and pork products of the types specified in paragraph (1) of this section in a quantity not less than the quantity of such types of pork and pork products required to be set aside, reserved and held during the previous week.

(3) Deliver to governmental agencies, authorized purchasers and ship suppliers, on or before June 15, 1946, pork and pork products, including lard and rendered pork fat, in a quantity not less than the quantity of pork and pork products, including lard and rendered pork fat which, calculated as of March 10, 1946, were required to have been set aside, reserved and held for delivery to such governmental agencies, authorized purchasers and ship suppliers.

2. By deleting paragraph (n) and substituting in lieu thereof the following:

(n) *Violations.* (1) Any person who violates any provision of this order which requires pork or pork products to be set aside, reserved and held for delivery to governmental agencies, authorized purchasers or ship suppliers, or any provision of this order which requires set aside pork to be delivered to such governmental agencies, authorized purchasers or ship suppliers shall, upon certification to the Reconstruction Finance Corporation in accordance with Directive No. 41 of the Office of Economic Stabilization, be subject to the withholding by the Reconstruction Finance Corporation of any meat subsidy claimed by such person.

(2) Any person who violates any provision of this order may, in accordance with the applicable procedure, be prohibited from receiving, making any deliveries of, or using livestock, meat, meat products, or animal fats. Any person who wilfully violates any provision of this order is guilty of a crime and may be prosecuted under any and all applicable laws. Civil action may also be instituted to enforce any liability or duty created by, or to enjoin any violation of, any provision of this order.

This amendment shall become effective at 12:01 a. m., e. s. t., May 20, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 75-3, as amended, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087; W.F.O. 75, 11 F.R. 4641)

Issued this 17th day of May 1946.

[SEAL] E. A. MEYER,
Acting Administrator.

[F. R. Doc. 46-8401; Filed, May 10, 1946; 11:09 a. m.]

[WFO 75-4, Amdt. 8]

PART 1410—LIVESTOCK AND MEATS

SET ASIDE VEAL REQUIRED TO BE DELIVERED

War Food Order No. 75-4, as amended (10 F.R. 12843, 13041, 13438, 11 F.R. 2219, 2500), is further amended as follows:

1. By deleting paragraph (b) and substituting in lieu thereof the following:

(b) *Slaughterers affected; quantity; type; grade.* The provisions of this order shall apply to the following persons:

All federally inspected slaughterers;

All certified slaughters;

Every owner or operator of a certified slaughtering plant.

No slaughterer subject to the provisions of this order shall deliver meat for civilian consumption unless he shall:

(1) Set aside, reserve and hold for delivery as directed in paragraph (b) (2) hereof, 40 percent of the conversion weight of each week's production of veal graded "U. S. Utility" obtained from calves whose carcasses weigh, with the hide off, from 60 to 275 pounds, both inclusive;

(2) Deliver to governmental agencies, authorized purchasers and ship suppliers, before the close of each calendar week, veal of each of the grades specified in paragraph (b) (1) in an amount not less than the quantity of veal of such grade required to be set aside, reserved and held during the previous week;

(3) Deliver to governmental agencies, authorized purchasers and ship suppliers, on or before June 15, 1946, veal of such types and grades and in such quantities, calculated as of October 28, 1945, as were required to have been set aside, reserved and held for delivery to such governmental agencies, authorized purchasers and ship suppliers.

2. By deleting paragraph (m) and substituting in lieu thereof the following:

(m) *Violations.* (1) Any person who violates any provision of this order which requires veal to be set aside, reserved and held for delivery to governmental agencies, authorized purchasers or ship suppliers, or any provision of this order which requires set aside veal to be delivered to such governmental agencies, authorized purchasers or ship suppliers shall, upon certification to the Reconstruction Finance Corporation, in accordance with Directive No. 41, of the Office of Economic Stabilization, be subject to the withholding by the Reconstruction Finance Corporation of any meat subsidy claimed by such person.

(2) Any person who violates any provision of this order may, in accordance with the applicable procedure, be prohibited from receiving, making any deliveries of, or using livestock, meat, meat products, or animal fats. Any person who wilfully violates any provision of this order is guilty of a crime and may be prosecuted under any and all applicable laws. Civil action may also be instituted to enforce any liability or duty created by, or to enjoin any violation of, any provision of this order.

This amendment shall become effective at 12:01 a. m., e. s. t., May 20, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 75-4 as amended, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087; W.F.O. 75, 11 F.R. 4641)

Issued this 17th day of May, 1946.

[SEAL] E. A. MEYER,
Acting Administrator.

[F. R. Doc. 46-8402; Filed, May 20, 1946; 11:09 a. m.]

[WFO 75-6, Amdt. 5]

PART 1410—LIVESTOCK AND MEATS

SET ASIDE LAMB AND MUTTON REQUIRED TO BE DELIVERED

War Food Order No. 75-6, as amended (10 F.R. 12844, 13041, 13438, 11 F.R. 2219, 2500), is further amended as follows:

1. By deleting paragraph (b) and substituting in lieu thereof the following:

(b) *Slaughterers affected; quantity; type; grade.* The provisions of this order shall apply to the following persons:

All federally inspected slaughterers;

All certified slaughterers;

Every owner or operator of a certified slaughtering plant.

No slaughterer subject to the provisions of this order shall deliver meat for civilian consumption unless he shall:

(1) Set aside, reserve and hold for delivery as directed in paragraph (b) (2) of this section, the following percentages of the conversion weight of each week's production of mutton of the indicated grades:

Grade:	*Set-aside percentage*
U. S. Choice	20
U. S. Good	20
U. S. Commercial	20
U. S. Utility	20

(2) Deliver to governmental agencies, authorized purchasers and ship suppliers, before the close of each calendar week, mutton of each of the grades specified in paragraph (b) (1) in an amount not less than the amount of mutton of such grade required to be set aside, reserved, and held during the previous week;

(3) Deliver to governmental agencies, authorized purchasers and ship suppliers, on or before June 15, 1946, lamb and mutton of such types and grades and in such quantities, calculated as of October 28, 1945, as were required to have been set aside, reserved and held for delivery to such governmental agencies, authorized purchasers and ship suppliers.

2. By deleting paragraph (m) and substituting in lieu thereof the following:

(m) *Violations.* (1) Any person who violates any provision of this order which requires lamb or mutton to be set aside, reserved and held for delivery to governmental agencies, authorized purchasers or ship suppliers, or any provision of this order which requires set aside lamb or mutton to be delivered to such governmental agencies, authorized purchasers or ship suppliers shall, upon certification to the Reconstruction Finance Corporation in accordance with Directive No. 41 of the Office of Economic Stabilization, be subject to the withholding by the Reconstruction Finance Corporation of any meat subsidy claimed by such person.

(2) Any person who violates any provision of this order may, in accordance with the applicable procedure, be prohibited from receiving, making any deliveries of, or using livestock, meat, meat products, or animal fats. Any person who wilfully violates any provision of this order is guilty of a crime and may be prosecuted under any and all applicable laws. Civil action may also be instituted to enforce any liability or duty created by or to enjoin any violation of, any provision of this order.

This amendment shall become effective at 12:01 a. m., e. s. t., May 20, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 75–6 as amended, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087; W.F.O. 75, 11 F.R. 4641)

Issued this 17th day of May, 1946.

[SEAL] E. A. MEYER,
Acting Administrator.

[F. R. Doc. 46–8403; Filed, May 20, 1946; 11:10 a. m.]

TITLE 10—ARMY: WAR DEPARTMENT

Chapter VII—Personnel

PART 711—WOMEN'S ARMY CORPS

WOMEN'S ARMY CORPS REGULATIONS

Sections 711.1 to 711.7, inclusive, are superseded by the following §§ 711.1 to 711.10, inclusive. This part is also contained in W. D. Circular No. 136, May 11, 1946.

Sec.
711.1 Mission.
711.2 Applicable regulations.
711.3 Composition and organization.
711.4 Duties of director.
711.5 Appointment of officers.
711.6 Courts martial and other boards.
711.7 Promotion and relative rank.
711.8 Separation.
711.9 Warrant officers.
711.10 Eligibility for enlistment, and reenlistment.

AUTHORITY: §§ 711.1 to 711.10, inclusive, issued under the authority of act July 1, 1943 (Public Law 110, 78th Cong.).

§ 711.1 *Mission.* The mission of the Women's Army Corps is to make available to the Army the knowledge, skill and special training of the women of the Nation.

§ 711.2 *Applicable regulations.* The provisions of Army Regulations, War Department circulars, and other instructions apply to members of the Women's Army Corps, its officers, warrant officers, and enlisted women, except where inappropriate, as modified herein, or by appropriate War Department directives. Whenever the terms "officer," "warrant officer," and "enlisted man" are used in existing regulations they will be construed to include officers, warrant officers, and enlisted women of the Women's Army Corps.

§ 711.3 *Composition and organization*—(a) *Composition.* The Women's Army Corps will consist of the Director of the Women's Army Corps who will be a colonel in the Army of the United States, and such commissioned officers of lower grade, warrant officers, and enlisted personnel as are authorized by the Secretary of War, but will not exceed the number authorized from time to time by the President.

(b) *Organization.* The Corps will be organized into the Office of the Director; such training centers, schools, and other installations as may be required; and such units, detachments, and individuals as may be assigned for duty with the various continental and oversea commands. The Office of the Director, Women's Army Corps, will function directly under the Assistant Chief of Staff, G–1, WDGS. Functions pertaining to Women's Army Corps personnel as individuals will be the responsibility of appropriate branches of the Personnel Division.

§ 711.4 *Duties of director.* In addition to such other duties as may be prescribed, the Director will supervise activities relating to the Women's Army Corps and will be responsible for—

(a) Plans and policies for the utilization, command, morale, and well-being of the Women's Army Corps.

(b) Plans and policies for the procurement, reception, classification, training, supply, assignment, and separation of Women's Army Corps personnel in coordination with the appropriate War Department agencies.

(c) Inspection of units, detachments, and individuals assigned to the major commands in the zone of the interior and overseas and to the War Department pool.

§ 711.5 *Appointment of officers.* (a) Officers of the Women's Army Corps, except as noted below, will be appointed only from graduates of the Women's Army Corps Officer Candidate School in such numbers as may be specifically authorized by the Secretary of War.

(b) Officer candidates will be derived from warrant officers and enlisted women of the Women's Army Corps, who are selected under the provisions of Army Regulations.

(c) The Adjutant General has been charged with initial assignment of graduates of the Women's Army Corps Officer Candidate School. All correspondence pertaining to such personnel will be addressed to The Adjutant General, Attention: Officers' Branch (SPXPO–A–R).

(d) Women's Army Corps officers will be appointed in accordance with the existing regulations pertaining to noncombat appointments in oversea theaters.

§ 711.6 *Courts martial and other boards.* (a) A general or special court to which charges against a member of the Women's Army Corps are referred will include one or more commissioned officers of the Women's Army Corps.

(b) Every board, except one composed entirely of medical officers, which deals with a matter pertaining to the Women's Army Corps will include at least one member of the Women's Army Corps.

§ 711.7 *Promotion and relative rank.* (a) Promotion of Women's Army Corps officers will be made in accordance with current War Department policy governing the temporary promotion of officers in the Army of the United States. Commissioned service in the Women's Army Auxiliary Corps will be included in computing periods of service required for eligibility for promotion. Statutory provisions prohibit promotion of Women's Army Corps officers to the grade of colonel, except in the case of an officer of the Women's Army Corps who is designated by the Secretary of War as commanding officer of such corps.

(b) All officers appointed in the Army of the United States and assigned to the Women's Army Corps will take rank in the same manner as other persons who are appointed in the Army of the United States, except that those officers who formerly held appointments as officers in the Women's Army Auxiliary Corps will take rank in the same manner as Reserve officers called into the service of the United States; and for this purpose service in the Women's Army Auxiliary Corps in the grade equivalent to that to which any such officer was appointed in the Army of the United States will be deemed active Federal service.

§ 711.8 *Separation.* WAC officers will be separated from the service under regulations prescribed for the separation of all officers.

§ 711.9 *Warrant officers*—(a) *Provisions for appointment.* The provisions of AR 610–15, entitled "Warrant Officers—Temporary Appointment in the Army of the United States", apply to enlisted personnel of the Women's Army Corps.

§ 711.10 *Eligibility for enlistment and reenlistment*—(a) *General.* Any female citizen of the United States between the ages of 20 and 38 who is of excellent character, who meets the established mental and physical requirements, and who is eligible under the conditions below, may be enlisted or reenlisted in the Army of the United States within authorized quotas.

(b) *Age.* An applicant must have attained her 20th but not her 38th birthday (except as provided in paragraph (g) of this section.

(1) *Completion of enlistment prior to 38th birthday.* No applicant will be given the oath of enlistment who has attained her 38th birthday, regardless of date of application for enlistment.

(2) *Proof of date and place of birth.* Satisfactory proof of date and place of birth should be established by one of the following: birth certificate or photostatic copy thereof; bonafide school, institutional, or baptismal or other church records, showing birth date of applicant; affidavit of physician or midwife attending birth of applicant; affidavit of parent or parents; affidavit or relative or responsible party in those cases where no reasonable doubt of age or place of birth exists.

(c) *Citizenship.* (1) Proof of date and place of birth as required in paragraph (b) (2) of this section, will be considered proof of citizenship in the case of native born citizens.

(2) In cases of naturalized citizens, final naturalization papers must be presented.

(3) In those instances where an applicant became naturalized while a minor through the naturalization of parent or parents, a certificate of derivative citizenship or parents' final papers will be considered proof of citizenship.

(d) *Education.* The minimum educational qualifications will be at least 2 years of high school or equivalent schooling, such as business, vocational, or trade school.

(e) *Physical.* See Army Regulations 40–100.

(f) *Dependents*—(1) *Children.* (i) A woman with a child or children under 14 years of age may be enlisted only under the following conditions: if she has become legally, or in fact, divested of the care, custody, control, and support of such child or children at least 18 months prior to date of her application, established by the submission of proper proof as follows:

(*a*) If by court action, a certified copy of court order or other court action.

(*b*) If not by court action, but in fact, by the affidavits of the prospective recruit and the person or persons exercising care, custody, control, and support of the child or children.

(ii) A woman with a child or children between their 14th and 18th birthdays dependent upon her for partial or chief support is eligible for enlistment. However, dependency benefits under the provisions of the Servicemen's Dependents Allowance Act of 1942, as amended, may be claimed only in the case of such children who are dependent upon the applicant for chief support.

(iii) A woman with a child or children between their 18th and 21st birthdays legally or in fact dependent upon such woman for care, custody, control, or support, is not eligible for enlistment.

(2) *Other dependents.* See Army Regulations 35–5520.

(g) *Enlistment of those having previous military service*—(1) *General.* A former member of the WAAC/WAC between the ages of 20 and 50 may be reenlisted in the AUS upon approval of The Adjutant General, provided the records of previous service do not indicate ineligibility for reenlistment and she is otherwise qualified under existing regulations. Ineligibility includes former service terminated under other than honorable conditions.

(2) *Enlistment of former members of another armed service of the United States.* Enlistment of a former member of another armed service of the United States is not authorized without approval of The Adjutant General.

[SEAL] EDWARD F. WITSELL,
Major General,
The Adjutant General.

[F. R. Doc. 46–8339; Filed, May 17, 1946; 2:23 p. m.]

TITLE 24—HOUSING CREDIT

Chapter II—Federal Savings and Loan System

[Bulletin 58]

PART 203—OPERATION

PARTICIPATIONS BY FEDERAL ASSOCIATIONS IN MORTGAGES

MAY 17, 1946.

Paragraph (e) of § 203.10 of the rules and regulations for the Federal Savings and Loan System is hereby amended, effective May 17, 1946, to read as follows:

(e) *Participation in mortgages.* No Federal association may invest any of its funds in participations in mortgages or deeds of trust in the absence of prior specific approval by the Federal Home Loan Bank Administration: *Provided, however,* Any Federal association may, without further approval by the Federal Home Loan Bank Administration, invest in participations in mortgages or deeds of trust where:

(1) The only other lender is the Reconstruction Finance Corporation;

(2) The bonds or notes secured by mortgage or deed of trust are insured, or a commitment to insure has been made, under the provisions of the National Housing Act, as amended; or

(3) All of the lenders are Federal associations: *Provided,* That no such Federal association participating in such a mortgage or deed of trust may sell all or any part of its participating interest therein without the prior approval by the Federal Home Loan Bank Administration: *And provided further,* That the privilege of any Federal association to make participation mortgage loans without the prior approval by the Federal Home Loan Bank Administration may be withdrawn by the Federal Home Loan Bank Administration at any time upon written notice to the Federal association or associations to that effect.

All investments in participations made under this subsection are permitted only when such investments, together with all other loans which are included in the 15%-of-assets limitation fixed by section 5 (c) of the Home Owners' Loan Act of 1933, as amended, are not in excess of 15% of the assets of the particular Federal association."

(Sec. 5 (a), (c), 48 Stat. 132, Sec. 18, 49 Stat. 297; P.L. No. 268, 79th Cong., App. Dec. 28, 1945; 12 U.S.C. 1464 (a), (c) and Sup.; E.O. 9070, 7 F.R. 1529)

This amendment is deemed to be of a procedural character within the meaning of § 201.2 of the rules and regulations for the Federal Savings and Loan System.

HAROLD LEE,
Deputy Federal Home Loan Bank Commissioner.

[F. R. Doc. 46–8340; Filed, May 17, 1946; 4:13 p. m.]

[Bulletin 59]

PART 207—POWERS OF CONSERVATOR AND CONDUCT OF CONSERVATORSHIPS

AUTHORITY OF OFFICERS

MAY 20, 1946.

The rules and regulations for the Federal Savings and Loan System are hereby amended by adding thereto, immediately after § 207.10 thereof, the following new section:

§ 207.11 *Authority of officers.* Any authority or requirement under §§ 207.5 to 207.10 for action, by order or otherwise, by the Federal Home Loan Bank Administration, or by the Governor, a Deputy Governor, or an Assistant Governor, may be performed by the Governor, a Deputy Governor, or an Assistant Governor. Without any limitation on the applicability of this section to other conservatorships, this section shall apply to any conservatorship existing at the time of the amendment effected by the

adoption of this section, and to the conduct of and procedure under any conservatorship so existing.

(Sec. 5 (a), (d) of H.O.L.A. of 1933, 48 Stat. 132, 133; 12 U.S.C. 1464 (a), (d); E.O. 9070, 7 F.R. 1529)

This amendment is deemed to be of an emergency character within the meaning of § 201.2 of the rules and regulations for the Federal Savings and Loan System.

HAROLD LEE,
Deputy Federal Home Land Bank Commissioner.

I hereby certify that the above is a bulletin issued by the Federal Home Loan Bank Administration on May 20, 1946.

J. FRANCIS MOORE,
Secretary.

[F. R. Doc. 46-8415; Filed, May 20, 1946; 11:15 a. m.]

TITLE 26—INTERNAL REVENUE

Chapter I—Bureau of Internal Revenue

Subchapter A—Income and Excess Profits Taxes

[T. D. 5515]

PART 3—INCOME TAX UNDER THE REVENUE ACT OF 1936

PART 9—INCOME TAX UNDER THE REVENUE ACT OF 1938

PART 19—INCOME TAX UNDER THE INTERNAL REVENUE CODE

PART 29—INCOME TAX; TAXABLE YEARS BEGINNING AFTER DECEMBER 31, 1941

AMOUNTS RECEIVED UNDER A LIFE INSURANCE POLICY PAID BY REASON OF DEATH OF INSURED

PARAGRAPH 1. Section 29.22 (b) (1)-1 of Regulations 111 (26 CFR, Cum. Supp., Part 29) is amended to read as follows:

§ 29.22 (b) (1)-1 *Life insurance; amounts paid by reason of the death of the insured.* The proceeds of life insurance policies, paid by reason of the death of an insured to his estate or to a beneficiary (individual partnership, or corporation), directly or in trust, are excluded from the gross income of the beneficiary, except in the case of certain transferees as provided in § 29.22 (b) (2)-3 and in the case of a spouse to whom such payments are income under section 22 (k). It is immaterial whether the proceeds are received in a single sum or otherwise. If, however, such proceeds are held by the insurer under an agreement to pay interest thereon, the interest payments must be included in gross income.

PAR. 2. Section 19.22 (b) (1)-1 of Regulations 103, (26 CFR, 1940 Supp., Part 19) as amended by Treasury Decision 5271, approved June 14, 1943, is further amended to read as follows:

§ 19.22 (b) (1)-1 *Life insurance; amounts paid by reason of the death of the insured.* The proceeds of life insurance policies, paid by reason of the death of an insured to his estate or to a beneficiary (individual, partnership, or corporation), directly or in trust, are excluded from the gross income of the beneficiary, except in the case of certain transferees as provided in § 19.22 (b) (2) (b)-3 and in the case of a spouse to whom such payments are income under section 22 (k). It is immaterial whether the proceeds are received in a single sum or otherwise. If, however, such proceeds are held by the insurer under an agreement to pay interest thereon, the interest payments must be included in gross income.

(Secs. 22 (b) and 62 of the Internal Revenue Code (53 Stat. 10, 32; 26 U.S.C. 22 (b), 62), and secs. 22 (b) and 62 of the Revenue Acts of 1938, 1936, and 1934 (52 Stat. 458, 480, 26 U.S.C. Sup. 22 (b), 62; 49 Stat. 1657, 1673, 26 U.S.C. Sup. 22 (b), 62; 48 Stat. 687, 700, 26 U.S.C. 22 (b), 62))

[SEAL] JOSEPH D. NUNAN, Jr.,
Commissioner of Internal Revenue.

Approved: May 16, 1946.

JOSEPH J. O'CONNELL, Jr.,
Acting Secretary of the Treasury.

[F. R. Doc. 46-8338; Filed, May 17, 1946; 12:23 p. m.]

TITLE 29—LABOR

Chapter IX—Department of Agriculture (Agricultural Labor)

[Supp. 1, Amdt. 5]

PART 1102—SALARIES AND WAGES OF AGRICULTURAL LABOR IN THE STATE OF CALIFORNIA

ASPARAGUS WORKERS IN DESIGNATED CALIFORNIA COUNTIES

Section 1102.1 (b) as amended (9 F.R. 833, 4574, 10 F.R. 1263, 4196, 5069) is hereby further amended to read as follows:

(b) *Wage rates; maximum wage rates for harvesting asparagus.*

I. MARKET ASPARAGUS

A. For prime beds (not less than five and not more than ten years old):

(i) Cutting and sledding, $2.75 per cwt. packed out or $0.92 per 33⅓ lbs. packed out market crate.

B. For other than prime beds:

(i) Cutting and sledding, $3.25 per cwt. packed out or $1.08 per 33⅓ lbs. packed out market crate.

C. For ranch packing market asparagus (does not include packing in commercial packing houses but only packing that is performed by crews which also perform the operations of cutting and sledding):

(i) $1.00 per cwt. packed out, or $0.33⅓ per 33⅓ lbs. packed out market crate.

The term "packed out" in A, B, and C above shall include all asparagus and is sold and utilized for human consumption.

Payment on any other basis shall not exceed the equivalent of the rates specified under A, B, and C above.

D. No payment shall be made for culls not sold and not utilized for human consumption.

II. PROCESSING ASPARAGUS

1. For No. 1 cannery or freezer grade white and No. 1 cannery or freezer grade green asparagus.

A. For prime beds (not less than five and not more than ten years old):

(i) Cutting and sledding No. 1 white, $2.75 per cwt. packed out.

(ii) Cutting and sledding No. 1 green, $3.25 per cwt. packed out.

B. For other than prime beds:

(i) Cutting and sledding No. 1 white, $3.25 per cwt. packed out.

(ii) Cutting and sledding No. 1 green, $3.75 per cwt. packed out.

2. For other than No. 1 cannery or freezer grade white and No. 1 cannery or freezer grade green, (field run or ungraded basis)

A. For prime beds (not less than five and not more than ten years old):

(i) Cutting and sledding, $2.75 per cwt. packed out.

B. For other than prime beds:

(i) Cutting and sledding, $3.25 per cwt packed out.

3. Washing and boxing:

(i) Hand washing, racking and boxing white, $0.40 per cwt.

(ii) Hand-racking, washing and boxing green, $0.55 per cwt.

(iii) Machine washing, racking and boxing white, $0.30 per cwt.

(iv) Machine washing, racking and boxing green, $0.40 per cwt.

Payment on any other basis shall not exceed the equivalent of the rates specified under 1, 2, and 3 above.

4. Payment for culls.

A. No payment may be made for cutting sledding, washing, racking and boxing cannery or freezer culls except for those sold and utilized for human consumption, in which case the rates for cutting and sledding shall not exceed those set out in paragraph (b) II 2 and the rates for washing, racking and boxing shall not exceed those set out in paragraph (b) II 3 (i) and (b) II 3 (iv).

Effective date. This Amendment 5 to Supplement 1, shall become effective at 12:01 a. m. Pacific Standard Time, May 17, 1946.

(56 Stat. 765 (1942); 50 U.S.C. 961 et seq. (Supp. IV); 57 Stat. 63 (1943); 50 U.S.C. 964 (Supp. IV); 58 Stat. 632 (1944); Pub. Law 108, 79th Cong., E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681, E.O. 9577, 10 F.R. 8087; E.O. 9620, 10 F.R. 12023; E.O. 9651, 10 F.R. 13487; E.O. 9697, 11 F.R. 1691; regulations of the Economic Stabilization Director, 8 F.R. 11960, 12139, 16702; 9 F.R. 6035, 14547; 10 F.R. 9478, 9628; 11 F.R. 2517; regulations of the War Food Administrator, 9 F.R. 655, 12117, 12611; 10 F.R. 7609, 9581; 9 F.R. 831, 12807, 14206, 10 F.R. 3177)

Issued this 17th day of May, 1946.

[SEAL] WILSON R. BUIE,
Director, Labor Branch, U. S. Department of Agriculture.

[F. R. Doc. 46-8394; Filed, May 20, 1946; 11:08 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter XI—Office of Price Administration

PART 1499—COMMODITIES AND SERVICES

[MPR 580,[1] Incl. Amdts. 1-13]

RETAIL CEILING PRICES FOR CERTAIN APPAREL AND HOUSE FURNISHINGS

This compilation of Maximum Price Regulation 580 includes Amendment 13, effective May 22, 1946. The text added or amended by Amendment 13 is underscored.

A statement of the considerations involved in the issuance of this regulation issued simultaneously herewith has been filed with the Division of the Federal Register.[2]

ARTICLE I—COVERAGE

Sec.
1. What this regulation covers.

ARTICLE II—BASE DATE PRICING CHARTS

2. Filing of charts.
3. Contents of charts; general information.
4. Contents of charts; costs, prices, and related information.
5. Failure to file charts.
6. Amendment of charts.

ARTICLE III—MAXIMUM PRICES FROM BASE DATE PRICING CHARTS

7. How to fix maximum prices.
8. When you must begin to use pricing rules in section 7.

ARTICLE IV—MAXIMUM PRICES IN SPECIAL CASES

9. "Up stream" and "cross stream" sales and sales of "cross stream" articles to ultimate consumers.
10. Maximum prices for sellers who cannot price under other sections of the regulation.
11. How you may fix uniform maximum prices for more than one store.
12. Transfers of business.
13. Uniform dollar-and-cents prices for certain articles.

ARTICLE V—GENERAL PROVISIONS

14. How to treat taxes.
15. Marking, tagging, and posting.
16. Records.
17. Sales slips.
18. What acts are prohibited by this regulation.
19. Licensing and enforcement.
20. Relation to other maximum price regulations.
21. Where this regulation applies.
22. Petitions to amend this regulation.
23. Orders modifying this regulation.
24. Other definitions.
25. Delegation of authority.

Appendix A: Examples of a base date pricing chart.
Appendix B: What commodities are not covered by this regulation.
Appendix C: What commodities are covered by this regulation.
Appendix D: List of comparable categories.
Appendix E: Table for fixing in-line category mark-ups under rule 6 of section 7.
Appendix F: Table for fixing category mark-ups under section 10.
Appendix G: Multipliers for Group Averages over 101 for Categories in Groups I and III, and for Group Average over 127 for categories in Group II of Appendix E.

AUTHORITY: § 1499.85 issued under 56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; E.O. 9599, 10 F.R. 10155; E.O. 9651, 10 F.R. 13487; E.O. 9697, 11 F.R. 1691.

[The section number in the authority corrected, 10 F.R. 3642, effective 3-20-45]

ARTICLE I—COVERAGE

SECTION 1. *What this regulation covers*—(a) *Purpose of regulation.* This regulation fixes ceiling prices for sales by retailers of certain commodities. The pricing chart method is used. Retailers are required to file with OPA, a "base date pricing chart" and to fix their ceiling prices by using this chart. You will find sample charts in Appendix A.

(b) *What commodities are covered.* This regulation applies only to sales of the articles which are described in Appendix C. You will note from Appendix C that these articles include nearly all apparel, certain apparel accessories, certain household textile items, household furniture, bedding, floor coverings, and lamps. These articles are grouped into "categories" and each category is given a category number. For example, men's and boys' underwear and nightwear constitute category 116.

Appendix B describes some articles which are not covered by this regulation and lists the regulations which continue to apply to them.

(c) *What sellers are covered.* This regulation applies to any seller who sells to individual ultimate consumers more than 10 percent of the merchandise covered by this regulation which he buys and sells in substantially the same form. Articles which are bought in substantially the same form are defined in section 24 (b). (However, any seller whose annual net dollar volume of total sales to individual ultimate consumers of all the articles covered by this regulation amounts to less than $2500, or any seller, all of whose sales to individual ultimate consumers are "accommodation sales" as defined in section 6.3 (b) of Second Revised Supplementary Regulation 14[3] may elect to continue to fix his ceiling prices under the regulation which applied before issuance of this regulation. The seller may not subsequently alter this election.)

Notwithstanding any other provisions of this paragraph (c) any seller at retail of an article for which a ceiling price has been established under section 13 of this regulation or for which a pricing method has been established under a general retail order issued under this regulation, shall, with respect to the sale of that article, be subject to that section or that order as the case may be.

The word "seller" refers to each separate seller covered by this regulation. If a seller makes sales at retail through more than one selling unit or department, each selling unit or department is considered to be a separate seller, subject to all the provisions of this regulation.

A person who sells through salesmen making sales at uniform prices, is a single separate seller. All of the selling outlets of a chain which are included in one group, zone, class or area under a uniform pricing order, or which, in the absence of a uniform pricing order, constitute a group to which until March 6, 1946 the chain regularly sent invoices or statements showing the same selling prices (and not showing costs) for articles, are subject to the provisions of this regulation as a single separate seller with respect to the sale of all articles covered by this regulation which the chain buys and sells (through those outlets) in substantially the same form.

[Paragraph (c) amended by Am. 2, 10 F.R. 4236, effective 4-18-45; Am. 3, 10 F.R. 4494, effective 4-23-45; Am. 5, 10 F.R. 9962, effective 8-15-45; Am. 6, 10 F.R. 12602, effective 10-4-45 and Am. 9, 11 F.R. 1739, effective 3-6-46]

(d) *What sales are covered.* This regulation applies to all of your sales to ultimate consumers of all kinds (including individual, commercial, and industrial users) of articles which you buy and sell in substantially the same form.[4] It does not apply to sales to persons other than ultimate consumers (such as other retailers and wholesalers), unless those sales amount to less than 10 percent of your total sales of articles covered by this regulation. If those sales amount to less than 10 percent, your maximum prices for those sales are fixed by section 9, "Maximum prices for 'cross stream' and 'upstream' sales."

(e) *Meaning of terms.* (1) The word "store" means a separate seller as described in paragraph (c), or the separate establishment, or a department in the establishment, at or from which you make sales to ultimate consumers. A mail order establishment is also called a "store."

(2) The term "mail order establishment" means a person who regularly makes deliveries by mail to individual ultimate consumers in response to orders

[1] 10 F.R. 3015.

[2] Statements of Considerations are also issued simultaneously with amendments. Copies may be obtained from the Office of Price Administration.

[3] 10 F.R. 1154, 2026, 2161, 2432, 2618, 3551, 4107, 7855, 8620, 9276, 9929, 10200, 10025, 11934, 13121, 14738; 11 F.R. 676, 1039. "Accommodation sale" means a sale made entirely without profit, solely for the benefit or convenience of the purchaser—for example, a sale by an employer to his employees, or by a school to its students—and not for the purpose of promoting trade. It does not include sales by cooperative, nonprofit or other organizations which make sales initially above cost, but later give refunds, bonuses, dividends, or other allowances to purchasers.

[4] It does not apply to your sales, however, if they are considered "manufacturers' sales" under MPR 572 (Manufacturers' prices for certain fall and winter outerwear) because you are under the same ownership and control as the manufacturer of the articles.

received by mail on the basis of catalogs, booklets, circulars, flyers, or other forms of printed price lists.

ARTICLE II—BASE DATE PRICING CHARTS

SEC. 2. *Filing of charts.* On or before April 20, 1945, you must file two copies of the "base date pricing chart" (described below) with your OPA District Office.[4] The "base date" is March 19, 1945. However, if you were not open for business on that date, then your "base date" is the most recent day in 1945 before that day, on which you were open for business and offered for sale any article covered by this regulation.

The chart must be signed by one of your officers or owners. However, a chart for an outlet which is itself a separate seller under this regulation or a department in a departmentalized establishment, may be signed by the store manager or department head.

[Above paragraph amended by Am. 2, 10 F.R. 4236, effective 4-18-45]

You must keep a copy of the chart for your own use and for inspection by the OPA.

SEC. 3. *Contents of charts; general information.* Put at the top of your chart the following general information:

(a) Your business name and address.

(b) Your base date if you use any date other than the "base date" which appears in section 2.

(c) The type of your store: First, whether it is a mail order establishment, a chain outlet, or an independent retail store, and second, whether it is a men's and boys' clothing and furnishing store, millinery store, shoe store, department in a department store, general merchandise store, limited price variety store, dry goods store, furniture store, or other type of store. (A department in a departmentalized establishment must also state its department number or name.)

(d) Approximate net dollar volume of your total retail sales of all commodities in the calendar or fiscal year 1944.[5]

(e) Number each page of your chart.

SEC. 4. *Contents of charts; costs, prices, and related information.* This section tells what the chart must contain about the costs and offering prices of each "category" of articles which you offered for sale on your base date. List this information in five columns below the general information you have already listed according to the directions above.

List an article as "offered for sale on your base date" if it was in your store, unpacked and available for sale on your base date.

If you are a mail order establishment, list an article as "offered for sale on your base date" if it was listed in one of your catalogs, booklets, circulars, flyers, or other printed price lists in effect on the base date.

In this section the words "you offered" are used as a simple way of saying "you offered for sale on your base date."

Before you begin to prepare the chart for your store, study the sample charts shown in Appendix A, so that you will know how to arrange your own chart. (OPA will not supply forms.)

(a) *Column 1; list of "categories" offered for sale.* In the first column from the left, list by the number given for that category in Appendix C, each category which you offered. If you are including in any "general" category any articles not specifically listed for that category in Appendix C, list such articles in parentheses in column 1 below the category number.

(b) *Column 2; list of net costs.* In the second column from the left, list opposite each category shown in column 1, the last "net cost" at which you bought each different article, style, model, or lot number in that category which you offered.

Follow these directions for listing net costs:

(1) Find your "net cost" by deducting all discounts (including cash discounts) from your invoice cost on the last invoice you got[7] before your base date for a particular article, style, model, or lot number which you offered. Deduct discounts you could have taken, whether you took them or not.

No freight or other similar charge may be added.

Do not include as part of your net cost any "OPA adjustment charge" which is stated on or attached to your invoice for any article. If more than one adjustment charge is shown for the same article, do not list the cost of that article at all.

(2) List your net costs in order from the lowest cost to the highest.

(3) List each different net cost separately, even though you bought other articles, styles, models, or lot numbers in the category for the same gross invoice cost. Thus, if you bought three different articles, styles, models, or lot numbers in a category at $3.50, 8/10 EOM, $3.50, 3/10 EOM, and $3.50 net, list each of these net costs separately as $3.22, $3.40, and $3.50, respectively.

(4) List each different net cost only once in the category even though you offered more than one article, style, model, or lot number of that net cost in that category.

(5) If you offered a particular style, model, or lot number which you bought at more than one net cost, list only the net cost shown on the last invoice you got before your base date for that style, model, or lot number.

(6) If you buy at "per dozen" prices divide the net cost per dozen by 12 and list the result as your net cost per unit. (Similarly, if you buy at a price per gross or per hundred, divide your net cost per gross or per hundred by 144 or 100 to find your net unit cost.)

[Subparagraph (6) amended and (7) added by Am. 2, 10 F.R. 4236, effective 4-18-45]

(7) You may round your cost to the nearest cent. Thus, you may list $1.735 as $1.74, and $1.734 as $1.73.[8]

(c) *Column 3; list of offering prices.* In the third column from the left, list opposite each net cost shown in column 2, each different price at which you offered to your largest class of purchaser[9] an article of that category having that net cost.

(1) *Directions for listing offering prices.* (i) To avoid the distortion caused by markdowns you may list as your offering price for an article either the price at which you actually offered it on the base date, or the price at which you offered that article when you first offered it for sale. However, if you cannot determine the price at which you offered the article when you first offered it for sale, you may ignore that article in preparing your chart. If you list your first offering price rather than your base date offering price, place the letter "M" after the price you list in Column 3.

[Former subparagraphs (i), (ii), (iii) and (iv) redesignated (ii), (iii), (iv) and (v), new (i) added by Am. 1, 10 F.R. 3468, effective 4-4-45]

(ii) Do not list offering prices which are higher than your ceilings for the articles on the base date. If your offering price was higher than your ceiling, list your ceiling price.

(iii) Do not list any offering price for an article if the invoice you got for that article shows more than one "OPA adjustment charge" for the article.

(iv) If your offering price includes a tax on a particular sale or delivery (such as a sales tax or a compensating use tax) which the tax law permits you to state separately from the price, you must deduct the full amount of such tax from your offering price before you list it. You need not deduct from your offering price any tax which you stated separately from and in addition to your offering price.

(v) You will find that in some cases you have listed more than one offering price opposite a single net cost in a particular category. You must draw a circle around one of these prices, and subparagraph (3) tells you which offering price to circle. To select your "circled" price you first have to figure your "average percentage markup" for the category. Subparagraph (2) explains how to do this.

(2) *How to find your "average percentage markup."* Figure your average percentage markup as follows:

Step 1. Add together all the net costs listed for that category in column 2. To find the correct average, you must, of course, add together an equal number of costs and offering prices. Therefore, just for purposes of this step (you will, of course, be using a separate work sheet), you must add in each net cost as many times as you have listed different offering prices opposite it;

Step 2. Add together all the offering prices listed in column 3 for that category;

Step 3. Subcontract the total of the net costs found in step 1 from the total of the offering prices found in step 2;

Step 4. Divide the remainder found in step 3 by the total of the net costs found in step 1. The result is your average percentage markup on cost.[10] When you have found your average percentage markup for a category, enter it in column 1 for that category.

Example 1: The average percentage markup for shirts (category 117) in the sample chart shown in Appendix A (a) is found as follows:

Total the net unit costs	*Total the offering prices*
$1.21	$1.98
1.25	1.98
1.38	2.25
(1.38)	2.50
1.82	2.98
1.94	3.50
3.64	5.95
(3.64)	6.95
5.34	7.95
(5.34)	8.95
$26.94	$44.99

(Note that the costs in parentheses appear only on your work sheet. They do not appear on your chart.)

Subtract the total of the net costs from the total of the offering prices ($44.99—$26.94=$18.05). Divide the remainder, $18.05, by the total of the costs, $26.94 ($18.05÷$26.94=67%). The result, 67%, is the average percentage markup on cost for category 117. Enter 67% in column 1.

(3) *How to select your "circled" price.* In any category where you have listed more than one offering price opposite a single net cost, take as your "circled" price the offering price closest to the price you get by applying to the net cost the average percentage markup for the category. If the price you get is midway between two offering prices, take the lower of the two. Draw a circle around the price you select.

Example 2: You have listed offering prices of $2.88, $3.00, and $3.25 for a net cost of $2.00 in category 202, and your average percentage markup for category 202 is 52%. To apply this markup, multiply $2.00 by 52% ($2.00×0.52=$1.04) and add $2.00 to the result ($2.00+$1.04=$3.04), finding a price of $3.04. When you look at the three offering prices which you have listed for a $2.00 net cost, you find that $3.04 is closest to the $3.00 offering price. Therefore, $3.00 is your circled price.

If your average percentage markup had been 47% you would have found a price of $2.94 ($2.00×0.47=$0.94; $2.00+$0.94=$2.94). Since $2.94 is midway between your listed offering prices of $2.88 and $3.00, you would have selected the lower of the two, and $2.88 would have been your circled price.

(d) *Column 4; percentage markups—*(1) *What markups must be listed.* In the fourth column from the left, list the percentage markup for each different net cost listed in column 2. Where more than one offering price is listed opposite the same net cost in a category and you therefore have a circled price, you must list the percentage markup for that circled price only.

(2) *How to figure a percentage markup.* To figure your percentage markup, subtract the net cost listed in column 2 from the offering price listed opposite it in column 3, and divide the difference by the net cost. Round the result to one decimal place. That is, list 53.72% as 53.7%, and list 53.75% as 53.8%.

Example 3: If you have listed a net cost of $3.22 and an offering price of $4.95, you subtract $3.22 from $4.95 ($4.95—$3.22=$1.73) and divide the difference, $1.73, by the net cost, $3.22 ($1.73÷$3.22=0.5373). Your percentage markup over cost for your $3.22 net cost is, therefore, 53.7%. Enter 53.7% in column 4 opposite the $3.22 net cost.

(e) *Column 5; list of invoices—*(1) *What invoices must be listed.* In the fifth column from the left, list at least one invoice for every offering price shown in column 3. The invoices you list must cover your purchase at the corresponding net cost listed in column 2 for an article of that category which you offered at that price.

(2) *How to list an invoice.* List your invoices in column 5 by stating your supplier's name and the date and number of the invoice. In parenthesis, following the listing of the invoice, you must identify the article whose purchase at the cost shown in column 2 is covered by the invoice.

(3) *Inspection of invoices.* On request, you must supply to the OPA or its agent for examination any invoice which you have listed in column 5.

SEC. 5. *Failure to file charts.* On and after May 4, 1945, you may not offer, sell or deliver any article covered by this regulation unless you have filed the chart described above. On and after May 10, 1945, you may not offer, sell or deliver any article covered by this regulation until you have received from the Office of Price Administration an acknowledgment of the filing of your chart.

[Sec. 5 amended by Am. 3, 10 F.R. 4494, effective 4-23-45]

SEC. 6. *Amendment of charts.* (a) *Amendment by seller.* If you find that you have filed an incorrect chart you must file an amendment to your chart with the OPA District Office where you filed your original chart, and you must attach to the amendment a statement explaining why the amendment is necessary. This amendment must show all changes which are necessary in your chart as a result of the corrections you make.

[Above paragraph designated (a), paragraph heading and paragraph (b) added by Am. 8, 10 F.R. 15351, effective 12-21-45]

For example: If you wish to amend an inaccurate offering price list on your original chart, you must also refigure your average percentage markup for that category, and reexamine your circled prices in that category to see if the new average percentage markup requires a change in any of them. If it does, the amendment to your chart must show the corrected circle prices as well as the refigured average percentage markup.

You may not use the amendment to your chart in fixing maximum prices until you have received acknowledgment from your OPA District Office of receipt of the amendment. Your OPA District Office may, at any time, require you to submit to it your evidence that the information in the amendment is correct. In such cases, your OPA District Office may require you to use your original chart until it has examined this evidence and approved the amendment.

(b) *Amendment by OPA.* Your OPA District Office may issue an order amending your chart in order to bring your markups into line with markups established under this regulation, if you do not have sufficient records to substantiate the information appearing on your chart and if any percentage markup appearing on your chart is out of line with the level of markups established under this regulation.

ARTICLE III—MAXIMUM PRICES FROM BASE DATE PRICING CHARTS

SEC. 7. *How to fix maximum prices.* To fix your maximum price for any sale of an article covered by this regulation to an ultimate consumer, refer to your chart and use the first of the following pricing rules which applies to the article you are pricing. (Note that sales covered by this regulation to persons other than ultimate consumers must be priced under section 9.)

In applying these rules, you must figure your maximum price for each article to the class of purchaser you used in preparing your chart, and apply your customary differentials to that price to find your maximum price to all other classes of purchasers. You may not change the terms, allowances, discounts, or differentials which you customarily gave to various classes of purchasers, if the change would result in a higher net price.

If your invoice states a definite amount in dollars-and-cents which the OPA permits you to add to your price, you may add such amount to the maximum price fixed under this section.

Pricing Rules 2, 3, and 4 require you to figure your maximum price by applying a percentage markup to your net cost. To do this, you multiply your net cost by the markup (the rules tell what markup to use) and add your net cost to the result. The total is your maximum price.

"Net cost," in this section and section 9, means net unit cost of an article after deducting all discounts you could have taken, or your supplier's maximum

[4] "Your OPA District Office" is the district office having jurisdiction over the area in which your store is located. However, if you are a chain, subject to a uniform pricing order "your OPA District Office" for those outlets included in one group, class, zone or area under uniform pricing order is the OPA office which issued it. If you are either a mail order establishment (as defined above) or a chain which, pursuant to section 1 (c) files a single chart for a group of stores not subject to a uniform pricing order, "your OPA District Office" is the Central Pricing Office of the OPA, Washington 25, D. C.

[Footnote 5 amended by Am. 2]

[5] A department in a departmentalized establishment need not supply this information if the establishment files a statement showing its approximate total net dollar volume of retail sales of all commodities in all departments. This statement will take the place of information from each separate department.

[7] If you are an outlet of a chain not included in a group of outlets for which your central office is permitted to use the same pricing chart in accordance with section 1 (c), you may use the invoice furnished by your central office.

[Footnote 7 amended by Am. 2]

[8] You may, if you wish, list your gross invoice cost per dozen, per gross, or per hundred, and your purchase discounts, in parenthesis, following the net unit cost. Thus, you might list "$1.29 ($16.00, 3/10 EOM per dozen)."

[9] If you have more than one class of purchaser, use a footnote to show the class of purchaser used in preparing your chart.

[10] You may, if you wish, figure your percentage markups as "markups on selling price" instead of on your net cost, but you must use the same method in figuring all percentage markups and average percentage markups. If you have chosen to list markups on selling price, you must state this on your chart, and must use markups on offering (or selling) price wherever this regulation, in this section or in section 7, refers to a markup over net cost.

price" for the article, whichever is lower. (You may round your cost to the nearest cent.) Freight or other similar charges may not be added. Do not include as part of your net cost any "OPA adjustment charge" which is shown on or attached to your invoice. If your invoice states a definite amount in dollars-and-cents which the OPA requires you to use as your cost for the article, you must consider that amount as your net cost under this section and section 9.

[Above paragraph amended by Am. 2, 10 F.R. 4236, effective 4-18-45]

NOTE: This regulation refers throughout to categories, prices, and markups listed on the seller's base date pricing chart. "Base date pricing chart" or "chart" refers only to a chart correctly prepared according to the directions in sections 3 and 4. If your chart is improper or inaccurate, your maximum prices under section 7 shall be prices figured on the basis of a correct chart.

(a) *Rule 1: Articles of a category and with a net cost listed on your chart.* If the article you are pricing is in a category listed in column 1 or your chart, and if it has a net cost listed in column 2, its maximum price is the offering price you listed in column 3 for that net cost and category. If you have a circled price for that net cost and category, the circled price is the maximum price for the article.

EXAMPLE 4: You wish to price a pair of men's pajamas which cost you $1.29 net. On your chart you have listed offering prices of $2.00 and $2.24 for a $1.29 net cost in category 116. You have circled $2.00. Therefore, your maximum price for these pajamas is $2.00 per pair.

If you had listed only one price—$2.24, for a $1.29 net cost, your maximum price would, of course, be $2.24.

b) *Rule 2: Articles of a category listed on your chart, but having a net cost higher than any net cost listed for that category.* If the article you are pricing has a net cost higher than any net cost listed for that category in column 2 of your chart, you figure your maximum price by applying the average percentage markup listed for that category in column 1 to the net cost of the article.

Example 5: You wish to price a woman's slip costing $3.25 net. The highest net cost which you have listed for category 211 is $2.76. Your average percentage markup for category 211 is 57%. You therefore figure your maximum price by multiplying your net cost by 57% ($3.25×0.57=$1.853) and adding your net cost to the result ($3.25+$1.853=$5.103). Your maximum price for this slip is therefore $5.10.

(c) *Rule 3: Articles of a category listed on your chart, but having a net cost lower than the lowest cost listed for that category.* If the article you are pricing has a net cost lower than the lowest net cost listed for that category in column 2 of your chart, you figure your maximum price by applying to the net cost of the article the percentage markup listed in column 4 for the lowest net cost shown for that category.

Example 6: You wish to price a girl's sweater costing $1.94 net. The lowest net cost which you have listed for category 208 is $2.07, for which you have listed a percentage markup of 55.6%. Therefore your maximum price is $3.02. ($1.94×0.556=$1.079; $1.94+$1.079=$3.019.)

(d) *Rule 4: Articles of a category listed on your chart, but having a net cost between two net costs listed for that category.* If the article you are pricing has a net cost between two net costs listed for that category in column 3 of your chart, you figure your maximum price by applying to the net cost of the article the percentage markup listed in column 4 for the lower of these two net costs.

Example 7: You wish to price a man's shirt costing $1.47 net. You have not listed any net cost of $1.47 for category 117, but you have listed net costs of $1.50 and $1.46. Your $1.46 net cost has a percentage markup of 54%. Therefore, your maximum price is $2.26 per shirt ($1.47×0.54=$0.79; $1.47+$0.794=$2.264).

(e) *Rule 5: Articles in a category comparable to a category listed on your chart.* If the article you are pricing does not belong to a category which is listed in column 1 of your chart, look in Appendix D where you will find for each category a list of other categories which are "comparable" to that category. See whether you have listed in column 1 of your chart the first of the comparable categories shown in Appendix D for the category to which the article you are pricing belongs. If you have not listed the first comparable category, see whether you have listed the second comparable category in column 1, then the third, and so forth, until you find a category which is listed on your chart. Then figure your maximum price by using Rule 1, 2, 3, or 4 as if the article you are pricing belonged in that category.

Example 8: You have not listed category 701 on your chart, but now purchase a bedroom suite at a net cost of $85.00. You look in Appendix D, and find that categories 706, 707, 711, and 721 are listed as comparable to category 701. Then you look in column 1 of your chart to see whether you have listed any of these categories. You have not listed category 706 on your chart, but you have listed category 707. Rule 5 requires you to figure your maximum price for this bedroom suite as if it belonged to category 707. You find that you have listed a net cost of $85.00 in column 2 for category 707, and an offering price of $150.00 in column 3 for that net cost. You therefore apply Rule 1, and your ceiling price for the bedroom suite is $150.00.

(f) *Rule 6: Articles of a category which cannot be priced under any of the foregoing rules.* If the article you are pricing cannot be priced under any of the foregoing rules in this section and you have filed a base date pricing chart, you figure your maximum price under this rule. If you cannot price under this rule you determine your price under section 10.

(1) *Articles which belong to Categories 101–607 inclusive.* (i) If the article you are pricing is included in any category from 101–607 except categories 204, 214 or 353 and you have at least three categories of this group[12] on your chart, you list as many of these categories as you have on your chart, setting forth opposite each, your average percentage markup[13] for each category.

(ii) Compute the "group average" for these categories. You do this by adding together all the average markups for the categories you have listed and dividing this sum by the number of categories which you have listed.

(iii) You next turn to the table in Appendix E. The top row of the chart is divided into a series of percentage brackets. In the first column to the left find the category number which includes the article you are pricing. Follow this category number across and find the markup which appears in the column under the percentage bracket which includes the "group average" which you computed under subdivision (ii). This is your percentage of markup over cost for the new category. If, however, in pricing a nonfurniture category your group average is over 101 or if, in pricing a furniture category your group average is over 127, you find your percentage markup over cost by multiplying your group average by the multiplier listed for that category in Appendix G.

Example: If you are a house to house seller and have a "group average" of 150 for your categories in the group 101 to 607, inclusive, and you now wish to sell handbag. (category 218) which you find you must price under this rule, you determine your markup over net cost as follows: refer to the multiplier opposite category 218 in Appendix G. There you will find the figure 1.045. This means that your markup on cost for handbags is 156.8 (150×1.045=156.75).

[Subparagraph (iii) Amended by Am. 10, 11 F.R. 2987, effective 3-19-46]

(iv) Multiply the net cost of the article you are pricing by this percentage markup. Add the result to the net cost of the article. This final result is your maximum price for the article you are pricing.

Example 9: You wish to price a set of boys' ear muffs on which your net cost is 50 cents. Ear muffs belong to Category 123 on the MPR 580 chart. You find, on examining your chart, that neither this category, nor any one of the "comparable" categories 103, 107, 112, or 218 is listed on your chart.

Since category 123 belongs to the group of categories numbered from 101–607 inclusive, you look on your chart to find whether you have listed at least three categories in this group. If you do not have at least three such categories listed on your chart, (excluding categories 204, 214, and 353) you cannot use this pricing rule and the ear muffs must be priced under section 10.

Let us assume that actually you have listed on your chart articles belonging to eight categories of this group of numbers. These categories have percentage markups over cost as follows:

Category:	*Average percentage markup*
102	63
105	63
110	63
116	65
215	62
217	68
302	65
304	60

You next compute your "group average" for all these categories by adding the average markups for these categories and dividing the result by the number of categories which you have listed above (509÷8). Your "group average" is 63.625%.

You next turn to the table in Appendix E. In the first column to the left you will find a series of category numbers. Follow this column downward until you reach category 123. Follow this row across the table until you come to the percentage bracket appearing in the top row of the table which includes your "group average"— in this case the bracket designated "over 62 including 65." At this point you will find that the allowable percentage markup for category 123 is 65.7%. This is your percentage markup for this category and for the article you are pricing.

You next multiply the net cost of the article you are pricing by this percentage markup ($.50×65.7=$.3285). Add this figure to your net cost of the article you are pricing ($.50+$.3285). The result ($.8285 or $.83) is your ceiling price for the article you are pricing.

(2) *Articles which belong to categories 701–752 inclusive.* If the article you are pricing is included in one of the categories from 701–752 inclusive, and you have at least three categories of this group on your chart, you list as many of these categories as you have on your chart, setting forth opposite each, your average percentage markup for each category and figure your ceiling price by using the same method as set forth in subparagraph (1) (ii), (iii) and (iv).

(3) *Articles which belong to categories 801–854 inclusive.* If the article you are pricing is included in one of the categories from 801–854 inclusive, and you have at least three categories of this group on your chart, you list as many of these categories as you have on your chart, setting forth opposite each, your average percentage markup for each category and figure your ceiling price by using the same method as set forth in subparagraph (1) (ii), (iii) and (iv).

(4) *Articles which belong to categories which cannot be priced under this pricing rule.* If the article you are pricing is included in categories 204, 214, 353 or in any other category which cannot be priced under this pricing rule, you price such article under Section 10.

[Paragraph (f) added by Am. 9, 11 F.R. 1739, effective 3-6-46]

SEC. 8. *When you must begin to use the pricing rules in section 7.* (a) *All sellers other than mail-order establishments.* Except as provided in paragraph (b) below, you must begin to use pricing rules 1 to 5 inclusive of section 7, where applicable, on April 20, 1945, and rule 6 of that section, if applicable on March 6, 1946, and after whichever of these dates applies to you, you may not offer, sell or deliver any article covered by this regulation at a price higher than the maximum prices fixed under section 7 of this regulation.

[Paragraph (a) amended by Am. 2, 10 F.R. 4236, effective 4-18-45, and Am. 9, 11 F.R. 1739, effective 3-6-46]

(b) *Special provision for mail order establishments.* If you are a mail order establishment as defined in section 1 (c) (2), the pricing rules in section 7 do not apply to any deliveries you make by mail in response to mail orders based upon any of your catalogs, booklets, circulars, flyers, or other forms of printed lists which were printed before the base date. Your maximum prices for deliveries by mail in response to mail orders based on such printed price lists, must be fixed under the regulation covering retail sales of each article on the base date. All provisions of this regulation except the pricing rules in section 7 do apply.

ARTICLE IV—MAXIMUM PRICES IN SPECIAL CASES

SEC. 9. *"Up stream" and "cross stream" sales and sales of "cross stream" articles to ultimate consumers*—(a) *Maximum prices for "up stream" sales.* Your maximum price for a sale of any article covered by this regulation to any person other than an individual ultimate consumer, another retailer, or an industrial, commercial, or institutional user, is the net cost of that article to you.

(b) *Maximum prices for "cross stream" sales.* (1) Your maximum price for a sale to another retailer of any article covered by this regulation shall be the sum of the following items:

(i) Your invoice cost less all discounts including cash discounts.

(ii) Any OPA adjustment charge appearing on your supplier's invoice.

(iii) Your incoming freight cost which you have separately paid.

(iv) The handling charge, if any, which you customarily made when selling articles covered by this regulation to another retailer immediately prior to March 1945. However, this charge may be added only if your records show your customary March 1942 handling charge or your method of establishing your handling charge in accordance with OPA regulations in effect before March 19, 1945, for such sales. In no event, however, may your handling charge exceed 10% of the costs listed in (i), (ii) and (iii), above.

You must give to the retailer an invoice which must state separately each item making up your costs as itemized in this subparagraph (1).

or

(2) If you customarily made sales of commodities covered by this regulation to other retailers immediately prior to March 1945 on which you figured your price by granting a specific discount from your retail price, you may continue to make such sales (excepting sales of articles purchased by you from other retailers), but only if your records show your customary March 1942 discount or your method of establishing a discount for such sales in accordance with OPA regulations in effect before March 19, 1945.

On such sales you must furnish the buyer with an invoice which, in addition to showing your retail price as established by this regulation and the discount you granted, must contain the following notice:

NOTICE OF CEILING PRICE

Under section 9 of Maximum Price Regulation 580 you may not sell the above articles to consumers at prices higher than our retail ceiling price shown on this invoice.

(c) *Maximum prices for sales to ultimate consumers of articles purchased from other retailers.* (1) If you purchase articles covered by this regulation from another retailer and pay the seller his costs permitted to him under paragraph (b) (1), you must determine your maximum price for sales of these articles to ultimate consumers in accordance with section 7, taking your net cost from your supplier's invoice and excluding all freight, adjustment and handling charges.

(2) If you purchase articles covered by this regulation and pay the seller his retail price less a specified discount, you must use as your maximum price for sales of those articles to ultimate consumers the seller's retail price as stated on his invoice to you.

[Sec. 9 amended by Am. 5 10 F.R. 9962, effective 8-15-45]

SEC. 10. *Maximum prices for sellers who cannot price under other sections of the regulation.* (a) If you cannot fix your ceiling price for an article under section 7, 9, 12, 13 or General Retail Order No. 3, you figure your ceiling price for that article under this section. However, you may not sell or deliver an article which you are required to price under this section until you have first filed with your OPA District Office whichever of the reports, set forth below, is applicable to you.

(1) *Retailers who have never priced under section 10 prior to March 6, 1946.* (i) On and after March 6, 1946 if you have never priced an article under this section you figure your ceiling price for all articles which must be priced under this section as follows: Turn to the table in Appendix F. On the left side is listed a column of category numbers; opposite each category number is a percentage markup. Find the percentage markup for the category to which the article you are pricing belongs. Multiply the net cost of the article you are pricing by this percentage markup. Add the result, so obtained, to the net cost of the article. The result is your ceiling price for the article you are pricing.

(ii) *Reports.* You may not sell or deliver any article which you are required

[11] If you are an outlet of a chain not included in a group of outlets for which your central office is permitted to use the same pricing chart in accordance with section 1 (c), and if your chart was not prepared on the basis of net cost of articles to your central office, "your supplier's maximum price" for articles shipped to you by your central office is the amount shown on your central office's invoice to you correctly prepared under General Order No. 1 issued under section 23 of this regulation.

[Footnote 11 amended by Am. 2]

[12] Group as defined in this regulation includes any category which appears in this series of category numbers excluding categories 204, 214 and 353.

[13] Computations under this section are based on markups over cost. If you are on the "retail system," that is, if your chart markups are expressed as percentages of selling prices, you must convert your category markups to markups over cost. You do this by subtracting your average percentage markup over sales for the category from 100%. You divide the result thus obtained into your percentage of markup on selling price. After the percentage of markup on selling price for all your categories have been converted to markups on cost you proceed as set forth above.

to price under this section until you have filed with your OPA District Office two copies of one of whichever of the following reports is applicable, signed by you or your duly authorized agent, and have received from OPA a written acknowledgment thereof.

(*a*) If you have filed a base date pricing chart, a statement to that effect, and a list of the categories you intend to price under subdivision (i);

(*b*) If you have not filed a base date pricing chart, a statement to that effect and a statement containing the following information:

(*1*) Your name and address or your proposed name and address and the names and addresses of all owners, stockholders or officers of the business establishment. (Owners holding less than 10% of the total number of shares of corporate applicants need not be listed.)

(2) The date or the proposed date of the organization of the business establishment.

(3) Your previous business connections (if the business is individually owned) or the previous connections of the owners, stockholders or officers of the business establishment with any business handling MPR 580 merchandise or related merchandise.

(*4*) The names and addresses of other selling establishments under this regulation which you own or operate, if you are an individual owner, or which any of the owners, stockholders or officers of the business establishment own or operate.

(*5*) A list of the articles which you intend to price under this section after March 6, 1946.

(*6*) The type of store you operate or intend to operate (specialty shop, drygoods, or men's furnishings, etc.).

(*7*) The class of merchandise and cost line which you handle or propose to handle (low, medium or high priced; regular or novelty; popular or exclusive).

(*8*) The amount of annual business you have done, for the 12 month period preceding date of application.

(*9*) Special services which you offer or intend to offer; installment selling, charge accounts, other credit terms, or free delivery service, etc.

(*10*) A list of names and addresses of three sellers whose method of doing business is most nearly like yours or like the type of business you intend to conduct.

(*11*) If you are a leased department, the name and address of the prior lessee.

(2) *Retailers who have priced articles under section 10 prior to March 6, 1946.* If you have priced any article under section 10 prior to March 6, 1946, you determine your ceiling prices for articles required to be priced under this section as follows:

(i) Your ceiling price for an article properly determined, under this section prior to March 6, 1946, shall remain the ceiling price of that article until April 1, 1946.

(ii) You fix the ceiling price of an article for which you have not determined a ceiling price prior to March 6, 1946, under the provisions of the regulation which on the base date covered sales at retail of the article you are pricing. Any price thus determined shall remain the ceiling price of that article until April 1, 1946.

(iii) On and after April 1, 1946, you figure your ceiling price for all articles which you have prior to that date priced under section 10 and all articles which you price under this section after April 1, 1946, as follows: Turn to the table in Appendix F. On the left hand side is listed a column of category numbers with a percentage markup opposite each. Find the percentage markup for the category to which the article you are pricing belongs. Multiply the net cost of the article you are pricing by this percentage markup. Add the result, so obtained, to the net cost of the article. The result is your ceiling price for the article you are pricing.

(iv) *Reports.* After April 1, 1946, you may not sell or deliver any article which you are required to price under this section until you have filed with your OPA District Office, two copies of one of whichever of the following reports is applicable, signed by you or a duly authorized agent and have received from OPA a written acknowledgment thereof:

(*a*) If you have filed a base date pricing chart, a statement to that effect, and a list of the categories you intend to price under this subparagraph (2);

(*b*) If you have not filed a base date pricing chart, a statement to that effect and a further statement containing the following information:

(*1*) Your name and address.

(2) A list of all the articles priced by you under this section which you sold or offered for sale on March 6, 1946 setting forth your last invoice net cost for such article, your ceiling price therefor (which should not be higher than the ceiling price legally established under section 10), the regulation or order and section under which you determined your prices.

(3) The names and addresses of your three most competitive sellers of the same class.

(v) *Exception.* Where prior to April 1, 1946 you have made application pursuant to paragraph (b) of this section, because you priced pursuant to section 10 between March 19, 1945 and February 14, 1946 and had proper markups higher than those in Appendix F, you determine the ceiling prices for articles required to be priced under this section in accordance with subdivisions (i) through (iv), except that the date April 15, 1946 may be substituted for the date April 1, 1946 wherever it appears in subdivisions (i), (ii) and (iii).

[Subparagraph (v) added by Am. 12, 11 F.R. 3483, effective 4-1-46]

(b) *Application for markups in excess of Appendix F.* (1) You may apply to the OPA District Office having jurisdiction over the area in which your business is located for authorization to use markups in excess of those set forth in Appendix F, and the OPA may, by order, authorize such higher markups if it appears that:

(i) You already own one or more established stores selling MPR 580 merchandise with markups higher than those set forth in Appendix F; or

(ii) You already own one or more establishments selling goods not covered by MPR 580 at markups, which for such goods represent markups higher than average; or

(iii) You, (if you are an individually owned establishment), or any of the principal stockholders or managing officers had previous experience in selling MPR 580 merchandise or related commodities as an owner, officer, principal, or employee in an executive or managerial capacity in a business handling MPR 580 merchandise at markups higher than than those listed in Appendix F and have not operated at or below the markups set forth in Appendix F since the base period; or

(iv) You priced pursuant to section 10 between March 19, 1945 and February 14, 1946, and your properly determined prices resulted in markups in excess of those in Appendix F.

[Subparagraph (iv) added by Am. 12, 11 F.R. 3483, effective 4-1-46]

(2) *Filing and contents of application.* Applications must be made by filing with your OPA District Office two copies of a separate letter signed by you or a duly authorized agent. Such letter must set forth any additional information, which, together with the information given in your report filed under paragraph (b), establishes that you meet at least one of the conditions set forth in paragraph (b) (1).

(c) The authorization granted in paragraph (a) or any authorization issued pursuant to paragraph (b) or (d) may be revised or revoked at any time by the Office of Price Administration.

(d) *Applications by sellers who repair or recondition.* If you do not have a base date pricing chart and you are in or propose to enter the business of regularly buying used or imperfect articles for the purpose of repairing and reconditioning them and selling them as reconditioned or repaired, you may apply to your OPA District Office for a pricing method which will reflect your costs of repairing or reconditioning the articles which you sell. In such a case, the OPA may, by order permit you to add to the ceiling price established under this section the actual net cost of reconditioning or repairing the articles which you sell. In no case shall the cost of reconditioning or repair include a cost greater than that required to restore the article to a factory standard article of the same type.

[Paragraph (c) amended and (d) added by Am. 13, effective 5-22-46]

[Sec. 10 amended by Am. 2 10 F.R. 4236, effective 4-18-45; Am. 5, 10 F.R. 9962, effective 8-15-45; Am. 6, 10 F.R. 12602, effective 10-4-45, and Am. 9, 11 F.R. 1739, effective 3-6-46]

SEC. 11. *How you may fix uniform maximum prices for more than one store.* If you operate or intend to operate more than one store (as defined in section 1 (e) (1)), and if you wish to apply to the OPA for permission to fix uniform maximum prices for all or for certain articles covered by this regulation in all or some of these stores, you may apply under Revised Supplementary Order 13.

SEC. 12. *Transfers of business.*—(a) *How a transferee fixes his maximum prices.* This section applies to you if (1) after the base date, you purchase or otherwise acquire a substantial part of the business, assets, or stock in trade of any business which sells or sold (between December 31, 1944 and the base date) any articles covered by this regulation at retail, and (2) you carry on the business or continue to sell at retail articles in any category covered by this regulation and sold by your transferor before the transfer, and (3) you carry on the business or continue to sell in a store separate from any other store previously owned or operated by you for the sale of such articles at retail. If this section applies to you, your maximum prices are the same as those which your transferor would have had if the transfer had not taken place (except as provided in paragraphs (c) and (d) of this section). Your obligation to keep records sufficient to verify such prices shall be the same as if the transfer had not taken place. The transferor must either preserve and make available to you or turn over to you all records of transactions before the transfer which you need to comply with this regulation.

(b) *Filing charts.* If your transferor has not already filed a chart, you must file a chart based on his experience on the base date, using the base date which he would have used if no transfer had occurred. If your transferor has filed a chart, you may file a chart based on his experience, or, if you prefer, you may file with the OPA District Office where your transferor filed his chart, a statement showing your business name and address and the date of the transfer and stating that you intend to figure your ceiling prices on the basis of your transferor's chart. If the transferor's records are not available to you, you must fix your maximum prices under section 10.

(c) *Transfers to acquire a higher price.* No person shall buy, sell, transfer, lease, or exchange the business, assets or stock in trade of any business for the purpose of securing higher or different maximum prices or for the purpose of securing any other benefit which may be prohibited to him by this regulation.

(d) *Mergers and combinations.* If, after the base date, two or more sellers merge, consolidate, or combine and continue to operate as one seller, the seller who continues to operate shall fix his maximum prices under this regulation as if he were the seller who had the largest dollar volume of sales of articles covered by this regulation during the 12 months immediately preceding the merger or combination.

SEC. 13. *Uniform dollar-and-cents prices for certain articles.*—(a) *How prices are established.* The OPA may by order, upon application, establish dollar-and-cent retail ceiling prices for branded articles whenever it appears that:

(1) The article (or an article of the same type) was sold at retail at substantially uniform prices for a period immediately prior to March 19, 1945. OPA may establish uniform retail ceiling prices for any article if the applicant has received or is eligible to receive an order under this section for any of his articles.

If the applicant had a policy of uniform retail prices for his branded merchandise and can show that the article was sold at substantially uniform prices except for a limited area, OPA may establish uniform retail ceiling prices for the article and require retailers in the area in which prices were not maintained to sell in accordance with the pricing provisions of this regulation. Uniform retail prices may be established for separate zones (not to exceed five zones) where the applicant can show that such differential was maintained as part of his uniform pricing policy immediately prior to March 19, 1945.

Wherever an applicant ceased production of the article because of wartime restrictions or war contracts, the substantial uniformity of applicant's retail prices shall be determined by his last selling period.

(2) The price requested for the article is no higher than the existing level of ceiling prices under this regulation.

Orders issued under this section will remain effective unless revoked or suspended by the Administrator. Orders will be revoked or suspended only if the Administrator is satisfied that such revocation or suspension is not inconsistent with the effective control of prices.

(b) *What the order may contain.* (1) An order may be issued under this section establishing uniform ceiling prices for all retail sales of an article covered by this regulation although the retail seller may not otherwise be subject to this regulation. A ceiling price thus established shall apply in place of the ceiling price that would otherwise have been determined under sections 7, 10, 11 and 12 of this regulation or under the provisions of any other regulation. Except as provided by the order, all of the provisions of this or whatever regulations would otherwise have applied shall remain applicable in all other respects.

(2) An order issued under this section will include a provision requiring the applicant to tag or ticket the article with the retail ceiling price and other specified information.

(3) An order issued under this section will require the applicant to send copies of the order and any subsequent amendments thereto to those purchasers for resale of the articles covered by the order.

(4) An order issued under this section will ordinarily be in the form of applicant's selling price and retail ceiling price relationships. Such an order will ordinarily require the applicant to submit, from time to time as specified in the order, a description of the articles which he is pricing pursuant to the terms of the order and any other information that may be required by the terms of the order.

(c) *Who may apply.* (1) A manufacturer, or a wholesaler of a branded article may apply under this section if he can submit the information required by paragraph (d).

(2) A group of manufacturers selling the same article under the same brand name may apply as a group under this section if they can submit the information required by paragraph (d).

(d) *What the application must contain.* Two copies of each application must be filed with the Consumer Goods Price Division, Washington 25, D. C. The application must contain the following:

(1) Business name and address of the applicant.

(2) A complete identification of the article for which the price is sought including:

(i) The brand name identifying the article, and its style or lot number.

(ii) Applicant's ceiling price.

(iii) An identification of the regulation and the section in that regulation or the identification of the order issued by the OPA under which his ceiling price was established.

(iv) His invoice price and terms to various classes of retailers.

(v) His suggested retail price, if any, immediately prior to March 19, 1945. [If he had a suggested retail price prior to March 19, 1945, he should submit evidence to show his method of requiring retail price maintenance, such as national advertising, catalogues sent to retailers, advertising mats furnished retailers, copies of letters enforcing retail price maintenance, etc. If he had no suggested retail price prior to March 19, 1945, or did not attempt to enforce his suggested retail price, but can show that the article was sold at substantially uniform prices, he should submit a list of the names and addresses, giving their retail selling price of the article immediately prior to March 19, 1945, of all of his retail customers in fifteen cities representing a cross section of his customers.]

(3) The uniform retail ceiling prices requested for the article.

(4) In the case of wholesalers applying under this section, the name and address of the manufacturer of the article and the manufacturer's style or lot numbers.

(5) In the case of a group of manufacturers applying for a single order covering the articles manufactured in common by the group, the application must contain, in addition to the requirements of subparagraph (2) above, evidence to show that each manufacturer of the group, who sold the article, maintained the same retail prices on the same article with the same brand.

[Sec. 13 amended by Am. 4, 10 F.R. 4611, effective 4-25-45; Am. 5, 10 F.R. 9962, effective 8-15-45 and Am. 11, 11 F.R. 3481, effective 4-7-46]

ARTICLE V—GENERAL PROVISIONS

SEC. 14. *How to treat taxes.* The ceiling prices determined under the pricing rules in section 7 are your ceiling prices exclusive of tax. If the tax law permits the tax to be separately stated, you may charge or collect the tax on the sale or delivery of the article in addition to the ceiling price fixed under the pricing rules: *Provided,* That you state the tax separately. This applies, however, only to a tax on a particular sale or delivery such as a sales tax or a compensating use

tax. You may separately state the tax by any method you choose, except that the Retail Federal Excise Tax on fur-trimmed articles and certain items of leather goods and other articles imposed by the Revenue Act of 1943 must be stated as provided in Supplementary Order 85.[14]

SEC. 15. *Marking, tagging, and posting.* On and after August 1, 1945, you must mark either the maximum price or the selling price of each article covered by this regulation by either of the methods described in paragraphs (b) and (c), in a manner plainly visible to, and understandable by, the purchasing public. In addition, each article which you receive on or after May 10, 1945, must be marked or tagged as required by this paragraph.

(b) *Marking.* You may mark the maximum price or the selling price on the shelf, bin, rack, or other holder or container upon or in which the article is kept provided all the articles kept on or in the shelf, bin, rack, holder or container have the same maximum price or selling price.

(c) *Tagging.* If you do not wish to mark the prices as described in (b), you must mark the maximum price or the selling price on each article itself by writing the price directly on the article or by attaching to the article a tag or ticket stating the maximum price or selling price.

(d) *Ways to mark or tag maximum prices.* If you wish to mark or tag your maximum prices, you may do so in either of the following ways:

(1) "Ceiling Price $-----," or
(2) "Our Ceiling, $-----."

(e) *How to mark or tag selling prices.* If you do not wish to mark or tag your maximum prices, you must mark or tag your selling price as follows: "OPA Price, $-----."

(f) *Posting.* If you wish to mark or tag articles with the selling price as described in (e), you must also post in a prominent and clearly visible position in your store, a sign stating the following:

The "OPA Price" marked or tagged on merchandise in this store is no higher than the OPA ceiling price of the articles.

(g) *How to mark or tag articles on and after May 10, 1945.* On and after May 10, 1945 you may not offer or sell any article covered by this regulation unless it is marked or tagged with the maximum price or the selling price under this regulation. However, until August 1, 1945, the words "Ceiling Price", "Our Ceiling", or "OPA Price" need not be shown on the marking or tag except in the case of articles which you received on or after May 10, 1945.

(h) *Visibility of marking.* If you adopt the method in (b) above, the maximum price or selling price of each article offered for sale must be clearly visible to the purchaser at the place in your store where it is offered for sale. The price for an article must not be obscured by or combined with the marking of prices of other articles or commodities. Note that you may not adopt the method described in (b) above if the articles are kept in a container, room, or place not readily visible to the purchaser.

(i) *By mail order establishments.* (1) Mail order establishments must mark their maximum prices for articles listed in printed price lists which have been printed after the base date, in either of the following ways:

(i) State the maximum price for each article covered by this regulation and listed in the price list, at the place in the publication where the article is listed.

(ii) Print on the front cover of each printed price list (or on the front page of any list that has no cover) the following statement:

NOTICE TO CONSUMERS

No price for any article listed or described herein exceeds the ceiling price for that article, as determined under the applicable maximum price regulation issued by the Office of Price Administration. As required by that Office, we will, upon request, furnish you with a statement of our maximum prices on any of the commodities listed about which you inquire.

If you use this method, you must, upon request, furnish to any customer who requests it a statement of your maximum price for any articles listed or described in your printed price listed and covered by this regulation.

(2) Any mail order establishment may apply to its OPA District Office for permission to mark its maximum prices in some way different from that described in (1). The application must describe the manner in which the seller wishes to mark his maximum prices and must show why the requirements of (1) are inequitable or inappropriate as applied to the applicant's business, and that the requested method of marking is substantially in line with the requirements of (1).

[Sec. 15 amended by Am. 2, 10 F.R. 4236, effective 4-18-45]

SEC. 16. *Records.* The records required by this section must be kept for so long as the Emergency Price Control Act of 1942, as amended, remains in effect. All such records must be kept at your store, except that a chain subject to a uniform pricing order or a chain which files its chart with the Central Pricing Office, Washington, D. C., or a person who sells through salesmen making sales at uniform prices, must keep all the records required by this section at the seller's main office (or at the office indicated in the seller's uniform pricing order).

[Above paragraph amended by Am. 2]

(a) *Current records*—(1) *Preserving invoices.* You must preserve the purchase invoices which you receive on and after April 20, 1945, for all articles covered by this regulation. You must keep these invoices in alphabetical, numerical, or chronological order, or according to some other recognized filing system. Upon request of any authorized agent of the OPA, you must let him examine your purchase invoices for any articles covered by this regulation.

(2) *"Retailing" invoices.* Before selling or offering for sale any article covered by this regulation which is delivered to you on or after April 20, 1945, you must "retail" the invoice, that is, you must mark your first selling price for each article on the invoice covering your purchase of the article, and the number of the sections or the pricing rules under MPR 580 or the general retail order or other order under which you figured your maximum price for the article. If under section 10, you are required to fix your ceiling prices under the pricing provisions of any other regulations, state the regulation and the section therein under which you fixed your ceiling. (The pricing rule and method may be stated merely as "Rule 1" or "Rule 3" or "Rule 6" or "MPR 177 section 2 (a)" or "GMPR section 3 (a)" or "Appendix F" of section 10 or Order No. of "sec 10.") If the invoice does not state the quantity of each article, style, model or lot number which it covers, you must also enter the quantity on each invoice.

[Subparagraph (2) amended by Am. 6, 10 F.R. 12602, effective 10-4-45 and Am. 9, 11 F.R. 1739, effective 3-6-46]

(3) *Recording different selling prices.* If you wish to show that you have sold any articles at prices different from the selling prices marked on your purchase invoice under (2) above, you must keep a record of all sales you make of those articles at prices different from such selling prices. The record must show each such different selling price at which you sell the articles and the quantity you sold at each price and must identify the article by style, model, lot or invoice number, or in some other way. The record just described may be kept in a separate list, or if you wish, it may be kept by entering the different selling prices and quantities on your purchase invoice. In this case you need not identify the article.

(4) If you customarily prepared your sales slips in more than one copy, you must preserve for at least 6 months after delivery a duplicate copy of each sales slip delivered by you pursuant to section 17.

(5) If, under section 10, you must fix your maximum prices for any articles under the provisions of the GMPR,[15] MPR 142,[16] MPR 177,[17] MPR 210,[18] or MPR 332,[19] you must keep, for each of these articles, all of the records required by the regulation under which you fix your maximum prices for that article.

(6) If you wish to fix a ceiling price under this regulation for any article in a "general" category (as described in Appendix C), and if that article is not specifically listed in that category in Appendix C and was not offered for sale by you on your base date, you must enter the name of that article in column 1 of the copy of your chart which you have kept for your own use. (You need not file an amendment of your chart to show this entry.)

(b) *Base date records.* You must preserve for inspection by the OPA, the last invoice which you received before your base date for each style, model, or lot number of the articles offered for sale by you on your base date, and all other records and data such as sales slips, inventory records, work sheets, etc., used by you in preparing your chart, or showing your costs and offering prices on your base date.

(c) *Records under previously applicable regulations.* You must preserve for inspection by the OPA all your records under the GMPR, MPR 142, MPR 177, MPR 210 and MPR 332.

[Paragraph (c) added by Am. 2, 10 F.R. 4236, effective 4-18-45]

SEC. 17. *Sales slips.* Every seller who has customarily given his customers a sales slip, receipt, or similar evidence of purchase must continue to do so. Upon request from a customer, such seller, regardless of previous custom, shall give the purchaser a receipt showing the date, name and address of the seller, the description of each article sold and the price received for it.

SEC. 18. *What acts are prohibited by this regulation.* On and after April 20, 1945, regardless of any contract or other obligation, the following practices are forbidden:

(a) *Charging more than maximum prices.* Every person is prohibited from selling or delivering any article at a price higher than the maximum price permitted by this regulation. A lower price may, of course, be charged.

(b) *Buying for more than maximum price.* Every person is prohibited from buying or receiving, in the course of trade or business, any article sold in violation of any of the provisions of this regulation.

(c) *Changing customary terms of sale.* Every person is prohibited from changing his customary terms, discounts, allowances, or price differentials on sales of articles, if the change results in a higher net price. This includes differentials allowed to cash purchasers by sellers who customarily extend credit.

(d) *Combination sales.* Every person is prohibited from requiring any purchaser to buy or agree to buy any other article, service, package, or wrapper in connection with the sale or delivery of any article covered by this regulation. Every person is likewise prohibited from making a sale of articles which is conditioned directly or indirectly on the purchase of any other commodity or service. (Matched sets, however, if designed by the manufacturer for sale at a unit price, and so purchased by the seller, may be sold at a unit price unless such sale is prohibited by any order of the War Production Board; and matched groupings of furniture articles (covered by categories 701-722) may also be sold at a unit price as suites or sets, if all the articles in the grouping were produced by the same manufacturer).

(e) *Indirect price increases.* Every person is prohibited from doing any other act which directly or indirectly increases, above the maximum price, the consideration paid for any article or delivery of any article, or, for the purposes of evading the price limitations set forth in this regulation, to purchase, deliver, contract, deal, or otherwise operate with or through any other person under common control with, controlled by, controlling, or otherwise affiliated with the seller. No person shall do any other act which directly or indirectly increases the consideration paid for any article. Any practice which is a device to secure the effect of a higher-than-ceiling price is as much a violation as an outright sale above the maximum price.

(f) *Indirect violations.* Every person is prohibited from agreeing, offering, soliciting, or attempting to do any of the acts prohibited by this regulation.

SEC. 19. *Licensing and enforcement*—(a) *Licensing.* The provisions of Licensing Order No. 1,[20] licensing all persons who make sales under price control, are applicable to all sellers subject to this regulation. A seller's license may be suspended for violations of the license or of this regulation. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

(b) *Penalties.* Any person who violates any provisions of this regulation is subject to the criminal penalties, civil enforcement actions, suits for treble damages, and proceedings for suspension of licenses provided by the Emergency Price Control Act of 1942, as amended.

SEC. 20. *Relation to other maximum price regulations*—(a) *Regulations superseded.* Except as provided in sections 8, 10 and 16 (a) (5), the following regulations shall not apply and this regulation shall apply to sales at retail of articles described in Appendix C of this regulation:

[Above paragraph amended by Am. 2, 10 F.R. 4236, effective 4-18-45]

(1) The General Maximum Price Regulation.

(2) Maximum Price Regulation 142—Retail Prices for Summer Seasonal Commodities.

(3) Maximum Price Regulation 177—Men's and Boys' Tailored Clothing.

(4) Maximum Price Regulation 210—Retail and Wholesale Prices for Fall and Winter Seasonal Commodities.

(5) Maximum Price Regulation 332—Simplified Men's and Boys' Shirts and Pajamas.

(6) Maximum Price Regulation 178[21] (Women's Fur Garments) insofar as that regulation applies to sales by retailers of fur hats and muffs.

[Subparagraph (6) added by Am. 2]

(b) *Imported commodities.* This regulation applies to imported as well as domestic commodities except those you import. If you are the "importer" of the commodities, as that term is defined in the Maximum Import Price Regulation," you must establish your maximum prices for them under that regulation.

(c) *Sales of yard goods to manufacturers.* This regulation does not apply to sales of yard goods to persons who fabricate commodities from such yard goods, or who furnish such yard goods to the fabricators for production into commodities, whether or not such finished commodities are covered by this regulation. Such sales of yard goods are covered by the applicable regulation, such as MPR 39 (Woven Decorated Fabrics), MPR 118 (Cotton Products); MPR 127[23] (Finished Piece Goods); MPR 163 (Woolen and Worsted Civilian Apparel Fabrics); MPR 508 (Rayon Knit Fabrics and the Knitting Thereof), or the GMPR.

[Paragraph (c) added by Am. 2, 10 F.R. 4236, effective 4-18-45]

SEC. 21. *Where this regulation applies.* This regulation applies in the 48 States and the District of Columbia.

SEC. 22. *Petitions to amend this regulation.* Any person may file a petition for an amendment of general applicability to any provision of this regulation in accordance with the provisions of Revised Procedural Regulation No. 1.[24]

SEC. 23. *Orders modifying this regulation.* The provisions of this regulation, as applied to certain commodities or persons subject to this regulation, may be modified by general orders under this section, or by orders under the Maximum Import Price Regulation or any regulation covering the establishment of manufacturers' ceiling prices for articles covered by this regulation.

SEC. 24. *Other definitions.* (a) Unless a specific provision or the context otherwise requires, the definitions in § 1499.20 of the General Maximum Price Regulation shall apply to the terms used in this regulation.

[Above paragraph designated (a) and (b) added by Am. 3, 10 F.R. 4494, effective 4-23-45]

(b) An article is "bought and sold in substantially the same form" if the article which you sell belongs to the same category as the article you bought, and if, before offering it for sale, you have not added to the article you sell, materials which cost you more than 10% of the net cost (as defined in section 7) of the original article. If you have added to the article, materials which cost you more than 10% of the net cost of the original article, or if the change you make causes you to be a manufacturer under Maximum Price Regulation No. 188,[25] it is not bought and sold in substantially the same form and therefore is not covered by this regulation.

SEC. 25. *Delegation of authority.* Any Regional office of the OPA, or such other offices as may be authorized by order issued by the appropriate Regional office, may act on all: (a) base date pricing charts and amendments thereto filed or required by sections 2 and 6, respectively; (b) authorizations, revisions and modifications of authorizations under section 10 and all reports and applications filed pursuant to that section; and (c) applications by mail order establishments under section 15 (i) (2).

[Sec. 25 added by Am. 2, 10 F.R. 4236, effective 4-18-45; amended by Am. 5, 10 F.R. 9962, effective 8-15-45 and Am. 10, 11 F.R. 2987, effective 3-19-46]

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[14] 9 F.R. 3506, 4607.

[15] 9 F.R. 1385, 5169, 6106, 8150, 10193, 11274, 14965.

[16] 7 F.R. 3553, 3720, 5179, 5520, 8945, 8948, 13050.

[17] 8 F.R. 13713; 10 F.R. 6231, 14448.

[18] 7 F.R. 6789, 7318, 7173, 7912, 8651, 8930, 8937, 8948, 9614, 10109; 8 F.R. 973, 6359, 16170; 9 F.R. 11177, 11758, 14126; 10 F.R. 1608, 8659, 10028, 15034; 11 F.R. 349.

[19] 8 F.R. 2350, 2783; 10 F.R. 11152, 13450.

[20] 8 F.R. 13240.

[21] 7 F.R. 5277, 6771, 8017, 8946, 8948; 8 F.R. 7601; 9 F.R. 754, 10358; 10 F.R. 3723, 8857; 11 F.R. 246.

[22] 9 F.R. 2350, 7504, 8062, 10925, 12270; 10 F.R. 922, 4265, 13129

[23] 10 F.R. 14507, 14628, 15006.

[24] 9 F.R. 10476, 13715; 10 F.R. 11295.

[25] 10 F.R. 9109, 9928, 10972, 12773, 13553, 13551, 13814; 11 F.R. 678.

APPENDIX A—EXAMPLES OF A BASE DATE PRICING CHART—Continued

(c) Men's furnishings department—Continued

OPA BASE DATE PRICING CHART

Men's Furnishings Department (Dept. No. 21) in Chain Store
(Statement of total store volume filed separately)

ABC Department Store
123 Main Street
New City, Kansas

Category (1)	Net cost (per unit) (2)	Offering price (per unit) (3)	Percentage markup on cost (4)	Supporting invoice (5)
Category 118, Hosiery	$0.22 ($2.75, 3/10 EOM, per dozen).	$0.35	59.1	#23451 E. & F. Hosiery Co., 2/20/45 (anklets).
	$0.24 ($3.00, 3/10 EOM, per dozen).	.39	62.5	#34123 Superior Stockings Inc. 12/18/44 (boy's socks).
Average percentage markup, 63.7%.	$0.26 ($3.00, 2/10 EOM, per dozen).	.39	50.0	#45123 G. & H. Hosiery Mills, 2/2/45 (men's socks).
	$0.30 ($3.75, 3/10 EOM, per dozen).	.49	63.3	#51284 E. & F. Hosiery Co. 1/16/45 (men's socks).
	$0.34 ($4.25, 3/10 EOM, per dozen).	.59	73.5	#45211 Superior Stockings, Inc., 1/17/45 (sweat socks).
Category 119, Handkerchiefs, scarves, mufflers. (Neckerchiefs)	$0.10 ($1.25, 3/10 EOM, per dozen).	.15	50.0	#94326 Handkerchiefs, Inc., 2/7/45 (handkerchief).
	$0.12 ($1.50, 3/10 EOM, per dozen).	.19	58.3	#45123 G. & H. Handkerchief Co., 12/12/44 (handkerchief).
	$0.14 ($1.75, 3/10 EOM, per dozen).	.25	78.6	#16201 Smith Handkerchief Co., 1/4/45 (handkerchief).
Average percentage markup 53.5%.	$0.15 ($1.85, 3/10 EOM, per dozen).	.25	66.7	#16020 Handkerchiefs, Inc., 1/22/45 (handkerchief).
	$0.53 ($6.50, 3/10 EOM, per dozen).	1.00	88.7	#15880 R & S Knitting Co., 1/8/44 (scarf).
	$0.55 ($6.75, 3/10 EOM, per dozen).	1.00	81.8	#10641 T & U Mills, Inc., 2/1/45 (scarf).
	$0.57 ($7.00, 3/10 EOM, per dozen).	1.00	75.4	#15482 Jones Company, 1/17/45 (neckerchief).
	$1.62 ($19.50, 3/10 EOM, per dozen).	2.00	82.5	#17760 T & U Mills, Inc., 1/19/45 (scarf).
	$1.21 ($15.00, 3/10 EOM, per dozen).	2.50	66.3	#19143 R & S Knitting Co., 2/20/45 (scarf).
	$1.25 ($15.00 net, per dozen).	2.50	100.0	#19998 Jones Company, 12/14/44 (scarf).
Category 120 Ties, (Tie and handkerchief set).	$0.52 ($6.75, 7/10 EOM, per dozen).	1.00	92.3	#20134 KCL Neckwear Co., 12/13/44 (four-in-hand tie).
	$0.54 ($7.00, 7/10 EOM, per dozen).	1.00	85.2	#21543 Ties, Inc., 2/15/45 (four-in-hand tie).
	$0.74 ($9.50, 7/10 EOM, per dozen).	1.50	102.7	#15492 KL Neckwear Co., 1/18/45 (four-in-hand tie).
Average percentage markup 92.5%.	$0.81 ($10.50, 7/10 EOM, per dozen).	1.50	85.2	#4132 Fashion Neckwear, 2/1/45 (four-in-hand tie).
	$1.05 ($13.50, 7/10 EOM, per dozen).	2.00	90.5	#79261 Ties, Inc., 2/15/45 (four-in-hand tie).
	$1.16 ($15.00, 7/10 EOM, per dozen).	2.00	72.4	#64790 JKL Neckwear Co., 2/7/45 (ascot tie).
		2.50		#72195 Ties, Inc., 12/15/44 (Tie and handkerchief set).
Category 122 Gloves and Mittens.	$1.70 ($21.00, 3/10 EOM, per dozen).	2.98	75.3	#12960 Superior Gloves 1/20/44 (leather glove).
	$1.82 ($22.50, 3/10 EOM, per dozen).	2.98	63.7	#10660 Brown Knitting Co., 12/22/44 (crocheted glove).
	$2.18 ($27.00, 3/10 EOM, per dozen).	3.98	82.6	#16501 Glove Mills, Inc. 1/12/45 (wool lined glove).
Average percentage markup, 71.2%.	$2.43 ($30.00, 3/10 EOM, per dozen).	3.98	63.8	#18031 Superior Gloves. 2/16/45 (leather glove).

Signed: ABC DEPARTMENT STORE.
Dept. 21.
By: JOHN DOE, *Dept. Head.*

APPENDIX A—EXAMPLES OF A BASE DATE PRICING CHART

(a) Men's furnishings department

OPA BASE DATE PRICING CHART

Men's Furnishings Department (Dept. No. 21) in Chain Store
(Statement of total store volume filed separately)

ABC Department Store
123 Main Street
New City, Kansas

Category (1)	Net cost (per unit) (2)	Offering price (per unit) [1] (3)	Percentage markup on cost [1] (4)	Supporting invoice (5)
Category 116, Underwear and Nightwear. (Sleeping shorts)	$0.32 ($4.00, 3/10 EOM, per dozen).	$0.49	53.1	#12345 ABC Underwear Co., 3/1/45 (boy's undershirt).
	$0.34 ($4.25, 3/10 EOM, per dozen).	.59	73.5	#23456 XYZ Underwear Co., 1/6/45 (man's undershirt).
	$0.36 ($4.50, 3/10 EOM, per dozen).	.59	63.9	#34567 CBA Underwear Co., 1/20/45 (man's undershirt).
	$0.44 ($5.50, 3/10 EOM, per dozen).	.79	79.5	#45678 ZYX Underwear Co., 1/25/45 (man's undershort).
	$0.46 ($5.75, 3/10 EOM, per dozen).	.79	71.7	#56789 ABC Underwear Co., 2/1/45 (man's undershort).
	$0.49 ($6.00, 3/10 EOM, per dozen).	.79	61.2	#67890 XYZ Underwear Co., 12/19/44 (boy's undershort).
	$0.57 ($7.00, 3/10 EOM, per dozen).	1.00	75.4	#54321 ABC Underwear Co., 1/23/45 (T shirt).
	$0.58 ($7.00 net, per dozen).	1.00	72.4	#65432 ZYX Underwear Co., 2/5/45 (man's undershirt).
	$0.77 ($9.50, 3/10 EOM, per dozen).	1.39	80.5	#76543 ABC Underwear Co., 1/23/45 (man's union suit).
	$0.85 ($10.50, 3/10 EOM, per dozen).	1.49	75.3	#87654 ABC Underwear Co., 1/6/45 (boy's union suit).
	$1.01 ($12.50, 3/10, EOM, per dozen).	1.69	67.3	#98765 XYZ Underwear Co., 1/5/45 (boy's union suit).
Average percentage markup 70.9%.	$1.62 ($20.00, 3/10 EOM, per dozen).	2.98	63.7	#13579 MNO Pajama Co., 1/9/45 (man's sleeping short).
	$2.43 ($30.00, 3/10 EOM, per dozen).	3.98	63.8	#35791 MNO Pajama Co., 2/2/45 (man's sleeping short).
	$2.75 ($34.00, 3/10 EOM, per dozen).	4.98	78.5	#57913 MNO Pajama Co., 1/9/45 (man's pajama).
	$2.86 ($34.50 net, per dozen).	4.98	72.9	#79135 S. & L. Pajama Co., 12/15/44 (man's pajama).
Category 117, Shirts	$1.21 ($15.00, 3/10 EOM, per dozen).	1.98	63.6	#24680 XYZ Shirt Co., 2/2/45 (man's business shirt).
	$1.29 ($15.50, 3/10 EOM per dozen).	1.98	58.4	#97531 Excellent Shirt Co., 1/10/45 (boy's business shirt).
	$1.38 ($16.50 net, per dozen).	2.25	62.0	#75319 Top Shirt Co., 1/22/45 (man's business shirt).
		2.50		#53197 Ace Shirt Co., 2/2/45 (man's business shirt).
	$1.82 ($22.50, 3/10 EOM, per dozen).	2.98	63.7	#31975 Shirt Co., 12/12/44 (man's business shirt).
	$1.94 ($24.00, 3/10 EOM, per dozen).	3.50	80.4	#19753 Top Shirt Co., 1/23/45 (man's business shirt).
	$2.64 ($3.75, 3/10 EOM).	5.95	63.5	#24680 Sportswear, Inc., 12/6/44 (boy's sport shirt).
		6.95		#40802 X Sport Shirts, Inc. 12/15/44 (man's sport shirt).
Average percentage markup, 67%.	$3.34 ($5.50, 3/10 EOM).	7.95	67.6	#80724 Sportswear, Inc. 2/6/45 (man's sport shirt).
		8.95		#87963 X Sport Shirts, Inc., 1/25/45 (man's sport shirt).

[1] Based on sales to cash customers.
[2] Percentage markups on offering prices may be listed if so labeled in this column.

APPENDIX A—EXAMPLES OF A BASE DATE PRICING CHART—Continued

(b) Furniture store

OPA BASE DATE PRICING CHART

XY Furniture Co.
1010 Pennsylvania Ave.
Rutland, Vermont

Type of store—independent furniture store
Total retail sales $300,000 in 1944

Category (1)	Net cost (per unit) (2)	Offering price (per unit) [1] (3)	Percentage markup on cost [1] (4)	Supporting invoice (5)
Category 701 Wood bedroom suites.	$32.34 ($33.00, 2/10)	$59.95	85.4	F. C. Mfg. Co., 1/10/45, #1134 (3 pc. maple).
	$39.20 ($40.00, 2/10)	69.95	78.4	K. F. Furn. Co., 1/15/45, #6910 (3 pc. walnut veneer).
	$41.16 ($42.00, 2/30)	74.50	81.0	C. B. Furn. Co., 12/20/44, #7315 (3 pc. maple).
	$47.04 ($48.00, 2/10)	89.50	90.3	K. F. Furn. Co., 1/15/45, #6910 (3 pc. walnut veneer).
		98.00		J. W. Jones Co., 2/4/45, #142 (5 pc. maple).
	$55.00 (net)	100.00	81.8	S. W. Mfg. Co., 1/5/45, #23691 (3 pc. mahogany).
	$61.74 ($63.00, 2/10)	109.00	76.5	J. Smith Industries, Inc. 1/4/45 #29 (5 pc. walnut veneer).
	$63.70 ($65.00, 2/10)	119.00	86.8	A. B. Bedroom Co., 11/4/41, #4210 (3 pc. mahogany).
Average Percentage Markup 84.5%.	$98.00 ($100.00, 2/30)	179.00	82.7	X Y. Mfg. Co., 2/3/45, #25498, 1/31/45, #25401 (3 pc. bleached mahogany).
	$103.88 ($106.00, 2/10)	189.00	81.9	S. A. Mfg. Co., 1/6/45, #54691 (5 pc. mahogany).
	$151.91 ($159.90, 5/10)	279.00	83.7	W. M. Co., 1/21/45, #4569 (7 pc. bleached mahogany).
Category 709, Upholstered chairs and rockers.	$4.50 (net)	7.95	76.7	Brown Furn. Co., 2/3/45, #6789 (occasional).
	$6.37 ($6.50, 2/10)	10.95	71.9	Smith Furn. Co., 2/15/45, #1234 (occasional).
	$8.33 ($8.50, 2/10)	14.95	79.5	Jones Mfg. Co., 1/11/45, #2345 (maple).
	$11.27 ($11.50, 2/10)	19.95	77.0	Brown Furn. Co., 2/3/45, #6789 (lounge).
	$13.72 ($14.00, 2/30)	24.95	81.9	Brown Furn. Co., 2/3/45, #6789 (lounge).
	$16.17 ($16.50, 2/15)	29.50	82.4	Northern Mfg. Co., 12/7/44, #10123 (corswell).
	$17.15 ($17.50, 2/10)	29.50		Smith Furn. Co., 12/10/44, #9213 (barrel).
		32.50	89.5	L. & W. Chair Co., 1/10/45, #2433 (wing chair).
Average percentage markup 82.9%.	$21.56 ($22.00, 2/10)	39.50	83.2	Brown Furn. Co., 12/18/44, #5910 (channel back).
	$24.01 ($24.50, 2/10)	44.50	85.3	Northern Mfg. Co., 9/10/44, #8724 (platform rocker).
	$32.34 ($33.00, 2/10)	59.50	84.0	L. & W. Chair Co., 11/23/44, #2478 (club).
	$37.24 ($38.00, 2/10)	69.50	86.6	Smith Furn. Co., 1/5/44, #9538 (barrel).
	$38.00 (net)	69.50	82.9	Upholstered Furn. Co., 1/10/45, #4026 (channel back).
	$43.12 ($44.00, 2/10)	79.50	84.4	W. K. Sales Co., 2/20/45, #251 (wing).

[1] These prices are for sales to customers who pay cash. Credit sales made on basis of additional charge of 6% per annum of unpaid balance.
[2] Percentage markups on offering prices may be listed if so labeled in this column.

Signed: X Y FURNITURE CO.
By: RICHARD ROE, *President.*

APPENDIX B—WHAT COMMODITIES ARE NOT COVERED BY THIS REGULATION

This regulation does not cover any of the following commodities.

(a) Used articles.

(b) Any article for which the OPA has established a uniform dollar-and-cents retail ceiling price otherwise than pursuant to section 13 of this regulation.

[Paragraph (b) amended by Am. 2, 10 F.R. 4236, effective 4-18-45]

(c) Any article which the OPA requires the manufacturer to mark with the retail ceiling price or as to which the OPA requires the supplier to notify the retailer of the retail ceiling price.

(d) Any article of which you are the "importer." ("Importer" is defined in the Maximum Import Price Regulation.)

(e) Women's full length rayon, silk, or nylon hosiery subject to second RMPR 339,[26] MPR 274,[27] and MPR 95,[28] respectively.

(f) Women's, girls', children's, and toddlers' outerwear garments subject to RMPR 330.[29]

(g) Staple work clothing subject to RMPR 208.[30]

(h) Staple work gloves subject to RMPR 506.[31]

(i) Specified men's and boys' work and sport shirts subject to RMPR 304.[32]

(j) Men's shirts and shorts and women's slips and housedresses subject to MPR 547.[33]

(k) Victory line waterproof rubber footwear subject to RMPR 229.[34]

(l) Specified military uniforms subject to MPR 385.[35]

(m) Garments and articles subject to MPR 578.[36]

(n) Women's fur coats, capes, jackets, scarves, and stoles subject to RMPR 213.[37]

(o) Bedsprings subject to MPR 178.

(p) Handhooked cotton rugs subject to sec. 5.2 of S. R. 14J.[38]

(q) Rubber or rubber substitute commodities whose retail ceiling prices are subject to MPR 220.[39]

(r) Antiques.

(s) Indian and Eskimo handicraft objects which are produced by the manual skill of American Indians, Alaskan Indians or Eskimos.

(t) Flat woven Navajo type rugs produced on hand looms from domestic wool.

(u) Knotted oriental rugs.

[Paragraphs (q), (r), (s), (t) and (u) added by Am. 2, 10 F.R. 4236, effective 4-18-45]

(v) Naval uniforms sold at prices determined by contracts entered into under the Naval Officer's Uniform Plan.

[Paragraph (v) added by Am. 3, 10 F.R. 4494, effective 4-23-45]

APPENDIX C—WHAT COMMODITIES ARE COVERED BY THIS REGULATION

This appendix describes the articles covered by this regulation. These articles are given a number in this appendix. Paragraph (a) lists the categories of apparel and apparel accessories. Paragraph (b) lists the categories of piece goods and certain household textile commodities covered. Paragraph (c) lists the categories of certain consumer durable goods covered.

Each category is classified as either a "general" category or a "specific" category. A "specific" category is one which includes only the articles which are specifically listed for that category. A "general" category is one which includes not only the articles which are specifically listed for that category but also all other related articles which fall within the general category description and are not listed in any other category in this appendix. You must include in a "general" category, all the articles listed in that category; you may, if you wish, include in addition all other related articles which fall within the general category description and are not listed in any other category.

If you buy together at a unit price two or more articles, you may, for purposes of this regulation, consider the combination of articles as belonging to any category to which one of the articles belongs unless the combination is listed in a particular category.

(a) *Categories of apparel and apparel accessories.* You will note that in the descriptions of several of the categories listed below, it is stated that certain articles subject to Maximum Price Regulation 578 are not included. All of these articles will be marked with labels when you receive them, showing the OPA retail ceiling price and the letters "WPB-328B," or "WPB-385," or "WPB-388A."

[Above paragraph amended by Am. 5, 10 F.R. 9962, effective 8-15-45]

(1) *Masculine apparel and apparel accessories.*

NOTE: Categories 101-107 include only men's apparel; categories 108-113 include only boys' apparel, including youth's and students' size ranges, but not including infants' size ranges; and categories 114-124 include apparel and accessories for both men and boys in all size ranges except infants' size ranges.

If, on the base date, you offered for sale both boys' and girls' garments, categories

[26] 9 F.R. 206, 4024, 4475, 10926; 10 F.R. 5523, 12532.
[27] 7 F.R. 9951, 10378, 10791; 8 F.R. 8512, 8860.
[28] Revoked: 10 F.R. 14251.
[29] 9 F.R. 11350; 10 F.R. 331, 9960; 11 F.R. 997.
[30] 10 F.R. 13532, 14738; 11 F.R. 1297.
[31] 9 F.R. 10862.
[32] 8 F.R. 12315; 10 F.R. 5039, 11495, 14339.
[33] 9 F.R. 7701, 10875.
[34] 9 F.R. 1992, 14981; 10 F.R. 10432, 12808; 11 F.R. 1103.
[35] 8 F.R. 6114, 8009, 10661; 10 F.R. 5323.
[36] 2d Revised: 10 F.R. 13114, 13637, 14506, 14627.
[37] 3d Revised: 11 F.R. 394.
[38] 10 F.R. 1216, 2975, 4102, 4108, 4356, 4983, 5526, 7500, 8937, 11858, 11906, 13113, 13777, 14574, 14779, 15127; 11 F.R. 714.
[39] 8 F.R. 16689; 9 F.R. 1116, 6431, 7198, 9650; 10 F.R. 1747, 4599, 12084, 12160, 12741, 13310.

108–113, do not include any coats, jackets, snowsuits, legging sets, separate leggings, ski pants, slacks or slack suits, overalls and coveralls in "children's" or "toddlers'" size ranges. These garments are subject to RMPR 330.[40]

Category 101—Men's Tailored Topcoats, Overcoats, and Linings.

This is a "general" category, except that it does not include any military or civilian uniform overcoats, topcoats, raincoats, or other coats covered by categories 105, 106, and 107. Among the articles included are:

Tailored topcoats and overcoats.
Tailored fingertip-length coats, and tailored rain and reversible coats of all lengths.
Detachable coat linings.

Category 102—Men's Suits and Jackets.

This is a "general" category except that it does not include any garments covered by categories 105 and 106, military uniforms subject to MPR 385, slack suits covered by category 104 and sport and utility heavy outerwear covered by category 107. Among the garments included are:

Tailored suits.
Other sack or sport suits made of cotton, rayon, wool, or other fibres or of mixtures.
Separate tailored jackets, including tailored sport jackets.

Category 103—Men's Trousers and Related Items.

This is a "general" category except that it does not include any staple work clothing subject to RMPR 208,[41] or any garments covered by categories 105, 106, and 107. Among the garments included are:

Separate trousers, pants, and slacks.
Breeches, riding pants, and jodhpurs.
Knickers and walking shorts.
Vests made of woven cloth.

Category 104—Men's Slack Suits.

This is a "general" category.

Category 105—Men's Civilian Uniforms, Work Suits, and Other Work Garments.

This is a "general" category, except that it does not include staple work clothing subject to RMPR 208. Among the garments included are:

Uniform suits (such as conductors', chauffeurs', policemen's, firemen's, etc.).
Uniform overcoats and topcoats.
Uniform jackets.
Uniform trousers.
Uniform hats and caps.
Work suits (one-piece, or with matching pants and shirt or jacket).
Work and shop aprons, frocks, smocks, gowns, etc.

Category 106—Men's Military Uniforms.

This is a "general" category, except that it does not include uniforms subject to MPR 385. Among the garments included are:

Suits.
Topcoats and overcoats.
Fingertip length coats and rain and reversible coats of all lengths.
Separate jackets, middies, and blouses made in the manner commonly used for jackets.
Separate trousers, breeches, and tropical shorts.
Hats and caps.

[40] 9 F.R. 11350; 10 F.R. 331, 9960; 11 F.R. 997.
[41] 10 F.R. 13502, 14738; 11 F.R. 1297.

Category 107—Men's Sports and Utility Heavy Outerwear and Rainwear.

This is a "general" category. Among the garments included are:

Leather coats and jackets.
Combination leather and fabric coats and jackets.
Wool coats and jackets made of woven cloth (such as mackinaws, parkas, loafer coats, swagger coats, melton jackets).
Cotton shell coats and jackets (lined or unlined).
Lined cotton shell vests.
Water-repellent and rain coats, capes, suits, jackets, pants, overalls, aprons, vests, leggings, and hats.
Hunting and fishing coats, jackets, breeches, vests, and caps.
Ski and skating jackets and pants.
Snowsuits, legging sets, and separate leggings.

Category 108—Boys' Topcoats and Overcoats.

This is a "general" category, except that it does not include uniform overcoats and topcoats covered by Category 111 or other coats covered by Category 112. Among the garments included are:

Tailored topcoats and overcoats.
Tailored fingertip-length coats and tailored rain and reversible coats of all lengths.
Detachable coat linings.

Category 109—Boys' Suits and Jackets.

This is a "general" category, except that it does not include any garments covered by Categories 111, 112, and 113. Among the garments included are:

Tailored suits.
Other sack and sport suits made of cotton, rayon, wool, or other fibres or of mixtures.
Separate tailored jackets, including tailored sport jackets.

Category 110—Boys' Trousers and Related Items.

This is a "general" category, except that it does not include any staple work clothing subject to RMPR 208, or any pants subject to MPR 578, or any garments covered by categories 111 and 112. Among the garments included are:

Separate trousers, pants, and slacks.
Breeches, riding pants, and jodhpurs.
Knickers and outer shorts.
Vests made of woven cloth.

Category 111—Boys' Civilian Uniforms.

This is a "general" category, except that it does not include staple work clothing subject to RMPR 208 and boy scout shirts subject to RMPR 304. Among the garments included are:

Uniform suits (such as messenger boys', ushers', bellhops', busboys', boy scouts', etc.).
Uniform overcoats and topcoats.
Uniform jackets.
Uniform trousers.
Uniform hats and caps.

Category 112—Boys' Sport and Utility Heavy Outerwear and Rainwear.

This is a "general" category. Among the garments included are:

Leather coats and jackets.
Combination leather and fabric coats and jackets.
Wool coats and jackets made of woven cloth (such as mackinaws, parkas, loafer coats, swagger coats, melton jackets).
Cotton shell coats or jackets (lined or unlined).
Lined cotton shell vests.
Water-repellent and rain coats, capes, suits, jackets, pants, overalls, vests, leggings, and hats.
Hunting and fishing coats, jackets, breeches, vests, and caps.
Ski and skating jackets and pants.
Snowsuits, legging sets, and separate leggings.

Category 113—Boys' Play and Work Clothes.

This is a "general" category, except that it does not include any wash suits, blouses, or shorts subject to MPR 578 or any overalls, coveralls, or work suits subject to RMPR 208 or RMPR 330. Among the garments included are:

Slack suits.
Play suits and play clothes.
Wash suits.
Overalls, coveralls, and work suits.
Cowboys', soldiers', sailors', firemen's, and related suits.

Category 114—Men's and Boys' Bathing Wear.

This is a "general" category. Among the garments included are:

Bathing suits and trunks.

Category 115—Men's and Boys' Sweaters.

This is a "general" category, including all knitted outerwear. Among the garments included are:

Sweaters.
Sweater vests.
Sweater coats.
Knitted pullovers.
Knitted cardigans.

Category 116—Men's and Boys' Underwear and Nightwear.

This is a "general" category, including all underwear and nightwear garments made of either knitted or woven fabrics, except that it does not include men's shorts subject to MPR 547 or men's or boys' shorts or pajamas subject to MPR. 578. Among the garments included are:

Union suits.
Shorts, drawers, and briefs.
Undershirts and T shirts.
Pajamas.
Nightshirts and sleeping coats.

Category 117—Men's and Boys' Shirts.

This is a "general" category, including all types of shirts made from all fabrics, except that it does not include any staple work shirts subject to RMPR 208, or any cotton flannel shirts or boy scout shirts subject to RMPR 304, or any men's and boys' shirts subject to MPR 547 or 578. It includes military shirts. Among the garments included are:

Dress shirts.
Neck-band shirts.
Collar-attached shirts.
Business shirts.
Sport shirts.
Polo and basque shirts.
Boys' blouses.
Sweat shirts.

Category 118—Men's and Boys' Hosiery.

This is a "general" category. Among the garments included are:

Regular length socks.
Golf socks.
Slack socks.
Crew or sweat socks.
Work socks.
Anklets.
Full length stockings.

Category 119—Men's and Boys' Handkerchiefs, Scarves, and Mufflers.

This is a "general" category, except that it does not include any handkerchiefs subject to MPR 578. Among the articles included are:

Pocket handkerchiefs.
Sport handkerchiefs.
Fancy handkerchiefs.
Woven mufflers and scarves.
Knitted mufflers and scarves.

Category 120—Men's and Boys' Neckties.

This is a "general" category. Among the articles included are:

Bow ties.
Four-in-hand ties.
Cravats.
Ascot ties.

Category 121—Men's and Boys' Sundries.

This is a "specific" category. The articles included are:

Suspenders, garters, and arm bands.
Belts.
Separate collars.
Spats.

Category 122—Men's and Boys' Gloves and Mittens.

This is a "general" category, except that it does not include any staple work gloves subject to RMPR 506[42] or athletic gloves covered by category 351. Among the articles included are:

Gloves.
Mittens.

Category 123—Men's and Boy's Hats.

This is a "general" category, except that it does not include any military or civilian uniform hats and caps covered by categories 105, 106, or 111 or hats and caps covered by categories 107 and 112. Among the articles included are:

Hats and caps.
Helmets, hoods, and ear muffs.

Category 124—Men's and Boy's Lounging Wear.

This is a "general" category. Among the garments included are:

Bathrobes, beach robes, beach coats, and dressing gowns.
Smoking jackets and coats.
Cocktail and lounging jackets and coats.

(2) *Feminine apparel and apparel accessories.*

NOTE: Categories 201–206 include apparel only in women's, misses', and juniors' size ranges. These are called "women's" categories.

Categories 207–209 include apparel only in teen age, girls', children's, and toddlers' size ranges. These are called "children's" categories.

Categories 210–218 include feminine apparel and accessories in all size ranges except infants' size ranges. These are called "women's and children's" categories.

Category 201—Women's Sportswear and Beachwear.

This is a "general" category. Among the articles included are:

Shorts and culottes.
Playsuits, sunsuits, and halters.
Polo shirts and basque shirts.
Bathing suits.
Beach coats, robes, and capes.
Beach pajamas.
Beach bags.
Bathing and shower caps.
Sweat shirts.

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Category 202—Women's Knitted Outerwear.

This is a "general" category, except that it does not include garments cut and sewn from knitted yard goods, which are subject to RMPR 330. Among the garments included are:

Pullovers and blouses.
Sweaters, sweater coats, jackets, and cardigans.
Jerkins and vestees.
Dresses, skirts, and suits.

Category 203—Women's Rainwear.

This is a "general" category, except that it excludes uniform rainwear covered by category 205 or any garment which does not have as its chief use protection against rain. (Such garments are subject to RMPR 330 in the case of coats, capes, and jackets.) Among the garments included are:

Raincoats, raincapes, rain jackets, rain hats, and rain hoods.

Category 204—Women's Foundation Garments.

This is a "general" category. Among the articles included are:

Corsets, girdles, and corsclettes.
Brassieres.
Garters and garter belts.
Sanitary belts and aprons.
Combinations or all-in-ones.
Supports.
Leg shields.
Bust forms.

Category 205—Women's Military Uniforms.

This is a "specific" category. It includes uniforms for all the armed services and the Red Cross. The articles covered are:

Coats, capes, and suits.
Separate uniform jackets and skirts.
Uniform blouses.
Uniform dresses.
Uniform hats and caps.
Uniform slacks.
Raincoats and capes and rain hats and hoods.

Category 206—Women's Civilian Uniforms and Washable Service Apparel.

This is a "general" category, except that it does not cover any garments subject to RMPR 330. Among the garments included are:

Uniforms (such as elevator operators', usherettes', nurses', waitresses', maids', messengers', beauticians', laundry workers', etc.) and separate parts of uniforms.
Uniform coats and capes.
Uniform dresses.
Uniform blouses.
Uniform hats and caps.
Uniform slacks and overalls.
Uniform aprons.
Separate uniform jackets and skirts.
Work and shop aprons, frocks, dresses, smocks, gowns, jackets, coats, slacks, coveralls, hats, and caps, etc.
All other aprons and hooverettes.

Category 207—Children's Sportswear and Beachwear.

This is a "general" category, except that it does not cover any playsuits or sunsuits subject to MPR 578. Among the articles included are:

Shorts and culottes.
Playsuits, sunsuits, and halters.
Polo shirts and basque shirts.
Beach coats, robes, and capes.
Beach pajamas.
Beach bags.
Bathing caps.
Sweat shirts.

Category 208—Children's Knitted Outerwear.

This is a "general" category, except that it does not include garments cut and sewn from knitted yard goods, which are subject to RMPR 330. Among the garments included are:

Pullovers and blouses.
Sweaters, sweater coats, jackets, and cardigans.
Jerkins and vestees.
Dresses, skirts, and suits.
Knitted coats and legging sets.

Category 209—Children's Rainwear.

This is a "general" category, except that it excludes any garment which does not have as its chief use protection against rain. (Such garments are subject to RMPR 330 in the case of coats, capes, and jackets.) Among the garments included are:

Raincoats, raincapes, rain jackets, rain hats, and rain hoods.

Category 210—Women's and Children's Riding Wear and Jackets.

This is a "general" category, except that it does not include any jackets, coats, windbreakers, or vests made of materials other than leather or artificial leather, which are subject to RMPR 330. Among the garments included are:

All riding breeches and jodhpurs.
All leather and artificial leather coats, windbreakers, jackets, and vests.

Category 211—Women's and Children's Underwear and Nightwear.

This is a "general" category, except that it does not include any slips subject to MPR 547 or garments subject to MPR 578. It includes garments made from both woven and knitted fabrics. Among the garments included are:

Union suits and combinations.
Undershirts and vests.
Bloomers, panties and briefs, drawers, and step-ins.
Slips and petticoats.
Chemises and camisoles.
Dance sets.
Sleeping pajamas and sleepers.
Nightgowns.
Bed jackets and shoulderettes.

Category 212—Women's and Children's Lounging Wear.

This is a "general" category. It includes garments made from both woven and knitted fabrics. Among the garments included are:

Housecoats.
Negligees and bathrobes.
Dressing gowns and lounging robes.
Hostess gowns.
Lounging or hostess tunics and slacks.
Cocktail coats.
Lounging pajamas.

Category 213—Women's and Children's Hosiery.

This is a "general" category, except that it does not include women's full length nylon silk, or rayon hosiery, subject to MPR 95, MPR 274, and 2d RMPR 339, respectively. Among the articles included are:

Full length stockings.
Knee length stockings and socks.
Other socks.
Anklets.
Peds and sockettes.
Bed socks and foot warmers.

Category 214—Women's and Children's Millinery and Hats.

This is a "general" category. Among the garments included are:

Hats.
Berets.
Bonnets.

Category 215—Women's and Children's Gloves and Mittens.

This is a "general" category, except that it does not include any staple work gloves subject to RMPR 506, or any athletic gloves covered by category 351. Among the articles included are:

Gloves.
Mittens.
Mitts.

Category 216—Women's and Children's Handkerchiefs and Related Items.

This is a "general" category, except that handkerchiefs subject to MPR 578 are not included. Among the articles included are:

Pocket handkerchiefs.
Fancy handkerchiefs.
Evening handkerchiefs.
Sport handkerchiefs.
Handkerchief cases.
Underwear cases.
Stocking cases.

Category 217—Women's and Children's Neckwear and Related Items.

This is a "general" category. Among the articles included are:

Scarves and kerchiefs.
Dickies, vestees, gilets, and bibs.
Collars, cuffs, and collar and cuff sets.
Fascinators, parkas, and babushkas.
Ties.
Ruchings and edgings.

Category 218—Women's and Children's Handbags.

This is a "general" category. Among the articles included are:

Handbags, purses, and pocketbooks.
Muff bags made of fur, fabric, or leather.
Belts made of fur, fabric, or leather.

(3) *Infants' apparel and accessories.*

NOTE: Categories 301–307 include apparel in infants' size ranges for both sexes and accessories designed for use by infants.

Category 301—Infants' Coats, Snowsuits, and Leggings.

This is a "general" category. It includes garments made of either knitted or woven fabric. Among the articles included are:

Coats and coat sets.
Snowsuits and snowsuit sets.
Separate leggings

Category 302—Infants' Knitted and Crocheted Outerwear.

This is a "general" category, except that it does not include any knitted coats, snowsuits, or leggings. Among the articles included are:

Sweaters, sweater sets, and knitted suits.
Jackets.
Mittens and gloves.
Shawls and scarves.

Category 303—Infants' Woven Outerwear.

This is a "general" category, except that it does not include any coats, snowsuits, or leggings made of woven fabric or any garments subject to MPR 578. Among the articles included are:

Rompers, creepers, and crawlers.
Sunsuits and playsuits.
Dresses and wash suits.
Overalls (long and short).
Woven jackets.

Category 304—Infants' Headwear.

This is a "general" category. It includes all crocheted, knitted, and woven hats. Among the articles included are:

Hats.
Bonnets.
Caps.
Hoods.

Category 305—Infants' Underwear and Nightwear.

This is a "general" category, except that it does not include any garments subject to MPR 578. Among the articles included are:

Panties except rubber panties.
Gowns and sleepers.
Kimonos, wrappers, and bath robes.
Sacques.
Slips and gertrudes.
Training pants and training suits.
Socks, stockings, and anklets.
Bands.
Soakers.

Category 306—Infants' Bedding and Related Items.

This is a "general" category. Among the articles included are:

Crib sheets, pillow cases, and blankets.
Other infants' blankets.
Rubber sheets.
Pads (including pads for cribs, high chairs, play pens, baskets, bassinets, and nursery floor pads).
Diapers.
Buntings and carriage suits.
Infants' towels and wash cloths.

[Above category amended by Am. 5, 10 F.R. 9962, effective 8–15–45]

Category 307—Infants' Novelties.

This is a "specific" category. The articles covered are:

Carriage covers.
Blanket covers.
Infants' quilts.
Bibs.
Booties.

(4) *Masculine and feminine apparel.*

NOTE: Categories 351–353 include apparel and accessories for men and women and girls and boys in all size ranges except infants' size ranges.

Category 351—Athletic Clothing and Accessories.

This is a "general" category. Among the articles included are:

All athletic uniforms (such as baseball, softball, football, basketball, and related suits and separate parts of suits).
Gym, track, and related suits.
Sweat suits.
Tennis, boxing, track, and related shorts.
Bloomers (for girls and women).
Abdominal, athletic, ankle, and similar supporters.
Special athletic hose (such as baseball and football hose).
Knee, shoulder, chest, hip, and similar pads, guards, and protectors.
Athletic gloves.

Category 352—Umbrellas.

This is a "specific" category. The articles covered are:

Umbrellas.
Parasols and sunshades.
Umbrella cases and separate umbrella covers.

Category 353—Miscellaneous Clothing.

This is a "general" category. Among the garments included are:

Costumes.
Regalia.
Baptismal suits.
Ecclesiastical vestments and habits.
Academic gowns.
All other related garments.

(5) *Footwear.*

NOTE: Categories 401–410 include footwear of all descriptions and in all sizes for both sexes, including corrective footwear. They do not include any footwear subject to RMPR 229. Wherever in these categories the terms "rationed" and "nonrationed" are used the terms refer to shoes of the types and kinds which on October 30, 1945, were rationed or non-rationed under Ration Order 17.

[Note amended by Am. 7, 10 F.R. 13715, effective 11–5–45]

Category 401—Men's Dress Shoes.

This is a "general" category. It includes both rationed and nonrationed shoes Among the shoes included are:

Street shoes.
Sport shoes.
Evening pumps and shoes.
High top street shoes.
Low-cut shoes or oxfords, other than work oxfords.
Sandals, casuals, and moccasins for outdoor wear.

Category 402—Men's Work Shoes.

This is a "general" category, except that it does not include any safety shoes covered by category 410. It includes both rationed and nonrationed shoes. Among the shoes included are:

High top work shoes.
Low-cut or oxford type work shoes.
Logger boots, utility cowboy boots, and men's high-cut laced boots.
Shearling or felt shoes (other than slippers).
Industrial protective rubber footwear.
Pacs.

Category 403—Little Gents', Youths', and Boys' Shoes.

This is a "general" category. It includes both rationed and nonrationed shoes. Among the shoes included are:

Street shoes.
Sport shoes.
High top shoes.
Low-cut shoes or oxfords.
Sandals, casuals, and moccasins for outdoor wear.
Work shoes.

Category 404—Women's and Growing Girls' Rationed Shoes.

This is a "general" category, except that it does not include any nonrationed shoes or any athletic shoes covered by category 409 or any safety shoes covered by category 410. Among the shoes included are:

Street shoes.
Sport shoes.
Evening slippers.
Pumps and step-ins.
Strap shoes.
Ties and oxfords.
High top shoes.
Sandals, casuals, and moccasins for outdoor wear.
Play shoes, except nonrationed play shoes.
Stadium boots.

Category 405—Women's and Growing Girls' Nonrationed Shoes.

This is a "general" category, except that it does not include any rationed shoes or any athletic shoes covered by category 409 or any safety shoes covered by category 410. Among the shoes included are:

Street shoes.
Sport shoes.
Evening slippers.
Pumps and step-ins.
Strap shoes.
Ties and oxfords.
High top shoes.
Sandals, casuals, and moccasins for outdoor wear.
Beach shoes, clogs, and sandals.
Nonrationed play shoes.
Stadium boots.

Category 406—Misses' and Children's Shoes.

This is a "general" category, except that it does not include any athletic shoes covered by category 409. It includes both rationed and nonrationed shoes in sizes up to and including size 3. Among the shoes included are:

Street shoes.
Pumps and step-ins.
Strap shoes.
Ties and oxfords.
High top shoes.
Sandals, casuals, and moccasins for outdoor wear.
Play shoes.

Category 407—Infants' Shoes.

This is a "general" category. It includes both rationed and nonrationed shoes. Among the shoes included are:

Soft-soled shoes.
Hard-soled shoes.
Sandals.
High top shoes.
Strap shoes.
Ties or oxfords.

Category 408—House Slippers.

This is a "general" category. It includes house shoes and slippers made of all materials in all size ranges and for both sexes. Among the shoes and slippers included are:

Bedroom slippers.
House slippers.
Mules.
Scuffs.
Hard-soled house shoes and slippers.
Soft-soled house shoes and slippers.
Romeos.
Juliets.
Lounging shoes and slippers for indoor wear.
Moccasins for indoor wear.

Category 409—Athletic Shoes.

This is a "general" category. It includes both rationed and nonrationed shoes in all size ranges and for both sexes. Among the shoes included are:

Baseball, basketball, football, soccer, track, tennis, and related athletic shoes.
Gym shoes.
Spiked golf shoes.
Bowling shoes.
Skating shoes.
Boxing shoes.
Ski boots.
Riding boots and jodhpur boots.

Category 410—Safety Shoes.

This is a "general" category. It includes safety shoes for both men and women. Among the shoes included are:

Shoes having steel box toes.

(b) *Categories of household textile commodities and yard goods.*

NOTE: Categories 501–507 include certain household textile commodities; and Categories 601–607 include certain yard goods.

(1) *Certain household textile commodities.*

Category 501—Bed Linens.

This is a "specific" category. It does not include any crib sheets, pillow cases, or rubber sheets covered by category 306, or any waterproof sheets covered by category 505. It includes articles made of all types of fabrics. The articles covered are:

Bed sheets.
Pillow slips and cases.
Bleached and unbleached sheeting and pillow tubing.

Category 502—Blankets and Quilts.

This is a "general" category, except that it does not include any infants' or crib blankets, quilts, robes, or carriage covers covered by categories 306 and 307. Among the articles included are:

Blankets, blanketing, and blanket robe cloth.
Quilts.
Comforts.
Afghans and throws.

Category 503—Bath and Kitchen Linens and Accessories.

This is a "general" category. It does not include any infants' towels or wash cloths covered by category 306. It includes articles made of all types of fabrics. Among the articles included are:

Turkish or terry cloth towels, towel sets, and toweling.
Huck towels, towel sets, and toweling.
Kitchen towels and toweling.
All other towels and toweling.
Wash cloths.
Dish cloths.
Bath mats.
Toilet lid covers.
Mat and lid cover sets.
Pot holders.

Category 504—Table and Fancy Linens.

This is a "general" category. It includes articles made of all types of fabrics except oilcloth or other coated fabrics. Among the articles included are:

Table cloths.
Woven table cloth material.
Napkins.
Table cloth and napkin sets.
Table pads and padding.
Bridge sets.
Doilies and doily sets.
Place mats and luncheon sets.
Fancy linens other than bed linens.
Dresser sets.
Scarves and runners.

Category 505—Domestics.

This is a "specific" category. It does not include any crib spreads or rubber sheets covered by category 306 or any carriage covers covered by category 307. The articles covered are:

Bed spreads and counterpanes.
Pillow covers.
Mattress covers.
Ticks and ticking.
Batts and batting.
Blanket covers and quilt covers.
Waterproofed sheets and sheeting.
Bed pads.
Ironing-board pads, covers, and sets.

Category 506—Curtains and Slip Covers.

This is a "specific" category. The articles covered are:

Window and door curtains.
Ready-made draperies.
Ready-made slip covers.
Shower curtains.
Kitchen curtains and cottage sets.

Category 507—Curtain, Drapery, and Upholstery Fabrics.

This is a "specific" category. The articles covered are:

Curtain fabrics.
Drapery fabrics.
Upholstery fabrics.
Slip-cover fabrics.

(2) *Certain yard goods.*

Category 601—Cotton "White Goods."

This is a "specific" category. It includes woven finished combed cotton yard goods of the type generally known in the trade as "white goods." The fabrics covered are:

Nainsooks.
Batistes.
Dimities.
Lawns.
Combed muslins.
Organdies.
White or pastel dotted swiss.

Category 602—All Other Cotton Yard Goods.

This is a "general" category, except that it does not include any cotton "white goods" covered by category 601, any pile fabrics covered by category 605, any lace, net, or fancy goods covered by category 606, or any sheeting, pillow tubing, toweling, table-cloth material, blanketing, or curtain, drapery, or upholstery fabrics covered by categories 501–504 or 507. It includes all finished fabrics woven or knitted of yarn containing 75 percent or more by weight of cotton or cotton waste. Among the fabrics included are:

All woven cotton yard goods except that covered by category 601.
Knitted cotton yard goods.

Category 603—All Wool Yard Goods.

This is a "general" category, except that it does not include any blanketing covered by category 502 or drapery or upholstery fabrics covered by category 507. It includes all woolen and worsted yard goods, woven or knitted of yarns containing 25 percent or more by weight of wool fibres. Among the fabrics included are:

Woven woolen and worsted yard goods.
Knitted woolen and worsted yard goods.

Category 604—Linen Yard Goods.

This is a "general" category, except that it does not include any toweling covered by category 503, or any table cloth material covered by category 504, or any net, lace, or fancy fabrics covered by category 606. It includes all fabrics woven of yarns containing 50 percent or more by weight of flax yarns. Among the fabrics included are:

Handkerchief linen.
Dress linen.

Category 605—Rayon, Silk, and Synthetic Fibre Goods, Pile Fabrics and Mixtures.

This is a "general" category. It includes all woven and knitted fabrics made of all yarns or mixtures other than those covered by categories 601–604 or 606 and 607. Among the fabrics included are:

Viscose rayons.
Bemberg rayons.
Acetate rayons.
Spun rayons.
Aralac.
Glass fibre.
Nylon.
Lastex.
Plush.
Velvets and velveteens.

Category 606—Lace, Net, and Miscellaneous Fancy Fabrics.

This is a "specific" category. It includes woven, knitted, and crocheted fabric. Fabrics covered are:

Lace fabrics (over 12 inches wide).
Embroidered fabrics.
Net and mesh fabrics, including tulle and maline.
Metallic cloths.

Category 607—Coated Fabrics.

This is a "general" category. It includes all types of coated fabrics. Among the fabrics included are:

Oilcloth.
Rubberized fabrics.
Pyroxylin-coated fabrics.

(c) *Categories of consumer durable goods.* All categories of consumer durable goods are "general" categories.

NOTE: Categories numbered consecutively from 701 include only furniture; from 751 include only bedding; from 801 include only floor coverings; and those from 851 include only lamps and lamp shades.

(1) *Household furniture.* Unless otherwise specified, all these categories include

only articles of finished wood household furniture. Separate categories are provided for articles of unfinished wood furniture, metal bedroom furniture, juvenile furniture, and sun room and outdoor furniture. As used in this regulation, household furniture means furniture which is primarily designed for and generally used in homes. Articles of this type are covered even though they are sold for use in other places, such as hotels, clubs, institutions, ships, etc. Articles of furniture and equipment specifically designed for office or commercial use are not included in these categories.

Certain categories include or are confined to "suites" or "sets." As used below, a suite or set is any combination of matching pieces made by one manufacturer. List the combination in the appropriate category if, on the base date, you were not offering the pieces separately, or if you were offering the combination at a price different from the sum of the offering prices for the individual pieces. If on the base date you were offering for sale separately an article which is part of a listed combination, you must also list that article in its appropriate category as an individual piece.

Category 701—Wood Bedroom Suites.

Category 702—Beds.

This category does not include headboards sold separately. See category 751.

Category 703—Individual Chests of Drawers, Dressers, Vanities, Wardrobes, and Chifforobes.

This category also includes cedar lined wardrobes and chifforobes, but not cedar chests which are in category 705.

Category 704—Individual Bedroom Chairs, Night Tables, Benches, Vanity Stools, and Mirrors From Bedroom Suites.

Category 705—Cedar Chests.

This category includes any wood finished cedar or cedar-lined chests.

Category 706—Dining Room Suites.

A suite belongs in this category, rather than category 707, if the buffet in the manufacturer's grouping from which the suite is composed is 60 inches or larger.

Category 707—Dinette and Breakfast Sets.

A suite belongs in this category rather than category 706, if the buffet in the manufacturer's grouping from which the suite is composed is smaller than 60 inches or if the grouping contains no buffet or no case pieces at all. This category includes dinette and breakfast sets made of wood, plastics, composition, metal, or any combination of these materials.

Category 708—Individual Pieces of Dining Room, Dinette, and Breakf. Sets.

This category includes individual chairs, tables, buffets, china closets, cupboards, benches, hutches, cabinets, servers, etc.

Category 709—Upholstered Chairs and Rockers.

This category includes all upholstered chairs and rockers, including those with outside frames or arms made of wood, such as upholstered occasional, pull-up, club, lounge, boudoir, maple frame, oak frame, etc.; upholstered chair and ottoman combinations; ottomans; chaise longues, etc. It does not include upholstered chairs listed in other categories, such as dining room, sunroom, juvenile, etc.

Category 710—Upholstered Sofas and Love Seats.

This category includes all upholstered sofas and love seats (including those with outside frames or arms made of wood). It does not include sofas and love seats in categories 712 and 717.

Category 711—Upholstered Suites.

This category does not include any set or suite covered in categories 712 and 717.

Category 712—Upholstered Dual Purpose Sleeping Equipment.

This category includes upholstered sofa beds; single and double studio couches; love seats, chairs, davenports, etc., which open into beds; and any set or suite of these articles with chairs.

Category 713—Living-Room Tables of All Types.

This category includes cocktail, end, coffee, gate-leg, lamp, drop-leaf, etc., tables made of wood, glass, plastics, etc. It does not include tables listed in other categories.

Category 714—Desks, Secretaries, and Break-Fronts.

Category 715—Living-Room Novelty Pieces.

This category includes smokers, cellarettes, magazine racks, bookcases, record cabinets, sewing cabinets, bridge sets, telephone sets, costumers, footstools, etc.

Category 716—Kitchen and Utility Cabinets, Kitchen Tables, Chairs, Stools.

This category includes kitchen cabinets of all kinds, kitchen tables, kitchen chairs, kitchen stools, utility cabinets. It does not include any unfinished furniture or dinette or breakfast sets.

Category 717—Sunroom and Outdoor Furniture.

This category includes sunroom, porch, and lawn furniture, whether made of wood, metal, reed, fibre, rattan, or any combination of these. Included here are chairs, rockers, tables, canvas folding cots, settees, garden and beach umbrellas, gliders, swings, garden umbrella sets, collapsible folding chairs, adirondack chairs, rustic chairs, etc.

NOTE: Sets or suites as well as individual pieces are included in this category.

Category 718—Juvenile Furniture.

This category includes all articles of infants', nursery, and youths' furniture. Among these are bassinettes, cribs, play yards, porch gates, chests, dressers, chifforobes, high chairs, bathinettes, nursery seats, juvenile tables, chairs, rockers, etc.

NOTE: Sets or suites as well as individual pieces are included in this category.

Category 719—Unfinished Furniture.

This category includes all unfinished furniture such as unfinished kitchen sets, tables and chairs, bookcases, chests, dressers, beds, magazine racks, record cabinets, etc.

Category 720—Miscellaneous Chairs.

This category includes all chairs not included in any other category such as rush-seat chairs, fibre-seat chairs, individual slip-seat chairs, benches, rockers, etc.

Category 721—Metal Bedroom Suites.

Category 722—Individual Pieces of Metal Bedroom Suites.

This category includes metal beds, dressers, chests of drawers, vanities, night tables, wardrobes, chifforobes, chairs, double-deck bunk beds, etc.

(2) *Bedding.* These categories do not cover household textile commodities such as sheets, pillow cases, mattress protectors, blankets, comforters, etc., which are included in paragraph (b) of this appendix, nor pillows, nor metal bedsprings which have dollars-and-cents retail ceilings.

Category 751—Mattresses, Box Springs, Mattress Pads, and Headboards.

This category includes mattresses, box springs, mattress pads, upholstered and nonupholstered headboards of all types and materials. It also includes box springs on legs, set combinations of a matching mattress and box spring, a matching mattress and box spring on legs, headboard sets (consisting of a headboard and box spring with or without a mattress), etc.

Category 752—Metal Cots.

This category includes folding and nonfolding metal cots of all kinds, and any combination set consisting of a cot and mattress or mattress pad.

(3) *Floor coverings.* All floor coverings are included in these categories, except knotted oriental rugs (which are exempt from price control) and certain hand-hooked cotton rugs (which have dollars-and-cents ceilings).

Category 801—Soft Surface Carpeting by the Yard.

This category includes all kinds of carpeting made of cotton, wool, jute, rayon, or other fibres or any combination of these materials, which is sold on the basis of the price per yard.

Category 802—Soft Surface Broadloom Rugs.

This category includes all kinds of broadloom rugs, 4' x 6' or larger, made of cotton, wool, jute, rayon, or other fibres or any combination of these materials, which are sold on the basis of the price per rug.

Category 803—Soft Surface Bordered Rugs.

This category includes all kinds of bordered rugs, 4' x 6' or larger, made of cotton, wool, jute, rayon, or other fibres or any combination of these materials, which are sold on the basis of the price per rug. A bordered rug is one which has a pattern or design along the border, distinct from that of the rest of the rug.

Category 804—Hard Surface Floor Covering by the Yard.

This category includes all kinds of hard surface floor covering (linoleum, felt base, etc.), which is offered on the basis of the price per yard.

Category 805—Hard Surface Rugs.

This category includes all kinds of hard surface floor covering (linoleum, felt base, etc.), which is offered on the basis of the price per rug.

Category 806—Miscellaneous Floor Coverings.

This category includes novelty rugs made of cotton, cotton waste, rayon, rayon waste, wool, wool waste, or other materials or any combination of materials. It includes scatter rugs, summer fibre floor coverings (such as sisal or coir), cocoa and other door mats, stair pads, rug cushions, animal skin rugs, etc. Broadloom and bordered rugs, smaller than 4' x 6', are also included in this category.

(4) *Lamps and lamp shades.* Matching lamps and shades not offered separately, or offered at a price different from the sum of the prices for the lamp and the shade when sold separately, must be listed under the appropriate lamp category; all shades offered separately are included in category 854.

Category 851—Floor Lamps.

This category includes floor lamps, reflector lamps, bridge lamps, etc., of all types and materials.

Category 852—Table and Desk Lamps.

This category includes table and desk lamps of all types, sizes, and materials. It includes hurricane lamps, girandole lamps, vanity lamps, mantel lamps, urn reflectors, night-light lamps, etc.

Category 853—Miscellaneous Lamps.

This category includes pin-up lamps, snap-on lamps, piano lamps, picture-frame lamps, etc.

Category 854—Lamp Shades.

This category includes lamp shades of all types, sizes, and materials.

APPENDIX D—continued

Category you are pricing	Comparable categories: First	Second	Third	Fourth	Fifth	Sixth
901	907	901	113			
902	214	121				
903	211	116				
904	No Comparable Categories					
905	No Comparable Categories					
906	No Comparable Categories					
907	215	No Comparable Categories		117		
908	403	402	404	123		
909	403	401	404	123		
910	401	401	404	113		
911	401	401	218			
912	403	404	401	218		
913	403	403	404			
914	401	404	405	117		
915	402	401	351	218		
916	No Comparable Categories		404	117		
917	No Comparable Categories					
918	No Comparable Categories					
919	No Comparable Categories					
920	No Comparable Categories					
921	No Comparable Categories					
922	No Comparable Categories					
923	No Comparable Categories					
924	No Comparable Categories					
925	No Comparable Categories					
926	No Comparable Categories					
927	No Comparable Categories					
928	No Comparable Categories					
929	No Comparable Categories					
930	No Comparable Categories					
931	706	707	711	721		
932	703	708	703			
933	708	715	714			
934	715	703				
935	707	701	711			
936	705	715	713			
937	710	712				
938	711	709	712			
939	710	711	712			
940	713	710	711			
941	715	713	708			
942	703	708	704			
943	704	708				
944	718	707	713			
945	715	715	716			
946	717	713	719			
947	717	715	718			
948	708	704	715			
949	701	706	702			
950	705	705	706			
951	722	731	732			
952	802	803				
953	801	802				
954	804	805				
955	806	804				
956	805	806				
957	852	853				
958	851	852				
959	853	851				
960	854	854				

APPENDIX D—LIST OF COMPARABLE CATEGORIES

This appendix shows the comparable categories which you use in fixing your ceiling price under Rule 5. You use this appendix as follows:

In the first column at the left of the table below you find the category to which the article you are pricing belongs. If you go across the table to the right on the same line, you will find that several other "comparable" categories are listed opposite the category to which the article belongs. You look in column 1 of your chart to see whether you have listed the first comparable category shown in the table. If you have not listed the first comparable category in column 1 of your chart, look on your chart for the second comparable category, then the third and so forth until you find a comparable category which is listed in column 1 of your chart. When you have such a comparable category, you figure your ceiling price under Rule 5 as if the article you are pricing belonged to the first comparable category which appears in column 1 of your chart.

You will note that Categories 306 and 307, 351 and 353, 501–507, and 601–607) no comparable categories are listed in the table below. These categories therefore cannot be priced under Rule 5. Thus, if those categories are not listed in column 1 of your chart, you must fix your ceiling price for them under section 10.

APPENDIX D

Category you are pricing	Comparable categories: First	Second	Third	Fourth	Fifth	Sixth
101	102	108	109	107	112	
102	101	109	108	107	112	
103	110	104	107	112	115	
104	103	111	115	117		
105	107	112	103	108		
106	102	103	104	109	108	
107	112	102	101	109	107	
108	109	101	102	112	107	
109	108	105	106	107	115	
110	101	106	105			
111	107	109	108	102	101	
112	110	117	207	104	113	
113	115	201	202	103	114	
114	117	207	203	204	116	
115	118	125	211	201		
116	116	213	110			
117	118	104	201	217		
118	119	216	216			
119	120	216	216	218		
120	119	129	112	219	104	
121	215	107	212	114	194	
122	107	212	205	115	114	
123	201	208	207	107		164
202	209	112	210	405		
203	211	210	124			
204	110	105	203	216	113	
205	208	202	202	114	114	
206	207	203	201	115		
207	213	201	212	201	116	
208	217	212	207	202	104	
209	214	207	123	203	105	
210	211	217	217	123	106	
211	116	214	213	120	121	
212	204	215	211	120	121	
213	215	119	213	120		
214	216	213	119	107		
215	119	211	214			
216	213	119	215			
217	212	215	119			
218	205	116	116			
301	302	302	302			
302	301	301	301			

APPENDIX E—TABLE FOR FIXING 1N-LINE CATEGORY MARK-UPS UNDER RULE 6 OF SECTION 7

Category you are pricing	Your average percentage mark-up bracket																								
	Under and including 35	Over 35, including 38	Over 38, including 41	Over 41, including 44	Over 44, including 47	Over 47, including 50	Over 50, including 53	Over 53, including 56	Over 56, including 59	Over 59, including 62	Over 62, including 65	Over 65, including 68	Over 68, including 71	Over 71, including 74	Over 74, including 77	Over 77, including 80	Over 80, including 83	Over 83, including 86	Over 86, including 89	Over 89, including 92	Over 92, including 95	Over 95, including 98	Over 98, including 101
Group I:																									
101	36.1	39.4	42.6	45.8	49.1	52.3	55.5	58.8	62.0	65.2	68.5	71.7	74.9	78.2	81.4	84.7	87.9	91.1	94.4	97.6	100.8	104.1	107.3
102	34.2	37.3	40.3	43.4	46.4	49.5	52.6	55.6	58.7	61.8	64.8	67.9	70.9	74.0	77.1	80.1	83.2	86.3	89.3	92.4	95.4	98.5	101.6
103	32.7	35.6	38.6	41.5	44.4	47.3	50.3	53.2	56.1	59.0	62.0	64.9	67.8	70.8	73.7	76.6	79.5	82.5	85.4	88.3	91.3	94.2	97.1
104	34.8	38.0	41.1	44.2	47.3	50.4	53.6	56.7	59.8	62.9	66.0	69.2	72.3	75.4	78.5	81.6	84.8	87.9	91.0	94.1	97.2	100.4	103.5
105	28.5	31.1	33.6	36.2	38.7	41.3	43.8	46.4	48.9	51.5	54.1	56.6	59.2	61.7	64.3	66.8	69.4	71.9	74.5	77.0	79.6	82.1	84.7
106	33.2	36.2	39.2	42.2	45.1	48.1	51.0	54.1	57.0	60.0	63.0	66.0	68.9	71.9	74.9	77.9	80.8	83.8	86.8	89.8	92.8	95.7	98.7
107	31.6	34.4	37.2	40.1	42.9	45.7	48.5	51.4	54.2	57.0	59.8	62.7	65.5	68.3	71.2	74.0	76.8	79.6	82.5	85.3	88.1	90.9	93.8
108	33.7	36.7	39.8	42.8	45.8	48.8	51.8	54.8	57.9	60.9	63.9	66.9	69.9	73.0	76.0	79.0	82.0	85.0	88.1	91.1	94.1	97.1	100.1
109	33.7	36.7	39.8	42.8	45.8	48.8	51.8	54.8	57.9	60.9	63.9	66.9	69.9	73.0	76.0	79.0	82.0	85.0	88.1	91.1	94.1	97.1	100.1
110	31.1	33.9	36.7	39.4	42.2	45.0	47.8	50.6	53.4	56.1	58.9	61.7	64.5	67.3	70.1	72.8	75.6	78.4	81.2	84.0	86.8	89.6	92.3
111	19.0	20.7	22.4	24.1	25.8	27.5	29.3	31.0	32.7	34.4	36.1	37.8	39.5	41.2	42.9	44.6	46.3	48.0	49.7	51.4	53.1	54.8	56.5
112	31.1	33.9	36.7	39.4	42.2	45.0	47.8	50.6	53.4	56.1	58.9	61.7	64.5	67.3	70.1	72.8	75.6	78.4	81.2	84.0	86.8	89.6	92.3
113	31.6	34.5	37.3	40.1	43.0	45.8	48.6	51.4	54.3	57.1	59.9	62.8	65.6	68.4	71.3	74.1	76.9	79.8	82.6	85.4	88.3	91.1	93.9
114	35.7	38.9	42.1	45.3	48.5	51.7	54.9	58.1	61.3	64.5	67.7	70.9	74.1	77.3	80.5	83.6	86.8	90.0	93.2	96.4	99.6	102.8	106.0
115	32.6	35.6	38.5	41.4	44.3	47.3	50.2	53.1	56.0	59.0	61.9	64.8	67.7	70.6	73.6	76.5	79.4	82.3	85.3	88.2	91.1	94.0	97.0
116	33.0	35.9	38.9	41.8	44.8	47.7	50.7	53.6	56.6	59.5	62.5	65.4	68.4	71.3	74.3	77.2	80.2	83.1	86.1	89.0	92.0	95.0	97.9
117	32.2	35.1	38.0	40.9	43.8	46.6	49.5	52.4	55.3	58.2	61.1	63.9	66.8	69.7	72.6	75.5	78.4	81.3	84.1	87.0	89.9	92.8	95.7
118	33.1	36.0	39.0	42.0	44.9	47.9	50.8	53.8	56.8	59.7	62.7	65.6	68.6	71.6	74.5	77.5	80.5	83.4	86.4	89.3	92.3	95.3	98.2
119	36.2	38.0	41.6	44.6	47.8	50.9	54.1	57.2	60.4	63.5	66.6	69.8	72.9	76.0	79.2	82.3	85.5	88.6	91.8	95.0	98.1	101.2	104.4
120	29.0	42.5	45.9	49.4	52.9	56.4	59.9	63.4	66.9	70.4	73.9	77.4	80.8	84.3	87.8	91.3	94.8	98.3	101.8	105.3	108.8	112.2	115.8
121	37.3	40.6	43.9	47.3	50.6	53.9	57.3	60.6	63.9	67.3	70.6	73.9	77.3	80.6	84.0	87.3	90.6	94.0	97.3	100.6	104.0	107.3	110.7
122	35.6	38.8	42.0	45.2	48.4	51.6	54.8	58.0	61.2	64.4	67.6	70.8	73.9	77.1	80.3	83.5	86.7	89.9	93.1	96.3	99.5	102.7	105.9
123	34.7	37.8	40.9	44.0	47.1	50.2	53.3	56.4	59.5	62.6	65.7	68.8	71.9	75.1	78.2	81.3	84.4	87.5	90.6	93.7	96.8	99.9	103.0
124	35.9	39.1	42.3	45.5	48.7	51.9	55.1	58.3	61.5	64.8	68.0	71.2	74.4	77.6	80.8	84.0	87.2	90.4	93.7	96.9	100.1	103.3	106.5
125	37.6	40.9	44.3	47.7	51.0	54.4	57.8	61.1	64.5	67.9	71.2	74.6	78.0	81.3	84.7	88.0	91.4	94.8	98.1	101.5	104.9	108.2	111.6
126	35.6	38.8	42.0	45.2	48.3	51.5	54.7	57.9	61.1	64.3	67.5	70.6	73.8	77.0	80.2	83.4	86.6	89.8	93.0	96.1	99.3	102.5	105.7
127	38.2	41.6	45.1	48.5	51.9	55.3	58.8	62.2	65.6	69.0	72.4	75.9	79.3	82.7	86.1	89.6	93.0	96.4	99.8	103.2	106.7	110.1	113.5
128	34.4	37.4	40.5	43.6	46.7	49.7	52.8	55.9	59.0	62.0	65.1	68.2	71.3	74.4	77.4	80.5	83.6	86.7	89.7	92.8	95.9	99.0	102.1
129	34.2	37.3	40.3	43.4	46.4	49.5	52.6	55.6	58.7	61.8	64.8	67.9	70.9	74.0	77.1	80.1	83.2	86.3	89.3	92.4	95.4	98.5	101.6
130	32.9	35.8	38.7	41.7	44.6	47.6	50.5	53.5	56.4	59.3	62.3	65.2	68.2	71.1	74.1	77.0	79.9	82.9	85.8	88.8	91.7	94.6	97.6
131	32.6	35.6	38.5	41.4	44.3	47.3	50.2	53.1	56.0	59.0	61.9	64.8	67.7	70.6	73.6	76.5	79.4	82.3	85.3	88.2	91.1	94.0	97.0
132	34.8	38.0	41.1	44.2	47.3	50.4	53.6	56.7	59.8	62.9	66.0	69.2	72.3	75.4	78.5	81.6	84.8	87.9	91.0	94.1	97.2	100.4	103.5
133	28.5	31.1	33.6	36.2	38.7	41.3	43.8	46.4	48.9	51.5	54.1	56.6	59.2	61.7	64.3	66.8	69.4	71.9	74.5	77.0	79.6	82.1	84.7
134	33.2	36.2	39.2	42.2	45.1	48.1	51.0	54.1	57.0	60.0	63.0	66.0	68.9	71.9	74.9	77.9	80.8	83.8	86.8	89.8	92.8	95.7	98.7
135	31.6	34.4	37.2	40.1	42.9	45.7	48.5	51.4	54.2	57.0	59.8	62.7	65.5	68.3	71.2	74.0	76.8	79.6	82.5	85.3	88.1	90.9	93.8
136	33.7	36.7	39.8	42.8	45.8	48.8	51.8	54.8	57.9	60.9	63.9	66.9	69.9	73.0	76.0	79.0	82.0	85.0	88.1	91.1	94.1	97.1	100.1
137	33.7	36.7	39.8	42.8	45.8	48.8	51.8	54.8	57.9	60.9	63.9	66.9	69.9	73.0	76.0	79.0	82.0	85.0	88.1	91.1	94.1	97.1	100.1
138	31.1	33.9	36.7	39.4	42.2	45.0	47.8	50.6	53.4	56.1	58.9	61.7	64.5	67.3	70.1	72.8	75.6	78.4	81.2	84.0	86.8	89.6	92.3
139	19.0	20.7	22.4	24.1	25.8	27.5	29.3	31.0	32.7	34.4	36.1	37.8	39.5	41.2	42.9	44.6	46.3	48.0	49.7	51.4	53.1	54.8	56.5
140	31.1	33.9	36.7	39.4	42.2	45.0	47.8	50.6	53.4	56.1	58.9	61.7	64.5	67.3	70.1	72.8	75.6	78.4	81.2	84.0	86.8	89.6	92.3
141	31.6	34.5	37.3	40.1	43.0	45.8	48.6	51.4	54.3	57.1	59.9	62.8	65.6	68.4	71.3	74.1	76.9	79.8	82.6	85.4	88.3	91.1	93.9
142	35.7	38.9	42.1	45.3	48.5	51.7	54.9	58.1	61.3	64.5	67.7	70.9	74.1	77.3	80.5	83.6	86.8	90.0	93.2	96.4	99.6	102.8	106.0
143	32.6	35.6	38.5	41.4	44.3	47.3	50.2	53.1	56.0	59.0	61.9	64.8	67.7	70.6	73.6	76.5	79.4	82.3	85.3	88.2	91.1	94.0	97.0
144	33.0	35.9	38.9	41.8	44.8	47.7	50.7	53.6	56.6	59.5	62.5	65.4	68.4	71.3	74.3	77.2	80.2	83.1	86.1	89.0	92.0	95.0	97.9
145	32.2	35.1	38.0	40.9	43.8	46.6	49.5	52.4	55.3	58.2	61.1	63.9	66.8	69.7	72.6	75.5	78.4	81.3	84.1	87.0	89.9	92.8	95.7
146	33.1	36.0	39.0	42.0	44.9	47.9	50.8	53.8	56.8	59.7	62.7	65.6	68.6	71.6	74.5	77.5	80.5	83.4	86.4	89.3	92.3	95.3	98.2
147	36.2	38.0	41.6	44.6	47.8	50.9	54.1	57.2	60.4	63.5	66.6	69.8	72.9	76.0	79.2	82.3	85.5	88.6	91.8	95.0	98.1	101.2	104.4
148	29.0	42.5	45.9	49.4	52.9	56.4	59.9	63.4	66.9	70.4	73.9	77.4	80.8	84.3	87.8	91.3	94.8	98.3	101.8	105.3	108.8	112.2	115.8
149	37.3	40.6	43.9	47.3	50.6	53.9	57.3	60.6	63.9	67.3	70.6	73.9	77.3	80.6	84.0	87.3	90.6	94.0	97.3	100.6	104.0	107.3	110.7
150	35.6	38.8	42.0	45.2	48.4	51.6	54.8	58.0	61.2	64.4	67.6	70.8	73.9	77.1	80.3	83.5	86.7	89.9	93.1	96.3	99.5	102.7	105.9
151	34.7	37.8	40.9	44.0	47.1	50.2	53.3	56.4	59.5	62.6	65.7	68.8	71.9	75.1	78.2	81.3	84.4	87.5	90.6	93.7	96.8	99.9	103.0
152	35.9	39.1	42.3	45.5	48.7	51.9	55.1	58.3	61.5	64.8	68.0	71.2	74.4	77.6	80.8	84.0	87.2	90.4	93.7	96.9	100.1	103.3	106.5
153	37.6	40.9	44.3	47.7	51.0	54.4	57.8	61.1	64.5	67.9	71.2	74.6	78.0	81.3	84.7	88.0	91.4	94.8	98.1	101.5	104.9	108.2	111.6
154	35.6	38.8	42.0	45.2	48.3	51.5	54.7	57.9	61.1	64.3	67.5	70.6	73.8	77.0	80.2	83.4	86.6	89.8	93.0	96.1	99.3	102.5	105.7
155	38.2	41.6	45.1	48.5	51.9	55.3	58.8	62.2	65.6	69.0	72.4	75.9	79.3	82.7	86.1	89.6	93.0	96.4	99.8	103.2	106.7	110.1	113.5
156	34.4	37.4	40.5	43.6	46.7	49.7	52.8	55.9	59.0	62.0	65.1	68.2	71.3	74.4	77.4	80.5	83.6	86.7	89.7	92.8	95.9	99.0	102.1
157	34.2	37.3	40.3	43.4	46.4	49.5	52.6	55.6	58.7	61.8	64.8	67.9	70.9	74.0	77.1	80.1	83.2	86.3	89.3	92.4	95.4	98.5	101.6
158	32.9	35.8	38.7	41.7	44.6	47.6	50.5	53.5	56.4	59.3	62.3	65.2	68.2	71.1	74.1	77.0	79.9	82.9	85.8	88.8	91.7	94.6	97.6
159	32.6	35.6	38.5	41.4	44.3	47.3	50.2	53.1	56.0	59.0	61.9	64.8	67.7	70.6	73.6	76.5	79.4	82.3	85.3	88.2	91.1	94.0	97.0
160	34.8	38.0	41.1	44.2	47.3	50.4	53.6	56.7	59.8	62.9	66.0	69.2	72.3	75.4	78.5	81.6	84.8	87.9	91.0	94.1	97.2	100.4	103.5
161	28.5	31.1	33.6	36.2	38.7	41.3	43.8	46.4	48.9	51.5	54.1	56.6	59.2	61.7	64.3	66.8	69.4	71.9	74.5	77.0	79.6	82.1	84.7
162	33.2	36.2	39.2	42.2	45.1	48.1	51.0	54.1	57.0	60.0	63.0	66.0	68.9	71.9	74.9	77.9	80.8	83.8	86.8	89.8	92.8	95.7	98.7
163	31.6	34.4	37.2	40.1	42.9	45.7	48.5	51.4	54.2	57.0	59.8	62.7	65.5	68.3	71.2	74.0	76.8	79.6	82.5	85.3	88.1	90.9	93.8
164	33.7	36.7	39.8	42.8	45.8	48.8	51.8	54.8	57.9	60.9	63.9	66.9	69.9	73.0	76.0	79.0	82.0	85.0	88.1	91.1	94.1	97.1	100.1
165	33.7	36.7	39.8	42.8	45.8	48.8	51.8	54.8	57.9	60.9	63.9	66.9	69.9	73.0	76.0	79.0	82.0	85.0	88.1	91.1	94.1	97.1	100.1
166	31.1	33.9	36.7	39.4	42.2	45.0	47.8	50.6	53.4	56.1	58.9	61.7	64.5	67.3	70.1	72.8	75.6	78.4	81.2	84.0	86.8	89.6	92.3

TABLE FOR FIXING IN-LINE CATEGORY MARK-UPS UNDER RULE 6 OF SECTION 7—Continued

Category you are pricing	Your average percentage mark-up bracket																								
	Under and including 62	Over 62, including 65	Over 65, including 68	Over 68, including 71	Over 71, including 74	Over 74, including 77	Over 77, including 80	Over 80, including 83	Over 83, including 86	Over 86, including 89	Over 89, including 92	Over 92, including 95	Over 95, including 98	Over 98, including 101	Over 101, including 104	Over 104, including 107	Over 107, including 110	Over 110, including 113	Over 113, including 116	Over 116, including 119	Over 119, including 122	Over 122, including 125	Over 125 in cluding 127
Group II:																							
701	64.9	68.1	71.3	74.5	77.7	80.9	84.2	87.4	90.6	93.8	97.0	100.2	103.5	106.7	109.8	113.1	116.3	119.5	122.8	126.0	129.2	132.4	135.6
702	63.6	66.8	69.9	73.1	76.2	79.4	82.5	85.7	88.8	92.0	95.1	98.3	101.5	104.6	107.8	110.9	114.0	117.2	120.4	123.5	126.7	129.8	133.0
703	60.8	63.8	66.8	69.8	72.8	75.8	78.8	81.9	84.9	87.9	90.9	93.9	96.9	99.9	102.9	106.0	109.0	112.0	115.0	118.0	121.0	124.0	127.1
704	63.4	66.6	69.7	72.8	76.0	79.1	82.3	85.4	88.6	91.7	94.9	98.0	101.1	104.3	107.4	110.6	113.7	116.9	120.0	123.2	126.3	129.4	132.6
705	65.1	68.4	71.6	74.8	78.0	81.3	84.5	87.7	91.0	94.2	97.4	100.7	103.9	107.1	110.3	113.6	116.8	120.0	123.3	126.5	129.7	132.9	136.2
706	71.4	75.0	78.5	82.0	85.6	89.1	92.7	96.2	99.7	103.3	106.8	110.3	113.9	117.4	121.0	124.5	128.1	131.6	135.1	138.7	142.2	145.8	149.3
707	59.8	62.8	65.8	68.7	71.7	74.7	77.6	80.6	83.6	86.5	89.5	92.5	95.4	98.4	101.4	104.3	107.3	110.3	113.2	116.2	119.2	122.2	125.1
708	63.4	66.6	69.7	72.8	76.0	79.1	82.3	85.4	88.6	91.7	94.9	98.0	101.1	104.3	107.4	110.6	113.7	116.9	120.0	123.2	126.3	129.4	132.6
709	59.2	62.2	65.1	68.1	71.0	73.9	76.9	79.8	82.7	85.7	88.6	91.6	94.5	97.4	100.4	103.3	106.2	109.2	112.1	115.1	118.0	120.9	123.9
710	65.7	69.0	72.2	75.5	78.8	82.0	85.8	88.5	91.7	95.1	98.3	101.6	104.8	108.1	111.3	114.6	117.9	121.1	124.4	127.6	130.9	134.2	137.4
711	64.0	67.2	70.4	73.5	76.7	79.9	83.0	86.2	89.4	92.6	95.7	98.9	102.1	105.3	108.4	111.6	114.8	118.0	121.1	124.3	127.5	130.7	133.8
712	62.1	65.2	68.2	71.3	74.4	77.5	80.6	83.6	86.7	89.8	92.9	96.0	99.0	102.1	105.2	108.3	111.3	114.4	117.5	120.6	123.7	126.7	129.8
713	60.0	62.0	64.9	67.8	70.8	73.7	76.6	79.5	82.5	85.4	88.3	91.3	94.2	97.1	100.0	103.0	105.9	108.8	111.7	114.7	117.6	120.5	123.5
714	64.9	68.1	71.4	74.6	77.8	81.0	84.2	87.5	90.7	93.9	97.1	100.3	103.6	106.8	110.0	113.2	116.4	119.7	122.9	126.1	129.3	132.5	135.8
715	57.7	60.6	63.4	66.3	69.2	72.0	74.9	77.8	80.6	83.5	86.3	89.2	92.1	94.9	97.8	100.6	103.5	106.4	109.2	112.1	115.0	117.8	120.7
716	52.7	55.3	57.9	60.5	63.2	65.8	68.4	71.0	73.6	76.2	78.8	81.4	84.1	86.7	89.3	91.9	94.5	97.1	99.7	102.3	105.0	107.6	110.2
717	58.2	61.1	64.0	66.8	69.7	72.6	75.5	78.4	81.3	84.2	87.0	89.9	92.8	95.7	98.6	101.5	104.3	107.2	110.1	113.0	115.9	118.8	121.7
718	51.4	54.0	56.5	59.1	61.6	64.2	66.7	69.3	71.8	74.4	76.9	79.5	82.1	84.6	87.2	89.8	92.3	94.9	97.4	100.0	102.5	105.0	107.6
719	54.4	57.1	59.8	62.5	65.2	67.9	70.6	73.3	76.0	78.7	81.4	84.1	86.8	89.5	92.2	94.9	97.6	100.3	103.0	105.7	108.4	111.1	113.8
720	62.5	65.6	68.7	71.8	74.9	78.0	81.1	84.2	87.3	90.4	93.5	96.6	99.7	102.8	105.9	109.0	112.1	115.2	118.3	121.4	124.5	127.5	130.6
721	46.7	49.1	51.4	53.7	56.0	58.3	60.7	63.0	65.3	67.6	69.9	72.2	74.6	76.9	79.2	81.5	83.8	86.2	88.5	90.8	93.1	95.4	97.7
722	65.3	68.5	71.7	75.0	78.2	81.4	84.7	87.9	91.1	94.4	97.6	100.9	104.1	107.3	110.6	113.8	117.0	120.3	123.5	126.7	130.0	133.2	136.5
751	55.6	58.4	61.1	63.9	66.6	69.4	72.2	74.9	77.7	80.4	83.2	85.9	88.7	91.5	94.2	97.0	99.7	102.5	105.2	108.0	110.8	113.5	116.3
752	59.4	62.4	65.3	68.3	71.2	74.2	77.1	80.1	83.0	86.0	88.9	91.9	94.8	97.8	100.7	103.7	106.6	109.6	112.5	115.4	118.4	121.3	124.3

Category you are pricing	Under and including 35	Over 35, including 38	Over 38, including 41	Over 41, including 44	Over 44, including 47	Over 47, including 50	Over 50, including 53	Over 53, including 56	Over 56, including 59	Over 59, including 62	Over 62, including 65	Over 65, including 68	Over 68, including 71	Over 71, including 74	Over 74, including 77	Over 77, including 80	Over 80, including 83	Over 83, including 86	Over 86, including 89	Over 89, including 92	Over 92, including 95	Over 95, including 98	Over 98, including 101
Group III:																							
801	35.4	38.6	41.8	44.9	48.1	51.3	54.5	57.6	60.8	64.0	67.2	70.3	73.5	76.7	79.8	83.0	86.2	89.4	92.5	95.7	98.9	102.0	105.2
802	35.1	38.2	41.4	44.5	47.7	50.8	53.9	57.1	60.2	63.4	66.5	69.7	72.8	75.9	79.1	82.2	85.4	88.5	91.7	94.8	97.9	101.1	104.2
803	36.1	39.3	42.6	45.8	49.0	52.3	55.5	58.7	62.0	65.2	68.4	71.6	74.9	78.1	81.3	84.6	87.8	91.0	94.3	97.5	100.7	104.0	107.2
804	36.3	39.6	42.8	46.1	49.3	52.6	55.8	59.1	62.3	65.6	68.8	72.1	75.3	78.6	81.8	85.1	88.3	91.6	94.8	98.1	101.3	104.6	107.8
805	31.1	33.8	36.6	39.4	42.1	44.9	47.7	50.5	53.3	56.0	58.8	61.6	64.4	67.2	69.9	72.7	75.5	78.3	81.0	83.8	86.6	89.4	92.2
806	28.4	31.0	33.5	36.1	38.6	41.2	43.7	46.3	48.8	51.4	53.9	56.5	59.0	61.5	64.1	66.6	69.2	71.7	74.3	76.8	79.4	81.9	84.5
851	35.4	38.6	41.7	44.9	48.1	51.2	54.4	57.6	60.7	63.9	67.1	70.2	73.4	76.6	79.7	82.9	86.1	89.2	92.4	95.6	98.8	101.9	105.1
852	34.5	37.6	40.7	43.8	46.9	50.0	53.0	56.1	59.2	62.3	65.4	68.5	71.6	74.7	77.8	80.9	83.9	87.0	90.1	93.2	96.3	99.4	102.5
853	31.4	34.2	37.0	39.8	42.7	45.5	48.3	51.1	53.9	56.7	59.5	62.3	65.2	68.0	70.8	73.6	76.4	79.2	82.0	84.9	87.7	90.5	93.3
854	31.1	33.9	36.7	39.5	42.3	45.0	47.8	50.6	53.4	56.2	59.0	61.8	64.6	67.3	70.1	72.9	75.7	78.5	81.3	84.1	86.8	89.6	92.4

[Appendix E added by Am. 9, 11 F.R. 1739, effective 3-6-46 and amended by Am. 10, 11 F.R. 2987, effective 3-19-46]

APPENDIX F—TABLE FOR FIXING CATEGORY MARK-UPS UNDER SECTION 10

Category you are pricing:	Percentage mark-up on cost
101	67.4
102	63.8
103	61.0
104	65.0
105	53.2
106	62.0
107	58.9
108	62.9
109	62.9
110	58.0
111	35.5
112	58.0
113	59.0
114	66.6
115	60.9
116	61.5
117

Category you are pricing: Group I:	*Multiplier*
205	1.026
206	1.021
207	.980
208	.974
209	1.045
210	1.065
211	1.030
212	1.111
213	1.006
215	1.032
216	1.054
217	1.068
218	1.045
301	1.076
302	.982
303	.953
304	1.020
305	.967
306	.968
307	.980
351	1.003
352	1.000
401	1.005
402	.915
403	.918
404	1.015
405	.998
406	.963
407	.979
408	.947
409	.955
410	.850
501	.903
502	.941
503	.979
504	.991
505	.960
506	1.041
507	1.086
601	1.058
602	.967
603	.982
604	1.035
605	1.038
606	1.096
607	.928
Group II:	
701	1.073
702	1.052
703	1.004
704	1.048
705	1.077
706	1.180
707	.989
708	1.048
709	.979
710	1.086
711	1.058
712	1.026
713	.976
714	1.074
715	.954
716	.872
717	.962
718	.851
719	.899
720	1.033
721	.773
722	1.079
751	.919
752	.982
Group III:	
801	1.057
802	1.048
803	1.078
804	1.084
805	.926
806	.840
851	1.056
852	1.030
853	.938
854	.928

[Appendix G added by Am. 10, 11 F.R. 2987, effective 3-19-46]

Effective date. This regulation shall become effective March 20, 1945. [Maximum Price Regulation 580 originally issued March 20, 1945]

[Effective dates of amendments are shown in notes following the parts affected]

NOTE: The reporting and record-keeping requirements of this regulation have been approved by the Bureau of the Budget, in accordance with the Federal Reports Act of 1942.

Issued this 17th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8345; Filed, May 17, 1946; 11:30 a. m.]

PART 1382—HARDWOOD LUMBER

[MPR 458,[1] Amdt. 5]

OAK, PECAN AND MISCELLANEOUS HARDWOOD FLOORING

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 458 is amended in the following respects:

1. Section 2 is amended to read as follows:

SEC. 2. *What products, transactions and persons are covered.* This regulation covers all direct mill sales of unfinished and prefinished hardwood flooring produced from the species and in the regions indicated as follows:

Species	*Regions where produced*
Oak, pecan and gum	Anywhere in the United States.
All hardwood species except oak, pecan gum, hard maple and birch.	Anywhere in the United States except in the Northern, Northeastern, and North Central hardwood regions as those regions are described in Maximum Price Regulations 223, 368, and 155.

For the purposes of this regulation, prefinished hardwood flooring means flooring that has been sanded, filled, finished, waxed, and pressure rubbed to form a finished product ready for immediate use after installation. The regulation applies regardless of the kind of mill or plant in which the flooring is produced, and regardless of whether the particular item is specifically priced in the price tables or not. Any person who makes a sale of this kind for himself or others, is subject to this regulation.

NOTE: See Supplementary Order 150.

All grade terms in this regulation have the meaning given in the effective Official Flooring Grading Rules for Oak, Pecan, Beech, Birch and Hard Maple issued by the National Oak Flooring Manufacturers' Association insofar as those rules apply to species covered by this regulation. One of the grade requirements of these rules, and of this regulation in order for the prices established herein to be charged, is that the hardwood flooring of the indicated species must be made from properly kiln-dried lumber, side matched and end matched, and machined to pattern. In addition, of course, it must meet all of the other grade requirements.

2. Section 3 is amended to read as follows:

SEC. 3. *Maximum f. o. b. mill prices.* (a) The maximum f. o. b. mill prices for the hardwood flooring covered by this regulation are set forth in Articles IV to VIII, inclusive.

(b) *Small quantity shipments, other than by rail at the carload rail rate or water.* When the purchaser's order specifically requires that shipments of hardwood flooring covered by this regulation be made solely by some means of transportation other than rail at the rail carload rate, or water, an addition of $4.00 per thousand feet board measure to the maximum f. o. b. mill prices for the hardwood flooring so ordered, may be made by the seller. The $4.00 addition may be made by the seller under the conditions referred to in this paragraph if shipment is made solely by truck, express or by rail at the less-than-carload rates. If all or any part of the hardwood flooring covered by such order is shipped by rail at the carload rail rate or water, the above addition shall not be made.

3. Immediately following section 12, and immediately preceding Article IV, a table is added reading as follows:

Coverage of Articles IV-VIII

Article	Species	Producing regions
IV	Oak	Southern and South Central hardwood regions, and elsewhere in the United States except in Appalachian, North Central, Northern and Northeastern hardwood lumber regions.
V	Oak	Appalachian, North Central, Northern and Northeastern hardwood lumber regions.
VI	Beech	Southern and South Central hardwood lumber regions, and elsewhere in United States except in Appalachian, North Central, Northern and Northeastern hardwood lumber regions.
VII	Pecan, gum	United States.
VIII	Beech	Appalachian hardwood lumber region.

4. In section 8, *Prohibited practices*, a new paragraph is added to read as follows:

It shall be a violation of the regulation to mark, label, or otherwise identify hardwood flooring produced outside the regions covered by Articles V and VIII, in any manner which would reasonably lead any purchaser to believe that the flooring had been produced within the regions covered by Articles V and VIII.

5. Article IV is amended to read as follows:

ARTICLE IV—PRICE TABLES

The maximum prices established in Article IV are for 1000 feet board measure of flooring of the indicated species, grade and size, f. o. b. mill, produced anywhere in the United States, except in Appalachian, North Central, Northern and Northeastern hardwood lumber regions as those regions are described in Maximum Price Regulations 146, 155, 223, and 368.

TABLE 1—MAXIMUM PRICES PER M'BM FOR STANDARD GRADES AND VICTORY GRADE OAK FLOORING

Grades and species	25/32 x 3¼" Tongued and grooved, E. M.	25/32 x 2¼" Tongued and grooved, E. M.	25/32 x 1½" Tongued and grooved, E. M.	½ x 2" Tongued and grooved, E. M.	½ x 1½" Tongued and grooved, E. M.	3/8 x 2" Tongued and grooved, E. M.	3/8 x 1½" Tongued and grooved, E. M.	5/16 x 2" V. E. strips or square edge	5/16 x 1½" V. E. strips or square edge
Clear quartered white oak	$141.00	$126.00	$118.50	$129.00	$111.50	$127.50	$111.50	$131.00	$126.00
Clear quartered red oak	127.50	116.50	109.00	125.00	107.50	122.50	107.50	113.50	107.50
Select quartered white oak	120.00	112.50	100.00	100.00	100.50	108.00	94.50	101.50	97.00
Select quartered red oak	121.50	113.50	101.50	100.00	101.50	105.00	89.00	101.50	97.00
Clear plain white oak	122.50	112.50	103.00	111.50	103.00	106.50	94.00	107.50	103.00
Clear plain red oak	116.50	107.50	97.00	105.00	97.00	101.50	89.00	100.00	96.00
Select plain white oak	116.50	111.50	97.00	105.00	97.00	98.00	78.00	100.00	88.00
Select plain red oak	116.50	107.50	100.00	103.00	97.00	97.00	80.50	100.00	86.50
No. 1 common white oak	109.00	100.00	86.50	97.00	80.00	90.00	72.00	89.00	76.50
No. 1 common red oak	109.00	100.00	86.50	97.00	80.00	90.00	72.00	89.00	76.50
No. 2 common white oak	89.00	82.00	72.00	84.00	65.00	77.00	58.00	84.50	65.50
No. 2 common red oak	89.00	82.00	72.00	84.00	65.00	77.00	58.00	84.50	65.50
No. 1 common and better mixed oak shorts	93.00	81.50	74.50	76.50	70.50	66.00	59.50	48.50	44.50
No. 2 common mixed oak shorts	64.00	59.50	53.50	51.50	45.50	48.50	42.00	------	------
Victory grade red or white oak	$115.50	107.50	95.00	85.50	95.00	83.00	70.50	69.00	------
Victory grade red or white oak shorts	89.00	82.50	72.00	64.00	68.00	62.00	57.00	50.50	------

Notes on standard grades and victory grade oak flooring: 2' bundles only: For 2' bundles only, the maximum price shall be 80 percent of the maximum price for the same grade and size in regular length stock, as set forth in this table. 2' and 3' bundles only: For 2' and 3' bundles only (to include at least 20 percent of footage in 3' bundles), the maximum price shall be 85 percent of the maximum price for the same grade and size in regular length stock, as set forth in this table.

TABLE 2—MAXIMUM PRICES PER M'BM FOR PREFINISHED RED OAK OR WHITE OAK FLOORING

Grade	25/32 x 3¼"	25/32 x 2¼"	25/32 x 1½"	½ x 2½"	½ x 2"	3/8 x 2"
Prime	$131.00	$124.50	$121.50	$121.50	$121.50	$105.00
Standard	126.50	120.00	117.50	117.50	117.50	100.50
Standard and better	129.00	122.00	119.50	119.50	119.50	102.50

Notes on prefinished red or white oak flooring:
Prime grade: Same as select and better strip oak flooring, and will average approximately 50 percent each clear and selects. Bundles: 2' and longer; minimum average: 4½'.
Standard grade: A combination of No. 1 Common and No. 2 Common strip oak flooring, and will average approximately 70 percent No. 1 Common and 30 percent No. 2 Common. Bundles: 1¼' and longer; minimum average: 3½'.
Standard and better grade: A combination of prime grade and standard grade, to include the normal percentage of each of these grades developing.
Additions and deductions: For standard or standard and better grade, shipped in 2' and longer bundles, add $2.00 per M'BM to the price for the regular grade (2' bundles contain 12' bundles only). For standard or standard and better grade, shipped in 1¼' bundles only, deduct $15.00 per M'BM from the price for the appropriate grade in table 2.

6. Four new articles, designated Article V, Article VI, Article VII and Article VIII, are added, to read as follows:

ARTICLE V—PRICE TABLES

The maximum prices established in Article V may not be charged except for

[1] 8 F.R. 15323; 9 F.R. 457, 10 F.R. 12118; 11 F.R. 1622.

flooring produced in mills located in certain regions. These regions are the Appalachian, North Central, Northern and Northeastern hardwood lumber regions, as defined in Maximum Price Regulations 146, 155, 223, and 368. The maximum prices set forth are for 1000 feet board measure for the indicated species, grade, and size, f. o. b. mill.

In order that the Office of Price Administration may properly enforce these maximum prices, particularly on sales out of distribution yard stocks, it is necessary that it maintain an accurate file of hardwood flooring mills located in these regions, and that all flooring produced in such mills be easily identifiable as such. Therefore, the following two requirements must be complied with before the prices in this Article V may be charged:

1. The producing mill must register with the Lumber Branch, Office of Price Administration, Washington 25, D. C., and must keep on file an acknowledgement from OPA that the registration has been received. The registration may be in any form so long as it shows the exact name of the mill, and the location of the mill (town, county, and State).

2. The producing mill must either stamp each piece with the name and location (town and State) of the mill, or securely tag or label each bundle, the tag or label to bear the following wording:

Produced by _____
(Exact name of producing mill)
At _____
(Location of producing mill)
Authorized maximum price fixed by Article V of MPR 458

NOTE: Since Order No. 3 (effective April 11, 1946) permitted agreements to adjust prices upward to reflect increased granted by this amendment, the above two requirements do not apply to shipments made prior to May 31, 1946.

The maximum prices for any oak flooring produced by a mill which fails to meet the registration and labeling requirements set forth above shall be the maximum prices established in Article IV of the regulation.

TABLE 3—MAXIMUM PRICES PER M'BM FOR STANDARD GRADES AND VICTORY GRADE OAK FLOORING

Grades and species	25/32 x 3¼" Tongued and grooved, E. M.	25/32 x 2¼" Tongued and grooved, E. M.	25/32 x 1½" Tongued and grooved, E. M.	½ x 2" Tongued and grooved, E. M.	½ x 1½" Tongued and grooved, E. M.	3/8 x 2" Tongued and grooved, E. M.	3/8 x 1½" Tongued and grooved, E. M.	5/16 x 2" V. E. strips or square edge	5/16 x 1½" V. E. strips or square edge
Clear quartered white oak	------	$131.00	$117.00	$110.00	$119.50	$118.50	$107.00	$103.50	$121.50	$116.00
Clear quartered red oak	------	118.50	108.00	101.50	110.00	114.00	100.00	99.00	105.50	100.00
Select quartered white oak	------	111.50	101.50	93.00	100.00	97.50	89.50	78.50	94.00	90.00
Select quartered red oak	------	113.00	103.50	94.00	101.50	97.50	82.50	81.50	94.00	90.00
Clear plain white oak	------	114.00	104.50	95.50	103.50	99.00	87.50	74.50	100.00	86.00
Clear plain red oak	------	108.00	98.50	89.00	96.50	93.00	82.50	74.50	93.00	80.50
Select plain white oak	------	108.00	103.50	90.00	97.50	88.50	72.50	71.00	93.00	80.50
Select plain red oak	------	108.00	103.00	93.00	96.50	90.00	74.50	71.00	93.00	80.50
No. 1 common white oak	------	101.50	93.00	80.50	90.00	82.50	67.00	65.50	82.50	71.00
No. 1 common red oak	------	101.50	93.00	80.50	90.00	82.50	67.00	65.50	82.50	71.00
No. 2 common white oak	------	77.00	67.00	69.50	74.00	63.00	54.00	59.00	72.50	62.00
No. 2 common red oak	------	77.00	67.00	69.50	74.00	63.00	54.00	59.00	72.50	62.00
No. 1 common and better mixed oak shorts	------	86.00	76.00	69.00	71.00	65.50	61.00	55.50	45.00	41.50
No. 2 common mixed oak shorts	------	59.50	55.50	51.50	50.50	42.50	45.00	39.00	------	------
Victory grade red or white oak	$107.00	100.00	90.00	80.50	88.50	81.50	65.50	64.50	------	------
Victory grade red or white oak shorts	82.50	77.00	67.00	69.50	68.00	67.50	53.00	47.00	------	------

Notes on standard grades and victory grade oak flooring, 2' bundles only: For 2' bundles only, the maximum price shall be 80 percent of the maximum price for the same grade and size in regular length stock, as set forth in this table. 2' and 3' bundles only: For 2' and 3' bundles only (to include at least 20 percent of footage in 3' bundles), the maximum price shall be 85 percent of the maximum price for the same grade and size in regular length stock, as set forth in this table.

TABLE 4—MAXIMUM PRICES PER M'BM FOR PREFINISHED RED OAK OR WHITE OAK FLOORING

Grade	25/32 x 3¼''	25/32 x 2¼''	25/32 x 2¼''	½ x 2½''	⅜ x 2''	⅜ x 2''
Prime	$139.50	$132.00	$132.00	$128.00	$128.00	$110.00
Standard	135.00	127.50	127.50	124.00	124.00	105.50
Standard and better	137.60	129.50	129.50	126.00	126.00	107.50

Notes on prefinished red or white oak flooring:

Prime grade: Same as select and better strip oak flooring, and will average approximately 50 percent each clear and selects. Bundles: 2' and longer; minimum average: 4½'.

Standard grade: A combination of No. 1 Common and No. 2 Common strip oak flooring, and will average approximately 70 percent No. 1 Common and 30 percent No. 2 Common. Bundles: 1¼' and longer; minimum average: 3¼'.

Standard and better grade: A combination of prime grade and standard grade, to include the normal percentage of each of these grades developing.

Additions and deductions: For standard or standard and better grade, shipped in 2' and longer bundles, add $2.00 per M'BM to the price for the regular grade (2' bundles contain pieces 18'' to 30'').

For prime, standard or standard and better grade, shipped in 1¼' bundles only, deduct $15.00 per M'BM from the price for the appropriate grade in table 4.

ARTICLE VI—PRICE TABLES

The maximum prices established in Article VI are for 1,000 feet board measure of flooring of the indicated species, grade and size, f. o. b. mill, produced anywhere in the United States except in the Appalachian, North Central, Northern and Northeastern hardwood lumber regions, as those regions are described in Maximum Price Regulations 146, 155, 223, and 368.

TABLE 5—MAXIMUM PRICES PER M'BM FOR STANDARD GRADES AND VICTORY GRADE BEECH FLOORING

Grade	Maximum price per M'BM
25/32 x 1½'':	
First grade—red	$85.50
First grade	79.00
Second grade	76.00
Third grade	62.50
Third grade and better shorts	56.00
Victory grade	74.00
25/32 x 2¼'':	
First grade—red	103.50
First grade	97.00
Second grade	93.50
Third grade	78.50
Third grade and better shorts	71.00
Victory grade	91.00
25/32 x 3¼'': Victory grade	97.50

TABLE 6—MAXIMUM PRICES PER M'BM FOR PREFINISHED BEECH FLOORING

Grade	25/32 x 3¼''	25/32 x 2¼''	25/32 x 2¼''	½ x 2½''	½ x 2''
Prime	$124.50	$118.00	$118.00	$118.00	$118.00
Standard	121.00	114.50	114.50	114.50	114.50
Standard and better	123.00	116.00	116.00	116.00	116.00

Notes on prefinished beech flooring.

Prime grade: Same as second and better strip beech flooring, and will average about 50 percent first grade and 50 percent second grade. Bundles: 2' and longer; minimum average: 4'.

Standard grade: Same as third grade. Bundles 1¼' and longer: Minimum average 3'.

Standard and better grade: A combination of prime grade and standard grade to include the normal percentage of each of these grades developing.

Additions and deductions: For standard or standard and better grade, shipped in 2' and longer bundles, add $2.00 per M'BM to the price for the regular grade (2' bundles contain pieces 18'' to 30'').

For prime, standard or standard and better grade, shipped in 1¼' bundles only, deduct $15.00 per M'BM from the price for the appropriate grade in table 6.

ARTICLE VII—PRICE TABLES

The maximum prices established in Article VII are for 1,000 feet board measure of flooring of the indicated species, grade and size, f. o. b. mill, produced anywhere in the United States.

TABLE 7—MAXIMUM PRICES PER M'BM FOR STANDARD GRADES AND VICTORY GRADE GUM FLOORING, TONGUED AND GROOVED, END-MATCHED, KILN-DRIED

Grade	Maximum price per M'BM
25/32 x 2¼'':	
Clear	$99.50
Select	97.00
No. 1 Common	82.00
No. 2 Common	66.50
Victory grade	85.50
Victory grade shorts	66.50
25/32 x 3¼'':	
Clear	106.50
Select	104.00
No. 1 Common	88.00
No. 2 Common	70.50
Victory grade	91.50
Victory grade shorts	70.50
25/32 x 1½'':	
Clear	84.50
Select	82.50
No. 1 Common	65.50
No. 2 Common	51.00
Victory grade	68.50
Victory grade shorts	50.50

Notes on standard grades and victory grade gum flooring:

For purposes of this regulation, the grades of gum flooring are defined as follows:

Clear.—Face practically free of defects. 2' and longer, permitting up to 30% 2' and 3'.

Select.—Admits small tight knots, pin worm holes, and slight imperfections in working. 2' and longer, permitting up to 40% 2' and 3'.

No. 1 Common.—Will lay a sound floor without cutting. 1' and longer, permitting up to 60% 1' to 3'.

No. 2 Common.—Admits defects of all kinds, but will lay a serviceable floor with some cutting. 1' and longer, permitting up to 80% 1' to 3'.

Victory.—Shall be machine run, consisting of all grades named herein developed in a normal run of average grade lumber, with all grades bundled together. The lowest piece admitted shall not be less than No. 2 Common and lay a serviceable floor without cutting. The bundles are to be 2' and up, with an average length of not less than 4½'.

MANUFACTURING REQUIREMENTS

Flooring must meet all of the manufacturing requirements for tongued and grooved, end-matched flooring, as required by rules of the National Oak Flooring Manufacturers Association for standard grades of oak and other hardwood flooring.

Flooring shall not be considered to meet the requirements of these grades unless the lumber from which the flooring is manufactured has been properly kiln-dried.

TABLE 8—MAXIMUM PRICES PER M'BM FOR STANDARD GRADES AND VICTORY GRADE PECAN FLOORING

Grade	Maximum price per M'BM
25/32 x 1½'':	
First grade	$84.00
Second grade	73.50
Third grade	64.50
Fourth grade	47.00
Victory grade	70.00
Victory grade shorts	55.50
25/32 x 2¼'':	
First grade—white	104.50
First grade—red	104.50
First grade—regular	101.50
Second grade—red	99.00
Second grade—regular	94.00
Third grade	86.00
Fourth grade	63.00
Fourth grade—15'' shorts	53.00
Victory grade	91.00
Victory grade shorts	72.50
25/32 x 3¼'':	
Victory grade	97.50
Victory grade shorts	79.50

TABLE 9—MAXIMUM PRICES PER M'BM FOR PREFINISHED PECAN FLOORING

Grade	25/32'' x 3¼''	25/32'' x 2¼''	25/32'' x 2¼''
Prime	$123.00	$116.00	$116.00
Standard	119.50	113.00	113.00
Standard and better	121.00	114.50	114.50

Notes on prefinished pecan flooring.

Prime grade: Same as second and better strip pecan flooring, and will average about 50 percent first grade and 50 percent second grade. Bundles: 2' and longer; minimum average: 4'.

Standard grade: Same as third grade. Bundles 1¼' and longer: Minimum average: 3'.

Standard and better grade: A combination of prime grade and standard grade to include the normal percentage of each of these grades developing.

Additions and deductions: For standard or standard and better grade, shipped in 2' and longer bundles, add $2.00 per M'BM to the price for the regular grade (2' bundles contain pieces 18'' to 30'').

For prime, standard or standard and better grade, shipped in 1¼' bundles only, deduct $15.00 per M'BM from the price for the appropriate grade in table 9.

ARTICLE VIII

The maximum prices established in Article VIII may not be charged except for flooring produced in mills located in the Appalachian hardwood region, as defined in Maximum Price Regulation 146. The maximum prices set forth are for 1000 feet board measure for the indicated species, grade, and size, f. o. b. mill.

In order that the Office of Price Administration may properly enforce these maximum prices, particularly on sales out of distribution yard stocks, it is necessary that it maintain an accurate file of hardwood flooring mills located in this region, and that all flooring produced in such mills be easily identifiable as such. Therefore, the following two requirements must be complied with before the prices in this Article VIII may be charged:

1. The producing mill must register with the Lumber Branch, Office of Price Administration, Washington 25, D. C., and must keep on file an acknowledgment from OPA that the registration has been received. The registration may be in any form so long as it shows the exact name of the mill, and the location of the mill (town, county, and state).

2. The producing mill must either stamp each piece with the name and location (town and state) of the mill, or securely tag or label each bundle, the tag or label to bear the following wording:

Produced by _____
(Exact name of producing mill)
At _____
(Location of producing mill)
Authorized maximum price fixed by Article VIII of MPR 458.

NOTE: Since Order No. 3 (effective April 11, 1946) permitted agreements to adjust prices upward to reflect increases granted by this amendment, the above requirements do not apply to shipments made prior to May 31, 1946.

The maximum prices for beech flooring produced by a mill which fails to meet the registration and labeling requirements set forth above shall be maximum prices set forth in Article VI.

TABLE 10—MAXIMUM PRICES PER M'BM FOR STANDARD GRADES AND VICTOY GRADE BEECH FLOORING

Grade	Maximum price per M'BM
25/32 x 1½'':	
First grade—red	$88.00
First grade	81.00
Second grade	78.00
Third grade	64.50
Third grade and better shorts	57.50
Victory grade	76.50
25/32 x 2¼'':	
First grade—red	106.50
First grade	100.00
Second grade	96.00
Third grade	80.50
Third grade and better shorts	73.00
Victory grade	93.50
25/32 x 3¼'': Victory grade	100.50

TABLE 11—MAXIMUM PRICES PER M'BM FOR PREFINISHED BEECH FLOORING

Grade	25/32 x 3¼''	25/32 x 2¼''	25/32 x 2¼''	½ x 2½''	½ x 2''
Prime	$127.50	$120.50	$120.50	$120.50	$120.50
Standard	124.00	117.00	117.00	117.00	117.00
Standard and better	126.00	118.50	118.50	118.50	118.50

Notes on prefinished beech flooring.

Prime grade: Same as second and better strip beech flooring, and will average about 50 percent first grade and 50 percent second grade. Bundles: 2' and longer; minimum average: 4'.

Standard grade: Same as third grade. Bundles 1¼' and longer: Minimum average: 3'.

Standard and better grade: A combination of prime grade and standard grade to include the normal percentage of each of these grades developing.

Additions and deductions: For standard or standard and better grade, shipped in 2' and longer bundles, add $2.00 per M'BM to the prices for the regular grade (2' bundles contain pieces 18'' to 30'').

For prime, standard or standard and better grade, shipped in 1¼' bundles only, deduct $15.00 per M'BM from the price for the appropriate grade in table 11.

NOTE: All reporting and record keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

This amendment shall become effective May 17, 1946.

Issued this 17th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8346; Filed, May 17, 1946; 4:44 p. m.]

PART 1305—ADMINISTRATION

[SO 126, Amdt. 34]

BRUSHES AND BROOMS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Supplementary Order 126 is amended in the following respect:

Paragraph (c) of section 8, Article II, is amended by adding the following items thereto:

Domestically processed Animal Hair, Vegetable Fiber, and Bristle (except Broom Corn) and mixtures thereof in any combination, used in the manufacture of brushes and brooms.

This amendment shall become effective May 20, 1946.

Issued this 20th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8427; Filed, May 20, 1946; 11:53 a. m.]

PART 1305—ADMINISTRATION

[SO 129, Corr. to Amdt. 17]

EXEMPTION AND SUSPENSION FROM PRICE CONTROL OF MACHINES, PARTS, INDUSTRIAL MATERIALS AND SERVICES

In section 13 (a) of Supplementary Order 129, the item "Zinc engravers plates . . ." is amended to read as follows:

Zinc engravers plates, raw and finished.

Issued this 20th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8428; Filed, May 20, 1946; 11:53 a. m.]

PART 1305—ADMINISTRATION

[SO 149[1], Amdt. 1]

INDIVIDUAL COMPANY ADJUSTMENT PROVISION FOR PRODUCERS OF CERTAIN COTTON, WOOL AND LINEN TEXTILES

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Supplementary Order No. 149 is amended in the following respect:

1. Section 2 is amended to read as follows:

SEC. 2. *Designated commodities.* The commodities included in this order are those covered by Revised Price Schedule or Maximum Price Regulation Nos.[2] 7, 11, 33, 35, 39, 58, 89, 118, 127, 163, 220, 221, 287, 506, 570, 572, 595, 605, 607, and spun, twisted, braided, woven, or knitted articles when made in whole or major part of cotton, wool, or flax (or any combination thereof), covered by the General Maximum Price Regulation.[3]

This amendment shall become effective May 25, 1946.

Issued this 20th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8429; Filed, May 20, 1946; 11:53 a. m.]

PART 1312—LUMBER AND LUMBER PRODUCTS

[MPR 608, Amdt. 1]

SPECIAL MILLWORK

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 608 is amended in the following respect:

The first paragraph in section 3 (a) (2) preceding subdivision (i) is amended to read as follows:

(2) *Filing pricing method.* Every seller who is required to determine maximum prices for special millwork under

[2] 11 F.R. 2640.

[2] RPS-7—Combed cotton yarns and the processing thereof—7 F.R. 2000, 2132, 2277, 2393, 2509, 2737, 3160, 3551, 3664, 5481, 8948, 9782, 10496; 8 F.R. 972, 5755, 9285, 11870, 12611, 14004; 9 F.R. 10636, 11903, 12412; 10 F.R. 1141, 3552.

MPR-11—Fine cotton goods—9 F.R. 2661, 3577, 4879, 5162, 11531, 13020, 13056, 14850; 10 F.R. 1141, 3090, 6307, 8977.

MPR-33—Carded cotton yarns and the processing thereof—7 F.R. 7557, 8948, 10070; 8 F.R. 2345, 3526, 9759, 13497; 9 F.R. 10575, 11903.

RPS-35—Carded gray and colored-yarn cotton goods—8 F.R. 1936, 5309, 15906, 16744; 9 F.R. 2020, 2237, 2477, 2790, 3339, 7700, 9278, 9838, 10085, 10921; 10 F.R. 3876, 8129, 9669, 10293.

MPR-39—Woven decorative fabrics—9 F.R. 14067; 10 F.R. 4662, 11663, 14063, 14659.

RPS-58—Wool and wool tops and yarns—8 F.R. 5988, 11738; 9 F.R. 7943, 10425; 10 F.R. 1143, 1446.

RPS-59—Bed linens—7 F.R. 2107, 2000, 2132, 2299, 2739, 3163, 3327, 3447, 3962, 4176, 4732, 7599, 8937, 8948; 8 F.R. 8070, 11245; 9 F.R. 1717, 9616, 6645.

MPR-118—Cotton products—8 F.R. 12186, 12934; 9 F.R. 401, 10088, 10925, 14211, 14383, 14676; 10 F.R. 705, 857, 1492, 2025, 3875, 8134, 8979, 10310.

MPR-127—Finished piece goods—10 F.R. 14507, 14628, 15006.

MPR-163—Woolen and worsted civilian apparel fabrics—9 F.R. 3972, 4396; 10 F.R. 12261, 13546, 15006.

MPR-220—Certain rubber commodities—8 F.R. 16689; 9 F.R. 1116, 6431, 7198, 9650; 10 F.R. 1747, 4599, 12084, 12160, 12741, 13310; 11 F.R. 2179, 3026.

MPR-221—Manufacturers' prices for Fall and Winter knitted underwear—7 F.R. 7318, 9615, 10719; 8 F.R. 4514, 13847; 9 F.R. 5174, 11758, 8659.

RMPR-287—Manufacturers' prices for women's, girls' and children's outerwear garments—8 F.R. 9122, 10304, 10001; 9 F.R. 974, 12590; 10 F.R. 5720, 13449.

RMPR-506—Maximum prices for staple work gloves—10 F.R. 10862.

MPR-570—Women's, misses' and children's underwear, nightwear and negligee garments—10 F.R. 655, 1788, 4662, 14448.

MPR-572—Manufacturers' prices for certain Fall and Winter Outerwear—10 F.R. 1433, 2387, 4813.

MPR-595—Woven woolen and worsted automobile flat fabrics—10 F.R. 11664.

MPR-605—Manufacturers' prices for shirts, shorts, pajamas and related items—10 F.R. 15115; 11 F.R. 350.

MPR-607—Manufacturers' prices for men's and boys' tailored clothing and related garments—11 F.R. 2693.

[3] General Maximum Price Regulation—8 F.R. 5307, 6362, 14765, 15586; 9 F.R. 579, 4239, 6238, 6817, 12132; 10 F.R. 2610.

subparagraph (1) shall within 60 days after the issuance of this regulation, file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., a report, in duplicate, setting forth:

This Amendment No. 1 shall become effective as of May 3, 1946.

NOTE: The reporting requirements of this Amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 20th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8424; Filed, May 20, 1946; 11:54 a. m.]

PART 1389—APPAREL

[RMPR 506[1] incl. Amdts. 1-3]

MAXIMUM PRICES FOR STAPLE WORK GLOVES

This compilation of Revised Maximum Price Regulation 506 includes Amendment 3, effective May 20, 1946. The text added or amended by Amendment 3 is underscored. Changes made by Amendment 3 in Tables 1 through 12 of Appendix A are indicated by notes.

A statement of the considerations involved in the issuance of this Revised Maximum Price Regulation No. 506 has been issued simultaneously herewith and filed with the Division of the Federal Register.[2] In the judgment of the Price Administrator the maximum prices established by this regulation are and will be generally fair and equitable and will effectuate the purposes of the Emergency Price Control Act of 1942, as amended. Such specifications and standards as are used in this regulation were, prior to such use, in general use in the trade or industry affected.

§ 1389.604 *Maximum prices for staple work gloves.* Under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders No. 9250 and No. 9328, Revised Maximum Price Regulation No. 506 (Maximum Prices for Staple Work Gloves) which is annexed hereto, and made a part hereof, is hereby issued.

Sec.

1. Scope of this regulation.
2. How to find retail ceiling prices.
3. How to find wholesale ceiling prices.
4. How to find manufacturers' ceiling prices.
5. When taxes may be added.
6. Marking of gloves.
7. Disclosure.
8. Records and reports.
9. Excessive prices forbidden.
10. Adjustable pricing agreements.
11. Licensing and enforcement.
12. Relation to other regulations.
13. How this regulation may be amended.

Appendix A—Tables of ceiling prices for sales by manufacturers and sales at wholesale.
Appendix B—Tables of ceiling prices for sales at retail.
Appendix C—Suggested form to be used by manufacturers in applying for ceiling prices under section 4 (b).

AUTHORITY: § 1389.604 issued under 56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; Pub. Law 108, 79th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; E.O. 9599, 10 F.R. 10155; E.O. 9651, 10 F.R. 13487; E.O. 9697, 11 F.R. 1691.

SECTION 1. *Scope of this regulation—*(a) *Kinds of work gloves covered.* The specified staple work gloves covered by this regulation are work gloves of the following kinds:

(1) Single thickness canton flannel gloves.

(2) Canton flannel gloves with double thickness palm.

(3) Fully-lined canton flannel gloves.

(4) Two-thumbed canton flannel gloves.

(5) Jersey gloves.

(6) Combination leather and canton flannel or jersey gloves. However, grain leather palm gloves are not covered by this regulation.

For the purposes of this regulation (except Appendix A) "gloves" means both gloves and mittens.

(b) *Kinds of sales covered.* This regulation applies to all sales including sales at retail, sales at wholesale and sales by manufacturers. These kinds of sales are defined as follows:

(1) *Sales at retail.* All sales to individual consumers are "sales at retail." Such sales may, of course, be made by someone who is primarily a wholesaler or a manufacturer.

Sales to industrial, commercial, governmental, and charitable institutions which do not resell are also considered "sales at retail" if made by a person who sells principally to individual consumers, and only incidentally to institutions of these kinds. If not made by such a person, sales to these institutions are considered sales at wholesale or sales by manufacturers.

(2) *Sales at wholesale.* A sale at wholesale is any sale which is neither a sale at retail as explained in (1) nor a sale by a manufacturer as explained in (3). For example, a sale by a jobber, who buys work gloves from a manufacturer and resells them to a retailer or to an industrial user, is a sale at wholesale. Sales from jobber to jobber, and from retailer to retailer are also sales at wholesale, but are called "special sales", as explained in section 3.

(3) *Sales by a manufacturer.* A sale by a manufacturer is a sale of work gloves by a person:

(i) Who fabricated the gloves sold; or

(ii) Who sold or consigned to the fabricator of the gloves any of the principal materials from which they were made; or

(iii) Whose business is under the same ownership or control as the person who fabricated the gloves.

(c) *Where this regulation applies.* This regulation covers sales in the 48 states and the District of Columbia.

SEC. 2. *How to find retail ceiling prices.* Ceiling prices for sales at retail are listed in the tables in Appendix B. Two tables of ceiling prices are provided. Table I lists retail ceiling prices for gloves purchased from a wholesaler (the term "wholesaler" is defined in section 3 (a)). Table II lists retail ceiling prices for gloves purchased direct from the manufacturer.

The ceiling prices in the tables are not given by the kind of glove, but by the supplier's net ceiling price. The tables show the retail ceiling price which corresponds to each different supplier's net ceiling price. Before using the tables, the retailer must find his supplier's net ceiling price according to the instructions given below. Retailers should also pay particular attention to section 6 (Marking of gloves).

[Above paragraphs amended by Am. 2, 9 F.R. 10862, effective 9-1-44]

(a) *Where retailer does not know the supplier's ceiling price.* If the retailer does not know the ceiling price of the manufacturer or wholesaler who supplies him, he may inquire of the supplier, who is required to disclose his ceiling price. Moreover, if the gloves to be priced are those specified in Appendix A, the retailer can find the ceiling prices for manufacturers in column (a) of the tables in Appendix A, and the ceiling prices for wholesalers in column (b) of these tables. Note, however, that the ceilings listed for manufacturers in column (a) are on a gross basis. Thus for gloves purchased from manufacturers "the supplier's net ceiling" is the price listed in column (a) of the appropriate table, less 2% (the discount available on all purchases from manufacturers), or less such more favorable terms as may be extended by your supplier.

[Paragraph (a) amended by Am. 3, effective 5-20-46]

(b) *Where retailer's suppliers have different ceiling prices.* Some manufacturers have two ceiling prices for the same number—a Group I ceiling and a Group II ceiling. If the retailer pays the Group I ceiling price (or less), he takes that ceiling to figure his retail price; but if he pays the manufacturer a higher price, he takes the Group II ceiling. If, however, he buys gloves with the identical manufacturer's lot number or brand name at different prices, making one purchase at or below the Group I ceiling and another above, he must use the Group I ceiling to figure his retail price on all gloves of this lot number or brand name. Moreover, if he buys gloves with the identical manufacturer's lot number or brand name from a wholesaler and also from the manufacturer, he must use Table II in determining his retail ceiling price, and must take the manufacturers' ceiling, not the wholesalers' ceiling, to figure his retail ceiling for this number.

Example. Retailer B buys lot No. 902 from the X Company, the manufacturer, at $2.40, 2, 20, net 40, per dozen, which is the manufacturer's ceiling specified in Appendix A. Later he gets more gloves of lot No. 903 from a wholesaler, who charges him $2.85 per dozen, the wholesalers' ceiling listed in Appendix A.

In figuring his retail ceiling for work gloves of this lot number, B takes $2.40 less 2% as his supplier's net ceiling price, or $2.35. In Table II of Appendix B, he finds 26¢ per pair as his ceiling price for this lot number (not 32¢ based on $2.85).

[Example amended by Am. 3, effective 5-20-46]

[Paragraph (b) amended by Am. 2, 9 F.R. 10862, effective 9-1-44]

(c) *Where gloves are bought at a "special sale".* Sales which are neither sales by a manufacturer nor "regular sales" at wholesale are called "special sales". These include sales by retailers to retailers, sales by brokers, commission merchant, job-lot dealers or like persons and sales of other types. (The difference between "regular" and "special" sales is more fully explained in section 3.)

If the retailer has bought a glove at a "special sale", he does not figure his ceiling price by taking the price of his own supplier. Instead, he takes the ceiling price of the supplier of the person who made the "special sale". If a succession of special sales has been made, he takes the ceiling price of the supplier of the person who made the first of these special sales. Thus, the retail ceiling price of a pair of gloves is the same as if the retailer had bought directly from the original supplier, without any special sale intervening.

Example 1. C, a retail chain, buys one dozen 8 oz. canton flannel gloves from a manufacturer at $1.72½, 2/20, net 40, which is the manufacturer's ceiling listed in Appendix A. C sells them to D, another retail chain, for $1.77½ (which is equal to C's cost plus freight actually paid by him).

In figuring his retail ceiling D assumes his supplier's ceiling to be $1.69 ($1.72½ less 2%), the net ceiling price of C's supplier, not $1.77½, the price D actually paid. Accordingly, from Table II in Appendix B, D finds a retail ceiling of 19¢ per pair.

Example 2. E, an independent retailer, buys one dozen 18 oz. double palm cotton flannel gloves from a wholesaler at $3.15 (the jobber's ceiling). He decides to liquidate and sells them to an auctioneer for $2.75 a dozen. The auctioneer resells them to F, another retailer, for $3.20 (this being the price paid by E, plus transportation charges incurred by the auctioneer).

In figuring his retail ceiling F takes $3.15 as his supplier's ceiling, so that his retail ceiling, found from Table I in Appendix B, is 35¢ (not 36¢).

[Examples 1 and 2 amended by Am. 2, 9 F.R. 10862, effective 9-1-44, and Am. 3, effective 5-20-46]

(d) *Where a retail sale is made by manufacturer.* Where a sale at retail is made by a manufacturer, the retail ceiling is found from Table II in Appendix B. But since the manufacturer has no "supplier," he takes the Group I manufacturers' ceiling for these gloves (found in column (a) of the tables in Appendix A) and uses this as his "supplier's ceiling price."

[Paragraph (d) amended by Am. 2, 9 F.R. 10862, effective 9-1-44]

SEC. 3. *How to find wholesale ceiling prices.* Under this regulation, there are two kinds of sales at wholesale. They are called "regular sales" and "special sales", and are explained in this section. Different methods of pricing are provided for these two kinds of sales.

(a) *Regular sales at wholesale—*(1) *What is a regular sale.* A "regular sale" is a sale by a wholesaler to a person who sells principally at retail or is an industrial user, and whose business is not under the same ownership and control as the seller's.

A "wholesaler" is a person or business organization to which all the following statements apply:

(i) It sells goods to retailers in general, and not primarily to a single retailer, or to a group of retailers which are under common ownership.

(ii) It buys and sells goods in "wholesale quantities", as understood in the trade, and sells through traveling salesmen or circulated catalogs.

(iii) It carries at all times at its principal place of business a representative stock of work gloves, and makes at least 50% of its work glove deliveries from stock (as opposed to drop shipments).

(iv) It is not under the same ownership or control as the person who fabricates the work gloves which it sells.

(v) It extends credit, and carries its own accounts. It may, of course, entrust or assign its delinquent accounts to others for collection.

(vi) It is not (*a*) a buying office or other agency representing retailers, (*b*) a stock-carrying affiliate of retailers, (*c*) a central office or warehouse for stores which are commonly owned or controlled, (*d*) a drop shipper, (*e*) a broker, (*f*) a commission-merchant, (*g*) a selling-agent, or (*h*) a job-lot dealer.

A person who wishes to qualify as a "wholesaler" but was not such a wholesaler in 1942, must, before making any sales at ceilings for regular sales at wholesale, send a statement by registered mail to the Office of Price Administration ("Men's Clothing Section"), Washington 25, D. C. The statement must give the "wholesaler's" name and address, and the date on which he commenced business as a wholesaler.

(2) *Ceiling prices for "regular sales".* For the work gloves specified in Appendix A, ceiling prices for regular sales at wholesale are those stated in column (b) of the tables in that appendix.

For work gloves not specifically priced in Appendix A and which a wholesaler had in stock on the effective date of this regulation, the ceiling prices for regular sales at wholesale are those established under the prior applicable price regulation (either the General Maximum Price Regulation[3] or Maximum Price Regulation 210[4]).

In some cases, the Office of Price Administration may establish by individual order manufacturers' ceiling prices for work gloves not specifically priced in Appendix A. In each such case, the wholesaler figures his ceiling price by taking the manufacturer's Class I gross ceiling price and multiplying this price by 1.168.

[Above paragraph amended by Am. 3, effective 5-20-46]

(b) *Special sales.* Sales at wholesale which are not "regular sales" as explained in paragraph (a) are "special sales". They include (but are not confined to) sales by wholesalers to wholesalers, sales by retailers to retailers, and all sales by brokers, commission merchants, job-lot dealers, and like persons.

(1) *Ceiling prices for special sales.* The ceiling prices for a "special sale" is the net price actually paid by the seller (not exceeding the ceiling price), plus any charges for transportation actually paid by him. Moreover, any person who buys at a special sale and resells at another special sale must figure his ceiling price by taking the price paid by the seller in the first special sale.

Example 1. G, a large retailer, buys a dozen 8 oz. canton flannel gloves from a manufacturer at $1.72½, 2/20, net 40, the manufacturer's ceiling price, and pays 10¢ per dozen for freight. He now wants to resell them to H, a second retailer. G's ceiling price for this sale is $1.79—his cost plus freight.

Example 2. L, a wholesaler, buys a dozen hot mill gloves from a manufacturer at $3.57½, 2/20, net 40, per dozen, the manufacturer's ceiling price. L now liquidates and resells the gloves to auctioneer M for $3.25 per dozen. Now M wants to resell the gloves to another wholesaler.

In figuring his price for this second special sale, M takes as his cost $3.50½ per dozen ($3.57½ less 2%), the price paid by L, and adds freight paid by M. If M pays 10¢ for freight, N's ceiling is $3.60½.

[Examples 1 and 2 amended by Am. 2, 9 F.R. 10862, effective 9-1-44 and Am. 3, effective 5-20-46]

(2) *Disclosure in special sales.* In any special sale, the seller must mark the bill or invoice with the words "special sale", and must disclose any information required by the provisions of section 7 (a).

SEC. 4. *How to find manufacturers' ceiling prices—*(a) *Work gloves specified in Appendix A.* For the work gloves specified in Appendix A, ceiling prices for sales by manufacturers are those stated in column (a) of the tables in that appendix. Column (a), however, states two manufacturers' ceiling prices for each glove specified—a Group I ceiling and a Group II ceiling. Some manufacturers must use the Group I ceiling only, some may use the Group II ceiling only, and some may use both, according to the rules stated in the following subparagraphs (1), (2), and (3).

(1) *How a manufacturer finds his "wholesale percentage".* (i) In order to find what proportion of his sales must be made at Group I prices, a manufacturer must find the percent of his 1941 deliveries which were made at wholesale prices. This is called the manufacturer's "wholesale percentage". A "whole-

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[1] 9 F.R. 10862.

[2] Statements of considerations are also issued simultaneously with amendments. Copies may be obtained from the Office of Price Administration.

[3] 9 F.R. 1385, 5169, 6106, 8150, 10193, 11274.

[4] 7 F.R. 6789, 7318, 7173, 7912, 8651, 8930, 8937, 8948, 9614, 10109; 8 F.R. 973, 1813, 2025, 6359, 13050, 13742, 16170; 9 F.R. 11177, 11758, 14126; 10 F.R. 1608, 8659, 10028, 15034; 11 F.R. 349.

sale price" means (*a*) any price at or below which a manufacturer, during 1941, normally supplied wholesalers, or any other large volume purchaser (e. g., chain stores and mail order houses) commonly known or regarded as "wholesale trade"; (*b*) any price at which industrial users or other purchasers (e. g., independent retailers) were supplied during 1941, if, during this period, the manufacturer's price to them was no higher than his price to "wholesale trade"; (*c*) any price during 1941 at which a manufacturer, who did not sell to "wholesale trade" during this period, normally supplied industrial users or other purchasers, if this price was no higher than the prices at which manufacturers supplying "wholesale trade" sold to such trade during 1941. In determining whether certain sales were made at "wholesale prices," allowance must be made for differences in gloves sold.

Example 1. During 1941, W, a work glove manufacturer, supplied only wholesalers, chain store, and mail order houses. For the purposes of this regulation, all of the prices at which W sold these purchasers are "wholesale prices."

Example 2. During 1941, Y, a work glove manufacturer, supplied only wholesalers and industrial users. He sold the same gloves to both types of purchasers at the same prices. For the purposes of this regulation, all of the prices at which Y sold these purchasers are "wholesale prices."

Example 3. During 1941, Z, a work glove manufacturer, supplied only wholesalers and independent retailers. He sold the same gloves to independent retailers as he sold to wholesalers, but at higher prices. Only the prices at which Z sold to wholesalers are "wholesale prices."

Example 4. During 1941, V, a work glove manufacturer, supplied wholesalers and independent retailers. He sold a number to wholesalers at $4.75 a dozen. He also sold to independent retailers at $5.00 a dozen, a number which was similar except for an extra feature that was worth 25¢ a dozen. Both the $4.75 and the $5.00 sales would be considered sales at "wholesale prices."

(ii) A manufacturer will figure his "wholesale percentage" as follows:

(*a*) Find the number of dozens of staple work gloves covered by this regulation delivered to all purchasers in 1941.

(*b*) Find the number of these which were delivered at wholesale prices.

(*c*) Divide the number delivered at wholesale prices by the total of all deliveries (divide (*b*) by (*a*)). The resulting figure, expressed as a percent, is the manufacturer's "wholesale percentage".

Example 1. P, a work glove manufacturer, delivered 10,000 dozen staple work gloves in 1941. All these were delivered at prices generally charged to independent retailers, and none at "wholesale prices."

P's "whole percentage" is zero.

Example 2. R, a work glove manufacturer, delivered 100,000 dozen staple work gloves in 1941. All these deliveries were made to volume purchasers including jobbers. Chain stores and industrial users and none were delivered at higher prices.

R's "wholesale percentage" is 100%.

Example 3. S, a work glove manufacturer, delivered 50,000 dozen staple work gloves in 1941. 20,000 of these were delivered to his volume trade at "wholesale prices", and 30,000 to independent retailers at higher prices.

S's "wholesale percentage" is 40% (20,000 divided by 50,000).

(2) *How a manufacturer uses his wholesale percentage.* Each manufacturer who delivered staple work gloves at "wholesale prices" in 1941 must, during the remainder of 1944 and each subsequent calendar year, make a certain quota of his deliveries of staple work gloves at Group I prices. This quota is that percentage of his total annual deliveries which is equal to his "wholesale percentage" (found under (1)). For example, if a manufacturer's "wholesale percentage" is 40%, and he delivers 300,000 dozen staple work gloves during the remainder of 1944, 120,000 dozen must be delivered at Group I prices. If, at the end of a year, a manufacturer fails to meet his quota, he has exceeded his ceiling prices to the extent of the deficiency, and will be liable to civil and criminal penalties accordingly. In calculating the annual quota of deliveries which must be made at Group I prices, follow these instructions:

(i) *What deliveries are counted in finding the quota.* In figuring the quota of deliveries which must be made at Group I prices in 1944, the manufacturer takes all deliveries made from May 16, 1944, to December 31, 1944, inclusive. In any subsequent year, all deliveries for the entire calendar year will be included.

Example 1. In 1941 the ABC Company sold 70% of its staple work gloves at "wholesale prices" and 30% at higher prices. Its "wholesale percentage" is 70%. From May 16, 1944, to December 31, 1944, its anticipated deliveries of work gloves are 250,000 dozen.

The ABC Company will determine its obligation as follows:

	Dozen
Anticipated deliveries	250,000
Quota to be delivered at Group I prices (70% of 250,000)	175,000
Remainder which may be sold at Group II prices	75,000

For convenience in meeting the quota of deliveries which must be made at Group I prices, it is suggested that a manufacturer keep a current record of deliveries at Group I and Group II prices made after May 16, 1944, in this form:

Date	Number of dozens delivered at group I prices	Number of dozens delivered at group II prices	Total number of dozens delivered

At periodic intervals (e. g., at the end of each month), the manufacturer should total deliveries at Group I prices and all deliveries. He should then divide the former total by the latter. If the proportion of deliveries at Group I prices is below his wholesale percentage, it would be advisable for him to ship only at his Group I ceilings until the proportion of deliveries at Group I prices equals the wholesale percentage. This procedure should be repeated for subsequent periods, until the end of the year.

Example 2. In 1941 the X Company sold all of its staple work gloves at "wholesale prices". Its "wholesale percentage" is thus 100%. In 1944, all of its deliveries must be made at Group I prices.

Example 3. In 1941 the Z Company sold none of its staple work gloves at "wholesale prices". Its "wholesale percentage" is thus zero. In 1944, all of its deliveries may be made at Group II prices.

(ii) *Sales to particular purchasers not required.* A manufacturer who may make deliveries at Group II prices may make these deliveries to any class of purchaser. Likewise, a manufacturer may make deliveries at Group I prices to any class of purchaser. Moreover, a manufacturer who delivers the required proportion of his work gloves at Group I prices may deliver as many more at Group I prices as he wishes.

(iii) *Calculating and filing the "wholesale percentage."* Every manufacturer of staple work gloves must keep available for inspection by the Office of Price Administration the records and the tabulation or work sheets which he used in figuring his "wholesale percentage". He is also required to file a statement of his wholesale percentage, as provided in section 8 (c) (2).

(3) *Inability to calculate a wholesale percentage.* Any manufacturer who sells staple work gloves but did not do so in 1941, or who, because of other reasons, is unable to determine a wholesale percentage, must apply to the Office of Price Administration (Men's Clothing Section), Washington 25, D. C., for the authorization of a "wholesale percentage."

This application must set forth: (i) the manufacturer's name and address; (ii) the date when he commenced business; and (iii) the total number of dozens of staple work gloves delivered to each class of purchaser during the first 12 months of business, or, if the manufacturer does not have one year's experience, during such other portion of time as he has been in business. Until this authorization is granted the manufacturer must make all deliveries at or below Group I ceiling prices.

[Subparagraph (3) amended by Am. 2, 9 F.R. 10862, effective 9-1-44]

(b) *Other work gloves covered by this regulation.* For work gloves covered by this regulation but not specified in Appendix A, a manufacturer's ceiling prices are those authorized by the Office of Price Administration, on application by the manufacturer.

An application for the fixing of a ceiling price must be filed with the Office of Price Administration (Men's Clothing Section), Washington 25, D. C. The application must contain information in the detail indicated by the suggested form in Appendix C, and must be accompanied by a sample of the glove.

Pending action on such an application a person must not sell or deliver the glove except in accordance with the provisions of section 10 (b) (Adjustable pricing agreements).

Maximum prices authorized by orders issued under this provision prior to May 20, 1946, may be adjusted in accordance with the table below. The new maximum price is calculated by multiplying the price authorized by the applicable percentage multiplier. The manufacturer must send corrected price notices to each of his customers with the first numbers shipped after the price changes have become effective.

Type of glove	Adjustment multiplier for manufacturers (to be applied to Group I and Group II authorized ceilings)	Adjustment multiplier for wholesalers (to be applied to manufacturer's Group I adjusted ceiling)
Canton flannel	1.10	1.168
Jersey	1.03	1.168
Leather combination	1.041	1.168

[Above paragraph and table added by Am. 3, effective 5-20-46]

SEC. 5. *When taxes may be added.* When a tax on a particular sale or delivery is imposed by a statute or ordinance which permits stating the tax separately from the price, the tax may be separately charged or collected in addition to the ceiling price. This applies only to sales taxes, gross receipt or gross proceeds taxes, and compensating use taxes, and does not apply to any tax imposed on a prior sale or delivery.

SEC. 6. *Marking of gloves*—(a) *Marking required at retail.* Every person is forbidden to sell or offer to sell at retail or display in a retail store any pair of staple work gloves which is not marked as required by this section. If any part of the required marking has not been performed by the manufacturer, it must be supplied by the retailer.

(1) On and after June 21, 1944, the marking must show the retail ceiling price.

(2) On and after September 15, 1944, the marking must show, in addition to the retail ceiling price, the manufacturer's lot number or brand name for the glove and a statement of defects (if any).

[Paragraph (a) amended by Am. 1, 9 F.R. 6239, effective 6-6-44]

(b) *Marking and information required of manufacturers.* Every manufacturer is forbidden to deliver any pair of work gloves which is put into the process of manufacture on or after August 6, 1944, unless it contains markings showing the manufacturer's lot number or brand name for the glove, and a statement of defects (if any). Moreover, each manufacturer must supply each retail purchaser with a list of retail ceiling prices for staple work gloves supplied him. If the gloves are distributed through wholesalers, the manufacturer must supply the wholesaler who in turn must supply each retailer. This list must be forwarded by the manufacturer or wholesaler not later than the first invoicing or billing of any pair of staple work gloves covered by this regulation, or before June 6, 1944 (whichever is later). The manufacturer or wholesaler must keep this list up to date thereafter by sending supplemental lists to each customer at the time of shipment of any new numbers subsequently sold, or, if the manufacturer's or wholesaler's net ceiling price is changed, by sending corrected lists with the first numbers shipped after the price changes have been effective. The list must be in substantially the following form:

[Paragraph (b) amended by Am. 1 and Am. 3, effective 5-20-46]

RETAIL CEILING PRICE LIST AS REQUIRED BY THE OFFICE OF PRICE ADMINISTRATION

[Retail ceiling prices for ABC Company staple work gloves [1]—for work gloves bought from manufacturers at Group I prices [2]]

Manufacturer's lot number or brand name	Description of glove	Appendix A RMPR 506 number [3] (if any)	Retail price per pair
903	8 oz. men's single thickness canton flannel gloves, knit wrist.	Table 1	$0.19
607	Double palm, canton flannel gloves, men's 18 oz. quilted palm, 8 oz. stripe back, knit wrist.	Table 2	.29
XYZ brand	Gunn pattern, men's split palm, ¾ leather thumb, leather pull, leather knuckle strap, 8 oz. canton flannel back, waterproof safety cuff.	Table 12, 11B.	.66

[1] The gloves may be identified by trade-mark or by manufacturer's or distributor's name.

[2] In appropriate cases, the list would be entitled "for work gloves bought from wholesalers" or "for work gloves bought from manufacturers at Group II prices."

[3] The number of the table, and the place in the table where the glove is described in Appendix A of RMPR 506. If the glove is not specified in Appendix A, write "none."

Notice: Each pair of gloves must be marked with the ceiling price. A pair of gloves must not be sold above the ceiling price, but may be sold for less. This list must be promptly displayed to any person on request during regular business hours.

[Above table amended by Am. 3, effective 5-20-46]

(c) *Elements of marking.* The elements required to be marked are explained in this paragraph.

(1) *Lot number or brand name.* The lot number or brand name must be different for each pair of gloves having a different manufacturer's ceiling price.

(2) *Ceiling price.* This must be the correct ceiling price for the circumstances in which the pair of gloves is offered for sale at retail.

(3) *Defects, if any.* If the pair of gloves is a "second" or imperfect, it must be so marked.

(d) *Manner of marking.* The required markings must be attached to at least one glove of each pair. The required marking must be attached by stitching, adhesive, pins or staples, or stamped on the glove itself, except where some other method is authorized. The required markings may be in one or more parts, and may be accompanied by other information, but all portions must be clearly visible to the purchaser.

EXAMPLE OF MARKING

LOT NO. 903
RETAIL CEILING 17¢

(e) *Exceptions to marking requirements.* (1) Industrial users need not attach the markings required by this section to any gloves which they sell to their employees at or below the net prices actually paid by the industrial user plus any charges for transportation actually paid by him. On all other sales by industrial users to their employees the industrial user is required to mark only the retail ceiling price.

(2) On sales and deliveries by manufacturers to industrial users it is not necessary to attach the required markings to each pair of gloves. In such cases, the seller may place the required markings on the package, wrapper or other container in which the gloves are packed.

[Paragraph (e) added by Am. 1, 9 F.R. 6239, effective 6-6-44]

(3) In the case of sales at retail which are based on orders received by mail pursuant to a mail order catalog, the retail seller need not mark each pair of gloves, as required by section 6 (a), if he forwards with the gloves a sales memorandum stating the retail purchase price (not exceeding the ceiling price), and the identity of the gloves.

[Subparagraph (3) added by Am. 2, 9 F.R. 10862, effective 9-1-44]

SEC. 7. *Disclosure*—(a) *Description of gloves.* Any person who has sold for resale any staple work gloves may be required to supply any subsequent buyer with any information needed by him for the marking and pricing of these gloves. This information must be furnished in writing promptly upon receipt of a written request from the buyer. Unless he has reason to believe it is erroneous, the buyer may rely on the information so furnished. If the buyer does have reason to believe the information is erroneous, he may nevertheless act on it, providing he immediately sends to a district or state office of the Office of Price Administration a statement of the circumstances and a request for a determination of the facts.

(b) *Sales slips and receipts.* Any seller who has customarily given a purchaser a sales slip, receipt or similar evidence of purchase must continue to do so. Upon request from a purchaser any seller, regardless of previous custom, must give the purchaser a receipt showing the date, the name and address of the seller, the type of gloves sold, and the price received for it.

(c) *Retail ceiling price list.* Any retailer who has received from his supplier a "retail ceiling price list" must display it promptly to any person who requests to see it during regular business hours. If the retailer sells through more than one department or selling establishment, a copy of the list must be made available in each separate unit where staple work gloves are sold.

(d) *Invoices.* Every manufacturer selling staple work gloves and very person selling these gloves at wholesale, must give the purchaser an invoice showing: (1) the name and address of the purchaser; (2) the manufacturer's lot number or brand name for each different pair of gloves sold; (3) a description of each pair of gloves bearing a different lot number or brand name, similar to the description in Appendix A, or some

identifying reference to the description set forth in the "retail ceiling price list" (described in section 6 (b)) previously supplied the same purchaser for the same lot number or brand name; (4) the quantity sold and the selling price of each different lot number or brand name; and (5) the terms of sale (e. g., 2/20 net 40, freight prepaid to city of destination).

[Paragraph (d) amended by Am. 1, 9 F.R. 6239, effective 6-6-44]

SEC. 8. *Records and reports*—(a) *Records to be kept by retailers.* Every person who sells staple work gloves governed by this regulation at retail must keep the following records, and make them available on request, to the Office of Price Administration.

(1) Invoices and other documents received by the seller showing costs, descriptions and sources of work gloves sold by him.

(2) Such records as he has customarily kept showing prices charged by him for work gloves sold at retail.

(b) *Records to be kept and filed by persons selling at wholesale.* Every person who sells work gloves covered by this regulation at wholesale must keep the following records, and make them available on request to the Office of Price Administration:

(1) Invoices and other documents received by the seller showing costs, descriptions and sources of work gloves sold by him.

(2) Copies of invoices and other documents showing prices and identification by name, trademark, lot number, etc., of work gloves sold by him at wholesale.

Moreover, every person who wishes to qualify as a "wholesaler" under section 3 (a) (1), but was not such a wholesaler in 1942, must file the statement therein described before making any sales at ceilings for regular sales at wholesale.

(c) *Records to be prepared, kept, and filed by manufacturers*—(1) *Price list.* Every manufacturer of staple work gloves must prepare a list of all staple work glove items which he delivers on or after May 16, 1944. This list must show the lot number of each such work glove, and, following each lot number, a description of the glove and the manufacturer's ceiling price. If the lot number is sold at Group I prices, the list must show whether it is sold to retailers or to wholesalers or to both. The description, like the descriptions in Appendix A, should specify cut or pattern, weight, and kind of materials used, thickness of glove, type of wrist, additional features (if any), and size classification. This record must be prepared on or before June 6, 1944, and must be kept up to date thereafter by adding any new numbers or any changes in the description of old numbers. This list must be kept and made available on request to the Office of Price Administration, but need not be filed.

(2) *Records and statement of wholesale percentage.* Every manufacturer of staple work gloves must keep the records and work sheets from which he found his "wholesale percentage" as provided in section 4 (a) (1). These records must include a list showing: (i) each lot number of staple work gloves covered by this regulation delivered during 1941; (ii) a description of each such number, in detail similar to descriptions in Appendix A; (iii) each class of purchaser (e. g., jobbers, chain stores, mail order houses, industrial users, independent retailers) to which each number was delivered; (iv) the quantity (in dozens) delivered to each class of purchaser, and (v) the prices at which delivery was made to each class of purchaser. The records required by this subparagraph must be prepared on or before June 6, 1944, and thereafter must be kept and made available on request to the Office of Price Administration. Further, the manufacturer must file with the Office of Price Administration (Men's Clothing Section) Washington 25, D. C., on or before June 6, 1944, a statement showing the total number of dozens of staple work gloves delivered by him in 1941, and the number delivered at wholesale prices.

SEC. 9. *Excessive prices forbidden.* On and after the effective date of this regulation, the following practices are forbidden regardless of any contract or other obligation:

(a) *Charging more than ceiling price.* Every person is forbidden to sell or deliver any staple work gloves at a price higher than the ceiling price set by this regulation. A lower price may, of course, be charged.

(b) *Buying for more than the ceiling price.* Every person is forbidden to buy or receive any staple work gloves, in the course of trade or business, at a price higher than the price set by this regulation.

(c) *Combination sales.* Every person is forbidden to require any purchaser to buy or agree to buy any other article, service, package or wrapper, in connection with the sale or delivery of any staple work gloves. But any seller may refuse to sell less than a minimum quantity of any one style number, if this minimum has been customary for the seller.

(d) *Indirect price increases.* Every person is forbidden to do any other act which directly or indirectly increases above the ceiling price the consideration paid by the purchaser for any staple work gloves. Any practice which is a device to secure the effect of a higher than ceiling price is as much a violation as outright raising of the ceiling price. This applies to devices making use of commissions, services, transportation charges, premiums, taxes, special provisions, tying agreements, trade understandings and all similar practices.

(e) *Indirect violations.* Every person is forbidden to offer, attempt or agree to do any of the acts forbidden by this section.

(f) *Stating prices above the ceiling price.* Every person is forbidden to state a gross price above the ceiling price, except where the seller customarily allows a percentage discount on all sales to one or more classes of customers. To customers of these classes, a seller may state a price which gives the net ceiling price after deducting the percentage discount. Wherever such a gross price is stated, the seller must also state expressly the discount allowed, the net ceiling price and the retail ceiling price. The amount actually collected or paid must never exceed the net ceiling price.

Example. X, a wholesaler, customarily grants a trade discount of 3% to its customers. In selling gloves with ceiling of $2.02½ net, it may prepare the invoice as follows:
Terms: 3%

Lot No.	Quantity	Description	Price	Amount
723	50 dozen	Men's 8 oz., single thickness canton flannel gloves, knit wrist, $2.02½ net per dozen. Retail ceiling price 23¢ per pair.	$2.08½	$104.25

[Example amended by Am. 1, 9 F.R. 6239, effective 6-6-44; Am. 2, 9 F.R. 10862, effective 9-1-44 and Am. 3, effective 5-20-46]

SEC. 10. *Adjustable pricing agreements.* Adjustable pricing agreements may be entered into notwithstanding the provisions of section 9, to the extent permitted by this section.

(a) *When regulation fixes a ceiling price.* In cases where this regulation fixes a ceiling price, a person may sell at that ceiling price, subject to an agreement with the buyer to charge a higher price if it becomes the legal ceiling price by the time of delivery. But one must never charge a price which is higher than the maximum price in effect at the time of delivery. Moreover, unless specifically authorized by the Office of Price Administration, a person must not deliver or agree to deliver at a price which is to be adjusted upward in accordance with action by the Office of Price Administration after delivery.

(b) *Where regulation does not fix a ceiling price.* In cases where a ceiling price is not fixed by the regulation, a person must not make any contract or sale unless the price is expressly subject to adjustment in accordance with any action which may be taken by the Office of Price Administration. Moreover, unless specifically authorized by the Office of Price Administration, a person must not make any delivery until a ceiling price has been fixed by the Office of Price Administration.

(c) *When specific authorization will be given.* Specific authorization to deliver or agree to deliver at a price which is to be adjusted in accordance with action by the Office of Price Administration after delivery will be given only where:

(1) A request for the fixing or changing of a ceiling price has been filed; and

(2) The authorization is necessary to promote distribution or production; and

(3) It will not interfere with the purposes of the Emergency Price Control Act of 1942, as amended.

This authorization may be given by the Administrator or by any other official of the Office of Price Administration to whom the power to grant such authorization has been delegated, and may be given by order, letter or telegram.

[NOTE: Supplementary Order 149 (11 F.R. 2640) provides for individual company adjustment for producers of certain cotton, wool and linen textiles.]

SEC. 11. *Licensing and enforcement*—(a) *Licensing.* The provisions of Licensing Order No. 1,[1] licensing all persons who make sales under price control, are applicable to all sellers subject to this regulation. A seller's license may be suspended for violations of the license or this regulation. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

(b) *Penalties.* Any person who violates any provisions of this regulation is subject to the criminal penalties, civil enforcement actions, suits for treble damages, and proceedings for suspension of licenses provided by the Emergency Price Control Act of 1942, as amended.

SEC. 12. *Relation to other regulations*—(a) *Regulations superseded.* The coverage of this regulation is stated in section 1. Where this regulation applies, it supersedes (except as indicated in section 3 (a) (2), the provisions of the following regulations:

(1) General Maximum Price Regulation.

(2) Section 3.5 of Revised Supplementary Regulation No. 14 (formerly § 1499.73 (a) (37) of Amendment 49 to Supplementary Regulation 14). [Now section 1.1 of Supplementary Regulation 14E.]

(3) Maximum Price Regulation 210 (Retail and Wholesale Prices for Fall and Winter Seasonal Commodities).

(b) *Contractor's services.* This regulation does not apply to charges for contractors' services, which are governed by Maximum Price Regulation 172[2] (Charges of Contractors in the Apparel Industry).

"Contractor" is defined in § 1389.52 of that regulation.

(c) *War procurement agencies.* This regulation does not apply to sales of work gloves made according to military specifications, when the sales are made to any war procurement agency as defined in Maximum Price Regulation 157[3] (Sales and Fabrication of Textiles, Apparel and Related Articles for Military Purposes).

(d) *Export sales.* This regulation does not apply to export sales of work gloves. Such sales are covered by the Second Revised Maximum Export Price Regulation.[4]

(e) *Import sales.* The provisions of this regulation do not apply to deliveries made from points outside the 48 states and the District of Columbia. Such sales and deliveries are governed by the provisions of the Maximum Import Price Regulation.[5] This regulation does, however, apply to domestic sales when the articles sold were originally imported.

SEC. 13. *How this regulation may be amended.* (a) Any person who seeks a modification of any provision of this regulation may file a petition for amendment of general applicability in accordance with Revised Procedural Regulation No. 1[6] issued by the Office of Price Administration.

(b) Pending an amendment, a person must not sell or deliver work gloves at prices other than those fixed in the regulation except in accordance with the provisions of section 10 (Adjustable pricing agreements).

APPENDIX A—TABLES OF CEILING PRICES FOR SALES BY MANUFACTURERS AND SALES AT WHOLESALE

(a) *Instructions for manufacturers.* 1. In using the following tables, bear in mind the rules for pricing by manufacturers which are stated in section 4 (How to find manufacturers' ceiling prices).

2. Prices are stated in column (a), per dozen pair of gloves. On shipments weighing 100 pounds, or more, the seller must prepay or allow transportation costs to the city of destination. However, where such shipments are made at transportation rates higher than freight rates, the seller is required to allow or prepay only that portion of the transportation cost which is equal to the freight cost on such shipments. On less than 100 pound shipments, the seller need not allow or prepay any transportation costs.

3. All prices are net 40 days, less 2% in 20 days. If the seller wishes, he may extend more favorable terms. But no seller may change these terms if the change would result under any circumstances in a higher net price.

(b) *Instructions for wholesalers.* 1. In using the following tables, bear in mind the rules for wholesale pricing in section 3 (How to find wholesale ceiling prices). Notice especially that these prices apply only to "regular sales", not to "special sales".

2. Prices are stated in column (b), per dozen pair of gloves, f. o. b. seller's place of business.

3. Terms for sales at wholesale are net 30 days. If the seller wishes, he may extend more favorable terms. But no seller may change these terms if the change would result under any circumstances in a higher net price.

NOTE: The ceiling prices listed for manufacturers and wholesalers in the tables below apply to first quality gloves. The ceiling for a pair of work glove "seconds" is determined by dividing the appropriate dozen ceiling price in the tables for the same gloves of first quality by 12, and then multiplying the quotient by 75%.

[Note added by Am. 2, 9 F.R. 10862, effective 9-1-44]

TABLE 1—WHITE AND UNBLEACHED CANTON FLANNEL GLOVES, WITH SINGLE THICKNESS BACK AND PALM

	Column A—Manufacturers' prices		Column B—Wholesalers' prices
	Group I ceiling	Group II ceiling	
Clute pattern:			
Knit wrist:[1]			
6 oz. Men's	$1.55	$1.67½	$1.80
6 oz. Women's	1.52½	1.65	1.77½
6 oz. Small Women's	1.50	1.62½	1.75
8 oz. Men's	1.73½	1.87½	2.02½
8 oz. Women's	1.70	1.85	1.97½
10 oz. Men's	1.92½	2.10	2.25
10 oz. Women's	1.90	2.07½	2.22½
12 oz. Men's	2.12½	2.30	2.47½
12 oz. Extra large men's	2.25	2.42½	2.62½

[1] 9 F.R. 10476, 13715; 10 F.R. 11295.

TABLE 1—Continued

	Column A—Manufacturers' prices		Column B—Wholesalers' prices
	Group I ceiling	Group II ceiling	
Clute pattern—Continued			
Band top:[1]			
8 oz. Men's	$1.70	$1.87½	$1.97½
8 oz. Women's	1.67½	1.85	1.95
10 oz. Men's	1.95	2.12½	2.27½
12 oz. Men's	2.17½	2.37½	2.55
Double gauntlet:[3]			
10 oz. Men's	2.82½	3.00	3.30
12 oz. Men's	3.02½	3.20	3.52½
12 oz. Men's, with turtle neck [4] not less than 10 oz.	3.07½	3.25	3.57½
Gunn or fourchette pattern:			
Knit wrist:[1]			
8 oz. Men's	1.72½	1.87½	2.02½
8 oz. Men's, reversible	1.75	1.90	2.05
10 oz. Men's	1.92½	2.10	2.25
10 oz. Men's, reversible	1.92½	2.10	2.25
12 oz. Men's	2.12½	2.30	2.47½
Double gauntlet:[3]			
10 oz. Men's	2.82½	3.00	3.30
12 oz. Men's	3.02½	3.20	3.52½
12 oz. Men's, with turtle neck [4] not less than 10 oz.	3.07½	3.25	3.60

[Table 1 amended by Am. 2, 9 F. R. 10862, effective 9-1-44. Prices amended by Am. 3, effective 5-20-46]

TABLE 2—CANTON FLANNEL GLOVES, WITH DOUBLE THICKNESS NAP OUT PALM AND SINGLE THICKNESS BACK

	Column A—Manufacturers' prices		Column B—Wholesalers' prices
	Group I ceiling	Group II ceiling	
Quilted palm:			
Knit wrist:[1]			
Men's 14½ oz. palm, 8 oz. stripe back	$2.45	$2.70	$2.85
Men's 18 oz. palm, 8 oz. stripe back	2.65	2.85	3.10
Women's 18 oz. palm, 8 oz. stripe back	2.62½	2.82½	3.07½
Men's 18 oz. palm, 10 oz. white back	2.70	2.92½	3.15
Women's 18 oz. palm, 10 oz. white back	2.67½	2.90	3.12½
Double safety:[4]			
Men's 18 oz. palm, 8 oz. stripe back	3.05	3.27½	3.55½
Men's 18 oz. palm, 8 oz. stripe back, with turtle neck not less than 10 oz.	3.10	3.32½	3.62½
Men's 18 oz. palm, 10 oz. white back	3.10	3.32½	3.62½
Men's 18 oz. palm, 10 oz. white back, with turtle neck not less than 10 oz.	3.15	3.37½	3.67½
Double gauntlet:[3]			
Men's 18 oz. palm, 8 oz. stripe back	3.55	3.75	4.15
Men's 18 oz. palm, 8 oz. stripe back, with turtle neck [4] not less than 10 oz.	3.60	3.80	4.20
Men's 18 oz. palm, 10 oz. white back	3.60	3.82½	4.20
Men's 18 oz. palm, 10 oz. white back, with turtle neck [4] not less than 10 oz.	3.65	3.87½	4.25
Processed palm:			
Knit wrist:[1]			
Men's 14½ oz. material palm, 8 oz. stripe back	2.52½	2.75	2.95
Men's 18 oz. material palm, 8 oz. stripe back	2.70	2.92½	3.15
Women's 18 oz. material palm, 8 oz. stripe back	2.67½	2.90	3.12½
Men's 18 oz. material palm, 10 oz. white back	2.75	3.00	3.20
Women's 18 oz. material palm, 10 oz. white back	2.72½	2.97½	3.17½

Footnotes at end of table.

[2] 8 F.R. 13240.

[3] 7 F. R. 4682, 6684, 8351, 8948, 10864; 8 F.R. 8063; 10 F.R. 12208.

[4] 9 F.R. 11059; 10 F.R. 776, 1910, 2014, 6307, 8979; 11 F.R. 4329.

[5] 8 F.R. 4132, 5967, 7662, 9998, 15193; 9 F.R. 1036, 5435, 5923, 7201, 9835, 11273, 12919, 14436; 10 F.R. 863, 923, 2432, 6590, 8746, 8611, 9586, 10029, 15348; 11 F.R. 1297.

[6] Revised: 11 F.R. 2827.

TABLE 2—Continued

	Column A—Manufacturers' prices		Column B—Wholesalers' prices
	Group I ceiling	Group II ceiling	
Double safety:[3]			
Men's 18 oz. material palm, 8 oz. stripe back	$3.10	$3.35	$3.62½
Men's 18 oz. material palm, 8 oz. stripe back with turtle neck not less than 10 oz.	3.15	3.40	3.67½
Men's 18 oz. material palm, 10 oz. white back	3.15	3.40	3.67½
Men's 18 oz. material palm, 10 oz. white back, with turtle neck not less than 10 oz.	3.20	3.45	3.75
Double gauntlet:[3]			
Men's 18 oz. material palm, 8 oz. stripe back	3.60	3.82½	4.20
Men's 18 oz. material palm, 8 oz. stripe back, with turtle neck [4] not less than 10 oz.	3.65	3.87½	4.25
Men's 18 oz. material palm, 10 oz. white back	3.65	3.90	4.25
Men's 18 oz. material palm, 10 oz. white back, with turtle neck [4] not less than 10 oz.	3.70	3.95	4.32½

[Table 2 amended by Am. 1. 9 F.R. 6239, effective 6–6–44; Am. 2, 9 F.R. 10862, effective 9–1–44.

Prices amended by Am. 3, effective 5–20–46]

TABLE 3—HOT MILL GLOVES (INSEAM OR OUTSEAM, NAP IN OR NAP OUT)

	Column A—Manufacturers' prices		Column B—Wholesalers' prices
	Group I ceiling	Group II ceiling	
Quilted palm:			
Knit wrist,[1] Men's 12 oz. palm, 12 oz. lining, 12 oz. back, 10 oz. knuckle strap	$3.57½	$3.87½	$4.17½
Band top,[2] Men's 12 oz. palm and pull, 12 oz. lining, 12 oz. back, 10 oz. knuckle strap	4.02½	4.37½	4.70
Band top,[2] Men's 12 oz. palm, 12 oz. lining, 12 oz. back, 10 oz. knuckle strap	3.77½	4.12½	4.40
Double gauntlet,[3] Men's 12 oz. palm and pull, 12 oz. lining, 12 oz. back, 10 oz. knuckle strap	4.67½	4.97½	5.45
Double gauntlet,[3] Men's 12 oz. palm, 12 oz. lining, 12 oz. back, 10 oz. knuckle strap	4.47½	4.77½	5.22½

TABLE 4—WHITE FLANNEL GLOVES, WITH DOUBLE THICKNESS PALM AND SINGLE THICKNESS BACK, NAP IN

	Column A—Manufacturers' prices		Column B—Wholesalers' prices
	Group I ceiling	Group II ceiling	
Quilted palm:			
Knit wrist,[1] Men's 18 oz. palm, 10 oz. back	$2.65	$2.85	$3.10
Band top,[2] Men's 18 oz. palm, 10 oz. back	2.70	2.92½	3.15
Double gauntlet,[3] Men's 18 oz. palm, 10 oz. back	3.55	3.75	4.15

TABLE 5—DOUBLE THROUGHOUT, NAP OUT FLANNEL "CHORE" GLOVES

	Column A.—Manufacturers' prices		Column B.—Wholesalers' prices
	Group I ceiling	Group II ceiling	
Quilted material:			
Knit wrist:[1]			
Men's 12–13½ oz.	$2.57½	$2.80	$3.00
Men's extra large 12–13½ oz.	2.70	2.92½	3.15
Women's 12–13½ oz.	2.55	2.77½	2.97½
Men's 14½ oz.	2.67½	2.90	3.12½
Men's extra large 14½ oz.	2.80	3.02½	3.27½
Women's 14½ oz.	2.65	2.85	3.10
Men's 16 oz.	2.77½	3.02½	3.25
Men's extra large 16 oz.	2.90	3.15	3.37½
Women's 16 oz.	2.75	3.00	3.20
Men's 18 oz.	2.97½	3.22½	3.47½
Men's extra large 18 oz.	3.10	3.40	3.62½
Double safety:[3]			
Men's 12–13½ oz.	2.97½	3.20	3.47½
Men's 14½ oz.	3.07½	3.30	3.60
Men's 16 oz.	3.17½	3.42½	3.70
Processed material:			
Knit wrist:[1]			
Men's 12–13½ oz. material	2.67½	2.90	3.12½
Men's extra large 12–13½ oz. material	2.80	3.02½	3.27½
Women's 12–13½ oz. material	2.65	2.85	3.10
Men's 14½ oz. material	2.75	3.00	3.20
Men's extra large 14½ oz. material	2.87½	3.12½	3.35
Women's 14½ oz. material	2.72½	2.97½	3.17½
Men's 16 oz. material	2.85	3.10	3.32½
Men's extra large 16 oz. material	2.97½	3.25	3.47½
Women's 16 oz. material	2.82½	3.07½	3.30
Men's 18 oz. material	3.07½	3.37½	3.60
Men's extra large 18 oz. material	3.20	3.50	3.75
Double safety:[3]			
Men's 12–13½ oz. material	3.07½	3.30	3.60
Men's 14½ oz. material	3.15	3.40	3.67½
Men's 16 oz. material	3.25	3.50	3.80

[Prices in Tables 3, 4 and 5 amended by Am. 3, effective 5–20–46]

TABLE 6—GUNN AND FOURCHETTE PATTERN-TWO-THUMB (NOT REINFORCED), WHITE NAP OUT SINGLE THICKNESS CANTON FLANNEL GLOVES ("HUSKING" GLOVES)

	Column A—Manufacturers' prices		Column B—Wholesalers' prices
	Group I ceiling	Group II ceiling	
Gunn pattern:			
Knit wrist:[1]			
Men's 8 oz.	$1.92½	$2.10	$2.25
Women's 8 oz.	1.80	2.07½	2.22½
Men's 10 oz.	2.15	2.35	2.50
Women's 10 oz.	2.12½	2.32½	2.47½
Men's 12 oz.	2.37½	2.57½	2.77½
Fourchette pattern:			
Knit wrist:[1]			
Men's 8 oz.	2.07½	2.25	2.42½
Women's 8 oz.	2.05	2.22½	2.40
Men's 10 oz.	2.30	2.50	2.67½
Women's 10 oz.	2.27½	2.47½	2.65
Men's 12 oz.	2.52½	2.72½	2.95

[Table 6 amended by Am. 3, effective 5–20–46]

TABLE 7—TWO-THUMB WHITE NAP OUT SINGLE THICKNESS CANTON FLANNEL WELT SEAM MITTENS

	Column A—Manufacturers' prices		Column B—Wholesalers' prices
	Group I ceiling	Group II ceiling	
Knit wrist:[1]			
Men's 12 oz. palm and thumb, with 6 oz. thumb reinforcement	$2.52½	$2.75	$2.95
Women's 10 oz. palm and thumb, with 6 oz. thumb reinforcement	2.12½	2.30	2.47½

TABLE 8—"CHORE" AND SMELTER MITTENS

	Column A—Manufacturers' prices		Column B—Wholesalers' prices
	Group I ceiling	Group II ceiling	
Double throughout nap-out flannel "chore" mittens:			
Knit wrist:[1]			
Men's 14½ oz.	$2.42½	$2.67½	$2.82½
Men's 16 oz.	2.62½	2.82½	3.07½
Men's 20 oz.	2.75	3.00	3.20
Double throughout nap out canton flannel "smelter" mitten:			
Open top Men's 20 oz.	3.05	3.30	3.57½

TABLE 9—SINGLE THICKNESS PLAIN JERSEY GLOVES

	Column A.—Manufacturers' prices		Column B.—Wholesalers' prices
	Group I ceiling	Group II ceiling	
Knit wrist:[1]			
Men's 8 oz.	$1.67½	$1.82½	$1.95
Men's 9 oz.	1.82½	1.97½	2.12½
Women's 9 oz.	1.80	1.95	2.10
Small Women's 9 oz.	1.77½	1.92½	2.07½
Men's 10½ oz.	1.95	2.12½	2.27½
Women's 10½ oz.	1.92½	2.10	2.25
Men's 13 oz.	2.17½	2.35	2.55

TABLE 10—FULL LINED JERSEY GLOVES, OPEN WRIST ("SLIP ON")

	Column A—Manufacturers' prices		Column B—Wholesalers' prices
	Group I ceiling	Group II ceiling	
Men's 13½–14 oz. plain shell	$2.57½	$2.80	$3.00
Men's extra large 13½–14 oz. plain shell	2.67½	2.90	3.12½
Women's 13½–14 oz. fleece in or out plain shell	2.37½	2.57½	2.77½
Men's 13½–14 oz. cut presser fancy shell	2.70	2.92½	3.15

TABLE 11—CHILDREN'S SINGLE THICKNESS JERSEY GLOVES

	Column A—Manufacturers' prices		Column B—Wholesalers' prices
	Group I ceiling	Group II ceiling	
Knit wrist:			
Ages up to 5, 9 oz. plain	$1.45	$1.57½	$1.70
Ages 5 to 10, 9 oz. plain	1.47½	1.60	1.72½
Ages 10 to 15, 9 oz. plain	1.50	1.65	1.75
Ages up to 5, 9 oz. plain mitten	1.17½	1.30	1.37½
Ages 5 to 10, 9 oz. plain mitten	1.20	1.32½	1.40
Ages 10 to 15, 9 oz. plain mitten	1.22½	1.35	1.42½
Gauntlet:			
Ages up to 5, 9 oz. plain	1.92½	2.07½	2.25
Ages 5 to 10, 9 oz. plain	2.02½	2.22½	2.37½
Ages 10 to 15, 9 oz. plain	2.12½	2.32½	2.47½

Footnotes at end of table.

TABLE 12—LEATHER COMBINATION GLOVES (LINED LEATHER PALM, 8 OZ. CANTON FLANNEL BACK)

	Column A—Manufacturers' prices		Column B—Wholesalers' prices
	Group I ceiling	Group II ceiling	
No. 12. Clute pattern—split palm,[6] 5 oz. or heavier lining, without leather finger tips, not more than ¾ leather thumb:			
A. Men's knit wrist [1]	$3.55	$3.85	$4.15
B. Women's knit wrist [1]	3.45	3.75	4.02½
C. Men's single ply safety (not less than 2½" finished)	3.70	4.00	4.32½
D. Men's single ply gauntlet (not less than 4½" finished)	3.82½	4.12½	4.47½
E. Women's single ply gauntlet (not less than 4" finished)	3.72½	4.02½	4.35
No. 12/1. Clute pattern—split palm,[6] 5 oz. or heavier lining, without leather finger tips, not more than ¾ leather thumb, 6 oz. canton flannel back:			
A. Men's knit wrist [1]	3.42½	3.75	4.00
B. Women's knit wrist [1]	3.32½	3.60	3.87½
C. Men's single ply safety (not less than 2½" finished)	3.57½	3.90	4.17½
D. Men's single ply gauntlet (not less than 4½" finished)	3.70	4.02½	4.32½
E. Women's single ply gauntlet (not less than 4" finished)	3.60	3.92½	4.20
No. 13. Gunn pattern—knit wrist,[1] 6 oz. or heavier palm lining, leather finger tips:			
A. Men's split palm,[6] ¾ leather thumb	5.00	5.42½	5.85
B. Men's side split palm,[7] ¾ leather thumb	5.87½	6.45	6.85
B/1. Men's heavy side split palm,[4] ¾ leather thumb	6.15	6.65	7.17½
C. Men's heavy side split palm,[4] full leather thumb, forefinger and little finger, leather wrist pull	7.02½	7.70	8.20
D. Men's side split palm,[7] full leather thumb and forefinger	6.20	6.72½	7.25
D/1. Men's heavy side split palm,[4] full leather thumb and forefinger	6.40	6.97½	7.47½
E. Men's side split palm,[7] ¾ leather thumb, 10½ oz. seal jersey back	5.82½	6.40	6.80
E/1. Men's heavy side split palm,[4] ¾ leather thumb, 10½ oz. seal jersey back	6.02½	6.60	7.05
No. 13/1. Gunn pattern—split palm,[6] 6 oz. or heavier lining, ¾ leather thumb, leather finger tips:			
A. Men's single safety (not less than 2½" finished)	5.10	5.52½	5.95
B. Men's double safety [5]	5.30	5.77½	6.20
C. Men's single gauntlet (not less than 4½" finished)	5.20	5.67½	6.07½
D. Men's double gauntlet (not less than 4½" finished)	5.57½	6.05	6.50
No. 14. Gunn pattern—6 oz. or heavier palm lining, leather finger tips, waterproof safety: [5]			
A. Men's split palm,[6] ¾ leather thumb.	5.35	5.82½	6.25
Women's split palm,[6] ¾ leather thumb.	5.25	5.72½	6.12½
B. Men's split palm,[6] ¾ leather thumb, leather full, leather knuckle strap.	6.05	6.60	7.07½
C. Men's side split palm,[7] full leather thumb, leather pull, leather knuckle strap.	7.02½	7.70	8.20
Women's side split palm,[7] full leather thumb, leather pull, leather knuckle strap.	6.92½	7.60	8.10
C/1. Men's heavy side split palm,[4] full leather thumb, leather pull, leather knuckle strap.	7.37½	7.97½	8.50
Women's heavy side split palm,[4] full leather thumb, leather pull, leather knuckle strap.	7.17½	7.87½	8.37½

TABLE 12—Continued

	Column A—Manufacturers' prices		Column B—Wholesalers' prices
	Group I ceiling	Group II ceiling	
No. 14—Continued			
D. Men's side split palm,[7] full leather thumb and forefinger, leather pull, leather knuckle strap.	$7.22½	$7.90	$8.45
D/1. Men's heavy side split palm,[4] full leather thumb and forefinger, leather pull, leather knuckle strap.	7.55	8.22½	8.82½
E. Men's side split palm,[7] full leather thumb and forefinger, leather pull, ⅞ length leather back.	7.55	8.22½	8.82½
E/1. Men's heavy side split palm,[4] full leather thumb and forefinger, leather pull, ⅞ length leather back.	7.80	8.47½	9.10
G. Men's side split palm,[7] full leather thumb and forefinger, leather pull, ¾ length leather back.	7.75	8.42½	9.05
G/1. Men's heavy side split palm,[4] full leather thumb and forefinger, leather pull, ¾ length leather back.	8.07½	8.75	9.42½
H. Men's heavy side split palm,[4] full leather thumb and finger backs, leather pull, leather knuckle strap.	8.07½	8.75	9.42½
Men's heavy side split palm,[4] full leather thumb and finger backs, leather pull.	7.85	8.52½	9.17½
H/1. Clute pattern—Men's heavy side split palm,[4] full leather thumb and finger backs, leather pull, leather knuckle strap.	7.97½	8.65	9.32½
Clute pattern—Men's heavy side split palm,[4] full leather thumb and forefinger, leather pull, leather knuckle strap.	7.75	8.42½	9.05
No. 15. Gunn pattern—6 oz. or heavier palm lining, leather finger tips, waterproof gauntlet:			
A. Men's split palm,[6] ¾ leather thumb, gauntlet cuff [10]	5.82½	6.40	6.80
Women's split palm,[6] ¾ leather thumb, gauntlet cuff [10]	5.72½	6.30	6.67½
B. Men's split palm,[6] ¾ leather thumb, leather pull, leather knuckle strap, gauntlet cuff [10]	6.55	7.12½	7.65
C. Men's side split palm,[7] full leather thumb, leather pull, leather knuckle strap, gauntlet cuff [10]	7.55	8.22½	8.82½
Women's side split palm,[7] full leather thumb, leather pull, leather knuckle strap, gauntlet cuff [10]	7.40	8.07½	8.65
C/1. Men's heavy side split palm,[4] full leather thumb, leather pull, leather knuckle strap, gauntlet cuff [10]	7.80	8.47½	9.10
Women's heavy side split palm,[4] full leather thumb, leather pull, leather knuckle strap, gauntlet cuff [10]	7.70	8.37½	9.00
D. Men's side split palm,[7] full leather thumb and forefinger, leather pull, leather knuckle strap, gauntlet cuff [10]	7.75	8.42½	9.05
D/1. Men's heavy side split palm,[4] full leather thumb and forefinger, leather pull, leather knuckle strap, gauntlet cuff [11]	8.07½	8.75	9.42½
E. Men's side split palm,[7] full leather thumb and forefinger, leather pull, ⅞ length leather back, gauntlet cuff [10]	8.02½	8.70	9.37½
E/1. Men's heavy side split palm,[4] full leather thumb and forefinger, leather pull, ⅞ length leather back, gauntlet cuff [11]	8.32½	9.10	9.72½

TABLE 12—Continued

	Column A—Manufacturers' prices		Column B—Wholesalers' prices
	Group I ceiling	Group II ceiling	
No. 15—Continued			
G. Men's side split palm,[7] full leather thumb and forefinger, leather pull, ¾ length leather back, gauntlet cuff [11]	$8.22½	$9.00	$9.60
G/1. Men's heavy side split palm,[4] full leather thumb and forefinger, leather pull, ¾ length leather back, gauntlet cuff [11]	8.60	9.37½	10.05
H. Men's heavy side split palm,[4] full leather thumb and finger backs, leather pull, leather knuckle strap, gauntlet cuff [11]	8.60	9.37½	10.05
Men's heavy side split palm,[4] full leather thumb and finger backs, leather pull, gauntlet cuff [11]	8.37½	9.15	9.77½
H/1. Clute pattern—Men's heavy side split palm,[4] full leather thumb and finger backs, leather pull, leather knuckle strap, gauntlet cuff [11]	8.47½	9.27½	9.90
Clute pattern—Men's heavy side split palm,[4] full leather thumb and finger backs, leather pull, gauntlet cuff [11]	8.27½	9.05	9.65

[1] Knit wrist—Maximum weight of tubing: 12 yards per pound. Minimum wrist length: men's, 2½" finished; women's and small women's 2¼" finished; men's extra large, 2¾" finished.

[2] Band top—Same weight material as glove. Minimum wrist length: men's, 1¾" finished; women's and small women's 1½" finished.

[3] Gauntlet cuff—Double, 2 ply thickness, not less than 5" finished.

[4] Gauntlet cuff—Double, 2 ply thickness, not less than 4½" finished.

[5] Safety cuff—Double, 2 ply thickness, not less than 2½" finished.

[6] Shoulders and other pound stock (except middle splits), and light weight side split leather not in excess of 2 oz. per square foot.

[7] Average minimum weight of palm leather 2¼ oz. per square foot. Either cow or horse side split.

[8] Average minimum weight of palm leather 3 oz. per square foot. Either cow or horse side split.

[9] Safety cuff—Waterproofed. Minimum length of cuff: Men's, 2½" finished: women's 2" finished. Weight of cuff material not less than 23 oz. per square yard.

[10] Gauntlet cuff—Waterproofed. Minimum length of cuff: men's, 4½" finished: women's, 4" finished. Weight of cuff material not less than 23 oz. per square yard.

[11] Gauntlet cuff—Waterproofed, not less than 5" finished. Weight of cuff material not less than 23 oz. per square yard.

[Tables 3 through 12 amended by Am. 2, 9 F.R. 10862, effective 9–1–44. Prices in Tables 7 through 12 amended by Am. 3, effective 5–20–46]

APPENDIX B—TABLES OF CEILING PRICES FOR SALES AT RETAIL

Instructions. Ceiling prices for staple work gloves are not given by kind of glove but by the supplier's net ceiling price. This price must be found according to the rules in section 2 (How to find retail ceiling prices). Read this section before using the tables.

Two tables of retail ceiling prices are provided. You must use Table I to find the retail ceiling price for gloves purchased from a wholesaler. Table II must be used to find the retail ceiling price for gloves purchased direct from the manufacturer.

When you have found your supplier's net ceiling price, look in Column I of the appropriate table for the bracket in which this price belongs. Then look at the figure opposite in Column 2; this is your retail ceiling price per pair of gloves.

For example, suppose you purchase 8 oz. men's canton flannel gloves from the manufacturer at $1.72½, 2/20, net 40. Your "sup-

plier's net ceiling price is $1.69 ($1.72½ less 2%), and your ceiling price will be found in Table II. Follow down Column 1 in Table II until you find the bracket $1.67–1.75+. Opposite these figures, in Column 2, you find the retail ceiling of 19¢. If your supplier's net ceiling price had been $1.75½, your ceiling would still be 19¢, since $1.75+ includes any fraction of a cent over $1.75.

[Above table amended by Am. 3, effective 5–20–46]

However, if you purchase gloves at a "special sale", you are not permitted to use these tables, but you must find your ceiling according to the rule given in section 2 (c).

TABLE I—RETAIL CEILING PRICES FOR WORK GLOVES PURCHASED FROM WHOLESALERS

Column 1—Supplier's Ceiling Price (per dozen)	Column 2—Retail Ceiling (per pair)	Column 1—Supplier's Ceiling Price (per dozen)	Column 2—Retail Ceiling (per pair)
$1.00–1.10+	$0.12	$7.06–7.14+	$0.80
1.11–1.19+	.13	7.15–7.23+	.81
1.20–1.28+	.14	7.24–7.32+	.82
1.29–1.37+	.15	7.33–7.41+	.83
1.38–1.46+	.16	7.42–7.50+	.84
1.47–1.55+	.17	7.51–7.59+	.85
1.56–1.64+	.18	7.60–7.68+	.86
1.65–1.73+	.19	7.69–7.76+	.87
1.74–1.82+	.20	7.77–7.85+	.88
1.83–1.90+	.21	7.86–7.94+	.89
1.91–1.99+	.22	7.95–8.03+	.90
2.00–2.08+	.23	8.04–8.12+	.91
2.09–2.17+	.24	8.13–8.21+	.92
2.18–2.26+	.25	8.22–8.30+	.93
2.27–2.35+	.26	8.31–8.39+	.94
2.36–2.44+	.27	8.40–8.47+	.95
2.45–2.53+	.28	8.48–8.56+	.96
2.54–2.61+	.29	8.57–8.65+	.97
2.62–2.70+	.30	8.66–8.74+	.98
2.71–2.79+	.31	8.75–8.83+	.99
2.80–2.88+	.32	8.84–8.92+	1.00
2.89–2.97+	.33	8.93–9.01+	1.01
2.98–3.06+	.34	9.02–9.10+	1.02
3.07–3.15+	.35	9.11–9.18+	1.03
3.16–3.24+	.36	9.19–9.27+	1.04
3.25–3.32+	.37	9.28–9.36+	1.05
3.33–3.41+	.38	9.37–9.45+	1.06
3.42–3.50+	.39	9.46–9.54+	1.07
3.51–3.59+	.40	9.55–9.63+	1.08
3.60–3.68+	.41	9.64–9.72+	1.09
3.69–3.77+	.42	9.73–9.81+	1.10
3.78–3.86+	.43	9.82–9.89+	1.11
3.87–3.95+	.44	9.90–9.98+	1.12
3.96–4.03+	.45	9.99–10.07+	1.13
4.04–4.12+	.46	10.08–10.16+	1.14
4.13–4.21+	.47	10.17–10.25+	1.15
4.22–4.30+	.48	10.26–10.34+	1.16
4.31–4.39+	.49	10.35–10.43+	1.17
4.40–4.48+	.50	10.44–10.52+	1.18
4.49–4.57+	.51	10.53–10.60+	1.19
4.58–4.66+	.52	10.61–10.69+	1.20
4.67–4.75+	.53	10.70–10.78+	1.21
4.76–4.83+	.54	10.79–10.87+	1.22
4.84–4.92+	.55	10.88–10.96+	1.23
4.93–5.01+	.56	10.97–11.05+	1.24
5.02–5.10+	.57	11.06–11.14+	1.25
5.11–5.19+	.58	11.15–11.23+	1.26
5.20–5.28+	.59	11.24–11.32+	1.27
5.29–5.37+	.60	11.33–11.40+	1.28
5.38–5.46+	.61	11.41–11.49+	1.29
5.47–5.54+	.62	11.50–11.58+	1.30
5.55–5.63+	.63	11.59–11.67+	1.31
5.64–5.72+	.64	11.68–11.76+	1.32
5.73–5.81+	.65	11.77–11.85+	1.33
5.82–5.90+	.66	11.86–11.94+	1.34
5.91–5.99+	.67	11.95–12.03+	1.35
6.00–6.08+	.68	12.04–12.11+	1.36
6.09–6.17+	.69	12.12–12.20+	1.37
6.18–6.25+	.70	12.21–12.29+	1.38
6.26–6.34+	.71	12.30–12.38+	1.39
6.35–6.43+	.72	12.39–12.47+	1.40
6.44–6.52+	.73	12.48–12.56+	1.41
6.53–6.61+	.74	12.57–12.65+	1.42
6.62–6.70+	.75	12.66–12.73+	1.43
6.71–6.79+	.76	12.74–12.82+	1.44
6.80–6.88+	.77	12.83–12.91+	1.45
6.89–6.96+	.78	12.92–13.00+	1.46
6.97–7.05+	.79		

TABLE II—RETAIL CEILING PRICES FOR WORK GLOVES PURCHASED DIRECT FROM MANUFACTURERS

Column 1—Supplier's Ceiling Price (per dozen)	Column 2—Retail Ceiling (per pair)	Column 1—Supplier's Ceiling Price (per dozen)	Column 2—Retail Ceiling (per pair)
$1.00–1.12+	$0.12	$7.15–7.23+	$0.80
1.13–1.21+	.13	7.24–7.32+	.81
1.22–1.30+	.14	7.33–7.41+	.82
1.31–1.39+	.15	7.42–7.50+	.83
1.40–1.48+	.16	7.51–7.59+	.84
1.49–1.57+	.17	7.60–7.68+	.85
1.58–1.66+	.18	7.69–7.77+	.86
1.67–1.75+	.19	7.78–7.86+	.87
1.76–1.84+	.20	7.87–7.95+	.88
1.85–1.93+	.21	7.96–8.04+	.89
1.94–2.02+	.22	8.05–8.13+	.90
2.03–2.11+	.23	8.14–8.22+	.91
2.12–2.20+	.24	8.23–8.31+	.92
2.21–2.29+	.25	8.32–8.40+	.93
2.30–2.38+	.26	8.41–8.49+	.94
2.39–2.47+	.27	8.50–8.58+	.95
2.48–2.56+	.28	8.59–8.67+	.96
2.57–2.65+	.29	8.68–8.76+	.97
2.66–2.74+	.30	8.77–8.85+	.98
2.75–2.83+	.31	8.86–8.94+	.99
2.84–2.92+	.32	8.95–9.03+	1.00
2.93–3.01+	.33	9.04–9.12+	1.01
3.02–3.10+	.34	9.13–9.21+	1.02
3.11–3.18+	.35	9.22–9.30+	1.03
3.19–3.27+	.36	9.31–9.38+	1.04
3.28–3.36+	.37	9.39–9.47+	1.05
3.37–3.45+	.38	9.48–9.56+	1.06
3.46–3.54+	.39	9.57–9.65+	1.07
3.55–3.63+	.40	9.66–9.74+	1.08
3.64–3.72+	.41	9.75–9.83+	1.09
3.73–3.81+	.42	9.84–9.92+	1.10
3.82–3.90+	.43	9.93–10.01+	1.11
3.91–3.99+	.44	10.02–10.10+	1.12
4.00–4.08+	.45	10.11–10.19+	1.13
4.09–4.17+	.46	10.20–10.28+	1.14
4.18–4.26+	.47	10.29–10.37+	1.15
4.27–4.35+	.48	10.38–10.46+	1.16
4.36–4.44+	.49	10.47–10.55+	1.17
4.45–4.53+	.50	10.56–10.64+	1.18
4.54–4.62+	.51	10.65–10.73+	1.19
4.63–4.71+	.52	10.74–10.82+	1.20
4.72–4.80+	.53	10.83–10.91+	1.21
4.81–4.89+	.54	10.92–11.00+	1.22
4.90–4.98+	.55	11.01–11.09+	1.23
4.99–5.07+	.56	11.10–11.18+	1.24
5.08–5.16+	.57	11.19–11.27+	1.25
5.17–5.25+	.58	11.28–11.36+	1.26
5.26–5.34+	.59	11.37–11.45+	1.27
5.35–5.43+	.60	11.46–11.54+	1.28
5.44–5.52+	.61	11.56–11.63+	1.29
5.53–5.61+	.62	11.64–11.72+	1.30
5.62–5.70+	.63	11.73–11.81+	1.31
5.71–5.79+	.64	11.82–11.90+	1.32
5.80–5.88+	.65	11.91–11.99+	1.33
5.89–5.97+	.66	12.00–12.08+	1.34
5.98–6.06+	.67	12.09–12.17+	1.35
6.07–6.15+	.68	12.18–12.26+	1.36
6.16–6.24+	.69	12.27–12.35+	1.37
6.25–6.33+	.70	12.36–12.44+	1.38
6.34–6.42+	.71	12.45–12.53+	1.39
6.43–6.51+	.72	12.54–12.62+	1.40
6.52–6.60+	.73	12.63–12.71+	1.41
6.61–6.69+	.74	12.72–12.80+	1.42
6.70–6.78+	.75	12.81–12.89+	1.43
6.79–6.87+	.76	12.90–12.98+	1.44
6.88–6.96+	.77	12.99–13.07+	1.45
6.97–7.05+	.78	13.08–13.16+	1.46
7.06–7.14+	.79		

[Appendix B amended by Am. 2, 9 F.R. 10862, effective 9–1–44]

APPENDIX C—SUGGESTED FORM TO BE USED BY MANUFACTURERS IN APPLYING FOR CEILING PRICES UNDER SECTION 4 (b).

APPLICATION FOR AN AUTHORIZED CEILING PRICE

This is a suggested form. Copies will not be supplied by the Office of Price Administration.

Firm Name..... Address.....

Type of trade customarily sold to. (Check)— Chain stores or mail order houses ( ) Other Retailers ( ) Jobbers ( )

Glove Description:
- Cut or pattern.....
- Thickness..... Size Classification.....
- Type of wrist.....
- Additional features (if any).....

Material Description:

Glove fabric		Weight	
Cuff fabric		Weight	
Lining fabric		Weight	
Leather		Grade	

Item	Yards per dozen	Current ceiling price	Cost per dozen
Material Cost:			
Glove fabric		Per yd	
Cuff fabric		Per yd	
Lining fabric		Per yd	
Leather		Per sq. ft	
Freight in			
Total Material Cost			
Deduct Discount on Purchases			
Net Material Cost			
Trimming Cost:			
Thread			
Boxes and cartons			
Labels			
Others (specify)			
Total Trimming Cost			
Total Material and Trimming Cost			
Direct Labor Excluding Make-up, Overtime and Social Security:			
Cutting			
Sewing			
Put-up			
Inspection			
Total Direct Labor			

Submitted by:
Name.....
Title.....
Date.....

Effective date. This regulation shall become effective for sales by manufacturers and sales at wholesale on May 16, 1944, and for sales at retail on June 6, 1944. Prior to the effective date, any person may sell and deliver either at prices determined under existing regulations, or at prices determined under Revised Maximum Price Regulation 506. [Revised Maximum Price Regulation 506 originally issued May 11, 1944]

[Effective dates of amendments are shown in notes following the parts affected]

NOTE: The reporting and record-keeping requirements of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 20th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–8423; Filed, May 20, 1946; 11:53 a. m.]

PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[3d Rev. RO 3,[1] Amdt. 13]

SUGAR

A rationale for this amendment has been issued simultaneously herewith and has been filed with the Division of the Federal Register.

Third Revised Ration Order 3 is amended to read as follows:

1. Section 7.2 (a) is amended to read as follows:

(a) Every person residing in the United States for a period of 60 days or more may get either a War Ration Book Four or Sugar Ration Book except the following:

(1) Persons confined in a prison, asylum, or similar institution of involuntary confinement, whether public or private; or

(2) Members of the armed forces of the United States or a United Nation who are subsisted or authorized to be subsisted in kind, or who, although not subsisted or authorized to be subsisted in kind, eat at least 14 meals a week at a mess where the rationed food used are acquired, directly or indirectly, by the use of ration checks issued by the Army, Navy, Marine Corps or Coast Guard, or by an officer authorized to issue such checks; or

(3) Members of the armed forces of the United States or of the United Nations who are on leave or furlough.

2. Section 7.3 (a) is amended to read as follows:

(a) Application for a Sugar Ration Book shall be made on OPA Form R–146 (Revised) at the District Office having jurisdiction over the place where the applicant lives, or at any other place designated by the Office of Price Administration. The application must be signed by the person to whom the book is to be issued, or by his agent.

3. Section 7.4 (a) is amended to read as follows:

(a) Before issuing a Sugar Ration Book, the District Office shall remove all expired stamps and all valid stamps except the last stamp which became valid and the "home canning sugar" stamp (or stamps).

4. Section 7.9 (c) is amended to read as follows:

(c) If the Ration Book is being replaced because of mutilation, the District Office, before issuing the new ration book, shall remove all expired stamps and all valid stamps except the last consumer sugar stamp which become valid on or before the date the book is issued and the "home canning sugar" stamps (or stamps). However, if the applicant states that the ration book did not contain the currently valid consumer sugar stamp at the time of the mutilation of such book, the last consumer sugar stamp which became valid on or before the date the book is issued shall also be removed. Further, if the applicant states that the ration book did not contain the "home canning sugar" stamp (or stamps) at the time of the mutilation of such book, the "home canning sugar" stamp (or stamps) shall also be removed.

5. The last sentence of section 7.10 (b) is deleted.

6. Section 7.12 (a) is amended to read as follows:

(a) If a Ration Book is being replaced because of loss, theft, destruction or wrongful withholding, the District Office, before issuing the new ration book, shall remove all expired stamps and all valid stamps except the last consumer sugar stamp which became valid on or before the date the book is issued and the "home canning sugar" stamp (or stamps). However, if the applicant states that the ration book did not contain the currently valid consumer sugar stamp at the time of the loss, theft, destruction or wrongful withholding, the last consumer sugar stamp which became valid on or before the date the book is issued shall also be removed. Further, if the applicant states that the ration book did not contain the "home canning sugar" stamp (or stamps) at the time of the loss, theft, destruction or wrongful withholding, the "home canning sugar" stamp (or stamps) shall also be removed.

7. Section 9.1 (c) (ii) is amended to read as follows:

(ii) Will be (or was) on leave or furlough for a consecutive period of at least seven days and intends to eat (or ate) during the time, at a place where sugar is obtained by using the stamps of the persons eating there, although not on leave or furlough, he will eat (or ate) at least twenty-one meals during a month at such place, or that he is (or was) on temporary duty in the United States for at least seven, but less than sixty days, and intends to eat (or ate) at such a place, it shall issue coupons by which the sugar he eats (or ate) can be acquired or replaced. The coupons, if issued to applicants who are not on leave or furlough, shall be for one pound of sugar for each twenty-one meals; all other persons shall be issued coupons on the basis of one pound of sugar for seven through twenty days, two pounds of sugar for twenty-one through thirty-nine days and three pounds of sugar for forty through fifty-nine days which he will eat at such place during the period of time stated on the application. In addition, if the applicant is on leave or furlough for a consecutive period of sixty days or more, coupons shall be issued on the basis of four pounds for sixty through seventy-nine days, five pounds for eighty through ninety-nine days and six pounds for one hundred through one hundred twenty days. No coupon, however, shall be issued to an applicant who is not on leave or furlough, for longer than a one month period, nor shall any coupon issued to such applicant be computed on the basis of more than three meals a day.

This amendment shall become effective May 24, 1946.

NOTE: The reporting and record-keeping requirements of this Amendment have been approved by the Bureau of the Budget in accordance with Federal Reports Act of 1942.

Issued this 20th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–8420; Filed, May 20, 1946; 11:52 a. m.]

PART 1418—TERRITORIES AND POSSESSIONS

[MPR 201,[1] Amdt. 15]

MAXIMUM PRICES IN VIRGIN ISLANDS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 201 is amended in the following respects:

1. Section 1418.101 is amended to read as follows:

§ 1418.101 *Prohibition against dealing in commodities above maximum prices.* On and after August 17, 1942, with respect to any commodity not actually manufactured or produced in the Virgin Islands of the United States, regardless of any contract or obligation:

(a) No person shall sell or deliver in the Virgin Islands of the United States any such commodity at a price higher than the maximum price established by this regulation.

(b) No person in the course of trade or business shall buy or receive any such commodity at a price higher than the maximum price established by this regulation.

(c) No person in the Virgin Islands of the United States shall export, or transfer for purposes of exportation to a foreign place, any such commodity at a price higher than the maximum price established by this regulation.

(d) No person shall agree, offer, solicit or attempt to do any of the foregoing.

2. Section 1418.101a is added to read as follows:

§ 1418.101a. *Commodities and transactions excepted from this Maximum Price Regulation 201.* The provisions of this regulation shall not apply to the following:

(a) Sales which are covered by Revised Maximum Price Regulation 395—Maximum Prices in the Virgin Islands of the United States.

(b) Sales of used or secondhand commodities whether they are imported as such or whether they become used or secondhand in the Virgin Islands.

(c) Sales of commodities or transactions excepted from the General Maximum Price Regulation by Revised Supplementary Regulation 1 which are not otherwise subject to price regulation in the continental United States.

(d) Sales which are covered by any other OPA regulations or orders applicable in the Virgin Islands, but no such regulation or order shall be deemed to apply in the Virgin Islands unless it contains an express provision to the effect that it shall apply in the Virgin Islands notwithstanding the provisions of Maximum Price Regulation 201.

3. Section 1418.102 (a) is amended by deleting the words, "for which a maximum price has been established in the continental United States and . . ."

4. Section 1418.102 (b) is amended by deleting the words, "for which a maximum price regulation has been issued in the continental United States and . . ."

This amendment shall become effective May 25, 1946.

Issued this 20th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–8421; Filed, May 20, 1946; 11:52 a. m.]

[1] 11 F.R. 177.

[1] 9 F.R 10494; 10 F.R 2025, 11657.

PART 1444—ICE BOXES

[MPR 399, Amdt. 30]

NEW ICE BOXES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 399 is amended in the following respects:

1. Section 14, Table A—*Retail ceiling prices in each State for sales of ice boxes by ice companies and retail establishments controlled by ice companies*, is amended by adding ceiling prices for the models of ice boxes set forth below:

TABLE A—RETAIL CEILING PRICES IN EACH STATE FOR SALES OF ICE BOXES BY ICE COMPANIES AND RETAIL ESTABLISHMENTS CONTROLLED BY ICE COMPANIES

Manufacturer	Brand	Model	Rated ice capacity	Retail base price	Alabama	Arizona	Arkansas	California	Colorado	Connecticut	Delaware	District of Columbia	Florida	Georgia	Idaho	Illinois
Ice Cooling Appliance Corp.	Vitalaire	AH 7S	50	$60.50	$60.50	$60.75	$60.50	$60.75	$60.50	$60.50	$60.50	$60.50	$60.50	$60.50	$60.50	$60.50
	do	AH 9S	75	90.50	90.75	92.25	90.75	92.25	91.25	90.75	90.75	90.75	91.75	91.25	92.25	90.50

Manufacturer	Brand	Model	Rated ice capacity	Retail base price	Indiana	Iowa	Kansas	Kentucky	Louisiana	Maine	Maryland	Massachusetts	Michigan	Minnesota	Mississippi	Missouri
Ice Cooling Appliance Corp.	Vitalaire	AH 7S	50	$60.50	$60.50	$60.50	$60.50	$60.50	$60.50	$60.50	$60.50	$60.50	$60.50	$60.50	$60.50	$60.50
	do	AH 9S	75	90.50	90.50	90.50	90.75	90.50	91.25	91.25	90.75	91.25	90.50	90.50	90.75	90.50

Manufacturer	Brand	Model	Rated ice capacity	Retail base price	Montana	Nebraska	Nevada	New Hampshire	New Jersey	New Mexico	New York	North Carolina	North Dakota	Ohio	Oklahoma	Oregon
Ice Cooling Appliance Corp.	Vitalaire	AH 7S	50	$60.50	$60.50	$60.75	$60.75	$60.50	$60.50	$60.75	$60.50	$60.50	$60.50	$60.50	$60.50	$60.75
	do	AH 9S	75	90.50	92.25	90.75	92.25	91.75	90.75	92.25	90.75	90.75	91.25	90.50	91.25	92.25

Manufacturer	Brand	Model	Rated ice capacity	Retail base price	Pennsylvania	Rhode Island	South Carolina	South Dakota	Tennessee	Texas	Utah	Vermont	Virginia	Washington	West Virginia	Wisconsin	Wyoming
Ice Cooling Appliance Corp.	Vitalaire	AH 7S	50	$60.50	$60.50	$60.50	$60.50	$60.50	$60.50	$60.50	$60.50	$60.50	$60.50	$60.50	$60.50	$60.50	$60.50
	do	AH 9S	75	90.50	90.75	91.25	91.25	90.75	90.50	91.75	92.25	91.75	90.75	92.25	90.75	90.50	91.75

2. Section 16, Table C—*Ceiling prices in each State for all other sales of ice boxes at retail*, is amended by deleting the ceiling prices for Automatic brand Models H10 and H12 and the Vitalaire brand Models H7S and H9S ice boxes manufactured by Ice Cooling Appliance Corporation, and adding ceiling prices for the models of ice boxes as set forth below:

TABLE C—CEILING PRICES IN EACH STATE FOR ALL OTHER SALES OF ICE BOXES AT RETAIL

Manufacturer	Brand	Model	Rated ice capacity	Retail base price	Alabama	Arizona	Arkansas	California	Colorado	Connecticut	Delaware	District of Columbia	Florida	Georgia	Idaho	Illinois
Ice Cooling Appliance Corp.	Automatic	AH 10	75	$57.75	$58.50	$59.25	$58.50	$59.25	$58.75	$58.50	$58.50	$58.50	$59.00	$58.75	$59.25	$58.25
	do	AH 12	100	67.25	68.50	69.75	68.50	69.75	68.75	68.50	68.50	68.50	69.00	68.50	69.50	68.00
	Vitalaire	AH 7S	50	71.25	72.00	72.75	72.00	72.75	72.25	72.00	72.00	72.00	72.50	72.25	72.75	71.75
	do	AH 9S	75	106.75	108.25	109.75	108.25	109.75	108.75	108.25	108.25	108.25	109.25	108.75	109.75	107.75

Manufacturer	Brand	Model	Rated ice capacity	Retail base price	Indiana	Iowa	Kansas	Kentucky	Louisiana	Maine	Maryland	Massachusetts	Michigan	Minnesota	Mississippi	Missouri
Ice Cooling Appliance Corp.	Automatic	AH 10	75	$57.75	$58.25	$58.25	$58.50	$58.25	$58.75	$58.75	$58.50	$58.75	$58.25	$58.25	$58.50	$58.25
	do	AH 12	100	67.25	68.00	67.75	68.25	68.00	68.75	68.75	68.50	68.50	68.00	68.00	68.50	68.00
	Vitalaire	AH 7S	50	71.25	71.75	71.75	72.00	71.75	72.25	72.25	72.00	72.25	71.75	71.75	72.00	71.75
	do	AH 9S	75	106.75	107.75	107.75	108.25	107.75	108.75	108.75	108.25	108.75	107.75	107.75	108.25	107.75

Manufacturer	Brand	Model	Rated ice capacity	Retail base price	Montana	Nebraska	Nevada	New Hampshire	New Jersey	New Mexico	New York	North Carolina	North Dakota	Ohio	Oklahoma	Oregon
Ice Cooling Appliance Corp.	Automatic	AH 10	75	$57.75	$58.50	$58.50	$59.25	$58.75	$58.50	$59.25	$58.50	$58.50	$58.75	$58.25	$58.75	$59.25
	do	AH 12	100	67.25	68.50	68.25	69.75	68.50	68.50	69.75	68.50	68.50	68.50	67.75	68.50	69.75
	Vitalaire	AH 7S	50	71.25	72.75	72.00	72.75	72.25	72.00	72.75	72.00	72.00	72.25	72.25	72.25	72.75
	do	AH 9S	75	106.75	109.75	108.25	109.75	108.75	108.25	109.75	108.25	108.25	108.75	107.75	108.75	109.75

Manufacturer	Brand	Model	Rated ice capacity	Retail base price	Pennsylvania	Rhode Island	South Carolina	South Dakota	Tennessee	Texas	Utah	Vermont	Virginia	Washington	West Virginia	Wisconsin	Wyoming
Ice Cooling Appliance Corp.	Automatic	AH 10	75	$57.75	$58.50	$58.75	$58.75	$58.50	$58.25	$58.75	$59.25	$58.75	$58.50	$59.25	$58.50	$58.00	$58.75
	do	AH 12	100	67.25	68.25	68.50	68.75	68.50	68.25	69.00	69.50	68.75	68.75	69.75	68.25	67.75	69.00
	Vitalaire	AH 7S	50	71.25	72.00	72.25	72.25	72.00	71.75	72.25	72.75	72.25	72.00	72.75	72.00	71.50	72.25
	do	AH 9S	75	106.75	108.25	108.75	108.75	108.25	107.75	108.75	109.75	108.75	108.25	109.75	108.25	107.25	108.75

This amendment shall become effective on the 25th day of May 1946.

Issued this 20th day of May 1946.

PAUL A. PORTER, *Administrator.*

[F. R. Doc. 46-8422; Filed, May 20, 1946; 11:52 a. m.]

PART 1439—UNPROCESSED AGRICULTURAL COMMODITIES

[MPR 397,[1] Amdt. 9]

FLAXSEED

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 397 is amended in the following respects:

1. Section 5 (a) (1) is amended to read as follows:

(1) At the following terminal basing points where the lot sold is not delivered by truck:

	Per bushel
Minneapolis, Duluth and Red Wing, Minn	$3.35
Milwaukee, Wis	3.35
Chicago, Ill	3.35
Portland, Ore	3.35
Emporia and Fredonia, Kans	3.20
Corpus Christi, Harlingen and Houston, Tex	3.15

2. Section 5 (a) (3) is amended to read as follows:

(3) At the following terminal basing points, whether the lot is or is not delivered by truck:

San Francisco, Oakland, Berkeley, Los Angeles, Long Beach, Wilmington, Buena Park, and Fresno, California	$3.60

3. Section 5 (a) (4) is amended to read as follows:

(4) At any point in Area A, $3.35 per bushel plus the lowest domestic carload proportional all-rail rate (or, if none, the lowest carload local all-rail rate) per bushel from Minneapolis to the point in Area A in question; *Provided*, That whenever flaxseed purchased under this subparagraph (4) has moved from producer to any buyer in whole or in part by water, the foregoing maximum price shall be reduced by any amount equivalent to the difference in the actual water rate and said rail rate for the distance moved by water.

This amendment shall become effective May 17, 1946.

Issued this 17th day of May 1946.

PAUL A. PORTER, *Administrator.*

Approved: May 16, 1946.

CLINTON P. ANDERSON, *Secretary of Agriculture.*

[F. R. Doc. 46-8347; Filed, May 17, 1946; 4:43 p. m.]

PART 1499—COMMODITIES AND SERVICE

[RMPR 165, Amdt. 4 to Supp. Service Reg. 6]

REPAIR OF AUTOMOTIVE VEHICLES AND FARM EQUIPMENT

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 1499.656 is amended in the following respects:

1. Paragraph (a) (3) is amended to read as follows:

(3) The average basic hourly wage rate (before payment of overtime) paid to employees performing such work in the week which includes March 31, 1942, plus 60¢; and adding thereto an amount equal to the increase, since March 31, 1942 in the average basic hourly wage rate (before payment of overtime) paid employees performing such work, *Provided*, That such wage rates were not in violation of the regulations affecting wage increases.

2. Appendix A, *Form for Recording Increase in Service Rate*, is amended to read as follows:

APPENDIX A—FORM FOR RECORDING INCREASE IN SERVICE RATE

(If you increase your maximum customer's hourly rate, you must fill out this form and keep it as a part of your permament records, and make it available for inspection during your regular business hours. You must also file a copy with your Price Control Board.)

Explanation of increase in customer's hourly rate effective _____
(Give date)

(a) Present average basic hourly wage rate. (1) Total amount of straight-time wages (excluding overtime payments) paid to employees directly engaged in repair and maintenance work in the week before the increase—$_____
(2) Total number of straight-time hours (excluding overtime) worked by such employees in the week before the increase_____
Present average basic hourly wage rate (divide item 1 by item 2)_____Item A. $_____

(b) *Average basic hourly wage rate on March 31, 1942.*
(1) Total amount of straight-time wages (excluding overtime payments) paid in the week which includes March 31, 1942, to employees directly engaged in repair or maintenance work—$_____
(2) Total number of straight-time hours (excluding overtime) worked by such employees in the week which includes March 31, 1942_____
Average basic hourly wage rate in March 1942 (divide item 1 by item 2)_____Item B. $_____

(c) *Increase in average basic hourly wage rate* (item A minus item B)_____Item C. $_____

(d) *New maximum customer's hourly rate* (1) The highest customer's hourly rate *actually charged in* March 1942—$_____
(2) The average basic hourly wage rate in March (item B above) multiplied by 2—$_____
(3) The average basic hourly wage rate in March (item B above) plus 60¢—$_____
Highest of (1), (2), or (3) above_____Item D. $_____

Tentative maximum customer's hourly rate (Item C plus Item D)_____Item E. $_____
Final maximum customer's hourly rate—$_____

(If item E cannot be divided evenly by five cents, you may round it upward to the nearest nickel.)

This amendment shall become effective May 25, 1946.

NOTE: The record-keeping and reporting requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 20th day of May 1946.

PAUL A. PORTER, *Administrator.*

[F. R. Doc. 46-8425; Filed, May 20, 1946; 11:54 a. m.]

PART 1499—COMMODITIES AND SERVICES

[RMPR 165, Amdt. 4 to Supp. Service Reg. 22]

REPAIR OF CERTAIN APPLIANCES AND EQUIPMENT

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 1499.674 is amended in the following respects:

1. Paragraph (a) (4) is redesignated (a) (5) and amended to read as follows:

(5) Where the rates under subparagraphs (2), (3) or (4) are not divisible by 5¢, they may be adjusted upward to the nearest amount so divisible.

2. A new paragraph (a) (4) is added to read as follows:

(4) He may if he employs a total of not more than 8 persons and if wage increases paid by him were not in violation of any regulations affecting wage increases, add to a customer's hourly rate, determined under subparagraphs (1), (2) or (3) an amount equal to the increase since October 3, 1942, in the average basic straight-time hourly rate for mechanics performing each type of service. Adjustments under this subparagraph (4) may not be made more often than once every thirty days.

3. Paragraph (d) (4) is redesignated (d) (5), and a new paragraph (d) (4) is added to read as follows:

(4) In the case of sellers adjusting their prices under paragraph (a) (4), a statement of the hourly wage rate of each employee, on the date of any price increase, made under this regulation.

This amendment shall become effective May 25, 1946.

NOTE: The record-keeping and reporting requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 20th day of May 1946.

PAUL A. PORTER, *Administrator.*

[F. R. Doc. 46-8426; Filed, May 20, 1946; 11:54 a. m.]

[1] 8 F.R. 6840, 7392, 10757, 12668, 12892; 9 F.R. 9836; 10 F.R. 2017, 2688, 7412, 10029.

Notices

DEPARTMENT OF THE TREASURY.

Office of the Secretary.

[1946 Dept. Circ. 788]

⅞ PERCENT TREASURY CERTIFICATES OF INDEBTEDNESS OF SERIES E–1947

OFFERING OF CERTIFICATES

MAY 20, 1946.

I. *Offering of Certificates.* 1. The Secretary of the Treasury, pursuant to the authority of the Second Liberty Bond Act, as amended, invites subscriptions, at par, from the people of the United States for certificates of indebtedness of the United States, designated ⅞ percent Treasury Certificates of Indebtedness of Series E–1947, in exchange for Treasury Certificates of Indebtedness of Series E–1946, maturing June 1, 1946. Approximately $2,000,000,000 of the maturing certificates will be retired on cash redemption.

II. *Description of certificates.* 1. The certificates will be dated June 1, 1946, and will bear interest from that date at the rate of ⅞ percent per annum, payable semiannually on December 1, 1946, and June 1, 1947. They will mature June 1, 1947, and will not be subject to call for redemption prior to maturity.

2. The income derived from the certificates shall be subject to all Federal taxes, now or hereafter imposed. The certificates shall be subject to estate, inheritance, gift or other excise taxes, whether Federal or State, but shall be exempt from all taxation now or hereafter imposed on the principal or interest thereof by any State, or any of the possessions of the United States, or by any local taxing authority.

3. The certificates will be acceptable to secure deposits of public moneys. They will not be acceptable in payment of taxes.

4. Bearer certificates with interest coupons attached will be issued in denominations of $1,000, $5,000, $10,000, $100,000 and $1,000,000. The certificates will not be issued in registered form.

5. The certificates will be subject to the general regulations of the Treasury Department, now or hereafter prescribed, governing United States certificates.

III. *Subscription and allotment.* 1. Subscriptions will be received at the Federal Reserve Banks and Branches and at the Treasury Department, Washington. Banking institutions generally may submit subscriptions for account of customers, but only the Federal Reserve Banks and the Treasury Department are authorized to act as official agencies.

2. The Secretary of the Treasury reserves the right to reject any subscription, in whole or in part, to allot less than the amount of certificates applied for, and to close the books as to any or all subscriptions at any time without notice; and any action he may take in these respects shall be final. Subject to these reservations, subscriptions for amounts up to and including $25,000 will be allotted in full, and subscriptions for amounts over $25,000 will be allotted to all holders on an equal percentage basis, but not less than $25,000 on any one subscription. The basis of the allotment will be publicly announced, and allotment notices will be sent out promptly upon allotment.

IV. *Payment.* 1. Payment at par for certificates allotted hereunder must be made on or before June 1, 1946, or on later allotment, and may be made only in Treasury Certificates of Indebtedness of Series E–1946, maturing June 1, 1946, which will be accepted at par, and should accompany the subscription.

V. *General provisions.* 1. As fiscal agents of the United States, Federal Reserve Banks are authorized and requested to receive subscriptions, to make allotments on the basis and up to the amounts indicated by the Secretary of the Treasury to the Federal Reserve Banks of the respective Districts, to issue allotment notices, to receive payment for certificates allotted, to make delivery of certificates on full-paid subscriptions allotted, and they may issue interim receipts pending delivery of the definitive certificates.

2. The Secretary of the Treasury may at any time, or from time to time, prescribe supplemental or amendatory rules and regulations governing the offering, which will be communicated promptly to the Federal Reserve Banks.

[SEAL] FRED M. VINSON,
Secretary of the Treasury.

[F. R. Doc. 46–8393; Filed, May 20, 1946; 10:47 a. m.]

[1946 Dept. Circ. 787]

ISSUES OF TREASURY BONDS RESTRICTED AS TO OWNERSHIP BY COMMERCIAL BANKS WHICH ACCEPT DEMAND DEPOSITS

MODIFICATION OF VARIOUS DEPARTMENT CIRCULARS

MAY 17, 1946.

I. *Enumeration of department circulars affected.* 1. The Department circulars modified by this circular and the Treasury bond issues which they govern, are as follows:

Nos. 685 and 692. 2½ percent Treasury Bonds of 1962–67.
No. 701. 2½ percent Treasury Bonds of 1963–68.
No. 708. 2½ percent Treasury Bonds of 1964–69 (dated April 15, 1943).
Nos. 719 and 724. 2½ percent Treasury Bonds of 1964–69 (dated Sept. 15, 1943).
Nos. 729, 734, and 740. 2½ percent Treasury Bonds of 1965–70.
Nos. 730 and 735. 2¼ percent Treasury Bonds of 1956–59.
Nos. 755 and 760. 2½ percent Treasury Bonds of 1966–71.
No. 768. 2½ percent Treasury Bonds of 1967–72 (dated June 1, 1945).
No. 769. 2¼ percent Treasury Bonds of 1959–62 (dated June 1, 1945).
No. 776. 2½ percent Treasury Bonds of 1967–72 (dated Nov. 15, 1945).
No. 777. 2¼ percent Treasury Bonds of 1959–62 (dated Nov 15, 1945).

II. *Modification of circulars.* 1. Each of the circulars enumerated in Section I hereof provides that the bonds issued thereunder may not be transferred to or be held by commercial banks, which were defined for this purpose as banks accepting demand deposits, before various fixed dates, except to the extent and in the manner set forth in the governing circulars. These provisions are hereby modified to permit any such bank to hold, for the purpose of facilitating transactions for the account of customers, bonds issued pursuant to said circulars in an aggregate amount not to exceed at the close of business on any day one percent of its demand deposits, excluding United States war loan deposits and inter-bank deposits, or $500,000, whichever is less. Such bonds shall be in addition to and shall be held in an account separate from those otherwise acquired pursuant to the provisions of the offering circulars.

[SEAL] FRED M. VINSON,
Secretary of the Treasury.

[F. R. Doc. 46–8416; Filed, May 20, 1946; 11:39 a. m.]

DEPARTMENT OF AGRICULTURE.

Office of the Secretary.

PRODUCERS STOCK YARDS

NOTICE AS TO POSTED STOCKYARD

It has been ascertained that the Producers Stock Yards, Lexington, Kentucky, posted on February 26, 1931, as the Lexington Live Stock Commission Company Stockyards, as coming within the jurisdiction of the Packers and Stockyards Act, 1921, as amended, the name of which was changed on the list of posted stockyards in 9 CFR 204.1 by order of the Secretary of Agriculture on April 6, 1944, to the Producers Stock Yards, no longer comes within the definition of a stockyard under the act. Therefore, notice of such fact is given to the owner of such stockyard and to the public by filing notice with the Division of the Federal Register.

(7 U.S.C. 1940 ed. 181 et seq.; E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; E.O. 9577, 10 F.R. 8087)

Done at Washington, D. C., this 17th day of May 1946.

[SEAL] N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 46–8341; Filed, May 17, 1946; 4:20 p. m.]

Production and Marketing Administration.

1946 FLORIDA SUGARCANE WAGES AND PRICES

NOTICE OF POSTPONEMENT OF HEARING

Notice is hereby given that the hearing with respect to 1946 Florida sugarcane wages and prices which was scheduled (11 F.R. 5075) to be held in the High School Auditorium, Clewiston, Florida, beginning at 9:30 a. m., May 18, 1946, is postponed, and shall be held at the same place and hour on June 13, 1946.

Issued this 17th day of May 1946.

[SEAL] N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 46–8342; Filed, May 17, 1946; 4:20 p. m.]

DEPARTMENT OF LABOR.

Wage and Hour Division.

LEARNER EMPLOYMENT CERTIFICATES

ISSUANCE TO VARIOUS INDUSTRIES

Notice of issuance of special certificates for the employment of learners under the Fair Labor Standards Act of 1938.

Notice is hereby given that special certificates authorizing the employment of learners at hourly wage rates lower than the minimum wage rate applicable under section 6 of the act have been issued to the firms hereinafter mentioned under section 14 of the act, Part 522 of the regulations issued thereunder (August 16, 1940, 5 F.R. 2862, and as amended June 25, 1942, 7 F.R. 4725), and the determinations, orders and/or regulations hereinafter mentioned. The names and addresses of the firms to which certificates were issued, industry, products, number of learners, and effective and expiration dates of the certificates are as follows:

Single Pants, Shirts and Allied Garments, Women's Apparel, Sportswear, Rainwear, Robes and Leather and Sheep-Lined Garments Divisions of the Apparel Industry, Learner Regulations, July 20, 1942 (7 F.R. 4724), as amended by Administrative Order March 13, 1943 (8 F.R. 3079), and Administrative Order, June 7, 1943 (8 F.R. 7890):

Phillips-Lester Manufacturing Company, 2300 First Avenue No., Birmingham, Alabama; Overalls, jackets and work shirts; ten (10) per cent (T); effective May 13, 1946, expiring May 12, 1947.

Hosiery Learner Regulations, September 4, 1940 (5 F.R. 3530), as amended by Administrative Order March 13, 1943 (8 F.R. 3079):

Princeton Hosiery Mills, Inc., Eddyville, Kentucky; seamless; fifty (50) learners (E); effective May 13, 1946, expiring November 12, 1946.

The employment of learners under these certificates is limited to the terms and conditions therein contained and is subject to the provisions of the applicable determinations, orders and/or regulations cited above. These certificates have been issued upon the employers' representations that experienced workers for the learner occupations are not available for employment and that they are actually in need of learners at subminimum rates in order to prevent curtailment of opportunities for employment. The certificates may be cancelled in the manner provided in the regulations and as indicated in the certificates. Any person aggrieved by the issuance of any of these certificates may seek a review or reconsideration thereof within fifteen days after publication of this notice in the FEDERAL REGISTER pursuant to the provisions of regulations, Part 522.

Signed at New York, New York, this 15th day of May 1946.

PAULINE C. GILBERT,
Authorized Representative of the Administrator.

[F. R. Doc. 46–8419; Filed, May 20, 1946; 12:01 p. m.]

CIVIL AERONAUTICS BOARD.

[Docket No. 1602 et al]

DULUTH AIR LINES; CHICAGO–SEATTLE CASE

NOTICE OF HEARING

In the matter of the application of Duluth Air Lines, Docket No. 1602 et al, for certificates of public convenience and necessity, under section 401 (h) of the Civil Aeronautics Act of 1938 as amended.

Notice is hereby given pursuant to the Civil Aeronautics Act of 1938, as amended, particularly sections 401, 408, and 1001 of said act, that hearing in the above-entitled proceeding is assigned to be held on June 3, 1946, at 10:00 a. m. (eastern standard time) in Conference Room A, Departmental Auditorium, Constitution Avenue between Twelfth and Fourteenth Streets, NW., before Examiner Herbert K. Bryan.

Dated Washington, D. C., May 17, 1946.

By the Civil Aeronautics Board.

FRED A. TOOMBS,
Secretary.

[F. R. Doc. 46–8417; Filed, May 20, 1946; 11:49 a. m.]

[Docket No. SA–117]

ACCIDENT NEAR RICHMOND, VA.

NOTICE OF HEARING

In the matter of investigation of accident involving aircraft of United States Registry NC 53218 which occurred near Richmond, Virginia, on May 16, 1946.

Notice is hereby given, pursuant to the Civil Aeronautics Act of 1938, as amended, particularly section 702 of said act, in the above-entitled proceeding that hearing is hereby assigned to be held on Friday, May 24, 1946 at 9:00 AM (local time), in Room 337, Federal Building, Richmond, Virginia.

Dated at Washington, D. C., May 20, 1946.

ROBERT W. CHRISP,
Presiding Officer.

[F. R. Doc. 46–8418; Filed, May 20, 1946; 11:49 a. m.]

FEDERAL POWER COMMISSION.

[Docket Nos. G–210, G–661, G–688, G–693]

MICHIGAN CONSOLIDATED GAS CO.

ORDER GRANTING APPLICATION FOR RECONSIDERATION, REOPENING AND CONSOLIDATING PROCEEDINGS, AND FIXING DATE OF HEARING

MAY 10, 1946.

Michigan Consolidated Gas Company v. Panhandle Eastern Pipe Line Company and Michigan Gas Transmission Corporation, Docket No. G–210; City of Detroit, a Municipal Corporation, and County of Wayne, a Municipal Corporation, both of the State of Michigan v. Panhandle Eastern Pipe Line Company and Michigan Consolidated Gas Company, Docket No. G–661; In the matter of Panhandle Eastern Pipe Line Company and Michigan Consolidated Gas Company, Docket No. G–688; in the matter of Panhandle Eastern Pipe Line Company, Docket No. G–693.

Upon consideration of the application filed on April 15, 1946, by Panhandle Eastern Pipe Line Company (Panhandle), requesting abrogation or modification of the Commission's order of March 14, 1946, dismissing without prejudice Panhandle's application for certificate of public convenience and necessity in Docket No. G–693, or, in the alternative for a reconsideration thereof;

It appearing to the Commission that:

(a) By order of the Commission dated December 18, 1945, the following proceedings were consolidated:

City of Detroit, a Municipal Corporation, and County of Wayne, a Municipal Corporation, both of the State of Michigan v. Panhandle Eastern Pipe Line Company and Michigan Consolidated Gas Company, Docket No. G–661; in the matter of Panhandle Eastern Pipe Line Company and Michigan Consolidated Gas Company, Docket No. G–668.

(b) By said order of December 18, 1945, the Commission ordered that:

(A) Panhandle Eastern Pipe Line Company show cause at the public hearing hereinafter ordered:

(i) Why the supply of natural gas to Ford Motor Company, as provided in its contract of October 20, 1945, (1) will not impair its ability to provide adequate and reasonable natural gas service to consumers entitled to such service under the Natural Gas Act and orders of this Commission, and (2) will not violate orders of this Commission authorizing the construction and limiting the operation of facilities under section 7 of the Natural Gas Act as provided in such orders; and

(ii) Why appropriate and timely application should not be made under section 7 of the Natural Gas Act for the construction and operation of all necessary pipe line facilities required for the interstate transportation of natural gas to the Ford Motor Company including all measuring and regulating equipment which may be required.

(B) An investigation be and it is hereby instituted for the purpose of enabling the Commission:

(i) To determine with respect to the sale of natural gas by Panhandle Eastern Pipe Line Company to Michigan Consolidated Gas Company whether in connection with such transportation or sale, subject to the jurisdiction of the Commission, any contract or arrangement relating to such supply, for resale or underground storage in the State of Michigan, or the rates, charges, or classifications demanded, observed, charged or collected for such gas, or any rules, regulations, practices or contracts relating to such supply or affecting such rates, charges or classifications are unjust, unreasonable, unduly discriminatory or preferential or otherwise unlawful and in violation of the provisions of the Natural Gas Act.

(ii) To determine and fix by order or orders just and reasonable rates, charges, classifications, rules, regulations, practices or contracts to be thereafter observed and in force, if the Commission, after hearing has been had, shall find,

with respect to the transportation and sale of natural gas by Panhandle Eastern Pipe Line Company to Michigan Consolidated Gas Company; that any rates, charges, classifications, rules, regulations, practices, or contracts, subject to the Jurisdiction of the Commission, are unjust, unreasonable, unduly discriminatory or preferential.

(c) On January 10, 1946, Panhandle filed an application (Docket No. G–693) under section 7 of the Natural Gas Act, as amended, for a certificate of public convenience and necessity to construct and operate certain facilities for the transportation of natural gas to the Ford Motor Company.

(d) A public hearing has been held with respect to the matters involved and issues presented as referred to in paragraph (b), (A), (1), above.

(e) Subsequent to the public hearing referred to in paragraph (d), the Commission entered its Opinion No. 130 with respect to Docket Nos. G–661 and G–688, and its order of March 14, 1946, in Docket No. G–693, such latter order dismissing without prejudice the application filed in the latter docket, in pursuance to the findings of the Commission in its Opinion No. 130.

(f) A public hearing has been held with respect to the matters involved and issues presented in Michigan Consolidated Gas Company v. Panhandle Eastern Pipe Line Company, et al., Docket No. G–210.

The Commission finds that:

(1) Good cause exists for (a) granting the application for reconsideration of the Commission's order of March 14, 1946, in Docket No. G–693, (b) reopening the record in the proceedings in Docket No. G–210 for the purpose of taking further evidence thereon, and (c) for completing the evidence with respect to the record in the proceedings in Docket Nos. G–661 and G–688 as to the matters involved and issues presented in paragraph (b), (B), above.

(2) The matters involved and the issues presented in these proceedings may concern substantially the same facts and issues, and good cause, therefore, exists for consolidating the above-docketed matters for the purpose of hearing.

The Commission orders that:

(A) The application for reconsideration of the Commission's order entered on March 14, 1946, In the Matter of Panhandle Eastern Pipe Line Company, Docket No. G–693, be and the same is hereby granted.

(B) The record in the proceedings in Michigan Consolidated Gas Company v. Panhandle Eastern Pipe Line Company, and Michigan Gas Transmission Corporation, Docket No. G–210, be and it is hereby reopened for the purpose of taking further evidence thereon.

(C) The reopened proceedings in Docket Nos. G–210 and G–693 be consolidated for purposes of hearing with matters involved and the issues presented in Docket Nos. G–661 and G–688, respecting such of the issues in the latter two dockets remaining to be heard.

(D) A public hearing be held with respect to such consolidated proceedings commencing on August 26, 1946, at 10 a. m. (E. S. T.) in the Hearing Room, Federal Power Commission, 1800 Pennsylvania Avenue, N. W., Washington, D. C.

(E) All persons heretofore permitted to intervene in any of the above matters may participate in the reopened and consolidated proceedings in accordance with leave heretofore granted to them.

(F) Interested State commissions may participate in the said hearing, as provided for in § 67.4 of the provisional rules of practice and regulations under the Natural Gas Act.

By the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46–8392; Filed, May 20, 1946; 9:56 a. m.]

OFFICE OF DEFENSE TRANSPORTATION.

FEDERAL MANAGER OF GOVERNMENT CONTROLLED RAILROADS

DELEGATION OF AUTHORITY

Pursuant to Executive Order 9727 of the President of the United States, dated May 17, 1946 (*supra*), concerning possession, control, and operation of certain railroads; *It is hereby ordered*, That:

1. Charles H. Buford, be, and he is hereby, appointed Federal Manager of the transportation systems and properties taken into the possession and control of the United States by said Executive order. For the purposes of this order and in the exercise of the authority and powers herein delegated he is hereby designated "Federal Manager of Government Controlled Railroads."

2. The authority and powers vested in the Director of the Office of Defense Transportation by said Executive order are hereby delegated to said Charles H. Buford as Federal Manager of Government Controlled Railroads, with full authority to exercise such powers either personally or through such public or private instrumentalities or persons as he may designate and with power of successive redelegation.

3. The exercise of the authority hereby delegated shall be subject to the general control and supervision of, and the right of modification or revocation in any specific case by, the Director of the Office of Defense Transportation.

This order shall become effective at 4:00 o'clock P. M., May 17, 1946.

Issued at Washington, D. C., this 17th day of May 1946.

J. M. JOHNSON,
Director,
Office of Defense Transportation.

[F. R. Doc. 46–8382; Filed, May 17, 1946; 4:34 p. m.]

[Federal Manager's Notice and Order 1]

FEDERAL MANAGER OF GOVERNMENT CONTROLLED RAILROADS

POSSESSION, CONTROL AND OPERATION OF CERTAIN RAILROADS

To each carrier by railroad named in the Executive Order 9727 of the President of the United States, dated May 17, 1946 (*supra*), concerning possession, control, and operation of certain railroads:

1. By order of the Director of the Office of Defense Transportation, dated May 17, 1946 (*supra*), the authority vested in said Director by Executive Order 9727 of the President of the United States, dated May 17, 1946, whereby possession and control of your transportation system, plants, and facilities are taken and assumed by the United States as of 4:00 o'clock p. m., May 17, 1946, has been duly delegated by said Director to the undersigned as Federal Manager of Government Controlled Railroads.

2. Until further order, you are hereby directed to continue operations in the usual and ordinary manner and course of business, as a going enterprise, in your own name, and by means of the instrumentalities, agents, officers, and employees customarily employed by you, as fully as if possession and control had not been taken and assumed by the United States, subject, however, to the terms of said Executive order, and to all general and special orders, rules, and regulations which may be issued thereunder. Title to the properties and other assets of which possession has been taken remains in the owners thereof. Possession by the United States is not exclusive and the United States asserts, and will assert, only such control over the properties in its limited possession as may be necessary to accomplish the purposes of the Executive order.

3. All personnel, officers, agents, and employees, employed by you in the operation of your transportation system, plants, and facilities, are called upon to resume or continue the performance of their usual duties and in the customary manner until otherwise ordered. No such officer, agent, or employee shall be deemed to be an official or employee of the United States.

4. Subject to the terms of the Executive order, wage scales and working conditions in effect on the effective date of the Executive order shall be maintained and full recognition shall be given to the rights of the employees and all classes thereof. All deductions for the benefit of employees now being made by law or agreement, including insurance payments, Railroad Retirement and Unemployment Compensation deductions, and other deductions of every kind, and all arrangements governing the payment of wages, including bond purchase plans, shall be continued, subject to any legal right of discontinuance.

5. Subject to the terms of the Executive order, the operation of the carrier shall be in conformity with the Interstate Commerce Act, as amended, the Railway Labor Act, as amended, the Safety Appliance Acts, the Employers' Liability Acts, and other applicable Federal and State laws, Executive orders, local ordinances, and rules and regulations issued pursuant to such laws, Executive orders, and ordinances.

6. The accounts of the carrier will continue to be kept in the customary manner. The carrier will assume full financial responsibility for the operation of its properties; will retain all income or proceeds resulting from such operations; and will pay all expenses incurred by the carrier in connection with such operations.

7. Until further order, carriers will remain subject to suit as heretofore and to the levy of attachments by mesne process, garnishment, execution or otherwise, on or against the properties or other assets of such carriers, but no receivership, reorganization, or similar proceeding affecting any carrier whose transportation system, plants, and facilities are or may be taken under the Executive order shall be instituted without the prior written consent of said Director. Nothing herein shall be deemed to require approval of any action authorized or required by any interlocutory or final decree of any United States Court in reorganization proceedings now pending under the Bankruptcy Act or in any equity receivership cases now pending.

8. (A) Any carrier which objects to assuming responsibility for any action which it is required to take pursuant to this order, or to any other order, rule, regulation, or direction issued by the Director of the Office of Defense Transportation, the Federal Manager of Government Controlled Railroads, or by any duly authorized representative of the Director or the Federal Manager, shall protest such order, rule, regulation, or direction, to the Federal Manager, in writing, and in such protest shall specify:

(i) The particular order, rule, regulation, or direction which the carrier asserts has resulted, or will result in loss, costs, damages, or expenses to it;

(ii) The particular action taken, or to be taken, pursuant to such order, rule, regulation, or direction, which action would not have been taken, or would not be taken, except for such order, rule, regulation, or direction, and which the carrier asserts has resulted, or will result, in loss, costs, damages, or expenses to it; and

(iii) The nature of the loss, costs, damages, or expenses asserted to have been, or to be caused by compliance with such order, rule, regulation, or direction, and an estimate of the amount of compensation claimed therefor.

(B) Each such protest shall be made to the Federal Manager by registered mail or telegram within five (5) days after the receipt by the carrier of the particular order, rule, regulation, or direction so protested. Such protest shall be addressed to the Federal Manager of Government Controlled Railroads, Interstate Commerce Commission Building, Washington 25, D. C.

9. A copy of said Executive order and a copy of this notice and order shall be posted by each carrier on each bulletin board maintained by the carrier at its principal offices, division and section headquarters, stations, depots, shops, and yards.

10. Communications concerning this order should be addressed to Federal Manager of Government Controlled Railroads, Interstate Commerce Commission Building, Washington 25, D. C.

Issued at Washington, D. C., this 17th day of May 1946.

CHARLES H. BUFORD,
Federal Manager,
Government Controlled Railroads.

[F. R. Doc. 46–8383; Filed, May 17, 1946; 4:34 p. m.]

ILLINOIS CENTRAL RAILROAD CO.

NOTICE OF CHANGE OF FEDERAL MANAGER

You are hereby notified that the appointment of Homer C. King as Federal Manager of the transportation system and properties of the Illinois Central Railroad Company is hereby revoked, effective May 17, 1946.

Charles H. Buford is hereby appointed Federal Manager of the transportation system and properties of the Illinois Central Railroad Company, effective May 17, 1946, with full authority, subject to my direction, to perform the duties heretofore delegated to W. F. Kirk, by notice and order of the Director of the Office of Defense Transportation dated August 23, 1945 (10 F.R. 10991), and subsequently redelegated to Homer C. King by notice and order of the Director of the Office of Defense Transportation dated October 29, 1945 (10 F.R. 13414).

Issued at Washington, D. C., this 17th day of May, 1946.

J. M. JOHNSON,
Director,
Office of Defense Transportation.

[F. R. Doc. 46–8384; Filed, May 17, 1946; 4:34 p. m.]

OFFICE OF PRICE ADMINISTRATION.

[Rev. SO 119, Order 212]

MARTIN STEEL PRODUCTS CORP.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 212 under Revised Supplementary Order 119. Docket No. 6123–SO 119–75. Adjustment of maximum prices for sales of prefabricated metal farm buildings manufactured by the Martin Steel Products Corporation of Mansfield, Ohio.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 13 of Revised Supplementary Order No. 119, it is ordered:

(a) *Maximum prices for the Martin Steel Products Corporation of Mansfield, Ohio.* (1) The above manufacturer may determine his maximum prices for his line of prefabricated metal farm buildings by increasing by 19.5 percent his prices on these items in effect on October 1, 1941, to each class of purchaser.

(2) Since the provision of this order are not intended to reduce properly established maximum prices the manufacturer may continue to use as his maximum prices to each class of purchaser his properly established prices in effect under the General Maximum Price Regulation in the event that such prices exceed the prices in effect to each class of purchaser of October 1, 1941, plus the increase provided for in (1) above.

(3) The maximum prices set forth above shall be subject to discounts and allowances including transportation allowances and price differentials which are at least as favorable as those the manufacturer extended or rendered or would have extended or rendered to each class of purchaser on commodities in the same general category during March 1942.

(b) *Resellers' maximum prices.* All resellers of the commodities covered by this order may add to their presently established maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted the manufacturer by this order.

(c) *Notification to all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment granted by this order is put into effect:

Order No. 212 under Revised Supplementary Order No. 119 authorizes a 19.5 percent increase in October 1, 1941, net prices for sales of prefabricated metal farm buildings manufactured by this company.

Resellers may add to their existing maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted by Order No. 212.

(d) All prayers for relief not granted herein are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective May 18, 1946.

Issued this 17th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–8333; Filed, May 17, 1946; 11:31 a. m.]

[SO 142, Order 111]

KERMATH MFG. CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 111 under supplementary Order No. 142, adjustment provisions for sales of industrial machinery and equipment. Kermath Manufacturing Company. Docket No. 6083–SO 142–136–334.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142, *It is ordered:*

(a) The maximum prices for sales by Kermath Manufacturing Company, 5330 Commonwealth Avenue, Detroit 8, Mich., of all its products, which are covered by any of the regulations listed in Supplementary Order No. 142, shall be deter-

mined by increasing by 27% the maximum prices for these products in effect just prior to March 16, 1946.

(b) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the percentage amount by which his net invoiced cost has been increased by reason of this order.

(c) The Kermath Manufacturing Company shall notify each purchaser, who buys the products listed in paragraph (a) above for resale of the percentage amount by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(d) All requests not granted herein are denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 18, 1946.

Issued this 17th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8334; Filed, May 17, 1946; 11:31 a. m.]

[RMPR 136, Order 626]

ACME MFG. CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 9, 10 and 11 (c) of Revised Maximum Price Regulation 136, *It is ordered:*

(a) Acme Manufacturing Company, 1445 San Pablo Avenue, Berkeley, California, may sell, f. o. b. plant, each Acme utility trailer described in subparagraph (1) below at a price not to exceed $175.94 plus federal excise tax, and state and local taxes on the sale or delivery of the trailer, and the cost of transporting it to the purchaser, if any.

(1) *Description.*

Acme Deluxe, heavy duty utility trailer Model 8, 1½ ton capacity, all steel body, dimensions 4' wide x 6' long x 16" high, equipped with 6.00 x 16, 4-ply synthetic tires and additional detailed specifications included in the report filed with this Office.

(b) Acme Manufacturing Company is authorized to suggest to resellers a resale price for the trailer described in paragraph (a) (1) consisting of the following:

(1) *Suggested resale prices.*

To dealers	$211.13
To consumers	281.51

(2) *Charges.* (i) A charge for transportation, if any, not to exceed the actual rail freight charge from the factory at Berkeley, California, to the railroad freight receiving station nearest to the place of business of the reseller.

(ii) A charge equal to the charge made by Acme Manufacturing Company, to cover federal excise taxes.

(iii) A charge equal to reseller's expense for payment of state and local taxes on the purchase, sale or delivery of the trailer.

(c) A reseller of Acme utility trailers in any of the territories or possessions of the United States is authorized to sell the trailer described in paragraph (a) at a price not to exceed the price established in paragraph (b) to which it may add a sum equal to the expense incurred or charged to it for payment of territorial and insular taxes, on the purchase, sale or introduction of the trailer; export premiums; boxing and crating for export purposes; marine and war risk insurance; and landing, wharfage and terminal operations.

(d) The Acme Manufacturing Company shall report to this office no later than November 30, 1946, cost data covering this trailer based on actual operations for May, June, July, August, September and October 1946 but computed in accordance with the limitations of section 10 of Revised Maximum Price Regulation 136.

(e) All requests not granted herein are denied.

(f) This order may be amended or revoked by the Administrator at any time.

NOTE: Where the manufacturer's invoice charge to the reseller is increased or decreased from the previous invoice charge because the manufacturer has a newly established price under section 8 of Revised Maximum Price Regulation 136, due to substantial changes in design, specification or equipment of the trailer, the reseller may add to its price under paragraph (b) the increase in price, plus its customary markup on such a cost increase, but in case of a decrease in the price, the reseller must reduce its price under paragraph (b) by the amount of the decrease and its customary markup on such an amount.

This order shall become effective May 18, 1946.

Issued this 17th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8327; Filed, May 17, 1946; 11:31 a. m.]

[RMPR 136, Order 628]

L. A. YOUNG SPRING AND WIRE CORP.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 9, 10 and 11 (c) of Revised Maximum Price Regulation 136, *It is ordered:*

(a) L. A. Young Spring and Wire Corporation, 900 High Street, Oakland, California, may sell, f. o. b. plant, each one wheel trailer described in subparagraph (1) below at a price not to exceed $48.67 plus federal excise tax, state and local taxes on the sale or delivery of the trailers and any cost of transporting it to the purchaser.

(1) *Description.*

"Trailaway", Model No. 8, one wheel utility trailer, 750 lb. capacity, body dimensions 42" wide x 48" long x 9" high, all steel construction, equipped with a 4.00 x 8, 4-ply synthetic tire and other detailed specifications included in the report filed with this Office.

"Speedaway", Model No. 9, one wheel utility trailer, 750 lb. capacity, body dimensions 42" wide x 48" long x 9" high, all steel construction, equipped with a 4.00 x 8, 4-ply synthetic tire and other detailed specifications included in the report filed with this Office.

(b) L. A. Young Spring and Wire Corporation is authorized to suggest to resellers a resale price for the trailer described in paragraph (a) (1) consisting of the following:

(1) *Suggested resale price.* $73.00.

(2) *Charges.* (i) A charge for transportation, if any, not to exceed the actual rail freight charge from the factory at Oakland, California, to the railroad freight receiving station nearest to the place of business of the reseller.

(ii) A charge equal to the charge made by L. A. Young Spring and Wire Corporation to cover federal excise taxes.

(iii) A charge equal to reseller's expense for payment of State and local taxes on the purchase, sale or delivery of the trailer.

(c) A reseller of Trailaway or Speedaway trailers in any of the Territories or possessions of the United States is authorized to sell the trailer described in paragraph (a) at a price not to exceed the price established in paragraph (b) to which it may add a sum equal to the expense incurred or charged to it for payment of territorial and insular taxes, on the purchase, sale or introduction of the trailer; export premiums; boxing and crating for export purposes; marine and war risk insurance; and landing, wharfage and terminal operations.

(d) All requests not granted herein are denied.

(e) This order may be amended or revoked by the Administrator at any time.

NOTE: Where the manufacturer's invoice charge to the reseller is increased or decreased from the previous invoice charge because the manufacturer has a newly established price under Section 8 of Revised Maximum Price Regulation 136, due to substantial changes in design, specification or equipment of the trailer, the reseller may add to its price under paragraph (b) the increase in price, plus its customary markup on such a cost increase, but in case of a decrease in the price, the reseller must reduce its price under paragraph (b) by the amount of the decrease and its customary markup on such an amount.

This order shall become effective May 18, 1946.

Issued this 17th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8328; Filed, May 17, 1946; 11:32 a. m.]

[RMPR 136, Order 630]

SPORTSMAN MFG. CO.

APPROVAL OF MAXIMUM PRICES

Order No. 630 Under Revised Maximum Prices Regulation 136, Machines, Parts and Industrial Equipment.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 9, 10 and 11 (c) of Revised Maximum Price Regulation 136, *It is ordered:*

(a) Sportsman Manufacturing Company, Grand Prairie, Texas, may sell, f. o. b. plant, each "Sportsman" trailer described in subparagraph (1) below at a price not to exceed $247.35 plus federal excise tax, and state and local taxes on the sale or delivery of the trailer and the cost of transporting it to the purchaser, if any.

(1) *Description.*

"Sportsman" two-wheel, enclosed camping trailer, dimensions 4' wide x 8' long x 4' high, equipped with 6.00 x 16, 4-ply synthetic tires and tubes and additional detailed specifications included in report filed with this Office.

(b) Sportsman Manufacturing Company is authorized to suggest to resellers a resale price for the trailer described in paragraph (a) (1) consisting of the following:

(1) *Suggested resale price.* $329.80.

(2) *Charges.* (i) A charge for transportation, if any, not to exceed the actual rail freight charge from the factory at Grand Prairie, Texas, to the railroad freight receiving station nearest to the place of business of the reseller.

(ii) A charge equal to the charge made by Sportsman Manufacturing Company to cover federal excise taxes.

(iii) A charge equal to reseller's expense for payment of state and local taxes on the purchase, sale or delivery of the trailer.

(c) A reseller of Sportsman trailers in any of the territories or possessions of the United States is authorized to sell the trailer described in paragraph (a) at a price not to exceed the price established in paragraph (b) to which it may add a sum equal to the expense incurred or charged to it for payment of territorial and insular taxes, on the purchase, sale or introduction of the trailer; export premiums; boxing and crating for export purposes; marine and war risk insurance; and landing, wharfage and terminal operations.

(d) The Sportsman Manufacturing Company shall report to this Office no later than November 30, 1946, cost data covering this trailer based on actual operations for May, June, July, August, September and October but computed in accordance with the limitations of section 10 of Revised Maximum Price Regulation 136.

(e) All requests not granted herein are denied.

(f) This order may be amended or revoked by the Administrator at any time.

NOTE: Where the manufacturer's invoice charge to the reseller is increased or decreased from the previous invoice charge because the manufacturer has a newly established price under Section 8 of Revised Maximum Price Regulation 136, due to substantial changes in design, specification or equipment of the trailer, the reseller may add to its price under paragraph (b) the increase in price, plus its customary markup on such a cost increase, but in case of a decrease in the price, the reseller must reduce its price under paragraph (b) by the amount of the decrease and its customary markup on such an amount.

This order shall become effective May 18, 1946.

Issued this 7th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8329; Filed, May 17, 1946; 11:32 a. m.]

[MPR 188, Amdt. 1 to Order 4114]

FRANKLIN TRANSFORMER MFG. CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

1. In order No. 4114 under § 1499.158 of Maximum Price Regulation No. 188 paragraph (a) is amended to read as follows:

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following farm and home freezers manufactured by the Franklin Transformer Manufacturing Company, Minneapolis 13, Minn., and as described in the application dated June 30, 1945, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Model		On sale to—			
		National distributors	Local distributors	"A" dealers	Consumers
4	4 cu. ft. ⅙ hp. condensing unit	$118	$130	$146	$236
6	6 cu. ft. ⅙ hp. condensing unit	144	158	185	288
8	8 cu. ft. ⅓ hp. condensing unit	168	185	216	336
16	16 cu. ft. ⅓ hp. condensing unit	232	355	306	463

This amendment shall become effective May 18, 1946.

Issued this 17th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8330; Filed, May 17, 1946; 11:33 a. m.]

[MPR 188, Rev. Order 4352]

ALLIED SALES & SERVICE CO. AND BRITTANY CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:* Order No. 4352 under Maximum Price Regulation No. 188 is revised and amended to read as set forth herein.

(a) This revised order establishes maximum prices for sales and deliveries of certain articles manufactured by Allied Sales & Service Company, and The Brittany Company, 485 First Avenue, New York, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article and Model No.	For sales by the manufacturer to—		For sales by any person to consumers
	Jobbers	Retailers	
Hand sewn rayon silk oval bed light with ruffled braid trim completely equipped with socket, switch and cord: BL	$2.12	$2.50	$4.50
Hand sewn rayon silk lamp shades in various styles and shapes with individual and diversified trims, i. e., ruching, braid, ribbon and fringe:			
17" C-14-M	7.65	9.00	16.20
17" 101 CB	7.65	9.00	16.20
17" 205 CB	7.65	9.00	16.20

These maximum prices are for the articles described in the manufacturer's application dated January 24, 1946.

(2) For sales by all persons the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(3) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this revised order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model Number ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this revised order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobber's maximum prices for sales of the articles covered by this revised order shall be established under the provisions of section 4.5 of SR 14J.

(e) This revised order may be revoked or amended by the Price Administrator at any time.

(f) This revised order shall become effective on the 17th day of May 1946.

Issued this 17th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8331; Filed, May 17, 1946; 11:33 a. m.]

[MPR 591, Order 507]

DELTA SHOWER DOOR CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, for sales by any person to consumers of the following shower door manufactured by Delta Shower Door Company, Los Angeles, Calif., and as described in the application dated March 15, 1946, shall be:

Glass shower door: Model—Deluxe, glass shower door; polished aluminum frame 1¼"; size 27" x 64"; $33.00.

(b) The maximum net price, f. o. b. point of shipment, for sales by any person to dealers shall be the maximum net price specified in (a) above less a discount of 20 per cent.

(c) The maximum net price, f. o. b. point of shipment, for sales by any person to jobbers or distributors shall be the maximum net price specified in (a) above less a discount of 35 per cent.

(d) The maximum net prices established by this order shall be subject to discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(e) The maximum prices on an installed basis of the commodity covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251 as amended.

(f) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 18, 1946.

Issued this 17th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8332; Filed, May 17, 1946; 11:33 a. m.]

[Rev. SO 119, Order 213]

ELGIN METAL CASKET CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* The Elgin Metal Casket Company of 363 Bluff City, Elgin, Illinois, may sell and deliver the metal burial caskets which it manufactures at prices computed as follows:

(1) For an article in his line during October 1941, the adjusted ceiling price is the highest price charged during that month to each class of purchaser, plus an adjustment charge of no more than 10 percent of each such price.

(2) For an article not in his line during October 1941, but which has a properly established ceiling price, the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) plus an adjustment charge equal to the percentage of that price determined in accordance with "Note 3" in section 8 of Revised Supplementary Order No. 119.

(3) The manufacturer's price computed in accordance with this order is his new ceiling price if it is higher than the previously established ceiling price, including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) *Maximum prices of purchasers for resale.* Resellers of any article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

A reseller who had a properly established maximum price in effect before this order was issued for an article covered by this order may add to that maximum price an adjustment charge in the same dollar-and-cents amount as the adjustment charge authorized by this order for, and which he has paid to his supplier.

If the reseller did not have a properly established maximum price for the article in effect before this order was issued he shall first determine a maximum price (exclusive of adjustment charges), and to that price he may add an adjustment charge in the same dollar-and-cents amount as the adjustment authorized by this order, and which he has paid to his supplier. To find his maximum price (exclusive of adjustment charges) for this purpose the reseller shall add to his invoice cost, less an adjustment charge stated on that invoice, the same percentage markup which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is the one which meets all of the following tests:

(1) It belongs to the narrowest trade category which includes the article being priced.

(2) Both it and the article being priced were purchased from the same class of supplier.

(3) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(4) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his ceiling prices, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts and allowances on sales to each class of purchaser in effect during March 1942, or thereafter properly established under OPA regulations.

(d) *Change in resellers' margins.* Resellers' maximum prices adjusted in accordance with this order are subject to further adjustments which may result from any change in resellers' margins which may be effected by the Office of Price Administration to obtain absorption by resellers of any industry-wide increase in manufacturers' maximum prices.

(e) The provisions of Supplementary Order No. 153 shall not apply to sales covered by this order.

(f) *Notification.* At the time of or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles. This notice may be given in any convenient form.

Invoices for sales of articles covered by this order (except for sales at retail) must separately state the amount of the adjustment authorized by this order.

(g) This order may be revoked or amended by the Price Administrator at any time.

(h) This order shall become effective on the 17th day of May 1946.

Issued this 17th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8358; Filed, May 17, 1946; 4:44 p. m.]

[RMPR 136, Amdt. 1 to Order 583]

WHITE MOTOR CO.

ESTABLISHMENT OF MAXIMUM PRICES

Amendment No. 1 to Order No. 583 under Revised Maximum Price Regulation 136. Machines, parts and industrial equipment. White Motor Company. Docket No. 6085-136.21-702.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 21 of Revised Maximum Price Regulation 136; *It is ordered:*

(1) The schedule following the narrative in paragraph (a) (1) of Order No. 584 under Revised Maximum Price Regulation 136 is amended to include the following truck chassis:

Model No.	Description	List price f. o. b. factory
WA-122	Chassis, truck, 22,000 pounds gross vehicle weight; 1942 standard specifications and equipment, excepting the following modifications; hydraulic tilting mechanism; synthetic tires in lieu of natural rubber tires (wheelbase):	
	109 inches	$3,600
	121 inches	3,635
	139 inches	3,670
	157 inches	3,710
	175 inches	3,750
	193 inches	3,805

(2) All requests not granted herein are denied.

(3) This amendment may be revoked or amended by the Administrator at any time.

This amendment shall be effective May 17, 1946.

Issued this 17th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8350; Filed, May 17, 1946; 4:45 p. m.]

[RMPR 136, Order 629]

HARRIS MFG. CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 9, 10 and 11 (c) of Revised Maximum Price Regulation 136, *It is ordered:*

(a) Harris Manufacturing Company, 702 North Wilson Way, Stockton, California, may sell, f. o. b. plant, each Harris trailer described in subparagraph (1) below at a price not to exceed those listed in subparagraph (2) below, plus federal excise tax, State and local taxes on the sale or delivery of the trailer and any cost of transporting it to the purchaser.

(1) *Description.* Harris Model 1B, ¾ ton capacity, two wheel utility trailer with torsion axle spring, 48" wide x 84" long, chassis only, knocked down and unassembled, equipped with 6.00 x 16, 4-ply synthetic rubber tires and other detailed specifications included in the report filed with this Office.

Harris Model III, ¼ ton capacity, one-wheel utility trailer, 42" wide x 48" long, knocked down and unassembled, equipped with one 4.00 x 8, 4 ply Hi-Speed Industrial synthetic tire and other detailed specifications included in the report filed with this Office.

(2) *Prices.*

Model 1B	$68.41
Model III	47.74

(b) Harris Manufacturing Company is authorized to suggest to resellers a resale price for the trailers described in paragraph (a) (1) consisting of the following:

(1) *Suggested resale prices.*

Model 1B	$97.72
Model III	68.20

(2) *Charges.* (i) A charge for transportation, if any, not to exceed the actual rail freight charge from the factory at Stockton, California, to the railroad freight receiving station nearest to the place of business of the reseller.

(ii) A charge equal to the charge made by Harris Manufacturing Company to cover federal excise taxes.

(iii) A charge equal to reseller's expense for payment of state and local taxes on the purchase, sail or delivery of the trailer.

(c) A reseller of Harris trailers in any of the territories or possessions of the United States is authorized to sell the trailer described in paragraph (a) at a price not to exceed the price established in paragraph (b) to which it may add a sum equal to the expense incurred or charged to it for payment of territorial and insular taxes, on the purchase, sale or introduction of the trailer; export premiums; boxing and crating for export purposes; marine and war risk insurance; and landing, wharfage and terminal operations.

(d) The Harris Manufacturing Company shall report to this Office no later than December 31, 1946, cost data covering these trailers based on actual operation for June, July, August, September, October and November 1946 but computed in accordance with the limitations of section 10 of Revised Maximum Price Regulation 136.

(e) All requests not granted herein are denied.

(f) This order may be amended or revoked by the Administrator at any time.

NOTE: Where the manufacturer's invoice charge to the reseller is increased or decreased from the previous invoice charge because the manufacturer has a newly established price under section 8 of Revised Maximum Price Regulation 136, due to substantial changes in design, specification or equipment of the trailer, the reseller may add to its price under paragraph (b) the increase in price, plus its customary markup on such a cost increase, but in case of a decrease in the price, the reseller must reduce its price under paragraph (b) by the amount of the decrease and its customary markup on such an amount.)

This order shall become effective May 18, 1946.

Issued this 17th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8351; Filed, May 17, 1946; 4:43 p. m.]

[RMPR 136, Order 631]

ROY STOVE

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 9, 10 and 11 (c) of Revised Maximum Price Regulation 136; *It is ordered:*

(a) Roy Stove, 7146 South Lowe Ave., Chicago 21, Illinois, may sell, f. o. b. plant each one-wheel trailer described in subparagraph (1) below at a price not to exceed $41.07 plus Federal excise tax, State and local taxes on the sale or delivery of the trailer and any cost of transporting it to the purchaser.

(1) *Description.* Stove one-wheel utility trailer, 750-lb. capacity, equipped with wood body 42" wide x 54" long x 9½" high, 4.00 x 8, 4-ply synthetic tires and additional detailed specifications included in the report filed with this office.

(b) Roy Stove is authorized to suggest to resellers a resale price for the trailer described in paragraph (a) (1) consisting of the following:

(1) *Suggested resale price:* $58.66.

(2) *Charges.* (i) A charge for transportation, if any, not to exceed the actual rail freight charge from the factory at Chicago, Illinois, to the railroad freight receiving station nearest to the place of business of the reseller.

(ii) A charge equal to the charge made by Roy Stove to cover Federal excise taxes.

(iii) A charge equal to reseller's expense for payment of State and local taxes on the purchase, sale or delivery of the trailer.

(c) A reseller of Stove one-wheel trailers in any of the Territories or possessions of the United States is authorized to sell the trailer described in paragraph (a) at a price not to exceed the price established in paragraph (b) to which it may add a sum equal to the expense incurred or charged to it for payment of Territorial and insular taxes on the purchase, sale or introduction of the trailer; export premiums; boxing and crating for export purposes; marine and war risk insurance; and landing, wharfage and terminal operations.

(d) All requests not granted herein are denied.

(e) This order may be amended or revoked by the Administrator at any time.

NOTE: Where the manufacturer's invoice charge to the reseller is increased or decreased from the previous invoice charge because the manufacturer has a newly established price under section 8 of Revised Maximum Price Regulation 136, due to substantial changes in design, specification or equipment of the trailer, the reseller may add to its price under paragraph (b) the increase in price, plus its customary markup on such a cost increase, but in case of a decrease in the price, the reseller must reduce its price under paragraph (b) by the amount of the decrease and its customary markup on such an amount.

This order shall become effective May 18, 1946.

Issued this 17th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8352; Filed, May 17, 1946; 4:43 p. m.]

[RMPR 136, Order 632]

MARMON-HERRINGTON CO., INC.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to sections 9, 10 and 11 (c) of Revised Maximum Price Regulation 136; *It is ordered:*

(a) Marmon-Herrington Company, Inc., 1511 West Washington Street, Indianapolis, Ind., hereinafter called the

Company, is authorized to charge a price not to exceed the applicable list price in subparagraph (1) adjusted as provided in that subparagraph, plus the applicable charges set forth in subparagraph (2).

(1) *List price.* The following list price f. o. b. factory, subject to the discounts approved by letter dated March 25, 1946, to the applicable class of purchasers:

Chassis model	Description	List price f. o. b. factory
DVL-1	Delivr-All light delivery front wheel drive truck; 90" wheelbase; 4 cylinder, L-head 60 h. p.; equipped with 7.50 x 16 8-ply synthetic tires; maximum gross vehicle weight 6,250 lbs.; approximate inside body dimensions 74" wide x 75" high x 63" long; power unit removable as complete assembly; loading capacity 182 cubic feet; turning radius 24 feet	$2,379
DVL-1A	Delivr-All light delivery front wheel drive truck; standard specifications and equipment same as Model DVL-1 with the following exceptions: 105" wheelbase; loading capacity 287 cubic feet; turning radius 28 feet	2,540
DVL-1B	Delivr-All light delivery front wheel drive truck; standard specifications and equipment same as Model DVL-1 with the following exceptions: 118" wheelbase; loading capacity 338 cubic feet; turning radius 32 feet	2,648

(2) *Charges*—(i) *Extra or optional equipment.* A charge for extra, special and optional equipment, affixed to or shipped with the truck for which a charge is made, which shall not exceed the following applicable list price subject to the discounts to the applicable class of purchasers in effect on March 31, 1942.

Description	List price
Change in rear tire size, wheels and hubs—8.25 x 18 10-ply synthetics in lieu of 7:50 x 16 8-ply standard synthetics	$72.00
Foot accelerator—steel mechanism consisting of foot pedal, various rods, joints, etc	25.60
Rear shock absorbers, per pair	17.25
Installation of right hand exterior rear view mirror	3.80
Side ventilating window—steel and safety glass window built in sections, hinged to provide vertical opening for ventilation, each	10.70
Steel and safety glass stationary rear window provided in otherwise solid rear panel	5.65
Pedestal seat in lieu of folding seat—imitation leather trimmed, bucket-type, mounted on steel tubing welded to suitable base	29.00
Rear suspension heavy duty unit—rear wheels, each mounted independently in wheel housing, each equipped with double semi-elliptic springs, four shackles on each suspension, 8:25 x 18 10-ply tires	444.00
Windshield wiper, vacuum operated Trico type	8.60
Door operating mechanism, welded steel, consisting of various rods, levers and springs	13.50
Folding rear doors, all steel construction, made in 3 sections, each equipped with safety glass window	56.00
Reflectors for mounting on body—commercial red or amber metal contained glass reflectors, approximately 4" in diameter. Gibson Co. #2170 or equivalent, each	1.40
Floor mat—constructed of old auto tire carcasses bound together by wire	$19.45
Rubber fenders, Models DVL-1-6671 R. H. and DVL-1-6656 L. H., per pair	20.65
Application of finish coat of paint—any kind or color (not including lettering)	100.00
Block sign lettering, any color:	
3" letter	.30
4" letter	.38
5" letter	.45
6" letter	.53
Edged sign lettering, any color:	
3" letter	.40
4" letter	.47
5" letter	.55
6" letter	.63
Shaded sign lettering, any color:	
3" letter	.55
4" letter	.63
5" letter	.71
6" letter	.77
Rear suspension light duty unit—rear wheels, each mounted independently in wheel housing, each equipped with double semielliptic springs, four shackles on each suspension, 7:50 x 16 8-ply tires	369.00
Complete driving mechanism, Model DVL-1-6425	1,470.00

(ii) *Transportation expense.* A charge to cover transportation expense, if any, from Indianapolis, Indiana, to the point at which delivery is made to the purchaser, computed in accordance with the Company's method in effect on March 31, 1942, plus transportation tax at the current legal rate.

(iii) *Taxes.* A charge at current legal rates to cover Federal excise taxes on the truck and extra or optional equipment, computed in accordance with the method the Company had in effect on March 31, 1942, and also state and local taxes on the sale or delivery of the truck and extra or optional equipment.

(iv) *Handling and preparation for delivery charge.* A charge for handling and preparation for delivery of the truck computed by the same method that was in effect on March 31, 1942, for comparable trucks providing the Company actually made such a charge.

(3) If the Company charges a net price lower than the net price obtained by applying to a list price authorized in this paragraph applicable discounts in effect on March 31, 1942, he shall adjust the list price and so notify the resellers, to reflect markups over resellers' invoice costs no higher than such markups in effect on March 31, 1942. The Company shall immediately notify the Automotive Branch, National Office of Price Administration, Washington, D. C., of price decreases referred to in this subparagraph.

(b) A reseller of Marmon-Herrington Delivr-All motor trucks may sell delivered at a place of business, each Marmon-Herrington light delivery front wheel drive truck described in subparagraph (1) of paragraph (a) at a price not to exceed the total of the applicable list price in that subparagraph and the following applicable charges in subparagraph (1) below (less the discounts the reseller had in effect on March 31, 1942):

(1) *Charges*—(i) *Extra or optional equipment.* A charge for extra, special and optional equipment, affixed to or shipped with the truck as original equipment, which shall not exceed the applicable list price contained in suparagraph (2) of paragraph (a);

(ii) *Transportation expense.* A charge for transportation which shall not exceed the charge Marmon-Herrington would make for the transportation of the truck and extra or optional equipment from the factory to the place of business of the reseller, plus transportation tax;

(iii) *Taxes.* A charge equal to the charge made by Marmon-Herrington in accordance with the method which Marmon-Herrington had in effect on March 31, 1942, to cover Federal taxes on tires and tubes and other Federal excise taxes and a charge equal to the reseller's expense for payment of state and local taxes on the purchase, sale or delivery of the trucks and extra or optional equipment;

(iv) *Handling and delivery charges.* A charge equal to the reseller's actual expense for handling and delivery.

(2) In the event the Company effects a reduction in price in accordance with the provisions of subparagraph (3) of paragraph (a), resellers shall determine their maximum resale prices by using the adjusted list price of which they are notified by the manufacturer instead of the list price authorized in this paragraph.

(c) A reseller is authorized to sell each of the trucks listed in paragraph (a) (1) in a territory or possession of the United States at a price not to exceed the maximum price permitted by paragraph (b) to which he may add a sum equal to the expense incurred by or charged to him for: payment of territorial and insular taxes on the purchase, sale or introduction of the truck in the territory or possession; export premiums; boxing and crating for export purposes; assembly costs, if any; marine and war risk insurance; landing, wharfage and terminal operations; ocean freight; and freight to port of embarkation.

(d) Not later than August 31, 1946, the Marmon-Herrington Company, Inc., shall submit to the Automotive Branch, National Office of Price Administration, Washington, D. C., calculations of maximum prices based on its price determining method used in determining the list prices contained in paragraph (a) (1) and (2) by reflecting actual experience of direct labor hours and materials quantities required to produce the trucks and extra or optional equipment during each of the months of April, May, June and July 1946.

(e) All requests not granted herein are denied.

(f) This order may be amended or revoked by the Administrator at any time.

This order shall become effective May 17, 1946.

NOTE: Where the manufacturer's invoice charge to the reseller is increased or decreased from the previous invoice charge because the manufacturer has a newly established price under Section 8 of Revised Maximum Price Regulation 136, due to substantial changes in design, specifications or equipment of the truck, the reseller may add to its price under paragraph (b) the increase in price, plus its customary markup on such a cost increase, but in the case of a decrease in the price, the reseller must reduce its price under paragraph (b) by the amount of the decrease and its customary markup on such an amount.

Issued this 17th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8353; Filed, May 17, 1946; 4:45 p. m.]

[RMPR 136, Order 633]

GREAT AMERICAN INDUSTRIES, INC.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 8, 9, 10 and 11 (c) of Revised Maximum Price Regulation 136, *It is ordered:*

(a) Great American Industries, Inc., Ward LaFrance Truck Division, Elmira, New York, hereinafter called the Company, is authorized to charge a price not to exceed the applicable list price in subparagraph (1) adjusted as provided in that subparagraph, plus the applicable charges set forth in subparagraph (2).

(1) *List price.* The following list price f. o. b. factory, subject to a discount of 40% to distributors, 35% to dealers, 30% to small dealers and 25% to fleet owners:

Chassis model	Description	List price f. o. b. factory
D-1	Chassis, truck, 25,000 lbs. gross vehicle weight; 1942 standard specifications of Model 136 excepting the following modifications: frame—"Fish Belly" type, chrome manganese steel, heat treated; engine—Continental Model B-6427 in lieu of Waukesha Model SRLR; steering gear—Ross T71; front axle—Timken 3501TW in lieu of Timken 3300II; rear axle—Timken 58415PAX2 in lieu of Wisconsin 1337H axle; service brakes—Westinghouse air brake No. 219374 in lieu of Lockheed hydraulic brake No. 411V; additional 6 volt battery; Timken torque type radius rod in lieu of ball type radius rod; flat top fenders in lieu of crown top fenders; 6 10.00 x 20 12-ply synthetic rubber tires in lieu of natural rubber tires	$5,340.23
D-2	Chassis, truck, 29,000 lbs. gross vehicle weight; 1942 standard specifications of Model 156 excepting the following modifications: frame—"Fish Belly" type, chrome manganese steel, heat treated; engine—Continental Model R6513 in lieu of Waukesha Model SRLR; steering gear—Ross T71 in lieu of Ross 720; emergency brake—American Chain and Cable Model 651D17572 in lieu of Model 65D16550; transmission—Fuller 5A620 in lieu of 5A430; additional 6 volt battery; Timken torque type radius rod in lieu of ball type radius rod; flat top fenders in lieu of crown top fenders; 6 11.00 x 20 synthetic rubber tires in lieu of natural rubber tires	7,558.08
D-3	Chassis, truck; 35,000 lbs. gross vehicle weight; 1942 standard specifications of Model 201 excepting the following modifications: frame—"Fish Belly" type, chrome manganese steel, heat treated; engine—Continental R6572 in lieu of standard Waukesha engine; emergency brake—American Chain and Cable Model 651D17572 in lieu of Model 65D16550; additional 6 volt battery; Timken torque type radius rod in lieu of ball type radius rod; flat top fenders in lieu of crown top fenders; wheels—Budd Disc, 22 x 9-10, 6¾ Dish, 10 Stud; 6 11.00 x 22 synthetic rubber tires in lieu of natural rubber tires of standard tire size	8,168.77

Chassis model	Description	List price f. o. b. factory
D-5	Chassis, truck; 1942 standard specifications of Model 201D with the following exceptions: front axle—Timken 2648S-W in lieu of Timken 26452-TW; tires—6 11.00 x 22 12-ply synthetic tire assemblies in lieu of 6 11.00 x 20 12-ply crude tire assemblies; wheels—6 9-10 x 22 wheels in lieu of 6 9-10 x 20 wheels; transmission—Fuller 5A-920 in lieu of Fuller 4A-86	$9,081.40
D-1-B	Chassis, truck; standard specifications of Model D-1 with the following exception: engine—Continental 22R developing 148 hp. at 2,400 r. p. m. in lieu of Continental B-6427 developing 127 hp. at 2,600 r. p. m.; transmission—Fuller 5A-620 in lieu of Fuller 5A-430	5,670.60
D-2-B	Chassis, truck; standard specifications of Model D-2 with the following exception: engine—Continental 22R developing 148 hp. at 2,400 r. p. m. in lieu of Continental R6513 developing 180 hp. at 2,600 r. p. m.	6,774.80
D-1-C	Chassis, truck; standard specifications of Model D-1 with the following exceptions: rear axle—Timken S-200-P, double reduction, rated at 22,000 lbs. in lieu of Timken 58415PA, single reduction, rated at 18,000 lbs. capacity; necessary changes in rear spring pressure block and miscellaneous attaching parts; 11.00 x 20 12-ply synthetic tires in lieu of 10.00 x 20 12-ply standard synthetic tires	5,689.70

(2) *Charges*—(i) *Extra or optional equipment.* A charge for extra, special and optional equipment, when mounted on the truck chassis at the factory during assembly, which shall not exceed the list or established price in effect on March 31, 1942, subject to the discounts in effect on that date for such equipment; however, for the following items of optional equipment the charge shall not exceed the applicable list prices subject to the discounts in effect on March 31, 1942, to the applicable class of purchasers:

Chassis model	Description	List price
All	Special cowl and windshield	$103.00
	Spare tire carrier—winch type (longer W. B. only)	22.00
D-1	Front shock absorbers	38.67
D-2 and 3	Front shock absorbers	50.00
All	Second outside mirror	3.33
All	Directional signals (set of 4)	27.33
All	Marker lights (cluster of 3)	6.67
All	5th wheel mounting equipment	41.33
All	2 ¼ fenders with tool boxes	104.67
All	2 ¼ fenders with tool boxes	44.00
All	Limiting valve for front brakes	22.00
D-1	2 speed axle, Timken 88415	180.00
D-2 and 3	2 speed axle, Timken 5300	126.67
D-3 and 5	2 speed axle, Timken U300	128.00
All	Fire extinguisher—1 qt. size	11.33
All	Cover plate back of cab	33.33
All	Tail pipe extension	4.00
All	Directional signals—front	16.00
D-1	Std. frame for 16' body—200" W. B.	33.33
D-1	Std. frame for 18' body—213" W. B.	60.66
D-1	Std. frame for 20' body—220" W. B.	120.00
D-2 and 3	Std. frame for 16' body—200" W. B.	36.00
D-2 and 3	Std. frame for 18' body—213" W. B.	66.00
D-2 and 3	Std. frame for 20' body—220" W. B.	106.66
All	Heater with defroster	38.66
All	Pintle hook	66.00
All	Second windshield wiper (air)	18.66
All	Tow hooks (rear)	11.00
All	Second stop and tail light	5.33
All	Cab corner marker lights, front	5.33
All	Second gas tank assembly mounted (50 gal.)	54.66
D-2 and D-2-B	U200 axle and spring	66.67
D-1-C	S200 axle with U200 spring	16.33

(ii) *Transportation expense.* A charge to cover transportation expense from Elmira, New York, to the point at which delivery is made to the purchaser, computed in accordance with the Company's method in effect on March 31, 1942, plus transportation tax at the current legal rate;

(iii) *Taxes.* A charge at current legal rates to cover Federal excise taxes on the trucks and extra or optional equipment, computed in accordance with the method the company had in effect on March 31, 1942, and also State and local taxes on the sale or delivery of the truck and extra or optional equipment;

(iv) *Handling and preparation for delivery charge.* A charge for handling and preparation for delivery of the truck computed by the same method that was in effect on March 31, 1942.

(3) If the Company charges a net price lower than the net price obtained by applying to a list price authorized in this paragraph applicable discounts listed in this paragraph, he shall adjust the list price and so notify the resellers, to reflect markups over resellers' invoice costs no higher than such markups in effect on March 31, 1942, or the markups authorized in this paragraph. The Company shall immediately notify the Automotive Branch, National Office of Price Administration, Washington, D. C., of price decreases referred to in this subparagraph.

(b) A reseller of Ward LaFrance motor trucks may sell delivered at a place of business, each Ward LaFrance truck described in subparagraph (1) of paragraph (a) at a price not to exceed the total of the applicable list price in that subparagraph and the following applicable charges in subparagraph (1) below (less the discounts the reseller had in effect on March 31, 1942):

(1) *Charges*—(i) *Extra or optional equipment.* A charge for extra, special and optional equipment, when mounted on the truck chassis at the factory during assembly, which shall not exceed the charge the reseller had in effect on March 31, 1942; however, for the items of optional equipment listed in subparagraph (2) of paragraph (a) the charge shall not exceed the applicable list price;

(ii) *Transportation expense.* A charge for transportation which shall not exceed the charge the Company would make for the transportation of the truck and extra or optional equipment from the factory to the place of business of the reseller, plus transportation tax;

(iii) *Taxes.* A charge equal to the charge made by the Company in accordance with the method which the Company had in effect on March 31, 1942, to cover Federal taxes on tires and tubes and other Federal excise taxes and a charge equal to the reseller's expense for payment of State and local taxes on the purchase, sale or delivery of the trucks and extra or optional equipment;

(iv) *Handling and delivery charges.* A charge equal to the reseller's actual expense for handling and delivery.

(2) In the event the Company effects a reduction in price in accordance with the provisions of subparagraph (3) of paragraph (a), resellers shall determine their maximum resale prices by using the adjusted list price of which they are no-

tified by the manufacturer instead of the list price authorized in this paragraph.

(c) A reseller is authorized to sell each of the trucks listed in paragraph (a) (1) in a territory or possession of the United States at a price not to exceed the maximum price permitted by paragraph (b) to which he may add a sum equal to the expense incurred by or charged to him for: payment of territorial and insular taxes on the purchase, sale or introduction of the truck in the territory or possession; export premiums; boxing and crating for export purposes; assembly costs, if any; marine and war risk insurance; landing, wharfage and terminal operations; ocean freight; and freight to port of embarkation.

(d) All requests not granted herein are denied.

(e) This order may be amended or revoked at any time.

NOTE: Where the manufacturer's invoice charge to the reseller is increased or decreased from the previous invoice charge because the manufacturer has a newly established price under section 8 of Revised Maximum Price Regulation 136, due to substantial changes in design, specifications or equipment of the truck, the reseller may add to its price under paragraph (b) the increase in price, plus its customary markup on such a cost increase, but in the case of a decrease in the price, the reseller must reduce its price under paragraph (b) by the amount of the decrease and its customary markup on such an amount.

This order shall become effective May 17, 1946.

Issued this 17th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8354; Filed, May 17, 1946; 4:46 p. m.]

[MPR 77, Order 1]

BEEHIVE OVEN COKE

ORDER AUTHORIZING ADJUSTABLE PRICING

At the request of a number of producers of beehive oven coke, the Office of Price Administration has undertaken a study to measure the propriety of the maximum prices now established for that commodity by Maximum Price Regulation No. 77. It appears that some time will elapse before this study can be completed. Most of the employees of beehive oven coke producers are members of the United Mine Workers and any adjustment of wages hinges upon the outcome of negotiations now in progress between representatives of that union and representatives of coal mine operators. Coal costs, furthermore, cannot be accurately determined until a new contract between the miners and operators has been consummated. On the other hand, any increases in costs arising from such contract will be retroactive. The parties have agreed that any wage adjustments will be retroactive and the Office of Price Administration has granted mine operators permission to enter into adjustable pricing agreements in connection with their sales of bituminous coal.

In view of these considerations, it appears that unless beehive oven coke producers also are granted authority to enter into adjustable pricing agreements they will sustain severe hardship which will jeopardize their ability to resume and maintain production of coke essential to effective transition to a peacetime economy. This order grants such permission and extends the same privilege to distributors. Many beehive oven operators market their coke through distributors who buy and resell for direct shipment from the producing facility to the purchaser and who obtain a small margin for their services. Under these circumstances, adjustable pricing permission granted to producers alone would be meaningless.

The Price Administrator has determined, therefore, that the action taken in this order is necessary to promote the production and distribution of essential beehive oven coke, and that it will not interfere with the purposes of the Emergency Price Control Act of 1942, as amended.

In view of the foregoing, and in accordance with section 3 of Maximum Price Regulation No. 77, *It is ordered:*

(a) Producers and distributors of beehive oven coke may sell and deliver, and any person may buy and receive, that product at existing maximum prices subject to an agreement for price adjustment in accordance with action taken by the Office of Price Administration after delivery and pursuant to the pending request for an increase in existing maximum prices. Prior to such action, no payment in excess of the maximum prices in effect at time of delivery shall be made or received.

(b) The permission granted by this order may be revoked by the Administrator at any time, but in any event it shall terminate upon action taken pursuant to Maximum Price Regulation No. 77 increasing existing maximum prices for beehive oven coke.

This order shall become effective this 17th day of May 1946.

Issued this 17th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8348; Filed, May 17, 1946; 4:44 p. m.]

[RMPR 136, Order 634]

FORD MOTOR CO.

AUTHORIZATION OF MAXIMUM PRICES

Order No. 634 under Revised Maximum Price Regulation 136. Machines, parts and industrial equipment. Ford Motor Company; Docket No. 6086-136.21-17.

For the reasons set forth in an opinion, issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 21 of Revised Maximum Price Regulation 136; *It is ordered:*

(a) Ford Motor Company, Dearborn, Michigan is authorized to charge a price not to exceed the applicable list price in subparagraph (1) adjusted as provided in that subparagraph, plus the applicable charges set forth in subparagraph (2).

(1) List price. The following applicable list price f. o. b. factory, subject to the discounts to the applicable class of purchasers, in effect on March 31, 1942:

Chassis model	Description	List price f. o. b. factory
61T-84	Truck, H. D. conventional chassis and cowl, 1½ ton nominal rating; 134" wheelbase; 8-cylinder, 90 hp. motor; 4 synthetic rubber tires in lieu of natural rubber tires; 1942 standard specifications and equipment	$950.00
61T-85	Truck, H. D. conventional chassis and cowl with windshield; 1½ ton nominal rating; 134" wheelbase; 8-cylinder, 90 hp. motor; 4 synthetic rubber tires in lieu of natural rubber tires; 1942 standard specifications and equipment	950.00
61T-81	Truck, H. D. conventional chassis and closed cab; 1½ ton nominal rating; 134" wheelbase 8-cylinder, 90 hp. motor; 4 synthetic rubber tires in lieu of natural rubber tires, 1942 standard specifications and equipment	1,025.00
618T-84	Truck, H. D. conventional chassis and cowl; 1½ ton nominal rating; 158" wheelbase; 8-cylinder, 90 hp. motor; 4 synthetic rubber tires in lieu of natural rubber tires, 1942 standard specifications and equipment	955.00
618T-85	Truck, H. D. conventional chassis and cowl with windshield; 1½ ton nominal rating; 158" wheelbase; 8-cylinder, 90 hp. motor; 4 synthetic rubber tires in lieu of natural rubber tires; 1942 standard specifications and equipment	975.00
618T-81	Truck, H. D. conventional chassis and closed cab; 1½ ton nominal rating, 158" wheelbase; 8-cylinder, 90 hp. motor; 4 synthetic rubber tires in lieu of natural rubber tires; 1942 standard specifications and equipment	1,050.00
61T-86	Truck, H. D. conventional chassis and closed cab with stake rake body; 1½-ton nominal rating; 134" wheelbase; 8-cylinder, 90-hp. motor; 4 synthetic rubber tires; 1942 standard specifications and equipment	1,150.67
618T-86	Truck, H. D. conventional chassis and closed cab with stake rake body; 1½ ton nominal rating; 158" wheelbase; 8-cylinder, 90 hp. motor; 4 synthetic rubber tires in lieu of natural rubber tires; 1942 standard specifications and equipment	1,212.67
611W-81	Truck, H. D. cab-over-engine chassis and closed cab; 1½ ton nominal rating; 80" wheelbase; 8-cylinder, 90 hp. motor; 4 synthetic rubber tires in lieu of natural rubber tires; 1943 standard specifications and equipment	1,150.00
61W-81	Truck, H. D. cab-over-engine chassis and closed cab; 1½ ton nominal rating; 134" wheelbase; 8-cylinder, 90 hp. motor, 4 synthetic rubber tires, in lieu of natural rubber tires; 1942 standard specifications and equipment	1,170.00
618W-81	Truck, H. D. cab-over-engine chassis and closed cab; 1½ ton nominal rating; 158" wheelbase; 8-cylinder, 90 hp. motor; 4 synthetic rubber tires in lieu of natural rubber tires; 1942 standard specifications and equipment	1,190.00
614T-84	Truck, H. D. conventional chassis and cowl 1½ ton nominal rating; 194" wheelbase; 8-cylinder, 90 hp. motor; 6 synthetic rubber tires in lieu of natural rubber tires; 1942 standard specifications and equipment	1,678.00

(2) Charges. (i) A charge for extra, special and optional equipment not to exceed the list or established price the Ford Motor Company had in effect on March 31, 1942, to the applicable class of purchasers for such equipment (subject to the discounts and deductions in effect on that date to the applicable class of purchasers);

(ii) A charge to cover handling and delivery expense, computed in accordance with the Ford Motor Company's method in effect on March 31, 1942;

(iii) Transportation expense. A charge to cover transportation expense which shall not exceed the amount obtained in accordance with the method the Ford Motor Company had in effect on March 31, 1942, including transportation tax at the current legal rate.

(iv) A charge to include federal tires-weight tax and other federal excise taxes, and State or local taxes on the sale or delivery of the truck.

(3) (i) The Ford Motor Company is authorized to sell f. o. b. Detroit, Michigan, the basing point, each of the Ford models listed in the schedule in subparagraph (1) above on a knocked down basis. The maximum price for the knocked down model shall be the maximum net selling price under subparagraphs (1) and (2) above for the complete unit less the following deductions:

(i) When chassis is delivered as knocked down material	$55.00
(ii) When cab is delivered as knocked down material	28.50
(iii) When cowl is delivered as knocked down	7.00
(iv) When closed drive-away front-end is delivered as knocked down material	7.00
(v) When stake body is delivered as knocked down material	18.00

(ii) When the Ford Motor Company makes a sale of a Ford model on a knocked down basis, including a knocked down chassis, in accordance with this paragraph, in addition to the price it may charge under subparagraph (i) above, it may charge an amount not to exceed 2.6 percent of the maximum net selling price in subparagraph (i) to cover additional expense of loading the knocked down vehicle in railroad cars for shipment.

(b) A reseller of Ford Motor trucks may sell f. o. b. place of business, each of the Ford trucks referred to in paragraph (a) at a price not to exceed the total of the list price in subparagraph (1) below and the applicable allowances in subparagraph (2) below, subject to the discounts the reseller had in effect on March 31, 1942 to the applicable class of purchaser.

(1) List price. The list price for the truck being sold determined by the manufacturer under paragraph (a).

(2) Allowances. (i) An allowance for extra, special and optional equipment not to exceed the allowance the reseller had in effect on March 31, 1942 to the applicable class of purchaser for such equipment when sold in connection with the applicable truck model.

(ii) The reseller's actual transportation costs.

(iii) Allowance to include federal, state, and local taxes on his purchase, and sale, or delivery, of the applicable truck model, computed in accordance with the reseller's method in effect on March 31, 1942.

(iv) The reseller's charge for handling and delivery in effect on March 31, 1942.

(v) The dollar amount of all other charges or allowances which the reseller had in effect on March 31, 1942, to the applicable class of purchaser.

(c) A reseller that cannot establish a price under paragraph (b) because it was not in business on March 31, 1942, shall determine its maximum price by adding to the applicable list prices set forth in the schedule in paragraph (a) (1) above the following applicable charges:

(1) *Charges.* (i) The original equipment retail charge that the Ford Motor Company suggested on March 31, 1942, to be made by resellers, for extra, special and optional equipment attached to the truck chassis as original equipment;

(ii) A charge to cover the reseller's actual transportation costs;

(iii) A charge equal to the charge made to the reseller by the Ford Motor Company, in accordance with its March 31, 1942 method, to cover tires-weight tax and other federal excise taxes;

(iv) A charge equal to the reseller's expense for payment of State and local taxes on the purchase, sale or delivery of the truck;

(v) A charge equal to reseller's actual expense for handling and delivery.

(d) A reseller of Ford Motor trucks in any of the territories or possessions of the United States is authorized to sell each of the trucks described in paragraph (a), at a price not to exceed the applicable maximum price established in paragraph (b) or (c), to which it may add a sum equal to the expense incurred by or charged to it, for payment of territorial and insular taxes on the purchase, sale or introduction of the truck; export premiums; boxing and crating for export purposes; marine and war risk insurance; and landing, wharfage and terminal operations.

(e) Revised Order 270, under Maximum Price Regulation 136 and Revised Order 104, under Maximum Price Regulation 136 are revoked.

(f) All requests not granted herein are denied.

(g) This order may be amended or revoked by the Administrator at any time.

NOTE: Where the manufacturer has an established price in accordance with section 8 of Revised Maximum Price Regulation 136, which is different than a price permitted under paragraph (a) because of substantial changes in design, specifications or equipment of the truck, the reseller may add to its price under paragraph (b), (c) or (d) any increase in price to it over the price it would otherwise pay under paragraph (a), plus its customary markup on such a cost increase, but in the case of a decrease in the price under paragraph (a) the reseller must reduce its price under paragraph (b), (c) or (d) by the amount of the decrease and its customary markup on such an amount.

This order shall become effective May 17, 1946.

Issued this 17th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8355; Filed, May 17, 1946; 4:46 p. m.]

[MPR 580, Amdt. 1 to Order 23]

PIONEER SUSPENDER CO.

ESTABLISHMENT OF CEILING PRICES

Maximum Price Regulation 580, Amendment 1 to Order 23, Establishing ceiling prices at retail for certain articles; Docket No. 6063-580-13-657.

For the reasons set forth in the opinion issued simultaneously herewith, Order 23 issued under section 13 of Maximum Price Regulation 580 on application of Pioneer Suspender Company, 315 to 323 North Twelfth Street, Philadelphia, Pennsylvania, is amended in the following respects:

1. Paragraph (a) is amended by adding the following:

Article	Style name	Manufacturer's selling price (per dozen)	Ceiling price at retail (per unit)
Belts	Pioneer	$19.50	$3.00
	do	27.00	4.00

2. Paragraph (c) is amended by adding thereto the following undesignated paragraph:

Upon issuance of any amendment to this order which either adds an article to those already listed in paragraph (a) or changes the retail ceiling price of a listed article, the manufacturer or wholesaler, as to such article, must comply with the preticketing requirements of this paragraph within 30 days after the issuance of the amendment. After 60 days from the issuance date, no retailer may offer or sell the article unless it is preticketed in accordance with the requirements of this paragraph. Prior to the expiration of the 60 day period, unless the article is so preticketed, the retailer shall comply with the marking, tagging and posting provisions of the regulation which would apply in the absence of this order. However, the pricing provisions of this order or of any subsequent amendment thereto shall apply as of the effective date of the order or applicable amendment.

This amendment shall become effective May 21, 1946.

Issued this 20th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8444; Filed, May 20, 1946; 11:59 a. m.]

[MPR 188, Order 4 Under Order 7]

FREE SEWING MACHINE CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Order No. 7 under § 1499.159e of Maximum Price Regulation No. 188, it is ordered:

(a) *Purpose of this order.* This order specifies a price increase factor by which the Free Sewing Machine Company, Rockford, Illinois, may increase its ceiling prices currently in affect for sales to persons other than ultimate consumers of the domestic sewing machines which it manufactures. It also specifies dollar-and-cent ceiling prices for resales of the same machines by wholesalers and retailers.

(b) *Manufacturer's ceiling price.* The Free Sewing Machine Company may increase its current ceiling prices for sales of the domestic sewing machines it manufactures, to persons other than ultimate consumers, by 18.8%.

(c) *Ceiling prices of purchasers for resale at wholesale.* The ceiling prices for sales in each zone by a purchaser for resale at wholesale of the models of sewing machines listed below are as follows:

Models		Ceiling prices for sales by wholesalers to retailers		
Free Westinghouse	New Home	Zone 1	Zone 2	Zone 3
ARE 210	NHR 210	$114.70	$116.50	$117.70
220	220	111.60	112.80	114.00
240	240	107.30	109.10	110.30
230	230	103.60	105.40	106.60
214	214	99.85	101.05	101.95
64	64	96.15	97.35	98.25
202	62	85.00	86.20	87.10
212	72	81.50	82.50	83.40
218	78	81.30	82.50	83.40
0198	058	77.60	78.80	79.70
232	4232	77.60	78.80	79.70
1364	1456	73.90	75.10	76.00
200	600	68.70	69.30	69.90
005	005	67.95	68.55	69.15
1232	5232	79.80	81.00	81.90
ALR 210	NLR 210	119.90	121.70	122.90
220	220	116.20	118.00	119.20
240	240	112.50	114.30	115.50
230	230	108.80	110.60	111.80
214	214	105.05	106.25	107.15
64	64	101.35	102.55	103.45
202	62	90.20	91.40	92.30
212	72	86.50	87.70	88.60
218	78	86.50	87.70	88.60
0198	058	82.80	84.00	84.90
232	4232	82.80	84.00	84.90
1364	1456	79.10	80.30	81.20
200	600	73.90	74.50	75.10
005	005	73.15	73.75	74.35
1232	5232	85.00	86.20	87.10

(d) *Ceiling prices for sales to consumers.* The ceiling prices for all sales to ultimate consumers in each zone of the domestic sewing machines manufactured by The Free Sewing Machine Company are as follows:

Models		Ceiling prices for sales to ultimate consumers		
Free Westinghouse	New Home	Zone 1	Zone 2	Zone 3
ARE 210	NHR 210	$184.50	$187.50	$189.50
220	220	179.50	182.50	184.50
240	240	174.50	177.50	179.50
230	230	169.50	172.50	174.50
214	214	164.50	166.50	168.00
64	64	159.50	161.50	163.00
202	62	144.50	146.50	148.00
212	72	139.50	141.50	143.00
218	78	144.50	146.50	148.00
0198	058	134.50	136.50	138.00
232	4232	134.50	136.50	138.00
1364	1456	129.50	131.50	133.00
200	600	107.90	108.50	109.50
005	005	106.50	107.50	108.50
1232	5232	137.50	139.50	141.00
ALR 210	NLR 210	191.50	194.50	196.50
220	220	185.50	189.50	191.50
240	240	181.50	184.50	186.50
230	230	176.50	179.50	181.50
214	214	171.50	173.50	175.00
64	64	166.50	168.50	170.00
202	62	151.50	153.50	155.00
212	72	146.50	148.50	150.00
218	78	151.50	153.50	155.00
0198	058	141.50	143.50	145.00
232	4232	141.50	143.50	145.00
1364	1456	136.50	138.50	140.00
200	600	114.50	115.50	116.50
005	005	113.50	114.50	115.50
1232	5232	144.50	146.50	148.00

(e) For the purpose of this order, Zones 1, 2, and 3 consist of the following States:

Zone 1. Iowa, Missouri, Wisconsin, Illinois, Michigan, Indiana, Ohio, Kentucky, West Virginia, Maryland, Pennsylvania, District of Columbia.

Zone 2. North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, Minnesota, Arkansas, Louisiana, Mississippi, Tennessee, Virginia, North Carolina, South Carolina, Georgia, Alabama, New York, New Jersey, Delaware, Connecticut, Massachusetts, Vermont, New Hampshire, Maine, Rhode Island.

Zone 3. Washington, Oregon, California, Idaho, Nevada, Utah, Arizona, Montana, Wyoming, Colorado, New Mexico, Texas and Florida.

(f) *Terms and conditions of sale.* Ceiling prices established under this order are subject to each seller's terms, discounts, allowances and other price differentials no less favorable than those he had in effect for similar sales during the period of March, 1942. If the seller made no such sales during the period of March, 1942, his ceiling prices are subject to the terms, discounts, and allowances no less favorable than those of his closest seller of the same class during the same period on sales of similar articles or which were thereafter properly established under applicable OPA regulations.

(g) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale showing a ceiling price established in accordance with the terms of this order, the seller shall notify the purchaser in writing of the dollar and cent ceiling prices established by this order for the purchaser's resales.

(h) *Labelling.* On and after the effective date of this order, no person may sell at retail any machine covered by this order unless there is attached to the machine a tag or label containing the OPA retail ceiling price for sales of the sewing machine by the particular retail seller. This tag or label may not be removed until after the sewing machine has been delivered to the ultimate consumer.

(i) *Sales invoices.* Every person who on or after May 17, 1946, sells a sewing machine covered by this order shall furnish every purchaser with an invoice showing the date of sale, the name and address of both the buyer and seller, the model number of each sewing machine he sold, the price charged, the quantity of each model sold, the terms of sale, and the nature and amount of any additional charges. Every seller must keep a copy of every sales invoice available for inspection by the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(j) *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

(k) *Effective date.* This order shall become effective on the 17th day of May 1946.

Issued this 17th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8356; Filed, May 17, 1946; 4:46 p. m.]

[SO 94, Order 123]

WAR ASSETS ADMINISTRATION ET AL.

SPECIAL MAXIMUM PRICES FOR CERTAIN WIRE INSECT SCREEN CLOTH

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and in accordance with section 11 of Supplementary Order 94, it is ordered:

(a) *What this order does.* This order establishes maximum prices for the sale and delivery by any reseller of the new wire insect cloth hereinafter described which has been or may be purchased from the War Assets Administration or any other United States Government agency.

(b) *Maximum prices.* The maximum prices (f. o. b. shipping point) for sales and deliveries by all resellers of the wire insect screen cloth described herein purchased from the United States Government or any agency thereof, in any quantity and to any class of purchaser, shall be as follows:

Description	Maximum prices	
	Per full roll of 100 sq. ft.	Cut length per sq. ft.
New wire insect screen cloth steel, galvanized or japanned, widths ranging from 24" to 48", and of the following meshes:		
12" black mesh	$3.00	$0.04
16" black mesh	3.75	0.05
16" galvanized opal mesh	4.00	0.055
18" galvanized opal mesh	4.50	0.06

(c) *Notification.* Any person who sells the wire insect screen cloth described in paragraph (b) to a retailer shall furnish the retailer with an invoice of sale setting forth the maximum prices for sales at retail, and stating that the retailer is required by this order to conspicuously display at the place where the wire screen cloth is offered for sale a suitable sign which plainly states selling prices not in excess of the appropriate ceiling prices.

(d) *Tagging.* Any person who sells the wire insect screen cloth described in paragraph (b) at retail shall conspicuously display at the place where the wire screen cloth is offered for sale a suitable sign which plainly states selling prices not in excess of the appropriate ceiling prices.

(e) *Relation to other regulations and orders.* This order with respect to the commodities it covers supersedes any other regulation or order previously issued by the Office of Price Administration.

(f) *Definitions.* (1) "Retailer" means any person who sells to ultimate consumers.

(g) *Revocation and amendment.* This order may be revoked or amended at any time.

This order shall become effective May 21, 1946.

Issued this 20th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8450; Filed, May 20, 1946; 11:54 a. m.]

[SO 94, Order 124]

WAR ASSETS ADMINISTRATION ET AL.

SPECIAL MAXIMUM PRICES FOR CERTAIN BRONZE INSECT SCREEN CLOTH

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and in accordance with section 11 of Supplementary Order 94, it is ordered:

(a) *What this order does.* This order establishes maximum prices at which the new bronze insect screen cloth hereinafter described may be sold and delivered by the War Assets Administration or any other Government agency, and by any subsequent reseller.

(b) *Maximum prices.* The maximum prices (f. o. b. shipping point) for the bronze insect screen cloth described herein shall be:

Description	Price for all sales to wholesaler per full roll of 100 sq. ft.	Price for all sales to retailer per full roll of 100 sq. ft.	Price for all sales at retail	
			Per full roll of 100 sq. ft.	Cut length per sq. ft.
New 18" x 14" mesh bronze insect screen cloth, widths ranging from 24" to 48".	$5.00	[1] $6.65	$9.00	$0.125

[1] Plus freight actually paid by wholesaler.

(c) *Notification.* Any person who sells the insect screen cloth described in paragraph (b) to a retailer shall furnish the retailer with an invoice of sale setting forth the maximum prices for sales at retail, and stating that the retailer is required by this order to conspicuously display at the place where the screen cloth is offered for sale a suitable sign which plainly states selling prices not in excess of the appropriate ceiling prices.

(d) *Tagging.* Any person who sells the screen cloth described in paragraph (b) at retail shall conspicuously display at the place where the screen cloth is offered for sale a suitable sign which plainly states selling prices not in excess of the appropriate ceiling prices.

(e) *Relation to other regulations and orders.* This order with respect to the commodity it covers supersedes any other regulation or order previously issued by the Office of Price Administration.

(f) *Definitions.* (1) "Wholesaler" means any person who sells to purchasers for resale.

(2) "Retailer" means any person who sells to ultimate consumers.

(g) *Revocation and amendment.* This order may be revoked or amended at any time.

This order shall become effective May 21, 1946.

Issued this 20th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8451; Filed, May 20, 1946; 11:55 a. m.]

[MPR 120, Order 1669]

BITUMINOUS COAL DELIVERED FROM MINE OR PREPARATION PLANT

ESTABLISHING MAXIMUM PRICES AND GRANTING PERMISSION FOR ADJUSTABLE PRICING

For the reasons set forth in an opinion which has been issued simultaneously herewith and filed with the Division of the Federal Register, under authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and in accordance with the provisions of Maximum Price Regulation No. 120, *It is ordered:*

(a) Producers of bituminous coal operating captive mines for which price classifications or maximum prices have not been established who are directed by the Solid Fuels Administration for War to ship coals for commercial use may take as their price classifications and maximum prices the price classifications and the schedule maximum prices established by Maximum Price Regulation No. 120 for the coals produced at the nearest mine in the same or substantially similar seam: *Provided,* That, the producer immediately notifies the Solid Fuel Price Branch of the Office of Price Administration, Washington, D. C., of the name, location and mine index number of such nearest mine.

(b) Producers of bituminous coal operating captive mines who are directed by the Solid Fuels Administration for War to ship coals for commercial use may sell such coal at no more than current schedule maximum prices. However, if the representative costs of production of such captive mine exceeds its potential realization at current maximum prices, agreements can be made with the purchasers of the coals to adjust the current maximum prices to whatever price is permitted for the coals under an order of the Office of Price Administration adjusting the maximum prices of such mine when such order is issued. Prices for deliveries for which adjustable pricing agreements are not made cannot subsequently be adjusted.

(c) Producers of bituminous coal operating captive mines who desire to secure an adjustment in their maximum prices for the reasons set forth in paragraph (b) above shall file an application with the Solid Fuel Price Branch of the Office of Price Administration, Washington 25, D. C., pursuant to the provisions of § 1340.207 (a) of Maximum Price Regulation No. 120. However, the granting of the adjustable pricing authority set forth in paragraph (b) shall not be construed to mean that an application for adjustment in maximum prices will necessarily be granted in whole or in part.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective May 17, 1946.

Issued this 17th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8349; Filed, May 17, 1946; 4:45 p. m.]

[MPR 189, Order 13]

BITUMINOUS COAL SOLD FOR DIRECT USE AS BUNKER FUEL

GRANTING PERMISSION FOR ADJUSTABLE PRICING

For the reasons set forth in an opinion which has been issued simultaneously herewith and filed with the Division of the Federal Register, under authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and in accordance with § 1340.303 of Maximum Price Regulation No. 189, *It is ordered:*

(a) Suppliers of bituminous coal sold for direct use as bunker fuel subject to Maximum Price Regulation No. 189 may sell bunker fuel at no more than current maximum prices. However, on and after May 17, 1946, suppliers of bunker fuel may enter into agreements with purchasers to adjust their current maximum prices on deliveries of bunker fuel made prior to any increase in maximum prices authorized by the Office of Price Administration as a result of the current bituminous coal wage negotiations and the agreement reached therein, in the amount of the price adjustment.

(b) This order may be revoked or amended by the Price Administrator at any time and, in any event, shall expire on the effective date of any price increase authorized by the Office of Price Administration as a result of the new wage agreement.

This order shall become effective May 17, 1946.

Issued this 17th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8357; Filed, May 17, 1946; 4:47 p. m.]

[MPR 580, Amdt. 4 to Order 32]

COBBLERS, INC.

ESTABLISHMENT OF CEILING PRICES

Maximum Price Regulation 580, Amendment 4 to Order 32. Establishing ceiling prices at retail for certain articles; Docket No. 6063-580-13-628.

For the reasons set forth in the opinion issued simultaneously herewith, Order 32 issued under section 13 of Maximum Price Regulation 580 on application of Cobblers, Inc., 1212 Stanford Avenue, Los Angeles 21, California, is amended in the following respects:

1. Paragraph (a) is amended by adding the following:

Article	Brand name	Manufacturer's unadjusted selling price (per pair)	Ceiling price at retail (per pair)
Woman's casual shoes.	"Strip-Toes"...	$2.75	$4.95

2. Paragraph (c) is amended by adding thereto the following undesignated paragraph:

Upon issuance of any amendment to this order which either adds an article to those already listed in paragraph (a) or changes the retail ceiling price of a listed article, the manufacturer or wholesaler, as to such article, must comply with the preticketing requirements of this paragraph within 30 days after the issuance of the amendment. After 60 days from the issuance date, no retailer may offer or sell the article unless it is preticketed

in accordance with the requirements of this paragraph. Prior to the expiration of the 60 day period, unless the article is so preticketed, the retailer shall comply with the marking, tagging and posting provisions of the regulation which would apply in the absence of this order. However, the pricing provisions of this order or of any subsequent amendment thereto shall apply as of the effective date of the order or applicable amendment.

This amendment shall become effective May 21, 1946.

Issued this 20th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8445; Filed, May 20, 1946; 11:59 a. m.]

[MPR 580, Rev. Order 42]

MOYER MFG. CO.

ESTABLISHMENT OF CEILING PRICES

Maximum Price Regulation 580, Revised Order 42. Establishing ceiling prices at retail for certain articles; Docket No. 6063-580-13-627.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 13 of Maximum Price Regulation No. 580, Order 42 is redesignated Revised Order 42, to read as follows; *It is ordered:*

(a) The following ceiling prices are established for sales by any seller at retail of the following articles manufactured by Moyer Manufacturing Company, 18-24 North Walnut Street, Youngstown 3, Ohio, and described in the manufacturer's applications dated April 24, 1945, and April 12, 1946:

Article	Brand name	Style	Manufacturer's selling price	Retail ceiling price
Men's slacks...	Seven Seas.	Jove poplin	$4.50	$7.50
	...do	...do	3.50	5.95

(b) The retail ceiling price of an article stated in paragraph (a) shall apply to any other article of the same type, having the same selling price to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this order.

(c) The retail ceiling prices contained in paragraph (a) shall apply in place of the ceiling prices which have been or would otherwise be established under this or any other regulation.

(d) On and after June 15, 1946, Moyer Manufacturing Company must mark each article listed in paragraph (a) with the retail ceiling price under this order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

(Sec. 13, MPR 580)
OPA Price—$------

On and after July 15, 1946, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to July 15, 1946, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging and posting provisions of the applicable regulation.

Upon the issuance of any amendment to this order, the manufacturer is allowed 30 days and the retailer is allowed 60 days within which to mark or tag the articles in the form prescribed above. Within that 60 day period, unless the article is marked or tagged in the form prescribed above, the retailer shall comply with the marking, tagging and posting provisions of the previously applicable regulation. However, the pricing provisions of this order or any amendment shall apply as of the effective date of the order or applicable amendment.

(e) On or before the first delivery to any purchaser for resale of each article listed in paragraph (a), the seller shall send the purchaser a copy of this order, and any subsequent amendment.

(f) Unless the context otherwise requires, the provisions of the applicable regulation shall apply to sales for which retail ceiling prices are established by this order.

This order shall become effective May 21, 1946.

Issued this 20th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8446; Filed, May 20, 1946; 11:59 a. m.]

[MPR 580, Amdt. 1 to Order 263]

LASKIN BROS., INC.

ESTABLISHMENT OF CEILING PRICES

Maximum Price Regulation 580, Amendment 1 to Order 263. Establishing ceiling prices at retail for certain articles; Docket No. 6063-580-13-648.

For the reasons set forth in the opinion issued simultaneously herewith, Order No. 263 issued under section 13 of Maximum Price Regulation 580 on application of Laskin Brothers, Inc. of Philadelphia, Pennsylvania, is amended in the following respects:

1. Paragraph (a) is amended by adding the following:

PANTIES

Style name	Manufacturer's selling price (per dozen)		Retail ceiling price (each)	
	Regular sizes	Extra sizes	Regular sizes	Extra sizes
Nu-Eve panties..... 6560 6564 6568	$14.00	$15.50	$1.95	$2.25

2. Paragraph (d) is amended by adding thereto the following undesignated paragraph:

Upon the issuance of any amendment to this order establishing or changing any retail ceiling price, the manufacturer is allowed 30 days and the retailer is allowed 60 days within which to mark or tag the articles in the form prescribed above. Within that 60 day period, unless the article is marked or tagged in the form prescribed above, the retailer shall comply with the marking, tagging and posting provisions of the previously applicable regulation. However, the pricing provisions of this order or any amendment shall apply as of the effective date of the order or applicable amendment.

3. Paragraph (e) is amended by adding the words "and all applicable amendments" after the words "the seller shall send the purchaser a copy of this order."

This amendment shall become effective May 21, 1946.

Issued this 20th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8447; Filed, May 20, 1946; 11:59 a. m.]

[RMPR 528, Order 109]

GOODYEAR TIRE & RUBBER CO., INC.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 16 (d) of Revised Maximum Price Regulation 528, *It is ordered:*

(a) The maximum retail prices for the following new sizes of tires manufactured by The Goodyear Tire & Rubber Company, Inc., Akron, Ohio, shall be:

Size	Ply rating	Type	Maximum retail price, each
21.00-24	24	Sure grip truck tire.....	$828.[illegible]
7.50-18...	6	Special service front tractor tire	37.[illegible]
7.50-20...	6	Special service front tractor tire.	41.50

(b) All provisions of Revised Maximum Price Regulation 528 not inconsistent with this order shall apply to sales covered by this order.

(c) This order may be revoked or amended by the Office of Price Administration at any time.

This order shall become effective May 21, 1946.

Issued this 20th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8443; Filed, May 20, 1946; 11:59 a. m.]

Regional and District Office Orders.

COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register May 13, 1946.

Region V

New Orleans Order 3-F, Amendment 41, covering fresh fruits and vegetables in Louisiana, Parishes of Orleans, St. Bernard and Jefferson except Grand Isle. Filed 10:27 a. m.

New Orleans Order 4-F, Amendment 11, covering fresh fruits and vegetables in certain areas in Louisiana. Filed 10:27 a. m.

New Orleans Order 5-F, Amendment 32, covering fresh fruits and vegetables in the cities of Shreveport, Bossier City, Monroe, and West Monroe, Louisiana. Filed 10:28 a. m.

New Orleans Order 6-F, Amendment 32, covering fresh fruits and vegetables in certain areas in Louisiana. Filed 10:28 a. m.

Region VI

Omaha Order 14-F, Amendment 8, covering fresh fruits and vegetables in certain areas in Nebraska. Filed 10:30 a. m.

Omaha Order 15-F, Amendment 16, covering fresh fruits and vegetables in certain counties in Nebraska and the city of Council Bluffs, Iowa. Filed 10:30 a. m.

Omaha Order 16-F, Amendment 16, covering fresh fruits and vegetables in certain counties in Nebraska. Filed 10:30 a. m.

Omaha Order 17-F, Amendment 16, covering fresh fruits and vegetables in certain counties in Nebraska. Filed 10:30 a. m.

Omaha Order 7-C, Amendment 4, covering poultry in certain counties in Nebraska. Filed 10:30 a. m.

Chicago Order 3-O, covering eggs in Cook County, Illinois, filed 10:30 a. m.

Chicago Order 14, Amendment 4, covering dry groceries sold by Groups 1 and 2 stores. Filed 10:28 a. m.

Chicago Order 6-W, Amendment 4, covering dry groceries sold to retailers by Classes 1, 2, 3, and 4 wholesalers. Filed 10:30 a. m.

Region VII

Albuquerque Orders 31-C and 38-O, covering poultry and eggs in the Albuquerque areas. Filed 10:31 a. m.

Salt Lake City Order 14-F, Amendments 6, 7, and 8, covering fresh fruits and vegetables in Salt Lake, Davis and Weber. Filed 10:31 and 10:32 a. m.

Salt Lake City Order 15-F, Amendments 6, 7, and 8, covering fresh fruits and vegetables in Cache, Carbon and Emery. Filed 10:32 a. m.

Salt Lake City Order 16-F, Amendments 6, 7, and 8, covering fresh fruits and vegetables in Rich, Daggett, Duchesne, Uintah, Grand, Wayne and San Juan county area. Filed 10:32 a. m.

Region VIII

Los Angeles Order 3-F, Amendments 45 and 46, covering fresh fruits and vegetables in the Los Angeles Metropolitan area. Filed 10:33 a. m.

Los Angeles Order 4-F, Amendments 44 and 45, covering fresh fruits and vegetables in the San Bernardino-Riverside area. Filed 10:33 a. m.

Los Angeles Order 5-F and 6-F, Amendments 44 and 45, covering fresh fruits and vegetables in the Santa Barbara, Ventura and San Luis Obispo areas. Filed 10:33 and 10:34 a. m.

Los Angeles Order 7-F, Amendments 28 and 29, covering fresh fruits and vegetables in the Bakersfield area. Filed 10:34 a. m.

Los Angeles Order 8-F, Amendments 25 and 26, covering fresh fruits and vegetables in the San Diego Metropolitan area. Filed 10:34 a. m.

Los Angeles Order 9-F, Amendments 24 and 25, covering fresh fruits and vegetables in certain areas in California. Filed 10:34 and 10:35 a. m.

Los Angeles Order 10-F, Amendments 24 and 25, covering fresh fruits and vegetables in certain areas in California. Filed 10:35 a. m.

Nevada Order 11-F, Amendments 18-B and 18-C, covering fresh fruits and vegetables in Reno and Sparks, Nevada. Filed 10:36 and 10:37 a. m.

Nevada Order 15-F, Amendments 18-B and 18-C, covering fresh fruits and vegetables in certain areas in Nevada. Filed 10:36 a. m.

San Francisco Order 2-D, Amendments 2 and 3, covering butter and cheese in the San Francisco geographical area. Filed 10:24 a. m.

San Francisco Order 9-C, Amendment 10, covering poultry in certain areas in California. Filed 10:24 a. m.

San Francisco Order 14, Amendment 15, covering dry groceries in certain counties in California and the city and county of San Francisco. Filed 10:24 a. m.

San Francisco Order W-1, Amendment 18, covering dry groceries in certain counties in California and the city and county of San Francisco. Filed 10:25 a. m.

San Francisco Order 38, Amendment 5, covering dry groceries in certain areas in California. Filed 10:24 a. m.

San Francisco Order 38, Amendment 3, covering dry groceries in certain areas in California. Filed 10:24 a. m.

San Francisco Order 48, Amendment 4, covering dry groceries in certain counties in California. Filed 10:24 a. m.

San Francisco Order 49, Amendment 2, covering dry groceries in certain counties in California. Filed 10:24 a. m.

San Francisco Order 4-W, Amendment 38, covering dry groceries in certain counties in California. Filed 10:25 a. m.

Seattle Order 16-F, Amendment 38, covering fresh fruits and vegetables in Seattle, Tacoma, and Bremerton, Washington. Filed 10:25 a. m.

Seattle Order 17-F, Amendment 34, covering fresh fruits and vegetables in Bellingham and Everett, Washington. Filed 10:25 a. m.

Seattle Order 18-F, Amendment 35, covering fresh fruits and vegetables in Olympia, Aberdeen, Hoquiam, Centralia and Chehalis, Washington. Filed 10:26 a. m.

Seattle Order 19-F, Amendment 32, covering fresh fruits and vegetables in Yakima, Wenatchee, and East Wenatchee, Washington. Filed 10:26 a. m.

Spokane Order 20-F, Amendment 15, covering fresh fruits and vegetables in certain areas of Spokane county, Washington and Kootenai county, Idaho. Filed 10:26 a. m.

Spokane Order 21-F, Amendment 15, covering fresh fruits and vegetables in certain areas of Shoshone and Kootenai counties, Idaho. Filed 10:26 a. m.

Spokane Order 22-F, Amendment 15, covering fresh fruits and vegetables in certain areas of Latch county, Idaho and Whitman county, Washington. Filed 10:27 a. m.

Spokane Order 23-F, Amendment 15, covering fresh fruits and vegetables in certain areas of Asotin county, Washington and Nez Perce county, Idaho. Filed 10:27 a. m.

Spokane Order 24-F, Amendment 14, covering fresh fruits and vegetables in certain counties of Columbia, Walla Walla, Benton and Franklin counties, Washington. Filed 10:27 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46-8173; Filed, May 15, 1946; 11:28 a. m.]

[Region I Order G-1 Under RMPR 333]

SHELL EGGS IN BOSTON RETAIL TRADING ZONE

For the reasons set forth in an opinion issued simultaneously herewith under the authority vested in the Regional Administrator of Region I of the Office of Price Administration by section 3.3 (g)[1] of Revised Maximum Price Regulation No. 333; *It is ordered:*

(a) On and after the effective date of this order the maximum prices established by Revised Maximum Price Regulation No. 333 for sales of shell eggs by first receivers and jobbers in the area comprising the Boston retail trading zone, as designated herein, shall be increased by 1.5 cents.

(1) For the purposes of this order the area designated as the Boston retail trading zone shall consist of the following cities and towns:

All the cities and towns in the counties of Suffolk, Essex and Norfolk.

The following cities and towns in the county of Middlesex: Acton, Arlington, Ashland, Ayer, Bedford, Belmont, Billerica, Boxboro, Burlington, Carlisle, Cambridge, Chelmsford, Concord, Dracut, Dunstable, Everett, Framingham, Groton, Holliston, Hopkinton, Hudson, Lexington, Lincoln, Littleton, Lowell, Malden, Marlboro, Maynard, Medford, Melrose, Natick, Newton, North Reading, Pepperell, Reading, Sherborn, Shirley, Somerville, Stoneham, Stow, Sudbury, Tewksbury, Tyngsboro, Wakefield, Waltham, Watertown, Wayland, Westford, Weston, Wilmington, Winchester and Woburn.

The following cities and towns in the county of Worcester: Berlin, Bolton, Harvard, Hopedale, Mendon, Milford, Northboro, Southboro, Upton and Westboro.

The following cities and towns in the county of Bristol: Attleboro, Easton, Mansfield, North Attleboro, Norton, Raynham.

The following cities and towns in the county of Plymouth: Abington, Bridgewater, Brockton, Duxbury, East Bridgewater, Halifax, Hanover, Hanson, Hingham, Hull, Kingston, Marshfield, Middleboro, Norwell, Pembroke, Plympton, Rockland, Scituate, West Bridgewater and Whitman.

(b) The adjustment authorized by this order shall be applicable only to sales to independent retailers, large retailers at

[1] Added by Amendment 8, effective August 13, 1945

individual stores, independent retail route sellers and institutional users located in the Boston retail trading zone.

(c) This order is subject to amendment, revision or revocation at any time by the Office of Price Administration on its own motion.

(d) This order shall become effective the 1st day of November 1945.

ELDON C. SHOUP,
Regional Administrator.

Approved: November 1, 1945.

J. B. HUTSON,
Acting Secretary of Agriculture.

[F. R. Doc. 46-8335; Filed, May 17, 1946; 11:34 a. m.]

[Region IV Order G-3 Under MPR 592, Amdt. 1]

CONCRETE BLOCK IN JOINT DISTRICT AREA, FLORIDA

Amendment No. 1 to Order No. G-3 under Section 17 of Maximum Price Regulation 592. Maximum prices for sales of concrete block by manufacturers located in certain counties within the State of Florida and designated as the "Joint District Area". Docket No. IV-592-17-3.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region IV of the Office of Price Administration by section 17 of Maximum Price Regulation 592, it is hereby ordered that Order No. G-3 under section 17 of Maximum Price Regulation 592, issued on March 27, 1946, effective April 1, 1946, be and the same is hereby amended by inserting a paragraph between paragraphs (d) and (f) to be designated as paragraph "(e)", to read as follows:

(e) *Sizes not listed in this order.* Any manufacturer producing a size of block not listed in this order must file a schedule showing the size, proposed price f. o. b. plant and delivered price with the District Office in which his plant is located. Such price shall be subject to approval, disapproval or revision within 20 days of the date of filing.

The District Director of the office with which the schedule is filed is, under the terms of this order, authorized to approve, disapprove, or revise the requested price. In the absence of disapproval or revision within the 20 day period, the requested price, if properly filed, shall be deemed to have been approved by that office, subject to later disapproval or revision, not to apply retroactively.

Except to the extent herein amended, all other provisions of order No. G-3 under section 17 of Maximum Price Regulation 592 remain of full force and effect.

This amendment shall become effective as of April 1, 1946.

A copy of this amendment has today been filed in this office where it is open to inspection by the public.

Issued April 3, 1946.

ALEXANDER HARRIS,
Regional Administrator.

[F. R. Doc. 46-8336; Filed, May 17, 1946; 11:34 a. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File Nos. 70-1284, 70-1287]

MISSOURI POWER & LIGHT CO. AND NORTH AMERICAN LIGHT & POWER CO.

NOTICE OF FILING AND ORDER OF CONSOLIDATION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 16th day of May 1946.

An application and declaration (File No. 70-1284) having been filed with this Commission pursuant to the applicable provisions of the Public Utility Holding Company Act of 1935 by Missouri Power & Light Company, a subsidiary of North American Light & Power Company, a registered holding company, regarding (1) the redemption of all of its outstanding First Mortgage Bonds and the issuance and sale of New First Mortgage Bonds; (2) the redemption and acquisition for retirement of all of its outstanding Preferred Stock and the issuance and sale of New Preferred Stock; (3) the reclassification and conversion of all of its outstanding Common Stock; and (4) the making of an interim bank loan; and (5) other transactions incident to said proposals; and

North American Light & Power Company having filed an application and declaration (File No. 70-1287) pursuant to the applicable provisions of the Public Utility Holding Company Act of 1935, regarding the surrender, as a capital contribution, to Missouri Power & Light Company, of shares of the latter Company's Preferred Stock and the acquisition of new shares of common stock of Missouri Power & Light Company; and

It appearing to the Commission that the foregoing matters under File Nos. 70-1284 and 70-1287 are related and involve common questions of law and fact, and that the proceedings on these matters should be consolidated;

It is ordered, That the proceedings upon the applications and declarations filed by Missouri Power & Light Company and with American Power & Light Company be and the same are hereby consolidated; and

Notice is hereby given that any interested person may not later than May 24, 1946, at 5:30 p. m., e. d. t., request the Commission in writing that a hearing be held on such matters, stating the reasons for such request and the nature of his interest, or may request that he be notified if the Commission should order a hearing thereon. At any time thereafter, said applications and declaration, as filed or as amended, may be granted, as provided in Rule U-23 of the rules and regulations promulgated pursuant to said act. Any such request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania.

All interested persons are referred to said applications and declarations which are on file in the office of the said Commission, for a statement of the transactions therein proposed, which are summarized as follows:

Missouri Power & Light Company proposes:

(a) To redeem and retire all of its outstanding 50,000 shares of $6 Preferred Stock, stated value $100 per share, at their redemption price of $105 per share, plus accrued dividends, by the redemption of 46,702 publicly-held shares and the acquisition and cancellaton of the remaining 3,928 shares of said preferred stock from its parent as a capital contribution. In order to provide itself with funds for the redemption of its Preferred Stock, Missouri Power & Light Company will make an interim bank loan and for such purpose will issue and sell to a commercial bank and not for resale to the public its promissory note in the principal amount of $4,000,000, dated June 1, 1946, maturing December 1, 1946, subject to prepayment, and bearing interest at the rate of 1½% per annum;

(b) To redeem all of its presently outstanding First Mortgage Bonds, 3¾% Series, due 1966, in the aggregate principal amount of $9,000,000. For this purpose Missouri Power & Light Company proposes to issue and sell, pursuant to Rule U-50, new First Mortgage Bonds, ----% Series, due 1976, in the aggregate principal amount of $7,500,000 and to apply the proceeds from the issue and sale of such bonds, together with other treasury funds, to the redemption of its presently outstanding bonds. The new First Mortgage Bonds, ----% Series, due 1976, are to be issued and sold under the terms and conditions of a new Mortgage and Deed and Trust and Supplemental Indenture both to be dated July 1, 1946.

Upon the redemption and retirement of its presently outstanding $6 Preferred Stock, Missouri Power & Light Company proposes by appropriate amendment to its charter to increase its authorized preferred stock from 50,000 shares, stated value $100 per share, to 75,000 shares of the par value of $100 per share and to increase its authorized common stock from 75,000 shares, without par value, stated value $3,300,000, to 250,000 shares of common stock of the par value of $20 per share. The Company also proposes:

(a) To issue and sell, pursuant to Rule U-50, 40,000 shares of its new authorized Preferred Stock to be designated "----%, Cumulative Preferred Stock," par value $100; and

(b) To reclassify and convert its presently outstanding 75,000 shares of common stock, stated value $3,300,000 into 165,000 shares of its new common stock, par value $20 per share, and to issue the 165,000 shares of new common stock to its parent in exchange for its presently outstanding 75,000 shares of common stock.

Missouri Power & Light Company states that issuance and sale of the proposed new preferred stock and new bonds are solely for the purpose of financing the business of the Company and are to be authorized by the Missouri Public Service Commission of the State of Missouri in which State the Company is organized and doing business.

North American Light & Power Company in connection with above-described transactions proposes (a) to surrender, as a capital contribution, to Missouri Power & Light Company the aforesaid 3,298 shares of the latter Company's $6 preferred stock for retirement and cancellation, and (b) to acquire through conversion the aforesaid 165,000 shares of new common stock of Missouri Power & Light Company, par value $20 per share, in exchange for the 75,000 shares of that Company's presently outstanding common stock.

The applicants and declarants have designated sections 6, 7, 9 (a), 10, 12 (c), and 12 (d) of the Public Utility Holding Company Act of 1935 and Rules U-23, U-42, and U-50 as applicable to the proposed transactions.

It is further ordered, That the Secretary of this Commission shall serve notice of the aforesaid notice and order by mailing a copy thereof to Missouri Power & Light Company, North American Light & Power Company, Missouri Public Service Commission, to the Federal Power Commission, and to Balfour S. Jeffrey and to Clayton B. Kline at their address at 908 National Bank of Topeka Building, Topeka, Kansas, by registered mail, and that notice be given to all other person by publication of this notice in the FEDERAL REGISTER.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-8386; Filed, May 20, 1946; 9:55 a. m.]

[File No. 70-998]

ARKANSAS-MISSOURI POWER CORP.

SUPPLEMENTAL OPINION AND ORDER PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 17th day of May 1946.

On July 6, 1945, we issued our findings and opinion and order (Holding Company Act Release No. 5913) approving proposals by Arkansas-Missouri Power Corporation ("Arkansas") regarding the refunding of its outstanding First Mortgage Bonds. In our findings we stated, among other things:

* * * Arkansas has agreed that as soon as the necessary corporate action and State Commission approvals can be obtained, it will increase the par value of its outstanding common stock from $1 per share to $5 per share and will transfer the sum of $664,660 from earned surplus account to common stock account. Walton, who will own about 43% of the common stock of Arkansas, has agreed that his best efforts will be used to effect the increase in par value and that he will vote his stock in favor of such action. Accordingly, our order will contain a condition restricting earned surplus to the extent of $654,660 against the payment or declaration of any dividends on common stock, other than dividends payable in shares of such stock.

By its terms the condition restricting earned surplus is to terminate if the increase in the par value of the common stock is effected through a transfer from the earned surplus account.

Arkansas having advised us that it has secured the necessary authorization from its stockholders and the approval of the Arkansas Public Service Commission and the Missouri Public Service Commission with respect to the increase in the par value of its common stock, and having requested this Commission, insofar as further action under the Holding Company Act may be required, to issue an order approving the change in par value; and

The Commission deeming it appropriate to consider such request as a declaration, pursuant to sections 6 (a) (2) and 7 (e) of the act, and finding that the applicable standards of such sections are satisfied;

It is ordered, That said declaration with respect to the increase in the par value of the common stock of Arkansas from $1 to $5 per share, to be effected through a transfer from the earned surplus account, be, and hereby is, permitted to become effective.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-8387; Filed, May 20, 1946; 9:55 a. m.]

[File No. 812-420]

SISTO FINANCIAL CORP.

NOTICE OF AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 17th day of May A. D. 1946.

An application having been filed by Sisto Financial Corporation for an order pursuant to sections 6 (c), 17 (b), and 23 (c) of the Investment Company Act of 1940 exempting from the operation of those sections certain proposed transactions.

Practically all the assets of Sisto Financial Corporation consist of shares of Barium Steel Corporation. Certain stockholders have indicated their desire for the liquidation of the Sisto Financial Corporation. However, the Corporation, as an alternative desires to offer each stockholder shares of stock of Barium Steel Corporation in exchange for their stock in Sisto Financial Corporation.

It is ordered, Pursuant to section 40 (a) of said act, that a hearing on the aforesaid application be held on June 3, 1946 at 9:45 a. m. eastern daylight saving time, in Room 318 of the Securities and Exchange Commission Building, 18th and Locust Streets, Philadelphia, Pennsylvania.

It is further ordered, That Allen MacCullen, Esquire, or any other officer or officers of the Commission designated by it for that purpose, shall preside at such hearing. The officer so designated is hereby authorized to exercise all the powers granted to the Commission under sections 41 and 42 (b) of the Investment Company Act of 1940 and to trial examiners under the Commission's rules of practice.

Notice of such hearing is hereby given to the applicant and to any other persons whose participation in such proceedings may be in the public interest or for the protection of investors.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-8388; Filed, May 20, 1946; 9:55 a. m.]

[File No. 70-1082]

EASTERN UTILITIES ASSOCIATES

ORDER PERMITTING WITHDRAWAL OF DECLARATION

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 17th day of May 1946.

Eastern Utilities Associates ("EUA"), a registered public utility holding company, having filed a declaration on May 15, 1945 pursuant to the Public Utility Holding Company Act of 1935 and Rule U-65 thereunder relative to a proposed expenditure in excess of $1,000 but not in excess of $5,000 for the purpose of paying Georgeson & Co., 50 Wall Street, New York, New York, for services rendered by such firm in connection with the solicitation of proxies in behalf of the management for use at the 1945 annual meeting of stockholders of EUA; and

A public hearing having been held on such declaration on June 12, 1945 and on July 5, 1945, after hearing oral argument, this Commission having issued its order denying effectiveness to said declaration; and

EUA on July 10, 1945 having petitioned for a rehearing and reargument on said declaration and this Commission having issued an order granting the company's petition and rescinding its order of July 5, 1945; and

EUA on May 9, 1946 having filed a written request for permission to withdraw the declaration of May 15, 1945; and

It appearing to the Commission that it is appropriate in the public interest and in the interest of investors and consumers to grant such request.

It is hereby ordered, That the request of Eastern Utilities Associates for withdrawal of said declaration be, and the same hereby is, granted and that said declaration be, and the same hereby is, deemed withdrawn.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-8389; Filed, May 20, 1946; 9:55 a. m.]

[File No. 70-1244]

EASTERN UTILITIES ASSOCIATES

ORDER PERMITTING WITHDRAWAL OF DECLARATION

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 17th day of May 1946.

Eastern Utilities Associates ("EUA"), a registered public utility holding com-

pany, having filed a declaration on March 1, 1946 pursuant to the Public Utility Holding Company Act of 1935 and Rule U-65 thereunder, proposing to expend not more than $5,000 for the purpose of paying Georgeson & Co., or some other professional proxy soliciting organization, for services proposed to be rendered by them in connection with the solicitation of proxies for use at the 1946 annual meeting of stockholders of EUA; and

It having been stated, in part, in the declaration that the reason for the proposal was the belief of the trustees of EUA that it would not be possible to obtain a quorum at said annual meeting in view of the activities of a group calling itself "Committee to Inform Shareholders of Eastern Utilities Associates", which group had theretofore solicited shareholders to withhold or revoke their proxies for the 1945 annual meeting; and

The Commission on March 12, 1946, having issued its notice of and order for hearing and a hearing having been held on April 3, 1946, and the Commission not having entered any order either denying or granting effectiveness to such declaration; and

EUA having filed a written request for an order for permission to withdraw the declaration of March 1, 1946, in which it is recited that a quorum was obtained at the 1946 adjourned annual meeting of stockholders held on May 3, 1946, and that no expenditure for the purpose proposed in the declaration has been made and that none is presently contemplated; and

It appearing to the Commission that it is appropriate in the public interest and in the interest of investors and consumers to grant such request:

It is hereby ordered, That the request of Eastern Utilities Associates for withdrawal of said declaration be, and the same hereby is, granted and that said declaration be, and the same hereby is, deemed withdrawn.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-8390; Filed, May 20, 1946; 9:55 a. m.]

[File No. 812-427]

ATLAS CORP. AND FRANKLIN SIMON & CO., INC.

NOTICE OF AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 17th day of May A. D. 1946.

Atlas Corporation, a registered management investment company, and Franklin Simon & Co. Inc., affiliated persons of each other, have filed jointly an application pursuant to section 17 (b) of the Investment Company Act of 1940 for an order exempting from the provisions of section 17 (a) of said act the proposed redemption by Franklin Simon & Co. Inc. of all of its outstanding 7% Cumulative Preferred Stock at the call price of $115 per share plus accrued dividends to the extent that the shares of such stock so to be redeemed shall include shares held by Atlas Corporation.

It is ordered, Pursuant to section 40 (a) of said act that a hearing on the aforesaid application be held on May 27, 1946 at 9:45 a. m., e. d. s. t., in Room 318 of the Securities and Exchange Commission Building, 18th and Locust Streets, Philadelphia 3, Pennsylvania.

It is further ordered, That William W. Swift, or any other officer of the Commission designated by it for that purpose, shall preside at such hearing. The officer so designated is hereby authorized to exercise all the powers granted to the Commission under sections 41 and 42 (b) of the Investment Company Act of 1940 and to trial examiners under the Commission's rules of practice.

Notice of such hearing is hereby given to Atlas Corporation and Franklin Simon & Co. Inc. and to any other persons whose participation in such proceeding may be in the public interest or for the protection of investors.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-8391; Filed, May 20, 1946 9:56 a. m.]

Reference

MAY 24 '46

THE NATIONAL ARCHIVES — LITTERA SCRIPTA MANET — 1934 — OF THE UNITED STATES

FEDERAL REGISTER

VOLUME 11 NUMBER 100

Washington, Wednesday, May 22, 1946

Regulations

TITLE 6—AGRICULTURAL CREDIT

Chapter I—Farm Credit Administration

PART 10—FEDERAL LAND BANKS, GENERALLY

SECURITY STANDARDS

Section 10.10 of Part 10, Chapter I, Title 6, Code of Federal Regulations is hereby amended, and a new § 10.10–50 is hereby added, to read as follows:

§ 10.10 *Security standards for Federal land bank loans.* To be acceptable security for a bank loan, a property must meet each of the following minimum standards:

(a) It must be capable of producing, under typical operation, sufficient normal agricultural earnings to pay farm operating expenses, including taxes and other fixed charges, maintain the property, and meet installments on a bank loan that would be proper to a typical owner of the property.

(b) It must be sufficiently desirable to be readily salable or rentable under normal agricultural conditions.

(c) It must be sufficiently durable to maintain satisfactory production during the loan term specified.

(d) It must have sufficient stability of value to assure that, on a loan that would be proper to a typical owner of the property, the bank could recover its investment if unforeseen difficulties should result in acquirement of the property.

While the normal agricultural earnings must be sufficient to meet the expenses specified in paragraph (a), it is not necessary that they also be adequate in all cases to meet family living expenses. When it is necessary to rely on income other than farm earnings for family living expenses, such supplemental income must be available to the applicant and to a typical owner from dependable sources and in an amount sufficient to support customary living standards.

(Sec. 6, 47 Stat. 14; 12 "Fifth", 39 Stat. 370, as amended; 12 U.S.C. 665, 771 "Fifth", as amended)

§ 10.10–50 *Security standards for first mortgage Commissioner loans.* To be acceptable security for a first mortgage Commissioner loan based on normal agricultural value, a property may be somewhat lacking with respect to the minimum standards for bank loans or be subject to some uncertainty as to future conditions, provided there is reasonable assurance that a loan in a proper amount would prove to be satisfactory. The same requirements are applicable to security for a first mortgage Commissioner loan based on prudent investment value except that, as a minimum, the normal agricultural earnings of the property need be sufficient only to constitute a material contribution to the income or living of the operator.

(Sec. 32(b), 48 Stat. 48, as amended; 12 U.S.C. 1016 (b), as amended)

[SEAL] CARL COLVIN, *Acting Land Bank Commissioner.*

[F. R. Doc. 46-8510; Filed, May 21, 1946; 11:04 a. m.]

TITLE 7—AGRICULTURE

Chapter IV—Production and Marketing Administration (Crop Insurance)

[Amdt. 2]

PART 414—WHEAT CROP INSURANCE REGULATIONS FOR INSURANCE CONTRACTS COVERING THE 1945, 1946, AND 1947 CROP YEARS

AMOUNT OF LOSS

Subparagraphs (3), (4) and (6) of paragraph (a) of § 414.15 of the Wheat Crop Insurance Regulations for Insurance Contracts Covering the 1945, 1946, and 1947 Crop Years (10 F.R. 1585, 1851, 10343) are hereby amended to read as follows:

§ 414.15 *Amount of loss.* (a) • • •

(3) The appraised production for any acreage of the wheat crop which is released by the Corporation before harvest of wheat has started in the area and seeded to a substitute crop, which appraised production shall not be less than the product of (i) such acreage and (ii) 50 percent of the product of the average yield and the insured percentage (rounded after each computation in accordance with § 414.43);

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(4) The appraised production for any acreage of wheat that is not harvested (except the acreage covered in subparagraph (3) of this paragraph), which appraised production shall not be less than the product of (i) such acreage and (ii) 20 percent of the product of the average yield and the insured percentage (rounded after each computation in accordance with § 414.43), or five bushels per acre, whichever is the smaller;

(6) The appraised production for any acreage seeded for harvest as grain that is released and cut for hay, which appraised production shall not be less than 20 percent of the product of the average yield and the insured percentage (rounded after each computation in accordance with § 414.43), or 5 bushels per acre, whichever is the smaller.

Adopted by the Board of Directors on May 10, 1946.

[SEAL] E. D. BERKAW,
Acting Secretary,
Federal Crop Insurance Corporation.

Approved: May 20, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46–8477; Filed, May 20, 1946; 3:43 p. m.]

PART 418—WHEAT CROP INSURANCE

SUBPART—REGULATIONS FOR INSURANCE CONTRACTS COVERING THE 1947, 1948 AND 1949 CROP YEARS

The Federal Crop Insurance Program is part of the general program of the United States Department of Agriculture administered for the benefit of agriculture.

By virtue of the authority vested in the Federal Crop Insurance Corporation by the Federal Crop Insurance Act, as amended, these regulations are hereby published and prescribed to be in force and effect with respect to wheat crop insurance contracts, resulting from applications filed after publication of these regulations in the FEDERAL REGISTER, covering the 1947, 1948 and 1949 crop years, until amended or superseded by regulations hereafter made.

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AUTHORITY: § 418.51 to § 418.95, inclusive, issued under secs. 506 (c), 507 (c), 508, 509, and 516 (b) of the Federal Crop Insurance Act, as amended: 52 Stat. 73, 52 Stat. 835, 58 Stat. 918; 7 U.S.C. 1506 (c), 1507 (c), 1508, 1509, 1516 (b).

MANNER OF OBTAINING INSURANCE

§ 418.51 *Availability of wheat crop insurance.* (a) After the publication of this subpart in the FEDERAL REGISTER wheat crop insurance under contracts covering the 1947, 1948 and 1949 crop years will be provided only in accordance with this subpart. The coverage per acre of wheat crop insurance shall not exceed 75 percent of the average yield of wheat for the farm.

(b) Insurance will not be provided in any county unless written applications for insurance on crops authorized to be insured are filed, which, together with the contracts in force, cover at least fifty farms or one-third of the farms normally producing these crops, except that insurance may be provided for producers on farms situated in a local producing area bordering on a county with a crop insurance program.

§ 418.52 *Application for insurance.* Application for insurance, on a form entitled "Application for Wheat Crop Insurance" may be made by any person to cover his interest as landlord, owner-operator, or tenant, in a wheat crop. An application shall cover the applicant's interest in the wheat crop on all insurance units considered for crop insurance purposes to be located in the county or, where applicable, on all insurance units in the local producing area, in which the applicant has an interest at the time of the seeding of the wheat crop to be harvested in any of the three years covered by this subpart: *Provided, however,* That an application executed by any person as an individual shall not cover his interest as a partner in a crop produced by a partnership. Applications

shall be submitted to the office of the county association on or before the applicable closing date shown in § 418.94.

§ 418.53 *Acceptance of applications by the Corporation.* (a) Upon acceptance of an application by a duly authorized representative of the Corporation, the insurance contract shall be in effect, provided such application is submitted in accordance with this subpart. The applicant's copy of the accepted application shall be mailed to him.

(b) The Corporation reserves the right to reject any application for insurance with respect to any one or more of the insurance units covered by the application, or to limit the insurance on the applicant's interest in any insurance unit covered by the application to any available coverage per acre lower than the one applied for.

(c) Insurance contracts covering farms situated in a local producing area shall be handled in the office of the county association of an adjoining county with a crop insurance program.

§ 418.54 *Cancelation of insurance contract.* The insured may cancel the insurance contracts as it relates to future crop years by entering into a new three-year contract, if one is offered. The insured may cancel the insurance contract as it applies to the third year by giving written notice to the Corporation at the office of the county association within one year after the calendar closing date set forth in § 418.94. The Corporation may cancel the insurance contract with respect to any insurance unit in any year by giving written notice to the insured on or before the calendar closing date for such year. In counties where both winter and spring wheat closing dates have been established, the winter wheat closing date shall apply if the insured has seeded any winter wheat for harvest in any of the crop years covered by the contract. If the insured seeds only spring wheat, the spring wheat closing date shall apply.

INSURANCE COVERAGE

§ 418.55 *Insurable and noninsurable farms.* Any farm or part thereof which is designated on the crop insurance listing sheet as "non-insurable," because of the insurance risk involved, shall not be considered in any manner whatsoever under the insurance contract, except as provided in §§ 418.69 (b) and 418.89. The Corporation may determine that a farm or part thereof is noninsurable for any crop year, and so designate it on the listing sheet at any time before the applicable calendar closing date for the filing of applications for insurance for such year. Any farm or part thereof not so designated is insurable.

§ 418.56 *Kinds of wheat insured.* The wheat to be insured under the contract will be spring and winter wheat seeded for harvest as grain, as determined by the Corporation: *Provided, however,* That, if the application is filed on or before the applicable closing date for spring wheat but after the applicable closing date for winter wheat, the contract will not cover:

(a) Any acreage of the 1947 winter wheat crop, or

(b) Any acreage of the 1947 spring wheat crop which is seeded on winter wheat acreage, except whole fields of such acreage, or parts of such acreage with definite boundaries, which are reworked and reseeded to spring wheat and a full seeding of spring wheat is made,

but will cover all other acreage of the 1947 spring wheat crop.

In determining production, volunteer small grains, volunteer vetch, volunteer Austrian winter peas, and volunteer dry edible peas growing with the seeded wheat crop, and small grains seeded with the growing wheat crop on acreage not released by the Corporation, shall be counted as wheat.

The contract will not provide insurance for volunteer wheat, wheat seeded with a mixture of flax or other small grains, vetch, Austrian winter peas, or dry edible peas, or true type winter wheat seeded too late to expect to produce a normal crop, as determined by the Corporation.

§ 418.57 *Determination of insured acreage.* Promptly after seeding a wheat crop the insured shall submit to the Corporation, on a form entitled "Wheat Crop Insurance Acreage Report", a separate report of the acreage seeded to wheat on each insurance unit in which he has an interest at the time of seeding and his interest at the time of seeding in the wheat seeded for harvest as grain. The insured acreage with respect to each insurance unit shall be either the acreage of wheat seeded for harvest as grain as reported by the insured or as determined by the Corporation, whichever the Corporation shall elect: *Provided, however,* That the Corporation reserves the right to limit the acreage to be insured in any year: *Provided, further,* That insurance shall not attach with respect to any acreage seeded to wheat which is destroyed or substantially destroyed and which can be reseeded before it is too late to reseed to wheat, as determined by the Corporation, and such average is not reseeded to wheat.

§ 418.58 *Insurance period.* Insurance with respect to any insured acreage shall attach at the time the wheat is seeded. Insurance shall cease with respect to any portion of the wheat crop covered by the insurance contract upon threshing (unless combined and field-sacked and remaining in the field, in which event the insurance shall not cease until 120 hours thereafter) or removal from the insurance unit, but in no event shall the insurance remain in effect later than October 31 of each year, unless such time is extended in writing by the Corporation.

§ 418.59 *Insured production.* The insured production for each insurance unit for each year under the contract shall be the number of bushels of wheat determined by multiplying the insured acreage by the coverage per acre, and by the insured interest in the crop at the time of seeding. If different coverages per acre are applicable to parts of the insurance unit, the insured production shall be computed separately, using the applicable acreage for each coverage per acre, and the total of such computed amounts shall be the insured production for the insurance unit.

§ 418.60 *Partial insurance protection.* If the coverage per acre is based on 50 or 75 percent of the average yield, the applicant may elect on his application to obtain 60, 70, 80, or 90 percent partial insurance protection. Where the contract provides partial insurance protection, the premium and any indemnity which otherwise would be payable shall be reduced accordingly.

§ 418.61 *Causes of loss insured against.* The insurance contract shall cover loss in yield of wheat due to unavoidable causes, including drought, flood, hail, wind, frost, winter-kill, lightning, fire, excessive rain, snow, wildlife, hurricane, tornado, insect infestation, plant disease, and such other unavoidable causes as may be determined by the Board of Directors of the Corporation: *Provided, however,* That the Board of Directors may determine that for any county or area the insurance contract shall provide that loss in yield of wheat due to any of the foregoing causes is not insured.

Where insurance is written on an irrigated basis, the insurance contract shall cover loss in yield due to failure of the water supply from natural causes that could not be prevented by the insured, lowering of the water level in pump wells adequate at the beginning of the growing season to the extent that either deepening the well or drilling a new well would be necessary to obtain an adequate supply of water, failure of public power used for pumping or failure of an irrigation district or water company to deliver water where such failure is not within the control of the insured, or the collapse of casing in wells where such collapse could not have been foreseen and prevented by the insured.

§ 418.62 *Causes of loss not insured against.* The contract shall not cover damage to quality in any case, or loss in yield caused by the neglect or malfeasance of the insured or of any person in his household or employment or connected with the farm as tenant, or wage hand, nor shall it cover losses caused by theft, domestic animals (including poultry), use of defective or unadapted seed, overpasturage, or seeding on land of poorer average quality for the production of wheat than the average quality of the land considered in establishing the average yield for the insurance unit or part thereof, or failure properly to prepare the land for seeding, or properly to seed, care for, or harvest and thresh the insured crop, including any loss due to breakdown of machinery or equipment (except as provided in § 418.61), failure to follow established good farming practices, or by following different fertilizer or farming practices than those considered in establishing the average yield, or by failure to reseed the wheat in areas and under circumstances where the Corporation determines it is practicable to reseed. In addition, where insurance is written on an irrigated basis, the contract shall not cover losses caused by failure properly to apply irrigation water to wheat in proportion to the amount of water available for all irrigated crops, failure of irrigation equipment due to mechanical defects (except as provided in § 418.61), failure to provide adequate casing or properly to adjust the pumping equipment in the event of lowering of the water level in pump wells when such adjustment can be made without deepening the well, or any other such loss not due entirely to unavoidable causes. The contract shall not cover loss in yield caused by seeding wheat under conditions of immediate hazard, seeding another crop in the growing wheat crop, or inability to obtain labor, fertilizer, machinery, repairs, or insect poisons.

PREMIUM FOR INSURANCE CONTRACT

§ 418.63 *Amount of annual premium.* (a) Each annual premium for each insurance unit under the contract shall be the number of bushels of wheat determined by multiplying the insured acreage of wheat for the insurance unit by the premium rate per acre and by the insured interest in the crop at the time of seeding. If more than one premium rate is applicable to the insurance unit, a premium shall be computed separately using the applicable acreage for each rate, and the total of the amounts so computed shall be the premium for the insurance unit. The annual premium for the insurance contract shall be the total of the premiums computed for the insured for all insurance units covered by the contract. If the contract provides for partial insurance protection in accordance with the provisions of § 418.60, the premium computed as set forth in this section shall be reduced accordingly. The annual premium with respect to any insured acreage shall be regarded as earned when the wheat crop on such acreage is seeded. The minimum annual premium payable by the insured with respect to any insurance contract shall be four bushels of wheat.

(b) The insured's annual premium may be reduced in any year (1) not to exceed 50 percent, if it is determined by the Corporation from a comparison of the insured production with the accumulated balance of premiums paid over indemnities received on consecutively insured crops that the risk on wheat crops produced by the insured justifies such reduction, or (2) 10 percent, if the insured has had five consecutively insured crops in the county without a loss for which an indemnity was paid. As used in this paragraph, "consecutively insured crops" means consecutively insured crops for the years during which insurance was available (beginning with the 1939 crop, but excluding the 1945 crop if no application for insurance was submitted). Failure to apply for insurance in any year, except 1945, shall render any person ineligible for the benefits of this paragraph if insurance is offered in the county in which such person's farm is located, even though insurance may not be provided in the county during such year because of the limitation in § 418.51 (b): *Provided, however,* That failure to submit an application for insurance in any year will not render a person ineligible for the benefits of this paragraph, if (1) the failure to submit an application was due to service in the active military or naval service of the United States, or (2) the insured established to the satisfaction of the Corporation, prior to the applicable 1946 note maturity date, that failure to submit an application in any year prior to 1946 was due to the fact that wheat was not seeded in that year. Nothing in this provision shall create in the insured any right to a reduced premium.

§ 418.64 *Manner of payment of premium.* (a) By executing a form entitled "Application for Wheat Crop Insurance," the applicant executes a premium note. This note represents a promise to pay to the Corporation annually, on or before the applicable maturity date specified in § 418.95, the premium for all insurance units covered by the contract. Each annual premium or unpaid portion thereof shall bear interest after maturity at the rate of one-half of one percent for each full calendar month or fraction thereof, except that no interest shall be charged on any amount paid within two calendar months after maturity.

(b) Payment on any annual premium made before maturity may be made in wheat or cash, or both. In connection with any such payment, there shall be credited on the premium the number of bushels of wheat computed by dividing the payment made (the proceeds of the sale of wheat if wheat is paid) by the cash equivalent price per bushel for the date of payment. Later payments may be made only in cash. The cash equivalent of any annual premium or portion thereof which is not paid before maturity shall be established on the basis of the cash equivalent price in effect on the maturity date. Payments in cash shall be made by means of cash or by check, money order, or bank draft payable to the order of the Treasurer of the United States. All checks and drafts will be accepted subject to collection, and payments tendered shall not be regarded as paid unless collection is made. When a payment is made in wheat, it shall be by means of a negotiable warehouse receipt or other instrument acceptable to the Corporation representing salable wheat.

(c) Any unpaid amount of any annual premium (either before or after the date of maturity) may be deducted from any indemnity payable by the Corporation, from the proceeds of any commodity loan to the insured, and from any payment made to the insured under the Soil Conservation and Domestic Allotment Act, as amended, or any other Act of Congress or program administered by the United States Department of Agriculture. Where any such deduction is made before maturity, the cash equivalent of the deduction will be based on the cash equivalent price used in computing the indemnity payment or the cash equivalent price determined by the Corporation to be in effect on the day the county committee approves such loan or other payment, whichever is applicable. Such price shall also be used in determining the number of bushels of wheat to be credited on the note.

LOSS

§ 418.65 *Notice of loss or damage of wheat crop.* Unless otherwise provided by the Corporation, if a loan is probable, notice in writing shall be given the Corporation at the office of the county association immediately after any material damage to the insured crop and before the crop is harvested, removed, or any other use is made of it. Any such notice shall be given in time to allow the Corporation to make appropriate inspection.

§ 418.66 *Released acreage.* Any insured acreage on which the wheat crop has been destroyed or substantially destroyed may be released by the Corporation for planting a substitute crop or to be put to another use. The wheat crop shall be deemed to have been substantially destroyed if the Corporation determines that it has been so badly damaged that farmers generally in the area where the farm is located and on whose farms similar damage occurred would not further care for the crop or harvest any portion thereof.

Before any acreage is released it shall be inspected and an appraisal made of the yield that would be realized if the crop on such acreage remained for harvest. Any such appraisal shall be subject to the minimum set forth in § 418.69 (a).

On any acreage where the wheat has been partially destroyed but not released by the Corporation, proper measures shall be taken to protect the crop from further damage. There shall be no abandonment of any crop or portion thereof to the Corporation.

§ 418.67 *Time of loss.* Loss, if any, shall be deemed to have occurred at the end of the insurance period as set forth in § 418.58, unless the Corporation determines that the wheat crop was destroyed or substantially destroyed earlier, in which event the loss shall be deemed to have occurred on the date so determined by the Corporation.

§ 418.68 *Proof of loss.* If a loss is claimed, the insured shall submit to the Corporation a form entitled "Statement in Proof of Loss," containing such information regarding the manner and extent of the loss as may be required by the Corporation. The statement in proof of loss shall be submitted not later than sixty days after the time of the loss, unless the time is extended in writing by the Corporation. It shall be a condition precedent to any liability under the insurance contract that the insured establish that any loss for which claim is made has been directly caused by one or more of the hazards insured against by the insurance contract during the term of the contract, and that the insured further establish that the loss has not arisen from or been caused by, either directly or indirectly, any of the hazards not insured against by the insurance contract. If a loss is claimed, any wheat acreage which is not to be harvested shall be left intact until the Corporation makes an inspection.

§ 418.69 *Amount of loss.* (a) The amount of loss with respect to any insurance unit will be the amount of the insured production under the contract

for such insurance unit, less the product of the insured interest and the total production for such unit: *Provided, however*, That if the seeded acreage on the insurance unit exceeds the insured acreage on such unit, as determined by the Corporation, the loss for which indemnity will be payable shall be computed by apportioning the production on the seeded acreage to determine the production applicable to the insured acreage: *Provided, further*, That, if separate yields or rates are established for parts of the insurance unit or if the insured has different shares in parts of the wheat on the insurance unit, such apportionment may, if the Corporation so elects, be made on the basis of the ratio of the premium computed for the insured acreage to the premium computed for the seeded acreage. Such total production shall include:

(1) Wheat produced from any acreage of the wheat crop which was threshed (not including wheat in a mixture with other small grains produced on acreage released as provided in subparagraph (3) of this paragraph);

(2) Wheat production appraised for acreage of the wheat crop which was not threshed but which was harvested as grain;

(3) The appraised production for any acreage of the wheat crop which is released by the Corporation and seeded to a substitute crop, but not less than the product of (i) such acreage and (ii) fifty percent of the coverage per acre (rounded after each computation in accordance with § 418.93);

(4) The appraised production for any acreage of wheat that is not harvested (except the acreage covered in subparagraph (3) of this paragraph), but not less than the product of (i) such acreage and (ii) twenty percent of the coverage (rounded after each computation in accordance with § 419.93), or five bushels per acre, whichever is the smaller;

(5) The appraised production for any portion of the insured wheat acreage that is planted to a substitute crop or put to another use without the consent of the Corporation, but not less than the product of (i) such acreage and (ii) the coverage per acre (rounded in accordance with § 418.93);

(6) The appraised production for any acreage seeded for harvest as grain that is released and cut for hay, but not less than the product of (i) such acreage and (ii) twenty percent of the coverage per acre (rounded after each computation in accordance with § 418.93), or five bushels per acre, whichever is the smaller;

(7) A number of bushels of wheat which the Corporation determines will result in indemnifying the insured for the amount that the production threshed from any wheat acreage lacks of having a value of 50 percent of the current local value of a number of bushels of wheat (of the class and grade established for the payment of the premium) equal to the smaller of (i) the number of bushels of such production threshed, or (ii) the insured production for the insurance unit minus all production of wheat counted for other reasons;

(8) The appraised number of bushels by which production on any acreage has been reduced solely because of any cause not insured against, but not less than the product of (i) such acreage and (ii) the coverage per acre (rounded in accordance with § 418.93), minus any quantity of wheat harvested from such acreage; and

(9) The appraised number of bushels by which production on any acreage has been reduced because of any cause not insured against, where damage on such acreage has resulted from a cause insured against and a cause not insured against. Any damage to the wheat crop, caused by the seeding of perennial or biennial legumes or perennial grasses with the wheat or in the growing wheat crop, shall be subject to an appraisal as a damage resulting from a cause not insured against. This appraisal shall be included under subparagraph (8) or (9) of this paragraph, whichever is applicable.

(b) Where the insured fails to establish and maintain separate records, satisfactory to the corporation, of acreage or production for the component parts of two or more insurance units or portions thereof, the insurance with respect to such units may be voided by the Corporation for the year in question and the premium forfeited by the insured: *Provided, however*, That if all the component parts of the combination are insured, the total of the insured production for the component parts shall be considered as the insured production for the combination, and any loss for such combination shall be determined as outlined in paragraph (a) of this section. Where the insured fails to establish and maintain separate records, satisfactory to the Corporation, of acreage or production for non-insurable acreage and for one or more insurance units or portions thereof, any production from the non-insurance acreage which is commingled with the production from the insured acreage shall be considered to have been produced on the insured acreage, or the insurance with respect to such unit(s) under the contract may be voided by the Corporation for the year in question and the premium forfeited by the insured.

(c) If the insurance contract provides for partial insurance protection in accordance with the provisions of § 418.60, the amount of loss computed as set forth in paragraphs (a) and (b) of this section shall be reduced accordingly.

PAYMENT OF INDEMNITY

§ 418.70 *When indemnity payable.* The amount of loss for which the Corporation may be liable with respect to any insurance unit covered by the insurance contract shall be payable within thirty days after satisfactory proof of loss is approved by the Corporation. However, if payment of any indemnity is delayed for any reason beyond the time specified, the Corporation shall not be liable for interest or damages on account of such delay.

§ 418.71 *Indemnity payment.* (a) Any indemnity due under the insurance contract will be paid by the issuance of a certificate of indemnity which shall bear an expiration date. Settlement under such certificate will be made in cash or wheat in accordance with these regulations. Such certificate may also be used to obtain a loan from the Commodity Credit Corporation, if loans on certificates of indemnity are available.

(b) In case of a cash settlement under a certificate of indemnity, the cash equivalent of the indemnity shall be the number of bushels of wheat specified in certificate of indemnity multiplied by the cash equivalent price per bushel for the day the certificate of indemnity or other request of the insured for cash settlement or for determining the cash equivalent is received in the branch office of the Corporation or the expiration date of the certificate, whichever occurs first. If the insured has not returned the certificate for cash settlement before the expiration date, the cash equivalent shall be established on the basis of the price in effect on the expiration date of the certificate and a check shall be issued in settlement of the indemnity claim, except where the certificate is used to secure a Commodity Credit Corporation loan. A cash settlement under a certificate of indemnity made more than 14 days after the issuance of the certificate shall be subject to a deduction for a reasonable charge for storage and handling and the schedule of such charges shall be shown on the certificate of indemnity.

(c) Any indemnity payable under an insurance contract shall be paid to, and settlement under the certificate of indemnity made with, the insured or such other person as may be entitled to the benefits of the insurance contract under the provisions of these regulations, notwithstanding any attachment, garnishment, receivership, trustee process, judgment, levy, equity, or bankruptcy directed against the insured or such other person, or against any indemnity alleged to be due to such person; nor shall the Corporation or any officer, employee, or representative thereof be a proper party to any suit or action with reference to such indemnity or the proceeds thereof, nor be bound by any judgment, order, or decree rendered or entered therein. No officer, agent, or employee of the Corporation shall, because of any such process, order, or decree, pay or cause to be paid, to any person other than the insured or other person entitled to the benefits of the insurance contract, any indemnity payable, or any amount due in settlement of any certificate of indemnity in accordance with the provisions of the insurance contract. Nothing herein contained shall excuse any person entitled to the benefits of the insurance contract from full compliance with, or performance of, any lawful judgment, order, or decree with respect to the disposition of any sums paid thereunder as an indemnity.

(d) The Corporation shall provide for the posting annually in each county at the county courthouse of a list of indemnities paid for losses on farms in such county.

§ 418.72 *Adjustment in connection with indemnity payments.* Where an adjustment is made in the amount of an indemnity, settlement for such adjustment may be made on the basis of a cash equivalent price per bushel other than that used in making settlement under the certificate of indemnity originally issued.

§ 418.73 *Other insurance.* If the insured has or acquires any other insurance against substantially all the risks that are insured against by the Corporation under the insurance contract on the crop or portion thereof covered in whole or in part by such insurance contract, regardless of whether such other insurance is valid or collectible, the liability of the Corporation shall not be greater than its share would be if the amount of its obligations were divided equally between the Corporation and such other insurer. In any case where an indemnity is paid to the insured by another Government agency because of damage to the wheat crop, the Corporation reserves the right to determine its liability under the insurance contract taking into consideration the amount paid by such other agency.

§ 418.74 *Subrogation.* The Corporation may require from the insured an assignment of all rights of recovery against any person(s) for loss or damage to the extent that payment therefor is made by the Corporation, and the insured shall execute all papers required and shall do everything that may be necessary to secure such rights.

§ 418.75 *Creditors.* An interest existing by virtue of a debt, lien, mortgage, garnishment, levy, execution, bankruptcy, or any other process shall not be considered an interest in an insured crop within the meaning of this subpart.

PAYMENT OF INDEMNITY TO PERSONS OTHER THAN ORIGINAL INSURED

§ 418.76 *Indemnity subject to all provisions of the insurance contract.* Indemnities payable to any persons shall be subject to all provisions of the insurance contract, including the right of the Corporation to deduct from any such indemnity the unpaid amount of any earned annual premium or any other obligation of the insured to the Corporation: *Provided, however*, That in case of a transfer of an interest in an insured crop, such deduction to be made from an indemnity payable to the transferee shall not exceed the annual premium due on the insurance unit or units involved in the transfer for the crop year in which the transfer is made, plus the unpaid amount of any other obligation of the transferee to the Corporation. Any indemnity payable to any person other than the original insured as a result of a transfer, or otherwise, shall be subject to any collateral assignment of the insurance contract by the original insured.

§ 418.77 *Collateral assignment of right under insurance contract.* The right to an indemnity under an insurance contract may be assigned by the original insured as collateral security for a loan or other obligation of such insured. Such assignment shall be made by the execution of a form entitled, "Collateral Assignment," and, upon approval thereof by the Corporation, the interests of the assignee will be recognized if an indemnity is payable under the insurance contract, to the extent of the amount determined to be the unpaid balance of the amount (including interest and other charges) for which such assignment was made as collateral security: *Provided, however*, That (a) payment of any indemnity will be subject to all conditions and provisions of the insurance contract and to any deductions authorized under § 418.76 and, (b) payment of the indemnity may be made by check payable jointly to all persons entitled thereto and such payment shall constitute a complete discharge of the Corporation's obligation with respect to any loss under the insurance contract. The Corporation's approval of an assignment shall not create in the assignee any right other than that derived from the assignor. The Corporation shall in no case be bound to accept notice of any assignment of the insurance contract, and nothing contained in any assignment shall give any right against the Corporation to any person other than the insured, except to an assignee approved by the Corporation. Only one such assignment will be recognized in connection with the insurance contract, but if an assignment is released, a new assignment may be made.

§ 418.78 *Payment to transferee.* In the event of a transfer of all or a part of the insured interest in a wheat crop before the beginning of harvest or the time of loss, whichever occurs first, the transferor shall immediately notify the Corporation thereof in writing at the office of the county association. The transferee under such a transfer shall be entitled to the benefits of the insurance contract with respect to the interest so transferred, subject to any assignment made by the original insured in accordance with § 418.77: *Provided, however*, That an involuntary transfer of an insured interest in a wheat crop solely because of the existence of a debt, lieu, mortgage, garnishment, levy, execution, bankruptcy, or other process shall not entitle any holder of any such interest to any benefits under the insurance contract: *Provided, further*, That the Corporation shall not be liable for a greater amount of indemnity in connection with the insured crop than would have been paid if the transfer had not taken place. If, as a result of any such transfer, diverse interests appear with respect to any insurance unit, the indemnity, if any, payable with respect to such unit may be paid jointly to all persons having the insured interest in the crop at the time harvest is commenced or the time of loss, whichever occurs first, or to one of such persons on behalf of all such persons, and payment in any such manner shall constitute a complete discharge of the Corporation's liability with respect to such unit under the insurance contract: *Provided, further*, That the insurance contract of the transferor shall cover the interest so transferred only to the end of the insurance period for the crop year during which the transfer is made.

§ 418.79 *Death, incompetence, or disappearance of insured.* (a) If the insured dies, is judicially declared incompetent, or disappears after the seeding of the wheat crop in any year but before the time of loss, and his insured interest in the wheat crop is a part of his estate at such time, or if the insured dies, is judicially declared incompetent, or disappears subsequent to such time, the indemnity, if any, shall be paid to the legal representative of his estate, if one is appointed or is duly qualified. If no such representative is or will be so qualified the indemnity shall be paid to the persons beneficially entitled to share in the insured interest in the crop or to any one or more of such persons on behalf of all such persons: *Provided, however*, That if the indemnity represents a number of bushels of wheat, the cash equivalent of which exceeds $500, the Corporation may withhold the payment of the indemnity until a legal representative of the insured's estate is duly qualified to receive such payment.

(b) If the insured dies, is judicially declared incompetent or disappears after the seeding of the wheat crop in any year but before the time of loss, and his interest in the crop is not a part of his estate at such time, the indemnity, if any, shall be paid to the person(s) who succeeded to his interest in the crop in the manner provided for in § 418.78.

(c) If an applicant for insurance or the insured, as the case may be, dies, is judicially declared incompetent, or disappears less than 15 days before the applicable calendar closing date for the filing of applications for insurance in any year, but before any wheat crop intended to be covered by insurance is seeded, whoever succeeds him on the farm with the right to seed the wheat crop as his heir or heirs, administrator, executor, guardian, committee or conservator, shall be substituted for the original applicant upon filing with the office of the county association, within 15 days (unless such period is extended by the Corporation) after the date of such death, judicial declaration, or termination of the period which establishes disappearance within the meaning of these regulations, or before the date of the beginning of seeding, whichever is earlier, a statement in writing in the form and manner prescribed by the Corporation, requesting such substitution and agreeing to assume the obligations of the original applicant or the insured arising out of such application or the insurance contract: *Provided, however*, That any substitution made pursuant to this paragraph shall be effective only with respect to the wheat crop to be seeded in the ensuing crop year and the insurance contract shall terminate at the end of such year. If no such statement is filed, as required by this paragraph, the original application or insurance contract shall be void.

(d) The insured shall be deemed to have disappeared within the meaning of these regulations if he fails to file with the county committee written notice of his new mailing address within 180 calendar days after any communication by or on behalf of the Corporation is returned undeliverable at the last known address of the insured.

§ 418.80 *Fiduciaries.* Any indemnity payable under an insurance contract entered into in the name of a fiduciary who is no longer acting in such capacity

at the time for the payment of indemnity and settlement under the certificate of indemnity will be made to the succeeding fiduciary upon appropriate application and proof satisfactory to the Corporation of his incumbency. If there is no succeeding fiduciary, payment of the indemnity shall be made to, and settlement under the certificate of indemnity shall be made with, the persons beneficially entitled under this subpart to the insured interest in the crop, to the extent of their respective interests, upon proper application and proof of the facts: *Provided, however,* That the settlement may be made with any one or more of the persons so entitled, and payment may be made to such person or persons in behalf of all the persons so entitled, whether or not the person to whom payment is made has been authorized by the other interested persons to receive such payment.

§ 418.81 *Determination of person to whom indemnity shall be paid.* In any case where the insured has transferred his interest in all or a portion of the wheat crop on any insurance unit, or has ceased to act as a fiduciary, or has died, has been judicially declared incompetent or has disappeared, payment in accordance with the provisions of this subpart will be made only after the facts have been established to the satisfaction of the Corporation. The determination of the Corporation as to the existence or nonexistence of a circumstance in the event of which payment may be made and of the person(s) to whom such payment will be made shall be final and conclusive. Payment of any indemnity under this section shall constitute a complete discharge of the Corporation's obligation with respect to the loss for which such indemnity is paid and settled and shall be a bar to recovery by any other person.

REFUNDS OF EXCESS NOTE PAYMENTS

§ 418.82 *Refunds of excess note payments.* Before expiration of the insurance contract, the Corporation shall not be required to make a refund of any excess payment made on any annual premium, and any such excess payment may be credited on remaining annual premium. However, the Corporation may elect to make such refund at any time before the expiration of the insurance contract. If a refund is to be made of any excess payment received before maturity, the cash equivalent of such refund shall be determined on the basis of the number of bushels of wheat to be refunded and the cash equivalent price for the appropriate class and grade of such wheat effective for the date such payment was submitted to the Corporation. If more than one payment is made on any annual premium, the payments shall be applied in the order of submittal to the Corporation. In computing the amount of any refund, the payments shall be considered in their inverse order and each such payment or portion thereof shall be regarded as a separate payment in determining the cash equivalent of the refund. Refunds of excess payments received on or after the date the annual premium matures shall be refunded in the actual amount of money paid to the Corporation in excess of that determined to be necessary to pay such annual premium.

There shall be no refund of an amount less than $1.00 with respect to payments made either before or after the maturity of any annual premium, unless written request for such refund is received by the Corporation within one year after the expiration of the contract.

§ 418.83 *Assignment or transfer of claims for refunds not permitted.* No claim for a refund, or any part or share thereof, or any interest therein, shall be assignable or transferable, notwithstanding any assignment of the insurance contract or any transfer of interest in any wheat crop covered by the insurance contract. Refund of any excess note payment will be made only to the person who made such payment, except as provided in § 418.84.

§ 418.84 *Refund in case of death, incompetence, or disappearance.* In any case where a person who is entitled to a refund of a payment has died, has been judicially declared incompetent, or has disappeared, the provisions of § 418.79 with reference to the payment of indemnities in any such case shall be applicable with respect to the making of any such refund.

ESTABLISHMENT OF AVERAGE YIELDS AND PREMIUM RATES

§ 418.85 *Determination of farm average yields of wheat per acre.* The Corporation shall establish average yields of wheat for farms or parts of farms on the basis of the recorded or appraised yields for a representative period of years and shall, where necessary, adjust such yields so that the average yields for farms or parts of farms in the same area which are subject to the same conditions shall be fair and just.

§ 418.86 *Determination of premium rates.* The Corporation shall establish premium rates for all farms or parts of farms (except those which are designated on the crop insurance listing sheet as non-insurable) for which average yields are established and such rates shall be those deemed adequate to cover claims for wheat crop losses and to provide a reasonable reserve against unforeseen losses.

GENERAL

§ 418.87 *Meaning of terms.* For the purpose of the Wheat Crop Insurance Program, the term:

(a) "Average yield" means the average yield of wheat per acre established by the Corporation for each farm or part thereof as shown on the approved 1947 crop insurance listing sheet.

(b) "Cash equivalent price per bushel" means the net price per bushel of wheat established by the Corporation for the area in which the insurance unit is located on the basis of the price of wheat at the basic market designated by the Corporation for the area, with differentials, where applicable, for the location of the area in which the insurance unit is situated.

(c) "Corporation" means the Federal Crop Insurance Corporation.

(d) "County" means the area commonly designated as such, whether organized or not.

(e) "County association" means the County Agricultural Conservation Association in the county.

(f) "County committee" means the County Agricultural Conservation Committee for the county.

(g) "Coverage per acre" means the insured percentage (50 or 75 percent) of the average yield or a fixed number of bushels, whichever the contract provides for.

(h) "Crop insurance listing sheet" means the form prescribed by the Corporation for the purpose of maintaining a record of farms or parts thereof, average yields, premium rates and any other related information with respect to such farms or parts thereof. The crop insurance listing sheet when approved by the Corporation shall be on file in the office of the county association and may be inspected by any producer whose farm is listed thereon.

(i) "Crop year" means the period within which the wheat crop is seeded and normally harvested, and shall be designated by reference to the calendar year in which the crop is normally harvested.

(j) "Farm" means all adjacent or nearby farm land under the same ownership which is operated by one person, including also: (1) Any other adjacent or nearby farm land which the county committee determines is operated by the same person as part of the same unit with respect to the rotation of crops and with workstock, farm machinery, and labor substantially separate from that for any other land; and (2) any field-rented tract (whether operated by the same or another person) which, together with any other land included in the farm constitutes a unit with respect to the rotation of crops: *Provided, however,* That for the purpose of determining the minimum participation for a crop insurance program in any county the term "farm" means that acreage of land which constitutes an insurance unit, except that where a landlord and all of his tenants file applications for insurance and all of the landlord's wheat acreage is worked by tenants, the number of farms to be counted shall be one less than the number of insurance units.

A farm shall be regarded as located in the county if it is listed on the 1947 crop insurance listing sheet originally approved for such county. However, if a farm is not listed on the crop insurance listing sheet for a county before the applicable closing date for accepting applications in the county, the farm shall be regarded as located in the county in which the principal dwelling is situated, or, if there is no dwelling thereon, it shall be regarded as located in the county in which the major portion of the farm is located.

(k) "Harvest" means any mechanical severance from the land of matured wheat for threshing.

(l) "Insurance contract" means the contract of insurance entered into between the applicant and the Corporation by virtue of the application for insurance and this subpart and any amendments thereto.

(m) "Insurance unit" means all or that portion, as the case may be, of the farm (considered for the purpose of establishing the average yield(s) and premium rate(s)) in which the insured has an interest as a wheat producer at the time of seeding, except that (1) any irrigable land on the farm to which irrigation water can be delivered from existing irrigation facilities and any other contiguous small tracts shall constitute one insurance unit and the remainder shall constitute another insurance unit if so designated on the approved crop insurance listing sheet, and (2) when separate yields and rates have been established for widely separated parts of a farm, such parts of the farm shall constitute separate insurance units: *Provided, however,* That all or any part of such land which is designated on the crop insurance listing sheet as "non-insurable" shall not constitute an insurance unit or any part thereof and shall not be considered in any manner whatsoever under the insurance contract, except as provided in §§ 418.69 (b) and 418.89.

(n) "Insured interest" means either the insured's reported interest in the crop at the time of seeding, or the interest which the Corporation determines as the insured's actual interest at the time of seeding, whichever the Corporation shall elect, except that for the purpose of determining loss, the insured interest shall not exceed the insured's actual interest at the time of loss.

(o) "Local producing area" means any area approved by the Corporation for the purposes of § 418.51 (b).

(p) "Person" means an individual, partnership, association, corporation, estate, or trust, or other business enterprise or other legal entity and, wherever applicable, a State, a political subdivision of a State, or any agency thereof.

(q) "Premium rate" means the premium rate per acre established by the Corporation for each farm or part thereof as shown on the approved crop insurance listing sheet.

(r) "State committee" means the State PWA Committee (formerly the State Agricultural Conservation Committee) for the State.

(s) "State Director" means the representative of the Corporation in the operation of the crop insurance program in the State.

(t) "Substitute crop" means any crop, except biennial and perennial legumes and perennial grasses, planted on released acreage before harvest of wheat becomes general in the county as determined by the Corporation. Biennial and perennial legumes and perennial grasses seeded with the wheat or with the growing wheat crop shall not be considered a substitute crop. If other small grains are seeded in the growing wheat crop on released acreage, the crop of mixed wheat and other grains shall be considered a substitute crop.

(u) "Tenant" means a person who rents land from another person (for cash, a fixed commodity payment, or a share of the crop or proceeds therefrom), and is entitled under a written or oral lease or agreement to receive all or a share of the crop or proceeds therefrom produced on such land.

§ 418.88 *Restriction on purchase and sale of wheat by the Corporation.* The restriction on the purchase and sale of wheat, as provided in section 508 (d) of the Federal Crop Insurance Act, as amended, reads in part as follows:

Insofar as practicable, the Corporation shall purchase the agricultural commodity only at the rate and to a total amount equal to the payment of premiums in cash by farmers or to replace promptly the agricultural commodity sold to prevent deterioration; and shall sell the agricultural commodity only to the extent necessary to cover payments of indemnities and to prevent deterioration: *Provided, however,* That nothing in this section shall prevent prompt offset purchases and sales of the agricultural commodity for convenience in handling. Nothing in this section shall prevent the Corporation from accepting, for the payment of premiums, notes payable in the commodity insured, or the cash equivalent, upon such security as may be determined pursuant to subsection (b) of this section, and from purchasing the quantity of the commodity represented by any of such notes not paid at maturity.

§ 418.89 *Records and access to farm.* For the purpose of enabling the Corporation to determine the loss, if any, that may have occurred under the insurance contract, the insured shall keep, or cause to be kept, for one year after the time of loss, records of the harvesting, storage, shipment, sale, or other disposition, of all wheat produced on each insurance unit covered by the insurance contract and on the non-insurable acreage on each farm in the county in which he has an interest. Such records shall be made available for examination by the Corporation, and as often as may reasonably be required, any person or persons designated by the Corporation shall have access to the farm(s).

§ 418.90 *Review of determinations of State and county committees.* Any determination by a State or county committee shall be subject to review and approval or revision by duly authorized representatives of the Corporation.

§ 418.91 *Applicant's warranties; voidance for fraud.* In applying for insurance the applicant warrants that the information, data, and representations submitted by him in connection with the insurance contract are true and correct, and are made by him, or by his authority, and shall be taken as his act. The insurance contract may be voided and the premium forfeited to the Corporation without the Corporation's waiving any right or remedy, including its right to collect the amount of the note executed by the insured, whether before or after maturity, if at any time the insured has concealed any material fact or made any false or fraudulent statements relating to the insurance contract, the subject thereof, or his interest in the wheat crop covered thereby, or if the insured shall neglect to use all reasonable means to produce, care for or save the wheat crop covered thereby, whether before or after damage has occurred, or if the insured fails to give any notice, or otherwise fails to comply with the terms of the contract, including the note, at the time and in the manner prescribed.

§ 418.92 *Modification of insurance contract.* No notice to any county committee or representative of the Corporation or the knowledge possessed by any such county committee or representative or by any other person shall be held to effect a waiver of or change in any part of the insurance contract or to estop the Corporation from asserting any right or power under such contract; nor shall the terms of such contract be waived or changed except as authorized in writing by a duly authorized officer or representative of the Corporation; nor shall any provision or condition of the insurance contract or any forfeiture be held to be waived by any delay or omission by the Corporation in exercising its rights and powers thereunder or by any requirement, act, or proceeding, on the part of the Corporation or of its representatives, relating to appraisal or to any examination herein provided for.

§ 418.93 *Fractional units.* Fractions of yields per acre, coverages per acre and premium rates shall be rounded to the nearest tenth of a bushel. Fractions of acres representing total acres of wheat shall be rounded to the nearest tenth of an acre. Computations shall be carried to one digit beyond the digit that is to be rounded. If the extra digit computed is 1, 2, 3, or 4, the rounding shall be downward. If the extra digit computed is 6, 7, 8, or 9, the rounding shall be upward. If the extra digit computed is 5, the computation shall be carried to another digit. If the two extra digits are 50, the rounding shall be downward, and if the two extra digits are 51 or any higher figure, the rounding shall be upward.

§ 418.94 *Closing dates*—(a) *For winter wheat.* The closing dates for submission of applications to cover the winter wheat crop shall be the earlier of (1) the date of the beginning of seeding of the wheat crop, or (2) the applicable calendar date below:

August 31, 1946, for Arizona, Colorado, Iowa, Kansas, Minnesota, Missouri, Montana, Nebraska, Nevada, New Mexico, North Dakota, Oklahoma, South Dakota, Texas, Utah and Wyoming;

September 14, 1946, for Illinois, Indiana, Michigan, New Jersey, New York, Ohio, Pennsylvania, and Wisconsin;

September 28, 1946, for Modoc, Lassen, Plumas, Shasta, Sierra and Siskiyou Counties in California and the States of Delaware, Georgia, Idaho, Kentucky, Maryland, North Carolina, Oregon, Tennessee, Virginia, Washington and West Virginia; and

November 30, 1946, for all remaining counties in California.

(b) *For spring wheat.* The closing dates for submission of applications to cover the spring wheat crop shall be the earlier of (1) the date of the beginning of seeding of the wheat crop, or (2) the applicable calendar date below:

March 15, 1947, for all States except California;

March 1, 1947, for Modoc, Lassen, Plumas, Shasta, Sierra and Siskiyou Counties in California;

November 30, 1946, for all remaining counties in California.

§ 418.95 *Maturity dates for payment of annual premiums.* The maturity

dates by States for the payment of annual premiums shall be as follows:

June 30 for Arizona, Delaware, Georgia, Illinois, Indiana, Kansas, Kentucky, Maryland, Missouri, North Carolina, Ohio, Oklahoma, Tennessee, Texas, Virginia, and West Virginia;

July 31 for California, Colorado, Iowa, Michigan, Nebraska, New Jersey, New Mexico, New York, Oregon, Pennsylvania, Wisconsin, and Wyoming, and

August 31 for Idaho, Minnesota, Montana, Nevada, North Dakota, South Dakota, Utah, and Washington.

NOTE: The record keeping requirements of these regulations have been approved by, and subsequent reporting requirements will be subject to the approval of, the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Adopted by the Board of Directors on May 10, 1946.

[SEAL] E. D. BERKAW,
Acting Secretary,
Federal Crop Insurance Corporation.

Approved: May 21, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-8509; Filed, May 21, 1946; 11:05 a. m.]

Chapter VII—Production and Marketing Administration (Agricultural Adjustment)

[Bulletin NSCP-901, Supp. 3]

PART 706—NAVAL STORES CONSERVATION PROGRAM

SUBPART G—1945

Section 706.608 is amended by adding at the end thereof:

§ 706.608 *Administration.* * * * The procedural requirements of §§ 706.604 and 706.605 of this bulletin, such for example as those relating to notice of proposed action and consent thereto, may be waived by the Forest Service when in its judgment such waiver does not otherwise materially affect compliance with program practices.

(49 Stat. 1148, 1915; 50 Stat. 329; 52 Stat. 31, 202, 204, 205, 746; 53 Stat. 550, 573; 16 U.S.C. 590g-590q; 54 Stat. 216, 727; 55 Stat. 257, 860; 56 Stat. 51, 761; 58 Stat. 734; 59 Stat. 9)

Issued at Washington, D. C. this 21st day of May 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-8508; Filed, May 21, 1946; 11:04 a. m.]

TITLE 8—ALIENS AND NATIONALITY

Chapter I—Immigration and Naturalization Service

PART 142—PREEXAMINATION OF ALIENS WITHIN THE UNITED STATES

ELIGIBILITY FOR PREEXAMINATION

MAY 10, 1946.

Section 142.1, Title 8, Chapter I, Code of Federal Regulations is hereby amended to read as follows:

§ 142.1 *Preexamination; who may apply.* An alien who is a member of any of the following classes and who intends to apply to a consular officer of the United States in Canada for an immigration visa for entry into the United States for permanent residence may, subject to the provisions of this part, apply for the privilege of a preexamination by officers of the Immigration and Naturalization Service for the purpose of determining in advance his admissibility into the United States for permanent residence when in possession of an unexpired immigration visa:

(a) An alien—other than a citizen of Canada, Mexico, or any of the islands adjacent to the United States—who has been within the United States for a period of one year or more and who has a spouse, parent, or minor child, who is in the United States and is a citizen thereof or is a lawfully permanent resident alien;

(b) An alien—other than a citizen of Canada, Mexico, or any of the islands adjacent to the United States—who has resided in the United States for a period of five years or more; or

(c) An alien—other than a citizen of Canada—whose case is found to be an exceptionally meritorious case.

This order shall become effective on the date of its publication in the FEDERAL REGISTER.

(Sec. 23, 39 Stat. 892, sec. 24, 43 Stat. 166, sec. 37 (a), 54 Stat. 675; 8 U.S.C. 102, 222, 458; sec. 1, Reorg. Plan No. V (3 CFR, Cum. Supp., Ch. IV); 8 CFR, 1943 Supp., 90.1)

UGO CARUSI,
Commissioner of
Immigration and Naturalization.

Approved: May 14, 1946.

TOM C. CLARK,
Attorney General.

[F. R. Doc. 46-8478; Filed, May 20, 1946; 3:37 p. m.]

TITLE 25—INDIANS

Chapter I—Office of Indian Affairs

Subchapter I—Irrigation Projects: Operation and Maintenance

PART 130—ORDERS FIXING OPERATION AND MAINTENANCE CHARGES

FLATHEAD IRRIGATION DISTRICT, FLATHEAD INDIAN IRRIGATION PROJECT, MONTANA

Section 130.24 of Part 130, Title 25 CFR, Indians, as amended by the Assistant Secretary of the Interior on April 20, 1945, 10 F.R. 4533, is hereby further amended to read as follows:

§ 130.24 *Charges.* Pursuant to a contract executed by the Flathead Irrigation District, Flathead Indian Irrigation Project, Montana, on May 12, 1928, as supplemented by later contracts dated February 27, 1929, March 28, 1934, and August 26, 1936, notice is hereby given that an assessment of $139,400 is fixed for the season of 1947 for the operation and maintenance of the irrigation system which serves that portion of the project within the confines of the Flathead Irrigation District. This assessment involves an area of approximately 67,520.8 acres; does not include any land held in trust for Indians, and covers all proper general charges and project overhead.

(38 Stat. 583, 39 Stat. 142, 45 Stat. 212, 46 Stat. 291; 25 U.S.C. 385, 387)

OSCAR L. CHAPMAN,
Acting Secretary.

MAY 13, 1946.

[F. R. Doc. 46-8504; Filed, May 21, 1946; 10:12 a. m.]

PART 130—ORDERS FIXING OPERATION AND MAINTENANCE CHARGES

MISSION IRRIGATION DISTRICT, FLATHEAD INDIAN IRRIGATION PROJECT, MONTANA

Section 130.26 of Part 130, Title 25 CFR, Indians, as amended by the Assistant Secretary of the Interior on April 20, 1945, 10 F.R. 4533, is hereby further amended to read as follows:

§ 130.26 *Charges.* Pursuant to a contract executed by the Mission Irrigation District, Flathead Indian Irrigation Project, Montana, on March 7, 1931, approved by the Secretary of the Interior on April 21, 1931, as supplemented by later contracts dated June 2, 1934 and August 26, 1936, notice is hereby given that an assessment of $28,600 is fixed for the season of 1947 for the operation and maintenance of the irrigation system which serves that portion of the project within the confines of the Mission Irrigation District. This assessment involves an area of approximately 12,392.8 acres; does not include any lands held in trust for Indians, and covers all proper general charges and project overhead.

(38 Stat. 583, 39 Stat. 142, 45 Stat. 212, 46 Stat. 291; 25 U.S.C. 385-387)

OSCAR L. CHAPMAN,
Acting Secretary.

MAY 13, 1946.

[F. R. Doc. 46-8505; Filed, May 21, 1946; 10:12 a. m.]

PART 130—ORDERS FIXING OPERATION AND MAINTENANCE CHARGES

JOCKO VALLEY IRRIGATION DISTRICT, FLATHEAD INDIAN IRRIGATION PROJECT, MONTANA

Section 130.28 of Part 130, Title 25 CFR, Indians, as amended by the Assistant Secretary of the Interior on April 20, 1945, 10 F.R. 4533, is hereby further amended to read as follows:

§ 130.28 *Charges.* Pursuant to a contract executed by the Jocko Valley Irrigation District, Flathead Indian Irrigation Project, Montana, on November 13, 1924, approved by the Secretary of the Interior on February 26, 1925, as supplemented by a later contract dated August 26, 1936, notice is hereby given that an assessment of $11,300 is fixed for the season of 1947 for the operation and maintenance of the irrigation system which serves that portion of the project within the confines of the Jocko Valley Irrigation District. This assessment involves an area of 5,427.4 acres, does not include any land held in trust for Indians, and covers all proper general charges and project overhead.

(38 Stat. 583, 39 Stat. 142, 45 Stat. 212, 46 Stat. 291; 25 U.S.C. 385, 387)

OSCAR L. CHAPMAN,
Acting Secretary.

MAY 13, 1946.

[F. R. Doc. 46-8506; Filed, May 21, 1946; 10:12 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter VI—Selective Service System

[No. 319]

AFFIDAVIT—OCCUPATIONAL CLASSIFICATION (GENERAL; MERCHANT MARINE), ETC.

ORDER PRESCRIBING FORMS

Pursuant to authority contained in the Selective Training and Service Act of 1940, as amended, I hereby prescribe the following changes in DSS Forms:

Discontinuance of DSS Form 42 (General—Merchant Marine), entitled "Affidavit—Occupational Classification (General—Merchant Marine)."

Discontinuance of DSS Form 59–A, entitled "Employer's Report to Local Board."

Discontinuance of DSS Form 68–A entitled "Turnover Report of Employment."

Discontinuance of DSS Form 333, entitled "Employer's List of Registrants."

The foregoing change in DSS Forms shall become a part of the Selective Service regulations effective within the continental United States immediately upon the filing hereof with the Division of the Federal Register and effective outside the continental limits of the United States on the 30th day after the date of filing hereof with the Division of the Federal Register.

LEWIS B. HERSHEY,
Director.

MAY 17, 1946.

[F. R. Doc. 46-8479; Filed, May 20, 1946; 4:37 p. m.]

Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong.; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 28, Direction 14]

CC RATINGS FOR RENTAL BUSINESSES AND REPAIR SHOPS

The following direction is issued pursuant to PR 28:

(a) Paragraph (d) (3) of Priorities Regulation 28 explains that CC ratings will ordinarily not be assigned for an item which will be resold without substantial change in its form. In addition, CC ratings will rarely if ever be assigned under Priorities Regulation 28 in either of the following cases:

(1) Where the item for which a rating is requested will be rented by the applicant without substantial change in its form. The only exceptions will be in cases where such items were rented as a regular business practice in prewar days or the applicant gives other reasons to show that he is not attempting to take temporary advantage of shortage conditions; or

(2) Where the applicant runs a repair shop making commercial or domestic repairs and requests a rating for materials which he will sell or install in the course of his repair work.

Issued this 21st day of May 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-8511; Filed, May 21, 1946; 11:16 a. m.]

Chapter XI—Office of Price Administration

PART 1305—ADMINISTRATION

[SO 132,[1] Amdt. 31]

FISH AND SEAFOOD

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

Supplementary Order 132 is amended in the following respects:

In section 2 (a) (2), the following commodities are added in alphabetical order:

	From—	Termination date
Fish and seafood, fresh or frozen (domestic and imported). This does not include any species of salmon (Pacific), tuna and tuna-like fishes (Pacific), sardines, alewives and sea herring (North Atlantic), pilchards or halibut	May 20, 1946	Aug. 18, 1946
Fish and seafood, smoked, dried, salted, pickled or otherwise processed into foods and all other processed foods containing 30% or more of fish or seafood by volume of ingredients (domestic and imported). This does not include (1) any product processed from any species of salmon (Pacific), tuna and tuna-like fishes (Pacific), pilchards or halibut, such as, but not limited to, mild-cured salmon, kippered salmon and salted pilchards; (2) any canned fish, except canned shrimp; (3) salted codfish, salted hake, salted pollock, salted haddock, salted ling, salted saithe, salted cusk or smoked boneless herring. "Canned" in this paragraph means packed in hermetically sealed containers	May 20, 1946	Aug. 18, 1946

This amendment shall become effective May 20, 1946.

Issued this 20th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8485; Filed, May 20, 1946; 4:43 p. m.]

[1] 10 F.R. 14954, 15170; 11 F.R. 296, 297, 881, 1102, 1467, 2378, 2640, 2989, 2927, 3247, 3396.

PART 1346—BUILDING MATERIALS

[MPR 272, Amdt. 9]

CAST-IRON BOILERS AND CAST-IRON RADIATION

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 272 is amended in the following respects:

1. Section 1346.268 (d) is amended to read as follows:

(d) *Sheet prices and net prices for cast-iron radiation*—(1) *Direct cast-iron radiation*—(i) *Large tube.*

Number of tubes	Height in inches	Column I: Manufacturers sheet prices per square foot	Column II: Resellers net prices per square foot
		Cents	*Cents*
3, 4, 5 or 6	36, 37 or 38	46½	44½
3, 4, 5 or 6	30 or 32	47½	45½
3, 4, 5, 6 or 7	26	49	47
3, 4, 5, 6 or 7	22 or 23	51½	49½
3, 4, 5, 6 or 7	20 or 21½	52½	50½
3, 4, 5, 6 or 7	16½, 17 or 18½	53½	51½
3, 4, 5, 6 or 7	13, 13½, 14, 15 or 15½	56½	54½

(ii) *Small tube.*

Number of tubes	Height in inches	Column I: Manufacturers sheet prices per square foot	Column II: Resellers net prices per square foot
		Cents	*Cents*
3, 5 or 6	32 or 33	48½	46½
2, 3, 4, 5 or 6	25 or 26	50	48
3, 4, 5 or 6	22 or 23	52½	50½
3, 4, 5 or 6	19 or 20	53½	51½
6	17	54½	52½
5	17	55	53
6	14	57½	55½

(2) *Direct cast-iron wall radiation.*

Size in square feet	Type	Column I: Manufacturers sheet prices per sq foot	Column II: Resellers net prices per sq. foot
		Cents	*Cents*
11	A	50	48
11	B	49	47
8	A	54½	52½
8	B	53½	51½
6	A	54½	52½
	2 sq. ft. sections	49	47
Crane Co. assembled wall radiation.	1½ sq. ft. sections	53½	51½
	3 sq. ft. 35"	54½	52½
Columbia assembled wall radiation.	2½ sq. ft. 32"	53½	53½
	2 sq. ft. 26"	56½	54½
	1½ sq. ft. 20"	57½	55½

(3) *Direct cast-iron hospital radiation.*

Height in inches	Column I: Manufacturers sheet prices per square foot	Column II: Resellers net prices per square foot
	Cents	*Cents*
36, 37 or 38	52½	50½
30 or 32	53½	51½
26	55	53
23	57½	55½
20	58½	56½

(4) *Other cast-iron radiation.*

Manufacturer	Style	Size of section in inches	Square feet per section	Column I: Manufacturers' sheet prices per square foot	Column II: Resellers' net prices per square foot
				Cents	*Cents*
American Radiator & Standard Sanitary Corp.	Sunrad	23 x 7¼	3	57½	55½
	do	20 x 5	2	57½	55½
Burnham Boiler Corp.	Radiant	23 x 7¼	3⅛	57½	55½
	do	20 x 5	2¼	57½	55½
Columbia Radiator Co.	Comfort panel	20 x 7½	3	55½	53½
	do	20 x 5	2 13/100	55½	53½
Richmond Radiator Co.	Richvar	20 x 7½	3	55½	53½
	do	20 x 5	2 13/100	55½	53½
United States Radiator Corp.	Sunray #6		2 3/10	57½	55½
	Sunray #5		1 9/10	57½	55½

2. Section 1346.268 (a) (2) is amended to read as follows:

(2) *Transportation and delivery charges*—(i) *General provisions.* The maximum prices for sales by manufacturers, calculated in accordance with subparagraph (1) above, are priced at the point of delivery, except as provided below. If shipment is by rail, water, or by rail and water, the point of delivery is the railroad siding or unloading dock nearest the point designated by the purchaser. In the case of shipment by common or contract motor carrier, the point of delivery is the point designated by the purchaser. If the purchaser picks up his purchase at the manufacturer's warehouse, the warehouse platform shall be the point of delivery.

(*a*) *Shipments of 200 pounds or more from point of manufacture.* On shipment of 200 pounds or over, the manufacturer shall bear all actual transportation charges from the point of manufacture to the delivery point up to but not exceeding 60 cents per cwt. computed to the nearest point for which a carload freight rate is published. Freight charges which actually exceed an amount so computed may be passed to and collected from the purchaser. Any charges made in accordance with this subsection (*a*) must be shown as a separate item on the purchaser's invoice.

(*b*) *Shipments of less than 200 pounds from point of manufacture.* On shipments of less than 200 pounds the manufacturer need not absorb any transportation charges. He may pass on to and collect from the purchaser all transportation charges from the point of manufacture to the delivery point or to the purchaser's designated job site, regardless of the type of carrier used.

(*c*) *Delivery charges from manufacturer's warehouse to the purchaser's designated job site.* If it was the practice of the manufacturer to make a delivery charge on less than carload shipments for delivery from his warehouse to the purchaser's designated job site, the manufacturer shall continue such practice in accordance with the following rules:

(*1*) If, on October 1, 1941, it was the practice of a manufacturer to move shipments from his warehouse to the purchaser's designated job site for certain classes of purchasers free, he must continue to make such shipments for such classes of purchasers without charge.

(*2*) However, if, on October 1, 1941, the manufacturer made a charge for shipments from his warehouse to the purchaser's designated job site for certain classes of purchasers, the manufacturer may now make a charge for such deliveries to such classes of purchasers at not more than the rates which were in effect on October 1, 1941.

(*3*) Any charges made in accordance with this paragraph (c) must be shown as a separate item on the purchaser's invoice.

3. In § 1346.268 a new paragraph (f) is added to read as follows:

(f) (*1*) *Manufacturers maximum prices.* Notwithstanding any other provision of this section, and on and after May 21, 1946, the maximum price of a manufacturer for his sale to each class of purchaser for any cast-iron boiler covered by this regulation shall be determined by increasing the maximum price which he had in effect to such class of purchaser on May 20, 1946, by 15 percent.

(*2*) *Resellers' maximum prices.* On and after May 21, 1946, the maximum price for the sale by a reseller of any cast-iron boiler covered by this regulation shall be determined by increasing his maximum price in effect to each class of purchaser on May 20, 1946, by the percentage amount by which the manufacturer of the boiler has increased his maximum price pursuant to subparagraph (1) above.

(*3*) *Notification by manufacturer.* Any manufacturer modifying his maximum price in accordance with this paragraph shall notify each of his purchasers, in writing, at or before the issuance of the first invoice at the adjusted price of either the percentage by which he has increased his net price for the commodity or of the increased list price which remains subject to the functional discounts in effect to each class of purchaser during March 1942.

(*4*) *Reporting provisions, manufacturers.* Any manufacturer who increases his maximum price as permitted under this section shall within 10 days after such a price has been increased submit to the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., a report stating the following:

(i) Plate number or other identification for each commodity whose price has been increased.

(ii) Its maximum price in effect just prior to the increase authorized by this paragraph.

(iii) Its maximum price in accordance with this paragraph

(iv) The percentage increase in net prices for the commodity or the new list prices and the functional discounts to each class of purchaser, whichever method is used to effect the increase pursuant to this paragraph.

This amendment shall become effective May 21, 1946.

NOTE: The reporting requirements of this Amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 21st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8515; Filed, May 21, 1946; 11:30 a. m.]

PART 1305—ADMINISTRATION

[SO 129, Corr. to Amdt. 18]

EXEMPTION AND SUSPENSION FROM PRICE CONTROL OF MACHINES, PARTS, INDUSTRIAL MATERIALS AND SERVICES

In section 11 (a) of Supplementary Order 129, the item "Post and rail (hurdle type) fencing . . ." is corrected to read as follows:

Post and rail (hurdle type) fencing made from split or round locust, chestnut, Tennessee red cedar or white cedar logs.

Issued this 20th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8484; Filed, May 20, 1946; 4:43 p. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[FPR 2, Amdt. 11 to Rev. Supp. 2]

OATS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

The table in section 11 (b) (2) is amended to read as follows:

Base points:	*Cents per bushel*
Buffalo, N. Y.	92
Minneapolis, Minn.	85
Portland, Oreg.	84
Boston, Mass.	99

This amendment shall become effective May 20, 1946.

Issued this 20th day of May 1946.

PAUL A. PORTER,
Administrator.

Approved: May 17, 1946.

N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 46-8480; Filed, May 20, 1946; 4:43 p. m.]

PART 1360—MOTOR VEHICLES AND MOTOR VEHICLE EQUIPMENT

[MPR 452, Amdt. 13]

MANUFACTURERS' MAXIMUM PRICES FOR AUTOMOTIVE PARTS

Correction

In Federal Register document 46-6957, appearing at page 4604 of the issue for Friday, April 26, 1946, the sixth line of section 14c (a) should read: "greater than the net maximum price".

PART 1364—FRESH CURED AND CANNED MEATS AND FISH

[MPR 355, Amdt. 38]

RETAIL CEILING PRICES OF BEEF, VEAL, LAMB AND MUTTON CUTS AND ALL VARIETY MEATS AND EDIBLE BY-PRODUCTS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Maximum Price Regulation No. 355 is amended in the following respects:

1. In section 9 the second sentence, commencing "On all sales made after July 26, 1944", is amended, by inserting the word "grade", to read as follows: "On all sales to hotels, restaurants, institutions and other eating places selling or furnishing meals, you likewise must keep records and give receipts to each respective purchaser, showing the name and address of each such purchaser, the date of each purchase, your name and address, the component items of each order including the name, weight and grade of each retail meat cut, variety meat item or edible by-product and miscellaneous beef item sold and the price charged therefor."

2. In section 22(a) the following changes are made:

a. The price in the "B or Commercial" column for item 3, Flank meat, under Part VIII under "Veal" is amended by inserting "28" in place of "29" cents.

b. The price in the "A or Good" column for item 2, Neck (bone-in) under Part XIII under "Lamb and Mutton" is amended by inserting "21" in place of "24" cents.

3. In section 22 (b) (1) the following changes are made:

a. The price in the "D or Cutters and Canners" column for item 4, Flank beef (whole) under Part V under "Beef" is amended by inserting "11" in place of "12" cents.

b. The price in the "D or Cutters and Canners" column for item 7, Short plate (whole), under Part V under "Beef" is amended by inserting "11" in place of "12" cents.

c. The name of item 9 under Part V under "Beef" is amended by inserting "Shank (whole)" in place of "Chuck (whole)".

d. The price in the "D or Cutters and Canners" column for item 9, "Shank (whole)" under Part V under "Beef" is amended by inserting "10" in place of "11" cents.

e. The price in the "C or Utility" column for item 2, "Rib Chops" under Part XI under "Lamb and Mutton" is amended by inserting "37" in place of "36" cents.

f. The price in the "C or Utility" column for item 3, "Leg or sirloin chops" under Part XI under "Lamb and Mutton" is amended by inserting "37" in place of "36" cents.

g. The price in the "C or Utility" column for item 2, "Sirloin roast (bone-in)" under Part XII under "Lamb and Mutton" is amended by inserting "37" in place of "36" cents.

4. In section 22 (d) (1) the following changes are made:

a. The price in the "B or Commercial" column for item 9, "English cut", under Part II under "Beef" is amended by inserting "24" in place of "25" cents.

b. The price in the "D or Cutters and Canners" column for item 8, "Brisket (whole)", under Part V under "Beef" is amended by inserting "12" in place of "11" cents.

c. The price in the "R or Utility and Culls" column for item 2, "(Rib Chops)" under Part XI under "Lamb and Mutton" is amended by inserting "14" in place of "13" cents.

d. The price in the "R or Utility and Culls" column for item 3, "Leg or sirloin chops" under Part XI under "Lamb and Mutton" is amended by inserting "14" in place of "13" cents.

e. The price in the "R or Utility and Culls" column for item 8, "Rib" under Part XII under "Lamb and Mutton" is amended by inserting "14" in place of "13" cents.

5. In section 22 (f) (1) the following changes are made:

a. The price in the "R or Utility and Culls" column for item 2, "Rib Chops", under Part XI under "Lamb and Mutton" is amended by inserting "14" in place of "13" cents.

b. The price in the "R or Utility and Culls" column for item 3, "Leg of sirloin chops", under Part XI, under "Lamb and Mutton", is amended by inserting "14" in place of "13" cents.

6. In section 22 (h) (1) the name of item 5 under Part III, under "Beef", is amended to read "Brisket (boneless) (fresh and cured) (deckle on)."

7. In section 22 (j) (1) the following changes are made:

a. The price in the "D or Cutter and Canners" column for item 8, "Brisket (whole)", under Part V, under "Beef" is amended by inserting "11" in place of "12" cents.

b. The price in the "B or Commercial" column for item 2, "Rump and sirloin (boneless)" under Part VII, under "Veal", is amended by inserting "38" in place of "37" cents.

8. In section 22 (l) (1) the following changes are made:

a. The prices for Part IV, "Ground Beef", in all the price columns are amended by inserting "26" cents.

b. The figure "V" is inserted immediately before "Wholesale Cuts" and the figure "26" appearing in the price columns opposite "Wholesale Cuts" is deleted.

9. In section 22 (n) the prices in the "D or Cull" column for the following items are amended as follows:

a. The price for item 3, "Flank meat", under Part VIII, under "Veal' is amended by inserting "19" in place of "18" cents.

b. The price for item 5 "Neck (boneless)", under Part VIII, "Veal" is amended by inserting "19" in place of "18" cents.

c. The price for item 7, "Shank and Heel meat (boneless) (hind and fore)" under Part VIII under "Veal" is amended by inserting "19" in place of "18" cents.

10. In section 22 (n) (1) the price in the "B or Commercial" column for item 9, "English Cut", under Part II under "Beef", is amended by inserting "24" in place of "25" cents.

11. In section 22 (p) the price in the "C or Utility" column for item 10, "Round", under part VII under "Veal", is amended by inserting "34" in place of "32" cents.

12. In section 22 (t) (1) the price in the "C or Utility' columns for item 3, "Shoulder chops (arm and blade)" under Part VI, under "Veal" is amended by inserting "21" in place fo "31" cents.

13. In section 22 (v) (1) the following changes are made:

a. The price in the "AA or Choice" column for item 2, "Loin", under Part XV under "Lamb and Mutton" is amended by inserting "34" in place of "37" cents.

b. The price in the "A or Good" column for item 3 "Hotel rack" under Part XV under "Lamb and Mutton", is amended by inserting "31" in place of "35" cents.

14. In section 22 (w) the price in the "C or Utility" column for item 1, "Loin Chops" under Part XI under "Lamb and Mutton", is amended by inserting "49" in place of "59" cents.

15. In section 22 (x) (1) the following changes are made:

a. The price in the "A or Good" column for item 2, "Rib Chops" under Part VI, under "Veal", is amended by inserting "38" in place of "37" cents.

b. The price in the "AA or Choice" column for item 5, "Sirloin Steaks or Chops", under Part VI, "Veal", is amended by inserting "37" in place of "36" cents.

c. The price in the "A or Good" column for item 2, "Rump and sirloin (boneless)", under Part VII, under "Veal" is amended by inserting "45" in place of "42" cents.

16. Parts V, IX and XIII of paragraphs (a) (b) (c) (d) (e) (f) (g) (h) (i) (j) (k) and (l) of section 30 are amended by the addition of the following words immediately preceding the numbered items listed in each: "[Note: may not be sold to other retailers.]"

This amendment shall become effective May 26, 1946.

NOTE: The record-keeping and reporting requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 21st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8516; Filed, May 21, 1946; 11:30 a. m.]

PART 1388—DEFENSE-RENTAL AREAS

[Housing, New York City, Including Amdts. 1–26[1] Corr.]

HOUSING IN NEW YORK CITY AREA

The sixth and seventh unnumbered paragraphs of section 5 are corrected to read as follows:

In cases under paragraph (a) (12) of this section, the adjustment in the maximum rent shall be in the amount the Administrator finds necessary to relieve the substantial hardship: *Provided*, That the adjustment shall not result in a maximum rent higher than the rent generally prevailing in the defense-rental area for comparable housing accommodations on March 1, 1943.

In cases under paragraph (c) (9) of this section, the adjustment in the maximum rent shall be in the amount the Administrator finds warranted by the modification or elimination of the necessity for the increase in the maximum rent granted under paragraph (a) (12) of this section: *Provided*, That no decrease shall be ordered in an amount greater than the adjustment ordered under paragraph (a) (12) of this section.

This correction shall be issued and effective May 20, 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–8483; Filed, May 20, 1946; 4:42 p. m.]

PART 1388—DEFENSE-RENTAL AREAS

[Hotels and Rooming Houses, Amdt. 80]

HOTELS AND ROOMING HOUSES

Correction

In the table in Federal Register document 46–7186, appearing at page 4730 of the issue for Wednesday, May 1, 1946, the maximum rent date for Item 169a should read: "July 1, 1945".

PART 1400—TEXTILE FABRICS: COTTON, WOOL, SILK, SYNTHETICS AND ADMIXTURES

[MPR 127,[2] Amdt. 48]

FINISHED PIECE GOODS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Maximum Price Regulation No. 127 is amended in the following respect:

Section 1400.82 (b) (11) is amended to read as follows:

(11) The 5% premium provided in section (3a) of Supplementary Order 131 shall be deducted from the basic grey goods cost and producers, in applying subparagraph (2) above, shall make the required reduction of 3% from the maximum price exclusive of the premium, on all deliveries of finished piece goods, if such goods are finished from grey goods which producers are required to set aside pursuant to, and for the uses specified in, Supplementary Order No. M–317A as amended, issued by the Civilian Production Administration on April 1, 1946.

This amendment shall become effective May 21, 1946.

Issued this 21st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–8514; Filed, May 21, 1946; 11:29 a. m.]

PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[Restriction Order 18]

CEREALS AND CEREAL PRODUCTS IN PUERTO RICO

Preamble: The United States Department of Agriculture Restriction Orders governing cereals and cereal products in the Mainland will result in a decrease in the importation of these products to Puerto Rico. To provide for an adequate and equitable distribution of the cereals and cereal products available it is necessary to obtain information concerning the importation, stocks, and sales of these products.

Article I—General Provisions

Sec.
1.1 The Director is authorized to require reports and records.

Article II—Exceptions

2.1 Exemptions to the provisions of this order.

Article III—Prohibitions

3.1 False statements or entries.
3.2 Offer, attempt or agreement to violate.

Article IV—Enforcement

4.1 Criminal prosecutions.
4.2 Suspension orders.

Article V—Scope of the Order

5.1 Territorial limitations.

Article VI—Definitions

6.1 Meaning of the terms as used in this order.

AUTHORITY: § 1407.312 issued under Pub. Law 671, 76th Cong., as amended by Pub. Law, 89, 77th Cong., by Pub. Law 507, 77th Cong. and by Pub. Law 421, 77th Cong.; WPB Dir. 1; 7 F.R. 562; WPB Supp. Dir. 1–J; 7 F.R. 8731; WFO 56, 9 F.R. 4319, WFO 68, 9 F.R. 4319, 2nd Rev. Gen. Order 20, 8 F.R. 10917.

Article I—General Provisions

SECTION 1.1 *The Director is authorized to require reports and records.* Whenever the Director deems it necessary, he may, by written order, request any person dealing in cereals or cereal products, and such person when so requested must submit to the Office of Price Administration at San Juan, Puerto Rico, and keep at his establishment for inspection, any information, documents, reports, or records, concerning the importation, shipments, production, inventories, stocks, or sales, of any cereals or cereal products.

Article II—Exceptions

SEC. 2.1 *Exceptions to the provisions of this order; exempt agencies.* The provisions of this order shall not apply to the Army and Navy of the United States, United States Maritime Commission, the Panama Canal, the Coast and Geodetic Survey, The Coast Guard, the Civil Aeronautics Authority, the National Advisory Commission for Aeronautics and the Office of Scientific Research and Development.

Article III—Prohibitions

SEC. 3.1 *False statements or entries.* No person shall alter or falsify any statement, document, report, or record, conceal or fail to disclose any fact, statement or information in any document, report, or record required to be made or kept, furnished or disclosed by this order.

SEC. 3.2 *Offer, attempt or agreement to violate.* No person shall offer, attempt, or agree to violate the provisions of this order.

Article IV—Enforcement

SEC. 4.1 *Criminal prosecution.* Any person who wilfully performs any act prohibited or wilfully fails to perform any act required by any of the provisions of this order may, upon conviction, be fined not more than $10,000 or imprisoned for not more than one year, or both, and shall be subject to such other penalties or actions as may be prescribed by all applicable statutes.

SEC. 4.2 *Suspension order.* Any person who violates this order or any order issued hereunder may be prohibited by suspension order from receiving or making any transfers of cereals or cereal products. Proceedings for suspension orders shall be governed by the provisions of Revised Procedural Regulation No. 4, issued by the Office of Price Administration.

Article V—Scope of the Order

SEC. 5.1 *Territorial limitation.* This order shall apply in Puerto Rico.

Article VI—Definitions

SEC. 6.1 *Meaning of the terms as used in this order.* (a) "Director" means the Territorial Director of the Office of Price Administration for Puerto Rico or any person duly authorized to act in his place.

(b) "Person" includes an individual, partnership, corporation, association, any other organized group of persons, any government or any of its political subdivisions and any agency of any of the foregoing.

(c) "Cereals" mean the grains commonly known as such and used for food.

(d) "Cereal product" means any processed food commodity containing any amount of cereal.

This order shall become effective at 12:01 a. m. on May 14, 1946.

NOTE: The record keeping and reporting requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 15th day of May 1946.

SAM GILSTRAP,
Territorial Director for Puerto Rico.

Approved:

M. S. BURCHARD,
Acting Regional Administrator, Region IX.

[F. R. Doc. 46–8535; Filed, May 21, 1946; 11:29 a. m.]

PART 1413—LUMBER PRODUCTS

[MPR 601, Amdt. 2]

SOFTWOOD MOULDINGS

A statement of the considerations involved in the issuance of this regulation, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 601 is amended in the following respects:

1. In section 6 (a) Table 1 is amended to read as follows:

TABLE 1.—LIST PRICES FOR SMALL SIZES OF MOULDINGS IN STRAIGHT CAR SHIPMENTS IN SPECIES COVERED BY RMPR 94

(Per 100 lineal feet)

Finished widths in inches	Finished thicknesses in inches					
	¼ and thinner	9/32	5/16	¾	7/16	½
¾ and narrower	$0.65	$0.70	$0.75	$0.80	$0.85	$0.90
¾	.75	.80	.85	.90	.95	.95
1	.80	.85	.85	.95	1.00	1.20
1⅛	.85	.90	.95	1.00	1.10	1.20
1¼	.90	.95	1.00	1.10	1.30	1.45
1⅜	.95	1.00	1.05	1.20	1.40	1.50
1½	.95	1.05	1.15	1.30	1.55	1.60
1⅝	1.15	1.20	1.25	1.40	1.70	1.80
1¾	1.20	1.25	1.30	1.55	1.85	1.90

2. In section 6 (a) the following change as made in Table II: The thickness ⅞" is deleted from columns 3 and 4 and inserted in column 5.

3. Section 6 (b) is amended to read as follows:

(b) *Size tolerances.* A thickness tolerance no greater than 1/64" is permissible in size and pattern for items priced in Table 1. For items priced in Table II, the permissible tolerance is 1/64" for items priced in Columns 1 and 2, and 1/32" for items priced in Columns 3, 4, 5, 6, 7, 8, and 9 except for thicknesses in odd thirty-seconds of an inch, such as 23/32", 25/32", 27/32", 29/32", etc., in which case the items must be a full size.

Where mouldings are scant beyond the permissible tolerance, the list price for the next smaller thickness shall be used.

4. Sections 18 (b), (c) and (d) are amended to read as follows:

(b) *Maximum prices for standard mouldings*—(1) *Straight cars.* A "straight car" of Western Pine moulding is a shipment of mouldings whose aggregate list prices total at least $3,000.00.

The maximum prices f. o. b. mill for a direct mill shipment in straight car quantities for Standard Western Pine Mouldings in lengths 4' to 20', not over 15 percent under 10' with each length bundled separately are as follows:

The list prices in Table I of Section 6 for the sizes listed in the table less the following discounts:

For patterns with list prices under $0.95—discount 40½%.
For patterns with list prices $0.95 and over—discount 35½%.
For sizes not listed in Table I, the list prices in Table II of section 6, less the following discounts:

Item	Discount for list prices under $2	Discounts for list prices $2 and over
	Percent	*Percent*
Casing and base 3½" and wider, ¾" thick		20½
Other mouldings:		
7/16" or less in thickness	40½	33½
1/2" thickness	38½	31½
9/16" in thickness	34½	27½
5/8" and 11/16 in thickness	30½	23½
¾" in thickness	28½	21½
25/32" in thickness	25½	18½
13/16" in thickness	23½	16½
⅞" or over in thickness		25½

(2) *Other shipments.* The maximum prices f. o. b. mill for a direct mill shipment, other than a straight car shipment, for Standard Western Pine mouldings in lengths 4' to 20', not over 15 percent under 10' with each length bundled separately, are the list prices in Table II of section 6 less the following discounts:

Casing and base 3½" and wider, ¾" thick—discount 18½%.
Other mouldings:
List prices under $2.00—discount 24½%.
List prices $2.00 and over—discount 19½%.
For 25/32" other than S4S items shorten discount 3 points.
For 13/16" other than S4S items shorten discount 5 points.

(c) *Maximum prices for special mouldings.* The maximum prices f. o. b. mill for a direct mill shipment of Special Western Pine Mouldings shall be as follows:

(1) For the following house mouldings: crown moulding; bed moulding; cove moulding; brick moulding; quarter, half and full rounds; window and door stops; nosing; screen moulding; S4S screen stock; panel moulding; band moulding; cornice moulding; hook strips; corner bead; chair rail; shelf cleat; picture moulding; panel strips; casing, base and apron; stools; lattice; drip cap and water table; back band; cap trim; floor and base moulding; astragals; and baluster stock, use the same prices as provided in section 18 (b) above.

(2) For all other special mouldings, such as industrial mouldings including cabinet mouldings, etc., the following prices apply depending on quantities:

In quantities of more than 10,000 lineal feet per item, lengthen the discounts for Standard mouldings by 8½ points.

In quantities of 3,000 to 10,000 lineal feet per item, lengthen the discounts for Standard mouldings by 7½ points.

In quantities of 500 to 3,000 lineal feet per item, shorten the discount for Standard mouldings by 1½ points.

In quantities of less than 500 lineal feet of one pattern, shorten the discount for Standard mouldings by 1½ points and add a setup charge of $2.50.

(d) *Deductions and additions to maximum prices.* Additions permitted under this paragraph may be made only when the item or service is specifically ordered by the buyer and shipped by the seller.

(1) *Species.* For Sugar Pine, the discounts may be shortened 5 points.

For Idaho White Pine, the discounts may be shortened 10 points.

For all other species covered by RMPR 94, lengthen the discount 5 points.

(2) *Rabbeting or grooving.* For rabbeting or grooving any backbands or sash stock, 25¢ may be added to the list price for one rabbet or groove and 50¢ may be added to the list price for two or more rabbets and/or grooves. Charges for rabbeting or grooving of other mouldings must be approved under section 7.

(3) *Length.* For specified lengths, the discounts may be shortened 5 points.

For all 10' to 16' lengths, the discounts may be shortened 3 points.

For all 10' to 16' even lengths, the discounts may be shortened 5 points.

For all even lengths, the discounts may be shortened 1 point.

For cut to lengths, under 5', the discounts must be lengthened 2 points.

For cut to lengths 5' to 10', the discounts may be shortened 3 points.

For cut to specified lengths 10' and over, the discounts may be shortened 5 points.

For short mouldings in excess of the 15 percent allowed in random length shipments or short lengths only, the discounts must be lengthened 10 points. (This does not apply when mouldings are ordered cut to length.)

(4) *Sub-standard mouldings.* For sub-standard mouldings, the discounts must be lengthened 10 points, except that for mouldings which are sub-standard only on account of stain, the seller must lengthen discounts only 5 points.

(5) *Packing and wrapping.* For carton packing or paper wrapping, the basic discounts may be shortened 5 points.

5. A new section 25a "Western Pine Moulding Adjustments" is added to the regulation to read as follows:

SEC. 25a. *Western Pine moulding adjustments.* The discounts for jobber sales of Western Pine mouldings set forth in sections 26 to 45, inclusive, shall be subject to the following adjustments:

For all standard mouldings, shorten discounts in the applicable section 12½ points.

For the following special house mouldings shorten discounts in the applicable section 12½ points:

Crown moulding.
Bed moulding.
Cove moulding.
Brick moulding.
Quarter, half and full rounds.
Window and door stops.
Nosing.
Screen moulding.
S4S screen stock.
Panel moulding.
Band moulding.
Cornice moulding.
Hook strips.
Corner bead.
Chair rail.
Shelf cleat.
Picture moulding.
Panel strips.

[1] 11 F.R. 4583.
[2] 10 F.R. 14507, 15006; 11 F.R. 1783, 2075, 2224, 2986, 3863, 14628, 4339, 4541.

Casing, base and apron.
Stools.
Lattice.
Drip cap and water table.
Back band.
Cap trim.
Floor and base moulding.
Astragals.
Baluster stock.

For all other special mouldings, including all industrial mouldings, shorten the discounts in the applicable section by 4 points.

6. The following changes are made in the table of discounts in paragraph (a) (2) of section 26–45, inclusive:

a. The fourth line, commencing with the item ⅝", is deleted.

b. In the fifth line, the item "11/16"" is amended to read "⅝" and "11/16"".

c. In the seventh line, "Casing and base 3½" and wider" is amended to read "¾" casing and base 3½" and wider".

d. The tenth line, commencing with the item ⅞", is deleted.

e. In the eleventh line, the item "1" and over" is amended to read "⅞" and over".

7. Section 46 is amended to read as follows:

SEC. 46. *Maximum prices for dealer sales.* The maximum prices for all dealer sales of softwood mouldings covered by this regulation shall be for each seller his individual prices for each item as established under the General Maximum Price Regulation adjusted to reflect the dollar-and-cents increase authorized at the manufacturing level by an OPA action subsequent to April 1, 1946, except that a reseller who qualifies as a dealer, need not sell any item of moulding covered by this regulation at less than 25% above his acquisition costs, nor less than the prices established for jobber sales in his area.

This amendment shall become effective May 21, 1946.

Issued this 21st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–8517; Filed, May 21, 1946; 11:30 a. m.]

PART 1439—UNPROCESSED AGRICULTURAL COMMODITIES

[2d Rev. MPR 487, Amdt. 13]

WHEAT

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Second Revised Maximum Price Regulation 487 is amended in the following respects:

1. Section 3.2 (d) (1) is amended to read as follows:

(1) *Area A.* The base price per bushel for any wheat, bulk, at any interior rail point in Area A shall be that terminal base price specified herein, which, less transportation charges at the lowest published domestic carload rail transportation rate from that interior rail point to that terminal base point, will result in the highest price at said interior rail point, except that where the Atlanta terminal base price is used to compute the base price at any interior point the price per bushel set forth in Table I shall be reduced by the amount of the reduction in the freight rate (plus transportation tax) per bushel from said interior point to Atlanta, Georgia, provided for by Interstate Commerce Commission Order, 259 I. C. C. 629, effective May 15, 1946.

2. Section 4.4 (a) (2) is amended to read as follows:

(2) If the wheat has moved into a terminal basing point, you may use the terminal base point price in calculating your maximum price in lieu of your supplier's maximum price and add to it (i) all previously allowable added markups and elevation charges, (ii) your transportation cost from the terminal base point to the point of delivery and (iii) a markup of 1½ cents per bushel, except that the terminal base point price at Atlanta shall be reduced by the amount of the reduction in the freight rate (plus transportation tax) per bushel from the point of origin of the wheat being sold to Atlanta, provided for by Interstate Commerce Commission Order, 259 I. C. C. 629, effective May 15, 1946.

This amendment shall become effective May 20, 1946.

Issued this 20th day of May 1946.

PAUL A. PORTER,
Administrator.

Approved: May 17, 1946.

N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 46–8482; Filed, May 20, 1946; 4:44 p. m.]

PART 1499—COMMODITIES AND SERVICES

[SR 14F, Amdt. 16]

HAWAIIAN MOLASSES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 35 of Supplementary Regulation 14F is amended by adding a new paragraph (d) to read as folows:

(d) The maximum prices established by paragraphs (b) and (c), may be increased as follows:

	Per ton
Loaded in trucks, 5 tons to 20 tons, inclusive	$0.25
Loaded in trucks, less than 5 tons	.50
Loaded in drums (600 lbs. each) drums extra	6.33

This amendment shall become effective May 26, 1946.

Issued this 21st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–8513; Filed, May 21, 1946; 11:29 a. m.]

TITLE 36—PARKS AND FORESTS

Chapter I—National Park Service

PART 31—RULES AND REGULATIONS GOVERNING THE PROCEDURE AND BUSINESS OF THE NATIONAL PARK TRUST FUND BOARD

DONATIONS AND DISPOSITION OF INCOME

Pursuant to the authority contained in the act of July 10, 1935 (49 Stat. 477), Part 31, Chapter I, Title 36, Code of Federal Regulations, is amended in the following particulars:

1. Section 31.4 is amended to read as follows:

§ 31.4 *Donations.* Trust funds in the form of money, securities, or other personal property may be given or bequeathed to the Board in form substantially as follows: "To the National Park Trust Fund Board, to be expendable, principal and interest, for the benefit of, or in connection with, the National Park Service, its activities, or its services, as may be approved by the Board." The donor may specify a particular purpose or purposes for which the gift or bequest is made: *Provided, however,* That the Board may reject any gift or bequest which entails any terms or conditions unacceptable to the Board.

2. Section 31.6 is revoked.

(49 Stat. 477; 16 U.S.C. 19)

Issued this 29th day of January 1946.

NATIONAL PARK TRUST FUND BOARD,
HAROLD L. ICKES, *Member.*
JOSEPH J. O'CONNELL, JR., *Member.*
J. HORACE MCFARLAND, *Member.*
NEWTON B. DRURY, *Member.*

[F. R. Doc. 46–8507; Filed, May 21, 1946; 10:12 a. m.]

TITLE 47—TELECOMMUNICATION

Chapter I—Federal Communications Commission

[Order 133]

PART 2—GENERAL RULES AND REGULATIONS
PART 5—EXPERIMENTAL RADIO SERVICES
PART 10—EMERGENCY RADIO SERVICES
PART 11—MISCELLANEOUS RADIO SERVICES
PART 13—COMMERCIAL RADIO OPERATORS
PART 16—RAILROAD RADIO SERVICE

WAIVER OF REQUIREMENTS FOR OPERATOR LICENSES

MAY 10, 1946.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 10th day of May 1946;

Whereas, section 318 of the Communications Act of 1934, as amended, provides that the operation of the transmitting apparatus of licensed radio stations may be carried on only by persons holding an operator's license issued by this Commission; and

Whereas, the Commission is authorized to waive the provisions of said section 318 in certain cases, provided the Commission shall find that the public interest, convenience, or necessity will be thereby served; and

Whereas, there has been a tremendous increase in the volume of applications filed for non-broadcast station authorizations involving very large numbers of police, fire, forestry, railroad, provisional, geological and other portable and mobile station units; and

Whereas, the improved frequency stability characteristics and low power of transmitting equipment presently used in portable and mobile units make the possibility of interference to other radio services remote; and

Whereas, it appears that a waiver of the provisions of section 318 of the Communications Act so as to permit the operation, without operator licenses, of mobile and portable radio transmitting equipment of the kind and upon the conditions described below will facilitate and promote the use of radio in many important services and thus serve the public interest, convenience and necessity;

It is ordered, That, subject to the conditions hereinafter stated, the provisions contained in section 318 of the Communications Act of 1934, as amended, be and they are hereby waived, insofar as such provisions require any person to hold an operator's license in order to operate the various classes of mobile or portable radio transmitting apparatus authorized for use in the Emergency, Miscellaneous, Railroad and Experimental Services (Parts 5, 10, 11 and 16 of the Commission's rules); *Provided, however:*

1. The terms of this order shall not apply to any portable or mobile station using radiotelegraphy employing manual operation.

2. The terms of this order shall not apply to any portable or mobile station operating on frequencies below 25 megacycles unless such operation is subject to control by a licensed operator of the associated land station operated by the same licensee.

3. The terms of this order shall not apply to any portable or mobile stations in the Experimental Service looking to common carrier operation on a regular basis other than in the General Mobile Radio Service.

4. The terms of this order shall not be construed to authorize any person not holding a proper operator license issued by this Commission to make adjustments to any radio transmitter.

It is further ordered, That the provisions of Parts 2 and 13 of the Commission's rules, to the extent that they are inconsistent with the provisions of this order, be, and they are hereby, suspended.

It is further ordered, That this order shall become effective June 1, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46–8474; Filed, May 20, 1946; 12:13 p. m.]

[Order 130–G]

PART 12—AMATEUR RADIO: STATIONS AND OPERATORS

FREQUENCY BANDS

At a session of the Federal Communications Commission held at its offices in Washington, D. C. on the 9th day of May 1946;

Whereas, by Order No. 130–A, dated November 14, 1945, as amended by Order No. 130–B, dated January 16, 1946, and as further amended by Order No. 130–C, dated February 20, 1946, and as further amended by Order No. 130–D, dated March 13, 1946, and as further amended by Order No. 130–E, dated March 29, 1946, the Commission made available for amateur station operation certain frequency bands; and

Whereas, the frequency band 3500 to 3625 Kc. is now available for amateur station operation; and

Whereas, all frequencies above 30,000 Mc. are now available for amateur station operation for experimental use; and

Whereas, it is desirable to authorize pulse type and AO emissions for amateur station operation above 1215 Mc:

It is hereby ordered, That the second ordering clause of Order No. 130–A (as amended by Orders Nos. 130–B, 130–C, 130–D, and 130–E, be and it is hereby further amended to read as follows:

2. (a) The following frequency bands are available for use for amateur station operation, subject to the limitations and restrictions set forth herein:

(1) 3500 to 4000 Kc., using type A1 emission, and, on frequencies 3900 to 4000 Kc., type A3 emission, subject to the restriction that A3 emission may be used only by an amateur station which is licensed to an amateur operator holding Class A privileges and then only when operated and controlled by an amateur operator holding Class A privileges. Use of this band is restricted to amateur stations within the continental limits of the United States, the Territory of Alaska, Puerto Rico, and the Virgin Islands.

(2) 27.185 to 27.455 Mc., using types A0, A1, A2, A3 and A4 emissions, and also special emissions for frequency modulation (radiotelephone transmissions and radiotelegraph transmissions employing carrier shift or other frequency modulation techniques). This band is subject to use also for operation of scientific, industrial and medical apparatus.

(3) 28.0 to 29.7 Mc., using type A1 emission.

(4) 28.1 to 29.7 Mc., using type A3 emission.

(5) 29.0 to 29.7 Mc., using special emission for frequency modulation (radiotelephone transmissions and radiotelegraph transmissions employing carrier shift or other frequency modulation techniques).

(6) 50.0 to 54.0 Mc., using types A1, A2, A3 and A4 emissions and, on frequencies 52.5 to 54.0 Mcs., special emission for frequency modulation (radiotelephone transmissions and radiotelegraph transmissions employing carrier shift or other frequency modulation techniques).

(7) 144 to 148 Mc., using types A1, A2, A3 and A4 emissions and special emissions for frequency modulation (radiotelephone transmissions and radiotelegraph transmissions employing carrier shift or other frequency modulation techniques). The portion of this band between 146.5 and 148 Mc shall not be used, however, by any amateur station located within 50 miles of Washington, D. C., Seattle, Washington, or Honolulu, T. H.

(8) 235 to 240 Mc., using types A1, A2, A3 and A4 emissions and special emissions for frequency modulation (radiotelephone transmissions and radiotelegraph transmissions employing carrier shift or other frequency modulation techniques).

(9) 420 to 430 Mc., using types A1, A2, A3, A4 and A5 emissions, and special emissions for frequency modulation (radiotelephone transmissions and radiotelegraph transmissions employing carrier shift or other frequency modulation techniques). Peak antenna power shall not exceed 50 watts.

(10) 1215 to 1295 Mc., 2300 to 2450 Mc., 5250 to 5650 Mc., 10,000 to 10,500 Mc., 21,000 to 22,000 Mc., and on any frequency or frequencies above 30,000 Mc., using on these frequencies types A0, A1, A2, A3, A4 and A5 emissions, special emissions for frequency modulation (radiotelephone transmissions and radiotelegraph transmissions employing carrier shift or other frequency modulation techniques), and pulse emissions.

(b) No frequencies other than those assigned in this order shall be used for amateur operation.

This order shall become effective 11 a. m. Eastern Standard Time, May 9, 1946.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46–8464; Filed, May 20, 1946; 12:13 p. m.]

Notices

FEDERAL COMMUNICATIONS COMMISSION.

[Docket Nos. 7543, 7544, 7545, 7546, 7547]

LIBERTY BROADCASTING CORP. ET AL.

ORDER DESIGNATING APPLICATIONS FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of Liberty Broadcasting Corporation, Atlanta, Georgia, for construction permit, File No. B3–PH–449, Docket No. 7543; Atlanta Journal Company, Atlanta, Georgia, for construction permit, File No. B3–PH–761, Docket No. 7544; J. W. Woodruff, Tr/as Atlanta Broadcasting Company, Atlanta, Georgia, for construction permit, File No. B3–PH–746, Docket No. 7545; Fred B. Wilson and Channing Cope d/b as Wilson and Cope, Atlanta, Georgia, for construction permit, File No. B3–PH–803, Docket No. 7546; Regents of the University System of Georgia, for and on behalf of Georgia School of Technology, Atlanta,

Georgia, for construction permit, File No. B3–PH–918, Docket No. 7547.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 22d day of April, 1946;

The Commission having under consideration the above-entitled applications for construction permit for new metropolitan FM broadcast stations in the Atlanta, Georgia, area; and

Whereas, it appears that a possible maximum of four metropolitan channels might be available in the vicinity of Atlanta;

It is ordered, That the above-entitled applications be designated for consolidated hearing upon the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant to operate and construct the proposed station.

2. To obtain full information with respect to the nature and character of the proposed program service.

3. To determine the areas and populations which may be expected to receive service from the proposed station.

4. To determine on a comparative basis which if any of the applications in this consolidated proceeding should be granted.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
WM. P. MASSING,
Acting Secretary.

[F. R. Doc. 46–8456; Filed, May 20, 1946; 12:11 p. m.]

[Docket Nos. 7538, 7539, 7540, 7541, 7542]

COLUMBIA BROADCASTING SYSTEM, INC., ET AL.

ORDER DESIGNATING APPLICATIONS FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of Columbia Broadcasting System, Inc., St. Louis, Missouri, Docket No. 7538, File No. B4–MPH–63; Globe-Democrat Publishing Company, St. Louis, Missouri, Docket No. 7539, File No. B4–PH–110; Unity Broadcasting Corporation of Missouri, St. Louis, Missouri, Docket No. 7540, File No. B4–PH–890; Mississippi Valley Broadcasting Company, East St. Louis, Illinois, Docket No. 7541, File No. B4–PH–416; Evangelical Lutheran Synod of Missouri, Ohio, and other States, Clayton, Missouri, Docket No. 7542, File No. B4–PH–902; for construction permits.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 22d day of April 1946;

The Commission having under consideration the above-entitled applications for construction permit for new metropolitan FM broadcast stations in the St. Louis, Missouri, area; and

Whereas, it appears that a possible maximum of four metropolitan channels might be available in the vicinity of St. Louis, Missouri;

It is ordered, That the above-entitled applications be designated for consolidated hearing upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant to operate and construct the proposed station.

2. To obtain full information with respect to the nature and character of the proposed program service.

3. To determine the areas and populations which may be expected to receive service from the proposed station.

4. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

5. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] WM. P. MASSING,
Acting Secretary.

[F. R. Doc. 46–8457; Filed, May 20, 1946; 12:11 p. m.]

[Docket No. 7519]

PEOPLES BROADCASTING CORP.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Peoples Broadcasting Corporation, Worthington, Ohio, for construction permit, Docket No. 7519, File No. B2–P–4663.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 10th day of April 1946;

The Commission having under consideration the application of Peoples Broadcasting Corporation (File No. B2–P–4663; Docket No. 7519) for a new standard broadcast station to be operated on 880 kc, with 5 kw power, daytime only, near Worthington, Ohio; and

It appearing, that the Commission on January 16, 1945 designated for hearing the application of The Eagle-Gazette Company (File No. B2–P–3700; Docket No. 6732) requesting a construction permit for a new standard broadcast station to operate on 880 kc, 1 kw, daytime only, at Lancaster, Ohio;

It is ordered, That the application of Peoples Broadcasting Corporation be and it is hereby designated for hearing in consolidation with the application of the Eagle-Gazette Company upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, its officers, directors, and stockholders, to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether such service would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing or proposed broadcast services and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast services to such areas and populations.

5. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46–8458; Filed, May 20, 1946; 12:12 p. m.]

[Docket No. 7564]

CALIFORNIA-NEVADA BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARINGS ON STATED ISSUES

In re application of California-Nevada Broadcasting Company, Vallejo, California, for construction permit, Docket No. 7564, File No. B5–P–4614.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 2d day of May 1946;

The Commission having under consideration the above application of California-Nevada Broadcasting Company for a construction permit for a new standard broadcast station using 850 kc, 250 w, Daytime, at Vallejo, California;

It is ordered, That said application be, and it is hereby, designated for hearing, on the following issues:

1. To determine the legal, technical, financial, and other qualifications of applicant, its officers, directors, and stockholders, to construct and operate the proposed station.

2. To determine the areas and populations which would gain or lose primary service through the operation of the proposed station and what other broadcast services are available to such areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with the service of station KTRB or with any other existing or proposed broadcast service, the nature and extent of any such interference, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

It is further ordered, That KTRB Broadcasting Company, Inc., licensee of station KTRB be, and it is hereby, made a party to their proceedings.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46–8459; Filed, May 20, 1946; 12:12 p. m.]

[Docket No. 7563]

ROSS & CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Ross & Co., a partnership consisting of Edmund Key III, Emerson H. Lee, Clark Ross; Jr. & John Morton Taylor, Marshall, Texas, for construction permit, Docket No. 7563, File No. B3–P–4477.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 2d day of May 1946;

The Commission having under consideration the above-entitled application for a construction permit for a new standard broadcast station to be operated on the frequency 1450 kc, with 250 w power, unlimited time, at Marshall, Texas;

It is ordered, That the said application be designated for hearing in a consolidated proceeding with the application of Marshall Broadcasting Company (File No. B3–P–3675, Docket No. 6706) for a construction permit requesting the same facilities, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant partnership and the partners to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with services proposed in any pending applications for broadcast facilities, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

7. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46–8460; Filed, May 20, 1946; 12:12 p. m.]

[Docket No. 6706]

MARSHALL BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Marshall Broadcasting Company, Marshall, Texas, for Construction Permit, Docket No. 6706, File No. B3–P–3675.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 2d day of May 1946;

The Commission having under consideration the above-entitled application for a construction permit for a new standard broadcast station to be operated on the frequency 1450 kc, with 250 w power, unlimited time, at Marshall, Texas;

It is ordered, That the said application be designated for hearing in a consolidated proceeding with the application (File No. B3–P–4477) of Ross & Co., a partnership consisting of Edmund Key III, Emerson H. Lee, Clark Ross, Jr., & John Morton Taylor, for a construction permit requesting the same facilities, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, its officers, directors and stockholders, to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with services proposed in any pending applications for broadcast facilities, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46–8461; Filed, May 20, 1946; 12:12 p. m.]

[Docket No. 7561]

NUECES BROADCASTING CO. (KEYS)

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Earl C. Dunn, Charles W. Rossi, H. B. Lockhart & E. C. Highes, d/b as Nueces Broadcasting Company (KEYS) Corpus Christi, Texas, for construction permit, Docket No. 7561, File No. B3–P–3999.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 2d day of May 1946;

The Commission having under consideration the above-entitled application to increase power of Station KEYS at Corpus Christi, Texas, to 5 kw night, 1 kw day, and to install a new antenna system and transmitter at a new location;

It is ordered, That the said application be, and it is hereby designated for hearing in a consolidated proceeding with the applications for contruction permits of Amarillo Broadcasting Corporation (KFDA) (File No. B3–P–4353) to change frequency from 1230 kc to 1440 kc, and to increase power from 250 w to 1 kw night, 5 kw Local Sunset, unlimited time; S. H. Patterson (KVAK) (File No. B4–P–4317) to change frequency from 1450 kc to 1200 kc, increase power to 1 kw and change hours of operation from unlimited time to daytime only; and S. H. Patterson (File No. B4–P–4389) for a new standard broadcast station at Topeka, Kansas, to operate on 1440 kc, with power of 500 w night, 1 kw day, unlimited time (the granting of each said application of S. H. Patterson to be contingent upon the granting of the other such application) upon the following issues:

1. To determine the technical, financial, and other qualifications of the applicant partnership and the partners to construct and operate Station KEYS as proposed.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of Station KEYS as proposed and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of Station KEYS as proposed would involve objectionable interference with any other existing broadcast stations, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of Station KEYS as proposed would involve objectionable interference with the services proposed in the said pending applications of Amarillo Broadcasting Corporation (KFDA) (File No. B3–P–4353), and S. H. Patterson (File No. B4–P–4389), or with any other pending applications for broadcast facilities and, if so, the

nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of Station KEYS as proposed would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-8462; Filed, May 20, 1946; 12:12 p. m.]

[Docket No. 7560]

S. H. PATTERSON

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of S. H. Patterson, Topeka, Kansas, for Construction Permit, Docket No. 7560, File No. B4-P-4389.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 2d day of May 1946;

The Commission having under consideration the above-entitled application for a construction permit for a new standard broadcast station to be operated on the frequency 1440 kc, with 5 kw power, employing a directional antenna for nighttime use, unlimited time, at Topeka, Kansas, contingent upon the granting of the pending application of S. H. Patterson (KVAK) (File No. B4-P-4317) to change frequency from 1450 kc to 1200 kc, and change hours of operation from unlimited time to daytime only;

It is ordered, That the said application be, and it is hereby, designated for hearing in a consolidated proceeding with the applications for construction permits of Earl C. Dunn, Charles W. Rossi, H. B. Lockhart & E. C. Hughes, d/b as Nueces Broadcasting Co. (KEYS) (File No. B3-P-3999) to increase power to 5 kw day, 1 kw night, and to install a new antenna system and transmitter at a new location; Amarillo Broadcasting Corporation (KFDA) (File No. B3-P-4353) to change frequency from 1230 kc to 1440 kc, and to increase power from 250 w to 1 kw night, 5 kw Local Sunset, unlimited time; and S. H. Patterson (KVAK) (File No. B4-P-4317) to change frequency from 1450 kc to 1200 kc, increase power to 1 kw., and change hours of operation from unlimited time to daytime only, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the nature and extent of other broadcast service available to those areas and populations, particularly from station KVAK at Atchison, Kansas.

3. To determine whether the proposed station would render primary service within the areas and to the populations served by station KVAK at Atchison, Kansas, and the extent thereof.

4. To determine whether the operation of the proposed station would involve objectionable interference with existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in the said pending applications of Earl C. Dunn, Charles W. Rossi, H. B. Lockhart and E. C. Hughes, d/b as Nueces Broadcasting Company (KEYS) (File No. B3-P-3999), Amarillo Broadcasting Corporation (KFDA) (File No. B3-P-4353); or with any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine whether the operation of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

8. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-8463; Filed, May 20, 1946; 12:12 p. m.]

[Docket No. 7370]

NORTH JERSEY RADIO, INC.

NOTICE OF HEARING

In re application of North Jersey Radio, Inc. (new) date filed October 4, 1945, for construction permit; class of service, standard broadcast; class of station, standard broadcast; location Newark, New Jersey; operating assignment specified; frequency, 1430 kc.; power, 5 kw. night,[1] 5 kw. day; hours of operation unlimited; Docket No. 7370; File No. B1-P-4306.

You are hereby notified that the Commission has examined the application in the above entitled case and has designated the matter for hearing in a consolidated proceeding with the application of Chanticleer Broadcasting Company (File No. B1-P-4489; Docket No. 7452, requesting a construction permit for a new standard broadcast station at Brunswick, New Jersey, to operate on 1450 kc., with 250 watts power, unlimited time; on the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant corporation, its officers, directors, and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with Station WBYN, Brooklyn, New York, or any other existing broadcast station, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the service proposed in any pending application, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine upon a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein and the applicants already made a party by consolidation, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: North Jersey Radio, Inc., c/o Edward D. Sugrue, 215 Market Street, Newark, New Jersey.

Dated at Washington, D. C., May 14, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-8465; Filed, May 20, 1946; 12:13 p. m.]

[Docket No. 7552]

RED RIVER BROADCASTING CO., INC. (KDAL)

NOTICE OF HEARING

In re application of Red River Broadcasting Company, Inc. (KDAL), date filed December 12, 1945, for construction permit to increase power, install new transmitter, make changes in directional antenna for night use; class of service, standard broadcast; class of station, standard broadcast; location, Duluth, Minnesota; operating assignment specified: frequency, 610 kc.; power, 5 kw. night,[1] 5 kw. day; hours of operation, unlimited; Docket No. 7552; File No. B4-P-4421.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing on the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, its officers, directors, and stockholders, to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station, and the character of other broadcast service to those areas and populations.

3. To determine the type and character of progress service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of KDAL as proposed would result in any objectionable interference with Stations CJAT, Trail, B. C., and CHNC, New Carlisle, Quebec; within the meaning of the North American Regional Broadcast Agreement.

5. To determine whether the operation of KDAL as proposed would involve objectionable interference with any other existing, or any proposed broadcast station, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of KDAL as proposed would be in conformance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations, especially with respect to blanketing.

7. To determine what agreements and representations, if any, have been made by the stockholders of the licensee corporation with respect to any actual or contemplated sale of stock in the said corporation; and whether full disclosure of such action or actions has been made to the Commission in accordance with the Commission's rules.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: Red River Broadcasting Company, Inc., Dalton LeMasurier, President, 218 Bradley Building, 10 East Superior Street, Duluth, Minnesota.

Dated at Washington, D. C., May 14, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-8466; Filed, May 20, 1946; 12:13 p. m.]

[Docket No. 7548]

NAVARRO BROADCASTING ASSN. (KAND)

NOTICE OF HEARING

In re application of Navarro Broadcasting Association (KAND) (J. C. West, President) Assignor, Alto, Incorporated, Assignee; date filed October 10, 1945, for voluntary assignment of license; class of service, standard broadcast; class of station, standard broadcast; location, Corsicana, Texas; operating assignment specified: frequency, 1340 kc; power, 250 w; hours of operation, unlimited; Docket No. 7548; File No. B3-AL-504.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing on the following issues;

1. To determine the amount and character of overlap in service between KAND and KRLD, the areas and populations involved, and the service, if any, rendered therein by any other broadcast stations.

2. To obtain full information as to the interests in KRLD Radio Corporation and/or Times Herald Printing Company and offices in either company held by officials and stockholders of Alto, Inc., as well as any other connections between said companies.

3. To obtain full information as to the management and operation of KAND, including service to be rendered and staff to be employed, if the application is granted.

4. To determine whether in the light of the evidence adduced the application may be granted in view of the provisions of § 3.35 of the Commission's regulations.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's addresses are as follows: Navarro Broadcasting Association, J. C. West, President, P. O. Box 617, Corsicana, Texas; Alto, Inc., P. M. Stevenson, President, P. O. Box 1679, Houston, Texas.

Dated at Washington, D. C. May 14, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-8467; Filed, May 20, 1946; 12:13 p. m.]

[Docket No. 7416]

JAMES A. NOE

NOTICE OF HEARING

In re application of James A. Noe (new), date filed July 26, 1945, for construction permit; class of service, broadcast; class of station, broadcast; location, Lake Charles, Louisiana; operating assignment specified: frequency, 1230 kc.; power, 100 w. night and day; hours of operation, unlimited; Docket No. 7416; File No. B3-P-3888.

You are hereby notified that the Commission has examined the application in the above entitled case and has designated the matter for hearing on the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast services available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing or proposed broadcast station, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: James A. Noe, Bernhardt Building, Monroe, Louisiana.

Dated at Washington, D. C., May 14, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-8468; Filed, May 20, 1946; 12:13 p. m.]

[Docket No. 7556]

MONROE B. ENGLAND, ET AL.

MEMORANDUM OPINION DESIGNATING APPLICATION FOR CONSOLIDATED HEARING

In re applications of Monroe B. England (assignor) end Western Massa-

[1] DA-night.

[1] D. A.—night.

chusetts Broadcasting Company (assignee) and Leon Podolsky (assignee); for assignment of license of AM Station WBRK and of grant for associated FM Station, Pittsfield Massachusetts; Docket No. 7556, File No. B1–AL–517, File No. B1–APH–3.

By the Commission:

This proceeding arose upon the filing of applications (File Nos. B1–AL–517 and B1–APH–3) on December 26, 1945, by Monroe B. England (assignor) and Western Massachusetts Broadcasting Company (assignee) for consent to the voluntary assignment of license of AM Station WBRK (1340 kc, 250 w, unlimited time), Pittsfield, Massachusetts, and of a conditional grant of a construction permit for a new metropolitan FM station in that city. Pursuant to procedures set forth in the AVCO case (Docket No. 6767) and the Public Notice of October 3, 1945 (mimeograph no. 85308), notice of such applications was given in a newspaper of general circulation in the station's service area; on February 27, 1946, competing applications were filed by Leon Podolsky to purchase Station WBRK and the conditional grant for an FM station, from Mr. England.

The agreement between Monroe B. England and the Western Massachusetts Broadcasting Company provides for a cash consideration in the amount of $150,000, and Leon Podolsky states that he will meet the same terms and conditions as agreed upon by such parties.

Western Massachusetts Broadcasting Company is a Massachusetts corporation, 50% of which is owned by Lawrence K. Miller, and the remaining 50% by Donald B. Miller, his brother. Each is a citizen of the United States and a resident of Pittsfield, Massachusetts. The Miller brothers each own 49% of the Eagle Publishing Company which publishes the Berkshire Evening Eagle, the only daily newspaper in Pittsfield.

Mr. Podolsky, the competing bidder for Station WBRK and the grant for an FM station, is a United States citizen and a resident of Pittsfield, Massachusetts. He has been a radio engineer since 1930, and has served as consulting radio engineer for various companies.

In the procedures proposed in the AVCO case, the Commission announced that it would consider on their merits all competing bids filed in cases for consent to assignments or transfers of control of licensees. It further stated:

> If it appears that the transferee selected by the licensee is the best qualified, and that the transfer is otherwise in the public interest, the Commission will grant such application without a hearing. If the Commission cannot make such a determination on the basis of the application, it will be designated for hearing along with all other competing applications.

Upon examination of the applications of the Western Massachusetts Broadcasting Company and Leon Podolsky, the Commission is unable to determine from the facts before it as to which application, if granted, would better serve the public interest. Accordingly, pursuant to the above-stated policy, both applications are hereby designated for consolidated hearing.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

MAY 2, 1946.

[F. R. Doc. 46–8469; Filed, May 20, 1946; 12:14 p. m.]

[Docket Nos. 7254, 6370, 7255–7260, 7262, 7264, 7265]

EARL C. ANTHONY, INC., ET AL.

ORDER AMENDING AND ENLARGING ISSUES

In re applications for construction permits for Television Broadcast Stations in the Los Angeles, California, metropolitan area: Earl C. Anthony, Inc., Docket No. 7254, File No. B5–MPCT–12; Hughes Productions, a division of Hughes Tool Company, Docket No. 6370, File No. B5–PCT–17; Don Lee Broadcasting System, Docket No. 7255, File No. B5–MPCT–23; National Broadcasting Co., Inc., Docket No. 7256, File No. B5–PCT–24; Warner Bros. Broadcasting Corp., Docket No. 7257, File No. B5–PCT–66; Consolidated Broadcasting Corp., Ltd., Docket No. 7258, File No. B5–PCT–70; American Broadcasting Co., Inc., Docket No. 7259, File No. B5–PCT–81; The Times-Mirror Co., Docket No. 7260, File No. B5–PCT–92; Fox West Coast Theatres, Docket No. 7262, File No. B5–PCT–142; Television Productions, Inc., Docket No. 7264, File No. B5–PCT–160; Dorothy S. Thackrey, Docket No. 7265, File No. B5–PCT–165.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the second day of May 1946.

The Commission, having under consideration the stock ownership and management interests of the Paramount Pictures, Inc., in existing licenses of television broadcast stations and applicant companies for such stations in connection with § 3.640 (Multiple Ownership) of its rules and regulations;

It is ordered, That the Commission's order of February 1, 1946, designating for consolidated hearing (beginning at 10 o'clock a. m. on May 20, 1946, at Los Angeles, California) the above applications for construction permits for television broadcast stations in the Los Angeles area, be, and it is hereby, amended to include the following issue:

5. To determine the stock ownership and management interests of the Paramount Pictures, Inc., in the following applicant companies among others: Television Productions, Inc., for stations in Los Angeles (File No. B5–PCT–160) and in San Francisco, California (File No. B5–PCT–151); Allen B. DuMont Lab., Inc., for stations in Cleveland, Ohio (File No. B2–PCT–161), Pittsburgh, Pa. (File No. B2–PCT–139), and Cincinnati, Ohio (File No. B2–PCT–163); United Detroit Theatres Corp. for station in Detroit, Michigan (File No. B2–PCT–50); New England Theatres, Inc., for station in Boston, Massachusetts (File No. B1–PCT–140); Comerford Publix Theatres Corp. for station in Scranton, Pennsylvania (File No. B2–PCT–152); Interstate Circuit, Inc., for station in Dallas, Texas (File No. B3–PCT–94); and Maison Blanche Company for station in New Orleans, Louisiana (File No. B3–PCT–78).

It is further ordered, That each of the applicants set forth in issue No. 5 above be mailed a copy of this order.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46–8470; Filed, May 20, 1946; 12:14 p. m.]

[Docket Nos. 7372, 7429]

BALTIMORE BROADCASTING CORP. (WCBM) AND TOWER REALTY CO.

ORDER DESIGNATING APPLICATIONS FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of Baltimore Broadcasting Corp. (WCBM), Baltimore, Maryland, Docket No. 7372, File No. B1–P–3969; Tower Realty Co., Baltimore, Maryland, Docket No. 7429, File No. B1–P–4490; for construction permits.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 2d day of May 1946;

The Commission having under consideration an application for construction permit (File No. B1–P–3969) filed by Baltimore Broadcasting Corp. to increase power to 10 kw Day 5 kw night using 680 kc at Baltimore, Maryland;

It is ordered, That said application be designated for hearing in a consolidated proceeding with the application for construction permit (File No. B1–P–4490) of Tower Realty Co., upon the following issues:

(1) To determine the technical, financial and other qualifications of the applicant, its officers, directors, and stockholders to construct and operate Station WCBM as proposed.

(2) To determine the areas and populations which would gain or lose primary service through the operation of Station WCBM as proposed and what other broadcast services are available to those areas and populations.

(3) To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

(4) To determine whether the operation of Station WCBM as proposed would involve objectionable interference with any existing or proposed broadcast service, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

(5) To determine whether the installation and operation of Station WCBM as proposed would be in compliance with the Commission's Standards of Good Engineering Practice concerning standard broadcast stations.

(6) To determine upon a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

It is further ordered, That the hearing heretofore set for May 6, 1946, on the application of the Tower Realty Co. (File No. B1–P–4490; Docket No. 7429) be and it is hereby postponed and that these consolidated proceedings be held in Washington, D. C., on the 6th day of June 1946.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46–8471; Filed, May 20, 1946; 12:14 p. m.]

[Docket Nos. 7565 and 7566]

KHTN, INC., AND W. ALBERT LEE

ORDER DESIGNATING APPLICATIONS FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of KHTN, Inc., Houston, Texas, Docket No. 7565, File No. B3–P–4359; W. Albert Lee, Houston, Texas, Docket No. 7566, File No. B3–P–4628; for construction permits.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 2d day of May 1946;

The Commission having under consideration the above applications for construction permits (File No. B3–P–4359, Docket No. 7565) filed by KHTN, Inc., Houston, Texas, and (File No. B3–P–4628, Docket No. 7566) filed by W. Albert Lee, Houston, Texas, both requesting use of 610 kc., 5 kw., at Houston;

It is ordered, That said applications be designated for hearing in a consolidated proceeding upon the following issues with respect to each application:

1. To determine the legal, technical, financial, and other qualifications of the applicant, to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing or proposed broadcast service, the nature and extent of any such interference, the areas and populations affected thereby, and the availability of other broadcast services to such areas and populations.

5. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46–8472; Filed, May 20, 1946; 12:14 p. m.]

[Docket No. 6732]

EAGLE-GAZETTE CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of the Eagle-Gazette Company, Lancaster, Ohio, for construction permit, Docket No. 6732, File No. B2–P–3700.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 10th day of April 1946;

The Commission having under consideration a petition by the Eagle-Gazette Company (File No. B2–P–3700; Docket No. 6732) requesting that its application for a new standard broadcast station to operate on 880 kc, with 1 kw power, daytime only, at Lancaster, Ohio, be removed from the hearing docket and granted without hearing; and

The Commission also having under consideration the application of Peoples Broadcasting Corporation for a construction permit for a new standard broadcast station to operate on 880 kc, with 5 kw power, daytime only, near Worthington, Ohio; and

It appearing that simultaneous operation on 880 kc as proposed by Eagle-Gazette Company at Lancaster, Ohio, and Peoples Broadcasting Corporation near Worthington, Ohio, would involve mutually severe electrical interference;

It is ordered, That the petition be, and it is hereby denied, and the application of Eagle-Gazette Company be, and it is hereby, designated for hearing in a consolidated proceeding with the application of Peoples Broadcasting Corporation upon the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant corporation, its officers, directors and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service from the operation of the proposed station and what other broadcast services are available to those areas and populations, particularly from Stations WING and WIZE.

3. To determine whether and to what extent the proposed station would render primary service to the areas and populations receiving primary service from Station WING and Station WIZE.

4. To obtain full information with respect to the identity of the officers, directors and stockholders of applicant and of Great Trails Broadcasting Corporation (WING), Radio Voice of Springfield, Inc., (WIZE), respectively and the amount of stock held and/or voted by each of them in the said Corporation.

5. To obtain full information with respect to the connections and relationships, direct or indirect, and the nature, extent and effect thereof, existing between the applicant and the licensees of stations WING and WIZE, and the officers, directors and stockholders thereof, or any of them.

6. To determine the type and character of program service proposed to be rendered and whether such service would meet the requirements of the areas and populations proposed to be served.

7. To determine whether the operation of the proposed station would involve objectionable interference with any existing or proposed broadcast services, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast services to such areas and populations.

8. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's Standards of Good Engineering Practice concerning standard broadcast stations.

9. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46–8473; Filed, May 20, 1946; 12:14 p. m.]

FEDERAL TRADE COMMISSION.

[File No. 21–392]

PISTON RING INDUSTRY

NOTICE OF HEARING, AND OF OPPORTUNITY TO PRESENT VIEWS, SUGGESTIONS, OR OBJECTIONS WITH RESPECT TO PROPOSED TRADE PRACTICE RULES

At a regular session of the Federal Trade Commission held at its office in the City of Washington, D. C., on the 20th day of May, A. D. 1946.

Opportunity is hereby extended by the Federal Trade Commission to any and all persons, partnerships, corporations, associations or other parties or groups affected by or having an interest in the proposed trade practice rules for the Piston Ring Industry, to present to the Commission their views concerning said rules, including such pertinent information, suggestions, or objections as they may desire to submit, and to be heard in the premises. For this purpose they may obtain copies of the proposed rules upon request to the Commission. Such views, information, suggestions, or objections may be submitted by letter, memorandum, brief, or other communication, to be filed with the Commission not later than June 7, 1946. Opportunity to be heard orally will be afforded at the hearing beginning at 10 a. m., June 7, 1946, in Room 332, Federal Trade Commission Building, Pennsylvania Avenue at 6th Street, N. W., Washington, D. C., to any such persons, partnerships, corporations, associations,

or other parties or groups who desire to appear and be heard. After due consideration of all matters presented in writing or orally, the Commission will proceed to final action on the proposed rules.

By the Commission.

OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 46-8512; Filed, May 21, 1946; 11:31 a. m.]

INTERSTATE COMMERCE COMMISSION.

[S. O. 512]

UNLOADING OF COMMODITIES AT LAREDO, TEX.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 17th day of May A. D. 1946.

It appearing, that certain cars containing various commodities at Laredo, Texas, on the International - Great Northern Railroad Company (Guy A. Thompson, Trustee), have been on hand for an unreasonable length of time and that the delay in unloading said cars is impeding their use; in the opinion of the Commission an emergency exists requiring immediate action. It is ordered, that:

Commodities at Laredo, Texas, be unloaded. (a) The International-Great Northern Railroad Company, (Guy A. Thompson, Trustee), its agents or employees, shall unload forthwith the following cars loaded with various commodities now on hand at Laredo, Texas:

Car No:	*Contents*
PRR, 573717	Grinding balls.
L&N, 95443	Sheet steel.
GN, 45896	Sulphite pulp.

(b) *Notice and expiration.* Said carrier shall notify the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where, and by whom such unloading was performed. Upon receipt of that notice this order shall expire. (40 Stat. 101, sec. 402; 41 Stat. 476, sec. 4; 54 Stat. 901, 911; 49 U.S.C. 1 (10)-(17), 15 (2))

It is further ordered that this order shall become effective immediately; that a copy of this order and direction shall be served upon the International-Great Northern Railroad Company (Guy A. Thompson, Trustee), and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-8475; Filed, May 20, 1946; 1:33 p. m.]

[S.O. 513]

UNLOADING OF COMMODITIES AT LAREDO, TEX.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 17th day of May A. D. 1946.

It appearing, that certain cars containing various commodities at Laredo, Texas, on The Texas Mexican Railway Company have been on hand for an unreasonable length of time and that the delay in unloading said cars is impeding their use; in the opinion of the Commission an emergency exists requiring immediate action. It is ordered, that:

Commodities at Laredo, Texas, be unloaded. (a) The Texas Mexican Railway Company, its agents or employees, shall unload forthwith the following cars now on hand at Laredo, Texas:

Car No.:	*Contents*
PRR, 947778	Dollies.
MKT, 13464	Trailers.
Sou, 116870	Do.

(b) *Notice and expiration.* Said carrier shall notify the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where, and by whom such unloading was performed. Upon receipt of that notice this order shall expire. (40 Stat. 101, sec. 402; 41 Stat. 476, sec. 4; 54 Stat. 901, 911; 49 U.S.C. 1 (10)-(17), 15 (2))

It is further ordered, that this order shall become effective immediately; that a copy of this order and direction shall be served upon The Texas Mexican Railway Company, and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-8476; Filed, May 20, 1946; 1:33 p. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 6246]

SADAICHI IWAMOTO AND M. IWAMOTO

In re: Bank account owned by Sadaichi Iwamoto and M. Iwamoto.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Sadaichi Iwamoto and M. Iwamoto, whose last known address is Osakimura Kaiso-Gun, Wakayama-Ken, Japan, are residents of Japan and nationals of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Sadaichi Iwamoto and M. Iwamoto, by The First National Bank of Portland, Portland, Oregon, arising out of a blocked account, entitled Sadaichi Iwamoto and M. Iwamoto, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-8409; Filed, May 20, 1946; 11:12 a. m.]

[Vesting Order 6247]

F. W. KRAUSE & CO.

In re: Bank account owned by F. W. Krause & Company.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That F. W. Krause & Company, the last known address of which is Berlin, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to F. W. Krause & Company, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an unclaimed dollar deposit account, entitled F. W. Krause & Co., and any and all rights to demand, enforce, and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges, or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-8410; Filed, May 20, 1946; 11:12 a. m.]

[Supp. Vesting Order 6248]

EMMA LOCHNER

In re: Bank account owned by Emma Lochner.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian, after investigation:

1. Having found and determined in Vesting Order Number 2197, dated September 13, 1943, that Emma Lochner is a national of a designated enemy country (Germany);

2. Finding that the property described as follows: That certain debt or other obligation owing to Emma Lochner, by Manufacturers Trust Company, New York, New York, arising out of a dollar account, entitled Emma Lochner, maintained at the branch office of the aforesaid bank located at 131 East 23rd Street, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-8411; Filed, May 20, 1946; 11:12 a. m.]

[Vesting Order 6249]

SAKAE MATSUSHITA

In re: Bank account owned by Sakae Matsushita.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Sakae Matsushita, whose last known address is Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Sakae Matsushita, by Empire Trust Company, 120 Broadway, New York, New York, arising out of a special checking account, Account Number 7814, entitled Sakae Matsushita, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be

paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–8412; Filed, May 20, 1946; 11:12 a. m.]

[Vesting Order 6250]

NIEDERSAECHSISCHE LANDESBANK-GIROZENTRALE

In re: Bank accounts owned by Niedersaechsische Landesbank-Girozentrale.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Niedersaechsische Landesbank-Girozentrale, the last known address of which is Aegidientorplatz 4, Hannover, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows:

a. That certain debt or other obligation owing to Niedersaechsische Landesbank-Girozentrale, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an unclaimed dollar deposit account, entitled Landersbank der Provinz, and any and all rights to demand, enforce and collect the same, and

b. That certain debt or other obligation owing to Niedersaechsische Landesbank-Girozentrale, by The Chase National Bank of The City of New York, 18 Pine Street, New York, New York, arising out of an unclaimed dollar deposit account, entitled Niedersaechsische Landesbank and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used; administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–8413; Filed, May 20, 1946; 11:12 a. m.]

[Vesting Order 6251]

MAX KOENIGSDORF

In re: Bank account owned by Max Koenigsdorf.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Max Koenigsdorf, whose last known address is Mainz Raimundi 2, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to David Wronker, by Corn Exchange Bank Trust Company, 13 William Street, New York, New York, arising out of an immigrant escrow account, entitled Wronker-Koenigsdorf (Max Koenigsdorf), and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Max Koenigsdorf, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used; administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–8414; Filed, May 20, 1946; 11:12 a. m.]

[Vesting Order 6241]

IDA ADELE MARGRIT HARTKOPF

In re: Bank account owned by Ida Adele Margrit Hartkopf.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Ida Adele Margrit Hartkopf, whose last known address is Kaiserstrasse 228 Solingen, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Ida Adele Margrit Hartkopf, by American Trust Company, San Francisco, California, arising out of a blocked commercial account entitled Ida Adele Margrit Hartkopf, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–8404; Filed, May 20, 1946; 11:11 a. m.]

[Vesting Order 6242]

ALFRED HEINEN

In re: Bank account owned by Alfred Heinen

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Alfred Heinen, whose last known address is Wanne-Eickel, Westfalen, Hordeler-Strasse 12, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Alfred Heinen, by The San Francisco Bank, 526 California Street, San Francisco, California, arising out of a blocked account, Account Number 761, 285, entitled Alfred Heinen, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–8405; Filed, May 20, 1946; 11:11 a. m.]

[Vesting Order 6243]

EMIL HESSLER

In re: Bank account owned by Emil Hessler.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Emil Hessler, whose last known address is Hamburg, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Emil Hessler, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an unclaimed dollar deposit account, entitled Emil Hessler, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Prop-

erty Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–8406; Filed, May 20, 1946; 11:11 a. m.]

[Vesting Order 6244]

GEBRUEDER HIRDES

In re: Bank account owned by Gebrueder Hirdes.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Gebrueder Hirdes, the last known address of which is Schopenstahl 15, Hamburg 1, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Gebrueder Hirdes, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an unclaimed dollar deposit account, entitled Gebr. Hirdes, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges, or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take and one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–8407; Filed, May 20, 1946; 11:11 a. m.]

[Vesting Order 6245]

GEORGE HUFNAGEL

In re: Bank account owned by George Hufnagel.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That George Hufnagel, whose last known address is 4 Bibra Strasse, Wuerzburg, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Otto L. Fricke, Attorney-in-Fact for George Hufnagel, by Central National Bank of Cleveland, Cleveland 1, Ohio, arising out of a blocked savings account, Account Number E–60424, entitled Otto L. Fricke, Attorney-in-Fact for George Hufnagel, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, George Hufnagel, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges, or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take and one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–8408; Filed, May 20, 1946; 11:11 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[MPR 592, Order 34]

CROSSMAN CO.

ADJUSTMENT OF MAXIMUM PRICES

Order 34 under section 16 of Maximum Price Regulation 592. Specified construction materials and refractories. Crossman Company, Docket No. 6122–592.16–193.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to Maximum Price Regulation 592, *It is ordered:*

(a) The Crossman Company, South Amboy, New Jersey, may increase its maximum net f. o. b. and delivered prices established under Maximum Price Regulation 592 to each class of purchaser for sales of sand by an amount not in excess of $0.17 per ton.

(b) Any person purchasing sand produced by the Crossman Company for the purpose of resale in the same form may increase his present established maximum prices under the General Maximum Price Regulation by a dollars-and-cents amount not exceeding his actual dollars-and-cents increase in cost resulting from the increase permitted in (a) above.

(c) Notwithstanding the provisions of paragraph (b), in any area where specific maximum prices are fixed by an area order such specific maximum prices shall apply in that area.

(d) All requests of the application not granted herein are denied.

(e) This order may be amended or revoked by the Office of Price Administration at any time.

This Order No. 34 shall become effective May 21, 1946.

Issued this 20th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–8449; Filed, May 20, 1946; 12:00 m.]

[Rev. SO 119, Amdt. 2 to Order 126]

WELBILT STOVE CO., INC.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register; and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, *It is ordered*, That Order No. 126 under Revised Supplementary Order No. 119, be, and it hereby is, amended in the following respects:

1. The following footnote is added at the end of table of prices in paragraph (b):

If model K 76 or model K 376 is sold without a cover top, $1.18 shall be deducted from the maximum price set forth above.

2. The following footnote shall be added at the end of the table of prices in paragraph (c):

If model K 76 or K 376 is sold without a cover top the appropriate one of the following deductions shall be made from the maximum prices set forth above:

Zone 1	Zone 2	Zone 3	Zone 4	Zone 5
$1.50	$1.50	$1.75	$1.75	$1.75

3. The effective date of Amendment No. 1 to Order 126 is changed to read: "May 21, 1946"

This amendment shall become effective immediately.

Issued this 20th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–8452; Filed, May 20, 1946; 11:55 a. m.]

[MPR 64, Amdt. 1 to Order 275]

FLOYD-WELLS CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to Maximum Price Regulation No. 64, *It is ordered*, That Order No. 275 under section 11 of Maximum Price Regulation 64 be, and it hereby is amended in the following respects;

1. Paragraph (a) is amended to read as follows:

(a) This order establishes maximum prices for sales at retail of the eleven models of gas and gas combination ranges listed below manufactured by the Floyd-Wells Co., First Avenue, Royersford, Pa. For sales in each zone by retail dealers to ultimate consumers, the maximum prices including the Federal excise tax, but not including any state or local taxes imposed at the point of sale are those set forth below:

Model	Article	Maximum prices for sales to ultimate customers			
		Zone 1	Zone 2	Zone 3	Zone 4
4402	Coal-gas combination range	*Each* $224.75	*Each* $231.25	*Each* $237.95	*Each* $246.50
4402	Oil-gas combination range	251.95	258.25	264.75	272.95
4602	Coal-gas combination range	244.50	251.50	258.75	267.95
4602	Oil-gas combination range	270.95	277.75	284.75	293.75
5009	do	216.95	221.25	225.50	230.95
5209	do	240.95	245.95	250.95	257.50
2403	Standard gas range	74.95	77.75	80.50	84.25
2403	Deluxe gas range	86.95	89.75	92.50	95.95
2503	Standard gas range	86.95	89.75	92.50	96.25
2503	Deluxe gas range	98.75	101.50	104.50	107.95
2513	do	122.25	125.50	128.50	132.75

These prices include delivery and installation. If the retail dealer does not provide installation, he shall compute his maximum price by deducting $9.00 in the case of combination ranges and $6.00 in the case of gas ranges not of the combination type, from his maximum price as shown above for sales on an installed basis. If the dealer sells any of the models listed above equipped with front base panel, he may add $1.00 to the applicable maximum price shown above for the particular stove. In all other respects these prices are subject to each seller's customary terms, discounts, allowances (other than trade-in allowances) and other price differentials in effect on sales of similar articles.

2. Paragraph (b) is amended to read as follows:

(b) The manufacturer shall, before delivering any range covered by this order, after the effective date thereof, attach securely to the inside oven door panel a label which plainly states the applicable OPA retail ceiling prices established by this order for sales of the range to ultimate consumers in each zone together with a list of the states included in each zone. The label shall also state that the retail prices shown thereon include the Federal excise tax, delivery and installation, and that if the seller does not provide installation, the maximum price is $9.00 less than the price shown on the label in the case of combination ranges and $6.00 less in the case of gas ranges not of the combination type, and that $1.00 may be added if the range is equipped with a front base panel.

This amendment shall become effective on the 3d day of June 1946.

Issued this 20th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–8430; Filed, May 20, 1946; 11:55 a. m.]

[MPR 120, Amdt. 17 to Order 1548]

ELLIOT COAL MINING CO. ET AL.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and in accordance with § 1340.212 (c) of Maximum Price Regulation No. 120; *It is ordered:*

Order No. 1548 under Maximum Price Regulation No. 120 is hereby amended in the following respects:

Paragraph (a) is amended by adding thereto the following in the manner indicated as follows:

Producer and address	Mine name	Mine index No.	Location and name of preparation plant through which the coals are prepared
•	•	•	•
Stephen R. Hansel Coal Mining Co., Houtzdale, Pa.	McDonald	3734	Corona Preparation Plant of De Roma Coal Co., near Madera, Pa., on the Penn. RR.

This Amendment No. 17 to Order No. 1548 under Maximum Price Regulation No. 120 shall become effective May 21, 1946.

Issued this 20th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–8431; Filed, May 20, 1946; 11:55 a. m.]

[MPR 120, Order 1665]

WALTER COTTRILL ET AL.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton for the indicated uses and shipments as set forth herein. All are in District No. 3. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.214 and all other provisions of Maximum Price Regulation No. 120.

WALTER COTTRILL, BOX 71, SHINNSTON, W. VA. WALTER COTTRILL MINE, PITTSBURGH SEAM, MINE INDEX NO. 2213, HARRISON COUNTY, W. VA., RAIL SHIPPING POINT: FRANCES MINE, W. VA., DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 3

	Size group Nos.				
	1	2	3	4	5
Price classification	F	F	F	F	F
Rail and river shipment and railroad fuel	308	308	288	283	273
Truck shipment	343	343	313	308	298

H. L. KENNEDY, BOX 309, CLARKSBURG, W. VA., KENNEDY MINE, PITTSBURGH SEAM, MINE INDEX NO. 2215, HARRISON COUNTY, W. VA., RAIL SHIPPING POINT: MEADOWBROOK, W. VA., STRIP MINE, MAXIMUM TRUCK PRICE GROUP NO. 3

Price classification	F	F	F	F	F
Rail shipment and railroad fuel	308	308	288	283	273
Truck shipment	343	343	313	308	298

STARK COAL CO., BYRON, W. VA., NO. 2 HOLLOW MINE, PITTSBURGH SEAM, MINE INDEX NO. 2216, HARRISON COUNTY, W. VA., RAIL SHIPPING POINT: BYRON, W. VA., DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 3

Price classification	G	G	G	G	G
Rail shipment and railroad fuel	308	308	298	303	298
Truck shipment	343	343	313	308	298

SUNNYHILL MINING CO., 3090 WEST LIBERTY AVE., PITTSBURGH 16, PA., SUNNYHILL NO. 6-B MINE, BAKERSTOWN SEAM, MINE INDEX NO. 2220, PRESTON COUNTY, W. VA., RAIL SHIPPING POINT: SUNNYHILL NO. 6, W. VA., STRIP MINE, MAXIMUM TRUCK PRICE GROUP NO. 3

Price classification	G	G	G	G	G
Rail shipment and railroad fuel	333	333	318	318	318
Truck shipment	343	343	313	308	298

WILLIS COAL CO., BOX 209, COWEN, W. VA., SILMAN MINE, EAGLE SEAM, MINE INDEX NO. 2214, WEBSTER COUNTY, W. VA., RAIL SHIPPING POINT: COWEN, W. VA., DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 1

Price classification	A	A	A	A	A
Rail shipment and railroad fuel	418	378	353	343	343
Truck shipment	388	383	353	348	328

YOUNG & GRIFFIN, INC., 653 WEST MAIN ST., CLARKSBURG, W. VA., RONAY NO. 5 MINE, PITTSBURGH SEAM, MINE INDEX NO. 2217, HARRISON COUNTY, W. VA., RAIL SHIPPING POINT: BYRON, W. VA., STRIP MINE, MAXIMUM TRUCK PRICE GROUP NO. 3

Price classification	G	G	G	G	G
Rail shipment and railroad fuel	308	308	298	303	298
Truck shipment	343	343	313	308	298

This order shall become effective May 21, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 20th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8432; Filed, May 20, 1946; 11:55 a. m.]

[MPR 120, Order 1667]

LENS CREEK COAL CO. AND MILL CREEK COAL CO.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton for the indicated uses and shipments as set forth herein. All are in District No. 8. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.219 and all other provisions of Maximum Price Regulation No. 120.

LENS CREEK COAL CO., MARMET, W. VA., POE BRANCH MINE, CEDAR GROVE SEAM, MINE INDEX NO. 7734, KANAWHA COUNTY, W. VA., SUBDISTRICT 4, RAIL SHIPPING POINT, MARMET, W. VA., F. O. G. 123, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 4

	Size group Nos.													
	1	2	3	4	5	6	7	8	9	10	15, 16, 17	18	19	20, 21
Price classification	M	M	M	M	L	L	K	H	F	H	C	F	F	F
Rail and river shipment	363	365	360	360	335	335	325	320	320	355	315	310	305	305
Railroad fuel	365	365	360	360	335	335	325	325	325	355	315	310	305	305
Truck shipment	405	385	355	365	335	320	275	270	----	----	----	----	----	----

MILL CREEK COAL CO., DEANE, KY., MILL CREEK COAL CO. MINE, ELKHORN SEAM, MINE INDEX NO. 7735, LETCHER COUNTY, KY., SUBDISTRICT 1, RAIL SHIPPING POINT, PEEDEE, KY., F. O. G. 62, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 5

Price classification	H	H	H	H	F	F	E	E	C	C	A	D	D	D
Rail shipment and railroad fuel	395	390	375	375	370	355	335	330	330	385	320	315	315	315
Truck shipment	395	375	350	350	335	310	275	270	----	----	----	----	----	----

Subject to the provisions of Second Revised Order No. 1432 under MPR 120 as amended.

This order shall become effective May 21, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 20th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8433; Filed, May 20, 1946; 11:56 a. m.]

[RMPR 169, Order 86]

TEMPTEE STEAK CO.

ESTABLISHMENT OF MAXIMUM PRICES

Establishing maximum price for sales of "Temptee Steaks" by the Temptee Steak Company, John W. Carpenter, owner, 1213 W. Elm Street, Independence, Missouri.

An opinion in support of this order has been issued simultaneously herewith and filed with the Division of the Federal Register.

Pursuant to the provisions of § 1364.452 (r) of Revised Maximum Price Regulation No. 169; *It is hereby ordered:*

(a) That the maximum prices for Temptee Steaks produced and sold by the above named company, hereinafter referred to as the applicant, f. o. b. its place of business are as follows:

Temptee steaks:	*Price per cwt.*
Beef steaks	$58.00
Ground beef and cheese	42.00
Hickory smoked ground beef and cheese	45.00

The applicant may sell these items only to purveyors of meals or to intermediate distributors for resale to purveyors of meals. The maximum prices are applicable only when these items are produced in accordance with the method described in the application for a price.

(b) Applicant shall not sell or deliver during any three month quota period beginning October 1, January 1, April 1 and July 1, a total volume by weight of Temptee Steaks in excess of 3,000 pounds.

(c) With the first purchase of Temptee Steaks after the effective date of this order the applicant shall:

(1) Supply each purveyor of meals who purchases the items from him with the following notice:

NOTICE TO PURVEYORS OF MEALS

By order of the OPA we are authorized to sell "Temptee Steaks" to purveyors of meals at not to exceed the following prices per cwt. f. o. b. our place of business: Beef steaks, $58.00; Ground beef and cheese, $42.00; Hickory smoked ground beef and cheese, $45.00.

(2) Supply each intermediate distributor who purchases the items from him with the following written notice:

NOTICE TO DISTRIBUTORS OF "TEMPTEE STEAKS"

By order of the OPA we are authorized to sell Temptee Steaks at not to exceed the following prices per cwt. f. o. b. our place of business: Beef steaks, $58.00; Ground beef and cheese, $42.00; Hickory smoked ground beef and cheese, $45.00. We are permitted to sell these items to you at a discount but you must resell them to purveyors of meals at prices not in excess of those listed above, f. o. b. your place of business. You must advise each purveyor upon his initial purchase of Temptee Steaks of these maximum prices.

(d) The maximum prices for sales of Temptee Steaks by any intermediate distributor, f. o. b. his place of business, shall be the maximum prices listed in paragraph (a) of this order.

(e) No later than the 10th day after each three month quota period ending December 31, March 31, June 30 and September 30, the applicant must submit a statement to the Office of Price Administration, Washington, D. C., showing the total volume of "Temptee Steaks" sold to purveyors of meals and intermediate distributors, separately itemized, for the quota period, setting forth the name and address of each such distributor.

Failure to file this statement on or before the date specified will be grounds for revoking the order. If the statement is not filed within the required time the applicant must discontinue sales or deliveries of "Temptee Steaks" until such statement has been filed.

(f) This order may be revoked or amended at any time by the Price Administrator.

This order shall become effective as of April 1, 1946.

Issued this 20th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8434; Filed, May 20, 1946; 11:56 a. m.]

[MPR 188, Order 127 Under Order A-2]

ENTERPRISE PAINT MFG. CO.

ESTABLISHMENT OF MAXIMUM PRICES

Order No. 127 under paragraph (a) (20) of Order A-2 under § 1499.159b of Maximum Price Regulation No. 188; Manufacturers' maximum prices for consumers' goods other than apparel; Enterprise Paint Manufacturing Company; (Docket No. 6122-188.161 (a) (2)-25).

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to paragraph (a) (20) of Order A-2 under § 1499.159b of Maximum Price Regulation 188, *It is ordered:*

(a) The maximum prices for sales by the Enterprise Paint Manufacturing Company, Chicago, Illinois, for its line of paints and varnishes may be increased by an amount not in excess of 1.7 percent.

(b) Any person purchasing paint or varnish manufactured by the Enterprise Paint Manufacturing Company for the purpose of resale in the same form may increase his present established maximum prices under the General Maximum Price Regulation by an amount not exceeding his actual dollars-and-cents increase in cost resulting from the increase permitted the manufacturer in (a) above.

(c) The maximum prices granted herein shall be subject to cash, quantity and other discounts, transportation allowances, services and other terms and conditions of sale at least as favorable as the seller extended or rendered on comparable sales to purchasers of the same class during March 1942.

(d) The Enterprise Paint Manufacturing Company shall furnish to each buyer purchasing any of its paints and varnishes for resale on or before the date it makes the first delivery at the adjusted price a written statement as follows:

The OPA has granted an adjustment of 1.7 percent in the maximum prices of the Enterprise Paint Manufacturing Company's entire line of paints and varnishes manufactured by it. You are permitted to add the actual amount of your increased cost resulting from the increase permitted the Enterprise Paint Manufacturing Company to your existing maximum prices for these items.

(e) All requests of the application not granted herein are denied.

(f) This order may be amended or revoked by the Office of Price Administration at any time.

This Order No. 127 shall become effective May 21, 1946.

Issued this 20th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8437; Filed, May 20, 1946; 11:57 a. m.]

[MPR 188, Order 5009]

ATLANTIC LAMP CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Atlantic Lamp Company, 663 North Wells St., Chicago 10, Ill.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Articles	Model No.	For sales by the manufacturers to—		For sales by any person to consumers
		Jobbers	Retailers	
61" bronze plated metal floor lamp with two Mexican onyx inserts, glass reflector and hand sewn rayon satin shade	1	*Each* $16.57	*Each* $19.50	*Each* $35.10
61" bronze plated metal floor lamp with Mexican onyx insert glass reflector and hand sewn rayon silk shade	5	12.71	14.95	26.90
61" bronze plated metal floor lamp with two Mexican onyx inserts, glass reflector and hand sewn rayon satin shade	6	14.02	16.50	29.70

These maximum prices are for the articles described in the manufacturer's application dated December 19, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 1% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 21st day of May 1946.

Issued this 20th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8435; Filed, May 20, 1946; 11:56 a. m.]

[MPR 188, Order 5010]

ROMA ART STATUARY MFG. CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Roma Art Statuary Manufacturing Company, 1901 Rainier Avenue, Seattle 44, Wash.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Articles	Model No.	For sales by the manufacturers to—		For sales by any person to consumers
		Jobbers	Retailers	
Painted-plaster cowboy radio lamp with glass shade	21	*Each* $2.00	*Each* $2.35	*Each* $4.25
Painted plaster police dog radio lamp with glass shade	22	1.49	1.75	3.15
Painted plaster scotty dog radio lamp with glass shade	123	1.05	1.25	2.25
Painted plaster wolf radio lamp with glass shade	124	1.06	1.25	2.25

These maximum prices are for the articles described in the manufacturer's application dated April 22, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model Number ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 21st day of May 1946.

Issued this 20th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8436; Filed, May 20, 1946; 11:57 a. m.]

[MPR 389, Order 62]

KINGAN AND CO. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES

On April 12, 1946, Kingan and Company, Indianapolis, Indiana, filed an application on behalf of its Philadelphia, Pennsylvania, plant for the establishment of maximum prices on sales of the sausage product known as "Beef Tongue Loaf" and made in accordance with the individual secret formula submitted by the application. That application was assigned Docket No. 6036.3-389-2 (a)-80.

Due consideration has been given to the application and an opinion in support of this order has been issued simultaneously herewith and filed with the Division of the Federal Register.

For the reasons set forth in the opinion, and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328, and pursuant to the provisions of section 2 (a) (6) of Maximum Price Regulation No. 389; *It is ordered:*

(a) That the maximum prices other than at retail for the sausage product known as "Beef Tongue Loaf" and made by the Philadelphia plant of Kingan and Company in accordance with the individual formula submitted to the Office of Price Administration for this order shall be determined by the seller as follows:

(1) The base price for this product is established at the following amount per hundredweight: $45.75.

NOTE: If sold not boxed, 50 cents per cwt. must be deducted from the above price.

(2) To the base price should be added the proper zone differential provided in section 12 (b) of Maximum Price Regulation No. 389 for sausage which is not Kosher sausage, all beef sausage or sausage containing meat and meat byproducts from swine only. In determining the proper zone differential to be added, the zone description provided in section 14 of Maximum Price Regulation No. 389 shall be used.

(3) That to the sum of the base price plus the applicable zone differential the "Permitted additions to base prices" provided in section 12 (c) of Maximum Price Regulation No. 389 may be added when applicable.

(b) That with the first delivery of "Beef Tongue Loaf" to a wholesaler, peddler-truck-seller, or intermediate distributor the Philadelphia plant of Kingan and Company shall supply each such seller with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for "Beef Tongue Loaf" have been established by the Office of Price Administration at the base price of $45.75 per hundredweight; to which may be added the zone differential provided in section 12 (b) of MPR 389 (see section 14 for zone boundaries) plus the permitted additions of section 12 (c). We are required to inform you that if you are a wholesaler, a peddler-truck-seller, or an intermediate distributor you must figure your ceiling prices for this product pursuant to the same sections of Maximum Price Regulation No. 389.

(c) That with the first delivery of "Beef Tongue Loaf" to a retailer the seller shall supply such retailer with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for "Beef Tongue Loaf" have been established by the Office of Price Administration. We are required to inform you that if you are a retailer, you must figure your ceiling price for this item in accordance with the provisions of Maximum Price Regulation No. 336.

(d) That all pertinent provisions of Maximum Price Regulation No. 389, including the descriptive labelling and invoicing provisions of section 4, the recording and reporting provisions of section 6, and the definitions of section 13, in addition to the pricing provisions of paragraphs (b) and (c) of section 12 shall be applicable to all sales made under this order.

(e) All prayers of this application not herein granted are denied.

(f) This Order No. 62 may be revoked or amended by the Price Administrator at any time.

This Order No. 62 shall become effective May 21, 1946.

Issued this 20th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8438; Filed, May 20, 1946; 11:57 a. m.]

[MPR 389, Order 63]

TROPHY MEAT PRODUCTS, INC. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES

On April 1, 1946, Trophy Meat Products, Inc., 1324 East Vernor Highway, Detroit, Michigan, filed an application for the establishment of maximum prices on sales of the sausage products known as "Smoked Mettwurst," "Pepperoni (S. C.)," and "Small Knackwurst (H. C.)" and made in accordance with the individual secret formulae submitted by the applicant. That application was assigned Docket No. 6036.3-389-2 (a)-77.

Due consideration has been given to the application and an opinion in support of this order has been issued simultaneously herewith and filed with the Division of the Federal Register.

For the reasons set forth in the opinion, and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328, and pursuant to the provisions of section 2 (a) (6) of Maximum Price Regulation No. 389; *It is ordered:*

(a) That the maximum prices other than at retail for the sausage products known as "Smoked Mettwurst," "Pepperoni (S. C.)," and "Small Knackwurst (H. C.)" and made by Trophy Meat Products, Inc., in accordance with the individual formulae submitted to the Office of Price Administration with the application for this order shall be determined by the seller as follows:

(1) The base prices for these products are established at the following amounts per hundredweight:

Smoked Mettwurst	$31.75
Pepperoni (S. C.)	38.75
Small Knackwurst (H. C.)	27.00

NOTE: If sold not boxed, 50 cents per cwt. must be deducted from the above price.

(2) To the base price should be added the proper zone differential provided in section 12 (b) of Maximum Price Regulation No. 389 for sausage which is not Kosher sausage, all beef sausage or sausage containing meat and meat byproducts from swine only. In determining the proper zone differential to be added, the zone description provided in section 14 of Maximum Price Regulation No. 389 shall be used.

(3) That to the sum of the base price plus the applicable zone differential the "Permitted additions to base prices" provided in section 12 (c) of Maximum Price Regulation No. 389 may be added when applicable.

(b) That with the first delivery of "Smoked Mettwurst", "Pepperoni (S. C.)" or "Small Knackwurst (H. C.)" to a wholesaler, peddler-truck-seller, or intermediate distributor Trophy Meat Products, Inc. shall supply each such seller with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for "Smoked Mettwurst", "Pepperoni (S. C.)" and "Small Knackwurst (H. C.)" have been established by the Office of Price Administration at the following base prices per hundredweight:

Smoked Mettwurst	$31.75
Pepperoni (S. C.)	38.75
Small Knackwurst (H. C.)	27.00

To these may be added the zone differentials provided in section 12 (b) of MPR 389 (See section 14 for zone boundaries) plus the permitted additions of section 12 (c). We are required to inform you that if you are a wholesaler, a peddler-truck-seller, or an intermediate distributor you must figure your ceiling prices for this product pursuant to the same sections of Maximum Price Regulation No. 389.

(c) That with the first delivery of "Smoked Mettwurst", "Pepperoni (S. C.)" or "Small Knackwurst (H. C.)" to a retailer the seller shall supply such retailer with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for "Smoked Mettwurst", "Pepperoni (S. C.)" and "Small Knackwurst (H. C.)" have been established by the Office of Price Administration. We are required to inform you that if you are a retailer, you must figure your ceiling prices for these items in accordance with the provisions of Maximum Price Regulation No. 336.

(d) That all pertinent provisions of Maximum Price Regulation No. 389, including the descriptive labeling and invoicing provisions of section 4, the recording and reporting provisions of section 6, and the definitions of section 13, in addition to the pricing provisions of paragraphs (b) and (c) of section 12 shall be applicable to all sales made under this order.

(e) All prayers of this application not herein granted are denied.

(f) This Order No. 63 may be revoked or amended by the Price Administrator at any time.

This Order No. 63 shall become effective May 21, 1946.

Issued this 20th day of May, 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8439; Filed, May 20, 1946; 11:58 a. m.]

[MPR 389, Order 64]

MILLER PACKING CO. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES

On April 12, 1946, Miller Packing Company, 2nd and Jackson Streets, Oakland, California filed an application for the establishment of maximum prices on sales of the sausage products known as "Linguisa Sausage" and "Cooked Beef Loaf" and made in accordance with the individual secret formulae submitted by the applicant. That application was assigned Docket No. 6036.3-389-2(a)-83.

Due consideration has been given to the application and an opinion in support of this order has been issued simultaneously herewith and filed with the Division of the Federal Register.

For the reasons set forth in the opinion, and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328, and pursuant to the provisions of section 2 (a) (6) of Maximum Price Regulation No. 389; *It is ordered:*

(a) That the maximum prices other than at retail for the sausage products known as "Linguisa Sausage" and "Cooked Beef Loaf" and made by Miller Packing Company in accordance with the individual formulae submitted to the Office of Price Administration with the application for this order, except that boneless processing beef, cutter and canner grade may be substituted as the beef ingredient in "Cooked Beef Loaf", if desired, shall be determined by the seller as follows:

(1) The base prices for these products are established in the following amount per hundredweight:

Linguisa Sausage	$40.75
Cooked Beef Loaf	31.00

NOTE: If sold not boxed, 50 cents per cwt. must be deducted from the above price.

(a) To the base price for "Linguisa Sausage" should be added the proper zone differential provided in section 12 (b) of Maximum Price Regulation No. 389 for sausage containing meat and meat by-products from swine only, and to the base price for "Cooked Beef Loaf" should be added the proper zone differential provided in section 12 (b) of Maximum Price Regulation No. 389 for all beef sausage. In determining the proper zone differential to be added, the zone description provided in Section 14 of Maximum Price Regulation No. 389 shall be used.

(3) That to the sum of the base price plus the applicable zone differential the "Permitted additions to base prices" provided in section 12 (c) of Maximum Price Regulation No. 389 may be added when applicable.

(b) That with the first delivery of "Linguisa Sausage" or "Cooked Beef Loaf" to a wholesaler, peddler-truck-seller, or intermediate distributor Miller Packing Company shall supply each such seller with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for "Linguisa Sausage" and "Cooked Beef Loaf" have been established by the Office of Price Administration at the following base prices per hundredweight:

Linguisa Sausage	$40.75
Cooked Beef Loaf	31.00

To these may be added the proper zone differential provided in section 12 (b) of MPR 389 (See section 14 for zone boundaries) plus the permitted additions to section 12 (c). We are required to inform you that if you are a wholesaler, a peddler-truck-seller, or an intermediate distributor you must figure your ceiling prices for these products pursuant to the same sections of Maximum Price Regulation No. 389.

(c) That with the first delivery of "Linguisa Sausage" or "Cooked Beef Loaf" to a retailer the seller shall supply such retailer with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for "Linguisa Sausage" and "Cooked Beef Loaf" have been established by the Office of Price Administration. We are required to inform you that if you are a retailer, you must figure your ceiling price for these items in accordance with the provisions of Maximum Price Regulation No. 336.

(d) That all pertinent provisions of Maximum Price Regulation No. 389, including the descriptive labeling and invoicing provisions of section 4, the recording and reporting provisions of section 6, and the definitions of section 13, in addition to the pricing provisions of paragraphs (b) and (c) of section 12 shall be applicable to all sales made under this order.

(e) All prayers of this application not herein granted are denied.

(f) This Order No. 64 may be revoked or amended by the Price Administrator at any time.

This Order No. 64 shall become effective May 21, 1946.

Issued this 20th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8440; Filed, May 20, 1946; 11:58 a. m.]

[MPR 389, Order 65]

GEORGE HOLLENBACH ET AL.

ESTABLISHMENT OF MAXIMUM PRICES

On April 10, 1946, George Hollenbach, 1100-1108 West Marquette Road, Chicago, Illinois, filed a revised application for the establishment of maximum prices on sales of the sausage product known as "Vieholl Brand Dry Salami" and made in accordance with the individual secret formula submitted by the applicant. That application was assigned Docket No. 6036.3-389-2 (a)-79.

Due consideration has been given to the application and an opinion in support of this order has been issued simultaneously herewith and filed with the Division of the Federal Register.

For the reasons set forth in the opinion, and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328, and pursuant to the provisions of section 2 (a) (6) of Maximum Price Regulation No. 389, *It is ordered:*

(a) That the maximum prices other than at retail for the sausage product known as "Vieholl Brand Dry Salami" and made by George Hollenbach in accordance with the individual formula submitted to the Office of Price Administration for this order, except that boneless chucks may be used as the beef ingredient, if desired, shall be determined by the seller as follows:

(1) The base price for this product is established at the following amount per hundredweight: $37.25.

NOTE: If sold not boxed, 50 cents per cwt. must be deducted from the above price.

(2) To the base price should be added the proper zone differential provided in section 12 (b) of Maximum Price Regulation No. 389 for sausage which is not Kosher sausage, all beef sausage or sausage containing meat and meat byproducts from swine only. In determining the proper zone differential to be added, the zone description provided in section 14 of Maximum Price Regulation No. 389 shall be used.

(3) That to the sum of the base price plus the applicable zone differential the "Permitted additions to base prices" provided in section 12 (c) of Maximum Price Regulation No. 389 may be added when applicable.

(b) That with the first delivery of "Vieholl Brand Dry Salami" to a wholesaler, peddler-truck-seller, or intermediate distributor George Hollenbach shall supply each such seller with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for "Vieholl Brand Dry Salami" have been established by the Office of Price Administration at the base price of $37.25 per hundredweight; to which may be added the zone differentials provided in section 12 (b) of MPR 389 (See section 14 for zone boundaries) plus the permitted additions of section 12 (c). We are required to inform you that if you are a wholesaler, a peddler-truck-seller, or an intermediate distributor you must figure your ceiling prices for this product pursuant to the same sections of Maximum Price Regulation No. 389.

(c) That with the first delivery of "Vieholl Brand Dry Salami" to a retailer the seller shall supply such retailer with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for "Vieholl Brand Dry Salami" have been established by the Office of Price Administration. We are required to inform you that if you are a retailer, you must figure your ceiling price for this item in accordance with the provisions of Maximum Price Regulation No. 336.

(d) That all pertinent provisions of Maximum Price Regulation No. 389, including the descriptive labelling and involving provisions of section 4, the recording and reporting provisions of section 6, and the definitions of section 13, in addition to the pricing provisions of paragraphs (b) and (c) of section 12 shall be applicable to all sales made under this order.

(e) All prayers of this application not herein granted are denied.

(f) This Order No. 20 may be revoked or amended by the Price Administrator at any time.

This Order No. 65 shall become effective May 21, 1946.

Issued this 20th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8441; Filed, May 20, 1946; 11:58 a. m.]

[MPR 478, Order 170]

OUIMET STAY AND LEATHER CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 10 of Maximum Price Regulation 478; *It is ordered:*

(a) The maximum price for sales to manufacturers by wholesalers or any other sellers of the following coated fabric shall be as follows:

Commodity	For sales to manufacturers per linear yard
Weymouth Art Leather Co., Style #2021, pyroxylin coated sateen	1.32
	$0.7650

(b) With or prior to the first delivery by a wholesaler of the coated fabric covered by this order, to any person other than a manufacturer, the seller shall notify such person in writing of the specific maximum price applicable to his resale of this coated fabric to manufacturers which is the maximum price set forth in paragraph (a) above.

(c) All provisions of Maximum Price Regulation 478 not inconsistent with this order shall apply to sales covered by this order.

(d) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 21, 1946.

Issued this 20th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8442; Filed, May 20, 1946; 11:58 a. m.]

[SO 94; 2d Rev. Order 88]

WAR ASSETS ADMINISTRATION ET AL.

SPECIAL MAXIMUM PRICES FOR CERTAIN BARBED WIRE

Revised Order 88 under Supplementary Order 94 is redesignated Second Revised Order 88 and is revised and amended to read as follows:

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and in accordance with section 11 of Supplementary Order 94, it is ordered:

(a) *What this order does.* This order establishes maximum prices at which the new barbed wire hereinafter described may be sold and delivered by the War Assets Administration and by any subsequent reseller.

(b) *Maximum prices.* Maximum prices per spool or coil (f. o. b. shipping point) of the barbed wire described herein shall be:

Description	Price for all sales to wholesalers or brokers	Price for all sales by brokers	Price for all sales to retailers and exporters, provided material is warehoused	Price for all sales at retail
New barbed wire, steel, galvanized—type A, 12 gauge or 12½ gauge, 2 strand, 4 point barb, 4 inch spacing, as follows:				
20-lb. spool	$0.95	$1.05	$1.25	$1.6[illegible]
80-rod spool	2.80	3.08	3.66	4.8[illegible]
100 lb. spool	3.25	3.58	4.25	5.6[illegible]
New concertina barbed wire, single line wire .110" diameter; crimped (16 crimps per foot); depth of crimp 1 3/64" to 3/65"; made of hard drawn spring wire; ¾" barbs spaced 2¾" apart made of 14 gauge mild steel galvanized wire; approximate weight 55 lbs. per coil approximately 735 lineal feet in length; and in bundles securely fastened by clips and tied by wire to prevent unwinding, as follows:				
55-lb. coil	.75	.83	1.00	1.3[illegible]
Annealed, pickled, galvanized and rewound, per 100 lbs.	----------	9.73	11.68	15.[illegible]

Maximum prices for export sales shall be determined in accordance with the provisions of Second Revised Maximum Export Price Regulation.

Freight charges actually paid by the wholesaler purchasing from the Government in excess of $0.30 per 100 pounds may be added to the aforesaid wholesale and retail prices; *Provided*, That such charges are separately stated on the wholesaler's invoice of sale.

(c) *Notification.* Any person who sells the barbed wire described in paragraph (b) to a retailer shall furnished the retailer with an invoice of sale setting forth the maximum prices for sales at retail, and stating that the retailer is required by this order to attach to each spool or coil of barbed wir before sale a tag or label which plainly states a selling price not in excess of the appropriate retail ceiling price and clearly indicates the weight or length of the spool or coil being sold.

(d) *Tagging.* Any person who sells the barbed wire described in paragraph (b) at retail shall attach to each spool or coil of barbed wire a tag or label which plainly states a selling price not in excess of the appropriate retail ceiling price and clearly indicates the weight or length of the spool or coil being sold.

(e) *Relation to other regulations and orders.* This order with respect to the commodities it covers supersedes any other regulation or order previously issued by the Office of Price Administration.

(f) *Definitions.* (1) "Broker" means any person who buys and sells barbed wire without warehousing the wire.

(2) "Wholesaler" means any person who warehouses barbed wire and makes deliveries from his warehouse to retailers or exporters.

(3) "Retailer" means any person who sells to ultimate consumers.

(g) *Revocation and amendment.* This order may be revoked or amended at any time.

This order shall become effective May 21, 1946.

Issued this 20th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8499; Filed, May 20, 1946; 4:48 p. m.]

[SO 94, Order 125]

WAR ASSETS ADMINISTRATION ET AL.

SPECIAL MAXIMUM PRICES FOR CERTAIN USED SPECIAL PURPOSE PNEUMATIC TIRE TUBES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and in accordance with section 11 of Supplementary Order 94, it is ordered:

(a) *What this order does.* This order establishes maximum prices at which the used special purpose pneumatic tire tubes hereinafter described may be sold and delivered by the War Assets Administration or any other United States Government agency, and by any subsequent reseller.

(b) *Maximum prices.* The maximum prices per tube (f. o. b. shipping point) for sales and deliveries of used combat proof, bullet proof and puncture proof special purpose pneumatic tire tubes having an extra layer of rubber, which are sound or can be made sound in accordance with the provisions of Maximum Price Regulation 528, shall be as follows:

(1) For sales by retailers—the prices set forth in Table B–XIV of section 17 of Maximum Price Regulation 528.

(2) For sales by the Government and by wholesalers—prices not to exceed 75% of the prices set forth in Table B–XIV of section 17 of Maximum Price Regulation 528.

(c) *Relation to other regulations and orders.* This order with respect to the commodities it covers supersedes any other regulation or order previously issued by the Office of Price Administration.

(d) *Definitions.* (1) "Special purpose tube" means a rubber tube designed to be puncture resisting by the use of an extra layer or layers of soft rubber or plastic material, or by the use of a dual tube construction, such special purpose tube being similar in type and construction to the brands listed in footnote 1 to Table B–XIV in section 17 of Maximum Price Regulation 528.

(2) "Wholesaler" means any person who sells to purchasers for resale.

(3) "Retailer" means any person who sells to ultimate consumers.

(e) *Revocation and amendment.* This order may be revoked or amended at any time.

This order shall become effective May 21, 1946.

Issued this 20th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8500; Filed, May 20, 1946; 4:48 p. m.]

[SO 108,[1] Special Order 14]

MANUFACTURERS OF MEN'S TAILORED CLOTHING

SPECIAL EXTENSION OF MAKEUP REQUIREMENTS

An opinion accompanying this Special Order No. 14 under section 17 of Supplementary Order 108 has been issued simultaneously herewith and filed with the Division of the Federal Register.

SECTION 1. *Who is affected by this order.* This order affects all manufacturers covered by Supplementary Order 108 who manufacture commodities priced under Maximum Price Regulation 607.

SEC. 2. *Purpose of this order.* This order provides for an extension of the 30-day period between the end of the first quarter of 1946 and the date upon which a manufacturer who has a net surcharge must begin to operate under the makeup provisions of section 7 of Supplementary Order 108.

SEC. 3. *Extension of 30-day period.* If you manufacture any item whose maximum average price is determined under Maximum Price Regulation 607 and if you incurred a net surcharge in the first quarter of 1946 which you had not made up by April 30, 1946, you are not required to operate in accordance with the requirements of section 7 (a) or 7 (b) of Supplementary Order 108 until June 1, 1946.

This special order shall become effective May 20, 1946.

Issued this 20th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8501; Filed, May 20, 1946; 4:43 p. m.]

[1] 10 F.R. 4336, 5995, 6402, 8368, 10200, 12080, 12984, 13129, 15125; 11 F.R. 604.

[MPR 120, Amdt. 18 to Order 1548]

MELLOTT COAL CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and in accordance with § 1340.212 (c) of Maximum Price Regulation No. 120, *It is ordered:*

Order No. 1548 under Maximum Price Regulation No. 120 is hereby amended in the following respects.

Paragraph (a) is amended by adding thereto the following in the manner indicated:

Producer and address	Mine name	Mine index number	Location and name of preparation plant through which the coals are prepared
Mellott Coal Co., P. O. Box 123, South Broad St., Philadelphia, Pa.	Pettit No. 1.	5553	Broad top preparation plant, Riddlesburg, Pa. on the H. & BT. Railroad.

This amendment No. 18 to Order No. 1548 under Maximum Price Regulation No. 120 shall become effective May 21, 1946.

Issued this 20th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8487; Filed, May 20, 1946; 4:44 p. m.]

[MPR 120, Order 1666]

BEAVER COAL CO.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an opinion issued simultaneously herewith and in accordance with §§ 1340.210 (a) (6) and 1340.207 (a) of Maximum Price Regulation No. 120; *It is ordered:*

(a) The Beaver No. 1 Mine of Beaver Coal Company, Punxsutawney, Pennsylvania, is hereby assigned Mine Index No. 4526 and its coals are classified by group in Railroad Fuel Price Group B and Maximum Truck Price Group No. 10 of District No. 2.

(b) Coals produced by Beaver Coal Company from the Freeport Seam, at its Beaver No. 1 Mine, Mine Index No. 4526, located in Armstrong County, Pennsylvania, in Subdistrict No. 1, of District No. 2, are hereby classified as follows and may be purchased and sold for the indicated uses and movements, at per net ton prices in cents per net ton not exceeding the following:

	Size groups Nos.										
	1	2	3	4	5	6	7	8	9	10	11
Price classifications	F	F	E	E	E	E	F	F	F	----	----
All methods of transportation except truck or wagon and for all uses	$3.25	$3.25	$3.20	$3.20	$3.20	$3.10	$2.90	$2.90	$2.75	----	----
Truck or wagon shipments	4.04	4.04	4.04	3.74	3.69	3.69	3.69	3.04	2.84	$2.84	$2.64

(c) The prices established herein are f. o. b. the mine or preparation plant for truck shipments and f. o. b. the rail or river shipping point for rail or river shipments and for railroad fuel. The schedule maximum prices shall apply to all size groups and all methods of shipment not listed herein.

(d) All prayers of applicant not granted herein are hereby denied.

(e) This order may be revoked or amended at any time.

(f) Except as specifically provided in this order, the provisions of Maximum Price Regulation No. 120 governing the sale of bituminous coal shall remain in effect.

(g) The price classifications and mine index number assigned herein are permanent, but the maximum prices may be changed by order or amendment.

(h) The applicant shall include a statement on all invoices in connection with the sales of coal priced under this order that the price charged includes an adjustment granted by Order No. 1666 under Maximum Price Regulation No. 120 of the Office of Price Administration.

(i) The adjustment made in maximum prices by this order, for all methods of transportation except truck or wagon, shall not be effective after September 20, 1946.

This order shall become effective May 21, 1946.

Issued this 20th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8488; Filed, May 20, 1946; 4:45 p. m.]

[MPR 121, Order 43]

BRIQUETS AND PACKAGED FUEL

ORDER GRANTING PERMISSION FOR ADJUSTABLE PRICING

For the reasons set forth in an opinion which has been issued simultaneously herewith and filed with the Division of the Federal Register, under authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and in accordance with § 1340.243 of Maximum Price Regulation No. 121; *It is ordered:*

(a) Producers and distributors of briquets and packaged fuel manufactured in whole or in part from bituminous coal may sell such briquets and packaged fuel at no more than current maximum prices. However, on and after May 20, 1946, such producers and distributors may enter into agreements with their purchasers to adjust their maximum prices in effect at time of delivery to those permitted by the Office of Price Administration subsequent to delivery under § 1340.249 (d) (i) of Maximum Price Regulation No. 121, by reason of bituminous mine price increases resulting from current wage negotiations.

(b) This order may be revoked or amended by the Price Administrator and, in any event, shall expire on the effective date of any price increase authorized by the Office of Price Administration under Maximum Price Regulation No. 120 as a result of pending wage negotiations.

This order shall become effective May 20, 1946.

Issued this 20th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8489; Filed, May 20, 1946; 4:45 p. m.]

[RMPR 122, Amdt. 1 to Order 57]

SOLID FUELS SOLD AND DELIVERED BY DEALERS

ORDER GRANTING PERMISSION FOR ADJUSTABLE PRICING

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, *It is ordered:*

Order No. 57 under Revised Maximum Price Regulation No. 122 is amended in the following respects:

1. Paragraph (a) is amended to read as follows:

(a) Dealers subject to Revised Maximum Price Regulation No. 122 or any area ceiling order issued thereunder, may enter into agreements with purchasers of bituminous coal, coke manufactured from bituminous coal, or briquets and packaged fuel manufactured in whole or in part from bituminous coal to charge and collect no more than the current maximum price for such solid fuels at time of delivery subject to the condition that the amount of any increase in the maximum price authorized by the OPA subsequent to delivery may be charged and collected in addition to the maximum price in effect at time of delivery.

2. Paragraph (b) is amended to read as follows:

(b) This order may be revoked or amended by the Price Administrator at any time, but in any event the permission granted by this order shall terminate upon the effective date of any price increase authorized by the Office of Price Administration under the maximum price regulations governing the solid fuels subject to this order.

This amendment to Order No. 57 shall become effective May 20, 1946.

Issued this 20th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8490; Filed, May 20, 1946; 4:45 p. m.]

[MPR 188, Amdt. 2 to Order 6]

SMALL ELECTRICAL APPLIANCES

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to § 1499.159e of Maximum Price Regulation No. 188, it is ordered:

Order No. 6 is amended in the following respects:

1. Section 2 (b) (2) is amended to read as follows:

(2) "Manufacturer's price," for the purpose of calculating resellers' ceiling prices means his ceiling price (exclusive of Federal excise tax) subject to his customary transportation terms as provided by Section 3 of this order for sales to the class of purchaser designated in Section 4.

2. Section 3 (a) is amended to read as follows:

(a) A manufacturer's new ceiling price (exclusive of Federal excise tax) for a sale of a small electrical appliance to each class of purchaser is the highest of the applicable of the following:

(1) 118% of his highest price (exclusive of Federal excise tax) to each class of purchaser, other than ultimate consumers, in effect between October 1 and October 15, 1941, or;

(2) His highest price (exclusive of Federal excise tax) at which he delivered or offered the article for delivery during March 1942, to each class of purchaser, or;

(3) 118% of his ceiling price (exclusive of Federal excise tax) to each class of purchaser, other than ultimate consumers, established under the provisions of the first, second, third or fourth pricing methods of § 1499.159c of Maximum Price Regulation No. 188. In the case of articles priced under the first, second or third methods the new ceiling price may be calculated in this way only if the ceiling prices of the comparable articles were no higher than the prices in effect between October 1 and October 15, 1941, for sales to the same classes of purchasers.

(4) His ceiling price (exclusive of Federal excise tax) to each class of purchaser, other than ultimate consumers, established under the provisions of the first, second or third pricing methods of Maximum Price Regulation No. 188.

(5) His adjusted ceiling price (exclusive of Federal excise tax) to each class of purchaser, other than ultimate consumers, established under the provisions of paragraph (a) (19) of Order A-2 under Maximum Price Regulation No. 188, Supplementary Orders 118, 133, 148 or Revised Supplementary Order 119.

Manufacturers also may collect, in addition to the new ceiling price authorized by the preceding provisions, the amount of Federal excise tax, if any, payable on each sale.

3. Section 4 is amended to read as follows:

SEC. 4. *Dealers' ceiling prices.* This section provides for the establishment of retail ceiling prices for sales of small electrical appliances. Manufacturers are required to determine those prices and to tag their products with retail ceiling price tags in accordance with section 6 of this order. If, between October 1 and October 15, 1941, a manufacturer published a suggested retail price list and took measures to ensure that his products were sold at retail at his suggested prices, he should apply under paragraph (a) of this section for an Office of Price Administration order establishing the retail ceiling prices for his products which he suggested prior to April 1, 1942.

If the retail ceiling prices for a manufacturer's products are not established by an order under paragraph (a) of this section, then the manufacturer is required to calculate the retail ceiling prices in accordance with paragraphs (b) or (c) of this section, whichever is applicable.

If a manufacturer's price to the class of distributor to which he sells in the largest dollar volume is an f. o. b. factory price, he calculates the retail ceiling prices of his products in accordance with paragraph (b) of this section. Manufacturers whose freight terms are other than f. o. b. factory (freight allowed or equalized, etc.) are required to calculate the retail ceiling prices of their products in accordance with paragraph (c).

When a manufacturer qualifies for an order under paragraph (a) uniform retail ceiling prices for his products will be established for sales by all dealers. On the other hand, manufacturers who are required to calculate retail ceiling prices under paragraphs (b) or (c) will determine different ceiling prices for sales by chain stores and mail order houses than the ceiling prices which are calculated for sales by other dealers. In addition, manufacturers calculating retail ceiling prices under paragraph (b) will determine separate ceiling prices for sales by dealers in Zone II in order to make an allowance for the higher freight costs of resellers on shipments into that area. Retail ceiling prices calculated under paragraph (c) apply over the entire country since prepayment or other forms of freight equalization by the manufacturer result in more uniform resellers' costs.

(a) *Retail ceiling prices fixed by order.* (1) The Office of Price Administration will, upon application by a manufacturer, establish ceiling prices for retail sales of small electrical appliances covered by this order whenever it appears that:

(i) The small electrical appliances sold by the manufacturer are identified by a brand or company name.

(ii) The manufacturer's products were sold at retail at substantially uniform prices prior to April 1, 1942.

(iii) The proposed retail ceiling prices for the manufacturer's small electrical appliances are in line with the prices which would be otherwise determined in accordance with the provisions of this order.

An order issued under this section will establish uniform retail ceiling prices for all retail sales of the small electrical appliances of a manufacturer, which shall apply in place of the retail ceiling prices which otherwise would be determined under this section. Ceiling prices may also be established by such an order for sales by distributors when manufacturers sell at less than their ceiling prices.

(2) A manufacturer requesting establishment of uniform ceiling prices under this paragraph (a) must file an application with the Office of Price Administration, Consumer Goods Price Division, Washington 25, D. C. In the application the manufacturer shall state the following:

(i) His business name and address.

(ii) An identification of each article for which a retail ceiling price is sought including:

(*a*) Description of the article including its style, model or lot number.

(*b*) His own ceiling prices to all classes of purchasers.

(*c*) His selling prices and terms to distributors and dealers.

(*d*) His suggested retail price prior to April 1, 1942.

(*e*) A list of the names and addresses of his retail and wholesale customers to whom he delivered the articles prior to April 1, 1942 in substantial quantities.

(iii) The uniform retail ceiling price which he requests for each article. Different prices may be proposed for sales in each zone if the manufacturer's ceiling prices are f. o. b. factory.

(b) *Retail ceiling prices calculated by manufacturers who sell on a f. o. b. factory basis.* A manufacturer, whose ceiling prices to the class of distributor to which he sells small electrical appliances in the largest dollar volume are f. o. b. factory prices; and for whose products the Office of Price Administration has not established retail ceiling prices by an order under paragraph (a) of this section, shall calculate the retail ceiling prices of his prdoucts which he ships on and after May 20, 1946 in accordance with the following provisions of this paragraph (b).

(1) *Small electrical appliances sold by manufacturers to purchasers for resale other than chain stores or mail order houses.* The retail ceiling price for a small electrical appliance sold by the manufacturer to a purchaser for resale other than a chain store or mail order house is the total of the following adjusted to the nearest five cents.

(i) The manufacturer's price to the class of distributor to which he sells small electrical appliances in the largest dollar volume and which resells from its own stocks.

(ii) 84% of that ceiling price.

(iii) The amount of Federal excise tax (if any) payable by the manufacturer on a sale at that ceiling price.

(2) *Small electrical appliances sold by manufacturers to chain stores and mail order houses.* (i) The retail ceiling price for a small electrical appliance sold by a manufacturer to a chain store is the total of the following adjusted to the nearest five cents.

(*a*) The manufacturer's price to the class of distributor to which he sells small electrical appliances in the largest dollar volume and which resells from its own stocks.

(*b*) 67% of that ceiling price.

(*c*) The amount of the Federal excise tax (if any) payable by the manufacturer on a sale at that ceiling price.

(ii) The retail ceiling price for a sale of a small appliance sold by a manufacturer to a mail order house is the total of the following adjusted to the nearest five cents.

(*a*) The manufacturer's price to the class of distributor to which he sells small electrical appliances in the largest dollar volume and which resells from its own stocks.

(*b*) 58% of that ceiling price.

(*c*) The amount of the Federal excise tax (if any) payable by the manufacturer on a sale at that ceiling price.

(3) *Zone differentials.* The retail ceiling prices calculated in accordance with paragraphs (b) (1), (b) (2) (i) and (b) (2) (ii) of this section are for retail sales in Zone I. The retail ceiling price for sales of such a small electrical appliance in Zone II is the retail ceiling price in Zone I for a sale by the same type of retail seller increased by 5% and adjusted to the nearest five cents.

(c) *Retail ceiling prices calculated by manufacturers who prepay or equalize freight.* A manufacturer whose ceiling prices to the class of distributor to which he sells small electrical appliances in the largest dollar volume are freight prepaid or otherwise equalized for freight, and for whose products the Office of Price Administration has not established retail ceiling prices by an order under paragraph (a) of this section shall calculate the retail ceiling prices of his products which he ships on and after May 20, 1946 in accordance with the following provisions of this paragraph (c).

(1) *Small electrical appliances sold by manufacturers to purchasers for resale other than chain stores or mail order houses.* The retail ceiling price for a small electrical appliance sold by the manufacturer to a purchaser for resale other than a chain store or mail order house is the total of the following adjusted to the nearest five cents.

(i) The manufacturer's price to the class of distributor to which he sells small electrical appliances in the largest dollar volume and which resells from its own stocks.

(ii) 80% of that ceiling price.

(iii) The amount of Federal excise tax (if any) payable by the manufacturer on a sale at that ceiling price.

(2) *Small electrical appliances sold by manufacturers to chain stores and mail order houses.* (i) The retail ceiling price for a small electrical appliance sold by a manufacturer to a chain store is the total of the following adjusted to the nearest five cents.

(*a*) The manufacturer's price to the class of distributor to which he sells small electrical appliances in the largest dollar volume and which resells from its own stocks.

(*b*) 64% of that ceiling price.

(*c*) The amount of the Federal excise tax (if any) payable by the manufacturer on a sale at that ceiling price.

(ii) The retail ceiling price for a sale of a small appliance sold by a manufacturer to a mail order house is the total of the following adjusted to the nearest five cents.

(*a*) The manufacturer's price to the class of distributor or chain store to which he sells small electrical appliances in the largest dollar volume and which resells from its own stocks.

(*b*) 55% of that ceiling price.

(*c*) The amount of the Federal excise tax (if any) payable by the manufacturer on a sale at that ceiling price.

(d) *Other retail ceiling prices.* Manufacturers of small electrical appliances for which retail ceiling prices have not been established by order of OPA under paragraph (a) of this section and whose

ceiling prices fixed by section 3 of this order are for sales to classes of purchasers other than distributors shall apply to the Office of Price Administration, Washington 25, D. C., for the establishment of retail ceiling prices. Such an application shall state the manufacturer's ceiling prices to each class of purchaser and his proposed retail ceiling prices and a description of the article.

(e) *Discounts.* (1) Dealers' ceiling prices fixed by this section are subject to cash discounts, delivery terms and allowances in effect during March 1942 or established under applicable OPA regulations.

(2) Dealers who did not sell small electrical appliances during March 1942, shall allow the same cash discounts, delivery terms and other price differentials which the dealer's closest competitor dealer who did sell small electrical appliances during March 1942, is required to allow in accordance with the provisions of this order.

A dealer who cannot ascertain his ceiling prices or the cash discounts, delivery terms, etc., which his nearest competitor dealer is required to allow shall apply to the nearest District Office of the Office of Price Administration for an order under this section establishing the ceiling prices or the conditions to which his ceiling prices are subject. Such application may be made by letter and shall state the type of business he is operating (distributor, dealer) when he started to sell small electrical appliances, and the classes of purchasers to whom he sells. An order will be issued under this section establishing the ceiling prices and/or the terms, allowances and other price differentials and conditions of sale in line with the conditions of sale generally fixed by this order.

(3) If a dealer who did not sell small electrical appliances during March 1942, does not allow the same discounts, delivery terms and other price differentials allowed by his nearest competitor who did sell small electrical appliances during March 1942, or who does not file an application in accordance with the provision of this section, or if he fails to provide any of the information required by this section, the Price Administrator may, on his own motion, issue orders under this section fixing ceiling price discounts, allowances, and other price differentials in line with such ceiling prices and conditions of sale fixed by this order. Ceiling prices and conditions of sale so established will apply to all sales and deliveries made on and after April 22, 1946.

4. Section 5 is amended to read as follows:

SEC. 5. *Distributors' ceiling prices.* Manufacturers are required to calculate in accordance with the following provisions of this section, distributors' ceiling prices to dealers for all small electrical appliances which they sell to distributors and for which distributors' ceiling prices have not been fixed by OPA order under paragraph (a) of section 4 of this order. Manufacturers are also required to notify distributors of their ceiling prices and conditions of sale fixed by this order.

(a) A distributor's ceiling price for a sale of a small electrical appliance to a dealer is the retail ceiling price (exclusive of any Federal excise tax included in the price) for a sale by a dealer, other than a chain store or mail order house which purchases directly from the manufacturer, less 31% in the case of sales in the smallest quantities and less 34% in the case of sales in the largest quantities for which the distributor had a price in effect during March 1942 or for which prices have been established under applicable OPA regulations.

(b) In addition to his ceiling price, a distributor may collect the amount of the Federal excise tax (if any) payable by the manufacturer on a sale to him.

(c) Distributors' ceiling prices fixed by this section are subject to his cash discounts, delivery terms, and allowances in effect during March 1942 or established under applicable OPA regulations. Distributors who did not sell small electrical appliances during March 1942 shall allow the same cash discounts, delivery terms and other price differentials which his closest competitive distributor who was distributing small electrical appliances during March 1942, is required to allow in accordance with the provisions of this order.

A distributor who cannot ascertain his ceiling prices or the cash discounts, delivery terms, etc., which his nearest competitor distributor is required to allow shall apply to the nearest District Office of the Office of Price Administration for an order under this section establishing ceiling prices and/or the conditions to which his ceiling prices are subject. Such application may be made by letter and shall state the type of business he is operating (distributor, dealer) when he started to sell small electrical appliances and the classes of purchasers to whom he sells. An order will be issued under this section establishing the ceiling prices and/or the terms, allowances and other price differentials and conditions of sale in line with the conditions of sale generally fixed by this order.

If a distributor who did not sell small electrical appliances during March 1942, does not allow the same discounts, delivery terms and other price differentials allowed by his nearest competitor who did sell small electrical appliances during March 1942, or who does not file an application in accordance with the provision of this section, or if he fails to provide any of the information required by this section, the Price Administrator may, on his own motion, issue orders under this section fixing discounts, ceiling prices, allowances and other price differentials in line with such ceiling prices and conditions of sale fixed by this order. Ceiling prices and conditions of sale so established will apply to all sales and deliveries made on and after April 22, 1946.

5. Section 6 is amended to read as follows:

Sec. 6. *Retail price tags.* (a) On and after July 1, 1946, unless otherwise authorized, no manufacturer shall ship a small electrical appliance unless there is attached to it a retail price tag or label. That tag or label shall state the retail ceiling price (inclusive of Federal excise tax) for sales in each zone determined in accordance with section 9 of Order 6 as amended May 20, 1946. The tag shall also state the manufacturer's name or the brand name; the model designation of the article; and that the tag or label may not be removed before the article is delivered to the consumer.

When different retail ceiling prices have been fixed for sales in each zone in accordance with section 4 (b), a tag or label in the following form with the blanks properly filled in shall be used to indicate these different prices:

Manufacturer's name, or brand name_____
Model No._____
OPA Retail Ceiling Price (including Federal excise tax) $_____
Plus 5% in Zone II
Do Not Detach

When a brand name is stated on the retail ceiling price tag without a statement of the manufacturer's name, the manufacturer is required to report to the Office of Price Administration, Washington, D. C., before shipping any articles so tagged, his name and address; his ceiling prices for each article to distributors and chain stores and the method by which it was determined; the brand name that will be used; and the retail ceiling price.

However, a manufacturer is not required to comply with the foregoing tagging provision with respect to articles which are shipped to mail order houses or to persons who operate both as chain stores and as mail order houses; or articles which are shipped for export.

(b) On and after February 1, 1946, no dealer may display, offer for sale, sell, or deliver at retail a small electrical appliance which has been shipped by the manufacturer prior to May 20, 1946 unless there is attached to it a tag or label provided by the manufacturer or required by paragraph (a) of this section as in effect prior to May 20, 1946.

(c) On and after July 1, 1946, dealers other than mail order houses, may not display, offer for sale, sell, or deliver a small electrical appliance for which the retail ceiling price has been determined in accordance with Section 9 of Order 6, as amended May 20, 1946, unless it bears the tag or label provided by the manufacturer as required by paragraph (a) of this section.

(d) All dealers who receive "untagged" an article which the manufacturer is required to tag by the foregoing provisions with its retail ceiling price must tag it with its proper retail ceiling price or OPA price in accordance with Supplementary Order 135 before it is displayed, offered for sale, sold, or delivered at retail.

6. A new section 14 is added to read as follows:

SEC. 14. *Delegation of authority.* Any Regional Administrator or District Administrator authorized by the appropriate Regional Administrator, may issue orders under sections 4 (c) (2), 4 (e) (3), and 5 (c) of this order.

This amendment shall become effective May 20, 1946.

NOTE: All reporting requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 20th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8491; Filed, May 20, 1946; 4:46 p. m.]

[MPR 188, Order 12 Under Order 6]

MANNING, BOWMAN & CO.

APPROVAL OF UNIFORM RETAIL CEILING PRICES

Correction

In Federal Register document 46-3668, appearing at page 2481 of the issue for Saturday, March 9, 1946, references to §§ 1499.159c and 1499.159a wherever they appear should read "§ 1499.159e".

[MPR 188, Order 23 to Order 6]

ELECTRICAL APPLIANCES

UNIFORM RETAIL CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 13 of Order 6 under § 1499.159e of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order supersedes in part, the provisions of orders previously issued under section 4 (a) of Order 6 fixing uniform retail ceiling prices for sales of certain small electrical appliances. It provides a new method by which manufacturers of articles for which uniform retail ceiling prices have previously been authorized shall use in determining new uniform retail ceiling prices of those articles. It applies only to those articles which the manufacturer sells at prices which are higher than his ceiling prices in effect prior to Amendment 2 to Order 6 under § 1499.159e of Maximum Price Regulation No. 188.

(b) The uniform retail ceiling price in each zone for an article covered by this order shall be determined as follows:

(1) Deduct from that ceiling price the amount of Federal excise tax included in it.

(2) Increase the result by 5 percent.

(3) Add to the result the amount of Federal excise tax payable by the manufacturer on a sale at his manufacturer's price to the class of distributor which he sells in the largest dollar volume.

(4) Adjust the total to the nearest 5 cents.

(c) Distributors' ceiling prices shall be determined by the manufacturer in accordance with the provisions of Section 5 of Order 6, based on the new retail ceiling prices computed in accordance with the provisions of this order.

(d) All terms used herein shall have the same meanings as in Order 6, the General Maximum Price Regulation or Maximum Price Regulation No. 188, whichever may be applicable.

This order shall become effective May 20, 1946.

Issued this 20th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8492; Filed, May 20, 1946; 4:46 p. m.]

[MPR 594, Amdt. 2 to Order 13]

CHRYSLER CORP.

MAXIMUM PRICES FOR NEW PASSENGER AUTOMOBILES

Correction

In Federal Register document 46-5354, appearing on page 3500 of the issue for Wednesday, April 3, 1946, prices for tires and tubes in the table in paragraph (e) (2) should read, respectively, as follows:

Tires: Four 700 x 15—6 ply	$16.05
Tubes: Four 700 x 15—lifeguard	49.80

[MPR 591, Order 508]

WESTINGHOUSE ELECTRIC CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. Springfield, Massachusetts, by any person of the following water coolers manufactured by Westinghouse Electric Corporation of Springfield, Massachusetts and as described in the application dated April 3, 1946 which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Model	Distributor net price	Sales to dealers	Sales to syndicate or chain purchasers	Sales to industrial, commercial, and institutional purchasers, quantities— 10 and over	4-9, inclusive	1-3, inclusive	On sales to consumers
US5B	$108.00	$129.50	$151.25	$151.25	$159.25	$167.00	$196.50
US10B	120.00	143.75	168.00	168.00	176.75	185.50	218.25
US10WB	121.00	145.00	169.50	169.50	178.25	187.00	220.60
US10WBE	175.00	209.50	245.00	245.00	257.75	270.50	318.25
Glass filler accessory kit only (unmounted)	6.00	7.25	8.50	8.50	9.00	9.25	11.00
Additional for factory-mounted glass filler	8.00	9.50	11.25	11.25	11.75	12.25	14.50

(b) The maximum net prices established in (a) above on water coolers may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Westinghouse Electric Corporation shall stencil on the water coolers covered by this order, substantially the following:

OPA Maximum Retail Price—$_____
Plus freight and crating as provided in Order No. — under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 21, 1946.

Issued this 20th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8493; Filed, May 20, 1946; 4:46 p. m.]

[MPR 188, Order 15]

OUTBOARD MOTORS

ADJUSTMENT OF MAXIMUM PRICES

For reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.159e of Maximum Price Regulation No. 188, it is ordered:

SECTION 1. *Purpose of this order.* Outboard motors as set forth below have been found to be a reconversion product in accordance with the standards set

forth in § 1499.159e of Maximum Price Regulation No. 188.

This order specifies a price increase factor to be used by manufacturers of this product; and it sets forth the specific pricing provisions which all sellers are to follow in calculating their maximum prices for re-sales of the product.

SEC. 2. *Articles covered by this order.* This order covers outboard motors (gasoline operated) covered by Maximum Price Regulation No. 188, except those whose maximum prices were established under Order No. 4332 or Revised Order No. 4332 under Maximum Price Regulation No. 188. This order also does not cover outboard motors for which the manufacturer's maximum prices have been adjusted under the provisions of Supplementary Order Nos. 118 and 133, and Revised Supplementary Order No. 119, or any other order of the Office of Price Administration other than this order.

SEC. 3. *Manufacturers' maximum prices*—(a) *Determination of maximum prices.* Manufacturers shall continue to determine their maximum prices for new or changed articles covered by this order under the same regulation and pricing provisions applicable before this order was issued.

(b) *Increase factor.* Manufacturers may increase, by 10%, their maximum prices (exclusive of any permitted increases) to each class of purchasers for resale properly established by Order No. 4927 under Maximum Price Regulation No. 188, or under any of the pricing provisions of that regulation.

(c) *"Unadjusted maximum price."* In order to provide his purchasers for resale with a basis for determining their maximum prices under the applicable regulation, the manufacturer must state an "unadjusted maximum price" on his invoice or price list as provided in section 6.

A manufacturer's "unadjusted maximum price" for any article covered by this order which he sells at a maximum price adjusted under this order is his properly established maximum price to a particular class of purchaser, exclusive of all permitted increases.

SEC. 4. *"Adjusted maximum prices" of resellers.* Resellers' maximum prices for outboard motors covered by this order shall be determined in accordance with the provisions of this section.

(a) A reseller who delivered or offered for delivery during March 1942 an article which meets the definition of "most comparable commodity" contained in § 1499.3 (a) of the General Maximum Price Regulation, except that it need not be currently offered for sale, or a reseller whose maximum prices have been established by order issued by the Office of Price Administration, shall find his adjusted maximum price according to the method and procedure set forth in that section by the following steps:

Step 1. He determines the mark-up which he had on that comparable article.

Step 2. He finds the price which results from applying that mark-up to his supplier's unadjusted maximum price as it appears on his purchase invoice or price list for the article being priced.

Step 3. His "adjusted maximum price" is the total of the amount found in Step 2 and the dollar-and-cent difference between his supplier's unadjusted maximum price and his actual invoice cost.

The determination of a maximum resale price in this way need not be reported to the Office of Price Administration. However, each seller must keep complete records showing all the information called for on OPA Form No. 620–759, with regard to how he determines his maximum resale price. These records shall be kept available for inspection by the Office of Price Administration, for so long as the Emergency Price Control Act of 1942, as amended remains in effect.

(b) If a reseller cannot determine his adjusted maximum price by the method set forth above, he shall apply to the Office of Price Administration for the establishment of his adjusted maximum price under § 1499.3 (a) of the General Maximum Price Regulation, in accordance with the provisions of that section. The application shall, in addition to the information specifically required by that section, also give the following information:

(1) His supplier's unadjusted maximum price as it appears on his purchase invoice.

(2) His actual invoice cost.

An adjusted maximum price established in this way will be in line with reseller's adjusted maximum price established generally under this order.

(c) A reseller may make sales and deliveries at prices at or below his adjusted maximum prices computed in this way.

SEC. 5. *"Unadjusted maximum prices."* In order to provide his purchasers for resale with the basic for determining their adjusted maximum prices, a reseller who sells to a purchaser for resale must state an "unadjusted maximum price" on his invoice or furnish a price list as provided in section 6 which separately states his "adjusted" and "unadjusted" maximum prices. This section explains how he computes that "unadjusted maximum price."

A reseller finds his "unadjusted maximum price" as follows:

(a) If the reseller has a maximum price for the article established before the effective date of this order, his "unadjusted maximum price" is that properly established maximum price, exclusive of all permitted increases.

(b) The unadjusted maximum price for a reseller who cannot determine his maximum price under Paragraph (a) above is the price found in Step 2 of section 4 (a) above, or that unadjusted maximum price determined in accordance with section 4 (b) above.

SEC. 6. *Notification, invoices and price lists.* (a) At the time of, or prior to, the first invoice to a purchaser for resale showing a maximum price determined in accordance with the terms of this order, the seller shall notify the purchaser in writing of the method established in Section 4, for determining adjusted maximum prices for resales of outboard motors covered by this order. This notice may be given in any convenient form.

(b) Every seller to a purchaser for resale of an article at a maximum price which has been adjusted in accordance with this order, shall:

(1) Furnish an invoice for each sale on which the amount of the adjustment charge authorized by this order is separately stated, or

(2) Furnish a price list which separately states both his unadjusted and adjusted maximum prices as authorized by this order.

SEC. 7. *Terms of sale.* Every seller of an article covered by this order must maintain all of his terms, discounts, allowances or other price differentials in effect during March 1942, or which have been subsequently properly established under Office of Price Administration order.

SEC. 8. *Credit charges on dealers' sales.* Charges for the extension of credit may be added to the retail ceiling prices established by this order or by any other order issued under this order unless such order provides otherwise. No such credit charge may exceed that permitted by this section.

(a) Dealers who in March 1942 collected a separately stated additional charge for the extension of credit on sales of outboard motors, may collect a charge for the extension of credit on sales under this order, not exceeding such charge in March 1942 on similar sale on similar terms to the same class of purchaser. Dealers who did not then so state and collect an additional charge, may collect a charge for the extension of credit only on installment plan sales; and the charge shall not exceed the separately stated additional charge collected for the extension of credit on a similar sale on similar terms to the same class of purchaser in March 1942 by the dealer's closest competitor who made such a separately stated charge.

An installment plan sale as used in the above paragraph means a sale where the unpaid balance is to be paid in installments over a period of either (1) six weeks or more from the date in the case of weekly installments, or (2) eight weeks or more in the case of other than weekly installments.

(b) All charges for the extension of credit shall be quoted and stated separately. Any charge which is not quoted and stated separately or which otherwise does not conform to this section, shall for the purpose of this order, be considered to be part of the price charged for the article sold.

(c) No dealer may require as a condition of sale that the purchaser must buy on credit.

SEC. 9. *Compliance with this order*—(a) *No buying or selling at over ceiling prices.* Prices established by this order are ceiling prices. Prices lower than ceiling prices may be charged and collected at any time. However, regardless of any contract or other obligation, no person shall sell, offer to sell, or deliver, and in the course of trade or business, no person shall purchase of accept delivery of any outboard motors at a price higher than the ceiling price fixed by this order or before the manufacturer has properly determined his ceiling price under this order.

If, in violation of this provision, a sale, offer to sell, or delivery of any outboard motor is made before its ceiling price has been properly established in accordance with this order, the ceiling price applicable to the sale, offer to sell or delivery shall be the correct ceiling price for the outboard motor properly determined in accordance with this order.

(b) *Certain practices forbidden.* It shall be a violation of this order to charge a price above the applicable ceiling price in connection with any sale of outboard motors, either alone or in conjunction with any other consideration even though the price increase appears only indirectly.

The following is illustrative of the things a seller is not permitted to do. A seller is not permitted to require the purchaser, as a condition of the sale or transfer of outboard motors, to make payment over a period of time; to require him to finance the purchaser through any particular lending agency; to require him to purchase any equipment, accessories, repairs, parts or services so as to increase the total compensation above the article's ceiling price; to require him to purchase any other commodity or service; or to require him to make payment in whole or in part by exchanging, transferring, or trading in any other outboard motor, product or commodity. Where there is an exchange, transfer or traded-in in connection with a sale, it is a violation for the seller to give the purchaser an allowance for the outboard motor, product or commodity exchanged, transferred or traded-in, which is less than its reasonable value.

SEC. 10. *Revision of maximum prices.* Any maximum price adjusted under this order may be revised by the Price Administrator whenever he determines that such adjusted maximum price is not in line with the level of October 1941 prices increased by 10%, giving due consideration to the manufacturer's price relation to other manufacturers in the industry.

SEC. 11. *Definition.* Unless otherwise defined herein, or the context requires otherwise, the definition contained in § 1499.20 of the General Maximum Price Regulation and § 1499.163 of Maximum Price Regulation No. 188, whichever is applicable, shall apply to all terms used herein.

SEC. 12. *Relationship of the order to other orders or regulations.* The provisions of this order supersede the provisions of the General Maximum Price Regulation, of the Maximum Price Regulation No. 188, and of orders under those regulations only to the extent that they are inconsistent with the provisions of those regulations.

SEC. 13. *Modification of the provisions of the order.* The provisions of this order, as applicable to articles or persons subject hereto, may be modified by orders of general applicability issued under this section.

SEC. 14. *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

SEC. 15. *Effective date.* This order shall become effective on May 21, 1946.

NOTE: The reporting and record keeping provisions of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942, as amended.

Issued this 21st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–8519; Filed, May 21, 1946; 11:33 a. m.]

[MPR 580, Amdt. 1 to Order 157]

JANTZEN KNITTING MILLS

ESTABLISHMENT OF CEILING PRICES

Maximum Price Regulation 580, Amendment 1 to Order 157. Establishing ceiling prices at retail for certain articles; Docket No. 6063–580–13–649.

For the reasons set forth in the opinion issued simultaneously herewith, Order No. 157 is amended in the following respects:

1. Paragraph (a) is amended by adding the following:

Article	Style No.	Manufacturer's selling price	Retail ceiling price (per unit)
Men's jacket	SM–23	$9.00 per unit	$15.75
Women's sweater	500	$109.08 per dozen	15.95

2. Paragraph (d) is amended by adding the following undesignated paragraph:

Upon the issuance of any amendment to this order, the manufacturer is allowed 30 days and the retailer is allowed 60 days within which to mark or tag the articles in the form prescribed above. Within that 60 day period, unless the article is marked or tagged in the form prescribed above, the retailer shall comply with the marking, tagging and posting provisions of the previously applicable regulation. However, the pricing provisions of this order or any amendment shall apply as of the effective date of the order or applicable amendment.

This amendment shall become effective May 22, 1946.

Issued this 21st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–8521; Filed, May 21, 1946; 11:33 a. m.]

[MPR 580, Amdt. 4 to Order 202]

AUGUSTA KNITTING CORP.

ESTABLISHMENT OF CEILING PRICES

Maximum Price Regulation 580, Amendment 4 to Order 202. Establishing ceiling prices at retail for certain articles; Docket No. 6063–580–13–666.

For the reasons set forth in the opinion issued simultaneously herewith Order 202 issued under Section 13 of Maximum Price Regulation 580 on application of Augusta Knitting Corporation, 180 Madison Avenue, New York, New York, is amended in the following respects:

1. Paragraph (a) is amended to increase the retail ceiling price for the articles listed and described below:

Brand name	Size	Manufacturer's selling price (per dozen)	Retail ceiling price (per unit)
Haps No. 2	34–46	$15.35	$1.95
	48–50	18.35	2.30
	52–54	21.45	2.70
	56–58	24.65	3.10

2. Paragraph (d) is amended by adding thereto the following undesignated paragraph:

Upon issuance of any amendment to this order which either adds an article to those already listed in paragraph (a) or changes the retail ceiling price of a listed article, the manufacturer or wholesaler, as to such article, must comply with the preticketing requirements of this paragraph within 30 days after the issuance of the amendment. After 60 days from the issuance date, no retailer may offer or sell the article unless it is preticketed in accordance with the requirements of this paragraph. Prior to the expiration of the 60 day period, unless the article is so preticketed, the retailer shall comply with the marking, tagging and posting provisions of the regulation which would apply in the absence of this order. However, the pricing provisions of this order or of any subsequent amendment thereto shall apply as of the effective date of the order or applicable amendment.

This amendment shall become effective May 22, 1946.

Issued this 21st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–8522; Filed, May 21, 1946; 11:34 a. m.]

[MPR 580, Amdt. 1 to Order 280]

CARMO SHOE MFG. CO.

ESTABLISHMENT OF CEILING PRICES

Maximum Price Regulation 580, Amendment 1 to Order 280. Establishing ceiling prices at retail for certain articles; Docket No. 6063–580–13–615.

For the reasons set forth in the opinion issued simultaneously herewith, Order No. 280 is amended in the following respects:

1. Paragraph (a) is amended to read as follows:

(a) The following ceiling prices are established for sales by any seller at retail of ladies shoes manufactured by Carmo Shoe Manufacturing Company, Union, Missouri, and described in the manufacturer's applications dated January 17, 1946, and March 20, 1946:

LADIES' SHOES

Brand name	Manufacturer's unadjusted selling price	Retail ceiling price
"Carmelletes"	$3.50	$6.95
"Lofties"	3.85	6.95

2. Paragraph (d) is amended by adding the following undesignated paragraph:

Upon the issuance of any amendment to this order, the manufacturer is allowed 30 days and the retailer is allowed 60 days within which to mark or tag the articles in the form prescribed above. Within that 60 day period, unless the article is marked or tagged in the form prescribed above, the retailer shall comply with the marking, tagging and posting provisions of the previously applicable regulation. However, the pricing provisions of this order or any amendment shall apply as of the effective date of the order or applicable amendment.

This amendment shall become effective May 22, 1946.

Issued this 21st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8523; Filed, May 21, 1946; 11:34 a. m.]

[MPR 592, Order 30]

ALLIANCE CLAY PRODUCT CO.

ADJUSTMENT OF MAXIMUM PRICES

Order 30 under section 16 of Maximum Price Regulation 592. The Alliance Clay Product Company. Docket No. 6122-592.16-194.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 16 of Maximum Price Regulation 592, *It is ordered:*

(a) The maximum net prices for sales by the Alliance Clay Product Company, Alliance, Ohio, of clay building brick and structural clay tile to its various classes of purchasers may be increased by an amount not in excess of $1.25 per thousand for standard size brick equivalents or by an amount not in excess of $0.50 per ton for structural hollow tile.

(b) If the Alliance Clay Product Company had an established differential in price during the month of March 1942, for nonstandard sizes of brick, it may convert the adjustment granted herein for standard size brick on the basis of the conversion factors or formulae in use by it during March 1942 in establishing price differentials between standard size brick and the other sizes.

(c) Any person purchasing any of the products covered by this order produced by the Alliance Clay Product Company for the purpose of resale in the same form may increase his presently established prices under the General Maximum Price Regulation by adding the dollars-and-cents increase in cost resulting from the increase permitted the manufacturer in (a) above. Notwithstanding the provisions of this paragraph, in any area where specific maximum prices are fixed by an area pricing order such specific maximum prices shall apply in that area.

(d) All requests of the application not granted herein are denied.

(e) This order may be amended or revoked by the Office of Price Administration at any time.

This Order No. 30 shall become effective May 21, 1946.

Issued this 20th day of May, 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8495; Filed, May 20, 1946; 4:46 p. m.]

[MPR 592, Order 31]

BELDEN BRICK CO.

ADJUSTMENTS OF MAXIMUM PRICES

Order No. 31 under section 16 of Maximum Price Regulation No. 592. Belden Brick Company. Docket No. 6122-592.16-171.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 16 of Maximum Price Regulation 592, *It is ordered:*

(a) The maximum net prices for sales by the Belden Brick Company, Canton, Ohio, of clay building brick and structural clay tile to its various classes of purchasers may be increased by an amount not in excess of $1.25 per thousand for standard size brick equivalents or by an amount not in excess of $0.50 per ton for structural hollow tile.

(b) If the Belden Brick Company had an established differential in price during the month of March 1942 for nonstandard sizes of brick, it may convert the adjustment granted herein for standard size brick on the basis of the conversion factors or formulae in use by it during March 1942 in establishing price differentials between standard size brick and the other sizes.

(c) Any person purchasing any of the products covered by this order produced by the Belden Brick Company for the purpose of resale in the same form may increase his presently established prices under the General Maximum Price Regulation by adding the dollars-and-cents increase in cost resulting from the increase permitted the manufacturer in (a) above. Notwithstanding the provisions of this paragraph, in any area where specific maximum prices are fixed by an area pricing order such specific maximum prices shall apply in that area.

(d) All requests of the application not granted herein are denied.

(e) This order may be amended or revoked by the Office of Price Administration at any time.

This Order No. 31 shall become effective May 21, 1946.

Issued this 20th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8496; Filed, May 20, 1946; 4:47 p. m.]

[MPR 592, Order 33]

GENERAL CLAY PRODUCTS CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 33 under section 16 of Maximum Price Regulation No. 592. General Clay Products Company. Docket No. 6075.592.16-94.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 16 of Maximum Price Regulation 592, *It is ordered:*

(a) The maximum net prices for sales by the General Clay Products Company, Columbus, Ohio, of clay building brick to its various classes of purchasers may be increased by an amount not in excess of $1.00 per thousand for standard size brick equivalents.

(b) If the General Clay Products Company had an established differential in price during the month of March 1942 for nonstandard sizes of brick, it may convert the adjustment granted herein for standard size brick on the basis of the conversion factors or formulae in use by it during March 1942 in establishing price differentials between standard size brick and the other sizes.

(c) Any person purchasing any of the products covered by this order produced by the General Clay Products Company for the purpose of resale in the same form may increase his presently established prices under the General Maximum Price Regulation by adding the dollars-and-cents increase in cost resulting from the increase permitted the manufacturer in (a) above. Notwithstanding the provisions of this paragraph, in any area where specific maximum prices are fixed by an area pricing order such specific maximum prices shall apply in that area.

(d) All requests of the application not granted herein are denied.

(e) This order may be amended or revoked by the Office of Price Administration at any time.

This Order No. 33 shall become effective May 21, 1946.

Issued this 20th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8498; Filed, May 20, 1946; 4:47 p. m.]

[MPR 591, Order 510]

BUILDING-CRAFT PRODUCTS CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) (1) The maximum net prices, for sales to consumers by any person of the following sizes of Aluminum Combination Screen and Storm Windows, manufactured by the Building-Craft Products Company of Pittsburgh 3, Pennsylvania, and as described in the Building-Craft Products Company's application dated February 25, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be the list price per window opening set forth in (d) below.

(2) The maximum price on an installed basis on sales to consumers shall be the maximum price set forth in (d) below plus the actual cost of installation in no event to exceed $2.00 per window opening, or the charge established in the appropriate area order whichever is lower.

(b) The maximum net prices, f. o. b. point of shipment on sales to dealer shall be the list prices set forth in (d) below, reduced by 40%.

(c) The maximum net prices, f. o. b. point of shipment on sales to jobbers shall be the list prices set forth in (d) below, reduced by successive discounts of 40% and 20%.

(d) Building-Craft windows.

DOUBLE INSERT FOR DOUBLE HUNG WINDOWS

Width				Height							
Minimum	Maximum	Brick	Glass	28	32	36	40	44	48	52	Minimum.
				32½	36½	40½	44½	48½	52½	56½	Maximum.
				33½	37½	41½	45½	49½	53½	57½	Brick.
				12	14	16	18	20	22	24	Glass.
15¼	17½	19½	12	$15.20	$15.50	$15.80	$16.10	$16.40	$16.70	$17.00	
17¼	19½	21½	14	15.50	15.80	16.10	16.40	16.70	17.00	17.50	
19¼	21½	23½	16	15.80	16.10	16.40	16.70	17.00	17.50	18.00	
21¼	23½	25½	18	16.10	16.40	16.70	17.00	17.50	18.00	18.50	
23¼	25½	27½	20	16.40	16.70	17.00	17.50	18.00	18.50	19.00	
25¼	27½	29½	22	16.70	17.00	17.50	18.00	18.50	19.00	19.50	
27¼	29½	31½	24	17.00	17.50	18.00	18.50	19.00	19.50	20.00	
29¼	31½	33½	26	17.50	18.00	18.50	19.00	19.50	20.00	20.80	
31¼	33½	35½	28	18.00	18.50	19.00	19.50	20.00	20.80	21.60	
33¼	35½	37½	30	18.50	19.00	19.50	20.00	20.80	21.60	22.60	
35¼	37½	39½	32	19.00	19.50	20.00	20.80	21.60	22.60	23.60	
37¼	39½	41½	34	19.50	20.00	20.80	21.60	22.60	23.60	24.60	
39¼	41½	43½	36	20.00	20.80	21.60	22.60	23.60	24.60	25.60	
41¼	43½	45½	38	$20.80	$21.60	$22.60	$23.60	$24.60	$25.60	$26.60	
43¼	45½	47½	40	21.60	22.60	23.60	24.60	25.60	26.60	27.60	
45¼	47½	49½	42	22.60	23.60	24.60	25.60	26.60	27.60	28.60	
47¼	49½	51½	44	23.60	24.60	25.60	26.60	27.60	28.60	29.60	
49¼	51½	53½	46	24.60	25.60	26.60	27.60	28.60	29.60	30.70	
51¼	53½	55½	48	25.60	26.60	27.60	28.60	29.60	30.70	31.60	
53¼	55½	57½	50	26.60	27.60	28.60	29.60	30.70	31.60	32.90	
55¼	57½	59½	52	27.60	28.60	29.60	30.70	31.60	32.90	34.20	
57¼	59½	61½	54	28.60	29.60	30.70	31.60	32.90	34.20	35.50	
59¼	61½	63½	56	29.60	30.70	31.60	32.90	34.20	35.50	36.80	
61¼	63½	65½	58	30.70	31.60	32.90	34.20	35.50	36.80	38.10	
63¼	65½	67½	60	31.60	32.90	34.20	35.50	36.80	38.10	39.40	

Width				Height							
Minimum	Maximum	Brick	Glass	56	60	64	68	72	76	80	Minimum.
				60½	64½	68½	72½	76½	80½	84½	Maximum.
				61½	65½	69½	73½	77½	81½	85½	Brick.
				26	28	30	32	34	36	38	Glass.
15¼	17½	19½	12	$17.50	$18.00	$18.50	$19.00	$19.50	$20.00	$20.80	
17¼	19½	21½	14	18.00	18.50	19.00	19.50	20.00	20.80	21.60	
19¼	21½	23½	16	18.50	19.00	19.50	20.00	20.80	21.60	22.60	
21¼	23½	25½	18	19.00	19.50	20.00	20.80	21.60	22.60	23.60	
23¼	25½	27½	20	19.50	20.00	20.80	21.60	22.60	23.60	24.60	
25¼	27½	29½	22	20.00	20.80	21.60	22.60	23.60	24.60	25.60	
27¼	29½	31½	24	20.80	21.60	22.60	23.60	24.60	25.60	26.60	
29¼	31½	33½	26	21.60	22.60	23.60	24.60	25.60	26.60	27.60	
31¼	33½	35½	28	22.60	23.60	24.60	25.60	26.60	27.60	28.60	
33¼	35½	37½	30	23.60	24.60	25.60	26.60	27.60	28.60	29.60	
35¼	37½	39½	32	24.60	25.60	26.60	27.60	28.60	29.60	30.70	
37¼	39½	41½	34	25.60	26.60	27.60	28.60	29.60	30.70	31.60	
39¼	41½	43½	36	26.60	27.60	28.60	29.60	30.70	31.60	32.90	
41¼	43½	45½	38	$27.60	$28.60	$29.60	$30.70	$31.60	$32.90	$34.20	
43¼	45½	47½	40	28.60	29.60	30.70	31.60	32.90	34.20	35.50	
45¼	47½	49½	42	29.60	30.70	31.60	32.90	34.20	35.50	36.80	
47¼	49½	51½	44	30.70	31.60	32.90	34.20	35.50	36.80	38.10	
49¼	51½	53½	46	31.60	32.90	34.20	35.50	36.80	38.10	39.40	
51¼	53½	55½	48	32.90	34.20	35.50	36.80	38.10	39.40	40.70	
53¼	55½	57½	50	34.20	35.50	36.80	38.10	39.40	40.70	42.00	
55¼	57½	59½	52	35.50	36.80	38.10	39.40	40.70	42.00	43.60	
57¼	59½	61½	54	36.80	38.10	39.40	40.70	42.00	43.60	45.20	
59¼	61½	63½	56	38.10	39.40	40.70	42.00	43.60	45.20	46.80	
61¼	63½	65½	58	39.40	40.70	42.00	43.60	45.20	46.80	48.40	
63¼	65½	67½	60	40.70	42.00	43.60	45.20	46.80	48.40	50.20	

Width				Height						
Minimum	Maximum	Brick	Glass	84	88	92	96	100	104	Minimum.
				88½	92½	96½	100½	104½	108½	Maximum.
				89½	93½	97½	101½	105½	109½	Brick.
				40	42	44	46	48	50	Glass.
15¼	17½	19½	12	$21.60	$22.60	$23.60	$24.60	$25.60	$26.60	
17¼	19½	21½	14	22.60	23.60	24.60	25.60	26.60	27.60	
19¼	21½	23½	16	23.60	24.60	25.60	26.60	27.60	28.60	
21¼	23½	25½	18	24.60	25.60	26.60	27.60	28.60	29.60	
23¼	25½	27½	20	25.60	26.60	27.60	28.60	29.60	30.70	
25¼	27½	29½	22	26.60	27.60	28.60	29.60	30.70	31.60	
27¼	29½	31½	24	27.60	28.60	29.60	30.70	31.60	32.90	
29¼	31½	33½	26	28.60	29.60	30.70	31.60	32.90	34.20	
31¼	33½	35½	28	29.60	30.70	31.60	32.90	34.20	35.50	
33¼	35½	37½	30	30.70	31.60	32.90	34.20	35.50	36.80	
35¼	37½	39½	32	31.60	32.90	34.20	35.50	36.80	38.10	
37¼	39½	41½	34	32.90	34.20	35.50	36.80	38.10	39.40	
39¼	41½	43½	36	34.20	35.50	36.80	38.10	39.40	40.70	
41¼	43½	45½	38	$35.50	$36.80	$38.10	$39.40	$40.70	$42.00	
43¼	45½	47½	40	36.80	38.10	39.40	40.70	42.00	43.60	
45¼	47½	49½	42	38.10	39.40	40.70	42.00	43.60	45.20	
47¼	49½	51½	44	39.40	40.70	42.00	43.60	45.20	46.80	
49¼	51½	53½	46	40.70	42.00	43.60	45.20	46.80	48.40	
51¼	53½	55½	48	42.00	43.60	45.20	46.80	48.40	50.20	
53¼	55½	57½	50	43.60	45.20	46.80	48.40	50.20	52.00	
55¼	57½	59½	52	45.20	46.80	48.40	50.20	52.00	53.60	
57¼	59½	61½	54	46.80	48.40	50.20	52.00	53.60	55.60	
59¼	61½	63½	56	48.40	50.20	52.00	53.60	55.60	58.80	
61¼	63½	65½	58	50.20	52.00	53.60	55.60	58.80	62.00	
63¼	65½	67½	60	52.00	53.60	55.60	58.80	62.00	65.20	

Width				Height					
Minimum	Maximum	Brick	Glass	108	112	116	120	124	Minimum.
				112½	116½	120½	121½	129½	Maximum.
				113½	117½	121½	123½	129½	Brick.
				52	54	56	58	60	Glass.
15¼	17½	19½	12	$27.60	$28.60	$29.60	$30.70	$31.60	
17¼	19½	21½	14	28.60	29.60	30.70	31.60	32.90	
19¼	21½	23½	16	29.60	30.70	31.60	32.90	34.20	
21¼	23½	25½	18	30.70	31.60	32.90	34.20	35.50	
23¼	25½	27½	20	31.60	32.90	34.20	35.50	36.80	
25¼	27½	29½	22	32.90	34.20	35.50	36.80	38.10	
27¼	29½	31½	24	34.20	35.50	36.80	38.10	39.40	
29¼	31½	33½	26	35.50	36.80	38.10	39.40	40.70	
31¼	33½	35½	28	36.80	38.10	39.40	40.70	42.00	
33¼	35½	37½	30	38.10	39.40	40.70	42.00	43.60	
35¼	37½	39½	32	39.40	40.70	42.00	43.60	45.20	
37¼	39½	41½	34	40.70	42.00	43.60	45.20	46.80	
39¼	41½	43½	36	42.00	43.60	45.20	46.80	48.40	
41¼	43½	45½	38	$43.60	$45.20	$46.80	$48.40	$50.20	
43¼	45½	47½	40	45.20	46.80	48.40	50.20	52.00	
45¼	47½	49½	42	46.80	48.40	50.20	52.00	53.60	
47¼	49½	51½	44	48.40	50.20	52.00	53.60	55.60	
49¼	51½	53½	46	50.20	52.00	53.60	55.60	58.80	
51¼	53½	55½	48	52.00	53.60	55.60	58.80	62.00	
53¼	55½	57½	50	53.60	55.60	58.80	62.00	65.20	
55¼	57½	59½	52	55.60	58.80	62.00	65.20	68.40	
57¼	59½	61½	54	58.80	62.00	65.20	68.40	71.60	
59¼	61½	63½	56	62.00	65.20	68.40	71.60	74.80	
61¼	63½	65½	58	65.20	68.40	71.60	74.80	78.00	
63¼	65½	67½	60	68.40	71.60	74.80	78.00	81.20	

SINGLE INSERT FOR CASEMENT WINDOWS

Width Minimum	Width Maximum	Width Brick	Width Glass	Height 15	19	21	23	25	27	29	Minimum.
				19½	21½	23½	25½	27½	29½	21½	Maximum.
				20	22	24	26	28	30	23	Brick.
				12	14	16	18	20	22	24	Glass.
15¼	17½	19½	12	$13.40	$13.60	$13.72	$13.92	$14.04	$14.24	$14.36	
17¼	19½	21½	14	13.68	13.80	14.00	14.12	13.32	14.44	14.64	
19¼	21½	23½	16	13.88	14.08	14.20	14.40	14.52	14.72	14.84	
21¼	23½	25½	18	14.16	14.28	14.48	14.60	14.80	14.92	15.42	
23¼	25½	27½	20	14.36	14.56	14.68	14.88	15.00	15.50	15.92	
25¼	27½	29½	22	14.64	14.76	14.96	15.08	15.28	15.58	16.00	16.50
27¼	29½	31½	24	14.84	15.04	15.16	15.36	15.66	16.08	16.58	17.00
29¼	31½	33½	26	15.12	15.24	15.74	16.16	16.66	17.08	17.58	
31¼	33½	35½	28	15.32	15.82	16.24	16.74	17.16	17.66	18.08	
33¼	35½	37½	30	15.90	16.32	16.82	17.24	17.74	18.16	18.66	
35¼	37½	39½	32	16.40	16.90	17.32	17.82	18.24	18.74	19.16	
37¼	39½	41½	34	16.98	17.40	17.90	18.32	18.82	19.24	19.94	
39¼	41½	43½	36	17.48	17.98	18.40	18.90	19.32	20.02	20.64	

Width Minimum	Width Maximum	Width Brick	Width Glass	Height 15	19	21	23	25	27	29	Minimum.
				19½	21½	23½	25½	27½	29½	21½	Maximum.
				20	22	24	26	28	30	32	Brick.
				12	14	16	18	20	22	24	Glass.
41¼	43½	45½	38	$18.06	$18.48	$18.98	$19.40	$20.10	$20.72	$21.42	
43¼	45½	47½	40	18.56	19.06	19.48	20.18	20.80	21.50	22.12	
45¼	47½	49½	42	19.14	19.56	20.26	20.88	21.58	22.20	22.90	
47¼	49½	51½	44	19.64	20.34	20.96	21.66	22.28	22.98	23.60	
49¼	51½	53½	46	20.42	21.04	21.74	22.36	23.06	23.68	24.38	
51¼	53½	55½	48	21.12	21.82	22.44	23.14	23.76	24.46	25.18	
53¼	55½	57½	50	21.80	22.52	23.22	23.84	24.54	25.26	26.04	
55¼	57½	59½	52	22.60	23.30	23.92	24.62	25.64	26.64	27.56	
57¼	59½	61½	54	23.38	24.00	24.90	25.62	26.72	27.64	28.64	
59¼	61½	63½	56	24.08	24.98	25.80	26.80	27.72	28.72	29.64	
61¼	63½	65½	58	25.06	25.86	26.88	27.80	28.80	29.80	30.72	
63¼	65½	67½	60	25.96	26.96	27.88	28.88				

Width Minimum	Width Maximum	Width Brick	Width Glass	Height 31	33	35	37	39	41	Minimum.
				33½	35½	37½	39½	41½	43½	Maximum.
				34	36	38	40	42	44	Brick.
				26	28	30	32	34	36	Glass.
15¼	17½	19½	12	$14.56	$14.68	$15.18	$15.60	$16.10	$16.52	
17¼	19½	21½	14	14.76	15.26	15.68	16.18	16.60	17.10	
19¼	21½	23½	16	15.34	15.76	16.26	16.68	17.18	17.60	
21¼	23½	25½	18	15.84	16.34	16.76	17.26	17.68	18.18	
23¼	25½	27½	20	16.42	16.84	17.34	17.70	18.26	18.68	
25¼	27½	29½	22	16.92	17.42	17.84	18.34	18.76	19.46	
27¼	29½	31½	24	17.50	17.92	18.42	18.84	19.84	20.16	
29¼	31½	33½	26	18.00	18.50	18.92	19.62	20.24	20.94	
31¼	33½	35½	28	18.58	19.00	19.70	20.32	21.02	21.64	
33¼	35½	37½	30	19.08	19.78	20.40	21.10	21.72	22.42	
35¼	37½	39½	32	19.80	20.48	21.18	21.80	22.50	23.12	
37¼	39½	41½	34	20.56	21.26	21.88	22.58	23.20	24.10	
39¼	41½	43½	36	21.34	21.96	22.66	23.28	24.18	25.00	

Width Minimum	Width Maximum	Width Brick	Width Glass	Height 31	33	35	37	39	41	Minimum.
				33½	35½	37½	39½	41½	43½	Maximum.
				34	36	38	40	42	44	Brick.
				26	28	30	32	34	36	Glass.
41¼	43½	45½	38	$22.04	$22.74	$23.36	$24.26	$25.08	$26.08	
43¼	45½	47½	40	22.82	23.44	24.34	25.16	26.16	27.08	
45¼	47½	49½	42	23.52	24.42	25.24	26.24	27.16	28.16	
47¼	49½	51½	44	24.50	25.32	26.32	27.24	28.24	29.16	
49¼	51½	53½	46	25.40	26.40	27.32	28.32	29.24	30.24	
51¼	53½	55½	48	26.48	27.40	28.40	29.32	30.32	31.32	32.32
53¼	55½	57½	50	27.48	28.48	29.40	30.40	31.32	32.40	33.32
55¼	57½	59½	52	28.56	29.48	30.48	31.40	32.40	33.40	34.40
57¼	59½	61½	54	29.56	30.56	31.48	32.48	33.40	34.48	35.60
59¼	61½	63½	56	30.64	31.56	32.56	33.48	34.48	35.60	
61¼	63½	65½	58	31.64	32.64	33.56	34.56	35.68	36.88	
63¼	65½	67½	60	32.72	33.64	34.64	35.76	36.96	38.08	

Width Minimum	Width Maximum	Width Brick	Width Glass	Height 43	45	47	49	51	53	Minimum.
				45½	47½	49½	51½	53½	55½	Maximum.
				46	48	50	52	54	56	Brick.
				38	40	42	44	46	48	Glass.
15¼	17½	19½	12	$17.02	$17.44	$17.94	$18.36	$19.06	$19.68	
17¼	19½	21½	14	17.52	18.02	18.44	19.14	19.76	20.46	
19¼	21½	23½	16	18.10	18.52	19.22	19.84	20.54	21.16	
21¼	23½	25½	18	18.60	19.30	19.92	20.62	21.24	21.94	
23¼	25½	27½	20	19.38	20.00	20.70	21.32	22.02	22.64	
25¼	27½	29½	22	20.08	20.78	21.40	22.10	22.72	23.62	
27¼	29½	31½	24	20.86	21.48	22.18	22.80	23.70	24.52	
29¼	31½	33½	26	21.56	22.26	22.88	23.78	24.60	25.40	
31¼	33½	35½	28	22.34	23.06	23.86	24.68	25.68	26.60	
33¼	35½	37½	30	23.04	23.94	24.76	25.76	26.68	27.68	
35¼	37½	39½	32	24.02	24.84	25.84	26.76	27.76	28.68	
37¼	39½	41½	34	24.92	25.92	26.84	27.84	28.76	29.76	
39¼	41½	43½	36	26.00	26.92	27.92	28.84	29.84	30.76	

Width Minimum	Width Maximum	Width Brick	Width Glass	Height 43	45	47	49	51	53	Minimum.
				45½	47½	49½	51½	53½	55½	Maximum.
				46	48	50	52	54	56	Brick.
				38	40	42	44	46	48	Glass.
41¼	43½	45½	38	$27.00	$28.00	$28.92	$29.92	$30.84	$31.84	
43¼	45½	47½	40	28.08	29.00	30.00	30.92	31.92	32.80	
45¼	47½	49½	42	29.08	30.08	31.00	32.00	32.92	33.92	
47¼	49½	51½	44	30.16	31.08	32.08	33.00	34.00	35.12	
49¼	51½	53½	46	31.16	32.16	33.08	34.08	35.20	36.40	
51¼	53½	55½	48	32.24	33.16	34.16	35.28	36.48	37.60	
53¼	55½	57½	50	33.24	34.24	35.36	36.56	37.68	38.88	
55¼	57½	59½	52	34.32	35.44	36.64	37.76	38.96	40.08	
57¼	59½	61½	54	35.52	36.72	37.84	39.04	40.16	41.44	
59¼	61½	63½	56	36.80	37.92	39.12	40.24	41.80	43.20	44.60
61¼	63½	65½	58	38.00	39.20	40.32	41.80	43.20	44.60	
63¼	65½	67½	60	39.28	40.40	48.88	43.28	44.68	46.08	

Width Minimum	Width Maximum	Width Brick	Width Glass	Height 55	57	59	61	63	65	Minimum.
				57½	59½	61½	63½	65½	67½	Maximum.
				58	60	62	64	66	68	Brick.
				50	52	54	56	58	60	Glass.
15¼	17½	19½	12	$20.38	$21.00	$21.70	$22.32	$23.22	$24.04	
17¼	19½	21½	14	21.08	21.78	22.40	23.30	24.12	25.12	
19¼	21½	23½	16	21.86	22.48	23.38	24.20	25.20	26.12	
21¼	23½	25½	18	22.56	23.46	24.28	25.28	26.20	27.20	
23¼	25½	27½	20	23.54	24.36	25.36	26.28	27.28	28.20	
25¼	27½	29½	22	24.44	25.44	26.36	27.36	28.28	29.28	
27¼	29½	31½	24	25.52	26.44	27.44	28.36	29.36	30.28	
29¼	31½	33½	26	26.52	27.52	28.44	29.44	30.36	31.36	
31¼	33½	35½	28	27.60	28.52	29.52	30.44	31.44	32.36	
33¼	35½	37½	30	28.60	29.60	30.52	31.52	32.44	33.44	
35¼	37½	39½	32	29.68	30.60	31.60	32.52	33.52	34.64	
37¼	39½	41½	34	30.68	31.68	32.60	33.60	34.72	35.92	
39¼	41½	43½	36	31.76	32.68	33.68	34.80	36.00	37.12	

Width Minimum	Width Maximum	Width Brick	Width Glass	Height 55	57	59	61	63	65	Minimum.
				57½	59½	61½	63½	65½	67½	Maximum.
				58	60	62	64	66	68	Brick.
				50	52	54	56	58	60	Glass.
41¼	43½	45½	38	$32.76	$33.76	$34.88	$36.08	$37.20	$38.40	
43¼	45½	47½	40	33.84	34.96	36.10	37.28	38.48	39.68	
45¼	47½	49½	42	35.04	36.24	37.36	38.56	39.76	41.16	
47¼	49½	51½	44	36.32	37.44	38.64	39.84	41.24	42.64	
49¼	51½	53½	46	37.52	38.72	39.92	41.32	42.72	44.12	
51¼	53½	55½	48	38.80	40.00	41.40	42.80	44.20	45.60	
53¼	55½	57½	50	40.00	41.48	42.88	44.28	45.68	47.08	
55¼	57½	59½	52	41.56	42.96	44.36	45.76	47.16	48.76	
57¼	59½	61½	54	43.04	44.44	45.84	47.24	48.64	50.04	
59¼	61½	63½	56	44.52	45.92	47.32	48.72	50.12	51.52	
61¼	63½	65½	58	46.00	47.40	48.80	50.20	51.60	53.00	
63¼	65½	67½	60	47.48	48.88	50.28	51.68	53.08	54.48	

Width Minimum	Width Maximum	Width Brick	Width Glass	Height 67	69	71	73	75	77	Minimum.
				69½	71½	73½	75½	77½	79½	Maximum.
				70	72	74	76	78	80	Brick.
				62	64	66	68	70	72	Glass.
15¼	17½	19½	12	$25.04	$25.96	$26.96	$27.88	$28.88	$29.80	
17¼	19½	21½	14	26.04	27.04	27.96	28.96	29.88	30.88	
19¼	21½	23½	16	27.12	28.04	29.04	29.96	30.96	31.88	
21¼	23½	25½	18	28.12	29.12	30.04	31.04	31.96	32.96	
23¼	25½	27½	20	29.20	30.12	31.12	32.04	33.04	34.16	
25¼	27½	29½	22	30.20	31.20	32.12	33.12	34.24	35.44	
27¼	29½	31½	24	31.28	32.20	33.20	34.32	35.52	36.64	
29¼	31½	33½	26	32.28	33.28	34.40	35.60	36.72	37.92	
31¼	33½	35½	28	33.36	34.48	35.68	36.80	38.00	39.20	
33¼	35½	37½	30	34.56	35.76	36.88	38.08	39.28	40.68	
35¼	37½	39½	32	35.84	36.96	38.16	39.36	40.76	42.16	
37¼	39½	41½	34	37.04	38.24	39.44	40.84	42.24	43.64	
39¼	41½	43½	36	38.32	39.52	40.92	42.32	43.72	45.12	

Width Minimum	Width Maximum	Width Brick	Width Glass	Height 67	69	71	73	75	77	Minimum.
				69½	71½	73½	75½	77½	79½	Maximum.
				70	72	74	76	78	80	Brick.
				62	64	66	68	70	72	Glass.
41¼	43½	45½	38	$39.66	$41.00	$42.40	$43.80	$45.20	$46.60	
43¼	45½	47½	40	41.08	42.48	43.88	45.28	46.68	48.08	
45¼	47½	49½	42	42.56	43.96	45.36	46.76	48.16	49.56	
47¼	49½	51½	44	44.04	45.44	46.84	48.24	49.64	51.04	
49¼	51½	53½	46	45.52	46.92	48.32	49.72	51.12	52.52	
51¼	53½	55½	48	47.00	48.40	49.80	51.20	52.60	54.00	
53¼	55½	57½	50	48.48	49.88	51.28	52.68	54.08	55.48	
55¼	57½	59½	52	49.96	51.36	52.76	54.16	55.56	56.96	
57¼	59½	61½	54	51.44	52.84	54.24	55.64	57.04	58.44	
59¼	61½	63½	56	52.92	54.32	55.72	57.12	58.52	59.92	
61¼	63½	65½	58	54.40	55.80	57.20	58.60	60.00	60.40	
63¼	65½	67½	60	55.88	57.28	58.68	60.08	60.48	61.88	

Frame, ventilator, two glass panels for double and one glass panel for single, and one screen included in the price on the building-craft window.

Extra screen for double hung window, add 15%
Without screen, deduct..... 15%

Prices on Circle-top building-craft windows upon request.

Oriel window price is the same as the double hung window of same frame size.

Extras

Cadmium plated screwnails—package of 50 (enough for about 4 windows)..... $0.10
Caulking compound (one gallon cans).. 2.00
Offset strips for offset headers (about 10 ft. per window where required) (per lin. ft.)..... .02

(e) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(f) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers, except retailers, upon resale.

(g) The Building-Craft Products Company, 50 South 21st Street, Pittsburgh 3, Pennsylvania, shall attach a tag to each item covered by this order, substantially the following information:

OPA Maximum Retail Price $------

Plus actual installation charges not exceeding $2.00 per window. Or the charge established in the appropriate area order whichever is lower.

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 21, 1946.

Issued this 20th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8448; Filed, May 20, 1946; 12:00 m.]

[MPR 591, Order 509]

ORANGE SCREEN CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net delivered prices for sales by any person to consumers of the following sizes of extruded aluminum slip-in screens, complete with screening and hardware, manufactured by Orange Screen Company of Maplewood, New Jersey, and as described in the application dated April 8, 1946 which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

ALUMINUM SLIP-IN SCREENS
SCHEDULE OF MAXIMUM PRICES

Double hung glass size:	*Maximum net prices on sales to consumers*
20 x 15	$3.50
24 x 20	4.04
24 x 24	4.28
24 x 26	4.46
24 x 28	4.61
26 x 24	4.44
26 x 26	4.59
26 x 28	4.74
27 x 24	4.50
27 x 26	4.65
27 x 28	4.80
28 x 24	4.56
28 x 26	4.72
28 x 28	4.87
30 x 24	4.69
30 x 26	5.00
32 x 24	4.80

(b) The maximum net delivered prices on sales to dealers by any person shall be the maximum prices specified in (a) above less a discount of 33⅓ percent.

(c) The maximum net prices f. o. b. point of shipment on sales to jobbers by any person shall be the maximum prices specified in (a) above less successive discounts of 40 and 10 percent.

(d) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(e) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers except dealers upon resale.

(f) The Orange Screen Company, Maplewood, New Jersey shall attach a tag to each item covered by this order containing substantially the following:

OPA Maximum Retail Price Not Installed—
$------
(Do Not Detach)

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 21, 1946.

Issued this 20th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8494; Filed, May 20, 1946; 4:46 p. m.]

[MPR 592, Order 32]

TORONTO FIRE CLAY CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 32 under section 16 of Maximum Price Regulation 592. The Toronto Fire Clay Company. Docket No. 6122-592.16-196.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 16 of Maximum Price Regulation 592; *It is ordered:*

(a) The maximum net prices for sales by the Toronto Fire Clay Company, Toronto, Ohio, of clay building brick and structural clay tile to its various classes of purchasers may be increased by an amount not in excess of $1.00 per thousand for standard size brick equivalents or by an amount not in excess of $0.40 per ton for structural hollow tile.

(b) If the Toronto Fire Clay Company had an established differential in prices during the month of March 1942 for nonstandard sizes of brick, it may convert the adjustment granted herein for standard size brick on the basis of the con-

version factors or formulae in use by it during March 1942 in establishing price differentials between standard size brick and the other sizes.

(c) Any person purchasing any of the products covered by this order produced by the Toronto Fire Clay Company for the purpose of resale in the same form may increase his presently established prices under the General Maximum Price Regulation by adding the dollars-and-cents increase in cost resulting from the increase permitted the manufacturer in (a) above. Notwithstanding the provisions of this paragraph, in any area where specific maximum prices are fixed by an area pricing order such specific maximum prices shall apply in that area.

(d) All requests of the application not granted herein are denied.

(e) This order may be amended or revoked by the Office of Price Administration at any time.

This Order No. 32 shall become effective May 21, 1946.

Issued this 20th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8497; Filed, May 20, 1946; 4:47 p. m.]

[Rev. SO 119, Order 214]

OVERLY MFG. CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 214 under revised Supplementary Order 119. Docket No. 6123–SO 119–118.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to Section 13 of Revised Supplementary Order No. 119; it is ordered:

(a) *Maximum prices for The Overly Manufacturing Company, Greensburg, Pennsylvania.* (1) The above manufacturer may determine his maximum prices for his line of metal clad doors, metal clad frames and metal door frames by increasing by 9.1 percent his prices on these items in effect on October 1, 1941, to each class of purchaser.

(2) Since the provisions of this order are not intended to reduce properly established maximum prices, the manufacturer may continue to use as his maximum prices to each class of purchaser his properly established prices in effect under Maximum Price Regulation No. 591 in the event that such prices exceed the prices in effect to each class of purchaser on October 1, 1941, plus the increase provided for in (1) above.

(3) The maximum prices set forth above shall be subject to discounts and allowances including transportation allowances and price differentials which are at least as favorable as those the manufacturer extended or rendered or would have extended or rendered to each class of purchaser on commodities in the same general category during March, 1942.

(b) *Resellers' maximum prices.* All resellers of the commodities covered by this order (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their presently established maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted the manufacturer by this order.

(c) *Notification to all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment granted by this order is put into effect:

Order No. 214 under Revised Supplementary Order No. 119 authorizes a 9.1 percent increase in October 1, 1941 net prices for sales of metal clad doors, metal clad frames and metal door frames manufactured by this company.

Resellers (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their existing maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted by Order No. 214.

(d) All prayers for relief not granted herein are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective May 21, 1946.

Issued this 20th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8502; Filed, May 20, 1946; 4:48 p. m.]

Regional and District Office Orders

[Region II Gen. Order G-2 Under 18 (c)]

COOPERATIVE G. L. F. FARM SUPPLIES, INC.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1499.18 (c) of the General Maximum Price Regulation; *It is ordered:*

1. That Cooperative G. L. F. Farm Supplies, Inc., Ithaca, New York, may add to its lawful delivered cost of imported and domestic cane blackstrap molasses and domestic beet sugar final molasses its March, 1942 mark-up, said mark-up to be 20¢ per ton for direct shipments, and the barreling differentials customary to the trade in March, 1942 for molasses which is broken up at wholesale warehouse points.

2. That "Service Agencies" purchasing imported and domestic cane blackstrap molasses and domestic beet sugar final molasses from Cooperative G. L. F. Farm Supplies, Inc. may add to their lawful delivered cost their March, 1942 mark-up, and, when such molasses is acquired in tank cars and barreled by such "Agencies", the barreling differentials customary in the trade in March, 1942.

3. If any "Service Agency" did not have a ceiling price in March, 1942 for such commodities, such "Agency" is hereby permitted to take the ceiling price of the nearest G. L. F. "Service Agency".

4. "Service Agencies" or "Service Agency" as used in this order refers to those separate corporations, partnerships or individually owned farms which act as agents for Cooperative G. L. F. Farm Supplies, Inc. and as such purchase the food production supplies required by G. L. F. members in their locality.

5. All prayers of the application of Cooperative G. L. F. Farm Supplies, Inc. not granted herein are denied.

6. Cooperative G. L. F. Farm Supplies, Inc. may, within sixty days after the effective date of this order, file with this Office a request for review of the order by the Administrator of the Office of Price Administration.

7. A copy of this order has been filed with the Division of the Federal Register where it is open for inspection by the public.

8. This order may be revoked or amended by the Price Administrator or the Regional Administrator at any time.

This order shall become effective immediately.

Issued this 26th day of April 1946.

LEO F. GENTNER,
Regional Administrator.

[F. R. Doc. 46-8362; Filed, May 17, 1946; 4:49 p. m.]

[Region II Order G-3 Under MPR 592, Amdt. 1]

CONSTRUCTION MATERIALS AND REFRACTORIES IN NEW YORK REGION

For the reasons set forth in the accompanying opinion and under the authority vested in the Regional Administrator of the Office of Price Administration by the Emergency Price Control Act of 1942 as amended and by section 16 of MPR 592, as amended, *It is hereby ordered*, That:

(1) Order No. G–3 under section 16 of MPR 592 issued on April 4, 1946, is hereby amended by striking out paragraph (a) of said order, and inserting in place thereof the following:

(a) The maximum prices of Terry Brick Corporation of Kingston, New York, for common brick are adjusted as follows:

F. o. b. yard wholesale	$16.55 per thousand subject to a discount of 50¢ per thousand for cash payment.
Delivered New York	$18.90 per thousand subject to an allowance of $1.00 per thousand for unloading and 50¢ per thousand for cash payment.

Any other customary discounts, allowances, or price differentials shall be maintained.

(2) Except as hereby amended, Order No. G–3 under section 16 of MPR 592, shall remain the same, and all conditions and provisions thereof shall remain applicable.

This amendment shall become effective immediately.

Issued this 8th day of May 1946.

LEO F. GENTNER,
Regional Administrator.

[F. R. Doc. 46-8361; Filed, May 17, 1946; 4:48 p. m.]

[Region III Order G-10 Under Gen. Order 68]

STOCK MILLWORK FOR INDIANAPOLIS, IND., AREA

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and under the authority of General Order 68, it is ordered:

SECTION 1. *What this order covers.* This order covers all sales of stock millwork at the retail level made by any seller located in the Indianapolis, Indiana Area and all sales at the retail level made within the Indianapolis, Indiana Area.

SEC. 2. *Geographical area covered.* The geographical area covered consists of the counties of Marion, Boone, Hamilton, Madison, Hancock, Shelby, Johnson, Morgan and Hendricks, all of which counties are in the State of Indiana.

SEC. 3. *Definition of sales at retail level.* A sale at retail level is a sale to a consumer or to a purchaser for resale on an installed basis and not for resale uninstalled. A sale at retail level includes the type of sale referred to in the trade as a "contract sale" wherein the seller provides his own measurements and specifications from plans and specifications furnished by the buyer, quotes a flat price, and guarantees sufficient material to complete a particular job.

SEC. 4. *Definition of stock millwork.* "Stock millwork" in this order includes such standard woodwork items listed in Appendix A and also any woodwork which is described as stock millwork in the following regulations: MPR 44, (Douglas Fir Doors); RMPR 293; (Stock Millwork); and MPR 589, (Douglas Fir Stock Millwork).

SEC. 5. *Maximum prices.* The maximum dollar and cent prices for stock millwork are provided in Appendix A which is attached to and made a part of this order.

The prices provided herein are the maximum which may be charged for the stock millwork items shown whether purchased from manufacturers, jobbers, or self-produced. A seller may quote on a contract basis provided that he maintains records showing complete calculations for each item in his contract price and provided that the contract price is based on prices permitted by this order as well as any other applicable regulation. Contract sales may not exceed the sum total of the maximum stock millwork prices for each and all items in the contract. Prices lower than the maximum prices may be charged.

SEC. 6. *Delivery additions.* The prices set forth in this order include all additions or charges for delivery. No deduction need be made where the purchaser elects to make his own delivery.

SEC. 7. *Maximum prices for stock millwork items not listed in Appendix A.* The maximum price for any stock millwork item not listed in Appendix A shall be the basic jobber's carload price for that item as provided in MPR 525 to which may be added 33⅓%. Where jobber's lists have been issued on stock millwork and such lists provide for ⅓ off to dealers, those retail list prices must be reduced by at least 11%. All such prices may be rounded off to the nearest 5 cents.

SEC. 8. *Discounts and allowances.* The maximum prices in this order include all commissions. All customary discounts for cash must be continued.

SEC. 9. *Relationship of this order to MPR 44, RMPR 293, and GMPR.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order. Except to the extent they are inconsistent with the provisions of this order, all other provisions of MPR 44, RMPR 293, and the General Maximum Price Regulation except section 18 are applicable to sales covered by this order, depending on the millwork involved.

SEC. 10. *Record keeping.* Each seller must keep at his place of business available for inspection by representatives of the OPA for so long as the Emergency Price Control Act of 1942 is amended or remains in effect, records concerning each sale covered by this order, showing the following:

1. Name and address of purchaser.
2. Place of delivery.
3. Date of transaction.
4. An itemized description of the materials and services involved, and the prices charged.
5. If the stock millwork is sold on a firm contract price basis and includes two or more different items, the seller must keep a record describing his calculations of each item sold by reason of such firm contract price.

SEC. 11. *Evasion.* On and after the effective date of this order, any person covered by this order who sells or offers to sell at a price higher than the ceiling price permitted by this order, or otherwise violates any of the provisions of this order, shall be subject to the criminal penalties, civil enforcement actions, license suspension proceedings and suits for treble damages as provided for by the Emergency Price Control Act of 1942 as amended. No person subject to the order may evade any of the provisions of the order by any scheme or device. No person subject to this order may as a condition of selling any particular building material, require a customer to buy anything else. Any such evasion is punishable as a violation of this order.

SEC. 12. *Posting.* Every seller making a sale covered by this order shall post a copy of this list of maximum prices fixed by this order.

SEC. 13. *Revocation or amendment.* This order may be revised, amended, modified or revoked at any time by the Office of Price Administration.

This order shall become effective March 22, 1946.

Issued: March 8, 1946.

J. F. KESSEL,
Regional Administrator.

APPENDIX A—MAXIMUM RETAIL PRICES STOCK MILLWORK IN THE INDIANAPOLIS METROPOLITAN AREA

TABLE 1—3X PAN. 1 LT. DOORS

[All items shown are stock. Glass opg. in 2-8 x 5-8, 24 x 30 to 24 x 34]

W4–BW2662, No. 1 Ponderosa Pine

Size	1⅜" Open	1⅜" SSB	1¾" Open	1¾" SSB
2- 6 x 6- 0	$7.50	$8.10		
6- 6	7.50	8.10	$10.65	$11.85
6- 8	7.55	8.50	10.60	12.00
7- 0	8.15	10.10	11.35	13.35
2- 8 x 6- 8	7.80	8.55	10.85	11.35
		DSB		DSB
2- 8 x 7- 0	8.35	$9.90	11.65	$13.85
2-10 x 6-10	8.45	10.60	11.80	14.00
3- 0 x 6- 8	8.20	9.80	11.45	12.90
7- 0	8.70	11.15	12.20	14.50

W4–BW2662 No. 2 Ponderosa Pine

Size	Open	SSB
2-6 x 6-6	$6.95	$7.70
2-8 x 6-8	7.35	8.15

W4–BW2662–CP118 No. 1 Fir

Size	1⅜" Open	1⅜" SSB	1¾" Open	1¾" SSB
2-6 x 6-6	$6.50	$7.45		
2-8 x 6-8	6.75	8.35	$7.10	

Size	BW2662 No. 2 fir 1⅜" Open	BW2662 No. 2 fir 1⅜" SSB	W4–BW2262–CP118 No. 3 fir 1¾" Open	W4–BW2262–CP118 No. 3 fir 1¾" SSB
2-6 x 6-6	$5.95	$7.00	$5.75	$6.80
2-8 x 6-8	6.20	7.05	6.00	7.15

For extras see Table 24.

TABLE 2—3X PAN. 4 LT. DOORS

Items marked (*) are stock.

W5–BW2666 No. 1 Pond. Pine

Size	1⅜" Open	1⅜" SSB	1¾" Open	1¾" SSB
2- 6 x 6- 6	*$8.50	*$9.30		
6- 8	*8.60	*9.45	*$11.80	*$13.20
2- 8 x 6- 8	*8.80	*9.45	*12.10	*12.85
7- 0	9.35	10.30		
2-10 x 6-10	10.95	13.85		
3- 0 x 6- 8	9.00	10.10	12.70	13.55
7- 0	*9.50	*11.15	*13.55	*14.45

W5–BE2666 No. 2 Pond. Pine

2-6 x 6-6	*$7.95	*$8.80		
2-8 x 6-8	*8.25	*8.95		

W5–BW2666–CP416 No. 1 Fir

2- 6 x 6- 0	*$6.90	*$8.10		
6- 6	*7.15	*8.10		
6- 8	*7.25	*8.25		
2- 8 x 6- 0	*7.05	*8.45		
6- 8	*7.40	*8.25	*$9.40	*$10.80
7- 0	*8.00	*9.10		
2-10 x 6-10	*8.20	*9.35		
3- 0 x 6- 8	*8.00	*9.70	*10.55	*11.60
7- 0			*11.35	*12.45

TABLE 2—3X PAN. 4 LT. DOORS—continued

BW2266 No. 2 Fir

Size	1⅜" Open	1⅜" SSB	1¾" Open	1¾" SSB
2- 6 x 6- 0	*$6.75	*$8.00		
6- 6	*6.85	*7.90		
6- 8	*6.90	*7.95		
2- 8 x 6- 0	*6.90	*8.35		
6- 8	*7.05	*7.95	*$8.90	*$9.80
7- 0	*7.80	*9.00		
2-10 x 6-10	*8.00	*9.80		
3- 0 x 6- 8	*7.85	*9.35	*10.25	*11.35
7- 0			*11.05	*12.20

W5–BW2266–CP416 No. 5 Fir

2- 6 x 6- 6	*$8.85	*$7.25		
2- 8 x 6- 8	*6.05	*7.55		

For sizes not listed see Table 1.

TABLE 3—LONG LIGHT DOORS WITH PANELS BELOW

Items marked (*) are stock. Glass opg. in 2-8 x 6-8 W6–2276–CP114 approx. 22 x 36 to 24 x 36. Glass opg. in 2-8 x 6-8 W8–BW2290 approx. 22 x 44 to 22 x 46.

No. 1 Ponderosa pine	W6–BW2276 2X panel 1 light Open	W6–BW2276 2X panel 1 light DSB	W6A–BW2272 2X panel 3 lt. wide Open	W6A–BW2272 2X panel 3 lt. wide DSB
1⅜":				
2-6 x 6-6	*$7.05	*$9.00	*$8.15	*$9.50
2-8 x 6-8	*7.35	*9.20	8.40	9.85
7-0	*7.90	*10.85	8.95	10.45
3-0 x 6-8	*7.65	*10.90	8.65	11.95
7-0	*8.20	*11.80	9.30	12.85
1¾":				
2-8 x 6-8	*10.25	*11.95	11.55	13.05
7-0	*11.05	*14.10	12.35	14.10
3-0 x 6-8	*11.00	*13.40	12.05	13.75
7-0	*11.55	*14.50	12.85	14.55

No. 1 Ponderosa pine	BW2275 2X panel 3 lt. high Open	BW2275 2X panel 3 lt. high SSB	W6B–BW2274 2X panel 9 lt. (3W3H) Open	W6B–BW2274 2X panel 9 lt. (3W3H) DSB
1⅜":				
2-6 x 6-6	$8.20	$9.75	$8.80	$11.45
2-8 x 6-8	8.50	10.25	9.05	11.75
7-0	9.00	10.85	9.60	12.30
3-0 x 6-8	8.80	10.75	9.35	12.05
7-0	9.35	11.45	10.00	12.85
1¾":				
2-8 x 6-8	11.55	13.35	12.60	15.30
7-0	12.25	14.20	13.35	16.30
3-0 x 6-8	12.05	14.05	13.10	15.80
7-0	12.85	14.95	13.90	16.85

No. 1 Fir	CP114 2X panel 1 light Open	CP114 2X panel 1 light DSB
1⅜":		
2-8 x 6-8	*$5.75	

No. 1 Ponderosa pine	W8–BW2290 1X panel 1 light Open	W8–BW2290 1X panel 1 light DSB	W13–BW2292 1X panel 3 lt. wide Open	W13–BW2292 1X panel 3 lt. wide DSB
1⅜":				
2- 6 x 6-6	*$7.55	*$10.55	$9.80	$13.55
2- 8 x 6-8	*7.80	*10.30	*8.80	*12.25
2-10 x 7-0	*7.80	*11.35	10.05	13.80
3- 0 x 6-8	*7.35	*11.15	9.45	13.75
7-0	*7.85	*11.70	10.85	15.05
1¾":				
2- 8 x 6-8	*11.10	*13.70	13.85	17.25
7-0	*11.95	*15.50	14.70	19.05
2-10 x 7-0	12.15	16.10	14.90	19.25
3- 0 x 6-8	*11.55	*14.80	14.30	18.65
7-0	*12.40	*15.60	15.15	19.80

TABLE 3—LONG LIGHT DOORS WITH PANELS BELOW—continued

No. 1 Ponderosa pine	BW2291 1X panel 3 lt. high Open	BW2291 1X panel 3 lt. high SSB	W14–BW2294 1X panel 9 lt. (3W3H) Open	W14–BW2294 1X panel 9 lt. (3W3H) DSB
1⅜":				
2- 6 x 6-6	$8.65	$10.50	$9.35	$15.35
2- 8 x 6-8	8.90	10.80	*9.60	*12.50
2-10 x 7-0			10.15	13.50
3- 0 x 6-8	9.20	11.50	9.85	13.35
7-0	9.80	12.30	10.45	14.65
1¾":				
2- 8 x 6-8	12.40	14.30	13.60	16.50
7-0	13.25	15.40	14.45	21.75
2-10 x 7-0			18.70	22.35
3- 0 x 6-8	12.85	15.15	14.05	17.15
7-0	13.65	16.20	16.05	20.00

For extras see Table 24.

TABLE 4—SHORT LIGHT DOORS WITH PANELS BELOW

Items marked (*) are stock. Glass opg. in 2-8 x 6-8, approx. 22 x 18 to 22 x 22.

No. 1 Ponderosa pine	W9–BW2282 2 vert. pan. 1 light Open	W9–BW2282 2 vert. pan. 1 light DSB	W10–BW2286 2 vert. pan. 3 lt. wide Open	W10–BW2286 2 vert. pan. 3 lt. wide DSB	W11–BW2284 2 vert. pan. 6 lt. (3W2H) Open	W11–BW2284 2 vert. pan. 6 lt. (3W2H) DSB
1¾":	*Dol.*	*Dol.*	*Dol.*	*Dol.*	*Dol.*	*Dol.*
2-8 x 6-8	8.25	9.30	*8.95	*10.15	*9.35	*10.90
3-0 x 6-8	*8.50	*10.65	10.30	11.65	10.80	12.45
7-0	*10.45	*11.55	11.20	12.60	11.80	13.45
1¾":						
2-8 x 6-8	*11.50	*12.55	*12.35	*13.50	*12.85	*14.40
7-0	*13.80	*14.80	14.80	15.95	15.30	16.85
3-0 x 6-8	*12.05	*13.25	*12.95	*14.30	*13.50	*15.15
7-0	*13.20	*14.35	14.10	15.40	*14.55	*16.20

No. 1 fir	W28–BW2388 1 pan. 1 lt. Open	W28–BW2388 1 pan. 1 lt. DSB	W29–BW2290 1 pan. 3 lt. W. Open	W29–BW2290 1 pan. 3 lt. W. DSB	W30–BW2292 1 pan. 6 lt. (5W2H) Open	W30–BW2292 1 pan. 6 lt. (5W2H) DSB
1⅜":	*Dol.*	*Dol.*	*Dol.*	*Dol.*	*Dol.*	*Dol.*
2-8 x 6-8	*8.60	*9.80	*9.45	*10.60	9.90	11.10
1¾":						
2-8 x 6-8	*10.45	*11.60	11.25	12.45	11.75	12.95
3-0 x 6-8	*11.45	*12.80	12.30	13.95	12.75	14.05
7-0	*12.15	*13.45	*12.95	*14.25	13.40	14.70

If stool and blocks are omitted from fir doors, deduct $0.80. For other extras see Table 24.

TABLE 5—LONG LIGHT DOORS, 15" BOTTOM RAIL

Items marked (*) are stock. 2-6 widths have 5" face stiles, others have 6" face stiles. No. 1 quality. Glass size in 2-6 x 6-8 20 x 56, 2-8 x 6-8 20 x 56, 3-0 x 6-8 24 x 56.

W32–BW2374 1 Long Lt.

Size	1⅜" Pond. pine Open	1⅜" Pond. pine DSB	1¾" Pond. pine Open	1¾" Pond. pine DSB
2- 6 x 6-6	*$7.55	*$10.90		
6-8	9.50	13.35	*$10.95	*$14.80
7-0	10.10	14.55	*11.75	*15.65
2- 8 x 6-8	*7.80	*11.65	*10.50	*14.40
7-0	*8.40	*12.85	*12.05	*16.60
2-10 x 6-10	*8.45	*12.90	*12.15	*16.70
7-0	*8.55	*13.00	*12.30	*16.80
3- 0 x 6-8	*8.15	*12.60	*10.60	*15.15
7-0	*8.70	*13.35	*11.35	*16.10
7-6			*13.65	*19.30
3- 6 x 7-0			*14.75	*20.35

W34–BW2580 12 Lt. (5W4H)

2-8 x 6-8	*$8.20	*$11.15	*$11.65	*$14.45
3-0 x 6-8			*12.05	*15.30
7-0			*12.80	*15.85

TABLE 5—LONG LIGHT DOORS, 15" BOTTOM RAIL—con.

W36–BW2378 9 Marginal Lt.

Size	1⅜" Pond. pine Open	1⅜" Pond. pine DSB	1¾" Pond. pine Open	1¾" Pond. pine DSB
2-8 x 6-8	*$7.45	*$11.85	*$10.90	*$15.40
3-0 x 6-8			*12.05	*16.20
7-0			*12.80	*17.20

W36–BW2382 15 Lt. (5W5H)

2-8 x 6-8	*$8.65	*$12.75	*$12.20	*$15.65
3-0 x 6-8			*12.70	*16.30
7-0			*13.35	*17.10

W32–BW2374 1 long lt.	1¾" pl. red oak ven. Open	1¾" pl. red oak ven. DSB	1¾" uns. birch vent. Open	1¾" uns. birch vent. DSB
3-0 x 6-8	*$14.95	*$18.70	*$13.20	*$16.95
7-0	*15.80	*19.70	*13.90	*17.80

NOTE: For door sizes not listed or divided differently use W32–BW2374 above, plus extras. See Table 24. For sidelights to match see Table 7.

TABLE 6—ENTRANCE DOORS

Items marked (*) are stock. No. 1 quality

Panel doors 1¾" sq. head	2-8 x 6-8	3-0 x 6-8	3-0 x 7-0
BW2332—6 panel pond. pine	*$12.35	*$13.20	*$14.50
B2337—8 panel pond. pine	*13.50	*14.05	14.85
C1020—6 panel pond. pine	*8.25	*9.20	*15.25
CAMP—6 panel fir		*19.10	*19.35
C1023—2 panel pond. pine		*14.30	*15.20
C1024—8 panel pond. pine			

Glass doors 1¾" sq. head Pond. pine	2-8 x 6-8 Open	2-8 x 6-8 Glzd.	3-0 x 6-8 Open	3-0 x 6-8 Glzd.
BW2336—4 pan. 2 lt.		*$13.85		*$15.05
BW2338—6 pan. 2 lt.				*17.45
BW2340—4 pan. 4 lt.				*23.75
BW2342—4 pan. 4 lt.		*21.45		*22.45
BW2347—4 pan. 9 lt.				*20.10
BW2350—4 pan. 9 lt.				*25.10
BW2354—6 pan. 12 lt.				*32.35
BW2356—6 pan. 3 lt.				*31.50
BW2396—6 pan. 3 lt.				*20.65
BW2400—14 pan. 1 lt.				*16.80
C1021—4 pan. 4 lt.	*$15.00	*$16.00	*$15.80	*25.85
C1025—4 pan. 9 lt.			*22.65	*21.55
C1026—4 pan. 12 lt.	*13.50	*14.15	*17.70	*15.10
C1027—4 pan. 2 lt.			*14.35	*34.25
C1028—6 pan. 3 lt.				*27.35
C1030—4 pan. 4 lt.			*24.30	*30.30
C1060—14 pan. 1 lt.			*17.60	

Glass doors 1¾" sq. head Pond. pine	3-0 x 7-0 Open	3-0 x 7-0 Glzd.
BW2336—4 pan. 2 lt.		$116.05
BW2338—6 pan. 2 lt.		23.40
BW2340—4 pan. 4 lt.		
BW2342—4 pan. 4 lt.		
BW2347—4 pan. 9 lt.		25.75
BW2350—4 pan. 9 lt.		33.05
BW2354—6 pan. 12 lt.		32.10
BW2356—6 pan. 3 lt.		21.70
BW2400—14 pan. 1 lt.	*$16.70	*17.70
C1021—4 pan. 4 lt.	*23.25	*26.85
C1025—4 pan. 9 lt.	*18.35	*22.20
C1026—4 pan. 12 lt.	*15.25	*16.05
C1027—4 pan. 2 lt.		*35.05
C1028—6 pan. 3 lt.	*20.60	*29.30
C1030—4 pan. 4 lt.	*18.90	*21.65
C1060—14 pan. 1 lt.		

Glass doors 1¾" irreg. head pond. pine	3-0 x 6-8 Open	3-0 x 6-8 Glzd.	3-0 x 7-0 Open	3-0 x 7-0 Glzd.
BW2402—14 pan. 1 lt. tudor head		$32.80		$34.15
BW2404—14 pan. 1 lt. circle head		32.80		34.15
C1065—14 pan. 1 lt. circle head	*$30.00	*32.75	*$31.40	*34.15
C1070—14 pan. 1 lt. tudor head	*30.00	*32.75	*31.40	*34.15

TABLE 7—ENTRANCE DOORS & STANDARD SIDELIGHTS

[Items marked (*) are stock. No. 1 quality]

Entrance Doors, Ponderosa Pine

	C1110 1 panel 12 lt. (3W4H) Open	C1110 1 panel 12 lt. (3W4H) DSB	C1224 2 vert. pan. 4 lt. (2W2H) Open	C1224 2 vert. pan. 4 lt. (2W2H) DSB
1¾":				
2-6 x 6-6				
6-8				
2-8 x 6-8	*$9.85	*$14.25		
1¾":				
2-6 x 6-8				
2-8 x 6-8	*13.75	*18.15	*$12.85	*$14.60
7-0	*14.55	*19.25		
3-0 x 6-8	*14.15	*18.90	*13.50	*14.90
7-0	*15.00	*19.95	*14.60	*15.95

	BW2248 C1230 2 vert. pan. 6 lt. (2W3H) Open	BW2248 C1230 2 vert. pan. 6 lt. (2W3H) DSB	C1239 2 vert. pan. 9 lt. (3W3H) Open	C1239 2 vert. pan. 9 lt. (3W3H) DSB
1¾":				
2-6 x 6-6	*$8.25	*$9.75		
6-8	*8.45	*9.90		
2-8 x 6-8	*8.60	*10.15		
1¾":				
2-6 x 6-8	*11.75	*13.10		
2-8 x 6-8	*12.00	*13.40	*$12.30	*$15.10
7-0	*12.75	*14.25		
3-0 x 6-8	*12.45	*14.10	*12.60	*15.95
7-0	*13.20	*15.00		

BW2247 Doors 2 Vert. Pan. 5 Lt. High PP

Size	1⅜" Open	1⅜" DSB	1¾" Open	1¾" DSB
2-6 x 6-6	$8.15	$9.75	$11.20	$12.85
2-8 x 6-8	8.30	10.05	11.35	13.20
3-8 x 6-8			11.90	13.20

Sidelights Pond. Pine Only

18" BR 1⅜" (each)	W32–BW2374 1 long lt. Open	W32–BW2374 1 long lt. DSB	W34–BW2380 8 lt. (2W4H) Open	W34–BW2380 8 lt. (2W4H) DSB
1-0 x 6-8	$5.10	$7.35	$9.85	$11.85
7-0	5.45	7.70	10.20	12.25
1-2 x 6-8	5.25	7.90	10.10	12.20
7-0	5.65	8.25	10.45	12.60
1-4 x 6-8	5.50	8.35	10.25	12.45
7-0	5.85	8.75	10.65	13.00

18" BR 1⅜" (each)	W35–BW2378 6 marg. lt. Open	W35–BW2378 6 marg. lt. DSB	W36–BW2382 10 lt. (2W5H) Open	W36–BW2382 10 lt. (2W5H) DSB
1-0 x 6-8	$8.95	$11.50	$11.10	$13.45
7-0	9.30	11.85	11.45	13.80
1-2 x 6-8	9.10	12.05	11.30	13.80
7-0	9.50	12.45	11.70	14.15
1-4 x 6-8	9.30	12.55	11.45	14.10
7-0	9.70	12.90	11.85	14.50

1⅜" each	C1420 1 pan. 4 lt. Ft Open	C1420 1 pan. 4 lt. Ft DSB
1-0 x 6-8	*$9.55	*$11.15
7-0	*10.35	*12.85

NOTE: For Sidelights not listed or divided differently, use W32–BW2374 above, plus extras. See Table 24. For doors to match sidelights see Table 5.

TABLE 8—DIVIDED FRENCH DOORS IN PAIRS

Items marked (*) are stock. Astragals extra. No. 1 quality.
W designs PP—3⅝" stiles, 8¼" bottom rail.
W designs birch—4" stiles, 9" bottom rail.
BW designs—4" stiles, 9" bottom rail.
All face measure. Glass set with wood stops.

Per pair	BW3392 8 lt. each (2W4H) pond. pine Open	BW3392 8 lt. each (2W4H) pond. pine SSB	W48–BW3400 10 lt each (2W5H) Pond. pine Open	W48–BW3400 10 lt each (2W5H) Pond. pine SSB	W48–BW3400 10 lt each (2W5H) Uns. birch Open	W48–BW3400 10 lt each (2W5H) Uns. birch SSB
1⅜":	*Dol.*	*Dol.*	*Dol.*	*Dol.*	*Dol.*	*Dol.*
4-0 x 6-8	*12.50	*17.10	*12.85	*18.25		
7-0			*13.55	*19.95	*24.90	*30.00
5-0 x 6-8			*13.55	*19.90	*24.20	*29.90
7-0			13.85	19.40	*25.55	*31.45
5-4 x 6-8			*13.30	*20.65	*24.45	*30.40
7-0			14.10	21.80	25.85	32.10
1¾":						
4-0 x 6-8			17.90	24.10		
7-0			19.05	25.50	*26.55	*31.65
5-0 x 6-8			18.45	25.55	*25.85	*31.50
7-0			19.60	26.95	*27.20	*33.05
5-4 x 6-8			18.70	26.10		
7-0			19.70	27.55		

Per pair	W47 9 marg. lt. each, Pond. pine Open	W47 9 marg. lt. each, Pond. pine SSB	12 lt. each (3W4H) Pond. pine Open	12 lt. each (3W4H) Pond. pine SSB	12 lt. each (3W4H) Uns. birch Open	12 lt. each (3W4H) Uns. birch SSB
1⅜":	*Dol.*	*Dol.*	*Dol.*	*Dol.*	*Dol.*	*Dol.*
5-0 x 6-8	*13.70	*19.15	*12.80	*21.15	*25.55	*32.40
7-0			*13.45	*22.15	*26.95	*33.80
5-4 x 6-8	*13.80	*19.80	*12.85	*21.55	25.80	33.10
7-0					*27.20	*34.50
1¾":						
5-0 x 6-9	19.05	24.90	19.10	27.75		
7-0			20.20	28.80	*28.20	*35.10
5-4 x 6-8	19.25	25.30	19.30	28.40	*27.65	*33.90

W49–BW2408 15 Lt. Each (5W5H) Pond. Pine

Per pair	1⅜" Open	1⅜" SSB	1¾" Open	1¾" SSB
5-0 x 6-8	*$13.25	*$22.25	$18.50	$27.60
7-0	*15.35	*24.75	21.45	29.65
5-4 x 6-8	*13.30	*22.40	18.70	27.85

For sizes not listed use Table 10.
For T Astragals see Table 24.

TABLE 9—DIVIDED FRENCH DOORS IN PAIRS AND SINGLE

Items marked (*) are stock. Astragals extra. No. 1 quality.
BW3413-3415—4" stiles, 9" bottom rail.
Single Doors—5" stiles, 9" bottom rail.
All face measure. Glass set with wood stops.

Pond. pine per pair	BW3413 4 lt. high each Open	BW3413 4 lt. high each SSB	BW3415 5 lt. high each Open	BW3415 5 lt. high each SSB
1⅜":				
4-0 x 6-8	$14.70	$18.90	$15.40	$19.65
5-0 x 6-8	15.15	20.55	15.80	21.15
7-0	16.00	21.40	16.70	22.40
5-4 x 6-8	15.25	21.05	15.95	21.65
7-0	16.25	22.10	16.95	23.05
6-0 x 6-8	15.60	21.30	16.25	22.75
7-0	16.55	23.30	17.25	23.15
1¾":				
4-0 x 6-8	20.10	24.45	20.95	25.30
5-0 x 6-8	20.60	26.35	21.70	27.10
6-0 x 6-8	21.60	28.35	22.40	28.90
7-0	23.00	29.75	23.80	30.80

TABLE 9—DIVIDED FRENCH DOORS IN PAIRS AND SINGLE—continued

Pond. pine per door	W48W–BW3401 10 lt. (2W5H) Open	W48W–BW3401 10 lt. (2W5H) SSB	4W6W 12 lt. (3W4H) Open	4W6W 12 lt. (3W4H) SSB	W49W–BW3409 15 lt. (3W5H) Open	W49W–BW3409 15 lt. (3W5H) SSB
1⅜":						
2-6 x 6-8	*$6.50	*$9.55			$7.35	$12.40
7-0	6.90	10.50			11.00	15.80
2-8 x 6-8					7.45	12.45
7-0					11.20	16.30
3-0 x 6-8					10.85	16.05
7-0					11.30	16.55
1¾":						
2-0 x 6-8	*9.10	*12.10				
7-0	9.85	13.00				
2-6 x 6-8	*9.40	*13.10			10.95	15.95
7-0	10.10	13.75			15.15	20.25
2-8 x 6-8					11.05	16.10
7-0					11.60	16.80
3-0 x 6-8					11.20	16.45
7-0					11.75	17.20

CP1536
15 lt. (3W5H)
Fir per door 1¾": 2-8 x 6-8 ..... *$8.25

For sizes not listed use Table 10.
For T Astragals see Table 24.

TABLE 10—DIVIDED FRENCH DOORS AND FRENCH DOOR BLANKS

[Items marked (*) are stock. Astragals extra. No. 1 quality]

BW3380–BW3384—4" stiles, 9" bottom rail, 1 flat panel.
C3200—3⅝" stiles, 8¼" bottom rail, 1 flat panel.
C3201—4¼" stiles, 8¼" bottom rail, 1 flat panel.
W49½ PP—3⅝" stiles, 8¼" bottom rail.
W49½ Birch—4" stiles, 9" bottom rail.
BW490—4" stiles, 9" bottom rail.
W49¾ PP—5" stiles, 11" bottom rail.
BW499½—5" stiles, 11" bottom rail.
All face measure. Glass set with wood stops.

Divided Lt. French Doors

Pond. pine, per pair	BW3380–C3200 1 pan. 8 lt. (2W4H) ea. Open	BW3380–C3200 1 pan. 8 lt. (2W4H) ea. DSB	BW3384–C3200 1 pan. 12 lt. (3W4H) ea. Open	BW3384–C3200 1 pan. 12 lt. (3W4H) ea. DSB
1⅜":				
4-0 x 6-8	*$15.55	*$21.45		
7-0	*17.40	*23.55		
5-0 x 6-8			*$18.35	*$27.15
7-0			*20.40	*29.55
5-4 x 6-8			*19.15	*27.85
1¾":				
4-0 x 6-8	*22.40	*28.35		
7-0	*23.80	*30.00		
5-0 x 6-8			*26.30	*35.20
7-0			*27.75	*36.90

C3201 Single Door 1 Pan. 12 Lt. (3W4H) Pond. Pine

Per door	1⅜" Open	1⅜" DSB	1¾" Open	1¾" DSB
2-6 x 6-8	*$9.50	*$13.85	*$13.65	*$18.10
2-8 x 6-8	*9.55	*13.90	*13.80	*18.25

1 Lt. French Door Blanks

Per pair	W40½–BW499 open Pond. pine 1⅜"	W40½–BW499 open Pond. pine 1¾"	W40¾–BW499½ open Uns. birch 1⅜"	W40¾–BW499½ open Pond. pine 1¾"	W40¾–BW499½ open Pond. pine 1⅜"
4-0 x 6-8	*$11.35	*$16.05	*$16.40	*$13.10	*$18.70
7-0	*14.50	*21.45	*17.30		*24.60
5-0 x 6-8	*11.75	*16.80	*16.65	*13.45	*19.40
7-0	*12.55	*18.10	*18.00	*14.25	*20.70
5-4 x 6-8	*11.80	*20.85	*16.80	*13.45	*19.55
7-0	*13.05	*22.55	*18.25	*14.50	*25.75
6-0 x 6-8	*22.45	*21.45			
7-0	*13.70	*18.75		*17.60	*21.40
8-0					*31.25

For extras to French door blanks, see Table 21.
For T Astragals see Table 24.

TABLE 11—GARAGE DOORS

Items shown are considered as stock. Astragals extra.

Per pair	W70-BW3240-CP639 No. 1 fir, 3 vert. rsd. pan. 6 lt. (3W2H)		W70 mill run Pond. pine, 3 vert. rsd. pan. 6 lt. (3W2H)	
	Open	SSB	Open	SSB
8-0 x 7-0 x 1¾	$20.85	$23.55	$23.60	$26.40
7-6	20.85	23.55	24.20	27.00
8-0	20.85	23.55	24.80	27.60

Per set of 3	W71-BW3242-CP493 No. 1 fir, 2 vert. rsd. pan. 4 lt. (2W2H)		W71 mill run Pond. pine, 2 vert. rsd. pan. 4 lt. (2W2H)	
	Open	SSB	Open	SSB
8-0 x 7-0 x 1¾	$22.20	$24.90	$24.50	$27.00
7-6	22.20	24.90	24.85	27.65
8-0	22.20	24.90	25.45	28.25

W69½ 6 Flat Pan. 6 Lt. (3W2H) No. 1 Fir

Per pair	Open	SSB
7-6 x 7-0 x 1¾	$18.30	$21.00
7-6	18.30	21.00

Per pair	C1445 11 flat pan. 1 lt. No. 1 Pond. pine		C1446 6 flat pan. 6 lt. No. 1 Pond. pine	
	Open	SSB	Open	SSB
8-0 x 7-0 x 1⅜	$25.65	$26.60	$25.45	$29.45
7-6	27.45	28.50	27.25	31.25

Overhead Type Pond. Pine Doors—Per Door *Glzd.*

C1440—7-11¾ x 7-6 x 1¾ V Jt. 3 typetch lts. No. hdw. $50.90
C1444—8-0 x 7-0 x 1⅜ and overmatic hdw 40.95
BW3240—8-0 x 7-0 x 1⅜ and carr-door hdw 43.95

Crane-Fir-Dor Overhead Type Fir Doors—Per Door *Open*

CP38—8-0 x 7-0 x1 ⅜ 8 regular pan. and hdw $34.00
CP388—8-0 x 7-0 x 1⅜ 8 super pan. and hdw 36.00
CP39—8-0 x 7-0 x 1⅜ 14 reg. pan. 8 lt. and hdw 36.00
CP398—8-0 x 7-0 x 1⅜ 14 super pan. 8 lt. and hdw 37.50
C5115—Batten Astragals ⅜ x 2-8 0'' Pond. pine, each .40

TABLE 12—FOUR PANEL DOORS

[All items shown are stock. Raised panels]

W50-BW3280		CP44 No. 1 fir
No. 1 Pond. pine	No. 2 Pond. pine	
¾''	1⅜''	1⅜''
2- 0 x 6- 0 ... $5.30	2-6 x 6-6 ... $7.05	2-0 x 6-0 ... $4.95
1⅜''	2-8 x 6-8 ... 7.45	6-8 ... 5.25
2- 0 x 6- 0 ... 5.95		2-6 x 6-6 ... 5.60
1¾''		6-8 ... 5.70
2- 0 x 6- 0 ... 5.95		2-8 x 6-8 ... 5.85
6- 6 ... 6.40		
6- 8 ... 6.50		
2- 4 x 6- 6 ... 6.85		
6- 8 ... 7.00		
2- 6 x 6- 6 ... 7.45		
6- 8 ... 7.55		
2- 8 x 6- 8 ... 7.90		
7- 0 ... 9.05		
2-10 x 6-10 ... 9.25		
3- 0 x 6- 8 ... 9.10		

For extras see Table 24.

TABLE 13—CROSS PANEL DOORS

[All items shown are stock. Raised panels]

	W52-BW3282 Pond. pine		W52-BW3282—Camp fir		
	No. 1	No. 2	No. 1	No. 2	No. 3
¾'':					
2- 0 x 6- 0	$5.30				
1⅜'':					
2- 0 x 6- 0	5.55		$4.95		
1⅜'':					
2- 0 x 6- 0	5.95		5.35	$5.10	
6- 6	6.15		5.55	5.35	
6- 8	6.30		5.75	5.45	
7- 0	7.10		6.40	6.00	
2- 4 x 6- 6	6.85		5.95		
6- 8	7.00		6.00	5.75	
2- 6 x 6- 0	7.55		6.30	6.10	
6- 6	7.20	$6.75	6.10	5.80	$5.70
6- 8	7.25		6.15	5.85	5.10
7- 0	8.15		6.90	6.55	
2- 8 x 6- 0	7.85				
6- 6	7.70				
6- 8	7.60	7.15	6.35	6.00	5.90
7- 0	8.50		7.10	6.75	
7- 6	9.90				
2-10 x 6-10	9.25				
3- 0 x 6- 8	8.55		7.10	6.80	
7- 0	9.25		7.70	7.30	
1¾'':					
2- 6 x 6- 8	10.00				
7- 0	11.80				
2- 8 x 6- 8	10.75				
7- 0	11.60				
3- 0 x 6- 8	11.70				
7- 0	12.55		10.30	9.70	

For extras see Table 24.

TABLE 14—FLUSH VENEER DOORS V JOINT 1 SIDE

Items shown are stock or worked to order, lights glazed No. 1 quality. Bilt-well and Curtis designs.

1¾'' Ponderosa pine	2-8 x 6-8	2-8 x 7-0	3-0 x 6-8	3-0 x 7-0	3-6 x 7-0
BW2425 sq. top 3 step lts.	$30.30		$31.80	$32.45	
BW2426 gothic top 1 rect. lt.	30.95		32.55	33.15	
BW2432 sq. top 1 rect. lt.	25.10		26.75	27.30	
BW2436 cir. top 1 rect. lt.	29.40		31.00	31.55	
BW2438 cir. top 1 rect. lt.	29.40		31.00	31.55	
BW2440 gothic top 1 rect. lt.	29.40		31.00	31.55	
BW3360 sq. top no. gl. opg.	21.80		23.40	23.90	
C1081 sq. top 1 rect. lt	25.35	$25.90	26.95	27.50	$30.90
C1085 cir. top 1 rect. lt.	29.40	29.95	31.00	31.55	31.95
C1085 gothic top 1 rect. lt.	29.40	29.95	31.00	31.55	34.95
C1089 gothic top 1 rect. lt.	29.40	29.95	31.00	31.55	34.95

Hardwood Doors of Same Design as Shown Above

1¾''	Uns. birch		Plain oak	
	3-0 x 6-8	3-0 x 7-0	3-0 x 6-8	3-0 x 7-0
BW2425	$38.35	$39.00		
BW2426	39.15	39.70		
BW2432	33.30	33.90		
BW2436	37.65	38.15		
BW2438	37.65	38.15		
BW2440	37.55	38.15		
BW3300	29.75	30.50		
C1081	33.35	34.05	$34.40	$35.15
C1085	37.40	38.10	38.45	39.20
C1086	37.40	38.10	38.45	39.20
C1089	37.40	38.10	38.45	39.20

Extras

If fancy head is added or omitted, add or deduct $4.05
If V joints are omitted, deduct 1.50
If V joints 2 sides are required, add 1.50
For open Curtis doors, deduct 1.30

For other designs use Table 24.

TABLE 15—ONE PANEL DOORS

Items marked (*) are subject to stock. Flat panels. No. 1 quality.
W54-BW3294 layout—5'' stiles, 11'' bottom rail.
C3070 layout—4¼'' stiles, 8¼'' bottom rail.
All face measure.

Size	W54-BW3294 CP22 Fir, 1⅜''	W54-BW3294 Ponderosa pine rls.		
		Fir panel 1⅜''	Uns. gum panel 1¼''	1⅜''
1-6 x 6-8	*$5.50	*$6.70	*$7.40	
2-0 x 6-0	*5.25	6.95	7.50	
6-6	*5.50	7.20	7.80	$9.60
6-8	*5.65	*6.70	7.40	
7-0		*7.80	8.50	
2-4 x 6-6	*5.80			
6-8	*5.95	*7.35	*8.15	
2-6 x 6-6	*6.50	7.75	8.90	
6-8	*6.15	*7.55	*8.20	10.90
7-0	*6.60	8.95	9.65	11.50
2-8 x 6-8	*6.30	*7.90	*8.50	11.55
7-0	*6.80	9.30	10.10	12.35
3-0 x 6-8				12.45
7-0		9.45		

Size	W54-BW3294 Veneered		C3070 Pond. pine, 1⅜''
	Uns. birch, 1¼''	Pl. red oak, 1¾''	
1-6 x 6-8			*$6.45
2-0 x 6-0			*6.65
6-6	$13.60	$16.55	*6.80
6-8	13.80		*6.45
7-0			*6.90
2-4 x 6-6			*7.10
6-8	14.30	17.25	*7.30
2-6 x 6-6	14.70		*7.40
6-8	14.80	17.70	*7.50
7-0			*8.30
2-8 x 6-8	15.30	18.30	*7.70
7-0			*8.30
3-0 x 6-8			
7-0			

For extras see Table 24.

TABLE 16—ONE PANEL INNER FRAME DOORS

Items marked (*) are stock, flat panels, No. 1 quality.

Size	Camp "Ideal" all fir 1⅜''	W63½-BW3318 Ponderosa pine rls.		
		Fir panel 1⅜''	Uns. gum panel 1⅜''	1¾''
1-6 x 6-8			*$8.40	
2-0 x 6-0			*7.15	
6-6			*7.50	
6-8	*$6.05	*$7.40	*7.65	*$11.00
2-4 x 6-6			*8.30	
6-8	*6.35	*8.15	*8.45	*12.40
7-0				
2-6 x 6-6		*8.40	*8.70	
6-8	*6.50	*8.50	*8.85	*12.75
7-0			10.50	
2-8 x 6-8	*6.65	*8.90	*9.25	*13.30
7-0			*10.95	
3-0 x 6-8				
7-0			*11.95	*16.00

Size	W63½-BW3318 veneered uns. gum		W63½ veneered sel. red gum	
	1⅜''	1¾''	1⅜''	1¾''
1-6 x 6-8				
2-0 x 6-0	*$10.45		*$13.45	
6-6	*10.65		*13.70	
6-8	*10.40	*$12.65	*13.85	*$17.40
2-4 x 6-6	10.90		*14.35	
6-8	10.95	*12.90	*14.45	*18.00
7-0			*15.55	

TABLE 17—SIX-PANEL DOORS

Items marked (*) are stock. Doors under 2-0 wide are 3-panel high to match 6 panel. C3030 doors have flat panels, other doors shown have raised panels. No. 1 quality.

Size	Fir camp	Ponderosa pine				Birch C3030
		BW3268	C3025	C3020	C3030	
1⅜'':						
1-6 x 6-6				*$8.75		
6-8	*$5.55	*$7.75	*$7.80	*8.90	$7.80	
1-8 x 6-8			7.80	8.90	7.80	$13.60
2-0 x 6-0	*$5.25	*6.65	*6.70	*8.45	6.70	13.30
6-6	*5.45	*6.95	*6.95	*8.75		13.55
6-8	*5.55	*7.05	*7.05	*8.00	*7.05	*13.60
7-0		*8.30	8.35	9.45	*8.35	14.60
2-4 x 6-6	*5.75	*7.55	*7.55	*9.45	*7.55	14.10
6-8	*5.85	*7.75	*7.75	*8.70	*7.75	*14.20
7-0			9.05	9.90	9.05	15.20
2-6 x 6-6	*5.90	*7.90	*7.90	*9.80	*7.90	14.55
6-8	*5.95	*7.95	*7.95	*9.00	*7.95	*14.60
7-0		*9.45	9.45	*10.55		15.60
2-8 x 6-8				10.15		
6-8	*6.10	*8.30	*8.35	*9.35	*8.35	*15.05
7-0		*9.80	9.80	*10.90	*9.80	
3-0 x 6-6				10.80		
6-8				10.95		
7-0				11.70		
1¾'':						
1-6 x 6-6			10.30			
6-8			10.50			
1-8 x 6-8			10.50			
2-0 x 6-0			9.85			
6-6			10.30			
6-8			10.50	*12.45		
7-0			11.20	13.70		
2-4 x 6-6			11.20	13.70		
6-8			11.35	*12.55		
7-0			12.20	14.75		
2-6 x 6-6			11.65	14.20		
6-8			*11.65	11.80	*13.05	16.25
7-0				12.75	*14.30	
2-8 x 6-6				12.15	14.70	
6-8		*$8.25	*12.25	12.40	*13.50	
7-0				13.25	*14.80	
3-0 x 6-6				13.15	15.65	18.00
6-8		*9.20		13.30	*14.35	19.00
7-0				14.25	*15.25	

For extra, see Table 24.

TABLE 18—EIGHT PANEL DOORS

Items marked (*) are stock. Flat panels. No. 1 quality. Doors under 2-0 wide are 4 panel high to match 8 panel.

Size	C3050 8 rect. panel			
	Pond. pine		Pl. red oak	
	1⅜''	1¾''	1⅜''	1¾''
1-6 x 6-8	*$8.60		$15.55	
1-8 x 6-8	*8.60		15.55	
2-0 x 6-0	*8.25		15.20	
6-6	*7.95		15.45	
6-8	*7.65	*$9.00	*7.95	*8.90	$11.60
7-0			9.50	10.60	13.40
2- 4 x 6-6			9.10	10.25	12.90
6-8	*8.75	*10.40	*8.65	9.65	12.55
6-8	*8.60	*10.20	*8.80	*9.85	12.85
7-0			10.40	11.65	14.70
2- 6 x 6-0			9.45	10.65	13.40
6-6	*9.20	*10.90	*9.05	10.10	13.20
6-8	*8.70	*10.35	*9.15	*10.25	13.40
7-0			10.25	11.45	14.45
2- 8 x 6-6	*9.55	*11.30	10.35	11.60	14.65
6-8	*9.20	*10.85	9.60	*10.75	14.00
7-0			10.70	11.95	15.10
2-10 x 6-6	*9.95	*11.85			
6-8	*10.20	*12.05			
6-10			11.65	13.10	16.50
7-0			11.80	12.25	16.75
3- 0 x 6-8	*10.55	*12.55	*11.45	12.80	16.15
7- 0			12.40	13.85	17.45
1⅜'':					
2- 6 x 6- 8			11.95	13.10	16.15
7- 0			12.75	14.05	17.25
2- 8 x 6- 8			12.40	13.65	16.75
7- 0			13.20	14.55	17.90
2-10 x 7- 0			13.70	15.10	18.60
3- 0 x 6- 8			13.30	14.65	18.00
7- 0			14.25	15.70	19.35

For extras see Table 24.

TABLE 19—MIRROR DOORS

The following includes preparing desired stock door for mirror, mirror, and the mirror set in the door, but does not include the door.

Flush Full Length Mirror Extras to Fir and Ponderosa Pine Doors

Door size	1 panel door		Inner frame door		2 panel door	
	Plain plate	Bevel plate	Plain plate	Bevel plate	Plain plate	Bevel plate
2-0 x 6-0	$12.20	$17.20	$15.05	$20.25	$16.35	$22.40
6-6	13.10	19.15	15.95	22.40	17.65	24.85
6-8	13.40	19.85	16.25	23.10	18.00	25.55
7-0	14.00	21.20	16.90	24.45	18.75	27.05
2-4 x 6-8	16.50	23.70	19.45	27.00	21.05	29.40
7-0	17.30	25.25	20.25	28.55	21.95	31.05
2-6 x 6-6	17.45	24.65	20.45	28.05	23.90	32.25
6-8	17.90	25.50	20.90	28.85	24.45	33.15
7-0	18.80	27.15	21.80	30.50	25.55	35.00
2-8 x 6-8	19.35	27.30	24.20	32.55	26.15	35.25
7-0	22.20	30.90	25.35	34.40	27.35	37.20
3-0 x 6-8	24.30	33.00	27.50	36.60	29.55	39.35
7-0	25.65	35.05	28.80	38.60	30.95	42.00

Door size	6 panel door		8 panel door	
	Plain plate	Bevel plate	Plain plate	Bevel plate
2-0 x 6-0	$20.25	$26.30	$24.35	$30.80
6-6	21.55	28.75	25.65	33.20
6-8	21.90	29.45	26.00	33.95
7-0	22.65	30.95	26.75	35.45
2-4 x 6-8	24.95	33.30	29.15	37.85
7-0	25.85	34.95	31.95	41.35
2-6 x 6-6	27.80	36.15	32.10	40.80
6-8	28.35	37.05	32.70	41.75
7-0	29.45	38.90	33.75	43.55
2-8 x 6-8	30.05	39.15	34.40	43.55
7-0	31.25	41.10	35.60	46.15
3-0 x 6-8	33.45	43.25	37.95	48.45
7-0	34.85	45.90	39.30	50.75

For hardwood doors, add to above, as follows:

Inner

1 Pan	$0.60
Fr	1.35
2 Pan	1.20
6 Pan	2.40
8 Pan	3.45

For planted on mirrors, use extras (Table 24) and mirror charge (Table 27).

TABLE 20—FLUSH VENEERED DOORS WITH HOLLOW CORE

Items marked (*) are stock. No. 1 quality.

	W-Streamliner		BW3333-New Londoner			
	Fir	Uns. birch	Uns. gum	Uns. birch	Pl. R. Oak	
1⅜'':						
1- 6 x 6- 6	*$7.65	*$9.00				
6- 8	*7.75	*9.15	*$8.70	$8.95	$12.35	
2- 0 x 6- 0	*7.65	*9.00	*8.20	9.15	11.60	
6- 6	*8.10	*9.45	*7.85	8.75	11.40	
6- 8	*7.65	*9.00	*7.95	*8.90	11.60	
7- 0			9.50	10.60	13.40	
2- 4 x 6- 0			9.10	10.25	12.90	
6- 6	*8.75	*10.40	*8.65	9.65	12.55	
6- 8	*8.60	*10.20	*8.80	*9.85	12.85	
7- 0			10.40	11.65	14.70	
2- 6 x 6- 0			9.45	10.65	13.40	
6- 6	*9.20	*10.90	*9.05	10.10	13.20	
6- 8	*8.70	*10.35	*9.15	*10.25	13.40	
7- 0			10.25	11.45	14.45	
2- 8 x 6- 6	*9.55	*11.30	10.35	11.60	14.65	
6- 8	*9.20	*10.85	9.60	*10.75	14.00	
7- 0			10.70	11.95	15.10	
2-10 x 6- 6	*9.95	*11.85				
6- 8	*10.20	*12.05				
6-10			11.65	13.10	16.50	
7- 0			11.80	12.25	16.75	
3- 0 x 6- 8	*10.55	*12.55	*11.45	12.80	16.15	
7- 0			12.40	13.85	17.45	
1⅜'':						
2- 6 x 6- 8			11.95	13.10	16.15	
7- 0			12.75	14.05	17.25	
2- 8 x 6- 8			12.40	13.65	16.75	
7- 0			13.20	14.55	17.90	
2-10 x 7- 0			13.70	15.10	18.60	
3- 0 x 6- 8			13.30	14.65	18.00	
7- 0			14.25	15.70	19.35	

Extras

Rip, top and bottom, add: Fir, $2.50; Hdwd., $3.

NOTE: These doors cannot be reworked for width but may be reduced up to 2'' in height by taking an equal amount from both the top and bottom of door.

TABLE 21—FLUSH VENEERED DOORS WITH HOLLOW CORE

All items shown are subject to stock No. 1 quality.

Mengel Well-Built Interior Flush Doors

	Birch	Gum	Mahogany
1⅜'':			
1-6 x 6-8	$6.45	$5.60	$9.00
2-0 x 6-8	7.50	6.60	10.50
2-4 x 6-8	8.25	7.25	11.55
2-6 x 6-8	8.60	7.50	12.05
2-8 x 6-8	9.05	7.85	12.70
1¾'':			
2-8 x 6-8	8.55		

Mengel De Luxe Exterior Flush Doors

1⅜'': 3-0 x 6-8	$16.50	

Mengel No. 500 Interior Flush Doors

1⅜'':		
1-6 x 6-8	$4.70	
2-0 x 6-8	5.00	
2-4 x 6-8	5.40	
2-6 x 6-8	5.75	
2-8 x 6-8	6.15	

TABLE 22—TWO PANEL DOORS

All items shown are stock. Flat panels.

	W53-BW3314 Camp 82, all fir		W53-BW3314 Pond. pine rls.	
	No. 1	No. 2	Fir panel	Gum panel
1⅜'':				
1-6 x 6-8	$5.90	$5.75	$6.60	
2-0 x 6-0	5.05	4.80	5.60	$6.70
6-6	5.25	5.00	5.90	7.00
6-6	5.35	5.10	6.00	7.10
7-0	6.40	6.15	7.15	
2-4 x 6-6	5.60	5.30	6.50	
6-8	5.65	5.45	6.65	7.85

TABLE 22—TWO PANEL DOORS—continued

	W53–BW3314 Camp 82, all fir		W63–BW3414 Pond. pine rls.	
	No. 1	Nq. 2	Fir panel	Gum panel
2-6 x 6-0	$6.05		$7.15	
6-6	5.75	$5.50	6.85	$8.10
6-8	6.85	5.60	6.90	7.75
7-0	6.50	6.30	7.75	
2-8 x 6-6	6.50	6.25	7.80	
6-8	5.95	5.70	7.25	8.05
7-0	6.65	6.45	8.10	
3-0 x 6-8	7.15	6.85	8.25	
7-0	7.75	7.45	9.35	10.10
1¾":				
2-0 x 6-8				
2-4 x 6-8				
2-6 x 6-8			10.40	11.15
7-0			11.30	
2-8 x 6-8			10.95	11.80
7-0			11.80	
3-0 x 6-8				
7-0			12.75	

	W53–BW3314 Veneered			C3040 Pond. pine
	Uns. gum	Uns. birch	Pl. R oak	
1¾":				
1-6 x 6-8				$6.20
2-0 x 6-0	$9.85	$11.20	$13.65	5.80
6-6	10.05	11.45		6.10
6-8	10.15	11.50	13.65	6.20
7-0				7.40
2-4 x 6-6			14.65	6.75
6-8	10.65	11.80	14.30	6.85
2-6 x 6-0				
6-6	10.95	12.50	15.15	7.05
6-8	11.00	12.20	14.80	7.15
7-0	11.85			8.00
2-8 x 6-6				
6-8	11.45	12.65	15.35	7.45
7-0				8.35
3-0 x 6-8				8.95
7-0				9.65
1¾":				
2-0 x 6-8		13.20	15.65	
2-4 x 6-8		13.80		
2-6 x 6-8	12.65	13.80	16.35	
7-0				
2-8 x 6-8	13.10	14.25	16.95	11.30
7-0				12.15
3-0 x 6-8				12.20
7-0			16.40	13.20

For extras see Table 24.

TABLE 23—FLUSH VENEERED DOORS

Items marked (*) are stock No. 1 quality.

NOTE: 2-8, 3-0 and 3-6 widths in Pond. pine, and 3-0 widths in hardwoods, have ¼" veneers and can be V jointed. All others have ⅛" veneers and cannot be V jointed.

Not V jointed	W18–BW3332		
	Pond. pine	Uns. birch	Pl. R. oak
1¾":			
2-6 x 6-8	*$19.50		
7-0	*20.10		
2-8 x 6-8	*20.25		
7-0	*20.85		
3-0 x 6-8	*21.90	*$28.25	*$29.30
7-0	*22.40	*29.00	*30.05
3-6 x 6-8	*25.25		
7-0	*25.85		

Extras

For designs other than shown on Table 22 use W18BW3332 above, plus extras, as follows:

V jointing, add per side	$1.50
Rework width, not over 2" per edge, add per edge	2.25
Fancy head, any design, add per door	4.05
Glass openings cut in door—Add per light, as follows:	
Rectangular light	2.25
Peak head or peak bottom light	3.95
Half circle head or gothic head light	8.25
Full circle or oval light	10.50
Diamond light	6.00
Hexagonal light	12.95
Divided lights formed by wood bars—Add for glass openings cut in door as above, and add for each additional light formed by straight bars, as follows	.75

NOTE: Glass or glazing is not included in any of above.

TABLE 24—DOOR EXTRAS

	Reduce width		Reduce hgt.	
Panel doors reworked, add	Flr-pp	Hdwd.	Flr-pp	Hdwd.
One panel door	$2.50	$3.00	$2.50	$3.00
Two panel door	3.35	3.90	2.50	3.00
Four panel door			3.75	
Inner frame door	5.05	6.00	5.05	6.00
Rip top and bottom rails			1.35	1.65
Rip and joint stiles	1.65	3.00		

	Flr-pp	Hdwd.
Remove panels to make 1 lt. open with stops	$1.65	$1.95
One panel door prepared for flush mirror	1.65	2.25
Two door panel prepared for flush mirror	3.90	5.10
Four panel door prepared for flush mirror	6.15	8.10
Six panel door prepared for flush mirror	7.80	10.20
Eight panel door prepared for flush mirror	11.55	15.00
Inner frame door prepared for flush mirror	4.20	5.55
Any panel door prepared for planted-on mirror	2.00	2.25

	Reduce width		Reduce hgt.	
Sash doors reworked, add	Flr-pp.	Hdwd.	Flr-pp.	Hdwd.
One long light door (no panels)	$2.50	$3.00	$2.50	$3.00
One panel 1 lt. door	3.35	3.90		
Set in stiles W6-BW2276 door	5.90			
Set in stiles W9-BW2282 door	3.35			
Lower top rail on any 1 lt. door			2.50	3.00
Raise bottom rail W28-BW2368 door			3.35	
Rip top and bottom rails			1.35	
Rip and joint stiles	1.65			

Divided Lights

For open door or sidelight, add open divided lights.

For glazed door or sidelight, add glazed divided lights to the glazed 1 lt. door or sidelight. If 1 lt. door or sidelight is not shown glazed, figure as open divided, and add for glass and glazing as shown on Table 27.

Per divided light	Fir or pond. pine			
	1⅜"		1¾"	
	Open	Glzd.	Open	Glzd.
Rectangular (all drs.)	$0.54	$0.72	$0.63	$0.81
Vertical (pt. pan. drs.)	.66	.90	.81	1.05
Vertical (1 lg. lt. drs.)	1.11	1.53	1.35	1.77
Marginal (all drs.)	.57	.81	.66	.90

Per divided light	Hardwood	
	1⅜" or 1¾"	
	Open	Glzd.
Rectangular (all drs.)	$0.64	$0.64
Vertical (pt. pan. drs.)	.87	1.08
Vertical (1 lg. lt. drs.)	1.44	1.83
Marginal (all drs.)	.72	.93

T astragals	1⅜"		1¾"	
	7-0	8-0	7-0	8-0
Pond. pine, each	$0.72	$0.87	$0.93	$1.20
Birch, gum or oak, each	1.41		1.65	

TABLE 25—FULL SCREENS FOR 2 LT. WESTERN WINDOWS 1⅛" POND. PINE

Items marked (*) are considered as stock. 16 mesh wire. Not pre-fitted. OSM 3¾" wider and 7½" longer than glass size.

2 lt. glass	Galv.	2 lt. glass	Galv.
16 x 16	*$1.65	26 x 26	*$2.28
18	*1.72	28	*2.60
20	*1.82	30	*2.78
24	*1.98	32	2.91
26	*2.08	36	3.11
28	*2.15	28 x 16	2.07
30	2.28	18	2.21
18 x 16	*1.72	20	*2.30
18	*1.82	22	2.44
20	*1.85	24	*2.54
22	1.98	26	*2.68
24	*2.08	28	*2.78
26	*2.15	30	*2.87
28	*2.28	32	3.01
30	2.35	34	3.27
20 x 14	1.68	36	3.11
16	*1.78	30 x 14	2.01
18	*1.88	16	*2.11
20	*1.98	18	2.28
22	*2.08	20	*2.41
24	*2.15	22	2.61
26	*2.28	24	*2.64
28	*2.38	26	*2.74
30	*2.48	28	*2.87
22 x 16	1.85	30	*2.97
18	1.95	32	3.14
20	*2.05	34	3.27
22	2.15	36	3.37
24	*2.28	32 x 16	2.27
26	*2.38	18	2.35
28	*2.48	20	*2.48
30	*2.58	22	*2.71
24 x 16	1.72	24	*2.81
14	*1.82	26	*2.97
16	*1.91	28	*3.11
18	*2.01	30	3.24
20	*2.11	36	3.50
22	*2.28	36 x 20	*2.64
24	*2.38	24	*2.91
26	*2.48	26	*3.07
28	*2.58	28	*3.21
30	2.68	30	*3.34
32	*2.78	32	3.47
34	2.87	36	3.77
36	*3.01	40 x 24	3.14
26 x 16	1.98	26	3.27
18	2.11	28	3.41
20	*2.21	30	3.57
22	2.35	36	4.00
24	*2.44		

For 1 light sash screens figure at 75 percent of 2 light screens of same 2 light glass size.

Odd or intermediate use list of next larger size shown and add 20 percent.

TABLE 26—CURTIS PRE-FITTED FULL WINDOW SCREENS 1⅛" POND. PINE

Items marked (*) are considered as stock. 16 mesh wire. Toxic dipped.

C1498 Screens for 2 lt. Windows

Glass	Wdo. opg.	Galv.	Bronz
12 x 20	1- 4 x 3-10	$2.28	$2.67
26	4-10	2.60	3.05
14 x 16	1- 6 x 3- 2	2.14	2.66
20	3-10	2.42	2.83
26	4-10	2.78	3.41
16 x 20	1- 8 x 3-10	*2.60	*2.91
24	4- 6	*2.21	*2.58
26	4-10	2.92	3.69
18 x 12	1-10 x 2- 6	1.58	2.14
20	3-10	2.60	3.07
26	4- 6	*2.32	*2.98
24	4-10	*2.32	*3.08
28	5- 2	3.13	4.11
20 x 15	2- 0 x 3- 0	*1.93	*2.42
16	3- 2	2.46	3.09
18	3- 6	*2.07	*2.66
20	3-10	*2.18	*2.83
22	4- 2	*2.32	*2.99
24	4- 6	*2.32	*3.08
26	4-10	*2.42	*3.23
30	5- 6	*2.60	*3.41
32	5-10	3.44	4.57
24 x 15	2- 4 x 2- 0	*2.07	*2.67
18	2- 6	*2.18	*2.83
20	3-10	*2.32	*3.00
22	4- 2	*2.46	*3.23
24	4- 6	*2.56	*3.44
26	4-10	*2.67	*3.60
28	5- 2	*2.78	*3.80
30	5- 6	3.66	5.10
32	5-10	3.87	5.38
27 x 12	2- 1 x 2- 6	2.53	3.37
15	3- 0	*2.25	*2.82
18	3- 6	*2.42	*3.24
20	3-10	*2.53	*3.44
22	4- 2	*2.71	*3.69

TABLE 26—CURTIS PRE-FITTED FULL WINDOW SCREENS 1⅛" POND. PINE—continued

C1498 Screens for 2 lt. Windows—Continued

Glass	Wdo. opg.	Galv.	Bronze
27 x 24	2- 7 x 4- 6	*$2.81	*$3.87
26	4-10	*2.95	*4.08
28	5- 2	*3.09	*4.25
30	5- 6	4.01	5.66
32	5-10	4.22	5.87
28 x 24	2- 8 x 4- 6	3.48	4.85
26	4-10	3.66	5.10
28	5- 2	3.87	5.42
32	5-10	4.15	5.87
6 x 12	2-10 x 2- 6	*2.04	*2.67
15	3- 0	*2.35	*3.09
16	3- 2	2.92	3.97
18	3- 6	3.13	4.22
20	3-10	*2.71	*3.69
22	4- 2	3.44	4.78
24	4- 6	*2.88	*3.97
26	4-10	2.99	4.15
28	5- 2	*3.13	*4.39
30	5- 6	4.11	5.84
32	5-10	4.32	6.19
2 x 20	3- 0 x 3-10	*2.67	*3.73
22	4- 2	3.62	5.03
24	4- 6	*2.92	*4.15
26	4-10	*3.09	*4.39
28	5- 2	*3.27	*4.64
30	5- 6	4.20	6.10
32	5-10	4.47	6.51
36 x 24	3- 4 x 4- 6	*3.20	*4.57
26	4-10	*3.34	*4.85
28	5- 2	4.59	6.44
30	5- 6	4.57	6.72
32	5-10	4.99	7.35
40 x 24	3- 8 x 4- 6	*3.41	*4.96
26	4-10	*3.59	*4.27
28	5- 2	4.75	6.96
30	5- 6	4.96	7.35
32	5-10	5.17	7.70

C1494A For 10 lt. Windows

20 x 24,36	2- 0 x 5- 6	*$2.71	*$3.62

C1497 For 15 Lt. Windows

30 x 24,36	2-10 x 5- 6	*$3.37	*$4.52

C1489 For 20 lt. Windows

40 x 24,36	3- 8 x 5- 6	*$4.01	*$5.94

TABLE 27—2 LT. WINDOWS NOT DIVIDED 1⅜" CK., RL. POND. PINE

Indianapolis layout—5" wider and 6½" longer than glass.

Western layout—4" wider and 6" longer than glass.

Items marked (*) are stock, others assembled from KD stock.

Glass size	Indianapolis			Western		
	Open	SSB	DSB	Open	SSB	DSB
12 x 16	$1.55	$2.09	$2.27	$1.42	$1.95	$2.13
20	1.73	2.43	2.70	1.57	2.26	2.54
24	1.67	2.46	2.94	1.51	2.29	2.78
26	1.88	2.73	3.13	1.70	2.54	2.94
28	1.88	2.88	3.22	1.70	2.69	3.03
14 x 16	1.58	2.21	2.43	1.45	2.07	2.29
20	1.58	2.24	2.70	1.45	2.10	2.57
24	1.70	2.64	3.16	1.54	2.47	3.00
26	1.88	2.91	3.34	1.70	2.72	3.16
28	1.76	2.97	3.73	1.61	2.82	3.59
16 x 16	*1.55	*2.18	*2.46	*1.42	*2.04	*2.32
18	1.73	2.46	2.76	*1.57	*2.29	*2.60
20	*1.67	*2.52	*2.88	*1.51	*2.35	*2.72
22	1.88	2.88	3.25	1.70	2.69	3.06
24	*1.70	*2.73	*3.16	*1.54	*2.57	*3.00
26	1.94	3.22	3.56	1.76	3.03	3.68
28	1.79	3.10	3.76	1.64	2.94	3.62
30	2.03	3.49	4.19	1.86	3.31	4.02
18 x 16	1.73	2.46	2.76	*1.57	*2.29	*2.60
18	*1.76	*2.70	*3.10	*1.61	*2.54	*2.94
20	*1.70	*2.67	*3.07	*1.54	*2.51	*2.91
22	1.88	3.13	3.67	1.70	2.94	3.50
24	*1.76	*3.03	*3.61	*1.61	*2.88	*3.47
26	1.97	3.46	4.16	1.80	3.28	3.99
28	2.09	3.58	4.34	1.89	3.37	4.15
30	2.18	3.70	4.52	1.99	3.50	4.33
20 x 14	*1.58	*2.15	*2.55	*1.45	*2.01	*2.41
16	*1.67	*2.40	*2.88	*1.51	*2.23	*2.72
18	*1.88	*2.55	*3.25	*1.70	*2.35	*3.06
20	*1.70	*2.76	*3.46	*1.54	*2.60	*3.31
22	*1.76	*3.07	*3.73	*1.61	*2.91	*3.59
24	*1.79	*3.00	*3.86	*1.64	*2.85	*3.71
26	1.91	3.13	4.07	*1.73	*2.94	*3.90
28	*2.18	*3.28	*4.52	*1.99	*3.06	*4.33
30	2.21	3.46	4.77	*2.02	*3.25	*4.58
22 x 14	*2.09	*3.86	*5.13	*1.89	*3.65	*4.95
26	*2.18	*4.46	*5.59	*1.99	*4.27	*5.42
28	*2.21	*4.49	*5.62	*2.02	*4.30	*5.45
30	*2.49	*5.47	*6.77	*2.27	*5.26	*6.60
32	*2.61	*5.62	*6.99	*2.36	*5.39	*6.78
34	2.61	5.62	6.99	2.36	5.39	6.78
36	2.67	6.04	7.59	2.43	5.82	7.40
24 x 14	2.09	3.52	4.22	*1.89	*3.31	*4.02
16	*2.09	*3.52	*4.22	*1.89	*3.31	*4.02
18	2.18	3.70	4.52	*1.99	*3.50	*4.33
20	*2.21	*3.89	*4.80	*2.02	*3.68	*4.61
24	*2.09	*3.86	*5.13	*1.89	*3.65	*4.95
26	*2.18	*4.46	*5.59	*1.99	*4.27	*5.42
28	*2.21	*4.49	*5.62	*2.02	*4.30	*5.45
30	*2.49	*5.47	*6.77	*2.27	*5.26	*6.60
32	*2.61	*5.62	*6.99	*2.36	*5.39	*6.78
34	2.61	5.62	6.99	2.36	5.39	6.78
36	2.67	6.04	7.59	2.43	5.82	7.40
30 x 14	2.09	3.52	4.22	*1.89	*3.31	*4.02
16	*2.09	*3.52	*4.22	*1.89	*3.31	*4.02
18	2.18	3.70	4.52	*1.99	*3.50	*4.33
20	*2.21	*3.89	*4.80	*2.02	*3.68	*4.61
24	*2.09	*3.86	*5.13	*1.89	*3.65	*4.95
26	*2.18	*4.46	*5.59	*1.99	*4.27	*5.42
28	*2.21	*4.49	*5.62	*2.02	*4.30	*5.45
30	*2.49	*5.47	*6.77	*2.27	*5.26	*6.60
32	*2.61	*5.62	*6.99	*2.36	*5.39	*6.78
34	2.61	5.62	6.99	2.36	5.39	6.78
36	2.67	6.04	7.59	2.43	5.82	7.40
32 x 18	2.82		8.48	2.55		8.27
36 x 20	2.49	4.59	5.68	2.27	4.37	5.48
24	*2.61	*5.25	*6.53	*2.36	*5.02	*6.32
26	2.61	5.62	6.99	*2.36	*5.39	*6.78
28	2.67	6.04	7.59	*2.43	*5.82	*7.40
30	2.70	6.07	7.63	*2.46	*5.85	*7.43
32	2.82		8.48	2.55		8.27
36	2.94		9.18	*2.68		*8.98
40 x 24	2.82	5.77	7.11	2.55	5.51	6.88
26	2.91	6.23	7.78	2.65	5.98	7.56
28	2.94	6.74	8.54	2.68	6.50	8.33
30	3.03	6.83	8.63	2.74	6.57	8.40
32	3.13		9.30	2.84		9.08
36	3.22		10.54	2.93		10.35

TABLE 28—2 LT. WINDOWS NOT DIVIDED 1¾" CK., RL. POND. PINE—continued

Top Divided 5 Lt. Wide—Continued

Glass size	Indianapolis			Western		
	Open	SSB	DSB	Open	SSB	DSB
20 x 32	$2.34	$4.28	$5.22	$2.11	$4.06	$5.02
22 x 16	1.88	2.88	3.25	*1.70	*2.69	*3.06
18	1.88	3.03	3.61	*1.70	*2.85	*3.44
20	1.94	3.25	3.95	*1.76	*3.06	*3.78
22	1.97	3.46	4.16	*1.80	*3.28	*3.99
24	1.91	3.13	4.07	*1.73	*2.94	*3.90
26	1.94	3.25	4.28	*1.76	*3.06	*4.12
28	2.03	3.43	4.46	*1.86	*3.25	*4.30
30	2.21	4.19	5.13	*2.02	*3.99	*4.95
32	2.40	4.49	5.56	*2.18	*4.24	*5.36
24 x 12	1.70	2.49	3.00	*1.54	*2.32	*2.85
14	*1.70	*2.49	*3.00	*1.54	*2.32	*2.85
16	*1.70	*2.64	*3.34	*1.54	*2.47	*3.19
18	*1.79	*2.85	*3.61	*1.64	*2.69	*3.47
20	*1.79	*3.00	*3.86	*1.64	*2.85	*3.71
22	*1.94	*3.13	*4.07	*1.73	*2.94	*3.90
24	*1.94	*3.40	*4.43	*1.76	*3.19	*4.27
26	*2.03	*3.43	*4.46	*1.86	*3.25	*4.30
28	*2.03	*3.64	*4.80	*1.86	*3.47	*4.64
30	*2.09	*3.86	*5.13	*1.89	*3.65	*4.95
32	*2.27	*4.52	*5.65	*2.08	*4.33	*5.48
34	2.58	4.95	6.07	*2.33	*4.71	*5.85
36	*2.61	5.25	*6.53	*2.36	*5.02	*6.32
26 x 14	1.70	2.70	3.10	*1.54	*2.54	*2.94
16	1.76	3.03	3.61	*1.61	*2.88	*3.47
18	1.79	3.19	3.86	*1.64	*3.03	*3.71
20	*1.91	*3.37	*4.07	*1.73	*3.19	*3.90
22	2.18	3.70	4.52	*1.99	*3.50	*4.33
24	*2.03	*3.43	*4.49	*1.86	*3.25	*4.30
26	*2.03	*3.67	*4.86	*1.86	*3.47	*4.68
28	*2.09	*3.95	*5.19	*1.89	*3.75	*5.02
30	*2.34	*4.80	*5.89	2.11	4.58	5.70
32	*2.52	*4.92	*6.04	2.30	4.71	5.85
34	2.61	5.59	6.96	2.36	5.36	6.75
36	2.61	5.62	6.99	2.36	5.39	6.78
28 x 16	1.97	3.34	4.01	*1.89	*3.16	*3.84
18	2.09	3.58	4.34	*1.89	*3.37	*4.15
20	*2.18	*3.70	*4.52	*1.99	*3.50	*4.33
22	2.21	3.89	4.80	2.02	3.68	4.61
24	*2.03	*3.64	*4.83	*1.86	*3.47	*4.68
26	*2.09	*4.25	*5.19	*1.89	*4.06	*5.02
28	*2.18	*4.46	*5.59	*1.99	*4.27	*5.42
30	*2.40	*4.83	*5.98	*2.18	*4.61	*5.79
32	*2.61	*5.59	*6.96	*2.36	*5.36	*6.75
34	2.61	5.62	6.99	2.36	5.39	6.78
36	2.67	6.04	7.59	2.43	5.82	7.40
30 x 14	2.09	3.52	4.22	*1.89	*3.31	*4.02
16	*2.09	*3.52	*4.22	*1.89	*3.31	*4.02
18	2.18	3.70	4.52	*1.99	*3.50	*4.33
20	*2.21	*3.89	*4.80	*2.02	*3.68	*4.61
24	*2.09	*3.86	*5.13	*1.89	*3.65	*4.95
26	*2.18	*4.46	*5.59	*1.99	*4.27	*5.42
28	*2.21	*4.49	*5.62	*2.02	*4.30	*5.45
30	*2.49	*5.47	*6.77	*2.27	*5.26	*6.60
32	*2.61	*5.62	*6.99	*2.36	*5.39	*6.78
34	2.61	5.62	6.99	2.36	5.39	6.78
36	2.67	6.04	7.59	2.43	5.82	7.40
32 x 18	2.82		8.48	2.55		8.27
36 x 20	2.49	4.59	5.68	2.27	4.37	5.48
24	*2.61	*5.25	*6.53	*2.36	*5.02	*6.32
26	2.61	5.62	6.99	*2.36	*5.39	*6.78
28	2.67	6.04	7.59	*2.43	*5.82	*7.40
30	2.70	6.07	7.63	*2.46	*5.85	*7.43
32	2.82		8.48	2.55		8.27
36	2.94		9.18	*2.68		*8.98
40 x 24	2.82	5.77	7.11	2.55	5.51	6.88
26	2.91	6.23	7.78	2.65	5.98	7.56
28	2.94	6.74	8.54	2.68	6.50	8.33
30	3.03	6.83	8.63	2.74	6.57	8.40
32	3.13		9.30	2.84		9.08
36	3.22		10.54	2.93		10.35

TABLE 28—2 LT. WINDOWS TOP DIV. VERT. LTS. 1¾" CK. RL. POND. PINE—continued

Top Divided 5 Lt. Wide—Continued

Glass size	Indianapolis			Western		
	Open	T & B SSB	Top SSB, bot. DSB	Open	T & B SSB	Top SSB, bot. DSB
	Dol.	*Dol.*	*Dol.*	*Dol.*	*Dol.*	*Dol.*
16 x 24	2.12	3.14	3.37	1.92	2.94	3.16
26	2.40	3.67	3.98	2.18	3.44	3.75
28	2.27	3.55	3.83	2.05	3.31	3.59
30	2.52	3.52	4.25	2.27	3.65	3.99
18 x 16	2.24	2.97	3.13	2.02	2.72	2.88
18	2.27	3.19	3.40	2.05	2.64	3.16
20	2.09	3.10	3.28	1.89	2.88	3.07
22	2.34	3.55	3.79	2.11	3.31	3.56
24	2.24	3.43	3.76	*2.02	*3.25	*3.53
26	2.43	3.83	4.16	2.21	3.59	3.91
28	2.52	4.01	4.37	2.27	3.75	4.12
30	2.58	4.16	4.49	2.33	3.90	4.23
20 x 14	1.64	2.55	2.82	*1.83	*2.41	*2.69
16	2.09	2.79	3.13	*1.89	*2.57	*2.91
18	2.27	3.31	3.48	*2.04	*3.06	*3.25
20	2.12	3.13	3.58	*1.92	*2.91	*3.37
22	2.24	3.52	3.79	2.02	3.28	3.56
24	2.27	3.43	3.98	*2.05	*3.19	*3.75
26	2.34	3.73	4.13	*2.11	*3.50	*3.90
28	2.58	4.16	4.49	*2.33	*3.90	*4.23
30	2.58	4.31	4.71	2.33	4.06	4.46
32	3.00	4.86	5.35	2.71	4.55	5.05
22 x 16	2.27	3.31	3.49	2.05	3.06	3.25
18	2.34	3.49	3.76	2.11	3.25	3.53
20	2.40	3.70	4.07	*2.18	*3.47	*3.84
22	2.43	3.83	4.16	*2.21	*3.57	*3.93
24	2.27	3.52	4.10	*2.11	*3.28	*3.90
26	2.37	3.89	4.25	2.14	3.66	4.02
28	2.40	4.04	4.43	2.14	3.78	4.18
30	2.61	4.59	4.98	2.36	4.33	4.74
32	3.03	5.04	5.56	2.74	4.74	5.26
24 x 14	2.09	3.07	3.25	*1.89	*2.85	*3.02
16	2.12	3.00	3.46	*1.92	*2.78	*3.25
18	2.24	3.49	3.76	*2.02	*3.25	*3.53
20	2.27	3.34	3.98	*2.05	*3.19	*3.75
22	2.34	3.76	4.13	2.11	3.53	3.90
24	2.37	3.76	4.34	*2.14	*3.53	*4.12
26	2.40	3.83	4.43	*2.14	*3.56	*4.18
28	2.43	4.28	4.71	*2.21	*4.06	*4.49
30	2.46	4.43	4.95	2.24	4.21	4.71
32	2.85	5.07	5.59	2.59	4.80	5.33
36	3.25	5.83	6.44	2.93	5.51	6.13
26 x 14	2.12	3.13	3.31	1.92	2.91	3.09
16	2.24	3.49	3.76	2.02	3.25	3.53
18	2.27	3.64	3.98	2.05	3.44	3.75
20	2.34	3.76	4.13	2.11	3.53	3.99
22	2.61	4.16	4.49	2.36	3.90	4.24
24	2.37	3.79	4.40	*2.14	*3.

TABLE 29—2 LT. WINDOWS TOP DIV. RECT. LTS. 1⅜" CK., POND. PINE

Indianapolis layout—5" wider and 6¾" longer than glass. Western layout—4" wider and 6½" longer than glass. Items marked (*) are stock, others assembled from KD stock.

Top Divided 6 Lt. (3W2H)

Glass size	Indianapolis			Western		
	Open	T & B SSB	Top SSB, bot. DSB	Open	SSB	Top SSB, bot. DSB
16 x 16	$2.12	$2.97	$3.10	$2.00	$2.75	$2.88
18	2.35	3.31	3.46	2.21	3.06	3.22
20	2.18	3.31	3.46	2.03	3.06	3.22
22	2.49	3.64	3.86	2.34	3.37	3.59
24	2.26	3.49	3.70	2.12	3.23	3.47
26	2.60	4.01	4.59	2.43	3.71	4.30
28	2.35	3.83	4.10	2.21	3.59	3.87
30	2.69	4.22	4.55	2.52	3.93	4.27
18 x 16	2.35	3.31	3.46	2.21	3.06	3.22
18	2.35	3.52	3.67	2.21	3.28	3.44
20	2.23	3.43	3.58	2.09	3.19	3.34
22	2.52	3.92	4.16	2.37	3.65	3.90
24	2.35	3.76	4.01	2.21	3.53	3.78
26	2.66	3.19	4.52	2.49	3.90	4.24
28	2.69	4.28	4.68	2.52	3.99	4.22
30	2.69	4.46	4.80	2.52	4.18	4.54
20 x 14	2.18	2.91	3.22	*2.03	*2.66	*2.97
16	2.18	3.10	3.46	*2.03	*2.85	*3. ca
18	2.49	3.64	3.86	2.34	3.37	3.59
20	2.26	3.43	3.92	2.12	*3.19	*3.68
22	2.32	3.79	4.07	2.18	3.56	3.84
24	2.35	3.70	4.19	*2.21	*3.47	*3.96
26	2.49	4.04	4.37	2.34	3.78	4.12
28	2.66	4.46	4.80	2.52	4.18	4.52
30	2.77	4.59	4.98	2.61	4.30	4.71
32	2.94	4.92	5.35	2.76	4.61	5.05
22 x 16	2.49	3.64	3.86	2.34	3.37	3.59
18	2.52	3.86	4.07	2.37	3.59	3.81
20	2.60	4.07	4.40	2.43	3.78	4.12
22	2.66	4.19	4.52	2.49	3.90	4.24
24	2.49	3.83	4.37	*2.34	*3.56	*4.12
26	2.49	4.16	4.52	2.34	3.90	4.27
28	2.52	4.28	4.68	2.37	4.02	4.43
30	2.77	4.83	5.25	2.61	4.55	4.99
32	2.94	5.10	5.59	2.76	4.80	5.33

Items marked (*) are stock, others assembled from KD stock.

Top Divided 6 Lt. (3W2H)

Glass size	Indianapolis			Western		
	Open	T & B SSB	Top SSB, bot. DSB	Open	T & B SSB	Top SSB, bot. DSB
24 x 14	$2.23	$3.40	$3.55	*$2.09	*$3.16	*$3.31
16	2.26	3.31	3.76	*2.12	*3.06	*3.53
18	2.32	3.76	4.01	*2.18	*3.53	*3.78
20	2.35	3.70	4.19	*2.21	*3.47	*3.96
22	2.49	4.04	4.71	2.34	3.78	4.46
24	2.49	4.01	4.62	*2.34	*3.75	*4.37
26	2.52	4.04	4.68	*2.37	*3.78	*4.43
28	2.60	4.59	4.92	2.43	4.30	4.64
30	2.63	4.74	5.19	2.46	4.46	4.92
32	2.72	5.13	5.65	2.55	4.86	5.39
36	3.09	5.33	6.41	2.88	5.51	6.10
26 x 14	2.26	3.46	3.61	2.12	3.22	3.37
16	2.32	3.76	4.01	2.18	3.53	3.78
18	2.35	3.92	4.19	2.21	3.68	3.96
20	2.49	4.04	4.37	2.34	3.78	4.12
22	2.69	4.46	4.80	2.52	4.18	4.52
24	2.52	4.04	4.68	*2.37	*3.78	*4.43
26	2.60	4.59	4.92	2.43	4.30	4.64
28	2.63	4.83	5.25	2.46	4.55	4.99
30	2.92	5.38	5.92	2.73	5.08	5.64
32	3.00	5.53	6.01	2.82	5.23	5.73
36	3.11	6.14	6.74	2.94	5.82	6.41
28 x 16	2.66	4.10	4.43	2.49	3.81	4.15
18	2.69	4.28	4.68	2.52	3.99	4.46
20	2.69	4.46	4.80	2.52	4.18	4.52
24	2.60	4.28	4.92	*2.43	*3.99	*4.64
26	2.63	4.83	5.25	2.46	4.55	4.99
28	2.69	5.07	5.56	2.52	4.80	5.30
30	2.94	5.41	5.92	2.76	5.11	5.64
32	3.09	6.11	6.71	2.88	5.79	6.41
36	3.20	6.53	7.23	3.00	6.23	6.94
30 x 16	2.04	4.59	4.89	2.76	4.27	4.58
18	3.00	4.80	5.13	2.82	4.49	4.83
20	3.00	4.92	5.31	2.82	4.61	5.02
24	2.89	4.77	5.50	*2.70	*4.46	*5.20
26	2.92	5.38	5.89	2.73	5.08	5.61
28	2.97	5.41	5.89	2.79	5.11	5.61
30	3.31	6.41	6.99	3.10	6.07	6.66
32	3.43	6.50	7.08	3.22	6.16	6.75
36	3.54	6.96	7.63	3.31	6.60	7.28

TABLE 29—2 LT. WINDOWS TOP DIV. RECT. LTS. 1⅜" CK., POND. PINE—continued

Top Divided 8 Lt. (4W2H)

Glass size	Indianapolis			Western		
	Open	T & B SSB	Top SSB, bot. DSB	Open	T & B SSB	Top SSB, bot. DSB
32 x 18	$3.14	$4.92	$5.28	$2.94	$4.58	$4.95
20	3.20	5.28	5.71	3.00	4.95	5.39
24	3.31	5.86	6.38	3.10	5.51	6.04
26	3.37	4.86	6.41	3.16	5.51	6.07
28	3.37	6.47	7.05	3.16	6.13	6.72
30	3.43	6.50	7.08	3.22	6.16	6.75
32	3.48	6.57	7.63	3.25	6.50	7.28
36	3.57	7.44	8.26	3.34	7.09	7.93
36 x 20	3.31	5.62	6.07	3.10	5.26	5.73
24	3.37	6.17	6.74	3.16	5.82	6.41
26	3.43	6.50	7.08	3.22	6.16	6.75
28	3.48	6.57	7.63	3.25	6.50	7.28
30	3.54	6.93	7.66	3.31	6.57	7.31
32	3.57	7.44	8.26	3.34	7.09	7.93
36	3.74	8.08	8.90	3.49	7.71	8.55

Top Divided 10 Lt. (6W2H)

40 x 24	$3.94	$6.99	$7.63	$3.67	$6.57	$7.22
26	3.94	7.41	8.11	3.67	7.00	7.71
28	4.02	7.90	8.69	3.76	7.50	8.30
30	4.08	7.96	8.75	3.83	7.56	8.36
32	4.13	8.57	9.39	3.86	8.15	8.98
36	4.22	9.36	10.36	3.95	8.95	9.98

TABLE 30—WESTERN COLONIAL WINDOWS 1⅜" CK. RL. POND. PINE

Western layout—4" wider and 6" longer than glass. Items marked (*) are stock, others assembled from KD stock.

2 Lt. Windows Divided 12 Lt. (Ea. 6 Lt. 3W2H)

2 lt. glass size	Open	SSB
20 x 14	*$2.43	*$3.22
16	*2.46	*3.22
18	*2.71	*3.78
20	*2.52	*3.59
22	2.59	3.96
24	*2.68	*3.87
26	2.71	4.24
28	3.00	4.66
30	3.12	4.86
24 x 14	*2.46	*3.56
16	*2.52	*3.47
18	*2.55	*3.96
20	*2.68	*3.90
22	*2.71	*4.27
24	*2.78	*4.21
26	*2.78	*4.24
28	2.87	4.99
30	2.55	3.93
26 x 14	2.55	3.93
16	2.68	4.15
18	2.71	4.24
20	3.03	4.64
26 x 22	*2.78	*4.24
24	2.81	4.83
26	2.87	5.08
28	3.15	5.70
30	2.87	4.27
28 x 14	2.87	4.27
16	3.00	4.68
18	3.00	4.68
20	*3.81	*4.49
24	2.87	5.08
26	2.90	5.39
28	3.00	5.42
30	3.72	6.41

2 Lt. Windows Div. 15 Lt. Top 6 Lt. (3W2H Bot.) 9 Lt. (3W3H)

24 x 20/32	----------	$5.54
24/36	----------	5.54
30 x 24/36	----------	6.23

2 Lt. Windows Div. 16 Lt. (Ea. 8 Lt. 4W2H)

32 x 20	$3.25	$4.92
24	3.38	5.42
26	3.41	5.45
28	3.47	6.44
36 x 24	*3.47	*5.42
26	3.53	6.50
28	3.60	6.91
40 x 24	*3.72	*6.19
26	3.76	7.03
28	3.76	7.56

TABLE 30—WESTERN COLONIAL WINDOWS 1⅜" CK. RL., POND. PINE—continued

2 Lt. Windows Div. 20 Lt. Top 8 Lt. (4W2H) Bot. 12 Lt. (4W3H)

2 lt. glass size	Open	SSB
32 x 20/32	----------	$6.78
24/36	----------	6.78
36 x 24/36	----------	7.16
40 x 24/36	----------	7.62

TABLE 31—4 LT. HIGH MODERN WINDOWS 1⅜" CK. RL. POND. PINE

Western layout—4" wider and 6" longer than glass. These are regular 2 lt. windows div. 4 lt. high (ea. 211).

NOTE: For Indianapolis layout or for western sizes not shown use 2 lt. window not divided plus divided lights.

All items made from 2 lt. stock.

2 lt. glass size	Western	
	Open	SSB
20 x 16	$2.02	$2.66
18	2.21	2.78
20	2.11	3.03
24	2.14	3.28
26	2.21	3.40
28	2.46	3.53
24 x 16	2.11	2.88
18	2.14	3.13
20	2.14	3.28
22	2.21	3.40
24	2.24	3.62
26	2.33	3.65
28	2.30	3.90
26 x 16	2.14	3.34
18	2.14	3.53
20	2.21	3.62
24	2.33	3.65
26	2.39	3.90
28	2.43	4.15
28 x 16	2.36	3.62
18	2.40	3.84
20	2.46	4.02
24	2.36	3.90
26	2.43	4.46
28	2.43	4.68
30 x 16	2.40	3.78
18	2.46	4.02
20	2.54	4.15
24	2.43	4.06
26	2.43	4.68
28	2.46	4.71
36 x 20	3.06	5.11
24	3.19	5.73
26	3.22	6.07
28	3.22	6.47

TABLE 32—REGULAR 4 LT., 8 LT. & 12 LT. WINDOWS POND. PINE

4 Lt. Windows (Ea. 2W2H)

Glass size	1⅛" plain rail		1⅜" check rail	
	Open	Rail	Open	SSB
8 x 10	*$1.70	*$2.47	*$2.27	*$3.22
12	----------	----------	----------	----------
9 x 12	*1.86	*2.97	*2.21	*3.44
14	----------	----------	----------	----------
10 x 12	*1.92	*3.16	*2.24	*3.66
14	*2.21	*3.69	*2.40	*3.87
16	----------	----------	*2.65	*4.77
18	----------	----------	----------	----------
12 x 14	*2.08	*3.96	*2.52	*4.43
16	*2.27	*4.30	*2.97	*5.08
18	----------	----------	*3.12	*5.51
14 x 16	----------	----------	3.12	5.57
18	----------	----------	3.22	5.88

12 Lt. Windows (Ea. 3W2H)

Glass size	1⅛" plain rail		1⅜" check rail	
	Open	SSB	Open	SSB
8 x 10	*$2.02	*$3.16	*$2.40	*$3.93
12	2.30	3.93	*2.62	*4.55
9 x 12	2.14	3.87	*2.55	*4.33
14	2.27	3.93	*2.68	*4.68
10 x 12	*2.24	*4.06	*2.68	*4.77
14	*2.33	*4.40	*2.90	*5.30
16	*2.52	*5.48	*3.00	*6.19
18	----------	----------	*3.12	*6.83
12 x 14	2.49	5.26	*3.00	*6.26
16	*2.71	*5.70	*3.22	*6.78
18	----------	----------	----------	----------
14 x 16	----------	----------	----------	----------
18	----------	----------	2.24	4.83

TABLE 33—LIGHT SASH NOT DIVIDED 1⅜" POND. PINE

Indianapolis layout—5" wider and 5½" longer than glass; western layout—4" wider and 5" longer than glass. Items marked (*) are stock, others assembled from KD stock.

Glass size	Indianapolis			Western		
	Open	SSB	DSB	Open	SSB	DSB
	Dol.	*Dol.*	*Dol.*	*Dol.*	*Dol.*	*Dol.*
16 x 16	1.02	1.36	1.48	*0.91	*1.23	*1.36
18	1.03	1.42	1.58	.91	1.30	1.45
20	1.06	1.55	1.70	*.94	*1.42	*1.58
24	1.06	1.61	1.88	*.94	*1.48	*1.76
18 x 18	*1.06	*1.55	*1.70	*.94	*1.42	*1.58
20	1.06	1.61	1.79	*.94	*1.48	*1.67
24	1.13	1.73	2.06	*1.04	*1.64	*1.98
26	1.13	1.88	2.24	1.04	1.79	2.13
28	1.13	1.94	2.27	1.04	1.82	2.20
30	1.24	2.00	2.43	1.13	1.89	2.32
20 x 16	1.06	1.55	1.70	*.94	*1.42	*1.58
18	1.06	1.61	1.79	.94	1.48	1.67
20	*1.06	*1.67	*1.94	*.94	*1.54	*1.82
24	*1.06	*1.79	*2.09	*.94	*1.67	*1.98
26	1.06	1.82	2.15	.94	1.70	2.04
28	1.09	1.91	2.31	.97	1.79	2.20
30	1.24	2.09	2.55	*1.13	*1.98	*2.44
24 x 16	*.97	*1.42	*1.79	*.88	*1.42	*1.70
18	*1.06	*1.67	*1.97	*.94	*1.54	*1.85
20	*1.06	*1.79	*2.09	*.94	*1.67	*1.98
24	*1.09	*1.94	*2.37	*.94	*1.82	*2.26
26	*1.09	*1.97	*2.37	*.97	*1.85	*2.26
28	*1.09	*2.09	*2.55	*.97	*1.98	*2.44
30	*1.18	*2.15	*2.70	*1.07	*2.04	*2.59
32	1.33	2.58	3.16	1.20	2.44	3.03
36	1.39	2.76	3.43	1.26	2.63	3.31
28 x 16	1.13	1.88	2.24	1.04	1.79	2.13
18	1.24	2.00	2.40	1.13	1.89	2.29
20	1.24	2.09	2.49	*1.13	*1.98	*2.38
24	1.27	2.31	2.85	*1.16	*2.20	*2.75
26	1.27	2.49	3.10	1.16	2.38	3.00
28	1.36	2.58	3.16	1.23	2.44	3.03
30	1.36	2.91	3.61	1.23	2.78	3.50
36 x 16	1.36	2.18	2.58	1.23	2.04	2.44
18	1.36	2.34	2.82	1.23	2.20	2.69
20	1.39	2.49	3.03	1.26	2.35	2.91
24	1.39	2.82	3.43	1.26	2.69	3.31
26	1.48	2.97	3.70	1.35	2.85	3.59
28	1.48	3.22	4.04	1.35	3.09	3.93
30	1.58	3.31	4.10	1.42	3.16	3.96

Curtis Sash

C27201 2-8-2-1 x 12-5-1 Lt. Glzd. DS in Zinc Bars, *$4.83.

TABLE 34—MISC. SASH, TRANSOMS AND HOTBED SASH POND. PINE

Items marked (*) are stock, others assembled from KD stock.

6 and 8 Light Casement Sash 1⅜"

Glass size	6 lt. (2W3H) casement		
	OSM	Open	SSB
8 x 10	1- 8¼ x 2-11½	*$1.30	*$1.92
12	3- 8¼	----------	*2.10
9 x 12	1-10¼ x 3- 8¼	*1.51	*2.35
10 x 12	2- 0¼ x 3- 8¼	*1.54	*2.38
14	3-11½	*1.73	*2.82

Glass size	8 lt. (2W4H) casement		
	OSM	Open	SSB
8 x 10	1- 8¼ x 3- 9¾	*$1.73	*$2.85
12	4- 8¼	----------	*3.01
9 x 12	1-10¼ x 4- 8¼	*1.92	*3.09
10 x 12	2- 0¼ x 4- 8¼	*1.99	*3.28
14	5- 1¾	*2.21	*3.96

5 Light Porch Sash 1⅜"

OSM	Open	SSB
2- 0¼ x 4- 8¼	$1.86	$3.37
5- 1¾	2.11	3.87
2- 2¼ x 4- 8¼	1.92	3.56
5- 1¾	2.11	4.02
2-4¼ x 4-8¼	1.92	3.62
5- 1¾	2.21	4.12
2- 6¼ x 4- 8¼	1.99	3.84
5- 1¾	2.24	4.83

One Light Transoms 1⅜" S & R

2-8 x 1-0	*$0.78	*$1.29
1-2	*.85	*1.27

Irregular Shaped Transoms 1⅜" Glazed

C2910 Cir. Hd., 3-0½ x 0-11½, 1 lt. DS zinc bars.	*$14.16
C2912 Ell. Hd., 5-1 x 1- 1, 1 lt. DS zinc bars	*17.40
C2913 Cir. Hd., 3-0½ x 0-11½, 3 fan lts. wood bars	*7.56
C2916 Ell. Hd., 5-1 x 1- 1, 14 fan lts. wood bars	*10.26
C2926 Ell. Hd., 5-1 x 1- 1, fan panel	*15.99

Sash for Sidelights 1⅜" Glazed

	Each
C2902, 0-10 x 4-5, 1 lt. DS zinc bars	*$8.52
C2902, 0-10 x 4-9, 1 lt. DS zinc bars	*8.68
C2903, 0-9½ x 4-5, 1 lt. DS zinc bars	*9.40
C2903, 0-9½ x 4-9, 1 lt. DS zinc bars	*9.55
C2904, 0-10 x 4-5, 4 lts. high wood bars	*2.94
C2904, 0-10 x 4-9, 4 lts. high wood bars	*3.01
C2905, 0-9½ x 4-5, diamond lts. wood bars	*6.63
C2905, 0-9½ x 4-9, diamond lts. wood bars	*6.75

Hotbed Sash

OSM	Open	SSB
3-0 x 6-0 x 1⅜"	*$3.53	*$6.57
3 rows glass (no hdwd. X bar).		

TABLE 35—MODERN CASEMENT SASH 1⅜" POND. PINE

Western layout—4" wider and 5" longer than glass. Items made up from 1 lt. stock.

BW2849 3 lt. high casement		BW2853 4 lt. high casement	
Glass area	SSB	Glass area	SSB
16 x 30	$2.01	16 x 40	$2.97
36	2.47	48	3.22
18 x 36	2.47	18 x 48	3.22
20 x 36	2.51	20 x 48	3.40
42	2.78	56	4.09

TABLE 36—BARN SASH PONDEROSA PINE

Barn sash layout—4" wider and 5" longer than glass. Items marked (*) are stock, others assembled from KD stock.

Glass size	4 lt. (2W2H) sash			
	1⅛"		1⅜"	
	Open	SSB	Open	SSB
7 x 9	*$0.88	*$1.25	*$1.01	*$1.36
8 x 10	*.94	*1.36	*1.04	*1.45
12	*.94	*1.42	*1.04	*1.51
9 x 12	*1.01	*1.51	*1.16	*1.61
14	*1.13	*1.67	*1.26	*1.82
16	*.94	*1.36	1.04	1.45
10 x 10	*1.01	*1.48	*1.13	*1.61
12	*1.04	*1.58	*1.16	*1.76
14	*1.13	*1.92	*1.26	*2.01
16	*1.04	*1.64	*1.16	*1.76
12 x 12	*1.04	*1.92	*1.23	*2.01
14	*1.04	*1.92	*1.23	*2.01
16	*1.16	*2.04	*1.39	*2.20

Glass size	6 lt. (3W2H) sash			
	1⅛"		1⅜"	
	Open	SSB	Open	SSB
7 x 9	*$0.94	*$1.42		
8 x 10	*1.01	*1.58	*$1.13	*$1.70
12	*1.04	*1.76		
9 x 12	*1.13	*1.85	*1.27	*1.92
14	*1.16	*2.23		
16	----------	----------		
10 x 10	----------	----------		
12	*1.13	*1.92	*1.26	*2.01
14	*1.16	*2.10	*1.39	*2.23
16	*1.35	*2.59	*1.48	*2.72
12 x 12	----------	----------		
14	*1.35	*3.00	*1.51	*2.78
16	*1.39	*3.19	*1.57	*3.00

Glass size	9 lt. (3W2H) sash			
	1⅛"		1⅜"	
	Open	SSB	Open	SSB
8 x 10	*$1.42	*$2.23	*$1.54	*$2.38
9 x 12	*1.54	*2.66	*1.76	*2.82
10 x 12	*1.64	*2.75	*1.86	*2.97

TABLE 37—CELLAR SASH PONDEROSA PINE

2 lt. cellar sash layout—5" wider and 5" longer than glass. 3 lt. cellar sash layout—4" wider and 5" longer than glass.

Items marked (*) are stock, others assembled from KD stock.

2 Light Cellar Sash 1⅜"

Glass size	Open	SSB
10 x 12	*$0.78	*$1.11
14	.91	1.30
16	.94	1.42
12 x 12	*.85	*1.27
14	*.88	*1.30
16	*.94	*1.39

3 Light Cellar Sash 1⅜"

8 x 10	*$0.85	*$1.11
9 x 12	*.94	*1.36
10 x 12	*.94	*1.33
14	*1.01	*1.51
16	*1.04	*1.73
12 x 14	*1.16	*1.85
16	*1.16	*1.92

TABLE 38—WINDOW AND SASH EXTRAS

NOTE: All window and sash items shown on Tables 135 to 156, inclusive, starred (*) or not, are considered as stock. The stars merely indicate the items available for immediate delivery. The extras shown below apply to both starred and other items. Larger sizes than listed and items not shown are being quoted by jobbers on request.

Rule 1—1¾" sizes intermediate or smaller

(A) 1 lt. sash or 2 lt. windows, use list of next larger listed size plus 33⅓% of open list.
(B) If divided, add for lights, as per Rule 5.

Rule 2—1¾" thick

(A) 1 lt. sash or 2 lt. windows, use list of same or next larger listed 1⅜" size of open or glazed, plus 86% of the 1¾" open list.
(B) If divided, add for lights, as per Rule 5.

Rule 3—Half windows

All half windows are odd. Use one-half the list of the same or next larger listed size open or glazed, plus 33⅓% of one-half of the open list.

Rule 4—Glass and glazing

For glass and glazing not otherwise provided for use Table 27.

Rule 5—Divided lights

Add to the list of the desired 2 lt. window or 1 lt. sash, either stock or odd, not otherwise listed, for each divided light with wood bars ¼" between glass in 1⅜", ¼" or ⅝" in 1⅜" or 1¾", open or glazed, as follows:

	1⅜"	1¾"
Vertical or horizontal lts.	$0.21	$0.30
Rectangular lts. (except marginal)	.17	.24
Marginal lts.	.21	.30
Diamond lts. not suspended	.39	.60

Rule 6—Rabbeting, plowing, drip mold and stops

Rabbet bottom rail, add per sash	$0.15
Rabbeting for pair, add per sash	.15
Plow bottom rail for and with drip mold, add per sash	.51
Rabbeting for stops (no stops), add per sash	.30
Stops for sash not over 1¾", rectangular lts. not over 5 lin. ft. per lt. for stock stops, add	.24
Over 5 lin. ft. per lt. per lin ft. add	.06

Add stops require a machine set-up charge.

TABLE 39—STORM SASH 1⅜" PONDEROSA PINE

Indianapolis layout—5¾" wider and 8½" longer than glass.
Western layout—4¼" wider and 8" longer than glass.
All items shown are considered as stock.

2 Lt. (High) Sash for 2 Lt. Windows

Glass size	Indianapolis SSB	Western SSB
16 x 14	$2.25	$2.10
16	2.13	1.98
18	2.37	2.22
20	2.43	2.25
22	2.74	2.55
24	2.55	2.34
26	3.12	2.94
28	3.03	2.85
30	3.39	3.15
32	3.60	3.36
34	3.63	3.49
36	3.87	3.63
18 x 14	2.37	2.22
16	2.37	2.22
18	2.58	2.40
20	2.58	2.40
22	3.01	2.82
24	2.98	2.76
26	3.32	3.12
28	3.48	3.24
30	3.63	3.39
32	3.75	3.51
34	3.83	3.70
36	4.20	3.93
20 x 14	2.64	1.92
16	2.28	2.13
18	2.43	2.25
20	2.70	2.55
22	3.00	2.82
24	2.94	2.76
26	3.06	2.85
28	3.18	2.97
30	3.36	3.12
32	4.14	3.87
34	4.20	3.91
36	4.53	4.23

TABLE 39—STORM SASH 1⅜" PONDEROSA PINE—con.

Glass size	Indianapolis SSB	Western SSB
22 x 14	$2.55	$2.37
16	2.74	2.55
18	2.91	2.73
20	3.18	2.97
22	3.40	3.09
24	3.04	2.85
26	3.21	3.00
28	3.37	3.15
30	4.06	3.81
32	4.33	4.05
34	4.43	4.26
36	4.80	4.47
24 x 14	2.40	2.25
16	2.55	2.37
18	2.76	2.58
20	2.94	2.76
22	3.06	2.85
24	3.24	3.09
26	3.36	3.15
28	3.60	3.36
30	3.78	3.54
32	4.50	4.20
34	4.68	4.51
36	5.13	4.80
26 x 14	2.61	2.46
16	2.94	2.76
18	3.12	2.28
20	3.27	3.06
22	3.60	3.35
24	3.36	3.15
26	3.60	3.36
28	3.87	3.63
30	4.65	4.38
32	4.86	4.53
34	5.28	5.11
36	5.52	5.16

For extras see end of table.

Glass size	Indianapolis SSB	Indianapolis DSB	Western SSB	Western DSB
28 x 14	$3.04	------	$2.85	------
16	3.21	------	3.00	------
18	3.48	------	3.24	------
20	3.60	------	3.36	------
22	3.78	------	3.54	------
24	3.60	------	3.36	------
26	4.14	------	3.87	------
28	4.44	------	4.14	------
30	4.71	------	4.38	------
32	5.46	------	5.10	------
34	5.32	------	5.15	------
36	6.03	------	5.61	------
30 x 14	3.18	------	2.97	------
16	3.39	------	3.15	------
18	3.60	------	3.36	------
20	3.78	------	3.54	------
22	4.06	------	3.81	------
24	3.78	------	3.54	------
26	4.44	------	4.14	------
28	4.47	------	4.17	------
30	5.37	------	5.04	------
32	5.49	------	5.16	------
34	5.79	------	5.58	------
36	6.03	------	5.61	------
32 x 14	3.39	------	3.15	------
16	3.75	------	3.51	------
18	3.75	------	3.51	------
20	4.08	------	3.81	------
22	4.36	------	4.08	------
24	4.74	------	4.44	------
26	4.80	------	4.47	------
28	5.46	------	5.13	------
30	5.52	------	5.16	------
32	5.72	$7.56	5.50	$7.05
34	5.76	7.62	5.54	7.11
36	6.32	8.49	6.08	7.92
36 x 14	3.61	------	3.36	------
16	3.85	------	3.60	------
18	4.20	------	3.93	------
20	4.53	------	4.23	------
22	5.16	------	4.83	------
24	5.49	------	5.13	------
26	6.00	------	5.58	------
28	6.03	------	5.61	------
30	6.37	8.49	6.13	7.92
32	7.00	8.90	6.74	8.56
34	7.07	9.24	6.80	8.61
36	4.68	------	4.36	------
40 x 14	4.68	------	4.36	------
16	4.68	------	4.36	------
18	5.04	------	5.25	------
20	5.04	------	5.25	------
22	5.67	------	5.28	------
24	5.67	------	5.28	------

TABLE 39—STORM SASH 1⅜" PONDEROSA PINE—con.

Glass size	Indianapolis SSB	Indianapolis DSB	Western SSB	Western DSB
26	$6.12	------	$5.72	------
28	6.75	------	6.27	------
30	6.81	------	6.36	------
32	7.22	$9.23	6.95	$8.70
34	7.08	10.26	7.68	9.83
36	8.06	10.59	7.75	9.87

For extras see end of table.

4 lt. (2 Wide) Sash for 4 lt. Windows Western S & P

Glass size	OSM	SSB
10 x 20	2-1¼ x 4-0	$3.03
24	4-8	3.36
26	5-0	3.60
28	5-4	3.75
12 x 16	2-5¼ x 3-4	3.05
18	3-8	3.15
20	4-0	2.91
24	4-8	3.26
28	5-4	3.96
30	5-8	4.47
32	6-0	4.74
36	6-8	5.04
14 x 20	2-9¼ x 4-0	3.63
24	4-8	4.14
28	5-4	4.74
30	5-8	4.86
36	6-8	5.61

Extras

Wood ventilators, add each	$0.21
2 lt. sash divided 4 lt., add per sash	.54
For divided lights, rectangular or vertical, add per lt	.18
Swing light vents, add each	2.19
For intermediate or smaller sizes, add to next larger size shown (percent)	33⅓

TABLE 40—CURTIS PREFITTED STORM SASH 1⅜" POND. PINE

Items marked (*) are considered as stock.

C2868 2 Equal Light Sash

Glass	Wdo. opg.	SSB
12 x 20	1- 4 x 3-10	$2.34
26	4-10	2.78
14 x 16	1- 6 x 3- 2	2.25
20	3-10	2.50
26	4-10	2.94
16 x 20	1- 8 x 3-10	*2.31
24	4- 6	*2.53
26	4-10	3.34
18 x 12	1-10 x 2- 6	*1.94
20	3-10	2.81
24	4- 6	*2.84
26	4-10	4.56
28	5- 2	3.66
20 x 15	2- 0 x 3- 0	2.28
16	3- 2	2.75
18	3- 6	*2.47
20	3-10	*2.72
22	4- 2	*2.84
24	4- 6	*3.00
26	4-10	*3.09
28	5- 2	*3.25
30	5- 6	4.63
32	5-10	4.38
24 x 15	2- 4 x 3- 0	*2.47
18	3- 6	*2.81
20	3-10	*2.99
22	4- 2	*3.09
24	4- 6	*3.34
26	4-10	*3.41
28	5- 2	*3.66
30	5- 6	5.07
32	5-10	5.07
27 x 15	2- 7 x 3- 0	*2.87
18	3- 6	*3.12
20	3-10	*3.25
22	4- 2	*3.41
24	4- 6	*3.66
26	4-10	*3.81
28	5- 2	*3.97
30	5- 6	5.16
32	5-10	5.07
28 x 24	2- 8 x 4- 6	4.16
26	4-10	4.64

TABLE 40—CURTIS PREFITTED STORM SASH 1⅜" POND. PINE—continued

C2868 2 Equal Light Sash—Continued

Glass	Wdo. opg.	SSB
28 x 28	5- 2	$4.97
32	5-10	5.88
30 x 12	2-10 x 2- 6	*2.66
15	3- 0	*2.91
18	3- 6	3.28
20	3-10	*3.41
22	4- 2	4.31
24	4- 6	*3.84
26	4-10	*4.19
28	5- 2	*4.22
30	5- 6	5.75
32	5-10	5.91
32 x 20	3- 0 x 3-10	*3.75
22	4- 2	4.66
24	4- 6	*4.25
26	4-10	4.31
28	5- 2	4.91
30	5- 6	5.91
32	5-10	6.35
36 x 24	3- 4 x 4- 6	*4.63
26	4-10	4.94
28	5- 2	6.35
30	5- 6	6.38
32	5-10	7.07
40 x 24	3- 8 x 4- 6	*5.07
26	4-10	*5.54
28	5- 2	7.13
30	5- 6	7.26
32	5-10	7.95

C2869 2 Unequal Light Sash

30 x 24/36	2-10 x 5- 6	*$4.85
40 x 24/36	3- 8 x 5- 6	*6.10

C2877 2 Unequal Light Sash

20 x 24/36	2- 0 x 5- 6	*$3.41

TABLE 41—INSIDE DOOR FRAMES

Assembled with stops 1¾" wide or less nailed on. Drum sanded.

⅞" Jambs

Per frame, 2-10 x 6-8 or less	3½	5½	7½	9½	11½	Omit stops deduct
	Dols.	Dols.	Dols.	Dols.	Dols.	Dols.
Uns. birch	$3.00	$3.75	$4.85	$6.20	$7.55	$1.10
Tenn. red cedar	2.05	2.45	3.90	4.35	5.85	.75
Red gum	2.80	3.55	4.30	5.15	6.35	1.05
Sap gum	2.15	2.65	3.20	3.70	4.70	.80
Mahogany	4.45	5.70	7.05	8.40	9.25	1.60
Pl. red oak	2.40	2.95	3.60	4.40	5.15	.90
Pl. white oak	3.00	3.75	4.70	5.70	6.40	1.10
Qtd. oak	3.50	4.35	5.35	6.55	7.25	1.25
Knotty pine	2.35	2.85	3.45	4.15	4.65	.90
Ponderosa pine	2.35	2.85	3.45	4.15	4.65	.90
Yellow pine	2.10	2.55	3.00	3.55	4.90	.80
Uns. poplar	2.25	2.80	3.60	4.25	4.95	.85
Am. walnut	4.60	5.95	7.85	8.70	9.55	1.70

1¾" Jambs

Uns. birch	$3.60	$4.60	$6.20	$7.90	$9.80	$1.10
Tenn. red cedar	2.30	2.90	4.70	5.35	7.05	.75
Red gum	3.20	4.15	5.15	6.35	7.55	1.05
Sap gum	2.45	3.10	3.85	4.55	5.75	.80
Mahogany	5.20	6.90	8.75	10.65	11.50	1.60
Pl. red oak	2.90	3.70	4.65	5.65	6.85	.90
Pl. white oak	3.85	5.00	6.40	7.75	8.60	1.10
Qtd. oak	4.25	5.55	7.05	8.75	9.60	1.25
Knotty pine	2.75	3.45	4.40	5.15	5.85	.90
Ponderosa pine	2.75	3.45	4.40	5.15	5.85	.90
Yellow pine	2.45	3.10	3.80	4.70	5.90	.80
Uns. poplar	2.60	3.35	4.25	5.30	5.95	.85
Am. walnut	5.60	7.50	10.05	11.40	12.25	1.70

Intermediate or narrower jamb figure next wider jamb shown.

Larger than 2-10 x 6-8—figure as follows: for each foot or part thereof wider than 2-10, add 5 percent; for each foot or part thereof higher than 6-8, add 10 percent. If both wider and higher, base each extra on 2-10 x 6-8 list.

For other extras see Table 42.

TABLE 41—INSIDE DOOR FRAMES—continued

Assembled rabbeted or not rabbeted, no stops. Drum sanded. Extra for stops is for stops 1¾" wide or less.

1⅜" Jambs

Per frame, 2-10 x 6-8 or. less	3½	5½	7½	9½	11½	With stops add
	Dols.	Dols.	Dols.	Dols.	Dols.	Dols.
Uns. birch	2.80	4.10	5.95	8.15	10.20	1.10
Tenn. red cedar	1.70	2.40	4.25	4.95	7.00	.75
Red gum	2.50	3.50	4.75	6.15	7.65	1.05
Sap gum	1.85	2.65	3.50	4.25	5.45	.80
Mahogany	4.25	6.30	8.70	10.70	11.90	1.60
Pl. red oak	2.30	3.25	4.45	5.60	6.80	.90
Pl. white oak	3.15	4.60	6.30	8.00	8.85	1.10
Qtd. oak	3.60	5.30	7.15	9.20	10.20	1.25
Knotty pine	2.05	3.00	3.90	4.95	5.60	.90
Ponderosa pine	2.05	3.00	3.90	4.95	5.60	.90
Yellow pine	1.90	2.65	3.40	4.60	5.80	.80
Uns. poplar	2.00	2.80	3.90	5.10	5.80	.85
Am. walnut	4.75	7.00	10.40	11.90	12.95	1.70

1¾" Jambs

Uns. birch	3.60	5.30	7.65	10.55	13.10	1.10
Tenn. red cedar	2.15	3.00	5.30	6.15	8.35	.75
Red gum	3.15	4.60	6.15	8.00	9.85	1.05
Sap gum	2.30	3.35	4.45	5.60	7.00	.80
Mahogany	5.60	8.35	11.55	14.45	15.65	1.60
Pl. red oak	3.05	4.45	6.15	7.85	9.35	.90
Pl. white oak	4.45	6.65	9.00	11.55	12.60	1.10
Qtd. oak	4.95	7.15	9.85	12.75	13.95	1.25
Knotty pine	2.75	3.90	5.45	6.65	7.50	.90
Ponderosa pine	2.75	3.90	5.45	6.65	7.50	.90
Yellow pine	2.40	3.40	4.45	5.95	7.50	.80
Uns. poplar	2.55	3.60	5.10	6.65	7.50	.85
Am. walnut	6.30	9.35	13.80	15.80	17.20	1.70

Intermediate or narrower jamb, figure next wider jamb shown.

Larger than 2-10 x 6-8—Figure as follows: For each foot or part thereof wider than 2-10, add 5 percent: For each foot or part thereof higher than 6-8, add 10 percent. If both wider and higher, base each extra on 2-10 x 6-8 list.

For other extras see Table 42.

TABLE 42—INSIDE DOOR FRAME EXTRAS, ETC.

NOTE: These extras apply to inside door frames shown on "Inside Door Frames" (Pages 53-54, of the original document) for convenience in figuring.

Figure multiple frames as multiples of single frames.

For two kinds of wood in frame, figure highest wood, and add $1.00.

For sliding door frames, figure two regular frames.

For transom opening, add to proper size door frame, 100%.

For stops set in, glued and screwed, add per frame, $0.50.

For stops set in, glued and screwed, add per farme

For stops set in, glued and screwed, add per frame with transom opening, $1.00.

Irregular curved heads—Double the list of same size inside door frame, and add as follows:

	Jamb width				
	3¾	5½	7½	9½	11½
3-0 opening or less	$5.00	$5.00	$6.00	$7.00	$8.00
Each 1-0 wider opening add	1.00	1.50	2.00	2.50	3.00

NOTE: For irregular heads with straight members and other inside frames use inside frames schedule.

TABLE 43—BASEMENT DOOR FRAMES AND UTILITY OPENINGS

Inside basement door frames, 3'10" x 7'5" or less, with stops nailed on or rabbeted—figure as follows:	
Per frame made out of 2 x 6 or less common lumber	$2.00
Per frame made out of 2 x 8 common lumber	2.50
Per frame made out of 2 x 10 common lumber	3.00
Per frame made out of 2 x 12 common lumber	3.50
Plumbing access, utility, clothes chute and scuttle openings, include frame, door and casing—figure each opening as follows:	
Sap gum, pond. pine, poplar, or YP	$5.00
All other woods	7.50

TABLE 44—INSIDE FRAMES

NOTE: For inside frames not shown in "Inside Door Frames" and "Inside Door Frame Extras, Etc." (Pages 53 to 55 inclusive of the original document) figure as follows:

Frames with plain jambs, figure material as molding.

Frames with paneled jambs, figure paneled parts as panelwork and plain parts as molding.

Then add any of the labor charges shown below that apply.

Lengths—Add from 1" to 6" to opening sizes, depending on construction, to determine cutting lengths, plus mullions, bars, etc.

Miscellaneous charges—For work performed, add as follows:	
Dadoing, add per dadoe	$0.10
Two kinds of wood, figure highest wood, and add per frame	1.00
Preparing joints between irregular heads and side jambs add per joint	.50
Assembling charges—Add for dadoes or preparing joints, as shown above, and then add as follows:	
Assembling frames without stops:	
Add per single door frame	$0.15
Add per single sash frame	.25
Add per single door frame with transom opening	.30

	With nails	With screws
Attaching planted on stops:		
Add per single door frame	$0.25	$0.35
Add per single sash frame, one set of stops	.40	.60
Add per single door frame with transom opening	.50	.70

Attaching set-in stops, glued and screwed:	
Add per single door frame	$0.75
Add per single sash frame, one set of stops	1.00
Add per single door frame with transom opening	1.50
Jib head or slip sill: Figure members required, and add per single frame	2.75

Glazing windows, sash and small doors, add to glass as follows:

2 light window not divided, add per window.

1 light sash, half window or small door not divided, add.

Divided lights, figure item as if not divided, and add for each additional light.

NOTE: For bedding in putty or back puttying, double the above ordinary glazing charges.

Glazing regular doors and sidelights, add to glass as follows:

(A) 1 light not divided not over 36" high, add.
(B) 1 light not divided over 36" high, add.

Divided lights, figure item as if not divided, and add for each additional light, as follows:

Rectangular (A) or (B)	Horizontal (A) or (B)	Vertical (A)	Vertical (B)	Marginal (A) or (B)
$0.15	$0.25	$0.25	$0.40	$0.25

Setting mirrors, add to mirrors as follows:

Add for preparing for mirror, and add for setting.

For setting mirrors in small doors such as medicine cabinet doors, etc., add for proper mirror back, and add small glass door glazing extras shown above.

[F. R. Doc. 46-7991; Filed, May 13, 1946; 9:17 a. m.]

[Region I Order G-12 Under RMPR 251]

INSTALLED MINERAL WOOL INSULATION IN VERMONT

An opinion accompanying this order, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Under the authority vested in the Regional Administrator of Region I by sections 9 and 20 of Revised Maximum Price Regulation No. 251, and by the Emergency Price Control Act of 1942, as

amended, Order No. G–12 is hereby issued.

SECTION 1. *Transactions covered by this order.* This order covers sales of mineral wool insulations on an installed basis in existing structures located in the State of Vermont. Certain items of incidental construction work are also given specific prices by this order when performed by sellers in connection with sales of mineral wool insulation on an installed basis. All other incidental construction work remains covered by Revised Maximum Price Regulation No. 251.

"Mineral wool" means rock wool, slag wool, glass wool or any other material customarily used to retain or exclude heat, whether loose or in batt or blanket form.

"Existing structures" means completed structures, whether occupied or unoccupied, and includes ordinary changes, improvements, remodeling and additions to such structures.

"On an installed basis" means a transaction in which the seller furnishes mineral wool insulation, together with the labor, services and material required to incorporate such insulation into an existing structure. Installation may be performed by the pneumatic or blowing method, by the hand-packing method, or by the use of batts and blankets.

"Incidental construction work" means work performed or services rendered with respect to a building or structure apart from the installation of mineral wool insulation.

SEC. 2. *Relationship of this Order No. G–12 to Revised MPR 251.* (a) The provisions of this order supersede sections 6, 7, 8, 16 and 17 of Revised Maximum Price Regulation 251, except as otherwise provided in this order, with respect to sales covered by this order. Except as otherwise provided herein, all transactions subject to this order shall remain subject to all provisions of Revised Maximum Price Regulation 251, together with all amendments that have been or hereafter may be issued.

(b) On and after the effective date of this order, regardless of any contract or other obligation (except as provided in paragraph (d) below), no person shall sell, offer to sell, or deliver in the area covered by this order mineral wool insulation on an installed basis or perform incidental construction work listed in Table I at prices higher than the maximum prices established by this order.

(c) An employer paying or about to pay labor rates higher than those in effect for him on the effective date of this order by reason of the predetermination of wage rates by the Secretary of Labor under the Davis-Bacon Act or any order or authorization of the Wage Adjustment Board, National Wage Stabilization Board, or the Office of Economic Stabilization, or by any other appropriate federal wage or salary stabilization agency, may file a petition for the amendment of this order to reflect such increased labor rates. Such a petition for amendment shall conform in all respects with the provisions of Revised Procedural Regulation No. 1, except that it shall be filed with the Montpelier, Vermont District Office.

(d) This order does not cover any sale made pursuant to a written contract executed within thirty days prior to the effective date of this order, nor deliveries thereunder, nor the record-keeping requirements in connection therewith, if all of the work under such a contract is completed within thirty days after the effective date of this order and if the price for the sale under such contract and the record keeping in connection therewith is in compliance with the provisions of Revised Maximum Price Regulation No. 251.

SEC. 3. *Maximum prices.*—(a) *Mineral wool insulation on an installed basis.* Maximum prices fixed by this order apply to the installation of all types and thicknesses of blown mineral wool, hand packed loose mineral wool, and mineral wool batts and blankets.

The maximum prices for sales of mineral wool insulation covered by this order shall be those shown in Table I of this section. These prices are based upon an insulation thickness of four (4) inches. A ⅜ inch tolerance may be allowed for thicknesses of four (4) inches or over, but no tolerance shall be allowed for thicknesses under four (4) inches.

For each inch or fraction of inch of insulation thickness over four (4) inches, when ordered by the buyer, the seller may make the following charges:

For flat areas, 3½¢ per square foot.
For vertical areas, 3½¢ per square foot.
For sealed slopes, 3½¢ per square foot.

For each inch of thickness under four (4) inches the seller shall deduct two cents (2¢) per square foot.

The diagrams referred to in Table I of this section are on file with the Division of the Federal Register, and are hereby made a part of this order. For the convenience of sellers and buyers, and in the interest of simplification and clarity of description, copies of these diagrams (known as Home Insulation Diagrams) may be obtained at the Montpelier, Vermont District Office of the Office of Price Administration.

(b) *Small jobs.* Where a machine or a crew of two or more workers is used on a mineral wool insulation job and the total charge as determined in accordance with maximum prices listed in Table I is $100 or less, the seller may add $10 to such charge.

(c) *Transportation charges.* If installation is in a structure located within a fifty (50) mile radius of a place where the seller ordinarily keeps the required insulation material, no additional charge may be made for transportation.

If installation is in a structure which is located more than fifty (50) miles from the nearest place where the seller ordinarily keeps the required insulation material, an additional charge of not more than two cents (2¢) per square foot may be added to the maximum charge as established by Table I to cover costs of transportation.

TABLE I—CATEGORIES

	Prices per sq. ft. (4" thickness basis for "mineral wool"; see Section I for definition)
EXPOSED CEILINGS	
1. Open attics with over 42" clearance to roof. Diagram 1; including blocking off	$0.15
2. Under flat built up roofs (suspended ceiling); open blowing conditions. (Price does not include cost of opening and closing for area.) Diagram 2	.16
COVERED CEILINGS (Prices include the cost of removing and replacing flooring)	
3. Open attics with a single rough flooring and accessible. Diagram 3	$0.17
4. Open attics with finished single floors. Diagram 4	.20
5. Open attics with double floors, the top floor finished. Diagram 5	.20
FLAT CEILINGS IN CLOSED SPACES (Prices do not include cost of opening and closing)	
6. Flat ceilings in closed spaces under pitched or sloping roofs where opening in roof is necessary, such as pocket areas behind knee walls, areas under roof ridges or extensions which are practically flat. Diagram 6:	
(a) Unfloored	$0.16
(b) Floored:	
i. With single rough floor	.17
ii. With single finished floor	.20
iii. With double finished floor	.20
7. Ceilings in closed space under ridge of pitched roofs, where openings for the full length of ridge are necessary because of small clearance between ridge and ceiling areas. Diagram 7—Unfloored	.18
8. Flat built up roof type including row house construction and commercial buildings. Diagram 8	.18
9. Flat roof decks covered with tin, copper, or canvas. Diagram 9	.21
10. Garrison overhang. Diagram 10	.22
11. Dormer tops. Diagram 11	.18
12. Bay window top or bottom. Diagram 12:	
(a) Top	.18
(b) Bottom	.18
FLOORS (Prices do not include cost of opening and closing) (Prices do not include cost of retaining material)	
13. Any exposed floors over garage ceilings, open porches or similar types of areas where the under side of the area to be insulated is closed and finished. Diagram 13	$0.20
14. Any exposed floors where the areas to be insulated are not closed and finished and where retaining materials are required. Diagram 14	.23
FLOORS OVER UNEXCAVATED AREAS	
15. Batts and blankets. Diagram 15	.21
16. 4" fill blown in over retaining material. Diagram 16 (prices do not include cost of retaining material)	.18
SLOPING AREAS (Prices do not include opening or closing or retaining material)	
17. All slopes where closed and finished on the interior side of the rafters. Diagram 17	$0.19

TABLE I—CATEGORIES—Continued

SLOPING AREAS—continued	
18. Open rafters and slopes where batts or blankets are used, such as pocket outside of knee walls where blow is impracticable. Diagram 18	$0.20
19. Open rafters and slopes. Application of batts or blankets. Diagram 19 (no retainer used)	.20
KNEE WALLS, PARTITIONS, AND STAIRWELLS AND APPURTENANCES	
20. Interior plastered walls where no decoration is necessary except plaster patching. Diagram 20 (price includes opening and closing of plastered walls)	$0.20
21. Knee walls. Diagram 21	
(a) Batts and blankets	.18
(b) Blown (retaining material not included)	.18
22. Knee walls not accessible. Diagram 22 (retaining material not included)	.21
23. Stairwells and appurtenances (prices include opening and closing of plastered wall):	
(a) Soffits. Diagram 23 (per sq. ft.)	.18
(b) Walls (Measurement of walls may be taken as rectangular from floor to ceiling) (per sq. ft.)	.15
(c) Weatherstrip attic door (per lineal ft.)	.10
(d) Cover door with insulating board (based on 1" thickness) (per sq. ft.)	.20
EXTERIOR WALLS (Prices include cost of opening and closing)	
24. Exterior walls with inner finish whose outer surface is composed of—(Diagrams 24–30, inclusive):	
(a) Wood or asphalt shingles	$0.17
(b) Wood clapboards	.16
(c) Brick or stone veneer	.22
(d) Stucco	.18
(e) Asbestos cement shingles	.18
(f) Wood and asphalt shingles or shingles and clapboards or two or more such sidings	.20
25. Gable and end walls with inner finish. Diagrams 25, 26, 27. The prices listed under categories 24 (a) to 24 (f) inclusive, depending upon the type of outer finish.	
26. Gable and end walls without inner finish. Diagrams 25, 26 and 27 (Batts or blankets). Retaining material not included	.18
27. Dormer cheeks and faces with inner finish. Diagrams 28 and 29	.20
28. Dormer cheeks and faces without inner finish. Diagrams 28 and 29 (Batts or blankets)	.18
OPENINGS AND CLOSINGS	

A separate additional charge may be made for openings and closings only in those cases where opening and closing are not specifically included in the price applicable to the category. The charge includes payment for all labor and material including that used for replacement of material where necessary.

	Manhole size	Strip openings
	Each	*Per square ft.*
29. Common wood or asphalt shingles or rolled asphalt roofing	$5.40	$0.80
30. Slate, tile and asbestos shingles	6.80	.85
31. Wood openings or openings through similar materials, including beaded ceilings	4.77	.75
32. Metal roofs; tar and gravel roofs; maximum prices shall be determined under Revised Maximum Price Regulation No. 231.		

TABLE I—CATEGORIES—Continued

RETAINING MATERIALS (Includes Material and Installation)	
33. Paper wall boards (per square ft.)	$0.07
34. Rock lath (per square ft.)	.12
35. Plaster board and insulating board (per square ft.)	.10

SEC. 4. *Measurements.* It shall be the seller's responsibility to ascertain that all measurements are accurate. Measurements for exterior walls may be taken overall, with no deduction for openings, except for sun porch walls, store fronts or similar areas where windows and door areas must be deducted. In the case of elevator wells, ventilators, skylights, monitors and penthouses on flat roofs the entire such area must be deducted where they are more than 16 square feet in area and extend through the flat ceiling area to be insulated. For attic floors outside gross dimensions may be taken. In measuring the height of knee walls, to the height between floors, joists and rafters, add one foot for floor seal piling of insulation. For slopes add six inches to length of clear span for capping intersecting surfaces. For flat ceilings which intersect slopes add one foot to length of span taken at right angles to intersecting slopes. For stairwell walls measurement may be taken as a rectangle from floor to ceiling and not as triangles. Where the exterior walls are of brick or stone veneer or solid brick, the area of floors or ceilings to be insulated shall be determined by taking interior dimensions, not to exceed the gross area thereof.

In determining the total of the square foot area for each category of insulation installed, a tolerance of 5 per cent will be permitted.

SEC. 5. *Maximum prices for related work and incidental construction.* The maximum prices that may be charged for related work and incidental construction work performed in connection with sales covered by this order and for which no separate dollars-and-cents price has been set out in section 3 of this order shall be the maximum prices established in accordance with Revised Maximum Price Regulation No. 251 or as fixed by any applicable area pricing order issued by the Office of Price Administration. The charge for such related work and incidental construction work shall not be included in the charge for installed mineral wool insulation but shall be separately priced and billed on all invoices and sales slips.

SEC. 6. *Quoting a "guaranteed price."* The seller may offer to sell an insulation job covered by this order on the basis of a "guaranteed price" wherein the seller agrees to charge a fixed amount: *Provided, however,* That the so-called "guaranteed price" must not be higher than the maximum price figured in accordance with the pricing methods and requirements of this order. The seller shall stamp or otherwise mark conspicuously on each invoice a statement in substantially the following form: "Prices are at or below ceiling prices set by OPA Regional Order No. G–12 under RMPR 251."

SEC. 7. *Records and invoices.* (a) Every seller of mineral wool insulation on an installed basis, whether the sale is made as a part of a general contract calling for installation of other commodities or not, shall:

(1) Keep at his place of business, available for inspection by representatives of the Office of Price Administration, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect, records concerning each sale covered by this order, showing the following:

(i) The date of the sale and the date on which the installation was completed.

(ii) The name and address of the seller and buyer.

(iii) The number of square feet and type of insulation installed, the thickness of insulation material, and a description of the areas in which such insulation material was installed.

(iv) The price charged for each separate category exactly as stated in Table I including category number and diagram number. If the seller performs the work described by two or more categories and charges a price for such work not in excess of the maximum price for the lowest priced category in the combination, the seller may invoice the work on the basis of the lowest priced category used in the combination.

(v) The terms of sale.

(vi) A statement shown separately on the invoice or contract of any related work or incidental construction work and the prices therefor.

(2) Upon completion of the work or within a reasonable time thereafter, if requested by the purchaser, give to the purchaser an invoice or similar document showing the information set forth in the preceding subdivisions (i) to (vi) inclusive.

(b) Every person making sales subject to this order shall notify the purchaser of the existence of this order, and, if requested, show the purchaser a copy of this order and a copy of the Home Insulation Diagrams referred to in this order and a copy of Revised Maximum Price Regulation No. 251.

SEC. 8. *Recomputation.* Within 30 days from the commencement of the work performed pursuant to a sale covered by this order, the seller shall recompute his price by reviewing the Categories and other factors used in arriving at his price on the basis of actual services rendered and material furnished and shall determine whether the price quoted or charged is the properly established maximum price. In case the price quoted or charged is higher than the maximum price, the seller shall reduce his price to the properly established maximum price and shall refund to the buyer within 30 days from the commencement of the work any excess which has been paid, or by written notice to the buyer, shall cancel the appropriate part of the indebtedness for any unpaid excess, or both, as the case may be. In the event an extension of time is required, the seller may apply in writing to the Montpelier, Vermont, District Office and for good cause shown, the District Director or his designee shall grant the extension in writing. Any charge or collection in an amount in excess of the maximum

price properly computed in accordance with this order shall not be considered to be a violation of this order if the amount thereof is refunded or credited to the buyer in accordance with this paragraph.

SEC. 9. *Enforcement.* (a) Persons violating any provisions of this order are subject to the criminal penalties, civil enforcement actions, suits for treble damages, and proceedings for revocation of licenses provided for by the Emergency Price Control Act of 1942, as amended.

(b) Agencies of the United States and their contracting or paying finance officers are not subject to any liability, civil or criminal, imposed by this order.

SEC. 10. *Licensing.* The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this order. A seller's license may be suspended for violations of the license or of one or more maximum price regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

SEC. 11. *Revocation.* This order may be revised, amended, or revoked at any time by the Office of Price Administration.

This Order No. G–12 shall become effective May 20, 1946.

Issued this 6th day of May 1946.

ELDON C. SHOUP,
Regional Administrator.

[F. R. Doc. 46-8360; Filed, May 17, 1946; 4:48 p. m.]

[New York Order G-1 Under Reconversion Gen. Order 1 Under SO 118]

R. P. CARGILLE

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to the provisions of Reconversion General Order #1 under SO 118 and SO 118, it is ordered:

(a) *Manufacturer's maximum prices.* R. P. Cargille, 118 Liberty St., New York 6, N. Y. may increase its maximum prices in effect immediately prior to the issuance of this order, for sales to each class of purchaser of See-Sharp (Focusing Device for Photographic Enlargers) which it manufactures by 26% of each such maximum price.

(b) *Maximum prices of purchasers for resale.* This paragraph sets forth the methods by which persons purchasing the See-Sharp (Focusing Device for Photographic Enlargers) referred to in paragraph (a) shall determine their maximum resale prices:

(1) If the purchaser for resale has already established his maximum prices under the General Maximum Price Regulation for his resales of these articles prior to the issuance of this order, he may increase such maximum prices by 26%.

(2) If the purchaser for resale has not established his maximum prices for the See-Sharp (Focusing Device for Photographic Enlargers) under the General Maximum Price Regulation, he shall proceed to do so, and may increase the maximum prices established under § 1499.2 of that regulation by 26%. A purchaser for resale who delivered or offered for delivery during March 1942 an article which meets the definition of "most comparable article" contained in § 1499.3 (a) of the General Maximum Price Regulation, except that it need not be currently offered for sale, shall determine his maximum resale price by adding to his invoice cost the same markup which he had on that comparable article, according to the method and procedure set forth in that section.

The determination of a maximum resale price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA form 620–759 with regard to how he determined his maximum resale price, for inspection by the Office of Price Administration, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(3) If a purchaser for resale cannot determine his maximum resale price under the above method, he shall apply to the Office of Price Administration for the establishment of his maximum resale price under § 1499.3 (c) of the General Maximum Price Regulation. Maximum resale prices established under that section will reflect the supplier's prices adjusted in accordance with this order.

(c) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's customary terms, discounts, allowances and other price differentials on sales to each class of purchaser.

(d) *Notification.* At the time of, or prior to, the first invoice to a purchaser for resale showing a maximum price adjusted in accordance with the terms of this order, the seller shall notify such purchaser in writing of the methods established in paragraph (b) for determining adjusted maximum prices for resales of the articles covered by this order. This notice may be given in any convenient form.

(e) *Revocation or amendment.* This order may be revoked or amended at any time.

(f) *Effective date.* This order shall become effective immediately.

Issued this 28th day of March 1946.

DAVID J. WILLIAMS,
Assistant to the Regional Administrator.

[F. R. Doc. 46-8359; Filed, May 17, 1946; 4:47 p. m.]

[Region II Order G-52 Under RMPR 122, Amdt. 4]

SOLID FUELS IN NEW YORK

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of the Office of Price Administration by §§ 1340.260 and 1340.259 (a) (1) of Revised Maximum Price Regulation No. 122, Order No. G–52 is amended in the following respects:

1. Paragraphs (d) (1) and (d) (2) are amended to read as follows:

(d) *Schedule I.*
(1) *Sales on a "direct-delivery" basis.*

FOR SALES OF ANTHRACITE OF THE SIZES AND IN THE QUANTITIES SPECIFIED

Size	Per net ton	Per net ½ ton	Per net ¼ ton	Per 100 lbs. for sales of 100 lbs. or more, but less than ¼ ton	Per 50 lb. bag
Broken, egg, stove, and nut	$14.95	$7.75	$4.15	$0.95	$0.525
Pea	12.65	6.60	3.55	.85	.47
Buckwheat	10.15	5.35	2.95	.75	.42
Rice	9.20	4.85	2.70	.70	-----
Barley	7.95	4.25	2.40	-----	-----
Screenings	4.75	2.40	-----	-----	-----

(2) *"Yard sales" to consumers.*

FOR SALES OF ANTHRACITE OF THE SIZES AND IN THE QUANTITIES SPECIFIED

Size	Per net ton for sales of ½ ton or more	Per 100 lbs. for sales of 100 lbs. or more, but less than ½ ton	Per 50-lb. bag
Broken, egg, stove, nut	$14.20	$0.85	$0.475
Pea	11.90	.75	.42
Buckwheat	9.40	.65	.37
Rice	8.45	.60	-----
Barley	7.20	-----	-----
Screenings	3.75	-----	-----

2. Paragraphs (d) (3) and (d) (4) are amended to read as follows:

(d) *Schedule I.*
(3) *Yard sales within the city of Syracuse, to dealers for resale.*

Size:	Per net ton for sales of ½ ton or more
Broken, egg, stove, nut	$12.15
Pea	10.00
Buckwheat	7.90
Rice	7.00
Barley	5.75

(4) *"Bagged coal".*

FOR SALES OF ANTHRACITE OF THE SIZES AND IN THE QUANTITIES SPECIFIED

[Maximum price per 100-lb. bag (bag included)]

Size	Delivered at dealer's yard to—		Delivered to retail stores	Sales to ultimate consumers
	Dealers for resale	Consumers		
Egg, stove, and nut	$0.85	$0.95	$0.95	$1.0
Pea	.75	.85	.75	.8
Buckwheat	.65	.75	.75	.8
Rice	.60	.70	.70	.8

[Maximum price per 75-lb. bag (bag included)]

Egg, stove and nut	$0.64	$0.715	$0.715	$0.7
Pea	.557	.63	.63	.7
Buckwheat	.47	.547	.547	.6
Rice	.422	.50	.50	.5

[Maximum price per 50 lb. bag (bag included)]

Egg, stove, and nut	$0.425	$0.475	$0.475	$0.5
Pea	.37	.42	.42	.4
Buckwheat	.32	.37	.37	.4
Rice	.295	.345	.345	-----

3. Paragraphs (e) (1), (e) (2) and (e) (3) are amended to read as follows:

(e) *Schedule II.*
(1) *Sales on a "direct-delivery" basis.*

FOR SALES OF ANTHRACITE OF THE SIZES AND IN THE QUANTITIES SPECIFIED

Size	Per net ton	Per net ½ ton	Per net ¼ ton	Per 100 lbs. for sales of 100 lbs. or more, but less than ¼ ton	Per 50 lb. bag
Broken, egg, stove, and nut	$14.60	$7.60	$4.00	$0.95	$0.525
Pea	12.90	6.75	3.55	.85	.47
Buckwheat	10.40	5.50	2.95	.75	.42
Rice	9.35	5.00	2.70	.70	-----
Barley	8.10	4.35	2.35	-----	-----
Screenings	4.75	2.40	-----	-----	-----

(2) *"Yard sales" (Except sales within the city of Auburn to dealers for resale).*

FOR SALES OF ANTHRACITE OF THE SIZES AND IN THE QUANTITIES SPECIFIED

Size	Per net ton for sales of ½ ton or more	Per 100 lbs. (for 100 lbs. or more, but less than ½ ton)
Broken, egg, stove, and nut	$13.85	$0.85
Pea	12.15	.75
Buckwheat	9.65	.65
Rice	8.60	.60
Barley	7.35	-----
Screenings	3.75	-----

(3) *"Yard sales" within the City of Auburn to dealers for resale.*

Size:	Per net ton
Broken, egg, stove, nut	$12.32
Pea	10.38
Buckwheat	8.38
Rice	7.48
Barley	6.23

4. Paragraphs (f) (1) and (f) (2) are amended to read as follows:

(f) *Schedule III.*
(1) *Sales on a "direct-delivery" basis.*

FOR SALES OF ANTHRACITE OF THE SIZES AND IN THE QUANTITIES SPECIFIED

Size	Per net ton	Per net ½ ton	Per net ¼ ton	Per 100 lbs. for sales of 100 lbs. or more, but less than ¼ ton	Per 50 lb. bag
Broken, egg, stove, and nut	$15.35	$7.95	$4.25	$0.95	$0.525
Pea	13.40	6.95	3.75	.85	.47
Buckwheat	11.15	5.85	3.20	.75	.42
Rice	9.85	5.20	2.85	.70	-----
Barley	8.60	4.55	2.55	-----	-----
Screenings	4.75	2.40	-----	-----	-----

(2) *"Yard sales."*

FOR SALES OF ANTHRACITE OF THE SIZES AND IN THE QUANTITIES SPECIFIED

Size	Per net ton for sales of ½ ton or more	Per 100 lbs. for sales of 100 lbs. or more, but less than ½ ton	Per 50-lb. bag
Broken, egg, stove, and nut	$14.35	$0.85	$0.475
Pea	12.40	.75	.42
Buckwheat	10.15	.65	.37
Rice	8.35	.60	-----
Barley	7.60	-----	-----
Screenings	3.75	-----	-----

5. Paragraphs (g) (1) and (g) (2) are amended to read as follows:

(g) *Schedule IV.*
(1) *Sales on a "direct-delivery" basis.*

FOR SALES OF ANTHRACITE OF THE SIZES AND IN THE QUANTITIES SPECIFIED

Size	Per net ton	Per net ½ ton	Per net ¼ ton	Per 100 lbs. (for sales of 100 lbs. or more, but less than ¼ ton)
Broken, egg, stove, and nut	$15.15	$8.10	$4.20	$0.95
Pea	13.50	7.25	3.80	.85
Buckwheat	10.75	5.90	3.10	.75
Rice	9.60	5.30	2.80	.70
Barley	8.35	4.70	2.50	-----
Screenings	4.75	2.40	-----	-----

(2) *"Yard sales".*

FOR SALES OF ANTHRACITE OF THE SIZES AND IN THE QUANTITIES SPECIFIED

Size	Per net ton for sales of ½ ton or more	Per 100 lbs. for sales of 100 lbs. or more, but less than ½ ton
Broken, egg, stove, and nut	$14.65	$0.85
Pea	13.00	.75
Buckwheat	10.25	.65
Rice	9.10	.60
Barley	7.85	-----
Screenings	3.75	-----

6. Paragraphs (h) (1) and (h) (2) are amended to read as follows:

(h) *Schedule V.*
(1) *Sales on a "direct-delivery" basis.*

FOR SALES OF ANTHRACITE OF THE SIZES AND IN THE QUANTITIES SPECIFIED

Size	Per net ton	Per net ½ ton	Per net ¼ ton	Per 100 lbs. (for sales of 100 lbs. or more, but less than ¼ ton)	Per 50 lb. bag
Broken, egg, stove, and nut	$15.85	$8.30	$4.30	$0.95	$0.525
Pea	13.95	7.35	3.85	.85	.47
Buckwheat	11.45	6.10	3.20	.75	.42
Rice	10.35	5.55	2.95	.70	-----
Barley	9.10	4.90	2.65	-----	-----
Screenings	4.75	2.40	-----	-----	-----

(2) *"Yard sales".*

FOR SALES OF ANTHRACITE OF THE SIZES AND IN THE QUANTITIES SPECIFIED

Size	Per net ton for sales of ½ ton or more	Per 100 lbs. for sales of 100 lbs. or more, but less than ½ ton	Per 50-lb. bag
Broken, egg, stove, and nut	$15.10	$0.85	$0.475
Pea	13.20	.75	.42
Buckwheat	10.70	.65	.37
Rice	9.60	.60	-----
Barley	8.35	-----	-----
Screenings	3.75	-----	-----

7. Paragraphs (i) (1) and (i) (2) are amended to read as follows:

(i) *Schedule VI.*
(1) *Sales on a "direct-delivery" basis.*

FOR SALES OF ANTHRACITE OF THE SIZES AND IN THE QUANTITIES SPECIFIED

Size	Per net ton	Per net ½ ton	Per net ¼ ton	Per 100 lbs. (for sales of 100 lbs. or more, but less than ¼ ton)	Per 50 lb. bag
Broken, egg, stove, and nut	$15.60	$8.05	$4.30	$0.95	$0.525
Pea	13.65	7.10	3.80	.85	.47
Buckwheat	11.15	5.85	3.20	.75	.42
Rice	10.10	5.30	2.90	.70	-----
Barley	8.85	4.70	2.60	-----	-----
Screenings "A"	5.50	2.75	-----	-----	-----
Screenings "B"	4.75	2.40	-----	-----	-----

(2) *"Yard sales".*

FOR SALES OF ANTHRACITE OF THE SIZES AND IN THE QUANTITIES SPECIFIED

Size	Per net ton for sales of ½ ton or more	Per 100 lbs. for sales of 100 lbs. or more, but less than ½ ton	Per 50-lb. bag
Broken, egg, stove, and nut	$15.10	$0.85	$0.475
Pea	13.15	.75	.42
Buckwheat	10.65	.65	.37
Rice	9.60	.60	-----
Barley	8.35	-----	-----
Screenings "A"	4.50	-----	-----
Screenings "B"	3.75	-----	-----

8. Paragraphs (j) (1) and (j) (2) are amended to read as follows:

(j) *Schedule VII.*
(1) *Sales on a "direct-delivery" basis.*

FOR SALES OF ANTHRACITE OF THE SIZES AND IN THE QUANTITIES SPECIFIED

Size	Per net ton	Per net ½ ton	Per net ¼ ton	Per 100 lbs. (for sales of 100 lbs. or more but less than ¼ ton)	Per 50 lb. bag
Broken, egg, stove, and nut	$15.60	$8.05	$4.30	$0.95	$0.525
Pea	13.40	6.95	3.75	.85	.47
Buckwheat	11.00	5.75	3.15	.75	.42
Rice	10.00	5.25	2.90	.70	-----
Barley	8.75	4.65	2.60	-----	-----
Screenings	4.75	2.40	-----	-----	-----

(2) *"Yard sales".*

FOR SALES OF ANTHRACITE OF THE SIZES AND IN THE QUANTITIES SPECIFIED TO DEALERS AND TO CONSUMERS

Size	Sales to dealers—per net ton, for sales of ½ ton or more	Sales to consumers		
		Per net ton for sales of ½ ton or more	Per 100 lbs. (for sales of 100 lbs. or more, but less than ½ ton)	Per 50 lb. bag
Broken, egg, stove, nut	$13.90	$15.10	$0.85	$0.475
Pea	11.70	12.90	.75	.42
Buckwheat	9.30	10.50	.65	.37
Rice	8.30	9.50	.60	-----
Barley	7.05	8.25	-----	-----
Screenings	3.75	3.75	-----	-----

9. Paragraphs (k) (1) and (k) (2) are amended to read as follows:

(k) *Schedule VIII.*

(1) *Sales on a "direct-delivery" basis.*

FOR SALES OF ANTHRACITE OF THE SIZES AND IN THE QUANTITIES SPECIFIED

Size	Per net ton	Per net ½ ton	Per 100 lbs. for sales of 100 lbs. or more but less than ½ ton
Broken, egg, stove, nut	$16.25	$8.65	$0.95
Pea	14.30	7.65	.85
Buckwheat	12.30	6.65	.80
Rice	11.10	6.05	.75
Barley	9.85	5.45	.....
Screenings	8.05	2.55	.....

(2) *"Yard sales".*

FOR SALES OF ANTHRACITE OF THE SIZES AND IN THE QUANTITIES SPECIFIED TO DEALERS AND TO CONSUMERS

Size	Sales to dealers: Per net ton for sales of ½ ton or more	Sales to dealers: Per 100 lbs. for 100 lbs. or more but less than ½ ton, subject to bagging charge below if bagged at request of purchaser	Sales to consumers: Per net ton for sales of ½ ton or more	Sales to consumers: Per 100 lbs. for 100 lbs. or more but less than ½ ton, subject to bagging charge below if bagged at request of purchaser	Sales to consumers: Per 100 lb. bag, bag furnished by dealer and retained by purchaser	Sales to consumers: Per 50 lb. bag, bag furnished by dealer and retained by purchaser
Broken, egg, stove, nut	$14.25	$0.75	$15.45	$0.85	$0.95	$0.525
Pea	12.30	.65	13.70	.75	.85	.47
Buckwheat	10.30	.60	11.50	.70	.75	.42
Rice	9.10	.55	10.30	.65	.....	.....
Barley	7.85	.....	9.05	.....	.....	.....
Screenings	3.05	.....	4.25	.....	.....	.....

10. Paragraphs (l) (1) and (l) (2) are amended to read as follows:

(l) *Schedule IX.*

(1) *Sales on a "direct-delivery" basis.*

FOR SALES OF ANTHRACITE OF THE SIZES AND IN THE QUANTITIES SPECIFIED

Size	Per net ton	Per net ½ ton	Per net ¼ ton	Per 100 lbs. (for sales of 100 lbs. or more but less than ¼ ton)	Per 50 lb. bag
Broken, egg, stove, nut	$15.35	$8.05	$4.20	$0.95	$0.525
Pea	13.60	7.15	3.75	.85	.47
Buckwheat	11.15	5.95	3.15	.75	.42
Rice	9.90	5.30	2.80	.70	.....
Barley	8.65	4.70	2.50	.....	.....
Screenings	4.75	2.40	.....	.....	.....

(2) *"Yard sales".*

FOR SALES OF ANTHRACITE OF THE SIZES AND IN THE QUANTITIES SPECIFIED

Size	Per net ton for sales of ½ ton or more	Per 100 lbs. for sales of 100 lbs. or more, but less than ½ ton	Per 50-lb. bag
Broken, egg, stove, and nut	$14.65	$0.85	$0.475
Pea	13.10	.75	.42
Buckwheat	10.65	.65	.37
Rice	9.40	.60	.....
Barley	8.15	.....	.....
Screenings	3.75	.....	.....

11. Paragraphs (m) (1) and (m) (2) are amended to read as follows:

(m) *Schedule X.*

(1) *Sales on a "Direct-delivery" basis.*

FOR SALES OF ANTHRACITE OF THE SIZES AND IN THE QUANTITIES SPECIFIED

Size	Per net ton	Per net ½ ton	Per net ¼ ton	Per 100 lbs. (for sales of 100 lbs. or more but less than ¼ ton)	Per 50-lb. bag
Broken, egg, stove, nut	$15.85	$8.30	$4.30	$0.95	$0.525
Pea	13.65	7.20	3.75	.85	.47
Buckwheat	10.40	5.55	2.95	.75	.42
Rice	9.30	5.10	2.75	.70	.....
Barley	8.25	4.50	2.40	.....	.....
Screenings	4.75	2.40	.....	.....	.....

(2) *"Yard sales".*

FOR SALES OF ANTHRACITE OF THE SIZES AND IN THE QUANTITIES SPECIFIED

Size	Per net ton for sales of ½ ton or more	Per 100 lbs. for sales of 100 lbs. or more, but less than ½ ton	Per 50-lb. bag
Broken, egg, stove, nut	$14.85	$0.85	$0.475
Pea	13.10	.75	.42
Buckwheat	10.65	.65	.37
Rice	9.40	.60	.....
Barley	8.15	.....	.....
Screenings	3.75	.....	.....

12. Paragraphs (n) (1) and (n) (2) are amended to read as follows:

(n) *Schedule XI.*

(1) *Sales on a "direct-delivery" basis.*

FOR SALES OF ANTHRACITE OF THE SIZES AND IN THE QUANTITIES SPECIFIED

Size	Per net ton	Per net ½ ton	Per net ¼ ton	Per 100 lbs. (for sales of 100 lbs. or more but less than ¼ ton)	Per 50-lb. bag
Broken, egg, stove, and nut	$15.10	$7.80	$4.20	$0.95	$0.525
Pea	13.40	6.95	3.75	.85	.47
Buckwheat	10.40	5.45	2.60	.75	.42
Rice	9.50	5.00	2.80	.70	.....
Barley	8.25	4.40	2.50	.....	.....
Screenings	4.75	2.40	.....	.....	.....

(2) *"Yard sales".*

FOR SALES OF ANTHRACITE OF THE SIZES AND IN THE QUANTITIES SPECIFIED

Size	Per net ton for sales of ½ ton or more	Per 100 lbs. for sales of 100 lbs. or more, but less than ½ ton	Per 50-lb. bag
Broken, egg, stove, and nut	$14.60	$0.85	$0.475
Pea	12.90	.75	.42
Buckwheat	9.90	.65	.37
Rice	9.00	.60	.....
Barley	7.75	.....	.....
Screenings	5.75	.....	.....

13. Paragraphs (o) (1) and (o) (2) are amended to read as follows:

(o) *Schedule XII.*

(1) *Sales on a "direct-delivery" basis.*

FOR SALES OF ANTHRACITE OF THE SIZES AND IN THE QUANTITIES SPECIFIED

Size	Per net ton	Per net ½ ton	Per net ¾ ton	Per 100 lbs. (for sales of 100 lbs. or more but less than ¾ ton)	Per 50 lb. bag
Broken, egg, stove, nut	$15.40	$7.95	$4.10	$0.95	$0.525
Pea	13.65	7.10	3.65	.85	.47
Buckwheat	10.75	5.65	2.95	.75	.42
Rice	9.85	5.20	2.70	.70	.....
Barley	8.60	4.55	2.40	.....	.....
Screenings "A"	6.75	3.40	.....	.....	.....
Screenings "B"	4.75	2.40	.....	.....	.....

(2) *"Yard sales".*

FOR SALES OF ANTHRACITE OF THE SIZES AND IN THE QUANTITIES SPECIFIED

Size	Per net ton for sales of ½ ton or more	Per 100 lbs. for sales of 100 lbs. or more, but less than ¾ ton	Per 50-lb. bag
Broken, egg, stove, and nut	$14.40	$0.85	$0.475
Pea	12.65	.75	.42
Buckwheat	9.75	.65	.37
Rice	8.85	.60	.....
Barley	7.60	.....	.....
Screenings "A"	5.75	.....	.....
Screenings "B"	4.75	.....	.....

This Amendment No. 4 to Order No. G–52 shall become effective June 18, 1945.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued: August 24, 1945.

LEO F. GENTNER,
Acting Regional Administrator.

[F. R. Doc. 46–8363; Filed, May 17, 1946; 4:49 p. m.]

[Region IV Order G–19 Under SR 15, MPR 280 and MPR 329, Amdt. 5]

FLUID MILK IN CRAVEN COUNTY, N. C.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator, Region IV of the Office of Price Administration by § 1499.75 (a) (9) (ii) (c) of the General Maximum Price Regulation and § 1351.408 (g) of Maximum Price Regulation 329, as amended, it is hereby ordered that Order G–19 be amended in the following respects:

(1) The name Craven is deleted from the list of counties set forth in section 14 (f), Area 5.

(2) The name Craven* is added to the list of counties in section 14 (h), Area 6.

(3) The figures opposite the word "Craven" in the list of counties in the table in section 17 are amended to read as follows: In the per hundred weight column—$4.75 and in the per gallon column—.408.

This amendment shall become effective May 20, 1946.

Issued May 20, 1946.

JOHN R. DEKLE, Jr.,
Acting Regional Administrator.

Approved: May 17, 1946.

H. L. FOREST,
Acting Director, Dairy Branch, Production and Marketing Administration, U. S. Department of Agriculture.

[F. R. Doc. 46–8454; Filed, May 20, 1946; 12:00 m.]

[Region VIII Order G–3 Under MPR 329, Amdt. 16]

FLUID MILK IN SAN FRANCISCO REGION

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator by § 1351.408 (b) of Maximum Price Regulation No. 329, as amended, Order No. G–3 under Maximum Price Regulation No. 329 is hereby amended by adding a new paragraph (q) to read as follows:

(q) Notwithstanding any of the foregoing provisions of this order, any purchaser may pay to any producer whose dairy is located at any point in San Luis Obispo County which is not further north than a point three miles north of the limits of Cambria and not further south than a point three miles south of the limits of Pismo, a permitted addition to the maximum prices specified in paragraphs (a) and (b) of this order, provided the following conditions are met:

(1) The permitted addition must be paid before June 15, 1946.

(2) The amount of the permitted addition (when added to any other sum paid by the purchaser to the producer) with respect to milk delivered between August 15, 1945, and December 31, 1945 inclusive, shall not exceed $0.03 per pound of milk fat purchased from that producer during such period.

This amendment to Order No. G–3 shall become effective May 20, 1946.

Issued this 20th day of May 1946.

BEN C. DUNIWAY,
Regional Administrator.

Approved: May 17, 1946.

H. L. FOREST,
Acting Director, Dairy Branch, Production and Marketing Administration, U. S. Department of Agriculture.

[F. R. Doc. 46–8455; Filed, May 20, 1946; 12:00 m.]

SECURITIES AND EXCHANGE COMMISSION.

[File Nos. 59–70, 54–138, 54–48]

EASTERN MINNESOTA POWER CORP.[1] ET AL.

ORDER RECONVENING HEARINGS, NOTICE OF FILING OF PLAN, ORDER OF CONSOLIDATION OF PROCEEDINGS AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 17th day of May 1946.

In the matter of Eastern Minnesota Power Corporation, Wisconsin Hydro Electric Company, and Manufacturers Trust Company, Respondents, File No. 59–70; Eastern Minnesota Power Corporation, and Wisconsin Hydro Electric Company, Applicants, File Nos. 54–138 and 54–48.

The Commission on May 20, 1943, having entered an order instituting these proceedings (File Nos. 54–48 and 59–70) under sections 11 (b) (2), 12 (c), 12 (f), 15 (f) and 20 (a) of the Public Utility Holding Company Act of 1935 (the Act) with respect to Eastern Minnesota Power Corporation (hereinafter sometimes referred to as "Eastern Minnesota") and Wisconsin Hydro Electric Company (hereinafter sometimes referred to as "Wisconsin Hydro") to determine what steps, if any, are necessary and should be required to be taken by the Companies in order to comply with said provisions of the act; Eastern Minnesota and Wisconsin Hydro having heretofore filed a plan and amendments thereto pursuant to section 11 (e) of the act for compliance with section 11 (b) thereof, which plan was previously described in the notice of and order for hearing consolidating the proceedings (Holding Company Act Release No. 4311); hearings having been held on the issues presented in said proceedings, evidence having been presented by the parties, and the hearings having been adjourned subject to the call of the trial examiner; and

It now appearing to the Commission that said hearing should now be reconvened for the purpose of introducing any other relevant evidence; for the purpose of bringing up to date such documentary evidence previously introduced to whatever extent may be necessary for the proper disposition of this matter; and for the purpose of permitting the parties to be heard with respect to whether an order should not be promptly issued pursuant to section 11 (b) (2), as more fully hereinafter set forth;

It appearing also that Eastern Minnesota and Wisconsin Hydro have jointly filed an application (File No. 54–138) for approval of an "Amended Joint Plan of Eastern Minnesota Power Corporation and Wisconsin Hydro Electric Company, dated as of March 1, 1946, under section 11 (e) of the Public Utility Holding Company Act of 1935" (hereinafter referred to as the "Amended Plan"), which Amended Plan contemplates generally the sale of the physical properties of each Company and the disposition of the remaining assets of each Company among the respective security holders thereof; and the Companies have requested that they be permitted to withdraw the joint plan, File No. 54–48;

It appearing, as of November 30, 1945, that the capitalization and surplus (deficit) of Eastern Minnesota, adjusted to reflect dividend arrearages on its Preferred Stock, were as follows:

	Amount	Percent
Long-term debt, due 1951	$1,500,000.00	51.3
Cumulative $6 Preferred Stock, 10,000 shs., no par value (involuntary liquidation preference, $100 per sh. plus arrearages): (6,621 shs. owned by Manufacturers Trust Co.)	1,000,000.00	34.2
Dividend arrearages on above ($76.50 per sh.)	765,000.00	26.0
Common Stock, 35,000 shs., no par value, stated value (all owned by Manufacturers Trust Co.)	2,309,399.15	78.9
Deficit (after adjusting for Preferred arrearages)	(2,646,680.46)	(90.4)
Total capitalization and surplus	2,925,718.69	100.0

It appearing that, as of November 30, 1945, the capitalization and surplus (deficit) of Wisconsin Hydro, adjusted to reflect dividend arrearages on its Preferred Stock, were as follows:

	Amount	Percent
Long-term debt, due 1947	$2,077,000.00	42.2
Cumulative 6% Preferred Stock, par value $100 per sh., involuntary liquidating value $100 per sh. plus dividend arrearages, 11,953 shs.	1,195,300.00	24.3
Dividend arrearages on above ($63 per sh.)	753,039.00	15.2
Common Stock (owned by Eastern Minnesota), 10,552 shs., no par value, stated value	1,055,200.00	21.4
Surplus (deficit)	(157,458.00)	(3.1)
Total capitalization and surplus	4,923,081.00	100.0

It appearing that said Amended Plan, which is on file in the offices of the Commission and to which interested persons are referred for a more complete statement of the transactions therein proposed, is in summary form as follows:

1. The physical assets of Eastern Minnesota will be sold to certain electric cooperative associations in the State of Minnesota for a basic price of $1,530,000, subject to certain adjustments.

2. From the proceeds of such sale the holders of the First Mortgage 5½% Gold Bonds of Eastern Minnesota will be paid in cash. Such payment shall include principal and interest, but shall not include redemption premium.

3. Physical assets of Wisconsin Hydro will be sold to the Badger Electric Cooperative for cash for a basic price of $3,449,000, subject to certain adjustments. The effectuation of such sale is contingent upon approval by the Public Service Commission of Wisconsin.

4. From the proceeds of such sale the holders of the First Mortgage 5% Gold Bonds of Wisconsin Hydro will be paid in cash. Such payment shall include principal and interest, but shall not include redemption premium.

5. If objection is made in either case to the non-payment of the redemption premium, the respective companies propose to deposit the amount thereof in escrow pending a determination by the Commission as to whether such redemption premiums should be paid.

6. Eastern Minnesota proposes, after sale of its assets and the discharge of its bonded indebtedness, to pay other credi-

tors or make provision for their payment. Thereafter, Eastern Minnesota will distribute its remaining assets, consisting of cash, to its preferred stockholders, pro rata share for share.

7. Wisconsin Hydro proposes after sale of its assets and discharge of its bonded indebtedness to pay other creditors or make provisions for their payment. It proposes that its remaining assets, consisting of cash, shall be distributed to its stockholders, in the respective proportions of 87.7% to its preferred stockholders and 12.3% to its common stockholder (Eastern Minnesota).

8. It is proposed that F. J. Derge of Loretta, Wisconsin, be paid $35,000 by Wisconsin Hydro and $15,000 by Eastern Minnesota for services stated to have been rendered in connection with the sales of physical assets.

The Commission being required by the provisions of section 11 (e) of the act, before approving any plan submitted thereunder, to find after notice and opportunity for hearing that such plan, as submitted and amended or as modified, is necessary to effectuate the provisions of subsection (b) of section 11, and is fair and equitable to the persons affected by such plan; and

It appearing to the Commission that said Amended Plan under section 11 (e) of the act may properly be considered in connection with these proceedings under section 11 (b) (2), and that for that purpose the application to approve said Amended Plan under section 11 (e) (File No. 54–138) may properly be consolidated with the proceedings heretofore filed under sections 11 (b) (2) and 11 (e) of the act (File Nos. 54–48 and 59–70), and that the evidence heretofore taken should be considered in connection with the proposed Amended Plan of sale; and that the said proposed Amended Plan may properly be considered in connection with said proceedings under section 11 (b) (2); *It is ordered*, That:

1. The hearing in this matter under section 11 (b) (2) of the Act (File No. 59–70) is hereby reconvened, and shall be held at 10:00 A. M., E. D. T., on the 13th day of June, 1946, in the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia, Pennsylvania, in such room as may be designated on that day by the hearing room clerk in Room 318.

2. The application for approval of the aforesaid Amended Plan under section 11 (e) of the act (File No. 54–138) is hereby consolidated with these proceedings under section 11 (b) (2) of the act (File No. 59–70) and shall be heard at said hearing on these proceedings under section 11 (b) (2). Such consolidation shall be without prejudice to the Commission's right, upon its own motion or the motion of any interested party, to separate in whole or in part any issues which may hereafter arise in these proceedings or to permit any interested party, for due cause, further to cross-examine witnesses previously called in these proceedings or to introduce other relevant evidence where previous opportunity was not afforded for that purpose. The request of Eastern Minnesota Power Corporation and Wisconsin Hydro Electric Company that they be permitted to withdraw their joint plan, File No. 54–48, is hereby granted.

3. Eastern Minnesota Power Corporation, Wisconsin Hydro Electric Company and Manufacturers Trust Company are hereby made respondents in these proceedings.

4. At the outset of said hearing respondents shall show cause why an order should not be promptly entered under section 11 (b) (2) of the act directing that:

(a) Eastern Minnesota recapitalize by reclassifying its present equity securities into a single class of Common Stock, *Provided*, That, in the event that the proposed sale of its assets is approved and effectuated, such Company may in lieu thereof liquidate and dissolve;

(b) Wisconsin Hydro recapitalize by reclassifying its present outstanding equity securities into a single class of Common Stock, *Provided*, That, in the event that the proposed sale of its assets is approved and effectuated, such Company may in lieu thereof liquidate and dissolve.

5. Following the consideration of what order should be promptly entered under section 11 (b) (2), there will be considered at said hearing:

(a) Whether the proposed sale of the physical assets of Eastern Minnesota meets the standards of the statute and should be approved;

(b) If approval has been obtained from the Public Service Commission of Wisconsin, whether the proposed sale of the physical assets of Wisconsin Hydro meets the standards of the statute and should be approved;

(c) Whether the proposed allocation of cash pursuant to said proposed plan, as between the preferred and the common stockholders of Wisconsin Hydro, is fair and equitable;

(d) The terms of the proposed liquidation of Eastern Minnesota, and specifically, what treatment should be given to the Preferred Stock of Eastern Minnesota held by Manufacturers Trust Company and whether such treatment should be different from that accorded to the publicly-held Preferred Stock of that Company;

(e) What further action should be taken and order should be entered pursuant to section 11 (b) (2), and particularly, in the event that approval has not been obtained from the Public Service Commission of Wisconsin of the proposed sale of assets by Wisconsin Hydro, whether an allocation of new Common Stock should be determined pursuant to that section, and if so what allocation should be approved as fair and equitable as between the present security holders of Wisconsin Hydro.

6. Without limiting the generality of the foregoing, there will also be considered at said hearing in connection with said Amended Plan;

(a) Whether the Amended Plan is fair and equitable in so far as it does not provide for payment to bondholders of redemption premium in full;

(b) Whether the proposed fees to be paid to F. J. Derge were for necessary services and, if so, whether such fees are reasonable in amount;

(c) Whether, as to each proposed transaction, there is compliance with the statutory standards and the requirements of the rules and regulations of the Commission;

(d) Whether any terms and conditions are necessary and appropriate in the public interest or for the protection of investors or consumers.

7. Richard Townsend or any other officer or officers of the Commission designated by it for that purpose shall preside at the hearings in such matter. The officer so designated to preside at any such hearing is hereby authorized to exercise all the powers granted to the Commission under section 18 (c) of the act and to a trial examiner under the Commission's rules of practice.

8. Notice of said hearing shall be given by mailing a copy of this order by registered mail to Eastern Minnesota Power Corporation; Wisconsin Hydro Electric Company; Manufacturers Trust Company; The Public Service Commission of Wisconsin; and the Rural Electrification Administration. Notice shall also be given to the Mayors of the following communities in the State of Minnesota: Arlington, Bernadotte, Beroun, Bethel, Bock, Bodum, Braham, Brook Park, Brunswick, Foreston, Harris, Grandy, Cambridge, Grasstown, Henderson, Henriette, Isanti, Isle, Kost, Milaca, Mora, New Auburn, New Rome, New Sweden, Norseland, North Branch, Ogilvie, Onamia, Page, Pease, Pine City, Quamba, Rock Creek, Ronneby, Rush City, Rush Point, St. Francis, Stanchfield, Wahkon; and to the Mayors of the following communities in the State of Wisconsin: Almena, Amery, Arkansaw, Barroneti, Black Brook, Boyceville, Chetek, Clayton, Clear Lake, Colfax, Comstock, Cumberland, Cylon, Dallas, Deer Park, Downsville, Durand, Earl, Eau Galle, Emerald, Frederick, Glenwood City, Hillsdale, Huntingdon, Joel, Little Falls, Luck, McClure, New Auburn, New Richmond, Poskin, Prairie Farm, Richardson, Ridgeland, Sand Creek, Sarona, Shell Lake, Spooner, Springbrook, Trego, Turtle Lake, Wanderoos, Weston, and Wheeler by mailing to each of them a copy of the general release of the Commission under the Public Utility Holding Company Act setting out this notice; and notice shall be given to all other persons by distribution of such release to the press, by mailing copies thereof to persons on the mailing list for releases under the Act, and by publication of this notice and order in the FEDERAL REGISTER.

9. Eastern Minnesota Power Corporation and Wisconsin Hydro Electric Company shall give notice of this hearing to each of the holders of its Capital Stock (in so far as the identity of such holders is known or available to the Companies) by mailing a copy of this notice and order to such holders at least 15 days prior to the date of said hearing. Said communication to said holders of stock shall also state that if the stockholder has not received a copy of the Amended Plan, one will be mailed to him by the respective company upon request.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46–8503; Filed, May 21, 1946; 10:12 a. m.]

Reference

MAY 27 '46

THE NATIONAL ARCHIVES

FEDERAL REGISTER

VOLUME 11 NUMBER 101

Washington, Thursday, May 23, 1946

The President

EXECUTIVE ORDER 9728

AUTHORIZING THE SECRETARY OF THE INTERIOR TO TAKE POSSESSION OF AND TO OPERATE CERTAIN COAL MINES

WHEREAS after investigation I find and proclaim that there are interruptions or threatened interruptions in the operation of the mines producing bituminous coal as a result of existing or threatened strikes and other labor disturbances; that the coal produced by such mines is required for the war effort and is indispensable for the continued operation of the national economy during the transition from war to peace; that the war effort will be unduly impeded or delayed by such interruptions; and that the exercise, as hereinafter specified, of the powers vested in me is necessary to insure the operation of such mines in the interest of the war effort and to preserve the national economic structure in the present emergency:

NOW, THEREFORE, by virtue of the power and authority vested in me by the Constitution and laws of the United States, including Section 9 of the Selective Training and Service Act of 1940 (54 Stat. 892) as amended by the War Labor Disputes Act (57 Stat. 163), as President of the United States and Commander-in-Chief of the Army and Navy of the United States, it is hereby ordered as follows:

1. The Secretary of the Interior is authorized and directed to take possession of any and all such mines, and, to the extent that he may deem necessary, of any real or personal property, franchises, rights, facilities, funds, and other assets used in connection with the operation of such mines; to operate or to arrange for the operation of such mines in such manner as he may deem necessary in the interest of the war effort; and to do all things necessary for, or incidental to, the production, sale, and distribution of the coal produced, prepared, or handled by the said mines.

2. The Secretary of the Interior shall operate the said mines in accordance with such terms and conditions of employment as are in effect at the time possession thereof is taken, subject to the provisions of Section 5 of the War Labor Disputes Act.

3. Subject to the national wage and price stabilization policies as determined by the National Wage Stabilization Board and the Economic Stabilization Director, the Secretary of the Interior is authorized, pursuant to the provisions of Section 5 of the War Labor Disputes Act, following such negotiations as he may deem necessary with the duly constituted representatives of the employees, to apply to the National Wage Stabilization Board for appropriate changes in the terms and conditions of employment for the period of the operation of the mines by the Government.

4. In carrying out this order, the Secretary of the Interior shall act through or with the aid of such public or private instrumentalities or persons as he may designate. All Federal agencies are directed to cooperate with the Secretary of the Interior to the fullest extent possible in carrying out the purposes of this order.

5. The Secretary of the Interior shall make employment available and provide protection to all employees working at such mines and to all persons seeking employment so far as they may be needed; and upon the request of the Secretary of the Interior, the Secretary of War shall take such action, if any, as he may deem necessary or desirable to provide protection to all such persons and mines.

6. The Secretary of the Interior shall permit the managements of the mines taken under the provisions of this order to continue with their managerial functions to the maximum degree possible consistent with the aims of this order.

7. The Secretary of the Interior is authorized and directed to maintain customary working conditions in the mines and customary procedure for the adjustment of workers' grievances. He shall recognize the right of the workers to continue their membership in any labor organization, to bargain collectively through representatives of their own choosing, and to engage in concerted activities for the purpose of collective

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FEDERAL REGISTER

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bargaining or other mutual aid or protection, provided that such concerted activities do not interfere with the operations of the mines.

8. Possession of any mine or mines taken under this order shall be terminated by the Secretary of the Interior as soon as practicable, but in no event more than sixty days after the restoration of the productive efficiency of any such mine or mines prevailing prior to the taking of possession thereof.

HARRY S. TRUMAN

THE WHITE HOUSE,
May 21, 1946.

[F. R. Doc. 46-8557; Filed, May 21, 1946; 3:56 p. m.]

Regulations

TITLE 6—AGRICULTURAL CREDIT

Chapter I—Farm Credit Administration

PART 10—FEDERAL LAND BANKS, GENERALLY

INSURANCE REQUIREMENTS

Section 10.188 of Part 10, Chapter I, Title 6, Code of Federal Regulations is hereby amended to read as follows:

§ ~~10.188~~ *Losses to be made payable to mortgagee; exception.* Insurance shall be made payable to the bank and Corporation, as mortgagees, as their interests may appear at time of loss, and shall afford the bank and Corporation the same protection they would have under the New York standard mortgage clause, but the bank may, in its discretion, permit individual losses of $100 or under to be paid directly to the mortgagor for use in the prompt reconstruction of the buildings destroyed. The provisions of §§ 10.189 to 10.197, inclusive, shall not be applicable to losses of $100 or under which are paid directly to the mortgagor, with the permission of the bank, for use in reconstruction.

(Sec. 12 "Ninth", 39 Stat. 370, as amended; 12 U.S.C. 771 "Ninth")

[SEAL] J. R. ISLEIB,
Acting Land Bank Commissioner.

[F. R. Doc. 46-8577; Filed, May 22, 1946; 11:05 a. m.]

TITLE 14—CIVIL AVIATION

Chapter I—Civil Aeronautics Board

[Civil Air Regs., Amdt. 42-1]

PART 42—NONSCHEDULED AIR CARRIER CERTIFICATION AND OPERATION RULES

ISSUANCE OF AIR CARRIER OPERATING CERTIFICATES AND WEATHER MINIMUMS

At a session of the Civil Aeronautics Board held at its office in Washington, D. C., on the 17th day of May 1946.

Effective August 1, 1946, Part 42 of the Civil Air Regulations is amended as follows:

1. By amending § 42.01 to read as follows:

§ 42.01 *Issuance.* An air carrier operating certificate describing the nonscheduled operations authorized and prescribing such operating specifications and limitations as may be reasonably required in the interest of safety, will be issued by the Administrator to a properly qualified citizen of the United States who demonstrates that he is capable of conducting the proposed operations in accordance with the applicable requirements hereinafter specified. Application for a certificate, or application for amendment thereof, shall be made in the manner and contain the information prescribed by the Administrator.

2. By amending § 42.34 *Weather minimums*—(a) *Take-off*, as follows:

By deleting the words "one-half mile" and inserting in lieu thereof the words "one mile."

(52 Stat. 984, 1007; 49 U.S.C. 425, 551)

By the Civil Aeronautics Board.

FRED A. TOOMBS,
Secretary.

[F. R. Doc. 46-8564; Filed, May 22, 1946; 10:55 a. m.]

[Civil Air Regs., Amdt. 61-7]

PART 61—SCHEDULED AIR CARRIER RULES

ADMISSION TO PILOTS' COMPARTMENT

At a session of the Civil Aeronautics Board held at its office in Washington, D. C., on the 17th day of May 1946.

Effective May 17, 1946, § 61.7803 of the Civil Air Regulations is amended to read as follows:

§ 61.7803 *Pilots' compartment.* (a) No person except a member of the operating crew, an air carrier inspector of the Administrator of Civil Aeronautics, or a duly authorized representative of the Civil Aeronautics Board shall be admitted to the pilots' compartment.

* * * * *

(d) Any air carrier inspector of the Administrator of Civil Aeronautics or a duly authorized representative of the Civil Aeronautics Board shall be admitted to the pilots' compartment of an air carrier aircraft at any time while in the performance of his official duty.

(52 Stat. 984, 1007; 49 U.S.C. 425, 551)

By the Civil Aeronautics Board.

FRED A. TOOMBS,
Secretary.

[F. R. Doc. 46-8565; Filed, May 22, 1946; 10:55 a. m.]

TITLE 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

[Docket No. 4537]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

BOCKENSTETTE'S BLUE RIBBON FARMS

§ 3.6 (a) *Advertising falsely or misleadingly—Business status, advantages or connections of advertiser—Government endorsement:* § 3.6 (a) *Advertising falsely or misleadingly—Business status, advantages or connections of advertiser—Reputation, success or standing:* § 3.6 (a 10) *Advertising falsely or misleadingly—Comparative data or merits:* § 3.6 (t) *Advertising falsely or misleadingly—Qualities or properties of product or service:* § 3.6 (w) *Advertising falsely or misleadingly—Refunds, repairs and replacements:* § 3.72 (k 5) *Offering deceptive inducements to purchase—Repair or replacement guarantee.* In connection with offer, etc., of chicks or chickens, disseminating, etc., any advertisements by means of the United States mails or in commerce, or by any means, to induce, etc., directly or indirectly, purchase in commerce, etc., of respondents' product, which advertisements represent, directly or by implication, (a) that respondents are R. O. P. poultry breeders, or that they operate a poultry plant under the supervision of an official from the agency supervising U. S. Record of Performance work; (b) that the average egg production of hens grown from chicks sold by respondents exceeds the average egg production from an equal number of hens generally by 94 eggs each, per annum, or by any other appreciable amount; (c) that hens in respondents' flocks lay an egg daily; (d) that purchasers of respondents' products are enabled to produce eggs at from one-third to one-half the cost of producing them with birds of ordinary breeding; or, (e) that respondents protect purchasers of their chicks against losses, up to four weeks; prohibited, subject to the provision, however, that the order shall not be construed as prohibiting representations that respondents' baby chicks are R. O. P. sired when such chicks have actually been sired by males which have been officially banded with U. S. R. O. P. sealed and numbered official leg bands and duly registered as such; or representations that the flocks supplying the eggs from which the baby chicks are hatched are headed by R. O. P. males when the flocks concerning which such representations are made are segregated and headed by such officially banded R. O. P. males: *Provided, however*, That such representations are not made in such a manner as to represent directly, or by implication, that the baby chicks so offered for sale are U. S. R. O. P. chicks, or that the respondents are participants in the National Poultry Improvement Plan. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U.S.C., sec. 45b) [Modified cease and desist order, Bockenstette's Blue Ribbon Farms, Docket 4537, March 27, 1946]

At a regular session of the Federal Trade Commission, held at its office in

the City of Washington, D. C., on the 27th day of March, A. D. 1946.

In the Matter of Blue Ribbon Hatcheries Corporation, a Corporation, Trading as Bockenstette's Blue Ribbon Farms

This proceeding coming on for further hearing before the Federal Trade Commission, and it appearing that on May 11, 1942, the Commission made its findings as to the facts herein and concluded therefrom that the substituted respondents J. A. Bockenstette and Rose M. Bockenstette, trading as Bockenstette's Blue Ribbon Farms, had violated the provisions of the Federal Trade Commission Act, and on May 11, 1942, issued and subsequently served its order to cease and desist upon said substituted respondents, J. A. Bockenstette and Rose M. Bockenstette.

Thereafter, on July 10, 1942, respondents filed their petition to review and set aside the order to cease and desist in the United States Circuit Court of Appeals for the Tenth Circuit. On March 30, 1943, said Court entered its final decree affirming and enforcing the said order to cease and desist.

Thereafter, on October 25, 1945, the Commission and respondents filed with said Court a joint motion to modify said decree in certain particulars. On November 7, 1945, the Court entered its decree granting said motion and commanding respondents to comply with said modified decree.

The time within which a petition for a writ of certiorari might have been filed in the Supreme Court of the United States by the respondents having expired on February 7, 1946, without such petition having been filed, the said Court's decree of November 7, 1945, thereupon became final on February 7, 1946.

In conformity with such final decree of the United States Circuit Court of Appeals for the Tenth Circuit dated November 7, 1945, and pursuant to the provisions of the Federal Trade Commission Act, the Commission hereby issues this its modified order to cease and desist.

It is ordered, That the substituted respondents, J. A. Bockenstette and Rose M. Bockenstette, trading as Bockenstette's Blue Ribbon Farms, or trading under any other name or designation, their representatives, agents and employees, jointly or severally, directly or through any corporate or other device, in connection with the offering for sale, sale and distribution of chicks or chickens, do forthwith cease and desist from directly or indirectly:

(1) Disseminating or causing to be disseminated any advertisement, by means of the United States Mails, or by any other means, in commerce as "Commerce" is defined in the Federal Trade Commission Act, which advertisement represents, directly or by implication:

(a) That respondents are R. O. P. poultry breeders, or that they operate a poultry plant under the supervision of an official from the agency supervising U. S. Record of Performance work;

(b) That the average egg production of hens grown from chicks sold by respondents exceeds the average egg production from an equal number of hens generally, by 94 eggs each, per annum, or by any other appreciable amount;

(c) That hens in respondents' flocks lay an egg daily;

(d) That purchasers of respondents' products are enabled to produce eggs at from one-third to one-half the cost of producing them with birds of ordinary breeding;

(e) That respondents protect purchasers of their chicks against losses, up to four weeks.

(2) Disseminating or causing to be disseminated any advertisement by any means, for the purpose of inducing, or which is likely to induce, directly or indirectly, the purchase in commerce, as "commerce" is defined in the Federal Trade Commission Act, of respondents' product, which advertisement contains any of the representations prohibited in paragraph (1) hereof.

It is further ordered That this order shall not be construed as prohibiting representations that respondents' baby chicks are R. O. P. sired when such chicks have actually been sired by males which have been officially banded with U. S. R. O. P. sealed and numbered official leg bands and duly registered as such; or representations that the flocks supplying the eggs from which the baby chicks are hatched are headed by R. O. P. males when the flocks concerning which such representations are made are segregated and headed by such officially banded R. O. P. males: *Provided, however*, That such representations are not made in such a manner as to represent directly, or by implication, that the baby chicks so offered for sale are U. S. R. O. P. chicks, or that the respondents are participants in the National Poultry Improvement Plan.

It is further ordered, That the substituted respondents, J. A. Bockenstette and Rose M. Bockenstette, shall, within sixty (60) days after service upon them of this order, file with the Commission a report in writing, setting forth in detail the manner and form in which they have complied with this order.

By the Commission.

[SEAL] OTIS B. JOHNSON, *Secretary.*

[F. R. Doc. 46-8632; Filed, May 22, 1946; 11:28 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter VIII—Office of International Trade, Department of Commerce

Subchapter B—Export Control

[Amdt. 190]

PART 801—GENERAL REGULATIONS

PROHIBITED EXPORTATIONS

Section 801.2 *Prohibited exportations* is hereby amended as follows:

The list of commodities set forth in paragraph (b) is amended in the following particulars:

1. The qualifying footnote reference, meaning "Requires individual license for export to all areas except the other American Republics" is hereby deleted with regard to the following commodities:

Dept. of Com. Sched. B No.	Commodity
	Milk and cream:
006200	Evaporated (unsweetened).
006300	Dried whole milk (include partially skimmed).
006400	Dried skimmed milk.
	Cheese, processed, blended and spreads:
006755	Processed American cheddar.
006758	Other cheese, processed, blended and spreads.
	Cheese, whether or not in original loaves, except any cheese processed other than by division into pieces:
006795	American cheddar.
006798	Other.

2. The following commodities are hereby added to the list of commodities:

Dept. of Comm. Sched. B No.	Commodity	Unit	GLV dollar value limits country group K	GLV dollar value limits country group E
630998	Aluminum prefabricated houses (aluminum chief value.)	-------	100	25
835900	Potassium chlorate and mixtures.	Lbs...	25	25
835900	Potassium perchlorate and mixtures.	Lbs...	25	25

3. The following commodities are hereby removed from the list of commodities:

Dept. of Com. Sched. B No.	Commodity
	Fruits, fresh or frozen:
131000	Apples in baskets.
131100	Apples in boxes.
131200	Apples in barrels.
502760	Kerosene (include burning oils, mineral colza, petrolite, and signal oil).

Shipments of any of the above commodities removed from general license which were on dock, on lighter, laden aboard an exporting carrier or in transit to a port of exit pursuant to an actual order for export prior to the effective date of this amendment may be exported under the previous general export license provisions.

This amendment shall become effective immediately except that, with respect to commodities removed from general license it shall become effective on May 27, 1946.

(Sec. 6, 54 Stat. 714; 55 Stat. 206; 56 Stat. 463; 58 Stat. 671; 59 Stat. 270; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; E.O. 9630, 10 F.R. 12245; Order No. 390, 10 F.R. 13130)

Dated: May 21, 1946.

JOHN C. BORTON, *Director, Requirements and Supply Branch.*

[F. R. Doc. 46-8576; Filed, May 22, 1946; 11:02 a. m.]

Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong.; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9633, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

[Suspension Order S-938]

PART 1010—SUSPENSION ORDERS

MOTHER CRAFT CO.

Mother Craft Company, a partnership consisting of David T. Swidler, his wife, Lillian, and two minor sons, Robert and Jay Swidler, and located at 147 North 12th Street, Philadelphia, Pennsylvania, is engaged in the manufacture of maternity dresses. On February 4, 1946, a temporary suspension order was issued directing the company to cancel outstanding CC rated orders for rayon and cotton fabrics in excess of those authorized for the fourth quarter of 1945, and to place no CC rated orders for such fabrics for the first quarter of 1946. During the fourth quarter of 1945, Mother Craft Company placed orders bearing CC ratings pursuant to Form WPB-3732 under Case No. 72233 for 100,000 yards of cotton fabric, although it was authorized under this case number to place orders bearing these ratings solely for 52,000 yards of rayon fabric. During the fourth quarter of 1945, and the first quarter of 1946, the partnership placed orders bearing CC ratings using Case No. 11357, purportedly authorized on WPB Form 3732 for 306,000 yards of cotton fabric and accepted delivery of 69,000 yards, when in fact it was not assigned any such case number nor authorized to place orders bearing these ratings for cotton fabrics. The placing of these unauthorized preference ratings constituted wilful violations of Priorities Regulation No. 3. In addition, the company failed to keep and maintain accurate and complete records of the details of all of its transactions to which the rules and regulations of the War Production Board or the Civilian Production Administration relate, which failure constituted a violation of Priorities Regulation No. 1. These violations have interfered with the controls established by the War Production Board and the Civilian Production Administration for the distribution of critical materials. In view of the foregoing, it is hereby ordered that:

§ 1010.938 *Suspension Order No. S-938.* (a) During the second and third quarters of 1946, David T. Swidler, Lillian Swidler, Robert Swidler and Jay Swidler shall not apply or extend any ratings to obtain cotton or rayon fabrics, nor shall any authorization be granted to them to apply or extend ratings to get such fabrics during these quarters.

(b) David T. Swidler, Lillian Swidler, Robert Swidler and Jay Swidler shall not use any cotton fabrics in their possession obtained by the unauthorized use of preference ratings during the fourth quarter of 1945 and the first quarter of 1946, except to dispose of them in accordance with the rules, regulations and orders of the Civilian Production Administration.

(c) Nothing contained in this order shall be deemed to relieve David T. Swidler, Lillian Swidler, Robert Swidler and Jay Swidler from any restriction, prohibition or provision contained in any other order or regulation of the Civilian Production Administration, except insofar as the same may be inconsistent with the provisions hereof.

(d) David T. Swidler, Lillian Swidler, Robert Swidler and Jay Swidler shall refer to this order in any application or appeal which they may file with the Civilian Production Administration during the second and third quarters of 1946 dealing with their use of textiles.

(e) The restrictions and provisions contained herein shall apply to David T. Swidler, Lillian Swidler, Robert Swidler and Jay Swidler, doing business as Mother Craft Company or under any other names, their successors or assigns, or persons acting in their behalf. Prohibitions against the taking of any action include the taking indirectly as well as directly of any such action.

Issued this 21st day of May 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN, *Recording Secretary.*

[F. R. Doc. 46-8563; Filed, May 21, 1946; 4:39 p. m.]

Chapter XI—Office of Price Administration

[RMPR 289,[1] Amdt. 54]

DAIRY PRODUCTS

A statement of the considerations involved in the issuance of this Amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 21 of Revised Maximum Price Regulation 289 is amended in the following respects:

1. Table A in paragraph (a) (1) (i) is amended to read as follows:

TABLE A

(a) To the United States Government or any agency thereof:

If delivered in—	Carton of 48 14½-oz. cans (per carton)	Carton of 48 13-oz. cans (per carton)	Carton of 48 6-oz. cans (per carton)	Carton of 96 6-oz. cans (per carton)	Carton of 6 8-lb. cans (per carton)
Zone 1	$4.25	$4.00	$2.20	$4.25	$4.25
Zone 2	4.35	4.10	2.25	4.35	4.35
Zone 3	4.35	4.10	2.25	4.35	4.35

[1] 10 F.R. 2252, 2658, 2928, 3554, 3948, 3950, 5772, 6232, 7340, 7852, 9084, 11809, 12651, 12957, 12989, 13216, 13592, 14737; 11 F.R. 175, 244, 712, 840, 1405, 1670, 2088, 2043, 2516, 2826, 3396, 3596, 4585.

(b) To any person other than the United States Government or any agency thereof:

If delivered in—	Carton of 48 14½-oz. cans (per carton)	Carton of 48 13-oz. cans (per carton)	Carton of 48 6-oz. cans (per carton)	Carton of 96 6-oz. cans (per carton)	Carton of 6 8-lb. cans (per carton)
Zone 1	$4.35	$4.10	$2.30	$4.35	$4.35
Zone 2	4.45	4.20	2.35	4.45	4.45
Zone 3	4.45	4.20	2.35	4.45	4.45

For cans of 14-ounce capacity the maximum price per carton of 48 shall be 5 cents less than the appropriate table A prices for 14½-ounce cans and for cans of 13-ounce capacity the maximum price per carton of 48 shall be 10 cents less than the appropriate table A prices for 14½-ounce cans.

2. Table B in paragraph (a) (1) (ii) is amended to read as follows:

TABLE B

(a) To the United States Government or any agency thereof:

If delivered in—	Carton of 48 14½-oz. cans (per carton)	Carton of 48 6-oz. cans (per carton)	Carton of 96 6-oz. cans (per carton)	Carton of 6 8-lb. cans (per carton)
Zone 1	$4.75	$2.45	$4.75	$4.75
Zone 2	4.85	2.50	4.85	4.85
Zone 3	4.85	2.50	4.85	4.85

(b) To any person other than the United States Government or any agency thereof:

If delivered in—	Carton of 48 14½-oz. cans (per carton)	Carton of 48 6-oz. cans (per carton)	Carton of 96 6-oz. cans (per carton)	Carton of 6 8-lb. cans (per carton)
Zone 1	$4.85	$2.55	$4.85	$4.85
Zone 2	4.95	2.60	4.95	4.95
Zone 3	4.95	2.60	4.95	4.95

3. Paragraphs (b) and (c) are redesignated (c) and (d), respectively, and a new paragraph (b) is added to read as follows:

(b) *Notification of change of maximum price.* If this regulation, or any amendment thereto, changes a manufacturer's maximum price for sales of evaporated milk or British Standard evaporated milk, with the first delivery of that item after the effective date of the provision changing the maximum price, the manufacturer shall:

Supply each wholesaler and retailer who purchases the item from him with the following written notice:

NOTICE TO WHOLESALERS AND RETAILERS

Our OPA ceiling price for (describe item by kind, variety, grade, brand, style of pack and container type and size) has been changed under the provisions of Revised Maximum Price Regulation 289. We are authorized to inform you that if you are a wholesaler or retailer pricing this item under Maximum Price Regulations Nos. 421, 422, or 423, and if we are your customary type of supplier, you must refigure your ceiling price for the item in accordance with the applicable pricing provisions of those regulations. You must refigure your ceiling price on the first delivery of this item to you on and after (insert effective date of amendment).

For a period of 60 days after the effective date of the provision changing the maximum price, and with the first delivery after the 60-day period to each person who has not made a purchase within

that time, the manufacturer shall include in each box, carton, or case containing the item the written notice set forth above.

This amendment shall become effective May 20, 1946.

Issued this 20th day of May 1946.

PAUL A. PORTER,
Administrator.

Approved: May 20, 1946.

N. E. DODD,
Under Secretary of Agriculture.

For the reasons set forth in the accompanying Statement of Considerations and by virtue of the authority vested in me by the Emergency Price Control Act of 1942 as amended and Executive Order Nos. 9250, 9328, 9599, I approve the issuance of this amendment.

CHESTER BOWLES,
Economic Stabilization Director.

[F. R. Doc. 46-8481; Filed, May 20, 1946; 4:42 p. m.]

PART 1305—ADMINISTRATION

[SO 148]

ADJUSTMENT OF MAXIMUM PRICES FOR SALES OF CERTAIN LOW-END CONSUMER DURABLE GOODS

Correction

In Federal Register document 46-3742, appearing at page 2447 of the issue for Saturday, March 9, 1946, the table in Appendix A should read as follows:

I Article	II Cut-off price	III Maximum percentage adjustment	IV Profit margin factor (percent)
Alarm clocks, spring driven	$1.00 each		4.3
Dinnerware, semivitreous:			2.2
53 piece set	$5.50 [1] each		
7" trade plate	$1.50 [1] per dozen		4.9
Electrical appliances:			
Fans, 8" nonoscillating	$2.00 each		
Fans, 10" oscillating	$4.00 each		
Irons, household	$2.00 each		
Toasters	$1.75 each	25	3.4
Flatware, silver plated			
For household use	$1.80 [1]		
For commercial or institutional use	$3.50 [1] to users		
Garden trowels and forks, 18 gauge	$0.90 per dozen		
Glass lamp chimneys	$1.00 per dozen		
Glass lantern globes	$1.50 per dozen	15	4.4
Hand tools whose metal parts are of cast iron			2.7
Lamps, bed and desk	$1.00 each		3.0
Lawn mowers, hand	$7.00 each		5.5
Radios and electric phonographs	$8.15 each		
Watch cases		20	
Base metal or rolled gold plate	$2.00 each	10	
Any case except solid gold with price under $1.00	$4.00 each		

[1] Prices for other sets and sizes are in their customary proportions to these prices.
[2] Prices are for one dozen teaspoons, prices for other pieces are in their customary proportions to these prices.

PART 1305—ADMINISTRATION

[SO 129, Amdt. 22]

EXEMPTION AND SUSPENSION FROM PRICE CONTROL OF MACHINES, PARTS, INDUSTRIAL MATERIALS AND SERVICES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Order No. 129 is amended in the following respects:

1. Section 13 (a) is amended by adding the following to the list of commodities thereunder:

Copper engravers' sheet and plate (ground and polished).
Non-ferrous lockseam tubing.
Non-ferrous washers (this suspension does not include any washers which may come under the definition of non-ferrous castings in Revised Maximum Price Regulation No. 125).

2. Section 13 (b) is amended by adding the following to the list of commodities thereunder:

Fabricated iron and steel strapping, including flat band and wire strapping, and corner clips and seals used for reinforcing containers. This suspension does not apply to cold or hot rolled strip or wire sold for general purposes, nor does it apply to bale ties.
Ferrous washers (This suspension does not include any washers which may come under the definition of steel castings in Revised Price Schedule No. 41, high alloy castings in Maximum Price Regulation No. 214, manganese steel castings in Maximum Price Regulation No. 235, malleable iron castings in Maximum Price Regulation No. 241, or gray iron castings in Maximum Price Regulation No. 244).
High and low pressure steel gas cylinders.
Industrial steel wool.

3. Section 13 (c) is amended by adding the following to the list of commodities thereunder:

Asbestos textiles and carded asbestos fibers.

This amendment shall become effective May 22, 1946.

Issued this 22d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8594; Filed, May 22, 1946; 11:15 a. m.]

PART 1305—ADMINISTRATION

[SO 132,[1] Amdt. 29]

EXEMPTION AND SUSPENSION FROM PRICE CONTROL OF CERTAIN FOODS, GRAINS, AND CEREALS, FEEDS, TOBACCO AND TOBACCO PRODUCTS, AGRICULTURAL CHEMICALS, INSECTICIDES AND BEVERAGES

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

Supplementary Order No. 132 is amended in the following respect:

In section 2 (a) (1) the following commodities are added in alphabetical order:

	From—	Termination date
Pickles and pickle products. (This includes pickles packed from fresh cucumbers; salt stock cucumbers (raw cucumbers which have been fully or partially cured by treatment with salt brine); processed cucumbers; processed peppers; processed cauliflower; processed onions; relish and picalilli (the products made from one or more of the following cut vegetables and seasoning: cucumbers, green tomatoes, onions, celery, cabbage, cauliflower and peppers). "Processed" means converted by processing from salt stock to the finished product.)	1946 May 22	Indefinite.
Spinach, canned and frozen. (This does not include strained or chopped spinach sold as "baby food" or "junior food," nor does it include spinach soup.)	May 22	Indefinite.

This amendment shall become effective May 22, 1946.

Issued this 22d day of May 1946.

PAUL A. PORTER,
Administrator.

For the reasons stated in the accompanying statement of considerations, I hereby approve the suspension of the above-named commodities.

CHESTER BOWLES,
Director,
Office of Economic Stabilization.

Approved: May 13, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-8596; Filed, May 22, 1946; 11:15 a. m.]

PART 1305—ADMINISTRATION

[Rev. SO 119, Amdt. 9]

INDIVIDUAL ADJUSTMENTS FOR RECONVERTING MANUFACTURERS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Supplementary Order No. 119 is amended in the following respect:

[1] 10 F.R. 14954, 15170; 11 F.R. 296, 297, 881, 1102, 1467, 2378, 2640, 2989, 2927, 3247, 3396, 4021.

In Appendix C, List I—Profit factors for specified industries the listing of metal office furniture and the profit factor of 5.4% therefor is changed to read

Metal office furniture 2.9%

This amendment shall become effective on the 27th day of May 1946.

Issued this 22d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8593; Filed, May 22, 1946; 11:15 a. m.]

PART 1305—ADMINISTRATION

[SO 131,[1] Corr. to Amdt. 19]

REVISED MAXIMUM PRICES FOR CERTAIN COTTON TEXTILES

Amendment 19 to Supplementary Order No. 131 is corrected as follows:

The reference to section 3 (a) in item 1 is corrected to read section 3a.

This correction shall become effective as of April 17, 1946.

Issued this 22d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8595; Filed, May 22, 1946; 11:15 a. m.]

PART 1312—LUMBER AND LUMBER PRODUCTS

[MPR 525, Amdt. 12]

JOBBER SALES OF STOCK MILLWORK

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 525 is amended in the following respects:

Paragraph (b) in section 2a is amended to read as follows:

(b) Where a seller under this regulation sells stock millwork for which a maximum price at the manufacturing level has been increased by the Office of Price Administration, either by way of industry-wide or individual adjustment, he may use the following procedures to adjust his prices:

(1) Where the manufacturer's maximum prices are increased by changes either in discounts or net prices, the seller under this regulation may add to the prices calculated under (a) above only the dollar-and-cent amount by which the price at the manufacturing level has been adjusted.

(2) Where the manufacturer's maximum prices are increased by actions revising basic list prices only, such as Amendment 14 to RMPR 293 which revised the Supplemental Lists to Standard Lists Catalog No. 40, the seller under this regulation may increase his maximum prices calculated under (a) above by applying the percentage mark-up permitted in the applicable section of this regulation to the amount of the increase in the manufacturer's maximum price resulting from the change in the basic list. In other words, the seller may substitute the new list for the March 1, 1946, list and calculate his price as though the new list were in effect on March 1, 1946.

(3) Where the manufacturer's maximum prices are increased by actions providing both a change in discount as well as a revision in the basic list price, the seller under this regulation may make the following additions to the prices calculated under (a) above:

(i) The amount permitted under subparagraph (2) above by virtue of the change in list.

(ii) The dollar-and-cent amount by which the price at the manufacturing level has been increased by applying the manufacturer's new discount to the new list as against applying the manufacturer's old discount to the new list. In other words, the seller may use the revised list, in lieu of the March 1, 1945, list to calculate what the price at the manufacturing level would have been on March 1, 1946.

This Amendment No. 12 shall become effective May 27, 1946.

Issued this 22d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8591; Filed, May 22, 1946; 11:17 a. m.]

PART 1305—ADMINISTRATION

[SO 132,[1] Amdt. 30]

DRY LENTILS

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

In section 2 (commodities suspended from price control), paragraph (a) (1) is amended by adding the following item:

	From	Termination date
Dry lentils (domestic and imported)	May 22, 1946	Indefinite.

This amendment shall become effective May 22, 1946.

Issued this 22d day of May 1946.

PAUL A. PORTER,
Administrator.

Approved May 13, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-8597; Filed, May 22, 1946; 11:15 a. m.]

PART 1315—RUBBER AND PRODUCTS AND MATERIALS OF WHICH RUBBER IS A COMPONENT

[RMPR 229, Amdt. 7]

RETAIL AND WHOLESALE PRICES FOR RUBBER FOOTWEAR

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 229 is amended in the following respects:

1. A new subparagraph, designated (4), is added to section 5 (a) to read as follows:

(4) *Maximum prices for mail order sales at retail.* Notwithstanding any other provision of this regulation, the maximum price for a mail order sale at retail of any item of waterproof rubber footwear covered by this section 5 (a), shall be determined as follows:

(i) The mail order retailer shall determine the price for his retail sales of the item of waterproof rubber footwear he is pricing in accordance with subparagraph (2) above.

(ii) The mail order retailer shall determine whether his supplier's maximum price for a sale of the waterproof rubber footwear item to a purchaser of the mail order retailer's class of buyer was increased on April 1, 1946; and, if so, the dollar-and-cents amount of such increase per pair of the item of footwear.

(iii) The maximum price for the mail order retailer's sales at retail of the item shall be the result obtained in (i) above, plus the result obtained in (ii) above.

2. In Appendix A, the footnote reference [4] is added immediately following the heading in the table "Class V (mail order sellers only)".

3. The following footnote, designated [4], is added to Appendix A:

[4] The maximum prices for mail order sellers listed in this table are subject to redetermination in accordance with subparagraph (4) of section 5 (a).

This amendment shall become effective May 22, 1946.

Issued this 22d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8588; Filed, May 22, 1946; 11:17 a. m.]

PART 1346—BUILDING MATERIALS

[MPR 466, Amdt. 6]

ASBESTOS—CEMENT BUILDING MATERIALS

A statement of the considerations involved in the issuance of this Amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 466 is amended in the following respects:

1. A new section 8.4 (a) (4) is added to read as follows:

(4) The maximum net prices established under this regulation for as-

[1] 10 F.R. 11296, 11890, 12116, 13268, 13269, 13812, 14504, 14657, 14779, 15004, 15383; 11 F.R. 532, 1771, 1888, 2635, 2972, 3599, 3744, 4037, 4329, 4584, 4533, 4867, 4972.

[1] 10 F.R. 14954, 15170, 11 F.R. 296, 297, 881, 1102, 1467, 2378, 2640, 2989, 2927, 3247, 3396, 4021, 4090.

bestos-cement roof shingles and accessories listed in Table 5, below, may be increased by an amount not in excess of 15 percent.

2. A new section 8.4 (a) (5) is added to read as follows:

(5) The maximum net prices established under this regulation for asbestos-cement siding shingles and accessories listed in Table 5, below, may be increased by an amount not in excess of 5 percent.

3. In section 9.2, two new paragraphs are added to read as follows:

The maximum net prices estabilised under this regulation for asbestos-cement roof shingles and accessories listed in Table 6, below, may be increased by an amount not in excess of 15 percent.

The maximum net prices established under this regulation for asbestos-cement siding shingles and accessories listed in Table 6, below, may be increased by an amount not in excess of 5 percent.

4. Section 10.3 is redesignated as section 10.4 and a new section 10.3 is added to read as follows:

SEC. 10.3 *Maximum prices for sales and deliveries by resellers on sales other than direct shipment from factory.* Any reseller purchasing asbestos-cement building materials for resale in the same form other than by direct shipment from factory may add to his maximum prices for that product established under the General Maximum Price Regulation, an amount not exceeding the actual dollars-and-cents increased cost resulting to him by reason of increases permitted on asbestos-cement building materials pursuant to Amendment No. 6 to Maximum Price Regulation 466. Notwithstanding the provisions of this section 10.3, in any area where specific maximum prices are fixed by an area pricing order, such specific maximum prices shall apply in that area.

This amendment shall become effective May 27, 1946.

Issued this 22d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8590; Filed, May 22, 1946; 11:17 a. m.]

PART 1361—FARM EQUIPMENT

[MPR 246, Corr. to Amdt. 16]

MANUFACTURERS' AND WHOLESALE PRICES FOR FARM EQUIPMENT

The heading of paragraph (b) of § 1361.52 of Maximum Price Regulation 246 as amended by Amendment 16 is corrected to read as follows:

(b) *Manufacturers price (except for products without a suggested retail price.)*

Issued this 22d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8589; Filed, May 22, 1946; 11:17 a. m.]

PART 1365—HOUSEHOLD FURNITURE

[MPR 548, Amdt. 7]

METAL UPHOLSTERY SPRINGS, CONSTRUCTION AND ACCESSORIES

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith; and it has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 548 is amended in the following respects:

1. Section 1 (a) (6) is amended to read:

(6) (i) Helicals.
(ii) Fabrics.
(iii) Fabric plates.
(iv) Notch wires.
(v) Construction links.

2. Section 1 (b) (4) is deleted.

3. Section 1 (b) (5) is amended to read as follows:

(5) Wood parts, and padding, unless they are an integral part of the inner construction.

4. The heading "A. Crosswise lacing" appearing midway in Column 1 of Table I under Type VIII of section 4 is amended to read "B. *Lengthwise lacing*".

This amendment shall become effective on May 27, 1946.

Issued this 22d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8592; Filed, May 22, 1946; 11:18 a. m.]

PART 1370—ELECTRICAL APPLIANCES

[RMPR 111, Amdt. 5]

NEW HOUSEHOLD VACUUM CLEANERS AND ATTACHMENTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation No. 111 is amended in the following respect:

Section 25, Appendix A is amended by adding to the list of models and retail ceiling prices therein the following models of vacuum cleaners to be inserted in alphabetical order:

Manufacturer	Model	Description	Retail price
Associated Merchandising Corp.	AMC-352	Floor type—Motor-driven brush	$39.98
	AMC-382	Cylinder type—Included: 7 piece attachment set.	44.98

This amendment shall become effective on the 22d day of May 1946.

Issued this 22d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8584; Filed, May 22, 1946; 11:16 a. m.]

PART 1390—MACHINERY AND TRANSPORTATION EQUIPMENT

[RMPR 136, Amdt. 38]

MACHINES, PARTS AND INDUSTRIAL EQUIPMENT

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 136 is amended in the following respects:

1. Paragraph (d) of section 19 is amended so that the following sentence is added thereto: "Resellers may increase their maximum prices by the same percentage by which their net invoiced costs have been increased as a result of the increase in prices granted their manufacturers by this paragraph, subject to the same discounts, allowances and other deductions in effect to a purchaser of the same class on May 26, 1946".

2 (a). Subparagraph (7) of section 28 (a) is amended so that the following sentence is deleted therefrom: "If on the base date the seller or lessor customarily sold or leased, or offered to sell or lease, the same product to any purchaser or lessee at a price different from the price or prices at which he sold or leased, or offered to sell or lease, the same product to all other purchasers or lessees, that purchaser or lessee is in a price class by himself".

(b) Subparagraph (7) of section 28 (a) is further amended to add the following sentence thereto: "For the purposes of this definition, a 'new purchaser or lessee' shall also mean a purchaser or lessee, to whom customarily on the base date, a seller or lessor sold or leased, or offered to sell or lease, the same product at a price different from the price or prices at which the seller or lessor sold or leased, or offered to sell or lease, the same product to all other purchasers or lessees."

This amendment shall become effective May 27, 1946.

Issued this 22d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8585; Filed, May 22, 1946; 11:16 a. m.]

PART 1499—COMMODITIES AND SERVICES

[MPR 142, Amdt. 6]

RETAIL PRICES FOR SUMMER SEASONAL COMMODITIES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 142 is amended in the following respect:

Section 1372.2 (b) is amended by deleting the following from the list of classifications and specific items contained therein:

Furniture and all items thereunder
Toys and all items thereunder
Awnings
Boats, sail, motor, rowboats and canoes
Electric fans and ventilators and room coolers
Flower boxes for growing plants
Picnic baskets
Slat shades, wooden, for porch use
Sprinklers for watering laws

This amendment shall become effective on the 27th day of May 1946.

Issued this 22d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8586; Filed, May 22, 1946; 11:16 a. m.]

PART 1418—TERRITORIES AND POSSESSIONS

[RMPR 194,[1] Amdt. 4]

SALES OF IMPORTED COMMODITIES IN ALASKA

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 194 is amended in the following respects:

1. Section 1 is amended to read as follows:

SECTION 1. *What commodities are covered.* This regulation covers all sales of imported commodities except:

(a) Sales which are covered by Revised Maximum Price Regulation 288—Specific Maximum Prices in Alaska.

(b) Sales which are covered by any other OPA regulations or orders applicable in Alaska, but no such regulation or order shall be deemed to apply to Alaska unless it contains an express provision to the effect that it shall apply in Alaska notwithstanding the provision of Revised Maximum Price Regulation 194 (or Maximum Price Regulation 194).

(c) Sales of used or secondhand commodities whether they are imported as such or whether they become used or secondhand in Alaska.

(d) Sales of any commodities or transactions excepted from the General Maximum Price Regulation by Revised Supplementary Regulation 1 which are not otherwise subject to price regulation in the continental United States.

2. A new section 5a is added under Article I to read as follows:

SEC. 5a. *How to treat taxes.* (a) You may collect, in addition to your ceiling price, any tax upon or incident to a sale of a commodity if the tax is actually paid by you or collected from you by your vendor *Provided*, That you state the tax separately and the statute imposing such tax does not prohibit the seller from stating and collecting the tax separately from the purchase price. However, any such tax paid to your vendor may not be treated as an item of landed cost on which your markup may be added.

(b) If the amount of any such tax ends in a fraction of a cent, then the amount of such tax may be increased to the nearest higher cent if the faction is one-half cent or more, and shall be reduced to the nearest lower cent if the fraction is less than one-half cent. Such adjustments to the nearest cent, or to the nearest nickel as provided in section 19 (a) (3), may be made only on the sum of the combined purchase price of one or more commodities sold in a single sale or transaction or in a series of sales billed at the end of a period, plus the actual amount of the tax on such purchase price.

This amendment shall become effective May 27, 1946.

Issued this 22d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8587; Filed, May 22, 1946; 11:17 a. m.]

[1] 10 F.R. 2176, 2479, 3054.

PART 1499—COMMODITIES AND SERVICES

[2d Rev. SR 14,[1] Amdt. 27]

BALED SOUTHERN PINE WOOD EXCELSIOR

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Second Revised Supplementary Regulation 14 to the General Maximum Price Regulation is amended in the following respects:

1. In section 3.3 paragraphs (a) and (b) are amended to read as follows, together with the heading of section 3.3:

SEC. 3.3 *Baled Southern pine wood excelsior*—(a) *Maximum prices for sales by manufacturers and by Virginia Excelsior Mills, Incorporated, Doswell, Virginia.* The maximum price f. o. b. mill per net ton for sales of baled Southern pine wood excelsior by Virginia Excelsior Mills, Incorporated, Doswell, Virginia and by manufacturers in the States named in paragraph (e) shall be as follows:

Maximum price for carload lots shipped to jobbers and distributors

Grade:	Per net ton f. o. b. mill
XX	$29.25
XXXX	31.25
Wood wool	42.25
Fine wood wool	50.25

Addition for less than carload shipments. 1 to 10 tons, add $2.00 per ton to above prices. Less than 1 ton, add $4.00 per ton to the above prices.

Addition for shipments direct to consumer. Add $2.00 per ton to above prices.

(b) *Maximum price for sales by jobbers or distributors of baled Southern pine wood excelsior manufactured in Virginia.* The maximum prices per net ton for sales by jobbers and distributors, of baled Southern pine wood excelsior produced in Virginia shall be the seller's maximum price established under the General Maximum Price Regulation for the particular grade of excelsior, and class of consumer, plus $8.25 per ton.

This amendment shall become effective May 27, 1946.

Issued this 22d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8582; Filed, May 22, 1946; 11:16 a. m.]

[1] 10 F.R. 1154, 2026, 2161, 2432, 2618, 3551, 4107, 8620.

PART 1499—COMMODITIES AND SERVICES

[SR 14E,[1] Amdt. 42]

MODIFICATIONS OF MAXIMUM PRICES ESTABLISHED BY GENERAL MAXIMUM PRICE REGULATION FOR CERTAIN TEXTILES, LEATHER AND APPAREL

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Section 2.7 of Supplementary Regulation 14E is amended in the following respects:

1. The last sentence of subparagraph (6) of paragraph (b) of section 2.7 is amended to read as follows: "This subparagraph (6) shall not apply to sales covered by paragraphs (r), (s), (t) and (v) of Section 2.7."

2. Paragraph (s) of section 2.7 is amended to read as follows:

(s) *Sales of certain anklets, hosiery and handkerchiefs.* (1) The maximum price for sales at wholesale of anklets, hosiery and handkerchiefs for which the manufacturer has adjusted his maximum price under either Supplementary Order 139 or Supplementary Order 154 shall be the sum of the seller's ceiling price as established under the General Maximum Price Regulation and 70% of the amount by which the manufacturer has increased his price, except that in pricing hosiery and anklets for which the manufacturer has increased his maximum price by more than 20 cents per dozen, the seller's ceiling price per dozen shall be the sum of the seller's ceiling price as established under the General Maximum Price Regulation, plus 14 cents, and the amount by which the manufacturer's increase per dozen exceeds 20 cents.

(2) No seller may sell an article at the modified prices permitted in this paragraph unless he has received from the manufacturer of that article a written notice showing the amount by which the manufacturer increased his maximum price pursuant to Supplementary Order 139 or Supplementary Order 154. The seller must keep this notice available at all times for inspection by the Office of Price Administration.

(3) On each sale to a seller at retail of an article for which the maximum price is adjusted under this paragraph, the seller shall place on or attach to the invoice covering that sale a notice setting forth the "OPA Adjustment Charge" (that is, an amount representing 70% of

[1] 10 F.R. 1183, 2014, 4156, 7117, 7497, 7667, 9337, 9540, 9963, 10021, 11401, 12601, 12812, 13271, 13692, 13826, 14506, 14742, 15007, 15026, 15467; 11 F.R. 115, 348, 405, 407, 560, 677, 889, 949, 1405, 1594, 1850, 2042, 3090, 4163, 3158, 3366.

the manufacturer's increase, but in the case of hosiery and anklets no more than 14 cents per dozen), and the "Retailer's Permitted Increase" (that is, in the case of hosiery and anklets, the amount by which the manufacturer has increased his maximum price by more than 20 cents per dozen) in the following form:

STATEMENT OF "OPA ADJUSTMENT CHARGE" AND "RETAILER'S PERMITTED INCREASE"

The OPA has permitted us to add the amounts set forth in columns 3 and 4 below for the following items.

(1) Description of article	(2) Old ceiling	(3) Retailer's permitted increase	(4) "OPA adjustment charge"

The amount stated in Column (4) may not be added to your price when you sell under the General Maximum Price Regulation nor be included as part of your net cost when you price under Maximum Price Regulation 580. The amount stated in Column (3) may be added to your price when you sell under the General Maximum Price Regulation or be included as part of your net cost when you price under Maximum Price Regulation 580.

This amendment shall become effective May 27, 1946.

NOTE: The reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 22d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8583; Filed, May 22, 1946; 11:16 a. m.]

TITLE 47—TELECOMMUNICATION

Chapter I—Federal Communications Commission

PART 3—STANDARD AND HIGH FREQUENCY BROADCAST STATIONS

MINIMUM OPERATING SCHEDULE OF STANDARD BROADCAST STATIONS

At a session of the Federal Communications Commission held in its offices in Washington, D. C. on the 9th day of May 1946;

It appearing that on November 6, 1942, the Commission adopted as a wartime conservation measure, Order No. 94–A, which suspended § 3.71 of the Commission's rules and regulations (minimum operating schedule of standard broadcast stations); and

It further appearing that repeal of Order No. 94–A will serve the public interest;

Now, therefore, it is ordered, That Order No. 94–A be and it is hereby repealed.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-8556; Filed, May 21, 1946; 3:23 p. m.]

PART 3—STANDARD AND HIGH FREQUENCY BROADCAST STATIONS

MINIMUM HOURS OF OPERATION AND MAINTENANCE OF OPERATING POWER OF BROADCAST STATIONS

Whereas, a number of governmental authorities have issued or may issue requirements or requests restricting the use of electrical power during the existing coal emergency; and

Whereas, it appears to be in the public interest that radio broadcast stations cooperate with all efforts looking towards the conservation of electrical power;

Now, therefore, it is ordered, This 9th day of May, 1946, that §§ 3.71, 3.261, and 3.661 of the Commission's rules relating to minimum operating schedules of standards, FM, and television broadcast stations, and § 3.57 of the Commission's rules relating to operation of broadcast stations with full licensed power be, and the same are hereby, waived for the purpose of enabling station licensees to effectuate such cooperation.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-8555; Filed, May 21, 1946; 3:23 p. m.]

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter I—Interstate Commerce Commission

[S. O. 517]

PART 95—CAR SERVICE

RESTRICTION ON USE OF VENTILATED BOX OR STOCK CARS

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 20th day of May A. D. 1946.

It appearing, that stock cars and ventilated box cars are being used unnecessarily for the transportation of potatoes originating in North and South Carolina, destined alcohol processing plants, thereby contributing to the shortage of such equipment which is essential for other transportation; in the opinion of the Commission an emergency requiring immediate action exists in the States of North and South Carolina: it is ordered, that:

Use of ventilated box cars or stock cars restricted. (a) No common carrier by railroad subject to the Interstate Commerce Act, operating in North Carolina or South Carolina, shall furnish a stock car or a ventilated box car for loading with, or shall accept for transportation or move any such car loaded with potatoes consigned to, or for alcohol processing plants.

(b) *Effective date.* This order shall become effective at 12:01 a. m., May 21, 1946.

(c) *Expiration date.* This order shall expire at 11:59 p. m., August 31, 1946, unless otherwise modified, changed, suspended or annulled by order of the Commission. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901; 49 U.S.C. 1 (10)–(17))

It is further ordered, that a copy of this order and direction shall be served upon the State railroad regulatory bodies of North Carolina and South Carolina and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-8552; Filed, May 21, 1946; 1:50 p. m.]

[S. O. 480, Amdt. 4]

PART 95—CAR SERVICE

INCREASED MINE HOLDINGS OF UNBILLED BITUMINOUS COAL

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 20th day of May A. D. 1946.

Upon further consideration of Service Order No. 480 (11 F.R. 3367), as amended (11 F.R. 4164, 4806, 5356); and good cause appearing therefor: *It is ordered,* That:

Service Order No. 480 as amended, be, and it is hereby, further amended by substituting the following paragraph (e) in lieu of paragraph (e) thereof:

(e) *Expiration date.* This order shall expire at 7:00 a. m., May 27, 1946, unless otherwise modified, changed, suspended or annulled by order of this Commission. (40 Stat. 101, sec. 402; 41 Stat. 476, sec. 4; 54 Stat. 901; 49 U. S. C. 1 (10)–(17))

It is further ordered, That this amendment shall become effective at 7:00 a. m., May 21, 1946; that copies of this order shall be served upon the State railroad regulatory bodies of each State, and upon the Association of American Railroads, Car Service Division, as agent of all railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-8579; Filed, May 22, 1946; 11:10 a. m.]

[S. O. 518]

PART 95—CAR SERVICE

RESTRICTIONS ON HOLDING POTATOES FOR ORDERS

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 21st day of May A. D. 1946.

It appearing, that cars of potatoes held for orders, reconsignment or diversion at Berkley (Norfolk) Virginia unduly congest railroad yards at that point and impede or diminish the use, control, supply, movement, distribution exchange, interchange, and return of such cars; in the opinion of the Commission an emergency requiring immediate action to prevent a shortage of equipment and congestion of traffic exists at Berkley (Norfolk) Va.: It is ordered, that:

(a) *Potatoes at Berkley, Va.: restriction on holding cars for orders, reconsignment or diversion.* The Norfolk Southern Railway Company shall not hold for orders, reconsignment or diversion any railroad freight car or refrigerator car, loaded with potatoes at Berkley (Norfolk) Virginia.

(b) *Application.* The provisions of this order shall apply only to shipments billed on and after the effective date of this order, except that, when a shipment has been unloaded under a transit arrangement the provisions of this order shall apply to such shipment if billed at the transit point on or after the effective date of this order.

(c) *Tariff provisions suspended.* The operation of all tariff rules or regulations insofar as they conflict with the provisions of this order is hereby suspended.

(d) *Announcement of suspension.* Each railroad, or its agent, shall file and post a supplement to each of its tariffs affected hereby, on not less than one day's notice, announcing the suspension of any of the provisions therein.

(e) *Effective date.* This order shall become effective at 12:01 a. m., May 24, 1946.

(f) *Expiration date.* This order shall expire at 11:59 p. m., July 15, 1946, unless otherwise modified, changed, suspended or annulled by order of this Commission. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901; 49 U.S.C. 1 (10)–(17))

It is further ordered, that a copy of this order and direction shall be served upon The Norfolk Southern Railway Company and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-8578; Filed, May 22, 1946; 11:10 a. m.]

[S. O. 514]

PART 97—ROUTING OF TRAFFIC

REROUTING OF TRAFFIC; APPOINTMENT OF AGENT

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 18th day of May A. D. 1946.

It appearing, that upon representations from the Office of Defense Transportation, and due to the fact that certain railroads have been unable to transport promptly carload and less-than-carload traffic offered to them so as to properly serve the public; the Commission is of opinion that an emergency exists requiring immediate action to best promote the service in the interest of the public and the commerce of the people.

Rerouting of freight traffic and empty cars; appointment of agent. (a) Homer C. King, Deputy Director, Office of Defense Transportation, Washington, D. C., is hereby designated and appointed an Agent of the Interstate Commerce Commission and vested with authority to divert or reroute all carload and less-than-carload freight traffic as well as empty freight cars from the line of any railroad or railroads subject to the Interstate Commerce Act, which in his opinion cannot currently accept and move such traffic or empty cars, over the line or lines of any other railroad or railroads less congested which are more able to handle the traffic or empty cars. Such rerouting or diversion shall be made regardless of the routing shown on the bill of lading designated by either shipper or carrier. Such diversion or rerouting shall be made by said Agent either at point of origin or as soon as possible after the shipment has left the point of origin.

(b) As Agent he is authorized to set up, subject to the approval of the Commission, an Advisory Committee on which shall be at least one representative of the Office of Defense Transportation, and one representative of the Association of American Railroads.

(c) As Agent he is hereby directed to avail himself of the facilities of the Association of American Railroads, its various departments, field forces, records, and reports.

(d) Inasmuch as the diversion or rerouting of traffic by said Agent is deemed to be due to carrier's disability, the rates applicable to traffic diverted or rerouted by said Agent shall be the rates which were applicable at the time of shipment on the shipments as originally routed.

(e) In executing the directions of the Commission and of such Agent provided for in this order, the common carriers involved shall proceed even though no contracts, agreements, or arrangements now exist between them with reference to the divisions of the rates of transportation applicable to said traffic; divisions shall be, during the time this order remains in force, those voluntarily agreed upon by and between said carriers; or upon failure of the carriers to so agree, said divisions shall be those hereafter fixed by the Commission in accordance with pertinent authority conferred upon it by the Interstate Commerce Act.

(f) *Application.* The provisions of this order shall apply to intrastate as well as interstate commerce.

(g) *Effective date.* This order shall become effective at 5:00 p. m., May 18, 1946.

(h) *Expiration date.* This order shall expire at 11:59 p. m., June 30, 1946, unless otherwise modified, changed, suspended or annulled by order of this Commission. (40 Stat. 101, sec. 402, 418, 41 Stat. 476, 485, secs. 4, 10, 54 Stat. 901, 912; 49 U. S. C. 1 (10)–(17), 15 (4))

It is further ordered, that a copy of this order and direction shall be served upon each State railroad regulatory body, all common carriers by railroad subject to the Interstate Commerce Act, and upon the Association of American railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-8549; Filed, May 21, 1946; 1:50 p. m.]

Notices

DEPARTMENT OF THE INTERIOR.

Office of the Secretary.

[Order 2200]

COAL MINES

ORDER TAKING POSSESSION

By virtue of the authority vested in me by the President of the United States by Executive Order 9728, dated May 21, 1946 (*supra*), and having determined that a strike or work stoppage has occurred or is threatened at each and all of the coal mines listed in Appendix A, attached hereto and made a part hereof,[1] I do hereby take possession of each and all such coal mines, including any and all real and personal property, franchises, rights, facilities, funds and other assets used in connection with the operation of such mines.

The Regulations for the Operation of Coal Mines under Government Control, as amended (8 F.R. 6655, 10712, 11344,

[1] Filed with the Division of the Federal Register.

17339), heretofore issued by the Secretary of the Interior, and such revisions thereof as may from time to time be issued, shall be applicable to the mines possession of which is taken by this order.

The President of each of the mining companies operating the mines listed in Appendix A (or if there is no president, its chief executive officer) is hereby, and until further notice, designated Operating Manager for the United States for each such mine. Unless advice to the contrary is received within ten days, the aforesaid President (or chief executive officer) shall be deemed to have accepted such designation. As Operating Manager for the United States, he is authorized and directed to operate any and all such mines in accordance with the aforementioned Regulations for the Operation of Coal Mines Under Government Control, as amended, and such revisions thereof as may from time to time be issued, and to do all things necessary and appropriate for the operation of such mines and for the production, distribution and sale of their products.

The Operating Manager for the United States shall forthwith fly the flag of the United States at each of the mining properties listed in Appendix A and shall conspicuously display at each of such properties copies of a poster to be supplied by the Department of the Interior and reading

NOTICE

In accordance with the Executive order of the President of the United States, Government possession of this coal mine has been taken by Order of the Secretary of the Interior.

J. A. KRUG,
Secretary of the Interior.

This order shall become effective at 12:01 a. m. May 22, 1946.

J. A. KRUG,
Secretary of the Interior.

MAY 21, 1946.

[F. R. Doc. 46-8652; Filed, May 22, 1946; 11:58 a. m.]

[Order 2199]

COAL MINES

POWERS UNDER E. O. 9728; EXERCISE OF POWERS AS COAL MINES ADMINISTRATOR; DELEGATION TO DEPUTY COAL MINES ADMINISTRATOR; DESIGNATION OF DEPUTY COAL MINES ADMINISTRATOR

I shall hereafter exercise, as Coal Mines Administrator, the powers, authority and discretion conferred upon the Secretary of the Interior by the provisions of Executive Order No. 9728, dated May 21, 1946 (*supra*), and there is hereby delegated to the Deputy Coal Mines Administrator, subject to such supervision and direction as the Administrator shall from time to time determine, authority to exercise any and all powers, authority and discretion conferred upon the Secretary of the Interior by the provisions of the aforesaid Executive order, with respect to all coal mines, possession of which has been taken or shall hereafter be taken by him, to the same extent and with the same effect as the said powers, authority and discretion may be exercised directly by the Secretary of the Interior.

Vice Admiral Ben Moreell is hereby designated Deputy Coal Mines Administrator with power to perform the functions of that office.

J. A. KRUG.
Secretary of the Interior.

MAY 21, 1946.

[F. R. Doc. 46-8651; Filed, May 22, 1946; 11:58 a. m.]

FEDERAL COMMUNICATIONS COMMISSION.

EL PASO, TEX., AREA

NOTICE OF AVAILABILITY OF 1340 KC. FREQUENCY

APRIL 29, 1946.

The Federal Communications Commission announces the availability of the frequency 1340 kilocycles for use in the El Paso, Texas, area, by virtue of the deletion by Mexico of this frequency at Ciudad Juarez, Chihuahua.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-8554; Filed, May 21, 1946; 3:23 p. m.]

FEDERAL POWER COMMISSION.

[Project No. 199]

SOUTH CAROLINA PUBLIC SERVICE AUTHORITY

ORDER CONSOLIDATING PROCEEDINGS AND POSTPONING DATE OF HEARING

MAY 17, 1946.

Upon consideration of the request filed May 1, 1946, by the South Carolina Public Service Authority, licensee for Project No. 199, for a postponement of the public hearing set for May 21, 1946, by our order of April 23, 1946, respecting the amended application filed April 30, 1943, by said licensee for exemption from payment of annual charges for the year 1942, and for consolidation in such postponed hearing of its applications filed February 28, 1944, February 1, 1945, and February 4, 1946, for such exemption for the years 1943, 1944, 1945, respectively; and

It appearing that.

(a) In its request licensee states the issues involved in the applications for exemption are of sufficient importance to require additional time for thorough preparations;

(b) All said applications for exemption raise the issues described in paragraph (e) of our order of April 23, 1946, and the further issue that the annual charges assessed by the Commission are unconstitutional taxes or charges on a governmental activity of the State of South Carolina;

(c) Good cause exists for the postponement of the hearing in these matters;

(d) Good cause exists for consolidating the above matters for purposes of hearing;

The Commission orders that:

(A) The proceedings upon the applications filed by said licensee for exemption from payment of annual charges for the years 1943, 1944, and 1945, be and they are hereby consolidated with the proceeding heretofore instituted for the purposes of the hearing;

(B) The consolidated hearing on these matters be and the same is hereby postponed to September 16, 1946, at 10:00 a. m. (EST) in the Hearing Room of the Federal Power Commission, Hurley-Wright Building, 1800 Pennsylvania Avenue NW., Washington, D. C.

By the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-8553; Filed, May 21, 1946; 2:01 p. m.]

[Docket No. G-600]

PENN-YORK NATURAL GAS CORP.

ORDER GRANTING APPLICATION TO WITHDRAW PETITION FOR REHEARING, AND VACATING PRIOR ORDER GRANTING REHEARING AND STAY

MAY 17, 1946.

Upon consideration of the record herein, and it appearing to the Commission that:

(a) On February 16, 1946, the Commission entered an order in this matter reducing the rates of Penn-York Natural Gas Corporation ("Penn-York");

(b) On March 11, 1946, Penn-York filed an application for a rehearing and stay of said order reducing rates;

(c) On April 5, 1946, the Commission, pursuant to such application, entered an order (1) granting rehearing of the order of February 16, 1946, as prayed, (2) setting the matter for rehearing on April 29, 1946, and (3) staying the order of February 16, 1946, pending determination of the matter upon rehearing; and thereafter, pursuant to agreement, the rehearing was continued to May 20, 1946;

(d) On May 16, 1946, Penn-York filed an application for (1) withdrawal of its application for rehearing, (2) dissolution of the stay of said order of February 16, 1946, and (3) entry of an appropriate order in the premises;

The Commission finds that:

Good cause exists for granting the application of Penn-York filed herein on May 16, 1946.

The Commission orders that:

(A) The application of Penn-York filed on May 16, 1946, for leave to withdraw its petition for rehearing filed in this matter on March 11, 1946, be and it is hereby granted.

(B) The order of April 5, 1946, granting rehearing and stay of the order of February 16, 1946, be and the same is hereby vacated and set aside; such stay is hereby dissolved; and the rehearing of the matter, now set for May 20, 1946, be and the same is hereby cancelled and the proceedings in this matter terminated.

By the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-8573; Filed, May 22, 1946; 10:58 a. m.]

[Docket No. IT-8991]

CALIFORNIA ELECTRIC POWER CO.

NOTICE OF APPLICATION

MAY 20, 1946.

Notice is hereby given that on May 17, 1946, an application was filed with the Federal Power Commission pursuant to sections 203 and 204 of the Federal Power Act by California Electric Power Company, a corporation organized under the laws of the State of Delaware and doing business in the States of Arizona, California and Nevada, with its principal business office at Riverside, California, seeking an order authorizing it to redeem its presently outstanding First Mortgage Bonds 3½% Series due 1968, through the issuance of $16,000,000 principal amount of First Mortgage Bonds, to be dated June 1, 1946, and to be due June 1, 1976, at an interest rate not to exceed 3% and a price to the company of not less than 104% of the principal amount, and the issuance of 169,636 shares of Common Stock, par value $1.00 at prices to be established through competitive bidding; and, to the extent that section 203 of the Federal Power Act may be applicable, an order authorizing the execution and delivery of a Second Supplemental Indenture to be dated June 1, 1946, to the International Trust Company and Leo A. Steinhardt, as Trustees, creating said issues of bonds; all as more fully appears in the application on file with the Commission.

Any persons desiring to be heard or to make any protest with reference to said application should, on or before the 7th day of June, 1946, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's rules of practice and regulations.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-8648; Filed, May 22, 1946; 11:44 a. m.]

[Docket No. G-713]

MISSISSIPPI RIVER FUEL CORP.

ORDER FIXING DATE OF HEARING

MAY 17, 1946.

Upon consideration of the application filed on April 5, 1946, by Mississippi River Fuel Corporation (Applicant), for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, to authorize the construction and operation of facilities to be used in connection with its transportation and sale of natural gas in interstate commerce for resale for ultimate public consumption, said facilities being described as follows:

A series of loop lines consisting of 264.5 miles of 22-inch line, 13 miles of 12-inch line and 1 mile of 6-inch and 10-inch manifold river-crossing lines. The said loop lines will consist of a series of partial loops in each section of Applicant's main trunk pipeline up to Twelve Mile Station, and from a point about 18 miles north of that station a 22-inch loop line will extend in a northeasterly direction and cross the Mississippi River in the vicinity of St. Genevieve, Missouri, and then continue in a northerly direction through the State of Illinois to a point of connection with the present Alton line of Applicant where the same crosses the Mississippi River. The loop line will then continue along the Alton line for approximately 9 miles to a point near the city limits of East St. Louis, Illinois.

In addition to the 264.5 miles of 22-inch loop line, 13 miles of 12-inch loop lines and 1 mile of 6-inch and 10-inch manifold river-crossing lines, Applicant seeks authorization to install the following compressor units:

No. of units (horsepower compressor units):	Location
2—600	Crossett Station.
2—1,000	Glendale Station.
2—600	Sherrill Station.
1—1,000	West Point Station.
3—600	Nuckles Station.
1—1,000	Biggers Station.
1—1,000	Neelyville Station.
1—1,000	Twelve Mile Station.

The Commission orders that:

(A) A public hearing be held commencing on June 10, 1946, at 10:00 a. m. (CDST), in Grand Jury Room 425, U. S. Court and Customs House Building, in the City of St. Louis, Missouri, respecting the matters involved and the issues presented in this proceeding.

(B) Interested state commissions may participate in this hearing as provided in § 67.4 of the provisional rules of practice and regulations under the Natural Gas Act.

By the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-8574; Filed, May 22, 1946; 10:58 a. m.]

[Docket No. G-722]

SOUTHERN NATURAL GAS CO.

NOTICE OF APPLICATION

MAY 20, 1946.

Notice is hereby given that on May 6, 1946, an application was filed with the Federal Power Commission by Southern Natural Gas Company (Applicant), a corporation organized under the laws of the State of Delaware and having its principal place of business at Birmingham, Alabama, and authorized to do business in the States of Alabama, Georgia, Louisiana, Mississippi and Texas, for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, authorizing the construction and operation of certain additional facilities to its existing natural gas transmission system, as hereinafter described.

Applicant owns and operates a natural gas pipe line transmission system extending from gas fields in Texas and Louisiana to Atlanta, Georgia, with branch lines extending to approximately 50 cities and towns in Alabama, Mississippi and Georgia.

Applicant states that it has entered into an agreement dated April 12, 1946, with Superior Oil Company which provides, subject to authorization of the construction of the facilities covered by this application, for the purchase of not less than 5% of its annual Line Requirements in the Gwinville Field, located in Jefferson Davis and Simpson Counties, Mississippi.

This application covers the construction of a transmission line, sixteen inches in diameter, extending from Applicant's system to the Gwinville gas field, located in Jefferson Davis and Simpson Counties, Mississippi, about 80 miles south of Applicant's present main line at Pickens, Mississippi.

Applicant states the capacity of the proposed Gwinville line will be 140,000 MCF per day when operated at an initial pressure of 1,000 pounds p. s. i. g. and a terminal pressure of 460 pounds p. s. i. g.

Applicant states the facilities will not provide an increase in the delivery capacity in Applicant's system beyond the increase of 25,000 MCF per day authorized in Docket G-641.

Applicant estimates the total overall cost of the proposed facilities to be $2,511,400. Applicant expects to finance the cost from current funds. Applicant states that it has filed with the Securities and Exchange Commission an application for approval of a financing plan to provide such funds. Applicant contemplates that such plan will be consummated prior to the issue of an order on this application.

Applicant states it does not propose to make any change in its rates by reason of the construction of the proposed facilities.

Any interested State commission is requested to notify the Federal Power Commission whether the application should be considered under the cooperative provisions of Part 67 of the provisional rules of practice and regulations under the Natural Gas Act, and if so, to advise the Federal Power Commission as to the nature of its interest in the matter and whether it desires a conference, the creation of a board, or a joint or concurrent hearing, together with the reasons for such request.

Any person desiring to be heard or to make any protest with reference to said application of Southern Natural Gas Company should, on or before the 5th day of June, 1946, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's provisional rules of practice and regulations under the Natural Gas Act.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-8649; Filed, May 22, 1946; 11:44 a. m.]

[Docket No. G-728]

WEST TEXAS GAS CO.

NOTICE OF APPLICATION

MAY 20, 1946.

Notice is hereby given that on May 8, 1946, an application was filed with the Federal Power Commission by West Texas Gas Company (Applicant), a corporation organized under the laws of the

State of Delaware, and having its principal place of business at Lubbock, Texas, and authorized to do business in the State of Texas, for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, authorizing the construction and operation of certain additional facilities to its existing natural gas transmission system as hereinafter described.

The project for which a certificate is sought is the improvement of the transmission system by the following installations, enlargements and replacements:

(a) Install a 135 hp. boiler and a new stack and dismantle two existing stacks at Turkey Creek Gasoline Plant in Potter County, Texas.

(b) Install new pumping equipment in two water wells, one at Turkey Creek Gasoline Plant and one at Turkey Creek Compressor Station, Potter County, Texas.

(c) Improve Jacket Water System at Turkey Creek Compressor Station, Potter County, Texas.

(d) Install a 400 bhp. Compressor Unit at McSpadden Compressor Station, Randall County, Texas.

(e) Install one 8⅝" reservoir drip on McSpadden-Farwell branch line on discharge side of McSpadden Compressor Station, Randall County, Texas.

(f) Install one 8" Series 30 orifice fitting near the off-take on the McSpadden-Farwell branch line, Randall County, Texas.

(g) Install main line reservoir drips as follows:

(1) One 15" reservoir drip in the McSpadden-Happy Section, Randall County, Texas;

(2) Two 10" reservoir drips in the Plainview-Hale Center Section, Hale County, Texas.

(h) Install one 6" Series 30 orifice fitting near the off-take on the Lubbock-Farwell Branch line, Lubbock County, Texas.

(i) Drill and equip water well at Plainview Compressor Station, Hale County, Texas.

Applicant estimates the total over-all cost of the facilities involved will approximate the sum of $86,777. Applicant states no financing is involved, and that the cost of installation will be met with cash on hand. Applicant further states that the rate structure of Applicant will not be increased by reason of the construction of the facilities proposed herein, and no increase is presently contemplated.

Applicant states that the proposed facilities are required to enable Applicant to serve its customers adequately through the 1946–47 heating season. Major facility (a), the installation of a 135 HP boiler at Turkey Creek Gasoline Plant, is required in order to provide adequate steam capacity to permit more efficient operation of the plant. Major facility (d), the installation of a 400 BHP Compressor Unit at McSpadden Station is necessary to provide a standby unit at this station in order to prevent curtailment of firm load on the system in the event of failure of one of the present units during winter peak load periods.

No new sources of supply are contemplated as a result of the installation and operation of the proposed facilities.

Applicant further states that it does not propose to serve new markets.

Any interested State commission is requested to notify the Federal Power Commission whether the application should be considered under the cooperative provisions of Part 67 of the provisional rules of practice and regulations under the Natural Gas Act, and if so, to advise the Federal Power Commission as to the nature of its interest in the matter and whether it desires a conference, the creation of a board, or a joint or concurrent hearing, together with the reasons for such request.

Any person desiring to be heard or to make any protest with reference to said application of West Texas Gas Company should, on or before the 5th day of June, 1946, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's provisional rules of practice and regulations under the Natural Gas Act.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46–8650; Filed, May 22, 1946; 11:44 a. m.]

INTERSTATE COMMERCE COMMISSION.

[S. O. 515]

UNLOADING OF COMMODITIES AT BELOIT, WIS.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 20th day of May A. D. 1946.

It appearing, that numerous cars containing various commodities at Beloit, Wisconsin, on the Chicago and North Western Railway Company, have been on hand for an unreasonable length of time and that the delay in unloading said cars is impeding their use; in the opinion of the Commission an emergency exists requiring immediate action: It is ordered, that:

Commodities at Beloit, Wisconsin, on C. & N. W. Ry., be unloaded. (a) The Chicago and North Western Railway Company, its agents or employees, shall unload forthwith the following cars containing various commodities, on hand at Beloit, Wisconsin, consigned to Fairbanks-Morse Company, Beloit, Wisconsin:

Initial and No.	*Contents*
C&NW 63960	Excelsior.
PKY 91534	Loco. wheels.
PRR 356974	Car couplers.
CRP 1743	Stl. beams.
PRR 556942	Shooks.
C&NW 41488	Merchandise.
UP 182207	Sheet steel.
C&NW 102278	Merchandise.
C&NW 144224	Do.
NYC 123524	Stl. sheets.
GMO 55434	Stl. billets.
C&NW 111614	Steel.
C&NW 47343	Crane triple-load.
C&NW 47223	Crane triple-load.
C&NW 47185	Crane triple-load.
PRR 324104	Merchandise.
PRR 122427	Lumber.
Sou 164720	Do.
PRR 355418	Billets.
NYC 113999	Merchandise.
ERIE 70172	Do.
ITC 8137	Lumber.
PRR 83502	Brakes.
PRR 380877	Wheels.
CRIP 926	Stl. beams.
DLW 46432	Stl. sheets.
PRR 92271	Steel.
C&NW 139606	Merchandise.
CMO 33488	Do.
C&NW 79000	Do.
C&NW 47984	Do.
DLW 43506	Steel.

(b) *Notice and expiration.* Said carrier shall notify V. C. Clinger, Director, Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where, and by whom such unloading was performed. Upon receipt of that notice this order shall expire. (40 Stat. 101, sec. 402; 41 Stat. 476, sec. 4; 54 Stat. 901, 911; 49 U.S.C. 1 (10)–(17), 15(2))

It is further ordered, that this order shall become effective immediately, and that a copy of this order and direction shall be served upon the Chicago and North Western Railway Company and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46–8550; Filed, May 21, 1946; 1:50 p. m.]

[S. O. 516]

UNLOADING OF COMMODITIES AT BELOIT, WIS.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 20th day of May A. D. 1946.

It appearing, that numerous cars containing various commodities at Beloit, Wisconsin, on the Chicago, Milwaukee, St. Paul and Pacific Railroad Company, have been on hand for an unreasonable length of time and that the delay in unloading said cars is impeding their use; in the opinion of the Commission an emergency exists requiring immediate action. It is ordered, that:

Commodities at Beloit, Wisconsin on C., M., St. P. & P. RR., be unloaded. The Chicago, Milwaukee, St. Paul, and Pacific Railroad Company its agents or employees, shall unload forthwith the following cars on hand at Beloit, Wisconsin, consigned Fairbanks-Morse Company, Beloit, Wisconsin:

Initial and No.	*Contents*
CMO 32690	Steel.
NKP 70100	Billets.
MILW 503425	Merchandise.
NKP 16469	Brake equip.
PRR 562298	Steel.
ERIE 79011	Do.
NYC 624864	Billets.
SFe 120563	Steel.
SFe 7971	Do.
MILW 705170	Do.
PRR 337771	Machinery.
MILW 88852	Merchandise.
PLE 40112	Frames.
NYC 666398	Steel.
PRR 822336	Frames.
PRR 121142	Steel.
PRR 42769	Do.
CBQ 120746	Do.
PRR 40887	Do.
MILW 705117	Do.
CRIP 46328	Do.
PRR 517659	Brake equip.
MK&T 80305	Steel.
DTI 17331	Do.

(b) *Notice and expiration.* Said carrier shall notify V. C. Clinger, Director, Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where, and by whom such unloading was performed. Upon receipt of that notice this order shall expire. (40 Stat. 101, sec. 402; 41 Stat. 476, sec. 4; 54 Stat. 901, 911; 49 U. S. C. 1 (10)–(17), 15 (2))

It is further ordered, That this order shall become effective immediately; that a copy of this order and direction shall be served upon the Chicago, Milwaukee, St. Paul and Pacific Railroad Company, and upon the Association of American Railroads, Car Service Division, as Agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washing, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46–8551; Filed, May 21, 1946; 1:50 p. m.]

[No. 29543]

APPLIANCES, METHODS, AND SYSTEMS INTENDED TO PROMOTE SAFETY OF RAILROAD OPERATION

ORDER FOR INVESTIGATION

At a general session of the Interstate Commerce Commission, held at its office in Washington, D. C., on the 20th day of May A. D. 1946.

The Commission having under consideration the safety of railroad train operation, and good cause appearing therefor:

It is ordered, That an investigation be, and it is hereby, instituted by the Commission, on its own motion, to determine whether it is necessary, in the public interest, to require any respondent to install block signal system, interlocking, automatic train stop, train control and or cab-signal devices, and/or other similar appliances, methods, and systems intended to promote the safety of railroad operation, upon the whole or any part of its railroad on which any train is operated at a speed of 50 or more miles per hour.

It is further ordered, That an investigation be, and it is hereby, instituted to determine whether the definitions included in the Rules, Standards and Instructions prescribed by the Commission's order of April 13, 1939, pursuant to the provisions of Section 26 (now Section 25) of the Interstate Commerce Act, should be amended to include a revised definition of the term "medium speed", and a definition of the term "low (restricted) speed."

It is further ordered, That all Class I and all switching and terminal railroads subject to the Interstate Commerce Act be, and they are hereby, made respondents to this proceeding; that a copy of this order be served on each said respondent and on each national organization of railroad employees, and that notice be given the general public by depositing a copy of this order in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

And it is further ordered, That this proceeding be assigned for hearing at such times and places as the Commission may hereafter direct.

By the Commission.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46–8580; Filed May 22, 1946; 11:10 a. m.]

[S. O. 422, Amended Special Permit 10]

UNLOADING OF BOX CARS AT ROSCOE, S. DAK.

Pursuant to the authority vested in me by paragraph (c) of the first ordering paragraph of Service Order No. 422 (11 F.R. 250), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard the provisions of Service Order No. 422 insofar as it applies to four cars held at Roscoe, South Dakota, by the Chicago, Milwaukee, St. Paul and Pacific Railroad Company, loaded with Company material.

This permit shall expire at 12:01 a. m., June 20, 1946.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 20th day of May, 1946.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 46–8581; Filed, May 22, 1946; 11:10 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[Rev. SO 119, Order 215]

H. H. ROBERTSON CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 215 under Revised Supplementary Order 119. Adjustment of maximum prices for copper and galvanized trim skylights and sashes manufactured by the H. H. Robertson Company, Ambridge, Pennsylvania. Docket No. 6123–SO 119–80.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 13 of Revised Supplementary Order No. 119, it is ordered:

(a) *Maximum prices for The H. H. Robertson Company, Ambridge, Pennsylvania.* (1) The above manufacturer may determine his maximum prices for his line of copper and galvanized trim skylights and sashes by increasing by 8.5 percent his prices on these items in effect on October 1, 1941, to each class of purchaser.

(2) Since the provisions of this order are not intended to reduce properly established maximum prices, the manufacturer may continue to use as his maximum prices to each class of purchaser his properly established prices in effect under Maximum Price Regulation No. 591 in the event that such prices exceed the prices in effect to each class of purchaser on October 1, 1941, plus the increase provided for in (1) above.

(3) The maximum prices set forth above shall be subject to discounts and allowances including transportation allowances and price differentials which are at least as favorable as those the manufacturer extended or rendered or would have extended or rendered to each class of purchaser on commodities in the same general category during March 1942.

(b) *Resellers' maximum prices.* All resellers of the commodities covered by this order (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their presently established maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted the manufacturer by this order.

(c) *Notification to all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment granted by this order is put into effect:

Order No. 215 under Revised Supplementary Order No. 119 authorizes an 8.5 percent increase in October 1, 1941, net prices for sales of copper and galvanized trim skylights and sashes manufactured by this company.

Resellers (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their existing maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted by Order No. 215.

(d) All prayers for relief not granted herein are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective May 22, 1946.

Issued this 21st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8529; Filed, May 21, 1946; 11:31 a. m.]

[Rev. SO 119, Order 216]

ROBERT W. IRWIN CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* Robert W. Irwin Company, 23 Summer Avenue, N. W., Grand Rapids, Michigan, may compute its adjusted ceiling prices for all articles of wood household furniture which it manufactures, as follows:

(1) For an article in its line during October 1941, the adjusted ceiling price is the highest price charged during that month to each class of purchaser increased by 22.7 percent.

(2) For an article not in its line during October 1941, but which has a properly established ceiling price, in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by the percentage determined in accordance with "Note 3" in section 8 of Revised Supplementary Order No. 119.

(3) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188; and prices so fixed may not be increased under this order.

(4) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) *Resellers' ceiling prices.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

(1) A retailer who must determine his ceiling price under Maximum Price Regulation No. 580 and a wholesaler who must determine his ceiling price under Maximum Price Regulation No. 580, shall calculate their ceiling prices in the manner provided by those regulations. However, if the supplier's invoice states both an "unadjusted maximum price" and a selling price, the reseller shall compute his ceiling prices under those regulations as they have been modified by Order No. 4800 under § 1499.159b of Maximum Price Regulation No. 188.

(2) A reseller who determines his maximum resale price under the General Maximum Price Regulation, and whose supplier's invoice states both an "unadjusted maximum price" and a selling price, shall compute his ceiling prices under that regulation as modified by Order No. 4800 under § 1499.159b of Maximum Price Regulation No. 188.

If his supplier's invoice does not state an "unadjusted maximum price" the reseller shall calculate his ceiling price by adding to his invoice cost the same percentage mark-up which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose, the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of article to which, according to customary trade practices, an approximately uniform percentage mark-up is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method, the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(3) The provisions of Supplementary Order No. 153 shall not apply to the determination of ceiling prices for resales of articles covered by this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in effect during March 1942, or thereafter, properly established under OPA regulations.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resales of the articles. This notice may be given in any convenient form.

(e) All requests for adjustment of maximum prices not specifically granted by this order are hereby denied.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 22, 1946.

Issued this 21st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8530; Filed, May 21, 1946; 11:31 a. m.]

[Rev. SO 119, Order 217]

THE WAGNER AWNING AND MFG. CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register; and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, *It is ordered:*

(a) (1) The Wagner Awning and Manufacturing Company, 2658 Scranton Road, Cleveland, Ohio, may increase its properly established maximum prices for sales of awnings by the appropriate one of the following percentages:

	Percent
(i) For sales to consumers	15.7
(ii) For sales to all persons except consumers	26.9

(2) In all other respects, the provisions of Order No. 13 under § 1499.159e of Maximum Price Regulation No. 188 shall apply to all sales and deliveries of awnings manufactured by The Wagner Awning and Manufacturing Company.

(b) The provisions of Supplementary Order No. 153 shall not apply to sales of articles covered by this order.

(c) This order may be revoked or amended by the Price Administrator at any time.

(d) This order shall become effective on May 22, 1946.

Issued this 21st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8531; Filed, May 21, 1946; 11:32 a. m.]

[Rev. SO 119, Order 218]

MIDWEST FURNITURE CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, It is ordered:

(a) *Manufacturer's ceiling prices.* Midwest Furniture Company, Sheboygan, Wisconsin, may compute its adjusted ceiling prices for all articles of upholstered furniture in its line of Rocking-Eez rocking chairs which it manufactures, as follows:

(1) For an article in its line during October 1941, the adjusted ceiling price is the highest price charged during that month to each class of purchaser increased by 22.6 percent.

(2) For an article not in its line during October 1941, but which has a properly established ceiling price, in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by the percentage determined in accordance with "Note 3" in section 8 of Revised Supplementary Order No. 119.

(3) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188; and prices so fixed may not be increased under this order.

(4) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) *Reseller's ceiling prices.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

(1) A retailer who must determine his ceiling price under Maximum Price Regulation No. 580, and a wholesaler who must determine his ceiling price under Maximum Price Regulation No. 590, shall compute their ceiling prices in the manner provided by those regulations. However, if the supplier's invoice states both an "unadjusted maximum price" and a ceiling price, the reseller shall compute his ceiling prices under those regulations as they have been modified by Order No. 4800 under § 1499.159b of Maximum Price Regulation No. 188.

(2) A reseller who determines his maximum resale price under the General Maximum Price Regulation, and whose supplier's invoice states both an "unadjusted maximum price" and a selling price, shall compute his ceiling prices under that regulation as modified by Order No. 4800 under § 1499.159b of Maximum Price Regulation No. 188.

If his supplier's invoice does not state an "unadjusted maximum price", the reseller shall calculate his ceiling price by adding to his invoice cost the same percentage mark-up which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose, the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of article to which, according to customary trade practices, an approximately uniform percentage mark-up is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method, the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(3) The provisions of Supplementary Order No. 153 shall not apply to the determination of ceiling prices for resales of articles covered by this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in effect during March 1942, or thereafter, properly established under OPA regulations.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resales of articles covered by this order. This notice may be given in any convenient form.

(e) All requests for adjustment of maximum prices not specifically granted by this order are hereby denied.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 22d day of May 1946.

Issued this 21st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8532; Filed, May 21, 1946; 11:32 a. m.]

[Rev. SO 119, Order 219]

ANCHOR SUPPLY CO., INC.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* Anchor Supply Company, Inc., of 121 N. W. Riverside Drive, Evansville 3, Ind., may compute its adjusted ceiling prices for all articles in its product line of venetian blinds, which it manufactures, as follows:

(1) For an article in its line during June 1941, the adjusted ceiling price is the highest price charged during that month to each class of purchaser increased by 23 percent.

(2) For an article not in its line during June 1941, but which has a properly established ceiling price, in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by the percentage determined in accordance with "Note 3" in section 8 of Revised Supplementary Order No. 119.

(3) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188; and prices so fixed may not be increased under this order.

(4) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) *Reseller's ceiling prices.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows: A reseller shall calculate his ceiling price by adding to his invoice cost the same percentage markup which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplies.

(iii) Both it and the article being priced belong to a class of article to which according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method, the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in effect during March 1942, or thereafter properly established under OPA regulations.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the methods established in paragraph (b) of this order for determining adjusted maximum prices for resales of the

article. This notice may be given in any convenient form.

(e) All requests for adjustments of maximum prices not specifically granted by this order are hereby denied. Such requests may, however, be granted under the provisions of another order.

(f) The provisions of Supplementary Order No. 153 shall not apply to maximum prices for sales of any of the articles covered by this order.

(g) This order may be revoked or amended by the Price Administrator at any time.

(h) *Effective date.* This order shall become effective on the 22d day of May 1946.

Issued this 21st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8533; Filed, May 21, 1946; 11:32 a. m.]

[MPR 120, Order 1668]

HAMILTON COAL CO. ET AL

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; *It is ordered:*

HAMILTON COAL CO., 305 22ND ST., S. E., CHARLESTON, W. VA., BLAKELEY MINE, NO. 5 BLOCK SEAM, MINE INDEX NO. 7728, KANAWHA COUNTY, W. VA., SUBDISTRICT 4, RAIL SHIPPING POINT, BLAKELEY, W. VA., F. O. G. 127, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 4

	Size group Nos.													
	1	2	3	4	5	6	7	8	9	10	15, 16, 17	18	19	20, 21
Price classification	Q	Q	Q	Q	P	P	O	M	K	M	F	M	M	M
Rail shipment	345	340	335	335	320	315	310	310	305	355	310	280	275	270
Railroad fuel	345	340	335	335	325	325	325	325	325	355	310	280	275	270
Truck shipment	405	385	355	365	335	320	275	270						

O. A. HOLLINGSWORTH, JULIAN, W. VA., O. A. HOLLINGSWORTH MINE, CEDAR GROVE SEAM, MINE INDEX NO. 7727, BOONE COUNTY, W. VA., SUBDISTRICT 4, RAIL SHIPPING POINT, ROCK CREEK, W. VA., F. O. G. 123, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 5

Price classification	M	M	M	M	J,	L	K	H	F	H	C	F	F	F
Rail shipment	365	365	360	360	335	335	325	320	320	355	315	310	305	305
Railroad fuel	365	365	360	360	335	335	325	325	325	355	315	310	305	305
Truck shipment	395	375	350	350	335	310	275	270						

W. M. STEWART, HIRAM, KY., STEWART MINE, A SEAM, MINE INDEX NO. 7723, HARLAN COUNTY, KY., SUBDISTRICT 2, RAIL SHIPPING POINT, DIONE, KY., F. O. G. 80, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 5

Price classification	L	L	L	L	H	H	G	F	D	D	G	F	F	F
Rail shipments and railroad fuel	365	365	360	360	360	350	350	330	330	385	315	310	305	305
Truck shipment	395	375	350	350	335	310	275	270						

This order shall become effective May 22, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 21st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8518; Filed, May 21, 1946; 11:33 a. m.]

[Rev. SO 119, Order 220]

MURRAY CORP. OF AMERICA

ADJUSTMENT OF MAXIMUM PRICES

Order No. 220 under Revised Supplementary Order 119. Adjustment of maximum prices for sales of sinks, tubs and lavatories manufactured by the Murray Corporation of America, Detroit, Michigan. Docket No. 6123—SO 119-88.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 13 of Revised Supplementary Order No. 119, it is ordered:

(a) *Maximum prices for The Murray Corporation of America, Detroit, Michigan.* (1) The above manufacturer may determine his maximum prices for his line of sinks, tubs and lavatories by increasing by 17 percent his prices on these items in effect on October 1, 1941 to each class of purchaser.

(2) Since the provisions of this order are not intended to reduce properly established maximum prices, the manufacturer may continue to use as his maximum prices to each class of purchaser his properly established prices in effect under Maximum Price Regulation No. 591 in the event that such prices exceed the prices in effect to each class of purchaser on October 1, 1941 plus the increase provided for in (1) above.

(3) The maximum prices set forth above shall be subject to discounts and allowances including transportation allowances and price differentials which are at least as favorable as those the manufacturer extended or rendered or would have extended or rendered to each class of purchaser on commodities in the same general category during March 1942.

(b) *Resellers' maximum prices.* All resellers of the commodities covered by this order (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their presently established maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted the manufacturer by this order.

(c) *Notification to all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment granted by this order is put into effect:

Order No. 220 under Revised Supplementary Order No. 119 authorizes a 17 percent increase in October 1, 1941 net prices for sales of sinks, tubs and lavatories manufactured by this company.

Resellers (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their existing maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted by Order No. 220.

(d) All prayers for relief not granted herein are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective May 22, 1946.

Issued this 21st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8534; Filed, May 21, 1946; 11:32 a. m.]

[MPR 188, Rev. Order 4809]

LUMINANT MFG. CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:* Order No. 4809 under Maximum Price Regulation No. 188 is revised and amended to read as set forth herein.

(a) This revised order establishes maximum prices for sales and deliveries of certain articles manufactured by Luminant Manufacturing Company, 154 Ludlow Street, New York, New York.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
15" Vanity Lamp with No Shade	#100 and 200 VL	$1.53	$1.80	$3.25

These maximum prices are for the articles described in the manufacturer's application dated April 19, 1946.

(2) For sales by all persons the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(3) If the manufacturer wishes to makes sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this revised order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this revised order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobber's maximum prices for sales of the articles covered by this revised order shall be established under the provisions of section 4.5 of SR 14J.

(e) This revised order may be revoked or amended by the Price Administrator at any time.

(f) This revised order shall become effective on the 22d day of May 1946.

Issued this 21st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8520; Filed, May 21, 1946; 11:33 a. m.]

[MPR 591, Order 512]

NASH-KELVINATOR CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following condensing unit manufactured by the Nash-Kelvinator Corporation, Detroit, Michigan, and as described in the application dated April 26, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
Model S-12	$43.50	$51.16	$116.00

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Nash-Kelvinator Corporation of Detroit, Michigan shall stencil on the inside of lid or cover of the condensing unit covered by this order, substantially the following:

OPA Maximum Retail Price $116.00

Plus freight and crating as provided in Order No. 512 under Maximum Price Regulation No. 501.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 22, 1946.

Issued this 21st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8525; Filed, May 21, 1946; 11:34 a. m.]

[MPR 591, Order 513]

FRED T. KITT

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum prices for sales by any person of the following water softeners manufactured by Fred T. Kitt of Santa Monica, California and described in his application dated February 27, 1946, shall be:

37,500 grain single tank water softener, chrome plated solo valve, baked enamel finish	$195
37,500 grain single tank water softener, solo valve not chrome plated, paint finish	165

(b) The maximum net prices, f. o. b. point of shipment, for sales by any person to dealers shall be the maximum prices specified in (a) above less a discount of 40 percent.

(c) The maximum net prices, f. o. b. point of shipment, for sales by any person to jobbers shall be the maximum prices specified in (a) above less successive discounts of 40 and 20 percent.

(d) The maximum prices established by this order are subject to such cash discounts, transportation allowances and price differentials at least as favorable as those which you extended or rendered or would have extended or rendered during March 1942 on sales of commodities in the same general category.

(e) The maximum prices on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(f) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers, except dealers, upon resale.

(g) Fred T. Kitt shall attach to each water softener covered by this order a tag containing the following:

OPA Maximum Retail Price—$------
(Do Not Detach)

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 22, 1946.

Issued this 21st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8526; Filed, May 21, 1946; 11:34 a. m.]

[MPR 591, Order 511]

MILCOR STEEL CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 511 under section 16 (b) (1) under Maximum Price Regulation

No. 591. Adjustment of maximum prices for sales of miscellaneous cast and sheet metal building materials, covered by Maximum Price Regulation No. 591, manufactured by the Milcor Steel Company of Milwaukee, Wisconsin. Docket No. 6123–591.16–106.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 16 (b) (1) of Maximum Price Regulation No. 591, it is ordered:

(a) *Adjustment of maximum prices for the Milcor Steel Company of Milwaukee, Wisconsin.* (1) The Milcor Steel Company of Milwaukee, Wisconsin may increase by 8.6 percent its properly established maximum net prices in effect on May 21, 1946, to each class of purchaser for its line of cast and sheet metal building materials, as covered by Maximum Price Regulation No. 591.

(2) The maximum net prices set forth in (a) (1) above are subject to discounts, allowances including transportation allowances and the rendition of services which are at least as favorable as those which the Milcor Steel Company extended or rendered or would have extended or rendered to each class of purchaser during March 1942 on comparable sales of cast and sheet metal building materials.

(b) *Maximum prices for resellers.* (1) All resellers of the commodities covered by this order (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their properly established maximum prices in effect on May 21, 1946, the actual dollars-and-cents increase in acquisition cost resulting from the adjustment granted the manufacturer by this order.

(c) *Notification to all purchasers.* The Milcor Steel Company shall send the following notice to every purchaser of the commodities covered by the order at or before the first invoice after the effective date of this order.

Order No. 511 under section 16 (b) (1) of Maximum Price Regulation No. 591 provides for an 8.6 percent increase in maximum net prices in effect on May 21, 1946 for sales by the Milcor Steel Company for its line of cast and sheet metal building materials covered by Maximum Price Regulation 591.

Resellers (but not manufacturers who purchase items for use in the manufacture of other products) may add to their existing maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted by Order No. 511.

(d) All prayers of the application of the Milcor Steel Company of Milwaukee, Wisconsin, not herein granted are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective May 22, 1946.

Issued this 21st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–8524; Filed, May 21, 1946; 11:34 a. m.]

[MPR 591, Order 514]

F. S. ZUCH AND CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person to jobbers of the following toilet seat manufactured by F. S. Zuch and Company, 401 Broadway, New York, New York, and as described in the application dated March 1, 1946, shall be:

Model 201A Toilet Seat with Cover, Wood, White, Chrome Hinges	$2.04

(b) The maximum net prices, f. o. b. point of shipment, for sales by any person to retailers of the following toilet seat manufactured by F. S. Zuch and Company, New York, New York, shall be:

Model 201A Toilet Seat with Cover, Wood, White, Chrome Hinge	$2.55

(c) The maximum net prices established by this order shall be subject to discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(d) The maximum prices on an installed basis of the commodity covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(e) Each seller covered by this order shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for his sales to such purchasers as well as the maximum prices established for purchasers upon resale.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 22, 1946.

Issued this 21st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–8527; Filed, May 21, 1946; 11:35 a. m.]

[MPR 592, Order 35]

HOCKING VALLEY BRICK CO.

APPROVAL OF MAXIMUM PRICES

Order No. 35 under section 16 of Maximum Price Regulation 592. Hocking Valley Brick Company. Docket No. 6122–592.16–197.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 16 of Maximum Price Regulation 592, *It is ordered:*

(a) The maximum net prices for sales by the Hocking Valley Brick Company, Columbus, Ohio, of clay building brick and structural clay tile to its various classes of purchasers may be increased by an amount not in excess of $1.75 per thousand for standard size brick equivalents or by an amount not in excess of $0.70 per ton for structural hollow tile.

(b) If the Hocking Valley Brick Company had an established differential in price during the month of March 1942 for nonstandard sizes of brick, it may convert the adjustment granted herein for standard size brick on the basis of the conversion factors or formulae in use by it during March 1942 in establishing price differentials between standard size brick and the other sizes.

(c) Any person purchasing any of the products covered by this order produced by the Hocking Valley Brick Company for the purpose of resale in the same form may increase his presently established prices under the General Maximum Price Regulation by adding the dollars-and-cents increase in cost resulting from the increase permitted the manufacturer in (a) above. Notwithstanding the provisions of this paragraph, in any area where specific maximum prices are fixed by an area pricing order such specific maximum prices shall apply in that area.

(d) All requests of the application not granted herein are denied.

(e) This order may be amended or revoked by the Office of Price Administration at any time.

This Order No. 35 shall become effective May 22, 1946.

Issued this 21st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–8528; Filed, May 21, 1946; 11:35 a. m.]

[MPR 188, Order 16]

BICYCLES

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.159e of Maximum Price Regulation No. 188, it is ordered:

SECTION 1. *Purpose of this order.* Bicycles have been found to be a reconversion product in accordance with the standards set forth in § 1499.159e of Maximum Price Regulation 188. This order is issued under that section and fixes new ceiling prices for sales by manufacturers (other than to ultimate consumers) by permitting them to increase their prices for bicycles, bicycle parts and accessories in effect between October 1 and October 15, 1941, or established under certain provisions of MPR 188, by a specified price increase factor.

SEC. 2. *Articles and persons covered.* (a) This order applies to sales of bicycles by manufacturers, distributors and dealers. For the purpose of this order "bicycles" means two-wheeled, pedal-operated vehicles having wheels 20 inches or larger in diameter, including special-frame delivery bicycles and folding bicycles. Manufacturers' ceiling prices for replacement parts and original equipment and accessories of the types regularly sold with bicycles when sold by a bicycle manufacturer, are also adjusted. This order does not cover children's bicycles with wheels smaller than 20 inches in diameter and other items of children's wheeled goods covered by Order No. 4 under § 1499.159e of Maximum Price Regulation No. 188. Used bicycles, imported bicycles, those made chiefly from imported parts and war bicycles covered by Order 3145 under MPR 188 and MPR 158 are also excluded from the coverage of this order.

(b) As used in this order the term:

(1) "Manufacturer" means the person who makes the first sale of a completed bicycle, that is, the first person having title to a completed bicycle after it has been fabricated, and is ready for use, regardless of whether or not he has fabricated it. An assembler of bicycles purchased knocked-down from a manufacturer is not considered to be a manufacturer.

(2) "Mail order house" means an establishment selling at retail, which as a separate operating unit, makes offerings through catalogs or printed price lists, receives orders by mail, and makes deliveries by mail, railway, express or other common carrier.

(3) "Chain store" means a retail store which is one of a group of ten or more retail stores under common ownership or control, which as a group had combined sales of over $1,000,000 for the year 1944.

(4) "Mid-west zone" means the states of Alabama, Arkansas, Florida, Georgia, Kansas, Louisiana, Mississippi, Nebraska, North Dakota, Oklahoma, South Dakota and all counties in Texas other than El Paso, Hudspeth, Culberson, Jefferson Davis, Presidio, Brewster, Terrell, Pecos, Reeves.

(5) "Far-west zone" means the states of Arizona, California, Colorado, Idaho, Montana, Nevada, New Mexico, Oregon, Utah, Washington, Wyoming, and the following counties in Texas: El Paso, Hudspeth, Culberson, Jefferson Davis, Presidio, Brewster, Terrell, Pecos, Reves.

(6) "Manufacturers' price" for the purpose of calculating resellers' ceiling prices for sales of bicycles means his adjusted ceiling price, f. o. b. factory, as provided in section 3 of this order, to the designated class of purchaser, or his selling price to that class of purchaser, if it is lower than the adjusted ceiling price.

SEC. 3. *Bicycle manufacturers' ceiling prices.* (a) A bicycle manufacturers' ceiling price for a sale of a bicycle, bicycle part, or accessory to each class of purchaser, other than ultimate consumers, is the highest of the applicable of the following:

(1) 118% of his highest price to each class of purchaser in effect between October 1 and October 15, 1941.

(2) 110% of the highest price at which he delivered or offered the article for delivery during March 1942, to each class of purchaser in the case of an article which was not sold or offered for sale between October 1, and October 15, 1941.

(3) 118% of his ceiling price to each class of purchaser established under the provisions of the First, Second or Third Pricing Methods of MPR 188, provided that price was based on maximum prices of comparable articles which were no higher than the October 1 to October 15, 1941 prices, or 110% of his ceiling price so established when that price was based on maximum prices of comparable articles which were higher than their October 1 to October 15, 1941 prices.

(4) 110% of his ceiling price to each class of purchaser established under the provisions of the Fourth Pricing Method (§ 1499.158) or under § 1499.159c of MPR 188.

(5) His adjusted ceiling price to each class of purchaser established under the provisions of Supplementary Orders 118, 133, 148 or Revised Supplementary Order 119.

(b) Orders may be issued under this section denying a manufacturer permission to sell at prices adjusted by all or part of the increases authorized by this section when it appears that the manufacturer has discontinued or will discontinue production of his low-priced articles or will decrease the proportions of low-priced to high-priced articles which he manufactures, so that his present or prospective production is not representative of his sales between October 1 and October 15, 1941. The average price at which the manufacturer's products will be sold will be considered in determining how much, if any, of the increases will be granted to such a manufacturer.

SEC. 4. *Retail ceiling prices.* This section provides for the determination of retail ceiling prices of bicycles covered by this order. Manufacturers, except in the case of bicycles sold only to another manufacturer, are required to calculate the retail ceiling prices of their products in accordance with the provisions of this section, and are required to comply with the tagging provisions of section 7 of this order.

(a) The retail ceiling prices of a bicycle sold by the following classes of sellers shall be:

(1) 155% of the "manufacturer's price" to the class of distributor for sales to which he has the highest ceiling price when sold by dealers other than "mail order houses" or "chain stores".

(2) The higher of 145% of the "manufacturers' price" to the seller, or the price determined as in (1) above less 7% when sold by a "chain store" or other direct buyer except a "mail order house."

(3) 135% of the "manufacturer's price" to the mail order house when sold by a mail order house.

(b) The retail ceiling prices are for sales in all areas except the Mid-west and Far-west zones. The following differentials may be added to those retail ceiling prices when sold by a retailer in the Mid-west or Far-west zone:

(1) 3% of the retail price for sales in the Mid-west zone.

(2) 6% of the retail price for sales in the Far-west zone.

SEC. 5. *Distributor's ceiling prices.* Manufacturers, except in the case of bicycles sold only to another manufacturer or directly to mail order houses, chain stores, or dealers, are required to calculate distributors' ceiling prices in accordance with this section:

(a) A distributor's ceiling price for the sale of a bicycle to a dealer is the retail price of that bicycle in the zone in which the distributor is located less 25%.

SEC. 6. *Resellers' terms and discounts.* (a) Resellers' ceiling prices fixed by this section are subject to his cash discounts, delivery terms, allowances and other price differentials which he had in effect during March 1942, or which have been established under applicable OPA regulations.

(b) A reseller who did not sell articles covered by this order during March 1942, shall allow the same cash discounts, delivery terms, allowances and other price differentials which his closest competitive seller who did sell articles covered by this order during March 1942, is required to allow in accordance with the provisions of this order.

(c) A reseller who cannot ascertain his ceiling prices or the cash discounts, delivery terms, etc., which his nearest competitor is required to allow, shall apply to the nearest District Office of the Office of Price Administration for an order under this section establishing the ceiling prices or the conditions to which his ceiling prices are subject. Such application may be by letter and shall state the type of business he is operating (distributor, dealer), when he started to sell articles covered by this order and the class of purchasers to whom he sells. An order will be issued under this section establishing ceiling prices or terms, allowances and other price differentials and conditions of sale in line with the conditions of sale generally fixed by this order.

(d) If a reseller who did not sell articles covered by this order during March 1942 does not allow the same discounts, delivery terms and other price differentials allowed by his nearest competitor who did sell articles covered by this order during March 1942, or who does not file an application in accordance with the provisions of this section, or if he fails to provide any of the information required by this section, the Price Administrator may, on his own motion, issue orders under this section fixing ceiling prices, discounts, allowances and other price differentials in line with such ceiling prices and conditions of sale fixed by this order. Ceiling prices and conditions of sale so established will apply to all sales and deliveries made on and after May 21, 1946.

SEC. 7. *Retail ceiling tags.* (a) On and after June 21, 1946, unless otherwise authorized by order of the Office of Price Administration, a manufacturer may not ship to a distributor, a dealer, or a chain store, any bicycle covered by this order, unless a retail-ceiling price tag or label is attached to it. That tag or label shall state: The manufacturer's name or the brand name; the model designation of the article; the retail ceiling price in each zone, and that the tag or label may not be removed before the article is delivered to the consumer.

However, a manufacturer is not required to comply with the foregoing tagging provision with respect to articles which are shipped to mail order houses (including mail order houses which also operate as any other type of retailer) or with respect to articles which are shipped for export.

(b) On and after June 21, 1946, no person may display, offer for sale, sell or deliver at retail a bicycle which is required to be tagged or labelled in accordance with the provisions of paragraph (a) of this section, except that mail order houses are not required to comply with this provision, with respect to those articles for which a price no higher than their retail ceiling price is published in their current catalog or price list.

All sellers who receive "untagged" a bicycle which the manufacturer is required to tag with the retail ceiling price, must tag is with the proper retail ceiling price before it is displayed, offered for sale, sold or delivered at retail.

SEC. 8. *Notification.* At the time of, or prior to, the first invoice to a purchaser for resale of a bicycle covered by this order, each manufacturer and distributor shall notify purchasers for resale of the ceiling prices fixed under this order for resellers. These notices may be given in any convenient form.

Section 1499.159d of Maximum Price Regulation No. 188 requires manufacturers to file with the Office of Price Administration 3 copies of each new price list or catalog which is issued to the trade. The manufacturer shall file 2 copies with the District Office of the Office of Price Administration having jurisdiction over the area in which his principal place of business is located and one copy with the Housewares and Accessories Price Branch, Office of Price Administration, Washington 25, D. C.

SEC. 9. *Division of ceiling prices by order.* Any ceiling prices reported or established under this order may at any time be disapproved or revised when it appears that those ceiling prices are not in line with the general level of ceiling prices established by this order. In such instances the Office of Price Administration may, on its own motion, issue an order under this section establishing ceiling prices in line with the general level of ceiling prices established by this order.

SEC. 10. *Credit charges on dealers' sales.* Charges for the extension of credit may be added to the retail ceiling prices established by this order or by any order issued under this order unless otherwise provided. No such credit charge may exceed that permitted by this section.

(a) Dealers who is March 1942 collected a separately stated additional charge for the extension of credit on sales of articles covered by this order may collect a charge for the extension of credit on sales under this order, not exceeding such charge in March 1942 on a similar sale on similar terms to the same class of purchaser. Dealers who did not then so state and collect a charge for the extension of credit only on installment plan sales; and the charge shall not exceed the separately stated additional charge collected for the extension of credit on a similar sale on similar terms to the same class of purchaser in March 1942 by dealer's closest competitor who made such a separately stated charge.

An installment plan sale as used in the above paragraph means a sale where the unpaid balances is to be paid in installments over a period of either (1) six weeks or more from the date of sale in the case of weekly installments, or (2) eight weeks or more in the case of other than weekly installments.

(b) All charges for the extension of credit shall be quoted and stated separately. Any charge which is not quoted and stated separately or which otherwise does not conform to this section, shall for the purpose of this order, be considered to be part of the price charged for the article sold.

(c) No dealer may require as a condition of sale that the purchaser must buy on credit.

SEC. 11. *Relationship between this order and other regulations.* The provisions of this order supersede the provisions of the General Maximum Price Regulation, of Maximum Price Regulation No. 188, and of any other orders previously issued under those regulations except order No. 3145 under MPR 188 to the extent that they are inconsistent with the provisions of those regulations.

SEC. 12. *Revocation of certain ceiling prices.* Regardless of any provisions of the General Maximum Price Regulation, Maximum Price Regulation No. 188, or any approval or order obtained or issued thereunder by the Office of Price Administration, all ceiling prices heretofore or hereafter established by any seller under those regulations or orders for sales of bicycles do not apply to any sales or deliveries made after June 21, 1946, except prices established by Order No. 3145 under MPR 188 and those manufacturers' ceiling prices continued in effect by section 3 of this order.

In addition, all resellers' ceiling prices approved or established by orders at any time under Supplementary Order No. 118, Revised Supplementary Order No. 119, Supplementary Order No. 133, Supplementary Order No. 148 or Supplementary Order 153 for sales of bicycles, shall not apply to any articles which are delivered by the manufacturer on or after May 21, 1946. Resellers' ceiling prices for such articles shall be determined in accordance with the provision of this order.

SEC. 13. *Compliance with this order*—(a) *No buying or selling at over ceiling prices.* Prices established by this order are ceiling prices. Prices lower than ceiling prices may be charged and collected at any time. However, regardless of any contract or other obligation, no person shall sell, offer to sell, or deliver, and in the course of trade or business, no person shall purchase or accept delivery of any article at a price higher than the ceiling price fixed by this order or before the manufacturer has properly determined his ceiling price under this order.

If, in violation of this provision, a sale, offer to sell, or delivery of any article is made before its ceiling price has been properly established in accordance with this order, the ceiling price applicable to the sale, offer to sell, or delivery shall be the correct ceiling price for the article properly determined in accordance with this order.

(b) *Certain practices forbidden.* It shall be a violation of this order to charge a price above the applicable ceiling price in connection with any sale of an article, either alone or in conjunction with any other consideration, even though the price increase appears only indirectly.

The following is illustrative of the things a seller is not permitted to do. A seller is not permitted to require the purchaser, as a condition of the sale or transfer of a bicycle, to make payment over a period of time; to require him to finance the purchaser through any particular lending agency; to require him to purchase any equipment, accessories, repairs, parts or services so as to increase the total compensation above the article's ceiling price; to require him to purchase any other commodity or service; or to require him to make payment in whole or in part by exchanging, transferring, or trading in any other article. Where there is an exchange, transfer or trade-in in connection with a sale, it is a violation for the seller to give the purchaser an allowance for the article exchanged, transferred or traded-in, which is less than its reasonable value.

SEC. 14. *Definitions.* Unless otherwise defined herein or the context requires otherwise, the definitions contained in § 1499.20 of the General Maximum Price Regulation and § 1499.163 of Maximum Price Regulation No. 188, whichever is applicable, shall apply to all terms used herein.

SEC. 15. *Modification of the provisions of this order.* The provisions of this order, as applicable to articles or persons subject hereto, may be modified by orders of general applicability issued under this section.

SEC. 16. *Delegation of authority.* Any Regional Administrator or District Administrator authorized by the appropriate Regional Administrator may issue orders under section 6 of this order.

Effective date. This order shall become effective on the 21st day of May 1946.

NOTE: All reporting requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 21st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8560; Filed, May 21, 1946; 4:29 p. m.]

[MPR 591, Amdt. 13 to Order 1]

BOILERS, BOILER REPAIR PARTS AND BOILER JACKETS

MODIFICATION OF MAXIMUM PRICES

An opinion accompanying this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Order No. 1 under section 22 of Maximum Price Regulation No. 591 is amended by adding a new section to read as follows:

SEC. 9.2 *Cast-iron gas fired heating boilers, cast-iron hot water supply boilers, cast iron heating boiler repair parts and boiler jackets*—(a) *Scope of this section.* This section applies to all manufacturers and resellers of cast-iron gas fired heating boilers, cast-iron hot water supply boilers, and cast-iron heating boiler repair parts for any heating boiler regardless of type of fuel used, and boiler jackets.

(b) *Manufacturers' maximum prices.* Notwithstanding the provisions of any other section of this regulation, manufacturers of the products set forth in (a) above may increase their October 1, 1941 maximum net prices to each class of purchaser by 27½ percent.

(c) *Optional use of this section.* Since the provisions of this section are not intended to reduce properly established maximum prices, any manufacturer whose price in effect to each class of purchaser on October 1, 1941, plus the increase provided for under (b) above is less than his maximum price properly established under Maximum Price Regulation No. 591, may continue to use as his maximum price the maximum price properly established under that regulation.

(d) *Manufacturers' increase for items not having an October 1, 1941 price.* A manufacturer may not increase his properly established maximum price for any of the commodities set forth in (b) above for which he does not have an October 1, 1941, price without specific authorization from the Office of Price Administration.

A manufacturer desiring to modify his properly established maximum price for which he does not have an October 1, 1941 price, shall file an application for such modification of his maximum price to reflect the increase obtained by other manufacturers for similar articles under (b) above, setting forth the following:

(1) Full description of the item. Cuts or detailed sketches should be supplied.

(2) Established maximum price for the item and the section and regulation under which the maximum price was established.

(3) If possible, the names of competitors marketing similar items for which they had October 1, 1941 prices.

Such applications should be filed with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C.

(e) *Resellers' maximum prices.* On and after May 21, 1946, the maximum price for the sale by a reseller of any cast-iron boiler covered by this regulation shall be determined by increasing his maximum price in effect to each class of purchaser on May 20, 1946, by the percentage amount by which the manufacturer of the boiler has increased his maximum price pursuant to paragraph (b) above.

(f) *Notification by manufacturer.* Any manufacturer modifying his maximum price in accordance with the provisions of this section shall notify each of his purchasers, in writing, at or before the issuance of the first invoice at the adjusted price of either the percentage by which he has increased his net price for the commodity or of the increase in list price which remains subject to the functional discounts in effect to each class of purchaser during March 1942.

(g) *Reporting provisions; manufacturers.* Any manufacturer who increases his maximum price as permitted under this section shall within 10 days after such a price has been increased, submit to the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., a report stating the following:

(1) Plate number or other identification for each commodity whose price has been increased.

(2) Its maximum price in effect just prior to the increase authorized by this amendment.

(3) Its maximum price in accordance with this section.

(4) The percentage increase in net prices for the commodity or the new list prices and the functional discounts to each class of purchaser, whichever method used in effecting the increase pursuant to this section.

This amendment shall become effective May 21, 1946.

NOTE: The reporting requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 21st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8561; Filed, May 21, 1946; 4:29 p. m.]

[RMPR 86, Order 61]

EXCEL FOUNDRY AND MACHINE CO.

APPROVAL OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to sections 9 and 14 of Revised Maximum Price Regulation No. 86; *It is ordered:*

(a) This order establishes ceiling prices for sales of the Model "WAE" washing machine with pump manufactured by the Excel Foundry and Machine Company of Fall River, Massachusetts. The ceiling prices established include the additional OPA industry adjustment and are not, therefore, subject to any further increase under Revised Maximum Price Regulation No. 86.

(1) The manufacturer's ceiling price for sales of the model "WAE" washing machine, with pump, to distributors is $69.00 each. This ceiling price is f. o. b. factory.

(2) Distributors' ceiling prices for sales in each zone of the model "WAE" washing machine with pump to dealers are as follows:

Model	Ceiling price for sales to dealers—		
	Zone 1	Zone 2	Zone 3
"WAE" with pump.....	$82.66	$86.30	$88.30

These ceiling prices are subject to each seller's customary terms, discounts, allowances, and other price differentials in effect on sales of similar articles.

(3) The ceiling price in each zone for sales of the model "WAE" washing machine with pump by dealers to ultimate consumers is as follows:

Model	Ceiling price for sales to ultimate consumers—		
	Zone 1	Zone 2	Zone 3
"WAE" with pump....	$124.95	$130.75	$133.75

These ceiling prices are subject to each seller's customary terms, discounts, allowances and other price differential in effect on sales of similar articles.

(b) For purposes of this order Zones 1, 2 and 3 comprise the following states:

Zone 1. Maine, New Hampshire, Vermont, Massachusetts, Connecticut, Rhode Island, New York, New Jersey, Delaware, Pennsylvania, Maryland, Virginia, West Virginia, North Carolina, Kentucky, Ohio, Michigan, Indiana, Wisconsin, Illinois, and the District of Columbia.

Zone 2. North Dakota, Minnesota, South Dakota, Nebraska, Iowa, Kansas, Missouri, Arkansas, Tennessee, Mississippi, Alabama, South Carolina, Florida, Louisiana, Georgia.

Zone 3. Montana, Wyoming, Colorado, Oklahoma, Texas, New Mexico, Arizona, Utah, Idaho, Washington, Oregon, California, Nevada.

(c) At the time of, or prior to the first invoice to each distributor the manufacturer shall notify him of the ceiling prices established by this order for resales by distributors. This notice may be given in any convenient form.

(d) All the provisions of Revised Maximum Price Regulation No. 86 continue to apply to all sales and deliveries of machines covered by this order, except to the extent that those provisions are modified by this order.

(e) Unless the context requires otherwise, the definitions set forth in the various sections of Revised Maximum Price Regulation No. 86 shall apply to the terms used herein.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective May 21, 1946.

Issued this 21st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8559; Filed, May 21, 1946; 4:29 p. m.]

[MPR 599, Order 19]

GENERAL MOTORS CORP.

APPROVAL OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 11 of Maximum Price Regulation No. 599, *It is ordered:*

(a) This order establishes ceiling prices for sales of automobile radios sold by the Chevrolet Motor Division of Gen-

eral Motors Corporation which are designed to be installed in motor cars of its manufacture.

(b) The ceiling prices for sales by the Chevrolet Motor Division of General Motors Corporation and its dealers of the radios listed below, are the prices set forth opposite each radio for sales to each class of purchaser under the terms and conditions of sale specified.

Article	Model No.	Ceiling prices for sales to—	
		Dealers	Consumers
Radio	985792	$18.77	$25.61
	985986	37.21	60.67

These ceiling prices are subject to the same terms and conditions of sale including provision for transportation charges to which ceiling prices of extra or optional equipment or accessories sold by the Chevrolet Motor Division of General Motors Corporation, are subject under the provisions of Maximum Price Regulation 594 and 453 and orders thereunder. If these regulations or orders do not expressly cover a particular type of sale, these ceiling prices are subject to the seller's customary terms, discounts, allowances and other price differentials for such a sale. These ceiling prices apply only to sales of these radios on an uninstalled basis and do not include the prices of any antenna.

(c) The ceiling prices fixed by this order are exclusive of Federal excise taxes. In addition to these ceiling prices each seller may collect the amount of the Federal excise taxes. State and local taxes may also be collected.

(d) Sellers of the radios covered by this order are not required to comply with the tagging requirements of Maximum Price Regulation No. 599, but at the time of or prior to the first invoice to a purchaser for resale of such radio the Chevrolet Motor Division of General Motors Corporation shall notify the purchaser of the ceiling prices, terms and conditions of sale established by this order.

(e) *Description.* (1) Radio, Model No. 985792 is a 5 tube, 1 band, battery power radio with a 5 inch Electric Magnetic Speaker, all in a steel case, 5½" x 6⅜" x 11", designed for installation in an automobile manufactured by the Chevrolet Motor Division of General Motors Corporation.

(2) Radio, Model No. 985986 is a 7 tube, 1 band, battery power radio with a 6" x 9" Electric Magnetic Speaker, all in a steel case, 9⅛" x 9½" x 11", designed for installation in an automobile manufactured by the Chevrolet Motor Division of General Motors Corporation.

This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 21st day of May 1946.

Issued this 21st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8562; Filed, May 21, 1946; 4:29 p. m.]

[RMPR 165, Order 1 to Supp. Service Reg. 49]

AUTOMOTIVE SERVICES

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.682 (i) of Supplementary Service Regulation No. 49 to RMPR 165, it is ordered:

(a) *What this order does.* This order authorizes sellers of automotive services subject to SSR 49 to establish their maximum service charges by multiplying their own maximum customer's hourly rate by the applicable labor times specified in the respective manuals or labor schedules set out in paragraph (b) hereof; *Provided*, That such sellers meet and comply with each and every condition specified in the "Notice" which is set out in full in Appendices A, B and C of this order. No manual or labor schedule shall be authorized for use under this order unless the "Notice" appears on the front page of such publication.

(b) *Manuals or labor schedules affected.* The manuals or labor schedules referred to in paragraph (a) are as follows:

1. Motor's Factory Flat Rate and Shop Manual, 1946 edition.
2. Chilton Flat Rate and Service Manual, 1946 edition.
3. Sectional Panel Flat Rate Supplement to the 1942 Chevrolet, Pontiac, Oldsmobile, Buick and Cadillac Service Flat Rate Manuals.

(c) Any seller of automotive services who is qualified to use any of the manuals or labor schedules specified in this order and elects to do so, must within 10 days of making such an election notify his local Price Board to that effect. Once a seller has made an election to use a particular manual or labor schedule, he must thereafter continue to use it for all services covered therein.

APPENDIX A

This is the "Notice" for Motor's Factory Flat Rate and Shop Manual, 1946 edition:

NOTICE

You are authorized by OPA to use this manual to arrive at your maximum labor charge for a given job.

IF—

(1) you use the conversion table on pages 708 and 709 and reduce the price listed here for that job to one based upon your own authorized customer's hourly rate if below $3.00,

and

(2) your present legal ceiling for that job is not a "fixed charge" which is lower than the price set for you by this Manual. (A fixed charge is a charge not computed on the basis of an hourly rate. Examples: Relining brakes on 1941 Blank Cars, $------. Quick tune-up, all Blank Models, $-------)

and

(3) on a towing charge, your present ceiling price is not lower than the price set for you by the use of the suggested schedule of towing prices on page 707 of this Manual,

and

(4) the supplementary statement which you file shows that the job is included among those jobs which you will hereafter price by the use of this Manual. (You must file with your local Price Control Board in accordance with section 14 of RMPR 165 your intention to use all or any part of this Manual for pricing purposes.)

Important. In case of any doubt about your ceiling prices, always consult your local OPA office.

APPENDIX B

This is the "Notice" for Chilton Flat Rate and Service Manual, 1946 edition:

NOTICE

Practically every automotive repair shop is covered by the provisions of OPA Regulation SSR 49, and must make a choice as to whether it will price under Appendix A or Appendix B of that regulation. If you have elected to price under Appendix A, you may not, by the use of this manual or otherwise, charge more for one of the 56 operations there listed, than the ceiling price established for you.

With this important exception you are authorized by OPA to use this manual to arrive at your labor charges for a given job.

IF—

(1) you use the conversion table on last page and reduce the price listed here for that job to one based upon your own authorized customer's hourly rate if below $3.00;

and

(2) you are now legally pricing that job by the use of a Chilton Manual, or on the basis of the mechanics actual time on the job;

and

(3) your present ceiling for that job is not a "fixed charge" which is lower than the price set for you by this Manual. (A "fixed charge" is a charge not computed on the basis of an hourly rate. Examples: Relining brakes on 1941 Blank Cars, $xxx. Quick tune-up, all Blank Models, $xxx.)

and

(4) the supplementary statement which you file shows that the job is included among those jobs which you will hereafter price by the use of this Manual. (You must file with your local Price Control Board in accordance with section 14 of RMPR 165 your intention to use all or any part of this Manual for pricing purposes.)

Important. In case of any doubt about your ceiling prices, always consult your local OPA Office.

APPENDIX C

This is the "Notice" for Sectional Panel Flat Rate Supplement to the 1942 Chevrolet, Pontiac, Oldsmobile, Buick, and Cadillac Flat Rate Manuals:

NOTICE

You are authorized by OPA to use this manual to arrive at your maximum labor charge for a given job.

IF—

(1) your present legal ceiling for that job is not a "fixed charge" which is lower than the price set for you by this Manual, (A fixed charge is a charge not computed on the basis of an hourly rate. Examples: Relining brakes on 1941 Blank Cars, $xxx. Quick tune-up, all Blank Models, $xxx.)

and

(2) the supplementary statement which you file shows that the job is included among those jobs which you will hereafter price by the use of this Manual. (You must file with your local Price Control Board in accordance with section 14 of RMPR 165 your intention to use all or any part of this Manual for pricing purposes.)

Important. In case of any doubt about your ceiling prices, always consult your local OPA office.

This order shall become effective on the 27th day of May 1946.

Issued this 22d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8500; Filed, May 22, 1946; 11:20 a. m.]

[RMPR 528, Order 110]

FIRESTONE TIRE AND RUBBER CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 16 (d) of Revised Maximum Price Regulation 528, *It is ordered:*

(a) The maximum retail prices for the following sizes and types of new tires manufactured by The Firestone Tire & Rubber Company, Akron, Ohio, shall be:

Size	Ply	Type	Maximum retail price, each
10.00-24	14	Rock grip excavator tire	$136.70
21.00-24	24	do	871.30
12.00-24	16	All traction logger tire	210.55
21.00-25	24	Ground grip type G tire	828.55
14.00-24	10	Swamp buggy tire	179.80

(b) All provisions of Revised Maximum Price Regulation 528 not inconsistent with this order shall apply to sales covered by this order.

(c) This order may be revoked or amended by the Office of Price Administration at any time.

This order shall become effective May 23, 1946.

Issued this 22d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8619; Filed, May 22, 1946; 11:25 a. m.]

[RMPR 528, Order 111]

FIRESTONE TIRE AND RUBBER CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 16 (d) of Revised Maximum Price Regulation 528, *It is ordered:*

(a) The maximum retail prices for sales of the following obsolete sizes of new synthetic rubber passenger car tires and tubes manufactured by The Firestone Tire and Rubber Company, Akron, Ohio, shall be:

Passenger Car Tires and Tubes

Size	Ply	Tread Design	Maximum retail price, each	
			Tire	Tube
[illegible] Cl	4	Cross and square motorcycle tread	$10.00	$2.00
30 x 3	4	Cross and square passenger car tread	10.00	2.00
[illegible] Ex. Cl	4	Nonskid	12.00	------
[illegible]	4	do	15.00	2.25
31 x 4	4	do	15.00	2.25
[illegible]	6	do	18.00	2.50
[illegible]	6	do	18.00	2.50
[illegible]	6	do	20.00	2.75

(b) All provisions of Revised Maximum Price Regulation 528 not inconsistent with this order shall apply to sales covered by this order.

(c) This order may be revoked or amended by the Office of Price Administration at any time.

This order shall become effective May 23, 1946.

Issued this 22d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8620; Filed, May 22, 1946; 11:25 a. m.]

Regional and District Office Orders.

[Region VI Order G-32 Under RMPR 122]

SOLID FUEL IN CHICAGO REGION

Pursuant to the authority vested in the Regional Administrator of Region VI by § 1340.260 of Revised Maximum Price Regulation No. 122, as amended, and for reasons stated in an opinion issued herewith, *It is ordered:*

(a) *What this order does.* This order continues in effect the 10¢ per net ton increase which is now established under the area pricing orders of Region VI of the Office of Price Administration issued under § 1340.260 of Revised Maximum Price Regulation No. 122 for delivered sales of solid fuel to persons other than resellers, and authorizes dealers to increase by 10¢ per ton their maximum prices for sales f. o. b. seller's facilities in less than railroad carlots to persons other than resellers.

(b) *Geographical applicability.* This order applies to all sales of solid fuels by dealers for delivery in less than railroad carlots to persons other than resellers within the areas covered by each area pricing order in Region VI, issued under § 1340.260 of Revised Maximum Price Regulation No. 122 which includes the States of Illinois, Iowa, Minnesota, Nebraska, North Dakota, South Dakota, Wisconsin, and Lake County, Indiana.

(c) *Price adjustments.* On all sales of solid fuel f. o. b. seller's facilities in less than railroad carlots to persons other than resellers, who are governed by maximum prices established by Region VI Orders Nos. G-1 to G-16 inclusive under Revised Maximum Price Regulation No. 122, and the appendix thereto, and any other Region VI area pricing orders issued under § 1340.260 of that regulation, dealers are hereby permitted to increase their maximum prices by 10 cents per net ton.

(d) This Order No. G-32 removes the April 30, 1946, termination date heretofore placed upon the 10¢ per ton increase, and shall remain in effect in each area covered by Region VI area pricing orders until such area order is amended to reflect the price increase permitted herein and to supersede this Order No. G-32.

(e) *Effect of order on Revised Maximum Price Regulation No. 122.* Insofar as any provision of this order may be inconsistent with any provision of Revised Maximum Price Regulation No. 122, as amended, the provisions contained in this order shall be controlling. Except as herein otherwise provided, the provisions of Revised Maximum Price Regulation No. 122, as amended, shall remain in full force and effect.

(f) This order may be revoked, amended or modified at any time.

This order shall become effective March 30, 1946.

Issued this 15th day of April 1946.

R. E. WALTERS,
Regional Administrator.

[F. R. Doc. 46-8541; Filed, May 21, 1946; 1:13 p. m.]

[Region IV Order G-2 Under Supp. Service Reg. 47 to RMPR 165, Amdt. 2]

RETAIL SHOE REPAIR SERVICES IN ALABAMA, GEORGIA, MISSISSIPPI, NORTH CAROLINA, SOUTH CAROLINA, TENNESSEE, AND VIRGINIA

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator, Region IV, Office of Price Administration, by § 1499.680 (a) of Supplementary Service Regulation 47 to Revised Maximum Price Regulation 165, subparagraph (2) of section (b) of Order No. G-2 under Supplementary Service Regulation 47 to Revised Maximum Price Regulation 165, issued by this office October 29, 1945, is amended to read as follows:

(2) *Group "A" Grades, Compo-Dress Half-Soles.* Group "A" Grades of Compo-Dress Half-soles means Neolite Brand Half-soles manufactured by the Goodyear Tire and Rubber Company, Panolene Half-soles manufactured by the Panther-Panco Rubber Company and O'Sullivan Men's molded brown and leather color plastic half-soles manufactured by the O'Sullivan Rubber Company.

Effective date. This amendment shall become effective as of May 8, 1946.

Issued May 3, 1946.

JOHN R. DEKLE, Jr.,
Acting Regional Administrator.

[F. R. Doc. 46-8370; Filed, May 17, 1946; 4:50 p. m.]

[Region IV Order G-6 Under Gen. Order 68, Revocation]

SOFTWOOD PLYWOOD IN ATLANTA REGION

Order of revocation of Order No. G-6 under General Order 68; maximum prices for retail sales of softwood plywood in a certain described area; Docket No. IV-GO 68-6.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region IV of the Office of Price Administration by General Order 68, *It is hereby ordered:*

That Regional Order G-6 under General Order 68, covering retail sales of

softwood plywood in the area described in Order G–6 should be, and the same is hereby revoked.

This order shall become effective immediately.

Issued April 16, 1946.

ALEXANDER HARRIS,
Regional Administrator.

[F. R. Doc. 46-8365; Filed, May 17, 1946; 4:50 p. m.]

[Region IV Order G–5 Under RMPR 251, Amdt. 1]

PLUMBING SERVICES AND INSTALLED PLUMBING AND HEATING FIXTURES IN JACKSON AND HINDS COUNTY, MISS.

For the reasons set forth in the accompanying opinion and under the authority conferred upon the Regional Administrator for Region IV of the Office of Price Administration by section 9 of Revised Maximum Price Regulation 251, *It is ordered:*

(1) That the Appendix to Order G–5 under section 9 of Revised Maximum Price Regulation 251, as issued by the Regional Administrator for Region IV of the Office of Price Administration on March 27, 1946, be stricken and the following Appendix inserted in lieu thereof.

APPENDIX

Maximum prices of plumbing services and sales of installed plumbing fixtures and materials. The maximum amount which may be charged for plumbing and allied services customarily performed in this area by plumbing contractors shall be the "Maximum hourly service rates" as provided in sub-paragraph (a) below, plus "the maximum prices of plumbing fixtures and materials", and "transportation charges" as set forth in sub-paragraphs (b), (c) and (d) below:

(a) *Maximum hourly service charge.* The maximum hourly labor charge for plumbing services shall be the straight time hourly rate set forth in Column A or the legal wages paid per hour multiplied by the mark-up in Column B whichever is lower, together with any applicable overtime:

Types of labor	Maximum hourly service rates	
	Column A: Straight time charges per hour	Column B [1]: Mark-up factor of legal wage rates paid
Master plumbers	2.25	1.42
Journeyman plumbers	2.25	1.42
Apprentice plumbers	1.25	1.42
Helpers or laborers	1.00	1.42

[1] In calculating the hourly service rate per hour in column B, the resulting figure may be rounded to the nearest 25 cents.
In no instance, however, shall the resulting figure be in excess of the amount in column A.

(b) *Maximum prices of plumbing and heating fixtures and materials*—(1) *Fixtures.* The maximum amount which may be charged for any fixture involved in the process of repairing or installing, as defined in this order, shall not exceed the invoiced cost f. o. b. Jackson, Mississippi, plus a mark-up not in excess of 50% on cost. Any fixture marked with a label containing the legal O. P. A. retail ceiling price, the seller must use this price in lieu of the 50% mark-up on cost.

(2) *Materials.* The maximum amount which may be charged for any materials involved in the process of repairing or installing, as defined in this order, shall not exceed the invoiced cost f. o. b. Jackson, Mississippi, plus a mark-up not in excess of 50% on cost. The maximum price for any "plumbing specialty", priced at less than $5.00, shall not exceed seller's present established price. All other "plumbing specialties" must be priced as "materials" under this order.

(c) *Maximum prices of sub-contracted work.* The maximum amount which may be charged for any necessary sub-contracted work such as sheet metal work, pipe covering, plastering, painting and electrical work, incidental to the installation or repair of plumbing or heating shall not exceed the actual cost of such sub-contracted work plus a mark-up not in excess of 20% on cost.

(d) *Transportation charges.* For jobs outside the city limits of Jackson, Mississippi, the seller may charge not more than 5¢ per mile for actual mileage to and from the job site, measured from the city limits.

Maximum prices of plumbing and heating services and sale of installed fixtures and materials in excess of $250.00. The maximum prices of plumbing and heating services and of installed fixtures and materials for any job in excess of $250.00 shall be calculated according to section 7 of Revised Maximum Price Regulation 251.

Except as otherwise provided herein, all the provisions of Order G–5 under section 9 of Revised Maximum Price Regulation 251 issued on March 27, 1946, shall remain in full force and effect.

This order may be revised, amended, revoked or modified at any time by the Office of Price Administration.

This order shall become effective May 6, 1946.

Issued May 1, 1946.

JOHN R. DEKLE, JR.,
Acting Regional Administrator.

[F. R. Doc. 46-8371; Filed, May 17, 1946; 4:50 p. m.]

[Region VI Rev. Order G–1 Under Gen. Order 61]

USED LUMBER IN CHICAGO REGION

For the reasons set forth in the Opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region VI of the Office of Price Administration by General Order No. 61, It is hereby ordered:

Article I—Coverage of This Order

SECTION 1. *Products, transactions and area covered.* This order applies to sales or purchases by any person of the categories of used lumber for which maximum prices are established in the Appendices to this order, when made for delivery in Region VI of the Office of Price Administration, which is composed of the States of Illinois, Iowa, Minnesota, Nebraska, North Dakota, South Dakota, Wisconsin, and Lake County in the State of Indiana.

Where delivery is made in areas outside of those described in the attached Appendices and where no dollar and cents ceiling prices have been issued for such area under the authority of General Order 61, the maximum prices shall be those established for the area from which the stock is shipped. However, if an order has been issued under the authority of General Order 61 establishing dollar and cents ceiling prices for the area into which delivery is made, then the maximum prices shall be those established by such order.

The body of this order contains the general provisions which are applicable to all of the Appendices hereto. The special provisions and specific prices applicable in particular areas are set forth in Appendices hereto, each of which is issued as a part of this order. Insofar as any provisions contained in any Appendix may be inconsistent with any provision contained in the body of this order, the provision contained in the Appendix shall be controlling in the area governed by that Appendix. Where the applicable Appendix does not contain a maximum price for a kind of sale for a category of used lumber, the maximum price shall be determined by the appropriate provision of the applicable order or regulation issued by the Office of Price Administration.

Article II—Definitions

SEC. 2. *Used lumber.* Used lumber means lumber and lumber products which have been recovered from, and were at one time a part of, a building, structure or fabricated item made wholly or partially of lumber.

SEC. 3. *Categories of used lumber.* Maximum prices are established by this order for the categories of used lumber described below, including such lumber when run to standard or special patterns; but such descriptions are not intended to, and do not, include items customarily produced and sold as mouldings or millwork.

(a) *Boards.* Used lumber of less than 2" nominal thickness.

(b) *Dimension.* Used lumber of 2" nominal thickness.

(c) *Planks & small timbers.* Used lumber of over 2" and up to and including 4" nominal thickness and of 12" or less nominal width; also nominal thicknesses over 4" up to and including 6" in all nominal widths up to and including 8".

(d) *Large timbers.* Used lumber of nominal sizes larger than 6" x 8", also nominal thicknesses of more than 2" when wider than 12".

(e) *Flooring.* Used hardwood lumber surfaced to approximately $^{25}/_{32}$" thickness, and which has tongue and groove or other pattern commonly used for hardwood flooring.

(f) Scrap lumber is used lumber of any of the other categories described in this section which, because of defects in quality or deficiencies in size, does not meet the grade specifications in section 4.

SEC. 4. The following are the grades of used lumber for which maximum prices are established by this order:

(a) Standard grade (or prime grade) is used lumber in the form of boards, dimension, planks or timbers, which individually are at least 5 feet in length, generally free from loose or rotten knots, knot holes, and rot, and generally free from other defects which materially impair the strength of the pieces and will prevent its use for standard construction purposes. This grade may include pieces which are partly defective in some of the above respects provided at least two-thirds of each such piece is free from these defects in lengths of 5 feet or more and the aggregate footage containing such defects does not constitute more than 15 percent of the total footage in the individual sale. Standard grade (or prime grade) also includes used lumber from 4 feet in length to less than 5 feet in length which is 100 percent usable.

(b) Reclaimed hardwood flooring is used hardwood flooring of standard $^{25}/_{32}$" thickness, entirely free of nails or other foreign matter and with upper surface whole or free from voids or splits. A tolerance of $\frac{1}{8}$" in thickness will be permitted where flooring is worn or sanded. Not more than 25 percent of the tongue and not more than 25 percent of the lower surface representing the under part of the groove may be missing on any piece.

SEC. 5. *Person.* The term "person" includes any individual, corporation, partnership, association, or any other organized group of persons, or their legal successors or representatives; the United States, or any government, or any of its political subdivisions, or any agency of the foregoing.

SEC. 6. *Sale.* "Sale" includes a barter, exchange, lease, or transfer, and an agreement or offer to sell, barter, exchange, lease, or transfer.

SEC. 7. *Established yard.* Seller's established yard means premises occupied by the seller for the purpose of regularly and continually maintaining a stock of new and used lumber or used lumber alone customarily received from various unrelated sources of supply.

SEC. 8. *Other definitions.* (a) "Nominal thickness" or "nominal width" means the thickness or width of the piece before planing. Actual thickness or width after planing to produce an even and uniform surface is generally $\frac{1}{4}$" to $^{3}/_{8}$" less than nominal thickness or width.

(b) "Cleaned" means lumber free of nails, bolts, and other foreign material.

(c) A delivery shall be deemed to have been made by the seller:

(1) For a sale F. O. B. dealer's yard or F. O. B. wrecking site, when the used lumber is loaded at the yard or wrecking site into a conveyance or carrier owned, controlled or hired by such purchaser.

(2) For a sale delivered to a location designated by the purchaser, when the used lumber is shipped by conveyance or carrier owned, controlled or hired by the seller and unloaded at the purchaser's designated site.

Article III—Specific Requirements

SEC. 9. *Posting ceiling prices.* Every person selling used lumber for delivery in, or from stocks located in the area covered by this order shall obtain from the Office of Price Administration at least two copies of each Appendix applicable to the geographical areas in which the seller sells used lumber covered by this order. One copy of each Appendix applicable to sales made by the seller must be posted and maintained in a prominent place at or near each location in the area where used lumber is offered for sale, in such manner that it can be easily read, and that purchasers can approach it within a distance of two feet. One other copy must be kept available so that it may be shown to and read by any customer at his request.

SEC. 10. *Sales slips and receipts.* Where a sale of used lumber is covered by this order and the total price of the sale is $5.00 or more, the seller shall, regardless of his previous practice and whether or not requested by the buyer give to such buyer a sales slip, bill, receipt, or other written evidence of the sale, setting forth the following:

1. Name and address of seller.
2. Buyer's name.
3. Place of delivery.
4. Location from which stock is sold (seller's yard or site other than seller's yard).
5. Description of items sold and itemized prices (in terms of categories, grades, lengths, quantities and any other specification affecting the price).
6. Total price.
7. Additions (for delivery or other extra).

SEC. 11. *Records and reports.* Every person who makes a sale of used lumber shall keep a record of such sale showing the name of the buyer and place of delivery, date of the sale, the grades sold, the quantities sold and the price charged in the same detail as required in section 10. Such records shall be kept for a period of 2 years or for the duration of the Emergency Price Control Act of 1942, as amended, whichever be the shorter.

Article IV—Prohibited Practices and Penalties

SEC. 12. *Sales of used lumber at higher than maximum prices prohibited.* (a) On and after the effective date of this order, regardless of any contract or obligation, no person shall make a sale, or delivery of used lumber of the varieties covered by this order and no person shall buy or receive such used lumber under a sale, at prices higher than the maximum prices fixed by this order; and no person shall agree, offer, or attempt to do any of these things.

(b) Prices lower than the maximum prices may, of course, be charged and paid.

SEC. 13. *Prohibited practices.* Any practice which is designed to get the effect of a higher than ceiling price is as much a violation of this order as a direct over-the-ceiling charge. Such practices include, but are not limited to, the following:

(a) Getting the effect of a higher price by changing the credit practices from what they were in March, 1942. This includes decreasing credit periods, or making greater charges for extension of credit.

(b) Refusing to sell except in small quantities, or with or without delivery under circumstances which bring the seller an extra return.

(c) Wrongly grading used lumber for which maximum prices are fixed in this order; or incorrectly or incompletely recording the information required by section 10 to be set forth on the sales slip, receipt or other evidence of sale.

(d) Quoting a gross price above the maximum price, even if accompanied by a discount the effect of which is to bring the net price below the maximum.

(e) Charging, paying, or receiving a commission for the service of procuring, buying, selling, or locating used lumber covered by this order, or for any related service which does not involve actual physical handling of used lumber, if the commission plus the purchase price results in a total payment by the buyer for such used lumber which is higher than the maximum price permitted by this order. For the purpose of this order, a commission is any compensation, however designated, which is paid, wholly or in part, for the procurement of lumber, and which is based directly or indirectly on the quantity, price or value of the lumber in connection with which the service is rendered.

SEC. 14. *Penalties.* (a) Any person violating any provision of this order is subject to the criminal penalties, civil enforcement actions, suits for treble damages and proceedings for suspension of license provided for in the Emergency Price Control Act of 1942, as amended.

(b) Any person making a sale of used lumber covered by this order for which the total price is higher than $5.00 and who either fails to give the buyer a sales slip, paid bill, receipt, or other evidence of sale, or although such document is given, fails to set forth in it the information required to be set forth by section 10 (so that a determination can be made as to whether or not the price charged was proper), shall be limited to making a charge of $5.00 pr M'BM for all lumber delivered under such sale. The application or enforcement of this provision to a sale or against a seller shall not exclude the application or enforcement of the penalties provided in Paragraph (a) of this section.

Article V—Maximum Prices

SEC. 15. Ceiling prices for any category of used lumber for which maximum prices are not fixed in this order are subject to the General Maximum Price Regulation.

SEC. 16. *Maximum prices.* The maximum prices set forth in the Appendices attached hereto shall apply to all sales of used lumber of the categories covered by this order, when the used lumber, at the time the order is taken, is part of a stock at the seller's established yard, or is located at a wrecking site and delivery is made either at the yard or wrecking site or by truck or other conveyance within the area defined in section 1, above.

SEC. 17. *Additions for delivery.* (a) If the buyer requests delivery within a free delivery zone which the seller recognized during March 1942, the seller may not charge for making the delivery.

(b) If the buyer requests delivery outside the free delivery zone which the seller recognized during March 1942, the seller may add a charge for delivery as follows:

(1) Where delivery is by common or contract carrier, the actual amount paid to the carrier by the seller may be charged.

(2) Where delivery up to 100 miles is by truck owned or controlled by the seller, the amount added for delivery may not be higher than 10 cents per M'BM for each mile to place of delivery but not for any part of the return trip. When truck delivery over 100 miles is to be made, the addition may not be more than 10 cents per M'BM for each mile from the point of origin to the nearest possible point of rail loading-out plus the amount of rail transportation from there to destination.

(3) A minimum charge of 75 cents may be made on any delivery where the permissible charges do not amount to 75 cents.

(c) If the buyer elects to take delivery at the site of the lumber or at the seller's established yard, no reduction in price shall be required for that reason.

SEC. 18. *Revocation of Order No. G–1 under General Order No. 61.* This order specifically revokes and supersedes in its entirety Order No. G–1 issued December 20, 1945, including Appendices attached thereto under the authority of General Order No. 61.

This order may be amended, modified, or revoked at any time.

Issued this 20th day of March 1946.

This order shall become effective April 10, 1946.

R. E. WALTERS,
Regional Administrator.

APPENDIX A

USED LUMBER—LEGAL MAXIMUM PRICES PER THOUSAND BOARD FEET

When sold for delivery in the following area: In the counties of Cook, Du Page, Kane, Lake, McHenry, and Will in the State of Illinois, in the county of Milwaukee in the State of Wisconsin, in Lake County in the State of Indiana, and in the counties of Hennepin and Ramsey in the State of Minnesota.

Board, Dimension, Planks, and Timbers

[When cleaned of nails, bolts and other foreign material]

	4 feet to 20 feet long	Over 20 feet
Standard grade—cleaned: [1]		
Boards (all widths less than 2" nominal thickness)	$45.00	$47.00
Dimension (all widths 2" nominal thickness)	48.00	50.00
Planks and small timbers (over 2" up to 4" nominal thickness, 12" or less nominal width; also nominal thicknesses over 4" up to and including 6" in all nominal widths up to and including 8")	48.00	52.00
Large timbers (nominal sizes larger than 6" x 8"—also 2" when wider than 12")	50.00	55.00
Standard grade—not cleaned: [1]		
Boards (as described above)	35.00	37.00
Dimension (as described above)	38.00	40.00
Planks and small timbers (as described above)	38.00	42.00
Large timbers (as described above)	40.00	45.00

Reclaimed Hardwood Flooring [1]

Per thousand board feet $90.00

Above prices apply when sold f. o. b. seller's yard or delivered within seller's free delivery zone.

For sales amounting in total for all items of less than $10.00, the prices may be increased by 10 percent.

Deduct $4.00 per thousand from above prices when sold f. o. b. wrecking site.

Scrap lumber: Maximum price is $5.00 per thousand board feet when sold for delivery either at the yard or the wrecking site.

[1] Standard grade (or prime grade) is used lumber in the form of boards, dimension, planks or timbers, which individually are at least 5 feet in length, generally free from loose or rotten knots, knot holes, and rot, and generally free from other defects which materially impair the strength of the pieces and will prevent its use for standard construction purposes. This grade may include pieces which are partly defective in some of the above respects provided at least two-thirds of each such piece is free from these defects in lengths of 5 feet or more and the aggregate footage containing such defects does not constitute more than 15 percent of the total footage in the individual sale. Standard grade (or prime grade) also includes used lumber from 4 feet in length to less than 5 feet in length which is 100 percent usable.

[2] Reclaimed hardwood flooring is used flooring of standard $2\frac{25}{32}$" thickness, entirely free of nails or other foreign matter and with upper surface whole or free from voids or splits. A tolerance of $\frac{1}{16}$" in thickness will be permitted where flooring is worn or sanded. Not more than 25 percent of the tongue and not more than 25 percent of the lower surface representing the under part of the groove may be missing on any piece.

APPENDIX B

USED LUMBER—LEGAL MAXIMUM PRICES PER THOUSAND BOARD FEET

[When sold for delivery in the following area: In the entire States of Iowa, North Dakota, South Dakota, Nebraska, and in all of the State of Illinois except the counties of Cook, Du Page, Kane, Lake, McHenry and Will (which are included in Appendix A), and in the counties in Wisconsin and Minnesota as listed below]

Wisconsin

Adams.	Iowa.	Racine.
Buffalo.	Jackson.	Richland.
Columbia.	Jefferson.	Rock.
Crawford.	Juneau.	Sauk.
Dane.	Kenosha.	Sheboygan.
Dodge.	La Crosse.	Trempealeau.
Fond du Lac.	Lafayette.	Vernon.
Grant.	Marquette.	Walworth.
Green.	Monroe.	Washington.
Green Lake.	Ozaukee.	Waukesha.

Minnesota

Anoka.	Kandiyohi.	Renville.
Big Stone.	Laequi Parle.	Rice.
Blue Earth.	Le Sueur.	Rock.
Brown.	Lincoln.	Scott.
Carver.	Lyon.	Sibley.
Chippewa.	McLeod.	Steele.
Cottonwood.	Martin.	Swift.
Dakota.	Meeker.	Wabasha.
Dodge.	Mower.	Waseca.
Faribault.	Murray.	Washington.
Fillmore.	Nicollet.	Watonwan.
Freeborn.	Nobles.	Winona.
Goodhue.	Olmsted.	Wright.
Houston.	Pipestone.	Yellow Medicine.
Jackson.	Redwood.	

Board, Dimension, Planks, and Timbers

[When cleaned of nails, bolts and other foreign material]

	4 feet to 20 feet long	Over 20 feet
Standard grade—cleaned: [1]		
Boards (all widths less than 2" nominal thickness)	$41.00	$43.00
Dimension, (all widths 2" nominal thickness)	44.00	46.00
Planks and small timbers (over 2" up to 4" nominal thickness, 12" or less nominal width; also nominal thicknesses over 4" up to and including 6" in all nominal widths up to and including 8")	44.00	48.00
Large timbers, (nominal sizes larger than 6" x 8"—also 2" when wider than 12")	46.00	51.00
Standard grade—not cleaned: [1]		
Boards (as described above)	33.00	35.00
Dimension (as described above)	36.00	38.00
Planks and small timbers (as described above)	36.00	40.00
Large timbers (as described above)	38.00	43.00

Reclaimed Hardwood Flooring [1]

Per thousand board feet $95.00

Above prices apply when sold f. o. b. seller's yard or delivered within seller's free delivery zone.

For sales amounting in total for all items of less than $10.00, the prices may be increased by 10 percent.

Deduct $5.00 per thousand from above prices when sold f. o. b. wrecking site.

Scrap lumber—Maximum price is $5.00 per thousand board feet when sold for delivery either at the yard or the wrecking site.

[1] Standard grade (or prime grade) is used lumber in the form of boards, dimension, planks or timbers, which individually are at least 5 feet in length, generally free from loose or rotten knots, knot holes, and rot, and generally free from other defects which materially impair the strength of the pieces and will prevent its use for standard construction purposes. This grade may include pieces which are partly defective in some of the above respects provided at least two-thirds of each such piece is free from these defects in lengths of 5 feet or more and the aggregate footage containing such defects does not constitute more than 15 per cent of the total footage in the individual sale. Standard grade (or prime grade) also includes used lumber from 4 feet in length to less than 5 feet in length which is 100 per cent usable.

[2] Reclaimed hardwood flooring is used flooring of standard $2\frac{25}{32}$" thickness, entirely free of nails or other foreign matter and with upper surface whole or free from voids or splits. A tolerance of $\frac{1}{16}$" in thickness will be permitted where flooring is worn or sanded. Not more than 25 per cent of the tongue and not more than 25 per cent of the lower surface representing the under part of the groove may be missing on any piece.

APPENDIX C

USED LUMBER—LEGAL MAXIMUM PRICES FOR THOUSAND BOARD FEET

When sold for delivery in the following area: In the counties in the States of Wisconsin and in the State of Minnesota as shown below:

Wisconsin

Ashland.	Florence.	Pierce.
Barron.	Forest.	Polk.
Bayfield.	Iron.	Price.
Brown.	Kewaunee.	Rusk.
Burnett.	Langlade.	St. Croix.
Chippewa.	Lincoln.	Sawyer.
Clark.	Marathon.	Shawano.
Door.	Marinette.	Taylor.
Douglas.	Oconto.	Vilas.
Dunn.	Oneida.	Washburn.
Eau Claire.	Pepin.	

Minnesota

Aitken.	Isanti.	Pennington.
Becker.	Itasca.	Pine.
Beltrami.	Kanabec.	Polk.
Benton.	Kittson.	Pope.
Carlton.	Koochiching.	Red Lake.
Cass.	Lake.	Roseau.
Chisago.	Lake of the Woods.	St. Louis.
Clay.	Mahnomen.	Sherburne.
Clearwater.	Marshall.	Stearns.
Cook.	Mille Lacs.	Stevens.
Crow Wing.	Morrison.	Todd.
Douglas.	Norman.	Traverse.
Grant.	Otter Tail.	Wadena.
Hubbard.		Wilkin.

Board, Dimension, Planks and Timbers

[When cleaned of nails, bolts and other foreign material]

	4 feet to 20 feet long	Over 20 feet
Standard grade—cleaned: [1]		
Boards (all widths less than 2" nominal thickness)	$35.00	$37.00
Dimension, (all widths 2" nominal thickness)	38.00	40.00
Planks and small timbers (over 2" up to 4" nominal thickness, 12" or less nominal width; also nominal thicknesses over 4" up to and including 6" in all nominal widths up to and including 8")	38.00	42.00
Large timbers, (nominal sizes larger than 6" x 8"—also 2" when wider than 12")	40.00	45.00
Standard grade—not cleaned: [1]		
Boards (as described above)	27.00	29.00
Dimension (as described above)	30.00	32.00
Planks and small timbers (as described above)	30.00	34.00
Large timbers (as described above)	32.00	37.00

Reclaimed Hardwood Flooring [1]

Per thousand board feet .....

Above prices apply when sold f. o. b. seller's yard or delivered within seller's free delivery zone.

For sales amounting in total for all items of less than $10.00, the prices may be increased by 10 percent.

—Deduct $5.00 per thousand from above prices when sold f. o. b. wrecking site.

Scrap lumber: Maximum price is $5.00 per thousand board feet when sold for delivery either at the yard or the wrecking site.

[1] Standard grade (or prime grade) is used lumber in the form of boards, dimension, planks or timbers, which individually are at least 5 feet in length, generally free from loose or rotten knots, knot holes, and rot, and generally free from other defects which materially impair the strength of the pieces and will prevent its use for standard construction purposes. This grade may include pieces which are partly defective in some of the above respects provided at least two-thirds of each such piece is free from these defects in lengths of 5 feet or more and the aggregate footage containing such defects does not constitute more than 15 percent of the total footage in the individual sale. Standard grade (or prime grade) also includes used lumber from 4 feet in length to less than 5 feet in length which is 100 percent usable.

[2] Reclaimed hardwood flooring is used flooring of standard $2\frac{25}{32}$" thickness, entirely free of nails or other foreign matter and with upper surface whole or free from voids or splits. A tolerance of $\frac{1}{16}$" in thickness will be permitted where flooring is worn or sanded. Not more than 25 percent of the tongue and not more than 25 percent of the lower surface representing the under part of the groove may be missing on any piece.

[F. R. Doc. 46–8372; Filed, May 17, 1946; 4:51 p. m.]

[Region IV Order G–2 Under Gen. Order 68, Revocation]

SOFTWOOD PLYWOOD IN ATLANTA REGION

Order of revocation of Order No. G–2 under General Order 68; maximum prices for retail sales of softwood plywood in a certain described area: Docket No. IV–GO 68–2.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region IV of the Office of Price Administration by General Order 68, *It is hereby ordered:*

That Regional Order G–2 under General Order 68, covering retail sales of softwood plywood in the area described in Order G–2 should be, and the same is hereby revoked.

This order shall become effective immediately.

Issued April 16, 1946.

ALEXANDER HARRIS,
Regional Administrator.

[F. R. Doc. 46–8369; Filed, May 17, 1946; 4:50 p. m.]

[Region VI Order G–116 Under 18 (c)]

TRANSPORTATION OF MILK IN SOUTHERN ILLINOIS

For the reasons set forth in the opinion issued simultaneously herewith and under the authority vested in the Regional Administrator for Region VI of the Office of Price Administration by § 1499.18 (c) of the General Maximum Price Regulation, it is hereby ordered:

(a) *Effect of this order.* This order adjusts maximum rates for deliveries of fluid milk by for-hire carriers from producers' farms or loading platforms to dairies, milk processing plants, milk receiving stations or other concentration points located within the area comprising the counties of Adams, Pike, Greene, Macoupin, Montgomery, Christian, Shelby, Moultrie, Cumberland, Clark and all counties south thereof within the State of Illinois, as well as from producers' farms and loading platforms within this area to points of concentration within the States of Missouri, Kentucky and Indiana.

(b) *Maximum rates.* The maximum rate that may be charged by any for-hire carrier of milk who is subject to this Order No. G–116 for a transportation service covered hereby shall be the higher of the following:

(1) The legal maximum rate existing on April 30, 1946, or

(2) The maximum rate per cwt. established under section 2 of the General Maximum Price Regulation plus 5¢ per cwt.: *Provided, however,*

(i) That such sum may in no event exceed 40¢ per cwt.,

(ii) That to the extent that application of this subparagraph (2) authorizes an increase in any maximum rate existing on April 30, 1946, no processor shall pay a greater proportion of such increase than the proportion of the total transportation charge borne by him for the same service during January 1943, and

(iii) That in no event shall the processor pay a greater increase than 2½¢ per cwt.

(c) A "for-hire" carrier of milk is one who, for a compensation paid by the persons he serves, transports fluid milk by wagon or by motor vehicle, (other than a tank wagon or tank truck), and has no financial interest in such milk. Hence, the term does not apply to milk processors who transport, in their own conveyances, milk to which they have acquired title.

(d) Lower prices for any service covered by the instant order may be charged, offered, demanded or paid.

This order shall become effective on the first day of May 1946, but it may be amended, revised or revoked at any time.

Issued this 25th day of April 1946.

R. E. WALTERS,
Regional Administrator.

[F. R. Doc. 46–8373; Filed, May 17, 1946; 4:51 p. m.]

[Milwaukee Rev. Order G–1 Under Gen. Order 68, Amdt. 1]

BUILDING AND CONSTRUCTION MATERIALS IN MILWAUKEE COUNTY, WIS.

An opinion accompanying this amendment has been issued simultaneously herewith.

Revised Order No. G–1, under General Order 68 is amended in the following respects:

1. In Appendix A, the following items are deleted:

Commodity	*Consumer maximum prices at the yard (per block)*
Concrete block:	
Cinder 10"	$0.20
Sand 10"	.20
Haydite, Waylite Celocrete 10"	.22
Sand 12"	.22
Cinder 12"	.22
Haydite, Waylite Celocrete 12"	.24
Sand 8"	.18
Cinder 8"	.18
Haydite, Waylite Celocrete 8"	.19
Cinder 6"	.16
Sand 6"	.16
Haydite, Waylite Celocrete 6"	.17
Cinder 4"	.12
Sand 4"	.12
Haydite, Waylite Celocrete 4"	.13

2. In Appendix B, the following items are deleted:

Commodity:	*Sales to contractors Maximum price (per block)*
Concrete block:	
Sand 12"	$0.22
Cinder 12"	.22
Haydite, Waylite Celocrete 12"	.24
Cinder 10"	.20
Sand 10"	.20
Haydite, Waylite Celocrete 10"	.22
Sand 8"	.18
Cinder 8"	.18
Haydite, Waylite Celocrete 8"	.19
Cinder 6"	.16
Sand 6"	.16
Haydite, Waylite Celocrete 6"	.17
Cinder 4"	.12
Sand 4"	.12
Haydite, Waylite Celocrete 4"	.13

This amendment to Revised Order No. G–1 shall become effective May 10, 1946.

Issued this 9th day of May 1946.

H. T. SMITH,
District Director.

[F. R. Doc. 46–8374; Filed, May 17, 1946; 4:51 p. m.]

[Region VII Order G–22 Under Gen. Order 68]

BUILDING AND CONSTRUCTION MATERIALS IN TWIN FALLS, IDAHO, AREA

Order No. G–22 under General Order No. 68. Maximum prices for retail sales of certain building and construction materials in the Twin Falls, Idaho, Area, Docket No. 7–GO 68–22.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to the provisions of General Order 68, it is hereby ordered:

SECTION 1. *What this order does.* This Order No. G–22 under General Order 68 covers all retail sales by any seller, located in the Twin Falls, Idaho area, herein designated as Idaho Building Materials Area No. 4, of the specified building and construction materials listed in the tables annexed to and incorporated herein. The Twin Falls, Idaho area, for the purposes of this order includes all of the City of Twin Falls, Idaho, and all of Twin Falls County, Idaho.

SEC. 2. *Definitions.* For the purposes of this order,

(a) "Retail sale" means a sale to an ultimate user or to a purchaser for resale on an installed basis.

(b) "Delivered sale" means the sale of any quantity of the building and construction materials covered by this order, delivered to any point designated by the purchaser.

(c) "Yard sale" means the sale of any quantity of the building and construction materials covered by this order delivered to the purchaser at the seller's yard, store or warehouse.

(d) "Building and construction materials" means the masonry, gypsum, and metal lath, insulation and wallboard, roofing and siding, and metal products materials, as set forth in the annexed price tables incorporated in this order.

SEC. 3. *Relation to other regulations.* The maximum prices established by this Order No. G–22 supersede any maximum

prices or pricing method previously established by any other regulation or order covering the commodities listed in the tables annexed to and incorporated herein. Except to the extent that they are inconsistent with the provisions of this order, all other provisions of the General Maximum Price Regulation or other applicable regulation or order shall continue to apply to retail sales covered by this order.

SEC. 4. *Authorized maximum prices.* Upon and after the effective date of this Order No. G–22, the maximum prices for the retail sales of the specified building and construction materials covered by this order shall be the prices listed in the tables annexed to and incorporated herein.

SEC. 5. *Delivery practices.* (a) Sales under this order may be made as yard sales or delivered sales. If the buyer requests delivery within a free delivery zone which the seller recognized during March 1942, the seller shall not charge for making the delivery.

(b) If the buyer requests delivery outside the free delivery zone which the seller recognized during March 1942 or if no free delivery zone was recognized by the seller in March 1942, the seller may make delivery charges not in excess of those made by him in March 1942 but if delivery is made by a common or contract carrier the seller shall not charge in excess of the actual freight paid.

(c) If the seller was not in business during March 1942, he may elect to establish a free delivery zone or to make delivery charges, or both, and any such delivery charges shall not be in excess of such charges made by his principal competitors in his community for delivery during March 1942, and subject to the limitations of this section.

(d) All additional charges for delivery shall be itemized separately on any sales slips furnished the buyer and record thereof shall be kept as required by Section 8 of this order.

SEC. 6. *Discounts and allowances.* Each seller, subject to this order, must maintain his customary terms, discounts, and allowances on sales to each class of purchaser which he had in effect during March 1942.

SEC. 7. *Availability of order.* Every seller making a sale covered by this order shall, if requested by the purchaser, make available to the purchaser for inspection a copy of this order. Copies for this purpose may be obtained from the office of the Regional Administrator or from the Boise District Office of the Office of Price Administration.

SEC. 8. *Sales slips and records.* (a) Every seller covered by this order who has customarily given his customers a sales slip or other evidence of purchase must continue to do so. Upon request from a customer such seller, regardless of previous custom, shall give the purchaser a receipt showing the date, name and address of the seller and the purchaser, a description and the quantity of each item sold and the price received for it. If he customarily prepared his sales slips in more than one copy he must keep a duplicate copy of each sales slip delivered by him pursuant to this section. Such sales slips and records required to be kept by subsection (b) of this section shall be kept at the seller's principal place of business in the area and shall be made available for inspection by representatives of the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(b) Each seller making a sale of $10.00 or more, regardless of previous custom, must keep and retain at his principal place of business in the area covered by this order, records concerning each such sale covered by this order showing at least the following:

1. Name and address of buyer.
2. Date of transaction.
3. Place of delivery.
4. Complete description and quantity of each item sold and the price charged.
5. Any additional charges for delivery.

SEC. 9. *Prohibitions against sales at higher than maximum prices.* On and after the effective date of this order, regardless of any contract or other obligation, no person shall sell or offer to sell building or construction materials covered by this order at prices higher than the maximum prices established by this order.

SEC. 10. *Evasions.* (a) Any practice, scheme or device which results in a higher price to the purchaser of the specified commodities covered by this order than is permitted by this order shall be deemed to be a violation of this order and shall subject the seller to all the civil liabilities and the criminal penalties provided by the Emergency Price Control Act of 1942, as amended and extended.

(b) No seller shall as a part of the consideration or as a condition of a sale of the specified commodities covered by this order, secretly or otherwise receive, either directly or indirectly, any side payment, commission, fee, consideration or other thing of value whatsoever nor shall the seller, either directly or indirectly acquire or receive in addition to the maximum prices established by this order the benefit of any services, transportation agreements or other valuable thing, material or property.

(c) No seller shall eliminate or reduce in any form or manner any discount or allowance customarily offered in connection with the sale of the specified commodities covered by this order nor shall the seller lower the quality thereof below that called for by the specifications or agreement with respect to the sale of the specified commodities covered by this order nor shall the seller in any manner make a delivery charge in excess of the amount provided in section 5 of the order.

(d) No seller shall by any of the foregoing plans, schemes or devices, or by any other plan, scheme or device receive or acquire or attempt to receive or acquire anything of value, service, valuable right, property or property right, money or other consideration whatsoever in addition to the maximum prices established in this order for the sale of the specified commodities covered by this order.

SEC. 11. *Less than maximum prices.* Prices lower than the maximum prices for sales covered by this order may, of course, be charged and paid.

SEC. 12. *Licensing.* The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this order. A seller's license may be suspended for violation of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

SEC. 13. *Revocation or amendment.* This order may be revoked, modified or amended at any time by the Price Administrator or by the Regional Administrator.

This Order No. G–22 shall become effective May 13, 1946.

Issued this 26th day of April 1946.

RICHARD Y. BATTERTON,
Regional Administrator.

TABLE I—CEMENT, LIME AND PLASTER

Item and unit	*Maximum retail selling prices*
Cement:	
Portland—paper sacks: per sack	$1.05
Portland—cloth sacks: per sack	
Quick Strength: per sack	1.70
Waterproof: per sack	1.70
Keene: per sack	2.60
Atlas or Duro White: per sack	4.50
Atlas or Duro White—waterproof: per sack	4.75
Mortar:	
Masonry—paper sack: per sack	
Lime:	
Finishing—Ohio hydrated: per sack 50 lbs	1.50
Hydrated—Colorado: per sack 50 lbs	1.50
Hydrated—Missouri: per sack 50 lbs	1.50
Pebble: per cwt	3.00
Quick-Pulverized (Verifat and Cheshire): per cwt	3.00
Quick-Pulverized (Verifat and Cheshire): small quantities: 10 lb. sack per lb	.04
Plaster:	
Hardwall: per sack 100 lbs	1.25
Plaster paris—white: per sack 100 lbs	2.25
Moulding and casting plaster: per sack 100 lbs	2.25
Ready mixed finishing plaster: per sack 100 lbs	2.00
Gauging plaster: per sack 100 lbs	1.35
Calcium chloride:	
(Used for building purposes): per cwt. 100-lb. sack	4.50
Less than 100-lb. quantities: per lb	.05

TABLE II—LATH: GYPSUM AND METAL: CORNER BEADS AND EXPANSION CASING

Item and unit	*Maximum retail selling prices*
Lath:	
Gypsum: per M sq. ft	$38.00
Metal lath—flat diamond mesh:	
2.5 lb. painted: sq. yd	.37½
3.4 lb. painted: sq. yd	.40
3.4 lb. galvanized: sq. yd	.45
Note: Add for metal lath—self furring—1¢ per yd. over flat diamond mesh.	
Metal lath—flat rib—3.4 lb. painted: sq. yd	.40
Metal—high rib—3.4 3/8" painted: sq. yd	.42
Note: For copper bearing lath, add 1¢ per sq. yd.	

TABLE II—LATH: GYPSUM AND METAL: CORNER BEADS AND EXPANSION CASINGS—continued

Item and unit	*Maximum retail selling prices*
Lath—Continued.	
Corner bead:	
Expanded type: M lin. ft	$70.00
Flat apron: M lin ft	50.00
¾" bull nose plain: M lin. ft	55.00
All-expansion casing:	
¼ round (bull nose—O. G. or square edge): M lin. ft	105.00
Lath strip, 2"x2": M lin. ft	25.00
Corner lath, 3"x3": M lin. ft	35.00

TABLE III—INSULATION MATERIALS, WALL BOARDS AND BUILDING PAPER

Item and unit	*Maximum retail selling prices*
Insulation board:	
½": per M sq. ft	$55.00
⅜": per M sq. ft	45.00
Insulation tile:	
Under 16 x 32 x ½: per M sq. ft	72.50
16 x 32 x ½ and larger: per M sq. ft	67.50
Insulation plank—½": per M sq. ft	72.50
Insulation board ext. type:	
½" ext. sheeting: per M sq. ft	65.00
25/32" ext. sheeting: per M sq. ft	80.00
Insulation lath:	
½"—16 x 48—18 x 48—24 x 48: per M sq. ft	55.00
Balsam wool sealed blankets:	
Standard: per M sq. ft	53.00
Double thick: per M sq. ft	75.00
Wall thick: per M sq. ft	105.00
Kimsul insulation:	
Commercial ½": per M sq. ft	40.00
Standard 1": per M sq. ft	50.00
Double thick 2": per M sq. ft	60.00
Full thick 3½": per M sq. ft	65.00
Mineral wool insulation:	
Semi-thick batts 15" x 48": per M sq. ft	70.00
Full-thick batts 15" x 48": per M sq. ft	90.00
Hand-batts full thick 15" x 24": per M sq. ft	90.00
Jr. batts 11½" x 15": per bag—18 pieces (20 sq. ft.—4" thick)	2.15
Mineral wool blankets:	
1": per M sq. ft	60.00
2": per M sq. ft	80.00
3": per M sq. ft	100.00
Nodulated and loose wool in sacks: per cwt	5.00
Expanded mica:	
Sack containing 4 cu. ft	1.40
Building paper:	
Red Resin—20 lb.: per roll	.1.40
Red Resin—30 lb.: per roll	2.10
Red Resin—40 lb.: per roll	2.80
Sisalkraft: per 100 sq. ft	1.40
Sisalkraft cut rolls—less than 100 sq. ft.: per sq. ft	.02
Presswood:	
⅛ x 48 x 72 and longer—plain: per M sq. ft	90.00
⅛ x 48 x 72 and longer—tempered: per M sq. ft	110.00
3/16 x 48 x 72 and longer—plain: per M sq. ft	105.00
3/16 x 48 x 72 and longer—tempered: per M sq. ft	125.00
¼ x 48 x 72 and longer—plain: per M sq. ft	135.00
¼ x 48 x 72 and longer—tempered: per M sq. ft	145.00
Cut pieces less than one sheet: per sq. ft	.02½
Wallboard:	
Sheetrock—¼ x 48 x 72 and longer: per M sq. ft	40.00
Sheetrock—⅜ x 48 x 72 and longer: per M sq. ft	45.00
Sheetrock—½ x 48 x 72 and longer: per M sq. ft	52.50

TABLE IV—ROOFING MATERIALS AND ASBESTOS SIDING

Item and unit	*Maximum retail selling prices*
Felt:	
Asphalt and tarred:	
15-lb. 36" wide, 324 sq. ft.: per roll	$2.50
15-lb. 36" wide, 432 sq. ft.: per roll	3.30
20-lb. 36" wide, 300 sq. ft.: per roll	3.25
30-lb. 36" wide, 216 sq. ft.: per roll	3.55
Roll roofing:	
Smooth surfaced—1st grade:	
35-lb.: per roll	1.65
45-lb.: per roll	2.20
55-lb.: per roll	2.65
65-lb.: per roll	3.00
75-lb.: per roll	3.50
65-lb.: Alumishield: per roll	4.25
Mineral surfaced:	
90-lb.: per roll	3.25
Split roll 105-lb. diamond point—hex. edge stag. edge: per roll	4.25
Shingles:	
Asphalt shingles:	
Hex. std. 3 tab 167-lb.: per square	7.25
Thick butt 3 tab 12" 210-lb.: per square	8.25
Asbestos shingles:	
Asbestos-shingles, 300-lb.: per square	15.00
Dutch lap, 16 x 16 (½ bundle to sq.): per square	13.00
Siding—asbestos cement:	
Std. surf. hard std. colors (12 x 24) (12 x 27): per square	12.80
Std. surf. hard std. colors, white or buff: per square	13.80
Extra hard surf. white (12 x 24) (12 x 27): per square	14.40
Siding—asphalt:	
Insulated brick:	
14⅜ x 43 x 7/8: per square	16.00
13⅞ x 43 x 1/8, 14 x 43": per square	
Roll brick: per roll	5.50

TABLE V—METAL PRODUCTS

Item and unit	*Maximum retail selling prices* *Painted*	*Galvan.*
Ridge roll:		
Plain 1½" roll: per 100 lin. ft	-----	$8.00
Plain 2" roll: per 100 lin. ft	-----	9.00
Continuous hip—5" girth, 10' length: 100 lin. ft	-----	.05
Valley tin:		
10" 28 ga: per 100 lin ft	$10.00	11.00
14" 28 ga.: per 100 lin. ft	12.00	14.00
20" 28 ga.: per 100 lin. ft	17.00	18.00
Hip shingles—5" x 9": each	-----	.05
Globe finals:		
For 1½" plain ridge roll: each	-----	.35
For 2" plain ridge roll: each	-----	.50
	Cast	*Steel*
Ash pit doors:		
6" x 8": each	$1.50	$1.25
10" x 12": each	2.25	1.75
Flashing shingles: 5" x 7" per 100	-----	2.75

[F. R. Doc. 46–8375; Filed, May 17, 1946; 4:52 p. m.]

[Region VIII Order G–1 Under SR 14B, Amdt. 1]

HOMEKRAFT BAKING CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an accompanying opinion and under the authority vested in the Regional Administrator of the Office of Price Administration by section 10 of Supplementary Regulation No. 14B to the General Maximum Price Regulation, it is hereby ordered that Order No. G–1 under section 10 of Supplementary Regulation No. 14B to the General Maximum Price Regulation be amended in the following respects:

1. The title of the order is amended to read as follows: "Adjusted Maximum Prices for Certain Bakery Products Produced by Homekraft Baking Company."

2. Paragraph (a) is amended to read as follows:

(a) The adjusted maximum prices at which any person may sell the bakery products manufactured by Homekraft Baking Company, San Leandro, California, that are listed below are those set forth in the following tables.

(1) *Rolls*—

Wholesale, 16¢ per dozen.
Retail, 22¢ per dozen.

(2) *"Homekraft" white and whole-wheat bread; 1½-pound loaf*—

Wholesale, 11¢.
Retail, 13¢.

This amendment shall become effective March 27, 1946.

Issued this 27th day of March 1946.

GUY R. KINSLEY,
Acting Regional Administrator.

[F. R. Doc. 46–8376; Filed, May 17, 1946; 4:52 p. m.]

[Region VIII Order G–3 Under RMPR 251, Amdt. 1]

PLUMBING SERVICES IN NEVADA

An opinion accompanying this amendment has been issued simultaneously herewith.

Order No. G–8 under Revised Maximum Price Regulation No. 251 is amended in the following respect:

1. Paragraph (d) is amended to read as follows:

(d) *Jobs selling for more than $400.* For jobs sold for more than $400 the maximum prices shall be calculated under section 7 of Revised Maximum Price Regulation No. 251 using the sum of labor costs, direct costs, and a margin no higher than that used on the most comparable job in the period January 1, 1939, to March 31, 1945, but not exceeding 30% of such other direct costs.

This amendment to Order No. G–8 shall become effective April 29, 1946.

Issued this 26th day of April 1946.

BEN C. DUNIWAY,
Regional Administrator.

[F. R. Doc. 46–8377; Filed, May 17, 1946; 4:52 p. m.]

[Region VIII Order G–13 Under RMPR 251, Amdt. 1]

RECORDS AND INVOICES IN SAN FRANCISCO, CALIF., DISTRICT

An opinion accompanying this amendment has been issued simultaneously herewith.

Order No. G–18 under Revised Maximum Price Regulation No. 251 is amended in the following respects:

In paragraphs (a), (b) and (c) the date April 12, 1946, is substituted for the date March 31, 1946.

This amendment shall become effective March 31, 1946.

Issued this 29th day of March 1946.

GUY R. KINSLEY,
Acting Regional Administrator.

[F. R. Doc. 46–8379; Filed, May 17, 1946; 4:53 p. m.]

[Region VIII Order G–27 Under SO 94]

SURPLUS FROM GOVERNMENT HOUSING PROJECT IN HANFORD, WASH.

For the reasons set forth in an accompanying opinion and pursuant to the authority conferred upon the Regional Administrator by sections 11 and 13 of Supplementary Order No. 94, it is ordered as follows:

(a) *Sales at retail.* The maximum price at which any person may sell or deliver at retail millwork, electrical fixtures, wiring, and equipment, and hardware and building materials, acquired by the Mohawk Wrecking Company from the housing project owned by the United States Government at Hanford, Washington, shall be 75% of the "catalog price."

The "catalog price" is the lowest price stated in one of the following catalogs for an article the same as that being sold or, if none, for the most nearly similar article:

For millwork: Stock Millwork Catalog No. 39, published by Dempsey, Kimsey, and Downs, Portland, Oregon;
For electrical fixtures, wiring, and equipment: Westinghouse Electric Supply Company Catalog No. 82, or General Electric Supply Corporation Catalog No. 82–WP;
For hardware and building materials: Those catalogs in effect as of the date of issuance of this order and published by Jensen-Byrd Company, Spokane, Washington, or by the Building Supply Company, Incorporated, Spokane, Washington.

(b) *Sales other than at retail.* The maximum price at which any person may sell or deliver other than at retail any of the articles described in paragraph (a) shall be the price therein provided for sales at retail less discounts, as follows:

Item	Discounts	
	Sales to retailers	Sales to all others, including wholesalers
	Percent	*Percent*
Millwork	30	30 and 20
Electrical fixtures and wiring	40	40 and 33⅓
Hardware and building materials	30	30 and 20

(c) *Notification of purchasers.* The Mohawk Wrecking Company shall attach a tag to each article covered by this order, the maximum price of which for sales to wholesalers is 25 cents or more, showing the maximum retail price applicable to such article under this order. Each seller, when making a sale other than to an ultimate consumer, shall notify the purchaser in writing, on the invoice or otherwise, of the maximum retail price. In the absence of such tagging or notification, the maximum price applicable to any sale shall be the lowest price provided by this order.

(d) *Definitions.* (1) "Sale at retail" means a sale to an ultimate user other than an industrial or commercial user.

(2) "Retailer" means a seller the major part of whose business consists of sales at retail. For the purposes of this order, "retailer" shall also include industrial and commercial users.

(e) All prices stated herein are f. o. b. seller's place of business.

(f) This order shall become effective April 26, 1946, and shall continue in effect until the sales for which maximum prices are herein established shall be made subject to an order issued by the National Office of the Office of Price Administration.

(g) This order may be amended, corrected, or revoked at any time.

Issued this 26th day of April 1946.

BEN C. DUNIWAY,
Regional Administrator.

[F. R. Doc. 46–8378; Filed, May 17, 1946; 4:53 p. m.]

[Region IX Order G–1 Under RMPR 251]

PAINTING AND PAPERHANGING SERVICES IN ANCHORAGE, ALASKA, AREA

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Alaska Director of the Office of Price Administration by section 9 of Revised Maximum Price Regulation 251, and Delegation Order No. 5, it is ordered:

SECTION 1. *What this order covers.* (a) This order establishes maximum prices for all painting and paperhanging services performed in connection with premises located within the Anchorage area.

(b) The Anchorage area means any point within the city limits of Anchorage or any point within seventy-five miles radius therefrom.

SEC. 2. *Relation to Revised Maximum Price Regulation 251.* Except as otherwise provided in this order, this order supersedes sections 6, 7 and 8 of Revised Maximum Price Regulation 251 with respect to sales covered by this order. Except to the extent they are inconsistent with the provisions of this order, however, all other sections of Revised Maximum Price Regulation No. 251, together with all amendments thereto, that have been or may be issued, shall apply to sales covered by this order.

SEC. 3. *Maximum prices.* (a) The maximum hourly rate for any seller of the services covered by this order shall not exceed $2.50 per hour for each employee. If the seller performs some of the productive work himself he shall not charge in excess of such hourly rate for his own services. The seller may not levy any charges for time preparing samples, making estimates and collections, and other services considered as items of general overhead or job expense.

(b) *Measurement of hours.* The total number of hours per workman chargeable against any job is to be computed from the time such workman leaves the seller's shop or the previous job (whichever is later) until he completes the job (if he proceeds to another job) or until he returns to the shop (if he proceeds there directly), excluding, however, any stops or delays in transit. The hours for which charges are made shall not exceed those shown in the seller's payroll nor those shown on any records or invoices which this order may require the seller to prepare, issue, or keep.

(c) *Overtime work.* May be charged for at the rate of one and one-half times the rate provided above, but only if performed at the customer's request and only if the employee (if any) is paid on an overtime basis, and only if the work is performed on Saturday, Sunday, a legal holiday, or after the performance of eight hours of straight time work on a given day and before 8:00 a. m. of the following day.

(d) *Minimum charge.* If a job requires less than one man-hour there may be collected a minimum charge equal to the rate for one hour.

(e) *Materials.* The maximum price of any materials used shall be the maximum price provided by the appropriate maximum price regulation for sales of such materials at retail. Any unused materials charged to the customer shall become the property of the customer.

(f) *Definitions.* "Painting and paperhanging services" means the painting of any building, structure, or construction project, or any part, fixture, or equipment thereof, or the application of any wall paper or decorating or surface-finishing paper, or any paint, calcimine, shellac, varnish, or any other protective or ornamental coating thereto, and also includes all services incidental thereto, such as cleaning and preparation of surfaces, or cleaning of premises.

SEC. 4. *Lump sum price.* (1) A seller may offer to or make sales covered by this order on the basis of a lump sum price but such lump sum price must not be higher than the maximum price figured in accordance with the pricing methods and requirements of this order.

(2) *Recomputation.* Within 30 days from the completion of any service covered by this order for which a price was charged on the basis described in paragraph (1) above, the seller shall check his price by reviewing the categories and other factors used in his estimate on the basis of the actual services rendered and material furnished and shall determine whether the price quoted, charged or collected is higher than the maximum price computed under this order. In the event that the price quoted, charged or collected is higher than the maximum price computed under the terms of this order the seller shall reduce his price to the proper maximum price and shall refund to the buyer within such period of 30 days after the completion of the service any excess which may have been collected or, if no excess has been collected, then, by written notice to the buyer, shall cancel the indebtedness of the buyer for any such excess, or both, as the case may require. Such a charge or collection in an amount in excess of the maximum price properly computed in accordance with this order shall not be considered to be a violation of this order if the amount thereof is refunded or credited to the buyer in accordance with this paragraph.

SEC. 5. *Sales in excess of $200.00.* For any sale of services covered by this order where the maximum price computed under this order is $200.00 or more, the maximum price shall be the maximum price computed under sections 7 and 8 of Revised Maximum Price Regulation 251, or the maximum price computed under the provisions of this order, whichever is lower.

SEC. 6. *Sales not covered by this order.* If in connection with any sale covered by this order any sales of installed building materials or construction services are made for which maximum prices are not fixed by this order, such sales shall be separately priced and billed on all invoices and sales slips. The maximum prices for such other sales shall be computed under Revised Maximum Price Regulation 251 or other applicable regulation or area order.

SEC. 7. *Records.* Each seller must keep, at his place of business, available for inspection by representatives of the Office of Price Administration, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect, records concerning each sale covered by this order, showing the following:

1. Name and address of purchaser.
2. Location of premises.
3. Date of transaction.
4. An itemized description of the materials and services involved and the prices charged.
5. Copy of the invoice, if the invoice must be given under the Regulation.

SEC. 8. *Notification and invoices.* Each seller supplying services covered by this order shall, if requested by the purchaser, make available to the purchaser for inspection, a copy of this order and a copy of Revised Maximum Price Regulation 251. (Alternative provision where appropriate: Each seller covered by this order shall post, in a conspicuous place in his place of business, a list of the maximum prices fixed by this order for sales made by him.) Before final billing the seller shall furnish to each purchaser an invoice showing the following:

1. The names and addresses of the seller and the purchaser.
2. The location of the premises.
3. The date the work was completed.
4. An itemized description of the materials and services involved and the prices charged, with time charges itemized.

SEC. 9. *Amendment.* This order may be amended or revoked at any time by the Office of Price Administration.

This Order G–1 shall become effective May 5, 1946.

Issued this 3d day of May 1946.

WALTER E. WALSH,
Acting Alaska Director.

[F. R. Doc. 46–8380; Filed, May 17, 1946; 4:53 p. m.]

[Region II Adopting Order 1 Under Basic Order 3 Under RMPR 251]

INSTALLED INSULATION IN EXISTING STRUCTURES AND RELATED AND INCIDENTAL CONSTRUCTION WORK IN NEW YORK

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and under the authority vested in the Regional Administrator of Region 2 by the Emergency Price Control Act of 1942 as amended by section 9 of Revised Maximum Price Regulation 251 as amended and by Revised Procedural Regulation No. 1, which authority has been duly delegated by such Regional Administrator to the Assistant to the Regional Administrator in charge of the New York District Office, it is hereby ordered that:

SECTION 1. *What this order covers.* This adopting order under Basic Order No. 3 under section 9 to Revised Maximum Price Regulation No. 251 is amended, covers all sales of installed insulation and related and incidental construction work in existing structures in the area hereinafter described. All provisions of Basic Order No. 3 under section 9 of Revised Maximum Price Regulation No. 251 as amended are adopted in this order and are just as much a part of this order as if specifically set forth herein. If said Basic Order No. 3 is amended in any respect, the provisions of said order as amended, shall likewise without further action become part of this order. All persons subject to this adopting order are also subject to Basic Order No. 3 under section 9 of Revised Maximum Price Regulation No. 251 as amended, and should be familiar with the provisions of said basic order.

SEC. 2. *Territory covered by this order.* The geographical area covered by this order consists of the counties of Westchester, Bronx, New York, Kings, Queens, Nassau, Suffolk, and Richmond, all in the State of New York.

SEC. 3. *General provisions*—(1) *Related and incidental work.* The term "related and incidental" work, for the purposes of this order, shall mean any installation of building materials, or any work necessary for the actual installation of insulation and provided by the seller for which prices are not fixed by this order. Charges for such work shall be determined under RMPR–251, and shall be stated separately on all contracts or invoices.

(2) *Fire retarding.* Where fire retarding material and specified density are required by local building codes, or by any other local ordinance, the cost of doing this work shall be determined under RMPR–251.

(3) *Special insulation.* All types of insulation not expressly listed in the categories contained in this order, shall, for the purposes of this order, be treated as special insulation. Charges for such special insulation shall be determined under Revised Maximum Price Regulation 251, and such charges shall be separately stated on all contracts or invoices.

(4) *Bonded, tar, gravel and metal roofs.* Where it is necessary to preserve the guarantee of a bonded roof, the price of the opening and restoration of the roof to its original condition, in accordance with the guarantee, shall be determined under RMPR–251.

Where it is necessary to open a roof, the exterior of which is composed of tar, gravel, or metal the price of the opening and restoration of the roof to its original condition shall be determined under RMPR–251.

(5) *Access to areas to be insulated.* The maximum prices fixed by this order include scaffolding and other means for access commonly used by the industry for the installation of insulation.

Where unusual conditions are encountered which require special scaffolding or other special means of access to areas to be insulated, the price of this special work shall be determined under RMPR–251.

(6) *Retaining material.* The price of furnishing and installing retaining materials other than the three standard types specified in this order shall be determined under RMPR 251.

(7) *Finished flooring.* The term finished flooring shall mean flooring strip or parquet up to three and one-quarter inches (3¼") wide, and other achitecturally designed or antique flooring that has been sanded, filled, finished, waxed and pressure rubbed, or shellacked to form a finished product.

Where it is necessary to make openings in such floor for the insulation of areas under said floor, the price of the openings and restoration of the floor to its original condition shall be determined under RMPR–251.

(8) *Finished ceilings.* Where it is necessary to make openings in a ceiling, or overhang, finished with materials other than the three standard retaining materials specified in this order, for the insulation of areas above such ceiling, the price of the openings and restoration of the ceiling to its original condition shall be determined under RMPR–251.

(9) *Deliveries.* The maximum prices provided by this order shall apply to all installations of insulation made within a radius of ten miles of the seller's nearest place of business.

For installations of insulation at more distant points, one-half of one percent (½ of 1%) may be added to the total contract price for each mile in excess of 10 miles from the seller's nearest place of business.

SEC. 4. *Maximum prices.* The maximum prices for all sales of installed insulation in existing structures in the area covered by this order are set forth in Schedule A hereto annexed and made a part of this order. The prices fixed in this order apply to all sales in the area covered by this order regardless of the location of the seller's place of business.

SEC. 5. *Relationship of this order to other regulations and orders.* As previously stated, all provisions of Basic Orded No. 3 are adopted by this order. The maximum prices fixed by this order supersede sections 6, 7, and 8 of Revised Maximum Price Regulation No. 251 as amended with respect to all sales of installed insulation in existing structures in the area covered by this order, unless

otherwise provided by this order. All other provisions of Revised Maximum Price Regulation No. 251 as amended are applicable to transactions covered by this order unless otherwise specifically provided in this order.

SEC. 6. *Notification.* Every person making sales of insulation covered by this order shall furnish to the purchaser at or before the starting of the work, a copy of the agreement pursuant to which the work is to be done. This agreement shall set forth the name and address of the buyer and of the seller, the location of the work, and an adequate description of the areas to be insulated, the materials to be used, and the services to be performed, an the amount to be paid. If any work other than insulation for which ceiling prices are fixed by this order is to be performed, the price of such work shall be separately stated.

SEC. 7. *Revocation or amendment.* This order may be revised, amended, revoked, or modified at any time by the Office of Price Administration.

This order shall become effective June 1, 1946.

Issued this 15th day of May, 1946.

DAVID J. WILLIAMS,
Assistant to the Regional Administrator in Charge of New York District Office.

SCHEDULE A—MAXIMUM PRICES FOR INSTALLED INSULATION IN EXISTING STRUCTURES AND RELATED AND INCIDENTAL CONSTRUCTION WORK IN THE NEW YORK AREA CONSISTING OF THE COUNTIES OF WESTCHESTER, BRONX, NEW YORK, KINGS, QUEENS, NASSAU, SUFFOLK AND RICHMOND, ALL IN THE STATE OF NEW YORK

The prices listed below are per square foot, (4 inch thickness basis) for Insulation Wool as defined in Paragraph (b) of Basic Order No. 3 under section 9 of MPR 251.

Flat Areas

	Prices per square ft.
Exposed ceilings:	
1. Open attics with over 24" clearance to roof. No roof opening necessary, open blowing conditions. Drawing 1	$0.14
2. Under flat built up roofs (suspended ceiling) with over 24" clearance between roof and hung ceiling; open blowing conditions. (Price does not include cost of opening and closing). Drawing 2	.15
Covered ceilings:	
3. Open attics with a single rough flooring (unfinished and accessible. No roof opening necessary. Price includes cost of removing and replacing flooring. Drawing 3	.17
Flat ceilings in closed spaces (prices do not include cost of opening and closing—items 4 to 10 inclusive).	
4. Flat ceilings in closed spaces under pitched or sloping roofs where opening in roof is necessary, such as pocket areas behind knee walls, areas under roof ridges, or extensions which are practically flat. Drawing 6:	
(a) Open floors	.15
(b) Closed single rough flooring (unfinished)	.17
Covered ceilings—Continued.	
5. Ceilings in closed spaces under ridge of pitched roofs, where openings for the full length of ridge is necessary because of small clearance between ridge and ceiling area. Drawing 7	$0.17
6. Flat built up roof types including row house construction and commercial buildings. Drawings 2 and 8	.17
7. Garrison Overhang. Drawing 10	.19
8. Dormer tops. Drawing 11:	
(a) Where no retainer material is necessary	.15
(b) Where retainer material is necessary. (Price includes installation of retainer material):	
Sisal kraft (includes belly band)	.23
Backer board	.25
Corrugated board	.24
9. Bay windows. Drawing 12:	
(a) Top	.19
(b) Bottom	.20
Floors:	
10. Any exposed floors over garage ceilings, open porches or similar types of areas where the underside of the area to be insulated is closed and finished. Drawing 13	.20
11. Any exposed floors where the areas to be insulated are not closed and finished and where retaining materials are required. Drawing 14. (Price includes installation of retainer materials):	
Sisal kraft (includes belly band)	.24
Backer board	.26
Corrugated board	.25
Floors over unexcavated areas:	
12. Batts and blankets. (Full thick) Drawing 15:	
(a) Under 4 feet clearance	.20
(b) Over 4 feet clearance	.18
13. 4" fill blown over retaining material and lath retaining surface. Drawing 16. (Price includes installation of retainer materials):	
(a) Under 4 feet clearance:	
Sisal kraft (includes belly band)	.28
Backer board	.30
Corrugated board	.29
(b) Over 4 feet clearance:	
Sisal kraft (includes belly band)	.25
Backer board	.27
Corrugated board	.26
Sloping areas:	
14. All slopes where closed and finished on the interior side of the rafters. (Price does not include cost of opening and closing.) Drawing 17	.17
15. Open rafters and slopes where batts or blankets are used, such as pockets outside of knee walls where blow is impractical. (Price does not include cost of opening and closing.) Drawing 18	.20
16. Open rafters and slopes. Insulation held in place by retaining material. (Price includes installation of retainer material.) Drawing 19.	
(a) Blowing:	
Sisal kraft (includes belly band)	.24
Backer board	.26
Corrugated board	.25
(b) Batts and blankets (full thick):	
Sisal kraft (includes belly band)	.23
Backer board	.25
Corrugated board	.24
Knee walls and partitions:	
17. Interior plastered walls where no decoration is necessary except plaster patching. Drawing 20. (Price includes opening and closing)	$0.20
18. Knee walls adjacent to slopes and easily accessible (open studs), no openings required. (Price includes installation of retaining material.) Drawing 21:	
(a) Retaining material—one side:	
Sisal kraft (includes belly band)	.24
Backer board	.26
Corrugated board	.25
(b) Retaining material—both sides:	
Sisal kraft (includes bellyband)	.32
Rocker board	.36
Corrugated board	.34
(c) Bats and blankets—no retaining materials necessary	.19
19. Knee walls not accessible, requiring retaining material. Price includes installation of retaining material but does not include opening and closing.) Drawing 22:	
(a) Sisal kraft (includes belly-band)	.24
Backer board	.26
Corrugated board	.25
(b) Bats and blankets—no retaining materials necessary	.20
20. Stairwells. (Price includes opening and closing.) Drawing 23:	
(a) Soffits	.21
(b) Walls (measurement of walls may be taken as rectangle from floor to ceilings)	.21
Exterior walls: All prices on gross basis. (Prices include cost of opening and closing):	
21. Exterior walls (including gable and end walls) with inner finish whose outer surface is composed of:	
(a) Wood or asphalt shingles	.18
(b) Wood clapboard	.13
(c) Brick	.23
(d) Stucco	.22
(e) Asbestos-cement shingles	.20
(f) Insulated brick. Drawings 24, 25, 26, 27 and 30	.22
22. Cable and end walls without inner finish, requiring standard retaining material. (Price includes installation of retaining material.) Drawings 25, 26, and 27:	
Sisal kraft (includes bellyband)	.22
Backer board	.21
Corrugated board	.23
22A. Batts and blankets—not requiring retaining material	.19
23. Dormer checks and faces with inner finish, unit cost per dormer. Up to 5'-0" in width—over 5'0" in width same unit price as exterior walls. Drawings 28 and 20 (flat price)	15.00
24. Dormer checks and faces without inner finish, requiring retainer material. (Price includes installation of retaining material.) Drawings 28 and 29:	
(a) Sisal kraft (includes belly-band)	.22
Baker board	.24
Corrugated board	.23
(b) Batts and blankets—no retaining materials necessary	.19

25. Maximum prices for the following openings in types of roof indicated:

	Strip opening 12" wide (per linear ft.)	Manhole opening (per opening)
(a) Wood shingle, Asphalt or asbestos	$1.00	$3.50
(b) Slate, Tile	1.50	6.00
(c) Roll roofing, Built-up roofing	1.00	3.50

26. Maximum price differentials per inch for thicknesses of insulation other than 4".

	Cents
(a) Above 4"	2½
(b) Below 4"	2

The maximum prices set forth above apply to installations of insulation made within a radius of ten miles of the seller's nearest place of business. In the case of installations of insulation at more distant points, one-half of one percent (½ of 1%), per mile may be added to the total contract price for each mile in excess of 10 miles from the sellers nearest place of business.

The drawings referred to by number in this schedule are hereto annexed and made a part of this schedule.

[F. R. Doc. 46-8547; Filed, May 21, 1946; 1:15 p. m.]

[Region III Order G-36 Under MPR 329, Amdt. 3]

FLUID MILK IN MICHIGAN

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region III of the Office of Price Administration by § 1351.408 (b) of Maximum Price Regulation No. 329, *It is hereby ordered,* That:

(a) Section (b) of Order No. G-36 under Maximum Price Regulation No. 329 (Purchases of milk from producers for resale as fluid milk; adjustment of maximum prices milk distributors may pay producers in the State of Michigan) be and the same is hereby amended by deleting Mason County from the list of counties specified therein.

(b) Said order be and the same is hereby further amended by adding thereto a new section immediately following section (b) identified as section (b) (1) to read as follows:

(b) (1) Any milk distributor in the County of Mason in the State of Michigan may pay to producers for "milk" an amount not to exceed $3.30 per hundredweight, f. o. b. plant for "milk" of 3.5% butterfat content, plus 5¢ for each one-tenth of 1% butterfat variation over 3.5% and minus 5¢ for each one-tenth of 1% butterfat variation under 3.5%; *Provided, however,* That such milk distributors shall be subject to the express restrictions of § 1351.402 (b), (c), (d), (e), and (f) of Maximum Price Regulation No. 329, except as is permitted in Order No. G-33 under Maximum Price Regulation No. 329.

This Amendment No. 3 shall become effective May 21, 1946.

Issued: May 21, 1946.

J. F. KESSEL,
Regional Administrator.

Approved: May 20, 1946.

H. L. FOREST,
Acting Director, Dairy Branch, Production and Marketing Administration, United States Department of Agriculture.

[F. R. Doc. 46-8537; Filed, May 21, 1946; 1:12 p. m.]

[Region III Order G-37 Under MPR 329, Amdt. 4]

FLUID MILK IN INDIANA

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region III of the Office of Price Administration by § 1351.408 (a) of Maximum Price Regulation No. 329, *It is hereby ordered,* That:

(a) Section (a) of Order No. G-37 under Maximum Price Regulation No. 329 (Purchases of milk from producers for resale as fluid milk; adjustment of the maximum price milk distributors may pay producers in certain designated areas in the State of Indiana) be and the same is hereby amended by deleting the County of Madison from the list of counties specified therein.

(b) Section (b) of said order be and the same is hereby amended by deleting the County of Howard from the list of counties specified therein.

(c) Section (d) of said order be and the same is hereby amended to read as follows:

(d) Any milk distributor in the Counties of Allen, Boone, Cass, Clinton, Dubois, Elkhart, Fayette, Fulton, Grant, Howard, Huntington, Jasper, Johnson, Kosciusko, Madison, Marshall, Miami, Porter, Vanderburg, Wayne and Warrick in the State of Indiana may pay producers for "milk" an amount not to exceed $3.45 per hundredweight, f. o. b. plant for milk of 4% butterfat content, plus 5¢ for each one tenth of 1% butterfat variation over 4% and minus 5¢ for each one tenth of 1% butterfat variation under 4%: *Provided, however,* That such milk distributors shall be subject to the express restrictions of § 1351.402 (b) (c) (d) (e) and (f) of Maximum Price Regulation No. 329, except as is permitted in Order No. G-33 under Maximum Price Regulation No. 329.

This amendment shall become effective May 21, 1946.

Issued May 21, 1946.

J. F. KESSEL,
Regional Administrator.

Approved: May 20, 1946.

H. L. FOREST,
Acting Director, Dairy Branch, Production and Marketing Administration, U. S. Department of Agriculture.

[F. R. Doc. 46-8536; Filed, May 21, 1946; 1:12 p. m.]

[Birmingham 2d Rev. Order G-1 Under Gen. Order 50, Amdt. 10]

MALT AND CEREAL BEVERAGES IN ALABAMA

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the District Director of the Birmingham District Office, Region IV, of the Office of Price Administration by General Order Number 50, issued by the Office of Price Administration and Revised Delegation Order Number 17, issued May 5, 1944, by the Regional Administrator of Region IV, the price list in Appendix B to 2d Revised Order G-1 under General Order Number 50 is hereby amended as follows:

1. The following brand or trade name with the maximum prices of 12 ounce and 32 ounce bottles thereof it added to Group 1-B under the appropriate columns:

GROUP 1-B

Brand or trade name	Maximum price per bottle	
	12 ounces	32 ounces
Pilsener Club Beer	*Cents* 20	*Cents* 40

2. The following brand or trade name with the maximum prices for 12 ounce and 32 ounce bottles thereof is added to Group 2-B under the appropriate columns:

GROUP 2-B

Brand or trade name	Maximum price per bottle	
	12 ounces	32 ounces
Pilsener Club Beer	*Cents* 18	*Cents* 36

3. The following brand or trade name with the maximum prices for 12 ounce and 32 ounce bottles thereof is added to Group 3-B under the appropriate columns:

GROUP 3-B

Brand or trade name	Maximum price per bottle	
	12 ounces	32 ounces
Pilsener Club Beer	*Cents* 16	*Cents* 32

This amendment shall become effective immediately.

Issued this 25th day of April 1946.

SAM J. WATKINS,
District Director.

[F. R. Doc. 46-8548; Filed, May 21, 1946; 1:15 p. m.]

[Region VI Order G-2 Under SO 142]

MEAKER CO.

AUTHORIZATION OF MAXIMUM PRICES

Order No. G-2 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and

equipment subject to Revised Maximum Price Regulation No. 136. Docket No. 6–SO 142–2 (b)–42.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 2 of Supplementary Order 142, as amended, *It is ordered:*

(a) The Meaker Company of 1629 S. 55th Avenue, Chicago 50, Illinois (hereinafter referred to as the seller) is hereby authorized to sell semiautomatic variable speed plating machines at a price not to exceed a 9.11% addition to its present legally established prices. Also for such additional six inches in depth of each unit (beyond the standard depth for that unit—covered by the list price) and additional charge of $1\frac{1}{10}$% may be added to the list price. Such price shall be subject to all customary discounts as that term is defined in section 28 (a) of Revised Maximum Price Regulation No. 136.

(b) Maximum prices of resellers of semi-automatic variable speed plating machines manufactured by the Meaker Company are hereby increased by 9.11% over their presently established maximum prices; also for each additional six inches in depth of each unit (beyond the standard depth for that unit—covered by the list price) an additional charge of $1\frac{1}{10}$% may be added to the new list price.

(c) If the reseller has no established maximum prices, the 9.11% increase may be added to the resellers price as established under the provisions of section 11 (c) and (d), Revised Maximum Price Regulation No. 136, under which subparagraphs the reseller determines his maximum prices if he is unable to price under paragraph (b) above; also for each additional six inches in depth of each unit (beyond the standard depth for that unit—covered by the list price) an additional charge of $1\frac{1}{10}$% may be added to the new list price.

(d) In all cases the reseller's price shall be adjusted to reflect all applicable extra charges, discounts, allowances, handling and delivery charges or state and local taxes that the reseller had in effect on March 31, 1944 to a purchaser of the same class as defined in section 28 (a) of Revised Maximum Price Regulation No. 136.

(e) All requests not granted herein are denied.

(f) This order may be amended, modified or revoked at any time.

(g) This order shall become effective immediately.

(h) Issued this 8th day of April 1946.

R. E. WALTERS,
Regional Administrator.

[F. R. Doc. 46–8539; Filed, May 21, 1946; 1:12 p. m.]

[Region VI Order G–3 Under SO 142]

DAYTON ELECTRIC MFG. CO.

AUTHORIZATION OF MAXIMUM PRICES

Order No. G–3 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment subject to Revised Maximum Price Regulation No. 136; Docket No. 7–SO 142–2 (b)–28–5.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 2 of Supplementary Order No. 142, as amended, *It is ordered:*

(a) The Dayton Electric Manufacturing Company (hereinafter referred to as the seller) is hereby authorized to increase its present maximum prices on exhaust fans by an amount not to exceed 25%. Such price shall be subject to all customary discounts allowed by the seller on March 1, 1942, to purchasers of the same class as that term is defined in section 28 (a) (7) of Revised Maximum Price Regulation No. 136.

(b) The reseller's maximum price of exhaust fans manufactured by the Dayton Electric Manufacturing Company is hereby increased 25% over its (the reseller's) presently established maximum prices.

(c) If the reseller has not established maximum prices the 25% increase may be added to the reseller's price as established under the provisions of section 11(c) and (d) of Revised Maximum Price Regulation No. 136, under which subparagraph the sellers determine their maximum price if they are unable to qualify under paragraph (b) above.

(d) In all cases the reseller's price shall be adjusted to reflect all applicable extra charges, discounts, allowances, handling and delivery charges or state and local taxes that the reseller had in effect on March 31, 1944 to a purchaser of the same class as defined in section 28(a) of Revised Maximum Price Regulation No. 136.

(e) *Definitions.* "Reseller" as used herein is limited to purchasers of exhaust fans who buy for resale to other than the ultimate consumer or user.

(f) All requests not granted herein are denied.

(g) This order may be amended, modified or revoked at any time.

(h) This order shall become effective immediately.

(i) Issued this 8th day of April 1946.

R. E. WALTERS,
Regional Administrator.

[F. R. Doc. 46–8538; Filed, May 21, 1946; 1:12 p. m.]

[Region VI Order No. G–7 Under Rev. SO 119]

AMERICAN PLYWOOD CORP.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an accompanying opinion and under the authority vested in the Regional Administrator of Region VI of the Office of Price Administration under the provisions of section 16 of Revised Supplementary Order No. 119, this Order No. G–7 is issued:

(a) *What this order does.* This order establishes maximum prices for sales of hollow core doors manufactured by the American Plywood Corporation, New London, Wisconsin (hereinafter referred to as the "manufacturer").

(b) *Manufacturer's maximum prices.* The manufacturer's maximum prices of hollow core doors on and after the effective date of this order shall be as follows:

The maximum prices of flush doors which have hollow cores of insulating board of any species of lumber except fir, larch, spruce, or hemlock, and which have veneer faces of any species listed in section 26 (d) of Revised Maximum Price Regulation No. 293 shall be the manufacturer's maximum price under Revised Maximum Price Regulation No. 293 plus 25 percent.

(c) *Resellers' maximum prices.* The maximum prices of all resellers of hollow core doors covered by this order shall be increased by applying their percentage mark-up established under the applicable regulation to the manufacturer's adjusted maximum price as determined under paragraph (b) above.

(d) Manufacturer and resellers must maintain customary discounts, allowances, and handling and delivery charges.

(e) *Retailers.* All retailers of hollow core doors covered by this order shall determine their maximum prices after the effective date of this order in accordance with section 9 of Revised Maximum Price Regulation No. 293.

(f) *Notification.* At the time of or prior to the first invoice to the purchaser for resale, the manufacturer shall furnish such purchaser with a copy of this order.

(g) *Definitions.* (1) Reseller means any person who purchases hollow core doors subject to this order and who resells them to any person other than the ultimate consumer.

(2) Retailer is any person who purchases hollow core doors subject to this order and sells them to an ultimate consumer.

(h) *Applicability.* The maximum prices established by this order are applicable to all sales and deliveries of hollow core doors, subject to this order, made in the continental United States.

This order may be amended, modified, or revoked at any time.

This order No. G–7 shall become effective on the 18th day of April, 1946.

Issued this 18th day of April, 1946.

R. E. WALTERS,
Regional Administrator.

[F. R. Doc. 46–8540; Filed, May 21, 1946; 1:13 p. m.]

[Region VI Rev. Order G–14 Under RMPR 122, Amdt. 2]

SOLID FUELS IN MILWAUKEE COUNTY, WIS.

An opinion accompanying this Amendment has been issued simultaneously herewith. Revised Order No. G–14 under Revised Maximum Price Regulation No. 122 is amended in the following respects:

1. Paragraph (c), price schedule, subparagraph (1) is amended to read as follows:

(c) *Price schedule.* (1) Immediately below and as part of this paragraph (c) is a schedule which sets forth maximum prices before discounts for sales of specified sizes, kinds and quantities of solid fuels. Column 1 describes the coal or coke for which prices are established. Column 2 shows the maximum prices for "direct delivery" of domestic fuel sold in quantities of less than 1 ton. Column 3 shows the maximum price for direct delivery of domestic fuel sold in quantities of 1 ton or more.

Column 4 shows the maximum prices for "yard sales" of domestic fuel. Column 5 shows the maximum prices for "commercial" or "steam" sales and Column 6 shows the maximum prices for "yard sales to dealers." The terms "direct delivery," "yard sales" and "commercial sales" are defined in paragraph (1) of this order.

"Dealer at yard" prices established by this revised order may not be charged to dealers who do not have their principal place of business in Milwaukee County, Wisconsin. Such sales shall be priced under the provisions of Revised Maximum Price Regulation No. 122.

AREA PRICES FOR MILWAUKEE, WIS.

1 Description	2 Domestic ½ ton	3 Domestic 1 ton or more	4 Domestic at yard	5 Commercial	6 Dealer at yard
I. Hi-volatile bituminous, district Nos. 2 and 3:				*Delivered*	
1. Lump—2″ or larger	$5.68	$10.35	$9.50		$7.75
2. Egg and lump mixed	5.63	10.25	9.40		7.65
3. Stove—2″ x 1¼″ and larger	5.58	10.10	9.25		7.50
II. Low volatile bituminous, district No. 7:					
1. Egg—3″ x 2″ and larger	7.68	14.35	13.50	$12.60	11.75
2. Stove—2″ x 1¼″ and larger	7.33	13.60	12.75	11.85	11.00
3. Nut—1¼″ x 1¼″ and larger	6.83	12.60	11.75	10.85	10.00
4. Pea—⅝″ x ½″ and larger	6.38	11.70	10.85	9.95	9.10
5. Screenings—⅜″ x 0 and larger	5.13	9.25	8.40	7.35	6.65
6. Run of mine	5.93	10.80	9.95	9.05	8.20
III. Hi-volatile bituminous, district No. 8:					
1. Lump—2″ and larger:					
a. Miller's Creek	6.28	11.55	10.70	9.80	8.95
b. Elkhorn	6.13	11.20	10.35	9.45	8.60
c. Dorothy	6.03	11.00	10.15	9.25	8.40
d. Island Creek	5.93	10.80	9.95	9.05	8.20
e. Hand picked fireplace, class a	6.88	12.10	11.25		9.50
2. Egg:					
a. Miller's Creek	6.13	11.20	10.35	9.45	8.60
b. Elkhorn	6.03	11.00	10.15	9.25	8.40
c. Dorothy	5.93	10.80	9.95	9.05	8.20
d. Island Creek	5.83	10.65	9.80	8.90	8.05
3. Stove:					
a. Miller's Creek	5.93	10.80	9.95	9.05	8.20
b. Elkhorn	5.88	10.75	9.90	9.00	8.15

1 Description	2 Domestic ½ ton	3 Domestic 1 ton or more	4 Domestic at yard	5 Commercial	6 Dealer at yard
III. Hi-volatile bituminous, district No. 8—Continued.				*Delivered*	
3. Stove—Continued.					
c. Dorothy	$5.83	$10.65	$9.80	$8.90	$8.05
d. Island Creek	5.78	10.55	9.70	8.80	7.95
4. Stoker:					
a. Rescreened	6.13	11.20	10.35	9.40	8.60
b. Unscreened	5.93	10.80	9.95	9.00	8.20
5. Screenings:					
a. Miller's Creek	5.33	9.65	8.80	7.85	7.05
b. Elkhorn	5.33	9.65	8.80	7.85	7.05
c. Dorothy	5.23	9.45	8.60	7.65	6.85
d. Island Creek	5.18	9.35	8.50	7.55	6.75
IV. Hi-volatile bituminous, district No. 10 (southern subdistrict) price group Nos. 1, 2, and 8 (deep machine mines):					
1. Egg—6″ x 3″ size group No. 3	5.45	9.90	9.05		7.30
2. Egg—3″ x 2″ size group No. 5	5.30	9.60	8.75		7.00
3. Dedusted screenings size group Nos. 26 and 27	5.08	9.10	8.25		6.50
V. Pennsylvania anthracite:					
1. Egg, stove, nut	8.88	16.70	15.85		14.15
2. Pea	8.06	15.05	14.30		12.45
3. Buckwheat	7.00	12.95	12.10		10.35
4. Rice	5.90	10.75	9.90		8.15
VI. By-product coke:					
1. Egg, stove, nut	7.65	14.25	13.40		11.55
VII. Briquettes, all types	7.13	13.25	12.40		10.65

This Amendment No. 2 to Revised Order No. G–14 supersedes Amendment No. 1 to Revised Order No. G–14 and also supersedes Order G–32 issued under Revised Maximum Price Regulation No. 122, as to dealers covered hereby.

This order shall become effective immediately.

Issued this 15th day of April 1946.

R. E. WALTERS,
Regional Administrator.

[F. R. Doc. 46–8546; Filed, May 21, 1946; 1:14 p. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register May 16, 1946.

Region III

Charleston Order 14–F, Amendment 20, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 10:03 a. m.

Charleston Order 15–F, Amendment 59, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 10:03 a. m.

Charleston Order 16–F, Amendment 59, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 10:04 a. m.

Charleston Order 17–F, Amendment 58, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 10:04 a. m.

Cincinnati Order 10–W, Amendment 3, covering dry groceries in certain areas in Ohio. Filed 9:59 a. m.

Cincinnati Order 11–W, Amendment 2, covering dry groceries in certain counties in Ohio. Filed 9:59 a. m.

Cincinnati Order 5–O, Amendment 5, covering eggs in Hamilton and Montgomery counties. Ohio and Kenton and Campbell counties, Kentucky. Filed 9:58 a. m.

Cincinnati Order 7–O, covering eggs in Franklin county, Ohio. Filed 9:59 a. m.

Cleveland Order 38, Amendment 10, covering dry groceries in certain areas in Ohio. Filed 10:00 a. m.

Cleveland Order 39, Amendment 2, covering dry groceries in certain areas in Ohio. Filed 10:00 a. m.

Cleveland Order 5–W, Amendment 10, covering dry groceries in certain areas in Ohio. Filed 10:01 a. m.

Cleveland Order 7–W, Amendment 2, covering dry groceries in certain areas in Ohio. Filed 10:01 a. m.

Detroit Order 10–F, Amendment 46, covering fresh fruits and vegetables in Wayne and Macomb counties, Michigan. Filed 10:01 a. m.

Detroit Order 10–F, Amendment 47, covering fresh fruits and vegetables in certain counties in Michigan. Filed 10:02 a. m.

Detroit Order 10–F, Amendment 48, covering fresh fruits and vegetables in certain counties in Michigan. Filed 10:02 a. m.

Detroit Order 31, Amendment 2, covering dry groceries in certain counties in Michigan. Filed 9:53 a. m.

Detroit Order 32, Amendment 2, covering dry groceries in certain counties in Michigan. Filed 9:55 a. m.

Detroit Order 9–O, Amendment 17, covering eggs sold at retail in designated counties. Filed 9:54 a. m.

Detroit Order 10–O, Amendment 9, covering eggs in Wayne county, Michigan. Filed 9:55 a. m.

Indianapolis Order 20–W, Amendment 11, covering dry groceries in certain areas in Indiana. Filed 9:42 a. m.

Indianapolis Order 38, Amendment 11, covering dry groceries in certain areas in Indiana. Filed 9:55 a. m.

Indianapolis Order 39, Amendment 11, covering dry groceries in certain areas in Indiana. Filed 9:56 a. m.

Indianapolis Order 40, Amendment 12, covering dry groceries in certain areas in Indiana. Filed 9:56 a. m.

Indianapolis Order 8–O, covering eggs in certain counties in Indiana. Filed 9:57 a. m.

Indianapolis Order 9–O, covering eggs in certain counties in Indiana. Filed 9:57 a. m.

Indianapolis Order 19–W, Amendment 11, covering dry groceries in certain counties in Indiana. Filed 9:58 a. m.

Louisville Order 12–F, Amendment 68, covering fresh fruits and vegetables in Jefferson county, Kentucky and Clark and Floyd counties, Indiana. Filed 9:43 a. m.

Louisville Order 17–F, Amendments 33 and 34, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 9:43 a. m. and 9:44 a. m.

Louisville Order 18–F, Amendments 27 and 28, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 9:44 and 9:49 a. m.

Louisville Order 19–F, Amendments 27 and 28, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 9:51 a. m.

Louisville Order 26–F, Amendments 10 and 11, covering fresh fruits and vege-

tables in certain counties in Kentucky. Filed 9:52 a. m.

Louisville Order 28–F, Amendments 7 and 8, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 9:53 and 9:33 a. m.

Louisville Order 29–F, Amendments 7 and 8, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 9:33 and 9:34 a. m.

Louisville Order 28, Amendment 10, covering dry groceries in certain counties in Kentucky. Filed 9:34 a. m.

Louisville Order 30, Amendment 11, covering dry groceries in certain counties in Kentucky. Filed 9:35 a. m.

Louisville Order 32, Amendment 9, covering dry groceries in certain areas in Kentucky. Filed 9:35 a. m.

Louisville Order 33, Amendment 5, covering dry groceries in certain counties in Kentucky. Filed 9:38 a. m.

Louisville Order 36, Amendment 4, covering dry groceries in certain counties in Kentucky. Filed 9:40 a. m.

Louisville Order 3–C, Amendment 14, covering poultry in Jefferson county, Kentucky, and Clark and Floyd counties, Indiana. Filed 9:41 a. m.

Louisville Order 1–O, Amendment 3, covering eggs in Jefferson county, Kentucky, and Clark and Floyd counties, Indiana. Filed 10:56 a. m.

Louisville Order 1–O, Amendment 4, covering eggs in Jefferson county, Kentucky, and Clark and Floyd counties, Indiana. Filed 10:56 a. m.

Region IV

Birmingham Order 26–F, Amendment 30, covering fresh fruits and vegetables in Mobile county, Alabama. Filed 10:57 a. m.

Birmingham Order 29–F, Amendment 29, covering fresh fruits and vegetables in Dallas county, Alabama. Filed 11:05 a. m.

Columbia Order 8–F, Amendment 28, covering fresh fruits and vegetables in the State of South Carolina. Filed 11:13 a. m.

Jacksonville Order 13–F, Amendment 8, covering fresh fruits and vegetables in the Jacksonville, Florida, area. Filed 11:05 a. m.

Oklahoma City Orders 2–C and 1–O, covering poultry and eggs in Oklahoma, Tulsa and Muskogee counties, Oklahoma. Filed 10:54 a. m. and 10:55 a. m.

Oklahoma City Order 1–O, Amendment 22, covering eggs. Filed 10:54 a. m.

Raleigh Order 23, Amendment 2, covering dry groceries sold by Groups 1 and 2 stores in certain counties in the Raleigh area. Filed 11:10 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46–8453; Filed, May 20, 1946; 12:00 m.]

[Region VI Order G–16 Under RMPR 122, Appendix 35]

SOLID FUELS IN BLOOMINGTON-NORMAL, ILL., AREA

(a) ***Applicability.*** This Appendix No. 35 applies to all delivered sales to consumers of solid fuels made by retail yards where the fuel is delivered to the purchaser within the city limits of Bloomington, Illinois and of Normal, Illinois and within a radius of one mile of the city limits of Bloomington, Illinois and of Normal, Illinois.

(b) ***Price schedule.*** (1) Immediately below and as a part of this paragraph (b), is a price schedule which sets forth adjusted maximum prices before discounts for delivered sales of solid fuels of specified sizes, kinds, and quantities. All prices are stated on a net ton basis.

(2) On sales of less than one ton, the price shall be proportional to the price per ton plus an additional charge of 25 cents, but in no event shall the total price be in excess of that for a sale of one ton; for example, if the price of one ton is $7.85, the price of ½ ton would be $3.93 plus 25 cents or a total of $4.18; the price of ¾ ton would be $5.89 plus 25 cents or a total of $6.14.

(3) On sales of more than one ton, for each fraction of a ton sold, the price shall be proportional to the price per ton; for example, if the price of one ton is $10.00, the price of 1½ tons would be $15.00.

PRICE SCHEDULE

I. High volatile bituminous coal from district No. 8 (eastern Kentucky, southwestern West Virginia, western Virginia, northern Tennessee, and North Carolina):	
1. Lump and egg, size group Nos. 1, 2, and 3; all single screened lump coal bottom size larger than 2"; all double screened egg coals bottom size larger than 3". Including 3" lump and larger, 8" x 4" egg, 6" x 4" egg, and 5" x 3¼" egg:	
a. Price classification A, mine index Nos. 49 and 50 only	$10.35
b. Price classification E, mine index No. 508 only	10.50
2. Lump and egg, size group Nos. 1 and 2; all single screened lump coal bottom size larger than 3"; all double screened egg coals bottom size larger than 4", including 4" lump and larger and 8" x 4" egg:	
a. Price classifications D through J inclusive except mine index Nos. 37, 220, 368, and 370	9.80
b. Price classifications K through O inclusive	9.60
3. Egg, size group No. 6; all double screened egg coals top size larger than 5" but not exceeding 6" and bottom size 2" and smaller, also top size 3" and larger but not exceeding 5" and bottom size larger than 2" but not exceeding 3" including 6" x 2" and 5" x 3". Price classification C through K	9.60
4. Egg, size group No. 7; all double screened egg coals, top size larger than 3" but not exceeding 5" and bottom size 2" and smaller. Including 5" x 2" and 4" x 2"; price classifications E through M inclusive	9.35
5. Stoker size group No. 10; all double screened stoker coals, top size not exceeding 1¼" and bottom size less than 1¼":	
a. Price classification A mine index Nos. 49 and 50 only	10.35
b. Price classification A except mine index Nos. 49 and 50	10.10
c. Price classifications B through E inclusive	10.00
d. Price classifications F through M inclusive	9.70

PRICE SCHEDULE—Continued

II. High volatile bituminous coal from district No. 9 (western Kentucky):	
1. Lump and egg size group Nos. 1–6 inclusive; all single screened lump coals and all double-screened raw, washed or air-cleaned egg coals top size larger than 2"; No. 9 and 11 seams	$7.61
2. Stoker size group Nos. 8–12 inclusive; all raw double-screened nut, stoker and pea coals top size not exceeding 2" and bottom size larger than 10 mesh or 3/32"; No. 6 seam	7.91
III. High volatile bituminous coal from district No. 10 (Illinois):	
A. Southern subdistrict. Deep machine mines. Price group Nos. 1, 2, and 8:	
1. Lump, egg, and nut size group Nos. 1 through 5 inclusive; all lump, egg and nut coals bottom size larger than 1½" washed or raw, including 6" lump, 6" x 3" egg and 3" x 2" nut	7.60
2. Special stoker size group Nos. 21, 22, and 28; all washed or air-cleaned nut and pea coal bottom size larger than 1 millimeter and top size not exceeding 2"; also all dry dedusted special stoker bottom size larger than 28 mesh and top size not exceeding 3/8"	7.30
3. Washed or dedusted screenings, size group Nos. 23, 24, 26, and 27; all washed, air-cleaned or dry dedusted screenings top size not exceeding 2"	7.05
B. Central subdistrict. Deep machine mines. Price group Nos. 12 and 13. All mines except mine index No. 57:	
1. Lump and egg; size group Nos. 1, 2, and 3; all lump and egg coals bottom size larger than 2" washed or raw, including 6" lump and 6" x 3" egg	6.20
2. Washed screenings, size group Nos. 23 and 24; all washed or air-cleaned screenings top size not exceeding 2". Including ¾" x 28 mesh and 1¼" x 28 mesh	5.85
C. Fulton Peoria subdistrict strip mines:	
1. Lump and egg; size group Nos. 1, 2, and 3; all lump and egg coals bottom size larger than 2" washed or raw, including 6" lump and 6" x 3" egg; price group Nos. 24, 25 and 26	5.80
2. Egg, nut, and stove; size group Nos. 4 to 8 inclusive; all egg and stove coals bottom size 2" and smaller, washed or raw, including 5" x 2", 4" x 2", 3" x 2", and 2" x 1¼"; price group Nos. 24 to 28 inclusive	5.55
8. Washed nut and pea; size group Nos. 17 to 20 inclusive; all washed or air-cleaned nut and pea coal bottom size larger than 10 mesh or 3/32" and top size not exceeding 2"; price group Nos. 27 and 28	6.10
IV. High volatile bituminous coal from District No. 11 (Indiana):	
1. Lump and egg group Nos. 1, 2, and 3; all lump and egg coals bottom size larger than 2" washed or raw:	
a. Price group No. 17, mine index No. 58 only	8.53
b. Price group Nos. 15 and 16	7.88
c. Price group No. 6	7.83
d. Price group Nos. 7 and 18	7.23
e. Price group Nos. 9–12 inclusive, except mine index No. 115	7.09

PRICE SCHEDULE—Continued

IV. High volatile bituminous coal from District No. 11—Con.	
2. Egg size group Nos. 4 and 5; all egg coal, bottom size larger than 1½" but not larger than 2" and top size larger than 2", including 6" x 2", 4" x 2", and 3" x 2"; price group Nos. 15 and 16	$7.63
3. Stoker size group Nos. 9–12, inclusive; all raw nut and pea coal bottom size larger than 10 mesh or 3/32" and top size not exceeding 2"; price group No. 6	7.53
V. Pennsylvania anthracite:	
1. Egg, stove, and nut (ash content not in excess of OPA quality standards)	17.90
2. Egg, stove and nut (ash content in excess of OPA quality standards	16.90

To the above maximum price there may be added the Illinois Retailers Occupational Tax and also the Federal Transportation Tax of 4 cents per ton.

(c) *Charge for treatment of coal.* Whenever a dealer has been charged by his supplier for the chemical or oil treatment of coal at the mine, he may add such treatment charge to the applicable maximum price set by this Appendix No. 35, provided that the treated coal is kept separate and is not mixed with untreated coal. When a treatment charge is made pursuant to this section the dealer need not separately state the amount of such service charge if he clearly indicates on the invoice that such coal is so treated.

(d) *Discounts.* The maximum prices set forth in Section (b) above shall be subject to the following discounts:

	Per ton
(i) On sales of coal picked up at the dealer's yard by consumers	$0.50
(ii) On sales to users of fifty tons or more in one delivery	.50

(e) Immediately below and as a part of this section (e) is a schedule of service charges which a dealer may make for the special services described when rendered in connection with sales of solid fuels covered by this Appendix. These charges may be made only if the buyer requests the service and the dealer renders it pursuant to the request. The charges must be stated separately on the dealer's invoice.

	Per ton
(i) Trimming (inside)	$0.25
(ii) Wheeling from curb	.50
(iii) Carrying from curb	.75
(iv) Carrying upstairs	[1].25

[1] Extra per flight of stairs.

(f) *Definitions.* (1) "Delivered" or "delivery" means dumping or chuting of fuel from the seller's vehicle directly into the buyer's bin or storage space; but, if this is physically impossible, the terms refer to the discharge of the fuel directly from the seller's vehicle at a point where this can be done and which is nearest and most accessible to the buyer's bin or storage space.

(2) Except as otherwise provided herein or as the context may otherwise require, all terms used in this Appendix shall bear the meaning given them in Revised Maximum Price Regulation No. 122 or the Emergency Price Control Act of 1942, if not therein defined, they shall be given their customary trade meaning.

This Appendix No. 35 to Order No. G–16 shall become effective April 15, 1946.

Issued this 4th day of April 1946.

R. E. WALTERS,
Regional Administrator.

[F. R. Doc. 46–8544; Filed, May 21, 1946; 1:14 p. m.]

[Region VI Order G–16 Under RMPR 122, Corr.]

SOLID FUELS IN LINCOLN, NEBR. AREA

In the mimeographed copy of the above described document, in Appendix No. 15 to Order No. G–16, Paragraph (b), subsection III, A, 1, should read as follows:

	Delivered, per ton
1. Washed Egg—Size Group No. 3 (all washed double screened coals with a top size larger than 3" but not exceeding 10" bottom size larger than 1¼")	$9.58

Issued this 6th day of May 1946.

R. E. WALTERS,
Regional Administrator.

[F. R Doc. 46–8545; Filed, May 21, 1946; 1:14 p. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register May 16, 1946.

Region III

Cincinnati Order 16–F, covering fresh fruits and vegetables in certain counties in Ohio. Filed 10:05 a. m.

Cincinnati Order 17–F, covering fresh fruits and vegetables in certain counties in Ohio. Filed 10:05 a. m.

Cincinnati Order 18–F, covering fresh fruits and vegetables in certain counties in Ohio and Kentucky. Filed 10:06 a .m.

Cincinnati Order 19–F, covering fresh fruits and vegetables in certain counties in Ohio. Filed 10:06 a. m.

Cincinnati Order 26, Amendment 3, covering dry groceries in certain areas in Ohio. Filed 10:17 a. m.

Cincinnati Order 27, Amendment 2, covering dry groceries in certain counties in Ohio. Filed 10:17 a. m.

Cincinnati Order 28, Amendment 2, covering dry groceries in certain counties in Ohio. Filed 10:18 a. m.

Cincinnati Order 29, Amendment 2, covering dry groceries in certain counties in Ohio. Filed 10:18 a. m.

Louisville Order 2–O, Amendment 1, covering eggs in certain counties in Kentucky. Filed 10:57 a. m.

Region IV

Atlanta Order 35–C, Amendment 10, covering poultry in Zone No. 25. Filed 10:57 a. m.

Columbia Order 27–C, Amendment 10, covering poultry in Richland and Lexington counties, South Carolina. Filed 11:13 a. m.

Jacksonville Order 14–F, Amendment 27, covering fresh fruits and vegetables in the city of Jacksonville, Florida. Filed 11:06 a. m.

Jacksonville Order 15–F, Amendment 2, covering fresh fruits and vegetables in the city of Pensacola, Florida. Filed 11:06 a. m.

Memphis Order 9–F, Amendment 10–A, covering fresh fruits and vegetables in the Memphis area except Shelby county. Filed 11:07 a. m.

Nashville Order 13–F, Amendment 13, covering fresh fruits and vegetables in Tennessee. Filed 11:07 a. m.

Nashville Order 14–F, Amendment 30, covering fresh fruits and vegetables in certain counties in Tennessee and the Municipality of Bristol, Virginia. Filed 11:08 a. m.

Nashville Order 14–F, Amendment 31, covering fresh fruits and vegetables in certain counties in Tennessee and the Municipality of Bristol, Virginia. Filed 11:08 a. m.

Nashville Order 14–F, Amendment 32, covering fresh fruits and vegetables in certain areas in Tennessee and Bristol, Virginia. Filed 11:09 a. m.

Raleigh Order 13–F, Amendment 27, covering fresh fruits and vegetables in certain counties in North Carolina. Filed 11:01 a. m.

Raleigh Order 14–F, Amendment 15, covering fresh fruits and vegetables in certain areas in North Carolina. Filed 11:01 a. m.

Raleigh Orders 11–C, 12–C, Amendment 12, covering poultry in certain counties in North Carolina. Filed 11:11 and 11:12 a. m.

Raleigh Order 25, Amendment 3, covering dry groceries sold by Groups 1 and 2 stores in certain counties in the Raleigh area. Filed 11:10 a. m.

Raleigh Order 8–W, Amendment 3, covering dry groceries at wholesale in certain counties in the Raleigh area. Filed 11:12 a. m.

Region V

Dallas Order 4–F, Amendment 42, covering fresh fruits and vegetables in Dallas county, Texas. Filed 11:14 a. m.

Dallas Order 6–F, Amendment 31, covering fresh fruits and vegetables in McLennan county, Texas. Filed 11:14 a. m.

Dallas Order 8–F, covering fresh fruits and vegetables in certain counties in Texas. Filed 11:15 a. m.

Dallas Orders 4–C and 10–O, covering poultry and eggs in cities of Dallas and University Park and Town of Highland Park, Texas. Filed 11:16 and 11:17 a. m.

Dallas Order 10–O, Amendment 21, covering eggs sold by Group 1 and 2 stores. Filed 11:17 a. m.

Fort Worth Order 13–F, Amendment 44, covering fresh fruits and vegetables in Tarrant county, Texas. Filed 11:30 a. m.

Fort Worth Order 19–F, Amendment 32, covering fresh fruits and vegetables in Taylor, Tom Green and Wichita counties, Texas. Filed 11:18 a. m.

Fort Worth Order 23–F, Amendment 1, covering fresh fruits and vegetables in Lubbock, Potter and Randall county within the city limits of Amarillo. Filed 11:19 a. m.

Fort Worth Order 25–F, Amendment 1, covering fresh fruits and vegetables in

Brown, Eastland, Haskell and Jones counties, Texas. Filed 11:19 a. m.

Fort Worth Order 26–F, covering fresh fruits and vegetables in certain counties in Texas. Filed 11:20 a. m.

Fort Worth Order 20, Amendment 2, covering dry groceries sold by Groups 1 and 2 stores. Filed 11:21 a. m.

Houston Order 8–F, covering fresh fruits and vegetables in Jasper, Newton, and Tyler counties, Texas. Filed 10:49 a. m.

Houston Order 9–F, covering fresh fruits and vegetables in Galveston county, Texas. Filed 10:49 a. m.

Houston Order 10–F, covering fresh fruits and vegetables in certain areas in Texas. Filed 10:50 a. m.

Houston Order 11–F, covering fresh fruits and vegetables in certain areas in Texas. Filed 10:50 a. m.

Houston Orders 2–C and 4–O, covering poultry and eggs in Harris county, Texas. Filed 10:51 and 10:52 a. m.

Houston Orders 3–C and 5–O, covering poultry and eggs in Orange and Jefferson counties, Texas. Filed 10:51 a. m.

Houston Orders 4–C and 6–O, covering poultry and eggs in Galveston county, Texas. Filed 10:51 and 10:52 a. m.

Kansas City Order 4–F, Amendment 44, covering fresh fruits and vegetables in Johnson and Wyandotte counties, Kansas; Jackson county, Missouri, and the City of North Kansas City, Mo. Filed 10:46 a. m.

Kansas City Order 9–F, Amendment 28, covering fresh fruits and vegetables in Buchanan county, Missouri. Filed 10:47 a. m.

Kansas City Order 10–F, Amendment 28, covering fresh fruits and vegetables in Greene county, Missouri. Filed 10:48 a. m.

Kansas City Order 11–F, Amendment 28, covering fresh fruits and vegetables in Jasper county, Missouri. Filed 10:48 a. m.

Kansas City Order 12–F, Amendment 1, covering fresh fruits and vegetables in certain areas in Missouri. Filed 10:44 a. m.

Kansas City Orders 9–C and 11–O, covering poultry and eggs in Johnson and Wyandotte counties, Kansas; city of North Kansas City, Jackson and Buchanan counties, Missouri. Filed 10:44 a. m.

Kansas City Orders 10–C and 12–O, covering poultry and eggs in Greene and Jasper counties, Missouri. Filed 10:45 a. m.

New Orleans Order 3–F, Amendment 42, covering fresh fruits and vegetables in Louisiana, Parishes of Orleans, St. Bernard and Jefferson except Grand Isle. Filed 10:45 a. m.

New Orleans Order 5–F, Amendment 33, covering fresh fruits and vegetables in the cities of Shreveport, Bossier City, Monroe, and West Monroe. Filed 10:41 a. m.

New Orleans Order 6–F, Amendment 33, covering fresh fruits and vegetables in certain areas in Louisiana. Filed 10:42 a. m.

New Orleans Order 7–F, covering fresh fruits and vegetables in certain parishes of Louisiana. Filed 10:43 a. m.

New Orleans Order 8–F, covering fresh fruits and vegetables in certain parishes of Louisiana. Filed 10:33 a. m.

Oklahoma City Order 8–F, Amendment 30, covering fresh fruits and vegetables in certain counties in Oklahoma. Filed 10:34 a. m.

Oklahoma City Order 8–F, Amendment 31, covering fresh fruits and vegetables. Filed 10:34 a. m.

Oklahoma City Order 9–F, Amendment 8, covering fresh fruits and vegetables in certain areas in Oklahoma. Filed 10:33 a. m.

Oklahoma City Order 9–F, Amendment 9, covering fresh fruits and vegetables. Filed 10:35 a. m.

Oklahoma City Orders 2–C and 1–O, covering poultry and eggs in Oklahoma, Tulsa and Muskogee counties, Oklahoma. Filed 10:39 and 10:41 a. m.

Oklahoma City Order 8–F, Amendment 32, covering fresh fruits and vegetables in Oklahoma, Pottawatomie, Garfield, Tulsa and Muskogee counties, Oklahoma. Filed 10:35 a. m.

St. Louis Order 4–F, Amendment 43, covering fresh fruits and vegetables in the city of St. Louis and county of St. Louis, Missouri. Filed 10:53 a. m.

St. Louis Orders 3–C and 2–O, covering poultry and eggs in the city of St. Louis and county of St. Louis, Missouri. Filed 10:53 a. m.

Copies of any of those orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46–8486; Filed, May 20, 1946; 4:42 p. m.]

[Region VI Order G–16 Under RMPR 122, Appendix 36]

SOLID FUELS IN OSHKOSH, WIS. AREA

(a) *Applicability.* This Appendix No. 36 applies to all delivered sales to consumers of solid fuels made by retail yards where the fuel is delivered to the purchaser within the city limits of Oshkosh, Wisconsin, and within a radius of two miles beyond the city limits of Oshkosh, Wisconsin.

(b) *Price schedule.* (1) Immediately below and as part of this paragraph (b) is a schedule which sets forth adjusted maximum prices before discounts for delivered sales of solid fuels of specified sizes, kinds and quantities. All prices are stated on a net ton basis. Prices in this schedule shall also apply to retail sales of producers of package fuel. Producers at plant sales are not covered by this schedule.

(i) On domestic delivered sales of less than one ton the price shall be proportional to the price per ton plus an additional charge of 35 cents, but in no event shall the total price be in excess of that for a sale of one ton; for example, if the price of one ton is $7.85, the price of ½ ton would be $3.93 plus 35 cents or a total of $4.28; the price of ¾ ton would be $5.89 plus 35 cents or a total of $6.24.

(ii) On domestic delivered sales of more than one ton for each fraction of a ton sold, the price shall be proportional to the price per ton; for example, if the price of one ton is $10.00, the price of 1½ tons would be $15.00.

PRICE SCHEDULE	*Domestic delivered per ton*
I. Low volatile bituminous coal from district No. 7 (southern West Virginia and northwestern and central Virginia):	
1. Egg size group No. 2; all egg coal top size larger than 3" bottom size no limit; price classification A except mine index No. 73:	
a. Forked or screened	$13.70
b. Shovelled or car run	13.20
2. Stove size group No. 3; all stove coal top size larger than 1¼" but not exceeding 3"; bottom size smaller than 3"; price classification A:	
a. Forked or screened	13.50
b. Shovelled or car run	13.00
3. Nut. Price classification A	12.70
4. Stoker or pea, size group No. 5; top size not exceeding ¾", bottom size smaller than ¾"; price classification A	11.45
5. Screened mine run, size group No. 6; straight run of mine from which all or part of the screenings top size ⅜" or ¾" have been removed; price classifications A and B	12.00
6. Screenings	9.85
II. Low volatile bituminous coal from district No. 8 (eastern Kentucky, southwestern West Virginia, western Virginia, northern Tennessee, and North Carolina):	
A. From mine index No. 391; Raven No. 2 mine of the Raven Red Ash Coal Co.:	
1. Egg, size group No. 2; all double screened egg coal top size larger than 3":	
a. Forked or screened	13.30
b. Shovelled or car run	12.80
2. Stove size group No. 3; all double screened stove coal top size larger than 1¼" but not exceeding 3":	
a. Forked or screened	13.25
b. Shoveled or car run	12.75
3. Stoker or pea coal; size group No. 5: (all double screened pea coal top size not exceeding ¾"); price classification A	10.95
III. Mid volatile bituminous coal from district No. 8 (eastern Kentucky, southwestern West Virginia, western Virginia, northern Tennessee and North Carolina):	
1. Egg, size group No. 5; all double screened egg coals top size larger than 5" but not exceeding 6" and bottom size larger than 2" but not exceeding 3"; and top size larger than 6" and bottom size 2" and smaller, including 6" x 3"; price classification G thru K inclusive, including mine index No. 234	11.60
2. Stove size group No. 8; all double screened stove coals top size larger than 2" but not exceeding 3" and bottom size 2" and smaller; including 3" x 2"; price classifications E through M inclusive, including mine index No. 234	11.20

PRICE SCHEDULE—Con.	*Domestic delivered per ton*
IV. High volatile bituminous coal from district No. 8 (eastern Kentucky, southwestern West Virginia, western Virginia, northern Tennessee, and North Carolina):	
1. Egg and stove:	
a. Elkhorn seam	$11.95
b. Dorothy and No. 5 block seams	11.75
c. Island Creek and hazard seams	11.45
2. Domestic stoker:	
a. Premium Kentucky and Elkhorn seams	11.45
V. High volatile bituminous coal from district No. 10 (Illinois):	
1. Lump and egg size group Nos. 1-5 inclusive; all lump and egg coals bottom size larger than 1½" washed or raw, including 6" lump, 6" x 3" and 3" x 2"; southern subdistrict deep machine mines; price group Nos. 1, 2 and 8	10.10
VI. High volatile bituminous coal from district No. 11 (Indiana):	
1. Lump and egg size group Nos. 1, 2 and 3; all lump and egg coal bottom size larger than 2" washed or raw:	
a. Price group No. 13	9.59
b. Price group Nos. 9-12 inclusive	9.03
2 Washed nut and pea size group Nos. 17-22 inclusive; all washed or air-cleaned nut and pea coal bottom size larger than 1 millimeter, top size not exceeding 2"; price group No. 13	9.18
VII. Briquettes low volatile:	
1. Stott	14.45
2. Berwind, Reiss, United and Ubbink	14.10
VIII. Pennsylvania anthracite:	
1. Egg, stove and nut:	
a. Ash content not in excess of OPA quality standards	18.05
b. Ash content in excess of OPA quality standards	17.05
2. Pea:	
a. Ash content not in excess of OPA quality standards	16.30
b. Ash content in excess of OPA quality standards	15.50
3. Buckwheat:	
a. Ash content not in excess of OPA quality standards	14.75
b. Ash content in excess of OPA quality standards	14.15
IX. Byproduct coke:	
1. Chicago or Milwaukee Solvay, Chicago Koppers, Ford	15.60
X. Package fuel:	
1. Coal Blox, manufactured by Cleveland Cliffs Iron Co	17.25
2. Pocahontas, manufactured by Frank Kriz and Co	15.57
3. Petroleum, manufactured by Frank Kriz and Co	15.87

To the above maximum prices there may be added the Federal Transportation Tax of 4 cents per ton.

(c) *Charge for treatment of coal.* Whenever a dealer has been charged by his supplier for chemical or oil treatment of coal, he may add such treatment charge to the applicable maximum price established by this Appendix provided that the treated coal is kept separate from and is not mixed with untreated coal. When a treatment charge is made pursuant to this section, the dealer need not separately state the amount of such service charge if he clearly indicates on the invoice that such coal is so treated.

(d) *Discounts.* The maximum prices set forth in section (b) above shall be subject to the following discounts:

(i) If payment is made by the purchaser on or before the tenth of the month following delivery, 50 cents per ton.

(ii) Users of 40 tons or more during a heating season, 50 cents per ton (from the net retail price).

(iii) For coal picked up at the yard by domestic consumer in lots of ½ ton or more, 50 cents per ton (from the net retail price).

(e) Immediately below and a part of this section (c) is a schedule of service charges which a dealer may make for the special services described when rendered in connection with sales of solid fuels covered by this Appendix. These charges may be made only if the buyer requests the service and the dealer renders it pursuant to the request. The charges must be stated separately on the dealer's invoice.

SCHEDULE OF SERVICE CHARGES	*Per ton*
Carry from curb—coal	$0.50
Carry from curb—coke	1.00
Carry upstairs—coal	1.00
Carry upstairs—coke	2.00

(f) *Commercial and steam sales.* Commercial and steam sales shall continue to be priced under the provisions of Revised Maximum Price Regulation No. 122.

(g) *Notification.* Every dealer subject to this order selling Pennsylvania Anthracite which has been identified by his supplier prior to its resale as Anthracite with an ash content in excess of OPA quality standards must place the following legend on the invoice, sales slip, or receipt: "Price reduced because of high ash content." Such Anthracite must be kept separate in storage and delivery from all other Anthracite.

(h) *Definitions.* (1) "Domestic sales" means all sales other than sales made to commercial and industrial users such as hotels, industrial plants, office buildings, large department store and institutional users such as hospitals, public institutions, and public buildings.

(2) The term "delivered" or "direct delivery" means dumping or chuting the fuel from the seller's trucks directly into the buyer's bin or storage space but if this is physically impossible, the term means discharging the fuel directly from the seller's truck at the point nearest and most accessible to the buyer's bin or storage space.

(3) Except as otherwise provided herein or as the context may otherwise require, all terms used in this order shall bear the meaning given them in Revised Maximum Price Regulation No. 122 or in the Emergency Price Control Act of 1942, as amended; if not therein defined they shall be given their ordinary and popular trade meaning.

This order may be amended, modified, or revoked at any time.

This Appendix No. 36 shall become effective immediately.

Issued this 20th day of April 1946.

R. E. WALTERS,
Regional Administrator.

[F. R. Doc. 46–8543; Filed, May 21, 1946; 1:14 p. m.]

[Region IV Order G–5 Under Gen. Order 68, Revocation]

SOFTWOOD PLYWOOD IN ATLANTA REGION

Order of Revocation of Order No. G–5 under General Order 68; maximum prices for retail sales of softwood plywood in a certain described area; Docket No. IV–GO 68–5.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region IV of the Office of Price Administration by General Order 68, *It is hereby ordered:*

That Regional Order G–5 under General Order 68, covering retail sales of softwood plywood in the area described in Order G–5 should be, and the same is hereby revoked.

This order shall become effective immediately.

Issued April 16, 1946.

ALEXANDER HARRIS,
Regional Administrator.

[F. R. Doc. 46–8368; Filed, May 17, 1946; 4:50 p. m.]

[Region IV Order G–3 Under Gen. Order 68, Revocation]

SOFTWOOD PLYWOOD IN ATLANTA REGION

Order of revocation of Order No. G–3 under General Order 68; maximum prices for retail sales of softwood plywood in a certain described area; Docket No. IV–GO 68–3.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region IV of the Office of Price Administration by General Order 68, *It is hereby ordered:*

That Regional Order G–3 under General Order 68, covering retail sales of softwood plywood in the area described in Order G–3 should be, and the same is hereby revoked.

This order shall become effective immediately.

Issued April 16, 1946.

ALEXANDER HARRIS,
Regional Administrator.

[F. R. Doc. 46–8368; Filed, May 17, 1946; 4:50 p. m.]

[Region IV Order G–4 Under Gen. Order 68, Revocation]

SOFTWOOD PLYWOOD IN ATLANTA REGION

Order of revocation of Order No. G–4 under General Order 68; maximum prices for retail sales of softwood plywood in a certain described area; Docket No. IV–GO 68–4.

For the reasons set forth in an opinion issued simultaneously herewith and un-

der the authority vested in the Regional Administrator of Region IV of the Office of Price Administration by General Order 68, *It is hereby ordered:*

That Regional Order G–4 under General Order 68, covering retail sales of softwood plywood in the area described in Order G–4 should be, and the same is hereby revoked.

This order shall become effective immediately.

Issued April 16, 1946.

ALEXANDER HARRIS,
Regional Administrator.

[F. R. Doc. 46–8367; Filed, May 17, 1946; 4:50 p. m.]

[Region VI Order G–16 Under RMPR 122, Appendix 37]

SOLID FUELS IN MACOMB, ILL., AREA

(a) *Applicability.* This Appendix No. 37 applies to all sales of solid fuels by retail yards delivered within the city limits of Macomb, Illinois.

(b) *Price schedule.* Immediately below and as a part of this section (b) is a price schedule that sets forth maximum prices for "domestic delivered" sales by dealers in lots of one (1) ton or more of specified kinds and sizes of solid fuels. Sales in lots of fractions of a ton or tons shall be governed by the price schedule as follows:

(i) On "domestic delivered" sales of less than 1 ton, the price shall be proportional to the price per ton plus an additional charge of 25 cents, but in no event shall the total price be in excess of that for the sale of 1 ton; for example, if the price of 1 ton is $7.85, the price of ½ ton would be $3.93 plus 25 cents or a total of $4.18; the price of ¾ ton would be $5.89 plus 25 cents or a total of $6.14.

(ii) On "domestic delivered" sales of more than 1 ton, for each fraction of a ton sold, the price shall be proportional to the price per ton; for example, if the price of 1 ton is $10.00, the price of 1½ tons would be $15.00.

PRICE SCHEDULE	*Domestic delivered per ton*
I. High volatile bituminous coal from district No. 8 (eastern Kentucky, southwestern West Virginia; western Virginia, northern Tennessee, and North Carolina):	
1. Lump, size group Nos. 1 and 2; all single screened lump coal, bottom size larger than 3". Price classification E through J inclusive	$11.15
II. High volatile bituminous coal from district No. 9 (western Kentucky):	
1. Lump and egg size group Nos. 1–6 inclusive; all single screened lump coals and all double screened raw, washed or air cleaned egg coals, top size larger than 2":	
(a) No. 14 and stray seams	7.11
(b) No. 9 and 11 seams	6.86
2. Washed or air-cleaned screenings, size group Nos. 23 and 24; all washed or air-cleaned screenings larger than ⅜" x 0 but not exceeding 2" x 0:	
(a) No. 9 and 11 seams	6.96
PRICE SCHEDULE—Con.	
III. High volatile bituminous coal from district No. 10 (Illinois)	
A. Southern subdistrict—Deep machine mines, price group Nos. 1, 2 and 8:	
1. Lump, egg and stove; size group Nos. 1, 2, 3, 4, 5, 6 and 8; all lump and egg coals bottom size larger than 2" washed or raw. All lump, egg and stove coals bottom size 2" and smaller, washed or raw; including 6" lump, 6" x 3" egg, 3" x 2" nut and 2" x 1¼" stove	$7.65
2. Special stoker size group Nos. 21, 22 and 28; all washed or air-cleaned nut and pea coal bottom size larger than 1 millimeter and top size not exceeding 2"; and all dry dedusted special stoker bottom size larger than 28 mesh and top size not exceeding ⅜"; including G–14, air flow, par fuel, super V, supertherm, deluxe, S. P. stoker	7.35
3. Washed and dedusted screening size group Nos. 23, 24, 26 and 27; all washed, air-cleaned and dry dedusted screenings top size not exceeding 2"; including Universal, Commercial and S. P. stoker	6.70
B. Southern subdistrict, strip mines, price group No. 7:	
1. Lump and egg size group Nos. 1, 2 and 3; all lump and egg coal bottom size larger than 2" washed or raw	6.90
C. Belleville subdistrict price group Nos. 16–22 inclusive:	
1. Lump and egg; size group Nos. 1, 2 and 3; all lump and egg coals bottom size larger than 2" washed or raw:	
(a) Deep machine mines	6.90
(b) Strip mines	6.85
2. Washed nut and pea; size group Nos. 17 to 20 inclusive; all washed or air cleaned nut and pea coal bottom size larger than 10 mesh or ⅝" and top size not exceeding 2":	
(a) Strip mines	6.70
D. Fulton Peoria subdistrict strip mines:	
1. Lump and egg; size group Nos. 1, 2 and 3; all lump and egg coals bottom size larger than 2" washed or raw:	
(a) Price group Nos. 27 and 28	5.70
(b) Price group Nos. 24, 25 and 26	5.65
2. Egg and stove; size group Nos. 4, 5, 6 and 8; all egg and stove coals bottom size 2" and smaller washed or raw:	
(a) Price group Nos. 24, 25 and 26	5.65
3. Washed screenings size group Nos. 23 and 24; all washed or air cleaned screenings top size not exceeding 2":	
(a) Price group Nos. 27 and 28	5.60
IV. Pennsylvania anthracite:	
1. Egg, stove and nut; ash content not in excess of OPA quality standards	18.90

To the above maximum prices there may be added the Retailer's Occupational Tax of the State of Illinois and also the Federal Transportation Tax of 4 cents per ton.

To the price of any size or kind of coal subject to Revised Maximum Price Regulation No. 122 not specified in the price schedule above may be added 55 cents per ton.

(c) *Charges for treatment of coal.* Whenever a dealer has been charged by his supplier for the chemical or oil treatment of coal at the mine, he may add such treatment charge to the applicable maximum price set by this Appendix No. 37, provided that the treated coal is kept separate and is not mixed with untreated coal. When a treatment charge is made pursuant to this section the dealer need not separately state the amount of such service charge if he clearly indicates on the invoice that such coal is so treated.

(d) *Discounts.* The maximum price set forth in section (b) above shall be subject to a discount of $0.50 per ton where picked up by a domestic consumer at the dealer's yard.

(e) Immediately below and as a part of this section (e) is a Schedule of Service Charges which a dealer may make for the special services described when rendered in connection with sales of solid fuels covered by this Appendix. These charges may be made only if the buyer requests the service and the dealer renders it pursuant to the request. The charges must be separately stated on the dealer's invoice.

SCHEDULE OF SERVICE CHARGES

	Per ton
(1) Carry or wheel from curb	$0.50
(2) Carry upstairs	.75

(f) *Steam or commercial sales.* Steam or commercial deliveries of screenings and stoker coal, size group nos. 21, 22, 23, 24, 26, 27 and 28; and 17 to 20 inclusive, shall be sold at $0.50 per ton less than the domestic delivered prices set forth in the price schedule in (b) above.

(g) *Definitions.* (1) "Domestic sales" means all sales other than sales made to commercial and industrial users such as hotels, industrial plants, office buildings, large department stores, institutional users such as hospitals, public institutions, and public buildings.

(2) "Delivered" or "delivery" means dumping or chuting of fuel from the seller's vehicle directly into the buyer's bin or storage space; but if this is physically impossible, the terms refer to the discharge of the fuel directly from the seller's vehicle at a point where this can be done and which is nearest and most accessible to the buyer's bin or storage space.

(3) Except as otherwise provided herein or as the context may otherwise require, all terms used in this Appendix shall bear the meaning given them in Revised Maximum Price Regulations No. 122 or the Emergency Price Control Act of 1942; if not therein defined, they shall be given their customary trade meaning.

This order may be amended, modified or revoked at any time.

This Appendix No. 37 to Order No. G–16 shall become effective May 1, 1946.

Issued this 30th day of April 1946.

R. E. WALTERS,
Regional Administrator.

[F. R. Doc. 46–8542; Filed, May 21, 1946; 1:13 p. m.]

[Region III Order G–18 Under Rev. SO 119, Amdt. 1]

U. S. MACHINE CORP.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to section 15 of Revised Supplementary Order No. 119, *It is hereby ordered:*

Order No. G–18 under Revised Supplementary Order No. 119 is hereby amended in the following respects:

1. Paragraph (a) is hereby amended to read as follows:

(a) *What this order does.* This order provides an adjustment of the maximum prices for the stokers described in paragraph (b) hereof manufactured by U. S. Machine Corporation of Lebanon, Indiana (hereinafter referred to as the manufacturer). This order also provides an adjustment for resellers of such commodities.

2. Paragraph (b) is hereby amended to read as follows:

(b) *Adjusted maximum prices.* The manufacturer is hereby authorized to increase its maximum prices to all classes of purchasers, established under Maximum Price Regulation No. 188 or Maximum Price Regulation No. 591, as the case may be, excluding any prior adjustments which may have been granted under either of said Maximum Price Regulations, for stokers under 1200 lbs. per hour capacity manufactured by it, by not more than 16.73%.

3. Appendix A is hereby revoked and deleted from said order.

This amendment shall become effective April 18, 1946.

Issued April 18, 1946.

A. D. RUEGSEGGER,
Acting Regional Administrator.

[F. R. Doc. 46–8364; Filed, May 17, 1946; 4:49 p. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File Nos. 7–910 to 7–918]

AMERICAN AIRLINES, INC., ET AL.

ORDER SETTING HEARING ON APPLICATIONS TO EXTEND UNLISTED TRADING PRIVILEGES

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 21st day of May, A. D. 1946.

In the matter of applications by the San Francisco Stock Exchange to extend unlisted trading privileges to American Airlines, Inc., Common Stock, $1 Par Value, File No. 7–910; Columbia Gas & Electric Corporation, Common Stock, No Par Value, File No. 7–911; Commonwealth & Southern Corporation, Common Stock, No Par Value, File No. 7–912; Curtis Publishing Company, Common Stock, No Par Value, File No. 7–913; Hupp Motor Car Corporation, Common Stock, $1 Par Value, File No. 7–914; Pan American Airways Corporation, Capital Stock, $2.50 Par Value, File No. 7–915; Pepsi Cola Company, Common Stock, $0.33⅓ Par Value, File No. 7–916; Radio Keith Orpheum Corporation, Common Stock, $1 Par Value, File No. 7–917; F. W. Woolworth Company, Capital Stock, $10 Par Value, File No. 7–918.

The San Francisco Stock Exchange, pursuant to section 12 (f) (2) of the Securities Exchange Act of 1934, and Rule X–12F–1 promulgated thereunder, having made application to the Commission to extend unlisted trading privileges to the above-mentioned securities;

The Commission deeming it necessary for the protection of investors that a hearing be held in this matter at which all interested persons be given an opportunity to be heard;

It is ordered, That the matter be set down for hearing at 10:00 a. m. on Monday, June 17, 1946, at the office of the Securities and Exchange Commission, 625 Market Street, San Francisco, California, and continue thereafter at such times and places as the Commission or its officer herein designated shall determine, and that general notice thereof be given; and

It is further ordered, That John G. Clarkson, or any other officer or officers of the Commission named by it for that purpose, shall preside at the hearing on such matter. The officer so designated to preside at such hearing is hereby empowered to administer oaths and affirmations, subpoena witnesses, compel their attendance, take evidence, require the production of any books, papers, correspondence, memoranda, or other records deemed relevant or material to the inquiry, and to perform all other duties in connection therewith authorized by law.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46–8563; Filed, May 22, 1946; 10:56 a. m.]

[File No. 54–130]

INTERSTATE POWER CO.

NOTICE OF FILING AND NOTICE OF AND ORDER RECONVENING HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 20th day of May, A. D. 1946.

I. Notice is hereby given that Interstate Power Company ("Interstate"), a registered holding company and a subsidiary of Ogden Corporation ("Ogden"), also a registered holding company, has filed, pursuant to section 11 (e) of the Public Utility Holding Company Act of 1935, an Amended Plan for the reorganization of Interstate. The Amended Plan provides, among other things, in addition to the transactions proposed in the plan heretofore filed, for the reorganization of Interstate prior to determination of the validity and rank of Ogden's holdings in Interstate and, pending such determination, for the deposit pursuant to a proposed escrow agreement of funds representing Ogden's claims in respect of such holdings.

All interested persons are referred to said Amended Plan, which is on file in the office of the Commission, for a full statement of the transactions therein proposed, which may be summarized as follows:

Interstate is an electric and gas utility company, operating in Iowa, Minnesota and South Dakota. It is also a holding company owning all of the outstanding securities of Interstate Power Company of Wisconsin, an electric utility company operating in Wisconsin, and East Dubuque Electric Company, an electric utility company operating in Illinois.

The following tabulation shows the presently outstanding securities of Interstate and their ownership by Ogden and by others:

	Principal amount or shares outstanding	Owned by Ogden	Owned by others
1st mortgage 5% bonds, due 1957	$26,035,000		$26,035,000
6% debentures	7,500,000	$100	[1] 7,499,900
6% demand note	2,475,000	2,475,000	
$7 cum. pfd. stk., no par value	*Shares* 72,500	*Shares* 3,108	*Shares* [2] 63,392
$6 cum. pfd. stk., no par value	47,500	9,461	[2] 38,039
Common stock, no par value	175,000	175,000	

[1] Includes $272,000 principal amount owned by Atlas Corp., the owner of approximately 76% of Ogden's outstanding common stock.
[2] Includes 2,340 shares owned by Atlas Corp.
[3] Includes 250 shares owned by Utilities Elkhorn Coal Co., a subsidiary of Ogden, and 156 shares owned by Atlas Corp.

The first mortgage bonds and debentures are currently redeemable at 102. All interest on the first mortgage bonds, debentures and demand note of Interstate has been paid regularly. Pursuant to an agreement dated June 20, 1941, all interest received by Ogden since that date on the demand note has been deposited by Ogden in escrow with Manufacturers Trust Company. The agreement provides that such funds shall be held intact until all questions of validity and rank of the demand notes shall have been passed upon by this Commission and any court having jurisdiction. As at March 31, 1946, such escrowed funds (part of which are invested in U. S. Government securities), aggregated $734,593. Prior to June 20, 1941, Ogden received payments of interest on the demand note aggregating $222,750.

The preferred stocks are entitled to $100 per share and accrued dividends in involuntary liquidation, and rank on a parity with each other. No dividends have been paid on the preferred stocks since December 20, 1933. Dividend arrears, at March 31, 1946, amounted to $6,810,650, or $93.94 per share, on the $7 preferred stock, and $3,824,700, or $80.52 per share, on the $6 preferred stock.

The plan provides for the following:

(1) Interstate will have a capitalization consisting of $20,000,000 principal amount of new first mortgage bonds and 3,000,000 shares of new common stock of the par value of $3.50 per share.

(2) The new first mortgage bonds will be sold pursuant to competitive bidding.

(3) (a) Such number of the 3,000,000 shares of new common stock will be sold pursuant to competitive bidding as may be necessary to raise funds sufficient, when added to the principal amount of the new bonds, for the following purposes:

(i) Reimbursement of the treasury or discharge of obligations of the company in the amount of $1,500,000 for new construction completed or in progress prior to the effective date of the Amended Plan.

(ii) Payment and discharge at the principal amount thereof (without premium) of the $26,035,500 principal amount of presently outstanding first mortgage bonds.

(iii) Payment and discharge at the principal amount thereof (without premium) of the $7,500,000 principal amount of presently outstanding 6% debentures, including the $100 debenture held by Ogden.

(iv) Payment and discharge at the principal amount thereof of the $2,475,000 6% Demand Note owned by Ogden.

(b) There shall also be sold to the successful bidder or bidders for the shares sold as above provided, at the same price per share net to Interstate, such number of shares of the 3,000,000 shares of new common stock which remain after satisfying the requirements of subsection (a) above as would be allocable to Ogden for its holdings of 12,569 shares of Interstate's preferred stocks, if such shares were compensated on a parity with the preferred shares held by others than Ogden.

(4) The entire balance of the 3,000,000 shares of new common stock remaining unsold after satisfying the requirements of section (3) above shall be distributed pro rata to the holders of Interstate's preferred stocks other than Ogden. Such distribution shall be made on a basis whereby there shall be distributed in exchange for each share of $6 Preferred Stock 90% of the number of new common shares distributed in exchange for each share of $7 Preferred Stock.

(5) The present common stock of Interstate will be surrendered for cancellation upon the effective date of the Amended Plan.

(6) (a) Immediately following the sale of the shares of new common stock pursuant to section (3) above, there shall be deposited in an escrow account cash equal to the aggregate of the following:

(i) the principal amount of the $100 Debenture owned by Ogden;

(ii) the principal amount of the $2,475,000 6% Demand Note owned by Ogden;

(iii) the proceeds of sale of the shares of new common stock referred to in (3) (b) above; and

(iv) the cash proceeds of the fund escrowed with respect to interest received by Ogden on the 6% Demand Note since June 20, 1941, hereinabove referred to.

(b) There shall be issued to holders of preferred stock who qualify to receive common stock under the Amended Plan pursuant to paragraph (4) above non-negotiable certificates evidencing their proportionate contingent interests in the funds to be deposited in the escrow account pursuant to subsection (a) of this paragraph (6).

(c) As soon as practicable after the Amended Plan becomes effective, the Commission shall continue or institute such proceedings as may be necessary for a final disposition of the issues raised concerning the rank and status of the $2,475,000 Demand Note and the $100 Debenture owned by Ogden and the relative rights of Ogden with reference to the 12,569 shares of Interstate's preferred stocks held by Ogden.

(d) In connection with the provisions of subsection (a) of this paragraph (6), an escrow agreement will be executed providing, among other things, that Ogden shall be entitled to direct and control the investment and reinvestment of all funds deposited in the escrow account, and that Ogden warrants and agrees that at the time of the determination of the questions referred to in subsection (c) above, the funds in such escrow account will be at least equal to the amount of cash originally deposited in such escrow account, plus a guaranteed return thereon specified in the escrow agreement, from the date of such deposit to the time of such final determination. The escrow agreement will further provide that any excess above the sum of the amount originally deposited plus the guaranteed return thereon shall be transferred to Ogden.

(e) The amount originally deposited in the escrow account plus the guaranteed rate of return thereof as described in subsection (d) above shall be distributed to Ogden and/or among the holders of the certificates described in subsection (b) above in accordance with the final determination of the questions referred to in subsection (c) above.

(f) Upon the deposit in the escrow account of all sums provided for in subsection (a) above, Interstate shall be released and discharged of all liability to Ogden and to the holders of the preferred stocks of Interstate, and thereafter Interstate shall have no responsibility with respect to the escrow account, or the funds deposited therein.

(7) The Board of Directors of Interstate shall be empowered to fix a record date of its stockholders for the purposes of distribution of the new common stock and for the termination of the right to effect transfers of the presently outstanding stock of Interstate. In lieu of fractional shares scrip certificates will be issued representing rights to such fractional shares (disregarding balances of less than 1/100 of a share) and exchangeable, when accompanied by other certificates in such amount as to represent in the aggregate one or more full shares of stock, for certificates for such full shares. The holders of outstanding preferred shares and of said scrip certificates will not be entitled to any rights as shareholders of the reorganized company until said preferred shares or scrip certificates are so exchanged. If not so exchanged, all unexchanged preferred shares and all scrip certificates outstanding will become void in five years from the effective date of the Amended Plan.

(8) As of the effective date of the Amended Plan, the excess of the cost to Interstate of utility plant over original cost thereof will be written off.

The filing further states that Interstate is advised that it is the position of Ogden that the demand note and debenture held by Ogden rank equally with all other debentures of Interstate, that said demand note and debenture are entitled to receive the same treatment as that accorded to the other debentures and that the shares of the preferred stocks of Interstate held by Ogden rank *pari passu* with all other shares of the preferred stocks of Interstate and are entitled to receive the same treatment as such other shares.

The Amended Plan provides that upon the entry by the Commission of an order or orders approving it, subject to a reserved right to withdraw the Amended Plan in the event of a substantial change in market conditions, the Board of Directors of Interstate will request the Commission pursuant to section 11 (e) of the Act to apply to a court of competent jurisdiction to enforce and carry out the terms of the Amended Plan.

II. On May 20, 1943, the Commission entered an order (1) directing, among other things, pursuant to section 11 (b) of the Act, that Interstate shall take such steps as may be necessary to recapitalize so as to distribute voting power fairly and equitably among its security holders, and (2) approving, pursuant to section 11 (e) of the act, a plan filed by Ogden and certain of its subsidiaries which provided, among other things, that Interstate would be recapitalized (Holding Company Act Release No. 4307).

III. Public hearings having been held with respect to Interstate's plan pursuant to this Commission's notice and order herein dated October 3, 1945, and having been continued subject to call; and

It appearing to the Commission that the hearing herein should be reconvened for the purpose of adducing further evidence and affording further opportunity to all interested persons to be heard;

It is ordered, That the hearing in this matter be reconvened on June 12, 1946, at 10:00 a. m., e. d. s. t., at the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. On that date, the hearing room clerk in Room 318 will advise as to the room in which the hearing will be held.

It is further ordered, That William W. Swift or any other officer or officers of the Commission designated by it for that purpose shall preside at the hearing. The officer so designated to preside at the hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of the act and to a trial examiner under the Commission's rules of practice.

It is further ordered, That without limiting the scope of the issues presented by the Amended Plan, particular attention will be directed at said hearing to the question, in addition to those specified in the Commission's notice and order herein dated October 3, 1945, whether the establishment of an escrow account, and the terms of the proposed escrow agreement relating thereto, as provided in the Amended Plan, adequately protect the interests of all persons affected thereby.

Notice is hereby given of said reconvened hearing to Interstate, to The Chase National Bank of the City of New York, Trustee of Interstate's First Mortgage 5% Bonds, to Chemical Bank & Trust Company of the City of New York, Trustee of Interstate's 6% Debentures, and to all interested persons, said notice to be given to Interstate, The Chase National Bank of the City of New York and Chemical Bank & Trust Company of the City of New York by registered mail, and to all other persons by a general release of this Commission which shall be distributed to the press and mailed to all persons on the mailing list for releases issued under the Act and by publication in the FEDERAL REGISTER.

It is further ordered, That Interstate shall give additional notice of said reconvened hearing to all record holders of shares of its preferred stocks as of a date not more than 30 days prior to the date of said hearing by mailing to each of said persons a copy of this notice and order at his last known address at least fifteen days prior to the date of said hearing.

Any person desiring to be heard or otherwise wishing to participate in the proceedings should file with the Secretary of the Commission on or before June 6, 1946, his application therefor, as provided by Rule XVII of the rules of practice of the Commission.

By the Commission.

NELLYE A. THORSEN,
Assistant to the Secretary.

[F. R. Doc. 46-8570; Filed, May 22, 1946; 10:57 a. m.]

[File No. 70-1217]

HOPE ENGINEERING CO. ET AL.

PREVIOUS ORDER

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 20th day of May, A. D. 1946.

In the matter of Hope Engineering Company, O. P. Wilson and Sumner Cottingham, voting trustees under "The Rio Grande Valley Gas Company common stock voting trust agreement of December 12, 1936", Rio Grande Valley Gas Company; File No. 70-1217.

The Commission having on February 28, 1946 issued its "Order Granting Application and Permitting Declaration to Become Effective" in the above entitled proceeding, published as Holding Company Act Release No. 6440, and it appearing necessary to make certain revisions and corrections in said order;

It is ordered, That said order dated February 28, 1946, be and it hereby is amended in the following respects:

(1) The second paragraph of said order is amended to read:

The applicants-declarants propose to organize a new corporation, Rio Grande Valley Gas Company ("Rio of Texas") in the State of Texas, the State in which Rio of Delaware conducts its business, with an authorized capital of $10,000 consisting of 10,000 shares of Common Stock, $1 par value. Rio of Delaware proposes to acquire said 10,000 shares for a cash consideration of $10,000. The authorized capital of Rio of Texas will then be increased to $2,080,376, consisting of Common Stock, $1 par value. Rio of Delaware proposes to sell to Rio of Texas all of its assets subject to all of its liabilities, and to acquire the additional 2,070,376 shares of the Common Stock of Rio of Texas, which will assume all the liabilities of Rio of Delaware including the $2,244,000 principal amount of First Mortgage Bonds, Series A, 4% due April 1, 1961, and $87,000 principal amount of First Mortgage Bonds, Series B, 4%, due October 1, 1961, which are presently outstanding in the hands of Northwestern Mutual Life Insurance Company.

(2) The words, "2,066,376 shares" appearing in the third paragraph of said order are amended to read "2,080,376 shares".

(3) The paragraph numbered "1." in said order, appearing at page 3 of said release, is amended to read:

The issuance by Rio of Texas of 10,000 shares of its Common Stock, $1 par value, and the sale thereof to, and the acquisition thereof by three individual subscribers for the account of Rio of Delaware for a cash consideration of $10,000.

(4) The paragraph numbered "2." in said order, appearing at page 3 of said release, is amended to read:

The transfer and conveyance by Rio of Delaware to Rio of Texas of all of the assets, including all of the real property, of Rio of Delaware (except the 10,000 shares of the Common Stock, $1 par value, of Rio of Texas referred to in the preceding paragraph); the acquisition thereof by Rio of Texas; the issuance by Rio of Texas in exchange therefor of 2,070,376 additional shares of the Common Stock, $1 par value of Rio of Texas, and the acquisition thereof by Rio of Delaware, and the assumption by Rio of Texas of liability upon $2,244,000 principal amount of First Mortgage Bonds, Series A, 4%, due April 1, 1961, and $87,000 principal amount of First Mortgage Bonds, Series B, 4%, due October 1, 1961, of Rio of Delaware.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant to the Secretary.

[F. R. Doc. 46-8569; Filed, May 22, 1946; 10:56 a. m.]

[File No. 70-1217]

HOPE ENGINEERING CO. ET AL.

FINDINGS AND ORDER GRANTING APPLICATION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 20th day of May A. D. 1946.

In the matter of Hope Engineering Company, O. P. Wilson and Sumner Cottingham, voting trustees under "The Rio Grande Valley Gas Company common stock voting trust agreement of December 12, 1936", Rio Grande Valley Gas Company; File No. 70-1217.

By order dated February 28, 1946 (Holding Company Act Release No. 6440), the Commission granted and permitted to become effective a joint application and declaration filed by Hope Engineering Company ("Hope"), a registered holding company and O. P. Wilson and Sumner Cottingham, Voting Trustees under "The Rio Grande Valley Gas Company Common Stock Trust Agreement of December 12, 1936" ("Trustees"), also a registered holding company and a subsidiary of Hope, and Rio Grande Valley Gas Company ("Rio of Delaware"), a public utility company and a subsidiary of Hope and Trustees, authorizing certain transactions as a result of which Hope and Trustees would cease to be holding companies and reserving jurisdiction with respect to the applications of Hope and Trustees declaring that they had ceased to be holding companies.

Hope, Trustees and Rio of Delaware have now filed a Certificate of Notification, pursuant to Rule U-24, from which it appears that the transactions so authorized have been consummated.

The Commission finding that Hope and Trustees do not directly or indirectly own, control or hold with power to vote, or otherwise, any of the outstanding voting securities of a public utility company or of a company which is a holding company within the meaning of the provisions of the act, and that Hope and Trustees have each ceased to be a holding company, and that their respective registrations as holding companies should cease to be in effect and that it is not necessary to impose any terms or conditions for the protection of investors in connection with the termination of such registration;

It is ordered and declared, That Hope and Trustees have each ceased to be a holding company, and that the registration of Hope Engineering Company, and of O. P. Wilson and Sumner Cottingham, Voting Trustees under "The Rio Grande Valley Gas Company Common Stock Voting Trust Agreement of December 12, 1936", as holding companies shall from the date of this order cease to be in effect.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant to the Secretary.

[F. R. Doc. 46-8571; Filed, May 22, 1946; 10:57 a. m.]

[File No. 70-1280]

NORTH AMERICAN CO.

ORDER PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 20th day of May 1946.

The North American Company, a registered holding company, has filed a declaration pursuant to the applicable provisions of the Public Utility Holding Company Act of 1935 and the general rules and regulations promulgated thereunder, regarding a proposal to pay on July 1, 1946, a dividend to its holders of

common stock of record on June 3, 1946, payable in the common stock of Pacific Gas and Electric Company, having a par value of $25 per share, owned by The North American Company, at the rate of one share of common stock of Pacific Gas and Electric Company on each 100 shares of the outstanding common stock of The North American Company. No certificates will be issued for fractions of shares of stock of Pacific Gas and Electric Company, but, in lieu thereof, cash will be paid at the rate of forty-five cents for each 1/100 of a share of stock of Pacific Gas and Electric Company, this rate being based on the approximate market price of $45 per share as of April 25, 1946, the date on which the proposed dividend was declared. The North American Company has requested that the order of the Commission permitting the declaration to become effective conform to the requirements of section 1808 (f) of the Internal Revenue Code, as amended.

The declaration having been filed on April 26, 1946, and notice of filing having been duly given in the manner and form prescribed by Rule U-23 under said act and the Commission not having received a request for hearing with respect to said declaration within the period specified in such notice, or otherwise, and not having ordered a hearing thereon; and

The North American Company having requested that the Commission issue its order on or before May 20, 1946; and

The Commission finding that the requirements of section 12 (d) of the act and Rules U-43 and U-44 thereunder are satisfied, that no adverse findings are necessary thereunder, and that action upon said declaration should be accelerated, and the Commission deeming it appropriate in the public interest and in the interest of investors to permit said declaration to become effective:

It is hereby ordered, Pursuant to said Rule U-23 and the applicable provisions of the act and subject to the terms and conditions prescribed in Rule U-24 that said declaration be and the same is hereby permitted to become effective forthwith.

It is further ordered, And the Commission finds, that the distribution and transfer by The North American Company on July 1, 1946, to its common stockholders of record on June 3, 1946, of shares of common stock of Pacific Gas and Electric Company having a par value of $25 per share, represented by Certificate No. NF–268359, in payment as a dividend to such stockholders, at the rate of one share of common stock of Pacific Gas and Electric Company on each one hundred shares of the outstanding common stock of The North American Company is necessary or appropriate to effectuate the provisions of section 11 (b) of the Public Utility Holding Company Act of 1935 and is a step in compliance with the order of this Commission dated April 14, 1942, with respect to The North American Company pursuant to section 11 (b) (1) of the act.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant to the Secretary.

[F. R. Doc. 46–8566; Filed, May 22, 1946; 10:56 a. m.]

[File No. 70–1288]

PENNSYLVANIA GAS & ELECTRIC CORP. ET AL.

NOTICE OF FILING AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 20th day of May A. D. 1946.

In the matter of Pennsylvania Gas & Electric Corporation the Petersburg & Hopewell Gas Company, Penn-Western Service Corporation; File No. 70–1288.

Notice is hereby given that Pennsylvania Gas & Electric Corporation ("Penn Corp"), a registered holding company, and The Petersburg & Hopewell Gas Company ("Petersburg") and Penn-Western Service Corporation ("Penn-Western"), subsidiaries of Penn Corp, have filed an application and declaration pursuant to the applicable provisions of the Public Utility Holding Company Act of 1935 and the general rules and regulations of this Commission thereunder.

All interested persons are referred to said document which is on file at the offices of this Commission for a statement of the transactions therein proposed which are summarized as follows:

1. Penn Corp proposes to sell to Scott, Horner & Mason, Incorporated of Lynchburg, Virginia, its investment in Petersburg consisting of 55,000 shares of common stock with a par value of $10 per share (all of the outstanding common stock of Petersburg) for a cash consideration of $600,000, subject to closing adjustments. The application and declaration states that Scott, Horner & Mason, Incorporated, a broker and dealer, intends to resell the common stock of Petersburg to be acquired only to residents of the State of Virginia.

2. Penn Corp proposes to use part of the proceeds from the foregoing transaction to redeem a portion ($345,000 principal amount) of Penn Corp's 6% Gold Debentures, Series A, due March 1, 1976, at the redemption price of 105% of the principal amount. The application and declaration states that Penn Corp may use $255,000 of the proceeds from the sale of the common stock of Petersburg for the purchase from York County Gas Company, a subsidiary of Penn Corp, of 3,000 shares of $7 Second Cumulative Preferred Stock of North Penn Gas Company, also a subsidiary of Penn Corp, at the price of $85 per share. (The use of the $255,000 by Penn Corp for such purpose is a portion of the subject matter of a separate application, File No. 70–1285, with respect to which hearings will be scheduled in the future. The Commission has neither approved nor disapproved the purchase by Penn Corp of such preferred stock from York County Gas Company.)

3. Petersburg proposes to donate to Penn-Western (an approved mutual service company) all of Petersburg's holdings of the capital stock of Penn-Western, consisting of 24 shares of such capital stock, originally received as a gift from Penn Corp, and Penn-Western proposes to acquire said capital stock and to pay to Penn Corp an amount equivalent to the consideration ($240) originally received by Penn-Western from Penn Corp for the issuance of said capital stock. The application and declaration states that Scott, Horner & Mason, Incorporated of Lynchburg, Virginia, its investment in Petersburg consisting of 55,000 shares of common stock with a par value of $10 per share (all of the outstanding common stock of Petersburg) for a cash consideration of $600,000, subject to closing adjustments. The application and declaration states that Scott, Horner & Mason, Incorporated, a broker and dealer, intends to resell the common stock of Petersburg to be acquired only to residents of the State of Virginia.

2. Penn Corp proposes to use part of the proceeds from the foregoing transaction to redeem a portion ($345,000 principal amount) of Penn Corp's 6% Gold Debentures, Series A, due March 1, 1976, at the redemption price of 105% of the principal amount. The application and declaration states that Penn Corp may use $255,000 of the proceeds from the sale of the common stock of Petersburg for the purchase from York County Gas Company, a subsidiary of Penn Corp, of 3,000 shares of $7 Second Cumulative Preferred Stock of North Penn Gas Company, also a subsidiary of Penn Corp, at the price of $85 per share. (The use of the $255,000 by Penn Corp for such purpose is a portion of the subject matter of a separate application, File No. 70–1285, with respect to which hearings will be scheduled in the future. The Commission has neither approved nor disapproved the purchase by Penn Corp of such preferred stock from York County Gas Company.)

3. Petersburg proposes to donate to Penn-Western (an approved mutual service company) all of Petersburg's holdings of the capital stock of Penn-Western, consisting of 24 shares of such capital stock, originally received as a gift from Penn Corp, and Penn-Western proposes to acquire said capital stock and to pay to Penn Corp an amount equivalent to the consideration ($240) originally received by Penn-Western from Penn Corp for the issuance of said capital stock. The application and declaration states that the contract for supervisory services between Petersburg and Penn-Western will be cancelled at the date of the closing of the sale of Penn Corp's investment in Petersburg.

The applicants and declarants state that the Virginia Corporation Commission may have jurisdiction over the transactions between Petersburg, Penn Corp and Penn-Western.

The applicants and declarants have designated section 12, Rule U-45 and U-50 (a) (4) as being applicable to the proposed transactions.

It appearing to the Commission that it is appropriate in the public interest and in the interest of investors and consumers that a hearing be held in respect of such matters; and that said declaration shall not be permitted to become effective and that said application shall not be granted except pursuant to further order of the Commission;

It is ordered, That a hearing on said application and declaration, under the applicable provisions of the act and the rules of the Commission promulgated thereunder, be held at 10:00 a. m., E. D. S. T., on the 29th day of May 1946, at the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. On such date the hearing room clerk in Room 318 will advise as to the room in which such hearing will be held. All persons desiring to be heard or otherwise wishing to participate in the proceedings should notify the Commission in the manner provided by Rule XVII of the rules of practice on or before May 27, 1946.

It is further ordered, That Robert P. Reeder, or any other officer or officers of the Commission designated by it for that purpose shall preside at such hearing. The officer so designated to preside at such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of said act and to a Trial Examiner under the Commission's rules of practice.

It is further ordered, That without limiting the scope of the issues involved in these proceedings, particular attention will be directed at the hearing to a consideration of the following matters and questions:

1. Whether competitive conditions have been maintained in the negotiation of the proposed sale of the common stock of Petersburg.

2. Whether the proposed donation by Petersburg to Penn-Western of 24 shares of capital stock of Penn-Western and the transactions incidental thereto comply with the applicable provisions of the act and the rules thereunder.

3. Whether the proposed use by Penn Corp of part of the proceeds from the sale of its investment in Petersburg to redeem a portion of Penn Corp's 6% Gold Debentures is appropriate and in conformity with the requirements of the act.

4. Whether the proposed accounting entries on the books of Penn Corp, Petersburg and Penn-Western are appropriate and in conformity with the requirements of the act.

5. Whether the fees, commissions or other remuneration to be paid in connection with the proposed sale are for necessary services and are reasonable in amount.

6. What terms or conditions, if any, with respect to the proposed transactions should be prescribed in the public interest or for the interest of investors or consumers.

7. Generally, whether in any respect, the proposed transactions are detrimental to the public interest or the interest of investors or consumers or will tend to contravene or circumvent any provisions of the act or the rules thereunder.

It is further ordered, That the Secretary of the Commission shall serve notice of said hearing by mailing a copy of this order by registered mail to Penn Corp, Petersburg, Penn-Western, Scott, Horner & Mason, Incorporated, the prospective buyer, to the Virginia Corporation Commission, to the City Manager of the City of Hopewell, Virginia, and to the Mayor of the City of Petersburg, Virginia; and that notice shall be given to all other persons by general release of this Commission which shall be distributed to the press and mailed to the mailing list for releases under the act; and that further notice be given to all persons by publication of this order in the FEDERAL REGISTER.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant to the Secretary.

[F. R. Doc. 46–8567; Filed, May 22, 1946; 10:56 a. m.]

[File No. 70–1295]

KEWANEE PUBLIC SERVICE CO. AND NORTH AMERICAN LIGHT & POWER CO.

NOTICE REGARDING FILING OF DECLARATION OR APPLICATION

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 21st day of May 1946.

Notice is hereby given that a declaration or application (or both) has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 (the "Act") by Kewanee Public Service Company ("Kewanee"), a subsidiary of North American Light & Power Company ("Light & Power"), a registered holding company, and by Light & Power.

Notice is further given that any interested person may not later than May 27, 1946, at 5:30 p. m., e. d. s. t., request the Commission in writing that a hearing be held on such matter stating the reasons for such request and the nature of his interest, or may request that he be notified if the Commission should order a hearing thereon. At any time thereafter said declaration or application as filed or as amended may be granted or permitted to become effective as provided in Rule U-23 of the rules and regulations promulgated pursuant to said act, or the Commission may exempt such transaction as provided in Rules U-20 (a) and U-100 thereof. Any such request should be addressed: Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania.

All interested persons are referred to said declaration or application which is on file in the office of the said Commission for a statement of the transactions therein proposed which are summarized below:

As a step contemplated by the plan under section 11 (e) of the act previously filed by Kewanee and Light & Power (File No. 54–141), Kewanee proposes to call for redemption and retirement, on July 1, 1946, its outstanding $716,100 principal amount of First Mortgage Bonds, 6% Series Due July 1, 1949. To provide funds for the foregoing, Kewanee proposes to use the proceeds of an issuance and sale of $600,000 principal amount of new bonds, and available cash to the extent necessary. Kewanee has made arrangements whereby The Equitable Life Assurance Society of the United States would purchase the entire issue of $600,000 of new bonds at 100% of face amount plus accrued interest. The new bonds would bear interest at the rate of 3¼% per year and be entitled First Mortgage Bonds, 3¼% Series A; the date of issue, May 1, 1946, and date of maturity, May 1, 1976. If necessary, Kewanee anticipates making bank or other loans to cover the redemption during the period between actual redemption of its outstanding bonds and issue of its new bonds.

Light & Power and Kewanee propose to enter an agreement whereby the $210,000 of notes of Kewanee held by Light & Power together with accrued interest thereon shall be subordinated to the lien of the trust indenture securing the new bonds. It is represented in substance that as part of the proposed transactions, dividends or other distributions (other than solely in stock of Kewanee) to stockholders of Kewanee will be restricted, so long as any of such bonds are outstanding, to net income (as defined in the indenture) earned after December 31, 1945, and that for purposes of this provision any payments (in cash or securities other than stock of Kewanee), on account of interest or principal on the said $210,000 of notes of Kewanee held by Light & Power, will be treated as payments of dividends.

Expenses to be incurred in connection with the foregoing transactions are estimated as follows:

Stock transfer taxes (bond issue tax)	$660
Legal fees	9,500
Miscellaneous expenses	1,750

It is represented that the proposed transactions are subject to the jurisdiction of the Illinois Commerce Commission, and will be approved by that Commission prior to consummation.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46–8572; Filed, May 22, 1946; 10:57 a. m.]

UNITED STATES COAST GUARD.

APPROVAL OF EQUIPMENT

By virtue of the authority vested in me by R.S. 4405, 4417a, 4426, 4481, 4488, and 4491, as amended, 49 Stat. 1544, 54 Stat. 163–167, sec. 5 (e), 55 Stat. 244 (46 U.S.C. 367, 375, 391a, 404, 474, 481, 489, 526–526t, 50 U.S.C. 1275), Executive Order No. 9083, dated February 28, 1942 (3 CFR, Cum. Supp.), as modified by Executive Order No. 9666, dated December 28, 1945 (11 F.R. 1), and Coast Guard General Order 1–46 of the Secretary of the Treasury, dated January 1, 1946 (11 F.R. 185), the following approval of equipment is prescribed, effective upon the date of publication in the FEDERAL REGISTER:

BUOYANT CUSHION FOR MOTORBOATS

Approval No. B–296, 15" x 15" x 2" fibrous glass buoyant cushion, filled with 40 ounces of fibrous glass in compliance with Navy Specification .3–G–7, dated 2 January 1946, Coast Guard Dwg. No. 160,005, Alt. O, dated 28 February 1946, manufactured by the Comfort Cushion Company, 5062–84 Loraine, Detroit 8, Michigan.

LIFEBOATS

36.5′ x 11.75′ x 5.25′ aluminum hand-propelled lifeboat, 135-person capacity, General Arrangement Dwg. No. 2894–A, dated 28 January 1946, submitted by the Welin Davit and Boat Division of the Robinson Foundation, Perth Amboy, New Jersey.

36.5′ x 11.75′ x 5.25′ aluminum motor lifeboat, 130-person capacity, General Arrangement Dwg. No. 2896–A, dated 19 April 1946, submitted by Welin Davit and Boat Division of the Robinson Foundation, Perth Amboy, New Jersey.

Dated: May 20, 1946.

J. F. FARLEY,
Admiral, U. S. Coast Guard,
Commandant.

[F. R. Doc. 46–8558; Filed, May 21, 1946; 4:10 p. m.]

UNITED STATES EMPLOYEES' COMPENSATION COMMISSION.

[Administrative order 8]

AUTHORIZATION TO FURNISH LOCAL PAYMENTS OF BENEFITS IN CASES OF CERTAIN EMPLOYEES EMPLOYED OUTSIDE CONTINENTAL UNITED STATES

By virtue of the authority vested in the United States Employees' Compensation Commission by the Employees' Compensation Act of September 7, 1916, as amended (sec. 42, 56 Stat. 725; 5 U.S.C. Sup. 793), Foreign Claims Commission No. 197 of the War Department is authorized to process claims, to make initial payments of compensation, and to furnish other benefits initially, as provided by such act of September 7, 1916, as amended, and pursuant to the regulations of the Commission promulgated thereunder (20 CFR, Chapt. 1, Subchapter A), and such supplementary instructions as may from time to time be issued

by the Commission, in cases of civilian employees of the United States who are injured, while in the performance of their duty for the United States, in the area which is served by the Foreign Claims Commission No. 197, having its headquarters at Cairo, Egypt.

As used herein, the phrase "to process claims" means (1) to receive, assemble, and file reports of injury, medical reports, reports of investigation, and other papers related to cases of injury; (2) to make investigations and to secure necessary supplementary information in connection with cases or claims; (3) to obtain medical examinations; (4) to arrange for medical, surgical, and hospital services and supplies in the treatment and care of employees in disability cases; (5) to examine and adjudicate claims for compensation in injury cases, including the making of findings of fact and awards; (6) to prepare vouchers for local disbursement of benefits and local payment of medical and other expenses; (7) to review cases for readjustment of compensation.

As used herein, the phrases "to make initial payments of compensation" and "to furnish other benefits initially" mean the payment of compensation in cases of injury, and the furnishing of any other benefits provided for by such Act, except compensation for death, for a period not to exceed 180 days.

The action of the said Foreign Claims Commission in any case, and the payments made under this authority, are subject to final review by the Commission, and to readjustment if found necessary.

Order approved by the Commission May 17, 1946.

WM. MCCAULEY,
Secretary.

[F. R. Doc. 46-8575; Filed, May 22, 1946; 10:58 a. m.]

Reference

MAY 29 '46

THE NATIONAL ARCHIVES
LITTERA SCRIPTA MANET
1934
OF THE UNITED STATES

FEDERAL REGISTER

VOLUME 11 NUMBER 102

Washington, Friday, May 24, 1946

The President

EXECUTIVE ORDER 9729

FURTHER DEFINING THE FUNCTIONS AND DUTIES OF THE OFFICE OF DEFENSE TRANSPORTATION

By virtue of the power and authority vested in me by the Constitution and laws of the United States, particularly by Title III of the Second War Powers Act, 1942, as amended, as President of the United States and Commander in Chief of the Army and Navy, it is hereby ordered as follows:

1. The Director of the Office of Defense Transportation is hereby authorized to perform the functions and exercise the power, authority and discretion conferred upon the President of United States by section 2 (a) of the Act of June 28, 1940 (54 Stat. 676) as amended by Title III of the Second War Powers Act, 1942, as amended (56 Stat. 177, 58 Stat. 827, 59 Stat. 658), for the purpose of allocating the use of transportation equipment and facilities by rail carriers, motor carriers, water carriers (except vessels under the jurisdiction of the Administrator of the War Shipping Administration), and air carriers, upon such conditions, and to such extent, as the said Director shall deem necessary or appropriate in the public interest and to promote the national defense. In order to perform such functions and exercise such power, authority and discretion, the Director is further authorized to exercise the authority conferred upon the President by said Second War Powers Act, 1942, as amended, to obtain information, require reports and the keeping of records, make inspection of books, records and other writings, premises or property of any person, make investigations, administer oaths and affirmations, and require the attendance and testimony of witnesses and the production of books, records or other documentary or physical evidence pursuant to said statute.

2. The allocation of vessels by the Administrator of the War Shipping Administration under Executive Order No. 9054 of February 7, 1942, as amended, shall be subject to and shall be determined and made by the Administrator according to such cargo requirements, and according to such priorities and policies with respect thereto, as may be established by the Director.

3. The Director of the Office of Defense Transportation may exercise the power, authority and discretion conferred upon him by this order through such persons and agencies, and in such manner, as he may determine.

4. Nothing in this order shall be construed as limiting the authority vested in the Administrator of the Civilian Production Administration pursuant to Executive Orders 9125 and 9638.

HARRY S. TRUMAN

THE WHITE HOUSE,
May 23, 1946.

[F. R. Doc. 46-8767; Filed, May 23, 1946; 4:22 p. m.]

Regulations

TITLE 7—AGRICULTURE

Chapter XI—Production and Marketing Administration (War Food Distribution Orders)

[WFO 139, Amdt. 2]

PART 1410—LIVESTOCK AND MEATS

CERTIFICATION UNDER PUBLIC LAW 108, 79TH CONGRESS

War Food Order No. 139, as amended (10 F. R. 9993), is hereby amended to read as follows:

§ 1410.28 *Certification under Public Law 108, 79th Congress, approved June 30, 1945*—(a) *Definitions.* (1) "Meat" means the carcasses of livestock, including beef, veal, lamb, mutton, or pork derived therefrom, and any processed or unprocessed edible part, cut, or trimming, regardless of how prepared or packaged; excluding, however, scrapple, souse and other similar products, offal, oils, rendering fats, raw leaf, casings, by-products not ordinarily used for human consumption, and skins of swine when prepared for use in leather, glue, or gelatin.

(2) "Certified slaughtering plant" means any establishment or facility for the slaughter of livestock which has been certified by the Secretary of Agriculture under the provisions of this order.

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FEDERAL REGISTER

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The regulatory material appearing herein is keyed to the Code of Federal Regulations, which is published, under 50 titles, pursuant to section 11 of the Federal Register Act, as amended June 19, 1937.

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NOW AVAILABLE

Code of Federal Regulations

1945 Supplement

Book 1: Titles 1 through 9, including, in Title 3, Presidential documents in full text with appropriate reference tables.

Book 2: Titles 10 through 14.

These books may be obtained from the Superintendent of Documents, Government Printing Office, at $3 each.

A limited sales stock of the 1944 Supplement (3 books) is still available at $3 a book.

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[1] E.O. 9729.

[2] Appears under Agriculture Department in Notices section.

sanitary conditions as herein defined and that the meat, meat products, and animal fats produced therein have been inspected and found to be clean, wholesome, and suitable for human consumption;

(ii) With respect to an owner of livestock, that such owner is entitled to have such livestock custom slaughtered in a designated certified slaughtering plant without charge against any quota or other slaughtering limitation, except as may be imposed as a condition of certification under this order.

(5) "Federal inspection" means inspection pursuant to the provisions of the act of March 4, 1907 (34 Stat. 1260), as amended, 21 U.S.C. 71, and as extended by Public Law 602, 77th Congress, approved June 10, 1942 (56 Stat. 351), and the rules and regulations promulgated thereunder.

(6) "Sanitary condition", with respect to the certification of a slaughtering plant, means that such plant:

(i) Has a well-constructed building in a good state of repair, with an adequate drainage system and a supply of clean hot and cold water sufficient to maintain the facilities, plant and products produced therein in a sanitary condition;

(ii) Has lighting and ventilation sufficient for all slaughtering and processing operations;

(iii) Is protected against flies and rodents and is located a reasonable distance from any stable, barnyard, hog lot, refuse heap, privy, or other source of fly breeding or contamination;

(iv) Has all necessary equipment and facilities, so arranged as to permit the handling of animals and carcasses in a clean and sanitary manner;

(v) Has adequate facilities, apart and separate from slaughtering and processing operations, for the segregation and disposal of condemned carcasses and for the handling and disposal of inedible by-product and offal;

(vi) Has adequate facilities for cooling, chilling, and holding carcasses and edible by-products until moved into distribution channels or adequate facilities for cooling, chilling, and holding are available in the immediate vicinity.

(7) "Governmental agency" means the Army, Navy, Marine Corps, or Coast Guard of the United States (excluding for the purposes of this order, United States Army post exchanges, United States Navy ships' service departments, United States Marine Corps post exchanges, and similar organizations), United States Department of Agriculture, (including any corporate agency thereof), the War Shipping Administration, and the Veterans' Administration.

(8) "Person" means any individual, partnership, association, business trust, corporation, or any organized group of persons whether incorporated or not.

(9) "Administrator" means the Administrator, Production and Marketing Administration, United States Department of Agriculture, or any employee of the United States Department of Agriculture to whom the Administrator has delegated, or may hereafter delegate, any or all of the authority vested in him by this order.

(b) *Exemptions from slaughtering quota restrictions.* Subject to the provisions of this order, no quota or other slaughtering limitation shall be imposed upon or shall be operative against any certified slaughterer or any certified slaughtering plant, to the extent that the slaughtering operations on behalf of such certified slaughterer or in such certified slaughtering plant are conducted in accordance with the requirements for certification herein contained.

(c) *Persons who may apply for certification.* Any owner or operator of a slaughtering plant, and any owner of livestock which is to be custom slaughtered may apply for certification, except the following:

(1) An owner or operator of a slaughtering plant which on the effective date of this amendment, is operating under Federal Inspection with respect to all of its slaughtering operations.

(2) An owner or operator of a slaughtering plant which was operating under Federal inspection prior to the effective date of this amendment and which, in the judgment of the Secretary of Agriculture, withdrew from such inspection for the purpose of applying for certification under this order.

(d) *Applications for certification.* Applications for certification may be filed with the Secretary of Agriculture. Application forms will be furnished upon request to the Livestock Branch, Production and Marketing Administration, United States Department of Agriculture, Washington 25, D. C. All applications shall be properly executed and shall contain all the information therein requested. If the applicant is an owner of livestock and does not own or operate a slaughtering plant, he should state upon the application whether or not arrangements have been made with the owner or operator of a slaughtering plant for the custom slaughter of such livestock in such plant, and if such arrangements have been made the name and address of the plant should be given. If the applicant is an owner or operator of a slaughtering plant or facility, an examination of such plant or facility will be made to determine whether the same is operated under sanitary conditions. An investigation of all facts disclosed in the application, including facts concerning compliance with Office of Price Administration regulations and War Food Orders, will be made to determine whether certification is justified. All applications shall contain a statement by the applicant that he agrees to comply with the provisions of this order and with any rules, regulations, or orders that may be issued thereunder. The applicant shall also agree that any certification issued to him shall be contingent upon compliance with such provisions.

(e) *Certification of owners of livestock.* Certification granted to owners of livestock who do not own or operate slaughtering plants shall specifically designate the slaughtering plant in which such livestock is to be custom slaughtered. Such certifications shall be valid only with respect to slaughtering operations performed for or on behalf of such owner in such designated plant.

(f) *Certification of designated parts of slaughtering plants.* Certification may be had with respect to a designated part only of any slaughtering plant. The provisions of this order shall apply only to meat, meat products, or animal fats produced in such designated part of such plant.

(g) *Examination of slaughtering plants and inspection of meat.* Certification with respect to any slaughtering plant shall be based upon an examination of such plant to determine whether the same is operated under sanitary conditions as defined herein, and an inspection of the meat, meat products, or animal fats produced therein to determine whether the same are clean, wholesome, and suitable for human consumption. Inspection of meat, meat products, and animal fats shall be made by inspectors under the supervision of veterinarians, both duly qualified under the laws of the State, city, or county in which the affected plant is located, or by inspectors approved by the Administrator. Inspection of the meat, meat products, or animal fats produced in any slaughtering plant shall include ante mortem inspection immediately prior to slaughter, and post mortem inspection immediately after slaughter and during the processing of the carcasses or meat.

(h) *Supervision of inspection.* All slaughtering operations and all inspections authorized hereunder shall be subject to approval by the Administrator and to supervision by authorized representatives of the Department of Agriculture, and shall be conducted in accordance with such instructions and requirements as the Administrator may prescribe.

(i) *Compliance with set aside requirements.* (1) Any certification granted pursuant to this order is expressly conditioned upon compliance, by the person concerned, with all applicable orders requiring the setting aside, reserving, holding, processing, and packaging of meat, meat products, and animal fats for procurement by the armed services of the United States or by other governmental agencies; and with any requirement of the Administrator, addressed to the owner or operator of the plant or to the owner of the livestock, with respect to the making available of meat, meat products, or animal fats to the armed services of the United States or to other governmental agencies. Any violation of such orders or requirements shall be cause for refusal to grant certification or for the termination or revocation of any certification theretofore granted.

(2) Procurement officers of the armed services of the United States or of other governmental agencies may require additional inspection of animals or of the carcasses, meat, meat products, or animal fats derived therefrom which are required to be set aside or made available for procurement by the armed services of the United States or other governmental agencies.

(j) *Markings required.* Each accessible wholesale cut of meat which has been inspected and passed pursuant to this order, whether in the entire carcass or detached therefrom, shall be stamped by the inspector with the legend "Certificate No.", followed by the certificate

(3) "Certified slaughterer" means any owner of livestock who has been certified by the Secretary of Agriculture under the provision of this order.

(4) "Certification" means certification by the Secretary of Agriculture pursuant to Section 3A of the Stabilization Act of 1942, as amended, as follows:

(i) With respect to a slaughtering plant, that such plant is operated under

number assigned to such plant by the Secretary of Agriculture. Such legend shall be contained in a rectangular design. Such marking shall be in addition to any mark or number assigned by the State, city, or local authorities and commonly used by such plant.

(k) *Movement in interstate or foreign commerce.* Meat produced in accordance with the requirements for certification as specified in this order, including any rules, regulations, or orders issued pursuant thereto, and which is properly marked as required in paragraph (j) hereof shall have the same status for purposes of transportation in interstate or foreign commerce as meat produced in plants operated under Federal inspection.

(l) *Refusal, suspension, termination, and revocation of certifications.* The Administrator may refuse to grant certification or may suspend, terminate, or revoke any certification theretofore granted if he determines that:

(1) The slaughtering plant concerned does not have or has failed to maintain sanitary conditions as herein defined.

(2) The meat, meat products, or animal fats produced in such slaughtering plant will not be or are not being disposed of in legitimate trade channels in accordance with law.

(3) The owner or operator of such slaughtering plant or the owner of the livestock has failed to comply in full with orders requiring the setting aside, reserving, holding, processing, and packaging of meat, meat products, and animal fats for procurement by the armed services of the United States or other governmental agencies, or with requirements of the Administrator with respect to the making available of meat, meat products, or animal fats for the armed services of the United States or other governmental agencies.

(4) The owner or operator of such slaughtering plant or the owner of the livestock has failed to comply with any other provision of this order or with the requirements of any other War Food Order with respect to meat.

(5) Certification has been erroneously granted or is based upon false or erroneous information.

(m) *Records and reports.* (1) Every owner or operator of a slaughtering plant and every owner of livestock to whom certification is granted under this order shall keep accurate records showing the number of all animals purchased, slaughtered, and condemned, together with the reason for condemnation in each case, the quantity of meat, meat products, or animal fats sold in interstate commerce and the quantity of such products sold in intrastate commerce. Such records shall be kept separate for each species of livestock slaughtered.

(2) The Administrator shall be entitled to obtain such information from and require such reports and the keeping of such records by, any person, as may be necessary or appropriate, in his discretion, to the enforcement or administration of the provisions of this order, subject to the approval of the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(n) *Audits and inspections.* The Administrator shall be entitled to make such audits or inspections of the books, records, and other writings, premises, livestock, meat, meat products, or animal fats of any person, and to make such investigations as may be necessary or appropriate, in his discretion, to the enforcement or administration of the provisions of this order.

(o) *Petition for relief from hardship.* Any person affected by this order who considers that compliance herewith would work an exceptional or unreasonable hardship on him may file a petition for relief with the Order Administrator. Petitions shall be in writing and shall set forth all pertinent facts and the nature of the relief sought. The Order Administrator may take any action with reference to such petition which is consistent with the authority delegated to him by the Administrator. If the petitioner is dissatisfied with the action taken by the Order Administrator, he may, by a request addressed to the Order Administrator, obtain a review of such action by the Administrator. After said review, the Administrator may take such action as he deems appropriate, which action shall be final.

(p) *Violations.* (1) If the Administrator has reason to believe that any owner or operator of a slaughtering plant is violating any provision of this order which deals with sanitary or inspection requirements, and the Administrator is accordingly unable to certify that the meat, meat products, or animal fats produced in such plant are clean, wholesome, and suitable for human consumption, he may, without prior notice or hearing, suspend the certification theretofore granted to the owner or operator of such plant: *Provided, however,* That such owner or operator shall, within 10 days, be given an opportunity to appear and be heard on the question of whether such suspension shall be vacated or shall be made permanent by way of termination or revocation of the certification. Such appearance and hearing shall be before an authorized representative of the Department of Agriculture and in accordance with the procedure established by the Administrator. Any certified slaughterer and any owner or operator of a certified slaughtering plant who violates any other provision of this order shall likewise be liable to suspension, termination, or revocation of any certification theretofore granted: *Provided, however,* That suspension, termination, or revocation of any certification for the violation of any provision of this order other than sanitary or inspection requirements shall be subject to the procedural regulations set forth in War Food Order No. 78–1, as now in effect or as it may be hereafter amended.

(2) Any person who willfully violates any provision of this order is guilty of a crime and may be prosecuted under any and all applicable laws. Civil action may also be instituted to enforce any liability or duty created by, or to enjoin any violation of, any provision of this order.

(q) *Delegation of authority.* (1) The administration of this order and the powers vested in the Secretary of Agriculture, insofar as such powers relate to the administration of this order, are hereby delegated to the Administrator. The Administrator is authorized to redelegate to any employee of the United States Department of Agriculture any or all of the authority vested in him by this order.

(2) The Administrator is authorized to establish such rules and regulations as he may deem necessary or appropriate in order to provide for the inspection of slaughtering plants seeking certification hereunder, and of meat, meat products, or animal fats produced therein.

(r) *Communications.* All reports required to be filed hereunder, all applications for certification under this order, and all communications concerning this order shall, unless otherwise provided, be addressed to Order Administrator, War Food Order No. 139, Livestock Branch, Production and Marketing Administration, United States Department of Agriculture, Washington 25, D. C.

(s) *Territorial scope.* This order shall apply within the 48 States and the District of Columbia.

(t) *Effective date.* This amendment shall become effective at 12:01 a. m., e. s. t., May 24, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 139, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

NOTE: All record-keeping requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087, Pub. Law 108, 79th Cong.)

Issued this 23d day of May 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-8688; Filed, May 23, 1946; 11:06 a. m.]

[WFO 144, Amdt. 8]

PART 1468—GRAIN

WHEAT AND FLOUR

War Food Order No. 144 (11 F.R. 2501, 3243, 3392, 4289, 4323, 4445) is further amended as follows:

1. By deleting paragraph (g) and substituting in lieu thereof the following:

(g) *1946 crop wheat exemptions.* The provisions of this order with reference to supply certificates, preference orders, and inventory restrictions shall not apply to wheat of the 1946 crop.

2. By deleting paragraph (bb) and substituting in lieu thereof the following:

(bb) *Use of wheat by millers.* (1) Except for export purposes or for delivery to the Commodity Credit Corporation, no miller shall, during May 1946, process wheat into flour in excess of the quantity of wheat necessary to produce 75 percent of the quantity of flour distributed by such miller for domestic use or consumption during the month of May 1945.

(2) Except for export purposes or for delivery to Commodity Credit Corporation, no miller shall during the month of June 1946 process wheat into flour in excess of the quantity of wheat necessary to produce 75 percent of the monthly average quantity of flour distributed by such miller for domestic use or consumption during 1945.

(3) Except for export purposes or for delivery to Commodity Credit Corporation, no miller shall, during any calendar month beginning July 1946, process wheat into flour in excess of the quantity of wheat necessary to produce 85 percent of the monthly average quantity of flour distributed by such miller for domestic use or consumption during 1945.

3. By adding, immediately after paragraph (dd), the new paragraph:

(ee) *Set aside requirements.* (1) The requirements of this paragraph (ee) shall apply only to wheat grading No. 3 or better or grading No. 4 or No. 5 on test weight, produced in the following States: California, Colorado, Idaho, Illinois, Indiana, Iowa, Kansas, Maryland, Michigan, Minnesota, Missouri, Montana, Nebraska, Nevada, New Mexico, New York, North Dakota, Ohio, Oklahoma, Oregon, Pennsylvania, South Dakota, Texas, Utah, Washington, Wyoming. No producer shall deliver such wheat to a country elevator, or by truck, wagon, or water to a subterminal elevator, terminal elevator or mill elevator unless, within 15 days from the time of delivery, not less than one-half of all such wheat shall be sold to such country elevator, subterminal elevator, terminal elevator, mill elevator, or to a merchandiser, miller or other processor: *Provided, however,* That this provision shall not apply to wheat delivered for the account of the Commodity Credit Corporation.

(2) No merchandiser, miller or other processor, and no owner or operator of a country elevator, subterminal elevator, terminal elevator or mill elevator shall purchase or accept delivery of wheat unless he shall:

(i) Set aside, reserve and hold for delivery to the Commodity Credit Corporation not less than one-half of all wheat purchased by him from producers.

(ii) Deliver to Commodity Credit Corporation, in the form of either wheat or flour, all wheat set aside, reserved and held under paragraph (ee) (2) (i) hereof. Such delivery shall be made as directed by Commodity Credit Corporation.

This amendment shall become effective at 12:01 a. m., e. s. t., May 24, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 144, as amended, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action or other proceeding with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087)

Issued this 22d day of May 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-8684; Filed, May 23, 1946; 11:06 a. m.]

Chapter IV—Production and Marketing Administration (Crop Insurance)

PART 418—WHEAT CROP INSURANCE

SUBPART — REGULATIONS FOR INSURANCE CONTRACTS COVERING THE 1947, 1948 AND 1949 CROP YEARS

Correction

In Federal Register document 46–8509, appearing at page 5531 of the issue for Wednesday, May 22, 1946, the following changes should be made:

1. In § 418.54 "contracts" in the third line should read "contract".

2. In the next to the last line of § 418.57 "average" should read "acreage".

3. In the third line of § 418.65 "loan" should read "loss".

4. In the twenty-third line of § 418.69 (b) "non-insurance" should read "non-insurable".

5. The fourth line of § 418.71 (b) should read as follows: "number of bushels of wheat specified in the".

6. In the seventeenth line of § 418.78 "lieu" should read "lien".

7. The last word in the first sentence of § 418.82 should read "premiums".

8. In the second line of § 418.87 (r) "PWA" should read "PMA".

TITLE 14—CIVIL AVIATION

Chapter I—Civil Aeronautics Board

[Reg., Amdt. 40–3]

PART 40—AIR CARRIER OPERATING CERTIFICATION

ROUTE AND DEFINITION OF ROUTE

At a session of the Civil Aeronautics Board held at its office in Washington, D. C., on the 17th day of May 1946.

Effective May 17, 1946, Part 40 of the Civil Air Regulations is amended as follows:

1. By amending § 40.11 to read as follows:

§ 40.11 *Route.* Applicant shall show that the route over which it proposes to operate is, or prior to operation will be, equipped with such navigational facilities (including terrain and intermediate airports, emergency landing fields, and ground aids to air navigation) as are determined by the Administrator to be necessary for safe operation as related to the service offered.

2. By adding a new section to read as follows:

§ 40.110 *Definition of route.* A route is that portion of the navigable airspace designated by the Administrator which is to be used by the air carrier in scheduled air transportation.

(52 Stat. 984, 1607; 49 U.S.C. 425, 551)

By the Civil Aeronautics Board.

FRED A. TOOMBS,
Secretary.

[F. R. Doc. 46-8701; Filed, May 23, 1946; 11:09 a. m.]

[Regs., Amdt. 40–4]

PART 40—AIR CARRIER OPERATION CERTIFICATION

PILOT ROUTE QUALIFICATION

At a session of the Civil Aeronautics Board held at its office in Washington, D. C., on the 17th day of May 1946.

Effective May 17, 1946, Part 40 of the Civil Air Regulations is amended as follows:

1. By amending § 40.2611 (b) to read as follows:

§ 40.2611 (b) *Requirements for pilot route qualifications.* The air carrier shall be responsible for qualifying each first pilot for the route over which he is to fly aircraft in scheduled air transportation as first pilot. Such qualification shall include a thorough knowledge of all of the instrument approach procedures, the terrain, any obstructions or congested areas, and the physical layout of the airport and approaches at each regular, provisional, refueling and alternate airport approved for the route. It shall also include the navigational facilities, communications procedures, minimum safe flight levels, position reporting points, holding procedures, and all other traffic control procedures for the route. In complying with the foregoing requirements the air carrier shall establish a detailed qualifying procedure, including flight over the route, which shall be performed by the pilot qualifying for the route. Such procedure shall be submitted for the approval of the Administrator and when approved by him shall be made a part of the air carrier operating certificate. A pilot may be listed in the air carrier operating certificate as first pilot for the route when the air carrier has certified to the Administrator that the pilot has performed the qualifying procedures and is qualified for the route, and this certification is endorsed by the pilot.

2. By repealing § 40.2614 (e).

(52 Stat. 984, 1007; 49 U.S.C. 425, 551)

By the Civil Aeronautics Board.

FRED A. TOOMBS,
Secretary.

[F. R. Doc. 46-8702; Filed, May 23, 1946; 11:09 a. m.]

[Regs., Amdt. 40–5]

PART 40—AIR CARRIER OPERATING CERTIFICATION

RADIO FACILITIES AND EQUIPMENT

At a session of the Civil Aeronautics Board held at its office in Washington, D. C., on the 17th day of May 1946.

Effective May 17, 1946, Part 40 of the Civil Air Regulations is amended as follows:

1. In § 40.305 strike the words "regular or alternate."
2. In § 40.335 strike the words "regular or alternate."

(52 Stat. 984, 1007; 49 U.S.C. 425, 551)

By the Civil Aeronautics Board.

FRED A. TOOMBS,
Secretary.

[F. R. Doc. 46-8703; Filed, May 23, 1946; 11:09 a. m.]

[Regs., Amdt. 40-6]

PART 40—AIR CARRIER OPERATING CERTIFICATION

PILOT ROUTE QUALIFICATION

At a session of the Civil Aeronautics Board held at its office in Washington, D. C., on the 17th day of May 1946.

Effective May 17, 1946, Part 40 of the Civil Air Regulations is amended as follows:

1. By repealing §§ 40.3612 (c) and 40.3613 (d).

(52 Stat. 984, 1007; 49 U.S.C. 425, 551)

By the Civil Aeronautics Board.

FRED A. TOOMBS,
Secretary.

[F. R. Doc. 46-8704; Filed, May 23, 1946; 11:10 a. m.]

[Regs., Amdt. 60-2]

PART 60—AIR TRAFFIC RULES

OPERATION ON AND IN VICINITY OF AIRPORTS

Adopted by the Civil Aeronautics Board at its office in Washington, D. C., on the 21st day of May 1946.

Effective May 21, 1946, Part 60 of the Civil Air Regulations is amended by adding a new paragraph (d) to § 60.106 to read as follows:

§ 60.106 *Operation on and in the vicinity of airports.* * * *

(d) The Administrator shall coordinate the flight activities of any airport with the flight activities of any other airport located within 5 miles in order to avoid conflict in air traffic resulting from the proximity of such airports.

(52 Stat. 984, 1007; 49 U. S. C. 425, 551)

By the Civil Aeronautics Board.

FRED A. TOOMBS,
Secretary.

[F. R. Doc. 46-8705; Filed, May 23, 1946; 11:10 a. m.]

[Reg., Amdt. 61-3]

PART 61—SCHEDULED AIR CARRIER RULES

MISCELLANEOUS AMENDMENTS

At a session of the Civil Aeronautics Board held at its office in Washington, D. C., on the 17th day of May 1946.

Effective May 17, 1946, Part 61 of the Civil Air Regulations is amended as follows:

1. By repealing § 61.24 (Alternate route).
2. By amending § 61.513 to read as follows:

§ 61.513 *Route competency.* No first pilot shall be deemed competent over any route or part thereof unless he has met the appropriate requirements specified in § 40.2611 (b) of this chapter and is listed in the air carrier operating certificate.

3. By repealing § 61.5130 (Adjacent routes).
4. By amending § 61.514 to read as follows:

§ 61.514 *Maintenance of pilot route qualification.* After 12 consecutive months' absence from flight duty over a route or part thereof a first pilot will no longer be deemed competent for the carriage of persons in air transportation service over such routes or part thereof unless he has requalified in accordance with the provisions of § 40.2611 (b) of this chapter.

(52 Stat. 934, 1007; 49 U.S.C. 425, 551)

By the Civil Aeronautics Board.

FRED A. TOOMBS,
Secretary.

[F. R. Doc. 46-8706; Filed, May 23, 1946; 11:10 a. m.]

[Regs., Amdt. 61-9]

PART 61—SCHEDULED AIR CARRIER RULES

MISCELLANEOUS AMENDMENTS

At a session of the Civil Aeronautics Board held at its office in Washington, D. C., on the 17th day of May 1946.

Effective May 17, 1946, Part 61 of the Civil Air Regulations is amended as follows:

1. By repealing §§ 61.5140 (a), 61.5141 (b), 61.515, 61.5150 (a), and 61.5151 (b).

(52 Stat. 984, 1007; 49 U.S.C. 425, 551)

By the Civil Aeronautics Board.

FRED A. TOOMBS,
Secretary.

[F. R. Doc. 46-8707; Filed, May 23, 1946; 11:10 a. m.]

[Regs., Amdt. 61-10]

PART 61—SCHEDULED AIR CARRIER RULES

CLEARANCE OF FLIGHTS

At a session of the Civil Aeronautics Board held at its office in Washington, D. C., on the 17th day of May 1946.

Effective May 17, 1946, § 61.7110 of the Civil Air Regulations is amended to read as follows:

§ 61.7110 *Clearance of flights from alternate airports.* Clearance of flights from an alternate airport over an unauthorized route to an airport on an authorized route shall not be permitted unless the flights can be made in accordance with the provisions of § 61.200.

(52 Stat. 984, 1007; 49 U.S.C. 425, 551)

By the Civil Aeronautics Board.

FRED A. TOOMBS,
Secretary.

[F. R. Doc. 46-8708; Filed, May 23, 1946; 11:10 a. m.]

[Regs., Amdt. 61-11]

PART 61—SCHEDULED AIR CARRIER RULES

DEVIATION FROM ROUTE

At a session of the Civil Aeronautics Board held at its office in Washington, D. C., on the 17th day of May 1946.

Effective May 17, 1946, § 61.731 of the Civil Air Regulations is amended to read as follows:

§ 61.731 *Deviation from route.* No scheduled air carrier aircraft shall deviate from its authorized route, except when operating in accordance with traffic control instructions issued by a control tower or control center or when circumstances render such deviation necessary as a safety measure. In the latter case any deviation of more than 25 miles from the authorized route shall be explained by the pilot in a written report to the Administrator of Civil Aeronautics. Such report shall be made within 7 days after the completion of the flight.

(52 Stat. 984, 1007; 49 U.S.C. 425, 551)

By the Civil Aeronautics Board.

FRED A. TOOMBS,
Secretary.

[F. R. Doc. 46-8709; Filed, May 23, 1946; 11:10 a. m.]

Chapter II—Administrator of Civil Aeronautics

[Amdt. 91]

PART 600—DESIGNATION OF CIVIL AIRWAYS

REDESIGNATION OF WIDTH OF CIVIL AIRWAYS

MAY 15, 1946.

Acting pursuant to the authority vested in me by section 302 of the Civil Aeronautics Act of 1938, as amended, I hereby amend Part 600 of the regulations of the Administrator of Civil Aeronautics as follows:

By amending § 600.10 (a) to read as follows:

§ 600.10 (a) *Scope.* Each civil airway, except as hereinafter provided, shall include the navigable air space of the United States above all that area on the surface of the earth lying within 5 miles of the center line prescribed for each such airway, but shall not include any of the air space of an air-space reservation as provided for in section 4 of the Air Commerce Act of 1926.

This amendment shall become effective 0001 e. w. t., June 1, 1946.

T. P. WRIGHT,
Administrator of Civil Aeronautics.

[F. R. Doc. 46-8681; Filed, May 23, 1946; 9:40 a. m.]

[Amdt. 140]

PART 601—DESIGNATION OF AIRWAY TRAFFIC CONTROL AREAS, AIRPORT ZONES, AIRPORT TRAFFIC ZONES AND RADIO FIXES

DESIGNATION OF AIRPORT APPROACH ZONES

MAY 9, 1946.

Acting pursuant to the authority vested in me by section 308 of the Civil Aeronautics Act of 1938, as amended, and Special Regulation No. 197 of the Civil Aeronautics Board, I hereby amend Part 601 of the regulations of the Administrator of Civil Aeronautics as follows:

1. By deleting from § 601.2000 the following:

Akron, Ohio	Akron Airport.
Alexandria, Minn	Alexandria Airport.
Bismarck, N. Dak	Bismarck Airport.
Bowling Green, Ky	Bowling Green Airport.
Detroit, Mich	Detroit City Airport.
Dickinson, N. Dak	Dickinson Airport.
Duluth, Minn	Williamson-Johnson Airport.
Effingham, Ill	C. A. A. Int. Field
Evansville, Ind	Evansville Airport (old).
Fargo, N. Dak	Fargo Airport (Hector Field).
Fort Wayne, Ind	Smith Field.
Goshen, Ind	C. A. A. Int. Field.
Grand Forks, N. Dak	Grand Forks Airport.
Grand Rapids, Mich	Kent County Airport.
Harvey, Ill	Rubinkam Airport.
Joliet, Ill	C. A. A. Int. Field.
La Crosse, Wis	C. A. A. Int. Field.
Lansing, Mich	Capital City Airport.
Lone Rock, Wis	C. A. A. Int. Field.
Madison, Wis	Truax Airport.
Milwaukee, Wis	General Mitchell Field.
Muskegon, Mich	Muskegon County Airport.
Pembina, N. Dak	C. A. A. Int. Field.
Peoria, Ill	Peoria Municipal Airport.
Rochester, Minn	Rochester Airport.
Rockford, Ill	Machesney Airport.
South Bend, Ind	Bendix Field.
Springfield, Ill	Springfield Airport.
Terre Haute, Ind	Paul Cox Airport.
Toledo, Ohio	Toledo Airport.
Youngstown, Ohio	Youngstown Airport.

2. By deleting § 601.200330 (*Romulus, Michigan, Airport Approach Zone*).

3. By inserting in § 601.2002 the following:

Akron, Ohio	Akron Airport.
Alexandria, Minn	Alexandria Airport.
Bismarck, N. Dak	Bismarck Airport.
Bowling Green, Ky	Bowling Green Airport.
Detroit, Mich	Detroit City Airport.
Dickinson, N. Dak	Dickinson Airport.
Duluth, Minn	Williamson-Johnson Airport.
Effingham, Ill	C. A. A. Int. Field.
Evansville, Ind	Evansville Airport (old).
Fargo, N. Dak	Fargo Airport (Hector Field).
Fort Wayne, Ind	Smith Airport.
Goshen, Ind	C. A. A. Int. Field.
Grand Forks, N. Dak	Grand Forks Airport.
Grand Rapids, Mich	Kent County Airport.
Harvey, Ill	Rubinkam Airport.
Joliet, Ill	C. A. A. Int. Field.
La Crosse, Wis	C. A. A. Int. Field.
Lansing, Mich	Capital City Airport.
Lone Rock, Wis	C. A. A. Int. Field.
Madison, Wis	Truax Airport.
Milwaukee, Wis	General Mitchell Field.
Muskegon, Mich	Muskegon County Airport.
Pembina, N. Dak	C. A. A. Int. Field.
Peoria, Ill	Peoria Municipal Airport.
Rochester, Minn	Rochester Airport.
Rockford, Ill	Machesney Airport.
Romulus, Mich	Romulus Airport.
South Bend, Ind	Bendix Field.
Springfield, Ill	Springfield Airport.
Terre Haute, Ind	Paul Cox Airport.
Toledo, Ohio	Toledo Airport.
Youngstown, Ohio	Youngstown Airport.

4. By inserting in § 601.200323 (*Chicago, Illinois, Airport Approach Zone*) after the words: "Chicago, Illinois, radio range" the following: "and excluding those portions of the zone lying outside of airway traffic control area."

5. By inserting in § 601.200324 (*Cleveland, Ohio, Airport Approach Zone*) after the words: "to the Elyria Fan Marker" the following: "and excluding those portions of the zone lying outside of airway traffic control area."

6. By inserting in § 601.200325 (*Columbus, Ohio, Airport Approach Zone*) after the words: "to the Hilliards Fan Marker" the following: "and excluding those portions of the zone lying outside of airway traffic control area."

7. By inserting in § 601.200327 (*Indianapolis, Indiana, Airport Approach Zone*) after the words: "to the Clayton Fan Marker" the following: "and excluding those portions of the zone lying outside of airway traffic control area."

8. By inserting in § 601.200328 (*Louisville, Kentucky, Airport Approach Zone*) after the words: "to the Eastwood Fan Marker" the following: "and excluding those portions of the zone lying outside of airway traffic control area."

9. By inserting in § 601.200329 (*Minneapolis, Minnesota, Airport Approach Zone*) after the words: "to the Hastings Fan Marker" the following: "and excluding those portions of the zone lying outside of airway traffic control area."

10. By inserting in § 601.2000 the following:

Cherry Point, North Carolina.
Cherry Point M. C. A. S.

This amendment shall become effective 00:01 e. s. t. June 1, 1946.

T. P. WRIGHT,
Administrator of Civil Aeronautics.

[F. R. Doc. 46-8682; Filed, May 23, 1946; 9:40 a. m.]

TITLE 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

[Docket No. 5191]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

LEWIS & CONGER, ET AL.

§ 3.6 (t) *Advertising falsely or misleadingly—Qualities or properties of product or service:* § 3.96 (a) *Using misleading name—Goods—Qualities or properties.* In connection with the offering for sale, sale, and distribution of pillows now designated as "Foxhole Pillows" or any other similar article of merchandise in commerce, (1) using the term "Foxhole" or any other term of similar import or meaning to designate or describe respondents' product or any similar article of merchandise which is not suitable for use by soldiers when engaged in active combat in foxholes; (2) representing, directly or by implication, that respondents' product now designated as a "Foxhole Pillow" or any similar article of merchandise can be satisfactorily carried in a military helmet when the result of such use is to raise the helmet from the head and fail to give protection to the neck of the wearer or cause the helmet to not give any of the protective functions for which it was designed; (3) representing, directly or by implication, that respondents' product now designated as a "Foxhole Pillow" or any similar article of merchandise is suitable for use as a headrest by soldiers when engaged in active combat in foxholes; or, (4) representing, directly or by implication that respondents' product or any similar article of merchandise can be used without preventing the circulation of air in a military helmet when such product fills the space in the crown of a military helmet and presses upon the head of the wearer; prohibited.

(Sec 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U.S.C., sec. 45b) [Cease and desist order, Lewis & Conger et al., Docket 5191, April 2, 1946]

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 2d day of April A. D. 1946.

In the Matter of Lewis & Conger, a Corporation, and Conrad W. Woehler, Trading as C. W. Products Company

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission, answer of the respondents, testimony and other evidence in support of the complaint and in opposition thereto taken before a trial examiner of the Commission theretofore duly designated by it, report of the trial examiner upon the evidence and exceptions filed thereto, and briefs filed in support of the complaint and in opposition thereto; and the Commission having made its findings as to the facts and its conclusion that the respondents have violated the provisions of the Federal Trade Commission Act:

It is ordered, That the respondent Lewis & Conger, a corporation, and its officers, and the respondent Conrad W. Woehler, an individual, doing business under the trade name of C. W. Products Company or doing business under any other name, and their respective representatives, agents, and employees, directly or through any corporate or other device in connection with the offering for sale, sale, and distribution of pillows now designated as "Foxhole Pillows" or any other similar article of merchandise in commerce as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from:

1. Using the term "Foxhole" or any other term of similar import or meaning to designate or describe respondents' product or any similar article of merchandise which is not suitable for use by soldiers when engaged in active combat in foxholes.

2. Representing, directly or by implication, that respondents' product now designated as "Foxhole Pillows" or any similar article of merchandise can be satisfactorily carried in a military helmet when the result of such use is to raise the helmet from the head and fail to give protection to the neck of the wearer or cause the helmet to not give any of the protective functions for which it was designed.

3. Representing, directly or by implication, that respondents' product now designated as a "Foxhole Pillow" or any similar article of merchandise is suitable for use as a headrest by soldiers when engaged in active combat in foxholes.

4. Representing, directly or by implication, that respondents' product or any similar article of merchandise can be used without preventing the circulation of air in a military helmet when such product fills the space in the crown of a military helmet and presses upon the head of the wearer.

It is further ordered, That the respondents shall, within sixty (60) days after service upon them of this order, file with the Commission a report in writing, setting forth in detail the manner and form in which they have complied with this order.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 46-8713; Filed, May 23, 1946; 11:32 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong.; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

PART 1010—SUSPENSION ORDERS

[Suspension Order S-940]

WILLIAM S. KNOBLOCK

William S. Knoblock of 3418 Avelon Boulevard, Los Angeles, California, is engaged in the manufacture of storage batteries. During the period from June 1, 1945 through January 31, 1946 while acting for Battery Manufacturing Associates, which he owned and controlled, William S. Knoblock used a considerable amount of lead in the manufacture of storage batteries although he had no quota to use such lead, in violation of Conservation Order M-38. William S. Knoblock was aware of the provisions of Order M-38 and his actions were so grossly negligent as to constitute wilful violations thereof. These violations have diverted critical materials to uses not authorized by the War Production Board and the Civilian Production Administration. In view of the foregoing, it is hereby ordered, that:

§ 1010.940 *Suspension Order No. S-940.* (a) For a period of one year from the effective date of this order, William S. Knoblock shall not use any lead in the manufacture of storage batteries nor shall any allocation or authorization to use lead for such purposes be granted to him during this period.

(b) Nothing contained in this order shall be deemed to relieve William S. Knoblock from any restriction, prohibition, or provision contained in any other order or regulation of the Civilian Production Administration, except insofar as the same may be inconsistent with the provisions hereof.

(c) The restrictions and prohibitions contained herein shall apply to William S. Knoblock or to any concern owned or controlled by him, his successors or assigns, or persons acting on his behalf. Prohibitions against the taking of any action include the taking indirectly as well as directly of any such action.

(d) This order shall take effect on the date of issuance.

Issued this 22d day of May 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-8679; Filed, May 22, 1946; 4:41 p. m.]

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 28, Schedule I, as Amended May 23, 1946]

CRITICAL PRODUCTS

(a) *Introduction.* The table in this Schedule lists certain of the critical products which the Civilian Production Administration has determined to be in such tight supply that they are serious threats to the national economy. (This Schedule supersedes former Directions 1 through 5 and 7 through 12 to PR-28 covering critical products.) When effective assistance of other kinds is not practicable, the CPA may assign CC preference ratings under paragraph (e) of Priorities Regulation 28 for material which is needed to sustain or increase the production of these products. In addition to the rules explained in paragraph (b) below, the general rules in paragraphs (c) and (d) of Priorities Regulation 28 governing the application for and assignment of CC ratings are also applicable. Especially important is paragraph (d) (1) of Priorities Regulation 28, requiring a determination that the use of substitute and less scarce materials is not practicable, that reasonable efforts have been made to get the required item without a rating, and that a rating is required to obtain the item by the latest date and in the minimum quantity practicable after taking into consideration material in inventory and available without a rating.

(b) *Explanation of table.*

Column I—Critical products. Column I lists the critical products for which CC ratings may be granted to sustain or increase production. When "specialized machinery" for another critical product is listed in Column I, it includes only machinery and equipment designed solely for the production of that critical product. It does not include general types of equipment suitable for other use even though a particular piece of equipment is designed and built expressly for a producer of the critical product.

Column II—Persons eligible. Column II states the persons who may apply for CC ratings. Where Column VI indicates that CC ratings may be assigned for construction, the builder or contractor may apply instead of the person listed.

Column III—Production materials. (1) If the word "yes" appears in Column III, the CPA may assign CC ratings to the person named in Column II to get production materials needed to make the item listed in Column I regardless of the applicant's minimum economic rate of operation. Where the applicant regularly sells materials as maintenance, repair or operating supplies for the item he makes, CC ratings may also be assigned to him for such supplies or for materials needed to make them. Applications for CC ratings for textile fabrics or yarns should be made under Priorities Regulation 28A, and CC ratings may be assigned under paragraph (d) of that Regulation in accordance with subpargaraph (d) (5) (i).

(2) If the word "no" appears in Column III, CC ratings will be assigned for production materials only as provided in Priorities Regulation 28. The same rule applies to any production materials expressly excluded from Column III.

Column IV—Capital equipment. (1) If the word "yes" appears in Column IV, the CPA may assign CC ratings to the person named in Column II to get capital equipment which either (i) will result in a substantial increase in production of the item listed in Column I, or (ii) is needed to replace present operating equipment which is in danger of imminent breakdown.

(2) Where the word "no" appears in Column IV, CC ratings will be assigned for capital equipment only as provided in Priorities Regulation 28. The same rule applies to any capital equipment expressly excluded from Column IV.

Column V—MRO. (1) If the word "yes" appears in Column V, the CPA may assign CC ratings to the person named in Column II to get maintenance, repair and operating supplies (MRO) which he needs to use in making the item listed in Column I.

(2) If the word "no" appears in Column V, CC ratings will be assigned for MRO only as provided in Priorities Regulation 28.

Column VI—Construction. (1) If the word "yes" appears in Column VI, the CPA may assign CC ratings to the person named in Column II, or to his builder, for material needed for incorporation in new plants or in expanded or modernized old ones where increased production of the item listed in Column I will result, or where the construction is necessary to prevent a loss of production.

(2) If the word "no" appears in Column VI, CC ratings will be assigned for construction materials only as provided in Priorities Regulation 28.

NOTE: Item "Plumbing fixtures . . ." added to table May 23, 1946.

I Critical products	II Person eligible	III Production materials	IV Capital equipment	V MRO	VI Construction
Asbestos-cement siding shingles and flat sheets (products made from asbestos fibres and cement).	Producer	No	Yes (except specialized machinery for asbestos-cement siding shingles and flat sheets).	Yes	Yes.
Asbestos-cement siding shingle and flat sheet specialized machinery.	do	Yes	Yes	Yes	No.
Asphalt and tarred roofing products (smooth surfaced roll roofing, mineral surfaced roll roofing, strip and individual asphalt shingles, mineral surfaced insulation board, laminated asphalt felt and mastic core type boards, saturated felts, dry roofing felts, and saturated or coated sheathing papers).	do	No	Yes (except specialized machinery for asphalt and tarred roofing products).	Yes	Yes.
Asphalt and tarred roofing products specialized machinery.	do	Yes	No	Yes	No.
Building board (board made from wood pulp, vegetable fibres, pressed paper stock, or multiple plies of fibred stock).	do	No	Yes (except specialized machinery for building board).	Yes	Yes.
Building board specialized machinery	do	Yes	No	Yes	No.
Castings, malleable iron and gray iron, including cast iron soil pipe, cast iron radiation and railroad car brake shoes (formerly covered by direction 4).	Producer (foundry)	Yes	Yes	Yes	Yes.
Clay building products (common and face brick, clay structural tile and clay sewer pipe) (formerly covered by direction 2).	Manufacturer	Yes	Yes (except specialized machinery for clay building products).	Yes	Yes.
Clay building products specialized machinery (such as de-airing machines, extrusion heads, clay grinders and pulverizers, and brick presses) (formerly covered by Direction 2).	do	Yes	No	Yes	No.
Coal, of the following kinds only: high grade metallurgical and by-product coking coal and double screened domestic coal in the areas comprising Bituminous Producing Districts 1, 2, 3, 7, 8, and 13 (as defined in SFAN Regulation 27) and the anthracite fields of Pennsylvania (formerly covered by direction 1).	Producer	No	Yes (except underground coal mining machinery).	Yes [1]	Yes (at present mines only).
Coal mining machinery, underground (formerly covered by direction 1)	Manufacturer	Yes	No	Yes	No.
Concrete building products (light weight and heavy weight aggregate concrete blocks and cement brick) (formerly covered by direction 8).	do	Yes (cinders, burned clay or shale, and blast furnace slag, only).	Yes (except specialized machinery for concrete building products).	Yes	Yes
Concrete building products specialized machinery (such as concrete block and brick machines and attachments, including concrete mixers and skip loaders as commonly used in the concrete products industry) (formerly covered by Direction 8)	do	Yes	No	Yes	No.
Furnaces (warm-air)	Producer	Yes (except iron and steel products in the forms and shapes listed in Schedule I to Order M-21).	Yes	Yes	Yes.
Gypsum board and gypsum lath	do	No	Yes (except specialized machinery for gypsum board and gypsum lath).	Yes	Yes.
Gypsum board and gypsum lath specialized machinery.	do	Yes	No	Yes	No.
Logs (formerly covered by direction 5)	Producer (any person engaged in felling or bucking trees or transporting the yield from felled trees to the points of delivery for manufacture or shipment)	No	Yes (except special equipment produced only for use in log or sawmill operations).	Yes	Yes. [2]
Lumber (formerly covered by direction 5)	Producer (operator of any plant, stationary or portable, which produces lumber not further manufactured than by sawing, resawing, passing lengthwise through a standard planing machine, cross-cutting to length and working, but not including any establishment known in the trade as a "distribution yard", engaged in either retail or wholesale business, even though it may process lumber on special orders from customers).	No	Yes (except special equipment produced only for use in log or sawmill operations).	Yes	Yes. [2]
Millwork, suitable for housing construction (formerly covered by direction 5).	Producer	No	Yes	Yes	Yes (at existing plants only).
Motors, electric, fractional horsepower AC (formerly covered by direction 11).	Manufacturer	Yes (except electric sheet steel).	Yes	Yes	Yes.
Penicillin (formerly covered by direction 7)	Producer	Yes	Yes	Yes	Yes.
Plumbing fixtures (of the following types, in residential-design models only): bathtubs; lavatories; laundry trays, sinks, sink-and-tray combinations; shower stalls, receptors, stall-and-receptor combinations; water closet bowls, tanks. Trim is not included.)	do	No	Yes	Yes	No.
Plywood, softwood (formerly covered by direction 5).	do	No	Yes	Yes	Yes (at existing plants only).
Presses, mechanical, power-driven, 150 ton and over.	do	Yes	No	Yes	No.
Pulpwood (formerly covered by direction 5)	do	No	Yes	Yes	Yes.
Rosin (formerly covered by direction 10)	do	Yes	Yes	Yes	Yes.
Steel, electrical high silicon sheet (formerly covered by direction 12).	do	No	Yes	Yes	Yes
Streptomycin (formerly covered by direction 3)	do	Yes	Yes	Yes	Yes.
Titanium dioxide (formerly covered by direction 9)	do	Yes	Yes	Yes	Yes.
Veneer, softwood (formerly covered by direction 5)	do	No	Yes	Yes	Yes (at existing plants only).
Wire, copper magnet	do	Yes	Yes	Yes	Yes.

[1] CC ratings will be assigned for special repair parts for underground coal mining machinery only where the repair part is essential for the continued operation of the mine and then only where it will not interfere with delivery of mining machinery for more essential purposes.

[2] CC ratings for construction for logs, lumber, and pulpwood will be assigned only for construction at existing plants or at plants which need to be relocated because of increased availability of timber, manpower or transportation facilities.

Issued this 23d day of May 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-8711; Filed, May 23, 1946; 11:28 a. m.]

PART 4700—VETERANS' EMERGENCY HOUSING PROGRAM

[Veterans' Housing Program Order 1, Supp. 2, as Amended May 23, 1946]

BEGINNING CONSTRUCTION

§ 4700.3 (a) *What this supplement does.* Veterans' Housing Program Order 1 restricts the "beginning" of certain kinds of work on structures. "To begin work on a structure" is defined in paragraph (c) (2) as "to incorporate into a structure on the site materials which are to be an integral part of the structure." The restrictions of VHP–1 on the beginning of construction do not apply to work which takes place before construction has begun. VHP–1 also does not apply to work which was begun before it became effective and which was being carried on at the time it became effective and is carried on normally after that time. This supplement explains these provisions of the order and gives examples of their application.

(b) *Beginning construction.* Materials which are to be an integral part of a structure are considered to have been incorporated in the structure on the site only when they are placed in the position in which they are to remain permanently as a part of the structure. Furthermore, materials are considered to be an integral part of a proposed structure only if they will be physically attached to the building or structure and will be permanently located within the boundary lines of its walls. Construction is not "begun" under VHP–1 unless both these conditions are met. Paragraphs (c) and (d) below list examples of cases where construction has not begun and has begun.

(c) *Cases where construction has not begun.* (1) The following kinds of work do not constitute beginning construction on a proposed structure and the cost of such work need not be included in computing the cost of a job under paragraph (d) (2) of VHP–1 to determine whether the job comes within the applicable allowance under paragraph (d) (1) of the order:

Demolition of buildings.
Tearing out partitions or walls in a building which is being altered.
Site preparation such as excavating, grading, filling with dirt, gravel or crushed stone.
Laying down driveways, walks, railroad sidings, etc.
Erecting fences, work sheds and construction shanties.
Laying pipes, conduits and wires outside the boundary lines of the walls of the structure.
Building retaining walls not physically incorporated within the structure.
Driving sheet piling to prevent cave-ins.
Constructing or erecting forms for concrete.

(2) The following operations do not constitute beginning construction on a proposed structure but the cost or value of the fabricated items or the materials must be included in computing the cost of a job in accordance with paragraph (d) (2) of VHP–1:

Fabricating structural steel shapes or other prefabricated sections, panels or buildings, whether off-site or on the site.
Purchasing materials or receiving delivery of materials on or off the site.

(d) *Cases where construction has begun.* The following kinds of work constitute the beginning of construction on a proposed structure:

Pouring concrete footings or other foundations.
Placing reinforcing rods or mats in place in an excavation preparatory to pouring concrete.
Driving permanent bearing piles or caissons.
Installing pipes, conduits or wires in the place where they will remain permanently as part of the building, if located within the boundary lines of the walls of the proposed structure.
Building foundation walls, whether laid dry or with mortar.
Incorporating permanently in place additional building materials in a building which is being remodelled, whether the incorporation is for the purpose of repairing the parts of the building left standing or as part of the new alterations.

(e) *Carrying on construction.* The exemption from VHP–1 for work begun before the issuance of the order applies only to work which was being carried on when the order was issued and which is carried on normally afterward. This means that if a job was started before the issuance of the order, but was abandoned or discontinued either before or after the issuance of the order, it is not exempt from the order by reason of the earlier beginning. However, this does not mean that work must be carried on every day. If construction was or is suspended temporarily for reasons beyond the builder's control such as inability to get materials or labor, or a work stoppage, or unfavorable weather conditions, the construction job is considered to have been carried on normally within the meaning of VHP–1. However, a suspension of work for more than 3 months is not considered a temporary suspension regardless of the reasons for the suspension. Application must be made to proceed with any construction on which work has been suspended for more than 3 months.

(f) *Scope of work begun.* The exemption for a structure begun before the issuance of VHP–1 is limited to the structure which was under construction at the issuance of the order. It does not apply to any other structure, even though the two are to be used together and one would be useless without the other, or even though the two structures have common heating systems or other common services, or even though the two are connected by pipes, wires, connecting passageways, bridges or the like. Furthermore, the exemption only applies to a structure of the kind and size which was under construction at the issuance of the order. For example, if a builder has begun a 3-story building 100 feet by 100 feet before the issuance of the order and was constructing this building at the time the order was issued, he would be permitted to complete this building, but he would have to get authorization if he later decided to redesign the proposed structure and build a 5-story building 100 feet by 500 feet. The exemption is limited to the building which he was in fact building when the order was issued. This rule also applies to modernization jobs. (The requirement of paragraph (d) (3) of VHP–1 that all related modernization work be considered a single job does not exempt all modernization work merely because one part of it has been started before the issuance of the order.) When one part of a modernization program has been started before the issuance of the order, a later part of the program can be considered to have been started by that time only if the two parts of the program are so closely related in space, purpose and performance as to be inseparable.

(g) *When the order took effect.* VHP–1 was filed in the Division of the Federal Register and was made available for public inspection at 11:54 a. m., eastern standard time, on March 26, 1946. VHP–1 became effective at that time with respect to the 48 States, the District of Columbia, Puerto Rico, and the Virgin Islands. Amendment 1 to VHP–1 extending the applicability of the order to the Territory of Hawaii was filed in the Division of the Federal Register and made available to the public at 10:04 a. m., eastern standard time on April 12, 1946. Therefore, the order became effective in the Territory of Hawaii at 4:34 a. m., Hawaiian standard time, on April 12, 1946.

Issued this 23d day of May 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-8712; Filed, May 23, 1946; 11:28 a. m.]

Chapter XI—Office of Price Administration

PART 1305—ADMINISTRATION

[SO 132,[1] Amdt. 32]

EXEMPTION AND SUSPENSION FROM PRICE CONTROL OF CERTAIN FOODS, GRAINS AND CEREALS, FEEDS, TOBACCO AND TOBACCO PRODUCTS, AGRICULTURAL CHEMICALS, INSECTICIDES AND BEVERAGES

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

Supplementary Order No. 132 is amended in the following respects:

1. In section 1 (a) (1) the following commodity is added in alphabetical order:

Squid, canned and frozen (imported and domestic).

2. In section 1 (a) (2) the following commodity is added in alphabetical order:

Spinach, dried (imported).

3. In section 1 (a) (5) the folllowing commodity is added in alphabetical order:

Poppy seed, ground, prepared.

4. In section 1 (c) the following commodity is added in alphabetical order:

Little cigars (cigars weighing not more than 3 pounds per thousand).

5. In section 2 (a) (3) the following commodity is added in alphabetical order:

	From	Termination date
Salt (sodium chloride).....	May 8, 1946	Indefinite.

This amendment shall become effective May 22, 1946.

Issued this 22d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8678; Filed, May 22, 1946; 4:30 p. m.]

[1] 10 F.R. 14954, 15170; 11 F.R. 296, 297, 881, 1102, 1467, 2378, 2640, 2989, 2927, 3247, 3395, 4021, 4090, 4861, 5066.

PART 1306—IRON AND STEEL

[RPS 100, Amdt. 6]

CAST IRON SOIL PIPE AND FITTINGS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Price Schedule No. 100 is amended in the following respects:

1. Section 1306.309 (a) of Revised Price Schedule No. 100 is amended to read as follows:

(a) *Base discounts.* The minimum discount from the list prices for cast iron soil pipe and fittings described in §§ 1306.310 and 1306.311, shall be as follows:

	Percent
2" to 6" extra heavy pipe	35
2" to 6" medium pipe	30
2" to 6" standard pipe	25
2" to 6" fittings	20
2" to 15" victory pipe (as described in § 1306.311)	26
8" to 15" pipe and fittings	26

2. A new § 1306.310a is added to read as follows:

§ 1306.310a *Illegal practices; sales of extension pieces.* On and after May 23, 1946 and notwithstanding the list prices set forth in § 1306.310 therefor, any extension piece to extend more than 6 inches shall be priced only on a linear foot basis, using the list price per foot of pipe as set forth in §§ 1306.310 and 1306.311 subject to the pipe discounts shown in § 1306.309 (a) to determine applicable maximum prices.

This Amendment No. 6 shall become effective May 23, 1946.

Issued this 23d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8714; Filed, May 23, 1946; 11:38 a. m.]

PART 1377—WOODEN CONTAINERS

[MPR 524, Amdt. 5]

USED TIGHT COOPERAGE

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 524 is amended as follows:

1. Section 3 is amended to read as follows:

SEC. 3. *Maximum prices.* The maximum prices of used tight cooperage and the service of reconditioning such cooperage are shown in the following tables:

USED TIGHT COOPERAGE

(Maximum prices—Metropolitan Area sales by other than dumpers—delivered, or loaded on freight car at buyer's option, all other sales—f. o. b. conveyance.)

Regular Barrels	As they run sales to anyone by—		Domestic sales by qualified used tight-cooperage dealers or their agents		
	Dumpers	Peddlers	As they run	Selected and sound	Reconditioned [1]
45 to 60 gallons:					
Double head	$1.25	$1.60	$1.60	$2.00	$3.50
Dropped head	1.10	1.45	1.45	-----	3.50
Single head	0.75	1.10	1.10	-----	3.00
20 to (but not including) 45 gallons:					
Double head	0.75	1.00	1.00	1.30	2.40
Dropped head	0.60	0.85	0.85	-----	2.40
Single head	0.35	0.60	0.60	-----	2.00
Up to but not including 20 gallons:					
Double head	0.45	0.60	0.60	0.80	1.35
Dropped head	0.35	0.50	0.50	-----	1.35
Single head	0.20	0.35	0.35	-----	1.10

Whiskey barrel 47/50 gallons:				Recoopered		
				Selected and sound	Char on	Scraped
Distillery run	1.35	1.70	1.70	2.10	3.60	4.30
Culls	0.85	1.20	1.20	-----	-----	-----

[1] Regular barrels which have been recoopered to sound condition but which have not been reconditioned may be sold at no more than 80% of the maximum prices for reconditioned barrels.

For sales by other than dumpers and peddlers to consumers in lots of 12 or less the mark-up over the above prices shall be the same as the average mark-up in dollars and cents on sales of the same or similar barrels by the seller for retail sales between August 1, 1941 and April 1, 1942, but in no event shall such mark-up be more than 50% of the f. o. b. price or one dollar per barrel, whichever is lower.

Beer barrels	Sales to users	
	Ready for use	As they run
Half barrels—15½ gallons	$7.50	$3.00
Whole barrels—31 gallons	10.00	5.00

SERVICE RECONDITIONING
MAXIMUM CHARGES
(Received f. o. b. cooper shop, returned f. o. b. cooper shop)

	41/60	20/40	Under 20 gals.	For scraping whiskey barrel add	
				41/60 gals.	20/40 gals.
Regular barrels in lots 50% sound, whiskey barrels in distillery run lots, including material replacements	$1.90	$1.40	$0.75	$0.70	$0.35
Regular barrels and whiskey barrels cull lots, including material replacements	2.25	1.65	0.90	0.80	0.40
Whiskey barrels rebuilt and remanufactured of materials supplied by the customer, according to definition in section 6 (f) below [1]	3.30	2.35	1.35	-----	-----

[1] If additional staves, heads or hoops are furnished by the used tight barrel dealer from stock not supplied by the customer, maximum prices for used materials may be charged at the prices provided for domestic shook in this regulation; if new materials are used the maximum f. o. b. mill prices in MPR 424 may be charged for such material.

Maximum Prices for Rebuilt Whiskey Barrels

(These prices apply only to qualified dealers)

Used barrels received f. o. b. cooper shop, rebuilt barrels delivered free metropolitan area or loaded on freight cars; all other shipments f. o. b. conveyance.

Barrels, 41/60 gals. capacity, rebuilt of used whiskey barrel staves

Formula:	
Staves, used, listed domestic price	----
Heads, used, listed domestic price or new heads as per MPR 424.	----
Hoops, used, listed domestic price or new hoops as per MPR 421.	----
Other extras	----
Sum of above	----

To this sum add $2.25 for all barrels; except that, for barrels made in the States of Washington, Oregon and California of staves from any other state add $3.00. These mark-ups include inbound freight.

Maximum Prices For Used Whiskey Barrel Stock and Shook

(These prices apply to qualified dealers)

Delivered free metropolitan area or loaded on freight cars; all other shipments, f. o. b. conveyance.

Domestic.—From 47/50 gallon barrel, all sound materials bundled for domestic carload or truck shipment.

	Staves (per bilge inch)	Heads (per set)
Char on	$0.035	$0.325
Planed, shaved	0.038	0.410

For rejointed staves, add $0.004 per bilge inch.

Export shook:

From 47/50 gallon barrel staves bundled with steel strapping.

Heads in headed, made up barrel.

Hoops bundled with steel strapping (6 hoops each shook set).

All defective staves and/or heads replaced by sound material of the same size.

Each set of shook complete, staves numbered:

Char on	$3.65
Planed or shaved	3.87

For sets of sound staves of bilge measurement less than 77" or more than 78", strapped for export:

	Per bilge inch
Char on	$0.040
Planed or shaved	0.043

For rejointed staves add $0.004 per bilge inch.

Extras—Used Barrels—Tight

	Over 20 gallons	20 gallons and under
Hoops, used	$0.03 each	$0.015 each.
Hoops, reworking	$0.02 each	$0.020 each.
Hoops, new	As per MPR 424.	As per MPR 424.
Linings	As per MPR 424.	As per MPR 424.

Kiln drying staves:	
Over 24", per set	0.10
24" and under, per set	0.07
Kiln drying heading:	
Over 15", per set	0.03
15" and under, per set	0.02

2. Section 4 is amended to read as follows:

SEC. 4. *Sales or Services for which prices are not specifically established.* Any person desiring to make a sale of items or charge for services covered by this regulation and whose selling price is not specifically established by the regulation shall make application to the Lumber Branch, Office of Price Administration, Washington 25, D. C. for a price. The application must contain a complete description of the item or service to be priced, the applicant's March 1942 selling price of the item or service, if he sold such item or service at that time, or his selling price in the first month preceding March 1942, if he had no sales in March 1942, his requested selling price or charge and his method of arriving at that price or charge, including material, labor, transportation, storage or other factors affecting the requested selling price or charge.

The requested selling price or prices may be used pending approval of a price by the Office of Price Administration subject, however, to adjustment to the price finally approved. Prices not disapproved within 20 days from the receipt by the Office of Price Administration of application containing the information necessary and required for establishing a price or prices are approved until specifically revoked.

3. Section 6 is amended to read as follows:

SEC. 6. *Definitions*—(a) *Dumper or emptier.* One who purchases commodities in barrels, and/or dumps or empties the contents of barrels, or his agent.

(b) *Peddler.* One who attains used barrels from emptiers for the purpose of resale and makes local delivery to purchasers or, in case of shipments by rail, makes delivery to freight car without storing, selecting or reconditioning them.

(c) *Used tight barrel dealer.* One, other than a dumper, peddler, broker, blender, bottler, or agent thereof, who has storage facilities and is engaged in the manufacture, buying, selling, reconditioning, recoopering, repairing and rebuilding of tight barrels and who has on his premises the machinery or tools necessary to perform the above listed operations on the containers which he sells or services. However, cooperage organizations which are subsidiaries of or affiliates of dumpers, which in other respects qualify under the terms of this definition and who prior to July 1, 1945 were engaged in manufacturing new cooperage and reconditioning and selling reconditioned tight barrels to other than parent companies or their affiliates are qualified as used tight barrels dealers.

(d) *Metropolitan Area.* An area within a radius of 30 miles of the seller's place of business.

(e) *Reconditioned barrel*—(1) *Regular run.* A used barrel with all sound staves, heads and hoops which has been steamed and/or washed clean inside, washed outside, flagged, if necessary, recoopered to liquid tightness; except, at the buyer's option one sound fitting head may be furnished loose and the hoops not driven to a final tightness, provided the barrel has been completely recoopered and tested.

(2) *Whiskey barrel*—(i) *Char on.* A used whiskey barrel originally made of sap clear white oak, reconditioned to liquid tightness and from which the char has not been removed; broken staves, and/or defective heading pieces to be replaced by removing defective material and properly refitting the replacement material without completely collapsing the barrel; joints flagged if necessary; hoops to be shortened if required to assure proper fit after driving.

(ii) *Scraped or char removed and recoopered used whiskey barrel.* A used whiskey barrel from which practically all of the char has been removed by lathing, scraping, sanding, or some comparable method, without the necessity of completely collapsing the barrel during the process; all defective material replaced and barrel properly recoopered to liquid tightness, except, at buyer's option, one sound fitting head may be furnished loose and the hoops not driven to final tightness, provided, however, the barrel has been completely recoopered and tested.

(f) *Rebuilt or remanufactured whiskey barrel.* A whiskey barrel that has been completely remanufactured from properly prepared used staves and recircled used heading, and/or new staves or new heading, if required. All staves properly joined, barrel steamed, fired, trussed, recrozed and finished off by the same processes as used in new barrel manufacture. Hoops to be either reworked used hoops, or new hoops, or combinations of both. This rebuilding process starts with a completely collapsed barrel and/or used shook.

(g) *Service rebuilding or remanufacturing of used whiskey barrels.* The rebuilding of a whiskey barrel as described in (f) above except that the major portion of the materials to be used are the property of the customer and will be furnished in the form either of a standing or knocked-down used whiskey barrel.

(h) *Sound barrel.* An unreconditioned barrel, complete with all hoops, no broken, cracked or defective staves, and two heads (one of which may be dropped) without breaks, cracks or other defects. Warpage in heads which will fit the croze and minor defects in staves or heads which will take up in hoop driving do not constitute unsoundness. This barrel requires no more than hoop driving (and in the case of dropped head barrels, the insertion of the second head) to make it liquid tight.

(i) *Selected barrel.* A sound barrel, partially or wholly unreconditioned, which has been selected for uniformity or comparability of size, type and condition.

(j) *Cull barrel.* An unsound, defective barrel.

(k) *Distillery run barrels.* Used whiskey barrels which have not been recontained but any quantity of which contains at least 50 percent sound barrels.

(l) *As they run barrels.* Used regular run barrels which have not been reconditioned or selected in any way.

(m) *Regular run tight barrels.* All used tight barrels except those which have been used for whiskey or other commodities requiring a similar high quality barrel.

This amendment shall become effective on May 23, 1946.

NOTE: Approval of the reporting requirements in this amendment waived by Budget Bureau.

Issued this 23d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8716; Filed, May 23, 1946; 11:39 a. m.]

PART 1389—APPAREL

[MPR 607,[1] Amdt. 1]

MANUFACTURERS' PRICES FOR MEN'S AND BOYS' TAILORED CLOTHING AND RELATED GARMENTS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Maximum Price Regulation 607 is amended in the following respects:

1. The third sentence in section 1 (b) is amended to read as follows: "However, if a person, who qualifies as a manufacturer under conditions (1) or (2), distributes garments through retail stores which are separate legal entities, and some of these stores are under the same ownership and control as such person while the remainder are independent, sales by the stores are not considered manufacturers' sales under condition (3); in this case, sales by the person to the stores are considered manufacturers' sales."

2. The first sentence of Section 4 (a) (3) is amended to read as follows:

(3) If you sell the garments which you manufacture direct to individual ultimate consumers, as well as to separate retail stores (i. e., separate legal entities, some or all of which are not under the same ownership and control as your business), you may set up "sub-groups" and select a different division factor for each subdivision.

3. Section 4 (b) (3) is amended to read as follows:

(3) If you select class division factors, the total range between the highest and lowest individual factor may not exceed .15. (For example, you may select class factors of .65 and .80, but you may not select class factors of .64 and .80.) However, if you sell the garments which you manufacture direct to individual ultimate consumers as well as to separate retail stores (i. e., separate legal entities, some or all of which are not under the same ownership and control as your business), the total range between your lowest factor for sales to consumers and your highest factor may be greater than .15 but must not exceed .30.[2]

4. Two undesignated paragraphs and three examples are added at the end of section 5 (b) (1), to read as follows:

For purposes of paragraph (b), the price used to establish the "highest price line limit for the corresponding garment classification under the applicable provision of MPR 177" must be a price for sale of a "basic garment." That is, a price charge for a special order garment, or for a garment made with special features (where its price consists of a base amount plus a differential for such features), may not be used to establish a MPR 177 highest price line limit. The differential established, in the applicable MPR 177 base period, between the price of a basic garment and the price for a "special garment" is part of your highest price line limit for the group, but it is applicable only to such special garments, and then only if you have elected to figure the direct cost of these garments separately (see Example 10A below).

Moreover, if, in the applicable MPR 177 base period, you sold the same garment to different classes of trade at different prices, this price differential must be reflected in your highest price line limit. Finally, a price charged for a made-to-measure garment may not be used to establish the MPR 177 highest price line limit for a ready-made garment, and vice versa.

Example 10A. T, a manufacturer of men's ready-made regular weight suits, desires to determine his highest price line for that group (#18) under this regulation. T sells these garments to persons other than individual ultimate consumers.

During the period July through November 1941 (MPR 177 base period) T booked garments of this group at $32.50, $35.50 and $37.00 net. The first two prices were for "basic garments." The $37.00 garment was the same as the $35.50 one, except for special features. For these features, T had an established differential of $1.50, which he added to the $35.50 price of the regular garment.

The $37.00 price may not be used as a basis for establishing a highest price line limit, since, by the proviso at the end of section 5 (b) (1), it is not considered a price for a basic garment. Accordingly, T must use $35.50 as his base.

§ 1389.104 (a) (1) of MPR 177, T is permitted to add to this base the amount indicated in Appendix A (7½% of that portion of the price which does not exceed $30.00; 5% of that portion which exceeds such limit). Thus, T's highest price line limit for the group under MPR 177 is $38.025 ($35.00 plus $2.525). Under section 5 (b) (1) (ii) of MPR 607, T's highest price line limit for the group is 105% of his MPR 177 highest price line limit, or $39.93.

For a garment made with special features, T has a limit of $41.43 ($39.93 plus $1.50). However, he may charge this price under MPR 607 only if: (1) the garment is made with such features; and (2) he has elected to compute the direct cost of the model separately, and the price obtained by applying his division factor to the model's direct cost equals or exceeds $41.43.

Example 10B. P, a manufacturer of men's ready-made regular weight suits, desires to determine his highest price line limit for that group under this regulation. P sells these garments to retailers and wholesalers.

During the period July through November 1941 (the MPR 177 base period), P booked garments of this group at $37.50 less 2%, for sales to retailers, and at $37.50 less 7%, for sales to wholesalers. Under MPR 607, P's highest price line limit becomes $42.13 [$37.50 plus $2.625 (the adjustment permitted under MPR 177), times 1.05 (the adjustment permitted under section 5 (b) (1) (ii) of MPR 607)]. However, for sales to retailers it is subject to terms of 2%, while for sales to wholesalers it is subject to terms of 7%.

Example 10C. V, a manufacturer, has established a highest price line limit under MPR 177 of $55.00 net for men's made-to-measure regular weight suits. He did not manufacture ready-made suits during the MPR 177 base period, but now desires to produce such garments. What is V's highest price line limit for ready-made suits?

Since a highest price line limit for made-to-measure garments may not be used for ready-made garments, V could not establish a limit for these garments under MPR 177. Accordingly, V must apply for a highest price line limit for ready-made suits, pursuant to section 7 of MPR 607.

5. Subdivisions (ii) and (iii) of section 5 (d) (2) are amended to read as follows:

(ii) The prices arrived at by dividing the direct cost of each garment in the group by the applicable division factor are uniform (note: material cost shall be calculated on the basis of the fabric range which you have set up for the group for your first selling season under the regulation); and

(iii) The maximum price of all garments in the group is above your highest price line limit for the group, determined under paragraph (b) above.

6. Section 5 (d) (4) is amended to read as follows:

(4) *Standard for authorizing increased highest price line limits.* If you meet the conditions set forth in (2) above, an increased highest price line limit will be authorized by order for each group number, equal to the price calculated by dividing the direct cost of garments in the group by the applicable division factor, or equal to 110% of your MPR 177 highest price line limit for the group, whichever is lower.

7. A sentence is added at the end of section 6 (b) (3) to read as follows: "If the contractor's charge does include such items of labor overhead cost, because the obligation to pay for these items is his, you may include the dollars and cents cost of the items as part of your direct cost, provided that such cost is separately stated on the contractor's invoice."

8. An undesignated paragraph is added at the end of section 7 (a) (3) to read as follows:

Highest price line limits will be authorized by order which are in line with the limits established by the firm or firms with which the owners of your business have been associated, or in line with the adjusted limits set forth in Appendix J.

9. An undesignated paragraph is added at the end of section 8, to read as follows:

The records required by this regulation shall be kept, and made available for examination by OPA, at the following places:

(a) If you are a manufacturing-retailer, at your central office.

(b) If you are not a manufacturing-retailer and you have only one plant, at that plant.

(c) If you are not a manufacturing-retailer and you have several plants or no plant, at your principal sales office.

10. The last sentence in section 10 (e) is deleted.

11. A sentence is added at the end of section 17 to read as follows: "However, if you are a manufacturing-retailer, your OPA district office means the OPA office for the district in which is located your central office."

12. In paragraph (a) (3) (i) (*a*) of Appendix E, the date "March 1, 1945" in the first sentence is amended to read "March 1, 1946."

13. In Step 1 of paragraph (a) (3) (i) (*b*) in Appendix E, the date "March 1, 1945" is amended to read "March 1, 1946."

14. Footnote 26, which relates to the phrase "1946 fall selling season" in Step 1 of paragraph (a) (4) in Appendix E, is amended to read as follows:

[26] If you did not cut a particular garment group (or price line, style or model, if you have elected to figure yardage on one of these bases), use the first six months period prior to the effective date of the regulation in which you cut this group (or price line, style or model). If you did not cut the garment group (or price line, style or model) in a past six months period, you may, for purposes of determining the maximum price at which you sell a garment, estimate the average yardage to be consumed by the group (or price line, style or model). However, prior to delivery of such garment you must calculate the actual average yardage for the garment group (or price line, style or model), based on cuttings up to that time; if the actual average yardage is less than the estimated yardage, you must revise your maximum price for the garment.

If you use Method Two, base your calculation on experience during the last six months of 1945. If you did not cut a particular garment group (or price line, style or model) during this period, follow the rule stated in the first paragraph.

15. In Example 13, which is at the end of Step 3 of paragraph (a) (4) in Appendix E, the dates in the first column of Form IV are amended to read as follows:

Date cutting completed (1)	
4/12/45	7/18/45
4/20/45	7/23/45
5/5/45	8/5/45
5/10/45	8/18/45
5/20/45	8/25/45
6/6/45	9/3/45
6/10/45	9/15/45
6/20/45	9/20/45
7/15/45	9/27/45

16. Footnote number 38a is inserted at the end of the second sentence of the third paragraph of paragraph (c) (1) (ii) (*b*) in Appendix E, and the text of the footnote is added to read as follows:

[1] 11 F.R. 2693.

[2] If you select sub-group factors (as provided by paragraph (a) (3)), you must not use a division factor for any sub-group which is more than .15 below your general division factor. (For example, if your general division factor is .65, you may use a sub-group factor of .50, but not one of .49.)

[28] If the piece work costs of particular models or styles do not vary among price lines in a garment group, you may, instead of obtaining a weighted average piece-work cost for each price line, find a weighted average piece-work cost for the garment group. To do this weight the piece-work cost of each style or model by your total estimated deliveries of such style or model throughout the group. At the end of the selling season you must reweight the piece work cost of each style or model by your actual deliveries of such style or model throughout the group, and, if the actual is less than 98% of the estimate, you are in violation and subject to the penalties outlined in the text above.

17. Paragraph (c) (2) of Appendix E excluding the note at the end of the subparagraph is amended to read as follows:

(2) *Contractor's services.* For garments fabricated by a contractor, figure as direct labor cost an amount equal to 80% of the contractor's net service charge for direct labor, markup on direct labor and trim furnished by the contractor. If the contractor's charge has been increased, to reflect a wage increase granted since August 18, 1945, you must subtract the amount attributable to the wage increase and take 80% of the reduced figure. However, if the contractor's charge includes the items of labor overhead cost enumerated in Section 6 (4), because the obligation to pay for these items is his rather than yours, you may also include the dollars and cents cost of these items as part of your direct cost: *Provided*, That such cost is separately stated on the contractor's invoice.

If the same garment is fabricated both in your own plant and by a contractor, you may combine the direct labor costs of the garment and obtain a weighted average cost. To do this, weight each direct labor cost by your estimated production from each source during the selling season for which the garment is scheduled. At the end of that selling season you must reweight by your actual production during the season, and, if the actual weighted average direct labor cost is less than 98% of the estimated weighted average cost, you are in violation of the regulation. The amount of overcharge is the difference between the total dollar amount which you actually charged and the total dollar amount which you could have charged had your maximum prices been based on the actual weighted average direct labor cost. For each subsequent selling season (or at the start of each subsequent six months period, Method Two), you must follow the same procedure.

18. Paragraph (d) of Appendix E, excluding the note at the end of Example 16, is amended to read as follows:

(d) *How to calculate certain labor overhead costs*—(1) *Life, health or accident insurance; retirement or pension funds.*

Step 1. If your labor agreement specifies what percentages of factory labor pay roll should be allowed for these items, use those percentages. If no percentages are fixed, determine an aggregate percentage as follows: select a representative period (not less than one month) in which payments for these items were made; divide the amount expended for such items by your factory labor pay roll for the period (if your pay-roll account reflects wage increases granted after August 18, 1945, you must adjust such account so as to eliminate the effect of such wage increases).

Step 2. For a representative period (not less than one month), find the ratio of your direct labor pay roll to your factory labor pay roll. (Direct labor shall include only the operations set forth in section 6 (a) (3). If your pay roll accounts reflect wage increases granted after August 18, 1945, you must adjust such accounts so as to eliminate the effect of such wage increases.)

Step 3. Multiply the ratio found in Step 2 by the percentage (or percentages) found in Step 1.

Step 4. Apply the percentage (or percentages) found in Step 3 to the direct labor cost of the garment found under paragraph (c) above.

(2) *Holidays.*

Step 1. Divide the number of paid holidays per year by the number of working days per year.

Step 2. Multiply the percentage found in Step 1 by the ratio of your direct labor payroll to your factory labor payroll, found in Step 2 of subparagraph (1) above.

Step 3. Apply the percentage found in Step 2 to the direct labor cost of the garment found under paragraph (c) above.

(3) *Vacations.* If payments for vacations were made during 1945, divide the amount expended for this item by your direct labor payroll for that year; apply the resultant percentage to the direct labor cost of the garment found under paragraph (c) above. If payments for vacations were not made during 1945, you may estimate what percentage of your direct labor payroll this item will represent; then apply the estimated percentage to the direct labor cost of the garment found under paragraph (c) above.

NOTE: You must preserve all the records on which your calculation of certain labor overhead costs is based. If you have estimated the cost of vacations, you must prepare and keep a record showing how your estimate was arrived at.

19. The heading to Column (4) of item 10 in Form V in Appendix G is amended to read as follows:

Total cost per yard [(2)+(3)] (4)

This amendment shall become effective May 23, 1946.

NOTE: All reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 23d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8717; Filed, May 23, 1946; 11:39 a. m.]

PART 1445—LIVESTOCK

[MPR 469,[1] Incl. Amdts. 1-21]

LIVE HOGS

This compilation of Maximum Price Regulation 469 includes Amendment 21, effective May 28, 1946. The text added or amended by Amendment 21 is underscored.

A statement of the considerations involved in the issuance of this Maximum Price Regulation No. 469 has been issued simultaneously herewith and filed with the Division of the Federal Register.[2]

So far as practicable, the Price Administrator has advised and consulted with representative members of the industry which will be affected by this regulation. In the judgment of the Price Administrator, the maximum prices established by this maximum price regulation are and will be generally fair and equitable, and comply with the requirements of section 3 and the other requirements of the Emergency Price Control Act of 1942, as amended, Executive Orders Nos. 9250 and 9328, and will effectuate the purposes of said Act and Executive Orders.

§ 1445.1 *Maximum prices for live hogs.* Under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, Executive Orders Nos. 9250 and 9328, Maximum Price Regulation No. 469 (Live Hogs), which is annexed hereto and made a part hereof, is hereby issued.

ARTICLE I—GENERAL PROVISIONS

Sec.
1. What this regulation does.
2. How ceiling prices on live hogs are fixed.
3. How to find the ceiling prices for live hogs.
4. Service charges to buyers.
5. Ceiling prices for live hogs sold for export.
6. When the new ceiling prices take effect.
7. Conditions of sale.
8. Records and reports.
9. Indirect price increases.
10. Prohibitions.

ARTICLE II—SPECIAL PROVISIONS

11. Fill practice.
12. Duty of seller to furnish invoice.
13. Appendix A.
14. Petitions for amendment.

AUTHORITY: § 1445.1 issued under 56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; Pub. Law 108, 79th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681, E.O. 9599, 10 F.R. 10155; E.O. 9651, 10 F.R. 13487; E.O. 9697, 11 F.R. 1691.

ARTICLE 1—GENERAL PROVISIONS

SECTION 1. *What this regulation does.* This regulation fixes dollar-and-cents ceiling prices for live hogs, including live pigs. It does not apply

(a) To sales or deliveries of live hogs for breeding or for serum purposes, or of live hogs weighing less than 140 pounds for feeding for more than one month: *Provided*, That all hogs sold to a dealer, an order buyer or a slaughterer, other than a farm slaughterer shall be deemed to be sold for slaughtering purposes. On and after October 9, 1945, if hogs are sold to a dealer, an order buyer or a slaughterer for any exempt purpose the dealer, order buyer, or slaughterer, or any authorized person acting in such purchaser's behalf shall provide the seller with a signed statement indicating the specific exempt purpose for which such hogs are being bought before such sale shall be exempt. On and after October 9, 1945, any seller selling hogs to a dealer, an order buyer or a slaughterer for an exempt purpose shall require such purchaser to provide him with the signed statement hereinbefore required, and such seller, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect, shall keep and preserve such signed statement for inspection by the Office of Price Administration. The buyer similarly shall keep and preserve an exact copy of the signed statement hereinbefore required. In addition to the foregoing, all sales of hogs whether for exempt purposes or otherwise, made to or by a dealer, an order buyer or a slaughterer other than a farm slaughterer shall be subject to the record-keeping provisions of section 8 and the invoicing provisions of section 12 of this regulation.

[Paragraph (a) amended by Am. 15, 10 F.R. 12648, effective 10-9-45; Am. 19, 11 F.R. 1213, effective 2-5-46 and Am. 21, effective 5-28-46]

(b) To sales of live hogs outside of the 48 states of the United States and the District of Columbia; or

(c) To sales or deliveries of live hogs by members of 4-H Clubs, Future Farmers of America, or other recognized farm youth organizations, if the sales are duly approved and are made at the place and time of a fair, show or exhibition. Prior approval of the sales must be obtained from a state office of the Office of Price Administration by a county agent, county club agent, vocational agricultural instructor or the chief administrator of the state department of agriculture.

(d) To sales or deliveries of live hogs which have been exhibited in competition at a fair, show, or exhibition, *Provided:*

(1) That such sales are made in the course of a regularly scheduled public sale held at the time and place of such fair, show or exhibition.

(2) That permission to hold such regularly scheduled public sale on a ceiling exempt basis has been obtained from the Director of the appropriate District Office of the Office of Price Administration prior to the sale. The Director of any appropriate District Office of the Office of Price Administration hereby is authorized to grant such permission by order, whenever the following conditions are met:

(i) Written request for such permission has been made by the president, secretary or manager of the organization promoting such fair, show or exhibition.

(ii) Such fair, show or exhibition must be recognized generally as being of state, regional (as distinguished from local) or national character.

(iii) The organization promoting such fair, show or exhibition must have been in existence prior to 1942; or must be an organization that is the legal successor to an organization which was in existence prior to 1942, such succession having occurred prior to November 1, 1945.

(iv) The fair, show or exhibition must have been promoted and held as a regular event prior to 1942 by an organization meeting the requirements of foregoing subdivision (iii).

(v) The traditional events occurring at such fair, show or exhibition prior to 1942 included a regularly scheduled public sale for slaughter of some or all of the live hogs exhibited.

(vi) For purposes of convenience requests for permission to hold such ceiling exempt sales made under this section 1 (d) (2) may be combined with requests for similar permission filed under section 1 (b) (5) (ii) of Maximum Price Regulation No. 574.[4]

(3) That each live hog or lot of live hogs so sold or delivered to any purchaser at such fair, show or exhibition in the course of such regularly scheduled public sale shall be certified in writing to such purchaser by the secretary or manager of the organization promoting such event as follows:

(i) To have been entered and officially accepted for exhibition purposes at such fair, show or exhibition.

(ii) To have been exhibited in competition at such fair, show or exhibit.

(4) That the exemption herein made shall not extend to the sale at such fair, show or exhibition of live hogs not officially engaging in competitive exhibition in such fair, show or exhibition. For the purposes of this section 1 (d), live hogs which, as the result of the official action of any representative of the organization promoting such fair, show or exhibition, have been rejected for, or barred from competitive exhibition prior to the holding of the event in which competition winners are selected, shall not be deemed to have been exhibited at such fair, show or exhibition.

[Paragraph (d) added by Am. 18, 10 F.R. 14733, effective 12-3-45]

SEC. 2. *How ceiling prices on live hogs are fixed.* (a) The ceiling price for any live hog sold depends on the sex and age of the hog and on the location of the scales upon which the hog is weighed for sale. All hogs sold must be weighed at a terminal market, interior market or buying station.

[Paragraph (a) amended by Am. 6, 9 F.R. 5075, effective 5-15-44 and Am. 11, 9 F.R. 14606, effective 12-13-44]

(b) "Terminal market" means one of the municipalities named in Schedule I of Appendix A (section 13), and includes all of the public markets, slaughter houses, and places which, except for their location in such municipality, otherwise meet the requirements of a "buying station" as specified in this regulation.

(c) "Interior market" means one of the municipalities named in Schedule II of Appendix A (section 13), and includes all of the public markets, slaughter houses, and places which, except for their location in such municipality, otherwise meet the requirements of a "buying station" as specified in this regulation.

(d) "Buying station" means any fixed place of business, other than a terminal market or an interior market, where live hogs are weighed for sale and sold to the buyer and where a regular market is maintained. As used herein, "regular market" means a fixed place of business where hogs are regularly purchased and sold and where some person is, or persons are, regularly engaged in the business of buying and/or selling hogs. No place shall operate as a buying station which does not meet all of the requirements for buying stations specified in this regulation.

[Paragraphs (b), (c) and (d) amended by Am. 15, 10 F.R. 12648, effective 10-9-45]

(e) No place shall be deemed a terminal market, interior market or buying station unless it meets the following requirements:

(1) It must be equipped with pens, chutes and other facilities for loading, unloading, sorting and holding hogs.

(2) It must be equipped with scales adapted to the weighing of livestock: *Provided*, That scales adapted to the weighing of livestock located elsewhere than on the premises of the terminal market, interior market or buying station may be deemed to constitute part of the equipment of a terminal market, interior market or buying station if the conditions set forth in either of the following subdivisions (i) or (ii) are met:

(i) The terminal market, interior market or buying station used such scales in the regular conduct of its business for more than a year prior to January 1, 1944; and, on or before March 7, 1946, the operator of such terminal market, interior market or buying station filed with the appropriate District Office of the Office of Price Administration within whose jurisdiction the terminal market, interior market or buying station is located a signed statement setting forth: (*a*) the name and address of the business establishment for which the statement has been filed, (*b*) the date; (*c*) the location of the scales used and the owner or operator thereof; and (*d*) the approximate period prior to January 1, 1944, during which such scales were used regularly by the terminal market, interior market or buying station in the conduct of its business. In the event the statement herein required is not filed on or before March 7, 1946, the right of the establishment to operate as a terminal market, interior market, or buying station thereafter shall be suspended until the signed statement herein required has been filed. The permissive use herein authorized shall be subject to review by the appropriate District Director, and may be revoked or amended at any time to require the use of more conveniently located scales in any instance. In no event, however, shall the use of scales operated or controlled by a competing terminal market, interior market or buying station be required.

(ii) The terminal market, interior market or buying station has received written authorization from the appropriate District Director of the Office of Price Administration granting permission to use specified scales located elsewhere than on the premises of the terminal market, interior market or buying station. The District Director of the Office of Price Administration within whose jurisdiction the terminal market, interior market or buying station is located may, by order, authorize the use of specified scales located elsewhere than on the premises of a terminal market, interior market or buying station following written application therefor only if the following conditions are met:

(*a*) The scales to be used are adapted to the weighing of livestock.

(*b*) The scales to be used are located within reasonable proximity to the pens and chutes of the terminal market, interior market or buying station. In

[1] 8 F.R. 12562.

[2] Statements of the considerations are also issued simultaneously with amendments. Copies may be obtained from the Office of Price Administration.

[4] 10 F.R. 1270, 1404, 3691, 4099, 14733; 11 F.R. 1349.

determining what constitutes "reasonable proximity" the availability of suitable scales located nearer to the chutes and pens of the terminal market, interior market or buying station than those for which the permission is sought shall be accorded due consideration, but nothing herein contained shall be construed to require the use of scales operated or controlled by a competing terminal market, interior market or buying station.

[Paragraph (e) amended by Am. 15, 10 F.R. 12648, effective 10–9–45 and Am. 19, 11 F.R. 1213, effective 2–5–46]

(f) "Municipality" means the area within the corporate limits of a municipal corporation, and the zone adjacent to and commercially a part of such municipal corporation.

[Paragraph (f) added by Am. 2, 8 F.R. 13847, effective 10–7–43]

(g) "Sow" means a female hog that shows evidence of having produced pigs or that is in an evident stage of pregnancy.

(h) "Boar" means an uncastrated male hog.

(i) "Stag" means a mature castrated male hog that shows pronounced sex development or physical characteristics peculiar to the adult uncastrated male.

[Paragraphs (g), (h) and (i) added by Am. 11, 9 F.R. 14606, effective 12–13–44]

(j) "Auction market" means a place of business where live hogs are sold at auction, and which meets all the requirements of a terminal market, interior market or buying station as set forth in this regulation.

[Paragraph (j) added by Am. 19, 11 F.R. 1213, effective 2–5–46]

(k) "Farm slaughterer" means a person chiefly engaged in producing agricultural products as the resident operator of a farm and who does not sell or deliver meat of a dressed weight in excess of 6,000 pounds in any twelve consecutive months.

[Paragraph (k) added by Am. 21, effective 5–28–46]

SEC. 3. *How to find the ceiling prices for live hogs.* (a) First, find the location of the terminal market, interior market or buying station where the hogs are weighed for sale.

(b) Second, refer to Appendix A (section 13) for the ceiling price of live hogs other than sows, boars or stags. For the ceiling price of sows, boars and stags, refer to the prices listed in Appendix A (section 13) and subtract 75 cents per hundredweight from such prices.

(1) The ceiling prices for live hogs, other than sows, boars or stags, which are weighed at a terminal market for sale are found in Schedule I of Appendix A (section 13). The ceiling prices for sows, boars and stags which are weighed at a terminal market for sale shall be the prices listed in Schedule I of Appendix A (section 13) minus 75 cents per hundredweight.

(2) The ceiling prices for live hogs, other than sows, boars or stags, which are weighed at an interior market for sale are found in Schedule II of Appendix A (section 13). The ceiling prices for sows, boars and stags which are weighed at an interior market for sale shall be the prices listed in Schedule II of Appendix A (section 13) minus 75 cents per hundredweight.

(3) The ceiling prices for live hogs, other than sows, boars or stags, which are weighed at a buying station for sale are found in Schedule III of Appendix A (section 13). The ceiling prices for sows, boars and stags which are weighed at a buying station for sale shall be the prices listed in Schedule III of Appendix A (section 13) minus 75 cents per hundredweight.

(4) The ceiling price for any lot of hogs in which sows, boars and/or stags are weighed simultaneously with hogs other than sows, boars and stags shall be, for all hogs so weighed simultaneously, the applicable ceiling price for sows, boars and stags.

[Subparagraph (4) added by Am. 19, 11 F.R. 1213, effective 2–5–46]

[Paragraph (b) amended by Am. 6, 9 F.R. 5075, effective 5–15–44; Am. 10, 9 F.R. 12969, effective 10–30–44 and Am. 11, 9 F.R. 14606; effective 12–13–44]

SEC. 4. *Service charges to buyers.* Note: Sales of hogs purchased at "public markets", as defined in paragraph (c) hereof, are exempt from the provisions of this section 4. Charges for services rendered in connection with such sales are subject to the jurisdiction of the Secretary of Agriculture pursuant to the Packers and Stockyards Act of 1921, as amended.

[Above paragraph amended by Am. 15, 10 F.R. 12648, effective 10–9–45]

(a) *Dealer's service charge to slaughterers.* (1) The ceiling price for any lot of live hogs sold by a dealer shall be the applicable ceiling price determined as required by the provisions of section 3: *Provided*, That a dealer may collect only from a buyer who is a slaughterer (in addition to the applicable ceiling price) a service charge not to exceed:

$15 per shipment of more than 26,000 pounds;
$14 per shipment of 26,000 pounds or less but more than 24,000 pounds;
$13 per shipment of 24,000 pounds or less but more than 22,000 pounds;
$12 per shipment of 22,000 pounds or less but more than 20,000 pounds;
$11 per shipment of 20,000 pounds or less but more than 18,000 pounds;
$10 per shipment of 18,000 pounds or less but more than 16,000 pounds;
$9 per shipment of 16,000 pounds or less but more than 14,000 pounds;
$8 per shipment of 14,000 pounds or less but more than 12,000 pounds;
$7 per shipment of 12,000 pounds or less but more than 10,000 pounds;
$6 per shipment of 10,000 pounds or less but more than 8,000 pounds;
$5 per shipment of 8,000 pounds or less but more than 6,000 pounds;
$4 per shipment of 6,000 pounds or less but more than 4,000 pounds;
$3 per shipment of 4,000 pounds or less but more than 2,500 pounds;
$2 per shipment of 2,500 pounds or less but not more than 25 cents per head.

(2) "Shipment," as used in paragraph (a) (1) above, means each carload, less than carload, truckload, wagonload, boatload or driven consignment.

(3) A dealer is a person who regularly utilizes a fixed place of business which meets the requirements of a buying station, who buys live hogs from the producer at such fixed place of business or at an auction market, and who resells such hogs to a slaughterer. The charges permitted by subparagraph (1) of this section 4 (a) shall apply only (i) to sales to slaughterers of hogs weighed at the fixed place of business regularly utilized by the dealer and purchased from the producer by the dealer at such fixed place of business; or (ii) to sales of hogs weighed at an auction market and purchased at such auction market by the dealer and resold to a slaughterer.

[Subparagraph (3) added by Am. 15, 10 F.R. 12648, effective 10–9–45]

[Paragraph (a) amended by Am. 1, 8 F.R. 13741, effective 10–5–43; Am. 3, 9 F.R. 694, effective 1–22–44; Am. 8, 9 F.R. 12279, effective 10–14–44; Am. 12, 10 F.R. 3055, effective 3–26–45 and Am. 15, 10 F.R. 12648, effective 10–9–45]

(b) *Order buyer's service charges to slaughterers.* (1) On and after October 9, 1945, and notwithstanding the terms of any contract or agency, contract of employment or other contractual arrangement heretofore entered into by a slaughterer and an order buyer (except contracts calling for the payment of salary or wages at regular fixed intervals and which are not dependent upon the volume of hogs purchased for the slaughterer by the order buyer), no slaughterer shall pay, give, grant, or assume liability to pay, give, or grant wages, commissions, fees, dividends, bonuses, gratuities or other forms of compensation to an order buyer in excess of $0.05 per hundredweight for the services performed by such order buyer in purchasing hogs for the account of such slaughterer; and no order buyer shall accept, claim, or otherwise receive wages, commissions, fees, dividends, bonuses, gratuities or other forms of compensation from a slaughterer in excess of $0.05 per hundredweight for the services performed by such order buyer in purchasing hogs for the account of such slaughterer.

(2) An order buyer is a person who, as the agent of a slaughterer, purchases hogs for such slaughterer and meets all of the following requirements:

(i) The hogs purchased by such agent must be weighed for purchase at a terminal market, an interior market or a buying station.

(ii) The hogs purchased by such agent must be for the account of the slaughterer.

(iii) The title to the hogs purchased must not vest in the agent, but shall vest immediately in the slaughterer. Nothing herein contained, however, shall be construed to prevent such an agent from asserting any lien he may have acquired against hogs in his possession for money expended by him on behalf of such slaughterer in the purchase of the particular lot of hogs against which the lien is asserted.

(iv) The invoice, receipt or other written evidence of sale must indicate that title to the hogs purchased is transferred directly from the seller to the slaughterer.

(v) The legal authority to bind the slaughterer to pay the seller for the hogs purchased by such agent on behalf of the slaughterer must exist. Nothing herein contained, however, shall be construed to prevent such slaughterer's agent from paying the seller on behalf of the slaughterer from funds belonging to the agent.

[Paragraph (b) amended by Am. 15, 10 F.R. 12648, effective 10–9–45]

(c) "Public market" means a stockyard which is under the jurisdiction of the Secretary of Agriculture pursuant to the Packers and Stockyards Act of 1921, as amended.

[Paragraph (c) added by Am. 8, 9 F.R. 12279, effective 10–14–44]

(d) *Feeding and bedding charges.* Any dealer or order buyer who furnishes necessary feed or bedding for hogs after being weighed for purchase by a slaughterer and which are either awaiting shipment or are in transit to such slaughterer may charge the slaughterer an amount not to exceed the prevailing market cost of the feed consumed or the bedding used at the point where such feed and/or bedding was provided if the shipment is other than by rail. If the shipment is by rail, the total amounts charged shall be at the same rates which the rail carrier could have charged under its tariffs if it had performed the services. Where such charges are made, under either set of circumstances, an accurate written statement of the items entering into such charge must be given the slaughterer.

[Paragraph (d) added by Am. 15, 10 F.R. 12648, effective 10–9–45]

SEC. 5. *Ceiling prices for live hogs sold for export.* The ceiling price for any lot of live hogs sold to be exported out of the United States shall be determined in accordance with the provisions of the Second Revised Maximum Export Price Regulation [1] issued by the Office of Price Administration.

SEC. 6. *When the new ceiling prices take effect.* On October 4, 1943, the ceiling prices fixed by this regulation take effect. On and after October 4, 1943, no person shall sell or deliver and no person in the course of trade or business shall buy or receive live hogs at a price higher than the ceiling price fixed by this regulation; and no person shall offer to sell live hogs in excess of these ceiling prices.

SEC. 7. *Conditions of sale.* (a) All live hogs sold shall be weighed at a terminal market, interior market or buying station, and all sales of live hogs shall be deemed made on the day of weighing. Live hogs sold to different buyers must be weighed separately.

(b) No sale of live hogs shall be made except at the weight so determined.

(c) All expenses of transporting the hogs to the place of weighing shall be paid by the seller. If the buyer transports the hogs to the place of weighing, a transportation charge of not less than 5 cents per 100 pounds for distances up to and including 6 miles, and not less than 10 cents per 100 pounds for distances over 6 miles, must be deducted from the applicable ceiling price to be paid to the seller by the buyer. The amount of such transportation charge must be shown on the invoice, receipt or other written record of the sale.

[Paragraph (c) amended by Am. 15, 10 F.R. 12648, effective 10–9–45]

(d) The person weighing each live hog or lot of live hogs sold shall write on the invoice of such sale or the receipt evidencing such sale (1) the weight and number of hogs other than sows, boars and stags; (2) the weight and number of sows, boars and stags; (3) his name; and (4) the place and date of weighing: *Provided*, That this requirement shall not apply in the event the person weighing the particular lot of live hogs sold is required by regulation of another Federal governmental agency or by State statute or regulation of a State governmental agency to execute a scale ticket in triplicate containing the same information required to be written on the invoice or receipt by this paragraph (d), except that it may contain the weight and number of hogs weighed in place of the information required by subparagraphs (1) and (2) hereof, and one copy of such scale ticket is delivered to the buyer, one is delivered to the seller or his agent, and one is retained by the weighing agency: *Provided further*, That in the event that the price charged or paid per hundredweight for a lot of live hogs sold does not exceed the ceiling price, at the point of weighing of such lot of live hogs, for sows, boars and stags, the person weighing such lot of live hogs may write on the invoice of such sale or the receipt evidencing such sale the weight and number of hogs weighed in place of the information required by subparagraphs (1) and (2) of this paragraph (d).

[Paragraph (d) amended by Am. 6, 9 F.R. 5075, effective 5–15–44; Am. 7, 9 F.R. 5435, effective as of 5–15–44; Am. 10, 9 F.R. 12969, effective 10–30–44 and Am. 11, 9 F.R. 14606, effective 12–13–44]

(e) Except in instances where the total price per hundredweight charged or paid for all hogs weighed simultaneously in one lot does not exceed the ceiling price per hundredweight established for sows, boars and stags at the point of weighing the simultaneous weighing of sows, boars and stags in one lot of hogs containing hogs other than sows, boars and stags is prohibited.

[Paragraph (e) added by Am. 19, 11 F.R. 1213, effective 2–5–46]

SEC. 8. *Records and reports.* (a) Every person who sells, or in the course of trade or business buys or receives live hogs, and every agent of such a person for sale or purchase shall make and preserve for so long as the Emergency Price Control Act of 1942 remains in effect complete and accurate records of each such sale or purchase showing (1) the date; (2) the name and address of the buyer and the seller; (3) the place at which the live hogs sold were weighed; (4) the weight and number of hogs other than sows, boars and stags, and the price charged or received or paid therefor; and (5) the weight and number of sows, boars and stags, and the price charged or received or paid therefor. In the event that the price charged or paid per hundredweight for a lot of live hogs sold does not exceed the ceiling price, at the point of weighing of such lot of live hogs, for sows, boars and stags, the record of the sale or purchase may show the weight and number of hogs sold and the price charged or received or paid therefor in place of the information required by subparagraphs (4) and (5) of this paragraph (a).

(b) On and after February 5, 1946, and for as long as the Emergency Price Control Act of 1942, as amended, remains in effect, any buyer receiving the invoice and any seller receiving the receipt referred to in paragraph (a) of this section, any buyer or seller or seller's agent receiving copies of the scale ticket referred to in section 7 (d) and any slaughterer receiving the written statement of the items entering into any charge for feed and bedding referred to in paragraph (d) of section 4 shall keep and preserve such invoice, receipt, scale ticket, or written statement for inspection by the Office of Price Administration.

[Paragraph (b) amended by Am. 19, 11 F.R. 1213, effective 2–5–46]

[Sec. 8 amended by Am. 6, 9 F.R. 5075, effective 5–15–44; Am. 7, 9 F.R. 5435, effective as of 5–15–44; Am. 10, 9 F.R. 12969, effective 10–30–44 and Am. 11, 9 F.R. 14606, effective 12–13–44]

SEC. 9. *Indirect price increases.* The price limitations set forth in this regulation shall not be evaded directly or indirectly. An example of an indirect price increase forbidden by this section is a sale of some other commodity to the buyer in conjunction with the sale of live hogs, where the buyer did not normally buy this commodity from the seller in the past. Except as provided in section 4 (a), no payments, commissions or allowances for any service, or for transportation or shrinkage, or for any other purpose shall be made by the buyer of live hogs to the seller, unless the total sales price, including such payment, commission or allowance, is equal to or less than the maximum price: *Provided*, That the following payments shall not be construed as evasions of the price limitations under the following conditions:

(a) A payment or service charge by a buyer to the seller for services rendered to the buyer, if such payment is in accordance with tariffs for such services filed by the seller pursuant to the provisions of the Packers and Stockyards Act, 1921, as amended.

(b) A payment by a buyer to the seller for transporting live hogs from the place of weighing to the buyer's delivery point, if the seller is a common carrier or if the rate paid does not exceed that fixed by the General Maximum Price Regulation.[4]

(c) A payment by a buyer to an order buyer for transporting live hogs from the place of weighing to the buyer's delivery

[1] 8 F.R. 4132, 5987, 7662, 9998, 15193; 9 F.R. 1036, 5435, 5923, 7201, 9835, 11273, 12919, 14436; 10 F.R. 863, 923, 2432, 6590, 8746, 8611, 9586, 10029, 15348; 11 F.R. 1297.

[4] 9 F.R. 1385, 5169, 6106, 8150, 10193, 11274.

point, if the order buyer is a common carrier or if the rate paid does not exceed that fixed by the General Maximum Price Regulation.

[Paragraph (c) added by Am. 21, effective 5-28-46]

[Sec. 9 amended by Am. 1, 8 F.R. 13741, effective 10-5-43 and Am. 3, 9 F.R. 694, effective 1-22-44]

SEC. 10. *Prohibitions.* (a) On and after October 4, 1943, the date this regulation takes effect, if any person sells or delivers or negotiates the sale or delivery of live hogs at prices higher than the ceiling prices herein established, or if any person in the course of trade or business buys or receives or negotiates the purchase or receipt of live hogs at prices higher than the ceiling prices herein established, or otherwise violates any of the provisions of this regulation, he is subject to the criminal penalties, civil enforcement actions and suits for treble damages provided for by the Emergency Price Control Act of 1942, as amended.

(b) The sale of any hog at farm weights to any buyer for purposes other than breeding, scrum production or feeding for more than one month is prohibited. "Farm weight" means the weight of the hog as determined by any manner other than weighing the hog on scales that are located at a terminal market, interior market or buying station.

(c) Specifically, but not exclusively, the following practices are prohibited:

(1) The sale or purchase of slaughter hogs conditioned upon the sale or purchase of breeding hogs, serum hogs or hogs for feeding purposes as indicated in section 1 (a).

(2) The sale or purchase of hogs conditioned upon the sale or purchase of any other commodity by either the seller or the buyer of the hogs.

(3) The sale or purchase of hogs conditioned upon the performance of any service by either the seller or the buyer of the hogs and for which provision is not made in this regulation, or, if the sale is made at a public market, in the rules and regulations established by the Secretary of Agriculture pursuant to the Packers and Stockyards Act of 1921, as amended.

(4) The charging or receiving, or the owing or paying of any consideration, whether money or otherwise, for services not authorized to be performed and paid for under the provisions of this regulation, or, if the sale is made at a public market, for services not authorized to be performed and paid for under the provisions of the rules and regulations established by the Secretary of Agriculture pursuant to the Packers and Stockyards Act of 1921, as amended.

(5) The payment of fees or any other form of compensation for "finding", or otherwise locating hogs for a purchaser.

(6) The offering, express or implied, or the delivery, in token or in kind, of tankage, other protein supplements, or feeds in connection with the purchase or acquisition of hogs; or the solicitation, express or implied, or the acceptance, in token or in kind, of tankage, other protein supplements, or feeds in connection with the sale or delivery of hogs.

[Subparagraph (6) added by Am. 21, effective 5-28-46]

[Sec. 10 amended by Am. 15, 10 F.R. 12648, effective 10-9-45]

ARTICLE II—SPECIAL PROVISIONS

SEC. 11. *Fill practice.* (a) Fill practice at any public stockyard shall be the same as that in effect during the week commencing June 20, 1943.

(b) Except at a public stockyard, no hog may be fed or watered on the day of sale prior to weighing; but (1) hogs may be fed or watered after the weighing referred to in section 7 of Article I, and (2) hogs may be fed or watered prior to weighing at any terminal market, interior market or buying station, if the top price paid for hogs at the market or station on the day before weighing was below the ceiling price.

[Paragraph (b) amended by Am. 3, 9 F.R. 694, effective 1-22-44]

(c) "Public stockyard" means any stockyard under the jurisdiction of the Secretary of Agriculture pursuant to the Packers and Stockyards Act of 1921, as amended.

[Paragraph (c) added by Am. 8, 9 F.R. 12279, effective 10-14-44]

SEC. 12. *Duty of seller to furnish invoice.* (a) Every person selling live hogs shall furnish the buyer with an invoice or accept from the buyer a receipt or both showing (1) the name and address of the buyer and seller; (2) the place at which the hogs sold were weighed; (3) the weight and number of hogs sold other than sows, boars and stags; (4) the weight and number of sows, boars and stags sold; and (5) the price charged or received therefor, separately stated for hogs other than sows, boars and stags and for sows, boars and stags, including all allowances and payments for all services rendered in connection with the sale. In the event that the price charged or paid per hundredweight for a lot of live hogs sold does not exceed the ceiling price, at the point of weighing of such lot of live hogs, for sows, boars and stags, the invoice or receipt, whichever is used, may show the weight and number of hogs sold and the price charged or received therefor, including all allowances and payments for all services rendered in connection with the sale, in place of the information required by subparagraphs (3), (4) and (5) of this paragraph (a).

[Paragraph (a) amended by Am. 6, 9 F.R. 5075, effective 5-15-44; Am. 7, 9 F.R. 5435, effective as of 5-15-44; Am. 10, 9 F.R. 12969, effective 10-30-44 and Am. 11, 9 F.R. 14606, effective 12-13-44]

(b) The invoice shall be delivered to the buyer or the receipt shall be delivered to the seller on the day of weighing of the hogs sold or on the day of delivery of the hogs to the buyer, whichever day is later; and no invoice shall be delivered to the buyer or receipt delivered to the seller until the person weighing the hogs has endorsed on the invoice or receipt the information required to be so endorsed by section 7 (d).

[Paragraph (b) amended by Am. 6, 9 F.R. 5075, effective 5-15-44 and Am. 7, 9 F.R. 5435, effective as of 5-15-44]

(c) If the seller does not deliver an invoice, but accepts a buyer's receipt pursuant to the provisions of this section, the seller shall be estopped from denying the truth of the facts stated on such receipt in any action relating to the enforcement of the maximum prices fixed by this regulation.

SEC. 13. *Appendix A.*

SCHEDULE I—CEILING PRICES FOR LIVE HOGS, OTHER THAN SOWS, BOARS AND STAGS, WHICH ARE WEIGHED AT TERMINAL MARKETS FOR SALE

	Per cwt.
Atlanta, Ga.	$14.50
Baltimore, Md.	15.40
Billings, Mont.	14.95
Boston, Mass.	15.35
Buffalo, N. Y.	15.25
Bushnell, Ill.	14.55
Chattanooga, Tenn.	14.65
Chicago, Ill.	14.85
Cincinnati, Ohio	14.95
Circleville, Ohio	14.75
Cleveland, Ohio	15.05
Coffeyville, Kans.	14.30
Columbus, Ohio	14.80
Cudahy, Wis.	14.70
Dayton, Ohio	14.80
Denver, Colo.	14.80
Detroit, Mich.	15.00
E. St. Louis, Ill. (National Stock Yards, Ill.)	14.80
El Paso, Tex.	14.65
Evansville, Ind.	14.70
Fort Wayne, Ind.	14.75
Fort Worth, Tex.	14.65
Houston, Tex.	14.65
Idaho Falls, Idaho	14.95
Indianapolis, Ind.	14.85
Jersey City, N. J.	15.30
Joplin, Mo.	14.40
Kansas City, Kans.	14.55
Kansas City, Mo.	14.55
Knoxville, Tenn.	14.65
Lafayette, Ind.	14.70
Lancaster, Pa.	15.35
Los Angeles, Calif.	15.80
Louisville, Ky.	14.80
Memphis, Tenn.	14.65
Milwaukee, Wis.	14.70
Montgomery, Ala.	14.55
Muncie, Ind.	14.70
Nashville, Tenn.	14.55
Newark, N. J.	15.30
New Orleans, La.	14.35
Newport, Minn.	14.60
New York, N. Y.	15.30
N. Salt Lake, Utah	15.10
Ogden, Utah	15.10
Oklahoma City, Okla.	14.65
Omaha, Nebr.	14.50
Parsons, Kans.	14.35
Pasco, Wash.	15.50
Peoria, Ill.	14.65
Philadelphia, Pa.	15.35
Pittsburgh, Pa.	15.20
Portland, Oreg.	15.80
Pueblo, Colo.	14.65
Richmond, Va.	14.90
St. Joseph, Mo.	14.55
St. Louis, Mo.	14.80
San Antonio, Tex.	14.65
Seattle, Wash.	15.80
Sioux City, Iowa	14.50
Sioux Falls, S. D.	14.40
So. St. Paul, Minn.	14.60
So. San Francisco, Calif.	15.80
Spokane, Wash.	15.55
Springfield, Ill.	14.65
Springfield, Mo.	14.45
Springfield, Ohio	14.70
Stockton, Calif.	15.65
Toledo, Ohio	14.80
Tulsa, Okla.	14.45
W. Fargo, N. D.	14.30
Washington Court House, Ohio	14.75
Wichita, Kans.	14.50

[Schedule I amended by Am. 1, 8 F.R. 13741, effective 10-5-43; Am. 3, 9 F.R. 694, effective 1-22-44; Am. 4, 9 F.R. 1522, effective 2-11-44; Am. 6, 9 F.R. 5075, effective 5-15-44; Am. 8, 9 F.R. 12279, effective 10-14-44; Am. 11, 9 F.R. 14606, effective 12-13-44; Am 13, 10 F.R. 7343, effective 6-16-45; Am. 14, 10 F.R. 10972, effective 8-23-45; Am. 16, 10 F.R. 12653, effective 10-9-45; Am. 17, 10 F.R. 13776, effective 11-8-45 and Am. 20, 11 F.R. 2772, effective 3-13-46]

SCHEDULE II—CEILING PRICES FOR LIVE HOGS, OTHER THAN SOWS, BOARS AND STAGS, WHICH ARE WEIGHED AT INTERIOR MARKETS FOR SALE

	Per cwt.
Albany, Ga.	$14.35
Albany, N. Y.	15.10
Albert Lea, Minn.	14.40
Allentown, Pa.	15.10
Alton, Ill.	14.55
Altoona, Pa.	15.10
Amarillo, Tex.	14.35
Austin, Minn.	14.40
Belleville, Illinois	14.55
Birmingham, Ala.	14.55
Caldwell, Idaho	15.05
Cedar Rapids, Iowa	14.45
Chester, Pa.	15.10
Clinton, Kentucky	14.40
Columbus, Ga.	14.35
Dallas, Tex.	14.60
Des Moines, Iowa	14.40
Dothan, Ala.	14.35
Dubuque, Iowa	14.45
Duluth, Minn.	14.20
Eau Claire, Wis.	14.40
Elgin, Illinois	14.60
Enid, Okla.	14.25
Fort Branch, Ind.	14.60
Fort Dodge, Iowa	14.35
Fulton, Ky. (including South Fulton, Tenn.)	14.40
Grand Forks, N. D.	14.15
Harrisburg, Pa.	15.10
Henderson, Ky.	14.55
Huron, S. D.	14.25
Jacksonville, Fla.	14.35
Kimberton, Pa.	15.10
Kingston, N. Y.	15.10
Madison, S. D.	14.25
Madison, Wis.	14.55
Marshalltown, Iowa	14.40
Mason City, Iowa	14.40
McKeesport, Pa.	14.95
Mitchell, S. D.	14.25
Moultrie, Ga.	14.35
Newbern, Tenn.	14.40
New Haven, Conn.	15.10
New Salisbury, Ind.	14.60
Ottumwa, Iowa	14.45
Phoenix, Ariz.	15.35
Phoenixville, Pa.	15.10
Poughkeepsie, N. Y.	15.10
Punxsutawney, Pa.	14.95
Purcellville, Va.	14.85
Reading, Pa.	15.10
Reno, Nev.	15.35
Salem, Va.	14.65
San Diego, Calif.	15.55
Scotts Bluff, Nebr.	14.45
Secaucus, N. J.	15.10
Sheridan, Wyoming	14.45
Tacoma, Wash.	15.55
Tallahassee, Fla.	14.35
Terre Haute, Ind.	14.60
Thomasville, Ga.	14.35
Tifton, Ga.	14.35
Topeka, Kan.	14.40
Union City, Tenn.	14.40
Utica, N. Y.	$15.10
Walla Walla, Wash.	15.25
Waterloo, Iowa	14.45
Watertown, S. D.	14.25
Wheeling, W. Va.	14.85
Wilmington, Del.	15.10

[Table amended by Am. 1, 8 F.R. 13741, effective 10-5-43; Am. 3, 9 F.R. 694, effective 1-22-44; Am. 8, 9 F.R. 12279, effective 10-14-44; Am. 9, 9 F.R. 12644, effective 10-18-44; Am. 12, 10 F.R. 3055, effective 3-26-45; Am. 15, 10 F.R. 12648, effective 10-9-45; Am. 16, 10 F.R. 12653, effective 10-9-45; Am. 17, 10 F.R. 13776, effective 11-8-45, and Am. 20, 11 F.R. 2772, effective 3-13-46. Schedule heading amended by Am. 6, 9 F.R. 5075, effective 5-15-44; Am. 10, 9 F.R. 12969, effective 10-30-44 and Am. 11, 9 F.R. 14606, effective 12-13-44]

SCHEDULE III—CEILING PRICES FOR LIVE HOGS, OTHER THAN SOWS, BOARS AND STAGS, WHICH ARE WEIGHED AT BUYING STATIONS FOR SALE

	Per cwt.
1. *Washington*	
(a) Counties of Ferry, Stevens, Pend Oreille, Lincoln, Spokane, Adams, Whitman, Franklin, Walla Walla, Columbia, Garfield, Asotin	$15.15
(b) All counties except those cited in 1 (a) and 1 (c)	15.45
(c) Okanogan, Douglas, Chelan, Kittitas, Grant, Yakima, Benton, Klickitat	15.30
2. *Oregon*	
(a) Umatilla, Union, Wallowa, Grant, Baker, Harney, Malheur, Curry, Josephine, Jackson, Klamath, Lake	15.15
(b) All counties except those cited in 2 (a) and 2 (c)	15.30
(c) Clatsop, Columbia, Washington, Multnomah, Tillamook, Yamhill, Clackamas, Polk, Marion, Linn, Benton, Lincoln	15.45
3. *California*	
(a) Del Norte, Modoc, Humboldt, Trinity, Shasta, Lassen, Siskiyou	15.15
(b) Mendocino, Tehama, Glenn, Butte, Plumas	15.25
(c) Sutter, Yuba, Sierra, Nevada, Placer, Eldorado, Amador, Calaveras, Alpine, Tuolumne, Lake, Colusa	15.35
(d) Monterey, San Benito, Merced, Mariposa, Mono, Madera, Fresno, Kings, Tulare, Inyo	15.25
(e) San Luis Obispo, Kern, Santa Barbara, Ventura, Los Angeles, Orange, San Bernardino, Riverside, San Diego	15.45
(f) Imperial	15.35
(g) All counties except those cited in 3 (a), 3 (b), 3 (c), 3 (d), 3 (e) and 3 (f)	15.45
4. *Nevada*	15.25
5. *Idaho*	
(a) Boundary, Bonner, Kootenai, Benewah, Shoshone, Latah, Clearwater, Nez Perce, Lewis, Idaho	15.05
(b) Adams, Washington, Valley, Payette, Gem, Boise, Canyon, Ada, Elmore, Owyhee	14.95
(c) All counties except those cited in 5 (a) and 5 (b)	14.75
6. *Montana*	
(a) Liberty, Chouteau, Judith Basin, Wheatland, Sweet Grass, Stillwater, Carbon, Hill, Blaine, Phillips, Valley, Daniels, Sheridan, Roosevelt, Fergus, Garfield, McCone, Richland, Dawson, Petroleum, Golden Valley, Musselshell, Rosebud, Prairie, Wibaux, Fallon, Custer, Carter, Powder River, Big Horn, Treasure, Yellowstone	14.65
(b) All counties except those cited in 6 (a)	14.75
7. *Wyoming*	
(a) Sheridan, Johnson, Natrona, Carbon, Campbell, Converse, Albany, Crook, Weston, Niobrara, Platte, Goshen, Laramie	$14.30
(b) All counties except those cited in 7 (a)	14.45
8. *Utah*	14.75
9. *Colorado*	
(a) Logan, Sedgwick, Phillips, Yuma, Kit Carson, Cheyenne, Kiowa, Otero, Bent, Prowers, Huerfano, Las Animas, Baca	14.25
(b) Larimer, Weld, Morgan, Washington, Lincoln, Crowley, Pueblo, Fremont, Custer	14.35
(c) Boulder, Gilpin, Clear Creek, Jefferson, Denver, Adams, Arapahoe, Park, Douglas, Elbert, Teller, El Paso	14.45
(d) All counties except those cited in 9 (a), 9 (b) and 9 (c)	14.35
10. *Arizona*	15.25
11. *New Mexico*	
(a) Colfax, Union, Mora, Harding, San Miguel, Guadaloupe, Quay, Curry, De Baca, Roosevelt, Chaves, Lea Eddy	14.25
(b) All counties except those cited in 11 (a)	14.75
12. *North Dakota*	
(a) All counties except those listed in 12 (b)	13.95
(b) Cavalier, Pembina, Ramsey, Walsh, Nelson, Grand Forks, Eddy, Foster, Griggs, Steele, Traill, Stutsman, Barnes, Cass, La Moure, Ransom, Dickey, Sargent, Richland	14.05
13. *South Dakota*	
(a) Jerauld, Aurora, Douglas, Charles Mix, Brown, Marshall, Day, Roberts, Spink, Clark, Codington, Hamlin, Grant, Deuel, Beadle, Kingsbury, Brookings, Sanborn, Miner, Lake, Moody, Davison, Hanson, McCook, Minnehaha, Hutchinson, Turner, Lincoln, Bon Homme, Yankton, Clay, Union	14.15
(b) All counties except those cited in 13 (a)	14.05
14. *Nebraska*	
(a) Knox, Cedar, Dixon, Antelope, Pierce, Wayne, Dakota, Thurston, Madison, Stanton, Cuming, Burt, Platte, Colfax, Dodge, Washington, Butler, Saunders, Douglas, Sarpy, Seward, Saline, Lancaster, Cass, Otoe, Jefferson, Gage, Johnson, Nemaha	14.15
(b) Keyapaha, Boyd, Brown, Rock, Holt, Blaine, Loup, Garfield, Wheeler, Custer, Valley, Sherman, Greeley, Howard, Boone, Nance, Merrick, Polk, Dawson, Buffalo, Hall, Hamilton, York, Gosper, Phelps, Kearney, Adams, Clay, Fillmore, Furnas, Harlan, Franklin, Webster, Nuckolls, Thayer	14.10
(c) All counties except those cited in 14 (a), 14 (b), 14 (d) and 14 (e)	14.20
(d) Sheridan, Garden and Deuel	14.25
(e) Dawes, Box Butte, Morrill, Cheyenne, Sioux, Scotts Bluff, Banner, Kimball	14.30
15. *Kansas*	
(a) Nemaha, Brown, Doniphan, Jackson, Atchison, Jefferson, Leavenworth, Wyandotte, Shawnee, Douglas, Johnson, Osage, Franklin, Miami, Coffey, Anderson, Linn, Woodson, Allen, Bourbon, Wilson, Neosho, Crawford, Montgomery, Labette, Cherokee	14.20

SCHEDULE III—Continued

	Per cwt.
15. *Kansas*—Continued.	
(b) Republic, Washington, Marshall, Cloud, Clay, Riley, Pottawatomie, Ottawa, Saline, Dickinson, Geary, Wabaunsee, Morris, McPherson, Marion, Chase, Lyon, Harvey, Sedgwick, Butler, Greenwood, Elk, Sumner, Cowley, Chautauqua	$14.15
(c) Norton, Phillips, Smith, Jewell, Graham, Rooks, Osborne, Mitchell, Trego, Ellis, Russell, Lincoln, Ellsworth, Ness, Rush, Barton, Rice, Hodgewan, Ford, Pawnee, Edwards, Stafford, Reno, Clark, Kiowa, Comanche, Pratt, Barber, Kingman, Harper	14.05
(d) All counties except those cited in 15 (a), 15 (b) and 15 (c)	14.20
16. *Oklahoma*	14.15
17. *Texas*	
(a) Dallam, Sherman, Hansford, Ochiltree, Lipscomb, Hartley, Moore, Hutchinson, Roberts, Hemphill, Oldham, Potter, Carson, Gray, Wheeler, Deaf Smith, Randall, Armstrong, Donley, Collingsworth, Parmer, Castro, Swisher, Briscoe, Hall, Childress, Bailey, Lamb, Hale, Floyd, Motley, Cottle, Cochran, Hockley, Lubbock, Crosby, Dickens, King, Yoakum, Terry, Lynn, Garza, Kent, Stonewall, Gaines, Dawson, Borden, Scurry, Andrews, Martin, Howard, Mitchell, Loving, Winkler, Ector, Midland, Glasscock, Sterling, Ward, Crane, Upton, Reagan, Irion, Crockett, Val Verde, Terrell, Pecos, Brewster, Presidio, Jeff Davis, Reeves, Culberson, Hudspeth, El Paso	14.25
(b) All counties except those cited in 17 (a)	14.40
18. *Minnesota*	
(a) Kittson, Roseau, Lake of the Woods, Marshall, Pennington, Red Lake, Polk, Clearwater, Beltrami, Koochiching, Itasca, St. Louis, Lake, Cook, Norman, Mahnomen, Clay, Becker, Hubbard, Wadena, Cass	14.10
(b) All counties except those cited in 18 (a), 18 (c) and 18 (d)	14.15
(c) Sibley, Scott, Dakota, Nicollet, LeSueur, Rice, Goodhue, Wabasha, Brown, Watonwan, Blue Earth, Waseca, Steele, Dodge, Olmsted, Martin, Faribault	14.25
(d) Freeborn, Mower, Fillmore, Houston, Winona	14.30
19. *Iowa*	
(a) Lyon, Osceola, Dickinson, Sioux, O'Brien, Clay, Plymouth, Cherokee, Buena Vista, Woodbury, Ida, Sac, Monona, Crawford, Carroll, Harrison, Shelby, Audubon, Pottawattamie, Cass, Mills, Montgomery, Adams, Fremont, Page, Taylor	14.20
(b) Emmet, Palo Alto, Kossuth, Winnebago, Hancock, Pocahontas, Humboldt, Wright, Calhoun, Webster, Hamilton, Greene, Boone, Guthrie, Dallas, Adair, Madison, Union, Clarke, Ringgold, Decatur	14.25
(c) Worth, Mitchell, Cerro Gordo, Floyd, Franklin, Butler, Hardin, Grundy, Story, Marshall, Polk, Jasper, Warren, Marion, Lucas, Monroe, Wayne, Appanoose	14.30
(d) All counties except those cited in 19 (a), 19 (b) and 19 (c)	14.35
20. *Missouri*	
(a) All counties except those cited in 20 (b), 20 (c), and 20 (d) and 20 (e)	14.25

SCHEDULE III—Continued

	Per cwt.
20. *Missouri*—Continued.	
(b) Putnam, Schuyler, Sullivan, Adair, Linn, Macon, Charlton, Randolph, Howard, Boone, Cooper, Morgan, Moniteau, Cole, Miller, Camden, Pulaski, Dallas, Laclede, Webster, Wright, Douglas, Ozark	$14.30
(c) Scotland, Clark, Knox, Lewis, Shelby, Marion, Monroe, Ralls, Audrain, Callaway, Osage, Maries	14.35
(d) Phelps, Dent, Texas, Shannon, Reynolds, Wayne, Stoddard, Scott, Mississippi, Howell, Oregon, Carter, Ripley, Butler, Dunklin, New Madrid, Pemiscot	14.30
(e) Pike, Montgomery, Lincoln, Warren, St. Charles, Gasconade, Franklin, St. Louis, Jefferson, Crawford, Washington, St. Francois, St. Genevieve, Perry, Iron, Madison, Bollinger, Cape Girardeau	14.40
21. *Arkansas*	14.15
22. *Louisiana*	14.00
23. *Wisconsin*	
(a) Douglas, Bayfield, Ashland, Iron, Vilas, Burnett, Washburn, Sawyer, Price, Oneida, Polk, Barron, Rusk, St. Croix, Pierce, Dunn, Chippewa, Taylor, Lincoln	14.20
(b) Vernon, Crawford, Richland, Sauk, Grant, Iowa, Lafayette	14.35
(c) Florence, Forest, Langlade, Marinette, Pepin, Eau Claire, Clark, Marathon, Buffalo, Trempealeau, Jackson, Wood, Portage, LaCrosse, Monroe, Juneau, Adams	14.30
(d) Shawano, Oconto, Waupaca, Outagamie, Brown, Kewaunee, Door	14.35
(e) All counties except those cited in 23 (a), 23 (b), 23 (c) and 23 (d)	14.45
24. *Illinois*	
(a) Jo Daviess, Stephenson, Carroll, Whiteside, Rock Island, Mercer, Henry, Bureau, Henderson, Warren, Knox, Stark, Marshall, Putnam, Peoria, Woodford, Hancock, McDonough, Fulton, Tazewell, Adams, Schuyler, Brown, Cass, Mason, Menard, Logan, Sangamon	14.40
(b) All counties except those cited in 24 (a) and 24 (c)	14.45
(c) Christian, Fayette, Effingham, Jasper, Crawford, Pike, Scott, Morgan, Calhoun, Green, Jersey, Macoupin, Montgomery, Madison, Bond, Monroe, St. Clair, Clinton, Washington, Marion, Clay, Richland, Lawrence, Jefferson, Wayne, Edwards, Randolph, Perry, Franklin, Hamilton, White, Jackson, Williamson, Saline, Gallatin, Union, Johnson, Pope, Hardin, Pulaski, Massac, Alexander, Wabash	14.40
25. *Michigan*	
(a) Upper Peninsula	14.30
(b) Lower Michigan	
(1) Emmet, Cheboygan, Presque Isle, Charlevoix, Otsego, Montmorency, Alpena, Leelanau, Benzie, Grand Traverse, Kalkaska, Crawford, Oscoda, Alcona, Manistee, Wexford, Missaukee, Roscommon, Mason, Lake, Antrim, Ogemaw, Iosco	14.50
(2) All other counties in Lower Michigan	14.60
26. *Indiana*	
(a) La Porte, Starke, St. Joseph, Marshall, Elkhart, Kosciusko, La Grange, Noble, Steuben, De Kalb, Pulaski, Fulton, Whitley, Allen, White, Cass, Miami, Wabash, Huntington, Wells, Adams, Carroll, Howard, Grant, Blackford, Jay, Randolph, Wayne, Fayette, Union, Franklin, Ripley, Dearborn, Ohio, Switzerland	14.55

SCHEDULE III—Continued

	Per cwt.
26. *Indiana*—Continued.	
(b) Knox, Daviess, Martin, Lawrence, Jackson, Jennings, Jefferson, Scott, Clark, Washington, Harrison, Orange, Crawford, Perry, Dubois, Spencer, Pike, Warrick, Gibson, Vanderburgh, Posey, Floyd	$14.45
(c) All counties except those cited in 26 (a) and 26 (b)	14.50
27. *Ohio*	
(a) Ashtabula, Trumbull, Mahoning, Columbiana, Carroll, Coshocton, Tuscarawas, Harrison, Jefferson, Muskingum, Guernsey, Belmont, Perry, Morgan, Noble, Monroe, Hocking, Athens, Washington, Vinton, Meigs, Jackson, Gallia, Scioto, Lawrence	14.70
(b) Lake, Geauga, Portage, Stark, Summit, Cuyahoga, Medina, Wayne, Holmes, Lorain, Erie, Huron, Ashland, Richland, Knox, Morrow, Delaware, Licking, Franklin, Fairfield, Pickaway, Fayette, Ross, Highland, Pike, Adams, Clinton, Brown	14.65
(c) All counties except those cited in 27 (a) and 27 (b)	14.60
28. *Kentucky*	
(a) Marshall, Calloway, Graves, McCracken, Ballard, Carlisle, Hickman, Fulton	14.35
(b) Robertson, Mason, Lewis, Greenup, Carter, Boyd, Bourbon, Nicholas, Fleming, Bath, Rowan, Elliott, Lawrence, Clark, Montgomery, Menifee, Morgan, Johnson, Martin, Powell, Wolf, Magoffin, Madison, Estill, Lee, Breathitt, Floyd, Pike, Rockcastle, Jackson, Owsley, Laurel, Whitley, Clay, Knox, Bell, Perry, Leslie, Harlan, Knott, Letcher, Carroll, Gallatin, Boone, Kenton, Campbell, Owen, Grant, Pendleton, Bracken, Franklin, Scott, Harrison, Woodford, Fayette, Mercer, Jessamine, Boyle, Garrard, Lincoln, Pulaski, Wayne, McCreary	14.55
(c) All counties except those cited in 28 (a) and 28 (b)	14.45
29. *Tennessee*	
(a) Lake, Obion, Weakley, Henry, Dyer, Gibson, Carroll, Benton, Lauderdale, Crockett, Madison, Henderson, Decatur, Tipton, Haywood, Shelby, Fayette, Hardeman, Chester, McNairy, Hardin	14.30
(b) All counties except those cited in 29 (a)	14.45
30. *Mississippi*	14.15
31. *Alabama*	
(a) Choctaw, Washington, Mobile, Marengo, Clarke, Baldwin, Wilcox, Monroe, Dallas, Conecuh, Escambia, Autauga, Lowndes, Butler, Covington, Crenshaw, Montgomery, Elmore, Lee, Macon, Russell, Bullock, Pike, Barbour, Coffee, Dale, Henry, Geneva, Houston	14.25
(b) All counties except those cited in 31 (a)	14.40
32. *Maine*	15.00
33. *New Hampshire*	15.00
34. *Vermont*	15.00
35. *Massachusetts*	15.00
36. *Connecticut*	15.00
37. *Rhode Island*	15.00
38. *New York*	
(a) Niagara, Orleans, Monroe, Erie, Genesee, Wyoming, Livingston, Chautauqua, Cattaraugus, Allegany	14.85
(b) All counties except those cited in 38 (a)	15.00
39. *New Jersey*	15.00

SCHEDULE III—Continued

	Per cwt.
40. *Pennsylvania*	
(a) Erie, Crawford, Warren, McKean, Potter, Mercer, Venango, Forest, Elk, Cameron, Lawrence, Butler, Clarion, Jefferson, Clearfield, Beaver, Armstrong, Indiana, Washington, Allegheny, Westmoreland, Cambria, Greene, Fayette, Somerset	$14.85
(b) All counties except those cited in 40 (a)	15.00
41. *Delaware*	15.00
42. *Maryland*	15.00
43. *Virginia*	
(a) Frederick, Clarke, Loudoun, Fairfax, Arlington, Prince William, Fauquier, Warren, Shenandoah, Rockingham, Page, Rappahannock, Madison, Greene, Culpeper, Orange, Stafford, Augusta, Highland	14.75
(b) Isle of Wight, Nansemond, Southampton, Surry and Sussex	14.65
(c) All counties except those cited in 43 (a) and 43 (b)	14.55
44. *West Virginia*	14.75
45. *North Carolina*	14.55
46. *South Carolina*	14.40
47. *Georgia*	
(a) Harris, Talbot, Upson, Crawford, Bibb, Twiggs, Wilkinson, Washington, Jefferson, Glascock, Richmond, Muscogee, Chattahoochee, Marion, Taylor, Peach, Houston, Macon, Bleckley, Laurens, Johnson, Burke, Schley, Stewart, Webster, Sumter, Dooly, Pulaski, Dodge, Wheeler, Treutlen, Emanuel, Jenkins, Screven, Quitman, Randolph, Terrell, Lee, Crisp, Wilcox, Telfair, Montgomery, Toombs, Candler, Bulloch, Effingham, Evans, Tattnall, Clay, Calhoun, Dougherty, Worth, Turner, Ben Hill, Jeff Davis, Appling, Wayne, Long, Liberty, Bryan, Chatham, Early, Baker, Miller, Seminole, Decatur, Mitchell, Grady, Thomas, Colquitt, Tift, Irwin, Coffee, Bacon, Cook, Berrien, Atkinson, Ware, Pierce, McIntosh, Glynn, Brooks, Lowndes, Lanier, Echols, Clinch, Charlton, Brantley, Camden	14.25
(b) All counties except those cited in 47 (a)	14.40
48. *Florida*	14.25
49. *District of Columbia*	14.55

[Table amended by Am. 1, 8 F.R. 13741, effective 10–5–43; Am. 3, 9 F.R. 694, effective 1–22–44; Am. 4, 9 F.R. 1522, effective 2–11–44; Am. 5, 9 F.R. 2654, effective 3–13–44; Am. 8, 9 F.R. 12279, effective 10–14–44; Am. 15, 10 F.R. 12648, effective 10–9–45; Am. 16, 10 F.R. 12653, effective 10–9–45 and Am. 20, 11 F.R. 2772, effective 3–13–46. Schedule heading amended by Am. 6, 9 F.R. 5075, effective 5–15–44; Am. 10, 9 F.R. 12969, effective 10–30–44 and Am. 11, 9 F.R. 14606, effective 12–13–44]

SEC. 14. *Petitions for amendment.* Any person seeking an amendment of any provision of this Maximum Price Regulation No. 469 may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1[1] issued by the Office of Price Administration.

[Sec. 14 added by Am. 19, 11 F.R. 1213, effective 2–5–46]

Effective date: This regulation shall become effective October 4, 1943. [Maximum Price Regulation 469 originally issued September 11, 1943]

NOTE: The reporting requirements of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

[Effective dates of amendments are shown in notes following the parts affected]

Issued this 23d day of May 1946.

PAUL A. PORTER,
Administrator.

[Am. 21 approved by Clinton P. Anderson, Secretary of Agriculture, on May 7, 1946]

[F. R. Doc. 46–8715; Filed, May 23, 1946; 11:38 a. m.]

PART 1305—ADMINISTRATION

[SO 160]

INDIVIDUAL ADJUSTMENTS TO MAINTAIN NORMAL PEACETIME EARNINGS FOR CERTAIN INDUSTRIES

A statement of the considerations involved in the issuance of this supplementary order, issued simultaneously herewith has been filed with the Division of the Federal Register.

SECTION 1. *Scope of this supplementary order.* This supplementary order provides a method by which manufacturers in certain industries, which are listed in Appendix A, may automatically increase their ceiling prices for the commodities they manufacture included within the listed industry or industry group. The increase, if any, to which the manufacturer is entitled under this order, is one which will enable him to earn at least the margin of profit to sales specified for his industry in Appendix A, after taking into consideration the recent changes in wage rates and materials prices. This order is a part of the general program of OPA under the new wage price policy contained in Executive Order 9697. For most industries in which adjustments are required under the Executive order, action will take the form of a percentage increase which each manufacturer may add to his existing ceiling prices, calculated to give the industry as a whole a return on net worth equal to the 1936–1939 rate after giving effect to current wage rates and materials prices. Because of the urgent need for prompt action and the size of the undertaking it will plainly be impossible to make a study of every industry to ascertain the increase required, if any. The industries listed in Appendix A of this order are those for which no study will be made. They are industries which are not of a major significance in the total national economy or those which are not comprised of any well-defined group of manufacturers so that individual adjustment is a suitable method of meeting the requirements of the Executive order. No industry will be listed, however, unless it appears that industry action would otherwise be required within three months under the terms of Executive Order 9697.

SEC. 2. *How to proceed under this order.* If your industry is listed in Appendix A, you can figure the amount of ceiling price increase, if any, to which you are entitled under this order by using OPA Form 611–2800 which can be obtained from any OPA District Office, where you may also receive assistance in completing the form. If you qualify for an increase, you then file two copies of the form with the OPA District Office for the district in which your principal place of business is located. Unless OPA notifies you not to do so, you may begin to sell and deliver articles at your new ceiling prices twenty days after you mail your report to OPA. However, if within the twenty-day period OPA asks you to furnish additional information, you may not begin to sell and deliver at your new ceiling prices until twenty days after the day you mail the information which OPA has requested. OPA may later order any of the new ceiling prices to be decreased (but not retroactively if it finds you did not calculate them correctly.

(The word "you" in this order means any manufacturer affected by it)

SEC. 3. *How to calculate your new ceiling prices.* To calculate the amount of increases, if any, which you are allowed under this order, follow the procedure described in OPA Form 611–2800, and its accompanying instructions, which are a part of this supplementary order.

In general, the adjustment will be calculated as follows:

First, select the profit and loss statement for the year 1945 for the smallest unit of your business for which you regularly maintain separate accounts and which manufacturers the products of the industry listed in Appendix A. If your fiscal year did not begin on January 1, 1945, use the profit and loss statement for the most recent fiscal year.

Second, add to the total cost figure in the profit and loss statement an amount which reflects the "approved" increases in wages and salaries and the legal increases in materials prices or decreases in materials costs which have taken place since the closing date of the profit and loss statement.

An "approved" wage increase is one which the Price Administrator is permitted to take into account under the Supplementary Wage and Salary Regulations issued by the Economic Stabilization Director on March 8, 1946. These include all wage and salary increases lawfully made before February 14, 1946, with or without specific approval of the appropriate wage or salary stabilization agency, any wage or salary increase made at any time in accordance with a governmental recommendation in a wage controversy announced before February 14, 1946, increases made on and after February 14, 1946 by most employers employing eight or less employees, and other increases which have been given specific approval by regulations or specific order of the Office of Economic Stabilization, the Wage Stabilization Board or other appropriate wage or salary stabilization agency.

Third, you may, if you wish, add to the total cost figure a further amount, to take account of increases in "approved" wages and salaries and legal increases and decreases in materials prices which occurred during the accounting period

[1] 9 F.R. 10476, 13715; 10 F.R. 11295.

covered by the statement but which did not affect your production costs during the entire period and therefore are not completely reflected in the statement. (For example, if the ceiling price of a particular material you use was increased on July 1, 1945 so that thereafter you charged it to your production cost at a 10% higher rate, you may increase your total cost figure by 10% of the total amount of that material used prior to that date, since the profit and loss statement shows the effect of the increase for only half the year, if you operate on a calendar year basis.)

Fourth, if these net increases in total cost reduce your percentage of profit to sales below the percentage listed opposite your industry or industry group in Appendix A, you may increase your ceiling prices for the commodities included under the industry or industry group in Appendix A by an amount sufficient to restore that profit percentage. (The percentages listed in Appendix A have been calculated to return a percentage of profit to sales equivalent to the return on net worth earned by the particular industry or industry group on the average during the years 1936–1939.)

NOTE: If your ceiling price for a particular product changed during the accounting period, a special adjustment for that fact must be made. This adjustment is explained on OPA Form 611–2800.

SEC. 4. *When the 1945 profit and loss statement is unrepresentative.* If your 1945 profit and loss statement

(a) Shows net sales of less than 75% of your 1941 sales, *or*

(b) Includes sales on contracts or subcontracts with any United States war procurement agency or with any Allied Government of more than one-third of your total sales,

Then you may not use the 1945 profit and loss statement as a basis for calculating your increase. Instead you will make your adjustment from your profit and loss statement for the most recent three-month period beginning not earlier than January 1, 1946, unless your operation during those months was affected by strikes, seasonal factors, or was otherwise distorted, in which event you may use the most recent quarterly statement not affected by distorting factors.

NOTE: If you were not in business during 1941, use your profit and loss statement for the most recent fiscal years. If you were not in business before January 1, 1945, however, you should use the quarterly statement called for by this section.

SEC. 5. *Wholesale and retail ceiling prices*—(a) *Items other than food.* Wholesalers and retailers may increase their ceiling prices as provided in Supplementary Order 153—Adjustments at Wholesale and Retail Where Suppliers Have Received Individual Adjustments. Under that order, wholesalers and retailers may increase their ceiling prices by the percentage by which the manufacturer may increase his ceiling price under this order, when the ceiling price of the article being sold by the wholesaler or retailer is fixed under the General Maximum Price Regulation, or Maximum Price Regulation 142 or 210. Each manufacturer who receives an adjustment under this order must therefore provide each of his customers, before, or at the time of the first sale at the higher ceiling price, with a notice stating that the OPA has allowed the manufacturer an individual increase under this order and giving the percentage of the manufacturer's individual increase. Wholesalers receiving such a notice must give the same or a similar notice to their customers, before or at the time of their first sale at the higher ceiling price.

(b) *Food.* With the first delivery after the date of any change in a seller's ceiling price under this order of an item of food covered by MPR 421, 422, or 423, the seller shall supply each wholesaler and retailer subject to those regulations, with written notice reading as follows:

(Insert date)

NOTICE TO WHOLESALERS AND RETAILERS

Our OPA ceiling price for (describe item by kind, variety, grade, brand, container type and container size) has been changed under Supplementary Order 160. We are authorized to inform you that if you are a wholesaler or retailer pricing this item under Maximum Price Regulation No. 421, 422, or 423, you must refigure your ceiling price for this item on the first delivery of it to you from your customary type of supplier with this notification after (insert date of change in ceiling price). You must refigure your ceiling price following the rules in section 6 of Maximum Price Regulation No. 421, 422, or 423, whichever is applicable to you.

For the period of 60 days after figuring the new ceiling price for the item, and with the first shipment after the 60 day period to each person who has not made a purchase within that time, the seller shall include in each case, carton or other receptacle containing the item, the written notice set forth above, or securely attach it to the outside. However, for sales direct to any retailer, the seller may supply the notice by attaching it to, or stapling it on, the invoice covering the shipment, instead of providing it with the goods.

SEC. 6. *Orders modifying this supplementary order.* The provisions of this supplementary order as applied to certain commodities or persons subject to the order, may be modified by general orders under this section or by orders under any regulation establishing manufacturers' ceiling prices for articles subject to this supplementary order.

SEC. 7. *Delegation of authority.* The Price Administrator, any Regional Administrator, and any District Director who has been authorized to act by the appropriate Regional Administrator, may make adjustments or act upon applications for adjustment under this order.

This supplementary order shall become effective on the 28th day of May 1946.

NOTE: The reporting requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 23d day of May 1946.

PAUL A. PORTER,
Administrator.

APPENDIX A

Industry	*Profit percentage*
Fruit and vegetable branch:	
Canned ripe olives. (Canned ripe olives means whole unpitted ripe olives and sliced chopped ripe olives, enclosed in any container whether or not hermetically sealed)	5
Citrus marmalade and other citrus and tropical jams, preserves, and jellies. (Citrus fruit marmalade means any viscous or citrus fruit spread obtained by cooking a mixture of citrus fruit (including pulp and peel) and saccharine ingredients. Tropical or citrus fruit preserves and jams means any viscous or semi-solid fruit spread obtained by cooking a mixture of tropical or citrus fruit and saccharine ingredients. Tropical fruit jellies means any semi-solid fruit spread of gelatinous consistency obtained by cooking a mixture of tropical fruit juice and saccharine ingredient)	6.5
Fountain fruits and flavored syrups. Fountain fruits means a product made of fruits (either whole, cut or crushed), added sugar solids constituting at least 40% of the product by weight, and color, flavoring, acidulent or preservative, and which is ordinarily used as an ice cream topping or dressing, or in the manufacture of ice cream. Flavored syrups means aqueous solutions, with or without edible acidulents, consisting of sugars not less than 55% by weight, and flavorings in commercial quantities (other than those native to the sweetening ingredients) including solutions to which have been added nuts in any form, and any one or more of the following: Gelatin, albumen, vegetable gums, milk fats and milk solids. Included are fountain syrups, nut sundae toppings, nuts in syrup, nuts in caramel, nuts in butterscotch, and marshmallow topping. Blended syrups are not included	4
Rubber, chemicals and drugs branch:	
Molded, extruded, lathe-cut, and chemically-blown sponge mechanical rubber goods	7
Vulcanized vegetable oil	7
Durable goods branch:	
Cotton rugs	3.5
Mirrors	4.1
Umbrella frames	4.5
Textiles branch:	
Cotton pick sacks	3
Haircloth (interlining fabric made from cotton, synthetic fibers, wool and/or other animal fibers)	4
Schiffli embroidery (produced on seller's own equipment)	2.5
Leather, fur, and fibers branch:	
Harness and saddlery. (Harness and saddlery includes riding equipment and turf goods except shoes, apparel and hardware. It also includes such allied products as collar pads, saddle blankets or pads, and saddle trees (covered or uncovered)	2
Heels including heel blocks and finished wood heels, synthetic hardwood heels, and built-up heels (made of leather, or combinations of leather, leatherboard and/or fiberboard), but excluding rubber heels	3
Finished shoe lasts made of wood	3

OPA Form 611-2800 Form Approved
Budget Bureau No. 08-R1657
Approval Expires June 30, 1946
UNITED STATES OF AMERICA
OFFICE OF PRICE ADMINISTRATION
WASHINGTON 25, D. C.

REPORT OF CEILING PRICE ADJUSTMENT UNDER SUPPLEMENTARY ORDER NO. 160

Name of firm

Address—Number and street

City, postal zone number, State

File two copies of this report with the District Office for the district where your principal place of business is located.

READ THE INSTRUCTIONS CAREFULLY BEFORE YOU BEGIN TO FILL OUT THIS FORM

You may use this form to report an adjustment in your ceiling prices only if you manufacture commodities within one or more of the industry classifications listed in Appendix A of Supplementary Order 160 and if your existing maximum prices for those commodities do not permit you to realize the margin of profit designated for each industry classification in Appendix A of that order.

To calculate the amount of the adjustment, if any, to which you are entitled, you must first determine in Part I the appropriate organizational unit of the business and the fiscal period which you will use as a basis for the calculations. Second, you must supply in Part II the profit and loss statement covering the organizational unit and the fiscal period selected in Part I. Any adjustments in that profit and loss statement necessary to reflect current materials prices, wage rates, salaries, and ceiling prices on your product may be reported in Part III. You may then determine in Part IV, from the preceding information, the increase factor which you apply to your existing ceiling prices to determine your new ceiling prices.

PROCEDURE

1. File duplicate copies of this form when completed with the OPA District Office for the district where your principal place of business is located.

2. Unless notified to the contrary, you may begin to sell and deliver articles at your new maximum prices 20 days after you mail this report to OPA (or 20 days after you mail any additional information OPA requests from you). However, after this 20-day period, OPA may require you to change any of the new ceiling prices if it finds that you did not calculate them correctly.

PART I.—SELECTION OF THE APPROPRIATE PROFIT AND LOSS STATEMENT

Select in Item 1 below the organizational unit on which your report will be based. Then fill in the sales information relating to this organizational unit in Item 2. On the basis of this information, you will determine in Item 3 whether to use the profit and loss statement covering your most recent fiscal year or your most recent quarter after January 1, 1946.

1 Name of organizational unit

2 Classification of Sales. Fill in the following sales information relating to the organizational unit selected in Item 1 for the periods specified.

	Classification (1)	Most recent fiscal year From: To: (2)	Most recent quarter From: To: (3)
a	Total sales		
a 1	Sales on contracts or subcontracts with a U. S. War Procurement Agency or an Allied Government.		
a 2	Other sales		
a 3	Total		
b	Commodity groups eligible for adjustment (as listed in Appendix A).		
b 1			
b 2			
b 3			
b 4			
b 5	Total		

3 Determination of fiscal period. If your answer is "yes" to both a and b below, you must supply in Item 4 the profit and loss statement covering your most recent fiscal year. If your answer is "no" to either of these questions, then you must supply in Item 4 the profit and loss statement covering your most recent quarter after January 1, 1946.

		Yes	No
a	Were the net sales in the organizational unit selected in Item 1 during your most recent fiscal year equal to 75% or more of the net sales of $_____ for the same organizational unit during 1941?	☐	☐
b	Were your sales on contracts and subcontracts with any U. S. War Procurement Agency or any Allied Government during your most recent fiscal year (Item 2a, line 1, column 2) equal to or less than one-third of total sales during that period in the organizational unit reported in Item 1 (Item 2a, line 3, column 2).	☐	☐

PART II.—FINANCIAL DATA

The basic financial information on which the adjustment will be determined is set forth in this Part II.

4 Profit and loss statement. Supply in column 2, a profit and loss statement for the organizational unit selected in Item 1 and for the fiscal period determined in Item 3. Your overall profit and loss statement for the same period should be submitted in Column 3, unless you have reported on this basis in Column 2.

	Item (1)	Organizational unit From: To: (2)	Overall From: To: (3)
a	Net sales (after returns, allowances and cash discounts).		
b	Materials used		
c	Labor		
d	Other factory cost		
e	Net change in in-process and finished inventories (add decrease or deduct increase).		
f	Selling, general, and administrative		
g	Non-operating expenses net of other income.		
h	Total costs and expenses		
i	Net profit before taxes on income		

PART III.—CALCULATION OF COST AND SALES ADJUSTMENTS

The adjustments necessary to reflect current materials prices, wage rates, salaries, and ceiling prices on your product may be calculated in Items 5 through 8 below.

If no substantial changes have occurred in any of these factors during or since the accounting period reported in Item 4, you may omit this Part III entirely and move directly to the calculation of your price adjustment in Part IV.

If such changes of a substantial nature have occurred, the adjustments in this Part III will enable you to have them reflected in your price increase.

To simplify the calculations, you may prefer to limit consideration only to changes occurring since the closing date of the accounting period reported in Item 4. If you wish, however, you may also report changes which occurred during that accounting period, but in this case, since the changes would already be partially reflected in your profit and loss statement, the adjustment would apply only to costs incurred, or sales prior to the change.

You may omit any of the cost schedules below (Items 5 through 7) where no changes have occurred or where the changes do not seem to be sufficiently important to warrant consideration. However, if you report any changes in Items 5 through 7, you must fill in Item 8 for the same period.

Please check below the basis of your calculations.

☐ Adjustment to cover only changes since the closing date of the accounting period reported in Item 4, Column 2.

☐ Adjustment to cover changes since the beginning of the accounting period reported in Item 4, Column 2.

5 Adjustment for materials price changes

	Identification of material (name, specifications, etc.) (1)	Date (2)	Dollar amount used prior to change (3)	Percentage change (4)	Dollar amount of adj. col. 3 x col. 4 (5)	Name and address of supplier (6)
a						
b						
c						
d						
e						
f	Total	xxx	xxx	xxx		xxx

6 Adjustment for wage rate changes

a Analysis of wage actions

	Department, occupation or job classification (1)	Date of adjustment (2)	Wages paid prior to adjustment (3)	Percentage change (4)	Dollar amount of adjustment Col. 3 x Col. 4 (5)	Authority (6)
1						
2						
3						
4	Total	xxx	xxx	xxx		xxx

b Comparative pay-roll information

	Item (1)	Beginning or end of fiscal period (2)	Current (3)
1	Pay roll period	From ____ To ____	From ____ To ____
2	Total hours worked by factory employees		
3	Total earnings at straight time rates		
4	Average straight-time hourly earnings (line 3÷line 2)		

7 Adjustment for salary changes

	Identification of groups affected (1)	Date of adjustment (2)	Aggregate salaries paid prior to adjustment (3)	Percentage change (4)	Dollar amount of adjustment Col. 3 x Col. 4 (5)	Authority (6)
a b c d e	Total....	xxx	xxx	xxx		xxx

8 Adjustment of net sales

	Name of product (1)	Date of adjustment (2)	Percentage change (3)	Sales between beginning of fiscal period and date of adjustment (4)	Dollar amount of adjustment Col. 3 x Col. 4 (5)	Authority (6)
a b c	Total....	xxx	xxx	xxx		xxx
d	Unadjusted net sales (Item 4a, Column 2)				$.....	
e	Adjusted net sales. (Line d plus Line e.)				$.....	

PART IV—DETERMINATION OF PRICE ADJUSTMENT

9 Calculation of adjusted total cost.

a	Total cost and expenses during recent fiscal period (Item 4h, Column 2)	$.....
b	Adjustment for materials price changes (Item 8f)	.....
c	Adjustment for wage rate changes (Item 6a, line 4)	.....
d	Adjustment for salary changes (Item 7e)	.....
e	Adjusted total cost and expenses (add lines a through d)	.....

10 Calculation of price increase factor. Compute below an increase factor for each commodity group, listed in Item 2b, on which you are eligible for adjustment. Make the calculations for each group in the column numbered to correspond to the line in Item 2b on which the group was listed.

	Item	(1)	(2)	(3)	(4)
a	Adjusted net sales (Item 8f)				
b	Profit percentage (as listed in Appendix A)				
c	Profit allowance (line a x line b)				
d	Adjusted total cost and expenses (Item 9e)				
e	Adjusted total cost and expenses plus profit (line c+line d)				
f	Price increase factor (line e÷line a)				

I certify that the statements contained herein or attached hereto are true and correct to the best of my knowledge and belief.

Sign here ..... (Name of authorized agent) (Title) (Date)

SPECIFIC INSTRUCTION TO ACCOMPANY OPA FORM 611-2800

PART I—SELECTION OF THE APPROPRIATE PROFIT AND LOSS STATEMENT

Item 1: Identify the organizational unit for which you are submitting a profit and loss statement in Item 4. This should represent the smallest unit of your business for which you regularly compile a separate statement and which includes all the commodities falling within one or more of the industry classifications listed in Appendix A. This profit and loss statement, therefore, may be for a department, division, plant, subsidiary, or any other unit for which separate accounts are customarily compiled. If there are no such operating subdivisions, the statement will cover the entire business.

Where eligible commodities are manufactured in two or more organizational units, you will need to file a separate report for each such unit. If you prefer, however, you may calculate your adjustment for all the eligible commodities in a single report, provided that the calculations are based on a consolidated profit and loss statement covering all the affected departments. In this case, identify all the organizational units which you have combined for the purposes of the report.

Item 2b: List only industry classifications appearing in Appendix A of the Order. The figures in columns 2 and 3 should cover total sales of all commodities in each of the eligible industry classifications, including sales on contract or subcontract with the U. S. or an Allied Government.

Item 3: If you are required to report on a quarterly basis, you must report for the most recent quarter after January 1, 1946, unless your operation during those months was affected by strikes or was otherwise distorted. In this case, select the most recent quarter during which such distorting factors were not present.

If you report for an alternative quarter, because of such abnormalities in your most recent quarter, then you must submit on a separate sheet a statement describing the conditions which you regard as causing your most recent quarter to be unsatisfactory.

If you were not in business during 1941, use your profit and loss statement for the most recent fiscal year. However, if you did not enter business before January 1, 1945, you should use the quarterly statement.

PART II—FINANCIAL DATA

Item 4: The profit and loss statement must be prepared in accordance with generally accepted accounting principles. In addition, the following rules must be observed:

(a) The profit and loss statement must not reflect costs due to (1) unlawful or unapproved wages or salaries, (2) unlawful prices for materials, (3) provision for special reserves and contingencies, or (4) amortization of emergency facilities at depreciation rates in excess of normal.

(b) If there have been transactions with affiliated corporations or businesses which either are of a kind which would not result from arms' length bargaining or which differ from the transactions which the manufacturer has customarily had with such affiliates, the profit and loss statement must be adjusted to reflect the results which would emerge from such arms' length bargaining or the normal relations with your affiliates.

Column 2. Supply the profit and loss statement for the organizational unit identified in Item 1. This will cover your overall operation if the information cannot be supplied for a subordinate organizational unit.

Column 3. If an organizational unit is reported in Column 2, supply in Column 3, the profit and loss statement for the next highest organizational unit which includes the unit reported in Column 2. If you are reporting your overall operation in Column 2, you may omit column 3.

Item 4b: In determining the total for materials used, the same inventory valuation method must be used in determining both the beginning and the ending inventory.

Items 4d, 4f, and 4g: Do not include in these items any amounts not properly chargeable as operating costs or expenses applicable to the particular P & L period.

Item 4e: The same inventory valuation method must be used in determining both the beginning and the ending inventory.

NOTE.—Any adjustments to your profit and loss statement which are necessary in order to conform to the above instructions should be shown and fully explained on a separate sheet and filed with your report.

PART III—CALCULATION OF COST AND SALES ADJUSTMENT

Item 5, Column 1: Identify each material or part on which you experience a price change (increase or decrease) during the period for which you are reporting cost and price changes and which you consider sufficiently important to include in the adjustment of your profit and loss statement.

Column 2: Give date of first invoice on which material or part was billed to you at the changed price.

Column 3: Enter the dollar amount of the material specified in Column 1 which was used during the accounting perior prior to the date you began charging the material to production at the higher price. If you are reporting cost and prices changes since the close of that accounting period, the figure in this column will equal the total of the material used during the accounting period. The date on which the material is first charged to production at the changed price will ordinarily be later than the date in Column 2 by the number of days' inventory of the material on hand when it was first invoiced at the changed price.

If more than one material price change is reported for the same material, then for each subsequent change enter the dollar value of the material used during the accounting period prior to the date you began charging the material to production at the changed price plus any amounts entered in Column 5 covering previous changes in the price of that material.

Column 4: Calculate the percentage change in the price for the material by dividing the difference between the price before and after the adjustment by the price before the adjustment. The prices used for this calculation should be those appearing on the last invoice before the change and on the first invoice on which the material was billed at the changed price.

The processing of your case will be expedited if you submit with your application the invoices (or copies thereof) used in calculating these percentages. These will be returned to you upon request.

Column 5: The figure for a price decrease should be entered as a negative quantity.

Item 6a, Column 1: An entry should be made for each separate occasion of an approved wage increase among the factory employees in the organizational unit designated in Item 1. The change might involve only one job, or might include several job classifications, or even the whole of a department or plant.

An "approved" wage increase is one which the Price Administrator is permitted to take into account under the Supplementary Wage and Salary Regulations issued by the Economic Stabilization Director on March 8, 1946.

These include all wage and salary increases lawfully made before February 14, 1946, with or without specific approval of the appropriate wage or salary stabilization agency, any wage or salary increase made at any time in accordance with governmental recommendation in a wage controversy announced before February 14, 1946, increases made on and after February 14, 1946 by most employers employing eight or less employees, and other increases which have been given specific approval by regulations or specific order of the Office of Economic Stabilization, the Wage Stabilization Board or other appropriate wage or salary stabilization agency.

Column 2: Give date of specific approval. If such approval was not required, give date the adjustment was instituted. List only adjustments occurring within the relevant period checked on the form: that is, since end of the fiscal period reported in Item 4 or since the beginning of that period.

Column 3: Enter the total wages paid to the group specified in Column 1 during the accounting period but prior to the date the adjustment was reflected in current payrolls. If you are reporting cost and price changes since the close of that accounting period, this figure will equal the total wages paid that group during the entire accounting period.

If more than one wage change is reported for the same labor group, then for each subsequent change enter the total wages paid that group during the accounting period prior to the change plus any amounts entered in Column 5 covering previous changes in wages paid that group.

Column 4: Enter the percentage change in the wage rates of the groups specified in Column 1. If the wage adjustment was authorized in cents per hour, you may convert it to percentage terms by dividing the amount of the change by the average straight-time hourly earnings of the group during the last normal payroll period immediately prior to the adjustment.

If the group includes more than one job classification or level receiving non-uniform adjustments, the figure reported should represent the weighted average of all the changes. The weighted average may be determined by multiplying the amount of each separate change by the number of employees affected and dividing the sum of these products by the total number of employees receiving the adjustment.

Wage changes in the form of fringe adjustments, such as in paid vacations or shift differentials, may also be included. Such adjustments must be converted to the average percentage effect they will have on total payroll.

Column 6: Indicate type of authorization as follows:

(a) For each specific authorization, insert the WLB or WSB Agency ordering or approving the change, the case number, and the date of the ruling or order.

If the group includes employees receiving non-uniform adjustments, the figure reported should represent the weighted average of all the changes. See the Instruction to Item 6, Column 4, for the method to be used in computing a weighted average.

Column 6: If the adjustment came within the jurisdiction of the War Labor Board or the Wage Stabilization Board, follow the instructions to Item 6, Column 6. If it was within the jurisdiction of the Stabilization Unit of the Bureau of Internal Revenue, then identify BIR Office approving the change and give approval date.

Item 8, Column 1: List each product on which there has been a price adjustment during the period for which you are reporting cost and price changes.

Column 4: Enter the dollar amount of the sales of the product prior to the date the adjusted ceiling price became effective. If you are reporting changes in costs and prices occurring since the close of the accounting period reported in Item 4, then enter the total sales of the produce during that period. If you are reporting increases in ceiling prices occurring during the accounting period, and if more than one increase occurred, enter for each increase the actual sales of the product prior to the increase plus the amount of the increase resulting from previous adjustments on that product, and recorded in Column 5.

Column 6: Give details of OPA authorization, including date, order number, if any, and Office approving the increase.

PART IV—DETERMINATION OF PRICE ADJUSTMENT

Item 10: To arrive at your new maximum prices, you multiply the maximum prices of each article in each eligible commodity group in effect on the date the application was filed by the appropriate factor appearing on line *f*. The percentage increase to which you are entitled is indicated by the numbers to the right of the decimal point. Thus an increase factor of 1.075 means you may increase your prices by 7½ per cent. If the factor you derive is less than 1.00 (e. g. 0.95), you are not entitled to any adjustment under the order and you should not file a report.

You may apply the increase factor only to the eligible commodities even though other commodities may have been covered by the profit and loss statement used as a basis for the calculations.

(b) For other adjustments, such as those under WLB or WSB general orders, or voluntary adjustments between August 18, 1945 and February 14, 1946 (which were automatically approved by Executive Order 9697), indicate type of authorization and the authorizing WLB or WSB Agency if they are relevant.

Item 6b, Line 1: Give dates of payroll periods used. If you are adjusting for cost and price changes since the end of the accounting period used in Item 4, report in Column 2 for the last payroll period in that accounting period. If you are adjusting for cost and price changes since the beginning of the accounting period, report for the first payroll period in the accounting period during which wage rates remained unchanged.

Report in Column 3 for your most recent payroll period.

Line 2: Fill in number of hours worked by all factory employees in the organizational unit reported in Item 1 during each of the payroll periods used.

Line 3: Total earnings of employees at straight-time rates means earnings (1) before deductions for Social Security, withholding taxes, insurance, hospitalization dues, etc., (2) inclusive of regularly recurring bonus payments, such as production bonuses, and (3) exclusive of extra payments for overtime, and bonus payments that are not a part of regular earnings.

Item 7, Column 1: Identify each group of employees whose salaries are included in your selling, general and administrative expense (Item 4f) and which were granted a separate adjustment during the period for which you are reporting such changes.

Column 2: Give date on which change was made.

Column 3: Enter the aggregate amount of the salaries paid to the group specified in Column 1 during the accounting period but prior to the date the adjustment was reflected in current salary payments. If you are reporting cost and price changes since the close of that accounting period, this figure will equal the total salaries paid that group during the entire accounting period.

If more than one salary change is reported for the same group of employees, then for each subsequent change enter the total salaries paid that group during the accounting period prior to the change plus any amounts entered in Column 5 covering previous salary changes for that group.

Column 4: Enter the percentage change in the salary rates of the group specified in Column 1. If the adjustment was established in dollar and cents terms, you may convert this to a percentage by dividing the amount of the change by the average salary rate of the group prior to the adjustment.

[F. R. Doc. 46-8718; Filed, May 23, 1946; 11:38 a. m.]

PART 1499—COMMODITIES AND SERVICES

[RMPR 165, Amdt. 5 to Rev. Supp. Service Reg. 50]

DRY CLEANING SERVICES IN DETROIT, MICH.

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

A new subparagraph (7) is added to § 1499.648 (c) to read as follows:

(7) The Regional Administrator for Region III may issue a general area order establishing maximum prices for dry cleaning services in the Detroit, Michigan, area.

This amendment shall become effective May 22, 1946.

Issued this 22d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8655; Filed, May 22, 1946; 4:30 p. m.]

TITLE 5—ADMINISTRATIVE PERSONNEL

Chapter I—Civil Service Commission

PART 27—TEMPORARY CIVIL SERVICE REGULATIONS

EXEMPTIONS FROM CLASSIFICATION

The following positions are to be added to the list of exempted positions in the final paragraph of § 27.2 (c) (2) *Exemptions from classification* (11 F.R. 1424, 3469, 4323, 4853, 4909, 5438).

Position and Effective Date

All temporary field positions in the War Assets Administration concerned with the inspection, inventory, pricing, sale and shipping of surplus property at the site of the property: May 23, 1946.

By the United States Civil Service Commission.

[SEAL] H. B. MITCHELL,
President.

[F. R. Doc. 46-8680; Filed, May 23, 1946; 9:10 a. m.]

TITLE 17—COMMODITY AND SECURITIES EXCHANGES

Chapter II—Securities and Exchange Commission

PART 249—FORMS, SECURITIES EXCHANGE ACT OF 1934

AMENDMENT TO INSTRUCTIONS FOR USE OF FORMS 10-K AND 1-MD

The Securities and Exchange Commission, acting pursuant to authority con-

ferred upon it by the Securities Exchange Act of 1934, particularly sections 13, 15 (d) and 23 (a) thereof, and deeming such action necessary and appropriate in the public interest and for the protection of investors and necessary for the execution of the functions vested in it by the said act, hereby amends the instructions to Item 7 of Form 10–K and Form 1–MD by inserting at the end of such instructions a new paragraph reading as follows:

In the annual report of the registrant filed for its fiscal year ending on or after December 31, 1945, there shall be included, in addition to the statement of changes, if any, during the fiscal year, a brief description of the general character of the business in which the registrant and its subsidiaries were engaged at the end of the fiscal year, or were about to engage if any change was then contemplated. Registrants which have already filed their annual report for such fiscal year shall furnish the information in the form of an amendment to the annual report within ninety days after the effective date of this instruction. Registrants which have not yet filed their annual report for such fiscal year may, if necessary, apply for a reasonable extension of time within which to furnish the information.

Effective May 22, 1946.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46–8683; Filed, May 23, 1946; 9:40 a. m.]

Notices

DEPARTMENT OF AGRICULTURE.

Office of the Secretary.

SAINT PAUL UNION STOCK YARDS CO. ET AL.

ORDER TERMINATING POSSESSION

By virtue of the authority vested in me by the President of the United States under Executive Order No. 9685 (11 F.R. 989), dated January 24, 1946, I hereby find from the information available to me that there is no present interruption of production, as a result of existing or threatened strikes or other labor disturbances, at the plants, facilities and properties of the Saint Paul Union Stock Yards Company, Union Stock Yards Company of Fargo, and United Stockyards Corporation, possession of which was taken by the Secretary under orders dated January 25, 1946 (11 F.R. 1002), and January 26, 1946 (11 F.R. 1053). I, therefore, terminate possession by the Government of all such plants, facilities and properties, effective as of 12:01 a. m., May 23, 1946.

Dated: May 22, 1946.

[SEAL] CLINTON P. ANDERSON, *Secretary of Agriculture.*

[F. R. Doc. 46–8685; Filed, May 23, 1946; 11:06 a. m.]

LOS ANGELES UNION STOCKYARDS CO.

ORDER TERMINATING POSSESSION

By virtue of the authority vested in me by the President of the United States under Executive Order No. 9685 (11 F.R. 989), dated January 24, 1946, as amended by Executive Order No. 9690 (11 F.R. 1337), dated February 2, 1946, I hereby find from the information available to me that there is no present interruption of production at the plants, facilities and properties of the Los Angeles Union Stockyards Company, possession of which was taken by the Secretary under order dated February 2, 1946 (11 F.R. 1359), and it is practicable to release such plants, facilities and properties from Government possession. I, therefore, terminate possession by the Government of all such plants, facilities and properties, effective as of 12:01 a. m., May 23, 1946.

Dated: May 22, 1946.

[SEAL] CLINTON P. ANDERSON, *Secretary of Agriculture.*

[F. R. Doc. 46–8686; Filed, May 23, 1946; 11:06 a. m.]

Production and Marketing Administration.

[P. & S. Docket No. 1211]

ST. PAUL UNION STOCK YARDS CO.

NOTICE OF PETITION FOR MODIFICATION

By a document filed on May 1, 1946, the respondent requested a modification of the provisions of orders entered on February 4, 5, 1946 (5 AD 83, 85), which modified a schedule of rates and charges prescribed in the basic order entered in this proceeding on September 7, 1940.

In support of its request for modification, the respondent averred the following: On January 26, 1946, as a result of a strike at its stock yards its property was seized by order of the President of the United States and thereafter protracted negotiations were carried out by respondent and the local unit of the United Packinghouse Workers of America who represent respondent's employees. On April 15, 1946, the United Packinghouse Workers of America petitioned the National Wage Stabilization Board to grant a general wage increase of 16 cents per hour retroactive to January 26, 1946, which petition was granted. On April 29, 1946, an order was signed by the President directing the respondent to put into effect the increased wage rates. Respondent stated that the petition herein is occasioned by the increased operating expenses which will accrue to it from the effect of the order of the President. Accordingly, respondent seeks a modification of the rates and charges now in effect to permit it to file a supplement to its tariff increasing its rates and charges as follows:

Yardage:	*Cents per head*
Cattle	56
Calves (300 lbs. or under)	36
Hogs	18
Sheep	12
Horses and mules	56
Colts	40

Regular yardage charges will be collected on so-called "plants" in the Commission Division, including stockers and feeders when so planted.

Exceptions:

On livestock consigned direct to packers located at South St. Paul, one-half of the above rates will apply.

No yardage charge will be collected on the following:

A. Through-billed livestock unloaded for feed, water and rest only, not sold or weighed.

B. Livestock originating at country points, consigned to or in care of, or guaranteed by a commission firm, billed through or direct, offered for sale and not sold.

C. Livestock originating at public markets, consigned to commission agencies or dealers at this market, offered for sale, not sold, but forwarded without change in ownership.

D. Livestock received for dipping, spraying, testing or vaccinating.

The rates now set forth in respondent's tariff on file with the Secretary are as follows:

Yardage on initial sales, and yardage on resales in the commission division:	*Cents per head*
Cattle	44
Calves	30
Hogs	15
Sheep	10
Horses and Mules	45
Colts	30
Yardage on resales in other than the commission division for local delivery:	
Cattle	19
Calves	12
Hogs	5
Sheep	2
Yardage on resales in other than the commission division for shipment away from the markets:	
Cattle	8
Calves	6
Hogs	3
Sheep	1
Yardage on direct shipments:	
Cattle	22
Calves	15
Hogs	7½
Sheep	5

Effect of proposed modification. The effect of such proposed modification, if granted, would be to increase the revenues of the respondent, and, accordingly, it appears that public notice should be given to all interested persons of the request of the respondent so as to afford all interested persons, including patrons of the respondent, an opportunity to manifest their desire to be heard on the matter. Therefore, notice is hereby given to the public and to all interested persons of the request of the respondent for a modification of the orders of the Secretary referred to above. This notice is being given for the purpose of affording said respondent and all other interested persons including patrons of the respondent an opportunity to be heard on the matters covered in the petition for modification.

All persons who desire to be heard shall notify the hearing clerk, Office of the Solicitor, United States Department of Agriculture, Washington 25, D. C., within 15 days from the date of the publication of this order.

Copies hereof shall be served on the respondent by registered mail or in person.

Done at Washington, D. C., this 22d day of May 1946.

[SEAL] E. A. MEYER, *Assistant Administrator for Regulatory and Marketing Service Work, Production and Marketing Administration.*

[F. R. Doc. 46–8687; Filed, May 23, 1946; 11:06 a. m.]

INTERSTATE COMMERCE COMMISSION.

[S. O. 519]

UNLOADING OF CELERY AT SEATTLE, WASH.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 22d day of May, A. D. 1946.

It appearing, that car PFE 75855 containing celery at Seattle, Washington, on the Union Pacific Railroad Company, has been on hand refused for an unreasonable length of time and that the delay in unloading said car is impeding its use; in the opinion of the Commission an emergency exists requiring immediate action. It is ordered, that:

Celery at Seattle, Washington, be unloaded. (a) The Union Pacific Railroad Company, its agents or employees, shall unload forthwith car PFE 75855 containing celery now on hand at Seattle, Washington, consigned to Don H. Skone.

(b) *Notice and expiration.* Said carrier shall notify V. C. Clinger, Director, Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where and by whom such unloading was performed. Upon receipt of that notice this order shall expire. (40 Stat. 101, sec. 402; 41 Stat. 476, sec. 4; 54 Stat. 901, 911; 49 U.S.C. 1 (10)–(17), 15 (2))

It is further ordered, that this order shall become effective immediately; that a copy of this order and direction shall be served upon the Union Pacific Railroad Company, and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 46–8710; Filed, May 23, 1946; 10:59 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 3939 and Supp. Vesting Order 5509, Supplement]

KIKUJI HATAKEYAMA

In re: Certain laundry equipment owned by Kikuji Hatakeyama, also known as Kikuji Frank Hatakeyama, as Kikeyi Hatakeyama and as K. Hatakeyama.

Under the authority of the Trading with the Enemy Act, as amended, and Executive orders issued thereunder, and pursuant to law, the undersigned, after investigation:

1. Having found in Vesting Order Number 3939, dated July 17, 1944, that Kikuji Hatakeyama, also known as Kikuji Frank Hatakeyama, as Kikeyi Hatakeyama and as K. Hatakeyama, is a national of a designated enemy country (Japan);

2. Finding that the person described in subparagraph 1 hereof was the owner of property described in subparagraph 3 hereof when employees of the Office of Alien Property Custodian took control and possession of said property;

3. Finding that the property described as follows:

3 Ironing boards.
2 Padded tables.
2 Tying out tables with paper racks.
2 distributing bins.
1 50-gallon bleach crock and 1 50-gallon soap tank.
1 Two compartment wood wash tray.
6 Wood tables.
2 Canvas basket trucks.
1 Work bench, with vise.

when employees of the Office of Alien Property Custodian took control and possession thereof, was property within the United States owned or controlled by a national of a designated enemy country (Japan);

And determining that to the extent that such national, when employees of the Office of Alien Property Custodian took control and possession of said property, was a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And further finding that employees of the Office of Alien Property Custodian took control and possession of the aforesaid property, believing that it was encompassed within Vesting Order Number 3939 and Supplemental Vesting Order Number 5509; and that it was subsequently sold and the proceeds with respect thereto duly received by this Office;

hereby confirms and ratifies the said acts of said employees in taking control and possession of the aforesaid property and all actions taken on behalf of the Alien Property Custodian in reliance thereon and pursuant thereto, and hereby determines that the said property was vested by virtue of the said acts duly ratified and confirmed.

Executed at Washington, D. C., on May 20, 1946.

[SEAL] JAMES E. MARKHAM, *Alien Property Custodian.*

[F. R. Doc. 46–8645; Filed, May 22, 1946; 11:41 a. m.]

[Vesting Order 6254]

MARTHA OBERMEYER

In re: Bank account owned by Martha Obermeyer.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Martha Obermeyer, whose last known address is Gaisbergstr. 35, Heidelberg, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Martha Obermeyer, by Brown Brothers Harriman & Co., 59 Wall Street, New York, New York, arising out of a checking account, entitled Mrs. Martha Obermeyer, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any

claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 8, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–8633; Filed, May 22, 1946; 11:39 a. m.]

[Vesting Order 6255]

IWAO OKADA

In re: Bank account owned by Iwao Okada.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Iwao Okada whose last known address is Japan, is a resident of Japan and a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Iwao Okada by Guaranty Trust Company of New York, 140 Broadway, New York, New York, arising out of a dollar account, entitled Iwao Okada, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 8, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–8634; Filed, May 22, 1946; 11:39 a. m.]

[Vesting Order Number 6256]

ANDREW PROESCHEL

In re: Bank account owned by Andrew Proeschel, also known as Andreas Proeschel.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Andrew Proeschel, also known as Andreas Proeschel, whose last known address is Mittelf, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Andrew Proeschel, also known as Andreas Proeschel, by The First National Bank of Cincinnati, Cincinnati, Ohio, arising out of a checking account, entitled Andrew Proeschel, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 8, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–8635; Filed, May 22, 1946; 11:39 a. m.]

[Vesting Order 6257]

CHRISTIAN REITMEIER

In re: Bank account owned by Christian Reitmeier.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Christian Reitmeier, whose last known address is Schirum, Kreis Aurich, Ostfriesland, Germany, is a resident of Germany, and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Christian Reitmeier, by The First National Bank, Sibley, Iowa, arising out of an open account, entitled Christian Reitmeier, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 8, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–8636; Filed, May 22, 1946; 11:39 a. m.]

[Vesting Order 6258]

ROTOPULSOR, A. G.

In re: Bank account owned by Rotopulsor, A. G.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian, after investigation:

1. Having found and determined in Vesting Order Number 2587, dated November 17, 1943, that Rotopulsor, A. G. is a national of a designated enemy country (Germany);

2. Finding that the property described as follows: That certain debt or other obligation owing to Rotopulsor, A. G. by Swiss Bank Corporation New York Agency, 15 Nassau Street, New York, New York, arising out of a dollar account, Account Number 50320, entitled Rotopulsor, A. G., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 8, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–8637; Filed, May 22, 1946; 11:40 a. m.]

[Vesting Order 6259]

WILHELMINE SCHOLLER

In re: Bank account owned by Wilhelmine Scholler, also known as Mina, Minna, and Wilhelmina Scholler.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Wilhelmine Scholler, also known as Mina, Minna, and Wilhelmina Scholler, whose last known address is Annweiler, Rhein Pfalz, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Wilhelmine Scholler, also known as Mina, Minna, and Wilhelmina Scholler, by American Trust Company, 464 California Street, San Francisco, California, arising out of a savings account, Account Number 6099, entitled Wilhelmine Scholler, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 8, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–8638; Filed, May 22, 1946; 11:40 a. m.]

[Vesting Order 6260]

WALLIE SCHWAB & CO.

In re: Bank account owned by Wallie Schwab & Co.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Wallie Schwab & Co., the last known address of which is Essen, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Wallie Schwab & Co., by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an unclaimed dollar deposit account, entitled Wallie Schwab & Co., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 8, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-8639; Filed, May 22, 1946; 11:40 a. m.]

[Vesting Order 6261]

J. B. SOELLNER NACHF., REISSZENGFABRIK, A. G.

In re: Bank account owned by J. B. Soellner Nachf., Reisszengfabrik, A. G.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That J. B. Soellner Nachf., Reisszengfabrik, A. G., the last known address of which is Nuremberg, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to J. B. Soellner Nachf., Reisszengfabrik, A. G., by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an unclaimed dollar deposit account, entitled J. B. Soelner Nackf., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1, a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 8, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-8640; Filed, May 22, 1946; 11:40 a. m.]

[Vesting Order 6262]

HUGO STINNES G. M. B. H.

In re: Bank account owned by Hugo Stinnes G. m. b. H.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Hugo Stinnes G. m. b. H., the last known address of which is Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Hugo Stinnes G. m. b. H., by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an unclaimed dollar deposit account, entitled Hugo Stinnes, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1, a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 8, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-8641; Filed, May 22, 1946; 11:40 a. m.]

[Vesting Order 6263]

MONTAN TRANSPORT

In re: Bank account owned by Montan Transport.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Montan Transport, the last known address of which is Hamburg, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Montan Transport, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an unclaimed dollar deposit account, entitled Montan Transport, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 8, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-8642; Filed, May 22, 1946; 11:41 a. m.]

[Vestng Order 6264]

LUISE AND SUSI WEINGAERTNER

In re: Bank account owned by Luise Weingaertner and Susi Weingaertner.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Luise Weingaertner and Susi Weingaertner, whose last known address is Danzigerstrasse 7, Nuernberg, Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Luise Weingaertner and/or Susi Weingaertner, by The Bowery Savings Bank, 110 East 42nd Street, New York, New York, arising out of a savings account, Account Number 98772, entitled Luise Weingaertner in trust for Susi Weingaertner, granddaughter, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 8, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-8643; Filed, May 22, 1946; 11:41 a. m.]

[Vesting Order 6265]

LUISE WEINGAERTNER

In re: Bank account owned by Mrs. Luise Weingaertner.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Mrs. Luise Weingaertner, whose last known address is Nuernberg, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Mrs. Luise Weingaertner, by The Bowery Savings Bank, 110 East 42d Street, New York, New York, arising out of a savings account, Account Number 91302–W, entitled Luise Weingaertner, and any and all rights to demand, enforce and collect the same.

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 8, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–8644; Filed, May 22, 1946; 11:41 a. m.]

[Dissolution Order 35]

CONTINENTAL CERAMICS CORP.

Whereas, by Vesting Order No. 1175, dated March 31, 1943 (8 F.R. 5278, April 21, 1943), the Alien Property Custodian vested all the issued and outstanding shares of the capital stock of Continental Ceramics Corporation, a New York corporation; and

Whereas, Continental Ceramics Corporation has been substantially liquidated under the supervision of the Alien Property Custodian,

Now, under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation:

1. Finding that the claims of all known creditors have been paid, except such claim, if any, as the Alien Property Custodian may have for monies advanced or services rendered to or on behalf of the corporation, and except a claim of Societe Belge de Ceramique Cerabel in the sum of $50.08, and a claim of A. Lanternier & Cie, determined by the officers and directors to be in the sum of $68.63; and

2. Having determined that it is the national interest of the United States that said corporation be dissolved, and that its assets be distributed, and a Certificate of Dissolution having been issued by the Secretary of State of the State of New York;

hereby orders, that the officers and directors of Continental Ceramics Corporation (to wit, Stanley B. Reid, President and Director, Francis J. Carmody, Secretary and Director, and Robert Kramer, Director, and the Treasurer and other Directors, if existing vacancies in those offices are hereafter filled, and their successors, or any of them), continue the proceedings for the dissolution of Continental Ceramics Corporation, in accordance with the statutes of the State of New York in such cases made and provided; and further orders, that the said officers and directors wind up the affairs of the corporation and distribute the assets thereof coming into their possession as follows:

(a) They shall first pay the current expenses and reasonable and necessary charges of winding up the affairs of said corporation and the dissolution thereof; and

(b) They shall then pay all known Federal, state, and local taxes and fees owed by or accruing against the said corporation; and

(c) They shall then pay the sum of $50.08 due Societe Belge de Ceramique Cerabel and the sum of $68.63 due A. Lanternier & Cie into accounts in any bank or banks whose deposits are insured by the Federal Deposit Insurance Corporation, the said accounts to be entitled respectively "Societe Belge de Ceramique Cerabel Account, subject to the authorization of the Alien Property Custodian" and "A. Lanternier & Cie Account, subject to the authorization of the Alien Property Custodian". The said accounts shall be made expressly subject to the following conditions and a certified copy of this order shall be furnished to the bank or banks at the time said accounts are opened:

(I) Withdrawals shall be made from the accounts only:

(i) On the signature of an authorized representative of Societe Belge de Ceramique Cerabel or A. Lanternier & Cie, as the case may be, in conformity with an applicable authorization of the Alien Property Custodian, his delegate or supervisor,

(ii) On the signature of the Alien Property Custodian, his delegate or supervisor, or

(iii) In any other manner which may be directed by the Alien Property Custodian, his delegate or supervisor.

(II) Statements shall be rendered in accordance with the usual practice of the bank or banks to "Societe Belge de Ceramique Cerable Account, subject to the authorization of the Alien Property Custodian" and "A. Lanternier & Cie Account, subject to the authorization of the Alien Property Custodian" care of Alien Property Custodian, Washington 25, D. C., or as may otherwise be directed by the Alien Property Custodian, his delegate or supervisor.

(III) The bank or banks are hereby authorized to charge their customary and usual service charges including charges in payment or reimbursement for interest due; cable, telegraph or telephone charges; postage costs; custody fees, small adjustment charges to correct bookkeeping errors; and, but not by way of limitation, minimum balance charges, account carrying charges, notary and protest fees, and charges for reference books, photostats, credit reports, transcripts or statements, registered mail insurance, stationery and supplies, checkbooks, and other similar items.

The payment of the said sums as herein directed into such accounts shall to the extent thereof be a full acquittance and discharge for all purposes of the obligations of Continental Ceramics Corporation.

(d) They shall then pay over, transfer, assign and deliver to the Alien Property Custodian, all of the funds and property, if any, remaining in their hands after the payments as aforesaid, the same to be applied by him, first in satisfaction of such claims, if any, as he may have for monies advanced or services rendered to or on behalf of the corporation, and second, as a liquidating distribution of assets to the Alien Property Custodian as holder of all the issued and outstanding stock of the corporation; and

further orders, that nothing herein set forth shall be construed as prejudicing the rights, under the laws of the State of New York, of any person who may claim against said corporation; *Provided, however*, That nothing herein contained shall be construed as creating additional rights in such persons; and such persons or any of them may file claims with the Alien Property Custodian against any funds or property received by the Alien Property Custodian hereunder: *Provided, however*, That any such claims against said corporation shall be filed with or presented to the Alien Property Custodian within the time prescribed for such claims by the statutes of the State of New York; and further orders, that all actions taken and acts done by the said officers and directors of Continental Ceramics Corporation, pursuant to this order and the directions contained herein shall be deemed to have been taken and done in reliance on and pursuant to paragraph numbered (2) of subdivision (b) of section 5 of the Trading with the Enemy Act, as amended, and the acquittance and exculpation provided therein.

Executed at Washington, D. C., this 13th day of May 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–8647; Filed, May 22, 1946; 11:41 a. m.]

[Vesting Order CE–272, Amdt.]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW YORK COURTS

Vesting Order Number CE–272, dated April 29, 1946 (11 F.R. 4928), is hereby amended as follows and not otherwise:

By deleting Item 2 in its entirety.

All other provisions of said Vesting Order Number CE–272 and all action taken on behalf of the Alien Property Custodian in reliance thereon, pursuant thereto and under authority thereof are hereby ratified and confirmed.

Executed at Washington, D. C. on May 20, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–8646; Filed, May 22, 1946; 11:41 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[MPR 389, Order 67]

EATWELL PROVISION CO. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES

On April 15, 1946, Eatwell Provision Company, 500 East 156th Street, New York, New York filed an application for the establishment of maximum prices on sales of the sausage products known as "Cooked Salami, Italian Style," "Fresh Sausage, Italian Style, 80% pork, 20% veal," "Fresh Sausage, All Pork, Italian Style," "Dry Sausage, Abruzzise Style" and "Dry Sausage, Casalinga Style" and made in accordance with the individual secret formulae submitted by the applicant. That application was assigned Docket No. 6036.3–389–2(a)–90.

Due consideration has been given to the application and an opinion in support of this order has been issued simultaneously herewith and filed with the Division of the Federal Register.

For the reasons set forth in the opinion, and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328, and pursuant to the provisions of section 2 (a) (6) of Maximum Price Regulation No. 389; *It is ordered:*

(a) That the maximum prices other than at retail for the sausage products known as "Cooked Salami, Italian Style," "Fresh Sausage, Italian Style, 80% pork, 20% veal," "Fresh Sausage, All Pork, Italian Style," "Dry Sausage, Abruzzise Style" and "Dry Sausage, Casalinga Style" and made by Eatwell Provision Company in accordance with the individual formulae submitted to the Office of Price Administration for this order, except that veal trimmings and boneless processing beef, cutter and canner grade, may be substituted as the respective veal and beef ingredients specified in the various formulae, if desired, shall be determined by the seller as follows:

(1) The base prices for these products are established at the following amounts per hundredweight:

Cooked salami, Italian style	$42.00
Fresh sausage, Italian style, 80 percent pork, 20 percent veal	34.50
Fresh sausage, all pork, Italian style	38.00
Dry sausage, Abruzzise style	36.50
Dry sausage, Casolinga style	44.00

NOTE: If sold not boxed, 50 cents per cwt. must be deducted from the above price.

(2) To the base price for "Fresh Sausage, All Pork, Italian Style" should be added the proper zone differential provided in section 12 (b) of Maximum Price Regulation No. 389 for sausage containing meat and meat by-products from swine only, and to all other base prices should be added the proper zone differentials provided in section 12 (b) of Maximum Price Regulation No. 389 for sausage which is not Kosher sausage, all beef sausage or sausage containing meat and meat by-products from swine only. In determining the proper zone differential to be added, the zone description provided in section 14 of Maximum Price Regulation No. 389 shall be used.

(3) That to the sum of the base price plus the applicable zone differential the "Permitted additions to base prices" provided in section 12 (c) of Maximum Price Regulation No. 389 may be added when applicable.

(b) That with the first delivery of "Cooked Salami, Italian Style", "Fresh Sausage, Italian Style, 80% pork, 20% veal", "Fresh Sausage, All Pork, Italian Style", "Dry Sausage, Abruzzise Style" and "Dry Sausage, Casalinga Style" to a wholesaler, peddler-truck-seller, or intermediate distributor, Eatwell Provision Company shall supply each such seller with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for "Cooked Salami, Italian Style", "Fresh Sausage, Italian Style, 80% pork, 20% veal", "Fresh Sausage, All Pork, Italian Style", "Dry Sausage, Abruzzise Style" and "Dry Sausage, Casalinga Style" have been established by the Office of Price Administration at the following base prices per hundredweight:

Cooked salami, Italian style	$42.00
Fresh sausage, Italian style, 80 percent pork, 20 percent veal	34.50
Fresh sausage, all pork, Italian style	38.00
Dry sausage, Abruzzise style	36.50
Dry sausage, Casalinga style	44.00

To these may be added the zone differential provided in section 12 (b) of MPR 389 (See section 14 for zone boundaries) plus the permitted additions of section 12 (c). We are required to inform you that if you are a wholesaler, a peddler-truck-seller, or an intermediate distributor you must figure your ceiling prices for this product pursuant to the same sections of Maximum Price Regulation No. 389.

(c) That with the first delivery of "Cooked Salami, Italian Style", "Fresh Sausage, Italian Style, 80% pork, 20% veal", "Fresh Sausage, All Pork, Italian Style", "Dry Sausage, Abruzzise Style" or "Dry Sausage, Casalinga Style" to a retailer the seller shall supply such retailer with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for "Cooked Salami, Italian Style", "Fresh Sausage, Italian Style, 80% pork, 20% veal", "Fresh Sausage, All Pork, Italian Style", "Dry Sausage, Abruzzise Style" and "Dry Sausage, Casalinga Style" have been established by the Office of Price Administration. We are required to inform you that if you are a retailer, you must figure your ceiling prices for these items in accordance with the provisions of Maximum Price Regulation No. 336.

(d) That all pertinent provisions of Maximum Price Regulation No. 389, including the descriptive labelling and invoicing provisions of section 4, the recording and reporting provisions of section 6, and the definitions of section 13, in addition to the pricing provisions of paragraphs (b) and (c) of section 12 shall be applicable to all sales made under this order.

(e) All prayers of this application not herein granted are denied.

(f) This Order No. 67 may be revoked or amended by the Price Administrator at any time.

This Order No. 67 shall become effective May 23, 1946.

Issued this 22d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–8616; Filed, May 22, 1946; 11:24 a. m.]

[Rev. SO 119, Order 224]

CRAWFORD MFG. CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register; and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119; *It is ordered:*

(a) (1) The Crawford Manufacturing Company, Inc., of Richmond, Virginia, may increase its properly established maximum prices for sales of awnings to all persons except consumers by 34%. This increase factor supersedes the increase authorized by Order No. 29 under SO 119.

(2) In all other respects the provisions of Order No. 13 under § 1499.159e of Maximum Price Regulation No. 188 shall apply to all sales and deliveries of awnings manufactured by the Crawford Manufacturing Company, Inc.

(b) The provisions of Supplementary Order No. 153 shall not apply to sales of articles covered by this order.

(c) This order may be revoked or amended by the Price Administrator at any time.

(d) This order shall become effective on the 22d day of May 1946.

Issued this 22d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–8676; Filed, May 22, 1946; 4:31 p. m.]

[Rev. SO 119, Order 221]

REMINGTON-RAND, INC.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Retail ceiling prices.* Remington-Rand, Inc. of 315 Fourth Avenue, New York 10, New York, may compute its adjusted retail ceiling prices for the standard typewriters which it manufacturers, as follows:

(1) The retail ceiling price (exclusive of Federal Excise Tax) is the manufacturers' retail list price in effect prior to the effective date of this order, exclusive of any adjustment charge heretofore authorized, increased by 14 percent, plus the Federal Excise Tax and state and local taxes applicable thereto.

(2) The manufacturer's adjusted maximum price to each class of purchaser is the retail ceiling price determined under the previous paragraph, less his customary discounts to the particular class of purchasers.

(b) *Distributor's ceiling prices to dealers.* A distributor's ceiling price to dealers (exclusive of Federal Excise Tax) is the retail ceiling price determined under paragraph (a) of this order, less his customary discounts. In addition, the amount of the Federal Excise Tax paid to the manufacturer may be collected.

(c) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's terms, discounts and allowances on sales to each class of purchaser in effect during March 1942, or thereafter properly established under Office of Price Administration regulations.

(d) *Notification.* At the time of or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the article. This notice may be given in any convenient form.

(e) The provisions of Supplementary Order No. 153 shall not apply to sales covered by this order.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 23d day of May 1946.

Issued this 22d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8625; Filed, May 22, 1946; 11:19 a. m.]

[SO 142, Amdt. 1 to Order 48]

LOBDELL CO.

ADJUSTMENT OF MAXIMUM PRICES

Amendment No. 1 to Order No. 48 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. Lobdell Company. Docket Nos. 6083-SO 142-136-20 and 6083-SO 142-67-1.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 2 of Supplementary Order No. 142, *It is ordered:*

(a) Paragraphs (c) and (d) of Order No. 48, issued March 13, 1946, under the provisions of Supplementary Order No. 142, are hereby amended by deleting the words "dollar and cents amounts" wherever they appear and substituting therefor the words "percentage amounts."

(b) All requests not granted herein are denied.

(c) This amendment may be revoked or amended by the Price Administrator at any time.

This amendment shall become effective as of March 13, 1946.

Issued this 22d of May, 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8626; Filed, May 22, 1946; 11:18 a. m.]

[SO 142, Order 112]

L. F. GRAMMES AND SONS, INC.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 112 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery & equipment. L. F. Grammes and Sons, Inc. Docket No. 6083-SO 142-136-352.

For the reasons set forth in an opinion, issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Supplementary Order No. 142, *It is ordered:*

(a) The maximum prices for machines and machine parts, metal stampings, wire formings, sub-assemblies, nameplates, escutcheons, and other items covered by Revised Maximum Price Regulation 136, except those listed in paragraph (b) herein, sold by L. F. Grammes and Sons, Inc., Allentown, Pennsylvania, shall be determined by increasing by 2.1% the maximum prices which it had in effect to a purchaser of the same class just prior to the issuance of this order.

(b) The maximum prices for sales by L. F. Grammes and Sons, Inc., Allentown, Pennsylvania, of dials and radio parts shall be as follows:

The manufacturer shall compute maximum prices for sales of dials and radio parts under the provisions of section 19 (i) (3) of Revised Maximum Price Regulation 136, substituting the figure of 19.6% for the percentage applicable to the part being priced which is set forth in that section.

(c) 1. The maximum prices for sales by resellers of the items enumerated in paragraph (a) herein shall be determined as follows:

The reseller shall add to the maximum net price he had in effect, to a purchaser of the same class just prior to the issuance of this order, the amount, in dollars and cents, by which his net invoiced cost has been increased due to the adjustment granted the manufacturer by this order.

2. The maximum prices for sales by resellers of the items enumerated in paragraph (b) herein shall be determined as follows:

The reseller shall increase the maximum net prices, he had in effect to a purchaser of the same class just prior to the issuance of this order, by the same percentage by which his net invoiced cost has been increased by reason of this order.

(d) L. F. Grammes and Sons, Inc., shall notify each person who buys for resale the items enumerated in paragraph (a) herein of the dollar-and-cents amounts by which this order permits the reseller to increase his maximum net prices, and shall notify each person who buys for resale the items enumerated in paragraph (b) herein of the percentage increase by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington 25, D. C.

(e) All requests not granted herein are denied.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 23, 1946.

Issued this 22d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8628; Filed, May 22, 1946; 11:18 a. m.]

[SO 142, Order 113]

RAULAND CORP.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 113 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. The Rauland Corporation. Docket No. 6083-SO 142-136-575.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142, *It is ordered:*

(a) The maximum prices for sales by The Rauland Corporation, Chicago, Illinois, of its lines of standard and private label intercommunicating equipment shall be determined by increasing by 25% the maximum prices in effect for these products just prior to the issuance of this order.

(b) The maximum prices for sales by The Rauland Corporation, Chicago, Illinois, of its line of school systems shall be determined by increasing by 30% the maximum prices in effect for these products just prior to the issuance of this order.

(c) The Rauland Corporation, Chicago, Illinois, shall compute maximum prices for sales of its lines of standard and private label amplifiers under the provisions of section 19 (i) (3) of Revised Maximum Price Regulation No. 136 substituting the figure 50% for the percentage set forth in that section applicable to the part being priced.

(d) The maximum prices for sales by resellers of the products described in paragraphs (a), (b) and (c) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the same percentage by which his net invoiced cost has been increased by reason of this order.

(e) The Rauland Corporation, Chicago, Illinois, shall notify each purchaser who buys the products listed in paragraphs (a), (b) and (c) above for resale of the percentage amount by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington 25, D. C.

(f) All requests not granted herein are denied.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 23, 1946.

Issued this 22d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8629; Filed, May 22, 1946; 11:18 a. m.]

[SO 142, Amdt. 1 to Order 106]

CATERPILLAR TRACTOR CO.

ADJUSTMENT OF MAXIMUM PRICES

Amendment 1 to Order No. 106 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. Caterpillar Tractor Company. oDcket No. 6083-SO 142-136-266.

For reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142, *It is ordered:*

1. Section (a) of Order No. 106, issued May 13, 1946, is hereby amended to read as follows:

(a) The maximum prices for sales by Caterpillar Tractor Company, Peoria, Illinois, of industrial and marine Diesel engines, attachments and repair and replacement parts for such engines shall be determined by increasing by 18.5% the maximum prices in effect just prior to September 1, 1945.

2. This amendment may be revoked or amended by the Price Administrator at any time.

This amendment shall become effective imm iately.

Issued this 22d day of May, 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8627; Filed, May 22, 1946; 11:18 a. m.]

[SO 142, Order 114]

HART MFG. CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 114 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. The Hart Manufacturing Company. Docket No. 6083-SO 142-136-439.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142; *It is ordered:*

(a) The maximum prices for sales by The Hart Manufacturing Company, Hartford, Connecticut, of all of its products which are covered by any of the regulations listed in Supplementary Order No. 142, shall be determined by increasing by 6.8% the maximum prices for these products in effect just prior to the issuance of this order.

(b) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the same percentage by which his net invoiced cost has been increased by reason of this order.

(c) The Hart Manufacturing Company shall notify each purchaser, who buys the products listed in paragraph (a) above for resale of the percentage amount by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(d) All increases not granted herein are denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 23, 1946.

Issued this 22d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8630; Filed, May 22, 1946; 11:19 a. m.]

[SO 142, Order 115]

KEYSTONE DRILLER CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 115 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. Keystone Driller Company, Beaver Falls, Pa. Docket No. 6083-SO 142-136-527.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 2 of Supplementary Order No. 142, *It is ordered:*

(a) The maximum price for sales by the manufacturer, Keystone Driller Company, Beaver Falls, Pennsylvania, of all its products which are covered by any of the regulations listed in Supplementary Order No. 142, shall be determined as follows: The maximum prices for any of the above-described products, having a base date price shall be the applicable base date price increased my 25.0% of that price.

The phrase in this order "base date price" shall mean a price frozen under the applicable regulation (by reference to published list prices, and to sales made during a defined period of time prior to a base date) except that for every product covered by this order the base date to be used for establishing a frozen price shall be October 1, 1941. The phrase does not include any price adjusted upward by industry-wide or individual adjustment orders.

(b) For any product for which a price is established under section 8 of Revised Maximum Price Regulation 136; 4 (d) (1) (1) of Maximum Price Regulation 67, § 1361.53 of Maximum Price Regulation 246; or § 1390.205 (d) of Maximum Price Regulation 351; the maximum price shall be computed under the appropriate provisions of the applicable regulation using the price computed under paragraph (a) of the order for the frozen priced product before change or modification.

The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the name class, just prior to January 29, 1946, by the percent by which his net invoice cost has been increased by reason of this order.

The Keystone Driller Company, Beaver Falls, Penna., shall notify each purchaser, who buys the products listed in paragraph (a) above for resale of the percentage by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administrator, Washington, D. C.

(c) All requests not granted herein are denied.

(d) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 23, 1946.

Issued this 22d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8631; Filed, May 22, 1946; 11:19 a. m.]

[MPR 64, Amdt. 1 to Order 272]

O'KEEFE & MERRITT CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 11 of Maximum Price Regulation No. 64, *It is ordered:*

a. That Order 272 under Maximum Price Regulation No. 64 is amended in the following respect:

Paragraph (a) is amended to read as follows:

(a) This order establishes maximum prices for sales at retail of the two models of gas ranges listed below manufactured by the O'Keefe & Merritt Company, 3700 E. Olympic Blvd., Los Angeles 23, California. For sales in each zone by retail dealers to ultimate consumers, the maximum prices, including the Federal excise tax but not including any state or local taxes imposed at the point of sale, are those set forth below:

Model	Maximum prices for sales to ultimate consumers			
	Zone 1	Zone 2	Zone 3	Zone 4
4385–A	$214.25	$216.95	$218.95	$223.50
4385 without broiler safety.	200.95	205.60	207.60	212.15

These prices include delivery and installation. If the retailer does not provide installation, he shall compute his maximum price by deducting $6.00 from the maximum price shown above for his sales on an installed basis. If the retailer sells a stove equipped with any of the items listed below, he may add to the applicable maximum price for the stove shown above an amount no greater than that set forth below opposite that item of equipment:

Additional equipment:	*Amount which may be added*
Light "L"	$6.95
Minute minder clock "M"	5.75
Signal timer clock "X"	11.75
Automatic clock "C"	35.75

In all other respects these prices are subject to each seller's customary terms, discounts, allowances (other than trade-in allowances) and other price differentials in effect on sales of similar articles.

This amendment shall become effective on the 5th day of June 1946.

Issued this 22d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–8598; Filed, May 22, 1946; 11:19 a. m.]

[MPR 200, Order 19]

BEEBE BROS. RUBBER CO. ET AL.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to § 1315.1405b of Maximum Price Regulation 200, it is ordered:

(a) *What this order does.* This order establishes maximum prices for sales by the manufacturer and by wholesalers in the shoe repair trade of men's 6/8" brown whole heels, special competitive grade, which are manufactured by the Beebe Brothers Rubber Company, Nashua, New Hampshire. This order also establishes maximum prices for shoe repairmen's sales (attached and unattached) of these men's 6/8" brown rubber whole heels.

(b) *Maximum prices.* Maximum prices for all sales in the shoe repair trade by the manufacturer, wholesalers and shoe repairmen of the men's 6/8" brown rubber whole heels described in paragraph (a) shall be as follows:

MEN'S BROWN WHOLE HEELS

Maximum Prices for Special Competitive Grade 6/8".
To wholesalers: $1.20 per dozen pair.
To shoe repairmen: $1.60 per dozen pair.
To consumers (attached): $0.45 per pair.
To consumers (unattached): $0.18 per pair.

The above maximum prices for sales to shoe repairmen shall be reduced by any cash discounts given by the seller to shoe repairmen of the same class during March 1942.

The above maximum prices for sales to wholesalers shall be decreased by 5% if the purchaser pays cash within 30 days after delivery.

All other discounts, allowances and trade practices of sellers which were in effect March 1942 shall apply to sales covered by this order.

(c) *Notification of maximum prices.* With or prior to the first delivery to a wholesaler or a shoe repairman of any of the heels covered by this order, the seller shall notify the purchaser in writing of the maximum prices for sales by the shoe repairman of the rubber heels attached and the maximum prices for sales, by the shoe repairman of the unattached heels as established by paragraph (b) of this order. If the purchaser is a wholesaler, the notification shall include the maximum price applicable to the wholesalers' resales to wholesalers and to shoe repairmen, and a statement that such purchaser is required by this order to notify any shoe repairman to whom he sells of the maximum prices for the sales of the heels by the shoe repairman, attached or unattached, as established by paragraph (b) of this order.

(d) All provisions of Maximum Price Regulation 200 not inconsistent with this order shall apply to sales covered by this order.

(e) This order may be revoked or amended by the Administrator at any time.

This order shall become effective May 23, 1946.

Issued this 22d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–8602; Filed, May 22, 1946; 11:21 a. m.]

[MPR 120, Amdt. 19 to Order 1548]

ELLIOT COAL MINING CO. ET AL.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and in accordance with § 1340.212 (c) of Maximum Price Regulation No. 120; *It is ordered:*

Order No. 1548 under Maximum Price Regulation No. 120 is hereby amended in the following respects:

Paragraph (a) is amended by adding thereto the following in the manner indicated:

Producer and address	Mine name	Mine index No.	Location and name of preparation plant through which the coals are prepared
•	•	•	•
West Freedom Mining Co., #4 Glass St., Carnegie, Pa. Elba Coal Co., Inc., P. O. Box 328, Madera, Pa.	West Freedom No. 1 West Freedom No. 2 Elba No. 4	5016 5036 5745	Sligo Preparation Plant, Sligo, Pa., on the P. RR. Elba No. 4 Mine Preparation Plant, Carnwath, Pa., on the N. Y. C. RR.

This amendment No. 19 to Order No. 1548 under Maximum Price Regulation No. 120 shall become effective May 22, 1946.

Issued this 22d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–8599; Filed, May 22, 1946; 11:20 a. m.]

[MPR 200, Order 20]

AVON SOLE CO. ET AL.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to § 1315.1405b of Maximum Price Regulation 200 and section 5 of Revised Maximum Price Regulation 165, it is ordered:

(a) *What this order does.* This order establishes maximum prices for sales by the manufacturer and by wholesalers in the shoe repair trade of the Men's Golf Spike Brown Rubber Full Soles, approximately 14 iron at the ball and 12 iron at the shank, and Men's ⅜" Bevel Golf Spike Brown Rubber Heels which are manufactured by the Avon Sole Company, Avon, Massachusetts. This order also establishes maximum prices for shoe repairman's sales of these Rubber Heels and Soles attached.

(b) *Maximum prices.* The manufacturer's, wholesalers' and shoe repairmen's maximum prices for sales in the shoe repair trade of the Men's Golf Spike Rubber Soles and the Men's Spike Rubber Heels described in paragraph (a) shall be as follows:

Description	Maximum prices, per pair		
	Sales by shoe repairmen to consumers attached	Sales to shoe repairmen	Sales to wholesalers
Men's golf spike brown rubber soles	$3.85	$1.73	$1.20
Men's ¾" bevel gold spike brown rubber heels	1.65	.75	.56

The above maximum prices for sales to shoe repairmen shall be reduced by any cash discounts given by the seller

to shoe repairmen of the same class during March 1942.

The above maximum prices for sales to wholesalers shall be decreased by 5% if the purchaser pays cash within 30 days after delivery.

All other discounts, allowances and trade practices of sellers which were in effect during March, 1942, shall apply to sales covered by this order.

(d) *Notification of Maximum Prices.* With or prior to the first delivery to a shoe repairman or a wholesaler of any of the heels or soles covered by this order, the seller shall notify the buyer in writing of the maximum prices for shoe repairmen's sales of these attached heels and attached sales as established by paragraph (b) of this order. If the buyer is a wholesaler of the heels and soles covered by this order, the seller shall also notify the wholesaler in writing of the maximum prices applicable to his resales to wholesalers and to shoe repairmen as established by paragraph (b) of this order. This notification shall include a statement that the wholesaler is required to notify any purchaser to whom he sells that the maximum prices for the shoe repairmen's sales of these heels (attached) and soles (attached) to consumers shall be the maximum prices established by paragraph (b) of this order.

(e) All provisions of Maximum Price Regulation 200 and Revised Maximum Price Regulation 165 that are not inconsistent with this order shall be applicable to sales covered by this order.

(f) This order may be revoked or amended by the Administrator at any time.

This order shall become effective May 23, 1946.

Issued this 22d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–8603; Filed, May 22, 1946; 11:21 a. m.]

[MPR 260, Amdt. 1 to Order 532]

MIDWEST CIGAR CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this amendment and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered,* That:

The maximum prices for the "Seal of Minnesota-Queens" cigars set forth in Paragraph (a) of Order No. 532 under Maximum Price Regulation No. 260, are amended to read as follows:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Seal of Minnesota.	Queens	50	*Per M* $75	*Cents* [1] 10

[1] Prices apply to this brand and frontmark using only Connecticut Shadegrown (Type 61) wrappers of L. V. grade or better as specified in amended application.

This amendment shall become effective May 23, 1946.

Issued this 22d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–8604; Filed, May 22, 1946; 11:21 a. m.]

[MPR 260, Order 2166]

OTTIS L. TAYLOR

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered,* That:

(a) Ottis L. Taylor, Second and Cherry Alley, Yoe, Pa. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Taylor's Square Deal	Londres	50	*Per M* $56	*Cents* 7
El Verdelo	Perfecto	50	72	9

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 23, 1946.

Issued this 22d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–8605; Filed, May 22, 1946; 11:21 a. m.]

[MPR 260, Order 2167]

LINLY O. CURRY

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered,* That:

(a) Linly O. Curry, Curry Cigars, 703 W. Central Ave., Orlando, Fla. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
New South	New South	50	*Per M* $75	*Cents* [1] 10

[1] Prices apply to this brand and frontmark using only Connecticut Shadegrown (Type 61) L. C. 2 wrappers and a minimum of 25% Havana (Type 81) short filler, as specified in application.

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing dif-

ferentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 23, 1946.

Issued this 22d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8606; Filed, May 22, 1946; 11:22 a. m.]

[MPR 260, Order 2168]

GEORGE PETERS

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) George Peters, RR-15, Box 185 F. Blueash, Cincinnati, Ohio (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
G. P.	4¼"-	50	$60	2 for 15

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 23, 1946.

Issued this 22d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8607; Filed, May 22, 1946; 11:22 a. m.]

[MPR 260, Order 2169]

WEBSTER TOBACCO CO., INC.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Webster Tobacco Company, Inc., 187 Madison Avenue, New York 16, New York (hereinafter called "manufacturer"), and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
Webster	Directors	50	$231	30

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 23, 1946.

Issued this 22d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8608; Filed, May 22, 1946; 11:22 a. m.]

[MPR 188, Rev. Order 4929]

STANDARD STEEL EQUIPMENT CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, and section 12 of Revised Supplementary Order No. 119; *It is ordered:*

(a) This revised order establishes maximum prices for sales and deliveries of steel lockers manufactured by the Standard Steel Equipment Company, 117-20 Fourteenth Road, College Point, Long Island, New York, as follows:

(1) For all sales and deliveries to the following classes of purchasers by all sellers, the maximum prices are those set forth below:

Article	Size	Maximum price to—	
		Dealer	User
		Each	*Each*
Box locker, 6 high standard interior equipment, one wide with cabinet lock (3 point locking device) and 2 keys	12 x 12 x 12	$2.06	$2.95
	12 x 15 x 12	2.13	3.05
Locker, double tier, standard legs, standard interior equipment, one wide, with 3 hooks, without lock	12 x 12 x 36	3.43	4.90
	12 x 15 x 36	3.59	5.13
	12 x 18 x 36	3.77	5.38
	15 x 15 x 36	3.88	5.55
	15 x 18 x 36	4.13	4.90
	18 x 18 x 36	4.44	6.35
	12 x 12 x 60	5.39	7.70
	12 x 15 x 60	5.63	8.05
	12 x 18 x 60	5.95	8.50
	15 x 15 x 60	6.16	8.80
	15 x 18 x 60	6.47	9.25
Locker, single tier, standard legs, standard interior equipment one wide with hat shelf, 3 hooks without lock	18 x 18 x 60	7.07	10.10
	12 x 12 x 72	3.95	8.50
	12 x 15 x 72	6.30	9.00
	12 x 18 x 72	6.61	9.45
	15 x 15 x 72	6.86	9.80
	15 x 18 x 72	7.17	10.25
	15 x 21 x 72	7.59	10.85
	18 x 18 x 72	7.80	11.15
	18 x 21 x 72	8.19	11.70
Box locker, 6 high, standard interior equipment, 2 or more wide, cabinet lock (3 point locking device) with keys	12 x 12 x 12	1.96	2.80
	12 x 15 x 12	2.03	2.90
Locker, double tier, standard legs, standard interior equipment, 2 or more wide, with 2 hooks without lock	12 x 12 x 36	3.15	4.50
	12 x 15 x 36	3.22	4.60
	12 x 18 x 36	3.39	4.85
	15 x 15 x 36	3.57	5.10
	15 x 18 x 36	3.74	5.35
	18 x 18 x 36	4.13	5.90
	12 x 12 x 60	4.83	6.90
	12 x 15 x 60	5.04	7.20
	12 x 18 x 60	5.25	7.50
	15 x 15 x 60	5.56	7.95
	15 x 18 x 60	5.77	8.25
	18 x 18 x 60	6.37	9.11
Locker, single tier, standard legs, standard interior equipment, 2 or more wide, with hat shelf and 3 hooks, without lock	12 x 12 x 72	5.25	7.50
	12 x 15 x 72	5.60	8.00
	12 x 18 x 72	5.81	8.30
	15 x 15 x 72	6.16	8.80
	15 x 18 x 72	6.40	9.15
	15 x 21 x 72	6.72	9.60
	18 x 18 x 72	7.00	10.00
	18 x 21 x 72	7.31	10.45

These maximum prices are for the articles described in the manufacturer's application. They are net cash, f. o. b. factory, and refer to a knock-down unit. For these same articles, when sold on a set-up basis but not installed on the premises of the user, an additional charge in the amount of 15 percent of the article's maximum price to the particular purchaser, may be added to each such maximum price.

When these same articles are sold installed in the premises of the user, an additional charge in the following percentages of the article's maximum price to the particular purchaser, may be added to each such maximum price:

(1) Free-standing, nonrecessed, 20.5%.
(2) Recessed, including anchorage, 23.5%.

(b) Maximum prices established by this revised order may be adjusted in accordance with the provisions of Order No. 11 under § 1499.159e of Maximum Price Regulation No. 188.

(c) This revised order shall become effective on the 23d day of May 1946.

Issued this 22d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8601; Filed, May 22, 1946; 11:20 a. m.]

[MPR 260, Order 2170]

WEST INDIES TRADING CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) West Indies Trading Corp., P. O. Box 144, San Juan, Puerto Rico (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
R. J. Allen	Corona	50	$48	

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 23, 1946.

Issued this 22d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8609; Filed, May 22, 1946; 11:22 a. m.]

[MPR 260, Order 2171]

ALOIS KADERBECK

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Alois Kaderbeck, 124 Jackson Street, Sloan 12, N. Y. (hereinafter called "manufacturer"), and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
The Champions	The Champions	50	$60	2 for 15
La Kada	La Kada	50	$75	10

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maxi-

mum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 23, 1946.

Issued this 22d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8610; Filed, May 22, 1946; 11:23 a. m.]

[MPR 260, Order 2172]

PACIFIC TOBACCO CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Pacific Tobacco Company, 318 Clay Street, San Francisco 18, Calif. (hereinafter called "manufacturer"), and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
Silver Eagle	Invincible	50	$90	12
Humboldt	Invincible	50	90	12

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 23, 1946.

Issued this 22d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8611; Filed, May 22, 1946; 11:23 a. m.]

[MPR 260, Order 2173]

JOE AMSTEAD

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Joe Amstead, 503 West Fifteenth Street, Austin 21, Texas (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
Sons of Herman	4⅝"	50	$56	7

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 23, 1946.

Issued this 22d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8612; Filed, May 22, 1946; 11:23 a. m.]

[MPR 260, Order 2174]

A. SENSENBRENNER SONS

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) A. Sensenbrenner Sons, 1220 Maple Avenue, Los Angeles 15, Calif. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
Del Cara	Specials	50	$75	10

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 23, 1946.

Issued this 22d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8613; Filed, May 22, 1946; 11:23 a. m.]

[MPR 260, Order 2175]

CARDIFF CIGAR CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Cardiff Cigar Company, Main Street, Cardiff, Md. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
El Demando Babies	Blunts	50	$48	6

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 23, 1946.

Issued this 22d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8614; Filed, May 22, 1946; 11:23 a. m.]

[MPR 389, Order 66]

VICTORY PROVISION CO. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES

On April 15, 1946, Victory Provision Company, 3833 South Halsted Street, Chicago 9, Illinois, filed an application for the establishment of maximum prices on sales of the sausage products known as "Cooked Salami (A. C.)" and "Thuringer (N. C.)" and made in accordance with the individual secret formulae submitted by the applicant. That application was assigned Docket No. 6036.3-389-2(a)-84.

Due consideration has been given to the application and an opinion in support of this order has been issued simultaneously herewith and filed with the Division of the Federal Register.

For the reasons set forth in the opinion, and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328, and pursuant to the provisions of section 2 (a) (6) of Maximum Price Regulation No. 389, *It is ordered:*

(a) That the maximum prices other than at retail for the sausage products known as "Cooked Salami (A. C.)" and "Thuringer (N. C.)" and made by Victory Provision Company in accordance with the individual formulae submitted to the Office of Price Administration for this order, except that boneless processing beef, cutter and canner grade may be substituted as the beef ingredient in each, if desired, shall be determined by the seller as follows:

(1) The base prices for these products are established in the following amounts per hundredweight:

"Cooked Salami (A. C.)," $27.75.
"Thuringer (N. C.)," $27.75.

NOTE: If sold not boxed, 50 cents per cwt. must be deducted from the above price.

(2) To the base price should be added the proper zone differential provided in section 12 (b) of Maximum Price Regulation No. 389 for sausage which is not Kosher sausage, all beef sausage or sausage containing meat and meat by-products from swine only. In determining the proper zone differential to be added, the zone description provided in section 14 of Maximum Price Regulation No. 389 shall be used.

(3) That to the sum of the base price plus the applicable zone differential the "Permitted additions to base prices" provided in section 12 (c) of Maximum Price Regulation No. 389 may be added when applicable.

(b) That with the first delivery of "Cooked Salami (A. C.)" or "Thuringer (N. C.)" to a wholesaler, peddler-truck-seller, or intermediate distributor Victory Provision Company shall supply each such seller with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for "Cooked Salami (A. C.)" and "Thuringer (N. C.)" have been established by the Office of Price Administration at the following base prices per hundredweight:

"Cooked Salami (A. C.)"--------- $27.75
"Thuringer (N. C.)"---------- 27.75

To these may be added the zone differentials provided in section 12 (b) of MPR 389 (See section 14 for zone boundaries) plus the permitted additions of section 12 (c). We are required to inform you that if you are a wholesaler, a peddler-truck-seller, or an intermediate distributor you must figure your ceiling prices for these products pursuant to the same sections of Maximum Price Regulation No. 389.

(c) That with the first delivery of "Cooked Salami (A. C.)" or "Thuringer (N. C.)" to a retailer the seller shall supply such retailer with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for "Cooked Salami (A. C.)" and "Thuringer (N. C.)" have been established by the Office of Price Administration. We are required to inform you that if you are a retailer, you must figure your ceiling price for these items in accordance with the provisions of Maximum Price Regulation No. 336.

(d) That all pertinent provisions of Maximum Price Regulation No. 389, including the descriptive labelling and invoicing provisions of Section 4, the recording and reporting provisions, of section 6, and the definitions of section 13, in addition to the pricing provisions of paragraphs (b) and (c) of Section 12 shall be applicable to all sales made under this order.

(e) All prayers of this application not herein granted are denied.

(f) This Order No. 66 may be revoked or amended by the Price Administrator at any time.

This Order No. 66 shall become effective May 23, 1946.

Issued this 22d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8615; Filed, May 22, 1946; 11:24 a. m.]

[MPR 399, Order 7]

THE PRECISION UTILITIES MANUFACTURING CORP.

APPROVAL OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 1 of Maximum Price Regulation No. 399, *It is ordered:*

(a) This order establishes ceiling prices for sales at retail and wholesale of the Model No. 18, all-aluminum, 80-pound capacity ice box manufactured by the Precision-Utilities Manufacturing Corporation, 79th Street and Rockaway Beach Boulevard, Holland, Long Island, New York, which the manufacturer has sold, or sells, at ceiling prices determined by him under Order No. 4332 under Maximum Price Regulation No. 188. The ceiling prices set by this order do not apply to the sales of any Model No. 18 ice boxes sold by the manufacturer at ceiling prices determined under any other regulation or order.

(1) For sales of the Model No. 18, all-aluminum ice box to ultimate consumers, the ceiling price is $57.50 each.

(2) For sales of the Model No. 18, all-aluminum ice box at wholesale, the ceiling price is $34.50 each. This ceiling price is subject to each seller's customary terms, discounts, allowances, and other price differentials in effect on sales of similar articles.

(b) Within five days after the issuance of this order, the manufacturer, and every purchaser for resale at wholesale, must give written notice to every purchaser for resale who has purchased an ice box covered by this order, of the ceiling prices established by this order for resales by the purchaser. This notice may be given in any convenient form.

(c) On or after the effective date of this order, no person may offer for sale, sell or deliver, to an ultimate consumer an ice box covered by this order, unless there is securely attached thereto, a retail ceiling price tag setting forth, in dollars-and-cents the ceiling price established by this order for sales of the ice box at retail.

(d) All of the provisions of Maximum Price Regulation No. 399 shall continue to apply to sales under this order, except to the extent that they are modified by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 23d day of May 1946.

Issued this 22d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8617; Filed, May 22, 1946; 11:25 a. m.]

[MPR 478, Order 171]

PREMIER SHOE GOODS CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 10 of Maximum Price Regulation 478, *It is ordered:*

(a) The maximum prices for wholesale sales to manufacturers by the Premier Shoe Goods Company, 601 Washington Street, Lynn, Massachusetts, or by any other seller of the following coated fabrics shall be as follows:

Commodity	For sales to manufacturers (per linear yard)
36" smooth town brown No. 450 pyroxylin coated sheeting purchased from L. E. Carpenter Co----	$0.4225
38" dull, smooth town brown No. 450, Color No. 2864, pyroxylin coated sheeting purchased from the L. E. Carpenter Co----------	.4512

(b) With or prior to the first delivery of the coated fabric covered by this order, to any person other than a manufacturer, the seller shall notify such person in writing of the specific maximum price applicable to his resale of this coated fabric to manufacturers which is the maximum price set forth in paragraph (a) above.

(c) All provisions of Maximum Price Regulation 478 not inconsistent with this order shall apply to sales covered by this order.

(d) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 23, 1946.

Issued this 22d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8618; Filed, May 22, 1946; 11:25 a. m.]

[MPR 591, Order 515]

L. S. TAYLOR MFG. CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following aluminum garage door manufactured by the L. S. Taylor Manufacturing Company of Atlanta, Georgia, and as described in the application dated February 28, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C. shall be:

	On sales to—		
	Distributors	Dealers	Consumers
7' x 8' aluminum garage door..	$49.00	$63.00	$70.00

(b) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of items in the same general category during March 1942.

(d) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers.

(e) L. S. Taylor Manufacturing Company of Atlanta, Georgia, shall attach a tag to the aluminum garage doors on which shall be printed substantially the following:

OPA Maximum Retail Price—$70.00

As provided in Order No. ---- under Maximum Price Regulation No. 591.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 23, 1946.

Issued this 22d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8621; Filed, May 22, 1946; 11:25 a. m.]

[MPR 591, Order 516]

GENERAL PRODUCTS CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum price, excluding federal excise tax for sales by any person to consumers of the following electric water heater manufactured by General Products Company of Fredericksburg, Virginia, and described in its application dated March 25, 1946, shall be:

Model FB40, 40 gallon, double element electric water heater, galvanized tank, insulated, with aluminum outer casing—$124.90.

(b) The maximum net price, f. o. b. point of shipment, excluding Federal excise tax, for sales by any person to dealers in quantities less than 5 heaters shall be the maximum price specified in (a) above less a discount of 33⅓ percent.

(c) The maximum net price, f. o. b. point of shipment, excluding Federal excise tax, for sales by any person to dealers in quantities of 5 or more heaters shall be the maximum price specified in (a) above less a discount of 40 percent.

(d) The maximum net price, f. o. b. point of shipment, excluding Federal excise tax, for sales by any person to jobbers, shall be the maximum price specified in (a) above less a discount of 50 percent.

(e) The maximum price established by this order is subject to such further cash discounts, transportation allowances and price differentials at least as favorable as those which each seller extended or rendered or would have extended or rendered during March 1942 on sales of commodities in the same general category.

(f) The maximum prices on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(g) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers except dealers upon resale.

(h) General Products Company shall attach to each heater covered by this order a tag containing the following:

OPA Maximum Retail Price—not installed, including actual federal excise tax paid at source—$------

(Do Not Detach)

(i) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 23, 1946.

Issued this 22d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8622; Filed, May 22, 1946; 11:26 a. m.]

[MPR 591, Order 517]

COLUMBIA ELECTRIC & MFG. CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following two temperature freezer manufactured by the Columbia Electric & Manufacturing Company of Spokane, Washington and as described in the application dated March 22, 1946, which is on file with the Prefabrication and Building Equipment Price Branch Office of Price Administration, Washington 25, D. C., shall be:

	On sales to dealers	On sales to consumers
50-U—2 temp. ¾ HP, condensing unit----------	$657	$1,095
60-U—Single temp. ¾ HP, condensing unit----------	597	995
195-W—2 temp----------	1,200	2,000
125-W—2 temp----------	990	1,650

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of items in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Columbia Electric & Manufacturing Company shall stencil on the inside of lid or cover of the Two-Temperature freezers covered by this order, substantially the following:

OPA Maximum Retail Price—$------

Plus freight and crating as provided in Order No. 517 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 23, 1946.

Issued this 22d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8623; Filed, May 22, 1946; 11:26 a. m.]

[MPR 591, Order 518]

JORDAN REFRIGERATOR CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following frozen food display case manufactured by the Jordan Refrigerator Company of Philadelphia, Pennsylvania, and as described in the application dated April 8, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to distributors	On sales to dealers	On sales to consumers
Model 22, SC frozen food display case, 22 cu. ft., ¼ hp...	$340	$408	$680

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Jordan Refrigeration Company shall stencil on the inside of lid on cover of the frozen food display case covered by this order, substantially the following:

OPA Maximum Retail Price—$680.00

Plus freight and crating as provided in Order No. 518 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 23, 1946.

Issued this 22d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8624; Filed, May 22, 1946; 11:26 a. m.]

[MPR 594, Amdt. 6 to Rev. Order 4]

FORD MOTOR CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in the opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 8 and 9b of Maximum Price Regulation 594; *It is ordered:*

Revised Order No. 4 under Maximum Price Regulation 594 is amended in the following respects:

1. Subparagraph (1) of paragraph (a) is amended to read as follows:

Description	*Net wholesale price*
De Luxe Eight:	
3-passenger coupe	$717.77
Tudor sedan	759.18
Fordor sedan	800.80
Chassis with open or closed front end	584.61
Super De Luxe Eight:	
3-passenger coupe	766.87
Tudor sedan	808.66
Fordor sedan	850.32
Sedan coupe	839.76
Convertible coupe	960.64
Station wagon	1,003.87
Chassis with open or closed front end	641.03
Sportsman's convertible coupe	1,299.56

2. The net wholesale price set forth in the schedule in paragraph (a) (2) (i) (*a*) for "hot water heater defroster" is amended to read "$17.50."

3. The schedule in paragraph (a) (2) (i) (*a*) is amended to include the following item of optional equipment and applicable net wholesale price:

Description	*Net wholesale price*
Oil bath air cleaner 59A-18205A	$4.21

4. Paragraph (c) is amended to read as follows:

(c) Ford Motor Company is authorized to sell to users each of the models described in paragraph (d) below at a price not to exceed the maximum price that a reseller in the area in which the Ford Motor Company makes delivery is permitted to charge under paragraph (d) less the amount obtained by applying to the list prices for the automobile 78.4% of the applicable discounts in effect on January 1, 1941, and by applying to the list prices for extra or optional equipment the applicable discounts in effect on January 1, 1941.

5. Paragraph (d) (1) is amended to read as follows:

Description	*List price*
DeLuxe Eight:	
3-passenger coupe	$802
Tudor sedan	944
Fordor sedan	995
Chassis with open or closed front end	726
Super DeLuxe Eight:	
3-passenger coupe	953
Tudor sedan	1,005
Fordor sedan	1,057
Sedan coupe	1,044
Convertible coupe	1,195
Station wagon	1,248
Chassis with open or closed front end	797
Sportsman's convertible coupe	1,636

6. The list price set forth in the schedule in paragraph (d) (2) (i) (*a*) for "hot water heater defroster" is amended to read "$25.20."

7. The schedule in paragraph (d) (2) (i) (*a*) is amended by including the following item of optional equipment and applicable list price:

Description	*List price*
Oil bath air cleaner 59A-18205A	$7.26

This amendment shall be effective May 22, 1946, for new Ford automobiles and extra or optional equipment which are sold by the Company on and after May 22, 1946.

Issued this 22d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46 8656; Filed, May 22, 1946; 4:31 p. m.]

[MPR 594, Amdt. 6 to Order 6]

FORD MOTOR CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to sections 8 and 9b of Maximum Price Regulation 594; *It is ordered:*

Order No. 6, under Maximum Price Regulation 594, is amended in the following respects:

1. Paragraph (a) (1) is amended to read as follows:

(1) *New automobiles.*

Description	*Net wholesale price*
Sedan, 4 door, Model 73	$1,520.53
Club coupe, Model 77	1,508.09
Sedan, 4 door, Model 73 with custom interior	1,618.31
Club coupe, Model 77 with custom interior	1,605.87
Convertible coupe, Model 76	1,879.71
Continental coupe, Model 56	2,914.53
Continental cabriolet, Model 57	2,859.80

2. The schedule in paragraph (a) (2) (i) is amended to include the following item of optional equipment and applicable net wholesale price:

Description	*Net wholesale price*
Tires and tubes: 4 700 x 15—6-ply	$4.60

3. The discount of "82%" in paragraph (b) is amended to read "79 4" percent.

4. Paragraph (c) (1) is amended to read as follows:

(1) *New automobiles.*

Description	*List price*
Sedan, 4 door, Model 73	$1,919
Club coupe, Model 77	1,902
Sedan, 4 door, Model 73 with custom interior	2,042
Club coupe, Model 77 with custom interior	$2,026
Convertible coupe, Model 76	2,375
Continental coupe, Model 56	3,609
Continental cabriolet, Model 57	3,678

5. The schedule in paragraph (c) (2) (i) is amended to include the following item of optional equipment and applicable list price:

Description	*List price*
Tires and tubes: 4 700 x 15—6-ply	$6.45

This amendment shall be effective May 22, 1946 for Lincoln passenger cars and extra or optional equipment which are sold by the Company on and after May 22, 1946.

Issued this 22d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8659. Filed, May 22, 1946; 4:32 p. m.]

[MPR 594. Amdt. 5 to Rev. Order 5]

FORD MOTOR CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 8 and 9b of Maximum Price Regulation 594, *It is ordered:*

Revised Order No. 5 under MPR 594 is amended in the following respects:

1. Subparagraph (1) of paragraph (a) is amended to read as follows:

(1) Description.

	Net wholesale price
Sedan (2-door)	$946.79
Town sedan (4-door)	987.06
Sedan coupe	977.97
Club convertible	1119.89
Station wagon	1130.97
Chassis with open or closed front end	712 25
Sportsman's convertible coupe	1457.43

2. The schedule in paragraph (a) (2) (i) is amended to include the following item of optional equipment and applicable net wholesale price:

Description	*Net wholesale price*
Oil bath air cleaner 59A-18205A	$4.21

3. The net wholesale price in the schedule in paragraph (a) (2) (i) for "hot water heater defroster" is amended to read "$17.50."

4. Paragraph (c) is amended to read as follows:

(c) Ford Motor Company is authorized to sell to users each of the models described in paragraph (d) below at a price not to exceed the maximum price that a reseller in the area in which the Ford Motor Company makes delivery is permitted to charge under paragraph (d) less the amount obtained by applying to the list prices for the automobile 81.8% of the applicable discounts in effect on January 1, 1941, and by applying to the list prices for extra or optional equipment the applicable discounts in effect on January 1, 1941.

5. Subparagraph (1) of paragraph (d) is amended to read as follows:

(1) *Description.*

	List price
Sedan (2-door)	$1,191
Town sedan (4-door)	1,241
Sedan coupe	1,230
Club convertible	1,409
Station wagon	1,422
Chassis with open or closed front end	895
Sportsman's convertible coupe	1,853

6. The schedule in paragraph (d) (2) (i) is amended to include the following item of optional equipment and applicable list price:

Description	*List price*
Oil bath air cleaner 59A-18205A	$7.26

7. The list price in the schedule in paragraph (d) (2) (i) for "hot water heater defroster" is amended to read $25.20.

This amendment shall become effective May 22, 1946, for new Mercury automobiles and extra or optional equipment which are sold by the company on and after May 22, 1946.

Issued this 22d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8657; Filed, May 22, 1946; 4:32 p. m.]

[MPR 594, Amdt. 5 to Order 7]

CHRYSLER CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to sections 8 and 9b of Maximum Price Regulation 594, *It is ordered:*

Order No. 7 under MPR 594 is amended in the following respects:

1. Subparagraphs (1) and (2) of paragraph (a) are amended to read as follows:

(1) *Charge for new automobile.* A charge for the new automobile not to exceed the applicable net wholesale price in the following schedule less a wholesale delivery payment of $30.00 and the applicable retroactive volume payment in subparagraph (i) below, when the direct dealers are entitled to such payments under their company-direct dealer agreements:

Model	Description	Net wholesale price
D-24 De Luxe	3-passenger coupe	$866.86
	2-door sedan	921.61
	4-door sedan	958.64
D-24 Custom	Club coupe	999.58
	4-door sedan	1,096.97
	Town sedan	1,078.34
	Convertible coupe	1,189.34
	7-passenger sedan	1,242.59
	Limousine	1,325.21

(i) *Retroactive volume payment:*

Quantity of new automobiles:	*Volume payment*
26 to 50	$6.00
51 to 100	12.00
101 to 175	18.00
176 to 250	24.00
251 and up	30.00

(2) *Charges for extra or optional equipment.* A charge for each item of extra or optional equipment listed in the following schedule when installed at the factory not to exceed the applicable net wholesale price in that schedule:

Description	*Net wholesale price*
Accessory group "A":	
Bumper end buffer plates—front	$29.09
Bumper end buffer plates—rear	
Cigar lighter	
Clock, electric	
Wheel covers, plastic	
Accessory group "B":	
Bumper end buffer plates—front	7.85
Cigar lighter	
Accessory group "C":	
Bumper end buffer plates—front	35.58
Bumper end buffer plates—rear	
Cigar lighter	
Clock, electric	
Directional signal lights	
Wheel covers, plastic	
Accessory group "CC":	
Front bumper end plates	15.21
Rear bumper end plates	
Directional signal lights	
"A" cooling system	4.66
Bumper end buffer plates—front	5.77
Bumper end buffer plates—rear	4.79
Bumper end buffer plates—front and rear	10.56
Cigar lighter	2.00
Clock, electric	9.20
Commercial duty springs	2.66
Directional signal lights	8.65
Export tool kit	5.32
Fluid drive	24.27
Hand brake signal flasher	2.99
Heaters:	
All weather air control system	48.06
Comfort master with fresh air intake and defroster attachment	31.15
Comfort master with defroster attachment	20.79
Leather—tan:	
All sedans	34.96
3 passenger coupe	17.48
Club coupe	34.96
Leather upholstery (tan, blue or green) for convertible coupe	6.65
Locking gas cap	1.20
Lock—glove box	.80
1⅜" over-size shock absorbers and stone shields	6.65
Plastic wheel covers (4)	7.16
Radio antennae:	
Skyway type 50"	3.46
Skyway type—long	4.12
Header type	5.79
Right hand drive	6.65
4.5" rims over standard 4" rims	1.33
Shock absorber stone shields—rear	.93
Special body color	26.60
Terne plated muffler and heavy gauge tail pipe	.67
Tires:	
6.50 x 16–4 ply over standard 6.00 x 16–4 ply	7.18
6.50 x 16–6 ply over standard 6.00 x 16–4 ply	18.20
Tires: 4 6.00 x 16–6 ply	11.70
Tubes: Lifeguard for 6.00 x 16–4 ply tires	28.09
Two tone color (except for convertible coupes and 7 passenger sedans	9.98

2. The discount of "89.6%" in paragraphs (c) (1) and (c) (2) is amended to read "77%".

3. Subparagraph (2) of paragraph (d) is amended to read as follows:

(2) *Charge for extra or optional equipment.* A charge for each item of extra or optional equipment listed in the following schedule when installed at the factory not to exceed the amount of the applicable net wholesale price in that schedule:

Description	*Net wholesale price*
Accessory group "A":	
Bumper end buffer plates—front	$30.49
Bumper end buffer plates—rear	
Cigar lighter	
Clock, electric	
Wheel covers, plastic	
Accessory group "B":	
Bumper end buffer plates—front	8.20
Cigar lighter	

Description	*Net wholesale price*
Accessory group "C":	
Bumper end buffer plates—front	
Bumper end buffer plates—rear	
Cigar lighter	
Clock, electric	$37.21
Directional signal lights	
Wheel covers, plastic	
Accessory group "CC":	
Front bumper end plates	
Rear bumper end plates	15.88
Directional signal lights	
"A" cooling system	4.88
Bumper end buffer plates—front	6.03
Bumper end buffer plates—rear	5.01
Bumper end buffer plates—front and rear	11.04
Cigar lighter	2.09
Clock, electric	9.63
Commercial duty springs	2.78
Directional signal lights	9.05
Export tool kit	5.57
Fluid drive	25.40
Hand brake signal flasher	3.13
Heaters:	
All weather air control system	50.29
Comfort master with fresh air intake and defroster attachment	32.60
Comfort master with defroster attachment	21.76
Leather-tan:	
All sedans	36.59
3-passenger coupe	18.29
Club coupe	36.59
Leather upholstery (tan, blue or green) for convertible coupes	6.96
Locking gas cap	1.26
Lock-glove box	.84
1⅜" Over-size shock absorbers and stone shields	6.96
Plastic wheel covers (4)	7.49
Radio antennae:	
Skyway type 50"	3.62
Skyway type—long	4.31
Header type	6.06
Right hand drive	6.96
4.5" rims over standard 4" rims	1.39
Shock absorber stone shields—rear	.97
Special body color	27.84
Terne plated muffler and heavy gauge tail pipe	.70
Tires:	
6.50 x 16-4 ply over standard 6.00 x 16-4 ply	7.51
6.50 x 16-6 ply over standard 6.00 x 16-4 ply	19.05
Tires: 4 6.00 x 16-6 ply	12.24
Tubes—Lifeguard for 6.00 x 16-4 ply tires	29.40
Two tone color (except for convertible coupes and 7 passenger sedans)	10.44

4. Subparagraphs (1) and (2) of paragraph (f) are amended to read as follows:

(1) *Charge for automobile.* A charge for the new automobile not to exceed the applicable factory retail price in the following schedule:

Model	Description	Factory retail price
D-24 De Luxe	3-passenger coupe	$1,064
	2-door sedan	1,131
	4-door sedan	1,176
D-24 Custom	Club coupe	1,226
	4-door sedan	1,235
	Custom town sedan	1,274
	Convertible coupe	1,461
	7-passenger sedan	1,526
	Limousine	1,628

(2) *Charge for extra or optional equipment.* A charge for each item of extra or optional equipment listed in the following schedule when installed at the factory not to exceed the applicable factory retail price in the schedule:

Description	*Factory retail price*
Accessory group "A":	
Bumper end buffer plates—front	
Bumper end buffer plates—rear	
Cigar lighter	$38.00
Clock, electric	
Wheel covers, plastic	
Accessory group "B":	
Bumper end buffer plates—front	9.55
Cigar lighter	
Accessory group "C":	
Bumper end buffer plates—front	
Bumper end buffer plates—rear	
Cigar lighter	46.25
Clock, electric	
Directional signal lights	
Wheel covers, plastic	
Accessory group "CC":	
Front bumper end plates	
Rear bumper end plates	18.30
Directional signal lights	
"A" cooling system	5.90
Bumper end buffer plates—front	7.05
Bumper end buffer plates—rear	6.15
Bumper end buffer plates—front and rear	13.20
Cigar lighter	2.50
Clock, electric	13.00
Commercial duty springs	3.40
Directional signal lights	10.90
Export tool kit	6.80
Fluid drive	30.85
Hand brake signal flasher	4.00
Heaters:	
All weather air control system	59.50
Comfort master with fresh air intake and defroster attachment	39.60
Comfort master with defroster attachment	26.60
Leather—tan:	
All sedans	44.40
3 passenger coupe	22.20
Club coupe	44.40
Leather upholstery (tan, blue or green) for convertible coupes	9.15
Locking gas cap	1.75
Lock-glove box	.95
1⅜" Over-size shock absorbers and stone shields	8.45
Plastic wheel covers (4)	9.55
Radio antennae:	
Skyway type 50"	4.65
Skyway type—long	5.60
Header type	7.60
Right hand drive	9.15
4.5" rims over standard 4" rims	1.65
Shock absorber stone shields—rear	1.25
Special body color	33.90
Terne plated muffler and heavy gauge tail pipe	.85
Tires:	
6.50 x 16-4 ply over standard 6.00 x 16-4 ply	9.10
6.50 x 16-6 ply over standard 6.00 x 16-4 ply	23.15
Tires: 4 6.00 x 16-6 ply	15.05
Tubes—Lifeguard for: 6.00 x 16-4 ply tires	42.45
Two tone color (except for convertible coupes and 7 passenger sedans)	12.35

This amendment shall be effective May 22, 1946, for new Dodge automobiles and extra or optional equipment which are sold by the company on and after May 22, 1946.

Issued this 22d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8659; Filed, May 22, 1946; 4:32 p. m.]

[MPR 594, Amdt. 5 to Order 8]

CHRYSLER CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 8 and 9b of Maximum Price Regulation 594, *It is ordered:*

Order No. 8 under Maximum Price Regulation 594 is amended in the following respects:

1. Subparagraphs (1) and (2) of paragraph (a) are amended to read as follows:

(1) *Charge for new automobile.* A charge for the new automobile not to exceed the applicable net wholesale price in the following schedule less a wholesale delivery payment of $35.00 and the applicable retroactive volume payment in subdivision (i) below, when the direct dealers are entitled to such payments under their Company-direct dealer agreements.

Model and description	*Net wholesale price*
S-11 Deluxe:	
3-passenger coupe	$927.55
2-door sedan	995.25
Club coupe	1,013.94
4-door sedan	1,020.54
7-passenger sedan	1,326.54
Taxicab	1,110.33
S-11 Custom:	
2-door sedan	1,050.67
Club coupe	1,064.79
4-door sedan	1,073.29
Convertible coupe	1,256.81
7-passenger sedan	1,364.32
Limousine	1,453.55

(i) *Retroactive volume payment.*

Quantity of new automobiles:	*Volume payment*
26-75	$6.00
76-175	12.00
176-325	18.00
326-500	24.00
501 and up	30.00

(2) *Charges for extra or optional equipment.* A charge for each item of extra or optional equipment listed in the following schedule when installed at the factory not to exceed the applicable net wholesale price in the schedule:

Description	*Net wholesale price*
"A" cooling	$3.99
Accessory group No. 1:	
Bumper buffer plates	
Cigar lighter	9.96
Push button starter	
Accessory group No. 2:	
Plastic radiator ornament	
Directional signal with hand brake light	20.63
Special plastic steering wheel	
Airfoam rear seat cushion (custom only)	4.85
Armrest—right front door (Deluxe only)	1.53
Bumper buffer plates—front and rear	7.12
Cigar lighter	2.00
Directional signal with hand brake light	12.70
Electric clock	9.20
Export tool kit	5.32
Extreme duty springs	2.66
Fluid drive for coupes and five passenger	24.27
Fluid drive with tiptoe shift transmission	62.20
Fresh air intake assembly	10.11
Heaters:	
All weather air control system with fresh air intake and defroster connections	48.06
Comfort master and defroster	21.04
Comfort master with fresh air system and defroster connections	30.90
Deluxe heater with defroster connections	17.69

Description	*Net wholesale price*
Leather trim, non-standard in blue, red or green for convertible coupe	$6.65
Leather trim over cloth:	
All models other than 3-passenger coupe and convertible coupe	34.96
3-passenger coupe	17.48
Locking gas cap	1.20
Muffler, terne plated and heavier gauge tail pipe	.67
Plastic radiator ornament and light	1.94
Push button starter	9.71
Radio antennae:	
Skyway type, 50"	3.46
Skyway type, long	4.12
Header type	5.79
Refrigeration unit, all sedans	302.60
Right hand drive	6.65
Shock absorber stone shield package, including crank case vent air cleaner and gas tank stone shields	2.68
Shock absorber 1⅜", oversize, and stone shields	6.65
Shock absorber stone shields, rear	.93
Special body color, sheet metal to match	26.60
Special plastic steering wheel	7.98
Tail pipe extension	1.10
Tires:	
4 6.50 x 15 6 ply	12.50
4 6.50 x 16 6 ply	16.71
Tubes: 4 6.50 x 16 lifeguard	30.17
Two tone body color except for convertible coupes	9.98
Wheel rings, plastic, set of four	7.79
Windshield wipers, electric	3.99

2. The discount of "89.6%" in subparagraphs (1) and (2) of paragraph (c) is amended to read "76.8%".

3. Subparagraph (2) of paragraph (d) is amended to read as follows:

(2) *Charge for extra or optional equipment.* A charge for each item of extra or optional equipment listed in the following schedule when installed at the factory not to exceed the amount of the applicable net wholesale price in that schedule:

Description	*Net wholesale price*
"A" cooling	$4.18
Accessory group No. 1:	
Bumper buffer plates	
Cigar lighter	10.42
Push button starter	
Accessory group No. 2:	
Plastic radiator ornament	
Directional signal with hand brake light	21.64
Special plastic steering wheel	
Airform rear seat cushion (custom only)	5.08
Armrest—right front door (Deluxe only)	1.60
Bumper buffer plates—front and rear	7.45
Cigar lighter	2.09
Directional signal with hand brake light	13.29
Electric clock	9.63
Export tool kit	5.57
Extreme duty springs	2.78
Fluid drive for coupes and five passenger	25.40
Fluid drive with tiptoe shift transmission	65.08
Fresh air intake assembly	10.58
Heaters:	
All weather air control system with fresh air intake and defroster connections	50.29
Comfort master and defroster	22.02
Comfort master with fresh air system and defroster connections	32.34
Deluxe heater with defroster connections	18.51
Leather trim, nonstandard in blue, red or green for convertible coupe	6.96
Leather trim over cloth:	
All models other than 3-passenger coupe and convertible coupe	$36.59
3-passenger coupe	18.29
Locking gas cap	1.26
Muffler; terne plated and heavier gauge tail pipe	.70
Plastic radiator ornament and light	2.01
Push button starter	10.08
Radio antennae:	
Skyway type, 50"	3.62
Skyway type, long	4.31
Header type	6.06
Refrigeration unit, all sedans	316.67
Right hand drive	6.96
Shock absorber stone shield package, including crank case vent air cleaner and gas tank stone shields	2.80
Shock absorber 1⅜", oversize, and stone shields	6.96
Shock absorber stone shields, rear	.97
Special body color, sheet metal to match	27.84
Special plastic steering wheel	8.35
Tail pipe extension	1.16
Tires:	
4 6.50 x 15 6 ply	13.08
4 6.50 x 16 6 ply	17.94
Tubes: 4 6.50 x 15 6 lifeguard	31.57
Two tone body color except for convertible coupes	10.44
Wheel rings, plastic, set of four	8.15
Windshield wipers, electric	4.14

4. Subparagraphs (1) and (2) of paragraph (e) are amended to read as follows:

(1) *A charge for the new automobile not to exceed the applicable factory retail price in the following schedule:*

Model	Description	Factory retail price
S-11 Deluxe	3-passenger coupe	$1,137.00
	2-door sedan	1,221.00
	Club coupe	1,243.00
	4-door sedan	1,251.00
	7-passenger sedan	1,629.00
S-11 Custom	2-door sedan	1,289.00
	Club coupe	1,306.00
	4-door sedan	1,316.00
	Convertible coupe	1,543.00
	7-passenger sedan	1,676.00
	Limousine	1,786.00

(2) *Charge for extra or optional equipment.* A charge for each item of extra or optional equipment listed in the following schedule when installed at the factory not to exceed the applicable factory retail price in the schedule.

Description	*Factory retail price*
"A" cooling	$5.10
Accessory group No. 1:	
Bumper buffer plates	
Cigar lighter	12.65
Push button starter	
Accessory group No. 2:	
Plastic radiator ornament	
Directional signal with hand brake light	26.20
Special plastic steering wheel	
Airform rear seat cushion (custom only)	6.15
Armrest—right front door (Deluxe only)	2.15
Bumper buffer plates—front and rear	9.20
Cigar lighter	2.50
Directional signal with hand brake light	16.30
Electric clock	13.00
Export tool kit	6.80
Extreme duty springs	3.40
Fluid drive for coupes and five passenger	30.85
Fluid drive with tiptoe shift transmission	79.60
Fresh air intake assembly	12.60
Heaters:	
All weather air control system with fresh air intake and defroster connections	59.50
Comfort master and defroster	26.95
Comfort master with fresh air system and defroster connections	39.25
Deluxe heater with defroster connections	21.35
Leather trim, non-standard in blue, red or green for convertible coupe	9.15
Leather trim over cloth:	
All models other than 3-passenger coupe and convertible coupe	44.40
3-passenger coupe	22.20
Locking gas cap	1.75
Muffler, terne plated and heavier gauge tail pipe	.85
Plastic radiator ornament and light	2.45
Push button starter	12.35
Radio antennae:	
Skyway type, 50"	4.65
Skyway type, long	5.60
Header type	7.60
Refrigeration unit, sedans	393.95
Right hand drive	9.15
Shock absorber stone shield package, including crank case vent air cleaner and gas tank stone shields	3.55
Shock absorber 1⅜", oversize, and stone shields	8.45
Shock absorber stone shields, rear	1.25
Special body color, sheet metal to match	33.90
Special plastic steering wheel	9.90
Tail pipe extension	1.55
Tires:	
4 6.50 x 15 6 ply	16.00
4 6.50 x 16 6 ply	21.25
Tubes: 4 6.50 x 15 6 lifeguard	45.60
Two tone body color except for convertible coupes	12.35
Wheel rings, plastic, set of four	10.45
Windshield wipers, electric	5.10

5. The narrative in paragraph (a) immediately preceding subparagraph (1) is amended to read as follows:

(a) *Company sales to direct dealers.* Chrysler Corporation, Detroit, Michigan, hereinafter called "company", is authorized to sell and deliver at the factory, Detroit, Michigan, to direct dealers and to the James F. Waters Motor Sales Corporation, each of the De Sota new passenger automobiles listed in subparagraph (1) at a price not to exceed the total of the following charges:

This amendment shall become effective May 22, 1946, for new De Soto automobiles and extra or optional equipment which are sold by the company on and after May 22, 1946.

Issued this 22d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8660; Filed, May 22, 1946; 4:33 p. m.]

[MPR 594, Amdt. 6 to Order 9]

CHRYSLER CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Federal Register and pursuant to sections 8 and 9b of MPR 594, *It is ordered:*

Order 9 under MPR 594 is amended in the following respects:

1. Subparagraphs (1) and (2) of paragraph (a) are amended to read as follows:

(1) *Charge for new automobile.* A charge for the new automobile not to exceed the applicable net wholesale price for the following schedule less a wholesale delivery payment of $25.00 when the distributors or direct dealers are entitled to such payment under their Company-distributor or direct dealer agreements.

Model	Description	Net wholesale price
P-15 DeLuxe	3-passenger coupe	$813.65
	2-door sedan	847.38
	Club coupe	882.40
	4-door sedan	891.80
P-15 Special DeLuxe	3-passenger coupe	838.59
	2-door sedan	869.35
	Club coupe	904.84
	4-door sedan	904.29
	Convertible coupe	1,044.31
	Station wagon	1,097.08
	Chassis	696.88

(2) *Charges for extra or optional equipment.* A charge for each item of extra or optional equipment listed in the following schedule when installed at the factory not to exceed the applicable net wholesale price in the schedule:

Description	Net wholesale price
"A" cooling	$2.05
Accessory group "C": Extra windshield wiper, Extra sun visor	4.99
Armrest: Left (DeLuxe only)	2.05
Left and right (DeLuxe only)	4.09
Bumper guards: Front center	1.62
Rear center	1.95
Outer front	4.18
Outer rear	4.11
Cigar lighter	2.00
Clock, electric	9.20
Crankcase ventilator package	.97
Directional signal	8.54
Economy group No. 1	2.99
Economy group No. 2	3.92
Export tool kit	5.32
Extreme duty springs	2.66
Generator—40 ampere	7.26
Heater with defroster: Twin all-weather	48.86
Comfort master	21.48
DeLuxe	17.69
Leather trim over cloth: 2-door and 4-door sedans, club coupe and limousine	33.01
3-passenger coupe	16.51
Leather upholstery (tan, blue, or green) for convertible coupes	6.65
Lock glove box	.75
Locking gas cap	1.20
1⅜" over-size shock absorbers and stone shields	6.65
Powermatic shift	6.32
Radio antenna: Skyway type	4.12
Header type	5.79
4.5" rims over standard 4" rims	1.33
Special body color	26.60
Special color paint (hood, fenders, and sheetmetal, etc.) for station wagons	4.99
Shock absorbers—double capacity	7.77
Shock absorber stone shields	.93
Tail lamp, auxiliary, station wagon	2.99
Taxicab package No. 1	10.34
Taxicab package No. 2	5.28
Terne plated muffler and heavy gauge tail pipe	.67
Tires: 4-6.50 x 16, 4 ply; over standard 6.00 x 16, 4 ply	7.18
4-6.50 x 16, 6 ply; over standard 6.00 x 16, 4 ply	18.20
4-6.00 x 16, 6 ply	11.70
Tubes, Life Guard, 4-6.00 x 16	28.09
Wheel rings, set of 5	6.98
Right hand drive	6.65
Two tone paint for 2- and 4-door DeLuxe and Special DeLuxe sedans	9.98

2. The discount of "89%" in subparagraphs (1) and (2) of paragraph (c) is amended to read "79.3 percent".

3. Subparagraph 2 of paragraph (d) is amended to read as follows:

(2) *Charge for extra or optional equipment.* A charge for each item of extra or optional equipment listed in the following schedule when installed at the factory not to exceed the amount of the applicable net wholesale price in that schedule:

Description	Net wholesale price
"A" cooling	$2.15
Accessory group "C": Extra windshield wiper, Extra sun visor	5.22
Armrests: Left (Deluxe only)	2.14
Left and right (Deluxe only)	4.28
Bumper guards: Front center	1.70
Rear center	2.04
Outer front	4.37
Outer rear	4.30
Cigar lighter	2.09
Clock, electric	9.63
Crankcase ventilator package	1.02
Directional signal	8.94
Economy group No. 1	3.13
Economy group No. 2	4.10
Export tool kit	5.57
Extreme duty springs	2.78
Generator, 40 ampere	7.60
Heater with defroster: Twin all-weather	51.13
Comfort master	22.48
DeLuxe	18.51
Leather trim over cloth: 2-door and 4-door sedans, club coupe and limousine	34.55
3-passenger coupe	17.28
Leather upholstery (tan, blue or green) for convertible coupes	6.96
Lock glove box	.79
Locking gas cap	1.26
1⅜" over-size shock absorbers and stone shields	6.96
Powermatic shift	6.61
Radio antennae: Skyway type	4.31
Header type	6.06
4.5" rims over standard 4" rims	1.39
Special body color	27.84
Special color paint (hood, fenders and sheet-metal, etc.) for station wagons	5.22
Shock absorbers—double capacity	8.15
Shock absorbers stone shields	.97
Tail lamps, auxiliary, station wagon	3.13
Taxicab package No. 1	10.82
Taxicab package No. 2	5.52
Terne plated muffler and heavy gauge tail pipe	.70
Tires: 4-6.50 x 16, 4 ply; over standard 6.00 x 16, 4 ply	7.51
4-6.50 x 16, 6 ply; over standard 6.00 x 16, 4 ply	19.05
4-6.00 x 16, 6 ply	12.24
Tubes, Life Guard, 4-6.00 x 16	29.40
Wheel rings, set of 5	7.30
Right hand drive	6.96
Two tone paint for 2- and 4-door DeLuxe and Special DeLuxe sedans	10.44

4. Subparagraphs (1) and (2) of paragraph (e) are amended to read as follows:

(1) *Charge for automobile.* A charge for the new automobile not to exceed the applicable factory retail price in the following schedule:

Model	Description	Factory retail price
P-15 DeLuxe	3 passenger coupe	$976
	2-door sedan	1,016
	Club coupe	1,060
	4-door sedan	1,069
P-15 Special DeLuxe	3 passenger coupe	1,018
	2-door sedan	1,055
	Club coupe	1,098
	4-door sedan	1,097
	Convertible coupe	1,267
	Station wagon	1,293
	Chassis	844

(2) *Charge for extra or optional equipment.* A charge for each item of extra or optional equipment listed in the following schedule when installed at the factory not to exceed the applicable factory retail price in the schedule:

Description	Factory retail price
"A" cooling	$2.50
Accessory group "C": Extra windshield wiper, Extra sun visor	6.20
Armrest: Left (DeLuxe only)	2.90
Left and right (DeLuxe only)	5.80
Bumper guards: Front center	1.90
Rear center	2.55
Outer front	5.20
Outer rear	5.10
Cigar lighter	2.50
Clock, electric	13.00
Crankcase ventilator package	1.25
Directional signal	11.35
Economy group No. 1	4.00
Economy group No. 2	5.20
Export Tool Kit	6.80
Extreme Duty Springs	3.40
Generator, 40 ampere	8.75
Heater with defroster: Twin all-weather	60.70
Comfort master	27.70
DeLuxe	21.35
Leather trim over cloth: 2-door and 4-door sedans, club coupe and limousine	41.95
3 passenger coupe	20.95
Leather upholstery (tan, blue, or green) for convertible coupes	9.15
Lock glove box	.90
Locking gas cap	1.75
1⅜" over-size shock absorbers and stone shields	8.45
Powermatic shift	8.00
Radio antennae: Skyway type	5.60
Header type	7.60
4.5" rims over standard 4" rims	1.65
Special body color	33.90
Special color paint (hood, fenders and sheet metal, etc.) for station wagons	6.20
Shock absorbers—double capacity	9.65
Shock absorber stone shields	1.25
Tail lamp, auxiliary, station wagon	3.70
Taxicab package No. 1	12.90
Taxicab package No. 2	6.75
Terne plated muffler and heavy guage tail pipe	.85
Tires: 4 6.50 x 16—4 ply over standard 6.00 x 16—4 ply	9.10
4 6.50 x 16—6 ply over standard 6.00 x 16—4 ply	23.15
4 6.00 x 16—6 ply over standard 6.00 x 16—4 ply	15.05

Description	Factory retail price
Tubes, life guard 4 6.00 x 16	$42.45
Wheel rings, set of 5	9.20
Right hand drive	9.15
Two tone paint for 2 and 4-door DeLuxe and special DeLuxe sedans	12.35

This amendment shall be effective May 22 1946, on new Plymouth automobiles and extra and optional equipment sold by the Company on and after May 22, 1946.

Issued this 22d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8661; Filed, May 22, 1946; 4:33 p. m.]

[MPR 594, Amdt. 5 to Order 10]

CHRYSLER CORP.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 8 and 9b of Maximum Price Regulation 594, *It is ordered:*

Order 10 under Maximum Price Regulation 594 is amended in the following respects:

1. Subparagraph (1) and subparagraph (2) of paragraph (a) are amended to read as follows:

(1) *Charge for new automobile.* A charge for the new automobile not to exceed the applicable net wholesale price in the following schedule less a wholesale delivery payment of $37.50 and the applicable retroactive car volume payment in subparagraph (1) below, when the distributors, direct dealers at wholesale or direct dealers at retail, are entitled to such payments under their Company-distributor or dealer agreements.

Model	Description	Net wholesale price
C-38 Royal	3-passenger coupe	$991.72
	2-door sedan	1,071.91
	Club coupe	1,093.66
	4-door sedan	1,095.99
	7-passenger Sedan	1,413.62
	Limousine	1,503.41
C-38 Windsor	3-passenger coupe	1,045.82
	2-door sedan	1,129.54
	Club coupe	1,142.51
	4-door sedan	1,173.34
	Convertable coupe	1,348.07
	7-passenger sedan	1,481.84
	Limousine	1,571.61

(1) *Car volume payment.*

Quantity of new automobiles	Payment
For distributors and direct dealers at wholesale:	
151-500	$6.25
501 and up	12.50
For direct dealers at retail:	
26-75	6.25
76-150	12.50
151-300	18.75
301-500	25.00
501 and up	31.25

(2) *Charges for extra or optional equipment.* A charge for item of extra or optional equipment listed in the following schedule when installed at the factory not to exceed the applicable net wholesale price in the schedule:

Description	Net wholesale price
"A" cooling	$3.99
Bumper buffer bars	3.99
Electric clock	9.20
Export tool kit	5.32
Extreme duty springs	2.66
Fluid drive	24.27
Heaters: All weather air controlled system complete with defroster and air intake	48.06
Comfort master heater	31.15
Underseat twin unit with fresh air intake and defroster	37.54
Highlander plaid and leather upholstery for sedans and coupes C-38 Windsor	25.11
Hydraulic transmission	37.93
Leather trim over cloth: For 2-door, 4-door, town sedan and club coupe in the Royal series	34.96
For 3-passenger coupe Royal series	17.48
For 2-door, 4-door, town sedan, limousine and club coupe in the Windsor series	11.65
For 3-passenger coupe Windsor series	5.83
Locking gas cap	1.20
Muffler, terne plated and heavier gauge tail pipe	.67
Optional trim in highlander plaid and leather for convertible coupe	25.11
Optional trim in bedford cord and leather, convertible only	26.60
Radio antennae: Skyway type 50"	3.46
Skyway type—long	4.12
Header type	5.79
Refrigeration unit for all sedans, Royal and Windsor	302.60
Right hand drive	6.65
Shock absorber stone shields	.93
Shock absorbers, 1⅜", oversize and stone shields	6.65
Special body color	26.60
Tires: 4 6.50 x 15—6 ply	12.50
Tires: 4 7.00 x 15—6 ply	13.25
Tubes: 4 6.50 x 15—lifeguard	30.17
Two-tone paint for 2-door sedan and 4-door sedan	9.98

2. The discount of "89.87%" in subparagraphs (1) and (2) of paragraph (c) is amended to read "77.6%".

3. Subparagraph (2) of paragraph (d) is amended to read as follows:

(2) *Charge for extra or optional equipment.* A charge for each item of extra or optional equipment listed in the following schedule when installed at the factory not to exceed the applicable net wholesale price in the schedule:

Description	Net wholesale price
"A" cooling	$4.18
Bumper buffer bars	4.18
Electric clock	9.63
Export tool kit	5.57
Extreme duty springs	2.78
Fluid drive	25.40
Heaters: All weather air controlled system complete with defroster and air intake	50.29
Comfort master heater	32.60
Underseat twin unit with fresh air intake and defroster	39.28
Highlander plaid and leather upholstery for sedans and coupes C-38 Windsor	26.28
Hydraulic transmission	39.68
Leather trim over cloth: For 2-door, 4-door, town sedan and club coupe in the Royal series	36.59
For 3-passenger coupe Royal series	18.29
For 2-door, 4-door, town sedan, limousine and club coupe in the Windsor series	12.19
For 3-passenger coupe Windsor series	6.10
Locking gas cap	1.26
Muffler, terne plated and heavier gauge tail pipe	.70
Optional trim in highlander plaid and leather for convertible coupe	26.28
Optional trim in bedford cord and leather, convertible only	27.84
Radio antennae: Skyway type 50"	3.62
Skyway type—long	4.31
Header type	6.06
Refrigerator unit for all sedans Royal and Windsor	316.67
Right hand drive	6.96
Shock absorber stone shields	.97
Shock absorbers, 1⅜", oversize and stone shields	6.96
Special body color	27.84
Tires: 4 6.50 x 15-6 ply	13.08
4 7.00 x 15-6 ply	13.87
4 6.50 x 15-lifeguard	31.57
Two tone paint for 2-door sedan and 4-door sedan	10.44

4. Subparagraph (1) and (2) of paragraph (e) are amended to read as follows:

(1) *Charge for automobile.* A charge for the new automobile not to exceed the applicable factory retail price in the following schedule:

Model	Description	Factory retail price
C-38 Royal	3-passenger coupe	$1,225
	2-door sedan	1,324
	Club coupe	1,351
	4-door sedan	1,353
	7-passenger sedan	1,748
	Limousine	1,860
C-38 Windsor	3-passenger coupe	1,292
	2-door sedan	1,395
	Club coupe	1,411
	4-door sedan	1,449
	Convertible coupe	1,666
	7-passenger sedan	1,832
	Limousine	1,944

(2) *Charges for extra or optional equipment.* A charge for each item of extra or optional equipment listed in the following schedule when installed at the factory not to exceed the applicable factory retail price in the schedule:

Description	Factory retail price
"A" cooling	$5.10
Bumper buffer bars	6.05
Electric clock	13.00
Export tool kit	6.80
Extreme duty springs	3.40
Fluid drive	30.85
Heaters: All weather air controlled system complete with defroster and air intake	59.50
Comfort master heater	39.55
Underseat twin unit with fresh air intake and defroster	47.65
Highlander plaid and leather upholstery for sedans and coupes, C-38 Windsors	30.95
Hydraulic transmission	48.75
Leather trim over cloth: For 2-door, 4-door, town sedan and club coupe in Royal series	44.40
For 3-passenger coupe Royal series	22.20
For 2-door, 4-door, town sedan, limousine and club coupe in the Windsor series	14.80
For 3-passenger coupe Windsor series	7.40
Locking gas cap	1.75
Muffler, terne plated and heavier gauge tail pipe	.85
Optional trim in highlander plaid and leather for convertible coupe	30.95

Description	*Factory retail price*
Optional trim in bedford cord and leather trim, convertible only	$33.90
Radio antennae:	
Skyway type 50"	4.65
Skyway type—long	5.60
Header type	7.60
Refrigeration unit for all sedans Royal and Windsor	398.95
Right hand drive	9.15
Shock absorber stone shields	1.25
Shock absorbers, 1⅜", oversize and stone shields	8.45
Special body colors	33.90
Tires:	
4 6.50 x 15–6 ply	16.00
4 7.00 x 15–6 ply	16.95
4 6.50 x 15–lifeguard	45.60
Two-tone paint for 2-door sedan and 4-door sedan	12.35

This revised order shall become effective May 22, 1946, for new Chrysler passenger automobiles and extra or optional equipment which are sold by the Company on and after May 22, 1946.

This amendment shall become effective May 22, 1946.

Issued this 22d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–8662; Filed, May 22, 1946; 4:33 p. m.]

[MPR 594, Amdt. 2 to Order 11]

NASH-KELVINATOR CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 8 and 9b of Maximum Price Regulation 594; *It is ordered:*

Order No. 11 to MPR 594, is amended in the following respects:

1. Paragraph (a) (1) is amended to read as follows:

(1) *Charge for new automobile.* A charge for the new automobile not to exceed the applicable net distributor and zone price in the following schedule. When the new automobile is sold at retail by the distributor or zone, the Company will invoice the distributor or zone for the wholesale allowance in subparagraph (1) and will annually pay or credit the distributor or zone the quantity discount in subparagraph (ii).

Model	Description	Distributor or zone price
"600" Series:		
4649	2-door sedan	$856.57
4643	Brougham	900.75
4648	4-door sedan	904.13
4640	4-door trunk sedan	937.28
Ambassador 6 Series:		
4669	2-door sedan	897.22
4663	Brougham	971.70
4668	4-door sedan	983.19
4660	4-door trunk sedan	1,013.46

(i) *Wholesale allowance.* The company will bill the distributor or zone the following wholesale allowance for each new automobile the distributor or zone resells at retail.

Model	Description	Wholesale allowance
"600" Series:		
4649	2-door sedan	$27.21
4643	Brougham	28.58
4648	4-door sedan	28.16
4640	4-door trunk sedan	29.38
Ambassador 6 Series:		
4669	2-door sedan	41.42
4663	Brougham	44.87
4668	4-door sedan	45.69
4660	4-door trunk sedan	46.89

(ii) *Quantity discount.* When the distributor or zone shall have sold at retail one of the quantities of new Nash automobiles listed in the following schedule, the Company shall pay to that distributor or zone in accordance with its sales franchise agreement the amount obtained by applying the applicable percent in the schedule to the respective list price in subparagraph (1) of paragraph (d):

Quantity	"600" series	Ambassador 6
	Percent	*Percent*
12–50 automobiles	0.5	0.5
51–100 automobiles	1.0	1.0
101–150 automobiles	1.25	1.5
151–200 automobiles	1.5	2.0
201–250 automobiles	1.75	2.5
251–automobiles up	2.0	3.0

2. The schedule in paragraph (a) (2) is amended to read as follows:

Description	Distributor or zone price	E. O. H. charge
Arm rest, rear center, 4-door sedans, both series	$13.60	$0.95
Chrome Trim Rings	6.05	.45
Cruising Gear—Ambassador 6 series	54.30	3.80
Cruising Gear—"600" series	52.30	3.70
Directional Signals, all models—both series	11.35	.80
Foam Sponge Cushions, front and rear	12.90	.90
Foam Sponge Cushion, Single front or single rear	6.45	.50
No-roll, all models—both series	5.75	.40
Oil Bath Air Cleaner, all models—both series	4.05	.25
Side Window Reveals, "600" series	4.10	.30
Special Color Options—single color, both series	21.05	1.50
Special Color Options—two tone color, both series	30.25	2.15
Two Tone Colors, all models—both series	9.15	.65
Upholstery:		
Leather, Business Coupes—both series	33.90	2.40
Leather, Brougham and Sedans—both series	47.55	3.30
Canda Cloth, "600" series—all models	6.80	.50
Whipcord or Mohair, "600" series—all models	21.75	1.55
Broadcloth, "600" series—all models	58.45	4.10
Broadcloth, Ambassador 6 series—all models	36.65	2.55
Vacuum booster pump, all models—both series	3.95	.25
Weather Eye, all models—both series	23.15	1.60
Wheel discs, all models—both series	6.80	.50
Wheel shields, rear—Ambassador 6 series only	9.85	.70
Radio antenna:		
Vacuum operated	7.60	.55
Manual operated	3.95	.25

3. Paragraphs (b) (1) and (b) (2) are amended to read as follows:

(1) *Charge for new automobile.* A charge for the new automobile not to exceed the applicable net wholesale price in the following schedule:

Model	Description	Net wholesale price
"600" series:		
4649	2-door sedan	$883.78
4643	Brougham	929.33
4648	4-door sedan	932.29
4640	4-door trunk sedan	966.66
Ambassador 6 series:		
4669	2-door sedan	938.64
4663	Brougham	1,016.57
4668	4-door sedan	1,028.88
4660	4-door trunk sedan	1,060.35

(2) *Charge for extra or optional equipment.* A charge for each item of extra or optional equipment listed in the following schedule when installed at the factory not to exceed the amount of the applicable net wholesale price in the schedule, plus the applicable "E. O. H." charge in the schedule.

Description	Net wholesale price	E. O. H. charge
Arm rest, rear center, 4-door sedans, both series	$14.55	$0.95
Chrome trim rings	6.80	.45
Cruising gear—Ambassador 6 series	56.85	3.80
Cruising gear—"600" series	53.60	3.70
Directional signals, all models—both series	13.70	.80
Foam sponge cushions, front and rear	14.15	.90
Foam sponge cushions, single front or single rear	7.10	.50
No-roll, all models—both series	6.70	.40
Oil bath, air cleaner, all models—both series	4.25	.25
Side window reveals, "600" series	4.40	.30
Special color options—single color, both series	23.60	1.50
Special color options, two tone color, both series	33.75	2.15
Two tone colors, all models—both series	10.10	.65
Upholstery:		
Leather, business coupes—both series	36.45	2.40
Leather, Brougham and sedans	50.75	3.30
Canda cloth, "600" series—all models	7.45	.50
Whipcord or mohair, "600" series—all models	24.30	1.55
Broadcloth, "600" series—all models	64.80	4.10
Broadcloth, Ambassador 6 series—all models	40.45	2.55
Vacuum booster pump, all models—both series	4.95	.25
Weather eye, all models—both series	26.15	1.60
Wheel discs, all models—both series	7.60	.50
Wheel shields, rear—Ambassador 6 series only	12.40	.70
Radio antenna:		
Vacuum operated	8.40	.55
Manual operated	4.30	.25

4. Paragraphs (d) (1) and (d) (2) are amended to read as follows:

(1) *Charge for new automobile.* A charge for the new automobile not to exceed the applicable retail list price in the following schedule:

Model	Description	Retail list price
"600" series:		
4649	2-door sedan	$1,0[illegible]
4643	Brougham	1,11[illegible]
4648	4-door sedan	1,11[illegible]
4640	4-door trunk sedan	1,1[illegible]
Ambassador 6 series:		
4669	2-door sedan	1,152
4663	Brougham	1,247
4668	4-door sedan	1,262
4660	4-door trunk sedan	1,301

(2) *Charge for extra or optional equipment.* A charge for each item of extra or optional equipment listed in the following schedule when installed at the factory not to exceed the applicable retail list price in the schedule, plus the applicable "E. O. H." charge in the schedule.

Description	Retail list price	E. O. H. charge
Arm rest, rear center, 4-door sedan, both series	$18.15	$0.95
Chrome trim rings	10.10	.45
Cruising gear—Ambassador 6 series	66.50	3.80
Cruising gear—"600" series	60.55	3.70
Directional signals, all models—both series	18.05	.80
Foam sponge cushions, front end and rear	17.55	.90
Foam sponge cushion, single front or single rear	8.75	.50
No-roll, all models—both series	9.60	.40
Oil bath air cleaner, all models—both series	5.05	.25
Side window reveals, "600" series	5.55	.30
Special color options—single color, both series	31.00	1.50
Special color options—two tone color, both series	43.50	2.15
Two tone colors, all models, both series	12.55	.65
Upholstery:		
Leather, business coupes—both series	45.15	2.40
Leather, brougham and sedans—both series	62.80	3.30
Canda Cloth, "600" series—all models	9.35	.50
Whipcord or mohair, "600" series—all models	31.10	1.55
Broadcloth, "600" series—all models	81.15	4.10
Broadcloth, Ambassador 6 series—all models	50.05	2.55
Vacuum booster pump, all models—both series	5.20	.25
Weather eye, all models—both series	36.30	1.60
Wheel discs, all models—both series	10.95	.50
Wheel shields, rear—Ambassador 6 series only	16.20	.70
Radio antenna:		
Vacuum operated	11.70	.55
Manual operated	5.65	.25

5. Paragraphs (a) (7) and (b) (7) are amended to read as follows:

(7) *Charge for Federal excise taxes and factory handling and delivery.* A combination charge billed as "E. O. H." to cover Federal excise taxes and factory handling and delivery not to exceed the following applicable amount:

"600" Series	$72.00
Ambassador 6 Series	78.00

6. Paragraph (d) (4) is amended to read as follows:

(4) *Charge for Federal excise taxes and factory handling and delivery.* A combination charge billed as "E. O. H." to cover Federal excise taxes and factory handling and delivery not to exceed the following applicable amount:

"600" Series	$72.00
Ambassador 6 Series	78.00

This amendment shall become effective May 22, 1946, for new Nash automobiles and extra or optional equipment which are sold by the company and wholly-owned subsidiaries on and after May 22, 1946.

Issued this 22d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–8663; Filed, May 22, 1946; 4:33 p. m.]

(2) *Charge for extra or optional equipment.* A charge for each item of extra or optional equipment listed in the following schedule when installed at the factory not to exceed the applicable retail list price in the schedule, plus the applicable "E. O. H." charge in the schedule.

Description	Retail list price	E. O. H. charge
Arm rest, rear center, 4-door sedan, both series	$18.15	$0.95
Chrome trim rings	10.10	.45
Cruising gear—Ambassador 6 series	66.50	3.80
Cruising gear—"600" series	60.55	3.70
Directional signals, all models—both series	18.05	.80
Foam sponge cushions, front end and rear	17.55	.90
Foam sponge cushion, single front or single rear	8.75	.50
No-roll, all models—both series	9.60	.40
Oil bath air cleaner, all models—both series	5.05	.25
Side window reveals, "600" series	5.55	.30
Special color options—single color, both series	31.00	1.50
Special color options—two tone color, both series	43.50	2.15
Two tone colors, all models, both series	12.55	.65
Upholstery:		
Leather, business coupes—both series	45.15	2.40
Leather, brougham and sedans—both series	62.80	3.30
Canda Cloth, "600" series—all models	9.35	.50
Whipcord or mohair, "600" series—all models	31.10	1.55
Broadcloth, "600" series—all models	81.15	4.10
Broadcloth, Ambassador 6 series—all models	50.05	2.55
Vacuum booster pump, all models—both series	5.20	.25
Weather eye, all models—both series	36.30	1.60
Wheel discs, all models—both series	10.95	.50
Wheel shields, rear—Ambassador 6 series only	16.20	.70
Radio antenna:		
Vacuum operated	11.70	.55
Manual operated	5.65	.25

[MPR 594, Order 25]

STUDEBAKER CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 8 and 9b of Maximum Price Regulation 594, *It is ordered:*

(a) The Studebaker Corporation, and its wholly owned subsidiary companies, hereinafter called Company, is authorized to sell f. o. b. South Bend, Indiana, each of the Studebaker Model 6G Champion automobiles listed in subparagraph (1) to its domestic dealers at a price not to exceed the respective list price in that subparagraph less a billing discount of 17.9% and additional discount in paragraph (b) plus applicable charges in subparagraph (2).

(1) *List prices.*

Description	*List price*
Deluxe:	
4-door sedan	$1,158
2-door sedan	1,108
5-passenger coupe	1,152
3-passenger coupe	1,046
Regal Deluxe:	
4-door sedan	1,221
2-door sedan	1,171
5-passenger coupe	1,217
3-passenger coupe	1,112

(2) *Charges*—(i) *Extra or optional equipment.* A charge for each item of extra or optional equipment listed below affixed to or shipped with the new automobile which shall not exceed the respective list prices shown below less applicable discount, provided for in paragraphs (a) and (b).

Description	*List price*
Hill holder	$8.50
Optional tires:	
4 6.00 x 15—4-ply	8.30
4 6.00 x 15—6-ply	20.15
4 5.50 x 16—4-ply and 5 16" wheels	2.05
4 5.50 x 16—6-ply and 5 16" wheels	12.95
Overdrive and free wheeling	61.10
Six blade fan	1.95
Wet type air cleaner	4.30

(ii) *Advertising.* A charge for advertising not to exceed the amount of the charge which the Company had in effect on January 1, 1941.

(iii) *Factory handling.* A factory handling charge to cover factory preparation for shipment and federal excise taxes, with respect to automobile being sold, not to exceed:

Description	When delivery is by—	
	Driveaway or truck-away	Rail freight
DeLuxe:		
4-door Sedan	$79.50	$78.00
2-door Sedan	76.75	75.25
5-passenger Coupe	79.25	77.75
3-passenger Coupe	73.25	71.75
Regal DeLuxe:		
4-door Sedan	83.00	81.50
2-door Sedan	80.25	78.75
5-passenger Coupe	82.75	81.25
3-passenger Coupe	76.75	75.25

(iv) *Transportation expense.* A charge for transportation on the automobile and extra or optional equipment not to exceed a charge computed in accordance with the method and rates approved by the Office of Price Administration.

(v) *Wholesale servicing, unloading and receiving charges.* A charge not to exceed $6.00 to cover Company branch expense for wholesale servicing, unloading and receiving each new automobile when such operations are performed.

(vi) *Preparing and conditioning charge.* When the Company delivers a new automobile to a person at the request of a domestic dealer who sells the automobile to such person, the Company may make a charge not to exceed $10.00 to the dealer for preparing and conditioning the new automobile for delivery to such person. This charge is in addition to the preparation charge permitted by (iii) above.

(b) *Additional discount.* When a domestic dealer shall have purchased for resale as a direct dealer either from the Company or authorized central dealer one of the quantities of Studebaker Model 6G Champion automobiles listed in the following schedule, the Company shall pay to the dealer, or credit him with, the difference between the billing discount of 17.9% and the discount in the schedule:

Quantity:	*Percent*
1–25 inclusive	18.9
26–50 inclusive	19.4
51–100 inclusive	19.9
101–150 inclusive	20.4
151 and over	20.9

(c) The Company is authorized to sell f. o. b. South Bend, Indiana, to users, each of the Studebaker Model 6G Champion automobiles listed in subparagraph (1) of paragraph (a) at a price not to exceed the total of the following charges:

(1) *Automobile.* The applicable list price in subparagraph (1) of paragraph (a) for the new automobile less the discounts in effect on January 1, 1941, to the applicable class of purchaser reduced by 20.2%.

(2) *Extra or optional equipment.* A charge for extra or optional equipment listed in subparagraph (2) (i) of paragraph (a) affixed to or shipped with the new automobile which shall not exceed the applicable list prices in that subparagraph less the discounts in effect on January 1, 1941, to the applicable class of purchaser reduced by 20.2%.

(3) *State and local taxes.* A charge to cover state and local taxes on the sale or delivery of the new automobile and extra or optional equipment.

(4) *Transportation.* A charge to cover cost, if any, of transporting the new automobile and extra or optional equipment to purchaser, including transportation tax at the current legal rate.

(5) *Preparing and conditioning charge.* A charge not to exceed $10.00 for preparing and conditioning the new automobile for delivery to the user. This charge is in addition to the charge permitted by paragraph (6) below to cover factory preparation operations.

(6) *Other expense.* Charges to cover factory preparation operations and federal excise taxes and advertising determined in accordance with applicable methods provided in subparagraph (2) of paragraph (a).

(d) Any dealer when selling under a "Central Dealer Agreement" with Company is authorized to sell to direct dealers listed in his contract each of the Studebaker Model 6G Champion automobiles listed in subparagraph (1) of paragraph (a) at a price not to exceed the applicable list price in that subparagraph less a discount of 17.9% plus the following applicable charges:

(1) *Extra or optional equipment.* A charge for each item of extra or optional equipment listed in subparagraph (2) (i) of paragraph (a) affixed to or shipped with the new automobile which shall not exceed the applicable list price in that subparagraph less a discount of 17.9%.

(2) *Factory handling.* A factory handling charge to cover factory preparation for shipment and federal excise taxes, with respect to automobile being sold, not to exceed:

Description	When delivery is by—	
	Driveaway or truckaway	Rail freight
DeLuxe:		
4-door Sedan	$79.50	$78.00
2-door Sedan	76.75	75.25
5-passenger Coupe	79.25	77.75
3-passenger Coupe	73.25	71.75
Regal DeLuxe:		
4-door Sedan	83.00	81.50
2-door Sedan	80.25	78.75
5-passenger Coupe	82.75	81.25
3-passenger Coupe	76.75	75.25

(3) *Advertising.* A charge for advertising expense not to exceed the amount of the charge which the Company makes to the central dealer for this expense.

(4) *Transportation.* A charge to cover the central dealer's expense, if any, for the transportation of the new automobile and extra or optional equipment from the factory, South Bend, Indiana, to the place at which delivery is made to the direct dealer.

(5) *Wholesale servicing, unloading and receiving charge.* A charge for wholesale servicing, unloading and receiving each new automobile not to exceed $6.00 when such operations are performed.

(6) *Preparing and conditioning charge.* When the central dealer delivers a new automobile to a person at the request of a direct dealer who sells the automobile to such person, the central dealer may make a charge not to exceed $10.00 to the direct dealer for preparing and conditioning the new automobile for delivery to such person. This charge is in addition to the preparation charge permitted by subparagraph (2) above.

(e) A reseller when not selling under a "Central Dealer Agreement" is authorized to sell to any purchaser each of the Studebaker Model 6G Champion automobiles listed in subparagraph (1) of paragraph (a) at a price not to exceed the respective list price in that subparagraph plus the following applicable charges:

(1) *Extra or optional equipment.* A charge for each item of extra or optional equipment listed in subparagraph (2) (i) of paragraph (a) affixed to the new automobile which shall not exceed the applicable list price in that subparagraph.

(2) *Preparing and conditioning charge.* A charge for preparing and conditioning the new automobile for delivery not to exceed $16.00.

(3) *Charge for transportation.* A charge to cover the direct dealer's transportation expense not to exceed the following:

(i) *When the transportation charge to direct dealer is prepaid.* A charge not to exceed the net invoice transportation charge to the direct dealer for the new automobile and extra or optional equipment being sold; or

(ii) *When the transportation charge to direct dealer is not prepaid—(a) When delivery is by truckaway for the greater part of distance to place of delivery.* A charge not to exceed either the rail freight charge permitted by paragraph (c) below or a charge not to exceed the truckaway charge, at truckload rates, for the transportation of the new automobile and extra or optional equipment by the most direct route from South Bend, Indiana, to the place at which delivery is made to the purchaser including transportation tax at the current legal rate; or

(b) *When delivery is by combination boat and truckaway.* A charge not to exceed either the rail freight charge permitted by paragraph (c) or a charge not to exceed the combination boat and truckaway charge, based on rates approved by the Federal Interstate Commerce Commission, for transportation of the new automobile and extra or optional equipment by the most direct route from South Bend, Indiana, to the place at which delivery is made to the purchaser including transportation tax at the current legal rate; or

(c) *All other methods of delivery.* A charge not to exceed the rail freight charge at carload rate for the transportation of the new automobile and extra or optional equipment by the most direct route from South Bend, Indiana, to the place at which delivery is made to the purchaser, including transportation tax at the current legal rate.

(4) *Factory handling.* A factory handling charge to cover factory preparation for shipment and federal excise taxes, with respect to automobile being sold, not to exceed:

Description	*Charge*
DeLuxe:	
4-door sedan	$79.50
2-door sedan	76.75
5-passenger coupe	79.25
3-passenger coupe	73.25
Regal DeLuxe:	
4-door sedan	83.00
2-door sedan	80.25
5-passenger coupe	82.75
3-passenger coupe	76.75

(5) *State and local taxes.* A charge equal to his expense for state and local taxes on the sale or delivery of the new automobile and extra or optional equipment.

(6) *Gas, oil and anti-freeze.* A charge for gas, oil and anti-freeze supplied with the new automobile not to exceed applicable maximum prices.

(f) *Resale in territories and possessions.* A reseller is authorized to sell each of the Studebaker Model 6G Champion automobiles listed in paragraph (a) (1) in a territory or possession of the United States at a price not to exceed the maximum price permitted by paragraph (d) or (e), whichever is applicable, to which he may add a sum equal to the expense incurred by or charged to him for: payment of territorial and insular taxes on the purchase, sale or introduction of the new automobile in the territory or possession, when not charged under paragraph (d) or (e); export premiums; boxing and crating for export purposes; assembly costs, if any; marine and war risk insurance; landing, wharfage, and terminal operations; ocean freight; freight to port of embarkation when not charged under paragraph (d) or (e); and freight from the point of debarkation by the most direct route to the place of business of the reseller.

(g) *Posting maximum prices and completing Certificates of Transfer.* In posting maximum prices in accordance with section 16 of Maximum Price Regulation 594, the reseller shall list a charge for "federal excise taxes and factory handling" in the amount permitted by this order instead of a "charge for Federal excise tax". Also, in completing a Certificate of Transfer in accordance with section 15 of Maximum Price Regulation 594, the reseller shall list the charge for "Federal excise taxes and factory handling" permitted by this order in the space allotted for "charge for excise tax" instead of such a tax, and shall make a notation on the certificate that such a substitution has been made. Reseller in completing Certificate of Transfer shall also list all accessories sold with the car for which maximum prices have been established by other orders or regulations.

(h) All requests not granted herein are denied.

(i) This order may be amended or revoked by the Administrator at any time.

This order shall become effective May 22, 1946.

NOTE: All reporting and record-keeping requirements of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 22d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8673: Filed, May 22, 1946; 4:37 p. m.]

[MPR 594, Amdt. 6 to Order 12]

HUDSON MOTOR CAR CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 8 and 9b of Maximum Price Regulation 594, *It is ordered:*

Order No. 12 under Maximum Price Regulation 594 is amended in the following respects:

1. The narrative preceding paragraph (a) (1) and paragraph (a) (1) are amended to read as follows:

(a) Hudson Motor Car Company, hereinafter called Company, may sell and deliver f. o. b. factory Detroit, Michigan, to distributors for resale to master dealers under distributor-dealer agreements, each of the Hudson new passenger automobiles listed in subparagraph (1) at a price not to exceed the applicable Company net price in that subparagraph subject to a wholesale discount of 3.5% of the applicable amount set forth in subparagraph (2) of paragraph (c) to be paid or credited to distributors under the same terms and conditions as in effect on January 1, 1941 plus applicable charges in subparagraph 2 of this paragraph (a):

(1) *Automobile.*

Description	Company net price	List price
Model 51 (super six):		
Chassis	$754.65	$921
3-passenger coupe	974.31	1,192
Brougham	996.22	1,219
Sedan	1,027.70	1,257
Club coupe	1,025.82	1,255
Convertible brougham	1,259.12	1,542
Model 52 (Commodore six):		
3-passenger coupe	1,663.33	1,302
Brougham	1,101.31	1,349
Sedan	1,129.71	1,384
Club coupe	1,126.34	1,380
Model 53 (super eight):		
Chassis	821.79	1,003
Club coupe	1,124.26	1,374
Sedan	1,126.59	1,377
Model 54 (Commodore eight):		
Club coupe	1,170.52	1,434
Sedan	1,179.97	1,447
Convertible brougham	1,377.95	1,689

2. Paragraph (a) (2) (i) is amended to read as follows:

(i) *Extra or optional equipment.* A charge for each item of extra or optional equipment listed below affixed to the new automobile which shall not exceed the respective company net price shown below:

Description	Schedule		
	Company net price to distributor	Distributor net price to dealer	List price
Arm rests, extra, front door, all models	$2.88	$3.07	$3.82
Combination fuel and vacuum pump, all models	4.80	5.12	6.37
Direction indicator, models 51 and 53	17.29	18.45	22.95
Direction indicator, models 52 and 54	9.61	10.26	12.76
Drivemaster, all models, except with RHD	58.00	60.28	73.76
Electric clock, models 51 and 53	9.13	9.74	12.11
Fender lamps, models 51 and 53	10.47	11.17	13.89
Front and rear bumper extension, models 51 and 53	13.51	14.41	17.88
Headlight dimming resistor	.83	.89	1.11
Hub caps, large, models 51 and 53	6.24	6.66	8.28
Leather trims, full:			
Sedans, all models and broughams, models 51 and 52	36.03	38.45	47.83
3-passenger coupe, models 51 and 52	25.46	27.17	33.79
Club coupe, all models	31.70	33.83	42.08
Leather trims, three-quarter:			
Sedans, models 51 and 53; and broughams, model 51	28.65	30.58	38.04
3-passenger coupe, model 51	20.88	22.29	27.73
Club coupe, models 51 and 53	25.89	27.63	34.37
Sedans, models 52 and 54; and broughams, model 52	34.17	36.47	45.36
3-passenger coupe, model 52	24.37	26.01	32.35
Club coupe, models 52 and 54	29.98	32.00	39.80
Leather grain trims, three-quarter:			
Sedans, models 51 and 53; and broughams, model 51	23.48	24.51	30.86
3-passenger coupe, model 51	17.18	17.93	22.57
Club coupe, models 51 and 53	21.23	22.16	27.90
Sedans, models 52 and 54; broughams, model 52	27.94	29.17	36.72
3-passenger coupe, model 52	19.99	20.87	26.27
Club coupe, models 52 and 54	24.54	25.62	32.25
Oil bath air cleaner, all models	$2.15	$2.30	$2.86
Overdrive, all models	58.80	61.88	76.04
Police and taxicab clutch with heavy rear chassis springs, 11" brakes and heavy type seat cushion springs	7.50	8.00	9.93
Rubber cushion pads:			
All seats, models 51 and 53	11.53	12.31	15.31
Front seats only, models 51 and 53	5.76	6.15	7.65
Steering wheel, 17" with horn operating ring, models 51 and 53	4.04	4.31	5.35
Steering wheel, 18" models 51 and 53	12.97	13.84	17.22
Special paint, nepal-ivory, all models	38.43	41.02	51.02
Special paint, copper red, all models	9.61	10.26	12.76
Special two-tone paint, copper red and harvest tan, all models	38.43	41.02	51.02
Two-tone paint, standard colors, all models	12.01	12.82	15.95
Vacumotive drive, all models	27.18	28.60	35.15
Vacuum antenna, all models	6.24	6.66	8.28
Visor, fixed type, extra, models 51 and 53	2.17	2.32	2.88
Visors, two, swivel type, models 51 and 53	3.36	3.59	4.47
Weathermaster, all models	24.29	30.36	41.98
Wheel rim trim rings, all models	8.41	8.98	11.17
Window reveal mouldings:			
Sedans and broughams, models 51 and 53	12.01	12.82	15.95
Coupes	6.73	7.18	8.93
Tire options			
4-16 x 6.00 6-ply tires over 4-16 x 6.00 4-ply tires, models 51 and 53	14.16	15.11	18.79
4-15 x 6.50 4-ply tires, including large hub caps, over 4-16 x 6.00 4-ply tires, models 51 and 53	13.41	14.30	17.74
4-15 x 6.50 6-ply tires, including large hub caps, over 4-16 x 6.00 4-ply tires, models 51 and 53	27.57	29.40	36.48
4-15 x 7.00 4-ply tires, including large hub caps, over 4-16 x 6.00 4-ply tires, models 51 and 53	21.30	22.73	28.27
4-15 x 7.00 6-ply tires, including large hub caps, over 4-16 x 6.00 4-ply tires, models 51 and 53	40.46	43.18	53.71
4-15 x 6.50 6-ply tires over 4-15 x 6.50 4-ply tires, models 52 and 54	14.16	15.10	18.74
4-15 x 7.00 4-ply tires over 4-15 x 6.50 4-ply tires, models 52 and 54	7.66	8.17	10.14
4-15 x 7.00 6-ply tires over 4-15 x 6.50 4-ply tires, models 52 and 54	23.45	25.01	31.03

Maximum prices for three-quarter leather grain trims which were delivered prior to March 11, 1946, irrespective of date of resale to public shall not exceed the following applicable prices:

	Company net price to distributor	Distributor net price to dealer	List price
Leather grain trims, three-quarter:			
Sedans, Models 51 and 53; and Broughams, Model 51	$20.81	$21.78	$27.75
3-passenger Coupe, Model 51	14.89	15.58	19.85
Clup Coupe, Models 51 and 53	18.72	19.59	24.96
Sedans, Models 52 and 54; and Broughams, Model 52	25.01	26.18	33.36
3-passenger Coupe, Model 52	17.54	18.36	23.39
Club Coupe, Models 52 and 54	21.84	22.86	29.12

3. Paragraph (c) is amended to read as follows:

(c) *Volume discount.* If during a yearly period ending September 30th of the year 1946 and on September 30th of each year thereafter, a distributor shall have sold at retail, or a master dealer shall have purchased for resale at retail, a net quantity of thirty-six or more new Hudson passenger automobiles, the Company shall pay or credit to the applicable distributor or master dealer as soon as practicable after September 30, 1946, and after September 30th of each year thereafter under the same terms and conditions in effect on October 15, 1941, an amount obtained by applying the applicable discount in subparagraph (1) to the applicable base amount in subparagraph (2).

(1) *Discounts.*

Volume schedule:	*Discount (percent)*
1 to 35 inclusive	None
36 to 75	½
76 to 100	¾
101 to 125	1
126 to 200	1½
201 to 300	2
301 to 450	2½
451 and over	3

(2) *Base amounts.*

Description	*Base amounts*
Model 52 (Super Six):	
Chassis	$869
3-passenger coupe	1,127
Brougham	1,153
Sedan	1,190
Club coupe	1,188
Convertible brougham	1,462
Model 52 (Commodore Six):	
3-passenger coupe	1,234
Brougham	1,279
Sedan	1,312
Club coupe	1,308
Model 53 (Super Eight):	
Chassis	949
Club coupe	1,304
Sedan	1,308
Model 54 (Commodore Eight):	
Club coupe	1,360
Sedan	1,372
Convertible brougham	1,604

4. Paragraphs (d) (1) and (d) (2) are amended to read as follows:

(1) *Automobile.* The applicable list price in subparagraph (1) of paragraph (a) for the new automobile, less discounts thereon at rates no less than 76% of the discount rates in effect on January 1, 1941 to the applicable class of purchaser.

(2) *Extra or optional equipment.* A charge for extra or optional equipment listed in subparagraph (2) (i) of paragraph (a) affixed to the new automobile which shall not exceed the applicable list price in that subparagraph, less discounts thereon at rates no less than 82.1% of the discount rates in effect on January 1, 1941 to the applicable class of purchaser; except that, for any item of equipment in the following schedule, the percentage to be applied to the discount rate in effect on January 1, 1941 to the applicable class of purchaser shall be the respective percentage in the schedule:

Rate schedule:	*Percent*
Overdrive	81
Vacumotive drive	81
Weathermaster	89.4

5. The narrative in paragraphs (d) (2) and (e) (1) is amended by deleting therefrom the words "(or to be affixed when available)".

6. The phrase "f. o. b. Detroit, Michigan" is amended to read "f. o. b., factory, Detroit, Michigan" in paragraphs (b) and (d).

This amendment shall be effective May 22, 1946 for new Hudson passenger automobiles and extra or optional equipment sold by the Company on and after May 22, 1946.

Issued this 22d day of May 1946.

PAUL A. PORTER.
Administrator.

[F. R. Doc. 46-8664; Filed, May 22, 1946; 4:38 p. m.]

[MPR 594, Amdt. 4 to Order 13]

CHRYSLER CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to sections 8 and 9b of Maximum Price Regulation 954; *It is ordered:*

Order 13 under MPR 594 is amended in the following respects:

1. Subparagraph (1) of paragraph (a) is amended to read as follows:

(1) *Charge for new automobile.* A charge for the new automobile not to exceed the applicable net wholesale price in the following schedule less a wholesale delivery payment of $45.00 and the applicable retroactive car volume payment in division (i) below, when the distributors, direct dealers at wholesale or direct dealers at retail are entitled to such payments under their Company-distributor or dealer agreements:

Model	Description	Net wholesale price
C-39-K Saratoga (8 cylinders.)	3 passenger coupe	$1,231.56
	2-door sedan	1,288.51
	Club-coupe	1,306.32
	Sedan, 4-door	1,317.51
C-39-N New Yorker (8 cylinders.)	3-passenger coupe	1,310.16
	2-door sedan	1,367.55
	Club coupe	1,369.54
	Sedan, 4-door	1,380.75
	Convertible Coupe	1,556.41

(i) *Car volume payment.*

Quantity of new automobiles:	Payment per automobile
For distributor and direct dealers at wholesale:	
151–500	$7.50
501 and up	15.00
For direct dealers at retail:	
26–75	7.50
76–150	15.00
151–300	22.50
301–500	30.00
501 and up	37.50

2. Subparagraph (2) of paragraph (a) is amended to read as follows:

(2) *Charges for extra or optional equipment.* A charge for each item of extra or optional equipment listed in the following schedule when installed at the factory not to exceed the applicable net wholesale price in the schedule:

Description	Net wholesale price
"A" cooling system	$3.99
Antennae:	
50" skyway type	3.46
Long skyway type	4.12
Header type	5.79
Bumper buffer bars	3.99
Export tool kit	5.32
Extreme duty springs	2.66
Heaters:	
All weather air controlled system complete with defroster and air intake	48.06
Comfort master heater	31.15
Underseat twin unit with fresh air duplicate intake and defroster	37.55
Highlander plaid and leather upholstery for sedans and coupes, New Yorker	25.11
Hydraulic transmission-overdrive	47.64
Leather trim, full, instead of cloth:	
All models except 3-passenger coupe	34.96
3-passenger coupe	17.48
Bedford trim and leather, convertible coupe	26.60
Refrigeration unit for all sedans, Saratoga and New Yorker	302.60
Right hand drive for all sedans, and coupes, Saratoga and New Yorker	6.65
Shock absorbers, 1⅜" oversize	6.65
Shock absorber stone shields	.93
Special body colors	26.60
Tires: four 700 x 15—6 ply	13.25
Tubes: four 700 x 15—lifeguard	34.53
Two-tone paint	9.98
Locking gas cap	1.20
Terne plated muffler and heavier gauge tail pipe	.67

3. The discount of "90%" in subparagraphs (1) and (2) of paragraph (c) is amended to read "77.8%".

4. Subparagraph (2) of paragraph (d) is amended to read, as follows:

(2) *Charge for extra or optional equipment.* A charge for each item of extra or optional equipment listed in the following schedule when installed at the factory not to exceed the amount of the applicable net wholesale price in that schedule.

Description	Net wholesale price
"A" cooling system	$4.18
Antennae:	
50" skyway type	3.62
Long skyway type	4.31
Header type	6.06
Bumper buffer bars	4.18
Export tool kit	5.57
Extreme duty springs	2.78
Heaters:	
All weather air controlled system complete with defroster and air intake	50.29
Comfort master heater	32.60
Underseat twin unit with fresh air intake and defroster	39.29
Highlander plaid and leather upholstery for sedans and coupes, New Yorker	26.28
Hydraulic transmission-overdrive	49.85
Leather trim, full, instead of cloth:	
All models except 3-passenger coupe	36.95
3-passenger coupe	18.29
Bedford trim and leather, convertible coupe	27.84
Refrigeration unit for all sedans, Saratoga and New Yorker	316.67
Right hand drive for all sedans and and coupes, Saratoga and New Yorker	6.96
Shock absorber, 1⅜" oversize	6.96
Shock absorber stone shields	.97
Special body colors	27.84
Tires: four 700 x 15—6 ply	13.87
Tubes: four 700 x 15—lifeguard	36.14
Two-tone paint	10.44
Locking gas cop	$1.26
Terne plated muffler and heavier gauge tail pipe	.70

5. Subparagraph (1) of paragraph (e) is amended to read as follows:

(1) *Charge for automobile.* A charge for the new automobile not to exceed the applicable factory retail price in the following schedule:

Model	Description	Factory retail price
C-39-K Saratoga (8 cylinders).	3-passenger coupe	$1,529.00
	2-door sedan	1,600.00
	Club-coupe	1,622.00
	Sedan, 4-door	1,636.00
C-39-N New Yorker (8 cylinders).	3-passenger coupe	1,627.00
	2-door sedan	1,698.00
	Club coupe	1,700.00
	Sedan, 4-door	1,714.00
	Convertible coupe	1,934.00

6. Subparagraph (2) of paragraph (e) is amended to read as follows:

(2) *Charge for extra or optional equipment.* A charge for each item of extra or optional equipment listed in the following schedule when installed at the factory not to exceed the applicable factory retail price in the schedule:

Description	Factory retail price
"A" cooling system	$5.10
Antennae:	
50" skyway type	4.65
Long skyway type	5.60
Header type	7.60
Bumper buffer bars	6.05
Export tool kit	6.80
Extreme duty springs	3.40
Heaters:	
All weather air controlled system complete with defroster and air intake	59.50
Comfort master heater	39.55
Underseat twin unit with fresh air duplicate intake and defroster	47.70
Highlander plaid and leather upholstery for sedans and coupes, New Yorker	30.95
Hydraulic transmission-overdrive	61.10
Leather trim, full, instead of cloth:	
All models except 3-passenger coupe	44.40
3-passenger coupe	22.20
Bedford trim and leather, convertible coupe	33.90
Refrigeration unit for all sedans Saratoga and New Yorker	398.95
Right hand drive for all sedans and coupes, Saratoga and New Yorker	8.60
Shock absorbers, 1⅜" oversize	8.45
Shock absorber stone shields	1.25
Special body colors	33.90
Tires: four 700 x 15—6 ply	16.95
Tubes: four 700 x 15—lifeguard	52.20
Two-tone paint	12.35
Locking gas cap	1.75
Terneplated muffler and heavier gauge tail pipe	.85

This amendment shall become effective May 22, 1946, for new Chrysler automobiles, C–39–K Saratoga and C–39–N New Yorker, and extra or optional equipment which are sold by the company on and after May 22, 1946.

Issued this 22d day of May 1946.

PAUL A. PORTER.
Administrator.

[F. R. Doc. 46-8665; Filed, May 22 1946; 4:34 p. m.]

[MPR 594, Amdt. 1 to Rev. Order 18]

GENERAL MOTORS CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 8 and 9b of Maximum Price Regulation 594, *It is ordered:*

Revised Order 18 under MPR 594 is amended as follows:

1. Paragraph (a) (1) is amended to read as follows:

(1) *New automobile.*

Series	Symbol	Description	List price
		Fleetmaster:	
2102	STSED	Town Sedan	$955
2103	SCSED	Sport Sedan	1,002
2124	SCPE-4	Sport Coupe	942
2134	SCBL	Cabriolet	1,178
2109	STW	Station Wagon	1,395
2144	STCP-4	Fleetline Dynamic Sport Coupe.	975
		Stylemaster:	
1501	DPCH	Chassis with cowl and windshield.	704
1502	DTSED	Town Sedan	888
1503	DCSED	Sport Sedan	936
1504	DCPE-2	Business Coupe	842
1524	DCPE-4	Sport Coupe	876

2. Paragraph (a) (2) is amended to read as follows:

(2) The company shall apply to the applicable list price in subparagraph (1) for the new automobile and the applicable list prices in subparagraph (3) for extra or optional equipment, the following applicable discount and applicable bonus:

(i) *Basic discount to direct dealer:* 18.4%.

(ii) *Basic discount to associate dealer:*

For carload lots: 16.8% plus 1.6% to direct dealers.

For less than carload lots: 15.3% plus 3.1% to direct dealers.

(iii) *Basic discount to associate dealers when not operating under direct dealers:*

Carload lots: 16.8%.

For less than carload lots: 15.3%.

(iv) *Dealer bonus.* A rebate, called "dealer bonus", on each new automobile shall be paid by the Company to direct dealers at the end of the model selling years in the amounts computed in accordance with the same method the Company had in effect on January 1, 1941.

(v) *Fleet users.* A contingent quantity discount equal to 76.6 percent of the contingent quantity discount computed in accordance with the same method the Company had in effect on January 1, 1941, shall be paid by the Company to fleet users who qualify for such a discount in accordance with agreements they have with the Company.

3. Paragraph (a) (3) (i) is amended to read as follows:

(i) *Extra or optional equipment.* A charge for each item of extra or optional equipment listed in the following schedule installed on the new automobile which shall not exceed the applicable list price in the schedule less the applicable discount in subparagraph (2) above; or the applicable net price in the schedule for those items of special paint options having net prices only; plus the applicable D and H charge in the schedule:

1946 Option No.	Description	List price	D&H charge
216C	Oil bath air cleaner	$3.45	$0.25
216F	Oil bath air cleaner	4.65	.30
241A and 216A	Handy governor and truck type air cleaner.	5.20	.30
241A	Handy governor	5.20	.30
227A	Heavy duty clutch	2.90	.20
237A	Oil filter	8.70	.50
271A	Radiator overflow tank equipment.	2.60	.15
224A	Economy motor	2.90	.20
201A	Economy axle	2.90	.15
223A	R. H. rear door remote lock.	2.35	.15
254A & B	Heavy rear spring equipment.	2.90	.25
316A & B	Heavy duty transmission.	4.05	.15
201B	11:41 ratio rear axle	2.90	.15
330A or 330B	Taxicab conversion equipment.	22.55	1.30
331A	Taxicab cloth trim	6.35	.35
235 C, D & E	Two-tone paint for body (production colors).	8.70	.50
	Two-toned hood:		
	In production colors, less than 5 jobs.	5.80	.35
	In special colors, less than 5 jobs.	5.80	.35
	Five wheels in special color, less than 5 jobs.	5.80	.35
	Under-gear paint, less than 5 jobs.	11.60	.70
	Tire options:		
274A	Four 6.00 x 16 6-ply regular tread tires in place of four 6.00 x 16 4-ply regular tread tires.	13.90	1.60
	Special paint options for body:	Net Price	
	When one color (except white or ivory) not used in regular scheduled production is used.	$18.65	1.30
	When one color is used and that color is white or ivory.	12.45	.85
	When a two-color combination is used of which one color is white or ivory.	12.45	.85
	When a two-color combination (except white or ivory) not used in regular scheduled production is used, of which one color is black and which requires one masking stripe to be in standard location and size.	3.10	.25
	When a two-color combination (except white, ivory or black) not used in regular scheduled production, but consisting of production colors, is used, which requires one masking stripe to be in standard location and size.	6.20	.45
	When a two-color combination consisting either of one color not used in regular scheduled production and one color used in regular scheduled production, or two colors not used in regular scheduled production, is used and is applied other than in a standard location and other than in a standard size.	18.65	1.30

4. The schedule in paragraph (a) (3) (ii) is amended to read as follows:

Model No.	D & H for Automobile description	Charge
	Fleetmaster:	
2102	Town Sedan	$60
2103	Sport Sedan	64
2124	Sport Coupe	60
2134	Cabriolet	73
2109	Station Wagon	86
2144	Fleetline, Dynamic Sport Coupe	62
	Stylemaster:	
1501	Passenger Chassis, Cowl and Windshield.	47
1502	Town Sedan	58
1503	Sport Sedan	60
1504	Business Coupe	54
1524	Sport Coupe	56

5. Paragraph (b) is amended to read as follows:

(b) *Company sales to users.* The Company may sell and deliver to users each of the Chevrolet new passenger automobiles listed in subparagraph (1) of paragraph (a) and extra or optional equipment at a price not to exceed the maximum price that a reseller in the area in which the Company makes delivery is permitted to charge under paragraph (e) below, less the amount obtained by applying to the list prices for the automobile and extra or optional equipment 76.6% of the applicable discounts in effect on January 1, 1941, to each class of user.

6. Paragraph (d) (1) is amended to read as follows:

(1) *Charge for new automobile.* A charge for the new automobile not to exceed the applicable list price set forth in subparagraph (1) of paragraph (a) less 15.3% discount.

7. Paragraph (d) (2) is amended to read as follows:

(2) *Charge for extra or optional equipment.* A charge for each item or extra or optional equipment listed in subparagraph (3) (i) of paragraph (a) when installed at the factory not to exceed the applicable list price set forth in that subparagraph less 15.3% discount, or the applicable net price in that subparagraph for those items having net prices authorized, plus the D & H charge in that subparagraph.

This amendment shall be effective May 22, 1946, for new Chevrolet passenger automobiles and extra or optional equipment which are sold by the company on and after May 22, 1946.

Issued this 22d day of May 1946.

PAUL A. PORTER.
Administrator.

[F. R. Doc. 46-8666; Filed, May 22, 1946; 4:34 p. m.]

[MPR 594, Amdt. 1 to Rev. Order 19]

GENERAL MOTORS CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to sections 8 and 9b of Maximum Price Regulation 594, *It is ordered:*

Revised Order No. 19 under MPR 594 is amended in the following respects:

1. Paragraph (a) (1), is amended to read as follows:

(1) *New automobile.*

Description	*List price*
Series 6 LA Torpedo 6:	
Chassis	$739
Business coupe	1,021
Sport coupe	1,062
Sedan coupe	1,103
Convertible sedan coupe	1,310
2-door sedan	1,075
4-door sedan, 6 window	1,127
Series 8 LA Torpedo 8:	
Chassis	764
Business coupe	1,046
Sport coupe	1,087
Sedan coupe	1,128
Convertible sedan coupe	1,334
2-door sedan	1,099
4-door sedan, 6 window	1,152
Series 6 LB Streamliner 6:	
Chassis	796
Sedan coupe	1,131
4-door sedan	1,194
Station wagon—Standard	1,587
Station wagon—Deluxe	1,656
Series 8 LB Streamliner 8:	
Chassis	821
Sedan coupe	1,156
4-door sedan	1,219
Station wagon—Standard	1,612
Station wagon—Deluxe	1,681

2. Paragraphs (a) (2) (i), (a) (2) (ii) and (a) (2) (iii) are amended to read as follows:

(i) *Basic retroactive discounts to distributors and dealers.*

Quantity:	*Discount (percent)*
1–11	18.6
12–50	19.1
51–100	19.6
101–150	20.1
151–200	20.6
201–250	21.1
251–up	21.6

(In applying the basic discounts above the Company may invoice the distributors and dealers at 1% less than the applicable basic discount and may hold this 1% difference until the close of the model selling year at which time the 1% discount is to be paid or credited to the respective distributors and dealers.)

(ii) *Basic retroactive discounts to associate dealers.*

Quantity	Carloads	Less than carloads
	Percent	*Percent*
1-11	17.0	15.5
12-50	17.5	16.0
51-100	18.0	16.5
101-150	18.5	17.0

(iii) *Additional retroactive over-riding discounts to distributors for sales to dealers and associate dealers under franchise agreements.*

Quantity:	*Discount (percent)*
1–350	4¼
351–750	4½
751–1500	4¾
1501–4000	5
4001–6000	5¼
6001–8000	5½
8000–up	5¾

3. Paragraph (a) (3) (i) is amended to read as follows:

(i) *Extra or optional equipment.* A charge for each group of extra or optional equipment listed below affixed to the new automobile which shall not exceed the applicable wholesale price shown below:

Group	Description	Wholesale prices to— Distributor	Dealer and associate dealer	List price
A	Electric clock, visor, vanity mirror, glove box light, luggage compartment light, non-glare mirror, license plate frames, under-hood and trouble light, back-up light, outside rear view mirror	$17.77	$20.65	$31.30
AX	Electric clock	6.89	7.88	12.00
B	Front bumper guard and rail, rear bumper guard and rail, wheel trim rings, exhaust deflector	14.65	16.50	25.30
BX	Front bumper guard and rail, rear bumper guard and rail	9.33	10.57	16.25
BDX	Front bumper guard and rail, rear bumper guard and rail, white sidewall discs, exhaust deflector	16.04	17.99	27.40
C	Windshield wiper vacuum booster pump	4.05	4.05	5.35
CX	Windshield washer and rear window wiper	10.68	12.48	19.45
D	Wheel trim rings	4.87	5.79	9.25
DX	White sidewall discs	6.21	7.28	11.20
E	Oil bath air cleaner with ventilator inlet and outlet filters	2.80	2.80	3.45
F	Saftl-flex steering wheel and horn-blowing ring	7.02	8.33	13.50
G	Fog-lights, pair	8.04	9.20	13.70
GX	Safety lights	8.43	9.87	15.70
H	Weatherchief heater (dash type)	8.87	10.27	15.70
J	Defroster (dash type)	5.45	6.10	8.55
K	Undercast heater—complete	31.00	35.28	49.30
P	Mast antenna	3.03	3.18	5.15
Q	Rear fender panel	9.83	10.29	12.65
T	Automatic No-Rol	7.38	8.03	12.10
Y	Rubber cushion pads— Sedans and sedan coupes, front and rear seats	13.65	13.65	17.00
	Front seats only	8.23	8.23	11.50
	Special paint groups			
	2-tone paint (standard) option at additional cost for standard 2-tone paint combination over standard single color	5.00	5.00	5.00
	2-tone paint (special) option at additional cost for special 2-tone paint combination which was not provided in the standard 2-tone paint group	20.00	20.00	20.00
	Special paint: option at additional cost for any paint color not listed as standard	20.00	20.00	20.00

4. Paragraph (b) (1) is amended to read as follows:

(1) *User discounts on the automobile.*

(i) To United States: 18.6%.

(ii) To body-building firms: 18.6%.

(iii) To users other than fleet users: 18.6%.

(iv) To fleet users, a contingent quantity discount equal to 77.4% of the contingent quantity discount computed in accordance with the same method in effect January 1, 1941 to fleet users who qualify under Company-fleet user agreements.

5. Paragraph (b) (2) (i) is amended to read as follows:

(2) *Charges*—(i) *Extra and optional equipment.* A charge for each group of extra or optional equipment not to exceed the applicable wholesale price set out under the heading "Wholesale Prices—To Dealer and Associate Dealer" in subparagraph (3) (i) of paragraph (a); except that, on sales to fleet users, the charge shall be the applicable list price less 77.4% of the fleet user discount computed in accordance with the same method in effect January 1, 1941.

6. Paragraphs (c) (1) (i) and (c) (1) (ii) are amended to read as follows:

(i) *Basic retroactive discounts to dealers.*

Quantity:	*Discount (percent)*
1–11	18.6
12–50	19.1
51–100	19.6
101–150	20.1
151–200	20.6
201–250	21.1
251–up	21.6

(ii) *Basic retroactive discounts to associate dealers.*

Quantity	Carloads	Less than carloads
	Percent	*Percent*
1-11	17.0	15.5
12-50	17.5	16.0
51-100	18.0	16.5
101-150	18.5	17.0

7. Paragraph (c) is amended by adding the following subparagraph (10):

(10) *Charge for preparing and conditioning the new automobile for delivery to a retail purchaser.* A charge not to exceed the applicable amount set forth in paragaph (d) (6) when the new automobile is prepared and conditioned by a distributor or dealer for delivery to his purchaser's customer.

8. Paragraph (a) (3) (ii) is amended to read as follows:

(ii) *Charge for E. O. H.* A charge for E. O. H. to cover federal excise taxes on the new automobile and factory delivery and handling which shall not exceed the applicable charge in the following schedule:

E. O. H. for Automobiles

Description	*Charge*
Series 6 LA Torpedo 6:	
Chassis	$49.00
Business coupe	65.00
Sport coupe	67.00
Sedan coupe	70.00
Convertible sedan coupe	81.00
2-door sedan	69.00
4-door sedan	71.00
Series 8 LA Torpedo 8:	
Chassis	50.00
Business coupe	66.00
Sport coupe	68.00
Sedan coupe	71.00
Convertible sedan coupe	82.00
2-door sedan	70.00
4-door sedan	72.00
Series 6 LB Streamliner 6:	
Chassis	54.00
Sedan coupe	73.00
4-door sedan	76.00
Station wagon—standard	99.00
Station wagon—DeLuxe	102.00
Series 8 LB Streamliner 8:	
Chassis	55.00
Sedan coupe	74.00
4-door sedan	78.00
Station wagon—Standard	100.00
Station wagon—DeLuxe	103.00

This amendment shall be effective May 22, 1946, for new Pontiac automobiles and extra or optional equipment which are sold by the Company on and after May 22, 1946.

Issued this 22d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8667; Filed, May 22, 1946; 4:35 p. m.]

[MPR 594, Amdt. 1 to Rev. Order 20]

GENERAL MOTORS CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to sections 8 and 9b of MPR 594, *It is ordered:*

Revised Order No. 20 under MPR 594 is amended in the following respects:

1. Paragraph (a) (1) is amended to read as follows:

(1) *New automobile.*

Series and model	Description	List price
40 series:		
410	Chassis	$808
41	4-door sedan	1,250
46-S	Sedanet	1,199
50 series:		
510	Chassis	1,020
514	Special chassis	966
51	4-door sedan	1,459
56-S	Sedanet	1,387
56-C	Convertible coupe	1,662
59	Estate wagon	1,882
70 series:		
710	Chassis	1,237
713	Special chassis	1,099
71	4-door sedan	1,669
76-S	Sedanet	1,614
76-C	Convertible coupe	1,913

2. Paragraph (a) (2) is amended to read as follows:

(2) *Company discounts.* The company shall apply to the applicable list price in subparagraph (1) for each automobile the following applicable discount.

(i) *Basic discount to distributors.* 19.5 percent, plus $35.00 on each 40 and 50 series; and 19.5 percent plus $50.00 on each 70 series.

(ii) *Basic discount to Direct dealer.* 19.5 percent.

(iii) *Basic discount to Associate dealer.* 17.2 percent. (In applying the basic discounts above, the Company may invoice the distributors and dealers at 1% less than the applicable basic discount and may hold this 1% difference until the close of the model selling year at which time the 1% discount is to be paid or credited to the respective distributors and dealers.)

3. Paragraph (a) (3) (i) is amended to read as follows:

(i) *Extra or optional equipment.* A charge for each group of extra or optional equipment listed below installed on the new automobile which shall not exceed the applicable wholesale price shown below:

Group	Description	Wholesale prices to— Distributor	Direct dealer and associate dealer	List price
A	Radio antenna	$5.35	$5.95	$7.35
B	Underseat heater and windshield defroster	29.56	32.67	50.05
D	Windshield washer	3.55	3.75	4.95
G	Special steering wheel extra cost on 40 series only	9.50	10.49	15.00
H	Electric clock, wheel trim moldings, and license plate frame. Extra cost on 40 series only	19.00	20.00	24.80
J	500# overload springs	2.29	2.49	3.60
O	Foamtex cushions. Front and rear seats. Extra cost on 40 series only	13.33	13.95	17.40
P	18" high ground clearance, 5 wheels, 4 tires, 4 tubes and related parts	14.82	16.12	23.70
K	Rear wheel shields	12.47	13.12	16.25
	Special paint. Chassis sheet metal and body	37.00	39.00	49.05
	Special body interior trim:			
	Combination No. 51 tan broadcloth (striped) extra cost on models 41 and 46-S (standard equipment on models 51 and 56-S)	32.25	32.25	39.90
	Combination No. 52 grey broadcloth (striped) extra cost on models 41 and 46-S (standard equipment on models 51 and 56-S)	32.25	32.25	39.90
	Combination No. 53 tan Bedford cord (novelty) extra cost on models 51 and 56-S	36.25	36.25	44.85
	Combination No. 54 grey Bedford cord (novelty) extra cost on models 51 and 56-S	36.25	36.25	44.85
	Combination No. 55 tan broadcloth (figured) extra cost on models 51 and 56-S	36.25	36.25	44.85
	Combination No. 56 grey broadcloth (figured) extra cost on models 51 and 56-S	36.25	36.25	44.85
	Combination No. 57 tan Bedford cord extra cost on models 51 and 56-S	48.25	48.25	59.75
	Combination No. 59 grey Bedford cord extra cost on models 51 and 56-S	48.25	48.25	59.75
	Combination No. 80 dark and light tan broadcloth, extra cost on models 51 and 56-S	54.75	54.75	67.75
	Combination No. 81 blue and grey broadcloth, extra cost on models 51 and 56-S	54.75	54.75	67.75
	Combination No. 82 dark and light green broadcloth, extra cost on models 51 and 56-S	54.75	54.75	67.75

4. The schedule in paragraph (a) (3) (ii) is amended to read as follows:

E. O. H. FOR AUTOMOBILES

Description	*Charge*
40 Series:	
410 Chassis	$60.00
41 Four-door sedan	79.00
46S Sedanet	77.00
50 Series:	
510 Chassis	66.00
514 Special chassis	65.00
51 Four-door sedan	90.00
56S Sedanet	87.00
56C Convertible coupe	102.00
59 Estate wagon	115.00

E. O. H. FOR AUTOMOBILES—Continued

Description	*Charge*
70 Series:	
710 Chassis	$79.00
713 Special Chassis	71.00
71 Four-door sedan	104.00
76S Sedanet	100.00
76C Convertible coupe	116.00

5. Paragraph (b) (1) is amended to read as follows:

(1) *User discounts.*

	Percent
(i) To United States	19.5
(ii) To body-building firms	19.5
(iii) To users other than fleet users	19.5
(iv) To fleet users	(1)

[1] A quantity discount equal to 78% of the quantity discount computed in accordance with the same method in effect Jan. 1, 1941 to fleet users who qualify under company-fleet user agreements.

6. Paragraph (b) (2) (i) is amended to read as follows:

(i) *Extra and optional equipment.* A charge for extra or optional equipment not to exceed the applicable maximum price to dealers and associate dealers set out under the heading "Wholesale Prices—To Direct Dealer and Associate Dealer" in subparagraph (3) (i) of paragraph (a); except that, on sales to fleet users, a discount shall be applied equal to 78% of the fleet user discount computed in accordance with the same method in effect January 1, 1941, applied to the applicable list price of extra or optional equipment set forth in subparagraph (3) (i) of paragraph (a).

7. Paragraph (c) (1) is amended to read as follows:

(1) *Charge for new automobile.* A charge for the new automobile not to exceed the applicable list price set forth in subparagraph (1) of paragraph (a) less the applicable basic discount in the following schedule:

	Percent
Basic discount to direct dealers	19.5
Basic discount to associate dealers	17.2

(In applying the basic discount above, the distributor may invoice its direct dealers and associate dealers at 1% less than the applicable basic discount and may hold this 1% difference until the close of the model selling year at which time the 1% discount is to be paid or credited to the respective direct dealers and associate dealers.)

8. Paragraph (c) is amended by adding thereto subparagraphs (11) and (12) to read as follows:

(11) *Charge for warehousing, unloading and get-ready operations when performed by the distributor.* A charge for warehousing, unloading and get-ready operations on the new automobile when delivered from the distributor's place of business not to exceed the applicable amount set forth in the following schedule, provided it was the distributor's practice to make such charges and to perform such services during the base period:

Series 40 and 50 (all models)	$7.50
Series 70 (all models)	9.50

(12) *Charge for preparing and conditioning the new automobile for delivery to*

a retail purchaser. A charge not to exceed the applicable amount set forth in paragraph (d) (6) when the new automobile is prepared and conditioned by a distributor or direct dealer for delivery to his purchaser's customer.

This amendment shall be effective May 22, 1946, for new Buick automobiles and extra or optional equipment which are sold by the Company on and after May 22, 1946.

Issued this 22d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8668; Filed, May 22, 1946; 4:35 p. m.]

[MPR 594, Amdt. 1 to Rev. Order 21]

GENERAL MOTORS CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 8 and 9 of MPR 594, *It is ordered:*

Revised order No. 21, under MPR 594, is amended in the following respects:

1. Paragraph (a) (1) is amended to read as follows:

(1) *New automobiles.*

Series	Description	List price
66	Chassis	$815
	Club sedan	1,150
	Club coupe	1,106
	Convertible coupe	1,348
	Four door sedan	1,163
Standard 76	Chassis	924
	Club sedan	1,181
	Four door sedan	1,245
DeLuxe 76	Club sedan	1,279
	Four door sedan	1,338
Standard 76	Chassis	974
	Club sedan	1,231
	Four door sedan	1,293
DeLuxe 78	Club sedan	1,329
	Four door sedan	1,388
98	Chassis	1,060
	Convertible coupe	1,664
	Club sedan	1,414
	Four door sedan	1,458

2. Paragraph (a) (2) is amended to read as follows:

(2) *Company discounts.* The company shall apply to the list price in subparagraph (1) for each new automobile the following applicable discounts.

	Percent
(i) Basic discounts to distributors:	
For all series except series 98	22.6
For series 98	23.6
(ii) Basic discounts to key point dealers	18.6
(When the new automobile is resold at wholesale and properly reported to the company, an additional 3% will be allowed).	
(iii) Basic discount to dealers	18.6
(iv) Basic discount to associate dealers. (In applying the basic discounts above the company may invoice distributors, key point dealers and dealers at 1% less than the applicable basic discount and may hold this 1% difference until the close of the model selling year, at which time the 1% discount is to be paid or credited to the respective distributors, key point dealers and dealers)	17.1

(v) Additional contingent quantity discounts to key point dealers and dealers on purchases from company:

Quantity	Contingent on purchases of	Discount
		Percent
1-11		None
1-50	12 or more	½
1-100	51 or more	1
1-150	101 or more	1½
1-200	151 or more	2
1-250	201 or more	2½
1-251 up	251 or more	3

(vi) Additional contingent quantity discounts to associate dealers on purchases from the company:

Quantity	Contingent on purchases of	Discount
		Percent
1-10		None
1-20	11 or more	½
1-21	21 or more	1

3. Paragraph (a) (3) (i) is amended to read as follows:

(3) *Charges*—(i) *Extra or optional equipment.* A charge for each group of extra or optional equipment listed below installed on the new automobile which shall not exceed the applicable wholesale price shown below:

Group	Description	Wholesale prices to—: Distributor	Wholesale prices to—: Key point dealer, dealer, and assoc. dealer	List price
B	Oversize tires (four) 15 x 7.00 for series 76 and 78 standard, and series 66 station wagon and convertible coupe	$10.00	$10.00	$10.75
B	Oversize tires (four) 15 x 6.50 for all series 66 except station wagon and convertible coupe	13.50	13.50	14.50
D	DeLuxe equipment consisting of plastic instrument cluster, electric clock and glove box door, automatic glove box and map light, plastic steering wheel, E-Z-1 mirror, on series 66, series 76 and 78 standard	16.80	20.05	24.60
E	Plastic steering wheel (standard equipment on 76D and 78D models and series 98), extra on series 66, 76, and 78 standard	9.95	11.65	15.85
F	Heavy duty air cleaner	2.60	3.10	4.05
K	Foam rubber seat cushions (standard equipment on 76D and 78D models and series 98), extra on series 66, 76, and 78 standard models; available for front seats only for club coupe and convertible coupe:			
	Coupe	8.65	10.50	13.75
	Sedan	13.90	16.60	23.50
O	Solenoid starter (standard equipment on series 98) extra on 66, 76, and 78 series	4.78	5.75	7.05
P	Rear fender panels (standard equipment on series 98) extra on 66, 76, and 78 models, includes painting in body color	9.63	11.45	15.90
V	Oil filter—all series	3.16	3.75	5.65
W-1	Chrome wheel trim rings, 15" or 16", set of 5; (standard equipment on 76D, 78D, and series 98), extra on 66, 76, and 78 standard models	5.10	5.95	9.00
W-3	White plastic wheel trim rings consisting of 4 white plastic wheel appearance rings for Series 66 (16 x 4.50 wheel, series 76-78 standard and DeLuxe and 98 series (15 x 5.50 wheel)	$5.96	$6.95	$10.60
X	Accessory group consisting of 30-hour clock, glove box and map light, exhaust extension, rear compartment light, vanity visor mirror, extra on series 66, 76, and 78 standard	5.36	6.30	9.80
Y	Accessory group including electric clock (glass face), automatic glove box and map light, exhaust extension, license plate frame, vanity visor mirror, rear compartment light under hood light, E-Z 1 mirror, extra on series 66, 76 and 78 standard	13.36	15.70	24.40
Z	Accessory group including exhaust extension, license plate frame, vanity visor mirror, rear compartment light, under hood light, rear view outside mirror	5.96	6.85	10.65
H	HydraMatic Drive on all series. For sales at wholesale the list price on this option is subject to the same Company discount applicable to the automobile, set forth in paragraph (a) (2), and is also subject to an E. O. H. charge of $7.24			127.00
A	Two tone paint—all models	9.35	9.35	11.55

4. Paragraph (a) (3) (vii) is amended to read as follows:

(vii) *Charge for warehousing.* A charge not to exceed $4 for warehousing the new automobile when ordered and delivered from a zone warehouse or upon the distributor's or dealer's order from the factory in less than a carload lot and delivered from a zone warehouse.

5. Paragraph (b) (1) is amended to read as follows:

(1) *User discount on the automobile.*

	Percent
(i) To United States	18.6
(ii) To body building firms	18.6
(iii) To users other than fleet users	18.6
(iv) To fleet users: A quantity discount equal to 77.7% of the quantity discount computed in accordance with the same method in effect January 1, 1941 to fleet users who qualify under company-fleet user agreements.	

6. Paragraphs (b) (2) (i) and (b) (2) (ii) are amended to read as follows:

(2) *Charges*—(i) *Extra or optional equipment, except Hydramatic drive option.* A charge for extra or optional equipment not to exceed the applicable maximum price set out under the heading "Wholesale Prices—to Key Point Dealer, Dealer, and Associate Dealer", except that, on sales to fleet users, the discount shall be 77.7% of the fleet user discount computed in accordance with the same method in effect January 1, 1941, applied to the applicable list price of extra or optional equipment set forth in subparagraph (3) (i) of paragraph (a).

(ii) *Hydramatic drive option.* A charge for the Hydramatic drive option not to exceed the list price set forth in paragraph (a) (3) (i) less 18.6% discount, except that, on sales to fleet users, the discount shall be 77.7% of the fleet user discount computed in accordance with the same method in effect January 1, 1941.

7. Paragraph (c) (1) is amended to read as follows:

(1) *Charge for new automobile.* A charge for the new automobile not to exceed the applicable list price set forth in subparagraph (1) of paragraph (a) less the applicable discounts in the following schedule:

WHOLESALE DISCOUNT SCHEDULE

BASIC WHOLESALE DISCOUNTS

	Percent
Distributor's and key point dealer's basic discount to dealers	18.6
Distributor's and dealer's basic discount to associate dealers	17.1

ADDITIONAL QUANTITY DISCOUNTS

To dealers

Quantity	Contingent on purchase of—	Discount
		Percent
1-11		None
1-50	12 or more	½
1-100	51 or more	1
1-150	101 or more	1½
1-200	151 or more	2
1-250	201 or more	2½
1-251 up	251 or more	3

To associate dealers

1-10		None
1-20	11 or more	½
1-21 up	21 or more	1

(In applying the basic discounts above, the distributors and key-point dealers may invoice dealers and associate dealers at 1% less than the applicable basic discount and may hold this 1% difference until the close of the model selling year, at which time the 1% discount is to be paid or credited to the respective dealers.)

8. Paragraph (c) is amended by adding the following subparagraph (11):

(11) *Charge for preparing and conditioning the new automobile for delivery to a retail purchaser.* A charge not to exceed the applicable amount set forth in paragraph (d) (6) when the new automobile is prepared and conditioned by a distributor, key point dealer, or dealer for delivery to his purchaser's customer.

9. The schedule in paragraph (a) (3) (ii) is amended to read as follows:

E. O. H. FOR AUTOMOBILES

Description	*Charge*
Series 66:	
Chassis	$54
Club sedan	72
Club coupe	72
Convertible coupe	85
Four door sedan	75
Standard 76:	
Chassis	62
Club sedan	76
Four door sedan	80

E. O. H. FOR AUTOMOBILES—Continued

Description	*Charge*
De Luxe 76:	
Club sedan	$81
Four door sedan	84
Standard 78:	
Chassis	66
Club sedan	80
Four door sedan	83
De Luxe 78:	
Club sedan	83
Four door sedan	86
Series 98:	
Chassis	70
Convertible coupe	102
Club sedan	88
Four door sedan	90
(Group H—HydraMatic drive option: (HydraMatic drive.))	$7.24

This amendment shall be effective May 22, 1946, on new Oldsmobile automobiles and extra or optional equipment sold by the company on or after May 22, 1946.

Issued this 22d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8669; Filed, May 22, 1946; 4:36 p. m.]

[MPR 594, Amdt. 1 to Rev. Order 22]

GENERAL MOTORS CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to sections 8 and 9b of MPR 594, *It is ordered:*

Revised Order No. 22 under Maximum Price Regulation 594 is amended in the following respects:

1. Paragraph (a) (1) is amended to read as follows:

(1) *New automobile.*

Description	*List price*
61 Series:	
6107—Five passenger club coupe (2-door)	$1,687
6109—Five passenger sedan (4-door)	1,794
62 Series:	
6207—Five passenger club coupe (2-door)	1,888
6267—Five passenger convertible coupe (2-door)	2,129
6269—Five passenger sedan (4-door)	1,951
60 Special:	
6069—Five passenger sedan (4-door)	2,590
75 Series:	
7519—Five passenger sedan (4-door)	3,633
7523—Seven passenger sedan	3,792
7533—Seven passenger imperial	3,961
7523—L-Nine passenger business sedan	3,508
7533—L-Nine passenger business imperial	3,674
163" commercial chassis	1,572

2. Paragraph (a) (2) is amended to read as follows:

(2) *Company discounts*—(i) *Basic discounts to distributors and body-building firms.* The Company shall apply to the applicable list price in subparagraph (1) for each new automobile the following applicable discounts:

	Percent
On Series 61, 62 and 60—Special	22.4
On Series 75	24.3

(ii) *Additional over-riding discounts to distributors.* There shall be applied to the applicable list price in subparagraph (1) for the new automobile an additional over-riding discount of 2 per cent to distributor on his wholesale sales to dealers that are not branches or wholly owned subsidiaries of the distributor of Series 61, 62, and 60—Special, to be credited to distributor upon delivery of the new automobile to a purchaser at retail.

3. Paragraph (a) (3) (i) is amended to read as follows:

(i) *Extra or optional equipment.* A charge for each item of extra or optional equipment listed below installed on the new automobile which shall not exceed the respective wholesale price to distributor shown below, plus its applicable E. O. H. charge:

Description	Wholesale prices to—: Distributor	Wholesale prices to—: Dealer	List price	E. O. H. charge
Commercial cowl:				
For Series 75 163" commercial chassis	$64.25	$68.25	$81.50	$4.50
4-wheel discs	11.95	13.70	18.05	.84
License plate frames	1.95	2.25	3.25	.14
Coupe adaptor kit	1.80	2.05	2.75	.13
Ventilating defrosting heater	26.00	29.10	37.50	1.82
Automatic underseat heater Series 61, 62, and 60-Special	46.05	51.65	66.85	3.22
Automatic underseat heater Series 75	49.15	55.35	72.80	3.44
Glare-proof mirror	2.75	3.25	4.85	.19
Special steering wheel	11.25	12.90	16.95	.79
5 trim rings	5.60	6.40	8.45	.39
Hydramatic transmission	135.45	142.45	167.00	9.49
Windshield washer	6.50	7.20	9.65	.46
Vacuum aerial	7.90	8.75	10.65	.55
Back-up light	8.30	9.15	12.45	.58
Fog lights	17.70	20.40	27.90	1.24

4. The schedule in paragraph (a) (3) (ii) is amended to read as follows:

E. O. H. FOR AUTOMOBILES

Description	*Charge*
61 Series:	
6107—5 passenger club coupe	$97
6109—5 passenger sedan	106
62 Series:	
6267—5 passenger convertible coupe	124
6207—5 passenger club coupe	108
6269—5 passenger sedan	114
60 Special:	
6069—5 passenger sedan	150
75 Series:	
7519—5 passenger sedan	207
7523—7 passenger sedan	210
7533—7 passenger sedan imperial	221
7523—L-9 passenger business sedan	197
7533—L-9 passenger business imperial	209
163" commercial chassis	94

5. Paragraph (b) (1) and (b) (2) are amended to read as follows:

(1) *Charge for new automobile.* A charge for the new automobile not to exceed the applicable list price set forth in subparagraph (1) of paragraph (a) less, in the case of Series 61, 62 and 60 Special, 80 percent of the discount in effect on January 1, 1941, to each class of user, and less, in the case of Series

75, 81 percent of the discount in effect on January 1, 1941 to each class of user.

(2) *Charge for extra or optional equipment.* A charge for each item of extra or optional equipment listed in subparagraph (3) (i) of paragraph (a) which shall not exceed the list price in that subparagraph, less 80 percent of the discount in effect on January 1, 1941, to each class of user.

6. Paragraph (c) (1) is amended to read as follows:

(1) *Charge for new automobile.* A charge for the new automobile not to exceed the applicable list price set forth in subparagraph (1) of paragraph (a) less the applicable discount in the following schedule:

Model:	*Discount (percent)*
Series 61 and 62	20.4
Series 60—Special	19.4
Series 75	19.3

7. Paragraphs (c) (7) and (c) (8) are amended to read as follows:

(7) *Charge for factory, Company branch or distributor preparation of automobile for drive away by dealer or body-building firm.* A charge not to exceed $15 when the sale is to a dealer or body-building firm and the Company, Company branch or distributor prepares the automobile for drive away delivery to the dealer or body-building firm at the factory, Company Branch or at the distributor's place of business.

(8) *Charge for delivery to a retail purchaser at the factory, company branch or distributor's place of business.* A charge for preparing, conditioning, and servicing the new automobile for delivery to a retail purchaser at the factory, Company branch or distributor's place of business not to exceed the applicable amount set forth in the schedule in paragraph (a) (3) (vii).

This amendment shall be effective May 22, 1946, for new Cadillac passenger automobiles and extra or optional equipment which are sold by the Company on and after May 22, 1946.

Issued this 22d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8670; Filed, May 22, 1946; 4:36 p. m.]

[MPR 594, Amdt. 1 to Order 23]

PACKARD MOTOR CAR CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9b of Maximum Price Regulation 594, *It is ordered:*

Order No. 23 under Maximum Price Regulation 594 is amended in the following respects:

1. Paragraphs (a) (1), and (a) (2) are amended to read as follows:

(1) *New automobile.*

Description	*Wholesale price*
Packard Six:	
Club sedan	$1,195.66
4-door sedan	1,232.29
Taxicab—partition type	1,507.05
Taxicab—sedan type	1,416.86
Packard Eight:	
Club sedan	$1,248.32
4-door sedan	1,285.20
Packard DeLuxe Eight:	
Club sedan	1,295.62
4-door sedan	1,333.86
Packard Super Eight:	
Club sedan	1,529.45
4-door sedan	1,563.31
Packard Custom Super Eight:	
Club sedan	1,959.69
4-door sedan	2,050.66

(i) *Taxicab deductions.* The Company shall deduct from the wholesale price of the Packard Six taxicab being sold the following applicable allowances when roof lamps or tires are not furnished with the taxicab.

Description:	*Deduction*
Roof lamps	$28.73
4 tires 6 ply standard	53.76

(2) *Company rebates*—(i) *Wholesale rebates to zones.* The Company shall allow to a zone as a rebate on the wholesale price in subparagraph (1) above, for each of the automobiles sold to the zone, the following applicable amount in the event the zone supplies the Company with an affidavit that it sold the automobile to a qualified dealer:

Automobile:	*Amount*
Packard Six	$53.00
Packard Eight	57.00
Packard DeLuxe Eight	59.00
Packard Super Eight	76.00
Packard Custom Super Eight	112.00

(ii) *Retroactive volume rebates.* The Company shall allow a zone the following applicable retroactive car volume rebate on each Packard Six, Eight or DeLuxe Eight models, computed separately on basis of resales to each dealer and on the basis of deliveries by a zone when selling at retail in conformity with the Company agreement with the zone:

Quantity of automobiles:	*Rebate*
1–15	0
16–30	$10.00
31–50	15.00
51–75	20.00
76–100	25.00
101–250	30.00
251–up	35.00

(iii) *Quantity purchase rebate.* The Company shall pay to quantity purchasers on all purchases from zones or dealers 78.6% of the applicable quantity purchasers' rebate in effect January 1, 1941.

2. The schedule in paragraph (a) (3) (i) is amended to read as follows:

Description	Installation allowance deduction including excise tax	Excise tax on equipment installed	Wholesale price installed to— Zone	Dealer	List price installed
Accessory group "CC":					
Clock, Cigar lighter, Horn ring, Courtesy light	----	$1.12	$15.97	$17.15	$21.47
Antennas for radios:					
Rotary	$2.85	.44	6.23	7.17	10.14
Vacuum	2.85	.84	12.05	13.71	19.61
Exhaust pipe trim	.67	.08	1.19	1.39	1.60
Export car equipment group:					
"EC" export special equipment	----	.54	7.65	8.21	10.28
"XOF" export oil filter	----	.20	2.88	3.09	3.87
Gas tank locking caps	$0.67	$0.11	$1.51	$1.599	$2.10
Guards, bumpers:					
Front auxiliary equipment	1.42	.44	6.26	7.27	9.80
Rear auxiliary equipment	1.42	.44	6.26	7.27	9.80
Heater and defroster:					
Dash	6.55	1.44	20.53	24.79	32.38
Undeseat	11.38	2.15	30.74	36.47	43.18
Heater fresh air intake	2.85	.44	6.34	7.28	9.45
Leather trim:					
For Six and Eight	----	5.04	71.95	77.27	98.71
For DeLuxe Eight and Super Eight	----	5.67	80.94	86.92	108.79
For Custom Super Eight	----	4.72	67.46	72.44	90.67
License plate frames (pair)	.57	.15	2.09	2.67	3.37
Lights:					
Backing	2.85	.37	5.24	5.92	6.97
Fog (pair)	5.13	.88	12.56	14.57	16.78
Luggage compartment	1.13	.13	1.84	2.10	2.24
Spotlight	4.27	1.05	15.01	17.84	21.12
Mirrors:					
Rear view bolt-on type	.72	.17	2.48	3.00	5.20
Rear view clamp-on type	.72	.13	1.83	2.13	2.44
Vanity	----	.03	.73	.91	1.59
Oil bath	----	.32	4.63	4.98	6.23
Oil filter	1.42	.32	4.51	5.30	8.43
Overdrive	----	3.78	53.96	57.95	72.53
Right hand drive	----	1.79	25.64	27.53	34.46
Steering wheel deluxe	1.42	.60	8.59	10.18	12.69
Sun visor	.57	.14	1.96	2.35	3.09
Taximeter equipment:					
Backup buzzer	----	.17	2.36	2.54	3.18
Trunk rack and license lamp	----	1.45	20.73	22.26	27.86
Trunk screen	----	.94	13.37	14.36	17.97
Tires 6700 x 15-4 ply) For Six, Eight and DeLuxe Eight	----	1.01	14.39	15.46	19.35
Tires 6-ply instead of 4-ply:					
Six, Eight or DeLuxe Eight	----	1.19	16.97	18.02	34.30
Super Eight or Custom Super Eight	----	1.22	17.48	18.54	36.99
Venetian shades	.86	.31	4.36	5.29	7.20
Wheels, 16" instead of 15":					
Six, Eight and DeLuxe Eight	----	.60	8.61	9.29	11.58
Super Eight and Custom Super Eight	----	1.10	15.71	16.87	21.11
Wheel shields, rear (pair)	2.85	1.09	15.62	18.29	25.67
Wheel trim rings (each)	.22	.09	1.31	1.69	2.33

3. Paragraph (a) (3) (iii) is amended to read as follows:

(iii) *Federal excise taxes.* A charge to cover Federal excise taxes on the automobile not to exceed the applicable amount set out below:

Automobile:	*Amount*
Packard Six:	
Club sedan	$83.70
4-door sedan	86.26
Taxicab-partition type	105.49
Taxicab-sedan type	99.18
Packard Eight:	
Club sedan	87.38
4-door sedan	89.96
Packard DeLuxe Eight:	
Club sedan	90.69
4-door sedan	93.37
Packard Super Eight:	
Club sedan	107.06
4-door sedan	109.43
Packard Custom Super Eight:	
Club sedan	137.18
4-door sedan	143.55

4. Paragraph (c) (1) is amended to read as follows:

(1) *Charge for automobile.* A charge for the new automobile described below not to exceed the following applicable list price:

Description	*List price*
Packard Six:	
Club sedan	$1,464
4-door sedan	1,510
Taxicab-partition type	1,860
Taxicab-sedan type	1,745
Packard Eight:	
Club sedan	1,520
4-door sedan	1,565
Packard DeLuxe Eight:	
Club sedan	1,577
4-door sedan	1,624
Packard Super Eight:	
Club sedan	1,944
4-door sedan	1,986
Packard Custom Super Eight:	
Club sedan	2,536
4-door sedan	2,654

(i) *Taxicab deductions.* The dealer or other reseller shall deduct from the wholesale price of the Packard six taxicab being sold the following applicable allowance when roof lamps or tires are not furnished with the taxicab:

Description:	*Deduction*
Roof lamps	$28.73
4 tires 6 ply standard	53.76

This amendment shal become effective May 22, 1946, for new Packard automobiles and extra or optional equipment which are sold by the Company and wholly-owned subsidiaries on and after May 22, 1946.

Issued this 22d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8671; Filed, May 22, 1946; 4:36 p. m.]

[MPR 594, Order 26]

STUDEBAKER CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 8 and 9b of Maximum Price Regulation 594; *It is ordered:*

(a) The Studebaker Corporation, and its wholly owned subsidiary companies, hereinafter called company, is authorized to sell f. o. b. South Bend, Indiana, each of the Studebaker Model 14A Commander automobiles listed in subparagraph (1) to its domestic dealers at a price not to exceed the respective list price in that subparagraph less a billing discount of 18.7% and additional discount in paragraph (b) plus applicable charges in subparagraph (2):

(1) *List prices.*

Description	*List price*
Deluxe:	
4-door sedan	$1,370
2-door sedan	1,353
5-passenger coupe	1,359
3-passenger coupe	1,299
Regal Deluxe:	
4-door sedan	1,477
2-door sedan	1,459
5-passenger coupe	1,468
3-passenger coupe	1,393

(2) *Charges*—(i) *Extra or optional equipment.* A charge for each item of extra or optional equipment listed below affixed to or shipped with the new automobile which shall not exceed the respective list prices shown below less applicable discount, provided for in paragraphs (a) and (b).

Description:	*List price*
Overdrive and free wheeling	$66.60
Six blade fan	4.50
Wet type air cleaner	4.30

(ii) *Advertising.* A charge for advertising not to exceed the amount of the charge which company had in effect on January 1, 1941.

(iii) *Factory handling.* A factory handling charge to cover factory preparation for shipment and federal excise taxes, with respect to automobile being sold, not to exceed:

Description	When delivery is by— Driveaway or truck-away	Rail freight
DeLuxe:		
4-door sedan	$91.50	$90.00
2-door sedan	90.50	89.00
5-passenger coupe	91.00	89.50
3-passenger coupe	87.50	86.00
Regal DeLuxe:		
4-door sedan	97.50	96.00
2-door sedan	96.50	95.00
5-passenger coupe	97.00	95.50
3-passenger coupe	92.75	91.25

(iv) *Transportation expense.* A charge for transportation on the automobile and extra or optional equipment not to exceed a charge computed in accordance with the method and rates approved by the Office of Price Administration.

(v) *Wholesale servicing, unloading and receiving charges.* A charge not to exceed $7.50 to cover company branch expense for wholesale servicing, unloading and receiving each new automobile when such operations are performed.

(vi) *Preparing and conditioning charge.* When the company delivers a new automobile to a person at the request of a domestic dealer who sells the automobile to such person, the company may make a charge not to exceed $10.00 to the dealer for preparing and conditioning the new automobile for delivery to such person. This charge is in addition to the preparation charge permitted by (iii) above.

(b) *Additional discount.* When a domestic dealer shall have purchased for resale as a direct dealer either from the company or authorized central dealer one of the quantities of Studebaker Model 14A Commander automobiles listed in the following schedule, the company shall pay to the dealer, or credit him with, the difference between the billing discount of 18.7% and the discount in the schedule.

Quantity:	*Percent*
1–25, inclusive	19.7
26–50, inclusive	20.2
51–100, inclusive	20.7
101–150, inclusive	21.2
151 and over	21.7

(c) The company is authorized to sell f. o. b. South Bend, Indiana, to users, each of the Studebaker Model 14A Commander automobiles listed in subparagraph (1) of paragraph (a) at a price not to exceeed the total of the following charges:

(1) *Automobile.* The applicable list price in subparagraph (1) of paragraph (a) for the new automobile less the discounts in effect on January 1, 1941, to the applicable class of purchaser reduced by 20.8%.

(2) *Extra or optional equipment.* A charge for extra or optional equipment listed in subparagraph (2) (i) of paragraph (a) affixed to or shipped with the new automobile which shall not exceed the applicable list prices in that subparagraph less the discounts in effect on January 1, 1941, to the applicable class of purchaser reduced by 20.8%.

(3) *State and local taxes.* A charge to cover state and local taxes on the sale or delivery of the new automobile and extra or optional equipment.

(4) *Transportation.* A charge to cover cost, if any, of transporting the new automobile and extra or optional equipment to purchaser, including transportation tax at the current legal rate.

(5) *Preparing and conditioning charge.* A charge not to exceed $10.00 for preparing and conditioning the new automobile for delivery to the user. This charge is in addition to the charge permitted by paragraph (6) below to cover factory preparation operations.

(6) *Other expense.* Charges to cover factory preparation operations and Federal excise taxes and advertising, determined in accordance with applicable methods provided in subparagraph (2) of paragraph (a).

(d) Any dealer when selling under a "Central Dealer Agreement" with Company is authorized to sell to direct dealers listed in his contract each of the Studebaker Model 14A Commander automobiles listed in subparagraph (1) of paragraph (a) at a price not to exceed the applicable list price in that subparagraph less a discount of 18.7% plus the following applicable charges:

(1) *Extra or optional equipment.* A charge for each item of extra or optional equipment listed in subparagraph (2) (i) of paragraph (a) affixed to or shipped with the new automobile which shall not exceed the applicable list price in that subparagraph less a discount of 18.7%.

(2) *Factory handling.* A factory handling charge to cover factory preparation for shipment and federal excise taxes, with respect to automobile being sold, not to exceed:

Description	When delivery is by— Driveaway or truck-away	Rail freight
Deluxe:		
4-door sedan	$91.50	$90.00
2-door sedan	90.50	89.00
5-passenger coupe	91.00	89.50
3-passenger coupe	87.50	86.00
Regal Deluxe:		
4-door sedan	97.50	96.00
2-door sedan	96.50	95.00
5-passenger coupe	97.00	95.50
3-passenger coupe	92.75	91.25

(3) *Advertising.* A charge for advertising expense not to exceed the amount of the charge which the company makes to the central dealer for this expense.

(4) *Transportation.* A charge to cover the central dealers' expense if any,

for the transportation of the new automobile and extra or optional equipment from the factory, South Bend, Indiana, to the place at which delivery is made to the direct dealer, including transportation tax at the current legal rate.

(5) *Wholesale servicing, unloading and receiving charge.* A charge for wholesale servicing, unloading and receiving each new automobile not to exceed $7.50 when such operations are performed.

(6) *Preparing and conditioning charge.* When the central dealer delivers a new automobile to a person at the request of a direct dealer who sells the automobile to such person, the central dealer may make a charge not to exceed $10.00 to the direct dealer for preparing and conditioning the new automobile for delivery to such person. This charge is in addition to the preparation charge permitted by subparagraph (2) above.

(e) A reseller when not selling under a "Central Dealer Agreement" is authorized to sell to any purchaser each of the Studebaker Model 14A Commander automobiles listed in subparagraph (1) of paragraph (a) at a price not to exceed the respective list price in that subparagraph plus the following applicable charges:

(1) *Extra or optional equipment.* A charge for each item of extra or optional equipment listed in subparagraph (2) (i) of paragraph (a) affixed to the new automobile which shall not exceed the applicable list price in that subparagraph.

(2) *Preparing and conditioning charge.* A charge for preparing and conditioning the new automobile for delivery not to exceed $19.75.

(3) *Charge for transportation.* A charge to cover the direct dealer's transportation expense not to exceed the following:

(i) *When the transportation charge to direct dealer is prepaid.* A charge not to exceed net invoice transportation charge to the direct dealer for the new automobile and extra or optional equipment being sold or

(ii) *When the transportation charge to direct dealer is not prepaid—(a) When delivery is by truck-away the greater part of distance to place of delivery.* A charge not to exceed either the rail freight charge permitted by paragraph (c) below or a charge not to exceed the truck-away charge, at truckload rates, for the transportation of the new automobile and extra or optional equipment by the most direct route from South Bend, Indiana, to the place at which delivery is made to the purchaser including transportation tax at the current legal rate; or

(b) *When delivery is by combination boat and truck-away.* A charge not to exceed either the rail freight charge permitted by paragraph (c) below or a charge not to exceed the combination boat and truck-away charge, based on rates approved by the Federal Interstate Commerce Commission, for transportation of the new automobile and extra or optional equipment by the most direct route from South Bend, Indiana, to the place at which delivery is made to the purchaser including transportation tax at the current legal rate; or

(c) *All other methods of delivery.* A charge not to exceed the rail freight charge at carload rate for the transportation of the new automobile and extra or optional equipment by the most direct route from South Bend, Indiana, to the place at which delivery is made to the purchaser including transportation tax at the current legal rate.

(4) *Factory handling.* A factory handling charge to cover factory preparation for shipment and federal excise taxes, with respect to automobile being sold, not to exceed:

Description	*Charge*
Deluxe:	
4-door sedan	$91.50
2-door sedan	90.50
5-passenger coupe	91.00
3-passenger coupe	87.50
Regal Deluxe:	
4-door sedan	97.50
2-door sedan	96.50
5-passenger coupe	97.00
3-passenger coupe	92.75

(5) *State and local taxes.* A charge equal to his expense for state and local taxes on the sale or delivery of the new automobile and extra or optional equipment.

(6) *Gas, oil and anti-freeze.* A charge for gas, oil and anti-freeze supplied with the new automobile not to exceed applicable maximum prices.

(f) *Resale in territories and possessions.* A reseller is authorized to sell each of the Studebaker Model 14A Commander automobiles listed in paragraph (a) (1) in a territory or possession of the United States at a price not to exceed the maximum price permitted by paragraph (d) or (e), whichever is applicable, to which he may add a sum equal to the expense incurred by or charged to him for: payment of territorial and insular taxes on the purchase, sale or introduction of the new automobile in the territory or possession, when not charged under paragraph (d) or (e); export premiums; boxing and crating for export purposes; assembly costs, if any; marine and war risk insurance; landing, wharfage, and terminal operations; ocean freight; freight to port of embarkation when not charged under paragraph (d) or (e); and freight from point of debarkation by the most direct route to the place of business of the reseller.

(g) *Posting maximum prices and completing Certificates of Transfer.* In posting maximum prices in accordance with section 16 of Maximum Price Regulation 594, the reseller shall list a charge for "Federal excise taxes and factory handling" in the amount permitted by this order instead of a "charge for Federal excise tax". Also, in completing a Certificate of Transfer in accordance with section 15 of Maximum Price Regulation 594, the reseller shall list the charge for "Federal excise taxes and factory handling" permitted by this order in the space allotted for "charge for excise tax" instead of such a tax, and shall make a notation on the certificate that such a substitution has been made. Reseller in completing Certificate of Transfer shall also list all accessories sold with the car for which maximum prices have been established by other orders or regulations.

(h) All requests not granted herein are denied.

(i) This order may be amended or revoked by the Administrator at any time.

This order shall become effective May 22, 1946.

NOTE: All reporting and record-keeping requirements of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 22d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8674; Filed, May 22, 1946; 4:38 p. m.]

[MPR 594, Amdt. 1 to Order 24]

CHRYSLER CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 9a and 9b of Maximum Price Regulation 594, *It is ordered:*

Order No. 24 under Maximum Price Regulation 594 is amended in the following respects:

1. The amounts of "15.32" and "$30.75" in paragraph (a) (2) are amended to read "$16.88" and "$33.87" respectively.

2. The amounts of "$19.00" and "$41.00" in paragraph (b) (3) are amended to read "$20.70" and "$44.35" respectively.

3. The amounts of "$15.32" and "$30.75" in paragraph (c) (3) are amended to read "$17.66" and "$35.44" respectively.

4. The amounts of "$19.00" and "$41.00" in paragraph (d) (3) are amended to read "$20.70" and "$44.35" respectively.

This amendment shall become effective May 22, 1946.

Issued this 22d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8672; Filed, May 22, 1946; 4:37 p. m.]

[Rev. SO 119, Order 223]

MURRAY OHIO MFG. CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register; and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119; *It is ordered:*

(a) The Murray Ohio Manufacturing Company, of 1115 East 152d Street, Cleveland 10, Ohio, may increase by 10.45 percent its f. o. b. factory maximum prices adjusted by Order No. 4 under § 1499.159e of Maximum Price Regulation No. 188, but exclusive of all other adjustment charges otherwise permitted by the Office of Price Administration, for sales of the juvenile wheel goods which it manufactures.

(b) The provisions of sections 3 to 6 inclusive of Order No. 4 under § 1499.159e of Maximum Price Regulation No. 188 apply to all sales of articles covered by this order.

(c) The provisions of Supplementary Order No. 153 shall not apply to sales of articles covered by this order.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on May 22, 1946.

Issued this 22d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8675; Filed, May 22, 1946; 4:30 p. m.]

[Rev. SO 119, Order 225]

BROWNE-MORSE CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119; it is ordered:

(a) *Manufacturer's ceiling prices.* Browne-Morse Company, Muskegon, Michigan, may compute its adjusted ceiling prices for sales of metal office furniture which it manufactures as follows:

(1) For an article in its line during October 1941, the adjusted ceiling prices are the highest prices charged during that month to each class of purchaser increased by 22.23 percent.

(2) For an article not in its line during October 1941, but which has a properly established ceiling price, in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by the percentage determined in accordance with "Note 3" in section 8 of Revised Supplementary Order No. 119.

(3) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188; and prices so fixed may not be increased under this order.

(4) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

The adjustment charge determined in accordance with this order must be separately stated by the manufacturer on each invoice to a purchase for resale.

(b) In all other respects, the provisions of Order No. 11 under § 1499.159c of Maximum Price Regulation No. 188 shall apply to all sales and deliveries of metal office furniture manufactured by Browne-Morse Company.

(c) The provisions of Supplementary Order No. 153 shall not apply to sales of articles covered by this order.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 22d day of May 1946.

Issued this 22d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8677; Filed, May 22, 1946; 4:31 p. m.]

Regional and District Office Orders.

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register May 21, 1946.

Region I

Hartford Order 5-F, Amendment 57, covering fresh fruits and vegetables in Waterbury and Watertown. Filed 10:24 a. m.

Hartford Order 6-F, Amendment 57, covering fresh fruits and vegetables in the Hartford area. Filed 10:24 a. m.

Hartford Order 7-F, Amendment 57, covering fresh fruits and vegetables in the New Haven area. Filed 10:25 a. m.

Hartford Order 8-F, Amendment 57, covering fresh fruits and vegetables in the Bridgeport area. Filed 10:25 a. m.

Region II

Buffalo Order P-1 and P-2, Amendments 8 and 7, covering fresh fish and seafood in the cities of Buffalo and Lackawanna and Village of Kenmore and in the City of Rochester, New York. Filed 10:27 a. m.

Newark Order 8-F, Amendment 17, covering fresh fruits and vegetables in certain counties in New Jersey and Somerset county, except the Borough of North Plainfield, New Jersey. Filed 10:26 a. m.

Newark Orders 7-O and 8-O, covering eggs in Mercer county, New Jersey and in Bergen, Essex, Hudson and Union counties and the Borough of North Plainfield in Somerset county, New Jersey. Filed 10:26 a. m.

Pittsburgh Order 9-F, Amendment 17, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 10:26 a. m.

Pittsburgh Order 10-F, Amendment 16, covering fresh fruits and vegetables in Allegheny county, Pennsylvania. Filed 10:26 a. m.

Pittsburgh Order 11-F, Amendment 16, covering fresh fruits and vegetables in Erie and Warren county, Pennsylvania. Filed 10:26 a. m.

Pittsburgh Order 12-F, Amendment 16, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 10:27 a. m.

Pittsburgh Orders 26 and 27, Amendment 4, covering dry groceries in certain counties in Pennsylvania. Filed 10:23 and 10:24 a. m.

Pittsburgh Order 28 and 8-W, Amendment 4, covering dry groceries in certain counties in Pennsylvania. Filed 10:24 a. m.

Wilmington Order 5-F, Amendment 16, covering fresh fruits and vegetables in the State of Delaware. Filed 10:24 a. m.

Region III

Detroit Order 10-F, (Appendix A, B, and C), Amendments 40, 41, and 42, covering fresh fruits and vegetables in certain counties in Michigan. Filed 10:21 a. m.

Detroit Order 10-F, (Appendix A, B, and C, Amendments 43, 44, and 45, covering fresh fruits and vegetables in certain counties in Michigan. Filed 10:21 and 10:22 a. m.

Louisville Order 12-F, Amendments 69 and 70, covering fresh fruits and vegetables in Jefferson county, Kentucky and Clark and Floyd counties, Indiana. Filed 10:23 a. m.

Louisville Order 17-F, Amendments 35 and 36, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 10:23 a. m.

Louisville Order 18-F, Amendments 29 and 30, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 10:23 and 10:27 a. m.

Louisville Order 19-F, Amendments 29 and 30, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 10:27 a. m.

Louisville Order 26-F, Amendment 12, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 10:27 a. m.

Louisville Order 28-F, Amendment 9, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 10:28 a. m.

Louisville Order 29-F, Amendment 9, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 10:28 a. m.

Louisville Order 31-F, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 10:28 a. m.

Louisville Order 32-F, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 10:29 a. m.

Louisville Order 33-F, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 10:29 a. m.

Louisville Order 3-C, Amendment 15, covering poultry in Jefferson county, Kentucky and Clark and Floyd counties, Indiana. Filed 10:29 a. m.

Region IV

Jackson Order 7-F, Amendment 32, covering fresh fruits and vegetables in certain counties in Mississippi. Filed 10:30 a. m.

Raleigh Order 7-W, Amendment 2, covering dry groceries in the Raleigh, North Carolina area. Filed 11:12 a. m.

Region V

Kansas City Order 4-F, Amendment 45, covering fresh fruits and vegetables in Johnson and Wyandotte counties, Kansas; Jackson county, Missouri, and the City of North Kansas City, Missouri. Filed 10:30 a. m.

Kansas City Order 9-F, Amendment 29, covering fresh fruits and vegetables in

Buchanan county, Missouri. Filed 10:30 a. m.

Kansas City Order 10–F, Amendment 29, covering fresh fruits and vegetables in Greene county, Missouri. Filed 10:30 a. m.

Kansas City Order 11–F, Amendment 29, covering fresh fruits and vegetables in Jasper county, Missouri. Filed 10:30 a. m.

Kansas City Order 12–F, Amendment 2, covering fresh fruits and vegetables in certain areas in Missouri. Filed 10:31 a. m.

Kansas City Orders 9–C and 11–O, covering poultry and eggs in Johnson and Wyandotte, Kansas; City of North Kansas City, Jackson and Buchanan counties, Missouri. Filed 10:31 a. m.

Kansas City Orders 10–C and 12–O, covering poultry and eggs in Greene and Jasper counties, Missouri. Filed 10:31 a. m.

Little Rock Orders 27 and 6–W, Amendment 3, covering dry groceries sold by Groups 1 and 2 stores. Filed 10:31 a. m.

New Orleans Order 3–F, Amendment 43, covering fresh fruits and vegetables in certain areas in Louisiana. Filed 10:31 a. m.

New Orleans Order 5–F, Amendment 34, covering fresh fruits and vegetables in the cities of Shreveport, Bossier City, Monroe and West Monroe. Filed 10:31 a. m.

New Orleans Order 6–F, Amendment 34, covering fresh fruits and vegetables in certain areas in Louisiana. Filed 10:19 a. m.

Wichita Order 13–F, Amendment 27, covering fresh fruits and vegetables in Sedgwick county, Kansas. Filed 10:20 a. m.

Wichita Order 14–F, Amendment 27, covering fresh fruits and vegetables in certain counties in Kansas. Filed 10:20 a. m.

Wichita Order 15–F, Amendment 27, covering fresh fruits and vegetables in certain counties in Kansas. Filed 10:20 a. m.

Wichita Order 16–F, Amendment 27, covering fresh fruits and vegetables in Reno county, Kansas. Filed 10:20 a. m.

Wichita Order 17–F, Amendment 27, covering fresh fruits and vegetables in Shawnee county, Kansas. Filed 10:18 a. m.

Wichita Orders 45 and 8–W, Amendment 2, covering dry groceries sold by Groups 1 and 2 stores. Filed 10:18 and 10:19 a. m.

Wichita Orders 35 and 9–W, Amendment 2, covering dry groceries sold by Groups 1 and 2 stores. Filed 10:19 a. m.

Region VI

Des Moines Order 4–F, Amendment 33, covering fresh fruits and vegetables in certain counties in Iowa and the city of South Sioux City, Nebraska. Filed 10:19 a. m.

Des Moines Order 5–F, Amendment 33, covering fresh fruits and vegetables in certain areas in Iowa. Filed 10:19 a. m.

Des Moines Order 6–F, Amendment 33, covering fresh fruits and vegetables in certain counties in Iowa. Filed 10:19 a. m.

Des Moines Order 7–F, Amendment 33, covering fresh fruits and vegetables in certain areas in Iowa. Filed 10:17 a. m.

Des Moines Order 25, Amendment 4, covering dry groceries in the State of Iowa except Lyon and Osceola counties. Filed 10:17 a. m.

Region VII

Albuquerque Order 42, Amendment 10, covering dry groceries in the Northwestern, Central and Extreme Southwestern New Mexico area. Filed 10:18 a. m.

Albuquerque Order 43, Amendment 10, covering dry groceries in certain areas in New Mexico. Filed 10:18 a. m.

Albuquerque Order 44, Amendment 10, covering dry groceries in the Southern and Eastern New Mexico area. Filed 10:14 a. m.

Albuquerque Order 8–W, Amendment 16, covering dry groceries in certain areas in New Mexico. Filed 10:14 a. m.

Albuquerque Order 9–W, Amendment 16, covering dry groceries in certain areas in New Mexico. Filed 10:14 a. m.

Region VIII

Los Angeles Order L. A. 4–C, Amendment 4, covering poultry in the counties of Los Angeles, Orange, Inyo and San Diego. Filed 10:15 a. m.

Los Angeles Order L. A. 5–C, Amendment 3, covering poultry in the counties of Riverside, San Bernardino and Imperial. Filed 10:15 a. m.

Los Angeles L. A. 6–C, Amendment 3, covering poultry in the counties of Kern, San Luis Obispo, Santa Barbara and Ventura. Filed 10:15 a. m.

Los Angeles Order L. A. 2–P, Amendment 2, covering fresh or frozen fish in the county of San Diego and Los Angeles county, California. Filed 10:16 a. m.

Phoenix Order 2–C, Amendment 13, covering poultry in certain areas in Arizona. Filed 10:16 a. m.

Portland Order 32–F, Amendment 27, covering fresh fruits and vegetables in certain areas in Oregon. Filed 10:16 a. m.

Portland Order 33–F, Amendment 27, covering fresh fruits and vegetables in the Roseburg, Grants Pass, Ashland, Lakeview, Oregon area. Filed 10:16 a. m.

Portland Order 34–F, Amendment 26, covering fresh fruits and vegetables in the Astoria, Coos Bay Oregon area. Filed 10:16 a. m.

Portland Order 35–F, Amendment 27, covering fresh fruits and vegetables in the Florence, Readsport, Coquille, Oregon area. Filed 10:16 a. m.

Portland Order 26–F, Amendment 27, covering fresh fruits and vegetables in the cities of Bend and Pendleton, Oregon. Filed 10:17 a. m.

Portland Order 27–F, Amendment 27, covering fresh fruits and vegetables in La Grande, Baker, Redmond, Heppner, Oregon area. Filed 10:17 a. m.

Portland Order 28–F, Amendment 27, covering fresh fruits and vegetables in the Haines, Wallowa, Enterprise, Oregon area. Filed 10:17 a. m.

Portland Order 29–F, Amendment 27, covering fresh fruits and vegetables in the Albany, Corvallis, Eugene, Oregon area. Filed 10:17 a. m.

Portland Order 42–F, Amendment 28, covering fresh fruits and vegetables in certain areas in Oregon. Filed 10:17 a. m.

Portland Order 43–F, Amendment 7, covering fresh fruits and vegetables in the Kelso, Salem, The Dalles, Clatskanie, Forest Grove, Oregon area. Filed 10:17 a. m.

Seattle Order 16–F, Amendment 40, covering fresh fruits and vegetables in Seattle, Tacoma, and Bremerton, Washington. Filed 10:20 a. m.

Seattle Order 17–F, Amendment 36, covering fresh fruits and vegetables in Bellingham and Everett, Washington. Filed 10:20 a. m.

Seattle Order 18–F, Amendment 37, covering fresh fruits and vegetables in Olympia, Aberdeen, Hoquiam, Centralia and Chehalis, Washington. Filed 10:21 a. m.

Seattle Order 19–F, Amendment 34, covering fresh fruits and vegetables in Yakima, Wenatchee, East Wenatchee. Filed 10:21 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46–8654; Filed, May 22, 1946; 4:30 p. m.]

Reference

MAY 29 '46

THE NATIONAL ARCHIVES — LITTERA SCRIPTA MANET — 1934 — OF THE UNITED STATES

FEDERAL REGISTER

VOLUME 11 NUMBER 103

Washington, Saturday, May 25, 1946

Regulations

TITLE 7—AGRICULTURE

Chapter XI—Production and Marketing Administration (War Food Distribution Orders)

[WFO 2–3]

PART 1401—DAIRY PRODUCTS

PERCENTAGE OF BUTTER REQUIRED TO BE SET ASIDE IN JUNE 1946

Pursuant to the authority vested in me by War Food Order No. 2, effective May 1, 1946 (11 F.R. 4721), and in order to effectuate the purposes of such order, it is hereby ordered as follows:

§ 1401.206 *Percentage of butter to be set aside in June 1946*—(a) *Definitions.* Each term defined in War Food Order No. 2 shall, when used herein, have the same meaning as set forth for such term in said War Food Order No. 2.

(b) *Percentage.* Each person who produces butter and is required by War Food Order No. 2 to set aside butter during June 1946 shall set aside in such month a quantity of butter equal to 20 percent of all butter produced by him in that month.

(c) *Effective date.* This order shall become effective at 12:01 a. m., e. s. t., June 1, 1946.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087; WFO 2, 11 F.R. 4721)

Issued this 23d day of May 1946.

[SEAL] E. A. MEYER,
Assistant Administrator, Production and Marketing Administration.

[F. R. Doc. 46–8786; Filed May 24, 1946; 11:12 a. m.]

TITLE 19—CUSTOMS DUTIES

Chapter I—Bureau of Customs

[T. D. 51458]

PART 6—AIR COMMERCE REGULATIONS

CUT BANK AIRPORT, MONT.; DESIGNATION AS AIRPORT OF ENTRY

MAY 21, 1946.

The Cut Bank Airport, Cut Bank, Montana, is hereby designated as an airport of entry for civil aircraft and merchandise carried thereon arriving from places outside the United States, as defined in section 9 (b) of the Air Commerce Act of 1926 (U.S.C. title 49, sec. 179 (b)), for a period of 1-year from May 25, 1946.

The list of temporary airports of entry in § 6.13, Customs Regulations of 1943 (19 CFR, Cum. Supp., 6.13), is hereby amended by inserting therein the location and name of this airport, date designated, and the period "1 year."

(Sec. 7 (b), 44 Stat. 572; 49 U.S.C. 177 (b))

[SEAL] O. MAX GARDNER,
Acting Secretary of the Treasury.

[F. R. Doc. 46–8782; Filed, May 24, 1946; 10:56 a. m.]

TITLE 24—HOUSING CREDIT

Chapter V—Federal Housing Administration

Subchapter H—War Housing Insurance

PART 576—ADMINISTRATIVE RULES FOR WAR HOUSING INSURANCE

MISCELLANEOUS AMENDMENTS

1. Section 576.17 is hereby amended to read as follows:

§ 576.17 *Maximum amount of mortgage and appraisal value of property.* The mortgage must involve a principal obligation in an amount not in excess of ninety per centum (90%) of the Commissioner's estimate of the necessary current cost as of the date the mortgage is accepted for insurance of a property, urban, suburban, or rural upon which there is located a dwelling designed principally for residential use for not more than four families in the aggregate, which is approved for mortgage insurance prior to the beginning of construction. Such principal obligation should be in an amount of one hundred dollars ($100) or multiples thereof and must not exceed:

(a) $5,400 if such dwelling is designed for a single-family residence; or

(b) $7,500 if such dwelling is designed for a two-family residence; or

(Continued on p. 5707)

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FEDERAL REGISTER

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(c) $9,500 if such dwelling is designed for a three-family residence; or

(d) $12,000 if such dwelling is designed for a four-family residence;

Provided, That the Commissioner may, if he finds that at any time or in any particular geographical area it is not feasible, within such limitations of maximum mortgage amounts, to construct dwellings without sacrifice of sound standards of construction, design, or livability, prescribe by regulation or otherwise higher maximum mortgage amounts not to exceed:

(1) $8,100 if such dwelling is designed for a single-family residence; or

(2) $12,500 if such dwelling is designed for a two-family residence; or

(3) $15,750 if such dwelling is designed for a three-family residence; or

(4) $18,000 if such dwelling is designed for a four-family residence.

2. Section 576.18 is hereby amended to read as follows:

§ 576.18 *Payments and maturity dates.* The mortgage should come due on the first of a month and must have a maturity satisfactory to the Commissioner, not to be less than 5, nor more than 25 years from the date of insurance. The amortization period should be either 10, 15, 20, or 25 years by providing for either 120, 180, 240, or 300 monthly amortization payments.

3. Section 576.19 is hereby amended to read as follows:

§ 576.19 *Rate of interest.* The mortgage may bear interest at such rate as may be agreed upon between the mortgagee and the mortgagor, but in no case shall such interest rate be in excess of four per centum (4%) per annum. Interest shall be payable in monthly installments on the principal then outstanding.

4. Section 576.28 is hereby amended to read as follows:

§ 576.28 *Project must be acceptable risk in view of shortage of housing.* The mortgage must be executed with respect to a project which, in the opinion of the Commissioner, is an acceptable risk in view of the shortage of housing.

5. Section 576.33 is hereby amended to read as follows:

§ 576.33 *Occupancy priority to veterans of World War II and their immediate families.* The mortgagor must establish, in a manner satisfactory to the Commissioner, that after completion of the dwelling or dwellings, preference or priority of opportunity to purchase or rent will be given to veterans of World War II and their immediate families, except that this requirement does not apply to hardship cases as defined by the Commissioner and approved by him.

6. Part 576, as amended, is further amended by striking out § 576.37; renumbering §§ 576.34, 576.35 and 576.36 to read §§ 576.35, 576.36 and 576.37, respectively; and adding immediately following § 576.33 a new section numbered § 576.34, reading as follows:

§ 576.34 *Availability for rental.* The Commissioner may, in his discretion, require the mortgagor to establish that after completion of the dwelling or dwellings, the property will be held for rent in such instances and for such periods of time as the Commissioner may prescribe.

(55 Stat. 55, c. 31, as amended by 56 Stat. 301, c. 319; 12 U.S.C. 1736)

These amendments to Part 576, Administrative Rules for War Housing Insurance Under Section 603 of the National Housing Act, are effective as to all mortgages on which a commitment to insure under Section 603 is issued on or after May 22, 1946.

Issued at Washington, D. C., May 22, 1946.

RAYMOND M. FOLEY,
Federal Housing Commissioner.

[F. R. Doc. 46-8763; Filed, May 23, 1946; 3:37 p. m.]

Chapter I—War Rental Housing Insurance

PART 580—ADMINISTRATIVE RULES FOR WAR RENTAL HOUSING INSURANCE UNDER SECTION 608, NATIONAL HOUSING ACT, FOR MORTGAGES NOT EXCEEDING $200,000.00

MISCELLANEOUS AMENDMENTS

1. Section 580.8 is hereby amended to read as follows:

§ 580.8 *Approval of application.* Upon approval of an application, a commitment will be issued upon a form approved by the Commissioner, setting forth the terms and conditions upon which the mortgage will be insured which commitment may be on a form providing for advances of mortgage money during construction and the insurance of such advances or it may be on a form providing for insurance of the mortgage after completion of the improvements depending upon the request of the mortgagee indicated upon the application for mortgage insurance.

2. Section 580.10 is hereby amended by striking out of the first sentence the words, "and in excess of twelve thousand dollars ($12,000.00)," by striking out of the first sentence the words "reasonable replacement" and substituting therefor the words "necessary current" and by striking out the last sentence thereof and substituting in lieu thereof the following sentence: "Such part of the mortgage as may be attributable to dwelling use shall not exceed $1,500.00 per room: *Provided*, That the Administrator may increase this amount to $1,800.00 where in his discretion cost levels so require."

3. Section 580.13 is hereby amended by adding to the end thereof the following sentence: "In cases where a commitment has been issued to insure upon completion amortization shall commence on the first day of a month not later than thirty (30) days after the expiration date of the commitment."

4. Section 580.21 is hereby amended to read as follows:

§ 580.21 *Soundness of risk of project.* The mortgage must be executed with respect to a project which, in the opinion

of the Commissioner, is an acceptable risk in view of the shortage of housing.

5. Section 580.23 is amended to read as follows:

§ 580.23 *Occupancy priority to war workers.* The mortgagor must establish, in a manner satisfactory to the Commissioner, that after completion of the project, preference or priority of opportunity to occupy will be given to veterans of World War II and their immediate families, except that this requirement does not apply to hardship cases as defined by the Commissioner and approved by him.

6. Section 580.25 is amended by adding at the end thereof the following new sentence: "In cases where a commitment to insure upon completion is issued, this requirement may be waived at the discretion of the mortagee."

7. Part 580, as amended, is further amended by striking out § 580.31; renumbering §§ 580.32, 580.33, 580.34, 580.35, 580.36 and 580.37 to read §§ 580.31, 580.32, 580.33, 580.34, 580.35 and 580.36, respectively.

(55 Stat. 55, c.31, as amended by 56 Stat. 301, c.319; 12 U.S.C. 1736)

These amendments to Part 580 of the Administrative Rules are effective as to all mortgages not in excess of $200,000.00 on which a commitment to insure under Section 608 is issued on or after May 22, 1946.

Issued at Washington, D. C., this 22d day of May 1946.

RAYMOND M. FOLEY,
Federal Housing Commissioner.

[F. R. Doc. 46-8764; Filed, May 23, 1946; 3:37 p. m.]

PART 581—ADMINISTRATIVE RULES FOR WAR RENTAL HOUSING INSURANCE UNDER SECTION 608, NATIONAL HOUSING ACT, FOR MORTGAGES EXCEEDING $200,000.00

MISCELLANEOUS AMENDMENTS

1. Section 581.8 is hereby amended to read as follows:

§ 581.8 *Approval of application.* Upon approval of an application, a commitment will be issued upon a form approved by the Commissioner, setting forth the terms and conditions upon which the mortgage will be insured which commitment may be on a form providing for advances of mortgage money during construction and the insurance of such advances or it may be on a form providing for insurance of the mortgage after completion of the improvements depending upon the request of the mortgagee indicated upon the application for mortgage insurance.

2. Section 581.10 is amended by striking out of the first sentence the words "reasonable replacement" and substituting therefor the words "necessary current" and by striking out the last sentence and substituting in lieu thereof the following sentence: "Such part of the mortgage as may be attributable to dwelling use shall not exceed $1,500 per room: *Provided*, That the Commissioner may increase this amount to $1,800 where in his discretion cost levels so require."

3. Section 581.13 is hereby amended by adding to the end thereof the following sentence: "In cases where a commitment has been issued to insure upon completion amortization shall commence on the first day of a month not later than thirty (30) days after the expiration date of the commitment."

4. Section 581.21 is hereby amended to read as follows:

§ 581.21 *Soundness of project risk.* The mortgage must be executed with respect to a project which, in the opinion of the Commissioner, is an acceptable risk in view of the shortage of housing.

5. Section 581.23 is hereby amended to read as follows:

§ 581.23 *Occupancy priority to war workers.* The mortgagor must establish, in a manner satisfactory to the Commissioner, that after completion of the project, reference or priority of opportunity to occupy will be given to veterans of World War II and their immediate families, except that this requirement does not apply to hardship cases as defined by the Commissioner and approved by him.

6. Section 581.26 is hereby amended by adding at the end thereof the following new sentence: "In cases where a commitment to insure upon completion is issued, this requirement may be waived at the discretion of the mortgagee."

7. Part 581, as amended, is further amended by striking out § 581.34; renumbering §§ 581.35, 581.36, 581.37, 581.38, 581.39 and 581.40 to read §§ 581.34, 581.35, 581.36, 581.37, 581.38 and 581.39, respectively.

8. Section 581.37 is amended by adding at the end thereof an additional paragraph (d) as follows:

§ 581.37 *Title evidence.* • • •

(d) In the event a commitment to insure upon completion is issued and accepted the provisions of § 581.38 (b) and (c) do not apply.

(55 Stat. 55, c. 31, as amended by 56 Stat. 301, c. 319; 12 U.S.C. 1736)

These amendments to Part 581 of the Administrative Rules are effective as to all mortgages in excess of $200,000.00 on which a commitment to insure under Section 608 is issued on or after May 22, 1946.

Issued at Washington, D. C., 22d day of May 1946.

RAYMOND M. FOLEY,
Federal Housing Commissioner.

[F. R. Doc. 46-8765; Filed, May 23, 1946; 3:37 p. m.]

PART 582—ADMINISTRATIVE REGULATIONS FOR WAR RENTAL HOUSING INSURANCE UNDER SECTION 608 OF THE NATIONAL HOUSING ACT APPLICABLE TO ALL MORTGAGES INSURED UNDER SECTION 608

MISCELLANEOUS AMENDMENTS

1. Section 582.4 is amended by striking the period at the end of the third sentence thereof and substituting a semicolon and the word "or" and the following new paragraph:

§ 582.4 *Prepayment premium charges.* • • •

(e) Where, at the time of prepayment, there is placed on the property a new insured mortgage less than the original principal amount of the prepaid mortgage, *Provided*, That the Commissioner finds that the collection of such charge would be inequitable under the particular circumstances of the transaction.

2. Section 582.7 is amended by adding at the end thereof, after the form of endorsement, the following paragraph:

§ 582.7 *Approval endorsement form.* • • •

In cases where a commitment has been issued to insure upon completion the Commissioner, will upon full compliance with the terms of such commitment, endorse the original credit instrument for insurance by executing both certificates of the endorsement form as set forth in § 582.5 and this section.

3. Section 582.9 (a) is amended by inserting in the second sentence thereof before the first semicolon of subparagraph (3) the following: "and any mortgage insurance premiums paid after default."

4. Section 582.17 (b) is amended by striking out the period at the end thereof and inserting a comma and the following: "nor to any mortgage transferred to such a bank or trust company as trustee exclusively for the benefit of outstanding owners of undivided interests in the trust estate, under the terms of certificates issued and sold more than three years prior to said transfer, by a corporation which is subject to the inspection and supervision of a Governmental Agency."

(55 Stat. 55, c. 31, as amended by 56 Stat. 301, c. 319; 12 U.S.C. 1736)

These amendments to Part 582 of the Administrative Regulations are effective as to all mortgages on which a commitment to insure under Section 608 is issued on or after May 22, 1946.

Issued at Washington, D. C., this 22d day of May 1946.

RAYMOND M. FOLEY,
Federal Housing Commissioner.

[F. R. Doc. 46-8766; Filed, May 23, 1946; 3:37 p. m.]

TITLE 29—LABOR

Chapter VI—National Wage Stabilization Board

[General Wage Approval 8]

PART 805—GENERAL WAGE APPROVALS

NON-FERROUS METAL INDUSTRY

§ 805.8 *General wage approval for the non-ferrous metal industry.* This section is issued pursuant to section 3 (a) of Executive Order 9697 dated February 14, 1946, and sections 304 and 308 (a) of the Supplementary Wage and Salary Regulations of the Office of Economic Stabilization, dated March 8, 1946.

(a) Any wage or salary increase granted to employees within the jurisdiction of the National Wage Stabilization Board who are employed in a facility in the non-ferrous metal mining industry as defined in paragraph (b) of this section shall be deemed approved within the meaning of section 3 (a) of Executive Order 9697 to the extent such increase does not exceed 18½ cents per hour over and above the straight-time rates paid by such facility on August 17, 1945.

(b) This section shall apply only to wage or salary increases to employees in facilities:

(1) Which are principally engaged in the mining, milling, smelting, or refining of primary metals of any one or more of the following kinds: copper, lead, zinc, or associated by-products (primary metal is metal won from ore); and

(2) Which are covered by the recommendations of the Non-Ferrous Metals Fact Finding Board appointed by order of the Secretary of Labor under date of March 20, 1946, or are situated in the States of Colorado, Wyoming, Montana, Idaho, Utah, Arizona, New Mexico, California, Nevada, Washington, Oregon, or Alaska.

(c) Any employer who seeks to use a wage or salary increase approved by this section as a basis for action by the Office of Price Administration or any other government agency shall supply to any such agency any requisite information indicating that the adjustments have been made or agreed upon pursuant to this section.

(d) The terms of this section do not constitute any standard for the approvability of any wage or salary increases in any facility not falling within the definition set forth in paragraph (b) of this section; nor does this section constitute any expression of opinion by the National Wage Stabilization Board as to whether or to what extent any wage or salary increase should be granted by any facility which does fall within the definition set forth in paragraph (b) of this section. This pre-approval shall have effect only where a wage or salary adjustment has been finally determined or agreed upon by the party or parties involved.

(e) On request of any employer or collective bargaining representative involved, accompanied by pertinent factual information, the National Wage Stabilization Board will issue rulings as to whether any specified facility or facilities come within the terms of this section.

Approved: May 22, 1946.

B. M. JOFFE,
Executive Director.

[F. R. Doc. 46-8790; Filed, May 24, 1946; 11:39 a. m.]

Chapter IX—Department of Agriculture (Agricultural Labor)

[Supp. 10, Amdt. 3]

PART 1108—SALARIES AND WAGES OF AGRICULTURAL LABOR IN THE STATE OF IDAHO

WORKERS ENGAGED IN PICKING GREEN PEAS FOR MARKET IN CERTAIN DESIGNATED IDAHO COUNTIES

Supplement No. 10, as amended (9 F.R. 6585; 10 F.R. 6169, 7845), § 1108.1, is hereby further amended by deleting paragraph (b) and substituting therefor the following new paragraph (b):

(b) *Wage rates; maximum wage rates for picking all varieties of fresh market pod peas.*

62¢ per well filled bushel container.

Where other than a well filled bushel container is used as a unit of measure, the rate must not exceed the equivalent of the above rate.

This Amendment 3 to Supplement 10 shall become effective at 12:01 a. m., Mountain Standard time, May 20, 1946.

(56 Stat. 765 (1942); 50 U.S.C. 961 et seq. (Supp. IV); 57 Stat. 63 (1943); 50 U.S.C. 964 (Supp. IV); 58 Stat. 632 (1944); Pub. Law 108, 79th Cong., E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681, E.O. 9577, 10 F.R. 8087; E.O. 9620, 10 F.R. 12023, E.O. 9651, 10 F.R. 13487; E.O. 9697, 11 F.R. 1691; regulations of the Economic Stabilization Director, 8 F.R. 11960, 12139, 16702; 9 F.R. 6035, 14547; 10 F.R. 9478, 9628; 11 F.R. 2517; regulations of the Secretary of Agriculture, 9 F.R. 655, 12117, 12611; 10 F.R. 7609, 9581; 9 F.R. 831, 12807, 14206, 10 F.R. 3177.)

Issued this 23d day of May 1946.

[SEAL] WILSON R. BUIE,
Director, Labor Branch, Production and Marketing Administration.

[F. R. Doc. 46-8760; Filed May 23, 1946; 4:07 p. m.]

[Supp. 12, Amdt. 3]

PART 1110—SALARIES AND WAGES OF AGRICULTURAL LABOR IN THE STATE OF OREGON

WORKERS ENGAGED IN PICKING GREEN PEAS FOR MARKET IN MALHEUR COUNTY, OREGON

Supplement No. 12, as amended (9 F.R. 6701, 10 F.R. 6169, 8098) § 1110.1, is hereby further amended as follows:

1. Paragraph (b) is amended to read:

(b) *Wage rates; maximum wage rate for picking all varieties of fresh market pod peas.*

(1) Piece-work rate—62¢ per well filled bushel container.

Where other than a well filled bushel container is used as a unit of measure, the rate must not exceed the equivalent of the above maximum rate.

2. Paragraph (c) is amended to read:

(c) *Administration.* The Idaho USDA Wage Board, located at Room 621, Idaho Bldg., Boise, Idaho, will have charge of the administration of this section in accordance with the provisions of the specific wage ceiling regulations issued by the Secretary of Agriculture March 23, 1945 (10 F.R. 3177).

This amendment 3 to Supplement 12 shall become effective at 12:01 a. m., mountain standard time, May 20, 1946.

(56 Stat. 765 (1942); 50 U.S.C. 961 et seq. (Supp. IV); 57 Stat. 63 (1943); 50 U.S.C. 964 (Supp. IV); 58 Stat. 632 (1944); Pub. Law 108, 79th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681, E.O. 9577, 10 F.R. 8087; E.O. 9620, 10 F.R. 12023, E.O. 9651, 10 F.R. 13487; E.O. 9697, 11 F.R. 1691; regulations of the Economic Stabilization Director, 8 F.R. 11960, 12139, 16702; 9 F.R. 6035, 14547; 10 F.R. 9478, 9628; 11 F.R. 2517; regulations of the Secretary of Agriculture, 9 F.R. 655, 12117, 12611; 10 F.R. 7609, 9581; 9 F.R. 831, 12807, 14206, 10 F.R. 3177)

Issued this 23d day of May 1946.

[SEAL] WILSON R. BUIE,
Director, Labor Branch, Production and Marketing Administration.

[F. R. Doc. 46-8752; Filed, May 23, 1946; 4:04 p. m.]

TITLE 32—NATIONAL DEFENSE

Chapter VI—Selective Service System

[Operations Order 73-A]

PHILIPPINE ISLANDS CITIZENS EMPLOYED IN HAWAII

EXEMPTION FROM REGISTRATION

Pursuant to the authority contained in the Selective Training and Service Act of 1940, as amended, I hereby order:

That the Order of the Director—Operations Order No. 73, dated February 19, 1946, is hereby rescinded.

LEWIS B. HERSHEY,
Director.

MAY 22, 1946.

[F. R. Doc 46-8752; Filed, May 23, 1946; 4:04 p. m.]

Chapter XI—Office of Price Administration

PART 1390—MACHINERY AND TRANSPORTATION EQUIPMENT

[RMPR 136, Amdt. 40]

MACHINES, PARTS AND INDUSTRIAL EQUIPMENT

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 136 is amended in the following respect:

Paragraph (p) of section 19 is amended to read as follows:

(p) *Tools, dies, jigs, fixtures, molds and patterns made and used specifically by manufacturers in connection with manufacture of any product.* Where a manufacturer of any product manufactures and uses tools, dies, jigs, fixtures, molds and patterns, specifically in connection with the manufacture of any product, and where the manufacturer sells these tools, dies, jigs, fixtures, molds and patterns to the purchaser of that product, the maximum price for such sales shall be the price as established

by sections 7, 8, 9 or 10, as applicable, except that the maximum price shall not be less than the total costs thereof to the manufacturer.

This amendment shall become effective May 24, 1946.

Issued this 24th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8793; Filed, May 24, 1946; 11:30 a. m.]

PART 1413—SOFTWOOD LUMBER PRODUCTS

[Rev. MPR 293,[1] Incl. Amdts. 1-17]

STOCK MILLWORK

This compilation of Revised Maximum Price Regulation 293 includes Amendment 17, effective May 28, 1946. The text amended by Amendment 17 is underscored.

In the judgment of the Price Administrator, the maximum prices established by this revised regulation are and will be generally fair and equitable and will effectuate the purposes of the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328. Such specifications and standards as are used in this regulation were, prior to such use, in general use in the trade or industry affected. A statement of the considerations involved in the issuance of this revised regulation has been issued simultaneously herewith and has been filed with the Division of the Federal Register.[2]

§ 1413.51 *Maximum prices for stock millwork.* Under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328, Revised Maximum Price Regulation No. 293 (Stock Millwork), which is annexed hereto and made a part hereof, is hereby issued.

ARTICLE I—PROHIBITIONS AND SCOPE OF REGULATION

Sec.
1. Sales of stock millwork at higher than maximum prices prohibited.
2. To what products, transactions, and persons this regulation applies.

ARTICLE II—MAXIMUM PRICES AND TERMS OF SALE

3. Maximum prices for carload sales of millwork.
4. Maximum prices for less-than-carload sales.
5. Items not specifically priced.
6. Additions for storage in transit.
7. Charges for special cars and bracing.
8. [Revoked.]
9. Maximum prices for retail sales.
10. What the invoice must contain.
11. Prohibited practices.

ARTICLE III—MISCELLANEOUS

12. Adjustable pricing.
13. Applications for adjustment and petitions for amendment.
14. Records and reports.
15. Enforcement and licenses.
16. Relation to other regulations.

ARTICLE IV—APPENDICES

17. Appendix A: Maximum prices for Western and Northern pine open windows and sash and lineal sash stock.
18. Appendix B: Maximum prices for Western and Northern pine glazed windows and sash.
19. Appendix C: Maximum prices for Western and Northern pine doors.
20. Appendix D: Maximum prices for Western Ponderosa pine open garage doors.
21. Appendix E: Maximum prices for Western pine frames and lineal frame stock.
22. Appendix F: Price zones for softwood stock woodwork.
23. Appendix G: Maximum prices for Western Ponderosa pine wire window and sash screens.
24. Appendix H: Maximum prices for Western Ponderosa pine open window and sash screens.
25. Appendix I: Maximum prices for Western and Northern pine outside blinds and shutters.
26. Appendix J: Maximum prices for hardwood panel, sash and casement doors, flush veneered doors, hardwood sidelights, hardwood toilet and dwarf doors and for hardwood knocked down door stock—(all with solid cores of any species of lumber except fir, larch, spruce or hemlock).
27. Appendix K: Maximum prices for open hardwood sash and transoms with Ponderosa pine solid cores.
28. Appendix L: Price areas for veneered hardwood doors.
29. Appendix M: Maximum prices for stock millwork specialties.
30. Appendix N: Supplemental lists for Standard Lists Catalog No. 40.
31. Appendix O: Maximum prices for miscellaneous stock millwork.

AUTHORITY: § 1413.51, issued under 56 Stat. 23, 765; 57 Stat 566; Pub. Law 383, 78th Cong.; Pub. Law 108, 79th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; E.O. 9599, 10 F.R. 10155; E.O. 9651, 10 F.R. 13487; E.O. 9697, 11 F.R. 1691.

ARTICLE I—PROHIBITIONS AND SCOPE OF REGULATION

SEC. 1. *Sales of stock millwork at higher than maximum prices prohibited.* (a) On and after September 21, 1943, regardless of any contract or other obligations no person shall sell or deliver and no person shall buy or receive any stock millwork for direct mill shipment or for retail shipment at prices higher than the maximum prices fixed by this regulation and no person shall agree, offer or attempt to do any of these things.

[Paragraph (a) amended by Am. 9, 10 F.R. 11359, effective 9-10-45]

(b) If, upon the purchase of stock millwork, the buyer gets from the seller a written statement that to the best of his knowledge the price does not exceed the maximum price fixed by this regulation, and if the buyer has no reason to doubt the truth of the statement, the buyer shall be deemed to have complied with this section.

(c) Prices lower than the maximum prices may, of course, charged or paid.

SEC. 2. *To what products, transactions, and persons this regulation applies*—(a) *Products covered by the regulation.* This regulation covers woodwork items referred to in the appendices when such items are made either wholly or in large part from lumber cut from the following woods: Ponderosa pine (Pinus ponderosa), Idaho pine (Pinus monticola), sugar pine (Pinus lambertiana), Northern or Northeastern pine (Pinus strobus), Southern pine, including shortleaf pine (Pinus echinata), Loblolly pine (Pinus taeda), slash pine (Pinus caribaea), such longleaf pine (Pinus polustris) as contains less than six annular rings per inch and less than one-third summerwood, or any other pinus species known commercially as "Southern pine," California redwood (Sequoia sempervirens) (except on sales of redwood millwork items by manufacturers subject to the provisions of Maximum Price Regulation 253). This regulation also covers veneered doors with hollow or solid cores made of any species of lumber (except fir, larch, spruce or hemlock) or insulating board.

This regulation also covers stock millwork specialties not specifically priced in Appendices A to E and G to K, manufactured wholly or in part from Ponderosa pine (Pinus ponderosa), Idaho pine (Pinus monticola), sugar pine (Pinus lambertiana), Northern or Northeastern pine (Pinus strobus). These specialties include but are not limited to the items listed below:

Stock frames that cannot be priced from List 8 or List 8A:

Ornamental entrance frames
Complete casement sash and window units (including frames)
Louvre frames
Complete gable frame and sash units
Overhead garage doors
Porch work
Lock-joint or mitered trim, KD or set up
Mantels, China or corner closets and breakfast nooks
Ironing boards
Telephone and medicine cabinets
Sectional kitchen units in the white
Disappearing stairways
(All to be affixed to and become a permanent part of the building.)

[Above paragraph amended by Am. 13, 11 F.R. 2087, effective 3-5-46]

These specialties do not include softwood mouldings, except mouldings which are part of lock-joint or mitered trim.

The appendices of this regulation mention the titles of several millwork and glass lists. These publications are more fully described as follows:

(1) "Standard Woodwork Lists, catalog No. 40" means the document with that title corrected to March 1, 1941 published by the Pinney Printing Company, Clinton, Iowa, and the supplemental lists, based on the Modular Standards, to Catalog No. 40, as incorporated in Appendix N.

(2) "Standard Pine Frames, Catalog No. 8-A" means the document with that title published by the Pinney Printing Company, Clinton, Iowa.

(3) "Design Book No. 25" means the document with that title published by Universal Catalog Bureau, Dubuque, Iowa.

(4) "Jobber's 'A' Light Glass List of August 15, 1938" means the document with that title copyrighted by the National Glass Distributors' Association.

(5) "8000 series Standard Moulding Book" means the 8000 series Standard Moulding Book, Fourth Edition, published in 1940 by Shattock and McKay Company, Chicago, Illinois.

(6) Illustrations, design layouts and specifications as shown in "National Modular Standard for Ponderosa Pine Wood Windows and sash W. S. S. 45".

[Published by the National Door Manufacturers Association, 332 So. Michigan Ave., Chicago, Ill.]

(7) List 8 means the document with the title "Standard Pine Frame Parts List No. 8" published by the Standard Frame List Publishing Company, Spokane, Washington.

[Subparagraph (7) added by Am. 13, 11 F.R. 2087, effective 3-5-46]

[Paragraph (a) amended by Am. 1, 8 F.R. 14346, effective 10-26-43; Am. 4, 9 F.R. 3514, effective 5-1-44; Am. 6, 10 F.R. 6106, effective 5-30-45; Am. 8, 10 F.R. 10294, effective 8-21-45; Am. 9, 10 F.R. 11359, effective 9-10-45 and as otherwise noted]

(b) *Transactions covered by the regulation*—(1) *Direct-mill sales.* This regulation covers the following direct-mill sales:

(i) Shipments of 15,000 pounds or more by rail to one or more places.

(ii) Shipments of 12,000 pounds or more by truck to a single place.

A "direct-mill sale," as referred to in this regulation, is a sale in which the shipment originates at a factory or factory warehouse, no matter who the seller is, and reaches the purchaser without becoming an integral part of the stock of a distribution warehouse or plant. A shipment which is temporarily stored in a distribution warehouse but does not become a part of the stock of the warehouse for purposes of resale or redistribution is considered a direct-mill sale.

(2) *Retail sales.* This regulation covers all retail sales. For the purpose of establishing a retail price, a retail sale is any sale, except a direct mill sale, made to an ultimate consumer.

[Subparagraph (2) amended by Am. 5, 9 F.R. 3747, effective 4-12-44 and Am. 9, 10 F.R. 11359, effective 9-10-45]

(c) *Transactions not covered by the regulation.* This regulation does not cover sales of special (made-to-order) millwork manufactured according to architects' details, whether the seller manufactures or buys the material used. Such sales are subject to the Maximum Price Regulation 608,[3] Special Millwork.

On specific construction projects calling for part stock millwork and part special (made-to-order) millwork, the stock item shall be priced according to the provision of this regulation and the special (made-to-order) millwork items shall be priced under the provisions of Maximum Price Regulation 608, Special Millwork.

[Paragraph (c) amended by Am. 10, 10 F.R. 13449, effective 11-5-45, and Am. 17, effective 5-28-46]

(d) *Persons covered by the regulation.* Any person who sells or purchases stock millwork covered by this regulation is subject to the regulation.

ARTICLE II—MAXIMUM PRICES AND TERMS OF SALE

SEC. 3. *Maximum prices for carload sales of millwork.* (a) The maximum prices on carload sales of stock millwork and stock millwork specialties are set out in Appendices A to E (sections 17 to 21, inclusive), Appendices G to K (sections 23 to 27, inclusive) and Appendices M to O (sections 29 to 31, inclusive). These ceiling prices are stated as f. o. b. mill prices with full freight allowed. This means that where shipment is by rail the seller must allow the buyer all rail charges (including taxes on the charges) which are paid by the buyer. Where shipment is by truck the seller must allow the buyer all trucking charges (including taxes on the charges) which are paid by the buyer. If the seller pays for the transportation he does not have to allow any freight.

[Paragraph (a) amended by Am. 1, 8 F.R. 14346, effective 10-26-43 and Am. 9, 10 F.R. 11359, effective 9-10-45]

(b) A sale takes the carload ceiling price if the total weight of the millwork (both stock and special) sold is 30,000 pounds or more. A sale which is a carload under this test takes the carload ceiling price even though the millwork is shipped by truck.

(c) Each manufacturer of products covered by this regulation, shall submit to the Millwork Section, Building Materials Price Branch, Office of Price Administration a certified list of buyers of such products to whom he extended his maximum straight car service discounts or concessions during the last six months of 1943.

[NOTE: References to Lumber Branch are changed by Supplementary Order 112 (10 F.R. 6066) to be references to Building Materials Price Branch.]

On sales by a manufacturer to any person to whom that manufacturer customarily granted his prevailing maximum service discounts or concessions during the last six months of 1943, the maximum prices for carload sales of stock millwork shall be the maximum prices established by paragraph (a) of this section, reduced by the jobbers' maximum straight car service discounts or concessions printed in the following publications:

Huttig Manufacturing Co., Muscatine, Iowa; Price File #15, March 4, 1941.
Anson & Gilkey Co., Merrill, Wisconsin; Schedule #5000, September 15, 1941.
Farley & Loetscher Mfg. Co., Dubuque, Iowa; Schedule #101, March 1, 1941.
Carr, Adams & Collier Co., Dubuque, Iowa; Carload price schedule #694, July 15, 1941.
Rock Island Sash & Door Works, Rock Island, Illinois; Schedule #504, September 9, 1941.

[Paragraph (c) added by Am. 5, 9 F.R. 3747, effective 4-12-44 and amended by Am. 16, 11 F.R. 5020, effective 5-6-46]

SEC. 4. *Maximum prices for less-than-carload sales*—(a) *Maximum prices f. o. b. mill.* The maximum f. o. b. mill price (no freight allowed) for a less-than-carload sale of stock millwork shall be the price figured as follows:

(1) Take the maximum price which would govern the sale if it were a carload sale;

(2) Add 5 percent of that price;

(3) Deduct freight on the weight of the shipment at the carload rate from the mill to the buyer.

(b) *Addition for delivery.* In less-than-carload sales, if shipment is made by common carrier, the seller may add to the maximum f. o. b. mill price the actual transportation charges paid or incurred by him.

If shipment is by truck owned or controlled by the seller actual transportation costs may be added. In no case, however, may such addition exceed 80 percent of the common carrier charge for the same shipment.

(c) *Example of how to compute the ceiling price for a less-than-carload sale.* An example of the correct application of this section is as follows: The buyer has ordered 400 doors, specifications: 2'6" x 6'8", 1⅜", 5 x P, No. 1 Ponderosa pine; and 200 windows, specifications: 8⅝" x 14", 1⅜", 12 lights, glazed, SSB, to be delivered by rail to a siding in Washington, D. C., which is in Zone 3. Shipment is made direct from a mill, and the sale is made on an f. o. b. mill price basis (actual freight to be paid by purchaser).

Ceiling price of the doors if the sale had been a carload sale ($7.50 (list), 51 (minimum discount) x 400 (number of doors))	$1,470.00
Crating (40 bundles at $.95 per bundle)	38.00
Ceiling price of the windows if the sale had been a carload sale ($6.50 (list), 35 (minimum discount) x 200 (number of windows))	455.00
Face crating (no extra charge)	0.00
Item I (total of above figures)	$1,963.00
Add: Item II (5 percent of this total)	98.15
	$2,061.15
Deduct: Item III (deduct freight on 16,600 pounds at carload rate of 50¢)	84.00
Maximum f. o. b. mill price	$1,977.15

SEC. 5. *Items not specifically priced*—(a) *What this section covers.* This section applies to any item covered by this regulation for which a maximum price cannot be determined under any other section of the regulation.

[Paragraph (a) amended by Am. 9, 10 F.R. 11359, effective 9-10-45]

(b) *Pricing formula*—(1) *When this paragraph shall be used.* The pricing formula set forth in this paragraph (b) shall be used to price a new item where the manufacturer of the item being priced produces a "comparable item" for which a maximum price has already been established under this regulation. A "comparable item" for the purpose of this section means an item which meets all of the following conditions:

(i) It belongs to the narrowest trade category which includes the item being priced.

(ii) Its current unit direct costs vary from the current unit direct costs of the

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[1] 8 F.R. 12694.

[2] Statements of considerations are also issued simultaneously with amendments. Copies may be obtained from the Office of Price Administration.

[3] 11 F. R. 3541.

item being priced by not more than 25 percent.

(iii) It is currently being produced by the manufacturer.

(iv) If more than one "comparable" item meets all of the above conditions, the manufacturer must use the one whose current unit direct costs are nearest to the current unit direct costs of the item being priced.

(2) *Definition of "current unit direct costs".* "Current unit direct costs" for the purpose of this section means the sum of current unit direct labor and labor burden costs and current unit direct material costs including lumber kiln drying and handling cost, computed on a consistent basis for both the item being priced and the comparable item.

(3) *Maximum prices.* The maximum price to a particular class of purchaser for a commodity priced under this Section shall be determined in accordance with the following formula:

(i) Ascertain the maximum price to that class of purchaser of a comparable item,

(ii) Divide Item 1 by the current unit direct costs of such comparable item,

(iii) Multiply the result by the current unit direct costs of the item being priced,

(iv) The resulting amount is the maximum price of the item being priced to that particular class of purchaser.

(4) *Reports and approvals of maximum prices.* Before offering for sale or delivery an item for which maximum prices are determined under this paragraph (b), the manufacturer must file a report with the Office of Price Administration, Building Materials Price Branch, Washington 25, D. C., setting forth the following information:

(i) A complete description of the item being priced and of the comparable item for which a maximum price has already been established.

(ii) The proposed maximum price for the item being priced, and the established maximum price for the comparable item.

(iii) A breakdown of the current unit direct costs as defined in this paragraph, for the item being priced and for the comparable item.

A proposed maximum price under this paragraph (b) shall be deemed to be approved automatically on the expiration of 20 days after the mailing of the report (or on the expiration of 20 days after the mailing of all additional information which may have been requested), unless within that time the Office of Price Administration notifies the manufacturer that his proposed maximum price has not been approved or that action thereon has been deferred pending receipt of further information.

The Office of Price Administration may approve or disapprove and may at any time after approval adjust maximum prices proposed or established under this paragraph so as to make them consistent with the level of maximum prices otherwise established by this regulation.

(c) *Items which cannot be priced under paragraph (b).* If an item covered by this section cannot be priced under paragraph (b) above, the maximum price shall be a price approved by the Office of Price Administration, consistent with the level of maximum prices established by this regulation. A maximum price will generally be approved under this paragraph (c) by adding to the current direct unit costs of the item being priced the average percentage margin over direct costs realized by the manufacturer on all of his sales of items covered by this regulation during his most recent accounting period. In each case covered by this paragraph (c), the manufacturer must file a report with the Office of Price Administration, Building Materials Price Branch, Washington 25, D. C., giving the following information, before offering the item for sale:

(i) A description of the item being priced.

(ii) Reasons why the pricing provisions under paragraph (b) are not applicable.

(iii) His proposed maximum price.

(iv) A statement of the method of computation of the proposed price and of the reasons why he believes it consistent with the level of prices fixed by this regulation.

(v) A breakdown of his current unit costs of direct materials and direct labor for the item being priced, and his average percentage mark-up over direct costs realized by him on all his sales of items covered by this Regulation during his most recent accounting period, supported by profit and loss statement for such period.

The Office of Price Administration may approve or disapprove and may at any time after approval adjust maximum prices proposed or established under this paragraph so as to make them consistent with the level of prices fixed by this regulation.

[Sec. 5 amended by Am. 7, 10 F.R. 6516, effective 6–6–45 and as otherwise noted]

SEC. 6. *Addition for storage in transit.* When a distribution warehouse or yard sells millwork that it does not already have in stock, and then, instead of shipping it directly from the mill to the buyer, stores it in its warehouse or yard and delivers it, in quantities less than the total order, to the buyer as he calls for it, the distributor may shorten the applicable basic discount two points on so much—of the millwork as it actually stored. (Note that the sale is still a direct mill sale.)

This addition may not be made when the distributor merely reloads millwork at the warehouse or yard, or handles and stores it no more than is necessary in a normal case where the distributor receives a mill shipment, reloads it, and delivers it to the buyer. Nor may this addition be made if the millwork is stored at the job site since this is not storage in transit.

SEC. 7. *Charges for special cars and bracing.* (a) No addition to the maximum prices may be made for pool car, community car or stop-over car shipments, except that in the case of stop-over car shipments by rail, the seller may require the purchaser to pay stop-over charges made by the railroad. If the millwork shipped in any one of these combination cars weighs 30,000 pounds or more, it takes the carload ceiling prices.

(b) Where bracing is required to permit partial unloading of a railroad car, a charge not to exceed $3.50 may be made for one brace and $2.50 for each additional brace.

SEC. 8 [Revoked.]

[Sec. 8 amended by Am. 2, 8 F.R. 14314, effective 10–26–43; revoked by Am. 5, 9 F.R. 3747, effective 4–12–44]

SEC. 9. *Maximum prices for retail sales.* The maximum price for a retail sale of a millwork item covered by this regulation (other than combination doors) shall be the sum of the following:

(a) The seller's maximum price for the sale of the item fixed by the General Maximum Price Regulation; and

The amount by which the seller's acquisition cost of the item delivered to his warehouse would by reason solely of price increases authorized by the Office of Price Administration exceed his March 1942 net acquisition cost of the item if the item had been purchased from a supplier of the same class in the same quantities as in March 1942.

[Above paragraph amended by Am. 14, 11 F.R. 3657, effective 4–10–46]

If in March 1942 the seller bought from different classes of suppliers or in different quantities, he may add only the increase in the maximum prices of that class of suppliers which in the period January 1 to March 31, 1942, made the largest total shipments to him. No addition may be made because of cost increases resulting solely from purchasing from a more distant supplier, or from a different class of supplier, or in smaller quantities.

[Sec. 9 amended by Am. 9, 10 F.R. 11359, effective 9–10–45 and as otherwise noted]

SEC. 10. *What the invoice must contain.* All invoices must contain a sufficiently complete description of the millwork to show whether or not the price is proper. The amount added for extras does not have to be shown separately, except for storage-in-transit and bracing. The invoice must also show whether the sale is a direct mill sale, whether it is a carload or less-than-carload sale, and the origin and destination of the shipment.

Failure to invoice properly is just as much a violation of this regulation as charging an excessive price.

SEC. 11. *Prohibited practices.*—(a) *General.* Any practice which is a device to get the effect of a higher-than-ceiling price without actually raising the dollars-and-cents price is as much a violation of this regulation as an outright over-ceiling price. This applies to devices making use of commissions, services, transportation arrangements, premiums, special privileges, tying-agreements, trade understandings, changes in discount practices, and the like.

ARTICLE III—MISCELLANEOUS

SEC. 12. *Adjustable pricing.* Any person may agree to sell at a price which can be increased up to the maximum price in effect at the time of delivery but no person may, unless authorized by the Office of Price Administration, deliver or agree to deliver at prices to be adjusted upward in accordance with action taken by the Office of Price Administration after delivery. Such authorization may be given when a request for a change in the applicable maximum price is pending, but only if the authorization is necessary to promote distribution or production and if it will not interfere with the purposes of the Emergency Price Control Act of 1942, as amended, and Executive Orders 9250 and 9328. The authorization may be given by the Administrator or by any official of the Office of Price Administration to whom the authority to grant the authorization has been delegated. The authorization will be given by order, except that it may be given by letter or telegram when the contemplated revision will be the granting of an individual application for adjustment. (This paragraph, of course, does not apply to adjustable pricing in conjunction with an application for a price on an item not specifically priced; section 5 is applicable in such a case.)

SEC. 13. *Applications for adjustment and petitions for amendment.*—(a) See Procedural Regulation No. 6 [1] for adjustment provisions on certain Government contracts or subcontracts.

[Paragraph (a) amended by Supplementary Order 83, 9 F.R. 973, effective 2–1–44]

(b) *Petitions for amendment.* Any person seeking an amendment of any provision of this regulation may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No .1,[2] issued by the Office of Price Administration.

(c) *Individual adjustment.*—(1) *Who may adjust maximum prices.* The Price Administrator or any duly authorized representative may adjust maximum prices for any of the commodities covered by this regulation as hereinafter provided.

(2) *Applications for adjustment.* Any manufacturer of stock millwork may file an application with the Office of Price Administration, Building and Construction Price Division, Washington 25, D. C., for adjustment in his maximum prices for any item of stock millwork covered by this regulation.

An application under this section must be filed in accordance with Revised Procedural Regulation No. 1, issued by the Office of Price Administration. The application shall contain:

(i) Regularly prepared balance sheets, analyses of surplus and statements of profit and loss, reflecting total company operations for the years 1937–1940, inclusive.

NOTE: The filing of these data is optional, provided reports are available from the Bureau of Internal Revenue. Should you prefer, this information will be requested by the Office of Price Administration directly from the Bureau of Internal Revenue.

(ii) Statements of profit and loss covering the company's entire operations for the year 1941 and the last full calendar or fiscal year and the latest available period in the current year, segregated as to the product or products for which an adjustment is requested and all other products together with a complete breakdown, as to direct material, direct labor and factory overhead of the cost of goods produced and sold and of selling, administrative and general expense.

(iii) Balance sheets as of the close of the year 1941 and last full calendar or fiscal year and the latest available period in the current year together with analyses of surplus.

(iv) Statement of the total volume of sales for the item for which price adjustment is requested for the same periods as in (ii) above. The volume should be stated in the units customarily used in the applicant's industry and should show unit quantities applicable to all inventory adjustments with a complete reconciliation between units produced and units sold.

Manufacturers who have previously submitted any of the above required data may omit such items from the data submitted with their application provided they indicate when and in what connection they were submitted.

(3) *Amount of adjustment.* The adjustment will not be generally more than the following:

(i) An amount sufficient to make the adjusted price equal to total cost plus a reasonable net profit on the article or line where the applicant's current over-all earnings on an annual basis are appreciably less than his average annual over-all earnings during the base period years 1937–1940, inclusive, adjusted for changes in net worth.

(ii) An amount sufficient to make the adjusted price equal to total cost, where the applicant's current over-all earnings on an annual basis do not exceed by 15 percent but are not appreciably less than his average annual over-all earnings during the base period years 1937–1940, inclusive, adjusted for changes in net worth.

(iii) An amount sufficient to make the adjusted price equal to manufacturing cost, plus packing cost and shipping cost where delivered prices are quoted or freight is allowed or equalized, where the applicant's current over-all earnings on an annual basis represent an increase of 15 percent or more over his average annual net earnings for the base period years 1937–1940, inclusive, adjusted for changes in net worth.

(iv) In no event shall an adjustment granted a multiple line producer under subdivisions (i) and (ii) be greater than the total amount necessary to make current over-all earnings equal to 115 percent of base period over-all earnings except that any such adjustment shall at least cover manufacturing cost plus packing cost, and shipping cost where delivered prices are quoted or freight is allowed or equalized. Moreover, where such adjustment includes a reasonable profit on a product or line, the total amount of adjustment shall not be greater than that necessary to make current over-all earnings equal to base period over-all earnings.

(v) If the applicant produces the commodity in a line or series of sizes or specifications, and if it is not practical to determine the manufacturing cost or total cost, as the case may be, of each size or specification, a uniform adjustment may be made for the entire line or series. However, any such adjustment for a line or series shall be subject to the limitations in subdivisions (i) to (iv), inclusive, above.

(4) *Meaning of terms used.* In cases where the company was not in business during 1937–1940 and in extremely unusual cases where the period 1937–1940 cannot be considered a representative peacetime period, the Office of Price Administration may make an exception to the use of this base period.

The term "manufacturing cost" means the total of direct materials, direct labor, and manufacturing expenses or factory overhead, applicable to the article.

The term "total cost" means the total of manufacturing cost and reasonable general, administrative, and selling expenses applicable to the article, excluding non-operating expense items and income and excess profits taxes.

The term "over-all earnings" means net profits before income and excess profits taxes experienced on the company's entire operations.

Whenever the applicant is currently operating at a level substantially lower than his normal volume, the overhead items included in "manufacturing cost" and "total cost" may be adjusted to reasonable levels based upon a normal rate of operations. Consideration will not be given, however, to losses due to temporary or non-recurring, factors, inadequate plant utilization, illegal wage payments, excessive overhead, selling and other general costs and other unusual factors.

In evaluating costs, the Office of Price Administration will give consideration to whether they are based on a representative period of normal production.

[Paragraph (c) added by Am. 15, 11 F.R. 4032; effective 4–16–46]

SEC. 14. *Records and reports.*—(a) *Records.* All sellers must keep records which will show a complete description of the items of stock millwork sold, the name and address of the buyer, the date of sale, and the price. Buyers must keep similar records, including the name and address of the seller. These records must be kept for any month in which the seller or buyer sold or bought $200 or more of stock millwork in transactions which are covered by this regulation. They must be kept for two years for inspection by the Office of Price Administration. Any records which the Office of Price Administration later requires must also be kept.

(b) *Reports.* Any reports that the Office of Price Administration has required in the past, or requires from time to time must be submitted.

Each manufacturer of stock millwork specialties covered by this regulation shall file with the Building Materials Price Branch, Office of Price Administration, Washington, D. C., on or before November 1, 1943, the following information:

[1] 9 F.R. 10628; 10 F.R. 1382, 9394.
[2] 9 F.R. 10476, 13715; 10 F.R. 11295.

(1) A statement of his highest selling prices for such stock millwork specialties in effect in October 1941. If such prices were published, he shall submit his net prices or list and discount sheet and if such prices were not published, he shall submit a list of such prices and a statement of the location of the invoices or other records from which such prices were compiled.

(2) A statement of his maximum prices on stock millwork specialties established under this regulation, and

(3) A statement of his maximum prices previously established under the GMPR for such stock millwork specialties.

[Paragraph (b) amended by Am. 1, 8 F.R. 14346, effective 10-26-43]

SEC. 15. *Enforcement and licenses.* (a) Persons violating any provision of this regulation are subject to the criminal penalties, civil enforcement actions, suits for treble damages, and proceedings for suspension of licenses provided for by the Emergency Price Control Act of 1942.

(b) War procurement agencies and their contracting or paying finance officers are not subject to any liability, civil or criminal, imposed by this regulation. Persons who make sales covered by this regulation to war procurement agencies are, however, subject to all the liabilities imposed by this regulation. "War procurement agencies" include the War Department, the Navy Department, the United States Maritime Commission, and the Lend-Lease Section in the Procurement Division of the Treasury Department, or any of their agencies.

(c) All sellers under this regulation, except mills, are licensed by Supplementary Order 18.[8] This order, in brief, provides that a license is necessary, except for mills, to make sales under this regulation. A license is automatically granted to all sellers making these sales. It is not necessary to apply specially for the license, but a registration may later be required. The Emergency Price Control Act of 1942 and Supplementary Order 18 tell the circumstances under which licenses may be suspended. The license cannot be transferred.

SEC. 16. *Relation to other regulations.* (a) *General Maximum Price Regulation.* Any sale or delivery covered by this regulation is not subject to the General Maximum Price Regulation; except that sales, purchases and deliveries of commodities covered by this regulation which originate outside of and are imported into the continental United States are governed by the General Maximum Price Regulation, and especially Maximum Import Price Regulation.

(b) *Maximum Export Price Regulation.* The maximum prices for export sales of stock millwork are governed by the Second Revised Maximum Export Price Regulation.[7]

ARTICLE IV—APPENDICES

SEC. 17. *Appendix A: Maximum prices for Western and Northern pine open windows and sash and lineal sash stock.* (a) The maximum prices for Ponderosa pine open windows and sash sold alone, or with other millwork, in carload quantities shall be the net prices, f. o. b. mill, full freight allowed, computed by applying the following base discounts to the list prices and list extras contained in Standard Woodwork Lists, Catalogue No. 40:

[Section heading amended by Am. 6, 10 F.R. 6106, effective 5-30-45]

[8] 7 F.R. 7240, 11007; 8 F.R. 13243.

[7] 8 F.R. 4132, 5987, 7662, 9998, 15193; 9 F.R. 1036, 5435, 5923, 7201, 9834, 11273, 12919, 14346; 10 F.R. 863, 923, 2432, 6590, 8746, 8611, 9586, 10029, 15348; 11 F.R. 1297.

Description of product: No. 1 Ponderosa pine windows and sash; Western, New York, and Boston openings; set up, cleated in bundles; 10 or more of a size and kind	Delivered to—							
	Zones 1, 12, 14, 15, 16, 17	Zones 1½ 2, 3	Zone 3½	Zone 4	Zones 5, 6	Zones 7, 9, 10, 13	Zone 8	Zone 11
All 1⅜" plain rail windows	39	38	37	36	40½	41	38½	42
All 2, 3, 4 and 6 light (3 wide only) cellar and barn sash	39	38	37	36	40½	41	38½	42
1¾" storm sash	39½	38½	37½	36½	41	41½	39	42½
All other types of windows and sash	36	35	34	33	37½	38	35½	39½

[Table amended by Am. 16, 11 F.R. 5020, effective 5-6-46]

(b) The maximum prices for Western and Northern pine open windows and sash sold alone, or with other millwork, in carload quantities, where the customer specifically requests Northern Sugar or Idaho pine, shall be the net prices, f. o. b. mill, full freight allowed, computed in the same manner as provided in paragraph (a) of this Appendix A, but with base discounts adjusted as follows:

1. Northern pine: 35 points shorter than base discount.
2. Idaho pine: 15 points shorter than base discount.
3. Sugar pine: 3 points shorter than base discount.

Where the manufacturer furnishes these woods at his option, the maximum prices shall be those established in paragraph (a) of this Appendix A.

(c) The maximum prices established in paragraphs (a) and (b) of this Appendix A shall be subject to the following deductions:

Quantities	Unique	Grand Rapids	Pullman		N. S. W.	R. O. W. and all others
			One or two springs	More than two springs		
1 to 99	$0.10	$0.10	$0.12	$0.24	$0.15	$0.15
100 to 499	.05	.05	.08	.16	.10	.10
500 or more	No extra	No extra	.03	.06	.04	.04

1. Knock-down windows and sash: Less than 2500 windows or 5000 sash; 1 point longer discount.

2500 or more windows or 5000 or more sash: 2 points longer discount.

2. Blue stain Ponderosa pine open windows and sash: 2 points longer discount.

3. Straight cars of any sizes or styles of open storm sash set up: 1 point longer discount.

(d) The maximum prices established in paragraphs (a) and (b) of this Appendix A may be adjusted in accordance with the following additions for the specified services and conditions:

1. Orders for five to nine of a size and kind: 10% of the net price for each unit in sales of 10 of a size and kind.

2. Orders for less than five of a size and kind: 20% of the net price for each unit in sales of 10 of a size and kind.

3. All 1¾" open windows and sash: Use same discount as for 1⅜" open windows and sash.

4. Special machining on windows (involving the use of Unique, Grand Rapids, Pullman, N. S. W. or R. O. W. balances): Net extra per window as follows:

	Net per sash (except storm sash)	Net per window or storm sash
Chemically treated with Permatol "A" or similar toxic solution	(1)	(1)
Treated with toxic water repellant	$0.01¼	$0.02
Dipped with regular sash primer	.03	.05
Dipped with lead and oil primer	.10	.20
Dipped with linseed oil primer	.10	.20
Primed by brush with lead and oil:		
No divided lights	.15	.30
Divided lights	(2) .15	(2) .30

[1] No addition.
[2] Plus $0.01 per light.

5. Wider stiles and rails: Ohio, Philadelphia, Baltimore, and Washington sizes, including cellar and barn sash, but excluding 1⅜" 4, 8, and 12 light windows: 2 points shorter discount. Indianapolis and Wilkes-Barre openings: 3 points shorter discount. Where Eastern openings are narrower than Western, use Western opening discounts.

6. Full crating for shipment: $0.30 a bundle to the net price.

7. Dipped or treated as specified before glazing:

8. Priming putty rabbet with brush before glazing: 2 and 4 light windows: 1 point shorter discount. 8 to 40 light windows and divided tops: 1½ points shorter discount.

(e) The maximum prices for Ponderosa pine lineal sash stock when sold in mixed cars with other millwork (other than mouldings) shall be the net prices, f. o. b. mill, full freight allowed, computed by applying the following base discounts to the list prices on page 70 of Standard Woodwork Lists, Catalogue No. 40.

Description of product: Sash stock, lineal, random lengths clear grade, W. P. pine	Delivered to—			
	Zones 1, 5, 6, 7, 8, 9, 10, 12, 13, 14, 15, 16, 17	Zones 1½, 2, 3, 3½	Zone 4	Zone 11
5 Bars, muntin stock and rails—list under $3	2	List	+1	3
Stiles, rails and bars, list $3 and over	+4	+6	+7	+3

[Table amended by Am. 16, 11 F.R. 5020, effective 5-6-46]
[Paragraph (e) added by Am. 6, 10 F.R. 6106, effective 5-30-45]

SEC. 18. *Appendix B: Maximum prices for Western and Northern pine glazed windows and sash.* (a) The maximum prices for Ponderosa pine glazed windows and sash sold alone, or with other millwork, in carload quantities shall be the net prices, f. o. b. mill, full freight allowed, computed by applying the base discounts shown in Tables I and II to the list prices and list extras contained in Standard Lists Catalog No. 40 and the list prices contained in Supplemental Lists to Standard Lists Catalog No. 40 as follows:

TABLE I—BASE DISCOUNTS TO LIST PRICES AND LIST EXTRAS CONTAINED IN STANDARD LISTS CATALOG NO. 40

Description of product: No. 1 Ponderosa pine windows and sash; Western, New York and Boston openings; stock sticking; single strength "B" (SSB) or double strength "B" (DSB) glass; full bundles; face crated	Delivered to—						
	Zones 1, 16, 17	Zones 1½, 2, 3, 5	Zone 3½	Zones 4, 7, 8, 9, 10, 12	Zones 6, 11, 14	Zone 13	Zone 15
All 1⅜" plain rail 2-light windows	62	61	60½	59½	60	59	61½
All 1⅜" plain rail 4-or-more light windows	60½	59½	59	58	58½	57½	60
All 2, 3, 4 and 6-light (3 wide only) cellar and barn sash	60½	59½	59	58	58½	57½	60
1⅜" 2-light storm sash	60½	59½	59	58	58½	57½	60
1⅜" 4-or-more light storm sash	59½	58½	58	57	57½	56½	59
All other types 2-light windows and 1-light sash	60½	59½	59	58	58½	57½	60
All other types divided light windows and sash	59½	58½	58	57	57½	56½	59

TABLE II—BASE DISCOUNTS TO LIST PRICES CONTAINED IN SUPPLEMENTAL LISTS TO STANDARD LISTS CATALOG NO. 40

Description of product: No. 1 Ponderosa pine windows and sash; modular standards openings; stock sticking; single strength "B" (SSB) or double strength "B" (DSB) glass; full bundles; face crated.	Delivered to—						
	Zones 1, 16, 17	Zones 1½, 2, 3, 5	Zone 3½	Zones 4, 7, 8, 9, 10, 12	Zones 6, 11, 14	Zone 13	Zone 15
All 1⅜" plain rail windows	62	61	60½	59½	60	59	61½
All 2, 3, 4 and 6-light (3 wide only) cellar and barn sash	62	61	60½	59½	60	59	61½
1¾" storm sash	60½	59½	59	58	58½	57½	60
All other types of windows and sash	60½	59½	59	58	58½	57½	60

[Paragraph (a) amended by Am. 14, 11 F.R. 3657, effective 4-10-46 and Am. 16, 11 F.R. 5020, effective 5-6-46]

(b) The maximum prices for Western and Northern pine glazed windows and sash sold alone, or with other millwork, in carload quantities, where the customer specifically requests Northern, Idaho or Sugar pine, shall be the net prices, f. o. b. mill, full freight allowed, computed by adding to the maximum net prices established in paragraph (a) of this Appendix B, the differences between (1) the net maximum prices for Ponderosa pine open windows and sash (as established in paragraph (a) of Appendix A, section 17) and (2) the net maximum prices for Northern, Idaho and Sugar pine open windows and sash, where ordered by the customer (as established in paragraph (b) of Appendix A, section 17). Where the manufacturer furnishes these woods at his option, the maximum prices shall be those established in paragraph (a) of this Appendix B.

(c) The maximum price for Southern pine glazed windows sold alone, or with other millwork, in carload quantities shall be the net prices, f. o. b. mill, full freight allowed, computed in the same manner as provided in paragraph (a) of this Appendix B, but with base discounts adjusted as follows:

1. All 1⅜" plain rail windows: lengthen discounts 1½ points.

2. All 1⅜" check rail windows: lengthen discounts 2 points.

3. For blue stained stock: lengthen discounts an additional ½ point.

(d) The maximum prices established in paragraphs (a), (b) and (c) of this Appendix B shall be subject to the following deduction: where face crating is omitted: ½ point longer discount.

(e) The maximum prices established in paragraphs (a), (b) and (c) of this Appendix B may be adjusted in accordance with the following additions for the specified services and conditions:

1. Less than full bundle lots of one size and kind: 4 points shorter discount.

2. Glazing with "A" glass: 3 points shorter discount.

3. All 1¾" glazed windows and sash: use same discount as for 1⅜" after applying rule 6, on page 79 of Standard Woodwork Lists, Catalogue No. 40.

4. Windows or sash back puttied: 2 lights: 1 point shorter discount. More than 2 lights: 1½ points shorter discount.

5. Windows or sash bedded in putty: 2 light windows or 1 light sash, bedded in putty: 2 points shorter discount. All other windows or sash bedded in putty: 2½ points shorter discount.

6. Glass in other than stock size windows and sash; apply to Jobber's "A" Light Glass List of August 15, 1938, the following discounts for glass (only), and add net extra for glazing:

Discounts applicable to glass

SSB or DSB	82
SSA or DSA	79½
⅛" Florentine, Maze or Syenite (from DSA list):	
12 x 16 and under	72
Over 12 x 16	74

Net extras for glazing

1 light sash	$0.09
2 light windows and 2 light storm sash	.18
For each additional light	.02¼

7. Wider stiles and rails: Ohio, Philadelphia, Baltimore, and Washington sizes, including cellar and barn sash, but excluding 1⅜" 4, 8, and 12 light windows: 1 point shorter discount. Indianapolis and Wilkes-Barre openings, glazed: 1½ points shorter discount.

8. Fitting window to frame $0.10 net per window.

9. Boring sash for spring bolts: $0.02 net per window.

10. Applying (only) barrel bolts: $0.15 net per window.

11. Applying (only) Unique sash balances: $0.15 net per window.

SEC. 19. *Appendix C: Maximum prices for Western and Northern pine doors.* (a) The maximum prices for ponderosa pine doors sold alone, or with other millwork, in carload quantities shall be the net prices, f. o. b. mill, full freight allowed, computed by applying the following base discounts to the list prices and list extras contained in Standard Woodwork Lists, Catalogue No. 40:

Description of product: 1⅜" No. 1 Ponderosa pine doors: 5 of a size and kind	Delivered to— Zone 1	Zones 1½, 2, 3	Zone 3½	Zone 4	Zone 5	Zones 6, 7	Zone 8	Zone 9	Zone 10	Zone 11	Zone 12	Zone 13	Zone 14	Zones 15, 16, 17
Panel doors:														
4 and 5 panels, raised panels*	42	40½	39½	38½	43	43	42	43	43	44½	42	43½	42½	42½
4 and 5 panels, flat Ponderosa pine or laminated fir panels*	41	39½	38½	37½	42	42	41	42	42	43½	41	42½	41½	41½
Colonial doors, Ponderosa pine stiles and rails:														
Laminated panels	42	40½	39½	38½	43	43	42	43	43	44½	42	43½	42½	42½
Raised panels	43½	42	41	40	44½	44½	43½	44½	44½	46	43½	45	44	44
Sap gum panels	41	40	38½	38	39½	38½	38	38	37	37	37	37	38½	40½
Unselected birch panels	39½	38½	37	36½	38	39	38½	38½	37½	37½	37½	37½	39	41
Laminated panel doors, 1 and 2 panels, Ponderosa pine stiles and rails:														
Fir panels	43	41½	40½	39½	44	44	43	44	44	45½	43	44½	43½	43½
Ponderosa pine panels	41	39½	38½	37½	42	42	41	42	42	43½	41	42½	41½	41½
Sap gum panels	39½	38½	37	36½	38	37	36½	36½	35½	35½	35½	35½	37	39
Unselected birch panels	38½	37½	36	35½	37	36	35½	35½	34½	34½	34½	34½	36	38
Sash, storm, rim, and French doors, open: sash doors, storm doors, sidelights, 1-light rim and store doors (1⅛" and 1⅜"):														
Laminated panels	42	40½	39½	38½	43	43	42	43	43	44½	42	43½	42½	42½
Other panels	43½	42	41	40	44½	44½	43½	44½	44½	46	43½	45	44	44
French door designs 622 to 628 and 637 to 643 (1⅜")	49½	48½	47	46	50½	50½	49½	50½	50½	52	49½	51	50	50
Insert type doors with Ponderosa pine stiles and rails:														
Ponderosa pine insert:														
Fir panel	33	31½	30½	29½	31½	30½	33	34	34	35½	33	34½	33½	33½
Ponderosa pine panel	32	30½	29½	28½	30½	29½	32	33	33	34½	32	33½	32½	32½
Sap gum panel	32½	31½	30	29½	31	30	30½	28½	28½	28½	27½	28½	30	32
Birch panel	31	30	29½	28½	30	29	28½	28½	27½	27½	27½	27½	29	31
Red gum panel	27½	26½	25	24½	26	25	24½	24½	23½	23½	23½	23½	25	27
Birch insert: Birch panel	27½	26½	25	24½	26	25	24½	24½	23½	23½	23½	23½	25	27
Sap gum insert: Sap gum panel	28½	27½	26	25½	27	26	25½	25½	24½	24½	24½	24½	26	28
Red gum insert: Red gum panel	19	18	16½	16	17½	16½	16	16	15	15	15	15	16½	18½
Cupboard doors (¾" and 1⅜") with Ponderosa pine stiles and rails:														
Flat pine or fir panels	49½	49	48½	48	50½	50½	49½	50½	50½	52	49½	51	50	50
Solid raised pond. pine panels	48½	48	47½	47	49½	49½	48½	49½	49½	51	48½	50	49	49
Birch, yellow pine, or gum panels	46	45½	44½	44½	45	44½	46	44½	44½	44	44	44	46½	46½
Toilet and blind doors:														
1⅜" and 1¾" design N. D. 726:														
Laminated panels	42	40	39	38	42	42	42	42	43	43	45	42	43½	41
Solid or raised panels	43½	41½	40½	39½	43½	43½	43½	43½	44½	44½	46½	45½	45	44	42½
Ponderosa pine 1⅜" and 1¾"; designs N. D. 727 to 731	33½	31½	30½	29½	33½	33½	33½	34½	34½	36	33½	35	34	33½

*¾" and 1¼" thick: Same discounts as 1⅜" thick.

Combination storm and screen doors (stock quantities, 5 of a size and kind, in the white, not crated):	*Following discounts apply to all zones (percent)*
Complete door open, not wired	50½
Door section only	50½
Sash section only, open	50½
Screen section only, not wired	50½
Complete door open, wired 14-mesh galvanized	50½
Screen section only, wired 14-mesh galvanized	50½
Complete door, wired 14-mesh galvanized, glazed single strength "B" (SSB)	50
Sash section only, glazed single strength "B" (SSB) set with putty	49½

[Paragraph (a) amended by Am. 11, 10 F.R. 14779, effective 12–10–45; Am. 12, 11 F.R. 1467, effective 2–12–46; Am. 14, 11 F.R. 3657, effective 4–10–46, and Am. 16, 11 F.R. 5020, effective 5–6–46]

(b) The maximum prices for Western and Northern pine doors sold alone, or with other millwork, in carload quantities, where the customer specifically requests Northern, Sugar or Idaho pine, shall be the net prices, f. o. b. mill, full freight allowed, computed in the same manner as provided in paragraph (a) of this appendix C, but with base discounts adjusted as follows:

1. Northern pine: 40 points shorter than base discount.
2. Idaho pine: 20 points shorter than base discount.
3. Sugar pine: 3 points shorter than base discount.

Where the manufacturer furnishes these woods at his option, the maximum prices shall be those established in paragraph (a) of this Appendix C.

(c) The maximum prices established in paragraphs (a) and (b) of this Appendix C shall be adjusted in accordance with the following deductions:

1. No. 2 doors with solid pine panels: 2 points longer discount.
2. No. 3 doors with solid pine panels: 3 points longer discount.
3. No. 2 doors with laminated panels: 1 point longer discount.
4. No. 3 doors with laminated panels: 2 points longer discount.

(d) The maximum prices established in paragraphs (a) and (b) of this Appendix C may be adjusted in accordance with the following additions for the specified services and conditions:

Combination storm and screen doors (stock quantities, 5 of a size and kind, in the white, not crated)—Continued	*Following discounts apply to all zones (percent)*
Complete door, wired 14 x 18 mesh galvanized, glazed single strength "B" (SSB), add $0.25 to 14-mesh galvanized list in Standard Lists Catalog No. 40	50
Complete door, wired 14 x 18 mesh bronze, glazed single strength "B" (SSB), add $1.20 to 14-mesh galvanized list in Standard Lists Catalog No. 40	50
Complete door, wired 16 x 16 mesh aluminum wire, glazed single strength "B" (SSB), add $1.35 to 14-mesh galvanized list in Standard Lists Catalog No. 40	50

1. For 1¾" thick doors: 4 points shorter than 1⅜" discounts.
2. Glass and glazing extras for doors: Apply to Jobber's "A" Light Glass List of August 15, 1938, the following discounts for glass (only), and add net extra for glazing:

Discounts applicable to glass	
SSB and DSB	82
SSA and DSA	79½
⅛" Florentine, Maze or Syenite (from DSA list)	
12 x 16 and under	72
Over 12 x 16	74

[Net extras for glazing, not bedded. (For bedding in putty, add 50% to net extras)]

1 light up to 60 united inches	$0.11
1 light over 60 united inches	.22
3 or 4 lights	.15
6 lights	.22
8 lights	.28
9 lights marginal	.42

[Net extras for glazing, not bedded. (For bedding in putty, add 50% to net extras)]

Discounts applicable to glass	
11 lights marginal	$0.50
9 equal lights	.35
10 equal lights	.38
12 equal lights	.47
15 equal lights	.55
Mirror doors, 1 light	.50
Additional lights	.04½
Design 600	.25
Design 601	.50
Design 602	1.00
Design 603	.45
Design 604	.50
Design 606	.40
Design 607	.55
Design 608	.40

3. Preservative treatment with both water repellent and toxic preservative: Entire door: $0.25 net each. Panels only treated: $0.10 per door.
4. Preservative treatment with toxic preservative only: Entire door: $0.15 net each. Panels only treated: $0.06 per door.
5. Crating (other than combination doors): Sash doors open: $0.95 net per bundle. Glazed doors: $1.10 net per bundle. Cupboard doors: $0.55 net per bundle. Panel and toilet doors: $0.95 net per bundle.
6. Crating—combination doors: ¼ dozen to a crate: 3 points shorter discount. ½ dozen to a crate: 2 points shorter discount. ½ dozen to a crate: 6 points shorter discount.
7. Wider than standard combination doors. ⅜" to 1" wider than standard (standard combination doors are net width and 1" longer than regular doors); $0.30 to the list price, when specifically ordered by the purchaser.

[Item 7 amended by Am. 6, 10 F.R. 6106, effective 5–30–45]

8. Panel, French and sash doors in less than 5 of a size and kind: 20 percent of the net price each, for 5 of a size and kind.
9. 2 vertical or 2 reverse panel doors (4¾" stiles and rails, 9¾" bottom rail): 1 point shorter discount.
10. 3 panel craftsman doors (4¾" stiles and rails, 9¾" bottom rail): 2 points shorter discount.
11. Combination doors in less than 5 of a size and kind: Add 10 percent to the net price.
12. Where specifications require special arrangement of dowels: $0.10 net per rail. For double rows of dowels: $0.15 net per rail.
13. For joints set in white lead or water-resisting glue: $0.10 net per door. For high test waterproof glue to stand 48 hours soaking test: $0.75 net per door.
14. For cutting horns off stiles: $0.10 net per door.
15. For fitting door to opening: $0.25 net per door.
16. For beveling stiles: Add to the above extra: $0.20 net per door.
17. For varnishing or painting top and bottom edges: $0.10 net per door.
18. For mortising for lock: $0.20 net per door.
19. For recessing for face plate: Add to above extra: $0.15 net per door.
20. Applying (only) lock and face plate: $0.25 net per door.
21. For slotting for hinges: $0.08 net per hinge.
22. For applying (only) hinges to door: $0.04 net per hinge.
23. For cutting letter slot: Straight cut: $0.25 net per opening. Medium bevel cut: $0.40 net per opening.
24. For hand smoothing or belt sanding the following net extras per door or transom:

	Belt sanding	Hand smoothing	If moulded, add extra for sanding to either column
Panel doors—1 to 3 panels	$0.45	$0.75	$0.25
Panel doors—5 to 8 panels	.65	1.30	.40
1-light doors	.35	.50	.25
Toilet and dwarf doors	.35	.50	.20
Panel transoms, each	.20	.30	.10
1-light transoms, each	.15	.20	.01

25. For staining, priming, etc., the following net extras per door: (Note: In addition to any of the following extras for stains or natural finishes, add the extras for belt sanding.)

	Stain and shellac		Acid stain filler and shellac		Combined oil stain with filler and shellac		Prime 1 coat lead and oil	
Minimum charge	$5.00		$10.00		$9.00		$2.50	
	1 to 49	50 or over	1 to 49	50 or over	1 to 49	50 or over	1 to 49	50 or over
Net each:								
One panel door	$0.85	$0.70	$1.60	$1.35	$1.20	$1.00	$0.40	$0.35
One long light door	.65	.55	1.15	.95	.95	.80	.25	.20
Two panel door	.95	.80	1.70	1.40	1.40	1.15	.45	.40
Three panel door	1.10	.90	1.75	1.45	1.45	1.20	.50	.40
Five cross panel door	1.15	.95	2.10	1.75	1.75	1.45	.55	.50
Six panel door	1.20	1.00	2.15	1.80	1.85	1.55	.60	.50
French door	1.55	1.30	2.90	2.40	2.30	1.90	.75	.65
If louvres, add to above	.45	.35	.60	.50	.50	.40	.30	.25

For stall or toilet doors containing less than 12 square feet use 60% of the full size door basis of the same type.
If only panels of a door are primed or stained, before assembly, deduct 50% from the extras for the types shown above, and add $0.15 net per door.
If panels are stained or primed before assembly apply extras above (for complete door) and add $0.15 net per door

SEC. 20. *Appendix D: Maximum prices for Western Ponderosa pine open garage doors.* (a) The maximum prices for Western Ponderosa pine open garage doors sold alone, or with other millwork, in carload quantities shall be the following net prices, f. o. b. mill, full freight allowed: (The design numbers refer to pages 158 and 159 in Standard Woodwork Lists, Catalogue No. 40).

Description of product: 1¾" Ponderosa pine mill-run garage doors; open; in pairs or sets of 3	Delivered to— Zones 1, 5, 6, 7, 8, 9, 10, 12, 14, 15, 16, 17	Zones 1½, 2, 3	Zone 3½	Zone 4	Zone 11	Zone 13
N. D. 718—X buck 6 lights: 8-0 x 8-0, open, beads	$16.95	$17.50	$17.95	$18.20	$15.70	$16.05
N. D. 719—X buck 8 lights: 8-0 x 8-0, open, beads	17.30	17.80	18.25	18.65	16.05	16.35
N. D. 720—3 Vertical, flat panels: 8-0 x 8-0, open, beads	15.70	16.25	16.65	17.10	14.40	14.75
N. D. 721—2 Vertical, raised panels, 4 lights: 8-0 x 8 open, beads	16.05	16.55	16.95	17.75	14.75	15.05

Description of product: 1¾" Ponderosa pine mill-run garage doors; open: in pairs or sets of 3	Delivered to— Zones 1, 5, 6, 7, 8, 9, 10, 12, 14, 15, 16, 17	Zones 1½, 2, 3	Zone 3½	Zone 4	Zone 11	Zone 13
N. D. 722—6 Vertical flat panels, 6 lights: 8-0 x 8-0, open, beads	16.05	16.55	16.95	17.75	14.75	15.05
N. D. 723—4 Vertical flat panels, 4 lights: 8-0 x 8-, open, beads	16.65	17.10	17.65	18.00	15.35	15.70
N. D. 724—4 Vertical flat panels, 6 lights: 8-0 x 8-0, open, beads	16.05	16.55	16.95	17.75	14.75	15.05
N. D. 725—4 Horizontal raised panels, 6 lights: 8-0 x 8-0, open, beads	16.95	17.10	17.65	18.00	15.70	16.05

[Table amended by Am. 16, 11 F.R. 5020, effective 5–6–46]

(b) The maximum prices established in paragraph (a) of this Appendix D shall be subject to the following deductions:

1. Garage doors 1⅜" thick: $1.00 per pair or set from the 1¾" price.
2. Garage doors 7' 6" high: $0.25 per pair or set from the 8' 0" high price.
3. Garage doors 7' 0" high: $0.50 per pair or set from the 8' 0" high price.
4. Garage doors with glass beads omitted: $0.03 per light.

(c) The maximum prices established in paragraph (a) of this Appendix D may be adjusted in accordance with the following additions for the specified services and conditions:

1. Garage doors glazed with SSB glass; $1.35 net per pair or set.

[Item 1 amended by Am. 14, 11 F.R. 3657, effective 4–10–46]

2. Less than 2 pairs or less than 2 sets of a size and kind: 10% of the net price of 1 pair or set.
3. Garage doors crated: $1.10 per bundle.
4. Garage doors rot-proofed with an approved toxic solution: $0.60 per pair or set.
5. Single doors to fill opening of a pair or set: $2.50 per opening.
6. All panel doors with no glass opening: $1.00 per pair or set to open price.

SEC. 21. *Appendix E: Maximum prices for Western and Northern pine frames and lineal frame stock.* (a) The maximum prices for Grade A, Ponderosa pine frames sold alone, or with other mill-

work, in carload quantities shall be the net prices, f. o. b. mill, full freight allowed, computed by applying the following base discounts to the list prices and list extras contained in Standard Pine Frames, Catalogue No. 8–A:

[Section heading amended by Am. 6, 10 F.R. 6106, effective 5–30–45]

Description of product: Knocked down or semi-assembled frames: 1,200 or more frames	Delivered to— Zones 1, 5, 6, 7, 9, 12, 14, 15, 16, 17	Zones 1½, 2, 3, 3½, 8, 10, 13	Zone 4	Zone 11
Designs 801 to 827 except 810, 811, 813, 814, 820, and 821	55	54	53	55½
Designs 810, 811, 813, 814, 820, and 831	52½	51½	50½	53
Designs 828 to 830	53½	52½	51½	54
Casement and cellar frames	53½	52½	51½	54
Outside door frames	53½	52½	51½	54
Inside door jambs ¾" x 3⅝"	41½	40½	39½	42
Inside door jambs ¾" x 5¼"	47½	46½	45½	48

[Above table amended by Am. 6, 10 F.R. 6106, effective 5–30–45 and Am. 16, 11 F.R. 5020, effective 5–6–46]

(b) The maximum prices for Western pine frames sold alone, or with other millwork, in carload quantities, where the customer specifically requests Idaho pine, shall be the net prices, f. o. b. mill, full freight allowed, computed in the same manner as provided in paragraph (a) of this Appendix E, but with base discounts adjusted as follows:

For Idaho pine: 3 points shorter than base discounts.

Where the manufacturer furnishes Idaho pine at his option, the maximum prices shall be those established in paragraph (a) of this Appendix E.

(c) The maximum prices established in paragraph (a) of this Appendix E may be adjusted in accordance with the following additions for the specified services and conditions:

1. Window frames listed with pulleys, when furnished without pulleys; deduct $0.75 list and shorten discounts 2 points.

[Item 1 amended by Am. 6, 10 F.R. 6106, effective 5–30–45]

2. 500 to 1200 frames to one order: 1 point shorter discount.

3. 200 to 500 frames to one order: 3 points shorter discount.

4. Less than 200 frames to one order: 5 points shorter discount.

5. Priming joints and dadoes with aluminum or lead and oil; $.05 net per single frame. $.02½ per set of width members for single frames. $.02½ per set of height members.

6. Priming the entire frame, except jambs, with aluminum or lead and oil, and oiling jambs: $.20 net per frame.

7. Preservative treatment with both water repellent and toxic preservative, entire frame: $.20 net per frame.

8. Treating with toxic solution only; 6" up the side members and the entire sill section: $.06 net per frame. Entire frame: $.12 net per frame.

9. Single notching inside head jambs (for Pullman or similar balances): $.02 net each notch. Double notching: $.03 net each notch.

10. Setting up window or door frames (including extra freight): $.60 net each frame.

11. Boring pulley stile of window frame for spring bolt: $.12 net per frame.

12. Slotting door frame for hinges: $.06 net per hinge.

13. Applying (only) hinges: $.04 net per hinge.

14. Housing jamb for keeper: $.15 net per frame.

15. Applying (only) keeper to jamb: $.07 net per jamb.

16. Applying weather strip: $.60 net per frame.

(d) The maximum prices for Ponderosa pine lineal frame stock sold alone or with other millwork (other than mouldings) in carload quantities shall be the net prices, f. o. b. mill, full freight allowed computed by applying the following base discounts to the list prices and list extras contained in the 8000 Series Standard Moulding Book.

Description of product: Frame stock, lineal, random lengths, clear grade, W. P. pine	Delivered to— Zones 1, 5, 6, 7, 9, 12, 14, 15, 16, 17	Zones 1½, 2, 3, 3½, 8, 10, 13	Zone 4	Zone 11
Under $3 list	2	List	+1	3
$3 list and over	+4	+6	+7	+3

[Table amended by Am. 16, 11 F.R. 5020, effective 5–6–46]

[Paragraph (d) added by Am. 6, 10 F.R. 6106, effective 5–30–45]

SEC. 22. *Appendix F: Price zones for softwood stock woodwork.* The price zones referred to in Appendices A to E, inclusive, sections 17 to 21, inclusive, shall be as follows:

Zone 1: Illinois, Wisconsin, Upper Michigan, that portion of Minnesota not included in Zone 16, Iowa except Sioux City and Council Bluffs, that portion of Texas and Oklahoma not included in Zone 17, Arkansas except Fort Smith, Missouri except St. Joseph, Kansas City, and Joplin; Louisiana; also Memphis as the only point in Tennessee; also East Chicago, Indiana Harbor, Whiting, Hammond and Gary as the only points in Indiana.

Zone 1½: That portion of Indiana bounded as follows: On the south by the Ohio River from the Illinois-Indiana line to a point directly north of Louisville, Kentucky; on the east by a straight line drawn from a point on the Ohio River directly north of Louisville, Kentucky, to and including Indianapolis, Indiana; on the north by a straight line drawn due west from Indianapolis, Indiana, to the Illinois-Indiana line; on the west by the Illinois-Indiana line; also Louisville as the only point in Kentucky.

Zone 2: Michigan (except Upper Michigan), Indiana (except five cities included in Zone 1 and that portion of the State included in Zone 1½, Ohio, Kentucky (except Louisville), Tennessee (except Memphis), Mississippi, Alabama and those parts of New York, Pennsylvania, and West Virginia on and west of a direct line from Buffalo, New York to the junction of the Virginia, Tennessee, and Kentucky State lines, but including Buffalo, New York; Pittsburgh, Pennsylvania; Charleston, West Virginia, and Wheeling, West Virginia.

Zone 3: Virginia, Maryland, District of Columbia, Delaware, New Jersey, Connecticut, Massachusetts, Rhode Island, Vermont, New Hampshire, Maine, New York, east of the boundary line of Zone 2, Pennsylvania, east of the boundary line of Zone 2, and West Virginia east of the boundary line of Zone 2.

Zone 3½: North Carolina, South Carolina, Georgia and that part of northern Florida lying on and north of a direct line from Jacksonville, Florida to Pensacola, Florida, but including those points as well as Tallahassee.

Zone 4: All that part of Florida lying south of the southern boundary of Zone 3½.

Zone 5: That part of Colorado lying on and east of the line of the Colorado Southern Railroad from the Colorado-New Mexico line to the Colorado-Wyoming line thus including Branson, Trinidad, Pueblo, Colorado Springs, Denver, Boulder, and Fort Collins, Colorado; also Cheyenne, Wyoming as the only point in Wyoming.

Zone 6: Wyoming (except Cheyenne), Utah, and all of Colorado not included in Zone 5.

Zone 7: Montana.

Zone 8: Arizona.

Zone 9: Idaho, and those portions of Washington and Oregon not included in Zones 11 and 13.

Zone 10: That part of California lying south of a direct line drawn from Monterey, California through Fresno and Owenyo to the California-Nevada State line but not including points on that line.

Zone 11: That part of Washington south of the Canadian border and west of a line drawn directly south from the border to Wenatchee, Washington, then through Yakima to The Dalles, Oregon; that part of Oregon lying west of a direct north and south line drawn from The Dalles, Oregon to Redmond, Oregon and north of a direct westerly line drawn from Redmond, Oregon through Corvallis to Yaquina but not including points named on the line in either Washington or Oregon but including Albany, Oregon.

Zone 12: Nevada.

Zone 13: That part of Oregon on and south of the southern boundary of Zone 11 and east of a line drawn directly south from Redmond, Oregon to the California-Oregon State line but including Klamath Falls, Oregon and that part of California north of the northern boundary of Zone 10.

Zone 14: New Mexico.

Zone 15: All of North Dakota, except Fargo and Grand Forks, and all of South Dakota, except Sioux Falls.

Zone 16: All of Minnesota including St. Paul lying on and north of a direct line from St. Paul to the southwestern corner of the State; also Sioux Falls as the only point in South Dakota and Fargo and Grand Forks as the only points in North Dakota.

Zone 17: Includes Nebraska, Kansas, that portion of Texas north of a line drawn east and west through and including Amarillo and across Oklahoma through and including McAlester to the Arkansas State line, including Fort Smith as the only city in Arkansas, Kansas City, Joplin, St. Joseph as the only cities in Missouri, Council Bluffs and Sioux City in Iowa.

SEC. 23. *Appendix G: Maximum prices for Western Ponderosa pine wired window and sash screens.* (a) The maximum prices for Ponderosa pine window and sash screens, set up and wired in the white (unpainted), sold in quantities equal to or exceeding one-half carload shall be the net prices, f. o. b. mill, full freight allowed to all zones, computed by applying the following base discounts to the list prices and list extras printed on pages 132 through 191, inclusive, of Standard Woodwork Lists, Catalog No. 40:

Description of product: No. 1 Ponderosa pine window and sash screens; open; 1⅛" thick; in the white; set up or knocked down; 12 or more of a size and kind:	
12 mesh, black wire	55½
14 mesh, galvanized wire	55½
16 mesh, galvanized wire	55½
16 mesh, bronze wire	55½
18 mesh, bronze wire	55½
16 mesh, black wire (use 16 mesh galvanized list)	55½
14 x 18 mesh, galvanized wire (use 16 mesh galvanized list)	54½
14 x 18 mesh, bronze wire (use 16 mesh bronze list)	53½
16 x 16 mesh aluminum wire (use 16 mesh bronze list)	52½

[Table amended by Am. 16, 11 F.R. 5020, effective 5–6–46]

[Paragraph (a) amended by Am. 11, 10 F.R. 14779, effective 12–10–45 and Am. 12, 11 F.R. 1467, effective 2–12–46]

(b) The maximum prices established in pargaraph (a) of this Appendix G shall be subject to deductions of $0.02 net per screen for ¾" screens.

(c) The maximum prices established in paragraph (a) of this Appendix G may be adjusted in accordance with the following additions for the specified services and conditions:

1. Painting screens black, one coat: $0.06½ net per screen.

2. Ohio, Baltimore and Washington openings: ½ point shorter discount.

3. Segment head: $1.20 net per screen.

4. Circle or gothic head: $1.75 net per screen.

5. Raised, mitered moulding: $5.03 per screen.

6. Check or filler strips attached to half screens: $0.06½ net per screen.

7. Grooving half screens and furnishing softwood sliding strips: $0.12 net per screen; hardwood sliding strips: $0.15 net per screen.

8. Lots of 1 to 5 of a size and kind: 10% of the net price each, for 12 of a size and kind.

9. Lots of 6 to 11 of a size and kind: 5% of the net price each, for 12 of a size and kind.

10. Preservative treatment with both water repellent and toxic preservative: $0.05 net per screen; toxic preservative only: $0.03 net per screen.

11. One coat linseed oil and white lead: $0.10 net per sash screen; $0.20 net per window screen.

12. Fitting screen to frame: $0.05 net each.

13. Applying (only) screen hardware; $0.10 net per screen.

SEC. 24. *Appendix H: Maximum prices for Western Ponderosa pine open window and sash screens.* (a) The maximum prices for Ponderosa pine open window and sash screens, set up or knocked down, in the white (unpainted), sold in quantities equal to or exceeding one-half carload shall be the net prices, f. o. b. mill, full freight allowed to all zones, computed by applying the following base discounts to the list prices and list extras printed on pages 10 to 14 inclusive and pages 68 to 69, inclusive, of Standard Woodwork Lists, Catalogue No. 40:

Description of product: No. 1 Ponderosa pine window and sash screens; open; 1⅛" thick; in the white; set up or knocked down; 12 or more of a size and kind	Set up	Knocked down
No moulding furnished	44½	46
Flush mitred moulding furnished	42½	43½
Raised mitred moulding furnished	40	41

[Table amended by Am. 16, 11 F.R. 5020, effective 5–6–46]

(b) The maximum prices established in paragraph (a) of this Appendix H shall be subject to the following deductions:

1. Straight carload orders of 3,000 or more knocked down screens: 1 point longer discount.

2. ¾" screens: $0.02 net per screen.

(c) The maximum prices established in paragraph (a) of this Appendix H may be adjusted in accordance with the following additions for the specified services and conditions:

1. Preservative treatment with both water repellent and toxic preservative: $0.05 net per screen; toxic preservative only: $0.03 net per screen.

2. Lots of 1 to 5 of a size and kind: 10% of the net price each, for 12 of a size and kind.

3. Lots of 6 to 11 of a size and kind: 5% of the net price each, for 12 of a size and kind.

SEC. 25. *Appendix I: Maximum prices for Western and Northern pine outside blinds and shutters.* (a) The maximum prices for Ponderosa pine outside blinds and shutters sold alone, or with other millwork, in carload quantities shall be the net prices, f. o. b. mill, full freight allowed to all zones, computed as follows: (Design numbers refer to Design Book No. 25).

Description of product: No. 2 and better Ponderosa pine blinds with stationary or rolling slats and shutters; cleated in bundles; ten or more of a size and kind	All stationary slats	Rolling slats or half rolling and half stationary
Net prices per lineal foot in height, per pair, figured in even inches:		
Openings up to 2' 10⅝" wide, inclusive, 1⅜" thick	$0.64½	$0.71
Openings up to 2' 10⅝" wide, inclusive, 1⅜" thick	.67	.73

[Table amended by Am. 16, 11 F.R. 5020, effective 5–6–46]

(b) The maximum prices for Western and Northern pine blinds and shutters sold alone, or with other millwork, in carload quantities, where the customer specifically requests Idaho, Northern, or Sugar pine, shall be the net prices, f. o. b. mill, full freight allowed to all zones, computed in the same manner as provided in paragraph (a) of this Appendix I, plus the following net additions to the maximum price established in paragraph (a) of this Appendix I:

1. Sugar pine: 12½% of price established in paragraph (a) above.

2. Idaho white pine: 45% of price established in paragraph (a) above.

3. Northern pine: 75% of price established in paragraph (a) above.

Where the manufacturer furnishes these woods at his option, the maximum prices shall be those established in paragraph (a) of this Appendix I.

(c) The maximum prices established in paragraph (a) of this Appendix I shall be subject to the following deduction:

Rabbeting and beading omitted: $0.12 per pair.

(d) The maximum prices established in paragraphs (a) and (b) of this Appendix I may be adjusted in accordance with the following additions for the specified services and conditions:

1. 5 to 9 pair of a size and kind: 20% of price established in paragraph (a) above.

2. Less than 5 pair of a size and kind: 30% of price established in paragraph (a) above.

3. Face crated; add net per bundle for sizes not over 3.0 x 6.0 as follows: 1⅛" thick blinds, 6 pair of a size and kind to a bundle: $0.25 net per bundle. 1⅜" thick blinds, 5 pair of a size and kind to a bundle: $0.25 net per bundle. 1⅛" and 1⅜" thick shutters, 5 pair of a size and kind to a bundle: $0.25 net per bundle. Blinds and shutters over 3.0 x 6.0: $0.03½ net per square foot.

4. Stiles and top rails wider than 2¼"; add for each ½" or part thereof: 10% of price established in paragraph (a) above.

5. Bottom and cross rails wider than 4⅝"; add for each 1" or part thereof: 5% of price established in paragraph (a) above.

6. Each 2" or fraction additional width of opening: $0.02 net per lineal foot in height per pair.

7. No. 1 quality: 10% of price established in paragraph (a) above.

8. Single blinds, take ½ the price of a pair which is double the width of the single blind, and add: 25% of price established in paragraph (a) above.

9. Blinds 4.0 high or higher, with one long rolling or stationary slat panel high: 25% of price established in paragraph (a) above.

10. Blinds, with 3 long rolling or stationary slat panels high: 30% of price established in paragraph (a) above.

11. Blinds, slat and panelled, add the following to the prices of regular stock stationary slat blinds as provided in paragraph (a) above for various quantities: (Percentages are of the price established in paragraph (a) above.)

	Extra for design		Net extra pair for cut-out designs
U 1406	30%		
U 1410	25%	plus	$0.25
U 1414	15%	plus	.35
U 1416	35%	plus	.25
U 1418	25%	plus	.35
U 1422	25%	plus	.25
U 1428	40%	plus	.35
U 1430	35%	plus	.45
U 1450			.35
U 1451			.35
U 1452			.35
U 1453			.35
U 1454			.35
U 1459			.35
U 1462			.35
U 1463			.35
U 1471			.35
U 1455			.25
U 1456			.25
U 1457			.25
U 1460			.25
U 1466			.25
U 1467			.25
U 1458			.45
U 1461			.45
U 1464			.45
U 1465			.45
U 1469			.45
Rolling slats	$0.02 per foot		

	Net extra pair for cut-out designs
Segment head	$1.50 per pair
Circle head	2.30 per pair
Gothic head	2.75 per pair

12. For shutters, add the following, net per pair to the prices of regular stock stationary slat blinds as provided in paragraph (a) above for various quantities: (Percentages are of price established in paragraph (a) above.)

	Percent
1 flat panel	10
2 flat panels	15
3 flat panels	20
1 raised ½" thick panel	25
2 raised ½" thick panels	30
3 raised ½" thick panels	35
Bead and butt, two ¾" panels	50

	Per pair
Segment head	$1.25
Circle head	1.75
Gothic head	2.25

	20 or more pair	10 to 20 pair	Less than 10 pair
13. Priming joints with lead and oil	$0.15	$0.20	$0.30
14. Wedging and gluing	.20	.25	.30
15. Rot-proofing	.15	.20	.25

SEC. 26. *Appendix J: Maximum prices for hardwood panel, sash and casement doors, flush veneered doors, hardwood sidelights, hardwood toilet and dwarf doors and for hardwood knocked down door stock—(All with solid cores of any species of lumber except fir, larch, spruce or hemlock.* (a) The maximum prices for hardwood veneered doors having solid cores of any species of lumber except fir, larch, spruce or hemlock sold alone, or with other millwork, in carload quantities shall be the net price f. o. b. mill, full freight allowed, computed by applying the following base discounts to the list prices contained in Standard Woodwork Lists, Catalogue No. 40 and by adding list extras subject to a 50 percent discount.

[Above paragraph and section heading amended by Am. 6, 10 F.R. 6106, effective 5-30-45]

Delivered to—	Area 1		Areas 2-3E		Areas 3-4		Area 4E		Area 5		Area 6		Extras as shown for—
Description of product: No. 1 Hardwood Veneered Doors; 5 of a size and kind	1⅜" base discount	1¾" list extra	1⅜" base discount	1¾" list extra	1⅜" base discount	1¾" list extra	1⅜" base discount	1¾" list extra	1⅜" base discount	1¾" list extra	1⅜" base discount	1¾" list extra	
PANELLED, SASH AND CASEMENT DOORS													
Ash:													
Brown	53	$1.30	52½	$1.40	52	$1.50	51½	$1.60	51	$1.70	50	$1.90	Brown Ash.
Calico	54½	1.30	54	1.40	53½	1.50	53	1.60	52½	1.70	51½	1.90	Calico Ash.
Birch:													
Unselected Rotary Cut	55½	1.30	55	1.40	54½	1.50	54	1.60	53½	1.70	52½	1.90	Unselected Birch.
Red or White	48½	1.50	48	1.60	47½	1.70	47	1.80	46½	1.90	45½	2.10	Red Birch
Butternut	18	1.70	17½	1.80	17	1.90	16½	2.00	16	2.10	15	2.30	Walnut.
Cedar: Aromatic Red	12	1.70	11½	1.80	11	1.90	10½	2.00	10	2.10	9	2.30	Red Cedar.
Cherry	9½	1.70	9	1.80	8½	1.90	8	2.00	7½	2.10	6½	2.30	Walnut.
Chestnut: Rotary Sawn or Wormy	37½	1.50	37	1.60	36½	1.70	36	1.80	35½	1.90	34½	2.10	Chestnut.
Cypress: Sawn	36	1.50	35½	1.60	35	1.70	34½	1.80	34	1.90	33	2.10	Cypress.
Fir	49½	1.30	49	1.40	48½	1.50	48	1.60	47½	1.70	46½	1.90	Unselected Birch.
Gum:													
Unselected Rotary Cut	60½	1.30	60	1.40	59½	1.50	59	1.60	58½	1.70	57½	1.90	Do
Red	52	1.30	51½	1.40	51	1.50	50½	1.60	50	1.70	49	1.90	Red Gum.
Quartered Sap	43½	1.30	43	1.40	42½	1.50	42	1.60	41½	1.70	40½	1.90	Do.
Quartered Red (Figured)	32½	1.30	32	1.40	31½	1.50	31	1.60	30½	1.70	29½	1.90	Quartered Red Gum
Quartered Red (Plain)	38½	1.30	38	1.40	37½	1.50	37	1.60	36½	1.70	35½	1.90	Do
Red, Rotary Cut (Figured)	47	1.30	46½	1.40	46	1.50	45½	1.60	45	1.70	44	1.90	Red Gum.
Mahogany:													
African (Figured)	25	1.70	24½	1.80	24	1.90	23½	2.00	23	2.10	22	2.30	African Mahogany.
Mexican	16½	1.70	16	1.80	15½	1.90	15	2.00	14½	2.10	13½	2.30	Mexican Mahogany
Maple:													
Unselected	54½	1.30	54	1.40	53½	1.50	53	1.60	52½	1.70	51½	1.90	Unselected Birch.
Bird's-Eye	18	1.30	17½	1.40	17	1.50	16½	1.60	16	1.70	15	1.90	Quartered Oak.
Oak:													
Red	48½	1.30	48	1.40	47½	1.50	47	1.60	46½	1.70	45½	1.90	Red Oak.
Rotary Cut White	46	1.50	45½	1.60	45	1.70	44½	1.80	44	1.90	43	2.10	White Oak.
Plain Sawn White	37½	1.50	37	1.60	36½	1.70	36	1.80	35½	1.90	34½	2.10	Do.
Quarter Sawn Red or White	32½	1.50	32	1.60	31½	1.70	31	1.80	30½	1.90	29½	2.10	Quartered Oak
Comb Grain Red or White	31	1.50	30½	1.60	30	1.70	29½	1.80	29	1.90	28	2.10	Do.
Philippine Hardwood:													
Light	43½	1.50	43	1.60	42½	1.70	42	1.80	41½	1.90	40½	2.10	Philippine
Dark	42	1.50	41½	1.60	41	1.70	40½	1.80	40	1.90	39	2.10	Do.
Pine:													
Yellow Rotary	50½	1.30	50	1.40	49½	1.50	49	1.60	48½	1.70	47½	1.90	Yellow Pine
Ponderosa	55½	1.30	55	1.40	54½	1.50	54	1.60	53½	1.70	52½	1.90	Unselected Birch
Knotty White (⅜" Veneer)	29	1.30	28½	1.40	28	1.50	27½	1.60	27	1.70	26	1.90	Do
Poplar	42	1.50	41½	1.60	41	1.70	40½	1.80	40	1.90	39	2.10	Chestnut.
Sycamore: Quarter Sawn	40	1.50	39½	1.60	39	1.70	38½	1.80	38	1.90	37	2.10	Quartered Oak.
Walnut, American Sawn or Sliced:													
Sap No Defect	15½	1.70	15	1.80	14½	1.90	14	2.00	13½	2.10	12½	2.30	Walnut
All Heart	12	1.70	11½	1.80	11	1.90	10½	2.00	10	2.10	9	2.30	Do.

[Above table amended by Am. 16, 11 F.R. 5020, effective 5-6-46]

(b) The maximum prices for 5 of a size and kind of hardwood veneered sidelights, 1⅜" thick, having solid cores of any species of lumber except fir, larch, spruce or hemlock, sold alone, or with other millwork, in carload quantities shall be the net prices, f. o. b. mill, full freight allowed, computed by using the list prices contained in Sidelight Base List, page 197 of Standard Woodwork Lists, Catalogue No. 40, and applying the base discounts and list extras discounted 50 percent, set forth in paragraph (a) of this appendix J.

(c) The maximum prices for 5 of a size and kind of hardwood veneered toilet and dwarf doors and hardwood knocked down veneered door stock, all having solid cores of any species of lumber except fir, larch, spruce or hemlock, sold alone, or with other millwork, in carload quantities shall be the net prices, f. o. b. mill, full freight allowed, computed by using the list prices contained in the Toilet and Dwarf Door Base List, page 219 of Standard Woodwork Lists, Catalogue No. 40, and the Knocked Down Veneered Door Stock Base List, page 221 of Catalogue No. 40, and applying the base discounts and list extras discounted 50 percent, set forth in paragraph (a) of this appendix J.

[Paragraphs (b) and (c) amended by Am. 6, 10 F.R. 6106, effective 5-30-45]

(d) The maximum prices for 5 of a size and kind of flush veneered doors, 1¾" thick, having solid cores of any species of lumber except fir, larch, spruce or hemlock, sold alone, or with other millwork, in carload quantities shall be the net prices, f. o. b. mill, full freight allowed, computed for delivery in Area 1 by applying the following base discounts to the list prices contained in Standard Woodwork Lists, Catalogue No. 40, and computed for delivery in all other areas by shortening the base discounts for area 1 in accordance with the following table and applying the resulting discounts to that list:

[Above paragraph amended by Am. 6]

Description of product: No. 1 flush veneered doors, 1¾" thick; 5 of a size and kind	Delivered to— Area 1 (for other areas, see note below)					
	1⅛" or less rotary cut faces	1⅜" rotary cut	1⅜" or less, sawn or sliced	1⅜" sawn	1¾" sawn	3⅝" sawn
Ash, brown	41	36	36	30	24	14
Basswood	43½	38½				
Birch, unselected	43½	38½	38½	32½	26½	16½
Birch, red or white	37½	29	29	19	14	1/2
Butternut			24	16½	4½	+12½
Cedar, aromatic red			20½	14	2	
Cherry				18	3	+15
Chestnut, regular		29	29	24	18	10½
Chestnut, wormy		29	29	24	18	10½
Cypress			27½	24	13½	3
Fir		36		32½	25	14
Gum:						
Plain red	41	36	36	30	24	13
Rotary figured red	38½	33½				
Quartered, plain red			32½	26½	19	7
Quartered, figured red			27½	21½	13	1/2
Sap	44½	40	40	35	29	18
Quartered, sap			33½	27½	20½	8
Mahogany:						
Figured African (1/28")	22½		16½	12	+3	+21
Mexican			15½	10½	+4	+21
Philippine, light			29	25	18	3
Philippine, dark			27½	24	16½	2

Description of product: No. 1 flush veneered doors, 1¾" thick; 5 of a size and kind	Delivered to— Area 1 (for other areas, see note below)				
	1⅛" or less rotary cut faces	1⅜" rotary cut	1⅜" or less, sawn or sliced	1⅜" sawn	1¾" sawn	3⅝" sawn
Maple:						
Unselected	42	37½	37½	31	25	15½
Bird's-eye	20½					
Selected white	37½	29	27½	19		
Oak:						
Plain red	36	31	31	29	24	10½
Plain white	35	29	27½	24	16½	3
Quartered red			24	20½	12	+3
Quartered white			24	20½	12	+3
Comb grain red			21½	18	9½	+5½
Comb grain white			21½	18	9½	+5½
Pine:						
Ponderosa				42	41	37½
Sugar				38½	37½	33½
Northern	42	37½		29	24	10½
Yellow		40		32½	29	20½
Knotty					21½	15½
Poplar	35	31	31	30	24	13
Sycamore			30	27½	21½	12
Walnut, all black, plain (5/28")	18		16½	3	+15	+27½

NOTE:
In Areas 2-3E shorten all discounts ½ point.
In Areas 3-4 shorten all discounts 1½ points.
In Area 4E shorten all discounts 2½ points.
In Area 5 shorten all discounts 3 points.
In Area 6 shorten all discounts 4½ points.

[Above table amended by Am. 16, 11 F.R. 5020, effective 5-6-46]

(e) The maximum prices established in paragraphs (a), (b), (c), and (d) of this Appendix J shall be subject to the following deduction:

Softwood edge strips, all edges: 1 point longer discount.

(f) The maximum prices established in paragraph (d) of this Appendix J shall be subject to the following deductions:

1. ⅜" thick flush doors: 1 point longer discount.

2. 1⅛" thick flush doors: 2 points longer discount.

(g) The maximum prices established in paragraph (d) of this Appendix J may be adjusted in accordance with the following addition for the specified condition:

Doors thicker than 1¾": 3 points shorter base discount for each ¼" in thickness in excess of 1¾".

(h) The maximum prices established in paragraphs (a), (b), (c) and (d) of this Appendix J may be adjusted in accordance with the following additions for the specified services and conditions:

1. Less than 5 of a size and kind: 20% of the net price, each, for 5 of a size and kind.

2. Packing veneered doors and sidelights: $1.10 per bundle.

3. Rotary cut figured red gum panels substituted for unselected rotary cut gum panels in unselected rotary cut gum doors: $.45 net per door.

4. Figured quarter sawn red gum fitch panels substituted for unselected gum panels in unselected rotary cut gum doors: $.85 net per door.

5. All 1¾" thick doors and sidelights: 50% of the list extras as shown in paragraph (a) of this Appendix J.

6. Layout, design and general veneer door extras as contained in Standard Woodwork Lists, Catalogue No. 40: 50% of the veneered lists.

SEC. 27. *Appendix K: Maximum prices for open hardwood sash and transoms with Ponderosa pine solid cores.* (a) The maximum prices for open hardwood veneered sash and transoms with Ponderosa pine solid cores sold alone, or with other millwork, in carload quantities shall be the net prices, f. o. b. mill, full freight allowed, computed by applying the following base discounts to the list prices, list extras, and/or added net extras on page 220 of Standard Woodwork Lists, Catalogue No. 40:

Description of product: No. 1 hardwood veneered sash and transoms; 5 of a size and kind	Delivered to— Area 1	Areas 2-3E	Areas 3-4	Area 4E	Area 5	Area 6
Woods: Unselected birch, red oak, unselected gum, brown ash, yellow pine, pine, red birch, and white birch	53	52½	52	51½	51	50
All other woods	48½	48	47½	47	46½	45½

[Above table amended by Am. 16, 11 F.R. 5020, effective 5-6-46]

(b) The maximum prices established in paragraph (a) of this Appendix K shall be subject to the following deduction:

Softwood edge strips, all edges: 1 point longer discount.

(c) The maximum prices established in paragraph (a) of this Appendix K may be adjusted in accordance with the following additions for the specified services and conditions:

1. Packing veneered sash and transoms: $.55 per bundle.

2. Orders for less than 5 of a size and kind: 20% of the net price, each, for 5 of a size and kind.

SEC. 28. *Appendix L: Price areas for veneered hardwood doors.* The price areas referred to in Appendices J and K, sections 26 and 27, shall be as follows:

Area 1: All of Wisconsin and that part of Minnesota south of a straight line drawn through and including the cities of Duluth, Minnesota, and Sioux Falls, South Dakota; the western boundary of Area 1 extending south from Sioux Falls on a straight line drawn through and including Lincoln, Nebraska, thence from Lincoln, Nebraska, on a straight line drawn in a southeasterly direction to and including Topeka, Kansas; thence on a straight line eastward to and including Jefferson City, Missouri; thence in a southeasterly direction on a straight line to and including the city of Cairo, Illinois. All of Illinois and all of Iowa, and that part of Missouri north of the southern boundary of this area as described above. Also East Chicago, Indiana Harbor, Hammond and Gary as the only points in Indiana.

Area 2: Bounded on the north by the southern shores of Lake Superior, Lake Huron, Lake Erie and extending east to and including the city of Buffalo, New York; bounded on the east by a straight line drawn from Buffalo, New York, to and including the city of Pittsburgh, Pennsylvania; thence extending south on a straight line to and including Charleston, West Virginia; bounded on the south by a straight line drawn west from Charleston, West Virginia, to and including the city of Lexington, Kentucky, thence on a straight line to and including the city of Louisville, thence along the Ohio River to the Indiana State Line; bounded on the west by the western Indiana State Line and the western shore of Lake Michigan. Included in Area 2 territory are all of Michigan, Ohio, Indiana (except the four cities included in Area 1), and such portions of New York, Pennsylvania, West Virginia and Kentucky as would fall within the boundary lines described herein; also Memphis as the only point in Tennessee.

Area 3E: Bounded on the west by the eastern boundary of Area 2; bounded on the north by the Canadian Border extending from Buffalo to the Atlantic Ocean; bounded on the east by the Atlantic Ocean from the Canadian Border to and including Norfolk, Virginia; bounded on the south by straight lines drawn westward from Norfolk, Virginia, to and including Lynchburg, Virginia, extending thence through but not including Charleston, West Virginia, meeting Area 2 and the western boundary of Area 3, just east of Charleston, West Virginia.

Area 3: All of Kentucky south of the southern boundary of Area 2; all of Tennessee, except Memphis; all of Alabama and Mississippi; also New Orleans as the only point in Louisiana.

Area 4E: Those parts of Virginia and West Virginia south of the southern boundary of Area 3 and of the southeastern point of Area 2; all of North Carolina, South Carolina, Georgia, and that part of Florida north of a straight line drawn through and including Jacksonville and Pensacola.

Area 4: All of Minnesota, North Dakota and South Dakota not included in Area 1; all of Nebraska not included in Area 1; all of Kansas not included in Area 1; all of Missouri south of the southern boundary line of Area 1; Arkansas; Louisiana, except New Orleans, Texas and Oklahoma: eastern Colorado east of a line drawn through and including Trinidad, Pueblo, Colorado Springs, Den-

ver, Boulder and Fort Collins; also Cheyenne as the only point in Wyoming.

Area 5: All of Montana; all of Wyoming except Cheyenne; all of Colorado not included in Area 4; New Mexico, and northeastern Utah, including the cities of Ogden, Salt Lake City and Provo.

Area 6: Oregon, Washington, Idaho, California, Nevada, Arizona, and that part of Utah not in Area 5; all of Florida not included in Area 4.

SEC. 29. *Appendix M: Maximum prices for stock millwork specialties.* The maximum prices for stock millwork specialties covered by this regulation, sold alone or with other millwork, in carload quantities, f. o. b. mill full freight allowed, shall be for each manufacturer, his individual highest net selling prices in effect in October 1941, for carload quantities sold to the same class of customer in the same delivery zone, f. o. b. mill full freight allowed, increased by twenty-five (25) percent.

If the manufacturer's customary method of pricing is to use a list and a discount sheet, he may shorten his discount by the number of half-points which will most nearly approximate a 25 percent increase in the highest net selling price in effect in October 1941. If the manufacturer uses a net list price, the 25 percent increase in price shall be rounded off to the nearest one cent.

[Sec. 29 added by Am. 1, 8 F.R. 14346, effective 10-26-43; amended by Am. 3, 8 F.R. 16199, effective 12-4-43 and Am. 16, 11 F.R. 5020, effective 5-6-46]

SEC. 30. *Appendix N: Supplemental lists to Standard Lists Catalog No. 40.* The following Modular Standard lists of Ponderosa pine sash, windows, sash screens and window screens must be used by all sellers in computing maximum selling prices for any item contained therein. In computing maximum selling prices for items not on this supplemental list, the seller must base his computations on lists contained in Standard Lists Catalog No. 40. In establishing maximum selling prices for 2 light storm sash the seller will use the list price of the 1⅜" 2 light checkrail windows. In establishing maximum selling prices for 4 light storm sash the seller will use the list price of the 1⅜" 4 light checkrail windows.

Supplemental List No. 1. Unless otherwise specified, windows and sash will be supplied with wood parts no wider than standard layouts shown for each design and for an opening no larger than that shown.

Inches

Two light check rail windows 1⅜
Pre-fit face measure:
Stiles and top rail 1 29/32
Bottom rail 3
Check rail 1 3/32

Standard opening	Glass size	List open	List glazed SS	List glazed DS
1-4 x 2-6	12 x 12	$1.09	$2.22	$2.40
2-10	14	1.13	2.45	2.65
3-2	16	1.17	2.56	2.81
3-6	18	1.21	2.72	3.02
3-10	20	1.25	2.82	3.17
4-2	22	1.30	2.98	3.33
4-6	24	1.34	3.14	3.55
4-10	26	1.38	3.30	3.75
5-2	28	1.42	3.45	3.90
5-6	30	1.46	3.66	4.35
5-10	32	1.58	3.91	4.60
1-8 x 3-2	16 x 16	1.25	2.88	3.23
3-6	18	1.30	3.04	3.44
3-10	20	1.34	3.25	3.70
4-2	22	1.38	3.45	3.95
4-6	24	1.42	3.53	4.10

Standard opening	Glass size	List open	List glazed SS	List glazed DS
1-8 x 4-10	16 x 26	$1.46	$3.92	$4.70
5-2	28	1.50	4.02	4.90
5-6	30	1.55	4.22	5.10
5-10	32	1.67	4.47	5.45
6-2	34	1.71	4.67	5.70
6-6	36	1.75	4.88	5.80
2-0 x 2-6	20 x 12	1.25	2.82	3.17
2-10	14	1.30	2.98	3.30
3-2	16	1.34	3.25	3.70
3-6	18	1.38	3.45	3.95
3-10	20	1.42	3.81	4.50
4-2	22	1.46	3.97	4.85
4-6	24	1.50	4.17	5.05
4-10	26	1.55	4.32	5.30
5-2	28	1.59	4.32	5.55
5-6	30	1.63	4.72	5.85
5-10	32	1.75	5.25	6.45
6-2	34	1.80	5.30	6.50
6-6	36	1.84	5.63	6.95
6-10	38	1.89	5.98	7.45
7-2	40	2.02	6.18	7.65
2-4 x 2-6	24 x 12	1.34	3.14	3.55
2-10	14	1.38	3.40	3.85
3-2	16	1.42	3.60	4.30
3-6	18	1.46	3.92	4.70
3-10	20	1.50	4.17	5.05
4-2	22	1.55	4.32	5.30
4-6	24	1.59	4.67	5.80
4-10	26	1.63	4.72	5.85
5-2	28	1.67	5.15	6.35
5-6	30	1.71	5.41	6.75
5-10	32	1.84	5.93	7.40
6-2	34	1.89	6.03	7.45
6-6	36	1.93	6.43	8.05
6-10	38	1.97	6.88	8.60
7-2	40	2.11	7.08	8.75
2-8 x 2-10	28 x 14	1.46	3.82	4.55
3-2	16	1.50	4.02	4.90
3-6	18	1.55	4.32	5.30
3-10	20	1.59	4.52	5.55
4-2	22	1.63	4.72	5.85
4-6	24	1.67	5.15	6.35
4-10	26	1.71	5.56	6.85
5-2	28	1.75	5.83	7.30
5-6	30	1.80	5.88	7.35
5-10	32	1.93	6.83	8.55
6-2	34	1.97	6.88	8.60
6-6	36	2.02	7.44	9.40
6-10	38	2.06	7.49	9.45
7-2	40	2.20	8.35	10.60
3-0 x 2-10	32 x 14	1.63	4.22	5.05
3-2	16	1.67	4.47	5.45
3-6	18	1.71	4.67	5.70
3-10	20	1.75	5.25	6.45
4-2	22	1.80	5.51	6.85
4-6	24	1.84	5.93	7.40
4-10	26	1.89	5.98	7.45
5-2	28	1.93	6.83	8.55
5-6	30	1.97	6.88	8.60
5-10	32	2.02	7.44	9.40
6-2	34	2.06	7.49	9.45
6-6	36	2.10	8.25	10.50
6-10	38	2.15	9.05	11.35
7-2	40	2.30	9.25	11.55
3-4 x 2-10	36 x 14	1.71	4.52	5.50
3-2	16	1.75	4.88	5.80
3-6	18	1.80	5.30	6.50
3-10	20	1.84	5.63	6.95
4-2	22	1.89	5.98	7.45
4-6	24	1.93	6.43	8.05
4-10	26	1.97	6.88	8.60
5-2	28	2.02	7.44	9.40
5-6	30	2.06	7.49	9.45
5-10	32	2.10	8.25	10.50
6-2	34	2.15	9.05	11.35
6-6	36	2.19	9.10	11.40
6-10	38	2.24	10.20	12.95
7-2	40	2.39	10.40	13.15
3-8 x 3-6	40 x 18	1.98	5.83	7.15
3-10	20	2.03	6.18	7.65
4-2	22	2.07	6.98	8.70
4-6	24	2.11	7.03	8.75
4-10	26	2.16	7.64	9.60
5-2	28	2.20	8.35	10.60
5-6	30	2.26	8.45	10.70
5-10	32	2.30	9.25	11.55
6-2	34	2.34	10.35	13.10
6-6	36	2.39	10.40	13.15
6-10	38	2.43	.....	13.20
7-2	40	2.48	.....	13.25
4-0 x 3-6	44 x 18	2.07	.....	8.15
3-10	20	2.12	.....	8.80
4-2	22	2.16	.....	9.60
4-6	24	2.20	.....	9.65
4-10	26	2.26	.....	10.70
5-2	28	2.30	.....	11.55
5-6	30	2.34	.....	13.10
5-10	32	2.39	.....	13.15
6-2	34	2.44	.....	13.20
6-6	36	2.48	.....	13.25
6-10	38	2.53	.....	16.91
7-2	40	2.57	.....	16.96
4-3 x 4-6	48 x 24	2.30	.....	11.55
4-10	26	2.34	.....	11.60
5-2	28	2.39	.....	13.15
5-6	30	2.43	.....	13.20
5-10	32	2.48	.....	13.25
6-2	34	2.53	.....	16.91
6-6	36	2.57	.....	16.96
6-10	38	2.62	.....	17.10
7-2	40	2.66	.....	17.15

Inches

Two light plain rail windows 1⅜
Pre-fit face measures:
Stiles 1 29/32
Top rail and bottom rail 2 7/16
Meeting rail 1 3/32

Standard opening	Glass size	List open	List glazed SS
2-0 x 3-10	20 x 20	$1.25	$3.61
4-6	24	1.32	3.92
4-10	26	1.36	4.07
2-4 x 3-10	24 x 20	1.32	3.92
4-6	24	1.40	4.42
4-10	26	1.43	4.47
5-2	28	1.47	4.90

Inches

Divided light windows:
Top divided 2 vertical lights 1⅜
Pre-fit face measure:
Stiles and top rail 1 29/32
Bottom rail 3
Check rail 1 3/32
Vertical bar 3/16

Standard opening	Glass size	List open	List glazed SS
1-4 x 2-6	12 x 12	$1.23	$2.45
2-10	14	1.27	2.70
3-2	16	1.31	2.80
3-6	18	1.41	3.06
3-10	20	1.45	3.17
4-2	22	1.50	3.32
4-6	24	1.54	3.45
4-10	26	1.58	3.60
5-2	28	1.62	3.80
5-6	30	1.66	4.01
5-10	32	1.86	4.40
1-8 x 3-2	16 x 16	1.39	3.11
3-6	18	1.50	3.37
3-10	20	1.54	3.61
4-2	22	1.58	3.83
4-6	24	1.62	3.98
4-10	26	1.66	4.31
5-2	28	1.70	4.38
5-6	30	1.75	4.56
5-10	32	1.95	4.95
6-2	34	1.99	5.15
6-6	36	2.03	5.30

Inches

Top divided 3 ver. lights 1⅜
Pre-fit face measure:
Stiles and top rail 1 29/32
Bottom rail 3
Check rail 1 3/32
Vertical bar 3/16

Standard opening	Glass size	List open	List glazed SS	List glazed top SS, bot. DS
2-0 x 2-6	20 x 12	$1.46	$3.19	$3.37
2-10	14	1.51	3.34	3.51
3-2	16	1.55	3.63	3.80
3-6	18	1.68	4.00	4.25
3-10	20	1.72	4.35	4.70
4-2	22	1.76	4.51	4.95
4-6	24	1.80	4.71	5.15
4-10	26	1.85	4.86	5.35
5-2	28	1.89	5.03	5.55
5-6	30	1.93	5.23	5.80
5-10	32	2.17	5.93	6.65
6-2	34	2.22	5.98	6.75
6-6	36	2.26	6.34	7.01
6-10	38	2.31	6.75	7.45
7-2	40	2.44	6.95	7.65
2-4 x 2-6	24 x 12	1.55	3.55	3.76
2-10	14	1.59	3.82	4.01
3-2	16	1.63	4.03	4.38
3-6	18	1.76	4.49	4.85
3-10	20	1.80	4.74	5.15
4-2	22	1.85	4.91	5.40
4-6	24	1.89	5.26	5.85
4-10	26	1.93	5.31	5.85
5-2	28	1.97	5.66	6.25
5-6	30	2.01	5.87	6.55
5-10	32	2.26	6.65	7.35
6-2	34	2.31	6.76	7.47
6-6	36	2.35	7.20	8.01
6-10	38	2.39	7.66	8.52
7-2	40	2.53	7.76	8.62
2-8 x 2-10	28 x 14	1.67	4.27	4.64
3-2	16	1.71	4.44	4.85
3-6	18	1.85	4.90	5.39
3-10	20	1.89	5.11	5.63
4-2	22	1.93	5.32	5.80
4-6	24	1.97	5.72	6.34
4-10	26	2.01	6.07	6.73
5-2	28	2.05	6.39	7.12
5-6	30	2.10	6.45	7.18
5-10	32	2.35	7.56	8.42
6-2	34	2.39	7.61	8.47
6-6	36	2.44	8.16	9.14
6-10	38	2.48	8.21	9.19
7-2	40	2.62	9.06	10.19

Inches

Top div. 4 vert lts 1⅜
Prefit face measure:
Stiles and top rail 1 29/32
Bottom rail 3
Check rail 1 3/32
Vertical bar 3/16

Standard opening	Glass size	List open	List glazed SS	List glazed top SS, bot. DS
3-0 x 2-10	32 x 14	$1.91	$4.79	$5.21
3-2	16	1.90	5.06	5.55
3-6	18	2.11	5.43	5.95
3-10	20	2.15	5.98	6.58
4-2	22	2.20	6.25	6.98
4-6	24	2.24	6.72	7.45
4-10	26	2.29	6.78	7.51
5-2	28	2.33	7.57	8.43
5-6	30	2.37	7.57	8.43
5-10	32	2.58	8.40	9.38
6-2	34	2.62	8.45	9.43
6-6	36	2.66	9.26	10.39
6-10	38	2.71	10.07	11.23
7-2	40	2.86	10.20	11.36
2-4 x 2-10	36 x 14	1.99	5.11	5.60
3-2	16	2.03	5.45	5.96
3-6	18	2.20	6.03	6.63
3-10	20	2.24	6.40	7.07
4-2	22	2.29	6.77	7.50
4-6	24	2.33	7.12	7.93
4-10	26	2.37	7.57	8.43
5-2	28	2.42	8.12	9.10
5-6	30	2.46	8.17	9.15
5-10	32	2.66	9.20	10.33
6-2	34	2.71	10.07	11.23
6-6	36	2.75	10.13	11.29
6-10	38	2.80	11.16	12.53
7-2	40	2.95	11.37	12.74
2-8 x 3-6	40 x 18	2.38	6.60	7.27
3-10	20	2.43	6.97	7.70
4-2	22	2.47	7.78	8.64
4-6	24	2.51	7.85	8.71
4-10	26	2.56	8.38	9.36
5-2	28	2.60	9.08	10.21
5-6	30	2.66	9.19	10.32
5-10	32	2.86	10.20	11.36
6-2	34	2.90	11.32	12.69
6-6	36	2.95	11.37	12.74
6-10	38	2.99	.....	12.79
7-2	40	3.04	.....	12.84
4-0 x 3-6	44 x 18	2.47	.....	8.18
3-10	20	2.52	.....	8.74
4-2	22	2.56	.....	9.41
4-6	24	2.60	.....	9.46
4-10	26	2.66	.....	10.32
5-2	28	2.70	.....	11.16
5-6	30	2.74	.....	12.40
5-10	32	2.95	.....	12.74
6-2	34	3.00	.....	12.79
6-6	36	3.04	.....	12.84
6-10	38	3.09	.....	15.87
7-2	40	3.13	.....	16.03
4-3 x 4-6	48 x 24	2.70	.....	11.15
4-10	26	2.74	.....	11.21
5-2	28	2.79	.....	12.53
5-6	30	2.83	.....	12.58
5-10	32	3.04	.....	12.84
6-2	34	3.09	.....	15.87
6-6	36	3.13	.....	15.92
6-10	38	3.18	.....	16.39
7-2	40	3.22	.....	16.56

Inches

Top divided, 4 lights 2 wide 1⅜
Prefit face measure:
Stiles 1 29/32
Top rail 1 21/32
Bottom rail 3
Check rail 1 3/32
Vertical bar and muntin 3/16

Standard opening	Glass size	List open	List glazed SS
1-4 x 2-6	12 x 12	$1.37	$2.69
2-10	14	1.41	2.95
3-2	16	1.45	3.05
3-6	18	1.49	3.21
3-10	20	1.53	3.32
4-2	22	1.58	3.48
4-6	24	1.62	3.67
4-10	26	1.66	3.82
5-2	28	1.70	3.96
5-6	30	1.74	4.20
5-10	32	1.86	4.45
1-8 x 3-2	16 x 16	1.53	3.38
3-6	18	1.58	3.54
3-10	20	1.62	3.77
4-2	22	1.66	4.00
4-6	24	1.70	4.10
4-10	26	1.74	4.49
5-2	28	1.78	4.59
5-6	30	1.83	4.80
5-10	32	1.95	5.06
6-2	34	2.11	5.43
6-6	36	2.15	5.61

Inches

Top divided 6 lights, 3 wide 1⅜
Prefit face measure:
Stiles 1 29/32
Top rail 1 21/32
Bottom rail 3
Check rail 1 3/32
Vertical bar and muntins 3/16

Standard opening	Glass size	List open	List glazed SS	List glazed top SS, bot. DS
2-0 x 2-6	20 x 12	$1.67	$3.58	$3.76
2-10	14	1.72	3.70	3.90
3-2	16	1.76	4.02	4.25
3-6	18	1.80	4.24	4.49
3-10	20	1.84	4.60	4.95
4-2	22	1.88	4.79	5.23
4-6	24	1.92	4.96	5.40
4-10	26	1.97	5.17	5.66
5-2	28	2.01	5.32	5.84
5-6	30	2.05	5.59	6.16
5-10	32	2.17	6.02	6.62
6-2	34	2.40	6.38	6.98
6-6	36	2.44	6.74	7.41
6-10	38	2.49	7.12	7.85
7-2	40	2.62	7.32	8.05
2-4 x 2-6	24 x 12	1.76	3.91	4.12
2-10	14	1.80	4.18	4.40
3-2	16	1.84	4.39	4.74
3-6	18	1.88	4.74	5.13
3-10	20	1.92	4.99	5.43
4-2	22	1.97	5.16	5.65
4-6	24	2.01	5.51	6.08
4-10	26	2.05	5.57	6.14
5-2	28	2.09	5.97	6.57
5-6	30	2.13	6.23	6.91
5-10	32	2.26	6.82	7.55
6-2	34	2.49	7.17	7.88
6-6	36	2.53	7.57	8.38
6-10	38	2.57	8.04	8.90
7-2	40	2.71	8.19	9.05
2-8 x 2-10	28 x 14	$1.88	$4.63	$5.00
3-2	16	1.92	4.84	5.28
3-6	18	1.97	5.11	5.60
3-10	20	2.01	5.37	5.89
4-2	22	2.05	5.59	6.16
4-6	24	2.09	5.98	6.58
4-10	26	2.13	6.40	7.06
5-2	28	2.17	6.73	7.46
5-6	30	2.22	6.80	7.53
5-10	32	2.35	7.69	8.55
6-2	34	2.57	8.06	8.92
6-6	36	2.62	8.61	9.59
6-10	38	2.66	8.67	9.65
7-2	40	2.80	9.52	10.65

Inches

Top divided 8 lights 4 wide 1⅜
Prefit face measure:
Stiles 1 29/32
Top rail 1 21/32
Bottom rail 3
Check rail 1 3/32
Vertical bar and muntin 3/16

Standard opening	Glass size	List open	List glazed SS	List glazed top SS, bot. DS
3-0 x 2-10	32 x 14	$2.19	$5.27	$5.69
3-2	16	2.23	5.54	6.03
3-6	18	2.27	5.76	6.29
3-10	20	2.31	6.31	6.91
4-2	22	2.36	6.59	7.27
4-6	24	2.40	7.06	7.79
4-10	26	2.45	7.12	7.85
5-2	28	2.49	7.99	8.85
5-6	30	2.53	8.05	8.91
5-10	32	2.58	8.62	9.60
6-2	34	2.86	9.01	9.99
6-6	36	2.90	9.76	10.80
6-10	38	2.95	10.58	11.74
7-2	40	3.10	10.78	11.94
3-4 x 2-10	36 x 14	2.27	5.59	6.08
3-2	16	2.31	5.95	6.46
3-6	18	2.36	6.36	6.96
3-10	20	2.40	6.68	7.35
4-2	22	2.45	7.11	7.84
4-6	24	2.49	7.58	8.39
4-10	26	2.53	8.04	8.90
5-2	28	2.58	8.61	9.59
5-6	30	2.62	8.68	9.66
5-10	32	2.66	9.44	10.57
6-2	34	2.95	10.58	11.74
6-6	36	2.99	10.63	11.79
6-10	38	3.04	11.76	13.13
7-2	40	3.19	11.96	13.33
3-8 x 3-6	40 x 18	2.54	6.88	7.75
3-10	20	2.59	7.31	8.04
4-2	22	2.63	8.15	9.01
4-6	24	2.67	8.20	9.06
4-10	26	2.72	8.82	9.80
5-2	28	2.76	9.54	10.67
5-6	30	2.82	9.65	10.78
5-10	32	2.86	10.38	11.54
6-2	34	3.14	11.91	13.28
6-6	36	3.19	11.96	13.33
6-10	38	3.23	.....	13.40
7-2	40	3.28	.....	13.45

Inches

Divided 4 horizontal lights 1⅜
Pre-fit face measure:
Stiles 1 29/32
Top rail 1 21/32
Bottom rail 2¾
Check rail 1 3/32
Muntin 3/16

Standard opening	Glass size	List open	List glazed SS	List glazed DS
1-4 x 2-6	12 x 12	$1.37	$2.70	$2.88
2-10	14	1.41	2.93	3.13
3-2	16	1.45	3.07	3.36
3-6	18	1.49	3.23	3.58
3-10	20	1.53	3.34	3.75
4-2	22	1.58	3.50	3.87
4-6	24	1.62	3.71	4.23
4-10	26	1.66	3.87	4.45
5-2	28	1.70	3.98	4.48
5-6	30	1.74	4.24	4.94
5-10	32	1.86	4.50	5.20
1-8 x 3-2	16 x 16	1.53	3.40	3.81
3-6	18	1.58	3.56	4.03
3-10	20	1.62	3.78	4.28
4-2	22	1.66	3.99	4.51
4-6	24	1.70	4.10	4.70
4-10	26	1.74	4.51	5.31
5-2	28	1.78	4.62	5.52
5-6	30	1.83	4.83	5.73
5-10	32	1.95	5.09	6.09
6-2	34	1.99	5.31	6.36
6-6	36	2.03	5.46	6.51
2-0 x 2-6	20 x 12	1.65	3.50	3.85
2-10	14	1.70	3.66	4.06
3-2	16	1.74	3.98	4.48
3-6	18	1.78	4.19	4.74
3-10	20	1.82	4.55	5.30
4-2	22	1.86	4.76	5.66
4-6	24	1.90	4.98	5.88
4-10	26	1.95	5.14	6.14
5-2	28	1.99	5.35	6.40
5-6	30	2.03	5.47	6.53
5-10	32	2.15	5.93	7.08
6-2	34	2.20	5.99	7.13
6-6	36	2.24	6.39	7.63
6-10	38	2.29	6.75	8.13
7-2	40	2.42	6.95	8.33
2-4 x 2-6	24 x 12	1.74	3.82	4.23
2-10	14	1.78	4.08	4.53
3-2	16	1.82	4.35	5.10
3-6	18	1.86	4.60	5.53
3-10	20	1.90	4.98	5.88
4-2	22	1.95	5.06	5.98
4-6	24	1.99	5.42	6.48
4-10	26	2.03	5.48	6.53
5-2	28	2.07	5.83	6.98
5-6	30	2.11	6.09	7.38
5-10	32	2.24	6.70	8.08
6-2	34	2.29	6.71	8.13
6-6	36	2.33	7.11	8.73
6-10	38	2.37	7.57	9.28
7-2	40	2.51	7.72	9.43
2-8 x 2-10	28 x 14	1.86	4.50	5.24
3-2	16	1.90	4.75	5.58
3-6	18	1.95	5.00	5.98
3-10	20	1.99	5.26	6.23
4-2	22	2.03	5.48	6.53
4-6	24	2.07	5.83	6.98
4-10	26	2.11	6.16	7.48
5-2	28	2.15	6.51	7.98
5-6	30	2.20	6.56	8.04
5-10	32	2.33	7.51	8.23
6-2	34	2.37	7.57	9.28
6-6	36	2.42	8.12	10.08
6-10	38	2.46	8.17	10.13
7-2	40	2.60	9.02	11.28
3-0 x 2-10	32 x 14	2.19	5.18	6.01
3-2	16	2.23	5.43	6.41
3-6	18	2.27	5.63	6.66
3-10	20	2.31	6.13	7.36

Standard opening	Glass size	List open	List glazed SS	List glazed DS
3-0 x 4-2	32 x 22	$2.36	$6.39	$7.76
4-6	24	2.40	6.89	8.36
4-10	26	2.45	6.94	8.41
5-2	28	2.49	7.79	9.51
5-6	30	2.53	7.85	9.56
5-10	32	2.58	8.40	10.36
6-2	34	2.62	8.45	10.41
6-6	36	2.66	9.20	11.46
6-10	38	2.71	10.16	12.41
7-2	40	2.86	10.36	12.61
3-4 x 2-10	36 x 14	2.27	5.48	6.46
3-2	16	2.31	5.84	6.85
3-6	18	2.36	6.26	7.46
3-10	20	2.40	6.59	7.91
4-2	22	2.45	6.94	8.41
4-6	24	2.49	7.39	9.01
4-10	26	2.53	7.85	9.56
5-2	28	2.58	8.40	10.36
5-6	30	2.62	8.58	10.49
5-10	32	2.66	9.33	11.54
6-2	34	2.71	10.16	12.40
6-6	36	2.75	10.21	12.45
6-10	38	2.80	11.16	13.91
7-2	40	2.95	11.36	14.11
3-8 x 3-6	40 x 18	2.54	6.79	8.11
3-10	20	2.59	7.14	8.61
4-2	22	2.63	8.05	9.73
4-6	24	2.67	8.11	9.78
4-10	26	2.72	8.72	10.64
5-2	28	2.76	9.43	11.64
5-6	30	2.82	9.45	11.66
5-10	32	2.86	10.21	12.51
6-2	34	2.90	11.31	14.06
6-6	36	2.95	11.36	14.11
6-10	38	2.99	11.42	14.16
7-2	40	3.04	11.47	14.21
4-0 x 3-6	44 x 18	3.75	$7.75	$9.27
3-10	20	2.80	8.31	9.99
4-2	22	2.84	8.71	10.72
4-6	24	2.88	8.76	10.77
4-10	26	2.94	9.66	11.82
5-2	28	2.98	10.37	12.67
5-6	30	3.02	11.47	14.22
5-10	32	3.07	11.52	14.27
6-2	34	3.12	11.56	14.32
6-6	36	3.16	11.63	14.37
6-10	38	3.21	14.03	17.07
7-2	40	3.25	14.09	17.12
4-4 x 4-6	40 x 24	2.98	10.37	12.67
4-10	26	3.02	10.42	12.72
5-2	28	3.07	11.52	14.27
5-6	30	3.11	11.57	14.32
5-10	32	3.16	11.63	14.37
6-2	34	3.21	14.04	17.07
6-6	36	3.25	14.09	17.12
6-10	38	3.30	14.79	18.22
7-2	40	3.24	14.84	18.27

Inches

Four light plain rail 1⅛
Pre-fit face measure:
Stiles 12⅛₃₂
Top rail and bottom rail 2⅞₁₆
Meeting rail 1⅝₃₂
Vertical bar ..... ⅜₁₆

Standard opening	Glass size	List open	List glazed SS
2-0 x 3-10	10 x 20	$1.41	$3.82
2-4 x 3-10	12 x 20	1.48	4.19
4-6	24	1.58	4.76
4-10	26	1.63	4.97
5-2	28	1.66	5.25
5-6	30	1.72	5.57
2-8 x 3-10	14 x 20	1.57	4.51
4-6	24	1.66	5.23
4-10	26	1.72	5.38
5-2	28	1.76	5.89

Inches

Four light check rail 1⅜
Pre-fit face measure:
Stiles 12⅛₃₂
Top rail 2⅞₁₆
Bottom rail 12⅝₃₂
Check rail 1⅜₃₂
Vertical bar ..... ⅜₁₆

Standard opening	Glass size	List open	List glazed SS	List glazed DS
2-0 x 3-2	10 x 16	$1.48	$3.64	$4.09
3-6	18	1.54	3.85	4.35
3-10	20	1.60	4.06	4.61
4-2	22	1.64	4.23	4.82
4-6	24	1.71	4.49	5.14
4-10	26	1.76	4.77	5.49
5-2	28	1.84	4.96	5.73
5-6	30	1.85	5.17	5.98
2-4 x 3-2	12 x 16	1.57	3.96	4.46
3-6	18	1.63	4.22	4.82
3-10	20	1.68	4.44	5.09
4-2	22	1.74	4.70	5.40

Standard opening	Glass size	List open	List glazed SS	List glazed DS
2-4 x 4-6	12 x 24	$1.79	$5.03	$5.79
4-10	26	1.85	5.24	6.14
5-2	28	1.89	5.53	6.43
5-6	30	1.95	5.86	7.18
5-10	32	2.10	6.18	7.60
6-2	34	2.16	6.38	7.90
6-6	36	2.21	6.63	8.20
6-10	38	2.24	6.79	8.51
7-2	40	2.40	7.51	9.23
2-8 x 3-2	14 x 16	1.67	4.30	4.95
3-6	18	1.72	4.51	5.21
3-10	20	1.78	4.78	5.58
4-2	22	1.84	5.26	6.11
4-6	24	1.89	5.51	6.46
4-10	26	1.95	5.67	6.66
5-2	28	2.00	6.18	7.65
5-6	30	2.05	6.38	7.95
5-10	32	2.21	6.77	8.44
6-2	34	2.26	7.09	8.84
6-6	36	2.33	7.38	9.29
6-10	38	2.35	7.74	9.61
7-2	40	2.53	8.25	10.26
3-0 x 3-2	16 x 16	1.82	4.75	5.45
3-6	18	1.88	5.02	5.82
3-10	20	1.94	5.39	6.24
4-2	22	1.99	5.75	6.74
4-6	24	2.05	5.96	6.99
4-10	26	2.11	6.47	8.04
5-2	28	2.15	6.71	8.38
5-6	30	2.21	6.97	8.78
5-10	32	2.26	7.25	9.21
6-2	34	2.31	7.60	9.66
6-6	36	2.37	8.03	10.09
6-10	38	2.42	8.43	10.64
7-2	40	2.60	9.10	11.50
3-4 x 3-2	18 x 16	1.91	5.07	5.82
3-6	18	1.97	5.49	6.39
3-10	20	2.02	5.80	6.79
4-2	22	2.08	6.36	7.79
4-6	24	2.14	6.52	8.09
4-10	26	2.19	6.63	8.74
5-2	28	2.24	7.27	9.18
5-6	30	2.30	7.57	9.68
5-10	32	2.34	7.65	9.71
6-2	34	2.40	8.39	10.60
6-6	36	2.46	8.86	11.25
6-10	38	2.51	9.00	11.40
7-2	40	2.69	9.70	12.35
3-8 x 4-10	20 x 20	2.40	7.43	9.39
5-2	28	2.46	7.77	9.83
5-6	30	2.51	8.17	10.43
5-10	32	2.55	9.01	11.41

Inches

Six-light check rail 1⅜
Pre-fit face measure:
Stiles 12⅛₃₂
Top rail 12⅝₃₂
Bottom rail 3
Check rail 1⅜₃₂
Vertical bar ..... ⅜₁₆

Standard opening	Glass size	List open	List glazed SS
2-4 x 2-6	8 x 12	$1.59	3.58
2-8 x 2-10	9²¹/₃₂ x 14	1.70	4.34
3-0 x 2-10	10³¹/₃₂ x 14	1.85	4.71
3-2	16	1.92	5.06
3-6	18	1.98	5.43
3-10	20	2.04	5.70

Inches

Eight light plain rail 1⅜
Pre-fit face measure
Stiles 12⅛₃₂
Top rail and bottom rail 2⅞₁₆
Meeting rail 1⅝₃₂
Vertical bar ..... ⅜₁₆
Muntin ..... ⅜₁₆

Standard opening	Glass size	List open	List glazed SS
1-8 x 3-10	8 x 10	$1.54	$3.80
4-6	12	1.65	4.13
2-0 x 4-6	10 x 12	1.71	4.29
5-2	14	1.81	4.51
5-10	16	1.96	5.66
6-6	18	2.05	6.02
2-4 x 5-2	12 x 14	1.88	5.05
5-10	16	2.04	6.13
6-6	18	2.13	6.67
2-8 x 5-10	14 x 16	2.14	6.77
6-6	18	2.23	7.20
7-2	20	2.35	7.74

Inches

Eight light check rail 1⅜
Pre-fit face measure:
Stiles and top rail 12⅛₃₂
Bottom rail 2⅞₁₆
Meeting rail 1⅝₃₂
Check rail ..... ⅜₁₆
Vertical bar and muntin ..... ⅜₁₆

Standard opening	Glass size	List open	List glazed SS	List glazed DS
1-8 x 3-2	5¹¹/₃₂ x 8	$1.59	$4.03	$4.63
2-0 x 3-6	6²/₃₂ x 9	1.72	4.33	4.97
2-4 x 3-10	8 x 10	1.97	5.36	6.16
4-6	12	2.06	5.84	6.71
5-2	14	2.20	6.18	7.09
5-6	15	2.20	6.41	7.36
5-10	16	2.29	6.79	7.79
6-6	18	2.35	7.09	8.14
2-8 x 4-6	9¹³/₃₂ x 12	2.04	6.18	7.09
5-2	14	2.09	6.41	7.36
5-6	15	2.13	6.79	7.79
5-10	16	2.20	7.09	8.14
6-6	18	2.17	6.41	7.36
3-0 x 4-6	10²¹/₃₂ x 12	2.26	7.22	8.29
5-2	14	2.33	7.60	8.71
5-6	15	2.39	8.39	9.60
5-10	16	2.46	8.86	11.25
6-6	18	2.54	8.97	10.29
3-4 x 4-6	12 x 12	2.24	6.70	7.61
5-2	14	2.32	7.61	8.70
5-10	16	2.52	8.90	10.24
6-6	18	2.60	9.00	10.34

Inches

Twelve light check rail 1⅜
Pre-fit face measure:
Stiles and top rail 12⅛₃₂
Bottom rail 2⅞₁₆
Check rail 1⅜₃₂
Vertical bar and muntin ..... ⅜₁₆

Standard opening	Glass size	List open	List glazed SS
2-0 x 3-2	6²¹/₃₂ x 8	$1.86	$4.97
3-6	9	1.96	5.02
3-10	10	2.02	5.30
4-2	11	2.08	5.59
4-6	12	2.12	5.81
4-10	13	2.18	6.14
5-2	14	2.22	6.21
5-6	15	2.30	6.83
2-4 x 3-2	8 x 8	1.98	4.88
3-6	9	2.08	5.47
3-10	10	2.14	5.47
4-2	11	2.20	5.95
4-6	12	2.24	6.01
4-10	13	2.26	6.09
5-2	14	2.34	6.31
5-6	15	2.41	6.51
2-8 x 3-10	9¹³/₃₂ x 10	2.22	6.07
4-6	12	2.32	6.68
4-10	13	2.38	7.01
5-2	14	2.42	7.24
5-6	15	2.50	7.59
5-10	16	2.67	8.39
6-6	18	2.77	8.98
3-0 x 3-10	10²¹/₃₂ x 10	2.37	6.72
4-6	12	2.47	7.11
4-10	13	2.53	7.40
5-2	14	2.57	7.72
5-6	15	2.65	8.05
5-10	16	2.78	8.87
6-6	18	2.85	8.97
3-4 x 4-6	12 x 12	2.64	7.30
5-2	14	2.64	8.16
5-10	16	2.86	8.90
6-6	18	2.96	9.00
7-2	20	3.12	10.24
3-8 x 4-6	13²¹/₃₂ x 12	2.78	8.71

Inches

Fifteen light check rail 1⅜
Pre-fit face measure:
Stiles 12⅛₃₂
Top rail 12⅝₃₂
Bottom rail 3
Check rail 1⅜₃₂
Vertical bar and muntin ..... ⅜₁₆

Standard opening	Glass size	List open	List glazed SS
2-4 x 4-10	8 x 10¼	$2.52	$7.03
5-6	11²³/₃₂	2.71	7.28
6-6	14¼	2.82	8.06
2-8 x 5-6	9¹³/₃₂ x 11²³/₃₂	2.78	8.31
6-2	13⁷/₁₆	2.83	9.03
6-6	14¼	2.98	9.47
7-2	15²³/₃₂	3.09	10.42
3-0 x 5-6	10²¹/₃₂ x 11²³/₃₂	2.87	9.25
6-6	14¼	3.08	10.53
6-10	15⅝₃₂	3.13	10.95
7-2	15²³/₃₂	3.20	11.05
3-4 x 5-6	12 x 11²³/₃₂	2.97	9.44
6-2	14¼	3.19	10.71
7-2	15²³/₃₂	3.30	11.08

Inches

Sixteen light check rail 1⅜
Pre-fit face measure:
Stiles 12⅛₃₂
Top rail 12⅝₃₂
Bottom rail 3
Check rail 1⅜₃₂
Vertical bar and muntin ..... ⅜₁₆

Standard opening	Glass size	List open	List glazed SS
3-0 x 3-10	7¹³/₁₆ x 10	$2.75	$7.09
4-6	12	2.84	7.65
5-2	14	2.92	8.26
3-4 x 4-6	8¹³/₁₆ x 12	2.92	8.09
4-10	13	2.97	8.43
5-2	14	3.01	8.76
5-10	16	3.10	9.43
3-8 x 4-6	9¹³/₁₆ x 12	3.11	8.74
4-10	13	3.15	9.08
5-2	14	3.21	9.47
5-6	15	3.25	9.80
5-10	16	3.29	10.59
6-6	18	3.86	11.89
4-4 x 4-6	11¹³/₁₆ x 12	3.29	9.68
5-2	14	3.38	10.91
5-10	16	3.48	11.71
6-6	18	4.05	13.28

Inches

Eighteen light plain rail 1⅛
Pre-fit face measure:
Stiles 12⅛₃₂
Top rail and bottom rail 2⅞₁₆
Meeting rail 1⅝₃₂
Vertical bar and muntin ..... ⅜₁₆

Standard opening	Glass size	List open	List glazed SS
2-4 x 5-6	8 x 10	$2.48	$6.78
6-6	8 x 12	2.68	7.50
2-8 x 6-6	9¹³/₃₂ x 12	2.74	8.69
7-6	9¹³/₃₂ x 14	2.95	9.63
3-0 x 6-6	10²¹/₃₂ x 12	2.83	9.14
7-6	10²¹/₃₂ x 14	3.08	10.23
3-4 x 6-6	12 x 12	2.91	9.24

Inches

Eighteen light check rail 1⅜
Pre-fit face measure:
Stiles 12⅛₃₂
Top rail 3
Bottom rail 12⅝₃₂
Check rail 1⅜₃₂
Vertical bar and muntin ..... ⅜₁₆

Standard opening	Glass size	List open	List glazed SS
2-4 x 2-6	8 x 9¹³/₁₆	$2.82	$7.63
6-6	8 x 11¹³/₁₆	3.04	8.45
2-8 x 5-6	9¹³/₃₂ x 11¹³/₁₆	3.11	9.69
7-2	11¹³/₁₆ x 13⅝₃₂	3.17	10.53
3-0 x 6-6	10²¹/₃₂ x 11¹³/₁₆	3.22	10.19
3-4 x 6-6	12 x 11¹³/₁₆	3.31	10.31

Inches

Twenty-light check rail 1⅜
Pre-fit face measure:
Stiles and top rail 12⅛₃₂
Bottom rail 3
Check rail 1⅜₃₂
Vertical bar and muntin ..... ⅜₁₆

Standard opening	Glass size	List open	List glazed SS
3- x 1-10	7¹³/₁₆ x 10¼	$2.04	$9.29
5-6	7¹³/₁₆ x 11²³/₃₂	3.14	9.39
6-6	7¹³/₁₆ x 11¼	3.23	10.50
3-4 x 5-6	8¹³/₁₆ x 11²³/₃₂	3.24	9.99
6-2	8¹³/₁₆ x 13⅛₃₂	3.40	10.98
6-6	8¹³/₁₆ x 14¼	3.42	11.42
7-2	8¹³/₁₆ x 15²³/₃₂	3.51	11.81

Standard opening	Glass size	List open	List glazed SS
3-8 x 5-6	9¹³/₁₆ x 11²³/₃₂	$3.41	$10.70
6-6	9¹³/₁₆ x 14¼	3.51	12.04
6-10	9¹³/₁₆ x 15⅝₃₂	3.56	11.94
7-2	9¹³/₁₆ x 15²³/₃₂	3.61	13.19
4-4 x 5-6	11¹³/₁₆ x 11²³/₃₂	3.59	11.91
6-6	11¹³/₁₆ x 14¼	3.70	14.15
7-2	11¹³/₁₆ x 15²³/₃₂	4.23	15.18

Inches

24 light check rail 1⅜
Pre-fit face measure:
Stiles and top rail 12⅛₃₂
Bottom rail 3
Check rail 1⅜₃₂
Vertical bar and muntin ..... ⅜₁₆

Standard opening	Glass size	List open	List glazed SS
3-0 x 5-6	7¹³/₁₆ x 9¹³/₁₆	$3.38	$9.89
6-6	7¹³/₁₆ x 11¹³/₁₆	3.51	10.88
3-4 x 6-6	8¹³/₁₆ x 11¹³/₁₆	3.60	11.54
7-2	8¹³/₁₆ x 13⅝₃₂	3.69	12.54
3-8 x 6-6	9¹³/₁₆ x 11¹³/₁₆	3.79	12.36
4-4 x 6-6	11¹³/₁₆ x 11¹³/₁₆	3.98	13.79

Inches

Front windows check rail 1⅜
Pre-fit face measure:
Stiles and top rail 12⅛₃₂
Bottom rail 3
Check rail 1⅜₃₂

Standard opening	Glass size		List open	List glazed DS	List glzd. DS bot., glzd. SS top
	Bot. lt.	Top lt.			
3-4 x 4-10	36 x 36	36 x 16	$2.13	$9.02	$8.54
5-2	36 x 40	36 x 16	2.29	9.97	9.49
3-8 x 4-6	40 x 34	40 x 14	2.29	9.97	9.49
4-10	40 x 36	40 x 16	2.32	10.30	9.71
5-2	40 x 40	40 x 16	2.37	10.35	9.76
5-6	40 x 44	40 x 16	2.42	12.23	11.64
5-10	40 x 48	40 x 16	2.46	12.30	11.65
4-0 x 4-6	44 x 34	44 x 14	2.38	10.25	9.71
4-10	44 x 36	44 x 16	2.43	10.65	10.01
5-2	44 x 40	44 x 16	2.46	12.48	11.79
5-6	44 x 44	44 x 16	2.51	13.20	12.51
5-10	44 x 44	44 x 20	2.55	13.95	13.07
4-4 x 4-6	48 x 34	48 x 14	2.48	12.48	11.84
4-10	48 x 36	48 x 16	2.52	12.50	12.20
5-2	48 x 40	48 x 16	2.55	13.00	12.22
5-6	48 x 42	48 x 18	2.60	14.10	13.22
6-2	48 x 50	48 x 18	2.70	15.35	17.47

Inches

One light sash 1⅝
Pre-fit face measure:
Stiles and top rail 12⅛₃₂
Bottom rail 3

Standard opening	Glass size	List open	List glazed SS	List glazed DS
1-4 x 1-6	12 x 13	$0.70	$1.34	$1.45
1-10	17	.74	1.58	1.73
2-2	21	.78	1.74	1.89
2-6	25	.80	1.87	2.10
3-8 x 1-10	16 x 17	.76	1.74	1.94
2-2	21	.80	1.98	2.15
2-6	25	.82	2.21	2.60
2-0 x 1-10	20 x 17	.80	1.98	2.20
2-2	21	.84	2.26	2.70
2-6	25	.86	2.41	2.90
2-10	29	.90	2.61	3.20
3-2	33	.95	2.90	3.47
3-6	37	1.00	3.27	4.00
2-4 x 1-10	24 x 17	.82	2.21	2.60
2-2	21	.86	2.41	2.90
2-6	25	.88	2.61	3.15
2-10	29	.92	2.95	3.63
3-2	33	1.01	3.27	4.00
3-6	37	1.05	3.82	4.65
2-8 x 1-10	28 x 17	.85	2.41	2.90
2-2	21	.89	2.61	3.15
2-6	25	.91	3.00	3.68
2-10	29	.97	3.22	3.95
3-2	33	1.06	3.82	4.65
3-6	37	1.11	4.17	5.15
3-0 x 1-10	32 x 17	.92	2.56	3.05
2-2	21	.97	3.00	3.68
2-6	25	1.01	3.27	4.00
2-10	29	1.05	3.82	4.65
3-2	33	1.10	4.12	5.10
3-6	37	1.14	4.52	6.00
3-4 x 1-10	36 x 17	1.09	2.95	3.52
2-2	21	1.04	3.32	4.05
2-6	25	1.08	3.82	4.70
2-10	29	1.12	4.17	5.15
3-2	33	1.17	4.57	6.05
3-6	37	1.22	5.58	6.95
3-10	41	1.30	5.68	7.05
4-6	49	1.39		9.10

Standard opening	Glass size	List open	List glazed SS	List glazed DS
3-8 x 1-10	40 x 17	$1.10	$3.21	$4.90
2-2	21	1.14	3.92	4.75
2-6	25	1.19	4.27	5.25
2-10	29	1.24		5.80
3-2	33	1.28		7.05
3-6	37	1.33		7.10
3-10	41	1.37		9.03
4-2	45	1.40		9.10
4-6	49	1.44		9.15
4-10	53	1.62		11.85
5-2	57	1.68		13.60
5-6	61	1.73		14.45
5-10	65	1.77		12.05
6-2	69	1.80		21.15
4-0 x 1-10	44 x 17	1.16		4.50
2-2	21	1.20		5.25
2-6	25	1.25		5.85
2-10	29	1.30		7.05
3-2	33	1.34		7.10
3-6	37	1.39		9.03
3-10	41	1.41		9.05
4-2	45	1.45		9.20
4-6	49	1.56		11.75
4-10	53	1.75		13.70
5-2	57	1.81		14.55
5-6	61	1.86		19.15
5-10	65	1.91		21.15
6-2	69	2.04		24.50
4-4 x 1-10	48 x 17	1.19		4.85
2-2	21	1.23		5.30
2-6	25	1.28		6.25
2-10	29	1.35		7.15
3-2	33	1.39		9.03
3-6	37	1.44		9.15
3-10	41	1.46		9.20
4-2	45	1.57		11.75
4-6	49	1.85		13.80
4-10	53	2.06		14.85
5-2	57	2.12		19.45
5-6	61	2.17		21.45
5-10	65	2.22		24.70
6-2	69	2.32		29.90
4-8 x 3-10	52 x 41	1.74		12.00
4-2	45	1.79		13.75
4-6	49	2.09		14.90
4-10	53	2.22		19.60
5-2	57	2.29		21.60
5-6	61	2.34		29.95
5-10	65	2.39		30.00
6-2	69	2.54		33.00
5-0 x 3-10	56 x 41	1.79		13.75
4-2	45	1.84		14.60
4-6	49	2.14		19.50
4-10	53	2.27		21.60
5-2	57	2.34		29.95
5-6	61	2.39		30.00
5-10	65	2.44		32.85
6-2	69	2.59		35.90

Inches

One light transom sash 14⅝
Pre-fit face measure: Stiles, top rail and bottom rail 12⅝₃₂

Standard opening	Glass size	Open list	List glazed SS	List glazed DS
2-6 x 1-2	26 x 10	$0.66	$1.57	
1-6	14	.70	1.78	
1-10	18	.74	2.11	
2-8 x 1-2	28 x 10	.68	1.62	
1-6	14	.72	1.95	
1-10	18	.76	2.21	
2-10 x 1-2	30 x 10	.70	1.67	
1-6	14	.74	2.01	
1-10	18	.78	2.25	
3-0 x 1-2	32 x 10	.76	1.80	
1-6	14	.80	2.11	
1-10	18	.84	2.56	
3-4 x 1-2	36 x 10	.80	1.96	
1-6	14	.84	2.31	
1-10	18	.89	2.70	
3-8 x 1-2	40 x 10	.88	2.21	
1-6	14	.91	2.54	
1-10	18	.98	2.96	
2-2	22	1.02	3.62	$4.45
2-6	26	1.07	3.92	4.90
4-0 x 1-2	44 x 10	.94		2.82
1-6	14	.98		3.30
1-10	18	1.02		4.15
2-2	22	1.07		4.90
2-6	26	1.11		5.45
5-0 x 1-6	56 x 14	1.26		4.75
1-10	18	1.31		5.60
2-2	22	1.38		6.25
2-6	26	1.43		7.54
8-0 x 1-6	68 x 14	1.54		
1-10	18	1.59		
2-2	22	1.65		
2-6	26	1.70		
7-0 x 1-6	80 x 14	1.70		
1-10	18	1.76		
2-2	22	1.82		
2-6	26	1.87		
8-0 x 1-6	92 x 14	2.02		
1-10	18	2.07		
2-2	22	2.13		
2-6	26	2.19		

Two light cellar sash — *Inches*: 1⅜ and 1¾
Pre-fit face measure:
Stiles — 1²⅛₃₂
Top rail and bottom rail — 1²⁹⁄₃₂
Vertical bar — ⅞₁₆

Standard opening	Glass size	1⅜ inches thick: List open	1⅜ inches thick: List glazed SS	1¾ inches thick: List open	1¾ inches thick: List glazed SS
1-8 x 1-4	8 x 12	$0.60	$1.34	$0.68	$1.44
2-0 x 1-4	10 x 12	.64	1.45	.73	1.60
1-8	16	.68	1.75	.78	1.90
2-0	20	.72	1.96	.83	2.11
2-4 x 1-4	12 x 12	.69	1.62	.78	1.77
1-8	16	.72	1.91	.83	2.06
2-0	20	.77	2.17	.88	2.32
2-8 x 1-8	14 x 16	.76	2.07	.88	2.27
2-0	20	.81	2.33	.93	2.48

Three light cellar sash — *Inches*: 1⅜ and 1¾
Pre-fit face measure:
Stiles — 1²⅛₃₂
Top rail and bottom rail — 1²⁹⁄₃₂
Vertical bar — ⅞₁₆

Standard opening	Glass size	1⅜ inches thick: List open	1⅜ inches thick: List glazed SS	1¾ inches thick: List open	1¾ inches thick: List glazed SS
2-0 x 1-0	6²¹⁄₃₂ x 8	$0.66	$1.49	$0.74	$1.59
2-4 x 1-4	8 x 12	.74	1.72	.84	1.87
1-8	16	.79	1.94	.89	2.09
2-8 x 1-0	9³¹⁄₃₂ x 8	.74	1.70	.81	1.80
1-4	12	.79	1.98	.89	2.13
1-8	16	.83	2.37	.94	2.52
2-0	20	.87	2.64	.99	2.84
3-0 x 1-4	10²¹⁄₃₂ x 12	.83	2.09	.93	2.24
1-8	16	.87	2.53	.99	2.68
2-0	20	.92	2.80	1.04	3.00
3-4 x 1-4	12 x 12	.91	2.20	1.04	2.35
1-8	16	.97	2.64	1.10	2.79
2-0	20	1.01	2.91	1.16	3.16
2-4	24	1.05	3.27	1.21	3.52

Four light cellar sash — *Inches*: 1⅜–1¾
Pre-fit face measure:
Stiles, top rail and bottom rail — 1²⁹⁄₃₂
Vertical bar — ⅞₁₆

Standard opening	Glass size	1⅜ inches thick: List open	1⅜ inches thick: List glazed SS	1¾ inches thick: List open	1¾ inches thick: List glazed SS
8-4 x 1-4	8¹³⁄₁₆ x 12	$0.95	$2.35	$1.09	$2.55
1-8	16	1.00	2.68	1.16	2.88
8-8 x 1-4	9³⁄₁₆ x 12	1.04	2.56	1.20	2.76
1-8	16	1.11	3.10	1.27	3.35
2-0	20	1.16	3.47	1.34	3.72
4-4 x 1-4	11³¹⁄₁₆ x 12	1.13	2.86	1.31	3.08
1-8	16	1.20	3.42	1.38	3.67
2-0	20	1.25	3.85	1.45	4.15
2-4	24	1.32	4.30	1.53	4.69

Four light barn or utility sash 2 lights wide. 1⅜ and 1¾
Pre-fit face measure:
Stiles and top rail — 1²⅛₃₂
Bottom rail — 3
Vertical bar — ⅞₁₆
Muntin — ⅞₁₆

Standard opening	Glass size	1⅜ inches thick: List open	1⅜ inches thick: List glazed SS	1¾ inches thick: List open	1¾ inches thick: List glazed SS
1-4 x 1-0	6 x 8	$0.70	$1.58	$0.77	$1.66
1-8 x 2-1	8 x 10	.79	1.91	.88	2.04
2-5	12	.83	2.08	.94	2.21
2-9	14	.88	2.24	.99	2.37
3-1	16	.97	2.46	1.10	2.64
2-0 x 2-1	10 x 10	.84	2.08	.94	2.21
2-5	12	.88	2.30	.99	2.43
2-9	14	.93	2.47	1.05	2.65

Standard opening	Glass size	1⅜ inches thick: List open	1⅜ inches thick: List glazed SS	1¾ inches thick: List open	1¾ inches thick: List glazed SS
2-0 x 2-11	10 x 15	$0.95	$2.58	$1.07	$2.71
3-1	16	1.02	2.89	1.16	3.07
3-5	18	1.07	3.10	1.22	3.28
3-9	20	1.17	3.36	1.34	3.59
2-4 x 2-5	12 x 12	.93	2.52	1.05	2.65
2-9	14	.97	2.89	1.10	3.07
3-1	16	1.07	3.16	1.22	3.34
3-5	18	1.12	3.37	1.27	3.60
3-9	20	1.23	3.69	1.40	3.92
4-5	24	1.33	3.98	1.51	4.21

Six light barn or utility sash 2 lights wide — *Inches*: 1⅜–1¾
Pre-fit face measure:
Stiles and top rail — 1²⅛₃₂
Bottom rail — 3
Vertical bar — ⅞₁₆
Muntin — ⅞₁₆

Standard opening	Glass size	1⅜ inches thick: List open	1⅜ inches thick: List glazed SS	1¾ inches thick: List open	1¾ inches thick: List glazed SS
1-4 x 2-3¾	6 x 8	$0.86	$2.06	$0.96	$2.19
2-1¾	10	.92	2.32	1.04	2.45
1-8 x 2-1¾	8 x 10	.98	2.50	1.10	2.68
3-5¾	12	1.11	2.82	1.24	3.00
3-11¾	14	1.23	3.14	1.39	3.37
4-5¾	16	1.30	3.42	1.49	3.65
2-0 x 3-5¾	10 x 12	1.16	3.15	1.32	3.38
3-11¾	14	1.29	3.53	1.47	3.76
4-11¾	16	1.33	3.65	1.51	3.93
4-2¾	18	1.36	4.14	1.56	4.42
4-5¾	20	1.50	4.51	1.72	4.84
2-4 x 3-11¾	12 x 14	1.35	4.19	1.54	4.47
4-5¾	16	1.42	4.51	1.62	4.79
4-11¾	18	1.56	4.94	1.79	5.32

Six light barn or utility sash, 3 lights wide — *Inches*: 1⅛ and 1¾
Pre-fit face measure:
Stiles and top rail — 1²⅛₃₂
Bottom rail — 3
Vertical bar and muntin — ⅞₁₆

Standard opening	Glass size	1⅜ inches thick: List open	1⅜ inches thick: List glazed SS	1¾ inches thick: List open	1¾ inches thick: List glazed SS
2-0 x 1-11	6²¹⁄₃₂ x 9	$0.87	$2.27	$0.97	$2.44
2-1	10	.90	2.48	1.01	2.65
2-4 x 2-1	8 x 10	.94	2.49	1.06	2.66
2-5	12	1.00	2.71	1.13	2.88
2-9	14	1.05	2.93	1.19	3.15
3-1	16	1.17	3.26	1.33	3.48
2-8 x 2-5	9³¹⁄₃₂ x 12	1.04	3.14	1.18	3.31
2-7	13	1.07	3.26	1.31	3.48
2-9	14	1.10	3.42	1.24	3.64
3-11	15	1.13	3.59	1.28	3.76
3-1	16	1.21	4.08	1.38	4.35
3-0 x 2-1	10²³⁄₃₂ x 10	1.05	3.14	1.20	3.36
2-5	12	1.11	3.31	1.27	3.58
2-9	14	1.17	3.64	1.33	3.85
2-11	15	1.20	4.13	1.36	4.40
3-1	16	1.27	4.34	1.46	4.66
3-5	18	1.33	4.71	1.52	4.98
3-9	20	1.41	4.86	1.60	5.40
3-4 x 2-5	12 x 12	1.20	3.43	1.37	3.70
2-9	14	1.27	4.08	1.43	4.35
3-1	16	1.32	4.35	1.51	4.67
3-5	18	1.38	4.73	1.58	5.05
3-9	20	1.51	5.10	1.73	5.47
4-5	24	1.63	5.76	1.88	6.28

Eight light barn or utility sash, 2 lights wide — *Inches*: 1⅛ and 1¾
Pre-fit face measure:
Stiles and top rail — 1²⅛₃₂
Bottom rail — 3
Vertical bar — ⅞₁₆
Muntin — ⅞₁₆

Standard opening	Glass size	1⅜ inches thick: List open	1⅜ inches thick: List glazed SS	1¾ inches thick: List open	1¾ inches thick: List glazed SS
1-4 x 3-1¾	6 x 8	$1.11	$2.80	$1.23	$3.00
3-9¾	10	1.26	3.22	1.44	3.52
1-8 x 3-9¾	8 x 10	1.35	3.51	1.50	3.81
4-5¾	12	1.42	3.84	1.63	4.19
5-1¾	14	1.51	4.17	1.72	4.52
5-9¾	16	1.61	4.50	1.84	4.87
2-0 x 4-5¾	10 x 12	1.49	4.23	1.69	4.58
5-1¾	14	1.59	4.67	1.81	5.02
5-9¾	16	1.69	5.41	1.89	5.74
6-5¾	18	1.76	5.73	2.03	6.16
7-1¾	20	1.86	6.15	2.14	6.60
2-4 x 4-5¾	12 x 12	1.54	4.63	1.79	4.98
5-1¾	14	1.62	5.37	1.88	5.77
5-9¾	16	1.71	5.80	1.97	6.20
6-5¾	18	1.81	6.34	2.11	6.74
7-1¾	20	1.90	6.71	2.20	7.16
2-8 x 5-0¾	14 x 16	1.78	6.34	2.07	6.90
6-5¾	18	1.88	6.82	2.16	7.25
7-1¾	20	1.96	7.31	2.25	7.71

8 light barn or utility sash, 4 lights wide — *Inches*: 1⅛ and 1¾
Pre-fit face measure:
Stiles — 1²⅛₃₂
Top rail — 1²⁹⁄₃₂
Bottom rail — 3
Vertical bar and muntin — ⅞₁₆

Standard opening	Glass size	1⅜ inches thick: List open	1⅜ inches thick: List glazed SS	1¾ inches thick: List open	1¾ inches thick: List glazed SS
2-4 x 1-9	5¹³⁄₁₆ x 8	$0.99	$2.72	$1.10	$2.94
2-1	10	1.04	2.89	1.16	3.11
2-8 x 1-11	6¹³⁄₁₆ x 9	1.06	3.05	1.19	3.27
3-0 x 2-1	7¹³⁄₁₆ x 10	1.20	3.48	1.35	3.70
2-5	12	1.25	3.76	1.42	4.03
2-9	14	1.32	4.09	1.49	4.36
3-1	16	1.38	4.42	1.56	4.69
3-4 x 2-5	8¹³⁄₁₆ x 12	1.31	4.03	1.48	4.30
2-7	13	1.34	4.19	1.52	4.46
2-9	14	1.37	4.36	1.55	4.63
3-1	16	1.42	4.69	1.62	5.01
3-8 x 2-5	9¹³⁄₁₆ x 12	1.43	4.35	1.62	4.92
2-9	14	1.50	4.74	1.70	5.05
3-1	16	1.55	5.43	1.77	5.80
3-5	18	1.62	5.80	1.84	6.17
3-9	20	1.67	6.17	1.92	6.54
4-4 x 2-5	11³¹³⁄₁₆ x 12	1.54	4.84	1.75	5.16
2-9	14	1.59	5.58	1.83	5.99
3-1	16	1.66	6.01	1.89	6.38
3-5	18	1.73	6.55	1.97	6.92
3-9	20	1.78	6.82	2.05	7.27
4-1	22	1.85	7.41	2.11	7.75
4-5	24	1.90	8.01	2.19	8.43
5-0 x 3-1	13¹³⁄₁₆ x 16	1.77	6.65	2.03	7.07
3-5	18	1.83	7.08	2.10	7.50
3-9	20	1.89	7.37	2.14	7.90
4-1	22	1.95	8.42	2.25	8.80
4-5	24	2.01	8.94	2.32	9.41

Nine light barn or utility sash 3 lights wide. 1⅜ and 1¾
Pre-fit face measure:
Stiles and top rail — 1²⅛₃₂
Bottom rail — 3
Vertical bar and muntin — ⅞₁₆

Standard opening	Glass size	1⅜ inches thick: List open	1⅜ inches thick: List glazed SS	1¾ inches thick: List open	1¾ inches thick: List glazed SS
2-0 x 2-8¾	6²¹⁄₃₂ x 9	$1.14	$3.28	$1.28	$3.48
2-4 x 2-11¾	8 x 10	1.23	3.51	1.38	3.76
3-5¾	12	1.35	3.99	1.53	4.31
3-11¾	14	1.50	4.38	1.69	4.68
4-5¾	16	1.57	4.71	1.78	5.01
2-8 x 3-5¾	9³¹⁄₃₂ x 12	1.44	4.55	1.59	4.87
3-8¾	13	1.52	4.87	1.70	5.17
3-11¾	14	1.55	5.09	1.76	5.39
4-2¾	15	1.58	5.26	1.80	5.61
4-5¾	16	1.63	5.82	1.85	6.17
4-11¾	18	1.70	6.25	1.94	6.69
3-0 x 2-11¾	10²³⁄₃₂ x 10	1.35	4.20	1.50	4.54
3-5¾	12	1.47	4.82	1.66	5.12
3-11¾	14	1.61	5.37	1.83	6.02
4-2¾	15	1.66	5.66	1.88	6.28
4-5¾	16	1.69	6.14	1.92	6.54
4-11¾	18	1.77	6.67	2.01	7.02
3-4 x 3-5¾	12 x 12	1.52	4.85	1.74	5.09
3-11¾	14	1.67	5.74	1.91	6.14
4-5¾	16	1.75	6.16	2.00	6.58
4-11¾	18	1.82	6.70	2.09	7.16

Twelve light barn or utility sash 3 lights wide. 1⅜–1¾
Pre-fit face measure:
Stile and top rail — 1²⅛₃₂
Bottom rail — 3
Vertical bar and muntin — ⅞₁₆

Standard opening	Glass size	1⅜ inches thick: List open	1⅜ inches thick: List glazed SS	1¾ inches thick: List open	1¾ inches thick: List glazed SS
2-0 x 3-5½	6²¹⁄₃₂ x 9	$1.51	$4.27	$1.68	$4.57
2-4 x 3-9½	8 x 10	1.69	4.72	1.88	5.02
4-5½	12	1.78	5.16	2.00	5.51
5-1½	14	1.89	5.61	2.12	6.01
5-9½	16	1.99	6.10	2.24	6.45
2-8 x 4-5½	9³¹⁄₃₂ x 12	1.85	5.98	2.07	6.33
4-9½	13	1.89	6.26	2.13	6.66
5-1½	14	1.95	6.59	2.19	6.94
5-5½	15	1.99	6.81	2.25	7.21
5-9½	16	2.05	7.54	2.31	7.94
6-5½	18	2.14	8.18	2.43	8.63
3-0 x 3-9½	10²³⁄₃₂ x 10	1.81	5.93	2.04	6.23
4-5½	12	1.91	6.31	2.16	6.71
5-1½	14	2.01	6.92	2.28	7.32
5-5½	15	2.07	7.65	2.34	8.00
5-9½	16	2.11	7.97	2.39	8.42
6-5½	18	2.21	8.62	2.52	9.12
3-4 x 4-5½	12 x 12	1.98	6.40	2.23	6.75
5-1½	14	2.08	7.41	2.35	7.81
5-9½	16	2.18	7.95	2.46	8.40
6-5½	18	2.28	8.65	2.59	9.15

Twelve light barn or utility sash 4 lights wide. 1⅜–1¾
Pre-fit face measure:
Stiles — 1²⅛₃₂
Top rail — 1²⁹⁄₃₂
Bottom rail — 3
Vertical bar and muntin — ⅞₁₆

Standard opening	Glass size	1⅜ inches thick: List open	1⅜ inches thick: List glazed SS	1¾ inches thick: List open	1¾ inches thick: List glazed SS
2-4 x 1-9	5¹³⁄₁₆ x 8	$1.26	$3.78	$1.43	$4.07
2-8 x 2-8¾	6¹³⁄₁₆ x 9	1.48	4.27	1.65	4.56
3-0 x 2-11¾	7¹³⁄₁₆ x 10	1.65	4.82	1.86	5.21
3-5¾	12	1.75	5.31	1.97	5.70
3-11¾	14	1.92	5.91	2.18	6.30
4-5¾	16	2.01	6.35	2.29	6.79
4-4 x 3-5¾	8¹³⁄₁₆ x 12	1.80	5.65	2.03	5.99
3-8¾	13	1.84	5.87	2.08	6.26
3-11¾	14	1.99	6.30	2.24	6.69
4-2¾	15	2.03	6.57	2.30	6.96
4-5¾	16	2.08	6.80	2.35	7.24
4-11¾	18	2.16	7.75	2.46	8.24
4-8 x 2-11¾	9¹³⁄₁₆ x 10	1.87	5.57	2.10	5.91
3-5¾	12	1.96	6.13	2.21	6.52
3-11¾	14	2.04	6.69	2.32	7.13
4-2¾	15	2.09	6.96	2.37	7.40
4-5¾	16	2.14	7.64	2.43	8.13
4-11¾	18	2.23	8.23	2.54	8.67
4-8 x 3-5¾	11³¹³⁄₁₆ x 12	2.08	6.80	2.35	7.24
3-11¾	14	2.16	7.86	2.46	8.30
4-5¾	16	2.26	8.45	2.57	8.94
4-11¾	18	2.35	9.20	2.68	9.74

Five-light porch sash — *Inches*: 1⅜
Pre-fit face measure:
Stiles and top rail — 1²⅛₃₂
Bottom rail — 3
Vertical bar and muntin — ⅞₁₆

Standard opening	Glass size	1¾ inches thick: List open	1¾ inches thick: List glazed SS
1-8 x 2-10	8 x 20	$1.21	$3.24
4-6	32	1.57	4.41
5-2	36	1.81	4.05
2-0 x 4-2	10 x 30	1.60	4.63
4-6	32	1.65	4.83
5-2	36	1.88	5.45
2-4 x 4-2	12 x 30	1.67	4.99
4-6	32	1.72	5.23
5-2	36	1.95	6.06
2-8 x 4-6	14 x 32	1.79	5.90
5-2	36	2.03	6.67
3-0 x 4-6	16 x 32	1.86	6.36
5-2	36	2.11	7.14

Hot bed sash — *Inches*: 1⅜–1¾
Pre-fit face measure:
Stiles and top rail — 1²⁹⁄₃₂
Bottom rail — 3
Vertical bar — Varies

Standard opening	1⅜ inches thick: List open	1⅜ inches thick: List glazed SS	1¾ inches thick: List open	1¾ inches thick: List glazed SS	Rows of glass	Width of glass
3-0 x 4-0	$2.68	$7.33	$3.34	$8.28	3	10
6-0	3.15	9.34	4.04	10.64	3	10
6-0	3.61	9.76	4.66	11.31	4	7
3-4 x 6-0	3.67	10.38	4.73	11.93	4	8
4-0 x 6-0	4.04	13.21	5.25	15.06	5	8

One light cupboard sash — *Inches*: 1¾
Pre-fit face measure:
Stiles and top rail — 1²⁹⁄₃₂
Bottom rail — 3

Standard opening	Glass size	Glazed SS	Glazed DS
1-4 x 3-0	12 x 31	$0.74	$1.86	$2.25
3-6	37	.79	2.06	2.50
4-0	43	.88	2.41	2.85
4-6	49	.94	2.81	3.40
5-0	55	1.10	3.41	4.00
5-6	61	1.17		4.50
6-0	67	1.28		5.35
1-8 x 3-0	16 x 31	.78	2.16	2.65
3-6	37	.83	2.45	3.02
4-0	43	.92	2.81	3.50
4-6	49	.99	3.27	4.05
5-0	55	1.16		4.85
5-6	61	1.21		5.35
6-0	67	1.33		5.55
2-0 x 3-0	20 x 31	.82	2.55	3.12
3-6	37	.87	2.92	3.65
4-0	43	.98	3.47	4.30
4-6	49	1.03	3.77	4.75
5-0	55	1.20		5.00
5-6	61	1.29		6.32
6-0	67	1.38		7.35

Two light high cupboard sash — *Inches*: 1⅜
Pre-fit face measure:
Stiles and top rail — 1²⁹⁄₃₂
Bottom rail — 3
Muntin — ⅞₁₆

Standard opening	List open	List glazed SS	List glazed DS
1-4 x 3-0	$0.80	$2.04	$2.29
3-6	.85	2.25	2.60
4-0	.94	2.46	2.81
4-6	1.00	2.78	3.18
5-0	1.19	3.08	3.58
5-6	1.28	3.59	4.28
6-0	1.37	3.80	4.53
1-8 x 3-0	.84	2.31	2.66
3-6	.89	2.63	3.08
4-0	.98	2.88	3.38
4-6	1.05	3.45	4.28
5-0	1.25	3.89	4.63
5-6	1.30	4.10	5.03
6-0	1.43	4.40	5.43
2-0 x 3-0	.88	2.63	3.03
3-6	.93	2.99	3.53
4-0	1.04	3.55	4.38
4-6	1.09	3.80	4.78
5-0	1.29	4.20	5.23
5-6	1.34	4.78	5.98
6-0	1.48	4.98	6.18

Three light high cupboard sash — *Inches*: 1⅜
Pre-fit face measure:
Stiles and top rail — 1²⅛₃₂
Bottom rail — 3
Muntin — ⅞₁₆

Standard opening	List open	List glazed SS
1-4 x 3-0	$0.82	$1.99
3-6	.87	2.16
4-0	.96	2.63
4-6	1.02	2.85
5-0	1.23	3.26
5-6	1.29	3.42
6-0	1.41	3.67

Standard opening	List open	List glazed SS
1-8 x 3-0	$0.86	$2.48
3-6	.91	2.69
4-0	1.00	3.01
4-6	1.07	3.23
5-0	1.28	3.57
5-6	1.34	3.93
6-0	1.47	4.34
2-0 x 3-0	.90	2.75
3-6	.95	3.02
4-0	1.06	3.27
4-6	1.11	3.63
5-0	1.32	4.14
5-6	1-36	4.53
6-0	1.51	4.93

Four light high cupboard sash — *Inches*: 1⅜
Pre-fit face measure:
Stiles and top rail — 1²⅛₃₂
Bottom rail — 3
Muntin — ⅞₁₆

Standard opening	List open	List glazed SS
1-4 x 3-0	$0.84	$2.17
3-6	.89	2.34
4-0	.98	2.60
4-6	1.04	2.77
5-0	1.26	3.48
5-6	1.33	3.75
6-0	1.45	4.11
1-8 x 3-0	.88	2.45
3-6	.93	2.58
4-0	1.02	3.24
4-6	1.09	3.46
5-0	1.32	4.02
5-6	1.37	4.29
6-0	1.50	4.71
2-0 x 3-0	.92	3.03
3-6	.97	3.25
4-0	1.08	3.66
4-6	1.13	3.89
5-0	1.36	4.45
5-6	1.41	4.83
6-0	1.55	5.34

Four light high cupboard sash, 2 lights wide — *Inches*: 1⅜
Pre-Fit face measure:
Stile and top rail — 1²⅛₃₂
Bottom rail — 3
Vertical bar and muntin — ⅞₁₆

Standard opening	List open	List glazed SS
1-4 x 3-0	$0.89	$2.35
3-6	.94	2.61
4-0	1.07	3.07
4-6	1.11	3.31
5-0	1.34	3.71
5-6	1.40	4.12
6-0	1.53	4.38
1-8 x 3-0	.93	2.71
3-6	.98	3.19
4-0	1.11	3.61
4-6	1.16	3.79
5-0	1.39	4.43
5-6	1.45	4.75
6-0	1.59	5.23
2-0 x 3-0	.97	3.04
3-6	1.02	3.56
4-0	1.17	3.92
4-6	1.20	4.29
5-0	1.44	4.94
5-6	1.49	5.33
6-0	1.63	5.89

Six light cupboard sash 2 lights wide — *Inches*: 1⅜
Pre-fit face measure:
Stile and top rail — 1²⅛₃₂
Bottom rail — 3
Vertical bar and muntin — ⅞₁₆

Standard opening	List open	List SS glazed
1-4 x 3-0	$0.99	$2.48
3-6	1.01	2.81
4-0	1.16	2.98
4-6	1.22	3.20
5-0	1.48	3.66
5-6	1.55	4.22
6-0	1.68	4.46

Standard opening	List open	List SS glazed
1-8 x 3-0	$1.03	$2.77
3-6	1.05	2.96
4-0	1.20	3.36
4-6	1.27	3.58
5-0	1.54	4.50
5-6	1.59	4.78
6-0	1.74	5.28
2-0 x 3-0	1.07	3.05
3-6	1.09	3.33
4-0	1.26	3.81
4-6	1.31	4.42
5-0	1.58	4.98
5-6	1.64	5.30
6-0	1.78	5.72

Eight light cupboard sash 2 lights wide — *Inches* 1⅜
Prefit face measure:
Stile and top rail — 1 2⁹⁄₃₂
Bottom rail — 3
Vertical bar and muntin — 5⁄₁₆

Standard opening	List open	List glazed SS
1-4 x 3-0	$1.07	$2.95
3-6	1.12	3.12
4-0	1.29	3.63
4-6	1.31	3.70
5-0	1.55	4.16
5-6	1.62	4.48
6-0	1.81	4.94
1-6 x 3-0	1.11	3.28
3-6	1.16	3.66
4-0	1.33	4.14
4-6	1.36	4.20
5-0	1.64	4.77
5-6	1.66	5.09
6-0	1.87	5.64
2-0 x 3-0	1.15	3.61
3-6	1.20	3.99
4-0	1.39	4.38
4-6	1.40	4.45
5-0	1.65	5.07
5-6	1.70	5.26
6-0	1.91	6.43

One light casement sash — *Inches* 1⅜
Pre-fit face measure:
Stiles and top rail — 1 3⁹⁄₃₂
Bottom rail — 3

Standard opening	Glass size	List open	List glazed SS	List glazed DS
1-0 x 2-6	8 x 25	$0.71	$1.48	$1.63
2-10	26	.75	1.70	1.90
3-2	33	.84	1.91	2.20
3-6	37	.88	2.02	2.31
3-10	41	.93	2.16	2.45
4-2	45	.97	2.36	2.70
4-6	49	1.01	2.56	2.95
4-10	53	1.17	3.26	3.60
5-2	57	1.22	------	3.70
5-6	61	1.28	------	4.00
5-10	65	1.35	------	4.15
6-2	69	1.46	------	4.75
6-6	73	1.52	------	4.85
1-4 x 2-6	12 x 25	.76	1.77	2.00
2-10	29	.81	2.01	2.30
3-2	33	.90	2.16	2.55
3-6	37	.94	2.31	2.75
3-10	41	.98	2.59	3.07
4-2	45	1.02	2.76	3.25
4-6	49	1.07	3.16	3.75
4-10	53	1.22	3.76	4.30
5-2	57	1.29	------	4.60
5-6	61	1.33	------	5.05
5-10	65	1.40	------	5.10
6-2	69	1.53	------	6.10
6-6	73	1.57	------	6.80
1-8 x 2-6	16 x 25	.82	2.11	2.50
2-10	29	.86	2.26	2.70
3-2	33	.95	2.51	3.05
3-6	37	.99	2.75	3.32
3-10	41	1.04	2.96	3.55
4-2	45	1.08	3.41	4.10
4-6	49	1.12	3.67	4.40
4-10	53	1.29	------	5.25
5-2	57	1.34	------	5.35
5-6	61	1.40	------	5.85
5-10	65	1.47	------	6.28
6-2	69	1.59	------	7.10
6-6	73	1.65	------	7.15
2-0 x 2-6	20 x 25	.86	2.31	2.80
2-10	29	.92	2.56	3.15

Standard opening	Glass size	List open	List glazed SS	List glazed DS
2-0 x 3-2	20 x 33	$1.01	$2.90	$3.47
3-6	37	1.05	3.27	4.00
3-10	41	1.09	3.62	4.35
4-2	45	1.13	3.87	4.75
4-6	49	1.18	------	5.20
4-10	53	1.34	------	5.80
5-2	57	1.41	------	6.45
5-6	61	1.45	------	6.87
5-10	65	1.49	------	7.85
6-2	69	1.66	------	8.05
6-6	73	1.70	------	8.25
2-4 x 2-6	24 x 25	.89	2.56	3.10
2-10	29	.97	2.95	3.63
3-2	33	1.06	3.27	4.00
3-6	37	1.10	3.82	4.70
3-10	41	1.15	4.17	5.15
4-2	45	1.19	4.27	5.25
4-6	49	1.23	------	6.15
4-10	53	1.41	------	6.45
5-2	57	1.46	------	7.74
5-6	61	1.52	------	7.90
5-10	65	1.56	------	7.95
6-2	69	1.68	------	9.60
6-6	73	1.74	------	10.90

Three light high casement sash — *Inches* 1⅜
Pre-fit face measure:
Stiles and top rail — 1 2⁹⁄₃₂
Bottom rail — 3
Muntin — 5⁄₁₆

Standard opening	List open	List glazed SS
1-0 x 2-6	$0.92	$1.86
2-10	.96	2.11
3-2	1.05	2.33
3-6	1.09	2.45
3-10	1.14	2.59
4-2	1.18	2.79
4-6	1.22	2.98
4-10	1.38	3.68
5-2	1.43	3.80
5-6	1.49	4.05
5-10	1.56	4.29
6-2	1.67	4.89
6-6	1.73	4.88
1-4 x 2-6	.97	2.18
2-10	1.02	2.44
3-2	1.11	2.60
3-6	1.15	2.77
3-10	1.19	2.99
4-2	1.23	3.19
4-6	1.28	3.61
4-10	1.43	4.21
5-2	1.50	4.58
5-6	1.54	4.98
5-10	1.61	5.03
6-2	1.74	5.87
6-6	1.78	6.51
1-8 x 2-6	1.03	2.56
2-10	1.07	2.68
3-2	1.16	2.94
3-6	1.20	3.15
3-10	1.25	3.41
4-2	1.29	3.87
4-6	1.33	4.11
4-10	1.50	5.15
5-2	1.55	5.19
5-6	1.61	5.47
5-10	1.68	5.62
6-2	1.80	6.68
6-6	1.86	6.73
2-0 x 2-6	1.16	2.89
2-10	1.22	3.15
3-2	1.31	3.47
3-6	1.35	3.88
3-10	1.39	4.24
4-2	1.43	4.43
4-6	1.48	4.97
4-10	1.64	5.57
5-2	1.71	6.13
5-6	1.75	6.17
5-10	1.79	7.10
6-2	1.96	7.22
6-6	2.00	7.32
2-4 x 2-6	1.19	3.07
2-10	1.27	3.52
3-2	1.36	3.82
3-6	1.40	4.38
3-10	1.45	4.74
4-2	1.49	4.84
4-6	1.53	5.47
4-10	1.71	5.77
5-2	1.76	6.52
5-6	1.82	6.97
5-10	1.86	7.02
6-2	1.98	8.42
6-6	2.04	9.72

Four light high casement sash — *Inches* 1⅜
Pre-fit face measure:
Stiles and top rail — 1 2⁹⁄₃₂
Bottom rail — 3
Muntin — 5⁄₁₆

Standard opening	List open	List glazed SS
1-0 x 2-6	$0.99	$1.98
2-10	1.03	2.21
3-2	1.12	2.42
3-6	1.16	2.55
3-10	1.21	2.73
4-2	1.25	2.93
4-6	1.29	3.14
4-10	1.45	3.84
5-2	1.50	4.01
5-6	1.56	4.09
5-10	1.63	4.63
6-2	1.74	4.84
6-6	1.80	4.99
1-4 x 2-6	1.04	2.28
2-10	1.09	2.47
3-2	1.18	2.74
3-6	1.22	2.89
3-10	1.26	3.15
4-2	1.30	3.56
4-6	1.35	3.77
4-10	1.50	4.33
5-2	1.57	4.69
5-6	1.61	5.13
5-10	1.68	5.19
6-2	1.81	6.11
6-6	1.85	6.77
1-8 x 2-6	1.10	2.45
2-10	1.14	2.58
3-2	1.23	3.11
3-6	1.27	3.28
3-10	1.32	3.74
4-2	1.36	4.03
4-6	1.40	4.26
4-10	1.57	5.27
5-2	1.62	5.52
5-6	1.68	5.78
5-10	1.75	5.92
6-2	1.87	7.02
6-6	1.93	7.77
2-0 x 2-6	1.26	3.06
2-10	1.32	3.33
3-2	1.41	3.64
3-6	1.45	4.05
3-10	1.49	4.41
4-2	1.53	4.48
4-6	1.58	5.43
4-10	1.74	5.89
5-2	1.81	6.30
5-6	1.85	6.36
5-10	1.89	7.34
6-2	2.06	7.74
6-6	2.10	7.81
2-4 x 2-6	1.29	3.28
2-10	1.37	3.70
3-2	1.46	3.95
3-6	1.50	4.04
3-10	1.55	4.91
4-2	1.59	5.02
4-6	1.63	5.96
4-10	1.81	6.18
5-2	1.86	7.04
5-6	1.92	7.54
5-10	1.96	7.59
6-2	2.08	8.09
6-6	2.14	9.79

Six-light casement sash, 2 lights wide — *Inches* 1⅜
Pre-fit face measure:
Stiles and top rail — 1 2⁹⁄₃₂
Bottom rail — 3
Vertical bar and muntin — 5⁄₁₆

Standard opening	List open	List glazed SS
1-4 x 2-6	$1.01	$2.86
2-10	1.06	3.02
3-2	1.15	2.84
3-6	1.22	3.04
3-10	1.26	3.18
4-2	1.36	3.38
4-6	1.41	3.45
4-10	1.60	3.95
5-2	1.67	4.21
5-6	1.71	4.47
5-10	1.80	4.87
6-2	1.98	5.22
6-6	2.03	5.23
1-8 x 2-6	1.08	2.85
2-10	1.11	3.17
3-2	1.20	3.19
3-6	1.27	

Standard opening	List open	List glazed SS
1-8 x 3-10	$1.32	$3.55
4-2	1.42	3.76
4-6	1.46	3.73
4-10	1.67	4.68
5-2	1.72	4.95
5-6	1.78	5.03
5-10	1.87	5.53
6-2	2.01	5.74
6-6	2.10	5.80
2-0 x 3-6	1.09	2.72
3-10	1.17	3.18
4-2	1.26	3.55
4-6	1.33	3.57
4-10	1.37	3.94
5-2	1.47	4.16
5-6	1.52	4.57
5-10	1.72	5.22
6-2	1.79	5.53
6-6	1.83	5.55
1-4 x 2-6	1.88	5.58
2-10	2.11	6.43
3-2	2.16	6.45
3-6	1.09	2.67
3-10	1.18	2.74
4-2	1.22	2.80
4-6	1.26	3.15
4-10	1.50	4.01
5-2	1.56	4.09
5-6	1.63	4.63
5-10	1.74	4.84
6-2	1.80	4.99
6-6	2.16	6.45
2-4 x 2-6	1.14	3.04
2-10	1.22	3.50
3-2	1.31	3.77
3-6	1.38	3.87
3-10	1.43	4.35
4-2	1.53	4.97
4-6	1.57	5.05
4-10	1.79	5.75
5-2	1.85	6.12
5-6	1.90	6.19
5-10	1.94	6.54
6-2	2.16	7.24
6-6	2.20	7.30

Eight light casement sash, 2 lights wide — *Inches* 1⅜
Pre-fit face measure:
Stiles and top rail — 1 2⁹⁄₃₂
Bottom rail — 3
Vertical bar and muntin — 5⁄₁₆

Standard opening	List open	List glazed SS
1-4 x 2-6	$1.17	$3.15
2-10	1.22	3.20
3-2	1.31	3.31
3-6	1.35	3.47
3-10	1.39	3.63
4-2	1.50	3.99
4-6	1.55	4.05
4-10	1.67	4.26
5-2	1.74	4.47
5-6	1.78	4.63
5-10	1.85	4.84
6-2	2.12	5.39
6-6	2.17	5.46
1-8 x 2-6	1.21	3.16
2-10	1.27	3.48
3-2	1.36	3.61
3-6	1.40	3.91
3-10	1.45	3.99
4-2	1.55	4.34
4-6	1.60	4.40
4-10	1.74	4.82
5-2	1.79	4.93
5-6	1.85	5.20
5-10	1.92	5.29
6-2	2.18	5.89
6-6	2.24	6.36
2-0 x 2-6	1.25	3.49
2-10	1.33	3.81
3-2	1.42	3.87
3-6	1.46	4.24
3-10	1.50	4.38
4-2	1.61	4.78
4-6	1.66	4.90
4-10	1.79	5.22
5-2	1.86	5.48
5-6	1.90	5.59
5-10	1.94	6.23
6-2	2.15	6.78
6-6	2.19	6.85
2-4 x 2-6	1.30	3.71
2-10	1.38	4.14
3-2	1.47	4.26
3-6	1.51	4.48
3-10	1.56	4.75
4-2	1.67	5.27
4-6	1.71	5.35
4-10	1.86	5.61
5-2	1.91	6.33
5-6	1.97	6.59
5-10	2.01	6.83
6-2	2.20	7.48
6-6	2.25	7.55

Ten light casement sash, 2 lights wide — *Inches* 1⅜
Pre-fit face measure:
Stiles and top rail — 1 2⁹⁄₃₂
Bottom rail — 3
Vertical bar and muntin — 5⁄₁₆

Standard opening	List open	List glazed SS
1-4 x 3-6	$1.45	$3.80
3-10	1.49	3.85
4-2	1.63	4.11
4-6	1.68	4.33
4-10	1.83	4.64
5-2	1.90	4.85
5-6	1.94	4.80
5-10	2.01	5.17
6-2	2.19	5.51
6-6	2.23	5.67
1-8 x 3-6	1.50	4.19
3-10	1.55	4.24
4-2	1.69	4.62
4-6	1.73	4.67
4-10	1.90	5.21
5-2	1.95	5.31
5-6	2.01	5.36
5-10	2.08	5.78
6-2	2.25	5.98
6-6	2.31	6.40
2-0 x 3-6	1.56	4.47
3-10	1.60	4.52
4-2	1.74	5.08
4-6	1.79	5.17
4-10	1.95	5.76
5-2	2.02	5.86
5-6	2.06	5.91
5-10	2.10	6.19
6-2	2.32	6.65
6-6	2.36	6.92
2-4 x 3-6	1.61	4.86
3-10	1.66	4.91
4-2	1.80	5.34
4-6	1.84	5.66
4-10	2.02	6.09
5-2	2.07	6.72
5-6	2.13	6.72
5-10	2.17	6.80
6-2	2.38	7.54
6-6	2.44	7.86

Twelve light casement sash, 3 lights wide — *Inches* 1⅜
Pre-fit face measure:
Stiles and top rail — 1 2⁹⁄₃₂
Bottom rail — 3
Vertical bar and muntin — 5⁄₁₆

Standard opening	List open	List glazed SS
1-8 x 3-6	$1.60	$4.32
3-10	1.65	4.39
4-2	1.81	4.85
4-6	1.85	4.88
4-10	1.94	5.06
5-2	1.99	5.28
5-6	2.05	5.33
5-10	2.12	5.71
6-2	2.36	6.26
6-6	2.42	6.33
2-0 x 3-6	1.66	4.85
3-10	1.70	5.07
4-2	1.86	5.36
4-6	1.91	5.60
4-10	1.99	6.14
5-2	2.06	6.39
5-6	2.10	6.67
5-10	2.14	6.74
6-2	2.43	7.39
6-6	2.47	7.46
2-4 x 3-6	1.71	5.18
3-10	1.76	5.27
4-2	1.92	5.82
4-6	1.96	5.90
4-10	2.06	6.32
5-2	2.11	6.49
5-6	2.17	6.86
5-10	2.21	6.87
6-2	2.49	7.67
6-6	2.53	8.20

K. D. Sash Parts

LISTS FOR TWO LIGHT CHECK RAIL WINDOWS 1⅜ INCHES

Glass	Stile	Top R.	Ck. Rl.	B. R.	3⁄₁₆-inch bar
12	$0.14	$0.14	$0.12	$0.17	$0.065
14	.15	------	------	------	.07
16	.16	.16	.13	.21	.075
18	.17	------	------	------	.075
20	.18	.18	.15	.23	.09
22	.19	------	------	------	.095

K. D. Sash Parts—Continued

LISTS FOR TWO LIGHT CHECK RAIL WINDOWS 1⅜ INCHES—continued

Glass	Stile	Top R.	Ck. Rl.	B. R.	3⁄₁₆-inch bar
24	$0.20	$0.29	$0.17	$0.26	$0.105
26	.21	------	------	------	.105
28	.22	.23	.18	.29	.11
30	.23	------	------	------	.115
32	.26	.26	.21	.34	.125
34	.27	------	------	------	.13
36	.28	.28	.23	.37	.135
38	.29	------	------	------	.135
40	.31	.31	.25	.42	.15
42	------	------	------	------	.15
44	------	.36	.29	.47	.16
46	------	------	------	------	.17
48	------	.41	.33	.55	.185

FOUR LIGHT CHECK RAIL WINDOWS, 1⅜ INCHES

Glass	Stile	Bar	Top R.	Ck. Rl.	B. R.
10	------	------	$0.19	$0.16	$0.24
12	------	------	.21	.17	.27
14	------	------	.23	.19	.30
16	$0.16	$0.075	.27	.22	.34
18	.17	.075	.29	.23	.36
20	.18	.09	.34	.26	.42
22	.19	.095	.37	.30	.46
24	.20	.105	.45	.36	.54
26	.21	.105	.52	.42	.65
28	.22	.11	.60	.48	.74
30	.23	.115	.64	.51	.79
32	.26	.125	------	------	------
34	.27	.13	------	------	------
36	.28	.135	------	------	------
38	.29	.135	------	------	------
40	.31	.15	------	------	------

EIGHT LIGHT CHECK RAIL WINDOWS, 1⅜ INCHES

Glass	Stile	Ver. bar	Top R.	Ck. Rl.	B. R.	Hor. bar
8	------	------	$0.17	$0.14	$0.21	$0.04
10	$0.185	$0.10	.19	.16	.24	.04
12	.205	.115	.21	.17	.27	.045
13	.215	.12	------	------	------	------
14	.225	.12	.23	.19	.30	.05
15	.235	.13	------	------	------	------
16	.245	.135	------	------	------	------
18	.285	.14	------	------	------	------
20	.315	.15	------	------	------	------

TWELVE-LIGHT CHECK RAIL WINDOWS, 1⅜ INCHES

Glass	Stile	Ver. bar	Top R.	Ck. Rl.	B. R.	Hor. bar
6 3⁄₃₂	------	------	$0.19	$0.16	$0.25	$0.035
8	$0.165	$0.07	.21	.17	.28	.04
9	.175	.085	------	------	------	------
9 1⁄₃₂	------	------	.24	.195	.33	.04
10	.185	.09	------	------	------	------
10 3⁄₃₂	------	------	.26	.22	.37	.045
11	.195	.095	------	------	------	------
12	.205	.095	.29	.23	.37	.045
13	.215	.10	------	------	------	------
13 11⁄₃₂	------	------	.36	.29	.43	.05
14	.225	.10	------	------	------	------
15	.235	.11	------	------	------	------
16	.265	.115	------	------	------	------
18	.285	.12	------	------	------	------
20	.315	.13	------	------	------	------

SIXTEEN-LIGHT CHECK RAIL WINDOWS, 1⅜ INCHES

Glass	Stile	Ver. bar	Top R.	Ck. Rl.	B. R.	Hor. bar
7 13⁄₁₆	------	------	$0.275	$0.225	$0.355	$0.04
8 13⁄₁₆	------	------	.295	.245	.385	.04
9 13⁄₁₆	------	------	.325	.265	.435	.04
10	$0.185	$0.09	------	------	------	------
11 13⁄₁₆	------	------	.355	.285	.485	.045
12	.205	.095	------	------	------	------
13	.215	.10	------	------	------	------
14	.225	.10	------	------	------	------
15	.225	.11	------	------	------	------
16	.265	.115	------	------	------	------
18	.285	.12	------	------	------	------

EIGHTEEN-LIGHT CHECK RAIL WINDOWS, 1⅜ INCHES

Glass	Stile	Ver. bar	Top R.	Ck. Rl.	B. R.	Hor. bar
8	------	------	$0.21	$0.17	$0.28	$0.04
9 1⁄₃₂	------	------	.24	.195	.33	.04
9 13⁄₁₆	$0.24	$0.115	------	------	------	------
10 3⁄₃₂	------	------	.26	.22	.37	.045
11 13⁄₁₆	.29	.125	------	------	------	------
12	------	------	.29	.23	.37	.045
13 1⁄₃₂	.35	.15	------	------	------	------

K. D. Sash One Light, 1⅜ Inches

Glass	Stiles	Ver. bar	Top Rl.	B. R.
8			$0.12	$0.14
12			.14	.17
13	$0.15	$0.07		
16			.16	.21
17	.17	.075		
20			.18	.23
21	.19	.095		
24			.20	.26
25	.21	.105		
28			.22	.29
29	.23	.115		
32			.26	.34
33	.27	.13		
36			.28	.37
37	.29	.135		
40			.31	.42
41	.34	.15		
44			.36	.47
45	.37	.17		
48			.41	.55
49	.45	.205		
52			.49	.66
53	.52			
56			.56	.75
57	.60			
61	.64			
65	.68			
69	.72			

Storm Sash Two-Light, 1⅛ Inches

Glass	Stiles	T. R.	X Rl.	B. R.	Ver. bar
12	$0.315	$0.14	$0.09	$0.25	$0.065
14	.335				.07
16	.355	.16	.11	.29	.075
18	.375				.075
20	.39	.18	.12	.34	.09
22	.41				.095
24	.44	.20	.13	.38	.105
26	.46				.105
28	.48	.22	.15	.42	.11
30	.51				.115
32	.57	.26	.17	.49	.125
34	.60				.13
36	.62	.28	.18	.54	.135
38	.66				.135
40	.705	.31	.20	.60	.15
44		.36	.22	.65	
48		.51	.26	.79	

Storm Sash Four Light, 1⅜ Inches

Glass	Stiles	T. R.	Ver. bar	X Rl.	B. R.
10		$0.19		$0.12	$0.35
12		.23		.13	.39
14		.23		.15	.43
16	$0.355	.27	$0.075	.17	.49
18	.375	.29	.075	.18	.51
20	.39	.34	.09	.20	.62
22	.41		.095		
24	.41		.105		
26	.46		.105		
28	.48		.11		
30	.51		.115		
32	.57		.125		
34	.60		.13		
36	.62		.135		
38	.66		.135		
40	.705		.15		

List of Lineal Moulded Pre-Fit Sash Stock, 1⅜ Inches

	1⅛" thick 7/16" gl. rabt. list	1⅜" thick 9/16" gl. rabt. list
Muntins 3/16" bet. gl.	$1.50	$2.00
Muntins 5/16" bet. gl.	1.50	2.00
Mull or bar 7/8" bet. gl.	2.75	3.00
Stiles or rails 1 21/32" to gl.	3.75	4.50
Stiles or rails 1 29/32" to gl.	4.15	5.00
Stiles or rails 2⅛" to gl.	4.55	
Stiles or rails 2⅛" to gl.	4.95	
Rails 2¾" to gl.	5.35	6.50
Rails 3" to gl.	5.80	7.00
Rails 4 3/16" to gl.	8.25	

Meeting rails 1 3/32" thick for 1⅜" windows: $3.60.
Check rails 1 9/32" thick for 1⅜" windows for ½" parting strip: $4.00.

Window Screens

	Inches
Two light window screens	1⅜
Pre-fit face measure:	
Stiles and top rail	1 23/32
Bottom rail	3
Muntin	5/8

Standard opening	2-lt. glass size	16 mesh galvanized	16 mesh bronze
1-4 x 2-7	12 x 12	$1.95	$2.45
2-11	14	2.05	2.60
3-3	16	2.20	2.80
3-7	18	2.30	2.95
3-11	20	2.40	3.10
4-3	22	2.50	3.30
4-7	24	2.65	3.45
4-11	26	2.75	3.65
5-3	28	2.85	3.80
5-7	30	3.00	4.00
5-11	32	3.10	4.15
1-8 x 3-3	16 x 16	2.40	3.20
3-7	18	2.50	3.40
3-11	20	2.65	3.60
4-3	22	2.75	3.80
4-7	24	2.90	4.00
4-11	26	3.05	4.20
5-3	28	3.15	4.40
5-7	30	3.30	4.60
5-11	32	3.40	4.80
6-3	34	3.55	5.00
6-7	36	3.70	5.20
2-0 x 2-7	20 x 12	2.30	3.10
2-11	14	2.45	3.35
3-3	16	2.60	3.55
3-7	18	2.75	3.80
3-11	20	2.90	4.05
4-3	22	3.05	4.25
4-7	24	3.15	4.50
4-11	26	3.30	4.75
5-3	28	3.45	4.95
5-7	30	3.60	5.20
5-11	32	3.75	5.45
6-3	34	3.90	5.65
6-7	36	4.05	5.90
6-11	38	4.25	6.15
7-3	40	4.45	6.45
2-4 x 2-7	24 x 12	2.50	3.45
2-11	14	2.65	3.70
3-3	16	2.80	4.00
3-7	18	2.95	4.25
3-11	20	3.10	4.50
4-3	22	3.30	4.80
4-7	24	3.45	5.05
4-11	26	3.60	5.30
5-3	28	3.75	5.60
5-7	30	3.90	5.85
5-11	32	4.05	6.10
6-3	34	4.20	6.40
6-7	36	4.40	6.65
6-11	38	4.60	6.95
7-3	40	4.80	7.30
2-8 x 2-11	28 x 14	2.85	4.05
3-3	16	3.00	4.35
3-7	18	3.20	4.65
3-11	20	3.35	4.95
4-3	22	3.55	5.25
4-7	24	3.70	5.55
4-11	26	3.85	5.85
5-3	28	4.05	6.15
5-7	30	4.20	6.45
5-11	32	4.40	6.75
6-3	34	4.55	7.05
6-7	36	4.75	7.35
6-11	38	4.95	7.70
7-3	40	5.20	8.05
3-0 x 2-11	32 x 14	3.05	4.45
3-3	16	3.25	4.75
3-7	18	3.40	5.10
3-11	20	3.60	5.40
4-3	22	3.80	5.75
4-7	24	3.95	6.05
4-11	26	4.15	6.40
5-3	28	4.35	6.70
5-7	30	4.50	7.05
5-11	32	4.70	7.40
6-3	34	4.90	7.75
6-7	36	5.10	8.10
6-11	38	5.35	8.50
7-3	40	5.60	8.90
3-4 x 2-11	36 x 14	3.25	4.80
3-3	16	3.45	5.15
3-7	18	3.65	5.55
3-11	20	3.85	5.90
4-3	22	4.05	6.25
4-7	24	4.25	6.60
4-11	26	4.45	7.00
5-3	28	4.65	7.35
5-7	30	4.85	7.70
5-11	32	5.05	8.05
6-3	34	5.25	8.45
6-7	36	5.50	8.80
6-11	38	5.75	9.25
7-3	40	6.05	9.65

Window Screens—Continued

Standard opening	2-lt. glass size	16 mesh galvanized	16 mesh bronze
3-8 x 3-7	40 x 18	$3.90	$5.[illegible]
3-11	20	4.10	6.[illegible]
4-3	22	4.35	6.[illegible]
4-7	24	4.55	7.[illegible]
4-11	26	4.75	7.[illegible]
5-3	28	5.00	7.[illegible]
5-7	30	5.20	8.[illegible]
5-11	32	5.45	8.[illegible]
6-3	34	5.65	9.15
6-7	36	5.85	9.55
6-11	38	6.10	10.00
7-3	40	6.40	10.50

One-Light Sash Screens

[Use same list for half screens]

These lists do not include filler strips, sliding strips, or grooving of stiles. Frames 1¾-inch thick—all "in the white" flush moulding. Half screens are same width but 1 inch shorter than 1-light.

Standard opening	1-lt. glass size	16 mesh galvanized	16 mesh bronze
1-4 x 1-6	12 x 12	$1.45	$1.70
1-8	14	1.50	1.80
1-10	16	1.55	1.85
2-0	18	1.60	1.95
2-2	20	1.65	2.05
2-4	22	1.70	2.10
2-6	24	1.75	2.20
2-8	26	1.80	2.30
2-10	28	1.85	2.40
3-0	30	1.90	2.45
3-2	32	1.95	2.55
1-8 x 1-10	16 x 16	1.70	2.10
2-0	18	1.75	2.20
2-2	20	1.85	2.30
2-4	22	1.90	2.40
2-6	24	1.95	2.50
2-8	26	2.00	2.60
2-10	28	2.05	2.70
3-0	30	2.10	2.80
3-2	32	2.15	2.90
2-0 x 1-6	20 x 12	1.75	2.10
1-8	14	1.80	2.20
1-10	16	1.85	2.35
2-0	18	1.90	2.45
2-2	20	2.00	2.55
2-4	22	2.05	2.65
2-6	24	2.10	2.80
2-8	26	2.20	2.90
2-10	28	2.25	3.00
3-0	30	2.30	3.10
3-2	32	2.40	3.20
2-4 x 1-6	24 x 12	1.85	2.30
1-8	14	1.95	2.45
1-10	16	2.00	2.55
2-0	18	2.10	2.70
2-2	20	2.15	2.80
2-4	22	2.20	2.95
2-6	24	2.30	3.05
2-8	26	2.35	3.20
2-10	28	2.45	3.30
3-0	30	2.50	3.35
3-2	32	2.60	3.35
2-8 x 1-8	28 x 14	2.10	2.65
1-10	16	2.15	2.80
2-0	18	2.25	2.95
2-2	20	2.30	3.10
2-4	22	2.40	3.20
2-6	24	2.50	3.35
2-8	26	2.55	3.50
2-10	28	2.65	3.65
3-0	30	2.70	3.80
3-2	32	2.80	3.95
3-0 x 2-0	32 x 18	2.40	3.15
2-2	20	2.50	3.35
2-4	22	2.55	3.50
2-6	24	2.65	3.65
2-8	26	2.75	3.85
2-10	28	2.85	4.00
3-0	30	2.90	4.15
3-2	32	3.00	4.30
3-4 x 1-8	36 x 14	2.35	3.10
1-10	16	2.45	3.25
2-0	18	2.55	3.45
2-2	20	2.65	3.60
2-4	22	2.75	3.80
2-6	24	2.85	3.95
2-8	26	2.95	4.15
2-10	28	3.05	4.35
3-0	30	3.15	4.50
3-2	32	3.20	4.70

One-Light Screens for Two-Light Cellar Sash

(Frames 1⅜ inches thick-pine-all "in the white" flush moulding)

Standard opening	Glass size	16-mesh galvanized	16-mesh bronze
1-8 x 1-5 1/2	8 x 12	$1.60	$1.95
2-0 x 1-5 1/2	10 x 12	1.65	2.05
1-9 1/2	16	1.80	2.25
2-1 1/2	20	1.90	2.50
2-4 x 1-5 1/2	12 x 12	1.75	2.15
1-9 1/2	16	1.85	2.40
2-1 1/2	20	2.05	2.75
2-8 x 1-5 1/2	14 x 16	2.00	2.65
2-1 1/2	20	2.20	3.00

One Light Screens for Three and Four-Light Cellar Sash

(Frames 1⅜ inches thick—pine—all "in the white" flush moulding)

Standard opening	3-light glass size	16-mesh galvanized	16-mesh bronze
2-0 x 1-11 1/2	6 2 13/32 x 8	$1.60	$1.95
2-4 x 1-5 1/2	8 x 12	1.75	2.15
1-9 1/2	16	1.85	2.40
2-8 x 1-11 1/2	9 1 3/32 x 8	1.85	2.30
1-5 1/2	12	1.90	2.40
1-9 1/2	16	2.05	2.70
2-1 1/2	20	2.20	3.00
3-0 x 1-5 1/2	10 2 1/32 x 12	1.95	2.45
1-9 1/2	16	2.10	2.75
2-1 1/2	20	2.25	3.05
3-4 x 1-5 1/2	12 x 12	2.15	2.75
1-9 1/2	16	2.30	3.10
2-1 1/2	20	2.50	3.40
2-5 1/2	24	2.60	3.55

Standard opening	4-light glass size	16-mesh galvanized	16-mesh bronze
3-4 x 1-5 1/2	5 1 3/16 x 12	$2.15	$2.75
1-9 1/2	16	2.30	3.10
3-8 x 1-5 1/2	9 1 3/16 x 12	2.35	3.05
1-9 1/2	16	2.55	3.40
2-1 1/2	20	2.75	3.80
4-4 x 1-5 1/2	11 1 3/16 x 12	2.55	3.80
1-9 1/2	16	2.75	3.75
2-1 1/2	20	2.95	4.15
2-5 1/2	24	3.15	4.55

Specifications for—	*Inches*
Two light storm sash	1⅜
Pre-fit face measure:	
Stiles and top rail	1 29/32
Bottom rail	4 3/16
Muntin	5/8
Four light storm sash	1⅜
Pre-fit face measure:	
Stiles	1 21/32
Top rail	1 29/32
Bottom rail	4 3/16
Muntin	5/8
Vertical bar	5/16

[Sec. 30 added by Am. 8, 10 F.R. 10294, effective 8–21–45; amended by Am. 14, 11 F.R. 3657, effective 4–15–46]

Sec. 31. *Appendix O: Maximum prices for miscellaneous stock millwork*—(a) *Purpose of this appendix.* From time to time authorization will be issued for special prices under section 5 of this regulation for items covered by this regulation which cannot be specifically priced under one of the other appendices. Whenever appropriate these special price authorizations will be published in this appendix.

(b) *Maximum prices for combination screen and storm sash.* Listed below are certain manufacturers of combination screen and storm sash and description of the products of each manufacturer for which maximum prices have been approved by the Office of Price Administration. However, the manufacturer named, and the products described in connection with each are not necessarily the only manufacturers or products for which maximum prices have been approved by the Office of Price Administration.

Angel Novelty Co., Fitchburg, Mass.

Maximum prices on sales of combination storm sash and screens, of the following specifications, are set forth below:

Specifications: Western ponderosa pine combination storm sash and screen units, in the white, consisting of two 1-light sash and two 1-light screens, ¾'' thick, sash glazed SSB, screen wired with 16-mesh galvanized wire—all as per model submitted and specifications contained in application.

1 Light

Width	Heights										
	14	16	18	20	24	26	28	30	32	34	36
12	3.62	3.84	3.94	4.02	4.19						
16		4.19	4.25	4.46	4.56						
18			4.43	4.58	4.78	4.92	4.97	5.07	5.30		
20		4.42	4.52	4.76	4.89	5.03	5.10	5.20	5.45		5.70
24		4.55	4.75	4.87	5.12	5.20	5.38	5.50	5.77		
26		4.68	4.85	4.99	5.23	5.34	5.60	5.70	5.90		
28		4.73	4.90	5.09	5.40	5.54	5.77	5.90	6.15		
30		4.88	5.00	5.19	5.50	5.90	6.08	6.22	6.32		
32			5.11	5.45	5.80	6.08	6.30	6.44	6.52		
34			5.35	5.55	5.90	6.20	6.43	6.66	6.86		
36			5.47	5.78	6.15	6.35	6.68	6.78	6.96		7.09
40					7.64						

10 cents per screen or sash may be added for applying hardware subject to jobber's service discounts or concessions as specified in Section 3 (c) of RMPR 293.

The above prices are, freight allowed, for all shipments in quantities of 12,000 pounds or more by truck to a single place or 15,000 pounds or more by rail to one or more places.

[Paragraph (b) amended by Am. 10, 10 F.R. 13449, effective 11–5–45]

[Sec. 32 added by Am. 9, 10 F.R. 11359, effective 9–10–45]

Effective date: This regulation shall become effective September 21, 1943. [Revised Maximum Price Regulation 293 originally issued September 15, 1943]

[Effective dates of amendments are shown in notes following the parts affected]

Note: All reporting and record-keeping requirements of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 23d day of May 1946.

Paul A. Porter,
Administrator.

[F. R. Doc. 46–8754; Filed, May 23, 1946; 4:06 p. m.]

Part 1305—Administration

[SO 129, Amdt. 24]

Specified Electrical Machinery and Equipment

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Order 129 is amended in the following respects:

1. Section 12 (a) is amended by adding the following to the list of commodities thereunder:

Coils, specifically designed and fabricated for motors, generators, transformers, or any related equipment listed in section 12 of SO 129.

Distribution cutouts, as defined in the National Electric Manufacturers' Association Manual, Part IV, dated January 31, 1946, in Section 8–SG–2. This does not include items classified under section 5 ("Building Equipment and Supplies") of the National Electric Manufacturers' Association Manual.

High voltage insulators as defined in the National Electric Manufacturers' Association Manual, Part IV, dated January 31, 1946, in Section 8–HV, including only the following:

All wet process porcelain or glass low voltage pin type insulators.

All high voltage pin type insulators, including posts, clamps and other variations.

All guy strain insulators.

All spool type insulators.

All suspension insulators, including hewletts.

Outdoor switch and bus insulators of all types, including posts.

Special and apparatus insulators except those assembled with metal parts, but including tubes and wall, roof and floor bushings.

Hi-line (or suspension) hardware, including clamps and associated fittings.

Pole line hardware and line construction specialties as defined in Order 604 of RMPR 136.

Power switching equipment as defined in the National Electric Manufacturers' Association Manual, Part IV, dated January 31, 1946, in Section 8–SG–6, but not including equipment of 601 volts and lower.

2. Section 12 (f) is amended by deleting the words ", repair and replacement," immediately following the word "Parts" at the beginning of the third paragraph thereof.

This amendment shall become effective May 24, 1946.

Issued this 24th day of May 1946.

Paul A. Porter,
Administrator.

[F. R. Doc. 46–8804; Filed, May 24, 1946; 11:30 a. m.]

Part 1400—Textile Fabrics: Cotton, Wool, Silk, Synthetic, and Admixtures

[MPR 478, Amdt. 14]

Coated and Combined Fabrics

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 7 (c) (3) of Maximum Price Regulation 478 is amended to read as follows:

(3) *Alternative base price for certain fabrics.* For those rubber, pyroxylin or oil coated or combined fabrics whose base period is March 1942 and which were also delivered or offered for delivery during October 1941, the manufacturer may use either the base price determined in accordance with subparagraphs (1) and (2) of this paragraph (c) or the

base price determined in accordance with subparagraphs (1) (i), (ii) and (iii) and (2) above, excepting that the phrase "October 1941", shall be substituted for the phrase "base period", and increased by the following percentages:

	Percent
Rubber coated and combined fabrics	25
Pyroxylin coated and combined fabrics	27
Oil coated fabrics	30.5

This alternative base price shall not be applicable to coated window shade cloth.

This amendment shall become effective May 24, 1946.

Issued this 24th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8800; Filed, May 24, 1946; 11:32 a. m.]

PART 1426—WOOD PRESERVATION AND PRIMARY FOREST PRODUCTS

[RMPR 324,[1] Incl. Amdts. 1–5]

EASTERN FENCE POSTS [2]

This compilation of Revised Maximum Price Regulation 324 includes Amendment 5, effective May 29, 1946. Table 2 in section 4a is amended by Amendment 5.

A statement of the considerations involved in the issuance of this regulation has been issued simultaneously herewith and has been filed with the Division of the Federal Register.[3]

§ 1426.201 *Maximum prices for eastern fence posts.* Under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and by Executive Order 9250, Revised Maximum Price Regulation No. 324, Eastern Fence Posts, which is annexed hereto and made a part hereof, is hereby issued.

ARTICLE I—SCOPE OF THE REGULATION

Sec.

1. Sales of eastern fence posts at over-ceiling prices prohibited.
2. Purpose and coverage of this regulation.

ARTICLE II—MAXIMUM PRICES AND TERMS OF SALE

3. How to figure maximum prices.
4. Definitions of terms used in this regulation.
4a. Tables of maximum prices.
5. Transportation addition.
6. Special specifications of listed species.
7. Treated posts.

ARTICLE III—SPECIFIC DUTIES AND PRIVILEGES AND PROHIBITED PRACTICES

8. Display of maximum prices.
9. Prohibited practices.
10. Adjustable pricing.
11. Petitions for amendment.
12. Records.
13. Enforcement.
14. Licensing.
15. Exports and imports.

AUTHORITY: § 1426.201, issued under 56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; Pub Law 108, 79th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; E.O. 9599, 10 F.R. 10155; E.O. 9651, 10 F.R. 13487; E.O. 9697, 11 F.R. 1691.

ARTICLE I—SCOPE OF THE REGULATION

SECTION 1. *Sales of eastern fence posts at over-ceiling prices prohibited.* (a) On and after July 2, 1943, regardless of any contract or other obligation, no person shall sell or deliver, and no person shall buy or receive in the course of trade or business, any eastern fence posts covered by this regulation at prices higher than the maximum prices fixed by this regulation, and no person shall agree, offer, or attempt to do any of these things.

(b) Prices lower than the maximum prices, may, of course, be charged and paid.

SEC. 2. *Purpose and coverage of this regulation.* (a) This regulation establishes specific maximum prices for all sales of Eastern fence posts of the species listed in paragraph (c) below when produced in the limited area specified in that paragraph for each "species" and in the heading to the tables in section 4A. Species not listed and species listed in paragraph (c) but produced in any other part of the general territory covered by this regulation remain subject to the General Maximum Price Regulation [4] except on sales by retail yards which are covered in section 3.

(b) *Territory.* "Eastern" territory covered by this regulation is defined as follows: All states east of the Mississippi River and the following area west of the Mississippi River: All of the States of Minnesota, Iowa, Nebraska, Kansas, Missouri, Arkansas, and Louisiana; all of Oklahoma except Cimarron, Texas, and Beaver Counties; and that part of Texas within or east of Hardeman, Foard, Knox, Haskell, Jones, Taylor, Runnels, Concho, Menard, Kimble, Kerr, Real, Uvalde, Zavala, Dimmit, and Webb Counties.

(c) *Species.* (1) Northern White Cedar (Thuja occidentalis), produced in the States of Michigan, Minnesota, Wisconsin, Connecticut, Maine, Massachusetts, New Hampshire, New York, Rhode Island, and Vermont.

(2) Yellow pine, including shortleaf pine (Pinus echinata), loblolly pine (Pinus taeda), slash pine (Pinus caribaea), or longleaf pine (Pinus palustris), and any other species commercially known as Southern yellow pine, produced at any point in Eastern territory as covered by this regulation.

(3) Arkansas red cedar (Juniperus virginiana) produced in Arkansas, Louisiana, Oklahoma, and Missouri.

(4) Tennessee Red Cedar (Juniperus virginiana) produced in Tennessee, Alabama, Kentucky, Virginia, Georgia, North Carolina, South Carolina, West Virginia, Indiana, Ohio and Mississippi.

(5) Texas mountain cedar (Juniperus mexicana and Juniperus pinchotii) produced in Texas and Oklahoma.

(6) Black locust (Robinia pseudoacacia) produced in Arkansas.

(7) All species of oak (Quercus) produced in Arkansas.

(8) Tamarack (Larix laricina) produced in the States of Michigan, Minnesota and Wisconsin.

(d) The term "fence posts" as used in this regulation includes fence posts and stakes, round or split, peeled or unpeeled, treated or untreated.

(e) All posts priced in this regulation must be of sound live timber free of decay, splits, large or numerous knots or knot holes, etc., that would impair strength or durability, except other grades specifically priced in the tables of section 4a.

[Sec. 2 amended by Am. 1, 8 F.R. 10436, effective 7–30–43; Am. 2, 9 F.R. 1322, effective 2–5–44; Am. 3, 9 F.R. 5591, effective 5–29–44 and Am. 4, 11 F.R. 5162, effective 5–14–46]

ARTICLE II—MAXIMUM PRICES AND TERMS OF SALE

SEC. 3. *How to figure maximum prices.* (a) The maximum prices for posts of the listed species for all sales except distributor and retail sales and sales to industrial users, are shown in the tables in section 4a.

(b) *Maximum prices for distributor sales to retailers.* On sales by a distributor of less than carload quantities to a retailer the maximum prices for untreated posts shown in section 4a may be increased 15 percent.

NOTE: Retailers buying posts under this provision and reselling to consumers are limited to resale prices determined according to paragraph (c) below.

(c) *Maximum prices for retail sales.* The maximum prices for retail sales of eastern fence posts, treated or untreated, shall be determined as follows:

(1) *Listed species; untreated or treated by nonpressure methods.* (i) The maximum price from section 4a for the same size and species of post, plus

(ii) An addition for inbound freight computed by multiplying the appropriate estimated weight given in section 4a by the carload freight rate from the basing point given for that species which produces the lowest rate to the seller's yard, plus

(iii) Where the total of (i) and (ii) equals or exceeds $10.00 per retail sale, a mark-up to such total of 25 percent for Yellow Pine posts and of 33⅓ percent for other species; but, where the total of (i) and (ii) is less than $10.00 per sale, a mark-up of 50 percent of Yellow Pine posts and of 60 percent for other species.

(2) *Listed species; pressure treated.* (i) The maximum price from section 4a for the same size and species of post, plus

(ii) The appropriate addition for pressure treatment shown in Maximum Price Regulation 491, Section 19 (c), Table 3,[4] plus

[4] For convenience, this schedule of additions for pressure treatment is shown herein, as follows:

Diameter at small end	Length	MPR 491 addition for pressure treatment
	Feet	
2½" round	6	$0.11
3" round	6	.15
3½" round	6	.20
4" round	6	.25
4½" round	6	.30
5" round	6	.415
6" round	6	.575
2½" round	6½	.12

(iii) An addition for freight computed by multiplying the appropriate estimated weight given in section 4a by the carload freight rate from the basing point given for that species which produces the lowest rate to the seller's yard, plus

(iv) Where the total of (i), (ii) and (iii) equals or exceeds $10.00 per retail sale, a mark-up to such total of 25 percent; but, where the total of (i), (ii) and (ii) is less than $10.00 per sale, a mark-up of 50 percent.

(3) *Species not listed; treated or untreated.* (i) The General Maximum Price Regulation price of the supplier from whom the posts are bought, plus

[1] Continued.

Diameter at small end	Length	MPR 491 addition for pressure treatment
	Feet	
3" round	6½	$0.165
3½" round	6½	.215
4" round	6½	.27
4½" round	6½	.325
5" round	6½	.45
6" round	6½	.62
2½" round	7	.13
3" round	7	.175
3½" round	7	.235
4" round	7	.29
4½" round	7	.35
5" round	7	.485
6" round	7	.67
2½" round	8	.15
3" round	8	.205
3½" round	8	.265
4" round	8	.33
4½" round	8	.45
5" round	8	.55
6" round	8	.795
7" round	8	1.05
8" round	8	1.35
7" round	9	1.20
8" round	9	1.50
2" round	10	.28
3½" round	10	.35
4" round	10	.48
4½" round	10	.56
5" round	10	.77
6" round	10	1.00
7" round	10	1.35
8" round	10	1.70
3" round	12	.35
3½" round	12	.42
4" round	12	.575
4½" round	12	.68
5" round	12	.945
6" round	12	1.20
3" round	14	.40
3½" round	14	.49
4" round	14	.67
4½" round	14	.80
5" round	14	1.02
6" round	14	1.40
4" halves	6	.13
4½" halves	6	.165
5" halves	6	.195
5½" halves	6	.235
6" halves	6	.30
4" halves	6½	.14
4½" halves	6½	.175
5" halves	6½	.21
5½" halves	6½	.255
6" halves	6½	.325
4" halves	7	.15
4½" halves	7	.19
5" halves	7	.23
5½" halves	7	.275
6" halves	7	.35
4" halves	8	.175
4½" halves	8	.22
5" halves	8	.265
5½" halves	8	.31
6" halves	8	.40
7" face quarters	6½	.21
8" face quarters	6½	.29
7" face quarters	7	.23
8" face quarters	7	.33

NOTE: These treating additions are per piece and include preservative required to obtain a final retention of six pounds per cubic foot with grade one creosote oil. On any other specification of treatment the original seller must have secured approval of an addition under Section 8 of Maximum Price Regulation 491. The addition so authorized for his supplier must be used by the retailer in figuring the maximum price. If this cannot be ascertained, the retailer must apply for approval of an addition according to Section 6 of Revised Maximum Price Regulation 324.

(ii) Actual transportation costs from the supplier's shipping point to the retail or wholesale yard, plus

(iii) Where the total of (i) and (ii) equals or exceeds $10.00 per retail sale, a mark-up to such total of 33⅓ percent; but, where the total of (i) and (ii) is less than $10.00 per sale, a mark-up of 60 percent.

(4) *Delivery charges.* The maximum prices for retail sales established under this paragraph (c) include free delivery within the mileage limits and to those classes of customers to whom free delivery was extended in March 1942. On retail sales to those classes of customers to whom free delivery was not included in March 1942, an additional charge for delivery may be made, according to (i) or (ii) below.

(i) *Private truck.* When delivery is by truck owned or controlled by the seller, the amount added for delivery may not be more than the actual cost to the seller of delivery by truck. This "actual cost" may not be higher than the over-all average trucking cost for a similar delivery arrived at as of the 12-month period ending December 31, 1942.

(ii) *Common or contract carrier.* When delivery is made by common or contract carrier only the actual amount paid to the carrier for transportation of the eastern fence posts may be added.

(d) *Maximum prices for sales to industrial users.* The maximum prices for sales of eastern fence posts to an industrial user shall be determined as follows:

(1) *Listed species; untreated or treated by nonpressure methods.* (i) The maximum price from section 4a, plus

(ii) An addition for freight computed by multiplying the appropriate estimated weight given in section 4a by the carload freight rate from the basing point given for that species which is nearest the seller's shipping point, plus

(iii) A mark-up of 15 percent to the total of (i) and (ii).

(2) *Listed species; pressure treated.* (i) The maximum price from section 4a for the same size and species of post, plus

(ii) The appropriate additions for pressure treatment shown in Maximum Price Regulation 491, section 19 (c), Table 3,

(iii) An addition for freight computed by multiplying the appropriate estimated weight given in section 4a by the carload freight rate from the basing point given for that species which is nearest the seller's shipping point.

(3) *Species not listed; treated or untreated.* The seller's General Maximum Price Regulation price including delivery to destination shall apply.

(e) *Sales by distributors or retailers of posts priced in Maximum Price Regulation 536.* The price and basing point to be used in computing prices under paragraphs (b) and (c) above for all species priced in Maximum Price Regulation 536 [6] are set forth in section 4 of that regulation.

[Sec. 3 amended by Am. 2, 9 F.R. 1322, effective 2–5–44; Am. 3, 9 F.R. 5591, effective 5–29–44 and Am. 4, 11 F.R. 5162, effective 5–14–46]

SEC. 4. *Definitions of terms used in this regulation.*—(1) *Normal production area.* A normal production area for any species is any area in which posts of that species may be obtained in quantity by truck haul of less than 60 miles from the producing mill.

(2) *Retail sale.* A retail sale is a sale by a retail or wholesale lumber yard or other retail business made to an ultimate consumer out of the regular yard stock. The retail seller must regularly maintain a stock of other merchandise in addition to fence posts, sell generally for local delivery by truck; and his yard must be located on its particular site in order to be near a consuming area.

(3) *Distributor's sale.* A distributor's sale is a sale to retail sellers in less than carload quantities made out of the regular stock of a yard located outside of the normal production area at which yard a stock of fence posts and other merchandise is maintained, and the posts are sorted, graded and assembled for resale or distribution to retail sellers as defined in subparagraph (2). Such distributor's yard must be located on its particular site in order to be near a consuming area and the distributor must generally purchase posts in carload shipments and generally resell them in less than carload quantities. If a distributor makes a sale in carload quantities, he uses the table prices set forth in section 4a.

(4) *Industrial users.* Industrial users for the purpose of this regulation are federal, state, and municipal governments, industrial plants, and transportation systems, which use eastern fence posts for the protection and maintenance of their properties.

[Sec. 4 added and former sec. 4 redesignated as 4a by Am. 4, 11 F.R. 5162, effective 5–14–46]

SEC. 4a. *Table of maximum prices.* Maximum prices on sales to retailers and other nonconsumers are set out in the tables below, for the listed species. The prices in the tables are f. o. b. cars at concentration yard or other loading-out point in the producing area. (If a delivered price is to be quoted, see section 5 for the permitted transportation addition.)

[Above paragraph amended by Am. 1, 8 F.R. 10436, effective 7–30–43 and Am. 4, 11 F.R. 5162, effective 5–14–46]

TABLE 1—NORTHERN WHITE CEDAR

Species: Peeled White Cedar (Thuja occidentalis) produced in Michigan, Minnesota, and Wisconsin.
Basing points: Gemmell, Minn.; Rexton, Mich.; Rhinelander, Wis.

[F. o. b. loading-out point]

Diameter at small end (except on quarters which are measured by width of flat side)	Length in feet	Price each post	Estimated weights (lbs. per post)
7" to 9" quarters	7	$0.16	17
Over 9" to 10" quarters	7	.20	22
5" halves	7	.19	17
6" halves	7	.21	22
7" halves	7	.23	30
5" halves	8	.24	22
6" halves	8	.28	27
7" halves	8	.31	37
5" halves	10	.44	27
6" halves	10	.55	37
4" round	6	.21	14
5" round	6	.23	25
6" round	6	.25	40

[1] 8 F.R. 8869.

[2] Title amended by Am. 3, 9 F.R. 5591, effective 5–29–44.

[3] Statements of consideration are also issued simultaneously with amendments. Copies may be obtained from the Office of Price Administration.

[4] 9 F.R. 1385, 5169, 6106, 8150, 10193, 11274.

[6] 9 F.R. 5592, 11113.

TABLE 1—NORTHERN WHITE CEDAR

[F. o. b. loading-out point]

Diameter at small end (except on quarters which are measured by width of flat side)	Length	Price each post	Estimated weights (lbs. per post)
2″ round	7	$0.12	10
3″ round	7	.19	17
4″ round	7	.27	24
5″ round	7	.30	35
6″ round	7	.33	50
7″ round	7	.39	65
8″ round	7	.55	75
3″ round	8	.21	28
4″ round	8	.28	35
5″ round	8	.35	45
6″ round	8	.44	60
7″ round	8	.55	75
8″ round	8	.89	90
6″ round	9	.55	68
4″ round	10	.52	45
5″ round	10	.67	55
6″ round	10	.75	75
7″ round	10	1.00	90
8″ round	10	1.44	125
4″ round	12	.67	55
5″ round	12	.78	75
6″ round	12	.89	90
7″ round	12	1.55	110
8″ round	12	2.16	135
4″ round	14	.83	70
5″ round	14	1.00	85
6″ round	14	1.33	110

(1) *Additions for selected stock.* All diameters, eight feet long, turning stock posts, add $0.10 each. All diameters, ten feet long, turning stock posts, add $0.20 each.

(2) For unpeeled posts deduct ½ cent per lineal foot.

[Table 1 amended by Am. 4]

TABLE 2—YELLOW PINE

Species: Shortleaf pine (Pinus echinata), Loblolly pine (Pinus taeda), Slash pine (Pinus caribaea), Longleaf pine (Pinus palustris), and any other species commercially known as yellow pine produced at any point in the United States.

Basing points: Brewton, Alabama, when produced east of the Mississippi River. Shreveport, Louisiana, when produced west of the Mississippi River.

Yellow Pine Posts Untreated, Clean Peeled

[F.O.B. loading-out point]

Diameter at small end	Length	Price each post	Estimated weights (lbs. per post)
2½″ Round	6′	$0.10	12
3″ Round	6′	.125	16
3½″ Round	6′	.13	22
4″ Round	6′	.14	27
4½″ Round	6′	.175	33
5″ Round	6′	.155	47
6″ Round	6′	.17	65
2½″ Round	6½′	.11	13
3″ Round	6½′	.13	18
3½″ Round	6½′	.14	23
4″ Round	6½′	.15	29
4½″ Round	6½′	.17	36
5″ Round	6½′	.175	51
6″ Round	6½′	.19	70
2½″ Round	7′	.115	14
3″ Round	7′	.14	19
3½″ Round	7′	.145	25
4″ Round	7′	.16	32
4½″ Round	7′	.18	39
5″ Round	7′	.18	54
6″ Round	7′	.23	75
7″ Round	7′	.25	105
2½″ Round	8′	.13	15
3″ Round	8′	.16	23
3½″ Round	8′	.175	31
4″ Round	8′	.185	36
4½″ Round	8′	.205	50
5″ Round	8′	.215	62
6″ Round	8′	.29	90
7″ Round	8′	.54	119
8″ Round	8′	.60	151
6″ Round	9′	.37	100
7″ Round	9′	.60	133
8″ Round	9′	.73	169
6″ Round	9′	.805	210
2½″ Round	10′	.17	19
3″ Round	10′	.18	32
3½″ Round	10′	.21	39
4″ Round	10′	.26	53
4½″ Round	10′	.275	63
5″ Round	10′	.29	83
6″ Round	10′	.445	113

TABLE 2—YELLOW PINE—continued

Diameter at small end	Length	Price each post	Estimated weights (lbs. per post)
7″ Round	10′	$0.72	151
8″ Round	10′	.84	189
9″ Round	10′	.96	234
2½″ Round	12′	.19	24
3″ Round	12′	.215	40
3½″ Round	12′	.26	47
4″ Round	12′	.305	63
4½″ Round	12′	.325	77
5″ Round	12′	.37	99
6″ Round	12′	.565	135
2½″ Round	14′	.23	28
3″ Round	14′	.275	45
3½″ Round	14′	.305	55
4″ Round	14′	.355	74
4½″ Round	14′	.395	88
5″ Round	14′	.47	115
6″ Round	14′	.685	160
4″ Halves	6′	.09	15
4½″ Halves	6′	.10	18
5″ Halves	6′	.10	22
5½″ Halves	6′	.11	27
6″ Halves	6′	.12	34
4″ Halves	6½′	.10	16
4½″ Halves	6½′	.115	20
5″ Halves	6½′	.115	24
5½″ Halves	6½′	.115	29
6″ Halves	6½′	.125	36
4″ Halves	7′	.11	17
4½″ Halves	7′	.12	22
5″ Halves	7′	.12	26
5½″ Halves	7′	.125	31
6″ Halves	7′	.145	40
4″ Halves	8′	.12	20
4½″ Halves	8′	.125	25
5″ Halves	8′	.13	30
5½″ Halves	8′	.145	36
6″ Halves	8′	.17	45
7″ Face Quarters	6′	.08	22
8″ Face Quarters	6′	.095	31
7″ Face Quarters	6½′	.085	24
8″ Face Quarters	6½′	.11	33
7″ Face Quarters	7′	.09	26
8″ Face Quarters	7′	.12	37
7″ Face Quarters	8′	.10	30
8″ Face Quarters	8′	.15	44

1. On all sales to an intervening seller except one selling to the consumer the maximum prices shown in this Table 2 must be reduced by at least 10 percent.

[Table 2 amended by Am. 5, effective 5–29–46]

TABLE 3—ARKANSAS RED CEDAR

Species: Red Cedar (Juniperus virginiana) produced in Arkansas, Louisiana, Oklahoma, and Missouri.

[Above item amended by Am. 1, 8 F.R. 10436, effective 7–30–43]

Basing point: Flippen, Arkansas.

[F. o. b. loading-out point]

Diameter at small end (except on quarters which are measured by width of flat side)	Length	Price each post	Estimated weights (lbs. per post)
2″ Round Unpeeled	4′	$0.0675	7
2″ Round Unpeeled	6½′	.10	11.5
2½″ Round Unpeeled	6½′	.13	17.5
3″ Round Unpeeled	6½′	.16	23
3½″ Round Unpeeled	6½′	.19	28.5
4″ Round Unpeeled	6½′	.22	35
4½″ Round Unpeeled	6½′	.25	40
5″ Round Unpeeled	6½′	.28	46
2″ Round Unpeeled	7′	.115	14
3″ Round Unpeeled	7′	.185	25
4″ Round Unpeeled	7′	.215	38
5″ Round Unpeeled	7′	.41	52
6″ Round Unpeeled	7′	.62	75
3″ Round Unpeeled	8′	.25	30
4″ Round Unpeeled	8′	.325	44
5″ Round Unpeeled	8′	.53	57
6″ Round Unpeeled	8′	.75	86
7″ Round Unpeeled	8′	1.11	126
8″ Round Unpeeled	8′	1.41	172
3″ Round Unpeeled	10′	.38	39
4″ Round Unpeeled	10′	.50	52
5″ Round Unpeeled	10′	.70	75
6″ Round Unpeeled	10′	.95	115
3″ Round Unpeeled	12′	.51	48
4″ Round Unpeeled	12′	.65	69
5″ Round Unpeeled	12′	.90	98
6″ Round Unpeeled	12′	1.20	144
3″ Round Unpeeled	14′	.66	55
4″ Round Unpeeled	14′	.80	92
5″ Round Unpeeled	14′	1.13	121
#3 Splits, Over 7″ to 9″, Incl. Cir	6½′	.10	12
#2 Splits, Over 8″ to 11″, Incl. Cir	6½′	.13	14
#1 Splits, Over 11″ to 13″, Incl. Cir	6½′	.16	21

TABLE 3—ARKANSAS RED CEDAR—continued

Diameter at small end (except on quarters which are measured by width of flat side)	Length	Price each post	Estimated weights (lbs. per post)
Extra Splits, Over 13″ to 15″, Incl. Cir	6½′	$0.18	35
Double Extra Splits, Over 15″ to 18″, Incl. Cir	6½′	.21	40
Halves 4″ Face	6½′	.14	14
Halves 5″ Face	6½′	.17	21
Halves 6″ Face	6½′	.20	35
#3 Splits & Rounds 2″ Diameter	6½′	.095	12
#2 Splits & Rounds 2½″ Diameter	6½′	.125	14
#1 Splits & Rounds 3″ Diameter	6½′	.155	21
3″ Top Hewn four sides	6½′	.195	21
3½″ Top Hewn four sides	6½′	.23	25
4″ Top Hewn four sides	6½′	.26	34
4½″ Top Hewn four sides	6½′	.295	40
5″ Top Hewn four sides	6½′	.31	52
3″ Top Hewn four sides	7′	.23	24
4″ Top Hewn four sides	7′	.315	37
5″ Top Hewn four sides	7′	.51	52
4″ Top Hewn four sides	8′	.43	41
5″ Top Hewn four sides	8′	.76	57
6″ Top Hewn four sides	8′	.85	86
4″ Top Hewn four sides	10′	.71	57
5″ Top Hewn four sides	10′	.85	86

TABLE 4—TENNESSEE RED CEDAR

Species: Red Cedar (Juniperus virginiana) produced in Tennessee, Alabama, Kentucky, Virginia, Georgia, North Carolina, South Carolina, West Virginia, Indiana, Ohio and Mississippi.

Basing point: Murfreesboro, Tennessee.

[Above text amended by Am. 4]

[F. o. b. loading-out point]

Diameter at small end (except on quarters which are measured by width of flat side)	Length	Price each post	Estimated weights (lbs. per post)
	Feet		
2″ round	6½	$0.08	11.5
2½″ round	6½	.12	17.5
3″ round	6½	.14	23
4″ round	6½	.23	35
5″ round	6½	.29	46
2″ round	7	.085	14
2½″ round	7	.13	19.5
3″ round	7	.155	25
4″ round	7	.25	38
5″ round	7	.39	52
6″ round	7	.67	75
3″ round	8	.20	30
4″ round	8	.33	44
5″ round	8	.46	57
6″ round	8	.74	86
7″ round	8	1.24	126
8″ round	8	1.57	172
6″ round	9	.98	101
7″ round	9	1.42	150
8″ round	9	1.84	184
4″ round	10	.43	52
5″ round	10	.66	75
6″ round	10	1.11	115
7″ round	10	1.63	173
8″ round	10	2.50	196
4″ round	12	.53	69
5″ round	12	.90	98
6″ round	12	1.28	144
4″ round	14	.67	92
5″ round	14	1.13	121
6″ round	14	1.57	174
3″ to 3½″ slabbed one side	6½	.19	21
3½″ to 5″ slabbed one side	6½	.25	30
3″ to 3½″ slabbed one side	7	.20	25
3½″ to 5″ slabbed one side	7	.26	37
3½″ to 5″ slabbed one side	8	.31	46
5″ face sawn or split halves	6½	.19	21
6″ face sawn or split halves	6½	.26	36
7″ face sawn or split halves	6½	.40	4
5″ face sawn or split halves	7	.20	24
6″ face sawn or split halves	7	.27	38
7″ face sawn or split halves	7	.44	42

TABLE 4—TENNESSEE RED CEDAR—continued

Diameter at small end (except on quarters which are measured by width of flat side)	Length	Price each post	Estimated weights (lbs. per post)
	Feet		
5″ face sawn or split halves	8	$0.37	44
7″ face sawn or split halves	8	.52	57.5
3″ to 3½″ axe hewn four sides	6½	.22	21
3½″ to 4″ axe hewn four sides	6½	.26	25
4″ to 5″ axe hewn four sides	6½	.27	35
3″ to 3½″ axe hewn four sides	7	.23	24
3½″ to 4″ axe hewn four sides	7	.27	29
4″ to 5″ axe hewn four sides	7	.30	37
4″ to 6″ axe hewn four sides	7	.54	52
3″ to 3½″ axe hewn four sides	7½	.24	26
3″ to 3½″ axe hewn four sides	8	.28	29
3½″ to 4″ axe hewd four sides	8	.28	35
4″ to 5″ axe hewn four sides	8	.48	41
4″ to 6″ axe hewn four sides	8	.62	58
4″ to 7″ axe hewn four sides	8	1.29	96
7″ to 8″ axe hewn four sides	8	1.80	115
8″ to 9″ axe hewn four sides	8	2.33	138
5″ to 6″ axe hewn four sides	9	.79	69
6″ to 7″ axe hewn four sides	9	1.47	92
7″ to 8″ axe hewn four sides	9	1.86	127
8″ to 9″ axe hewn four sides	9	2.51	161
3½″ to 4″ axe hewn four sides	10	.56	46
4″ to 5″ axe hewn four sides	10	.67	58
5″ to 6″ axe hewn four sides	10	.89	86
6″ to 7″ axe hewn four sides	10	1.62	109
7″ to 8″ axe hewn four sides	10	2.08	138
8″ to 9″ axe hewn four sides	10	2.65	196

NOTE: Material may be sold under this table as a "fence post" only if it is not greater than eight inches in diameter nor longer than 14 feet and for actual end use as support for fencing. "Diameter" refers to the diameter measured under the bark.

[Note added by Am. 4, 11 F.R. 5162, effective 5–14–46]

[Table 4 amended by Am. 1, 8 F.R. 10436, effective 7–30–43 and Am. 2, 9 F.R. 1322, effective 2–5–44]

TABLE 5—ARKANSAS LOCUST

Species: Black Locust (Robinia pseudoacacia) produced in Arkansas.

Basing point: Flippin, Arkansas.

[F. o. b. loading-out point]

Diameter at small end (except on quarters which are measured by width of flat side)	Length	Price each post	Estimated weights (lbs. per post)
2″ Round	4′	$0.085	10
2″ Round	6½′	.12	15
2½″ Round	6½′	.16	22
3″ Round	6½′	.19	30
3½″ Round	6½′	.23	36
4″ Round	6½′	.26	40
3″ Round	8′	.30	35
4″ Round	8′	.385	54
5″ Round	8′	.70	72
6″ Round	8′	.88	105
4″ Round	10′	.715	66
4″ Round	12′	1.02	88
#3 Split, Over 7″ up to 9″, Incl. Cir	6½′	.1125	15
#2 Split, Over 9″ up to 11″, Incl. Cir	6½′	.15	18
#1 Split, Over 11″ up to 13″, Incl. Cir	6½′	.18	26
Extra Split, Over 13″ up to 15″, Incl. Cir	6½′	.21	32
Double Extra Split, Over 15″ up to 18″, Incl. Cir	6½′	.245	38

TABLE 6—OZARK OAK

Species: Red, White and Chinquapin oak (Quercus) produced in Arkansas.

Basing point: Flippin, Arkansas.

[F. o. b. loading-out point]

Diameter at small end (except on quarters which are measured by width of flat side)	Length	Price each post	Estimated weights (lbs. per post)
4″ Round red and white oak posts	8′	$0.25	62
5″ Round red and white oak posts	8′	.46	88
6″ Round red and white oak posts	8′	.55	128
4″ Round red and white oak posts	10′	.44	75
4″ Round red and white oak posts	12′	.48	104
#3 Split or 2″ round Chinquapin oak	6½′	.085	17
#2 Split or 2½″ round Chinquapin oak	6½′	.105	26
#1 Split or 3″ round Chinquapin oak	6½′	.13	34
Extra #1 Split or 3½″ round Chinquapin oak	6½′	.15	43
#3 Split red and white oak posts	4′	.06	10
#3 Split red and white oak posts	6½′	.075	17
#2 Split red and white oak posts	6½′	.085	21
#1 Split red and white oak posts	6½′	.105	31
Extra #1 Split red and white oak posts	6½′	.115	47
Double Extra #1 Split red and white oak posts	6½′	.125	61

TABLE 7—TEXAS MOUNTAIN CEDAR

Species: Cedar (Juniperus mexicana and Juniperus pinchotii).

Basing point: Marble Falls, Texas

[F. o. b. loading-out point]

Diameter at small end (except on quarters which are measured by width of flat side)	Length	Price each post	Estimated weights (lbs. per post)
2″ #2 Round or Wire Posts	6½′	$0.055	12.5
2½″ #2 Round or Wire Posts	6½′	.07	18
3″ #2 Round or Wire Posts	6½′	.09	25
3½″ #2 Round or Wire Posts	6½′	.13	30
4″ #2 Round or Wire Posts	6½′	.16	40
5″ #2 Round or Wire Posts	6½′	.19	50
6″ #2 Round or Wire Posts	6½′	.20	60
2″ #1 Round or Yard Posts	6½′	.07	12.5
2½″ #1 Round or Yard Posts	6½′	.08	18
3″ #1 Round or Yard Posts	6½′	.11	25
3½″ #1 Round or Yard Posts	6½′	.155	30
4″ #1 Round or Yard Posts	6½′	.18	40
5″ #1 Round or Yard Posts	6½′	.21	50
6″ #1 Round or Yard Posts	6½′	.24	60
3″ #1 Round or Corral Posts	7′	.15	30
3½″ #1 Round or Corral Posts	7′	.185	40
4″ #1 Round or Corral Posts	7′	.21	45
5″ #1 Round or Corral Posts	7′	.24	55
6″ #1 Round or Corral Posts	7′	.265	65
3″ #1 Round or Corral Posts	8′	.185	40
3½″ #1 Round or Corral Posts	8′	.23	45
4″ #1 Round or Corral Posts	8′	.28	50
5″ #1 Round or Corral Posts	8′	.34	65
6″ #1 Round or Corral Posts	8′	.42	80
7″ to 9″ Incl. #1 Round or Corral Posts	8′	.72	150
10″ to 12″ Incl. #1 Round or Corral Posts	8′	.85	200
4″ #1 Round or Corral Posts	10′	.40	75
5″ #1 Round or Corral Posts	10′	.51	95
6″ #1 Round or Corral Posts	10′	.60	110
7″ to 9″ Incl. #1 Round or Corral Posts	10′	.95	165
10″ to 12″ Incl. #1 Round or Corral Posts	10′	1.45	225
4″ #1 Round or Corral Posts	12′	.60	90
5″ #1 Round or Corral Posts	12′	.75	110
6″ #1 Round or Corral Posts	12′	.85	130
7″ to 9″ Incl. #1 Round or Corral Posts	12′	1.10	175
4″ #1 Round or Corral Posts	14′	.85	120
5″ #1 Round or Corral Posts	14′	1.00	150
6″ #1 Round or Corral Posts	14′	1.30	180
7″ to 9″ Incl. #1 Round or Corral Posts	14′	1.75	225

TABLE 8—TAMARACK

Species: Unpeeled Tamarack (Larix laricina) produced in Michigan, Minnesota and Wisconsin.

Basing points: Gemmell Minn.; Rexton, Mich.; Rhinelander, Wis.

[F. o. b. Loading-out point]

Diameter at small end	Length in feet	Price each post	Estimated weights (lbs. per post)
4″ round	6	$0.17	20
5″ round	6	.19	37
6″ round	6	.21	58
2″ round	7	.09	15
3″ round	7	.13	25
4″ round	7	.22	35
5″ round	7	.25	51
6″ round	7	.29	73
7″ round	7	.34	96
8″ round	7	.49	110
3″ round	8	.14	40
4″ round	8	.24	51
5″ round	8	.31	61
6″ round	8	.40	88
7″ round	8	.49	110
8″ round	8	.53	131
4″ round	10	.44	66
5″ round	10	.50	80
6″ round	10	.61	110
7″ round	10	.78	131

[Table 8 added by Am. 3, 9 F.R. 5591, effective 5–29–44 and amended by Am. 4, 11 F.R. 5162, effective 5–14–46. Former table 8 deleted by Am. 3]

TABLE .—NORTHERN WHITE CEDAR—NEW ENGLAND

Species. Northern White Cedar (Thuja occidentalis) produced in New York, Vermont, New Hampshire, Massachusetts, Connecticut, Rhode Island, and Maine.

Basing point: Dover—Foxcroft, Maine.

[F. o. b. loading-out point]

Diameter at small end	Length in feet	Price each post	Estimated weights (lbs. per post)
3″ round	6	$0.18	18
4″ round	6	.21	30
5″ round	6	.24	42
6″ round	6	.30	60
3″ round	7	.21	21
4″ round	7	.245	35
5″ round	7	.28	49
6″ round	7	.35	70
7″ round	7	.42	84
8″ round	7	.50	98
3″ round	8	.24	24
4″ round	8	.28	40
5″ round	8	.32	56
6″ round	8	.40	80
7″ round	8	.50	96
8″ round	8	.60	112
3″ round	10	.30	30
4″ round	10	.35	50
5″ round	10	.40	70
6″ round	10	.50	90
7″ round	10	.60	120
8″ round	10	.70	140
3″ round	12	.36	36
4″ round	12	.42	60
5″ round	12	.48	96
6″ round	12	.60	120
7″ round	12	.75	144
8″ round	12	.85	163

[Table 9 added by Am. 2, 9 F.R. 1322, effective 2–5–44 and amended by Am. 4, 11 F.R. 5162, effective 5–14–46]

[Tables 10 and 11, formerly 9 and 10, redesignated by Am. 2; revoked by Am. 3, 9 F.R. 5591, effective 5–29–44]

SEC. 5. *Transportation addition.* (a) Except as specially provided in section 3 (c), covering retail-yard sales, addi-

tions for transportation shall be computed from the applicable basing point specified in the heading of the appropriate price table. In the case of Northern white cedar (Table 1) and yellow pine (Table 2), where more than one basing point is given, the applicable basing point is the one nearest the shipper's actual loading-out point.

[Paragraph (a) amended by Am. 3, 9 F.R. 5591, effective 5-29-44]

(b) When the estimated weights in the tables of section 4a are used, the weight times the carload railroad freight rate from the applicable basing point to the actual destination is the maximum permissible addition, even if the estimated weights are higher than the actual weights.

(c) When estimated weights are not used, the maximum addition for transportation is the actual weight times the carload railroad freight rate from the applicable basing point to destination.

[Sec. 5 amended by Am. 2, 9 F.R. 1322, effective 2-5-44]

SEC. 6. *Special specifications of listed species.* Sizes, grades, or specifications of Eastern fence posts of the species and from the areas given in the headings of the tables, but not specifically priced above, are nevertheless subject to this regulation. Maximum prices for such posts shall be determined as follows:

(a) The maximum price shall bear the October 1941 relationship between the special item to be priced and the most similar size or grade on which a specific maximum price is established in the tables. This relation should be determined as it existed in October 1941 or in the first month before that in which sales of both items were made, and the price difference between the two items should be added to or subtracted from the maximum price in the price tables for the comparable item.

This tentative maximum price shall be submitted to the Lumber Branch, Office of Price Administration, Washington, D. C., within 10 days of the use of the price, together with copies of the invoices of the sales which were used to determine it. If, within 30 days after receipt of the request for approval, the Office of Price Administration does not act on it, the price shall be considered approved and shall thereafter be the maximum price of that item for that seller. Pending approval or action by the Office of Price Administration, the seller may deliver the item and receive payment for it, subject to the condition that a refund will be made if the price is in excess of that finally approved by the Office of Price Administration.

(b) For any size, grade, or specification which cannot be priced under paragraph (a) of this section, the maximum price shall be the price established by the Lumber Branch, Office of Price Administration, Washington, D. C., after full facts have been submitted in support of any request for the establishment of a maximum price. This maximum price may be established by a letter or telegram.

SEC. 7. *Treated posts.* Pressure-type preservative treatment additions are established by Maximum Price Regulation 491, § 19 (c), Table 3. On sales of posts of the listed species which are treated by methods other than pressure process, an addition may be made to the maximum prices contained in section 4a, figured according to section 6 of this regulation. Posts of unlisted species, treated by any method, remain under the GMPR, except as covered in section 3 for retail-yard sales.

[Sec. 7 amended by Am. 2, 9 F.R. 1322, effective 2-5-44]

ARTICLE III—SPECIFIC DUTIES AND PRIVILEGES AND PROHIBITED PRACTICES

SEC. 8. *Display of maximum prices.* Any person selling Eastern fence posts at retail shall display in a manner plainly visible to and understandable by the purchasing public the maximum prices permitted under this regulation. The display shall be headed "Ceiling Prices" and shall list the prices by diameter and length.

[Sec. 8 amended by Am. 2, 9 F.R. 1322, effective 2-5-44]

SEC. 9. *Prohibited practices*—(a) *General practices.* Any practice which gets the effect of a higher-than-ceiling price without actually raising the price is as much a violation of this regulation as an outright over-ceiling price. This applies to devices making use of commissions, services, transportation arrangements, premiums, special privileges, tying-agreements, trade understandings and the like.

(b) *Specific practices.* (1) The practice of breaking up a retail order which would normally be a single order into a series of smaller orders to secure the additional mark-up allowed for small quantity sales of less than $10.00 is specifically prohibited.

(2) Breaking up a carload quantity into less than carload quantities to secure the distributor's mark-up of 15 percent is prohibited.

(3) It is a direct violation to buy or sell material as eastern fence posts under and according to the provisions of Table 4 of section 4a of this regulation for use as saw logs or for any other purpose than as support for fencing.

(4) Sellers must maintain cash discounts and credit terms no less favorable to buyers than the cash discounts and credit terms they allowed on October 1, 1941; except that a discount need not be larger than 2 percent.

[Sec. 9 amended by Am. 1, 8 F.R. 10436, effective 7-30-43; Am. 2, 9 F.R. 1322, effective 2-5-44; and Am. 4, 11 F.R. 5162, effective 5-14-46]

SEC. 10. *Adjustable pricing.* Any person may agree to sell at a price which can be increased up to the maximum price in effect at the time of shipment; but no person may, unless authorized by the Office of Price Administration, deliver or agree to deliver at prices to be adjusted upward in accordance with action taken by the Office of Price Administration after shipment. Such authorization may be given when a request for a change in the applicable maximum price is pending, but only if the authorization is necessary to promote distribution or production and if it will not interfere with the purposes of the Emergency Price Control Act of 1942, as amended. The authorization may be given by the Administrator or by any official of the Office of Price Administration having authority to act upon the pending request for a change in price or to give the authorization.

The authorization will be given by order, except that it may be given by letter or telegram when the contemplated revision will be the granting of an individual application for adjustment.

[Sec. 10 amended by Supplementary Order 50, 8 F.R. 10568, effective 7-27-43]

SEC. 11. *Petitions for amendment.* Any person seeking an amendment of any provision of this regulation may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1,[7] issued by the Office of Price Administration.

SEC. 12. *Records.* Any person, other than a consumer, who buys or sells 200 or more Eastern fence posts in any one month, must keep for a period of two years records of items sold, names and addresses of buyers, date of sale, and price.

SEC. 13. *Enforcement.* Persons violating any provision of this regulation are subject to the criminal penalties, civil enforcement actions, suits for treble damages, and proceedings for revocation of licenses provided for by the Emergency Price Control Act of 1942, as amended.

SEC. 14. *Licensing.* The provisions of Licensing Order No. 1,[8] licensing all persons who make sales under price control, are applicable to all sellers subject to this regulation or schedule. A seller's license may be suspended for violations of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

[Sec. 14 amended by Supplementary Order 72, 8 F.R. 13244, effective 10-1-43]

SEC. 15. *Exports and imports.* (a) The maximum price for export sales of all fence posts is governed by the Second Revised Maximum Export Price Regulation.[9]

(b) The basic maximum price for imported fence posts of the listed species is the maximum price shown for the particular species in section 4a. This basic maximum price applies f. o. b. cars at the port of entry, and must be used for computation of maximum resale prices under section 3. Transportation additions permitted by section 5 or section 3 must be computed from the basing point shown for the particular species in section 4a. If more than one basing point is shown, the one nearest the port of entry must be used.

The maximum price for sales of imported fence posts of unlisted species is governed by the Maximum Import Price Regulation.[10]

[Sec. 15 added by Am. 3, 9 F.R. 5591, effective 5-29-44]

Effective date. This regulation shall become effective July 2, 1943. [RMPR 324 originally issued June 26, 1943]

[Effective dates of amendments are shown in notes following the parts affected]

NOTE: All reporting and record-keeping requirements of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 24th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8795; Filed, May 24, 1946; 11:31 a. m.]

[7] 9 F.R. 10476, 13715; 10 F.R. 11295.

[8] 8 F.R. 13240.

[9] 8 F.R. 4132, 5987, 7662, 9998, 15193; 9 F.R. 1036, 5435, 5923, 7201, 9834, 11273, 12919, 14346; 10 F.R. 863, 923, 2432, 6590, 8746, 8611, 9586, 10029.

[10] Revised: 11 F.R. 2827.

PART 1380—HOUSE AND SERVICE MACHINE INDUSTRY

[MPR 598, Amdt. 12]

POSTWAR HOUSEHOLD MECHANICAL REFRIGERATORS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 598 is amended in the following respect:

Section 15(a) is amended to read as follows:

(a) *Prices set forth in section 24, Appendix A.* Unless an order issued under paragraph (b) of this section specifies otherwise, a dealer's ceiling prices for sales of a particular model of refrigerator sold by the manufacturer after April 17, 1946, at prices adjusted under section 5(b) is the sum rounded to the nearest twenty-five cents, of the applicable price set forth in Appendix A and either

(1) The dollar-and-cent amount of the increase allowed the manufacturer by section 5(b) in this ceiling price for sales of the same model to distributors (including the resulting increase in the Federal excise tax) if he sells the model to distributors, or

(2) The dollar-and-cent amount of the increase allowed the manufacturer by section 5(b) in his ceiling price for sales of the same model to dealers (including the resulting increase in the Federal excise tax) if he sells the model only directly to dealers.

A dealer's ceiling price for sales of a particular model of refrigerator sold by the manufacturer prior to April 18, 1946, is the applicable price set forth in section 24, Appendix A.

Ceiling prices will be established for dealers' sales of models not listed in Appendix A or covered by an order under paragraph (b) of this section by amendment to Appendix A. Ceiling prices so established will be fixed in line with the level of retail ceiling prices established under this regulation. No refrigerator may be sold at retail unless a retail ceiling price has been established for its sale in accordance with this section.

This amendment shall become effective on the 29th day of May 1946.

Issued this 24th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8803; Filed, May 24, 1946; 11:33 a. m.]

PART 1439—UNPROCESSED AGRICULTURAL COMMODITIES

[MPR 426,[1] Amdt. 180]

FRESH FRUITS AND VEGETABLES FOR TABLE USE, SALES EXCEPT AT RETAIL

A statement of the considerations involved in the issuance of the amendment has been issued and filed with the Division of the Federal Register.

In section 15, Appendix I is amended in the following respects:

1. In table 1, column 5, 6 and 7 are amended to read as follows:

Col. 1	Column 5	Column 6	Column 7
Item No.	Maximum price f. o. b. shipping point in California and Arizona	Maximum prices for sales delivered to any wholesale receiving point in any quantity.	Maximum prices for sales by certain persons in less than carlots or less than trucklots delivered to the premises of any retail store, Government procurement agency or institutional buyer.[4]
1	$4.15	Col. 5 price plus freight[4] (including 3% transportation tax[5]) from Phoenix Arizona, for all wholesale receiving points in the states of Oregon, Washington, Montana, Nevada, Idaho and Utah; and Los Angeles, California for wholesale receiving points in all other states; plus protective services.[3]	Col. 6 price plus 75 cents.
2	$4.60		Col. 6 price plus 75 cents.
3	5.4 cents per pound	Maximum price above (Item 1) divided by 77 per pound.	Col. 6 price plus 1 cent per pound.
4	6.0 cents per pound	Maximum price above (Item 2) divided by 77.	Col. 6 price plus 1 cent per pound.
5	4.4 cents per pound	Maximum price per pound above (Item 3) minus 1 cent.	Col. 6 price plus 1 cent per pound.
6	5.0 cents per pound	Maximum price per pound above (Item 4) minus 1 cent.	Col. 6 price plus 1 cent per pound.
7	$4.15	$4.37	$5.12.
8	$4.60	$4.87	$5.62.
9	$3.10	$3.27	$3.82.
10	$3.46	$3.67	$4.02.
11	5.2 cents per pound	5.5 cents per pound	6.5 cents per pound.
12	5.8 cents per pound	6.1 cents per pound [7]	7.1 cents per pound.[6]
13	4.4 cents per pound	4.7 cents per pound	5.7 cents per pound.
14	5.0 cents per pound	5.3 cents per pound [7]	6.3 cents per pound.[6]
15	3.7 cents per pound		
16	4.3 cents per pound		

2. In table 2, footnote 10 is deleted and column 5 is amended to read as follows:

Col. 1	Col. 5
Item No.	Maximum price f. o. b. shipping point in Florida and Texas[8]
1	$3.70.
2	$4.00.
3	$4.1 cents per pound.
4	4.4 cents per pound.
5	3.3 cents per pound.
6	3.5 cents per pound.
7	2.7 cents per pound.
8	3.0 cents per pound.

3. In table 3 footnote 10 is deleted and column 5 is amended to read as follows:

Col. 1	Col. 5
Item No.	Maximum price f. o. b. shipping point for oranges produced in Florida and marked "Indian River"[9]
1	$4.15.
2	$4.25.
3	4.6 cents per pound.
4	4.7 cents per pound.
5	3.8 cents per pound.
6	3.9 cents per pound.
7	3.2 cents per pound.
8	3.3 cents per pound.

4. In table 4 columns 5, 6 and 7 are amended to read as follows:

Col. 1	Col. 5	Col. 6	Col. 7
Item No.	Maximum price f. o. b. shipping point in California and Arizona	Maximum prices for sales delivered to any wholesale receiving point in any quantity	Maximum prices for sales by certain persons in less than carlots or less than trucklots delivered to the premises of any retail store, Government procurement agency or institutional buyer.[4]
1	$2.95	Col. 5 price plus freight[4] (including 3% transportation tax[5]) from Phoenix, Ariz., for all wholesale receiving points in the States of Oregon, Washington, Montana, Nevada, Idaho, and Utah; and Los Angeles, California, for wholesale receiving points in all other States; plus protective services.[3]	Col. 6 price plus 65 cents.
2	$3.64		Col. 6 price plus 65 cents.

[1] 10 F.R. 8021, 7500, 7539, 7578, 7668, 7683, 7799, 8069, 8239, 8238, 8612, 8467, 8611, 8657, 8905, 8936, 9023, 9118, 9119, 9277, 9447, 9628, 9928, 10087, 10025, 10229, 10311, 10303, 11072, 12213, 12084, 12408, 12447, 12532, 12697, 12702, 12745, 12960, 13129, 13271, 13313, 13595, 13776, 14027, 15035, 15174; 11 F.R. 557, 608, 1102, 1356, 1213, 1526, 1819, 1819, 2931, 2771, 2622, 3158, 3089, 3300, 3600, 3793, 4292, 4295, 4390.

7. In table 7 footnote 10 is deleted and column 5 is amended to read as follows:

Item No.	Col. 5 Maximum price f. o. b. shipping point for white grapefruit produced in Florida and that portion of Indian River.[11]
1	$3.16.
2	4.0 cents per pound.
3	4.3 cents per pound.
4	3.1 cents per pound.
5	3.4 cents per pound.
6	2.8 cents per pound.
7	2.8 cents per pound.
8	2.8 cents per pound.

8. In table 8, footnote 9 is deleted and column 5 is amended to read as follows:

Item No.	Col. 5 Maximum price f. o. b. shipping point in Florida and Texas
1	$3.11.
2	3.9 cents per pound.
3	4.2 cents per pound.
4	3.0 cents per pound.
5	3.3 cents per pound.
6	2.8 cents per pound.
7	2.8 cents per pound.
8	2.8 cents per pound.

9. In table 9, columns 5, 6 and 7 are amended to read as follows:

Item No.	Col. 5 Maximum price f. o. b. shipping point in California and Arizona	Col. 6 Maximum prices for sales delivered to any wholesale receiving point in any quantity	Col. 7 Maximum prices for sales by certain persons in less than carlots or less than trucklots delivered to the premises of any retail store, Government procurement agency or institutional buyer.[4]
1	$5.61	[Col. 5 price plus freight [4] (including 3% transportation tax [5]) from Phoenix, Arizona, for all wholesale receiving points in the States of Oregon, Washington, Montana, Nevada, Idaho, and Utah; and Los Angeles, California for wholesale receiving points in all other States; plus protective services.[3]	Col. 6 price plus 90 cents.
2	$6.11	Maximum price above (item 1) divided by 77	Col. 6 price plus 1.1 cents per pound.
3	7.1 cents per pound	Maximum price above (item 2) divided by 79	
4	7.7 cents per pound	Maximum price per pound above (item 3) minus 1.4 cents.	Col. 6 price plus 1.1 cents per pound.
5	5.7 cents per pound	Maximum price per pound above (item 4) minus 1.4 cents.	
6	6.3 cents per pound		
7	$5.61	$8.74.	
8	$6.11	$9.34.[4]	
9	$4.37	$7.24.[4]	
10	$4.76	$7.86.[4]	
11	6.9 cents per pound	8.2 cents per pound.	
12	7.5 cents per pound	8.8 cents per pound.[4]	
13	5.7 cents per pound	7.0 cents per pound.[4]	
14	6.3 cents per pound	7.6 cents per pound.[4]	
15	4.2 cents per pound		
16	4.8 cents per pound		

10. In table 10 footnote 9 is deleted and column 5 is amended to read as follows:

Item No.	Col. 5 Maximum price f. o. b. shipping point in Florida and Texas
1	$4.66.
2	5.4 cents per pound.
3	4.2 cents per pound.
4	3.4 cents per pound.

5. In table 5, columns 5, 6 and 7 are amended to read as follows:

Item No.	Col. 5 Maximum price f. o. b. shipping point in California and Arizona	Col. 6 Maximum prices for sales delivered to any wholesale receiving point in any quantity	Col. 7 Maximum prices for sales by certain persons in less than carlots or less than trucklots delivered to the premises of any retail store, Government procurement agency or institutional buyer.[4]
1	$3.19	Col. 5 price plus freight [4] (including 3% transportation tax [5]) from Phoenix, Arizona, for all wholesale receiving points in the States of Oregon, Washington, Montana, Nevada, Idaho and Utah; and Los Angeles, California for wholesale receiving points in all other States; plus protective services.	Col. 6 price plus 65 cents.
2	4.7 cents per pound	Maximum price above (item 1) divided by 68	Col. 6 price plus 1 cent per pound.
3	3.6 cents per pound	Maximum price per pound above (item 2) minimum 1.1 cent.	Col. 6 price plus 1 cent per pound.
4	$3.19	$4.11.	
5	$2.52	$3.32.	
6	4.4 cents per pound	5.8 cents per pound.	
7	3.8 cents per pound	5.0 cents per pound.	
8	2.9 cents per pound		

6. In table 6 footnote 10 is deleted and column 5 is amended to read as follows:

Item No.	Col. 5 Maximum price f. o. b. shipping point in Florida and Texas
1	$2.66.
2	$2.92.
3	3.33 cents per pound.
4	2.7 cents per pound.
5	2.4 cents per pound.
6	2.8 cents per pound.
7	1.8 cents per pound.
8	2.1 cents per pound.

11. In table 11, columns 5, 6 and 7 are amended to read as follows:

Item No.	Col. 5 Maximum price f. o. b. shipping point in California and Arizona	Col. 6 Maximum prices for sales delivered to any wholesale receiving point in any quantity	Col. 7 Maximum prices for sales by certain persons in less than carlots or less than trucklots delivered to the premises of any retail store, Government procurement agency or institutional buyer.[4]
1	$5.41	Col. 5 price plus freight [1] (including 3% transportation tax [5]) from Phoenix Arizona, for all wholesale receiving points in the States of Oregon, Washington, Montana, Nevada, Idaho and Utah; and Los Angeles, California, for wholesale receiving points in all other States; plus protective services.[3]	Col. 6 price plus 90 cents.
2	7.0 cents per pound	Maximum price above (Item 1) divided by 77	Col. 6 price plus 1 2/10 cents per pound.
3	5.6 cents per pound	Maximum price per pound above (Item 2 minus 1.4 cents.	Col. 6 price plus 1 2/10 cents per pound.
4	$5.41	$5.68	$6.58.
5	7.0 cents per pound	7.3 cents per pound	8.5 cents per pound.
6	5.6 cents per pound	5.9 cents per pound	7.1 cents per pound.
7	4.7 cents per pound		

This amendment shall become effective 12:01 a. m. May 27, 1946.

Issued this 24th day of May 1946.

PAUL A. PORTER,
Administrator.

Approved: May 17, 1946.

N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 46-8798; Filed, May 24, 1946; 11:31 a. m.]

PART 1384—HARDWOOD LUMBER PRODUCTS

[RMPR 176, Amdt. 1]

BOX GRADE VENEER

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 176 is amended as follows:

1. The preamble is amended by adding the following paragraph:

Such specifications and standards as are used in this regulation, were, prior to such use, in general use in the trade or industry affected.

2. Section 1 is amended to read as follows:

SECTION 1. *What this regulation covers.* This regulation covers all sales of box grade veneer. "Box grade veneer" means all veneer, regardless of species, sold or purchased in accordance with the grading rules provided in section 13 for use in the manufacture of boxes or as shingle pads or shingle boards (commonly used as a protector in bundling shingles) of single ply thickness or in double ply if no gluing is involved, which is produced in any part of the United States with the exception of the states of Washington, Oregon, and California.

Box grade veneer includes the prime sizes or the cut to box part finished sizes.

This regulation, however, does not cover any item specifically priced in Revised Maximum Price Regulation 320 or Second Revised Maximum Price Regulation 195 or any orders issued thereunder.

3. Section 3 is amended to read as follows:

SEC. 3. *Maximum prices for box grade veneer.*—(a) *Prime sizes.* The maximum f. o. b. mill prices for 1,000 board feet of box grade veneer which is not cut into box part finished sizes shall be as follows:

Thickness	Length: Less than 62"	Length: 62" and over
¼" and 5/16"	$91.00	$95.55
3/8" and 7/16"	90.00	94.50
1/32" and ½"	89.00	93.45

(b) *Cut-to-size veneer.* The maximum f. o. b. mill price for 1000 board feet of box grade veneer which has been cut to specific box part sizes shall be the maximum price established in paragraph (a) of this section plus $8.00 per M' board measure.

4. A new section 13 is added to the regulation, to read as follows:

SEC. 13. *Grading rules for box grade veneer.* (a) All stock shall be sound (corky tupelo considered unsound), free from rot, or dote. A reasonable amount of pin wormholes, sound tight knots not exceeding three inches in diameter measuring the small way, shall be no defect. A reasonable discoloration or stain shall be no defect.

(b) All stock shall be machine cut to the specified thickness ordered, standard gears as furnished by the lathe manufacturer to be used.

(c) All stock shall be cut tight, and when shipped shall not contain more than 15% moisture content. Said percentage is to be arrived at by test of an equal number of sap and heart pieces. Stock shall be sufficiently flat to straighten under machines, without splitting.

(d) A trimming allowance of ½" in width and 1" in length, shall be allowed on all lengths 30" and over, one-half inch in length, and one-half inch in width on stock less than 30" long. Cutdowns, whether sized before or after drying, shall carry ½" allowance in width.

(e) (1) Only those cutdowns and cutbacks that actually accumulate in working out defects in the logs and rounding the logs used in filling a particular order may be shipped against that order. Such cutdowns and cutbacks shall have the same maximum price as prime size stock in the same length and thickness as the cutdowns and cutbacks.

(2) Standard cutdowns in widths shall run in multiples of 2", the narrowest width to be 4".

(3) Standard cut-backs in lengths shall be 54", 48", 42", 36", 32" and 27".

(f) Checks or splits not longer than one-fourth the length of the piece are not considered defects provided the checks or splits are reasonably straight, do not diverge more than 1" per foot, and do not run over ¼" in width and in all widths.

(g) Specifications on all sizes, both width and length, shall not be specified in fractions of less than ½", except by special arrangement between the seller and the buyer.

(h) Each size is to be bundled separately and to be marked. Each bundle is to contain a uniform number of pieces. Twenty-five pieces of ¼" or 7/32", 30 pieces of 3/16", 35 pieces of 1/8", 40 pieces of 1/7", and 50 pieces of 1/8" are to be the standard number of pieces to each bundle.

This amendment shall become effective May 24, 1946.

Issued this 24th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8794; Filed, May 24, 1946; 11:30 a. m.]

PART 1439—UNPROCESSED AGRICULTURAL COMMODITIES

[MPR 426,[1] Amdt. 181]

FRESH FRUITS AND VEGETABLES FOR TABLE USE, SALES EXCEPT AT RETAIL

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

In Appendix K of section 15, Table 1 is amended to read as follows:

[1] 10 F.R. 8021, 5700, 7539, 7578, 7668, 7683, 7799, 8069, 8239, 8238, 8612, 8467, 8611, 8657, 8905, 8936, 9023, 9118, 9119, 9277, 9447, 9628, 9923, 10087, 10025, 10229, 10311, 10303, 11072, 12213, 12084, 12408, 12447, 12532, 12637, 12702, 12745, 12960, 13129, 13271, 13313, 13369, 13595, 13776, 14027, 15035, 15174; 11 F.R. 557, 608, 1102, 1356, 1213, 1526, 1819, 1819, 2931, 2771, 2822, 3158, 3089, 3300, 3793, 4292, 4295, 4390, 3600.

TABLE 1—MAXIMUM PRICES FOR PEACHES

Column 1 Item No.	Column 2 Type, variety, style of pack, etc.	Column 3 Unit	Column 4 Season	Column 5 Maximum prices for fruit loaded on car or truck at shipping point [4]	Column 6 Maximum prices for sales delivered to any wholesale receiving point in any quantity [3]	Column 7 Maximum prices for sales by certain persons in less-than-carlots or less-than-trucklots delivered to the premises of any retail store, government procurement agency or institutional buyer [3]
	Peaches produced in Montana, Wyoming, Utah, Colorado, New Mexico, Southern Idaho [4] and Malheur County in the State of Oregon. Graded and packed in the following containers:				Price in Column 5 plus freight (including 3% transportation tax) from shipping point and plus protective service allowances [3]	
1	Fruit box (WPB L-232 No. 35) with a net weight of not less than 16 pounds nor more than 18 pounds.	Per box	All season	$1.53		Column 6 price plus 42 cents.
2	Standard Bushel Basket	Per bushel	do	$3.47		Column 6 price plus $1.08.
3	Fruit Box (WPB L-232 No. 35) with a net weight of less than 16 pounds or more than 18 pounds, bushel baskets, the contents of which do not meet the requirements of pack specified for standard containers (see paragraph (b) (3) (i) and peaches graded and packed in any other container.	Per pound	do	7.7 cents		Column 6 price plus 2½o cents.
4	Ungraded (orchard run) in any container, 1 graded and loose without containers.	do	do	6.4 cents		Column 6 price plus 2½o cents.
	Peaches produced in Washington, Northern Idaho [4] and all of Oregon except Malheur County. Graded and packed in the following containers:					
5	Fruit box (WPB L-232 No. 35) with a net weight of not less than 16 pounds nor more than 19 pounds.	Per box	do	$1.53		Column 6 price plus 42 cents.
6	Fruit box (WPB L-232 No. 36) with a net weight of not less than 19 pounds nor more than 21 pounds.	do	do	$1.74		Column 6 price plus 49 cents.
7	Sanger lug box (WPB L-232 No. 46) with a net weight of not less than 22 pounds nor more than 24 pounds.	do	do	$2.01		Column 6 price plus 58 cents.
8	Any of above containers but with a net weight of less than or more than that specified for each container; and peaches graded and packed in any other container.	Per pound	do	8.7 cents		Column 6 price plus 2½o cents.
9	Ungraded (orchard run) in any container 1	do	do	7.0 cents		Column 6 price plus
	Peaches produced in California, Nevada and Arizona. Graded and packed in the following containers:					
10	Fruit box (WPB L-232 No. 35) with a net weight of not less than 17 pounds nor more than 19 pounds.	Per box	Beginning-June 24	$1.89		Column 6 price plus 42 cents.
11			June 25-end of season	$1.56		
12	Sanger lug box (WPB L-232 No. 46) with a net weight of not less than 24 pounds nor more than 26 pounds.	do	Beginning-June 24	$2.62		Column 6 price plus 58 cents.
13			June 25-end of season	$2.16		
14	Any of above containers but with a net weight of less than or more than that specified for each container; and peaches graded and packed in any other container.	Per pound	Beginning-June 24	10.5 cents		Column 6 price plus 2½o cents.
15			June 25-end of season	8.7 cents		
16	Ungraded (orchard run) in any container 1	do	Beginning-June 24	8.8 cents		Column 6 price plus 2½o cents.
17			June 25-end of season	7.0 cents		
18	Peaches produced in all other States. Graded and packed in the following containers: Standard bushel baskets.	Per bushel	Beginning-June 24	$4.65		Column 6 price plus $1.08.
19			June 25-end of season	$3.76		
20	Standard ½ bushel baskets	Per ½ bushel	Beginning-June 24	$2.51		Column 6 price plus 54 cents.
21			June 25-end of season	$2.05		
22	Any of above containers, the contents of which do not meet the requirements of pack specified for standard containers (see paragraph (B) (3) (1); and peaches graded and packed in and other container.	Per pound	Beginning-June 24	9.7 cents		Column 6 price plus 2½o cents.
23			June 25-end of season	7.9 cents		
24	Ungraded (orchard run) in any container 1	do	Beginning-June 24	8.7 cents		Column 6 price plus 2½o cents.
25			June 25-end of season	7.0 cents		

[1] The maximum price for peaches sold in bulk (loose without containers) shall be 1 cent per pound less than the maximum prices per pound listed for items 4, 9, 16, 17, 24 and 25 in columns 5, 6 and 7, except for those peaches which are priced in item 4 as graded and loose without containers.

[2] Protective service allowances shall be the actual cost of protective services furnished, not to exceed the lowest common carrier charge for the same services (including 3% transportation tax), but shall not include precooling (see paragraph (h)).

[3] The prices named in columns 6 and 7 are maximum prices for each individual lot or shipment of peaches received and sold by the particular seller. For sellers covered by column 7, see general provisions of this appendix.

[4] No separate charge shall be made for precooling since an allowance for precooling is included in the f. o. b. price (see paragraph (h)).

[5] For the purpose of this table, "Southern Idaho" means all counties south of Idaho County in the State of Idaho, and "Northern Idaho" means Idaho County and all counties north of Idaho County in the State of Idaho.

This amendment shall become effective May 24, 1946.

Issued this 24th day of May 1946.

PAUL A. PORTER,
Administrator.

Approved: May 17, 1946.

N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 46-8799; Filed, May 24, 1946; 11:32 a. m.]

PART 1305—ADMINISTRATION

[SO 132,[1] Amdt. 33]

EXEMPTION AND SUSPENSION FROM PRICE CONTROL OF CERTAIN FOODS, GRAINS AND CEREALS, FEEDS, TOBACCO AND TOBACCO PRODUCTS, AGRICULTURAL CHEMICALS, INSECTICIDES AND BEVERAGES

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

Supplementary Order No. 132 is amended in the following respects:

1. In section 1 (a) (1), the words "(domestic and imported)" are added after each of the following commodities:

Fish cakes, canned and frozen.
Fish chowders, canned.

2. In section 1 (a) (2), the words "(domestic and imported)" are added after each of the following commodities:

Kumquats, canned.
Soybeans, canned.

3. In section 1 (a) (3), the item "Flours made from barley, buckwheat, cottonseed, corn, oats, peanuts, potatoes, rice, rye, or soybeans. This does not include flour mixes which contain any other ingredient." is amended to read: "Flours made from barley, buckwheat, cottonseed, corn, oats, peanuts, potatoes, rice, rye, or soybeans (domestic and imported). This does not include flour mixes which contain any other ingredient."

4. In section 1 (a) (4), the words "(domestic and imported)" are added after the following commodity:

Meat extracts.

5. In section 1 (a) (5), the words "(domestic and imported)" are added after each of the following commodities:

Almond paste
Barbecue sauces
Canary seed
Caraway seed
Cardamon
Celery seed
Chop suey mixed vegetables
Cloves
Coriander seed
Ginger
Ginger, cargo
Ginger root, candied or otherwise prepared or preserved
Ginger, stem
Mace
Mustard, dry
Mustard seed in consumer packages
Nutmeg
Pimento (allspice)
Poppy seed
Red peppers, including cayenne and chili peppers
Soups, dry and dehydrated
Soy sauce
Tabasco sauce

[1] 10 F.R. 14954, 15170; 11 F.R. 296, 297, 881, 1102, 1467, 2378, 2640, 2989, 2927, 3247, 3396, 4021, 4090, 4861, 5066.

This amendment shall become effective May 23, 1946.

Issued this 23d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8759; Filed, May 23, 1946; 4:06 p. m.]

PART 1386—SOAP AND GLYCERINE

[MPR 390, Amdt. 11]

HOUSEHOLD SOAPS AND CLEANSERS SOLD BY RETAIL FOOD STORES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 390 is amended in the following respects:

(1) In section 17 (b) the literary paragraph and the tables of prices are amended to read as follows:

(b) *Table of maximum prices for bar laundry soap.*

Brand	Size	Pack	Group 1 price per unit
American Family	Large	90	$0.08
Crystal White	do	80	.06
	Regular	100	.05
Fels Naphtha	do	100	.07
Kirkman Borax	do	100	.07
Octagon	Large	100	.07
P & G White Laundry	do	100A	.06
	Regular	100	.05
	Large	80	.06
	Regular	100B	.05
Tag	do	72	.08
White King	Large	80	.06
	Regular	100	.05

(2) In section 18 (b) the literary paragraph and the table of prices are amended to read as follows:

(b) *Table of maximum prices for bar laundry soaps.*

Brand	Size	Pack	Group 2 price per unit
American Family	Large	90	$0.08
Crystal White	do	80	.05
	Regular	100	.05
Fels Naphtha	do	100	.07
Kirkman Borax	do	100	.07
Octagon	Large	100	.07
P & G White Laundry	do	100A	.05
	Regular	100	.05
	Large	80	.05
	Regular	100B	.04
Tag	do	72	.08
White King	Large	80	.05
	Regular	100	.04

(3) In section 19 (b) the literary paragraph and the table of prices are amended to read as follows:

(b) *Table of maximum prices for bar laundry soaps sold by Group 3 and Group 4 stores.*

Brand	Size	Pack	Group 3 price per multiple sales	Group 3 price per unit	Group 4 price per multiple sales	Group 4 price per unit
American Family	Large	90	2 for 13	$0.07	2 for 13	$0.07
Crystal White	do	80	3 for 14	.05	3 for 14	.05
	Regular	100		.04		.04
Fels Naphtha	do	100		.06		.06
Kirkman Borax	do	100		.06	3 for 17	.06
Octagon	Large	100	3 for 17	.06	3 for 17	.06
P & G White Laundry	do	100A	3 for 14	.05	3 for 14	.05
	Regular	100	3 for 13	.05	3 for 13	.05
	Large	80	3 for 14	.05	3 for 14	.05
	Regular	100B		.04		.04
Tag	do	72	2 for 13	.07	2 for 13	.07
White King	Large	80	3 for 14	.05	3 for 14	.05
	Regular	100		.04		.04

This amendment shall become effective May 29, 1946.

Issued this 24th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8796; Filed, May 24, 1946; 11:31 a. m.]

PART 1386—SOAP AND GLYCERINE

[MPR 391, Amdt. 8]

HOUSEHOLD SOAPS AND CLEANSERS SOLD BY MANUFACTURERS AND CERTAIN WHOLESALERS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed today with the Division of the Federal Register.

Maximum Price Regulation 391 is amended in the following respects:

1. Section 5 (b) is amended to read as follows:

(b) *Maximum prices for bar laundry soaps.*

Brand	Size	Pack	Carload price (per case before cash discount)
American Family	Large	90	$5.346
Crystal White	do	80	3.250
	Regular	100	3.490
Fels Naphtha	do	100	5.000
Kirkman Borax	do	100	5.081
Octagon	Large	100	5.293
P & G White Laundry	do	100A	4.074
	Regular	100	3.735
	Large	80	3.250
	Regular	100B	3.402
Tag	do	72	4.242
White King	Large	80	3.250
	Regular	100	3.490

2. Section 5 (f) (4) is added to read as follows:

(4) *Yellow bar laundry soap*—(i) *Maximum prices.* Notwithstanding the provisions of (1), (2) and (3) above the maximum prices for sales of yellow bar soap having a moisture content of 40 percent or less when packed and made on a basis of at least 15 pounds of rosin to 100 pounds of fats and oils shall be:

Percentage anhydrous content:	*Carload price per case before cash discount delivered (cents per pound)*
69.1 and over	9.2
64.1 to 69.0 inclusive	9.0
59.1 to 64.0 inclusive	8.9
55.0 to 59.0 inclusive	7.8
53.0 to 54.9 inclusive	7.5
50.0 to 52.9 inclusive	7.2

(ii) *Report.* A manufacturer, whose maximum prices prior to May 29, 1946, for sales of this product were below the prices established by subdivision (i) above may increase his previously prevailing maximum prices up to but not in excess of the prices established by subdivision (i) above if prior to the first sale or offer to sell at such increased prices he files with the Rubber, Chemicals and Drugs Price Branch, Office of Price Administration, Washington 25, D. C., a statement showing

(*a*) Brand name and description of product.

(*b*) Percentage anhydrous content.

(*c*) Number of bars per case.

(*d*) Net weight per bar and per case.

(*e*) Previously prevailing maximum delivered carload price per case before cash discount. If the product is not sold in carload lots, then the previously prevailing less than carload maximum price per case before cash discount.

(*f*) Present delivered carload selling price per case before cash discount. If the product is not sold in carload lots, then the present less than carload selling price per case before cash discount.

(iii) *Manufacturers whose maximum prices are above prices established by subdivision (i).* A manufacturers' maximum prices for sales of this product, which are in excess of the prices established by subdivision (i), are revoked effective July 28, 1946, unless such manufacturer files with the Rubber, Chemicals and Drugs Price Branch on or before June 28, 1946, a statement showing:

(*a*) Brand name (if any) and description of product.

(*b*) Percentage anhydrous soap content.

(*c*) Number of bars per case.

(*d*) Weight per case and per bar.

(*e*) Present delivered selling c. l. price per case before cash discount; if not sold in c. l. lots, then l. c. l. present selling price per case before cash discount.

(*f*) Discounts allowed.

(*g*) Pounds or bars of this type of soap produced during the year 1945 and first 4 months of 1946.

(*h*) Breakdown of current total costs per case, showing separately raw material costs, direct labor costs, packaging cost, indirect factory costs, freight out, and selling and administrative expense. Raw material costs and selling and administrative expense should be itemized to show the components of those costs.

(*i*) Overall net income before taxes for base period 1936–1939; if not avail-

able, any other representative period. Also for the year 1945 and for any available period in 1946. If the organizational unit which produces soap is a subsidiary, the net income should be submitted for the parent organization.

(*j*) Maximum price for sales of such product and whether maximum price was established under section 5 (f) (1), 5 (f) (2) or 5 (f) (3) of Maximum Price Regulation 391.

3. Section 6 (b) is amended to read as follows:

(b) *Maximum prices for bar laundry soaps.*

Brand	Size	Pack	Column A f. o. b. warehouse price per case	Column B service price per case
American Family	Large	90	$5.51	$5.63
Crystal White	do	80	3.35	3.42
	Regular	100	3.60	3.68
Fels Naphtha	do	100	5.16	5.27
Kirkman Borax	do	100	5.24	5.35
Octagon	Large	100	5.43	5.55
P & G White Laundry	do	100A	4.20	4.29
	Regular	100	3.85	3.94
	Large	80	3.35	3.43
	Regular	100B	3.60	3.68
Tag	do	72	4.37	4.47
White King	Large	80	3.35	3.43
	Regular	100	3.60	3.68

This amendment shall become effective May 29, 1946.

NOTE: All record keeping and reporting requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Acts of 1942.

Issued this 24th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8797; Filed, May 24, 1946; 11:31 a. m.]

PART 1413—SOFTWOOD LUMBER PRODUCTS
[MPR 589, Amdt. 4]

DOUGLAS FIR STOCK MILLWORK

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 589 is amended in the following respects:

1. Section 2 is amended to read as follows:

SEC. 2. *To what products, transactions and persons this regulation applies.*—(a) *Products covered by the regulation.* This regulation covers stock millwork (except Douglas fir doors and mouldings, including but not limited to, woodwork items referred to in the appendices, as well as stock millwork specialties, when such stock millwork is made principally with lumber cut from any of the following woods: Douglas fir (Pseudotsuga taxifolia), West Coast hemlock (Tsuga heterophylla and tsuga mertensiana), and sitka spruce (Picea sitchensis).

(b) *Transactions covered by the regulation*—(1) *Direct-mill sales.* This regulation covers the following direct-mill sales:

(i) A sale of millwork weighing 15,000 pounds or more, when shipped at one time by rail to one or more places; and a sale of millwork weighing 12,000 pounds or more, when shipped at one time by truck to a single place.

(ii) A sale of millwork in any quantity, when it is shipped in a mixed shipment with Douglas fir plywood, Douglas fir mouldings, Douglas fir doors, and/or soft wood lumber of any species, and the weights of the total shipment, if by rail to one or more places, is 15,000 pounds or more; or, if by truck to a single place, is 12,000 pounds or more.

A "direct-mill sale," as referred to in this regulation, is a sale in which the shipment originates at a factory or factory warehouse, no matter who the seller is, and reaches the purchaser without becoming an integral part of the stock of a jobber's or other distributor's warehouse or plant. A shipment which is temporarily stored in such a warehouse or plant but does not become a part of its stock for purposes of resale or redistribution is considered a direct-mill sale. Sales out of jobbers' warehouses which are situated in the same locality as a manufacturing plant and which are controlled by the plant, or control it, or are under common control with it, are direct-mill sales.

(2) *Retail sales.* This regulation covers all retail sales. For the purpose of establishing a retail price, a retail sale is any sale, except a direct-mill sale, made to an ultimate consumer.

(c) *Persons covered by the regulation.* Any person who sells or purchases Douglas fir stock millwork covered by this regulation, in transactions covered by this regulation, is subject to the regulation.

(d) *Transactions not covered by this regulation.* (1) This regulation does not cover direct-mill sales in shipments weighing less than the minimum weights provided in paragraph (b) of this regulation. Such direct-mill sales are subject to Maxmum Price Regulation 525.

(2) This regulation also does not cover sales of special (made to order) millwork manufactured according to architects' details, whether the seller manufactures or buys the material used. Such sales are subject to Maximum Price Regulation 608, Special Millwork.

On specific construction projects calling for part stock millwork and part special (made to order) millwork, the stock item shall be priced according to the provisions of this regulation and the special (made to order) millwork items shall be priced under Maximum Price Regulation 608.

2. A new section 5a is added to read as follows:

SEC. 5a. *Maximum prices for retail sales.* The maximum price for a retail sale of a millwork item covered by this regulation shall be the sum of the following:

(a) The seller's maximum price for the sale of the item fixed by the General Maximum Price Regulation, and

(b) The amount by which the seller's net acquisition cost of the item delivered to his warehouse would by reason solely of price increases authorized by the Office of Price Administration exceed his May 1, 1946, net acquisition cost of the item if the item had been purchased from a supplier of the same class in the same quantities as in March 1942.

If in March 1942 the seller bought from different classes of suppliers or in different quantities, he may add only the increase in the maximum prices of that class of suppliers which in the period January 1 to March 31, 1942, made the largest total shipment to him. No addition may be made because of cost increases resulting solely from purchasing from a more distant supplier, or from a different class of supplier, or in smaller quantities.

In no case, however, need the maximum price for a retail sale of a millwork item fixed under this regulation be less than the net acquisition cost of the item plus a markup of 25 percent.

3. In section 19 (a), the table is amended to read as follows:

Description of product: Knocked-down or semiassembled frames; 1,200 or more frames to one order; 20 frames and/or sections of a size and kind.	Delivered to—						
	Zones 1, 8, 14, 15, 16, 17	Zones 1½, 2, 3	Zone 3½	Zone 4	Zones 5, 6, 7, 9, 12, 13	Zone 10	Zone 11
Designs 810, 811, 813, 814, 820, 821	56	55	54	53½	50½	55½	[illegible]
All other designs	58	57	56	55½	58½	57½	[illegible]

4. In section 19 (b) a new subparagraph (18) is added to read as follows:

(18) Window frames listed with pulleys, when furnished without pulleys: Deduct $0.75 list and shorten discount 2 points.

5. In section 19, paragraph (c) is redesignated (d) and a new paragraph (c) is added to read as follows:

(c) The maximum prices for Douglas fir lineal frame stock sold with Douglas fir frames in carload quantities, shall be the net prices, f. o. b. mill, computed by applying the following base discounts to the list prices and list extras contained in the 8000 Series Standard Moulding Book.

Description of product:	*Discount*
Frame stock, lineal, random lengths, clear grade Douglas fir:	
Under $3.00 list	29
$3.00 list and over	22½

Where sales are made on a delivered basis, shorten base discount 1 point for each $0.08 of freight rate or major portion thereof.

6. In section 20 (a), the last two lines following the product description are amended to read as follows:

To all persons	*Percent* 48

7. In section 21 (a), the last two lines are amended to read as follows:

	Percent
Under $3.00 list	29
$3.00 list and over	22½

8. In section 22 (a), the two lines preceding the tables are amended to read as follows: "To all persons: The maximum prices set forth in the tables below plus one percent."

9. In section 23 (a), the tables following the product description are amended to read as follows:

Design No. 836, 1⅜" thick combination doors (with screen inserts and 6- or 8-light sash insert).

Size:	*Price per door*
2-6 x 6-6	$5.60
2-8 x 6-8	5.65
2-10 x 6-10	5.80
3-0 x 6-8	5.85
3-0 x 7-0	6.00

Design No. 838, 1⅜" thick combination doors, with sash inserts (screen wiring permanently fixed in door).

Size:	*Price per door*
2-6 x 6-6	$4.30
2-8 x 6-8	4.40
2-10 x 6-10	4.60
3-0 x 6-8	4.80
3-0 x 7-0	4.85

10. In section 23 (b), new subparagraphs (7) and (8) are added to read as follows:

(7) Doors wired with 16-mesh bronze wire: $0.29 net per door.

(8) Doors wired with 14 x 18 mesh bronze wire: $0.35 net per door.

11. In section 24 (a), the tables are amended to read as follows:

No. 2216-C Built-Up Colonial Columns. Prices per column (include caps and bases).

Size	Heavy	Standard
6" x 6":		
6'	$2.20	$2.13
8'	2.72	2.58
9'	3.01	2.85
8" x 8":		
6'	3.07	2.92
8'	3.34	3.16
9'	3.89	3.72
10'	4.39	4.17
10" x 10":		
6'	3.64	3.43
8'	4.45	4.24
9'	5.11	4.85
10'	5.56	5.27
12" x 12":		
6'	4.73	
8'	5.75	
9'	6.29	
10'	6.86	

No. 2216-B and 2217 Built-Up Colonial Columns. Prices per column (include caps and bases).

Size	Heavy	Standard
6" x 6":		
6'	$2.31	$2.19
8'	2.80	2.70
9'	3.02	2.86
8" x 8":		
6'	3.23	3.07
8'	3.51	3.34
9'	4.03	3.85
10'	4.43	4.22
10" x 10":		
6'	3.85	3.65
8'	4.61	4.39
9'	5.27	5.03
10'	6.04	5.72
12" x 12":		
6'	5.12	
8'	6.42	
9'	6.96	
10'	7.53	

No. 2214 and 2215 built-up square columns. Prices per column (include caps and bases).

Height	6" x 6"	8" x 8"	10" x 10"	12" x 12"
6'	$1.91	$2.80	$3.56	$4.19
8'	2.49	3.47	4.39	5.17
9'	2.75	3.78	4.86	5.69
10'	2.97	4.12	5.27	6.16

Fir newels—4-0 (per newel)

Size	No. 2223	No. 2224	No. 2225	No. 2226	No. 2227
6" x 6"	$1.72	$1.46	$1.46	$1.46	$1.46
8" x 8"	2.46	1.98	1.98	1.98	1.98
10" x 10"	3.37	2.42	2.42	2.42	2.42

Cap and Base Schedule

Size	Nos. 2216-C, 2214, 2215, 2224, 2225, 2226, 2227			Nos. 2216-B, 2217, 2223		
	Cap	Base	Set	Cap	Base	Set
6"	$0.14	$0.32	$0.46	$0.17	$0.34	$0.51
8"	.19	.38	.57	.29	.52	.81
10"	.23	.52	.75	.34	.73	1.07
12"	.30	.61	.91	.44	.84	1.28

Solid Turned Wor

Nos. 2200, 2221, 2222 ..... $96.90 per M'BM

Turned table legs—29"

Size:	*Per C pieces*
1¾" x 1¾"	$11.60
2⅝" x 2⅝"	25.90
3½" x 3½"	40.90

Balusters—24" (per C pieces)

Size	Turned	Size	Square
1¾" x 1¾"	$7.02	1¾" x 1¾"	$2.67
2¼" x 2¼"	13.18	1½" x 1½"	3.73
2¾" x 2¾"	18.66	2" x 2"	6.20

Porch rail

Size:	*Per M'BM*
2" x 3"	$64.00
2" x 4"	58.00
3" x 3"	74.00
3" x 4"	72.00
3" x 5"	89.00

This amendment shall become effective May 24, 1946.

Issued this 24th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8802; Filed, May 24, 1946; 11:33 a. m.]

PART 1384—HARDWOOD LUMBER PRODUCTS
[MPR 538,[1] Amdt. 3]

COMMERCIAL VENEER

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 538 is amended in the following respects:

1. The heading of section 2 is amended to read as follows:

SEC. 2. *Products covered and sellers covered.*

2. In section 2, paragraph (c) is amended to read as follows:

[1] 10 F.R. 314.

(c) *Sellers covered.* (1) This regulation covers manufacturers located anywhere in the United States making direct-mill sales of products covered by this regulation. However, in regard to veneer produced in any part of the United States, other than softwood veneer produced in the States of Washington, Oregon and California, this regulation covers only sales of "commercial veneer" by manufacturers who have been classified by the Office of Price Administration as "commercial veneer manufacturers" in accordance with the criteria below.

A "commercial veneer manufacturer" producing veneer in any part of the United States other than the States of Washington, Oregon and California is a veneer manufacturer who, during the six months period immediately prior to June, 1944, the month in which this regulation became effective, produced, sold, and priced veneer as follows:

(i) Produced veneer of:

(*a*) *Thickness.*

Generally Cut: at least 75 per cent—⅛" and thinner, and not less than 50 per cent 1/16" and thinner.

(*b*) *Thickness tolerances (applicable to veneer green from the lathe).*

Decimal	Fractional	Tolerance (plus or minus)
		Inches
0.0156" and thinner	1/64"	0.001
0.0157" to 0.032"	1/64" to 1/32"	.002
0.033" to 0.063"	1/32" to 1/16"	.003
0.064" to 0.097"	1/16" to 3/32"	.004
0.098" to 0.134"	3/32" to 1/8"	.005
0.135" to 0.161"	1/8" to 5/32"	.006
0.162" to 0.180"	5/32" to 11/64"	.007
0.181" to 0.211"	11/64" to 13/64"	.008
0.212" to 0.242"	13/64" to 15/64"	.009
0.243" to 0.250"	1/4"	.010

(*c*) *Grades.*

75 per cent—No. 1 core grade and better.

(*d*) *Moisture limitation.*

Definite percentage (12 per cent or less) specified.

(ii) Sold and priced veneer:

(*a*) Surface measure and not board measure.

(*b*) Separate price for specific grades and not on grade at one price.

(*c*) Specific prices based on the species of veneer and species shown on invoice.

A veneer manufacturer who claims to qualify as a "commercial veneer manufacturer" under the criteria above shall apply to the Lumber Branch, Office of Price Administration, Washington, 25, D. C., for classification as a "commercial veneer manufacturer" and an authorization number qualifying him to sell his veneer under this regulation. The application must set forth in detail wherein the applicant's manufacturing and sales practices are in line with, or differ from, each of the criteria above. The Office of Price Administration shall issue an order either classifying the applicant as a "commercial veneer manufacturer" or denying such classification under the criteria above. The order granting classification and authorization as a "commercial veneer manufacturer" issued by the Office of Price Administration under

this subparagraph (1) shall be effective in regard to sales made by the applicant on and after the date his application is mailed.

(2) A manufacturer producing veneer in any part of the United States other than the States of Washington, Oregon and California, who did not manufacture, sell, and price veneer in the six months prior to June 1944, according to the criteria set forth in (1) above, but who wishes to be classified as a "commercial veneer manufacturer" must apply to the Lumber Branch of the Office of Price Administration for classification as a "commercial veneer manufacturer" and an authorization number qualifying him to sell his veneer under this regulation. Such applicant shall file his application with the Lumber Branch, Office of Price Administration, Washington 25, D. C., together with such information relative to his manufacturing and sales practices as may be required by the Lumber Branch for his classification as a "commercial veneer manufacturer" and authorization to sell veneer under this regulation. The Office of Price Administration shall issue an order either classifying the applicant as a "commercial veneer manufacturer" or denying such classification under the criteria in subdivisions (i) and (ii) of subparagraph (1) above.

3. In the price tables in section 15 (c) listed below, the species, "Southern Basswood (Lynn)," is added to the headings immediately after the other species referred to in the headings: Tables 1, 2, 3, 4, 5, 6, 7, 9, 10, 11, 12, 13, 14, 15, 16, 17, 19, 20, 21, 22, 23, 24, 25, 26, 27, 29, 30.

4. In the price tables in section 15 (c) listed below, the species, "Southern Basswood (Lynn)" is deleted from the headings: Tables 2A, 3A, 4A, 6A, 7A, 9A, 10A, 12A, 13A, 14A, 16A, 17A, 19A, 20A, 22A, 23A, 24A, 26A, 27A, 29A, 30A.

5. In section 15 (c), Price Tables 8, 8A, 18, 18A, 28 and 28A are revoked.

This amendment shall become effective May 24, 1946.

NOTE: all reporting and record keeping requirements of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 24th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8801; Filed, May 24, 1946; 11:32 a. m.]

PART 1390—MACHINERY AND TRANSPORTATION EQUIPMENT

[RMPR 136, Amdt. 39]

MACHINES, PARTS AND INDUSTRIAL EQUIPMENT

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 136 is amended in the following respects:

1. In Appendix A, the product of which the definition begins "Lighting equipment, electrical, for airway, etc." is deleted, and the following phrase is substituted therefor:

Lighting fixture not portable.

2. In Appendix A, the product of which the definition begins "Tanks and vessels, non-pressure, etc." is amended to read as follows:

Tanks and vessels, non-pressure, made of metal heavier than 7 B. W. G. regardless of capacity, or of a capacity in excess of 585 gallons, regardless of gauge, except all obround tanks; field-erected tanks and vessels; products commonly known as plumbing fixtures, such as flush tanks and laundry trays; products commonly known as pans and cans, such as pails and buckets; non-returnable shipping containers; refuse receptacles, drip and waste receivers and septic tanks.

3. In Appendix A, under the product of which the definition begins "Attachments and accessories for machinery and machine tools, etc.", the listed product "Wheels, Buffing and polishing" is deleted.

4. In Appendix A, under the product "Attachments and accessories for machinery and machine tools, etc." the following item is added in appropriate alphabetical sequence:

Ground steel stock for punches, dies, jigs, fixtures, etc.

5. In Appendix A the following product and applicable base date is added in appropriate alphabetical sequence.

Wheels, buffing and polishing—March 31, 1942.

6. Section 2 (a) (11) is amended by striking out the phrase "and residential lighting fixtures."

7. Section 2 (l) is amended to read as follows:

(1) *Retail sales of electric storage batteries and electric fuses.* This regulation applies to sales of electric storage batteries and electric fuses to industrial, commercial, or governmental users. However, this regulation does not apply to sales of these items to any other type of user.

8. Section 12 (f) (2) is amended by striking out the last sentence and substituting therefor the following: "If this statement is not given by the seller to the purchaser as provided in this subparagraph, the maximum price may not be figured under the depreciation method."

9. Section 19 (n) *Fractional horsepower electric motors* is deleted.

10. In Appendix A, the product of which the definition begins, "Antennas, radio, etc.," is amended to read as follows:

Antennas, radio, except automobile antennas and built-in antennas, included within the cases of domestic radio receivers, March 31, 1942.

This amendment shall become effective May 29, 1946.

Issued this 24th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8792; Filed, May 24, 1946; 11:30 a. m.]

PART 1499—COMMODITIES AND SERVICES

[SR 14G, Amdt. 8]

IRON OR STEEL CULVERTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Regulation 14G is amended by adding a new section to read as follows:

SEC. 10. *Iron or steel culverts*—(a) *Maximum prices.* The price at which any person may sell or deliver any iron or steel culverts shall be the maximum price for such commodity as determined in accordance with § 1499.2 of the General Maximum Price Regulation, plus 7% of such price.

(b) *Definition.* "Iron or steel culverts," as used in this section, includes iron or steel culverts and corrugated iron or steel drainage structures and arches.

This amendment shall become effective May 24, 1946.

Issued this 24th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8791; Filed, May 24, 1946; 11:30 a. m.]

PART 1305—ADMINISTRATION

[Rev. SO 138,[1] Amdt. 2]

EXEMPTION AND SUSPENSION FROM PRICE CONTROL OF CERTAIN COMMODITIES AND SERVICES IN HAWAII

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Supplementary Order No. 138 is amended in the following respects:

1. Section 1.4 (a) is amended by adding the following new items:

(12) Musical accessories (such as violin strings, music racks, etc.)
(13) Phonograph records and albums.
(14) Electrical transcription and record blanks.
(15) Fountain pens and mechanical pencils.
(16) Paper leis and bras.
(17) Art materials and paint sets.
(18) Safes.
(19) Electric Lamp Bulbs (incandescent, fluorescent, gaseous, therapeutic, carbon, arc).
(20) Fungicides.
(21) Botanical drugs and extracts thereof.
(22) Kitchenware items when sold under the following circumstances:
To consumers for 40¢ or less; to dealers for 30¢ or less; to jobbers for 25¢ or less.
(23) Ammunition for small arms.
(24) Small firearms and parts, sights and cleaning rods.
(25) Vitrified and semi-vitrified dinnerware sold for commercial or institutional use.

(26) The following items of glassware:
Ash trays.
Art glassware and specialties.
Bar glassware.
Cigarette boxes.
Cocktail shakers and sets.
Cut glassware.
Stem and footed glassware.
Decorated glassware.
Engraved glassware.
Etched glassware.
Empty glass bottles and jars and sets thereof.
Glass novelties.
Table glassware.
Tumblers.
(27) Art and household china.
(28) Art pottery, such as vases and ash trays.
(29) Hand mirrors.
(30) Empty novelty decorative boxes or cases such as containers for cleaning tissues, candy, cigarettes, etc.
(31) Lamps and lampshades except light fixtures.
(32) Pictures and picture frames (except photomats, or mats on folders used in photography).
(33) Holiday and religious ornaments and decorations.
(34) The following sets:
Baby's glass or plastic sets.
Comb, brush, tray and mirror sets.
Bar sets.
(35) The following trays:
Ash, card, decorative, hostess, letter, novelty.
(36) Piggy and home savings banks.
(37) Hair and clothes brushes.
(38) Candles.
(39) Canes and walking sticks.
(40) Coin purses.
(41) Cork stoppers.
(42) Decorative knockers.
(43) Decorative tile.
(44) Initials.
(45) Letter openers.
(46) Masks and costumes.
(47) Sunglasses, sun goggles, water goggles.
(48) Wallets, billfolds, key rings and containers and coin purses.

2. The following new paragraph (d) is added to section 1.4:

(d) The following miscellaneous services:
(1) Photograph reprinting.
(2) Textile printing.

This amendment shall become effective as of May 1, 1946.

Issued this 24th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8805; Filed, May 24, 1946; 11:30 a. m.]

Chapter XVIII—Office of Economic Stabilization

[Directive 110, Amdt. 1]

PART 4003—SUPPORT PRICES: SUBSIDIES

GRAIN, FEED AND RELATED PRICES

Pursuant to the authority vested in me by the Stabilization Act of 1942, as amended, and by Executive Order 9250 of October 3, 1942 (7 F.R. 7871), Executive Order 9328 of April 8, 1943 (8 F.R. 4681), Executive Order 9599 of August 18, 1945 (10 F.R. 10155), Executive Order 9651 of August 30, 1945 (10 F.R. 13487), Executive Order 9697 of February 14, 1946 (11 F.R. 1691), and Executive Order 9699 of February 21, 1946 (11 F.R. 1929), Directive No. 110 is amended as follows:

1. The following commodities shall be added to the list of commodities in section 3 of the directive.

Commodity	Applicable regulation	Maximum price increase
		Per ton
Feed screenings:		
For feed screenings weighing up to and including 20 lbs. per bushel.	MPR 417...	$6.00
For feed screenings weighing over 20 lbs. and up and including 30 lbs. per bushel.	MPR 417...	8.00
For feed screenings weighing over 35 lbs. per bushel.	MPR 417...	10.00
Distillers' feed by-products	GMPR.....	(1)
Oat Millfeeds	GMPR.....	(1)

[1] Such amount as is determined by the Office of Price Administration to be necessary to reflect a proper feed relationship to other feeds.

2. Section 6 of the directive is hereby revoked.

Issued and effective this 23d day of May 1946.

CHESTER BOWLES,
Director.

[F. R. Doc. 46-8751; Filed, May 23, 1946; 3:51 p. m.]

Chapter XIX—Reconstruction Finance Corporation

[Reg. 7, Amdts. 4, 5, 12 and 13 to Sch. A (Rev. Mar. 1, 1945)]

PART 7007—STRIPPER WELL COMPENSATORY ADJUSTMENTS

NOTE: Amendments 4, 5, 12, and 13 to Schedule A to Regulation 7 was filed with the Division of the Federal Register on May 24, 1946, as Document 46-8778 at 9:46 a. m.

TITLE 34—NAVY

Chapter I—Department of the Navy

PART 9—EXECUTIVE ORDERS, PROCLAMATIONS, AND PUBLIC LAND ORDERS APPLICABLE TO THE NAVY

NAVAL PROVING GROUNDS, IDAHO

CROSS REFERENCE: For addition to tabulation in § 9.6 see PLO 318, Title 43, Chapter I, Appendix, *infra*.

TITLE 43—PUBLIC LANDS: INTERIOR

Chapter I—General Land Office

Appendix—Public Land Orders

[Public Land Order 318]

IDAHO

WITHDRAWING PUBLIC LANDS FOR USE OF THE NAVY DEPARTMENT AS A NAVAL PROVING GROUND

By virtue of the authority vested in the President and pursuant to Executive Order No. 9337 of April 24, 1943, it is ordered as follows:

Subject to valid existing rights, the public lands within the following-described areas are hereby withdrawn from all forms of appropriation under the public-land laws, including the mining and mineral-leasing laws, and reserved for the use of the Navy Department as a Naval Proving Ground:

BOISE MERIDIAN

T. 2 N., R. 29 E.,
Secs. 1 to 4 and secs. 9 to 12, inclusive, secs. 14, 15, 21, and 22.
T. 3 N., R. 29 E.,
Secs. 1, 12, 13, 14, secs. 23 to 26, and secs. 33 to 35, inclusive.
T. 2 N., R. 30 E.,
Secs. 4 to 7, inclusive;
Sec. 8, N½ and N½S½;
Sec. 9, N½, NW¼SW¼, E½SW¼, and SE¼.
T. 3 N., R. 30 E.,
Secs. 1 to 15, secs. 17 to 23, and secs. 27 to 34, inclusive.
T. 4 N., R. 30 E.,
Secs. 1 to 4, secs. 8 to 15, inclusive, sec. 17, and secs. 19 to 35, inclusive.
T. 5 N., R. 30 E.,
Sec. 1;
Sec. 2, lots 1, 2, 3, S½NE¼, SE¼NW¼, and S½;
Secs. 11 to 15 and secs. 22 to 27, inclusive;
Sec. 33, E½;
Sec. 34, W½,
Sec. 35, E½.
T. 6 N., R. 30 E.,
Secs. 24, 25, and 35.
T. 3 N., R. 31 E.,
Secs. 3, 10, and 15.
T. 4 N., R. 31 E.,
Secs. 2 to 11, secs. 17 to 21, and secs. 28 to 32, inclusive.
T. 5 N., R. 31 E.,
Secs. 1 to 15 and secs. 17 to 35, inclusive.
T. 6 N., R. 31 E.,
Secs. 1 to 5 and secs. 7 to 10, inclusive;
Sec. 11, N½ and SW¼;
Sec. 12, E½;
Sec. 13, E½;
Secs. 14, 15, and 17;
Sec. 18, E½ and SW¼;
Secs. 19, 20, and 21;
Sec. 22, N½ and SE¼;
Sec. 23, N½, N½SW¼, and SE¼;
Secs. 24 and 25;
Sec. 26, E½, S½NW¼, N½SW¼, and SE¼SW¼;
Sec. 27;
Sec. 28, N½;
Secs. 29, 30, and 31;
Sec. 32, NE¼ and NW¼SE¼;
Sec. 33, NW¼NE¼, NW¼, SE¼SW¼, S½SE¼, and NE¼SE¼;
Sec. 34, SE¼NE¼, W½NE¼, E½NW¼, and S½;
Sec. 35, NE¼, S½NW¼, and S½.
T. 7 N., R. 31 E.,
Secs. 22 to 29 and secs. 32 to 35, inclusive.
T. 5 N., R. 32 E.,
Secs. 1, 2, 3, 10, 11, 12, 14, 22, and 27.
T. 6 N., R. 32 E.,
Secs. 1, 2, and 3;
Secs. 10 to 13, inclusive;
Sec. 14, SE¼;
Sec. 15, E½ and SW¼;
Sec. 22, S½;
Sec. 23, E½ and SW¼;
Secs. 24, 25, and 26;
Sec. 27 N½ and SW¼;
Sec. 34, W½ and SE¼;
Sec. 35.
T. 7 N., R. 32 E.,
Sec. 22;
Sec. 23, N¼ and SW¼;
Sec. 24, E½;
Secs. 25, 26, 27, 34, and 35.
T. 6 N., R. 33 E.,
Secs. 5 to 8, inclusive;
Secs. 17, 18, 19, and 30;
Sec. 31, W½ and SE¼.
T. 7 N., R. 33 E.,
Secs. 30, 31, and 32.

The areas described, including both public and non-public land, aggregate 156,832.75 acres.

[1] 11 F.R. 3198.

This order shall be subject to Executive Order No. 9701 of March 4, 1946, providing for the reservation of rights to fissionable materials in lands owned by the United States and shall take precedence over but not modify the order of November 3, 1936, of the Secretary of the Interior, establishing Idaho Grazing District No. 3, so far as these orders affect the above-described lands.

It is intended that the lands described herein shall be returned to the administration of the Department of the Interior when they are no longer needed for the purpose for which they are reserved.

J. A. KRUG,
Secretary of the Interior.

MAY 13, 1946.

[F. R. Doc. 46-8779; Filed, May 24, 1946; 9:46 a. m.]

[Public Land Order 319]

FLORIDA

ENLARGING THE ANCLOTE NATIONAL WILDLIFE REFUGE

By virtue of the authority vested in the President and in order to effectuate further the purposes of the Migratory Bird Conservation Act, 45 Stat. 1222 (U. S. C. title 16, secs. 715–715r), and pursuant to Executive Order No. 9337 of April 24, 1943, it is ordered as follows:

Subject to valid existing rights, the following-described public land in Florida is hereby withdrawn from all forms of appropriation under the public-land laws, including the mining laws, but not the mineral leasing laws, and added to and reserved as a part of the Anclote National Wildlife Refuge:

TALLAHASSEE MERIDIAN

T. 26 S., R. 15 E.,
Sec. 19, lot 1.
The area described contains 18 acres.

This order shall supersede the withdrawal for classification and other purposes made by Executive Order No. 6964 of February 5, 1935, as amended, and shall be subject to Executive Order No. 9701 of March 4, 1946, providing for the reservation of rights to fissionable materials in lands owned by the United States, so far as such orders affect the above-described land.

J. A. KRUG,
Secretary of the Interior.

MAY 15, 1946.

[F. R. Doc. 46-8781; Filed, May 24, 1946; 9:46 a. m.]

TITLE 46—SHIPPING

Chapter III—War Shipping Administration

[Rev. G. O. 22, Supp. 5]

PART 310—MERCHANT MARINE TRAINING

REGULATIONS AND MINIMUM STANDARDS FOR STATE MARITIME ACADEMIES

Effective June 1, 1946, paragraph (d) of § 310.2 *Appropriations and disbursements* is revised to read:

(d) Leave with pay from the Government for cadet-midshipmen, the specific periods of such leave to be at the discretion of the superintendents, shall be as follows:

(1) If transferred to a hospital, or sick at home, or in the sick bay, not to exceed four months.

(2) For an emergency due to serious illness, injury, or death of a very near relative, not to exceed seven days.

(3) In addition to the leave provided in subparagraphs (1) and (2) above, not to exceed the following number of days during each year of training:

(i) At State Maritime Academies having a three year course:

Third classmen: Fourteen days.
Second classmen: Twenty-eight days.
First classmen: Forty-two days.

(ii) At State Maritime Academies having a four year course:

Fourth classmen: Fourteen days.
Third classmen: Twenty-eight days.
Second classmen: Forty-two days.
First classmen: Forty-two days.

(4) Leave with pay, in addition to that provided in subparagraphs (1), (2), and (3) of this paragraph, may be granted only upon the approval of the supervisor, State Maritime Academies, upon direct request by the superintendents.

(E.O. 9083, 9054, 9198; 3 CFR Cum. Supp.)

[SEAL] GRANVILLE CONWAY,
Administrator.

MAY 23, 1946.

[F. R. Doc. 46-8788; Filed, May 24, 1946; 11:37 a. m.]

[Rev. G. O. 24, Supp. 3]

PART 310—MERCHANT MARINE TRAINING

APPOINTMENT AND TRAINING OF CADET-MIDSHIPMEN IN U. S. MERCHANT MARINE CADET CORPS

Effective as of May 24, 1946, General Order 24, Revised, is amended as follows:

1. Paragraph (b) of § 310.49 *Scholastic requirements* is amended to read:

(b) A candidate for appointment as cadet-midshipman (deck) or cadet-midshipman (engineer) must possess 15 units from accredited schools as shown below. Evidence showing completion of such units or showing that such units are scheduled to be completed within three months from the date of the competitive scholastic test must be furnished by the candidate before an application will be approved.

Required Group (6 Units)

1 unit in algebra.
1 unit in geometry.
3 units in English.
1 unit in science (either physics, chemistry or general science).

Optional Group (9 Units)

In addition to the above required 6 units, a candidate must furnish evidence of the completion of at least 9 units of other subjects at accredited schools.

2. Paragraph (d) of § 310.52 *Scholastic tests* is amended to read:

(d) A candidate who fails to receive sufficiently high grades in the competitive scholastic test may be permitted by the supervisor to take the next semi-annual examination if he has not reached his 21st birthday (or his 24th birthday if a veteran) and remains otherwise qualified.

3. Paragraph (d) of § 310.53 *Schools and courses* is amended to read:

(d) The course shall be, in general, one year at a cadet school followed by a year aboard merchant or training vessels, inclusive of authorized leave, and twenty-four months at the Academy, inclusive of cruises in a training vessel and authorized leave, *Provided*, That:

(1) Cadet-midshipmen who reported to the Academy as upper classmen after May 1, 1945, shall be divided in accordance with the date cadet-midshipmen commenced classes on or about August 1, 1945, the division to be determined by the supervisor with the approval of the Assistant Deputy Administrator for Training. These groups shall be eligible to graduate in December 1946 and in May 1947, respectively.

(2) Cadet-midshipmen, third class, attached to ships as of September 17, 1945, and those assigned to ships during balance of 1945, shall be detached during period April 1 to June 30, 1946, report to the offices of the district supervisors for examinations and if they are selected, report to the Academy as second classmen on July 1, 1946, and as recommended by the supervisor and approved by the Assistant Deputy Administrator for Training, may be divided into two groups according to dates of completion of fourth class course at cadet schools or Academy. The first group may be eligible for graduation on or about February 1, 1948. The second group may be eligible for graduation on or about June 1, 1948. Cadet-midshipmen third class not selected for either of the foregoing categories but who have received a passing grade in the scholastic test may, as recommended by the supervisor and approved by the Assistant Deputy Administrator for Training, continue at sea until space is available at Kings Point in late January or early February 1947. This group will graduate on or about February 1, 1949. No further scholastic test for entrance to Kings Point will be required of this group. Cadet-midshipmen, third class, who fail the scholastic test will be requested to resign in accordance with § 310.69 (b) (5).

(3) Cadet-midshipmen, fourth class, who reported to cadet schools July 1, 1945, and thereafter will be detached during May 1946 and assigned to ships as third classmen. This group will report to the Academy July 1, 1947, as second classmen and be eligible for graduation during the last week of May 1949.

(E. O. 9083, 9054, 9198; 3 C.F.R. Cum. Supp.)

[SEAL] GRANVILLE CONWAY,
Administrator.

MAY 23, 1946.

[F. R. Doc. 46-8789; Filed, May 24, 1946; 11:38 a. m.]

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter I—Interstate Commerce Commission

Subchapter A—General Rules and Regulations

[S. O. 520]

PART 95—CAR SERVICE

FREIGHT EMBARGO; APPOINTMENT OF PERMIT AGENT

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 21st day of May A. D. 1946.

It appearing, that upon request from the Director of the Office of Defense Transportation, and due to a labor dispute which may result in certain common carriers by railroad being unable to transport traffic offered to them so as to properly serve the public; the Commission is of the opinion that an emergency exists in all sections of the country requiring immediate action to best promote the service in the interest of the public and the commerce of the people; It is ordered, that:

(a) *Definition.* The term "common carrier by railroad" means any carrier by railroad or any express company subject to Part I of the Interstate Commerce Act, as amended.

(b) *General embargo.* From and after 4:00 o'clock p. m., Standard Time, on May 23, 1946, no common carrier by railroad shall accept for movement by rail, any carload, less-than-carload, or express traffic consigned, reconsigned, or to be reconsigned to any consignee at any destination in the United States, Mexico, or Canada, except under permit issued by the General Permit Agent hereinafter named, or by a permit agent duly designated by such General Permit Agent.

(c) *Permit agents.* Warren C. Kendall, Chairman, Car Service Division, Association of American Railroads, Washington, D. C., is hereby designated and appointed as General Permit Agent of the Interstate Commerce Commission, with full authority to issue or withhold the issuance of permits under this order, and to designate such permit agents on individual railroads as, in his judgment, may be necessary to act for him in the issuance or the withholding of permits. No permit shall be issued authorizing the acceptance of any shipment until the permit agent has obtained confirmed clearance from the handling line or lines and terminals that the shipment can be handled to destination.

(d) *Priorities.* Priorities in the issuance of permits and in the handling of traffic shall be given in the following order:

1. Food for human consumption; feed for animals.

2. Fuel, including coal, coke, coke by-products, gasoline, fuel oil, kerosene, lubricating oil, lubricating grease, petroleum wax, liquefied petroleum gas. Return of empty liquefied petroleum gas containers. Petroleum asphalt when billed to manufacturing plants to be used as fuel or in the production of briquettes.

3. Medicines, drugs, soaps, surgical instruments, hospital, sickroom and druggists supplies.

4. Chemicals to be used for purification of water supply, sewage disposal, and for sanitary and public health requirements.

5. Newsprint.

6. Containers for food, medicines, drugs; and container materials consigned to manufacturers or processors.

7. Repair or replacement parts and supplies necessary to maintain essential transportation operations during the existence of the emergency.

8. Articles covered by express money classification when moving in express service.

9. Other commodities when transportation conditions will permit.

(e) *Application.* The provisions of this order shall apply to cars moving in intrastate and foreign commerce as well as interstate commerce.

(f) *Rules, regulations and practices suspended.* The operation of all rules, regulations, and practices insofar as they conflict with the provisions of this order, is hereby suspended.

(g) *Expiration date.* This order shall expire at 11:59 p. m., June 5, 1946, unless otherwise modified, changed, suspended or annulled by order of this Commission. (40 Stat. 101, sec. 402, 418, 41 Stat. 476, 485, secs. 4, 10, 54 Stat. 901, 912; 49 U.S.C. 1 (10)–(17), 15 (4))

It is further ordered, that a copy of this order and direction shall be served upon each State railroad regulatory body, upon all express companies subject to Part I of the Interstate Commerce Act, and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-8768; Filed, May 23, 1946; 5:02 p. m.]

[S. O. 523]

PART 96—JOINT USE OF TERMINALS

PITTSBURG, SHAWMUT & NORTHERN RAILROAD CO.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 23d day of May A. D. 1946.

It appearing, that the United States District Court for the Western District of Pennsylvania, by order dated May 14, 1946, and the Supreme Court of the State of New York, County of Allegany, by order dated May 16, 1946, have permitted Thomas C. Buchanan and Robert C. Sproul, Jr., receivers for the Pittsburg, Shawmut and Northern Railroad Company, (a) to suspend operations of the Pittsburg, Shawmut and Northern Railroad Company north of Bolivar, N. Y., and to embargo all freight and traffic over said portion of the lines of said railroad, and (b) to suspend operations of the railroad south of Hyde, Penna., and to cancel the agreement with the Pittsburg & Shawmut Railroad Company providing for payment of a 10-cent per ton arbitrary charge on tonnage received from the Pittsburg & Shawmut Railroad, and to embargo such freight and traffic thereover as is, in their sound discretion, desirable or economical; and that by embargo of May 22, 1946, effective at once, the said railroad embargoed:

1. All freight consigned, reconsigned to or intended for consignees at the following stations in New York State: Wayland, Perkinsville, Rogersville, Stony Brook Glen, Moraine, Hornell, Webbs, Arkport, Canaseraga, Garwoods, Swains, Birdsall, Bennetts, County House, Angelica, Keeney, Belvidere, Friendship, Nile, Richburg, and the following stations in the State of Pennsylvania: Drummond, Hellen Mills, Brockport, Brockway.

2. All freight originating at stations on the P. S. & N. Railroad named in Paragraph No. 1.

3. All freight originating at or destined to all stations on the P. S. & N. Railroad or points beyond when routed via the D. L. & W. Railroad and Wayland; the Erie Railroad and Hornell, Friendship and Brockway; the B. & O. Railroad and Brockway, and the P. & S. Railroad and Erie Junction.

It further appearing, that on and after May 22, 1946, shippers and receivers of freight located on such portions of this common carrier authorized to be suspended will be without railroad service; that at one point on this common carrier (Hornell, N. Y.) terminal facilities are available for joint or common use by the Erie Railroad, its connecting carrier, and that shippers and receivers transporting traffic by way of Hornell, N. Y., should be accorded railroad service to the extent possible to do so; the Commission is of opinion that an emergency requiring immediate action exists at points in New York and Pennsylvania specified in paragraphs (b) hereof to properly serve the public interest: It is ordered, that:

(a) *Joint use of terminals on Pittsburg, Shawmut & Northern Railroad required.* Thomas C. Buchanan and Robert C. Sproul, Jr., Receivers of the Pittsburg, Shawmut & Northern Railroad, a common carrier by railroad subject to the Interstate Commerce Act, shall allow and permit, joint or common use of its terminals including main-line track or tracks for reasonable distance outside of such terminals at Hornell, N. Y., by the Erie Railroad Company, a common carrier by railroad subject to the Interstate Commerce Act, upon such terms as between the carriers as they may agree upon, or in the event of their disagreement, as the Commission may after subsequent hearing find to be just and reasonable.

(b) *Protection of through routes and joint rates required.* In view of the fact that on those portions of the Pittsburg, Shawmut & Northern Railroad Company via which operations have been author-

lized to be suspended by the court, namely, north of Bolivar, N. Y., and south of Hyde, Penna., various through routes and joint rates exist, among which through routes is one with the Pittsburg & Shawmut Railroad via Erie Junction, Penna., one with the Baltimore & Ohio Railroad Company via Brockway, Penna., two with the Erie Railroad via Friendship and Hornell, N. Y., and one with the Delaware, Lackawanna & Western Railroad Company via Wayland, N. Y., which through routes and joint rates will not apply because of such cessation of operations, leaving available junctions with the Pennsylvania Railroad Company via Olean, N. Y., and St. Marys, Penna., and with the Erie Railroad Company at Hyde, Penna., said receivers of the P. S. & N. R. R. Co. shall protect the presently published rate via said remaining available junctions, and shall collect no other or different charge than they would have collected if in fact the traffic had moved through the junction points via which service is suspended; this requirement to apply as to both inbound and outbound traffic.

(c) *Application.* The provisions of this order shall apply to intrastate and foreign commerce as well as interstate commerce.

(d) *Rules, regulations and practices suspended.* The operation of all rules, regulations and practices insofar as they conflict with the provisions of this order, is hereby suspended.

(e) *Effective date.* This order shall become effective at 6:00 p. m., e. s. t., May 23, 1946.

(f) *Expiration date.* This order shall expire at 11:59 p. m., e. s. t., September 30, 1946, unless otherwise modified, changed, suspended, or annulled by order of this Commission. (40 Stat. 101, sec. 402, 418, 41 Stat. 476, 485, sec. 4, 10, 54 Stat. 901, 912; 49 U.S.C. 1 (10)–(17), 15 (4))

It is further ordered, that a copy of this order and direction shall be served upon the Public Service Commission of New York, Albany, N. Y., and the Pennsylvania Public Utilities Commission, Harrisburg, Pa., and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement and upon the receivers of the P. S. & N. R. R. Co., the Pittsburg & Shawmut Railroad Co., the B. & O. R R. Co., the Erie R. R. Co., the Pennsylvania R. R. Co., and the D. L. & W. R. R. Co., and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 46-8787; Filed, May 24, 1946; 11:16 a. m.]

Subchapter B—Carriers by Motor Vehicle

Subchapter C—Carriers by Water

[S. O. 522]

PART 199—EMERGENCY AUTHORITY FOR MOTOR CARRIERS

PART 321—EMERGENCY AUTHORITY FOR WATER CARRIERS

MOTOR AND WATER CARRIERS; TEMPORARY AUTHORITY AND RATES, PROPERTY

At a general session of the Interstate Commerce Commission, held at its office in Washington, D. C., on the 23d day of May A. D. 1946.

It appearing, that the stoppage in railroad transportation due to a strike of certain operating employees has necessitated the mobilization of all other transportation facilities to the extent such facilities may be utilized to a maximum degree to transport property; in the opinion of the Commission an emergency requiring immediate action exists in all sections of the country: It is ordered, that:

§ 199.1 *Motor carriers; temporary authority and rates, property*—(a) *Definition.* As used herein the term "carrier" means any carrier subject to, or which may engage in transportation subject to, Parts II or III of the Interstate Commerce Act.

(b) *Temporary authority.* Upon authorization to be obtained from an office of the Bureau of Motor Carriers of the Interstate Commerce Commission any carrier is hereby authorized during the transportation emergency to transport all property designated by the Director of the Office of Defense Transportation as of an emergency nature regardless of the scope of present operating authorities.

(c) *Applicable rates, fares, or charges.* Transportation of property pursuant to orders of the Director of the Office of Defense Transportation shall be (1) at the carrier's lawfully published rates, fares, or charges; or, (2) if the carrier does not have rates, fares, or charges filed with this Commission for the transportation of property to or from the points of origin and destination served by it, then the property shall be transported at the nearest comparable rate, fare, or charge published by common carriers of the same type parties to an agency tariff, naming rates applicable to or from the same points.

(d) *Effective date.* This order shall become effective at 4:01 p. m., May 23, 1946.

(e) *Expiration date.* This order shall expire at 11:59 p. m., June 5, 1946, unless extended or otherwise modified, changed, suspended or annulled by order of this Commission. (28 Stat. 643, 40 Stat. 101, 41 Stat. 476, 49 Stat. 552, 560, 561, 52 Stat. 1238, 54 Stat. 901, 923, 925, 935–937, 943, 946, 56 Stat. 176, 58 Stat. 827, 59 Stat. 658; 49 U.S.C. 1 (10)–(17), 22, 304 (e), (f), 308, 310a, 317 (a), 318 (a), 906 (d) and (e), 911 and 915)

It is further ordered, That notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 46-8770; Filed, May 23, 1946; 5:02 p. m.]

[S. O. 521]

PART 199—EMERGENCY AUTHORITY FOR MOTOR CARRIERS

PART 321—EMERGENCY AUTHORITY FOR WATER CARRIERS

MOTOR AND WATER CARRIERS; TEMPORARY AUTHORITY AND RATES; PASSENGERS

At a general session of the Interstate Commerce Commission, held at its office in Washington, D. C., on the 23d day of May A. D. 1946.

It appearing, that the stoppage in railroad transportation due to a strike of certain operating employees has necessitated the mobilization of all other transportation facilities to the extent such facilities may be utilized to a maximum degree to transport persons; in the opinion of the Commission an emergency requiring immediate action exists in all sections of the country: It is ordered, that:

§ 321.1 *Water carriers; temporary authority and rates, property*—(a) *Definition.* As used herein the term "carrier" means any carrier subject to, or which may engage in transportation subject to, Parts II or III of the Interstate Commerce Act.

(b) *Temporary authority.* Upon authorization to be obtained from an office of the Bureau of Motor Carriers of the Interstate Commerce Commission any carrier is hereby authorized during the transportation emergency to transport all property designated by the Director of the Office of Defense Transportation as of an emergency nature regardless of the scope of present operating authorities.

(c) *Applicable rates, fares, or charges.* Transportation of property pursuant to orders of the Director of the Office of Defense Transportation shall be (1) at the carrier's lawfully published rates, fares, or charges; or, (2) if the carrier does not have rates, fares, or charges filed with this Commission for the transportation of property to or from the points of origin and destination served by it, then the property shall be transported at the nearest comparable rate, fare, or charge published by common carriers of the same type parties to an agency tariff, naming rates applicable to or from the same points.

(d) *Effective date.* This order shall become effective at 4:01 p. m., May 23, 1946.

(e) *Expiration date.* This order shall expire at 11:59 p. m., June 5, 1946, unless extended or otherwise modified, changed, suspended or annulled by order of this Commission. (28 Stat. 643, 40 Stat. 101, 41 Stat. 476, 49 Stat. 552, 560, 561, 52 Stat. 1238, 54 Stat. 901, 923, 925, 935–937, 943, 946, 56 Stat. 176, 58 Stat. 827, 59 Stat. 658; 49 U.S.C. 1, (10)–(17), 22, 304 (e), (f), 308, 310a, 317 (a), 318 (a), 906 (d) and (e), 911 and 915)

§ 321.2 *Water carriers; temporary authority and rates, passengers*—(a) *Definition.* As used herein the term "carrier" means any carrier subject to, or which may engage in transportation subject to, Parts II or III of the Interstate Commerce Act.

(b) *Temporary authority.* Upon authorization to be obtained from an office of the Bureau of Motor Carriers of the Interstate Commerce Commission any carrier is hereby authorized during the transportation emergency to transport all persons designated by the Director of the Office of Defense Transportation as of an emergency nature regardless of the scope of present operating authorities.

(c) *Applicable rates, fares, or charges.* Transportation of persons pursuant to orders of the Director of the Office of Defense Transportation shall be (1) at the carrier's lawfully published rates, fares, or charges; or, (2) if the carrier does not have rates, fares, or charges filed with this Commission for the transportation of persons to or from the points of origin and destination served by it, then the persons shall be transported at the nearest comparable rate, fare, or charge published by common carriers of the same type parties to an agency tariff, naming rates applicable to or from the same points.

(d) *Effective date.* This order shall become effective at 4:01 p. m., May 23, 1946.

(e) *Expiration date.* This order shall expire at 11:59 p. m., June 5, 1946, unless extended or otherwise modified, changed, suspended or annulled by order of this Commission. (23 Stat. 643, 40 Stat. 101, 41 Stat. 476, 49 Stat. 552, 560, 561; 52 Stat. 1238; 54 Stat. 901, 923, 925, 935–937, 943, 946; 56 Stat. 176; 58 Stat. 827; 59 Stat. 658; 49 U.S.C. 1, (10)–(17), 22, 304 (e), (f), 308, 310a, 317 (a), 318 (a), 906 (d), and (e), 911 and 915)

It is further ordered, that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 46-8769; Filed, May 23, 1946; 5:02 p. m.]

Chapter II—Office of Defense Transportation

[Gen. Order ODT 66]

PART 500—CONSERVATION OF RAIL EQUIPMENT

PREFERENCE AND PRIORITY FOR TRANSPORTATION OF UNITED STATES MAIL

Pursuant to Title III of the Second War Powers Act, 1942, as amended, Executive Order 8989, as amended, and Executive Order 9729, in order to conserve and providently utilize vital transportation equipment, materials, and supplies; and it being deemed necessary in the public interest and to promote the national defense, by reason of the short supply of domestic transportation equipment and facilities, to regulate, allocate, and promote the use of passenger train equipment for the preferential transportation of United States mail, it is hereby ordered, that:

Sec.
500.100 Transportation of United States mail.
500.101 Applicability.
500.102 Definitions.
500.103 Communications.

AUTHORITY: §§ 500.100 to 500.103, inclusive, issued under Title III of the Second War Powers Act, 1942, as amended, 56 Stat. 177, 50 U.S.C. App. 633, 58 Stat. 827, 59 Stat. 658; E.O. 8989, as amended, 6 F.R. 6725, 8 F.R. 14183; E.O. 9729, 11 F.R. 5641.

§ 500.100 *Transportation of United States mail.* Each rail carrier operating passenger train schedules shall give preference and priority to the transportation of United States mail, and where necessary to accord such preference and priority, shall limit or restrict the number of passengers transported on any passenger train operated by such carrier.

§ 500.101 *Applicability.* The provisions of §§ 500.100 to 500.103, inclusive, shall be applicable only in the continental United States.

§ 500.102 *Definitions.* As used in §§ 500.100 to 500.103, inclusive:

(a) The term "rail carrier" means any common carrier by railroad which transports passengers or property for compensation.

(b) The term "continental United States" means the forty-eight States and the District of Columbia.

§ 500.103 *Communications.* Communications concerning §§500.100 to 500.103, inclusive, should refer to "General Order ODT 66" and should be addressed to the Office of Defense Transportation, Washington 25, D. C.

This General Order ODT shall become effective at 4 o'clock p. m., May 23, 1946, and shall remain in full force and effect until further order of the Office of Defense Transportation.

Issued at Washington, D. C., this 23d day of May, 1946.

J. M. JOHNSON, *Director, Office of Defense Transportation.*

[F. R. Doc. 46-8776; Filed, May 23, 1946; 5:11 p. m.]

[Gen. Order ODT 61]

PART 501—CONSERVATION OF MOTOR EQUIPMENT

RESTRICTIONS UPON MOTOR CARRIERS OF PROPERTY FOR COMPENSATION

Pursuant to Title III of the Second War Powers Act, 1942, as amended, Executive Order 8989, as amended, Executive Order 9156, and Executive Order 9729, in order to conserve and providently utilize vital transportation equipment, materials and supplies; to provide for the preferential transportation of material of war; and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war; and it being deemed necessary in the public interest and to promote the national defense, by reason of the short supply of domestic transportation facilities, to limit the use of rubber-borne transportation facilities in nonessential activities; to regulate, allocate, and promote the use and distribution of such transportation facilities among essential activities and to restrict the operations of motor carriers of property, it is hereby ordered, that:

Sec.
501.530 Restrictions upon motor carrier operations.
501.531 Application for temporary authority; leasing of trucks.
501.532 Directions relating to increase of equipment.
501.533 Utilization of driver or helper of lessor.
501.534 Utilization of excess truck capacity.
501.535 Joint action by motor carriers.
501.536 Construction of order.
501.537 Special or general permits.
501.538 Applicability.
501.539 Definitions.
501.540 Communications.

AUTHORITY: §§ 501.530 to 501.540, inclusive, issued under Title III of the Second War

Powers Act, 1942, as amended, 56 Stat. 177, 50 U.S.C. App. 633, 58 Stat. 827, 59 Stat. 658; E.O. 8989, as amended, 6 F.R. 6725, 8 F.R. 14183; E.O. 9156, 7 F.R. 3349; E.O. 9729, 11 F.R. 5641.

§ 501.530 *Restrictions upon motor carrier operations.* Except as otherwise provided herein, no motor carrier shall accept for transportation, or transport, in over-the-road service, any property other than property specified in Appendix 1, attached hereto.

§ 501.531 *Application for temporary authority; leasing of trucks.* Every motor carrier engaged in the transportation of property in over-the-road service which is not authorized under existing certificate, permit, license, or other authority to transport property of the kinds or classes specified in Appendix 1 is hereby authorized to apply to the appropriate regulatory body or bodies for temporary or emergency authority to transport such property, or kinds or classes thereof, over the routes or in the territory normally served by it, or to make its motortruck equipment available under lease or other arrangement to motor carriers having authority to transport such property, or kinds or classes thereof, in over-the-road service to the extent that such property or kinds or classes thereof can be efficiently and safely transported in such motortruck equipment.

§ 501.532 *Directions relating to increase of equipment.* Every motor carrier authorized to transport property specified in Appendix 1 in over-the-road service is hereby directed to endeavor in good faith to increase its motor truck equipment, whenever needed to accomplish the purposes of §§ 501.530 to 501.540, inclusive, through the acquisition of available idle equipment under lease or other arrangement.

§ 501.533 *Utilization of driver or helper of lessor.* In leasing a motor truck for the purpose of complying with the requirements of §§ 501.530 to 501.540, inclusive, the lessee motor carrier, wherever practicable, shall utilize the services of the driver regularly employed by the lessor in connection with its operation. The services of such driver, or any helper, shall be utilized without transfer of either to the lessee's payroll, and in so utilizing the motor truck the lessee shall assume direction and control thereof and full responsibility to the public, shippers, and consignees for its operation. The lessor shall be responsible for the deduction and payment of payroll deductions, tax withholdings, taxes, assessments, premiums, and other payments due by reason of the payment of wages or other earnings to the driver or any helper utilized in operation of the leased motor truck without transfer to the lessee's payroll.

§ 501.534 *Utilization of excess truck capacity.* Any motor carrier having unutilized and available truck capacity, after accepting and providing for motor truck transportation of all shipments of property of the kinds specified in Appendix 1 tendered to it for transportation in over-the-road service is hereby authorized to use such unutilized and available truck capacity for the transportation in over-the-road service of property other than that specified in Appendix 1.

§ 501.535 *Joint action by motor carriers.* Motor carriers are directed, wherever practicable, to formulate and place into effect plans for joint action designed to accomplish the purposes of §§ 501.530 to 501.540, inclusive, by one or more of the methods described below:

(a) Alternate, stagger, or coordinate schedules between two or more points.

(b) Reciprocally exchange shipments of property between two or more points.

(c) Pool traffic, revenues, or both, between two or more points.

(d) Jointly load for transportation or operate a motor truck or trucks between two or more points.

(e) Divert traffic, operate joint terminals, or joint pickup or delivery vehicles.

(f) Establish arrangements with other carriers for the interchange of equipment.

(g) Appoint one of their own number or any other carrier to act as its or their individual, common, or joint agent, to concentrate, receive, load, forward, unload, distribute, and deliver property; receive, account for, and distribute gross or net revenues therefrom; or otherwise handle or conduct the carriers' business as motor carriers of property upon just and reasonable terms and conditions.

§ 501.536 *Construction of order.* (a) The provisions of §§501.530 to 501.540, inclusive, shall not be so construed or applied as to require any motor carrier to perform any transportation service, the performance of which by it is not authorized or sanctioned by law, or to render any such service beyond its transportation capacity.

(b) Nothing in §§501.530 to 501.540, inclusive, shall be construed to require the loading of a motor truck to such an extent that the gross weight of the truck would exceed the actual safe capacity of any bridge or other structure en route, as determined by local or State authorities, or will exceed the maximum gross weight limitations prescribed by the applicable State law, proclamation, or regulation, Federal statute, or Executive order, whichever is currently controlling.

§ 501.537 *Special or general permits.* The provisions of §§ 501.530 to 501.540, inclusive, shall be subject to any special or general permit issued by the Office of Defense Transportation to meet specific needs or exceptional circumstances or to prevent undue public hardships.

§ 501.538 *Applicability.* The provisions of §§ 501.530 to 501.540, inclusive, shall be applicable only in the continental United States.

§ 501.539 *Definitions.* As used in §§ 501.530 to 501.540, inclusive:

(a) The term "person" means any individual, partnership, corporation, association, joint stock company, business trust, or other organized group of persons, or any trustee, receiver, assignee, or personal representative.

(b) The term "motor carrier" means any person which engages in the transportation of property by motor truck for compensation.

(c) The term "property" means anything, except persons, capable of being transported by motor truck.

(d) The term "motor truck" means either (1) a straight truck, (2) a combination truck tractor and semi trailer, (3) a full trailer, (4) or any combination thereof, or (5) any other rubber-tired vehicle propelled or drawn by mechanical power when used in the transportation of property, other than a motor vehicle engaged primarily in the transportation of persons, but shall not include (i) any motor truck of 12,000 pounds or less gross vehicle weight, (ii) any low-bed motor truck, (iii) any motor truck the primary carrying capacity of which is occupied by mounted machinery, or (iv) any other motor truck the load bearing space of which is not suitable for the efficient and safe transportation of property of kinds or classes specified in Appendix 1 attached hereto.

(e) The term "over-the-road service" means all operations of a motor truck except (1) those within an area which includes any municipality or urban community and a zone extending 25 air miles from the boundaries thereof, (2) those within and between contiguous municipalities or urban communities, and (3) those not more than 25 miles in length.

(f) The term "continental United States" means the forty-eight States and the District of Columbia.

§ 501.540 *Communications.* Communications concerning §§ 501.530 to 501.540, inclusive, should refer to "General Order ODT 61" and should be addressed to the Office of Defense Transportation, Washington 25, D. C.

This General Order ODT 61 shall become effective at 4 o'clock p. m., May 23, 1946, and shall remain in full force and effect until further order of the Office of Defense Transportation.

Issued at Washington, D. C., this 23d day of May 1946.

J. M. JOHNSON,
Director,
Office of Defense Transportation.

APPENDIX 1

LIST OF PROPERTY IN RESPECT OF WHICH PRIORITY SHALL BE GIVEN. THE ORDER IN WHICH ITEMS OF PROPERTY ARE LISTED DOES NOT ESTABLISH ANY PRECEDENCE AMONG THE ITEMS

Food for human consumption.
Feed for animals and poultry, not including hay and straw.
Seeds for food products and livestock feed.
Livestock and live poultry.
Fuel, including coal, coke, charcoal, crude petroleum, and coke oven byproducts. Petroleum coke, gasoline, fuel oil, kerosene, lubricating oils, lubricating grease, and liquefied petroleum gas.
United States mail.
Medicines, drugs, surgical instruments and surgical dressings, hospital and sick-room supplies.
Liquid chlorine, alum, lime, sulphate of iron, soda ash and similar chemicals to be used for purification of municipal water supply or sewerage disposal; also return empty cylinders.
Chemicals used for sanitation and public health, milk processing and food processing.
Insecticides and fungicides.
Repair or replacement parts and supplies necessary to maintain essential transportations during the existence of the emergency.
Equipment, supplies, and repair parts for public utilities.
Printing paper, including newsprint, printing ink. Newspapers and magazines.
Containers and necessary packaging material for food and drugs.

[F. R. Doc. 46-8771; Filed, May 23, 1946; 5:09 p. m.]

[Gen. Order ODT 62]

PART 501—CONSERVATION OF MOTOR EQUIPMENT

PRIVATE MOTOR CARRIERS OF PROPERTY

Pursuant to Title III of the Second War Powers Act, 1942, as amended, Executive Order 8989, as amended, Executive Order 9156, and Executive Order 9729, in order to conserve and providently utilize vital transportation equipment, materials, and supplies; to provide for the preferential transportation of material of war, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war; and it being deemed necessary in the public interest and to promote the national defense, by reason of the short supply of domestic transportation facilities to regulate, allocate, and promote the use and distribution of such transportation facilities among essential activities, it is hereby ordered, that:

Sec.
501.550 Joint action by private motor carriers of property.
501.551 Directions to lease motor trucks.
501.552 Construction of order.
501.553 Applicability.
501.554 Definitions.
501.555 Communications.

AUTHORITY: §§ 501.550 to 501.555, inclusive, issued under Title III of the Second War Powers Act, 1942, as amended, 56 Stat. 177, 50 U.S.C. App. 633, 58 Stat. 827, 59 Stat. 658; E.O. 8989, as amended, 6 F.R. 6725, 8 F.R. 14183; E.O. 9156, 7 F.R. 3349; E.O. 9729, 11 F.R. 5641.

§ 501.550 *Joint action by private motor carriers of property.* Private motor carriers of property are directed to formulate among themselves and place in effect whenever practicable plans for joint action designed to accomplish the purposes of §§ 501.550 to 501.555, inclusive, by one or more of the following methods:

(a) Reciprocally exchange shipments of property between two or more points;

(b) Pool traffic between two or more points;

(c) Jointly load for transportation, or operate, or both, one or more motor trucks;

(d) Operate joint terminals or joint pick-up and delivery vehicles;

(e) Establish arrangements with other private carriers for the interchange of motor trucks and equipment; or

(f) Appoint one of their own number to act as its or their individual, common, or joint agent to concentrate, receive, load, forward, unload, distribute, and deliver property; distribute or allocate costs and expenses of joint action, or otherwise handle or conduct the carriers' activities as such carriers upon just and reasonable terms.

§ 501.551 *Directions to lease motor trucks.* (a) Every private motor carrier of property is directed to endeavor in good faith to lease any of its serviceable motor trucks when idle to, or to make such trucks when idle available by any other arrangement for use by, motor carriers of property whether common, contract, or private, for the transportation in over-the-road service of any property specified in Appendix 1 attached hereto; *Provided, however,* That it shall not be necessary to so lease or make available any truck which is not reasonably suitable for such purpose.

(b) In leasing a motor truck for the purpose of complying with the requirements of §§ 501.550 to 501.555, inclusive, the lessee motor carrier, wherever practicable, shall utilize the services of the driver regularly employed by the lessor in connection with its operation. The services of such driver, or any helper, shall be utilized without transfer of either to the lessee's payroll, and in so utilizing the motor truck the lessee shall assume direction and control thereof and full responsibility to the public and, in the cases of carriers for compensation, to shippers and consignees, for the operation of the leased motor truck. The lessor shall be responsible for the deduction and payment of payroll deductions, tax withholdings, taxes, assessments, premiums, and other payments due by reason of the payment of wages or other earnings to the driver or any helper utilized in operation of the leased motor truck without transfer to the lessee's payroll.

§ 501.552 *Construction of order.* (a) The provisions of §§ 501.550 to 501.555, inclusive, shall not be so construed or applied as to require any motor carrier to perform any transportation service, the performance of which by it is not authorized or sanctioned by law, or to render any such service beyond its transportation capacity.

(b) Nothing in §§ 501.550 to 501.555, inclusive, shall be construed to require the loading of a motor truck to such an extent that the gross weight of the truck would exceed the actual safe capacity of any bridge or other structure en route, as determined by local or State authorities, or will exceed the maximum gross weight limitations prescribed by the applicable State law, proclamation, or regulation, Federal statute, or Executive Order, whichever is currently controlling.

§ 501.553 *Applicability.* The provisions of §§ 501.550 to 501.555, inclusive, shall be applicable only in the continental United States.

§ 501.554 *Definitions.* As used in §§ 501.550 to 501.555, inclusive:

(a) The term "person" means any individual, partnership, corporation, association, joint stock company, business trust, or other organized group of persons, or any trustee, receiver, assignee, or personal representative.

(b) The term "private carrier" means any person which engages in the transportation of property by motor truck other than a person which engages in such transportation for compensation.

(c) The term "property" means anything, except persons, capable of being transported by motor truck.

(d) The term "motor truck" means either (1) a straight truck, (2) a combination truck tractor and semi-trailer, (3) a full trailer, (4) or any combination thereof, or (5) any other rubber-tired vehicle propelled or drawn by mechanical power when used in the transportation of property, other than a motor vehicle engaged primarily in the transportation of persons, but shall not include (i) any motor truck of 12,000 pounds or less gross vehicle weight, (ii) any low-bed motor truck, (iii) any motor truck the primary carrying capacity of which is occupied by mounted machinery; or (iv) any other motor truck the load bearing space of which is not suitable for the efficient and safe transportation of property of kinds or classes specified in Appendix 1 attached hereto.

(e) The term "over-the-road service" means all operations of a motor truck except (1) those within an area which includes any municipality or urban community and a zone extending 25 air miles from the boundaries thereof, (2) those within and between contiguous municipalities or urban communities, and (3) those not more than 25 miles in length.

(f) The term "continental United States" means the forty-eight States and the District of Columbia.

§ 501.555 *Communications.* Communications concerning §§ 501.550 to 501.555, inclusive, should refer to "General Order ODT 62" and should be addressed to the Office of Defense Transportation, Washington 25, D. C.

This General Order ODT 62 shall become effective at 4 o'clock p. m., May 23, 1946, and shall remain in full force and effect until further order of the Office of Defense Transportation.

Issued at Washington, D. C., this 23d day of May 1946.

J. M. JOHNSON,
Director,
Office of Defense Transportation.

APPENDIX 1

LIST OF PROPERTY IN RESPECT OF WHICH PRIORITY SHALL BE GIVEN. THE ORDER IN WHICH ITEMS OF PROPERTY ARE LISTED DOES NOT ESTABLISH ANY PRECEDENCE AMONG THE ITEMS

Food for human consumption.
Feed for animals and poultry, not including hay and straw.
Seeds for food products and livestock feed.
Livestock and live poultry.
Fuel, including coal, coke, charcoal, crude petroleum, and coke oven by-products. Petroleum, coke, gasoline, fuel oil, kerosene, lubricating oils, lubricating grease, and liquefied petroleum gas.
United States mail.
Medicines, drugs, surgical instruments and surgical dressings, hospital and sick-room supplies.
Liquid chlorine, alum, lime, sulphate of iron, soda ash and similar chemicals to be used for purification of municipal water supply or sewerage disposal; also return empty cylinders.

Chemicals used for sanitation and public health, milk processing and food processing.
Insecticides and fungicides.
Repair or replacement parts and supplies necessary to maintain essential transportation operations during the existence of the emergency.
Equipment, supplies, and repair parts for public utilities.
Printing paper, including newsprint, printing ink. Newspapers, and magazines.
Containers and necessary packaging material for food and drugs.

[F. R. Doc. 46-8772; Filed, May 23, 1946; 5:09 p. m.]

[Gen. Order ODT 63]

PART 501—CONSERVATION OF MOTOR EQUIPMENT

INTERCITY COMMON CARRIERS OF PASSENGERS BY BUS

Pursuant to Title III of the Second War Powers Act, 1942, as amended, Executive Order 8989, as amended, Executive Order 9156, and Executive Order 9729, in order to conserve and providently utilize vital transportation equipment, materials, and supplies, and to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war; and it being deemed necessary in the public interest and to promote the national defense, by reason of the short supply of domestic transportation facilities, to regulate, allocate, and promote the use and distribution of rubber-borne transportation facilities among essential activities, it is hereby ordered, that:

Sec.
501.570 Joint action by intercity carriers.
501.571 Directions relating to increase of equipment.
501.572 Construction of order.
501.573 Applicability.
501.574 Definitions.
501.575 Communications.

AUTHORITY: §§ 501.570 to 501.575, inclusive, issued under Title III of the Second War Powers Act, 1942, as amended, 56 Stat. 177, 50 U.S.C. App. 633, 58 Stat. 827, 59 Stat. 658; E.O. 8989, as amended, 6 F.R. 6725, 8 F.R. 14183; E.O. 9156, 7 F.R. 3349; E.O. 9729, 11 F.R. 5641

§ 501.570 *Joint action by intercity carriers.* Common carriers of passengers by bus engaged in intercity service are directed, wherever practicable, to formulate and place into effect plans for joint action designed to accomplish the purposes of this order by one or more of the methods described below:

(a) Pooling or joint use of equipment or other facilities;

(b) Pooling or division of traffic, service, or revenues;

(c) Alternation, staggering, or coordination of schedules between any two or more points;

(d) Mutual honoring of one another's tickets at the option of the passenger; and

(e) Lease, exchange, or joint use of operating rights.

§ 501.571 *Directions relating to increase of equipment.* Every intercity common carrier of passengers by bus is hereby directed to endeavor in good faith to increase its motor bus equipment wherever needed to accomplish the purposes of §§ 501.570 to 501.575, inclusive, through the acquisition of available idle equipment under lease or other arrangement.

§ 501.572 *Construction of order.* (a) The provisions of §§ 501.570 to 501.575, inclusive, shall not be so construed or applied as to require any common or contract carrier of passengers by motor bus to perform any transportation service the performance of which by it is not authorized or sanctioned by law, or to render any such service beyond its transportation capacity.

(b) Nothing in §§ 501.570 to 501.575, inclusive, shall be construed to require the loading of a bus to such an extent that the gross weight of the bus will exceed the actual safe capacity of any bridge or other structure en route as determined by local or State authorities, or will exceed the maximum gross weight limitations prescribed by the applicable State law, proclamation, or regulation, Federal statute, or Executive Order, whichever is currently controlling.

§ 501.573 *Applicability.* The provisions of §§ 501.570 to 501.575, inclusive, shall be applicable only in the continental United States.

§ 501.574 *Definitions.* As used in §§ 501.570 to 501.575, inclusive:

(a) The term "person" means any individual, partnership, corporation, association, joint stock company, business trust, or other organized group of persons, or any trustee, receiver, assignee, or personal representative.

(b) The term "bus" means any rubber-tired vehicle propelled or drawn by mechanical power, used in the transportation of passengers and having a capacity of 10 or more passengers.

(c) The term "intercity service" means all bus operations except (1) those wholly within any municipality or urban community and a zone extending 15 air miles from the boundaries thereof, or between contiguous municipalities or urban communities, or (2) round-trip schedules on which the average revenue per passenger carried is not more than 35 cents, or (3) round-trip schedules whose principal traffic consists of the movement of workers en route between their homes and their places of employment, or the movement of persons between military or naval establishments and nearby municipalities or urban communities.

(d) The term "continental United States" means the forty-eight States and the District of Columbia.

§ 501.575 *Communications.* Communications concerning §§ 501.570 to 501.575, inclusive, should refer to "General Order ODT 63" and should be addressed to the Office of Defense Transportation, Washington 25, D. C.

This General Order ODT 63 shall become effective at 4 o'clock, p. m., May 23, 1946, and shall remain in full force and effect until further order of the Office of Defense Transportation.

Issued at Washington, D. C., this 23d day of May 1946.

J. M. JOHNSON,
Director,
Office of Defense Transportation.

[F. R. Doc. 46-8773; Filed, May 23, 1946; 5:10 p. m.]

[Administrative Order ODT 31]

PART 503—ADMINISTRATION

DELEGATION OF AUTHORITY

Pursuant to Title III of the Second War Powers Act, 1942, as amended, Executive Order 8989, as amended, Executive Order 9156, and Executive Order 9729, it is hereby ordered, that:

§ 503.520 *Delegation of authority to issue general or special permits under §§ 501.530 to 501.540, inclusive, of this chapter (General Order ODT 61).* (a) The Director of the Bureau of Motor Carriers of the Interstate Commerce Commission is hereby authorized as Agent of the Office of Defense Transportation to issue, in his discretion, general or special permits as provided in § 501.537 of this chapter (General Order ODT 61), or as such section may hereafter be amended, revised, or reissued.

(b) Each District Director and each District Supervisor of the Bureau of Motor Carriers of the Interstate Commerce Commission is hereby authorized as Agent of the Office of Defense Transportation to issue, in his discretion, special permits as provided in § 501.537 of this chapter (General Order ODT 61), or as such section may hereafter be amended, revised, or reissued.

(c) The exercise of the powers and authority conferred hereby shall be subject to the general control and supervision of the Director of the Office of Defense Transportation and the Director, Highway Transport Department, Office of Defense Transportation.

This Administrative Order ODT 31 shall become effective on May 23, 1946, and shall remain in full force and effect until further order of the Office of Defense Transportation.

(Title III of the Second War Powers Act, 1942, as amended, 56 Stat. 177, 50 U.S.C. App. 633, 58 Stat. 827, 59 Stat. 658; E.O. 8989, as amended, 6 F.R. 6725, 8 F.R. 14183; E.O. 9156, 7 F.R. 3349; E.O. 9729, 11 F.R. 5641)

Issued at Washington, D. C., this 23d day of May, 1946.

J. M. JOHNSON,
Director,
Office of Defense Transportation.

[F. R. Doc. 46-8777; Filed, May 23, 1946; 5:11 p. m.]

[Gen. Order ODT 65]

PART 505—DIRECTION OF AIR TRANSPORT TRAFFIC

RESTRICTIONS UPON COMMERCIAL CARRIERS BY AIR

Pursuant to Title III of the Second War Powers Act, 1942, as amended, Executive Order 8989, as amended, and Executive Order 9729, in order to conserve and providently utilize vital transportation equipment, materials, and supplies, to provide for the prompt and continuous movement of necessary traffic, the attainment of which purposes is essential to the successful prosecution of the war, and it being necessary in the public interest and to promote the national defense, by reason of the short supply of domestic transportation facilities, to limit the use of air transportation facilities in nonessential activities, and to regulate, allocate, and promote the use and distribution of such transportation equipment and facilities among essential activities, it is hereby ordered, that:

Sec.
505.1 Restrictions upon commercial air traffic.
505.2 Cancellation of reservations, etc.
505.3 Utilization of excess aircraft capacity or air lift.
505.4 Aircraft to be made available.
505.5 Control of aircraft, aircraft capacity or air lift.
505.6 New or increased overseas or foreign services.
505.7 Delegation of authority.
505.8 Applicability.
505.9 Definitions.
505.10 Communications.

AUTHORITY: §§ 505.1 to 505.10, inclusive, issued under Title III of the Second War Powers Act, 1942, as amended, 56 Stat. 177, 50 U.S.C. App. 633, 58 Stat. 827, 59 Stat. 658; E.O. 8989, as amended, 6 F.R. 6725, 8 F.R 14183; E.O. 9729, 11 F.R. 5641.

§ 505.1 *Restrictions upon commercial air traffic.* Except as otherwise provided herein, no commercial carrier by air shall transport by aircraft any passengers or property other than as specified in Appendix 1, attached hereto or as the same may be amended from time to time.

§ 505.2 *Cancellation of reservations, etc.* Each commercial carrier by air shall forthwith cancel such reservations, contracts and arrangements for the transportation of passengers or property, and take such other action, as may be necessary, to carry out the provisions and purposes of §§ 505.1 to 505.10, inclusive.

§ 505.3 *Utilization of excess aircraft capacity or air lift.* Whenever any commercial carrier by air has unutilized and available aircraft capacity or air lift after accepting and providing for the transportation by air of all passengers and shipments of property of the kinds and classes specified in Appendix 1, attached hereto, or as the same may be amended from time to time, presenting themselves, or tendered, to it for transportation by air, such carrier is hereby authorized to use such unutilized and available capacity or air lift for the transportation of passengers or property other than specified in said Appendix 1.

§ 505.4 *Aircraft to be made available.* Each commercial carrier by air shall make available all aircraft at its disposal for the transportation of passengers or property of the kinds or classes specified in Appendix 1 hereto attached, or as the same may be amended from time to time, and in the event that such carrier is for any reason unable to utilize such aircraft for such transportation, such carriers shall make such aircraft available through lease or other arrangement to other commercial carriers by air for such transportation.

§ 505.5 *Control of aircraft, aircraft capacity or air lift.* Whenever the Office of Defense Transportation deems it necessary in the public interest and to promote the national defense, any person having possession or control of any aircraft, aircraft capacity or air lift, notwithstanding any contract, charter, subcharter, lease, or other commitment, express or implied, with respect to the use or operation of such aircraft, capacity or air lift, shall cause the same (a) to be operated or utilized in such manner, for such purposes, and between such points, or (b) to be utilized, chartered, leased, or rented by any such person to such other person or persons, as the Office of Defense Transportation shall from time to time direct. Unless the interested parties agree upon the amount of compensation payable for the use of any such aircraft, capacity or air lift so directed to be utilized, chartered, leased, or rented, or unless the amount of such compensation shall have been determined by a Federal or State agency having jurisdiction in the premises, such compensation shall be in an amount determined by the Office of Defense Transportation to be just and equitable, subject to any applicable maximum or minimum price established by any competent governmental authority.

§ 505.6 *New or increased overseas or foreign services.* No commercial carrier by air shall inaugurate any new services or schedules or increase its schedules or services, between any point in continental United States and any point outside thereof, without the prior approval of the Director, Airways Transport Department, Office of Defense Transportation.

§ 505.7 *Delegation of authority.* The Director, Airways Transport Department, Office of Defense Transportation, is hereby authorized to exercise all power and authority vested in the Office of Defense Transportation or the Director thereof to carry out the purposes and intent of §§ 505.1 to 505.10, inclusive, and to issue such orders, rules, regulations, permits, directives or instructions and take such other action as he may deem necessary or advisable from time to time to carry out such purposes and intent, and the provisions of this order shall be subject thereto.

§ 505.8 *Applicability.* The provisions of §§ 505.1 to 505.10, inclusive, shall apply only to transportation by aircraft between points in continental United States.

§ 505.9 *Definitions.* As used in §§ 505.1 to 505.10, inclusive:

(a) The term "person" means any individual, partnership, corporation, association, joint stock company, business trust, or other organized group of persons, or any trustee, receiver, assignee, or personal representative.

(b) The term "commercial carrier by air" means any person who or which is a citizen of the United States, as defined in the Civil Aeronautics Act of 1938, as amended, and who or which engages in the transportation of passengers, or property, or both, by aircraft for compensation.

(c) The term "aircraft" means any aircraft which is used or capable of being used, or intended to be used as a means of transportation by air and which is lawfully authorized to be so used.

(d) The term "property" means anything, except persons, capable of being transported by aircraft.

(e) The term "continental United States" means the forty-eight States and the District of Columbia.

§ 505.10 *Communications.* Communications concerning §§ 505.1 to 505.10, inclusive, should refer to "General Order ODT 65" and should be addressed to the Office of Defense Transportation, Washington 25, D. C.

This General Order ODT 65 shall become effective at 4:00 o'clock p. m., May 23, 1946, and shall remain in full force and effect until further order of the Office of Defense Transportation.

Issued at Washington, D. C., this 23d day of May 1946.

J. M. JOHNSON,
Director,
Office of Defense Transportation.

APPENDIX 1

LIST OF PROPERTY IN RESPECT OF WHICH PRIORITY SHALL BE GIVEN. THE ORDER IN WHICH ITEMS OF PROPERTY ARE LISTED DOES NOT ESTABLISH ANY PRECEDENCE AMONG THE ITEMS

Food for human consumption.
Seeds for food products and livestock feed.
Mail.
Medicines, drugs, surgical instruments and surgical dressings, hospital and sick-room supplies.
Chemicals and repair or replacement parts necessary for sanitation and public health, milk processing and food processing.
Insecticides and fungicides for emergency needs.
Repair or replacement parts and supplies necessary to maintain essential transportation operations during the existence of the emergency.
Communications equipment, supplies, and repair parts necessary to maintain essential services during the existence of the emergency.
Equipment, supplies, and repair parts for public utilities necessary to maintain essential services during the existence of the emergency.

[F. R. Doc. 46-8775; Filed, May 23, 1946; 5:10 p. m.]

[Gen. Order ODT 64]

PART 506—CONSERVATION OF WATER EQUIPMENT

RESTRICTION UPON TRANSPORTATION OF PROPERTY BY CARRIERS BY WATER

Pursuant to Title III of the Second War Powers Act, 1942, as amended, Executive Order 8989, as amended, and Executive Order 9729, in order to conserve and providently utilize vital transportation equipment, materials, and

supplies; to provide for the preferential transportation of material of war and for the prompt and continuous movement of other necessary traffic, the attainment of which purposes is essential to the war effort; and it being deemed necessary in the public interest and to promote the national defense, by reason of the short supply of domestic transportation equipment and facilities, to regulate, allocate, and promote the use and distribution among essential activities of the transportation equipment and facilties of carriers by water, it is hereby ordered, that:

Sec.
506.1 Control of vessels.
506.2 Restrictions on operations of carriers by water.
506.3 Directions to charter vessels.
506.4 Joint action by carriers by water.
506.5 Utilization of excess cargo space.
506.6 Construction of order.
506.7 Special and general permits.
506.8 Applicability.
506.9 Definitions.
506.10 Communications.

AUTHORITY: §§ 506.1 to 506.10, inclusive, issued under Title III of the Second War Powers Act, 1942, as amended, 56 Stat. 177, 50 U.S.C. App. 633, 58 Stat. 827, 59 Stat. 658; E.O. 8989, as amended, 6 F.R. 6725, 8 F.R. 14183; E.O. 9729, 11 F.R. 5641.

§ 506.1 *Control of vessels.* Whenever the Office of Defense Transportation deems it necessary in the public interest and to promote the national defense, any person having possession or control of any vessel, notwithstanding any contract, charter, subcharter, lease, or other commitment, express or implied, with respect to the use or operation of such vessel, shall cause such vessel (a) to be operated in such manner, for such purposes, and between such points and ports, or (b) to be chartered, leased or rented by any such person to such other person or persons, as the Office of Defense Transportation shall from time to time direct. Unless the interested parties agree upon the amount of compensation payable for the use of any such vessel, so directed to be chartered, leased, or rented, or unless the amount of such compensation shall have been determined by a Federal or State agency having jurisdiction in the premises, such compensation shall be in an amount determined by the Office of Defense Transportation to be just and equitable, subject to any applicable maximum or minimum price established by any competent governmental authority.

§ 506.2 *Restrictions on operations of carriers by water.* Except as otherwise provided herein, no carrier by water shall accept for transportation or transport any property other than property specified in Appendix 1 attached hereto.

§ 506.3 *Directions to charter vessels.* Each carrier by water, including any private carrier by water, is directed to endeavor in good faith to charter or lease any of its vessels, when idle, or by any other arrangement, to make such vessels, when idle, available for use by any other carrier by water, whether common, contract, or private, for the transportation of any property specified in Appendix 1 attached hereto.

§ 506.4 *Joint action by carriers by water.* Carriers by water, including private carriers by water, are hereby directed wherever practicable to formulate and place into effect plans for joint action with other carriers designed to accomplish the purposes of §§ 506.1 to 506.10, inclusive, by one or more of the methods described below:

(a) Alternate, stagger, or coordinate schedules between two or more points;

(b) Reciprocally exchange shipments of property between two or more points;

(c) Pool traffic, revenues, or both, between two or more points;

(d) Establish arrangements with other carriers for interchanging or pooling equipment.

§ 506.5 *Utilization of excess cargo space.* Any carrier by water having unutilized cargo space in any vessel after accepting and providing for the transportation of all shipments of property of the kinds and classes specified in Appendix 1 tendered to it for transportation, is hereby authorized to use such unutilized and available cargo space for the transportation of property other than that specified in Appendix 1.

§ 506.6 *Construction of order.* The provisions of §§ 506.1 to 506.10, inclusive, shall not be so construed or applied as to authorize or require any carrier by water to perform any transportation service, the performance of which by it is not authorized or sanctioned by law, or to render any such service beyond its transportation capacity.

§ 506.7 *Special and general permits.* The provisions of §§ 506.1 to 506.10 inclusive, shall be subject to any special or general permit issued by the Office of Defense Transportation to meet specific needs or exceptional circumstances or to prevent undue public hardships.

§ 506.8 *Applicability.* The provisions of §§ 506.1 to 506.10, inclusive, shall be applicable only in the continental United States.

§ 506.9 *Definitions.* As used herein:

(a) The term "person" means any individual, partnership, corporation, association, joint stock company, business trust, or other organized group of persons, or any trustee, receiver, assignee, or personal representative.

(b) The term "carrier by water" means any person who engages in the transportation of property by vessel for compensation between points and places in the continental United States.

(c) The term "private carrier by water" means any person who engages in the transportation of his own property by vessel between points and places in the continental United States.

(d) The term "property" means anything, except persons, capable of being transported by vessel.

(e) The term "vessel" means any watercraft or other artificial contrivance of whatever description which is designed or converted for use, which is used, or is capable of being used, or is intended to be used, in the transportation of property, by water, and which is documented under the laws of the United States, or is owned by a citizen of the United States, or is engaged in the transportation, by water, of property between points and places in the continental United States.

(f) The term "continental United States" means the forty-eight States and the District of Columbia.

§ 506.10 *Communications.* Communications concerning §§ 506.1 to 506.10, inclusive, should refer to "General Order ODT 64" and should be addressed to the Office of Defense Transportation, Washington 25, D. C.

This General Order ODT 64 shall become effective at 4:00 o'clock p. m., May 23, 1946, and remain in full force and effect until further order of the Office of Defense Transportation.

Issued at Washington, D. C., this 23d day of May 1946.

J. M. JOHNSON,
Director,
Office of Defense Transportation.

APPENDIX 1 TO GENERAL ORDER ODT 64

LIST OF PROPERTY IN RESPECT OF WHICH PRIORITY SHALL BE GIVEN. THE ORDER IN WHICH ITEMS OF PROPERTY ARE LISTED DOES NOT ESTABLISH ANY PRECEDENCE AMONG THE ITEMS

Food for human consumption.
Feed for animals and poultry, not including hay and straw.
Seeds for food products and livestock feed.
Livestock and live poultry.
Fuel, including coal, coke, charcoal, crude petroleum, and coke oven by-products. Petroleum coke, gasoline, fuel oil, kerosene, lubricating oils, lubricating grease, and liquefied petroleum gas.
Medicines, drugs, surgical instruments and surgical dressings, hospital and sick-room supplies.
Liquid chlorine, alum, lime, sulphate of iron, soda ash and similar chemicals to be used for purification of municipal water supply or sewerage disposal; also return empty cylinders.
Chemicals used for sanitation and public health, milk processing and food processing.
Insecticides and fungicides.
Repair or replacement parts and supplies necessary to maintain essential transportation operations during the existence of the emergency.
Equipment, supplies, and repair parts for public utilities.
Printing paper, including newsprint, printing ink.
Containers and necessary packaging material for food and drugs.
Fertilizer and fertilizer materials.
Farm machinery.
Tobacco and tobacco products.
Sulphur.
Sulphuric acid.

[F. R. Doc. 46-8774; Filed, May 23, 1946; 5:10 p. m.]

TITLE 50—WILDLIFE

Chapter I—Fish and Wildlife Service, Department of the Interior

PART 11—ESTABLISHMENT OF NATIONAL WILDLIFE REFUGES

ANCLOTE NATIONAL WILDLIFE REFUGE, FLORIDA

CROSS REFERENCE: For addition to tabulation in § 11.1, see PLO 319, Title 43, Chapter I, Appendix, *supra*.

Notices

FEDERAL POWER COMMISSION.

[Docket Nos. G-220, G-402]

MONDAKOTA GAS CO. AND MONTANA-DAKOTA UTILITIES CO.

ORDER GRANTING REHEARING AND STAY

MAY 17, 1945.

Mondakota Gas Company (successor to Mondakota Development Company), Complainant v. Montana-Dakota Utilities Co., Defendant, Docket No. G-220; in the matter of Montana-Dakota Utilities Co., Docket No. G-402.

Upon consideration (1) of the application filed on April 22, 1946, by Montana-Dakota Utilities Co. ("Montana-Dakota") for a rehearing of the order in these proceedings dated March 22, 1946, establishing a rate for the common carrier transportation of natural gas and requiring a new rate schedule to be filed; and (2) of the application of said company filed on May 7, 1946, for a stay of said order of March 22, 1946; and

It appearing to the Commission that:

Good cause exists (1) for granting such rehearing in the respects hereinafter specified, (2) for denying a rehearing in all other respects, and (3) for granting a stay of the order of March 22, 1946, pending determination of the matters set for rehearing;

The Commission orders that:

(A) The application for rehearing of said order of March 22, 1946, be and the same is hereby granted as to the following matters and issues only: The matters involved and the issues arising out of the claimed changes in costs of operation and maintenance and changed operating conditions which Montana-Dakota alleges in its application for rehearing (Paragraphs 1 and 4, pages 2-4, 6-7) have taken place since May 24, 1944, the date of conclusion of the hearing held herein.

(B) Such rehearing shall be held commencing on August 13, 1946, at 10:00 a. m. in Room No. 357, Post Office Building, Minneapolis, Minnesota.

(C) The application for rehearing be and the same is hereby otherwise denied.

(D) Said order of March 22, 1946, be and the same is hereby stayed pending determination before the Commission of the matters involved in the rehearing.

(E) Interested State commissions may participate in the rehearing as provided in § 67.4 of the provisional rules of practice and regulations under the Natural Gas Act.

By the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-8749; Filed, May 23, 1946; 1:00 p. m.]

[Docket No. G-712]

NORTHERN NATURAL GAS CO.

ORDER FIXING DATE OF HEARING

MAY 21, 1946.

Upon consideration of the application filed on March 28, 1946, by Northern Natural Gas Company (Applicant), for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, to authorize the construction and operation of facilities to be used in connection with its transportation and sale of natural gas in interstate commerce for resale for ultimate public consumption, said proposed facilities being described as follows:

(1) An additional town border station at West Point, Nebraska, for delivery and sale of gas to Central Electric and Gas Company, for resale to Alfa-Meal Company.

(2) An additional town border station at Oakland, Nebraska, for delivery and sale of gas to Central Electric and Gas Company for resale to Dehydrated Products Company.

(3) An additional town border station at Dakota City, Nebraska, for delivery and sale of gas to Nebraska Public Service Company for resale to the Beerman Estate.

(4) An additional town border station at Valley, Nebraska, for delivery and sale of gas to Peoples Natural Gas Company, for resale to Nebraska Feed Company.

The Commission orders that:

(A) A public hearing be held commencing on June 7, 1946, at 10:30 a. m., e. s. t. in the Hearing Room of the Federal Power Commission, Hurley-Wright Building, 1800 Pennsylvania Avenue, NW., Washington, D. C., respecting the matters involved and the issues presented in this proceeding: *Provided, however,* That if no protest or petition to intervene has been filed or allowed prior to the date hereinbefore fixed for hearing, or if a protest or petition to intervene, in the judgment of the Commission, raises no issue of substance, the Commission may dispose of the application without contested hearing, by order upon the application and evidence filed or available to the Commission and such additional evidence as the Commission may require to be filed for its consideration.

(B) Interested state commissions may participate in this hearing as provided in § 67.4 of the provisional rules of practice and regulations under the Natural Gas Act.

By the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-8750; Filed, May 23, 1946; 1:00 p. m.]

[Docket No. G-730]

SOUTHERN NATURAL GAS CO.

NOTICE OF APPLICATION

Notice is hereby given that on May 17, 1946, Southern Natural Gas Company, a Delaware corporation having its principal place of business in Birmingham, Alabama, filed with the Federal Power Commission an application for a certificate of public convenience and necessity, to authorize the construction of certain facilities hereinafter described, pursuant to section 7 of the Natural Gas Act, as amended.

The proposed facilities to be constructed consist of (1) meters and pressure regulating equipment and facilities to tap Applicant's lines at points of connection with lines to be constructed by the following respective purchasers: Town of Ragland, Alabama, Alabama Gas Company, Alabama Natural Gas Corporation, Birmingham Gas Company, and Atlanta Gas Light Company, and (2) 2¼ miles of 6-inch pipe line extending south from the southern terminus of Applicant's present branch line serving Talladega, Alabama, to a point in Talladega County, and 4¾ miles of 6-inch pipe line to parallel Applicant's existing branch line serving Talladega, both of these pipe lines to be constructed for the purpose of serving the purchaser, city of Sylacauga, Alabama.

The application states that the communities to be served by the proposed facilities are the city of Sylacauga, towns of Ragland, Prattville, Sycamore, Lincoln, Notasulga, portions of the cities of Mountain Brook and Homewood and environs, all in the State of Alabama, and the towns of Bremen, Douglasville, Gordon and Hampton, all in the State of Georgia; that there is no gas service at the present time in any of said communities except the area comprising parts of the cities of Mountain Brook and Homewood, Alabama, which are presently supplied with by-product gas by Birmingham Gas Company; that the town of Ragland proposes to construct a system for the distribution of gas for domestic or residential purposes only; that the city of Sylacauga, Alabama, proposes to construct a system for the distribution of gas in Sylacauga; that Alabama Gas Company and Alabama Natural Gas Corporation are both subsidiaries of Applicant and propose to construct systems for the distribution of gas in the towns of Prattville, Lincoln and Notasulga, Alabama; that Birmingham Gas Company, also a subsidiary of Applicant, proposes to convert the Mountain Brook area to the distribution of natural gas and that gas for distribution in this area will be taken from the line owned by Birmingham Gas Company and extending southerly from Applicant's main line at a point in Jefferson County, Alabama, a distance of approximately 2¾ miles, said line having been completed by Birmingham Gas Company in 1945, and having been used only for supplying gas to the Ruffner sintering plant of Sloss Sheffield Steel and Iron Company; that Atlanta Gas Light Company proposes to construct systems for the distribution of gas in Bremen, Douglasville, Gordon and Hampton, Georgia, and to construct lines from said communities to Applicant's system.

The estimated cost of the proposed facilities to be installed and constructed by Applicant will approximate $96,800, to be paid from Applicant's current funds.

Any interested State commission is requested to notify the Federal Power Commission whether the application is one which should be considered under the cooperative provisions of Part 67 of the provisional rules of practice and regulations under the Natural Gas Act, and if so, to advise the Federal Power Commission as to the nature of its interest in the matter and whether it desires a conference, the creation of a board, or a

joint or concurrent hearing, together with the reasons for such request.

Any person desiring to be heard or to make any protest with reference to the application of Southern Natural Gas Company should, within not later than fifteen days from the date of this publication, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's provisional rules of practice and regulations under the Natural Gas Act.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-8780; Filed, May 24, 1946; 9:46 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 5738, Amdt.]

FEDERICO BAETZNER

In re: Bank accounts owned by the personal representatives, heirs, next of kin, legatees and distributees, names unknown, of Federico Baetzner, deceased.

Vesting Order Number 5738, dated January 29, 1946, is hereby amended as follows and not otherwise:

By deleting the name Frederico Baetzner wherever it appears in Vesting Order Number 5738 and substituting therefor the name Federico Baetzner.

All other provisions of said Vesting Order Number 5738 and all action taken on behalf of the Alien Property Custodian in reliance thereon, pursuant thereto and under authority thereof are hereby ratified and confirmed.

Executed at Washington, D. C., on May 15, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-8700; Filed, May 23, 1946; 11:08 a. m.]

[Vesting Order 6266]

ANNA DAMM

In re: Bank account owned by Anna Damm, also known as Mrs. Wilhelm Damm.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Anna Damm, also known as Mrs. Wilhelm Damm, whose last known address is Caecilienstrasse 24, Zehlendorf b/Berlin, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Florence Parker Weicker, Theodore Weicker, Jr., and Lowell P. Weicker, by Bankers Trust Company, 16 Wall Street, New York, New York, arising out of a draft account, entitled Trust for Anna Damm under agreement of Theodore Weicker, Sr., dated April 21, 1932, maintained at the branch office of the aforesaid bank located at Fifty-seventh Street and Madison Avenue, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Anna Damm, also known as Mrs. Wilhelm Damm, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 9, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-8689; Filed, May 23, 1946; 11:07 a. m.]

[Vesting Order 6267]

ELSE EICHMAN

In re: Bank account owned by Else Eichman.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Else Eichman, whose last known address is Podbielskistrasse 86A, Hanover, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Else Eichman, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an inactive dollar checking account, entitled Else Eichman, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 9, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-8690; Filed, May 23, 1946; 11:07 a. m.]

[Vesting Order 6268]

MARIA GROTH ET AL.

In re: Stock owned by Maria Groth, also known as Maria Magdalena Groth and as Marie Magdalena Groth and others.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Maria Groth, also known as Maria Magdalena Groth and as Marie Magdalena Groth, Sophia Christine Rolfs, also known as Sophie Christine Rolfs and as Sophia Rolfs, Antje Theden, also known as Antje Catharina Theden, Heinrich Theden, also known as Claus Heinrich Theden, and as Henrich Theden, whose last known addresses are Süderholm, Schleswig-Holstein, Germany, and Heinrich Theden, whose last known address is Glasshütten, Sachsen, Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That the property described as follows: Ten shares of $100 par value capital stock of Lodi Investment Company, a California corporation, evidenced by the certificates listed below and registered in the names of the persons listed below in the amounts appearing opposite each name as follows:

Registered owner	Certificate No.	Number of shares
Maria Groth	408	2
Antje Theden	409	2
Sophia Rolfs	410	2
Heinrich Theden	411	2
Claus Heinrich Theden	412	2

together with all declared and unpaid dividends thereon,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 9, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-8691; Filed, May 23, 1946; 11:07 a. m.]

[Vesting Order 6272]

JULIE RAISS

In re: Bank account owned by Julie Raiss.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Julie Raiss, whose last known address is Lichtenbergerstrasse 58, Darmstadt, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Florence Parker Weicker, Theodore Weicker, Jr. and Lowell P. Weicker, by Bankers Trust Company, 16 Wall Street, New York, New York, arising out of a draft account, entitled Trust for Julie Raiss under agreement of Theodore Weicker, Sr., dated April 21, 1932, maintained at the branch office of the aforesaid bank located at Fifty-seventh Street and Madison Avenue, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by Julie Raiss, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 9, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-8692; Filed, May 23, 1946; 11:07 a. m.]

[Vesting Order 6273]

ELSE ULRICH

In re: Bank account owned by Else Ulrich.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Else Ulrich, whose last known address is Martinstrasse 99, Darmstadt, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Florence Parker Weicker, Theodore Weicker, Jr. and Lowell P. Weicker, by Bankers Trust Company, 16 Wall Street, New York, New York, arising out of a draft account, entitled Trust for Else Ulrich under agreement of Theodore Weicker, Sr., dated April 21, 1932, maintained at the branch office of the aforesaid bank located at Fifty-seventh Street and Madison Avenue, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliv-

erable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, to file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 9, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–8693; Filed, May 23, 1946; 11:07 a. m.]

[Vesting Order 6275]

GEORG VON ZEDLITZ

In re: Claim owned by Georg von Zedlitz, also known as Georg von Zedlitz und Leipe.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Georg von Zedlitz, also known as Georg von Zedlitz und Leipe, whose last known address is Prinsnig, Post Cross-Tinz, Kreis Lognitz, Schlessin, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: All right, title, interest and claim of any name or nature whatsoever of Georg von Zedlitz, also known as Georg von Zedlitz und Liepe, in and to any and all obligations, contingent or otherwise and whether or not matured, owing to Georg von Zedlitz, also known as Georg von Zedlitz und Liepe, by Avonzel Corporation, 60 Broadway, New York, New York, including particularly but not limited to those sums arising by reason of an account payable, by Avonzel Corporation, 60 Broadway, New York, New York, to Georg von Zedlitz and any and all security rights in and to any and all collateral for any and all such obligations and the right to enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 9, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–8694; Filed, May 23, 1946; 11:08 a. m.]

[Vesting Order 6282]

EXPORTKREDITBANK, A. G.

In re: Bank account owned by Exportkreditbank, A. G.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Exportkreditbank, A. G., the last known address of which is Kanonierstr. 17–20, Berlin W8, Germany, is a corporation organized under the laws of Germany, and which has or, since the effective date of Executive Order No. 8389, as amended, has had its principal place of business in Germany and is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Exportkreditbank, A. G., by Irving Trust Company, 1 Wall Street, New York, New York, arising out of a checking account, entitled Exportkreditbank, A. G., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 10, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–8695; Filed, May 23, 1946; 11:08 a. m.]

[Vesting Order 6283]

GEORGE HERZ

In re: Bank account owned by George Herz.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That George Herz, the last known address of which is Fuertherstrasse 56 Nurenberg Bayern, Germany, is a partnership, organized under the laws of Germany, and which has or, since the effective date of Executive Order No. 8389, as amended, has had its principal place of business in Germany and is a national of designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to George Herz, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an unclaimed dollar deposit account, entitled George Herz, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 10, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–8696; Filed, May 23, 1946; 11:08 a. m.]

[Vesting Order 6284]

MARTHA KUECHENTHAL AND MARGARET BIEBER

In re: Bank account owned by Martha Kuechenthal and Margaret Bieber, also known as Margarete Bieber.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Martha Kuechenthal and Margaret Bieber, also known as Margarete Bieber, whose last known address is Arndstrasse No. 3.111.C Leipzig, S.3. Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Martha Kuechenthal and Margaret Bieber, also known as Margarete Bieber, by The International Trust Company, Denver, Colorado, arising out of a joint survivorship savings account, Account Number 76398, entitled Margarete Bieber or Martha Kuechenthal and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 10, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–8697; Filed, May 23, 1946; 11:08 a. m.]

[Vesting Order 6285]

J. LAWENKERG

In re: Bank account owned by J. Lawenkerg.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That J. Lawenkerg, whose last known address is Berlin, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to J. Lawenkerg, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, aris-

ing out of an unclaimed dollar deposit account, entitled J. Lawenkerg, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 10, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–8698; Filed, May 23, 1946; 11:08 a. m.]

[Vesting Order 6286]

B. MITSUI

In re: Bank account owned by the personal representatives, heirs, next of kin, legatees and distributees, names unknown, of B. Mitsui, deceased.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That the personal representatives, heirs, next of kin, legatees and distributees, names unknown, of B. Mitsui, deceased, whose last known addresses are Japan, are nationals of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to the personal representatives, heirs, next of kin, legatees and distributees, names unknown, of B. Mitsui, deceased, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an inactive dollar checking account, entitled B. Mitsui, deceased, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 10, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–8699; Filed, May 23, 1946; 11:08 a. m.]

[Vesting Order 6253]

LOUISE SCHNEIDER

In re: Estate of Louise Schneider, deceased; File No. D–28–9663; E. T. sec. 13449.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Otto Viereck, Lischen Viereck, Anna Seibert, Eugene Schneider, Louisa Heitmann, Katchen Viereck, Marie Krause, Ruth Krause, Otto Schneider, Richard Schneider, Louise Sonnenschein, Martin Krause, Lilian Ring, Horst Ring, Friedrich Adolf, Heinrich Adolf, Ludwig Hillebold, Anna Hofmann, Elizabeth Hillebold, Adam Krause, Elise Boller and Anna Sonnenschein, and each of them, in and to the Estate of Louise Schneider, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Otto Viereck, Germany.
Lischen Viereck, Germany.
Anna Seibert, Germany.
Eugene Schneider, Germany.
Louisa Heitmann, Germany.
Katchen Viereck, Germany.
Marie Krause, Germany.
Ruth Krause, Germany.
Otto Schneider, Germany.
Richard Schneider, Germany.
Louise Sonnenschein, Germany.
Martin Krause, Germany.
Lilian Ring, Germany.
Horst Ring, Germany.
Friedrich Adolf, Germany.
Heinrich Adolf, Germany.
Ludwig Hillebold, Germany.
Anna Hofmann, Germany.
Elizabeth Hillebold, Germany.
Adam Krause, Germany.
Elise Boller, Germany.
Anna Sonnenschein, Germany.

That such property is in the process of administration by Emma Schneider and Elise Kilian, as Executrices of the Estate of Louise Schneider, acting under the judicial supervision of the Superior Court of the State of California, in and for the County of Los Angeles;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 7, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–8783; Filed, May 24, 1946; 11:01 a. m.]

[Vesting Order 6278]

BERTHA MAY

In re: Estate of Bertha May, deceased; File No. D–28–8217; E. T. sec. 9268.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Paul Pester, Elizabeth Bohme, Elfrieda Pester, also known as Bertha, Alfred Rohner, Willy Schneider, Bruno Felber, Arno Felber, Arthur Rossler and Herbert Rossler, and each of them, in and to the estate of Bertha May, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Paul Pester, Germany.
Elizabeth Bohme, Germany.
Elfrieda Pester, also known as Bertha, Alfred Rohner, Germany.
Willy Schneider, Germany.
Bruno Felber, Germany.
Arno Felber, Germany.
Arthur Rossler, Germany.
Herbert Rossler, Germany.

That such property is in the process of administration by the Public Administrator of New York County, as Administrator, acting under the judicial supervision of the Surrogate's Court of New York County, New York;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 10, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–8784; Filed, May 24, 1946; 11:01 a. m.]

[Vesting Order 5821, Amdt.]

MRS. LILLY IKERT

In re: Bank account owned by Mrs. Lilly Ikert.

Vesting Order Number 5821, dated February 5, 1946, is hereby amended as follows and not otherwise:

By deleting the name Mrs. Lily Ikert wherever it appears in Vesting Order Number 5821 and substituting therefor the name, Mrs. Lilly Ikert.

All other provisions of said Vesting Order Number 5821 and all action taken on behalf of the Alien Property Custodian in reliance thereon, pursuant thereto and under the authority thereof are hereby ratified and confirmed.

Executed at Washington, D. C. on May 15, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–8785; Filed, May 24, 1946; 11:01 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[Rev. SO 119, Amdt. 1 to Rev. Order 56]

R. WALLACE AND SONS

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119; *It is ordered:* Revised Order No. 56 issued under Revised Supplementary Order 119 is amended in the following respects:

1. Paragraph a (1) is amended to read as follows:

(1) For an article of stainless steel flatwear or carbon steel flatware which has a properly established ceiling price in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by 22.4 per cent. For an article of silver plated flatware which has a properly established ceiling price in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increases by 25.2 per cent.

2. A new sentence is added to paragraph (e) to read as follows: "The provisions of Supplementary Order No. 153 shall not apply to sales of articles covered by this order."

This amendment may be revoked or amended by the Price Administrator at any time.

This amendment shall become effective on the 24th day of May 1946.

Issued this 23d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–8745; Filed, May 23, 1946; 11:39 a. m.]

[Rev. SO 119, Rev. Order 59]

CLIMAX MACHINERY CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119; *It is ordered*, That Order No. 59 under sections 13 and 14 of Supplementary Order No. 119 be revised and reissued as Revised Order No. 59 under sections 15 and 16 of Revised Supplementary Order No. 119 to read as follows:

(a) *Manufacturer's ceiling prices.* (1) Climax Machinery Company, 121–153 E. Morris Street, Indianapolis, Indiana, may increase by no more than 20.3 per cent its ceiling prices to each class of purchaser for window fans of its manufacture, if such ceiling prices are subject to Maximum Price Regulation No. 188.

"Ceiling prices" as used in this paragraph shall mean ceiling prices determined under Maximum Price Regulation

No. 188 without reference to Order No. 6 under § 1429.159e of Maximum Price Regulation No. 188.

(b) *Terms of sale.* Ceiling prices adjusted by this order are subject to Climax Machinery Company's customary terms, discounts, allowances and other price differentials on sales to each class of purchaser in effect during March 1942, or established under any applicable OPA regulation.

(c) *Ceiling prices of purchasers for resale.* Ceiling prices of purchasers for resale of window fans whose ceiling prices were adjusted in accordance with paragraph (a) of this order shall be determined by Climax Machinery Company in accordance with Order No. 6 under § 1499.159e of Maximum Price Regulation No. 188.

(d) The provision of Supplementary Order No. 153 shall have no application to any sale or delivery by any seller of any article whose manufacturer's ceiling price was adjusted by this order.

(e) This revised order may be revoked or amended by the Price Administrator at any time.

This revised order shall become effective on the 24th day of May 1946.

Issued this 23rd day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8746; Filed, May 23, 1946; 11:39 a. m.]

[SO 133, Order 44]

UNION FORK & HOE CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Supplementary Order No. 133, it is ordered:

(a) *Manufacturer's maximum prices.* The Union Fork & Hoe Company, 9 Buttles Avenue, Columbus, Ohio, may increase by 5 percent its current maximum prices (exclusive of any permitted increases), for sales of forks, hoes, hooks, rakes, and miscellaneous tools covered by Maximum Price Regulation No. 188 which it manufactures.

(b) *Maximum prices of purchasers for resale.* A reseller shall calculate his ceiling price by adding to his invoice cost the same percentage markup which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose, the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrow test trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called by the OPA Form 620–759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method, the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's terms, allowances and other price differentials in effect during March 1942, or which have been properly established under the applicable OPA regulation.

(d) *Notification.* At the time of, or prior to, the first invoice to a purchaser for resale, showing a price adjusted in accordance with the terms of this order, the seller shall notify the purchaser in writing of the methods established in paragraph (b) of this order for determining adjusted maximum prices for resales of the articles covered by this order. This notice may be given in any convenient form.

(e) *Reports.* The manufacturer shall file the report described in section 5 of Supplementary Order No. 133 with the Office of Price Administration, Washington 25, D. C.

The provision of Supplementary Order No. 153 shall not apply to resale prices of articles covered by this order.

(f) *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

(g) *Effective date.* This order shall become effective on the 24th day of May 1946.

Issued this 23d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8748; Filed, May 23, 1946; 11:40 a. m.]

TABLE OF CEILING PRICES

Model No.	Class of purchaser					
	Jobber	Department store	Quantity purchasing retailer	Retailer [1]	Consumer located at Denver, Colo., and all points east	Consumer located west of Denver, Colo.
132		$7.09	$8.23	$8.72	$12.50	$11.55
134	$5.34	6.16	7.14	7.63	10.85	11.95
136		8.67	10.03	10.68	15.20	16.30
160	3.22	3.71	4.25	4.63	6.50	7.05
169	4.58	5.23	6.05	6.49	9.20	9.75
191	2.13	2.45	2.83	3.11	4.20	4.83
193	2.40	2.73	3.22	3.49	4.85	5.40
200				21.80	36.50	40.30
202				24.53	40.90	44.70
204				25.07	43.05	46.85
205				26.71	45.25	49.05
206				27.80	47.95	51.80
207				28.43	50.15	53.95
208				29.16	48.50	52.85
210				32.97	54.50	58.30
216				33.79	56.70	60.50
218				39.51	65.40	69.20
220				26.43	41.40	44.70
225				29.70	46.35	49.60
229				31.88	49.60	52.85
240				42.51	63.75	68.05
242				45.78	69.20	73.60
244				44.69	67.05	71.95
245				47.96	72.50	77.40
520				32.97	51.25	73.95
521				31.88	49.05	53.80
522				28.07	43.60	46.35
523				29.70	46.30	49.50
524				34.06	52.30	56.70
525				37.88	58.85	63.05
526				42.24	65.40	69.10
527				46.60	71.95	74.10
712				4.09	6.50	6.80
711				4.09	6.50	6.80

[1] "Quantity purchasing retailer" means a retailer other than a department store who buys 4 or more units of one model at one time.

[2] "Retailer" means a retailer other than a department store who buys less than 4 units of one model at one time.

(2) All the prices listed in the table of ceiling prices except those listed in the consumer columns, are f. o. b. factory. In the case of a sale involving shipment from a place other than the factory, the ceiling price shall be that listed in the table of ceiling prices f. o. b. point of shipment plus the freight paid for the shipment of the unit from the factory to the point of shipment. The prices listed in the table of ceiling prices for sales to consumers, both east and west of Denver, Colorado, include delivery to the consumer.

(b) *Terms of sale.* Ceiling prices established by this order are subject to each seller's terms, discounts and allowances on sales to each class of purchaser in effect during March 1942, or thereafter, properly established under OPA regulations.

(c) *Retail price tags.* No person may display, offer for sale, sell or deliver at retail any article covered by this order, unless there is attached to the article in a conspicuous place a tag or label provided by the manufacturer showing the name of the manufacturer, the model number and the ceiling price to a consumer located where the article is displayed, offered for sale, sold or delivered.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale on and after the effective date of this order, the seller shall notify the purchaser in writing of the ceiling prices established in paragraph (a) of this order for sales of the articles. This notice may be given in any convenient form.

(e) The provisions of Supplementary Order No. 153 shall have no application to any sales of any articles subject to this order.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) All requests contained in Continental Scale Corporation's application for a price adjustment not specifically granted by this order are hereby denied.

This order shall become effective on the 24th day of May 1946.

Issued this 23d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8747; Filed, May 23, 1946; 11:40 a. m.]

[MPR 64, Revocation of Order 239]

AMERICAN STOVE CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register; and pursuant to Maximum Price Regulation No. 64, *It is ordered*, That Order No. 239 under section 11 of Maximum Price Regulation No. 64 be, and it hereby is, revoked.

This order shall become effective on May 24, 1946.

Issued this 23d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8719; Filed, May 23, 1946; 11:40 a. m.]

[RMPR 111, Order 6]

H. A. DOUGLAS MFG. CO.

APPROVAL OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 14 of Revised Maximum Price Regulation No. 111; *It is ordered:*

(a) This order establishes ceiling prices for sales by distributors to dealers of the Model 66 (Kingston) tank type vacuum cleaner with 8 piece attachment set manufactured by the H. A. Douglas Manufacturing Co., Bronson, Michigan, as follows:

Model:	*Distributors' ceiling price to dealers*
66 Kingston	$33.35

This ceiling price is subject to each seller's customary terms, discounts, allowances, and other price differentials in effect on sales of similar articles.

(b) At the time of, or prior to the first invoice to each distributor, the manufacturer shall notify him of the ceiling prices established by this order for distributors' resales. This notice may be given in any convenient form.

(c) All the provisions of Revised Maximum Price Regulation No. 111 continue to apply to all sales and deliveries of the vacuum cleaners covered by this order except to the extent that those provisions are modified by this order.

(d) Unless the context requires otherwise, the definitions set forth in Revised Maximum Price Regulation No. 111 shall apply to the terms used herein.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 24th day of May 1946.

Issued this 23d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8720; Filed, May 23, 1946; 11:41 a. m.]

[MPR 188, Amdt. 1 to Order 4568]

STIFFEL-BRADLEY CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation 188, *It is ordered*, That Order No. 4568 under § 1499.158 of Maximum Price Regulation 188 be and it hereby is amended in the following respects:

(a) Paragraph (a) (2) is amended by changing the cash discount on manufacturer's sales to purchasers other than consumers from 2% 10 days, net 30 days to 1% 10 days, net 30 days.

(b) All other provisions of Order No. 4568 under Maximum Price Regulation 188 remain unchanged.

(c) This amendment may be revoked or amended by the Price Administrator at any time.

(d) This amendment shall become effective on the 24th day of May 1946.

Issued this 23d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8725; Filed, May 23, 1946; 11:42 a. m.]

[MPR 188, Rev. Order 3991]

J. SCHAFFER

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:* Order No. 3991 under Maximum Price Regulation No. 188 is revised and amended to read as set forth herein.

(a) This revised order establishes maximum prices for sales and deliveries of certain articles manufactured by J. Schaffer, 149 Grand Street, New York 13, New York.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
White enamel metal pin-up lamp with rayon over parchment shade	104	$1.49	$1.75	$3.15

These maximum prices are for the articles described in the manufacturer's application dated April 27, 1946.

(2) For sales by all persons the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(3) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this revised order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this revised

order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobber's maximum prices for sales of the articles covered by this revised order shall be established under the provisions of section 4.5 of SR 14 J.

(e) This revised order may be revoked or amended by the Price Administrator at any time.

(f) This revised order shall become effective on the 24th day of May 1946.

Issued this 23d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8721; Filed, May 23, 1946; 11:41 a. m.]

[MPR 188, Amdt. 1 to Order 5 Under Order 4418]

ERO MFG. CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register; and pursuant to Order No. 4418 under § 1499.159b of Maximum Price Regulation No. 188, *It is ordered*, That Order No. 5 under Order No. 4418 under § 1499.159b of Maximum Price Regulation No. 188 be, and it hereby is, amended in the following respect:

1. The table of adjustment charges in paragraph (a) for Koolway All-Cotton Matting Universal Seat Covers is amended to read as follows:

KOOLWAY ALL-COTTON MATTING UNIVERSAL SEAT COVERS—FRONT SEAT ONLY

38 coach A	$0.57
38 coach B	.62
38 coach C	.51
38 coach D	.54
38 coach E	.58
38 coach H	.58
38 coach K	.53
38 sedan A	.42
38 sedan B	.44
38 sedan D	.44
38 sedan E	.55
38 sedan H	.45
38 sedan K	.40

This amendment shall become effective on May 23, 1946.

Issued this 23d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8722; Filed, May 23, 1946; 11:41 a. m.]

[MPR 188, Order 20 Under Order 4418]

HOWARD ZINK CORP.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to Order No. 4418 under § 1499.159b of Maximum Price Regulation No. 188, it is ordered:

(a) *Manufacturer's maximum prices.* The Howard Zink Corporation of Fremont, Ohio, may sell and deliver the automobile seat covers, listed below, to jobbers and retailers at prices no higher than its appropriate maximum price for such sales in effect immediately prior to the issuance of this order, increased by the appropriate one of the following adjustment charges:

Article	Adjustment charge to—	
	Jobbers	Retailers
Custom tailored seat covers:		
Coach and sedan, front seat only	$0.56	$0.50
Coach and sedan (complete set including rear seats with arm rest)	.80	.80
Palmtex No. 2 Universal seat covers:		
Coach and sedan, front seat only	.16	.20
Coach and sedan (complete set including rear seats with arm rest)	.80	1.00

(b) *Reseller's maximum prices* (1) Each reseller shall calculate his maximum resale prices for articles covered by this order by adding to his invoice cost, the same percentage markup which he has on the "most comparable article" for which he has a properly established maximum price. For the purposes of this order, the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a maximum price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called by OPA Form 620-759 with regard to how he determined his maximum price, for so long as the Emergency Price Control Act of 1942, as amended remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a maximum price under § 1499.3 (c) of the General Maximum Price Regulation. Maximum price established under that section will reflect the suppliers prices as adjusted in accordance with this order.

(2) The provisions of Supplementary Order No. 153 shall not apply to sales of articles covered by this order.

(c) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's terms, discounts, allowances, and other price differentials, in effect during March, 1942 or which have been properly established under the applicable OPA regulation.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale, showing a price adjusted in accordance with the terms of this order, the seller shall notify the purchaser in writing of the methods established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles covered by this order. This notice may be given in any convenient form.

(e) *Revocation of amendment.* This order may be revoked or amended by the Price Administrator at any time.

(f) *Effective date.* This order shall become effective on the 24th day of May 1946.

Issued this 23d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8723; Filed, May 23, 1946; 11:41 a. m.]

[MPR 188, Order 21 Under Order 4418]

ERO MFG. CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to Order No. 4418 under § 1499.159b of Maximum Price Regulation No. 188, it is ordered:

(a) *Manufacturers' maximum prices.* Ero Manufacturing Company, of 714-718 W. Monroe Street, Chicago 6, Illinois, may sell and deliver to mail order houses and chain stores, the articles listed below which it manufactures, at prices no higher than its maximum prices for such sales in effect immediately prior to the issuance of this order, increased by the appropriate one of the following amounts:

	Adjustment charge
All cloth universal automobile seat covers:	
Coupe A	$0.49
B	.46
C	.30
H	.10
Coach A	1.15
B	.98
C	1.14
D	1.15
F	1.17
H-R	1.33
K	1.01
Sedan A	1.13
B	1.19
D	1.15
E	1.14
H-R	1.19
K	.90

(b) *Resellers' maximum prices.* (1) Each reseller shall calculate his maximum resale prices for articles covered by this order by adding to his invoice cost, the same percentage markup which he has on the "most comparable article" for which he has a properly established maximum price. For the purposes of this order, the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a maximum price in this way need not be reported to the Office of Price Administration, however, each seller must keep complete records showing all the information called by OPA Form 620-759 with regard to how he determined his maximum price, for so long as the Emergency Price Control Act of 1942, as amended remains in effect.

If the maximum resale price cannot be determined under the above method, the reseller shall apply to the Office of Price Administration for the establishment of a maximum price under § 1499.3 (c) of the General Maximum Price Regulation. Maximum prices established under that section will reflect the suppliers prices as adjusted in accordance with this order.

(2) The provisions of Supplementary Order No. 153 shall not apply to sales of articles covered by this order.

(c) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's terms, discounts, allowances, and other price differentials, in effect during March, 1942, or which have been properly established under the applicable OPA regulation.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale, showing a price adjusted in accordance with the terms of this order, the seller shall notify the purchaser in writing of the methods established to paragraph (b) of this order for determining adjusted maximum prices for resale of the articles covered by this order. This notice may be given in any convenient form.

(e) *Revocation of amendment.* This order may be revoked or amended by the Price Administrator at any time.

(f) *Effective date.* This order shall become effective on the 23d day of May 1946.

Issued this 23d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8724; Filed, May 23, 1946; 11:42 a. m.]

[MPR 188, Order 128 Under Order A-2]

O'BRIEN VARNISH CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 128 under paragraph (a) (20) of Order A-2 under § 1499.159b of Maximum Price Regulation 188. Manufacturers' maximum prices for consumers' goods other than apparel. O'Brien Varnish Company. Docket No. 6122-188.161 (a) (2)-22.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to paragraph (a) (20) of Order A-2 under § 1499.159b of Maximum Price Regulation No. 188, *It is ordered:*

(a) The maximum net prices for sales of the following trade sales paints by the O'Brien Varnish Company, South Bend, Indiana, to its various classes of purchasers may be increased by an amount not in excess of the following:

	Per gallon
Sash and screen paint	$0.23
Oil colors	1.01

Prices of other package sizes to be adjusted proportionately.

(b) Any person purchasing any of the commodities described in paragraph (a), above, for the purpose of resale in the same form may increase his presently established maximum prices under the General Maximum Price Regulation by an amount not exceeding his actual dollars-and-cents increase in cost resulting from the increases permitted the manufacturer in (a) above.

(c) The O'Brien Varnish Company shall furnish each buyer purchasing any of the commodities listed in paragraph (a), above, for resale on or before the date it makes the first delivery at the adjusted price, a written statement as follows, filling in the appropriate name of the commodity and price increase applicable:

The OPA has granted an adjustment of ------¢ per ------ in the maximum prices of (commodity) manufactured by the O'Brien Varnish Company. You are permitted to add the actual amount of your increased cost resulting from the increase permitted the O'Brien Varnish Company to your existing prices for (commodity).

(d) All requests of the application not granted herein are denied.

(e) This order may be amended or revoked by the Office of Price Administration at any time.

This order shall become effective May 24, 1946.

Issued this 23d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8726; Filed, May 23, 1946; 11:42 a. m.]

[MPR 188, Order 129 Under Order A-2]

W. EWING FOX CO., INC.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 129 under paragraph (a) (20) of Order A-2 under § 1499.159b of Maximum Price Regulation 188. Manufacturers' maximum prices for consumers' goods other than apparel: W. Ewing Fox Company, Inc. Docket No. 6122-188.161 (a) (2)-24.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to paragraph (a) (20) of Order A-2 under § 1499.159b of Maximum Price Regulation No. 188; *It is ordered:*

(a) The maximum net prices for sales of the following trade sales paint by the W. Ewing Fox Company, Inc., New York, New York, to its various classes of purchasers may be increased by an amount not in excess of the following:

	Per lb.
Calcimine	$0.01

(b) Any person purchasing the commodity described in paragraph (a), above, for the purpose of resale in the same form may increase his presently established maximum prices under the General Maximum Price Regulation by an amount not exceeding his actual dollars-and-cents increase in cost resulting from the increase permitted the manufacturer in (a) above.

(c) The W. Ewing Fox Company, Inc., shall furnish each buyer purchasing the commodity listed in paragraph (a), above, for resale on or before the date it makes the first delivery at the adjusted price a written statement as follows:

The OPA has granted an adjustment of $0.01 per lb. in the maximum price of calcimine manufactured by the W. Ewing Fox Company, Inc. You are permitted to add the actual amount of your increased cost resulting from the increase permitted the W. Ewing Fox Company, Inc., to your existing prices for calcimine.

(d) All requests of the application not granted herein are denied.

(e) This order may be amended or revoked by the Office of Price Administration at any time.

This order shall become effective May 24, 1946.

Issued this 23d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8727; Filed, May 23, 1946; 11:42 a. m.]

[MPR 188, Order 130 Under Order A-2]

BENJAMIN MOORE & CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 130 under paragraph (a) (20) of Order A-2 under § 1499.159b of Maximum Price Regulation 188. Manufacturers' maximum prices for consumers' goods other than apparel. Benjamin Moore & Company. Docket No. 6122-188.161 (a) (2)-20.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to paragraph (a) (20) of Order A-2 under § 1499.159b of Maximum Price Regulation 188; *It is ordered:*

(a) The maximum net prices for sales by the Benjamin Moore Company, New York City, New York, of the following items to its various classes of purchasers may be increased by amounts not in excess of the following:

Item:	*Adjustment per gallon*
Dulamel	$0.20
Sani-flat	.09
Interior gloss	.18
Tile like floor enamel	.10
White enamel underbody	.30
Primer-sealer	.09
Paqua—white	.40
Paqua—tints	.40

(b) The Benjamin Moore Company may compute the adjustment granted in paragraph (a) above so as to proportionately reflect the increase on its various sizes of packages.

(c) Any person purchasing any of the commodities listed in paragraph (a) above, for the purpose of resale in the same form may increase his presently established maximum prices under the General Maximum Price Regulation by an amount not exceeding his actual dollars-and-cents increase in costs resulting from the increase permitted the manufacturer in (a) above.

(d) The Benjamin Moore Company shall furnish to each buyer purchasing any of the commodities listed in paragraph (a) above, for resale, on or before the date it makes the first delivery at the adjusted price, a written statement as follows, filling in the appropriate item and price increase applicable:

The OPA has granted an adjustment of ------ per gallon in the maximum prices of ---------- manufactured by the Benjamin Moore & Company. You are permitted to add the actual amount of your increased cost resulting from the increase permitted the Benjamin Moore & Company to your existing maximum prices.

(e) All requests of the application not granted herein are denied.

(f) This order may be amended or revoked by the Office of Price Administration at any time.

This Order No. 130 shall become effective May 24, 1946.

Issued this 23d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8728; Filed, May 23, 1946; 11:48 a. m.]

[MPR 260, Order 2176]

STRAND CIGAR CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Charles C. Meads, t/a Strand Cigar Co., Red Lion, Pa. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
Garcia Principe..	Perfecto	50	$75	[1] 10
Esquire.....	The Cigar for Men.	50	75	[1] 10

[1] Attention of the manufacturer is directed to average retail price ceiling requirement of MPR 260.

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 24, 1946.

Issued this 23d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8729; Filed, May 23, 1946; 11:43 a. m.]

[MPR 260, Order 2177]

I. H. ROJAHN & CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) I. H. Rojahn & Co., rear 17 W. Main St., Dallastown, Pa. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
White Tip.....	Perfectos.....	50	$60	2 for 15
Cody.....	Puritanos.....	50	60	2 for 15

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 24, 1946.

Issued this 23d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8730; Filed, May 23, 1946; 11:43 a. m.]

[MPR 260, Order 2178]

MIDWEST CIGAR CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Midwest Cigar Co., 127 E. 9th St., St. Paul, Minn. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
Seal of Minnesota.	Perfecto Extra	50	$75	[1] 10
	Perfecto	50	$75	[1] 10

[1] Prices apply to this brand and frontmark using only Connecticut Shadegrown (Type 61) L. V. wrappers, or better grade wrappers, as specified in application.

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 24, 1946.

Issued this 23d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8731; Filed, May 23, 1946; 11:43 a. m.]

[MPR 260, Order 2179]

TAMPA-VANA CIGAR CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Tampa-Vana Cigar Co., 2007 11th St., Tampa 5, Fla. (hereinafter called "manufacturer"), and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
Palm Tree	C. H. Perfecto	50	$101.25	2 for 27

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 24, 1946.

Issued this 23d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8732; Filed, May 23, 1946; 11:44 a. m.]

[MPR 260, Order 2180]

FRANK E. HEIDEL

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Frank E. Heidel, 1920 Quarry St., Covington, Ky. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
N & C.....	4¾"	50	$60	2 for 15

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or

frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 24, 1946.

Issued this 23d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8733; Filed, May 23, 1946; 11:44 a. m.]

[MPR 591, Order 519]

McQUAY, INC.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following unit coolers manufactured by McQuay, Incorporated of Minneapolis, Minn., and as described in the application dated April 29, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Model	On sales to—		
	Distributors	Dealers	Consumers
90	$24.82	$34.47	$68.94
115	32.78	45.53	91.05
185	41.66	57.86	115.72
225	50.51	70.16	140.31

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the class on comparable sales in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) McQuay, Incorporated shall attach a tag to the unit coolers covered by this order, on which is printed, substantially the following:

OPA Maximum Retail Price—$------

Plus freight and crating as provided in Order No. 519 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 24, 1946.

Issued this 23d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8734; Filed, May 23, 1946; 11:44 a. m.]

[MPR 591, Order 525]

MODERN STORE AND RESTAURANT EQUIPMENT CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following beer cabinet manufactured by the Modern Store and Restaurant Equipment Corporation, 1616 Eighth Avenue, Seattle 1, Washington and as described in the application dated February 26, 1946 which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—	
	Dealers	Consumers
Model P. C. No. 1 5 keg beer cabinet	$1,009	$1,188

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of items in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers except dealers upon resale, including allowable transportation and crating charges.

(f) The Modern Store and Restaurant Equipment Corporation shall stencil on the inside of lid or cover of the beer cabinet covered by this order, substantially the following:

OPA Maximum Retail Price—$1,188

Plus freight and crating as provided in Order No. 525 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 24, 1946.

Issued this 23d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8740; Filed, May 23, 1946; 11:46 a. m.]

[MPR 591, Order 520]

P. & G. SALES CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net price for sales by any person to consumers of the following Steel Undersink Cabinet with Sink manufactured by P. & G. Sales Company, 220 West 42d Street, New York, New York, and as described in its application dated March 29, 1946, shall be:

Enameled Steel Undersink Cabinet with linoleum top, 6 inch splash board stainless steel sink with strainer and without faucets and spray.

Model No.:	
44, 44" x 24" x 35", 2 doors, no drawers	$109.50
4431A, 44" x 24" x 35", 3 doors, 1 drawer	121.50
5430A, 54" x 24" x 35", 3 doors, no drawers	134.00
5442A, 54" x 24" x 35", 4 doors, 2 drawers	154.50
6042A, 60" x 24" x 35", 4 doors, 2 drawers	164.50
6041B, 60" x 24" x 35", 4 doors, 1 drawer, double sink	214.50
6641B, 66" x 24" x 35", 4 doors, 1 drawer, double sink	224.70
6642A, 66" x 24" x 35", 4 doors, 2 drawers	171.50

(b) On sales to any retail store by any person the maximum net prices, f. o. b. point of shipment, shall be the net price specified in (a) above less a discount of 40 percent.

(c) On sales to plumbing and heating contractors and installers by any person the maximum net price, f. o. b. point of shipment, shall be the net price specified in (a) above less a discount of 33⅓ percent.

(d) On sales to jobbers by any person the maximum net price, f. o. b. point of shipment, shall be the net prices specified in (a) above less successive discounts of 40 and 10 percent.

(e) In addition to the discounts provided for in (b), (c), and (d) above, the maximum net price established by this order shall be subject to discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(f) The maximum prices on an installed basis of the commodity covered in this order shall be determined in accordance with Revised M. P. R. No. 251, as amended.

(g) Each seller of the commodity covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers, except dealers, upon resale.

(h) The P. & G. Sales Company shall stencil in a conspicuous place on each kitchen sink and cabinet unit covered by this order, substantially the following:

OPA Maximum Retail Price Uninstalled—$------

(i) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 24, 1946.

Issued this 23d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8735; Filed, May 23, 1946; 11:44 a. m.]

[MPR 591, Order 521]

ELECTROFROST CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following freezer manufactured by the Electrofrost Company of Buffalo, New York, and as described in the application dated April 9, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
12 cubic feet, ¼ hp. condensing units	$247.50	$297.00	$495.00

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of items in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Electrofrost Company of Buffalo, New York, shall stencil on the inside of lid or cover of the freezer covered by this order, substantially the following:

OPA Maximum Retail Price—$495.00

Plus freight and crating as provided in Order No. 521 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 24, 1946.

Issued this 23d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8736; Filed, May 23, 1946; 11:45 a. m.]

[MPR 591, Order 522]

HARROLD M. CUSTER

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following food freezer and beer cabinet manufactured by Harrold M. Custer of Los Angeles, California and as described in the application dated February 8, 1946 which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
A-14 freezer—18 cubic feet	$290	$348	$580
Custer beer cabinet—60-inch	200	235	400

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of items in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) Harrold M. Custer of Los Angeles, California shall stencil on the food freezer and beer cabinet covered by this order, substantially the following:

OPA Maximum Retail Price—$ ----

Plus freight and crating as provided in Order No. 522 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 24, 1946.

Issued this 23d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8737; Filed, May 23, 1946; 11:45 a. m.]

[MPR 591, Order 523]

CRANE CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum list price for sales by any person to plumbing and heating contractors, installers and commercial and industrial users of the following cast iron adjustable thrust bracket manufactured by Crane Company, Chicago, Illinois, and described in its application dated April 10, 1946, shall be:

Cast iron adjustable thrust bracket-- $0.45

(b) The maximum list price specified in (a) above shall be subject to successive discounts of 20 and 5 percent on sales to plumbing and heating jobbers and Crane Company branches.

(c) The maximum prices specified in (b) above shall be f. o. b. point of manufacture with full freight allowed on shipments of 150 pounds or more.

(d) The maximum net prices established by this order shall be subject to discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(e) The maximum prices on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251, as amended.

(f) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers, except dealers, upon resale.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 24, 1946.

Issued this 23d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8738; Filed, May 23, 1946; 11:45 a. m.]

[MPR 591, Order 524]

S. NORMAN AUGENSTEIN

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following Pullman Kitchen manufactured by S. Norman Augenstein and as described in the application dated April 15, 1946 which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—	
	Dealers	Consumers
Model 1—Electric refrigerator, cabinet, and sink	$251.10	$353.00

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of items in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above.

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers including allowable transportation and crating charges,

(f) S. Norman Augenstein shall stencil of the pullman kitchen covered by this order substantially the following:

OPA maximum retail price—$353

Plus freight and crating as provided in Order No. 524 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 24, 1946.

Issued this 23d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8739; Filed May 23, 1946; 11:45 a. m.]

[MPR 591, Order 527]

R. W. THOMPSON

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices for sales by any person to consumers of the following E-Z Sprinkler Valve Key Guide manufactured by R. W. Thompson of San Marino, California and as described in the application dated March 28, 1946, shall be:

Model 100 E-Z Sprinkler Valve Key Guide casted brass---------- $0 36

(b) On sales to dealers by any person the maximum net prices, f. o. b. point of shipment shall be the net prices specified in (a) above less a discount of 33⅓ percent.

(c) On sales to jobbers by any person the maximum net prices, f. o. b. point of shipment, shall be the net prices in (a) above less a discount of 50 percent.

(d) On sales to brokers by any person the maximum net prices, f. o. b. point of shipment shall be the net prices in (a) above less a discount of 60 percent.

(e) In addition to the discounts in (b), (c), and (d) above the maximum net prices established by this order shall be subject to discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(f) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 24, 1946.

Issued this 23d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8742; Filed, May 23, 1946; 11:46 a. m.]

[MPR 591, Order 526]

MODEL HOME EQUIPMENT CO

AUTHORIZATION OF MAXIMUM PRICES

For the reason set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) (1) The maximum net prices for sales to consumers by any person of the following sizes of the aluminum combination screen and storm window manufactured by Model Home Equipment Company of Detroit, Michigan, and as described in the company's application dated January 30, 1946, which is on file with the Prefabricated and Mechanical Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be the list price per window opening set forth in (d).

(2) The maximum price in an installed basis on sales to consumers shall be the list price set forth in (d) below plus the actual cost of installation in no event to exceed $2.00 per window opening or the charge established in the appropriate area order, whichever is lower.

(b) The maximum net delivered prices on sales to dealers by any person shall be the list prices set forth in (d) below reduced 33⅓ percent.

(c) The maximum net prices f. o. b. point of shipment on sales to distributors by any person shall be the list prices set forth in (d) below reduced by successive discounts of 40 percent and 10 percent.

(d)

Glass height	Glass width															
	18	20	22	24	26	28	30	32	34	36	38	40	42	44	46	48	50
18	$17.01 3.40	$17.33 3.46	$17.76 3.55	$17.99 3.59	$18.66 3.73	$19.35 3.87	$19.61 3.92	$20.16 4.03	$20.34 4.06	$21.29 4.25	$21.63 4.32	$22.37 4.47	$22.62 4.52	$22.80 4.56	$23.94 4.78	$24.56 4.91	$24.74 4.94
20	17.40 3.48	18.08 3.61	18.27 3.65	18.90 3.78	19.26 3.85	20.06 4.01	20.30 4.06	20.96 4.19	21.36 4.27	21.63 4.32	22.44 4.48	22.68 4.53	22.95 4.59	24.44 4.88	24.62 4.92	24.89 4.97	25.19 5.03
22	17.90 3.58	18.35 3.67	18.89 3.77	19.53 3.90	20.01 4.00	20.30 4.06	20.78 4.15	21.59 4.31	22.31 4.46	22.58 4.51	22.83 4.56	23.84 4.72	24.44 4.88	24.78 4.95	25.11 5.02	26.46 5.29	26.64 5.33
24	18.41 3.68	18.95 3.79	19.49 3.89	20.25 4.05	20.48 4.09	21.06 4.21	21.59 4.31	22.37 4.47	22.67 4.53	23.63 4.72	23.90 4.78	24.66 4.93	24.93 4.98	26.19 5.23	26.46 5.29	26.81 5.36	27.30 5.46
26	19.08 3.81	19.62 3.92	20.25 4.05	20.43 4.08	21.09 4.21	21.72 4.34	22.50 4.50	22.80 4.56	23.79 4.75	23.97 4.79	24.66 4.93	26.01 5.20	26.33 5.26	26.69 5.33	26.96 5.39	27.30 5.46	29.24 5.84
28	19.62 3.92	20.25 4.05	20.51 4.10	21.20 4.24	21.72 4.34	22.50 4.50	22.79 4.55	23.93 4.78	24.20 4.84	24.80 4.96	26.15 5.23	26.40 5.28	26.69 5.33	27.03 5.40	27.51 5.50	29.43 5.88	30.29 6.05
30	19.98 3.99	20.57 4.11	21.20 4.24	21.78 4.35	22.64 4.52	22.94 4.58	23.93 4.78	24.20 4.84	24.89 4.97	26.28 5.25	26.55 5.31	26.91 5.38	27.09 5.41	29.19 5.83	29.43 5.88	30.36 6.07	30.72 6.14
32	20.64 4.12	21.33 4.26	21.86 4.37	22.64 4.52	22.95 4.59	24.06 4.81	24.31 4.86	25.02 5.00	26.36 5.27	26.63 5.32	26.91 5.38	27.26 5.53	29.33 5.86	29.66 5.93	30.51 6.10	30.81 6.16	31.05 6.21
34	20.88 4.17	21.83 4.36	22.64 4.52	22.96 4.59	24.06 4.81	24.33 4.86	25.02 5.00	26.49 5.29	26.76 5.35	27.05 5.41	27.31 5.46	29.39 5.87	29.66 5.93	30.59 6.11	30.95 6.19	31.19 6.23	31.46 6.29
36	21.90 4.38	22.17 4.43	22.97 4.59	24.03 4.80	24.37 4.87	25.76 5.15	26.49 5.29	26.76 5.35	27.05 5.41	27.39 5.47	29.44 5.88	29.79 5.95	30.65 6.13	30.96 6.19	31.28 6.25	31.62 6.32	34.95 6.99
38	22.23 4.44	23.12 4.62	23.39 4.67	24.38 4.87	25.10 5.02	26.51 5.30	26.90 5.38	27.18 5.43	27.45 5.49	29.52 5.90	30.60 6.12	31.58 6.31	31.94 6.38	32.27 6.45	35.78 7.15	36.08 7.21	36.31 7.26
40	23.04 4.60	23.36 4.67	24.44 4.88	25.12 5.02	26.55 5.31	26.81 5.36	27.18 5.43	27.45 5.49	29.66 5.93	29.93 5.98	31.64 6.32	32.00 6.40	32.27 6.45	35.85 7.17	36.21 7.24	36.54 7.30	36.84 7.36

Upper price is for complete unit including screen.
Lower price is allowance for screen if screen is omitted.

Lower price plus $0.50 for guides or other fasteners will be used where screens are sold only.
These prices do not include any Federal or State taxes now levied or which may be levied hereafter.

(e) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(f) Each seller covered by this order, except on sales to consumers shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers except dealers upon resale.

(g) The Model Home Equipment Company, 20460 John R Street, Detroit, Michigan shall attach a tag to each item covered by this order containing substantially the following:

OPA Maximum Retail Price $———

Plus actual installation charges not exceeding $2.00 per window opening or the charge established in the appropriate area order whichever is lower.

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 24, 1946.

Issued this 23d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8741; Filed, May 23, 1946; 11:46 a. m.]

[MPR 599, Amdt. 1 to Order 17]

GENERAL MOTORS CORP.

APPROVAL OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 11 of Maximum Price Regulation 599, *It is ordered:*

That Order No. 17 under section 11 of Maximum Price Regulation No. 599 be amended in the following respects:

1. Paragraph (a) is amended to read as follows:

(a) This order establishes ceiling prices for sales of automobile radios sold by the Buick Motor Division of General Motors Corporation which are already installed or are to be installed in motor cars of its manufacture.

2. Paragraph (b) is amended to read as follows:

(b) The ceiling prices for sales by the Buick Motor Division of General Motors Corporation, its dealers and distributors, of the radios listed below, are the prices set forth opposite the radio for sales to each class of purchaser under the terms and conditions of sale specified.

Article	Model No.	Ceiling prices to distributors		Ceiling prices to dealers		Ceiling prices to consumers installed
		Uninstalled	Installed	Uninstalled	Installed	
		Each	*Each*	*Each*	*Each*	*Each*
Auto Radio	7242299	----	$42.40	----	$45.99	$67.44
	980733	$39.01	------	$39.31	------	67.44

These ceiling prices are subject to the same terms and conditions of sale including provision for transportation charges to which ceiling prices of extra or optional equipment or accessories sold by the Buick Motor Division of General Motors Corporation are subject under the provisions of Maximum Price Regulation No. 594, 452 and orders thereunder. If these regulations or orders do not expressly cover a particular type of sale, these ceiling prices are subject to the seller's customary terms, discounts, allowances and other differentials for

such a sale. The ceiling prices on an installed and uninstalled basis do not cover the cost or installation charges for the antenna.

3. Paragraph (e) is amended to read as follows:

(e) Description of radios subject to this order:

(1) Auto radio, Model No. 7242299 is an automobile radio of 6 tubes, battery power, 8" speaker, metal case, 10" x 9⅞" x 7".

(2) Auto radio, Model No. 980733 is an automobile radio of 6 tubes, battery power, 8" speaker, metal case, 10" x 9⅞" x 7".

This amendment shall become effective on the 24th day of May 1946.

Issued this 23d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8744; Filed, May 23, 1946; 11:47 a. m.]

[MPR 591, Order 528]

WENNDINGER & SON REFRIGERATION CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following deep freeze locker manufactured by the Wenndinger & Son Refrigeration Company of New Ulm, Minnesota, and as described in the application dated March 12, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
Deep freeze locker, 14 cubic feet, ¾ hp., 1 condensing unit	$218	$260	$435

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of items in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above.

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Wenndinger & Son Refrigeration Company shall stencil on the inside of lid or cover of the deep freeze locker covered by this order, substantially the following:

OPA Maximum Retail Price $435.00

Plus freight and crating as provided in Order No. 528 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 24, 1946.

Issued this 23d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8743; Filed May 23, 1946; 11:47 a. m.]

[RMPR 111, Order 7]

ACE VACUUM STORES, INC.

APPROVAL OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 16 (a) of Revised Maximum Price Regulation No. 111; *It is ordered:*

(a) This order establishes ceiling prices for sales to consumers of the Modern Hygiene private brand tank type cleaner, sold by Ace Vacuum Stores, Inc., 797 Beacon Street, Boston 15, Massachusetts. The ceiling price for all sales to consumers of the Modern Hygiene brand tank type cleaner is $74.50 each. The ceiling price includes a 12-piece attachment set.

(b) All the provisions of Revised Maximum Price Regulation No. 111 apply to all sales and deliveries of vacuum cleaners covered by this order, except to the extent that they are modified by this order.

(c) Unless the context requires otherwise, the definitions in Revised Maximum Price Regulation No. 111 shall apply to the terms used herein.

(d) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 24th day of May 1946.

Issued this 23d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8755; Filed, May 23, 1946; 4:06 p. m.]

[MPR 580, Rev. Order 18]

JOS. W. SMITH & SONS

ESTABLISHMENT OF MAXIMUM PRICES

Maximum Price Regulation 580, Revised Order 18. Establishing ceiling prices at retail for certain articles; Docket No. 6063-580-13-632.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 13 of Maximum Price Regulation No. 580, Order No. 18 is redesignated Revised Order No. 18 to read as follows: *It is ordered:*

(a) The following ceiling prices are established for sales by any seller at retail of the following articles manufactured by Jos. W. Smith & Sons, 1115 Broadway, New York, New York and described in the manufacturer's applications dated March 28, 1945 and April 10, 1946:

MEN'S SUITS

Brand name	Manufacturer's selling price	Retail ceiling price
Arctic Breeze	$16.47	$28.50
Icy-Cool Rivercool	16.47	28.50

(b) The retail ceiling price of an article stated in paragraph (a) shall apply to any other article of the same type, having the same selling price to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this order.

(c) The retail ceiling prices contained in paragraph (a) shall apply in place of the ceiling prices which have been or would otherwise be established under this or any other regulation.

(d) On and after July 1, 1946, Jos. W. Smith & Sons, must mark each article listed in paragraph (a) with the retail ceiling price under this order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

(Section 13, MPR 580)
OPA Price—$------

On and after August 1, 1946, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to August 1, 1946, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging and posting provisions of the applicable regulation.

Upon the issuance of any amendment to this order, the manufacturer is allowed 30 days and the retailer is allowed 60 days within which to mark or tag the articles in the form prescribed above. Within that 60 day period, unless the article is marked or tagged in the form prescribed above, the retailer shall comply with the marking, tagging and posting provisions of the previously applicable regulations. However, the pricing provisions of this order or any amendment shall apply as of the effective date of the order or applicable amendment.

(e) On or before the first delivery to any purchaser for resale of each article listed in paragraph (a), the seller shall send the purchaser a copy of this order and any subsequent amendments thereto.

(f) Unless the context otherwise requires, the provisions of the applicable regulation shall apply to sales for which retail ceiling prices are established by this order.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 23, 1946.

Issued this 23d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8756; Filed, May 23, 1946; 4:07 p. m.]

[MPR 580, Amdt. 1 to Order 216]

JOYCE, INC.

ESTABLISHMENT OF MAXIMUM PRICES

Maximum Price Regulation 580, Amendment 1 to Order 216. Establishing ceiling prices at retail for certain articles; Docket No. 6063-580-13-641.

For the reasons set forth in the opinion issued simultaneously herewith, Order No. 216 is amended in the following respects:

1. Paragraph (a) is amended by adding the following:

WOMEN'S HOUSE SLIPPERS

Type	Manufacturer's unadjusted selling price	Retail ceiling price
Scuff-fur	$2.95	$5.25
Slipper-two-tone novelty pump	3.75	6.75
Slipper-embossed fabric	2.85	5.00

2. Paragraph (d) is amended by adding the following undesignated paragraph:

Upon the issuance of any amendment to this order, the manufacturer is allowed 30 days and the retailer is allowed 60 days within which to mark or tag the articles in the form prescribed above. Within that 60 day period, unless the article is marked or tagged in the form prescribed above, the retailer shall comply with the marking, tagging and posting provisions of the previously applicable regulation. However, the pricing provisions of this order or any amendment shall apply as of the effective date of the order or applicable amendment.

This amendment shall become effective May 23, 1946.

Issued this 23d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8757; Filed, May 23, 1946; 4:07 p. m.]

[MPR 591, Order 529]

BELL & GOSSETT CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 529 under section 16 (b) (1) of Maximum Price Regulation No. 591. Adjustment of maximum prices for sales of indirect heaters, tankless heaters, built-in heaters, tank and heater, water circulators, flo-control valves, compression tanks, relief, reducing and combination valves, and also special products covered by Order No. 911 of MPR 188, manufactured by the Bell & Gossett Co. of Morton Grove, Ill. Docket No. 6123-591.16-114.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 16 (b) (1) of Maximum Price Regulation No. 591, it is ordered:

(a) *Adjustment of maximum prices for the Bell and Gossett Company, Morton Grove, Illinois.* (1) This order permits the Bell and Gossett Company of Morton Grove, Illinois to increase by 11.6 percent its properly established maximum net prices in effect on May 23, 1946, to each class of purchaser for its line of indirect heaters, tankless heaters, built-in heaters, tank and heater, water circulators, flo-control valves, compression tanks, relief, reducing and conbination valves, and also special products covered by Order No. 911 of MPR 188.

(2) The maximum net prices set forth in (a) (1) above are subject to discounts, allowances including transportation allowances and the rendition of services which are at least as favorable as those which the Bell and Gossett Company extended or rendered or would have extended or rendered to each class of purchaser during March 1942 on comparable sales of indirect heaters, tankless heaters, built-in heaters, tank and heater, water circulators, flo-control valves, compression tanks, relief, reducing and combination valves, and also special products covered by Order #911 of MPR 188.

(b) *Maximum prices for resellers.* (1) All resellers of the commodities covered by this order (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their properly established maximum prices in effect on May 23, 1946, the actual dollars-and-cents increase in acquisition cost resulting from the adjustment granted the manufacturer by this order.

(c) *Notification to all purchasers.* The Bell and Gossett Company shall send the following notice to every purchaser of the commodities covered by the order at or before the first invoice after the effective date of this order.

Order No. 529 under section 16 (b) (1) of Maximum Price Regulation No. 591 provides for an 11.6 percent increase in maximum net prices in effect on May 23, 1946, for sales by the Bell and Gossett Company for its line of indirect heaters, tankless heaters, built-in heaters, tank and heater, water circulators, flo-control valves, compression tanks, relief, reducing and combination valves, and also special products covered by Order #911 of MPR 188.

Resellers (but not manufacturers who purchase these items for use in the manufacture of other products) may add to their existing maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted by Order No. 529.

(d) All prayers of the application of the Bell and Gosset Company of Morton Grove, Illinois, not herein granted are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective May 24, 1946.

Issued this 23d day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8758; Filed, May 23, 1946; 4:07 p. m.]

[MPR 580, Corr. of Amdt. 1 to Order 2]

GANTNER & MATTERN CO.

ESTABLISHMENT OF MAXIMUM PRICES

MPR 580, correction of amendment 1 to Order No. 2 and of opinion accompanying amendment 1. Establishing ceiling prices at retail for certain articles; Docket No. 6063-580-13-602.

Amendment 1 to Order No. 2 was incorrectly designated "(MPR No. 580, Amendment 1 to Order No. 89)"; the opinion accompanying the amendment was likewise incorrectly designated "Opinion accompanying Amendment 1 to Order No. 89". These designations are corrected in each case by deleting the number "89" and substituting therefor the number "2".

Issued this 24th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8816; Filed, May 24, 1946; 11:36 a. m.]

[MPR 580, Order 308]

A. SANDLER CO., INC.

ESTABLISHMENT OF MAXIMUM PRICES

Maximum Price Regulation 580, Order 308. Establishing ceiling prices at retail for certain articles; Docket No. 6063-580-13-646.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 13 of Maximum Price Regulation No. 580, *It is ordered:*

(a) The following ceiling prices are established for sales by any seller at retail of the following articles supplied by A. Sandler Company, Inc., 185 Essex Street, Boston, Massachusetts, having the brand name "Sportsters by Sandler of Boston" and described in A. Sandler Company's application dated April 30, 1946.

WOMEN'S SHOES

Stock No.	Supplier's unadjusted selling price (per pair)	Retail ceiling price (per pair)
1454	$3.40	$5.95
1524	3.40	5.95
1696	3.48	5.95
1504	3.79	6.50
1816	3.85	6.50
1964	3.87	6.50
8586	3.90	6.50
2361	4.65	7.95

(b) The retail ceiling price of an article stated in paragraph (a) shall apply to any other article of the same type,

having the same unadjusted selling price to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this order.

(c) The retail ceiling prices contained in paragraph (a) shall apply in place of the ceiling prices which have been or would otherwise be established under this or any other regulation.

(d) On and after May 30, 1946, A. Sandler Company, Inc. must mark each article listed in paragraph (a) with the retail ceiling price under this order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

(Sec. 13, MPR 580)
OPA Price $------

On and after June 30, 1946, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to June 30, 1946, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging and posting provisions of the applicable regulation.

(e) On or before the first delivery to any purchaser for resale of each article listed in paragraph (a), the seller shall send the purchaser a copy of this order and all applicable amendments.

(f) Unless the context otherwise requires, the provisions of the applicable regulation shall apply to sales for which retail ceiling prices are established by this order.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 25, 1944.

Issued this 24th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8818; Filed, May 24, 1946; 11:36 a. m.]

[MPR 591, Amdt. 14 to Order 1]

AUTOMATIC ELECTRIC TEMPERATURE CONTROLS

MODIFICATION OF MAXIMUM PRICES

An opinion accompanying this Amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Article VII of Order 1 under section 22 of Maximum Price Regulation No. 591 is amended by adding section 7.2 as follows:

SEC. 7.2 *Modification of maximum prices for automatic electric temperature controls*—(a) *Scope of the section.* This section establishes maximum prices for the sales by manufacturers and resellers of automatic electric control equipment devices for heating, air conditioning and refrigeration, not including industrial process controls, described as those temperature, pressure or humidity actuated controls and their related control devices that are electrically operated or control electrical circuits and are primarily designed for and normally used to control domestic and commercial space heating, cooling and air conditioning, and domestic and commercial refrigeration, and listed as follows:

Package regulator sets. Two or more of the controls in the list which follows are frequently furnished as a package set, for convenience in ordering, installation, and stocking. They are often provided with special wiring diagrams, and frequently with the necessary installation accessories such as wire, staples, chain, pulleys, etc., as required. Such package sets are priced as a complete set.

Package sets include, but not limited to the following:

Domestic damper operator sets.
Warm air furnace control sets.
Zone control sets.
Gas burner control sets.
Oil burner control sets.
Stoker control sets.

1. *Thermostats and humidity controls.*—(a) Thermostats. Wall type, for heating, air conditioning and refrigeration, with or without special features such as pilot lamp, night switch, "on-and-off" switch, etc., and accessories.

Plain pattern—single.
Plain pattern—twin or dual.
Night set-back type—self contained, mechanical.
Night set-back type—self contained, electric clock.
Night set-back type—with separate clock.
Two or multi-stage type.
Modulating type.
Modulating type in combination with any of the above.
Thermostat guards.
Thermostat mounting plates.

(b) Humidity controls.

Humidity controller—wall mounting type.
Humidity controller—duct insertion type.
Humidity controller—thermostat combination.

2. *Primary controls for automatic firing, including oil burner, stoker, and gas primary controls.* (a) Oil burner primary controls—including electrically operated controls designed for the control of vaporizing or atomizing oil burners, either with constant or intermittent ignition.

Stack mounted relays.
Wall or burner mounted relays.
Stack temperature responsive controls.
Radiant heat (oil flame) responsive controls.
Solenoid oil valves—single or dual.
Oil flow metering control valve, capable of automatically maintaining high and low fire, and equipped with automatic safety cut-off.
Combination oil lifter and flow metering control valve.
Electric conversion units for manually operated oil flow metering valve.
Motorized oil valves.

(b) Stoker primary controls.

Stack temperature responsive stoker controls.
Stoker timer relays.
Stoker control relays—plain.
Stoker timer switches.

(c) Gas primary controls—either with or without special features such as secondary air control, adjustable bleed valve, recycling flame pilot control and manual operating means.

Solenoid gas valves—single stage.
Solenoid gas valves—two stage.
Solenoid operated 3-way gas valve.
Motorized gas valves—single stage.
Motorized gas valves—two stage.
Relay operated diaphragm gas valves.
Relay operated gas valves.
Electric solenoid pilot operated diaphragm gas valves.
Motorized diaphragm gas valves.
Motorized slow opening gas valves.
Solenoid operated slow opening gas valves.
Thermocouple operated electro magnetic gas valves.
Motorized, Solenoid or Relay operated gas valve with additional built-in features such as pressure regulator, pilot protection or limit control.
Motorized, Solenoid, or Electric Pilot operated gas valve with butterfly modulating or throttling control of gas flow.
Gas Pilot Light Safety Control, including pilot burner.
Electrically operated manual reset valve.

3. *Motor operators, electrically driven.* Includes electrically operated motors for 2 position, multi-position, reversing or modulating operation, designed specifically for temperature control equipment.

Motor operators—damper—domestic.
Motor operators—damper—zone control.
Motor operators—steam and water valves.
Motor operators—miscellaneous applications on temperature control equipment.

4. *Building heating system control specialties and motorized steam and hot water valves.* (a) Building heating system control specialties—including the special equipment necessary for the control of building temperature from inside or outdoor temperatures, or a combination of both.

Outside thermostats—remote bulb or direct type.
Indoor—outdoor differential thermostats.
Differential remote bulb controllers.
Time cycle heating control panels.
Central control and equipment panels.
Power and transformer assembly panels.
Switchboard panels and assemblies for temperature control circuits.
Program and sequence switches.

(b) Motorized Steam and Hot Water Valves—includes electrically operated valves normally used in heating or air conditioning, regulating the flow of steam or water, and furnished with motor operator, valve body and necessary linkage.

Motorized valve—two position type, single or double seated valve with or without special parts.
Motorized valve—modulating operation.
Motorized 3-way mixing valves for heating or air conditioning service.
Motorized Butterfly valves for hot water water heating service.
Motorized radiator valves up to and including 2" size.

5. *Refrigeration controls.* Includes only those devices electrically operated or controlling electrical circuits with electrical rating of 5 HP or less.

High or low side pressure controls.
Temperature controls—remote bulb type.
Temperature controls—self-contained type.
Combination high or low side pressure controls.
Combination temperature and pressure controls.
Refrigerant solenoid valves.
Refrigeration or unit cooler control panels or assemblies incorporating temperature or pressure controls, or both, with or without timer, and with controlling equipment for compressor operation.
Refrigerator motor control devices.

6. *Remote bulb and temperature or pressure actuated heating and air conditioning controls.* (a) Remote bulb temperature controllers—for heating and air conditioning two position, floating or modulating types. With or without a well.

Rigid stem type.
Remote bulb—capillary tube type.
Differential temperature controller.

(b) Temperature or Pressure Actuated Heating & Air Conditioning Controls—Two position, floating or modulating type for limit controls and for operating fans, blowers, circulators, unit heaters and compressors.

Steam pressure responsive controls.
Vacuum pressure responsive controls.
Vapor pressure responsive controls.
Water temperature responsive controls—immersion type.
Water temperature responsive controls—surface type.
Air temperature responsive controls—immersion type.
Air temperature responsive controls—surface type.
Combination controls for any of the above, responding separately to 2 or more temperature or pressure settings.
Stack temperature responsive controls—surface type.
Stack temperature responsive controls—immersion type.

7. *Relays.* Only those types with an electrical rating of 5 HP or less, designated specifically for operation with temperature control circuits manufactured by a producer of temperature control equipment, and customarily used with such equipment.

Transformer relays.
Plain relays—low or line voltage operating and load circuits.
Modulating control relays.
Floating control relays.
Motor driven relays.
Relays with special manual switching means for summer-winter control, etc.
Relays with built-in hot water temperature responsive means for controlling summer-winter hot water and circulator systems.

(NOTE: Primary combustion control relays are covered in a paragraph above.)

8. *Miscellaneous controls and equipment.*
Solenoid water valves.
Boiler low water cut-off.
Boiler low water cut-off with pressure control.
Transformers—when especially designed for use with control equipment circuits and when manufactured by a producer of temperature control equipment.
Combination low water cut-off and water feeder.
Float switches.
Flow switches.
Boiler water feeder.
Other miscellaneous electric control and parts, and appurtenances used with automatic electric temperature control equipment.

9. *Water system and air compressor controls.* Pressure or vacuum actuated controls for water systems or air compressors, especially designed for the purpose, and responsive to operating pressures not to exceed 300 pounds per square inch.

Accessories including mechanical or electrically operated unloaders, air volume controls and other mechanical or electrical attachments normally used with these controls.

(b) *Manufacturers' maximum prices*—(1) *Where the manufacturer has a "base date maximum price."* A manufacturer's maximum price for any automatic electrical temperature controls covered by this section having a "base date maximum price" shall be determined by increasing his maximum net price in effect on the base date to each class of purchaser for each automatic electrical temperature control by 20.8 percent.

(2) *Where the manufacturer does not have a "base date maximum price."* A manufacturer's maximum price for any automatic electrical temperature control covered by this section not having a "base date maximum price" shall be determined by increasing the maximum price in effect on May 23, 1946, to each class of purchaser for each automatic electrical temperature control by 15 percent.

As used in this section, the term "base date maximum price" shall be the highest price which a manufacturer had in effect to each class of purchaser for each automatic electrical temperature control on the "base date", the "base date" being defined as October 1, 1941.

(c) *Optional use of this section.* The maximum prices established by this section shall not operate to decrease any price established for a manufacturer by an individual price adjustment under Maximum Price Regulation No. 591 or any order thereunder.

(d) *Resellers' maximum prices.* Any reseller may increase his maximum price for the types of electric temperature controls listed in paragraph (a) in effect on May 23, 1946, by 15 percent.

A seller shall not be considered a "reseller" within the meaning of this paragraph when he uses the types of electric controls covered by this section on or in connection with the sale of another article (such as an oil burner, furnace, stoker, and so forth) and his maximum price for the electrical controls and such other article is established on the basis of a lump sum.

(e) *Reporting provisions; Manufacturers.* Any manufacturer who increases his maximum prices as permitted under this section shall within five days after such a maximum price has been increased submit to the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., a report stating the following:

(i) Full description of the item whose price has been increased.

(ii) Its maximum price in effect on the "base date", if it has a base date.

(iii) Its maximum price in effect on May 23, 1946, and the section and regulation under which this maximum price was established.

(iv) Its maximum price after the increase permitted in accordance with this order.

This amendment shall become effective May 24, 1946.

NOTE: The reporting requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 24th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8819; Filed, May 24, 1946; 11:36 a. m.]

[MPR 591, Amdt. 14 to Order 48]

AUTOMATIC ELECTRIC TEMPERATURE CONTROLS

ADJUSTMENT OF MAXIMUM PRICES

An opinion involved in the issuance of this amendment issued simultaneously herewith, has been filed with the Division of the Federal Register.

Order 48 is hereby amended in the following respect:

Section 2.1 is hereby deleted.

This amendment shall become effective May 24, 1946.

Issued this 24th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8820; Filed, May 24, 1946; 11:37 a. m.]

Reference

JUN 3 '46

THE NATIONAL ARCHIVES

FEDERAL REGISTER

VOLUME 11 NUMBER 104

Washington, Tuesday, May 28, 1946

The President

EXECUTIVE ORDER 9730

AMENDMENT OF EXECUTIVE ORDER NO. 9630 OF SEPTEMBER 27, 1945, REDISTRIBUTING FOREIGN ECONOMIC FUNCTIONS AND FUNCTIONS WITH RESPECT TO SURPLUS PROPERTY IN FOREIGN AREAS

By virtue of the authority vested in me by the Constitution and the statutes, including Title I of the First War Powers Act, 1941, and as President of the United States and Commander in Chief of the Army and Navy, I hereby amend paragraph 8, Part II, of Executive Order No. 9630 of September 27, 1945, entitled "Redistribution of Foreign Economic Functions and Functions with respect to Surplus Property in Foreign Areas," by adding thereto the following sentence:

"Nothing in this order shall be construed to limit the authority of the Department of State to engage such personnel and make such other expenditures as the Secretary of State may deem necessary to the discharge of the functions and responsibilities of the Department of State under this Part or any functions and responsibilities assigned to it under the Surplus Property Act of 1944."

HARRY S. TRUMAN

THE WHITE HOUSE,
May 24, 1946.

[F. R. Doc. 46-8860; Filed, May 27, 1946; 10:54 a. m.]

Regulations

TITLE 5—ADMINISTRATIVE PERSONNEL

Chapter I—Civil Service Commission

PART 25—FORMAL EDUCATION REQUIREMENTS FOR APPOINTMENT TO CERTAIN SCIENTIFIC, TECHNICAL AND PROFESSIONAL POSITIONS

ADDITIONS TO LIST

For the reasons set forth in the accompanying justification [1] filed with the Division of the Federal Register, the following positions are added to § 25.1 (a) (10 F.R. 7081, 12839, 15031, 11 F.R. 4225, 4287, 4443, 4909, 5466):

§ 25.1 *Positions for which formal education requirements prescribed.* (a) • • •

Engineer, Trainee, SP-3, SP-4, SP-5

(Sec. 5, Veterans' Preference Act of 1944, 58 Stat. 387)

By the United States Civil Service Commission.

[SEAL] H. B. MITCHELL,
President.

[F. R. Doc. 46-8831; Filed, May 24, 1946; 4:04 p. m.]

[1] Filed as part of the original document.

TITLE 7—AGRICULTURE

Chapter III—Bureau of Entomology and Plant Quarantine

[B. E. P. Q. 551]

PART 301—DOMESTIC QUARANTINE NOTICES

MEXICAN FRUITFLY REGULATIONS REVISED—EXTENSION OF HARVESTING SEASON TO JUNE 30, 1946

Introductory note. The following administrative instructions extend to June 30, 1946, the harvesting season for grapefruit, sweet limes, and "sour" and "bittersweet" oranges produced in the area regulated by the Mexican fruitfly quarantine. This action is taken to permit the harvesting of the large crop of fruit which has been retarded due to transportation conditions, and is deemed safe inasmuch as sterilization of grapefruit from Cameron, Hidalgo, and Willacy Counties will continue to be required during the extended period.

§§ 301.64-4b and 301.64-5a *Administrative instructions relative to the Mexican fruitfly quarantine.* Pursuant to the authority conferred upon Chief of the Bureau of Entomology and Plant Quarantine by paragraph (a) of § 301.64-5 (Notice of Quarantine No. 64), it is hereby ordered that the harvesting season for grapefruit, sweet limes, and "sour" and "bittersweet" oranges be ex-

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FEDERAL REGISTER

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tended to midnight of June 30, 1946, and that the host-free period for these fruits shall begin at 12:01 a. m., July 1, 1946.

Pursuant to the authority conferred upon the Chief of the Bureau of Entomology and Plant Quarantine by paragraph (e) of § 301.64–4 (Notice of Quarantine No. 64), the requirements of the administrative instructions effective April 15, 1946 (B. E. P. Q. 548), 11 F.R. 4081, 4522, pertaining to the sterilization of grapefruit from the counties of Cameron, Hidalgo, and Willacy are hereby extended to June 30, 1946.

(Sec. 8, 37 Stat. 318, 39 Stat. 1165, 44 Stat. 250; 7 U.S.C. 161; 10 F.R. 14353)

Effective June 15, 1946.

Done at the City of Washington this 24th day of May 1946.

[SEAL] AVERY S. HOYT,
Acting Chief, Bureau of Entomology, and Plant Quarantine.

[F. R. Doc. 46-8866; Filed, May 27, 1946; 11:19 a. m.]

Chapter IX—Production and Marketing Administration (Marketing Agreements and Orders)

PART 927—MILK IN NEW YORK METROPOLITAN MARKETING AREA

PARTIAL SUSPENSION ORDER

Pursuant to the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), hereinafter referred to as the "act," and of the order, as amended, regulating the handling of milk in the New York metropolitan marketing area (7 F.R. 2370, 9109; 8 F.R. 6327, 6589; 10 F.R. 6156), hereinafter referred to as the "order," it is hereby determined that the provisions of § 927.2 (e) (1) of the order do not tend to effectuate the declared policy of the act during the period May 25 to June 30, 1946, both dates inclusive.

It is therefore ordered, That the provisions of § 927.2 (e) (1) of the order be and they hereby are suspended during the period May 25 to June 30, 1946, both dates inclusive.

Done at Washington, D. C., this 24th day of May 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-8865; Filed, May 27, 1946; 11:19 a. m.]

Chapter XI—Production and Marketing Administration (War Food Distribution Orders)

[WFO 1, Amdt. 15]

PART 1404—BAKERY PRODUCTS

WEIGHT OF BAKERY PRODUCTS

War Food Order 1, as amended (10 F.R. 5347), is further amended by adding immediately after paragraph (q) the following new paragraph:

(r) *Weight of bakery products.* No baker shall make or sell any variety of bread or rolls the baked weight of which is more than 90 percent of the baked weight of such variety as produced by such baker on March 15, 1946, or if such variety was not produced on that date, then on the latest date prior to March 15, 1946, such variety was produced: *Provided, however*, That the baked weight of any bread or rolls produced under this provision shall be subject to a tolerance of not more than 2 percent: *And provided further*, That any baker who because of equipment difficulties cannot reasonably comply with the foregoing requirement is exempted therefrom without the necessity of application to the Administrator on condition that on or before June 10, 1946, he files with the Administrator a statement of the facts with respect to his equipment difficulties and the reasons why he cannot reasonably comply. Any such exemption may be revoked by the Administrator by a specific order if he determines that compliance may reasonably be required. Every baker shall use wrappers, packages or labels indicating plainly the correct weight of products of changed weight manufactured under this order: *Provided, however*, That a baker who does not ordinarily wrap, package or label his products, and is not required by law to do so, is exempted from this requirement if he gives notice to the persons to whom delivery is made of the reduced weight of such products. In the event that any baker cannot obtain such wrappers, packages or labels or have those on hand corrected to show the changed weight for use on current production, then such baker may, during the period required to obtain new wrappers, packages or labels, use existing stocks or stocks on order on May 31, 1946, of wrappers, packages and labels: *Provided*, Such baker furnishes to each retail establishment to which bread or rolls so wrapped, packaged or labeled are delivered by him a sign or card, of sufficient size to be clearly noticeable to customers, containing print of a size which will be clearly legible, reading as follows:

NOTICE OF REDUCTION IN WEIGHT OF BREAD AND ROLLS

As part of the Famine Emergency Committee program and by order of the Secretary of Agriculture (War Food Order No. 1) the weight of all bread and rolls has been reduced by 10 percent. It is impossible to obtain a new supply of packaging materials in the short time available, and these products are being packaged with the materials now on hand. The labels do not indicate the correct weight and it is the purpose of this notice to insure that you are fully informed as to the true weight. The packaging of these products in the manner described is limited to the duration of the emergency famine campaign.

(If the percentage is more than 10 percent such percentage shall be shown.) No baker shall deliver any bakery product so wrapped, packaged or labeled to a retail establishment unless such sign or card is prominently displayed where bakery products are offered for sale in such establishment. No baker shall deliver any bakery product so wrapped, packaged or labeled to any person other than a retail establishment unless he gives written notice to the person to whom delivery is made of the facts set forth in such sign or card.

These provisions shall be applicable to goods sold or transported in interstate commerce, as well as to goods sold or transported within the limits of a single state.

This amendment shall become effective at 12:01 a. m., e. s. t., June 1, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 1, as amended, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087)

Issued this 24th day of May 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary.

[F. R. Doc. 46-8864; Filed, May 27, 1946; 11:19 a. m.]

TITLE 14—CIVIL AVIATION

Chapter I—Civil Aeronautics Board

[Reg., Amdt. 61-8]

PART 61—SCHEDULED AIR CARRIER RULES

MISCELLANEOUS AMENDMENTS

Correction

In Federal Register Document 46-8706 appearing on page 5646 of the issue

for Friday, May 24, 1946, the bracketed designation should read as set forth above.

[Regs., Serial No. 364]

PART 238—CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY

TEMPORARY SUSPENSIONS OF SERVICE BY AIR CARRIERS (EXCEPT ALASKAN AIR CARRIERS)

Adopted by the Civil Aeronautics Board at its office in Washington, D. C., on the 21st day of May 1946. (Amendment No. 1 of Revised § 238.6 of the Economic Regulations)

The Civil Aeronautic Board acting pursuant to the Civil Aeronautics Act of 1938, as amended, particularly sections 205 (a) and 401 thereof, hereby makes and promulgates the following regulation:

1. Effective May 21, 1946, paragraph (e) of § 238.6 of the Economic Regulations is amended to read as follows:

(e) *Disposition.* The Board will grant such application if it finds that such temporary suspension of service is in the public interest. In case a certificate of public convenience and necessity contains a condition or limitation requiring service to a point on each trip or schedule operated on a route or a route segment by the holder of such certificate, an application based upon the fact that the air carrier operating certificate of the holder does not authorize service to such point through any airport convenient thereto with any type of aircraft then regularly being used or proposed to be used by the holder will be granted only if the Board finds that such temporary suspension of service will not substantially change the character of the service for which the certificate of public convenience and necessity was granted and is otherwise in the public interest. An order authorizing temporary suspension of service will be subject to revocation or amendment by the Board at any time.

2. Subparagraph (2) of paragraph (f) of § 238.6 of the Economic Regulations is amended by striking out the comma and the word "or" at the end of such subparagraph and inserting in lieu thereof a colon and the following: "*Provided*, That the provisions of this subparagraph (2) shall not apply to the temporary suspension of service to a point by the holder of a certificate of public convenience and necessity if such certificate contains a condition or limitation requiring service to such point on each trip or schedule operated on a route or a route segment by the holder of such certificate; or".

(Sec. 205 (a), 52 Stat. 934, 49 U.S.C. 425 (a); sec. 401, 52 Stat. 987, 49 U.S.C. 481)

By the Civil Aeronautics Board.

FRED A. TOOMBS,
Secretary.

[F. R. Doc. 46-8858; Filed, May 27, 1946; 10:46 a. m.]

TITLE 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

[Docket No. 5329]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

PIXACOL CO.

§ 3.6 (t) *Advertising falsely or misleadingly—Qualities or properties of product or service:* § 3.71 (e) *Neglecting, unfairly or deceptively, to make material disclosure—Safety.* In connection with the offering for sale, sale, or distribution of Pixacol or any preparation of substantially similar composition or possessing substantially similar properties, whether sold under the same or any other name, disseminating, etc., any advertisements by means of the United States mails, or in commerce, or by any means to induce, etc., directly or indirectly purchase in commerce, etc., of said preparation, which advertisements represent, directly or through inference, (a) that said preparation constitutes a cure or effective treatment for psoriasis or will prevent its recurrence; or (b) that said preparation will correct the underlying condition which causes psoriasis or has any value in the treatment of psoriasis in excess of its action in removing the scales and crusts caused by psoriasis; or which advertisements fail to reveal that said preparation should not be allowed to come into contact with the eyes or any mucous membranes of the body and that if irritation results from its use on the skin it should be discontinued; prohibited, subject to the provision, however, that such advertisements need contain only the statement "Caution: Use only as directed" if and when the directions for use wherever they appear on the label, in the labeling, or both on the label and in the labeling contain warnings to the above effect. (Sec. 5, 38 Stat. 719 as amended by sec. 3, 52 Stat. 112; 15 U.S.C., sec. 45b) [Cease and desist order, Pixacol Company, Docket 5329, April 15, 1946]

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 15th day of April A. D. 1946.

In the Matter of Bernard Singerman, an Individual, Trading as Pixacol Company

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission, the answer of the respondent, and a stipulation as to the facts entered into upon the record between counsel for the Federal Trade Commission and counsel for respondent, which provides, among other things, that the Commission may proceed upon said statement of facts to make its report, stating its findings as to the facts (including inferences which it may draw from said stipulated facts) and its conclusion based thereon, and enter its order disposing of the proceeding without the presentation of argument or the filing of briefs, and which waives the filing of a report upon the evidence by the trial examiner; and the Commission having made its findings as to the facts and its conclusion that said respondent has violated the provisions of the Federal Trade Commission Act:

It is ordered, That Bernard Singerman, an individual, trading as Pixacol Company or under any other name, and his representatives, agents, and employees, directly or through any corporate or other device in connection with the offering for sale, sale, or distribution of Pixacol or any preparation of substantially similar composition or possession substantially similar properties, whether sold under the same or any other name, do forthwith cease and desist from directly or indirectly:

1. Disseminating or causing to be disseminated by means of the United States mails or by any means in commerce as "commerce" is defined in the Federal Trade Commission Act, any advertisement which represents, directly or through inference;

a. That said preparation constitutes a cure or effective treatment for psoriasis or will prevent its recurrence.

b. That said preparation will correct the underlying condition which causes psoriasis or has any value in the treatment of psoriasis in excess of its action in removing the scales and crusts caused by psoriasis.

2. Disseminating or causing to be disseminated by means of the United States mails or by any means in commerce as "commerce" is defined in the Federal Trade Commission Act, any advertisement which fails to reveal that said preparation should not be allowed to come into contact with the eyes or any mucous membranes of the body and that if irritation results from its use on the skin it should be discontinued: *Provided, however*, That such advertisement need contain only the statement "Caution: Use only as directed" if and when the directions for use wherever they appear on the label, in the labeling, or both on the label and in the labeling contain warnings to the above effect.

3. Disseminating or causing to be disseminated any advertisement by any means for the purpose of inducing or which is likely to induce, directly or indirectly, the purchase in commerce as "commerce" is defined in the Federal Trade Commission Act of said preparation, which advertisement contains any of the representations prohibited in paragraph 1 hereof and in the respective subparagraphs thereof or which fails to comply with the requirements set forth in paragraph 2 hereof.

It is further ordered, That the respondent shall, within sixty (60) days after service upon him of this order, file with the Commission a report in writing setting forth in detail the manner and form in which he has complied with this order.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 46-8861; Filed, May 27, 1946; 11:04 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter XI—Office of Price Administration

PART 1305—ADMINISTRATION

[SO 126, Corr. to Amdt. 30]

EXEMPTION AND SUSPENSION OF CERTAIN ARTICLES OF CONSUMER GOODS FROM PRICE CONTROL

Section 10 (e), added by Amendment 30, is corrected to read section 10 (f).

Issued this 24th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8835; Filed, May 24, 1946; 4:54 p. m.]

PART 1305—ADMINISTRATION

[SO 126, Corr. to Amdt. 33]

EXEMPTION AND SUSPENSION OF CERTAIN ARTICLES OF CONSUMER GOODS FROM PRICE CONTROL

Section 10 (f), added by Amendment 33, is corrected to read section 10 (g).

Issued this 24th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8836; Filed, May 24, 1946; 4:54 p. m.]

PART 1305—ADMINISTRATION

[SO 132,[1] Amdt. 35]

EXEMPTION AND SUSPENSION FROM PRICE CONTROL OF CERTAIN FOODS, GRAINS AND CEREALS, FEEDS, TOBACCO AND TOBACCO PRODUCTS, AGRICULTURE CHEMICALS, INSECTICIDES AND BEVERAGES

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

In section 2 (a) (1) the termination date for the item "White flesh table stock potatoes (domestic and imported) except certified and War Approved seed potatoes as defined in Maximum Price Regulation 492" is amended to read "May 24, 1946."

This amendment shall become effective May 24, 1946.

Issued this 24th day of May 1946.

PAUL A. PORTER,
Administrator.

Approved: May 24, 1946.

N. E. DODD,
Under Secretary of Agriculture.

[F. R. Doc. 46-8838; Filed, May 24, 1946; 4:54 p. m.]

PART 1450—TRANSPORTATION

[MPR 571, Amdt. 5]

RENTAL OF CERTAIN TYPES OF COMMERCIAL MOTOR VEHICLES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Subparagraph 4 of section 2 (c) is amended to read as follows:

(c) *Exceptions.* This regulation shall not apply to: • • •

(4) Leasing of trucks or buses between carriers pursuant to the directions of the Office of Defense Transportation under the provisions of general orders ODT 61, 62 and 63.

This amendment shall become effective May 24, 1946.

Issued this 24th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8834; Filed, May 24, 1946; 4:54 p. m.]

PART 1305—ADMINISTRATION

[SO 161]

TEMPORARY ADJUSTMENTS IN MAXIMUM PRICES OF CERTAIN PERISHABLE FOOD COMMODITIES

A statement of the considerations involved in the issuance of this supplementary order (§ 1305.189) has been issued and filed with the Division of the Federal Register.

SECTION 1. *What this order does.* This order permits the sellers described in section 2 to adjust their maximum prices on account of increased costs of transportation if the goods being priced were shipped or en route by rail on or after May 24, 1946.

SEC. 2. *Commodities and sellers covered by this order.* This order applies to all of the commodities and all of the persons covered by Revised Maximum Price Regulations 271 and 285, and Maximum Price Regulations 376 and 426.

SEC. 3. *Adjustment of maximum prices.* Every seller covered by this order may adjust his maximum price by including in it the actual cost to him, whether paid by him or by some previous seller, of transporting the goods being priced from the country shipping point (or in the case of imported commodities, the port of entry) to the place at which he sells them, together with the costs of protective or accessorial services actually furnished and transportation tax. The amount to be added pursuant to this section shall be used instead of the allowance for transportation specified in the applicable Maximum Price Regulation, but only if it is higher.

SEC. 4. *Expiration of this order.* This order is temporary only and may be revoked at any time.

This supplementary order shall become effective May 24, 1946.

Issued this 24th day of May 1946.

PAUL A. PORTER,
Administrator.

Approved: May 24, 1946.

N. E. DODD,
Under Secretary of Agriculture.

[F. R. Doc. 46-8839; Filed, May 24, 1946; 4:54 p. m.]

PART 1305—ADMINISTRATION

[SO 129, Amdt. 25]

ENGINES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Order 129 is amended in the following respects:

Section 12 (c) is amended by deleting from the list of commodities appearing thereunder the definition entry "Engines, diesel, normally operated at 1200 RPM or less, and with piston displacements in excess of 3000 cubic inches and having a continuous duty rating in excess of 400 horsepower", and substituting therefor the following:

Engines, diesel, stationary and marine, designed for and customarily sold for continuous duty operation at rotative speeds of 1200 revolutions per minute or less.

This amendment shall become effective May 24, 1946.

Issued this 24th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8837; Filed, May 24, 1946; 4:54 p. m.]

PART 1305—ADMINISTRATION

[SO 129, Amdt. 23]

EXEMPTION AND SUSPENSION FROM PRICE CONTROL OF MACHINES, PARTS, INDUSTRIAL MATERIALLS AND SERVICES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Order 129 is amended in the following respects:

1. Section 7 (a) is amended by adding the following to the list of commodities thereunder:

Coat hanger pads.
Decorative colored crepe paper.
Dollies.
Draperies.
Dress guards.
Dress patterns.
Drinking straws.
Flock coated paper (rayon sisal and cotton flock).
Gummed stencil paper.
Hanger protectors.
Ironing mats.
Luminous paper tape.
Paint strainers.
Paperboard bottle cap liners.
Pillow cases.
Printed or embossed tray mats and shelf paper.
Ties for vegetables.
Woven paper fabrics.

2. Section 8 (b) is amended by adding the following to the list of commodities thereunder:

Cloth back pressure sensitive industrial tape.
Friction tape and splicing compound.
Truck tire flaps sold for replacement purposes.
Vulcanized vegetable oils, molded and unmolded, excluding truss pads subject to MPR 300.

[1] 10 F.R. 14954, 15170; 11 F.R. 296, 297, 881, 1102, 1467, 2378, 2640, 2989, 2927, 3247, 3396, 4021, 4090, 4861, 5066, 5353, 5593, 5599, 5539, 6630.

3. Section 10 (c) is amended by adding the following to the list of commodities thereunder:

Cork tipping for cigarettes.

4. Section 15 is amended by adding the following paragraph (c):

(c) *Miscellaneous coarse papers and paperboard products as follows:*

Cigar boxes made principally of paperboard, to hold 25 or more cigars.
Disc milk bottle caps.
Fruit and vegetable wraps, oiled and plain, and shredded oil paper used in packing fruit.
Gummed flat papers.
Tags, pin tickets and marking machine tickets.
Tubes, cores, and cylindrical paperboard casings, except when impregnated and specially designed for use in electrical equipment; cones; ribbon blocks; fabric reels; bobbins; roving cans; spindles; spools; and pirns.

This amendment shall become effective May 27, 1946.

Issued this 27th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8878; Filed, May 27, 1946; 11:30 a. m.]

PART 1349—ELECTRICAL GENERATION, TRANSMISSION, CONVERSION AND DISTRIBUTION APPARATUS

[MPR 82, Corr. to Amdt. 6]

WIRE AND CABLE

Appendix D is corrected by placing the last five groups of prices, starting with the group of prices for "Solid Wires—Four Conductors" and ending with the group of prices for "Solid Wires—Single Conductors", which groups are presently under the heading, "Bare Armored Ground Wire", immediately between the groups of prices for "Solid Wires—Three Conductors" and "Stranded Wires—Single Conductor", under the general heading, "Armored Cable (BX Cable)". The sequence of these five groups is to remain the same.

Issued this 27th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8874; Filed, May 27, 1946; 11:31 a. m.]

PART 1396—FINE CHEMICALS, DRUGS AND COSMETICS

[MPR 472, Amdt. 7]

CERTAIN ESSENTIAL OILS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Appendix A of Maximum Price Regulation No. 472 is amended in the following respects:

1. In paragraph (a), the first literary paragraph and the table of prices are amended to read as follows:

The maximum prices for sales by producers of natural oils of peppermint and spearmint in any quantity and any container, f. o. b. producer's shipping point, shall be:

	Per pound
Natural oil of peppermint	$7.50
Natural oil of spearmint	5.00

2. In paragraph (b) (1) the first literary paragraph and the table of prices are amended to read as follows:

The maximum prices for sales by dealers of the natural oils of peppermint and spearmint and U. S. P. redistilled oil of peppermint shall be:

	Per pound, in drums of at least 400 pounds capacity
Natural oil of peppermint	$7.00
Natural oil of spearmint	5.50
U. S. P. redistilled oil of peppermint	8.05

This amendment shall become effective May 24, 1946.

Issued this 24th day of May 1946.

PAUL A. PORTER,
Administrator.

Approved: May 23, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-8833; Filed, May 24, 1946; 4:55 p. m.]

PART 1367—FERTILIZERS

[RMPR 205, Amdt. 10]

FERTILIZER RAW MATERIALS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 29 is amended to read as follows:

SEC. 29. *Sulphate of potash (basis 90 per cent K_2SO_4), in bulk, spot sales.* The maximum price that may be charged for spot sales of domestic sulphate of potash (basis 90 percent K_2SO_4), in bulk, shall be $39.25 per ton West Coast potash ports and $36.25 per ton other potash ports basis ex-vessel the potash port which has the lowest carload rail freight rate on potash to destination, plus the customary delivery charges from the end of ship's tackle to the buyer's destination.

This amendment shall become effective June 1, 1946.

Issued this 27th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8872; Filed, May 27, 1946; 11:30 a. m.]

PART 1370—ELECTRIC APPLIANCES

[RMPR 111, Amdt. 6]

NEW HOUSEHOLD VACUUM CLEANER AND ATTACHMENTS

A statement of the considerations involved in the issuance of this amendment issued simultaneously herewith has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation No. 111 is amended in the following respect.

Section 25, Appendix A is amended by adding to the list of models and retail ceiling prices therein the following model of vacuum cleaner to be inserted in alphabetical order:

Manufacturer	Model	Description	Retail price
H. A. Douglas.	66 Kingston.	Cylinder type including 8-piece attachment set.	$64.50

This amendment shall become effective on the 27th day of May 1946.

Issued this 27th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8877; Filed, May 27, 1946; 11:33 a. m.]

PART 1380—HOUSE AND SERVICE INDUSTRY MACHINES

[MPR 598, Amdt. 13]

POST WAR HOUSEHOLD MECHANICAL REFRIGERATORS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 598 is amended in the following respect:

1. The list of retail prices shown for the Sears-Roebuck make of refrigerators in section 24, Appendix A is amended to read as follows:

Make	Brand	1946 model	Retail stores		
			1st zone [1]	2nd zone [2]	3rd zone [3]
Sears-Roebuck & Company.	Cold-spot.	45126	$139.95	$144.95	$149.95
		45236	179.95	184.95	189.95
		45326	184.95	189.95	194.95
		45238	211.95	216.95	221.95
		45428	224.95	229.95	234.95
		41336	203.95	208.95	213.95
		41228	183.95	188.95	193.95
			Mail order sales		
		45126	129.95	134.95	139.95
		45236	169.95	174.95	179.95
		45326	174.95	179.95	184.95
		45238	201.95	206.95	211.95
		45428	214.95	219.95	224.95
		41336	193.95	198.95	203.95
		41228	173.95	178.95	183.95

[1] Zone 1 includes the following zones as defined in the regular Sears-Roebuck retail pricing map: K1-K5, L1-L4, Q4.
[2] Zone 2 includes the following zones as defined in the regular Sears-Roebuck retail pricing map: M1-M7, Q1-Q3, Q5, R1-R6.
[3] Zone 3 includes the following zones as defined in the regular Sears-Roebuck retail pricing map: NC1-NC7, S1-S3, SC1-SC4, T1-T4.

This amendment shall become effective on the 27th day of May 1946.

Issued this 27th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8876; Filed, May 27, 1946; 11:32 a. m.]

PART 1425—LUMBER DISTRIBUTION

[2d Rev. MPR 215, Amdt. 22]

DISTRIBUTION YARD SALES OF SOFTWOOD

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Second Revised Maximum Price Regulation No. 215 is amended in the following respects:

1. The following changes in section 4 are made:

a. The title of section 4 is amended to read as follows: "4. *Maximum prices for wholesale yards and 'wholesale-type' sales by retail yards.*"

b. The first sentence in paragraph (a) is amended to read as follows: "The maximum prices for all sales out of distribution yard stock made by wholesale distribution yards or that are wholesale-type sales made by retail distribution yards, except as provided in paragraph (b) and (c) of this section and section 6, are the sum of the following: (see section 16 for definitions of 'sales out of distribution yard stock,' and 'wholesale-type sales'.)"

2. Section 4 (a) (1) is amended to read as follows:

(1) F. O. B. mill maximum price in the mill regulation for the particular species in effect at the time of delivery, except that on and after July 1, 1946, the f. o. b. mill price maximum prices for oak or beech flooring established in Articles V and VIII of Maximum price Regulation 458 may be used only if such flooring has been stamped, labelled, or tagged as required by MPR 458; plus

3. In section 5 (a) the first sentence thereof is amended to read as follows: "The maximum prices on sales out of distribution yard stock made by retail distribution yards, except for 'wholesale-type' sales, sales of pressure treated lumber, and sales of Southern pine as provided in paragraph (e) of this section, are the sum of the following:"

4. Section 5 (a) (1) is amended to read as follows:

(1) F. o. b. mill maximum price in the mill regulation for the particular species in effect at the time of delivery, except that on and after July 1, 1946 the f. o. b. mill maximum prices for oak or beech flooring established in Articles V and VIII of Maximum Price Regulation 458 may be used only if such flooring has been stamped, labeled, or tagged as required by MPR 458; plus

5. Section 5 (a) (3) (i) is amended to read as follows:

(i) Lumber other than shingles and lath:

(a) Southern Pine—none
(b) Douglas Fir and other West Coast lumber covered by Revised Maximum Price Regulation 26—$4.00 per 1000 board feet
(c) Northern Hemlock covered by Revised Maximum Price Regulation 222—$2.00 per 1000 board feet
(d) All other Northern softwoods covered by Revised Maximum Price Regulation 222—$3.00 per 1000 board feet
(e) All other species—$5.00 per 1000 board feet

6. Section 5 (a) (3) (ii) is amended to read as follows:

(ii) Shingles:

(a) Unstained Southern pine, Western softwood, and Northern softwood—none
(b) All other species and all stained shingles—30c per square

7. In section 5 (c) the area markups for hardwood flooring in each area shown therein are amended to read as follows:

	Percent
North Central and North Atlantic areas (40% on sales of 1,000 ft. or less)	20
Great Plains and Texas areas	25
California area	20
South Central area	20
Mountain States area	30
Louisiana area	20
Florida area	20
Southern area	20
Northwest area	25

8. Section 6 (a) is amended to read as follows:

(a) F. o. b. mill maximum price for the green untreated lumber in the mill regulation for the particular species at the time of delivery by the distribution yard; plus

9. Section 6 (c) (1) is amended to read as follows:

(1) On retail type sales.

(i) Southern Pine—none
(ii) Douglas Fir and other West Coast lumber covered by Revised Maximum Price Regulation 26—$4.00 per 1000 board feet
(iii) Northern Hemlock covered by Revised Maximum Price Regulation 222—$2.00 per 1000 board feet
(iv) All other Northern softwoods covered by Revised Maximum Price Regulation 222—$3.00 per 1000 board feet.
(v) All other species—$5.00 per 1000 board feet.

10. Section 7 (a) (14) is amended to read as follows:

(14) *Oak, pecan, and miscellaneous hardwood flooring; MPR 458.* (i) For oak and beech flooring from the Appalachian region and for oak flooring from the Northeastern, Northern and North Central Hardwood Lumber regions—Bluefield, West Virginia.

(ii) For oak and beech flooring from the Southern and South Central hardwood lumber regions—Memphis, Tennessee.

(iii) For all other hardwood flooring covered by MPR 458—Johnson City, Tennessee.

11. The column heading in the table of Maximum Milling Charges in section 13 (a) now reading 8'' x 10'' and larger is amended to read 6'' x 10'' and larger and the heading reading 3'' x 4'' is amended to read 3'' and 4''.

12. Section 16 (b) is amended to read as follows:

(b) *Sale out of distribution yard stock.* A sale out of distribution yard stock means a sale made by a distribution yard for shipment of lumber which is a regular part of distribution yard stock and which actually has been sorted, stored, and handled as regular yard stock by a distribution yard before delivery.

This Amendment No. 22 shall become effective May 27, 1946.

Issued this 27th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8875; Filed, May 27, 1946; 11:31 a. m.]

PART 1499—COMMODITIES AND SERVICES

[SR 14D, Amdt. 12]

SCRAP CHEWING TOBACCO

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

Supplementary Regulation 14D is amended in the following respects:

1. The following sentence is added to section 4 (a) (1) (i): "The above prices for the 2¼-ounce item may be adjusted to the applicable amounts in Table A, below, as if such prices had been established under section 1499.2 of the General Maximum Price Regulation".

2. Section 4 (a) (2) is amended to read as follows:

(2) *For same package contents.* Any manufacturer of an item of scrap chewing tobacco, the maximum list price, established by the General Maximum Price Regulation, and the March 1942 stated retail price of which are listed in columns 2 and 3, respectively, in Table A, below, may adjust those prices to the new maximum list prices and maximum retail prices shown on the same line under columns 4 and 5, respectively, of such table.

TABLE A

Col. 1	Col. 2	Col. 3	Col. 4	Col. 5
Variety	Maximum list price per dozen packages established by General Maximum Price Regulation (March 1942 list price)	March 1942 stated retail price per package	Maximum list price per dozen packages after June 3, 1946	Maximum retail price per package after June 3, 1946
Plain	$0.48	$0.05	$0.68	$0.07
	.95	.10	1.34	.14
	.99	.10	1.39	.14
	1.00	.10	1.40	.14
Sweetened	.96	.10	1.25	.13
	1.23	.13	1.54	.16
	1.44	.15	1.92	.20

[1] Or 2 for 25¢.

(i) Any manufacturer who desires to adjust his maximum list price for an item of scrap chewing tobacco, not covered by columns 2 and 3, of Table A, above, shall apply by letter to the Office of Price Administration, Tobacco Section, Washington, D. C., for authority to establish an adjusted maximum list price for the item. The letter shall state:

(*a*) His maximum list price per dozen packages, as established under the General Maximum Price Regulation, together with applicable discounts and allowances, for the item, and his March 1942 stated retail price per package.

(*b*) The quantity of package contents or package size.

After receipt of the application, the Price Administrator will, by order, establish maximum prices for the applicant and subsequent sellers of the item, which are in line with the maximum prices established by this section. Maximum prices so established may be revoked or modified by the Price Administrator at any time.

3. A new section 4 (a) (3) is added to read as follows:

SEC. 4. (a) (3) *Adjustments of manufacturers' maximum prices for private brands of scrap chewing tobacco.* An owner of a private brand of scrap chewing tobacco and the manufacturer of the brand may pay and receive whatever price they may agree on for the private brand of scrap chewing tobacco supplied to the private brand owner; provided, that the private brand owner may not use any increased price which he agrees to pay his manufacturer as a basis for an increase in his maximum prices for such private brand.

4. Sections 4 (b) to 4 (h) are redesignated sections 4 (c) to 4 (i), respectively, and a new section 4 (b) is added to read as follows:

(b) *Increases in maximum prices established by orders issued under 4 (a) (1) (ii) and 4 (a) (2) (ii).* After June 3, 1946 maximum list prices and maximum retail prices established by orders issued under 4 (a) (1) (ii) and 4 (a) (2) (ii), above, prior to June 3, 1946 may be adjusted upward by the following amounts:

(1) The maximum retail prices for items of sweetened scrap chewing tobacco and plain scrap chewing tobacco shall be multiplied by the factors 1.15 and 1.165, respectively.

(2) The resulting retail price shall be rounded off to the next highest full cent.

(3) The new maximum list price shall bear the same relationship percentagewise to the maximum retail price produced by (2), above, as the list price established in the order issued under 4 (a) (1) (ii) and 4 (a) (2) (ii), above, bore to the retail price established in such order.

Example: Order issued under 4 (a) (1) (ii) established maximum retail price of 17¢ and manufacturer's list price of $1.63 for an item of sweetened scrap chewing tobacco weighing 2½ ounces.

Step 1. Retail price of 17¢ established by order multiplied by 1.15 (factor for sweetened scrap) equals 19.55¢.

Step 2. Next highest full cent is 20¢, the new maximum retail price.

Step 3. Old maximum list price $1.63 was 79.9% of old maximum retail price of $2.04 per dozen packages. Therefore, new maximum list price is 79.9% of new maximum retail price of $2.40 per dozen packages. $2.40 × 79.9 equals $1.9176, which may be rounded off to $1.92 as the new maximum list price per dozen packages.

Before a manufacturer places new maximum prices established by this paragraph in effect, he shall apply by letter to the Tobacco Section of the Office of Price Administration, Washington, D. C. The letter shall contain the manufacturer's calculations on his items of scrap chewing tobacco as in the example given above, and the resulting new maximum prices for such items.

If the Office of Price Administration makes no objection to the proposed new maximum prices within fifteen days of its receipt of such letter the manufacturer may take the increases in maximum prices in accordance with the calculations made in his letter after giving the notice prescribed by paragraph 4 (e), below.

5. In redesignated paragraph 4 (c), "(d)" in the first sentence is amended to read "(e)". In the last sentence the words "or (b)" are inserted after the words "(a) (1) or (2)".

6. In redesignated paragraph (4) (d), "(d)" in the first sentence is amended to read "(e)" and the following sentence is added to redesignated paragraph (4) (d): "When the allowed price increase results in a price ending in a half cent for a single package, the maximum retail price for a single package may be increased to the next highest full cent but the retailer must give each purchaser the option of buying at least two packages of the item of scrap chewing tobacco at the multiple unit price."

7. The first sentence is redesignated paragraph (4) (e) is amended to read as follows: "Every seller (other than a retailer) of an item of scrap chewing tobacco, the maximum list price and maximum retail price of which have been adjusted in accordance with (a) or (b), above, shall give the following written notice on or before his first delivery to a purchaser after the seller has made such adjustment."

8. In redesignated paragraph 4 (g) the first sentence is amended to read as follows: "Maximum prices established by (a) (1) or (2), or (b), above, are exclusive of state and local taxes upon tobacco products."

9. The following definition is added to redesignated paragraph 4 (i): "General Maximum Price Regulation" as used in this section 4 does not include Supplementary Regulation 14D or Revised Supplementary Regulation 14.

This amendment shall become effective June 3, 1946.

NOTE: All reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 27th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8873; Filed, May 27, 1946; 11:30 a. m.]

Chapter XVIII—Office of Economic Stabilization

[Directive 111]

PART 4003—SUBSIDIES; SUPPORT PRICES

1946 COTTON LOAN PROGRAM

The Secretary of Agriculture has by letter dated May 21, 1946, requested my approval of a loan program with respect to cotton of the 1946 crop to be carried out by the Commodity Credit Corporation.

Under the program, loans will be made at the rate of 92½ percent of the July 15, 1946, parity price of cotton, in accordance with the requirements of section 8 of the Stabilization Act of 1942, as amended. Pending the determination of the amounts of such loans, loans will be made available on an interim basis with respect to early ginned cotton at approximately 50 points under 92½ percent of the April 15, 1946, parity price of cotton.

Pursuant to the authority vested in me by the Stabilization Act of 1942, as amended, and by Executive Order 9250 of October 3, 1942 (7 F.R. 7871), Executive Order 9328 of April 8, 1943 (8 F.R. 4681), Executive Order 9599 of August 18, 1945 (10 F.R. 10155), Executive Order 9651 of August 30, 1945 (10 F.R. 13487), Executive Order 9697 of February 14, 1946 (11 F.R. 1691), and Executive Order 9699 of February 21, 1946 (11 F.R. 1929), I hereby approve this program as recommended to me by the Secretary of Agriculture and set forth in greater detail in the memorandum attached to the Secretary of Agriculture's letter of May 21, 1946.

Issued and effective this 24th day of May 1946.

CHESTER BOWLES,
Director.

[F. R. Doc. 46-8844; Filed, May 27, 1946; 9:52 a. m.]

[Directive 110, Amdt. 2]

PART 4003—SUBSIDIES; SUPPORT PRICES

GRAIN, FEED AND RELATED PRICES

Pursuant to the authority vested in me by the Stabilization Act of 1942, as amended, and by Executive Order 9250 of October 3, 1942 (7 F.R. 7871), Executive Order 9328 of April 8, 1943 (8 F.R. 4681), Executive Order 9599 of August 18, 1945 (10 F.R. 10155), Executive Order 9651 of August 30, 1945 (10 F.R. 13487), Executive Order 9697 of February 14, 1946 (11 F.R. 1691), and Executive Order 9699 of February 21, 1946 (11 F.R. 1929), Directive No. 110 is amended as follows:

1. The following correction shall be made in Amendment 1: under the commodity heading "Feed screenings," the second paragraph shall read:

For feed screenings weighing over 20 lbs. and up and including 35 lbs. per bushel.

Issued and effective this 24th day of May 1946.

CHESTER BOWLES,
Director.

[F. R. Doc. 46-8867; Filed, May 27, 1946; 11:23 a. m.]

TITLE 38—PENSIONS, BONUSES AND VETERANS' RELIEF

Chapter I—Veterans' Administration

PART 10—INSURANCE

PHYSICAL EXAMINATIONS AND INSPECTIONS

§ 10.3090 *Examinations for insurance purposes.* (a) It is deemed necessary in order properly to safeguard the interests of the Government to require a physical examination by a full-time or part-time salaried physician at a field station of the Veterans' Administration in the following instances, subject to the provisions of § 10.3102 of this chapter: (1) When an application has been filed by a person for payment of insurance benefits on account of total or total and permanent disability; (2) when requested by the disability insurance claims service in central office for the purpose of review, as provided by regulation, of claims in which insurance benefits are being paid, to determine if the person has recovered the ability to follow a gainful occupation; (3) when requested by the disability insurance claims service in order to determine the existence of mental incompetency for the purpose of waiver of payment of an insurance premium on its due date. Examination will be made without charge to the claimant.

(b) Physical examinations required of applicants for insurance, under sections 310 and 311, or either, of the World War Veterans' Act, 1924, as amended, or for reinstatement of insurance, may be made free of charge to the applicant by a full-time or part-time salaried physician at a field station of the Veterans' Administration upon the request of the applicant, or upon the specific request of the underwriting service in central office in connection with an application for reinstatement of insurance when deemed necessary by that office in order properly to safeguard the interests of the Government. Physical examinations required of applicants for insurance, under sections 310 and 311, or either, of the World War Veterans' Act, 1924, as amended, or for reinstatement of insurance, may be made at applicant's own expense by a physician duly licensed for the practice of medicine by a State, territory of the United States or the District of Columbia, who is not related to the applicant by blood or marriage, associated with him in business, or pecuniarily interested in the issuance or reinstatement of the policy. Examinations made in a foreign country by a physician duly licensed for the practice of medicine and otherwise acceptable, may be accepted if submitted through the American Consul. The Administrator of Veterans' Affairs may require such further medical examination or additional medical evidence as may be deemed necessary and proper to establish the physical and mental condition of the applicant at the time of the application.

§ 10.3091 *Examinations and inspections for insurance purposes where applicant or claimant, by reason of his physical or mental condition, is unable to appear at a Veterans' Administration Office.* If an individual is unable to travel, because of physical or mental condition, the manager of a field station may, on his own initiative or at the request of the insurance service in central office concerned, authorize at Government expense examination at the home of the person to be examined in those instances in which, as provided by § 10.3090, examination by a full-time or part-time salaried physician is deemed necessary properly to safeguard the interests of the Government. Examination at the home of an applicant for reinstatement of insurance can be authorized at Government expense only by the underwriting service in central office.

§ 10.3092 *Expenses incident to examinations for insurance purposes.* (a) Necessary transportation expenses incident to physical examination at field stations may be furnished subject to the governing provisions of § 25.6100 of this chapter in the following instances: (1) when, upon filing of an application for payment of insurance benefits, an applicant is ordered to report for examination by the Veterans' Administration to determine the existence of total or total and permanent disability; (2) when an individual receiving payments of insurance benefits is ordered to report for examination by the Veterans' Administration to determine if he has recovered the ability to follow a gainful occupation; (3) when an individual is ordered to report for examination by the Veterans' Administration to determine the existence of mental incompetency for the purpose of waiver of payment of an insurance premium on its due date.

(b) Necessary transportation expenses may be furnished subject to the governing provisions of § 25.6100 of this chapter incident to a physical examination at a field station of the Veterans' Administration of an applicant for reinstatement of insurance provided that the applicant was ordered to report for the examination at the specific request of the underwriting service in central office.

(c) Such expenses will be borne by the United States and will be paid from the appropriation, "Salaries and Expenses, Veterans' Administration". Transportation, meal and lodging requests in connection with reporting to and returning from the place of examination will be furnished the applicant or claimant provided prior authority has been given for the travel. Travel incident to such an examination by salaried employees of the Veterans' Administration will be in accordance with the Standardized Government Travel Regulations. If such examination is made by a medical examiner on a fee basis, the fee will be based on the Schedule of Fees for Medical Services, Veterans' Administration, in force at the time the examination is made.

(d) Transportation expenses will not be furnished for examinations on applications for reinstatement of insurance or on applications for payment of insurance benefits on account of total or total and permanent disability where the applicants were not ordered to report for the examination by the Veterans' Administration, or on application for new insurance.

[SEAL] OMAR N. BRADLEY,
General, U. S. Army,
Administrator of Veterans' Affairs.

MAY 27, 1946.

[F. R. Doc. 46-8870; Filed, May 27, 1946; 11:36 a. m.]

PART 25—MEDICAL

DENTAL SERVICES

§ 25.6131 *Authority to exceed fee schedule.* [Canceled May 25, 1946]

§ 25.6132 *Approval of fees for special dental operations and prosthesis.* [Canceled May 25, 1946]

[SEAL] OMAR N. BRADLEY,
General, U. S. Army,
Administrator of Veterans' Affairs.

[F. R. Doc. 46-8871; Filed, May 27, 1946; 11:36 a. m.]

TITLE 42—PUBLIC HEALTH

Chapter I—Public Health Service, Federal Security Agency

PART 3—ADMINISTRATION

BURIAL PAYMENTS; COMMISSIONED OFFICERS AND OTHER PERSONNEL

Sec.
3.201 Commissioned officers.
3.202 Other personnel and commissioned officers.
3.203 Reimbursement.

AUTHORITY: §§ 3.201 to 3.203, inclusive, issued under 58 Stat. 689, 710; 42 U.S.C. 213, 224.

§ 3.201 *Commissioned officers.* The following expenses may be allowed in event of the death of a commissioned officer while on active duty in time of war:

(1) Burial expenses, not to exceed $500.00, restricted to: cost of recovery of body, undertaker's services, embalming and other preservative methods, casket, outside box when required, hire of hearse, and interment.

(2) Expenses of cremation, not to exceed $100.00, including the cost of a suitable urn.

(3) Cost of transportation of remains to place of burial.

(4) A flag of the United States may be furnished to drape the casket or couch. The flag may be retained by the surviving spouse or legal next of kin after burial.

Remains may be cremated upon written request of the surviving spouse or the next of kin in the order named, either at place of death or after arrival of remains at destination.

§ 3.202 *Other personnel and commissioned officers.* The following expenses may be allowed in the case (a) of a commissioned officer in the event of death while on active duty not in time of war, and (b) of an employee of the Public Health Service who dies either as a result of disease or injury directly attributable to the performance of his official duties, or while detailed for duty outside the continental limits of the United States:

(1) Cost of preparation for burial of remains not to exceed $400.00, restricted to: cost of undertaker's services, embalming, and other preservative methods, casket, outside box when required, and hire of hearse.

(2) Cost of transportation of remains to place of burial.

§ 3.203 *Reimbursement.* In any case where funeral expenses authorized in §§ 3.201 and 3.202 are borne by individuals, reimbursement to such individuals may be made.

Dated: May 24, 1946.

[SEAL] THOMAS PARRAN,
Surgeon General.

Approved:

MAURICE COLLINS,
Acting Federal
Security Administrator.

[F. R. Doc. 46-8862; Filed, May 27, 1946; 11:06 a. m.]

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter I—Interstate Commerce Commission

Subchapter A—General Rules and Regulations

[S. O. 518, Amdt. 1]

PART 95—CAR SERVICE

RESTRICTIONS ON HOLDING POTATOES FOR ORDERS

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 24th day of May A. D. 1946.

Upon further consideration of Service Order No. 518, (11 F.R. 5603) and good cause appearing therefor: *It is ordered*, That:

Service Order No. 518 (11 F.R. 5603), be, and it is hereby, amended by substituting the following paragraph (a) in lieu of paragraph (a) thereof:

(a) *Restriction on holding cars for orders, reconsignment or diversion*—(1) *At Berkley, Va.* The Norfolk Southern Railway Company shall not hold for orders, reconsignment or diversion at Berkley (Norfolk) Virginia, any railroad freight car or refrigerator car, loaded with potatoes.

(2) *At Rocky Mount, N. C., and Petersburg, Va.* The Atlantic Coast Line Railroad Company shall not hold for orders, reconsignment or diversion, at Rocky Mount, North Carolina or at Petersburg, Virginia, any railroad freight car or refrigerator car, loaded with potatoes.

It is further ordered, That this amendment shall become effective at 12:01 a. m., May 27, 1946; that a copy of this amendment shall be served upon The Norfolk Southern Railway Company and the Atlantic Coast Line Railroad Company, and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-8868; Filed, May 27, 1946; 11:28 a. m.]

Subchapter B—Carriers by Motor Vehicle

PART 199—EMERGENCY AUTHORITY FOR MOTOR CARRIERS

Subchapter C—Carriers by Water

PART 321—EMERGENCY AUTHORITY FOR WATER CARRIERS

[Rev. S. O. 522]

MOTOR AND WATER CARRIERS, TEMPORARY AUTHORITY AND RATES, PROPERTY

At a general session of the Interstate Commerce Commission, held at its office in Washington, D. C., on the 25th day of May A. D. 1946.

It appearing, that the stoppage in railroad transportation due to a strike of certain operating employees has necessitated the mobilization of all other transportation facilities to the extent that such facilities may be utilized to a maximum degree to transport property; in the opinion of the Commission an emergency requiring immediate action exists in all sections of the country.

It is ordered, that Service Order No. 522 be revised to read as follows:

§§ 199.1 and 321.1 *Motor and water carriers; temporary authority and rates, property*—(a) *Definition.* As used herein the term "carrier" means any carrier subject to, or which may engage in transportation subject to, Parts II or III of the Interstate Commerce Act.

(b) (1) *Temporary authority, motor.* Upon authorization to be obtained from an office of the Bureau of Motor Carriers of the Interstate Commerce Commission any carrier is hereby authorized during the transportation emergency to transport all property designated by the Director of the Office of Defense Transportation as of an emergency nature regardless of the scope of present operating authorities.

(2) *Rates or charges to be applied, motor.* Transportation of property pursuant to orders of the Director of the Office of Defense Transportation shall be (1) at the carrier's lawfully published rates or charges; or, (2) if the carrier does not have rates or charges filed with this Commission for the transportation of property to or from the points of origin and destination served by it, then the property shall be transported at the nearest comparable rate or charge published by common carriers of the same type parties to an agency tariff, naming rates applicable to or from the same points.

(c) (1) *Temporary authority, water.* Any water carrier is hereby authorized during the transportation emergency to transport all property designated by the Director of the Office of Defense Transportation as of an emergency nature regardless of the scope of present operating authorities.

(2) *Rates or charges to be applied, water.* Transportation of property pursuant to orders of the Director of the Office of Defense Transportation shall be (1) at the water carrier's lawfully published rate or charge for the service performed; or (2) in the absence of such a rate or charge the property shall be transportated (i) at a rate or charge published by any common carrier of the same type for the same service, or (ii), in the absence of such a rate or charge, at the rate or charge published by any common carrier for the most closely comparable service to or from the same points.

(d) *Effective date.* This order shall become effective at 4:01 p. m., May 25, 1946.

(e) *Expiration date.* This order shall expire at 11:59 p. m., June 5, 1946, unless extended or otherwise modified, changed, suspended or annulled by order of this Commission. (28 Stat. 643; 40 Stat. 101; 41 Stat. 476; 49 Stat. 552, 560, 561; 52 Stat. 1238; 54 Stat. 901, 923, 925, 935-937, 943, 946; 56 Stat. 176; 58 Stat. 827; 59 Stat. 658; 49 U.S.C. 1, (10)-(17), 22, 304 (e), (f), 308, 310a, 317 (a), 318 (a), 906 (d) and (e), 911 and 915)

It is further ordered, that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-8869; Filed, May 27, 1946; 11:28 a. m.]

Chapter II—Office of Defense Transportation

[Gen. Order ODT 66, Revocation]

PART 500—CONSERVATION OF RAIL EQUIPMENT

PREFERENCE AND PRIORITY FOR TRANSPORTATION OF UNITED STATES MAIL

Pursuant to Executive Orders 8989, as amended, and 9729, *It is hereby ordered*, That General Order ODT 66, §§ 500.100 to 500.103, inclusive, (11 F.R. 5749) be, and it is hereby, revoked effective at 6:00 o'clock p. m., May 25, 1946.

(E.O. 8989, as amended, 6 F.R. 6725, 8 F.R. 14183; E.O. 9729, 11 F.R. 5641)

Issued at Washington, D. C., this 25th day of May 1946.

J. M. JOHNSON,
Director,
Office of Defense Transportation.

[F. R. Doc. 46-8918; Filed, May 27, 1946; 12:06 p. m.]

[Gen. Order ODT 65, Suspension]

PART 505—DIRECTION OF AIR TRANSPORT TRAFFIC—EXCEPTIONS, SUSPENSION AND PERMITS

RESTRICTIONS UPON COMMERCIAL CARRIERS BY AIR

Pursuant to Executive Orders 8989, as amended, and 9729, *It is hereby ordered*, That General Order ODT 65, §§ 505.1 to 505.10, inclusive, (11 F.R. 5752) be, and it is hereby, suspended effective at 6:00 o'clock p. m., May 25, 1946, until further order of the Office of Defense Transportation.

(E.O. 8989, as amended, 6 F.R. 6725, 8 F.R. 14183; E.O. 9729, 11 F.R. 5641)

Issued at Washington, D. C., this 25th day of May 1946.

J. M. JOHNSON,
Director,
Office of Defense Transportation.

[F. R. Doc. 46-8917; Filed, May 27, 1946; 12:06 p. m.]

TITLE 50—WILDLIFE

Chapter I—Fish and Wildlife Service, Department of the Interior

Subchapter K—Alaska Wildlife Protection

PART 91—ALASKA GAME REGULATIONS

GAME ANIMALS, FUR ANIMALS, GAME BIRDS, NON-GAME BIRDS, AND GAME FISHES IN ALASKA

Pursuant to the authority and direction contained in section 9 of the Alaska Game Law of January 13, 1925 (43 Stat. 739), as amended July 1, 1943, 57 Stat. 301, I, Oscar L. Chapman, Acting Secretary of the Interior, upon consultation with and recommendation from the Alaska Game Commission, have determined when, to what extent, and by what means game animals, fur animals, game birds, and game fishes may be taken, possessed, transported, bought, or sold in Alaska, and in accordance with such determinations do hereby adopt the following, effective July 1, 1946, as suitable amendments of the Alaska Game Regulations (CFR. Title 50, Part 91, as amended 9 F.R. 5270, 9363; 10 F.R. 777, 5119, 11528; and 11 F.R. 1595) governing the taking of such animals, birds, and game fishes in Alaska.

1. Section 91.1 (s) is amended to read as follows:

(s) *Game fishes.* Rainbow, steelhead, cutthroat, Mackinaw or lake trout, eastern brook, and Dolly Varden trout, and grayling, and such other fishes as the Secretary may declare, from time to time, to be game fishes.

2. Section 91.6 is amended to read as follows:

§ 91.6 *Duties of fur farmers, fur dealers, trappers, and hunters.* Each fur farmer or fur dealer, including Indians, Eskimos, cooperative stores operated exclusively by and for native Indians and Eskimos, and stores operated by missions exclusively for native Indians or Eskimos, at all reasonable hours shall allow any member of the Commission, any wildlife agent, or any authorized employee of the United States Department of the Interior to enter and inspect the premises where operations are being carried on under the Alaska Game Law and the regulations thereunder, and to inspect the books and records relating thereto. Each fur farmer shall submit annually a written report on a form furnished by the Commission stating the numbers and kinds of fur animals farmed, the numbers and kinds of live fur animals or skins or pelts thereof bought or sold, and the methods of fur farming employed. Each fur dealer shall keep records showing the number of each kind of furs purchased or procured, the persons from whom purchased and to whom they were sold, date of purchase or sale, name of trapper and his license number, and shall on or before 30 days after the expiration of his license make a written report to the Commission on a form prepared and furnished by it setting forth in full such data. The aforesaid stores shall also keep records of transactions and render reports similar to those required of fur dealers.

Each person taking animals or birds shall keep records to show the kind and number of each species of animals or birds so taken, and on or before July 31 of each year shall make a written report to the Commission on a form provided for the purpose.

3. Section 91.7 (c) is amended to read as follows:

(c) No skins of beavers or martens, whether taken within or without the Territory, shall be possessed or transported by any person until the same have been sealed with a seal prescribed by the Commission, except that persons taking beavers or martens within the Territory may possess the unsealed skins thereof, during the open season therefor and for 30 days thereafter, and within the same period may transport the same unsealed for the purpose of having them sealed or tagged by a wildlife agent or other officer authorized by the Commission.

Paragraph (e) of said section is amended to read as follows:

(e) No nonresident of the Territory, or alien, except one holding a valid hunting or trapping license shall transport out of the Territory any game animal, fur animal, or game bird, or part thereof, and such licensed nonresident or alien shall be permitted to export during the respective open season not exceeding one deer, one moose, one caribou, one mountain goat, one mountain sheep, two in the aggregate of large brown and grizzly bears, not more than one of which shall have been taken either on the Kodiak-Afognak Island group or east of longitude 138° W., but not on both of said areas; three black bears, not more than two of which shall have been taken east of longitude 138° W., or not to exceed singly or in the aggregate one day's limit of grouse or ptarmigan: *Provided*, That before a nonresident or alien may transport any big game animals or game birds or parts thereof from the Territory he must deliver to the transportation agent at the point of shipment a statement on a form furnished by the Commission correctly showing the numbers and kinds of animals or birds in each shipment and indicating where, when and how they were acquired: *And further provided*, That if such animals or birds or parts thereof are personally transported by him he shall make and deliver a like statement to the Collector of Customs at the port of clearance.

Paragraph (h) of said section is amended to read as follows:

(h) Where skins of fur animals or black bear or parts thereof are shipped out of the Territory, the shipper shall, if shipment is by express or freight, first deliver to the transportation agent at the point of shipment, or if by parcel post, to the postmaster at the point of mailing, a statement correctly showing the number and kinds of skins in each shipment and declaring that no illegal skin or unsealed beaver or marten skin is contained therein. Such statement shall accompany the express or freight shipment to the port of clearance, there to be taken up by the Collector of Customs, or, in the case of parcel post shipments, by the postmaster at the office where mailed. Where such skins are transported out of the Territory by means other than express, freight, or parcel post, the person transporting them shall make and deliver a like statement to the Collector of Customs at the port of clearance. Such statement will be forwarded to the Commission by collectors and postmasters.

A new paragraph designated (i) and reading as follows is added:

(i) All big game animals, except bears, must be tagged, as a means of identification, with a tag furnished by the Commission, and the stub of such tag mailed or taken to the Wildlife Agent in charge of the district in which such game is killed.

4. Section 91.8 is amended to read as follows:

§ 91.8 *Sale of animals, birds, and game fishes.* Sales or purchases of the following designated products of animals and birds (but not including migratory birds), and game fishes, but none other, may be made by any person, except fur farmers and fur dealers, without a permit or license, and by fur farmers and fur dealers holding valid fur dealers' licenses:

(a) Sealed skins of beavers and martens, skins of other fur animals and black bears, and meat and skins of hares and rabbits.

(b) Articles manufactured from the hides and hoofs of moose, caribou, deer, and mountain goats, and from the skins of black bears.

(c) Shed antlers of deer, moose, and caribou.

(d) In Fur Districts 5 and 8, parka hood trimmings cut from hides of grizzly bears in strips not to exceed 4 inches in width.

(e) Meat from caribou, moose, grouse and ptarmigan, legally taken north of the Alaska Range and the Kuskokwim-Bristol Bay divide, may be sold to the owner or operator of a restaurant, roadhouse or public or other eating house north of the Alaska Range and the Kuskokwim-Bristol Bay divide, but may not be resold, except in cooked form under such permit as may be issued by and in the discretion of the Commission, and then not within 5 miles of the Alaska Railroad or of the Richardson Highway, or of Alaska Highway or of Steese Highway including Circle Hot Springs spur, or of the Elliott Highway (sometimes known as the Livengood Highway).

(f) Dolly Varden trout taken in salt water and in the lakes and streams west of Cook Inlet, but not including Nome and Snake Rivers on Seward Peninsula.

(g) Steelhead trout taken in salt water incidental to commercial salmon operations.

5. Section 91.9 is amended to read as follows:

§ 91.9 *Open seasons, methods of taking, and limits on protected animals, birds, and game fishes.* The following animals, birds, and game fishes, but none other, may be taken in the open seasons, by the methods and means, in the areas, and in numbers not exceeding the respective daily, seasonal bag, or possession limits prescribed herein but not at any other time, by any other method, aid, or means, nor in any other area or number.

(a) *Game animals*—(1) *Methods and means.* May be taken only with a shotgun (not larger than No. 10 gage and not capable of holding more than 3 shells), rifle or pistol using center-fire cartridges only, but not from or by means of a motor vehicle, airplane, or any boat propelled by any means other than paddles, oars, or poles, or while such animals are swimming.

(2) *Open seasons and limits.* None of the game animals named below may be taken at any time in any national park, monument, or posted national forest area, nor in the Shoemaker Bay, Haines, Harding Lake, Curry Game Refuge, Eyak Lake, Mitkof Island, Mount Hayes-Blair Lakes Refuge, Eklutna, Anan Creek and Loring, and highway and railroad areas, described in §§ 91.10 and 91.11, nor in other areas specifically closed by this section.

(i) Deer, bucks (with horns not less than 3 inches above the top of the skull).

East of longitude 138° W., September 1 to November 15. Limit. By a resident, 2 a season; by a nonresident, 1 a season.

In the drainage to Prince William Sound north of the center of the C. R. & N. W. Railway and west of Mountain Slough, including the islands of Prince William Sound, September 1 to September 30. Limit, 1 a season.

(ii) Moose, bulls (except yearlings and calves).

North of the Alaska Range, except in Colville River drainage, September 1 to September 20 and December 1 to December 7. Limit, 1 a year.

South of the Alaska Range, but not in the Alaska No. 1 or Kenai No. 1 Peninsula areas nor in the Chilkoot and Chilkat River areas described in § 91.11 (f), (g), and (h), nor in Yakutat Bay region between longitude 138° W. and 141° W., west of longitude 141° W., September 1 to 20, and December 15 and 21; east of longitude 138° W., September 15 to October 15. Limit, 1 a year.

(iii) Caribou (except calves).

In the Territory, but not in the area lying 5 miles on either side of the Steese Highway on Twelve Mile Summit between mileposts 84 and 89, and on Eagle Summit between mileposts 102 and 112, August 20 to September 30, and December 1 to 15. Limit, By a resident, 2 a year; by a nonresident, 1 a year.

(iv) Mountain goat (except kids).

In the Territory, but not in the Cooper Mountain area, Sheep Mountain area, Eklutna Lake area, Kenai Peninsula area No. 2 nor in the Girdwood area described in § 91.11 (a), (q), (r), (i), and (k), nor on the Baranof and Chichagof Islands, nor in the watersheds of Tracy Arm, Endicott Arm, or Ford's Terror where there shall be a continuous closed season, September 1 to October 31. Limit, by a resident, East of longitude 138° W. 1 a season; West of longitude 138° W., 2 a season. By a nonresident: 1 a season over entire Territory.

(v) Mountain sheep, rams only (except lambs).

In the Territory, but not in the Cooper Mountain area, Kenai Peninsula area No. 2, nor in the Girdwood, Sheep Mountain and Eklutna areas described in § 91.11 (a), (i), (k), (q), and (r), August 20 to 31. Limit, 1 ram a season.

(vi) Bear (large brown and grizzly).

East of longitude 138° W., but not in the Thayer Mountain and Pack Creek areas on Admiralty Island as described in § 91.11 (i) and (m), nor in the Kodiak-Afognak Island group, September 1 to June 20. Limit, 1 a year. In the rest of the Territory, September 1 to June 20, limit, 2 a year.

(vii) Bear (black, including its brown and blue, or glacier bear, color variations).

East of longitude 138° W., including the Mount Hayes-Blair Lakes area described in § 91.11 but excepting the Anan Creek and Loring areas described in § 91.11 (n), September 1 to June 20. Limit, 2 a season.

In the rest of the Territory, no closed season. Limit, By a resident, no limit; by a nonresident, 3 a year. Black bear may not be taken at any place in the Territory within 33 feet of the middle of any highway.

(viii) Any bear may be killed at any time or any place in the Territory when about to attack or molest persons or their property. Persons so killing such animals shall make a written report to the Commission, setting forth the reason for such killing and the time and place.

(ix) Hare and rabbit.

On the Kodiak-Afognak Island group, September 1 to March 31. No closed season in the rest of the Territory. No limit.

(See also §§ 91.7 and 91.8 covering transportation, possession, and sale.)

(b) *Fur animals*—(1) *Methods and means.* May be taken by any means, except by means, aid or use of a set gun, a shotgun, artificial light of any kind, a steel bear trap or other trap with jaws having a spread exceeding 9 inches, poison, a dog (except polar bears in fur district 8, and wolves and coyotes in fur districts 5, 6, 7, and 8), a fish trap or net, or by setting any trap or snare within 25 feet of a beaver home or den or within 100 feet of a fox den, or by destroying or disturbing homes, houses, dens, dams or runways of such animals; provided, that beaver may be taken only by means of a steel trap or snare and by persons over the age of eleven years.

(2) *Open seasons and limits.* No fur animals, except wolves and coyotes, may be taken in any posted national forest area, nor in the Shoemaker Bay, Haines, Harding Lake, Curry Game Refuge, Eyak Lake, Eklutna, and Mitkof Island areas, described in §§ 91.10 and 91.11; nor may any fur animals be taken on any national park or monument area, which are closed under other laws and regulations.

(i) Mink, land otter, weasel (ermine), fox, and lynx.

Fur District 1. December 16 to January 15. No limit.

Fur District 2. November 16 to January 15, except there shall be no open season on white and blue foxes. No limit.

Fur District 3. December 1 to February 28 No limit.

Fur District 4. November 16 to February 15. No limit.

Fur District 5. November 16 to February 28. No limit. St. Lawrence Island Eskimo Reservation white fox season, December 16 to March 18. No limit. Nunivak Island mink and land otter season, November 1 to February 15. No limit.

Fur Districts 6 and 7. November 16 to February 28. No limit.

Fur District 8. December 1 to March 31. No limit.

(ii) Muskrat.

Fur Districts 1 and 2. April 1 to May 31. No limit.

Fur Districts 3 and 4. March 10 to May 10, except there shall be no open season on the Kodiak-Afognak Island group. No limit.

Fur District 5. North of the Unalakleet River drainage, April 1 to June 7; Unalakleet River drainage and south thereof, April 1 to May 31. No limit.

Fur Districts 6 and 7. March 1 to May 31. No limit.

Fur District 8. April 10 to June 10. No limit.

(iii) Beaver.

Fur District 1. February 1 to March 31, except there shall be no open season on a strip one-half mile wide on either side of the Alaska Railroad, nor on the Kenai Peninsula south of Kenai River, Kenai Lake, and Skilak Lake, nor on the Kenai Peninsula area No. 3 as described in § 91.11 (j). Limit, 10 a season.

Fur District 2. February 1 to March 31, except on the Kodiak-Afognak Island group. Limit, 10 a season.

Fur District 3. February 1 to March 31, except on the Kodiak-Afognak Island group. Limit, 10 a season.

Fur District 4. February 1 to March 31. Limit, 10 a season.

Fur District 5. February 1 to March 31. Limit, 10 a season.

Fur District 6. February 1 to March 31, except there shall be no open season on a strip one-half mile wide on either side of the Alaska Railroad, nor within the Clearwater Creek drainage, lying south of the Tanana River and between the Richardson Highway and the Big Gerstle River. Limit, 10 a season.

Fur District 7. February 1 to March 31. Limit, 10 a season.

(iv) Wolf, coyote, wolverine, marmot, squirrel, and polar bear.

Fur Districts 1, 2, 3, 4, 5, 6, 7, and 8. No closed season. No limit.

(v) Marten.

Fur District 1. December 16 to January 5, except there shall be no open season on Prince of Wales Island. Limit, 20 a season.

Fur Districts 2, 3, 4, 5, 6, and 7. December 16 to January 31. Limit, 30 a season.

(See also §§ 91.7 and 91.8 covering transportation, possession, and sale.)

(c) *Game birds*—(1) *Methods and means.* Grouse and ptarmigan only may be taken with a shotgun (not larger than No. 10 gage and not capable of holding more than 3 shells), rifle, pistol, bow and arrow, or spear, or with the aid of a dog, but not from or by means of a motor vehicle, airplane, or any boat propelled by any means other than paddles, oars, or poles. Any other game bird protected also under the provisions of the Migratory Bird Treaty Act of July 3, 1918, as amended, may be taken only in the manner, by the means, and at the times or places permitted by the regulations of the Secretary of the Interior adopted pursuant to the terms of that act.

(2) *Open seasons and limits.* No game bird may be taken at any time in any national park, monument, or posted national forest area, nor in the Shoemaker Bay, Haines, Harding Lake, Curry Game Refuge, Eyak Lake, and Mitkof Island areas described in § 91.10, and in the Anan Creek and Loring and Eklutna Lake areas described in § 91.11 (n) and (r).

(i) *Grouse and ptarmigan.* There shall be no open season within the closed areas mentioned above, and no shooting from, on, or across, or within 33 feet of the middle of any public highway.

Fur Districts 1, 2, 3, 4, and 5. September 1 to February 28.

Fur Districts 6, 7, and 8. August 20 to January 31.

Daily limit. Grouse 10, ptarmigan 10; but not to exceed 10 in the aggregate of all kinds of grouse and ptarmigan a day. Limit for each person shall include all such birds taken by any other person who for hire accompanies or assists in the taking.

(ii) Game birds protected also under the provisions of the Migratory Bird Treaty Act. Seasons and limits in accordance with Migratory Bird Treaty Act Regulations.

(See also §§ 91.7 and 91.8 covering transportation, possession, and sale.)

(d) *Nongame birds*—(1) *Methods and means.* May be taken by any means, except by the use of poison.

(2) *Open seasons and limits.* No nongame bird may be taken at any time in any national park, monument, or posted national forest area, nor in the Shoemaker Bay, Haines, Harding Lake, Curry Game Refuge, Eyak Lake, or Mitkof Island areas desribed in § 91.10, and in the Anan Creek and Loring, and Eklutna areas described in § 91.11.

Crows, hawks, owls, eagles, ravens, magpies, and cormorants, and their nests and eggs. No closed seasons except in the areas mentioned above. No limit.

(See also §§ 91.7 and 91.8 covering transportation, possession, and sale.)

(e) *Game fishes*—(1) *Methods and means.* May be taken by angling with a line held in the hand or attached to a rod, or rod and reel so held, but each line shall at no time have attached to it more than two flies or hooks, nor more than one plug, spoon, or spinner, and in Buskin River and Lakes, Russian River and Lakes, Cooper Creek and Summit Lakes on Kenai Peninsula may be taken only by means of artificial flies, spinners, spoons, or plugs. Dolly Varden trout may be taken by the use of net, trap, or seine in the glacial waters of Trail, Kenai, Skilak, and Tustumena Lakes on Kenai Peninsula, and in any area where the taking without limit as to numbers and the sale, purchase, and shipment from the Territory of Dolly Varden trout are permitted.

(2) *Open seasons and limits; rainbow, steelhead, cutthroat, eastern brook, and Dolly Varden trout, Mackinaw or lake trout and grayling.*

June 5 to September 30 in that part of the Territory east of longitude 138° W., the Buskin River and Buskin Lake near Kodiak, Kenai River and all lakes and tributaries thereof.

June 1 to September 30 on Dewey Lake near Skagway and Salmon Creek Reservoir near Juneau.

Rest of Territory, no closed season.

Limits. In that part of the Territory east of longitude 138° W., the Kenai River and all lakes and tributaries thereof, Buskin Lake, Buskin River, Lake Creek, Willow River, and all lakes and tributaries thereof, and in all waters draining into Bristol Bay—10 fishes singly or in the aggregate, but not to exceed 10 pounds and 1 fish daily, 2 daily bag limits in possession.

Rest of Territory. 20 fishes singly or in the aggregate, but not to exceed 15 pounds and 1 fish daily, 2 daily bag limits in possession.

In salt water throughout the Territory and in lakes and streams west of Cook Inlet, including such as are designated above but excepting the Nome and Snake Rivers on Seward Peninsula, there shall be no limit on Dolly Varden trout.

(See also §§ 91.7 and 91.8 covering transportation, possession, and sale.)

6. Section 91.10 is amended by deleting paragraph (e) Salchaket townsite, and substituting therefor the following:

(e) *Harding Lake area.* No shooting allowed from, on, or within one-half mile of Harding or Salchaket Lake.

7. Section 91.11 is amended to read as follows:

§ 91.11 *Areas having continuous closed seasons on certain game and fur animals.* Areas in which there are continuous closed seasons as specified in § 91.9 on certain game and fur animals, except for scientific or propagating purposes:

(a) *Cooper Mountain area, fur district 2.* Beginning on the Forest Service trail on Kenai Lake running to Cooper Lake and following this trail to its confluence with Upper Russian Lake; thence downstream along the shores of upper and lower Russian Lakes and Russian River to its confluence with Kenai River; thence up the Kenai River and Kenai Lake to the place of beginning. (Closed to mountain sheep and goats.)

(b) *Clearwater area, fur district 6.* The Clearwater Creek drainage, lying south of the Tanana River and between the Richardson Highway and the Big Gerstle River. (Closed to beavers.)

(c) *Highway areas.* A strip one mile wide on either side of all public highways within the First, Second, and Third Judicial Divisions; and strip one-quarter mile wide on either side of the following-named public highways in the Fourth Judicial Division: Richardson Highway, Alcan Highway, Livengood Highway, and Steese Highway, including the Harrison Creek Spur, Porcupine Spur, and the Circle Springs Spur to the end of its extension on the Birch Creek drainage. (Closed to all game animals except black bears.)

(d) *Alaska Railroad area, fur districts 2 and 6.* A strip one mile wide on either side of the Alaska Railroad. (Closed to all game animals except black bears.)

(e) *Mount Hayes-Blair Lakes refuge area, fur district 6.* Beginning on the Bonnifield Trail on the south bank of the Tanana River about 4 miles south of Fairbanks, thence southerly along said trail to Wood River, thence southeasterly up Wood River to Snow Gulch, thence southerly to the summit of Mount Deborah, thence easterly along the summit of the Alaska Range to the summits of Hess Mountain and Mount Hayes and to a point on the Delta River, sometimes known as Big Delta River, due west of Rapids Roadhouse, thence northerly along the west bank of Delta River to a point due west of Beals Cache, thence easterly past Beals Cache to a point 5 miles east of the Richardson Highway, thence northerly paralleling Richardson Highway at a distance of 5 miles to the south bank of the Tanana River, thence northwesterly along the south bank of the Tanana River to point of beginning on Bonnifield Trail, embracing an area of approximately 3,000 square miles. (Closed to all game animals except black bears.)

(f) *Alaska Peninsula area No. 1, fur districts 3 and 4.* South and west of Kvichak River, Iliamna Lake, and the old portage from Kamishak Bay to Kakhonak Bay. (Closed to moose.)

(g) *Chilkoot and Chilkat River areas, fur district 1.* The drainages of the Chilkoot and the Chilkat Rivers in southeastern Alaska. (Closed to moose.)

(h) *Kenai Peninsula area No. 1, fur district 2.* That part of Kenai National Moose Range lying north of the Kenai River and west of the Chugach National Forest, Thurman Creek, and Chickaloon River. (Closed to moose.)

(i) *Kenai Peninsula area No. 2, fur district 2.* The eastern part of the Kenai Peninsula east of the center line of the Alaska Railroad. (Closed to mountain sheep and goats.)

(j) *Kenai Peninsula area No. 3, fur district 2.* Beginning at the mouth of the westerly channel of Resurrection River at the head of Resurrection Bay, at Seward, and running upstream on Resurrection River to the Chugach National Forest boundary; thence northerly along the Chugach National Forest boundary to Turnagain Arm; thence along Turnagain Arm to Portage River and up Portage River to the glacier; thence to Whittier along the railroad right-of-way; thence along the divide between Prince William Sound and the Alaska Railroad to the head of Fourth of July Creek and down Fourth of July Creek to Resurrection Bay; thence along the shores of Resurrection Bay to the place of beginning at the mouth of the westerly channel of Resurrection River. (Closed to all fur animals, except wolves and coyotes.)

(k) *Girdwood area, fur district 2.* Beginning at the center of the bridge of the Crow Creek road over California Creek, at approximately latitude 60° 58′ north and longitude 149°8′ west of Greenwich, as shown on the preliminary topographic map of the Girdwood District, Alaska, 1931, published by the Geological Survey, Department of the Interior; thence on a course bearing due east continuing in a straight line to the west bank of Glacier Creek; thence northeasterly following the west and north bank of said creek and its largest northern tributary to its head; thence along the west side of the glacier it drains to the summit of the divide between Glacier Creek and the drainage to the north at approximately

latitude 61°2'30" north, longitude 149° west; thence westerly and northerly along said divide around the head of Raven Glacier to a point where said divide intersects the western margin of the most northern glacier in Raven Creek basin; thence following northeasterly and westerly along the western and southern margin of Eagle Glacier to its termination; thence westerly in a straight line to the junction of Camp and Raven Creeks; thence southwesterly along the south bank of Camp Creek to its head, at the divide between Camp Creek and the North Fork Ship Creek; thence northwesterly down the valley of the North Fork Ship Creek to a small lake in this valley; thence westerly along the south shore of said lake and continuing westerly along the south bank of North Fork Ship Creek to the junction of said creek with its first large tributary from the south, entering it about 1 mile east of Bird Creek Pass; thence southerly along the west bank of said tributary and its most westerly branch to the divide between North Fork Ship Creek and Bird Creek; and thence southwesterly in a straight line to the junction of Bird Creek with its first large tributary from the head entering it from the south; thence southeasterly along the northern and eastern side of the stream bed of said tributary to the summit of the divide between the said tributary and the drainage of California Creek; thence southerly along the divide between California Creek and Bird Creek to a summit marked 4322 on the said preliminary topographic map of Girdwood District, Alaska, said point being in approximately latitude 60°59' north, longitude 149°11'15" west; thence southeasterly in a straight line to the point of beginning (containing approximately 77 square miles, and closed to mountain goats and mountain sheep).

(l) *Thayer Mountain area on Admiralty Island, fur district 1.* Beginning at the foot of the waterfall at the mouth of Hasselborg River on Salt Lake, head of Mitchell Bay; thence along the easterly bank of the Hasselborg River to the outlet of Hasselborg Lake; thence along the west shore of said lake to the outlet of the creek flowing into the head of the lake; thence upstream along the east bank of said creek to the trail crossing; thence in a southwesterly direction along the trail to the head of Thayer Lake; thence along the easterly shore of said lake to the extreme southern end of the lake; thence southeasterly approximately 2 miles in a straight line to the west end of Salt Lake at the head of Mitchell Bay; thence along to the line of mean high tide of Salt Lake to the foot of the waterfall on Hasselborg River, the place of beginning (containing approximately 60 square miles, and closed to large brown and grizzly bears).

(m) *Pack Creek area, on Admiralty Island, fur district 1.* The entire watershed of Pack Creek, which empties into Seymour Canal near the north side of the entrance to Windfall Harbor (containing approximately 21 square miles, and closed to large brown and grizzly bears).

(n) *Anan Creek and Loring areas, fur district 1.* The drainage of Anan Creek on the Cleveland Peninsula and a strip one-half mile wide on either side of the blazed trail leading from the outlet of Roosevelt Lagoon in Naha Bay to the Naha River outlet of Heckman Lake on Revillagigedo Island. (Closed to all birds and animals except fur animals.)

(o) *Afognak Island area, fur district 3.* Afognak Island group north and east of Kupreanof Straits. (Closed to beavers and muskrats.)

(p) *Colville River drainage area, fur district 8.* The Colville River drainage including all of its tributaries. (Closed to moose.)

(q) *Sheep Mountain area, fur district 2.* Beginning at the Alaska Road Commission bridge on the Glenn Highway across Caribou Creek near mile 60; thence easterly along the highway to the trail going north to Little Nelchina; thence along said trail to its crossing of Squaw Creek; thence westerly along Squaw Creek to where it enters Caribou Creek; thence southerly downstream on Caribou Creek to the Road Commission bridge, the point of beginning, containing approximately 30 square miles. (Closed on sheep and goats.)

(r) *Eklutna Lake area, fur district 2.* Beginning at the middle of Eagle River at the line of high tide; thence northeasterly up Knik Arm to Knik River; thence up the middle of the main channel of Knik River to Knik Glacier; thence westerly and southerly along the foot of Knik Glacier to Lake George; thence approximately southwesterly to the head of Eagle River; thence down the middle of Eagle River to Knik Arm, the place of beginning, containing approximately 515 square miles. (Closed on birds, all game and fur animals, except wolves and coyotes.)

In testimony whereof I have hereunto set my hand and caused the official seal of the United States Department of the Interior to be affixed in the city of Washington this 20th day of May 1946.

OSCAR L. CHAPMAN,
Acting Secretary of the Interior.

[F. R. Doc. 46-8843; Filed, May 24, 1946; 2:16 p. m.]

Notices

TREASURY DEPARTMENT.

Office of the Secretary.

[T. D. 51459]

SILVER AND BLACK FOX QUOTA

DETERMINATION OF IMPORT QUOTA

MAY 24, 1946.

Declaration of the Secretary of the Treasury determining the import quota of silver or black foxes, furs, and skins for the period May 1 to November 30, 1946, inclusive.

Acting pursuant to paragraph (5) of article II of the new supplementary trade agreement with Canada signed on December 13, 1940 (T. D. 50295), I have determined and hereby declare and make public that the number of silver or black foxes valued at less than $250 each and whole silver or black fox furs and skins (with or without paws, tails, or heads) which may be entered, or withdrawn from warehouse, for consumption without reference to the country of exportation during the period May 1 to November 30, 1946, inclusive, is 67,012.

[SEAL] O. MAX GARDNER,
Acting Secretary of the Treasury.

[F. R. Doc. 46-8859; Filed, May 27, 1946; 10:52 a. m.]

DEPARTMENT OF AGRICULTURE.

Office of the Secretary.

LAPEER STOCKYARDS, LAPEER, MICH.

NOTICE AS TO POSTED STOCKYARD

It has been ascertained that the Lapeer Stockyards, Lapeer, Michigan, posted on July 19, 1938, as coming within the jurisdiction of the Packers and Stockyards Act, 1921, as amended, no longer comes within the definition of a stockyard under the act. Therefore, notice of such fact is given to the owner of such stockyard and to the public by filing notice with the Division of the Federal Register.

(7 U.S.C. 181 et seq.; E.O. 9280, 7 F.R. 10179; E.O. 9322, 8 F.R. 3807; E.O. 9334, 8 F.R. 5423; E.O. 9392, 8 F.R. 14783; E.O. 9577, 10 F.R. 8087)

Done at Washington, D. C, this 24th day of May, 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-8829; Filed, May 24, 1946; 3:30 p. m.]

Production and Marketing Administration.

[P. & S. Docket No. 442]

CLEVELAND UNION STOCK YARDS CO.

NOTICE OF PETITION FOR MODIFICATION

By a document filed on April 29, 1946, the respondent requested a modification of the temporary rates and charges now in effect at its stockyard which are due to terminate on June 1, 1946, unless modified by further order.

By a basic rate order entered on July 18, 1934, as modified by a supplemental order, dated February 14, 1935, reasonable rates and charges were prescribed by the Secretary of Agriculture for the respondent. On June 24, 1942 (1 AD 438) an order was entered suspending for a period of one year the rates and charges then in effect and prescribing new rates and charges during the period of suspension. Subsequent orders entered yearly thereafter (2 AD 129; 3 AD 402; and 4 AD 392) continued the provisions of the aforesaid order of suspension, and unless the same are further extended they will expire on June 1, 1946. The present petition seeks to modify the provisions of the order now in effect so as to permit the respondent to publish and file with the Secretary an amendment to its tariff making effective the following rates and charges:

(a) *For yardage.*

	Cents per head
Cattle	60
Calves	35
Hogs	21
Sheep	14

Plus 20 cents for each draft weighed.

(b) *Storage of market livestock after sale.*

	Cents per head
Cattle	12
Calves	6
Hogs	4
Sheep	2½

(c) *For handling and delivery of direct shipments by truck.*

	Cents per head
Cattle	30
Calves	18
Hogs	11
Sheep	7

(d) *For handling and storage of railborne shipments not offered for sale on the public market.*

	Cents per head
For each 24 hours or fraction thereof:	
Cattle	12
Calves	6
Hogs	4
Sheep	2½

(e) *For washing and disinfecting trucks and trailers.*

Small truck or trailer, washing, 50 cents; disinfecting, 25 cents.
Medium truck or trailer, washing $1.00; disinfecting, 50 cents.
Large truck or trailer, washing, $1.25; disinfecting, 75 cents.
Twenty percent added for double decks.

(f) *For reweighing.*

	Cents per head
Cattle	18
Calves	10
Hogs	5
Sheep	4

(g) *For resale or change of ownership.*

	Cents per head
Cattle	5
Calves	3
Hogs	2
Sheep	1

(h) *For feed.*

Fifty cents per bushel of corn and per 100 lbs. of hay or straw in addition to the delivered cost.

The modification requested by the respondent, if made effective, will necessitate the following increases in respondent's yardage and feed charges:

(a) *Yardage.*

	Cents per head
Cattle	10
Calves	5
Hogs	3
Sheep	2

(b) *Storage of market livestock after sale.*

	Cents per head
Cattle	2
Calves	1
Hogs	1
Sheep	½

(c) *Direct shipments by truck.*

	Cents per head
Cattle	5
Calves	3
Hogs	2
Sheep	1

(d) *Railborne non-market livestock.*

	Cents per head
Directs:	
Cattle	2
Calves	1
Hogs	1
Sheep	½
Feed and water:	
Cattle	2
Calves	1
Hogs	1
Sheep	½

(e) *Reweighing.*

	Cents per head
Cattle	3
Calves	2
Hogs	1
Sheep	1

(f) *Resale.*

Cattle, calves, hogs, and sheep: Nominal. Approximately 2,000 drafts, originally weighed up by market agencies, are turned to ultimate buyers yearly.

(g) *Feed.*

Corn 25 cents per bushel.
Hay 25 cents per hundredweight.
Straw 25 cents per hundredweight.

Effect of proposed modification. The effect of such proposed modification, if granted, would be to increase the revenues of the respondent, and, accordingly, it appears that public notice should be given to all interested persons of the request of the respondent so as to afford all interested persons, including patrons of the respondent, an opportunity to manifest their desire to be heard on the matter. Therefore, notice is hereby given to the public and to all interested persons of the request of the respondent for a modification of the orders of the Secretary referred to above. This notice is being given for the purpose of affording said respondent and all other interested persons including patrons of the respondent an opportunity to be heard on the matters covered in the petition for modification.

All persons who desire to be heard shall notify the hearing clerk, Office of the Solicitor, United States Department of Agriculture, Washington 25, D. C., within 15 days from the date of the publication of this order.

Copies hereof shall be served on the respondent by registered mail or in person.

Done at Washington, D. C., this 24th day of May 1946.

[SEAL] E. A. MEYER,
Assistant Administrator for Regulatory and Marketing Service Work, Production and Marketing Administration.

[F. R. Doc. 46-8830; Filed, May 24, 1946; 3:30 p. m.]

DEPARTMENT OF LABOR.

Children's Bureau.

EMPLOYMENT OF MINORS BETWEEN 16 AND 18 YEARS OF AGE IN OCCUPATIONS INVOLVED IN OPERATION OF POWER-DRIVEN HOISTING APPARATUS

NOTICE OF HEARING ON PROPOSED FINDING AND ORDER

Whereas, section 12 (a) of the Fair Labor Standards Act of 1938 (Act of June 25, 1938, c. 676, 52 Stat. 1060, U. S. Code, tl. 29, sec. 201) prohibits the shipment or delivery for shipment of goods in commerce, as defined in the act, which are produced in establishments situated in the United States in or about which within 30 days prior to the removal of such goods therefrom any oppressive child labor has been employed; and

Whereas, section 3 (l) of the said Act which defines oppressive child labor provides in part as follows:

(1) "Oppressive child labor" means a condition of employment under which (1) any employee under the age of 16 years is employed by an employer * * * in any occupation, or (2) any employee between the ages of sixteen and eighteen years is employed by an employer in any occupation which the Chief of the Children's Bureau in the Department of Labor shall find and by order declare to be particularly hazardous for the employment of children between such ages or detrimental to their health or well-being; * * *

and

Whereas, the Chief of the Children's Bureau issued on November 3, 1938, a regulation prescribing the Procedure Governing Determinations of Hazardous Occupations: [1] and

Whereas, pursuant to the said regulation, an investigation has been conducted with respect to the hazardous nature of occupations involved in the operation of power-driven hoisting apparatus with special reference to the employment of minors between 16 and 18 years of age; and

Whereas, a report of the investigation, entitled Occupational Hazards to Young Workers (Report No. 7—The Operation of Hoisting Apparatus) has been submitted to the Chief of the Children's Bureau, copies of which will be sent upon request directed to the Office of the Children's Bureau, United States Department of Labor, Washington, D. C., showing that:

1. Many minors under 18 years of age are being injured in operating or assisting in the operation of hoisting apparatus.

2. The number of industrial injuries caused by hoisting apparatus is substantial in comparison with industrial injuries in general.

3. Injuries due to hoisting apparatus are relatively severe, resulting in a disproportionately high number of deaths and permanent disabling injuries.

4. Injuries due to hoisting apparatus occur not only to the operators but also to those assisting in the operation of hoisting apparatus and to other employees.

5. The hazards of operating or assisting in the operation of hoisting apparatus tend to be greater for young persons than for more mature persons because young persons usually lack the characteristics of caution and judgment needed to operate hoisting apparatus safely.

6. The hazards to minors of operating hoisting apparatus is recognized by minimum-wage standards for the employment of young workers imposed by State

[1] Published in the FEDERAL REGISTER, vol. 3, p. 2640, under the heading Title 29—Labor, Chapter IV.—Children's Bureau—Child Labor—Part 421, Procedure Governing Determinations of Hazardous Occupations.

laws, and in nationally recommended safety codes; and

Whereas, the Chief of the Children's Bureau, under the authority of section 3 (1) of said act proposes to issue a finding and order in the form set forth below relating to occupations involved in the operation of power-driven hoisting apparatus.

Now, therefore, notice is hereby given of a public hearing to be held on June 25, 1946, commencing at 10 a. m. in room 7129, United States Department of Labor Building, 14th Street and Constitution Avenue, Washington, D. C., before a presiding officer to be designated hereafter, at which interested parties will be given opportunity to appear and to be heard with respect to the said report and proposed finding and order. All parties desiring to appear at the hearing are requested to notify the Children's Bureau at least 5 days prior to the date fixed for hearing. Any interested party who is unable to appear in person or by representative may submit a written comment or brief to the Children's Bureau not later than the day prior to the date fixed herein for said hearing in order that the same may be made part of the record of the hearing.

Proposed Finding and Order

[Hazardous Occupations Order 7]

§ 422.7 *Occupations involved in the operation of power driven hoisting apparatus*—(a) *Finding and declaration of fact.* By virtue of and pursuant to the authority conferred by section 3 (1) of the Fair Labor Standards Act of 1938 [1] and pursuant to the regulation prescribing the Procedure Governing Determination of Hazardous Occupations; [2] an investigation having been conducted with respect to the hazards for minors between 16 and 18 years of age in employment in occupations involved in the operation of power-driven hoisting apparatus and a report of the investigation having been submitted to the Chief of the Children's Bureau;

Now, therefore, I, Katherine F. Lenroot, Chief of the Children's Bureau of the United States Department of Labor, hereby find and declare that the following occupations involved in the operation of power-driven hoisting apparatus are particularly hazardous for minors between 16 and 18 years of age:

(1) Work of operating an elevator, crane, derrick, hoist, or high-lift truck.

(2) Work of loading or unloading a freight elevator or riding on a freight elevator in conjunction with such work or with the transportation of materials.

(3) Work of assisting in the operation of a crane, derrick, hoist, or high-lift truck by preparing the load for lifting, signaling the operator, unhooking the load after lowering and similar work usually performed by crane hookers, chasers, hookers-on, riggers, rigger helpers, and the like.

(b) *Definitions.* As used in this order:

(1) The term "elevator" shall mean any power-driven hoisting or lowering mechanism equipped with a car or platform which moves in guides in a substantially vertical direction. The term shall include both passenger and freight elevators (including portable elevators or tiering machines), but shall not include dumbwaiters or unattended automatic-operation elevators.

(2) The term "crane" shall mean a power-driven machine for lifting and lowering a load and moving it horizontally, in which the hoisting mechanism is an integral part of the machine. The term shall include all types of cranes, such as cantilever gantry, crawler, gantry, hammerhead, ingot-pouring, jib, locomotive, motor-truck, overhead traveling, pillar jib, pintle, portal, semi-gantry, semi-portal, storage bridge, tower, walking jib, and wall cranes.

(3) The term "derrick" shall mean a power-driven apparatus consisting of a mast or equivalent members held at the top by guys or braces, with or without a boom, for use with a hoisting mechanism or operating ropes. The term shall include all types of derricks, such as A-frame, breast, Chicago boom, gin-pole, guy, and stiff-leg derrick.

(4) The term "hoist" shall mean a power-driven apparatus for raising or lowering a load by the application of a pulling force that does not include a car or platform running in guides. The term shall include all types of hoists, such as base-mounted electric, clevis suspension, hook suspension, monorail, overhead electric, simple drum, and trolley suspension hoists.

(5) The term "high-lift truck" shall mean a power-driven industrial type of truck used for lateral transportation that is equipped with a power-operated lifting device usually in the form of a fork or platform capable of tiering loaded pallets or skids one above the other. Instead of a fork or platform, the lifting device may consist of a ram, scoop, shovel, crane, revolving fork, or other attachments for handling specific loads. The term shall mean and include high-lift trucks known under such names as fork lifts, fork trucks, fork-lift trucks, tiering trucks, or stacking trucks, but shall not mean low-lift trucks or low-lift platform trucks that are designed for the transportation of but not the tiering of material.

This order shall not justify noncompliance with any Federal or State law or municipal ordinance establishing a higher standard than the standard established herein.

This order shall become effective on August 1, 1946 and shall be in force and effect until amended or repealed by order hereafter made and published by the Chief of the Children's Bureau.

Dated at Washington, D. C., this 23d day of May 1946.

KATHERINE F. LENROOT,
Chief of the Children's Bureau.

[F. R. Doc. 46-8828; Filed, May 24, 1946; 11:53 a. m.]

[1] Act of June 25, 1938, C. 676, 52 Stat. 1060, U. S. Code, Tit. 29, Sec. 201.

[2] Issued November 3, 1938, pursuant to authority conferred by section 3 (1) of the Fair Labor Standards Act of 1938, published in the FEDERAL REGISTER, Vol. 3, p. 2640, November 5, 1938, Procedure Governing Determinations of Hazardous Occupations.

Wage and Hour Division.

LEARNER EMPLOYMENT CERTIFICATES

ISSUANCE TO VARIOUS INDUSTRIES

Notice of issuance of special certificates for the employment of learners under the Fair Labor Standards Act of 1938.

Notice is hereby given that special certificates authorizing the employment of learners at hourly wage rates lower than the minimum wage rate applicable under section 6 of the act have been issued to the firms hereinafter mentioned under section 14 of the act, Part 522 of the regulations issued thereunder (August 16, 1940, 5 F.R. 2862, and as amended June 25, 1942, 7 F.R. 4725), and the determinations, orders and/or regulations hereinafter mentioned. The names and addresses of the firms to which certificates were issued, industry, products, number of learners, and effective and expiration dates of the certificates are as follows:

Single Pants, Shirts and Allied Garments, Women's Apparel, Sportswear, Rainwear, Robes and Leather and Sheep-Lined Garments Divisions of the Apparel Industry, Learner Regulations, July 20, 1942 (7 F.R. 4724), as amended by Administrative Order March 13, 1943 (8 F.R. 3079), and Administrative Order June 7, 1943 (8 F.R. 7890):

Roy Manufacturing Company, 125 South Spruce Street Mount Carmel, Pennsylvania; Cotton wash dresses; ten (10) percent (T); effective June 1, 1946, expiring May 31, 1947.

Cigar Industry Learner Regulations, April 22, 1944 (9 F.R. 4330):

Jose E. Reyes & Company, P. O. Box 583, Jefferson Street, Quincy, Florida; cigars; six (6) learners (EX); Cigar machine operating for a learning period of 320 hours at 30 cents per hour; effective May 17, 1946, expiring November 16, 1946.

Hosiery Learner Regulations, September 4, 1940 (5 F.R. 3530), as amended by Administrative Order March 13, 1943 (8 F.R. 3079):

Continental Hosiery Company, Henderson, North Carolina; Seamless hosiery; Twenty-six (26) learners (EX); effective May 30, 1946, expiring November 29, 1946.

Barber Hosiery Mills, Inc., Mount Airy, North Carolina; Seamless hosiery; five (5) percent (T); effective May 21, 1946, expiring May 20, 1947.

Independent Telephone Learner Regulations, July 17, 1944 (9 F.R. 7125):

Villisca Farmers Mutual Telephone Company, Villisca, Iowa; (T); effective June 2, 1946, expiring June 1, 1947.

The employment of learners under these certificates is limited to the terms and conditions therein contained and is subject to the provisions of the applicable determinations, orders and/or regulations cited above. These certificates have been issued upon the employers' representations that experienced workers for the learner occupations are not available for employment and that they are actually in need of learners at subminimum rates in order to prevent curtailment of opportunities for employment. The certificates may be cancelled in the manner provided in the regulations and as indicated in the certificates. Any person aggrieved by the issuance of any of these certificates may seek a review or reconsideration thereof within fifteen days after publication of this notice in the FEDERAL REGISTER pursuant to the provisions of regulations, Part 522.

Signed at New York, New York, this 23d day of May 1946.

PAULINE C. GILBERT,
Authorized Representative of the Administrator.

[F. R. Doc. 46-8857; Filed, May 27, 1946; 10:38 a. m.]

FEDERAL POWER COMMISSION.

[Docket No. G-583]

MISSISSIPPI RIVER FUEL CORP.

ORDER FIXING DATE OF HEARING

MAY 23, 1946.

Upon consideration of the application filed on September 28, 1944, by Mississippi River Fuel Corporation (Applicant), for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, to authorize the construction and operation of facilities to be used in connection with its transportation and sale of natural gas in interstate commerce for resale for ultimate public consumption, said facilities being described as follows:

An extension to the Perryville compressor station building, the addition of four (4) Clark 600 BHP Gas Engines directly connected to compressors with miscellaneous equipment, including oil coolers, mufflers, air filters, etc.; the installation of additional suction headers and discharge headers, heat exchangers and miscellaneous piping and equipment; two (2) new compressors to be installed on the presently operated 1,200 HP National Transit Engines; the installation of one (1) 1,500 GPM Electric Motor Driven Water Pump and piping in connection therewith; the installation of one (1) 500 GPM Electric Motor Driven Water Pump and ten thousand (10,000) feet of piping for the purpose of pumping water from Bayou Bartholemew; one (1) 190 KW Gas Engine Generator and auxiliary equipment; also fourteen (14) Vortox air cleaners on existing compressor units.

The Commission orders that:

(A) A public hearing be held commencing on June 10, 1946, at 10:00 a. m. (CDST) in Grand Jury Room 425, U. S. Court and Customs House Building, in the city of St. Louis, Missouri, respecting the matters involved and the issues presented in this proceeding.

(B) Interested State commissions may participate in this hearing as provided in § 67.4 of the provisional rules of practice and regulations under the Natural Gas Act.

By the Commission.

LEON M. FUQUAY,
Secretary.

[SEAL]

[F. R. Doc. 46-8845; Filed, May 27, 1946; 9:52 a. m.]

[Docket No. IT-5993]

FLORIDA POWER CORP.

NOTICE OF APPLICATION

MAY 23, 1946.

Notice is hereby given that on May 21, 1946, an application was filed with the Federal Power Commission pursuant to section 204 of the Federal Power Act by Florida Power Corporation ("Applicant"), a corporation organized under the laws of the State of Florida and doing business in said State, with its principal business office at St. Petersburg, Florida, seeking an order authorizing it to make a serial bank loan, under a bank loan agreement executed April 30, 1946, with the Guaranty Trust Company of New York, in the amount of $3,235,000 to be evidenced by twenty serial promissory notes of the Applicant to be dated as of the execution date (not later than July 1, 1946), and to mature serially commencing six months after the execution dates and every six months thereafter, in amounts progressing from $100,000 to $230,000 for each note, bearing an interest rate ranging from 1.5% to 2.125% for each note. The purpose for which the said bank loan is to be made and the serial notes to be issued is the retirement and redemption of Applicant's 3¼% Serial Debentures, issued under and by virtue of Indenture dated as of February 1, 1944, by Applicant to Chemical Bank and Trust Company, as Trustee; all as more fully appears in the Application on file with the Commission.

Any persons desiring to be heard or to make any protest with reference to said application, should, on or before the 10th day of June, 1946, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's rules of practice and regulations.

LEON M. FUQUAY,
Secretary.

[SEAL]

[F. R. Doc. 46-8863; Filed, May 27, 1946; 11:14 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[MPR 580, Amdt. 3 to Order 156]

CONGRESS SHIRT CO.

ESTABLISHMENT OF MAXIMUM PRICES

Maximum Price Regulation 580, Amendment 3 to Order 156. Establishing ceiling prices at retail for certain articles; Docket No. 6063-580-13-659.

For the reasons set forth in the opinion issued simultaneously herewith, Order 156 issued under section 13 of Maximum Price Regulation 580 on application of Congress Shirt Company, 141 Essex Street, Boston 11, Massachusetts, is amended in the following respects:

1. Paragraph (a) is amended by adding the following:

Lot No.	Manufacturer's selling price	Retail ceiling price
Congress Men's "Mackinaws"		
48/6	$8.22	$13.75
48/6X	8.84	14.75
Congress "Sideline" Parkas		
48/SLM	6.72	11.25
48/SLB	5.85	9.75
Congress "Reversible" Jackets		
78G	7.99	13.50
78GX	8.28	13.95
86G	7.03	12.00
"Congress Virgin Wool" Plaid Shirts	*Dozen*	*Each*
400	$60.88	$8.50
402B-406B	43.74	6.25
Congress Men's "Maine Guide Shirts"		
153C-155C	63.78	8.95
501C-502C-503C	81.14	11.50
504C-505C-506C		
540C	83.46	11.75
541C	77.52	10.95
570C	90.36	12.75
Congress Boys' "Maine Guide Shirts"		
153CY-155CY	59.45	8.25
501CY-502CY-503CY	75.25	10.50
504CY-505CY-506CY		
540CY	77.38	10.75
541CY	71.94	10.00
570CY	83.69	11.75

2. Paragraph (d) is amended by adding thereto the following undesignated paragraph:

Upon issuance of any amendment to this order which either adds an article to those already listed in paragraph (a) or changes the retail ceiling price of a listed article, the manufacturer or wholesaler, as to such article, must comply with the pretiketing requirements of this paragraph within 30 days after the issuance of the amendment. After 60 days from the issuance date, no retailer may offer or sell the article unless it is pretiketed in accordance with the requirements of this paragraph. Prior to the expiration of the 60 day period, unless the article is so pretiketed, the retailer shall comply with the marking, tagging and posting provisions of the regulation which would apply only in the absence of this order. However, the pricing provisions of this order or of any subsequent amendment thereto shall apply as of the effective date of the order or applicable amendment.

3. Paragraph (e) is amended by adding thereto the following sentence: "The seller shall also send the purchaser a copy of each amendment at the time of or before the first delivery (subsequent to the effective date of the amendment) of any article the sale of which is affected in any manner by the amendment."

This amendment shall become effective May 28, 1946.

Issued this 27th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8900; Filed, May 27, 1946; 11:31 a. m.]

[MPR 188, Rev. Order 1 Under Rev. Order 3]

ECLIPSE LAWN MOWER CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 5 (e) of Order No. 3 under Maximum Price Regulation No. 188, *It is ordered:*

(a) This revised order establishes uniform retail ceiling prices for sales of ten models of hand lawn mowers manufactured by the Eclipse Lawn Mower Company, Prophetstown, Illinois, for which the manufacturer's prices have already been adjusted under Revised Order No. 3, under § 1499.159e of Maximum Price Regulation No. 188, as follows:

Model:	*Uniform retail ceiling prices*
Eclipse 16"----------	$23.45
Eclipse 18"----------	25.05
Vogue 16"----------	17.65
Vogue 18"----------	18.75
Arlington 16"----------	11.65
Arlington 18"----------	12.45
Torpedo 16"----------	9.35
Midwest 16"----------	8.50
Zephyr 16"----------	19.55
Zephyr 18"----------	20.85

(b) On and after May 1, 1946 the manufacturer may not deliver to a purchaser for resale, an article for which the uniform ceiling price is fixed by this order unless there is attached to it a retail price tag or label stating the manufacturer's name or the brand name, the model number or designation and the uniform retail ceiling price.

(c) Except as modified by this order, all provisions of Revised Order No. 3 under § 1499.159e of Maximum Price Regulation No. 188 apply to all persons and to all sales and deliveries of articles covered by this order.

This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective as of May 1, 1946.

Issued this 24th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8808; Filed, May 24, 1946; 11:34 a. m.]

[SO 142, Amdt. 1 to Order 34]

BUDA CO.

ADJUSTMENT OF MAXIMUM PRICES

Amendment No. 1 to Order No. 34 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. The Buda Company. Docket No. 6083-SO 142-136-47.

For reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142, *It is ordered:*

(a) Section (c) of Order No. 34, issued February 20, 1946, is hereby amended to read as follows:

The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the percentage amount by which his net invoiced cost has been increased by reason of this order.

(b) Section (d) of Order No. 34, issued February 20, 1946, is hereby amended to read as follows:

The Buda Company, Harvey, Illinois, shall notify each purchaser, who buys the products listed in paragraph (a) above for resale of the percentage amount by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(c) This amendment may be revoked or amended by the Price Administrator at any time.

This amendment shall become effective immediately.

Issued this 24th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8826; Filed, May 24, 1946; 11:34 a. m.]

[Rev. SO 119, Order 226]

THERMADOR ELECTRICAL MFG. CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 226 under Revised Supplementary Order 119. Adjustment of maximum prices for electric water heaters manufactured by the Thermador Electrical Manufacturing Company, Los Angeles, California. Docket No. 6123-SO 119-90.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 13 of Revised Supplementary Order No. 119, it is ordered:

(a) *Maximum prices for the Thermador Electrical Manufacturing Company, Los Angeles, California.* (1) The above manufacturer may determine his maximum prices for his line of electric water heaters by increasing by 5.8 percent his prices on these items in effect on October 1, 1941 to each class of purchaser.

(2) Since the provisions of this order are not intended to reduce properly established maximum prices, the manufacturer may continue to use as his maximum prices to each class of purchaser his properly established prices in effect under Maximum Price Regulation No. 591 in the event that such prices exceed the prices in effect to each class of purchaser on October 1, 1941 plus the increase provided for in (1) above.

(3) The maximum prices set forth above shall be subject to discounts and allowances including transportation allowances and price differentials which are at least as favorable as those the manufacturer extended or rendered or would have extended or rendered to each class of purchaser on commodities in the same general category during March, 1942.

(b) *Resellers' maximum prices.* All resellers of the commodities covered by this order (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their presently established maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted the manufacturer by this order.

(c) *Notification to all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment granted by this order is put into effect:

Order No. 226 under Revised Supplementary Order 119 authorizes a 5.8 percent increase in October 1, 1941, net prices for sales of electric water heaters manufactured by this company.

Resellers (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their existing maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted by Order No. 226.

(d) All prayers for relief not granted herein are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective May 25, 1946.

Issued this 24th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8823; Filed, May 24, 1946; 11:33 a. m.]

[Rev. SO 119, Order 227]

REPUBLIC BRASS CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 227 under Revised Supplementary Order 119. Adjustment of maximum prices for sales of stop valves, stop and waste valves, boiler drain valves and sill faucets manufactured by the Republic Brass Company of Cleveland, Ohio. Docket No. 6123-SO 119-102.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 13 of Revised Supplementary Order No. 119, it is ordered:

(a) *Maximum prices for the Republic Brass Company of Cleveland, Ohio.* (1) The above manufacturer may determine his maximum prices for his line of stop valves, stop and water valves, boiler drain faucets and sill faucets by increasing by 10.4 percent his prices on these items in effect on October 1, 1941 to each class of purchaser.

(2) Since the provisions of this order are not intended to reduce properly established maximum prices, the manufacturer may continue to use his maximum prices to each class of purchaser his properly established prices in effect under Maximum Price Regulation No. 591 in the event that such prices exceed the prices in effect to each class of purchaser on October 1, 1941 plus the increase provided for in (1) above.

(3) The maximum prices set forth above shall be subject to discounts and allowances including transportation allowances and price differentials which are at least as favorable as those the manufacturer extended or rendered or would have extended or rendered to each class of purchaser on commodities in the same general category during March 1942.

(b) *Resellers' maximum prices.* All resellers of the commodities covered by this order (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their presently established maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted the manufacturer by this order.

(c) *Notification to all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment granted by this order is put into effect:

Order No. 227 under Revised Supplementary Order No. 119 authorizes a 10.4 percent increase in October 1, 1941 net prices for sales of stop valves, stop and waste valves, boiler drain faucets and sill faucets, manufactured by this company.

Resellers (but not manufacturers who purchase such items for use in the manufacure of other products) may add to their existing maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted by Order No. 227.

(d) All prayers for relief not granted herein are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective May 25, 1946.

Issued this 24th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8824; Filed, May 24, 1946; 11:33 a. m.]

[Rev. SO 119, Order 228]

FRANKLIN EQUIPMENT CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 228 under Revised Supplementary Order 119. Adjustment of maximum prices for sales of metal utility baskets with rope handles manufactured by the Franklin Equipment Company of Monticello, Iowa. Docket No. 6123-SO 119-111.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 13 of Revised Supplementary Order No. 119, It is ordered:

(a) *Maximum prices for the Franklin Equipment Company of Monticello, Iowa.* (1) The above manufacturer may determine his maximum prices for his line of Metal Utility Baskets with rope handles by increasing by 13.6 percent his prices on these items in effect on October 1, 1941, to each class of purchaser.

(2) Since the provisions of this order are not intended to reduce properly established maximum prices, the manufacturer may continue to use as his maximum prices to each class of purchaser his properly established prices in effect under Maximum Price Regulation No. 591 in the event that such prices exceed the prices in effect to each class of purchaser on October 1, 1941, plus the increase provided for in (1) above.

(3) The maximum prices set forth above shall be subject to discounts and allowances including transportation allowances and price differentials which are at least as favorable as those the manufacturer extended or rendered or would have extended or rendered to each class of purchaser on commodities in the same general category during March 1942.

(b) *Resellers' maximum prices.* All resellers of the commodities covered by this order (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their presently established maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted the manufacturer by this order.

(c) *Notification to all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment granted by this order is put into effect:

Order No. 228 under Revised Supplementary Order No. 119 authorizes a 13.6 percent increase in October 1, 1941 net prices for sales of metal utility baskets with rope handles manufactured by this company.

Resellers (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their existing maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted by Order No. 228.

(d) All prayers for relief not granted herein are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective May 25, 1946.

Issued this 24th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8825; Filed, May 24, 1946; 11:33 a. m.]

[SO 142, Order 116]

HYSTER CO.

ADJUSTMENT OF MAXIMUM RICES

Order No. 116 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. Hyster Company, Portland, Oregon. Docket No. 6083-SO 142-136-278.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to Supplementary Order No. 142, *It is ordered:*

(a) The maximum prices for sales by the Hyster Company, Portland 8, Oregon, of all its products, which are covered by any of the regulations listed in Supplementary Order No. 142, shall be determined as follows: The maximum prices for any of the above described products, having a base date price, shall be the applicable base date price increased by 8.2% of that price.

The phrase in this order "base date price" shall mean a price frozen under the applicable regulation (By reference to published list prices, and to sales made during a defined period of time prior to a base date) except that for every product covered by this order the base date to be used for establishing a frozen price shall be October 1, 1941. The phrase does not include any price adjusted upward by industry-wide or individual adjustment orders.

(b) For any product for which a price is established under section 8 of Revised Maximum Price Regulation 136; 4 (d) (1) (j) of Maximum Price Regulation 67, § 1361.53 of Maximum Price Regulation 246; or § 1390.205 (d) of Maximum Price Regulation 351; the maximum price shall be computed under the appropriate provisions of the applicable regulation using the price computed under paragraph (a) of the order for the frozen priced product before change or modification.

The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The resellers shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to issue of this order, by the percent by which his net invoiced cost has been increased by reason of this order.

The Hyster Company, Portand, Oregon, shall notify each purchaser, who buys the products listed in paragraph (a) above for resale of the percentage by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

All requests not granted herein are denied.

This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 25, 1946.

Issued this 24th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8827; Filed, May 24, 1946; 11:34 a. m.]

[MPR 188, Amdt. 1 to Order 4239]

DETECTO SCALES, INC.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to § 1499.157 of Maximum Price Regulation No. 188 and section 6.4 of Second Revised Supplementary Regulation No. 14; *It is ordered,* That Order

No. 4239 issued under § 1499.157 of Maximum Price Regulation No. 188 and section 6.4 of Second Revised Supplementary Regulation No. 14 be amended to read as follows:

(a) This order establishes maximum prices for sales and deliveries by Detecto Scales, Incorporated, 1 Maine Street, Brooklyn 1, New York, of its Detecto Bathroom Scale with Lucite Magnifying Glass, Model No. 1018M.

(1) The maximum price to wholesalers (jobbers) shall be $2.50 f. o. b. factory, and the maximum prices to all other classes of purchasers shall reflect the customary differentials which Detecto Scales, Incorporated, had in effect during March 1942 for sales of the same or similar commodities.

(2) The above maximum prices are subject to all allowances and discounts in effect during March 1942.

(b) The maximum prices established by this order are subject to the adjustment provided for in Order No. 46 under Revised Supplementary Order No. 119.

(c) Resellers of articles subject to this order shall compute their maximum prices in accordance with Order No. 46 under Revised Supplementary Order No. 119.

(d) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 25th day of May 1946.

Issued this 24th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8809; Filed, May 24, 1946; 11:34 a. m.]

[MPR 188, Amdt. 1 to Order 4315]

GRAVIN HEAT-SHAVER CORP.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, *It is ordered:* That paragraph (a) (1) of Order No. 4315 issued under § 1499.158 of Maximum Price Regulation No. 188, be amended as follows:

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model	Maximum prices for sales by any seller to—				
		Distributor	Wholesalers (jobbers)	Retailers (6 units or more)	Retailers (less than 6 units)	Consumer
		Each	*Each*	*Each*	*Each*	*Each*
Heat-Shaver razor in leather solid frame case.	5 x 15/8"	$4.77	$5.30	$6.36	$6.89	$10.62

These maximum prices are for the articles described in the manufacturer's application dated June 2, 1945.

This amendment shall become effective immediately.

Issued this 24th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8810; Filed, May 24, 1946; 11:34 a. m.]

[MPR 188, Order 5011]

HILLER INDUSTRIES

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Hiller Industries of Fifth and Allston Way, Berkeley 2, Calif.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Maximum prices for sales by any seller to—		
		Wholesalers (jobbers)	Dealers	Consumers
		Each	*Each*	*Each*
Center punch	ICP	$0.625	$0.83	$1.25

These maximum prices are for the articles described in the manufacturer's application dated March 13, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory and subject to a cash discount of 2% for payment within 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement:

OPA Retail Ceiling Price—$1.25 Each
Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 25th day of May 1946.

Issued this 24th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8811; Filed, May 24, 1946; 11:35 a. m.]

[MPR 260, Amdt. 1 to Order 111]

T. E. BROOKS & CO.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this amendment and pursuant to § 1358.102 (b) of Maximum Price Regulation 260; *It is ordered*, That:

The maximum prices for the "Hava Sweet-Invincible" cigars set forth in paragraph (a) of Order No. 111 under Maximum Price Regulation No. 260, are amended to read as follows:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
Hava Sweet	Invincible	50	$60.00	2 for 15

This amendment shall become effective May 25, 1945.

Issued this 24th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8812; Filed, May 24, 1946; 11:35 a. m.]

[MPR 591, Order 530]

DEPENDON PRODUCTS CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) (1) The maximum net prices for sales by any person to consumers of the following sizes of aluminum combination screen and storm windows manufactured by Dependon Products Company of Pittsburgh, Pa., and as described in the application dated April 25, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington, D. C., shall be the list price per window opening set forth in (d).

(2) The maximum price on an installed basis on sales to consumers shall be the list prices set forth in (d) below plus the actual cost of the installation in no event to exceed $2.00 per window opening or the charge established in the appropriate area order whichever is lower.

(b) The maximum net delivered prices on sales to dealers by any person shall be the list prices set forth in (d) below reduced by 33⅓ percent.

(c) The maximum net prices f. o. b. point of shipment on sales to distributors by any person shall be the list prices set forth in (d) below reduced by successive discounts of 40 percent and 10 percent.

(d) *Price schedule.*

TWO LIGHT ALUMINUM COMBINATION STORM SASH AND SCREENS

Window glass size	Unit price	Without screen
14 x 15	$15.60	$13.09
16	15.84	13.40
18	16.32	13.75
20	16.80	14.16
21	17.04	14.34
22	17.28	14.53
24	17.76	14.92
26	18.28	15.34
28	18.74	15.69
30	19.24	16.03
32	19.72	16.51
34	20.22	16.90
36	21.06	17.65
16 x 15	15.97	13.48
16	16.23	13.68
18	16.74	14.10
20	17.26	14.51
21	17.52	14.70
22	17.94	14.80
24	18.28	15.32
26	18.78	15.71
28	19.29	16.13
30	19.79	16.54
32	20.31	16.93
34	20.81	17.33
36	21.33	17.73
18 x 15	16.38	13.77
16	16.65	13.98
18	17.16	14.46
20	17.69	14.85
21	17.97	15.35
22	18.22	15.45
24	18.76	15.65
26	19.29	16.11
28	19.83	16.58
30	20.43	16.91
32	20.90	17.41
34	21.45	17.82
36	21.98	20.99
20 x 15	16.74	13.86
16	17.04	14.31
18	17.61	14.75
20	18.17	15.19
21	18.40	15.42
22	18.72	15.67
24	19.28	16.19
26	19.81	16.54
28	20.38	16.98
30	20.94	17.45
32	21.49	17.85
34	22.02	18.21
36	22.55	18.73
22 x 15	17.15	14.40
16	17.43	14.50
18	18.04	15.08
20	18.61	15.56
21	18.89	15.75
22	19.18	16.00
24	19.76	16.49
26	20.34	16.93
28	20.90	17.41
30	21.51	17.87
32	22.08	18.35
34	22.65	18.80
36	23.24	19.27
24 x 15	17.54	14.70
16	17.83	14.91
18	18.45	15.42
20	19.04	15.88
21	19.35	16.14
22	19.63	16.38
24	20.26	16.86
26	20.84	17.35
28	21.46	17.82
30	22.01	18.30
32	22.81	18.80
34	23.29	19.32
36	23.90	20.11
26 x 15	17.93	14.99
16	18.24	15.23
18	18.85	15.73
20	19.52	16.27
21	19.79	16.48
22	20.13	16.75
24	20.73	17.24
26	21.38	17.74

TWO LIGHT ALUMINUM COMBINATION STORM SASH AND SCREENS—Continued

Window glass size	Unit price	Without screen
26 x 28	$21.99	$18.25
30	22.62	18.76
32	23.27	19.28
34	23.90	19.78
36	24.53	20.30
27 x 15	18.11	15.12
16	18.45	15.40
18	19.07	15.89
20	19.70	16.41
21	20.00	16.67
22	20.37	16.93
24	20.99	17.44
26	21.62	17.94
28	22.27	18.46
30	22.91	18.98
32	23.54	19.50
34	24.19	20.00
36	24.82	20.52
28 x 15	18.32	15.29
16	18.65	15.57
18	19.29	16.06
20	19.94	16.78
21	20.27	16.85
22	20.59	17.12
24	21.23	17.63
26	21.88	18.15
28	22.55	18.67
30	23.21	18.92
32	23.84	19.72
34	24.49	20.24
36	25.12	20.74
30 x 15	18.72	15.60
16	19.04	15.84
18	19.73	16.39
20	20.38	16.92
21	20.92	17.21
22	21.05	17.41
24	21.73	18.04
26	22.42	18.58
28	23.08	19.11
30	23.76	19.63
32	24.45	19.70
34	25.12	20.74
36	25.81	21.30
32 x 15	19.09	15.93
16	19.44	16.15
18	20.14	16.72
20	20.83	17.56
21	21.18	17.73
22	21.53	17.83
24	22.23	18.41
26	22.93	18.59
28	23.62	19.54
30	24.32	20.08
32	25.02	20.65
34	25.72	21.22
36	26.44	21.73
34 x 15	19.48	16.17
16	19.85	16.49
18	20.57	17.06
20	21.29	17.65
21	21.64	17.93
22	21.99	18.20
24	22.73	18.80
26	23.45	19.45
28	24.17	19.96
30	24.87	20.45
32	25.61	21.04
34	26.37	21.71
36	27.11	22.38
36 x 15	19.87	15.51
16	20.24	16.77
18	20.99	17.39
20	21.73	17.98
21	22.10	18.28
22	22.49	18.47
24	23.23	19.18
26	23.97	19.78
28	24.71	20.39
30	25.46	21.17
32	26.20	21.56
34	26.94	22.17
36	27.68	22.76
38 x 15	21.04	16.79
16	21.42	17.07
18	22.20	17.71
20	22.96	18.34
21	23.34	18.62
22	23.71	18.94
24	24.49	19.55
26	25.28	20.24
28	26.04	20.81
30	26.80	21.44
32	27.57	22.06
34	28.36	22.68
36	28.42	23.33
40 x 15	22.46	18.11
16	22.90	18.48
18	23.77	19.20
20	24.75	20.02
21	25.19	20.38
22	25.65	20.77
24	26.56	21.53
26	27.46	22.28
28	28.41	23.05
30	29.33	23.82
32	30.25	24.67

TWO LIGHT ALUMINUM COMBINATION STORM SASH AND SCREENS—Continued

Window glass size	Unit price	Without screen
40 x 34	$31.17	$25.36
36	32.09	26.13
42 x 15	22.53	18.42
16	23.32	18.80
18	24.27	19.61
20	25.22	20.39
21	25.68	20.77
22	26.16	21.17
24	27.11	21.96
26	28.05	22.74
28	29.00	23.53
30	29.95	24.33
32	30.89	25.11
34	31.84	25.90
36	32.79	26.69
44 x 15	23.23	18.70
16	23.69	19.09
18	24.67	19.90
20	25.65	20.70
21	26.15	21.14
22	26.63	21.55
24	27.61	22.47
26	28.59	23.17
28	29.57	23.99
30	30.55	24.80
32	31.53	25.61
34	32.51	26.45
36	33.49	27.21
46 x 16	26.55	23.00
34	27.50	24.15
36	28.45	25.25
22	29.60	26.20
24	30.65	27.10
26	31.55	28.00
28	32.80	29.80
30	34.10	31.00
32	35.40	32.10
34	36.75	33.20
36	38.00	34.30
38	39.35	35.80
40	40.65	37.00
42	41.55	38.10
44	43.55	40.55
46	45.10	42.00
48	46.75	43.50
50	48.30	44.90
48 x 16	27.55	24.55
18	28.50	25.50
20	29.60	26.50
22	30.55	27.40
24	31.50	28.35
26	32.65	29.55
28	34.10	30.95
30	35.40	32.15
32	36.70	33.45
34	38.00	35.70
36	39.30	36.10
38	40.65	37.50
40	41.90	38.60
42	43.45	40.00
44	45.00	41.70
46	46.70	43.20
48	48.25	45.00
50	50.00	46.40
52	51.80	47.20

(e) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(f) Each seller covered by this order, except on sales to consumers shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers except dealers upon resale.

(g) The Dependon Products Company, Pittsburgh, Pa., shall attach a tag to each item covered by this order containing substantially the following:

OPA Maximum Retail Price—$_____

Plus actual installation charge not exceeding $2.00 per window or charge established in the appropriate area order, whichever is lower.

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 25, 1946.

Issued this 24th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8821; Filed, May 24, 1946; 11:37 a. m.]

[MPR 260, Amdt. 1 to Order 131]

T. E. BROOKS & CO.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this amendment and pursuant to § 1358.102 (b) of Maximum Price Regulation 260, *It is ordered*, That:

The maximum prices for the "Canadian Club-Standard" cigars set forth in paragraph (a) of Order No. 131 under Maximum Price Regulation No. 260, are amended to read as follows:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
Canadian Club	Standard	50	$60.00	2 for 15

This amendment shall become effective May 25, 1946.

Issued this 24th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8813; Filed, May 24, 1946; 11:35 a. m.]

[MPR 260, Amdt. 2 to Order 1138]

CARL K. SHEETZ

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this amendment and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260, *It is ordered*, That:

The maximum prices for the Prince of Mecca—Perfecto cigars set forth in paragraph (a) of Order No. 1138 under Maximum Price Regulation No. 260, are amended to read as follows:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
Prince of Mecca	Perfecto	10	$75.00	[1] 10

[1] Prices apply to this brand and frontmark using only Florida Shadegrown (Type 62) light wrappers and 78% Havana (Type 81) short filler as specified in amended application. Attention of the manufacturer is directed to the average retail price ceiling requirement of MPR 260.

This amendment shall become effective May 25, 1946.

Issued this 24th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8814; Filed, May 24, 1946; 11:35 a. m.]

[MPR 260, Amdt. 1 to Order 1900]

E. S. ASHTON

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this amendment and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260, *It is ordered*, That:

The maximum prices for the "Ashton's Smokers—5" (44)" and "Double Value—5" (44)" cigars set forth in paragraph (a) of Order No. 1900 under Maximum Price Regulation No. 260, are amended to read as follows:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
Ashton's Smokers.	5" (44)"	50	$60.00	2 for 15
Double Value	5" (44)"	50	$60.00	2 for 15

This amendment shall become effective May 25, 1946.

Issued this 24th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8815; Filed, May 24, 1946; 11:36 a. m.]

[MPR 591, Order 531]

RUDY FURNACE CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following Condensers manufactured by The Rudy Furnace Company of Dowagiac, Michigan, and as described in the application dated April 21, 1946 which is on file with the Prefabrication and Building Equipment and Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—			
	Distributors	Dealers	Consumers	Manufacturers
D-400	$4.13	$5.16	$6.45	$3.30
C-130	2.99	3.74	4.68	2.39
C-425	4.38	5.46	6.83	3.48
D-1	5.46	6.83	8.54	4.37
D-20	7.68	9.60	12.00	6.14
D-70	4.14	5.18	6.48	3.31
D-90	5.30	6.63	8.29	4.24
D-50	4.93	6.16	7.70	3.94

(b) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of items in the same general category as October 1, 1941.

(c) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(d) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(e) The Rudy Furnace Company shall attach a tag to the condensers covered by this order, on which is printed substantially the following:

OPA Maximum Retail Price—$_____

Plus freight as provided in Order No. 531 under Maximum Price Regulation No. 591.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 25, 1946.

Issued this 24th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8822: Filed, May 24, 1946; 11:37 a. m.]

[MPR 580, Corr. to Amdt. 1 to Order 23]

PIONEER SUSPENDER CO.

ESTABLISHMENT OF MAXIMUM PRICES

MPR 580, Amdt. 1 to Order No. 23, correction. Establishing ceiling prices at retail for certain articles. Docket No. 6063-580-13-657.

Amendment 1 to Order No. 23 under Maximum Price Regulation 580 issued May 20, 1946, was incorrectly numbered. The designation of the amendment is corrected to read:

[MPR 580, Amdt. 3 to Order No. 23]

Issued this 24th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8817: Filed, May 24, 1946; 11:36 a. m.]

[MPR 580, Amdt. 1 to Order 278]

BATES FABRICS, INC.

ESTABLISHMENT OF MAXIMUM PRICES

Maximum Price Regulation 580, Amendment 1 to Order No. 278. Establishing ceiling prices at retail for certain articles. Docket No. 6063-580-13-660.

For the reasons set forth in the opinion issued simultaneously herewith, Order 278 issued under section 13 of Maximum Price Regulation 580 on application of Bates Fabrics, Inc., 80 Worth Street, New York 13, N. Y. is amended in the following respects:

1. Paragraph (a) is amended to increase the retail ceiling price for the articles listed below:

Article	Manufacturer's unadjusted selling price	Retail ceiling price east of Denver	Retail ceiling price Denver west
Spreads	$3.2091	$5.50	$6.50
Drapes	3.3021	5.50	6.50
Spreads	3.2102	5.75	6.75
Drapes	3.3102	5.75	6.75
Spreads	3.2102	5.75	6.75
Drapes	3.3102	5.75	6.75
Spreads	3.3738	6.50	7.50
Drapes	3.4738	6.50	7.50
Spreads	3.4269	6.50	7.50
Drapes	3.5269	6.50	7.50
Spreads	3.4622	6.50	7.50
Drapes	3.5622	6.50	7.50
Spreads	3.6223	6.50	7.50
Drapes	3.7223	6.50	7.50
Spreads	3.7885	6.50	7.50
Drapes	3.8885	6.50	7.50
Spreads	4.2942	7.75	8.75
Drapes	4.3942	7.75	8.75
Spreads	4.2190	7.75	8.75
Drapes	4.3190	7.75	8.75
Spreads	4.2185	7.75	8.75
Drapes	4.3185	7.75	8.75

2. Paragraph (d) is amended by adding thereto the following undesignated paragraph:

Upon issuance of any amendment to this order which either adds an article to those already listed in paragraph (a) or changes the retail ceiling price of a listed article, the manufacturer or wholesaler, as to such article, must comply with the preticketing requirements of this paragraph within 30 days after the issuance of the amendment. After 60 days from the issuance date, no retailer may offer or sell the article unless it is preticketed in accordance with the requirements of this paragraph. Prior to the expiration of the 60 day period, unless the article is so preticketed, the retailer shall comply with the marking, tagging and posting provisions of the regulation which would apply in the absence of this order. However, the pricing provisions of this order or of any subsequent amendment thereto shall apply as of the effective date of the order or applicable amendment.

3. A new paragraph (h) is added to read as follows:

(h) In connection with each delivery under this order, the manufacturer shall state on his invoice, or on an attachment thereto, his "unadjusted price" for each article. "Unadjusted price" means the manufacturer's ceiling price prior to any adjustments under Supplementary Order 131 plus the amount by which such adjustments exceed 20% of that ceiling price.

This amendment shall become effective May 24, 1946.

Issued this 24th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8840: Filed, May 24, 1946; 4:56 p. m.]

[Rev. SO 119, Order 229]

COLUMBIAN STEEL TANK CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 229 under Revised Supplementary Order 119. Adjustment of maximum prices for sales of galvanized steel grain bins and metal prefabricated non-dwelling buildings and structures manufactured by the Columbian Steel Tank Company of Kansas City, Missouri. Docket No. 6123-SO 119-71.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 13 of Revised Supplementary Order No. 119; *It is ordered:*

(a) Maximum delivered prices for sales by any person of "Red Top" and "Style A" galvanized steel grain bins manufactured by Columbian Steel Tank Company of Kansas City, Missouri shall be as listed below:

ZONE I

[Missouri, Arkansas, Nebraska, Kansas, Illinois, Minnesota, North Dakota, Oklahoma, Iowa, South Dakota and Wisconsin]

	Red Top		Style A	
	1,000 bushel	1,350 bushel	1,600 bushel	2,150 bushel
To dealers	$147.99	$174.44	$241.41	$277.62
To consumers	176.19	207.68	287.41	330.52

ZONE II

[Texas, New Mexico, Colorado, Wyoming, Montana, Michigan, Indiana, Tennessee, Ohio, Kentucky, Mississippi and Louisiana]

	Red Top		Style A	
	1,000 bushel	1,350 bushel	1,600 bushel	2,150 bushel
To dealers	$160.59	$191.45	$265.55	$305.38
To consumers	191.19	227.93	316.15	363.57

ZONE III

[Idaho, Arizona, Utah, Washington, Nevada, California, Oregon, Alabama, West Virginia, Pennsylvania, Vermont and all Atlantic Seaboard States]

	Red Top		Style A	
	1,000 bushel	1,350 bushel	1,600 bushel	2,150 bushel
To dealers	$170.00	$202.78	$283.65	$327.11
To consumers	202.44	241.42	337.70	389.44

(b) The Columbian Steel Tank Company shall determine its maximum prices for galvanized steel grain bins other than those listed in (a), above, and metal prefabricated buildings and structures by increasing by 10.7 percent its prices on these items in effect on October 1, 1941, to each class of purchaser.

(c) All resellers of the commodities covered by paragraph (b) of this order may add to their prices on these items in effect on October 1, 1941 to each class of purchaser the actual dollars-and-cents increase in cost resulting from the adjustment granted the manufacturer by paragraph (b) of this order.

(d) The maximum prices set forth above shall be subject to cash discounts, transportation allowances and price differentials which are at least as favorable as those the manufacturer or resellers extended or rendered or would have extended or rendered to each class of purchaser on commodities in the same general category on October 1, 1941.

(e) *Notification to purchasers.* (1) Each seller of galvanized steel grain bins shall give notice in writing to each customer who purchases for resale of the maximum price at which such customer may resell the commodity pursuant to the provisions of paragraph (a) of this order.

(2) The manufacturer shall send the following written notice to every purchaser of his line of galvanized steel grain bins (except for commodities described in (a) above) and metal prefabricated non-dwelling buildings and structures at or before the time of the first invoice after the adjustment granted by this order is put into effect:

Order No. 229 under Revised Supplementary Order 119 authorizes a 10.7 percent increase in October 1, 1941 net prices for sales of galvanized steel grain bins (except galvanized steel grain bins covered by Order No. 229 under Revised Supplementary Order 119) and metal prefabricated non-dwelling building structures manufactured by this company.

Resellers may add to their existing established maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted by Order No. 229.

(f) All prayers for relief not granted herein are denied.

(g) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective May 24, 1946.

Issued this 24th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8841; Filed, May 24, 1946; 4:55 p. m.]

[RMPR 136, Order 635]

PORTABLE POWER DRIVEN TOOLS

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 31 of Revised Maximum Price Regulation 136, *It is ordered:*

(a) The price increase provided by this order applies to Portable Power Driven Tools. As used in this order "Portable Power Driven Tools" means any tool which is transported to the work to be performed and may be moved as the work progresses which is not designed for attachment to a permanent support and which requires compressed air or expanding gases as a power source.

(b) The maximum price for sales by manufacturers of new Portable Power Driven Tools shall be established as follows:

(1) For any new Portable Power Driven Tools including accessories, repair and replacement parts which are integral and functional parts thereof the manufacturer may increase the price established under section 7, or computed under section 8, 9 or 10 of Revised Maximum Price Regulation 136 by 12%.

(c) The maximum price for sales of new Portable Power Driven Tools by resellers shall be the price the reseller had

in effect to a purchaser of the same class just prior to the issuance of this order increased by the same percentage by which their net invoiced cost has been increased by reason of the issuance of this order.

(d) All prices established under this order shall be subject to the same discounts, deductions and other allowances in effect to any purchasers and classes of purchasers just prior to the issuance of this order.

(e) Every manufacturer of Portable Power Driven Tools shall give written notice to its resellers of the percentage amounts by which this order permits the reseller to increase his maximum prices.

This order shall become effective June 1, 1946.

Issued this 27th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8887; Filed, May 27, 1946; 11:31 a.m.]

[MPR 188, Order 17]

BOXSPRINGS AND HAND-TIED BOXSPRING CONSTRUCTIONS

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register; and pursuant to § 1499.159e of Maximum Price Regulation No. 188, it is ordered:

Sec.

1. Articles covered by this order.
2. Manufacturers' maximum prices.
3. Maintenance of normal production.
4. Manufacturers' reports.
5. Maximum prices for sales at wholesale; or to commercial and institutional users.
6. Invoices to purchasers for resale.
7. Notification to purchasers for resale.
8. Retailers' maximum prices.
9. "Branded articles."
10. Credit charges.
11. Terms of sale.
12. Relationship of this order to other orders or regulations.
13. Revision of maximum prices.
14. Revocation or amendment.
15. Effective date.

SECTION 1. *Articles covered by this order.* This order covers all boxsprings and hand-tied boxspring constructions.

SEC. 2. *Manufacturers' maximum prices*—(a) *Determination of maximum prices.* Manufacturers shall continue to determine their maximum prices for articles covered by this order under the same regulation and pricing provisions applicable before this order was issued.

(b) *Increase factor.* Manufacturers may increase, by 16 per cent, their maximum prices (exclusive of any permitted increases) properly established under Maximum Price Regulation No. 188 for sales to all persons except household consumers.

(c) *"Adjusted maximum price".* A manufacturer's "adjusted maximum price" is the highest of the following three amounts:

(1) His maximum price properly established under Maximum Price Regulation No. 188 increased by 16 percent in accordance with paragraph (b) of this section.

(2) His maximum price properly established under Maximum Price Regulation No. 188 or Order No. 4332 under that regulation, plus any increases in that maximum price permitted by an OPA order,[1] other than this order.

(3) His maximum price properly established under section 5 of Supplementary Order No. 118.

A manufacturer may make sales and deliveries at or below his adjusted maximum price computed under this section.

(d) *"Unadjusted maximum price".* A manufacturer's "unadjusted maximum price" for his sale of an article covered by this order is 89 percent of his actual selling price for the article (before making discounts, allowances and other price differentials, including PMs—premium money payments).

SEC. 3. *Maintenance of normal production.* An order may be issued under this section denying a manufacturer permission to adjust his maximum prices by all or part of the increase factor specified in section 2 when it appears to the Price Administrator, on the basis of information available to the Office of Price Administration, that: (a) the manufacturer has discontinued production of the low-end models which he made and delivered during the period from July 1, 1940 to June 30, 1941; or (b) the manufacturer has decreased the proportion of low-priced to high-priced models which he made and delivered during the period from July 1, 1940 to June 30, 1941, so that his present or prospective production is not representative, in that respect, of his production during that period.

The average price at which the manufacturer's production of each article will be sold shall be a consideration in determining the amount, if any, of the increase which will be granted such a manufacturer.

SEC. 4. *Manufacturers' reports.* (a) Before delivering an article covered by this order, each manufacturer shall file a report with the Office of Price Administration, Washington 25, D. C., which report shall set forth the following:

(1) The date of the report.

(2) The manufacturer's name and address.

(3) The model designation of the article.

(4) The specifications of the article.

(5) The manufacturer's "adjusted maximum price" for sales of the article to each class of purchaser (as defined in section 2 of this order).

(6) The manufacturer's terms, discounts, allowances, and other price differentials in effect during March 1942 or thereafter properly established under the applicable OPA regulation.

The report must be filed by every manufacturer of articles covered by this order, regardless of the provision under which his maximum prices were established or adjusted.

NOTE: Section 9 sets forth additional information required with respect to "branded articles."

(b) No manufacturer may sell an article covered by this order at a price higher than 89 percent of his adjusted maximum price for the particular sale, (as defined in section 2), unless the report specified in (a) has been filed.

SEC. 5. *Maximum prices for sales at wholesale; or to commercial and institutional users*—(a) *Sales covered by Maximum Price Regulation No. 590.* This paragraph (a) modifies the pricing provisions of Maximum Price Regulation No. 590 with respect to articles covered by this order. Unless the context otherwise requires, the definitions in Maximum Price Regulation No. 590 apply to the terms used in this paragraph.

(1) *Adjusted maximum price.* The adjusted maximum price of a wholesaler whose sales are covered by Maximum Price Regulation No. 590, for sales to each class of purchaser of an article covered by this order is the "net cost" of the article (based on his supplier's unadjusted maximum price) plus 80 percent of the dollar-and-cent difference between his supplier's unadjusted maximum price and the wholesaler's actual invoice cost, multiplied by the wholesaler's appropriate "category markup." For the purposes of this subparagraph (1) "supplier's unadjusted maximum price" and "wholesaler's actual invoice cost" refer to those amounts as they appear on his supplier's invoice after all discounts except cash discounts.

(2) *Unadjusted maximum price.* The "unadjusted maximum price" of a wholesaler whose sales are covered by Maximum Price Regulation No. 590 is the price determined by multiplying the "net cost" of the article (based on his supplier's unadjusted maximum price) by the wholesaler's appropriate "category markup." However, if the wholesaler's selling price for the article is below the "unadjusted maximum price" computed in this way, the "unadjusted maximum price" which must appear on the wholesaler's invoice for that article is the same as the wholesaler's selling price.

If, in accordance with section 4 or 7 of Maximum Price Regulation No. 590, a wholesaler elects to sell an article at his "highest price charged during March, 1942," instead of at the price found by applying his "category markup" to his "net cost," the "unadjusted maximum price" which must appear on the wholesaler's invoice for that article is the same as his selling price.

If, in accordance with section 3a of Maximum Price Regulation No. 590, a wholesaler adopts, as his own, the manufacturer's maximum price to a particular class of purchaser, the "unadjusted maximum price" which must appear on his invoice for the article is the same as the manufacturer's "unadjusted maximum price" for sales of that article to the same class of purchaser.

(b) *Sales not covered by Maximum Price Regulation No. 590; and sales to commercial and institutional users.* This paragraph (b) sets forth the methods by which persons making sales at wholesale, which are not covered by Maximum Price Regulation No. 590, shall determine their maximum prices. A person who purchases a boxspring from the manufacturer, and resells it to a hospital, hotel, or any other commercial or institutional user, shall also determine his maximum price under this paragraph.

(1) *Adjusted maximum prices.* (i) A seller who must determine his maximum price under this paragraph (b), who delivered or offered for delivery during March 1942 an article which meets the definition of "most comparable commodity" contained in § 1499.3 (a) of the General Maximum Price Regulation, except that it need not be currently offered for sale, shall find his adjusted maximum price according to the method and procedure set forth in that section by adding the same markup which he had on that comparable article to the total of:

His supplier's unadjusted maximum price, as it appears on his purchase invoice; and

80 percent of the dollar-and-cent difference between his supplier's unadjusted maximum price and the seller's actual invoice cost.

The seller may make sales covered by the General Maximum Price Regulation, at prices at or below his adjusted maximum price computed in this way.

The determination of a maximum resale price in this way need not be reported to the Office of Price Administration. However, each seller must keep complete records showing all the information called for on OPA Form 620-759, with regard to how he determines his maximum resale price. These records shall be kept available for inspection by the Office of Price Administration, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(ii) If the seller cannot determine his adjusted maximum price under (i), he shall apply to the Office of Price Administration for the establishment of his adjusted maximum price under § 1499.3 (c) of the General Maximum Price Regulation. The application shall, in addition to the information specifically required by that section, also give the following information:

His supplier's unadjusted maximum price as it appears on his purchase invoice.

His actual invoice cost.

An adjusted maximum price established in this way will be in line with adjusted maximum prices established generally under section 6 of this order.

(2) *Unadjusted maximum Prices.* (i) A seller who must determine his maximum price under this paragraph (b), who delivered or offered for delivery during March 1942 an article which meets the definition of "most comparable commodity" contained in § 1499.3 (a) of the General Maximum Price Regulation, except that it need not be currently offered for sale, shall find his "unadjusted maximum price" according to the method and procedure set forth in that section by adding the same markup which he had on that comparable article to his supplier's unadjusted maximum price as it appears on his purchase invoice.

(ii) If the seller cannot determine his unadjusted maximum price under (i), he shall, at the time he applies for an adjusted maximum price to the Office of Price Administration under paragraph (b) (1) (ii) of this section also, apply for the establishment of an unadjusted maximum price. Unless such an unadjusted maximum price is established, he may not make sales of the article even though his adjusted maximum price is properly established.

SEC. 6. *Invoices to purchasers for resale.* (a) Every person who delivers an article covered by this order to a purchaser for resale (except a retailer making a "cross-stream sale" covered by section 9 (b) of Maximum Price Regulation No. 580) shall furnish to the purchaser an invoice or other written evidence of sale, containing the following:

(1) The name and address of both the seller and purchaser, and the date of sale.

(2) The name, number, or other identification of each article sold.

(3) The quantity of each article sold.

(4) The seller's unadjusted maximum price for each article sold.

(5) The actual selling price of each article sold.

(6) The nature and amount of any additional charges.

(7) The terms of sale.

(b) An article covered by this order may not be sold at a price higher than 89 percent of the seller's adjusted maximum price for the particular sale, unless the information specified in items (4) and (5) of the preceding paragraph is separately stated on the invoice or other written evidence of sale, and unless the seller's unadjusted maximum price is so identified.

(c) The seller shall retain a copy of such invoice or other written evidence of sale, for inspection by the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(d) A retailer making a cross-stream sale to another retailer must furnish the purchaser with the proper invoice required by section 9 (b) of Maximum Price Regulation No. 580. If the cross-stream sale is made in accordance with section 9 (b) (1) of Maximum Price Regulation No. 580 the seller must also state on his sales invoice his supplier's unadjusted maximum price for each article covered by this order which appears on the invoice.

NOTE: The provisions of this section are modified by section 9 with respect to transactions involving "branded articles."

SEC. 7. *Notification to purchasers for resale.* At the time of, or prior to, the first invoice to each purchaser for resale showing a maximum price adjusted in accordance with this order, the seller shall notify the purchaser in writing that:

(a) If he is a wholesaler he must determine his maximum resale prices for articles covered by this order under section 5 of Order No. 17 under § 1499.159e of Maximum Price Regulation No. 188.

(b) If he is a retailer he must determine his maximum resale prices for articles covered by this order under section 8 of Order No. 17 under § 1499.159e of Maximum Price Regulation No. 188; or, if the article is a "branded article" under section 9 of that order; or if his sale is to a commercial or institutional user, under section 5 of that order.

SEC. 8. *Retailers' maximum prices*—(a) *Retailers whose sales are covered by Maximum Price Regulation No. 580.* If the retailer determines his maximum price under Maximum Price Regulation No. 580, he shall calculate his maximum price following the rules set forth in that regulation, by using a "net cost" based on his supplier's "unadjusted maximum price" as it appears on his purchase invoice.

(b) *Retailers whose sales are covered by the General Maximum Price Regulation.* If the retailer determines his maximum prices under the General Maximum Price Regulation, his maximum price for sales of an article covered by this order shall be computed as follows:

(1) A retailer who delivered or offered for delivery during March 1942 an article which meets the definition of "most comparable commodity" contained in § 1499.3 (a) of the General Maximum Price Regulation, except that it need not be currently offered for sale, shall determine his maximum resale price by adding to his supplier's unadjusted maximum price (as it appears on his purchase invoice) the same markup which he had on that comparable article, according to the method and procedure set forth in that section.

(2) The determination of a maximum resale price under (1) need not be reported to the Office of Price Administration. However, each seller must keep complete records showing all the information called for on OPA Form 620-759, with regard to how he determines his maximum resale price. These records shall be kept available for inspection by the Office of Price Administration, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(3) If a retailer cannot determine his maximum resale price under (1), he shall apply to the Office of Price Administration for the establishment of his maximum resale price under § 1499.3 (c) of the General Maximum Price Regulation. The retailer's application shall, in addition to the information specifically required by that section, also give the following information:

(i) His supplier's unadjusted maximum price.

(ii) His actual invoice cost.

(iii) A retailer's maximum price established under this subparagraph (3) will be in line with retailer's maximum prices established generally under this order.

NOTE: If the article being priced is a "branded article" its retail ceiling price is fixed by section 9.

[1] This refers to Supplementary Order No. 118, and to orders issued under Revised Supplementary Order No. 119, or under Supplementary Order No. 133, and Order No. A-2 under Maximum Price Regulation No. 188.

SEC. 9. *"Branded articles."* This section sets forth the changes and additions to the other provisions of this order, applicable to transactions involving "branded articles".

(a) *Definition.* An article covered by this order is a "branded article" if:

(1) It was advertised at a uniform retail price, during or prior to March 1942; and

(2) It is identified by a brand or company name; and

(3) During or prior to March 1942, it generally was sold at retail at the advertised uniform retail price.

(b) *Retail ceiling price.* (1) The maximum price for sales of a branded article by a retailer to an ultimate consumer is the retail ceiling price which the manufacturer has calculated, and has properly stated on the tag attached to the article.

(2) Each manufacturer shall calculate the retail ceiling price of his branded article in the following manner: He shall multiply by 172 percent his highest f. o. b. factory or f. o. b. warehouse l. c. l. maximum price for sales of the particular article to retailers, after deducting cash discounts, rounding the result to the nearest twenty-five cents.

(c) *Manufacturers' reports.* Before first offering a branded article covered by this order, for sale after the effective date of this order, each manufacturer shall file a report with the Office of Price Administration, Washington 25, D. C., which report shall set forth the information specified in section 4 (a), and also:

(1) The brand name of the article.

(2) The retail ceiling price of the article.

(d) *Invoices to purchasers for resale.* (1) If the branded article is sold by a manufacturer to a retailer, the invoice required by section 6 (a) of this order shall set forth all the information required by that section, except that it shall not set forth the manufacturer's unadjusted maximum price but shall instead state the retail ceiling price of the article in the following form (with the blank properly filled in).

OPA Retail Ceiling Price—$_____.

(2) If the branded article is sold to a wholesaler, the invoice required by section 6 (a) of this order shall, in addition to the information set forth in that section, also state the retail ceiling in the following form (with the blank properly filled in).

OPA Retail Ceiling Price—$_____.

(3) If the branded article is sold by a wholesaler to a retailer, the invoice required by section 6 (a) of this order shall set forth all the information required by that section, except that it shall not set forth the seller's unadjusted maximum price.

(4) If the branded article is sold by a retailer to another retailer (cross-stream sale) the seller shall furnish the purchaser only with the proper invoice required by section 9 (b) of Maximum Price Regulation No. 580.

(e) *Tagging by manufacturers.* On and after June 10, 1946, no manufacturer shall deliver any branded article unless it has attached to it a durable tag or label which shall state in clearly readable print, the brand name of the article, and the following statement with the amount properly filled in:

OPA Retail Ceiling Price—$_____
This Tag May Not Be Detached Until After Delivery to the Consumer

SEC. 10. *Credit charges.* Charges for the extension of credit may be added to the maximum (ceiling) retail prices established by this order only to the extent permitted by this section.

(a) Sellers who in March 1942 collected a separately stated additional charge for the extension of credit on sales of any article covered by this order, or similar types of articles may collect a charge for the extension of credit on sales under this regulation, not exceeding such charge in March 1942 on a similar sale or similar terms to the same class of purchaser. Sellers who did not so state and collect an additional charge may collect a charge for the extension of credit only on installment plan sales; and the charge shall not exceed the separately stated additional charge collected for the extension of credit on a similar sale or similar terms to the same class of purchaser in March 1942 by the seller's closest competitor who made such a separately stated charge.

An installment-plan sale, as used in the above paragraph, means a sale where the unpaid balance is to be paid in installments over a period of either (1) six weeks or more from the date of sale in the case of weekly installments, or (2) eight weeks or more in the case of other than weekly installments.

(b) All charges for the extension of credit shall be quoted and stated separately. Any charge which is not quoted and stated separately or which otherwise does not conform to this section, shall for the purpose of this regulation be considered to be part of the price charged for the article sold.

(c) No seller may require as a condition of sale that the purchaser must buy on credit.

SEC. 11. *Terms of sale.* Every seller of an article covered by this order must maintain all terms, discounts, allowances, and other price differentials (including PMs—premium money payments), in effect during March 1942, or which have been subsequently properly established under Office of Price Administration regulations or orders.

SEC. 12. *Relationship of this order to other orders or regulations*—(a) *Maximum Price Regulation Nos. 188, 580 and 590.* The provisions of this order supersede the provisions of Maximum Price Regulation Nos. 188, 580 and 590, only to the extent that they are inconsistent with the provisions of these regulations.

(b) *Revised Supplementary Order No. 119, Supplementary Order Nos. 118 and 133, or Order No. A–2 under Maximum Price Regulation 188.* Manufacturers may continue to adjust their maximum prices in accordance with the increase permitted under Revised Supplementary Order No. 119, Supplementary Orders Nos. 118 and 133 or Order No. A–2 under Maximum Price Regulation No. 188, instead of the increase factor specified in section 2.

If a seller's maximum prices are adjusted under one of these orders instead of under this order, he must nevertheless comply with the invoicing, reporting, tagging and notification provisions of this order. These provisions supersede any contrary provisions contained in any individual order issued to any seller.

SEC. 13. *Revision of maximum prices.* Any maximum price established under this order may be revised by the Price Administrator whenever he determines that such adjusted maximum price is not in line with the level of October 1941 prices increased by 16 percent, giving due consideration to the manufacturer's customary price relation to other manufacturers in the industry.

SEC. 14. *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

SEC. 15. *Effective date.* This order shall become effective on May 30, 1946.

NOTE: The reporting and recording keeping provisions of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942, as amended.

Issued this 27th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–8888; Filed, May 27, 1946; 11:32 a. m.]

[MPR 188, Amdt. 5 to Order 1509]

UPHOLSTERED SOFA BEDS, STUDIO COUCHES, AND OTHER UPHOLSTERED DUAL PURPOSE SLEEPING EQUIPMENT

MANUFACTURERS' AND JOBBERS' MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register; and pursuant to § 1499.159b of Maximum Price Regulation No. 188, *It is ordered,* That Order No. 1509 under § 1499.159b of Maximum Price Regulation No. 188 be, and it hereby is, amended in the following respects:

1. The following is added immediately following (1) in paragraph (e) (1):

(i) *F. o. b. factory maximum prices.*

2. Paragraph (e) (1) (ii) is added to read as follows:

(ii) *Delivered maximum prices.* The maximum prices determined under (i) include delivery within the seller's metropolitan free delivery area. If the manufacturer wishes to calculate his delivered maximum price to retailers for delivery outside of that area, he shall add to his f. o. b. factory l. c. l. maximum price to retailers, the lowest common carrier l. c. l. charge from his factory to the point of delivery; or, in the case of an actual carload shipment, the lowest common carrier carload charge. Delivered maximum prices shall be subject to the discounts, allowances, and other price differentials which the manufacturer made from his regularly quoted delivered prices to retailers on sales of the most comparable article during March 1942.

3. The following is added at the end of paragraph (p): "The maximum prices so calculated include delivery within the seller's metropolitan free delivery area. If the manufacturer wishes to calculate his delivered maximum price to retailers for sales outside of that area, he shall add to his f. o. b. factory l. c. l. maximum price to retailers, the lowest common carrier l. c. l. charge from his factory to the point of delivery; or, in the case of an actual carload shipment, the lowest common carrier carload charge."

This amendment shall become effective on June 3, 1946.

Issued this 27th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–8890; Filed, May 27, 1946; 11:31 a. m.]

[RMPR 528, Order 112]

GOODYEAR TIRE & RUBBER CO., INC.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 16 (d) of Revised Maximum Price Regulation 528, *It is ordered:*

(a) The maximum retail prices for the following new sizes of Special Service tractor tires and a new Hard Rock Lug tire and tube manufactured by The Goodyear Tire & Rubber Company, Inc., Akron, Ohio, shall be:

Size	Ply or ply rating	Type	Maximum retail price, each tire		
			Rayon	Cotton	Tube
18.00–32	24	Hard rock lug	$904.00	$860.95	$101.40
10–38	6	Special service rear tractor.	-------	94.55	-------
12–38	6	Special Service rear tractor.	-------	114.80	-------
18–26	8	Special Service rear tractor.	-------	302.60	-------

(b) All provisions of Revised Maximum Price Regulation 528 not inconsistent with this order shall apply to sales covered by this order.

(c) This order may be amended or revoked by the Office of Price Administration at any time.

This order shall become effective May 28, 1946.

Issued this 27th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–8899; Filed, May 27, 1946; 11:32 a. m.]

[MPR 188, Amdt. 1 to Rev. Order 4332]

NEW SMALL-VOLUME MANUFACTURERS

RULES TO OBTAIN CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to § 1499.159b of Maximum Price Regulation No. 188, *It is ordered,* That Revised Order No. 4332 be amended in the following respects:

1. Section 2 is amended to read as follows:

SEC. 2. *Scope of this order.* This order provides simplified rules which eligible new small-volume manufacturers may use to obtain ceiling prices instead of using the Third or Fourth Pricing Methods of Maximum Price Regulation 188. The provisions of this order may also be used by any eligible manufacturer to obtain new ceiling prices to take the place of ceiling prices which had been established under Maximum Price Regulation 188, whether by order or otherwise on or after September 1, 1944. All the other provisions of Maximum Price Regulation 188 continue to apply to manufacturers obtaining ceiling prices under this order.

Not all new small-volume manufacturers of products covered by Maximum Price Regulation 188 may use this order. Manufacturers of the following products may not use the provisions of this order:

(1) Dry cell batteries.
(2) Fountain pens and mechanical pencils.
(3) Household aluminum cooking utensils.
(4) Ice boxes.
(5) Inner-constructions for upholstered dual purpose sleeping equipment.
(6) Innerspring mattresses.
(7) Lawn mowers.
(8) Metal double deck beds.
(9) Metal cots (folding and rollaway).
(10) Small electrical appliances.
(11) Upholstered dual purpose sleeping equipment.
(12) Household furniture.
(13) Luggage.
(14) Lamps.
(15) Wheel goods.
(16) Venetian blinds.

However, manufacturers of any of the products listed above and numbered (1) through (11) (except small electrical appliances) who previously established ceiling prices for a particular article under this order before March 20, 1946, may continue to use such ceiling prices. Manufacturers of other products who established ceiling prices under this order for a particular article prior to the effective date of any amendment to this order which adds these products to the list contained in this section may continue to use such previously established ceiling prices. New small-volume manufacturers of small electrical appliances are subject to the provisions of Order No. 6 under § 1499.159e of Maximum Price Regulation No. 188.

2. A new sentence is added at the end of the first paragraph of section 4 to read as follows: "Once you have determined a ceiling price for a particular article under this section, you may not refigure your ceiling price for the same article, except as you are required to do so by section 7 of this order."

3. Section 6 is amended to read as follows:

SEC. 6. *When you may sell at the proposed price.* Unless OPA notifies you not to do so, you may begin to sell and deliver articles at your new ceiling price 20 days after you mailed your report to OPA. However, if within the 20 day period OPA asks you to furnish additional information you may not begin to sell and deliver at your new ceiling prices until 20 days after the day you mail the information which OPA has requested. OPA may at any time order any of your ceiling prices to be decreased if it finds that you did not calculate them correctly, or if it finds that they are based on material prices which are higher than supplier's ceiling prices (as provided by section 4(b) or on labor rates which are higher than the prevailing locally established rates for labor of similar types or if for any other reason it finds that your ceiling prices are unduly out of line with the ceiling prices of other small-volume manufacturers. OPA will notify you if it finds any errors which you have made in computing your ceiling prices which have resulted in the computation of a lower ceiling than that to which you are entitled. OPA may revoke your ceiling prices entirely if it finds that you were not eligible to fix your ceiling prices under this order.

This amendment shall become effective on the 3d day of June 1946.

Issued this 27th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–8891; Filed, May 27, 1946; 11:37 a. m.]

Regional and District Office Orders.

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register May 22, 1946.

Region I

Augusta Order 3–F, Amendment 52, covering fresh fruits and vegetables in Portland, South Portland, and Westbrook. Filed 9:07 a. m.

Augusta Order 4–F, Amendment 18, covering fresh fruits and vegetables. Filed 9:07 a. m.

Augusta Order 4–F, Amendment 19, covering fresh fruits and vegetables in certain counties in Maine. Filed 9:08 a. m.

Augusta Order 5–F, Amendment 51, covering fresh fruits and vegetables in Bangor and Brewer. Filed 9:24 a. m.

Concord Order 9–F, Amendment 57, covering fresh fruits and vegetables in certain counties in New Hampshire. Filed 9:25 a. m.

Providence Order 3–F, Amendment 55, covering fresh fruits and vegetables in the Providence, Rhode Island, Metropolitan area. Filed 9:23 a. m.

Region II

Baltimore Order 11–F, Amendment 16, covering fresh fruits and vegetables in the Baltimore, Maryland area. Filed 9:24 a. m.

Baltimore Order 12–F, Amendment 16, covering fresh fruits and vegetables in the Baltimore, Maryland area. Filed 9:25 a. m.

New York Order 14–F, Amendment 16, covering fresh fruits and vegetables in the Five Boroughs of New York City. Filed 9:03 a. m.

New York Order 15–F, Amendment 16, covering fresh fruits and vegetables in Nassau and Westchester counties, New York. Filed 9:04 a. m.

New York Order 16–F, Amendment 16, covering fresh fruits and vegetables in Dutchess, Orange, Putnam, Rockland, Suffolk and Ulster, New York. Filed 9:04 a. m.

Philadelphia Order 13–F, Amendment 17, covering fresh fruits and vegetables in certain counties in New York. Filed 9:26 a. m.

Philadelphia Order 14–F, Amendment 16, covering fresh fruits and vegetables in the city and county of Philadelphia. Filed 9:26 a. m.

Philadelphia Order 15–F, Amendment 16, covering fresh fruits and vegetables in Bucks, Chester, Delaware and Montgomery counties, Pennsylvania. Filed 9:27 a. m.

Philadelphia Order 16–F, Amendment 16, covering fresh fruits and vegetables in Berks, Lehigh and Northampton, Pennsylvania. Filed 9:35 a. m.

Philadelphia Order 4–C, covering poultry in Philadelphia, Delaware, and Montgomery counties, Pennsylvania and Camden county, New Jersey. Filed 9:35 a. m.

Philadelphia Order 27–O, covering eggs in Philadelphia, Delaware, and Montgomery counties, Pennsylvania and Camden county, New Jersey. Filed 9:36 a. m.

Syracuse Order 5–F, Amendment 17, covering fresh fruits and vegetables in certain counties in New York. Filed 9:33 a. m.

Syracuse Order 6–F, Amendment 17, covering fresh fruits and vegetables in the cities of Syracuse, Watertown, Utica and their free delivery zones, New York. Filed 9:33 a. m.

Region III

Indianapolis Orders 8–O and 9–O, Amendment 1, covering eggs in certain counties in Indiana. Filed 9:33 and 9:34 a. m.

Louisville Order 28–F, Amendment 10, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 9:35 a. m.

Region IV

Columbia Order 8–F, Amendment 29, covering fresh fruits and vegetables in the entire State of South Carolina. Filed 9:32 a. m.

Memphis Order 8–F, Amendments 28 and 29, covering fresh fruits and vegetables in the city of Memphis and the county of Shelby, Tennessee. Filed 9:31 a. m.

Memphis Order 13–C, Amendment 6, covering poultry in the city of Memphis and Shelby County, Tennessee. Filed 9:31 a. m.

Region V

Dallas Order 4–F, Amendment 43, covering fresh fruits and vegetables in Dallas County, Texas. Filed 9:30 a. m.

Dallas Order 6–F, Amendment 32, covering fresh fruits and vegetables in McLennan County, Texas. Filed 9:30 a. m.

Dallas Order 8–F, Amendment 1, covering fresh fruits and vegetables in certain counties in Texas. Filed 9:29 a. m.

Dallas Orders 4–C and 10–O, covering poultry and eggs in cities of Dallas and University Park and town of Highland Park, Texas. Filed 9:28 and 9:29 a. m.

Houston Order 4–F, Amendment 43, covering fresh fruits and vegetables in certain cities and towns in Houston. Filed 9:28 a. m.

Houston Order 7–F, Amendment 1, covering fresh fruits and vegetables in Chambers, Hardin, Jefferson, Liberty, and Orange counties, Texas. Filed 9:27 a. m.

Region VI

Milwaukee Order 14–F, Amendment 4, covering fresh fruits and vegetables in certain counties in Wisconsin. Filed 9:09 a. m.

Milwaukee Order 15–F, Amendment 4, covering fresh fruits and vegetables in certain counties in Wisconsin. Filed 9:09 a. m.

Milwaukee Order 16–F, Amendment 4, covering fresh fruits and vegetables in certain counties in Wisconsin. Filed 9:09 a. m.

Milwaukee Order 17–F, Amendment 4, covering fresh fruits and vegetables in certain counties in Wisconsin. Filed 9:09 a. m.

Milwaukee Order 7, Amendment 4, covering dry groceries in Milwaukee county, cities of Racine and Kenosha, Wisconsin. Filed 9:10 a. m.

Milwaukee Order 7–W, Amendment 4, covering dry groceries in Milwaukee county, and the cities of Racine and Kenosha, Wisconsin. Filed 9:10 a. m.

Peoria Order 16–F, Amendment 16, covering fresh fruits and vegetables in certain counties in Illinois. Filed 9:10 a. m.

Peoria Order 17–F, Amendment 16, covering fresh fruits and vegetables in certain counties in Illinois. Filed 9:11 a. m.

Peoria Order 18–F, Amendment 16, covering fresh fruits and vegetables in certain counties in Illinois. Filed 9:11 a. m.

Peoria Order 19–F, Amendment 16, covering fresh fruits and vegetables in certain counties in Illinois. Filed 9:11 a. m.

Sioux Falls Order 5–F, Amendment 17, covering fresh fruits and vegetables in the county of Minnehaha, South Dakota. Filed 9:05 a. m.

Sioux Falls Order 26, Amendments 1 and 2, covering dry groceries in certain counties in South Dakota. Filed 9:19 a. m.

Sioux Falls Order 11–W, Amendments 1 and 2, covering dry groceries in certain counties in South Dakota. Filed 9:20 a. m.

Springfield Order 24–F, Amendment 11, covering fresh fruits and vegetables in certain counties in Illinois. Filed 9:21 a. m.

Region VII

Albuquerque Order 50–C, covering poultry sold by Groups 1, 2, 3, and 4 stores in Zone 45 in New Mexico. Filed 9:21 a. m.

Albuquerque Order 51–C, covering poultry sold by Groups 1, 2, 3, and 4 stores in Zone 47 except the Albuquerque area, New Mexico. Filed 9:12 a. m.

Albuquerque Order 52–C, covering poultry sold by Groups 1, 2, 3, and 4 stores in Zone 50, New Mexico. Filed 9:12 a. m.

Salt Lake City Order 32, Amendment 3, covering dry groceries in Salt Lake City, Ogden, and Provo area. Filed 9:12 a. m.

Salt Lake City Order 33, Amendment 3, covering dry groceries in Salt Lake City, Ogden and Provo area. Filed 9:13 a. m.

Salt Lake City Orders 34 and 35, Amendment 3, covering dry groceries in Cache, Carbon, Emery, Richfield, Cedar City, Southern Idaho, Evanston, Wyoming area. Filed 9:14 a. m.

Salt Lake City Order 36, Amendment 3, covering dry groceries in certain areas in Utah. Filed 9:15 a. m.

Salt Lake City Order 37, Amendment 3, covering dry groceries. Filed 9:15 a. m.

Salt Lake City Orders 7–W and 32, Amendments 3 and 4, covering dry groceries in Salt Lake City, Ogden, Provo area. Filed 9:16 a. m.

Region VIII

San Francisco Order 9–C, Amendment 12, covering poultry in certain areas in California. Filed 9:21 a. m.

San Francisco Orders 10–O and 11–O, covering eggs in certain areas in California. Filed 9:22 a. m.

San Francisco Orders 12–O and 13–O, covering eggs in certain areas in California. Filed 9:23 a. m.

San Francisco Order 14–O, covering eggs in certain counties in California. Filed 9:05 a. m.

San Francisco Orders 24 and 3–W, Amendment 6, covering dry groceries in certain areas in California. Filed 9:16 and 9:05 a. m.

San Francisco Orders 38 and 4–W, Amendments 4 and 1, covering dry groceries. Filed 9:17 and 9:06 a. m.

San Francisco Order 50, covering dry groceries in certain areas in California. Filed 9:18 a. m.

San Francisco Order 51, covering dry groceries in certain areas in California. Filed 9:19 a. m.

San Francisco Orders 43 and 47, Amendments 3 and 5, covering dry groceries in certain counties in California. Filed 9:17 and 9:18 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46–8807; Filed, May 24, 1946; 11:29 a. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register May 20, 1946.

Region I

Boston Order G–3, Amendment 10, covering dry groceries sold by Groups 3 and 4 stores in certain defined areas in New England. Filed 10:20 a. m.

Boston Order 1–C, Amendment 19, covering poultry in Massachusetts except Dukes and Nantucket counties. Filed 10:20 a. m.

Hartford Order 5–F, Amendment 56, covering fresh fruits and vegetables in Waterbury and Watertown. Filed 10:20 a. m.

Hartford Order 6–F, Amendment 56, covering fresh fruits and vegetables in the Hartford area. Filed 10:21 a. m.

Hartford Order 7–F, Amendment 56, covering fresh fruits and vegetables in the New Haven area. Filed 10:21 a. m.

Hartford Order 8–F, Amendment 56, covering fresh fruits and vegetables in the Bridgeport area. Filed 10:21 a. m.

Hartford Order 9–F, Amendment 21, covering fresh fruits and vegetables in Connecticut with the exception of certain cities and towns. Filed 10:21 a. m.

Providence Order 2–O, Amendment 4, covering eggs sold by Groups 1 and 2 stores in Rhode Island, except the town of New Shoreham. Filed 10:21 a. m.

Region II

Albany Order 13–F, Amendments 15 and 16, covering fresh fruits and vegetables in certain cities in New York and the Town of Green Island, New York. Filed 10:21 and 10:22 a. m.

Albany Orders 3–C and 7–O, covering poultry and eggs in Albany, Schenectady and Rensselaer counties. Filed 10:22 a. m.

District of Columbia Order 6–F, Amendment 16, covering fresh fruits and vegetables in the Washington, D. C. area. Filed 10:22 a. m.

District of Columbia Order 15, Amendment 6, covering dry groceries in the Washington, D. C. area. Filed 10:23 a. m.

District of Columbia Orders 7–W and 16, Amendment 8, covering dry groceries in the Washington, D. C. area. Filed 10:23 a. m.

Newark Order 9–F, Amendment 16, covering fresh fruits and vegetables in certain areas in New Jersey. Filed 10:17 a. m.

New York Order 14–F, Amendment 15, covering fresh fruits and vegetables in the five boroughs of New York city. Filed 10:17 a. m.

New York Order 15–F, Amendment 15, covering fresh fruits and vegetables in Nassau and Westchester counties, New York. Filed 10:17 a. m.

New York Order 16–F, Amendment 15, covering fresh fruits and vegetables in Dutchess, Orange, Putnam, Rockland, Suffolk and Ulster, New York. Filed 10:17 a. m.

Scranton Orders 3–C and 2–O, covering poultry and eggs in certain areas in Pennsylvania. Filed 10:18 a. m.

Syracuse Orders 3–O and 4–O, covering eggs in certain areas in New York. Filed 10:18 a. m.

Wilmington Order 5–F, Amendment 15, covering fresh fruits and vegetables in the State of Delaware. Filed 10:18 a. m.

Wilmington Orders 3–C and 5–O, covering poultry and eggs in the State of Delaware North of the Delaware and Chesapeake Canal. Filed 10:19 a. m.

Region III

Charleston Order 7–F, Amendment 63, covering fresh fruits and vegetables in certain areas in West Virginia. Filed 10:19 a. m.

Charleston Order 9–F, Amendment 63, covering fresh fruits and vegetables in Cabell county and the city of Huntington in Wayne county, West Virginia. Filed 10:20 a. m.

Charleston Order 10–F, Amendment 63, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 10:26 a. m.

Charleston Order 11–F, Amendment 63, covering fresh fruits and vegetables in Berkeley, Jefferson and Morgan counties, West Virginia. Filed 10:26 a. m.

Charleston Order 15–F, Amendment 60, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 10:26 a. m.

Charleston Order 16–F, Amendment 60, covering fresh fruits and vegetables in Boone, Fayette, Kanawha, Putnam and Raleigh counties, West Virginia. Filed 10:26 a. m.

Charleston Order 17–F, Amendment 59, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 10:27 a. m.

Cincinnati Order 12–F, Amendment 12, covering fresh fruits and vegetables in Franklin county, Ohio. Filed 10:27 a. m.

Cincinnati Order 16–F, Amendment 1 covering fresh fruits and vegetables in certain counties in Ohio. Filed 10:27 a. m.

Cincinnati Order 17–F Amendment 1, covering fresh fruits and vegetables in certain counties in Ohio. Filed 10:27 a. m.

Cincinnati Order 18–F, Amendment 1, covering fresh fruits and vegetables in certain counties in Ohio and Kentucky. Filed 10:28 a. m.

Cincinnati Order 19–F, Amendment 1, covering fresh fruits and vegetables in certain counties in Ohio. Filed 10:28 a. m.

Cleveland Order 3–F, Amendment 47, covering fresh fruits and vegetables in certain counties and townships in Ohio. Filed 10:26 a. m.

Cleveland Order 4–F, Amendment 41, covering fresh fruits and vegetables in certain areas in Ohio. Filed 10:23 a. m.

Cleveland Order 6–F, Amendment 25, covering fresh fruits and vegetables in Cuyahoga county, Ohio. Filed 10:24 a. m.

Cleveland Order 7–F, Amendment 25, covering fresh fruits and vegetables in certain counties in Ohio. Filed 10:24 a. m.

Cleveland Orders 6–O and 7–O, covering eggs in certain counties in Ohio. Filed 10:24 a. m.

Detroit Order 11–F, Amendment 4, covering fresh fruits and vegetables in certain counties in Michigan. Filed 10:20 a. m.

Indianapolis Order 15–F, Amendments 66 and 67, covering fresh fruits and vegetables in counties of Wayne, Delaware and Allen. Filed 10:25 a. m.

Indianapolis Order 14–F, Amendments 66 and 67, covering fresh fruits and vegetables in counties of Marion, Vigo and Tippecanoe. Filed 10:24 and 10:25 a. m.

Region V

Fort Worth Order 21, Amendment 5, covering dry groceries sold by Groups 3A and 4A stores. Filed 10:32 a. m.

San Antonio Order 6–F, Amendment 42, covering fresh fruits and vegetables in Bexar county, Texas. Filed 10:35 a. m.

San Antonio Order 8–F, Amendment 42, covering fresh fruits and vegetables in Corpus Christi, Texas. Filed 10:36 a. m.

San Antonio Order 9–F, Amendment 31, covering fresh fruits and vegetables in Culberson, El Paso, Hudspeth and Presidio counties, Texas. Filed 10:36 a. m.

San Antonio Order 11–F, covering fresh fruits and vegetables in certain counties in Texas. Filed 10:36 a. m.

San Antonio Order 12–F, covering fresh fruits and vegetables in Travis county, Texas. Filed 10:36 a. m.

San Antonio Order 6–C, covering poultry in Bexar county, Texas. Filed 10:37 a. m.

San Antonio Order 3–O, Amendments 22 and 23, covering eggs in Bexar county, Texas. Filed 10:31 a. m.

Region VI

Milwaukee Order 14–F, Amendments 2 and 3, covering fresh fruits and vegetables in certain counties in Wisconsin. Filed 10:31 a. m.

Milwaukee Order 15–F, Amendments 2 and 3, covering fresh fruits and vegetables in certain counties in Wisconsin. Filed 10:31 a. m.

Milwaukee Order 16–F, Amendments 2 and 3, covering fresh fruits and vegetables in certain counties in Wisconsin. Filed 10:32 a. m.

Milwaukee Order 17–F, Amendments 2 and 3, covering fresh fruits and vegetables in certain counties in Wisconsin. Filed 10:28 a. m.

Milwaukee Order 2–O, covering eggs in Milwaukee county, Wisconsin. Filed 10:29 a. m.

Region VII

Albuquerque Order 8–F, Amendment 59, covering fresh fruits and vegetables in the Albuquerque area. Filed 10:29 a. m.

Helena Order 112, Amendment 3, covering dry groceries in certain counties in Montana. Filed 10:43 a. m.

Helena Order 114, Amendment 3, covering dry groceries in certain areas in Montana. Filed 10:43 a. m.

Helena Order 115, Amendment 2, covering dry groceries for the State of Montana. Filed 10:43 a. m.

Helena Orders 111 and 16–W, Amendment 3, covering dry groceries for Helena, East Helena, Bozeman, Livingston, Kalispell, Ealyspell and Missoula. Filed 10:42 a. m.

Helena Orders 113 and 17–W, Amendment 3, covering dry groceries in Glasgow, Sidney, Glendive, Miles City, Lewistown, Havre, and Chinook. Filed 10:43 a. m.

Salt Lake City Order 14–F, Amendments 9 and 10, covering fresh fruits and vegetables in Salt Lake, Davis, and Weber. Filed 10:29 a. m.

Salt Lake City Order 15–F, Amendments 9 and 10, covering fresh fruits and

vegetables in Cache, Carbon and Emery. Filed 10:29 and 10:30 a. m.

Salt Lake City Order 16–F, Amendments 9 and 10, covering fresh fruits and vegetables in Rich, and Daggett. Filed 10:30 a. m.

Region VIII

Los Angeles Order 3–F, Amendment 47, covering fresh fruits and vegetables in the Los Angeles Metropolitan area. Filed 10:44 a. m.

Los Angeles Order 4–F, Amendment 46, covering fresh fruits and vegetables in the San Bernardino-Riverside area. Filed 10:39 a. m.

Los Angeles Order 5–F and 6–F, Amendment 46, covering fresh fruits and vegetables in the Santa Barbara, Ventura and San Luis Obispo area. Filed 10:39 a. m.

Los Angeles Order 7–F, Amendment 30, covering fresh fruits and vegetables in the city of Bakersfield and county of Kern. Filed 10:39 a. m.

Los Angeles Order 8–F, Amendment 27, covering fresh fruits and vegetables in the San Diego Metropolitan area. Filed 10:39 a. m.

Los Angeles Order 9–F, Amendment 26, covering fresh fruits and vegetables in certain areas in California. Filed 10:40 a. m.

Los Angeles Order 10–F, Amendment 26, covering fresh fruits and vegetables in Imperial county, Bard and Winterhaven. Filed 10:40 a. m.

Los Angeles Order L. A. 12, Amendments 18 and 19, covering dry groceries in the Los Angeles Metropolitan area. Filed 10:40 and 10:37 a. m.

Los Angeles Order L. A. 13, Amendment 14, covering dry groceries in the Riverside-San Bernardino area. Filed 10:40 a. m.

Los Angeles Order L. A. 14, Amendment 13, covering dry groceries in the Santa Barbara-Ventura area. Filed 10:41 a. m.

Los Angeles Order L. A. 15, Amendment 12, covering dry groceries in the San Luis Obispo area. Filed 10:41 a. m.

Los Angeles Orders L. A. 16 and 17, Amendment 12, covering dry groceries area covered by Orders L. A. 16 and 17. Filed 10:41 a. m.

Los Angeles Orders L. A. 18 and 19, Amendment 1, covering dry groceries sold by Groups 1 and 2, and 3 and 4 stores in Kern county. Filed 10:41 a. m.

Los Angeles Order L. A. 20, Amendment 1, covering dry groceries sold by Groups 1 and 2 stores in San Diego county. Filed 10:37 a. m.

Los Angeles Order L. A. 21 and 22, Amendment 1, covering dry groceries sold by Groups 1 and 2 and 3 and 4 stores in Imperial and San Diego counties. Filed 10:37 a. m.

Nevada Order 11–F, Amendment 19, covering fresh fruits and vegetables in Reno and Sparks, Nevada. Filed 10:44 a. m.

Nevada Order 12–F, Amendment 19, covering fresh fruits and vegetables in certain areas in Nevada. Filed 10:44 a. m.

Nevada Order 13–F, Amendment 19, covering fresh fruits and vegetables in certain areas in Nevada. Filed 10:44 a. m.

Nevada Order 14–F, Amendment 19, covering fresh fruits and vegetables in certain areas in Nevada. Filed 10:44 a. m.

Nevada Order 15–F, Amendment 19, covering fresh fruits and vegetables in certain areas in Nevada. Filed 10:44 a. m.

Seattle Order 16–F, Amendment 39, covering fresh fruits and vegetables in Seattle, Tacoma, and Bremerton, Washington. Filed 10:38 a. m.

Seattle Order 17–F, Amendment 35, covering fresh fruits and vegetables in Bellingham and Everett, Washington. Filed 10:38 a. m.

Seattle Order 18–F, Amendment 36, covering fresh fruits and vegetables in Olympia, Aberdeen, Hoquiam, Centralia and Chehalis, Washington. Filed 10:38 a. m.

Seattle Order 19–F, Amendment 33, covering fresh fruits and vegetables in Yakima, Wenatchee, and East Wenatchee, Washington. Filed 10:38 a. m.

Spokane Order 20–F, Amendment 16, covering fresh fruits and vegetables in certain areas of Spokane county, Washington and Kootenai county, Idaho. Filed 10:44 a. m.

Spokane Order 21–F, Amendment 16, covering fresh fruits and vegetables in certain areas of Shoshone and Kootenai counties, Idaho. Filed 10:45 a. m.

Spokane Order 22–F, Amendment 16, covering fresh fruits and vegetables in certain areas of Latah county, Idaho and Whitman county, Washington. Filed 10:45 a. m.

Spokane Order 23–F, Amendment 16, covering fresh fruits and vegetables in certain areas of Asotin county, Washington, and Nez Perce county, Idaho. Filed 10:45 a. m.

Spokane Order 24–F, Amendment 15, covering fresh fruits and vegetables in certain areas of Columbia, Walla Walla, Benton and Franklin counties, Washington. Filed 10:45 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46-8806; Filed, May 24, 1946; 11:29 a. m.]

[Region IV Order G–18 Under SR 15, MPR 280, and MPR 329, Amdt. 6]

FLUID MILK IN ATLANTA REGION

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator, Region IV, of the Office of Price Administration by § 1499.75 (a) (9) (ii) (c) (Supplementary Regulation 15) to the General Maximum Price Regulation and § 1351.408 (g) of Maximum Price Regulation 329, as amended; *It is hereby ordered*, That the above named order be amended in the following respects:

1. That section 14 (c), Area 3, be amended by striking the name of Jones County from the list of counties included in Area 3 in the State of Mississippi.

2. That section 14 (d), Area 4, be amended by adding to the listed counties in Area 4, State of Mississippi, the name of Jones.

3. Section 17 is amended as follows: The figures $3.70 in the per cwt. column and .318¢ in the per gallon column, respectively, opposite the name of Jones County, are deleted. The figures $4.10 shall be substituted in the per cwt. column and the figure .353¢ in the per gallon column, opposite the name of Jones County.

This amendment shall become effective May 24, 1946.

Issued: May 24, 1946.

JOHN D. MOSBY,
Acting Regional Administrator.

Approved: May 23, 1946.

S. W. TATOR,
Director, Dairy Branch, Production and Marketing Administration, U. S. Department of Agriculture.

[F. R. Doc. 46-8842; Filed, May 24, 1946; 4:56 p. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register May 20, 1946.

Region I

Concord Order 21–C, Amendment 8, covering poultry in the State of New Hampshire. Filed 2:18 p. m.

Montpelier Order 2–F, Amendment 53, covering fresh fruits and vegetables in certain counties in Vermont. Filed 2:19 p. m.

Montpelier Order 2–F, Amendment 54, covering fresh fruits and vegetables in certain counties in Vermont. Filed 2:19 p. m.

Montpelier Order 3–F, Amendment 23, covering fresh fruits and vegetables in certain areas in Vermont. Filed 2:19 p. m.

New England Order 7–F, Amendment 55, covering fresh fruits and vegetables in the Boston area. Filed 2:17 p. m.

New England Order 8–F, Amendment 51, covering fresh fruits and vegetables in certain defined areas in Massachusetts. Filed 2:17 p. m.

New England Order 9–F, Amendment 52, covering fresh fruits and vegetables in certain defined areas in Massachusetts. Filed 2:17 p. m.

New England Order 10–F, Amendment 50, covering fresh fruits and vegetables in certain defined areas in Massachusetts. Filed 2:17 p. m.

New England Order 11–F, Amendment 51, covering fresh fruits and vegetables in certain defined areas in Massachusetts. Filed 2:18 p. m.

New England Order 13–F, Amendment 32, covering fresh fruits and vegetables in the Brockton area. Filed 2:18 p. m.

New England Order 14–F, Amendment 13, covering fresh fruits and vegetables in cities and towns of Barnstable county, Massachusetts. Filed 2:18 p. m.

Providence Order 4–F, Amendment 21, covering fresh fruits and vegetables in certain areas in Rhode Island. Filed 2:06 p. m.

Providence Order 3–F, Amendment 54, covering fresh fruits and vegetables in the Providence, Rhode Island, Metropolitan area. Filed 1:57 p. m.

Providence Orders 3–W and 8, Amendment 4, covering dry groceries in the State of Rhode Island except the town of New Shoreham. Filed 1:57 p. m.

Region II

Albany Order 11–F, Amendment 12, covering fresh fruits and vegetables in certain areas in New York. Filed 2:00 p. m.

Albany Order 12–F, Amendment 12, covering fresh fruits and vegetables in the counties of Clinton, Essex, Franklin and Hamilton. Filed 2:01 p. m.

Baltimore Order 11–F, Amendment 15, covering fresh fruits and vegetables in the Baltimore, Maryland area. Filed 2:05 p. m.

Baltimore Order 12–F, Amendment 15, covering fresh fruits and vegetables in the Baltimore, Maryland area. Filed 2:05 p. m.

Baltimore Orders 3–C and 8–O, covering poultry and eggs in the Baltimore, Maryland area. Filed 2:05 p. m.

Buffalo Order 6–F, Amendments 15 and 16, covering fresh fruits and vegetables in Rochester, East Rochester, Fairport and Pittsford, New York. Filed 2:14 and 1:57 p. m.

Buffalo Order 8–F, Amendments 15 and 16, covering fresh fruits and vegetables in Allegany, Cattaraugus, Chautauqua counties, New York. Filed 2:14 and 1:57 p. m.

Buffalo Order 9–F, Amendments 11 and 12, covering fresh fruits and vegetables in certain areas in New York. Filed 2:15 and 1:58 p. m.

Buffalo Order 10–F, Amendments 7 and 8, covering fresh fruits and vegetables in certain areas in New York. Filed 2:15 and 1:58 p. m.

District of Columbia Order 6–F, Amendment 15, covering fresh fruits and vegetables in the Washington, D. C. area. Filed 2:15 p. m.

District of Columbia Orders 8–C and 3–O, covering poultry and eggs in the Washington, D. C. area. Filed 2:06 p. m.

Newark Order 8–F, Amendment 16, covering fresh fruits and vegetables in certain counties in New Jersey except the Borough of North Plainfield, New Jersey. Filed 2:16 p. m.

Newark Order 9–F, Amendment 15, covering fresh fruits and vegetables in certain counties in New Jersey except the Borough of North Plainfield, in Somerset County, N. J. Filed 2:16 p. m.

Newark Orders 10–C and 7–O, covering poultry and eggs in Mercer County, New Jersey. Filed 2:16 p. m.

Newark Orders 11–C and 8–O, covering poultry and eggs in certain areas in New Jersey. Filed 2:17 p. m.

New York Orders 10–C and 23–O, covering poultry and eggs in the city of New York and Nassau and Westchester Counties, New York. Filed 2:15 and 2:16 p. m.

Philadelphia Order 13–F, Amendment 16, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 2:12 p. m.

Philadelphia Order 14–F, Amendment 15, covering fresh fruits and vegetables in the city and county of Philadelphia. Filed 2:04 p. m.

Philadelphia Order 15–F, Amendment 15, covering fresh fruits and vegetables in the counties of Bucks, Chester, Delaware and Montgomery, Pennsylvania. Filed 2:12 p. m.

Philadelphia Order 16–F, Amendment 15, covering fresh fruits and vegetables in Berks, Lehigh and Northampton Counties, Pennsylvania. Filed 2:12 p. m.

Philadelphia Order 4–C, covering poultry in Philadelphia, Delaware and Montgomery Counties, Pennsylvania and Camden County, New Jersey. Filed 2:04 p. m.

Pittsburgh Order 9–F, Amendments 15 and 16, covering fresh fruits and vegetables in Bedford, Blair, Cambria, Clearfield, Fulton, Huntingdon, Indiana, Jefferson and Somerset Counties, Pennsylvania. Filed 2:12 p. m.

Pittsburgh Order 10–F, Amendments 14 and 15, covering fresh fruits and vegetables in Allegheny County, Pennsylvania. Filed 2:13 p. m.

Pittsburgh Order 11–F, Amendment 14, covering fresh fruits and vegetables in Erie and Warren County, Pennsylvania. Filed 2:13 p. m.

Pittsburgh Order 12–F, Amendments 14 and 15, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 2:14 and 2:09 p. m.

Pittsburgh Order 13–F, Amendment 4, covering fresh fruits and vegetables in Crawford, Forest and Venango counties, Pennsylvania. Filed 2:09 p. m.

Scranton Order 5–F, Amendments 16 and 17, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 2:09 and 1:58 p. m.

Scranton Order 6–F, Amendments 15 and 16, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 2:09 p. m.

Scranton Orders 3–C and 2–O, covering poultry and eggs in the city of Scranton and Borough of Dunmore in Lackawanna county, Pennsylvania. Filed 1:59 p. m.

Scranton Orders 3–C and 2–O, covering poultry and eggs in the city of Scranton and Borough of Dunmore in Lackawanna county, Pennsylvania. Filed 2:10 p. m.

Syracuse Order 5–F, Amendment 16, covering fresh fruits and vegetables in certain counties in New York. Filed 2:10 p. m.

Syracuse Order 6–F, Amendment 16, covering fresh fruits and vegetables in the city of Syracuse, Watertown, Utica and their free delivery zones, N. Y. Filed 2:10 p. m.

Syracuse Order 7–F, Amendment 13–A, covering fresh fruits and vegetables in certain areas in New York. Filed 2:12 p. m.

Syracuse Order 4–C, covering poultry in certain areas in New York. Filed 2:10 p. m.

Syracuse Order 5–C, covering poultry in Broome and Tioga counties, New York. Filed 2:11 p. m.

Wilmington Orders 24 and 25, Amendment 3, covering dry groceries in Delaware lying North of the Chesapeake and Delaware Canal. Filed 2:11 p. m.

Wilmington Orders 5–W and 26, Amendment 3, covering dry groceries in Delaware lying North of the Chesapeake and Delaware Canal. Filed 2:06 p. m. and 2:07 p. m.

Region III

Charleston Order 7–F, Amendment 62, covering fresh fruits and vegetables in certain areas in West Virginia. Filed 2:07 p. m.

Charleston Order 9–F, Amendment 62, covering fresh fruits and vegetables in Cabell county and the city of Huntington in Wayne county, West Virginia. Filed 2:08 p. m.

Charleston Order 10–F, Amendment 62, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 2:08 p. m.

Charleston Order 11–F, Amendment 62, covering fresh fruits and vegetables in Berkeley, Jefferson and Morgan counties, West Virginia. Filed 2:08 p. m.

Charleston Order 10, Amendment 9, covering dry groceries in the State of West Virginia. Filed 2:01 p. m.

Charleston Order 10–O, Amendment 5, covering eggs in certain counties in West Virginia. Filed 2:02 p. m.

Charleston Order 11–O, Amendment 5, covering eggs in certain counties in West Virginia. Filed 2:02 p. m.

Charleston Order 12–O, Amendment 5, covering eggs in certain counties in West Virginia. Filed 2:02 p. m.

Charleston Order 10–W, Amendments 10 and 11, covering dry groceries in the counties in the State of West Virginia. Filed 1:55 p. m.

Charleston Order 13, Amendment 13, covering dry groceries in the counties in the State of West Virginia. Filed 2:01 p. m.

Charleston Order 14, Amendment 9, covering dry groceries in the State of West Virginia. Filed 2:02 p. m.

Charleston Orders 10–W, Amendment 13, covering dry groceries in all counties in West Virginia. Filed 2:03 p. m.

Cincinnati Order 12–F, Amendment 11, covering fresh fruits and vegetables in Franklin county, Ohio. Filed 2:04 p. m.

Indianapolis Order 16–F, Amendment 66, 67 covering fresh fruits and vegetables in the county of St. Joseph. Filed 1:52 and 1:53 p. m.

Indianapolis Order 17–F, Amendments 66 and 67, covering fresh fruits and vegetables in the county of Vanderburgh. Filed 1:53 p. m.

Indianapolis Order 18–F, Amendment 21, covering certain areas in Indiana. Filed 1:53 p. m.

Region IV

Atlanta Order 12–F, Amendment 24, covering fresh fruits and vegetables in the Atlanta-Decatur Metropolitan Trade area. Filed 1:49 p. m.

Atlanta Order 13–F, Amendment 24, covering fresh fruits and vegetables in certain counties outside of the Atlanta-Decatur Trade area. Filed 1:50 p. m.

Atlanta Order 14–F, Amendment 24, covering fresh fruits and vegetables in certain counties in Georgia. Filed 1:50 p. m.

Atlanta Order 15–F, Amendment 24, covering fresh fruits and vegetables in Bibb and Muscogee counties, Georgia

and Phenix City, Alabama. Filed 1:50 p. m.

Atlanta Order 16–F, Amendment 7, covering fresh fruits and vegetables in Chatham and Richmond counties. Filed 1:50 p. m.

Atlanta Order 17–F, Amendment 7, covering fresh fruits and vegetables in Dougherty and Thomas counties. Filed 1:51 p. m.

Atlanta Order 18–F, Amendment 7; covering fresh fruits and vegetables in certain counties in the Savannah area. Filed 1:51 p. m.

Atlanta Order 19–F, Amendment 7, covering fresh fruits and vegetables in certain counties in the Savannah area. Filed 1:51 p. m.

Atlanta Order 20–F, Amendment 7, covering fresh fruits and vegetables in certain counties in the Savannah area. Filed 1:51 p. m.

Birmingham Order 5–F, Amendment 31, covering fresh fruits and vegetables in Jefferson county, Alabama. Filed 1:52 p. m.

Richmond Orders 7–F and 14–F, Amendments 7 and 8, covering fresh fruits and vegetables in the Richmond area. Filed 1:56 p. m.

Region V

Fort Worth Order 13–F, Amendment 45, covering fresh fruits and vegetables in Tarrant county, Texas. Filed 1:59 p. m.

Fort Worth Order 19–F, Amendment 33, covering fresh fruits and vegetables in Taylor, Tom Green and Wichita counties, Texas. Filed 1:53 p. m.

Fort Worth Order 23–F, Amendment 2, covering fresh fruits and vegetables in certain areas in Texas. Filed 1:54 p. m.

Fort Worth Order 25–F, Amendment 2, covering fresh fruits and vegetables in Brown, Eastland, Haskell and Jones counties, Texas. Filed 1:54 p. m.

Fort Worth Order 26–F, Amendment 1, covering fresh fruits and vegetables in certain counties in Texas. Filed 1:54 p. m.

Fort Worth Orders 5–C and 1–O, covering poultry and eggs in Tarrant county, Texas. Filed 2:00 and 1:54 p. m.

Fort Worth Order 1–O, Amendment 22, covering eggs. Filed 2:00 p. m.

Fort Worth Orders 20 and 5–W, Amendment 2, covering dry groceries sold by Groups 1 and 2 stores. Filed 1:49 p. m.

Houston Order 4–F, Amendment 42, covering fresh fruits and vegetables in certain cities and towns in Texas. Filed 1:49 p. m.

Houston Order 7–F, covering fresh fruits and vegetables in certain counties in Texas. Filed 1:49 p. m.

Region VI

Chicago Order 4–O, covering eggs in Cook county, Illinois. Filed 1:56 p. m.

Region VIII

Arizona Order 9–F, Amendment 41, covering fresh fruits and vegetables in the Phoenix area. Filed 1:56 p. m.

Arizona Order 10–F, Amendment 37, covering fresh fruits and vegetables in the Tucson area. Filed 1:55 p. m.

Arizona Order 11–F, Amendment 36, covering fresh fruits and vegetables in the Cochise area. Filed 1:52 p. m.

Spokane Order 1–F, Amendment 3, covering fresh and frozen fish in certain areas in Spokane County, Washington. Filed 1:52 p. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46–8753; Filed, May 23, 1946; 4:06 p. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register May 21, 1946.

Region I

Concord Order 9–F, Amendment 56, covering fresh fruits and vegetables in Manchester, Nashua, Concord, Rochester, Somersworth, Dover and Portsmouth. Filed 2:21 p. m.

Concord Order 10–F, Amendment 18, covering fresh fruits and vegetables in certain areas in New Hampshire. Filed 2:21 p. m.

Concord Order 11–F, Amendment 18, covering fresh fruits and vegetables in certain areas in New Hampshire. Filed 2:22 p. m.

Concord Order 12–F, Amendment 18, covering fresh fruits and vegetables in certain areas in New Hampshire. Filed 2:22 p. m.

Region III

Indianapolis Order 18–F, Amendment 22, covering fresh fruits and vegetables in certain areas in Indiana. Filed 2:10 p. m.

Indianapolis Order 19–F, Amendment 21, covering fresh fruits and vegetables in certain counties in Indiana. Filed 2:10 p. m.

Indianapolis Order 19–F, Amendment 22, covering fresh fruits and vegetables in certain counties in Indiana. Filed 2:10 p. m.

Indianapolis Order 6–C, Amendment 3, covering poultry in certain areas in Indiana. Filed 2:10 p. m.

Indianapolis Order 8–O, covering eggs sold by Groups 1, 2, 3, 3A, 4 and 4A stores in the Western area. Filed 2:11 p. m.

Indianapolis Order 9–O, covering eggs sold by Groups 1, 2, 3, 3A, 4 and 4A stores in the Eastern area. Filed 2:11 p. m.

Louisville Order 26, Amendment 11, covering dry groceries in Jefferson county, Kentucky and Clark and Floyd counties, Indiana. Filed 2:11 p. m.

Louisville Order 1–O, Amendment 5, covering eggs in Jefferson county, Kentucky, and Clark and Floyd counties, Indiana. Filed 2:11 p. m.

Louisville Order 2–O, Amendment 2, covering eggs in certain counties in Kentucky. Filed 2:12 p. m.

Region IV

Birmingham Order 6–F, Amendment 14, covering fresh fruits and vegetables in certain counties in Alabama. Filed 2:12 p. m.

Birmingham Order 25–F, Amendment 12, covering fresh fruits and vegetables in certain areas in Alabama. Filed 2:12 p. m.

Birmingham Order 27–F, Amendment 32, covering fresh fruits and vegetables in Montgomery county, Alabama. Filed 2:12 p. m.

Birmingham Order 28–F, Amendment 30, covering fresh fruits and vegetables in Houston county, Alabama. Filed 2:12 p. m.

Birmingham Order 4–C, Amendment 6, covering poultry in Baldwin and Mobile counties, Alabama. Filed 2:13 p. m.

Columbia Orders 23–O and 24–O, Amendment 5, covering eggs sold by Groups 1 and 2 and 3 and 4 stores in the South Carolina area. Filed 2:14 p. m.

Columbia Orders 25–O and 26–O, Amendment 5, covering eggs sold by Groups 1 and 2 and 3 and 4 stores in the South Carolina area. Filed 2:15 p. m.

Jackson Order 7–F, Amendment 31, covering fresh fruits and vegetables in certain counties in Mississippi. Filed 2:09 p. m.

Jackson Order 11–C, Amendment 5, covering poultry in the city of Jackson, Mississippi. Filed 2:09 p. m.

Jacksonville Order 17–C, Amendment 5, covering poultry in Duval county, Florida. Filed 2:09 p. m.

Jacksonville Order 14–F, Amendment 28, covering fresh fruits and vegetables in the city of Jacksonville, Florida. Filed 2:09 p. m.

Jacksonville Order 15–F, Amendment 3, covering fresh fruits and vegetables in the city of Pensacola, Florida. Filed 2:09 p. m.

Raleigh Order 13–F, Amendment 28, covering fresh fruits and vegetables in certain counties in North Carolina. Filed 2:08 p. m.

Raleigh Order 14–F, Amendment 16, covering fresh fruits and vegetables in certain counties in North Carolina. Filed 2:08 p. m.

Richmond Order 7–F, Amendment 9, covering fresh fruits and vegetables in certain counties and cities in Virginia. Filed 2:08 p. m.

Richmond Order 8–F, Amendment 27, covering fresh fruits and vegetables in certain areas in Virginia. Filed 2:08 p. m.

Richmond Order 8–F, Amendment 28, covering fresh fruits and vegetables in certain areas in Virginia. Filed 2:08 p. m.

Richmond Order 8–F, Amendment 29, covering fresh fruits and vegetables in certain areas in Virginia. Filed 2:08 p. m.

Richmond Order 13–F, Amendments 29, 30, and 31, covering fresh fruits and vegetables in certain areas in Virginia. Filed 2:08 and 2:07 p. m.

Richmond Order 14–F, Amendment 10, covering fresh fruits and vegetables in certain areas in Virginia. Filed 2:07 p. m.

Richmond Order 23, Amendment 4, covering dry groceries in the Richmond area. Filed 2:07 p. m.

Richmond Order 25, Amendment 3, covering dry groceries in the Richmond area. Filed 2:07 p. m.

Richmond Order 7–W, Amendment 3, covering dry groceries in the Richmond area. Filed 2:14 p. m.

Richmond Orders 7–W and 23, Amendments 4 and 5, covering dry groceries in the Richmond area. Filed 2:06 p. m.

Richmond Orders 7–W and 23, Amendments 4 and 5, covering dry groceries in the Richmond area. Filed 2:14 p. m.

Richmond Orders 8–W and 24, Amendments 4 and 5, covering dry groceries in the Richmond area. Filed 2:14 p. m.

Region V

Kansas City Order 4–F, Amendment 43, covering fresh fruits and vegetables. Filed 2:15 p. m.

Kansas City Orders 9–F and 10–F, Amendment 27, covering fresh fruits and vegetables. Filed 2:15 and 2:16 p. m.

Kansas City Order 11–F, Amendment 27, covering fresh fruits and vegetables. Filed 2:16 p. m.

Kansas City Order 24 and 6–W, Amendment 2, covering dry groceries sold by Groups 1 and 2 stores. Filed 2:13 p. m.

Kansas City Orders 11–O and 12–O, Amendments 22 and 21, covering eggs. Filed 2:13 and 2:05 p. m.

Little Rock Order 10–F, Amendment 44, covering fresh fruits and vegetables in Garland county, Arkansas. Filed 2:06 p. m.

Little Rock Order 12–F, Amendment 36, covering fresh fruits and vegetables in certain counties in Arkansas. Filed 2:06 p. m.

Little Rock Order 13–F, Amendment 36, covering fresh fruits and vegetables in certain counties in Arkansas and in Bowie county, Texas. Filed 2:06 p. m.

Little Rock Order 14–F, Amendment 36, covering fresh fruits and vegetables in certain counties in Arkansas. Filed 2:06 p. m.

Little Rock Order 15–F, Amendment 36, covering fresh fruits and vegetables in certain counties in Arkansas. Filed 2:06 p. m.

Little Rock Orders 4–C and 4–O, covering poultry and eggs in Pulaski county, Arkansas. Filed 2:05 and 2:06 p. m.

Little Rock Order 4–O, Amendment 22, covering eggs in Pulaski county, Arkansas. Filed 2:05 p. m.

Wichita Order 13–F, Amendment 26, covering fresh fruits and vegetables in Sedgwick county, Kansas. Filed 2:18 p. m.

Wichita Order 14–F, Amendment 26, covering fresh fruits and vegetables in certain counties in Kansas. Filed 2:18 p. m.

Wichita Order 15–F, Amendment 26, covering fresh fruits and vegetables in certain counties in Kansas. Filed 2:19 p. m.

Wichita Order 16–F, Amendment 26, covering fresh fruits and vegetables in Reno county, Kansas. Filed 2:19 p. m.

Wichita Order 17–F, Amendment 26, covering fresh fruits and vegetables in Shawnee county, Kansas. Filed 2:19 p. m.

Region VI

Des Moines Order 4–F, Amendment 32, covering fresh fruits and vegetables in certain counties in Iowa and in the city of South Sioux City in Nebraska. Filed 2:19 p. m.

Des Moines Order 5–F, Amendment 32, covering fresh fruits and vegetables in certain areas in Iowa. Filed 2:19 p. m.

Des Moines Order 6–F, Amendment 32, covering fresh fruits and vegetables in certain counties in Iowa. Filed 2:20 p. m.

Des Moines Order 7–F, Amendment 32, covering fresh fruits and vegetables in certain counties in Iowa and the cities of Moline, East Moline, Rock Island, Silvis and Milan, in Illinois. Filed 2:20 p. m.

Green Bay Order 7–F, Amendment 31, covering fresh fruits and vegetables in certain areas in Wisconsin. Filed 2:20 p. m.

Green Bay Order 8–F, Amendment 31, covering fresh fruits and vegetables in certain counties in Wisconsin. Filed 2:20 p. m.

Green Bay Order 12–F, Amendment 17, covering fresh fruits and vegetables in certain areas in Wisconsin. Filed 2:21 p. m.

Green Bay Order 9–F, Amendment 31, covering fresh fruits and vegetables in Florence, Forest and Marinette counties, Wisconsin. Filed 2:20 p. m.

Green Bay Order 13–F, Amendment 2, covering fresh fruits and vegetables in certain counties in Wisconsin. Filed 2:16 p. m.

Green Bay Orders 1–D and 2–D, Amendment 2, covering butter and cheese in certain counties in Wisconsin. Filed 2:16 and 2:17 p. m.

Omaha Order 15–F, Amendment 17, covering fresh fruits and vegetables in certain counties in Nebraska and the city of Council Bluffs, Iowa. Filed 2:17 p. m.

Omaha Order 16–F, Amendment 17, covering fresh fruits and vegetables in certain counties in Nebraska. Filed 2:17 p. m.

Omaha Order 17–F, Amendment 17, covering fresh fruits and vegetables in certain counties in Nebraska. Filed 2:17 p. m.

Peoria Order 16–F, Amendment 15, covering fresh fruits and vegetables in certain counties in Illinois. Filed 2:18 p. m.

Peoria Order 17–F, Amendment 15, covering fresh fruits and vegetables in certain areas in Illinois. Filed 2:18 p. m.

Peoria Order 18–F, Amendment 15, covering fresh fruits and vegetables in certain counties in Illinois. Filed 2:18 p. m.

Peoria Order 19–F, Amendment 15, covering fresh fruits and vegetables in certain counties in Illinois. Filed 2:18 p. m.

Twin Cities Order 3–F, Amendment 32, covering fresh fruits and vegetables in the cities of Duluth and Proctor, Minnesota and the city of Superior, and Town of Superior, Wisconsin. Filed 2:22 p. m.

Twin Cities Order 7–F, Amendment 16, covering fresh fruits and vegetables in designated areas within the Twin Cities area. Filed 2:22 p. m.

Twin Cities Order 8–F, Amendment 15, covering fresh fruits and vegetables in designated areas within the Twin Cities area. Filed 2:22 p. m.

Twin Cities Order 3–C, Amendment 10, covering poultry sold by Groups 1, 2, 3, and 4 stores in certain areas within the Twin Cities area. Filed 2:22 p. m.

Twin Cities Order 3–O, Amendment 1, covering eggs sold by Groups 1, 2, 3, and 4 stores in the Twin Cities area. Filed 2:23 p. m.

Springfield Order 24–F, Amendment 10, covering fresh fruits and vegetables in certain counties in Illinois. Filed 2:21 p. m.

Twin Cities Order 4–C, Amendment 5, covering poultry in the cities of Duluth and Proctor in St. Louis county, Minnesota. Filed 2:23 p. m.

Region VII

Denver Order 4–F, Amendment 43, covering fresh fruits and vegetables in the Denver area. Filed 2:23 p. m.

Denver Order 5–F, Amendment 43, covering fresh fruits and vegetables in the Pueblo area. Filed 2:23 p. m.

Denver Order 6–F, Amendment 43, covering fresh fruits and vegetables in the Colorado Springs and Manitou area. Filed 2:23 p. m.

Denver Order 7–F, Amendment 43, covering fresh fruits and vegetables in the Boulder, Fort Collins, Greeley area. Filed 2:24 p. m.

Denver Order 8–F, Amendment 12, covering fresh fruits and vegetables in the Trinidad area. Filed 2:24 p. m.

Denver Order 9–F, Amendment 6, covering fresh fruits and vegetables in the Grand Junction area. Filed 2:24 p. m.

Denver Order 82, Amendment 10, covering dry groceries in the Denver area. Filed 2:24 p. m.

Denver Order 83, Amendment 10, covering dry groceries in the Colorado Springs-Pueblo-Trinidad area. Filed 2:24 p. m.

Denver Order 84, Amendment 10, covering dry groceries in the Grand Junction area. Filed 2:25 p. m.

Denver Order 85, Amendment 11, covering dry groceries in Canon City-Lamar-Rocky Ford-Salida area. Filed 2:25 p. m.

Denver Order 86, Amendment 10, covering dry groceries in the Craig-Leadville area. Filed 2:25 p. m.

Denver Order 87, Amendment 8, covering dry groceries in the Durango area. Filed 2:25 p. m.

Denver Order 88, Amendment 10, covering dry groceries in the Boulder-Fort Collins-Fort Morgan-Greeley area. Filed 2:26 p. m.

Denver Order 89, Amendment 10, covering dry groceries in the Burlington-Julesburg-Limon-Sterling area. Filed 2:26 p. m.

Denver Order 90, Amendment 10, covering dry groceries in the Gunnison-Meeker-Silverton area. Filed 2:26 p. m.

Denver Order 91, Amendment 10, covering dry groceries in the Delta-Montrose-Glenwood Springs area. Filed 2:26 p. m.

Denver Order 92, Amendment 10, covering dry groceries in the Alamosa-Creede-Monte Vista area. Filed 2:26 p. m.

Denver Order 93, Amendment 9, covering dry groceries sold by Group 4 stores in the Group 4 area No. 1. Filed 2:27 p. m.

Denver Order 94, Amendment 10, covering dry groceries sold by Group 4 stores in the Group 4 area No. 2. Filed 2:27 p. m.

Denver Order 12–W, Amendment 13, covering dry groceries in the Denver area. Filed 2:27 p. m.

Denver Order 13–W, Amendment 13, covering dry groceries in the Colorado Springs-Pueblo-Trinidad area. Filed 2:27 p. m.

Denver Order 14–W, Amendment 13, covering dry groceries in the Grand Junction area. Filed 2:28 p. m.

Denver Order 15–W, Amendment 11, covering dry groceries in the Durango area. Filed 2:28 p. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46–8653; Filed, May 22, 1946; 4:30 p. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File No. 1–125]

COLUMBIA BREWING CO.

ORDER POSTPONING HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 24th day of May A. D. 1946.

The Columbia Brewing Company, pursuant to section 12 (d) of the Securities Exchange Act of 1934 and Rule X-12D2–1 (b) promulgated thereunder, having made application to the Commission to withdraw its Common Stock, $5.00 Par Value, from listing and registration on the St. Louis Stock Exchange;

The Commission having ordered that a hearing be held in this matter on July 10, 1946 at the St. Louis office of the Commission; and

The applicant having requested that said hearing be postponed;

It is ordered, That said hearing be held at 10:00 a. m. on Wednesday, September 25, 1946, at the office of the Securities and Exchange Commission, 1114 Market Street, St. Louis, Missouri, and continue thereafter at such times and places as the Commission or its officer conducting such hearing may determine.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46–8848; Filed, May 27, 1946; 9:53 a. m.]

[File No. 50–17]

UNITED CORP.

ORDER GRANTING EXEMPTION AND SALE OF COMMON STOCK OF COLUMBIA GAS & ELECTRIC CORP.

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 21st day of May 1946.

The Commission by orders dated December 27, 1945 and February 14, 1946 (Holding Company Act Release Nos. 6337 and 6409, respectively) having granted applications of The United Corporation, a registered holding company, filed pursuant to Rule U-100 promulgated under the Public Utility Holding Company Act of 1935 for exemption from the requirements of Rule U-44, promulgated under the act, with respect to the sale by The United Corporation on the New York Stock Exchange of not in excess of an aggregate of 400,000 shares of common stock of Columbia Gas & Electric Corporation; and

The United Corporation having notified the Commission as required by the above orders that it had sold a total of 381,600 shares of common stock of Columbia Gas & Electric Corporation on the New York Stock Exchange as of the close of business on May 13, 1946; and

The United Corporation having filed a further application pursuant to Rule U-100 for exemption from the requirements of Rule U-44 with respect to the sale by The United Corporation on the New York Stock Exchange, during a three-month period commencing three days after the date of this order, of not more than 200,000 shares of common stock of Columbia Gas & Electric Corporation out of a total of 2,029,256 shares of such common stock now held by The United Corporation; and

The United Corporation having in its application represented that it will submit to the Commission weekly reports, in such form as the Commission may prescribe, on sales made under the granted exemption; and

It appearing to the Commission that the requirements of Rule U-44, as applied to the proposed transactions, are not necessary or appropriate in the public interest or for the protection of investors or consumers;

It is ordered, Pursuant to said Rule U-100, that the application be, and hereby is, granted forthwith, without prejudice, however, to the withdrawal of the exemption afforded hereby upon notification thereof and subject to the submission by The United Corporation of weekly reports setting forth, with respect to each transaction, the number of shares sold, date of sale, price received, and name of broker effecting transaction.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46–8853; Filed, May 27, 1946; 9:55 a. m.]

[File No. 50–17]

UNITED CORP.

ORDER GRANTING EXEMPTION AND SALE OF CAPITAL STOCK OF UNITED GAS IMPROVEMENT CO.

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pennsylvania, on the 21st day of May 1946.

The United Corporation, a registered holding company, having filed an application pursuant to Rule U-100, promulgated under the Public Utility Holding Company Act of 1935, for exemption from the requirements of Rule U-44, promulgated under the act, with respect to the sale by United on the New York Stock Exchange, during a three-month period commencing three days after the date of this order, of not more than 50,000 shares of capital stock of The United Gas Improvement Company out of a total of 121,322 shares of such common stock held by The United Corporation; and

The United Corporation having in its application represented that it will submit to the Commission weekly reports, in such form as the Commission may prescribe, on sales made under the granted exemption; and

It appearing to the Commission that the requirements of Rule U-44, as applied to the proposed transactions, are not necessary or appropriate in the public interest or for the protection of investors or consumers;

It is ordered, Pursuant to said Rule U-100, that the application be, and hereby is, granted forthwith, without prejudice, however, to the withdrawal of the exemption afforded hereby upon notification thereof and subject to the submission by The United Corporation of weekly reports setting forth, with respect to each transaction, the number of shares sold, date of sale, price received, and name of broker effecting transaction.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46–8854; Filed, May 27, 1946; 9:55 a. m.]

[File Nos. 54–75, 70–726]

COMMONWEALTH AND SOUTHERN CORP. (DEL.)

NOTICE REGARDING FILING

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 24th day of May, A. D., 1946.

Notice is hereby given that a declaration or application (or both) has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 by The Commonwealth & Southern Corporation ("Commonwealth"), a registered holding company.

Notice is further given that any interested person may, not later than May 31, 1946 at 5:30 p. m., e. d. s. t., request the Commission in writing that a hearing be held on such matter, stating the reasons for such request and the nature of his interest, or may request that he be notified if the Commission should order a hearing thereon. At any time thereafter, said declaration or application, as filed or as amended, may be permitted to become effective or may be granted as provided in Rule U-23 of the Rules and Regulations promulgated pursuant to said act, or the Commission may exempt such transaction as provided in Rules U-20 (a) and U-100 thereof. Any such request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania.

All interested persons are referred to said declaration or application, which is on file in the office of the Commission, for a statement of the transaction

therein proposed which is summarized below:

Commonwealth proposes, subject to the approval of the Commission, to pay a dividend of $3.00 per share, an aggregate of $4,446,000 on the outstanding shares of its preferred stock. The dividend was declared on May 14, 1946 and is payable on the 28th day after the date of the order of this Commission permitting the payment of such dividend to stockholders of record at the close of business on the 14th day after the date of such order. The Commission action requested in the pending application is similar in substance to the Commission action requested in three applications approved by the Commission in 1943, four applications approved in 1944, four applications approved in 1945 and one approved in 1946, covering proposed distributions to preferred stockholders (see Holding Company Act Releases Nos. 4383, June 24, 1943; 4560, September 13, 1943; 4709, November 26, 1943; 4933, March 8, 1944; 5084, June 3, 1944; 5268, September 5, 1944; 5508, December 21, 1944; 5659, March 12, 1945; 5833, May 30, 1945; 6055, September 17, 1945; 6253, November 29, 1945 and 6476, March 14, 1946.)

Applicant considers sections 11 and 12 (c) of the act and Rule U-46 as applicable to the proposed transactions.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46–8846; Filed, May 27, 1946; 9:53 a. m.]

[File Nos. 54–111, 59–12]

AMERICAN AND FOREIGN POWER CO., INC. ET AL.

ORDER AUTHORIZING OFFICER TO TAKE DEPOSITION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 24th day of May A. D. 1946.

In the matter of American and Foreign Power Company Inc., Electric Bond and Share Company; File No. 54–111, In the matter of Electric Bond and Share Company, American Power & Light Company, Pacific Power & Light Company, Electric Power & Light Corporation, Utah Power & Light Company, National Power & Light Company, American & Foreign Power Company Inc., Ebasco Services Incorporated, Respondents; File No. 59–12.

American & Foreign Power Company Inc. ("Foreign Power"), a registered holding company and a subsidiary of Electric Bond and Share Company ("Bond and Share"), also a registered holding company, having filed an application, joined in by Bond and Share, pursuant to section 11 (e) of the Public Utility Holding Company Act of 1935, for approval of a plan of reorganization of Foreign Power; and such matter having been consolidated with proceedings heretofore instituted under section 11 (b) (2) of the act with respect to Bond and Share and certain of its subsidiaries, including particularly Foreign Power; and

Hearings having been held on such consolidated matters and further hearings being necessary in regard thereto; and

Application having been made by counsel to the Commission in the proceedings on said matters for an order directing the taking of the deposition of Floyd B. Odlum, who resides near Indio, California, on the matter of advances made to said Floyd B. Odlum by Foreign Power or any of its subsidiary companies, said deposition to be taken on June 5, 1946 or as soon thereafter as may be following the completion of the taking of the testimony of witnesses including said Floyd B. Odlum on other matters pursuant to the order for the taking thereof entered in these proceedings on May 8, 1946; and

The Commission having duly considered the matter and being fully advised in the premises and it appearing appropriate that such deposition be taken, and it also appearing appropriate that said deposition be taken at the residence of said Floyd B. Odlum:

It is ordered, That John G. Clarkson is hereby authorized to take the deposition of Floyd B. Odlum at his residence at the Jacqueline Cochran Ranch near Indio, California at 11 a. m., Pacific Standard Time, on the matter of advances made to said Floyd B. Odlum by Foreign Power, or any of its subsidiary companies, on Wednesday, June 5, 1946 or as soon thereafter as may be, after the completion of the taking of testimony pursuant to said order entered on May 8, 1946, and thereafter at such times, as said officer may determine; and that said officer is hereby authorized to administer oaths and affirmations.

It is further ordered, That a copy of this order be served by the Secretary on counsel, respectively for Foreign Power, for Bond and Share and for the Public Utilities Division of the Commission, personally or by registered mail, within a reasonable time in advance of the time fixed for taking testimony, and that notice of this order be given to all other persons by publication in the FEDERAL REGISTER.

It is further ordered, That, upon the completion of the taking of the testimony of such witness, the officer designated above shall reduce the testimony of such witness to writing, cause the deposition to be signed by the witness, and certify and return the deposition under seal to the Secretary of the Commission.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46–8850; Filed, May 27, 1946; 9:54 a. m.]

[File Nos. 59–17, 59–11, 54–25]

UNITED LIGHT AND POWER CO., ET AL.

SUPPLEMENTAL ORDER; SALE OF COLUMBUS AND SOUTHERN OHIO ELECTRIC CO.

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 22d day of May A. D. 1946.

In the matter of the United Light and Power Company, The United Light and Railways Company, American Light & Traction Company, Continental Gas & Electric Corporation, United American Company, and Iowa-Nebraska Light and Power Company, Respondents, File No. 59–17; The United Light and Power Company and its subsidiary companies, Respondents, File No. 59–11; The United Light and Power Company, Applicant, File No. 54–25. Application No. 28.

The United Light and Railways Company ("Railways"), a registered holding company, its subsidiary, Continental Gas & Electric Corporation ("Continental"), also a registered holding company, Columbus and Southern Ohio Electric Company ("Columbus"), a public utility subsidiary of Continental, and The United Light and Railways Service Company, a subsidiary of Railways, having filed an amended joint declaration, designated "Application No. 28" pursuant to the Public Utility Holding Company Act of 1935, with respect to, among other things, the sale by Continental pursuant to the competitive bidding requirements of Rule U-50 of its holdings of 744,455 shares of the common stock ($10 par value) of Columbus representing the entire interest of Railways and Continental in Columbus and the application of the net proceeds of such sale, in accordance with Continental's Loan Agreement, to the payment of Continental's outstanding $20,000,000 principal amount of 1¾% secured notes, dated December 7, 1945, any balance of such net proceeds to be applied to the pro rata prepayment of the latest maturing installments of Continental's outstanding $30,000,000 principal amount of 2½% unsecured notes, dated December 7, 1945;

The Commission having by its order dated August 5, 1941 pursuant to section 11 (b) (1) of the act, among other things, directed Railways and Continental to dispose of their entire interests, direct or indirect, in Columbus and to make application to the Commission for the entry of any further orders necessary or appropriate in connection therewith; the Commission having heretofore found that the proceeds from the disposition of Columbus must be applied to the reduction of Continental's outstanding senior securities;

Continental and Railways having requested that the order to be entered by this Commission herein conform to the requirements of sections 371 (b), 371 (f), 373 (a) and 1808 (f) of the Internal Revenue Code, as amended, in respect of the sale by Continental of its investment in the common stock of Columbus and the expenditure of the net proceeds of such sale for the payment of Continental's outstanding 1¾% notes and 2½% notes;

The Commission having by its order dated May 9, 1946 permitted the amended joint declaration to become effective subject, among other things, to the condition that the proposed sale of the common stock of Columbus should not be consummated until the results of the competitive bidding pursuant to Rule U-50 shall have been made a matter of record in these proceedings and a further order shall have been entered by this Commission in the light of the record so com-

pleted, jurisdiction having been reserved for this purpose: and

Declarants having, on May 22, 1946, filed a further amendment to said amended joint declaration stating that the 744,455 shares of common stock of Columbus had been offered for sale pursuant to the competitive bidding requirements of Rule U-50 and that the following bids had been received:

Bidders:	*Price per share to the company*
Dillon, Read & Co., Inc.	$51.199
Lehman Bros., Mellon Securities Corp., Kidder Peabody & Co.	49.38

The amendment further stating that Continental had accepted the bid of a group of bidders represented by Dillon, Read & Co., Inc., for said shares of Columbus as set out above and that said shares will be offered for sale to the public at a price of $53.50 per share resulting in an underwriters' spread of $2.301 per share; and

A further hearing having been held on May 22, 1946 and the Commission having examined the amendment and having considered the record herein and finding no basis for imposing terms and conditions with respect to the price to be received for the common stock of Columbus, the underwriters' spread and its allocation:

It is ordered, That the jurisdiction heretofore reserved with respect to the results of the competitive bidding be and the same hereby is released and that the amendment filed on May 22, 1946, to the amended joint declaration herein be and hereby is permitted to become effective forthwith, subject, however, to the terms and conditions prescribed in Rule U-24.

It is further ordered, That the jurisdiction heretofore reserved over all legal fees and the fees of Continental's financial adviser and over the disposition of any earned surplus of Continental arising from the sale of the common stock of Columbus be continued.

It is further ordered and recited, As follows, in view of the requirements of sections 371 (b), 371 (f), 373 (a) and 1808 (f) of the Internal Revenue Code, as amended:

(1) The sale and transfer by Continental Gas & Electric Corporation of 744,455 Common Shares of the par value of $10 each of Columbus and Southern Ohio Electric Company to Dillon, Read & Co., Inc., and associated underwriters, at the price of $51.199 per share, being a total price of $38,115,351.55 for said 744,455 Common Shares, pursuant to Application Number 28, as amended, filed in these proceedings, is necessary or appropriate to the integration or simplification of the holding company system of which Continental Gas & Electric Corporation is a member and to effectuate the provisions of section 11 (b) of the Public Utility Holding Company Act of 1935, 49 Stat. 820 (U.S.C., Title 15, sec. 79 k (b));

(2) The expenditure of the net proceeds ($38,115,351.55, less expenses estimated at $136,838.96) of such sale of Common Shares of Columbus and Southern Ohio Electric Company by Continental Gas & Electric Corporation to pay, retire and cancel securities representing indebtedness of Continental Gas & Electric Corporation as follows:

(a) To pay, retire and cancel all of its outstanding $20,000,000 principal amount of 1¾% secured notes, dated December 7, 1945, issued pursuant to its Loan Agreement dated November 24, 1945, to the following banks in the following amounts:

Name of bank	*Amount of note*
The National City Bank of New York	$4,000,000
Bankers Trust Co.	4,000,000
Central Hanover Bank & Trust Co.	4,000,000
Continental Illinois National Bank & Trust Co. of Chicago	2,000,000
The First National Bank of Chicago	1,910,000
The Union Trust Co. of Pittsburgh	1,910,000
Harris Trust & Savings Bank	800,000
National Bank of Detroit	400,000
Commerce Trust Co.	600,000
The First National Bank of Kansas City	240,000
The City National Bank & Trust Co. of Kansas City	140,000
	20,000,000

(b) To prepay, pro rata, the latest maturing unpaid installments of its outstanding $30,000,000 principal amount of 2½% unsecured notes dated December 7, 1945, issued pursuant to such Loan Agreement to the following banks in the following amounts:

Name of bank	*Amount of note*
The National City Bank of New York	$6,000,000
Bankers Trust Co.	6,000,000
Central Hanover Bank & Trust Co.	6,000,000
Continental Illinois National Bank & Trust Co. of Chicago	3,000,000
The First National Bank of Chicago	2,865,000
The Union Trust Co. of Pittsburgh	2,865,000
Harris Trust & Savings Bank	1,200,000
National Bank of Detroit	600,000
Commerce Trust Co.	900,000
The First National Bank of Kansas City	360,000
The City National Bank & Trust Co. of Kansas City	210,000
	30,000,000

all as required by the terms of such Loan Agreement, is a necessary step in the retirement of the previously outstanding Debentures, 5% Series A, due February 1, 1958, of Continental Gas & Electric Corporation, heretofore ordered and approved by this Commission by an order entered in these proceedings on November 28, 1945, and is necessary or appropriate to the integration or simplification of the holding company system of which Continental Gas & Electric Corporation is a member and to effectuate the provisions of section 11 (b) of the Public Utility Holding Company Act of 1935, 49 Stat. 820 (U. S. C., Title 15, sec. 79k (b));

(3) The above-described sale and transfer of Common Shares of Columbus and Southern Ohio Electric Company by Continental Gas & Electric Corporation and expenditure of the net proceeds thereof are hereby authorized and approved and such transactions are hereby ordered to be consummated within the time required by Rule U-24 of the General Rules and Regulations under the Public Utility Holding Company Act of 1935.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-8855; Filed, May 27, 1946; 9:55 a. m.]

[File No. 70-1065]

POTOMAC EDISON CO. AND POTOMAC LIGHT AND POWER CO.

MEMORANDUM FINDINGS, OPINION AND ORDER

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania on the 24th day of May A. D. 1946.

The Potomac Edison Company ("Potomac") is an electric utility company, a registered holding company and a subsidiary of American Water Works and Electric Company, Inc., and of The West Penn Electric Company, also a registered holding company. Potomac Light and Power Company ("Light"), also an electric utility company, is a direct subsidiary of Potomac.

Potomac and Light filed a joint application and declaration and amendments thereto under the Public Utility Holding Company Act of 1935, proposing a refinancing of the preferred stock of Potomac and the transactions discussed below relating to the recapitalization of Light. On January 9, 1946, the Commission issued its Findings and Opinion and Order in this proceeding granting and permitting effectiveness to those portions of the application and declaration relating to the refinancing by Potomac, subject to certain terms and conditions, and reserving jurisdiction over those portions of the application and declaration concerned with the proposed changes in the capitalization of Light and the proposed transactions relating thereto[1] until such time as the record with respect thereto should be completed by applicants-declarants. The record has now been completed.

As at September 30, 1945, Light's capitalization consisted of $613,330.94 principal amount of demand notes, $89,802.63 principal amount of open account indebtedness, 3,500 shares of 6% Cumulative Preferred Stock, par value $100 per share, and 21,500 shares of common stock, par value $100 per share. All of these obligations and securities are owned by Potomac and pledged under the indenture securing Potomac's outstanding bonds except 2,178 shares of the 6% Cumulative Preferred Stock of Light which are publicly held. The preferred stock of Light, is redeemable on any dividend date (dividends are payable on February 1 and August 1) on 60 days' prior notice at the par value thereof and accrued dividends to the date of redemption.

[1] The Potomac Edison Company, et al., — S. E. C. — (1946), Holding Company Act Release No. 6362; see also Holding Company Act Release No. 6369 (1946).

The proposed transactions, which would result in Light's having no securities outstanding except common stock, all held by Potomac, are as follows:

(a) Light will issue 1,322 additional shares of its common stock to Potomac in exchange for the 1,322 shares of 6% Cumulative Preferred Stock of Light now owned by Potomac. The balance of the 6% Cumulative Preferred Stock (2,178 shares) held by the public will be called for redemption on August 1, 1946.

(b) Light will discharge its indebtedness to Potomac aggregating $703,133.57 principal amount, by a payment from Light to Potomac in cash of the principal amount thereof plus interest accrued to date of payment.

(c) Light will issue and sell 9,178 additional cares of its common stock to Potomac for $917,800 in cash. Light will apply such cash and additional treasury funds to the redemption of its publicly held preferred stock and the discharge of its indebtedness to Potomac.

The 10,500 additional shares of common stock of Light to be acquired by Potomac, in connection with the foregoing transactions, will be pledged under the indenture securing Potomac's bonds in lieu of the presently pledged indebtedness and shares of preferred stock of Light.

Light, a corporation organized in 1916 under the laws of the State of West Virginia, operates both hydro-electric and steam generating plants and serves electricity to consumers principally in the towns of Martinsburg, Shepherdstown, Hedgeville, Petersburg, Romney, Moorefield, Harpers Ferry, Keyser and Piedmont, West Virginia. It also leases and operates certain electric properties of Northern Virginia Power Company, an associate company, serving the towns of Charles Town, Millville, Shenandoah Junction, Berkeley Springs and Great Cacapon, West Virginia. The properties of Light are interconnected with those of Potomac.

The following Table I sets forth a condensed corporate balance sheet of Light as at September 30, 1945, per books and pro forma giving effect to the proposed transactions:

TABLE I

	Per books	Adjustments	Pro forma
ASSETS AND OTHER DEBITS			
Utility plant:			
Electric plant at original cost	[1]$4,215,947		[1]$4,215,947
Electric plant acquisition adjustments (Acct. 100.5)	[1]271,945		[1]271,945
Water plant	44,960		44,960
Total utility plant	4,532,852		4,532,852
Other physical property	18,639		18,639
Other investments	4,681		4,681
Current and accrued assets:			
Cash	162,967	($917,800) (217,800) (705,222)	157,745
Other	388,037		388,037
Total current and accrued assets	551,004		545,782
Deferred debits	3,759		3,759
Discount on capital stock	151,250		151,250
Total assets and other debits	5,262,185	(5,222)	5,256,963

TABLE I—Continued

	Per books	Adjustments	Pro forma
LIABILITIES AND OTHER CREDITS			
Current liabilities	$633,031	($2,089)	$630,942
Other deferred credits	8,659		8,659
Reserves:			
For depreciation of utility plant	1,132,732		1,132,732
For depreciation of other property	23,422		23,422
Other reserves	76,197		76,197
Total reserves	1,232,351		1,232,351
Contributions in aid of construction	8,103		8,103
Advances from associated companies	703,133	(703,133)	
Preferred stock	350,000	((132,200) ((217,800)	
Common stock and surplus:			
Common stock	2,150,000	1,050,000	3,200,000
Earned surplus	176,908		176,908
Total common stock and surplus	2,326,908		3,376,908
Total liabilities and other credits	5,262,185	(5,222)	5,256,963

[1] The original cost figure is the result of the company's study and has been filed with proper regulatory bodies. These regulatory bodies have not approved or disapproved the company figure.

The following Table II sets forth a corporate income statement of Light for the twelve months ended September 30, 1945, per books and pro forma giving effect to the proposed transactions.

TABLE II

	Per books	Adjustments	Pro forma
Operating revenues	$2,960,823		$2,960,823
Expenses:			
Operating expenses	1,893,114		1,893,114
Taxes:			
Federal income	184,710	$25,760	210,470
Excess profits	112,310	(16,416)	95,894
Other	224,750		224,750
Depreciation	196,995		196,995
Amortization of investment	1,770		1,770
Miscellaneous amortization	61,945		61,945
Total expenses	2,675,594	9,344	2,684,938
Operating income	285,229	(9,344)	275,885
Nonoperating income	26,741		26,741
Gross income	311,970	(9,344)	302,626
Income deductions:			
Interest on debt to associates	46,766	(42,188)	4,578
Other interest	2,911		2,911
Interest charged to const	(189)		(189)
Miscellaneous income deductions	2,225		2,225
Total income deductions	51,713	(42,188)	9,525
Net income	260,257	32,844	293,101

The proposed acquisition by Potomac of 10,500 additional shares of the common stock of Light has been approved by the Public Service Commissions of Maryland and of West Virginia. Counsel for the companies have represented that none of the other transactions require State commission authorization.

We find that the proposed issue and sale of common stock by Light satisfy the requirements of subsections (c) (1) and (g) of section 7, that no adverse findings pursuant to subsection (d) should be made, and that it is not necessary or appropriate to impose special conditions pursuant to subsection (f) thereof. The proposed acquisition, retirement and redemption by Light of its presently outstanding indebtedness and shares of preferred stock, and the proposed acquisition by Potomac of additional shares of the common stock of Light comply with the applicable standards of sections 10, 12 (c) of the act and the applicable rules thereunder; we find that these transactions will serve the public interest by tending towards the economical and efficient development of an integrated public-utility system. The proposed sales by Potomac to Light of indebtedness and shares of the preferred stock of Light, and the proposed pledge by Potomac of the additional shares of Light's common stock to be acquired by Potomac, meet the standards of sections 12 (d), 12 (f) and the applicable rules thereunder. Accordingly.

It is ordered, That the portions of the joint application-declaration herein over which jurisdiction was heretofore reserved be and they are hereby granted and permitted to become effective forthwith, subject to the terms and conditions prescribed in Rule U-24.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-8851; Filed, May 27, 1946; 9:54 a. m.]

[File No. 70-1263]

FEDERAL LIGHT & TRACTION CO. AND TUCSON GAS, ELECTRIC LIGHT AND POWER CO.

ORDER GRANTING APPLICATION AND PERMITTING DECLARATIONS TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa. on the 23d day of May A. D. 1946.

Federal Light & Traction Company (Federal), a registered holding company subsidiary of Cities Service Power & Light Company, also a registered holding company, and, its subsidiary, The Tucson Gas, Electric Light and Power Company (Tucson), having filed an application and declarations and amendments thereto under sections 9, 10, and 12 of the Public Utility Holding Company Act of 1935 and Rules U-43, U-44, and U-50 thereunder, regarding (1) the sale by Federal, in accordance with the competitive bidding provisions of Rule U-50, of 147,000 shares of no par value common stock of Tucson, and (2) the acquisition by Federal and the sale by Tucson of $160,000 principal amount of demand notes of Tucson Rapid Transit Company, including $74,667 of accrued and unpaid interest thereon, for $160,000 in cash; and

Federal having requested that the Commission enter an order finding that the sale of the common stock of Tucson is necessary or appropriate to effectuate the provisions of section 11 (b) of the act and that such order conform to the pertinent requirements of the Internal Revenue code, as amended, particularly 371 (b), 371 (f), and 1808 (f) thereof; and

A public hearing having been held after appropriate notice, and the Commission having considered the record and having made and filed its findings and opinion herein:

It is ordered, That the application and declarations, as amended, be, and the same are hereby granted and permitted to become effective, subject to the conditions prescribed by Rule U-24 and to the following further conditions:

1. That the proposed sale of the common stock of The Tucson Gas, Electric Light and Power Company shall not be consummated until the results of competitive bidding, pursuant to Rule U-50, shall have been made a matter of record in this proceeding and a further order shall have been entered by this Commission in the light of the record so completed, which order may contain such further terms and conditions as may then be deemed appropriate.

2. That jurisdiction be, and it is, hereby reserved over the payment of all fees and expenses of all counsel incurred or to be incurred in connection with the proposed transactions.

It is further ordered and recited, That the sale by Federal Light & Traction Company of 147,000 shares of no par value common stock of The Tucson Gas, Electric Light and Power Company is necessary or appropriate to effectuate the provisions of section 11 (b) of the Public Utility Holding Company Act of 1935.

By the Commission.

ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-8847; Filed, May 27, 1946; 9:53 a. m.]

[File Nos. 70-1270, 59-10, 59-39, 54-50, 54-82]

ILLINOIS POWER CO. ET AL.

ORDER POSTPONING HEARING AND ORDER FIXING TIME FOR ORAL ARGUMENT ON MOTION OF NORTH AMERICAN CO.

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 24th day of May 1946.

In the matter of Illinois Power Company, File No. 70-1270; The North American Company and its subsidiary companies, respondents, (consolidated proceedings), File Nos. 59-10, 59-39, 54-50 and 54-82.

Illinois Power Company having filed, on April 11, 1946, an application for approval of various proposed steps relating to its security structure, including particularly the payment of its outstanding dividend arrears certificates, the payment of dividend arrearages on its presently outstanding preferred stock, the redemption of such preferred stock, together with an underwriting of the conversion of such preferred stock pursuant to its terms, and the issue of certain new preferred stock; and the Commission having by order entered May 7, 1946, directed that a hearing upon such program be held on May 28, 1946 (Holding Company Act Release No. 6613); and

It appearing appropriate to the Commission that in view of the existing transportation emergency parties having an interest in the aforesaid application of Illinois Power Company may be unable to attend the hearing now scheduled for May 28, 1946, and that accordingly such hearing should be postponed as hereafter ordered:

The North American Company having filed on May 20, 1946, a motion asking that a separate hearing be held and determination made concerning the question of whether the properties of Union Electric Company of Missouri and its subsidiaries may be "integrated" with the properties of Illinois Power Company; and

The North American Company having requested that such issue be determined before further hearings are held or proceedings had with respect to the liquidation of North American Light & Power Company (including specifically the plan for liquidation filed by North American Light & Power Company on October 15, 1942, and Plans B and C, dated April 18, 1946, filed by The North American Company, referred to in Holding Company Act Release No. 6624) or with respect to the aforesaid application of Illinois Power Company; and

It appearing appropriate to the Commission that the Motion of said The North American Company should be considered by the Commission prior to the commencement of said hearing upon the aforesaid application of Illinois Power Company, and that opportunity should be given for an oral argument before the Commission at which may be heard The North American Company, Illinois Power Company, and any other interested parties desiring to be heard, as more specifically hereinafter provided; and

It appearing also that opportunity should be given to Illinois Power Company and any other parties in interest, to file, if they desire to do so, answers relating to the proper disposition of such Motion;

It is ordered, That the aforesaid hearing upon the application of Illinois Power Company previously ordered to be held on May 28, 1946, be and hereby is postponed until the 5th day of June 1946, at 10:00 a. m., e. d. t., in the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. On such day the hearing room clerk in Room 318 will advise as to the room in which such hearing shall be held.

It is further ordered, That the aforesaid Motion of The North American Company filed May 20, 1946, is hereby set down for oral argument before this Commission at 10:00 a. m., e. d. t., on the 4th day of June 1946, in the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. On such day the hearing room clerk in Room 318 will advise as to the room in which such oral argument shall be heard.

It is further ordered, That without limiting the generality of the consideration of said motion, particular attention will be given at said oral argument to that phase of such motion which requests a postponement of the hearing upon and disposition of the application filed by Illinois Power Company.

It is further ordered, That Illinois Power Company, or any other interested persons desiring to do so, may file at any time prior to the time herein fixed for such oral argument an answer relating to the proper disposition of the aforesaid motion.

It is further ordered, That notice of the postponement of the aforesaid hearing and notice of said oral argument shall be given by registered mail to The North American Company, Illinois Power Company, and to all other parties in the above-captioned consolidated proceedings, and that notice shall be given to all other persons by general release of the Commission and by publication of this order in the FEDERAL REGISTER.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-8849; Filed, May 27, 1946; 9:54 a. m.]

[File No. 70-1272]

JERSEY CENTRAL POWER AND LIGHT CO. ET AL

SUPPLEMENTAL ORDER RELEASING JURISDICTION AND GRANTING APPLICATIONS AND DECLARATIONS TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 23d day of May 1946.

In the matter of Jersey Central Power & Light Company, NY PA NJ Utilities Company, General Public Utilities Corporation, File No. 70-1272.

General Public Utilities Corporation, a registered holding company, its subsidiary, NY PA NJ Utilities Company, also a registered holding company, and the latter's subsidiary, Jersey Central Power & Light Company ("Jersey Central"), having filed joint applications-declarations, and amendments thereto, pursuant to sections 6 (a), 6 (b), 7, 12 (b) and 12 (c) of the Public Utility Holding Company Act of 1935, in which it was proposed, among other things, that Jersey Central issue and sell, pursuant to the competitive bidding provisions of Rule U-50, $34,590,000 principal amount of its first mortgage bonds due 1976, and 125,000 shares of its $100 par value cumulative preferred stock; and

The Commission having, by order dated May 15, 1946, granted said applications, as amended, and permitted said declarations, as amended, to become effective, except as to the price to be paid for said first mortgage bonds and cumulative preferred stock, the redemption prices thereof, the interest and dividend rates thereon, respectively, the underwriters' spreads and their allocation, and all legal fees and expenses of all counsel, the charges of the trustee, transfer agent, and registrar, and miscellaneous expenses, as to which matters jurisdiction was reserved; and

Jersey Central having filed a further amendment to its application-declaration, as amended, in which it is stated that, in accordance with the permission granted by the said order of the Commission dated May 15, 1946, it has offered such first mortgage bonds and cumulative preferred stock for sale pursuant to the competitive bidding requirements of Rule U-50 and has received the following bids:

COMPETITIVE BIDS

Bidder	Price to the company	Interest or dividend rate	Cost to the company	Annual cost of money
The First Boston Corp.:	*Percent*	*Percent*	*Percent*	
Bonds	102.279	2¾	2.76276	$953,152
Preferred	101.190	4	3.95296	494,120
				1,447,272
Separate bids—bonds				
The First Boston Corp.	102.279	2¾	2.76276	953,152
Halsey, Stuart & Co., Inc.	102.20	2¾	2.76597	954,476
Separate bids—preferred stock				
The First Boston Corp.	*Dollars* 100.515	4	3.967664	495,958
Merrill Lynch, Pierce, Fenner & Beane and White, Weld & Co.	100.329	4	3.978934	497,369
Glore, Forgan & Co	100.531	4.10	4.078344	509,793

Said amendment stating that Jersey Central has accepted the combination bid of The First Boston Corporation for the first mortgage bonds and the cumulative preferred stock, as set out above, and that the first mortgage bonds will be offered for sale to the public at a price of 103¾, resulting in an underwriters' spread of 0.721%, and that the cumulative preferred stock will be offered to the public at a price of $103.50 per share, resulting in an underwriters' spread of $2.31 per share; and

Counsel concerned and the trustee, transfer agent, and registrar, having filed statements with respect to the nature of the services performed in connection with the transactions; and

The Commission having examined said amendment and having considered the record herein, and finding no basis for imposing terms and conditions with respect to the price to be paid for said first mortgage bonds and cumulative preferred stock, the redemption prices therefor, the interest and dividend rates thereon, respectively, and the underwriters' spreads and their allocations; and

It appearing that the proposed fees and expenses of Autenreith & Wortendyke, counsel for Jersey Central; Beekman & Bogue, counsel for prospective underwriters, the New York Trust Company, as registrar, Central Hanover Bank & Trust Company, as transfer agent, and City Bank Farmers Trust Company, as trustee are for necessary services and not unreasonable;

It is ordered, That jurisdiction heretofore reserved over the prices to be paid for said bonds and preferred stock, the redemption prices therefor, the interest and dividend rates thereon, respectively, and the underwriters' spreads and their allocation be, and the same hereby is, released, and the said applications and declarations, as further amended, be, and the same hereby are, granted and permitted to become effective, subject, however, to the terms and conditions prescribed in Rule U-24.

It is further ordered, That the jurisdiction heretofore reserved over all legal fees and expenses of all counsel, the charges of the trustee, transfer agent, and registrar to be paid in connection with the proposed transactions be, and the same hereby is, released, and the jurisdiction heretofore reserved over the miscellaneous expenses be continued.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-8856; Filed, May 27, 1946; 9:55 a. m.]

[File No. 70-1299]

AMERICAN GAS & ELECTRIC CO. AND OHIO POWER CO.

NOTICE REGARDING FILING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 22d day of May A. D. 1946.

Notice is hereby given that American Gas & Electric Company ("American"), a registered holding company, and its subsidiary, Ohio Power Company ("Ohio Power"), have filed a joint application pursuant to the Public Utility Holding Company Act of 1935, designating sections 6 (b) and 10 (a) thereof and Rule U-42 (b) thereunder as applicable to the proposed transactions.

Notice is further given that any interested person may not later than June 4, 1946, at 5:30 p. m., e. s. t., request the Commission in writing that a hearing be held on such matter, stating the reasons for such request and the nature of his interest, or may request that he be notified if the Commission should order a hearing thereon. At any time thereafter said application may be granted as provided in Rule U-23 of the rules and regulations promulgated under said act, or the Commission may exempt such transactions as provided in Rules U-20 (a) and U-100 thereof. Any request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. All interested persons are referred to the application-declaration which is on file in this Commission for a statement of the transactions therein proposed which are summarized as follows:

American is the owner of all the presently outstanding 4,792,952 shares of no par value common stock of Ohio Power. American proposes to buy from Ohio Power and Ohio Power proposes to sell to American 200,000 shares of no par value common stock of Ohio Power for $4,000,000. Ohio Power proposes to apply the proceeds from the sale of said common stock together with treasury cash to the repayment of its bank loans presently outstanding in the amount of $4,750,000.

Ohio Power requests that the requirement to increase its earned surplus by $1,000,000 per year through the year 1948, contained in the Commission's order dated March 26, 1941 be removed concurrently with the payment of said bank loans. The application states that the consummation of the proposed transactions is contingent on the approval by the Commission of the above request by Ohio Power.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-8852; Filed, May 27, 1946; 9:54 a. m.]

Reference

JUN 3 '46

THE NATIONAL ARCHIVES
LITTERA SCRIPTA MANET
1934
OF THE UNITED STATES

FEDERAL REGISTER

VOLUME 11 NUMBER 105

Washington, Wednesday, May 29, 1946

Regulations

TITLE 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

[Docket No. 5383]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

LAKELAND HIGHLANDS CANNING CO., INC., ET AL.

§ 3.45 (e) *Discriminating in price—Indirect discrimination—Brokerage payments.* In connection with the sale and distribution of food products in commerce, paying or granting, directly or indirectly, to any buyer anything of value as a commission or brokerage, or any compensation, allowance, or discount in lieu thereof, upon purchases made for such buyer's own account; prohibited. (Sec. 2 (c), 49 Stat. 1527; 15 U. S. C., sec. 13 (c)) [Cease and desist order, Lakeland Highlands Canning Company, Inc., et al., Docket 5383, April 15, 1946]

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 15th day of April A. D. 1946.

In the Matter of Carroll E. Lindsey, as President, and Gordon T. Rou, as Secretary and Treasurer of Lakeland Highlands Canning Company, Inc., and Lakeland Highlands Canning Company, Inc., a Corporation

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission and the amended answer of the respondents, in which answer respondents admit all of the material allegations of fact set forth in the complaint and waive all intervening procedure, and the Commission having made its findings as to the facts and its conclusion that the respondents have violated the provisions of subsection (c) of section 2 of the act of Congress entitled "An Act to supplement existing laws against unlawful restraints and monopolies, and for other purposes," approved October 15, 1914 (the Clayton Act), as amended by the Robinson-Patman Act, approved June 19, 1936 (15 U.S.C., sec. 13):

It is ordered, That the respondents, Lakeland Highlands Canning Company, Inc., a corporation, its officers, and Carroll E. Lindsey and Gordon T. Rou as officers of said corporation, and respondents' agents, representatives, and employees, directly or through any corporate or other device, in connection with the sale and distribution of food products in commerce, as "commerce" is defined in the aforesaid Clayton Act, do forthwith cease and desist from:

Paying or granting, directly or indirectly, to any buyer anything of value as a commission or brokerage, or any compensation, allowance, or discount in lieu thereof, upon purchases made for such buyer's own account.

It is further ordered, That the respondents shall, within sixty (60) days after service upon them of this order, file with the Commission a report in writing, setting forth in detail the manner and form in which they have complied with this order.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 46-8960; Filed, May 28, 1946; 11:04 a. m.]

TITLE 22—FOREIGN RELATIONS

Chapter I—Department of State

PART 57—REMOVAL OF ALIEN ENEMIES BROUGHT TO THE UNITED STATES FROM THE OTHER AMERICAN REPUBLICS

Sec.
57.1 Removal from the United States of alien enemies from other American republics.
57.2 Order of the Secretary of State.
57.3 Service of removal order on alien enemy.
57.4 Thirty-day period for voluntary departure.
57.5 Involuntary removal from the United States.

AUTHORITY: §§ 57.1 to 57.5, inclusive, are issued under R.S. 4067; 50 U.S.C. 21.

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FEDERAL REGISTER

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[1] Appears under Part 11 of Title 42.

[2] See Office of Defense Transportation in Notices section.

§ 57.1 *Removal from the United States of alien enemies from other American republics.* The proclamation of the President of the United States, No. 2685, dated April 10, 1946, provides in part:

1. All alien enemies within the continental limits of the United States brought here from other American republics after December 7, 1941, who are within the territory of the United States without admission under the immigration laws, shall, if their continued residence in the Western Hemisphere is deemed by the Secretary of State to be prejudicial to the future security or welfare of the Americas, be subject upon the order of the Secretary of State to removal from the United States and may be required to depart therefrom in accordance with such regulations as the Secretary of State may prescribe.

2. In all cases in which the Secretary of State shall have ordered the removal of an alien enemy under the authority of this Proclamation or in which the Attorney General shall have ordered the removal of an alien enemy under the authority of Proclamation No. 2655 of July 14, 1945, thirty days shall be considered, and is hereby declared to be, a reasonable time for such alien enemy to effect the recovery, disposal, and removal of his goods and effects, and for his departure.

§ 57.2 *Order of the Secretary of State.* When a determination has been made by the Secretary of State that the continued residence in the Western Hemisphere of an alien enemy, brought to the United States from another American republic after December 7, 1941, who is within the territory of the United States without admission under the immigration laws, would be prejudicial to the future security or welfare of the Americas, an order will be signed by the Secretary of State directing that the said alien enemy depart from the United States within thirty days after notification of the order and that, if he fails or neglects so to depart, the Commissioner of Immigration and Naturalization is to provide for the alien enemy's removal to the territory of the country of which he is a native, citizen, denizen, or subject.

§ 57.3 *Service of removal order on alien enemy.* A copy of the Secretary of State's order of removal will be delivered to the alien enemy at the place where he is interned.

§ 57.4 *Thirty-day period for voluntary departure.* An alien enemy who is the subject of a removal order shall have thirty (30) days after receiving notification of the removal order to depart from the United States, Unless the public safety otherwise requires, the Commissioner of Immigration and Naturalization is authorized to release such alien enemy from internment under appropriate parole safeguards in order that the alien enemy may settle his personal and business affairs, provide for the recovery, disposal, and removal of his goods and effects, and make arrangements to depart from the United States.

§ 57.5 *Involuntary removal from the United States.* In the event that an alien enemy, who is the subject of a removal order, fails or neglects to depart from the United States within the abovementioned thirty-day period, the Commissioner of Immigration and Naturalization will take the alien enemy into custody and will provide for his removal to the territory of the country of which he is a native, citizen, denizen, or subject, as soon as transportation is available.

This regulation shall become effective immediately upon registration in the Division of the Federal Register.

[SEAL] JAMES F. BYRNES,
Secretary of State.

MAY 24, 1946.

[F. R. Doc. 46–8925; Filed, May 27, 1946; 3:57 p. m.]

TITLE 24—HOUSING CREDIT

Chapter II—Federal Savings and Loan System

PART 207—POWERS OF CONSERVATOR AND CONDUCT OF CONSERVATORSHIPS

AUTHORITY OF OFFICERS

Correction

In Federal Register Document 46–8415, appearing at page 5473 of the issue for Tuesday, May 21, 1946, the title of Harold Lee should read *"Deputy Federal Home Loan Bank Commissioner."*

Chapter VII—National Housing Agency

[NHA Reg. 80–2A [1]]

PART 707—VETERANS' EMERGENCY HOUSING PROGRAM

AUTHORIZATION AND PRIORITIES ASSISTANCE UNDER EXCEPTIONS TO CPA PRIORITIES REGULATION 33

Sec.
707.6 General.
707.7 Applications for authorization and priorities assistance.
707.8 Applications for authorization without priorities assistance.
707.9 Occupancy by owner in multiple-family dwelling.
707.10 Application form.

AUTHORITY: §§ 707.6 to 707.10, inclusive issued under 55 Stat. 838, 50 U.S.C. App., Sup., 601; E.O. 9070, 3 CFR, Cum. Supp.; E.O. 9638, 10 F.R. 12591; 54 Stat. 676 as amended, 50 U.S.C. App., Sup., 1152; Veterans' Housing Program Order 1, 11 F.R. 3596; CPA Priorities Regulation 33 as amended, 11 F.R. 4085; CPA Directive 42 as amended, 11 F.R. 3355.

§ 707.6 *General.* (a) Section 903.155 (c) of Title 32, Chapter IX (CPA Directive 42) provides in part as follows:

(c) *Appeals and exceptions.* • • • The National Housing Agency may also, in its discretion, grant priorities assistance under the regulation (PR 33) or authorization under Veterans' Housing Program Order 1 for housing accommodations covered by the regulation, even though the application fails in some respect to satisfy the requirements of the regulation.

It is the purpose of §§ 707.6 to 707.10, inclusive, to authorize the granting of authorization and priorities assistance pursuant to the above provision in the cases specified in these §§ 707.6 to 707.10, inclusive, in addition to the approval of applications specifically authorized in § 944.54 of Title 32, Chapter IX (CPA Priorities Regulation 33).

(b) Applications approved under these §§ 707.6 to 707.10, inclusive, are approved as exceptions to § 944.54 of Title 32, Chapter IX (CPA Priorities Regulation 33) and are otherwise subject to the provisions of that section.

§ 707.7 *Applications for authorization and priorities assistance.* (a) Applications for authorization under Veterans' Housing Program Order 1 or for priorities assistance under § 944.54 of Title 32, Chapter IX (Priorities Regulation 33), or both, may be made by the following persons who apply to build homes for their own occupancy and, if the applications otherwise qualify, shall be approved:

(1) A civilian citizen of the United States who was held a prisoner of war by an enemy nation at any time during World War II. Such application shall be approved in the same manner and subject to the same limitations as an application pursuant to § 944.54 (b) (1) (i) of Title 32, Chapter IX (Priorities Regulation 33), as supplemented by §§ 707.1 to 707.3, inclusive.

(2) A veteran of World War II or a member of the Armed Forces, as defined in § 944.54 of Title 32, Chapter IX (Priorities Regulation 33), who, prior to April 1 13, 1946, had purchased the land on which the proposed dwelling is to be constructed and had made one or more additional commitments prior to that date such as the payment of architect's fees, obligating himself under a construction contract, clearing or grading the land or purchasing materials. Such application shall be approved in the same manner and subject to the same limitations as the approval of an application pursuant to § 944.54 (b) (1) (i) of Title 32, Chapter IX (Priorities Regulation 33), except that the provisions of §§ 707.1 to 707.3, inclusive, shall not apply. Any such application must be filed prior to June 29, 1946.

(b) An application for authorization under Veterans' Housing Program Order 1 or for priorities assistance under § 944.54 of Title 32, Chapter IX (Priorities Regulation 33) for the minimum amount of necessary materials, or both, may be made by a person who applies to re-erect a dwelling which must be moved because the land on which it is located has been, or is in the process of being, acquired by eminent domain (or by sale to a purchaser having the authority to acquire the land by eminent domain); *Provided*, That (1) the applicant establishes that the dwelling will be used for housing accommodations after it is re-erected, (2) the applicant certifies and agrees that in re-erecting the dwelling he will reuse all of the materials in it to the extent practicable, and that no additional materials will be used except the minimum amount necessary for the re-erection, and (3) the office processing the application has received a certification by an appropriate official of the agency or corporation acquiring such land stating that it has been acquired or is in the process of being acquired. Such application shall be approved in the same manner and subject to the same limitations as

[1] NHA Regulation 80–2A is a revision of NHA Regulation 80–2, 11 F.R. 4697.

an application approved pursuant to § 944.54 (b) (1) (iv) of Title 32, Chapter IX (Priorities Regulation 33); *Provided*, That the re-erection of the dwelling shall not constitute rebuilding within the meaning of those limitations.

§ 707.8 *Applications for authorizations without priorities assistance.* (a) Applications for authorization under Veterans' Housing Program Order 1 and § 944.54 of Title 32, Chapter IX (Priorities Regulation 33) to build or erect dwelling accommodations may be made by the following persons and, if the applications otherwise qualify for such authorization, shall be approved:

(1) Any person who prior to March 26, 1946, (i) acquired the land for the purpose of constructing the accommodations on it, (ii) made one or more additional commitment for the purpose of the construction such as the payment of architect's fees, obligating himself under a construction contract, clearing or grading the land or purchasing materials, and (iii) owned and acquired all or substantially all of the materials for the construction, and certifies that he can and will complete the construction without priorities assistance. Such application for authorization shall be approved in the same manner and subject to the same limitations as the approval of an application for priorities assistance for the completion of a home begun prior to March 26, 1946, as provided in § 944.54 (b) (1) (iii) of Title 32, Chapter IX (Priorities Regulation 33). Any such application must be filed prior to June 29, 1946.

(2) Any person who wishes to erect prefabricated or precut houses for which there existed a contract to purchase and which were in the process of manufacture on March 26, 1946. Such an application shall be approved in the same manner and subject to the same requirements as the approval of an application for priorities assistance for the completion of homes begun prior to March 26, 1946, as provided in § 944.54 (b) (1). (iii) of Title 32, Chapter IX (Priorities Regulation 33). Any such application must be filed prior to June 29, 1946.

§ 707.9 *Occupancy by owner in multiple-family dwelling.* (a) An application by a person who wishes to build, complete or convert a multiple-family dwelling structure otherwise qualifying under § 944.54 of Title 32, Chapter IX (CPA Priorities Regulation 33) shall not be disapproved because the owner, or his building service employee, will reside in the structure, if the accommodations to be so occupied do not exceed in floor space a normal one-family unit in the structure, and provided that such space is less than 15 percent of the floor space of the structure.

§ 707.10 *Application form.* (a) An application under these §§ 707.6 to 707.10, inclusive, may be approved only if it includes, in addition to other required information, statements by the applicant clearly showing the facts necessary to determine that he is authorized to make application under these §§ 707.6 to 707.10, inclusive.

This regulation shall be effective immediately.

WILSON W. WYATT,
Administrator.

[F. R. Doc. 46-8945; Filed, May 28, 1946; 10:27 a. m.]

TITLE 29—LABOR

Chapter VI—National Wage Stabilization Board

PART 803—GENERAL ORDERS

WAGES AND SALARIES FOR NEW EMPLOYEES, JOBS, DEPARTMENTS AND PLANTS

The National Wage Stabilization Board has amended General Order No. 6 to read as follows:

§ 803.6 *Wages and salaries for new employees, new jobs, new departments and new plants.* (a) The hiring of an individual at, and the payment of a wage or salary rate in excess of the rate properly established in the plant for employees of similar skill and productive ability within the classification in which the individual is employed is an increase in wages or salary. In accordance with the rules governing wage or salary increases, no approval is required for the payment of such excess rate, but the excess rate may not be used as a basis for price relief or for increasing the cost of goods or services furnished to the United States unless and to the extent that such excess rate has been approved by the National Wage Stabilization Board pursuant to the rules governing approval of wage increases.

(b) The hiring of an individual at a wage or salary rate lower than the rate or the minimum of the range of rates properly established in the plant for the job classification in which the individual is employed is a decrease in wages or salary and requires the prior approval of the National Wage Stabilization Board.

(c) Wage or salary rates, including incentive and piece rates, may be set in an established plant for new job classifications or for existing job classifications in which there has been a significant change in job content without the necessity of obtaining the specific approval of the National Wage Stabilization Board if the new rates are set on the basis of previously existing rate setting practices so that equivalent rates are paid for jobs of equivalent job content, and proper rate relationships are maintained between related job classifications. Rates set in accordance with this provision shall be deemed approved by the National Wage Stabilization Board and by the Economic Stabilization Director.

(d) Wage or salary rates may be established for job classifications in a new or in an established plant without the necessity of obtaining the specific approval of the National Wage Stabilization Board if there are employed in such plant at the time the rates are established not more than eight employees: *Provided*, That whenever such a plant employs more than eight employees the wage or salary rates of all employees, including any rates previously established without the approval of the Board, shall be submitted to the Board for approval within 30 days from the date when such plant first employs more than eight employees. Authorization or approval of all rates so submitted will be granted or denied, subject to the conditions specified in paragraph (e).

(e) Wage or salary rates for new plants, and for new job classifications in existing plants which are not covered by paragraphs (c) and (d) must be submitted to the National Wage Stabilization Board for approval prior to being put into effect. Such rates will be authorized as not constituting wage decreases and will be approved for purposes of price relief and increased costs to the United States Government if:

(1) They are based upon rates paid for comparable occupations in the local labor market area involved; or

(2) They are based upon wage rate practices previously established in other plants operated by the applicant; or

(3) Where neither (1) nor (2) is applicable, they are based upon rates paid for comparable occupations in other plants in the industry involved.

A schedule of rates for a new plant will be authorized and approved if the rates for key job classifications come within the standards specified in this paragraph, and if the rates for other related jobs bear a reasonable relationship to these key rates.

(f) If any of the proposed rates are found by the Board to exceed the applicable standards specified in this order, such rates will be authorized but will be approved as a basis for seeking price relief or for computing costs to the United States Government only to the extent that the rates come within such standards. If any of the proposed rates are found by the Board to be below the applicable standards specified in this order, such rates will be disapproved as constituting wage decreases and the payment of any rates so disapproved will subject the employed to the sanctions prescribed by the Stabilization Act and the orders and regulations issued thereunder.

(E.O. 9250, 7 F.R. 7871; E.O. 9381, 8 F.R. 13083; E.O. 9672, 11 F.R. 221; E.O. 9697, 11 F.R. 1691; Reg., Director of Economic Stabilization, dated Mar. 8, 1946, 11 F.R. 2517; 56 Stat. 765, 15 U.S.C. 961–971)

Approved by the National Wage Stabilization Board May 16, 1946.

B. M. JOFFE,
Executive Director.
CHESTER BOWLES,
Economic Stabilization Director.

[F. R. Doc. 46-8944; Filed May 28, 1946; 9:26 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong.; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

PART 4700—VETERANS' EMERGENCY HOUSING PROGRAM

[Veterans' Housing Program Order 1, Supp. 3]

CLASSIFICATION OF STRUCTURES UNDER VHP–1 AND CONSTRUCTION NOT COVERED BY VHP–1

(a) *What this supplement does.* Paragraph (d) (1) of Veterans' Housing Program Order 1 provides that it is not necessary to get permission under the order to do one or more jobs on a structure if the cost of each job does not exceed the allowance given for that class of structure. Different classes of structures are listed in the order, each with a specific job allowance. This supplement lists certain kinds of buildings and states the classes into which the various buildings fall. This supplement also explains the rules applying to buildings used for more than one purpose. In addition, this supplement lists certain items which do not come within the definition of "structure" given in the order and which are therefore wholly exempt from the order.

(b) *Classification of structures.* Paragraph (d) (1) of VHP–1 provides for an allowance of $400 per job for certain kinds of structures, an allowance of $1,000 per job for other kinds of structures, an allowance of $15,000 per job for other kinds of structures, and an allowance of $200 per job for stuctures not covered by the previous classes. The provisions of VHP–1 are quoted below and additional examples of structures falling within each class are listed.

(1) "$400 for a house or other structure (such as a garage) on residential property designed for occupancy by five families or less. This allowance also applies to farmhouses and other housing accommodations on farms, except bunkhouses and other accommodations for transitory farm laborers". (Paragraph (d) (1) (i) of VHP–1.)

The following kinds of structures are included in this classification:

Any individual house designed for occupancy by 5 families or less even though it is on the property of a commercial, utility, institutional or industrial concern and used for the purpose of housing employees of the commercial, utility, institutional or industrial concern.
A rectory or parsonage even though near a church and owned by a church.
A house on a campus owned by a college and occupied by a college official.
A boarding or rooming house designed for occupancy by 10 boarders or roomers or less.
Row houses separated by party walls are considered separate houses.
All private structures situated near and used in connection with one to five family houses, such as garages, piers, tool sheds and the like (except on farms, see paragraph (b) (2) of this supplement).

(2) "$1,000 for a hotel, resort, apartment house, or other residential building designed for occupancy by more than five families". (Paragraph (d) (1) (ii) of VHP–1).

"$1,000 for a building used primarily for one or more commercial or service establishments such as offices, banks, stores, laundries, garages, restaurants, night clubs, theaters, repair shops, warehouses, frozen food locker plants and radio stations". (Paragraph (d) (1) (iii) of VHP–1).

"$1,000 for a farm, excluding farmhouses. . . . A farm means a place used primarily for raising crops, livestock, dairy products or poultry for the market". (Paragraph (d) (1) (iv) of VHP–1).

"$1,000 for a church, hospital, school, college or a publicly owned building used for public purposes, or for an orphanage or other building used exclusively for charitable purposes". (Paragraph (d) (1) (v) of VHP–1).

The following kinds of structures are included in this classification:

A boarding or rooming house designed for occupancy by more than 10 boarders or roomers.
A dormitory or fraternity.
A building used for a social club.
A service station or garage.
A butcher shop or bakery where most of the meat which is butchered or the products which are baked in the building are sold at retail in the building.
A funeral parlor or funeral home.
A radio broadcasting station.
A building in a drive-in theater, such as an enclosed projection room or a screen forming an enclosure for storage purposes, for rest rooms or for other purposes.
An individual barn or a farm building on a farm (other than a farmhouse).
A greenhouse whether on-farm (agricultural) or off-farm (commercial).
A building used for a nursery growing trees.
A bunkhouse for labor on a farm or on the site of another establishment having a $1,000 allowance.
A building on an experimental farm.
A parish house.
A college or university laboratory, field house or class room building.
A grain elevator.
A building in a retail or wholesale lumber yard.
A repair shop, except a plant primarily engaged in reconditioning or rebuilding equipment or articles for resale.
A drycleaning or laundering establishment, whether wholesale or retail.
An office building, whether or not owned and occupied exclusively by a transportation, utility or industrial concern (except where situated on the immediate premises of a plant having a $15,000 allowance; see paragraph (e) below).
A publicly owned pier not used for steamship or railway purposes.
Other commercial piers and piers situated near and used in connection with structures entitled to a $1,000 allowance.

(3) "$15,000 for a factory, plant or other industrial structure which is used for the manufacturing, processing, or assembling of any goods or materials, for a logging and lumber camp, for a pier (other than a pier designed for amusement, entertainment or other commercial purposes), for a structure used for or in connection with a railroad or street railway, or a commercial airport, for a bus terminal, for a truck terminal operated by a common or contract carrier by truck, or for a research laboratory or pilot plant or for a motion picture set. This allowance is applicable to structures used for oil, gas, or petroleum producing, refining or distributing (except service stations and garages . . .). It is also applicable to utility structures (public or private) providing for electric, gas, sewerage, water, central steam heating, or telephone or telegraph communication services". (Paragraph (d) (1) (vi) of VHP–1).

NOTE: A structure covered by this paragraph (including a structure in a plant listed below) has an allowance of $15,000 per job even though it is owned and operated by an educational, charitable or public organization. However, a house for 1 to 5 families owned or operated in connection with any plant listed below receives only the $400 per job allowance described in paragraph (b) (1) of this supplement.

A printing plant or newspaper publishing building.
A plant engaged in the wholesale printing, developing and enlarging of photographs.
A plant engaged in mixing and bottling syrup or soft drinks.
A slaughterhouse, except on a farm.
A bakery where most of the products baked are not sold at retail on the premises.
A government (Federal or State) printing plant or other industrial or utility building.
A plant primarily engaged in reconditioning or rebuilding articles or equipment for resale.
An off-farm plant engaged in pasteurizing, separating or bottling milk or making butter or cheese.
A scrap dealer's plant if it is primarily engaged in such processing operations as briquetting, pressing, or baling light iron, cutting up heavy melting steel, breaking up cast iron, detinning cans or smelting nonferrous materials for the purpose of making the scrap available for further use.
A cotton compress warehouse engaged primarily in compressing and baling cotton.
A building primarily used for a railroad station.
A roundhouse.
A railway or steamship pier or a pier situated near and used in connection with any structure or plant entitled to a $15,000 allowance (Warehouses and other buildings on a pier are considered part of the pier and are not separate structures).
A garage or work shop used primarily for a bus company or a common or contract carrier by truck.
An industrial or utility power house, whether public or private.
An industrial or utility pumping station for pumping gas, water or sewerage.
A telephone exchange.
A bunkhouse for employees of a plant covered by this paragraph, if located on the plant site.
A hangar, repair shop, waiting room or structure used in connection with the operation of a commercial airport (an airport operated for profit and open to the public).

A commercial or industrial research laboratory.
A radio telephone or radio telegraph station used as an international point to point radio communication carrier.
A pumphouse or terminal facility on an oil pipe line.
A mine tipple.

(4) "$200 for a structure covered by this order which does not fall within one of the classes listed above." (Paragraph (d) (1) (vii) of VHP–1).

The following kinds of structures are included in this classification:

A billboard.
A private pier or bathhouse which is not situated near and used in connection with another structure.
A stadium.
A grandstand and the like.
A tourist cabin whether a single cabin or one of a group of separate cabins. A cabin is considered a separate cabin if it has independent outside walls even though the space between it and the next cabin is sheltered by a roof and is used as a garage. A management building used for operating the cabins is considered a commercial building under paragraph (b) (2) of this supplement.

(c) *Construction not covered by the order.* The restrictions of VHP–1 apply to work on a "structure", which is defined in paragraph (b) (1) of the order as "any building, arena, stadium, grandstand, pier, moving picture set or billboard". The following are not considered "structures" under the order and the restrictions of the order do not apply to work on them. However, the restrictions of the order do apply to work on "structures" built or used in connection with the following or to work on "structures" which is made necessary by work on the following:

Boardwalks
Breakwaters
Bridges
Bulkheads
Canals
Cemetery monuments, including private burial vaults
Dams
Drainage or irrigation ditches
Driveways (public or private)
Fences
Gravestones
Oil derricks
Outdoor swimming pools
Outdoor tennis courts
Parking lots
Pipe lines
Power transmission lines
Radio towers
Railroad or street car or interurban or plant railway tracks or operating facilities such as switching facilities, water tanks
Roads
Sidewalks
Silos
Streets
Subways
Surface or underground mines
Tanks for oil, water, gas and the like
Trailers (except when demounted and installed on a foundation—See Interpretation 3 to VHP–1)
Transformers
Tunnels
Utility facilities, such as power or telephone lines or cables, sewers, and outdoor substations, providing for electric, gas, sewerage, water, or central steam heating or telephone or telegraph communication service
Walls, including retaining walls (except where a wall serves as a foundation or other integral part of a structure)
Wells

(d) *Structures used for more than one purpose.* Paragraph (d) (4) of VHP–1 provides that if a structure is used for more than one purpose, the use to which the greatest part of the structure is put determines the allowance. In general the test will be made on the basis of floor area. For example, if a building has apartments on three of the floors and a store on the ground floor, it is primarily residential and falls under paragraph (b) (1) of this supplement, if it has five or less apartments, or under paragraph (b) (2) of this supplement if it has six or more apartments. If a building is half residential and half commercial or industrial, or half residential and half agricultural, it is considered primarily residential.

(e) *Subordinate structures.* The last sentence of paragraph (d) (4) of VHP–1 provides that "The allowance given for jobs on a structure apply to all subordinate or related structures situated near and used in connection with the structure". This means that office buildings, warehouses and garages situated on the immediate premises of an industrial or utility plant and used in the operation of the plant fall within paragraph (b) (3) of this supplement and the $15,000 per job allowance applies to them. However, a "downtown" office building, even though used exclusively for one industrial or utility company, does not come under this provision, but is under paragraph (b) (2) of this supplement like other office buildings. Houses, hotels and apartment houses are never considered to be used in connection with an industrial or commercial structure, except where they form an integral part of an industrial or other structure. Bunkhouses, on the other hand, if located on the plant site are considered to be used in connection with the related structures, if any, and have the same allowance as the related structure.

(f) *Separate jobs.* Paragraph (d) (3) of VHP–1 provides that a related series of operations in or on a structure performed at or about the same time or as part of a single plan or program constitute a single job and that no job may be subdivided for the purpose of coming within the allowance given under paragraph (d) (1). For example, all work done in connection with the conversion of a building from one purpose to another or the modernization of a building must be counted as a single job. However, if related work is done on 2 or more separate structures, the work is never considered one job, but the work done in each structure must be considered separately under the rules stated above. (See paragraph (f) of Supplement 2 to VHP–1 for an explanation of what jobs are exempt from the order as having been started before it became effective.)

Issued this 28th day of May 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46–8992; Filed, May 28, 1946; 11:46 a. m.]

Chapter XI—Office of Price Administration

PART 1346—BUILDING MATERIALS

[RPS 45, Amdt. 9]

ASPHALT AND TARRED ROOFING PRODUCTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

A new § 1346.63 (l) is added to read as follows:

(l) *Modification of maximum prices for sales made pursuant to "AAA" rating granted by letter by the Civilian Production Administration to the Red Cross.* (1) The freight equalization requirement of this section shall not apply where:

(i) The manufacturer makes shipments of asphalt and tarred roofing products pursuant to an "AAA" rating granted by letter to the American Red Cross by the Civilian Production Administration, and

(ii) Such products will be used for relief of disaster caused by tornado, hurricane, and hailstorm in certain counties of Texas.

(2) Notwithstanding the provisions of (1) above, the manufacturers' modified maximum prices shall continue to be subject to the specific allowance of $0.09 per hundredweight.

(3) Notwithstanding the provisions of § 1346.65, any reseller purchasing asphalt or tarred roofing products for resale in the same form, from any manufacturer who has modified his maximum prices pursuant to (1) above, may increase his maximum prices established on May 26, 1946, by the dollars-and-cents increase in cost to him resulting from the increase permitted the manufacturer in (1) above. However, in any area where specific maximum prices are fixed by an area pricing order, such specific maximum prices shall apply in that area.

(4) Any manufacturer who modifies his maximum selling prices for asphalt and tarred roofing products pursuant to (1) above shall furnish to each buyer purchasing such products for resale in the same form on or before the date the manufacturer makes delivery at the adjusted price, a written statement to read as follows:

Sales of these products are made pursuant to an "AAA" rating granted by letter to the American Red Cross by the Civilian Production Administration for use in repairing damage caused by tornado, hurricane and hailstorm in certain counties in the State of Texas. Effective May 27, 1946, the Office of Price Administration has granted the manufacturer certain modifications in his maximum prices for asphalt and tarred roofing products for sales made under this "AAA" rating. Resellers are permitted to add the actual dollars-and-cents amount of the resulting price increase to his existing maximum price for these products actually purchased at the increased price for resale in the same form.

(5) This § 1346.63 (l) shall terminate on July 31, 1946.

This amendment shall become effective May 27, 1946.

Issued this 27th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–8926; Filed, May 27, 1946; 4:36 p. m.]

PART 1388—DEFENSE-RENTAL AREAS

[Housing, Atlantic County Area,[1] Amdt. 19]

HOUSING IN ATLANTIC COUNTY

The Rent Regulation for Housing in the Atlantic County Defense-Rental Area is amended in the following respects:

1. The first paragraph of section 4 (f) is amended to read as follows:

(f) *Priority-constructed housing.* For housing accommodations newly constructed with priority rating or under specific authorization from the United States or any agency thereof for which the rent is approved by the United States or any agency thereof prior to the maximum rent date or, if the accommodations were not rented on that date, prior to the first renting of the accommodations after that date, the rent so approved, but in no event more than the rent on the maximum rent date, or, if the accommodations were not rented on that date, more than the first rent after that date: *Provided, however,* That if, prior to the maximum rent date or, if the accommodations were not rented on that date, prior to the first renting of the accommodations after that date, the landlord made a written request to the appropriate agency of the United States to approve a higher rent than the rent initially approved because of increased costs of construction, and a higher rent is approved by such agency on or after March 29, 1944, because of such increased costs of construction, the maximum rent on and after the date of such approval shall be the rent so approved: *And provided further,* That as to housing constructed with priority rating obtained prior to October 15, 1945, and in which initial occupancy occurred on or after that date, the landlord may at his option elect to have the maximum rents therefor determined under section 4 (e).

2. The third unnumbered paragraph of section 5 is amended to read as follows:

In all other cases except those under paragraphs (a) (7), (a) (12), (a) (13), (a) (14), (c) (6), and (c) (8) of this section, the adjustment shall be on the basis of the rent which the Administrator finds was generally prevailing in the defense-rental area for comparable housing accommodations on the maximum rent date: *Provided,* That in cases under paragraphs (a) (6) and (c) (5) of this section the adjustment may be on the basis of the rental agreement in force on the date determining the maximum rent.

3. The fourth unnumbered paragraph of section 5 is amended to read as follows:

In cases involving construction, appropriate allowance shall be made for general increases in costs of construction in the defense-rental area since 1939, except that in the case of construction initiated prior to November 23, 1945, such allowance shall reflect general increases in costs of construction in the defense-rental area since the maximum rent date.

4. The fifth unnumbered paragraph of section 5 is amended to read as follows:

In cases under paragraphs (a) (7), (a) (14) and (c) (6) of this section the adjustment shall be on the basis of the rents which the Administrator finds were generally prevailing in the defense-rental area for comparable housing accommodations during the year ending on the maximum rent date.

5. Section 5 (a) (14) is added to read as follows:

(14) *Change from year round to seasonal renting.* The accommodations are located in a resort community, are primarily adapted to occupancy on a seasonal basis, are vacant, and the establishment of seasonal variations in the rent would not, in the opinion of the area rent director, be inconsistent with the purposes of the act.

6. Section 6 (d) (1) is amended to read as follows:

(d) *Notices required*—(1) *Notices prior to action to remove tenant.* Every notice to a tenant to vacate or surrender possession of housing accommodations shall state the ground under this section upon which the landlord relies for removal or eviction of the tenant and the facts necessary to establish the existence of such ground. A written copy of such notice shall be given to the area rent office within 24 hours after the notice is given to the tenant.

No tenant shall be removed or evicted from housing accommodations by court process or otherwise, unless at least ten days (or, where the ground for removal or eviction is non-payment of rent, the period required by the local law for notice prior to the commencement of an action for removal or eviction in such cases, but in no event less than three days) prior to the time specified for surrender of possession and to the commencement of any action for removal or eviction, the landlord has given written notices of the proposed removal or eviction to the tenant and to the area rent office, stating the ground under this section upon which such removal or eviction is sought, the facts necessary to establish the existence of such ground, and specifying the time when the tenant is required to surrender possession.

Where the ground for removal or eviction of a tenant is non-payment of rent, every notice under this paragraph (d) (1) shall state the rent for the housing accommodations, the amount of rent due and the rental period or periods for which such rent is due. The provisions of this paragraph (d) (1) shall not apply if the eviction is pursuant to the terms of a certificate issued by the Administrator under the provisions of paragraph (b) of this section.

Issued and effective May 27, 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–8931; Filed, May 27, 1946; 4:38 p. m.]

PART 1388—DEFENSE-RENTAL AREAS

[Hotels and Rooming Houses, New York City Area,[1] Amdt. 26]

HOTELS AND ROOMING HOUSES IN NEW YORK CITY

The Rent Regulation for Hotels and Rooming Houses in the New York City Defense-Rental Area is amended in the following respects:

1. The third unnumbered paragraph of section 5 is amended to read as follows:

In all other cases, except those under paragraphs (a) (7), (a) (9), (a) (10), (c) (4), (c) (5), (c) (6) of this section, the adjustment shall be on the basis of the rent which the Administrator finds was generally prevailing in the defense-rental area for comparable housing accommodations on March 1, 1943: *Provided,* That in cases under paragraph (a) (6) of this section the adjustment may be on the basis of the rental agreement in force during the thirty-day period determining the maximum rent.

2. The sixth unnumbered paragraph of section 5 is amended to read as follows:

In cases involving construction appropriate allowance shall be made for general increases in costs of construction in the defense-rental area since 1939, except that in the case of construction initiated prior to November 23, 1945, such allowance shall reflect general increases in costs of construction in the defense-rental area since March 1, 1943.

3. The seventh unnumbered paragraph of section 5 is amended to read as follows:

In cases under paragraphs (a) (7), (a) (10), and (c) (4) of this section, the adjustment shall be on the basis of the rent which the Administrator finds was generally prevailing in the defense-rental area for comparable housing accommodations during the year ending on March 1, 1943.

[1] 9 F.R. 6819, 8054, 10189, 10634, 11349, 12415, 14787; 10 F.R. 330, 1452, 1911, 1973, 2402, 2617, 3693, 11669, 14399; 11 F.R. 1773, 2141, 2446, 4031.

[1] 11 F.R. 4025.

4. Section 5 (a) (10) is added to read as follows:

(10) *Change from year round to seasonal renting.* The accommodations are located in a resort community, are primarily adapted to occupancy on a seasonal basis, and the establishment of seasonal variations in the rent would not, in the opinion of the area rent director, be inconsistent with the purposes of the act.

Issued and effective May 27, 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8933; Filed, May 27, 1946; 4:39 p. m.]

PART 1388—DEFENSE-RENTAL AREAS

[Housing, New York City Area,[1] Amdt. 27]

The Rent Regulation for Housing in the New York City Defense-Rental Area is amended in the following respects:

1. The first paragraph of section 4 (f) is amended to read as follows:

(f) *Priority-constructed housing.* For housing accommodations newly constructed with priority rating or under specific authorization from the United States or any agency thereof, for which the rent is approved by the United States or any agency thereof, prior to March 1, 1943 or, if the accommodations were not rented on that date, prior to the first renting of the accommodations after that date, the rent so approved, but in no event more than the rent on March 1, 1943, or, if the accommodations were not rented on that date, more than the first rent after that date: *Provided, however,* That if, prior to March 1, 1943 or, if the accommodations were not rented on that date, prior to the first renting of the accommodations after that date, the landlord made a written request to the appropriate agency of the United States to approve a higher rent than the rent initially approved because of increased costs of construction, and a higher rent is approved by such agency on or after March 29, 1944, because of such increased costs of construction, the maximum rent on and after the date of such approval shall be the rent so approved; *And provided further,* That as to housing constructed with priority rating obtained prior to October 15, 1945, and in which initial occupancy occurred on or after that date, the landlord may at his option elect to have the maximum rents therefor determined under section 4 (e).

2. The second unnumbered paragraph of section 5 is amended to read as follows:

In all other cases except those under paragraphs (a) (7), (a) (12), (a) (13), (a) (14), (c) (6), (c) (8), and (c) (9) of this section, the adjustment shall be on the basis of the rent which the Administrator finds was generally prevailing in the defense-rental area for comparable housing accommodations on March 1, 1943: *Provided,* That in cases under paragraphs (a) (6) and (c) (5) of this section the adjustment may be on the basis of the rental agreement in force on the date determining the maximum rent.

3. The third unnumbered paragraph of section 5 is amended to read as follows:

In cases involving construction, appropriate allowance shall be made for general increases in costs of construction in the defense-rental area since 1939, except that in the case of construction initiated prior to November 23, 1945, such allowance shall reflect general increases in costs of construction in the defense-rental area since March 1, 1943.

4. The fourth unnumbered paragraph of Section 5 is amended to read as follows:

In cases under paragraphs (a) (7), (a) (14), and (c) (6) of this section, the adjustment shall be on the basis of the rents which the Administrator finds were generally prevailing in the defense-rental area for comparable housing accommodations during the year ending on September 30, 1943.

5. Section 5 (a) (14) is added to read as follows:

(14) *Change from year-round to seasonal renting.* The accommodations are located in a resort community, are primarily adapted to occupancy on a seasonal basis, are vacant, and the establishment of seasonal variations in the rent would not, in the opinion of the area rent director, be inconsistent with the purposes of the act.

6. Section 6 (d) (1) is amended to read as follows:

(d) *Notices required—(1) Notices prior to action to remove tenant.* Every notice to a tenant to vacate or surrender possession of housing accommodations shall state the ground under this section upon which the landlord relies for removal or eviction of the tenant and the facts necessary to establish the existence of such ground. A written copy of such notice shall be given to the area rent office within 24 hours after the notice is given to the tenant.

No tenant shall be removed or evicted from housing accommodations by court process or otherwise on any ground other than non-payment of rent, unless at least ten days prior to the time specified for surrender of possession and to the commencement of any action for removal or eviction, the landlord has given written notices of the proposed removal or eviction to the tenant and to the area rent office, stating the ground under this section upon which such removal or eviction is sought, the facts necessary to establish the existence of such ground, and specifying the time when the tenant is required to surrender possession.

The provisions of this paragraph (d) (1) shall not apply if the eviction is pursuant to the terms of a certificate issued by the Administrator under the provisions of paragraph (b) of this section.

Issued and effective on May 27, 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8932; Filed, May 27, 1946; 4:38 p. m.]

[1] 11 F.R. 4583.

PART 1388—DEFENSE-RENTAL AREAS

[Housing,[1] Amdt. 88]

HOUSING

The Rent Regulation for Housing is amended in the following respects:

1. Section 1 (b) (6) (ii) is amended to read as follows:

(ii) *Exception from exemption.* The provisions of section 1 (b) (6) (i) shall not apply to the housing accommodations in the Los Angeles Defense-Rental Area and in the Santa Cruz Defense-Rental Area.

2. The first paragraph of section 4 (f) is amended to read as follows:

(f) *Priority-constructed housing.* For housing accommodations newly constructed with priority rating or under specific authorization from the United States or any agency thereof for which the rent is approved by the United States or any agency thereof prior to the maximum rent date or, if the accommodations were not rented on that date, prior to the first renting of the accommodations after that date, the rent so approved, but in no event more than the rent on the maximum rent date, or, if the accommodations were not rented on that date, more than the first rent after that date: *Provided, however,* That if, prior to the maximum rent date or, if the accommodations were not rented on that date, prior to the first renting of the accommodations after that date, the landlord made a written request to the appropriate agency of the United States to approve a higher rent than the rent initially approved because of increased costs of construction, and a higher rent is approved by such agency on or after March 29, 1944, because of such increased costs of construction, the maximum rent on and after the date of such approval shall be the rent so approved: *And provided further,* That as to housing constructed with priority rating obtained prior to October 15, 1945, and in which initial occupancy occurred on or after that date, the landlord may at his option elect to have the maximum rents therefor determined under section 4 (e).

3. The third unnumbered paragraph of section 5 is amended to read as follows:

In all other cases except those under paragraphs (a) (7), (a) (12), (a) (13), (a) (14), (c) (6), and (c) (9) of this section, the adjustment shall be on the basis of the rent which the Administrator finds was generally prevailing in the defense-rental area for comparable housing accommodations on the maximum rent date: *Provided,* That in cases under paragraphs (a) (6) and (c) (5) of this section the adjustment may be on the basis of the rental agreement in force on the date determining the maximum rent: *And provided further,* That in cases under paragraph (c) (8) of this section due consideration shall be given to any increased occupancy of the accommodations since that date by subtenants or other persons occupying under a rental agreement with the tenants.

[1] 10 F.R. 13528, 13645, 14399; 11 F.R. 247, 248, 740, 1299, 1773, 2116, 2169, 2445, 3480.

4. The fourth unnumbered paragraph of section 5 is amended to read as follows:

In cases involving construction, appropriate allowance shall be made for general increases in costs of construction in the defense-rental area since 1939, except that in the case of construction initiated prior to November 23, 1945, such allowance shall reflect general increases in costs of construction in the defense-rental area since the maximum rent date.

5. The fifth unnumbered paragraph of section 5 is amended to read as follows:

In cases under paragraphs (a) (7), (a) (14) and (c) (6) of this section the adjustment shall be on the basis of the rents which the Administrator finds were generally prevailing in the defense-rental area for comparable housing accommodations during the year ending on the maximum rent date.

6. Section 5 (a) (14) is added to read as follows:

(14) *Change from year-round to seasonal renting.* The accommodations are located in a resort community, are primarily adapted to occupancy on a seasonal basis, are vacant and the establishment of seasonal variations in the rent would not, in the opinion of the area rent director, be inconsistent with the purposes of the act.

7. Section 6 (d) (1) is amended to read as follows:

(d) *Notices required—(1) Notices prior to action to remove tenant.* Every notice to a tenant to vacate or surrender possession of housing accommodations shall state the ground under this section upon which the landlord relies for removal or eviction of the tenant and the facts necessary to establish the existence of such ground. A written copy of such notice shall be given to the area rent office within 24 hours after the notice is given to the tenant.

No tenant shall be removed or evicted from housing accommodations by court process or otherwise, unless at least ten days (or, where the ground for removal or eviction is non-payment of rent, the period required by the local law for notice prior to the commencement of an action for removal or eviction in such cases, but in no event less than three days) prior to the time specified for surrender of possession and to the commencement of any action for removal or eviction, the landlord has given written notices of the proposed removal or eviction to the tenant and to the area rent office, stating the ground under this section upon which such removal or eviction is sought, the facts necessary to establish the existence of such ground, and specifying the time when the tenant is required to surrender possession: *Provided, however,* That the requirement of this sentence shall not apply to housing accommodations within the City of Baltimore, Maryland, the Northeastern New Jersey Defense-Rental Area, or the Trenton Defense-Rental Area, when the ground for the removal or eviction of a tenant is non-payment of rent.

Where the ground for removal or eviction of a tenant is non-payment of rent, every notice under this paragraph (d) (1) shall state the rent for the housing accommodations, the amount of rent due and the rental period or periods for which such rent is due. The provisions of this paragraph (d) (1) shall not apply if the eviction is pursuant to the terms of a certificate issued by the Administrator under the provisions of paragraph (b) of this section.

Issued and effective May 27, 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8934; Filed, May 27, 1946; 4:39 p. m.]

PART 1388—DEFENSE-RENTAL AREAS

[Hotels and Rooming Houses,[1] Amdt. 82]

HOTELS AND ROOMING HOUSES

The Rent Regulation for Hotels and Rooming Houses is amended in the following respects:

1. Section 1 (b) (7) (ii) is amended to read as follows:

(ii) *Exception from exemption.* The provisions of section 1 (b) (7) (i) shall not apply to the rooms in the Los Angeles Defense-Rental Area and in the Santa Cruz Defense-Rental Area.

2. The third unnumbered paragraph of section 5 is amended to read as follows:

In all other cases, except those under paragraphs (a) (7), (a) (9), (a) (10), (c) (4) and (c) (5) of this section, the adjustment shall be on the basis of the rent which the Administrator finds was generally prevailing in the defense-rental area for comparable housing accommodations on the maximum rent date: *Provided,* That in cases under paragraph (a) (6) of this section the adjustment may be on the basis of the rental agreement in force during the thirty-day period determining the maximum rent.

3. The fourth unnumbered paragraph of section 5 is amended to read as follows:

In cases involving construction appropriate allowance shall be made for general increases in costs of construction in the defense-rental area since 1939, except that in the case of construction initiated prior to November 23, 1945, such allowance shall reflect general increases in costs of construction in the defense-rental area since the maximum rent date.

4. The fifth unnumbered paragraph of section 5 is amended to read as follows:

In cases under paragraphs (a) (7), (a) (10) and (c) (4) of this section, the adjustment shall be on the basis of the rents which the Administrator finds were generally prevailing in the defense-rental area for comparable housing accommodations during the year ending on the maximum rent date.

5. Section 5 (a) (10) is added to read as follows:

(10) *Change from year-round to seasonal renting.* The accommodations are located in a resort community, are primarily adapted to occupancy on a seasonal basis, and the establishment of seasonal variations in the rent would not, in the opinion of the area rent director, be inconsistent with the purposes of the act.

Issued and effective May 27, 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8930; Filed, May 27, 1946; 4:38 p. m.]

PART 1305—ADMINISTRATION

[SO 148, Amdt. 3]

BURIAL CASKETS

A statement of considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Order No. 148 is amended in the following respects:

1. Appendix "A" is amended by deleting the following articles, their respective cut-off prices and percentage adjustments from the appropriate columns.

Burial caskets, cloth covered and wooden:		
Hinge cap	$35.00	15
Half couch and full couch	41.00	15

2. Appendix "A" is further amended by adding the following articles and their respective cut-off prices in the appropriate columns.

Burial caskets, trimmed, complete with outside burial box	[1] $43.00
Burial caskets, trimmed, complete with "kasketpak"	[1] 36.00
Burial caskets, trimmed, complete without outside burial box or "kasketpak"	[1] 32.50

[1] Prices listed for burial caskets are for sales to funeral directors.

This amendment shall become effective on the 28th day of May 1946.

Issued this 28th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8964; Filed, May 28, 1946; 11:30 a. m.]

PART 1347—PAPER, PAPER PRODUCTS, RAW MATERIALS FOR PAPER AND PAPER PRODUCTS, PRINTING AND PUBLISHING

[MPR 450,[1] Amdt. 10]

WRITING PAPER AND CERTAIN OTHER FINE PAPERS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 450 is amended in the following respects:

1. In Appendix A, paragraph (c) is amended to read as follows:

(c) *Bag content onionskin and manifold papers and related grades.* The following

[1] 11 F.R. 4582, 11 F.R. 4730.

[1] 8 F.R. 11522.

maximum base prices are for white, wove or laid, basis weight 17" x 22"—7 lb. to 9 lb. (500) in jumbo rolls.

(1) *Base prices.*

Grade:	*Maximum base prices jumbo rolls calculated to equivalent of 17" x 22"—1,000 sheets*
100% Rag Onionskin and/or Manifold	$6.70
75% Rag Onionskin and/or Manifold	5.10
25% Rag Onionskin and/or Manifold	4.30

For sizes other than 17" x 22" the maximum prices are computed to the nearest 5 cts. per 1,000 sheets in proportion to the price for 17" x 22"—1,000 sheets. Cut sizes are computed to the nearest 1 ct. per 1,000 sheets.

Related grades include but are limited to—50% Rag Manifold.

(2) *Exception to general rule on freight absorption and zone differentials.* The general rule as stated in sections 15 (d) and (e) is modified as follows: Maximum prices are f. o. b. mill with lowest available carload rate of freight allowed to buyer's home city on a sale of two cartons or more. No freight allowance is required on shipments of less than two cartons. Zone differentials are not permitted.

(3) *Differentials*—(i) *Finishing and packing.*

	Per 1,000 sheets 17" x 22"
Sheeting (336 sq. in. or larger)	+$0.15
Trimming 4 sides	+ .10
Sealing	+ .10
Packing in standard bundles (chipboard top and bottom)	+ .10
Packing in standard cartons or frames	+ .10
Packing in standard cases	+ .20
Packing on standard skids	+ .10

(ii) *Quantity.* (See section 15 (i)).

1 carton of an item: Base price for sheets.

Broken package: Plus 25% on package price.

(iii) *Colors.*

Regular colors for sizes 17" x 22": Plus $0.20 per 1,000 sheets.

Color differentials for other sizes are figured proportionately to the nearest 5 cts. per 1,000 sheets.

(iv) *Finish.* No differential shall be applied to regular finishes, such as dull, glazed or cockle.

(v) *Cutting to small sizes.* The following differentials include cutting to smaller sizes than 16" x 21" or 336 sq. in. (including wrapping, banding and sealing in reams or packages) and may be applied in addition to the differentials under (i) above.

500 sheets of final cut size	+$0.03
1000 sheets of final cut size	+.06

2. In Appendix B, paragraph (c) is amended to read as follows:

(c) *Chemical woodpulp onionskin and manifold papers and related grades.* The following maximum base prices are for white, wove or laid, machine finish paper in jumbo rolls.

(1) *Base prices.*

Grade	Maximum base prices jumbo rolls—calculated to equivalent of 17" x 22"—1,000 sheets	
	Basis weight 7 to 9 pounds (17" x 22"—500)	Basis weight 10 pounds (17" x 22"—500)
No. 1 watermarked	$2.35	$2.55
No. 2 watermarked	2.15	2.35
No. 2 unwatermarked	2.05	2.25
Plain unwatermarked	1.85	2.05

For sizes other than 17" x 22" the maximum prices shall be figured proportionately by size to the nearest cent per 1000 sheets.

Related grades include but are not listed to—Manifold Tissues

(2) *Exception to general rule on freight absorption and zone differentials.* The general rule as stated in section 15 (d) and (e) is modified as follows: Maximum prices are f. o. b. mill with lowest available carload rate of freight allowed to buyer's home city on a sale of two cartons or more. No freight allowance is required on shipments of less than two cartons. Zone differentials are not permitted.

(3) *Differentials*—(i) *Finishing and packing.*

	Per 1,000 sheets 17" x 22"
Sheeting (336 sq. in. or larger)	$0.15
Trimming 4 sides	+.10
Sealing	+.10
Packing in standard bundles (chipboard top and bottom)	+.10
Packing in standard cartons or frames	+.10
Packing in standard cases	+.20
Packing on standard skids	+.10

(ii) *Quantity.* (See Section 15 (i).)

1 carton of an item: Base price for sheets.

Broken carton or bundle: Plus $0.50 per carton or bundle.

(iii) *Colors.*

Regular colors for size 17" x 22": Plus $0.20 per 1,000 sheets.

Color differentials for other sizes are figured proportionately.

(iv) *Finish.*

For size 17" x 22", glazed: Plus $0.30 per 1,000 sheets.

For size 17" x 22", cockle: Plus $1.00 per 1,000 sheets.

Finishing differentials for other sizes are figured proportionately.

(v) *Cutting and sealing.*

The following differentials include sealing in 500 or 1,000 sheets packages (final cut size) and may be applied in addition to the differentials under (i) above.

Cutting to sizes smaller than 16" x 21" or 336 sq. in., plus $0.06 per 1,000 sheets.

Same, boxed, plus $0.10 per box.

This amendment shall become effective June 3, 1946.

Issued this 28th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8963; Filed, May 28, 1946; 11:30 a. m.]

PART 1390—MACHINERY AND TRANSPORTATION EQUIPMENT

[RMPR 136, Incl. Amdt. 1-31, Corr.]

MACHINES, PARTS, AND INDUSTRIAL EQUIPMENT

1. The word, "net", in the last sentence of the first paragraph of Example 1 in paragraph (a) of section 8 is corrected to read "new".

2. The words, "this paragraph (c)", in the first sentence of subparagraph (2) of paragraph (d) of section 9 are corrected to read "this paragraph (d)".

3. The words, "subdivisions (ii) and (iii) above, without including the information required by subdivision (i)", in the second paragraph of subparagraph (2) of paragraph (e) of section 9 are corrected to read "subdivisions (i) and (iii) above, without including the information required by subdivision (ii)".

4. The words, "Appendix E", in the heading after the figure (1) in subparagraph (1) of paragraph (f) of section 12 are corrected to read "Appendix C".

5. The words, "Appendix E", in the first sentence of subparagraph (1) of paragraph (f) of section 12 are corrected to read "Appendix C".

6. The words, "preceding paragraph (d)", in the third sentence of subparagraph (1) of paragraph (f) of Section 12 are corrected to read "preceding paragraph (e)".

7. The words in parenthesis, "see paragraph (d)", in the fourth sentence of subparagraph (1) of paragraph (f) of section 12 are corrected to read "see paragraph (e)".

8. The words, "Appendix E", in the fourth sentence of subparagraph (1) of paragraph (f) of section 12 are corrected to read "Appendix C".

Issued this 28th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8962; Filed, May 28, 1946; 11:30 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[RMPR 417, Amdt. 1]

FEED SCREENINGS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Sections 9 (a) (1) (i), 9 (a) (1) (ii) and 9 (a) (1) (iii) are amended to read as follows:

(i) For feed screenings weighing up to and including 20 pounds per bushel, $23.50 per ton;

(ii) For feed screenings weighing over 20 pounds up to and including 35 pounds per bushel, $29.50 per ton;

(iii) For feed screenings weighing over 35 pounds per bushel, $34.50 per ton.

This amendment shall become effective May 24, 1946.

Issued this 24th day of May 1946.

PAUL A. PORTER,
Administrator.

Approved: May 23, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-8832; Filed, May 24, 1946; 4:55 p. m.]

Chapter XIV—War Contract Price Adjustment Board

RENEGOTIATION REGULATIONS

Correction

The following corrections should be made to the renegotiation regulations:

PART 1607—FORMS FOR RENEGOTIATION

SUBPART D—FORMS RELATING TO AGREEMENTS AND UNILATERAL DETERMINATIONS

In Revision 22, Federal Register document 45-22138, the footnotes for § 1607.747-2 which appears on page 15043 of the issue for Friday, December 14, 1945, should read as follows:

[1] See §§ 1603.323 and 1605.502-5 of this chapter.

[2] Insert address within Department to which the Contractor is assigned for renegotiation.

[3] Countersignature on behalf of the Secretary of a Department to which the Contractor is assigned for renegotiation.

PART 1608—TEXT OF STATUTES, ORDERS, JOINT REGULATIONS AND DIRECTIVES

SUBPART D—EXEMPTIONS

In Revision 19, Federal Register document 45-12563, appearing at page 8661 of the issue for Thursday, July 12, 1945, § 1608.845-2 (a) (d) should be added as follows:

§ 1608.845-2 *Fiscal years ending after June 30, 1944, and prior to July 1, 1945.* (a) * * *

(d) Leather transmission belting, mechanical and textile leathers and mechanical leather packings.

TITLE 42—PUBLIC HEALTH

Chapter I—Public Health Service, Federal Security Agency

PART 11—FOREIGN QUARANTINE

SUBPART A—DEFINITIONS

Sec.
11.1 Definitions.
11.2 Incubation period.
11.3 Period of immunity.

SUBPART B—MEASURES AT FOREIGN PORTS

11.11 Bills of health.
11.12 Applicability of subpart.
11.13 Cholera: Vessels or aircraft; things.
11.14 Cholera: Vessels or aircraft; persons.
11.15 Plague: Vessels or aircraft.
11.16 Smallpox: Vessels or aircraft.
11.17 Typhus: Vessels or aircraft; things.
11.18 Typhus: Vessels or aircraft; persons.
11.19 Yellow fever; Vessels or aircraft; persons.
11.20 General requirement.

SUBPART C—MEASURES IN TRANSIT

11.31 Applicability.
11.32 Sanitary inspection; corrective measures.
11.33 Entries in sanitary log.
11.34 Radio report of disease aboard.

SUBPART D—VESSELS OR AIRCRAFT SUBJECT TO QUARANTINE INSPECTION

11.46 General provision.
11.47 Vessels of armed services.
11.48 Exempt vessels subject to sanitation regulations.

SUBPART E—GENERAL REQUIREMENT UPON ARRIVAL AT PORTS UNDER CONTROL OF UNITED STATES

11.61 Applicability.
11.62 General provision; vessels only.
11.63 Quarantine inspection described.
11.64 Persons; restrictions on boarding vessels.
11.65 Persons; examination.
11.66 Persons; observation.
11.67 Persons under observation; segregation.
11.68 Persons; release under surveillance.
11.69 Restriction on movement of articles.
11.70 Furnishing of fresh crew; vessels only.
11.71 Disinfection of imports.

SUBPART F—PARTICULAR REQUIREMENTS UPON ARRIVAL AT PORTS UNDER CONTROL OF UNITED STATES

Sec.
11.81 Applicability.
11.82 Cholera: Vessels or aircraft; things.
11.83 Cholera: Vessels or aircraft; persons.
11.84 Plague: Vessels or aircraft; things.
11.85 Plague: Vessels or aircraft; persons.
11.86 Smallpox: Vessels or aircraft; things.
11.87 Smallpox: Vessels or aircraft; persons.
11.88 Typhus: Vessels or aircraft; things.
11.89 Typhus: Vessels or aircraft; persons.
11.90 Yellow fever: Vessels only.
11.91 Yellow fever: Vessels or aircraft; persons.

SUBPART G—SANITARY INSPECTION: RODENT AND VERMIN CONTROL

11.101 General provision.
11.102 Fumigation and disinfestation.
11.103 Periodic fumigation: Vessels only.
11.104 Vessels in intercoastal and interstate traffic.

SUBPART H—PRATIQUE: VESSELS ONLY

11.121 General requirement.
11.122 Free pratique.
11.123 Provisional pratique.
11.124 Radio pratique.
11.125 Presentation of pratique.

SUBPART I—BORDER QUARANTINE

11.136 applicability.
11.137 Ports of entry: Inspection.
11.138 General rule.
11.139 Particular diseases.
11.140 Disinfestation of things.

SUBPART J—IMPORTATION OF CERTAIN THINGS

11.151 Lather brushes.
11.152 Psittacine birds.
11.153 Psittacine birds: Disposition of excluded birds.
11.154 Pet cats, dogs, and monkeys.
11.155 Pet cats, dogs, and monkeys: Disposition of excluded animals.
11.156 Etiological agents and vectors.
11.157 Dead bodies.

AUTHORITY: §§ 11.1 to 11.157, inclusive, issued under secs. 215, 361-369, inclusive, 58 Stat. 690, 703-706, 42 U.S.C., Supp. IV, 216, 264-272, inclusive.

NOTE: It should be observed that generally the following regulations are made applicable both to vessels and aircraft (including persons and things thereon). Wherever regulations apply solely to vessels that intention is expressly indicated. Regulations applicable solely to aircraft appear in Subpart K (§§ 11.501-11.516, inclusive.)

SUBPART A—DEFINITIONS

§ 11.1 *Definitions.* As used in this part, terms shall have the following meaning:

(a) *Communicable disease.* Any disease, the etiologic agent of which may pass or be carried directly or indirectly from one person to another.

(b) *Contact.* Any person known to have been in such association with an infected person, animal or vector as to have been presumably exposed to infection.

(c) *Contamination.* The presence in an article, or matter of undesirable substance or material which may contain pathogenic micro-organisms.

(d) *Disinfection.* The act of rendering anything free from the casual agents of disease.

(e) *Disinfestation.* The act of destroying the vectors of a communicable disease.

(f) *Fumigation.* The process by which the destruction of vermin and rodents is accomplished by the employment of gaseous agents.

(g) *Immunity.* The condition of being protected against a particular disease either as a result of artificial immunization or through a previous attack of the disease in question.

(h) *Incubation period.* The period between the implanting of disease organisms in a susceptible person and the appearance of clinical manifestations of the disease.

(i) *Infected vessel or aircraft.* A vessel or aircraft upon which a case of quarantinable disease exists or develops among persons or rodents aboard or upon which infected vectors of a quarantinable disease are found after embarkation.

(j) *Infestation.* The condition of harboring insects or rodents capable of transmitting disease.

(k) *Isolation.* The separation of human beings or animals from other human beings, animals, or vectors of disease in such manner as to prevent the transmission of the disease.

(l) *Medical officer in charge.* The medical officer of the Public Health Service in charge of a quarantine station.

(m) *Observation.* The detention under medical supervision of a person in such place and for such period of time as may be specified in the regulations in this part.

(n) *Port under the control of the United States.* Any seaport or airport in the continental United States, its territories, or possessions, other than the Canal Zone.

(o) *Pratique.* A certificate issued by a quarantine officer releasing or provisionally releasing a vessel or aircraft from quarantine.

(p) *Quarantine.* The detention of a person, vessel, aircraft or other conveyance, animal, or thing, in such place and for such period of time as may be specified in the regulations in this part.

(q) *Quarantine officer.* A medical officer or other specially trained employee assigned to quarantine duty by the Surgeon General.

(r) *Quarantinable diseases.* The specific communicable diseases: cholera, plague, smallpox, louse-borne typhus and yellow fever.

(s) *Rodents.* Gnawing mammals concerned in the transmission of quarantinable diseases.

(t) *Sanitary log.* A record of events and conditions of sanitary significance to the vessel.

(u) *Surveillance.* The temporary supervision of a person who has been released from quarantine upon the condition that he will submit himself to further medical examination or inquiry.

(v) *Suspected vessel or aircraft.* A vessel or aircraft arriving from a port infected or suspected of being infected with a quarantinable disease.

(w) *Typhus.* Louse-borne typhus.

(x) *Vector.* An insect, animal, plant, or thing which conveys pathogenic organisms from a person or animal to another person or animal.

(y) *Vermin.* A species of insect capable of being a vector in the transmission of disease.

§ 11.2 *Incubation period.* For the purpose of this part the incubation period of the quarantinable diseases shall be:

Cholera: five days.
Plague: six days.
Smallpox: fourteen days.
Typhus: twelve days.
Yellow fever: six days.

§ 11.3 *Period of immunity.* The following shall be the period of immunity following successful immunization with a vaccine approved by the national health department of the country in which the vaccine is administered, except that in the case of yellow fever, the vaccine must be approved by the approving authority designated by treaty.[1]

Cholera	From 6 days through 6 months following inoculation.
Plague	6 months.
Smallpox	3 years.
Typhus	1 year.
Yellow fever	From 10 days through 4 years following inoculation.

SUBPART B—MEASURES AT FOREIGN PORTS

§ 11.11 *Bills of health.* A vessel or aircraft at any foreign port clearing or departing for any port under the control of the United States shall not be required to obtain or deliver a bill of health.[2]

§ 11.12 *Applicability of subpart.* The measures prescribed in this subpart must be taken at foreign ports with respect to vessels or aircraft departing for ports under the control of the United States.

§ 11.13 *Cholera: Vessels or aircraft; things.* At ports infected or suspected of being infected with cholera, special care shall be taken to provide a safe water and food supply for the vessel or aircraft. No foods, other than the food supply of the vessel or aircraft or food accepted for shipment, shall be permitted to be taken aboard. Food products which may be consumed in an uncooked state coming from localities infected or suspected of being infected with cholera shall not be accepted for shipment.

§ 11.14 *Cholera: Vessels or aircraft; persons.* A person who (a) comes from a cholera infected area, or (b) desires to embark at an infected port, shall not be permitted to board a vessel or aircraft unless such person:

(1) Has been detained five days in an environment known to be free from a source of infection and is without evidence of infection; or

(2) Presents satisfactory evidence of immunity.

[1] Under article 40 (and the International Form of Certificate of Inoculation annexed thereto) of the International Sanitary Convention, 1926, as amended by the International Sanitary Convention, 1944, to which the United States is a party, the yellow fever vaccine and the method of inoculation employed must be approved by the United Nations Relief and Rehabilitation Administration.

[2] Vessels departing from ports under the control of the United States may obtain a port sanitary statement from a medical officer of the U. S. Public Health Service.

§ 11.15 *Plague: Vessels or aircraft.* At ports infected or suspected of being infected with human or rodent plague, special care shall be taken to prevent rodents, fleas and infected persons from boarding the vessel or aircraft and shall include the following measures:

(a) Immediately upon docking and during the entire time a vessel lies at a wharf, it shall be fended off at least six feet; all connecting lines shall be properly fitted with rat guards; gangways, and other means of access to the vessel shall be well lighted or separated from the shore at night.

(b) The vessel or aircraft shall load only cargo which has been found free from rats or has been treated to destroy rats and fleas.

(c) Prior to departure the vessel or aircraft shall be inspected for rodents and fleas. If rodents or fleas are present, measures shall be taken for their destruction.

§ 11.16 *Smallpox: Vessels or aircraft.* A person from an area where smallpox is present who does not present satisfactory evidence of immunity shall not be permitted to embark until successfully vaccinated.

§ 11.17 *Typhus: Vessels or aircraft; things.* An article intended to be transported (including personal effects), if infested with lice, shall not be permitted to be taken aboard the vessel or aircraft at a port infected or suspected of being infected with typhus until such article has been disinfested.

§ 11.18 *Typhus: Vessel or aircraft; persons.* A person who (a) comes from an area where typhus prevails, or (b) desires to board at a port infected or suspected of being infected with typhus, shall not be permitted to board a vessel or aircraft until louse free.

§ 11.19 *Yellow fever: Vessels or aircraft; persons.* A person who has been exposed to a case of yellow fever shall not be permitted to embark on a vessel or aircraft until six days after exposure unless he presents satisfactory evidence of immunity.

§ 11.20 *General requirement.* The master of a vessel shall enter in the sanitary log, or other official record, a statement of all measures taken to effect compliance with the provisions of this subpart.

SUBPART C—MEASURES IN TRANSIT

§ 11.31 *Applicability.* The measures prescribed in this subpart must be taken at sea with respect to vessels destined for ports under the control of the United States.

§ 11.32 *Sanitary inspection; corrective measures.* The master or a designated officer shall make a daily sanitary inspection of all compartments of the vessel normally accessible to passengers or crew. Immediate corrective measures shall be taken if evidence of vermin, rodents or insanitary conditions is found.

§ 11.33 *Entries in sanitary log.* A record of the conditions found and the corrective measures taken shall be entered in the sanitary log or other official record.

§ 11.34 *Radio report of disease aboard.* The master of the vessel shall report promptly by radio, to the medical officer in charge at the port of entry, the occurrence or suspected occurrence on board of any of the communicable diseases listed below: Anthrax, chancroid, chickenpox, cholera, dengue, diphtheria, favus, gonorrhea, granuloma inguinale, impetigo contagiosa, infectious encephalitis, leprosy, lymphogranuloma venereum, measles, meningococcus meningitis, plague, poliomyelitis, psittacosis, ringworm of the scalp, scarlet fever, smallpox, streptococcic sore throat, syphilis, trachoma, tuberculosis, typhoid fever, typhus, yellow fever, or other diseases characterized by fever or skin rash.

SUBPART D—VESSELS OR AIRCRAFT SUBJECT TO QUARANTINE INSPECTION

§ 11.46 *General provision.* A vessel or aircraft arriving at a port under the control of the United States, which falls within paragraphs (a) or (b) of this section shall undergo quarantine inspection prior to entry.

(a) A vessel or aircraft arriving from a port not under the control of the United States, except:

(1) A vessel or aircraft which in the current voyage has not touched at any port other than ports under the control of the United States or ports in Canada, Newfoundland, the Islands of St. Pierre and Miquelon, Iceland, Greenland, the West Coast of Lower California, Cuba, the Bahama Islands, the Canal Zone, or the Bermuda Islands.

(2) A vessel which having received pratique at a Canadian port located in the international waters of (i) the Straits of Juan de Fuca, Haro, Georgia, Rosario and the Puget Sound and tributaries and connected waters on the West Coast, or (ii) the Saint Lawrence River and the Great Lakes, and their tributaries and connected waters on the East Coast, travels on the same international waters to a United States port and presents a duplicate copy of the Canadian pratique to the quarantine officer.[1]

(b) A vessel or aircraft arriving from any port whether or not under the control of the United States, which

(1) Has aboard a person infected or suspected of being infected with a communicable disease listed under § 11.34, or

(2) Arrives from a port where at the time of departure there was present or suspected of being present cholera, plague, or yellow fever, or where there was significant increase in prevalence of smallpox or typhus at the time the vessel or aircraft touched there.

§ 11.47 *Vessels of armed services.* Vessels belonging to or operated by the armed services of the United States or any foreign nation may, in the discretion of the medical officer in charge, be exempted from quarantine inspection if a commissioned medical officer of such service certifies that:

(a) Any person on board who is infected or suspected of being infected with

[1] See Subpart H regarding issuance of duplicate pratique by United States Quarantine officers for presentation to quarantine authorities of Canada.

a communicable disease will be isolated until it is determined whether or not he is infected with a quarantinable disease, and that

(b) The vessel is from a port where at the time of departure there was not present or suspected of being present cholera, plague, or yellow fever, or where there was not a significant increase in the prevalence of smallpox or typhus at the time the vessel touched there.

When it is determined that any person on board such vessels is infected with a quarantinable disease, the vessel and its entire personnel shall be subject to the provisions of Subpart F below.

§ 11.48 *Exempt vessels subject to sanitation regulations.* A vessel which has been exempted from quarantine inspection under §§ 11.46 or 11.47 shall nevertheless be subject to the provisions of Subpart G below.

SUBPART E—GENERAL REQUIREMENT UPON ARRIVAL AT PORTS UNDER CONTROL OF UNITED STATES

§ 11.61 *Applicability.* The measures prescribed in this subpart shall be taken with respect to vessels or aircraft which are subject to quarantine inspection pursuant to Subpart D, and with respect to persons and things arriving on such vessels or aircraft.

§ 11.62 *General provision; vessels only.* A vessel shall fly a yellow flag; anchor in the quarantine anchorage; and await inspection.

§ 11.63 *Quarantine inspection described.* Quarantine inspection of a vessel or aircraft shall include:

(a) Inspection of the vessel or aircraft, its cargo, manifests and other papers, including the sanitary log of the vessel, to ascertain the sanitary history and condition of the vessel or aircraft.

(b) Examination of the persons aboard the vessel or aircraft, their personal effects and records.

(c) The determination of the measures necessary to prevent the introduction of a quarantinable disease.

§ 11.64 *Persons; restrictions on boarding vessels.* Only the quarantine officer, quarantine employees, or pilots, shall be permitted to board any vessel subject to quarantine inspection until after it has been inspected by the quarantine officer and granted pratique, except with the permission of the quarantine officer. A person boarding such vessel shall be subject to the same restrictions as those imposed on the persons on the vessel. (Regarding aircraft, see §§ 11.503 and 11.513)

§ 11.65 *Persons; examination.* All persons on board shall be examined, except, that on an approved regular line vessel or aircraft which carries a ship or flight surgeon, such examination may be limited to persons designated by the medical officer in charge.

§ 11.66 *Persons; observation.* Persons may be held under observation on quarantine stations or on vessels in quarantine pursuant to the provisions of Subparts F and K below. Such persons shall not have contact with other persons except by permission of the medical officer in charge.

§ 11.67 *Persons under observation; segregation.* Contact between different groups of persons held under observation is prohibited. Members of groups shall observe such further segregation, to prevent the spread of disease, as the medical officer in charge may determine to be necessary.

§ 11.68 *Persons; release under surveillance.* Persons may be released from quarantine under surveillance pursuant to the provisions of Subpart F below. Such persons shall report to the health authority at the place of destination at such time as prescribed by the medical officer in charge.

§ 11.69 *Restriction on movement of articles.* Articles from a vessel or aircraft shall not be carried into the place of detention except by permission of the medical officer in charge.

§ 11.70 *Furnishing of fresh crew; vessels only.* After a vessel has been rendered free from infection, it may be furnished with a fresh crew and released from quarantine, while all or part of the original personnel are detained.

§ 11.71 *Disinfection of imports.* When the freight manifest of a vessel or aircraft lists articles which may require disinfection, the medical officer in charge shall disinfect them on board or request the Collector of Customs to keep the articles separated from the other freight pending appropriate disposition.

SUBPART F—PARTICULAR REQUIREMENTS UPON ARRIVAL AT PORTS UNDER CONTROL OF UNITED STATES

§ 11.81 *Applicability.* In addition to the requirements of Subpart E, the particular requirements prescribed in this subpart (affecting persons, vessels or aircraft, animals, and other imports) shall be observed with respect to vessels or aircraft which are subject to quarantine inspection under Subpart D.

§ 11.82 *Cholera: Vessels or aircraft; things.* (a) A cholera infected vessel or aircraft shall be detained in quarantine until disinfected.

(b) The dejecta of all persons held under observation for cholera shall be disinfected before final disposition.

(c) Personal effects contaminated by dejecta from cholera cases or carriers shall be disinfected. Material capable of conveying infection shall not be removed from the vessel or aircraft until it has been disinfected.

(d) Special precautions including the destruction or cooking of fruits and vegetables, shall be taken to prevent contamination of food or water supplies of vessels or aircraft.

(e) The water supply of a cholera infected vessel or aircraft shall be disinfected.

§ 11.83 *Cholera: Vessels or aircraft; persons.* (a) All persons aboard a vessel or aircraft which is cholera infected or suspected of being so infected or which arrives within five days from a port infected or suspected of being infected with cholera, shall be subjected to such examination as may be necessary to determine their freedom from cholera vibrios or shall be held under observation for five days from last contact.

(b) Persons ill from cholera and all known contacts shall be removed and isolated.

(c) An immune person may be released under surveillance for five days from last contact.

(d) A person determined to be free from cholera vibrios shall be released.

(e) Cholera carriers or recovered cases shall not be released from observation until bacteriological tests are negative for cholera vibrios.

§ 11.84 *Plague: Vessels or aircraft; things.* (a) A plague suspected vessel or aircraft shall be detained in quarantine and subjected to measures to determine the presence or absence of plague infection.

(b) A plague infected vessel or aircraft shall be detained in quarantine and immediate measures undertaken for the destruction of rodents and vermin abroad.

(c) A rodent or flea infested vessel from a port infected or suspected of being infected with plague shall be fumigated or otherwise treated as determined by the medical officer in charge.

§ 11.85 *Plague: Vessels or aircraft; persons.* (a) Persons ill from plague shall be removed and isolated until no longer infectious.

(b) Persons disembarking may be placed under surveillance for six days from the date of landing.

(c) In the case of pneumonic plague, in addition to the foregoing measures, all contacts shall be isolated for six days from last contact, and the quarters and personal effects of the sick shall be appropriately treated.

§ 11.86 *Smallpox: Vessels or aircraft; things.* A vessel or aircraft on which smallpox has occurred en route shall be detained in quarantine until the personal effects of the sick and the compartments occupied by them shall have been disinfected.

§ 11.87 *Smallpox: Vessels or aircraft; persons.* (a) Persons ill from smallpox shall be removed and isolated until no longer infectious.

(b) All contacts shall be vaccinated and may be held under observation until the results of the vaccination indicate immunity. Those refusing vaccination shall be held under observation until 14 days have elapsed since the last contact. Other persons not exposed to the infection may be placed under surveillance for 14 days.

§ 11.88 *Typhus: Vessels or aircraft; things.* (a) A vessel or aircraft on which typhus has occurred en route shall be detained in quarantine until vermin destruction has been completed.

(b) A vessel or aircraft infected or suspected of being infected with typhus, or a louse-infested vessel or aircraft from a port infected or suspected of being infected with typhus, shall be disinfested.

(c) The personal effects and baggage of louse infested persons from incoming

vessels or aircraft shall be disinfested prior to release.

§ 11.89 *Typhus: Vessels or aircraft; persons.* (a) Persons ill from typhus shall be removed and isolated until no longer infectious.

(b) Non-immune contacts shall be held under observation for 12 days from the last contact.

(c) Immune contacts may be placed under surveillance for 12 days from the last contact.

(d) Vermin free non-contacts may be released without detention and without delousing or disinfestation of baggage or personal effects.

(e) Vermin infested persons shall be immediately disinfested.

§ 11.90 *Yellow fever: Vessels only.* (Regarding aircraft, see §11.513). (a) In areas where aedes aegypti mosquitoes exist, an infected or suspected vessel shall be moored not less than 400 meters from the inhabited shore until disinsection has been completed.

(b) An infected or suspected vessel shall be disinsected prior to discharge of cargo.

§ 11.91 *Yellow fever: Vessels or aircraft; persons.* (a) Persons from an infected vessel or aircraft who are ill with yellow fever shall be removed and isolated until no longer infectious.

(b) All non-immune persons aboard shall be detained under observation for six days from the last exposure.

(c) Immune persons shall be released.

SUBPART G—SANITARY INSPECTION: RODENT AND VERMIN CONTROL

§ 11.101 *General provision.* Vessels or aircraft arriving at a port under the control of the United States from a foreign port shall be subject to sanitary inspection to ascertain whether there exists rodent, vermin or insect infestation or other insanitary condition requiring measures for the prevention of the introduction, transmission or spread of communicable disease.

§ 11.102 *Fumigation and disinfestation.* Such vessels or aircraft, or compartments thereof, shall undergo such fumigation and disinfestation as the medical officer in charge determines to be necessary.

§ 11.103 *Periodic fumigation: Vessels only.* Such vessels (a) shall be fumigated at least once each six months and shall thereupon be issued a deratization certificate valid for six months, or (b) if inspection reveals that rodents are kept under control, they shall thereupon be issued a deratization exemption certificate valid for six months. A month in addition to the six months' period, may be allowed in the case of a vessel proceeding to its home port.

§ 11.104 *Vessels in intercoastal and interstate traffic.* Vessels or aircraft engaged in trade between ports under the control of the United States shall be subject to sanitary inspection as described in § 11.101, above, when arriving from a port infected or suspected of being infected with a quarantinable disease or when illness on board indicates unsatisfactory sanitary conditions.

SUBPART H—PRATIQUE: VESSELS ONLY [1]

§ 11.121 *General requirement.* Vessels from a foreign port or place shall not enter a port under the control of the United States to discharge cargo or land passengers unless a certificate of free pratique or provisional pratique has been issued to the master. When it is desired not to comply with the requirements for a certificate of free or provisional pratique, the vessel is at liberty to return to sea if bound for a foreign port.

§ 11.122 *Free pratique.* A certificate of free pratique shall signify that the vessel and its master may enter, discharge cargo, and land passengers.[2]

§ 11.123 *Provisional pratique.* (a) A certificate of provisional pratique shall signify that the vessel may enter, but that additional measures, as specified in such certificate must be taken in connection with the discharge of cargo, or the landing of passengers, or the sanitary condition of the vessel. A certificate of free pratique shall be issued after such additional measures have been completed.

(b) The medical officer in charge may remand the vessel to the next port for such additional measures as may be necessary. Vessels arriving at quarantine stations at succeeding ports of call under provisional pratique may, in the discretion of the medical officer in charge at such stations, be directed to proceed under provisional pratique to the next succeeding port for completion of quarantine measures.

(c) Failure to comply with additional measures specified in a certificate of provisional pratique shall constitute a violation of these regulations in this part, and the vessel shall become subject to all measures applicable to vessels first arriving at a port under the control of the United States from a foreign port.

§ 11.124 *Radio pratique.* The medical officer in charge may grant pratique by radio to a vessel upon the basis of information regarding the vessel, its cargo and persons aboard, received prior to arrival of the vessel, when in his judgment, and in accordance with instructions by the Surgeon General, the entry of the vessel will not result in the introduction, transmission or spread of communicable diseases.

§ 11.125 *Presentation of pratique.* Vessels which have undergone quarantine inspection shall present to the Collector of Customs at the port of entry the certificate of pratique, or evidence of radio pratique, issued pursuant to the provisions of this subpart.

SUBPART I—BORDER QUARANTINE

§ 11.136 *Applicability.* The special provisions of this subpart apply to the entry of persons and things (including conveyances) into the United States by land transit. The Surgeon General may exempt certain areas from these provisions.[1]

§ 11.137 *Ports of entry: Inspection.* A person shall not enter except at established ports of entry, and after such inspection by a quarantine officer as the officer deems necessary to carry out the provisions of the regulations in this part.

§ 11.138 *General rule.* A person who has, or is suspected of having a quarantinable disease shall either be denied entry or be placed under observation for the period of incubation of such disease.

§ 11.139 *Particular diseases.* (a) A person coming from a locality where cholera is prevalent shall not enter until (1) it is determined that he is free from cholera vibrios, or (2) he has been under observation for five days since last exposure and is free from the disease.

(b) A person from an endemic yellow fever area who does not present valid evidence of immunity shall be placed under observation or surveillance for six days from last exposure, or shall be refused entry.

(c) A person who does not present valid evidence of a previous attack of smallpox or of a successful vaccination within three years from the date of arrival, shall be vaccinated, or placed under observation for fourteen days from last exposure, or refused entry.

(d) A person from a locality where typhus prevails shall not be allowed to enter until free from vermin. Persons, wearing apparel, baggage and personal effects shall be disinfested when deemed necessary by the quarantine officer.

§ 11.140 *Disinfestation of things.* Common carriers, privately owned conveyances, merchandise, and baggage or other effects infested or suspected of being infested with vectors of any of the quarantinable diseases shall be disinfested prior to entry into the United States.

SUBPART J—IMPORTATION OF CERTAIN THINGS

§ 11.151 *Lather brushes.* (a) Lather brushes made from animal hair or bristles shall not be permitted entry into any port or place under the control of the United States unless (1) such brushes are permanently marked with the name of the manufacturer or other identifying mark, registered with the Surgeon General, (2) and have been determined by the medical officer in charge, in accordance with the following quarantine procedures, to be free from anthrax spores.

(b) The medical officer in charge shall select samples from each shipment of lather brushes and shall subject such samples to laboratory examinations to determine the presence or absence of anthrax spores. If such examinations indicate that the shipment is free from anthrax spores, the medical officer in charge shall furnish the Collector of Customs a certificate to that effect. If such examinations demonstrate that the shipment is not free from anthrax spores, the medical officer in charge shall notify the Collector of Customs that the shipment shall not be permitted entry.

§ 11.152 *Psittacine birds.* (a) The term psittacine birds shall include all birds commonly known as parrots, amazons, Mexican double heads, African grays, cockatoos, macaws, parakeets, love birds, lories, lorikeets, and all other birds of the psittacine family.

(b) Psittacine birds shall not be brought into the continental United States unless:

(1) The birds are older than eight months, and

(2) The importer has applied on forms prescribed by the Surgeon General for permission to import and has been issued a permit designating the number and species of birds which may be imported, and either

(3) The shipment is destined to a zoological park or research institute, and the Surgeon General is satisfied that necessary detention will be observed at the place of destination, or

(4) The shipment does not exceed two birds, if:

(i) The birds are accompanied by the owner,

(ii) The birds appear to the medical officer in charge to be in good health, and

(iii) The owner submits a sworn statement that the birds have been in his possession for the preceding two years, have not had contact with other psittacine birds during that period, and will be transported immediately to his private residence and retained there as household pets.

§ 11.153 *Psittacine birds: Disposition of excluded birds.* Psittacine birds excluded from entry under these regulations shall be destroyed or deported. Pending deportation they shall be detained under Customs' custody:

(a) Aboard the vessel on which they arrived and the vessel shall be held under provisional pratique, or

(b) At the airport of entry.

§ 11.154 *Pet cats, dogs, and monkeys.* Pet cats, dogs, or monkeys, shall not be brought into ports under control of the United States from any foreign country, except Canada, Great Britain, Australia and New Zealand unless the requirements of paragraphs (a) and (b) of this section are complied with.

(a) The owner may submit a sworn statement that the animals have been immunized with an approved rabies vaccine not more than six months prior to the date of entry. If such a statement is not submitted, the animals must be immunized with an approved rabies vaccine following arrival into ports under control of the United States and prior to release from quarantine.

(b) The owner may submit a sworn statement that the animals were physically inspected within ten days prior to departure for the United States and were found apparently free of demonstrable diseases involving emaciation, lesions of the skin, nervous system disturbances, jaundice, or diarrhea. If such a statement is not submitted, the animals must be physically inspected following arrival into ports under control of the United States and found apparently free of demonstrable diseases involving emaciation, lesions of the skin, nervous system disturbances, jaundice, or diarrhea.

§ 11.155 *Pet cats, dogs, and monkeys: Disposition of excluded animals.* Pet cats, dogs, and monkeys excluded from entry under the regulations in this part shall be destroyed or deported. Pending deportation they shall be detained under Customs' custody at owner's expense:

(a) Aboard the vessel on which they arrived and the vessel shall be held under provisional pratique, or

(b) At the airport of entry.

§ 11.156 *Etiological agents and vectors.* (a) A person shall not import into any place under the control of the United States, nor distribute after importation, any etiological agent or insect, animal or plant vector of human disease or any exotic living insect, animal or plant capable of being a vector of human disease unless accompanied by a permit issued by the Surgeon General.

(b) An article or thing coming within the provisions of this section shall not be released from Customs' custody prior to the receipt by the Collector of Customs of a permit therefor issued by the Surgeon General.

§ 11.157 *Dead bodies.* The remains of a person dead from a quarantinable disease shall not be brought into a port under the control of the United States unless it is (a) properly embalmed and placed in a hermetically sealed casket, or (b) cremated.

The foregoing regulations shall become effective on July 1, 1946. The existing regulations contained in §§ 11.1 to 11.264, inclusive, of Part 11, and in §§ 16.0 to 16.8, inclusive, of Part 16, Title 42, Code of Federal Regulations, are revoked, and Executive Order No. 5264, January 24, 1930, is superseded, effective July 1, 1946. The revocation of such regulations shall not affect any act done, liability incurred, or any proceedings had or commenced under such regulations.

[SEAL] THOMAS PARRAN,
Surgeon General.
MAURICE COLLINS,
Acting Federal Security Administrator.

MAY 27, 1946.

[F. R. Doc. 46-8961: Filed, May 28, 1946; 11:40 a. m.]

PART 16—IMPORTATION OF PARROTS

REVOCATION OF REGULATIONS

CROSS REFERENCE: For revocation of §§ 16.0 to 16.8 see Part 11, *supra*.

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter I—Interstate Commerce Commission

Subchapter A—General Rules and Regulations

[S. O. 520-A]

PART 95—CAR SERVICE

FREIGHT EMBARGO; APPOINTMENT OF PERMIT AGENT

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on 26th day of May, A. D. 1946.

Upon further consideration of Service Order No. 520, and good cause appearing therefor: *It is ordered*, That:

Service Order No. 520, Freight Embargo—Appointment of Permit Agent, be, and it is hereby, vacated and set aside. (40 Stat. 101, sec. 402, 418, 41 Stat. 476, 485, secs. 4, 10, 54 Stat. 901, 912; 49 U.S.C. 1 (10)–(17), 15 (4))

It is further ordered, That this order shall become effective at 10:00 a. m., May 26, 1946; that a copy of this order and direction shall be served upon each State railroad regulatory body, upon all express companies subject to Part I of the Interstate Commerce Act, and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-8985: Filed, May 28, 1946; 11:36 a. m.]

Subchapter B—Carriers by Motor Vehicle

Subchapter C—Carriers by Water

[Rev. S. O. 522-A]

PART 199—EMERGENCY AUTHORITY FOR MOTOR CARRIERS

PART 321—EMERGENCY AUTHORITY FOR WATER CARRIERS

TEMPORARY AUTHORITY AND RATES; PROPERTY

At a general session of the Interstate Commerce Commission, held at its office in Washington, D. C., on the 27th day of May A. D. 1946.

Upon further consideration of the provisions of First Revised Service Order No. 522, and good cause appearing therefor: *It is ordered*, That:

First Revised Service Order No. 522, 49 CFR § 199.1 and § 321.1, Motor and Water Carriers—Temporary Authority and Rates—Property, be, and it is hereby, vacated and set aside. (28 Stat. 643, 40 Stat. 101, 41 Stat. 476, 49 Stat. 552, 560, 561, 52 Stat. 1238, 54 Stat. 901, 923, 925, 935–937, 943, 946, 56 Stat. 176, 58 Stat. 827, 59 Stat. 658; 49 U.S.C. 1, (10)–(17), 22, 304 (e), (f), 308, 310a, 317 (a), 318 (a), 906 (d) and (e), 911 and 915)

It is further ordered, That this order shall become effective at 4:00 p. m., May 27, 1946; that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-8987: Filed, May 28, 1946; 11:36 a. m.]

[1] Regarding release of aircraft, see Subpart K (§§ 11.501–11.516, inclusive).

[2] A vessel which has received free pratique at a port in the United States located on the international waters described in § 11.46 (a) (2), and which is destined for a Canadian port on the same waters, shall be furnished with a duplicate of such pratique for presentation to Canadian quarantine authorities.

[1] The provisions of Subpart I apply at all ports of entry, including border ports.

[S. O. 521-A]

PART 199—EMERGENCY AUTHORITY FOR MOTOR CARRIERS

PART 321—EMERGENCY AUTHORITY FOR WATER CARRIERS

TEMPORARY AUTHORITY AND RATES; PASSENGERS

At a general session of the Interstate Commerce Commission, held at its office in Washington, D. C., on the 27th day of May A. D. 1946.

Upon further consideration of the provisions of Service Order No. 521, and good cause appearing therefor: *It is ordered*, That:

Service Order No. 521, 49 CFR § 199.2 and § 321.2, Motor and Water Carriers—Temporary Authority and Rates— Passengers, be, and it is hereby, vacated and set aside. (23 Stat. 643, 40 Stat. 101, 41 Stat. 476, 49 Stat. 552, 560, 561, 52 Stat. 1238, 54 Stat. 901, 923, 925, 935–937, 943, 304 (e), (f) 308, 310a, 317 (a), 318(a), 906 (d), and (e), 911 and 915)

It is further ordered, That this order shall become effective at 4:00 p. m., May 27, 1946; that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 46-8986; Filed, May 28, 1946; 11:36 a. m.]

Chapter II—Office of Defense Transportation

[Administrative Order ODT 31, Revocation]

PART 503—ADMINISTRATION

DELEGATION OF AUTHORITY

Pursuant to Executive Orders 8989, as amended, 9156, and 9729, *It is hereby ordered*, That Administrative Order ODT 31, § 503.520 (11 F.R. 5752), be, and it is hereby, revoked, effective at 4:00 o'clock, p. m., May 27, 1946.

(E.O. 8989, as amended, 6 F.R. 6725, 8 F.R. 14183; E.O. 9156, 7 F.R. 3349; E.O. 9729, 11 F.R. 5641)

Issued at Washington, D. C., this 27th day of May 1946.

J. M. JOHNSON, *Director, Office of Defense Transportation.*

[F. R. Doc. 46-8919; Filed, May 27, 1946; 3:39 p. m.]

Notices

FEDERAL POWER COMMISSION.

[Docket No. G-494]

KANSAS NATURAL GAS INC.

ORDER GRANTING REHEARING

MAY 21, 1946.

Upon consideration of the application filed on April 29, 1946, by Kansas Natural Gas Inc. ("Applicant"), for a rehearing of the order in this matter dated March 26, 1946, finding Applicant to be a "natural-gas company" within the meaning of the Natural Gas Act and requiring Applicant to file with the Commission an application for a certificate of public convenience and necessity authorizing its transportation and sale of natural gas subject to the jurisdiction of the Commission;

It appearing to the Commission that: Good cause exists for granting such rehearing;

The Commission orders that:

(A) The application for rehearing of said order of March 26, 1946, be and the same is hereby granted, such rehearing to be held at a time and place to be hereafter fixed by the Commission.

(B) Interested State commissions may participate in the rehearing as provided in § 67.4 of the provisional rules of practice and regulations under the Natural Gas Act.

By the Commission.

[SEAL] LEON M. FUQUAY, *Secretary.*

[F. R. Doc. 46-8939; Filed, May 28, 1946; 9:26 a. m.]

INTERSTATE COMMERCE COMMISSION.

[S. O. 396, Gen. Permit 1]

RECONSIGNMENT OF PERISHABLES

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph of Service Order No. 396 (11 F.R. 2193), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 396 insofar as it applies to the reconsignment of any carload shipment of perishables.

This general permit shall become effective at 12:01 p. m., May 25, 1946, and it shall expire at 11:59 p. m., June 5, 1946.

The waybill shall show reference to this general permit.

A copy of this general permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 25th day of May 1946.

V. C. CLINGER, *Director, Bureau of Service.*

[F. R. Doc. 46-8989; Filed, May 28, 1946; 11:36 a. m.]

FEDERAL TRADE COMMISSION.

[Docket No. 4933]

AUTOMATIC CANTEEN CO. OF AMERICA

ORDER APPOINTING TRIAL EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C. on the 27th day of May A. D. 1946.

This matter being at issue and ready for the taking of testimony and the receipt of evidence, and pursuant to authority vested in the Federal Trade Commission,

It is ordered, That Charles B. Bayly, a trial examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered, That the taking of testimony and the receipt of evidence in this proceeding begin on Monday, June 24, 1946, at two o'clock in the afternoon of that day (Central Standard Time), in Room 1123, New Post Office Building, Chicago, Illinois.

Upon the completion of the taking of testimony and the receipt of evidence on behalf of the Federal Trade Commission, the trial examiner is directed to proceed immediately to take testimony and receive evidence on behalf of the respondent. The trial examiner will then close the case and make his report upon the facts; conclusions of fact; conclusions of law; and recommendation for appropriate action by the Commission.

By the Commission.

[SEAL] OTIS B. JOHNSON, *Secretary.*

[F. R. Doc. 46-8959; Filed, May 28, 1946; 11:04 a. m.]

[S. O. 479, Gen. Permit 4]

ICING OF POTATOES

Pursuant to the authority vested in me by paragraph (d) of the first ordering paragraph of Service Order No. 479 (11 F.R. 3367), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

On any refrigerator car, loaded with potatoes, which is placed with cars of other perishables in a position where such cars can be iced, to accord icing in transit with not to exceed five thousand (5,000) pounds of ice.

This general permit shall become effective at 12:01 p. m., May 25, 1946. This general permit shall expire at 11:59 p. m., June 5, 1946.

The waybills shall show reference to this general permit.

A copy of this general permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 25th day of May 1946.

V. C. CLINGER, *Director, Bureau of Service.*

[F. R. Doc. 46-8990; Filed, May 28, 1946; 11:36 a. m.]

[S. O. 524]

UNLOADING OF MACHINERY AT MINNEAPOLIS, MINN.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 27th day of May A. D. 1946.

It appearing, that cars SLSF 53030 and SLSF 50674 containing machinery at Minneapolis, Minnesota, on the Chicago Rock Island and Pacific Railroad Company (Joseph B. Fleming and Aaron Colnon, Trustees), have been on hand for an unreasonable length of time and that the delay in unloading said cars is impeding their use; in the opinion of the Commission an emergency exists requiring immediate action: It is ordered, that:

Machinery at Minneapolis, Minnesota, be unloaded. (a) The Chicago, Rock Island and Pacific Railroad Company (Joseph B. Fleming and Aaron Colnon, Trustees), its agents or employees, shall unload forthwith cars SLSF 53030 and SLSF 50674, containing machinery, now on hand at Minneapolis, Minnesota, consigned to Midwestern Metal Products Company.

(b) *Notice and expiration.* Said carrier shall notify the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where, and by whom such unloading was performed. Upon receipt of that notice this order shall expire. (40 Stat. 101, sec. 402; 41 Stat. 476, sec. 4; 54 Stat. 901, 911; 49 U. S. C. 1 (10)–(17), 15 (2))

It is further ordered, that this order shall become effective immediately; that a copy of this order and direction shall be served upon the Chicago, Rock Island and Pacific Railroad Company (Joseph B. Fleming and Aaron Colnon, Trustees), and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 46-8988; Filed, May 28, 1946; 11:36 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 6120]

AUGUSTA MUTH

In re: Interest in real property owned by Augusta Muth.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Augusta Muth, whose last known address is Frankenburg, Hessen, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: An undivided one-fourth interest, identified as the interest which was inherited from Gabriel Schwaner, deceased, in and to real property situated in West New York, County of Hudson, State of New Jersey, particularly described in Exhibit A, attached hereto and by reference made a part hereof, together with all hereditaments, fixtures, and improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany);

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described in subparagraph 2 hereof, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall this order be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on March 29, 1946.

[SEAL] JAMES E. MARKHAM, *Alien Property Custodian.*

EXHIBIT A

All that certain tract or parcel of land and premises, hereinafter particularly described, situate, lying and being in the Town of West New York, in the County of Hudson and State of New Jersey.

Being part of the premises conveyed to one Richard Warren, now deceased, by Conrad Basserman and wife by deed dated July 22, 1891, and recorded in the Register's Office of the County of Hudson in Book 556 of Deeds, page 410, to which deed reference is made herein for designation of map, blocks, streets and avenues.

Beginning in the southwesterly corner of Seventeenth Street (formerly Niles Avenue), and Park Avenue (formerly Weehawken Avenue), and running thence (1) southwesterly along the westerly line of Park Avenue to a point distant thereon fifty feet at right angles from the southerly line of Seventeenth Street; thence (2) westerly parallel with Seventeenth Street, one hundred feet, more or less, to the westerly line of lot number eighteen (18), thence (3) northerly along said westerly line of lot number eighteen (18), fifty feet to the southerly line of Seventeenth Street and thence (4), easterly along the southerly line of Seventeenth Street, one hundred feet, more or less, to the place of beginning.

[F. R. Doc. 46-8913; Filed, May 27, 1946; 11:42 a. m.]

[Vesting Order 6305]

ERICH ALFRED SCHNEIDER AND FRIEDA SCHNEIDER

In re: Real property owned by Erich Alfred Schneider and Frieda Schneider, also known as Frieda Minna Schneider, Mrs. Alfred Eric Schneider, or Mrs. Frieda Alwins Schneider.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Erich Alfred Schneider and his wife, Frieda Schneider, also known as Frieda Minna Schneider, Mrs. Alfred Eric Schneider, or Mrs. Frieda Alwins Schneider, whose last known address is Gemany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That the property described as follows: Real property consisting of Lots thirty-five (35) and thirty-six (36), in Block sixty-four (64), Denver Addition to the City of Houston, Harris County, Texas, together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country (Germany);

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and

certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described in subparagraph 2 hereof, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The term "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 20, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–8914; Filed, May 27, 1946; 11:42 a. m.]

[Vesting Order 6328]

ADELE BRUMMER

In re: Trust created under the will of Adele Brummer, deceased; File D–28–2145; E. T. sec. 2690)

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Ida Klimek and two daughters, names unknown, of Ida Klimek, and each of them, in and to the Trust created under the will of Adele Brummer, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Ida Klimek, Germany.
Two daughters, names unknown, of Ida Klimek, Germany.

That such property is in the process of administration by the Bank of America National Trust and Savings Association, as Trustee of the Trust created under the will of Adele Brummer, acting under the judicial supervision of the Superior Court of the State of California, in and for the County of Santa Clara;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 23, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–8915; Filed, May 27, 1946; 11:42 a. m.]

[Vesting Order 6329]

ANNA M. DAUTRICH

In re: Estate of Anna M. Dautrich, deceased; File No. D–28–9233; E. T. sec. 12062.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Dora Dautrich Kramer, Margaret Dautrich Lutsch, William Dautrich, Adam Dautrich, Conrad Dautrich, Anna Marie Kelley, Augusta Dautrich and Heinrich Dautrich, and each of them, in and to the estate of Anna M. Dautrich, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Dora Dautrich Kramer, Germany.
Margaret Dautrich Lutsch, Germany.
William Dautrich, Germany.
Adam Dautrich, Germany.
Anna Marie Kelley, Germany.
Augusta Dautrich, Germany.
Heinrich Dautrich, Germany.
Conrad Dautrich, Germany.

That such property is in the process of administration by the Brooks Bank & Trust Company, as administrator d. b. n. of the Estate of Anna M. Dautrich, acting under the judicial supervision of the Court of Probate, District of Torrington, State of Connecticut, and Superior Court for Litchfield County, State of Connecticut;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 23, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–8916; Filed, May 27, 1946; 11:42 a. m.]

OFFICE OF DEFENSE TRANSPORTATION.

[Notice and Order of Termination]

CERTAIN RAILROADS

TERMINATION OF POSSESSION, CONTROL AND OPERATION

Pursuant to Executive Order 9727 (11 F.R. 5461), I hereby determine that possession and control by the United States of the transportation systems, plants, and facilities owned or operated by the carriers by railroad named in the list attached hereto and made a part hereof are no longer necessary to carry out the provisions, and to accomplish the purposes of said Executive order and it is hereby ordered, that:

1. *Termination of possession and control.* Possession and control by the United States of the transportation systems, plants, and facilities owned or operated by the carriers by railroad named in the list attached hereto and made a part hereof, including all real and personal property and other assets of said companies taken and assumed by Executive Order 9727, are hereby terminated and relinquished effective as of 4:00 o'clock p. m., May 26, 1946. No further action shall be required to effect the termination of Government control and relinquishment of possession hereby ordered.

2. *Communications.* Communications concerning this order should be addressed to the Office of Defense Transportation, Washington 25, D. C.

Issued at Washington, D. C., this 26th day of May, 1946.

J. M. JOHNSON.
Director,
Office of Defense Transportation.

LIST

1. Abilene & Southern Railway Company, Texas & Pacific Bldg., Dallas 2, Tex.
2. The Ahnapee and Western Railway Company, Green Bay, Wis.
3. The Akron & Barberton Belt Railroad Company, Barberton, Ohio.
4. The Akron, Canton & Youngstown Railroad Company, 12 East Exchange Street, Akron 8, Ohio.
5. The Alabama Great Southern Railroad Company, Washington 13, D. C.
6. Alabama, Tennessee and Northern Railroad Company, A. T. & N. Bldg., 106 St. Joseph Street, Mobile 8, Ala.
7. Algers, Winslow and Western Railway Company, Indianapolis, Indiana.
8. Allegheny & South Side Railway Company, Pittsburgh, Pa.
9. Alton and Southern Railroad, East St. Louis, Ill.
10. The Alton Railroad Company (Henry A. Gardner, Trustee) 840 West Harrison Street, Chicago 7, Ill.
11. The Ann Arbor Railroad Company, Railway Exchange Bldg., St. Louis 1, Mo.
12. Apalachicola Northern Railroad Company, Barnett National Bank Bldg., Jacksonville, Fla.
13. Asherton and Gulf Railway Company (Guy A. Thompson, Trustee) Missouri Pacific Bldg., St. Louis 3, Mo.
14. Ashley, Drew & Northern Railway Company, Crossett, Ark.
15. Asphalt Belt Railway Company (Guy A. Thompson, Trustee) Missouri Pacific Bldg., St. Louis 3, Mo.
16. The Atchison, Topeka and Santa Fe Railway Company, 80 East Jackson Blvd., Chicago 4, Ill.
17. Atlanta & Saint Andrews Bay Railway Company, Dothan, Ala.
18. Atlanta and West Point Rail Road Company, 4 Hunter St., S. E. Atlanta 3, Ga.
19. Atlanta Terminal Company, Atlanta, Ga.
20. Atlantic and East Carolina Railway Company, Kinston, N. C.
21. Atlantic and Yadkin Railway Company, Greensboro, N. C.
22. Atlantic Coast Line Railroad Company, Wilmington, N. C.
23. The Baltimore and Annapolis Railroad Company, 204–206 West Camden Street, Baltimore 1, Maryland.
24. The Baltimore and Ohio Chicago Terminal Railroad Company, Grand Central Station, Chicago 7, Ill.
25. The Baltimore and Ohio Railroad Company, Baltimore & Ohio Bldg., Baltimore 1, Md.
26. Barre and Chelsea Railroad Company, Montpelier, Vt.
27. The Beaumont, Sour Lake & Western Railway Company (Guy A. Thompson, Trustee), Missouri Pacific Bldg., St. Louis 3, Mo.
28. Beaver, Meade and Englewood Railroad Company, Railway Exchange Bldg., St. Louis, Mo.
29. Belt Railway Company of Chattanooga, Atlanta, Ga.
30. The Belt Railway Company of Chicago, 47 West Polk Street, Chicago 5, Ill.
31. Benwood and Wheeling Connecting Railway Company, Wheeling Steel Corporation Bldg., Wheeling, W. Va.
32. Berlin Mills Railway, Berlin, N. H.
33. Bessemer and Lake Erie Railroad Company, P. O. Box 536, Pittsburgh 30, Pa.
34. Blue Ridge Railway Company, Washington 13, D. C.
35. Boston and Albany Railroad (The New York Central Railroad Company, Lessee), 466 Lexington Avenue, New York 17, N. Y.
36. Boston and Maine Railroad, North Station Bldg., Boston 14, Mass.
37. Brooklyn Eastern District Terminal, 111 Broadway, New York 6, N. Y.
38. Burlington-Rock Island Railroad Company, Union Station, Houston 2, Texas.
39. Bush Terminal Railroad Company, 100 Broad Street, New York 4, N. Y.
40. Butte, Anaconda & Pacific Railway Company, 25 Broadway, New York 4, N. Y.
41. California Western Railroad & Navigation Company, San Francisco, Calif.
42. Camas Prairie Railroad Company, King Street Station, Seattle 4, Wash.
43. Campbell's Creek Railroad Company, Union Trust Bldg., Cincinnati, Ohio.
44. Canadian National Railway Company (Lines in the United States), 360 McGill Street, Montreal, Que.
45. Canton Railroad Company, Canton House, South and Water Streets, Baltimore 2, Md.
46. Carolina and Northwestern Railway Company, Washington 13, D. C.
47. Cedar Rapids and Iowa City Railway, Cedar Rapids, Iowa.
48. Central of Georgia Railway Company (M. P. Callaway, Trustee), Savannah, Ga.
49. The Central Railroad Company of New Jersey (Shelton Pitney and Walter P. Gardner, Trustees), Jersey City Terminal, Jersey City 2, N. J.
50. Central Vermont Railway, Inc., 360 McGill St., Montreal, Que.
51. The Champlain and St. Lawrence Railroad Company (Canadian National Railway Company, Lessee), 360 McGill St., Montreal, Que.
52. Charleston & Western Carolina Railway Company, Wilmington, N. C.
53. Chattanooga Traction Company, Chattanooga, Tenn.
54. The Chesapeake and Ohio Railway Company, Terminal Tower, Cleveland 1, Ohio.
55. Chicago & Eastern Illinois Railroad Company, 332 South Michigan Avenue, Chicago 4, Illinois.
56. Chicago & Illinois Midland Railway Company, Illinois Bldg., Springfield, Ill.
57. Chicago & Illinois Western Railroad, 135 E. 11th Place, Chicago 5, Ill.
58. Chicago and North Western Railway Company, 400 West Madison Street, Chicago 6, Ill.
59. Chicago and Western Indiana Railroad Company, 47 West Polk Street, Chicago 5, Ill.
60. Chicago, Attica & Southern Railroad Company (Charles F. Propst, Receiver), Attica, Indiana.
61. Chicago Aurora and Elgin Railroad Company (Arthur L. Schwartz, Trustee), Chicago 3, Ill.
62. Chicago, Burlington & Quincy Railroad Company, 547 West Jackson Blvd., Chicago 6, Ill.
63. Chicago Great Western Railway Company, 309 West Jackson Blvd., Chicago 6, Ill.
64. Chicago, Indianapolis and Louisville Railway Company, 608 S. Dearborn St., Chicago 5, Ill.
65. Chicago Junction Railway (The Chicago River and Indiana Railroad Company, Lessee), 466 Lexington Ave., New York 17, N. Y.
66. Chicago, Milwaukee, St. Paul and Pacific Railroad Company, Union Station, Chicago 6, Ill.
67. Chicago North Shore and Milwaukee Railroad Company (John B. Gallagher and Edward J. Quinn, Trustees), 79 West Monroe Street, Chicago 3, Ill.
68. Chicago Produce Terminal Company, 135 East 11th Place, Chicago, Ill.
69. Chicago Short Line Railway Company, South Chicago, Ill.
70. Chicago South Shore and South Bend Railroad, Michigan City, Indiana.
71. The Chicago River and Indiana Railroad Company, 466 Lexington Ave., New York 17, N. Y.
72. The Chicago, Rock Island and Pacific Railway Company (Joseph B. Fleming, and Aaron Colnon, Trustees), LaSalle Street Station, Chicago 5, Ill.
73. Chicago, Saint Paul, Minneapolis and Omaha Railway Company, 400 West Madison St., Chicago 6, Ill.
74. Chicago Union Station Company, 210 So. Canal Street, Chicago, Ill.
75. Chicago, West Pullman & Southern Railroad Company, 180 North Michigan Avenue, Chicago 1, Ill.
76. Cincinnati, Burnside & Cumberland River Railway Company, Washington 13, D. C.
77. The Cincinnati, New Orleans and Texas Pacific Railway Company, Washington 13, D. C.
78. The Cincinnati Union Terminal Company, 1301 Freeman Ave., Cincinnati, Ohio
79. The Cleveland Union Terminals Company, 1324 West Third Street, Cleveland 13, Ohio
80. Clinchfield Railroad Company, Erwin, Tennessee
81. The Colorado and Southern Railway Company, C. A. Johnson Bldg., Denver 2, Colo.
82. The Colorado & Wyoming Railway Company, Continental Oil Bldg., Denver, Colorado
83. Columbia & Cowlitz Railway Company, Tacoma, Wash.
84. Columbia, Newberry and Laurens Railroad Company, Columbia, S. C.
85. Columbia Union Station Company, Columbia, S. C.
86. Columbus and Greenville Railway Company, Columbus, Miss.
87. Copper Ranger Railroad Company, Houghton, Mich.
88. Cornwall Railroad Company, Lebanon, Pa.
89. Cowlitz, Chehalis & Cascade Railway, Chehalis, Wash.

90. Cumberland and Pennsylvania Railroad Company, Baltimore 2, Md.
91. Curtis Bay Railroad Company, Baltimore & Ohio Bldg., Baltimore 1, Md.
92. The Cuyahoga Valley Railway Company, 3551 Jennings Road, Cleveland 1, Ohio.
93. Danville and Western Railway Company, Washington 13, D. C.
94. The Delaware and Hudson Railroad Corporation, 230 Park Avenue, New York 17, N. Y.
95. The Delaware, Lackawanna and Western Railroad Company, 140 Cedar Street, New York 6, N. Y.
96. Delray Connecting Railroad Company, Detroit, Michigan
97. The Denver and Intermountain Railroad Company, Denver 2, Colo.
98. The Denver and Rio Grande Western Railroad Company (Wilson McCarthy and Henry Swan, Trustees) Rio Grande Bldg., Denver 1, Colo.
99. The Denver and Salt Lake Railway Company, Denver National Bldg., Denver 2, Colo.
100. Des Moines & Central Iowa Railroad, Des Moines, Iowa.
101. Des Moines Union Railway Company, Union Station Bldg., Chicago 6, Ill.
102. Detroit and Mackinac Railway Company, Tawas City, Mich.
103. The Detroit and Toledo Shore Line Railroad Company, Detroit 26, Michigan.
104. Detroit Terminal Railroad Company, Detroit, Mich.
105. Detroit, Toledo and Ironton Railroad Company, Michigan Ave. at Schaefer Rd., Dearborn, Mich.
106. Donora Southern Railroad Company, Cleveland 5, Ohio.
107. Duluth, Missabe and Iron Range Railway Company, Wolvin Bldg., Duluth 2, Minn.
108. The Duluth, South Shore and Atlantic Railway Company (Edward A. Whitman and P. L. Solether, Trustees), First National Soo Line Bldg., Minneapolis 2, Minn.
109. Duluth, Winnipeg and Pacific Railway Company, Montreal, Que.
110. The East Broad Top Railroad and Coal Company, 1421 Chestnut Street, Philadelphia, Pa.
111. East Erie Commercial Railroad, Erie, Pa.
112. East St. Louis Junction Railroad Company, Livestock Exchange Bldg., National Stock Yards, Ill.
113. East Tennessee and Western North Carolina Railroad Company, Johnson City, Tenn.
114. Elgin, Joliet and Eastern Railway Company, 208 South LaSalle Street, Chicago 4, Ill.
115. Erie Railroad Company, Midland Bldg., Cleveland, Ohio.
116. Escanaba and Lake Superior Railroad Company, Wells, Mich.
117. The Federal Valley Railroad Company, 466 Lexington Avenue, New York 17, N. Y.
118. Florida East Coast Railway Company (Scott M. Loftin and John W. Martin, Trustees), Jacksonville 1, Fla.
119. Fonda, Johnstown and Gloversville Railroad Company, Gloversville, N. Y.
120. Fore River Railroad Corporation, Quincy, Mass.
121. Fort Dodge, Des Moines & Southern Railway Company, Boone, Ia.
122. The Fort Street Union Depot Company, General Motors Bldg., Detroit 2, Mich.
123. Fort Worth and Denver City Railway Company, 307 West 6th St., Fort Worth 2, Texas.
124. Frankfort & Cincinnati Railroad Company, Frankfort, Ky.
125. Gainesville Midland Railroad Company, P. O. Box 1675, Atlanta, Ga.
126. Galveston, Houston and Henderson Railroad Company, Galveston, Texas.
127. Georgia & Florida Railroad (W. V. Griffin and H. W. Purvis, Receivers), Augusta, Ga.
128. Georgia Rail Road & Banking Company Operated as the Georgia Railroad by Lessees: Atlantic Coast Line Railroad Company; Louisville and Nashville Railroad Company, 4 Hunter St., S. E., Atlanta 3, Ga.
129. Georgia Southern and Florida Railway Company, Washington 13, D. C.
130. Grand Trunk Western Railroad Company, 360 McGill Street, Montreal, Que.
131. Great Northern Railway Company, 175 East Fourth Street, St. Paul 1, Minn.
132. Green Bay and Western Railroad Company, Green Bay, Wis.
133. Gulf, Colorado and Santa Fe Railway Company, Galveston, Tex.
134. Gulf, Mobile and Ohio Railroad Company, 104 St. Francis Street, Mobile 13, Ala.
135. Harriman and Northeastern Railroad Company, Washington 13, D. C.
136. Helena Southwestern Railroad Company, 33 S. Clark St., Chicago 3, Ill.
137. High Point, Randleman, Asheboro and Southern Railroad Company, Washington 13, D. C.
138. Houston and Brazos Valley Railway Company (Guy A. Thompson, Trustee), Missouri Pacific Bldg., St. Louis 3, Missouri.
139. Houston Belt & Terminal Railway Company, Union Station Bldg., Houston 2, Tex.
140. Hudson & Manhattan Railroad Company, 30 Church Street, New York, N. Y.
141. The Huntingdon and Broad Top Mountain Railroad and Coal Company, P. O. Box 391, Huntingdon, Pa.
142. Illinois Northern Railway, 180 North Michigan Avenue, Chicago 1, Illinois.
143. Illinois Terminal Railroad Company, Central Terminal Bldg., 710 North 12th Blvd., St. Louis 1, Mo.
144. Indiana Harbor Belt Railroad Company, 466 Lexington Ave., New York 17, N. Y.
145. The Indianapolis Union Railway Company, Union Station, Indianapolis, Ind.
146. International-Great Northern Railroad Company (Guy A. Thompson, Trustee), Missouri Pacific Bldg., St. Louis 3, Mo.
147. Interstate Railroad Company, Andover, Virginia.
148. Jacksonville Terminal Company, Jacksonville, Fla.
149. The Jay Street Connecting Railroad, 71 Water Street, New York, N. Y.
150. The Kansas City Connecting Railroad Company, Live Stock Exchange Bldg., Kansas City, Mo.
151. Kansas City, Kaw Valley Railroad, Inc., Kansas City, Mo.
152. The Kansas City Southern Railway Company, Kansas City Southern Bldg., Kansas City 6, Mo.
153. Kansas City Terminal Railway Company, Union Station, Kansas City 8, Mo.
154. Kansas, Oklahoma & Gulf Railway Company, Muskogee, Okla.
155. Kelley's Creek and Northwestern Railroad Company, Western Reserve Bldg., West 9th and Superior Ave., Cleveland, Ohio
156. Kewaunee, Green Bay and Western Railroad Company, Green Bay, Wisconsin
157. Lackawanna and Wyoming Valley Railroad Company, Scranton 5, Pa.
158. Lake Champlain and Moriah Rail Road Company, Port Henry, N. Y.
159. Lake Superior & Ishpeming Railroad Company, Marquette, Mich.
160. The Lake Terminal Railroad Company, Grant Bldg., Pittsburgh 19, Pa.
161. Lancaster and Chester Railway Company, Lancaster, S. C.
162. The LaSalle and Bureau County Railroad Company, La Salle, Ill.
163. Lehigh and New England Railroad Company, Bethlehem, Pa.
164. Lehigh Valley Railroad Company, 143 Liberty Street, New York 6, N. Y.
165. Litchfield and Madison Railway Company, 114–116 St. Louis St., Edwardsville, Ill.
166. Live Oak, Perry & Gulf Railroad Company, Foley, Fla.
167. The Long Island Rail Road Company, Broad Street Station Bldg., 1617 Pennsylvania Blvd., Philadelphia 4, Pa.
168. Longview, Portland & Northern Railway Company, Longview, Wash.
169. The Lorain & West Virginia Railway Company, 626 Huron Road, Cleveland 15, Ohio.
170. Los Angeles Junction Railway Company, 4500 Downey Road, Los Angeles 11, Calif.
171. Louisiana & Arkansas Railway Company, 114 West 11th St., Kansas City 6, Mo.
172. The Louisiana and North West Railroad Company, Little Rock, Ark.
173. Louisiana Southern Railway Company, New Orleans 17, La.
174. Louisville & Jeffersonville Bridge and Railroad Company, 466 Lexington Ave., New York 17, N. Y.
175. Louisville and Nashville Railroad Company, 908 W. Broadway, Louisville 1, Ky.
176. Macon, Dublin & Savannah Railroad Company, Norfolk 10, Va.
177. Maine Central Railroad Company, Portland 4, Me.
178. Manistee and Northeastern Railway Company, Manistee, Mich.
179. Manufacturers' Junction Railway Company, Chicago, Ill.
180. Manufacturers Railway Company, 2927 So. Broadway, St. Louis 18, Mo.
181. Maryland and Pennsylvania Railroad Company, Baltimore, Md.
182. McKeesport Connecting Railroad Company, Suite 2515 Grant Bldg., 330 Grant St., Pittsburgh, Pa.
183. Meridian and Bigbee River Railway Company (J. C. Floyd, Trustee), Meridian, Miss.
184. The Midland Terminal Railway Company, Colorado Springs, Colo.
185. Midland Valley Railroad Company, Muskogee, Okla.
186. Mineral Range Railroad Company (Edward A. Whitman and P. L. Solether, Trustees), First National Soo Line Bldg., Minneapolis 2, Minn.
187. The Minneapolis & St. Louis Railway Company, Northwestern Bank Bldg., Minneapolis 2, Minn.
188. Minneapolis Eastern Railway Company, Minneapolis, Minn.
189. Minneapolis, Northfield and Southern Railway, Minneapolis 3, Minn.
190. Minneapolis, St. Paul & Sault Ste. Marie Railroad Company, First National Soo Line Bldg., Minneapolis 2, Minn.
191. The Minnesota Transfer Railway Company, 2071 University Ave., St. Paul 4, Minn.
192. Minnesota Western Railway Company, Minneapolis, Minn.
193. Mississippi Central Railroad Company, Scranton, Pa.
194. Missouri and Arkansas Railway Company, Harrison, Ark.
195. Missouri-Illinois Railroad Company, Missouri Pacific Bldg., St. Louis 3, Mo.
196. Missouri-Kansas-Texas Railroad Company, Railway Exchange Bldg., St. Louis 1, Mo.
197. Missouri-Kansas-Texas Railroad Company of Texas, Railway Exchange Bldg., St. Louis 1, Mo.
198. Missouri Pacific Railroad Company (Guy A. Thompson, Trustee), Missouri Pacific Bldg., St. Louis 3, Mo.
199. Monessen Southwestern Railway Company, Monessen, Pa.
200. The Monongahela Connecting Railroad Company, 311 Ross St., Pittsburgh 19, Pa.
201. The Monongahela Railway Company, Pittsburgh, Pa.
202. Montour Railroad Company, Pittsburgh 22, Pa.
203. Mount Hood Railroad Company, Hood River, Oregon.
204. The Nashville, Chattanooga & St. Louis Railway, Nashville 3, Tenn.
205. New Iberia & Northern Railroad Company (Guy A. Thompson, Trustee), Missouri Pacific Bldg., St. Louis 3, Mo.

206. The New Jersey and New York Railroad Company (Peter Duryee, Trustee), 50 Church Street, New York 7, N. Y.
207. New Orleans and Northeastern Railroad Company, Washington 13, D. C.
208. New Orleans Public Belt Railroad, Municipal Bldg., New Orleans 10, La.
209. New Orleans Terminal Company, Washington 13, D. C.
210. New Orleans, Texas & Mexico Railway Company (Guy A. Thompson, Trustee), Missouri Pacific Bldg., St. Louis 3, Mo.
211. The New York Central Railroad Company, 466 Lexington Ave., New York 17, N. Y.
212. The New York, Chicago and St. Louis Railroad Company, Terminal Tower, Public Square, Cleveland 1, Ohio.
213. New York Dock Railway, 44 Whitehall St., New York 4, N. Y.
214. The New York, New Haven and Hartford Railroad Company (Howard S. Palmer, James Lee Loomis, and Henry B. Sawyer, Trustees), 71 Meadow St., New Haven 6, Conn.
215. New York, Ontario and Western Railway Company (Raymond L. Gebhardt and Ferdinand J. Sieghardt, Trustees), 39 Broadway, New York 6, N. Y.
216. New York, Susquehanna and Western Railroad Company (Henry K. Norton, Trustee), 160 Market Street, Paterson 1, N. J.
217. Niagara Junction Railway Company, Buffalo, N. Y.
218. Norfolk and Portsmouth Belt Line Railroad Company, Norfolk, Virginia.
219. Norfolk and Western Railway Company, Roanoke 17, Va.
220. Norfolk Southern Railway Company, Terminal Station, 1200 E. Main St., Norfolk, Va.
221. Northampton and Bath Railroad Company, 2515 Grant Bldg., Pittsburgh 19, Pa.
222. Northeast Oklahoma Railroad Company, Miami, Okla.
223. Northern Pacific Railway Company, 5th and Jackson Streets, St. Paul 1, Minn.
224. The Northern Pacific Terminal Company of Oregon, Union Station, Portland 9, Oregon.
225. Northwestern Pacific Railroad Company, 65 Market Street, San Francisco 5, Calif.
226. The Ogden Union Railway and Depot Company, Ogden, Utah.
227. Oklahoma City-Ada-Atoka Railway Company, Muskogee, Okla.
228. The Orange & Northwestern Railroad Company (Guy A. Thompson, Trustee), Missouri Pacific Bldg., St. Louis 3, Mo.
229. Oregon & Northwestern Railroad Co., Burns, Oreg.
230. Oregon, California & Eastern Railway Company, San Francisco 5, Calif.
231. Oregon Electric Railway Company, Portland 7, Oreg.
232. Oregon Pacific and Eastern Railway Company, Cottage Grove, Oreg.
233. Oregon Trunk Railway, Portland 7, Ore.
234. Pacific Electric Railway Company, Pacific Electric Bldg., Los Angeles 14, Calif.
235. Panhandle and Santa Fe Railway Company, Amarillo, Texas.
236. Paris and Mt. Pleasant Railroad Co., Paris, Tex.
237. Patapsco & Black Rivers Railroad Company, Sparrows Point, Md.
238. The Pecos Valley Southern Railway Company, Texas & Pacific Bldg., Dallas 2, Texas.
239. The Pennsylvania Railroad Company, Broad St. Station Bldg., 1617 Pennsylvania Blvd., Philadelphia 4, Pa.
240. Pennsylvania-Reading Seashore Lines, Reading Terminal, Philadelphia 1, Pa.
241. Peoria and Pekin Union Railway Company, Union Station, Peoria 2, Ill.
242. Pere Marquette Railway Company, General Motors Bldg., Detroit 2, Mich.
243. Petaluma and Santa Rosa Railroad Company, 65 Market St., San Francisco 5, Calif.
244. Philadelphia, Bethlehem and New England Railroad Company, Bethlehem, Pa.
245. Piedmont and Northern Railway Company, Charlotte, N. C.
246. Pittsburgh, Allegheny & McKees Rocks Railroad Company, McKees Rocks, Pa.
247. The Pittsburgh and Lake Erie Railroad Company, 466 Lexington Ave., New York 17, N. Y.
248. The Pittsburg & Shawmut Railroad Company, Kittanning, Pa.
249. The Pittsburgh & West Virginia Railway Company, Wabash Bldg., Pittsburgh 22, Pa.
250. Pittsburgh, Chartiers & Youghiogheny Railway Company, Pittsburgh, Pa.
251. The Pittsburg, Shawmut and Northern Railroad Company (Thomas C. Buchanan and Robert C. Sproul, Jr., Receivers), St. Marys, Pa.
252. Port Angeles Western Railroad Company, Port Angeles, Wash.
253. Port Huron and Detroit Railroad Company, Port Huron, Mich.
254. Portland Electric Power Company (Thos. W. Delzell and R. L. Clark, Independent Trustees), 1605 S. E. Water Avenue, Portland, Oregon.
255. Portland Terminal Company, Portland, Me.
256. Port Terminal Railroad Association, Houston, Texas.
257. The Port Utilities Commission of Charleston, S. C., Charleston, S. C.
258. The Pueblo Union Depot and Railroad Company, Pueblo, Colo.
259. Pullman Railroad Company, 707 East 111th St., Chicago 28, Ill.
260. Quanah, Acme & Pacific Railway Company, Quanah, Texas.
261. Rapid City, Black Hills & Western Railroad Company, Rapid City, S. Dak.
262. Raritan River Rail Road Company, New York, N. Y.
263. Reading Company, Reading Terminal, Philadelphia 1, Pa.
264. Richmond, Fredericksburg and Potomac Railroad Company, Richmond, Va.
265. Rio Grande City Railway Company (Guy A. Thompson, Trustee), Missouri Pacific Bldgs., St. Louis 3, Mo.
266. The River Terminal Railway Company, 3100 E. 45th St., Cleveland 4, Ohio.
267. Roscoe, Snyder and Pacific Railway Company, Roscoe, Texas.
268. Rutland Railroad Company (William E. Navin and Albert A. Cree, Trustees), Rutland, Vt.
269. St. Clair Tunnell Company, 360 McGill St., Montreal, Que.
270. The St. Johnsbury & Lake Champlain Railroad Company (John E. Willis, Trustee), Montpelier, Vt.
271. St. Johns River Terminal Company, Washington 13, D. C.
272. St. Joseph Terminal Railroad Company, 803 So. 4th St., St. Joseph 24, Mo.
273. St. Joseph Union Depot Company, St. Joseph, Mo.
274. The St. Louis, Brownsville and Mexico Railway Company (Guy A. Thompson, Trustee), Missouri Pacific Bldg., St. Louis, 3, Mo.
275. St. Louis, San Francisco and Texas Railway Company, Transportation Bldg., Fort Worth 2, Texas
276. St. Louis-San Francisco Railway Company (Frank A. Thompson, Trustee), Frisco Bldg., St. Louis 1, Mo.
277. St. Louis Southwestern Railway Company (Berryman Henwood, Trustee), Cotton Belt Bldg., St. Louis 2, Mo.
278. St. Louis Southwestern Railway Company of Texas (Berryman Henwood, Trustee), Cotton Belt Bldg., St. Louis 2, Mo.
279. The St. Paul Union Depot Company, St. Paul, Minn.
280. Salt Lake City Union Depot and Railroad Company, Salt Lake City, Utah.
281. San Antonio Southern Railway Company (Guy A. Thompson, Trustee), Missouri Pacific Bldg., St. Louis 3, Mo.
282. San Antonio, Uvalde & Gulf Railroad Company (Guy A. Thompson, Trustee), Missouri Pacific Bldg., St. Louis 3, Mo.
283. San Benito and Rio Grande Valley Railway Company (Guy A. Thompson, Trustee), Missouri Pacific Bldg., St. Louis 3, Mo.
284. San Diego & Arizona Eastern Railway Company, 65 Market St., San Francisco 5, Calif.
285. Sand Springs Railway Company, Sand Springs, Okla.
286. San Francisco and Napa Valley Railroad, 815 Third St., Napa, Calif.
287. Savannah & Atlanta Railway Company, Savannah, Ga.
288. Seaboard Air Line Railway Company (L. R. Powell, Jr., and Henry W. Anderson, Receivers), S. A. L. Ry. Bldg., Norfolk 10, Va.
289. Sierra Railroad Company, San Francisco, Calif.
290. South Buffalo Railway Company, Lackawanna, N. Y.
291. South Omaha Terminal Railway Company, Omaha, Nebr.
292. Southern Pacific Company, 65 Market St., San Francisco 5, Calif.
293. Southern Railway Company, Washington 13, D. C.
294. Spokane International Railroad Company, Spokane, Washington
295. Spokane, Portland and Seattle Railway Company, Portland 7, Oreg.
296. Spokane Union Station, Spokane, Wash.
297. State of California Operating State Belt Railroad, Foot of Battery St., San Francisco 11, Calif.
298. The Staten Island Rapid Transit Railway Company, 25 Broadway, New York, N. Y.
299. State University Railroad Company, c/o Southern Railway Company, Washington 13, D. C.
300. Steelton & Highspire Railroad Company, Steelton, Pa.
301. Sugar Land Railway Company (Guy A. Thompson, Trustee), Missouri Pacific Bldg., St. Louis 3, Mo.
302. Tavares and Gulf Railroad Company, Norfolk 10, Va.
303. Tennessee, Alabama & Georgia Railway Company, Chattanooga 2, Tenn.
304. Tennessee Railroad Company, Oneida, Tenn.
305. Terminal Railroad Association of St. Louis, Union Station, St. Louis, Mo.
306. Terminal Railway, Alabama State Docks, Mobile, Ala.
307. Texas and New Orleans Railroad Company, 913 Franklin Ave., Houston, Texas
308. The Texas and Pacific Railway Company, Texas & Pacific Bldg., Dallas 2, Texas
309. Texas City Terminal Railway Company, Texas City, Okla.
310. The Texas Mexican Railway Company, 2104 Alamo Natl. Bank Bldg., San Antonio 5, Texas
311. Texas-New Mexico Railway Company, Texas & Pacific Bldg., Dallas 2, Texas
312. Texas Pacific-Missouri Pacific Terminal Railroad of New Orleans, St. Louis, Mo.
313. Texas Short Line Railway Company, Texas & Pacific Bldg., Dallas 2, Texas
314. Toledo Terminal Railroad Company, Toledo, Ohio.
315. Tooele Valley Railway Company, Kerns Bldg., Salt Lake City 10, Utah.
316. Union Depot Company (Columbus, Ohio), Columbus 15, Ohio.
317. Union Pacific Railroad Company, 15th & Dodge Streets, Omaha 2, Nebr.
318. Union Railroad Company (Pittsburgh, Pa.), 1119 Frick Bldg., Pittsburgh, Pa.

319. Union Railway Company (Memphis, Tenn.), Memphis, Tenn.
320. The Union Terminal Company, Dallas 2, Texas.
321. The United States and Canada Rail Road Company (Canadian National Railway Company, Lessee), 360 McGill St., Montreal, Que.
322. Utah Railway Company, Newhouse Bldg., Salt Lake City, Utah.
323. The Virginian Railway Company, Norfolk 10, Va.
324. Wabash Railroad Company, Railway Exchange Bldg., St. Louis 1, Mo.
325. Walla Walla Valley Railway Company, L. C. Smith Bldg., Seattle, Wash.
326. The Washington Terminal Company, Union Station, Washington, D. C.
327. Waterloo, Cedar Falls & Northern Railroad, Waterloo, Iowa.
328. The Weatherford, Mineral Wells and Northwestern Railway Company, Texas & Pacific Bldg., Dallas 2, Texas.
329. The Western Pacific Company, 526 Mission St., San Francisco 5, Calif.
330. The Western Railway of Alabama, 4 Hunter St. S. E., Atlanta 3, Ga.
331. The Wheeling and Lake Erie Railway Company, 626 Huron Road, Cleveland 15, Ohio.
332. Wichita Falls & Southern Railroad Company, Wichita Falls, Tex.
333. The Wichita Valley Railway Company, 307 West 6th St., Fort Worth 2, Texas.
334. Willamina and Grand Ronde Railway Co., Longview, Wash.
335. Yadkin Railroad Company, Washington 13, D. C.
336. Yakima Valley Transportation Company, Yakima, Wash.
337. The Youngstown and Northern Railroad Company, Frick Bldg., Pittsburgh, Pa.

[F. R. Doc. 46-8938; Filed, May 27, 1946; 4:47 p. m.]

[Notice and Order of Termination]

ILLINOIS CENTRAL RAILROAD CO.

TERMINATION OF POSSESSION, CONTROL AND OPERATION OF THE TRANSPORTATION SYSTEM, PLANTS, AND FACILITIES

Pursuant to Executive Order 9602 (10 F.R. 10957), I hereby determine that possession and control by the United States of the transportation system, plants, and facilities of the Illinois Central Railroad Company are no longer necessary to carry out the provisions and to accomplish the purposes of said Executive order, and, it is hereby ordered, that:

1. *Termination of possession and control.* Possession and control by the United States of the transportation system, plants, and facilities of the Illinois Central Railroad Company, including all real and personal property and other assets of said company taken and assumed pursuant to Executive Order 9602, and the notice and order of the Director of the Office of Defense Transportation, issued August 23, 1945, are hereby terminated and relinquished, effective as of 4:00 o'clock p. m., May 27, 1946. No further action shall be required to effect the termination of Government control and relinquishment of possession hereby ordered.

2. *Communications.* Communications concerning this order should be addressed to the Office of Defense Transportation, Washington 25, D. C.

Issued at Washington, D. C., this 27th day of May 1946.

J. M. JOHNSON,
Director,
Office of Defense Transportation.

[F. R. Doc. 46-8924; Filed, May 27, 1946; 3:39 p. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File No. 70-1278]

SOUTHERN CALIFORNIA WATER CO.

NOTICE OF FILING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 27th day of May A. D. 1946.

Notice is hereby given that an application and an amendment thereto have been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 by Southern California Water Company ("Southern"), a subsidiary of American States Utilities Corporation, a registered holding company.

Notice is further given that any interested person may not later than the 11th day of June, 1946, at 5:30 p. m., e. d. s. t., request the Commission in writing that a hearing be held on such filing stating the reasons for the request and the nature of his interest or may request that he be notified if the Commission should order a hearing thereon. Any time thereafter said application as filed, or as amended, may be approved as provided in Rule U-23 under the act or the Commission may exempt such transactions as provided in Rule U-20 (a) and Rule U-100 thereof. Any such request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania.

All interested persons are referred to said documents which are on file in the offices of the Commission for a statement of the transactions therein proposed which are summarized as follows:

Southern proposes to purchase from Gardena Heights Water Company certain physical properties constituting a small water system for the price of $7,000 cash. No accounts receivable will be acquired and no liabilities will be assumed. Said properties are presently being operated by Gardena Heights Water Company as a mutual water company. Southern states that if the proposed acquisition is consummated, said properties will be connected with the system of Southern at a cost estimated at approximately $200, and that Southern will further expend approximately $2,200 improving the system so acquired.

The application and amendment thereto are submitted pursuant to sections 9 (a) (1) and 10 of the act, and request exemption of the proposed transactions pursuant to Rule U-100.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-8942; Filed, May 28, 1946; 9:26 a. m.]

[File No. 70-1293]

IOWA PUBLIC SERVICE CO. AND SIOUX CITY GAS AND ELECTRIC CO.

NOTICE OF FILING AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 23d day of May A. D. 1946.

Notice is hereby given that Iowa Public Service Company ("Iowa"), a public utility and registered holding company, and its parent, Sioux City Gas and Electric Company ("Sioux City") also a public utility and registered holding company, have filed a joint application and declaration pursuant to the Public Utility Holding Company Act of 1935.

All interested persons are referred to said joint application and declaration which are on file in the offices of the Securities and Exchange Commission for a statement of the transactions therein proposed, which may be summarized as follows:

1. Iowa proposes to issue and sell, pursuant to the competitive bidding requirements of Rule U-50 promulgated under the act, the following securities:

(a) $13,750,000 principal amount of 30-year __% First Mortgage Bonds (due 1976), the interest rate on said bonds (a multiple of ⅛ of 1% but not in excess of 3%) and the price to be received by Iowa to be determined by the competitive bidding:

(b) 42,500 shares of new _ % Preferred Stock of the par value of $100 per share, the dividend rate (a multiple of not less than 1/20 of 1% but not in excess of 4%) and the price to Iowa to be determined by the competitive bidding.

2. Iowa proposes to borrow $1,750,000 from a bank or banks on notes due $750,000 one year from the date of issue and $100,000 semi-annually thereafter, with interest at a rate not to exceed 2% per annum.

3. Iowa proposes to offer to its common stockholders pro rata, the right to subscribe to 137,333 shares of its Common Stock of the par value of $15 per share, on the basis of one share of such additional Common Stock for each three shares of Common Stock held of record and at a price to be determined by the Board of Directors. Iowa will issue to the holders of its Common Stock transferable Subscription Warrants evidencing such subscription rights but exercisable only in amounts calling for full shares of additional Common Stock. The subscription rights will be exercisable upon issue and will expire about 12 days after the date of issue.

4. Pursuant to said pro rata subscription privilege Sioux City, which now owns 58.05% of the outstanding Common Stock of Iowa, proposes to acquire 79,722 shares of such additional Common Stock of Iowa. In addition, Sioux City may acquire from Iowa up to but not exceeding 15,000 shares of such additional Common Stock, representing shares not subscribed for by other holders of Subscription Warrants, at a price equal to the subscription price for such shares determined by Iowa's Board of Directors as aforesaid.

The proceeds of such sale of Bonds, Notes, Preferred Stock and Common Stock are proposed to be used to redeem

and retire outstanding bonds, debentures and preferred stock of Iowa as follows:

	Principal or stated amount outstanding	Redemption price	Funds required, exclusive of accrued interest or dividends
		Percent	
First mortgage bonds, 3¾ percent series due 1969 (Aug. 1, 1969)	$13,753,000	104	$14,303,120
Debentures, 5 percent series due Mar. 1, 1958	1,442,000	103	1,485,260
First preferred stock:			
20,453 shares of $6.00 stock		*Dollars*	
8,577 shares of $6.50 stock	3,841,146	105	4,046,910
14,512 shares of $7.00 stock			
Second preferred stock ($7)	1,247,000	100	1,247,800
Total	20,283,946		21,083,080

and to pay for expenses incident to the financing and necessary capital improvements and/or for additional working capital and/or to prepay the $750,000 note maturing June 1947 in whole or in part.

In connection with its program of refinancing, Iowa proposes to amend its charter in the following respects: increase its authorized capital stock; create a new class of preferred stock known as Cumulative Preferred Stock of the par value of $100 per share; provide restrictions on common stock dividends; authorize further amendments to the charter on or after the date fixed for the redemption of the presently outstanding preferred stocks so as to reduce the capital of the company by the amount of capital represented by such presently outstanding preferred stocks and to eliminate all provisions relating to the presently outstanding preferred stocks.

The applicants-declarants have designated sections 6 (a), 7, 9, 10, 12 (c) and 12 (f) of the act and Rules U-42, U-43 and U-50 as being applicable to the proposed transactions.

It appearing to the Commission that it is appropriate in the public interest and in the interest of investors and consumers that a hearing be held with respect to the matters set forth in said application - declaration and that said application - declaration should not be granted or permitted to become effective except pursuant to further order of this Commission:

It is ordered, That a hearing on said application-declaration, under the applicable provisions of said act and the rules of the Commission promulgated thereunder, be held at 10:00 a. m., e. d. s. t., on the 4th day of June, 1946, at the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. On such date, the hearing room clerk in Room 318 will advise as to the room in which such hearing will be held. Any person desiring to be heard or otherwise wishing to participate in these proceedings shall file with the Secretary of the Commission on or before June 3, 1946 his request or application therefor as provided by Rule XVII of the Commission's rules of practice.

It is further ordered, That Allen MacCullen, or any other officer or officers of the Commission designated by it for that purpose shall preside at the hearing in such matter. The officer so designated to preside at any such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of the act and to a Trial Examiner under the Commission's rules of practice.

It is further ordered, That, without limiting the scope of the issues presented by such filing, particular attention will be directed at such hearing to the following matters and questions:

1. Whether the securities proposed to be issued and sold by Iowa are reasonably adapted to the earning power of Iowa and to the security structure of Iowa and other companies in the same holding company system and are necessary and appropriate to the economical and efficient operation of the business or businesses in which Iowa is engaged.

2. Whether the terms and conditions of the issue and sale of the securities of Iowa are detrimental to the public interest or the interest of investors or consumers.

3. Whether the proposed acquisition by Sioux City of additional shares of the common stock of Iowa and the price to be paid for such shares, including the price to be paid by Sioux City for up to 15,000 shares not subscribed for by other holders of Subscription Warrants, are in conformity with the applicable standards of the act.

4. Whether the fees, commissions or other remuneration to be paid in connection with the proposed transactions are for necessary services and are reasonable in amount.

5. Whether the proposed amendments to the Articles of Incorporation of Iowa with respect to its Common and Preferred Shares will result in an unfair or inequitable distribution of voting power among holders of its securities, or are otherwise detrimental to the public interest or the interest of investors or consumers.

6. Whether it is necessary or appropriate to impose terms or conditions in the public interest or for the protection of investors or consumers in connection with the proposed transactions.

7. Whether the proposed accounting entries to be recorded in connection with the proposed transactions are proper and conform to sound accounting principles.

8. Generally, whether, in any respect, the proposed transactions are detrimental to the public interest or to the interest of investors or consumers or will tend to circumvent any provisions of the act or the rules, regulations or orders promulgated thereunder.

It is further ordered, That the Secretary of the Commission shall serve notice of the aforesaid hearing by mailing a copy of this order by registered mail to Iowa Public Service Company, Sioux City Gas and Electric Company and the Federal Power Commission, and that notice of said hearing shall be given to all persons by general release of this Commission which shall be distributed to the press and mailed to the mailing list for releases issued under the Public Utility Holding Company Act of 1935; and that further notice be given to all persons by publication of this order in the FEDERAL REGISTER.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-8940; Filed, May 28, 1946; 9:26 a. m.]

[File No. 70-1298]

NORTHERN NATURAL GAS CO. AND PEOPLES NATURAL GAS CO.

NOTICE OF FILING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 27th day of May 1946.

Notice is hereby given that Northern Natural Gas Company, a registered holding company, and its wholly owned subsidiary, Peoples Natural Gas Company, have filed a joint declaration pursuant to sections 6 and 7 of the Public Utility Holding Company Act of 1935 and the rules and regulations promulgated thereunder.

Notice is further given that any interested person may, not later than June 10, 1946, at 5:30 p. m., e. d. s. t., request the Commission in writing that a hearing be held on such matter, stating the reasons for such request and the nature of his interest or may request that he be notified if the Commission should order a hearing thereon. At any time thereafter, said declaration may be permitted to become effective as provided in Rule U-23 of the rules and regulations promulgated under said act. Any such request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania.

All interested persons are referred to the declaration, which is on file in the offices of the Commission, for a statement of the transaction therein proposed, which is summarized as follows:

Northern Natural Gas Company proposes to voluntarily reduce the interest rate to be paid by Peoples Natural Gas Company on the latter company's presently outstanding 4½%, unsecured Series A Promissory Notes in the aggregate principal amount of $550,000 owned by Northern Natural Gas Company, maturing serially each year from 1946 to 1953, inclusive, from the present interest rate of 4½% per annum to 3% per annum. Said reduction in interest rate is to be effective as of January 1, 1946.

Declarants state that applications for approval of the proposed transactions have been filed with the State Corporation Commission of Kansas and the Nebraska State Railway Commission, the only state commissions having jurisdiction over the proposed transactions.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-8945; Filed, May 28, 1946; 9:26 a. m.]

[File No. 70-1305]

AMERICAN GAS AND ELECTRIC CO.

NOTICE REGARDING FILING

At a regular session of the Securities and Exchange Commission, held at its

office in the City of Philadelphia, Pa., on the 24th day of May A. D. 1946.

Notice is hereby given that a declaration has been filed by American Gas and Electric Company, a registered holding company subsidiary of Electric Bond and Share Company, also a registered holding company, pursuant to the applicable provisions of the Public Utility Holding Company Act of 1935 and the rules and regulations promulgated thereunder.

Notice is further given that any interested person may, not later than June 4, 1946, at 5:30 p. m., e. d. s. t., request the Commission in writing that a hearing be held on such matter, stating the reasons for such request and the nature of his interest, or may request that he be notified if the Commission should order a hearing thereon. At any time thereafter, such declaration as filed or as amended may be permitted to become effective pursuant to Rule U-23 of the rules and regulations promulgated pursuant to said act. Any such request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania.

All interested persons are referred to said document, which is on file in the office of this Commission, for a statement of the transactions, therein proposed, which are summarized as follows:

American Gas and Electric Company proposes to redeem 204,000 shares of its 4¾% cumulative preferred stock at the redemption price of $110 per share, plus accrued dividends to the redemption date. Such redemption price will total $22,440,000, exclusive of accrued dividends. The redemption provisions relating to such stock require a thirty day notice of the intention to redeem. American Gas and Electric Company desires to effect the proposed transactions in order to employ a major portion of the proceeds from the sale of its investments in The Scranton Electric Company and the West Pittston-Exeter Railroad Company, which sale was consummated on or about May 8, 1946. Total proceeds from such sale, after deducting estimated expenses of $57,851, amounted to $26,474,497.

American Gas and Electric Company has requested that the Commission enter an order permitting said declaration to become effective by June 5, 1946. The company has designated section 12 (c) of the act and Rule U-42 as applicable to the proposed transaction.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-8941; Filed, May 28, 1946; 9:26 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[Order 47 Under 3 (c), Amdt. 1]

MODERN STEEL CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to § 1499.3 (c) of the General Maximum Price Regulation, *It is ordered:*

In Order No. 47 under § 1499.3 (c) of the General Maximum Price Regulation, paragraph (d) is amended to read as follows:

(d) The maximum net prices, f. o. b. point of shipment, to dealers by any person other than the Modern Steel Co. of the commodities covered in this order shall be the maximum prices specified in (a) less a discount of 40 percent.

This amendment shall become effective May 28, 1946.

Issued this 27th day of May 1946.

PAUL A. PORTER, *Administrator.*

[F. R. Doc. 46-8880; Filed, May 27, 1946; 11:33 a. m.]

[Rev. SO 119, Order 230]

CRANE CO.

AUTHORIZATION OF MAXIMUM PRICES

Order No. 230 under Revised Supplementary Order No. 119. Authorization of maximum prices for sales of brass plumbing fixture fittings and trimmings manufactured by Crane Company of Chicago, Illinois. Docket No. 6123-SO 119-126.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to Revised Supplementary Order No. 119, it is ordered:

(a) *Maximum prices for sales of brass plumbing fixture fittings and trimmings by the Crane Company of Chicago, Illinois.* (1) The maximum list prices, f. o. b. point of manufacture, for sales to Crane Company branches and plumbing and heating jobbers of the following specified items of brass plumbing fixture fittings and trimmings manufactured by the Crane Company of Chicago, Ill., shall be:

Plate No.:	Maximum list price
2-300	*$9.83
C-4344	12.55
2-321	*19.25
2-320	*19.65
C-4393	12.76
C-4285	*14.53
C-4285U	*14.95
C-4412	4.82
C-4669	8.30
C-4875-B	2.47
8-50—rough brass	1.16
8-50—finished brass	1.41
8-50—chrome plated	1.58
8-51—rough brass	1.21
8-51—finished brass	1.50
8-51—chrome plated	1.67
8-53	1.58
8-54	1.71
8-56	1.91
8-57	1.97
8-75	5.75
8-76	5.85
8-30	1.97
8-35	2.68
C-31955	4.70
8-15	6.62
8-16	4.05
C-32279	6.88
C-32282	6.88
C-32283	9.35
8-21	6.31
8-22	$4.05
9-30	*6.53
8-12	*5.54
8-10	*17.54
9-51	4.14
C-33585	*9.78
C-33880	3.03
C-32380	3.05
C-33800-B	1.64
C-33800-C	1.84
C-32608	1.05
C-32609	1.05
C-32611	1.32
8-695—17"	2.70
C-33666	2.20
8-690	3.60
8-705	6.64
8-708	7.14
8-700	*9.87
C-32741	*9.36
C-32820	8.63

(2) The maximum list prices, f. o. b. point of manufacture, for sales to Crane Company branches and plumbing and heating jobbers of all other items of brass plumbing fixture fittings and trimmings manufactured by the Crane Company shall be the list prices in effect on October 1, 1941 increased by the following amounts:

	Percent
(i) Brass plumbing fixture supply fittings and trimmings	19.5
(ii) Brass plumbing waste fittings and trimmings	17.5
(iii) Combination brass plumbing fixture supply and waste fittings and trimmings	17.5
(iv) Stops	17.0

(3) The maximum list prices specified in (1) and (2) above are subject to the following successive discounts:

	Percent
(i) On non-asterisk items	20-5
(ii) On asterisk items	25-5

(b) *Maximum prices for reseller.* (1) The maximum net prices, f. o. b. point of shipment for sales by any person to plumbing and heating contractors, installers and commercial and industrial users of the following items of brass plumbing fixture fittings and trimmings manufactured by the Crane Company of Chicago, Illinois, shall be:

Plate No.:	Maximum net price
2-300	$9.50
C-4344	11.85
2-321	19.25
2-320	19.65
C-4393	12.85
C-4285	14.50
C-4285U	14.95
C-4412	4.70
C-4669	7.90
C-4875-B	2.35
8-50—rough brass ½" Pl. end	1.05
8-50—finished brass ½" Pl. end	1.30
8-50—C. P. ½" Pl. end	1.45
8-51—rough brass, hose end ½"	1.10
8-51—finished brass, hose end ½"	1.40
8-51—C. P. hose end ½"	1.50
8-53	1.50
8-54	1.65
8-56	1.90
8-57	1.95
8-75	5.75
8-76	5.85
8-30	1.95
8-35	2.65
C-31955	4.20
8-15	6.60
8-16	4.05
C-32279	6.80
C-32282	6.80
C-32283	9.15
8-21	$6.25
8-22	4.05
9-30	6.35
8-12	5.20
8-10	16.80
9-51	3.95
C-33585	9.00
C-33880	2.80
C-32380	3.05
C-33800-B	1.50
C-33800-C	1.65
C-32608	1.00
C-32609	1.00
C-32611	1.15
8-695—17" (each)	2.70
C-33666 (each)	2.20
8-690 (each)	3.60
8-705 (pair)	6.65
8-708 (pair)	7.15
8-700 (pair)	9.65
C-32741	9.10
C-32820	8.55

(2) The maximum net prices, f. o. b. point of shipment for sales by any person to plumbing and heating contractors, installers and commercial and industrial users of the items of brass plumbing fixtures fittings and trimmings for which the manufacturer has determined his maximum prices under paragraph (a) (2) of this order shall be his properly established maximum price in effect to each class of purchaser on May 27, 1946, plus the actual dollars-and-cents increase in acquisition cost resulting from the adjustment granted the manufacturer by this order on such items.

(c) The maximum prices set forth in (a) and (b) above shall be subject to discounts and allowances including transportation allowances and price differentials which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to each class of purchaser on commodities in the same general category.

(d) The manufacturer shall notify, in writing, at or before the issuance of the first invoice after the effective date of this order of the maximum prices established by this order on sales to such purchasers and the maximum prices or method for determining maximum prices established by this order for such purchasers upon resale.

(e) The Crane Company shall submit to the Office of Price Administration on or before September 15, 1946, an analysis of sales of the commodities covered by this order for the months June, July, August 1946.

(f) All prayers for relief not granted herein are denied.

(g) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective May 28, 1946.

Issued this 27th day of May 1946.

PAUL A. PORTER, *Administrator.*

[F. R. Doc. 46-8912; Filed, May 27, 1946; 11:33 a. m.]

[MPR 120, Amdt. 20 to Order 1548]

ELLIOT COAL MINING CO. ET AL.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and in accordance with § 1340.212 (c) of Maximum Price Regulation No. 120; *It is ordered:*

Order No. 1548 under Maximum Price Regulation No. 120 is hereby amended in the following respects:

Paragraph (a) is amended by adding thereto the following in the manner indicated:

Producer and address	Mine name	Mine index number	Location and name of preparation plant through which coals are prepared
•	•	•	•
McGraw & Bindley, 1723 Oliver Bldg., Pittsburgh, Pa.	Oak Ridge No. 2	1605	Oak Ridge No. 4 preparation plant ½ mile east of Hastings, Pa., on the Pennsylvania Railroad.

This Amendment No. 20 to Order No. 1548 under Maximum Price Regulation No. 120 shall become effective May 28, 1946.

Issued this 27th day of May 1946.

PAUL A. PORTER, *Administrator.*

[F. R. Doc. 46-8882; Filed, May 27, 1946; 11:34 a. m.]

[MPR 120, Order 1661]

EARL BICKMEIER AND JAMES BROS. COAL CO.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton for the indicated uses and shipments as set forth herein. All are in District No. 4. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.215 and all other provisions of Maximum Price Regulation No. 120.

EARL BICKMEIER, FLUSHING, OHIO, BICKMEIER NO. 2 MINE, NO. 8 SEAM, MINE INDEX NO. 4285, HARRISON COUNTY OHIO, SUBDISTRICT 1 FOR ALL METHODS OF SHIPMENT, DEEP MINE, RAIL SHIPPING POINT: PIEDMONT, OHIO

	Size group Nos.												
	1	2	3	3A	4	5	6	7	8	9	10	11	12
Rail shipments and railroad fuel	331	331	311	311	311	311	296	261	251	286	------	------	296
Truck shipment	386	386	386	346	346	316	316	291	281	316	------	------	316

THE JAMES BROTHERS COAL CO., MAGNOLIA, OHIO, JAMES NO. 3 MINE, NO. 5 SEAM, MINE INDEX NO. 4284, COSHOCTON COUNTY, OHIO, SUBDISTRICT 4 FOR RAIL SHIPMENT AND RAILROAD FUEL, SUBDISTRICT 4B FOR TRUCK SHIPMENT, STRIP MINE, RAIL SHIPPING POINT: FRESNO, OHIO

Rail shipments and railroad fuel	325	325	310	310	310	310	290	250	240	280	235	------	290
Truck shipment	370	370	370	330	330	265	265	230	220	265	------	------	265

This order shall become effective May 28, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 27th day of May 1946.

PAUL A. PORTER, *Administrator.*

[F. R. Doc. 46-8883; Filed, May 27, 1946; 11:34 a. m.]

[MPR 120, Order 1670]

N. J. BODE AND VALLEY CAMP COAL CO.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton for the indicated uses and shipments as set forth herein. All are in District No. 6. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups.

The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.217 and all other provisions of Maximum Price Regulation No. 120.

N. J. BODE, 223 S. JEFFERSON AVE., CANNONSBURG, PA., BONNIE NO. 1 MINE, PITTSBURGH NO. 8 SEAM, MINE INDEX NO. 1002, BROOKE COUNTY, W. VA., RAIL SHIPPING POINT: COLLIERS, W. VA., STRIP MINE

	Size Group Nos.							
	1, 2	3, 4, 5	6	7, 8	9	10	12	
Rail shipment and railroad fuel all uses	338	313	308	273	313	243	308	
Truck shipment	383	368	313	288	----	----	----	

THE VALLEY CAMP COAL CO., WESTERN RESERVE BLDG., CLEVELAND, OHIO, VALLEY CAMP NO. 5 MINE, PITTSBURGH NO. 8 SEAM, MINE INDEX NO. 1099, OHIO COUNTY, W. VA., RAIL SHIPPING POINT: ELM GROVE, W. VA., DEEP MINE

Rail shipment and railroad fuel all uses	338	313	308	273	313	243	308
Truck shipment	383	378	323	288	----	----	----

This order shall become effective May 28, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 27th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8884; Filed, May 27, 1946; 11:34 a. m.]

[MPR 120, Order 1671]

DELMONT FUEL CO. AND WILLIS COAL CO.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton for the indicated uses and shipments as set forth herein. All are in District No. 3. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.214 and all other provisions of Maximum Price Regulation No. 120.

DELMONT FUEL COMPANY, 409 BANK & TRUST BLDG. GREENSBURG, PA., DELMONT NO. 11 MINE, PEERLESS SEAM, MINE INDEX NO. 2218, NICHOLAS COUNTY, W. VA., RAIL SHIPPING POINT, DELMONT NO. 11 MINE, W. VA., DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 1

	Size group Nos.				
	1	2	3	4	5
Price classification	A	A	A	A	A
Rail shipment and railroad fuel	418	378	353	343	343
Truck shipment	388	383	353	348	328

WILLIS COAL COMPANY, THOMAS MT. ROUTE, HOGOS, W. VA., FLYDALE MINE, H. V. KITTANNING SEAM, MINE INDEX NO. 706,[1] WEBSTER COUNTY, W. VA., RAIL SHIPPING POINT, ERBACON, W. VA., DEEP MINE

Price classification	D	D	D	D	D
Rail shipment and railroad fuel	318	313	288	298	293
Truck shipment [1]	318	313	283	278	268

[1] Previously established.

This order shall become effective May 28, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 27th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8885; Filed, May 27, 1946; 11:34 a. m.]

[MPR 120, Order 1672]

ENTERPRISE COAL CO.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton for the indicated uses and shipments as set forth herein. All are in District No. 10. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and State. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad locomotive fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.221 and all other provisions of Maximum Price Regulation No. 120.

ENTERPRISE COAL CO., 307 N. MICHIGAN AVE., CHICAGO ILL., ENTERPRISE DU QUOIN STORAGE PILE, NO. 6 SEAM, MINE INDEX NO. 2628, PERRY COUNTY, ILL., RAIL SHIPPING POINT: DU QUOIN, ILL., STORAGE PILE, DU QUOIN SUBDISTRICT

	Size Group Nos.	
	13, 14	15
Rail shipments	195	1

ENTERPRISE COAL CO., 307 N. MICHIGAN AVE., CHICAGO, ILL., ENTERPRISE URAH ORCHARD STORAGE PILE, NO. 5 SEAM, MINE INDEX NO. 2660, WILLIAMSON COUNTY, ILL., RAIL SHIPPING POINT: MARION ILL., STORAGE PILE, SOUTHERN SUBDISTRICT

Size group Nos. 13, 14	
Rail shipments	10

This order shall become effective May 28, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 27th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8886; Filed, May 27, 1946; 11:34 a. m.]

[MPR 188, Revocation of Order 178]

WARWICK FURNITURE MFG. CO.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of MPR 188, *It is ordered:*

Order No. 178 under § 1499.158 of Maximum Price Regulation No. 188 is hereby revoked.

This order shall become effective on the 27th day of May 1946.

Issued this 27th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8889; Filed, May 27, 1946; 11:37 a. m.]

[MPR 188, Amdt. 1 to Order 4 Under Order 4418]

B. T. CRUMP CO., INC.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to Order No. 4418 under § 1499.159b of Maximum Price Regulation No. 188; *It is ordered,* That Order No. 4 under Order No. 4418 under § 1499.159b of Maximum Price Regulation No. 188 be, and it hereby is amended in the following respects:

1. The table of adjustment charges in paragraph (a) is amended to read as follows:

Article	Adjustment charge on sales to purchasers buying at the appropriate one of the following discounts from the manufacturer's list price		
	50+5 percent	50+10 percent	50+20 percent
FOOL-TEX SEAT COVERS (UNIVERSAL)			
Coupe:			
Cotton matting, No. 85	$0.51	$0.69	$0.26
Fibre, Nos. 105, 106, 107, 109	.44	.62	.20
Coach:			
Cotton matting, No. 85	1.69	1.89	1.10
Fibre, Nos. 105, 106, 107, 109	1.60	1.92	1.02
Sedan:			
Cotton matting, No. 85	1.41	1.41	1.10
Fibre, Nos. 105, 106, 107, 109	1.60	1.92	1.02
Coach and sedan fronts:			
Cotton matting, No. 85	.51	.69	.26
Fibre, Nos. 105, 106, 107, 109	.44	.62	.20
ALL FIBRE SEAT COVERS (TAILOR MADE)			
Quantity cuttings:			
Coupe—2-pass.			
Material No. 83	.77	.73	.65
Material Nos. 105, 106, 107, 109	.96	.91	.81
Coach or 5-pass. coupe:			
Material No. 83	.81	.76	.68
Material Nos. 105, 106, 107, 109	1.14	1.08	.96
Sedan, material Nos. 105, 106, 107, 109	.68	.65	.57
Small cuttings:			
Coupe—2-pass.:			
Material No. 83	.59	.56	.49
Material Nos. 105, 106, 107, 109	.75	.71	.63
Coach—1 div. back:			
Material No. 83	.62	.59	.52
Material Nos. 105, 106, 107, 109	1.05	.99	.88
Coach, 8/10, or 5-pass., coupe: Material Nos. 105, 106, 107, 109	.77	.73	.65

2. The following is added as a new paragraph at the end of paragraph (b):

The provisions of Supplementary Order No. 153 shall not apply to sales of articles covered by this order.

This amendment shall become effective on May 28, 1946.

Issued this 27th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8892; Filed, May 27, 1946; 11:35 a. m.]

[MPR 188, Order 22 under Order 4418]

LIPSCHULTZ BROS.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to Order No. 4418 under § 1499.159b of Maximum Price Regulation No. 188, it is ordered:

(a) *Manufacturer's maximum prices.* Lipschultz Bros., of 317 Sibley Street, St. Paul, Minnesota, may sell and deliver to jobbers, the articles listed below which it manufactures, at prices no higher than its maximum prices for such sales in effect immediately prior to the issuance of this order, increased by the appropriate one of the following amounts: Universal Automobile Seat Covers (Kartex Brand):

Group No.	Description	Adjustment charge
1	Coupe	$0.75
2	do	.90
5	Coach	1.46
6	do	1.35
30	do	1.35
7	do	1.46
8	do	1.63
16	do	1.48
17	do	1.63
19	do	1.63
19 A R	do	1.61
9	Sedan	1.53
10	do	1.43
11	do	1.41
12	do	1.39
13	do	1.51
21	do	.98
22	do	1.48
5 F	Coach (front seat, coupe)	.67
6 F	do	.51
30 F	do	.51
7 F	do	.73
8 F	do	.63
16 F	do	.51
17 F	do	.63
19 F	do	.63
9 F	Sedan (front seat, coupe)	.72
10 F	do	.63
11 F	do	.58
12 F	do	.43
13 F	do	.53
21 F	do	.33
22 F	do	.33

(b) *Reseller's maximum prices.* (1) Each reseller shall calculate his maximum resale prices for articles covered by this order by adding to his invoice cost, the same percentage markup which he has on the "most comparable article" for which he has a properly established maximum price. For the purposes of this order, the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a maximum price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called by OPA Form 620-759 with regard to how he determined his maximum price, for so long as the Emergency Price Control Act of 1942, as amended remains in effect.

If the maximum resale price cannot be determined under the above method, the reseller shall apply to the Office of Price Administration for the establishment of a maximum price under § 1499.3 (c) of the General Maximum Price Regulation. Maximum prices established under that section will reflect the suppliers' prices as adjusted in accordance with this order.

(2) The provisions of Supplementary Order No. 153 shall not apply to sales of articles covered by this order.

(c) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's terms, discounts, allowances, and other price differentials, in effect during March 1942, or which have been properly established under the applicable OPA regulation.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale, showing a price adjusted in accordance with the terms of this order, the seller shall notify the purchaser in writing of the methods established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles covered by this order. This notice may be given in any convenient form.

(e) *Revocation of amendment.* This order may be revoked or amended by the Price Administrator at any time.

(f) *Effective date.* This order shall become effective on the 28th day of May 1946.

Issued this 27th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8893; Filed, May 27, 1946; 11:36 a. m.]

[MPR 188, Order 5012]

DECORATIVE FIGURINES CORP.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Decorative Figurines Corporation, 28 East 22nd Street, New York 10, New York.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturers to—		For sales by any person to consumers
		Jobbers	Retailers	
Painted plaster figurine lamp on polished wood base with dotted paper parchment shade	2841	*Each* $2.12	*Each* $2.50	*Each* $4.50

These maximum prices are for the articles described in the manufacturer's application dated April 20, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effec-

tive date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 28th day of May 1946.

Issued this 27th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8894; Filed, May 27, 1946; 11:35 a. m.]

[MPR 188, Order 5013]

PARVIN MFG. CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Parvin Manufacturing Company, 1155 South San Pedro Street, Los Angeles 15, Calif.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturers to—		For sales by any person to consumers
		Jobber	Retailer	
Pottery horse head table lamp with polished hardwood base	240	*Each* $4.15	*Each* $4.88	*Each* $8.75

These maximum prices are for the articles described in the manufacturer's application dated April 16, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2%, 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 28th day of May 1946.

Issued this 27th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8895; Filed, May 27, 1946; 11:35 a. m.]

[MPR 188, Order 5015]

BULLOCK'S INC.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Bullock's Inc., Broadway, Hill and 7th Street, Los Angeles 55, Calif.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturers to—		For sales by any person to consumers
		Jobber	Retailer	
Figurine table lamp	Blackamoor	*Each* $27.10	*Each* $31.88	*Each* $57.10

These maximum prices are for the articles described in the manufacturer's application dated March 20, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model Number -----
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 28th day of May 1946.

Issued this 27th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8897; Filed, May 27, 1946; 11:37 a. m.]

[MPR 188, Order 5014]

MARYLAND METAL SPINNING & FINISHING CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Maryland Metal Spinning and Finishing Company, 220 North Eutaw Street, Baltimore, Md.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturers to—		For sales by any person to consumers
		Jobbers	Retailers	
Colonial brass table lamp with marble base and with parchment shade	1o	*Each* $0.04	*Each* $4.75	*Each* $8.55

These maximum prices are for the articles described in the manufacturer's application dated April 24, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model Number ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 28th day of May 1946.

Issued this 27th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8896; Filed, May 27, 1946; 11:37 a. m.]

[MPR 389, Order 68]

DOUBLE "O" SAUSAGE CORP. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES

On April 22, 1946, Double "O" Sausage Corporation, 1139 West 47th Street, Chicago, Illinois, filed an application for the establishment of maximum prices on sales of the sausage products known as "Medium-Dry Cervelat" and "Semi-Dry Goteborg or Farmer Sausage" and made in accordance with the individual secret formulae submitted by the applicant. That application was assigned Docket No. 6036.3-389-2(a)-91.

Due consideration has been given to the application and an opinion in support of this order has been issued simultaneously herewith and filed with the Division of the Federal Register.

For the reasons set forth in the opinion, and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328, and pursuant to the provisions of section 2 (a) (6) of Maximum Price Regulation No. 389, *It is ordered:*

(a) That the maximum prices other than at retail for the sausage products known as "Medium-Dry Cervelat" and "Semi-Dry Goteborg or Farmer Sausage" and made by Double "O" Sausage Corporation in accordance with the individual formulae submitted to the Office of Price Administration with the application for this Order, except that boneless processing beef, cutter and canner grade may be substituted as the respective beef ingredient of each formulae, if desired, shall be determined by the seller as follows:

(1) The base prices for these products are established at the following amounts per hundredweight:

Medium-Dry Cervelat	$30.75
Semi-Dry Goteborg or Farmer Sausage	29.75

NOTE: If sold not boxed, 50 cents per cwt. must be deducted from the above price.

(2) To the base price should be added the proper zone differential provided in section 12 (b) of Maximum Price Regulation No. 389 for sausage which is not Kosher sausage, all beef sausage or sausage containing meat and meat by-products from swine only. In determining the proper zone differential to be added, the zone description provided in section 14 of Maximum Price Regulation No. 389 shall be used.

(3) That to the sum of the base price plus the applicable zone differential the "Permitted additions to base prices" provided in section 12 (c) of Maximum Price Regulation No. 389 may be added when applicable.

(b) That with the first delivery of "Medium-Dry Cervelat" or "Semi-Dry Goteborg or Farmer Sausage" to a wholesaler, peddler-truck-seller, or intermediate distributor Double "O" Sausage Corporation shall supply each such seller with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for "Medium-Dry Cervelat" and "Semi-Dry Goteborg or Farmer Sausage" have been established by the Office of Price Administration at the following base prices per hundredweight:

Medium-Dry Cervelat	$30.75
Semi-Dry Goteborg or Farmer Sausage	29.75

To these may be added the zone differential provided in section 12 (b) of MPR 389 (see section 14 for zone boundaries) plus the permitted additions of section 12 (c). We are required to inform you that if you are a wholesaler, a peddler-truck-seller, or an intermediate distributor you must figure your ceiling prices for those products pursuant to the same sections of Maximum Price Regulation No. 389.

(c) That with the first delivery of "Medium-Dry Cervelat" and "Semi-Dry Goteborg or Farmer Sausage" to a retailer the seller shall supply such retailer with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for "Medium-Dry Cervelat" and "Semi-Dry Goteborg or Farmer Sausage" have been established by the Office of Price Administration. We are required to inform you that if you are a retailer, you must figure your ceiling price for these items in accordance with the provisions of Maximum Price Regulation No. 336.

(d) That all pertinent provisions of Maximum Price Regulation No. 389, including the descriptive labeling and invoicing provisions of section 4, the recording and reporting provisions of section 6, and the definitions of section 13, in addition to the pricing provisions of paragraphs (b) and (c) of section 12 shall be applicable to all sales made under this order.

(e) All prayers of this application not herein granted are denied.

(f) This Order No. 68 may be revoked or amended by the Price Administrator at any time.

This Order No. 68 shall become effective May 28, 1946.

Issued this 27th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8898; Filed, May 27, 1946; 11:38 a. m.]

[MPR 591, Corr. to Order 511]

MILCOR STEEL CO.

Correction to order No. 511 under section 16 (b) (1) under maximum price regulation No. 591. Milcor Steel Co. of Milwaukee, Wis. Docket No. 6123–591.16–106.

Wherever "7.6 percent" appears in Order No. 511, and also in the opinion thereof, it is corrected to read "8.6 percent."

Issued this 27th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8901; Filed, May 27, 1946; 11:40 a. m.]

[MPR 591, Order 532]

SPIR-O-FREEZ CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591: *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following display and storage Frozen Food case manufactured by the Spir-O-Freeze Company of Staten Island, New York City, and described in the application dated April 29, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
Porcelain freezer, 46 cubic feet—1 hp. condensing unit	$1,344	$1,568	$2,240

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of items in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above.

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Spir-O-Freez Company shall stencil on the display and storage frozen food case covered by this order, substantially the following:

OPA Maximum Retail Price—$2,240.00

Plus freight and crating as provided in Order No. 532 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 28, 1946.

Issued this 27th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8902; Filed, May 27, 1946; 11:38 a. m.]

[MPR 591, Order 533]

LIGHTS, INC.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following frozen food chest manufactured by Lights, Incorporated and as described in the application dated March 25, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
21½ cubic feet-zero cold frozen food chest	$49.56	$64.25	$91.75

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of items in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers including allowable transportation and crating charges.

(f) Lights, Incorporated shall stencil on the lid or cover of the frozen food chest covered by this order, substantially the following:

OPA Maximum Retail Price $91.75

Plus freight and crating as provided in Order No. 533 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 28, 1946.

Issued this 27th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8903; Filed, May 27, 1946; 11:38 a. m.]

[MPR 591, Order 534]

CUB WATER HEATER CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum price, excluding Federal Excise Tax, for sales by any person to consumers of the following portable electric water heaters manufactured by Cub Water Heater Corporation of Chicago, Illinois and described in its application which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Model A, 3½ gallon portable electric water heater, galvanized tank, double heating element $37.00

(b) The maximum net price, excluding Federal Excise Tax, f. o. b. point of shipment, for sales by any person to dealers shall be the maximum price specified in (a) above less a discount of 25 percent.

(c) The maximum net price excluding Federal Excise Tax, f. o. b. point of shipment, for sales by any person to jobbers shall be the maximum price specified in (a) above less a discount of 40 percent.

(d) The maximum prices established by this order are subject to such cash discounts, transportation allowances and price differentials at least as favorable as those which each seller extended or rendered or would have extended or rendered during March 1942 on sales of commodities in the same general category.

(e) The maximum prices on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(f) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers, except dealers, upon resale.

(g) The Cub Water Heater Corporation shall attach to each water heater covered by this order a tag containing the following:

OPA Maximum Retail Price
Not installed, including actual Federal Excise Tax paid at source $------.
Do Not Detach

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 28, 1946.

Issued this 27th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8904; Filed, May 27, 1946; 11:38 a. m.]

[MPR 591, Order 535]

STAR HEATER CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum price, excluding federal excise tax, for sales by any person to consumers of the following gas fired storage water heaters manufactured by The Star Heater Company of Dallas, Texas, and described in its application dated November 17, 1945, shall be:

Number 2, 20 gallon automatic gas fired storage water heater, galvanized tank, insulated, with safety pilot and thermostat $57.00

(b) The maximum net price, f. o. b. point of shipment, excluding federal excise tax, for sales by any person to dealers shall be the maximum price specified in (a) above less a discount of 33⅓ percent.

(c) The maximum net price, f. o. b. point of shipment, excluding federal excise tax, for sales by any person to jobbers shall be the maximum price specified in (a) above less successive discounts of 33⅓ and 25 percent.

(d) The maximum price established by this order is subject to such further cash discounts, transportation allowances and price differentials at least as favorable as those which each seller extended or rendered or would have extended or rendered during March 1942 on sales of commodities in the same general category.

(e) The maximum prices on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(f) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers, except dealers, upon resale.

(g) The Star Heater Company shall attach to each water heater covered by this order a tag containing the following:

OPA Maximum Retail Price Not Installed, including actual Federal excise tax paid at source, $------.

(Do Not Detach)

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 28, 1946.

Issued this 27th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8905; Filed, May 27, 1946; 11:39 a. m.]

[MPR 591, Order 536]

HOME UTILITIES CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices for sales by any person to consumers of the following steel kitchen cabinet units, manufactured by Home Utilities Company, Ozone Park, New York, and as described in its application dated April 20, 1946, shall be:

ENAMELED STEEL SINK CABINET UNITS WITH LINOLEUM TOP, VITREOUS CHINA SINK WITH FAUCETS AND STRAINER

Model	Size	Doors	Drawers	Price
3421	42" x 25" x 36"	3	1	$114.65
3542	54" x 25" x 36"	3	2	130.00
3540	54" x 25" x 36"	3	(1)	155.84
4602	60" x 25" x 36"	4	2	146.66

[1] Double sink.

(b) On sales to jobbers by any person, the maximum net prices, f. o. b. point of shipment, shall be the net prices specified in (a) above less a discount of 50 and 5 percent.

(c) On sales to dealers by any person, the maximum net prices, f. o. b. point of shipment, shall be the net prices specified in (a) above less a discount of 40 percent.

(d) In Addition to the discounts provided for in (a) and (b) above, the maximum net prices established by this order shall be subject to discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(e) The maximum prices on an installed basis of the commodity covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251, as amended.

(f) Each seller covered by this order except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers, except dealers, upon resale.

(g) The Home Utilities Company, Ozone Park, New York, shall stencil on each Steel Cabinet Unit covered by this Order, substantially the following:

OPA Maximum Retail Price Uninstalled $----

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 28, 1946.

Issued this 27th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8906; Filed May 27, 1946; 11:39 a. m.]

[MPR 591, Order 537]

MELARD MFG. CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum list price, f. o. b. point of shipment, for sales by any person to plumbing and heating contractors, installers, commercial and industrial users of the following commodity manufactured by the Melard Manufacturing Corporation, Long Island City, New York, and described in its application dated April 3, 1946, shall be:

Lavatory centerset supply fitting, 4" center to center, model M–01, cast brass, chrome plated and polished, including chain and rubber stopper, less P. O. plug $4.61

(b) The maximum net price, f. o. b. point of shipment, for sales by any person to plumbing and heating jobbers shall be the maximum list price specified in (a) above less successive discounts of 20 and 5 percent.

(c) The maximum net prices specified in (a) and (b) above for sales by the Melard Manufacturing Corporation shall be f. o. b. point of manufacture with actual freight allowed up to $1.50 per cwt. on shipments of 150 pounds or more.

(d) The maximum prices established by this order shall be subject to discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered

or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(e) The maximum prices on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(f) Each seller covered by this order shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale.

(g) The maximum prices approved under this order include all price increases authorized by section 2.6 of Order 48 under Maximum Price Regulation No. 591 to date and may not be further increased pursuant to the provisions of that order as are in effect as of the date of this order.

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 28, 1946.

Issued this 27th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8907; Filed, May 27, 1946; 11:39 a. m.]

[MPR 591, Order 538]

HEYDEN KINETIC PRODUCTS CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum price, excluding federal excise tax, for sales by any person to consumers of the following gas or oil fired water heater manufactured by Heyden Kinetic Products Company of Los Angeles, California, and described in its application dated December 17, 1945, shall be:

Model G-250, 150 gallon capacity, steel tank, oil or gas fired	$686.10

(b) The maximum net price, f. o. b. point of shipment, excluding federal excise tax, for sales by any person to dealers shall be the maximum price specified in (a) above less a discount of 15 percent.

(c) The maximum net price, f. o. b. point of shipment, excluding federal excise tax, for sales by any person to jobbers shall be the maximum price specified in (a) above less successive discounts of 15 and 10 percent.

(d) The maximum prices established by this order are subject to such further cash discounts, transportation allowances and price differentials at least as favorable as those which each seller extended or rendered or would have extended or rendered during March 1942 on sales of commodities in the same general category.

(e) The maximum prices on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(f) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers, except dealers, upon resale.

(g) Heyden Kinetic Products Company shall attach to each water heater covered by this order a tag containing the following:

OPA maximum retail price, not installed, including actual federal excise tax paid at source $_____

Do Not Detach

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 28, 1946.

Issued this 27th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8908; Filed, May 27, 1946; 11:39 a. m.]

[MPR 591, Order 539]

PARAGON UTILITIES

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to the provisions of section 13 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum list prices, f. o. b. point of shipment, for sales by any person of the following kitchen sink cabinet units complete with plumbing fixture and trim manufactured by the Paragon Utilities and described in its application dated April 17, 19 and 20, 1946, shall be:

(1) *On sales to consumers:*

NuDual 544	$166.60
NuDual 544-2	166.60
Chiefton 142	191.66
Tredor 054 with AA bowls	179.33
Tredor 054 with BB bowls	189.00
Steeltop 641	168.15
Marine 54	128.04

(2) On sales to dealers, the maximum net prices, f. o. b. point of shipment, shall be the list prices specified in (a) (1) above less a discount of 40 percent with an additional discount of 5 percent granted on carload shipment.

(b) In addition to the discounts provided for in (a) above, the maximum prices established by this order are subject to discounts, allowances including transportation allowances, and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(c) The maximum prices on an installed basis of the commodities covered by this order, except on sales to consumers, shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(d) Each seller of the commodities covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice of the effective date of this order and the maximum prices established for such purchasers, except a dealer, upon resale.

(e) The Paragon Utilities shall stencil in a conspicuous place on each of its kitchen sink cabinet units covered by this order the following:

OPA Maximum Consumer Price—$_____

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 28, 1946.

Issued this 27th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8909; Filed, May 27, 1946; 11:40 a. m.]

[MPR 591, Order 540]

CARRIER CORP.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 540 under section 16 of Maximum Price Regulation 591. Docket No. 6123-SO 133-2. Specified mechanical building equipment. Adjustment of maximum prices for sales of specified refrigeration and air conditioning equipment covered by Maximum Price Regulation 591 manufactured by the Carrier Corporation of Syracuse, New York.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 16 of Maximum Price Regulation 591; it is ordered:

(a) *Adjustment of maximum prices for the Carrier Corporation, Syracuse, New York.* The Carrier Corporation may increase its properly established maximum prices for its line of the following items and repair parts in effect on May 27, 1946, to each class of purchaser by percentages specified below:

	Percent
Refrigerator condensing unit 5-25 hp	15.5
Evaporator condensers	15.0
Farm freezers	10.0
Cold diffusers—suspension type	25.0
Cold diffusers—floor type	20.5
Central air conditioners	15.0
Air conditioning assemblies	16.0
Self contained conditioners	9.1
Duct Weathermasters	19.0
Conduit Weathermasters	19.0
Unit heaters	10.0
Air conditioners for vehicles	10.0
Room coolers (as covered in MPR #591)	12.7
Central air fans	13.0

(b) *Maximum prices for resellers.* The maximum prices for sales by a reseller of any of the commodities for which adjustment is granted the Carrier Corporation of Syracuse, New York, under this order shall be his maximum price to each class of purchaser in effect on May 27, 1946, plus the actual dollars-and-cents increase in present acquisition costs resulting from the adjustment granted the Carrier Corporation, Syracuse, New York, under this order.

(c) *Notification to alt purchasers.* The Carrier Corporation shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first billing after the adjustment granted by this order is put into effect:

Order No. 540 under Section 16 of Maximum Price Regulation No. 591 provides for increases in net prices for sales of refrigeration and air conditioning equipment and repair parts manufactured by the Carrier Corporation of Syracuse, New York. Resellers may add the actual dollars-and-cents increase in their acquisition cost resulting from the adjustment granted the manufacturer to their existing maximum prices.

(d) All requests not granted in this order are denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This Order No. 540 shall become effective May 28, 1946.

Issued this 27th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8910; Filed, May 27, 1946; 11:40 a. m.]

[MPR 591, Order 541]

AMAL MFG. CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, for sales by any person to consumers of the following Quick Change Coupling manufactured by Amal Manufacturing Company, Los Angeles, California, and as described in its application dated April 4, 1946, shall be:

Quick change airline coupling Q10B-Q10A	$1.70

(b) On sales to jobbers by any person, the maximum net prices, f. o. b. point of shipment, shall be the net prices specified in (a) above less a discount of 40 percent.

(c) On sales to dealers by any person, the maximum net prices, f. o. b. point of shipment, shall be the net prices specified in (a) above less a discount of 30 percent.

(d) In addition to the discounts provided for in (b) and (c) above the maximum net prices established by this order shall be subject to discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(e) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers, except dealers, upon resale.

(f) The Amal Manufacturing Company, Los Angeles, California, shall attach a tag to each coupling covered by this order, containing the following:

OPA Maximum Retail Price—$1.70

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 28, 1946.

Issued this 27th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8911; Filed, May 27, 1946; 11:40 a. m.]

[MPR 64, Amdt. 2 to Order 286]

AMERICAN STOVE CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 11 of Maximum Price Regulation No. 64, *It is ordered:*

That Order No. 286 under Maximum Price Regulation No. 64 be amended in the following respect:

Paragraph (f) is amended to read as follows:

(f) This order shall become effective on the 10th day of June, 1946.

This amendment shall become effective on the 27th day of May 1946.

Issued this 27th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8927; Filed, May 27, 1946; 4:37 p. m.]

[RMPR 436, Amdt. 16 to Order 37]

CRUDE PETROLEUM AND NATURAL AND PETROLEUM GAS

ADJUSTMENT OF MAXIMUM PRICES

An opinion accompanying this amendment issued simultaneously herewith, has been filed with the Division of the Federal Register.

Paragraph (a) of Order No. 37 of Revised Maximum Price Regulation No. 436 is amended in the following respects:

1. The following pools with the designated increases are hereby added thereto:

Pool, County, and State:	*Amount of Increase per 42-gallon barrel*
Playa Del Rey (Venice Area), Los Angeles, Calif	$0.14
Elbing, Butler and Marion, Kans	.09
Greenwich, Sedgwick, Kans	.35
Lost Springs, Marion, Kans	.20
Polkton, Ottawa, Mich	.35
Chandler, Lincoln, Okla	.01
Moore, Cleveland, Okla	.04
Talco, Franklin and Titus, Tex	.14

2. The Seminole East Pool, Seminole County, Oklahoma, is hereby redesignated as the Seminole East Pool (except Booch Sand), Seminole County, Oklahoma.

3. The Cayuga Pool, Freestone County, Texas, is hereby redesignated as the Cayuga Pool, Anderson, Freestone, and Henderson Counties, Texas.

This amendment shall be effective as of May 1, 1946.

Issued this 28th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8969; Filed, May 28, 1946; 11:31 a. m.]

[RMPR 499, Amdt. 1 to Order 16]

BALL CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 14 of Revised Maximum Price Regulation 499: *It is ordered,* That Order No. 16 under Revised Maximum Price Regulation 499 is amended in the following respects:

1. The following items and maximum prices are added to the list of items and maximum prices in paragraph (b):

Style No.	Description	Maximum prices to retailers	Maximum retail prices inclusive of Federal excise tax
	LAPEL WATCHES		
68	7J—6¾ x 8L—Rolled gold plate—box	$14.00	$26.50
69	do	16.25	30.00
70	do	17.50	33.75
88	7J—8¾ L—Rolled gold plate—box	14.00	26.50
84	do	14.75	27.50
85	do	15.00	28.00
86	do	13.50	30.00
29	17J—6¾ x 8L—14K case—box	35.75	65.00
31	do	40.00	100.00
51	do	42.00	85.00
	WRIST WATCHES		
6181	17J—6¾ x 8L—all gold filled—box	16.75	37.50
6182	17J—6¾ x 8L—gold filled—steel back—box	15.75	35.00
824	17J—8¾L—all gold filled—box	16.75	37.50
8142	17J—8¾L—gold filled—steel back—box	14.75	33.75
834	17J—8¾L—14K case—box	32.50	70.00
1127	17J—11½L—all steel—shock-proof—waterproof—box	18.75	41.50
6081	7J—6¾ x 8L—all gold filled—box	14.50	31.50
6082	7J—6¾ x8L—gold filled steel back case—box	13.50	28.50
8041	7J—8¾L—all gold filled—box	14.50	31.50
8042	7J—8¾L—gold filled steel back case—box	12.45	27.50

The maximum prices to retailers set forth above are for watches complete with straps or cords.

The sentence relating to the extension of credit reading—"No charge for the extension of credit or for any other reason may be added to the maximum retail prices listed above_____", is deleted, and the following sentence is substituted, "No charge may be added to the above maximum retail prices for the

extension of credit except under the conditions specified and to the extent permitted by Section 12a of Revised Maximum Price Regulation No. 499."

This amendment shall become effective on the 29th day of May 1946.

Issued this 28th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8970; Filed, May 28, 1946; 11:31 a. m.]

KADIN BROS., INC.

[MPR 580, Order 309]

ESTABLISHMENT OF MAXIMUM PRICES

Maximum Price Regulation 580, Order 309. Establishing ceilings prices at retail for certain articles; Docket No. 6063-580-13-654.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 13 of Maximum Price Regulation No. 580, *It is ordered:*

(a) The following ceiling prices are established for sales by any seller at retail of the following articles manufactured by Kadin Bros. Inc., 20 West 33rd Street, New York 1, New York, having the brand name "Rambler" and described in the manufacturer's application dated April 22, 1946:

LADIES' HANDBAGS

Manufacturer's selling price (per dozen):	*Ceiling price at retail (per unit)*
$22.50	$2.98
$35.65	5.00
$42.00	5.95
$48.00	6.95
$54.00	7.95

(b) The retail ceiling price of an article stated in paragraph (a) shall apply to any other article of the same type, having the same brand or company name and first sold by the manufacturer after the effective date of this order.

(c) The retail ceiling prices contained in paragraph (a) shall apply in place of the ceiling prices which have been or would otherwise be established under this or any other regulation.

(d) On and after June 15, 1946, Kadin Bros. Inc. must mark each article listed in paragraph (a) with the retail ceiling price under this order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

(Sec. 13, MPR 580)
OPA Price—$-----

On and after July 15, 1946, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to July 15, 1946, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging and posting provisions of the applicable regulation.

Upon issuance of any amendment to this order which either adds an article to those already listed in paragraph (a) or changes the retail ceiling price of a listed article, the manufacturer or wholesaler, as to such article, must comply with the preticketing requirements of this paragraph within 30 days after the issuance of the amendment. After 60 days from the issuance date, no retailer may offer or sell the article unless it is preticketed in accordance with the requirements of this paragraph. Prior to the expiration of the 60 day period, unless the article is so preticketed, the retailer shall comply with the marking, tagging and posting provisions of the regulation which would apply in the absence of this order. However, the pricing provisions of this order or of any subsequent amendment thereto shall apply as of the effective date of the order or applicable amendment.

(e) Coincident with or before the first delivery to any purchaser for resale of any article listed in paragraph (a), the seller shall send the purchaser a copy of this order. The seller shall also send the purchaser a copy of any subsequent amendment to this order at the time of, or before the first delivery (subsequent to the effective date of the amendment) of any article the sale of which is affected in any manner by the amendment.

(f) Unless the context otherwise requires, the provisions of the applicable regulation shall apply to sales for which retail ceiling prices are established by this order.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 29, 1946.

Issued this 28th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8971; Filed, May 28, 1946; 11:31 a. m.]

[Order 110 Under 18 (c)]

TRANSPORTATION OF COAL ON GREAT LAKES

ESTABLISHMENT OF MAXIMUM PRICES

Applications have been made by carriers engaged in the transportation of coal from lower Lake ports to Milwaukee, Wisconsin and to Duluth, Minnesota, for authorization to increase their coal freight rates. The increase is sought to compensate the carriers for light return movements of their vessels. Although only two carriers have sought price relief, the problem is general to all carriers engaged in this service. Normally the basic cargo from upper Lake ports to lower Lake ports is ore, and coal is transported on return movements in vessels which would otherwise sail in ballast. The established rate on coal is accordingly too low for compensatory one-way operation but because of present emergency conditions, ore cargoes are not available. There is a critical coal shortage in areas on the upper Lakes which are normally supplied by Lake coal, and an adjustment in the coal freight rate is necessary to relieve a local shortage. It is indicated that the shippers will absorb the increased transportation costs. To provide for post-seasonal operation of vessels for the transportation of coal from lower to upper Lake ports in 1945, it was determined that a rate of $1.00 per net ton for such transportation of coal when return cargoes were not available, was reasonable and in line with rates otherwise established under the General Maximum Price Regulation. This order will establish the same level of rates.

For the reasons herebefore stated, and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and § 1499.18 (c) as amended of the General Maximum Price Regulation, *It is ordered*, That the present maximum rates for the transportation of coal by water from lower Lake ports to Duluth, Minnesota may be increased by not to exceed 55 cents per net ton, and the present maximum rates to other upper Lake ports may be proportionately increased,[1] *Provided*, That the increases authorized by this order may be charged only when return trips are made light because of unavailability of cargo.

This order shall become effective as of May 1, 1946.

Issued this 27th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8881; Filed, May 27, 1946; 11:33 a. m.]

Regional and District Office Orders.

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register May 24, 1946.

Region V

Houston Order 8-F, Amendment 1, covering fresh fruits and vegetables in Jasper, Newton and Tyler counties, Texas. Filed 10:09 a. m.

Houston Order 9-F, Amendment 1, covering fresh fruits and vegetables in Galveston county, Texas. Filed 10:09 a. m.

Houston Order 10-F, Amendment 1, covering fresh fruits and vegetables in certain areas in Texas. Filed 10:10 a. m.

Houston Orders 2-C and 4-O, covering poultry and eggs in Harris county, Texas. Filed 10:10 and 10:11 a. m.

Houston Orders 3-C and 5-O, covering poultry and eggs in Orange and Jefferson counties, Texas. Filed 10:10 and 10:12 a. m.

Houston Orders 4-C and 6-O, covering poultry and eggs in Galveston county, Texas. Filed 10:11 and 10:12 a. m.

Houston Orders 4-O and 5-O, Amendment 22, covering eggs. Filed 10:11 a. m.

Houston Order 6-O, Amendment 13 covering eggs. Filed 10:12 a. m.

Kansas City Order 25, Amendment 1, covering dry groceries sold by Groups 3 and 4 stores. Filed 10:12 a. m.

Little Rock Orders 4-C and 4-O, covering poultry and eggs in Pulaski county, Arkansas. Filed 10:08 and 10:09 a. m.

Little Rock Order 10-F, Amendment 45 covering fresh fruits and vegetables in Garland county, Arkansas. Filed 10:08 a. m.

[1] Deduct mileage to other port from the mileage to Duluth. Find proportion this difference bears to Duluth mileage and take that percentage of 55 cents.

Little Rock Order 12-F, Amendment 37, covering fresh fruits and vegetables in certain counties in Arkansas. Filed 10:08 a. m.

Little Rock Order 13-F, Amendment 37, covering fresh fruits and vegetables in certain counties in Arkansas and in Bowie county, Texas. Filed 10:08 a. m.

Little Rock Order 14-F, Amendment 37, covering fresh fruits and vegetables in certain counties in Arkansas. Filed 10:08 a. m.

Little Rock Order 15-F, Amendment 37, covering fresh fruits and vegetables in certain counties in Arkansas. Filed 10:08 a. m.

New Orleans Order 7-F, Amendment 1, covering fresh fruits and vegetables in certain Parishes of Louisiana. Filed 9:49 a. m.

New Orleans Order 8-F, Amendment 1, covering fresh fruits and vegetables in certain Parishes of Louisiana. Filed 9:52 a. m.

New Orleans Orders 33-C and 7-O, covering poultry and eggs in New Orleans, Algiers, Gretna, Metairie, McDonoughville, Arabi and Chalmette, La. Filed 9:58 a. m. and 9:59 a. m.

New Orleans Orders 33-C and 7-O, covering poultry and eggs in New Orleans, Algiers, Gretna, Metairie, McDonoughville, Arabi and Chalmette, La. Filed 10:09 a. m.

New Orleans Order 7-O, Amendment 22, covering eggs. Filed 9:58 a. m.

New Orleans Orders 31 and 5-W, Amendment 2, covering dry groceries sold by Groups 1 and 2 stores. Filed 10:00 and 9:57 a. m.

New Orleans Orders 32 and 6-W, Amendments 2 and 4, covering dry groceries sold by Groups 1 and 2 stores. Filed 10:00 and 9:57 a. m.

New Orleans Order 33, Amendments 1 and 2, covering dry groceries sold by Groups 3 and 4 and 3A and 4A stores. Filed 9:58 a. m.

Oklahoma City Order 8-F, Amendment 33, covering fresh fruits and vegetables in certain counties in Oklahoma. Filed 10:07 a. m.

Oklahoma City Orders 2-C and 1-O, covering poultry and eggs in Oklahoma, Tulsa and Muskogee counties, Oklahoma. Filed 10:07 a. m.

San Antonio Order 6-F, Amendment 43, covering fresh fruits and vegetables in Bexar county, Texas. Filed 10:05 a. m.

San Antonio Order 8-F, Amendment 43, covering fresh fruits and vegetables in Corpus Christi, Texas. Filed 10:05 a. m.

San Antonio Order 9-F, Amendment 32, covering fresh fruits and vegetables in Culberson, El Paso, Hudspeth and Presidio counties, Texas. Filed 10:13 a. m.

San Antonio Order 11-F, Amendment 1, covering fresh fruits and vegetables in certain counties in Texas. Filed 10:13 a. m.

San Antonio Order 12-F, Amendment 1, covering fresh fruits and vegetables in Travis county, Texas. Filed 10:13 a. m.

San Antonio Orders 6-C and 3-O, covering poultry and eggs in Bexar county, Texas. Filed 10:13 a. m.

St. Louis Order 4-F, Amendment 44, covering fresh fruits and vegetables in the city of St. Louis and county of St. Louis, Missouri. Filed 10:06 a. m.

St. Louis Orders 3-C and 2-O, covering poultry and eggs in the city of St. Louis and county of St. Louis, Missouri. Filed 10:06 a. m.

St. Louis Order 2-O, Amendment 22, covering eggs in the city of St. Louis and county of St. Louis, Missouri. Filed 10:05 a. m.

Region VI

Chicago Order 2-F, Amendments 114 and 115, covering fresh fruits and vegetables in Cook, DuPage, Kane, Lake, McHenry counties, Illinois and Lake county, Indiana. Filed 9:54 and 10:14 a. m.

Chicago Order 6-C Amendments 17 and 18, covering poultry in Cook county, Illinois. Filed 9:54 and 10:14 a. m.

Chicago Order 14, Amendment 5, covering dry groceries in Cook, DuPage, Kane, Lake and McHenry counties, Illinois and Lake county, Indiana. Filed 10:14 a. m.

Chicago Order 6-W, Amendment 5, covering dry groceries in Cook, DuPage, Kane, Lake and McHenry county, Illinois and Lake county, Indiana. Filed 10:14 a. m.

Fargo Order 4-F, Amendment 1, covering fresh fruits and vegetables in Cass county, North Dakota and Clay county, Minnesota. Filed 9:54 a. m.

Fargo Order 39, Amendment 5, covering dry groceries in certain counties in North Dakota and Minnesota. Filed 9:55 a. m.

Milwaukee Order 3-C, Amendment 6, covering poultry in Milwaukee county, and the cities of Racine and Kenosha, Wisconsin. Filed 9:55 a. m.

Milwaukee Order 4-C, Amendment 1, covering poultry in certain areas in Wisconsin. Filed 9:56 a. m.

Omaha Order 15-F, Amendment 18, covering fresh fruits and vegetables in certain counties in Nebraska and the city of Council Bluffs in Iowa. Filed 9:56 a. m.

Omaha Order 16-F, Amendment 18, covering fresh fruits and vegetables in certain counties in Nebraska. Filed 9:56 a. m.

Omaha Order 17-F, Amendment 18, covering fresh fruits and vegetables in certain counties in Nebraska. Filed 9:56 a. m.

Peoria Orders 1-C and 2-C, Amendment 7, covering poultry in certain counties in Illinois. Filed 9:56 and 9:57 a. m.

Sioux Falls Order 5-F, Amendment 16, covering fresh fruits and vegetables in the county of Minnehaha, South Dakota. Filed 9:57 a. m.

Region VII

Denver Order 4-F, Amendment 44, covering fresh fruits and vegetables in the Denver area. Filed 10:00 a. m.

Denver Order 5-F, Amendment 44, covering fresh fruits and vegetables in the Pueblo area. Filed 10:00 a. m.

Denver Order 6-F, Amendment 44, covering fresh fruits and vegetables in the Colorado Springs and Manitou area. Filed 10:01 a. m.

Denver Order 7-F, Amendment 44, covering fresh fruits and vegetables in the Boulder, Fort Collins, Greeley area. Filed 10:01 a. m.

Denver Order 8-F, Amendment 13, covering fresh fruits and vegetables in the Trinidad area. Filed 10:01 a. m.

Denver Order 9-F, Amendment 7, covering fresh fruits and vegetables in the Grand Junction area. Filed 10:01 a. m.

Denver Order 1-O, Amendment 7, covering eggs sold by Groups 1 and 2 stores in the Colorado egg area No. 7. Filed 10:01 a. m.

Denver Order 2-O, Amendment 7, covering eggs sold by Groups 1 and 2 stores in the Colorado egg area No. 8. Filed 10:02 a. m.

Denver Order 3-O, Amendment 7, covering eggs sold by Groups 1 and 2 stores in the Colorado egg area No. 10. Filed 10:02 a. m.

Denver Order 4-O, Amendment 7, covering eggs sold by Groups 1 and 2 stores in the Colorado egg area No. 13. Filed 10:02 a. m.

Region VIII

Arizona Order 9-F, Amendment 42, covering fresh fruits and vegetables in the Phoenix area. Filed 10:05 a. m.

Arizona Order 10-F, Amendment 38, covering fresh fruits and vegetables in the Tucson area. Filed 10:14 a. m.

Arizona Order 11-F, Amendment 37, covering fresh fruits and vegetables in the Cochise area. Filed 9:49 a. m.

Los Angeles Order 3-F, Amendments 48 and 49, covering fresh fruits and vegetables in the Los Angeles Metropolitan area. Filed 10:02 a. m.

Los Angeles Order 4-F, Amendments 47 and 48, covering fresh fruits and vegetables in the San Bernardino-Riverside area. Filed 10:02 a. m.

Los Angeles Order 5-F and 6-F, Amendments 47 and 48, covering fresh fruits and vegetables in the Santa Barbara, Ventura and San Luis Obispo areas. Filed 10:03 a. m.

Los Angeles Order 7-F, Amendments 31 and 32, covering fresh fruits and vegetables in the Bakersfield area. Filed 10:03 a. m.

Los Angeles Order 8-F, Amendments 28 and 29, covering fresh fruits and vegetables in the San Diego Metropolitan area. Filed 10:03 and 10:04 a. m.

Los Angeles Order 9-F, Amendments 27 and 28, covering fresh fruits and vegetables in certain areas in California. Filed 10:04 a. m.

Los Angeles Order 10-F, Amendments 27 and 28, covering fresh fruits and vegetables in certain areas in California. Filed 10:04 a. m.

Los Angeles Order 11-F, Amendment 1, covering fresh fruits and vegetables in the Kern extended area. Filed 10:04 a. m.

Los Angeles Order 12-F, Amendment 1, covering fresh fruits and vegetables in the Desert area. Filed 10:05 a. m.

Los Angeles Order 13-F, Amendment 1, covering fresh fruits and vegetables in the San Bernardino extended area. Filed 10:05 a. m.

Phoenix Orders 18-O and 19-O, Amendment 4, covering eggs in certain areas in Arizona. Filed 9:49 a. m.

Portland Order 32-F, Amendment 28, covering fresh fruits and vegetables in certain areas in Oregon. Filed 9:48 a. m.

Portland Order 33–F, Amendment 28, covering fresh fruits and vegetables in the Roseburg, Grants Pass, Ashland, Lakeview, Oregon area. Filed 9:48 a. m.

Portland Order 34–F, Amendment 27, covering fresh fruits and vegetables in the Astoria, Coos Bay, Oregon area. Filed 9:48 a. m.

Portland Order 35–F, Amendment 28, covering fresh fruits and vegetables in the Florence, Reedsport, Coquille, Oregon area. Filed 9:48 a. m.

San Francisco Order 23–F, Amendment 16, covering fresh fruits and vegetables in certain cities, towns, and counties, in California. Filed 9:53 a. m.

San Francisco Order 26–F, Amendment 12, covering fresh fruits and vegetables in certain areas in California. Filed 9:53 a. m.

San Francisco Order 27–F, Amendment 12, covering fresh fruits and vegetables in certain areas in California. Filed 9:53 a. m.

San Francisco Order 9–C, Amendment 11, covering poultry in certain areas in California. Filed 9:54 a. m.

San Francisco Order 19, Amendment 5, covering dry groceries in certain counties in California. Filed 9:53 a. m.

San Francisco Orders 38 and 4–W, Amendments 2 and 5, covering dry groceries in certain areas in California. Filed 9:53 and 9:54 a. m.

San Francisco Order 39, Amendment 3, covering dry groceries in certain areas in California. Filed 9:53 a. m.

San Francisco Order 42, Amendment 3, covering dry groceries in certain areas in California. Filed 9:54 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46-8879; Filed, May 27, 1946; 11:30 a. m.]

[Region VIII Order G-41 Under MPR 329]

FLUID MILK IN SAN FRANCISCO REGION

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1351.408 (b) of Maximum Price Regulation No. 329, *It is hereby ordered:*

(a) A permitted addition to the maximum prices established under § 1351.402 of Maximum Price Regulation No. 329 or any order issued by the Office of Price Administration thereunder, may be paid by any purchaser to any producer located in Kittitas and Yakima Counties, Washington, from whom he purchased milk during the year 1945, provided the following conditions are met:

(1) The permitted addition must be paid before June 30, 1946.

(2) The amount of the permitted addition (when added to any other sum paid by the purchaser to the producer), with respect to milk delivered during the year 1945, shall not exceed $.01 for each pound of butterfat purchased from that producer in 1945.

(b) *Definitions.* All of the terms used in this order shall have the same meaning as in Maximum Price Regulation No. 329, unless the context clearly requires otherwise.

(c) This order may be revoked, amended, or corrected at any time.

This order shall become effective May 27, 1946.

Issued this 27th day of May 1946.

GUY R. KINSLEY,
Acting Regional Administrator.

Approved: May 24, 1946.

S. W. TATOR,
Director, Dairy Branch, Production and Marketing Administration, United States Department of Agriculture.

[F. R. Doc. 46-8937; Filed, May 27, 1946; 4:40 p. m.]

[Region I Order G-21 Under SR 15, MPR 280, and MPR 329, Amdt. 16]

FLUID MILK IN MAINE

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region I of the Office of Price Administration by § 1499.75 (a) (9) of Supplementary Regulation 15 to the General Maximum Price Regulation, as amended, by § 1351.807 of Maximum Price Regulation No. 280 and § 1351.408 of Maximum Price Regulation No. 329, it is hereby ordered that Order G-21 be amended as provided herein:

1. The section (a) (2) *Zones; allocation of localities in the State of Maine among the Zones* is revised as follows:

A. New Sharon is transferred from Zone 9 to Zone 4 and the subdivision designated Franklin County shall henceforth read:

FRANKLIN COUNTY	Zone
Dallas Plantation, Farmington, Jay, New Sharon, New Vineyard, Phillips, Rangeley, Rangeley Plantation, Sandy River Plantation, Strong and Wilton	4
Remainder of Franklin County	9

B. Corinna is transferred from Zone 9 to Zone 4 and the subdivision designated Penobscot County henceforth shall read as follows:

PENOBSCOT COUNTY	Zone
Bangor, Bradley, Brewer, Charleston, Corinna, Dexter, East Millinocket, Hampden, Lincoln, Medway, Milford, Newport, Old Town, Orono, Orrington, and Veazie	4
Millinocket	12
Remainder of Penobscot County	9

C. Stockholm is transferred from Zone 10 to Zone 3 and the subdivision designated Aroostook County shall henceforth read as follows:

AROOSTOOK COUNTY	Zone
Stockholm	3
Blaine, Mars Hill	4
Caribou, Ft. Fairfield, Houlton, Limestone, Mapleton, Presque Isle and Washburn	13
Remainder of Aroostook County	10

2. Subsection 16 is added to section (h) and the same shall read:

(16) Amendment No. 16 is effective May 27, 1946.

Issued this 27th day of May 1946.

ELDON C. SHOUP,
Regional Administrator.

Approved: May 24, 1946.

S. W. TATOR,
Director, Dairy Branch, Production and Marketing Administration, U. S. Department of Agriculture.

[F. R. Doc. 46-8936; Filed, May 27, 1946; 4:40 p. m.]

JUN 3 '46

FEDERAL REGISTER

VOLUME 11 NUMBER 106

Washington, Thursday, May 30, 1946

Regulations

TITLE 7—AGRICULTURE

Chapter XI—Production and Marketing Administration (War Food Distribution Orders)

[WFO 9-19, Amdt. 5]

PART 1220—FEED

OIL SEED MEAL SET ASIDE FOR JUNE 1946

War Food Order No. 9–19, as amended (11 F.R. 789, 1145, 2213, 3077, 4445), is hereby further amended by deleting paragraph (b) and substituting in lieu thereof the following:

(b) *Quantity to be set aside.* No processor shall deliver oil seed meal to any person unless, at each processing plant operated by him, he shall set aside and hold for delivery as directed by the Order Administrator:

(1) Five percent of his production of oil seed meal during the period from the effective date of this order to and including January 31, 1946;

(2) Five percent of his production of oil seed meal during the month of February 1946;

(3) Five percent of his production of oil seed meal during the month of March 1946;

(4) Ten percent of his production of oil seed meal during the month of April 1946;

(5) Ten percent of his production of oil seed meal during the month of May 1946;

(6) Ten percent of his production of oil seed meal during the month of June 1946.

This amendment shall become effective at 12:01 a. m., e. s. t., June 1, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals, taken, prior to said date, under War Food Order No. 9–19, as amended, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087; W. F. O. 9, 11 F.R. 669)

Issued this 23d day of May 1946.

[SEAL] E. A. MEYER,
Assistant Administrator.

[F. R. Doc. 46-8762; Filed, May 23, 1946; 4:14 p. m.]

[WFO 75-8]

PART 1410—LIVESTOCK AND MEATS

CANNED MEAT PRODUCTS

The fulfillment of requirements for the defense of the United States has resulted in a shortage in the supply of canned meat products for defense, for private account, and for export, and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 1410.33 *Restrictions upon the canning of meat products*—(a) *Definitions.* (1) "Meat product" means any meat food product intended for human consumption consisting principally of beef, veal, pork, lamb or mutton.

(2) "Pack" means to pack meat products in hermetically sealed metal containers and to sterilize such products in such containers by the use of heat.

(3) "Slaughterer" means any person who kills livestock for meat production or who causes livestock to be killed for meat production.

(4) "Meat canner" means any person engaged in the business of packing meat products in hermetically sealed metal containers.

(5) "Federally inspected slaughterer" means any slaughterer whose plant is operated under Federal inspection.

(6) "Federally inspected meat canner" means any meat canner whose establishment is operated under Federal inspection.

(7) "Federal inspection" means inspection under the provisions of the act of March 4, 1907, (34 Stat. 1260), as amended, 21 U. S. C. 71, and as extended by Public Law 602, 77th Cong., 2d Sess., approved June 10, 1942 (56 Stat. 351), and the rules and regulations promulgated thereunder.

(Continued on p. 5855)

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FEDERAL REGISTER

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(8) "Governmental agency" means the Army, Navy, Marine Corps, or Coast Guard of the United States (excluding for the purposes of this order, United States Army post exchanges, United States Navy ships' service departments, United States Marine Corps post exchanges, and similar organizations), United States Department of Agriculture (including but not restricted to any corporate agency thereof), the War Shipping Administration, and the Veterans' Administration.

(9) "Ship supplier" means any person designated and approved as such by the War Shipping Administration.

(10) "Person" means any individual, partnership, association, business trust, corporation, or any organized group of persons whether incorporated or not.

(11) "Administrator" means the Administrator, Production and Marketing Administration, United States Department of Agriculture, or any employee of the United States Department of Agriculture to whom the Administrator has delegated, or may hereafter delegate, any or all of the authority vested in him by this order.

(b) *Restrictions upon the canning of meat products.* No federally inspected slaughterer or federally inspected meat canner shall pack meat products in metal cans having a capacity of more than 10.5 ounces unless all meat products so packed are delivered to a governmental agency or ship supplier.

(c) *Specifications.* The Order Administrator is authorized to specify the type, formula, quality, method of preparation, and the size of container of all meat products packed for procurement by a governmental agency or ship supplier.

(d) *Records and reports.* The Administrator shall be entitled to obtain such information from and require such reports and the keeping of such records by, any person, as may be necessary or appropriate, in his discretion, to the enforcement or administration of the provisions of this order, subject to approval by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(e) *Existing contracts.* The restrictions of this order shall be observed without regard to existing contracts or any rights accrued or payments made thereunder.

(f) *Violations.* Any person who violates any provisions of this order may, in accordance with the applicable procedure, be prohibited from receiving, making any deliveries of, or using livestock, meat, meat products, or animal fats. Any person who wilfully violates any provision of this order is guilty of a crime and may be prosecuted under any and all applicable laws. Civil action may also be instituted to enforce any liability or duty created by, or to enjoin any violation of, any provision of this order.

(g) *Petition for relief from hardship.* Any person affected by this order who considers that compliance herewith would work an exceptional or unreasonable hardship on him may file a petition for relief with the Order Administrator. Petitions shall be in writing and shall set forth all pertinent facts and the nature of the relief sought. The Order Administrator may take any action with reference to such petition which is consistent with the authority delegated to him by the Administrator. If the petitioner is dissatisfied with the action taken by the Order Administrator, he may, by request addressed to the Order Administrator, obtain a review of such action by the Administrator. After said review, the Administrator may take such action as he deems appropriate, which action shall be final.

(h) *Territorial scope.* This order shall apply within the 48 States and the District of Columbia.

(i) *Communications.* All reports required to be filed hereunder, and all communications concerning this order shall, unless otherwise herein provided, be addressed to the Order Administrator, War Food Order No. 75–8, Livestock Branch, Production and Marketing Administration, United States Department of Agriculture, 5 South Wabash Avenue, Chicago 3, Illinois.

(j) *Effective date.* This order shall become effective at 12:01 a. m., e. s. t., June 2, 1946.

NOTE: All record keeping requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087, W.F.O. 75, 11 F.R. 4641)

Issued this 28th day of May 1946.

[SEAL] E. A. MEYER,
Assistant Administrator.

[F. R. Doc. 46–8997; Filed, May 28, 1946; 3:40 p. m.]

TITLE 9—ANIMALS AND ANIMAL PRODUCTS

Chapter I—Bureau of Animal Industry

[B. A. I. Order 368, Amdt. 3]

PART 93—SPECIAL REGULATIONS GOVERNING EXPORT AND IMPORT OF LIVESTOCK TO AND FROM MEXICO

INSPECTION AND QUARANTINE

By virtue of Article XII of the Convention between the United States of America and the United Mexican States, as proclaimed on January 18, 1930, and under authority conferred upon the Secretary of Agriculture by the Act of Congress approved August 30, 1890, as amended (21 U. S. C. 101–105), and the Act of Congress approved February 2, 1903, as amended (21 U. S. C. 111–113, 120–122), Part 93, Chapter I, Title 9, Code of Federal Regulations (B. A. I. Order 368), as amended, is hereby further amended as follows:

1. Section 93.2 (regulation 2) is amended to read as follows:

§ 93.2 *Designated ports of entry.* With the approval of the Secretary of the Treasury, the following-named ports and subports are hereby designated for the entry of livestock from Mexico:

On the sea coasts: Boston, Mass.; New York, N. Y.; Baltimore, Md.; Jacksonville, Fla.; San Juan, Puerto Rico; New

Orleans, La.; Galveston, Tex.; San Diego, Los Angeles, and San Francisco, Calif.; and Seattle, Wash. Along the international boundary: Brownsville, Laredo, Eagle Pass, Del Rio and El Paso, Texas; Douglas and Nogales, Ariz.; and Calexico, Calif.

All horses, ruminants, and swine for importation from Mexico shall be entered through one of the aforenamed ports: *Provided, however,* That in special cases other ports may be designated by the Chief of Bureau with the concurrence of the customs authorities.

Section 93.3 (regulation 3) is amended to read as follows:

§ 93.3 *Permits required.* For ruminants and swine intended for importation from Mexico, the importer shall first obtain from the Bureau a permit in two sections, one for presentation to the American Consulate in the consular district of origin, the other for presentation to the collector of customs at the port of entry specified therein. The animals will be received at the specified port on the date prescribed for their arrival or at any time during the 3 weeks immediately following, after which time the permit shall be void. If transported by water the animals must be shipped from the port designated in the permit and on a vessel proceeding direct to the United States, without calling at any foreign port. Permits will be issued for entry at any port named in § 93.2 as far as approved quarantine facilities are there available.

3. The following new sections, designated as §§ 93.17 and 93.18 (regulations 17 and 18) are added:

§ 93.17 *Animals in Mexico which have originated in other foreign countries.* No permits as provided in § 93.3 shall be issued for the importation from Mexico of any ruminants or swine which have been brought into that country from other foreign countries until it is established to the satisfaction of the Bureau that the said animals have been in Mexico at least 6 months, exclusive of any period of quarantine to which they may have been subjected upon arrival in that country.

§ 93.18 *Quarantine at port of entry—*(a) *Period of quarantine.* Ruminants and swine imported from Mexico shall be quarantined at the port of entry for not less than 15 days counting from the date of arrival at the said port.

(b) *Facilities for quarantine and care of animals.* Importers of animals subject to quarantine under this part shall arrange for their care, feeding and handling from the time of arrival at the port of entry to the time of release from quarantine. At ports where facilities are not maintained by the Bureau, importers shall provide suitable facilities for the quarantine of such animals, subject in all cases to the approval of the inspector in charge at the port of entry.

(c) *Inspections and tests during quarantine.* During their quarantine they shall be subject to such inspections, disinfection, blood tests or other tests as may be required by the Chief of Bureau to determine their freedom from disease and the infection of disease.

This amendment, which for purpose of identification is designated Amendment 3 to B. A. I. Order 368, shall be effective on and after June 5, 1946.

Done at Washington this 28th day of May 1946. Witness my hand and the seal of the Department of Agriculture.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-8996; Filed, May 28, 1946; 3:40 p. m.]

TITLE 14—CIVIL AVIATION

Chapter I—Civil Aeronautics Board

[Regs., Serial No. 365]

PART 228—FREE AND REDUCED-RATE TRANSPORTATION

FREE TRAVEL FOR POSTAL EMPLOYEES

Adopted by the Civil Aeronautics Board at its office in Washington, D. C. on the 24th day of May, 1946. (Amendment No. 7 of § 228.1 of the Economic Regulations.)

The Civil Aeronautics Board, acting pursuant to the Civil Aeronautics Act of 1938, as amended, particularly sections 205 (a) and 405 (m) thereof, hereby makes and promulgates the following regulation:

Effective immediately, subparagraph (3) of paragraph (a) of § 228.1 of the Economic Regulations, as amended, is hereby amended to read as follows:

(3) The Assistant Postmaster General who at the time is charged with the duty of the general management of post offices; and the Assistant Postmaster General who at the time is assigned the supervision of the Air Mail Services, his confidential assistant, and his Deputy Assistant Postmaster General.

(Sec. 205 (a), 52 Stat. 984; 49 U.S.C. 425 (a); Sec. 405 (m), 52 Stat. 997, 49 U.S.C. 485 (m))

By the Civil Aeronautics Board.

[SEAL] FRED A. TOOMBS,
Secretary.

[F. R. Doc. 46-9028; Filed, May 29, 1946; 10:49 a. m.]

TITLE 24—HOUSING CREDIT

Chapter IV—Home Owners' Loan Corporation

[Bulletin 399]

PART 402—LOANS AND PROPERTIES

DISPOSITION OF INSURANCE; LOANS PAID IN FULL

Amending Part 402, Chapter IV, Title 24 of the Code of Federal Regulations.

Section 402.15-28 (10 F.R. 8426) is amended to read as follows:

§ 402.15-28 *Disposition of insurance; loans paid in full.* When a home owner advises that it is his intention to pay his loan in full, the Insurance Section shall be notified immediately. Insurance shall be ordered from the insurer under contract for that which has expired and not been replaced and the cost thereof included in the home owner's statement.

If a loan is to be paid in full through an escrow agent, the Insurance Section shall deliver any direct policies or certificates being held for the account of the home owner to the Comptroller's Division with Forms RO-I-386-A, RO-I-386-B and the carrier's "Release of Mortgage Interest" form.

Upon receipt of a "Paid in Full" notice from the Comptroller's Division, appropriate forms RO-I-386 shall be prepared to inform the home owner properly of the status of the insurance being returned or which has been ordered by the Corporation and the following action shall be taken:

(a) Direct policies and certificates held by the Corporation for the home owner, on which the mortgage clause has been cancelled or released as to the interest of the HOLC, shall be delivered to the Comptroller's Division for return to the home owner. The Insurance Section shall attach Forms RO-I-386-E to such certificates.

(b) An order shall be placed for any insurance which is required to be ordered by the Corporation for the home owner and which will expire prior to the time that the home owner can receive sufficient notice of such expiration. These orders shall be cancelled as of a future date sufficient to permit notice of such cancellation to reach the home owner prior to such future date. Notice to the home owner of short term certificates shall be delivered to the Comptroller's Division to be forwarded to the home owner.

(c) Certificates which have been ordered by the Corporation for expiring insurance for which the home owner has paid the premium shall be delivered to the appropriate party, when received by the Insurance Section, with Form RO-I-386-D.

(d) Any refunds due the home owner shall be returned to him by the Comptroller's Division.

Effective: June 10, 1946.

(Secs. 4 (a) and 4 (k), 48 Stat. 129, 132, 643, 647; 12 U.S.C. and Sup. 1463; E.O. 9070, 7 F.R. 1529)

[SEAL] J. FRANCIS MOORE,
Secretary.

[F. R. Doc. 46-8994; Filed, May 28, 1946; 2:13 p. m.]

TITLE 25—INDIANS

Chapter I—Office of Indian Affairs, Department of the Interior

Subchapter D—Regulations Governing the Election of Officers of Indian Tribes

PART 18—REGULATIONS GOVERNING THE ELECTION OF OFFICERS OF THE OSAGE TRIBE

ELECTION PROCLAMATION

Section 18.2 *Election proclamation* is amended to read as set forth below.

§ 18.2 *Election proclamation.* The Principal Chief, or in his absence the Assistant Principal Chief, shall issue a proclamation not more than seventy-five (75) days nor less than sixty-five (65) days preceding the day appointed by law for the holding of a quadrennial election of officers of the Osage Tribe; and shall name an election board consisting of a Supervisor, Assistant Supervisor, five Judges, four Clerks, and two Interpreters, whose duties shall be to conduct the election as provided in § 18.14 of this part. The proclamation shall meet all the requirements of section 7 of the act of March 2, 1829 (45 Stat. 1478); the place, date, and time for holding the election; qualifications of electors; method of nominating candidates and closing date for same; method for determining the location of the name of each nominee on the ballot; and the names of all members of the election board. A copy of the proclamation, after approval by the Superintendent of Osage Agency, shall be mailed to each qualified elector at his last known address.

Dated May 24, 1946.

PAUL L. FICKINGER,
Acting Commissioner of Indian Affairs.

[F. R. Doc. 46-9023; Filed, May 29, 1946; 10:03 a. m.]

TITLE 26—INTERNAL REVENUE

Chapter I—Bureau of Internal Revenue

Subchapter A—Income and Excess Profits Taxes

[T. D. 5516]

PART 19—INCOME TAX UNDER INTERNAL REVENUE CODE; TAXABLE YEARS ENDING DECEMBER 31, 1941

PART 29—INCOME TAX; TAXABLE YEARS BEGINNING AFTER DECEMBER 31, 1941

CARRY-BACKS

Regulations 111 amended to conform to sections 5 and 6 (a) of the Tax Adjustment Act of 1945, relating respectively to the period of limitation in case of carry-backs and to interest in connection with deficiencies resulting from carry-backs and related matters, and to section 122 (c) and (f) of the Revenue Act of 1945, relating respectively to claims for refund based on carry-backs and to deficiencies attributable to carry-backs.

In order to conform Regulations 111 (26 CFR, Cum. Supp., Part 29) to sections 5 and 6 (a) of the Tax Adjustment Act of 1945 (Public Law 172, 79th Congress), approved July 31, 1945, and to section 122 (c) and (f) of the Revenue Act of 1945 (Public Law 214, 79th Congress), approved November 8, 1945, such regulations are amended as follows:

PARAGRAPH 1. There is inserted immediately preceding section 293 the following:

SEC. 6. INTEREST IN CONNECTION WITH CARRY-BACKS. (Tax Adjustment Act of 1945.)

(a) Section 292 of the Internal Revenue Code is amended by adding at the end thereof the following new subsection:

(c) *Deficiency resulting from carry-back and related matters.* If any part of a deficiency is determined by the Commissioner to be attributable (A) to a carry-back to which an overpayment described in section 3771 (c) or a decrease determined under section 3780 (b), in any other tax is attributable, or (B) to an error in the amount or effect of a carry-back which resulted in a credit or refund of an overpayment with interest computed pursuant to section 3771 (c), or in a decrease determined under section 3780 (b), no interest shall be assessed or paid under subsection (a) with respect to such part of the deficiency for any period during which interest was not allowed with respect to such overpayment or for a period prior to the application of such decrease.

* * * * * *

PAR. 2. There is inserted immediately preceding § 29.275-1 the following:

SEC. 5. PERIOD OF LIMITATION IN CASE OF CARRY-BACKS. (Tax Adjustment Act of 1945.)

* * * * * *

(e) Section 276 of the Internal Revenue Code is amended by inserting immediately following subsection (c) the following new subsection:

(d) *Net operating loss carry-backs and unused excess profits credit carry-backs.* A deficiency attributable to the application to the taxpayer of a net operating loss carry-back or an unused excess profits credit carry-back, including deficiencies which may be assessed pursuant to the provisions of section 3780 (b) and (c), may be assessed at any time prior to the expiration of the period within which a deficiency may be assessed with respect to the taxable year of the claimed net operating loss or unused excess profits credit resulting in such carry-back.

(f) *Effective date.* The amendments made by this section shall be applicable with respect to all taxable years beginning after December 31, 1940, except that the amendment made by subsection (d) shall not be applicable to any taxable year with respect to which the taxpayer and the Commissioner have entered into a closing agreement under the provisions of section 3760, prior to the date of enactment of this Act, in any case in which it is expressly provided in such closing agreement that the tax liability for such taxable year is not to be affected by a net operating loss carry-back or by an unused excess profits credit carry-back.

SEC. 122. REFUND OF EXCESS PROFITS TAX IN 1946. (Revenue Act of 1945.)

* * * * * *

(f) *Deficiencies attributable to carry-backs.* (1) Section 276 (d) is amended to read as follows:

(d) *Net operating loss carry-backs and unused excess profits credit carry-backs.* In the case of a deficiency attributable to the application to the taxpayer of a net operating loss carry-back or an unused excess profits credit carry-back, including deficiencies which may be assessed pursuant to the provisions of section 3780 (b) or (c), such deficiency may be assessed:

(1) In case a return was required under subchapter E of chapter 2 for the taxable year of the net operating loss or unused excess profits credit resulting in the carry-back, at any time before the expiration of the period within which (under section 275 or subsection (a) or (b) of this section) a deficiency (with respect to tax imposed either by chapter 1 or by subchapter B or E of chapter 2) for such taxable year (whichever is the longer period) may be assessed; or

(2) In case a return was not required under subchapter E of chapter 2 for the taxable year of the net operating loss or unused excess profits credit resulting in the carry-back, at any time before the expiration of the period within which (under section 275 or subsection (a) or (b) of this section) a deficiency (with respect to tax imposed either by chapter 1 or by subchapter A or B of chapter 2) for such taxable year (whichever is the longer period) may be assessed.

(2) *Effective date.* The amendment made by this subsection shall be applicable with respect to all taxable years beginning after December 31, 1940.

* * * * * *

PAR. 3. Section 29.275-1 is amended by inserting immediately preceding the last paragraph thereof the following:

(k) A special period of limitation is provided in section 276 (d) within which a deficiency in any tax (including a deficiency which may be assessed pursuant to the provisions of section 3780 (b) or (c), relating to tentative carry-back adjustments) which is attributable to the application to the taxpayer of a net operating loss carry-back or an unused excess profits credit carry-back may be assessed. The period within which such a deficiency may be assessed depends, in general, on the period within which a deficiency may be assessed with respect to the taxable year of the net operating loss or the unused excess profits credit which resulted in the carry-back. The period within which such a deficiency may be assessed depends further on whether an excess profits tax return was required to be filed in the case of the given taxpayer for the taxable year of the net operating loss or the unused excess profits credit which resulted in the carry-back. It is immaterial whether an excess profits tax return was required to be filed for the taxable year of the deficiency. The determinative factor is whether an excess profits tax return was required to be filed for the taxable year of the loss or unused credit which resulted in the carry-back.

If an excess profits tax return was required to be filed for the taxable year of the net operating loss or the unused excess profits credit which resulted in the carry-back, a deficiency in any tax attributable to the application to the taxpayer of such carry-back may be assessed at any time prior to the expiration of the period within which (under the provisions of section 275 or 276 (a) or (b), and sections 603 and 729 (a) respectively making such sections 275 and 276 (a) and (b) applicable to subchapters B and E of chapter 2) a deficiency may be assessed with respect to the same or any other tax imposed by chapter 1 or subchapter B or E of chapter 2 for the taxable year of such loss or unused credit. In such case, a deficiency attributable to the application to the taxpayer of a carry-back thus may be assessed at any time prior to the expiration of whichever of the following three periods, each period being determined under the applicable provisions of sections 275, 276 (a) and (b), 603, and 729 (a), expires the latest:

(1) The period within which a deficiency may be assessed with respect to the tax imposed by chapter 1 for the taxable year of the loss or unused credit which resulted in the carry-back;

(2) The period within which a deficiency may be assessed with respect to the declared value excess profits tax, imposed by subchapter B of chapter 2, for the taxable year of the loss or unused credit which resulted in the carry-back;

(3) The period within which a deficiency may be assessed with respect to the excess profits tax, imposed by subchapter E of chapter 2, for the taxable

year of the loss or unused credit which resulted in the carry-back.

If a corporation is not subject to the declared value excess profits tax for the taxable year of the loss or unused credit which resulted in the carry-back, either because its net income, determined as provided in section 602, for such taxable year is not in excess of 10 percent of its declared value or because such taxable year ended after June 30, 1946, the period within which a deficiency may be assessed with respect to the declared value excess profits tax for the taxable year of the loss or unused credit shall be disregarded in determining the period within which a deficiency attributable to the application to the taxpayer of a carry-back, resulting from such loss or unused credit, may be assessed.

If no excess profits tax return was required to be filed for the taxable year of the net operating loss or unused excess profits credit which resulted in the carry-back, a deficiency in any tax attributable to the application to the taxpayer of such carry-back may be assessed at any time prior to the expiration of the period within which (under the provisions of section 275 or 276 (a) or (b), and sections 508 and 603 respectively making such sections 275 and 276 (a) and (b) applicable to subchapters A and B of chapter 2) a deficiency may be assessed with respect to the same or any other tax imposed by chapter 1 or subchapter A or B of chapter 2 for the taxable year of such loss or unused credit. It will be considered that no excess profits tax return was required to be filed for the taxable year of the loss or unused credit if (1) the taxpayer was exempt from the excess profits tax for such taxable year under the provisions of section 727; (2) the taxpayer, even though subject to the excess profits tax, was not required to file an excess profits tax return for such taxable year under the provisions of section 729; or (3) such taxable year began after December 31, 1945. In such case, a deficiency attributable to the application to the taxpayer of a carry-back thus may be assessed at any time prior to the expiration of whichever of the following three periods, each period being determined under the applicable provisions of sections 275, 276 (a) and (b), 508, and 603, expires the latest:

(i) The period within which a deficiency may be assessed with respect to the tax imposed by chapter 1 for the taxable year of the loss or unused credit which resulted in the carry-back;

(ii) The period within which a deficiency may be assessed with respect to the surtax on personal holding companies, imposed by subchapter A of chapter A of chapter 2, for the taxable year of the loss or unused credit which resulted in the carry-back;

(iii) The period within which a deficiency may be assessed with respect to the declared value excess profits tax, imposed by subchapter B of chapter 2, for the taxable year of the loss or unused credit which resulted in the carry-back.

If a corporation is not a personal holding company, as defined in section 501, for the taxable year of the loss or unused credit which resulted in the carry-back, the period within which a deficiency may be assessed with respect to the surtax on personal holding companies for the taxable year of the loss or unused credit shall be disregarded in determining the period within which a deficiency attributable to the application to the taxpayer of a carry-back, resulting from such loss or unused credit, may be assessed. Similarly, if a corporation is not subject to the declared value excess profits tax for the taxable year of the loss or unused credit which resulted in the carry-back, either because its net income, determined as provided in section 602, for such taxable year is not in excess of 10 percent of its declared value or because such taxable year ended after June 30, 1946, the period within which a deficiency may be assessed with respect to the declared value excess profits tax for the taxable year of the loss or unused credit shall be disregarded in determining the period within which a deficiency attributable to the application to the taxpayer of a carry-back, resulting from such loss or unused credit, may be assessed.

It is immaterial whether an excess profits tax return in fact was filed for the taxable year of the loss or unused credit which resulted in the carry-back, whether the deficiency is attributable to the application to the taxpayer of a net operating loss carry-back or an unused excess profits credit carry-back whether the deficiency is in respect of the excess profits tax or some other tax, or whether the deficiency is in respect of the same tax as that of the carry-back or in respect of some other tax. The determinative factor is whether an excess profits tax return was required to be filed for the taxable year of the loss or unused credit which resulted in the carry-back. It is like-wise immaterial whether the tax, in respect of which the deficiency resulting from the application to the taxpayer of the carry-back is to be assessed, is the same kind of tax with respect to which a deficiency might be assessed for the taxable year of the loss or unused credit which resulted in the carry-back. Thus, if a deficiency for the calendar year 1943 with respect to the tax imposed by chapter 1 is attributable to the application to the taxpayer of a net operating loss carry-back from 1945, and if the taxpayer was required to file an excess profits tax return for 1945 and if the periods within which deficiencies with respect to the taxes imposed by chapter 1, subchapter B of chapter 2, and subchapter E of chapter 2 for 1945 expire respectively on March 15, 1949, March 15, 1949, and September 15, 1949, the period within which such deficiency, attributable to the application to the taxpayer of the net operating loss carry-back from 1945, may be assessed with respect to the tax imposed by chapter 1 for 1943 will expire on September 15, 1949.

A deficiency attributable to the application to the taxpayer of a carry-back may result from an adjustment to the net operating loss or the unused excess profits credit, to the resulting carry-back, or to the net operating loss deduction or the unused excess profits credit adjustment. A deficiency may be attributable to the application to the taxpayer of a carry-back even though the net operating loss or the unused excess profits credit or the resulting carry-back, as claimed by the taxpayer, is identical in amount with the actual loss or unused credit or the resulting carry-back. For example, if in computing the net operating loss deduction the taxpayer fails to make the adjustment required by section 122 (c), the resulting deficiency will be considered to be attributable to the application to the taxpayer of any net operating loss carry-back which entered into the computation of such net operating loss deduction. A deficiency in excess profits tax attributable to the application to the taxpayer of an unused excess profits credit carry-back which itself is produced, or which is increased in amount, by a net operating loss carry-back is to be considered as likewise attributable to the application to the taxpayer of such net operating loss carry-back to the extent that such unused excess profits credit carry-back is so produced or increased; such deficiency may be assessed at any time prior to the expiration of whichever of the following two periods expires later; the period prescribed in section 276 (d) within which a deficiency attributable to the application to the taxpayer of such unused excess profits credit carry-back may be assessed, or the period prescribed in section 276 (d) within which a deficiency attributable to the application to the taxpayer of such net operating loss carry-back may be assessed.

If the period within which a deficiency may be assessed under any other applicable provision of law, both in the case where an excess profits tax return was required to be filed for the taxable year of the loss or unused credit which resulted in the carry-back and in the case where no excess profits tax return was required to be filed for such taxable year, is longer than the period provided in section 276 (d), a deficiency attributable to the application to the taxpayer of such carry-back may be assessed at any time prior to the expiration of such longer period.

PAR. 4. There is inserted immediately preceding § 29.322–1 the following:

SEC. 5. PERIOD OF LIMITATION IN CASE OF CARRY-BACKS. (Tax Adjustment Act of 1945.)

(a) Section 322 (b) (5) of the Internal Revenue Code is amended by striking the words "or of a carry-back" where they appear in subparagraph (B) thereof, and by striking the last sentence and inserting in lieu thereof the following: "If the claim for credit or refund relates to an overpayment on account of the effect that the deductibility of such a debt or loss has on the application to the taxpayer of a carry-back, the period shall be either seven years from the date prescribed by law for filing the return for the year of the net operating loss or the unused excess profits credit which results in such carry-back or the period prescribed in paragraph (6), whichever expires the later. In the case of a claim described in this paragraph, the amount of the credit or refund may exceed the portion of the tax paid within the period prescribed in paragraph (2) or (3), whichever is applicable, to the extent of the amount of the overpayment attributable to the deductibility of items described in this paragraph."

(b) Section 322 (b) of the Internal Revenue Code is amended by inserting immediately following paragraph (5) the following new paragraph:

(6) *Special period of limitation with respect to net operating loss carry-backs and unused excess profits credit carry-backs.* If the claim for credit or refund relates to an overpayment attributable to a net operating loss carry-back or to an unused excess profits credit carry-back, in lieu of the three-year period of limitation prescribed in paragraph (1), the period shall be that period which ends with the expiration of the three-year period prescribed in paragraph (1) or the period prescribed in paragraph (3), whichever expires later, within which claim for credit or refund may be filed with respect to the taxable year of the net operating loss or the unused excess profits credit which results in such carry-back. In the case of such a claim, the amount of the credit or refund may exceed the portion of the tax paid within the period provided in paragraph (2) or (3), whichever is applicable, to the extent of the amount of the overpayment attributable to such carry-back.

(c) Section 322 (d) of the Internal Revenue Code is amended by striking the period at the end thereof and inserting in lieu thereof the following: "; or (3), if such portion was not paid within the period described in clause (1), but the notice of deficiency was mailed within the period prescribed in subsection (b) (6) for the filing of a claim for credit or refund of an overpayment attributable to a carry-back, or such a claim was filed, that such portion does not exceed the amount of the overpayment attributable to a carry-back".

(d) Section 322 of the Internal Revenue Code is amended by inserting immediately following subsection (f) the following new subsection:

(g) *Overpayments attributable to net operating loss carry-backs and unused excess profits credit carry-backs.* If the allowance of a credit or refund of an overpayment of tax attributable to a net operating loss carry-back or to an unused excess profits credit carry-back is otherwise prevented by the operation of any law or rule of law other than section 3761, relating to compromises, such credit or refund may be allowed or made, if claim therefor is filed within the period provided in subsection (b) (6). If the allowance of an application, credit or refund of a decrease in tax determined under section 3780 (b) is otherwise prevented by the operation of any law or rule of law other than section 3761, such application, credit or refund may be allowed or made if application for a tentative carry-back adjustment is made within the period provided in section 3780 (a). In the case of any such claim for credit or refund or any such application for a tentative carry-back adjustment, the determination by any court, including The Tax Court of the United States, in any proceeding in which the decision of the court has become final, shall be conclusive except with respect to the net operating loss deduction and the unused excess profits credit adjustment, and the effect of such deduction or adjustment, to the extent that such deduction or adjustment is affected by a carry-back which was not in issue in such proceeding.

* * * * *

(f) *Effective date.* The amendments made by this section shall be applicable with respect to all taxable years beginning after December 31, 1940, except that the amendment made by subsection (d) shall not be applicable to any taxable year with respect to which the taxpayer and the Commissioner have entered into a closing agreement under the provisions of section 3760, prior to the date of enactment of this Act, in any case in which it is expressly provided in such closing agreement that the tax liability for such taxable year is not to be affected by a net operating loss carry-back or by an unused excess profits credit carry-back.

SEC. 122. REPEAL OF EXCESS PROFITS TAX IN 1946. (Revenue Act of 1945.)

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(e) *Claims for refund based on carry-backs*—(1) *In general.* The first sentence of section 322 (b) (6) (relating to periods of limitation with respect to claims for refund based on carry-backs) is amended to read as follows: "If the claim for credit or refund relates to an over-payment attributable to a net operating loss carry-back or to an unused excess profits credit carry-back, in lieu of the three-year period of limitation prescribed in paragraph (1), the period shall be that period which ends with the expiration of the fifteenth day of the thirty-ninth month following the end of the taxable year of the net operating loss or the unused excess profits credit which results in such carry-back, or the period prescribed in paragraph (3) in respect of such taxable year, whichever expires later."

(2) *Taxable years to which applicable.* The amendment made by this subsection shall be applicable to claims for credit or refund with respect to taxable years beginning after December 31, 1940.

* * * * * *

PAR. 5. Section 29.322–7, as amended by Treasury Decision 5593, approved March 20, 1946, is further amended as follows:

(A) By striking the last sentence of paragraph (a) and inserting in lieu thereof the following sentence: "The provisions of this paragraph are subject to the exceptions provided in paragraphs (b), (c), (d), and (e) of this section and in section 201 of Public Law 291 (79th Congress), approved December 29, 1945, extending to December 31, 1946, the time for filing a claim for credit or refund based upon an overpayment of the tax as a result of the failure to take a war loss deduction in respect of property considered destroyed or seized under section 127 (a) of the Code for a taxable year beginning in 1941 or 1942."

(B) By striking subparagraph (2) of paragraph (c) and inserting in lieu thereof the following:

(2) The effect that the deductibility of a debt or loss described in subparagraph (1) of this paragraph has on the application to the taxpayer of a capital loss carry-over provided in section 117 (e), a net operating loss carry-over provided in section 122 (b), or an unused excess profits credit carry-over provided in section 710 (c) (3),

(C) By striking the second sentence of paragraph (c) which begins with the words "In the case of such a claim" and inserting in lieu thereof the following:

If the claim for credit or refund relates to an over-payment on account of the effect that the deductibility of a debt or loss described in subparagraph (1) of this paragraph has on the application to the taxpayer of a net operating loss carry-back provided in section 122 (b) or an unused excess profits credit carry-back provided in section 710 (c) (3), such period shall be whichever of the following two periods expires later:

(i) Seven years from the date prescribed by law for filing the return (determined without regard to any extension of time for filing such return) for the taxable year of the net operating loss or the unused excess profits credit; or

(ii) The period prescribed in paragraph (e) of this section.

In the case of any claim described in this section the amount of the credit or refund may exceed the portion of the tax paid within the period provided in paragraph (a) or (b) of this section, whichever is applicable, to the extent of the amount of the overpayment attributable to the deductibility of items described in this section.

(D) By striking "(i)" and "(ii)" where they appear in the first paragraph of paragraph (c) and inserting in lieu thereof "(A)" and "(B)," respectively.

(E) By striking the second paragraph of paragraph (c) and inserting in lieu thereof the following:

If claim for credit or refund is not filed within the applicable period described in the preceding paragraph, then credit or refund may be allowed or made only if claim therefor is filed, or if such credit or refund is allowed or made, within any period prescribed in paragraph (a) or (b) of this section, whichever is applicable, subject to the provisions of such paragraph (a) or (b), limiting the amount of credit or refund in the case of a claim filed, or, if no claim was filed, in the case of credit or refund allowed or made within such applicable period as prescribed in such paragraph (a) or (b).

(F) By striking subdivision (ii) of paragraph (d) (1) and inserting in lieu thereof the following:

(ii) If such portion of the tax was not paid within the period described in subdivision (i) of this subparagraph, but the notice of deficiency was mailed within seven years from the time prescribed for filing the return (determined without regard to any extension of time for filing such return), or a claim of the type described in paragraph (c) of this section was filed, that such portion of the tax does not exceed the amount of the overpayment attributable to the deductibility of items described in such paragraph (c); or

(iii) If such portion of the tax was not paid within the period described in subdivision (i) of this subparagraph, but the notice of deficiency was mailed within the period prescribed in paragraph (e) of this section for the filing of a claim for credit or refund of an overpayment attributable to a net operating loss carry-back or an unused excess profits credit carry-back, or such a claim was filed, that such portion of the tax does not exceed the amount of the overpayment attributable to the carry-back.

The amount of the overpayment attributable to the deductibility of items described in paragraph (c) of this section or to a carry-back shall be determined under the provisions of paragraphs (c) and (e), respectively, of this section. For the limitation on the allowance of interest for any portion of an overpayment described in subdivision

(ii) or (iii) of this subparagraph, see section 3771 (d) or (e), whichever is applicable.

(G) By adding at the end thereof the following new paragraph.

(e) *Overpayment on account of net operating loss carry-backs and unused excess profits credit carry-backs*—(1) *Special period of limitation.* If the claim for credit or refund relates to an overpayment attributable to a net operating loss carry-back, provided in section 122 (b), or to an unused excess profits credit carry-back, provided in section 710 (c) (3), then in lieu of the three-year period from the date the return was filed in which the claim may be filed or credit or refund allowed or made, as prescribed in paragraph (a) of this section, the period shall be whichever of the following two periods expires later:

(i) The period which ends with the expiration of the 15th day of the 39th month following the end of the taxable year of the net operating loss or the unused excess profits credit which resulted in the carry-back; or

(ii) The period which ends with the expiration of the period prescribed in paragraph (b) of this section within which a claim for credit or refund may be filed with respect to the taxable year of the net operating loss or the unused excess profits credit which resulted in the carry-back.

In the case of such a claim, the amount of the credit or refund may exceed the portion of the tax paid within the period prescribed in paragraph (a) or (b) of this section, whichever is applicable, to the extent of the amount of the overpayment attributable to the carry-back. Such a credit or refund cannot exceed the sum of the following:

(a) The portion, if any, of the tax paid within the period provided in paragraph (a) or (b) of this section, whichever is applicable, and

(b) The amount of the overpayment attributable to the carry-back.

The portion of an overpayment attributable to a carry-back shall be determined by treating the net operating loss reduction and the unused excess profits credit adjustment, to the extent that they are increased by the net operating loss carry-back or the unused excess profits credit carry-back, as the first adjustments to be made in computing such overpayment.

If claim for credit or refund is not filed, and if credit or refund is not allowed or made, within the period described in the preceding paragraph, then credit or refund may be allowed or made only if claim therefor is filed, or if such credit or refund is allowed or made, within any period prescribed in paragraph (a) or (b) of this section, whichever is applicable, subject to the provisions of such paragraph (a) or (b), limiting the amount of credit or refund in the case of a claim filed, or if no claim was filed, in the case of credit or refund allowed or made within such applicable period.

In the case of an overpayment of excess profits tax attributable to an unused excess profits credit carry-back which itself is produced, or is increased in amount, by a net operating loss carry-back, such overpayment is to be considered as attributable to the net operating loss carry-back to the extent that there would have been no overpayment of excess profits tax if there had been no net operating loss carry-back. Claim for credit or refund of that portion of the overpayment of excess profits tax which is thus attributable to the net operating loss carry-back may be filed, or credit or refund allowed or made, at any time prior to the expiration of the period within which claim for credit or refund of an overpayment attributable to the net operating loss carry-back may be filed or such credit or refund allowed or made if no claim is filed.

For the limitation on the allowance of interest for an overpayment where credit or refund is subject to the provisions of section 322 (b) (6), see section 3771 (e).

(2) *Barred overpayments.* If the allowance of a credit or refund of an overpayment of tax attributable to a net operating loss carry-back or to an unused excess profits credit carry-back is otherwise prevented by the operation of any law or rule of law (other than section 3761, relating to compromises), such credit or refund may be allowed or made under the provisions of section 322 (g) if a claim therefor is filed within the period provided in section 322 (b) (6) and § 29.322–7 (e) (1) for filing a claim for credit or refund of an overpayment attributable to a carry-back. Similarly, if the allowance of an application, credit or refund of a decrease in tax determined under section 3780 (b) is otherwise prevented by the operation of any law or rule of law (other than section 3761), such application, credit or refund may be allowed or made if an application for a tentative carry-back adjustment is filed within the period provided in section 3780 (a). Thus, for example, even though the tax liability for a given taxable year has previously been litigated before The Tax Court of the United States, credit or refund of an overpayment may be allowed or made, despite the provisions of section 322 (c), if claim for such credit or refund is filed within the period provided in section 322 (b) (6) and § 29.322–7 (e) (1). In the case of a claim for credit or refund of an overpayment attributable to a carry-back, or in the case of an application for a tentative carry-back adjustment, the determination of any court, including The Tax Court of the United States, in any proceeding in which the decision of the court has become final, shall be conclusive except with respect to the net operating loss deduction and the unused excess profits credit adjustment, and the effect of such deduction or adjustment, to the extent that such deduction or adjustment is affected by a carry-back which was not in issue in such proceeding. The provisions of section 322 (g), however, are not to apply to any taxable year with respect to which the Commissioner and the taxpayer have entered into a closing agreement under section 3760 prior to July 31, 1945, the date of enactment of the Tax Adjustment Act of 1945, in which it is expressly provided that the tax liability for such taxable year is not to be affected by a net operating loss carry-back or by an unused excess profits credit carry-back.

The provisions of section 322 (g) may be illustrated by the following example:

Example. Corporation A, which keeps its books and makes its tax returns on the calendar year basis, filed its income and excess profits tax returns for 1944 on March 15, 1945. The corporation claimed $100,000 as a deduction for depreciation on such returns. The Commissioner asserted that only $60,000 was properly allowable as a deduction for depreciation, and he further asserted that the corporation had realized certain long-term capital gains in 1944 which it improperly failed to include in its gross income. These issues were litigated before The Tax Court of the United States which sustained the Commissioner's determinations with respect to both the deduction for depreciation and the capital gains. Pursuant to the decision of The Tax Court, which became final on December 15, 1946, deficiency judgments were entered for the Commissioner with respect to both the income tax and the excess profits tax of the corporation for the year 1944. In computing the deficiency in excess profits tax, proper adjustment was made by The Tax Court for an unused excess profits credit carry-back from the year 1945 to 1944. The corporation did not appeal The Tax Court's decision. In a decision which became final on May 1, 1947, the Supreme Court decided that gains of the type held taxable as long-term capital gains by The Tax Court in the above proceeding are not subject to tax. The corporation sustained net operating losses in both 1946 and 1947 and had an unused excess profits credit for 1946. The net operating loss sustained by the corporation in 1947, when carried back to 1945, increased the unused excess profits credit for 1945. If proper claims for credit or refund are filed within the period provided in section 322 (b) (6) and § 29.322–7 (e) (1), the corporation may be allowed credit or refund of such portions of the overpayments of its income tax, its excess profits tax, and any other tax affected, for 1944 as are attributable to the net operating loss carry-back or unused excess profits credit carry-backs which result from the above losses and unused credits. In computing such overpayments, no adjustment is to be made with respect to the gains held taxable as long-term capital gains by The Tax Court or with respect to any other item, except the net operating loss deduction and the unused excess profits credit adjustment, which entered into the determination of the corporation's income tax and excess profits tax for 1944. The net operating loss deduction and excess profits credit adjustment, however, may be adjusted to the extent that they are affected by a carry-back which was not in issue in the above proceeding before The Tax Court. Likewise, adjustments may be made to reflect the effect of such net operating loss deduction and unused excess profits credit adjustment on any other items which enter into the determination of the tax liability. Thus, for example, any deduction limited by net income or adjusted gross income, such as the deduction for charitable contributions, is to be recomputed on the basis of the net income or adjusted gross income as affected by the carry-back. The portion of the overpayment attributable to the net operating loss carry-back or the unused excess profits credit carry-back is to be determined by treating the net operating loss deduction and the unused excess profits credit adjustment, to the extent that they are increased by a net operating loss carry-back or an unused excess profits credit carry-back, as the first adjustments to be made in computing such overpayment.

PAR. 6. The amendments to Regulations 111 (covering taxable years beginning after December 31, 1941) made by paragraphs 1 through 5 of this Treasury decision are hereby made applicable to taxable years beginning after December 31, 1940 and prior to January 1, 1942 (such years being covered by Regulations 103 (26 CFR, Part 19)).

(Section 62 of the Internal Revenue Code (53 Stat. 32; 26 U.S.C., 62), sections 5 and 6 (a) of the Tax Adjustment Act of 1945 (Public Law 172, 79th Congress), and section 122 (e) and (f) of the Revenue Act of 1945 (Public Law 214, 79th Congress))

[SEAL] JOSEPH D. NUNAN, Jr.,
Commissioner of Internal Revenue.

Approved: May 27, 1946.

JOSEPH J. O'CONNELL, Jr.,
Acting Secretary of the Treasury.

[F. R. Doc. 46-9084; Filed, May 29, 1946; 11:50 a. m.]

TITLE 30—MINERAL RESOURCES

Chapter VI—Solid Fuels Administration for War

PART 602—GENERAL ORDERS AND DIRECTIVES

DIRECTION TO ALL BITUMINOUS COAL PRODUCERS IN DISTRICTS 1–4, 6–11 AND 13, CONCERNING DISPOSITION OF COAL

In order to provide for the supply of bituminous coal for those uses most essential to the health of the Nation, and to avoid hardships and distress, in as far as possible, the following direction is issued pursuant to SFAW Regulation No. 1, as amended:

1. Pending further instructions from SFAW, each producer of bituminous coal at each mine operated by him in Districts Nos. 1, 2, 3, 4, 6, 7, 8, 9, 10, 11 and 13 shall:

(a) Hold unbilled on mine tracks all coal thereon.

(b) Hold unbilled on all assigned tracks all coal thereon.

(c) Hold unbilled at scales all coal thereat.

(d) Hold unbilled at any other facilities all coal thereat.

Provided, however, That if there is no cessation of mining at any such mine, or if mining is resumed and is continuing at any such mine, cars shall be held only insofar as practicable and consistent with continued full operation, but in no event shall any coal be moved from the mine tracks, or from assigned tracks, or shipped from scales or other facilities after cessation of mining without permission from SFAW.

2. Each producer referred to in the preceding paragraph shall report forthwith to the Area Distribution Manager for his Area the number of cars, by sizes of coal, held pursuant to this direction (1) on mine and assigned tracks, and (2) at scales and other facilities provided by the railroad.

3. This direction shall take effect immediately and remain in force until further notice.

4. No person shall be held liable for damages or penalties under any contract for any default which shall result directly or indirectly from compliance with the provisions of this direction.

(E.O. 9332, 8 F.R. 5355; E.O. 9125, 7 F.R. 2719; sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 176, 58 Stat. 827 and 59 Stat. 658)

Issued this 28th day of May 1946.

J. A. KRUG,
Solid Fuels Administrator for War.

[F. R. Doc. 46-9026; Filed, May 29, 1946; 10:22 a. m.]

TITLE 31—MONEY AND FINANCE: TREASURY

Chapter I—Monetary Offices, Department of the Treasury

PART 131—GENERAL LICENSES UNDER EXECUTIVE ORDER NO. 8389, APRIL 10, 1940, AS AMENDED, AND REGULATIONS ISSUED PURSUANT THERETO

GENERALLY LICENSING MEMBERS OF, AND PERSONS IN, GENERALLY LICENSED TRADE AREA

MAY 30, 1946.

General license No. 53A under Executive Order No. 8389, as amended, Executive Order No. 9193, as amended, section 5 (b) of the Trading with the Enemy Act, as amended by the First War Powers Act, 1941, relating to foreign funds control.

§ 131.53a *Generally licensing members of, and persons in, generally licensed trade area*—(a) *Members of generally licensed trade area licensed.* Notwithstanding the proviso of § 131.94 (a) (General License No. 94), members of the generally licensed trade area are hereby licensed to be regarded for all purposes as not blocked.

(b) *Persons licensed.* This section also licenses as a generally licensed national:

(1) Any individual in the generally licensed trade area, except an individual who on October 5, 1945 was in a blocked country other than a member of the generally licensed trade area, and

(2) Any partnership, association, corporation, or other organization which is a national of a blocked country solely by reason of the interest of persons licensed hereby,

Provided, That this license shall not apply with respect to any person whose name appears on the Proclaimed List of Certain Blocked Nationals.

(c) *Definitions.* As used in this section.

(1) The terms "member" and "generally licensed trade area" shall have the meaning prescribed in § 131.53 (General License No. 53); and

(2) The term "blocked country" shall be deemed to include countries licensed by § 131.94 (General License No. 94) except a country licensed by § 131.96 (General License No. 96).

(Sec. 5 (b), 40 Stat. 415 and 966; sec. 2, 48 Stat. 1; 54 Stat. 179; 55 Stat. 838; E.O. 8389, April 10, 1940, as amended by E.O. 8785, June 14, 1941, E.O. 8832, July 26, 1941, E.O. 8963, Dec. 9, 1941, and E.O. 8998, Dec. 26, 1941; E.O. 9193, July 6, 1942, as amended by E.O. 9567, June 8, 1945; Regulations, April 10, 1940, as amended June 14, 1941, July 26, 1941, and February 19, 1946).

[SEAL] FRED M. VINSON,
Secretary of the Treasury.

[F. R. Doc. 46-9032; Filed, May 29, 1946; 11.00 a. m.]

PART 131—GENERAL LICENSES UNDER EXECUTIVE ORDER NO. 8389, APRIL 10, 1940, AS AMENDED, AND REGULATIONS ISSUED PURSUANT THERETO

TRANSACTIONS INVOLVING PROPERTY IN WHICH CHINA, JAPAN, THAILAND AND HONG KONG HAVE INTEREST

MAY 30, 1946.

Revocation of General Licenses Nos. 54, 76 and 78 under Executive Order No. 8389, as amended, Executive Order No. 9193, as amended, section 5 (b) of the Trading With the Enemy Act, as amended by the First War Powers Act, 1941, relating to foreign funds control.

Section 131.54 (General License No. 54), issued July 26, 1941, § 131.76 (General License No. 76), issued December 9, 1941, and § 131.78 (General License No. 78), issued December 26, 1941, are hereby revoked, in view of paragraph (3) of Public Circular No. 10, as amended on the date hereof.

(Sec. 5 (b), 40 Stat. 415 and 966; sec. 2, 48 Stat. 1; 54 Stat. 179; 55 Stat. 838; E.O. 8389, April 10, 1940, as amended by E.O. 8785, June 4, 1941, E.O. 8832, July 26, 1941, E.O. 8963, Dec. 9, 1941, and E.O. 8998, Dec. 26, 1941; E.O. 9193, July 6, 1942, as amended by E.O. 9567, June 8, 1945; Regulations April 10, 1940, as amended June 14, 1941, July 26, 1941, and Feb. 19, 1946)

[SEAL] FRED M. VINSON,
Secretary of the Treasury.

[F. R. Doc. 46-9033; Filed, May 29, 1946; 11:00 a. m.]

APPENDIX B—PUBLIC CIRCULARS UNDER EXECUTIVE ORDER NO. 8389, APRIL 10, 1940, AS AMENDED, AND REGULATIONS ISSUED PURSUANT THERETO

EXTENSION OF LICENSES TO HONG KONG

MAY 30, 1946.

Amendment to Public Circular No. 10 under Executive Order No. 8389, as amended, Executive Order No. 9193, as amended, sections 3 (a) and 5 (b) of the Trading with the Enemy Act, as amended by the First War Powers Act, 1941, relating to foreign funds control.

Public Circular No. 10 is hereby amended to read as follows:

(1) The privileges of all general licenses are hereby extended to Hong Kong to the same extent as though Hong Kong were a part of China.

(2) The offices within Hong Kong of banks named in Schedule A of § 131.58 (General License No. 58) are hereby reinstated as appointed banks for the purposes of such license and as generally licensed nationals within the meaning of

§§ 131.59, 131.60 and 131.61 (General Licenses Nos. 59, 60 and 61).

(3) No transaction shall be deemed to require a license solely because it involves property in which a blocked country or national thereof had an interest which was extinguished prior to the date of the extension of the order to such country. In view of the provisions of this paragraph §§ 131.54, 131.76 and 131.78 (General Licenses Nos. 54, 76 and 78) have been revoked.

(Sec. 3 (a), 40 Stat. 412; sec. 5 (b), 40 Stat. 415 and 966; sec. 2, 48 Stat. 1; 54 Stat. 179; 55 Stat. 838; E.O. 8389, April 10, 1940, as amended by E.O. 8785, June 14, 1941, E.O. 8832, July 26, 1941, E.O. 8963, Dec. 9, 1941, and E.O. 8998, Dec. 26, 1941; E.O. 9193, July 6, 1942, as amended by E.O. 9567, June 8, 1945; Regulations, April 10, 1940, as amended June 14, 1941, July 26, 1941, and Feb. 19, 1946)

[SEAL] FRED M. VINSON,
Secretary of the Treasury.

[F. R. Doc. 46-9030; Filed, May 29, 1946; 11:00 a. m.]

APPENDIX B—PUBLIC CIRCULARS UNDER EXECUTIVE ORDER NO. 8389, APRIL 10, 1940, AS AMENDED, AND REGULATIONS ISSUED PURSUANT THERETO

APPLICATION OF LICENSES TO BRITISH MALAYA

MAY 30, 1946.

Revocation of Public Circular No. 16 under Executive Order No. 8389, as amended, Executive Order No. 9193, as amended, sections 3 (a) and 5 (b) of the Trading With the Enemy Act, as amended by the First War Powers Act, 1941, relating to foreign funds control.

Public Circular No. 16, issued February 18, 1942, is hereby revoked.

(Sec. 3 (a), 40 Stat. 412; sec. 5 (b), 40 Stat. 415 and 966; sec. 2, 48 Stat. 1; 54 Stat. 179; 55 Stat. 838; E.O. 8389, April 10, 1940, as amended by E.O. 8785, June 14, 1941, E.O. 8832, July 26, 1941, E.O. 8963, Dec. 9, 1941, and E.O. 8998, Dec. 26, 1941; E.O. 9193, July 6, 1942, as amended by E.O. 9567, June 8, 1945; Regulations, April 10, 1940, as amended June 14, 1941, July 26, 1941, and Feb. 19, 1946)

[SEAL] FRED M. VINSON,
Secretary of the Treasury.

[F. R. Doc. 46-9031; Filed, May 29, 1946; 11:00 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter VIII—Office of International Trade, Department of Commerce

Subchapter B—Export Control

[Amdt. 191]

PART 801—GENERAL REGULATIONS

PROHIBITED EXPORTATIONS; NYLON HOSIERY

Section 801.2 *Prohibited exportations* is hereby amended as follows:

The list of commodities set forth in paragraph (b) is amended by adding thereto the following commodities:

Dept. of Com. Sched. B No.	Commodity	Unit	G.L.V. dollar value limits, country group	
			K	E
385900	Nylon hosiery, unfinished, women's and children's (include blanks, or shapes, full-fashioned and circular knit)	------	10	10

(Sec. 6, 54 Stat. 714; 55 Stat. 206; 56 Stat. 463; 58 Stat. 671; 59 Stat. 270; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; E.O. 9630, 10 F.R. 12245; Order No. 390, 10 F.R. 13130)

Dated: May 24, 1946.

JOHN C. BORTON,
Director,
Requirements and Supply Branch.

[F. R. Doc. 46-9018; Filed, May 28, 1946; 4:40 p. m.]

[Amdt. 192]

PART 801—GENERAL REGULATIONS

REFUNDS OF SUBSIDY PAYMENTS

Section 801.16 *Refunds of subsidy payments* is hereby amended in the following particulars:

Paragraph (a) is amended to read as follows:

(a) No person shall export any of the types or varieties of food commodities set forth in paragraph (c) of this section of a value in excess of $10 for processed prunes and raisins or in excess of $1 for dry edible beans to any destination other than Hawaii, Alaska, the Virgin Islands (U. S.) or Puerto Rico; or any of the types or varieties of food commodities set forth in paragraph (d) of this section of a value in excess of $15 to any destination other than Hawaii, Alaska, the Virgin Islands (U. S.), or Puerto Rico; or any of the types or varieties of food commodities set forth in paragraph (e) of this section of a value in excess of $10 to any destination other than Hawaii, Alaska, the Philippine Islands, the Virgin Islands (U. S.), or Puerto Rico unless:

(1) Any subsidy payments made by the Department of Agriculture or other appropriate agency have been refunded in the amount, with respect to variety, grade and size, specified in paragraphs (c), (d) and (e) of this section, and

(2) There is presented to the Collector of Customs at the port of exit a Certificate of Subsidy Clearance issued by the Department of Agriculture or other appropriate agency which shall indicate the fact that the exporter has met the requirement specified in subdivision (1) of this paragraph (a) in regard to refunds of subsidy payments with respect to the commodities authorized for export, or that such refund is not required for the particular shipment.

This amendment shall become effective on June 11, 1946.

(Sec. 6, 54 Stat. 714; 55 Stat. 206; 56 Stat. 463; 58 Stat. 671; 59 Stat. 270; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; E.O. 9630, 10 F.R. 12245; Order No. 390, 10 F.R. 13130)

Dated: May 24, 1946.

JOHN C. BORTON,
Director,
Requirements and Supply Branch.

[F. R. Doc. 46-9019; Filed, May 28, 1946; 4:40 p. m.]

[Amdt. 193]

PART 802—GENERAL LICENSES

PERSONAL BAGGAGE AND PERSONAL EFFECTS

Section 802.11 *Personal baggage and personal effects* is hereby amended in the following respects:

Subparagraph (1) of paragraph (b) is hereby amended to read as follows:

(b) (1) *Foods, soaps and cotton fabrics.* The total domestic value of all cotton fabrics in the piece shall not exceed $25.00. The total domestic value of all soap, butter and other edible fats and oils shall not exceed $5.00. The total domestic value of all foods, including the $5.00 allowance for soap, butter and other edible fats and oils, shall not exceed $50.00.

The certification set forth in paragraph (c) is amended to read as follows:

I hereby certify that the commodities about to be exported under the general license for personal baggage and effects are (1) for my personal use or for use by my immediate family; (2) that they are not for resale; (3) that the total domestic value of all cotton fabrics in the piece does not exceed $25.00; of all soap, butter and other edible fats and oils does not exceed $5.00; and of all food, including butter and other edible fats and oils and soap does not exceed $50.00.

This certification applies to the contents of the following baggage:

------ Handbags, suitcases.
------ Trunks.
------ Other.

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(Exporting Carrier) (Signature)

This amendment shall become effective on June 3, 1946.

(Sec. 6, 54 Stat. 714; 55 Stat. 206; 56 Stat. 463; 58 Stat. 671; 59 Stat. 270; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; E.O. 9630, 10 F.R. 12245; Order No. 390, 10 F.R. 13130)

Dated: May 28, 1946.

JOHN C. BORTON,
Director,
Requirements and Supply Branch.

[F. R. Doc. 46-9020; Filed, May 28, 1946; 4:40 p. m.]

[Amdt. 194]

PART 816—LIMITED DISTRIBUTION LICENSE FOR WOMEN'S AND CHILDREN'S FINISHED AND UNFINISHED NYLON HOSIERY

Part 816 is hereby amended to read as follows:

Sec.
816.1 General provisions.
816.2 Clearance for export.
816.3 Period of validity.

AUTHORITY: §§ 816.1 to 816.3 inclusive, issued under sec. 6, 54 Stat. 714; 55 Stat. 206; 56 Stat. 463; 58 Stat. 671; 59 Stat. 270; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; E.O. 9630, 10 F.R. 12245; Order No. 390, 10 F.R. 13130.

§ 816.1 *General provisions.* (a) There is hereby established a limited distribution license designated "LDL" authorizing, subject to the other provisions of this part and subject to the conditions contained in the license issued by the Department of Commerce, the exportation of women's and children's finished and unfinished nylon hosiery, Department of Commerce, Schedule B Nos. 385410 and 385900.

(b) Applications for limited distribution licenses to export women's and children's finished and unfinished nylon hosiery must be filed with the Requirements and Supply Branch, Office of International Trade, Department of Commerce, Washington 25, D. C. on Forms FEA 48 (Application for Limited Production License) and IT 41 (Limited Distribution Schedule). All of the terms, conditions, provisions and instructions contained in such forms are hereby incorporated in and made a part of the regulations in this subchapter.

(c) Any person to whom a limited distribution license to export women's and children's finished and unfinished nylon hosiery has been issued by the Department of Commerce, may, during the period of the validity of the license, export under such license to each country or group of countries listed in the Distribution Schedule attached to his application not more than the quantity of finished or unfinished nylon hosiery approved by the Department of Commerce for export to such country or group of countries in said distribution schedule.

(d) Limited distribution licenses for women's and children's finished and unfinished nylon hosiery may be amended by the Department of Commerce upon application of the holder of such license in a letter addressed to the Requirements and Supply Branch, Office of International Trade, Department of Commerce, Washington 25, D. C. Amendments will be issued in a letter which shall be considered a part of the license to which the amendment is applicable.

§ 816.2 *Clearance for export.* (a) The provisions of § 801.7 of this subchapter shall not apply to exportations under any limited distribution license for women's and children's finished and unfinished nylon hosiery. In lieu of the presentation of the export license an exporter making an exportation of finished or unfinished nylon hosiery under the Limited Distribution License shall present to the United States Collector of Customs at the port of exit a Shipper's Export Declaration bearing the symbol "LDL," and the number of the limited distribution license pursuant to which such exportation is being made.

(b) The use by any exporter of the symbol "LDL" on a Shipper's Export Declaration for the purpose of clearing an exportation of finished or unfinished nylon hosiery constitutes a certification by the exporter (1) that the exportation of the commodities described in such Shipper's Export Declaration is authorized under the limited distribution license therein identified to the destination specified; (2) that the type and quantity of such commodities are within the limitations set by the distribution schedule relating to such license; (3) that the women's and children's finished or unfinished nylon hosiery is being sold in accordance with the provisions of the Second Revised Maximum Export Price Regulation of the Office of Price Administration; and (4) that all of the other provisions and conditions of the license have been met.

§ 816.3 *Period of validity.* Limited distribution licenses for women's and children's finished and unfinished nylon hosiery shall be valid during the calendar quarter in which the license is issued plus the first 60 days of the succeeding calendar quarter unless the period of validity is reduced or extended by the Department of Commerce, or is otherwise indicated on the license. All limited distribution licenses for women's and children's finished and unfinished nylon hosiery are subject to revocation or revision at any time by the Department of Commerce.

Dated: May 24, 1946.

JOHN C. BORTON,
Director,
Requirements and Supply Branch.

[F. R. Doc. 46-9021; Filed, May 28, 1946; 4:40 p. m.]

Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong.; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

PART 1010—SUSPENSION ORDERS

[Suspension Order S-939]

THEODORE G. MEYER

Theodore G. Meyer is a general contractor located at 200 Quint Street, San Francisco, and is engaged in the building of small family dwellings. On January 28, 1946, Theodore G. Meyer was authorized on Form CPA-4386, Serial No. 66-121-00098, to carry on the construction of 38 housing units located in Miraloma Park Subdivision, San Francisco, California pursuant to Veterans' Housing Program under PR-33 and assigned an HH rating to procure certain construction materials. In February of 1946, Theodore G. Meyer applied HH ratings granted pursuant to the above authorization to obtain 760,000 board feet of lumber although only 565,068 board feet of lumber were required to complete the 38 houses. The application of these HH ratings to get 194,392 board feet of lumber in excess of the amount required to meet his construction schedule constituted a grossly negligent violation of Direction 1 to Priorities Regulation No. 33 and Priorities Regulation No. 3. On February 1, 1946, Theodore G. Meyer, placed an order bearing HH ratings assigned pursuant to the foregoing authorization for the purchase of 1,200 doors, although only 600 doors were required to complete the above project. The placing of these rated orders for 600 doors in excess of the amount required to complete the project constituted a wilful violation of Priorities Regulations Nos. 1 and 33. These violations have diverted critical materials to uses not authorized by the Civilian Production Administration. In view of the foregoing, it is hereby ordered that:

§ 1010.939 *Suspension Order No. S-939.* (a) For a period of four months from the effective date of this order, no authorization shall be granted to Theodore G. Meyer to do construction or use preference ratings nor shall he apply or extend any preference ratings during such period, Provided that the provisions of this order shall not apply to the completion of the 38 houses located in Miraloma Park Subdivision, San Francisco, California, and authorized on Form CPA-4386, project Serial No. 66-121-00098.

(b) Theodore G. Meyer shall refer to this order in any application or appeal which he may file with the Civilian Production Administration or the FHA for priorities assistance or for authorization to carry on construction.

(c) Nothing contained in this order shall be deemed to relieve Theodore G. Meyer from any restriction, prohibition, or provision contained in any other order or regulation of the Civilian Production Administration, except insofar as the same may be inconsistent with the provisions hereof.

(d) The restrictions and prohibitions contained herein shall apply to Theodore G. Meyer, his successors and assigns or persons acting on his behalf. Prohibitions against the taking of any action include the taking indirectly as well as directly of any such action.

(e) This order shall take effect on the 30th day of May 1946.

Issued this 20th day of May 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-8991; Filed, May 28, 1946; 11:46 a. m.]

Chapter XI—Office of Price Administration

PART 1499—COMMODITIES AND SERVICES

[MPR 188, Corr. to Amdt. 77]

MANUFACTURERS' MAXIMUM PRICES FOR CONSUMERS GOODS OTHER THAN APPAREL

The example in § 1499.157 (a) (4) (ii) is corrected to read as follows:

(Example of the above computation)

Unit direct cost of the article being priced, $9.00

Unit direct costs of comparable articles selected according to (2)	Maximum selling price for each such article	Dollar mark-up for each such article	Average dollar mark-up for such articles	Average percentage mark-up for such articles
$10 7	$14 9	$4 2	[1] $23 [3] —17	[1] $23 [3] —17
----------	----------	----------	[5] 6	[6] 6

[1] Sum of maximum prices.
[2] Sum of unit direct costs.
[3] Divided by $2 equals $6.
[4] Divided by $17 equals 35.3%.

Unit direct cost plus average percentage mark-up equal $9 plus $3.18 equals $12.18.
Unit direct cost plus average dollar mark-up equals $9 plus $3 equals $12.
Maximum selling price of article being priced (the lower of above two sums) $12.

Issued this 28th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8999; Filed, May 29, 1946; 4:03 p. m.]

PART 1305—ADMINISTRATION

[SO 125,[1] Amdt. 35]

BIAS TAPE OR BINDING

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Supplementary Order No. 126 is amended in the following respects:

1. Section 10(h) is added to read as follows:

(h) Bias tape or binding 2 inches or less in width; narrow fabrics, other than woven or braided, made by fastening parallel cotton yarn warps together with adhesives; and web felts, web slings, web straps and animal halters made of non-elastic webbing woven or braided 12 inches or less in width. However, every manufacturer of any group of commodities listed in column A who in any calendar month beginning with May 1946, produces a quantity in that group equal to or exceeding that in column B shall report on or before the 15th day of the following month to the Office of Price Administration, Cotton Section, Textile Price Branch, Washington 25, D. C., his name and address and the specific group which he manufactures. The report shall also contain the following information for each item listed in column C produced by him during the month covered by the report; (1) the put-up; (2) the yardage per unit of put-up; (3) the put-up and yardage per unit of put-up prior to May 1, 1946 (unless previously reported pursuant to this section); (4) the ceiling price under the General Maximum Price Regulation (unless previously reported pursuant to this section); and (5) the highest price charged by him for the item during the preceding month. The maximum prices for any manufacturer who is required to report pursuant to this section shall be automatically reinstated for all sales and deliveries during any period of time in which a report is overdue.

Column A Group	Column B Quantity of group	Column C Item in group
1. Size 5 bias tape or binding 2" or less in width, single or double fold, put up on cards in boxes (dozen cards to a box).	6,000 boxes	*a.* The two items having largest production.
2. Size 5 bias tape or binding 2" or less in width, whether flat or folded, put up in spools or coils.	6,000,000 yards	*a.* The two items having largest production.

This amendment shall become effective May 29, 1946.

NOTE: The reporting requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 29th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9053; Filed, May 29, 1946; 11:30 a. m.]

PART 1305—ADMINISTRATION

[SO 126, Amdt. 36]

FUR SKINS, GARMENTS AND TRIMMINGS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Order 126 is amended in the following respects:

1. Section 8 (b) is amended by deleting the following items:

Fox, Gray
Opossum, North American
Raccoon
Skunk
Wolf

2. Section 9 (a) is amended by deleting the following items:

Fox, Gray
Opossum, North American
Raccoon
Skunk
Wolf

This amendment shall become effective May 29, 1946.

Issued this 29th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9054; Filed, May 29, 1946; 11:30 a. m.]

PART 1305—ADMINISTRATION

[SO 126, Amdt. 37]

MISCELLANEOUS ARTICLES EXEMPTED FROM PRICE CONTROL

A statement of the considerations involved in the issuance of this amendment issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Order No. 126 is amended in the following respects:

1. Section 2 (a) is amended by adding the following to the list of articles contained therein:

Electric curling irons
Hair straightening combs

2. Section 2 (b) is amended by adding the following to the list of articles contained therein:

Perfume atomizers
Cocktail mixers

3. Section 2 (b) is amended by changing the listing "articles of glassware, china or pottery for decorative household use . . . " to read as follows:

Articles of glassware, china, pottery, or metal for decorative household use (except lamp bases and articles for the preparation, storage, and service of food and beverages).

4. Section 2 (c) is amended by adding the following to the list of articles contained therein:

Ironing board pads and covers

5. Section 2 (j) is amended by adding the following to the list of articles contained therein:

Pliers specially designed for optical use.

6. Section 2 (k) is amended by adding the following to the list of articles contained therein:

Advertising signs which contain clocks

7. Section 2 (l) is amended by changing the listing "coir yarn mats" to read "coir yarn mats, matting and rugs."

8. Section 2 (l) is amended by adding the following to the list of articles contained therein:

Door mats
Rubber, composition, and fabric stair treads
Hand looms
Baby swings
Baby seats and beds designed for use in automobiles
Sun dials
Absorbent cases designed for holding and protecting fragile liquid containers during transportation
Ollas and bases for ollas
Laundry and dry cleaning identification tags

This amendment shall become effective May 29, 1946.

Issued this 29th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9055; Filed, May 29, 1946; 11:31 a. m.]

PART 1305—ADMINISTRATION

[SO 126,[1] Amdt. 38]

LEATHER AND LEATHER ARTICLES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Order 126 is amended in the following respect;

Section 8 is amended by adding a new paragraph (d) to read as follows:

(d) *Leather and leather articles of the following kinds.* Alligator, crocodile and ostrich rawskins or pieces thereof and leather tanned from such rawskins or pieces, domestic or imported, and all articles manufactured of such leather in which at least 90% of the area of the external surface (in shoes, this means 90% of the external surface of the upper of each shoe) consists of genuine alligator, crocodile or ostrich leather. This does not include any article in which the outer covering is constructed, in whole or part, by sewing together with a zigzag or other stitch pieces cut from alligator, crocodile or ostrich leather scrap if the average size of the pieces of such leather in the finished articles is less than four square inches.

This amendment shall become effective May 20, 1946.

Issued this 29th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9056; Filed, May 29, 1946; 11:31 a. m.]

[1] 10 F.R. 10200, 11348, 11512, 12919, 13110, 13071, 13776, 14396, 14634, 14735, 14899, 15346; 11 F.R. 681, 712, 1774, 2375, 2375, 2375, 2989, 3541, 3596, 3793, 4583, 4831, 4861.

PART 1499—COMMODITIES AND SERVICES

[Rev. SR 11, Amdt. 85]

DRESSING, DYEING AND PROCESSING

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Paragraph (f) (5) of § 1499.46 is amended to read as follows:

(5) Dressing, dyeing, and processing (such as blending, tipping, shearing, etc.) of such fur skins and peltries as are suspended from price control under Article II, section 8 of SO 126.

This amendment shall become effective May 29, 1946.

Issued this 29th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9050; Filed, May 29, 1946; 11:29 a. m.]

PART 1430—UNPROCESSED AGRICULTURAL COMMODITIES

[MPR 426,[1] Amdt. 183]

FRESH FRUITS AND VEGETABLES FOR TABLE USE, SALES EXCEPT AT RETAIL

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

In Appendix H of section 15, tables 10, 10 (a), 11, and 12 are amended to read respectively as follows:

TABLE 10—MAXIMUM PRICES FOR CANTALOUPS AND HONEYBALL MELONS

Column 1 Item No.	Column 2 Type, variety, style of pack, etc.	Column 3 Unit	Column 4 Season	Column 5 Maximum prices f.o.b. shipping points in California and Arizona [1]	Column 6 Maximum prices for sales delivered to any wholesale receiving point in any quantity [2]	Column 7 Maximum prices for sales in less than carlots of less than trucklots delivered to the premises of any retail store, Government procurement agency, or institutional buyer [3]
1	Cantaloup or honeyball melons in jumbo crates with a net weight of 77 pounds or more.	Jumbo crate	January 1-July 5	$4.55	Col. 5 price plus freight from El Centro, California, plus protective services stated in Table A below.	Col. 6 price plus 95¢.
2			July 6-July 25	3.85	Col. 5 price plus freight from Mendota, California, plus protective services stated in Table A below.	
3			July 26-December 31	3.35		
4	Cantaloup or honeyball melons in standard crates with a net weight of 65 pounds or more.	Standard crate	January 1-July 5	3.70	Col. 5 price plus freight from El Centro, California, plus protective services stated in Table A below.	Col. 6 price plus 85¢.
5			July 6-July 25	3.15	Col. 5 price plus freight from Mendota, California, plus protective services stated in Table A below.	
6			July 26-December 31	2.70		
7	Cantaloup or honeyball melons in pony crates with a net weight of 55 pounds or more.	Pony crate	January 1-July 5	3.10	Col. 5 price plus freight from El Centro, California, plus protective services stated in Table A below.	Col. 6 price plus 70¢.
8			July 6-July 25	2.65	Col. 5 price plus freight from Mendota, California, plus protective services stated in Table A below.	
8a			July 26-December 31	2.30		
9	Cantaloup or honeyball melons in jumbo crates with a net weight of less than 77 pounds, in standard crates with a net weight of less than 65 pounds, in pony crates with a net weight of less than 55 pounds, and in all other containers.	Pound	January 1-July 5	.0568	Maximum price for item 1 above divided by 80	Col. 6 price plus 1¾¢.
10			July 6-July 25	.0482	Maximum price for item 2 above divided by 80	
11			July 26-December 31	.0418	Maximum price for item 3 above divided by 80	
12	Cantaloup or honeyball melons in bulk (no container).	Pound	January 1-July 5	.0460	Col. 5 price plus freight from El Centro, California.	Col. 6 price plus 2¼¢.
13			July 6-July 25	.0314		
14			July 26-December 31	.0260	Col. 5 price plus freight from Mendota, California.	

[1] For f. o. b. shipping point prices in certain other States, see Table 10 (a) below.
[2] In figuring a price under this column, the Column 5 price to be used is the price in effect at the time of sale at the wholesale receiving point.
[3] For the sellers covered by Column 7 see general provisions of this appendix.

TABLE 10 (A)—MAXIMUM PRICES F. O. B. SHIPPING POINTS IN STATES OTHER THAN CALIFORNIA AND ARIZONA, FOR CANTALOUPS AND HONEYBALL MELONS—JULY 26—END OF SEASON

States	Container	Minimum net weight (pounds)	F. o. b. shipping point price		States	Container	Minimum net weight (pounds)	F. o. b. shipping point price	
			Per container	Per pound				Per container	Per pound
Colorado, New Mexico, Texas and Utah.	Jumbo	77	$3.55	----------	Georgia, North Carolina, South Carolina and Ohio.	Jumbo	77	$4.20	----------
	Standard	65	3.00	----------		Standard	65	3.40	----------
	Any other container	----------	----------	$0.0462		Any other container	----------	----------	$0.0524
	Bulk—no container	----------	----------	0.0294		Bulk—no container	----------	----------	0.0336
Oregon and Washington	Jumbo	77	3.70	----------	Delaware, Maryland, New Jersey, and New York.	Jumbo	77	4.25	----------
	Standard	65	3.15	----------		Standard	65	3.70	----------
	Any other container	----------	----------	0.0485		Any other container	----------	----------	0.0570
	Bulk—no container	----------	----------	0.0317		Bulk—no container	----------	----------	0.0401
Arkansas, Illinois, Indiana, Iowa, Kansas, Michigan, and Oklahoma.	Jumbo	77	4.05	----------					
	Standard	65	3.45	----------					
	Any other container	----------	----------	0.0531					
	Bulk—no container	----------	----------	0.0363					

[1] 10 F.R. 8021, 7500, 7539, 7578, 7668, 7683, 7799, 8069, 8239, 8238, 8612, 8467, 8611, 8657, 8905, 8936, 9023, 9118, 9119, 9277, 9447, 9628, 9928, 10087, 10025, 10229, 10311, 10303, 11072, 12213, 12084, 12408, 12447, 12532, 12637, 12702, 12745, 12960, 13129, 13271, 13313, 13369, 13595, 13776, 14027, 15035, 15174; 11 F.R. 557, 608, 1102, 1356, 1213, 1526, 1819, 1819, 2931, 2771, 2822, 3158, 3089, 3300, 3600, 3793, 4292, 4295, 4390.

TABLE 11—MAXIMUM PRICES FOR HONEYDEW MELONS

Column 1	Column 2	Column 3	Column 4	Column 5	Column 6	Column 7
Item No.	Type, variety, style of pack, etc.	Unit	Season	Maximum prices f. o. b. shipping points in Arizona and California	Maximum prices for sales delivered to any wholesale receiving point in any quantity [1]	Maximum prices for sales by certain persons in less than carlots or less than trucklots delivered to the premises of any retail store, Government procurement agency or institutional buyer.[2]
1	Honeydew melons in jumbo or standard honeydew crates with a net weight of 39 pounds or more	Honeydew crate	January 1–July 5	$2.60	Col. 5 price plus freight from El Centro, California, plus protective services stated in Table A below.	Col. 6 price plus 60¢
2			July 6–July 25	2.30		
3			July 26–December 31	2.10	Col. 5 price plus freight from Mendota, California, plus protective services stated in Table A below.	
4	Honey dew melons in jumbo cantaloup crates with a net weight of 58 pounds or more.	Jumbo crate	January 1–July 5	3.90	Col. 5 price plus freight from El Centro, California, plus protective services stated in Table A below.	Co. 6 price plus 95¢.
5			July 6–July 25	3.40		
6			July 26–December 31	3.15	Col. 5 price plus freight from Mendota, California, plus protective services stated in Table A below	
7	Honeydew melons in jumbo or standard crates with a net weight of less than 39 pounds, in jumbo cantaloup crates with a net weight of less than 58 pounds, and in all other containers.	Pound	January 1–July 5	.0999	Maximum price for item 1 above divided by 39.	Col. 6 price plus 1½¢.
8			July 6–July 25	.0585	Maximum price for item 2 above divided by 39.	
9			July 26–December 31	.0541	Maximum price for item 3 above divided by 39.	
10	Honeydew melons in bulk (no containers)	Pound	January 1–July 5	.0408	Col. 5 price plus freight from El Centro, Calif.	Col. 6 price plus 1½¢.
11			July 6–July 25	.0417	Col. 5 price plus freight from Mendota, Calif.	
12			July 26–December 31	.0373		

[1] In figuring a price under this column, the Column 5 price to be used is the price in effect at the time of sale at the wholesale receiving point.
[2] For the sellers covered by Column 7 see general provisions of this appendix.

TABLE 12—MAXIMUM PRICES FOR PERSIAN MELONS, CASABA MELONS, CRANSHAW MELONS, AND ALL OTHER MELONS (EXCEPT WATERMELONS) NOT MENTIONED IN APPENDIX II

Column 1	Column 2	Column 3	Column 4	Column 5	Column 6	Column 7
Item No.	Type, variety, style of pack, etc.	Unit	Season	Maximum prices f. o. b. shipping points in Arizona and California	Maximum prices for sales delivered to any wholesale receiving point in any quantity [1]	Maximum prices for sales by certain persons in less than carlots or less than truckslots delivered to the premises of any retail store, Government procurement agency or institutional buyer.[2]
1	Persian melons in jumbo Persian crates with a net weight of 44 pounds or more.	Jumbo crate	All year	$2.65	Col. 5 price plus freight from Mendota, California, plus protective services stated in Table A below.	Col. 6 price plus 5¢
2	Persian melons in standard Persian crates with a net weight of 37 pounds or more.	Standard crate	All year	2.30		Col. 6 price plus 6½¢
3	Persian melons in pony Persian crates with a net weight of 35 pounds or more.	Pony crate	All year	2.15		Col. 6 price plus 7¢
4	Persian melons in jumbo Persian crates with a net weight of less than 44 pounds, in standard Persian crates with a net weight of less than 37 pounds, in Persian pony crates with a net weight of less than 35 pounds and in all other containers.	Pound	All year	.0644	Maximum price for item 3 above divided by 35.	Col. 6 price plus 1½¢
5	Persian melons in bulk (no container)	Pound	All year	.0446	Col. 5 price plus freight from Mendota, California.	Col. 6 price plus 1½¢
6	Casaba melons in jumbo or standard crates with a net weight of 42 pounds or more.	Jumbo or standard crate.	All year	2.05	Col. 5 price plus freight from Mendota, California, plus protective services stated in Table A below.	Col. 6 price plus 5¢.
7	Casaba melons in jumbo or standard crates with a weight of less than 42 pounds, and in all other containers.	Pound	All year	.0488	Maximum price for item 6 above divided by 42 pounds.	Col. 6 price plus 1½¢
8	Casaba melons in bulk (no containers)	Pound	All year	.0320	Col. 5 price plus freight from Mendota, California.	
9	Cranshaw melons in jumbo or standard crates with a net weight of 40 pounds or more.	Jumbo or standard crate.	All year	2.50	Col. 5 price plus freight from Mendota, California, plus protective services stated in Table A below.	Col. 6 price plus 6¢.
10	Cranshaw melons in jumbo or standard crates with a net weight of less than 40 pounds and in all other containers.	Pound	All year	.0625	Maximum price for item 9 above divided by 40.	Col. 6 price plus 1½¢
11	Cranshaw melons in bulk (no container)	Pound	All year	.0457	Col. 5 price plus freight from Mendota, California.	
12	All other melons, in any container	Pound	All year	.0488	Col. 5 price plus freight from Mendota, California, plus protective services stated in Table A below.	Col. 6 price plus 1½¢
13	All other melons, in bulk (no containers)	Pound	All year	.0320		

[1] In figuring a price under this column, the Column 5 price to be used is the price in effect at the time of sale at the wholesale receiving point.
[2] For the sellers covered by Column 7 see general provisions of this appendix.

This amendment shall become effective May 29, 1946.

Issued this 29th day of May 1946.

PAUL A. PORTER,
Administrator.

Approved: May 22, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-9052; Filed, May 29, 1946; 11:30 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[MPR 305, Amdt. 15]

CORN MEAL, CORN FLOUR, CORN GRITS, HOMINY, HOMINY GRITS, BREWERS GRITS AND OTHER PRODUCTS MADE BY A DRY CORN MILLING PROCESS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 305 is amended in the following respects:

1. Paragraphs (a) and (b) of § 1351.1754 are amended to read as follows:

(a) The maximum base point price for yellow corn products, except hominy feed, corn bran, corn germ cake and corn germ meal, shall be $3.27 per hundredweight at the basing point of Kansas City, Missouri.

(b) The maximum base point price for white corn products, except hominy feed, corn bran, corn germ cake and corn germ meal, shall be $3.71 per hundredweight at the basing point of Kansas City, Missouri.

2. Section 1351.1766 (c) is amended to read as follows.

(c) "Corn products" mean every product of corn made by a dry corn milling process from yellow corn, white corn or popcorn, including, but not limited to, corn meal, corn flour, corn grits, grits and brewers grits, hominy feed, corn bran, corn germ cake and corn germ meal, but not including ground or cracked corn or corn feed meal which is used for animal feeding purposes, or products made by a dry corn milling process which prior to sale by a processor have been materially changed in form by further processing, including, but not limited to, brewers flakes, confectioners flakes and corn flakes.

This amendment shall become effective May 28, 1946.

Issued this 28th day of May 1946.

PAUL A. PORTER,
Administrator.

Approved: May 27, 1946.

N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 46-8998; Filed, May 28, 1946; 4:04 p. m.]

PART 1499—COMMODITIES AND SERVICES

[Rev. SR 11, Amdt. 84]

TRANSPORTATION BY WATER BY CARRIERS OTHER THAN COMMON CARRIERS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 1499.46 (f) is amended by the addition of a new subparagraph (8) to read as follows:

(8) Transportation by water by carriers other than common carriers (including rentals of vessels), except when performed within the limits of a single harbor or between places in contiguous harbors, or when performed between United States ports on the Great Lakes: *Provided*, That this paragraph shall not apply to the transportation of coal which remains subject to control.

This amendment shall become effective May 29, 1946.

Issued this 29th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9049; Filed, May 29, 1946; 11:23 a. m.]

PART 1439—UNPROCESSED AGRICULTURAL COMMODITIES

[MPR 426,[1] Amdt. 182]

FRESH FRUITS AND VEGETABLES FOR TABLE USE, SALES EXCEPT AT RETAIL

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

In section 15, paragraph (b), Appendix H, Table (4), (Maximum Prices for Snap Beans, Green or Wax), is amended to read as follows:

TABLE 4—MAXIMUM PRICES FOR SNAP BEANS (GREEN OR WAX)

Column 1	Column 2	Column 3	Column 4	Column 5	Column 6	Column 7
Item No.	Type, variety, style of pack, etc.	Unit	Season	Maximum prices f. o. b. shipping points in Florida and California.[1]	Maximum prices for sales delivered to any wholesale receiving point in any quantity.	Maximum prices for sales by certain persons in less than carlots or less than truckloads delivered to the premises of any retail store, Government procurement agency or institutional buyer.[2]
1	Snap beans in bushel containers with a net weight of 28 pounds or more.	Bushel	Nov. 1–Dec. 31	$3.35	Col. 5 price plus freight (including 3% transportation tax) from Pompano, Florida, plus 10 cents for protective services.	Col. 6 price plus 75 cents.
2			Jan. 1–Feb. 29	3.60		
3			Mar. 1–Apr. 30	3.35	Col. 5 price plus freight (including 3% transportation tax) from Pompano, Florida, plus 10 cents for protective services, for all markets east of and including Chicago, Illinois; and from San Jose, California, plus 10 cents for protective services for all markets west of Chicago, Illinois.	
4			May 1–May 31	2.80		
5			June 1–June 30	2.80		
6			July 1–July 15	2.50	Col. 5 price plus freight (including 3% transportation tax) from Faison, North Carolina, for all markets east of and including Chicago, Illinois, or from San Jose, California, for all markets west of Chicago, Illinois, plus 10 cents for protective service.	
7			July 16–Sept. 30	2.70	Col. 5 price plus freight (including 3% transportation tax) from shipping point plus actual cost of protective services not to exceed common carrier's lowest charge for the same services.	
8			Oct. 1–Oct. 31	2.80	Col. 5 price plus freight (including 3% transportation tax) from Pompano, Florida, plus 10 cents protective services for all markets east of and including Chicago, Illinois; and from San Jose, California, plus 10 cents for protective services for all markets west of Chicago, Illinois.	
				Cents per pound		
9	Snap beans in bushel containers with a net weight of less than 28 pounds and in all other containers.[3]	Pound	Nov. 1–Dec. 31	11.9	Maximum price above (item 1) divided by 28	Col. 6 price plus 2½ cents per pound.
10			Jan. 1–Feb. 29	12.8	Maximum price above (item 2) divided by 28	
11			Mar. 1–Apr. 30	11.9	Maximum price above (item 3) divided by 28	
12			May 1–May 31	10.0	Maximum price above (item 4) divided by 28	
13			June 1–June 30	10.0	Maximum price above (item 5) divided by 28	
14			July 1–July 15	8.9	Maximum price above (item 6) divided by 28	
15			July 16–Sept. 30	8.9	Maximum price above (item 7) divided by 28	
16			Oct. 1–Oct. 31	10.0	Maximum price above (item 8) divided by 28	

[1] Maximum prices f. o. b. shipping point apply only to Florida November-February, to Florida and California, March-June, to North Carolina, July 1-15, to all other areas July 16-September 30, and to Florida and California in October.
On intrastate shipments in the States of Florida and California no allowance for protective service shall be added.

[2] The maximum price for snap beans sold in bulk (loose without containers) shall be 1 cent per pound less than the prices per pound listed in columns 5, 6 or 7.
[3] For sellers covered by column 7, see general provisions of this appendix.

[1] 10 F.R. 8021, 7500, 7539, 7578, 7668, 7683, 7799, 8069, 8239, 8238, 8612, 8467, 8611, 8657, 8905, 8936, 9023, 9118, 9119, 9277, 9447, 9628, 9928, 10087, 10025, 10229, 10311, 10303, 11072, 12213, 12084, 12408, 12447, 12532, 12637, 12702, 13745, 12960, 13129, 13271, 13313, 13369, 13595, 13776, 14027, 15035, 15174; 11 F.R. 557, 608, 1102, 1356, 1213, 1526, 1819, 1819, 2931, 2771, 2822, 3153, 3089, 3300, 3660, 3773.

This amendment shall become effective June 3, 1946.

Issued this 29th day of May 1946.

PAUL A. PORTER,
Administrator.

Approved: May 7, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-9051; Filed, May 29, 1946; 11:29 a. m.]

PART 1305—ADMINISTRATION

[SO 132,[1] Amdt. 34]

EXEMPTION AND SUSPENSION FROM PRICE CONTROL OF CERTAIN FOODS, GRAINS AND CEREALS, FEEDS, TOBACCO AND TOBACCO PRODUCTS, AGRICULTURAL CHEMICALS, INSECTICIDES AND BEVERAGES

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

Supplementary Order No. 132 is amended in the following respects:

1. In section 1 (a) (1), the commodity "Crabmeat, fresh, frozen and canned" is amended to read "Crabmeat, fresh, frozen and canned (domestic and imported)."

2. In section 1 (a) (2), the commodity "Cauliflower, canned (imported) is amended to read "Cauliflower, canned (domestic and imported)"; the commodity "Beets, canned" is amended to read "Beets, canned. (This does not include strained or chopped beets sold as "baby food" or "junior food")"; the commodity "Turnip greens, canned" is amended to read "Vegetable greens, canned. (This does not include canned spinach, nor does it include strained or chopped vegetable greens sold as "baby food" or "junior food")", and the following commodities are added in alphabetical order:

Artificially colored seedless grapes when sold for use as food garnishes
Broccoli, canned
Brussels Sprouts, canned
Carrots, canned (imported)
Carrots, frozen
Celery and Celery Juice, canned
Citron (imported and domestic)
Okra, frozen
Peppers, frozen (This includes pimentos)
Pumpkin, canned and frozen
Squash, canned and frozen
Tempala, frozen

3. In section 1 (a) (5) the following commodity is added in alphabetical order:

Pepper sauce and chili sauce made from dried chili peppers (This does not include any sauce containing tomatoes).

4. In section 1 (a) (6) the following commodities are added in alphabetical order:

Frozen pastries, frozen pies, and all other frozen baked goods.

5. In section 1 (a) (7) the following commodity is added in alphabetical order:

Grated cheese

6. In section 1 (e) the following commodities are added in alphabetical order:

Antiseptically treated poultry litter
Calcium carbonate (limestone) for feeding purposes

7. In section 1 (f) the following commodity is added in alphabetical order:

Fur cleaner processed from corn oil meal

This amendment shall become effective May 29, 1946.

Issued this 29th day of May 1946.

PAUL A. PORTER,
Administrator.

Approved May 15, 1946.

N. E. DODD,
Under Secretary of Agriculture.

[F. R. Doc. 46-9057; Filed, May 29, 1946; 11:29 a. m.]

Chapter XVIII—Office of Economic Stabilization

PART 4001—WAGES AND SALARIES

SUPPLEMENTARY WAGE AND SALARY REGULATIONS

Pursuant to the authority vested in me by the Stabilization Act of 1942, as amended, and by Executive Order 9250 of October 3, 1942 (7 F.R. 7871), Executive Order 9328 of April 8, 1943 (8 F.R. 4681), Executive Order 9599 of August 18, 1945 (10 F.R. 10155), Executive Order 9651 of October 30, 1945 (10 F.R. 13487), Executive Order 9697 of February 14, 1946 (11 F.R. 1691), and Executive Order 9699 of February 25, 1946 (11 F.R. 1929), § 4001.-301 of the Supplementary Wage and Salary Regulations of March 8, 1946 (11 F.R. 2517) is hereby amended by the addition of the following paragraph:

(f) Any wage or salary increase made in a territory or possession of the United States to the extent that such wage or salary increase is exempted by the appropriate wage or salary stabilization agency from the operation of the wage and salary regulations.

(E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; E.O. 9599, 10 F.R. 10155; E.O. 9620, 10 F.R. 12033; E.O. 9651, 10 F.R. 13487; E.O. 9697, 11 F.R. 1691; and E.O. 9699, 11 F.R. 1929)

MAY 27, 1946.

CHESTER BOWLES,
Economic Stabilization Director.

[F. R. Doc. 46-9085; Filed, May 29, 1946; 11:50 a. m.]

[Directive 113]

PART 4003—SUPPORT PRICES: SUBSIDIES

IMPORTS OF WET SALTED HIDES, CALF AND KIPSKINS

The Office of Price Administration, the Civilian Production Administration, and the Reconstruction Finance Corporation have submitted information to me with respect to the need for continuing imports of certain types of wet salted hides from Latin America and the West Indies and with respect to the necessity for maintaining the domestic sales price of such hides at existing levels. After careful consideration and after consultation with representatives of the interested agencies, I hereby find that in order to continue imports of such wet salted hides without increasing the domestic price it will be necessary to provide a temporary program subsidizing such imports.

Accordingly, pursuant to the authority vested in me by the Stabilization Act of 1942, as amended, and by Executive Order 9250 of October 3, 1942 (7 F.R. 7871), Executive Order 9328 of April 8, 1943 (8 F.R. 4681), Executive Order 9599 of August 18, 1945 (10 F.R. 10155), Executive Order 9651 of October 30, 1945 (10 F.R. 13487), Executive Order 9697 of February 14, 1946 (11 F.R. 1691), and Executive Order 9699 of February 21, 1946 (11 F.R. 1929), *It is hereby ordered:*

1. The Reconstruction Finance Corporation is authorized and directed to establish and carry out the following purchase and resale at a loss program with respect to imports of wet salted hides:

(a) The program shall apply to purchases in Latin American countries and the West Indies of the following types of wet salted hides:

(1) Frigorifico and establishment hides, calf and kipskins.

(2) Any other type of hides, calf and kipskins.

(b) The Reconstruction Finance Corporation shall purchase hides of the types described in paragraph (a) at prices in excess of the schedule of maximum prices for purchase of such hides by the Reconstruction Finance Corporation in effect on May 8, 1946, up to the following amounts:

(1) In the case of frigorifico and establishment hides, calf and kipskins—20%.

(2) In the case of any other hides, calf and kipskins—15%.

(c) The Reconstruction Finance Corporation shall absorb any increase in purchase price paid under the authority of paragraph (b) in sales to United States purchasers and any increased duty resulting directly from such increased purchase price.

2. The purchase and resale at a loss program authorized by section 1 shall be limited to the amount of hides and skins purchased by the Reconstruction Finance Corporation pursuant to the recommendations of the Civilian Production Administration and the Combined Hides, Skins and Leather Committee.

Issued and effective this 27th day of May 1946.

CHESTER BOWLES,
Director.

[F. R. Doc. 46-9086; Filed, May 29, 1946; 11:50 a. m.]

Chapter XXIII—War Assets Administration

[Reg. 4]

PART 8304—DISPOSAL OF AIRCRAFT AND COMPONENTS AND PARTS OF AIRCRAFT

Surplus Property Administration Regulation 4, December 21, 1945, entitled "Disposal of Aircraft and Components and Parts of Aircraft" (11 F.R. 179, 3691) is hereby revised and amended as hereinafter set forth. New matter is indicated by underscoring. Order 3, December 28, 1945 (11 F.R. 181) under this part is hereby revoked and rescinded. Order 4, January 31, 1946 (11 F.R. 1471) under this part shall remain in full force and effect.

Sec.
8304.1 Definitions.
8304.2 Scope.
8304.3 Allocation.
8304.4 Interdepartmental Advisory Committee on Surplus Aircraft Disposal.
8304.5 Establishing minimum prices.
8304.6 Disposal of tactical aircraft.
8304.7 Disposal of transport aircraft.
8304.8 Disposal of other aircraft and aeronautical devices.
8304.9 Disposal of components and parts.
8304.10 Determination to be commercially unsalable.
8304.11 Disposals for educational and public health purposes.
8304.12 Nonprofit institutions and instrumentalities.
8304.13 Donation, destruction, or abandonment.
8304.14 Disposal as salvage or scrap.
8304.15 Rendering components and parts unfit for intended use.
8304.16 Regulations by agencies to be reported to the Administrator.
8304.17 Records and reports.

AUTHORITY: §§ 8304.1 to 8304.17, inclusive, issued under Surplus Property Act of 1944, (58 Stat. 765; 50 U. S. C. App. Sup. 1611), Public Law 181, 79th Cong., 1st Sess. (59 Stat. 533), Executive Order 9689 (11 F.R. 1265), and Public Law 379, 79th Cong., 2d Session.

§ 8304.1 *Definitions.* (a) *Terms defined in act.* Terms not defined in paragraph (b) of this section which are defined in the Surplus Property Act of 1944 shall in this part have the meaning given to them in the act.

(b) *Other terms.* (1) "Aeronautical property" means personal property peculiar to aircraft, and includes but is not limited to aircraft, airframes, all spare parts of airframes, all airborne components, accessories and items of equipment which comprise complete airplanes and their spare parts, aeronautical training and instructional equipment and aids, specialized tools and equipment and tool kits used solely in aircraft maintenance and synthetic flight training devices and their spare parts. Aeronautical property does not include radios not installed in any aircraft, non-heated flight clothing, life rafts and life saving devices other than personnel parachutes, and such items of oxygen equipment and such navigation instruments and aids as are not normally installed in or attached to an aircraft.

(2) "Commercially unsalable property" as used herein is distinguished from property of no commercial value as used in Part 8319 [1] and means property which has no reasonable prospect of sale at or above a minimum price established by the disposal agency, or where such minimum price has not been established, no reasonable prospect of sale except as salvage or scrap.

(3) "Salvage" means property that is in such a worn, damaged, deteriorated or incomplete condition, or is of such a specialized nature that it has no reasonable prospect of sale as a unit, or is not usable as a unit without major repairs or alteration. Salvage has some value in excess of its basic material content because it may contain serviceable components or may have value to a purchaser who may make major repairs or alterations. Salvage includes used containers and cable reels.

(4) "Scrap" means property that has no reasonable prospect of sale except for its basic material content.

(5) "Instrumentality" as used herein refers to any instrumentality of a State, territory, or possession of the United States, the District of Columbia, or any political subdivision thereof, as well as such States and subdivisions themselves.

(6) "Nonprofit institution" means any nonprofit scientific, literary, educational, public-health, public-welfare, charitable or elemosynary institution, organization, or association, or any nonprofit hospital or similar institution, organization or association, which has been held exempt from taxation under section 101 (6) of the Internal Revenue Code, or any nonprofit volunteer fire company or cooperative hospital or similar institution which has been held exempt from taxation under section 101 (8) of the Internal Revenue Code.

(7) "Educational institution or instrumentality" means any school, school system, library, college, university, or other similar institution, organization, or association, which is organized for the primary purpose of carrying on instruction or research in the public interest, and which is a nonprofit institution or an instrumentality.

(8) "Public-health institution or instrumentality" means any hospital, board, agency, institution, organization or association, which is organized for the primary purpose of carrying on medical, public-health, or sanitational services in the public interest, or research to extend the knowledge in these fields, and which is a nonprofit institution or an instrumentality.

(9) "Tactical aircraft" means those generally useful only for military purposes and include aircraft of types designed and useful only for tactical and strategic military missions, as well as such advance trainers and such basic trainers as are not generally suitable for civilian flying.

(10) "Transport aircraft" means those which are designed to perform or can economically be converted to perform the commercial transportation of persons or property or both. This class includes single and multi-engined land aircraft, seaplanes and amphibians of 5,000 pounds gross weight and over.

§ 8304.2 *Scope.* This part applies to the disposal of surplus aeronautical property located in the continental United States, its territories and possessions.

§ 8304.3 *Allocation.* Surplus aeronautical property in short supply may be allocated by the Administrator to satisfy the needs of the armed forces as provided in section 6 of the Act and the needs of priority claimants as provided for in Part 8302 [2]. Thereafter the Administrator may allocate aeronautical property in short supply to others applying therefor. Allocations will be made in such a manner as will effectuate the objectives of the Act including the promotion of an adequate and economical national transportation system. In the allocation of such property, due consideration will be given to the needs of foreign transportation systems for such property, as recommended by the Department of State.

§ 8304.4 *Interdepartmental Advisory Committee on Surplus Aircraft Disposal.* Pursuant to arrangements made with other interested Government agencies, there is established an Interdepartmental Advisory Committee on Surplus Aircraft Disposal which shall function as an advisory committee to the Administrator and shall consist of representatives of the Department of State, the War Department, the Navy Department, the Department of Commerce, the Office of the Foreign Liquidation Commissioner, the Civil Aeronautics Board, the Reconstruction Finance Corporation, the War Assets Administration, and a representative of the Administrator, who shall serve as Chairman of the Committee. It shall be the duty of such committee to furnish advice and make recommendations to the Administrator with respect to the policies and procedures to be applied in the disposal of surplus aircraft, the allocation of aeronautical property in short supply, and all other matters relating to surplus aeronautical property upon which advice may be requested by the Administrator.

§ 8304.5 *Establishing minimum prices.* The disposal agency is authorized to establish minimum prices for items of aeronautical property and to treat as commercially unsalable any such property which after a reasonable test of the market it concludes cannot be sold within a reasonable period of time at prices equal to or greater than such minimum prices.

§ 8304.6 *Disposal of tactical aircraft.* (a) Aside from a relatively small demand for tactical aircraft to serve specialized industrial, educational and private uses, there is no significant market for aeronautical property of this class.

(b) Tactical aircraft which have been determined to be commercially unsalable by the disposal agency shall be disposed of as salvage or scrap as hereinafter provided, or otherwise, and when disposed of other than as salvage or scrap by the disposal agency, such property shall be disposed of at fixed prices. Fixed prices for any such aircraft shall not be less than the sum of the fair market value of its usable components and the scrap value of its residual basic material.

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[1] 10 F. R. 11954, 15170, 11 F.R. 296, 297, 881, 1102, 1467, 2378, 2940, 2989, 2927, 3247, 3396, 4021, 4090.

[1] SPA Reg. 19 (10 F.R. 14966; 11 F.R. 3691.)

[2] Reg. 2 (11 F.R. 5125).

§ 8304.7 *Disposal of transport aircraft.* In the disposal of transport aircraft, the disposal agency shall establish, with the approval of the Administrator fixed prices for such aircraft. In fixing such prices, the disposal agency should give consideration to the potential earning power of the aircraft in relation to other models, its estimated economical life in scheduled and nonscheduled commercial service, the degree of modification required for conversion to civilian use and the relationship between supply and demand. If the disposal agency determines that transport aircraft are beyond economical repair or that a fixed price cannot be readily established because of obsolescence, specialized design or other exceptional circumstances, such aircraft may be disposed of by competitive bidding or other method of sale considered appropriate by the disposal agency. The disposal agencies shall attempt, whenever practicable, to dispose of surplus transport type aircraft by sale rather than by lease. Transport aircraft of models approved by the Administrator, may, however, be leased by the disposal agency upon terms approved by the Administrator; *Provided, however,* That after June 30, 1946, transport aircraft shall be disposed of only by sale.

§ 8304.8 *Disposal of other aircraft and aeronautical devices.* Single and multi-engine aircraft other than those constituting transport or tactical aircraft which are primarily suitable for personal or charter flying, primary trainers and such basic trainers as are suitable for private flying and civilian flight training, miscellaneous aircraft, including gliders, airships, and rotary wing aircraft not otherwise classified, and synthetic flight training devices, should where practicable be sold at fixed prices or by competitive bidding, "where is, as is," with the disposal agency reserving the right to reject all bids.

§ 8304.9 *Disposal of components and parts.* It is recognized that substantial amounts of components and parts of aeronautical property are so specialized that only a small portion has value in the civilian economy, except as salvage and scrap. In order to minimize Government expense and in order to expedite the disposal of surplus components and parts, the following methods shall be employed in the reporting and disposal thereof:

(a) *Listing of items which may have use in civil or commercial aviation.* The disposal agency in conjunction with the owning agency shall, after a survey of those components and parts known or believed to be usable in civil and commercial aviation, prepare a list of such components and parts.

(b) *Segregation of items which may have use in civil or commercial aviation.* Upon preliminary report in writing by the owning agency, directed to the disposal agency that any depot or installation under the jurisdiction of such owning agency contains substantial quantities of surplus components and parts, the disposal agency shall examine the inventory in the preliminary report and promptly issue shipping instructions, authorizing physical transfer of such components and parts which are listed as usable in civil or commercial aviation, to a designated location. Such preliminary report shall be considered as an intention to file a declaration of surplus but shall not be considered to be the declaration of surplus property as provided in paragraph (d) of this section. The preliminary report shall contain sufficient data to identify the type of property, the cost to the Government thereof, and its location. Thereafter, the disposal agency shall dispose of such components and parts at fixed prices. Consistent with orderly disposal and after determination by inspection has been made by the disposal agency that components and parts are usable in civil or commercial aviation or otherwise have comercial value, the owning agency shall promptly declare such property surplus in the manner provided in paragraph (d).

(c) *Residual components and parts.* After shipment as described in paragraph (b) such portion of the residual quantities of components and parts in the possession of the owning agency as are determined by the disposal agency to be commercially unsalable may be disposed of by the owning agency as salvage or scrap pursuant to § 8304.14 (b), and such portion of the residual components and parts as are determined by the disposal agency to have possible commercial value, shall, with the assistance of the owning agency, be disposed of by the disposal agency by orderly sale, "where is, as is," at the best price obtainable.

(d) *Declaration of surplus.* Owning agencies declaring surplus components and parts usable in civil or commercial aviation, or having possible commercial value, under paragraphs (b) and (c), may use a copy of the shipping ticket, bill of sale or other list of property as the declaration, *Providing,* That a Form SPB–1 or Form SPB–1.2 (or any superseding form) is used as a cover sheet and that all of the information required by the Form SPB–1 or Form SPB–1.2 is shown either on the Form SPB–1 or Form SPB–1.2 or on the supporting documents, and *Provided further,* That not more than ninety-nine shipping tickets, bills of sale or other lists of property shall be attached to a single covering Form SPB–1 or Form SPB–1.2.

§ 8304.10 *Determination to be commercially unsalable.* In order to obtain the greatest return to the Government and at the same time to obviate all unnecessary expense of care, handling, shipping, reconditioning, and maintenance of such property, the disposal agency shall make prompt determination as to those items of aeronautical property which are commercially unsalable and should therefore be promptly disposed of as salvage or scrap. Such a determination by the disposal agency may be made by any of the following methods:

(a) By the offering of reasonable quantities for sale;

(b) By a finding of the Civilian Aeronautics Administration based upon considerations of flight safety;

(c) By a finding of the War Department or the Navy Department, based upon the requirements of national defense, that an item of aeronautical property should not be approved for general civilian flight use;

(d) By a finding of the disposal agency that there is an oversupply which exceeds any known or foreseeable demand;

(e) By the findings of expert consultants;

(f) By direct findings of the disposal agency in cases where the cost of care and handling is believed to exceed foreseeable returns.

§ 8304.11 *Disposals for educational and public health purposes.* (a) Where the disposal agency determines that any item of surplus aeronautical property is commercially unsalable, disposal may be made to educational or public-health institutions or instrumentalities as provided in this section. The disposal agency shall compile a list of such items and shall ascertain fixed prices which will reflect the benefit which has accrued or may accrue to the United States from the use of such property by educational or public-health institutions or instrumentalities. Such lists shall be submitted to the Administrator, and if approved, will be published by order hereunder. The disposal agency is authorized to dispose of such property to educational or public-health institutions or instrumentalities at the prices so approved: *Provided, however,* That no such disposals at the prices so approved may be allowed to any nonprofit institutions which are not exempt from taxation under section 101 (6) of the Internal Revenue Code.

(b) The disposal agency shall establish procedures pursuant to which educational or public-health institutions or instrumentalities may make written application for surplus aeronautical property available for disposal to such institutions or instrumentalities. Such procedures shall include (1) a certification that the applicant is an educational or public-health institution or instrumentality as defined in § 8304.1, (2) a certification of the purposes for which the property is to be acquired, and in the case of aircraft an agreement that it will not be flown except for purposes of research or experiment in connection with the science of aeronautics, and (3) an agreement that the property will not be resold to others within three (3) years of the date of purchase without the consent in writing of the disposal agency unless it is mutilated or otherwise rendered unfit for use except as scrap.

§ 8304.12 *Nonprofit institutions and instrumentalities.* The price at which nonprofit institutions and instrumentalities, including educational and public-health, shall be entitled to acquire surplus aeronautical property from the disposal agency if a price list has not been published under the preceding section, shall not be greater than the lowest price at which such property is offered other than scrap to any trade level at the time of acquisition by the nonprofit institution or instrumentality.

§ 8304.13 *Donation, destruction, or abandonment.* Donation, destruction, or abandonment of surplus aeronautical property shall be governed by the provisions of Part 8319: *Provided, however,* That donations to nonprofit educational or public health institutions or instrumentalities of aeronautical property listed on any order published pursuant to § 8304.11 shall not be made by owning agencies under the act of February 14, 1927 (44 Stat. 1096; 34 U. S. C. 546a) or the act of May 26, 1928 (45 Stat. 753; 20 U. S. C. 94) without the prior approval of the Administrator.

§ 8304.14 *Disposal as salvage or scrap.* Pursuant to arrangements reached between Reconstruction Finance Corporation, the War Department, and the Navy Department the following procedures shall be followed with regard to domestic disposal of surplus aeronautical property as salvage or scrap:

(a) *Disposal of aircraft as salvage or scrap.* (1) Surplus flyable aircraft which are determined by the disposal agency to be commercially unsalable may be disposed of by owning agencies as salvage or scrap unless other disposition is directed by such disposal agency; or such aircraft may be reported by the owning agency to the disposal agency, and the disposal agency shall dispose of them as salvage or scrap. Non-flyable aircraft determined by the disposal agency to be commercially unsalable shall be disposed of as salvage or scrap by owning agencies unless other disposition is directed by the disposal agency, and such aircraft should not be declared surplus by owning agencies.

(2) The disposal of flyable aircraft as salvage by owning or disposal agencies shall in each case be accompanied by a written representation from the purchaser thereof that he is acquiring such property as salvage (i. e. for salvaging by disassembly or for non-flight use) and that it will not be resold to another for purposes other than salvage. The disposal of aircraft as scrap by owning or disposal agencies shall in each case be accompanied by a scrap warranty as defined in Part 8309[1] obtained from the purchaser thereof.

(b) *Disposal of components and parts as salvage or scrap.* Surplus components and parts which are determined by the disposal agency to be commercially unsalable shall be promptly disposed of by owning agencies as salvage or scrap, unless other disposition is directed by such disposal agency. When such items are in the possession of the disposal agency, they shall be promptly disposed of as provided for in this part by such disposal agency.

(c) *Removal of components and parts.* When an owning agency disposes of commercially unsalable aeronautical property as salvage or scrap, the disposal agency may direct such owning agency to remove such components and parts therefrom as the disposal agency may find have sufficient value to warrant the cost of removal, storage, care, and handling.

§ 8304.15 *Rendering components and parts unfit for intended use.* (a) The Administrator has determined that, in the case of components and parts, such property may become commercially unsalable as the volume of surplus declarations increase and that in order not to incur excessive costs of care and handling and to insure orderly disposal and prevent speculative resale, certain components and parts determined to be commercially unsalable by reason of oversupply should be rendered unfit for intended use before disposal as salvage or scrap.

(b) Where the disposal agency finds such action to be required with respect to components and parts in its possession, it shall render such property unfit for intended use prior to sale as salvage or scrap.

(c) In those cases where the disposal agency finds such action to be required with respect to components and parts in the possession of an owning agency, it shall direct the owning agency not to dispose of such property as salvage or scrap in accordance with the provisions of § 8304.14 (b), but instead to declare such components and parts to the disposal agency in the same manner as commercially salable components and parts to the end that all such property may be rendered unfit for intended use by the disposal agency.

§ 8304.16 *Regulations by agencies to be reported to the Administrator.* Owning and disposal agency shall file with the Administrator copies of all regulations, orders, and instructions of general applicability which it has issued or may hereafter issue in furtherance of the provisions, or any of them, of this part.

§ 8304.17 *Records and reports.* Each owning and disposal agency shall prepare and maintain such records as will show full compliance with the provisions of this part and with the applicable provisions of the Surplus Property Act of 1944, relating to the disposal of surplus aeronautical property.

NOTE: All reporting requirements of this part have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

This revision of this part shall become effective May 31, 1946.

E. B. GREGORY,
Administrator.

MAY 21, 1946.

[F. R. Doc. 46–9087; Filed, May 29, 1946; 12:08 p. m.]

[1] SPA Reg. 9 (10 F.R. 12961, 14966; 11 F. R. 3691).

TITLE 33—NAVIGATION AND NAVIGABLE WATERS

Chapter I—Coast Guard, Department of the Treasury

PART 6—SECURITY OF PORTS AND THE CONTROL OF VESSELS IN THE NAVIGABLE WATERS OF THE UNITED STATES

SUBPART C—ANCHORAGE AND RESTRICTED AREAS

Pursuant to the authority contained in section 1, Title II, of the Espionage Act approved June 15, 1917, 40 Stat. 220 as amended by the Act of November 15, 1941, 55 Stat. 763 (50 U.S.C. 191, 191c), and by virtue of the Proclamation Number 2412 issued June 27, 1940 (5 F.R. 2419), the Regulations for the Security of Ports and Control of Vessels in the Navigable Waters of the United States are amended as follows:

First Naval District: Sections 6.1–130 and 6.1–132 are rescinded and § 6.1–130 substituted to read as follows:

§ 6.1–130 *Massachusetts—Cape Cod restricted area off Race Point and Peaked Hill Bar.* (a) Area A is bounded as follows: A line drawn from a point on the shore in position 42°03′06″ N., 70°13′30″ W., due west to 70°15′54″ W., thence due north to 42°04′24″ N., thence due east to the shoreline.

(b) Area B is bounded as follows: A line drawn from a point on the shore in 42°04′54″ N., 70°11′00″ W., due north to 42°06′ N., thence due east to 70°08′00″ W., thence south to the shoreline.

(c) *The regulations.* All vessels are warned not to enter the above areas. Vessels are warned that to pass through might cause loss of vessel and personnel. Small craft are allowed passageway inshore of the fifty (50) foot depth line around the tip of Race Point in the area formerly known as Area A. The enforcing officer shall be the Commandant, First Naval District, and such agencies as he may designate.

Seventh Naval District. A new § 6.7–4 is added to read as follows:

§ 6.7–4 *Live firing area for strafing, Key West, Florida*—(a) *The area.* The area is bounded on the north by latitude 24°51′08″, on the south by latitude 24°48′52″, on the east by longitude 81°13′52″ and on the west by longitude 81°16′21″. The hull of an ex-Naval Vessel (PE–19) is located in the center of the area and is used by U. S. Fleet Aircraft for live strafing.

(b) *The regulations.* The area is closed to all vessels at all times.

(c) *Enforcing officer.* These regulations shall be enforced by the Captain of the Port, Key West, Florida.

[SEAL] FRED M. VINSON,
Secretary of the Treasury.

Approved: May 23, 1946.

HARRY TRUMAN,
The White House.

[F. R. Doc. 46-8993; Filed, May 28, 1946; 1:49 p. m.]

TITLE 41—PUBLIC CONTRACTS

Chapter I—Procurement Division, Department of the Treasury

PART 4—SUPPLIES TO BE PROCURED BY THE PROCUREMENT DIVISION

AUTOMOTIVE STORAGE BATTERIES

Effective June 16, 1946, § 4.1 *Exclusive procurement by Procurement Division; commodities* is hereby amended by the addition of paragraph (m), reading as follows:

(m) *Automotive storage batteries.* Automotive storage batteries, new, for use within continental United States (excluding Alaska), except in emergencies requiring immediate purchase, when not more than two batteries may be purchased directly in any instance, and except for requirements of the field services of the Navy Department and the Corps of Engineers, War Department.

(Sec. 1, E.O. 6166, June 10, 1933, sec. 2, Director's Order 73, approved by the President June 10, 1939 (41 CFR 1.2, 3.2), Proc. Div. Circ. Letter B-38, dated May 29, 1946)

Dated May 29, 1946.

[SEAL] J. D. TOMPKINS,
Acting Director of Procurement.

[F. R. Doc. 46-9083; Filed, May 29, 1946; 11:50 a. m.]

TITLE 43—PUBLIC LANDS: INTERIOR

Subtitle A—Office of the Secretary of the Interior

[Order 2197]

PART 4—DELEGATIONS OF AUTHORITY

COMMISSIONER OF RECLAMATION

MAY 16, 1946.

Pursuant to the provisions of the Act of December 19, 1941 (55 Stat. 842), subsection 1 (a) of Departmental Order No. 2018 (10 F.R. 259), dated December 22, 1944, is hereby amended to read as follows:

(a) To appoint appraisers or appraisal boards to make appraisals or reappraisals of lands or interests therein and water rights in connection with acquisitions under the Federal Reclamation Laws; to make or approve appraisals in all cases where the amounts involved do not exceed $50,000 for a property in one ownership; to contract for and effect the purchase or exchange of lands or interests therein and water rights at appraised values, but any exchange involving withdrawn public lands shall be effected only with the concurrence of the Commissioner of the General Land Office; and to effect, at approved appraised values, the acquisition or, through exercise of the power of attorney, the sale of lands or interests therein under the provisions of recordable contracts entered into in accordance with the Columbia Basin Project Act (57 Stat. 14). In the event the authority under this subsection is exercised by other than the Commissioner of Reclamation, the forms of purchase, sale, or exchange contracts shall be first approved by the Commissioner.

This order is to be effective immediately.

OSCAR L. CHAPMAN,
Acting Secretary of the Interior.

[F. R. Doc. 46-9024; Filed, May 29, 1946; 10:03 a. m.]

Chapter II—Bureau of Reclamation, Department of the Interior

PART 402—ANNUAL WATER CHARGES

DESCHUTES IRRIGATION PROJECT, NORTH UNIT, OREGON

CROSS REFERENCE: For addition to tabulation in § 402.2 see Bureau of Reclamation, Department of the Interior, in Notices section.

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter I—Interstate Commerce Commission

[S. O. 525]

PART 95—CAR SERVICE

MOVEMENT OF BITUMINOUS COAL RESTRICTED

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 28th day of May, A. D. 1946.

It appearing, that there is a shortage of bituminous coal and an accumulation of loaded coal cars at coal loading points, and that the Solid Fuels Administrator for War has issued an order pursuant to SFAW Regulation No. 1 directing that coal producers in all States east of the Mississippi River, except Michigan, shall hold unbilled cars loaded with bituminous coal subject to its directions for shipping same; the Office of Defense Transportation has made representations to this Commission regarding an emergency existing with respect to coal transportation and has recommended that this Commission take such action as is necessary under the circumstances; the Commission is of opinion an emergency requiring immediate action exists in all States located east of the Mississippi River except Michigan; it is ordered, that:

(a) *Movement of bituminous coal restricted.* No railroad subject to the Interstate Commerce Act, serving bituminous coal mines in any State located east of the Mississippi River, except in the State of Michigan, shall transport cars loaded with bituminous coal, whether billed or unbilled, from mines, from scales, from any point between said mines and scales, from any designated mine tracks or designated mine sidings, unless the transportation of such car or cars of coal is authorized by the permit agent appointed herein.

(b) *Application*—(1) *Operating mines.* This order shall not apply to, or at, any mine in operation.

(2) *Mines resuming operation.* At any mine which resumes operation after the effective date of this order, this order shall cease to apply twenty-four (24) hours after the first 7:00 a. m., after such mine resumes operation.

(3) *Intrastate and interstate.* This order shall apply to intrastate as well as interstate traffic.

(c) *Demurrage charges waived.* No railroad subject to this order shall assess or collect any demurrage for detention of cars loaded with bituminous coal and held in compliance with this order.

(d) *Railroad to furnish information.* Each railroad subject to this order shall furnish the Permit Agent appointed herein (1) number of cars of billed bituminous coal held under the provisions hereof, (2) name or names of consignees, (3) the number of cars of billed bituminous coal held for each consignee and (4) the point at which such car or cars are held.

(e) *Appointment of permit agent.* T. J. Leonard, Office of Defense Transportation, I. C. C. Building, Washington, D. C., telephone Republic 7500, Extension 2125, is hereby designated and appointed Permit Agent of the Interstate Commerce Commission for the purpose of permitting the transportation of coal described in paragraphs (a) and (b) hereof.

(f) *Rules, regulations, and practices suspended.* The operation of all rules, regulations and practices insofar as they conflict with the provisions of this order is hereby suspended.

(g) *Effective date.* This order shall become effective at 6:00 p. m., May 28, 1946.

(h) *Expiration date.* This order shall expire at 11:59 p. m., June 27, 1946, unless otherwise modified, changed, suspended or annulled by order of this Commission. (40 Stat. 101, sec. 402; 41 Stat. 476, sec. 4; 54 Stat. 901; 49 U.S.C. 1 (10)-(17))

It is further ordered, that this order shall be served upon the State railroad regulatory bodies of each State located east of the Mississippi River except Michigan, and upon the Association of American Railroads, Car Service Division, as agent of all railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-9034; Filed, May 29, 1946; 11:10 a. m.]

Chapter II—Office of Defense Transportation

[General Order ODT 60, Amdt. 3]

PART 500—CONSERVATION OF RAIL EQUIPMENT

RESTRICTIONS UPON PASSENGER TRAIN SERVICE

Pursuant to Title III of the Second War Powers Act, 1942, as amended, and Executive Orders 8989, as amended, and 9729,

It is hereby ordered, That General Order ODT 60, as amended (11 F.R. 4920, 4979, and 5230), be, and it is hereby, amended by inserting between §§ 500.90a and 500.91 an entirely new section designated as § 500.90b to read as follows:

§ 500.90b *Restrictions on certain special passenger trains.* (a) Except under special permit issued by the Director of the Railway Transport Department, Office of Defense Transportation, no common carrier by railroad subject to the provisions of § 500.90 of this General Order ODT 60, as amended, shall operate, or participate in the operation of, any special passenger train the operation of which involves the use, on any portion of its route, of coal-burning locomotive power.

(b) Except under special permit issued by the Director of the Railway Transport Department, Office of Defense Transportation, no common carrier by railroad subject to the provisions of § 500.90 of this General Order ODT 60, as amended, which has reduced its total daily coal-burning passenger service locomotive mileage by more than 25 per cent of the total coal-burning passenger service locomotive mileage operated by it on April 1, 1946, shall use any portion of such reduction for the operation of any special passenger train.

(c) The term "special passenger train", as used in this § 500.90b, means any passenger train not shown in current time tables.

This Amendment 3 to General Order ODT 60, as amended, shall become effective at 4:00 o'clock p. m., May 28, 1946. (Title III of the Second War Powers Act, 1942, as amended, 56 Stat. 177, 50 U.S.C. App. 633, 58 Stat. 827, 59 Stat. 658; E.O. 8989, as amended, 6 F.R. 6725, 8 F.R. 14183; E.O. 9729, 11 F.R. 5641)

Issued at Washington, D. C., this 28th day of May, 1946.

J. M. JOHNSON,
Director,
Office of Defense Transportation.

[F. R. Doc. 46-8995; Filed, May 28, 1946; 3:02 p. m.]

[G. O. ODT 61, Revocation]

PART 501—CONSERVATION OF MOTOR EQUIPMENT

RESTRICTIONS UPON MOTOR CARRIERS OF PROPERTY FOR COMPENSATION

Pursuant to Executive Orders 8989, as amended, 9156, and 9729, *It is hereby ordered*, That:

(1) Section 501.530 (relating to restrictions upon motor carrier operations) and § 501.534 (relating to utilization of excess truck capacity) of General Order ODT 61 (11 F.R. 5749) be, and they are hereby, revoked, effective at 4:00 o'clock, p. m., May 27, 1946.

(2) General Order ODT 61, §§ 501.531 to 501.533, inclusive, and 501.535 to 501.540, inclusive, be, and it is hereby, revoked, effective at 4:00 o'clock, p. m., May 31, 1946.

(E.O. 8989, as amended, 6 F.R. 6725, 8 F.R. 14183; E.O. 9156, 7 F.R. 3349; E.O. 9729, 11 F.R. 5641)

Issued at Washington, D. C., this 27th day of May 1946.

J. M. JOHNSON,
Director.

[F. R. Doc. 46-8920; Filed, May 27, 1946; 3:39 p. m.]

[G. O. ODT 62, Revocation]

PART 501—CONSERVATION OF MOTOR EQUIPMENT

PRIVATE MOTOR CARRIERS OF PROPERTY

Pursuant to Executive Orders 8989, as amended, 9156, and 9729, *It is hereby ordered*, That:

(1) Section 501.551 (relating to directions to lease motor trucks) of General Order ODT 62 (11 F.R. 5751) be, and it is hereby, revoked effective at 4:00 o'clock p. m., May 27, 1946.

(2) General Order ODT 62, § 501.550 and §§ 501.552 to 501.555, inclusive, be, and it is hereby, revoked, effective at 4:00 o'clock p. m., May 31, 1946.

(E.O. 8939, as amended, 6 F.R. 6725, 8 F.R. 14183; E.O. 9156, 7 F.R. 3349; E.O. 9729, 11 F.R. 5641)

Issued at Washington, D. C., this 27th day of May 1946.

J. M. JOHNSON,
Director.

[F. R. Doc. 46-8921; Filed, May 27, 1946; 3:39 p. m.]

[G. O. ODT 63, Revocation]

PART 501—CONSERVATION OF MOTOR EQUIPMENT

INTERCITY COMMON CARRIERS OF PASSENGERS BY BUS

Pursuant to Executive Orders 8989, as amended, 9156, and 9729, *It is hereby ordered*, That General Order ODT 63, §§ 501.570 to 501.575, inclusive (11 F.R. 5752) be, and it is hereby, revoked, effective at 4:00 o'clock, p. m., May 31, 1946.

(E.O. 8989, as amended, 6 F.R. 6725, 8 F.R. 14183; E.O. 9156, 7 F.R. 3349; E.O. 9729, 11 F.R. 5641)

Issued at Washington, D. C., this 27th day of May 1946.

J. M. JOHNSON,
Director.

[F. R. Doc. 46-8922; Filed, May 27, 1946; 3:39 p. m.]

[G. O. ODT 64, Revocation]

PART 506—CONSERVATION OF WATER EQUIPMENT

RESTRICTION UPON THE TRANSPORTATION OF PROPERTY BY CARRIERS BY WATER

Pursuant to Executive Orders 8989, as amended, and 9729, *It is hereby ordered*, That:

(1) Section 506.1 (relating to control of vessels), § 506.2 (relating to restrictions on operations of carriers by water), § 506.3 (relating to directions to charter vessels), and § 506.5 (relating to utilization of excess cargo space) of General Order ODT 64 (11 F.R. 5753) be, and they are hereby, revoked, effective at 4:00 o'clock, p. m., May 27, 1946.

(2) General Order ODT 64, §§ 506.4 and 506.6 to 506.10, inclusive, be, and it is hereby, revoked, effective at 4:00 o'clock, p. m., May 31, 1946.

(E.O. 8989, as amended, 6 F.R. 6725, 8 F.R 14183; EO. 9729, 11 FR. 5641)

Issued at Washington, D. C., this 27th day of May 1946.

J. M. JOHNSON,
Director.

[F. R. Doc. 46-8923; Filed, May 27, 1946; 3:39 p. m.]

Notices

DEPARTMENT OF THE INTERIOR.

Bureau of Reclamation.

DESCHUTES IRRIGATION PROJECT, NORTH UNIT, OREGON

AMENDMENT OF ANNOUNCEMENT OF ANNUAL WATER RENTAL CHARGES NO. 1 [1]

WASHINGTON, D. C., *May 10, 1946.*

1. The Announcement of Annual Water Rental Charges dated April 30, 1946 (11 F.R. 5356), is hereby amended by substituting the following paragraph in lieu of paragraph 3 of the announcement:

3. *Charges and terms of payment.* Not to exceed 2½ acre-feet of water per acre will be furnished for each acre of land for which water service is requested, at the rate of $1.50 for the first 1½ acre-feet or fraction thereof and at the rate of $1.00 for the next acre-foot. All charges shall be payable by the District to the United States in advance of delivery of water.

(Act of June 17, 1902, 32 Stat. 388, as amended or supplemented)

WILLIAM E. WARNE,
Acting Commissioner.

[F. R. Doc. 46-9025; Filed, May 29, 1946; 10:03 a. m.]

CIVIL AERONAUTICS BOARD.

[Docket No. 730 et al.]

BOSTON-NEW YORK-ATLANTA-NEW ORLEANS CASE

NOTICE OF HEARING

In the matter of applications for certificates and amendments of certificates

[1] Affects § 402.2, chapter II, title 43.

of public convenience and necessity under section 401 of the Civil Aeronautics Act of 1938, as amended.

Notice is hereby given pursuant to the Civil Aeronautics Act of 1938, as amended, particularly sections 401 and 1001 of said act, that hearing in the above-entitled proceeding is assigned to be held on June 10, 1946 at 10:00 a. m. (eastern standard time) in Conference Room B, Departmental Auditorium, Constitution Avenue between 12th and 14th Sts. NW., before Examiners Ralph L. Wiser and Lawrence J. Kosters.

Dated Washington, D. C., May 28, 1946.

By the Civil Aeronautics Board.

FRED A. TOOMBS,
Secretary.

[F. R. Doc. 46-9027; Filed, May 29, 1946; 10:49 a. m.]

FEDERAL POWER COMMISSION.

TRI-COUNTY GAS CO. (OF KANSAS)

[Docket No. G-325]

ORDER GRANTING REHEARING

MAY 21, 1946.

Upon consideration of the application filed on April 25, 1946, by The Tri-County Gas Company (of Kansas), ("Applicant"), for a rehearing of the order in this matter dated March 26, 1946, finding applicant to be a "natural-gas company" within the meaning of the Natural Gas Act and issuing a certificate of public convenience and necessity to applicant under the "grandfather" provision of section 7 (c) of the act, as amended; and

It appearing to the Commission that: Good cause exists for granting such rehearing;

The Commission orders that:

(A) The application for rehearing of said order of March 26, 1946, be and the same is hereby granted, such rehearing to be held at a time and place to be hereafter fixed by the Commission.

(B) Interested State commissions may participate in the rehearing as provided in § 67.4 of the provisional rules of practice and regulations under the Natural Gas Act.

By the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-9022; Filed, May 29, 1946; 10:03 a. m.]

FEDERAL TRADE COMMISSION.

[File No. 21-203]

SAW AND BLADE SERVICE INDUSTRY

NOTICE OF HEARING AND OF OPPORTUNITY TO PRESENT VIEWS, SUGGESTIONS, OR OBJECTIONS WITH RESPECT TO PROPOSED TRADE PRACTICE RULES

At a regular session of the Federal Trade Commission held at its office in the City of Washington, D. C., on the 29th day of May A. D. 1946.

Opportunity is hereby extended by the Federal Trade Commission to any and all persons, partnerships, corporations, organizations, or other parties, affected by or having an interest in the proposed trade practice rules for the Saw and Blade Service Industry, to present to the Commission their views concerning said rules, including such pertinent information, suggestions, or objections as they may desire to submit, and to be heard in the premises. For this purpose they may obtain copies of the proposed rules upon request to the Commission. Such views, information, suggestions, or objections may be submitted by letter, memorandum, brief, or other communication, to be filed with the Commission not later than June 20, 1946. Opportunity to be heard orally will be afforded at the hearing beginning at 10 a. m., June 20, 1946, in Room 332, Federal Trade Commission Building, Pennsylvania Avenue at Sixth Street, NW., Washington, D. C., to any such persons, partnerships, corporations, organizations, or other parties who desire to appear and be heard. After due consideration of all matters presented in writing or orally, the Commission will proceed to final action on the proposed rules.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 46-9029; Filed, May 29, 1946; 10:59 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order Number 6269]

M. HENSOLDT & SOEHNE, OPTISCHE WERKE

In re: Debt owing to M. Hensoldt & Soehne, Optische Werke.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That M. Hensoldt & Soehne, Optische Werke, the last known address of which is Wetzlar, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: All those debts or other obligations owing to M. Hensoldt & Soehne, Optische Werke, by E. Wallor, 42-34 208th Street, Bayside, Long Island, New York, including particularly but not limited to that sum of money on deposit with The National City Bank of New York, New York, New York, in a compound interest department account, Account Number AN-12900, entitled E. Wallor, maintained at the branch office of the aforesaid bank located at 257 Broadway, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 9, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-8946; Filed, May 28, 1946; 10:43 a. m.]

[Vesting Order 6270]

WILHELMINA RAHDER HOECK

In re: Debt owing to Mrs. Wilhelmina Rahder Hoeck.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Mrs. Wilhelmina Rahder Hoeck, whose last known address is 35 Parkstrasse, Wiesbaden, Germany, is a resident of Germany, and a national of a designated enemy country (Germany);

2. That the property described as follows: All those debts or other obligations owing to Mrs. Wilhelmina Rahder Hoeck, by Adolphe and Dorothy Boissevain, 1115 Fifth Avenue, New York, New York, including particularly but not limited to that sum of money on deposit with the Bankers Trust Company, 16 Wall Street, New York, New York, in a custodian account, Account Number 774, entitled Adolphe and Dorothy Boissevain, Agents, maintained at the branch office of the aforesaid bank located at 529 Fifth Avenue, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 9, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-8947; Filed, May 28, 1946; 10:43 a. m.]

[Vesting Order 6271]

MARTHA RADDATZ

In re: Debts owing to Martha Raddatz.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Martha Raddatz, whose last known address is Marion Strasse 33, Kolberg, Pommern, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: All those debts or other obligations owing to Martha Raddatz, by Anna Junor, Portland, Oregon, and all rights to demand, enforce and collect the same, including particularly but not limited to that sum of money on deposit with The United States National Bank of Portland, Portland, Oregon, in a blocked commercial account, entitled Estate of Ernestine Luedke Bueerman by Anna Junor, Executrix, and a portion of the sum of money on deposit with The First National Bank of Portland, Portland, Oregon, in a blocked commercial account, entitled Anna Junor, Rent Account, maintained at the Sellwood branch office of the aforesaid bank located in Portland, Oregon,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 9, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-8948; Filed, May 28, 1946; 10:43 a. m.]

[Vesting Order 6274]

ELSA VOITH

In re: Debt owing to Elsa Voith.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Elsa Voith, whose last known address is Harras, Port Prien, am Chiemsee, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: All those debts or other obligations owing to Elsa Voith, by Christian F. Benz, 35 Puritan Avenue, Tuckahoe, New York, including particularly but not limited to a portion of the sum of money on deposit with the Corn Exchange Bank Trust Co., 13 William Street, New York, New York, in a checking account, entitled Christian F. Benz, Special, maintained at the branch office of the aforesaid bank located at 157 East 42nd Street, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof,

if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 9, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–8949; Filed, May 28, 1946; 10:43 a. m.]

[Vesting Order 6288]

JAKOB SCHOLLER

In re: Bank account owned by Jakob Scholler, also known as Jacob Scholler.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Jakob Scholler, also known as Jacob Scholler, whose last known address is Birkweiler, Rhein Pfalz, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Jakob Scholler, also known as Jacob Scholler, by American Trust Company, 464 California Street, San Francisco, California, arising out of a savings account, Account Number 6520, entitled Jakob Scholler, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 10, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–8950; Filed, May 28, 1946; 10:43 a. m.]

[Vesting Order 6289]

MARGARETE GEISSE

In re: Bank account owned by Margarete Geisse.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Margarete Geisse, whose last known address is c/o Siemens, A. G., Berlin-Siemensstadt, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Margarete Geisse, by The National City Bank of New York, 55 Wall Street, New York, New York, arising out of a compound interest department account, Account Number A–103554, entitled Mrs. Margarete Geisse, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 13, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–8951; Filed, May 28, 1946; 10:43 a. m.]

[Vesting Order 6290]

ANTONIA GROHMANN

In re: Bank account owned by Antonia Grohmann.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Antonia Grohmann, whose last known address is Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Antonia Grohmann, by The Seamen's Bank for Savings in the City of New York, 74 Wall Street, New York, New York, arising out of a savings account, Account Number 339920, entitled Antonia Grohmann, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 13, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–8952; Filed, May 28, 1946; 10:44 a. m.]

[Vesting Order 6291]

AMAND HONEL

In re: Bank account owned by Amand Honel.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Amand Honel, whose last known address is Nürnberg, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Amand Honel, by The First National Bank of Chicago, Chicago, Illinois, arising out of a savings account, Account Number 1,360,458, entitled Amand Honel, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 13, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–8953 Filed, May 28, 1946; 10:44 a. m.]

[Vesting Order 6292]

ENGLEBERT HONEL

In re: Bank account owned by Englebert Honel.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Englebert Honel, whose last known address is Altendorf No. 8, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Engelbert Honel, by The First National Bank of Chicago, Chicago, Illinois, arising out of a savings account, Account Number 1,360,459, entitled Engelbert Honel, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 13, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–8954; Filed, May 28, 1946; 10:44 a. m.]

[Vesting Order 6293]

JOSEFA HONEL

In re: Bank account owned by Josefa Honel.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Josefa Honel, whose last known address is Nürnberg, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Josefa Honel, by The First National Bank of Chicago, Chicago, Illinois, arising out of a savings account, Account Number 1,360,457, entitled Josefa Honel, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 13, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-8955; Filed, May 28, 1946; 10:44 a. m.]

[Vesting Order 6294]

JAPAN AUTOMOBILE CO.

In re: Debt owing to Japan Automobile Co.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Japan Automobile Co., the last known address of which is Tokyo, Japan, is a corporation, partnership, association or other business organization, organized under the laws of Japan, and which has or, since the effective date of Executive Order No. 8389, as amended, has had its principal place of business in Japan and is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Japan Automobile Co., by Dodge & Seymour, Ltd., 53 Park Place, New York 7, New York, in the amount of $1211.17, as of December 31, 1945, together with any and all accruals thereto, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 13, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-8956; Filed, May 28, 1946; 10:44 a. m.]

[Vesting Order 6295]

MINA BEAR POHLMAN

In re: Bank account owned by Mina Bear Pohlman, also known as Minna Baer Pohlman and as Minna Bear Pohlman.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Mina Bear Pohlman, also known as Minna Baer Pohlman and as Minna Bear Pohlman, whose last known address is Eisenzahn Strasse 66, Berlin-Halensee, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Mina Bear Pohlman, also known as Minna Baer Pohlman and as Minna Bear Pohlman, by The Farmers and Merchants National Bank of Los Angeles, Los Angeles, California, arising out of a blocked savings account, Account Number 427, entitled Minna Baer Pohlman, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges, or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 13, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-8957; Filed, May 28, 1946; 10:45 a. m.]

[Vesting Order 6302]

HIDEO YAMANOUCHI

In re: Stocks owned by and debt owing to Hideo Yamanouchi, also known as H. Yamanouchi.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Hideo Yamanouchi, also known as H. Yamanouchi, whose last known address is Osaka, Japan, is a resident of Japan and a national of a designated enemy country (Japan);

2. That the property described as follows:

a. One hundred shares of no par value common capital stock of Radio Corporation of America, 60 Broad Street, New York, New York, a corporation organized under the laws of the State of Delaware, evidenced by Stock Certificate Number N 276853, dated February 14, 1935, and registered in the name of Hideo Yamanouchi, together with all declared and unpaid dividends thereon,

b. Four shares of no par value capital stock of Dallas Office and Club Building, Inc., Dallas, Texas, a corporation organized under the laws of the State of Texas, evidenced by Trustees Certificate Number 298, dated December 29, 1934, and registered in the name of H. Yamanouchi, together with all declared and unpaid dividends thereon, and

c. That certain debt or other obligation owing to Hideo Yamanouchi, also known as H. Yamanouchi, by Radio Corporation of America, 60 Broad Street, New York, New York, in the amount of $84.00, as of March 12, 1946, together with any and all accruals thereto, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 15, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-8958; Filed, May 28, 1946; 10:45 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[SO 148, Order 8]

SOUND, INC.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 5 of Supplementary Order No. 148, it is ordered:

(a) *Manufacturer's ceiling prices.* Sound, Inc., 221 E. Cullerton Street, Chicago, Illinois may sell and deliver to that class of distributor to which it sells radios in the largest dollar volume the radio listed below, which are fully described in its application for a price adjustment, assigned OPA Docket No. 6069–SO 148–35C, at prices not in excess of those listed below.

Article	Model No.	Ceiling price
		Each
Sound Radio	6B2-C	$8.15
	6B2-P	8.15

The above ceiling prices are exclusive of Federal Excise Tax. The ceiling prices to other classes of purchasers shall reflect the differentials which Sound, Inc., had in effect between July 15, 1941 and October 15, 1941.

(b) *Ceiling prices of purchasers for resale.* Sound, Inc., shall calculate reseller's ceiling prices for the radios subject to this order as is required by Maximum Price Regulation No. 599; except that it shall use its adjusted ceiling prices as established by this order instead of its ceiling prices as established by that regulation as the basis of calculating reseller's ceiling prices.

(c) *Relation of this order to Maximum Price Regulation No. 599.* Except as this order is inconsistent with the provisions of Maximum Price Regulation No. 599, all the provisions of that regulation shall continue to apply to all sales and deliveries of radios subject to this order.

(d) All requests contained in Sound, Incorporated's, application for a price adjustment, assigned OPA Docket No. 6069–SO 148–35C, not specifically granted by this order are hereby denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 29th day of May 1946.

Issued this 28th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8934; Filed, May 28, 1946; 11:35 a. m.]

[RMPR 111, Order 8]

KENT CO.

APPROVAL OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 14 of Revised Maximum Price Regulation No. 111, *It is ordered:*

(a) This order establishes ceiling prices for sales by distributors to dealers of the Model A–9 floor polisher and attachments manufactured by the Kent Company, Rome, N. Y., as follows:

Article	Quantity	Distributors ceiling prices to dealers
Floor polisher	1–5	$50.30
	6 or more	43.12
Scrubbing brush attachment		2.17
Outer polishing brush attachment		2.17
Inner polishing brush attachment		1.63
Lamb's wool buffer attachment		1.99

These ceiling prices are subject to each seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(b) At the time of, or prior to the first invoice to each distributor, the manufacturer shall notify him of the ceiling prices established by this order for distributors' resales. This notice may be given in any convenient form.

(c) All the provisions of Revised Maximum Price Regulation No. 111 continue to apply to all sales and deliveries of the floor polishers and attachments covered by this order except to the extent that those provisions are modified by this order.

(d) Unless the context requires otherwise, the definitions set forth in Revised Maximum Price Regulation No. 111 shall apply to the terms used herein.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 29th day of May 1946.

Issued this 28th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8965; Filed, May 28, 1946; 11:31 a. m.]

[MPR 120, Order 1673]

McGRAW & BINDLEY AND ROBINSON & BLACK

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton for the indicated uses and shipments as set forth herein. All are in District No. 1. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad locomotive fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.212 and all other provisions of Maximum Price Regulation No. 120.

McGRAW & BINDLEY, 1723 OLIVER BLDG., PITTSBURGH, PA., OAK RIDGE NO. 2 MINE, C SEAM, MINE INDEX NO. 1605, CAMBRIA COUNTY, PA., SUBDISTRICT 17, RAIL SHIPPING POINT, HASTINGS, PA., STRIP MINE

	Size group Nos.				
	1	2	3	4	5
Price classification	E	E	[1] E	E	E
Rail shipment [2]	335	335	[1] 335	315	315
Railroad locomotive fuel [2]	320	320	[1] 305	295	295
Truck shipment [2]	365	340	[1] 340	330	320

[1] Previously established.
[2] Subject to the provisions of order No. 1548 under MPR 120 as amended.

ROBINSON & BLACK, COALMONT, PA., GORDON MINE, FULTON SEAM, MINE INDEX NO. 5316, HUNTINGTON COUNTY, PA., SUBDISTRICT 30, RAIL SHIPPING POINT, COALMONT, PA. DEEP MINE

Price classification	B	B	B	B	C
For all methods of transportation and all uses	460	460	425	400	385
Smithing coal (any size)					510

This order shall become effective May 29, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4661)

A. C. KNIGHT, ROUTE NO. 5, ZANESVILLE, OHIO, KNIGHT MINE, NO. 6 SEAM, MINE INDEX NO. 4286, MUSKINGUM COUNTY, OHIO, SUBDISTRICT NO. 6, FOR ALL METHODS OF SHIPMENT, DEEP MINE, RAIL SHIPPING POINT, ZANESVILLE, OHIO

	Size group Nos.												
	1	2	3	3A	4	5	6	7	8	9	10	11	12
Rail shipments and railroad fuel	351	351	321	321	321	321	311	271	271	276			276
Truck shipments	386	386	386	345	346	291	291	256	256	261			291

THE MANCHESTER COAL CO., 203 MASONIC TEMPLE, ZANESVILLE, OHIO, MANCHESTER COAL CO. MINE, NO. 8 SEAM, MINE INDEX NO. 4287, MORGAN COUNTY, OHIO, SUBDISTRICT NO. 6, FOR ALL METHODS OF SHIPMENT, STRIP MINE, RAIL SHIPPING POINT, MALTA, OHIO

Rail shipments and railroad fuel	325	325	295	295	295	295	285	245	245	250	210		250
Truck shipment	360	360	360	320	320	265	265	230	230	265			265

This order shall become effective May 29, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 28th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8967; Filed, May 28, 1946; 11:30 a. m.]

Issued this 28th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8966; Filed, May 28, 1946; 11:30 a. m.]

[MPR 120, Order 1674]

A. C. KNIGHT AND MANCHESTER COAL CO.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton for the indicated uses and shipments as set forth herein. All are in district No. 4. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.215 and all other provisions of Maximum Price Regulation No. 120.

[RMPR 206, Order 4]

EVENS & HOWARD SEWER PIPE CO. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES

Order No. 4 under § 3.1 (b) (2) of Revised Maximum Price Regulation No. 206. Vitrified clay sewer pipe and allied products. Evens & Howard Sewer Pipe Company, Blackmer & Post Pipe Company, Laclede Christy Clay Products Company. Docket No. 6122–506.3.1 (b) (2)–5.

The reasons set forth in an opinion issued simultaneously herewith and pursuant to § 3.1 (b) (2) of Revised Maximum Price Regulation 206 and section 16 of Maximum Price Regulation 592, *It is ordered:*

(a) The maximum prices for sales by the Laclede Christy Clay Products Company, Blackmer & Post Pipe Company and Evens & Howard Sewer Pipe Company, all of St. Louis, Missouri, of vitrified clay sewer pipe and allied products, to their various classes of purchasers may be increased by an amount not in excess of 14 percent.

(b) The maximum prices established herein shall be subject to cash, quantity and other discounts and allowances, services and other terms and conditions of sale at least as favorable as the seller extended or rendered on comparable sales to purchasers of the same class during March 1942.

(c) Any person purchasing any of the products covered by this order produced by the Laclede Christy Clay Products Company, Blackmer & Post Pipe Company, and Evens & Howard Sewer Pipe Company, all of St. Louis, Missouri for the purpose of resale in the same form may increase his presently established prices under the General Maximum Price Regulation by adding the dollars-and-cents increase in cost resulting from the increase permitted the manufacturers in (a) above. Notwithstanding the provisions of this paragraph, in any area where specific maximum prices are fixed by an area pricing order such specific maximum prices shall apply in that area.

(d) All requests of the application not granted herein are denied.

(e) This order may be amended or revoked by the Office of Price Administration at any time.

This Order No. 4 shall become effective May 29, 1946.

Issued this 28th day of May, 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8968; Filed, May 28, 1946; 11:31 a. m.]

[MPR 591, Order 542]

SISLEY SYSTEM PRODUCTS

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices for sales by any person to consumers of the following hose nozzle manufactured by Sisley System Products of Toledo, Ohio, and as described in its application dated March 1, 1946, shall be:

	Per dozen
"Modern" hose nozzle 3⅞" diameter 1¼" brass	$11.90

(b) On sales to dealers by any person, the maximum net prices, f. o. b. point of shipment, shall be the net prices specified in (a) above less a discount of 33⅓ percent.

(c) On sales to jobbers by any person, the maximum net prices, f. o. b. point of shipment, shall be the net prices specified in (a) above less successive discounts of 50 and 5 percent.

(d) In addition to the discounts provided for in (b) and (c) above the maximum net prices established by this order shall be subject to discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general category during March 1942.

(e) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers, except dealers, upon resale.

(f) Sisley System Products shall tag each hose nozzle covered by this order, substantially the following:

OPA Maximum Retail Price $11.90

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 29, 1946.

Issued this 28th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8972; Filed, May 28, 1946; 11:32 a. m.]

[MPR 591, Order 543]

DAVIS MILLWORK CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices for sales by any person to consumers of the following kitchen cabinet sink units manufactured by Davis Millwork Company, Forty Fort, Pennsylvania, and as described in its application dated February 21, 1946, shall be:

KITCHEN CABINET SINK UNIT WITH FITTINGS, ENAMELED STEEL BOWL, LINOLEUM TOP, 4" SPLASH BOARD, WOOD VENEERED FLUSH DOOR FRONT, MASONITE BACK BOARD

Model	Size	Doors	Drawers	Price
D 42	42" x 36" x 24"	3	1	$100.00
D 54	54" x 36" x 24"	4	2	131.00
D 66	66" x 36" x 24"	4	2	140.00

BASE CABINET WOOD, NO TOPS

D 42	42" x 36" x 24"	3	1	$54.00
D 54	54" x 36" x 24"	4	2	62.50
D 66	66" x 36" x 24"	4	2	73.00

(b) On sales to dealers by any person, the maximum net prices, f. o. b. point of shipment, shall be the net prices specified in (a) above less a discount of 40 percent.

(c) On sales to jobbers by any person, the maximum net prices, f. o. b. point of shipment, shall be the net prices specified in (a) above less successive discounts of 40 and 20 percent.

(d) In addition to the discounts provided for in (b) and (c) above, the maximum net prices established by this order shall be subject to discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities within the same general category during March 1942.

(e) The maximum prices on an installed basis of the commodities covered in this order shall be determined in accordance with Revised Maximum Price Regulation No. 251, as amended.

(f) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers, except dealers, upon resale.

(g) The Davis Millwork Company shall stencil in a conspicuous place on each kitchen sink cabinet unit covered by this order, substantially the following:

OPA Maximum Retail Price Uninstalled $____

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 29, 1946.

Issued this 28th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8973; Filed, May 28, 1946; 11:32 a. m.]

[MPR 591, Order 544]

AMERICAN RADIATOR AND STANDARD SANITARY CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum list prices, f. o. b. point of shipment, for sales by any person to plumbing and heating contractors, installers, commercial and industrial users of the following brass plumbing fixture supply fittings and trimmings, manufactured by American Radiator and Standard Sanitary Corporation of Pittsburgh, Pennsylvania, and as described in its applications which are filed with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

B-196—Chromard finish shower	*$14.35
B-197—Chromard finish shower	*19.50
B-198—Chromard finish shower	*20.10
B-914—Service sink faucet	*5.35
B-915—Service sink faucet	*7.10
B-251—Industrial shower	6.60
B-253—Industrial shower	6.60
B-908—Chormard sink faucet with spray	7.22
B-935—Double laundry tray faucet	3.99

(b) The maximum net prices, f. o. b. point of shipment, for sales by any person to jobbers shall be the maximum list prices specified in (a) above less successive discounts of 25 and 5 percent on asterisk items and 20 and 5 percent on non-asterisk items.

(c) The maximum prices established by this order shall be subject to such cash discounts, transportation allowances, and price differentials at least as favorable as those which you extended or rendered or would have extended or rendered during March 1942 on sales of commodities in the same general category.

(d) The maximum prices on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(e) Each seller covered by this order, except on sales to consumers, shall notify each of its purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers, except dealers, upon resale.

(f) The maximum prices approved under this order include all price increases authorized by section 2.6 of Order 48 under Maximum Price Regulation No. 591, to date, and may not be further increased pursuant to the provisions of that order as are in effect as of the date of this order.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 29, 1946.

Issued this 28th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8974; Filed, May 28, 1946; 11:32 a. m.]

[MPR 591, Order 545]

KEALAND PRODUCTS CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices for sales by any person to consumers of the following sprinklers manufactured by Kealand Products Company of Pasadena, California, and as described in its application dated March 26, 1946, shall be:

PASADENA SPRINKLER

No. 29	$11.90
No. 30	10.58
No. 30½	12.20
No. 32	14.52
No. 35	13.50
No. 37	12.08
No. 40	18.50
No. 50	11.00
No. 52	13.92
No. 88	10.44
No. 10P	1.50
No. 100	.30
No. 77-6	30.00
No. 77-12	31.74
No. 77-18	33.94
No. 77-24	37.10
No. 77-30	39.98
No. 77-36	43.46

(b) On sales to dealers by any person, the maximum net prices, f. o. b. point of shipment, shall be the net prices specified in (a) above less a discount of 33⅓ percent.

(c) On sales to jobbers by any person, the maximum net prices, f. o. b. point of shipment, shall be the net prices specified in (a) above less a discount of 50 percent.

(d) On sales to industrial corporations by any person, the maximum net prices, f. o. b. point of shipment, shall be the net prices specified in (a) above less a discount of 20 percent.

(e) In addition to the discounts provided for in (b), (c) and (d) above, the maximum net prices established by this order shall be subject to discounts and allowances including transportation and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities within the same general category during March 1942.

(f) The maximum price on an installed basis of the commodities covered in this order shall be determined in accordance with Revised Maximum Price Regulation No. 251, as amended.

(g) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers, except dealers, upon resale.

(h) Kealand Products Company of Pasadena, California, shall tag each item covered by this order, substantially the following:

OPA Maximum Retail Price $------

(i) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 29, 1946.

Issued this 28th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8975; Filed, May 28, 1946; 11:33 a. m.]

[MPR 591, Order 546]

HECTOR S. PORFIROS

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of manufacture for sales by Hector S. Porfiros of the following Kitchen-Aide Water Temperature Control manufactured by him and as described in the application dated April 10, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

KITCHEN-AIDE WATER TEMPERATURE CONTROL

	On sales to—		
	Jobbers	Dealers	Consumers
In quantities of less than 5,000 units	$0.80	$1.20	$2.00
In quantities of 5,001 units and over	.75	1.10	1.90

(b) The maximum net prices f. o. b. point of manufacture for sales by any person other than the manufacturer of the following kitchen-aide water temperature control manufactured by Hector S. Porfiros shall be:

	On sales to—		
	Jobbers	Dealers	Consumers
Kitchen-aide water temperature control	$0.80	$1.20	$2.00

(c) The maximum net prices established by this order shall be subject to cash discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(d) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 29, 1946.

Issued this 28th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8976; Filed, May 28, 1946; 11:33 a. m.]

[MPR 591, Order 548]

WESTINGHOUSE ELECTRIC CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 13 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net delivered prices, excluding federal excise taxes, for sales to consumers by any person of the electric water heaters manufactured by the Westinghouse Electric Corporation of Mansfield, Ohio, shall be:

Model No.	
4610-SG1—10 gallon, electric water heater, single element	$54.37
4630-LG1—30 gallon, electric water heater, single element	66.80
4630-SG1—30 gallon, electric water heater, single element	80.15
4630-SG2—30 gallon, electric water heater, double element	84.90
4640-SG1—40 gallon, electric water heater, single element	87.32
4640-SG2—40 gallon, electric water heater, double element	92.09
4652-SG12—52 gallon, electric water heater, single element	93.79
4652-SG15—52 gallon, electric water heater, single element	93.79
4652-SG2—52 gallon, electric water heater, double element	98.54
4680-SG12—80 gallon, electric water heater, single element	126.25
4680-SG15—80 gallon, electric water heater, single element	126.25
4680-SG2—80 gallon, electric water heater, double element	134.30
4630-TG1—80 gallon, electric water heater, single element	83.25

(b) The maximum net prices, excluding federal excise taxes for sales to the following classes of dealers by any person of the following electric water heaters manufactured by the Westinghouse Electric Corporation of Mansfield, Ohio, shall be:

Model No.	On sales to—		
	Plumbing dealers and electrical contractors	Electrical appliance dealers	Utilities and exclusive dealers
4610-SG1	$32.68	$34.39	$36.67
4630-LG1	40.20	42.30	45.10
4630-SG1	48.20	50.72	54.08
4630-SG2	51.24	53.91	57.48
4640-SG1	52.55	55.30	58.97
4640-SG2	55.58	58.48	62.35
4652-SG 12	56.46	59.40	63.33
4652-SG 15	56.46	59.40	63.33
4652-SG2	59.31	62.40	66.53
4680-SG 12	76.32	80.13	85.47
4680-SG 15	76.32	80.13	85.47
4680-SG2	81.02	85.25	90.89
4630-TG1	50.10	52.71	56.20

(c) The maximum net prices set forth in (b) above are f. o. b. point of shipment. When, however, shipment is made directly to the dealer by the Westinghouse Electric Corporation, the maximum net prices set forth in (b) above are f. o. b. dealer's city.

(d) The maximum net delivered prices, excluding federal excise taxes, for sales to distributors in carload quantities by any person of the following electric water heaters manufactured by the Westinghouse Electric Corporation, shall be:

Model No.:	
4610—SG1	$27.76
4630—LG1	34.79
4630—SG1	41.47
4630—SG2	43.97
4640—SG1	45.57
4640—SG2	48.69
4652—SG 12	48.95
4652—SG 15	48.95
4652—SG2	51.45
4680—SG 12	66.32
4680—SG 15	66.32
4680—SG2	70.32
4630—TG1	43.19

(e) The maximum net delivered prices, excluding federal excise taxes, for sales to distributors in less than carload quantities by any person of the electric water heaters covered by this order shall be the maximum net billing price, i. e., maximum prices established under this order plus federal excise tax, on sales to distributors in carload quantities plus 3 percent.

(f) The maximum prices for sales of the commodities covered by this order on an installed basis shall be determined in accordance with the provisions of Revised Maximum Price Regulation No. 251.

(g) Each seller, except on sales to consumers, shall notify, in writing, each of his purchasers at or before the time of the first invoice after the effective date of this order of the maximum prices established by this order for sales to such purchasers, as well as the purchaser's, except dealers, maximum prices upon resale.

(h) The Westinghouse Electric Corporation shall attach to each of the electric water heaters covered by this order a tag containing the following:

(1) The model number of the electric water heater.

(2) The OPA retail maximum price including federal excise tax.

(3) A statement that the maximum price shown includes the federal excise tax actually paid, delivery and one year warranty.

(j) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 29, 1946.

Issued this 28th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8978; Filed, May 28, 1946; 11:34 a. m.]

[MPR 591, Order 547]

CUSTOM-BILT, INC.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following frozen food cabinets manufactured by Custom-Bilt Inc. of Mendota, Illinois, and as described in the application dated April 2, 1946 which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Model	On sales to—		
	Distributors	Dealers	Consumers
18-A—18 cu. ft. ¼ hp. condensing unit	$315.00	$363.00	$605.00
23-A—23 cu. ft. ⅓ hp. condensing unit	368.00	441.00	735.00
30-A—30 cu. ft. ½ hp. condensing unit	398.00	477.00	795.00

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of items in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers including allowable transportation and crating charges.

(f) Custom Bilt Inc. shall stencil on the Frozen Food Cabinets covered by this order, substantially the following:

OPA Maximum Retail Price $------

Plus freight and crating as provided in Order No. 547 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 29, 1946.

Issued this 28th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8977; Filed, May 28, 1946; 11:34 a. m.]

[MPR 580, Amdt. 1 to Order 75]

MAIDEN FORM BRASSIERE CO., INC.

ESTABLISHMENT OF MAXIMUM PRICES

Maximum Price Regulation 580, Amendment 1 to Order 75. Establishing ceiling prices at retail for certain articles; Docket No. 6063–580–13–672.

For the reasons set forth in the opinion issued simultaneously herewith, Order 75 issued under Section 13 of Maximum Price Regulation 580 on application of Maiden Form Brassiere Co., Inc., 154 Avenue E, Bayonne, New Jersey, is amended in the following respects:

1. Paragraph (c) is amended by adding thereto the following undesignated paragraph:

Upon issuance of any amendment to this order which either adds an article to those already listed in paragraph (a) or changes the retail ceiling price of a listed article, the manufacturer or wholesaler, as to such article, must comply with the preticketing requirements of this paragraph within 30 days after the issuance of the amendment. After 60 days from the issuance date, no retailer may offer or sell the article unless it is preticketed in accordance with the requirements of this paragraph. Prior to the expiration of the 60 day period, unless the article is so preticketed, the retailer shall comply with the marking, tagging and posting provisions of the regulation which would apply in the absence of this order. However, the pricing provisions of this order or of any subsequent amendment thereto shall apply as of the effective date of the order or applicable amendment.

2. Paragraph (d) is amended by adding thereto the following sentence: "The seller shall also send the purchaser a copy of each amendment at the time of or before the first delivery (subsequent to the effective date of the amendment) of any article the sale of which is affected in any manner by the amendment."

3. A new paragraph (g) is added which reads as follows:

(g) The retail ceiling price of an article stated in paragraph (a) shall apply to any other article of the same type, having the same selling price to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this order.

This amendment shall become effective May 29, 1946.

Issued this 28th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–9001; Filed, May 28, 1946; 4:08 p. m.]

[Rev. SO 119, Order 231]

H. H. ROBERTSON CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 231 under Revised Supplementary Order 119. Docket No. 6123–SO 119–120.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to Section 13 of Revised Supplementary Order No. 119, it is ordered:

(a) *Maximum prices for the H. H. Robertson Company, Ambridge, Pennsylvania.* (1) The above manufacturer may determine his maximum prices for his line of streamline ventilators by increasing by 13.6 percent his prices on these items in effect on October 1, 1941 to each class of purchaser.

(2) Since the provisions of this order are not intended to reduce properly established maximum prices, the manufacturer may continue to use as his maximum prices to each class of purchaser his properly established prices in effect under Maximum Price Regulation No. 591 in the event that such prices exceed the prices in effect to each class of purchaser on October 1, 1941 plus the increase provided for in (1) above.

(3) The Maximum prices set forth above shall be subject to discounts and allowances including transportation allowances and price differentials which are at least as favorable as those the manufacturer extended or rendered or would have extended or rendered to each class of purchaser on commodities in the same general category during March, 1942.

(b) *Resellers' maximum prices.* All resellers of the commodities covered by this order (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their presently established maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted the manufacturer by this order.

(c) *Notification to all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment granted by this order is put into effect:

Order No. 231 under Revised Supplementary Order No. 119 authorizes a 13.6 percent increase in October 1, 1941 net prices for sales of streamline ventilators manufactured by this company.

Resellers (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their existing maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted by Order No. 231.

(d) All prayers for relief not granted herein are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective May 29, 1946.

Issued this 28th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–9017; Filed, May 28, 1946; 4:04 p. m.]

[MPR 580, Amdt. 2 to Order 140]

MONUMENT MILLS

ESTABLISHMENT OF MAXIMUM PRICES

Maximum Price Regulation 580, Amendment 2 to Order 140. Establishing ceiling prices at retail for certain articles; Docket No. 6063–580–13–661.

For the reasons set forth in the opinion issued simultaneously herewith, Order 140 issued under section 13 of Maximum Price Regulation 580 on application of Monument Mills, Housatonic, Massachusetts is amended in the following respects:

1. Paragraph (a) is amended to increase the retail ceiling prices established by the order for the articles listed and described below:

BEDSPREADS

Style name	Size	Manufacturer's unadjusted selling price	Retail ceiling price
May Day	Twin	$3.38	$4.[illegible]
	Double	3.28	4.[illegible]
Window Pane	Twin	3.74	5.[illegible]
	Double	3.74	5.[illegible]
Irene	Twin	5.00	6.[illegible]
	Double	5.00	6.[illegible]
Starlight	Twin	5.40	7.[illegible]
	Double	5.40	7.[illegible]
Hopscotch	Twin	5.48	7.[illegible]
	Double	5.48	7.[illegible]
Milky Way	Twin	4.29	6.[illegible]
	Double	5.00	7.[illegible]
Diagonal	Twin	5.05	7.[illegible]
	Double	5.85	8.[illegible]

2. Paragraph (a) is further amended by deleting the footnote thereto (indicated by asterisk).

3. Paragraph (d) is amended by adding thereto the following undesignated paragraph:

Upon issuance of any amendment to this order which either adds an article to those already listed in paragraph (a) or changes the retail ceiling price of a listed article, the manufacturer or wholesaler, as to such article, must comply with the preticketing requirements of this paragraph within 30 days after the issuance of the amendment. After 60 days from the issuance date, no retailer may offer or sell the article unless it is preticketed in accordance with the requirements of this paragraph. Prior to the expiration of the 60 day period, unless the article is so preticketed, the retailer shall comply with the marking, tagging and posting provisions of the regulation which would apply in the absence of this order. However, the pricing provisions of this order or of any subsequent amendment thereto shall apply as of the effective date of the order or applicable amendment.

4. A new paragraph (h) is added to read as follows:

(h) In connection with each delivery under this order, the manufacturer shall state on his invoice, or on an attachment thereto, his "unadjusted price" for each article. "Unadjusted price" means the manufacturer's ceiling price prior to any adjustments under Supplementary Order, 131 plus the amount by which such adjustments exceed 20% of that ceiling price.

This amendment shall become effective May 29, 1946.

Issued this 28th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–9003; Filed, May 28, 1946; 4:08 p. m.]

[MPR 592, Order 36]

CONCO-MLIER CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 36 under section 16 of Maximum Price Regulation No. 592. Conco-Meier Company. Docket No. 6122–592.16–203.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 16 of Maximum Price Regulation 592, *It is ordered:*

(a) The maximum net prices for sales by the Conco-Meier Company, Tonica, Illinois, of clay building brick and structural clay tile to its various classes of purchasers may be increased by an amount not in excess of $2.00 per thousand for standard size brick equivalents or by an amount not in excess of $0.80 per ton for structural hollow tile.

(b) If the Conco-Meier Company had an established differential in price during the month of March 1942 for nonstandard sizes of brick, it may convert the adjustment granted herein for standard size brick on the basis of the conversion factors or formulae in use by it during March 1942 in establishing price differentials between standard size brick and the other sizes.

(c) Any person purchasing any of the products covered by this order produced by the Conco-Meier Company for the purpose of resale in the same form may increase his presently established prices under the General Maximum Price Regulation by adding the dollars-and-cents increase in cost resulting from the increase permitted the manufacturer in (a) above. Notwithstanding the provisions of this paragraph, in any area where specific maximum prices are fixed by an area pricing order such specific maximum prices shall apply in that area.

(d) All requests of the application not granted herein are denied.

(e) This order may be amended or revoked by the Office of Price Administration at any time.

This Order No. 36 shall become effective May 28, 1946.

Issued this 28th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–9004; Filed, May 28, 1946; 4:05 p. m.]

[MPR 592, Order 37]

SPRINGFIELD CLAY PRODUCTS CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 37 under section 16 of Maximum Price Regulation No. 592. Springfield Clay Products Company. Docket No. 6122–592.16–236.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 16 of Maximum Price Regulation 592, *It is ordered:*

(a) The maximum net prices for sales by the Springfield Clay Products Company, Springfield, Illinois, of clay building brick and structural clay tile to its various classes of purchasers may be increased by an amount not in excess of $2.50 per thousand for standard size brick equivalents or by an amount not in excess of $1.00 per ton for structural hollow tile.

(b) If the Springfield Clay Products Company had an established differential in price during the month of March 1942 for nonstandard sizes of brick, it may convert the adjustment granted herein for standard size brick on the basis of the conversion factors or formulae in use by it during March 1942 in establishing price differentials between standard size brick and the other sizes.

(c) Any person purchasing any of the products covered by this order produced by the Springfield Clay Products Company for the purpose of resale in the same form may increase his presently established prices under the General Maximum Price Regulation by adding the dollars-and-cents increase in cost resulting from the increase permitted the manufacturer in (a) above. Notwithstanding the provisions of this paragraph, in any area where specific maximum prices are fixed by an area pricing order such specific maximum prices shall apply in that area.

(d) All requests of the application not granted herein are denied.

(e) This order may be amended or revoked by the Office of Price Administration at any time.

This Order No. 37 shall become effective May 28 1946.

Issued this 28th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–9005; Filed, May 28, 1946; 4:06 p. m.]

[MPR 592, Order 38]

ALTON BRICK CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 38 under section 16 of Maximum Price Regulation No. 592. Alton Brick Company. Docket No. 6122–592.16–233.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 16 of Maximum Price Regulation 592, *It is ordered:*

(a) The maximum net prices for sales by the Alton Brick Company, Alton, Illinois, of clay building brick and structural clay tile to its various classes of purchasers may be increased by an amount not in excess of $2.00 per thousand for standard size brick equivalents or by an amount not in excess of $0.80 per ton for structural hollow tile.

(b) If the Alton Brick Company had an established differential in price during the month of March 1942 for nonstandard sizes of brick, it may convert the adjustment granted herein for standard size brick on the basis of the conversion factors or formulae in use by it during March 1942 in establishing price differentials between standard size brick and the other sizes.

(c) Any person purchasing any of the products covered by this order produced by the Alton Brick Company for the purpose of resale in the same form may increase his presently established prices under the General Maximum Price Regulation by adding the dollars-and-cents increase in cost resulting from the increase permitted the manufacturer in (a) above. Notwithstanding the provisions of this paragraph, in any area where specific maximum prices are fixed by an area pricing order such specific maximum prices shall apply in that area.

(d) All requests of the application not granted herein are denied.

(e) This order may be amended or revoked by the Office of Price Administration at any time.

This Order No. 38 shall become effective May 28, 1946.

Issued this 28th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–9006; Filed, May 28, 1946; 4:06 p. m.]

[MPR 592, Order 40]

HILL BRICK CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 40 under section 16 of Maximum Price Regulation No. 592. Hill Brick Company. Docket No. 6122–592.16–211.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 16 of Maximum Price Regulation 592; *It is ordered:*

(a) The maximum net prices for sales by the Hill Brick Company, East St. Louis, Illinois, of clay building brick and structural clay tile to its various classes of purchasers may be increased by an amount not in excess of $2.25 per thousand for standard size brick equivalents or by an amount not in excess of $0.90 per ton for structural hollow tile.

(b) If the Hill Brick Company had an established differential in price during the month of March 1942 for nonstandard sizes of brick, it may convert the adjustment granted herein for standard size brick on the basis of the conversion factors or formulae in use by it during March 1942 in establishing price differentials between standard size brick and the other sizes.

(c) Any person purchasing any of the products covered by this order produced by the Hill Brick Company for the purpose of resale in the same form may increase his presently established prices under the General Maximum Price Regulation by adding the dollars-and-cents increase in cost resulting from the increase permitted the manufacturer in (a) above. Notwithstanding the provisions of this paragraph, in any area where specific maximum prices are fixed by an area pricing order such specific maximum prices shall apply in that area.

(d) All requests of the application not granted herein are denied.

(e) This order may be amended or revoked by the Office of Price Administration at any time.

This Order No. 40 shall become effective May 28, 1946.

Issued this 28th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–9008; Filed, May 28, 1946; 4:04 p. m.]

[MPR 592, Order 39]

POSTON BRICK & CONCRETE PRODUCTS CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 39 under section 16 of Maximum Price Regulation No. 592. Poston Brick & Concrete Products Company. Docket No. 6122–592.16–200.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 16 of Maximum Price Regulation 592, *It is ordered:*

(a) The maximum net prices for sales by the Poston Brick & Concrete Products Company, Springfield, Illinois, of clay building brick and structural clay tile to its various classes of purchasers may be increased by an amount not in excess of $1.75 per thousand for standard size brick equivalents or by an amount not in excess of $0.70 per ton for structural hollow tile.

(b) If the Poston Brick & Concrete Products Company had an established differential in price during the month of March 1942 for nonstandard sizes of brick, it may convert the adjustment granted herein for standard size brick on the basis of the conversion factors or formulae in use by it during March 1942 in establishing price differentials between standard size brick and the other sizes.

(c) Any person purchasing any of the products covered by this Order produced by the Poston Brick & Concrete Products Company for the purpose of resale in the same form may increase his presently established prices under the General Maximum Price Regulation by adding the dollars-and-cents increase in cost resulting from the increase permitted the manufacturer in (a) above. Notwithstanding the provisions of this paragraph, in any area where specific maximum prices are fixed by an area pricing order such specific maximum prices shall apply in that area.

(d) All requests of the application not granted herein are denied.

(e) This order may be amended or revoked by the Office of Price Administration at any time.

This Order No. 39 shall become effective May 28, 1946.

Issued this 28th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9007; Filed, May 28, 1946; 4:06 p. m.]

[MPR 592, Order 41]

EASTERN ILLINOIS CLAY CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 41 under Section 16 of Maximum Price Regulation No. 592. Eastern Illinois Clay Company. Docket No. 6122–592.16–212.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 16 of Maximum Price Regulation 592, *It is ordered:*

(a) The maximum net prices for sales by the Eastern Illinois Clay Company, St. Anne, Illinois, of clay building brick and structural clay tile to its various classes of purchasers may be increased by an amount not in excess of $0.25 per thousand for standard size brick equivalents or by an amount not in excess of $0.10 per ton for structural hollow tile.

(b) If the Eastern Illinois Clay Company had an established differential in price during the month of March 1942 for non standard sizes of brick, it may convert the adjustment granted herein for standard size brick on the basis of the conversion factors or formulae in use by it during March 1942 in establishing price differentials between standard size brick and the other sizes.

(c) Any person purchasing any of the products covered by this order produced by the Eastern Illinois Clay Company for the purpose of resale in the same form may increase his presently established prices under the General Maximum Price Regulation by adding the dollars-and-cents increase in cost resulting from the increase permitted the manufacturer in (a) above. Notwithstanding the provisions of this paragraph, in any area where specific maximum prices are fixed by an area pricing order such specific maximum prices shall apply in that area.

(d) All requests of the application not granted herein are denied.

(e) This order may be amended or revoked by the Office of Price Administration at any time.

This Order No. 41 shall become effective May 28, 1946.

Issued this 28th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9009; Filed, May 28, 1946; 4:07 p. m.]

[MPR 592, Order 42]

ST. ANNE BRICK & TILE CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 42 under section 16 of Maximum Price Regulation No. 592. St. Anne Brick & Tile Company. Docket No. 6122–592.16–215.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 16 of Maximum Price Regulation 592, *It is ordered:*

(a) The maximum net prices for sales by the St. Anne Brick & Tile Company, St. Anne, Illinois, of clay building brick and structural clay tile to its various classes of purchasers may be increased by an amount not in excess of $2.00 per thousand for standard size brick equivalents or by an amount not in excess of $0.80 per ton for structural hollow-tile.

(b) If the St. Anne Brick & Tile Company had an established differential in price during the month of March 1942 for nonstandard sizes of brick, it may convert the adjustment granted herein for standard size brick on the basis of the conversion factors or formulae in use by it during March 1942 in establishing price differentials between standard size brick and the other sizes.

(c) Any person purchasing any of the products covered by this order produced by the St. Anne Brick & Tile Company for the purpose of resale in the same form may increase his presently established prices under the General Maximum Price Regulation by adding the dollars-and-cents increase in cost resulting from the increase permitted the manufacturer in (a) above. Notwithstanding the provisions of this paragraph, in any area where specific maximum prices are fixed by an area pricing order such specific maximum prices shall apply in that area.

(d) All requests of the application not granted herein are denied.

(e) This order may be amended or revoked by the Office of Price Administration at any time.

This Order No. 42 shall become effective May 28, 1946.

Issued this 28th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9010; Filed, May 28, 1946; 4:07 p. m.]

[MPR 592, Order 43]

PEORIA BRICK & TILE CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 43 under section 16 of Maximum Price Regulation No. 592. Peoria Brick & Tile Company. Docket No. 6122–592.16–216.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 16 of Maximum Price Regulation 592, *It is ordered:*

(a) The maximum net prices for sales by the Peoria Brick & Tile Company, Peoria, Illinois, of clay building brick and structural clay tile to its various classes of purchasers may be increased by an amount not in excess of $2.00 per thousand for standard size brick equivalents or by an amount not in excess of $0.80 per ton for structural hollow tile.

(b) If the Peoria Brick & Tile Company had an established differential in price during the month of March 1942 for nonstandard sizes of brick, it may convert the adjustment granted herein for standard size brick on the basis of the conversion factors or formulae in use by it during March 1942 in establishing price differentials between standard size brick and the other sizes.

(c) Any person purchasing any of the products covered by this order produced by the Peoria Brick & Tile Company for the purpose of resale in the same form may increase his presently established prices under the General Maximum Price Regulation by adding the dollars-and-cents increase in cost resulting from the increase permitted the manufacturer in (a) above. Notwithstanding the provisions of this paragraph, in any area where specific maximum prices are fixed by an area pricing order such specific maximum prices shall apply in that area.

(d) All requests of the application not granted herein are denied.

(e) This order may be amended or revoked by the Office of Price Administration at any time.

This Order No. 43 shall become effective May 28, 1946.

Issued this 28th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9011; Filed, May 28, 1946; 4:07 p. m.]

[MPR 592, Order 44]

SHEFFIELD SHALE PRODUCTS CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 44 under section 16 of Maximum Price Regulation No. 592. Sheffield Shale Products Company. Docket No. 6122–592.16–213.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 16 of Maximum Price Regulation 592, *It is ordered:*

(a) The maximum net prices for sales by the Sheffield Shale Products Company, Sheffield, Illinois, of clay building brick and structural clay tile to its various classes of purchasers may be increased by an amount not in excess of $2.75 per thousand for standard size brick equivalents or by an amount not in excess of $1.10 per ton for structural hollow tile.

(b) If the Sheffield Shale Products Company had an established differential in price during the month of March 1942 for nonstandard sizes of brick, it may convert the adjustment granted herein for standard size brick on the basis of the conversion factors or formulae in use by it during March 1942 in establishing price differentials between standard size brick and the other sizes.

(c) Any person purchasing any of the products covered by this order produced by the Sheffield Shale Products Company for the purpose of resale in the same form may increase his presently established prices under the General Maximum Price Regulation by adding the dollars-and-cents increase in cost resulting from the increase permitted the manufacturer in (a) above. Notwithstanding the provisions of this paragraph, in any area where specific maximum prices are fixed by an area pricing order such specific maximum prices shall apply in that area.

(d) All requests of the application not granted herein are denied.

(e) This order may be amended or revoked by the Office of Price Administration at any time.

This Order No. 44 shall become effective May 28, 1946.

Issued this 28th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9012; Filed, May 28, 1946; 4:07 p. m.]

[MPR 592, Order 45]

RICHARDS BRICK CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 45 under section 16 of Maximum Price Regulation No. 592. Richards Brick Company. Docket No. 6122–592.16–237.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 16 of Maximum Price Regulation 592, *It is ordered:*

(a) The maximum net prices for sales by the Richards Brick Company, Edwardsville, Illinois, of clay building brick and structural clay tile to its various classes of purchasers may be increased by an amount not in excess of $2.00 per thousand for standard size brick equivalents or by an amount not in excess of $0.80 per ton for structural hollow tile.

(b) If the Richards Brick Company had an established differential in price during the month of March 1942 for nonstandard sizes of brick, it may convert the adjustment granted herein for standard size brick on the basis of conversion factors or formulae in use by it during March 1942 in establishing price differentials between standard size brick and other sizes.

(c) Any person purchasing any of the products covered by this order produced by the Richards Brick Company for the purpose of resale in the same form may increase his presently established prices under the General Maximum Price Regulation by adding the dollars-and-cents increase in cost resulting from the increase permitted the manufacturer in (a) above. Notwithstanding the provisions of this paragraph, in any area where specific maximum prices are fixed by an area pricing order such specific maximum prices shall apply in that area.

(d) All requests of the application not granted herein are denied.

(e) This order may be amended or revoked by the Office of Price Administration at any time.

This Order No. 45 shall become effective May 28, 1946.

Issued this 23th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9013; Filed, May 23, 1946; 4:05 p. m.]

[MPR 592, Order 46]

WESTERN BRICK CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 46 under section 16 of Maximum Price Regulation No. 592. Western Brick Company. Docket No. 6122–592.16–210.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 16 of Maximum Price Regulation No. 592, *It is ordered:*

(a) The maximum net prices for sales by the Western Brick Company, Danville, Illinois, of clay building brick and structural clay tile to its various classes of purchasers may be increased by an amount not in excess of $2.00 per thousand for standard size brick equivalents or by an amount not in excess of $0.80 per ton for structural hollow tile.

(b) If the Western Brick Company had an established differential in price during the month of March 1942 for nonstandard sizes of brick, it may convert the adjustment granted herein for standard size brick on the basis of the conversion factors or formulae in use by it during March 1942 in establishing price differentials between standard size brick and other sizes.

(c) Any person purchasing any of the products covered by this order produced by the Western Brick Company for the purpose of resale in the same form may increase his presently established prices under the General Maximum Price Regulation by adding the dollars-and-cents increase in cost resulting from the increase permitted the manufacturer in (a) above. Notwithstanding the provisions of this paragraph, in any area where specific maximum prices are fixed by an area pricing order such specific maximum prices shall apply in that area.

(d) All requests of the application not granted herein are denied.

(e) This order may be amended or revoked by the Office of Price Administration at any time.

This Order No. 46 shall become effective May 28, 1946.

Issued this 28th day of May, 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9014; Filed, May 28, 1946; 4:06 p. m.]

[MPR 592, Order 47]

PURINGTON PAVING BRICK CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 47 under section 16 of Maximum Price Regulation No. 592. Purington Paving Brick Company. Docket No. 6122–592.16–201.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 16 of Maximum Price Regulation 592; *It is ordered:*

(a) The maximum net prices for sales by the Purington Paving Brick Company, Galesburg, Illinois, of clay building brick and structural clay tile to its various classes of purchasers may be increased by an amount not in excess of $1.50 per thousand for standard size brick equivalents or by an amount not in excess of $0.60 per ton for structural hollow tile.

(b) If the Purington Paving Brick Company had an established differential in price during the month of March 1942 for nonstandard sizes of brick, it may convert the adjustment granted herein for standard size brick on the basis of the conversion factors or formulae in use by it during March 1942 in establishing price differentials between standard size brick and the other sizes.

(c) Any person purchasing any of the products covered by this order produced by the Purington Paving Brick Company for the purpose of resale in the same form may increase his presently established prices under the General Maximum Price Regulation by adding the dollars-and-cents increase in cost resulting from the increase permitted the manufacturer in (a) above. Notwithstanding the provisions of this para-

graph, in any area where specific maximum prices are fixed by an area pricing order such specific maximum prices shall apply in that area.

(d) All requests of the application not granted herein are denied.

(e) This order may be amended or revoked by the Office of Price Administration at any time.

This Order No. 47 shall become effective May 28, 1946.

Issued this 28th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9015; Filed, May 28, 1946; 4:05 p. m.]

[MPR 592, Order 48]

JACKSON COUNTY BRICK CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 48 under section 16 of Maximum Price Regulation No. 592. Jackson County Brick Company. (Docket No. 6122-592.16-214.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 16 of Maximum Price Regulation 592, *It is ordered:*

(a) The maximum net prices for sales by the Jackson County Brick Company, Campbell Hill, Illinois, of clay building brick and structural clay tile to its various classes of purchasers may be increased by an amount not in excess of $4.25 per thousand for standard size brick equivalents or by an amount not in excess of $1.70 per ton for structural hollow tile.

(b) If the Jackson County Brick Company had an established differential in price during the month of March 1942 for nonstandard sizes of brick, it may convert the adjustments granted herein for standard size brick on the basis of conversion factors or formulae in use by it during March 1942 in establishing price differentials between standard size brick and the other sizes.

(c) Any person purchasing any of the products covered by this order produced by the Jackson County Brick Company for the purpose of resale in the same form may increase his presently established prices under the General Maximum Price Regulation by adding the dollars-and-cents increase in cost resulting from the increase permitted the manufacturer in (a) above. Notwithstanding the provisions of this paragraph, in any area where specific maximum prices are fixed by an area pricing order such specific maximum prices shall apply in that area.

(d) All requests of the application not granted herein are denied.

(e) This order may be amended or revoked by the Office of Price Administration at any time.

This Order No. 48 shall become effective May 28, 1946.

Issued this 28th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9016; Filed, May 28, 1946; 4:04 p. m.]

[RMPR 136, Amdt. 1 to Order 624]

INTEGRAL AND FRACTIONAL HORSEPOWER MOTORS

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion, issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to section 31 of Revised Maximum Price Regulation 136, *It is ordered:*

Order No. 624 under Revised Maximum Price Regulation 136 is revised and amended in the following respects:

1. In the last sentence of paragraph (a), immediately following the words "the term does not include", insert the words "gear motors".

2. In the last sentence of paragraph (b) immediately following the words "the term does not include", insert the words "gear motors".

3. In paragraph (f) delete the parenthetical phrase "(including speed reducers)", and substitute therefor the parenthetical phrase "(excluding gear motors and variable speed drives)".

This amendment shall become effective May 27, 1946.

Issued this 27th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8928; Filed, May 27, 1946; 4:37 p. m.]

[RMPR 136, Order 637]

GEARS, PINIONS, SPROCKETS AND SPEED REDUCERS

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion, issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to section 31 of Revised Maximum Price Regulation 136, *It is ordered:*

(a) As used in this order, the word "gears" means gears, pinions, sprockets and speed reducers, including gear motors and motorized speed reducers, but not including variable speed drives, automotive or tractor transmissions, transfer cases, power take-offs, differential or axle assemblies and not including any item designed primarily for use in private or commercial motor vehicles.

(b) As used in this order, the phrase "base prices" shall mean the maximum prices established under section 7 of Revised Maximum Price Regulation 136, or computed under sections 8, 9 or 10 of Revised Maximum Price Regulation 136 before the addition of any increase provided to an individual manufacturer by way of individual adjustment under the provisions of Revised Maximum Price Regulation 136 or Supplementary Order No. 142.

(c) *Manufacturers maximum prices.* (1) Except as provided in paragraph (c) (2) below, the maximum prices for sales by a manufacturer of any gears shall be (i) For any gears, except gear motors, the base prices increased by 13.0%; (ii) For any gear motors, at the election of the manufacturer, either (a) the base prices increased by 13.0%, or (b) the base prices increased by the appropriate percentage increase factor to be determined from the table following. To determine the appropriate percentage increase factor: first ascertain the percentage the sales price of a standard motor of the same rating and capacity as the particular motor manufactured bears to the total sales price of the gear motor; this percentage fixes the appropriate line in column number 1 in the table; on the line thus fixed, the manufacturer will find in column 2 entitled "Fractional Horsepower Gear Motors" the appropriate percentage increase factor to be applied to base prices in the case of fractional horsepower gear motors, and in column number 3 entitled "Integral Gear Motors" the appropriate percentage increase factor to be applied to base prices in the case of integral gear motors.

Column 1	Column 2	Column 3
Percentage that the sales price of a standard motor of the same rating and capacity as the particular motor manufactured bears to the total sales price of the gear motor	Fractional horsepower gear motors (percentage increase)	Integral gear motors (percentage increase)
0 to 19.9	13	13
20 to 29.9	17	14
40 to 59.9	21	15
60 to 79.9	24	16
80 to 100	27	16

(2) If the manufacturer's base prices for any gears, including gear motors, are approved by the OPA as "in-line" prices under section 9 (c) of Revised Maximum Price Regulation 136 subsequent to May 27, 1946, the maximum prices shall be the prices so approved.

(d) *Resellers' maximum prices.* The maximum prices for sales of any gears by a reseller shall be the maximum prices in effect just prior to the issuance of this order increased by the dollars-and-cents amount by which his net invoiced cost has been increased by reason of the issuance of this order.

(e) *Discounts, allowances, etc.* All prices established under paragraphs (c) and (d) of this order shall be subject to the same discounts, deductions and other allowances in effect to any purchasers and classes of purchasers just prior to the issuance of this order.

(f) Every manufacturer of gears shall give written notice to his resellers of the dollars-and-cents amount by which this order permits the reseller to increase his maximum prices.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 27, 1946.

Issued this 27th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8929; Filed, May 27, 1946; 4:36 p. m.]

[RMPR 528, Order 113]

GENERAL TIRE & RUBBER CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 16 (d) of Revised Maximum Price Regulation 528, *It is ordered:*

(a) The maximum retail prices for the following new sizes of Industrial tires manufactured by The General Tire & Rubber Company, Akron, Ohio, shall be:

AIR CORPS STANDARD SPECIFICATION

Size	Ply	Tread	Maximum retail price
			Each
8 x 3.00-4	2	Shoe grip	$1.54
12 x 4.00-5	2	Cord	5.10
18 x 5.50-8	2	Cord	8.43
18 x 5.50-8	4	Cord	10.50

(b) All provisions of Revised Maximum Price Regulation 528 not inconsistent with this order shall apply to sales covered by this order.

(c) This order may be amended or revoked by the Office of Price Administration at any time.

This order shall become effective May 31, 1946.

Issued this 29th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9064; Filed, May 29, 1946; 11:32 a. m.]

[RMPR 528, Order 114]

FIRESTONE TIRE & RUBBER CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 16 (d) of Revised Maximum Price Regulation 528, *It is ordered:*

(a) The maximum retail price for the following sizes of new synthetic rubber stop-start tires manufactured by The Firestone Tire & Rubber Company of Akron, Ohio, shall be:

CITY COMMERCIAL TAXI TIRES

Size	Replaces size	Ply rating	Maximum retail price	
			Cotton	Rayon
			Each	*Each*
CCD 10	6.00-16	6	$23.10	$24.25
CCD 11	5.25-17, 5.50-17	6	22.05	24.15
CCD 13	6.50-16	6	26.40	27.95
CCD 14	6.00-20	6	28.75	31.25
CC 14	7.00-16	6	31.50	34.40
CCD 15	7.00-18	6	34.55	36.70
CCD 15	7.00-18	8	38.40	38.20
CC 17	6.00-20, 6.50-20 (6)	8	43.85	46.05
CCD 18	7.50-18	8	45.55	49.95
CC 19	6.50-20, 7.00-20	8	61.80	64.90
CC 22	7.00-20, 7.50-20 (8)	10	70.95	74.50
CC 28	7.50-20, 8.25-20	10	81.70	88.95
CC 34	8.25-20 (12), 9.00-20 (10)	12	107.35	112.70
CC 40	9.00-20, 9.75-20, 10.00-20	12	113.10	118.75
CC 42	9.75-22, 10.00-22	12	136.95	142.55
CC 48	10.50-20, 11.00-20	12	136.95	142.55
CC 50	10.50-22, 11.00-22	12	133.55	144.25

(b) All provisions of Revised Maximum Price Regulation 528 not inconsistent with this order shall apply to sales covered by this order.

(c) This order may be amended or revoked by the Office of Price Administration at any time.

This order shall become effective May 31, 1946.

Issued this 29th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9066; Filed, May 29, 1946; 11:29 a. m.]

LOGGER TYPE TIRES

Size	Ply	Maximum retail price	
		Cotton	Rayon
		Each	*Each*
8.25-20	10	$82.60	$76.15
8.25-20	12	83.20	87.35
9.00-20	10	86.25	90.55
9.00-20	12	100.90	105.95
10.00-20	12	109.60	115.10
10.00-20	14	125.70	132.00
11.00-20	12	129.15	135.60
11.00-20	14	154.90	162.65

[MPR 580, Amdt. 2 to Order 170]

KAYLON, INC.

ESTABLISHMENT OF MAXIMUM PRICES

Maximum Price Regulation 580, Amendment 2 to Order 170. Establishing ceiling prices at retail for certain articles; Docket No. 6063-580-13-652.

For the reasons set forth in the opinion issued simultaneously herewith, Order 170 issued under section 13 of Maximum Price Regulation 580 on application of Kaylon, Incorporated, 180 Madison Avenue, New York 16, New York is amended in the following respects:

1. Paragraph (a) is amended by adding the following:

WOMEN'S PAJAMAS

Manufacturer's selling price (per dozen):	*Ceiling price at retail (per unit)*
$21.00 to $22.50	$3.00
$27.00	3.50
$30.00 to $31.50	4.00
$34.50 to $36.00	5.00
$42.00 to $45.00	6.00

2. Paragraph (d) is amended by adding thereto the following undesignated paragraph:

Upon issuance of any amendment to this order which either adds an article to those already listed in paragraph (a) or changes the retail ceiling price of a listed article, the manufacturer or wholesaler, as to such article, must comply with the preticketing requirements of this paragraph within 30 days after the issuance of the amendment. After 60 days from the issuance date, no retailer may offer or sell the article unless it is preticketed in accordance with the requirements of this paragraph. Prior to the expiration of the 60 day period, unless the article is so preticketed, the retailer shall comply with the marking, tagging and posting provisions of the regulation which would apply in the absence of this order. However, the pricing provisions of this order or of any subsequent amendment thereto shall apply as of the effective date of the order or applicable amendment.

3. Paragraph (e) is amended by adding thereto the following sentence: "The seller shall also send the purchaser a copy of each amendment at the time of or before the first delivery (subsequent to the effective date of the amendment) of any article the sale of which is affected in any manner by the amendment."

This amendment shall become effective May 31, 1946.

Issued this 29th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9067; Filed, May 29, 1946; 11:29 a. m.]

[MPR 580, Amdt. 2 to Order 107]

MORAN SHOE CO.

ESTABLISHMENT OF MAXIMUM PRICES

Maximum Price Regulation 580, Amendment 2 to Order 107. Establishing

ceiling prices at retail for certain articles; Docket No. 6063–580–13–640.

For the reasons set forth in the opinion issued simultaneously herewith, Order No. 107 issued under section 13 of Maximum Price Regulation 580 on application of the Moran Shoe Company, Carlyle, Illinois is amended in the following respects:

1. Paragraph (a) is amended by adding the following:

WEE WALKER BRAND, INFANT STEP SHOES—SIZES 1/6

Style No.	Pattern	Article	Manufacturer's unadjusted selling price	Retail ceiling price
3000	Helen "B"	White Elk Blu. High.	$0.72	$1.29

2. Paragraph (a) is amended to increase the retail ceiling prices established by the order for the articles listed below:

WEE WALKER BRAND, INFANT WALKING SHOES—SIZES 2/8

Style No.	Pattern	Article	Manufacturer's unadjusted selling price	Retail ceiling price
		Elk Blu High:		
1000	Rhoda	White	$0.98	$1.59
1001	do	Brown	.98	1.59
1002	do	Patent	.98	1.59
1003	do	Black	.98	1.59
		Elk Blu Oxford:		
1050	Shirley	White	.93	1.59
1051	do	Brown	.93	1.59
1052	do	Patent	.93	1.59
		F. G. Elk Blu High:		
2000	Rhoda "F"	White	1.34	2.29
2000C	do	do	1.34	2.29
2000F	do	do	1.34	2.29
2001	Shirley "F"	Brown	1.34	2.29
		F. G. Elk Blu Oxford:		
2050	do	White	1.25	2.29
2051	do	Brown	1.25	2.29

3. Paragraph (d) is amended by adding thereto the following undesignated paragraph:

Upon issuance of any amendment to this order which either adds an article to those already listed in paragraph (a) or changes the retail ceiling price of a listed article, the manufacturer or wholesaler, as to such article, must comply with the preticketing requirements of this paragraph within 30 days after the issuance of the amendment. After 60 days from the issuance date, no retailer may offer or sell the article unless it is preticketed in accordance with the requirements of this paragraph. Prior to the expiration of the 60 day period, unless the article is so preticketed, the retailer shall comply with the marking, tagging and posting provisions of the regulation which would apply in the absence of this order. However, the pricing provision of this order or of any subsequent amendment thereto shall apply as of the effective date of the order or applicable amendment.

This amendment shall become effective May 28, 1946.

Issued this 28th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9002; Filed, May 28, 1946; 4:03 p. m.]

[SO 119, Order 232]

PUBCO CORP.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 232 under Revised Supplementary Order No. 119. Adjustment of maximum prices for plumbing fixtures, supply fittings and trimmings manufactured by Pubco Corporation, Huntington Park, California. Docket No. 6123–SO 119–66.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 13 of Revised Supplementary Order No. 119, it is ordered:

(a) *Maximum prices for Pubco Corporation, Huntington Park, California.* (1) The above manufacturer may determine his maximum prices for his line of plumbing fixtures, supply fittings and trimmings by increasing by 17.8 percent his prices on these items in effect on October 1, 1941 to each class of purchaser.

(2) Since the provisions of this order are not intended to reduce properly established maximum prices, the manufacturer may continue to use as his maximum prices to each class of purchaser his properly established prices in effect under Maximum Price Regulation 591 in the event that such prices exceed the prices in effect to each class of purchaser on October 1, 1941 plus the increase provided for in (1) above.

(3) The maximum prices set forth above shall be subject to discounts and allowances including transportation allowances and price differentials which are at least as favorable as those the manufacturer extended or rendered or would have been extended or rendered to each class of purchaser on commodities in the same general category during March 1942.

(b) *Resellers' maximum prices.* All resellers of the commodities covered by this order (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their presently established maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted the manufacturer by this order.

(c) *Notification to all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment granted by this order is put into effect:

Order No. 232 under Revised Supplementary Order No. 119 authorizes a 17.8 percent increase in October 1, 1941 net prices for sales of plumbing fixtures, supply fittings and trimmings manufactured by this company.

Resellers (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their existing maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted by Order No. 232.

(d) All prayers for relief not granted herein are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This Order No. 232 shall become effective May 29, 1946.

Issued this 28th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8979; Filed, May 28, 1946; 11:34 a. m.]

[SO 119, Order 233]

SAVAGE ARMS CORP.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 233 under Revised Supplementary Order No. 119. Individual adjustments for reconverting manufacturers. Adjustments in maximum prices for commercial ice cream cabinets manufactured by Savage Arms Corporation, Utica, New York. Docket No. 6123–SO 119–62.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 13 of Revised Supplementary Order No. 119, it is ordered:

(a) *Maximum prices for Savage Arms Corporation, Utica, New York.* (1) The above manufacturer may determine his maximum prices for his line of commercial ice cream cabinets by increasing by 18.0 percent his prices on these items in effect on October 1, 1941 to each class of purchaser.

(2) Since the provisions of this order are not intended to reduce properly established maximum prices, the manufacturer may continue to use as his maximum prices to each class of purchaser his properly established prices in effect under Maximum Price Regulation 591 in the event that such prices exceed the prices in effect to each class of purchaser on October 1, 1941 plus the increases provided for in (1) above.

(3) The maximum prices set forth above shall be subject to discounts and allowances including transportation allowances and price differentials which are at least as favorable as those the manufacturer extended or rendered or would have extended or rendered to each class of purchaser on commodities in the same general category during March 1942.

(b) *Resellers' maximum prices.* All resellers of the commodities covered by this order (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their presently established maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted the manufacturer by this order.

(c) *Notification to all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment granted by this order is put into effect:

Order No. 233 under Revised Supplementary Order No. 119 authorizes an 18.0 percent increase in October 1, 1941, net prices for sales of commercial ice cream cabinets manufactured by this company.

Resellers (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their existing maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted by Order No. 233.

(d) All prayers for relief not granted herein are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This Order No. 233 shall become effective May 29, 1946.

Issued this 28th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8980; Filed, May 28, 1946; 11:34 a. m.]

[SO 133, Amdt. 2 to Order 17]

LENOX INC.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Supplementary Order No. 133, *It is ordered:* Order No. 17 (as amended) under Supplementary Order No. 133 is amended in the following respects:

1. Paragraph (b) is amended to read as follows:

(b) *Maximum prices of purchasers for resale.* A reseller shall calculate his ceiling prices by adding to his invoice cost the same percentage markup which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620–759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

2. A new sentence is added to paragraph (c) to read as follows: "The provisions of Supplementary Order No. 153 shall not apply to sales covered by this order."

This amendment shall become effective on the 29th day of May 1946.

Issued this 28th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8981; Filed, May 28, 1946; 11:35 a. m.]

[SO 142, Order 117]

HERCULES MOTORS CORP.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 117 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. Hercules Motors Corporation. Docket No. 6083–SO 142–136–152.

For reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142, *It is ordered:*

(a) The maximum prices for sales by Hercules Motors Corporation, Canton, Ohio of all its products, which are covered by any of the regulations listed in Supplementary Order No. 142, shall be determined as follows: The maximum prices for any of the above described products, having a base date price, shall be the applicable base date price increased by 16.6% of that price.

The phrase in this order "base date price" shall mean a price frozen under the applicable regulation (by reference to published list prices, and to sales made during a defined period of time prior to a base date), except that for every product covered by this order the base date to be used for establishing a frozen price shall be October 1, 1941. The phrase does not include any price adjusted upward by industry-wide or individual adjustment orders.

(b) For any product for which a price is established under section 8 of Revised Maximum Price Regulation 136; 4 (d) (1) (i) of Maximum Price Regulation 67; § 1361.53 of Maximum Price Regulation 246; or § 1390.205 (d) of Maximum Price Regulation 351, the maximum price shall be computed under the appropriate provisions of the applicable regulation using the price computed under paragraph (a) of this order for the frozen priced product before change or modification.

(c) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the percentage amount by which his net invoiced cost has been increased by reason of this order.

(d) The Hercules Motors Corporation shall notify each purchaser, who buys the products listed in paragraph (a) above for resale of the percentage amount by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(e) The maximum prices for any sales and/or deliveries made by the Hercules Motors Corporation and any of its resellers under the provisions of Order L–192, issued March 29, 1946, shall remain in effect under the provisions of this order.

(f) Order L–192 issued March 29, 1946, under Supplementary Order No. 142, is hereby revoked.

(g) All requests not granted herein are denied.

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective immediately.

Issued this 28th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8982; Filed, May 28, 1946; 11:35 a. m.]

[SO 142, Order 118]

GENERAL ELECTRIC CORP.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 118 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. General Electric Company. Docket No. 6083–SO 142–136–627.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142, *It is ordered:*

(a) The maximum prices for sales by General Electric Company, Bridgeport, Connecticut, of conduit boxes and covers shall be determined by increasing by 22.3% the maximum prices in effect for these products just prior to the issuance of this order.

(b) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the same percentage by which his net invoiced cost

has been increased by reason of this order.

(c) The General Electric Company, Bridgeport, Connecticut, shall notify each purchaser who buys the products listed in paragraph (a) above for resale of the percentage amount by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington 25, D. C.

(d) All requests not granted herein are denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 29, 1946.

Issued this 28th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-8983; Filed, May 28, 1946; 11:35 a. m.]

Regional and District Office Orders.

[Region VII Order G-3 Under SR 15]

FLUID MILK IN NATIONAL PARKS IN SOUTHERN UTAH AND NORTHERN ARIZONA

Denver Regional Office, Region VII, Order No. G-3 under § 1499.75 (a) (9) of Supplementary Regulation 15 to the General Maximum Price Regulation. Adjusted maximum prices for specified fluid milk items sold at wholesale to and sold at retail by concessionaires in certain national parks in Southern Utah and Northern Arizona, Docket No. 7-SR 15-75 (a) (9)-26.

Pursuant to the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and § 1499.75 (a) (9) of Supplementary Regulation 15 to the General Maximum Price Regulation, and for the reasons set forth in the accompanying opinion, this Order No. G-3 is issued.

(a) *What this order does.* This order establishes seasonal maximum prices for specified Grade A milk items sold at wholesale to concessionaires and sold at retail by concessionaires in certain national parks in southern Utah and that part of the State of Arizona lying north of the Colorado River.

(b) *Geographical applicability.* This Order No. G-3 shall apply only to Cedar City, Utah, and the following United States National Parks located in southern Utah and northern Arizona, namely, Bryce Canyon National Park, Cedar Breaks National Park, Zion Canyon National Park, and that part of Grand Canyon National Park lying north of the Colorado River.

(c) *Maximum prices.* Notwithstanding the terms and provisions of any other price regulation or order, the maximum prices for the Grade A fluid milk items hereinafter specified, when sold in glass bottles or paper containers for human consumption, except sales covered by Restaurant Maximum Price Regulation No. 2, as amended, when made at wholesale to concessionaires and when made at retail by concessionaires at any place within the geographical areas described in paragraph (b) hereof, shall be as follows:

(1) Grade A fluid milk items sold at wholesale to concessionaires, f. o. b. Cedar City, Utah:

	Size of glass or paper container	
	½ pint	Quart
	Cents	*Cents*
Grade A milk	4½	12½
Grade A half and half		34
Grade A chocolate milk	4½	12½
Grade A buttermilk	4	11¾

(2) Grade A fluid milk items sold at wholesale to concessionaires and delivered at the buyer's place of business in any one or more of the national parks named in paragraph (b) hereof:

	Size of glass or paper container	
	½ pint	Quart
	Cents	*Cents*
Grade A milk	4½	13
Grade A half and half		34½
Grade A chocolate milk	4½	13
Grade A buttermilk	4	11¾

(3) Grade A fluid milk items sold at retail by concessionaires in the national parks named in paragraph (b) hereof:

	Size of glass or paper container	
	½ pint	Quart
	Cents	*Cents*
Grade A milk	6	15
Grade A chocolate milk	6	15
Grade A buttermilk	5½	13

(d) *Definitions.* (1) "Concessionaire" means a person or establishment duly authorized by the United States National Park Service to carry on business or conduct commercial transactions in any one or more of the national parks named in paragraph (b) hereof.

(2) "Grade A milk" means cow's milk containing not less than 3½ percent butterfat and being of a quality that meets the requirements of the terms and provisions of the police regulation commonly referred to as "Standard Milk Ordinance".

(3) "Grade A half and half" means Grade A milk containing not less than 15 percent butterfat content.

(4) "Grade A chocolate milk" means Grade A milk, as hereinabove defined, containing not less than 3.2 percent butterfat content with a variable quantity of chocolate, sweetened or unsweetened, added thereto.

(5) "Grade A buttermilk" means churned or cultured buttermilk produced by churning cream from Grade A milk or by inoculating Grade A skim milk with lactic acid forming bacteria until a lactic acid content of one-half of one percent or more is obtained.

(6) "Wholesale" and "retail" have the same meaning in this order as that given them by definition in the General Maximum Price Regulation.

(e) *Discounts, differentials, and allowances need not be maintained.* The specific maximum prices hereinabove specified for the fluid milk items in question are not subject to any discount, differential, or allowance that the seller may have heretofore customarily maintained.

(f) *Fractional price adjustments.* In computing the price for any fluid milk item, fractions of a cent shall be adjusted upward to the next whole cent if the fraction is one-half cent or more, and shall be adjusted downward to the next whole cent if the fraction is less than one-half cent.

(g) *Term.* The term of this order shall be from the effective date hereof to and including the thirty-first day of October, 1946, at which time this Order No. G-3 shall ipso facto cease and determine.

(h) *Licensing.* The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this order. A seller's license may be suspended for violation of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

(i) *Right to revoke or amend.* This Order No. G-3 may be revoked, modified, or amended at any time by the Price Administrator or the Regional Administrator.

Effective date. This Order No. G-3 shall become effective as of the 24th day of May 1946.

Issued this 27th day of May 1946.

HAROLD C. HILL,
Acting Regional Administrator.

Approved: May 24, 1946.

S. W. TATOR,
Director, Dairy Branch, Production and Marketing Administration, U. S. Department of Agriculture.

[F. R. Doc. 46-8935; Filed, May 27, 1946; 4:29 p. m.]

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Washington, Saturday, June 1, 1946

The President

PROCLAMATION 2692

FLAG DAY, 1946

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

WHEREAS on June 14, 1777, the Continental Congress adopted the flag which we cherish as the flag of the United States of America; and

WHEREAS under this flag generations of Americans have lived and worked to establish the foundations of our country's greatness; and

WHEREAS this flag has become the honored symbol of our way of life, our achievements as a people, and the many blessings which Providence has heaped upon us; and

WHEREAS for many years it has been customary to observe the anniversary of the day of the adoption of the flag as Flag Day; and

WHEREAS in this year following our great victories on the field of battle it is especially appropriate that we continue the customary observance of this day, and dedicate ourselves with renewed devotion to the responsibilities and obligations of citizenship under this flag:

NOW, THEREFORE, I, HARRY S. TRUMAN, President of the United States of America, do hereby designate June 14, 1946, as Flag Day, and direct that the flag of the United States be displayed on all Government buildings on that day.

And I urge that the people of the United States observe that day by suitable public ceremonies and by the display of the flag at their homes and other appropriate places; and I suggest that, in recognition of the joint victories achieved by the United States and her allies, the flags of the United Nations be displayed, wherever possible, in the community of the flag of the United States.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the United States of America to be affixed.

DONE at the City of Washington this 29th day of May in the year of our Lord nineteen hundred and forty-six, [SEAL] and of the Independence of the United States of America the one hundred and seventieth.

HARRY S. TRUMAN

By the President:

JAMES F. BYRNES,
Secretary of State.

[F. R. Doc. 46 9137; Filed, May 29, 1946; 4 25 p. m.]

EXECUTIVE ORDER 9731

CREATING AN EMERGENCY BOARD TO INVESTIGATE A DISPUTE BETWEEN THE HUDSON & MANHATTAN RAILROAD COMPANY AND CERTAIN OF ITS EMPLOYEES

WHEREAS a dispute exists between the Hudson & Manhattan Railroad Company, a carrier, and certain of its employees represented by the Brotherhood of Locomotive Engineers and the Brotherhood of Railroad Trainmen, labor organizations; and

WHEREAS this dispute has not heretofore been adjusted under the provisions of the Railway Labor Act, as amended; and

WHEREAS this dispute, in the judgment of the National Mediation Board, threatens substantially to interrupt interstate commerce within the states of New York and New Jersey, to a degree such as to deprive that portion of the country of essential transportation service:

NOW, THEREFORE, by virtue of the authority vested in me by section 10 of the Railway Labor Act, as amended (45 U.S.C. 160), I hereby create a board of three members, to be appointed by me, to investigate said dispute. No member of the said board shall be pecuniarily or otherwise interested in any organization of railway employees or any carrier.

The board shall report its findings to the President with respect to the said dispute within thirty days from the date of this order.

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FEDERAL REGISTER

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As provided by section 10 of the Railway Labor Act, as amended, from this date and for thirty days after the board has made its report to the President, no change, except by agreement, shall be made by the Hudson & Manhattan Railroad Company or its employees in the conditions out of which the said dispute arose.

HARRY S. TRUMAN

THE WHITE HOUSE,
May 29, 1946

[F. R. Doc. 46-9165; Filed, May 31, 1946; 10:09 a. m.]

Regulations

TITLE 5—ADMINISTRATIVE PERSONNEL

Chapter I—Civil Service Commission

PART 27—TEMPORARY CIVIL SERVICE REGULATIONS

PART 50—SCHEDULE A: NONCLASSIFIED POSITIONS EXCEPTED FROM EXAMINATION UNDER § 2.3 (b)

MISCELLANEOUS AMENDMENTS

The following positions are to be added to the list of exempted positions in the final paragraph of § 27.2 (c) (2) *Exemptions from classification* (11 F.R. 1424, 3469, 4323, 4853, 4909, 5438, 5665):

Position	*Effective date*
The President, the Vice Presidents and the Secretary-Treasurer of the Inland Waterways Corporation	June 1, 1946
All members of the Advisory Board, Inland Waterways Corporation	June 1, 1946
All positions under the Warrior River Terminal Company, Inland Waterways Corporation	June 1, 1946
Deckhands, barge watchmen, water tenders, oilers, firemen, wipers, daylight men, chefs, cooks, laundresses and messboys on vessels operated by the Inland Waterways Corporation	June 1, 1946
Wharf laborers, Inland Waterways Corporation	June 1, 1946

Under the authority vested in the Commission by Executive Order No. 9004, December 30, 1941 (3 C.F.R. Cum. Supp. p. 1072) and with the concurrence of the Secretary of Commerce § 50.29 *Inland Waterways Corporation* is revoked effective June 1, 1946.

By the United States Civil Service Commission.

H. B. MITCHELL,
President.

[F. R. Doc. 46-9136; Filed, May 29, 1946; 4:14 p. m.]

TITLE 7—AGRICULTURE

Chapter IV—Production and Marketing Administration (Crop Insurance)

[Amdt. 2, Redesignation as Amdt. 3]

PART 414—WHEAT CROP INSURANCE REGULATIONS FOR INSURANCE CONTRACTS COVERING THE 1945, 1946, AND 1947 CROP YEARS

AMOUNT OF LOSS

NOTE: The original of the document appearing on page 5529 of the issue for Wednesday, May 22, 1946, was incorrectly designated Amendment 2 when

submitted to the Division of the Federal Register. The Department of Agriculture has authorized its redesignation as Amendment 3. Amendment 2 appears at 10 F.R. 14135.

Chapter IX—Production and Marketing Administration (Marketing Agreements and Orders)

PART 934—MILK IN THE LOWELL-LAWRENCE MARKETING AREA

HANDLING OF MILK IN LOWELL-LAWRENCE, MASS., MARKETING AREA [1]

§ 934.1 *Findings and determinations*—(a) *Findings upon the basis of the hearing record.* Pursuant to Public Act No. 10, 73d Congress (May 12, 1933), as amended and as reenacted and amended by the Agricultural Marketing Agreement Act of 1937, as amended (hereinafter referred to as the "act"), and the rules of practice and procedure governing proceedings to formulate marketing agreements and marketing orders (7 CFR, Cum. Supp. 900.1 et seq., 10 F.R. 11791), a public hearing was held upon certain proposed amendments to the tentatively approved marketing agreement and to the order, as amended, regulating the handling of milk in the Lowell-Lawrence, Massachusetts, marketing area. Upon the basis of the evidence introduced at such hearing and the record thereof, it is hereby found that:

(1) The said order, as amended and as hereby further amended, and all of the terms and conditions of said order, as amended and as hereby further amended, will tend to effectuate the declared policy of the act;

(2) The said order, as amended and as hereby further amended, regulates the handling of milk in the same manner as and is applicable only to persons in the respective classes of industrial and commercial activity specified in the said tentatively approved marketing agreement upon which a hearing has been held; and

(3) The prices calculated to give milk produced for sale in the said marketing area a purchasing power equivalent to the purchasing power of such milk as determined pursuant to sections 2 and 5 (e) of the act are not reasonable in view of the price of feeds, available supplies of feeds, and other economic conditions which affect market supply of and demand for such milk, and the minimum prices specified in the said order are such prices as will reflect the aforesaid factors, insure a sufficient quantity of pure and wholesome milk, and be in the public interest.

The foregoing findings are supplementary and in addition to the findings made in connection with the issuance of the aforesaid order and the findings made in connection with the issuance of each of the previously issued amendments thereto; and all of said previous findings are hereby ratified and affirmed except insofar as such findings may be in conflict with the findings set forth herein.

(b) *Determinations.* It is hereby determined that handlers (excluding cooperative associations of producers who are not engaged in processing, distributing or shipping milk covered by this amended order) of at least 50 percent of the volume of milk covered by said order, as amended and as hereby further amended, which is marketed within the Lowell-Lawrence, Massachusetts, marketing area, refused or failed to sign the tentatively approved marketing agreement regulating the handling of milk in the Lowell-Lawrence, Massachusetts, marketing area; and it is further determined that:

(1) The refusal or failure of such handlers to sign said tentatively approved marketing agreement tends to prevent the effectuation of the declared policy of the act;

(2) The issuance of this order further amending the order, as amended, is the only practical means, pursuant to the declared policy of the act, of advancing the interests of producers of milk which is produced for sale in the Lowell-Lawrence, Massachusetts, marketing area; and

(3) The issuance of this order further amending the said order, as amended, is approved or favored by at least two-thirds of the producers who, during the determined representative period were engaged in the production of milk for sale in the said Lowell-Lawrence, Massachusetts, marketing area.

§ 934.2 *Order relative to handling.* It is therefore ordered that, from and after the effective date hereof, the handling of milk in the Lowell-Lawrence, Massachusetts, marketing area shall be in conformity to and in compliance with the terms and conditions of the aforesaid order, as amended and as hereby further amended; and the aforesaid order, as amended, is hereby further amended as follows:

1. Delete from § 934.3 (a) (3) the words "Boxford" and "Dunstable."

2. Revise § 934.4 (b) to read as follows:

(b) *Powers.* The market administrator shall have power:

(1) To administer the terms and provisions hereof;

(2) To make rules and regulations to effectuate the terms and provisions hereof;

(3) To receive, investigate, and report to the Secretary complaints of violations of the terms and provisions hereof; and

(4) To recommend to the Secretary amendments hereto.

3. In § 934.4 (c) (4) delete the word "and" at the end of the subparagraph.

4. In § 934.4 (c) renumber subparagraph (5) as (6), and add a new subparagraph (5) to read as follows:

(5) Prepare and disseminate for the benefit of producers, consumers, and handlers statistics and information concerning the operation of this order; and

5. Delete § 934.6 (a) (1) and substitute:

(1) For milk delivered from producers' farms to such handler's plant located within 20 miles from the city hall in Lowell or Lawrence, the price per hundredweight during each delivery period shall be computed as follows, except that for the months of May and June 1946 the price shall be increased by 25 cents over the price otherwise applicable:

(i) Compute the average of the quotations per pound of U. S. Grade A or U. S. 92-score butter at wholesale in the New York market, as reported daily by the United States Department of Agriculture for the 30 days ending on the 24th day of the immediately preceding month.

(ii) Using the midpoint of any range as one quotation, compute the average of all hot roller process dry skim milk quotations per pound for "other brands, animal feed, carlots, bags, or barrels," and for "other brands, human consumption, carlots, bags, or barrels," published during the 30 days ending on the 24th day of the immediately preceding month in "The Producers' Price Current"; subtract 4 cents; and multiply the remainder by 1.8.

(iii) Add the values determined pursuant to (i) and (ii).

(iv) The Class I price per hundredweight shall be as shown in the following table:

Value computed pursuant to (iii) of this subparagraph (cents)	Class I price (dollars per cwt.)	
	April through June	July through March
Under 25	2.25	2.50
25 or over, but under 30	2.45	2.70
30 or over, but under 35	2.65	2.90
35 or over, but under 40	2.85	3.10
40 or over, but under 45	3.05	3.30
45 or over, but under 50	3.25	3.50
50 or over, but under 55	3.45	3.70
55 or over, but under 60	3.65	3.90
60 or over, but under 65	3.85	4.10
65 or over, but under 70	4.05	4.30
70 or over, but under 75	4.25	4.50
75 or over, but under 80	4.45	4.70
80 or over, but under 85	4.65	4.90
85 or over, but under 90	4.85	5.10
90 or over, but under 95	5.05	5.30
95 or over, but under 100	5.25	5.50
100 and over	5.45	5.70

6. Delete § 934.6 (b) (2) (iii) and substitute:

(iii) Compute any plus amount for skim milk value which results from the following calculation. Using the midpoint in any range as one quotation, compute the average quotation per pound of nonfat dry milk solids in carlots for roller process human food products in barrels, and for hot roller process animal feed products in bags, as published during the delivery period by the United States Department of Agriculture for New York City. Multiply each such average quotation by the applicable percentage indicated for the delivery period in the following table and combine the results, subtract 4 cents, and multiply the remainder by 7.5.

Delivery period	Human food products	Animal feed products
	Percent	*Percent*
January	100	0
February	100	0
March	50	50
April	50	50
May	25	75
June	50	50
July	75	25
August	75	25
September	100	0
October	100	0
November	100	0
December	100	0

[1] (48 Stat. 31, 670, 675; 49 Stat. 750; 50 Stat. 246; 7 U.S.C. 601 et seq.)

7. Delete § 934.6 (b) (2) (iv).

8. In § 934.8 (c) delete the words ". . . unless such handler, not including a cooperative association as qualified pursuant to § 904.11 (a) of such order, sells, distributes, or disposes of less than 10 percent of his total receipts of milk as Class I milk in the Greater Boston marketing area" and substitute therefor the words "unless such handler is subject to the provisions of § 904.8 (f) (1) of such order."

9. In § 934.8 add a new paragraph to read as follows:

(g) *Special plant transfers.* In the case of milk or skim milk handled at any of a handler's plants at which milk or skim milk is received from the type of handler described in (f) of this section, and from which all milk or skim milk sold, distributed, or disposed of in the marketing area is first moved to another plant of the receiving handler from which Class I milk is disposed of in the marketing area, the provisions of this order shall apply only to the milk so moved. Milk or skim milk so moved shall be considered as a receipt of Class II milk from the type of handler described in (f) of this section; *Provided,* That no greater quantity of milk or skim milk shall be considered as receipts of Class II milk at the plant from which Class I milk is disposed of in the marketing area than the total quantity of milk or skim milk utilized as Class II milk at that plant.

10. In § 934.12 (a) insert after the words ". . . with respect to milk or skim milk received from the type of handler described in § 934.8 (f)," the words "and moved to the marketing area."

Issued at Washington, D. C., this 24th day of May 1946, to be effective on and after the 1st day of June 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

Approved: May 29, 1946.

CHESTER BOWLES,
Economic Stabilization Director.

[F. R. Doc. 46-9133; Filed, May 29, 1946; 4:02 p. m.]

PART 904—MILK IN THE GREATER BOSTON MARKETING AREA

HANDLING OF MILK IN GREATER BOSTON, MASS., MARKETING AREA [1]

§ 904.1 *Findings and determinations*—(a) *Findings upon the basis of the hearing record.* Pursuant to Public Act No. 10, 73d Congress (May 12, 1933), as amended and as reenacted and amended by the Agricultural Marketing Agreement Act of 1937, as amended (hereinafter referred to as the "act"), and the rules of practice and procedure governing proceedings to formulate marketing agreements and marketing orders (7 CFR, Cum. Supp. 900.1 et seq., 10 F.R. 11791), a public hearing was held upon certain proposed amendments to the tentatively approved marketing agreement and to the order, as amended, regulating the handling of milk in the Greater Boston, Massachusetts marketing area. Upon the basis of the evidence introduced at such hearing and the record thereof, it is hereby found that:

(1) The said order, as amended and as hereby further amended, and all of the terms and conditions of said order, as amended and as hereby further amended, will tend to effectuate the declared policy of the act;

(2) The said order, as amended and as hereby further amended, regulates the handling of milk in the same manner as and is applicable only to persons in the respective classes of industrial and commercial activity specified in the said tentatively approved marketing agreement upon which a hearing has been held; and

(3) The prices calculated to give milk produced for sale in the said marketing area a purchasing power equivalent to the purchasing power of such milk as determined pursuant to sections 2 and 8 (e) of the act are not reasonable in view of the price of feeds, available supplies of feeds, and other economic conditions which affect market supply of and demand for such milk, and the minimum prices specified in the said order are such prices as will reflect the aforesaid factors, insure a sufficient quantity of pure and wholesome milk, and be in the public interest.

The foregoing findings are supplementary and in addition to the findings made in connection with the issuance of the aforesaid order and the findings made in connection with the issuance of each of the previously issued amendments thereto; and all of said previous findings are hereby ratified and affirmed except insofar as such findings may be in conflict with the findings set forth herein.

(b) *Determinations.* It is hereby determined that handlers (excluding cooperative associations of producers who are not engaged in processing, distributing or shipping milk covered by this amended order) of at least 50 percent of the volume of milk covered by said order, as amended and as hereby further amended, which is marketed within the Greater Boston, Massachusetts, marketing area, refused or failed to sign the tentatively approved marketing agreement regulating the handling of milk in the Greater Boston, Massachusetts, marketing area; and it is further determined that:

(1) The refusal or failure of such handlers to sign said tentatively approved marketing agreement tends to prevent the effectuation of the declared policy of the act;

(2) The issuance of this order further amending the order, as amended, is the only practical means, pursuant to the declared policy of the act, of advancing the interests of producers of milk which is produced for sale in the Greater Boston, Massachusetts, marketing area; and

(3) The issuance of this order further amending the said order, as amended, is approved or favored by at least two-thirds of the producers who during November 1945 (hereby determined to be a representative period) were engaged in the production of milk for sale in the said Greater Boston, Massachusetts, marketing area.

§ 904.2 *Order relative to handling.* It is therefore ordered that, from and after the effective date hereof, the handling of milk in the Greater Boston, Massachusetts, marketing area shall be in conformity to and in compliance with the terms and conditions of the aforesaid order, as amended and as hereby further amended; and the aforesaid order, as amended, is hereby further amended as follows:

1. Delete § 904.3 (a) (5) and insert the following:

(5) The term "dairy farmer" means any person who produces milk.

2. In § 904.3 (a) renumber subparagraphs (6), (7), (8), and (9) as (7), (8), (16), and (17), respectively, and add new subparagraphs (6), (9), (10), (11), (12), (13), (14), and (15), to read as follows:

(6) The term "producer" means any dairy farmer who, in conformity with the health regulations which are applicable to milk which is sold for consumption as milk in the marketing area, distributes or delivers to a handler milk of his own production.

(9) The term "pool handler" means any handler, other than a producer-handler, who receives milk from producers.

(10) The term "pool plant" means any plant at which a pool handler receives milk from producers.

(11) The term "regulated plant" means any pool plant, or any other plant from which Class I milk is distributed in the marketing area.

(12) The term "city plant" means any pool plant which is located not more than 40 miles from the State House in Boston.

(13) The term "country plant" means any pool plant which is located more than 40 miles from the State House in Boston.

(14) The term "emergency period" means the period of time for which the market administrator declares that an emergency exists in that the milk supply available to the marketing area from producers and from plants designated as pool plants under the New York order (Order No. 27 regulating the handling of milk in the New York metropolitan marketing area) is insufficient to meet the demand for Class I milk in the marketing area.

(15) The term "emergency milk" means that milk received at a regulated plant during an emergency period from a plant which was an unregulated plant in the delivery period or in the portion of a delivery period which immediately preceded the beginning of the emergency period, except that the term shall not be deemed to include milk received from plants designated as pool plants under the New York order.

3. Insert the word "pool" immediately before the word "handler" or any variation thereof in the first instance in which this word appears in § 904.7 (c) and (d);

[1] (48 Stat. 31, 670, 675; 49 Stat. 750; 50 Stat. 246; 7 U.S.C. 601 et seq.)

§ 904.9 (b) (1); § 904.10 (a), (b), (d), (f), and (j); and immediately before the word "plant" in the first instance in which this word appears in § 904.7 (a) (1), (c) (2), and (c) (3).

4. In § 904.10 (f) (2), delete the words "plant located more than 40 miles from the State House in Boston", and substitute therefor the words "country plant".

5. Revise § 904.4 (c) to read as follows:

(c) *Powers.* The market administrator shall have power

(1) To administer the terms and provisions hereof;

(2) To make rules and regulations to effectuate the terms and provisions hereof;

(3) To receive, investigate, and report to the Secretary complaints of violations of the terms and provisions hereof; and

(4) To recommend to the Secretary amendments hereto.

6. In § 904.4 (d) renumber subparagraphs (6) and (7) as (7) and (8), and add a new subparagraph (6) to read as follows:

(6) Prepare and disseminate for the benefit of producers, consumers, and handlers statistics and information concerning the operation of this order.

7. Delete § 904.5 (a), (b), and (c) and substitute therefor the following:

(a) *Classes of utilization.* All milk and milk products received by a handler shall be classified as Class I milk or Class II milk. Subject to the other provisions of this section, the classes of utilization of milk shall be as follows:

(1) Class I milk shall be all milk the utilization of which is not established as Class II milk.

(2) Class II milk shall be all milk the utilization of which is established:

(i) As being sold, distributed, or disposed of other than as or in milk which contains one-half of 1 percent or more but less than 16 percent of butterfat; and other than as or in chocolate or flavored whole or skim milk, buttermilk, or cultured skim milk, for human consumption; and

(ii) As plant shrinkage not in excess of 2 percent of the volume handled.

(b) *Classification of milk utilized at regulated plants of pool handlers.* All milk and milk products received at a regulated plant of any pool handler shall be classified in accordance with their utilization at such plant, except as provided otherwise in paragraph (c) of this section.

(c) *Classification of milk and milk products moved to other plants.* Milk, flavored milk, skim milk, cultured or flavored skim milk, or buttermilk which is moved from the regulated plant of a pool handler to any other plant shall be classified as follows:

(1) If moved to any other regulated plant, it shall be classified in accordance with its utilization at the plant to which it is moved.

(2) If moved to an unregulated plant, it shall be classified as Class I milk up to the total quantity of milk, or the corresponding milk product so moved, which is utilized as Class I milk at the unregulated plant.

(3) If moved to a regulated plant of a nonpool handler or to an unregulated plant, and thence to another such plant, it shall be classified as Class I milk.

8. Revise § 904.6 (a) to read as follows:

(a) *Class I prices.* (1) Each pool handler shall pay producers, in the manner set forth in § 904.10 and subject to the differentials set forth in (c) of this section, for Class I milk delivered by them, not less than the price per hundredweight determined for each delivery period as follows, except that for the months of May and June 1946 the price shall be increased by 25 cents over the price otherwise applicable:

(i) Compute the average of the quotations per pound of U. S. Grade A or U. S. 92-score butter at wholesale in the New York market, as reported daily by the United States Department of Agriculture for the 30 days ending on the 24th day of the immediately preceding month.

(ii) Using the midpoint of any range as one quotation, compute the average of all the hot roller process dry skim milk quotations per pound for "other brands, animal feed, carlots, bags, or barrels", and for "other brands, human consumption, carlots, bags, or barrels", published during the 30 days ending on the 24th day of the immediately preceding month in "The Producers' Price Current"; subtract 4 cents; and multiply the remainder by 1.8.

(iii) Add the values determined pursuant to (i) and (ii).

(iv) The Class I price per hundredweight shall be as shown in the following table:

Value computed pursuant to (iii) of this subparagraph (cents)	Class I price (dollars per cwt.)	
	April through June	July through March
Under 25	1.84	2.09
25 or over, but under 30	2.04	2.29
30 or over, but under 35	2.24	2.49
35 or over, but under 40	2.44	2.69
40 or over, but under 45	2.64	2.89
45 or over, but under 50	2.84	3.09
50 or over, but under 55	3.04	3.29
55 or over, but under 60	3.24	3.49
60 or over, but under 65	4.44	3.69
65 or over, but under 70	3.64	3.89
70 or over, but under 75	3.84	4.09
75 or over, but under 80	4.04	4.29
80 or over, but under 85	4.24	4.49
85 or over, but under 90	4.44	4.69
90 or over, but under 95	4.64	4.89
95 or over, but under 100	4.84	5.09
100 or over	5.04	5.29

(2) For the purpose of this paragraph, the milk received from producers which was sold or distributed during each delivery period by each pool handler as Class I milk shall be considered to have been first, that milk which was received from producers' farms at such handler's city plants; and then, that milk which was received from producers' farms at his country plants and which was shipped as milk, flavored milk, skim milk, cultured or flavored skim milk, or buttermilk from each of his country plants, in the order of the nearness of the plants to Boston, except the quantity shipped to a plant located in the States of Maine, New Hampshire, Vermont, or New York, which has been established as Class II milk.

9. Revise § 904.6 (b) to read as follows:

(b) *Class II prices.* Each pool handler shall pay producers, in the manner set forth in § 904.10 and subject to the differentials set forth in this section, for Class II milk delivered by them, not less than the price per hundredweight calculated by the market administrator for each delivery period by combining in one sum such of the following computations as apply:

(1) Divide by 33.48 the weighted average price per 40-quart can of 40 percent bottling quality cream f. o. b. Boston, as reported by the United States Department of Agriculture for the delivery period during which such milk is delivered, multiply this result by 3.7, and subtract 27 cents.

(2) For any delivery period for which no cream price as described in (1) of this paragraph is reported, multiply the average price reported for such delivery period by the United States Department of Agriculture for U. S. Grade A or U. S. 92-score butter at wholesale in the Chicago market by 1.4, multiply this result by 3.7, and subtract 27 cents.

(3) Compute any plus amount for skim milk value which results from the following calculation. Using the midpoint in any range as one quotation, compute the average quotation per pound of nonfat dry milk solids in carlots for roller process human food products in barrels, and for hot roller process animal feed products in bags, as published during the delivery period by the United States Department of Agriculture for New York City. Multiply each such average quotation by the applicable percentage indicated for the delivery period in the following table and combine the results; subtract 4 cents; and multiply the remainder by 7.5.

Delivery period	Human food products	Animal feed products
	Percent	*Percent*
January	100	0
February	100	0
March	50	50
April	50	50
May	25	75
June	25	75
July	50	50
August	75	25
September	75	25
October	100	0
November	100	0
December	100	0

10. Revise § 904.6 (c) and (d) to read as follows:

(c) *Plant handling and transportation differentials.* The minimum prices set forth in (a) and (b) of this section shall be subject to the differentials contained in the following table for the zone applicable to the plant at which the milk is received from producers. For each country plant the zone shall be determined in accordance with the railroad freight mileage distance to Boston from the railroad shipping point for such plant. In case the rail tariff for the transportation of milk in carlots in tank cars, as published in the New England Joint Tariff, M-4, is increased or decreased, the differentials set forth in Column B for zones other than 201–210 miles shall be increased or decreased to the extent of any increase or decrease in the difference between the rail tariff for mileage distances of 201–210 miles, inclusive, and for the other applicable distances. Such adjustment shall be made to the nearest one-half cent per hundredweight, effective with the first complete delivery period in which such increase or decrease in the rail tariff applies. For the purpose of this paragraph, it shall be considered that the rail tariff on milk received at a city plant is zero.

A Zone (miles)	B Class I (cents per cwt.)	C Class II (cents per cwt.)
City plant	+41	+29
41–50	+10	+5
51–60	+9	+5
61–70	+8.5	+5
71–80	+7.5	+5
81–90	+7	+5
91–100	+6.5	+5
101–110	+6.5	+1.5
111–120	+6.5	+1.5
121–130	+6.5	+1.5
131–140	+5.5	+1.5
141–150	+4	+1.5
151–160	+2.5	+0.5
161–170	+2.5	+0.5
171–180	+1	+0.5
181–190	+1	+0.5
191–200	0	+0.5
201–210	0	0
211–220	−3	0
221–230	−3.5	0
231–240	−4	0
241–250	−4	0
251–260	−5	−0.5
261–270	−5.5	−0.5
271–280	−6	−0.5
281–290	−6	−0.5
291–300	−7	−0.5
301–310	−9	−1
311–320	−9	−1
321–330	−10	−1
331–340	−10	−1
341–350	−10.5	−1
351–360	−10.5	−1.5
361–370	−10.5	−1.5
371–380	−11	−1.5
381–390	−11	−1.5
391 and over	−11	−1.5

(d) *Announcement of class prices and differentials.* The market administrator shall make public announcements of the class prices and differentials in effect pursuant to this section, as follows:

(1) He shall announce any change in the Class I price on the 25th day of the month preceding the delivery period in which such change is effective.

(2) He shall announce the Class II price, the butter and cheese differential, and the casein differential on or before the 5th day after the end of each delivery period.

11. Revise § 904.6 (e) to read as follows:

(e) *Butter and cheese adjustment.* During the months of April, May, June, and July, the value of a pool handler's milk computed pursuant to § 904.9 (a) (2) shall be reduced by an amount determined as follows:

(1) From the average price for the delivery period as reported by the United States Department of Agriculture (or by such other Federal agency as may be authorized to perform this function) for U. S. Grade A or U. S. 92-score butter at wholesale in the New York market, deduct 5 cents and add 20 percent.

(2) Divide by 3.7 the value determined as applicable to milk delivered to country plants in the 201–250 freight mileage zones pursuant to § 904.6 (b) (1) or (2), whichever applies, and subtract therefrom the value determined in (1) hereof. The result is the butter and cheese differential.

(3) Determine the pounds of butterfat in milk received from producers, which was made into butter, Cheddar cheese, American Cheddar cheese, Colby cheese, washed curd cheese, or part skim Cheddar cheese at a plant of the first handler of such butterfat or at a plant of a second person to which such butterfat is moved.

(4) Multiply the pounds of butterfat determined pursuant to (3) hereof by the butter and cheese differential determined pursuant to (2) hereof.

12. Revise § 904.6 (f) to read as follows:

(f) *Casein adjustment.* During the months of April, May, and June, the value of a pool handler's milk computed pursuant to § 904.9 (a) shall be reduced by an amount determined as follows:

(1) Divide by .9075 any plus amount for skim value determined pursuant to § 904.6 (b) (3).

(2) Using the midpoint of any range as one quotation, compute the average of all quotations per pound for domestic, acid-precipitated casein, in lots of 100 bags or more, f. o. b. shipment point, as published during the delivery period in the "Oil, Paint and Drug Reporter"; subtract 6.6 cents; and multiply by 2.42.

(3) Subtract any plus value determined in (2) hereof from the value determined in (1) hereof. The result is the casein differential per hundredweight of skim milk. If the value determined in (2) hereof is zero or a minus value, the value determined in (1) hereof shall be the casein differential.

(4) Multiply the number of hundredweight of skim milk obtained from milk from producers, which was used to make casein, by the casein differential determined pursuant to (3) hereof.

13. In § 904.7 (a) delete the words "handler who receives milk from producers" and substitute therefor the words "pool handler".

14. Revise § 904.7 (a) (3) to read as follows:

(3) Receipts at each plant pursuant to § 904.8 (c);

15. Revise § 904.7 (b) to read as follows:

(b) *Reports of handlers who receive no milk from producers.* Each handler who receives no milk from producers shall file reports with the market administrator relating to the receipt and utilization of milk and milk products. Such reports shall be made at such time and in such manner as the market administrator may require.

16. In § 904.7 (c) (4) delete the word "and" at the end of the subparagraph and change the semicolon to a period. Delete § 904.7 (c) (5).

17. Delete § 904.8 and substitute therefor the following:

§ 904.8 *Application of provisions.* Insofar as the provisions of this section may be inconsistent with other terms and provisions of this order, the provisions of this section shall prevail.

(a) *Producer-handlers and buyer-handlers.* The provisions of this order, except as set forth in §§ 904.3 and 904.7, shall not apply to a producer-handler or to a handler whose sole source of milk supply consists of receipts from other handlers.

(b) *Milk received from producer-handlers.* Milk of a producer-handler's own production which is delivered in bulk to another handler shall be considered as being delivered by a producer unless the receiving handler is also a producer-handler or a handler subject to the provisions of (f) hereof.

(c) *Receipts from dairy farmers for other markets.* Milk received by a handler at a regulated plant in April, May, June, or July from farms from which dairy farmers delivered milk to a nonpool plant of such handler (or of any person affiliated with, or controlled directly or indirectly by, such handler) on more than three days in any one of the preceding months of August to January, inclusive, shall be considered as receipts from dairy farmers for other markets and not as receipts from producers. Such milk shall be allocated to classes in the same manner as milk received from producers, shall be reported pursuant to § 904.7, and the handler shall make payments in connection therewith as provided in § 904.10 (h) and (i), and § 904.12.

(d) *Milk subject to the New York order.* (1) Milk considered as received from producers under the provisions of the New York order (Order No. 27, regulating the handling of milk in the New York metropolitan marketing area, Part 927 of this chapter) shall not be considered under the provisions of this order as received from producers, nor shall the provisions of paragraph (f) of this section apply to handlers subject to the New York order.

(2) Milk, flavored milk, skim milk, cultured or flavored skim milk, and buttermilk, received in all delivery periods except April, May, June, and July from a plant designated as a pool plant under the New York order shall be allocated to classes in the following manner:

(i) If received as milk or flavored milk, it shall be allocated to Class I milk to the extent that it is classified in Classes I–A, I–B, or I–C, under the New York order, except that the quantity established as Class II milk shall be allocated to Class II milk;

(ii) If received as skim milk, cultured or flavored skim milk, or buttermilk, it shall be allocated to Class II milk, except that if the quantity so received is in excess of the total quantity of the corresponding milk product classified in Class II milk at the receiving plant, such excess shall be allocated to Class I milk.

(3) All milk, flavored milk, skim milk, cultured or flavored skim milk, and buttermilk, received in April, May, June, and July from a plant designated as a

pool plant under the New York order shall be allocated to Class II milk.

(e) *Emergency milk.* Emergency milk shall not be considered as received from producers, nor shall the provisions of paragraph (f) of this section apply to handlers of such milk. Receipts of emergency milk shall be allocated to classes in the following manner:

(1) Emergency milk received by a pool handler shall be allocated to Class II milk to the extent that it is specifically established as used as Class II milk, or to the extent that such handler's Class II milk is in excess of 10 percent of his total supply of milk during the emergency period within the month, whichever is greater.

(2) Any remaining quantity of emergency milk shall be allocated to Class I milk.

(f) *Handlers with less than 10 percent of total receipts as Class I in the marketing area.* (1) Milk received from dairy farmers by a handler who sells or distributes as Class I milk in the marketing area less than 10 percent of his total receipts of milk shall not be considered as receipts from producers. Such handlers shall make payments on the quantity of milk received from dairy farmers which is sold or distributed as Class I milk in the marketing area, as provided in § 904.10 (g) and (i), and § 904.12.

(2) During April, May, June, and July the provisions of (1) of this paragraph shall not apply to any handler who operates a country plant.

18. In § 904.9 (a) delete the words prior to subparagraph (1) and substitute therefor the following:

(a) *Computation of value of milk received from producers.* For each delivery period, the market administrator shall compute the value of milk received from producers which is sold, distributed, or used by each pool handler in the following manner:

19a. Revise § 904.9 (b) (4) to read as follows:

(4) Deduct the amount of the plus differentials, and add the amount of the minus differentials, which are applicable pursuant to § 904.10 (e).

19b. Revise § 904.9 (b) (5) to read as follows:

(5) Divide by the total quantity of milk for which a value is determined pursuant to (1) hereof.

20. In § 904.9 (c) revise the paragraph caption to read "*Announcement of blended prices*" and delete the words ". . . handlers who received milk from producers" in the two instances in which these words appear and substitute therefor the words "pool handlers".

21a. In § 904.10 (b) (1) delete the words "set forth" and substitute therefore the word "provided".

21b. In § 904.10 (d) delete the words "in the Boston market" and substitute therefor the words "f. o. b. Boston", and delete the words "92-score butter" and substitute therefor the words "U. S. Grade A or U. S. 92-score butter".

22. Revise § 904.10 (e) to read as follows:

(e) *Location differentials.* The payments to be made to producers by handlers pursuant to (b) (1) of this section shall be subject to the differentials set forth in Column B of the table in § 904.6 (c), and to further differentials as follows:

(1) With respect to milk delivered by a producer whose farm is located more than 40 miles but not more than 80 miles from the State House in Boston, there shall be added 23 cents per hundredweight, unless such addition gives a result greater than the Class I price pursuant to § 904.6 (a) and (c) which is effective at the plant to which such milk is delivered, in which event there shall be added an amount which will give as a result such price.

(2) With respect to milk delivered by a producer whose farm is located not more than 40 miles from the State House in Boston, there shall be added 46 cents per hundredweight, unless such addition gives a result greater than the Class I price pursuant to § 904.6 (a) and (c) which is effective at the plant to which such milk is delivered, in which event there shall be added an amount which will give as a result such price.

23. Revise § 904.10 (f) (1) to read as follows:

(1) With respect to milk delivered by producers to a city plant which is located outside the marketing area and more than 14 miles from the State House in Boston, 10 cents per hundredweight.

24. Revise § 904.10 (g) to read as follows:

(g) *Payments by handlers with less than 10 percent of total receipts as Class I in the marketing area.* On or before the 23d day after the end of each delivery period, each handler subject to the provisions of § 904.8 (f) (1) shall pay to producers through the market administrator the value determined by multiplying the quantity of milk received from dairy farmers which was sold or distributed as Class I milk in the marketing area by the difference between the price pursuant to § 904.6 (a) and the price pursuant to § 904.6 (b) effective in the location or freight mileage zone of the plant at which such milk was received.

25. Revise § 904.10 (h) to read as follows:

(h) *Payments for milk received from dairy farmers for other markets.* On or before the 23d day after the end of each delivery period, each handler who received milk pursuant to § 904.8 (c) shall pay to producers through the market administrator the value determined by multiplying the quantity of such milk in each class by the price applicable to such class pursuant to § 904.6 effective in the location or freight mileage zone of the plant at which such milk was received, and subtracting the value of such milk at the Class II price for such zone.

26. Revise § 904.12 (a) to read as follows:

(a) *Payments by handlers.* As his pro rata share of the expense of the administration hereof, each handler, except as set forth in § 904.8 (a), shall, on or before the 23d day after the end of each delivery period, pay to the market administrator a sum not exceeding 2.5 cents per hundredweight with respect to all milk which he received from producers during such delivery period, including milk received from his own production, and with respect to all milk upon which he is required to make payments for such delivery period pursuant to § 904.10 (g) or (h), the exact sum to be determined by the market administrator, subject to review by the Secretary.

Issued at Washington, D. C., this 24th day of May 1946, to be effective on and after the 1st day of June 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

Approved: May 29, 1946.

CHESTER BOWLES,
Economic Stabilization Director.

[F. R. Doc. 46-9132; Filed, May 29, 1946; 4:02 p. m.]

PART 927—MILK IN THE NEW YORK METROPOLITAN MILK MARKETING AREA

PARTIAL SUSPENSION OF ORDER

Pursuant to the applicable provisions of the Agricultural Marketing Agreement of 1937, as amended (7 U.S.C. 601 et seq.), hereinafter referred to as the "act," and of the order, as amended, regulating the handling of milk in the New York metropolitan marketing area (7 F.R. 2370, 9109; 8 F.R. 6327, 8589; 10 F.R. 6156), hereinafter referred to as the "order," it is hereby determined that the table contained in § 927.5 (a) (1) of the order, with the exception of the words "Dollars per cwt." and the figure or price "4.10" does not tend to effectuate the declared policy of the act with respect to milk received from producers or cooperative associations of producers during the month of June 1946.

It is therefore ordered, That the entire table contained in § 927.5 (a) (1) of the order, with the exception of the words "Dollars per cwt." and the figure or price "4.10" be and it hereby is suspended with respect to milk received from producers or cooperative associations of producers during the month of June 1946.

It is further ordered, That the partial suspension order of April 24, 1946 (11 F.R. 4580), relating to the suspension of certain provisions of § 927.5 (a) (1) of the order, is hereby terminated with respect to milk received from producers or cooperative associations of producers during the month of June 1946, but such partial suspension order shall continue to remain in full force and effect with respect to milk received from producers or cooperative associations of producers during the month of May 1946.

Done at Washington, D. C., this 29th day of May 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-9180; Filed, May 31, 1946; 11:12 a. m.]

PART 927—MILK IN THE NEW YORK METROPOLITAN MARKETING AREA

ORDER AMENDING THE ORDER, AS AMENDED, REGULATING THE HANDLING OF MILK IN THE NEW YORK METROPOLITAN MARKETING AREA [1]

§ 927.0 *Findings and determinations*—(a) *Findings upon the basis of the hearing record.* Pursuant to Public Act No. 10, 73d Congress (May 12, 1933), as amended and as reenacted and amended by the Agricultural Marketing Agreement Act of 1937, as amended (hereinafter referred to as the "act"), and the rules of practice and procedure governing proceedings to formulate marketing agreements and marketing orders (7 CFR. Cum. Supp., 900.1 et seq.; 10 F.R. 11791) a public hearing was held upon certain proposed amendments to the tentatively approved marketing agreement, as amended, and to the order, as amended, regulating the handling of milk in the New York metropolitan marketing area. Upon the basis of the evidence introduced at such hearing and the record thereof, it is hereby found that:

(1) The said order, as amended and as hereby amended, and all of the terms and conditions of said order, as amended and as hereby amended, will tend to effectuate the declared policy of the act;

(2) The prices calculated to give milk produced for sale in the New York metropolitan marketing area a purchasing power equivalent to the purchasing power of such milk as determined pursuant to sections 2 and 8 (e) of the act are not reasonable in view of the price of foods, available supplies of foods, and other economic conditions which affect market supplies of and demand for such milk, and the minimum prices set forth in the aforesaid order, as amended and as hereby further amended, are such prices as will reflect the aforesaid factors, insure a sufficient quantity of pure and wholesome milk, and be in the public interest; and

(3) The said order, as amended and as hereby amended, regulates the handling of milk in the same manner as and is applicable only to persons in the respective classes of industrial and commercial activity specified in a marketing agreement upon which a hearing has been held.

The foregoing findings are supplementary and in addition to the findings made in connection with the issuance of the aforesaid order, and the findings made in connection with the issuance of each of the previously issued amendments thereto; and all of said previous findings are hereby ratified and affirmed except insofar as such findings may be in conflict with the findings herein set forth.

(b) *Determinations.* It is hereby determined that handlers (excluding cooperative associations of producers who are not engaged in processing, distributing or shipping milk covered by this amended order) of at least 50 percent of the volume of milk covered by said order, as amended and as hereby amended, which is marketed within the New York metropolitan marketing area, refused or failed to sign the tentatively approved marketing agreement, as amended, regulating the handling of milk in the New York metropolitan marketing area; and it is further determined that:

(1) The refusal or failure of such handlers to sign said tentatively approved marketing agreement, as amended, tends to prevent the effectuation of the declared policy of the act;

(2) The issuance of this order further amending the said order, as amended, is the only practical means, pursuant to the declared policy of the act, of advancing the interests of producers of milk which is produced for sale in the New York metropolitan marketing area; and

(3) The issuance of this order further amending the said order, as amended, is approved or favored by at least two-thirds of the producers who, during March 1946 (hereby determined to be a representative period), were engaged in the production of milk for sale in said New York metropolitan marketing area.

§ 927.00 *Order relative to handling.* It is, therefore, ordered that, from and after the effective date hereof, the handling of milk in the New York metropolitan marketing area shall be in conformity to and in compliance with the terms and conditions of the aforesaid order, as amended and as hereby further amended; and the aforesaid order, as amended, is hereby further amended in the following respects:

1. Amend § 927.5 (a) 5 to read:

(5) For Class II–A Milk the price during each month shall be as set forth in the following tables: *Provided*, That during the month of June 1946 the price shall be $3.00 per hundredweight:

2. Amend § 927.5 (a) (6) to read:

(6) For Class II–B Milk the price during each month shall be 12 cents less than the Class II–A prices: *Provided*, That during the month of June 1946 the price shall be $2.75 per hundredweight.

Issued at Washington, D. C., this 29th day of May 1946, to be effective on and after the 1st day of June 1946.

[SEAL] N. E. DODD,
Acting Secretary of Agriculture.

Approved: May 29, 1946.

JAMES F. BROWNLEE,
Acting Economic Stabilization Director.

[F. R. Doc. 46-9181; Filed, May 31, 1946; 11:13 a. m.]

PART 945—MILK IN THE WASHINGTON, D. C., MARKETING AREA

ORDER AMENDING THE ORDER, AS AMENDED, REGULATING THE HANDLING OF MILK IN THE WASHINGTON, D. C., MARKETING AREA [2]

§ 945.1 *Findings and determinations*—(a) *Findings upon the basis of the hearing record.* Pursuant to Public Act No. 10, 73d Congress (May 12, 1933), as amended and as reenacted and amended by the Agricultural Marketing Agreement Act of 1937, as amended (hereinafter referred to as the "act"), and the rules of practice and procedure covering the formulation of marketing agreements and orders (7 CFR, Cum. Supp., 900.1 et seq.; 10 F.R. 11791), a public hearing was held upon certain proposed amendments to the tentatively approved marketing agreement and to the order, as amended, regulating the handling of milk in the Washington, D. C., marketing area. Upon the basis of the evidence introduced at such hearing and the record thereof, it is hereby found that:

(1) The said order as amended and as hereby further amended, and all of the terms and conditions of said order, as amended and as hereby further amended, will tend to effectuate the declared policy of the act;

(2) The prices calculated to give milk produced for sale in the said marketing area a purchasing power equivalent to the purchasing power of such milk as determined pursuant to sections 2 and 8 (c) of the act are not reasonable in view of the price of feeds, available supplies of feeds, and other economic conditions which affect market supplies of and demand for such milk, and the minimum prices specified in the said order are such prices as will reflect the aforesaid factors, insure a sufficient quantity of pure and wholesome milk, and be in the public interest; and

(3) The said order, as amended, and as hereby further amended, regulates the handling of milk in the same manner as and is applicable only to persons in the respective classes of industrial and commercial activity specified in the said tentatively approved marketing agreement upon which a hearing has been held.

The foregoing findings are supplementary and in addition to the findings made in connection with the issuance of the aforesaid order and the findings made in connection with the issuance of each of the previously issued amendments thereto; and all of said previous findings are hereby ratified and affirmed except insofar as such findings may be in conflict with the findings set forth herein.

(b) *Determinations.* It is hereby determined that handlers (excluding cooperative associations of producers who are not engaged in processing, distributing or shipping milk covered by this amended order) of at least 50 percent of the volume of milk covered by said order, as amended and as hereby amended, which is marketed within the Washington, D. C., marketing area, refused or failed to sign the tentatively approved marketing agreement regulating the handling of milk in the Washington marketing area; and it is further determined that:

(1) The refusal or failure of such handlers to sign such tentatively approved marketing agreement tends to prevent the effectuation of the declared policy of the act;

(2) The issuance of this order further amending the order, as amended, is the

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[1] Issued under authority contained in 48 Stat. 31, 670, 675; 49 Stat. 750; 50 Stat. 246; 7 U.S.C. 601 et seq.

[2] 48 Stat. 31, 670, 675; 49 Stat. 750; 50 Stat. 246; 7 U.S.C. 601 et seq.

only practical means pursuant to the declared policy of the act of advancing the interests of the producers of milk which is produced for sale in the said marketing area; and

(3) The issuance of this order further amending the said order, as amended, is approved or favored by at least three-fourths of the producers who during March 1946 determined to be a representative period, were engaged in the production of milk for sale in the said marketing area.

§ 945.2 *Order relative to handling.* It is therefore ordered that on and after the effective date hereof the handling of milk in the Washington, D. C., marketing area shall be in conformity to and in compliance with the terms and conditions of the aforesaid order, as amended and as hereby further amended; and the aforesaid order, as amended, is hereby further amended as follows:

Substitute a colon (:) for the period (.) at the end of § 945.7 (a) (1) and add "*Provided*, That for the delivery period of June 1946, the price shall be $4.45."

Issued at Washington, D. C., this 29th day of May 1946, to be effective on and after the 1st day of June 1946.

[SEAL] N. E. DODD,
Acting Secretary of Agriculture.

Approved: May 29, 1946.

JAMES F. BROWNLEE,
Acting Economic Stabilization Director.

[F. R. Doc. 46-9184; Filed, May 31, 1946; 11:12 a. m.]

PART 947—MILK IN THE FALL RIVER, MASSACHUSETTS, MARKETING AREA

HANDLING OF MILK IN FALL RIVER, MASS.[1]

§ 947.1 *Findings and determinations*—(a) *Findings upon the basis of the the hearing record.* Pursuant to Public Act No. 10, 73d Congress (May 12, 1933), as amended and as reenacted and amended by the Agricultural Marketing Agreement Act of 1937, as amended (hereinafter referred to as the "act"), and the rules of practice and procedure covering the formulation of marketing agreements and orders (7 CFR, Cum. Supp., 900.1 et seq.; 10 F.R. 11791), a public hearing was held upon certain proposed amendments to the tentatively approved marketing agreement and to the order, as amended, regulating the handling of milk in the Fall River, Massachusetts, marketing area. Upon the basis of the evidence introduced at such hearing and the record thereof, it is hereby found that:

(1) The said order as amended and as hereby further amended, and all of the terms and conditions of said order, as amended and as hereby further amended, will tend to effectuate the declared policy of the act;

(2) The prices calculated to give milk produced for sale in the said marketing area a purchasing power equivalent to the purchasing power of such milk as determined pursuant to sections 2 and 8 (c) of the act are not reasonable in view of the price of feeds, available supplies of feeds, and other economic conditions which affect market supplies of and demand for such milk, and the minimum prices specified in the said order are such prices as will reflect the aforesaid factors, insure a sufficient quantity of pure and wholesome milk, and be in the public interest; and

(3) The said order, as amended, and as hereby further amended, regulates the handling of milk in the same manner as and is applicable only to persons in the respective classes of industrial and commercial activity specified in the said tentatively approved marketing agreement upon which a hearing has been held.

The foregoing findings are supplementary and in addition to the findings made in connection with the issuance of the aforesaid order and the findings made in connection with the issuance of each of the previously issued amendments thereto; and all of said previous findings are hereby ratified and affirmed except insofar as such findings may be in conflict with the findings set forth herein.

(b) *Determinations.* It is hereby determined that handlers (excluding cooperative associations of producers who are not engaged in processing, distributing, or shipping milk covered by this amended order) of at least 50 per cent of the volume of milk covered by said order, as amended and as hereby further amended, which is marketed within the Fall River, Massachusetts, marketing area, refused or failed to sign the tentatively approved marketing agreement regulating the handling of milk in the Fall River, Massachusetts, marketing area; and it is further determined that:

(1) The refusal or failure of such handlers to sign such tentatively approved marketing agreement tends to prevent the effectuation of the declared policy of the act;

(2) The issuance of this order further amending the order, as amended, is the only practical means pursuant to the declared policy of the act of advancing the interests of the producers of milk which is produced for sale in the said marketing area; and

(3) The issuance of this order further amending the said order, as amended, is approved or favored by at least three-fourths of the producers who during March 1946 determined to be a representative period, were engaged in the production of milk for sale in the said marketing area.

Order relative to handling. It is therefore ordered that on and after the effective date hereof the handling of milk in the Fall River, Massachusetts, marketing area shall be in conformity to and in compliance with the terms and conditions of the aforesaid order, as amended and as hereby further amended; and the aforesaid order as amended, is hereby further amended as follows:

Substitute a colon (:) for the period (.) at the end of § 947.4 (a) and add "*Provided*, That for the delivery period of June 1946, the price shall be not less than $4.74."

Issued at Washington, D. C., this 29th day of May 1946, to be effective on and after the 1st day of June 1946.

[SEAL] N. E. DODD,
Acting Secretary of Agriculture.

Approved: May 29, 1946.

JAMES F. BROWNLEE,
Acting Economic Stabilization Director.

[F. R. Doc. 46-9182; Filed, May 31, 1946; 11:12 a. m.]

PART 961—MILK IN THE PHILADELPHIA, PENNSYLVANIA, MARKETING AREA

HANDLING OF MILK IN PHILADELPHIA, PA.[1]

§ 961.0 *Findings and determinations.*—(a) *Findings upon the basis of the hearing record.* Pursuant to Public Act No. 10, 73d Congress (May 12, 1933), as amended and as reenacted and amended by the Agricultural Marketing Agreement Act of 1937, as amended (hereinafter referred to as the "act"), and the rules of practice and procedure covering the formulation of marketing agreements and milk orders (7 C.F.R., Cum Supp., 900.1 et seq., 10 F.R. 11791), a public hearing was held upon certain proposed amendments to the tentatively approved marketing agreement and to the order, as amended, regulating the handling of milk in the Philadelphia, Pennsylvania, marketing area. Upon the basis of evidence introduced in such hearing and the record thereof, it is hereby found that:

(1) The order regulating the handling of milk in the said marketing area, as amended and as hereby amended, and all of the terms and conditions of said order, as amended, and as hereby amended, will tend to effectuate the declared policy of the act;

(2) The prices calculated to give milk produced for sale in said marketing area a purchasing power equivalent to the purchasing power of such milk, as determined pursuant to sections 2 and 8 (c) of the act, are not reasonable in view of the price of feeds, available supplies of feeds, and other economic conditions which affect market supplies of and demand for such milk. The minimum prices specified in the said order, as amended and as hereby further amended, are such prices as will reflect the aforesaid factors, insure a sufficient quantity of pure and wholesome milk, and be in the public interest; and

(3) The said order, as amended, and as hereby further amended, regulates the handling of milk in the same manner as and is applicable only to persons in the respective classes of industrial and commercial activity specified in the tentatively approved marketing agreement upon which a hearing has been held.

The foregoing findings are supplementary and in addition to the findings made in connection with the issuance of the aforesaid order and the findings made in connection with the issuance of each of the previously issued amendments thereto; and all of said previous findings are hereby ratified and affirmed except insofar as such findings may be in conflict with the findings set forth herein.

(b) *Determinations.* It is hereby determined that handlers (excluding cooperative associations of producers who are not engaged in processing, distributing, or shipping milk covered by this amended order) of at least 50 percent of the volume of milk covered by said order, as amended and as hereby further amended, which is marketed within the Philadelphia, Pennsylvania, marketing area, refused or failed to sign the tentatively approved marketing agreement regulating the handling of milk in the Philadelphia, Pennsylvania, marketing area; and it is further determined that:

(1) The refusal or failure of such handlers to sign such tentatively approved marketing agreement tends to prevent the effectuation of the declared policy of the act;

(2) The issuance of this order further amending the aforesaid order, as amended, is the only practical means pursuant to the declared policy of the act to advance the interests of the producers of milk which is produced for sale in the said marketing area; and

(3) The issuance of this order further amending the aforesaid order, as amended, is approved or favored by at least two-thirds of the producers who during January 1946 (hereby determined to be a representative period) were engaged in the production of milk for sale in the Philadelphia, Pennsylvania, marketing area.

Order relative to handling. It is, therefore, ordered that, from and after the effective date hereof, the handling of milk in the Philadelphia, Pennsylvania, marketing area shall be in conformity to and in compliance with the terms and conditions of the aforesaid order, as amended and as hereby further amended; and the aforesaid order, as amended, is hereby further amended as follows:

Substitute a colon(:) for the period (.) at the end of § 961.4 (a) (1) and add "*Provided*, That for the delivery period of June 1946, the price shall be $4.45 per hundredweight."

Issued at Washintgon, D. C., this 29th day of May 1946, to be effective on and after the 1st day of June 1946.

[SEAL] N. E. DODD,
Acting Secretary of Agriculture.

Approved: May 29, 1946.

JAMES F. BROWNLEE,
Acting Economic Stabilization Director.

[F. R. Doc. 46-9183; Filed, May 31, 1946; 11:12 a. m.]

[1] 48 Stat. 31, 670, 675; 49 Stat. 750; 50 Stat. 246; 7 U.S.C. 601 et seq.

[1] 48 Stat. 31, 670, 675; 49 Stat. 750; 50 Stat. 246; 7 U.S.C. 601 et seq.

TITLE 29—LABOR

Chapter IX—Department of Agriculture (Agricultural Labor)

PART 1100—REGULATIONS RELATIVE TO SALARIES AND WAGES OF AGRICULTURAL LABOR

STANDARDS FOR GRANTING APPLICATIONS FOR WAGE INCREASES

On March 8, 1946, the Economic Stabilization Director promulgated supplementary wage and salary regulations pursuant to the authority vested in him by the Stabilization Act of 1942, as amended, and by Executive Order 9250 of October 3, 1942 (7 F.R. 7871), Executive Order 9328 of April 8, 1943 (8 F.R. 4681), Executive Order 9599 of August 18, 1945 (10 F.R. 10155), Executive Order 9651 of October 30, 1945 (10 F.R. 13487), Executive Order 9697 of February 14, 1946 (11 F.R. 1691) and Executive Order 9699 of February 21, 1946 (11 F.R. 1929). The purpose of such supplementary wage and salary regulations is to carry out the policies established in Executive Order 9599, Executive Order 9651 and Executive Order 9697 with respect to increases in wages and salaries and their relationship to price and rent ceilings and costs to the United States. Such supplementary wage and salary regulations designate the Secretary of Agriculture as a stabilization agency with respect to wages and salaries as to which he exercised jurisdiction on August 17, 1945. In the exercise of the authority so conferred on the Secretary of Agriculture, with the approval of the Economic Stabilization Director, the following supplementary regulations are hereby promulgated to supplement and supersede, in the manner and to the extent hereinafter indicated, but only to the extent that these supplementary regulations are inconsistent therewith, the regulations relative to wages and salaries of Agricultural Labor issued January 17, 1944, as amended (9 F.R. 655, 6011, 7378, 9641), and as revised on October 3, 1944 (9 F.R. 12117, 12611) and as further revised on June 23, 1945 (10 F.R. 7609), and amended (10 F.R. 9581, 11793).

Sec.
1100.101 What §§ 1100.101 to 1100.103, inclusive, do.
1100.102 Approval of applications for approval of increase in wage and salary payments.
1100.103 Agreements for conditional increases in wage or salary payments.
1100.104 Applicability.

AUTHORITY: §§ 1100.101 to 1100.104, inclusive, issued under 56 Stat. 765 as amended by 57 Stat. 63, 57 Stat. 632 and Public Law 108, 79th Cong., 59 Stat. 306; E.O. 9250 (7 F.R. 7871), E.O. 9328 (8 F.R. 9681), E.O. 9599 (10 F.R. 10155), E.O. 9651 (10 F.R. 13487), E.O. 9697 (11 F.R. 1691), E.O. 9699 (11 F.R. 1929), Regulations of the Economic Stabilization Director, dated March 8, 1946 (11 F.R. 2517).

§ 1100.101 *What §§ 1100.101 to 1100.103, inclusive, do.* Sections 1100.1 to 1100.18, inclusive, and §§ 1107.1 to 1107.11, inclusive, of this chapter (specific wage ceiling regulations, as amended), continue in effect and increases in wage or salary payments subject to §§ 1100.101 to 1100.104, inclusive, are not lawful unless the increases, before being put into effect, have been approved as required by such regulations or unless the increases are permissible under the terms of such regulations. Sections 1100.101 to 1100.104, inclusive, merely provide standards upon which applications for approval of increases in wage or salary payments subject to those regulations may be granted. Applications for approval of increases in wage or salary payments made pursuant to § 1100.11, will be approved as provided in § 1100.102. When so approved, such increases in wage or salary payments are lawful under §§ 1100.101 to 1100.104, inclusive, and the regulations relative to wages and salaries of agricultural labor. Increases in wage or salary payments approved pursuant to the regulations relative to wages and salaries of agricultural labor, the specific wage ceiling regulations or §§ 1100.101 to 1100.104, inclusive, and increases in wage or salary payments permissible under the regulations relative to wages and salaries of agricultural labor and the specific wage ceiling regulations without approval are "approved" wage or salary increases within the meaning of that term as used in the supplementary wage and salary regulations issued by the Economic Stabilization Director on March 8, 1946, and are "approved" increases for the purposes of those regulations.

§ 1101.102 *Approval of applications for approval of increases in wage or salary payments.* Applications for approval of increases in wage or salary payments filed pursuant to § 1100.11 shall be approved in the following cases:

(a) Increases which fall within one of the standards in effect on August 17, 1945 (except the standards relating to "rare and unusual" cases) under which application for increases in wage and salary payments were approved.

(b) Increases found necessary to eliminate gross inequities among time and piece-work rates paid under the regulations relative to wages and salaries of agricultural labor and under specific wage ceiling regulations on the same farm or on other farms in the locality. In determining whether a gross inequity exists, consideration shall be given to the historical relationship between average earnings on a weekly or other comparable basis, including perquisites, in the specific or related job classifications.

(c) Increases found necessary to correct maladjustments which would interfere with the effective transition to a peacetime economy and which are further necessary to make the average increases since January 1941, in wage or salary rates equal the percentage increase in the cost of living between January 1941 and September 1945. For the purposes of this section this percentage increase in the cost of living shall be deemed to be 33 percent.

(d) Increases found necessary to correct substandards of living.

(e) Increases necessary to eliminate gross inequities between job classifications in agriculture and job classifications requiring comparable or related skills in other activities within the same locality. In determining whether a gross inequity exists, consideration shall be given to the historical relationship between wages, including perquisites, of job classifications in agriculture and job classifications requiring comparable or related skills in other activities within the same locality.

§ 1100.103 *Agreements for conditional increases in wage or salary payments.* No consideration will be given to or action taken upon an application for approval of any increase in wage or salary payments which appears to be conditioned in whole or in part upon the

granting of an increase in price or rent ceilings. This provision, however, shall not be a bar to consideration of an increase which is conditioned upon approval by the Secretary, or any increase which is not to be put into effect until a determination has been made by the Office of Price Administration as to whether an increase in price or rent ceilings is required.

§ 1100.104 *Applicability.* Sections 1100.1 to 1100.18, inclusive and Part 1107 of this chapter (Specific Wage Ceiling Regulations), to the extent that they are inconsistent with §§ 1100.101 to 1100.104, inclusive, are hereby superseded.

Issued this 24th day of May 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

Approved: May 24, 1946.

CHESTER BOWLES,
Economic Stabilization Director.

[F. R. Doc. 46-9134; Filed, May 29, 1946; 4:02 p. m.]

TITLE 14—CIVIL AVIATION

Chapter II—Administrator of Civil Aeronautics

[Amdt. 141]

PART 601—DESIGNATION OF AIRWAY TRAFFIC CONTROL AREAS, AIRPORT APPROACH ZONES, AIRPORT TRAFFIC ZONES AND RADIO FIXES

DESIGNATION OF AIRPORT APPROACH ZONES

MAY 17, 1946.

Acting pursuant to the authority vested in me by section 308 of the Civil Aeronautics Act of 1938, as amended, and Special Regulation No. 197 of the Civil Aeronautics Board, I hereby amend Part 601 of the Regulations of the Administrator of Civil Aeronautics as follows:

1. By striking § 601.200108 (*Washington, D. C. Airport Approach Zone*), and substituting in lieu thereof the following:

§ 601.200108 (*Washington, D. C. Airport Approach Zone*). Within a 10 mile radius of Washington National Airport including that portion within the limits of Green Civil Airway No. 5 to the Doncaster Fan Marker, that portion within the limits of Red Civil Airway No. 20 extending northwestward to the Herndon Fan Marker, and that portion within the limits of Amber Civil Airway No. 7 extending northeastward to the Beltsville Fan Marker, and excluding those portions of the zone lying outside airway traffic control area.

This amendment shall become effective 0001 e. s. t., June 15, 1946.

T. P. WRIGHT,
Administrator of Civil Aeronautics.

[F. R. Doc. 46-9173; Filed, May 31, 1946; 10:04 a. m.]

TITLE 21—FOOD AND DRUGS

Chapter I—Food and Drug Administration, Federal Security Agency

PART 155—SEA FOOD INSPECTION

INSPECTION OF CANNED SHRIMP

Under the authority of section 702A[1] of the Federal Food, Drug, and Cosmetic Act each of the sections hereinafter specified of the regulations for the inspection of canned shrimp published in the FEDERAL REGISTER of July 2, 1942, and as amended in the Federal Register of June 10, 1943 (8 F.R. 7751), June 15, 1944 (9 F.R. 6583-4), June 30, 1945 (10 F.R. 7971), and October 13, 1945 (10 F.R. 12800) is hereby amended as indicated below:

In § 155.00 (a), "$315" is changed to "$450."

In § 155.02 (a), "$210" is changed to "$300."

In § 155.12 (b), "$210" in each instance where it appears is changed to "$300"; "$315" in each instance where it appears is changed to "$450"; "$7.00" is changed to "$10.00."

These amendments shall become effective July 1, 1946, and shall apply to service to be rendered after that date.
(52 Stat. 1040, 21 U.S.C. 301, et seq.)

Dated: May 29, 1946.

[SEAL] MAURICE COLLINS,
Acting Administrator.

[F. R. Doc. 46-9197; Filed, May 31, 1946; 11:43 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong.; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

PART 984—LEAD

[General Preference Order M-38, as Amended May 29, 1946]

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of lead for defense for private account and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 984.1 *General Preference Order M-38*—(a) *Scope of the order.* This order controls generally the use of lead. Lead may be used only for the items and purposes set forth in the order. Other restrictions may also be found in other orders of the Civilian Production Administration relating to particular articles or parts. In such case the more restrictive provision governs. In no case shall any person use, purchase, sell, deliver or accept delivery of any lead in violation of this order.

(b) *Definitions.* For the purpose of this order:

(1) "Lead" means metallic lead, lead alloys, components or products (such as, but not limited to, sheet, pipe, ingot, castings and foil), in any form containing 50% or more by weight of the element lead (Pb). It includes battery lead oxide, but does not include other lead chemicals.

(2) "Battery lead oxide" means litharge, black oxide, red lead, basic lead sulphate or any other lead chemical produced from primary or secondary lead, for use in the manufacture of storage batteries.

(3) "Refiner" means any person who produces lead in refinery shapes, and includes any person who has such lead produced for him under toll agreement.

(4) "Dealer" means any person who procures lead either by importing or from domestic sources for sale or resale without change in form, whether or not such person receives title to or physical delivery of the material, and includes selling agents, warehousemen, and brokers.

(5) "Military order" means a specific contract or sub-contract necessitating the use of lead in the manufacture of any product, or any component to be physically incorporated into such products, produced for or for the account of the Army or Navy of the United States, Maritime Commission, War Shipping Administration, Veterans' Administration or Office of Scientific Research and Development.

(6) "Implement of war" means combat end products, complete for tactical operations (including, but not limited to, aircraft, ammunition, armaments, weapons, ships, tanks, military vehicles and radio and radar equipment), and any parts, assemblies or materials to be incorporated in any of the foregoing items. This term does not include facilities or equipment used to manufacture the foregoing items.

(7) [Deleted Apr. 2, 1946.]

(8) "Item" means any article or component thereof.

(c) *Restrictions on use.* (1) No person may melt, form, alloy, assemble, or process any lead for use in any item or product, or in any process, not set forth in List I of this order. Lead may be used for the items and processes and subject to the restrictions set forth in List I only to the extent necessary to meet applicable specifications, or for the proper service performance of the end product, or where the use of any less critical material is impracticable or when satisfactory substitutes are prohibited in other Civilian Production Administration orders.

(2) No person shall use primary lead for any items or purpose set forth in List I if secondary lead is obtainable and usable for the item or purpose. "Primary lead" means metallic lead obtained mainly from mine ores and concentrates. "Secondary lead" means metallic lead obtained mainly from remelting or smelting of scrap materials.

(3) Manufacturing quotas are set in List I for certain of the items and processes in which lead may be used. If an item or process in List I has a manufacturing quota, a manufacturer or processor must not use, in the manufacture of the item or in the process during the current calendar period listed, more lead than the specific percentage of the amount legally used for that purpose during the base period indicated, or than the amount specifically authorized in writing by the Civilian Production Administration. These quotas may not be transferred except in accordance with Priorities Regulation 7A. Manufacturers or processors who did not use lead during the period indicated as the base period in the manufacture of an item or in a process which is subject to a quota restriction (including persons who were not in business at that time) may nevertheless apply for a quota, and their applications, as well as all applications for quotas which are individually assigned by the Civilian Production Administration will be considered on an equitable basis. Applications for quotas for the second quarter 1946 should be filed promptly with the Civilian Production Administration, Tin, Lead and Zinc Branch, Washington 25, D. C. Ref: M-38, or in any event not later than April 20, 1946.

(4) In some cases List I permits the use of lead in making a product only if the product is to be used for a particular purpose. No person may use any of these products for any purpose other than the purpose permitted by List I.

(d) *Special directions.* The Civilian Production Administration may at any time issue special directions to any person respecting the production, distribution, delivery, or acceptance of delivery of lead.

(e) *Lead from Office of Metals Reserve, Reconstruction Finance Corporation.* Any person who is unable to use secondary lead and who is unable to obtain primary lead from regular sources of supply may apply to the Civilian Production Administration to buy lead from the Office of Metals Reserve, Reconstruction Finance Corporation. Applications should be made on Form CPA-95 and should be filed with the Civilian Production Administration, Tin, Lead and Zinc Branch, Washington 25, D. C. not later than the 20th of the month preceding the month in which shipment is requested.

(f) *Inventory restrictions.* Lead appears on Table 1 of Priorities Regulation 32. Inventories of lead are subject to all provisions of that regulation. Inventories of scrap dealers are controlled by Direction 5 to Priorities Regulation 32. All inventory appeals from the provisions of paragraph (f) of M-38 granted before April 2, 1946 are hereby revoked.

(g) *Special restriction on deliveries of battery lead oxide.* (1) Beginning July 1, 1946, no person shall deliver or accept delivery of battery lead oxide for use in the manufacture of storage batteries without a specific authorization in writing by the Civilian Production Administration. This restriction applies not only to deliveries to other persons including affiliates and subsidiaries, but also to deliveries from one branch division or section of a single enterprise to another branch, division or section of the same or any other enterprise under common ownership or control.

(2) Requests for authorization to accept delivery of battery lead oxide should be made to the Civilian Production Administration on Form CPA-95-A not later than the 10th day of the month before the month in which delivery is requested. Failure by any person to file an application in accordance with this paragraph may be construed as notice to the Civilian Production Administration that such person does not wish to accept delivery of battery lead oxide in the succeeding month.

(h) *Restrictions on sales and deliveries of lead.* No person shall sell or deliver any lead to any person if he knows, or has reason to believe, such material is to be used in violation of the terms of this order.

(i) *Appeals.* Any appeal from the restrictions of this order must be by letter in triplicate, referring to the particular provision appealed from and stating fully the grounds for the appeal and should be addressed to the Civilian Production Administration, Tin, Lead and Zinc Branch, Washington 25, D. C., reference M-38. The appeal should contain the following information:

(1) Product in which the lead will be used.

(2) Period of time, not exceeding one calendar quarter for which relief is requested.

(3) Monthly schedule of amount of lead to be used.

(4) Prime contract numbers on military orders.

(5) If the appeal is filed because the restrictions on use of lead will prevent the filling of non-military orders of extreme urgency, give exact information as to the use of the product in which the lead is used.

(6) Why other less critical materials cannot be used.

(7) Any other information pertinent to the appeal.

(j) [Deleted Oct. 3, 1945.]

(k) *Records.* All persons affected by this order must maintain accurate and complete records of all transactions as required by Priorities Regulation No. 1, 944.15. Such records must include complete statements of the amounts of lead consumed for the items specified in this order, and the amount of inventory on hand.

(l) *Required reports.* (1) On or before the 20th day of each calendar month each person who purchased or consumed 10 tons or more of metallic lead during the preceding calendar month, or had in his possession or under his control 20 tons or more of lead, shall report such purchases, consumption and stocks on hand at the end of the preceding month to the Civilian Production Administration on Form CPA-95. Manufacturers of battery lead oxide and storage batteries must also file monthly production reports with the Civilian Production Administration on Form CPA-95-A.

(2) The Civilian Production Administration may from time to time issue special directions requiring any refiner or dealer to file a report showing a schedule of his proposed deliveries of lead.

(3) All persons affected by this order shall execute and file with the Civilian Production Administration such other reports as may be required subject to the approval of the Bureau of the Budget.

(4) The reporting and record-keeping provisions of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(m) *Violations.* Any person, who wilfully violates any provision of this order or who, in connection with this order, wilfully conceals a material fact or furnishes false information to any department or agency of the United States, is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using, material under priority control and may be deprived of priorities assistance.

(n) *Communications.* All communications and reports dealing with this order shall be addressed to: Civilian Production Administration, Tin, Lead and Zinc Branch, Washington 25, D. C., Ref: M-38.

(o) [Deleted Apr. 2, 1946.]

Issued this 29th day of May 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

LIST I

Permitted Uses

1. Ammunition for military orders or essential civilian requirements (The manufacturing quota for ammunition for essential civilian requirements will be assigned on individual applications by the producer).
2. Anchorages for equipment, including expansion bolts, shields and grommets.
3. Anodes for electrolytic refining chromium plating and for lead plating as permitted in Item 40 of this list.
4. Anti-vibration mats.
5. Babbitt for abrasives and grinding wheels and for securing hardware to radio insulators and for securing end connections of windings and/or for securing enclosures of wire wound restrictors.
6. Ballast for implements of war where available space does not permit the use of material of lower density, for submarines and for surface craft of sizes up to and including destroyers.

[1] Section 10A of the Federal Food and Drugs Act (49 Stat. 871; 21 U.S.C. 14a) which remains in force and effect and is applicable to the provisions of the Federal Food, Drug, and Cosmetic Act (52 Stat. 1040 et seq.; 21 U.S.C. 301 et seq.). It is provided in Public Law 135, 78th Congress, Title II, that section 10A of the Federal Food and Drugs Act, as amended by the Act of August 27, 1935 (21 U.S.C. 372a), may hereafter be cited as section 702A of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 301-392).

6a. Battery lead oxide (See paragraph (g) for special restrictions on delivery).
7. Bearing Metal.
8. Bolster metal for surgical, table and industrial cutlery.
9. Brake lining and clutch facings.
10. Brass and bronze.
11. Cable covering (Manufacturing quota: for the second quarter 1946, 20% of the amount of lead legally used for the same purpose during the calendar year 1940). If lead covered cable is replaced, the user of the cable must promptly deliver all salvable lead to his supplier, a lead smelter, or a scrap dealer.
12. Cable sleeving and other accessories necessary for the maintenance, repair and installation of lead covered cable.
13. Cable terminals and bushings for storage batteries.
14. Cames.
15. Caulking for use in caulking cast iron pipe lines, plumbing waste lines and vents, or automotive carburetors where other material such as sulphur compounds or cement does not provide a leak proof joint. (Manufacturing quota for caulking bars and wool: for the second quarter 1946, 20% of the amount of lead legally used for the same purpose during the calendar year 1945.)
16. Chemicals (except battery lead oxide tetra ethyl) subject to the restrictions of Order L–354.
17. Closure spouts for drugs and chemicals (Manufacturing quota: for the second quarter of 1946, 20% of the amount of lead legally used for the same purpose during the calendar year 1944).
18. Coating of wire and zinc plated sheet, including sheathing.
19. Collapsible tubes. (Manufacturing quota: for the second quarter 1946, 20% of the amount of lead (including that contained in blanks bought and converted into tubes) legally used for the same purpose during the calendar year 1944). Use of tin in collapsible tubes is subject to the restrictions of Order M–43.
20. Counterweights, weights and sliding poises for Military, industrial and laboratory equipment, and implements of war where available space does not permit the use of material of lower density.
21. Foil:
    (a) Military orders to the extent that Method IA (not dehydrated) and/or Method II (dehydrated) packaging, as presently defined in the U. S. Army Specification 100–14, U. S. Navy Specification 39–P–16 and British Standard Packaging Code BS-1133, or any new specifications covering the above are expressly specified in the prime contract.
    (b) For component ammunition.
    (c) Electrotypers subject to the restrictions of Order M–43.
    (d) Condensers.
    (e) Cap Liners for packaging drugs.
    (f) Electrostatic shielding of transformer coils and cores.
    (g) For use in chrome plating.
22. Fire extinguisher and decontaminator components.
22a. Free machining steel when the percentage of lead does not exceed one-half of 1%.
23. Gaskets, locknuts and shims.
24. Heat equalization in galvanizing pots and for molten zinc operations.
25. Heat treating and annealing.
26. Implements of War, as defined in Section (b) (6) of the Order.
27. Impression lead.
28. Inserts for treads on non-sparking ladders and stairs.
29. Lead hammers.
30. Lead-headed nails only to the extent that the use of springhead or flathead nails is impracticable.
31. Fusible alloys.
32. Lead lined bowls for centrifugal oil purifiers.
33. Lead wire for determining gear bearing clearances.
34. Lining for acid lockers.
35. Lubricant for cold drawing of steel products.
36. Manufacture and moulding of plastics.
37. Medical, dental and veterinarian equipment and instruments.
38. Metallic and semi-metallic packing.
39. Patterns and dies.
40. Plating or coating where lead is used in place of either cadmium or tin, or where corrosion makes the use of any other material impractical.
41. Powder for military uses, powder metallurgy, gear lubricants and rubber valves.
42. Production of rayon.
43. Refining of metals.
44. Repair of existing lead construction.
45. Seals for pilfering and tampering protections.
46. Sheath for curing process of rubber.
47. Sheet, pipe (including lead lined pipe), valves, fittings, burning bars and castings to be used for the following purposes: (Manufacturing quota for sheet, pipe (except lead lined pipe), valves, fittings, or burning bars: for the second quarter 1946, 75% of the amount of lead legally used for the same purpose during the fourth quarter 1945).
    (a) In new chemical and processing equipment to the extent that corrosion makes the use of any other material impracticable.
    (b) In repairs and replacement parts for chemical and processing equipment to the extent that corrosion makes the use of any other material impracticable. The user of the equipment must promptly deliver all replaced salvable lead to his supplier, a lead smelter or a scrap dealer.
    (c) In water service lines, plumbing waste lines, and vents, to the extent that municipal, state or Federal regulations permit no substitutes or, within the water works proper, where sound water works practice requires its use.
47a. Shot for use in Items 15, 20, 38, 45, 58 or 61.
48. Sinkers and other fishing tackle. (Manufacturing quota: for the second quarter 1946, 20% of the amount of lead legally used for the same purpose during the calendar year 1945).
49. Solder.
50. Sounding leads. (Manufacturing quota: for the second quarter 1946, 20% of the amount of lead legally used for the same purpose during the calendar year 1945).
51. Spectrographs and spectrophotometers.
52. Storage batteries for the uses specified below. (The antimony content in any antimonial lead used for grids, connecting parts or components for storage batteries shall not exceed nine (9%) percent, except where an alloy with a higher antimony content is specified as mandatory in contracts of the Army or Navy of the United States, the U. S. Maritime Commission or the War Shipping Administration. The lead content of battery lead oxide in any storage battery shall not exceed 50% of the total lead content of the battery).
    (a) Special batteries for military use in submarines, aircraft or communications equipment.
    (b) Original equipment for military or civilian purposes.
    (c) [1] Industrial type, for replacement purposes: (Manufacturing quota: for the second quarter 1946, 25% of the amount of lead (including lead content of battery lead oxide) and component parts) legally used for the same purpose during the calendar year 1944).
    (d) Automotive SLI type, for replacement purposes. (Manufacturing quota: for the second quarter 1946, 22% of the amount of lead (including lead content of battery lead oxide and component parts) legally used for the same purpose during the calendar year 1944).
    (e) Component parts furnished as such to others. (Manufacturing quota: for the second quarter 1946, 22% of the amount of lead (including lead content of battery lead oxide and sub-component parts) legally used for the same purpose during the calendar year 1944). A manufacturer of such parts, who also makes industrial or automotive SLI type replacement batteries, may not include lead used in component parts furnished as such to others in determining the amount of lead he is permitted to use for industrial or automotive SLI type replacement batteries under paragraphs (c) and (d) above.
53. Terne plate and Terne metal subject to restrictions of Conservation Order M–43.
54. Tetraethyl. (The manufacturing quota for tetraethyl will be assigned on individual applications by the producer.)
55. Turbine and gear bearing oil deflectors.
56. Turbine gland labyrinth and diaphragm packing.
57. Type metal for use in the printing trade. (Manufacturing quota: for the second quarter 1946, 25% of the amount of lead legally used for the same purpose during the calendar year 1945).
58. Vocational purposes where lead is reused and in laboratories for analytical purposes and research, and for use for experimental purposes where the total amount of lead used in any quarter does not exceed 500 pounds.
59. X-ray purposes and Radiography.
60. Zinc production.
61. For use to comply with safety regulations issued under Government authority which requires the use of lead to the extent employed, or in safety equipment.

[F. R. Doc. 46–9088; Filed, May 29, 1946; 12:46 p. m.]

PART 903—DELEGATIONS OF AUTHORITY

[Directive 42, as Amended May 31, 1946]

VETERANS' EMERGENCY HOUSING PROGRAM

§ 903.155 *Directive 42*—(a) *Purpose of this directive.* This directive delegates to the National Housing Agency authority to approve applications for priorities assistance under Priorities Regulation 33 (HH ratings and the right to place certified orders, generally referred to as "HH ratings") or for authorization under Veterans' Housing Program Order 1. It describes the kinds of action which the National Housing Agency will take with respect to these applications and requires certain information and reports from the National Housing Agency. Under Civilian Production Administration Veterans' Housing Program Order 1, approval of a Form CPA–4386 constitutes authorization under that order for the construction, alterations or repairs covered by the CPA–4386.

(b) *Delegation of authority.* The National Housing Agency is hereby authorized to take the following actions in its own name on behalf of the Civilian Production Administration:

(1) To approve under Priorities Regulation 33 applications on Form CPA–4386 which it determines qualify under that regulation, and to assign the HH rating for the dwellings covered by the application as approved.

(2) To approve under Priorities Regulation 33 supplemental applications on Form CPA–4387 which it determines qualify under that regulation, and to assign the HH rating to the dwellings covered by the application as approved.

(3) To grant requests for amendments of approved applications in the following respects:

(i) As to the plans and specifications of the proposed dwellings.

(ii) As to the time by which construction of the proposed dwellings is to be started (such an amendment may be approved even if requested after the expiration date of the original application).

(iii) As to the location of the proposed dwellings.

(iv) As to the sales price, cost or rents for the dwellings.

(v) As to the number of units covered by an application.

(4) To approve under Priorities Regulation 33 to the extent permitted by paragraph (b) (1) above, applications on Form CPA–4386 superseding previous approvals where the former builder wishes to have the new applicant replace him as builder.

(5) To deny applications under Priorities Regulation 33 which it determines do not meet the requirements of that regulation.

(6) To require builders to whom HH ratings have been assigned and owners of housing accommodations built or converted under the Veterans' Emergency Housing Program to give information and file reports concerning the use of HH ratings and other facts necessary to determine the status of the program and the effect of it upon the supply of and demand for building materials and the enforcement of the program (subject to the approval of the Bureau of the Budget in accordance with the Federal Reports Act of 1942).

(7) To investigate any alleged violations of Priorities Regulation 33 with respect to preferences for veterans or the sales price, cost, rent, occupancy or disposition of dwellings, and to refer violations to the Civilian Production Administration for appropriate administrative or criminal action.

(8) To approve or deny applications on Form CPA–4415 for priorities assistance under Direction 8 to Priorities Regulation 33 within material quantity limitations established by the Civilian Production Administration.

(c) *Appeals and exceptions.* The National Housing Agency may, in its discretion, grant any appeals from the provisions of Priorities Regulation 33 or any direction to that regulation except appeals which, under the regulation or the direction, should be filed with the Civilian Production Administration. The National Housing Agency may also, in its discretion, grant priorities assistance under Priorities Regulation 33 or authorization under Veterans' Housing Program Order 1 for housing accommodations covered by the regulation, even though the application fails in some respect to satisfy the requirements of the regulation.

(d) *Instructions and procedures.* In exercising the authority given by this directive the National Housing Agency shall be governed by Priorities Regulation 33 as amended from time to time and by any written instructions which may be given by the Administrator, Deputy Administrator or Director of the Bureau of Reconversion Priorities of the Civilian Production Administration. The National Housing Agency may issue regulations, orders, and instructions under this Directive setting up criteria and standards for the approval of applications under Priorities Regulation 33 in order to carry out the purposes of that regulation and the Veterans' Emergency Housing Program.

(e) *Reports to the Civilian Production Administration.* The National Housing Agency shall furnish the Civilian Production Administration with copies of approved applications and with such reports and other information as may be requested by the Civilian Production Administration for the purpose of determining the status of the program and the effect of it upon the supply of and demand for critical building materials, and the allocation thereof.

(f) *Redelegations.* The authority delegated by this directive to the National Housing Agency may be redelegated by it to its authorized officials or to any constituent unit of the National Housing Agency which may in turn redelegate to its authorized officials or to any department of the United States Government which may in turn redelegate to its authorized officials.

Issued this 31st day of May 1946.

J. D. SMALL,
Civilian Production Administrator.

[F. R. Doc. 46–9193; Filed, May 31, 1946; 11:37 a. m.]

[1] An Industrial Storage Battery means an electric storage battery of other than SLI type which has been completely assembled and sealed, whether charged or uncharged and which is designed and built for industrial applications such as, but not confined to, railway signaling and lighting, mine locomotives, industrial trucks, farm lighting, public utilities stand-by equipment, commercial radio installations, airplane and commercial boat installations and components thereof.

PART 1010—SUSPENSION ORDERS

[Suspension Order S–939, as Amended]

THEODORE G. MEYER

Theodore G. Meyer is a general contractor located at 200 Quint Street, San Francisco, and is engaged in the building of small family dwellings. On January 28, 1946, Theodore G. Meyer was authorized on Form CPA–4386, Serial No. 66–121–00098, to carry on the construction of 38 housing units located in Miraloma Park Subdivision, San Francisco, California pursuant to Veterans' Housing Program under PR–33 and assigned an HH rating to procure certain construction materials. In February of 1946, Theodore G. Meyer applied HH ratings granted pursuant to the above authorization to obtain 760,000 board feet of lumber although only 565,068 board feet of lumber were required to complete the 38 houses. The application of these HH ratings to get 194,392 board feet of lumber in excess of the amount required to meet his construction schedule constituted a grossly negligent violation of Direction 1 to Priorities Regulation No. 33 and Priorities Regulation No. 3. On February 1, 1946, Theodore G. Meyer placed an order bearing HH ratings assigned pursuant to the foregoing authorization for the purchase of 1200 doors, although only 600 doors were required to complete the above project. The placing of these rated orders for 600 doors in excess of the amount required to complete the project constituted a wilful violation of Priorities Regulations Nos. 1 and 33. These violations have diverted critical materials to uses not authorized by the Civilian Production Administration. In view of the foregoing, it is hereby ordered that:

§ 1010.939 *Suspension Order No. S–939.* (a) For a period of four months from the effective date of this order, no authorization shall be granted to Theodore G. Meyer to do construction, nor shall he during such period apply or extend any preference ratings, regardless of the delivery date named in any purchase order to which such ratings may be applied or extended.

(b) Theodore G. Meyer shall cancel immediately all preference ratings which he has applied or extended to orders which have not yet been filled, except that if he has extended a customer's rating to get an item for delivery without change in form to that customer (as distinct from replacing it in inventory), he need not cancel the rating, provided the item when received is promptly delivered to the customer whose rating was extended.

(c) All preference ratings, allotments and allocations presently outstanding in connection with orders for delivery of materials to Theodore G. Meyer or placed prior to the termination date of this order are void and shall not be given any effect by suppliers of Theodore G. Meyer or any other person. This does not apply to material already delivered or in transit for delivery to him on the effective date of this order.

(d) The provisions of this order shall not apply to preference ratings placed

or to be placed on orders for materials necessary to complete the construction of the 38 houses authorized on Form CPA-4386, project Serial No. 66-121-00093 and located in Miraloma Park Subdivision, San Francisco, California.

(e) Theodore G. Meyer shall refer to this order in any application or appeal which he may file with the Civilian Production Administration or the FHA for priorities assistance or for authorization to carry on construction.

(f) Nothing contained in this order shall be deemed to relieve Theodore G. Meyer from any restriction, prohibition, or provision contained in any other order or regulation of the Civilian Production Administration, except insofar as the same may be inconsistent with the provisions hereof.

(g) The restrictions and prohibitions contained herein shall apply to Theodore G. Meyer, his successors and assigns or persons acting on his behalf. Prohibitions against the taking of any action include the taking indirectly as well as directly of any such action.

(h) This order shall take effect on the 30th day of May 1946.

Issued this 29th day of May 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-9163; Filed, May 29, 1946; 4:52 p. m.]

PART 1042—IMPORTS OF STRATEGIC MATERIALS [1]

[General Imports Order M-63, as Amended May 31, 1946]

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of certain imported materials for defense, for private account, and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 1042.1 *General Imports Order M-63*—(a) *Definitions.* For the purposes of this order:

(1) "Person" means any individual, partnership association, business trust, corporation, or any organized group of persons, whether or not incorporated.

(2) "Owner" of any material means any person who has any property interest in such material except a person whose interest is held solely as security for the payment of money.

(3) "Consignee" means the person to whom a material is consigned at the time of importation.

(4) "Import" means to transport in any manner into the continental United States from any foreign country or from any territory or possession of the United States (including the Philippine Islands). It includes shipments into a free port, free zone, or bonded custody of the United States Bureau of Customs (bonded warehouse) in the continental United States and shipments in bond into the continental United States for transshipment to Canada, Mexico, or any other foreign country.

(5) [Deleted Mar. 1, 1946.]

(6) Material shall be deemed "in transit" if it is afloat, if an on board ocean bill of lading has actually been issued with respect to it, or if it has actually been delivered to and accepted by a rail, truck, or air carrier, for transportation to a point within the continental United States.

(7) "Governing date" with respect to any material means the date when such material first became subject to General Imports Order M-63.

(b) *Restrictions on imports of materials*—(1) *General restriction.* No person, except as authorized in writing by the Civilian Production Administration shall purchase for import, import, offer to purchase for import, receive, or offer to receive on consignment for import, or make any contract or other arrangement for the importing of, any material subject to this order after the governing date. The foregoing restrictions shall apply to the importation of any material subject to the order regardless of the existence on the governing date or thereafter of any contract or other arrangement for the importation of such material. The materials subject to this order are those listed from time to time upon Lists A and B attached hereto.

(2) *Authorization by Civilian Production Administration.* Any person desiring such authorization, whether owner, purchaser, seller, or consignee of the material to be imported, or agent of any of them, shall make application therefor in duplicate on Form WPB-1041 or CPA-1041 addressed to the Civilian Production Administration Ref: M-63, Washington 25, D. C. Unless otherwise expressly permitted, such authorization shall apply only to the particular material and shipment mentioned therein and to the persons and their agents concerned with such shipment; it shall not be assignable or transferable either in whole or in part.

(3) *Restrictions on financing of imports.* No bank or other person shall participate, by financing or otherwise, in any arrangement which such bank or person knows or has reason to know involves the importation after the governing date of any material subject to this order, unless such bank or person either has received a copy of the authorization issued by the Civilian Production Administration under the provisions of paragraph (b) (2) or is satisfied from known facts that the proposed transaction comes within the exceptions set forth in paragraph (b) (4).

(4) *Exceptions.* Unless otherwise directed by the Civilian Production Administration, the restrictions set forth in this paragraph (b) shall not apply:

(i) To the Reconstruction Finance Corporation, U. S. Commercial Company, Commodity Credit Corporation, Metals Reserve Company, Defense Supplies Corporation, or any other United States governmental department, agency, or corporation, or any agent acting for any such department, agency or corporation; or

(ii) To any material of which any United States governmental department, agency, or corporation is the owner at the time of importation, or to any material which the owner at the time of importation had purchased or otherwise acquired from any United States governmental department, agency, or corporation; or

(iii) To any material which on the governing date was in transit to a point within the continental United States.

(iv) [Deleted Mar. 30, 1944.]

(v) To any material consigned as a gift or imported for personal use where the value of each consignment or shipment is less than $100.00; or to any material consigned or imported as a sample where the value of each consignment or shipment is less than $25.00; or to any used material in the category of household goods imported by the owner for his own personal use; or

(vi) To materials consigned as gifts for personal use by or to members of the Armed Services of the United States; or

(vii) [Deleted Nov. 13, 1944.]

(viii) To manufactured materials which are imported in bond solely for the purpose of having them repaired and then returned to the owner outside the continental United States; or

(ix) To materials which were grown, produced, or manufactured in the continental United States, and which were shipped outside the continental United States on consignment or pursuant to a contract of purchase, and which are now returned as rejected by the prospective purchaser; or

(x) To materials shipped into the United States in transit from one point in Mexico to another point in Mexico, or from one point in Canada to another point in Canada.

(xi) To materials on List B which are located in, and are the growth, production, or manufacture of, and are transported into the Continental United States overland, by air, or by inland waterway from Canada, Mexico, Guatemala or El Salvador.

(c) [Deleted June 4, 1945.]

(d) [Deleted June 4, 1945.]

(e) *Restrictions on distribution of List A and List B materials.* Unless otherwise provided by the terms of the authorization issued pursuant to paragraph (b) (2), any material on List A or List B which is imported in accordance with the provisions of this order after the governing date, may be sold, delivered, processed, consumed, purchased, or received without restriction under this order, but all such transactions shall be subject to all applicable provisions of the regulations of the Civilian Production Administration and to all orders and directions of the Civilian Production Administration which now or hereafter may be in effect with respect to such material.

(f) *Reports*—(1) *Reports on customs entry.* No material which is imported after the governing date, including materials imported by or for the account of the Reconstruction Finance Corporation, U. S. Commercial Company, Commodity Credit Corporation, Metals Reserve Company, Defense Supplies Corporation or any other United States governmental department, agency, or corporation, shall be entered through the United States Bureau of Customs for any purpose, whether for consumption, for warehouse, in transit, in bond, for re-export, for appraisal, or otherwise, unless the person making the entry shall file with the entry Form WPB-1040 or CPA-1040 in duplicate except in the case of a material described in paragraph (b) (4) (xi) when the person making the entry need not file with the entry Form WPB-1040 or CPA-1040. The filing of such form a second time shall not be required upon any subsequent entry of such material through the United States Bureau of Customs for any purpose; nor shall the filing of such form be required upon the withdrawal of any material from bonded custody of the United States Bureau of Customs, regardless of the date when such material was first transported into the continental United States. Both copies of such form shall be transmitted by the Collector of Customs to the Civilian Production Administration, Imports Division, Ref.: M-63, Washington 25, D. C.

(2) *Other reports.* All persons having any interest in, or taking any action with respect to, any material imported after the governing date, whether as owner, agent, consignee, or otherwise, shall file such other reports as may be required from time to time by the Civilian Production Administration.

(3) *Exceptions.* The provisions of this paragraph (f) shall not apply to materials imported and consigned as gifts for personal use by or to members of the Armed Services of the United States.

(g) *Routing of communications.* All communications concerning this order shall, unless otherwise herein directed be addressed to: Civilian Production Administration, Washington 25, D. C. Ref.: M-63.

(h) *Violations.* Any person who wilfully violates any provision of this order, or who, in connection with this order, wilfully conceals a material fact or who furnishes false information to any department or agency of the United States is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using material under priority assistance. In addition, the Civilian Production Administration may direct the disposition and use of any material which is imported without authorization as required by paragraph (b).

(i) *Applicability of priorities regulations.* This order and all transactions affected thereby are subject to all applicable provisions of the priorities regulations of the Civilian Production Administration as amended from time to time.

(j) *Effect on liability of removal of material from order.* The removal of any material from the order shall not be construed to affect in any way any liability for violation of the order which accrued or was incurred prior to the date of removal.

Issued this 31st day of May 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

LIST A

NOTE: List A amended May 31, 1946.

The numbers listed after the following materials are commodity numbers taken from Schedule A, Statistical Classification of Imports of the Department of Commerce (issue of January 1, 1943). Materials are included in the list to the extent that they are covered by the commodity numbers listed below. If no commodity number is listed the description given shall control.

Material	Commerce Import Class No.	Governing date
Agave fibers, unmanufactured, not elsewhere specified on this order (except flume tow and bagasse waste)	N. S. C.	8/5/43
Hides and skins:		
Buffalo hides dry and wet	0203.000	1/13/42
	0203.100	1/13/42
Buffalo hides (India water buffalo, for use in rawhide articles) dry and wet	0201.000	9/16/44
	0209.100	9/16/44
Calf, dry and wet	0207.000	1/13/42
	0208.000	1/13/42
Cattle hides, dry and wet	0201.000	1/13/42
	0202.000	1/13/42
Coat and kid skins, dry and wet	0241.000	7/2/42
	0242.000	7/2/42
Kip, dry and wet	0205.000	1/13/42
	0206.000	1/13/42
Sheep and lambskins:		
Pickled skins, not split, no wool	0234.000	1/2/46
Pickled fleshers, split, flesh side	0234.100	1/2/46
Pickled skivers, split, grain side	0234.200	1/2/46
Lead:		
Bullion or base bullion	6504.000	1/2/46
Pigs and bars	6505.000	1/2/46
Reclaimed, scrap, dross and lead n. s. p. f., except antimonial	6505.100	1/2/46
Babbitt metal and solder	6506.100	1/2/46
Alloys and combinations of lead, n. s. p. f., in chief value of lead	6506.500	1/2/46
Alloys and combinations of lead, n. s. p. f., not in chief value of lead	6506.600	1/2/46
Type metal and antimonial lead	6507.100	1/2/46
Leather, unmanufactured:		
Goatskin and kidskin leather	0333.000–0333.500 incl.	7/2/42
	0335.400	7/2/42
	0340.000	7/2/42
	0345.200	7/2/42
	0345.300	7/2/42
Leather made from hides or skins of cattle of the bovine species	0300.100–0317.900 incl	7/2/42
Rough tanned leather (Incl India-tanned):		
Vegetable-tanned goat and sheepskins	0339.000	7/2/42
	0339.100	7/2/42
Magney or cantala, unmanufactured	3400.200	1/18/43
Manila or abaca fiber (except T grade tow)	3402.300	4/28/43
Manila or abaca tow (T grade only)	3402.500	4/28/43
Molasses and sugar sirup	1640.000	7/2/42
Sisal and henequen, unmanufactured (except flume tow and bagasse waste)	N. S. C.	1/18/43
Tin:		
Alloys, chief value tin, n. s. p. f. (including alloy scrap)	6551.900	11/30/45
Bars, blocks, pigs, grain or granulated	6551.300	11/30/45

N. S. C.—No separate class or commodity number has been assigned for the material as described by the Department of Commerce, Statistical Classification of Imports.

LIST B

The numbers listed after the following materials are commodity numbers taken from Schedule A Statistical Classification of Imports of the Department of Commerce (issue of January 1, 1943). Materials are included in the list to the extent that they are covered by the commodity numbers listed below. If no commodity number is listed, the description given shall control.

Material	Commerce Import Class No.	Governing date
Paper, standard newsprint	4711.00	8/3/45

N. S. C.—No separate class or commodity number has been assigned for the material as described by the Department of Commerce, Statistical Classification of Imports.

INTERPRETATION 1: Revoked June 4, 1945.

INTERPRETATION 2

The following official interpretation is hereby issued by the Civilian Production Administration with respect to the meaning of the term "in transit" as defined in paragraph (a) (6) of General Imports Order M-63 (§ 1042.1) as amended.

By amendment dated December 17, 1942, the definition of material "in transit" was changed by adding the following clause, "or if it has actually been delivered to and accepted by a rail, truck, or air carrier for transportation to a point within the continental United States." The question has been raised as to the meaning of the term as applied to a case where the material on the governing date had been delivered to and accepted by a rail, truck, or air carrier on a through bill of lading for transportation to a specified port and from thence by boat to a point within the continental United States.

The material in the stated case is not deemed to be in transit within the meaning of the term as used in the order. If the material is to be carried to the port of arrival in the continental United States by ship the material must have been afloat, or an on board ocean bill of lading must have been issued with respect to it on the governing date in order for it to be considered as having been in transit on such date.

Material which has been delivered to and accepted by a rail, truck, or air carrier on the governing date for transportation to a point within the continental United States is deemed to be in transit within the meaning of the term as used in the order only when the transportation specified in the bill of lading issued by such carrier calls for delivery of the material at the port of arrival in the continental United States by rail, truck, or air carrier, not by ship. (Issued March 5, 1943.)

INTERPRETATION 3: Revoked June 4, 1945.

[F. R. Doc. 46-9195; Filed, May 31, 1946; 11:37 a. m.]

PART 3293—CHEMICALS

[Limitation Order L-355, as Amended May 31, 1946]

ETHYL FLUID

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of lead and tetraethyl lead, both imported and domestic, for defense, for private account and for export; and the following order is deemed necessary and appropriate to the public interest and to promote the national defense:

§ 3293.662 *Limitation Order L-355*—(a) *Definitions.* For the purposes of this order:

[1] Certain food items formerly on Lists I, II, and III are now subject to import control in accordance with War Food Administration Order 63.

(1) "Ethyl fluid" is a mixture of tetraethyl lead and other ingredients designed to raise the octane number of gasoline. It includes: (i) "Motor ethyl fluid" which is ethyl fluid containing organic chlorides and bromides designed for use in motor gasoline for land- and sea-going engines; and (ii) "Aviation ethyl fluid" which is ethyl fluid without organic chlorides designed for use in aviation gasoline.

(2) "Use" means to blend ethyl fluid with gasoline or any component of gasoline or with any other material that can be blended with gasoline.

(3) "Base period" means the three months of November, December, 1945 and January, 1946 or such other period heretofore or hereafter established for a particular user by the Civilian Production Administration on appeal.

(b) *Restrictions on delivery.* (1) No producer of ethyl fluid shall deliver to any person in any calendar month more than 24% of the aggregate quantity of motor ethyl fluid delivered to such person in the base period except that when a person certifies to a producer that he used more ethyl fluid than the quantity he received in the base period, the producer may deliver to such person in any month a quantity not in excess of the aggregate of 27% of the quantity certified to have been used in the base period in production of house brand gasoline and 22% of the quantity certified to have been used in the base period in production of premium gasoline.

(2) No producer of ethyl fluid may export outside the United States, its territories or possessions, in any calendar month, more motor ethyl fluid than 24% of the aggregate quantity exported in the base period except on special authorization by the Civilian Production Administration.

(3) No person shall accept delivery of motor ethyl fluid at any one blending point if his inventory of motor ethyl fluid at that point is or will by virtue of such delivery become more than he needs in the succeeding 30 days on the basis of his current or scheduled rate of operations. Persons normally receiving deliveries of motor ethyl fluid by tank car or tank truck shall not maintain any inventory except in scale tanks for blending motor ethyl fluid with gasoline.

(4) Nothing in this paragraph shall prevent the delivery and receipt of a minimum tank car, tank wagon or drum carload by any person whose inventory of motor ethyl fluid is less than 30-days' supply.

(c) *Restrictions on use.* (1) No person shall in any month beginning with June, 1946 use a greater quantity of motor ethyl fluid than the aggregate of 27% of the quantity used in the base period in production of house brand gasoline and 22% of the quantity used in the base period in production of premium gasoline. A person's consumption quota may be used in either house brand or premium gasoline without regard to percentage of use in the base period so long as gasoline of higher than 78½ octane is not produced.

(2) No person shall use aviation ethyl fluid in the production of motor gasoline or any component thereof, or use any gasoline component containing aviation ethyl fluid in the production of motor gasoline.

(3) No person shall use ethyl fluid to produce motor gasoline having higher octane than 78½ octane (not to reach 79 octane ASTM-D-357-45) at blending point for use in motor-propelled vehicles, trucks, tractors or boats except to fill military contracts on special authorization from the Civilian Production Administration or to produce aviation gasoline of 100 octane (A & N grade 100-130) or higher, except on special authorization from the Civilian Production Administration.

(d) *Exceptions.* Nothing in this order shall prevent the delivery, receipt and use for laboratory purposes of ethyl fluid in containers of one litre or less.

(e) *Newcomer's quota.* Any person who was not a user of ethyl fluid in November or December, 1945 or January, 1946 and who wishes to have a quota established for him to receive or use ethyl fluid in any calendar month, may apply by letter to the Civilian Production Administration, Chemicals Division, Washington 25, D. C., Ref.: L-355.

(f) *Carry-over.* If a person uses less ethyl fluid than he is permitted to use in any calendar month, he may add this quantity to his consumption quota but not to his delivery quota, in the succeeding month.

NOTE: Paragraph (g) formerly paragraph (f), redesignated May 31, 1946.

(g) *Miscellaneous provisions*—(1) *Applicability of regulations.* This order and all transactions affected hereby are subject to all applicable regulations of the Civilian Production Administration, as amended from time to time.

(2) *Appeals.* Any appeals from the provisions of this order shall be made by filing with the Civilian Production Administration, Chemical Division, Washington 25, D. C., Ref.: L-355, a letter in triplicate referring to the particular provision appealed from and stating fully the grounds of the appeal.

(3) *Violations.* A person who wilfully violates any provision of this order or who, in connection with this order, wilfully conceals a material fact or furnishes false information to any department or agency of the United States is guilty of a crime, and upon conviction may be punished by fine or imprisonment.

(4) *Communications to Civilian Production Administration.* Communications concerning this order, shall, unless otherwise directed, be addressed to: Civilian Production Administration, Chemicals Division, Washington 25, D. C., Ref.: L-355.

(5) *Effective date.* This amended version of Order L-355 shall become effective on June 1, 1946. Order L-355, as amended May 2, 1946, shall remain in effect until June 1, 1946.

Issued this 31st day of May 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-9194; Filed, May 31, 1946; 11:37 a. m.]

PART 3293—CHEMICALS

[General Allocation Order M-300, Schedule 120]

POTASH

§ 3293.1120 *Schedule 120 to General Allocation Order M-300*—(a) *Definitions.* (1) "Potash" means the following primary potash salts: muriate of potash, sulfate of potash, sulfate of potash-magnesia and run-of-mine potash.

(2) "Potassium oxide" (hereinafter referred to as "K_2O") means the highly caustic oxide of potassium. As such it does not exist commercially but is used as a standard unit of measure in determining the relative value of potash salts.

(3) "Muriate of potash" means the chloride salt of potassium. In commerce it is offered in two grades: muriate of potash containing 48 to 52 per cent K_2O, and high grade muriate of potash containing 58 to 63.3 per cent K_2O.

(4) "Sulfate of potash" means commercial potassium sulfate, a potash salt containing approximately 48 per cent or more K_2O, chiefly as sulfate. It does not include recrystallized salt.

(5) "Sulfate of potash-magnesia" means a potash and magnesia salt containing approximately 18 to 25 per cent K_2O and 18 to 25 per cent sulfate of magnesia.

(6) "Run-of-mine potash" (also known as manure salts and kainit) means potash salts containing a high percentage of chlorides and containing more than 18 and less than 48 per cent K_2O.

(b) *General provisions.* (1) Potash is subject to allocation under General Allocation Order M-300 as an Appendix A material. The initial allocation date is June 1, 1946. The small order exemption for each person is 50 tons K_2O basis) during each even numbered allocation period, and 10 tons during each odd numbered allocation period.

(2) The allocation periods are as follows:

"Period 8", meaning June 1, 1946 through March 31, 1947.
"Period 9", meaning April 1, 1947 through May 31, 1947.

Subsequent allocation periods shall extend through corresponding months and shall be numbered consecutively.

(3) Authorizations for use of potash shall not be limited in duration notwithstanding Order M-300 (paragraph (v)).

(c) *Exemptions.* Application and specific authorization shall not be required for the following:

(1) Delivery of potash by any person who is not a producer or importer of potash. However, a person who receives potash from a producer or importer pursuant to specific authorization shall redeliver it only in accordance with the authorization.

(2) Acceptance of delivery of potash from any person who is not a potash producer or importer.

(3) Use of potash received from any person who is not a potash producer or importer, *Provided*, That the user is not a fertilizer manufacturer or a potash producer or importer.

(d) *Advance deliveries.* Any supplier may deliver to any person in any allocation period before the receipt of a specific authorization, an amount of potash equal to 20 percent of the supplier's deliveries to such person during the corresponding period in the 12 months ending May 31, 1946. Amounts delivered, received and used under this exemption must be deducted from amounts permitted during the allocation period for which authorization is received.

(e) *Supplier's applications on CPA-2946.* Each supplier seeking authorization to deliver shall file application on Form CPA-2946. Application is not necessary if delivery is exempt under paragraph (c) (1) above. Filing date is July 15, 1946 for Period 8 and March 20, 1947 for Period 9. Send three copies (one certified) to the Civilian Production Administration, Chemicals Division, Washington 25, D. C., Ref.: M-300, 120. The unit of measure is short tons, commodity basis. Fill in Table I as indicated. In Column 3 specify the particular potash salt and the percentage of K_2O content. An aggregate quantity may be requested, without specifying customers' names, for delivery on exempt small orders. Leave Table II blank.

(f) *Customers' applications on Form CPA-2945.* Each person seeking authorization to use or accept delivery shall file application on Form CPA-2945. Application is not necessary if use or acceptance is exempt under paragraph (c) (2) or (3). Filing date is June 5, 1946, for Period 8 and January 15, 1947, for Period 9. Send three copies (one certified) to the Civilian Production Administration, Chemicals Division, Washington 25, D. C., Ref.: M-300-120. In the heading leave blank supplier's name, address and shipping point. The unit of measure is short tons, commodity basis. In Column 1 specify the particular potash salt and the percentage of K_2O content. Fill in Column 3 in terms of the following:

Fertilizers.
Potassium bitartrate.
Potassium carbonate.
Potassium cyanide.
Potassium hydroxide.
Potassium nitrate.
Potassium perchlorate.
Potassium permanganate.
Potassium phosphates.
Other primary product (specify).
Export (in original form).
Inventory (in original form).
Resale (in original form).

Specify end use in Column 4 as required by paragraph 11-a of Appendix E of Order M-300. Fill in other columns of Table I as indicated. Leave Tables II, III, IV and V blank.

(g) *Budget Bureau approval.* The above reporting requirements have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(h) *Communications to Civilian Production Administration.* Communications concerning this schedule shall be addressed to Civilian Production Administration, Chemicals Division, Washington 25, D. C., Ref.: M-300-120.

Issued this 31st day of May 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-9196; Filed, May 31, 1946; 11:37 p. m.]

Chapter XI—Office of Price Administration

PART 1309—COPPER

[RPS 12,[1] Amdt. 10]

BRASS MILL SCRAP

A statement of the considerations involved in the issuance of this Amendment No. 10 has been issued simultaneously herewith and has been filed with the Division of the Federal Register.

Revised Price Schedule No. 12 is amended in the following respects:

1. In § 1309.19, subparagraph (2) of paragraph (b) is amended to read as follows:

§ 1309.19 *Appendix A: Maximum prices.* * * *
(b) * * *

(2) The following are the specific maximum prices established by this Revised Price Schedule No. 12:

Grade	Maximum prices per pound of material (cents)		
	Heavy scrap (including sheet and tube)	Rod ends (including rod)	Turnings
Copper	12	12	11¼
Tinned copper	11⅜	11⅜	11⅛
Commercial bronze:			
Containing 95 percent or more copper	11¼	11	10½
Containing minimum of 90 percent up to 95 percent copper	11⅛	10⅞	10⅜
Red brass: Containing minimum of 80 percent copper	10⅞	10⅝	10⅛
Best quality brass: Containing minimum of 71 percent up to 80 percent copper	10⅛	10¼	9⅞
Yellow brass	9⅞	9⅝	9⅛
Muntz metal	9¾	9	8½
Nickel silver:			
Containing minimum 5 percent nickel	10½	10¼	6⅞
Containing minimum 10 percent nickel	11⅜	11⅛	6 5/16
Containing minimum 15 percent nickel	12⅛	11⅞	6 11/16

This amendment shall become effective June 3, 1946.

[1] 7 F.R. 1234, 2132, 3520, 5515, 8650, 8948, 9392; 8 F.R. 3189, 3853, 4928; 9 F.R. 2019, 9611.

Issued this 29th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9138; Filed, May 29, 1946; 4:44 p. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[MPR 53,[1] Amdt. 61 (§ 1351.151)]

FATS AND OILS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Maximum Price Regulation No. 53 is amended in the following respects:

1. Section 14.1 (f) is amended to read as follows:

(f) The maximum prices for sales of the above tallows and greases (other than edible tallows) to the Commodity Credit Corporation or any other government agency in non-returnable tierces shall be the prices set forth in section 14.1 above plus 1 cent per pound.

2. Section 14.1 (g) is added to read as follows:

(g) The maximum price for sales to the Commodity Credit Corporation or any other government agency of edible tallows which meet the specifications in the table in this section 14.1 shall be 12⅞ cents per pound. For such sales in non-returnable tierces packed for export the maximum price shall be 13⅞ cents per pound.

This amendment shall become effective May 29, 1946.

Issued this 29th day of May 1946.

PAUL A. PORTER,
Administrator.

Approved: May 29, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-9140; Filed, May 29, 1946; 4:44 p. m.]

PART 1309—COPPER

[RMPR 20, Amdt. 6]

COPPER SCRAP AND COPPER ALLOY SCRAP

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation No. 20 is amended in the following respects:

1. The maximum prices listed in the column headed "maximum prices in cents per pound of material" in section 16 (a) (2) are amended as follows:

Group No.	Grade	Maximum prices in cents per pound of material
1	No. 1 heavy copper and No. 1 copper wire.	11.50 on No. 1 heavy copper, a deduction of 0.15 cent per pound shall be made for the weight of all pieces which exceed 12 inches in width or diameter or 48 inches in length.
1	No. 1 tinned copper wire and No. 1 tinned heavy copper.	11.50 on No. 1 tinned heavy copper, a deduction of 0.15 cent per pound shall be made for the weight of all pieces which exceed 12 inches in width or diameter or 48 inches in length.
1	No. 2 copper wire and mixed heavy copper.	10.50 on mixed heavy copper, a deduction of 0.15 cent per pound shall be made for the weight of all pieces which exceed 12 inches in width or diameter or 48 inches in length. If by an analysis, other than by inspection, the copper content is found to exceed 96%, an addition of 0.1415 cent shall be made for each 1% of such additional copper content with proportionate adjustments for fractional variations of 1%.
1	Copper tuyeres	10.50 subject to a deduction of 0.1050 cent for each 1% or fraction thereof of adhering iron in excess of 5%.
1	Light copper	9.50 if by an analysis, other than by inspection, the copper content is found to exceed 92%, an addition of 0.1415 cent shall be made for each 1% of such additional copper content with proportionate adjustments for fractional variations of 1%.
1	No. 1 copper borings	11.50 subject to the deduction provided for in footnote 1.
1	No. 2 copper borings	10.50 subject to the deduction provided for in footnote 1. If the copper content in a button analysis is found to exceed 96%, an addition of 0.1415 cent per pound shall be made for each 1% of such additional copper content, with proportionate adjustments for fractional variations of 1%.
1	Lead-covered copper wire and cable.	(*) *The maximum price shall be calculated as follows: (A) Multiply the weight of the lead-covered copper wire and cable, less the weight of the lead covering and any insulation, by the above maximum price for the applicable grade of copper wire; (B) divide the resulting product by weight of the lead-covered copper wire and cable and (C) deduct from the resulting quotient 0.15 cents. This result is the maximum price. In addition to this maximum price, payment may be made for the lead covering at the maximum price established by maximum price regulation No. 70.** The maximum price for a lot of lead-covered copper wire and cable may be determined by applying the foregoing computation to a representative sample.
1	Insulated copper	(*) *The maximum price shall be calculated as follows: (a) Multiply the weight of the insulated copper, less the weight of the insulation, by the above maximum price for the applicable grade of copper; (b) divide the resulting product by the weight of the insulated copper; and (c) deduct from the resulting quotient 0.15 cents. This result is the maximum price. The maximum price for a lot of insulated copper may be determined by applying the foregoing computation to a representative sample.
2	Bell metal	17.25 subject to the deduction provided for in footnote 2.
2	High grade bronze gears	15.00 subject to the deduction provided for in footnote 2.
2	High grade-low lead bronze solids.	(*)* The maximum price shall be calculated by the application of section 16 (a) (3) to an analysis, other than by inspection, of the material. As an alternative to payment on the analysis basis, the consumer, if he receives less than 5,000 pounds in a shipment at one time, may determine by inspection that the material meets the specification, but in such case the maximum price shall be 12.50 cents. High grade-low lead bronze solids which, except for the copper content or the tin content, or both, meet the specification and which, except for form, meet the specification for high grade-low lead bronze borings, may be priced as high grade-low lead bronze borings. In every case the maximum price shall be subject to the deduction provided for in footnote 2.
2	High grade-low lead bronze borings.	(*) *The maximum price shall be calculated by the application of Section 16 (A) (3) to a wet or natural analysis, after a button analysis has determined the proper classification of the material. As an alternative to payment on the analysis basis, the consumer, if he receives less than 5,000 pounds in a shipment at one time, may determine by inspection that the material meets the specification, but in such case the maximum price shall be 11.75 cents, subject to the deduction provided for in footnote 1.
2	Babbitt lined brass bushings	14.75 subject to the deduction provided for in footnote 2.
2	High lead bronze solids	(*) *The maximum price shall be calculated by the application of the following method to and analysis, other than by inspection, of the material: If the zinc content is— 0.00 to 1.25%—copper content×11.00¢+tin content×33.00¢. 1.26% to 4.00%—copper content×10.75¢+tin content×32.00¢. 4.01% or more—copper content×10.25¢+tin content×30.00¢. However, 0.01 cents per pound of material shall be added or deducted for every 0.01% of antimony below .25% or above .75%. As an alternative to payment on the analysis basis the consumer, if he receives less than 5,000 pounds in a shipment at one time, may determine by inspection that the material meets the specification, but in such case the maximum price shall be 11.25 cents. High lead bronze solids which, except for the copper content or the tin content, or both, meet the specification and which, except for form, meet the specification for high lead bronze borings may be priced as high lead bronze borings. In either event the maximum price shall be subject to the deduction provided for in footnote 2.
2	High lead bronze borings	(*)*The maximum price shall be calculated by the application of the same method as that used for determining the maximum price of high lead bronze solids to a wet or natural analysis, after a button analysis has determined the proper classification and the zinc content, of the material. As an alternative to payment on the analysis basis, the consumer, if he receives less than 5,000 pounds in a shipment at one time, may determine by inspection that the material meets the specification but in such case the maximum price shall be 10.25 cents, subject to the deduction provided for in footnote 1.
2	Red trolley wheels	12.50 subject to the deduction provided for in footnote 2.
2	Tinny bronze (phosphor bronze) solids.	12.25 subject to the deduction provided for in footnote 2.
2	Tinny bronze (phosphor bronze) borings.	12.25 subject to the deduction provided for in footnote 1.
2	Copper-nickel solids and borings.	11.00 subject to the deductions provided for in footnotes 1 and 2.
2	Bronze paper mill wire cloth.	11.25 subject to the deduction provided for in footnote 2.
2	Aluminum bronze solids	10.75 subject to the deduction provided for in footnote 2.
2	Soft red brass (No. 1 composition).	10.75 subject to the deduction provided for in footnote 2. Soft red brass which, except for the copper content or the tin content, or both, meets the specification and which, except for form, meets the specification for soft red brass borings, may be priced as soft red brass borings.
2	Soft red brass borings (No. 1 composition borings).	10.75, an addition of 0.1 cent per pound or a deduction of 0.12 cent per pound shall be made for each 1% that the copper content, as determined in the button analysis, is above 84% or below 82%, respectively, and an addition of 0.4 cent or a deduction of 0.6 cent per pound shall be made for each 1% that the tin content, as determined in the button analysis, is above 5.5% or below 4.5%, respectively, with proportionate adjustments for fractional variations of 1%. As an alternative to payment on the analysis basis, the consumer, if he receives less than 5,000 pounds in a shipment at one time, may determine by inspection that the material meets the specification, but in such case the maximum price shall be subject to the deduction provided for in footnote 1.
2	Contaminated gilding metal solids.	10.25 subject to the deduction provided for in footnote 2.
2	Contaminated gilding metal turnings.	10.25 subject to the deduction provided for in footnote 1.
2	Zinc bronze solids	9.75 subject to the deduction provided for in footnote 2.
2	Zinc bronze borings	9.75 subject to the deduction provided for in footnote 1.
2	Unlined standard red car boxes.	10.00 subject to the deduction provided for in footnote 2.
2	Lined standard red car boxes.	9.50 subject to the deduction provided for in footnote 2.
2	Cocks and faucets	9.50 subject to the deduction provided for in footnote 2.
2	Mixed brass screens	9.50 subject to the deduction provided for in footnote 2.
2	Red brass breakage (irony composition).	9.25 subject to the deduction provided for in footnote 2. A further deduction of 0.0925 cent shall be made for each 1% or fraction thereof of adhering iron in excess of 10%.
2	Automobile radiators	8.75 subject to the deduction provided for in footnote 2. A further deduction of 0.0875 cent shall be made for each 1% or fraction thereof of adhering iron; and a further deduction of 0.25 cent shall be made unless both the top and bottom tanks are present.
2	Old nickel silver solids	7.50 subject to the deduction provided for in footnote 2.
2	Old nickel silver borings	7.50 subject to the deduction provided for in footnote 1.
2	Copper-lead solids	6.75 subject to the deduction provided for in footnote 2. An addition of .0675 cent per pound shall be made for each 1% that the copper content, as determined by an analysis other than by inspection, exceeds 52%, with proportionate adjustments for fractional variations of 1%.
2	Copper-lead borings	6.75 subject to the deduction provided for in footnote 1. An addition of .0675 cent per pound shall be made for each 1% that the copper content, as determined in the button analysis, exceeds 52%, with proportionate adjustments for fractional variations of 1%.
2 or 3	Yellow brass castings	7.50 subject to the deduction provided for in footnote 2.
3	Fired rifle shells	9.50 subject to the deduction provided for in footnote 2.
3	Brass pipe	8.75 subject to the deduction provided for in footnote 2.
3	Admiralty condenser tubes	8.75 subject to the deduction provided for in footnote 2.
3	Muntz metal condenser tubes.	8.25 subject to the deduction provided for in footnote 2.
3	Old rolled brass	8.25 subject to the deduction provided for in footnote 2.
3	Plated rolled brass sheet, pipe and reflectors.	7.75 subject to the deduction provided for in footnote 2.
3	Manganese bronze solids	Subject to the deduction provided for in footnote 2. 8.00 if the lead content is 0.00%-0.40%. 7.00 if the lead content is 0.41%-1.00%.
3	Manganese bronze borings	Subject to the deduction provided for in footnote 1. 7.25 all lots of such material must be chemically analyzed.
4	Refinery brass	9.75 multiplied by the dry copper content if it exceeds 60.00%. 9.50 multiplied by the dry copper if it is 50.01% to 60.00%. Dry copper content means the copper content as determined by electrolytic assay less 1.3 units (26 pounds of copper per ton of material). As an alternative to payment on the analysis basis, the consumer, if he receives less than 40,000 pounds in a shipment at one time, may determine by inspection that the material meets the specification, but in such case the maximum price shall be 6.00 cents.

[1] Whenever a reference in the foregoing table is made to "footnote 1" the maximum price shall be reduced by 1% for each 1% of the following, singly or combined: Moisture, oil, grease, free iron, dirt, pulp, and other free non-metallics. Proportionate adjustment shall be made for fractional variations of 1%.

[1] Whenever a reference in the foregoing table is made to "footnote 2", the maximum price shall be reduced by 1% for each 1% of the following, singly or combined: Adherent moisture, oil, grease, dirt, pulp, and other non-metallics. Proportionate adjustment shall be made for fractional variations of 1%.

2. The table for pricing high grade-low lead bronze solids and high grade-low lead bronze borings set forth in section 16 (a) (3) is amended to read as follows:

(3) Table for pricing high grade-low lead bronze solids and high grade-low lead bronze borings.

I	Price factors by tin content in button analysis			
	II		III	
Copper content and lead content in the button analysis	5.50% or more tin		4.75-5.49% tin	
Copper (per-cent)	Lead (per-cent)	Copper	Tin	Copper	Tin
		Cents	*Cents*	*Cents*	*Cents*
81 or more	0.00-0.50	12.00	42	11.50	37
81 or more	0.51-1.00	11.75	40	11.25	35
81 or more	1.01-2.00	11.50	38	11.00	33
81 or more	2.01-3.00	11.25	37	10.75	32
75-80.99	0.00-0.50	11.50	40	11.25	30
75-80.99	0.51-1.00	11.25	38	11.00	28
75-80.99	1.01-2.00	11.00	36	10.75	26
75-80.99	2.01-3.00	10.75	35	10.50	25
70-74.99	0.00-0.50	11.00	40	10.75	30
70-74.99	0.51-1.00	10.75	38	10.50	28
70-74.99	1.01-2.00	10.50	36	10.25	26
70-74.99	2.01-3.00	10.25	35	10.00	25

I	Price factors by tin content in button analysis			
	IV		V	
Copper content and lead content in the button analysis	3.50-4.74% tin		2.75-3.49% tin	
Copper (per-cent)	Lead (per-cent)	Copper	Tin	Copper	Tin
		Cents	*Cents*	*Cents*	*Cents*
81 or more	0.00-0.50	11.25	27	11.00	20
81 or more	0.51-1.00	11.00	25	10.75	18
81 or more	1.01-2.00	10.75	23	10.25	12
81 or more	2.01-3.00	10.50	22	10.00	10
75-80.99	0.00-0.50	11.00	21	10.75	18
75-80.99	0.51-1.00	10.75	19	10.50	16
75-80.99	1.01-2.00	10.50	17	10.00	10
75-80.99	2.01-3.00	10.25	16	9.75	10
70-74.99	0.00-0.50	10.50	19	10.00	12
70-74.99	0.51-1.00	10.25	17	9.75	10
70-74.99	1.01-2.00	10.00	15	9.75	8
70-74.99	2.01-3.00	9.75	13	9.75	8

NOTE: For purposes of classifying high grade-low lead bronze borings, the button analysis shall govern; for pricing purposes the wet or natural analysis shall govern. When the foregoing table is used to determine the maximum price of high grade bronze solids, the analysis of the material, as determined by accepted laboratory standards, shall be employed; no distinction shall be made between that analysis and the button analysis and the wet or natural analysis.

3. Section 16 (f) (6) is amended to read as follows:

(6) *Sales of certain grades of copper alloy scrap to a consumer other than a copper refinery or a brass and bronze ingot manufacturer.* The maximum base prices, f. o. b. freight cars, trucks or other means of transportation, at the point of shipment, for the grades of copper alloy scrap listed below, on a sale to a consumer other than a copper refinery or a brass and bronze ingot manufacturer, shall be as follows:

	Cents per pound
Brass pipe	9.25
Old rolled brass	9.00
Admiralty condenser tubes	9.25
Muntz metal condenser tubes	8.75
Plated rolled brass sheet, pipe and reflectors	8.75

Subject in all cases to the deduction provided for in footnote 2.

This amendment shall become effective June 3, 1946.

Issued this 29th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9142; Filed, May 29, 1946; 4:45 p. m.]

PART 1309—COPPER

[MPR 202,[1] Amdt. 5]

BRASS AND BRONZE ALLOY INGOT AND SHOT

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 202 is amended in the following respects:

1. The maximum prices listed in the column headed "maximum price (cents per pound)" in paragraph (b) of § 1309.165 are amended to read as follows:

TABLE I—85-5-5-5 GROUP

Ingot Identification No.:	*Maximum price (cents per pound)*
100	15.75
101	16.00
110	15.50
115	15.25
120	15.00
123	14.75
125	14.50
130	14.25
131	15.00
132	14.75

TABLE II—88-10-2 GROUP

Ingot Identification No.:	*Maximum price (cents per pound)*
193	24.75
194	23.75
195	23.00
196	22.25
197	21.50
198	20.25
199	21.00
200	19.50
201	19.00
205	20.25
206	19.50
210	19.75
215	18.50
220	18.00
221	17.50
225	18.75
230	18.00
235	17.50
240	17.00
241	16.50
242	18.25
245	18.75
250	16.25
251	16.00
253	16.25
255	15.75
256	15.50
257	16.50

TABLE III—80-10-10 GROUP

Ingot Identification No.:	*Maximum price (cents per pound)*
295	21.75
296	19.25
296.5	19.50
297	18.75
298	18.25
299	18.75
800	18.25

[1] 7 F.R. 6421, 7247, 8948, 9427; 8 F.R. 1449, 4510.

TABLE III—80-10-10 GROUP—Continued

Ingot Identification No.:	*Maximum price (cents per pound)*
305	18.00
310	17.25
311	18.75
312	17.25
313	17.00
314	17.25
315	16.75
319	16.50
320	16.00
321	16.00
322	15.25
323	16.75
324	15.25
325	15.50
326	16.00

TABLE IV—YELLOW GROUP

Ingot Identification No.:	*Maximum price (cents per pound)*
400	12.75
403	12.50
405	12.25
405.1	13.75
405.2	13.25
406	13.00
407	14.00
407.5	14.75
408	14.50
409	13.75

TABLE V—MISCELLANEOUS

NICKEL ALLOYS

Ingot Identification No.:	*Maximum price (cents per pound)*
410	14.25
411	16.50
412	17.75
413	19.25
414	20.75

ALUMINUM BRONZE

415	17.50

MANGANESE BRONZE

420	13.50
421	14.50
422	15.50
423	16.75
424	17.75

SILICON BRONZE

500	17.25

This amendment shall become effective June 3, 1946.

Issued this 29th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9144; Filed, May 29, 1946; 4:46 p. m.]

PART 1355—LEAD

[RPS 69, Amdt. 8]

PRIMARY LEAD

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Price Schedule No. 69 is amended in the following respects:

1. The table of prices in paragraph (a) of § 1355.9 Appendix A is amended to read as follows:

(a) *Sold or shipped, delivered, or carried away in carload lots.*

Grade or type	Maximum price per pound (delivered buyer's rail receiving point)		
	St. Louis	New York	Other points
PIGS	*Cents*	*Cents*	
(1) Common lead	8.10	8.25	Base price.
(2) Corroding lead	8.20	8.35	Base price plus 10 cents.
(3) Chemical lead	8.20	8.35	Base price plus 10 cents.
(4) Copperized lead made from:			
(a) Common lead	8.15	8.30	Base price plus 5 cents.
(b) Corroding lead	8.25	8.40	Base price plus 15 cents.
BILLETS			
(1) Common lead	8.35	8.50	Base price plus 25 cents.
(2) Corroding lead	8.45	8.60	Base price plus 35 cents.
(3) Chemical lead	8.45	8.60	Base price plus 35 cents.
(4) Copperized lead made from:			
(a) Common lead	8.40	8.55	Base price plus 30 cents.
(b) Corroding lead	8.50	8.65	Base price plus 40 cents.
INGOTS OR LINKED INGOTS			
(1) Common lead	8.60	8.75	Base price plus 50 cents.
(2) Corroding lead	8.70	8.85	Base price plus 60 cents.
(3) Chemical lead	8.70	8.85	Base price plus 60 cents.
(4) Copperized lead made from:			
(a) Common lead	8.65	8.80	Base price plus 55 cents.
(b) Corroding lead	8.75	8.90	Base price plus 65 cents.

2. The table of prices in paragraph (c) of § 1355.9 Appendix A is amended to read as follows:

(c) *Table of base prices.*

Basing point:	*Price per lb. in cents*
Alabama:	
Birmingham	8.30
Fairfield	8.30
California:	
Los Angeles	8.25
Melrose	8.25
Oakland	8.25
San Francisco	8.25
Colorado:	
Denver	8.25
Connecticut:	
Bridgeport	8.30
New Haven	8.30
New London	8.30
Torrington	8.30
Waterbury	8.30
Waterville	8.30
Florida:	
Jacksonville	8.70
Pensacola	8.50
Tampa	8.85
Georgia:	
Atlanta	8.30
Macon	8.30
Idaho:	
Silver King	8.25
Illinois:	
Aurora	8.15
Chicago	8.15
Cicero	8.15
Dixon	8.15
East Alton	8.10
Evanston	8.15
Granite City	8.10
Greenville	8.15
Greenwood Blvd	8.15
Joliet	8.15
Kensington	8.15
Peoria	8.15
Waukegan	8.15
W. Pullman	8.15
Indiana:	
Charlestown	8.25
Gary	8.15
Grasselli	8.15
Hammond	8.15
Indianapolis	8.25
Kokomo	8.25
Marion	8.25
Muncie	8.25
Whiting	8.15
Iowa:	
Davenport	8.10
Keokuk	8.10
Kansas:	
Topeka	8.10
Kentucky:	
Louisville	8.25
Louisiana:	
Baton Rouge	8.25
New Orleans	8.25
Maryland:	
Baltimore	8.25
Massachusetts:	
Boston	8.30
Cambridge	8.30
Springfield	8.30
Worcester	8.30
Michigan:	
Detroit	8.25
Port Huron	8.25
River Rouge	8.25
Minnesota:	
Duluth	8.15
Minneapolis	8.15
St. Paul	8.15
Mississippi:	
Hattiesburg	8.25
Missouri:	
Joplin	8.15
Kansas City	8.10
Neosho	8.15
St. Louis	8.10
Montana:	
Anaconda	8.25
Black Eagle	8.25
Nebraska:	
Omaha	8.10
New Hampshire:	
Portsmouth	8.30
New Jersey:	
Bayonne	8.25
Bloomfield	8.25
Carney's Point	8.25
Dundee	8.25
Elizabeth	8.25
Grasselli	8.25
Irvington	8.25
Jersey City	8.25
Kearny	8.25
Newark	8.25
New Brunswick	8.25
Passaic	8.25
Paterson	8.25
Perth Amboy	8.25
Phillipsburg	8.25
Roebling	8.25
Trenton	8.25
New York:	
Albany	8.25
Brooklyn	8.25
Buffalo	8.25
Glendale, L. I.	8.25
Glens Falls	8.25
Green Island	8.25
Hastings	8.25
Long Island City	8.25
Maspeth, L. I.	8.25
New York	8.25
Niagara Falls	8.25

Basing point—Continued.	*Price per lb. in cents*
New York—Continued.	
Richfield Springs	8.25
Rochester	8.25
Rome	8.25
Schnectady	8.25
Syracuse	8.25
West Albany	8.25
Yonkers	8.25
North Carolina:	
Charlotte	8.55
Durham	8.55
Jacksonville	8.60
Raleigh	8.55
Winston-Salem	8.25
North Dakota:	
Fargo	8.25
Ohio:	
Akron	8.25
Canton	8.25
Cincinnati	8.25
Cleveland	8.25
Delta	8.25
East Liverpool	8.25
Lorain	8.25
Martins Ferry	8.25
Niles	8.25
Portsmouth	8.25
Reading	8.25
Oklahoma:	
Oklahoma City	8.25
Pennsylvania:	
Allentown	8.25
Ambridge	8.25
Crescentville	8.25
Donora	8.25
East Pittsburgh	8.25
Erie	8.25
Fort Washington	8.25
Monessen	8.25
New Castle	8.25
New Brighton	8.25
Philadelphia	8.25
Pittsburgh	8.25
Rankin	8.25
Reading	8.25
Scranton	8.25
Wilkes-Barre	8.25
Rhode Island:	
Bristol	8.30
Pawtucket	8.30
Phillipsdale	8.30
Providence	8.30
South Carolina:	
Charleston	8.55
Spartanburg	8.50
Tennessee:	
Lenoir City	8.45
Memphis	8.25
Texas:	
Dallas	8.25
El Paso	8.25
Houston	8.25
San Antonio	8.25
Virginia:	
Norfolk	8.25
Richmond	8.25
Wisconsin:	
Bayfield	8.25
Burlington	8.15
Kenosha	8.15
Milwaukee	8.15
New Glarus	8.15
New London	8.15
Washington:	
Seattle	8.25
West Virginia:	
Charleston	8.25
Weirton	8.25
Wheeling	8.25

This amendment shall become effective June 3, 1946.

Issued this 29th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9139; Filed, May 29, 1946; 4:45 p. m.]

PART 1355—LEAD

[MPR 70, Amdt. 2]

LEAD SCRAP MATERIALS, SECONDARY LEAD, BATTERY LEAD SCRAP, AND PRIMARY AND SECONDARY ANTIMONIAL LEAD

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 70 is amended in the following respects:

1. Section 1355.64 Appendix "A": the table headed Maximum Price Per Pound is amended to read as follows:

Maximum price per pound (f. o. b. point of shipment)

Grade or type of lead scrap material:	*Base price less*
Soft lead scrap	0.75¢
Hard lead scrap	.75¢
Battery lugs	.85¢
Lead content of lead covered copper cable	.85¢
Cable lead scrap	.75¢

2. Section 1355.66 Appendix C, subparagraph (a) (1) is amended to read as follows:

(1) *Single shipments of 8,000 pounds or more, net shipping weight (gross weight at the time of shipment, minus the weight of containers, if any.)* The maximum price per pound, f. o. b. point of shipment, shall be determined for each such shipment according to the following formula:

8.35¢
multiplied by

the percentage of lead and antimony in the plate as determined by the purchaser thereof by a sample assay upon receipt of the shipment at his plant

less
1.40¢

Provided, That the seller may charge and the buyer may pay for the copper content of terminals of submarine batteries in addition to the maximum price established by this section, the maximum price provided by Revised Price Schedule No. 20, as amended *Copper scrap and copper alloy scrap* for such copper scrap.

3. Section 1355.66 Appendix C, subparagraph (a) (3) is amended to read as follows:

(3) *Alternate method of determining the maximum price for single shipments of less than 8,000 pounds, net shipping weight.* For single shipments of less than 8,000 pounds, net shipping weight, the maximum price may be determined without recourse to the formula stated in subparagraph (a) (2) of this section. In that case the maximum price shall be $4.45 per cwt., f. o. b. point of shipment.

4. Section 1355.67 Appendix D, subparagraph (a) (1) is amended to read as follows:

(1) *Single shipments of 8,000 pounds or more, net shipping weight (gross weight at the time of shipment, minus the weight of containers, if any).* The maximum price per pound, f. o. b. point of shipment, shall be determined for each such shipment according to the following formula:

8.35¢
multiplied by

the percentage of lead and antimony in the plates as determined by the purchaser thereof by a sample assay upon receipt of the shipment at his plant

less
1.40¢

Provided, That the seller may charge and the buyer may pay for the copper content of terminals of submarine batteries in addition to the maximum price established by this section, the maximum price provided by Revised Price Schedule No. 20, as amended *Copper scrap and copper alloy scrap* for such copper scrap.

5. Section 1355.67 Appendix D, subparagraph (a) (3) is amended to read as follows:

(3) *Alternate method of determining the maximum price for single shipments of less than 8,000 pounds, net shipping weight.* For single shipments of less than 8,000 pounds, net shipping weight, the maximum price may be determined without recourse to the formula stated in paragraph (a) (2) of this section. In that case the maximum price shall be $4.45 per cwt., f. o. b. point of shipment.

6. Section 1355.67 Appendix D, paragraph (b) is amended to read as follows:

(b) *Used storage batteries (in boxes) drained of liquid.* The maximum price per cwt., f. o. b. point of shipment, shall be $3.00.

7. Section 1355.69 Appendix F: *List of base prices* is amended to read as follows:

Basing point:	*Price per lb. in cents*
Alabama:	
Birmingham	8.30
Fairfield	8.30
California:	
Los Angeles	8.25
Melrose	8.25
Oakland	8.25
San Francisco	8.25
Colorado:	
Denver	8.25
Connecticut:	
Bridgeport	8.30
New Haven	8.30
New London	8.30
Torrington	8.30
Waterbury	8.30
Waterville	8.30
Georgia:	
Atlanta	8.30
Idaho:	
Silver King	8.25
Illinois:	
Aurora	8.15
Chicago	8.15
Cicero	8.15
Dixon	8.15
E. Alton	8.10
Evanston	8.15
Granite City	8.10
Greenville	8.15
Greenwood Blvd	8.15
Joliet	8.15
Kensington	8.15
Peoria	8.15
Waukegan	8.15
West Pullman	8.15

Basing point—Continued.	Price per lb. in cents
Indiana:	
Charlestown	8.25
Gary	8.15
Grasselli	8.15
Hammond	8.15
Indianapolis	8.25
Kokomo	8.25
Marion	8.25
Muncie	8.25
Whiting	8.15
Iowa:	
Keokuk	8.10
Kansas:	
Topeka	8.10
Kentucky:	
Louisville	8.25
Louisiana:	
Baton Rouge	8.25
New Orleans	8.25
Maryland:	
Baltimore	8.25
Massachusetts:	
Boston	8.30
Cambridge	8.30
Springfield	8.30
Worcester	8.30
Michigan:	
Detroit	8.25
Port Huron	8.25
River Rouge	8.25
Minnesota:	
Duluth	8.15
Minneapolis	8.15
St. Paul	8.15
Missouri:	
Joplin	8.15
Kansas City	8.10
Neosho	8.15
St. Louis	8.10
Montana:	
Anaconda	8.25
Black Eagle	8.25
Nebraska:	
Omaha	8.10
New Hampshire:	
Portsmouth	8.30
New Jersey:	
Bayonne	8.25
Bloomfield	8.25
Carney's Point	8.25
Dundee	8.25
Elizabeth	8.25
Grasselli	8.25
Irvington	8.25
Jersey City	8.25
Kearny	8.25
Newark	8.25
New Brunswick	8.25
Passaic	8.25
Paterson	8.25
Perth Amboy	8.25
Phillipsburg	8.25
Roebling	8.25
Trenton	8.25
New York:	
Albany	8.25
Brooklyn	8.25
Buffalo	8.25
Glendale, L. I.	8.25
Green Island	8.25
Hastings	8.25
Long Island City	8.25
Maspeth, Long Island	8.25
New York	8.25
Niagara Falls	8.25
Richfield Springs	8.25
Rochester	8.25
Rome	8.25
Schenectady	8.25
Syracuse	8.25
West Albany	8.25
Yonkers	8.25
North Carolina:	
Winston-Salem	8.25
North Dakota:	
Fargo	8.25
Ohio:	
Akron	8.25
Canton	8.25
Cincinnati	8.25
Cleveland	8.25
Delta	8.25
East Liverpool	8.25
Lorain	8.25
Martins Ferry	8.25
Niles	8.25
Portsmouth	8.25
Reading	8.25
Oklahoma:	
Oklahoma City	8.25
Pennsylvania:	
Allentown	8.25
Ambridge	8.25
Crescentville	8.25
Donora	8.25
East Pittsburgh	8.25
Erie	8.25
Fort Washington	8.25
Monessen	8.25
New Castle	8.25
New Brighton	8.25
Philadelphia	8.25
Pittsburgh	8.25
Rankin	8.25
Reading	8.25
Scranton	8.25
Wilkes-Barre	8.25
Rhode Island:	
Bristol	8.30
Pawtucket	8.30
Phillipsdale	8.30
Providence	8.30
Tennessee:	
Memphis	8.25
Texas:	
Dallas	8.25
El Paso	8.25
Houston	8.25
San Antonio	8.25
Virginia:	
Norfolk	8.25
Richmond	8.25
Washington:	
Seattle	8.25
West Virginia:	
Charleston	8.25
Weirton	8.25
Wheeling	8.25
Wisconsin:	
Burlington	8.15
Kenosha	8.15
Milwaukee	8.15
New Glarus	8.15
New London	8.15

This amendment shall become effective June 3, 1946.

Issued this 29th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9143; Filed, May 29, 1946; 4:45 p. m.]

PART 1309—COPPER

[MPR 15, Amdt. 5]

COPPER

A statement of the considerations involved in the issuance of this Amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 15 is amended in the following respects:

1. Section 1309.60 (a) is amended to read as follows:

(a) *Maximum base price for copper except casting copper.* The maximum base prices set forth in this paragraph (a) are for electrolytic, lake or other fire refined copper in the shape of wire bars or ingot bars made to meet either the American Society of Testing Materials Standard specifications B5-27 for electrolytic or B4-27 for lake copper.

(1) Except as set forth in (2) below, the maximum base price for copper delivered in carload lots at Connecticut Valley points shall be 12 cents per pound.

(2) The maximum base price, delivered in carload lots at Connecticut Valley points, shall be 14⅜ cents per pound for an amount of copper equal to the amount of copper mined by the seller at, or delivered to him from, a mine or mines at which an approved wage increase has been put into effect since February 14, 1946, irrespective of the time when such copper was mined by, or delivered to, the seller.

Amount of shipment:	Price (*f. o. b. shipping point*)
20,000 pounds or more.	11¾ cents per pound.
Less than 20,000 pounds.	12 cents per pound.

(2) The maximum prices set forth below may be charged for an amount of copper equal to the amount of copper mined by the seller at, or delivered to him from, a mine or mines at which an approved wage increase has been put into effect since February 14, 1946, irrespective of the time when such copper was mined by, or delivered to, the seller.

Amount of shipment:	Price (*f. o. b. shipping point*)
20,000 pounds or more.	14⅛ cents per pound.
Less than 20,000 pounds.	14⅜ cents per pound.

3. Section 1309.60 (f) is amended to read as follows:

(f) *Maximum prices on sales and deliveries of copper other than casting copper in less than carload lots by refineries or producers.* (1) Except as set forth in (2) below, the maximum price f. o. b. refinery shall be 12⅛ cents per pound plus or minus the applicable kind or grade and shape or form differentials set forth in paragraph (c) of this section.

(2) The maximum base price, delivered in carload lots at Connecticut Valley points, shall be 14½ cents per pound for an amount of copper equal to the amount of copper mined by the seller at, or delivered to him from, a mine or mines at which an approved wage increase has been put into effect since February 14, 1946, irrespective of the time when such copper was mined by, or delivered to, the seller. Such price shall be adjusted for the applicable kind or grade and shape or form differentials set forth in paragraph (c) of this section.

This amendment shall become effective June 3, 1946.

Issued this 29th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9141; Filed, May 29, 1946; 4:44 p. m.]

PART 1305—ADMINISTRATION

[SO 126,[1] Amdt. 40]

CERTAIN SILK APPAREL

A statement of the consideration involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Section 9 (b) (1) of Supplementary Order 126 is amended to read as follows:

(b) *Certain silk apparel.* (1) All items of apparel and apparel accessories covered by the General Maximum Price Regulation at the manufacturing level which are made wholly (exclusive of linings, bindings, reinforcements or trimmings) of silk;

This amendment shall become effective May 29, 1946.

Issued this 29th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9147; Filed, May 29, 1946; 4:47 p. m.]

PART 1370—ELECTRICAL APPLIANCES

[RMPR 111, Amdt. 7]

NEW HOUSEHOLD VACUUM CLEANERS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation No. 111 is amended in the following respect:

Section 25, Appendix A is amended by adding thereto in the proper alphabetical order the following models of vacuum cleaners and their retail ceiling prices:

Manufacturer	Model No.	Description	Retail ceiling price
Apex Rotarex Corp.	603	Floor-type, motor driven brush, 2 speed.	$73.95
	601	Floor-type, motor driven brush.	69.00
	600	Floor-type, motor driven brush.	46.75

This amendment shall become effective on the 29th day of May 1946.

Issued this 29th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9145; Filed, May 29, 1946; 4:47 p. m.]

[1] 10 F.R. 10200, 11348, 11512, 12919, 13110, 13776, 13071, 14396, 14634, 14735, 14899, 15346; 11 F.R. 881, 712, 1774, 2375, 2375, 2375, 2989, 3541, 3596, 3793, 4583.

PART 1305—ADMINISTRATION

[SO 118, Amdt. 15]

SMALL VOLUME MANUFACTURERS; RECONVERSION PRICING

A statement of the considerations accompanying this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Supplementary Order No. 118 is amended in the following respects:

1. In Appendix D the following product and profit factor is added to List 2 in alphabetical order.

	Factor percent
Metal Culverts	2.00

This amendment shall become effective June 5, 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9219; Filed, May 31, 1946; 11:57 a. m.]

PART 1305—ADMINISTRATION

[Rev. SO 119, Amdt. 10]

INDIVIDUAL ADJUSTMENTS FOR RECONVERTING MANUFACTURERS

A statement of the considerations accompanying this Amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Revised Supplementary Order No. 119 is amended in the following respects:

1. In Appendix C the following product and profit factor is added to List 2 in alphabetical order.

	Factor percent
Metal Culverts	2.00

This amendment shall become effective June 5, 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9220; Filed, May 31, 1946; 11:58 a. m.]

PART 1305—ADMINISTRATION

[SO 128,[1] Amdt. 2]

ADJUSTMENTS FOR CERTAIN FOREST PRODUCTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Order 128 is amended as follows:

1. Section 1 is amended to read as follows:

SEC. 1. *Applicability.* The commodities to which this supplementary order is applicable are those covered by the following maximum price regulations.

Maximum Price Regulation 196—Turned or Shaped Wood Products.

Revised Maximum Price Regulation 290—Sitka Spruce Lumber.

Maximum Price Regulation 412—Tidewater Red Cypress Lumber.

Cedar closet lining (only) covered by Maximum Price Regulation 454—Aromatic Red Cedar Lumber.

Maximum Price Regulation 458—Oak, Pecan and Miscellaneous Hardwood Flooring.

Maximum Price Regulation 501—Hardwood Small Dimension.

Maximum Price Regulation 520—West Coast Cooperage.

Maximum Price Regulation 568—Hardwood Plywood.

This amendment shall become effective June 5, 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9221; Filed, May 31, 1946; 11:54 a. m.]

PART 1305—ADMINISTRATION

[SO 131,[1] Amdt. 26]

REVISED MAXIMUM PRICES FOR CERTAIN COTTON TEXTILES

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Supplementary Order No. 131 is amended in the following respects:

1. Section 2 (c) is amended to read as follows:

(c) Notwithstanding paragraph (a) above, any producer upon becoming eligible to make the certification there mentioned may charge band A ceilings for deliveries made during the next thirty days thereafter or until June 29, 1946, whichever is later.

2. Section 2 (f) is added to read as follows:

(f) Notwithstanding paragraph (b) above, California Cotton Mills Company, Oakland, California may certify that it is eligible to charge band A ceilings.

3. In section 3a (a), the description of the goods in the column headed "Name of Goods" under Reference No. 19 is amended to read as follows:

19. Print Cloths; Class A, B and C (except "fancy draw" and window shade cloth):	All constructions and widths.

4. Section 3a (c) is added to read as follows:

(c) A producer who is directed by Civilian Production Administration order, pursuant to appeal to that agency, to produce a fabric construction varying in minor detail from a construction specified in the table in section 3a (a), may charge the 5% premium for the construction so directed, if he has filed a copy of the Civilian Production Administration order with the Textile Price Branch, Office of Price Administration, Washington 25, D. C., and has received its written acknowledgement of his eligibility to charge the premium.

[1] 10 F.R. 128; 11 F.R. 3863.

[1] 10 F.R. 11296, 11890, 12116, 13268, 13269, 13812, 14504, 14657, 14779, 15004, 15383; 11 F.R. 532, 1771, 1888, 2635, 2972, 3599, 3744, 4037, 4329, 4584, 4533, 4867, 4972, 5224, 5224.

This amendment shall become effective May 31, 1946, and shall apply 10 days thereafter to all sales and deliveries of window shade cloth.

NOTE: The reporting requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9222; Filed, May 31, 1946; 12:00 m]

PART 1499—COMMODITIES AND SERVICES

[MPR 188,[1] Incl. Amdts. 1–80]

MANUFACTURERS' MAXIMUM PRICES FOR CONSUMERS' GOODS OTHER THAN APPAREL [1a]

This compilation of Maximum Price Regulation 188 includes Amendment 80 effective June 3, 1946. The text added or amended by Amendment 80 is underscored. Deletions are indicated by notes.

The General Maximum Price Regulation [2] provides, in general, that commodities sold by a manufacturer shall be priced at the price of a same or similar article sold during March, 1942; and lacking the price of a same or similar article, at a price to be determined by the seller after specific authorization by the Office of Price Administration in advance of the offering of the commodity for sale.

In the case of a considerable list of consumers' goods at the manufacturers' level, so many new articles which are not "similar" to an already sold article within the meaning of the General Maximum Price Regulation are customarily offered for sale as unnecessarily to retard manufacturers in their pricing.

This Maximum Price Regulation No. 188, accordingly, sets forth for these manufacturers a different procedure than that used in the General Maximum Price Regulation, although the base date thereof is preserved. By eliminating pricing by the price of a similar article, it limits the number of articles which may be priced at the maximum price of another article. But in the pricing of most new articles the manufacturer may follow self-executing pricing methods which obviate advance resort to this office.

In the judgment of the Price Administrator, the maximum prices established by this regulation are necessary to check inflation and to effectuate the purposes of the Emergency Price Control Act of 1942, and to adjust the provisions of the General Maximum Price Regulation to the particular circumstances of manufacturers of consumers' goods.

The statement of considerations involved in the issuance of this Maximum Price Regulation No. 188 is issued simultaneously herewith and has been filed with the Division of the Federal Register.[3]

Therefore, under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, and in accordance with Procedural Regulation No. 1,[4] issued by the Office of Price Administration, Maximum Price Regulation No. 188 is hereby issued.

Sec.

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AUTHORITY: §§ 1499.151 to 1499.168, inclusive, issued under 56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; Pub. Law 108, 79th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; E.O. 9599, 10 F.R. 10155; E.O. 9651, 10 F.R. 13487; E.O. 9697, 11 F.R. 1691.

§ 1499.151 *Applicability of the General Maximum Price Regulation.* The provisions of §§ 1499.1 to 1499.3, inclusive, and § 1499.18, of the General Maximum Price Regulation shall not apply to sales or deliveries by manufacturers of certain consumers' goods set forth in § 1499.166, Appendix A, of this Maximum Price Regulation No. 188. All other sections of the General Maximum Price Regulation, together with existing and subsequent amendments and supplementary regulations, shall apply to sales and deliveries by such manufacturers, and are hereby incorporated by reference into this Maximum Price Regulation No. 188.

[§ 1499.151 amended by Am. 2, 7 F.R. 8943, effective 11–4–42]

§ 1499.152 *Buying or selling above ceiling prices forbidden.* (a) Regardless of any contract or any other obligation:

(1) No manufacturer of an article covered by this regulation shall sell or deliver such article at a price higher than the maximum price permitted by this regulation. A manufacturer's sales of all articles covered by this regulation which are set forth in Appendix A, but which are not also set forth in Appendix C (and which are not exempted from price control by Supplementary Order No. 126), are suspended from price control for an indefinite period of time, provided the manufacturer complies with the requirements of § 1499.159d of this regulation. If a manufacturer fails to file the information required by that section, his sales of those articles are not suspended from price control, and his maximum prices are those properly determined under the pricing provisions of this regulation.

(2) No person in the course of trade or business shall buy or receive any such article from a manufacturer at a price higher than the maximum price permitted by this regulation:

Provided, That in the case of articles for which a maximum price has been established under § 1499.156 or 1499.157 of this regulation, if the purchaser shall receive from the seller a written affirmation that the seller has calculated the maximum price for the article in accordance with either of these sections, and has filed a report with the Office of Price Administration and complied with the prescribed waiting provisions, and if in such case the purchaser shall have no knowledge of the maximum price and no cause to doubt the accuracy of the affirmation, the purchaser shall be deemed to have complied with this section if the price paid is not in excess of the maximum price as affirmed by the seller.

(b) No manufacturer may sell, offer for sale, or deliver any article for which a maximum price must be determined under §§ 1499.156 or 1499.157 until he has complied with the reporting and waiting provisions of the applicable section, or an article for which a maximum price must be established under § 1499.158 until an order under that section establishing his maximum prices has become effective.

[§ 1499.152 amended by Am. 4, 8 F.R. 537, effective 1–18–43 and Am. 77, 11 F.R. 3892, 5443, effective 4–8–46]

§ 1499.153 *Maximum prices for articles of consumers' goods finally priced before August 1, 1942*—(a) *Articles priced in March 1942.* The maximum price for any article which was delivered or offered for delivery in March 1942, by the manufacturer, shall be the highest price charged by the manufacturer during March 1942 (as defined in § 1499.163), for the article.

(b) *Articles priced on and after April 1, 1942, and before August 1, 1942.* (1) The maximum price for any article listed in § 1499.166, Appendix A of this Maximum Price Regulation No. 188 as originally issued on July 29, 1942, which was not delivered or offered for delivery in March 1942 by the manufacturer but for which a maximum price was finally determined in accordance with the provisions of the General Maximum Price Regulation, Temporary Maximum Price Regulation No. 3 or No. 5 or any other maximum price regulation issued by the Office of Price Administration and which was offered for sale before August 1, 1942 (or which was offered for sale to the United States or an Allied government before September 1, 1942) shall be the price so determined.

(2) The maximum price for any article first listed in § 1499.166, Appendix A of this Maximum Price Regulation No. 188 by an amendment to Maximum Price Regulation No. 188, issued after July 29, 1942, which was not delivered or offered for delivery in March 1942 by the manufacturer but for which a maximum price was finally determined in accordance with the provisions of the General Maximum Price Regulation, Temporary Maximum Price Regulation No. 3 or 5, or any other maximum price regulation issued by the Office of Price Administration and which was offered for sale before the effective date of the amendment first listing such commodity shall be the price so determined.

(c) *Reports of maximum prices.* On or before August 20, 1942 (or in the case of sales to the United States Government on or before November 1, 1942), the manufacturer shall report to the Office of Price Administration, Washington, D. C., all maximum prices determined under paragraph (b) (1) of this section which have not already been reported in accordance with the provisions of the General Maximum Price Regulation or Temporary Maximum Price Regulation No. 3 or 5, or any other maximum price regulation issued by the Office of Price Administration. Such reports shall contain a description of the articles and shall indicate the method of determining the maximum prices. All such maximum prices shall be subject to adjustment (not to apply retroactively) at any time upon written order of the Office of Price Administration.

No reports need be filed with respect to maximum prices determined under paragraph (b) (2) of this section.

[Paragraphs (b) and (c) amended by Am. 1, 7 F.R. 7967, effective 10–6–42; and Am. 4, 8 F.R. 537, effective 1–18–43]

§ 1499.154 *Maximum prices for articles of consumers' goods not finally priced before August 1, 1942.* This section shall apply to articles first offered for sale before August 1, 1942, for which no maximum price was finally determined, and to all articles first offered for sale on or after August 1, 1942.

The maximum price for any such article shall be the price determined by the first one of the methods set forth in §§ 1499.155, 1499.157, and 1499.158 which applies to the article. New small-volume manufacturers, as defined in Revised Order No. 4332 under Maximum Price Regulation No. 188, may obtain ceiling prices for their articles under the method provided by that order instead of the methods provided in §§ 1499.157 and 1499.158.

[§ 1499.154 amended by Am. 69, 10 F.R. 13450, effective 11–5–45]

§ 1499.155 *First pricing method: minor changes.* The maximum price of any article differing from any article for which a maximum price has already been established, only by reason of minor changes in material, design, or construction which do not reduce cost of materials or prevent its offering fairly equivalent serviceability shall be the maximum price of the article already priced.

§ 1499.156 [Revoked]

[§ 1499.156 amended by Am. 1, 7 F.R. 7967, effective 10–6–42; Am. 54, 10 F.R. 5649, effective 5–21–45 and revoked by Am. 69, 10 F.R. 13450, effective 11–5–45]

§ 1499.157 *Third pricing method: pricing by comparable articles.* The maximum price of any article which cannot be priced under § 1499.155 and which is comparable to any article produced by the manufacturer for which a maximum price has already been established, shall be the price derived by the pricing formula set forth in this section.

NOTE: The meaning of certain terms used in this section is further explained in subsequent provisions of the section. The terms so explained are in quotation marks the first time that they appear in the text.

(a) *Pricing formula.* To establish a maximum price the manufacturer shall:

(1) Determine the "unit direct cost" for the article being priced.

(2) Select from his line of "comparable articles" for which maximum prices have already been established, two comparable articles: the one which has a unit direct cost immediately higher and the one which has a unit direct cost immediately lower than the unit direct cost of the article being priced. If a comparable article has the same unit direct cost as the article being priced, it shall be selected in addition to the comparable articles immediately above and below. If all comparable articles are either above or below, the one closest in unit direct cost shall be selected.

(3) Determine both the average percentage and the average dollar mark-up over unit direct cost for the comparable articles selected.

In calculating the mark-up over unit direct cost for the comparable articles selected, the manufacturer shall use the maximum prices for those articles, including only adjustments authorized under Supplementary Order 118, Revised Supplementary Order 119, or § 1499.159e of this regulation, or under this section. However, in the case of household furniture articles covered by Order No. 4800 under this regulation, or by Order No. 8 under § 1499.159e of this regulation, the manufacturer shall use, instead, the maximum prices of the comparable articles, exclusive of all adjustment charges or permitted increases. The maximum prices used shall be those applicable to the class of purchaser to whom he sold the largest quantities of those articles. The same class of purchaser shall be used for all the comparable articles. If the class of purchaser to whom he sold the largest quantities is not the same for all of the comparable articles, the manufacturer shall determine which of the comparable articles has the largest sales volume and use the maximum prices applicable to the class of purchaser to whom he sells that article in the largest volume.

(4) Apply to the unit direct cost of the article being priced either the average percentage or the average dollar mark-up, whichever will yield the lower price. The resulting price shall be the maximum price for sales of the article being priced to such largest volume class of purchaser. That price may be adjusted for other classes of purchaser according to § 1499.159.

In the case of all articles except household furniture covered by the orders referred to above, these maximum prices will automatically include any individual adjustments permitted the manufacturer under Supplementary Order 118 or Revised Supplementary Order 119, or any industry-wide adjustment permitted under § 1499.159e of this regulation. These maximum prices may not, therefore, be increased by any industry-wide adjustment set forth in an order under § 1499.159e of this regulation, unless the order specifically provides for increasing maximum prices determined on the basis of comparable articles whose maximum prices include adjustments.

In the case of household furniture articles covered by the orders referred to above, these maximum prices may be increased under either of the following provisions:

(i) If the manufacturer was permitted to increase his maximum prices for the comparable articles under Supplementary Order 118 or Revised Supplementary Order 119 or under this provision, he may increase these maximum prices by the percentage which he determines in accordance with "Note 3" in section 8 of Revised Supplementary Order No. 119.

(ii) If the manufacturer's industry was granted an industry-wide adjustment under § 1499.159e of this regulation (for example, metal furniture covered by Order No. 8 under that section), he may increase these maximum prices by the percentage amount of that industry-wide adjustment.

EXAMPLE OF COMPUTATION OF MAXIMUM PRICE WHEN NO INCREASE HAS BEEN PERMITTED IN MAXIMUM PRICES OF COMPARABLE ARTICLES

Unit direct cost of the article being priced.....$9.00

Unit direct costs of comparable articles selected according to (2)	Maximum selling price for each such article	Dollar mark-up for each such article	Average dollar mark-up for such articles	Average percentage mark-up for such articles
$10	$14	$4	$23 (sum of maximum prices).	$23 (sum of maximum prices).
7	9	2	−17 (sum of unit direct costs).	−17 (sum of unit direct costs).
			6 divided by $2 equals $3.	6 divided by $17 equals 35.3%.

Unit direct cost plus average percentage mark-up=$9 plus $3.18=$12.18.

Unit direct cost plus average dollar mark-up=$9 plus $3=$12.

Maximum selling price of article being priced (the lower of the above two sums) $12.

[Paragraph (a) amended by Am. 77, 11 F.R. 3892, effective 4–8–46]

(b) *Computation of unit direct cost.* To establish the unit direct cost of the comparable articles and of the article being priced, the manufacturer shall compute the cost per unit of direct labor and materials on the basis of the

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[1] 10 F.R. 9109.

[1a] All references to building materials deleted by Am. 65.

[2] 9 F.R. 1385, 5169, 6106, 8150, 10193, 11274.

[3] Statements of considerations are also issued simultaneously with amendments. Copies may be obtained from the Office of Price Administration.

[4] Revised: 9 F.R. 10476, 13715; 10 F.R. 11295.

following wage rates, material prices, and operating conditions:

(1) *Wage rates.* The wage rates applicable to any article shall be the straight time wage rates for each class of labor involved in the production of the article prevailing in the manufacturer's plant at the time the report required by this section is filed.

(2) *Material prices.* The prices of materials used in the comparable article and the article being priced shall be the prices being paid by the manufacturer at the time the report required by this section is filed, but not in excess of legal ceiling prices. Material prices must be based on purchases in comparable quantities from the same or corresponding class of supplier for both the comparable article and the article being priced.

(3) *Operating conditions.* Using the wage rates and material prices determined under (1) and (2), the manufacturer shall compute the cost per unit of direct labor and materials for an article according to the methods customarily employed by him in computing his cost. He shall compute this cost on the basis of the same productive techniques, the same labor efficiency and the same volume of production for the comparable articles as for the article being priced.

(4) *Alternative method of computation by base period manufacturers.* If, during March 1942, a manufacturer produced articles of the same type as the article being priced, he may compute his unit direct costs by using the following wage rates and material prices instead of those provided above in paragraphs (b) (1) and (b) (2). A manufacturer who computes his unit direct costs in this way must indicate on the report he files under paragraph (e) of this section that his unit direct costs were computed in accordance with this alternative method.

(i) The wage rates applicable to any article shall be the highest wage rates in effect in the manufacturer's plant for any substantial portion of March 1942, for each class of labor involved in the production of the article. If the manufacturer did not employ a given class of labor in March 1942, he shall use the highest wage rate paid for any substantial portion of March 1942, by the nearest employer operating under comparable conditions who employed that class of labor during that month.

(ii) The price of any material used in the comparable article and the article being priced shall be the highest price charged during March 1942 (as defined in § 1499.163) by the "manufacturer's supplier". Material prices must be based on purchases in comparable quantities from the same or corresponding class of supplier for both the comparable articles and the article being priced. If a particular material is a new material which was not produced during March 1942, the price used shall be the lower of the manufacturer's cost, or the ceiling price for sales to the manufacturer of a supplier who is of the same class as the manufacturer's March 1942 supplier of the material having a use most similar to that of the new material. For the purposes of this provision the "manufacturer's supplier" shall be his March 1942 supplier of the material, or, lacking a March 1942 supplier of the material, his most recent supplier of the material; and if neither of these exists, it shall be his potential supplier.

[Subparagraph (4) added by Am. 77, 11 F.R. 3892, effective 4-8-46]

(c) *Computation of markup*—(1) *Percentage.* The average percentage markup over unit direct costs shall be calculated by computing the percentage markup between the sum of the unit direct costs and the sum of the maximum prices of the comparable articles selected.

(2) *Dollar markup.* The average dollar markup over unit direct cost shall be calculated by averaging the individual dollar markups between the unit direct costs and the maximum prices of the comparable articles selected.

(d) *Comparable articles.* An article shall be deemed comparable to another article which although differing therefrom by more than minor changes within the meaning of § 1499.155 of this Maximum Price Regulation No. 188, has the same general use as the other article and is recognized by the industry as being the same general type of product, even though different materials and construction are used; except that articles for which maximum prices were established under Order No. 4332 or Revised Order No. 4332 under Maximum Price Regulation No. 188 shall not be deemed to be comparable articles.

(e) *Reports of maximum prices*—(1) *Articles first offered for sale before August 1, 1942.* In the case of an article first offered for sale before August 1, 1942, for which a maximum price must be determined under this section, the manufacturer shall report the maximum price as computed by him to the Office of Price Administration, Washington, D. C., on or before August 20, 1942. The report shall contain a description of the article being priced and of any innovation in manufacturing process involved and an explanation of the computation of the cost and the maximum price. It shall also describe each of the comparable articles, giving for each the maximum prices for all classes of purchasers and, if practicable, the volume of production for the three calendar months immediately preceding the filing of the report.

At any time prior to September 4, 1942, the manufacturer may offer for sale, sell, or deliver the article at a tentative price if he informs the purchaser that the maximum price must be determined under this section. In such case he must refund any amounts collected in excess of the price so determined. Fifteen days after mailing the report, in the absence of a contrary direction from the Office of Price Administration, he may offer for sale or complete the sale of the article at the price reported.

(2) *Articles first offered for sale during August 1942.* In the case of articles first offered for sale during August 1942, the manufacturer shall submit the report required in (1) on or before September 10, 1942.

At any time prior to September 25, 1942, the manufacturer may offer for sale, sell, or deliver the article at a tentative price if he informs the purchaser that the maximum price must be determined under this section. In such case he must refund any amounts collected in excess of the maximum price so determined. Fifteen days after mailing the report, in the absence of a contrary direction from the Office of Price Administration, he may offer for sale or complete the sale of the article at the price reported.

(3) *Articles first offered for sale on or after September 1, 1942.* Except as provided in the next paragraph of this subparagraph (3), in the case of an article first offered for sale on or after September 1, 1942, the manufacturer shall submit to the Office of Price Administration, Washington, D. C., the report required in (1) prior to first offering the article for sale. Fifteen days after the mailing of the report, in the absence of a contrary direction from the Office of Price Administration, the manufacturer may offer for sale the article at the price reported.

The report shall not be filed in the National Office, however, but rather in the appropriate District Office, if it is filed in conjunction with an application for an adjustment for which the manufacturer qualifies under Revised Supplementary Order 119; or if the maximum prices of the comparable articles reported were established by a Regional or District Office of the Office of Price Administration.

In the case of an article for which a maximum price must be determined under this section for a sale to the United States Government or an Allied Government the manufacturer may at any time offer for sale, sell, or deliver the article at a tentative price to such a government or agency if he informs the purchaser that the maximum price must be determined under this section. In such case, he must refund any amounts collected in excess of the price so determined. The manufacturer shall submit the report required in (1) ten days after the formation of the contract. Fifteen days after the mailing of the report, in the absence of a notification to the contrary from the Office of Price Administration the reported maximum price shall stand approved.

The Price Administrator, or his duly authorized representative may by order under this section establish maximum prices for sales by persons other than the manufacturer of an article for which a manufacturer's maximum price has been determined under this section.

[Above paragraph added by Am. 77, 11 F.R. 3892, effective 4-8-46]

[§ 1499.157 amended by Am. 1, 7 F.R. 7967, effective 10-6-42; Am. 53, 10 F.R. 4107, effective 4-21-45; Am. 54, 10 F.R. 5649, effective 5-21-45; Am. 69, 10 F.R. 13450, effective 11-5-45, and as otherwise noted]

§ 1499.158 *Fourth pricing method; specific authorization by the Office of Price Administration*—(a) *Maximum prices.* If a maximum price cannot be established under any of the preceding pricing methods of this regulation, or if the use of the third pricing method (§ 1499.157) is not feasible because of the large number of new articles for which a particular manufacturer is required to determine his maximum prices, the maximum price for sales of an article to a particular class of purchaser shall be the price in line with the level of maximum prices established by this regulation fixed by the Price Administrator or his duly authorized representative. For the purpose of this section, maximum prices established in accordance with Order No. 4332, or Revised Order No. 4332, under Maximum Price Regulation No. 188 shall not be considered to be representative of the level of maximum prices established by this regulation. The maximum price will be fixed by an order establishing a maximum price or a method of determining maximum prices. The order may also establish maximum prices for sales of the article by persons other than the manufacturer. Maximum prices so established for sales by persons other than the manufacturer supersede maximum prices fixed by other regulations for such sales.

[Paragraph (a) amended by Am. 77, 11 F.R. 3892, effective 4-8-46]

(b) *Reports of maximum prices.* Before offering to make any sale for which a maximum price must be established under this section, the manufacturer shall submit a report in duplicate applying for the establishment of a maximum price or prices for his sales of the article. In the case of consumers durable goods, the manufacturer shall submit the report to the District Office of the Office of Price Administration having jurisdiction over the area in which the principal place of his business is located.

[Above paragraph amended by Am. 77, 11 F.R. 3892, effective 4-8-46]

The report shall contain a description in detail of the article (including the manufacturing process), a statement of the facts which make it necessary to price the article under this section, and the proposed maximum price together with the facts which support the proposed maximum price. If the manufacturer applies for approval of a pricing formula for a line or group of related articles, he shall also include a statement of the pricing formula he proposes for such articles and the reasons why such a pricing formula will establish maximum prices in line with the level of maximum prices established by this regulation.

The manufacturer shall also submit a sample of the article being priced, if practicable. The sample should not be forwarded, however, until the manufacturer has been advised where to send it. If it is not practicable to submit a sample, the manufacturer shall submit with his application in lieu of a sample, a photograph, blueprint, or other illustration of the article being priced. In addition, the manufacturer shall submit such other relevant information to supplement his report as the Office of Price Administration may require.

Upon issuance of the order by the Price Administrator or his duly authorized representative, the manufacturer may offer the article for sale in accordance with the terms of the order. Authority to offer an article for sale and make deliveries before an order has been issued under this section, may be given by the Office of Price Administration by letter or telegram. Upon receipt of such an authorization the manufacturer may offer the article for sale and deliver the article in accordance with the terms of that authorization. Such an authorization will be given only if the authorization is necessary to promote distribution or production and if it will not interfere with the purposes of the Emergency Price Control Act of 1942, as amended.

In the case of an article for which a maximum price must be determined under this section for a sale to the United States Government or an Allied Government, the manufacturer shall submit the report required in the above paragraph of this paragraph (b) ten days after the formation of the contract. The manufacturer may at any time offer for sale, sell, or deliver the article at a tentative price, to such government or agency if he informs the purchaser that the maximum price must be determined under this section. In such case he must refund any amounts collected in excess of the price so determined. The price shall remain tentative until the maximum price has been determined in the manner provided in this regulation.

NOTE: Notwithstanding the above provisions, certain orders issued under § 1499.159b require the manufacturer to file a report with the National Office of the Office of Price Administration, Washington, D. C. These orders and the articles to which they apply are:

Order No. 1470—New Metal Cots and Double Deck Beds.

Order No. 1509—Upholstered Sofa Beds, Studio Couches, and all other Upholstered Dual Purpose Sleeping Equipment.

Order No. 1849—Inner Constructions for Sofa Beds, Studio Couches, and all other Upholstered Dual Purpose Sleeping Equipment.

Order No. 3145—War Bicycles.

Revised Order No. 3261—Upholstered Household Furniture covered with a fabric not furnished by the manufacturer.

[§ 1499.158 amended by Am. 1, 7 F.R. 7967, effective 10-6-4; Am. 5, 8 F.R. 1815, effective 2-15-43; Am. 44, 9 F.R. 14108, effective 12-4-44; Am. 48, 10 F.R. 867, effective 1-27-45; Am. 54, 10 F.R. 5649, effective 5-21-45; Am. 55, 10 F.R. 5904, effective 6-2-45; Am. 62, 10 F.R. 7812, effective 7-2-45; Am. 63, 10 F.R. 8699, effective 7-17-45; Am. 69, 10 F.R. 13450, effective 11-5-45 and as otherwise noted]

§ 1499.158a *Delegation of authority.* Any Regional Administrator, or any District Director authorized by the appropriate Regional Administrator, may act on reports filed under § 1499.157; may issue orders under §§ 1499.157, 1499.158 and 1499.159c establishing maximum prices in accordance with the terms of those sections; and may, in accordance with § 1499.158, authorize manufacturers to offer or deliver articles prior to the issuance of an order under that section.

[§ 1499.158a added by Am. 44, 9 F.R. 14108, effective 12-4-44; amended by Am. 48, 10 F.R. 867, effective 1-27-45; Am. 69 10 F.R. 13450, effective 11-5-45 and Am. 77, 11 F.R. 3892, effective 4-8-46]

§ 1499.158b *Establishment of maximum prices in certain cases.* If a manufacturer is required by this regulation (or an order under this regulation) to file a report of maximum prices before his maximum prices are deemed to be properly established, or to file an application for the establishment of maximum prices, and he fails or refuses to do so or to furnish any of the information required under the applicable pricing provision, the Office of Price Administration may, on its own motion, issue an order under this section fixing the manufacturer's maximum prices which, according to the best information available to it, are in line with the maximum prices which would have been established had the manufacturer complied with the regulation or order. Maximum prices so established will be effective as of the date of first sale.

A Regional Administrator, or any district Director authorized by the appropriate Regional Administrator, may issue orders under this section.

[§ 1499.158b added by Am. 77, 11 F.R. 3892, effective 4-8-46]

§ 1499.159 *Price differentials and economies effected by new or changed articles*—(a) *Price differentials.* Every manufacturer shall continue all his allowances, discounts, and other price differentials in effect in March 1942. In the case of articles priced under §§ 1499.155, 1499.157, or 1499.159c of this Maximum Price Regulation No. 188, every manufacturer shall in the case of sales to different classes of purchasers adjust the maximum prices determined for one general class of purchaser to reflect all allowances, discounts, and other price differentials which he had the established practice of making during March 1942, or which were established for his sales by an order under § 1499.158. If a manufacturer does not have an established differential for sales to a particular class of purchaser or on particular terms or conditions of sale, he must apply under § 1499.158 for the establishment of maximum prices for such sales.

[Paragraph (a) amended by Am. 69, 10 F.R. 13450, effective 11-5-45]

(b) A manufacturer who desires to change any of his terms, discounts, price differentials or conditions of sale in effect in March 1942, or thereafter properly established under the applicable regulation, shall apply to the Office of Price Administration, Washington, D. C., setting forth in detail the proposed change and the reasons therefor. The Price Administrator may grant permission to the manufacturer to make the proposed changes when, in his opinion, the manufacturer has demonstrated that the general level of his maximum prices to each class of purchaser will not be raised thereby, and that the granting of such permission will not interfere with the purposes of the Emergency Price Control Act of 1942, as amended. No manufacturer may, prior to the issuance of an order by the Office of Price Administration authorizing such change, change his established terms, discounts, allowances, price differentials, or conditions of sale. Nothing in this section shall be construed as forbidding a manufacturer from selling below the established ceiling prices.

[Paragraph (b) added by Am. 78, 11 F.R. 4162, effective 4-29-46]

(c) *Economies effected by new or changed articles.* Wherever after the

introduction of a new or changed article the manufacturer realizes savings in indirect costs and expenses because of its introduction, the Office of Price Administration will by order require that such economies be reflected in the maximum price for such new or changed article. Wherever possible, such savings should be indicated in the reports required by §§ 1499.157 and 1499.158.

[Paragraph (c), formerly (b) amended by Am. 69, 10 F.R. 13450, effective 11–5–45 and redesignated by Am. 78]

§ 1499.159a *Classification of purchasers in sales to the United States Government and Allied Governments.* For a sale to the United States Government or an Allied Government of an article for which a maximum price has not been determined for sales to the class of purchasers to which such government belongs, but for which a maximum price has been determined under §§ 1499.153, 1499.155, 1499.156, 1499.157, or 1499.158 for sales to purchasers of a different class, if the manufacturer had no customary differential between the class of purchasers for which the maximum price has been determined and such government or the class to which it belongs, such government shall be regarded as belonging to the class of purchasers to whom the manufacturer customarily sold the article in quantities most nearly equal to the quantity of the article involved in the sale to such government. If the manufacturer customarily sells to more than one class of purchaser in such quantities, the lowest maximum price applicable to sales of the article to such classes of purchasers shall apply.

[§ 1499.159a added by Am. 1, 7 F.R. 7967, effective 10–6–42]

§ 1499.159b *Modification of provisions of Maximum Price Regulation No. 188.* The provisions of Maximum Price Regulation No. 188 as applied to certain commodities subject thereto may be modified by order under this § 1499.159b.

[§ 1499.159b added by Am. 6, 8 F.R. 1980, effective 2–16–43]

§ 1499.159c *Revision of maximum prices reported or approved under the second and third pricing methods.* Any price reported or established under the second or third pricing methods may, at any time, be disapproved or revised downward by an order under this section so as to bring it into line with the general level of maximum prices otherwise established by this regulation.

Such a price may be revised upward, so as to bring it into line with the general level of maximum prices otherwise established by this regulation, by an order under this section if it appears that the maximum price is below the general level of maximum prices otherwise established by this regulation and results in undue hardship, caused only by the operation of the pricing method, and not because the manufacturer is subject to financial hardship with respect to the production and sale of the comparable articles.

[§ 1499.159c added by Am. 54, 10 F.R. 5649, effective 5–21–45]

§ 1499.159d *Catalogues, price lists, and notifications to the trade.* On or before July 15, 1945, every manufacturer of any consumers' durable goods listed in paragraph (b) of Appendix A (§ 1499.166) of this regulation must file with the District Office of the Office of Price Administration having jurisdiction over the area in which his principal place of business is located, three copies of every catalogue and price list which was issued by him to the trade and is currently in effect. In addition, every manufacturer must file three copies of every notification he issues to the trade on and after July 15, 1945, concerning new prices, changes in prices, changes in terms, discounts, allowances, and conditions of sale, and changes in the model designation of any article he manufactures, as well as three copies of every catalog, price list, and other announcement by which he offers articles covered by this regulation for sale to the trade. Copies of these notifications and announcements must be filed within ten days after they were first issued to the trade.

In the case of a manufacturer whose sales of particular articles have been exempted or suspended from price control, the requirements of this section shall be deemed to be satisfied if he files with the Office of Price Administration, Washington, D. C., only one copy of the notifications or announcements described above which he issues on and after the date on which his sales were exempted or suspended.

[§ 1499.159d added by Am. 58, 10 F.R. 6590, effective 6–7–45 and amended by Am. 77, 11 F.R. 3892, effective 4–8–46]

§ 1499.159e *Industry-wide adjustments for reconversion products.* Special pricing provisions applicable to particular products may be established by orders issued under this section when, with respect to the product, the Administrator finds:

(a) That in 1944 its production was approximately one-half or less of its production in its last representative period of peacetime production;

(b) That this reduction in dollar volume resulted from (1) governmental restrictions on the manufacture of products or on the use of materials, facilities, or manpower, or (2) the use of facilities for the production of war goods, or (3) other direct needs of the war effort; and

(c) That because of change in government restrictions or in the needs of the war program, manufacturers of the product generally are able to begin or to increase substantially the production of the product line.

If, in the judgment of the Administrator, the purposes of this section will be effectuated, as to a particular product, without any special pricing provisions, an order under this section will not be issued with respect to that product even though the above findings could be made as to it.

Orders under this section will, generally, authorize industry-wide increases in the established maximum prices of manufacturers in those industries, based upon surveys conducted by the Price Administrator, either upon the request of the particular industry or upon his own motion. Those orders will establish adjusted maximum prices or methods of determining such prices by the use of price increase factors. Where, however, in the judgment of the Price Administrator, the use of an industry-wide factor will, by reason of the diversity in the products made by the member firms, the wide variation in cost experience among them, or other reasons, be an inequitable and inappropriate means of establishing reconversion prices, he may provide for the calculation and application of individual price increase factors.

Broadly stated, the new maximum prices will represent costs experienced during the last period of normal production adjusted for subsequent lawful changes in the level of materials prices and in basic wage rate schedules of factory workers, plus the industry's average peacetime profit margin over cost. Changes in materials prices may be measured by materials cost increase factors, determined by the Administrator, in those cases where such action may be necessary to eliminate temporary or artificial influences. In the case of an industry for which the Administrator has decided that price increase factors should be determined and applied for each firm, the profit element in each increase factor will be the firm's own base period profit margin or one-half the industry's average peacetime margin, whichever is the higher.

Orders issued under this section may also modify or supersede the provisions of Maximum Price Regulation No. 188, with respect to the establishment of maximum prices, if, on the basis of the particular characteristics of the industry involved, the Administrator finds that another method of price determination will effectuate the purposes of this regulation better than the general pricing provisions of the regulation. In addition, those orders may establish new maximum prices or a method of determining new maximum prices for sales by persons other than manufacturers which will supersede maximum prices fixed by other regulations for such sales and which will be consistent with the standards applied by the Office of Price Administration for the reasonable absorption of necessary cost increases.

Orders issued under this section will not ordinarily reduce higher maximum prices which manufacturers have previously established in accordance with the applicable provisions.

A manufacturer of a product covered by an order issued under this section may not obtain an adjustment of his maximum prices under any adjustment provision other than Supplementary Order No. 118 and Revised Supplementary Order No. 119, unless the adjustment provision itself or the order issued under this section covering his product expressly provides otherwise. This rule does not apply, however, to any adjustment which may be made in accordance with Procedural Regulation No. 6 with respect to any Government contract or subcontract thereunder, for the sale of a commodity essential to the war program.

Small volume manufacturers may use as their new maximum prices those which they calculate under Supplementary Order No. 118, and general orders issued pursuant thereto, if the maximum prices so calculated are higher than maximum prices set under orders issued under this section. Any other manufacturer may apply for an individual adjustment under Revised Supplementary Order No. 119 if, after the adjustment authorized for his industry by an order under this section, his maximum price still continues eligible for adjustment in accordance with the provisions of that supplementary order.

Orders issued under this section may require a manufacturer to arrange the production and distribution of his products so that they will be representative of his production and distribution in a specified past period for goods in a particular category. The Administrator may also require authorized price increases to be applied among articles or price lines in a manner consistent with the need, under the stabilization program, to maintain the production of lower-priced articles.

[§ 1499.159e added by Am. 67, 10 F.R. 10972, effective 8–23–45]

§ 1499.160 *Evasion.* The price limitations set forth in this Maximum Price Regulation No. 188 shall not be evaded, whether by direct or indirect methods, in connection with an offer, solicitation, agreement, sale, delivery, purchase or receipt of, or relating to, an article of building material or consumers' goods, alone or in conjunction with any other commodity or by way of commission, service, transportation, or other charge, or discount, premium or other privilege, or by tying-agreement or other trade understanding, or otherwise.

§ 1499.161 *Petitions for amendment.* Any person seeking an amendment of any provision of this regulation may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1.

[§ 1499.161 amended by Supplementary Order 26, 7 F.R. 8948, effective 11–4–42; Am. 2, 7 F.R. 8943, effective 11–4–42; Am. 7, 8 F.R. 3105, effective 3–11–43; Am. 9, 8 F.R. 3650, effective 4–2–43 and Am. 77, 11 F.R. 3892, effective 4–8–46]

[NOTE: Procedural Regulation No. 6 (9 F.R. 10623) provides for the filing of applications for adjustment of maximum prices for commodities or services under Government contracts or subcontracts. Revised Supplementary Order No. 9 (8 F.R. 6175) makes the provisions of Procedural Regulation No. 6 applicable to all price regulations, excepting those which expressly prohibit such applications, and certain specific regulations listed in Revised Supplementary Order No. 9.]

[NOTE: 2d Revised Supplementary Order No. 34 (10 F.R. 2014) permits, under certain conditions, the addition of extra packing expenses on sales to procurement agencies of the United States.]

Section 1499.162 *Enforcement.* Persons violating any provisions of this regulation are subject to the criminal penalties, civil enforcement actions, license suspension proceedings and suits for treble damages provided for by the Emergency Price Control Act of 1942, as amended.

[§ 1499.162 amended by Am. 77, 11 F.R. 3892, effective 4–8–46]

§ 1499.162a *Licensing.* The provisions of Licensing Order No. 1,[1] licensing all persons who make sales under price control, are applicable to all sellers subject to this regulation or schedule. A seller's license may be suspended for violations of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

[§ 1499.162a added by Supplementary Order 72, 8 F.R. 13244, effective 10–1–43]

§ 1499.163 *Definitions.* (a) When used in this Maximum Price Regulation No. 188, the term:

(1) "Article" means any consumers' goods set forth in Appendix A (§ 1499.166) which is manufactured or sold as a distinct item.

(2) "Highest price charged during March 1942" means

(i) The highest price which the seller charged to a purchaser of the same class for delivery of the article or material during March 1942; or

(ii) If the seller made no such delivery during March 1942, such seller's highest offering price to a purchaser of the same class for delivery of the article or material during that month; or

(iii) If the seller made no such delivery and had no such offering price to a purchaser of the same class during March 1942, the highest price charged by the seller during March 1942, to a purchaser of a different class, adjusted to reflect the seller's customary differential between the two classes of purchasers: *Provided, however,* That

(*a*) If before April 1, 1942, the seller raised his prices for a commodity to all his classes of purchasers (or to all his classes of purchasers except those to which he was bound to make delivery during March 1942 under a firm commitment made before the price rise), and

(*b*) If during March 1942, he delivered the commodity at the increased price to at least one class of purchasers, then, in order to allow the seller to apply the price rise to any class of purchasers to which no delivery was made during that month after the price rise (except under a firm commitment made before the price rise), the highest price charged during March 1942 shall be deemed to be:

(*1*) The seller's increased offering price to such class of purchasers for delivery during March 1942, or

(2) If the seller had no such increased offering price to that particular class of purchasers, the highest price charged during March 1942 to a purchaser of a different class, adjusted to reflect

(i) The seller's customary differential in price between the two classes of purchasers; or

(ii) If the seller had no such customary differential, the actual percentage differential in price between the two classes of purchasers which existed at the time the seller last entered into a commitment, or, if he did not enter into such a commitment, last submitted an offering price for delivery to a purchaser of that particular class during March 1942.

[Subparagraph (2) amended by Am. 1, 7 F.R. 7967, effective 10–6–42; and Am. 3, 7 F.R. 10155, effective 12–10–42]

(3) "Manufacturer" means the person who makes the first sale of the completed article, that is, the first person having title to the article after it has been fabricated, and is ready for use, regardless of whether or not he has fabricated it. If a person purchases a completed article, and then resells it after making changes in it, he is a manufacturer of the changed article.

Example: (i) A person who buys unfinished furniture, and finishes it, is a manufacturer of finished furniture.

(ii) A buys fountain pen barrels from B; and he buys nibs from C. He then delivers the barrels and the nibs to D to be assembled. After assembly D delivers the completed fountain pen to A. A is the manufacturer since he is the first person having title to the article after it has been fabricated, and is ready for use. D is not the manufacturer although he did the actual assembly work, and fabricated the finished fountain pen, since he never had title to the finished article.

[Subparagraph (3) amended by Am. 10, 8 F.R. 4140, effective 4–5–43 and Am. 74, 11 F.R. 2517, effective 3–7–46]

(4) "Purchaser of the same class" and "class of purchaser" refers to the practice adopted by the seller in setting different prices for commodities for sales to different purchasers or kinds of purchasers (for example, manufacturer, wholesaler, jobber, retailer, government agency, public institution, individual consumer) or for purchasers located in different areas or for different quantities or under different conditions of sale.

(5) "The United States Government or an Allied Government" means the United States or any agency thereof, or the Government of any country whose defense the President deems vital to the defense of the United States under the terms of the Act of March 11, 1941, entitled "An Act to promote the defense of the United States," or any agency of any such Government.

[Subparagraph (5) added by Am. 1, 7 F.R. 7967, effective 10–6–42]

§ 1499.164 *Geographical applicability.* The provisions of this Maximum Price Regulation No. 188 shall be applicable to the forty-eight states and the District of Columbia.

§ 1499.165 *Effective date.* This Maximum Price Regulation No. 188 (§§ 1499.151 to 1499.166, inclusive) shall become effective August 1, 1942, for all sales and deliveries except sales and deliveries to the United States or any agency thereof, or to the Government of any country whose defense the President deems vital to the defense of the United States under the terms of the Act of March 11, 1941, entitled "An Act to promote the defense of the United States," or any agency of any such Government. For such sales and deliveries it shall become effective September 1,

[1] 8 F.R. 13240.

1942. [MPR 188 originally issued July 29, 1942]

[Effective dates of amendments are shown in notes following parts affected]

§ 1499.166 *Appendix A: Articles covered by the regulation.* The following articles of consumer goods shall be covered by this Maximum Price Regulation No. 188:

NOTE: The listings below are listings of broad general categories, and they are not intended to be listings of specific items or articles. Any article falling within any category listed below is an article covered by this regulation.

The categories listed below are not intended to include (a) any commodity subject at the manufacturer's level to another maximum price regulation or price schedule other than the General Maximum Price Regulation, in effect on August 1, 1942, or issued any time thereafter, (b) any commodity exempted from the General Maximum Price Regulation by any supplementary regulation thereto, in effect on August 1, 1942, or issued any time thereafter, (c) used, reconditioned, rebuilt, remodeled commodities or commodities made from any used materials, except commodities specifically described below as being made of used material, or (d) parts, except those specifically listed as such below. Since the designations of some categories are broad enough in certain instances to suggest that articles are included which are intended to be excluded, other regulations which might be applicable to the article or type of article have been indicated. Manufacturers selling articles included within a category listed below should, before pricing their products in accordance with this regulation, determine whether other price regulations or orders, or regulations supplementary to the General Maximum Price Regulation, have been issued with respect to such articles.

[Note amended by Am. 4, 8 F.R. 537, effective 1-18-43; Am. 16, 8 F.R. 9836, effective 7-20-43 and Am. 74, 11 F.R. 2517, effective 3-7-46]

(a) (1) Oil paints and varnishes, including, but not limited to:

Ready-mixed paints of all types (interior and exterior)
Paste and semipaste paints
Putty
Fillers
Oil, varnish, and spirit stains
Paint and varnish remover
Colors in oil
White lead in oil
Zinc white in oil
Marine paints
Artists' colors
Aqueous (water) paints
Paint and varnish brushes and applicators
Compounds:
  Calking
  Waterproofing (integral and hardeners)
  Pipe

[Subparagraph (1), formerly (2), amended by Am. 13, 8 F.R. 7107, effective 5-31-43; Am. 36, 9 F.R. 7583, effective 7-11-44; Am. 46, 9 F.R. 14607, effective 12-18-44; redesignated and amended by Am. 65, effective 7-30-45. Subparagraph heading amended by Am. 74, 11 F.R. 2517, effective 3-7-46. Former subparagraph (1) amended by Am. 13, 8 F.R. 7107, effective 5-31-43; Am. 18, 8 F.R. 10907, effective 8-9-43; Am. 38, 9 F.R. 8232, effective 7-24-44; Am. 41, 9 F.R. 10591, effective 9-4-44; Am. 46, 9 F.R. 14607, effective 12-18-44 and revoked by Am. 65, effective 7-30-45]

(3) [Deleted]

[Subparagraph (3) amended by Am. 13, 8 F.R. 7107, effective 5-31-43; Am. 23, 8 F.R. 12668, effective 9-20-43; and deleted by Am. 65, effective 7-30-45]

(b) *Consumers' goods.*

(1) Bedding, including, but not limited to:

Mattresses and mattress pads, made with new and used innerspring units or new and used filling materials.
Boxsprings, made with new and used coils or new and used filling materials.
Gatch bedsprings, made of all new materials.
Flat and coil bedsprings made as an integral part of a bed, with all new materials.
Bedspring covers, including padded or quilted covers designed to cover coil and flat bedsprings, made with new or used filling materials.
Double duty sleep equipment, made of new or used materials, including studio couches, sofa beds, lounges, chair beds, love seats, and sliding couches.
Cots, (including folding and rollaway), made of all new materials.
Double deck beds, made of all new materials.
Sisal pads, made with new or used materials
Sleeping bags, made with new or used filling materials.
Innerspring units for upholstery and bedding purposes, made with all new materials.
Upholstery coils, made of all new materials.
Bedspring metal fabrics, made of all new materials.
Hand tied inner constructions for boxsprings made of all new materials.
Quilts and comforters, made with new and used filling materials.
High chair, play yard, basket and nursery seat pads, and other nursery pads, made with new or used filling materials.
Cotton wadding and batting, made from new and used materials.
Pillows, made with new or used filling material except pillows in whole or in part with new or second-hand feathers or down.

[Subparagraph (1) amended by Am. 16, 8 F.R. 9836, effective 7-20-43; Am. 21, 8 F.R. 12479, effective 9-14-43; Am. 26, 8 F.R. 16298, effective 12-8-43; Am. 35, 9 F.R. 5375, effective 5-23-44; Am. 60, 10 F.R. 7404, effective 6-23-45; and Am. 79, 11 F.R. 4699, effective 4-26-46. Subparagraph heading amended by Am. 74]

(2) Equipment and supplies (except those covered by Maximum Price Regulation No. 136, as amended), including, but not limited to:

Artists' supplies.
Beauty parlor and barber shop furniture, fixtures and equipment.
Bulletin boards.
Commercial kitchen utensils.
Ecclesiastical ware.
Funeral supplies and appurtenances.
Laboratory, hospital and professional fixtures and equipment (except those covered by Maximum Price Regulation No. 136, as amended).
Office fixtures and safes.
Office machines and equipment (manual and electric).
Restaurant fixtures and equipment.
School and office supplies, including carbon paper, but no other paper.
Scientific and technical instruments, apparatus and supplies (except those covered by Maximum Price Regulation No. 136, as amended).
Store machines, fixtures and equipment, including:
  Store displays and display fixtures.
  Dispensers.
  Vending machines (coin operated).
  Time clocks.
  Measuring devices for yard goods, screens, linoleums, etc.
Signs, electric, mechanical, etc.
Shelving.
Tool cases.
Name plates.

[Subparagraph (2) amended by Am. 16, 8 F.R. 9836, effective 7-20-43; Am. 27, 8 F.R. 17415, effective 1-3-44; Am. 30, 9 F.R. 3095, effective 3-27-44; and Am. 45, 9 F.R. 14358, effective 12-11-44. Subparagraph heading amended by Am. 74, 11 F.R. 2517, effective 3-7-46]

(3) Floor coverings, including, but not limited to: All floor coverings, except terry cloth bath mats, and wool floor coverings subject to Revised Price Schedule No. 57.[6]

Carpet lining.

[Subparagraph (3) amended by Am. 16, 8 F.R. 9836, effective 7-20-43]

(4) *Furniture,* including, but not limited to: All types of furniture manufactured from any new material or from new materials and used inner spring units, used filling materials, used upholstery frames, or used joinery hardware, for any purpose to be used in any location, and any other articles manufactured from new materials which are made to serve the functional purposes of furniture.
  Furniture frames.
  Assembled wood furniture parts.
  Hammocks.

[Subparagraph (4) amended by Am. 16, 8 F.R. 9836, effective 7-20-43; Am. 28, 9 F.R. 1912, effective 2-23-44; Am. 35, 9 F.R. 5375, effective 5-23-44; Am. 40, 9 F.R. 10246, effective 8-28-44; Am. 49, 10 F.R. 2245, effective 3-1-45; and Am. 64, 10 F. R. 8937, effective 7-23-45. Subparagraph heading amended by Am. 74, 11 F.R. 2517, effective 3-7-46)

(5) Hardware, tools and appliances (except those covered by Maximum Price Regulation No. 136 as amended), including, but not limited to:

[Above paragraph amended by Am. 61, 10 F.R. 7260, effective 6-20-45 and Am. 74, 11 F.R. 2517, effective 3-7-46]

(i) Carpenters' tools, including:

Saws.
Chisels.
Hammers
Hatchets
Planes.
Non-mechanical rules and tapes.
Auger bits and braces.
Hand drills.
Levels.
Squares.
Miter boxes.
Screw drivers.
Etc.

(ii) Mechanics' tools, including:

Crow bars.
Wrecking bars.
Pinch bars.
Blow torches and fire pots.
Bench grinders.
Hammers.
Wrenches
Snips
Hacksaw frames.
Lanterns.
Oilers.
Pliers.
Punches.
Tackle blocks.
Trowels.
Handles (except wood handles).
Winches.
Etc.

[6] 7 F.R. 1314, 2000, 2132, 9053, 8948; 8 F.R. 1120, 6053; 9 F.R. 526; 10 F.R. 12652; 11 F.R. 404.

[Subparagraph (ii) amended by Am. 16, 8 F.R. 9836, effective 7-20-43; Am. 24, 8 F.R. 14622, effective 11-1-43; Am. 59, 10 F.R. 6843, effective 6-12-45; and Am. 61, 10 F.R. 7260, effective 6-20-45]

(iii) Farm and garden tools and supplies including:

Axes.
Corn planters.
Curry combs.
Grass hooks.
Brush hooks.
Corn and cane knives.
Machetes.
Wheelbarrows.
Couplings, clamps, and nozzles, for garden hose only.
Hog scrapers.
Hog and bull rings.
Huskers.
Post hole diggers and augers, hand operated.
Pruning equipment.
Scythes and snaths.
Hedge, grass, and pruning shears.
Shovels.
Forks, hoes, rakes, etc.
Lawnmowers and rollers (except horse and tractor drawn and garden tractors).
Sprayers and dusters of the simple pump type which are hand held and hand operated.
Garden hose nozzles
Lawn sprinklers

[Subparagraph (iii) amended by Am. 16, 8 F.R. 9836, effective 7-20-43; Am. 38, 9 F.R. 8232, effective 7-24-44; and Am. 59, 10 F.R. 6843, effective 6-12-45; and Am. 64, 10 F.R. 8937, effective 7-23-45]

(iv) Coal miners' tools, including:

Coal picks.
Pinch bars.
Augers.
Needles.
Tampers.
Wedges.
Carbide lamps.
Etc.

(v) Horseshoes and horseshoe nails.
(vi) Ice tools, including:

Saws.
Tongs.
Etc.

(vii) Logging tools, including:

Cant hooks.
Peavies.
Pike poles.
Etc.

(viii) Stove and furnace pipe and elbows.
(ix) Saddlery and parachute hardware, including:

Buckles.
Loops.
Rings.
Etc.

[Subparagraph (ix) amended by Am. 16, 8 F.R. 9836, effective 7-20-43]

(x) Heavy goods, including:

Sledges.
Wedges.
Picks.
Mattocks.
Mauls.
Etc.

(xi) Game traps.
(xii) Pushcarts.
(xiii) Weather stripping.
(xiv) Seafood harvesting tools.

[Subparagraph (xiv) added by Am. 45, 9 F.R. 14358, effective 10-11-44]

(6) Household appliances, electrical and other, including, but not limited to:

Household sewing machines.
Ice refrigerators.
Household dehydrators.
Air conditioning equipment (excluding built-in system).
Evaporative coolers.
Small electrical household appliances.
Heating appliances, including:
  Bakers.
  Boilers.
  Broilers.
  Buffet servers.
  Casseroles.
  Coffee makers.
  Cookers.
  Chafing dishes.
  Driers (clothes and hair)
  Heaters (space and immersion)
  Hot plates, grills, and table stoves, except those using gas as fuel
  Irons (curling).
  Irons (flat).
  Irons (waffle).
  Kettles.
  Heating pads.
  Lighters (cigarette, etc.).
  Percolators.
  Ovens (portable).
  Pressers (trouser and tie).
  Roasters.
  Sterilizers.
  Toasters.
  Vaporizers.
  Warmers (bottle and plate).
  Etc.
Power appliances, including:
  Freezers (ice cream, domestic).
  Mixers and juice extractors.
Fans (except those covered by Revised Maximum Price Regulation No. 136) of the following types: portable, pedestal, ceiling, wall mounted and window fan sets.
Vibrators.
Vaporizers and humidifiers.
Electric shavers.
Etc.

[Subparagraph (6) amended by Am. 16, 8 F.R. 9836, effective 7-20-43; Am. 51, 10 F.R. 3196, effective 3-28-45; Am. 64, 10 F.R. 8937, effective 7-23-45; Am. 68, 10 F.R. 12773, effective 10-16-45; Am. 71, 10 F.R. 13814, effective 11-14-45 and Am. 75, 11 F.R. 3359, effective 4-3-46. Subparagraph heading amended by Am. 74, 11 F.R. 2517, effective 3-7-46]

(7) Miscellaneous housewares, including, but not limited to:

Cooking utensils.
Cutlery.
Cleaning supplies (mops, brooms, etc.)
Cabinets.
Bathroom equipment.
Fireplace equipment.
Galvanized ware, tin, and painted tinware.
Kitchen tools and gadgets.
Woodenware and baskets (except shipping baskets).
Brushes (except industrial power-driven brushes).
Window shades.
Drapery hardware.
Scissors and shears.
Vacuum bottles and specialties.
Carpet sweepers.
Unfinished furniture
Venetian blinds.
Awnings.
Wood slat shades.
Wood spoons, forks, etc.
Coffee makers and accessories.
Filter papers for coffee makers.
Window shade rollers.
Etc.

[Subparagraph (7) amended by Am. 16, 8 F.R. 9836, effective 7-20-43; Am. 61, 10 F.R. 7260, effective 6-20-45; Am. 64, 10 F.R. 8937, effective 7-23-45; and Am. 79, 11 F.R. 4699, effective 4-26-46. Subparagraph heading amended by Am. 74, 11 F.R. 2517, effective 3-7-46]

(8) Commercial kitchen equipment. Commercial and institutional kitchen equipment, irrespective of the type of fuel used, for use in hotels, restaurants, schools, hospitals, industrial and public cafeterias, and similar establishments, including, but not limited to:

Ranges.
Broilers, including salamanders and combination types.
Automatic deep fat fryers.
Bain maries.
Roasting ovens.
Baking ovens (sectional and cabinet types).
Baker stoves.
Steam jacketed kettles.
Stock kettles (electric).
Vegetable steamers—commercial.
Steam tables.
Warming ovens.
Plate warmers.
Hot plates.
Griddles.
Automatic egg boilers.
Coffee urns and coffee-making systems.
Toasters—commercial (gas).
Toasters—commercial, over 2 slices (electric).
Dishwashers—commercial.
Glasswashers—commercial.
Silver burnishers.
Mixers.
Choppers.
Slicing machines.
Potato peelers.
Coffee grinders—commercial.
Chopping blocks.
Pot racks.
Pot sinks and vegetable sinks.
Canopies
Etc.

[Subparagraph heading amended by Am. 74]

(9) Marine articles including, but not limited to:

Life buoys and preservers not governed by MPR 403.[7]
Outboard motors (portable).
Boats and canoes, all boats and canoes under 25' except those with inboard motors.
Life-saving equipment except articles covered by Maximum Price Regulations Nos. 149,[8] 157,[9] 220,[10] or 403.

[Subparagraph (9) amended by Am. 16, 8 F.R. 9836, effective 7-20-43; and Am. 38, 9 F.R. 8232, effective 7-24-44. Subparagraph heading amended by Am. 74, 11 F.R. 2517, effective 3-7-46]

(10) Personal and household accessories, including, but not limited to:

[Subparagraph heading amended by Am 74, 11 F.R. 2517, effective 3-7-46]

(i) Household accessories, decorations, and giftware, including:

Baskets.
Screens, decorative.
Etc.

[Subparagraph (i) amended by Am. 12, 8 F.R 5759, effective 5-1-43]

(ii) Notions, including:

Buckles.
Buttons.
Clasps.
Fasteners, slide and snap.
Feathers and plumes.
Hooks and eyes.

[7] 8 F.R. 7498, 8837, 10419, 10434, 16406, 16743; 9 F.R. 1116, 1318; 10 F.R. 12742.

[8] 8 F.R. 10813, 13172, 15255; 9 F.R. 396; 10 F.R. 7623, 9526, 12741, 13215, 14250, 14446; 11 F.R. 1619, 2179.

[9] 9 F.R. 11059; 10 F.R. 776, 1910, 3014, 6307, 8979.

[10] 8 F.R. 16689; 9 F.R. 1116, 6431, 7198, 9650; 10 F.R. 1747, 4599, 12084, 12160, 12741, 13310; 11 F.R. 2179.

Needles—hand, knitting, and crochet.
Pins—safety, straight, hat, bobby, and hair.
Thimbles.
Toilet Sets.
Combs.
Vanities.
Compacts.
Military insignia (except fabric).
Military buttons.
Barettes.
Buttonhooks.
Glove stretchers.
Hair curlers.
Hair nets.
Measuring tapes.
Sewing kits.
Sewing boxes.
Beads.
Shoetrees.
Etc.

[Subparagraph (ii) amended by Am. 12, 8 F.R. 5759, effective 5-1-43; and Am. 16, 8 F.R. 9836, effective 7-20-43]

(iii) Luggage, including:

Briefcases.
Club bags.
Dress trunks.
Finished cases made of wood, leather, fabricated canvas, etc., for carrying scientific, medical and other instruments.
Fitted cases.
Overnighters.
Gladstones.
Band trunks.
Hat and shoe boxes (except paper).
Sample cases.
Sample trunks.
Steamer trunks.
Suitcases.
Two suiters.
Wardrobe trunks.
Zipper bags.
Train boxes.
Etc.

(iv) Glassware including:

Artware and specialties.
Bar glassware.
Cooking glassware.
Cut glassware.
Decorated glassware.
Desk glassware.
Engraved glassware.
Etched glassware.
Glass novelties.
Heat-resisting glassware.
Hotel and institution glassware.
Household glassware.
Illuminating glassware.
Kitchen glassware.
Lamp chimneys and lantern globes except those covered by Maximum Price Regulation No. 136, as amended.
Private mould glassware.
Soda fountain glassware.
Table glassware.
Tumblers.
Glass bottles and containers including home canning jars and closures.

[Subparagraph (iv) amended by Am. 13, 8 F.R. 7107, effective 5-31-43; and Am. 38, 9 F.R. 8232, effective 7-24-44]

(v) Mirrors.

(vi) Pottery (except those articles covered by Maximum Price Regulation No. 116[11] including:

Art pottery.
Stoneware.
Flower pots.
Etc.

[Subparagraph (vi) amended by Am. 64, 10 F.R. 8937, effective 7-23-45]

[11] 7 F.R. 3036, 3858, 6474, 7203, 8939, 8948; 8 F.R. 16995; 9 F.R. 393, 13524, 14536; 10 F.R. 1547, 4265.

(vii) Decorative accessories.

(viii) Silverware, including:

Silverplated flatware.
Silverplated hollow-ware.
Sterling silver flatware.
Sterling silver hollow-ware.
Etc.

(ix) Miscellaneous plated ware (chrome plate, nickel plate, etc.).

(x) Jewelry:

Precious (gold, platinum, silver, etc.).
Nonprecious (gold plate, gold filled, etc.), (except jewelry exempted from the General Maximum Price Regulation by the provisions of Amendment No. 9 thereto.)
Novelty.
Men's accessories, including:
Collar pins and buttons.
Cuff links.
Key chains.
Belt buckles.
Medals and badges.
Metal watch bands.
Etc.
Women's novelty jewelry, including:
Compacts and vanity cases.
Lockets.
Earrings.
Jewelry findings.
Etc.

[Subparagraph (x) amended by Am. 64, 10 F.R. 8937, effective 7-23-45]

(xi) Clocks and watches, except those watches which have imported movements. Clocks and watches include:

Clock cases, containers, guards.
Watch cases, containers, guards.
Electric clocks (except those covered by Maximum Price Regulation No. 136, as amended).
Spring clocks, including:
Alarm, Decorative, Etc.
Watch and clock parts, except jewels, springs and printed dials.

[Subparagraph (xi) amended by Am. 22, 8 F.R. 12186, effective 9-2-43; and Am. 45, 9 F.R. 14358, effective 12-11-44]

(xii) Portable lamps and shades (other than industrial lighting fixtures) including:

Boudoir lamps.
Desk lamps.
Floor lamps.
Table lamps.
Novelty lamps.
Wall lamps.
Oil lamps.
Torchiers.
Lamp shades.
Parts (except electrical) for portable lamps and lamp shades.

[Subparagraph (xii) amended by Am. 38, 9 F.R. 8232, effective 7-24-44; Am. 50, 10 F.R. 2479, effective 3-7-45. Am. 76, 11 F.R. 3259, effective 3-26-46, and Am. 77, 11 F.R. 3892, effective 4-8-46]

(xiii) Electric light bulbs (other than radio tubes) including:

Arc.
Carbon.
Fluorescent.
Gaseous.
Incandescent.
Therapeutic.
Etc.

(xiv) Pictures and picture frames and mirror frames, including:

Pictures, framed.
Frames—photograph, picture, and mirror.

(xv) Optical goods, including:

Finished and semi-finished lenses for optical, ophthalmic, and scientific use.
Eye glass and spectacle cases.
Eye glass and spectacle frames and mountings.
Lenses for eye glasses and spectacles, white and colored.
Scientific optical instruments, including:
Microscopes and accessories.
Optical measuring instruments.
Scientific refracting instruments for oculists and optometrists.
Ophthalmic chairs, stools, tables, etc.
Ophthalmic units.
Refracting units.
Sun glasses and goggles.
Artificial eyes.
Binoculars.
Field glasses.
Opera glasses.
Telescopes.
Shooting glasses.
Contact lenses.
Prisms.
Magnifying glasses.
Loupes.
Readers.
Etc.

[Subparagraph (xv) amended by Am. 25, 8 F.R. 14766, effective 11-3-43; and Am. 38, 9 F.R. 8232, effective 7-24-44]

(xvi) Meteorological instruments (for household, office and advertising use only).

Barometers.
Hygrometers.
Thermometers.

(xvii) Compasses (except marine and aircraft).

(xviii) Smokers' articles (except tobacco, cigars, and cigarettes), including:

Cigarette cases.
Cigarette and cigar holders, pipes, pouches, etc.
Pipe cleaners.
Cigarette lighters.
Etc.

(xix) Umbrellas and canes.

(xx) Hair goods, including:

Braids.
Etc.

[Subparagraph (xx) amended by Am. 12, 8 F.R. 5759, effective 5-1-43]

(xxi) Military type kits and bags made of canvas, duck, imitation leather and leather; unfitted and fitted, including drugs, toiletries, notions, sewing and shoe shine equipment.

Duffle bags.
Money belts and pockets.
Apron kits, fitted and unfitted.

[Subparagraph (xxi) added by Am. 16, 8 F.R. 9836, effective 7-20-43]

(11) Radio accessories, and phonographic equipment and accessories, including, but not limited to: Radio accessories and phonograph equipment and accessories such as cabinets and cases for radios, phonographs, records, record players and speakers; acoustic phonographs (non-electrically amplified phonographs); recording styli; play-back needles; recording blanks; and record cleaning devices.

NOTE: Phonograph records are covered by Maximum Price Regulation 263 and the General Maximum Price Regulation.

[Subparagraph (11) amended by Am. 39, 9 F.R. 9836, effective 8-16-44; Am. 70, 10 F.R. 13551, effective 10-30-45 and Am. 72, 11 F.R. 678, effective 1-21-46. Subparagraph heading amended by Am. 74, 11 F.R. 2517, effective 3-7-46]

(12) Musical instruments, parts, and accessories, including, but not limited to toy and novelty musical instruments.

[Subparagraph (12) amended by Am. 74]

(13) Photographic and photo copying equipment, and allied supplies, including, but not limited to:

Cameras and photographic films, equipment, accessories, and materials, except chemicals.
Motion picture cameras, projectors, and apparatus.
Photocopying (including photostating and micro-filming) machines, apparatus and supplies.

[Subparagraph (13) amended by Am. 74, 11 F.R. 2517, effective 3-7-46, and Am. 77, 11 F. R. 3892, effective 4-8-46]

(14) Sporting goods made of new materials (except clothing and shoes) and reprocessed golf balls with used centers.

[Subparagraph (14) amended by Am. 16, 8 F.R. 9836, effective 7-20-43]

(15) Toys and games.

(16) Wheel goods, including, but not limited to:

Baby carriages.
Bicycles.
Bicycle accessories and parts, except tires and tubes.
Go-carts.
Motor bicycles, motor scooters, and power cycles.
Wheel chairs.

[Subparagraph (16) amended by Am. 47, 9 F.R. 14725, effective 12-18-44; subparagraph heading amended by Am. 74]

(17) Health supplies, equipment and subassemblies thereof, not including drugs, chemicals and medicines except when packed in and sold as a part of first aid kits; and not including rubber drug sundries covered by MPR No. 300.[12] This category includes, but is not limited to:

[Above paragraph amended by Am. 16, 8 F.R. 9836, effective 7-20-43 and Am. 74, 11 F.R. 2517, effective 3-7-46]

(i) Surgical instruments, equipment and supplies.

(ii) Dental instruments, equipment and supplies.

(iii) Veterinarian instruments, equipment and supplies.

(iv) Hospital, examining room, and diagnostic equipment and supplies.

(v) Electro-medical equipment and supplies (including x-ray and electric-therapeutic).

(vi) Anesthesia, oxygen and respiratory equipment and supplies.

(vii) Hypodermic equipment.

(viii) Corrective equipment, including knitted elastic corrective garments, trusses, etc.

(ix) Fracture equipment and supplies.

(x) Prosthetic devices, appliances, and supplies, except artificial limbs and orthopedic appliances.

[Subparagraph (x) revoked; former (xi), (xii) and (xiii) redesignated (x), (xi) and (xii) by Am. 25, 8 F.R. 14766, effective 11-3-43. New subparagraph (x) amended by Am. 25]

(xi) Other health supplies:

(a) Sutures and suture needles.
(b) Clinical thermometers.
(c) Surgical dressings and surgical dressing materials.
(d) First aid kits.
(e) Exercise machines and devices. Etc.

(xii) Parts and sub-assemblies designed especially for the foregoing items in this subparagraph 17 except those covered by Maximum Price Regulations Nos. 136 and 147.[13]

[12] Revised: 10 F.R. 4140, 7530; 12084, 12741.
[13] Revised: 9 F.R. 7603; 14184.

[Subparagraph (xii) amended by Am. 61, 10 F.R. 7260, effective 6-20-45]

[Subparagraph (18) revoked; former (19), (20) and (21) redesignated (18), (19) and (20) by Am. 25]

(18) Industrial safety equipment, not including shoes, and scientific instruments covered by Maximum Price Regulation No. 136, as amended. This category includes, but is not limited to:

Clothing designed for protection against specific industrial hazards: coats, pants, suits, aprons, sleeves, gloves, and like articles containing (1) metal or mineral insulation or reinforcement (such as asbestos); or (2) fabric or leather specially treated to resist extreme heat, extreme cold or chemical reagents.

Gloves, sleeves, aprons and like articles made of natural, synthetic and substitute rubber are not covered, but are under the jurisdiction of Maximum Price Regulation Nos. 220 or 330.[14] Work clothes and work gloves (whether of fabric or leather) without the features enumerated are excluded.

Gas Masks.
Goggles, faceshields, goggle cases, etc.
Helmets, safety hats, etc.
Protective shields, sleeves, toe guards, etc.
Respirators.
Safety lamps.

[Subparagraph (18), formerly (19), amended by Am. 16, 8 F.R. 9836, effective 7-20-43; and Am. 38, 9 F.R. 8232, effective 7-24-44. Subparagraph heading amended by Am. 74, 11 F.R. 2517, effective 3-7-46]

(19) Rope and cordage, including, but not limited to:

Rope and cordage including grommets made from rope (except those manufactured from cotton and synthetic fibers).
Rope halters.
Wrapping twines (except cotton).

[Subparagraph heading amended by Am. 74, 11 F.R. 2517, effective 3-7-46]

(20) Unclassified articles:

Ammunition for small arms, but not including tear gas equipment.
Amusement machines, coin operated.
Automobile seat coverings.
Bells, hand (except dinner bells).
Butcher saws.
Dry cell batteries.
Fire extinguishers.
Portable battery lights, including flashlights, hand lanterns, etc., and batteries and accessories used for such lights.
Hearing aids (electric), hearing aid batteries, and accessories.
Jewelers' tools.
Manually operated tire pumps.
Pocket knives.
Spittoons and cuspidors.
Razors.
Razor blades.
Water coolers.
Christmas tree ornaments.
Christmas trees, artificial.
Cork stoppers.
Finished flag poles and staffs.
Bird leg bands.
Poker chips.
Hand cuffs, billies, etc.
Manufactured chalk for billiard, bowling, carpenters, drawing, tailor, etc., use.
Candles.
Wire baskets for commercial use.
Wallets, coin purses, billfolds and small leather goods other than women's and children's hand bags, pocketbooks and purses.
Gas mantle rings.
Automobile steering wheel covers.
Christmas tree holders and stands.
Ladders.
Household sewing machine cabinets.
Mechanical refrigerator cabinets.
Thermostats for use in gas and electric cooking ranges.
Fountain pens.
Fountain pen and mechanical pencil sets.
Mechanical pencils.
Specialty display boxes (other than paper) in which individual items of consumer durable goods (such as fountain pens, watches, razors, jewelry, etc.) are customarily packaged and sold.
Silverware chests.
Linoleum and felt-base wall coverings.

[Subparagraph (20), formerly (21), amended by Am. 8, 8 F.R. 3788, effective 3-31-43; Am. 12, 8 F.R. 5759, effective 5-1-43; Am. 16, 8 F.R. 9836, effective 7-20-43; Am. 38, 9 F.R. 8232, effective 7-24-44; Am. 43, 9 F.R. 13667, effective 11-20-44; Am. 49, 10 F.R. 2245, effective 3-1-45; Am. 57, 10 F.R. 6309, effective 6-4-45; Am. 66, 10 F.R. 9928, effective 8-14-45; Am. 68, 10 F.R. 12773, effective 10-16-45; Am. 73, 11 F.R. 2379, effective 3-12-46; Am. 74, 11 F.R. 2517, effective 3-7-46; Am. 77, 11 F.R. 3892, effective 4-8-46 and Am. 79, 11 F.R. 4699, effective 4-26-46]

[§ 1499.166 amended by Am. 4, 8 F.R. 537 and as otherwise noted]

§ 1499.167 [Revoked]

[§ 1499.167 added by Am. 9, 8 F.R. 3850, effective 4-2-43; amended by Am. 11, 8 F.R. 4931, effective 4-21-43; Am. 14, 8 F.R. 8751, effective 6-24-43; Am. 17, 8 F.R. 10433, effective 7-30-43; Am. 19, 8 F.R. 11037, effective 8-12-43; Am. 20, 8 F.R. 12406, effective 9-11-43; Am. 25, 8 F.R. 14766, effective 11-3-43; Am. 29, 9 F.R. 2556, effective 3-10-44; Am. 31, 9 F.R. 3858, effective 4-15-44; Am. 32, 9 F.R. 4396, effective 4-29-44; Am. 33, 9 F.R. 4506, effective 5-2-44; Am. 34, 9 F.R. 4882, effective 5-11-44; Am. 37, 9 F.R. 7858, effective 7-17-44; Am. 42, 9 F.R. 11760, effective 9-28-44; Am. 51, 10 F.R. 3196, effective 3-28-45; Am. 52, 10 F.R. 3224, effective 3-31-45; Am. 56, 10 F.R. 6309, effective 6-4-45; Am. 57, 10 F.R. 6309, effective 6-4-45; Am. 65, 10 F.R. 9109, effective 7-30-45 and revoked by Am. 77, 11 F.R. 3892, effective 4-8-46]

§ 1499.168 *Appendix C.* Manufacturers' maximum prices for the following articles of consumer durable goods must be established under this regulation:

NOTE: The categories set forth below are not intended to include any articles which are not also included in Appendix A.

(a) Paints and varnishes, including but not limited to:
Ready-mixed paints of all types (interior and exterior).
Paste and semipaste paints.
Putty.
Fillers.
Oil, varnish, and spirit stains.
Paint and varnish remover.
Colors in oil.
White lead in oil.
Zinc white in oil.
Marine paints.
Aqueous (water) paints.
Calcimine.
Compounds:
Calking.
Waterproofing (integral and hardeners).
Pipe.

(b) (1) The following articles of bedding:
Box springs, made with new and used coils or new and used filling materials.
Cots (including folding and rollaway), made of all new materials.

[14] Revised: 9 F.R. 11350; 10 F.R. 331; 9960; 11 F.R. 997, 2985.

Double-duty sleep equipment, made of new or used materials (including studio couches, sofa beds, lounges, chair beds, love seats, and sliding couches).
Double-deck beds, made of all new materials.
Sisal pads, made with new or used materials.
High chair, play yard, basket and nursery seat pads, and other nursery pads, made with new or used filling materials.
Cotton wadding and batting, made from new and used materials (but not including dry goods cotton wadding and batting sold by the manufacturer directly to retailers).
Mattresses and mattress pads, made with new and used innerspring units or new and used filling materials.
Comforters.
Bedsprings which are made as integral parts of non-metal beds.
Hand tied inner-constructions for box-springs made of all new materials.

(2) The following household furniture and furniture parts:

All types of household furniture manufactured from any new material or from new materials and used innerspring units, used filling materials, used upholstery frames, or used joinery hardware, for any purpose to be used in any location, and any other articles manufactured from new materials which are made to serve the functional purposes of furniture: (this includes but is not limited to unfinished furniture; lawn and beach furniture; juvenile furniture; and cardboard wardrobes, storage chests and utility cabinets).
Furniture frames.
Assembled wood furniture parts.

[Subparagraph (2) amended by Am. 80, effective 6-3-46]

(3) All floor coverings except terry cloth bath mats and wool floor coverings subject to Revised Price Schedule No. 57.
Carpet lining.

(4) The following articles of hardware:

(i) The following types of carpenters', mechanics' and miscellaneous hand tools:

Adzes.
Auger bits and braces, hand.
Auto mechanics' tools.
Axes.
Bars.
Blow torches and firepots.
Calipers
Caulking tools.
Cement workers', masons' and plasterers' hand tools.
Chisels.
Dividers.
Drills and drill points.
Hammers.
Hatchets.
Knives, draw.
Levels.
Logging tools.
Nail pullers.
Planes.
Pliers.
Punches.
Rules and tapes.
Saws, including hacksaw frames.
Screw drivers.
Snips.
Soldering irons.
Squares
Wrenches, including sockets and drivers.

(ii) Heavy forged iron tools (all types listed in Department of Commerce Circular "Forged Tools, Simplified Practice Recommendation R 17", such as bars, mattocks, mauls, picks, sledges, wedges, etc.)

(iii) The following farm and garden tools:

Forks, handled.
Hoes and rakes, but not lawn rakes.
Post hole diggers and augers, hand operated.
Pruning equipment, but not hedge shears.
Scythes and snaths
Shovels, scoops and spades, but not snow shovels.
Sprayers and dusters, hand operated, insecticide.
Weeders and cultivators, long handled.

[Subparagraph (iii) amended by Am. 80, effective 6-3-46]

(iv) The following miscellaneous hardware articles:
Fitted tool cases and kits.
Lanterns, oil, kerosene, gasoline.
Lawn mowers, hand operated.
Oilers.
Wheelbarrows.

(5) The following household appliances:

Household sewing machines.
Household dishwashers.
Air conditioning equipment, portable, under one horse power.
Small electrical appliances, as defined in Order No. 6 under § 1499.159e of MPR No. 188 (except pedestal, portable and wall fans with blades over 20 inches in diameter).
Acoustically amplified phonographs.

(6) Household ice refrigerators.
(7) The following articles of housewares:

Bath scales.
Bathroom and closet fixtures.
Shower curtains and shower curtain sets.
Carpet sweepers, hand operated.
Carving and kitchen knives and forks.
Casseroles, cookers and canners.
Clothes wringers.
Coffee makers and parts.
*Dish pans and wash basins.
Food choppers and extractors.
*Garbage and ash cans.
Hand operated washing machines.
Home canning jars and closures.
*Metal articles used for the preparation, storage, and service of foods and beverages, but not including vacuum bottles or specialties; and not including kitchen gadgets or kitchen tools such as can openers, can sealers, bottle cappers, spice grinders, spatulas, basting spoons, potato mashers, egg beaters, etc.
Metal pails and tubs.
Portable ovens, household.
Pottery for cooking or table use.
Ironing boards.
Washboards.

[*Items added by Am. 80, effective 6-3-46. Items "Aluminum, Enameled, Cast Iron, Galvanized, Japanned, Magnesium and Stainless Cooking Utensils and Housewares, including Garbage and Ash Cans" and "Wire Housewares" deleted by Am. 80.]

(8) Luggage, including but not limited to:

Briefcases.
Club bags.
Dress trunks.
Finished cases made of wood, leather, fabricated canvas, etc., for carrying scientific, medical and other instruments.
Fitted cases.
Overnighters.
Gladstones.
Hand trunks.
Hat and shoe boxes (except paper).
Sample cases.
Sample trunks.
Steamer trunks.
Suitcases.
Two suiters.
Wardrobe trunks.
Zipper bags.
Train boxes.
Military type handbags.
Etc.

(9) The following articles of glassware:

Cooking ware.
Mixing bowls.
Cutware.
Dishes.
Kitchenware.
Heat resistant glassware.
Lamp chimneys.
Lantern globes.
Illuminating glassware.
Tableware.
Tumblers.
Hotel and institutional glassware.

(10) Mirrors.
(11) Portable lamps and shades (other than industrial lighting fixtures) including:

Boudoir lamps.
Desk lamps.
Floor lamps.
Table lamps.
Novelty lamps.
Wall lamps.
Oil lamps.
Mantle lamps.
Torchiers.
Hurricane lamps (electrical or oil).
Lamp shades.
Etc.
Parts (except electrical) for portable lamps and lamp shades.

(12) Table flatware (tableware and cutlery, sterling silver, silver plated, or base metal).

(13) Clocks and "clock-type" watches, clock movements, and watch and clock cases.

(14) The following wheel goods, parts, and accessories:

Bicycles, bicycle accessories, and parts (except tires and tubes).
Motor scooters.
Tricycles and velocipedes.
Baby carriages, strollers, and walkers.
Beach carts.
Scooters.
Sidewalk bikes.
Wagons with metal bodies longer than 18 inches.
Wheeled play cars.

(15) The following optical goods:

Finished and semi-finished lenses for optical, ophthalmic, and scientific use.
Cases, frames, and mountings for eye glasses, spectacles, sun glasses, and goggles.
Sun glasses.
Goggles and goggle lenses (except those classified as industrial safety equipment).

(16) The following health supplies and equipment:
Wheel chairs.
Crutches.
First aid kits.

[Items "Adhesive plaster and tape", "Surgical bandages", "Absorbent cotton", "Surgical dressings", and "Surgical gauze" deleted by Am. 80, effective 6-3-46]

(17) The following business and store machines:

Accounting machines.
Adding machines.
Addressing machines.
Bookkeeping machines.
Calculating machines.
Cash registers and devices in which a cash register or its basic mechanism is a component part.
Dictating machines.
Duplicating machines.
Fare registering machines.
Recording machines.
Stenographic machines.
Typewriters.
Scales.
Food slicing and chopping machines.
Coffee grinders.

(18) The following articles of commercial equipment and supplies:

Commercial furniture and equipment, metal or wood, office, store or institutional of the following types:
Desks.
Cabinets.
Files.
Lockers.
Shelving.
Tables.
Chairs (but not including barber chairs, public seating equipment designed to be permanently attached to the floor, church pews, and benches).
Store display equipment of the following types: Cabinets, show cases, counters and shelving.
Commercial cooking utensils and pails.
Hotel and restaurant tables and chairs.
Tool boxes.
Safes, cash and bond boxes.

[Subparagraph (18) amended by Am. 80, effective 6-3-46]

(19) Funeral supplies (including caskets and metal burial vaults)
(20) The following miscellaneous articles:

Automobile seat coverings.
Therapeutic lamps.
Dry batteries.
Photographic equipment, accessories and supplies (including carrying cases).
Floor cleaning and polishing machines.
Fountain pens and mechanical pencils, and sets.
Venetian blinds.
Window shades.
Ink.
Buckles and parts, fasteners (slide and snap), and parts; hooks and eyes, clasps.
Thermostats for domestic cooking ranges.
Radio and phonograph cabinets.
Cabinets for household refrigerators.
Cabinets for household sewing machines.
Name plates.
Awnings.
Outboard motors.
Brooms.
Razors and razor blades.
Umbrellas.
Silverware chests.
Step ladders.
Window shade rollers.
Linoleum and felt-base wall coverings.

(c) Rope and cordage of the following types:

Rope and cordage including grommets made from rope (except those manufactured from cotton and synthetic fibers)
Rope halters.
Wrapping twines (except cotton).

[§ 1499.168 added by Am. 77, 11 F.R. 3892, effective 4-8-46; amended by Am. 79, 11 F.R. 4699, effective 4-26-46]

NOTE: All reporting and record-keeping requirements of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 29th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9146; Filed, May 29, 1946; 4:47 p. m.]

PART 1306—IRON AND STEEL

[MPR 4, Amdt. 6]

IRON AND STEEL SCRAP

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 4 is amended in the following respects:

1. The following paragraph (c) is added to section 10:

(c) Railroad steel scrap prepared by a dealer or moving through a dealer's yard or sold by any person other than a railroad as defined in this regulation, shall be classified and priced under section 7, and the maximum shipping point prices shall be the same as those established in section 8, and the maximum delivered prices shall be the same as those established in section 9, provided the seller delivers to the buyer a written warranty naming the railroad from which the scrap originated and stating that the scrap so sold is railroad scrap.

2. In section 23, Item 13 substitute for the words "industrial producer," the words "steel mill."

3. Section 26 (c) (2) is revoked.

4. In section 26 (c) (3) substitute for the words "War Production Board," the words "Civilian Production Administration."

This amendment shall become effective June 5, 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9202; Filed, May 31, 1946; 11:58 a. m.]

PART 1305—ADMINISTRATION

[SO 133, Amdt. 4]

INDIVIDUAL COMPANY ADJUSTMENT PROVISION FOR MANUFACTURERS OF CERTAIN PRODUCTS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Supplementary Order 133 is amended in the following respect:

1. The last sentence of section 4 (a) is amended to read as follows: "If only a part of his products is subject to adjustment the increase will be in an amount sufficient to compensate only for whatever loss there may be on those eligible products, except that this amount may not exceed his total loss on sales of all products. If, however, the portion of total loss attributable to eligible products, cannot be ascertained, then the increase will be in an amount sufficient to compensate for that proportion of the applicant's total loss which his sales of products subject to adjustment bear to his total sales of all products. (Computations in either case will assume that sales will be made at ceiling prices and in the same volume and proportions of products as was assumed in establishing the total prospective loss.)

This amendment shall become effective June 5, 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9223; Filed, May 31, 1946; 11:59 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[MPR 422,[1] Amdt. 72]

CEILING PRICES OF CERTAIN FOODS SOLD AT RETAIL IN GROUP 3 AND 4 STORES

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

Maximum Price Regulation 422, is amended in the following respects.

1. In section 19 (b) the word "Revised" is added before the words "Maximum Price Regulation 289".

2. In section 20 (a), in the second undesignated paragraph the word "Revised" is added before the words "Maximum Price Regulation 285".

3. In section 20 (g) the word "Revised" is added before the words "Maximum Price Regulation 271".

4. In section 20 (h) the phrase "fixed in Maximum Price Regulation 292 for sales by a packer" is amended to read "named in Maximum Price Regulation 426 for sales by growers or country shippers, f. o. b. shipping point".

5. In section 20 (i) the word "second" is added before the words "Revised Maximum Price Regulation".

6. In section 20 (m) the first sentence is amended to read as follows:

After you have figured a ceiling price under this regulation for an item of frozen fruits, berries or vegetables which is covered by a supplement to Food Products Regulation I, you must refigure your ceiling price for that item on the 15th day of each month.

7. In section 25b the word "second" is added before the words "Revised Maximum Price Regulation 269".

8. In section 29a the reference to section 1429.14 (e) of Revised Maximum Price Regulation 269 is changed to read "section 2.3 of Second Revised Maximum Price Regulation 269".

9. In section 39 (b) (4) the definition of "poultry" is amended to read as follows:

(4) *Poultry.* "Poultry" means all chickens, ducks, geese, and turkeys in any form, excluding "started" poultry sold for breeding purposes, canned poultry and cooked or smoked poultry. Poultry which is drawn by a retailer shall be priced in accordance with the provisions of section 20 (i). Poultry which is bought live, dressed or drawn and is sold by the retailer "cut-up" or in parts, shall be priced in accordance with the provisions of section 20 (j). The definition of "poultry" contained in section 3.5 (a) of Second Revised Maximum Price Regulation 269 (except the provisions of subparagraphs 1, 2, 3, 4, 20 and 21) shall apply to this regulation wherever applicable unless the context clearly requires otherwise. With respect to "frozen poultry" the first sentence of section 3.5 (a) (12) (ix) of Second Re-

[1] 10 F.R. 1505, 2024, 2297, 3814, 5570, 5577, 6235, 6514, 7251, 8015, 8656, 9272, 9263, 9430, 11303, 12264, 12265, 12810, 12992, 13073, 13593, 14146, 14447, 15466; 11 F.R. 348, 842, 841, 996, 1297, 1468, 2449, 2594.

vised Maximum Price Regulation 269 shall not apply.

10. Section 25a is deleted.

11. In section 38 (c) the following items are added in their alphabetical order:

Cereals mixed or coated with a confection in the proportion of ⅔ or more confection to ⅓ cereal by weight.

Salt not covered by section 3a (b) (37).

Spices in assorted sets contained in wooden or other type trays designed as permanent kitchen furniture.

Molasses sold for feeding purposes.

This amendment shall become effective June 5, 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9214; Filed, May 31, 1946; 11:55 a. m.]

PART 1381—SOFTWOOD LUMBER

[2d Rev. MPR 26]

DOUGLAS FIR AND OTHER WEST COAST LUMBER

Revised Maximum Price Regulation 26 is redesignated Second Revised Maximum Price Regulation 26 and is revised and amended to read as set forth below:

A statement of the considerations involved in the issuance of this regulation has been issued simultaneously herewith and has been filed with the Division of the Federal Register. The standards and specifications used in this regulation were, prior to such use, in general use in the Douglas fir lumber industry.

ARTICLE I—SCOPE OF THE REGULATION

Sec.

1. Prices higher than ceiling prohibited.
2. What products are covered.
3. What transactions are covered.
4. What persons are covered.

ARTICLE II—MAXIMUM PRICES AND TERMS OF SALE

5. Basic prices and cash discount.
6. Direct-mill retail sales.
7. Sales on delivered basis.
8. Mixed car or mixed truck shipments.
9. Sales for export.
10. Canadian lumber.
11. Alaskan lumber.
12. Items, services, or extras not listed.
13. Distributor's direct-mill sales.

ARTICLE III—SPECIFIC DUTIES AND PROHIBITED PRACTICES

14. Invoicing.
15. Records.
16. Prohibited practices.
17. Adjustable pricing.
18. Pricing rules.

ARTICLE IV—MISCELLANEOUS

19. Petitions for amendment.
20. Enforcement.
21. Licensing.
22. Grades.

ARTICLE V—PRICE TABLES

23. Douglas fir.
24. Other West Coast lumber. (Western hemlock and true fir.)
25. General notes.

ARTICLE VI—PRICE TABLES FOR EXPORT—"N" LIST

ARTICLE VII—TABLES OF ESTIMATED WEIGHTS

AUTHORITY: § 1381.51 issued under 56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; Pub. Law 108, 79th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; E.O. 9599, 10 F.R. 10155; E.O. 9651, 10 F.R. 13487; E.O. 9697, 11 F.R. 1691.

ARTICLE I—SCOPE OF THE REGULATION

SECTION 1. *Prices higher than ceiling prohibited.* (a) On and after May 31, 1946, regardless of any contract or other obligation, no person shall sell or deliver, buy or receive in the course of business, any Douglas fir or other West Coast lumber for direct-mill shipment at prices higher than the maximum prices fixed by this regulation, and no person shall agree, offer, or attempt to do any of these things.

(b) Prices lower than the maximum prices, may, of course, be charged and paid.

SEC. 2. *What products are covered.* (a) This regulation covers all Douglas fir (Pseudotsuga taxifolia). West Coast hemlock (Tsuga heterophylla and Tsuga mertensiana) and all species of true fir (Abies) lumber produced in those parts of Oregon, Washington, and Canada lying west of the crest of the Cascade Mountains, and in California and Alaska. Any such lumber produced in these areas is covered, regardless of the kind of mill or plant in which it is produced.

The regulation applies whether the particular item is specifically priced in the price tables or not, with the following exceptions:

Ungraded log-run lumber produced in Alaska and California which is covered in Section 30 of Revised Maximum Price Regulation 94.

Switch ties and cross ties, not covered by Article VI of this regulation, which are covered in Maximum Price Regulation 556—Western Railroad Ties and Wooden Mine Materials.

Mouldings, which are covered in Maximum Price Regulation 601—Softwood Mouldings.

Car strips, which are covered by RMPR 186.

Shingles, which are covered by Revised Maximum Price Regulation 164.

(b) If a mill is located in Oregon, Washington, or Canada, near the crest of the Cascade Mountains, or in California, and has customarily graded and sold its lumber under the Western Pine Association Grading Rules, it may apply to the Regional Office in the Area in which such mill is located for special permission to use the maximum prices established in Revised Maximum Price Regulation 94, instead of prices established in Second Revised Maximum Price Regulation 26. Such an application may be made by letter, and should be supported by evidence of the mill's actual practices in the past. The Regional Administrator in the area in which the mill is located may grant permission to use such maximum prices established in Revised Maximum Price Regulation 94 instead of Second Revised Maximum Price Regulation 26, as provided above.

SEC. 3. *What transactions are covered*—(a) *Direct-mill shipments.* The maximum prices for direct mill shipments apply to all shipments, other than those out of distribution yard stock, no matter who the seller is, and no matter whether he usually is known as a mill, wholesaler, retailer, or anything else.

(b) *How to tell a mill from a distribution yard.* The term "mill", as used here, covers what are known in the trade as sawmills, planing mills, and concentration yards. Three types of establishment are described below: The first, (1) a typical sawmill or planing mill; the second (2) a typical concentration yard; and the third, (3) a typical distribution yard. An establishment which resembles (1) or (2) more than it does (3) is considered a mill; and one which resembles (3) more than it does (1) or (2) is considered a distribution yard.

(1) "A typical sawmill or planing mill" is an establishment which is chiefly engaged in manufacturing lumber from logs or rough lumber by sawing or planing; which is located in or near a lumber producing area; which makes and sells chiefly Douglas fir and other west coast lumber;

(2) "A typical concentration yard" is an establishment which concentrates and prepares lumber for commercial shipment, which keeps in stock mostly Douglas fir and other west coast lumber, which has its lumber brought in chiefly in rough green form by truck from small local sawmills and sells chiefly for rail shipment, and which has been located at its particular site to be near the lumber producing area;

(3) "A typical distribution yard" is a wholesale or retail lumber yard as defined in 2d Revised Maximum Price Regulation 215—Distribution Yard Sales of Softwood Lumber.

(c) *No quantity limits.* There are no quantity limits on the transactions covered by this regulation. All direct mill sales, large or small, are covered.

SEC. 4. *What persons are covered.* Any person who makes the kind of sale or purchase described above, for himself or others, is subject to this regulation. The term "person" includes an individual, corporation, partnership, association or any other organized group, their legal successors and representatives, the United States or any government or any of their political subdivisions or any agency of any of the foregoing.

NOTE: Under the provisions of Revised Supplementary Order 44, Revised Maximum Price Regulation 26 is adopted and affirmed to be applicable to the Territory of Hawaii.

ARTICLE II—MAXIMUM PRICES AND TERMS OF SALE

SEC. 5. *Basic prices and cash discount*—(a) *Basic prices.* The maximum prices f. o. b. mill are set forth in article V—Price Tables.

(b) *Cash discount.* If cash is paid, the maximum price must be reduced by the seller's August 1941, cash discount. For example, if the August 1941 discount for cash was 2%, and the maximum price without discount according to this regulation is $30.00, the maximum price when cash is paid is $29.40. When a seller was not in business in August 1941, 2% cash discount must be allowed for payment within 10 days of date of invoice or date of bill of lading, whichever is later.

(c) The maximum prices in this regulation are the maximum prices which may be charged for lumber produced by a custom saw mill (or other producer) regardless of whether such custom saw mill manufactures such lumber for account of the owner of the timber or logs or for the account of the seller of the lumber.

SEC. 6. *Direct-mill retail sales.* An addition of $3.50 per thousand board feet may be made on a sale of less than 18,000 feet BM delivered by truck to any buyer who does not purchase for resale, where the shipment originates at a mill and the seller:

(a) Delivers the lumber to the job site at such time and in such manner as the buyer specifies. (See sec. 7 for permissible delivery charges.) Delivery by seller is not required on sales of 2,000 feet BM or less.

(b) Gives the buyer the privilege of exchanging the lumber and returning unused material; and

(c) Makes good any shortage promptly from stocks kept on hand for this purpose.

The size of the sale is determined by the total quantity involved in the transaction without regard to whether it is broken up into smaller orders or deliveries.

SEC. 7. *Sales on delivered basis*—(a) *Rail charges.* (1) Only two methods of selling are recognized by this regulation. Any other method is prohibited, as a device to evade the ceiling by manipulation of freight.

The two permitted methods are: on a delivered basis using the estimated weights in Article VII or on an f. o. b. mill basis with actual freight (figured of course, on actual weights) to be paid by the purchaser.

The two methods may not be combined in a single transaction; that is, a seller may not sell on a basis which gives him the benefit of favorable estimated weights but require the use of actual weights on items where estimated weights would be unfavorable to him. Note that sales described as "ceiling delivered", or as f. o. b. mill with freight paid or included to a given destination are to be treated as sales on a delivered basis. In such cases, the given estimated weights must be used. However, sales f. o. b. mill with seller to pay the freight to a stated destination and include it in his invoice to the buyer is a sale on an f. o. b. mill basis and settlement on the basis of the actual weights must be made.

(2) The estimated green weights may be used only when green lumber is actually specified and shipped.

(3) The transportation charge, when estimated weights are used, must be evened out to the nearest quarter-dollar per 1000 feet board measure or surface measure, as the case may be.

(b) *Common or contract carrier (other than rail).* Where transportation is by common or contract carrier (other than rail), only the actual cost of transportation may be added to the maximum f. o. b. mill prices established under this regulation. However, where any part of such transportation is by way of water shipments, no transportation charges accruing prior to lumber being placed f. a. s. may be added.

(c) *Private truck.* When shipment is by truck owned or controlled by the seller, the following amounts may be added for transportation: For distances up to and including 10 miles, $1.50 per M'; over 10 and up to and including 20 miles, $2.00 per M'; and over 20 and up to and including 30 miles, $2.50 per M'. Where the distance is greater than 30 miles the seller may charge the amount of the railroad charge at the carload rate for the most similar haul or $3.00 per M', whichever is greater. Distance as used in this paragraph, means the distance from the mill to the point of destination as measured by the speedometer. No addition may be made for the return trip. On sales under section 6 a minimum charge of $1.00 may be made.

(d) *Truck delivery after rail haul.* When truck delivery to yard or job site follows a rail haul, and is specified in the order, the actual cost of truck delivery may be added. This may include the actual cost of handling and reloading involved in transfer from rail cars to trucks.

(e) *All-truck haul.* When an all-truck haul ends in delivery to the job site, no special addition may be made above the charges provided in paragraphs (b) and (c) of this section.

(f) *Portland rate on delivered sales.* Regardless of other provisions in this section, on delivered sales to purchasers in California, if shipment originates at a mill in California from which the railroad freight rate to point of final destination within California is less than the rate from Portland, Oregon to the same destination, or if shipment originates at a mill in Oregon or Washington from which the railroad freight rate to point of final destination outside the states of Oregon or Washington is less than the rate from Portland, Oregon to the same destination, the addition for transportation may be computed by multiplying the appropriate estimated weight as shown in Article VII by the applicable freight rate from Portland, Oregon to the point of final destination. This provision does not apply to f. o. b. sales nor to direct-mill retail sales.

(g) *Government bill of lading.* Where shipment is made on government bill of lading, the maximum price payable to the shipper may be computed by determining what would be the maximum delivered price on the basis of estimated weights and commercial rates and subtracting therefrom the commercial rate times the actual weights.

SEC. 8. *Mixed car or mixed truck shipments.* (a) A $2.00 addition per M'BM may be charged for mixed car or mixed truck shipments. No addition may be made for mixed cargo shipment without special authorization under section 12.

(b) A mixed car shipment consists of four or more items as defined in paragraph (c) below, of at least 1000 board feet each. A mixed truck shipment consists of four or more items of at least 250 board feet each.

(c) For the purpose of paragraph (b) each of the following numbered groups of lumber products, regardless of species, whether covered by this or other price regulations, constitutes a separate item whether one or all classifications within a group are loaded:

1. Boards and strips (any working not listed below), dimension, plank and small timbers, timbers and box.
2. Flooring.
3. Siding.
4. Ceiling, partition.
5. Stepping.
6. Finish and clears, thick clears, shop.
7. Casing and base, mouldings.
8. Lath, shingle band sticks (12 M pieces minimum).
9. Corn cribbing, well curbing.
10. Gutter.
11. Silo stock (when worked to pattern).
12. Shingles, shakes, any species, stained or natural (20 squares minimum).

SEC. 9. *Sales for export.* Maximum prices f. a. s. vessel for lumber to be exported when graded in accordance with "N" Export Grading Rules adopted by the West Coast Lumbermen's Association and British Columbia Lumber and Shingle Manufacturers, Ltd., 1929, are set forth in Article VI of this regulation. Otherwise, the maximum prices for export sales are governed by Second Revised Maximum Export Price Regulation.

SEC. 10. *Canadian lumber.* The maximum prices for lumber produced in Canada, west of the crest of the Cascade Mountains, and imported into or resold in the United States are the maximum prices, f. o. b. car at mill, set forth in article V plus allowable additions under this regulation: *Provided, however,* That the amount added for transportation may not be greater than if the shipment had originated at Seattle, Wash.

SEC. 11. *Alaskan lumber.* (a) The basic maximum prices f. o. b. mill for shipments originating in Alaska and delivered to points within Alaska or outside the continental United States shall be the maximum f. o. b. mill prices set forth in Article V plus an amount equal to freight under the Maritime Commission's published freight rate from Seattle, Washington, to the mill's shipping point including surcharges, War Risk insurance, and wharfage and handling charges under the published Seattle Wharfage and Handling rate for comparable lumber.

(b) The basic maximum prices f. o. b. mill for shipments originating in Alaska and delivered to a buyer in the continental United States who does not purchase for resale shall be the maximum prices arrived at according to paragraph (a) above: *Provided,* That the seller, before shipping the lumber, obtains a written statement in duplicate from the buyer certifying that the lumber is not purchased for resale and showing the location of the job site where the lumber will be used. The seller shall, prior to the first shipment of the lumber, mail one of the duplicate copies of the buyer's statement to the Office of Price Administration, Region IX, Fisheries Building, Washington 25, D. C., with a covering letter showing the name and address of the buyer, a complete description (including the quantity and any other specification affecting the maximum price) of the lumber sold, and the price charged.

(c) For all other shipments originating in Alaska the regular basic maximum f. o. b. mill prices in Article V apply.

SEC. 12. *Items, services, or extras not listed.* (a) If a seller wishes to sell an

item which is not specifically priced in the price tables, or wishes to make an addition for special workings, specifications, services, or other extras for which additions are not specifically permitted, he must apply to the Lumber Branch, Office of Price Administration, Washington, D. C., for a maximum price. He must provide the following information:

(1) The requested price;

(2) A complete description of the item to be priced;

(3) The price differential between it and the most comparable item in the price tables, between October 1, 1941 and June 1, 1942, from the seller's own records, or if that is impossible, from the experience of the trade. If no established price differential existed, a detailed analysis of comparative value should be furnished.

(4) Applications under this section will be considered only when accompanied by a true copy of the order or customer's inquiry which forms the basis of the application, and a written statement by the purchaser showing that none of the items specifically priced in the regulation will serve the purpose for which the stock is to be used, and that it has been his custom to purchase lumber on these special specifications.

(b) As soon as the request has been filed, quotations and deliveries may be made at the requested price but the same shall be subject to approval by the OPA and payment may not be made until the price has been approved.

(c) In all cases where special prices have been approved by the Lumber Branch of the Office of Price Administration under § 1381.62 paragraph (g) of Maximum Price Regulation 26 or under section 12 of Revised Maximum Price Regulation 26, these special prices shall no longer apply if a specific price for the items is established by this regulation; but if no specific price is established in the price tables, the price approved under the earlier regulation shall continue in effect (except as provided in section 12 (e) below).

(d) On any sale involving a "nonlisted" price or addition contemplated by paragraph (a) of this section, if the seller, for any reason shall have failed to apply for approval of a maximum price under paragraph (a), the maximum price for the item sold shall be $15.00 per thousand board feet, which maximum price shall include all allowances or additions for grade, size, condition, special workings, specifications, or other extras.

(e) Each price approved by letter order under this section which specifies that the special price is based on, or related to, the price of a named item in one of the tables is automatically adjusted by the amount (dollars and cents) of any subsequent increase or decrease in the price of the basic item.

SEC. 13. *Distributors' direct-mill sales*—(a) *Definitions*—(1) *Direct-mill distributor.* A direct-mill distributor is a person who has been registered and assigned a registration number as required under paragraph (b) of this section, and who makes either a wholesale-type or commission-type sale of lumber covered by the regulation.

(2) *Wholesale-type sale.* A wholesale-type sale is a direct-mill sale in which the seller buys lumber from a mill or concentration yard or wholesaler and takes title to and delivers the lumber to the buyer in substantially the same form.

(3) *Commission-type sale.* A commission-type sale is a direct-mill sale through a commission-man. For purposes of this section, a commission man is a person who represents, and customarily sells lumber in carload quantities for two or more independently owned mills or concentration yards, receives his compensation from the mills in the form of commission based on the amount of the lumber sold, and operates independently of both buyer and seller.

(b) *Application for and granting of registration as a direct-mill distributor*—(1) *Application.* All persons desiring to operate as direct-mill distributors must apply to the Lumber Branch of the Office of Price Administration, Washington 25, D. C., for, and receive, a registration number before charging or receiving the additions provided in paragraph (c) of this section. Applications shall contain all information relative to the applicant's connection with any saw mills, concentration yards or other lumber producers which may have any bearing on the question of "control relationship" as described in paragraph (c) (5) of this section, including specifically any financial interest, any arrangement for distribution of profits, any loan arrangements, family relationship by blood or marriage, past employer-employee relationship, and any other direct or indirect beneficial interest between the applicant and such other operation.

(2) *Registration.* Upon the filing of an application as set forth in (b) (1) of this section, the Office of Price Administration shall issue an order registering the applicant as a direct-mill distributor. The issuance of an order of registration is proof merely that an application has been filed, but does not constitute a finding by the Office of Price Administration as to the existence or non-existence of a "control relationship" with a mill. Paragraph (b) (5) sets forth when an addition may not be made by a direct-mill distributor, even though registered.

(3) *Distribution yards.* Distribution yards subject to Second Revised Maximum Price Regulation 215 do not have to be registered and may charge the markup or receive the commission permissible on direct-mill distributors' sales when making a direct-mill sale, subject however to all the conditions and limitations set forth in paragraph (c) of this section on a sale by a registered direct-mill distributor.

(c) *Direct-mill distributors' additions*—(1) *Wholesale type sales.* Except as specified in subparagraph (5) of this paragraph registered direct-mill distributors may add 5 percent to the basic f. o. b. mill prices established in or approved under this regulation on wholesale type direct-mill sales of lumber covered by the regulation. The distributor's addition must be evened out to the nearest quarter dollar per M'BM, or in the case of plastering or fence lath, to the nearest 5 cents per 1,000 pieces. For example, if the maximum price for a particular item is $32.00 f. o. b. mill, the ceiling price for a wholesale-type sale is $33.50. This mark-up applies only to carload quantities if shipped by rail, except that sales for resale purposes in less than carload quantities may carry a direct-mill distributor's mark-up when shipped in a pool carload; or to quantities of 5 M'BM or more if shipped by truck or water.

(2) *Commission-type sales.* Except as specified in subparagraph (5) of this paragraph, the f. o. b. mill maximum price on commission type direct-mill sales of lumber covered by this regulation and made through a registered direct-mill distributor is 3 percent higher than the basic f. o. b. mill prices established in or approved under this regulation. The f. o. b. mill price including the distributor's commission must be evened out to the nearest quarter dollar per M'BM, or, in the case of plastering or fence lath, to the nearest 5 cents per 1,000 pieces. The mill must allow the direct-mill distributor making a commission-type sale a commission at least equal to the excess over the basic f. o. b. mill prices. For example, if the maximum price for a particular item is $35.00 the mill ceiling on a commission-type sale made through a registered direct-mill distributor is $36.00 and the mill must allow the distributor at least $1.00. This mark-up applies only to carload quantities if shipped by rail, except that sales for resale purposes in less than carload quantities may carry a direct-mill distributors' mark-up when shipped in a pool carload; or to quantities of 5 M'BM or more if shipped by truck or water.

(3) *Mill's price or realization on commission type sales.* This section increases maximum prices only on sales by direct-mill distributors. The mill's price or realization after deducting a commission of at least 3 percent may never be higher than the basic mill prices established in this regulation. The mill, of course, may sell at a price at which it will realize less than its regular ceiling.

(4) *Pyramiding prohibited.* The price additions permitted in this section may not be made more than once to the basic f. o. b. mill price in the regulation regardless of the number of persons participating in the transaction. For example: if direct-mill distributor making a "commission-type" sale sells a car of $30.00 lumber to a yard which, in turn, sells for direct-mill shipment to a consumer, the mill's ceiling price on the sale through the distributor is $31.00 (3 percent addition) and the yard's ceiling price to the consumer is $31.50 (5 percent addition). Note that the yard cannot add its 5 percent either to the $31.00 on a purchase through a direct-mill distributor making a commission-type sale, or to $31.50 if the purchase was from a direct-mill distributor making a "wholesale-type" sale. In both cases, the 5 percent may be added only to the basic f. o. b. mill price of $30.00.

(5) *When additions may not be made by registered direct-mill distributors.* (i) On any sale for which the invoice from the mill or concentration yard does not contain the statement, "This mill has no control relationship with any direct-mill distributor."

(ii) On any sale which carries an addition for a direct-mill retail-type sale sale.

(iii) On any sale of less than carload quantity when shipped by rail, except that sales for resale purposes in less than carload quantities may carry a direct-mill distributor's mark-up when shipped in a pool carload; or of less than 5 M'BM when shipped by truck or water.

(iv) On any sale of lumber which originates from a mill or concentration yard which has a control relationship with a direct-mill distributor. However, where a sale is made to or through a direct-mill distributor under this section, and the invoice rendered by the mill contains the statement referred to in subdivision (i) of this paragraph, the direct-mill distributor may legally make the mark-up or addition unless the direct-mill distributor knows or has reason to know that that the mill's statement is false.

A "control relationship" includes any of the following relationships:

(a) *Profit sharing, direct or indirect.* This means a financial interest by a direct-mill distributor in the profits, return or realization of a mill or concentration yard, or by a mill or concentration yard in the profits, return or realization of a direct-mill distributor, and includes common ownership or control of a mill and direct-mill distributor by a third person. It also includes any arrangement whereby a distributor or producer shares in the profits of the other, whether such arrangement is written or oral, direct or indirect. It does not include such interest as arises from a genuine indebtedness of such distributor or producer to the other where the obligation of the debtor is limited in amount to repayment of the loan plus a rate of interest no greater than the maximum legal rate of interest in the State where the loan is made, or no greater than 6%, if no maximum rate is prescribed.

Where a mill or concentration yard is a corporation, stock ownership of 10 percent or less of the total outstanding stock issue by a direct-mill distributor is not a "control relationship."

It is to be noted that the section of the regulation which makes it unlawful to pay or receive any purchasing commission or other compensation over the permissible maximum prices, remains in effect. In this connection the granting of a loan on unusually low rates of interest, or in any other unusually favorable terms, would ordinarily constitute additional compensation in violation of such prohibition.)

(b) *Family relationship.* A family relationship exists if an owner or any part owner of a mill or concentration yard or any member of his family, has any interest in a direct-mill distributor, (or vice versa) and such interest was acquired on or after January 1, 1942. Member of a family means any person related to an indivdual or his spouse by blood or marriage within the fifth degree.

(c) *Past employer-employee relationships which were terminated after December 31, 1945.*

(d) *Report of changes.* Where a direct-mill distributor has made an application for registration and any of the facts set forth in the application have changed, or new facts have arisen since the filing of the application, having any bearing on the question of "control relationship," either before or after registration has been granted, he shall file a written report of such change or addition with the Lumber Branch of the Office of Price Administration, Washington 25, D. C., within 10 days after such a change. Reports shall be deemed filed on the date received, or, if sent by registered mail, on the date of mailing.

ARTICLE III—SECIFIC DUTIES AND PROHIBITED PRACTICES

SEC. 14. *Invoicing*—(a) *F. o. b. or f. a. s. price.* An invoice must be submitted by the seller on all sales and must contain a sufficiently complete description of the lumber to show whether the price is proper or not. Any working, specification or extra which affects the maximum f. o. b. or f. a. s. prices must be mentioned in the description. The amount added for these does not have to be separately shown.

When an invoice does not contain a complete description of an item shipped, the maximum price which may be charged or paid for that item is that of the lowest priced item to which the incomplete description could be applied, but not exceeding 15.00 per M'BM on a shipment of a combination of grades if the invoice does not name the lowest grade contained in the shipment or if no grade is named.

(b) *Transportation charges.* In delivered sales, the invoice must contain the:

(1) Point of origin of shipment;

(2) Destination;

(3) Rail rate (if estimated weights are used; otherwise the actual amount for transportation); and in the case of the sales of imported lumber, the method of calculation of the freight addition;

(4) The words "direct-mill shipment."

(c) *Delivery and related charges.* Any separate charge which the seller is permitted to make for truck delivery after rail haul must be separately shown on the invoice.

(d) *Direct-mill retail sale.* If the price exceeds the basic mill price because of a "direct-mill retail sale" markup authorized in this regulation, the invoice must show the amount of the mark-up separately labeled "direct-mill retail sale."

(e) *Distributors' invoicing requirements.* The invoice on any distributor's direct-mill sale must be plainly marked "wholesaler's direct-mill sale", or "commission-man's direct-mill sale", or "distribution-yard's direct-mill sale", as the case may be, and must show the name of the direct-mill distributor and his registration number.

(f) *Statements as to "control relationship."* A mill or concentration yard must make either one of the following two statements on all invoices issued by it, whichever statement is applicable:

(1) This mill has no "control relationship" with any direct-mill distributor.

(2) This mill has a "control relationship" with a direct-mill distributor.

If a mill or concentration yard makes a statement on an invoice that it has no control relationship with a direct-mill distributor, and such statement is false, the maximum prices at which the lumber, covered by such invoice, may be sold by it, is 5% less than the f. o. b. mill prices set forth in the price tables. However, the direct-mill distributor who makes the addition or mark-up under this section shall not be considered as buying or selling above the ceiling prices where the mill's invoice bears a statement that it "has no control relationship with any direct-mill distributor" even though the mill's statement is false, unless the direct-mill distributor knows, or has reason to know, that such statement is false.

SEC. 15. *Records.* All sellers and all buyers who, in any one calendar month, sell or buy 20,000 board feet or more of Douglas fir or other West Coast lumber, must keep for inspection by the Office of Price Administration records which show a complete description of the items of lumber sold (i. e., grade, condition, dressing, quantity, etc.) the name and address of the other party to the transaction, the date of sale and price for each item.

Such records must be retained for the duration of the Emergency Price Control Act, as amended.

SEC. 16. *Prohibited practices*—(a) *General.* Any practice which is a device to get the effect of a higher-than-ceiling price without actually raising the dollars-and-cents price is as much a violation of this regulation as an outright over-ceiling price. This applies to changes in credit practices and cash discounts and to devices making use of commissions, services, transportation arrangements, premiums, special privileges, tying agreements, trade understandings and the like.

(b) *Specific practices.* The following are some of the specific practices prohibited:

(1) Getting the effect of a higher price by changing credit or cash discount practices from what they were in August 1941. This includes decreasing credit periods or making greater charges for extension of credit.

(2) Refusing to ship except in higher grades or under other circumstances which bring the seller an extra return.

(3) Grading as a special grade lumber which can be graded as a standard grade; or wrongly or falsely grading or invoicing lumber.

(4) Making additions for special specifications, services, or other extras which are not specifically permitted.

(5) Unnecessarily routing lumber through a distribution yard.

(6) Quoting a gross price above the maximum price, even if accompanied by a discount, the effect of which is to bring the net price below the maximum.

(7) Getting a higher price by charging the buyer on the basis of ripping, resawing or cross-cutting an original size larger than the item actually delivered.

except where items ordered and delivered are not priced under the tables and footnotes. This prohibition has no application where the buyer specified the larger size to be ripped or resawn into items of smaller sizes at a total price not higher than the price for the resultant item shown in the table.

(8) Breaking up an order or apportioning deliveries in order to get the direct-mill retail sale addition.

(9) Making the buyer take something he does not want in order to get what he does want; for example, making a buyer who orders No. 2 Common take all the upper grades that develop.

(c) *Adding commission to ceiling prohibited.* It is unlawful for any person to charge, receive, or pay a commission for the service of procuring, buying, selling, or locating lumber, or for any related service (such as "expediting") which does not involve physical handling of lumber, if the commission plus the purchase price results in a total payment by the buyer of lumber which is higher than the maximum price of the lumber. For purposes of this regulation, a commission is any service charge or payment which is figured either directly or indirectly on the basis of the quantity, price, or value of the lumber in connection with which the service is performed.

This prohibition has no application to the case of a bona fide employer-employee relationship where the employee serves only one employer insofar as lumber procurement is concerned, and where the compensation paid by the employer is a fixed salary and is not based directly or indirectly on the quantity, price, or value of the lumber in connection with which the service is rendered.

(d) *Combined grades.* Lumber sold in a combination of grades may not be sold above the maximum price for the lowest grade in the combination. For example, the maximum price for lumber sold as No. 2 and Btr. is the maximum price for No. 2. It is, however, permissible to quote on the basis of specified higher or lower grades developing to be shipped at the respective maximum price for each grade actually developed and shipped, provided, that not more than a total of seven grades of any one size of the same species may be charged for on any one shipment by rail or water, or on any one order delivered by truck, without specific written authorization by the Office of Price Administration, Washington, D. C.

When more than one grade of any one size is forwarded in any one shipment, each piece (or bundle, if bundled) shall bear some symbol of grade identification and each grade shall be separately invoiced and the identification symbol used on the lumber shall be shown opposite the respective grade on the invoice. Alternatively, shipper may separate grades in loading and clearly identify by symbol the grade of each separate lot in the shipment and on the invoice.

If any one shipment contains more than one grade of one size and grade identification is not made in the shipment and on the invoice, the maximum price which may be charged for a shipment of mixed grades is the price for the respective sizes of the lowest grade named in the order or on the invoice. Shop grades when sold to millwork manufacturers and items priced in tables 16, 17, 18 and 19 are exempt from the requirements of this paragraph insofar as it pertains to the use of grade symbols on lumber and on invoices.

SEC. 17. *Adjustable pricing.* Any person may agree to sell at a price which can be increased up to the maximum price in effect at the time of shipment; but no person may, unless authorized by the Office of Price Administration, deliver or agree to deliver at prices to be adjusted upward in accordance with action taken by the Office of Price Administration after shipment. Such authorization may be given when a request for a change in the applicable maximum price is pending, but only if the authorization is necessary to promote distribution or production and if it will not interfere with the purposes of the Emergency Price Control Act of 1942, as amended. The authorization may be given by the Administrator or by any official of the Office of Price Administration having authority to act upon the pending request for a change in price or to give the authorization.

The authorization will be given by order, except that it may be given by letter or telegram when the contemplated revision will be the granting of an individual application for adjustment.

SEC. 18. *Pricing rules.* (a) Each order or confirmation thereof must clearly describe the items required. Where the order or confirmation fails to specify the grade required, the seller may only charge for No. 2 Common, unless otherwise specifically agreed prior to shipment, except that grades lower than No. 2 Common must be invoiced at the prices in the tables for such lower grades.

(b) No additions contained in the footnotes to Tables in Articles V and VI or in the body of the regulation, or approved under section 12 may be charged unless the order or confirmation expressly requires the working, grade, condition, service, treatment, specification, size or length for which the addition is permitted.

(c) When a specific item or items are ordered and a higher priced item or items are shipped without permission of the buyer prior to shipment the maximum prices which may be charged for the item or items shipped are the prices for the item or items shown in the written order.

(d) Where the buyer orders a random length shipment, and the given percentages of lengths as specified in footnotes to some of the price tables are not met because there is too large a percentage of shorts, the excess shorts must be priced at the separate prices for the short lengths.

(e) Where random length shipments required to average a specified length (e. g., 12' in the Board Table) fall short of this average, the price may not exceed that of the nearest shorter even length below the average length actually shipped.

(f) Where moisture content requirements are waived by the purchaser, the maximum price for the whole order, shipment, or delivery shall be the price herein established for green lumber. Where such a sale is made on a delivered basis, the seller may only use the given estimated weights for dry lumber in computing transportation costs.

ARTICLE IV—MISCELLANEOUS

SEC. 19. *Petitions for amendment.* Any person seeking an amendment of any provision of this regulation may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1 issued by the Office of Price Administration.

SEC. 20. *Enforcement.* (a) Persons violating any provisions of this regulation are subject to the criminal penalties, civil enforcement actions, suits for treble damages, and proceedings for suspension of license provided for by the Emergency Price Control Act of 1942, as amended.

(b) War procurement agencies and their contracting or paying finance officers are not subject to any liability, civil or criminal, imposed by this regulation. Persons who make sales covered by this regulation to war procurement agencies and buyers to whom lumber has been allocated by any such agencies are, however, subject to all the liabilities imposed by this regulation. "War procurement agencies" include the War Department, the Navy Department, the United States Maritime Commission and the Lend-Lease Section in the Procurement Division of the Treasury Department, or any of their agencies.

SEC. 21. *Licensing.* The provisions of Licensing Order No. 1 licensing all persons who make sales under price control, are applicable to all sellers subject to this regulation. A seller's license may be suspended for violations of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension make any sale for which his license has been suspended.

SEC. 22. *Grades.* All grade and size terms and "paragraph" references appearing in this regulation refer to, and have the meaning given in, the Standard Grading and Dressing Rules No. 12, issued by the West Coast Lumbermen's Association, effective March 1, 1943, or, in the case of export sales from the "N" list, to the "N" Export Grading Rules adopted by the West Coast Lumbermen's Association and British Columbia Lumber and Shingle Manufacturers, Ltd., 1929.

ARTICLE V—PRICE TABLES

SEC. 23. *Douglas fir.* The maximum prices per 1,000 feet board measure (or other designated measure where so indicated) for Douglas fir lumber:

F. o. b. car at mill (or f. o. b. car at mill's customary rail shipping point in the case of off-rail mills)
F. o. b. truck at mill
F. o. b. scow or barge alongside mill's dock
F. a. s. vessel mill's customary loading point

are the prices set forth in the tables in this section, *Provided* That

(a) When possession of or title to lumber produced at an off-rail mill in the United States is acquired at any point other than f. o. b. car at mill's customary rail shipping point, f. a. s. vessel or f. o. b. scow or barge, the following deductions must be made except on direct-mill retail sales or where lumber is sold delivered at final destination by rail or water:

(1) Cost of transportation from mill to customary rail shipping point at rates set forth in paragraph (c) of section 7, and

(2) $1.25 per M'BM (car-loading expense)

(b) When a mill having deep-water dock facilities is required to place a shipment on scows or barges instead of f. a. s. vessel on its dock, an addition of $0.50 may be made.

(c) Cargo mills granted special authorizations under former section 7 (d) (1) may continue to charge for pre-rail truck hauls in accordance with such authorizations.

No. 2: deduct $1.50 from price of ⅝" and 6/4" No. 1.
No. 3: deduct $6.50 from price of ⅝" and 6/4" No. 1.
No. 4 (surfaced ALS or rough): same price as 1" No. 4.

For rough No. 3 and higher grades: deduct $1.00 from surfaced price.

NOTE: ⅝" and 6/4" resawn and sold on surface measure (1") must be priced as shims under footnote 3.

10a. Surfacing to ¾", when required by buyer, $2S or S4S, price same as S4S. ALS; $15 or bit and miss deduct $5.00 from price of S4S ALS.

Working Charges

11. Surfacing S4S to American Lumber Industrial Standards or not more than ¼" off in both width and thickness, add $1.00 to the price of the same grade, width, and length.

12. Ripping or resawing add $1.00 per M; product of the piece to be shipped.

	Green		Dry		
13. Center matched, flooring, drop siding and other patterns: the following working charges contemplate first adding grade differentials; then specified working charge	$28 and ⅁ M	Flooring, drop siding, beaded and other patterns [1]	$28 and ⅁ M	Flooring, drop siding, beaded and other patterns [1]	
1" thickness, no droppings allowed	$1.00	$2.00	$1.00	$2.00	

[1] For amounts 1M or less, add $5.00 set-up charge.

TABLE 2—DIMENSIONS, NO. 1, GREEN S4S A. L. S.

Regular loading	6' to 20'	22' and 24'	26'	28'	30'	32' and 34'	36' and 38'	40' and 42'	44' and 46'	48' and 50'	Add for 52' to 60'	Deduct for rough
2 x 2"	42.00	39.50	40.50	42.50	43.00	44.00	45.00	46.00	47.00	48.00	3.00	1.50
2 x 3"	39.00	36.50	37.50	39.50	40.00	41.00	42.00	43.00	44.00	45.00	3.00	1.50
2 x 4"	36.00	34.00	35.00	36.50	37.00	38.00	39.00	40.00	41.00	42.00	3.00	1.50
2 x 6"	36.00	34.00	35.00	36.50	37.00	38.00	39.00	40.00	41.00	42.00	3.00	1.50
2 x 8"	38.00	35.50	36.50	37.50	38.00	38.00	38.00	39.00	40.00	40.00	3.50	1.50
2 x 10"	38.00	35.50	36.50	38.50	38.00	38.50	38.00	39.00	40.00	41.00	4.00	1.50
2 x 12"	38.00	35.50	36.50	38.50	38.00	38.50	38.00	39.00	40.00	41.00	4.00	1.50

[1] Maximum prices for hemlock and all species of true fir in sizes priced in this table are the same as for Douglas fir.

Grade differentials

1. Scaffold plank (rough only), paragraph 289, 9" and wider, add $11.50 per M'BM to the rough select structural price.

2. Select merchantable, add to the price of No. 1 same width and length, $3.00.

3. Select structural, add to the No. 1 price of corresponding size, $7.00 per M'BM.

4. No. 2 green all widths and lengths 24' and shorter, deduct $2.00 per M from the No. 1 green of the same width and length.

5. No. 3 green 2 x 2" to 2 x 8", 24' and shorter, deduct $10.00 per M from the No. 1 green of the same width and length.

6. No. 3 green 2 x 10" and 2 x 12", 24' and shorter, deduct $9.00 per M from the No. 1 green of the same width and length.

7. No. 2 dry all widths and lengths 24' and shorter, deduct $4.00 per M from the No. 1 dry of the same width and length.

8. No. 3 dry 2 x 2" to 2 x 8", 24' and shorter, deduct $10.00 per M from the No. 1 dry of the same width and length.

9. No. 3 dry 2 x 10" and 2 x 12", 24' and shorter, deduct $11.00 per M from the No. 1 price of the same width and length.

10. No. 1 permitting up to 15% of No. 2, deduct $0.50 per M from the No. 1 price of the same width and length.

11. No. 4 (all species covered by this regulation) rough or surfaced, dry or green, 2" x AW, AL, $20.50. Use green weights.

12. Barge framing (paragraph 284), price same as select structural of corresponding size. Barge planking and decking (paragraph 285): add $10.00 per MBM to the select merchantable price.

NOTES:

1. When shipment from a mill without deep-water dock facilities moves by scow or barge to a vessel at the mill's customary deep-water shipping point, no addition may be made for scow or barge loading or for transportation to such deep-water shipping point.

2. Except as provided in section 23 (c), the "f. o. b." prices include transportation to and loading on the carrier indicated. The "f. a. s." prices include delivery within reach of ship's tackle. On all other shipments loading on some carrier at seller's expense is included.

3. The maximum prices established in this section are further subject to all the restrictions and modifications provided in other sections of the regulation. See particularly sections 16, 18 and note XXI in section 25.

4. Wherever the term "f. o. b. mill maximum price" is used in 2d RMPR 215 as a basis for computing maximum prices under that regulation, it applies to the f. o. b. car at mill prices under this regulation.

CONSTRUCTION GRADES

TABLE 3—BOARDS AND SHIPLAP, NO. 1, GREEN, SURFACED A. L. S.

	6' to 20'	6'	8'	10'	12'	14'	16', 18', 20'	Add for dry except par. 185	Add for sel. merch. par. 185	Add for par. 185 dry only	Deduct for rough
1 x 2"	43.00	43.00	43.00	43.00	43.00	44.50	45.50	4.00	4.00	8.00	1.00
1 x 3"	43.00	43.00	43.00	43.00	43.00	44.50	45.50	4.00	4.00	8.00	1.00
1 x 4"	40.00	40.00	40.00	40.00	40.00	41.50	42.50	4.00	4.00	10.00	1.00
1 x 6"	40.00	40.00	40.00	40.00	40.00	41.50	42.50	4.00	5.00	10.00	1.00
1 x 8"	40.00	40.00	40.00	40.00	40.00	41.50	42.50	4.00	6.00	12.00	1.00
1 x 10"	39.00	39.00	39.00	39.00	39.00	40.50	41.50	4.00	7.00	13.00	1.00
1 x 12"	41.00	41.00	41.00	41.00	41.00	42.50	43.50	4.00	8.00	14.00	1.00

1. Deduct from the No. 1 price of the same size, length and condition of seasoning:

	Per M
No. 2 dry or green	$1.50
No. 3 green	7.50
No. 3 dry	9.50
No. 1 permitting up to 15% No. 2	.50
2. No. 4 rough or surfaced dry or green 1xAW, AL. Dry or green, use green weights, $20.50.	
3. Shims 9/16" or less in thickness 4 AW-AL No. 3 and better, surfaced hit and miss or full thickness rough, $20.50. For shims 5/8" or thicker add $2.00 per M to ½" shim price. If graded out and sold "On Grade," deduct from the price of 1" of the same length, width and grade:	
1/2", 7/16", 9/16":	Per M
No. 2 and better	$12.00
No. 3	8.00
5/8", 11/16":	
No. 2 and better	8.00
No. 3	6.00
Use green weights.	
4. Barge planking and decking (paragraph 285): add $10.00 per MBM to the select merchantable price.	

4a. Scaffold plank, paragraph 289, 5/4 and 6/4, 9" and wider (rough only), add $20 to the No. 1 price.

Lengths

5. Omitting short lengths in R/L loading, add to R/L price of the same size and grade:

6' add	$0.50
6' and 8' add	.50
10' and shorter add	1.00
12' and shorter add	2.00

6. Specified lengths longer than 20' add $1.00 Per M for each foot to the specified 20' price.

6a. When a random length shipment includes lengths over 20' and no average has been specified, if the inclusion of lengths longer than 20' is at shipper's option, the 6 20' price shall apply to all lengths; however, if buyer's order definitely requires the inclusion of such lengths, price as follows:

For 22' and 24' add $2 to the 6/20' price, for these lengths only.
For 26' and 28' add $4 to the 6 20' price, for these lengths only.
For 30' and 32' add $6 to the 6 20' price, for these lengths only.

285) add $13.50 to price of No. 1 of corresponding size.

Lengths

13. Omitting lengths in R/L (6/20') loading: Omitting 6' or 6' and 8', or 6' and 8' and 10', add to the 6/20' price of same size and grade $0.50 per M'BM, omitting 12' and shorter use specified length price.

14. For specified even lengths longer than 24', add $2.00 per M'BM to the 24' price of the same size and grade for each two feet longer than 24'.

15. Where an average length is specified in any random length order, the price shall be the specified length price of the length specified as an average and no addition may be made under footnote 13.

16. Accumulated 4' and/or 5' No. 2 and higher grades sold separately or in R/L shipments, deduct $10.00 from 6/20' price of corresponding size and grade; for No. 3 charge same price as No. 4.

17. When any random length shipment includes lengths over 20' and no average is specified if the inclusion of lengths longer than 20' is at shipper's option, the 6/20' price shall apply to all lengths; however, if buyer's order definitely requires the inclusion of lengths longer than 20' or the order is for random lengths all longer than 20', such lengths shall be priced as follows:

For 22' and 24', add $2.00 per M'BM to the 6/20' price, for these lengths only.

For 26' and 28', add $4.00 per M'BM to the 6/20' price, for these lengths only.

For 30' and 32' or longer, add $6.00 per M'BM to the 6/20' price for these lengths only.

Widths

18. Wider than 12'', add $1.00 for each 2'' wider than 12'' for the same size and grade.

19. Odd or fractional width, except 3'', add $1.00 to price of next wider even width and compute footage on nominal rough measurement of the odd or fractional width.

Thickness

20. Fractional thicknesses over 2'' and under 3'', add $1.00 to price of 3'' of corresponding width and compute footage on nominal rough measurement of the fractional thickness.

Working Charges

21. Surfaced ¼'' off or to American Lumber Industrial Standards, add $1.00 per M to the same length, width and grade.

22. Ripping or resawing, not diagonal or tapered: For 2 x 4'', add $2.00 per M; 2 x 6'' and wider, add $1.00 per M. Diagonal or tapered resawing, add $5.00 per M. In either instance the product of the strip to be shipped.

Omitting lengths longer than 20', select merchantable and higher grades, within a R/L group, add to the R/L group price: For omitting one to two lengths in one group, add $1.00 per M to the R/L group price; for omitting any three or more lengths in one group, use specified length price of the lengths shipped.

10. For omitting any lengths in R/L groups covering more than one length bracket, the additions permitted by footnote 9 may be made only within the bracket from which lengths have been omitted.

11. Specified lengths up to 40': In select merchantable and select structural add $2.00 per M. Other grades add $1.00 per M to the length group price in which the specified length falls.

12. Where an average length is named in a random length specification covering one or more price brackets which include no lengths over 40', the maximum price shall be the specified length price of the average length specified.

If the specification includes lengths over 40', the price shall be the same as if no average length was required.

No addition may be made under footnote 9 in either case.

If the average specified is an odd length, the price of the next higher even length shall apply.

13. Accumulated 4', 5', and/or 6' No. 1 and higher grades, sold separately or in R/L shipments, deduct $10.00 from 8/20' price of corresponding grade: for No. 2 and No. 3 charge same price as No. 4.

Widths

14. Odd or fractional widths under 12'' not listed add $1.00 to price of nearest even width and compute footage on nominal rough measurement of the odd or fractional width.

15. Widths wider than 12'', add $1.00 per M for each additional 2'' or fraction thereof to the 12'' price of corresponding thickness. Compute footage under this note on nominal rough measure.

Thickness

16. Fractional thicknesses between 3'' and 4'', price same as 4'' of corresponding width. Fractional or odd thicknesses over 4'' and including 5'' add $1.00 to 4'' price of corresponding width: over 5'' and under 6'' and $1.00 to 6'' price of corresponding width Table 4. Compute odd or fractional thicknesses on nominal rough measurement of the odd or fractional thickness.

Working Charge

17. Surfacing ¼'' off, add $1.00 per M to A. L. S. surfaced price of the same grade, size and length.

18. Shiplap, T&G, grooved for splines: 3'' add $3.00; 4'', add $4.00 per M to the surfaced price.

19. Outgauged, add $2.50 per M to the surfaced price.

20. Diagonal or tapered resawing, add $5.00 per M.

21. Surfacing lengths longer than 40', add $0.25 per lineal foot for each additional foot over 40'.

22. Surfacing wider than 12'', add $2.00 per M to the 12'' price of the same size and grade.

23. For surfacing to ALS, S1S, S1E, S2S, S2E, S1S1E, S1S2E, S2S1E, S4S, add $1.00 per M' to price of corresponding size and grade.

23. Center matched, flooring, outgauged and other patterns. The following working charges contemplate first adding grade differentials and then the specified working charge	Green		Dry	
	S 2 S and C M or S/L	Flooring outgauged or other patterns	S 2 S and C M or S/L	Flooring outgauged or other patterns
2'' thickness, no droppings allowed	$1.00	$2.00	$1.50	$2.50

TABLE 3—PLANK AND SMALL TIMBERS [1]

Green, rough—regular loading 8/20'	No. 1				Select merchantable				Select structural			
	8' to 20'	22' to 24'	26' to 32'	34' to 40'	8' to 20'	22' to 24'	26' to 32'	34' to 40'	8' to 20'	22' to 24'	26' to 32'	34' to 40'
3 x 3''	$33.50	$36.00	$39.00	$44.00	$37.50	$40.00	$42.00	$47.00	$42.50	$45.00	$48.00	$53.00
3 x 4''	32.00	35.00	38.00	42.00	36.00	39.00	41.00	45.00	41.00	44.00	47.00	51.00
3 x 6 and 3 x 8''	30.50	32.50	34.00	37.00	34.50	36.50	38.00	41.00	39.50	41.50	43.00	46.00
3 x 10 and 3 x 12''	30.00	32.00	33.50	36.00	33.00	35.00	36.50	39.00	38.00	40.00	41.50	44.00
4 x 4''	31.50	33.50	35.50	39.00	35.50	37.50	39.50	43.00	40.50	42.50	44.50	48.00
4 x 6 and 4 x 8''	30.50	32.50	34.00	37.00	34.50	36.50	38.00	41.00	39.50	41.50	43.00	46.00
4 x 10 and 4 x 12''	30.00	32.00	33.50	36.50	33.00	35.00	36.50	39.50	38.00	40.00	41.50	44.50

[1] For hemlock and all species of true fir, deduct $2.00 per M'BM.

Condition

1. Dry, add $10.00 per M to the same size, length and grade.

Grade Differentials

2. No. 2 (No. 1 Mining)—deduct $4.00 per M from the No. 1 price of the same width, thickness and length.

3. No. 3 (Mining)—deduct $7.00 per M from the No. 1 price of the same width, thickness and length.

4. No. 1 permitting up to 15% of No. 2—deduct $0.50 per M from the No. 1 price of the same width, thickness and length.

5. No. 4 (all species covered by this regulation) rough or surfaced, dry or green, AW, AL, $16.00. Use green weights.

6. Windmill stock (paragraph 172), price same as select structural of corresponding size and make additions for FOHC.

7. Barge framing (paragraph 284), price same as select structural of corresponding size. Barge planking and decking (paragraph 285), add $7.50 to the price of select structural of corresponding size.

8. Scaffold plank (rough only), paragraph 289, 9'' and wider, add $7.50 per M'BM to the rough select structural price of corresponding size.

Lengths

9. Omitting short lengths in R/L loading, 20' and shorter, add to the R/L price of the same size and grade (applies to all grades):

8' and/or 10'	$0.50
12' and shorter	1.00
14' and shorter	Specified length price of lengths shipped.

Omitting lengths in price groups longer than 20' add to the R/L group price (applies to No. 1 and lower grades):

Omitting 1 length	$0.50
Omitting 2 lengths	1.00
Omitting 3 lengths	Specified length price of lengths shipped.

TABLE 4—TIMBERS [1]

	Rough, Green, Regular Loading R/L—No. 1			Select merchantable			Select structural		
	8' to 20'	22' to 30'	32' to 40'	8' to 20'	22' to 30'	32' to 40'	8' to 20'	22' to 30'	32' to 40'
6 x 6 and 6 x 8''	$30.50	$33.00	$34.00	$34.50	$37.00	$40.50	$38.50	$41.00	$44.50
6 x 10 and 6 x 12''	29.50	30.50	31.00	31.50	32.50	33.00	35.50	36.50	37.50
8 x 8''	29.50	31.50	32.50	33.50	35.50	39.00	38.50	41.00	44.00
7 x 8 and 7 x 9''	29.50	31.50	32.50	33.50	35.50	39.00	38.50	41.00	44.00
8 x 10 and 8 x 12''	29.50	30.50	31.00	31.50	32.50	33.00	35.50	36.50	37.50
10 x 10 and 10 x 12''	28.50	30.50	29.50	30.50	32.50	33.00	35.50	37.50	38.50
12 x 12''	28.50	30.50	29.50	30.50	32.50	33.00	35.50	37.50	38.50
6 x 14 and 8 x 14''	29.00	31.00	30.00	32.00	35.00	34.50	37.00	40.00	40.00
6 x 16 and 8 x 16''	30.75	32.75	31.75	33.75	56.75	36.25	38.75	41.75	41.75
6 x 18 and 8 x 18''	33.00	35.00	34.00	36.00	39.00	38.50	41.00	44.00	44.00
10 x 14 and 12 x 16''	28.50	30.50	29.50	31.50	34.50	34.00	36.50	39.50	39.50
10 x 16''	30.50	32.50	31.50	33.50	36.50	36.00	38.50	41.50	41.50
10 x 18''	32.75	34.75	33.75	35.75	38.75	38.25	40.75	43.75	43.75
12 x 14 and 14 x 14''	29.00	31.00	30.00	32.00	35.00	34.50	37.00	40.00	40.00
14 x 16 and 16 x 16''	28.50	30.50	29.50	31.50	34.50	34.00	36.50	39.50	39.50
18 x 18''	30.50	32.50	33.50	33.50	36.50	37.50	38.50	41.50	42.50

[1] For hemlock and all species of true fir deduct $2.00 per M'BM.

Grade Differentials

1. No. 1 permitting up to 15% No. 2 deduct $0.50 per M from the No. 1 price of the same width and length.

2. No. 2 (No. 1 Mining) in 6 x 6'', 6 x 8'', 8 x 8'', 7 x 8'', and 7 x 9'' deduct $4.00 per M from the No. 1 price of the same thickness, width and length. For other sizes deduct $5.00 per M from No. 1 price of the same thickness, width and length.

3. No. 3 (Mining) in 6 x 6'', 6 x 8'', 8 x 8'', 7 x 8'', and 7 x 9'' deduct $7.00 per M from the No. 1 price of the same thickness, width and length. For other sizes deduct $10.00 per M from the No. 1 price of the same thickness, width and length.

4. No. 4 (all species covered by this regulation) 6 x 6'' and larger, AL, rough or dressed, dry or green, $16.00. Use green weights.

5. Barge framing (paragraph 284), price same as select structural of corresponding size. Barge planking and decking (paragraph 285), add $5.50 to price of select structural of corresponding size.

6. Materials graded according to paragraph 210 or 218 when sap limitation is waived, deduct $1.00 per M.

Lengths

7. Omitting short lengths in R/L loading 20' and shorter, add to R/L price of the same size and grade: (Applies to all grades)

8' and/or 10'	$0.50
12' and shorter	1.00
14' and shorter—Specified length price of lengths shipped.	

Omitting lengths in price groups longer than 20', add to the R/L group price. (Applies to No. 1 and lower grades.)

Omitting 1 length	$0.50
Omitting 2 lengths	1.00
Omitting 3 lengths	Specified length price of lengths shipped.

Omitting lengths longer than 20' in select merchantable and higher grades within a R/L group add to the R/L group price: For omitting one or two lengths in one group add $1.00 per M to the R/L group price; for omitting any three or more lengths in one group, use specified length price of the lengths shipped.

8. For omitting any lengths in R/L groups covering more than one length bracket, the additions permitted by footnote 7 may be made only within the bracket from which lengths have been omitted but such additions to the 8/20' brackets may not result in a price higher than the bracket price for 22/30'.

9. Specified lengths up to 40'; select merchantable and select structural, add $2.00 per M; other grades, add $1.00 per M to the length group in which the specified length falls.

10. Where an average length is named in a random length specification covering one or more price brackets which include no lengths over 40', the maximum price shall be the specified length price of the average length specified.

If the specification includes lengths over 40', the price shall be the same as if no average length was required.

No addition may be made under footnote 7 in either case.

If the average specified is an odd length, the price of the next higher even length shall apply.

11. Accumulated 4', 5' and/or 6' No. 1 and higher grades, sold separately or in R/L shipments, deduct $10.00 per M'BM from price of 8/20'' of corresponding grade: for No. 2 and No. 3 charge same price as No. 4.

Widths

12. Odd or fractional widths not listed (within listed widths) add $1.50 per M to price of next wider even width. Compute footage on nominal rough measure, of the odd or fractional width.

13. Widths, wider than listed, add $1.00 per M for each additional 2'' or fraction thereof to price of widest listed width of corresponding thickness; if the wider than listed widths are odd or fractional add an additional $0.50 per M. Compute footage under this note on nominal rough measure.

Thickness

14. Odd or fractional thicknesses not listed add $1.50 per M to the next larger listed even thickness. Compute footage on nominal rough measure of the odd or fractional thickness.

Working Charges

15. Surfacing S1S, S1E, S2S, S2E, S1S1E, S1S2E, S2S1E and S4S ALS 6 x 6'' to 16 x 16'' add $2.00 per M; if thicker than 16'' or wider than 20'' add $5.00 per M.

16. Surfacing ¼'' off add $1.00 per M to the price of the same surfaced ALS grade, width and length.

17. Surfacing lengths longer than 40', add $0.25 per M per lineal foot for each additional foot over 40'.

Miscellaneous

18. Cross ties and switch ties priced under Maximum Price Regulation No. 556.

CLEAR GRADES

TABLE 5—FLOORING

R/L Dry	B and Better	"C"	"D"	"E"
1 x 3'' and 1 x 4'' V. G.	$76.00	$71.00	$61.00	.....
1 x 3'' and 1 x 4'' F. G.	61.00	56.00	54.00	$31.00
1 x 6'' V. G.	83.00	76.00	63.00	.....
1 x 6'' and 1 x 8'' F. G.	66.00	64.00	56.00	33.00
¾ x 3'' V. G.	78.00	73.00	61.00	.....
¾ x 3'' F. G.	65.00	61.00	53.00	.....
¾ x 4'' V. G.	78.00	73.00	61.00	.....
¾ x 4'' F. G.	65.00	61.00	53.00	.....
⅝ x 4'' F. G.	48.00	46.00	39.00	26.00
⅝ x 6'' F. G.	56.00	54.00	47.00	26.00

[1] See grade definition under sec. 25, General Notes.

Lengths

1. Random lengths as set forth in Standard Grading and Dressing Rules No. 12 paragraph 30.

2. Omitting short lengths in R/L Loading, add to R/L price of the same size and grade:

5' and shorter	$0.50
7' and shorter	1.00
9' and shorter	2.00
10' and shorter	3.00
12' and shorter	4.00

3. Specified lengths add to R/L price of the same size and grade:

12' and shorter—No addition except $2.00 per M for 1 x 4''–12 and ¾ x 4''–12 in B & Better and "C" V. G. or F. G.

14'	$3.00
16', 18' and or 20'	5.00

4. Short lengths in excess of the percentage permitted in R/L loading, when shipped with buyer's approval, deduct from R/L prices as follows:

1½' to 3½' B & Better and "C"	$25.00
1½' to 3½' "D"	20.00
4' and 5' B & Better and "C"	15.00
4' and 5' "D"	10.00
6' and 7' B & Better and "C"	0.00
6' and 7' "D"	5.00

Miscellaneous

5. For clear all heart V. G., add $5.00 to the B & Better price.

6. ¾'' flooring: deduct $5.00 per M from the same size and grade of standard flooring.

7. For green, deduct $10.00.

TABLE 6—DROP SIDING AND RUSTIC

Drop Siding, all Patterns; Rustic Siding; Shiplap; R/L Dry	B and Better	"C"	"D"	"E" [1]
1 x 4''	$60.00	$58.00	$53.00	$26.00
⅝ x 6''	56.00	54.00	47.00	26.00
1 x 6''	66.00	64.00	56.00	31.00
1 x 8''	69.00	66.00	59.00	34.00

[1] See grade definition General Notes.

Grain

1. For V.G, B and Better and C, add $10.00 per M to table prices; 1'' D, same differentials as in table 5; ⅝ x 6'' D, add $7.00 to table price for ⅝ x 6'' D.

Lengths

2. Random lengths as set forth in Standard Grading and Dressing Rules No. 12, paragraph 30.

3. Omitting short lengths in R/L loading, add to R/L price of the same size and grade:

5' and shorter	$0.50
7' and shorter	1.00
9' and shorter	2.00
10' and shorter	3.00
12' and shorter	4.00

4. Specified lengths add to R/L price of the same size and grade:

12' and shorter	No addition
14'	$3.00
16', 18' and/or 20'	5.00

4a. Short lengths in excess of percentage permitted in R/L loading, when shipped with buyer's approval, deduct from R/L prices as follows:

1½' to 3½' B & Better and "C"	$25.00
1½' to 3½' "D"	20.00
4' and 5' B & Better and "C"	15.00
4' and 5' "D"	8.00
6' and 7' B & Better and "C"	5.00
6' and 7' "D"	5.00

Condition

5. For Green deduct $10.00.

TABLE 7—BEVEL SIDING

R/L Dry	B and Better		"C"		"D"	
	V. G.	F. G.	V. G.	F. G.	V. G.	F. G.
½x4"	$35.00	$34.00	$32.00	$31.00	$29.00	$28.00
½x6"	37.00	36.00	35.00	34.00	32.00	31.00
½x8"	46.00	39.00	44.00	37.00	41.00	34.00
¾x8"	61.00	54.00	57.00	50.00	53.00	46.00
¾x10"	67.00	60.00	63.00	56.00	59.00	52.00

Lengths

1. Random lengths, regular bundling in accordance with paragraph 540 Standard Grading and Dressing Rules No. 12.

Working Charges

2. Rabbetted bevel siding: add $1.50 per M to standard pattern price of the same width and thickness.

TABLE 8—CEILING

R/L—all patterns—dry	B and better	"C"	"D"	"E" [1]
½ x 4"	$48.00	$46.00	$39.00	$26.00
⅝ x 4"	48.00	46.00	39.00	
⅝ x 6"	56.00	54.00	47.00	26.00
1 x 4"	61.00	59.00	54.00	31.00
1 x 6"	66.00	64.00	56.00	31.00

[1] See grade definition under sec. 25, General notes.

Grain

1. No addition for grain specification.

Lengths

2. Random lengths as set forth in Standard Grading and Dressing Rules No. 12, paragraph 30.

3. Omitting short lengths in R/L loading add to R/L price of the same size and grade:

5' and shorter	$0.50
7' and shorter	1.00
9' and shorter	2.00
10' and shorter	3.00
12' and shorter	4.00

4. Specified lengths add to R/L price of the same size and grade:

12' and shorter	No addition
14'	$3.00
16', 18' and/or 20'	5.00

5. Short lengths in excess of the percentage permitted in R/L loading, when shipped with buyer's approval, deduct from R/L prices as follows:

1½' to 3½' B and Better and "C"	$15.00
1½' to 3½' "D"	12.00
4' and 5' B and Better and "C"	15.00
4' and 5' "D"	5.00
6' and 7' B and Better and "C"	5.00
6' and 7' "D"	5.00

TABLE 9—STEPPING

V. G. R/L S3S and nosed—dry	B and Better	"C"	"D"
5/4 x 10"	$83.00	$74.00	$59.00
5/4 x 12"	88.00	79.00	64.00
6/4 x 10"	87.00	78.00	63.00
6/4 x 12"	90.00	81.00	66.00

Lengths

1. Random lengths regular loading is as follows:

B and Better and "C" grades:

30 percent	3' to 9'
70 percent [1]	10' to 20'

[1] Inclusion of 18' and/or 20' lengths is optional.

TABLE 10—CASING AND BASE

R/L, all patterns, dry	B and better		"C"		"D"	
	V. G.	F. G.	V. G.	F. G.	V. G.	F. or M. G.
1 x 3"	$80.00	$70.00	$76.00	$66.00	$61.00	$53.00
1 x 4"	76.00	64.00	71.00	59.00	56.00	50.00
1 x 5"	84.00	72.00	78.00	66.00	63.00	53.00
1 x 6"	79.00	68.00	74.00	63.00	59.00	52.00
1 x 8"	80.00	68.00	75.00	63.00	60.00	52.00
1 x 10"	86.00	72.00	79.00	65.00	64.00	53.00
1 x 12"	91.00	74.00	84.00	67.00	69.00	55.00

Grade

1. "E" casing and Base $13.00 per M'BM less than, "D" FG or M. G.

TABLE 11—FINISH AND CLEARS

Regular Loading R/L S2S, S4S, A. L. S. or Rough-dry	B and Better V. G.	B and Better F. G.	"C" V. G.	"C" F. G.	"D" M. G.	"D" V. G.	"E" M. G.
1 x 2"	$68.00	$56.00	$65.00	$54.00	$13.00	$50.00	$30.00
1 x 3"	69.00	59.00	66.00	57.00	44.00	51.00	31.00
1 x 4"	65.00	53.00	62.00	50.00	41.00	47.00	28.00
1 x 5"	73.00	61.00	70.00	57.00	44.00	55.00	31.00
1 x 6"	68.00	57.00	65.00	54.00	43.00	50.00	30.00
1 x 8"	69.00	57.00	66.00	54.00	43.00	51.00	30.00
1 x 10"	75.00	61.00	72.00	58.00	44.00	57.00	31.00
1 x 12"	83.00	70.00	80.00	64.00	48.00	65.00	35.00
5/4 and 6/4 x 2"	71.50	62.00	68.50	57.00	46.00	53.50	30.00
5/4 and 6/4 x 3"	73.00	64.50	70.00	61.00	48.00	55.00	31.00
5/4 and 6/4 x 4"	69.00	59.50	66.00	55.50	46.50	51.00	28.00
5/4 and 6/4 x 5"	78.00	67.00	75.00	62.00	49.00	61.00	31.00
5/4 and 6/4 x 6"	75.00	62.50	72.00	58.00	47.00	57.00	30.00
5/4 and 6/4 x 8"	78.00	63.00	75.00	61.00	50.00	60.00	30.00
5/4 and 6/4 x 10"	82.00	69.50	79.00	63.00	51.00	64.00	31.00
5/4 and 6/4 x 12"	87.00	77.00	84.00	70.00	54.00	69.00	35.00
2 x 2"	68.00	57.00	65.00	51.50	40.50	50.00	30.00
2 x 3"	69.50	59.00	66.50	53.00	40.00	51.50	31.00
2 x 4"	65.00	53.00	62.00	49.50	40.50	47.00	28.00
2 x 5"	74.00	62.00	71.00	56.50	43.50	56.00	30.00
2 x 6"	70.00	57.00	67.00	54.00	43.00	52.00	30.00
2 x 8"	71.00	59.00	68.00	53.50	44.50	53.00	30.00
2 x 10"	76.00	63.00	73.00	58.00	46.00	58.00	31.00
2 x 12"	84.00	71.50	81.00	65.00	49.00	66.00	35.00

Condition

1. For green deduct $10.00 per M from the dry price of the same size and grade.

Lengths

2. Random lengths as set forth in Standard Grading and Dressing Rules No. 12, paragraph 30.

3. Omitting short lengths 20' and shorter add to R/L Price of the same size and grade:

5' and shorter	$0.50
7' and shorter	1.00
9' and shorter	2.00
10' and shorter	3.00
12' and shorter	4.00
14' and shorter	Specified length price

4. Random length groups longer than 20' add to 4' to 20' R/L price:

22' to 30'	$10.00
32' to 40'	20.00
42' and longer	40.00

Lengths

2. Random lengths as set forth in Standard Grading and Dressing Rules No. 12, paragraph 30.

3. Omitting short lengths in R/L add to R/L price of same size and grade:

5' and shorter	$0.50
7' and shorter	1.00
9' and shorter	2.00
10' and shorter	3.00
12' and shorter	4.00

4. Specified lengths add to R/L price of the same size and grade:

12' and shorter: No addition except $5.00 per M addition to R/L price on 7' and 10' of the same size and grade in casing only.

14'	$5.00
16', 18' and/or 20'	5.00

Widths

5. Fractional and odd widths not listed—same as next wider listed width; compute footage on next wider listed width.

6. Wider than 12": V. G. add $5.00 per M to 12" price for each additional 1"; FG add $2.50 per M to 12" price for each additional 1".

Thickness

7. ⅝" casing and base same price as inch.

Working Charges

8. Sanding: add $10.000 per M.

9. For all patterns in quantities less than 2 M' add set-up charge of $3.00.

Omitting lengths in price groups longer than 20' add to R/L group price:

Omitting 1 length	$1.00
Omitting 2 lengths	2.00
Omitting 3 lengths	Specified length price of lengths shipped.

5. Specified lengths add to R/L 4/20' price of the same size and grade:

8', 10', and 12'	$2.00
14'	3.00
16', 18', and/or 20'	5.00
22' and 24'	10.00
26', 28', 30', and 32'	15.00
34', 36', 38', and 40'	25.00

Longer than 40' add $2.50 per M for each foot or fraction thereof to specified 40' lengths.

6. For random lengths where a specified average of not over 20' nor under 14' is required, the price shall be the 4/20' R/L price plus the specified length addition applicable to the length specified as an average. If the average required is longer than 20' the price shall be the 4/20' R/L price plus 75% of the specified length addition applicable to the length specified as an average. No addition may be made for the elimination of shorts in either case.

7. Short lengths in excess of the percentage permitted in R/L loading when shipped with buyer's approval, deduct from R/L prices as follows:

1½' to 3½' all grades (except "E")	$20.00
4' and 5' B and Better and "C"	15.00
4' and 5' "D"	8.00
6' and 7' B and Better and "C"	5.00
6' and 7' "D"	5.00

Widths

8. Fractional or odd widths not listed (less than 12") add $1.00 to price of next wider even width and compute footage on nominal rough size of the fractional or odd width.

9. Even widths wider than 12": V.G. add $5.00 per M to 12" price for each additional 1"; F.G. add $2.50 per M to 12" price for each additional 1". Odd or fractional widths wider than 12" same price as next wider even width. Compute footage on nominal rough size.

Thickness

10. Fractional thickness over 2" and under 3", add $5.00 to the price of 3" of corresponding width and grade and compute footage on nominal rough size of fractional thickness.

11. 5/16", ½" or 9/16" surfaced or full thickness rough, $7.00 less than 1", price of corresponding grade and width; ⅝" or 11/16", $5.00 less than 1" price of corresponding grade and width.

12. Surfacing to ¾", when required by buyer, S2S or S4S price same as S4S, ALS; S1S or hit and miss deduct $5.00 from price of S4S, ALS.

Working Charges

13. D&M, any working, 1" and 5/4" wider than 6", and ⅝" and ¾" all widths: add $2.00 per M".

1" and 5/4", 6" and narrower; price as flooring from table 5 or, on unusual specifications, apply for price approval under sec. 12.

14. Sanding add $10.00 per M.

15. Rabbeted jambs, sills, nosing, or other special patterns not covered in other price tables add $5.00 per M; for orders less than 2 M' of these patterns add an additional $3.00 set-up charge.

16. Surfacing longer than 40' add $0.25 per lineal foot for each lineal foot over 40'.

Miscellaneous

17. Ship plank (paragraph 287) same price as B & Better.

18 Tank Stock, paragraphs 293, 294 and 294.1, add $8.00 to price of B & Better.

19. Pipe Stave Stock, paragraph 292, add $2.00 to price of B & Better.

20. Door stock, B & Better (i. e., graded poorer side) add $4.00 per M to B & Better price of the same size, on kiln dried only.

21. Sap limit waived deduct $2.00 per M.

22. Panel Stock, paragraph 259 (a), add $5.00 to price of B & Better.

23. Scaffold plank, paragraph 288 (rough only) 9" and wider, add $5.00 per M to price of "C" for corresponding size and grain. (For paragraph 289 see tables 1, 2 and 3.

24. Pole Stock; add $20.00 to price of B & Better.

TABLE 12—THICK CLEARS

(B and better, rough green, paragraph 125)

	F. G. 6/20'	V. G. 6/20'	F. G. 22/30'	V. G. 22/30'	F. G. 32/40'	V. G. 32/40'
3 x 3"	$54	$59	$61	$68	$69	$79
3 x 4"	52	57	59	66	67	77
3 x 6"	57	69	64	78	72	89
3 x 8 and 8"	55	67	62	76	70	87

TABLE 12—THICK CLEARS—continued

(B and better, rough green, paragraph 125)

	F. G. 6/20'	V. G. 6/20'	F. G. 22/30'	V. G. 22/30'	F. G. 32/40'	V. G. 32/40'
3 x 10 and 12"	63	72	70	81	78	92
4 x 4"	52	57	59	66	67	77
4 x 6"	52	64	59	73	67	84
4 x 8"	53	65	60	74	68	85
4 x 10 and 12"	63	72	70	81	78	92
5 x 5"	62	69	69	78	79	91
5 x 6 and 8"	63	70	70	79	80	92
5 x 10 and 12"	64	73	71	82	81	95
6 x 6"	60	67	67	76	77	89
6 x 8"	61	68	68	77	78	90
6 x 10 and 12"	62	71	69	80	79	93
8 x 8"	62	69	69	78	79	91
8 x 10"	63	72	70	81	80	94
8 x 12"	64	73	71	82	81	95
10 x 10 and 12"	66	75	73	84	83	97
12 x 12"	68	77	75	86	85	99

Condition

1. For dry add to the green price for the same size, grain and grades: 3" and 4" thicknesses: 6/20'–$10.00; 22/30'–$15.00; 32/40' $20.00; 5" and 6" thicknesses: 6/20'–$15.00; 22/30'–$20.00; 32/40'–$25.00; 8' and thicker: 6/20'–$20.00; 22/30'–$25.00; 32/40'–$30.00.

Grade differentials

2. "C" grade deduct $5.00 per M from B & Better price of the same size.

2a. "D" grade deduct $17.00 per M from price of B and Better of corresponding size.

3. Turning squares add $5.00 per M to B & Better price of the same size.

Lengths

4. Omitting short lengths in R/L 20' and shorter add to R/L price of the same size and grade:

7' and shorter	$0.50
9' and shorter	1.00
10' and shorter	1.50
12' and shorter	2.00
14' and shorter	Specified length price

Omitting lengths in price groups longer than 20' add to R/L group price:

Omitting 1 length	$1.00
Omitting 2 lengths	2.00
Omitting 3 lengths	Specified length price of lengths shipped

5. Specified lengths add to the R/L price of the same size and grade: 6/20'–$3.00; 22/30'–$5.00; 32/40'–$7.50.

6. Lengths longer than 40'—add $5.00 per M for each 2' or fraction thereof to the 40' specified length price. Compute footage on actual length.

7. For omitting any lengths in R/L groups covering more than one length bracket, the additions permitted by footnote 4 may be made only within the bracket from which lengths have been omitted.

7a. For random lengths in any specified range with an average 14' or longer required, the price shall be the appropriate bracket price (the bracket in which the average falls) plus 75% of the specified length addition for the length specified as an average. No addition is permissible under footnote 4.

If an average less than 14' is specified or when a definite average is not specified on order at time of placement, the lengths shipped must be priced at the bracket price in which they fall.

Widths

8. Fractional and odd widths not listed; paragraph 297 (Cross Arm stock) same price as next wider even width. Compute footage on next wider even width. All other grades subject to application under Section 12, except grades designated in Note 5, General Notes on all Railway and Car Material.

9. Wider than 12": for V. G. add $10.00 per M to 12" price for each additional 2": for F. G. add $5.00 per M to 12" price for each additional 2".

Thickness

10. Fractional and odd thicknesses not listed, add $5.00 per M to next thicker even size and compute footage on nominal rough size of the fractional or odd thickness.

11. For thicknesses heavier than 12" add $5.00 per M' for each 1" thicker than 12".

Working Charges

12. Surfacing dry clears S1S, S1E, S2S, S2E, S1S1E, S1S2E, S2S1E or S4S to ALS, add $3.00 per M to the rough dry price.

13. Surfacing green clears S1S, S1E, S2S, S2E, S1S1E, S1S2E, S2S1E, or S4S to ALS, add $2.00 per M to rough green price.

14. For T&G, shiplap or outgauged, add $5.00 per M to the rough price. These working include surfacing.

15. Surfacing lengths longer than 40' add $0.25 per M per lineal foot for each additional foot over 40'.

Miscellaneous

16. Ship plank (paragraph 287) same price as B & Better.

17. Scaffold plank (paragraph 288 rough only) 9" and wider, add $5.00 per M'BM to price of "C" clear of same size and grain.

18. Tank stock (paragraphs 293, 294 and 294.1).

For V. G.: 3 x 3, 3 x 4 and 4 x 4 add $13.00 per M, to B & Better V. G. price; all other widths and thicknesses, add $8.00 per M to B & Better V. G. price.

For F. G.: 3" and 4" thicknesses up to and including 8" widths, add $13.00 per M to B & Better F. G. price; 3" and 4" thicknesses wider than 8" and for all thicknesses greater than 4" in all widths, add $8.00 per M to B & Better F. G. price.

19. Pipe stock, paragraph 292, add $2.00 per M to B & Better price for same size and grain specification.

20. Cross arms (paragraph 297).

For 8" and narrower add $5.00 per M to price of "C" Clear F. G.;

For wider than 8" same price as "C" Clear F. G.

21. Sap limit waived deduct $2.00 per M.

22. Pole Stock (paragraph 296).

For V. G.: 3 x 3, 3 x 4 and 4 x 4 add $30.00 per M to B & Better V. G. price; all other widths and thicknesses, add $25.00 per M to B & Better V. G. price.

For F. G.: 3" and 4" thickness up to and including 8" widths, add $30.00 per M to B & Better F. G. price;

3" and 4" thickness wider than 8" and for all thicknesses greater than 4" in all widths, add $25.00 per M to B & Better F. G. price.

TABLE 13—LADDER STOCK

Paragraph 295—10/20' Rough Green

4/4 x 3" and 4/4 x 3¼"	$85.00

Condition

1. Dry add to rough green price:

	Per M
24' and shorter	$10.00
Longer than 24'	15.00

Lengths

2. Specified lengths add to base price:

10/24'	$10.00
26/32'	30.00
34/40'	60.00
Longer than 40'	$20.00 for each additional foot to 40' price

Widths

3. Widths wider than 3¼" add to base price:

3½ to 4"	$5.00
4¼ to 5"	10.00

Widths—Continued

5¼ to 6"	$20.00
6¼ to 7"	30.00

Thickness

4. Add to the base price:

1¼ and 1½"	$5.00
1⅝ and 1¾"	10.00
2" and thicker	15.00

Working Charges

5. Surfacing to standard sizes or working to pattern add $5.00 per M to the same size and lengths.

Miscellaneous

6. Hemlock and Noble fir (paragraph 470) add $10.00 per M.

INDUSTRIAL GRADES

TABLE 14—SHOP

	Select		No. 1		No. 2		No. 3	
	V. G.	F. G.	V. G.	F. G.	V. G.	F. G.	V. G.	F. G.
Green, rough:								
4/4 x 5" and wider	$52.00	$38.00	$42.00	$28.00	$32.00	$18.00	$25.00	$11.00
1¾ to 1⅝"	55.00	38.00	45.00	28.00	35.00	18.00	28.00	14.00
8/4	52.00	38.00	42.00	28.00	32.00	18.00	25.00	14.00
10/4	55.00	38.00	45.00	28.00	35.00	18.00	28.00	14.00
12/4	55.00	41.00	45.00	31.00	35.00	21.00	28.00	17.00
K. D., rough:								
4/4 x 5" and wider	60.00	43.00	50.00	33.00	40.00	23.00	33.00	19.00
1¾ to 1⅝"	65.50	40.50	55.50	30.50	45.50	20.50	38.50	19.00
8/4	62.50	40.50	52.50	30.50	42.50	20.50	35.50	19.00
10/4	65.00	48.00	55.00	38.00	45.00	28.00	38.00	19.00
12/4	65.00	51.00	55.00	41.00	45.00	31.00	38.00	22.00

TABLE 16—CAR FRAMING, ETC.

Selected Framing, Sills, Purlins, Slats, Running Boards, etc., Par., 221, 223, Rough Green

(See Note 6 under General Notes on all Railway and Car Material)

Thickness (inches)	Width	Specified lengths 20' and under		Specified lengths Over 20' to 24'		Specified lengths Over 24' to 32'		Specified lengths Over 32' to 40'		Specified lengths Over 40' to 44'	
		Even lengths	Odd and Fr. lengths	Even lengths	Odd and Fr. lengths	Even lengths	Odd and Fr. lengths	Even lengths	Odd and Fr. lengths	Even lengths	Odd and Fr. lengths
1	Even widths, 2" to 6"	$45.00	$48.00	$49.00	$51.00	$55.00	$57.00				
	Even widths 8" to 12"	46.00	49.00	50.00	52.00	56.00	58.00				
	Odd and Fr. widths, 2¼" to 5¾"	50.00	53.00	54.00	56.00	60.00	62.00				
	Odd and Fr. widths, 6¼" to 13¾"	51.00	54.00	55.00	57.00	61.00	63.00				
1¼, 1½	Even widths, 2" to 6"	50.00	53.00	54.00	56.00	60.00	62.00				
	Even widths, 8" to 12"	51.00	54.00	55.00	57.00	61.00	63.00				
	Odd and Fr. widths, 2¼" to 5¾"	55.00	58.00	59.00	61.00	65.00	67.00				
	Odd and Fr. widths, 6¼" to 13¾"	56.00	59.00	60.00	63.00	66.00	68.00				
1¾	Even widths, 2" to 6"	47.00	50.00	49.00	51.00	53.00	55.00				
	Even widths, 8" to 12"	48.00	51.00	50.00	52.00	54.00	56.00				
	Odd and Fr. widths, 2¼" to 5¾"	52.00	55.00	54.00	56.00	58.00	60.00				
	Odd and Fr. widths, 6¼" to 13¾"	53.00	56.00	55.00	57.00	59.00	61.00				
2	Even widths, 2" to 6"	42.00	45.00	44.00	46.00	48.00	50.00	$53.00	$55.00	$60.00	$61.00
	Even widths, 8" to 12"	43.00	46.00	45.00	47.00	49.00	51.00	54.00	56.00	61.00	62.00
	Odd and Fr. widths, 2¼" to 5¾"	47.00	50.00	49.00	51.00	53.00	55.00	58.00	60.00	65.00	66.00
	Odd and Fr. widths, 6¼" to 13¾"	48.00	51.00	50.00	52.00	54.00	56.00	59.00	61.00	66.00	67.00
2¼, 2½, 2¾	Even widths, 4" to 6"	45.00	48.00	47.00	49.00	50.00	52.00	54.00	56.00	59.00	61.00
	Even widths, 8" to 12"	46.00	49.00	48.00	50.00	51.00	53.00	55.00	57.00	60.00	61.00
	Odd and Fr. widths, 2¼" to 5¾"	50.00	53.00	52.00	54.00	55.00	57.00	59.00	61.00	64.00	65.00
	Odd and Fr. widths, 6¼" to 13¾"	51.00	54.00	53.00	55.00	56.00	58.00	60.00	62.00	65.00	66.00
3" and 4"	Even Widths, 4" and 6"	40.50	43.50	42.50	44.50	44.50	46.50	47.50	49.50	52.50	53.50
	Even Widths, 8", 10" and 12"	39.50	42.50	41.50	43.50	43.50	45.50	46.50	48.50	51.50	52.50
	Odd and Fr. Widths, 3 to 5¾"	45.50	48.50	47.50	49.50	49.50	51.50	52.50	54.50	57.50	58.50
	Odd and Fr. Widths, 6¼ to 13¾"	44.50	47.50	46.50	48.50	48.50	50.50	51.50	53.50	56.50	57.50
3¼, 3½, 3¾"	Even Widths, 4" and 6"	43.50	46.50	45.50	48.50	47.50	49.50	50.50	52.50	55.50	56.50
	Even Widths, 8", 10" and 12"	42.50	45.50	44.50	47.50	46.50	48.50	49.50	51.50	54.50	55.50
	Odd and Fr. Widths, 3¼ to 5¾"	48.50	51.50	50.50	52.50	52.50	54.50	55.50	57.50	60.50	61.50
	Odd and Fr. Widths, 6¼ to 13¾"	47.50	50.50	49.50	51.50	51.50	53.50	54.50	56.50	59.50	60.50
4¼ to 5¾"	Even Widths, 6"	41.50	44.50	43.50	45.50	45.50	47.50	48.50	50.50	53.50	54.50
	Even Widths, 8", 10" and 12"	44.50	47.50	46.50	48.50	48.50	50.50	51.50	53.50	56.50	57.50
	Odd and Fr. Widths, 4¼ to 5¾"	44.50	47.50	46.50	48.50	48.50	50.50	51.50	53.50	56.50	57.50
	Odd and Fr. Widths, 6¼ to 13¾"	46.50	49.50	48.50	50.50	50.50	52.50	53.50	55.50	58.50	59.50
6, 8, 10 and 12"	Even Widths, 6"	38.00	41.00	40.00	42.00	42.00	44.00	45.00	47.00	50.00	51.00
	Even Widths, 8" 10" and 12"	41.00	44.00	43.00	45.00	45.00	47.00	48.00	50.00	53.00	54.00
	Odd and Fr. Widths, 6¼ to 13¾"	41.00	44.00	43.00	45.00	45.00	47.00	48.00	50.00	53.00	54.00
6¼ to 9¾	Even Widths, 8, 10 and 12"	41.00	44.00	43.00	45.00	45.00	47.00	48.00	50.00	53.00	54.00
Odd and Fr/Thk	Odd and Fr. Widths, 6¼ to 13¾"	43.00	46.00	45.00	47.00	47.00	49.00	50.00	52.00	55.00	56.00

Grain

1. V. G. add to the same size and grade: 4" and narrower—$10.00; wider than 4"—$15.00 per M.

Condition

2. For dry add to the green price of the same size, grade and grain specifications: under 2"—$5.00 per M; 2" to 3"—$10.00 per M; over 3"—$15.00 per M.

Lengths

3. Lengths longer than listed, add $2.00 per M for each extra 2' to the longest length price shown of corresponding size.

Width and Thickness

1. Invoiced upon nominal sizes shown in paragraphs 258 and 264.

Working Charges

2. Surfacing, add $1.00 per M.

TABLE 15—HEMLOCK BOX

	No. 1	No. 2	No. 3	Mill run
4/4 and thicker R/W and R/L rough dry	$27.50	$23.50	$19.50	$23.50

Condition

1. Green: deduct 10% from rough dry price.

Widths

2. Specified widths add to R W price: Under 10"—No addition 10" and 12"—Add $1.00 per M to R W price 14" and wide—Add $2.00 per M to R W price

Thickness

3. Less than 4/4: Price of 4/4 but compute on net size.

Working Charges

4. Surfaced: Add $1.00 per M to rough price.

Widths

4. Even widths wider than listed, add $1.00 per inch or fraction thereof to the widest listed even width.

4a. Odd or fractional widths wider than listed add $1.00 per inch or fraction thereof to the widest listed odd and fractional width.

Working Charges

5 Surfacing S1S, S1E, S2S, S2E, S1S1E, S1S2E, S2S1E, or S4S, add $2.00 per M.

6. Other workings, add $4.00 per M to rough price.

Miscellaneous

7. Select structural (paragraph 222) add $5.00 per M to the same size and grain specifications.

8. No. 1 (paragraph 224) deduct $2.00 per M from the same size.

9. Sizes thicker than listed use 12" price.

TABLE 17—CAR LINING, ROOFING, SIDING

B & Btr Car Lining and Roofing-Dry, Flat Grain (Pars, 240 and 245)

(See Note 6.—General Notes on all Railway and Car Material)

	1 x 4" D & M 2 13/32 x 3¼" A. L. S.	1 x 6" D & M 2 13/32 x 5 13/16" A. L. S.
5'	$53.50	$58.50
6'	53.50	58.50
7'	63.50	68.50
8'	68.50	73.50
10'	65.50	70.50
12'	65.50	70.50
14'	65.50	70.50
16'	72.50	77.50
18 and 20'	77.50	82.50
22 and 24'	88.50	93.50
6/20' R L	61.50	66.50
8/20' R L	62.50	67.50
10/20' R L	64.50	69.50

Note: Car Siding, par. 247, AAR standard patterns dry add $3.00 per M to price of par 240 and 245.

Grain

1. V. G. add to flat grain price: 1 x 4"—$10.00 per M; 1 x 6"—$15.00 per M.

Grade Differentials

2. "C" lining, roofing and siding (paragraphs 241, 246, and 238)—deduct $2.00 per M from B and Better price of the same item.

3. "Selected" roofing and lining (grain tight) (paragraphs 247 and 242)—deduct $3.00 from B and Better price.

Condition

4 Green—deduct $10.00 per M from dry price.

Lengths

5. Specified odd or fractional lengths not listed add $2.00 per M to price of and compute footage on basis of next longer even listed length.

Widths

6. 1 x 3"—all items and lengths, same price as 1 x 4".

7. For 1 x 5"—add $5.00 per M to the price of 1 x 6".

Miscellaneous

8 Insulation (paragraph 243) deduct $10.00 per M from B and Better price.

9. Blanked, S1S, S2S S3S or S4S, add $2.00 per M to D & M price.

10. Rough, deduct $2.00 from D & M price.

TABLE 18—SHEATHING, DECKING, END LINING

B and Better Horizontal Sheathing, Decking, and End Lining (Pars., 249 and 254). Dry, Flat Grain, T & G or Shiplap.

(See note 6—General Notes on all Railway and Car Material)

	2 x 4" (3 13/16" over all or less)	2 x 6" (5 9/16" over all or less)
8'	$57.00	$60.00
9'	62.00	65.00
10'	61.00	64.00
12'	60.00	63.00
14'	60.00	63.00
16'	67.00	70.00
18' & 20'	72.00	75.00
22' & 24'	82.00	85.00
8/20' R/L	58.00	61.00

Grain

1. 2 x 4 V. G. add $10.00 per M to F. G. price; 2 x 6 V. G. add $15.00 per M to F. G. price.

Grade Differentials

2. "C" grade, paragraphs 250 and 255, deduct $5.00 per M from B and Better price.

Condition

3. Green, deduct $10.00 per M from dry price.

Lengths

4. Specified fractional or odd lengths over 8' not listed add $2.50 per M to the price of and compute footage on next even listed length.

Widths

5. Add to 2 x 6" price: for 2 x 8", $3.00 per M; for 2 x 10", $7.50 per M.

Thickness

6. 1¼ and 1½" thicknesses; dry, add $5.00 per M to the dry price; green, deduct $10.00 per M from the dry price.

7. 2¼", 2½" and 2¾" thicknesses, add $5.00 per M to the 2" price.

Working charges

8. Blanked S1S, S2S, S3S, or S4S same price as T & G.

9. Patterns other than listed or wider than listed for 2 x 4" (but not exceeding 3¾") of 2 x 6" (but not exceeding 5¾"), add $3.00 per M.

Miscellaneous

10. Rough, deduct $2.00 per M from T & G price.

TABLE 19—SELECTED CAR DECKING AND END LINING

(See Note 6—General Notes on all Railway and Car Material)

Par. 251 rough green	8' 6"	9'	9' 6"	10'	10' 6"
1½ and 1¾" x 6" 8" and 10"	$44.00	$42.50	$43.50	$41.50	$46.00
2 x 6" 8" and 10"	37.00	35.50	36.50	34.00	39.00
2¼, 2½ and 2¾ x 6" 8" and 10"	39.00	37.50	38.50	36.00	41.00
3 x 6" 8" and 10"	38.00	36.50	37.50	35.00	40.00

Grain

1. V. G.: 4" and narrower add $10.00 per M, wider than 4" add $15.00 per M.

Grade Differentials

2. No. 1 car decking, paragraph 252, deduct $2.00 per M from price of selected.

Condition

3. Dry: Less than 2" add $5.00 per M; 2" and thicker add $10.00 per M.

Lengths

4. Lengths longer than listed add $1.00 to 10' price for each additional foot over 10'.

Widths

5. Odd or fractional widths add $3.00 per M to next wider even width.

Working Charges

6. Surfacing S1S, S2S, S2S1E, S1S2E, S4S, T & G, or shiplap to A. L. S. or A. A. R. Standards, add $2.00 per M; surfacing thicker or wider than A. A. R. Standards add $3.00 per M' to the rough price.

GENERAL NOTES ON ALL RAILWAY AND CAR MATERIAL

1. For grades other than those contained in W. C. L. A. Car material rules the maximum price shall be the price for the W. C. L. A. grade and specification to which the other grade and specification most closely conform.

2. Western Hemlock—price shall be $1.00 per M less than Douglas fir price of same item.

3. "C" & "Better"—invoice C and B and Better at price shown for each grade.

4. Random lengths, other than listed: Invoice each length at specified length price and deduct $3.00 per M.

5. Clear framing and running boards, pars. 226, 227, 229, 230, 232 and 233 add to prices of corresponding size, grade and grain in tables 11 and 12 as follows:

(a) Table 11—All sizes for flat grain or vertical grain, add $5.00.

(b) Table 12—For flat grain, 3" and 4" thickness up to 8" in width, add $10.00 per M; 3" and 4" wider than 8" and sizes thicker than 4", all widths add $5.00 per M; for vertical grain 3 x 3, 3 x 4 and 4 x 4 add $10.00 per M; all other widths and thicknesses, add $5.00 per M.

(c) For odd and fractional lengths not listed, when required by buyer and within the range of lengths covered by tables 11 and 12, add $3.00 to price of, and compute footage on next longer listed length.

For fractional or odd widths, not listed and when required by buyer, price the same as next wider even width. Compute footage on next wider even width. (See note 6.)

6. The maximum prices shown in tables 16, 17, 18 and 19 and for grades priced in accordance with note 5 of General notes on all Railway and Car Material apply only to direct-mill shipments (see section 3 (a)) and where order and bill of lading show that final delivery is to be made to railroad car builders, railroad car and equipment repair shops or railroad companies and where consignee's purchase order or requisition number is shown on the order to mill on which shipment applies. Invoice of mill and intermediate shipper (if any) must show order or requisition number of the consignee shown on bill of lading. When warranted an exception to this note may be granted upon direct application of the prospective purchaser to Lumber Branch Office of Price Administration.

SHIP DECKING

TABLE 20—SHIP DECKING (PARAGRAPH 280) AND MARGIN PIECES WHEN GRADED UNDER PARAGRAPH 286—ROUGH GREEN

	8/40' Av. 12'	10/40' Av. 14'	12/40' Av. 16'	14/40' Av. 18'	16/40' Av. 20'	18/40' Av. 22'	20/40' Av. 24'	22/40' Av. 26'	24/40' Av. 28'	26/40' Av. 30'	28/40' Av. 32'	30/40' Av. 34'	32/40' Av. 36'	34/40'	36/40'
1 x 3"	$70.00	$75.00	$80.00	$85.00	$90.00										
1 x 4"	70.00	75.00	80.00	85.00	90.00										
1 x 5"	77.00	82.00	87.00	92.00	97.00										
1 x 6"	75.00	80.00	85.00	90.00	95.00										
2 x 3"	70.00	75.00	80.00	85.00	90.00	$95.00	$100.00	$105.00	$110.00	$115.00	$120.00	$125.00	$125.00	$125.00	$125.00
2 x 4"	70.00	75.00	80.00	85.00	90.00	95.00	100.00	105.00	110.00	115.00	120.00	125.00	125.00	125.00	125.00
2 x 5"	77.00	82.00	87.00	92.00	97.00	102.00	107.00	112.00	117.00	122.00	127.00	132.00	132.00	132.00	132.00
2 x 6"	75.00	80.00	85.00	90.00	95.00	100.00	105.00	110.00	115.00	120.00	125.00	130.00	130.00	130.00	130.00
3 x 3"	77.00	82.00	87.00	92.00	97.00	102.00	107.00	112.00	117.00	122.00	127.00	132.00	132.00	132.00	132.00
3 x 4"	73.00	78.00	83.00	88.00	93.00	98.00	103.00	108.00	113.00	118.00	123.00	128.00	128.00	128.00	128.00
3 x 5"	77.00	82.00	87.00	92.00	97.00	102.00	107.00	112.00	117.00	122.00	127.00	132.00	132.00	132.00	132.00
3 x 6"	75.00	80.00	85.00	90.00	95.00	100.00	105.00	110.00	115.00	120.00	125.00	130.00	130.00	130.00	130.00
4 x 4"	70.00	75.00	80.00	85.00	90.00	95.00	100.00	105.00	110.00	115.00	120.00	125.00	125.00	125.00	125.00
4 x 5"	77.00	82.00	87.00	92.00	97.00	102.00	107.00	112.00	117.00	122.00	127.00	132.00	132.00	132.00	132.00
4 x 6"	75.00	80.00	85.00	90.00	95.00	100.00	105.00	110.00	115.00	120.00	125.00	130.00	130.00	130.00	130.00

Grade Differential

1. "C" grade decking (as now established by the West Coast Bureau of Grades and Inspection), deduct $5.00 per M from paragraph 286 prices.

Lengths

2. For specified lengths 12' and over and including 34', add $5.00 per M'BM to the corresponding average length price listed above. Specified lengths 36' to 40' shall be priced at the 34' specified length price.

	8/40'	10/40'	12/40'	14/40'	16/40'	18/40'	20/40'	22/40'	24/40'	26/40'	28/40'	30/40'
For 14' av. add	$4.00											
For 16' av. add	8.00	$4.00										
For 18' av. add	12.00	8.00	$4.00									
For 20' av. add	16.00	12.00	8.00	$4.00								
For 22' av. add	20.00	16.00	12.00	8.00	$4.00							
For 24' av. add	24.00	20.00	16.00	12.00	8.00	$4.00						
For 26' av. add	28.00	24.00	20.00	16.00	12.00	8.00	$4.00					
For 28' av. add	32.00	28.00	24.00	20.00	16.00	12.00	8.00	$4.00				
For 30' av. add	36.00	32.00	28.00	24.00	20.00	16.00	12.00	8.00	$4.00			
For 32' av. add	40.00	36.00	32.00	28.00	24.00	20.00	16.00	12.00	8.00	$4.00		
For 34' av. add	44.00	40.00	36.00	32.00	28.00	24.00	20.00	16.00	12.00	8.00	$4.00	
For 36' av. add	48.00	44.00	40.00	36.00	32.00	28.00	24.00	20.00	16.00	12.00	8.00	$4.00

3. Where maximum length of any specification is reduced to:

38' deduct	$2.00
36' deduct	4.00
34' deduct	6.00
32' deduct	8.00
30' deduct	10.00
28' deduct	10.00
26' deduct	10.00
24' deduct	12.00
22' deduct	12.00
20' deduct	12.00

4. Specified fractional and odd lengths add $3.00 per M to the specified price of and compute footage on next longer even length.

5. Lengths longer than 40' add $2.50 per M for each foot or fraction thereof to the 40' specified length price. Compute footage on actual length.

Widths

6. Fractional widths add $5.00 per M to next narrower listed width and compute footage on actual size.

7. Widths wider than listed: up to and including 10" add $5.00 per inch to the 6 inch price; wider than 10" add $7.50 per inch to the 6" price.

Thickness

8. Fractional thickness add $5.00 per M to the next less listed thickness and compute footage on actual size.

9. Even thickness thicker than listed add $5.00 per M to the thickest listed thickness of the same width and length.

Working Charges

10. Surfacing S1S, S2S, S3S, S4S, green or dry add $3.00 per M to rough price.

11. Combined surfacing and outgauging add $5.00 per M to rough price.

Condition

12. Dry decking: 2" thick and under add $15.00 per M; over 2" add $25.00 per M.

Miscellaneous

13. Waiving sap limitation, paragraph 286, deduct $3.00 per M from the same size and length.

14. The maximum prices shown in table 20 apply only to direct-mill shipments (see section 3 (a)) and only where final delivery is to shipyard operations, builders or repairers of ships, barges or other water transportation facilities, except on specific individual approval of the Lumber Branch.

TABLE 21—LATH AND SHINGLE BANDS

Green or dry—per 1,000 pieces	Fence	No. 1 plaster	No. 2 plaster	No. 3	No. 1 shingle bands
48", 1½" or 1⅝", 3 pcs. to 1"	xxx	9.00	8.00	6.50	xxx
32", 1½" or 1⅝", 3 pcs. to 1"	xxx	6.00	5.25	4.25	xxx
48", 1½" or 1⅝", 2 pcs. to 1"	10.25	xxx	xxxx	xxxx	xxx
19½", 3 x 1½	xxx	xxx	xxxx	xxxx	9.00

1. Fence lath must contain 80% No.1; for 100% No. 1 add $1.00.

TABLE 22—CORN CRIBBING AND WELL CURBING

R L Dry	C & Better	"D"	No. 1 Common
1 x 4"	$47.00	$41.00	$39.00
1 x 6"	51.00	44.50	41.00
2 x 6"	53.50	45.50	42.00

Lengths

1. Random lengths 6/20'.

2. Specified or random lengths 14' to 20' add $5.00 per M to R L price.

TABLE 23—GUTTER

Paragraph 282 green R L	8/40'	10/40'	12/40'
3 x 4", 3 x 5", 4 x 5", and 4 x 6"	$78.00	$80.00	$84.00

Lengths

1. Specified lengths 8/20' add $5.00 per M; 22/30' add $8.00 per M; 32/40' add $10.00 per M.

TABLE 24—SILO STOCK

R L Dry (run to pattern)	B and Better par. 164	Select Mer. par.
2 x 6"—8/20'	$63.00	$54.00
22/30'	74.00	66.00
32/40'	83.00	75.00

Condition

1. Green deduct $10.00 per M.

Lengths

2. Specified lengths—add to R L price same size and grade:

8', 10' & 12'	$2.00
14'	3.00
16', 18' & 20'	3.00
22' & 24'	10.00
26', 28', 30' & 32'	15.00
34', 36', 38' & 40'	25.00

TABLE 25—PICKETS[1]

No. 1 Pickets—Paragraph 181—Dry per M pieces

	3'	3'6"	4'	5'	6'
1 x 3" Gothic S4S	$36.00	$41.00	$46.00	$57.00	$68.00

No. 2 pickets deduct $10.00 per M pcs.

Pointed one angle only deduct from Gothic price per M pieces—$3.00.

Pointed two angles deduct from Gothic price per M pieces—$2.00.

SEC. 24. *Other west coast lumber.* (Western hemlock and true fir.) The maximum prices for other West Coast Lumber (Western hemlock and all species of true fir) per 1,000 feet board measure, where shipment originates at a mill, shall be as follows:

(a) For boards (table 1), dimension (table 2) flooring (table 5), drop siding (table 6), bevel siding (table 7), ceiling (table 8), casing and base (table 10) and lath (table 21); same price as for Douglas Fir.

(b) All other items unless otherwise specifically provided for in price tables or footnotes; deduct $1.00 per M'BM from maximum price of corresponding item in Douglas Fir.

SEC. 25. *General notes.* (Applies to entire article V.)

1. Additions for special provisions permitted by this sec. 25 may be made only when the special provisions are not included in the desired grade and are specifically requested by the buyer. When additions are made for paragraphs 300, 301, 302, 303, 305, and 307, the mill must furnish, with a copy retained in each seller's files, an official certificate of grade by the W. C. L. A., P. L. I. B., or any agency approved by the Portland Office of the Office of Price Administration. This certificate must be attached to the original invoice, except on truck orders involving more than one shipment where a certificate must be furnished either upon completion of the order, or at the end of every thirty-day period during the time of shipment on such specific order. This rule applies regardless of quantity, except that an order for less than 10,000 board feet for truck shipment direct to the job may be covered by mill certificate only.

When the buyer specifies inspection by his own or any other agency (which agency must have been approved by the Portland Office), the purchaser may pay the cost of inspection without adjustment of the seller's price provided the purchaser shows that he has customarily borne the cost of inspection since October 1, 1941.

II. No addition may be made for any "grain" paragraph to any grade of hemlock.

GRAIN

III. Addition for "grain" paragraphs may be made to grade paragraphs (W. C. L. A. Standard Grading and Dressing Rules No. 12 and Supplements No. 1 of September 15, 1943, and No. 2 of September 15, 1944), as follows:

Grade paragraphs	For par. 300	For par. 301	For par. 302
221, 222, 224, 251, 252	$1.00	$2.00	$5.00
284, 285	xxxxx	xxxxx	5.00
282, 289	xxxxx	xxxxx	4.00

HEARTWOOD

(When specified in grades of No. 1 and better, 3" and thicker)

IV. 85% heartwood paragraph 303 (B and E)—add $1.50 per M to price of same size, length and grade except addition to paragraphs 210 and 218—add $1.00 per M only.

V. 50% heartwood paragraph 303 (C and F)—Add $2.50 per M to price of the same size, length and grade except addition to paragraphs 210 and 218 add $2.00 per M only.

VI. 100% heartwood or free from sap—add $4.00 per M to the price of the same size, length and grade.

SLOPE OF GRAIN

VII. No. 1 and higher grades of common when not provided for in grades specified, slope of grain not exceeding 1" in 10" add $0.50 per M; for 1" in 12", add $1.00 per M; for 1" in 15", add $2.00 per M to the price of the same size, length and grade.[1]

VIII. "D" and better grades: Slope of grain not exceeding 1" in 10", add $1.00 per M; for 1" in 12", add $2.00 per M; for 1" in 15", add $4.00 per M to the price of the same size, length and grade.[1]

[1] Where a specification includes slope of grain and more exacting slope of grain, is required the charge under these notes shall be the difference between the charge permissible had the specification been free from slope of grain and the permissible charge for the slope of grain required (Example. Par. 214 requires slope of grain not more than 1" in 12". If specified 1" in 15" the maximum charge would be $1.00).

IX. Add for side cut (FOHC)—The following charges are for all lengths:

	No. 1	Select Merchantable	Select Structural
3 x 10 & 3 x 12"	$0.50	$0.50	$0.50
3 x 14 & 3 x 16"	1.00	1.00	1.00
3 x 18"	2.00	2.00	2.00
4 x 10 & 4 x 12"	.50	.50	.50
4 x 14 & 4 x 16"	1.00	1.00	1.00
4 x 18"	2.00	2.00	2.00
6 x 6 & 6 x 8"	1.50	1.50	1.50
6 x 10 & 6 x 12"	2.50	2.00	1.50
6 x 14"	3.00	2.50	2.00
6 x 16"	5.00	4.00	3.50
6 x 18"	6.00	5.00	4.50
8 x 8"	2.50	2.00	1.50
8 x 10 & 8 x 12"	4.00	3.00	2.00
8 x 14"	4.50	3.50	3.00
8 x 16"	6.00	5.50	5.00
8 x 18"	8.00	7.00	6.00
10 x 10 & 10 x 12"	7.00	6.00	5.00
10 x 14"	8.00	7.00	6.00
10 x 16"	9.00	8.00	7.00
10 x 18"	10.50	9.50	8.50
12 x 12"	9.00	8.00	7.00
12 x 14"	10.00	9.00	8.00
12 x 16"	12.00	11.00	10.00
14 x 14"	14.00	13.00	12.00

1. Timbers (FOHC) wider or thicker than listed add $1.50 per M for each 2" wider or thicker than listed.

2. Odd size timbers (FOHC) not listed add half the difference between the nearest listed larger and smaller sizes to the charge for the smaller size.

3. For grades (FOHC): paragraph 224, same addition as for select merchantable; paragraphs 222, 223, 284, 285* and 289, same addition as for select structural.

*Applies only to thicknesses over 4".

X. Working Charges.[1]

OUTGAUGING

	6 x 6" to 16 x 20'	Over 16 x 20" to 24 x 30"	Larger than 24 x 30"
40' and shorter	Add $2.00	Add $4.00	Add $10.00
41 to 60'	Add 3.00	Add 5.00	Add 10.00
61 to 80'	Add 4.00	Add 6.00	Add 10.00
81' and longer	Add 6.00	Add 8.00	Add 10.00

T & G GROOVING OR SAW SIZING

40' and shorter	Add $3.00	Add $5.00	Add $10.00
41 to 60'	Add 4.00	Add 6.00	Add 10.00
61 to 80'	Add 5.00	Add 7.00	Add 10.00
81' and longer	Add 7.00	Add 9.00	Add 10.00

DIAGONAL AND/OR TAPER RESAWING

40' and shorter	Add $5.00	Add $10.00	Add $15.00
41 to 60'	Add 6.00	Add 11.00	Add 15.00
61 to 80'	Add 7.00	Add 12.00	Add 15.00
81' and longer	Add 10.00	Add 15.00	Add 15.00

[1] The foregoing working charges are to be added to the surfaced price for same size, length and grade.

XI. Fir Log Cabin Siding.

1. All grades 1 and 2"—add $5.00 per M to the price of same grade, size and seasoning.

2. All grades 3"—add $6.00 per M to the price of same grade, size and seasoning.

3. Machine droppings up to 15% to be included at $5.00 per M less.

4. For less than 1 M board measure—add set-up charge of $5.00.

XII. All prices are based on one thousand feet board measure, except for lath and pickets which are based on one thousand pieces. The board measure of dressed lumber is based upon the corresponding dimensions of rough green lumber. No lumber is sold on less than one inch count unless otherwise specifically stated.

XIII. (Revoked.)

XIV. No charge may be made for "hit or miss" dressing. Where charge is established in any table for surfacing ¼" off or for Industrial Standard sizes, such charge is the maximum addition that may be made to the A. L. S. surfaced price for any surfacing thicker or wider than A. L. S. sizes. If a table does not provide a charge for surfacing ¼" off or to Industrial Standard sizes, an addition of $2.00 per M'BM may be made for surfacing thicker or wider than A. L. S., only if the table charge for surfacing is specifically for American Lumber Standard sizes. This addition may not be made for hit and miss surfacing, or when machine is set for both width and thickness to full nominal rough size shown in W. C. L. A. Grading and Dressing Rules No. 12.

XV. Grade definitions.

1. "E" Grade. This Grade covers the "droppings" from "D" which would otherwise be wasted, and covers flooring, ceiling, drop-siding, rustic, shiplap, and finish.

The grade will admit the following defects which will not seriously impair the lumber for the use intended with a trim waste not to exceed 25%.

Splits, checks and shake	Not serious.
Tongue and groove	Scant.
Skips	H and M.
Stain	White specks.
Rot	Small spots.
Worm holes	
Pitch pockets	Large.

Knot holes, wane and other defects that do not prevent use as cheap flooring, sheathing, finish, etc., in 4' lengths and longer.

2. No. 4. This grade covers the down-fall from 1" and thicker No. 3 which would otherwise be wasted. It may be either rough or surfaced. The defects which include splits, checks, shake, skips, rot, stain, worm holes, pitch pockets, knot holes, wane or other defects which in combination will not impair the lumber for the purpose intended.

3. Shims. Shims are boards that are too thin to be surfaced to standard sizes. They may be of such thicknesses as will surface to 7/16", ½", 9/16", ⅝", or 11/16", H & M, or rough if full thickness. Shims are graded as No. 3 and better or according to the grading rules applying to the similar grade of standard size boards.

XVI. For bundling: add $1.00 per M to tables 1 and 2 only.

XVII. For stenciling when required by the buyer, on 10 percent or more pieces, bundles or packages, of any shipment, to an extent beyond grade marking and/or the simple identification of pieces or lots, add fifty cents per M feet to price of items on which stenciling is required. This charge may not be made for grade marking or for grade or lot identification even though a stencil is employed for such marking.

XVIII. Where a footnote under one price table requires the use of a price from another table, then such other table from which the price is obtained shall govern in all respects, including applicable footnotes.

XIX. All rough lumber shall be of sufficient width and thickness to permit dressing S4S to American Lumber Standards.

XX. For any surfacing that does not remove the item surfaced from being classified as rough lumber, insofar as the table of estimated weights is concerned, no charge may be made for surfacing if rough weight is used. Alternatively, mill may charge for surfacing (where table permits) but in doing so, freight charges must be estimated on net surfaced size under "Shipping Weight Formula for Sizes Not Listed."

XXI. (a) No part of the price addition provided in any price table may be charged for the following grades except for direct-mill shipment (see sec. 3 (a)) and only

where final delivery is to industries herein designated: Paragraph 284 (barge framing), paragraph 285 (barge planking and decking,) paragraph 287 (ship plank), and paragraphs 288 and 289 (scaffold plank) to shipyard operations, builders or repairers of ships, barges or other water transportation equipment; paragraphs 288 and 289 (scaffold plank) to railroad car builders, railroad car and equipment repair shops, railroad companies, of producers and refiners of crude oil.

(b) The prices in table 13, ladder stock (paragraph 295) are applicable only on direct-mill shipment (see sec. 3 (a)) and where final delivery is to ladder manufacturers or ladder repair shops.

(c) No part of the price addition provided in any price table for paragraph 296 (pole stock) may be charged except for direct-mill shipment (see sec. 3 (a)) and only when final delivery is to manufacturers of agricultural implements.

(d) No part of the price addition provided in any price table for paragraphs 292, 294 and 294.1 may be charged except for direct-mill shipment (see sec. 3 (a)) and only where final delivery is to manufacturers of tanks or other containers historically requiring the use of tank or pipe stave stock grades.

(e) Exceptions to this note XXI may, when warranted, be granted upon direct application by the prospective purchaser to the Lumber Branch, Office of Price Administration, Washington, D. C.

XXII. (a) For open car loading when required by buyer and when material is of a type ordinarily loaded in box cars, a charge of $7.50 per car may be made including the cost of stakes and all other material required to firmly secure the load. Timber 6" thick, wider than 8", and all timbers thicker than 6" are not subject to this charge.

(b) When the conditions in paragraph (a) above are met and where in addition to open car loading the buyer requires packaging in sling-lots or otherwise whereby the load is divided into individual parcels for the purpose of facilitating mechanical unloading, an additional charge of $6.50 per car may be made to cover the cost of all labor and materials used in so packaging.

(c) No payment may be made by the buyer under this note when cars of lumber are routed through a custom mill.

XXIII. Where purchases are made in random widths and/or thicknesses, shipments may be invoiced at appropriate table prices for the individual widths and thicknesses actually shipped.

XXIV. Where odd or fractional lengths are not priced in tables or footnotes and such lengths are required the prospective purchaser must make application under section 12 (a) (2). If authorization is granted it will be to the effect that odd or fractional lengths (within the range of lengths covered by any table) may be priced the same as the next longer even length and footage computed on next longer even length.

ARTICLE VI—PRICE TABLES FOR EXPORT—"N" LIST

Shipments of Douglas fir and other West Coast Lumber originating at a mill, sold for export to or for a destination outside the Continental United States (except Canada and the territories and possessions of the United States, exclusive of the Philippine Islands) including sales or shipments in the course of being exported from the United States or any territory thereof to any foreign nation, may be graded in accordance with "N" Export Grading Rules adopted by the West Coast Lumbermen's Association and British Columbia Lumber and Shingle Manufacturers, Ltd., 1929, and sold at maximum prices to be determined as follows:

1. Where delivery is made f. a. s. vessel at mill's customary loading point, use the prices in the following tables. (All transportation costs and other charges (if any) incident to placing lumber f. a. s. vessel at mill's customary deep-water loading point are for the account of the mill.)

2. Where delivery is made at a point other than mill's customary deep-water loading point (for inland mills this means nearest deep-water loading point), the maximum price is arrived at as follows: Deduct from the prices in the following tables $2.50 per M'BM plus transportation cost to customary deep-water loading point; then add actual transportation costs necessary to place lumber f. o. b. car f. o. b. barge or f. a. s. vessel at such non-customary loading point, and, if delivered f. a. s. vessel an additional $2.50 per M'BM.

TABLE 1

R/L, S2*, Merchantable Douglas fir (rough green):

1 x 3"	$38.50
1 x 4"	34.50
1 x 5"	40.50
1 x 6"	34.50
1 x 7"	40.00
1 x 8"	34.50
1 x 9"	37.50
1 x 10"	33.50
1 x 11"	39.00
1 x 12"	35.50

1" and thicker x A W, R/L—price as if all 1".

Grades

1. Selected merchantable add $3.00 per M to merchantable price of the same width and length.

2. Merchantable permitting up to 15% common deduct $0.50 per M from the merchantagle price of the same width and lenght.

3. Common deduct $3.00 per M from the merchantable price of the same width and length.

4. No. 3 and better common deduct $6.00 per M from the merchantable price of the same width and length.

Condition

5. Dry add to the same length, width and grade $4.00 per M.

Lengths

6. Specified odd lengths: add $3.00 per M to the price of the next longer even length and compute footage on actual length.

7. Specified fractional lengths: add $5.00 per M to the price of the next longer even length and compute footage on actual length.

8. Random lengths 25.32' add $4.00 per M to the price of R/L 8-24'.

9. Omitting lengths 16' and shorter in R/L shipments add $0.50 per M for each even length omitted.

10. Specified lengths add to the R/L price of the same size and grade:

16' and shorter	$2.00 per M
17' to 24'	4.00 per M

11. When average length specified in R/L specifications add:

13' and shorter	No addition
16' and shorter	$1.00
18' and shorter	2.00
20' and shorter	4.00

12. If a percentage of odd lengths in excess of 10% is specified in R/L specifications add $2.00 per M to the R/L price.

Widths

13. Random widths with a specified minimum average width, price at the specified average width required.

14. Random widths, 8" and wider, without average, price same as 12" width. Random width without average, including all widths under and over 8" price same as 8" width.

15. Even widths wider than 12" add $2.00 per M for each 2" wider than 12" to the 12" price of the same grade and length.

16. Odd or fractional widths not listed, add $6.00 per M to the next less even width. Compute footage on actual size.

17. If a percentage of odd widths in excess of 10% is specified in R/W specifications add $2.00 per M to the R/W price.

Thickness

18. Thickness less than 1" price on the same width and grade as 1" on a basis of surface measure.

19. 5/4", 6/4" and 7/4" add $5.00 per M to the 1" price of the same size and grade. Compute footage on actual measurement.

Working Charges

20. Surfacing deduct $1.50 per M.

21. S1S & T & G or S2S & T & G and bundled if required, add $3.00 per M.

22. Ripping or resawing add $1.00 per M.

Miscellaneous

23. Hemlock or true fir same price as Douglas fir.

TABLE 2

R/L, Merchantable Douglas fir (rough green):

2 x 2", S2S	$38.00
2 x 3", S2S	36.00
2 x 4", S2S	36.00
2 x 5", S2S	42.00
2 x 6", S2S	36.00
2 x 7", S2S	48.50
2 x 8", S2S	42.00
2 x 9", S2S	39.00
2 x 10", S2S	36.00
2 x 11", S2S	48.50
2 x 12", S2S	43.00

2" and thicker x A W, S2S—price as if all 2".

Grades

1. Selected merchantable add $3.00 per M to merchantable price of the same width and length.

2. Merchantable permitting up to 15% common deduct $0.50 per M from the merchantable price of the same width and length.

3. Common deduct $3.00 per M from the merchantable price of the same width and length.

4. No. 3 and better common deduct $6.00 per M from the merchantable price of the same width and length.

5. Mining deduct $7.00 per M from merchantable price of the same width and length.

Condition

6. Dry add $4.00 per M to the same width, length and grade.

Lengths

7. Specified odd lengths: add $3.00 per M to the price of the next longer even length and compute footage actual length.

8. Fractional lengths: add $5.00 per M to the price of the next longer even length and compute footage on actual lengths.

9. Random lengths 33/40' add $4.00 per M to random lengths 8/32'. Random lengths: 2x2"-21/32' add $5.00 per M to R L 8-20'; 2x3" to 2x5" add $2.00 per M to R L 8-24'.

10. Omitting lengths 16' and shorter in R L shipments add $0.50 per M for each even length omitted.

11. Specified lengths, when ordered add $2.00 per M to the R/L price of the same size and length.

12. When average length specified in R L specifications add:

14' and shorter	No addition
15' and shorter	$0.50
17' and shorter	1.00
19' and shorter	2.00
20' and shorter	3.00
22' and shorter	5.00
24' and shorter	7.00

13. If a percentage of odd lengths in excess of 10% is specified in R L specifications add $2.00 per M to the R L price.

Widths

14. Random widths with a specified minimum average width, price at the specified average width required.

15. Random widths, 8" and wider, without average price same as 8" width. Random widths, without average, includi. g all widths under and over 8", price same as 8" width.

16. Even widths wider than 12" add to the price of the 12" of the same grade and length $1.00 per M for each 2" wider than 12".

17. Odd or fractional widths not listed add $6.00 per M to the next less even width. Compute footage on actual size.

18. If a percentage of odd widths in excess of 10% is specified in R/W specifications add $2.00 per M to the R/W price.

Thickness

19. Odd or fractional thicknesses over 2" and under 3", price from table for plank and small timbers by adding $3.00 per M to the 3" price of the same width, length and grade. Compute footage on actual rough measure.

Working Charges

20. Surfacing deduct $1.50 per M.

21. S1S & T & G or S2S & T & G add $3.00 per M.

22. Ripping or resawing, not diagonal or tapered: for 2 x 4" add $2.00; 2 x 6" and wider add $1.00 per M. Diagonal or tapered resawing add $5.00 per M. In either instance the product of the strip to be shipped.

Miscellaneous

23. Hemlock and true fir deduct $1.00 per M.

TABLE 3

R L, 10/32', Merchantable Douglas fir (rough green):

3 x 3"	$40.50
3 x 4"	39.00
3 x 6"	37.50
3 x 8"	37.50
3 x 10"	37.00
3 x 12"	37.00
4 x 4"	38.50
4 x 6"	37.50
4 x 8"	37.50
4 x 10"	37.00
4 x 12"	37.00
6 x 6"	37.00
6 x 8"	37.00
8 x 8"	37.00

3", 4", 5", 6" or 8" thickness x A W, 10/32'—price as if all 3 x 6".

Grades

1. Selected merchantable add $3.00 per M to merchantable price of same width and length.

2. Merchantable permitting up to 15% common deduct $0.50 per M from the merchantable price of the same width and length.

3. Common deduct $3.00 per M from the merchantable price of the same width and length.

4. No. 3 and better common deduct $10.00 per M from the merchantable price of the same width and length.

5. Mining deduct $7.00 per M from merchantable price of the same width and length.

Lengths

6. 3 x 3" and 4" and 4 x 4" for lengths 33/40' add $10.00 per M to 10/32' R/L price, 3 x 6" to 3 x 12" and 4 x 6" to 4 x 12" for lengths 33/40' add $4.00 per M to 10/32' R L price.

6 x 6" to 8 x 8" for lengths 33/40' add $2.00 per M to 10/32' R/L price.

7. Lengths longer than 40' add the amount listed for the length specified to the 40' specified length price:

41'	$2.00	48'	$16.00
42'	4.00	49'	18.00
43'	6.00	50'	20.00
44'	8.00	51'	22.00
45'	10.00	52'	24.00
46'	12.00	53'	26.00
47'	14.00	54'	28.00
55'	$20.00	78'	$76.00
56'	32.00	79'	78.00
57'	34.00	80'	80.00
58'	36.00	81'	83.00
59'	38.00	82'	86.00
60'	40.00	83'	89.00
61'	42.00	84'	92.00
62'	44.00	85'	95.00
63'	46.00	86'	98.00
64'	48.00	87'	101.00
65'	50.00	88'	104.00
66'	52.00	89'	107.00
67'	54.00	90'	110.00
68'	56.00	91'	113.00
69'	58.00	92'	116.00
70'	60.00	93'	119.00
71'	62.00	94'	122.00
72'	64.00	95'	125.00
73'	66.00	96'	128.00
74'	68.00	97'	131.00
75'	70.00	98'	134.00
76'	72.00	99'	137.00
77'	74.00	100'	140.00

Lengths over 100', add $3.00 per lin. foot for each additional foot over 100' to the 100' price.

8. Omitting lengths: in 3 x 3" to 4 x 12"–20' and shorter, add $0.50 per M for each even length omitted: 6 x 6" to 8 x 8"–20' and shorter, add $0.25 per M for each even length omitted.

9. Specified lengths when ordered add $2.00 per M to the R/L price of the same size and grade:

10. When average length specified in R/L specifications add:

15' and shorter	No addition
17' and shorter	$0.50
19' and shorter	1.00
21' and shorter	1.50
23' and shorter	2.00
25' and shorter	2.50
27' and shorter	3.00
29' and shorter	3.50
30' and shorter	4.00
32' and shorter	5.00

11. Specified fractional lengths: add $5.00 per M to the price of the next longer even length. Compute footage on actual length.

12. Specified odd lengths: add $3.00 per M to the price of the next longer even length. Compute footage on actual length.

13. If a percentage of odd lengths in excess of 10% is specified in R/L specifications add $1.00 to the R/L price.

Widths

14. Even widths wider than 12" add to the price of 12" of the same grade and length $1.00 per M for each 2" wider than 12".

15. Odd or fractional widths, add $3.00 per M to the next larger even width. Compute footage on actual rough measure.

16. If a percentage of odd widths in excess of 10% is specified in R/W specifications add $2.00 per M to the R/W price.

17. Random widths with a specified minimum average width, price at the specified average width required.

18. Random widths, 8" and wider, without average, price same as 12" width. Random widths including all widths under and over 8", price same as 8" width.

Thickness

19. Odd or fractional thicknesses not covered add $3.00 per M to the next larger even thickness. Compute footage on actual rough measure.

Working Charges

20. Surfacing deduct $1.50 per M.

21. Surfacing lengths longer than 40' add $0.25 per M per lineal foot to surfaced price for each additional foot over 40'.

Miscellaneous

22. Hemlock and true fir deduct $1.00 per M.

TABLE 4

R/L, 10/32', Merchantable Douglas fir (rough green):

6 x 10"	$36.00
6 x 12"	36.00
8 x 10"	36.00
8 x 12"	36.00
10 x 10"	36.00
10 x 12"	36.00
12 x 12"	36.00
6 x 14"	36.50
8 x 14"	36.50
6 x 16"	38.25
8 x 16"	38.25
6 x 18"	40.50
8 x 18"	40.50
10 x 14"	36.00
12 x 16"	36.00
10 x 16"	38.00
10 x 18"	40.25
12 x 14"	36.50
14 x 14"	36.50
14 x 16"	36.00
16 x 16"	36.00
18 x 18"	38.00
20 x 20"	40.00
22 x 22"	42.00
24 x 24"	44.00
26 x 24"	48.00
28 x 28"	52.00
30 x 30"	56.00
32 x 32"	60.00

10" or thicker x A W, 10/32"—price as if all 10".

Grades

1. Selected merchantable add $3.00 per M to merchantable price of the same width and length.

2. Merchantable permitting up to 15% common deduct $0.50 per M from the merchantable price of the same width and length.

3. Common deduct $3.00 per M from the merchantable price of the same width and length.

4. No. 3 and Better common deduct $10.00 per M from the merchantable price of the same width and length.

5. Mining deduct $7.00 per M from merchantable grade of the same width and length.

Lengths

6. Lengths 33/40' add $2.00 per M to the 10/32' R/L price of the same size and grade.

7. When average length specified in R/L specifications add:

20' and shorter	No addition
24' and shorter	$1.00
28' and shorter	2.00
33' and shorter	3.00

8. Lengths longer than 40' add the amount listed for the lengths specified to the 40' specified length price.

41'	$2.00	71'	$62.00
42'	4.00	72'	64.00
43'	6.00	73'	66.00
44'	8.00	74'	68.00
45'	10.00	75'	70.00
46'	12.00	76'	72.00
47'	14.00	77'	74.00
48'	16.00	78'	76.00
49'	18.00	79'	78.00
50'	20.00	80'	80.00
51'	22.00	81'	83.00
52'	24.00	82'	86.00
53'	26.00	83'	89.00
54'	28.00	84'	92.00
55'	30.00	85'	95.00
56'	32.00	86'	98.00
57'	34.00	87'	101.00
58'	36.00	88'	104.00
59'	38.00	89'	107.00
60'	40.00	90'	110.00
61'	42.00	91'	113.00
62'	44.00	92'	116.00
63'	46.00	93'	119.00
64'	48.00	94'	122.00
65'	50.00	95'	125.00
66'	52.00	96'	128.00
67'	54.00	97'	131.00
68'	56.00	98'	134.00
69'	58.00	99'	137.00
70'	60.00	100'	140.00

Lengths over 100', add $3.00 per lin. foot for each additional foot over 100' price.

9. Omitting lengths 20' and shorter add $0.25 per M for each even length omitted.

10. Specified lengths, when ordered, add $2.00 per M to the R/L price of the same size and grade.

11. Odd or fractional lengths add $1.00 per M to and compute footage on the next longer even length.

Widths

12. Random widths with a specified minimum average width, price at the specified average width required.

13. Random widths, 8" and wider, without average, price same at 12" width. Random widths including all widths under and over 8", price same as 8" width.

14. Odd or fractional widths add $1.50 per M to the next larger even width. Compute footage on actual rough measure.

15. Widths wider than listed; up to and including 24" add $1.00 per M for each additional 2" to widest listed width of the same grade, thickness and length; wider than 24" add $2.00 per M for each additional 2" to 24" of same grade, thickness and length.

Thickness

16. Odd or fractional thickness add $1.50 per M to the next larger even thickness. Compute footage on actual rough measure.

17. Thicker than listed, add $4.00 per M for each additional 2" to 32" price of the same grade, width and length.

Working Charges

18. Surfacing deduct $1.50 per M.

19. Surfacing lengths longer than 40' add $0.25 per M per lineal foot to surfaced price for each additional foot over 40'.

Miscellaneous

20. Hemlock and true fir deduct $1.00 per M.

TABLE 5

R/L 10/24, #2 Clear & Better, Douglas Fir (rough green)	F. G.	V. G.
1 x 2"	$53.00	$65.00
1 x 3"	56.00	66.00
1 x 4"	50.00	62.00
1 x 5"	58.00	75.00
1 x 6"	54.00	70.00
1 x 8"	56.00	71.00
1 x 10"	63.00	77.00
1 x 12"	72.00	85.00
5/4 and 6/4 x 2"	59.00	67.50
5/4 and 6/4 x 3"	61.50	70.00
5/4 and 6/4 x 4"	66.50	66.00
5/4 and 6/4 x 5"	61.00	81.00
5/4 and 6/4 x 6"	59.50	77.00
5/4 and 6/4 x 8"	60.00	80.00
5/4 and 6/4 x 10"	71.50	84.00
5/4 and 6/4 x 12"	78.00	88.00
2 x 2"	54.00	65.00
2 x 3"	56.00	66.50
2 x 4"	50.00	62.50
2 x 5"	59.00	76.00
2 x 6"	54.00	72.00
2 x 8"	56.00	73.00
2 x 10"	65.00	78.00
2 x 12"	73.50	86.00
3 x 3"	66.00	71.00
3 x 4"	61.00	69.00
3 x 6 & 8"	67.00	79.00
3 x 10 & 12"	75.00	84.00
4 x 4"	63.00	69.00
4 x 6"	64.00	76.00
4 x 8"	65.00	77.00
4 x 10 & 12"	75.00	84.00
5 x 5"	71.00	87.00
5 x 6 & 8"	75.00	82.00
5 x 10 & 12"	76.00	85.00
6 x 6"	72.00	79.00
6 x 8"	73.00	80.00
6 x 10 & 12"	74.00	83.00
8 x 8"	74.00	81.00
8 x 10"	75.00	84.00
8 x 12"	76.00	85.00
10 x 10 & 12"	78.00	87.00
12 x 12"	80.00	89.00
1" and thicker by A W, A L price as if all 1".		

Grades

1. No. 3 clear deduct $5.00 per M from the No. 2 clear and better price of the same size and grain specifications.

Condition

2. Dry add per M to green prices:

1" and 2" thicknesses: 10/24'	$10.00
3" and 4" thicknesses: 10/24'	12.50
26/32'	17.50
34/40'	20.00
6" thickness:	
10/24'	17.50
26/32'	22.50
34/40'	25.00
8" and thicker:	
10/24'	22.50
26/32'	27.50
34/40'	30.00

Lengths

3. Specified lengths in 1" and 2" add to the R/L price of the same size and grade:

8', 10' and 12'	$2.00
14'	3.00
16', 18' and 20'	5.00
22' to 24'	10.00
26', 28', 30', 32'	15.00
34', 36', 38', 40'	25.00

Specified lengths 3" and thicker add to the R/L price of the same size and grade:

6/20'	$3.00
22/30'	5.00
32/40'	7.50

4. Random lengths longer than 24' add to the R/L price of the same size and grade:

26/32'	$10.00
34/40'	20.00

5. Random lengths with a specified minimum average length, price at the specified minimum length required.

6. When average length specified in 1" and 2" in R/L specifications add:

13' and shorter	No addition
15' and shorter	$1.50
17' and shorter	3.00
19' and shorter	5.00
21' and shorter	8.00

When average length specified in 3" and thicker in R L specifications add:

15' and shorter	No addition
17' and shorter	$1.00
19' and shorter	2.00
21' and shorter	3.00
23' and shorter	5.00
25' and shorter	7.00
27' and shorter	10.00
29' and shorter	12.50
33' and shorter	15.00

7. Omitting lengths 10' to 16' in R/L shipments add $2.00 per M for each even length omitted.

8. Specified odd lengths add $5.00 per M to the next longer even length and compute footage on actual length.

9. Specified fractional lengths add $7.00 per M to the next longer even length and compute footage on actual length.

10. If a percentage of odd lengths in excess of 10% is specified in R/L specifications add $4.00 per M to the R/L price.

Widths

11. Random widths with a specified minimum average width, price at the specified average width required.

12. Random widths, 8" and wider, without average, price same as 12" width. Random widths including all widths under and over 8", price same as 6" width.

13. Wider than 12" for V. G. add $5.00 per M to 12" price for each additional 1". For F. G. add $2.50 per M to 12" price for each additional 1".

14. Fractional and odd widths less than 12" not listed add $5.00 per M to the next wider listed width. Compute footage on actual measure.

15. If a percentage of odd widths in excess of 10% is specified in R/W specifications add $4.00 per M to the R/W price.

Thickness

16. Thicknesses under 1" add $5.00 per M to the same width in 1" and compute footage on 1" surface measure.

17. Thicknesses heavier than 12" add $5.00 per M for each additional 1" thicker than 12".

18. Fractional or odd thicknesses not listed add $5.00 per M to the next larger thickness. Compute footage on actual measure.

19. Random thicknesses use price of the minimum thickness specified.

Working Charges

20. S1S & T & G or S2S & T & G (bundled when required) add $3.00 per M.

21. Surfacing deduct $1.50 per M.

22. Surfacing lengths longer than 40' add $0.25 per M per lineal foot to the 40' surfaced price for each additional foot over 40'.

Miscellaneous

23. Hemlock and true fir deduct $1.00 per M.

TABLE 6—TIES FOR EXPORT

6" x 6"–8'	$31 50
6" x 8"–8'	31. 50
6" x 9"–8'	32 00
5" x 10"–8'	32. 00
6" x 12"–8'	31 50
7" x 7"–8'	34 50
7" x 8"–8'	33 00
7" x 9"–8'	33 50
8" x 8"–8'	31 50
8" x 9"–8'	32 00
9" x 9"–8'	33 50

For switch ties add $3.50 per 1,000 feet.
For 8'6" ties add $2.00 per 1,000 feet.
For 9' ties add $1.50 per 1,000 feet.

GENERAL NOTES

(Applies to entire Article VI) All general notes as set forth in Export Grading Rules "N" List edition 1929 adopted by West Coast Lumbermen's Association and British Columbia Lumber and Shingle Manufacturers, Ltd., apply unless otherwise provided in this article VI.

1. In the case of random thicknesses the price may be computed by determining the the quantity falling into each thickness and pricing each quantity at the random price listed for the thickness into which each such quantity falls.

ARTICLE VII—TABLES OF ESTIMATED WEIGHTS

In arriving at delivered prices (section 71, the use of the following estimated weights (even if higher than actual weights) is permitted:

Fir flooring	Finished thickness (inches)	Weight per M BM (dry, lbs.)
1 x 3 and 4"	[illegible]	[illegible]
1 x 6"	[illegible]	[illegible]
6/4 x 3 and 4"	[illegible]	[illegible]
8/4 x 4"	[illegible]	[illegible]

Hemlock and true fir same weight as fir. [illegible] edge flooring—add 200 lbs.

Fir ceiling, all patterns	Finished thickness (inches)	Weight per M BM (dry, lbs.)
1/2 x 4"	7/16	[illegible]
5/8 x 4"	9/16	[illegible]
5/8 x 6"	9/16	[illegible]
1 x 6"	25/32	[illegible]

Hemlock and true fir same weight as fir. Ceiling worked 25/32" net—deduct 100 lbs from [illegible] weight.

Fir bevel and bungalow siding	Thickness finished	Weight per M'BM (dry, lbs.)
4/4 x 4 and 6"	1/2 x 3 5/16"	900
8/4 x 8 and 10"	1 13/16 x 3/4"	1, 200

Hemlock and true fir—deduct 100 lbs.

Fir stepping	Finished thickness	Weight per M'BM (dry, lbs.)
5/4 x 10 and 12"	1 1/16"	2, 200
8/4 x 10 and 12"	1 5/16"	2, 300

Fir drop siding, rustic, clear shiplap	Finished thickness (inches)	Weight per M'BM (dry, lbs.)
1 x 4", Pat. 119, 121	3/4	1, 300
1 x 4", Pat. 120, 122	3/4	1, 400
1 x 4", Pat. 106	3/4	1, 500
5/8 x 6", Pat. 105, 106, 115, 117, and rustic	9/16	1, 200
1 x 6", Pat. 107, 113, 115, 117, 124	3/4	1, 500
1 x 6", Pat. 103, 108, 111, 114, 118	3/4	1, 600
1 x 6", Pat. 101, 104, 105, 106, 112, and rustic	3/4	1, 700
1 x 6", Pat. 102, 109, 110, 116, and V rustic	3/4	1, 800
1 x 8", Pat. 116, and shiplap	3/4	1, 900

Hemlock and true fir same weight as fir. 8" width, add 100 lbs. to 6" pat.

Fir casing and base	Finished thickness (inches)	Weight per M'BM (dry, lbs.)
1 x 3 to 12"	25/32	1, 900
5/8 x 4, 5, 6, and 8"	1/16	1, 600

Hemlock and true fir, same weight as fir.

Fir corn cribbing and bevelled well curbing	Weight per M'BM dry, lbs. rough, or S2E	Weight per M'BM green, lbs. rough or S2E	Weight per M'BM dry, lbs. sur. and bev.	Weight per M'BM green, lbs. sur. and bev
1 x 4" clear	2, 800	3, 500	1, 800	2, 100
1 x 4" common	2, 100	3, 300	1, 800	2, 100
1 x 6" clear	2, 800	3, 500	1, 900	2, 200
1 x 6" common	2, 600	3, 300	1, 900	2, 200
2 x 6" common	2, 600	3, 300	1, 950	2, 250

Hemlock and true fir, green, 400 pounds additional; dry, same weight as fir.

Fir factory and box lumber	Weight rough green	Weight rough dry	Weight S2S Standard dry
1 x 3" & wider surf. to 1 3/16"	3, 500	3, 600	2, 300
1 x 3" & wider surf. to 1 5/16"	3, 500	3, 600	2, 400
1 x 3" & wider surf. to 1 7/16"	3, 500	3, 600	2, 450
2 x 3" & wider surf. to 1 25/32"	3, 500	3, 600	2, 500
2" x 3" & wider surf. to 2"	3, 500	3, 600	2, 600
3 x 3" & wider surf. to 2 1/4"	3, 500	3, 600	2, 900

Hemlock and true fir, rough green—add 500 lbs. to corresponding fir weight.
Hemlock and true fir, rough and S2S standard, dry—same weight as fir.
Hemlock and true fir, S2S standard, green—add 100 lbs. to corresponding fir weight.

Lath	Weight per M pcs. dry, lbs.	Weight per M pcs. green, lbs.
4' fir	500	800
4' hemlock	400	1, 000
4' fence fir	800	1, 100
4' fence hemlock	700	1, 400

Fir and hemlock log cabin siding	Clear or Common	
	Weight per M'BM dry, lbs.	Weight per M'BM green, lbs.
2"	1, 700	2, 000
3"	2, 000	2, 300

Fir clears and ship decking	Dry S4S std., lbs.	Green S4S std., lbs.
1 x 2"	1, 800	2, 200
1 x 3 & 4"	1, 900	2, 400
1 x 5" & wider	2, 000	2, 600
1 1/4 x 2"	2, 000	2, 400
1 1/4 x 3 & 4"	2, 100	2, 600
1 1/4 x 5" & wider	2, 200	2, 800
1 1/2 x 2"	2, 100	2, 500
1 1/2 x 3 & 4"	2, 200	2, 700
1 1/2" x 5" & wider	2, 300	2, 600
2 x 2"	1, 900	2, 300
2 x 3 & 4"	2, 000	2, 500
2 x 5" & wider	2, 100	2, 700
3 x 3 & 3 x 4"	2, 500	2, 700
3 x 5, 3 x 6, & 3 x 8"	2, 600	2, 800
3 x 10 & 3 x 12"	2, 700	2, 900
4 x 4, 4 x 5, 4 x 6, 4 x 8"	2, 700	2, 900
4 x 10 & 4 x 12"	2, 800	3, 000
6 x 6"	2, 800	3, 000
6 x 8"	2, 900	3, 100
6 x 10"	2, 900	3, 100
6 x 12"	2, 900	3, 100
8 x 8"	2, 900	3, 100
8 x 10"	3, 000	3, 200
8 x 12"	3, 000	3, 200
10 x 10"	3, 000	3, 200
10 x 12"	3, 000	3, 200
12 x 12"	3, 100	3, 300

Hemlock and true fir, dry, same weight as fir; green, add 400 lbs.

Fir clears	Dry S1S or S2S only lbs.	Green S1S or S2S only lbs.
1" surf. to 7/16"	1, 300	1, 550
1" surf. to 1/2"	1, 400	1, 750
1" surf. to 9/16"	1, 600	2, 000
1" surf. to 5/8"	1, 800	2, 200
1" surf. to 11/16"	2, 000	2, 400
1" surf. to 3/4"	2, 100	2, 650
1" surf. to 23/32"	2, 300	2, 750
1" surf. to 13/16"	2, 350	2, 850
1 1/4" surf. to 1 1/16"	2, 400	3, 000
1 3/8" surf. to 1 5/32"	2, 350	2, 950
1 1/2" surf. to 1 5/16"	2, 450	3, 100
1 3/8" surf. to 1 13/32"	2, 450	3, 050
2" surf to 1 7/8"	2, 300	2, 850
2" surf. to 1 23/32"	2, 500	3, 150
2 1/4" surf. to 1 7/8"	2, 350	2, 950
2 1/2" surf. to 2 1/8"	2, 400	3, 000
2 1/4" surf. to 2 1/8"	2, 450	3, 050
3" surf. to 2 5/8"	2, 850	3, 050
4" surf. to 3 5/8"	3, 000	3, 200

Hemlock and true fir, dry—same as fir weight.
Hemlock and true fir, green—add 400 lbs. to fir weights.

Fir gutter	Green
3 x 3, 3 x 5, and 4 x 4"	1, 400
3 x 6 and 4 x 5"	1, 500
4 x 6 and 5 x 7"	1, 600

Fir pickets	Dry per M pieces
1 x 3–3'	1, 350
1 x 3–3'6"	1, 550
1 x 3–4'	1, 750
1 x 3–5'	2, 200
1 x 3–6'	2, 650

Silo stock	Dry	Green
2 x 6"	2, 160	2, 600

Fir car material, car siding, decking, etc. (clear items)	Finished thickness, inches	Weight per M'BM dry, lbs.	Weight per M'BM green, lbs.
1" rough		2, 800	3, 500
Over 1" and under 3" in thickness, rough		2, 900	3, 500
1 x 4" patterned	25/32	1, 800	3, 500
1 x 6" patterned	25/32	1, 900	2, 400
1 1/4 x 4" patterned	1 1/16	2, 000	2, 500
1 1/4 x 6" patterned	1 1/16	2, 100	2, 600
1 x 4" S2S & T&G	13/16	1, 900	2, 400
1 x 6" S2S & T&G	13/16	2, 000	2, 500
1" S2S blanks	13/16	2, 300	2, 800
2 x 4" S2S & T&G or S/L	1 1/2	1, 800	2, 300
2 x 4" S2S & T&G or S/L	1 5/8	2, 000	2, 400
2 x 4" S2S & T&G or S/L	1 3/4	2, 100	2, 600
2 x 4" S2S	1 1/2	2, 200	2, 700
2 x 4" S2S	1 5/8	2, 400	2, 900
2 x 4" S2S	1 3/4	2, 600	3, 100
2 x 6" S2S & T&G or S/L	1 1/2	1, 900	2, 400
2 x 6" S2S & T&G or S/L	1 5/8	2, 100	2, 600
2 x 6" S2S & T&G or S/L	1 3/4	2, 200	2, 700
2 x 6" S2S	1 1/2	2, 200	2, 700
2 x 6" S2S	1 5/8	2, 400	2, 900
2 x 6" S2S	1 3/4	2, 600	3, 100
2 1/4, 2 1/2 and 2 3/4 x 6" T&G or S/L		2, 300	2, 700
2 1/4, 2 1/2 and 2 3/4 x 6" S2S		2, 600	3, 100

2 x 8" same weight as 2 x 6" of similar working.
2 1/4, 2 1/2, and 2 3/4 x 8" same weights as 2 1/4, 2 1/2 and 2 3/4 x 6 of similar working.
Hemlock and true fir; dry, same weight as fir; green, add 400 lbs.

Fir car material (common items)	Finished thickness, inches	Weight per M'BM dry, lbs.	Weight per M'BM green, lbs.
Rough		2, 900	3, 300
1" S2S & T&G	25/32	2, 100	2, 400
1" S2S & T&G	13/16	2, 200	2, 500
1" S2S Blanks	13/16	2, 400	2, 700
2 x 4" S2S T&G or S L	1 1/2	1, 800	2, 100
2 x 4" S2S T&G or S L	1 3/4	2, 200	2, 500
2 x 4" S2S T&G or S L	1 3/4	2, 200	2, 500
2 x 4" S2S	1 1/2	2, 200	2, 500
2 x 4" S2S	1 5/8	2, 400	2, 700
2 x 4" S2S	1 3/4	2, 600	2, 900
2 x 6" S2S T&G or S L	1 1/2	1, 900	2, 100
2 x 6" S2S T&G or S L	1 3/4	2, 200	2, 500
2 x 6" S2S	1 1/2	2, 200	2, 500
2 x 6" S2S	1 5/8	2, 400	2, 700
2 x 6" S2S	1 3/4	2, 600	2, 900
2 1/2" x 6" S2S T&G or S L	2 3/4	2, 300	2, 600
2 1/2" x 6" S2S	2 3/4	2, 600	2, 900

2 x 8" same weight as 2 x 6" of similar working.
2 1/2 x 8" same weight as 2 1/2 x 6" of similar working.
Hemlock and true fir; dry, same weight as fir; green, add 400 lbs.

Car framing, sills, purlins, slats and running boards	S4S 1 1/4" off M'BM green lbs.
1" by all widths	2, 500
1 1/4 and 1 1/2" by all widths	2, 600
1 3/4" by all widths	2, 700
2" by all widths	2, 800
2 1/4, 2 1/2, and 2 3/4" by all widths	2, 900
3 and 4" and 3 1/4", 3 1/2 and 3 3/4" by all widths	3, 000
Larger sizes	3, 150

Hemlock and true fir, rough S1E or S2E to A1S or heavier—green 3,800 lbs. Hemlock and true fir, surfaced, green, add 400 pounds to fir weights.

Fir boards and shiplap	Finished thickness, inches	Weight per M'BM dry, lbs.	Wgt. per M'BM green, lbs.
4/4, 5/4, 6/4 x 2" and wider rough, or S1E or S2E to A1S or heavier		2, 900	3, 300
1 x 2" S4S	25/32	1, 900	2, 200
1 x 3 and 4" S4S	25/32	2, 100	2, 400
1 x 6" and wider S4S	25/32	2, 200	2, 500
1" S1S or S2S	25/32	2, 300	2, 600
5/4" S1S or S2S	1 1/16	2, 500	2, 800
6/4" S1S or S2S	1 5/16	2, 600	2, 900

5/4 and 6/4" S4S standard—add 200 lbs. to weight of 1" of same width.
S/L D & M, or C. M.—100 lbs. less than S4S.
Surfaced to 3/4"—100 lbs. less than 25/32".
Surfaced to 1 5/16"—add 100 lbs. to 25/32".
Hemlock and true fir green rough—3,800 lbs.
Hemlock and true fir green surfaced—add 400 lbs. to fir weight of same size and working.
Hemlock and true fir, dry, rough or surfaced—use fir weight.

FIR-DIMENSION, PLANK AND SMALL TIMBERS
WEIGHT PER M'BM

	S4S standard dry	S4S standard green	CM & S1S or S2S standard	
			Dry	Green
2 x 2"	2,000	2,200		
2 x 3"	2,100	2,400		
2 x 4"	2,200	2,500	1,900	2,150
2 x 6"	2,250	2,550	2,050	2,300
2 x 8"	2,250	2,550	2,100	2,400
2 x 10"	2,300	2,600	2,150	2,450
2 x 12"	2,300	2,600	2,150	2,500
3 x 3"	2,400	2,600		
3 x 4"	2,400	2,600	2,050	2,250
3 x 6"	2,600	2,800	2,350	2,500
3 x 8"	2,600	2,800	2,400	2,600
3 x 10"	2,600	2,800	2,450	2,650
3 x 12"	2,600	2,800	2,500	2,700
4 x 4"	2,500	2,700		
4 x 6"	2,600	2,800	2,400	2,600
4 x 8"	2,600	2,800	2,500	2,700
4 x 10"	2,700	2,900	2,550	2,750
4 x 12"	2,700	2,900	2,600	2,800
5 x 5"	2,700	2,900		
5 x 6"	2,700	2,900	2,450	2,650
5 x 8"	2,700	2,900	2,550	2,750
5 x 10"	2,700	2,900	2,600	2,800
5 x 12"	2,700	2,900	2,650	2,850

Rough, S1E or S2E to A. L. S. or heavier-green, 3,300 lbs., dry 2", 2,900 lbs.; 3" and thicker, 3,100 lbs.

Hemlock and true fir, rough green, 3,800 lbs.; green S4S standard-add 400 lbs. to green fir weight, dry S4S same weight as fir

FIR TIMBERS—S1S1E OR S4S STANDARD WEIGHT
PER M'BM

	Green Lbs.
6 x 6 to 6 x 16"	2,900
6 x 18 to 6 x 24"	3,000
8 x 8 to 8 x 16"	3,000
8 x 18 to 8 x 24"	3,100
10 x 10 to 10 x 16"	3,000
10 x 18 to 10 x 24"	3,100
12 x 12 to 12 x 24"	3,100
14 x 14 to 14 x 24"	3,100
16 x 16 to 16 x 24"	3,100
18 x 18 to 18 x 24"	3,200
20 x 20 to 20 x 24"	3,200
22 x 22 to 22 x 24"	3,200
24 x 24" and larger	3,200
Rough, S1E or S2E to A. L. S. or heavier	3,360

Hemlock and true fir, rough, S1E or S2E to A L. S. or heavier 3,800.

Hemlock, green S1S1E, S4S standard—add 400 lbs. to green fir surfaced weights.

Dimension and timber surfaced ¼" off:	*S4S ¼" off by indicated widths green*
2 x 2"—¼" off each way	2,550
2 x 3"—¼" off each way	2,650
2 x 4"—¼" off each way	2,750
2 x 6"—¼" off each way	2,800
2 x 8"—¼" off each way	2,850
2 x 8"—¼" off by ½" off in width	2,750
2 x 10"—¼" off each way	2,850
2 x 10"—¼" off by ½" off in width	2,750
2 x 12"—¼" off each way	2,850
2 x 12"—¼" off by ½" off in width	2,800

	Green Surfaced ¼" off each way
3 x 3"	2,800
3 x 4"	2,850
3 x 6, 3 x 8, and 3 x 10"	2,950
3 x 12"	3,000
4 x 4"	2,950
4 x 6"	3,000
4 x 8, 4 x 10, and 4 x 12"	3,050
6 x 6"	3,050
6 x 8, and 6 x 10"	3,100
6 x 12"	3,150
8 x 8, 8 x 10, 8 x 12"	3,150
10 x 10, and 10 x 12"	3,150
12 x 12"	3,200

Hemlock and true fir, green surfaced ¼" off—add 400 lbs. to weights listed above.

Hemlock and true fir, rough, S1E or S2E to ALS or heavier—green 3,800 lbs.

Shipping weight formula for sizes not listed. Where surfacing is specified other than standard or where weights are not provided in this list, weight is to be computed by applying the following weights, and deducting the equivalent to the percentage of difference between the rough and surfaced size, breaking on the next greater 50 pounds.

	Pounds
Fir rough green clear	3,500
Fir rough dry clear 1"	2,800
Fir rough dry clear, over 1" and under 3" in thickness	2,900
Fir rough dry clear, 3" thick and over—200 lbs. less than corresponding green weight. Fir rough green, all other grades	3,300
Fir rough dry, all other grades, under 3" in thickness	2,900
Fir rough or surfaced, dry 3" and over in thickness—200 lbs. less than corresponding green weight.	
Hemlock and true fir rough green clear	4,000
Hemlock and true fir rough green all other grades	3,800
Hemlock and true fir rough or surfaced, dry, all grades—same weight basis as fir.	

This regulation shall become effective May 31, 1946.

NOTE: The reporting provisions of this regulation have been approved by the Bureau of the Budget pursuant to the Federal Reports Act of 1942.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F R Doc. 46-9206; Filed, May 31, 1946; 11:53 a. m.]

PART 1306—IRON AND STEEL

[RPS 49,[1] Amdt. 40]

RESALE OF IRON OR STEEL PRODUCTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Price Schedule No. 49 is amended in the following respects:

1. A new paragraph (g) is added to § 1306.159, reading as follows:

(g) *Modifications of maximum delivered price for certain products on the Pacific Coast.* Regardless of any other provisions of this Revised Price Schedule No. 49, the additions and modifications set out in this paragraph (g) may be made to maximum prices otherwise established in this § 1306.159, Appendix A.

(1) *Additions to maximum prices for certain products.* The following additions may be made to the maximum delivered prices established in this § 1306.159, Appendix A, for the named products, when delivery is made from a shipping point on the Pacific Coast.

(i) Iron or steel products of grades known in the trade as Mayari R, Corten, Yoloy, Inland Hi-Steel, etc., in the following product forms:

	Rate per 100 pounds
Structural shapes	$0.45
Plates	.75
Bar and bar shapes	.20
Sheets	.65
Strip	.25

(ii) Red-Hard Sheets, at the rate of 90 cents per 100 pounds;

(iii) Billets, at the rate of 70 cents per 100 pounds.

(2) *Modifications in the maximum delivered prices for pipe and tubular products delivered to points on the Pacific Coast.* The maximum delivered prices established in § 1306.159 (i) for pipe and tubular products delivered to points on the Pacific Coast may be computed by the use of all-rail rather than rail-and-water freight.

2. Section 1306.159 (h) (2) (i) (*a*) is amended to read as follows:

(*a*) The price determined in accordance with paragraph (a) or (c) (1) of this § 1306.159, whichever is applicable: *Provided*, That the prices so determined for galvanized roofing and siding, and painted roofing and siding may be increased by 45 cents and 65 cents per 100 pounds, respectively, when the shipping point is located on the Pacific Coast; or

3. In § 1306.164 (d) (1), Price Component Index—Part B, the figures in Column "D" entitled "Spread" applicable to Zones 13, 14, 15 and 16 are amended to read as follows:

Product	Zone 13 D spread	Zone 14 D spread	Zone 15 D spread	Zone 16 D spread
1. Hot rolled sheets	[2] $2.35	[3] $1.90 [2] $2.40	[2] $2.00	[2] $2.00
2. Cold rolled sheets	[2] 3.50	[2] 3.60	[2] 2.50	[2] 2.50
3. Coated sheets (except long terne)	[2] 2.05	[2] 2.20	[2] 1.70	[2] 1.70
4. Long terne sheets	2.40	2.55	2.70	2.70
5. Hot rolled strip	[2] 2.20	[2] 1.75	[2] 2.00	[2] 1.50
6. Cold rolled strip	1.58	3.30	1.65	1.65
7. Plates	[2] 2.30	[2] 2.00	[2] 2.10	[2] 1.80
8. Tin mill black plate (29 gauge and lighter)	1.07	1.07	1.07	1.07
9. Tin mill black plate (28 gauge and heavier)	[2] 2.30	[2] 2.40	[2] 2.00	[2] 2.00
10. Semifinished products	D-1	D-1	D-1	D-1

4. In § 1306.164 (d) (1), under the Price Component Index—Part B, a new footnote (c) is added to read as follows:

(c) Include additions provided in § 1306.159 (g) (1) (i).

5. In § 1306.165 (h) (13) (ii), Zone Thirteen Price Component Index, the figures in Column "D" entitled "Spread" are amended to read as follows:

Product	*D Spread*
Structural Shapes	$1.90
Stair Stringer Channels	[1] 1.93
Junior Beams	2.28
Plates	[2] 2.30
Floor Plates (all thicknesses)	[3] 2.20
Black Iron Plates (such as Armco iron)	[1] 1.85
Abrasion Resisting Plates	2.90
Hot Rolled Carbon Bars (incl. bar shapes)	1.60
Cold Finished Carbon Bars	1.80
Reinforcing Bars (straight lengths only)	1.40
Hot Rolled Strip	[2] 2.20
Cold Rolled Strip (all gauges)	1.58
Cold Rolled Round Edge Flat Wire	$1.58
Hot Rolled Sheets	[2] 2.35
Cold Rolled Sheets	[3] 3.50
Galvanized Steel Sheets	[2] 2.05
Galvanized Iron Sheets (such as Armco Iron, Toncan Iron, etc.)	[2] 2.15
Galvannealed Sheets	[1] 1.98
Long Terne Sheets	2.40
Black Iron Sheets (such as Armco Iron, Toncan Iron, etc.)	[2] 2.75
Abrasion Resisting Sheets	[3] 3.35
Enamelling Sheets	[2] 2.60
Electrical Sheets (all grades)	4.00
Hot Rolled Alloy Bars	D-1
Cold Finished Alloy Bars	D-1
Stainless Steel Sheets (all types)	9.75
Stainless Steel Bars (all types)	9.75
Stainless Steel Plates (all types)	9.75
Stainless Steel Angles (all types)	9.75

6. In § 1306.165 (b) (13) (ii) Zone Thirteen Price Component Index, a new footnote (1) is added to read as follows:

(1) The additions provided in Section 1306.159 (g) (1) (i) have been included in the spreads shown above for these products.

7. In § 1306.165 (b) (14) (ii), Zone Fourteen Price Component Index, the figures in Column "D" entitled "Spread" are amended to read as follows:

Product	*D Spread*
Structural Shapes	[1] $1.60
Stair Stringer Channels	[1] 1.13
Junior Beams	[1] 1.48
Plates	[2] 2.00
Floor Plates (all thicknesses)	[2] 2.35
Black Iron Plates (such as Armco iron)	[1] 1.85
Hot Rolled Carbon Bars (incl. bar shapes)	[1] 1.35
Abrasion Resisting Plates	[2] 2.95
Cold Finished Carbon Bars	1.55
Reinforcing Bars (straight lengths only)	1.15
Hot Rolled Strip	[1] 1.75
Cold Rolled Strip (all gauges)	3.30
Cold Rolled Round Edge Flat Wire	3.30
Hot Rolled Sheets—16 gauge and heavier	[1] 1.90
Hot Rolled Sheets—lighter than 16 gauge	[2] 2.40
Cold Rolled Sheets	[3] 3.60
Galvanized Steel Sheets	[2] 2.30
Galvanized Iron Sheets (such as Armco Iron, Toncan Iron, etc.)	[2] 2.70
Galvannealed Sheets	[1] 1.70
Long Terne Sheets	2.95
Black Iron Sheets (such as Armco iron, Toncan iron, etc.)	[2] 2.65
Abrasion Resisting Sheets	[3] 3.35
Enamelling Sheets	[2] 2.50
Electrical Sheets (all grades)	4.00
Hot Rolled Alloy Bars	D-1
Cold Finished Alloy Bars	D-1
Stainless Steel Sheets (all types)	9.75
Stainless Steel Bars (all types)	9.75
Stainless Steel Plates (all types)	9.75
Stainless Steel Angles (all types)	9.75

8. In § 1306.165 (b) (14) (ii), Zone Fourteen Price Component Index, a new footnote (1) is added to read as follows:

(1) The additions provided in § 1306.159 (g) (1) (i) have been included in the spreads shown above for these products.

9. In § 1306.165 (b) (15) (ii), Zone Fifteen Price Component Index, the figures in column "D" entitled "Spread" are amended to read as follows:

Product	*D Spread*
Structural Shapes	[1] $1.70
Stair Stringer Channels	[1] 1.50
Junior Beams	[1] 1.75
Plates	[2] 2.10
Floor Plates (all thicknesses)	[2] 2.50

Product	*D Spread*
Black Iron Plates (such as Armco Iron)	[1] $2.25
Abrasion Resisting Plates	[1] 3.10
Hot Rolled Carbon Bars (Incl. bar shapes)	[1] 1.65
Cold Finished Carbon Bars	1.75
Reinforcing Bars (straight lengths only)	1.45
Hot Rolled Strip	[1] 2.00
Cold Rolled Strip	1.65
Cold Rolled Round Edge Flat Wire	.60
Hot Rolled Sheets	[1] 2.00
Cold Rolled Sheets	[1] 2.90
Galvanized Steel Sheets	[1] 1.70
Galvanized Iron Sheets (such as Armco Iron, Toncan Iron, etc.)	[1] 1.85
Galvanized Sheets	[1] 2.03
Long Terne Sheets	2.70
Black Iron Sheets (such as Armco Iron, Toncan Iron, etc.)	[1] 2.20
Abrasion Resisting Sheets	[1] 3.25
Enamelling Sheets	[1] 2.25
Electrical Sheets (all grades)	2.58
Hot Rolled Alloy Bars	D-1
Cold Finished Alloy Bars	D-1
Stainless Steel Sheets (all types)	9.75
Stainless Steel Bars (all types)	9.75
Stainless Steel Plates (all types)	9.75
Stainless Steel Angles (all types)	9.75

10. In § 1306.165 (b) (15) (ii) Zone Fifteen Price Component Index, a new footnote (1) is added to read as follows:

(1) The additions provided in § 1306.159 (g) (1) (i) have been included in the spreads shown above for these products.

11. In § 1306.165 (b) (16) (ii), Zone Sixteen Price Component Index, the figures in Column "D" entitled "Spread" are amended to read as follows:

Product	*D Spread*
Structural Shapes	[1] $1.70
Stair stringer channels	[1] 1.93
Junior Beams	[1] 2.28
Plates	[1] 2.10
Floor plates (all thicknesses)	[1] 2.50
Black Iron plates (such as Armco)	[1] 2.25
Abrasion resisting plates	[1] 3.10
Hot rolled carbon bars (incl. bar shapes)	[1] 1.55
Cold finished carbon bars	2.00
Reinforcing bars (straight lengths only)	1.45
Hot rolled strip	[1] 1.50
Cold rolled strip (all gauges)	1.65
Cold rolled round edge flat wire	.60
Hot rolled sheets	[1] 2.00
Cold rolled sheets	[1] 3.35
Galvanized steel sheets	[1] 1.90
Galvanized iron sheets (such as Armco iron and Toncan Iron, etc.)	[1] 2.20
Galvannealed sheets	[1] 1.98
Long terne sheets	2.50
Black iron sheets (such as Armco iron and Toncan Iron, etc.)	[1] 2.20
Abrasion resisting sheets	[1] 3.25
Enamelling sheets	[1] 2.45
Electrical sheets (all grades)	2.58
Hot rolled alloy bars	D-1
Cold finished alloy bars	D-1
Stainless steel sheets	9.75
Stainless steel bars	9.75
Stainless steel plates	9.75
Stainless steel angles	9.75

12. In § 1306.165 (b) (16) (ii), Zone Sixteen Price Component Index, a new footnote (1) is added to read as follows:

[1] The additions provided in § 1306.159 (a) (1) (i) have been included in the spreads shown above for these products.

This amendment shall become effective May 31, 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator

[F. R. Doc. 46-9199; Filed, May 31, 1946; 11:57 a. m.]

PART 1312—LUMBER AND LUMBER PRODUCTS

[MPR 535-2[1], Amdt. 6]

LAKE STATES CORDWOOD

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 535-2 is amended in the following respects:

1. Section 12 (c) is amended to read as follows:

(c) *Maximum prices.*

TABLE 1—100" BOX BOLTS

[Per single cord of 133 cu. ft. f. o. b. cars. A maximum addition of $1.00 per single cord may be made for material delivered to the buying plant yard by truck]

Species:	
Aspen (Popple)	[1] $11.25
Jack Pine	[1] 13.25
Hemlock	12.75
White Birch	11.00
Basswood	12.25
Balm of Gilead	9.50
Mixed Hardwood	11.00
Norway and White Pine	14.00

[1] Aspen box bolts may also be purchased on a basis of 7" and up in diameter at $12.00 per cord of 133 cu. ft., and Jack Pine on the same basis at $14.00 per cord. When box bolts are purchased on this basis the 6" bolts may not be purchased separately at the 6" and up price. When box bolts are purchased 6" and up in diameter at least 40% of the volume must be in bolts 7" and up in diameter.

This amendment shall become effective June 5, 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9216; Filed, May 31, 1946; 12:00 m.]

PART 1315—RUBBER AND PRODUCTS AND MATERIALS OF WHICH RUBBER IS A COMPONENT

[RPS 56, Amdt. 7]

RECLAIMED RUBBER

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Paragraph (g) of § 1315.51 is amended to read as follows:

(g) Notwithstanding any other provisions of this schedule, the maximum prices for reclaimed rubber shall be one-cent per pound higher than the prices determined under the provisions of paragraphs (b), (c), (e), or (f) above.

[1] 9 F.R. 5246, 7574, 14836; 10 F.R. 6980, 10124, 15170.

This amendment shall become effective May 31, 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9200; Filed, May 31, 1946; 11:56 a. m.]

PART 1347—PAPER AND PAPER PRODUCTS, RAW MATERIALS FOR PAPER AND PAPER PRODUCTS, PRINTING AND PUBLISHING

[MPR 32,[1] Amdt. 4]

A statement of the considerations involved in the issuance of this amendment and issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 32 is amended in the following respects:

(1) In Appendix C (b) (iii), the second paragraph is deleted.

(2) In Appendix C, paragraph (c) is added to read as follows:

(c) *Differentials* (1) To the following items, namely—

(i) Tag and File Folder stock, Red Wallet, Stencil and Pattern board and Beaming paper and board;
(ii) Pressboard and Imitation pressboard;
(iii) Bogus Bristol, Mill Blanks, Poster and Railroad board, uncoated Thick China and Tough Check;
(iv) Food, Pail, and Ice Cream stock;
(v) Cup and Nested Food Container stock;
(vi) Butter Carton stock;
(vii) Solid and White lined Manila stock;
(viii) Dish, Tray, and Plate stock;

a manufacturer may for the applicable operation, add to his jumbo roll price the following differentials:

(a) *Sheeting, trimming and packing.*

	Per cwt. (cents)
(i) Sheeting	45
(ii) Trimming 1 or 2 sides	15
(iii) Trimming 3 or 4 sides	25
(iv) Packing in standard bundles	30
(v) Packing in cartons	40
(vi) Packing in cases	75
(vii) Packing on skids	30

(b) *Small width rolls.*

	Per cwt.
(i) 20½" to over 14"	$0.25
(ii) 14" to over 11"	.37½
(iii) 11" to over 4"	.62½
(iv) 4" to over 2"	1.00

(2) The applicable differentials listed in (1) (a) above plus 25¢ per cwt. if ream sealed, may be added by a manufacturer to his base price of the items listed below. This base price is established by deducting 85¢ per cwt. from the sheet price on quantities of 4 cases or 2,000 lbs., as previously established in this regulation.

(i) Clay Coated Mill Blanks.
(ii) Clay Coated and Uncoated Railroad Board.
(iii) Clay Coated and Uncoated Poster Board.
(iv) Clay Coated Translucents and Thick China.
(v) Clay Coated Tough Check.
(vi) Clay Coated Show Card stock.
(vii) Clay Coated Playing Card stock.
(viii) Clay Coated Postcard stock.
(ix) Clay Coated Bristols.
(x) Miscellaneous Clay Coated Cardboards.

(3) For items in this Appendix not listed in (1) or (2) above, the differentials existing during October 1, 1940, to October 15, 1941, or those granted upon application shall continue to apply.

This amendment shall become effective June 5, 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9207; Filed, May 31, 1946; 11:54 a. m.]

PART 1347—PAPER AND PAPER PRODUCTS, RAW MATERIALS FOR PAPER AND PAPER PRODUCTS, PRINTING AND PUBLISHING

[RMPR 129,[1] Amdt. 8]

CONVERTED PAPER PRODUCTS

A statement of considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 129 is amended in the following respects:

1. Section 12 (a) is amended by adding subparagraph (19) to read as follows:

(19) "Untreated butchers paper" consists of paper of basis weight 35 lbs. up to and including 60 lbs. per 500 sheets 24" x 36", put up in rolls or sheets, sized for resistance to moisture and blood and made from various furnishes of chemical or a combination of chemical and mechanical pulp—not treated in any way other than beater sizing—and made in Dry Finish, Water Finish and Steam Finish for use in the wholesale and retail trade.

2. Section 12 (a) is amended by adding subparagraph (20) to read as follows:

(20) "Imitation Parchment and Grocers Paper" consists of paper of basis weight 25 lbs. up to and including 35 lbs. per 500 sheets 24" x 36", put up in rolls or sheets, untreated but sized in beaters and made from chemical or a combination of chemical and mechanical pulp—Dry Finish or Machine Glazed—for use in retail grocery stores, bakeries, delicatessens, food stores and for general utility purposes.

3. Item (10) in the list of products in Appendix A is amended to read as follows:

(10) Certain wrapping, converting and protective papers (excluding bleached sulphite waxing paper, maximum prices for which are provided in Appendix C of this regulation) October 1–15,[2] 1941.

This amendment shall become effective June 5, 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9209; Filed, May 31, 1946; 12:00 m.]

PART 1349—ELECTRICAL GENERATION, TRANSMISSION, CONVERSION AND DISTRIBUTION APPARATUS

[MPR 82, Corr. to Amdt. 3]

WIRE AND CABLE

Amendment No. 3 to Maximum Price Regulation 82 is corrected so that instead of adding section 16 (d), it adds section 16 (e). The title of the section added should now read: "(e) *Products containing silver.*"

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9208; Filed, May 31, 1946; 11:55 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[MPR 423,[1] Amdt. 68]

CEILING PRICES OF CERTAIN FOODS AT RETAIL IN INDEPENDENT STORES DOING AN ANNUAL BUSINESS OF LESS THAN $250,000 (GROUP 1 AND GROUP 2 STORES)

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

Maximum Price Regulation is amended in the following respects:

1. In section 18 (c) the reference to "Supplement 6 to Food Products Regulation I" is changed to read "the applicable supplement to Food Products Regulation I".

2. Section 18 (j) is deleted.

3. In section 19 (a) the reference to section 1429.14 (e) of Revised Maximum Price Regulation 269 is changed to read "section 2.3 of Second Revised Maximum Price Regulation."[3]

4. In section 27 (c) the following items are added in their alphabetical order.

Cereals mixed or coated with a confection in the proportion of ⅔ or more confection to ⅓ cereal by weight.
Salt not covered by section 27 (b) (37).
Spices in assorted sets contained in wooden or other type trays designed as permanent kitchen furniture.
Molasses sold for feeding purposes.

5. In section 28 (b) (4) the definition of "poultry" is amended to read as follows:

(4) *Poultry.* "Poultry" means all chickens, ducks, geese, and turkeys in any form, excluding "started" poultry sold for breeding purposes, canned poultry and cooked or smoked poultry. Poultry which is drawn by a retailer shall be priced in accordance with the provisions of section 20 (i). Poultry which is bought live, dressed or drawn and is sold by the retailer "cut-up" or in parts, shall be priced in accordance with the provisions of section 20 (j). The definition of "poultry" contained in section 3.5 (a) of Second Revised Maximum Price Regulation 269 (except the provisions of subparagraphs 1, 2, 3, 4, 20 and 21) shall apply to this regulation wherever applicable unless the context clearly requires otherwise. With respect to "frozen poultry" the first sentence of section 3.5 (a) (12) (ix) of Second Revised Maximum Price Regulation 269 shall not apply.

This amendment shall become effective June 5, 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9215; Filed, May 31, 1946; 11:55 a. m.]

PART 1360—MOTOR VEHICLES AND MOTOR VEHICLE EQUIPMENT

[MPR 594,[1] Amdt. 5]

MAXIMUM PRICES FOR NEW PASSENGER AUTOMOBILES

A statement of the considerations involved in the issuance of this amendment issued simultaneously herewith has been filed with the Division of the Federal Register.

Maximum Price Regulation 594 is amended in the following respect:

1. The second sentence in paragraph 23 (f) is amended to read as follows: "It includes conditional sales and sales under rental contracts, lease agreements, or other agreements, but does not include a raffle or lottery conducted by or on behalf of a religious, charitable or patriotic organization when the purpose of the raffle or lottery is to raise funds for the religious, charitable or patriotic organization."

This amendment shall be effective this 31st day of May 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9218; Filed, May 31, 1946; 11:59 a. m.]

PART 1365—HOUSEHOLD FURNITURE

[MPR 548, Amdt. 8]

METAL UPHOLSTERY SPRINGS, CONSTRUCTIONS AND ACCESSORIES

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith; and it has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 548 is amended in the following respect:

In section 4, the list of extras with respect to Items 16 and 17 under Type VI is amended to read as follows:

Extras. Items 16 and 17 (add or deduct from base price)

Each ½ gauge heavier or lighter, all coils, add or deduct	$0.01
Each 1" higher or lower, all coils, add or deduct	.015

[1] 10 F.R. 11350, 14607.

[1] 9 F.R. 6825; 10 F.R. 11298, 12809, 15371; 11 F.R. 1525.

[2] Maximum prices for grades defined in section 12 (a) (18) and (19) may be increased up to and including $6.00 per cwt., if below $6.00 per cwt.

[3] 10 F.R. 1523, 2025, 2298, 3814, 5370, 5578, 6235, 6514, 8015, 8656, 9272 9263, 9431, 11303, 12265, 12810, 12992, 13074, 13594, 14147, 14447, 15466; 11 F.R. 394, 842, 997, 1468, 1593, 2443.

[1] 11 F. R. 3249, 3413, 4603.

This amendment shall become effective on June 5, 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9217; Filed, May 31, 1946; 11:54 a. m.]

PART 1388—DEFENSE-RENTAL AREAS

[Hotels and Rooming Houses, New York City Area,[1] Amdt. 25]

HOTELS AND ROOMING HOUSES IN NEW YORK CITY AREA

The Rent Regulation for Hotels and Rooming Houses in the New York City Defense-Rental Area is amended in the following respects:

1. Section 4 (f) is amended by adding the following paragraph to read as follows:

In the event the rents on such rooms cease to be governed by the National Rent Schedule of the War or Navy Departments, the maximum rents shall be determined by the appropriate paragraph of section 4. For the purpose of such determination the premises shall be considered as not rented during the period they were operated under such schedule.

2. Section 6 (a) (1) is amended to read as follows:

(1) *Tenant's refusal to renew lease.* The tenant, who had a written lease or other written rental agreement, has refused upon demand of the landlord to execute a written extension or renewal thereof for a further term of like duration, or if the lease was for a term of less than one year but more than three months and was non-seasonal in character, for a term of not more than one year, for a rent not in excess of the maximum rent, but otherwise on the same terms and conditions as the previous lease or agreement, except insofar as such terms and conditions are inconsistent with this regulation; or

3. Section 6 (d) is amended by adding the following paragraph:

(6) *Relocation of temporary housing by National Housing Agency.* Temporary or movable housing accommodations under the jurisdiction of the National Housing Agency which have been placed in a terminated status by the National Housing Administrator for relocation in another area for the purposes and objectives of Title 5 Public Law 849 (76th Congress), as amended (Lanham Act.)

4. Section 7 (a) is amended by adding the following unnumbered paragraph:

The provisions of this section shall be applicable to any accommodations whose maximum rent is determined under section 4 (d), on its sale by the owning agency, and within thirty days after the sale of such accommodations the new landlord shall file a registration statement as provided in paragraph (a) of this section: *Provided, however,* That if the housing accommodations are sold to the United States or a state of the United States or any of its political subdivisions, or any agency of the foregoing, the provision in the second paragraph of paragraph (b) of this section shall continue to be applicable.

This amendment shall become effective June 1, 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9225; Filed, May 31, 1946; 11:59 a. m.]

PART 1388—DEFENSE-RENTAL AREAS

[Hotels and Rooming Houses,[1] Amdt. 83 (§ 1388.1231)]

HOTELS AND ROOMING HOUSES

Schedule A of the Rent Regulation for Hotels and Rooming Houses is amended in the following respects:

1. Items 2 and 10 are corrected, and

2. Items 205a, 249a, and 269a are added to read as follows:

Name of defense-rental area	State	County or counties in defense-rental area under rent regulation for hotels and rooming houses	Maximum rent date	Effective date of regulation	Date by which registration statement to be filed (inclusive)
(2) Birmingham	Alabama	Jefferson	Apr. 1, 1941	July 1, 1942	Aug. 31, 1942
(10) Selma	Alabama	Dallas	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
(205a) Rockland County	New York	Rockland	Mar. 1, 1945	June 1, 1946	July 15, 1946
(249a) Ponca City	Oklahoma	Kay	Mar. 1, 1945	June 1, 1946	July 15, 1946
(269a) Scranton-Wilkes-Barre	Pennsylvania	Carbon, Lackawanna, and Schuylkill Counties in their entireties, and Luzerne County except Nescopeck borough, Nescopeck township, and Salem township.	Mar. 1, 1946	June 1, 1946	July 15, 1946

This amendment shall become effective June 1, 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9227; Filed, May 31, 1946; 11:56 a. m.]

PART 1388—DEFENSE-RENTAL AREAS

[Hotels and Rooming Houses, Miami Area,[1] Amdt. 18]

HOTELS AND ROOMING HOUSES IN MIAMI AREA

The Rent Regulation for Hotels and Rooming Houses in the Miami Defense-

[1] 11 F.R. 4025.

[1] 11 F.R. 4000, 4163, 4582, 4730.

[2] 10 F.R. 318, 2405, 5090, 9445, 11071, 15213; 11 F.R. 4015.

Rental Area is amended in the following respects:

1. Section 4 (f) is amended by adding the following paragraph to read as follows:

In the event the rents on such rooms cease to be governed by the National Rent Schedule of the War or Navy Departments, the maximum rents shall be determined by the appropriate paragraph of section 4. For the purpose of such determination the premises shall be considered as not rented during the period they were operated under such schedule.

2. Section 6 (a) (1) is amended to read as follows:

(1) *Tenant's refusal to renew lease.* The tenant, who had a written lease or other written rental agreement, has refused upon demand of the landlord to execute a written extension or renewal thereof for a further term of like duration, or if the lease was for a term of less than one year but more than three months and was non-seasonal in character, for a term of not more than one year, for a rent not in excess of the maximum rent, but otherwise on the same terms and conditions as the previous lease or agreement, except insofar as such terms and conditions are inconsistent with this regulation; or

3. Section 6 (d) is amended by adding the following paragraph:

(6) *Relocation of temporary housing by National Housing Agency.* Temporary or movable housing accommodations under the jurisdiction of the National Housing Agency which have been placed in a terminated status by the National Housing Administrator for relocation in another area for the purposes and objectives of Title 5 Public Law 849 (76th Congress), as amended (Lanham Act).

4. Section 7 (a) is amended by adding the following unnumbered paragraph:

The provisions of this section shall be applicable to any accommodations whose maximum rent is determined under section 4 (d), on its sale by the owning agency, and within thirty days after the sale of such accommodations the new landlord shall file a registration statement as provided in paragraph (a) of this section: *Provided, however,* That if the housing accommodations are sold to the United States or a state of the United States or any of its political subdivisions, or any agency of the foregoing, the provision in the second paragraph of paragraph (b) of this section shall continue to be applicable.

This amendment shall become effective June 1, 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9224; Filed, May 31, 1946; 11:59 a. m.]

PART 1388—DEFENSE-RENTAL AREAS

[Hotels and Rooming Houses,[1] Amdt. 84 (§ 1388.1231)]

HOTELS AND ROOMING HOUSES

The application of the Rent Regulation for Hotels and Rooming Houses is terminated in a portion of the Los Angeles Defense-Rental Area, consequently, a portion of the above-named area is decontrolled and Item 30 of Schedule A of the Rent Regulation for Hotels and Rooming Houses is amended to read as follows:

Name of defense-rental area	State	County or counties in defense-rental area under rent regulation for hotels and rooming houses	Maximum rent date	Effective date of regulation	Date by which registration statement to be filed (inclusive)
(30) Los Angeles	California	Orange County and Los Angeles County except Catalina township.	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942

This amendment shall become effective June 1, 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9228;; Filed, May 31, 1946; 11:56 a. m.]

PART 1389—APPAREL

[RMPR 287,[2] Amdt. 7]

MANUFACTURERS' PRICES FOR WOMEN'S, GIRLS', CHILDREN'S AND TODDLERS' OUTERWEAR GARMENTS

A statement of consideration involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 287 is amended in the following respect:

The table in paragraph (a), section 33 (Appendix G) is amended by deleting the figure "2.50" opposite category "30", "separate leggings (sizes 1 to 14)", in the selling price column headed "Pile fabric or fabric containing 25% or more wool" and substituting the figure "3.50".

This amendment shall become effective as of May 15, 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9212; Filed, May 31, 1946; 12:00 m.]

PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[3d Rev. RO 3,[3] Amdt. 14]

SUGAR

A rationale for this amendment has been issued simultaneously herewith and has been filed with the Division of the Federal Register.

Third Revised Ration Order 3 is amended in the following respect:

Section 17.5 (a) is amended to read as follows:

(a) Industrial users who produced jams, jellies, preserves, marmalades or fruit butters may apply, in writing, to the District Office for a new or adjusted base for such use. The application must state the amount of sugar used by him in 1944, separately stated by quarters, in the production of jams, jellies, preserves, marmalades or fruit butters for delivery to the persons or agencies listed in section 13.1 and section 13.2 of this order.

This amendment shall become effective June 4, 1946.

NOTE: The reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9201; Filed, May 31, 1946; 11:59 a. m.]

PART 1412—HAWAIIAN MOLASSES

[SR 14F, Amendment 17]

MOLASSES

A statement of the consideration involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 35 of Supplementary Regulation 14F is amended as follows:

1. Paragraphs (a) (1) and (a) (2) are amended by substituting $24.78 for $21.78.
2. Paragraphs (b) (1) and (b) (2) are amended by substituting $26.00 for $23.00.
3. Paragraphs (c) (1) and (c) (2) are amended by substituting $23.20 for $20.20 and by substituting $25.00 for $22.00.

This amendment shall become effective May 31, 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9205; Filed, May 31 1946; 11:57 a. m.]

PART 1388—DEFENSE-RENTAL AREAS

[Housing,[1] Amdt. 89 (§ 1388.1181)]

HOUSING

Items 205a, 249a, and 269a are added to Schedule A of the Rent Regulation for Housing to read as follows:

[1] 11 F.R. 4582; 11 F.R. 4730.
[2] 9 F.R. 974, 12590; 10 F.R. 5720, 13449.
[3] 11 F.R. 177.

[1] 10 F.R. 13528, 13545, 14399; 11 F.R. 247, 248, 740, 1299, 1773, 2116, 2189, 2445, 3480, 4015, 4153, 4731.

Name of Defense-Rental Area	State	County or Counties in Defense-Rental Area under rent regulation for housing	Maximum rent date	Effective date of regulation	Date by which registration statement to be filed (inclusive)
(205a) Rockland County	New York	Rockland	Mar. 1, 1945	June 1, 1946	July 15, 1946
(249a) Ponca City	Oklahoma	Kay	Mar. 1, 1945	June 1, 1946	July 15, 1946
(269a) Scranton-Wilkes Barre	Pennsylvania	Carbon, Lackawanna, and Schuylkill Counties in their entireties, and Luzerne County except Nescopeck Borough, Nescopeck Township, and Salem Township.	Mar. 1, 1946	June 1, 1946	July 15, 1946

This amendment shall become effective June 1, 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9229; Filed, May 31, 1946; 11:56 a. m.]

PART 1412—SOLVENTS

[MPR 295, Amdt. 13]

WEST COAST ETHYL ALCOHOL

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 295 is amended in the following respects:

1. Section 1412.165 (a) (1) (i) is amended to read as follows:

(i) Sales in tank cars or tank trucks.

	Per gallon
CD12	$0.556
CD13	.556
CD14	.556
SD1	.553
SD2B	.535
SD3A	.533
SD12A	.545
SD23A	.540
SD23G	.590
SD23H	.546
Proprietary name solvent	.560

2. Section 1412.165 (a) (2) (i) (*a*) is amended to read as follows:

(*a*) Undenatured (including pure) ethyl alcohol—$0.535 per gallon. Premium grade pure ethyl alcohol—$0.555 per gallon.

This amendment shall become effective May 31, 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9213; Filed, May 31, 1946; 11:58 a. m.]

PART 1388—DEFENSE-RENTAL AREAS

[Housing,[1] Amdt. 90 (§ 1388.1181)]

HOUSING

The application of the Rent Regulation for Housing is terminated in a portion of the Los Angeles Defense-Rental Area, consequently, a portion of the above-named area is decontrolled and Item 30 of Schedule A of the Rent Regulation for Housing is amended to read as follows:

Name of Defense-Rental Area	State	County or Counties in Defense-Rental Area under rent regulation for housing	Maximum rent date	Effective date of regulation	Date by which registration statement to be filed (inclusive)
(30) Los Angeles	California	Orange County and Los Angeles County except Catalina Township	Mar. 1, 1942	Nov. 1, 1942	Dec. 16, 1942

This amendment shall become effective June 1, 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9230; Filed, May 31, 1946; 11:56 a. m.]

PART 1499—COMMODITIES AND SERVICES

[RMPR 165, Amdt. 2 to Supp. Service Reg. 31]

HAND LAUNDRIES IN THE DETROIT AREA

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Service Regulation 31 is amended in the following respect:

Appendix A of § 1499.2264 is amended to read as follows:

APPENDIX A

Laundry service:	*Price*
Shirts	$0.20
Collars	.08
Sheets	.17
Pillow Cases	.07

APPENDIX A—Continued

Laundry service—Continued.	*Price*
Towels	$0.06
Handkerchiefs	.03
Socks—pair	.07
Undershirts	.12
Shorts	.12
Pajamas—men's	.28
Union suits	.22
Nurse's uniforms	.50
Maid's uniforms	.50
Overalls	.39
Overall pants	.33
Overall jackets	.28
Coveralls	.50
Wash trousers and slacks	.44
Aprons—shop	.15

This amendment shall become effective June 5, 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9210; Filed, May 31, 1946; 11:57 a. m.]

PART 1499—COMMODITIES AND SERVICES

[RMPR 165, Amdt. 2 to Supp. Service Reg. 85]

PROCESSING SCRAP RUBBER INTO RECLAIMED RUBBER

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 1499.2270 is amended to read as follows:

§ 1499.2270 *Modification of maximum prices established by Revised Maximum Price Regulation 165 for the service of processing scrap rubber into reclaimed rubber.* The maximum price which any seller may charge for the service of processing scrap rubber furnished by the buyer into reclaimed rubber shall be one cent per pound of reclaimed rubber more than the maximum price established for such seller under Revised Maximum Price Regulation 165.

This amendment shall become effective May 31, 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9211; Filed, May 31, 1946 12:00 m.]

PART 1499—COMMODITIES AND SERVICES

[SR 14E, Corr. to Amdt. 41]

SALES AT WHOLESALE OF CERTAIN COTTON PRODUCTS AND CERTAIN MANUFACTURED ARTICLES

Amendment 41 to Supplementary Regulation 14E is corrected in the following respects:

The table contained in section 2.15 (b) is corrected by changing the description in column (2) of Rockweave nets from

"24 x 96 (14½ lb.)" to "24 x 36 (14½ lb.)."

This correction shall become effective May 31, 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9203; Filed, May 31, 1946; 11:54 a. m.]

PART 1499—COMMODITIES AND SERVICES

[SR 14E, Amdt. 43]

MODIFICATION OF MAXIMUM PRICES ESTABLISHED BY THE GENERAL MAXIMUM PRICE REGULATION FOR COTTON TEXTILES, LEATHER AND APPAREL

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Section 2.3 is amended to read as follows:

SEC. 2.3 *Sales of cotton pick sacks and ready-made glass curtains by manufacturers.* (a) The maximum price for the sale by a manufacturer of any of the goods listed in (b) below heretofore subject to § 1499.2 (a) (1) of the General Maximum Price Regulation shall be the maximum price established for such goods by § 1499.2 (a) (1) adjusted by adding thereto (1) the difference between the cost of materials used in the same goods delivered during March 1942 and the prevailing ceiling price for such materials, as determined under the applicable regulation, at the time the sales contract for the goods is made, and (2) the difference between the cost of labor used in manufacturing the same goods delivered during March 1942 and the cost of labor used, or which would have been used, in manufacturing the same goods between September 1 and 15, 1942. A maximum price determined in accordance with the foregoing shall be deemed a maximum price established under § 1499.2 (a) (1) for the purposes of § 1499.3 (b) (1) of the General Maximum Price Regulation.

(b) The following goods shall be priced in accordance with (a) above:

1. Cotton pick sacks.
2. Ready-made glass curtains (except lace curtains and curtains woven on a Nottingham loom).

This amendment shall become effective May 31, 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9204; Filed, May 31, 1946; 11:58 a. m.]

PART 1388—DEFENSE-RENTAL AREAS

[Hotels and Rooming Houses,[1] Amdt. 81]

HOTELS AND ROOMING HOUSES

The Rent Regulation for Hotels and Rooming Houses is amended in the following respects:

1. Section 4 (f) is amended by adding the following paragraph to read as follows:

In the event the rents on such rooms cease to be governed by the National Rent Schedule of the War or Navy Departments, the maximum rents shall be determined by the appropriate paragraph of section 4. For the purpose of such determination the premises shall be considered as not rented during the period they were operated under such schedule.

2. Section 6 (a) (1) is amended to read as follows:

(1) *Tenant's refusal to renew lease.* The tenant, who had a written lease or other written rental agreement, has refused upon demand of the landlord to execute a written extension or renewal thereof for a further term of like duration, or if the lease was for a term of less than one year but more than three months and was non-seasonal in character, for a term of not more than one year, for a rent not in excess of the maximum rent, but otherwise on the same terms and conditions as the previous lease or agreement, except insofar as such terms and conditions are inconsistent with this regulation; or

3. Section 6 (d) is amended by adding the following paragraph:

(6) *Relocation of temporary housing by National Housing Agency.* Temporary or movable housing accommodations under the jurisdiction of the National Housing Agency which have been placed in a terminated status by the National Housing Administrator for relocation in another area for the purposes and objectives of Title 5 Public Law 849 (76th Congress), as amended (Lanham Act).

4. Section 7 (a) is amended by adding the following unnumbered paragraph:

The provisions of this section shall be applicable to any accommodations whose maximum rent is determined under section 4 (d), on its sale by the owning agency, and within thirty days after the sale of such accommodations the new landlord shall file a registration statement as provided in paragraph (a) of this section: *Provided, however,* That if the housing accommodations are sold to the United States or a state of the United States or any of its political subdivisions, or any agency of the foregoing, the provision in the second paragraph of paragraph (b) of this section shall continue to be applicable.

This amendment shall become effective June 1, 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9226; Filed, May 31, 1946; 11:59 a. m.]

Chapter XVIII—Office of Economic Stabilization

[Directive 114]

PART 4004—PRICE STABILIZATION: MAXIMUM PRICES

DAIRY PRODUCTS

It has become apparent, because of the increased price of grains and protein feeds announced on May 8, 1946, in order to aid in the alleviation of famine abroad, that the program announced on April 15, 1946, with respect to increased returns to dairy farmers must be modified at this time. The increased costs of grain and feed make it necessary to take steps to increase dairy farmer returns in addition to those which were announced in April to be effective on July 1, 1946. It is also now clear that any further increases in dairy farmer returns should be brought about by price increases, since additional subsidy funds will undoubtedly not be available. The increased prices required by these changed conditions will also require increases in the retail prices of fluid milk and in prices of many manufactured dairy products. These secondary increases will also aid in bringing dairy product prices into appropriate relationship with each other and with other products. Finally, the volume of milk and dairy product production is such that it is necessary, in order to insure the most effective utilization of dairy products, that controls over the use of butterfat and over milk and cream sold for manufacturing purposes be established.

Accordingly, pursuant to the authority vested in me by the Stabilization Act of 1942, as amended, and by Executive Order 9250 of October 3, 1942 (7 F.R. 7871), Executive Order 9328 of April 8, 1943 (8 F.R. 4681), Executive Order 9599 of August 18, 1945 (10 F.R. 10155), Executive Order 9651 of October 30, 1945 (10 F.R. 13487), Executive Order 9697 of February 14, 1946 (11 F.R. 1691), and Executive Order 9699 of February 21, 1946 (11 F.R. 1929), *It is hereby ordered:*

1. Effective June 1, 1946, or as soon thereafter as practicable, the Price Administrator and the Secretary of Agriculture shall take the following steps with respect to maximum prices for milk and dairy products:

A. (1) Maximum prices to producers of milk for fluid uses under MPR 329 shall be increased by the following amounts:

(a) Where ceilings are established on a per hundredweight basis: 40 cents per hundredweight.

(b) Where ceilings are established on a gallonage basis: 4 cents per gallon.

(c) Where ceilings are established on a butterfat basis: 10.5 cents per pound butterfat.

In federal order markets the adjustment of maximum prices under MPR 329 shall correspond to the adjustment of Class I prices under the applicable market order formula.

(2) Wholesale and retail prices of fluid milk shall be increased by one cent per quart, and corresponding adjustments shall be made in prices of containers of other sizes. Appropriate provision shall be made for adjustment of wholesale and retail prices in federal order markets.

(3) Prices at wholesale and retail of buttermilk, cream other than in bulk, cottage cheese, and similar products shall be increased in proportion to the increase in other prices authorized under this directive to the extent required by applicable pricing standards.

(4) The increases herein authorized shall not be made in the states of Arizona and New Mexico. Increases in the West Texas, Memphis, Tennessee, Western Oregon and Western Washington areas shall be one-half the increase herein authorized.

B. (1) Maximum prices shall be established for sales of bulk fluid cream by either a purchaser of farm separated cream, a processor who separates milk, or a processor who has purchased from a purchaser of farm separated cream. Such prices shall be established on the principle that they will not exceed the highest price charged during the period May 1–May 15, 1946. In addition, dollars and cents overriding maximum prices shall be established. The overriding price shall be 77 cents per pound butterfat f. o. b. seller's place of business in a zone comprising the major producing north central states, and appropriate differentials shall be established in other areas. In no case shall maximum prices be established under this paragraph lower than 63 cents per pound butterfat.

(2) Maximum prices shall not be established at this time for sales of cream manufactured from milk subject to pricing under federal market orders. However, maximum prices shall be established for such sales if the price of milk used for cream production rises above the levels fixed by the applicable federal market order.

(3) Margins of handlers of bulk cream shall be frozen at the levels in effect during the period May 1–May 15, 1946.

C. Manufacturer's maximum prices for butter shall be increased by 10 cents per pound. In addition, these prices shall be increased monthly, during the period August 1, 1946 through January 31, 1947, by amounts representing storage costs during these months. Such storage increases shall be deducted from the maximum price on February 1, 1947.

D. The price of cheddar cheese shall be increased 5 cents per pound to the manufacturer. No other type of cheese shall be increased except where necessary to prevent hardship.

E. Evaporated milk prices to the processor shall be increased by 35 cents per case for both government and civilian sales.

F. Maximum prices shall be established for the purchase of milk for manufacturing purposes in all areas, and shall be based on the principle of freezing prices at the November 1945 average paying price plus 40 cents for milk of 3.5 per cent butterfat or equivalent. However, prices for purchasers in Zone I of the evaporated milk pricing schedule shall be established at no less than $3.00 and no more than $3.20 per hundredweight of milk of 3.5 per cent butterfat and in other zones where the processing of milk is important in milk usage, appropriate differentials shall be established.

G. Maximum prices of other dairy products such as condensed whole milk, whole milk powder, malted milk, baby foods made from milk and dry ice cream mix shall not be increased except where necessary to relieve hardship.

H. Ice cream manufacturers shall be permitted to reduce the butterfat content of ice cream by 2.5 percentage points without corresponding reduction in maximum prices, subject to the condition that the butterfat saved by such reduction shall not be used in expanded gallonage. It is understood that the power necessary to ensure the requisite restriction on expanded gallonange will be delegated to the Price Administrator by the Secretary.

I. The Price Administrator shall, with respect to any price increase authorized by this directive, take all necessary steps to avoid inventory windfalls resulting from the price increases.

2. The Secretary of Agriculture shall take the following steps with respect to limitation of production and use of certain dairy products.

A. Effective July 1, 1946, the Secretary shall prohibit all sales of whipping cream or of other cream containing 19% or more butterfat.

B. Effective June 1, 1946, or as soon thereafter as practicable, the Secretary shall issue appropriate orders limiting monthly sale, shipment or movement into storage of cream by or on behalf of any plant which separates cream from milk or buys cream from farmers or cream stations. Such orders shall limit the described movements of cream during the period from the effective date of the orders to August 31, 1946, to the amount of cream and to the proportion of cream (expressed as total butterfat in milk or cream) sold or shipped during the corresponding month of the 3-month period ending August 31, 1945. Before August 1, 1946, the Secretary shall recommend to the Director the limitations which should be placed on these movements of cream after September 1, 1946. Such recommendations shall be based on the principle of limiting cream movements to those representative of a normal period of relative cream utilization.

Appropriate provision shall be made to prevent evasion of the limitation orders provided for by this paragraph by use of "agency" devices, or by similar evasive arrangements.

C. Effective June 1, 1946, or as soon thereafter as practicable, the Secretary shall issue appropriate orders limiting the amount of butterfat which may be used in the production of cream cheese and soup to the amounts used during the corresponding quarter of the 12-month period ending July 31, 1945. Such orders shall contain any necessary provisions restricting output of these commodities in order to insure reduction in total amounts of butterfat used in these products.

Issued and effective this 29th day of May 1946.

CHESTER BOWLES,
Director.

[F. R. Doc. 46-9198; Filed, May 31, 1946; 11:41 a. m.]

TITLE 38—PENSIONS, BONUSES, AND VETERANS' RELIEF

Chapter I—Veterans' Administration

PART 10—INSURANCE

TOTAL DISABILITY PROVISION FOR UNITED STATES GOVERNMENT LIFE INSURANCE

The eighth paragraph of the total disability provision for United States Government life insurance, authorized by section 311 of the World War Veterans' Act, 1924, as amended July 3, 1930, is amended as follows:

§ 10.3164 *Total disability provision for United States Government life insurance authorized by section 311 of the World War Veterans' Act, 1924, as amended July 3, 1930.* • • •

This provision may be canceled by the insured at any time upon written request to the Veterans Administration, accompanied by the policy and this provision for indorsement. This provision shall terminate and be of no further force and effect if any premium on the policy or on this provision be not paid when due or within the grace period of thirty-one days thereafter. If a premium be not paid as stipulated, then this provision shall cease and terminate, but may be reinstated under the same health conditions as are required for reinstatement of the policy, and upon the payment of all premiums in arrears with interest at the rate of five per centum per annum from the date of each premium.

[SEAL] OMAR N. BRADLEY,
General, U. S. Army,
Administrator of Veterans Affairs.

May 29, 1946.

[F. R. Doc. 46-9135; Filed, May 29, 1946; 4:11 p. m.]

TITLE 43—PUBLIC LANDS: INTERIOR

Subtitle A—Office of the Secretary of Interior

[Order 2061]

PART 4—DELEGATION OF AUTHORITY

SURPLUS PROPERTY

MAY 30, 1945.

1. Policy matters, including requests for comments on proposed regulations, will be referred to Mr. Eliot of the Division of Power, who will handle these matters under the immediate supervision of the Under Secretary. Mr. Eliot will confer with representatives of the affected bureaus and offices, and any memoranda or letters prepared by him for the Secretary's signature will be surnamed by such bureaus and offices and by the Assistant Secretaries and the Under Secretary.

2. General matters relating to acquisition, the availability of surplus property, and the procedures for acquiring it will be referred to Mr. Eisenhart. Purchasing Officer, who will keep the bureaus and offices advised. Responsibility for acquisition in the field will continue as heretofore, subject to procedures established under the Surplus Property Act.

3. When any office or bureau has property excess to its needs, reports thereof on the prescribed forms for surplus property shall be made to the Purchasing Officer and it will be his responsibility to ascertain whether such excess property can be used elsewhere in the Department. If no bureau or office wishes to acquire it the Purchasing Officer will be responsible for reporting it as surplus in accordance with the Surplus Property Act.

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[1] 11 F.R. 4000, 4163, 4582, 4730.

4. The Department having been named, by the Surplus Property Board, the disposal agent for:

(a) Mineral and grazing lands in the continental United States, the General Land Office is hereby authorized and directed to act as the Department's disposal agency with respect to such surplus lands.

(b) All surplus property in the territories and possessions (except for food, marine property, and airplanes and airplane parts), the Division of Territories and Island Possessions is hereby authorized and directed to act as the Department's disposal agency with respect to such surplus property.

HAROLD L. ICKES,
Secretary of the Interior.

[F. R. Doc. 46-9178; Filed, May 31, 1946; 10:05 a. m.]

[Order 2162]

PART 4—DELEGATIONS OF AUTHORITY

COMMISSIONER OF GENERAL LAND OFFICE

FEBRUARY 6, 1946.

1. In accordance with the Surplus Property Act of October 3, 1944, sec. 8 (58 Stat. 765, 768, 50 U.S.C. App., Sup. 1617, as amended September 18, 1945 (59 Stat. 533; 50 U.S.C., App., Sup., 1614b), with regulations issued thereunder by the Surplus Property Administrator, and with Order No. 2061 of the Secretary of the Interior, dated May 30, 1945, the Commissioner, the Assistant Commissioner, the Acting Commissioner or the Acting Assistant Commissioner of the General Land Office may exercise the following powers and authority, within the limits specified in paragraph 2 below, as to any surplus property in the continental United States or Alaska which has been assigned to the General Land Office for disposition under the said act and regulations:

(a) To execute deeds, conveyances, leases, permits and contracts necessary or appropriate in the course of the administration and disposition of such property. The authority herein conferred shall apply to transfers without consideration made in accordance with the applicable provisions of the act and regulations, including the provision requiring approval of such transfers by the Surplus Property Administrator.

(b) To execute certificates of compliance in accordance with the priority provisions of the act and regulations.

(c) To delegate any of the powers described above to any employee of the General Land Office, subject to any rules which the Secretary may prescribe. The Commissioner shall keep the Secretary currently advised of any redelegation of power.

2. The authority delegated herein is subject to the following limitations:

(a) Before execution of any deed for property in Alaska, the proposal for conveyance of the property shall be submitted to the Director Surplus Property, Division of Territories and Island Possessions, for his endorsement.

(b) The powers and authority delegated herein shall not extend to the execution of any deed or conveyance for which a consideration of $50,000 or more is to be paid unless the conveyance is based upon a priority claim.

HAROLD L. ICKES,
Secretary of the Interior.

[F. R. Doc. 46-9179; Filed, May 31, 1946; 10:05 a. m.]

Chapter I—General Land Office

DELEGATION OF AUTHORITY

CROSS REFERENCE: For delegation of authority to the Commissioner of the General Land Office from the Secretary of the Interior see Subtitle A of this title, *supra*.

TITLE 49—TRANSFORTATION AND RAILROADS

Chapter I—Interstate Commerce Commission

[SO 525-A]

PART 95—CAR SERVICE

MOVEMENT OF BITUMINOUS COAL RESTRICTED

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 29th day of May A. D. 1946.

Upon further consideration of Service Order No. 525 and good cause appearing therefor; *It is ordered*, That:

Service Order No. 525, *Movement of bituminous coal restricted*, be, and it is hereby, vacated and set aside. (40 Stat. 101, sec. 402; 41 Stat. 476, secs. 4; 54 Stat. 901; 49 U.S.C. 1 (10)-(17))

It is further ordered, That this order shall become effective at 6:00 p. m., May 29, 1946; that a copy of this order shall be served upon the State railroad regulatory bodies of each State located east of the Mississippi River except Michigan, and upon the Association of American Railroads, Car Service Division, as agent of all railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-9190; Filed, May 31, 1946; 11:17 a. m.]

Chapter II—Office of Defense Transportation

[Gen. Order ODT 60, Revocation]

PART 500—CONSERVATION OF RAIL EQUIPMENT

RESTRICTIONS UPON PASSENGER TRAIN SERVICE

Pursuant to Executive Orders 8989, as amended, and 9729, *It is hereby ordered*, That General Order ODT 60, as amended, §§ 500.90 to 500.93, inclusive (11 F.R. 4920, 4979, 5230), be, and it is hereby, revoked effective at 4:00 o'clock p. m., May 29, 1946.

(E.O. 8989, as amended, 6 F.R. 6725, 8 F.R. 14183; E.O. 9729, 11 F.R. 5641)

Issued at Washington, D. C., this 29th day of May 1946.

HOMER C. KING,
Deputy Director,
Office of Defense Transportation.

[F. R. Doc. 46-9164; Filed, May 29, 1946; 5:09 p. m.]

[Gen. Order ODT 65, Revocation]

PART 505—DIRECTION OF AIR TRANSPORT TRAFFIC

RESTRICTIONS UPON COMMERCIAL CARRIERS BY AIR

Pursuant to Executive Orders 8989, as amended, and 9729, *It is hereby ordered*, That General Order ODT 65, §§ 505.1 to 505.10, inclusive (11 F.R. 5752, 5786), be, and it is hereby, revoked effective at 4:00 o'clock p. m., May 31, 1946.

(E.O. 8989, as amended, 6 F.R. 6725, 8 F.R. 14183; E.O. 9729, 11 F.R. 5641)

Issued at Washington, D C., this 31st day of May 1946.

J. M. JOHNSON,
Director,
Office of Defense Transportation.

[F. R. Doc. 46-9177; Filed, May 31, 1946; 10:48 p. m.]

TITLE 50—WILDLIFE

Chapter I—Fish and Wildlife Service, Department of the Interior

[General Direction 46 H 12]

PART 298—PRODUCTION OF FISHERY COMMODITIES OR PRODUCTS

ALLOCATION OF HALIBUT; CONTROL OF RATE OF BUYING

Pursuant to Order No. 1956 of the Secretary of the Interior, as amended April 23, 1946, commonly referred to as the "Halibut Order", 50 CFR 298.4 entitled "Allocation of Halibut", and in order to accomplish the purposes thereof, this General Direction No. 46 H 12 is issued.

1. In each port where the Fish and Wildlife Service employs a port supervisor he will control the rate of buying by each dealer at that port. This control will be exercised in such a manner as to assure each dealer in the port that he will receive, as nearly as practical, his poundage of halibut at that port in the same ratio as all other dealers receive their poundages at that port. Poundages are based on expected port landings, are allocated by the Area Coordinator, and are set out on permits issued pursuant to the Halibut Order. All dealers at a port should complete their purchases at approximately the same time.

2. If actual landings at any port are less than expected, dealers at that port should request the Area Coordinator to issue permits to them at other ports or to amend such permits to make up for the deficiency. If actual landings at any port are greater than expected, the surplus at that port will be assigned to dealers with deficiencies at other ports so that the requirements of the over-all halibut allocation program will be fulfilled.

3. If a dealer refuses or is unable to accept and unload a halibut trip offered to him by a port supervisor he must unload a vessel if offered to him on the next business day or forfeit the poundage of halibut on the latter trip by having that poundage charged to his over-all allocation as well as to his allocation at the port. No load will be considered offered to a dealer on any particular day unless the vessel is at the dealer's dock ready for unloading by an hour in the day recognized by custom in the port or indicated by reasonable consideration of all the circumstances as the hour when a dealer should be expected to receive and unload a halibut trip.

4. This order supersedes General Direction No. H 12 dated June 21, 1945, which is hereby revoked.

Issued this 24th day of May 1946.

H. W. TERHUNE,
Area Coordinator.

[F. R. Doc. 46-9174; Filed, May 31, 1946; 10:05 a. m.]

[General Direction 46 H 13]

PART 298—PRODUCTION OF FISHERY COMMODITIES OR PRODUCTS

ALLOCATION OF HALIBUT; NEW DEALER PERMITS

Pursuant to Order No. 1956 of the Secretary of the Interior, as amended April 23, 1946, commonly referred to as the "Halibut Order", 50 CFR 298.4 entitled "Allocation of Halibut", in order to accomplish the purposes thereof, and to guide applicants for new dealer permits, this General Direction No. 46 H 13 is issued.

1. Adequate facilities are required of each applicant and no permit will be issued to any applicant seeking to establish eligibility through the use of any receiving equipment belonging to the holder of a valid permit.

2. The permit of any person who allows the use of his receiving equipment by another permittee will be canceled unless the prior consent of the Area Coordinator has been obtained.

Issued this 24th day of May 1946.

H. W. TERHUNE,
Area Coordinator.

[F. R. Doc. 46-9175; Filed, May 31, 1946; 10:05 a. m.]

Notices

DEPARTMENT OF THE INTERIOR.

Office of Coal Mines Administrator.

[Order CMAN T-1]

CERTAIN BITUMINOUS COAL MINES

TERMINATION OF POSSESSION

On the basis of representations made by the Coal Producers Association of Illinois and The Progressive Mine Workers of America, District 1, and after consideration of all the circumstances, and in accordance with the provisions of Executive Order 9728 (11 F.R. 5593) and the War Labor Disputes Act (57 Stat. 163), I find that the possession by the Government of certain of the coal mines now in the possession of the Government pursuant to order of the Secretary of the Interior No. 2200 (11 F.R. 5603) should be terminated.

Accordingly, I order and direct that possession by the Government of the coal mines listed in Appendix A of this order, including any and all real and personal property, franchises, rights, facilities, funds and other assets used in connection with the operation of such mines, possession of which was taken pursuant to said Executive order and order of the Secretary of Interior, be, and it is hereby terminated, and that there be conspicuously displayed at such mining properties copies of a poster to be supplied by the Coal Mines Administration and reading as follows:

NOTICE

Government possession of this coal mine, and of all property and assets used in connection with the operation thereof, has been terminated by order of the Secretary of the Interior.

Nothing contained herein shall be deemed to preclude the Government from requiring the submission of information relating to operations during the period of Government possession, for the purpose of ascertaining the existence and amount of claims against the United States, if any, so that the administration of provisions of Executive Order No. 9728, pursuant to which Government possession was taken, may be concluded in an orderly manner.

This order shall become effective as of 4:00 P. M., Eastern Standard Time, 25 May 1946.

B. MORRELL,
Deputy Coal Mines Administrator.

MAY 25, 1946.

APPENDIX A

Company	Mine No.	Index No.	Location
Blue Bird Coal Co	6	14	Harrisburg, Ill.
Consolidated Coal Co	7		Staunton, Ill.
	15		Mt. Olive, Ill.
Dering Coal Co	2	148	Eldorado, Ill.
Lumaghi Coal Co	2	29	Collinsville, Ill.
Little Dog Coal Co	Little Dog	57	Gillespie, Ill.
Edward Mohn & Son	Empire	791	Bartonville, Ill.
Midwest-Radiant Corp	1	86	Millstadt, Ill.
Nokomis Coal Co	Reliance	147	Nokomis, Ill.
Oak Coal Co			Belleville, Ill.
Panther Creek Mines, Inc	1	1,633	Auburn, Ill
	2	945	Springfield, Ill.
	4	130	Do.
	5	131	Do.
Perry Coal Co	St. Ellen	133	O'Fallon, Ill.
Randolph Corporation	Eureka	45	Tilden, Ill.
Sahara Coal Co	4	1,571	Harrisburg, Ill.
	5	156	Do.
	6	4	Do.
	7	2,007	Do.
	16	1,518	Do.
	Prep. Plant	1,581	Do.
Sparta Coal Co	Florida	48	Coulterville, Ill.
Smith Coal Co	A-Kay	83	Marissa, Ill.
St. Louis & O'Fallon Coal Co	2	11	Belleville, Ill.
South Mine Co		163	Carlinville, Ill.
Superior Coal Co	1	166	Gillespie, Ill.
	2	167	Do.
	3	168	Do.
	4	169	Do.
Thermal Coal Co	1	642	Galesburg, Ill.
Vinegar Hill Coal Co	1	179	Lenzburg, Ill.

[F. R. Doc. 46-9236; Filed, May 31, 1946; 11:55 a. m.]

Office of the Secretary.

[Order 2200-A]

COAL MINES

ORDER TAKING POSSESSION

By virtue of the authority vested in me by the President of the United States by Executive Order No. 9728 (11 F.R. 5593) I do hereby take possession of each and all of the coal mines of each of the companies named below including any real and personal property, franchises, rights, facilities, funds and other assets used in connection with the operation of such mines.

According Appendix A to Order No. 2200[1] is hereby amended by the addition of the following companies all of which are in District 9:

Jack Brown, Providence, Kentucky.
Williams Brothers, Earlington, Kentucky.
William Yarborough, Providence, Kentucky.
Crowell Bros., Providence, Kentucky.
Sunset Coal Company, Clay, Kentucky.

The name of the Galloway Coal Company, 306 Jefferson Avenue, Memphis, Tennessee, District 13, appearing in said Appendix A is hereby deleted and in its

[1] Filed with the Division of the Federal Register.

place the name of Galloway Coal Mining Company, Inc., Carbon Hill, Alabama, is inserted.

This amendment to Order No. 2200 is effective 12:01 a. m., May 27, 1946.

J. A. KRUG,
Secretary of the Interior.

MAY 25, 1946.

[F. R. Doc. 46-9237; Filed, May 31, 1946; 11:56 a. m.]

FEDERAL COMMUNICATIONS COMMISSION.

BROADCAST STATION WHBQ,[1] MEMPHIS, TENN.

PUBLIC NOTICE CONCERNING PROPOSED ASSIGNMENT OF LICENSE

The Commission hereby gives notice that on May 17, 1946, there was filed with it an application (B3-AL-534) for its consent under section 310 (b) of the Communications Act (47 U.S.C.A. 310) to the proposed assignment of license of standard broadcast station WHBQ, Memphis, Tennessee from WHBQ, Inc. to Harding College, Searcy, Arkansas. The proposal to assign said license is based upon an agreement between the stockholders of licensee and the proposed assignee dated April 20, 1946, pursuant to which the former would sell to the latter all of the 1,000 shares outstanding of the common capital stock of the licensee for $300 per share. Purchaser is to pay $25,000 in earnest and the remainder of the $300,000 purchase price is to be paid on a date to be fixed by mutual agreement between the parties not less than five days after notification that the matter has been approved by this Commission, when all the stock is to be transferred. The arrangements between the parties call for subsequent dissolution of the licensee and transfer of the station's assets and properties to Harding College. Further details as to the arrangements may be found with the application and associated papers which are on file with the Commission.

In the Commission's decision of September 6, 1945, granting the application for transfer of control of the Crosley Corporation (Docket No. 6767), it was announced that public hearings would be held to consider proposed new rules and regulations for the handling of assignment and transfer applications, including provision for public notice by the applicant and the Commission of the filing of such applications and pertinent details in cases where controlling interest is involved. Thereafter on October 3, 1945, the Commission also gave public notice (10 F.R. 12926) that pending the issuance of such proposed new rules, hearing thereon and final adoption, such applications would be deferred unless applicants desired to follow the procedure proposed in the Crosley decision and supplement their applications so as to come within the framework of the announced procedure including the provision for public notice. Pursuant thereto, the Commission was advised on May 17, 1946 that starting May 20, 1946 notice of the filing of the application would be published in the Memphis Commercial Appeal, a daily newspaper of general circulation in Memphis, Tennessee.

In accordance with the procedure proposed in the Crosley decision, and that announced in the Commission's release, no action will be had upon the WHBQ application for a period of 60 days from May 20, 1946, within which time other persons desiring to apply for the facilities involved may do so upon the same terms and conditions as set forth in the above-described contract.

(Sec. 310 (b), 48 Stat. 1086; 47 U.S.C.A. 310 (b))

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-9176; Filed, May 31, 1946; 10:23 a. m.]

[1] Section 1.364, Part I, Rules of Practice and Procedure.

FEDERAL POWER COMMISSION.

[Docket No. G-727]

WASHINGTON GAS LIGHT CO.

NOTICE OF APPLICATION

MAY 28, 1946.

Notice is hereby given that on May 20, 1946, an application was filed with the Federal Power Commission by Washington Gas Light Company ("Applicant"), a corporation organized under the laws of the United States of America, with its principal place of business in the District of Columbia, for a certificate of public convenience and necessity, pursuant to section 7 of the Natural Gas Act, as amended, to authorize the Applicant to construct and operate the facilities hereinafter described.

The application recites that Applicant is engaged in the manufacture, distribution, and sale of mixed gas (i) at retail for public consumption for domestic, commercial, and industrial uses by customers in the District of Columbia and (ii) at wholesale to subsidiaries, for resale for public consumption for similar uses by customers of such subsidiaries in areas adjoining the District of Columbia in Maryland and Virginia. Applicant and its subsidiaries thus furnish gas service to the entire metropolitan area of Washington. For the twelve months ended December 31, 1945, the total sales of gas by the Applicant and its subsidiaries to general consumers was 19,024,500 Mcf.

The Applicant submits that the project for which a certificate is sought will be located entirely within the District of Columbia and consists of a 16-inch pipeline, extending from Applicant's West Station gas manufacturing plant at 26th and G Streets, NW., to the point of connection with an existing 12-inch pipeline of the Company at the north end of Key Bridge, a distance of approximately 5,000 feet, together with regulating and accessory equipment. The 12-inch pipeline is one of the two 12-inch pipelines which extend across the Potomac on Key Bridge and which transport gas from the distribution system of the Applicant, in the District of Columbia, to the distribution system of Rosslyn Gas Company in Virginia.

The proposed construction will be used by Applicant to supply natural gas to Rosslyn Gas Company for resale in substitution of mixed gas heretofore supplied for such purposes. During the period in which the change from mixed gas to straight natural gas is to be made, which is scheduled to commence for Rosslyn Gas Company during the month of July, 1946, it will be necessary for the Applicant to supply Rosslyn Gas Company with both mixed and natural gas. One of the 12-inch pipelines on Key Bridge will be used for the transportation of mixed gas to Rosslyn Gas Company, and the 16-inch pipeline which is the subject of this application, together with the other 12-inch pipe line on Key Bridge, will be used for the transportation of natural gas to Rosslyn Gas Company.

The estimated over-all capital cost by Applicant with respect to the facilities which are the subject of its application is approximately $92,000.

Any interested State commission is requested to notify the Federal Power Commission whether the application should be considered under the cooperative provisions of Part 67 of the provisional rules of practice and regulations under the Natural Gas Act, and, if so, to advise the Federal Power Commission as to the nature of its interest in the matter and whether it desires a conference, the creation of a board, or a joint or concurrent hearing, together with the reasons for such request.

Any person desiring to be heard or to make any protest with reference to the application of Washington Gas Light Company should file with the Federal Power Commission, Washington 25, D. C., not later than fifteen days from the date of this publication, a petition or protest in accordance with the Commission's provisional rules of practice and regulations under the Natural Gas Act.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-9171; Filed, May 31, 1946; 10:04 a. m.]

[Docket No. G-729]

CITIES SERVICE GAS CO.

NOTICE OF APPLICATION

MAY 28, 1946.

1. Notice is hereby given that on May 10, 1946, an application was filed with the Federal Power Commission by Cities Service Gas Company (hereinafter referred to as "Applicant" or "Cities Service"), a Delaware corporation with its principal place of business at Oklahoma City, Oklahoma, for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, to authorize the construction and operation of certain natural gas transmission pipe line and compressor station facilities located in Texas, Kansas and Oklahoma.

2. Cities Service presently owns and operates (under certificates of public convenience and necessity heretofore issued by the Commission) an integrated natural gas pipe line system through which it transports natural gas in interstate commerce from points where Applicant produces natural gas in Texas, Oklahoma, and Kansas, and from points where Applicant purchases gas in Oklahoma, Kansas, and Missouri, for direct sale and for resale for ultimate public consumption for domestic, commercial, industrial, or other use in Texas, Oklahoma, Missouri, Kansas, and Nebraska.

3. The facilities for which Applicant seeks authorization to construct and operate are as follows:

(a) Approximately 405 miles of 26-inch gas pipe line extending from a proposed compressor station in the Kansas portion of the Hugoton gas field to a point near the city limits of Kansas City, Missouri.

(b) A compressor station of 12,000 horsepower and a dehydration plant to be located at the terminus of a field trunk pipe line system at the point indicated in paragraph (a) above.

(c) A telephone pole line from the compressor station above mentioned to Applicant's Straight Compressor Station located in the Hugoton gas field in Texas County, Oklahoma.

(d) Approximately 33.5 miles of 16-inch transmission pipe line loop from Applicant's Cotton Valley Measuring Station, Washington County, Oklahoma, to a point on Applicant's existing Quapaw 16-inch gas transmission pipe line, Craig County, Oklahoma.

(e) A 1,610 horsepower compressor station at Hund Junction, Leavenworth County, Kansas.

(f) An additional 230 horsepower compressor unit at Applicant's existing compressor station located in the Lyons gas field, Rice County, Kansas.

4. The estimated total construction cost of the proposed initial facilities, including the primary trunk field lines to be located in the Hugoton gas field, is $22,416,613. Applicant proposes to finance the cost of such facilities by the issuance and sale of First Mortgage Pipe Line Bonds under its existing indenture in the amount of sixty per cent of the total cost of such facilities and the balance to be financed by the issuance and sale of debentures. The application states, however, that the above financing plan is tentative only, and is not supported by firm commitment from any financial source. Applicant is said to be negotiating with certain financial institutions with reference to such financing. The estimated over-all capital cost of the initial facilities, including financing cost of $250,000 and working capital of $300,000, is $22,966,613.

5. The application states that the facilities hereinbefore described, upon completion, will be utilized to meet Applicant's rapidly increasing market demands throughout its system and particularly those markets on the "East Side" of the system, east of Ottawa, Kansas (primarily the Kansas City area). It is said that detailed market surveys for the next four years made by Cities Service and its affiliated distribution company customers indicate that the peak-day domestic demand upon the system during such period will be increased by 220,000,000 cubic feet, and the peak-day industrial demand will be increased by 76,000,000 cubic feet. The facilities described previously herein represent the initial phase of a four-year construction program intended by Applicant to meet these increased demands. Without the proposed facilities, Applicant states that it will be unable to meet the firm demands of connected distributing companies in periods of cold weather.

6. Applicant is now negotiating additional gas purchase contracts with various owners of gas acreage in the Hugoton field, which contracts have not been consummated. Applicant states that the recoverable gas reserves now available to its system exceed four trillion cubic feet.

7. Applicant proposes to commence construction of the facilities for which a certificate is now sought on or before April 1, 1947, and to complete the construction thereof on or about October 1, 1947.

8. Any interested State commission is requested to notify the Federal Power Commission whether the application should be considered under the cooperative provisions of Part 67 of the provisional rules of practice and regulations under the Natural Gas Act, and if so, to advise the Federal Power Commission as to the nature of its interest in the matter and whether it desires a conference, the creation of a board, or a joint or concurrent hearing, together with the reasons for such request.

9. Any person desiring to be heard or to make any protest with reference to the application of the Cities Service Gas Company should file with the Federal Power Commission, Washington 25, D. C., not later than fifteen days from the date of this publication, a petition or protest in accordance with the Commission's provisional rules of practice and regulations under the Natural Gas Act.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-9172; Filed, May 31, 1946; 10:04 a. m.]

INTERSTATE COMMERCE COMMISSION.

[S. O. 479 Cancellation of Gen. Permit 4]

ICING OF POTATOES

Pursuant to the authority vested in me by paragraph (d) of the first ordering paragraph of Service Order No. 479 (11 F.R. 3367):

General Permit No. 4 under Service Order No. 479 is hereby cancelled, effective 12:01 a. m. May 29, 1946.

A copy of this revocation has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this revocation shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 28th day of May 1946.

V. C. CLINGER,
Director, Bureau of Service.

[F. R. Doc. 46-9191; Filed, May 31, 1946; 11:17 a. m.]

[S. O. 479, Gen. Permit 5]

ICING OF POTATOES

Pursuant to the authority vested in me by paragraph (d) of the first ordering paragraph of Service Order No. 479 (11 F.R. 3367), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

On any refrigerator car loaded with white potatoes, originating at any point in the states of Georgia, Florida (except in counties of Escambia, Manatee, Hardee, Highlands, Okeechobee and Indian River) or South Carolina, to accord initial icing in transit only, with not to exceed five thousand (5,000) pounds of ice per car, at the first regular icing station enroute after the car is loaded and billed.

This general permit shall become effective at 12:01 a. m., May 29, 1946, and the icing authorized herein may be accorded on such refrigerator cars moving at that time. This general permit shall expire at 11:59 p. m., June 25, 1946.

The waybills shall show reference to this general permit.

A copy of this general permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 28th day of May 1946.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 46-9192; Filed, May 31, 1946; 11:17 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 6279]

ALMA BERGEMAN WOLFF

In re: estate of and the Trust under will of Alma Bergeman Wolff, a/k/a Amanda Wolff, deceased. File D-66-830; E. T. sec. 4671.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any

kind or character whatsoever of Otto Niedenfuehr and his issue, names unknown, Helene Niedenfuehr (wife of Otto Niedenfuehr), Alfred Niedenfuehr (son of Otto Niedenfuehr), Max Bergeman and his issue, names unknown, Martha Bergeman (wife of Max Bergeman), Martha Pluckbaum (daughter of Max Bergeman), Elsie Bergeman Haedicke (described in the Will as Haedirke), August Klein-Parey, Hermann Klein, Marie Klein Jordan, Auguste Klein Basekow, Louise Klein Kochan, Friedrich Jaenicke, August Wagner, Otto Klein, Martha Spieseke, Wilhelmine Bock, Lina Seidel Neugebauer, Emma Seidel Haube, Ernst Haube, Clara Seidel Goedtke, Auguste Ruhnke, Karl Wolff a/k/a Carl Wolff Schliefer, Berta Wolff, Clara Wolff, Otto Schulz, August Schulz, Albert Paape, Willi Paape, and Otto Paape, and each of them, in and to the estate and the trust created under the Will of Alma Bergeman Wolff, a/k/a Amanda Wolff, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Otto Niedenfuehr and his issue, names unknown, Germany.
Helene Niedenfuehr (wife of Otto Niedenfuehr), Germany.
Alfred Niedenfuehr (son of Otto Niedenfuehr), Germany.
Max Bergeman and his issue, names unknown, Germany.
Martha Bergeman (wife of Max Bergeman), Germany.
Martha Pluckbaum (daughter of Max Bergeman), Germany.
Else Bergeman Haedicke (described in the Will as Haedirke), Germany.
August Klein-Parey, Germany.
Hermann Klein, Germany.
Marie Klein Jordan, Germany.
Auguste Klein Basekow, Germany
Louise Klein Kochan, Germany.
Friedrich Jaenicke, Germany.
August Wagner, Germany.
Otto Klein, Germany.
Martha Spieseke, Germany.
Wilhelmine Bock, Germany.
Lina Seidel Neugebauer, Germany.
Emma Seidel Haube, Germany.
Ernst Haube, Germany.
Clara Seidel Goedtke, Germany.
Auguste Ruhnke, Germany.
Karl Wolff a/k/a Carl Wolff Schliefer, Germany.
Berta Wolff, Germany.
Clara Wolff, Germany.
Otto Schulz, Germany.
August Schulz, Germany.
Albert Paape, Germany.
Willi Paape, Germany.
Otto Paape, Germany.

That such property is in the process of administration by the Chase National Bank of the City of New York, as Executor of and Trustee of the Estate and Trust u/w of Alma Bergeman Wolff, a/k/a Amanda Wolff, deceased, acting under the judicial supervision of the Surrogate's Court, Kings County, New York;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 10, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-9035; Filed, May 29, 1946; 11:16 a. m.]

[Vesting Order 6300]

JOHANNA DOLLING

In re: Bank account owned by Johanna Dolling.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Johanna Dolling, whose last known address is Wahrnenstrasse 10, Ptr., Leipzig N 22, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Henry Emil Wildenhain, also known as H. Emil Wildenhain, by The Bowery Savings Bank, 110 East 42nd Street, New York, New York, arising out of a savings account, Account Number 242431, entitled Henry E. Wildenhain in Trust for Johanna Dolling, niece, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Johanna Dolling, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 15, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-9036; Filed, May 29, 1946; 11:16 a. m.]

[Vesting Order 6307]

SEITARO ARAI

In re: Bank account owned by Seitaro Arai.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Seitaro Arai, whose last known address is Post Office Box 7, Ionoecho, Yokohama, Japan, is a resident of Japan and a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Seitaro Arai, by The Canadian Bank of Commerce, Seattle 11, Washington, arising out of a checking account, entitled Seitaro Arai, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 21, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-9037; Filed, May 29, 1946; 11:16 a. m.]

[Vesting Order 6311]

FANNIE BORDEMAN

In re: Bank account owned by Fannie Bordeman.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Fannie Bordeman, whose last known address is Bredstedt, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Fannie Bordeman, by Almira State Bank, Almira, Washington, arising out of a Blocked Checking Account, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 21, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-9038; Filed, May 29, 1946; 11:16 a. m.]

[Vesting Order 6313]

ANNE CHRISTIANSEN

In re: Bank account owned by Anna Christiansen, also known as Anna M. Christiansen.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Anna Christiansen, also known as Anna M. Christiansen, whose last known address is Wilhelmstrasse #3, Hamburg-Rahlstedt, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Anna Christiansen, also known as Anna M. Christiansen, by The United States National Bank of Portland, Broadway and Sixth at Stark, Portland, Oregon, arising out of a Checking Account, entitled Anna Christiansen (National of Germany); maintained at the Peninsula Branch Office of the aforesaid bank located at Portland, Oregon, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges, or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein con-

tained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 21, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-9039; Filed, May 29, 1946; 11:16 a. m.]

[Vesting Order 6314]

ANTON MAX DECKOWITZ

In re: Bank account owned by Anton Max Deckowitz.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Anton Max Deckowitz, whose last known address is Bult 7–13, Münster, Westf., Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Anton Max Deckowitz, by The Lincoln Savings Bank of Brooklyn, 531 Broadway, Brooklyn, New York, arising out of a savings account, Account Number D–37446, entitled Anton Max Deckowitz, maintained at the branch office of the aforesaid bank located at 12 Graham Avenue, Brooklyn, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 21, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-9040; Filed, May 29, 1946; 11:17 a. m.]

[Vesting Order 6317]

LEO ENGEL

In re: Bank account owned by Leo Engel.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Leo Engel, whose last known address is Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Leo Engel, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of an inactive dollar checking account, entitled Leo Engel, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 21, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-9041; Filed, May 29, 1946; 11:17 a. m.]

[Vesting Order 6318]

CURT ESCHENBACH

In re: Bank account owned by Curt Eschenbach.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Curt Eschenbach, whose last known address is Weilheim, Oberbayern, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Curt Eschenbach, by The Lincoln Savings Bank of Brooklyn, 531 Broadway, Brooklyn, New York, arising out of a savings account, Account Number E–2270, entitled Curt Eschenbach, maintained at the aforesaid bank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 21, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-9042; Filed, May 29, 1946; 11:17 a. m.]

[Vesting Order 6319]

KARL FRENZEL

In re: Bank account owned by the personal representatives, heirs, next of kin, legatees and distributees, names unknown, of Karl Frenzel, deceased.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That the personal representatives, heirs, next of kin, legatees and distributees, names unknown, of Karl Frenzel, deceased, whose last known addresses are Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to the personal representatives, heirs, next of kin, legatees and distributees, names unknown, of Karl Frenzel, deceased, by Security-First National Bank of Los Angeles, Sixth and Spring Streets, Los Angeles, California, arising out of a commercial account, entitled Karl Frenzel, Dec'd, The Heirs, Executors or Assigns, maintained at the branch office of the aforesaid bank located at Fifth and Spring Streets, Los Angeles, California, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 21, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-9043; Filed, May 29, 1946; 11:17 a. m.]

[Vesting Order 6321]

T. A. GAUSEBECK

In re: Bank account owned by T. A. Gausebeck.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That T. A. Gausebeck, whose last known address is Germany is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to T. A. Gausebeck, by Bank of the Manhattan Company, 40 Wall Street, New York, New York, arising out of an account entitled T. A. Gausebeck, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1, a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 21, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-9044; Filed, May 29, 1946; 11:17 a. m.]

[Vesting Order 6323]

MARIA HANSEN

In re: Bank account owned by Maria Hansen.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Maria Hansen, whose last known address is Merl am Mosel, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Maria Hansen, by First Trust and Deposit Company, 201 South Warren Street, Syracuse, New York, arising out of a demand certificate of deposit, Number A348, entitled Maria Hansen, Germany, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 21, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-9045; Filed, May 29, 1946; 11:17 a. m.]

[Vesting Order 6324]

HANS HASS

In re: Bank account owned by Hans Hass, also known as Professor Hans Hass.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Hans Hass, also known as Professor Hans Hass, whose last known address is 28 Hohlerweg, Bergedorf, Germany, is a resident of Germany, and a national of a designated enemy country (Germany);

2. That the property described as follows:

a. That certain debt or other obligation owing to Hans Hass, also known as Professor Hans Hass, by The New York Trust Company, 100 Broadway, New York, New York, arising out of a Checking Account, entitled Professor Hans Hass, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 21, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-9046; Filed, May 29, 1946; 11:17 a. m.]

[Vesting Order 6325]

HUGO HERRMANN AND EMMA HERRMANN

In re: Bank account owned by Hugo Herrmann and Emma Herrmann.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Hugo Herrmann and Emma Herrmann, whose last known addresses are Wesermünde, Lehe, Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Hugo Herrmann and Emma Herrmann, by Central Savings Bank in the City of New York, Broadway at 73rd Street, New York, New York, arising out of a savings account, Account Number 1,122,928, entitled Hugo Herrmann and Emma Herrmann, or either, or survivor, maintained at the branch office of the aforesaid bank located at 14th Street and 4th Avenue, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 21, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-9047; Filed, May 29, 1946; 11:18 a. m.]

[Vesting Order 6370]

FEDERICO BAETZNER

In re: Warrants owned by the personal representatives, heirs, next of kin, legatees and distributees, names unknown, of Federico Baetzner, deceased.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That the personal representatives, heirs, next of kin, legatees and distributees, names unknown, of Federico Baetzner, deceased, whose last known addresses are Germany, are nationals of a designated enemy country (Germany);

2. That the property described as follows: Fifty-two Warrants (52) of the Beneficial Industrial Loan Corporation, 1300 Market Street, Wilmington, Delaware, a corporation organized under the laws of the State of Delaware, evidenced by Warrant Number 531, issued by Irving Trust Company, Warrant Agent, Corporate Trust Department, One Wall Street, New York, New York, dated May 17, 1946, to Federico Baetzner, and any and all rights thereunder and thereto,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 23, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-9048; Filed, May 29, 1946; 11:18 a. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File Nos. 54-54, 70-559, 59-50]

NORTHERN STATES POWER CO. (DEL.) ET AL.

ORDER POSTPONING HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 24th day of May 1946.

In the matter of Northern States Power Company (Delaware), File No. 54-54; Northern States Power Company (Minnesota), File No. 70-559; Northern States Power Company (Delaware) and each of its subsidiaries, File No. 59-50.

The Commission having on April 23, 1946, pursuant to section 11 (e) of the Public Utility Holding Company Act of 1935, ordered a hearing to be held on May 27, 1946, in the above-entitled matter for the purpose of considering suggested amendments to the present plan or alternative plans for the liquidation and dissolution of Northern States Power Company (Delaware); and

It appearing to the Commission, in view of the existing transportation emergencies, that persons having an interest in the aforesaid hearing may be unable to attend the hearing now scheduled for May 27, 1946, and that, accordingly, such hearing should be postponed as hereinafter ordered;

It is ordered, That the hearing in this matter previously scheduled for May 27, 1946, be and hereby is postponed to June 5, 1946, at 10 a. m., e. d. t., at the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. On such date the hearing room clerk in Room 318 will advise as to the room in which such hearing shall be held.

It is further ordered, That telegraphic notice of such postponement of the date for hearing shall be sent to all parties to these proceedings, to persons granted leave to be heard therein and to persons who have entered their appearances in the proceedings before the District Court of the United States for the District of Minnesota (Civil Action No. 1790) and that notice shall be given to all other persons by general release of this Commission which shall be distributed to the press and mailed to persons on the mailing list for releases under the act, and that further notice shall be given to all persons by publication of this order in the FEDERAL REGISTER.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-9130; Filed, May 29, 1946; 2:17 p. m.]

[File No. 70-1271]

COLUMBIA GAS & ELECTRIC CORP. AND DAYTON POWER AND LIGHT CO.

ORDER GRANTING AND PERMITTING APPLICATION AND DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 23d day of May 1946.

Columbia Gas & Electric Corporation (Columbia), a registered holding company and a subsidiary of The United Corporation (United), also a registered holding company, and Columbia's public utility subsidiary, The Dayton Power and Light Company (Dayton), have filed a joint application-declaration with amendments thereto pursuant to the provisions of the Public Utility Holding Company Act of 1935 regarding the following:

(1) The reclassification by Dayton of its common stock and in connection therewith the issuance by Dayton to Columbia of 1,530,000 shares of such reclassified common stock, $7 par value, in return for the surrender by Columbia for extinguishment of 360,000 shares of Dayton's presently outstanding common stock, without par value;

(2) The sale by Columbia of 1,530,000 shares of common stock, $7 par value, of Dayton at competitive bidding;

(3) The expenditure by Columbia of the proceeds realized from the sale of 1,530,000 shares of common stock, $7 par value, of Dayton for the redemption of Columbia's Debenture Bonds, 5% Series due 1961 and, to the extent such proceeds are available, to the prepayment of Columbia's Two Year 1½% Notes; and

(4) The amendment of Dayton's Articles of Incorporation to confer certain contingent voting rights on its preferred stock and to impose certain limitations upon payment of common stock dividends.

The issue and exchange of new common stock by Dayton has been approved by the Public Utilities Commission of Ohio.

The Commission having been requested to enter an order finding that the proposed transactions are necessary or appropriate to effectuate the provisions of section 11 (b) of the Public Utility Holding Company Act of 1935 and that such order conform to the formal requirements of sections 371, 373 and 1808 (f) of the Internal Revenue Code, as amended, and section 270–c (10) of the New York Transfer Tax Law; and

A public hearing having been held after appropriate notice and the Commission having considered the record and having filed its findings and opinion herein:

It is ordered, That said application-declaration, as amended, be, and the same hereby is, granted and permitted to become effective subject, however, to the conditions specified in Rules U-24 and U-50 and except as to the price to be paid Columbia for the Dayton common stock and the underwriters' spread and its allocation and all legal fees and other expenses to be paid in connection with the proposed transactions, as to which matters jurisdiction be, and the same hereby is, reserved.

It is further ordered, That the proposed transactions and particularly the reclassification, issuances, exchanges, transfers, sales, expenditures and investments hereinabove described in paragraphs 1 to 3, inclusive, as proposed by the application-declaration, as amended, are necessary or appropriate to the integration and simplification of the holding company system of which Dayton and Columbia are members and are necessary and appropriate to effectuate the provisions of subsection (b) of section 11 of the Public Utility Holding Company Act of 1935.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-9131; Filed, May 29, 1946; 2:18 p. m.]

[File No. 70-1216]

CITIES SERVICE POWER & LIGHT CO.

LEASING JURISDICTION, GRANTING APPLICATIONS AND PERMITTING DECLARATIONS TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 28th day of May A. D. 1946.

In the matter of Cities Service Power & Light Company, The Ohio Public Service Company, The Marion-Reserve Power Company, Ohio River Power, Inc., File No. 70-1216.

Cities Service Power & Light Company ("Power & Light"), a subsidiary of Cities Service Company, both registered holding companies, and its subsidiaries, The Ohio Public Service Company ("Public Service"), The Marion-Reserve Power Company ("Marion-Reserve"), and Ohio River Power, Inc. ("Power Company"), having filed applications and declarations and amendments thereto, pursuant to the Public Utility Holding Company Act of 1935, with respect to, among other things, the issue and sale by Public Service, pursuant to the competitive bidding provisions of Rule U-50, of $32,000,000 principal amount of First Mortgage Bonds, —% Series, due 1976, 156,300 shares of $100 par value —% Cumulative Preferred Stock, and $6,000,000 principal amount of Serial Notes due 1947 through 1956; and

The Commission having, by order dated May 14, 1946, granted the applications, as amended, and permitted the declarations, as amended, to become effective, subject to the conditions, among others, that the proposed issue and the sale of said securities shall not be consummated until the results of competitive bidding pursuant to Rule U-50 shall have been made a matter of record in these proceedings and a further order shall have been entered by the Commission in the light of the record so completed, which order may contain further terms and conditions as may then be deemed appropriate, and to the reservation of jurisdiction with respect to the payment of all fees and expenses of all counsel incurred or to be incurred in connection with the proposed transactions; and

Applicants-declarants having filed a further amendment herein stating that the First Mortgage Bonds, Cumulative Preferred Stock, and Serial Notes of Public Service have been offered for sale pursuant to the competitive bidding requirements of Rule U-50 and that the following bids have been received:

FIRST MORTGAGE BONDS

Bidding group headed by—	Interest rate	Price to company (percent of principal amount)[1]	Cost to company
	Percent		
Mellon Securities Corp.	2.75	$100.4069	$2.7299
Halsey, Stuart & Co., Inc.	2.75	100.319	2.73435
The First Boston Corp.	2.75	100.319	2.73435

[1] Plus accrued interest.

PREFERRED STOCK

Bidding group headed by—	Dividend rate	Price per share to company[1]	Cost to company
	Percent		
Mellon Securities Corp.	3.90	$100.139	$3.8945
The First Boston Corp.	4	100.679	3.9729

[1] Plus accrued dividends.

SERIAL NOTES

Bidding group headed by—	Average interest rate	Price to company (percent of principal amount)[1]
	Percent	
Halsey, Stuart & Co., Inc.	1.74	100
The First Boston Corp.	1.847	100
The National City Bank of Cleveland	1.849	100
Mellon Securities Corp.	2.018	100

[1] Plus accrued interest.

Said amendment having further stated that Public Service has accepted the bid of Mellon Securities Corporation for the First Mortgage Bonds as set out above, and that the said Bonds will be offered for sale to the public at a price of 101% of the principal amount thereof plus accrued interest, resulting in an underwriting spread equal to .5901% of the principal amount of the Bonds; that with respect to the Preferred Stock, Public Service has accepted the bid of Mellon Securities Corporation, as set out above, and that the said Preferred Stock will be offered for sale to the public at $102.625 per share plus accrued dividends, resulting an an underwriting spread of $2.486 per share; and that with respect to the Serial Notes, Public Service has accepted the bid of Halsey, Steuart & Co., Inc., as set out above, and that the said Serial Notes will be offered for sale to the public at an average of 100.3858% of the principal amount thereof plus accrued interest, resulting in an average underwriting spread equal to .3858% of the principal amount of the said Serial Notes; and

The Commission having examined said amendment and having considered the record herein and finding no basis for imposing terms and conditions with respect to the prices to be paid for said Bonds, Preferred Stock, and Serial Notes, or the respective underwriting spreads;

It is ordered, That the jurisdiction heretofore reserved with respect to the results of competitive bidding be, and the same hereby is, released and that said applications and declarations, as further amended, be, and the same hereby are, granted and permitted to become effective, subject, however, to the terms and conditions prescribed in Rule U-24.

It is further ordered, That the jurisdiction heretofore reserved herein with respect to the payment of all fees and expenses of all counsel incurred or to be incurred in connection with the proposed transactions, be, and the same hereby is, released, the record indicating that fees of counsel for applicants-declarants amount to $63,100 and fees of independent counsel for underwriters amount to $20,000.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-9166; Filed, May 31, 1946; 10:03 a. m.]

[File No. 812-374]

AMERICAN CITIES POWER AND LIGHT CORP.

NOTICE OF AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 29th day of May, A. D. 1946.

In the matter of Hugh B. Baker (American Cities Power and Light Corporation), File No. 812-374.

Hugh B. Baker having filed an application for an order either declaring that the Investment Act of 1940 is not applicable to, and the Commission has no jurisdiction over, the exercise of an option granted to him on April 2, 1940, by American Cities Power & Light Corporation, a registered investment company, to purchase 50,000 shares of the common stock of Blue Ridge Corporation, a registered investment company, held in its portfolio or exempting under the provisions of sections 6 (c) and 17 (b) of the act, the exercise of the option from the provisions of section 17 (a) (2) thereof;

Counsel for the Corporation Finance Division of the Commission having moved the Commission to dismiss said application upon the ground that the Commission lacks jurisdiction to consider the application because the option was exercised prior to the filing of said application in violation of section 17 (a) (2) of said act;

Counsel for Hugh B. Baker having by cross-motion moved the Commission to dismiss said application upon the ground that the Commission lacks jurisdiction to consider the application because the option was granted prior to the enactment of said Act and the provisions of section 17 (a) (2) thereof are therefore not applicable to the exercise of said option;

The Commission having by its opinion and order, dated May 24, 1946, dismissed said cross-motion of counsel for Hugh B. Baker and reserved decision on said motion of counsel for the Corporation Finance Division until after hearing on the merits of the application for exemption under sections 6 (c) and 17 (b) of said act.

It is ordered, Pursuant to section 40 (a) of said act, that a hearing on the merits of the application for exemption under sections 6 (c) and 17 (b) of said act be held on June 12, 1946, at 10:00 a. m., Eastern Daylight Saving Time, in Room 318 of the Securities and Exchange Commission Building, 18th and Locust Streets, Philadelphia, Pa.;

It is further ordered, That Richard Townsend or any officer or officers of the Commission designated by it for that purpose shall preside at such hearing on such application. The officer so designated to preside at any such hearing is hereby authorized to exercise all the powers granted to the Commission under sections 41 and 42 (b) of the Investment Company Act of 1940 and to trial examiners under the Commission's rules of practice.

Notice of such hearing is hereby given to the above named applicant and to any other person or persons whose participation in such proceedings may be in the public interest or for the protection of investors.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-9167; Filed, May 31, 1946; 10:03 a. m.]

[File Nos. 54-51, 59-12]

ELECTRIC BOND AND SHARE CO. ET AL.

ORDER APPROVING PLAN

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 27th day of May A. D. 1946.

In the matter of Electric Bond and Share Company, National Power & Light Company, File No. 54-51, Application 10, Part E; in the matter of Electric Bond and Share Company, National Power & Light Company, et al., File No. 59-12.

National Power & Light Company ("National"), a registered holding company subsidiary of Electric Bond and Share Company ("Bond and Share"), also a registered holding company, having filed Application 10 under a plan for compliance with section 11 (b) of the Public Utility Holding Company Act of 1935 proposing therein a program for its dissolution and the liquidation of its remaining assets in compliance with an order of this Commission dated August 23, 1941; and

National having proposed as Part E of Application 10 a plan, pursuant to section 11 (e) of the act, for the compromise, settlement, and discharge of various claims involving Bond and Share and its wholly-owned service company subsidiaries, Ebasco Services, Incorporated, and Phoenix Engineering Corporation on the one hand, and National, its subsidiaries, and certain of its former subsidiaries on the other hand, said plan having been joined in by Bond and Share and by the subsidiaries of National and certain of its former subsidiaries with respect to the taking of all action necessary on their part to carry out the transactions; and

National having requested the Commission, pursuant to section 11 (e) of the act, if it approves the plan, to apply to a court in accordance with the provisions of subsection (f) of section 18 of the act to enforce and carry out the terms and provisions of said plan; and

The Commission having issued its notice and order for hearing on said application and on said plan under section 11 (e) and having directed the consolidation of the proceedings thereon with proceedings directed to Bond and Share under section 11 (b) (2) of the act; and

Copies of said notice and order for hearing and copies of the plans having been mailed to all security holders of National, Bond and Share, and Lehigh Valley Transit Company (insofar as the identity of such security holders was known or available), notices having been duly given to all interested persons, a public hearing having been held at which hearing security holders of National, Bond and Share, and Lehigh Valley Transit Company and other interested persons were afforded an opportunity to be heard; and

The Commission having considered the record and having made and entered its findings and opinion herein:

It is ordered, That, pursuant to the applicable provisions of the act and the rules and regulations thereunder, said plan be, and the same hereby is, approved, subject to a reservation of jurisdiction with respect to all legal fees and expenses to be paid in connection with the plan, except fees to be paid in connection with the actions brought by stockholders of National, which fees are described in the plan and subject to a condition that National and Bond and Share will undertake to pay such fees and to reimburse such expenses incurred or to be incurred in connection with the plan and its consummation as are approved, allocated, or awarded by this Commission.

It is further ordered, That counsel for the Commission be, and they hereby are, authorized and directed to make application forthwith on behalf of the Commission to an appropriate United States District Court pursuant to the provisions of section 11 (e) and in accordance with subsection (f) of section 18 of the act to enforce and carry out the terms and provisions of the said plan.

It is further ordered, That this order shall not be operative to authorize the consummation of any transactions proposed in the plan until an appropriate United States District Court shall, upon application of the Commission, enter an order enforcing said plan.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-9168; Filed, May 31, 1946; 10:03 a. m.]

[File Nos. 70-1284, 70-1287]

MISSOURI POWER & LIGHT CO. AND NORTH AMERICAN LIGHT & POWER CO.

ORDER GRANTING APPLICATION AND PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 28th day of May 1946.

In the Matter of Missouri & Light Company, File No. 70-1284; North American Light & Power Company, File No. 70-1287.

Missouri Power & Light Company, a subsidiary of North American Light & Power Company, a registered holding company, has filed an application and a declaration (File No. 70-1284) and amendments thereto, pursuant to the applicable provisions of the Public Utility Holding Company Act of 1935 and rules and regulations promulgated thereunder regarding the following transactions:

Missouri Power & Light Company proposes:

(a) To redeem and retire all of its outstanding 50,000 shares of $6 Preferred Stock, stated value $100 per share, by the redemption of 46,702 publicly held shares at their redemption price of $105 per share, plus accrued dividends, and the acquisition and cancellation of the remaining 3,298 shares of said preferred stock from its parent as a capital contribution. In order to provide itself with funds for the redemption of its Preferred Stock, Missouri Power & Light Company will make an interim bank loan and for such purpose will issue and sell to a commercial bank and not for resale to the public its promissory note in the principal amount of $4,000,000 dated June 1,

1946, maturing December 1, 1946, subject to prepayment, without penalty or premium, and bearing interest at the rate of 1½% per annum;

(b) To redeem all of its presently outstanding First Mortgage Bonds, 3¾% Series, due 1966, in the aggregate principal amount of $3,000,000. For this purpose Missouri Power & Light Company proposes to issue and sell, pursuant to Rule U-50, new First Mortgage Bonds, ----% Series, due 1976, in the aggregate principal amount of $7,500,000 and to apply the proceeds from the issue and sale of such bonds, together with other treasury funds, to the redemption of its presently outstanding bonds. The new First Mortgage Bonds, ----% Series, due 1976, are to be issued and sold under the terms and conditions of a new Mortgage and Deed of Trust and Supplemental Indenture both to be dated July 1, 1946, between Missouri Power & Light Company and Harris Trust and Savings Bank of Chicago, Illinois and Clark Cox of St. Louis, Missouri, Trustees.

Upon the redemption and retirement of its presently outstanding $6 Preferred Stock, Missouri Power & Light Company proposes by appropriate amendment to its charter to increase its authorized preferred stock from 50,000 shares, stated value $100 per share, to 75,000 shares of the par value of $100 per share and to increase its authorized common stock from 75,000 shares, without par value, stated value $3,300,000, to 250,000 shares of common stock of the par value of $20 per share. The Company also proposes:

(a) To issue and sell, pursuant to Rule U-50, 40,000 shares of its new authorized Preferred Stock to be designated "----%, Cumulative Preferred Stock," par value $100, and to apply the proceeds thereof to repayment of the above-described bank loan; and

(b) To reclassify and convert its presently outstanding 75,000 shares of common stock, stated value $3,300,000, into 165,000 shares of its new common stock, par value $20 per share, and to issue the 165,000 shares of new common stock to its parent in exchange for its presently outstanding 75,000 shares of common stock.

Missouri Power & Light Company states that the issuance and sale of the proposed new preferred stock and new bonds are solely for the purpose of financing the business of the Company and have been authorized by the Missouri Public Service Commission of the State of Missouri in which State the Company is organized and doing business.

The legal fees and expenses, exclusive of fees and expenses of independent counsel for the underwriters, are estimated by Missouri Power & Light Company in the amount of $104,500.00 in connection with the proposed transactions.

North American Light & Power Company, a registered holding company, has filed an application and a declaration (File No. 70-1287) pursuant to the applicable provisions of the Public Utility Holding Company Act of 1935 and Rules and Regulations promulgated thereunder regarding the following transactions:

North American Light & Power Company proposes:

(1) To surrender, as a capital contribution, to its subsidiary, Missouri Power & Light Company, the aforesaid 3,298 shares of the latter Company's $6 Preferred Stock for retirement and cancellation, and (2) to acquire through conversion the aforesaid 165,000 shares of the proposed new Common Stock of Missouri Power & Light Company, par value $20 per share, in exchange for the 75,000 shares of that Company's presently outstanding common stock.

The applicants-declarants have designated sections 6, 7, 9 (a), 10, 12 (c) and 12 (d) of the Public Utility Holding Company Act of 1935 and Rules U-23 and U-50 as applicable to the proposed transactions.

Said applications-declarations (File No. 70-1284) and (File No. 70-1287) having been filed May 2, 1946 and May 6, 1946, respectively, and notice of filing and order consolidating the proceedings herein having been duly given in the form and manner prescribed by Rule U-23, promulgated pursuant to the act, and the Commission not having received a request for hearing with respect to said applications-declarations within the period specified in said notice, or otherwise, and not having ordered a hearing thereon; and

It appearing to the Commission that the proposed issue and sale of the new Preferred Stock and the new Bonds are solely for the purpose of financing the business of Missouri Power & Light Company; that the issuance and sale of such stock and bonds have been authorized by the Missouri Public Service Commission in which State the Company is organized and doing business; that the charter amendments providing for the authorization of the new Preferred Stock contain appropriate provisions concerning the respective rights of the holders of the various classes of stock which would be outstanding upon consummation of the proposed transactions; and that the new Mortgage and Deed of Trust and Supplemental Indenture to be dated July 1, 1946, and securing the new Bonds will contain appropriate provisions with respect to an Annual Maintenance and Depreciation Fund, Sinking Fund, Restrictions upon the payment of Common Stock Dividends; and for the Issuance of Additional Bonds; and

The Commission finding that the proposed transactions are not in contravention of the act and any rules and regulations promulgated thereunder and that the proposed transactions satisfy the applicable requirements of the act and the rules thereunder and that it is appropriate in the public interest and in the interests of investors and consumers that said applications and declarations be granted and permitted to become effective;

It is hereby ordered, That the applications and declarations, as amended, be and the same are, respectively, hereby granted and permitted to become effective subject to the terms and conditions of Rule U-24 and to the following terms and conditions:

(a) That the issue and sale of the bonds and preferred stock shall not be consummated until the results of competitive bidding, pursuant to Rule U-50, have been supplied by amendment and a further order shall have been entered which order may contain such further terms and conditions as may then be deemed appropriate; and

(b) That jurisdiction be and the same is hereby reserved with respect to all legal fees and expenses in connection with the proposed transactions, and that such legal fees and expenses shall not be paid pending further order of the Commission.

It is further ordered, That nothing herein contained shall be construed as restricting or in any manner affecting the jurisdiction of the Federal Power Commission or other regulatory agencies which may have occasion to pass upon the accounts of this Company.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-9169; Filed, May 31, 1946; 10:03 a. m.]

[File No. 70-1295]

KEWANEE PUBLIC SERVICE CO. AND NORTH AMERICAN LIGHT & POWER CO.

ORDER GRANTING APPLICATION AND PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 29th day of May 1946.

Kewanee Public Service Company ("Kewanee") and its parent, North American Light & Power Company ("Light & Power"), a registered holding company, having jointly filed an application-declaration pursuant to the applicable provisions of the Public Utility Holding Company Act of 1935 ("the act") and the General Rules and Regulations promulgated thereunder, regarding the following:

Kewanee proposes to issue and sell $600,000 principal amount of First Mortgage Bonds, 3¼%, Series A, dated May 1, 1946, to mature May 1, 1976, at 100% of face amount plus accrued interest, to The Equitable Life Assurance Society of the United States. The proceeds of such issuance and sale together with available cash to the extent necessary would be used for the redemption and retirement of Kewanee's outstanding $716,100 principal amount of First Mortgage Bonds, 6% Series Due July 1, 1949, which will be called on July 1, 1946. If necessary, Kewanee anticipates making bank or other loans to cover the redemption during the period between actual redemption of its outstanding bonds and issue of its new bonds.

Light & Power and Kewanee propose to enter into an agreement whereby the $210,000 of notes of Kewanee held by Light & Power together with accrued interest thereon shall be subordinated to the lien of the trust indenture securing the new bonds. It is represented in substance that as part of the proposed transactions, dividends or other distributions other than solely in stock of Kewanee) to stockholders of Kewanee will be restricted, so long as any of such bonds are outstanding, to net income (as defined in the indenture) earned after December 31, 1945, and that for purposes of this provision any payments (in cash or securities other than stock of Kewanee), on account of interest or principal on the said $210,000 of notes of Kewanee held by Light & Power, will be treated as payments of dividends.

Expenses to be incurred in connection with the proposed transactions are estimated to aggregate $11,910.

It having been represented that the proposed transactions will not be consummated until after having been approved by the Illinois Commerce Commission; and

Said application-declaration having been filed on May 15, 1946, and notice of filing having been duly given in the manner and form prescribed by Rule U-23 under said act and the Commission not having received a request for hearing with respect to said application-declaration within the period specified in said notice, or otherwise, and not having ordered a hearing thereon; and

Kewanee and Light & Power having requested that the Commission issue its order at the earliest possible date; and

The Commission finding that the proposed transactions are not in contravention of the act or any rules or regulations thereunder and that the proposed transactions satisfy the applicable requirements of the act and the rules thereunder, and that action upon said application-declaration should be accelerated, and the Commission deeming it appropriate in the public interest and in the interests of investors and consumers that said application be granted and said declaration be permitted to become effective;

It is hereby ordered, Pursuant to Rule U-23 and the applicable provisions of the act and subject to the terms and conditions prescribed in Rule U-24 that said application-declaration be, and the same hereby is, granted and permitted to become effective forthwith.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-9170; Filed, May 31, 1946; 10:03 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[2d Rev. MPR 195, Amdt. 2 to Order 8]

INDUSTRIAL WOODEN BOXES

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 7 (a) of 2d Revised Maximum Price Regulation 195, *It is ordered:*

Order 8 under 2nd RMPR 195 is amended in the following respects:

1. Section (b) is amended to read as follows:

(b) *Definition of "West coast shook".* For the purpose of this Order "West coast shook" means shook produced in the States of California, Oregon, Washington, Idaho, Montana, Wyoming, Utah, Nevada, Arizona, New Mexico, and the County of Montezuma in Colorado for boxes containing at least one and one-half board feet for powder, TNT, old style M-1917 30/50 calibre small arms ammunition, other small arms ammunition, bombs, shells, rockets (up to 60" in length), casket (outer burial), lard, cheese, butter, eggs, ration, meat, milk and cannery and other than fruits and vegetables.

2. In section (c) (2) item (13) in the table of additions is amended to read as follows:

13. For longer lengths. The length addition may be taken on meat, bomb, shell, fuze and rocket shook, and is further limited to shook produced according to Government Specifications 100-14A and subject to Government inspection. The length addition may also be taken on casket shook that meets the requirements of Government Specifications 100-14A, but is not necessarily subject to Government inspection.

(a) Over 30" through 36" inclusive—Add $2.00 per M' on footage involved.

(b) Over 36" through 48" inclusive—Add $5.00 per M' on footage involved.

(c) Over 48"—Add $10.00 per M' on footage involved.

3. Section (c) (3) is amended to read as follows:

(3) Manufacturers located within the city limits of the following cities may make the following additions Per M' BM:

	Lumber-buying manufacturers	Other manufacturers
Spokane	$6.00	$4.00
Seattle, Tacoma, Portland, Salem	8.00	6.00
Oakland, San Francisco, Los Angeles	10.00	8.00

A lumber buying manufacturer is one who, in 1944, purchased at least 50 percent of his lumber from mills with which he has no common ownership or control.

The Regional Administrator of the Office of Price Administration, San Francisco, California, may, by order, extend the right to make additions to manufacturers located in sections contiguous to the city limits of the above cities, if he finds such manufacturers subject to similar cost conditions as exist within the city limits. The principal cost elements to be considered are labor costs and incoming freight.

This amendment shall become effective May 31, 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER, *Administrator.*

[F. R. Doc. 46-9233; Filed, May 31, 1946; 11:57 a. m.]

[MPR 188, Amdt. 39 to Order A-2]

NARROW-MOUTH GLASS CONTAINERS

ADJUSTMENT OF MAXIMUM PRICES

An opinion accompanying this Amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Paragraph (a) (12) is amended to read as follows:

(12) *Narrow-mouth glass containers.* Any manufacturer of narrow-mouth glass containers may file an application for adjustment in his maximum prices for this commodity in accordance with the provisions of Section 16 of Maximum Price Regulation No. 592.

This Amendment No. 39 shall become effective June 5, 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER, *Administrator.*

[F. R. Doc. 46-9232; Filed, May 31, 1946; 11:54 a. m.]

[MPR 458, Revocation of Order 3]

OAK, PECAN AND MISCELLANEOUS HARDWOOD FLOORING

WITHDRAWAL OF AUTHORIZATION FOR ADJUSTABLE PRICING

For the reasons set forth in an opinion issued simultaneously herewith, and in accordance with section 6 of Maximum Price Regulation 458 and with the provisions of Order 3 issued thereunder, *It is ordered*,

Order 3, of MPR 458, permitting sellers to adjust prices upward in accordance with action taken by the Office of Price Administration after delivery, is hereby revoked.

This revocation becomes effective June 5, 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER, *Administrator.*

[F. R. Doc. 46-9234; Filed, May 31, 1946; 11:53 a. m.]

[MPR 592, Amdt. 41 to Order 1]

ELECTRICAL CLAY CONDUIT

ADJUSTMENT OF MAXIMUM PRICES

An opinion accompanying this Amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

A new section 2.6 (d) is added to read as follows:

(d) Any reseller purchasing electrical clay conduit for resale from any manufacturer who has modified his maximum prices in accordance with paragraph (a) above, may increase his maximum price as established under the General Maximum Price Regulation by an amount not in excess of his actual dollars-and-cents increase in cost resulting from the increase permitted the manufacturer in paragraph (a) above.

This amendment shall become effective June 5, 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER, *Administrator.*

[F. R. Doc. 46-9235; Filed, May 31, 1946; 11:58 a. m.]

[MPR 64, Order 300]

PORTLAND STOVE FOUNDRY CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 11 of Maximum Price Regulation No. 64; *It is ordered:*

(a) This order establishes maximum prices for sales at retail of the two models of gas ranges listed below manufactured by the Portland Stove Foundry Company, Portland, Maine. For sales in each zone by retail dealers to ultimate consumers, the maximum prices, including the Federal excise tax, but not including any state or local taxes imposed at the point of sale are those set forth below:

Model	Maximum prices for sales to ultimate consumers			
	Zone 1	Zone 2	Zone 3	Zone 4
234 oil-gas combination with canopy shelf or buffet assembly	$247.75	$254.50	$262.75	$270.50
835 oil-gas combination with canopy shelf or buffet assembly	263.95	271.50	280.95	289.95

These prices include delivery and installation. If the retailer dealer does not provide installation, he shall compute his maximum price by deducting $9.00 from the maximum price shown above for his sales on an installed basis. If the retailer sells a stove equipped with any of the items listed below, he may add to the applicable maximum price for the stove shown above an amount no greater than that set forth below opposite that item of equipment:

Additional equipment:	*Amount which may be added*
Cast iron waterfront	$9.25
Full brass coil	13.50

In all other respects these prices are subject to each seller's customary terms, discounts, allowances (other than trade-in allowances) and other price differentials in effect on sales of similar articles.

(b) The manufacturer shall, before delivering any range covered by this order, after the effective date thereof, attach securely to the inside oven door panel a label which plainly states the OPA retail maximum prices established by this order for sales of the range to ultimate consumers in each zone together with a list of the states included in each zone. The label shall also state that the retail prices shown thereon include the Federal excise tax, delivery and installation, and that if the seller does not provide installation, the maximum price is $9.00 less than the price shown on the label.

(c) For purposes of this order, Zones 1, 2, 3, and 4 comprise the following States:

Zone 1: Maine.

Zone 2: New Hampshire, Vermont, Massachusetts, Connecticut, Rhode Island, New York, New Jersey, Pennsylvania, Delaware, Maryland, Virginia, West Virginia, Kentucky, Tennessee, North Carolina, South Carolina, Georgia, Alabama, Mississippi, Ohio, Indiana, Illinois, Michigan, and the District of Columbia.

Zone 3: Florida, Wisconsin, Minnesota, Iowa, Missouri, Arkansas, Louisiana, North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, Texas, and New Mexico.

Zone 4: Montana, Wyoming, Colorado, Idaho, Utah, Arizona, Nevada, Washington, Oregon, and California.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 12th day of June 1946.

Issued this 29th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9058; Filed, May 29, 1946; 11:31 a. m.]

[RMPR 86, Corr. to Rev. Order 47]

G. M. GIBSON CO

APPROVAL OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 9 and 14 of Revised Maximun. Price Regulation No. 86, *It is ordered:*

(a) That Revised Order No. 47 under Revised Maximum Price Regulation No. 86 is corrected in the following respects:

1. Paragraph (a) is corrected to read as follows:

(a) This order establishes ceiling prices for sales of the model A "Aerator" washing machine manufactured by the G. M. Gibson Company of Bellevue, Iowa. The ceiling prices established include the "additional OPA industry adjustment" and are not, therefore, subject to any further increase under Revised Maximum Price Regulation No. 86.

2. The listing of states in Zone 1 as contained in paragraph (b) is corrected by adding thereto the state of Colorado.

This correction shall become effective immediately.

Issued this 29th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9060; Filed, May 29, 1946; 11:31 a. m.]

[RMPR 86, Order 62]

HORTON MFG. CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 9 and 14 of Revised Maximum Price Regulation No. 86, *It is ordered:*

(a) This order establishes ceiling prices for sales of the Model No. 546 Ironing Machine manufactured by the Horton Manufacturing Company of Fort Wayne, Indiana. The ceiling prices established include the "additional OPA Industry Adjustment" and are not, therefore, subject to any further increase under Revised Maximum Price Regulation No. 86.

(1) For sales by the manufacturer to distributors, of the Model No. 546 Ironer, the ceiling price shall be as follows:

Article and ceiling price to distributors

Model No. 546 Ironer: $27.30 each.
This price is f. o. b. factory.

(2) For all sales by distributors to dealers of the Model No. 546 Ironer manufactured by the Horton Manufacturing Company, the ceiling price shall be as follows:

Article and ceiling price for sales by distributors to dealers

Model No. 546 Ironer: $32.47 each.

(3) For all sales by dealers to ultimate consumers of the Model No. 546 Ironer manufactured by the Horton Manufacturing Company, the ceiling price shall be as follows:

Article and ceiling price for sales by dealers to consumers

Model No. 546 Ironer: $49.95 each.

(b) At the time of, or prior to the first invoice to each distributor, the manufacturer shall notify him of the ceiling prices established by this order for resales by the distributor. This notice may be given in any convenient form.

(c) All the provisions of Revised Maximum Price Regulation No. 86 continue to apply to all sales and deliveries of machines covered by this order, except to the extent that those provisions are modified by this order.

(d) Unless the context requires otherwise, the definitions set forth in the various sections of Revised Maximum Price Regulation No. 86 shall apply to the terms used herein.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 29th day of May 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9059; Filed, May 29, 1946; 11:31 a. m.]

[MPR 188, Order 23, Under Order 4418]

BILTMORE MFG. CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register and pursuant to Order No. 4418 under § 1499.159b of Maximum Price Regulation No. 188, it is ordered:

(a) *Manufacturer's maximum prices.* The Biltmore Manufacturing Company, of Cincinnati, Ohio, may sell and deliver to jobbers and retailers the automobile seat covers listed below, which it manufactures, at prices no higher than its maximum price for such sales in effect immediately prior to the issuance of this order, increased by the appropriate one of the following adjustment charges.

Article	Adjustment charges to—	
	Jobbers	Retailers
Rockwood universal seat cover:		
#1 Coupe, BB—solid cushion and back	$0.26	$0.26
#1 Coupe, II—divided back and solid cushion		.40
A Coach II—2-door divided back and solid cushion	.94	1.05
Sedan, II—4-door divided back and solid cushion	.66	.66
#2 Rockwood special—tailored:		
Coupe—divided back solid cushion	.76	.76
B-Coach—2-door divided back solid cushion	1.09	1.09
Sedan—4-door regular	.71	.71
#3 specials—tailored:		
P. T. B.—Sedan 4-door with kicker	.99	.99
C-J Sedan—4-door with center arm rest	1.12	1.12
S-sedan—4-door with center arm rest and kicker	1.51	1.51
#4 Rockwood—custom tailored—All fiber or all S.C.		
Coupe, divided back, solid cushion		.10
D-Coach—2-door divided back, solid cushion	1.38	1.80
Sedan—4-door regular	1.36	1.36
Sedan—4-door with rear center arm rest		1.60
#5 Deluxe custom tailored:		
Coupe—divided back, solid cushion		
Coach—2 door divided back, solid cushion		1.40
E-sedan—4-door regular		1.40
Sedan—4-door, with rear arm rest		.20
#6 Western's Hollywood (Special) (Universal):		
F B-Coupe—solid back		.42
H-Coupe—divided back, solid cushion		.76
H-Coach—2-door, divided back, solid cushion		1.07
H-sedan—4-door, regular		.68

(b) *Reseller's maximum prices.* (1) Each reseller shall calculate his maximum resale prices for articles covered by this order by adding to his invoice cost, the same percentage markup which he has on the "most comparable article" for which he has a properly established maximum price. For the purposes of this order, the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a maximum price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called by OPA Form 620-759 with regard to how he determined his maximum price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a maximum price under § 1499.9 (c) of the General Maximum Price Regulation. Maximum prices established under that section will reflect the suppliers prices as adjusted in accordance with this order.

(2) The provisions of Supplementary Order No. 153 shall not apply to sales of articles covered by this order.

(c) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's terms, discounts, allowances, and other price differentials, in effect during March 1942, or which have been properly established under the applicable OPA regulation.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale, showing a price adjusted in accordance with the terms of this order, the seller shall notify the purchaser in writing of the methods established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles covered by this order. This notice may be given in any convenient form.

(e) *Revocation of amendment.* This order may be revoked or amended by the Price Administrator at any time.

(f) *Effective date.* This order shall become effective on the 31st day of May 1946.

Issued this 29th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9063; Filed, May 29, 1946; 11:32 a. m.]

[MPR 188, Order 5016]

CONTACTS "UNLIMITED"

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Contacts "Unlimited", 35 North Raymond Avenue, Pasadena 1, California.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Articles	Model No.	For sales by the manufacturers to—		For sales by any person to consumers
		Jobbers	Retailers	
18" polished ceramic and brass table lamp	L-10	*Each* $7.86	*Each* $9.25	*Each* $16.65
20" polished ceramic and brass table lamp	L-3	7.68	9.03	16.25
26" polished ceramic and brass table lamp	L-2	7.68	9.03	16.25
28" polished ceramic and brass table lamp	L-1	7.86	9.25	16.65
17" hand rubbed wood and ceramic table lamp	L-8	5.10	6.00	10.80
17" hand rubbed wood and ceramic table lamp	L-16	5.10	6.00	10.80
28" polished ceramic and brass table lamp	L-5	7.86	9.25	16.65

These maximum prices are for the articles described in the manufacturer's application dated February 5, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 31st day of May 1946.

Issued this 29th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9061; Filed, May 29, 1946; 11:32 a. m.]

[MPR 188, Order 5017]

COMPO CORP.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Compo Corporation, 2251 W. St. Paul Avenue, Chicago 47, Ill.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Articles	Model No.	For sales by the manufacturers to—		For sales by any person to consumers
		Jobbers	Retailers	
10" Hammerlaid enamel finish metal incandescent bed lamp with white enamel inside finish	4-C-110	*Each* $1.33	*Each* $1.56	*Each* $2.80

These maximum prices are for the articles described in the manufacturer's application dated May 14, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 31st day of May 1946.

Issued this 29th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9062; Filed, May 29, 1946; 11:32 a. m.]

[MPR 591, Corr. to Rev. Order 21]

CHRYSLER CORP.

AUTHORIZATION OF MAXIMUM PRICES

The heading in Revised Order No. 21 under section 9 of Maximum Price Regulation No. 591 is corrected to read as follows: "Authorization of Maximum Prices for Sales of Refrigeration and Summer and Winter Air Conditioning Equipment Manufactured and/or Distributed by Chrysler Corporation, Airtemp Division, Dayton, Ohio".

This correction shall become effective immediately.

Issued this 29th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9068; Filed, May 29, 1946; 11:33 a. m.]

[MPR 591, Order 549]

CINCINNATI BUILDERS SUPPLY CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices for sales by any person to consumers of the following linoleum Sink Tops manufactured by The Cincinnati Builders Supply Co., of Cincinnati, Ohio, and as described in its application dated March 1, 1946, shall be:

Linoleum sink tops on ¾" plywood, stainless steel trim, 4" back splash, 18 x 20 vitreous china sink bowl.

42" x 25" sink right or left	$47.06
54" x 25" sink in center	49.97
60" x 25" sink in center	53.63
72" x 25" sink in center	57.84
84" x 25" sink in center	65.16
96" x 25" sink in center	74.54

(b) On sales to dealers by any person, the maximum net prices, f. o. b. point of shipment, shall be the net prices specified in (a) above less 33⅓ percent.

(c) On sales to jobbers by any person, the maximum net prices, f. o. b. point of shipment, shall be the net prices specified in (a) above less successive discounts of 33⅓ and 20 percent.

(d) In addition to the discounts provided for in (b) and (c) above, the maximum net prices established by this order shall be subject to discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities within the same general category during March 1942.

(e) The maximum prices on an installed basis of the commodity covered in this order shall be determined in accordance with Revised Maximum Price Regulation No. 251, as amended.

(f) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers, except dealers, upon resale.

(g) The Cincinnati Builders Supply Co., Cincinnati, Ohio, shall stencil on each item covered by this order, substantially the following:

OPA Maximum Retail Price Uninstalled $------

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 31, 1946.

Issued this 29th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9069; Filed, May 29, 1946; 11:33 a. m.]

[MPR 591, Order 551]

CHRYSLER CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by the Chrysler Corporation, Airtemp Division of the following Oil Fired Steel Boilers manufactured by it and as described in the application dated April 2, 1946 which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Model	On sales to Viking Mfg. Corp.	On [illegible] Chrysler [illegible] star[illegible]
[illegible] H[illegible] 110	$225.00	[illegible]
[illegible] H[illegible] 165	238.00	[illegible]
[illegible] H[illegible] 220	251.00	[illegible]

(b) The maximum net prices for sales by Chrysler Corporation and 4 Star Dealers to any other class of purchaser of the commodities for which maximum prices are set forth in (a) above shall be determined in accordance with subparagraph (b) of Revised Order No. 21 under Maximum Price Regulation No. 591 issued by the Office of Price Administration.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities within the same general category during March 1942.

(d) Each seller covered by this order, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices stated in dollars-and-cents established by this order for each such seller as well as the maximum prices stated in dollars-and-cents established for purchasers upon resale.

(e) Resellers for whom maximum prices are not established under any of the preceding paragraphs of this order shall determine their maximum prices under the applicable section of the General Maximum Price Regulation.

(f) Maximum prices for any commodity covered by this order when sold on an installed basis shall be determined under Revised Maximum Price Regulation No. 251.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 31, 1946.

Issued this 29th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9071; Filed, May 29, 1946; 11:33 a. m.]

[MPR 591, Order 552]

EDWARD BERNDT

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, except on sales to consumers, for sales by any person of the following condensation drain manufactured by Edward Berndt, 2519 Archer Avenue, Chicago, Illinois, and described in its application dated February 28, 1946, shall be:

	On sales to—		
	Distributors	Dealers	Consumers
Condensation drain: 5" x 6" x 8" aluminum cast, unfinished	$11.75	$13.57	*$17.75

(b) The maximum net prices established by this order shall be subject to discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(c) The maximum prices on an installed basis of the commodity covered in this order shall be determined in accordance with Revised Maximum Price Regulation No. 251, as amended.

(d) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers, except dealers, upon resale.

(e) The Edward Berndt Company shall stencil in a conspicuous place on each condensation drain covered by this order, substantially the following.

OPA Maximum Retail Price—$17.76

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 31, 1946.

Issued this 29th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9072; Filed, May 29, 1946; 11:34 a. m.]

[MPR 591, Order 553]

J. C. McCLURE CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices for sales by any person to consumers of the following sprinkler parts manufactured by J. C. McClure Company, Solona Beach, Calif., and as described in its application dated April 11, 1946 shall be:

HEADS, STANDS AND PARTS

Model C, J. C. sprinkler head, 11" spread ½" P. T	$1.75
Model D, J. C. sprinkler head, 15" spread ½" P. T	2.25
Model E, J. C. sprinkler head, 11" spread ½" P. T	2.05
Model F, J. C. sprinkler head, 25" spread ¾" P. T	3.00
Model G, J. C. sprinkler head, 33" spread ¾" P. T	3.50
Model A—stand only—½" M. P. T. lead in pipe	2.44
Model 7-A—stand only—¾" M. P. T. lead in pipe	3.00
Model B—stand only—½" M. P. T. lead in pipe	3.00
Model B-5—stand only—¾" M. P. T. lead in pipe	3.50
½" x 24" galv. riser pipe	.67
½" x 36" galv. riser pipe	.77
¾" x 24" galv. riser pipe	.75
¾" x 36" galv. riser pipe	.85
½" galv. pipe coupling	.16
¾" galv. pipe coupling	.22
Model A—nozzle—5 g. p. m. for F & G models (2) (set)	.75
Model B—nozzle—7.5 g. p. m. for F & G models (2) (set)	.75
Model C—nozzle—9 g. p. m. for F & G models (2) (set)	.75
⅜" brass indirect nozzle (2) for model E head only (set)	.50
½" hex. brass female hose swivel connector	.40
¾" hex. brass female hose swivel connector	.57
½" hex. brass male hose to pipe connector	.45
¾" hex. brass male hose to pipe connector	.50
½" galv. pipe plug	.10
¾" galv. pipe plug	.11
5/16" brass adjustable screw valve	.20
⅜" thrust washers	.05
9/16" thrust washers	.08

(b) On sales to dealers by any person the maximum net prices f. o. b. point of shipment shall be the net prices specified in (a) above less a discount of 33⅓ percent.

(c) On sales to jobbers by any person the maximum net prices f. o. b. point of shipment shall be the net prices specified in (a) above less a discount of 50 percent.

(d) In addition to the discounts provided for in (b) and (c) above, the maximum net prices established by this order shall be subject to discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities within the same general category during March 1942.

(e) The maximum prices on an installed basis of the commodities covered in this order shall be determined in accordance with Revised Maximum Price Regulation No. 251 as amended.

(f) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 31, 1946.

Issued this 29th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9073; Filed, May 29, 1946; 11:34 a. m.]

[MPR 591, Order 550]

FEDERAL BUILDING PRODUCTS CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered.*

(a) (1) The maximum net prices for sales by any person to consumers of the following sizes of extruded aluminum single channel combination screen and storm windows, manufactured by Federal Building Products Company of Milwaukee, Wisconsin and as described in the application dated May 4, 1946 which is on file with the Prefabrication and Mechanical Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be: the list price per window opening set forth in (d).

(2) The maximum price on an installed basis on sales to consumers shall be the list prices set forth in (d) below plus the actual cost of installation in no event to exceed $2.00 per window opening or the charge established in the appropriate area order, whichever is lower.

(b) The maximum net delivered prices on sales to dealers by any person shall be the list prices set forth in (d) below reduced by 33⅓ per cent.

(c) The maximum net prices f. o. b. point of shipment on sales to distributors by any person shall be the list prices set forth in (d) below reduced by successive discounts of 40 per cent and 10 per cent.

(d) *Price schedule:*

TWO-LIGHT ALUMINUM COMBINATION STORM SASH AND SCREEN

Window glass size	Unit price	Additional screen insert	Extra glass insert
14 x 15	$16.15	$2.46	$3.04
16	16.41	2.50	3.12
18	16.89	2.61	3.26
20	17.39	2.70	3.41
21	17.63	2.76	3.48
22	17.87	2.81	3.55
24	18.37	2.90	3.70
26	18.89	3.00	3.84
28	19.37	3.11	3.99
30	19.87	3.20	4.14
32	20.37	3.29	4.28
34	20.87	3.38	4.42
36	21.37	3.47	4.56
38	29.16	4.74	6.27
40	29.83	4.87	6.46
42	30.49	4.99	6.64
16 x 15	16.54	2.55	3.20
16	16.80	2.61	3.27
18	17.33	2.70	3.43
20	17.85	2.81	3.59
21	18.11	2.87	3.67
22	18.35	2.90	3.75
24	18.89	3.02	3.91
26	19.41	3.13	4.06
28	19.92	3.22	4.22
30	20.44	3.33	4.38
32	20.96	3.44	4.54
34	21.48	3.55	4.70
36	22.00	3.66	4.86
38	30.03	5.03	6.69
40	30.72	5.17	6.91
42	31.41	5.32	7.12
18 x 15	16.95	2.65	3.35
16	17.22	2.70	3.43
18	17.76	2.79	3.60
20	18.30	2.90	3.77
21	18.56	2.96	3.86
22	18.85	3.02	3.94
24	19.39	3.13	4.11
26	19.92	3.24	4.28
28	20.48	3.35	4.45
30	21.02	3.44	4.62
32	21.57	3.57	4.79
34	22.12	3.69	4.96
36	22.67	3.81	5.13
38	30.96	5.23	7.07
40	31.69	5.37	7.29
42	32.43	5.52	7.52
20 x 15	17.33	2.74	3.70
16	17.63	2.79	3.59
18	18.20	2.90	3.77
20	18.76	3.02	3.96
21	19.04	3.07	4.05
22	19.33	3.13	4.14
24	19.91	3.24	4.32
26	20.46	3.35	4.50
28	21.03	3.46	4.68
30	21.61	3.57	4.87
32	22.16	3.68	5.05
34	22.71	3.79	5.23
36	23.26	3.90	5.41
38	31.75	5.35	7.45
40	32.48	5.49	7.69
42	33.21	5.64	7.93
22 x 15	17.74	2.84	3.65
16	18.02	2.89	3.75
18	18.65	3.00	3.95
20	19.22	3.11	4.14
21	19.52	3.16	4.24
22	19.81	3.24	4.33
24	20.41	3.35	4.53
26	20.98	3.46	4.72
28	21.57	3.57	4.91
30	22.18	3.70	5.11
32	22.77	3.81	5.30
34	23.36	3.93	5.49
36	23.95	4.05	5.68
38	32.72	5.56	7.83
40	33.51	5.72	8.08
42	34.29	5.88	8.33
24 x 15	18.13	2.90	3.81
16	18.44	2.98	3.91
18	19.06	3.09	4.11
20	19.67	3.22	4.32
21	19.98	3.27	4.42
22	20.28	3.33	4.53
24	20.91	3.46	4.73
26	21.51	3.57	4.94
28	22.13	3.70	5.14
30	22.74	3.84	5.35
32	23.37	3.94	5.56
34	24.00	4.05	5.76
36	24.63	4.17	5.96
38	33.68	5.72	8.21
40	34.52	5.88	8.48
42	35.35	6.04	8.75
26 x 15	18.54	3.00	3.96
16	18.85	3.07	4.06
18	19.48	3.18	4.28
20	20.15	3.31	4.50
21	20.44	3.39	4.61
22	20.78	3.44	4.72
24	21.40	3.57	4.94
26	22.05	3.70	5.16
28	22.63	3.83	5.38

TWO-LIGHT ALUMINUM COMBINATION STORM SASH AND SCREEN—Continued

Window glass size	Unit price	Additional screen insert	Extra glass insert
26 x 30	$23.33	$3.94	$5.59
32	23.98	4.07	5.81
34	24.63	4.20	6.02
36	25.28	4.33	6.23
38	34.57	5.95	8.59
40	35.44	6.12	8.67
42	36.31	6.29	9.15
27 x 15	18.72	3.05	4.03
16	19.06	3.11	4.15
18	19.70	3.24	4.37
20	20.35	3.37	4.59
21	20.68	3.44	4.71
22	21.02	3.50	4.82
24	21.66	3.64	5.04
26	22.34	3.76	5.27
28	22.96	3.89	5.49
30	23.62	4.01	5.71
32	24.27	4.14	5.94
34	24.92	4.27	6.16
36	25.57	4.40	6.38
38	34.96	6.04	8.80
40	35.83	6.21	9.09
42	36.69	6.39	9.39
28 x 15	18.93	3.09	4.11
16	19.28	3.16	4.22
18	19.92	3.29	4.45
20	20.59	3.42	4.68
21	20.92	3.48	4.80
22	21.26	3.55	4.91
24	21.90	3.68	5.14
26	22.57	3.81	5.38
28	23.24	3.94	5.61
30	23.92	4.07	5.84
32	24.57	4.20	6.07
34	25.22	4.33	6.30
36	25.87	4.46	6.53
38	35.36	6.12	9.01
40	36.23	6.29	9.32
42	37.09	6.47	9.63
30 x 15	19.33	3.18	4.26
16	19.67	3.26	4.38
18	20.35	3.39	4.63
20	21.03	3.52	4.87
21	21.39	3.59	4.99
22	21.74	3.64	5.11
24	22.42	3.79	5.35
26	23.11	3.92	5.59
28	23.79	4.05	5.83
30	24.49	4.20	6.08
32	25.18	4.33	6.32
34	25.87	4.46	6.56
36	26.56	4.59	6.80
38	36.36	6.59	9.39
40	37.28	6.47	9.71
42	38.20	6.64	10.03
32 x 15	19.72	3.22	4.41
16	20.07	3.35	4.54
18	20.79	3.48	4.80
20	21.50	3.63	5.05
21	21.85	3.68	5.18
22	22.20	3.76	5.30
24	22.92	3.90	5.56
26	23.64	4.03	5.81
28	24.35	4.18	6.07
30	25.05	4.32	6.32
32	25.77	4.46	6.58
34	26.49	4.60	6.84
36	27.21	4.74	7.10
38	37.24	6.51	9.81
40	38.20	6.69	10.16
42	39.16	6.88	10.51
31 x 15	20.11	3.37	4.57
16	20.50	3.44	4.70
18	21.22	3.57	4.97
20	21.96	3.72	5.23
21	22.33	3.79	5.37
22	22.68	3.87	5.50
24	23.44	4.01	5.76
26	24.16	4.14	6.03
28	24.90	4.29	6.30
30	25.62	4.44	6.56
32	26.38	4.59	6.83
34	27.14	4.74	7.10
36	27.90	4.89	7.37
38	38.21	6.72	10.19
40	39.23	6.92	10.56
42	40.24	7.12	10.91
36 x 15	20.52	3.46	4.72
16	20.89	3.53	4.86
18	21.66	3.68	5.14
20	22.42	3.83	5.41
21	22.79	3.90	5.55
22	23.16	3.98	5.69
24	23.94	4.13	5.97
26	24.70	4.27	6.25
28	25.46	4.42	6.53
30	26.21	4.57	6.81
32	26.97	4.72	7.09
34	27.73	4.87	7.37
36	28.49	5.02	7.65
38	39.00	6.89	10.57
40	40.01	7.09	10.95
42	41.03	7.29	11.32
38 x 15	21.71	4.35	4.87
16	22.09	4.43	5.02
18	22.89	4.57	5.31

TWO-LIGHT ALUMINUM COMBINATION STORM SASH AND SCREEN—Continued

Window glass size	Unit price	Additional screen insert	Extra glass insert
38 x 20	$23.67	$4.72	$5.60
21	24.05	4.80	5.74
22	24.44	4.87	5.89
24	27.22	5.04	6.18
26	26.63	5.14	6.47
28	26.81	5.33	6.76
30	27.59	5.48	7.05
32	28.38	5.63	7.34
34	29.17	5.78	7.63
36	29.97	5.94	7.92
38	41.01	8.11	10.95
40	42.02	8.31	11.23
42	43.03	8.51	11.53
40 x 15	23.15	4.43	6.06
16	23.61	4.52	6.25
18	24.53	4.67	6.50
20	25.50	4.83	6.74
21	25.94	4.91	6.85
22	26.42	4.98	6.96
24	27.35	5.15	7.20
26	28.27	5.30	7.42
28	29.22	5.46	7.65
30	30.16	5.61	7.87
32	31.10	5.78	8.11
34	32.04	5.93	8.33
36	32.98	6.08	8.55
38	45.23	8.31	11.67
40	46.48	8.71	12.24
42	47.73	8.94	12.56
42 x 15	23.55	4.52	6.29
16	24.03	4.60	6.42
18	25.00	4.76	6.67
20	25.97	4.95	6.92
21	26.45	5.01	7.04
22	26.93	5.09	7.17
24	27.90	5.25	7.42
26	28.86	5.41	7.66
28	29.83	5.57	7.91
30	30.80	5.73	8.16
32	31.76	5.89	8.40
34	32.73	6.05	8.64
36	33.70	6.22	8.89
38	46.21	8.51	12.04
44 x 15	23.94	4.61	6.41
16	24.42	4.70	6.54
18	25.42	4.87	6.81
20	26.42	5.04	7.08
21	26.92	5.11	7.22
22	27.42	5.20	7.35
24	28.42	5.36	7.62
26	29.42	5.54	7.89
28	30.42	5.70	8.16
30	31.42	5.87	8.43
32	32.42	6.03	8.70
34	33.42	6.20	8.97
36	34.42	6.36	9.24
38	47.23	8.69	12.47
46 x 15	24.34	4.70	6.77
16	24.84	4.79	6.90
18	25.87	4.96	7.15
20	26.90	5.15	7.41
21	27.42	5.24	7.54
22	27.93	5.33	7.68
24	28.96	5.49	7.94
26	29.99	5.67	8.20
28	31.02	5.83	8.46
30	32.05	6.00	8.73
32	33.08	6.16	8.99
34	34.11	6.33	9.25
36	35.14	6.50	9.52

ONE-LIGHT ALUMINUM COMBINATION STORM SASH AND SCREEN

14 x 12	$14.31	$2.[illegible]	[illegible]
14	14.59	[illegible]	[illegible]
16	14.87	[illegible]	[illegible]
18	15.15	[illegible]	[illegible]
20	15.42	[illegible]	[illegible]
22	15.70	[illegible]	[illegible]
24	15.98	[illegible]	[illegible]
26	16.26	[illegible]	[illegible]
28	16.53	[illegible]	[illegible]
30	16.81	[illegible]	[illegible]
32	17.09	[illegible]	[illegible]
34	17.37	[illegible]	[illegible]
36	17.65	[illegible]	[illegible]
38	21.48	[illegible]	[illegible]
40	21.76	[illegible]	[illegible]
42	22.04	[illegible]	[illegible]
44	22.31	[illegible]	[illegible]
46	22.59	[illegible]	[illegible]
48	22.87	[illegible]	[illegible]
16 x 12	14.55	[illegible]	[illegible]
14	14.84	[illegible]	[illegible]
16	15.13	[illegible]	[illegible]
18	15.42	[illegible]	[illegible]
20	15.70	[illegible]	[illegible]
22	15.99	[illegible]	[illegible]
24	16.28	[illegible]	[illegible]
26	16.57	[illegible]	[illegible]
28	16.86	[illegible]	[illegible]
30	17.14	[illegible]	[illegible]
32	17.43	[illegible]	[illegible]
34	17.72	[illegible]	[illegible]
36	18.01	[illegible]	[illegible]

ONE-LIGHT ALUMINUM COMBINATION STORM SASH AND SCREEN—Continued

Window glass size	Unit price	Additional screen insert	Extra glass insert
18 x 38	$21.85	$5.69	$8.44
40	22.14	5.78	8.54
42	22.43	5.87	8.64
44	22.72	5.97	8.74
46	23.00	6.06	8.83
48	23.29	6.15	8.93
18 x 12	14.79	3.07	5.20
14	15.09	3.17	5.30
16	15.39	3.27	5.40
18	15.69	3.36	5.50
20	15.98	3.46	5.60
22	16.28	3.56	5.70
24	16.58	3.66	5.80
26	16.88	3.75	5.90
28	17.18	3.85	6.00
30	17.48	3.95	6.11
32	17.78	4.05	6.21
34	18.07	4.14	6.31
36	18.37	4.24	6.41
38	29.23	5.82	8.59
40	29.83	5.91	8.69
42	29.82	6.01	8.79
44	29.42	6.11	8.89
46	29.42	6.21	9.00
48	29.72	6.30	9.10
20 x 12	15.03	3.15	5.28
14	15.34	3.25	5.39
16	15.65	3.35	5.49
18	15.96	3.45	5.60
20	16.27	3.55	5.71
22	16.57	3.66	5.81
24	16.88	3.76	5.92
26	17.19	3.86	6.02
28	17.50	3.96	6.13
30	17.81	4.06	6.24
32	18.12	4.16	6.34
34	18.43	4.27	6.45
36	18.73	4.37	6.55
38	22.60	5.05	8.74
40	23.01	6.05	8.84
42	24.22	6.15	8.95
44	23.53	6.25	9.05
46	23.83	6.35	9.16
48	24.14	6.45	9.27
22 x 12	15.27	3.22	5.37
14	15.59	3.33	5.46
16	15.91	3.43	5.59
18	16.23	3.54	5.70
20	16.55	3.65	5.81
22	16.87	3.75	5.92
24	17.18	3.86	6.03
26	17.50	3.96	6.14
28	17.82	4.07	6.25
30	18.14	4.18	6.36
32	18.46	4.28	6.47
34	18.78	4.39	6.56
36	19.10	4.49	6.69
38	22.97	6.08	8.88
40	23.29	6.18	8.99
42	23.61	6.29	9.10
44	23.93	6.40	9.21
46	24.25	6.50	9.32
48	24.56	6.61	9.43
24 x 12	15.51	3.30	5.46
14	15.84	3.41	5.57
16	16.17	3.52	5.69
18	16.50	3.63	5.80
20	16.83	3.74	5.92
22	17.16	3.85	6.03
24	17.49	3.96	6.15
26	17.81	4.07	6.26
28	18.14	4.18	6.38
30	18.47	4.29	6.49
32	18.80	4.40	6.61
34	19.13	4.51	6.72
36	19.46	4.62	6.83
38	23.35	6.21	9.03
40	23.68	6.32	9.14
42	24.00	6.43	9.26
44	24.33	6.54	9.37
46	24.66	6.65	9.49
48	25.00	6.76	9.60
25 x 12	15.75	3.37	5.54
14	16.09	3.49	5.66
16	16.43	3.60	5.78
18	16.77	3.72	5.90
20	17.11	3.83	6.02
22	17.45	3.94	6.14
24	17.79	4.06	6.26
26	18.13	4.17	6.38
28	18.47	4.29	6.50
30	18.80	4.40	6.62
32	19.14	4.52	6.72
34	19.48	4.63	6.86
36	19.82	4.75	6.98
38	23.72	6.34	9.18
40	24.06	6.46	9.29
42	24.40	6.57	9.41
44	24.74	6.68	9.53
46	25.08	6.80	9.65
48	25.42	6.91	9.77
28 x 12	16.00	3.45	5.63
14	16.34	3.57	5.75
16	16.69	3.68	5.88
18	17.04	3.80	6.00

ONE-LIGHT ALUMINUM COMBINATION STORM SASH AND SCREEN—Continued

Window glass size	Unit price	Additional screen insert	Extra glass insert
28 x 20	$17.39	$3.92	$6.13
22	17.74	4.04	6.25
24	18.09	4.16	6.37
26	18.44	4.28	6.50
28	18.79	4.40	6.62
30	19.14	4.52	6.75
32	19.49	4.64	6.87
34	19.84	4.76	6.99
36	20.19	4.88	7.12
38	24.09	6.47	9.32
40	24.44	6.59	9.44
42	24.79	6.71	9.57
44	25.14	6.83	9.69
46	25.49	6.95	9.82
48	25.84	7.07	9.94
30 x 12	16.23	3.52	5.72
14	16.59	3.64	5.84
16	16.95	3.77	5.97
18	17.31	3.89	6.10
20	17.67	4.01	6.23
22	18.03	4.14	6.36
24	18.39	4.26	6.49
26	18.75	4.38	6.62
28	19.11	4.51	6.74
30	19.47	4.63	6.87
32	19.83	4.75	7.00
34	20.19	4.88	7.13
36	20.55	5.00	7.26
38	24.47	6.60	9.47
40	24.93	6.73	9.59
42	25.18	6.85	9.72
44	25.54	6.97	9.85
46	25.90	7.10	9.98
48	26.26	7.22	10.11
32 x 12	16.47	3.60	5.80
14	16.84	3.74	5.94
16	17.21	3.85	6.07
18	17.58	3.98	6.20
20	17.95	4.11	6.34
22	18.32	4.23	6.47
24	18.69	4.36	6.60
26	19.06	4.49	6.73
28	19.43	4.62	6.87
30	19.80	4.75	7.00
32	20.17	4.87	7.13
34	20.54	5.00	7.27
36	20.91	5.13	7.40
38	24.84	6.73	9.61
40	25.21	6.86	9.74
42	25.58	6.99	9.88
44	25.95	7.12	10.10
46	26.32	7.25	10.14
48	26.69	7.37	10.28
34 x 12	16.71	3.47	5.89
14	17.09	3.80	6.03
16	17.47	3.93	6.17
18	17.85	4.07	6.30
20	18.23	4.20	6.44
22	18.61	4.33	6.58
24	18.99	4.46	6.72
26	19.37	4.59	6.85
28	19.75	4.73	6.99
30	20.13	4.86	7.13
32	20.51	4.99	7.27
34	20.89	5.12	7.40
36	21.27	5.25	7.54
38	25.21	6.86	9.76
40	25.59	7.00	9.90
42	25.97	7.13	10.03
44	26.35	7.26	10.17
46	26.73	7.39	10.31
48	27.11	7.52	10.45
36 x 12	16.95	3.75	5.98
14	17.34	3.88	6.12
16	17.73	4.02	6.26
18	18.12	4.15	6.40
20	18.51	4.29	6.55
22	18.90	4.43	6.69
24	19.29	4.56	6.83
26	19.68	4.70	6.97
28	20.07	4.84	7.11
30	20.47	4.97	7.26
32	20.86	5.11	7.40
34	21.25	5.25	7.54
36	21.64	5.38	7.68
38	25.58	7.00	9.90
40	25.98	7.13	10.05
42	26.37	7.27	10.19
44	26.76	7.41	10.33
46	27.15	7.54	10.47
48	27.54	7.68	10.62

ALUMINUM COMBINATION STORM WINDOW

1. Two light design for standard double hung windows (see table).
   A. Two removable glass panels.
   B. One removable screen panel.
2. One light design for in-opening casements and fixed windows (see table).
   A. One removable glass panel.
   B. One removable screen panel.

NOTE: One light windows will only be furnished up to the maximum sizes listed. For larger size windows, two light combination windows can be furnished.

3. Extras:

Oriel windows..... List plus 33⅓ %.
Intermediate sizes..... List plus 33⅓ %.
Reversed windows..... No extra charge.

If reversed all-weather windows are required for stationary windows, so state on order.

4. On 83", 87", and 91" heights, do not add 33⅓ % as this has been done on basic price.

5. NOTES: The screen insert prices are to be used when extra screen panels are required. (Specify on order whether upper or lower panels are required.) The same prices also apply to deductions when screen panels are to be omitted.

Glass inserts are to be used when spare glass panels are required.

(e) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(f) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers except dealers upon resale, including allowable transportation and crating charges.

(g) The Federal Building Products Company, 1115 South 41st Street, Milwaukee, Wisconsin shall attach a tag to each item covered by this Order containing substantially the following:

OPA Maximum Retail Price—$_____

Plus actual installation charges not exceeding $2.00 per window opening or the charge established in the appropriate area order, whichever is lower.

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 31, 1946.

Issued this 29th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9070; Filed, May 29, 1946; 11:33 a. m.]

[MPR 591, Order 554]

UNIVERSAL EQUIPMENT CO.

AUTHORIZATION OF MAXIMUM PRICES

Authorization of maximum prices for sales of lawn sprinkler control valves manufactured by Universal Equipment Company, 10762 Clarkson Road, Los Angeles, Calif.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices for sales by any person to consumers of the fol-

lowing Lawn Sprinkler Control Valve manufactured by Universal Equipment Company, Los Angeles, California, and as described in the application dated March 18, 1946, shall be:

Automatic lawn sprinkler control valve 11" x 5¾" x 17½ brass------ $95.00

(b) On sales to dealers by any person, the maximum net price, f. o. b. point of shipment, shall be the net price specified in (a) above less a discount of 33⅓ percent.

(c) On sales to jobbers by any person, the maximum net prices, f. o. b. point of shipment, shall be the net price specified in (a) above less a discount of 50 percent.

(d) In addition to the discounts provided for in (b) and (c) above, the maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(e) The maximum price on an installed basis of the commodity covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251, as amended.

(f) Each seller covered by this order, except on sales to a consumer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers, except dealers, upon resale.

(g) The Universal Equipment Company shall stencil in a conspicuous place on each valve covered by this order, substantially the following:

OPA Maximum Retail Price Uninstalled $95.00

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 31, 1946.

Issued this 29th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9074; Filed, May 29, 1946; 11:34 a. m.]

[Rev. SO 119, Order 234]

BENTSON MFG. CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* The Bentson Manufacturing Company, 636–652 North Highland Avenue, Aurora, Illinois, may compute its adjusted ceiling prices for the steel filing cabinets which it manufactures as follows:

(1) For an article in its line during October 1941, the adjusted ceiling price is the highest price charged during that month to each class of purchaser increased by 12.8 percent.

(2) For an article not in its line during October 1941, but which has a properly established ceiling price, in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by the percentage determined in accordance with "Note 3" in section 8 of Revised Supplementary Order No. 119.

(3) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188; and prices so fixed may not be increased under this order.

(4) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) In all other respects, the provisions of Order No. 11 under § 1499.159e of Maximum Price Regulation No. 188 shall apply to all sales and deliveries of metal office furniture manufactured by The Bentson Manufacturing Company.

(c) The provisions of Supplementary Order No. 153 shall not apply to sales of articles covered by this order.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 31st day of May 1946.

Issued this 29th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9075; Filed, May 29, 1946; 11:35 a. m.]

[Rev. SO 119, Order 235]

R. PRESCOTT AND SON, INC.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* R. Prescott and Son, Inc., Keeseville, New York, may compute its adjusted ceiling prices for radio cabinets of its manufacture by increasing by 8.34 percent the ceiling prices to each class of purchaser as established by Order No. 2 under § 1499.159e of Maximum Price Regulation No. 188.

(b) *Ceiling prices of purchasers for resale.* (1) A purchaser for resale, who had an established ceiling price prior to the effective date of this order for any article, whose manufacturer's ceiling price was adjusted in accordance with the provisions of this order, may increase that established ceiling price by 8.34 percent.

(2) A purchaser for resale who had no established ceiling price prior to the effective date of this order for any article whose ceiling price is subject to this order, shall determine his ceiling price by adding to his invoice cost the same percentage markup which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is one which meets all the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determinations of a ceiling price in this way need not be reported to the Office of Price Administration, however, each seller must keep complete records showing all the information called for by OPA Form 620–759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the resale ceiling price cannot be determined under the above method, the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts and allowances on sales to each class of purchaser in effect during March 1942, or thereafter, properly established under OPA regulations.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted ceiling prices for resales of the articles. This notice may be given in any convenient form.

(e) All requests contained in the application for price adjustment filed by R. Prescott & Son, Inc., on January 14, 1946, and all amendments and additions thereto, not specifically granted by this order are hereby denied.

(f) The provisions of Supplementary Order No. 153 shall have no application to any sales of any articles subject to this order.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 31st day of May 1946.

Issued this 29th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9076; Filed, May 29 1946; 11:35 a. m.]

[Rev. SO 119, Order 236]

CRAWFORD MFG. CO., INC.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's maximum prices.* Crawford Manufacturing Co., Inc., of Richmond, Virginia, may compute its adjusted maximum prices for all articles of automobile seat covers which it manufactures, as follows:

(1) For an article in its line during October 1941, the adjusted maximum price is the highest price charged during that month to each class of purchaser increased by 29.3 percent.

(2) For an article not in its line during October 1941, but which has a properly established maximum price, in effect before the effective date of this order, the adjusted maximum price is the article's properly established maximum price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by the percentage determined in accordance with "note 3" in section 8 of Revised Supplementary Order No. 119.

(3) For an article which is first offered for sale after the effective date of this order, the adjusted maximum price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188; and prices so fixed may not be increased under this order.

(4) The manufacturer's adjusted maximum price fixed in accordance with this order is its new maximum price if it is higher than its previously established maximum price including all increases and adjustments otherwise authorized for him individually, or for his industry.

(b) *Maximum prices of purchasers for resale.* (1) A reseller who determines his maximum resale price under the General Maximum Price Regulation shall calculate his maximum price by adding to his invoice cost the same percentage markup which he has on the "most comparable article" for which he has properly established maximum price. For this purpose the "most comparable article" is the one which meets all the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a maximum price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called by OPA Form 620–759 with regard to how he determined his maximum price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a maximum price under § 1499.3 (c) of the General Maximum Price Regulation. Maximum prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(2) Resellers whose maximum prices are specifically established under Supplementary Regulation No. 14J shall continue to sell at prices no higher than the maximum prices specified in that regulation.

(3) The provisions of Supplementary Order No. 153 shall not apply to sales of articles covered by this order.

(c) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's terms, discounts, allowances, and other price differentials, in effect during March 1942, or which have been properly established under the applicable OPA regulation.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale, showing a price adjusted in accordance with the terms of this order, the seller shall notify the purchaser in writing of the methods established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles covered by this order. This notice may be given in any convenient form.

(e) *Relation of this order to Order No. 4418.* The manufacturer may sell at maximum prices adjusted under Order No. 4418 under Maximum Price Regulation No. 188 in lieu of taking the adjustment permitted in (a).

(f) *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

(g) *Effective date.* This order shall become effective on May 31, 1946.

Issued this 29th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9077; Filed, May 29, 1946; 11:35 a. m.]

[Rev. SO 119, Order 237]

POCAHONTAS FUEL CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 237 under Revised Supplementary Order 119. Docket No. 6123–SO 119–109. Adjustment of maximum prices for bituminous coal stokers and stoker parts manufactured by the Pocahontas Fuel Company of Cleveland, Ohio.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 13 of Revised Supplementary Order No. 119, it is ordered:

(a) *Maximum Prices for The Pocahontas Fuel Company, Incorporated, Cleveland, Ohio.* (1) The above manufacturer may determine his maximum prices for his line of bituminous coal stokers and stoker parts by increasing by 23.4 percent his prices on these items in effect on October 1, 1941 to each class of purchaser.

(2) Since the provisions of this order are not intended to reduce properly established maximum prices, the manufacturer may continue to use as his maximum prices to each class of purchaser his properly established prices in effect under Maximum Price Regulation No. 591 in the event that such prices exceed the prices in effect to each class of purchaser on October 1, 1941 plus the increase provided for in (1) above.

(3) The maximum prices set forth above shall be subject to discounts and allowances including transportation allowances and price differentials which are at least as favorable as those the manufacturer extended or rendered or would have extended or rendered to each class of purchaser on commodities in the same general category during March, 1942.

(b) *Resellers' maximum prices.* All resellers of the commodities covered by this order (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their presently established maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted the manufacturer by this order.

(c) *Notification to all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment granted by this order is put into effect:

Order No. 237 under Revised Supplementary Order No. 119 authorizes a 23.4 percent increase in October 1, 1941, net prices for sales of bituminous coal stokers and stoker parts manufactured by this company.

Resellers (but not manufacturers who purchase such items for use in the manufacture of other products) may add to the existing maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted by Order No. 237.

(d) All prayers for relief not granted herein are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective May 31, 1946.

Issued this 29th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9078; Filed, May 29, 1946; 11:35 a. m.]

[SO 142, Order 119]

PACIFIC CAR AND FOUNDRY CO.

ADJUSTMENT PROVISIONS FOR SALES

Order No. 119 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. Pacific Car and Foundry Company; Docket No. 6083 SO 142–136–583.

For the reasons set forth in an opinion, issued simultaneously herewith and filed

with the Division of the Federal Register, and pursuant to Supplementary Order No. 142; *It is ordered:*

(a) The maximum prices for sales by Pacific Car and Foundry Company, Renton, Washington, of its Carco Yarder Division shall be determined by increasing by 1.2% the maximum prices in effect for these products just prior to the issuance of this order.

(b) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the percentage amount by which his net invoiced cost has been increased by reason of this order.

(c) The Pacific Car and Foundry Company, shall notify each purchaser, who buys the products listed in paragraph (a) above for resale of the percentage by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(d) All requests not granted herein are denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 31, 1946.

Issued this 29th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9079; Filed, May 29, 1946; 11:36 a. m.]

[SO 142, Order 120]

ALLIANCE MFG. CO.

ADJUSTMENT PROVISIONS FOR SALES

Order No. 120 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. The Alliance Manufacturing Company; Docket No. 6083-S.O. 142-136-371.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142, *It is ordered:*

(a) The Alliance Manufacturing Company, Alliance, Ohio, shall compute maximum prices for sales of its phonomotor and record changers and turntables under the provisions of section 19 (i) (3) of Revised Maximum Price Regulation No. 136 substituting the figure 20% for the percentage set forth in that section applicable to the part being priced.

(b) For sales of any fractional horsepower motors delivered by The Alliance Manufacturing Company, Alliance, Ohio, to any purchaser after March 25, 1946, The Alliance Manufacturing Company may collect the higher adjusted price as established by Order No. 624 to Revised Maximum Price Regulation No. 136.

(c) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the same percentage by which his net invoiced cost has been increased by reason of this order.

(d) The Alliance Manufacturing Company, Alliance, Ohio, shall notify each purchaser, who buys the products listed in paragraph (a) above for resale of the percentage amount by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington 25, D. C.

(e) All requests not granted herein are denied.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 31, 1946.

Issued this 29th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9080; Filed, May 29, 1946; 11:36 a. m.]

[SO 148, Order 9]

REED AND BARTON CORP.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 5 of Supplementary Order No. 148, *it is ordered:*

(a) *Manufacturer's ceiling prices.* Reed and Barton Corporation, 144 West Britannia Street, Taunton, Massachusetts, may sell and deliver to any jobber the following articles which it manufactures, and which are fully described in its application for a price adjustment, assigned OPA Docket No. 6069-SO 148-11C, at prices not in excess of these listed below:

Article	Adjusted ceiling price	Percentage by which adjusted ceiling price exceeds unadjusted ceiling price
Teaspoon, 10½ lb. blank:		
18 percent nickel silver, 5-ounce plate	*Per dozen* $1.54	*Percent* 25
18 percent nickel silver, triple plate	2.09	25
Teaspoon, 9-lb. blank:		
18 percent nickel silver, half plate	1.10	25
18 percent nickel silver, 5-ounce plate	1.28	25
18 percent nickel silver, triple plate	1.84	25
Teaspoon, 10½-lb. blank:		
18 percent nickel silver, banquet plate	2.96	25
18 percent nickel silver, hotel plate	3.46	12

The above ceiling prices are subject to Reed and Barton Corporation's customary terms, discounts, allowances, and other price differentials in effect during March 1942 on sales to each class of purchaser.

(b) *Ceiling prices of purchasers for resale.* (1) A purchaser for resale, who had established ceiling prices prior to the effective date of this order for any of the articles whose manufacturer's ceiling prices are adjusted by this order, may increase those ceiling prices by the same percentages as the manufacturer's ceiling prices were increased by this order. The applicable percentages are set forth in paragraph (a) of this order. The increases provided for by this paragraph shall apply only to articles which the manufacturer has sold on or after the effective date of this order.

(2) A purchaser for resale who did not have an established ceiling price prior to the effective date of this order for any of the articles whose manufacturer's ceiling prices are adjusted by this order, shall determine his ceiling price by adding to his invoice cost the same percentage markup which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in effect during March 1942, or thereafter, properly established under Office of Price Administration regulations.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles. This notice may be given in any convenient form.

(e) The provisions of Supplementary Order No. 153 shall have no application to any sales or deliveries of articles whose ceiling prices are adjusted by this order.

(f) All requests contained in Reed and Barton Corporation's application for a price adjustment, assigned OPA Docket No. 6069-SO 148, 11C, not specifically granted by this order, are hereby denied.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 31st day of May 1946.

Issued this 29th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9081; Filed, May 29, 1946; 11:36 a. m.]

[SO 148, Order 10]

LUFKIN RULE CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 5 of Supplementary Order No. 148; it is ordered:

(a) *Manufacturer's maximum prices.* This order establishes maximum prices for sales and deliveries of Models No. 450 and 460 Wood Folding Rules manufactured by the Lufkin Rule Company, Saginaw, Michigan.

(1) For all sales and deliveries of the following articles by the manufacturer to Hardware Jobbers and Mill Supply Houses, the adjusted maximum prices are as follows:

Article	Model No.	Adjusted maximum price for sales to hardware jobbers and mine supply houses
		Per dozen
Wood folding rule	450	$1.80
	460	1.85

(2) For sales and deliveries by the manufacturer to all other classes of purchasers the maximum prices are the adjusted maximum prices set forth in paragraph (a) (1), adjusted to reflect the manufacturer's customary differentials for sales to those other classes of purchasers.

(b) *Maximum prices of purchasers for resale.* A reseller shall calculate his ceiling price by adding to his invoice cost the same percentage markup which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose, the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method, the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

The adjustment charge determined in accordance with the provisions of this order must be separately stated by the manufacturer on each invoice to a purchaser for resale.

The provisions of Supplementary Order No. 153 shall not apply to resale prices of articles covered by this order.

(c) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's terms, allowances and other price differentials in effect during March 1942, or which have been properly established under the applicable OPA regulation.

(d) *Notification.* At the time of, or prior to, the first invoice to a purchaser for resale, showing a price adjusted in accordance with the terms of this order, the seller shall notify the purchaser in writing of the methods established in paragraph (b) of this order for determining adjusted maximum prices for resales of the articles covered by this order. This notice may be given in any convenient form.

(e) *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

(f) *Effective date.* This order shall become effective on the 31st day of May 1946.

Issued this 29th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9082; Filed, May 29, 1946; 11:36 a. m.]

[Rev. SO 119, Order 238]

PLAZA MANUFACTURING CO., INC.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order 119, it is ordered:

(a) *Manufacturer's ceiling prices.* Plaza Manufacturing Company, Inc., 869 Broadway, New York 3, New York, may compute its adjusted ceiling prices for all articles of Portable Hand Winding Phonographs which it manufactures, as follows:

(1) For an article in its line during October 1941, the adjusted ceiling price is the highest price charged during that month to each class of purchaser increased by 22 per cent.

(2) For an article not in its line during October 1941, but which has a properly established ceiling price, in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by the percentage determined in accordance with "Note 3" in section 8 of Revised Supplementary Order No. 119.

(3) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188; and prices so fixed may not be increased under this order.

(4) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) *Reseller's ceiling prices.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows: A reseller shall calculate his ceiling price by adding to his invoice cost the same percentage mark-up which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is one which meets all the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage mark-up is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-750 with regard to how he determined his ceiling price, for as long as the Emergency Price Act of 1942, remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts and allowances on sales to each class of purchaser in effect during March 1942, or thereafter, properly established under OPA regulations.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the methods established in paragraph (b) of this order for determining adjusted maximum prices for resales of the articles. This notice may be given in any convenient form.

(e) All requests for adjustments of maximum prices not specifically granted by this order are hereby denied.

(f) The provisions of Supplementary Order No. 153 shall not apply to sales of any of the articles covered by this order.

(g) This order may be revoked or amended by the Price Administrator at any time.

(h) This order shall become effective on the 29th day of May 1946.

Issued this 29th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9150; Filed, May 29, 1946; 4:48 p. m.]

[RPS 10, Order 9]

PIG IRON

ORDER AUTHORIZING ADJUSTABLE PRICING

This order permits producers of pig iron to enter into adjustable pricing agreements until action by the Office of Price Administration upon a pending request for an increase in maximum prices. This permission is being granted to promote the production and distribution of pig iron essential to an effective transition to a peacetime economy.

The Office of Price Administration has authorized producers of coal, coke and iron ore to sell their products on an adjustable pricing basis, and any increases in their maximum prices will have retroactive effect. Since these commodities make up most of the costs of producing pig iron, operators of blast furnaces are faced with considerable uncertainty until these factors are determined. Although the Office of Price Administration recently has adjusted the maximum prices for pig iron to levels which were intended to enable the industry to earn its base period return and some allowance was made in such action for potential material cost increases, nevertheless it appears that considerable hardship will be imposed upon producers in the event they are faced with substantial retroactive increases in the costs of their raw materials. In view of these factors, the Price Administrator has found it necessary and proper to permit producers of pig iron to enter into adjustable pricing agreements, and that such action will not interfere with the purposes of the Emergency Price Control Act of 1942, as amended.

For the foregoing reasons, and in accordance with § 1306.52 (a) of Revised Price Schedule No. 10, *It is ordered:*

(a) Any person may sell and deliver, and any person may buy and receive, pig iron at the maximum prices in effect at time of delivery subject to an agreement for price adjustment in accordance with increases in maximum prices granted by the Office of Price Administration after delivery. Prior to action by the Office of Price Administration granting such increases, no payment in excess of the maximum prices in effect at time of delivery shall be made or received.

(b) The permission granted by this order may be revoked by the Administrator at any time, but in any event it shall terminate upon action taken pursuant to Revised Price Schedule No. 10 increasing existing maximum prices for pig iron.

This order shall become effective May 29, 1946.

Issued this 29th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9148; Filed, May 29, 1946; 4:47 p. m.]

[SO 148, Order 12]

ZYLO WARE CORP.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 5 of Supplementary Order No. 148, *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain spectacle frames manufactured by Zylo Ware Corporation of 11-15 47th Avenue, Long Island City 1, New York.

(1) For all sales and deliveries of the following articles by the manufacturer to the class of purchaser specified below, the adjusted maximum prices are as follows:

Code spectacle frames and size:	*Adjusted maximum price to jobbers each*
Round eye:	
Up to 42	$0.44
Up to 44	.46
Drop eye:	
Up to 42	.50
Up to 44	.52

(2) For sales and deliveries by the manufacturer to all other classes of purchasers the maximum prices are the adjusted maximum prices set forth in paragraph (a) (1), adjusted to reflect the manufacturer's customary differentials for sales to those other classes of purchasers.

(b) Resellers of articles which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

A reseller who determines his maximum resale price under the General Maximum Price Regulation shall calculate his ceiling price by adding to his invoice cost the same percentage markup which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose, the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage mark-up is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration, however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts and allowances on sales to each class of purchaser in effect during March 1942, or thereafter properly established under OPA regulations.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles. This notice may be given in any convenient form.

(e) The provisions of Supplementary Order No. 153 shall not apply to the determination of ceiling prices for resales of articles covered by this order.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 29th day of May 1946.

Issued this 29th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9151; Filed, May 29, 1946; 4:47 p. m.]

[RMPR 136, Order 636]

WOODWORKING AND TIMBER WORKING MACHINERY AND EQUIPMENT

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion, issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to the provisions of section 31 of Revised Maximum Price Regulation 136, *It is ordered:*

(a) As used in this order, the phrase "woodworking and timber working machinery and equipment" shall mean the following machinery, mechanical accessories (such as repair and replacement parts, interchangeable parts, workholding and positioning devices and rests), and mechanical equipment when designed and sold primarily for performing one or more of the component operations in the process of converting wood from its natural form as found in the standing tree to any of its finished or semi-finished forms for end use requirements, but not including any portable hand tools or any portable power-driven tools. The listings below are definitive and this order does not apply to any machinery or equipment not listed herein:

I. MISCELLANEOUS WOODWORKING AND TIMBER WORKING MACHINERY AND EQUIPMENT

Basket and Crate Making Machinery:
- Die Machines
- Staplers
- Staplers, Flatwork
- Staplers, Other
- Veneer Lathes
- Veneer Clippers

Borers (including Drill Presses):
- Single Spindle
- Multiple Spindle or Gang Borers

Box-Making Machinery:
- Box Matchers
- Squeezers
- Printers
- Nailers—plain, open back, closed back
- Combination Nailer and Cleater—open back, closed back
- Fastening and Splicing Machines
- Lock Corner Cutting Machines—single end, double end
- Setting Up Machines
- Lock Corner Trimmers
- Hand Hole Cutters
- Screwdriving Machines
- Box Fitters and Rip Saws
- Cut-Off Saw and Trimmers
- Single Saw and Trimmers
- Multiple Saw and Trimmers
- Hand Push Table)
- Cleat Saws
- Box Groovers

Carvers:
- Single Spindle
- Multiple Spindle (automatic or duplicating)

Chair and Furniture Making Machinery

Chuckers—single end, double end

Cooperage Machinery:
- Stave Planers
- Stave Equalizers
- Stave Jointer
- Crozing Machine
- Barrel Turners
- Heading Planers
- Stave Crozers
- Stave Saws
- Heading Saws
- Heading Turners (or rounders)

Dovetailers

Dowel and Rod Machines

Dowel Cutters and Pointers

Jointers:
- Hand
- Glue
- Power

Kilns, Dry and Kilns, Redriers

Lathes:
- Hand Turning
- Pattern Makers
- Automatic Turning and Shaping

Mitering Machines, Including Knife Trimmers

Mortisers:
- Hollow Chisel
- Single Spindle
- Multiple Spindle
- Chain Saw
- Single Spindle Multiple
- Combination Hollow Chisel and Chain Saw
- Oscillating Bit

Mortiser and Borers:
- Hollow Chisel and Other Types

Mortiser and Routers

Moulders:
- Inside Moulder
- Outside Moulder

Planers or Surfacers:
- Roll Feed
- Single and Double
- Endless Bed Feed
- Single
- Double

Planers, Matchers and Moulders Including Sizers and End Matchers

Routers:
- Portable
- Pedestal Type

Rubbing Machines:
- Portable
- Non-Portable

Sanders:
- Drum
- Hand Feed
- Power Feed
- Endless Bed
- Roll Feed
- Spindle
- Bolt
- Disc
- Spindle and Disc
- Disc and Drum
- Disc and Belt

Sash, Door, Blind and Window Framing Machinery:
- Blind Stile Mortiser and Borer
- Blind Slat Planer
- Sash, Door and Blind Clamps
- Panel Raiser
- Relisher
- Combination Sash Jointer and Sander Rabbeting and Jointing Machine
- Door and Sash Stickers
- Stile and Rail Borers
- Sash Dovetailer
- Joint Machines and Trimmers
- Blind Slat Resaws
- Sash Mortiser and Relisher
- Window Frame Machinery
- Pocket Cutters
- Pulley Mortisers
- Dados
- Combination Window Frame
- Diagonal Planer

Scarfers

Scrapers

Shapers:
- Single Spindle
- Double Spindle

Threading and Tapping Machines

Tenoners:
- Single End
- Double End

Variety and Universal Woodworkers

Hogs, Timber

II. SAWS

(Excluding, however, Saw Blades unless the Saw Blade is an integral component of the Saw Machine and is sold with and included in the mixmum price of the particular Saw Machine.)

Band Saws
- Band Resaws
- Vertical
- Horizontal
- Twin Horizontal
- Twin Vertical

Band Rip Saws

Band Rip and Resaws

Circular Resaws:
- Vertical
- Horizontal

Circular Rip Saws including Ripers, Edgers and Jointers:
- Hand Feed
- Roll Feed
- Chain Feed

Cut-Off Saws:
- Swing (swing from above)
- Underslung (hand or foot operated)
- Straight Line—includes Radial Arm Saw
- Railway Saw
- Table Types
- Multiple—Power Feed
- Multiple—Hand Feed

Dados, Gainers and Groovers:
- Saw and Dado Combination
- Dado Machine
- Gang Dados
- Automatic

Jig Saws:
- Suspendible
- Self-Contained (bench types, etc.)

Miter Saws:
- Double Miter and Cut-Off Saws
- Miter and Cross Cut Saws

Universal Saw Tables or Benches (double arbor machines):
- Tilting Arbor
- Tilting Table

Variety Saw Tables or Benches (single arbor machines):
- Tilting Arbor
- Tilting Table

Plain or Non-Tilting Saw Tables or Benches:
- Single Arbor
- Double Arbor

Combination Saw and Jointer

III. SAW MILL MACHINERY AND EQUIPMENT

Band Saw Mill With Carriage

Band Saw Mill Without Carriage

Circular Saw Mill With Carriage:
- Single Saw
- Double Saw

Circular Saw Mill Without Carriage:
- Single Saw
- Double Saw

Saw Mill Carriages:
- Gear
- Cable
- Steam Feed
- Arranged for, but not including feed

Edgers:
- Hand Feed
- Power Feed, Gang

Log Haul Ups

Lath Mill Machinery:
- Lath Mill or Stripper
- Single Arbor
- Double Arbor
- Lath Bolter
- Combination Bolter and Lath Stripper
- Lath Binder and Trimmer

Resaws—Saw Mill Type:
- Band (including slab resaws)
- Circular (including slab resaws)

Cut-Off Saws for Saw Mills:
- Drag
- Jump
- Band Cut-Offs

Wood Fuel Machinery—(except wood-sawing machines intended for farm use):
- Cord Wood Saw
- Splitters
- Single Axe
- Double Axe
- Kindling Machines
- Slab Slashers

Trimmers:
- Hand
- Power

IV. VENEER AND PLYWOOD MACHINERY AND EQUIPMENT

Bending Machines
Clamps:
  Assembly Clamps
  Clamp Carriers
  Simple Revolving
  Endless Chain
Presses:
  Mechanical (screw type)
  Hydraulic
  Pneumatic
Drivers and Gluers
Glue Cookers and Heaters:
  Water Jacket
  Electric
Glue Mixers
Glue Spreaders:
  Single Roll
  Double Roll
Edge Gluing Machines
Veneer Lathes
Slicers
Veneer Clippers:
  Power Driven (Power Fed Stock)
  Foot Power (Hand Fed Stock)
Veneer Dryers
Veneer Jointers:
  Stroke
  Continuous Feed
  Traveling Head
Veneer Taping Machines

V. REPAIR AND REPLACEMENT PARTS

All repair and replacement parts for the machinery and equipment listed above, except saw blades and knife blades.

Upon application by a manufacturer, OPA at Washington, D. C., may include in this definition additional machinery or equipment if it appears to be specifically designed for use in woodworking or timber working operations.

(b) As used in this order, the phrase, "base prices" shall mean the maximum prices established under section 7 or computed under sections 8, 9 or 10 of Revised Maximum Price Regulation 136, before the addition of any increase provided to an individual manufacturer by individual adjustment under the provisions of Revised Maximum Price Regulation 136 or Supplementary Order 142.

(c) *Manufacturers' maximum prices.* The maximum prices for sales by manufacturers of woodworking and timber working machinery and equipment shall be:

(1) The manufacturers' base prices as defined in (b) above, increased by 10%, except that,

(2) If the manufacturers' base prices are approved by the OPA as "in-line" prices under Section 9 (c) of RMPR 136, subsequent to May 29, 1946, the maximum prices shall be the prices so approved.

(d) *Resellers' maximum prices.* The maximum prices for sales of any woodworking and timber working machinery and equipment by a reseller shall be the maximum prices in effect just prior to the issuance of this order, increased by the same percentage amount by which his net invoiced cost has been increased by reason of this order.

(e) *Discounts, allowances, etc.* All prices established under paragraphs (c) and (d) shall be subject to the same discounts, deductions and other allowances in effect to any purchasers and classes of purchasers just prior to the issuance of this order.

(f) Every manufacturer of woodworking and timber working machinery and equipment shall give written notice to his resellers of the percentage amount by which this order permits the reseller to increase his maximum prices.

(g) Notwithstanding any of the provisions of this order, a manufacturer of woodworking and timber working machinery and equipment may charge and collect the maximum prices for sales of his products which he had in effect just prior to the issuance of this order.

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 29, 1946.

Issued this 29th day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9149; Filed, May 29, 1946; 4:46 p. m.]

[MPR 77, Corr. to Order 1]

BEEHIVE OVEN COKE

ORDER AUTHORIZING ADJUSTABLE PRICING

Order 1 under MPR 77 issued May 17, 1946 was incorrectly designated.

It is hereby corrected to read: [MPR 77, Order 18].

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9231; Filed, May 31, 1946; 11:54 a. m.]

Regional and District Office Orders.

[Jackson Rev. Order G-1 Under Gen. Order 68, Amdt. 1]

HARD BUILDING MATERIALS IN JACKSON, MISS., AREA

Section 2 of Revised Order No. G-1 under General Order No. 68, issued April 15, 1946, and effective April 18, 1946, is amended as follows:

SEC. 2. *Definition of retail sales.* For the purposes of this order, a retail sale means a sale to an ultimate user, including among others commercial users, industrial users and contractors.

The term "contractors" shall not include "applicators". "Applicators" are hereby defined as contractors engaged exclusively in the business of applying roofing and/or siding and/or insulation to buildings.

This amendment is effective as of May 16, 1946.

Issued this 13th day of May 1946.

WILLIAM E. HOLCOMB,
District Director.

[F. R. Doc. 46-9112; Filed, May 29, 1946; 12:59 p. m.]

[Jackson Order G-2 Under Gen. Order 68, Amdt. 2]

HARD BUILDING MATERIALS IN GULF COAST AREA

Section 2 of Order No. G-2 under General Order No. 68, issued February 6, 1946, and effective February 11, 1946, is amended as follows:

SEC. 2. *Definition of retail sales.* For the purposes of this order, a retail sale means a sale to an ultimate user, including among others commercial users, industrial users and contractors.

The term "contractors" shall not include "applicators". "Applicators" are hereby defined as contractors engaged exclusively in the business of applying roofing and/or siding and/or insulation to buildings.

This amendment is effective as of May 16, 1946.

Issued this 13th day of May 1946.

WILLIAM E. HOLCOMB,
District Director.

[F. R. Doc. 46-9113; Filed, May 29, 1946; 12:59 p. m.]

[Jackson Order G-3 Under Gen. Order 68, Amdt. 1]

HARD BUILDING MATERIALS IN GREENVILLE TRADE AREA

Section 2 of Order No. G-3 under General Order No. 68, issued April 17, 1946, and effective April 20, 1946, is amended as follows:

SEC. 2. *Definition of retail sales.* For the purposes of this order, a retail sale means a sale to an ultimate user, including among others commercial users, industrial users and contractors.

The term "contractors" shall not include "applicators". "Applicators" are hereby defined as contractors engaged exclusively in the business of applying roofing and/or siding and/or insulation to buildings.

This amendment is effective as of May 16, 1946.

Issued this 13th day of May 1946.

WILLIAM E. HOLCOMB,
District Director.

[F. R. Doc. 46-9114; Filed, May 29, 1946; 12:59 p. m.]

[Jackson Order G-4 Under Gen. Order 68, Amdt. 1]

HARD BUILDING MATERIALS IN VICKSBURG, MISS., AREA

Section 2 of Order No. G-4 under General Order No. 68, issued April 17, 1946, and effective April 20, 1946, is amended as follows:

SEC. 2. *Definition of retail sales.* For the purposes of this order a retail sale means a sale to an ultimate user, including among others commercial users, industrial users and contractors.

The term "contractors" shall not include "applicators". "Applicators" are hereby defined as contractors engaged exclusively in the business of applying roofing and/or siding and/or insulation to buildings.

This amendment is effective as of May 16, 1946.

Issued this 13th day of May 1946.

WILLIAM E. HOLCOMB,
District Director.

[F. R. Doc. 46-9115; Filed, May 29 1946, 12:59 p. m.]

[Jackson Order G-5 Under Gen. Order 68, Amdt. 1]

HARD BUILDING MATERIALS IN YAZOO, MISS., AREA

Section 2 of Order No. G-5 under General Order No. 68, issued April 22, 1946, and effective April 26, 1946, is amended as follows:

SEC. 2. *Definition of retail sales.* For the purposes of this order a retail sale means a sale to an ultimate user, including among others commercial users, industrial users and contractors.

The term "contractors" shall not include "applicators". "Applicators" are hereby defined as contractors engaged exclusively in the business of applying roofing and/or siding and/or insulation to buildings.

This amendment is effective as of May 16, 1946.

Issued this 13th day of May 1946.

WILLIAM E. HOLCOMB,
District Director.

[F. R. Doc. 46-9116; Filed, May 29, 1946; 1:00 p. m.]

[Jackson Order G-6 Under Gen. Order 68, Amdt. 1]

HARD BUILDING MATERIALS IN GREENWOOD AREA

Section 2 of Order No. G-6 under General Order No. 68, issued April 22, 1946, and effective April 26, 1946, is amended as follows:

SEC. 2. *Definition of retail sales.* For the purposes of this order a retail sale means a sale to an ultimate user, including among others commercial users, industrial users and contractors.

The term "contractors" shall not include "applicators". "Applicators" are hereby defined as contractors engaged exclusively in the business of applying roofing and/or siding and/or insulation to buildings.

This amendment is effective as of May 16, 1946.

Issued this 13th day of May 1946.

WILLIAM E. HOLCOMB,
District Director.

[F. R. Doc. 46-9117; Filed, May 29, 1946; 1:00 p. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register May 27, 1946.

Region I

Augusta Order 3-F, Amendment 53, covering fresh fruits and vegetables in Portland, South Portland, and Westbrook. Filed 9:20 a. m.

Augusta Order 5-F, Amendment 52, covering fresh fruits and vegetables in Bangor and Brewer. Filed 9:21 a. m.

Augusta Order 19, Amendment 11, covering dry groceries. Filed 9:21 a. m.

Augusta Order 2-W, Amendment 10, covering dry groceries. Filed 9:21 a. m.

Boston Order 1-C, Amendment 20, covering poultry in Massachusetts except Dukes and Nantucket counties. Filed 9:42 a. m.

New England Order 7-F, Amendment 56, covering fresh fruits and vegetables in the Boston area. Filed 9:38 a. m.

New England Order 8-F, Amendment 52, covering fresh fruits and vegetables in certain defined areas in Massachusetts. Filed 9:39 a. m.

New England Order 9-F, Amendment 53, covering fresh fruits and vegetables in certain defined areas in Massachusetts. Filed 9:39 a. m.

New England Order 10-F, Amendment 51, covering fresh fruits and vegetables in certain defined areas in Massachusetts. Filed 9:39 a. m.

New England Order 11-F, Amendment 52, covering fresh fruits and vegetables in certain defined areas in Massachusetts. Filed 9:40 a. m.

New England Order 12-F, Amendment 24, covering fresh fruits and vegetables in certain defined areas in Massachusetts. Filed 9:40 a. m.

New England Order 13-F, Amendment 33, covering fresh fruits and vegetables in the Brockton area. Filed 9:41 a. m.

New England Order 14-F, Amendment 14, covering fresh fruits and vegetables in cities and towns of Barnstable county, Massachusetts. Filed 9:41 a. m.

Providence Order 3-F, Amendment 56, covering fresh fruits and vegetables in Providence, Rhode Island, Metropolitan area. Filed 9:14 a. m.

Providence Order 1-C, Amendment 5, covering poultry in cities and towns of Rhode Island except town of New Shoreham. Filed 9:42 a. m.

Rhode Island Order 1-D, Amendment 2, covering butter and cheese in Rhode Island except the town of New Shoreham. Filed 9:14 a. m.

Region III

Cleveland Order 3-F, Amendment 48, covering fresh fruits and vegetables in certain counties and townships in Ohio. Filed 9:42 a. m.

Cleveland Order 6-F, Amendment 26, covering fresh fruits and vegetables in Cuyahoga county, Ohio. Filed 9:43 a. m.

Cleveland Order 7-F, Amendment 26, covering fresh fruits and vegetables in certain counties in Ohio. Filed 9:43 a. m.

Cleveland Order 7-F, Amendment 27, covering fresh fruits and vegetables in certain counties in Ohio. Filed 9:44 a. m.

Cleveland Order 8-F, covering fresh fruit and vegetables in certain areas in Ohio. Filed 9:44 a. m.

Cleveland Order 6-O, Amendment 1, covering eggs in certain counties in Ohio. Filed 9:45 a. m.

Cleveland Order 7-O, Amendment 1, covering eggs in certain counties in Ohio. Filed 9:45 a. m.

Detroit Orders 9-O and 10-O, Amendments 18 and 10, covering eggs in designated counties, Michigan. Filed 9:21 and 9:22 a. m.

Detroit Order 10-F, Amendment 49, covering fresh fruits and vegetables in Wayne and Macomb counties, Michigan. Filed 9:46 a. m.

Detroit Order 10-F, Amendments 50, 51 covering fresh fruits and vegetables in certain counties in Michigan. Filed 9:47 a. m.

Detroit Order 5-C, Amendment 3, covering poultry in Wayne county, Michigan. Filed 9:48 a. m.

Detroit Order 6-C, Amendment 2, covering poultry in all counties in Michigan except Wayne county, Michigan. Filed 9:48 a. m.

Indianapolis Order 14-F, Amendment 68, covering fresh fruits and vegetables in Marion, Vigo and Tippecanoe counties, Indiana. Filed 9:23 a. m.

Indianapolis Order 15-F, Amendment 68, covering fresh fruits and vegetables in Wayne, Delaware and Allen counties, Indiana. Filed 9:23 a. m.

Indianapolis Order 16-F, Amendment 68, covering fresh fruits and vegetables in the county of St. Joseph, Indiana. Filed 9:23 a. m.

Indianapolis Order 17-F, Amendment 68, covering fresh fruits and vegetables in the county of Vanderburgh, Indiana. Filed 9:24 a. m.

Region IV

Jacksonville Order 14-F, Amendment 28A, covering fresh fruits and vegetables in the city of Jacksonville, Florida. Filed 9:48 a. m.

Jacksonville Order 15-F, Amendment 3A, covering fresh fruits and vegetables in the city of Pensacola, Florida. Filed 9:49 a. m.

Miami Order 6-F, Amendment 30, covering fresh fruits and vegetables in the Tampa, Florida area. Filed 9:50 a. m.

Raleigh Order 13-F, Amendment 29, covering fresh fruits and vegetables in certain counties in North Carolina. Filed 9:50 a. m.

Raleigh Order 14-F, Amendment 17, covering fresh fruits and vegetables in certain counties in North Carolina. Filed 9:50 a. m.

Region V

Houston Order 4-F, Amendment 44, covering fresh fruits and vegetables in certain areas in Texas. Filed 9:24 a. m.

Houston Order 7-F, Amendment 2, covering fresh fruits and vegetables in Chambers, Hardin, Jefferson, Liberty and Orange counties, Texas. Filed 9:25 a. m.

Houston Order 8-F, Amendment 2, covering fresh fruits and vegetables in Jasper, Newton and Tyler counties, Texas. Filed 9:25 a. m.

Houston Order 9-F, Amendment 2, covering fresh fruits and vegetables in Galveston county, Texas. Filed 9:26 a. m.

Houston Order 10-F, Amendment 2, covering fresh fruits and vegetables in certain areas in Texas. Filed 9:27 a. m.

Houston Orders 2-C and 4-O, covering poultry and eggs in Harris county, Texas. Filed 9:27 and 9:29 a. m.

Houston Orders 3-C and 5-O, covering poultry and eggs in Orange and Jefferson counties, Texas. Filed 9:28 and 9:29 a. m.

Houston Orders 4-C and 6-O, covering poultry and eggs in Galveston county, Texas. Filed 9:28 and 9:30 a. m.

Region VI

Milwaukee Order 14-F, Amendment 5, covering fresh fruits and vegetables in

certain counties in Wisconsin. Filed 9:12 a. m.

Milwaukee Order 15–F, Amendment 5, covering fresh fruits and vegetables in certain counties in Wisconsin. Filed 9:12 a. m.

Milwaukee Order 16–F, Amendment 5, covering fresh fruits and vegetables in certain counties in Wisconsin. Filed 9:12 a. m.

Milwaukee Order 17–F, Amendment 5, covering fresh fruits and vegetables in certain counties in Wisconsin. Filed 9:12 a. m.

Peoria Order 16–F, Amendment 17, covering fresh fruits and vegetables in certain counties in Illinois. Filed 9:13 a. m.

Peoria Order 18–F, Amendment 17, covering fresh fruits and vegetables in certain counties in Illinois. Filed 9:13 a. m.

Peoria Order 19–F, Amendment 17, covering fresh fruits and vegetables in certain counties in Illinois. Filed 9:13 a. m.

St. Paul Order 3–F, Amendment 33, covering fresh fruits and vegetables in Duluth and Proctor, Minnesota and Superior, Wisconsin. Filed 9:51 a. m.

St. Paul Order 7–F, Amendment 17, covering fresh fruits and vegetables in certain counties in Minnesota. Filed 9:51 a. m.

St. Paul Order 8–F, Amendment 16, covering fresh fruits and vegetables in designated areas within the Twin Cities area. Filed 9:37 a. m.

St. Paul Order 3–C, Amendment 11, covering poultry sold by Groups 1, 2, 3, and 4 stores in certain areas within the Twin Cities area. Filed 9:37 a. m.

St. Paul Order 3–O, Amendment 2, covering eggs sold by Groups 1, 2, 3, and 4 stores in the Twin Cities area. Filed 9:35 a. m.

St. Paul Order 1–D, Amendment 2, covering butter and cheese in certain designated counties in the Twin Cities area. Filed 9:36 a. m.

St. Paul Order 2–D, Amendment 2, covering butter and cheese in certain designated counties in the Twin Cities area. Filed 9:36 a. m.

St. Paul Order 3–D, Amendment 2, covering butter and cheese in certain designated counties in the Twin Cities area. Filed 9:35 a. m.

Twin Cities Order 4–C, Amendment 6, covering poultry in the cities of Duluth and Proctor in St. Louis, County, Minnesota. Filed 9:37 a. m.

Region VIII

Nevada Order 11–F, Amendment 19A, covering fresh fruits and vegetables in Reno and Sparks, Nevada. Filed 9:30 a. m.

Nevada Order 15–F, Amendment 19A, covering fresh fruits and vegetables in certain areas in Nevada. Filed 9:32 a. m.

Nevada Order 1–M, covering bottled beer and ale in the Reno-Sparks area. Filed 9:32 a. m.

Nevada Order 2–M, covering bottled beer and ale in the Las Vegas area. Filed 9:34 a. m.

Portland Order 36–F, Amendment 28, covering fresh fruits and vegetables in the cities of Bend and Pendleton, Oregon. Filed 9:17 a. m.

Portland Order 37–F, Amendment 28, covering fresh fruits and vegetables in La Grande, Baker, Redmond, Heppner, Oregon area. Filed 9:17 a. m.

Portland Order 38–F, Amendment 28, covering fresh fruits and vegetables in Haines, Wallowa, Enterprise, Oregon area. Filed 9:17 a. m.

Portland Order 39–F, Amendment 28, covering fresh fruits and vegetables in the Albany, Corvallis, Eugene, Oregon area. Filed 9:17 a. m.

Portland Order 42–F, Amendment 29, covering fresh fruits and vegetables in certain areas in Oregon. Filed 9:17 a. m.

Portland Order 43–F, Amendment 8, covering fresh fruits and vegetables in the cities of Kelso, Salem, The Dalles, Clatskanie, Forest Grove, Oregon area. Filed 9:19 a. m.

San Francisco Order 23–F, Amendment 17, covering fresh fruits and vegetables in certain areas in California. Filed 9:19 a. m.

San Francisco Order 26–F, Amendment 13, covering fresh fruits and vegetables in certain areas in California. Filed 9:19 a. m.

San Francisco Order 27–F, Amendment 13, covering fresh fruits and vegetables in certain areas in California. Filed 9:16 a. m.

San Francisco Order 9–C, Amendment 13, covering poultry in certain areas in California. Filed 9:11 a. m.

San Francisco Order 20, Amendment 8, covering dry groceries in the city of and county of San Francisco, counties of Alameda, Contra Costa, Marin and San Mateo. Filed 9:09 a. m.

San Francisco Order 21, Amendment 6, covering dry groceries in certain counties in California. Filed 9:09 a. m.

San Francisco Orders 23, 24, Amendment 6, covering dry groceries in certain areas in California. Filed 9:10 a. m.

San Francisco Order 40, Amendment 3, covering dry groceries in certain areas in California. Filed 9:10 a. m.

San Francisco Order 46, Amendment 2, covering dry groceries in certain areas in California. Filed 9:11 a. m.

Region II

Scranton Order 5–F, Amendment 18, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 9:15 a. m.

Scranton Order 6–F, Amendment 17, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 9:15 a. m.

Syracuse Order 5–F, Amendment 18, covering fresh fruits and vegetables in certain counties in New York. Filed 9:16 a. m.

Syracuse Order 6–F, Amendment 18, covering fresh fruits and vegetables in the cities of Syracuse, Watertown, Utica and their Free Delivery Zones, New York. Filed 9:16 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46–9000; Filed, May 28, 1946, 4:03 p. m.]

Retained

JUN 7 '46

THE NATIONAL ARCHIVES

FEDERAL REGISTER

1934

VOLUME 11 NUMBER 108

Washington, Tuesday, June 4, 1946

The President

EXECUTIVE ORDER 9732

RELATING TO THE ADMINISTRATION OF THE ACT OF FEBRUARY 22, 1935, AS AMENDED

By virtue of the authority vested in me by the act of February 22, 1935, entitled "An Act to regulate interstate and foreign commerce in petroleum and its products by prohibiting the shipment in such commerce of petroleum and its products produced in violation of State law, and for other purposes," (49 Stat. 30), as amended, it is ordered as follows:

Executive Order No. 7756 of December 1, 1937, issued pursuant to the said act of February 22, 1935, is hereby amended by substituting the words "Oil and Gas Division" for the words "Petroleum Conservation Division" occurring in the order and in its title.

The regulations approved October 27, 1942, as amended, governing the administration and enforcement of the said act of February 22, 1935, as amended, are hereby amended by substituting the words "Oil and Gas Division" for the words "Petroleum Conservation Division" wherever the latter words appear in such regulations, as amended.

HARRY S. TRUMAN

THE WHITE HOUSE,
June 3, 1946.

[F. R. Doc. 46–9400; Filed, June 3, 1946; 12:12 p. m.]

Regulations

TITLE 7—AGRICULTURE

Chapter VII—Production and Marketing Administration (Agricultural Adjustment)

[Tobacco 13, Part II]

PART 725—FLUE-CURED AND BURLEY TOBACCO

MARKETING QUOTA REGULATIONS, 1946–47 MARKETING YEAR

GENERAL

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725.228 Definitions.
725.229 Instructions and forms.

FARM MARKETING QUOTAS

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725.231 No transfers.
725.232 Disposition of excess tobacco.
725.233 Issuance of marketing cards.
725.234 Person authorized to issue cards.
725.235 Rights of producers in marketing cards.
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MARKETING OF TOBACCO AND PENALTIES

725.239 Extent to which marketings from a farm are subject to penalty.
725.240 Memorandum of sale.
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725.250 Producer's records and reports.
725.251 Warehouseman's records and reports.
725.252 Dealer's records and reports.
725.253 Dealers exempt from regular records and reports.
725.254 Records and reports of truckers and persons redrying, prizing or stemming tobacco.
725.255 Separate records and reports from persons engaged in more than one business.
725.256 Failure to keep records or make reports.
725.257 Examination of records and reports.
725.258 Length of time records and reports to be kept.
725.259 Information confidential.
725.260 Redelegation of authority.

AUTHORITY: §§ 725.228 to 725.260, inclusive, issued under 52 Stat. 47, 48, 65, 66, 202, 204, 586; 53 Stat. 1261, 1262; 54 Stat. 393, 394, 727, 728; 57 Stat. 387; 58 Stat. 157; 7 U.S.C. 1301 et seq.; 60 Stat. 21.

GENERAL

§ 725.228 *Definitions.* As used in §§ 725.228 to 725.260, inclusive, and in all instructions, forms and documents in connection therewith, the words and phrases defined in this section shall have

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FEDERAL REGISTER

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1945 Supplement

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A limited sales stock of the 1944 Supplement (3 books) is still available at $3 a book.

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[1] See E.O. 9732.

7 CFR, Ch. IX, Part 961

PART 961—MILK IN PHILADELPHIA, PA., AREA

Pursuant to the authority vested in the Secretary of Agriculture under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), and the applicable rules of practice and procedure governing proceedings to formulate marketing agreements and orders (7 CFR, Cum. Supp., 900.1 et seq.), a public hearing was held at Philadelphia, Pa., on May 15, 1946, upon a proposed marketing agreement and order regulating the handling of milk in the Philadelphia, Pa., area.

Upon the basis of the evidence introduced at such hearing and the record thereof, it is found that:

(1) The said proposed marketing agreement and order, and all of the terms and conditions thereof, will tend to effectuate the declared policy of the act;

(2) The said proposed marketing agreement and order regulates the handling of milk in the same manner as, and is applicable only to persons in the respective classes of industrial and commercial activity specified in, a marketing agreement upon which a hearing has been held;

(3) The said proposed marketing agreement and order is limited in its application to the smallest regional production area which is practicable, consistently with carrying out the declared policy of the act, and the issuance of several orders applicable to subdivisions of such production area would not effectively carry out the declared policy of the act;

(4) The said proposed marketing agreement and order prescribes such terms and conditions regulating the handling of milk as are necessary to effectuate the declared policy of the act, which cannot be accomplished through the application of less restrictive means.

Now, therefore, on the basis of the foregoing findings, it is hereby ordered that, on and after the effective date hereof, the handling of milk in the Philadelphia, Pa., area shall be in conformity to and in compliance with the terms and conditions of the said proposed marketing agreement and order, as hereinafter set forth.

Sec.

961.1 Definitions.
961.2 Philadelphia, Pa., area.
961.3 Person.
961.4 Producer.
961.5 Producer-handler.
961.6 Distributing plant.
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AUTHORITY: §§ 961.1 to 961.33 issued under 48 Stat. 31, as amended; 7 U.S.C. 601 et seq.

§ 961.1 Definitions.

The following definitions shall apply to this part:

(a) "Act" means the Agricultural Adjustment Act of 1938, as amended.

(b) "County committee" means the group of persons elected within any county to assist in the administration of the Agricultural Conservation Program in such county.

(c) "Dealer or buyer" means a person who engages to any extent in the business of acquiring tobacco from producers without regard to whether such person is registered as a dealer with the Bureau of Internal Revenue.

(d) "Farm" means all adjacent or nearby farm land under the same ownership which is operated by one person, including also:

(1) Any other adjacent or nearby farm land which the county committee, in accordance with instructions issued by the State Committee determines is operated by the same person as part of the same unit with respect to the rotation of crops and with workstock, farm machinery, and labor substantially separate from that for any other lands; and

(2) Any field-rented tract (whether operated by the same or another person) which, together with any other land included in the farm, constitutes a unit with respect to the rotation of crops.

A farm shall be regarded as located in the county in which the principal dwelling is situated, or if there is no dwelling thereon it shall be regarded as located in the county in which the major portion of the farm is located.

(e) "Field assistant" means any duly authorized employee of the United States Department of Agriculture, and any duly authorized employee of a county committee whose duties involve primarily the preparation and handling of records and reports pertaining to tobacco marketing quotas.

(f) "Floor sweepings" means all tobacco which is dropped on the warehouse floor in the course of warehouse operations and is picked up by the warehouseman. Any tobacco accumulated in the course of the grading and tying of tobacco for farmers shall not be included as floor sweepings.

(g) "Market" means the disposition in raw or processed form of tobacco by voluntary or involuntary sale, barter or exchange, or by gift inter vivos. "Marketing" and "marketed" shall have corresponding meanings to the term "market".

(h) "Nonwarehouse sale" means any first marketing of farm tobacco other than by sale at public auction through a warehouse in the regular course of business.

(i) "Operator" means the person who is in charge of the supervision and conduct of the farming operations on the entire farm.

(j) "Person" means an individual, partnership, association, corporation, estate or trust, or other business enterprise or other legal entity, and wherever applicable, a State, a political subdivision of the State or any agency thereof.

(k) "Producer" means a person who, as owner, landlord, tenant, sharecropper, or laborer is entitled to share in the tobacco available for marketing from the farm, or in the proceeds thereof.

(l) "Pound" means that amount of tobacco which, if weighed in its unstemmed form and in the condition in which it is usually marketed by producers, would equal one pound standard weight.

(m) "Resale" means the disposition by sale, barter, or exchange of tobacco which has been marketed previously.

(n) "Sale day" means the period at the end of which the warehouseman bills to buyers the tobacco so purchased during such period.

(o) "Scrap tobacco" means the residue accumulated on the farm in the course of preparing flue-cured tobacco for market consisting chiefly of portions of tobacco leaves and leaves of poor quality.

(p) "Secretary" means the Secretary or Acting Secretary of Agriculture of the United States.

the meanings herein assigned to them unless the context or subject matter otherwise requires.

(q) "State Committee" means the State Committee of the Production and Marketing Administration, United States Department of Agriculture.

(r) "Suspended sale" means any first marketing of farm tobacco at a warehouse sale for which a memorandum of sale is not issued by the end of the sale day on which such marketing occurred.

(s) "Tobacco" means:

(1) Flue-cured tobacco classified in Service and Regulatory Announcement No. 118 of the Bureau of Agricultural Economics of the United States Department of Agriculture as types 11, 12, 13, and 14, and collectively known as flue-cured tobacco.

(2) Burley tobacco classified in Service and Regulatory Announcement No. 118 of the Bureau of Agricultural Economics of the United States Department of Agriculture as type 31.

(3) Any tobacco that has the same characteristics and corresponding qualities, colors, and lengths as either flue-cured or Burley tobacco shall be considered flue-cured or burley regardless of any factors of historical or geographical nature which cannot be determined by examination of the tobacco.

(t) "Tobacco available for Marketing" means all tobacco produced on the farm in the calendar year 1946 and all tobacco produced on the farm prior to the calendar year 1946 and carried over to the 1946–47 marketing year, which is not disposed of in accordance with § 725.232.

(u) "Tobacco subject to marketing quotas" means:

(1) Any flue-cured tobacco marketed during the period July 1, 1946 to June 30, 1947, inclusive, and any tobacco produced in the calendar year 1946 and marketed prior to July 1, 1946.

(2) Any Burley tobacco marketed during the period October 1, 1946 to September 30, 1947, inclusive, and any tobacco produced in the calendar year 1946 and marketed prior to October 1, 1946.

(v) "Trucker" means a person who engages in the business of trucking tobacco to market and selling it for producers regardless of whether the tobacco is acquired from producers by the trucker.

(w) "Warehouseman" means a person engaged in the business of holding sales of tobacco at public auction at a warehouse.

(x) "Warehouse sale" means a marketing by a sale at public auction through a warehouse in the regular course of business.

§ 725.229 *Instructions and forms.* The Director, Tobacco Branch, Production and Marketing Administration shall cause to be prepared and issued such instructions and such forms as may be deemed necessary or expedient for carrying out §§ 725.228 to 725.260, inclusive.

FARM MARKETING QUOTAS

§ 725.230 *Amount of farm marketing quota.* The marketing quota for a farm shall be the actual production of tobacco on the farm acreage allotment, as established for the farm in accordance with Tobacco 13, Part I, Flue-cured and Burley Tobacco Marketing Quota Regulations 1946–47. The actual production of the farm acreage allotment shall be the average yield per acre of the entire acreage of tobacco harvested on the farm in 1946 times the farm acreage allotment. The excess tobacco on any farm shall be that quantity of tobacco which is equal to the average yield per acre of the entire acreage of tobacco harvested on the farm in 1946 times the number of acres harvested in excess of the farm acreage allotment.

§ 725.231 *No transfers.* There shall be no transfer of marketing quotas (except as provided in Tobacco 13, Part I, Flue-cured and Burley Tobacco).

§ 725.232 *Disposition of excess tobacco.* The farm operator may elect to give proof of disposition of excess tobacco prior to the marketing of any tobacco from the farm by any of the following methods:

(a) By a declaration of intention to market all tobacco available for marketing and the payment at the office of the county committee by check, draft, or money order drawn payable to the Treasurer of the United States in an amount equal to the penalty which would be due upon the marketing of the tobacco available for marketing. Any additional amount of penalty determined to be due after all marketings of tobacco from the farm have been made shall be paid by the operator not later than 20 days after receipt of notice of such additional penalty. Any amount collected in excess of the penalty due shall be refunded to the producer upon application filed under provisions of § 725.249.

(b) By storage of the excess tobacco, the tobacco so stored to be representative of the entire 1946 crop produced on the farm, and posting of a bond approved by the county committee and the State Committee in the penal sum of twice the amount of penalty which will become due upon the marketing of the excess tobacco.

(c) By furnishing to the county committee satisfactory proof that the excess tobacco will not be marketed.

§ 725.233 *Issuance of marketing cards.* A marketing card shall be issued for every farm having tobacco available for marketing. Subject to the approval of the county committee, two or more marketing cards may be issued for any farm. All entries on each marketing card shall be made in accordance with the instructions for issuing marketing cards. Upon the return to the office of the county committee of the marketing card after all the memoranda of sale have been issued therefrom and before the marketing of tobacco from the farm has been completed, a new marketing card of the same kind, bearing the same name, information and identification as the used card shall be issued for the farm. A new marketing card of the same kind shall be issued for any farm to replace a card which has been reported to the county committee, as having been lost, destroyed, or stolen.

(a) *Within Quota Marketing Card (Tobacco 20).* A Within Quota Marketing Card authorizing the marketing without penalty of the 1946 crop of tobacco on the farm and any tobacco carried over from a prior marketing year shall be issued for a farm under the following conditions:

(1) If the harvested acreage of tobacco in 1946 is not in excess of the farm acreage allotment; if any excess tobacco carried over from any previous marketing year can be marketed without penalty under the provisions of § 725.239; if the operator of the farm does not operate another farm on which the harvested acreage of tobacco exceeds the farm acreage allotment; and if the county committee does not determine that a zero percent excess marketing card is necessary to protect the interest of the Government and insure the proper identification and accounting for tobacco produced on the farm and the proper use of the marketing card issued for the farm.

(2) If excess tobacco produced on the farm is disposed of in accordance with § 725.232, or

(3) If the tobacco was grown for experimental purposes on land owned or leased by publicly-owned agricultural experiment station and is produced at public expense by employees of the experiment station, or if the tobacco was produced by farmers pursuant to an agreement with an experiment station whereby the experiment station bears the costs and risks incident to the production of the tobacco and the proceeds from the crop inure to the benefit of the experiment station; *Provided*, That such agreement is approved by the State committee prior to the issuance of a marketing card for the farm.

(b) *Excess Marketing Card (Tobacco 21).* An Excess Marketing Card showing the extent to which marketings of tobacco from a farm are subject to penalty shall be issued for a farm unless a within quota card is required to be issued for the farm under paragraph (a) of this section.

§ 725.234 *Person authorized to issue cards.* The county committee shall designate one person to sign marketing cards for farms in the county as issuing officer. The issuing officer may, subject to the approval of the county committee, designate not more than three persons to sign his name in issuing marketing cards: *Provided*, That each such person shall place his initials immediately beneath the name of the issuing officer as written by him on the card.

§ 725.235 *Rights of producers in marketing cards.* Each producer having a share in the tobacco available for marketing from the farm shall be entitled to the use of the marketing card for marketing his proportionate share of the total amount of tobacco available for marketing from the farm.

§ 725.236 *Successors in interest.* Any person who succeeds in whole or in part to the share of a producer in the tobacco available for marketing from the farm shall, to the extent of such succession, have the same rights as the producer to the use of the marketing card for the farm.

§ 725.237 *Invalid cards.* A marketing card shall be invalid under any of the following conditions:

(a) If it is not issued or delivered in the form and manner prescribed;

(b) If entries are not made thereon as required;

(c) If it is lost, destroyed, stolen, or becomes illegible;

(d) If any erasure or alteration has been made, and not properly initialed.

In the event any marketing card becomes invalid (other than by loss, destruction, theft or omission, alteration and incorrect entry which can not be corrected by a field assistant) the farm operator (or the person having the card in his possession) shall return it to the county office at which it was issued.

If any entry is not made on a marketing card as required (either through omission or incorrect entry) and the proper entry is made by a field assistant then such card shall become valid.

§ 725.238 *Report of misuse of marketing card.* Any information which causes any field assistant, a member of any state, county, or community committee, or any employee of any State or county committee to believe that any tobacco which actually was produced on one farm has been or is being marketed under the marketing card issued for another farm shall be reported immediately by such person to the State Committee.

MARKETING OF TOBACCO AND PENALTIES

§ 725.239 *Extent to which marketings from a farm are subject to penalty.* The extent to which marketings of tobacco from any farm having no carry-over tobacco are subject to penalty shall be that percentage of the tobacco available for marketing from the farm which the acreage of tobacco harvested in excess of the farm acreage allotment for the farm and not disposed of as provided in § 725.232 is of the acreage of tobacco harvested from the farm. If the farm operator refuses to furnish or prevents the county committee from obtaining any information necessary to the issuance of the marketing card, all tobacco available for marketing from the farm shall be subject to penalty, and the farm operator shall be issued an excess marketing card showing 100 percent excess.

The extent to which marketings of tobacco from any farm having tobacco available for marketing which has been carried over from a prior marketing year are subject to penalty shall be the percentage determined as follows:

(a) Determine the number of "carry-over acres" by dividing the number of pounds of tobacco carried over from the prior year by the normal yield for the farm for that year.

(b) Determine the number of "within quota carry-over acres" by multiplying the "carry-over" (paragraph (a) of this section) by the "percent within quota" (i. e., 100 percent minus the percent excess) for the year in which the carry-over tobacco was produced.

(c) Determine the "total acres" of tobacco by adding the "carry-over acres" (paragraph (a) of this section) and the acreage of tobacco harvested in the current year.

(d) Determine the excess acreage by subtracting from the "total acres" (paragraph (c) of this section) the sum of the 1946 allotment and the "within quota carry-over acres" (paragraph (b) of this section).

(e) Determine the percent excess to be shown on the marketing card by dividing the "total acres" into the excess acreage (paragraph (d) of this section).

The burden of any penalty with respect to carry-over tobacco shall be borne by those persons having an interest in such tobacco.

§ 725.240 *Memorandum of sale.* Each marketing of tobacco from a farm shall be identified by an executed memorandum of sale from the marketing card (Tobacco 20 or Tobacco 21) issued for the farm on which the tobacco was produced. If a memorandum of sale is not executed by the end of the sale day on which the tobacco was marketed, the marketing shall be a suspended sale, and, unless a memorandum identifying the tobacco so marketed is executed within four weeks after such sale day, the entire amount of tobacco so marketed shall be deemed to be subject to penalty and shall be identified by a form Tobacco 28, Sale Without Marketing Card. The memorandum of sale or form Tobacco 28 shall be executed only by a field assistant with the following exceptions:

(a) A warehouseman, or his authorized representative, who has been designated on an Authorization to Issue Memoranda of Sale (Tobacco 23) may issue a memorandum of sale to identify a warehouse sale, if a field assistant is not available at the warehouse when the card is presented. Each memorandum of sale issued by a warehouseman shall be presented promptly by him to the field assistant for verification with the warehouse records.

(b) In the case of flue-cured tobacco only, a dealer, or his authorized representative, operating a receiving point for scrap tobacco at a redrying plant (and other regular receiving points operated by such dealer or his agent or employees) or at an auction warehouse, and who keeps records showing the information specified in § 725.252 (e), who has been authorized on form Tobacco 23, may issue a memorandum of sale covering a sale of scrap tobacco only if the bill of nonwarehouse sale has been executed on the back of such memorandum of sale.

The authorization to issue memoranda of sale may be withdrawn from any warehouseman or dealer upon written notice by the State Committee.

Each excess memorandum of sale issued by a field assistant shall be checked by the warehouseman or dealer (or his representative) to determine whether the amount of penalty shown to be due has been correctly computed and such warehouseman or dealer shall not be relieved of any liability with respect to the amount of penalty due because of any error which may occur on the memorandum of sale.

§ 725.241 *Bill of nonwarehouse sale.* Each marketing of tobacco from a farm other than by sale at public auction through a warehouse in the regular course of business shall be identified by a bill of nonwarehouse sale (back of the memorandum of sale) completely executed by the buyer and the farm operator. If the bill of nonwarehouse sale is issued to cover scrap tobacco, the word "Scrap" shall be written thereon immediately above the words "Bill of Nonwarehouse Sale".

Each bill of nonwarehouse sale covering any marketing except scrap tobacco shall be presented to a field assistant for issuance of a memorandum of sale and for recording in the Dealer's Record (Tobacco 25).

Each bill of nonwarehouse sale covering scrap tobacco shall be delivered to a person at a receiving point who has been authorized to issue memoranda of sale.

§ 725.242 *Memorandum of resale.* Each resale of tobacco through a warehouseman shall be identified by a memorandum of resale (Tobacco 32) executed by a field assistant.

§ 725.243 *Marketings free of penalty.* Any tobacco marketed from a farm which is identified by a valid memorandum of sale from the marketing card issued for the farm shall be free of penalty to the extent shown by the memorandum of sale.

§ 725.244 *Marketings subject to penalty*—(a) *Farm tobacco.* With respect to tobacco marketed from farms having excess tobacco available for marketing, the penalty shall be paid upon that percentage of each lot of tobacco marketed which the tobacco available for marketing in excess of the farm quota is of the total amount of tobacco available for marketing from the farm. The memorandum of sale issued to identify each marketing of tobacco shall show the amount of penalty due on such marketing.

(b) *Dealer's tobacco.* Any marketing of tobacco by a dealer which such dealer represents to be a resale, but all or any part of which, when added to prior resales by such dealer as shown on Form Tobacco 25 is in excess of the total amount of purchases as shown on such dealer's record shall be a marketing of tobacco subject to penalty unless and until the dealer furnishes proof acceptable to the Secretary showing that such tobacco is not subject to penalty.

(c) *Tobacco not identified by a valid memorandum.* Any tobacco marketed from a farm which is not identified by a valid memorandum of sale from the marketing card issued for the farm on which the tobacco was produced shall be subject to penalty, and any resale of tobacco through a warehouseman and not identified by a valid memorandum of resale shall be subject to penalty.

§ 725.245 *Persons to pay penalty.* The person to pay the penalty due on any marketing of excess tobacco shall be one of the following as applicable:

(a) *Warehouseman.* If the tobacco is marketed by the producer through a warehouseman the penalty shall be paid by the warehouseman who may deduct an amount equivalent to the penalty from the price paid to the producer. If tobacco is marketed through a warehouseman by resale the penalty shall be paid by the warehouseman if no memorandum of resale is issued.

(b) *Dealer.* If the tobacco is acquired from the producer by a dealer, the penalty shall be paid by the dealer who may deduct an amount equivalent to the penalty from the price paid to the producer.

(c) *Agent.* If the tobacco is marketed by the producer through an agent who is not a warehouseman, the penalty shall be paid by the agent who may deduct an amount equivalent to the penalty from the price paid to the producer.

(d) *Warehouseman and dealer on dealer's tobacco.* Any penalty due upon tobacco subject to penalty under § 725.244 (b), shall be paid by the warehouseman who may deduct an amount equivalent to the penalty from the price paid to the dealer, but the dealer shall not be relieved of responsibility for payment of such penalty.

(e) *Producer marketing outside United States.* If the tobacco is marketed by the producer directly to any person outside the United States, the penalty shall be paid by the producer.

§ 725.246 *Rate of penalty.* The penalty per pound upon the marketing of any tobacco in excess of the marketing quota for the farm on which the tobacco is produced and on the marketing of any other tobacco not identified under these regulations as being free of penalty shall be ten cents per pound in the case of flue-cured tobacco marketed prior to May 1, 1947 or 40 percent of the average market price (calculated to the nearest whole cent) for the 1946 crop if marketed on or after May 1, 1947, and sixteen cents per pound in the case of Burley tobacco.

§ 725.247 *Payment of penalty.* Penalties shall become due at the time the tobacco is marketed and shall be paid by remitting the amount thereof to the State Committee not later than the end of the calendar week following the week in which the tobacco became subject to penalty under § 725.240. A draft, money order, or check drawn payable to the Treasurer of the United States should be used to pay any penalty, but any such draft or check shall be received subject to payment at par.

§ 725.248 *Penalty for false identification or failure to account for disposition of tobacco.* If any producer falsely identifies or fails to account for the disposition of any tobacco, an amount of tobacco equal to the normal yield of the number of acres harvested in 1946 in excess of the farm acreage allotment shall be deemed to have been marketed in excess of the marketing quota for the farm and the penalty in respect thereof shall be paid and remitted by the producer.

§ 725.249 *Request for return of penalty.* Any producer of tobacco, after the marketing of all tobacco available for marketing from the farm, and any other person who bore the burden of the payment of any penalty may request the return of the amount of such penalty which is in excess of the amount due. Such request shall be filed with the county committee within two (2) years after the payment of the penalty.

RECORDS AND REPORTS

§ 725.250 *Producer's records and reports*—(a) *Report on marketing card.* The operator of each farm on which tobacco is produced in 1946 shall return to the office of the county committee each marketing card issued for the farm whenever marketings from the the farm are completed and in no event later than thirty days after the close of the tobacco auction markets for the locality in which the farm is located. Failure to return the marketing card within the time specified (after formal notification) shall constitute failure to give proof of disposition of tobacco marketed from the farm in the event that satisfactory proof of such disposition is not furnished otherwise.

(b) *Additional reports by producers.* In addition to any other reports which may be required under §§ 725.228 to 725.260, inclusive, the operator of each farm or any other person having an interest in the tobacco grown on the farm (even though the harvested acreage does not exceed the acreage allotment and even though no allotment was established for the farm) shall, upon written request by the State Committee and within ten days after the deposit of such request in the United States mails addressed to such person at his last known address, furnish the Secretary, by sending the same to the State Committee, a written report showing, as to the farm at the time of filing said report (1) the number of acres of tobacco harvested, (2) the total production of tobacco, (3) the amount of tobacco on hand and its location, and (4) as to each lot of tobacco marketed, the name and address of the warehouseman, dealer, or other person to or through whom such tobacco was marketed and the number of pounds marketed, the gross price; and the date of marketing.

§ 728.251 *Warehouseman's records and reports*—(a) *Record of marketing.* Each warehouseman shall keep such records as will enable him to furnish to the Secretary a report of the following information with respect to each sale or resale of tobacco made at his warehouse:

(1) The name of the seller (and, in the case of a sale for a producer, the name of the operator of the farm on which the tobacco was produced).

(2) The name of the purchaser.

(3) The date of sale.

(4) The number of pounds sold.

(5) The gross sale price.

(6) The amount of any penalty and the amount of any deduction on account of penalty from the price paid the producer (or a dealer).

Records of all purchases and resales of tobacco by the warehouseman shall be maintained to show a separate account for (1) nonwarehouse sales by farmers which are purchased by or on behalf of the warehouseman, (2) purchases and resales at auction for the warehouse leaf account, (3) resales of floor sweepings and (4) resales of baskets, bundles or leaves not classed as floor sweepings. In the case of accounts (3) and (4) above the amount accumulated in the regular course of warehouse business shall be weighed and recorded on the Dealer's Record (Tobacco 25) at least once each week. Purchases (pounds and gross price for accounts (1) and (2) and pounds only for accounts (3) and (4)) and resales (pounds and gross price) with respect to each account shall be reported each week on the Dealer's Record (Tobacco 25) and such reports shall show separate entries for each of the above items. Any warehouseman who grades tobacco for farmers shall maintain a separate account showing the approximate amount of grading-house scrap obtained from the tobacco graded from each farm. In the case of resales for dealers the name of the dealer making each resale shall be shown on the warehouse records so that the individual lots of tobacco sold by the dealer can be identified.

(b) *Identification of sale on check register.* The serial number of the memorandum of sale issued to identify each marketing of tobacco from the farm or the number of the warehouse bill(s) covering each such marketing shall be recorded on the check register or check stub for the check written with respect to such sale of tobacco.

(c) *Memorandum of sale and bill of nonwarehouse sale.* A record in the form of a valid memorandum of sale (or a sale without marketing card) shall be obtained by every warehouseman to cover each marketing of tobacco from a farm through the warehouse, and if a warehouseman buys tobacco directly from a farmer (other than at a public auction at a warehouse) such warehouseman shall obtain a valid memorandum of sale to cover each such purchase of tobacco, together with a properly executed bill of nonwarehouse sale. Any warehouseman who obtains possession of any grading-house scrap in the course of grading tobacco from any farm shall obtain a memorandum of sale to cover the amount of such scrap tobacco from such farm.

(d) *Resale record.* A record in the form of a memorandum of resale shall be obtained by every warehouseman to cover each resale through the warehouse.

(e) *Suspended sale record.* Any warehouse bills covering farm tobacco for which memoranda of sale have not been issued at the end of the sale day shall be presented to a field assistant who shall stamp such bills "Suspended", write thereon the serial number of the suspended sale, and record the bills on the Field Assistant's Report (Tobacco 29): *Provided*, That if a field assistant is not available, the warehouseman may stamp such bills "Suspended" and deliver them to a field assistant as soon as one is available.

(f) *Warehouse entries on dealer's records.* Each warehouseman shall enter on form Tobacco 25 the total purchases and resales made by each dealer during each sale day at the warehouse. If any tobacco resold by the dealer is tobacco bought by him from a crop produced prior to 1946 the entry on the dealer's record shall clearly show such fact.

(g) *Season report of warehouse business.* Each warehouseman shall furnish the State Committee not later than thirty (30) days following the last sale day of the marketing season a report showing for each dealer or buyer the total pounds and gross price of tobacco purchased and resold on the warehouse floor during the 1946–47 marketing year. This report shall include corrections in billing by each dealer or buyer during the season.

(h) *Report of penalties.* Each warehouseman shall make reports on form Tobacco 27 showing the information required with respect to each sale subject to penalty. Form Tobacco 27 shall be prepared for each week and the report for each week shall be forwarded, together with remittances of the penalties due, as shown thereon, to the State Committee not later than the end of the calendar week following the week in which the tobacco became subject to penalty under § 725.240.

§ 725.252 *Dealer's records and reports.* Each dealer, except as provided in § 725.253, shall keep the records and make the reports as provided by this section.

(a) *Report of dealer's name, address and registration number.* Each dealer shall properly execute and the field assistant shall detach and forward to the State Committee "Receipt for Dealer's Record" contained in form Tobacco 25 which is issued to the dealer.

(b) *Record and report of purchases and resales.* Each dealer shall keep a record and make reports on form Tobacco 25 showing all purchases and resales of tobacco made by the dealer and, in the event of resale of tobacco bought from a crop produced prior to 1946 the fact that such tobacco was bought by him and carried over from a crop produced prior to 1946.

(c) *Report of penalties.* Each dealer shall make a report on form Tobacco 27 showing the information with respect to all purchases subject to penalty made by him during each calendar week. The penalties listed on each such report shall be remitted with the report.

(d) *Memorandum of sale and bill of nonwarehouse sale.* For each lot of tobacco purchased from a farmer each dealer shall obtain a record in the form of a valid memorandum of sale. No memorandum of sale shall be issued unless the bill of nonwarehouse sale, on the reverse side of the memorandum of sale, has been executed.

(e) *Record and report of scrap tobacco.* Each dealer operating a receiving point for scrap tobacco who has been authorized on form Tobacco 23 to issue memoranda of sale, shall keep a record and make reports on form Tobacco 25 showing all tobacco received. Such reports shall be accompanied by memoranda of sale and bills of nonwarehouse sale with respect to all tobacco covered by the reports.

(f) *Additional records.* Each dealer shall keep such records, in addition to the foregoing, as may be necessary to enable him to furnish the following information with respect to each lot of tobacco purchased or sold by him:

(1) The name of the seller (and in the case of a purchase from a producer, the name of the operator of the farm on which the tobacco was produced).

(2) The name of the purchaser.

(3) The date of the transaction.

(4) The number of pounds sold.

(5) The gross purchase or sale price.

(6) The amount of any penalty and the amount of any deduction on account of penalty from the price paid the producer (or a dealer).

(7) In the event of a resale of tobacco bought by him and carried over from a crop produced prior to 1946 the fact that such tobacco was so bought and carried over.

All reports shall be forwarded to the State Committee not later than the end of the week following the calendar week covered by the reports.

§ 725.253 *Dealers exempt from regular records and reports.* Any dealer who does not purchase or otherwise acquire tobacco except at a warehouse sale and who does not resell, in the form in which tobacco ordinarily is sold by farmers, more than ten percent of the tobacco purchased by him, shall not be subject to the provisions of § 725.252; but each such dealer shall make such reports to the Secretary as the Director, Tobacco Branch, Production and Marketing Administration, may find necessary to enforce §§ 725.228 to 725.260, inclusive.

§ 725.254 *Records and reports of truckers and persons redrying, prizing or stemming tobacco.* Every person engaged in the business of trucking tobacco for producers shall keep such records as will enable him to furnish the Secretary a report with respect to each lot of tobacco received by him showing the name and address of the farm operator, the date of the receipt of the tobacco, the number of pounds received, and the place to which it was delivered. Every person engaged in the business of redrying, prizing or stemming tobacco for producers shall keep such records as will enable him to furnish the Secretary a report showing the information provided above for truckers and in addition the purpose for which the tobacco was received, the amount of advance made by him on the tobacco, and the disposition of the tobacco. Each such person shall make such reports to the Secretary as the Director, Tobacco Branch, Production and Marketing Administration, may find necessary to enforce §§ 725.228 to 725.260, inclusive.

§ 725.255 *Separate records and reports from persons engaged in more than one business.* Any person who is required to keep any record or make any report as a warehouseman, dealer, processor, or as a person engaged in the business of redrying, prizing, or stemming tobacco for producers, and who is engaged in more than one such business, shall keep such records as will enable him to make separate reports for each such business in which he is engaged, to the same extent for each such business as if he were engaged in no other business.

§ 725.256 *Failure to keep records or make reports.* Any, warehouseman, dealer, processor or common carrier of tobacco, or person engaged in the business of redrying, prizing or stemming tobacco for producers, who fail: to make any report or keep any record as required under §§ 725.225 to 725.260, inclusive, or who makes any false report or record, shall be deemed guilty of a misdemeanor and upon conviction thereof shall be subject to a fine of not more than $500; and any tobacco warehouseman or dealer who fails to remedy such violation by making a complete and accurate report or keeping a complete and accurate record as required under §§ 725.228 to 725.260, inclusive, within fifteen days after notice to him of such violation shall be subject to an additional fine of $100 for each ten thousand pounds of tobacco, or fraction thereof, bought or sold by him after the date of such violation; *Provided*, That such fine shall not exceed $5,000; and notice of such violation shall be served upon the tobacco warehouseman or dealer by mailing the same to him by registered mail or by posting the same at any established place of business operated by him, or both. Notice of any violation by a tobacco warehouseman or dealer shall be given by the Director, Tobacco Branch, Production and Marketing Administration.

§ 725.257 *Examination of records and reports.* For the purpose of ascertaining the correctness of any report made or record kept, or of obtaining information required to be furnished in any report but not so furnished, any warehouseman, dealer, processor, common carrier or person engaged in the business of redrying, prizing, or stemming tobacco for producers shall make available for examination, upon written request by the State Committee or Director, Tobacco Branch, Production and Marketing Administration, such books, papers, records, accounts, correspondence, contracts, documents, and memoranda as the State Committee or Director, Tobacco Branch, has reason to believe are relevant and are within the control of such person.

§ 725.258 *Length of time records and reports to be kept.* Records required to be kept and copies of the reports to be made by any person under these regulations for the 1946–47 marketing year shall be kept by him until June 30, 1948, in the case of flue-cured tobacco and Sept. 30, 1948, in the case of Burley tobacco. Records shall be kept for such longer period of time as may be requested in writing by the Director, Tobacco Branch, Production and Marketing Administration.

§ 725.259 *Information confidential.* All data reported to or acquired by the Secretary pursuant to the provisions of §§ 725.228 to 725.260, inclusive, shall be kept confidential by all officers and employees of the United States Department of Agriculture and by all members and employees of county committees and only such data so reported or acquired as the Secretary deems relevant shall be disclosed by them and then only in a suit or administrative hearing under Title III of the act.

§ 725.260 *Redelegation of authority.* Any authority delegated to the State Committee by these regulations may be redelegated by the State Committee.

NOTE: The record keeping and reporting requirements of these regulations have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942. BB No. 44–R1281.1.

Done at Washington, D. C. this 3d day of June 1946. Witness my hand and the seal of the Department of Agriculture.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-9356; Filed, June 3, 1946; 11:14 a. m.]

Chapter IX—Production and Marketing Administration (Marketing Agreements and Orders)

PART 904—MILK IN GREATER BOSTON, MASSACHUSETTS, MARKETING AREA

PART 927—MILK IN NEW YORK METROPOLITAN MARKETING AREA

PART 934—MILK IN LOWELL-LAWRENCE, MASSACHUSETTS, MARKETING AREA

PART 947—MILK IN FALL RIVER, MASSACHUSETTS, MARKETING AREA

PART 961—MILK IN PHILADELPHIA, PENNSYLVANIA, MARKETING AREA

DETERMINATION OF FORMULA FOR USE EACH MONTH IN COMPUTING EQUIVALENT PRICE FOR ANIMAL FEED NONFAT DRY MILK SOLIDS

Formula for use in computing equivalent price for animal feed dry skim milk under the orders regulating the handling of milk in the marketing areas of Greater Boston, Massachusetts; Fall River, Massachusetts; Lowell-Lawrence, Massachusetts; New York metropolitan; and Philadelphia, Pennsylvania.

Pursuant to the applicable provisions [1] of the orders regulating the handling of milk in the marketing areas of Greater Boston, Massachusetts; [2] Fall River, Massachusetts; [3] Lowell-Lawrence, Massachusetts; [4] New York metropolitan; [5] and Philadelphia, Pennsylvania,[6] it is hereby determined that for each applicable period the price equivalent of dry skim milk or nonfat dry milk solids quotations for animal feed, as used in §§ 904.6, 947.4, 934.6, 927.2, 927.5 and 961.4 of such orders, as amended or as hereafter amended, shall be a price computed by the respective market administrator under each order, by multiplying the average manufacturers' wholesale selling price per pound of animal feed dry skim milk for the second preceding month, as published by the United States Department of Agriculture in Evaporated, Condensed, and Dried Milk Report, by 1.1308, and subtracting 0.1617 from the result of such multiplication. It is hereby further determined that, for the purpose of any of these provisions which now or hereafter prescribe the use of the prices for the 30 days preceding the 25th day of each month, the prices equivalent shall be a weighted average of the equivalent prices otherwise determined herein for each of the calendar months comprising such 30-day period, with weighting according to the number of days in each such calendar month during such 30-day period in which quotations for dry skim milk, "other brands, human consumption, carlots, bags, or barrels," were published in The Producers' Price-Current.

This determination supersedes the determination published in the FEDERAL REGISTER of January 1, 1944 (9 F.R. 47).

Issued at Washington, D. C., this 31st day of May 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-9350; Filed, June 3, 1946; 11:13 a. m.]

PART 904—MILK IN THE GREATER BOSTON, MASSACHUSETTS MARKETING AREA

ORDER SUSPENDING CERTAIN PROVISIONS

Pursuant to the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C., 601 et seq.), and of the order, as amended, regulating the handling of milk in the Greater Boston, Massachusetts, marketing area, hereinafter referred to as the "order," it is hereby determined that the words "except that for the months of May and June 1946 the price shall be increased by 25 cents over the price otherwise applicable" in § 904.6 (a) (1) of the order, all of subdivisions (i) (ii) and (iii) in § 904.6 (a) (1), and the entire table contained in § 904.6 (a) (1) (iv) except the words "Class I Price", "(dollars per cwt.)" and "$4.09" do not tend to effectuate the declared policy of the act with respect to milk received by a handler from producers or cooperative associations of producers.

It is therefore ordered, That the words "except that for the months of May and June 1946 the price shall be increased by 25 cents over the price otherwise applicable" in § 904.6 (a) (1) of the order, all of subdivisions (i) (ii) and (iii) in § 904.6 (a) (1), and the entire table contained in § 904.6 (a) (1) (iv) except the words "Class I Price," "(dollars per cwt.)" and "$4.50" of the order do not tend to effectuate the declared policy of the act with respect to milk received by a handler from producers or cooperative associations of producers.

It is therefore ordered, That the words "except that for the months of May and June 1946 the price shall be increased by 25 cents over the price otherwise applicable," in § 934.6 (a) (1) of the order, all of subdivisions (i) (ii) and (iii) in § 934.6 (a) (1) and the entire table contained in § 934.6 (a) (1) (iv) except the words "Class I Price," "(dollars per cwt.)" and "$4.50" of the order be, and they hereby are, suspended, effective as of 12:01 a. m., e. d. s. t., June 1, 1946.

Issued at Washington, D. C., this 31st day of May 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-9355; Filed, June 3, 1946; 11:14 a. m.]

PART 973—MILK IN MINNEAPOLIS-ST. PAUL, MINNESOTA, MARKETING AREA

ORDER SUSPENDING A CERTAIN PROVISION

Pursuant to the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), hereinafter referred to as the "act," and of the order regulating the handling of milk in the Minneapolis-St. Paul, Minnesota, marketing area (7 CFR Cum. Supp. 973.0 et seq.), it is hereby determined that the provision of such order which provides a seasonal minimum price on Class I milk during June 1946, is a provision which does not tend to effectuate the declared policy of the act with respect to milk received from producers and cooperative associations of producers during said month.

It is, therefore, ordered, That the following provision of § 973.5 (a) (1) of the order regulating the handling of milk in the Minneapolis-St. Paul, Minnesota, marketing area be and it hereby is suspended for the period from 12:01 a. m., on June 1, 1946, through June 30, 1946: "• • • plus 40 cents during the months of May • • •".

Done at Washington, D. C. this 31st day of May 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-9351; Filed, June 3, 1946; 11:13 a. m.]

PART 934—MILK IN THE LOWELL-LAWRENCE, MASSACHUSETTS, MARKETING AREA

ORDER SUSPENDING CERTAIN PROVISIONS

Pursuant to the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), and of the order, as amended, regulating the handling of milk in the Lowell-Lawernce, Massachusetts, marketing area, hereinafter referred to as the "order," it is hereby determined that the words "except that for the months of May and June 1946 the price shall be increased by 25 cents over the price otherwise applicable," in § 934.6 (a) (1) of the order, all of subdivisions (i) (ii) and (iii) in § 934.6 (a) (1) and the entire table contained in § 934.6 (a) (1) (iv) except the words "Class I Price," "(dollars per cwt.)" and "$4.50" of the order do not tend to effectuate the declared policy of the act with respect to milk received by a handler from producers or cooperative associations of producers.

It is therefore ordered, That the words "except that for the months of May and June 1946 the price shall be increased by 25 cents over the price otherwise applicable," in § 934.6 (a) (1) of the order, all of subdivisions (i) (ii) and (iii) in § 934.6 (a) (1) and the entire table contained in § 934.6 (a) (1) (iv) except the words "Class I Price," "(dollars per cwt.)" and "$4.50" of the order be, and they hereby are, suspended, effective as of 12:01 a. m., e. d. s. t., June 1, 1946.

Issued at Washington, D. C., this 31st day of May 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-9354; Filed, June 3, 1946; 11:14 a. m.]

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[1] 7 CFR, 1943 Supp., 904.15, 947.14, 934.14, 927.10, 961.10.

[2] 7 CFR, Cum. Supp., 904.2 et seq., 1943 Supp., 961.15, 1944 Supp., 904.3 et seq.

[3] 7 CFR, Cum Supp., 947.0 et seq., 1943 Supp., 947.14, 1944 Supp., 947.1 et seq.

[4] 7 CFR, Cum Supp., 934.2 et seq., 1943 Supp. 934.14, 1945 Supp., 934.3 et seq.

[5] 7 CFR, Cum. Supp., 927.0, et seq., 1943 Supp., 927.10, 1945 Supp., 927.1, et seq.

[6] 7 CFR, Cum. Supp., 961.0 et seq., 1943 Supp., 961.10, 1945 Supp. 961.1, et seq.

Chapter XI—Production and Marketing Administration (War Food Distribution Orders)

[WFO 75-2, Amdt. 39]

PART 1410—LIVESTOCK AND MEATS

BEEF REQUIRED TO BE SET ASIDE AND DELIVERED

War Food Order 75-2, as amended (11 F.R. 2497, 2763, 3511), is hereby further amended to read as follows:

§ 1410.18. *Beef required to be set aside*—(a) *Definitions.* (1) "Governmental agency" means the Army, Navy, Marine Corps, or Coast Guard of the United States (excluding for the purposes of this order, United States Army post exchanges, United States Navy ships' service departments, United States Marine Corps post exchanges, and similar organizations), United States Department of Agriculture (including but not restricted to any corporate agency thereof), the War Shipping Administration, and the Veterans' Administration.

(2) "Federally inspected slaughterer" means any slaughterer whose establishment is operated under Federal inspection.

(3) "Federal inspection" means inspection under the provisions of the act of March 4, 1907 (34 Stat. 1260), as amended, 21 U. S. C. 71, and as extended by Public Law 602, 77th Congress, approved June 10, 1942 (56 Stat. 351), and the rules and regulations promulgated thereunder.

(4) "Certified slaughterer" means any slaughterer of livestock who has been certified by the Secretary of Agriculture under the provisions of War Food Order No. 139, as amended (11 F.R. 5641).

(5) "Certified slaughtering plant" means any establishment or facility for the slaughter of livestock which has been certified by the Secretary of Agriculture under the provisions of War Food Order No. 139, as amended (11 F.R. 5641).

(6) "Set aside beef" means beef of the type and grade required to be set aside, reserved, and held under this order.

(7) "Authorized purchaser" means:

(i) Any person who is under contract to sell or deliver set aside beef, or products prepared in whole or part therefrom, to a governmental agency;

(ii) Any person who has delivered set aside beef, or products prepared in whole or part therefrom, to a governmental agency, and has not replaced the set aside beef so delivered, or contained in the products so delivered, by a purchase of set aside beef under this order;

(iii) Any person who is authorized by the Administrator to purchase set aside beef.

(8) "Ship supplier" means any person designated and approved as such by the War Shipping Administration.

(9) "Conversion weight" means the dressed weight equivalent of beef, determined as prescribed in paragraph (f) hereof.

(10) "Person" means any individual, partnership, association, business trust, corporation, or any organized group of persons whether incorporated or not.

(11) "Administrator" means the Administrator, Production and Marketing Administration, United States Department of Agriculture, or any employee of the United States Department of Agriculture to whom the Administrator has delegated, or may hereafter delegate, any or all of the authority vested in him by this order.

(12) Any term not specifically defined herein shall have the meaning set forth for such term in War Food Order No. 75, as amended (11 F.R. 4641).

(b) *Federally inspected slaughterers; quantity; type; grade.* No Federally inspected slaughterer and no slaughterer whose cattle are slaughtered in an establishment operated under Federal inspection shall deliver meat for civilian consumption unless he shall physically set aside, reserve, and hold for delivery as directed in paragraph (d) hereof, the following percentages of the conversion weight of each week's production of beef of the types and grades mentioned below:

Type and grade:	*Set aside Percentage*
"U. S. Choice" steers and heifers	0
"U. S. Good" steers and heifers	0
"U. S. Good" cows	0
"U. S. Commercial" steers, heifers and cows	40
"U. S. Utility" (Grade C) and "Cutter and canner" (Grade D) steers, heifers and cows	55

(c) *Certified slaughterers; quantity; type; grade.* No certified slaughterer and no owner or operator of a certified slaughtering plant shall deliver meat for civilian consumption unless he shall physically set aside, reserve, and hold for delivery as directed in paragraph (d) hereof, the following percentages of the conversion weight of each week's production of beef of the types and grades mentioned below:

Type and grade:	*Set aside percentages*
"U. S. Choice" steers and heifers	0
"U. S. Good" steers and heifers	0
"U. S. Good" cows	0
"U. S. Commercial" steers, heifers and cows	40
"U. S. Utility" (grade C) and "Cutter and canner" (grade D) steers, heifers and cows	55

(d) *Delivery to Governmental agencies, authorized purchasers, and ship suppliers.* No slaughterer subject to the provisions of this order shall deliver meat for civilian consumption unless he shall:

(1) Deliver to Governmental agencies, authorized purchasers and ship suppliers before the close of each calendar week, beginning with the week of June 25, 1946, beef on each of the types and grades specified in paragraphs (b) and (c) hereof in a quantity not less than the quantity of beef of such types and grades required to have been physically set aside, reserved, and held by such slaughterer as of the end of the third previous week.

(2) Deliver to Governmental agencies, authorized purchasers and ship suppliers, on or before June 22, 1946, beef of such types and grades, and in such quantity, calculated as of June 1, 1946, as were required to have been set aside, reserved and held for delivery to such Governmental agencies, authorized purchasers and ship suppliers.

(e) *Federal inspection required.* All beef required to be set aside, reserved, and held under this order shall be inspected in accordance with the provisions of the act of March 4, 1907 (34 Stat. 1260), as amended, 21 U. S. C. 71, and as extended by Public Law 602, 77th Congress, approved June 10, 1942 (56 Stat. 351), and the rules and regulations promulgated thereunder.

(f) *Conversion weight.* (1) The conversion weight of all deliveries of beef, and the conversion weight of carcasses and of cuts and trimmings derived therefrom, and of beef products produced therefrom, shall be determined by multiplying the weight thereof by the appropriate conversion factor set forth below:

Type and description of product:	*Conversion factor (multiplier)*
Dressed carcasses and cuts, not boned fresh (chilled) or frozen	1.00
Boned beef and trimmings, fresh (chilled or frozen)	1.41
Cured other than dried—not boned	.95
Cured other than dried—boned	1.34
Dried (including smoked)	2.20
Boneless beef derived from cutter and canner grade steers, heifers, cows, stags, and bulls (grade D beef)	1.45
Canned beef and gravy (for delivery to the Army)	2.00
Canned beef and gravy [1] (for delivery to Commodity Credit Corporation)	1.60

The term "boned" describes cuts from which 50 percent or more of the bone, by weight, has been removed by the process of boning, and the term "not boned" describes cuts from which none or less than 50 percent of the bone, by weight, has been removed, and primal cuts which contain no bone.

(2) The conversion weight of beef of any type used in the preparation of sausage or in the preparation of canned meat, or any other beef product not specified above, shall be computed by determining, on the basis of the manufacturing formula, the net weight of the beef in such processing, and multiplying such net weight by the applicable conversion factor set forth above for such type of beef. The net weight of beef which is cooked and used in the preparation of canned meat not specified above shall be the weight thereof before cooking.

(3) The Administrator may, upon written application, revise any conversion weight factor where it is shown that such factor is working an undue hardship in the preparation of certain products.

(g) *Credits allowed on deliveries.* Subject to paragraph (h) of this section, any set aside beef delivered to a governmental agency, authorized purchaser, or ship supplier may be credited against the set aside requirements of this order for beef of the type and grade so delivered.

(h) *Certificates.* No set aside beef shall be delivered to any authorized purchaser, and no credit shall be allowed for any such delivery unless, prior to delivery, the slaughterer obtains a certificate

signed by the authorized purchaser, containing the following: The name and address of both parties, the contract number of the contract between the authorized purchaser and the governmental agency, and a statement by the authorized purchaser that the set aside beef to be delivered, or an equivalent amount of set aside beef of the same type and grade, will be or has been used in the fulfillment of such contract. The slaughterer shall indorse on such certificate the date of delivery and the conversion weight of such beef, together with a description permitting conversion in accordance with paragraph (f) of this section. The slaughterer and the authorized purchaser shall each retain an original of such certificate for at least two years and shall submit the same to the Administrator upon request. All statements contained in or accompanying such certificate shall be deemed representations to an agency of the United States. No person shall be entitled to rely upon any such certificate if he knows or has reasonable cause to believe it to be false.

(i) *Storage; packaging.* All beef set aside, reserved and held under this order shall be stored in such manner as to maintain the quality thereof, and shall be prepared and packaged in accordance with the requirements of the governmental agency purchasing the beef.

(j) *Authorized purchasers; requirements.* An authorized purchaser shall receive set aside beef under the provisions of this order only:

(1) For re-delivery to a governmental agency or ship supplier, in the same form or in processed form, within three weeks from the date of receipt of such beef, or

(2) To replace an equivalent amount of beef of the same type and grade theretofore delivered, either in the same form or in processed form, to a governmental agency or ship supplier.

(k) *Direction for delivery.* In the event of a failure on the part of any person subject to this order to deliver the required quantities of set aside beef within the time limit applicable hereunder, or upon a failure on the part of such person to prepare, process, wrap or package such set aside beef in accordance with requirements of the governmental agency purchasing the same, then and in that event the Administrator may direct that such beef be delivered forthwith to such governmental agency regardless of the stage of preparation, processing, wrapping or packaging. In the event of such direction for delivery, the Administrator or the governmental agency entitled to delivery may make provision for completing the processing, wrapping or packaging of such beef to meet the specifications of such governmental agency and may charge the expense thereof to the person required to make such delivery. Any direction for delivery in accordance with the provisions of this paragraph shall not affect the right of the Government to take any other action or proceeding under paragraph (q) of this order.

(l) *Allocation.* The Administrator may, by general order or written notice to individual slaughterers, order the allocation of beef set aside under this order to or among specific governmental agencies, authorized purchasers or ship suppliers. In the absence of such allocation, slaughterers may, subject to paragraph (h) of this section, sell beef so set aside to any such person or agency.

(m) *Existing contracts.* The provisions of this order shall not be construed as reducing the amount of meat which any slaughterer is required to offer or to deliver under any existing contract with a governmental agency, as defined herein, or with the United States Maritime Commission.

(n) *Reports.* Every slaughterer subject to this order shall report to the Administrator concerning his production of and transactions in beef. Such reports shall be made at such times and upon such forms as the Administrator may require, and shall be subject to the approval of the Bureau of the Budget in accordance with the Federal Reports Act of 1942. All such reports shall be signed by the slaughterer, by a partner, if the slaughterer is a partnership, or by a responsible officer if the slaughterer is a corporation.

(o) *Audits and inspections.* The Administrator shall be entitled to make such audits and inspections of the books, records and other writings, premises, supplies of livestock or stocks of meat of any person, and to make such investigations as may be necessary or appropriate, in his discretion, to the enforcement of administration of the provisions of this order.

(p) *Petition for relief from hardship.* Any person affected by this order who considers that compliance herewith would work an exceptional or unreasonable hardship on him may file a petition for relief from the Order Administrator. Petitions shall be in writing and shall set forth all pertinent facts and the nature of the relief sought. The Order Administrator may take any action with reference to such petition which is consistent with the authority delegated to him by the Administrator. If the petitioner is dissatisfied with the action taken by the Order Administrator, he may, by request addressed to the Order Administrator, obtain a review of such action by the Administrator. After said review, the Administrator may take such action as he deems appropriate, which action shall be final.

(q) *Violations.* (1) Any person who violates any provision of this order which requires beef to be set aside, reserved and held for delivery to governmental agencies, authorized purchasers or ship suppliers, or any provision of this order which requires set aside beef to be delivered to such governmental agencies, authorized purchasers or ship suppliers shall, upon certification to the Reconstruction Finance Corporation, be subject to the withholding by the Reconstruction Finance Corporation of any meat subsidy claimed by such person.

(2) Any person who violates any provision of this order may, in accordance with the applicable procedure, be prohibited from receiving, making deliveries of, or using livestock, meat, meat products, or animal fats.

(3) Any person who wilfully violates any provision of this order is guilty of a crime and may be prosecuted under any and all applicable laws. Civil action may also be instituted to enforce any liability or duty created by, or to enjoin any violation of, any provision of this order.

(r) *Communications.* All reports required to be filed hereunder and all communications concerning this order shall, unless otherwise provided, be addressed to the Order Administrator, War Food Order No. 75–2, Livestock Branch, Production and Marketing Administration, United States Department of Agriculture, 5 South Wabash Avenue, Chicago 3, Illinois.

(s) *Territorial scope.* This order shall apply within the 48 states and the District of Columbia.

(t) *Effective date.* This amendment shall become effective at 12:01 a. m., e. s. t., June 2, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 75–2, as amended, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability or appeal.

NOTE: All reporting and record-keeping requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087; WFO 75, 10 F.R. 4649)

Issued this 31st day of May 1946.

[SEAL] E. A. MEYER,
Assistant Administrator, Production and Marketing Administration.

[F. R. Doc. 46–9318; Filed, May 31, 1946; 4:25 p. m.]

[WFO 75–6, Suspension]

PART 1410—LIVESTOCK AND MEATS

SET ASIDE LAMB AND MUTTON REQUIREMENTS; SUSPENSION

War Food Order No. 75–6, as amended (11 F.R. 5471), is hereby suspended until further order of the Administrator.

This suspension shall become effective at 12: 01 a. m., e. s. t., June 2, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 75–6, as amended, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087; W.F.O. 75, 11 F.R. 4641)

Issued this 30th day of May 1946.

[SEAL] E. A. MEYER,
Assistant Administrator, Production and Marketing Administration.

[F. R. Doc. 46–9316; Filed, May 31, 1946; 4:25 p. m.]

[WFO 75–8, Amdt. 1]

PART 1410—LIVESTOCK AND MEATS

POSTPONEMENT OF EFFECTIVE DATE

War Food Order No. 75–8, issued May 28, 1946, is hereby amended by deleting the date "June 2, 1946," contained in paragraph (j) and substituting in lieu thereof the date "June 6, 1946."

This order of postponement shall become effective at 12:01 a. m., June 2, 1946.

(E.O. 9280, 7 F.R. 10179, E.O. 9577, 10 F.R. 8087, W.F.O. 75, 11 F.R. 4641)

Issued this 30th day of May 1946.

[SEAL] E. A. MEYER,
Assistant Administrator, Production and Marketing Administration.

[F. R. Doc. 46–9317; Filed, May 31, 1946; 4:25 p. m.]

[WFO 10, Amdt. 17]

PART 1432—RICE

RICE SET ASIDE

War Food Order No. 10, as amended (11 F.R. 3993, 5105) is hereby further amended by striking §1432.1(c)(2)(i) and substituting in lieu thereof the following:

(2) (i) Beginning June 1, 1946, deliveries in any calendar month by any miller in the State of California to persons other than governmental agencies of brown and milled rice for shipment to Puerto Rico and the Virgin Islands may be credited against the amount of rice required to be set aside during such month, and deliveries in any calendar month by any such miller to such persons of brown and milled rice for shipment to Hawaii may be credited against not more than 10 percent of the amount of rice required to be set aside during such month.

This amendment shall become effective at 12:01 a. m., e. s. t., June 1, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 10, as amended, all provisionls of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087)

Issued this 31st day of May 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46–9311; Filed, May 31, 1946; 3:57 p. m.]

[WFO 148]

PART 1401—DAIRY PRODUCTS

EVAPORATED MILK

The fulfillment of requirements for the defense of the United States will result in a shortage of the supply of evaporated milk for defense, for private account, and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 1401.207 *Evaporated milk required to be set aside*—(a) *Definitions.* (1) "Evaporated milk" means evaporated milk as defined in the definitions and standards of identity for evaporated milk (21 CFR, Cum. Supp., 18.520 et seq.), issued on June 28, 1940, pursuant to the Federal Food, Drug, and Cosmetic Act.

(2) "Person" means any individual, partnership, corporation, association, or any other business entity or organized group of persons, whether incorporated or not.

(3) "Producer" means any person who manufactures evaporated milk.

(4) "Receiver" means any person who has facilities or access to facilities which enable him to receive, store, and ship evaporated milk in carload lots, and who customarily ships evaporated milk in carload lots.

(5) "Set aside" means to set aside and hold for sale and delivery to any designated agency.

(6) "Designated agency" means any of the following: (i) The Armed Services of the United States (excluding, for the purposes of this order, the United States Army post exchanges, the United States Navy ship service departments, and the United States Marine Corps post exchanges); (ii) the United States Department of Agriculture (including, but not being limited to, any corporate agency thereof); (iii) the War Shipping Administration; (iv) any approved ship supplier designated as such by the War Shipping Administration; (v) the United States Veterans' Administration; and (vi) any other instrumentality or agency designated by the Administrator.

(7) "Armed Services of the United States" means the Army, the Navy, the Marine Corps, and the Coast Guard of the United States.

(8) "Administrator" means the Administrator, Production and Marketing Administration, United States Department of Agriculture, or any officer or employee of the Department to whom the Administrator has heretofore lawfully delegated, or to whom he may hereafter lawfully delegate, authority to act in his stead.

(b) *Restrictions.* (1) Every producer shall set aside, during each calendar month, a quantity of evaporated milk equal to such percentage or portion as the Administrator may order of all evaporated milk produced by him during such month.

(2) Upon receipt of specific authorization from the Administrator, any producer may enter into an agreement with a second producer or a receiver whereby the second producer or receiver will set aside, in addition to any evaporated milk otherwise required to be set aside by him, a quantity of evaporated milk equal to all or part of the evaporated milk required to be set aside by the first producer, and the second producer or receiver shall so set aside such quantity of evaporated milk, within such period as the Administrator may specify, thereby fulfilling the requirements of the first producer pursuant to (b) (1) hereof, with respect to such quantity of evaporated milk.

(3) All evaporated milk set aside pursuant to the provisions hereof shall be stored under the same conditions of storage customarily observed to maintain the quality of evaporated milk, and shall be packaged and assembled for delivery in accordance with requirements and specifications of the designated agencies purchasing such evaporated milk.

(4) Any person who sold and delivered any quantity of evaporated milk to any designated agency during May 1946 may consider such quantity of evaporated milk as having been set aside, pursuant to the provisions hereof or Administrator's order pursuant hereto, by such person during June 1946 or any subsequent calendar month of 1946. Any person who sells and delivers any quantity of evaporated milk to any designated agency during any calendar month of 1946, subsequent to May 1946, in excess of the quantity thereof required to be set aside during such month by such person, pursuant to the provisions hereof or Administrator's order pursuant hereto, may consider such excess quantity of evaporated milk as having been set aside by such person during any subsequent calendar month of 1946.

(5) On and after July 1, 1946, neither a producer nor a receiver shall, unless authorized in writing by the Administrator, sell, contract to sell, or deliver, except to a designated agency, any evaporated milk so long as the total quantity of evaporated milk, set aside pursuant to the provisions of this order, and owned by the respective person, exceeds the total quantity of all evaporated milk required, by the provisions of this order, to be set aside by such person during the immediately preceding calendar month.

(6) Each producer and each receiver, respectively, shall retain in his possession at all times a quantity of set aside evaporated milk which is equal to the total quantity of evaporated milk required to be set aside by each such person minus the total quantity of evaporated milk (i) sold and delivered by each such person to designated agencies, and (ii) released from the set aside provisions of this order.

(7) The Administrator may release any set aside evaporated milk from the restrictions of this order if he determines that no designated agency has contracted for, or declared its intention or desire to contract for, such evaporated milk within such period as he may specify, or that such evaporated milk is not required for any such agencies.

(c) *Existing contracts.* The provisions of this order and of any regulation or order pursuant hereto shall be observed without regard to contracts heretofore or hereafter entered into or any rights accrued or payments made thereunder. This order shall not, however, be construed as reducing the amount of evaporated milk which any person is required to offer or deliver, under existing contracts or contracts subsequently entered into with any designated agency, to any such agency.

(d) *Records and reports.* (1) The Administrator shall be entitled to obtain such information from, and require such reports and the keeping of such

records by, any person as may be necessary or appropriate, in the discretion of the Administrator, for the enforcement or administration of the provisions of this order, subject to the approval of the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(2) Every person subject to this order shall, for at least two years (or for such other period of time as the Administrator may designate), maintain an accurate record of his transactions in evaporated milk.

(e) *Audits and inspections.* The Administrator shall be entitled to make such audits and inspections of the books, records and other writings, premises or stocks of evaporated milk of any person, and to make such investigations as may be necessary or appropriate, in the discretion of the Administrator, for the enforcement or administration of the provisions of this order.

(f) *Petition for relief from hardship.* Any person affected by this order who considers that compliance herewith would work an exceptional or unreasonable hardship on him may file a petition for relief with the Administrator. Such petition shall be addressed to Administrator, Production and Marketing Administration, United States Department of Agriculture, Washington 25, D. C. Petitions for such relief shall be in writing and shall set forth all pertinent facts and the nature of the relief sought. The Administrator may consider any such petition and take such action with reference thereto that he deems appropriate, and such action shall be final.

(g) *Violations.* Any person who violates any provision of this order or of any regulation or order pursuant hereto, may, in accordance with the applicable procedure, be prohibited from receiving, making any deliveries of, or using evaporated milk. In addition, any person who willfully violates any provision of this order or of any regulation or order pursuant hereto is guilty of a crime and may be prosecuted under any and all applicable laws. Further, civil action may be instituted to enforce any liability or duty created by, or to enjoin any violation of, any provision of this order.

(h) *Delegation of authority.* The administration of this order and the powers vested in the Secretary of Agriculture of the United States, insofar as such powers relate to the administration of this order, are hereby delegated to the Administrator; and the Administrator is hereby authorized to redelegate to any employee or employees of the United States Department of Agriculture any or all of the authority vested in the Administrator by this order.

(i) *Communications.* All reports to be filed pursuant hereto and all communications concerning this order shall, except as provided herein or unless instructions to the contrary are issued by the Administrator, be addressed to the Administrator, Production and Marketing Administration, United States Department of Agriculture, Washington 25, D. C.

(j) *Territorial scope.* This order shall apply only in the area included in the 48 States of the United States and the District of Columbia.

(k) *Effective date.* This order shall become effective at 12:01 a. m., e. s. t., May 31, 1946.

NOTE: The record-keeping requirements of this order have been approved by, and all subsequent record-keeping and reporting requirements will be subject to the approval of, the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087)

Issued this 31st day of May 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-9352; Filed, June 3, 1946; 11:13 a. m.]

[WFO 148-1]

PART 1401—DAIRY PRODUCTS

PERCENTAGE OF EVAPORATED MILK REQUIRED TO BE SET ASIDE IN JUNE 1946

Pursuant to the authority vested in me by War Food Order No. 148, effective May 31, 1946, and in order to effectuate the purposes of such order, it is hereby ordered as follows:

§ 1401.208 *Percentage of evaporated milk to be set aside in June 1946*—(a) *Definitions.* Each term defined in War Food Order No. 148 shall, when used herein, have the same meaning as set forth for such term in said War Food Order No. 148.

(b) *Percentage.* Each producer shall set aside in the calendar month of June 1946 a quantity of evaporated milk equal to 60 percent of all evaporated milk produced by him in such month.

(c) *Effective date.* This order shall become effective at 12:01 a. m., e. s. t., June 1, 1946.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087; WFO 148)

Issued this 31st day of May 1946.

[SEAL] E. A. MEYER,
Assistant Administrator.

[F. R. Doc. 46-9353; Filed, June 3, 1946; 11:13 a. m.]

[WFO 75-7, Amdt. 2]

PART 1410—LIVESTOCK AND MEATS

LIVESTOCK SLAUGHTER RESTRICTIONS

War Food Order No. 75-7, as amended (11 F.R. 4645, 5212), is hereby amended as follows:

1. By deleting the tables appearing at the end of paragraphs (b) (2), (b) (3) and (c) (2) and substituting in each case the following table:

Type of livestock:	Percentage
Cattle	85
Calves	85
Swine	90

This amendment shall become effective at 12:01 a. m., e. s. t., June 3, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 75-7 as amended, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087)

Issued this 1st day of June 1946.

[SEAL] JESSE B. GILMER,
Deputy Administrator.

[F. R. Doc. 46-9349; Filed, June 3, 1946; 11:13 a. m.]

TITLE 14—CIVIL AVIATION

Chapter I—Civil Aeronautics Board

[Regs., Amdt. 40-7]

PART 40—AIR CARRIER OPERATING CERTIFICATION

AIRCRAFT

Amending Part 40 to conform with amendments to Part 61.

At a session of the Civil Aeronautics Board held at its office in Washington, D. C., on the 24th day of May 1946.

Effective May 24, 1946, § 40.12 and § 40.334 of the Civil Air Regulations are amended to read as follows:

§ 40.12 *Aircraft.* Applicant shall show certificated aircraft of a model and number found by the Administrator to be adequate for safe operation as related to the service offered, the route traversed, and the operating and maintenance procedures and techniques proposed. (See also § 40.2.)

§ 40.334 *Number of aircraft.* Applicant shall show certificated aircraft of a number sufficient to permit the maintenance of all schedules proposed, as provided for in § 40.16.

(52 Stat. 984, 1007; 49 U.S.C. 425, 551)

By the Civil Aeronautics Board.

[SEAL] FRED A. TOOMBS,
Secretary.

[F. R. Doc. 46-9357; Filed, June 3, 1946; 11:17 a. m.]

[Regs., Amdt. 41-2]

PART 41—CERTIFICATION AND OPERATION RULES FOR SCHEDULED AIR CARRIER OPERATIONS OUTSIDE THE CONTINENTAL LIMITS OF THE UNITED STATES

MISCELLANEOUS AMENDMENTS

At a session of the Civil Aeronautics Board held at its office in Washington, D. C., on the 24th day of May 1946.

Effective May 24, 1946, Part 41 of the Civil Air Regulations is amended as follows:

1. By amending the first paragraph of § 41.27 to read as follows:

§ 41.27 *Operating limitations upon airplanes certificated under transport category requirements.* When operating any airplane certificated in accordance with the provisions of § 04.1 (in the regulations issued on or after November 9, 1945), or of § 04.75–T (in the regulations issued prior to November 9, 1945), the provisions of §§ 41.270 to 41.2731 inclusive shall apply unless deviations therefrom are specifically authorized by the Administrator when he finds that, due to a peculiarity of a specific case, such application is unnecessary for safety.

2. By amending § 41.270 *General limitations,* as follows:

a. Delete the word "gross" from paragraph (c).

b. Insert "and oil" after the words "amount of fuel" in paragraph (c).

c. Substitute the word "airport" in lieu of the word "field" in paragraph (c).

3. By amending § 41.271 *Take-off limitations to provide for engine failure,* as follows:

a. Substitute the word "airports" in lieu of the word "fields" in the first paragraph.

b. Delete the word "gross" from first paragraph.

c. Delete "04.7532–T" from first paragraph, and insert in lieu thereof "04.12 (in the Regulations issued on or after November 9, 1945), or § 04.7532–T (in the Regulations issued prior to November 9, 1945)."

4. By amending § 41.272 *En route limitations,* to read as follows:

§ 41.272 *En route limitations.*

§ 41.2720 *All airplanes; all engines operating.* Airplanes shall be dispatched only at such take-off weights that, in proceeding along the intended track with the weight of the airplane progressively reduced by the anticipated consumption of fuel and oil, the rate-of-climb with all engines operating (as set forth in the airplane operating manual), shall be, in feet per minute, $6V_{so}$ at an altitude at least 1,000 feet above the elevation of the highest ground or obstruction within 10 miles of either side of the intended track; except that this requirement need not apply to airplanes certificated under the performance requirements of the regulations issued prior to November 9, 1945.

§ 41.2721 *All airplanes; one engine inoperative.* Airplanes shall be dispatched only at such take-off weights that in proceeding along the intended track with the weight of the airplane progressively reduced by the anticipated consumption of fuel and oil, the rate-of-climb with one engine inoperative (as set forth in the airplane operating manual), shall be, in feet per minute, $0.02V_{so}^2$ for airplanes having maximum take-off weights up to 40,000 pounds, increasing linearly to $0.04V_{so}^2$ at 60,000 pounds, and $0.04V_{so}^2$ for maximum take-off weights above 60,000 pounds at an altitude at least 1,000 feet above the elevation of the highest ground or obstruction within 10 miles of either side of the intended track; except that for airplanes certificated under the performance requirements of the regulations issued prior to November 9, 1945 the above rate-of-climb value may be $0.02V_{so}^2$ irrespective of maximum take-off weight.

§ 41.2722 *Airplanes with four or more engines; two engines inoperative.* If from any point along the track flown, more than 90 minutes at "all engines operating" cruising speed is required to reach an available landing area where the provisions of § 41.273 as modified by § 41.2730 can be met at the airplane weight estimated to exist upon arrival there, an aircraft with four or more engines shall not be dispatched over such track unless its weight is such as to permit a rate-of-climb with two engines inoperative (as set forth in the airplane operating manual), in feet per minute, of $0.01V_{so}^2$ at an altitude of at least 1,000 feet above the elevation of the highest ground or obstruction within 10 miles on either side of the intended track to the landing area; or at 5,000 feet whichever is higher; except that this requirement need not apply to airplanes certificated under the performance requirements of the regulations issued prior to November 9, 1945. This specified rate-of-climb shall correspond to the airplane's weight attained at the moment of failure of the second engine (assumed to occur 90 minutes from time of departure), or to the weight which may be attained by dumping fuel at the moment of failure of the second engine, provided that sufficient fuel is retained aboard the airplane to reach a point 1,000 feet directly above the landing area.

§ 41.2723 *Special air navigation facilities.* Where special air navigation facilities provide for reliable and accurate identification of high ground or obstruction extending for less than 20 miles along the track, the lateral distance of 10 miles specified in § 41.2720 through § 41.2722 may be reduced to 5 miles.

5. By amending § 41.273 *Landing distance limitations,* as follows:

a. Delete "04.7533–T" from paragraph (a), and insert in lieu thereof "04.124 (in the Regulations issued on or after November 9, 1945), or § 04.7533–T (in the Regulations issued prior to November 9, 1945)."

(52 Stat. 984, 1007; 49 U.S.C. 425, 551)

By the Civil Aeronautics Board.

[SEAL] FRED A. TOOMBS,
Secretary.

[F. R. Doc. 46-9358; Filed, June 3, 1946; 11:17 a. m.]

[Regs., Amdt. 61-12]

PART 61—SCHEDULED AIR CARRIER RULES

MISCELLANEOUS AMENDMENTS

At a session of the Civil Aeronautics Board held at its office in Washington, D. C., on the 24th day of May 1946.

Effective May 24, 1946, Part 61 of the Civil Air Regulations is amended as follows:

1. By repealing §§ 61.33 and 61.34 (subject covered by § 61.7114).

2. By amending the first paragraph of § 61.712 to read as follows:

§ 61.712 *Operating limitations upon airplanes certificated under transport category requirements.* When operating in scheduled passenger transportation any airplane certificated in accordance with the provisions of § 04.1 (in the regulations issued on or after November 9, 1945), or of § 04.75–T (in the regulations issued prior to November 9, 1945), the provisions of §§ 61.7121 to 61.7125 inclusive shall apply unless deviations therefrom are specifically authorized by the Administrator when he finds that, due to a peculiarity of a specific case, such application is unnecessary for safety.

3. By amending § 61.7121 *General limitations,* as follows:

a. Delete the word "gross" from paragraph (c).

b. Insert "and oil" after the words "amount of fuel" in paragraph (c).

4. By amending § 61.7122 *Take-off limitations to provide for engine failure,* as follows:

a. Delete the word "gross" from first paragraph.

b. Delete "04.7532–T" from first paragraph, and insert in lieu thereof "§ 04.12 (in the regulations issued on or after November 9, 1945), or § 04.7532–T (in the regulations issued prior to November 9, 1945)."

5. By amending § 61.7123 Landing distance limitations, as follows:

a. Delete word "aircraft" from paragraph (a), and insert in lieu thereof the word "airplanes."

b. Delete "04.7533–T" from paragraph (a), and insert in lieu thereof "§ 04.124 (in the regulations issued on or after November 9, 1945), or § 04.7533–T (in the regulations issued prior to November 9, 1945.)"

6. By amending § 61.725 *En route limitations,* to read as follows:

§ 61.7125 *En route limitations.*

§ 61.71250 *All airplanes; all engines operating.* Airplanes shall be dispatched only at such take-off weights that, in proceeding along the intended track with the weight of the airplane progressively reduced by the anticipated consumption of fuel and oil, the rate-of-climb with all engines operating (as set forth in the airplane operating manual), shall be, in feet per minute, $6V_{so}$ at an altitude at least 1,000 feet above the elevation of the highest ground or obstruction within 10 miles of either side of the intended tract; except that this requirement need not apply to airplanes certificated under the performance requirements of the regulations issued prior to November 9, 1945.

§ 61.71251 *All airplanes; one engine inoperative.* Airplanes shall be dispatched only at such take-off weights that in proceeding along the intended track with the weight of the airplane progressively reduced by the anticipated consumption of fuel and oil, the rate-of-climb with one engine inoperative (as set forth in the airplane operating manual), shall be, in feet per minute, $0.02V_{so}^2$ for airplanes having maximum take-off weights up to 40,000 pounds, increasing linearly to $0.04V_{so}^2$ at 60,000 pounds, and $0.04V_{so}^2$ for maximum take-off weights above 60,000 pounds at an altitude at least 1,000 feet above the elevation of the highest ground or obstruction within 10 miles of either side of the intended track; except that for airplanes certificated under the performance requirements of the regulations issued prior to November 9, 1945, the above rate-of-climb value may

be $0.02V_{so}^2$ irrespective of maximum take-off weight.

§ 61.71252 *Airplanes with four or more engines—two engines inoperative.* If from any point along the track flown, more than 90 minutes at "all engines operating" cruising speed is required to reach an available landing area where the provisions of § 61.7123 as modified by § 61.71230 can be met at the airplane weight estimated to exist upon arrival there, an aircraft with four or more engines shall not be dispatched over such track unless its weight is such as to permit a rate-of-climb with two engines inoperative (as set forth in the airplane operating manual), in feet per minute, of $0.01V_{so}^2$ at an altitude of at least 1,000 feet above the elevation of the highest ground or obstruction within 10 miles on either side of the intended track to the landing area; or at 5,000 feet whichever is higher; except that this requirement need not apply to airplanes certificated under the performance requirements of the regulations issued prior to November 9, 1945. This specified rate-of-climb shall correspond to the airplane's weight attained at the moment of failure of the second engine (assumed to occur 90 minutes from time of departure), or to the weight which may be attained by dumping fuel at the moment of failure of the second engine: *Provided*, That sufficient fuel is retained aboard the airplane to reach a point 1,000 feet directly above the landing area.

§ 61.71253 *Special air navigation facilities.* Where special air navigation facilities provide for reliable and accurate identification of high ground or obstruction extending for less than 20 miles along the track, the lateral distance of 10 miles specified in § 61.71250 through § 61.71252 may be reduced to 5 miles.

(52 Stat. 984, 1007; 49 U.S.C. 425, 551)

By the Civil Aeronautics Board.

[SEAL] FRED A. TOOMBS,
Secretary.

[F. R. Doc. 46-9359; Filed, June 3, 1946; 11:17 a. m.]

TITLE 24—HOUSING CREDIT

Chapter II—Federal Savings and Loan System

[Bulletin 60]

PART 203—OPERATION

SALE OF LOANS

Paragraph (a) of § 203.13 of the rules and regulations for the Federal Savings and Loan System is hereby amended, effective May 31, 1946, to read as follows:

(a) *Mortgage brokerage business; sale of loans.* No Federal association shall engage in the mortgage brokerage business: *Provided, however,* Any Federal association may sell any loan at any time if the total dollar amount of loans sold, including such sale, within the twelve months' period immediately preceding the date of such sale, does not exceed a sum equivalent to 25 percent of the dollar amount of all loans originated by such Federal association within such period. The limitation upon the sale of loans may be adjusted in case of any Federal association upon application to and approval by the Federal Home Loan Bank Administration. Any mortgages so sold, which were originated by the Federal association, may be sold only if an initial service charge is made and collected by the Federal association sufficient to reimburse it for the expenses incurred in originating such business, *And provided further,* That such loans are sold without recourse, and if under a contract to service the same, then on a basis to provide sufficient compensation to the Federal association to reimburse it for expenses incurred under its service contract. No Federal association which holds a mortgage or other instrument securing a debt which is a first lien upon real estate and which simultaneously holds one or more additional mortgages or other instruments securing a debt and constituting liens inferior to the first lien upon the same real estate, shall sell or otherwise dispose of any such mortgage or other instrument, unless it shall simultaneously sell or otherwise dispose of all mortgages or other instruments constituting inferior liens upon the same real estate.

Paragraphs (c) and (d) of § 203.13 of the rules and regulations for the Federal Savings and Loan System are hereby repealed, effective May 31, 1946.

(Sec. 5 (a), 48 Stat. 132; 12 U.S.C. 1464 (a); E.O. 9070, 7 F.R. 1529)

These amendments are deemed to be of a minor character within the meaning of § 201.2 of the rules and regulations for the Federal Savings and Loan System.

HAROLD LEE,
Governor.
KENNETH G. HEISLER,
General Counsel.
ORMOND E. LOOMIS,
Executive Assistant to the Commissioner.

[F. R. Doc. 46-9310; Filed, May 31, 1946; 3:30 p. m.]

Chapter III—Federal Savings and Loan Insurance Corporation

[Bulletin 26]

PART 301—INSURANCE OF ACCOUNTS

LOANS ON REAL ESTATE

Section 301.11 of the rules and regulations for insurance of accounts is hereby amended, effective May 31, 1946, by adding at the end thereof the following additional paragraph:

(e) *Exceptions to limitations on lending beyond fifty miles.* Any insured institution may, without regard to the preceding provisions of this section, loan or invest its funds, to the extent it has legal power to do so, in loans secured by real estate located more than 50, but not more than 100, miles from its principal office:

(1) In or upon which any insurance, or as to which a commitment for insurance thereof has been made, or as to which the insured institution has insurance, under Title I, or any other title or provision of the National Housing Act, as heretofore, now, or hereafter in force; and

(2) In or upon which any guaranty or insurance, or as to which a commitment for guaranty or insurance thereof has been made, or as to which the insured institution has any guaranty or insurance, under the Servicemen's Readjustment Act of 1944 as heretofore, now, or hereafter in force or otherwise by the United States or any agency or instrumentality thereof:

Provided, That the total amount so invested shall not exceed 15 percent of its assets.

(Sec. 403 (b), (c), 48 Stat. 1257, 1258, Sec. 23, 49 Stat. 298; 12 U.S.C. 1726 (b), (c) and Sup.; E.O. 9070, 7 F.R. 1529)

This amendment is deemed to be of a minor character within the meaning of § 301.22 of the rules and regulations for insurance of accounts.

W. H. HUSBAND,
General Manager.
KENNETH G. HEISLER,
General Counsel.
ORMOND E. LOOMIS,
Executive Assistant to the Commissioner.

[F. R. Doc. 46-9308; Filed, May 31, 1946; 3:30 p. m.]

[Bulletin 27]

PART 301—INSURANCE OF ACCOUNTS

SALE OF LOANS

Section 301.18 of the rules and regulations for insurance of accounts is hereby amended, effective May 31, 1946, to read as follows:

§ 301.18 *Mortgage brokerage business; sale of loans.* No insured institution shall engage in the mortgage brokerage business: *Provided, however,* Any insured institution may sell any loan at any time if the total dollar amount of loans sold, including such sale, within the twelve months' period immediately preceding the date of such sale, does not exceed a sum equivalent to 25 per cent of the dollar amount of all loans originated by such insured institution within such period. The limitation upon the sale of loans may be adjusted in case of any insured institution upon application to and approval by the Corporation. Any mortgages so sold, which were originated by the insured institution, may be sold only if an initial service charge is made and collected by the insured institution sufficient to reimburse it for the expenses incurred in originating such business: *And provided further,* That such loans are sold without recourse, and if under a contract to service the same, then on a basis to provide sufficient compensation to the insured institution to reimburse it for expenses incurred under its service contract. No insured institution which holds a mortgage or other instrument securing a debt which is a first lien upon real estate and which simultaneously holds one or more additional mortgages or other instruments securing a debt and constituting liens inferior to the first lien upon the same real estate, shall sell or otherwise dispose of any such mortgage or other instrument, unless it shall simultaneously sell or otherwise dispose of all mortgages or other instruments constituting inferior liens upon the same real estate.

(Sec. 403 (b), (c), 48 Stat. 1257, 1258, Sec. 23, 49 Stat. 298; 12 U.S.C. 1726 (b), (c) and Sup.; E.O. 9070, 7 F.R. 1529)

This amendment is deemed to be of a minor character within the meaning of § 301.22 of the rules and regulations for insurance of accounts.

W. H. HUSBAND,
General Manager.
KENNETH G. HEISLER,
General Counsel.
ORMOND E. LOOMIS,
Executive Assistant to the Commissioner.

[F. R. Doc. 46-9309; Filed, May 31, 1946; 3:30 p. m.]

TITLE 30—MINERAL RESOURCES

Chapter IV—Petroleum Conservation Division, Department of the Interior

REVISION OF CHAPTER HEADNOTE

CROSS REFERENCE: See Executive Order 9732, *supra*, for change in designation from "Petroleum Conservation Division" to "Oil and Gas Division."

PART 401—PETROLEUM CONSERVATION ORDERS

SUBSTITUTION OF "OIL AND GAS DIVISION" FOR "PETROLEUM CONSERVATION DIVISION"

CROSS REFERENCE: For amendment of Executive Order 7756, codified as §§ 401.1 and 401.2 of this title, see Executive Order 9732, *supra*.

PART 403—REPORTS AND INSPECTIONS OF FACILITIES AND AGENCIES FOR THE PRODUCTION, PROCESSING, STORAGE AND TRANSPORTATION OF PETROLEUM AND PETROLEUM PRODUCTS

SUBSTITUTION OF "OIL AND GAS DIVISION" FOR "PETROLEUM CONSERVATION DIVISION"

CROSS REFERENCE: For amendment of regulations approved Oct. 27, 1942, see Executive Order 9732, *supra*.

Chapter VI—Solid Fuels Administration for War

[SFAW Order 32, Amdt. 2]

PART 602—GENERAL ORDERS AND DIRECTIVES

DISTRIBUTION OF BITUMINOUS COAL

In order to effectuate the distribution program of Solid Fuels Administration for War and assure that adequate supplies will be available for the continuance of those activities most essential to the health, safety and welfare of the Nation, it is necessary to continue obtaining information concerning distribution of bituminous coal. Therefore, pursuant to Executive Order No. 9332 (8 F. R. 5355), paragraph (b) of SFAW Order No. 32, as amended, is hereby further amended to read as follows:

(b) Consumers are prohibited from receiving any coal produced in Districts 1–4 inclusive, 6–11 inclusive, and 13, unless such consumer shall file with his supplier on or before the 24th day of the calendar month preceding the month of shipment an order containing the information required by the provisions of subparagraphs (1), (2), (3) and (4) of paragraph (a) of § 602.712 of SFAW Regulation No. 27, as follows:

(1) Separately, by uses, the specific number of tons ordered from your supplier.

(2) Separately, by uses, your estimated days' supply (calculated as set forth in § 602.711) as of the last day of the calendar month during which the order is placed.

(3) Separately, by uses, your monthly consumption requirements (calculated as set forth in § 602.711).

(4) Separately, by uses, and groups of districts, the total tonnage of coal (except "surplus coal" which you have indicated your willingness to buy) you have ordered from all suppliers for delivery to you from each group of districts during the same calendar month.

Districts 9, 10, 11 and 13 are to be reported as Group A;

Districts 1–4, inclusive, and 6 are to be reported as Group B;

Districts 7 and 8 (high volatile) are to be reported as Group C;

Districts 7 and 8 (low volatile) are to be reported as Group D;

All other districts and Canada are to be reported as Group E.

A new paragraph (c) is added after paragraph (b):

(c) Shippers of coal produced in Districts 1–4 inclusive, 6–11 inclusive, and 13 are prohibited from shipping any coal to a wholesaler (except a commercial dock operator located on the Great Lakes or on the Atlantic Seaboard north of, but not including, New York Harbor) unless such wholesaler's order contains (1) the names and addresses of the consumers to whom the coal is to be resold by the wholesaler and (2) such information as is required to be submitted to the wholesaler by the order of the consumer as provided in paragraph (b) above.

The certification required by subparagraph (5) of paragraph (a) of § 602.712 is not required by this amendment.

This amendment does not affect civil or criminal liabilities resulting from violation of SFAW Regulation No. 27.

NOTE: All reporting requirements of this amendment have been approved by the Bureau of the Budget pursuant to the Federal Reports Act of 1942 and regulations issued thereunder.

This amendment shall become effective immediately.

(E.O. 9332, 8 F.R. 5355; E.O. 9125, 7 F.R. 2719; Sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 176, 58 Stat. 827 and 59 Stat. 658)

Issued this 31st day of May 1946.

DAN H. WHEELER,
Deputy Solid Fuels Administrator for War.

[F. R. Doc. 46-9395; Filed, June 3, 1946; 11:44 a. m.]

[SFAW Order 37]

PART 602—GENERAL ORDERS AND DIRECTIVES

DISTRIBUTION OF BITUMINOUS COAL

In view of the emergency resulting from loss of bituminous coal production and inadequate bituminous coal supplies, and in order to provide for an orderly and equitable distribution of bituminous coal, *It is hereby ordered:*

1. Each shipper of bituminous coal in Districts 1–4, inclusive, and 6–11, inclusive, shall report forthwith, in duplicate, to the Solid Fuels Administration for War, Washington 25, D. C., the following information relating to lake shipments of coal:

(a) The total tonnage of his lake commitments for the 1946 period of lake navigation.

(b) The total tonnage of such coal, by sizes, intended for use by railroads.

(c) The total tonnage of such coal, by sizes, for shipment to users included in the first preference group, except railroads, described in the May 11 and May 14 Notices of Direction,

(d) The total tonnages of such coal for shipment to users included in the second preference group described in the May 11 and May 14 Notices of Direction.

(e) The total tonnages sold to (1) commercial lake dock operators, and (2) to lake forwarders for transshipment via lake.

2. Each consumer receiving coal at its own lake docks, or for storage at commercial lake docks, shall report forthwith to the Solid Fuels Administration for War, Washington 25, D. C., the following:

(a) The total tonnage purchased by him for delivery during the 1946 period of lake navigation.

(b) The total tonnage, by sizes, by producing districts, purchased by him from (1) each producer and (2) from each lake forewarder.

(c) The amount of tonnage he estimates he will need to meet his consumption requirements for the period May 1, 1946 to April 30, 1947.

3. Each operator of a commercial lake dock shall report forthwith to the Solid Fuels Administration for War, Washington 25, D. C.:

(a) The total tonnage purchased by him for delivery during the 1946 period of lake navigation.

(b) The tonnage of such coal purchased by him from (1) each producer and (2) each lake forwarder, by sizes, and by district of origin, for application to (i) railroads, (ii) users in first preference group, except railroads, and (iii) all other uses.

(c) The total tonnages of the commitments made by him for delivery during the period May 1, 1946 to April 30, 1947.

(d) The total tonnage of such coal, by sizes, sold by him for delivery to railroads.

(e) The total tonnage of such coal, by sizes, sold by him for delivery to users in first preference group, except railroads.

(f) The total tonnage of such coal, by sizes, sold by him to all other industrial users.

(g) The tonnage of such coal, by sizes, necessary to supply his domestic consumers' requirements.

4. Each lake forwarder of bituminous coal shall report forthwith to the Solid Fuels Administration for War, Washington 25, D. C.:

(a) The total tonnage purchased by him for transshipment via lake during the 1946 period of lake navigation.

(b) The total tonnage, by sizes, and by district of origin, of such coal purchased by him from each producer.

(c) The name and address of each person to whom he has resold such coal, and the total tonnage, by sizes, resold by him to each such person.

NOTE: All reporting requirements of this order have been approved by the Bureau of the Budget pursuant to the Federal Reports Act of 1942 and regulations issued thereunder.

This order shall become effective immediately.

(E.O. 9332, 8 F.R. 5355; E.O. 9125, 7 F.R. 2719; sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 176, 58 Stat. 827 and 59 Stat. 658)

Issued this 31st day of May 1946.

J. A. KRUG,
Solid Fuels Administrator for War.

[F. R. Doc. 46-9394; Filed, June 3, 1946; 11:43 a. m.]

PART 602—GENERAL ORDERS AND DIRECTIVES

INTERIM DIRECTION TO SHIPPERS OF BITUMINOUS COAL PRODUCED IN ALL DISTRICTS AND TO LAKE AND TIDEWATER COMMERCIAL DOCK OPERATORS AND RETAIL DEALERS

It is necessary (1) that adequate coal be supplied for the continuance of activities essential to the health and safety of the Nation and (2) that the balance of coal be distributed equitably so as to avoid hardship and distress. Accordingly, the following notice of interim direction is issued pursuant to SFAW Regulation No. 1, as amended (8 F.R. 5832):

1. Shippers of bituminous coal produced in all districts and lake and tidewater commercial dock operators and retail dealers are hereby prohibited from making any shipment or delivery of bituminous coal except as herein provided:

(a) First preference is to be given to orders of public utilities, railroads, hospitals, food processing plants (including milk plants, dairies and commercial bakeries), refrigeration plants and laundries, provided, however, that this preference is limited to such consumer to the extent that his orders are (1) promptly placed with his normal suppliers and (2) do not exceed in the aggregate the tonnage specified in the stock limitation table hereinafter set forth.

First preference is also to be given to orders of persons operating steamships or tugboats on the Great Lakes, at tidewater or on a river to the minimum extent necessary to provide the fuel for actual operation of such steamships or tugboats.

First preference is also to be given to orders of retail dealers, lake and tidewater commercial dock operators placed with normal suppliers to the limited extent necessary to assure that they receive a supply of coal equivalent to the tonnage which their consumer customers in the categories described in the foregoing paragraph are entitled to receive under that paragraph.

(b) Second preference is to be given to orders of industrial consumers other than those entitled to the first preference: *Provided, however,* That this preference is limited to such a consumer to the extent that his orders (1) are promptly placed with his normal suppliers and (2) do not exceed in the aggregate the tonnage specified in the stock limitation table hereinafter set forth.

Second preference is also to be given to orders of retail dealers, lake and tidewater commercial dock operators placed with normal suppliers to the limited extent necessary to assure that they receive a supply of coal equivalent to the tonnage which their consumer customers in the category described in the foregoing paragraph are entitled to receive under that paragraph.

STOCK LIMITATION TABLE FOR COAL PRODUCED IN ALL DISTRICTS

(1)	Maximum percentage of monthly consumption requirements			
	(2) First preference group excepting on-line railroads receiving coal via rail or ex-tidewater dock	(3) First preference group receiving coal via tidewater or via Lake	(4) Second preference group including on-line railroads receiving coal via rail or ex-tidewater dock	(5) Second preference group receiving coal via tidewater or via Lake
Estimated day's supply				
Less than 15 days	*Percent*	*Percent*	*Percent*	*Percent*
15 days	110	110	105	110
16-19 days	110	110	100	110
20 days	105	110	(1)	105
21-24 days	100	105	(1)	105
25 days	(1)	105	(1)	(1)
26-29 days	(1)	105	(1)	(1)
30 days	(1)	100	50	(1)
31-34 days	(1)	(1)	50	(1)
35 days	50	(1)	50	(1)
36-40 days	50	(1)	50	50
41-45 days	50	(1)	50	50
45 days and over	50	50	50	50

[1] An amount of coal not in excess of that required to reduce the consumer's stock pile to base by the end of the month for which the coal is ordered. A consumer's base is that days' supply at which he is permitted to receive 100 percent of his monthly requirements, as indicated in the table.

(c) Third preference is to be given to orders of domestic consumers to the limited extent necessary to supply such consumers with a tonnage equivalent to 10 days' consumption requirements or a minimum truckload, or carload, or barge load, if the consumer normally purchases coal in carload or barge load lots, whichever is the greater.

Third preference is also to be given to orders of retail dealers, lake and tidewater commercial dock operators placed with normal suppliers to the limited extent necessary to assure that they receive a supply of coal equivalent to the tonnage which their domestic consumer customers are entitled to receive under the foregoing paragraph.

(d) Within each of the preference categories described in (a) and (b) above, the shipper shall generally accord priority in shipment to the consumer whose stock pile position is weakest, taking into account his days' supply of coal, the transportation time from the mine to the consumer's stock pile, and other pertinent factors.

(e) If any shipper has surplus coal after he arranges to accord the preferences prescribed above, he shall immediately report such surplus coal to the Area Distribution Manager.

2. All persons are prohibited from ordering or receiving any coal in excess of the amount permitted to be delivered under the provisions of this direction.

3. No person shall be held liable for damages or penalties under any contract for any default which shall result directly or indirectly from compliance with the provisions of this direction.

4. Applications for exception from the provisions of this direction shall be filed with the Area Distribution Manager or with the Solid Fuels Administration for War, Washington 25, D. C. Applications shall set forth in detail the grounds for the requested relief and detailed information supporting the request.

5. All coal subject to this notice of direction (including tonnage of captive mines) may be diverted by specific direction of SFAW to meet emergency conditions.

6. Words used in this notice of direction shall have the same meaning as they had in SFAW Regulation No. 27 (10 F.R. 2909) unless otherwise indicated by the context.

7. This notice of interim direction supersedes the notice of direction to shippers of bituminous coal produced at mines resuming operations which were suspended on or about April 1, 1946, issued on May 11, 1946, the notice of direction to shippers of bituminous coal produced at mines resuming operations which were suspended on or about May 1, 1946, issued on May 14, 1946, and the notice of direction concerning deliveries of bituminous coal by retail dealers, and commercial dock operators at lake and tidewater, issued on May 6, 1946.

8. The notice of direction to all bituminous coal producers in Districts 1-4, 6-11 and 13, concerning the disposition of coal, issued May 28, 1946, which required the holding unbilled on mine tracks and other facilities, of coal after cessation of mining, is hereby revoked.

9. This notice of interim direction shall take effect June 1, 1946 and shall remain in effect until further notice.

(E.O. 9332, 8 F.R. 5355; E.O. 9125, 7 F.R. 2719; Sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 176, 58 Stat. 827 and 59 Stat. 658)

Issued this 31st day of May 1946.

J. A. KRUG,
Solid Fuels Administrator for War.

[F. R. Doc. 46-9396; Filed, June 3, 1946; 11:43 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong.; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Regulation 13, Direction 19]

DISPOSAL OF SURPLUS BRASS MILL PRODUCTS, COPPER WIRE MILL PRODUCTS, AND COPPER AND COPPER BASE ALLOY SCRAP BY WAR ASSETS ADMINISTRATION

The following direction is issued pursuant to Priorities Regulation 13:

(a) *What this direction does.* There is a critical shortage in the supply of brass mill products, copper wire mill products, and copper and copper base alloy scrap, and these materials are not now readily obtainable in sufficient quantities from new production. The purpose of this direction is to limit the sale of these materials by War Assets Administration to persons who have immediate need for them in order to provide the greatest possible relief for the civilian deficiencies and to assure the widest distribution of this strategic property. It limits sales of these materials by the War Assets Administration to persons who give the certification described below, and provides for directed deliveries to certain persons when in the judgment of the Civilian Production Administration such action is deemed necessary to assure continued supply of the shapes and forms required for civilian uses.

Although this direction restricts sales to persons who will use the material for the purposes specified, it does not prohibit WAA from making sales, to the persons and for the purposes specified, upon such other terms and in such quantities as WAA may determine; and preference ratings have no effect upon any sales which may be made by WAA either by way of obliging it to sell or by way of determining as among the several buyers permitted by this direction, who shall get the material from WAA.

(b) *Restrictions on sales by WAA.* Unless the Civilian Production Administration specifically directs otherwise, the WAA may sell any of the products covered by this direction only as follows:

(1) Brass mill and copper wire mill products:

(i) Sales specifically authorized by Civilian Production Administration on Form CPA-1161.

(ii) Sales to Reconstruction Finance Corporation for resale under section 18 (e) of the Surplus Property Act of 1944 to persons who give to RFC either of the certificates described in paragraphs (b) (1) (iii) and (b) (1) (iv).

(iii) Sales to persons buying for their own use who give a certification with their purchase order in substantially the following form:

> The undersigned certifies to the seller and Civilian Production Administration, subject to the penalties of Section 35 (A) of the United States Criminal Code, that (i) he requires the material covered by this purchase order for his own use in manufacturing or processing operations; (ii) his inventory of the type of material covered by this purchase order (including this lot) will not be in excess of his succeeding three months requirements; and (iii) the material obtained under this purchase order will be used or disposed of only in accordance with applicable Civilian Production Administration orders and regulations.

(i) Sales to persons buying for resale who give a certificate with their purchase order in substantially the following form:

> The undersigned certifies to the seller and Civilian Production Administration, subject to the penalties of section 35 (A) of the United States Criminal Code, that (i) his inventory of the type of material covered by this purchase order (including this lot) will not be in excess of that permitted by applicable Civilian Production Administration orders and regulations; and (ii) the material obtained under this purchase order will be offered for sale promptly in accordance with applicable Civilian Production Administration orders and regulations.

(2) Copper and copper base alloy scrap, including ammunition cases:

(i) Sales specifically authorized by Civilian Production Administration on Form CPA-1161.

(ii) Sales to Reconstruction Finance Corporation for resale under section 18 (e) of the Surplus Property Act of 1944 to persons who give to RFC the certificate described in paragraph (b) (2) (iii).

(iii) Sales to smelters or reprocessors who give a certificate with their purchase order in substantially the following form:

> The undersigned certifies to the seller and Civilian Production Administration, subject to the penalties of section 35 (A) of the United States Criminal Code, that (i) he is a smelter or reprocessor; (ii) his inventory of the type of material covered by this purchase order (including this lot) will not be in excess of his succeeding three months requirements; and (iii) the materials obtained under this purchase order will be used or disposed of only in accordance with applicable Civilian Production Administration orders and regulations.

The standard certification in Priorities Regulation 7 may not be used instead of these certifications.

(c) *Obligations of persons giving certificate.* Any person giving any of the certificates described above may obtain and use or dispose of the products covered by this direction which he gets with his certificate, only in accordance with its terms.

(d) *Special directives.* The Civilian Production Administration may issue special directives requiring the delivery of particular lots of brass mill or copper wire mill products, copper or copper base alloy scrap to smelters, brass mills or copper wire mills for further fabrication, when in its judgment such action is necessary to assure the continued flow of copper and copper base alloy products in the shapes and forms required for civilian uses. The Civilian Production Administration may also issue special directives requiring delivery of particular lots of brass mill and copper wire mill products, copper or copper base alloy scrap to users of such products who have less than five days inventory of them on hand.

Issued this 3d day of June 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-9362; Filed, June 3, 1946; 11:22 a. m.]

PART 3290—TEXTILE, CLOTHING AND LEATHER

[Conservation Order M-310, as Amended June 3, 1946]

HIDES, SKINS AND LEATHER

The fulfillment of requirements for the defense of the United States has created shortages in hides, skins and leather for defense, for private account, and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

(a) General definitions.
(b) Provisions applying to all hides, skins, and leather.
(c) Untanned cattlehides, calfskins, and kips.
(d) Pickled sheepskins and slats.
(e) Regular reports.
(f) Plants without quotas.
(g) Appeals.
(h) Communications to the Civilian Production Administration.
(i) Violations.

§ 3290.196 *Conservation Order M-310*—(a) *General definitions.* (1) "Tanner" means a person in the business of tanning, dressing, or similarly processing hides or skins, who in any calendar month after April 1, 1940, processed or processes more than 500 hides or skins.

(2) "Contractor" means a person in the business of causing hides or skins to be tanned or dressed for his account in any tannery not owned or controlled by him.

(3) "Collector" means a person, including a dealer or importer, engaged in the business of acquiring from others untanned hides or skins for resale, or removing hides or skins from animals not slaughtered by him.

(4) "Producer" means a person in the business of slaughtering animals.

(5) "Military order" means an order for hides, skins or leather for delivery against a specific contract placed by any of the following, or for incorporation in any product to be delivered against such a contract:

The Army or Navy of the United States, the United States Maritime Commission, the War Shipping Administration.

(6) "Military specifications" or "military quality" means, except as herein otherwise specifically provided the specifications applicable to military orders or the quality of material meeting such specifications.

(7) "Sole leather" means vegetable tanned sole leather unless otherwise specified.

(8) "Whole stock" means sides, crops, backs, bends, shoulders with heads on, shoulders with heads off, bellies and belly centers.

(b) *Provisions applying to all hides, skins and leather.* (1) No person shall process any hides, skins or leather contrary to any specific direction issued from time to time by the Civilian Production Administration relating to the processing or production of specific types of leather to meet military or designated civilian requirements.

(2) No producer, collector, tanner, contractor or cutter shall sell, deliver, accept delivery of, cut, use or incorporate in any product any hides skins or leather contrary to any specific direction issued from time to time by the Civilian Production Administration deemed necessary in order to fill military or designated civilian requirements.

(3) Notwithstanding the provisions of any regulation or order of the Civilian Production Administration, no preference rating shall be applied or extended for the delivery of hides, skins or leather, except:

(i) Leather for military orders (excluding sole leather whole stock and cattlehide splits in the blue, pickled, or lime state); or

(ii) When specifically authorized in writing by the Civilian Production Administration pursuant to this paragraph (b) (3) (ii).

(4) [Deleted May 13, 1946.]

(c) *Untanned cattlehides, calfskins and kips*—(1) *Definition.* "Cattlehide", "calfskin" and "kip" mean the hide or skin of a bull, steer, cow or buffalo, foreign or domestic (excluding slunks).

(2) No producer or collector shall put into process or cause to be put into process any untanned cattlehide, calfskin or kip, or portion thereof, other than splits and gluestock, except to the extent specifically authorized in writing by the Civilian Production Administration. Applications for such authorization may be made by letter setting forth the quantity of each kind of cattlehide, calfskin or kip, or portion thereof, which the applicant desires to put into process or cause to be put into process.

(3) No tanner or contractor shall purchase or accept delivery of any untanned calfskin or kip or portions of any of them for any purpose except in quantities specifically authorized in writing by the Civilian Production Administration. A tanner, however, may accept delivery of and tan hides for the account of a contractor who he knows has been specifically authorized in writing to purchase hides. No person shall make any sale or delivery which he knows or has reason to believe would be accepted in violation of this paragraph. Applications may be made on Form CPA-1325 for the purchase of domestic cattlehides, and on Form CPA-1322 for the purchase of domestic calfskins and kips. Authorization to purchase is granted on Form CPA-1323 except from the Reconstruction Finance Corporation which is granted on Form CPA-3507. Form CPA-1323 must be returned to CPA with information showing the applicant's use of the authorization in accordance with the terms of the form. The following transactions may be made without authorization:

(i) Transactions between collectors and between producers and collectors for purposes of resale or delivery within the continental United States;

(ii) The purchase and acceptance of delivery of less than 500 hides or skins in any calendar month by any person (other than a tanner) not specifically authorized to purchase or accept delivery of hides or skins.

(4) In acting under paragraph (c) (3), it will be the policy of the Civilian Production Administration, so far as is practicable, to grant authorizations so that contractors or tanners will obtain cattlehides, calfskins or kips in the proportions that their respective wettings of such skins computed separately during the calendar year 1942, bore to all wettings thereof during that year by all contractors and tanners producing the same type of leather, except that authorizations to tanners or contractors having more than a practicable minimum working inventory may be withheld or may be granted in reduced quantities.

Effect of paragraph and definitions. The provisions of this paragraph (d) restrict deliveries of pickled sheepskins and slats as defined below. Imported skins may not be withdrawn from Customs without specific authorization from the Civilian Production Administration. In addition the Civilian Production Administration authorizes deliveries of both domestic and imported skins to tanners and contractors. For the purposes of this order pickled sheepskins and slats are defined as follows:

(i) "Pickled sheepskin" means a de-wooled, untanned, unsplit skin which has been removed from a sheep or lamb, and has been either pickled or otherwise prepared for tanning. It does not include a hair sheepskin even after it has been dehaired or de-wooled, which has been imported from countries other than the following: Argentina, Uruguay, Chile, Peru, New Zealand, Australia, Iceland and Canada. A "hair sheepskin" is a skin from a sheep or lamb which is imported into the continental United States with the hair or wool on it of more than ¼" in length under Customs classification as free, or conditionally free under carpet wool bond, or subject to carpet wool duty.

(ii) "Slat" means a sheepskin imported into the continental United States in the dried, untanned condition which has no wool or hair on it or has wool or hair less than ¼" in length of no commercial value.

(2) *Restrictions on withdrawal from Customs.* No person shall withdraw any sheepskins, flesh splits of such skins, or slats from United States Customs within the continental United States except as specifically authorized in writing by the Civilian Production Administration. Before arrival of the sheepskins, flesh splits, or slats in the United States the importer shall notify the Civilian Production Administration, Hide and Leather Branch, Washington 25, D. C., Ref.: M-310, by letter specifying the quantity, type, country of origin, probable date of arrival, name of ship, if available, and the names of tanners or contractors, if any, to whom he prefers to sell pickled sheepskins or slats which he has no quota to receive as a tanner or contractor. The importer, or the tanner or contractor to whom he sells the skins, may be granted authorization by the Civilian Production Administration (on Form CPA-4403) to withdraw them from Customs, under the criteria in paragraphs (d) (5) or (f).

The provisions of this paragraph do not relieve the importer from complying with applicable provisions of General Imports Order M-63.

(3) *Restrictions on purchase and acceptance of delivery by a tanner or contractor.* (i) No tanner or contractor shall purchase or accept delivery of pickled sheepskins or slats for any purpose except in quantities specifically authorized in writing by the Civilian Production Administration. A tanner, however, may accept delivery of pickled sheepskins or slats for the account of a contractor who he knows has been specifically authorized in writing to have such skins tanned for his account either under this paragraph (d) (3) or under paragraph (d) (2). No person shall make any sale or delivery which he knows or has reason to believe would be accepted in violation of this paragraph. In the case of a tanner or contractor who performs the de-wooling operation or has it done for his account, the movement of pickled sheepskins after de-wooling to be tanned for him or for his account shall constitute an acceptance of delivery by him subject to this paragraph.

Application for authorization to purchase, accept delivery or have pickled sheepskins or slats tanned for the applicant's account must be made on Form CPA-4404.

(ii) However, this paragraph (d) (3) does not apply to any pickled sheepskins or slats before they are imported into the continental United States. Also, a tanner or contractor who has been designated in an authorization under paragraph (d) (2) to receive imported pickled sheepskins or slats, may receive them without restriction under this paragraph (d) (3) and without counting them against the total quantities specifically authorized under this paragraph (d) (3).

(4) No person shall split or frize the grain of any pickled sheepskins except as follows: a contractor or tanner may split or frize the grain of any skins (or have them split or frized for his account) which were in his possession before February 16, 1946, or which he has obtained under an authorization from CPA under paragraphs (d) (2) or (d) (3) above.

NOTE: Subparagraphs (5) and (6) formerly (4) and (5) redesignated June 3, 1946.

(5) *Policy.* In acting under paragraphs (d) (2) and (3), it will be the policy of the Civilian Production Administration, so far as is practicable, to grant authorizations so that:

(i) Each tanner and contractor will obtain pickled sheepskins and slats in the proportion that wettings for his own account of such skins during any calendar year 1941 to 1945, inclusive, bears to the total computed by adding together the wettings of such skins for his own account by each tanner and contractor during the calendar year from 1941 to 1945 which he selects.

(ii) Each tanner and contractor will obtain heavy foreign pickled sheepskins (averaging 45 pounds per dozen or heavier) in the proportion that his wettings of such skins during calendar year 1941 bore to the total thereof by all tanners and contractors during the same period.

Authorizations to tanners or contractors having more than a practicable minimum working inventory may be withheld or may be granted in reduced quantities.

(6) *Base period report.* Each tanner or contractor seeking to qualify under paragraph (d) (5) for authorizations under paragraphs (d) (2) or (3) shall file as soon as possible a one-time base period report on Form CPA-4405.

(e) *Regular reports.* Every person described below shall, on or before the 10th day of each month execute and file reports with the Civilian Production Administration, as directed on the respective forms mentioned below:

Tanners and contractors of cattle hides	CPA-1325
Tanners and contractors of calfskins and kips	CPA-1322
Tanners and contractors of pickled sheepskins and slats	CPA-4404

Failure to file any of the reports mentioned above or any other reports requested pursuant to approval by the Bureau of the Budget shall constitute a violation of this order.

(f) *Plants without quotas.* Any person who owns a plant equipped to process hides or skins but whose past operations do not qualify him under paragraphs (c) (4) or (d) (5), may apply for authorization under paragraphs (c) or (d) by letter. The letter should be addressed to the Civilian Production Administration, Hide and Leather Branch, Washington 25, D. C., and should indicate the name and address of the plant, type and quantity of leather raw material which the applicant wishes to process per month, and the quantity of each type which he has processed during the preceding four calendar months. Authorizations may be granted on an equitable basis to applicants who did not process a monthly average of more than 500 hides and skins of all kinds during the preceding four calendar months.

(g) *Appeals.* Any appeal from the provisions of this order shall be made by filing a letter in triplicate referring to the particular provision appealed from and stating fully the grounds of the appeal.

(h) *Communications to the Civilian Production Administration.* All reports, applications, forms, or communications required under or referred to in this order, and all communications concerning this order, shall, unless otherwise directed, be addressed to the Civilian Production Administration, Textile Division, Washington 25, D. C., Ref: M-310.

(i) *Violations.* Any person who wilfully violates any provision of this order, or who, in connection with this order, wilfully conceals a material fact or who furnishes false information to any department or agency of the United States is guilty of a crime, and, upon conviction, may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using material under priority control and may be deprived of priorities assistance.

NOTE: The reporting requirements of this order have been approved by the Bureau of the Budget pursuant to the Federal Reports Act of 1942.

Issued this 3d day of June 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

INTERPRETATION 1: Revoked Aug. 27, 1945.

INTERPRETATION 2: Revoked Jan. 17, 1946.

[F. R. Doc. 46-9360; Filed, June 3, 1946; 11:22 a. m.]

PART 3290—TEXTILE, CLOTHING AND LEATHER

[General Conservation Order M-317, as Amended June 3, 1946]

COTTON TEXTILE DISTRIBUTION

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of cotton textiles and materials for making cotton textiles for defense, for private account and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 3290.115 *General Conservation Order M-317*—(a) *What this order does.* This order contains general provisions regarding cotton textiles. Special provisions for distribution of cotton fabric are in Supplementary Order M-317A, and special provisions for production and distribution of cotton sale yarn are in Supplementary Order M-317C. Provisions for assignment of CC ratings for certain cotton and other textiles are in Priorities Regulation 28A and in Order M-328B and its schedules and directions.

(b) *Definitions.* For the purpose of this order and its schedules and directions:

(1) "Cotton textile" means any of the following:

(i) Cotton yarn containing 50% or more by weight of cotton or cotton waste or any combination of the two; or

(ii) Cotton fabric 12 inches or more in width woven or braided from cotton yarn; or

(iii) The following cotton fabric products: bedsheets, pillow cases, blankets, towels, diapers, face cloths, table "linens," and fish netting.

NOTE: Subparagraph (2) formerly (5), redesignated June 3, 1945. Former subparagraphs (1) to (4), inclusive, deleted June 3, 1946.

(2) "Export" means a shipment from any point within the United States and its territories and possessions to any point outside of that area. "Exports" include shipments to the Philippines.

(c) *Information required on rated orders for cotton textiles.* (1) Each person applying or extending a preference rating for any cotton textile shall add to his rating certificate a statement as to the source of the rating substantially as follows:

This rating has been assigned on Form CPA-------- Serial Number ------ (insert the CPA Form Number and Serial Number; or if the rating was not assigned on a CPA form, state the source of the rating by specifying the export license number and date of validation, or the military contract number).

(2) The above requirement does not apply to the United States Army, Navy, Maritime Commission or War Shipping Administration on their direct purchase orders, and does not apply to rated orders accompanied by certificates on Form CPA-4382 or 4412 under Order M-328B.

(d) [Deleted June 3, 1946.]

(e) [Deleted June 3, 1946.]

(f) *Allocation.* The Civilian Production Administration may assign preference rating for or allocate and direct deliveries of cotton textiles pursuant to application on Form CPA-2842.

(g) *General provisions*—(1) *Applicability of regulations.* Except as otherwise provided herein, this order and Supplementary Orders M-317A and M-317C and all transactions affected thereby are subject to all applicable regulations of the Civilian Production Administration.

(2) *Appeals.* Any appeal from the provisions of this order, of Supplementary Orders M-317A or M-317C, or of any direction under these orders, shall be made by filing a letter in triplicate, re-

ferring to the particular provisions appealed from and stating fully the

priorities control, and may be deprived of priorities assistance.

Chapter XI—Office of Price Administration

[MPR 399, Amdt. 31]

PART 1377—WOODEN CONTAINERS

[RMPR 186, Amdt. 16]

(3) BASSWOOD

		No. 1 Common	No. 2A	No. 2	No. 2B	No. 3	

(11) SAP GUM—QUARTERED

		No. 1 Common		No. 2		No. 3	

ferring to the particular provisions appealed from, and stating fully the grounds of the appeal.

(3) *Violations.* Any person who wilfully violates any provision of this order, of Supplementary Orders M-317A or M-317C, or of any direction under these orders, or who, in connection with these orders or directions, wilfully conceals a material fact or furnishes false information to any department or agency of the United States is guilty of a crime, and, upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using material under priorities control, and may be deprived of priorities assistance.

(4) *Communications.* All reports, appeals and other communications concerning this order should be addressed to: Civilian Production Administration, Textile Division, Washington 25, D. C., Ref.: M-317.

Issued this 3d day of June 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

INTERPRETATION 1: Revoked Apr. 1, 1946.

[F. R. Doc. 46-9399; Filed, June 3, 1946; 11:56 a. m.]

Chapter XI—Office of Price Administration

[MPR 399, Amdt. 31]

PART 1444—ICE BOXES

NEW ICE BOXES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 399 is amended in the following respects:

1. Section 14, Table A—*Retail ceiling prices in each State for sales of ice boxes by ice companies and retail establishments controlled by ice companies,* is amended by adding ceiling prices for the one new model ice box set forth below:

TABLE A—RETAIL CEILING PRICES IN EACH STATE FOR SALES OF ICE BOXES BY ICE COMPANIES AND RETAIL ESTABLISHMENTS CONTROLLED BY ICE COMPANIES

Manufacturer	Brand	Model	Rated ice capacity	Retail base price	Alabama	Arizona	Arkansas	California	Colorado	Connecticut	Delaware	District of Columbia	Florida	Georgia	Idaho	Illinois
Monroe Metal Products Corp....	Monroe	98	65	$36.50	$36.50	$37.50	$36.50	$37.50	$37.00	$36.50	$36.50	$36.50	$36.50	$36.50	$37.50	$36.50

Manufacturer	Brand	Model	Rated ice capacity	Retail base price	Indiana	Iowa	Kansas	Kentucky	Louisiana	Maine	Maryland	Massachusetts	Michigan	Minnesota	Mississippi	Missouri
Monroe Metal Products Corp	Monroe...	98	65	$36.50	$36.50	$36.50	$36.75	$36.50	$36.75	$36.50	$36.50	$36.50	$36.50	$36.50	$36.50	$36.50

Manufacturer	Brand	Model	Rated ice capacity	Retail base price	Montana	Nebraska	Nevada	New Hampshire	New Jersey	New Mexico	New York	North Carolina	North Dakota	Ohio	Oklahoma	Oregon
Monroe Metal Products Corp....	Monroe..	98	65	$36.50	$37.50	$36.50	$37.50	$36.50	$36.50	$37.50	$36.50	$36.50	$36.75	$36.50	$36.75	$37.50

Manufacturer	Brand	Model	Rated ice capacity	Retail base price	Pennsylvania	Rhode Island	South Carolina	South Dakota	Tennessee	Texas	Utah	Vermont	Virginia	Washington	West Virginia	Wisconsin	Wyoming
Monroe Metal Products Corp.	Monroe...	98	65	$36.50	$36.50	$36.50	$36.50	$36.75	$36.50	$37.00	$37.50	$36.50	$36.50	$37.50	$36.50	$36.50	$37.50

2. Section 16, Table C—*Ceiling prices in each state for all other sales of ice boxes at retail,* is amended by adding ceiling prices for the one new model ice box set forth below:

TABLE C—CEILING PRICES IN EACH STATE FOR ALL OTHER SALES OF ICE BOXES AT RETAIL

Manufacturer	Brand	Model	Rated ice capacity	Retail base price	Alabama	Arizona	Arkansas	California	Colorado	Connecticut	Delaware	District of Columbia	Florida	Georgia	Idaho	Illinois
Monroe Retail Products Corp	Monroe...	98	65	$36.50	$42.25	$43.50	$42.75	$43.50	$43.25	$41.75	$41.75	$41.75	$42.50	$42.25	$43.50	$42.25

Manufacturer	Brand	Model	Rated ice capacity	Retail base price	Indiana	Iowa	Kansas	Kentucky	Louisiana	Maine	Maryland	Massachusetts	Michigan	Minnesota	Mississippi	Missouri
Monroe Retail Products Corp....	Monroe ...	98	65	$36.50	$42.25	$42.50	$42.75	$42.25	$42.75	$42.00	$41.75	$41.75	$42.00	$42.50	$42.50	$42.75

Manufacturer	Brand	Model	Rated ice capacity	Retail base price	Montana	Nebraska	Nevada	New Hampshire	New Jersey	New Mexico	New York	North Carolina	North Dakota	Ohio	Oklahoma	Oregon
Monroe Metal Products Corp....	Monroe...	98	65	$36.50	$43.50	$42.75	$43.50	$41.75	$41.50	$43.50	$41.75	$42.00	$43.00	$42.00	$42.75	$43.50

Manufacturer	Brand	Model	Rated ice capacity	Retail base price	Pennsylvania	Rhode Island	South Carolina	South Dakota	Tennessee	Texas	Utah	Vermont	Virginia	Washington	West Virginia	Wisconsin	Wyoming
Monroe Metal Products Corp.	Monroe...	98	65	$36.50	$41.75	$41.75	$42.25	$43.00	$42.25	$43.00	$43.50	$41.75	$41.75	$43.50	$42.00	$42.25	$43.50

This amendment shall become effective on the 5th day of June 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9320; Filed, May 31, 1946; 4:47 p. m.]

PART 1377—WOODEN CONTAINERS

[RMPR 186, Amdt. 16]

WESTERN WOODEN AGRICULTURAL CONTAINERS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 186 is amended in the following respects:

In § 1377.110, that part of paragraph (c) which precedes Table 2 is amended to read as follows:

(c) *Maximum prices for shook used in Western wooden agricultural containers.* The maximum prices for 1000 feet of shook used in Western wooden agricultural containers are those set out in Table 2; except that until and including June 30, 1946, the maximum prices for 1000 feet of shook used in Western wooden agricultural containers are those set out in Table 2A, notwithstanding any other provision of this regulation.

This Amendment No. 16 shall become effective May 31, 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9319; Filed, May 31, 1946; 4:46 p. m.]

PART 1382—HARDWOOD LUMBER

[MPR 155, Amdt. 21]

CENTRAL HARDWOOD LUMBER

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 155 is amended in the following respects:

1. In § 1382.64 (b) the price tables in subparagraphs (1) through (31) are amended to read as follows:

(1) ASH (OTHER THAN TOUGH WHITE ASH)

Thickness (inches)	FAS	No. 1 Common and Selects or No. 1 Common	No. 2 Common	No. 3 Common
1	$62.50	$47.00	$39.00	$26.00
1¼	65.50	49.50	40.00	27.00
1½	65.50	49.50	41.00	27.00
2	67.50	52.00	41.00	29.00
2½	69.00	53.50	41.00	----------
3	72.50	56.50	42.00	----------

(2) TOUGH WHITE ASH

1	$92.00	$55.50	$40.00	$25.00
1¼	98.00	61.50	41.00	26.00
1½	106.50	74.00	42.00	26.00
2	116.00	86.00	43.50	27.00
2½	134.50	92.00	44.50	----------
3	146.50	104.00	46.50	----------
4	158.50	116.00	52.50	----------

(3) BASSWOOD

Thickness (inches)	FAS	No. 1 Common and Selects or No. 1 Common	No. 2A Common	No. 2 Common	No. 2B Common	No. 3 Common
1/4	$56.50	$37.50	$29.00	$24.00	$20.50	----------
5/8	65.50	43.50	33.50	27.00	24.00	----------
3/4	74.00	49.50	37.50	32.00	27.00	----------
1	87.00	58.50	44.50	37.50	32.00	$26.00
1¼	93.00	64.50	46.50	40.00	33.50	27.00
1½	95.50	66.50	49.50	42.00	34.50	27.00
2	102.50	74.00	52.50	43.50	35.50	29.00
2½	112.50	81.00	----------	----------	----------	----------

(4) BEECH

Thickness (inches)	FAS	No. 1 Common and Selects or No. 1 Common	No. 2 Common	No. 3A Common	Box Grade	No. 3B Common
1/2	$47.00	$39.00	$30.00	----------	----------	----------
5/8	53.50	43.50	33.50	----------	----------	----------
3/4	59.50	48.50	36.50	----------	----------	----------
1	67.50	55.50	41.00	$34.50	$29.00	$24.00
1¼	70.00	58.50	42.00	75.50	20.00	25.00
1½	72.50	60.50	43.50	36.50	31.00	25.00
2	77.50	64.50	45.50	37.50	32.00	26.00

(5) BUCKEYE

Thickness (inches)	FAS	No. 1 Common and Selects or No. 1 Common	No. 2 Common	No. 3 Common
1	$72.50	$48.50	$34.50	$23.00
1¼	79.00	49.50	34.50	24.00
1½	82.00	52.00	34.50	24.00
2	85.00	52.00	34.50	25.00

(6) BUTTERNUT

1	$96.50	$60.50	$34.50	$23.00
1¼	109.00	66.50	36.50	24.00
1½	115.00	72.50	37.50	24.00
2	127.00	85.00	40.00	25.00

(7) COTTONWOOD

1/2	$42.00	$37.50	$31.00	----------
5/8	47.00	42.00	34.50	----------
3/4	52.00	46.00	37.50	----------
1	60.50	53.50	42.00	$26.00
1¼	62.50	54.50	44.50	27.00
1½	62.50	54.50	44.50	27.00
2	62.50	54.50	44.50	29.00

(8) SOFT ELM

1/2	$41.00	$32.50	$29.00	----------
5/8	46.00	37.50	32.00	----------
3/4	52.00	41.00	34.50	----------
1	59.50	47.00	39.00	$26.00
1¼	61.50	49.50	40.00	27.00
1½	61.50	49.50	41.00	27.00
2	64.50	52.00	41.00	29.00
2½	65.50	53.50	41.00	----------
3	69.00	56.50	42.00	----------

(9) RED GUM—QUARTERED

1	$123.00	$69.00	$45.50	$26.00
1¼	128.00	80.00	46.50	27.00
1½	128.00	83.50	46.50	27.00
2	132.00	86.00	51.50	29.00
2½	134.50	92.00	----------	----------
3	140.50	98.00	----------	----------

(10) RED GUM—PLAIN

5/8	$86.00	$53.50	$33.50	----------
3/4	98.00	58.50	39.00	----------
1	119.00	64.50	45.50	$26.00
1¼	122.00	76.00	45.50	27.00
1½	122.00	77.50	45.50	27.00
2	123.00	80.00	50.50	29.00

(11) SAP GUM—QUARTERED

Thickness (inches)	FAS	No. 1 Common and Selects or No. 1 Common	No. 2 Common	No. 3 Common
1	$80.00	$62.50	$41.00	$26.00
1¼	86.00	71.50	42.00	27.00
1½	88.00	72.50	42.00	27.00
2	92.00	74.00	46.50	29.00
2½	98.00	81.00	50.50	----------
3	101.50	86.00	56.00	----------

(12) SAP GUM—PLAIN

5/8	$58.50	$47.00	$31.00	----------
3/4	62.50	49.50	33.50	----------
1	75.00	58.50	39.00	$26.00
1¼	80.00	64.50	40.00	27.00
1½	83.50	67.50	40.00	27.00
2	89.50	70.00	43.50	29.00

(13) BLACK GUM—QUARTERED

1	$71.50	$59.50	$41.00	$26.00
1¼	74.00	61.50	42.00	27.00
1½	76.00	64.50	42.00	27.00
2	82.00	70.00	44.50	29.00
2½	92.00	74.00	50.50	----------
3	98.00	80.00	54.00	----------

(14) BLACK GUM—PLAIN

5/8	$55.50	$43.50	$29.00	----------
3/4	56.50	45.00	31.00	----------
1	67.50	55.50	39.00	$26.00
1¼	70.00	58.50	41.00	27.00
1½	74.00	61.50	41.00	27.00
2	80.00	67.50	44.50	29.00

(15) TUPELO—QUARTERED

1	$71.50	$59.50	$41.00	$26.00
1¼	74.00	61.50	42.00	27.00
1½	76.00	64.50	42.00	27.00
2	82.00	70.00	44.50	29.00
2½	92.00	74.00	50.50	----------
3	98.00	80.00	54.00	----------

(16) TUPELO—PLAIN

5/8	$55.50	$43.50	$29.00	----------
3/4	56.50	45.00	31.00	----------
1	67.50	55.50	39.00	$26.00
1¼	70.00	58.50	41.00	27.00
1½	74.00	61.50	41.00	27.00
2	80.00	67.50	44.50	29.00

(17) HACKBERRY

Thickness (inches)	Log Run	FAS	No. 1 Common and Selects or No. 1 Common	No. 2 Common	No. 3 Common
5/8	$35.50	----------	----------	----------	----------
3/4	40.50	----------	----------	----------	----------
1	49.00	$59.50	$47.00	$39.00	$26.00
1¼	50.00	61.50	49.50	40.00	27.00
1½	51.00	61.50	49.50	41.00	27.00
2	52.00	64.50	52.00	41.00	29.00
2½	----------	65.00	53.50	41.00	----------
3	----------	69.00	56.50	42.00	----------

(18) HICKORY

Thickness (inches)	Log Run	FAS	No. 1 Common	No. 2 Common	No. 3 Common
1	$49.00	$75.00	$52.00	$34.50	$25.00
1¼	51.00	77.50	54.50	35.50	25.00
1½	54.50	81.00	59.50	44.50	26.00
2	68.50	87.00	60.50	44.50	27.00

(19) HARD MAPLE

Thickness (inches)	FAS	No. 1 Common and Selects or No. 1 Common	No. 2 Common	Sound Wormy	No. 3A Common	Box Grade	No. 3B Common
1/2	$72.50	$48.50	$26.00	$26.00	------	------	------
5/8	85.00	55.50	30.00	30.00	------	------	------
3/4	95.50	62.50	34.50	34.50	------	------	------
1	112.50	74.00	40.00	40.00	$29.00	$23.00	$17.00
1 1/4	125.00	80.00	43.50	43.50	30.00	24.00	18.50
1 1/2	130.50	83.50	45.50	45.50	30.00	24.00	18.50
2	139.50	92.00	48.50	48.50	31.00	25.00	19.50
2 1/4	157.00	109.00	------	------	------	------	------
3	175.50	127.00	------	------	------	------	------
4	193.50	147.50	------	------	------	------	------

(20) SOFT MAPLE (WHAD)

Thickness (inches)	FAS	No. 1 Common and Selects or No. 1 Common	No. 2 Common	No. 3 Common
1/2	$55.50	$47.00	$30.00	------
5/8	62.50	53.50	33.50	------
3/4	70.00	59.50	36.50	------
1	81.00	69.00	41.00	$26.00
1 1/4	83.50	71.50	43.50	27.00
1 1/2	87.00	75.00	43.50	27.00
2	91.00	79.00	46.50	29.00
2 1/2	93.00	81.00	46.50	------
3	99.50	87.00	48.50	------
4	111.50	102.50	------	------

(21) RED OAK—QUARTERED

Thickness (inches)	FAS	No. 1 Common and Selects or No. 1 Common	No. 2 Common	Sound Wormy	No. 3A Common	No. 3B Common
1/2	$62.50	$45.00	$32.00	$27.00	------	------
5/8	71.50	51.00	36.50	31.00	------	------
3/4	80.00	56.50	40.00	34.50	------	------
1	92.00	65.50	45.50	39.00	$35.50	$24.00
1 1/4	104.00	71.50	48.50	45.50	------	------
1 1/2	110.00	76.00	50.50	49.50	------	------
2	122.00	82.00	54.00	52.50	------	------

(22) RED OAK—PLAIN

1/2	$58.50	$42.00	$32.00	$27.00	------	------
5/8	66.50	47.00	36.50	31.00	------	------
3/4	74.00	52.00	40.00	34.50	------	------
1	91.00	65.50	45.50	39.00	$35.50	$24.00
1 1/4	99.50	71.50	46.50	45.50	35.50	24.00
1 1/2	101.50	71.50	48.50	49.50	35.50	24.00
2	110.00	74.00	50.50	52.50	35.50	24.00
2 1/2	140.50	92.00	------	------	------	------
3	156.00	102.50	------	------	------	------
4	174.50	119.00	------	------	------	------

(23) WHITE OAK—QUARTERED

1/2	$89.50	$62.50	$32.00	$27.00	------	------
5/8	102.50	71.50	36.50	31.00	------	------
3/4	115.00	80.00	40.00	34.50	------	------
1	134.50	92.00	45.50	36.50	$35.50	$24.00
1 1/4	146.50	99.50	49.50	45.50	------	------
1 1/2	155.50	107.50	51.50	49.50	------	------
2	173.00	120.00	55.00	52.50	------	------

(24) WHITE OAK—PLAIN

1/2	$74.00	$42.00	$32.00	$27.00	------	------
5/8	85.00	48.50	36.50	31.00	------	------
3/4	94.50	53.50	40.00	34.50	------	------
1	115.00	66.50	45.50	39.00	$35.50	$24.00
1 1/4	129.50	74.00	46.50	45.50	35.50	24.00
1 1/2	135.50	75.00	48.50	49.50	35.50	24.00
2	146.50	80.00	50.50	52.50	35.50	24.00
2 1/2	170.50	98.00	------	------	------	------
3	188.50	115.00	------	------	------	------
4	207.00	133.00	------	------	------	------

(25) WHITE OAK (WHND)

Thickness (inches)	FAS	No. 1 Common and Better	No. 1 Common
1/2	$41.00	$31.50	$26.50
5/8	47.00	34.00	30.50
3/4	51.00	37.50	32.50
1	75.00	59.50	48.50
1 1/4	88.00	67.50	56.50
1 1/2	91.00	69.00	61.50
2	101.50	74.00	67.50
2 1/2	126.00	98.00	89.50
3	143.50	115.00	102.50
4	161.00	127.00	116.00

(26) YELLOW POPLAR—QUARTERED

Thickness (inches)	FAS	No. 1 Common and Selects or No. 1 Common	No. 2A Common	No. 2B Common	No. 3 Common
1/2	$70.00	$47.00	$33.50	$27.00	------
5/8	80.00	53.50	37.50	31.00	------
3/4	89.50	59.50	42.00	34.50	------
1	104.00	67.50	48.50	39.00	$26.00
1 1/4	110.00	71.50	50.50	40.00	27.00
1 1/2	114.00	76.00	51.50	41.00	27.00
2	128.00	82.00	56.00	42.00	29.00

(27) YELLOW POPLAR—PLAIN

Thickness (inches)	FAS	Saps and Selects	No. 1 Common and Selects or No. 1 Common	No. 2A Common	No. 2B Common	No. 3 Common
1/2	$66.50	$55.50	$45.00	$34.50	$29.00	------
5/8	76.00	64.50	51.00	39.00	32.00	------
3/4	86.00	71.50	56.50	42.00	35.50	------
1	99.50	82.00	65.50	49.50	40.00	$26.00
1 1/4	105.50	87.00	70.00	52.50	41.00	27.00
1 1/2	110.00	91.00	75.00	54.00	42.00	27.00
2	121.00	96.50	80.00	58.50	44.50	29.00
2 1/2	142.50	110.00	92.00	62.50	------	------
3	155.00	123.00	104.00	66.00	------	------
4	170.50	140.50	122.00	------	------	------

(28) SYCAMORE—QUARTERED

Thickness (inches)	FAS	No. 1 Common and Selects or No. 1 Common	No. 2 Common	No. 3 Common
5/4	$65.50	$53.50	$41.00	------
6/4	71.50	59.50	46.50	$26.00
1	74.00	61.50	46.50	27.00
1 1/4	75.00	62.50	46.50	27.00
1 1/2	81.00	66.50	46.50	29.00
2				

(29) SYCAMORE—PLAIN

5/4	$58.50	$46.00	$33.50	------
6/4	68.50	46.00	33.50	------
1	64.50	52.00	36.50	$26.00
1 1/4	66.50	54.50	39.00	27.00
1 1/2	69.00	56.50	39.00	27.00
2	74.00	60.50	39.00	29.00

(30) STRIPS

Species	Manufacture	Thickness (inches)	Width (inches)	Grade: Clear	Grade: No. 1 Common
Red Oak	Quartered	1	2 to 5½	$74.00	$49.50
White Oak	Quartered	1	2 to 5½	98.00	67.50

(31) SOFT MAPLE (WHND)

Thickness (inches)	FAS	No. 1 Common and Selects or No. 1 Common	No. 2 Common	No. 3 Common
1/2	$46.00	$37.50	$30.00	------
5/8	52.00	42.00	33.50	------
3/4	58.50	47.00	37.50	------
1	66.50	54.50	41.00	$26.00
1 1/4	70.00	58.50	43.50	27.00
1 1/2	72.50	60.50	43.50	27.00
2	77.50	65.50	46.50	29.00
2 1/2	83.50	71.50	46.50	------
3	91.00	79.00	48.50	------
4	102.50	94.50	------	------

2. In § 1382.64 (c) subparagraph (1) is amended to read as follows:

(c) *Maximum prices for dunnage.* (1) The maximum rail-delivered price for 1,000 feet of dunnage lumber shall be as follows:

Delivered at:	Maximum delivered price
Baltimore, Md	$36.50
Beaumont, Tex	25.00
Boston, Mass	41.00
Charleston, S. C	26.00
Corpus Christi, Tex	26.00
Galveston, Tex	26.00
Gulfport, Miss	25.00
Houston, Tex	26.00
Jacksonville, Fla	26.00
Lake Charles, La	25.00
Mobile, Ala	25.00
Morgan City, La	25.00
Newark, N. J	39.00
New Orleans, La	25.00
New York, N. Y	39.00
Pensacola, Fla	26.00
Philadelphia, Pa	37.50
Port Arthur, Tex	26.00
Portsmouth, Va	30.00
Savannah, Ga	26.00
Tampa, Fla	29.00

3. In § 1382.67 paragraph (a) is amended to read as follows:

(a) *Ungraded hardwood lumber; maximum prices.* The maximum prices for 1,000 feet board measure for the full product of the logs of ungraded South Central hardwood lumber, including yellow cypress, produced by small mills, of any species or combination of species in green or dry condition are as follows:

Lumber cut to dry to:	
Thicknesses of 1", 1¼" and 1½"	$35.50
Thickness of 2"	32.00
Thicknesses over 2"	31.00

This amendment shall become effective May 31, 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9243; Filed, May 31, 1946; 2:36 p. m.]

PART 1349—ELECTRICAL GENERATION, TRANSMISSION, CONVERSION AND DISTRIBUTION APPARATUS

[MPR 82, Amdt. 8]

WIRE AND CABLE

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 82 is amended in the following respects:

1. Section 16 (d) (3) is amended to read as follows:

(3) *Zone pricing.* The zones set forth in Appendix E are the standard geographical shipping zones uniformly recognized in the industry. Zone adjustments which increase the net delivered prices of rubber braid building wire are not permitted, except in the case of manufacturers who, on the base date (October 15, 1941), customarily sold rubber braid building wire to chain stores, wherever located, at Zone B prices. In that case, the maximum prices for sales by manufacturers to chain stores, wherever located, shall be the maximum prices for sales in Zone B, provided the sales are made to those chain stores to which such sales were customarily made on the base date.

2. Section 16 (f) (3) is amended to read as follows:

(3) *Zone Pricing.* The zones set forth in Appendix F are the standard geographical shipping zones uniformly recognized in the industry. Zone adjustments which increase the net delivered prices of non-metallic sheathed cable are not permitted, except in the case of manufacturers who, on the base date (October 15, 1941), customarily sold non-metallic sheathed cable to chain stores, wherever located, at Zone B prices. In that case, the maximum prices for sales by manufacturers to chain stores, wherever located, shall be the maximum prices for sales in Zone B, provided the sales are made to those chain stores to which such sales were customarily made on the base date.

3. The last sentence appearing before the "Schedule of Prices" in Appendix E, which sentence presently reads "Zone adjustments that increase the net delivered prices are not allowable" is amended to read as follows: "Zone adjustments which increase the net delivered prices are not allowable, except as stated in section 16 (d) (3)."

4. The last sentence appearing before the "Schedule of Prices" in Appendix F, which sentence presently reads "The above are standard zones—Zone adjustments that increase the net delivered prices are not allowable," is amended to read as follows: "The above are standard zones. Zone adjustments which increase the net delivered prices are not allowable, except as stated in section 16 (f) (3)."

This amendment shall become effective June 5, 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9241; Filed, May 31, 1946; 2:35 p. m.]

PART 1305—ADMINISTRATION

[SO 162 (§ 1305.190)]

ADJUSTMENT OF MAXIMUM PRICES FOR MANUFACTURERS AND MANUFACTURING RETAILERS OF CERTAIN LOW-PRICED FOOTWEAR

A statement of the considerations involved in the issuance of this Supplementary Order No. 162, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Sec.
1. Purpose of this order.
2. Scope of this order.
3. Adjusted maximum prices.
4. Records and reports.
5. Relation to other maximum price regulations.
6. Amendment.
Appendix A: Increase factors and cut-off prices.
Appendix B: Example of OPA Form No. 6064-2847.

SECTION 1. *Purpose of this order.* This order grants increases in the GMPR ceiling prices of manufacturers and manufacturing-retailers sales of certain lower priced footwear.

SEC. 2. *Scope of this order*—(a) *What footwear is covered.* Footwear[1] which is eligible for an increase under this order must meet all of the following requirements:

(1) It must fall within one of the categories listed in Appendix A:

(2) It must be an item of footwear which is the same as an item of footwear delivered during March 1942, or offered during March 1942 for delivery during such month, or which is so comparable to such an item that it meets all of the following tests:

(i) It is the same style type,[2]

(ii) It gives the purchaser equivalent or greater serviceability, and

(iii) The sum of the current material cost of all the basic component parts specified in OPA Form No. 6064-2847 in Appendix B and the current direct labor cost for the item is equal to or greater than the sum of the current material costs for the same component parts and the current direct labor cost of the item delivered in March 1942, or offered during March 1942, for delivery during such month.

If it is a "line of footwear" (as defined in section 3.1 of Supplementary Regulation 14E to the General Maximum Price Regulation) it must be the same as a line of footwear which the seller delivered in March 1942 or offered during March 1942, for delivery during such month. The quality of any new style added to the line must be equal to all the March 1942 standards of quality of the other footwear in the line with respect to workmanship and materials.

(b) *What sales are covered.* This order covers all manufacturers' sales and all manufacturing-retailers' sales of the footwear described in paragraph (a), above.

A "manufacturer" is any person who fabricates or processes such footwear or for whom it is fabricated or processed by a contractor or agent from basic materials owned or otherwise furnished by the principal.

A "manufacturer's sale" is any sale of footwear by a manufacturer, except sales at retail.

A "manufacturing-retailer's sale" is any sale of footwear to the ultimate consumer by the manufacturer of such footwear or by any person who is directly or indirectly under the same ownership or control as the manufacturer of such footwear.

(c) *Where this order applies.* This order applies to the continental United States, but not to the territories and possessions of the United States.

SEC. 3. *Adjusted maximum prices.* Except as modified by Section 4 (b) of this order, on and after May 31, 1946, any item or line of footwear covered by this order may be sold or delivered at the adjusted maximum price described in this section. The adjusted maximum price under this section is determined as follows:

Step 1. Determine the maximum price of the item of footwear properly established under § 1499.2 (a) of the General Maximum Price Regulation[3] or of the line of footwear established under section 3.1 of Supplementary Regulation 14E, exclusive of any adjustment in said maximum price permitted under section 3.13 of Supplementary Regulation 14E or any adjustment granted by order issued by the Office of Price Administration under § 1499.75 (a) (10) of Supplementary Regulation 15 or under Supplementary Order 133.

Step 2. Add to the maximum price found in Step 1 the applicable cents per pair increase listed in Column 2 of Appendix A for the appropriate category of footwear.

Step 3. The adjusted maximum price of the item of footwear is the total found in Step 2 or the applicable cut-off price listed in Column 3 of Appendix A for the appropriate category, whichever is lower.

Example: During March 1942 you delivered Style 345, a men's dress shoe at $2.75 net to retailers. You are today manufacturing the identical shoe. Your maximum price for that shoe under § 1499.2 (a) is $2.75 net. Under Step 2 of this section you add 36 cents to your price of $2.75 which is the amount of increase listed for the men's dress shoe category in Column 2 of Appendix A. Accordingly, your adjusted maximum price for Style 345 is $3.11 since that is lower than the cut-off price listed for the category in Column 3 of Appendix A; if it were higher than the cut-off, the cut-off would be your adjusted price.

Step 4. For manufacturer's sales only. To

[1] "Footwear" does not include shoes or slippers containing no leather or which are vulcanized.

[2] For purposes of this order the "same style type" includes only closely related styles or patterns, and does not include changes in basic patterns such as the following examples: closed heel to open heel pumps; closed vamps to sandals; oxfords to pumps; or plain vamp oxfords to woven vamp oxfords.

[3] Where the seller's method of distribution falls within the definition of a "manufacturing-retailer's sale" (as set forth in section 2 (b)) the only maximum price which may be adjusted under this order with respect to the footwear so distributed is the maximum retail price. The maximum retail price which the manufacturing retailer may adjust under this order is the maximum retail price which he established under § 1499.2 (a) of the General Maximum Price Regulation and may not, under this order adjust the maximum retail price which he established under Maximum Price Regulation 580.

the adjusted maximum price determined under Step 3, manufacturers may add an "OPA adjustment charge" in accordance with the provisions and requirements of section 3.13 of Supplementary Regulation 14E to the General Maximum Price Regulation.

SEC. 4. *Records and reports*—(a) *Records.* The records required by this section must be maintained for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

Every person who makes a sale covered by this order must prepare and maintain the records required by the General Maximum Price Regulation, except that the adjusted maximum price established under this order shall be substituted for the original maximum price in all records of deliveries made or for maximum prices established under the General Maximum Price Regulation after the effective date of this order.

In addition, he must keep a copy of the report filed under (b), below.

(b) *Reports.* No person may deliver any item of footwear at an adjusted maximum price established under this order until he has filed the report required by this section and the reported price has been approved by the Office of Price Administration. The reported price shall be deemed to be approved 15 days after mailing the report described in this paragraph (or all additional information which may have been requested) unless, within that time, the Office of Price Administration notifies the seller that his reported price has been disapproved.

The report shall be filed with the District Office of the Office of Price Administration for the district in which the seller's principal office is located. Each report shall be signed by an officer, owner or principal and shall contain all of the information required by OPA Form No. 6064–2847 set forth in Appendix B of this order. This shall include:

(i) For each item of footwear covered by this order which the seller sells he shall file one copy of OPA Form No. 6064–2847 containing all the information required by Parts A and C of such form, and in addition

(ii) In any case where the item of footwear for which a report is made under (i), above, is not the same as an item of footwear which was delivered in March 1942, or offered during March 1942, for delivery during such month, the OPA Form No. 6064–2847 shall also contain all the information required by Parts B and D of such form for the comparable item of footwear which was delivered in March 1942, or offered during March 1942 for delivery during such month.

(iii) If the seller is a manufacturing-retailer of the item of footwear he shall attach a list which separately states the name and address of each manufacturing entity and each store or group of stores making sales at retail and shall report the unadjusted and the adjusted maximum retail price for each item of footwear for each separate retail seller (as defined in § 1499.20 (s) of the General Maximum Price Regulation).

SEC. 5. *Relation to other maximum price regulations.* (a) This order supplements and does not supersede the General Maximum Price Regulation and section 3.13 of Supplementary Regulation 14E to the General Maximum Price Regulation.

(b) Manufacturers and manufacturing-retailers may make application under section 13 of Maximum Price Regulation 580 for the establishment of uniform maximum retail prices, for the footwear covered by this order, in accordance with the provisions of that section.

(c) Except as provided in paragraph (b) of this section, this order supersedes the provisions of Maximum Price Regulation 580 with respect to footwear which a manufacturing-retailer elects to price under this order.

SEC. 6. *Amendment.* Any person seeking an amendment, which must have general applicability, may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1,[4] issued by the Office of Price Administration.

This Supplementary Order No. 162 shall become effective May 31, 1946.

NOTE: All record-keeping and reporting requirements of this Supplementary Order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Forms printed in the FEDERAL REGISTER are for information only and do not follow the exact format prescribed by the issuing agency.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[4] 8 F.R. 3313, 3533, 6173, 11806; 9 F.R. 1594, 3075, 7501, 8056, 1076, 13715; 10 F.R. 11295.

APPENDIX A—NET MAXIMUM CUT-OFF PRICES AND PERMISSIBLE AMOUNT OF ADJUSTMENT

Column 1 Categories	Column 2 Cents per pair adjustment for—		Column 3 Net maximum cut-off prices for—	
	Manufacturing sales	Manufacturing retailers' sales	Manufacturers' sales	Manufacturing retailers' sales
Men's dress and safety shoes	$0.36	$0.55	$3.60	$5.40
Women's and growing girls' shoes	.33	.50	3.29	4.85
Men's work shoes	.30	.45	3.00	4.50
Athletic shoes [1]	.30	.45	3.00	4.50
Youths' and boys' shoes	.27	.40	2.68	4.00
Little gents' shoes	.22	.35	2.17	3.25
Misses' shoes	.20	.30	2.00	3.00
Children's shoes	.18	.25	1.80	2.70
Houseslippers	.16	.25	1.60	2.40
Infants' 6½–8 hard sole shoes	.15	.20	1.50	2.25
Infants' 0–6 hard sole shoes	.13	.20	1.30	1.95
Infants' 0–4 soft sole shoes	.09	.15	.90	1.35

[1] Athletic shoes shall include only those shoes with uppers made principally of leather.

APPENDIX B—EXAMPLE OF OPA FORM NO. 6064–2847 TO BE USED UNDER SECTION 4 (b) OF SUPPLEMENTARY ORDER

(Copies will not be furnished by the OPA)

OPA Form 6064–2847 (Rev. 1–46)

Form approved
Budget Bureau No. 08–R1703

UNITED STATES OF AMERICA

OFFICE OF PRICE ADMINISTRATION

MANUFACTURER'S AND MANUFACTURING-RETAILER'S REPORT OF AN ADJUSTED MAXIMUM PRICE FOR A LOW-PRICED SHOE

This report is to be filed with your district office of the Office of Price Administration.

Name of firm

Address—Number and street

City, Postal Zone Number, State

Submitted by (Signer):

Title Date

Are you a manufacturing-retailer with respect to this item of footwear? Yes ☐ No ☐

IMPORTANT—READ INSTRUCTIONS

You are required, in making a report of an adjusted maximum price for a low-priced shoe, to submit in Parts A and C cost data and other information for the shoe. In addition, if the shoe described in Parts A and C is not the same as an item of footwear delivered during March 1942 or offered for sale during March 1942 for delivery during such month then you shall also fill out Parts B and D to give the current cost data for the item, that was delivered in March 1942 or offered for sale during March 1942 for delivery during such month, to which the item of footwear described in Parts A and C is comparable.

INSTRUCTIONS FOR PARTS A AND B

A description of each shoe reported upon herein should be submitted. (Example: Men's black calf Goodyear welt oxford, kid quarter lining, leather sole, rubber heel.)

The costs to be reported in Parts A and B of this form shall be the current cost of each item. Current direct cost means the sum of the direct labor and material costs that the seller would have to incur to produce the shoe or shoes at the time he makes his report. Calculations of direct labor cost may be based on legal wage rates in force at the time of making this report. They shall not reflect any wage increases granted contrary to the provision of Supplementary Wage and Salary Regulation issued by the Office of Economic Stabilization on March 8, 1946. Material cost shall be calculated on the basis of net invoice price after trade and quantity discounts but before term discounts. *Transportation, storage warehousing or insurance charges shall not be included in the cost of the material.* Material cost should in no event be computed at prices higher than the maximum prices established by the applicable maximum price regulations for the types and grades of materials actually used.

The materials to be reported in Sections I through IV should include only items which become a part of the finished shoe. *Such items as lasts, dies, patterns, machine parts, etc. should not be included in material costs.* Miscellaneous items not listed on the form should be entered in the blank spaces provided under the appropriate section.

Material (Columns 2 and 7). Enter a complete description of the material used, for example, "Black smooth calf CLM" or "Bleached twill, $2.75 yard." In Column 7 after the items, "Outer sole," "inner sole," "tap," and "welt," enter the material, grade and irons. After the item "heel" enter the height and kind (wood, leather, etc.).

Quantity (Column 3). Enter your regular cutting allowance for the pattern and material.

Price (Column 4). Enter the current price per foot, per yard, or per unit for the material specified in Column 2.

SECTION IV

Direct labor.—Enter the cost of direct labor in producing the shoe. Direct labor (sometimes called productive labor) covers all operations performed directly on the shoe. In addition to the operations listed in Section VI, direct labor may include such items as inspecting or crowning, leather sorting, sample making, etc.

The following are not items of direct labor:

1. Make-up (any sum which you must pay because the hourly, daily or weekly earnings of the piece worker at the piece work rate fall below the minimum wage you are obliged to pay the worker by law or by contract);
2. Overtime or double time premium (the difference between the piece or time work rate and the overtime or double time rate);
3. Such labor as patten or die boys, floor help, rack boys, cripple cutters, cobblers, elevator, custodial, and maintenance workers, firemen, engineers, truck drivers and helpers, receiving and shipping clerks, other clericals, salesmen, foremen or working foremen and other supervisory employees;
4. Labor overhead cost, such as unemployment insurance, social security, pension contribution to welfare funds health or accident insurance, workmen's compensation and vacation and holiday pay.

ESTABLISHED AND ADJUSTED MAXIMUM PRICES

In the lower left hand column of Part A fill in the table of established and adjusted maximum prices for each class of customers. These prices shall be net prices after all discounts. No adjustments shall be taken that give an adjusted price in excess of the appropriate cut-offs in the order. All prices in this table are to be exclusive of the 4½% adjustment granted manufacturers under the provisions of Amendment 24 to SR 14E.

PART A—CURRENT DIRECT COST OF SHOE (OF THE SAME STYLE AS THE ONE DESCRIBED IN PART B) FOR WHICH AN ADJUSTED MAXIMUM PRICE IS DETERMINED UNDER SUPPLEMENTARY ORDER.....

Important.—Read instructions before filling out

Address of plant

Stock number | Pattern number | Style name

Description of shoe

These costs are for (check one): ☐ 1 pair ☐ 12 pairs ☐ 100 pairs ☐ other (specify)

Parts (1)	Material (2)	Quantity (3)	Price (4)	Amount (5)
SECTION I				
Vamp				
Quarter				
Tip				
Foxing				
Strap				
Brace				
Lacestay				
Backstay				
Tongue				
Heel cover				
Subtotal				
SECTION II				
Tongue lin				
Quarter lin				
Vamp lin				
Front lin				
Heelstay				
Lacestay				
Heel pad				
Doubler				
Subtotal				

Parts (6)	Material (7)	Amount (8)
Amount forward		
SECTION III		
Outer sole		
Midsole		
Tap		
Welt		
Heel		
Top lift		
Inner sole		
Shank		
Box toe		
Counter		
Subtotal		
Total material		
SECTION IV		
Cutting		
Fitting		
Sole fitting		
Lasting		
Bottoming		
Making		
Finishing		
Packing		
Total direct labor		
Total material and direct labor		
Per pair cost material and direct labor		
Estimated production next 12 months (pairs)		
Production past 12 months (pairs)		

Established and adjusted maximum price to each class of customer (specify classes) including terms of sale and exclusive of 4½% OPA adjustment charge.

[Net price]

Customer classes	Established section 1499.2 (a)	Adjustment under this order	Adjusted price

PART B—CURRENT DIRECT COST OF SHOE DELIVERED OR OFFERED FOR DELIVERY IN MARCH 1942 TO WHICH SHOE IN PART A IS COMPARABLE

Important—Read instructions before filling out

Address of plant

Stock number | Pattern number | Style name

Description of shoe

These costs are for (check one): ☐ 1 pair ☐ 12 pairs ☐ 100 pairs ☐ Other (specify)

Parts (1)	Material (2)	Quantity (3)	Price (4)	Amount (5)
SECTION I				
Vamp				
Quarter				
Tip				
Foxing				
Strap				
Brace				
Lacestay				
Backstay				
Tongue				
Heel cover				
Subtotal				
SECTION II				
Tongue lin				
Quarter lin				
Vamp lin				
Front lin				
Heelstay				
Lacestay				
Heel pad				
Doubler				
Subtotal				

Parts (6)	Material (7)	Amount (8)
Amount forward		
SECTION III		
Outer sole		
Midsole		
Tap		
Welt		
Heel		
Top lift		
Inner sole		
Shank		
Box toe		
Counter		
Subtotal		
Total material		
SECTION IV		
Cutting		
Fitting		
Sole fitting		
Lasting		
Bottoming		
Making		
Finishing		
Packing		
Total direct labor		
Total material and direct labor		
Per pair cost material and direct labor		

PART C—SUPPLIERS OF THE PRINCIPLE MATERIALS USED IN THE SHOE DESCRIBED IN PART A

Part of shoe	Name of supplier	Address of supplier
Upper		
Quarter lining		
Outer sole		
Midsole		
Inner sole		

PART D—SUPPLIERS OF THE PRINCIPLE MATERIALS USED IN THE SHOE DESCRIBED IN PART B

Part of shoe	Name of supplier	Address of supplier
Upper		
Quarter lining		
Outer sole		
Midsole		
Inner sole		

SAMPLES AND PATTERNS

SUBMIT WITH THIS REPORT A SAMPLE OR SAMPLES (SINGLE SHOE) OF THE SHOES DESCRIBED IN PARTS A AND B

To the best of my knowledge the information submitted above is true and accurate. In my opinion, the shoe described in Part A either was delivered or offered for delivery by me in March 1942 or it is of the same style type as the shoe described in Part B, gives at least equivalent serviceability to the shoe described in Part B and its current direct cost is at least equal to the shoe described in Part B. The shoe described in Part B was delivered or offered for delivery by me in March 1942.

[F. R. Doc. 46-9323; Filed, May 31, 1946; 4:45 p. m.]

PART 1373—PERSONAL AND HOUSEHOLD ACCESSORIES

[MPR 584, Amdt. 6 (§ 1373.5)]

FEATHER FILLED PILLOWS AND UPHOLSTERY CUSHION INNERCASINGS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith; and it has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 584 is amended in the following respects:

1. Section 8 is amended to read as follows:

SEC. 8. *Manufacturers to calculate maximum prices on retail sales of new pillows.* Each manufacturer shall calculate the maximum price for sales by retailers of a single pillow manufactured by him, by multiplying his maximum price on the sale of that single new pillow (exclusive of the Far West Zone and quantity differentials) by 175 percent in the case of new pillows filled with chicken or turkey feathers or fibre, or mixtures thereof with crushed waterfowl quills, and by 180 percent in the case of all other pillows. The Far West Zone differential provided in paragraph (c) of Appendix A shall be added to such retail price. The price, so calculated, may be rounded to the nearest five cents. However, if the price so calculated results in a figure exactly midway between the next higher and next lower five cents, it shall be rounded to the next lower five cents.

2. Section 10 (a) (8) (ii) is amended to read as follows:

(ii) A cover allowance determined from the following table:

Finished pillow size (inches)	Cover allowance			
	Class I	Class II	Class III	Class IV
12 x 16	$0.36	$0.30	$0.42	$0.49
16 x 24	.75	.60	.85	.98
12½ x 21	.75	.60	.85	.98
17 x 24	.90	.65	.91	1.07
17 x 25	.80	.65	.91	1.07
18 x 24	.80	.65	.91	1.07
18 x 25	.80	.65	.91	1.07
18 x 26	.80	.65	.91	1.07
17 x 27	.80	.65	.91	1.07
19 x 25	.85	.70	.98	1.17
19 x 26	.85	.70	.98	1.17
20 x 26	.85	.70	.98	1.17
17 x 30	.85	.70	.98	1.17
20 x 27	.90	.75	1.05	1.25
21 x 27	.90	.75	1.05	1.25
22 x 28	.95	.80	1.10	1.30
19 x 34	1.00	0.85	1.17	1.37
20 x 36	1.15	.98	1.28	1.49
21 x 36	1.15	.98	1.28	1.49
21 x 39	1.25	1.10	1.40	1.60
21 x 54	1.80	1.50	2.10	2.50

NOTE: For sizes with a surface area intermediate to the surface area of the sizes listed above, the cover allowance of the listed size with the nearest surface area shall be used. For other sizes, use 125 percent of the cost of the fabric cover, not exceeding the maximum price of the cover on sales to the manufacturer, plus incoming freight.

3. Section 10 (c) is added to read as follows:

(c) If a manufacturer's maximum price has been determined under this section prior to May 31, 1946, he may recompute that maximum price following the rules stated in paragraph (a). No article may be sold at a price higher than the maximum price originally determined under this section unless, before first offering the article for sale at such higher price, the manufacturer reports both his new maximum price for the article, his old maximum price for the article, and the calculations showing the manner in which the new maximum price was computed.

4. Section 11 (a) (1) is amended to read as follows:

(1) The maximum price of a jobber for his sale of any article received after the effective date of this regulation shall be 125 percent of either the maximum price of the manufacturer for his sale of the particular article, or of the actual net invoice price, to the jobber whichever is lower, plus the freight charge paid by the jobber for delivery to him.

5. Paragraph (a) (2) of Appendix A is amended to read as follows:

(2) *Fabric cover classifications.* Fabric covers for new pillows are classified as follows:

(1) Class "I", which includes 8-ounce ACA twill, and all fabrics whose maximum price f. o. b. mill, is from 25 cents to 29.99 cents per yard.

(2) Class "II", which includes 6.2-ounce twill, 3.25-ounce printed floral drills, and all fabrics whose maximum price f. o. b. mill, is from 20 cents to 24.99 cents per yard.

(3) Class "III", which includes 6-ounce to 7-ounce woven or printed, striped or floral sateen and all fabrics whose maximum price f. o. b. mill, is from 30 cents to 36.99 cents per yard.

(4) Class "IV", which includes 8-ounce woven or printed, striped or floral sateen and all fabrics whose maximum price f. o. b. mill, is from 37 cents to 43 cents per yard.

6. The following note is added at the end of Table I–A in Appendix A:

The maximum prices stated above may be increased 15 cents per pair.

7. Table I–B in Appendix A is amended to read as follows:

TABLE I–B MAXIMUM PRICES PER PAIR AND MINIMUM FILLING WEIGHTS FOR 21 x 27 SIZE PILLOWS CONTAINING SPECIFIED FILLING MIXTURES OF ALL NEW MATERIALS

Crushed waterfowl quills, percent by weight of filling mixture	Chicken and turkey feathers			Chicken and turkey fibre		
	Weight (ounces)	Price		Weight (ounces)	Price	
		White	Colored		White	Colored
0	96	$2.33	$2.05	104	$2.82	$2.56
5	96	2.36	2.10	104	2.87	2.63
10	97	2.39	2.14	104	2.93	2.69
15	97	2.47	2.23	104	2.98	2.75
20	98	2.55	2.32	104	3.04	2.82
25	98	2.63	2.41	104	3.10	2.89
30	98	2.70	2.50	104	3.15	2.96
35	99	2.78	2.61	104	3.20	3.02
40	99	2.86	2.70	104	3.25	3.09
45	99	2.94	2.79	104	3.30	3.15
50	100	3.04	2.89	104	3.36	3.23
55	100	3.12	2.98	104	3.41	3.29
60	101	3.20	3.09	104	3.47	3.36
65	101	3.28	3.18	104	3.52	3.43
70	101	3.37	3.27	104	3.57	3.49
75	101	3.45	3.36	104	3.62	3.56
80	102	3.54	3.47	104	3.68	3.63
85	102	3.62	3.56	104	3.73	3.70
90	103	3.71	3.69	104	3.79	3.75
95	103	3.79	3.78	104	3.85	3.83
100	104	3.90	3.90	104	3.90	3.90

NOTE: All weights listed are minimum filling weights in ounces. All prices listed are maximum prices.

If the components of the filling mixture of a pillow contain more than three percent of colored chicken and turkey feathers or fibre, the maximum price of the pillow shall be determined as if such feather and fibre components were one hundred percent colored.

If the filling components of a pillow include both chicken and turkey feathers and chicken and turkey fibre, the price of the pillow shall be determined as if such feather and fibre components were one hundred percent chicken and turkey feathers.

The maximum price for sales to retailers or to institutional users of pillows 21 inches by 27 inches in size containing percentage compositions other than those listed in Table 1–B shall be the maximum price of that pillow listed in the table having the percentage composition next lowest to that of the pillow being priced.

8. Table III is amended to read as follows:

TABLE III—DIFFERENTIAL IF FABRIC OTHER THAN "CLASS I" FABRIC IS USED

Finished pillow sizes (inches)	Fabric		
	Class II	Class III	Class IV
Sizes, 16 x 24 to and including 22 x 28	−$0.15	+$0.15	+$0.35

9. Table IV is amended to read as follows:

TABLE IV—TAILORING EXTRAS [1]

Extra feature	Pillows 12" x 16" etc.	Pillows 16" x 24" to and including 22" x 28"	Pillows 19" x 34" to and including 21" x 39"	Pillows 20" x 54" and 21" x 54"
Corded edge	$0.06	$0.15	$0.20	$0.25
Interlining class II fabric	.30	.75	1.10	1.50
All other fabrics	.40	1.00	1.35	1.90
Fancy labels	.05	.05	.05	.05

[1] Pillows in sizes intermediate to those listed in this table take the differential of the listed size with the closest surface area.

A person intending to manufacture pillows with tailoring extras other than those listed above shall apply to the Office of Price Administration, Durable Goods Price Branch, Washington 25, D. C., for the establishment of a maximum price differential for such tailoring extras. The application shall set forth:

The date of the application.

The specifications and a complete description of the tailoring extra.

The additional direct labor and material costs in manufacturing the extra over the direct costs of manufacturing the pillows.

The application shall be accompanied by a sample of the tailoring extra.

After receiving the application and sample, the Office of Price Administration will issue an order establishing a maximum price differential for the tailoring extra which will be in line with the level of prices listed in Table IV above. No person may add any differential to his maximum price for any pillow manufactured with a tailoring extra not listed in Table IV until a maximum price differential for such extra has been established by the Office of Price Administration.

This amendment shall become effective on May 31, 1946.

NOTE: The reporting provisions of this amendment have been approved by the Bureau of the Budget, in accordance with the Federal Reports Act of 1942.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9322; Filed, May 31, 1946; 4:45 p. m.]

PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[3d Rev. RO 3, Amdt. 4 to Supp. 1]

SUGAR

Section 4.1 of Supplement 1 to Third Revised Ration Order 3 is amended to read as follows:

SEC. 4.1 *Areas which have had a substantial increase in population and the percentage for each such area.*

FOR PERIODS COMMENCING ON OR AFTER JULY 1, 1946

Alabama:	
Baldwin	20
Calhoun	30
Colbert	10
Dale	15
Etowah	20
Houston	10
Jefferson	10
Madison	10
Mobile	70
Montgomery	Zero
Russell	15
Talladega	20
Arizona:	
Apache	20
Cochise	15
Gila	10
Greenlee	70
Maricopa	20
Mohave	10
Navajo	15
Pima	30
Pinal	30
Yuma	20
Arkansas:	
Desha	Zero
Jefferson	15
Pulaski	15
Saline	20
Sebastian	10
California:	
Alameda	30
Contra Costa	130
El Dorado	Zero
Fresno	15
Inyo	30
Kern	15
Lassen	20
Los Angeles	20
Madera	15
Marin	20
Modoc	Zero
Monterey	30
Napa	20
Orange	20
Riverside	30
Sacramento	15
San Benito	10
San Bernardino	20
San Diego	50
San Francisco	20
San Joaquin	20
San Luis Obispo	40
San Mateo	30
Santa Barbara	20
Santa Clara	15
Santa Cruz	10
Solano	110
Sonoma	Zero
Stanislaus	15
Ventura	15
Yuba	60
Colorado:	
Arapahoe	15
Denver	10
Dolores	10
El Paso	30
Jefferson	10
Lake	15
Otero	10
Prowers	Zero
Pueblo	Zero
Connecticut:	
Fairfield	10
Hartford	10
New London	Zero

FOR PERIODS COMMENCING ON OR AFTER JULY 1, 1946—Continued

Delaware:	
New Castle	10
Sussex	10
District of Columbia	30
Florida:	
Bay	140
Bradford	60
Brevard	40
Broward	20
Charlotte	15
Clay	40
Dade	20
De Soto	10
Duval	30
Escambia	40
Franklin	50
Gulf	10
Highlands	80
Hillsborough	20
Indian River	10
Lee	40
Leon	20
Monroe	60
Okaloosa	40
Okeechobee	10
Orange	20
Palm Beach	15
Pinellas	15
Polk	10
St. Lucie	20
Sarasota	30
Georgia:	
Bibb	30
Camden	20
Chatham	40
Cobb	20
Dougherty	20
Fulton	10
Glynn	120
Houston	50
Liberty	30
Lowndes	Zero
McIntosh	15
Muscogee	60
Peach	10
Richmond	20
Stephens	15
Thomas	15
Whitfield	10
Idaho:	
Ada	10
Bannock	10
Elmore	40
Kootenai	20
Valley	15
Illinois:	
Du Page	10
Lake	20
Madison	10
St. Clair	10
Winnebago	10
Indiana:	
Bartholomew	50
Clark	30
Fayette	10
Floyd	10
Lake	10
Marion	10
Porter	10
St. Joseph	10
Scott	10
Starke	15
Vandenburgh	20
Iowa:	
Des Moines	10
Kansas:	
Barton	10
Douglas	10
Ellis	Zero
Finney	20
Ford	Zero
Geary	15
Johnson	80
Pratt	10
Riley	10
Saline	20
Sedgwick	40
Seward	50

FOR PERIODS COMMENCING ON OR AFTER JULY 1, 1946—Continued

Kentucky:	
Christian	10
Hardin	40
Henderson	15
Jefferson	15
Union	30
Louisiana:	
Beauregard	15
Calcasieu	40
East Baton Rouge	30
Jefferson	30
La Salle	15
Orleans	15
Rapides	30
St. Bernard	10
St. Mary	10
Vermilion	10
Vernon	80
Maine:	
Cumberland	10
Sagadahoc	15
York	10
Maryland:	
Anne Arundel	15
Baltimore	30
Calvert	10
Cecil	50
Charles	20
City of Baltimore	15
Harford	40
Howard	10
Montgomery	30
Prince Georges	40
St. Mary's	30
Massachusetts:	
Barnstable	Zero
Michigan:	
Bay	10
Berrien	10
Calhoun	15
Ingham	10
Macomb	30
Midland	10
Monroe	10
Muskegon	15
Oakland	20
Washtenaw	20
Wayne	15
Mississippi:	
Forrest	60
Grenada	15
Harrison	60
Hinds	15
Jackson	100
Lowndes	Zero
Wilkinson	15
Missouri:	
Clay	10
Newton	20
Phelps	30
Pulaski	20
St. Louis	15
Montana:	
Cascade	10
Nebraska:	
Adams	10
Box Butte	20
Cheyenne	10
Clay	Zero
Hall	15
Red Willow	Zero
Sarpy	10
Nevada:	
Churchill	Zero
Clark	150
Mineral	180
Nye	70
Washoe	20
New Jersey:	
Middlesex	10
Gloucester	10
Monmouth	15
Sussex	15
New Mexico:	
Bernalillo	10
Chaves	40
Curry	30
De Baca	50

FOR PERIODS COMMENCING ON OR AFTER JULY 1, 1946—Continued

New Mexico—Continued.	
Eddy	30
Luna	50
Otero	30
New York:	
Nassau	10
Niagara	10
Seneca	Zero
North Carolina:	
Brunswick	10
Cabarrus	10
Craven	30
Cumberland	40
Durham	10
Gaston	10
Graham	100
Guilford	15
New Hanover	80
Onslow	90
Pasquotank	20
Ohio:	
Allen	15
Clinton	10
Franklin	10
Greene	30
Hamilton	10
Lake	15
Montgomery	20
Portage	10
Stark	10
Summit	10
Warren	10
Oklahoma:	
Cleveland	20
Comanche	40
Oklahoma	10
Tulsa	15
Oregon:	
Benton	30
Clackamas	15
Clatsop	15
Crook	10
Deschutes	Zero
Jackson	20
Jefferson	20
Lane	10
Linn	15
Multnomah	30
Tillamook	10
Umatilla	15
Washington	15
Pennsylvania:	
Delaware	10
Rhode Island:	
Kent	10
Newport	20
Washington	15
South Carolina:	
Beaufort	10
Charleston	50
Dorchester	15
Greenville	10
Kershaw	15
Richland	20
South Dakota:	
Fall River	20
Minnehaha	Zero
Pennington	10
Tennessee:	
Anderson	50
Blount	15
Coffee	40
Knox	10
Loudon	15
Montgomery	10
Roane	15
Rutherford	10
Shelby	15
Sullivan	20
Texas:	
Bailey	20
Bastrop	20
Bell	30
Bexar	20
Bowie	20
Brazoria	70
Brazos	10
Brewster	20
Brown	40

FOR PERIODS COMMENCING ON OR AFTER JULY 1, 1946—Continued

Texas—Continued.	
Cameron	10
Childress	20
Cochran	50
Cooke	15
Cottle	10
Crosby	20
Dallam	60
Dallas	20
Dawson	50
Dickens	10
Ector	10
El Paso	20
Galveston	40
Garza	30
Hale	15
Hansford	10
Harris	20
Hays	Zero
Hockley	80
Howard	30
Hudspeth	20
Hutchinson	15
Jefferson	30
Kleberg	20
Lamb	20
Loving	50
Lubbock	30
Lynn	80
McLennan	Zero
Martin	20
Matagorda	20
Maverick	20
Medina	15
Midland	20
Moore	130
Nueces	40
Oldham	15
Orange	180
Palo Pinto	15
Pecos	10
Potter	20
Reeves	40
Tarrant	20
Taylor	20
Terry	30
Tom Green	10
Val Verde	20
Victoria	20
Ward	20
Webb	10
Wichita	15
Utah:	
Carbon	15
Davis	50
Millard	15
Salt Lake	20
Tooele	50
Utah	20
Weber	30
Virginia:	
Arlington	60
Dinwiddie	15
Elizabeth City	60
Fairfax	30
Giles	10
Henry	10
King George	15
Montgomery	20
Norfolk	160
Nottoway	50
Princess Anne	40
Pulaski	10
Richmond	Zero
Warwick	210
York	30
Independent Cities:	
Alexandria	80
Bristol	50
Buena Vista	40
Charlottesville	10
Fredericksburg	30
Hampton	50
Hopewell	20
Martinsville	10
Newport News	60
Norfolk	50
Petersburg	30
Portsmouth	30

FOR PERIODS COMMENCING ON OR AFTER JULY 1, 1946—Continued

Independent Cities—Continued.	
Radford	30
Richmond	20
South Norfolk	30
Suffolk	20
Williamsburg	210
Washington:	
Benton	130
Clallam	10
Clark	100
Franklin	60
Island	20
Jefferson	10
King	30
Kitsap	130
Mason	10
Okanogan	10
Pierce	20
Spokane	10
Thurston	10
Walla Walla	Zero
West Virginia:	
Kanawha	20
Mingo	10
Wisconsin:	
Dane	10
Door	20
Monroe	15
Wyoming:	
Laramie	20
Park	15
Sweetwater	10
Territory of Alaska	35
Territory of Hawaii	30
Panama Canal Zone	60

(Persons who apply for allotments for the second period of 1946 will be entitled to the population increase effective for that period on June 14, 1946 subject to the deductions for late application provided in section 2.2 (b) of this order.)

This amendment shall become effective June 15, 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9240; Filed, May 31, 1946; 2:35 p. m.]

PART 1346—BUILDING MATERIALS

[RPS 40,[1] Amdt. 8]

BUILDERS' HARDWARE AND INSECT SCREEN CLOTH

A statement of considerations accompanying this Amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Price Schedule No. 40 is amended in the following respects:

1. Section 1346.6b is amended to read as follows:

§ 1346.6b *Modification of maximum prices for builders' hardware*—(a) *Scope of this section.* Pursuant to reconversion criteria this section permits manufacturers of builders' hardware covered by this regulation to increase their maximum prices by 10 percent.

(b) *Manufacturers' reconversion adjustment.* A manufacturer may increase his maximum prices on builders' hardware to each class of purchasers as established in accordance with § 1346.1, by 10 percent, and may round off to the nearest $0.01 the adjusted maximum prices resulting from the increase permitted herein.

(c) *Optional use of this section.* Since the provisions of this section are not intended to reduce properly established maximum prices, any manufacturer whose prices on builders' hardware in effect to each class of purchaser on October 1, 1941, plus the increase provided for under (b) is less than his maximum price as established under Revised Price Schedule No. 40 may continue to use as his maximum price, the maximum price properly established under Revised Price Schedule No. 40.

(d) *Notification.* Any manufacturer who applies the increase permitted under this section shall notify each purchaser, in writing, at or before the issuance of the first invoice after March 12, 1946, of the adjusted maximum price authorized by this section and of the actual dollars-and-cents increase for each item of builders' hardware over his maximum price to that class of purchaser in effect on March 12, 1946.

(e) *Reseller's maximum prices.* A reseller shall determine his maximum prices for sales of builders' hardware covered by this schedule in accordance with Supplementary Order 151, issued by the Office of Price Administration.

This Amendment No. 8 shall become effective June 5, 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9238; Filed, May 31, 1946; 2:35 p. m.]

PART 1347—PAPER AND PAPER PRODUCTS, RAW MATERIALS FOR PAPER AND PAPER PRODUCTS, PRINTING AND PUBLISHING

[RMPR 129 [1], Amdt. 7]

CONVERTED PAPER PRODUCTS

A statement of considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 129 is amended in the following respects:

1. In Appendix A, paragraph (f) is added to read as follows:

(f) *Differentials for rolls and sheets.* (1) The following applicable differentials may be added to a manufacturer's base price for jumbo rolls for all papers covered by item (10) on the list of products in Appendix A, excluding those grades not normally used for wrapping purposes or those having a manufacturer's established maximum base price exceeding $8.50 per cwt.

(*a*) *For rolls 18" or less in diameter.*

Diameter	*Per cwt.*
(i) From 9" up to and including 18" diameter	$0.25
(ii) From 6" to less than 9"	.50
(iii) From 4" to less than 6"	.75
(iv) From 2" to less than 4"	1.00

(*b*) *The following differentials may be added for rolls of less than 6" in width.*

Width	*Per cwt.*
(i) From 4" to less than 6"	$0.50
(ii) From 2" to less than 4"	.75
(iii) From 1" to less than 2"	1.00

(c) *The following differentials may be added for cutting and finishing sheets.*

For sheets	*Per cwt.*
(i) 150 sq. in. or larger	$0.50
(ii) 72 sq. in. to less than 150 sq. in.	.75
(iii) 36 sq. in. to less than 72 sq. in.	1.00
(iv) Less than 36 sq. in.	1.25
(v) Guillotine or ream trimming (for each side trimmed)	.05

This amendment shall become effective June 5, 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9242; Filed, May 31, 1946; 2:36 p. m.]

[1] 9 F.R. 6825; 10 F.R. 11298, 12809, 15371; 11 F.R. 1525.

PART 1388—DEFENSE-RENTAL AREA

[Designation and Rent Declaration 31,[1] Amdt. 43]

DESIGNATION OF CERTAIN AREAS AND RENT DECLARATIONS RELATING TO CERTAIN AREAS

In § 1388.1341 of Designation and Rent Declaration 31, Items 28 and 32 are amended, and Items 237 and 238 are added, to read as follows:

(28) New York	New York	That portion of the State of New York, not designated prior to October 5, 1942, by the Price Administrator as part of any defense-rental area, except the Counties of Rockland, Tompkins, Warren, and Washington.
(32) Oklahoma	Oklahoma	That portion of the State of Oklahoma, not designated prior to October 5, 1942, by the Price Administrator as part of any defense-rental area, except the Counties of Beckham, Canadian, Carter, Custer, Jackson, Kay, Payne, Pottawatomie, Stephens, Texas, Tillman, and Washita.
(237) Rockland County.	New York	Rockland.
(238) Ponca City	Oklahoma	Kay.

This amendment shall become effective June 1, 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9244; Filed, May 31, 1946; 2:36 p. m.]

[1] 10 F.R. 12001, 12162; 11 F.R. 246, 1287, 2189, 8479, 4727.

PART 1410—WOOL

[RPS 58,[1] Amdt. 19]

WOOL AND WOOL TOPS AND YARNS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Revised Price Schedule No. 58 is amended in the following respects:

1. The table of contents is amended by adding § 1410.68 thereto to read as follows:

§ 1410.68 Appendix H: Maximum prices for domestic mohair matchings, tops, noils and yarns.

2. Section 1410.51 (b) (1) is amended by substituting the phrase "Appendices A, B, C, D, E, F, G and H hereof (incorporated herein as Sections 1410.61 to 1410.68, inclusive)" for the phrase "Appendices A, B, C, D, E, F and G hereof (incorporated herein as § 1410.61 to 1410.67, inclusive)."

3. Section 1410.51 (c) is amended by substituting the phrase "enumerated in Appendices A, B, C, D, E, F, G, and H hereof, incorporated herein as §§ 1410.61 to 1410.68, inclusive," for the phrase "enumerated in Appendices A, B, C, D, E, F and G hereof, incorporated herein as §§ 1410.61 to 1410.67, inclusive," and the phrase "set forth in Appendices A, B, C, D, E, F, G and H" for the phrase "set forth in Appendices A, B, C, D, E, F and G."

4. Revised Price Schedule 58 is amended by adding the following § 1410.68 thereto:

§ 1410.68 *Appendix H: Maximum prices for domestic mohair matchings, tops, noils and yarns*—(a) *Matchings.* The prices set forth below are maximum prices for domestic mohair matchings in cents per pound. All maximum prices are prices per pound f. o. b. shipping point and shall include all commissions and other charges. Terms of sale shall be cash less 1% up to 10 days or 60 days net cash.

MOHAIR MATCHINGS

Quality	Greasy	Scoured
40s	$1.20	$1.58
36s	1.10	1.45
32s	.98	1.29
30s	.90	1.16
28s	.84	1.06
26s	.72	.91
24s	.67	.85
24s bulk	.65	.81
22s	.61	.75
20s	.56	.68
18s	.50	.62½
Stained kid	.65	.92
Stained adult	.50	.66
Burry kid	.60	
Burry adult	.45	
Kempy	.50	
Gray	.50	
Carding	.55	
Britch	.50	
Beards and mushy	.25	
Tags	.20	

(b) *Mohair tops.* (1) The prices set forth below are the maximum prices for oil combed domestic mohair tops in cents per pound. All maximum prices are prices per pound, f. o. b. combing plant, and shall include all commissions and other charges. Terms of sale shall be cash less 1% up to 10 days or 60 days net cash.

MOHAIR TOPS

QUALITY

	Price
40s	$1.65
36s	1.51
32s	1.39
30s	1.10
28s	.93
26s	.87½
24s	.85
24s Bulk	.81
22s	.75
20s	.69
20s Stain	.68
18s	

[1] 10 F.R. 1143, 1146.

(2) *Cut mohair tops.* The maximum price for cut tops shall be the applicable maximum price for the mohair top plus two and one-fourth cents per pound.

(c) *Mohair noils.* The prices set forth below are maximum prices for mohair noils in cents per pound ex combing plant or warehouse. These maximum prices include all commissions and other charges. Terms of sale shall be cash less 1% up to 10 days or 60 days net cash.

MOHAIR NOILS

	Price
40s	$1.05
36s	1.00
32s	.95
30s	.95
28s	.87
26s	.75
24s	.70
24s Bulk	.70
22s	.65
20s	.60
20s Stain	.55
18s	.55

(d) *Mohair yarns.* The maximum prices for Bradford spun mohair weaving yarns and for Bradford spun mohair knitting yarns are set forth below. These maximum prices are for yarns with a regain not to exceed 13% and a maximum oil content of 4%.

(1) *Bradford weaving yarns.* The prices set forth below are maximum prices per pound, f. o. b. shipping point, for Bradford spun weaving yarns on Ball Warps. The maximum prices for yarns of other counts, for yarns on Dresser spools, cheeses, spinning bobbins and for yarns in the dyed state shall be determined in accordance with subdivisions (i), (ii), (iii), (iv) and (v) of this subparagraph. Terms of sale shall be cash less 2% up to 10 days or 60 days net cash.

Maximum prices for Bradford spun mohair weaving yarns on Ball Warps:

COUNTS

	Price
2/40s	$2.68
2/36s	2.51
2/32s	2.34
2/30s	2.06
2/28s	1.92
2/26s	1.71
2/24s	1.65
2/24s Bulk	1.62
2/22s	1.56
2/20s	1.47
2/20s Stain	1.37
2/20½s Cotton and Mohair	1.20

(i) The maximum prices for Bradford spun weaving yarns of counts below 2/20s shall be determined by deducting ½¢ per count from the maximum prices set forth above for each count from 2/19s to 2/10s. All weaving yarns of counts below 2/10s shall have the same maximum price as 2/10s.

(ii) (*a*) The maximum price for 2 ply weaving yarns on Dresser spools shall be 3¢ per pound less than the price of yarn of identical counts on Ball Warps as above determined.

(*b*) The maximum price of "inspected" single yarn on Dresser spools shall be 3¢ per pound less than the price of 2 ply weaving yarn of the same counts on Ball Warps.

(*c*) The maximum price for "uninspected" single yarn on Dresser spools shall be 5¢ per pound less than the price of 2 ply weaving yarn of the same counts on Ball Warps.

(iii) (*a*) The maximum price of "inspected" 2 ply weaving yarn on cheeses shall be 3¢ per pound less than the price of yarn of identical counts on Ball Warps as above determined.

(*b*) The maximum price of "uninspected" 2 ply weaving yarn on cheeses shall be 5¢ per pound less than the price of yarn of identical counts on Ball Warps as above determined.

(iv) The maximum price of single yarn on spinning bobbins shall be 5¢ per pound less than the price of 2 ply weaving yarn of the same counts on Ball Warps.

(v) The maximum price of mohair yarns sold in the dyed state shall be the applicable maximum price set forth above plus the following premiums:

17½¢ per pound for 100% mohair yarns.
22½¢ per pound for blended yarns.

(2) *Bradford knitting yarns.* The prices set forth below are maximum prices per pound, f. o. b. shipping point, for Bradford spun knitting yarns in skeins. The maximum prices for yarns of other counts, for single yarns on cheeses, for yarns reeled to weight, and for yarns sold in the dyed state shall be determined in accordance with subdivisions (i), (ii), (iii) and (iv) of this subparagraph. Terms of sale shall be cash less 3% up to 10 days, 2% up to 70 days and net cash thereafter.

Maximum prices for Bradford spun mohair knitting yarns in skeins:

COUNTS

	Price
2/40s	$2.68
2/36s	2.51
2/32s	2.34
2/30s	2.06
2/28s	1.92
2/26s	1.71
2/24s	1.65
2/22s	1.56
2/20s	1.47
2/20s Stain	1.37

(i) (*a*) Bradford spun knitting yarns in skeins of 2/18s count shall have the same maximum price as 2/20s.

(*b*) The maximum price for Bradford spun knitting yarns of counts lower than 2/18s shall be determined by deducting ½¢ per count from the maximum prices set forth above for each count from 2/17s to 2/8s. All knitting yarns of counts below 2/8s shall have the same maximum price as 2/8s.

(c) The maximum price for single knitting yarn in skeins or on cheeses shall be the same price as for 2 ply knitting yarn of identical counts in skeins as above determined.

(ii) The following premiums may be added to the applicable maximum price of Bradford knitting yarns reeled to weight:

2½¢ per pound for 2 oz. skeins.
5¢ per pound for 1 oz. skeins.
12¢ per pound for skeins under 1 ounce.

(iii) The maximum prices for mohair knitting yarn sold in the dyed state shall be the applicable maximum prices set forth above plus the following premiums:

17½¢ per pound for 100% mohair yarns.
22½¢ per pound for blended yarns.

(e) *Blended mohair and wool.* The maximum prices for yarns spun from blended mohair and wool on the woolen or worsted systems shall be determined in accordance with the method set forth in § 1410.64 (e) (1) of this schedule.

(f) *Invoices.* Every person making a sale of domestic mohair matchings, tops, noils or yarn for which maximum prices are established in this Appendix shall deliver to the purchaser an invoice or similar document which shall show, in addition to any other items specifically required in this Revised Price Schedule No. 58, as amended, the quantity, quality, and price of mohair matchings, tops, noils and yarns shipped or delivered.

This amendment shall become effective May 31, 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9239; Filed, May 31, 1946; 2:35 p. m.]

PART 1305—ADMINISTRATION

[SO 131,[1] Amdt. 27]

REVISED MAXIMUM PRICES FOR CERTAIN COTTON TEXTILES

A statement of the considerations involved in the issuance of this amendment have been issued simultaneously herewith and filed with the Division of the Federal Register.

The table in section 3 (a) of Supplementary Order No. 131 is amended by adding the following:

Reference No.	Name of goods	Paragraph in sec. 4 of SO 131 in which covered	Sec. in RPS or MPR in which covered	Band A, percent increase	Band B, percent increase
47	Certain cotton and part wool blankets, class II and III.	tt	MPR-118 1400.118 (d) (27) (viii) and (ix).	7.5	4.28
48	Certain blanket robe cloth, class VII	vv	MPR-118 1400.118 (d) (27) (viii) and (ix).	7.5	4.28

This amendment shall become effective June 3, 1946.

Issued this 3d day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9383; Filed, June 3, 1946; 11:31 a. m.]

[1] 10 F.R. 11296, 11890, 12116, 13268, 13269, 13812, 14504, 14657, 14779, 15004, 15383; 11 F.R. 532, 1771, 2635, 2972, 3599, 3744, 4037, 4329, 4584, 4533, 4867, 4972, 5224, 5224.

PART 1377—WOODEN CONTAINERS

[MPR 485,[2] Amdt. 3 (§ 1377.304)]

AGRICULTURAL WIREBOUND CONTAINERS

A statement of the considerations involved in the issuance of this amend-

[2] 8 F.R. 14578; 9 F.R. 6915.

ment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 485 is amended in the following respects:

1. In the following places throughout the regulation wherever the terms, "industrial wirebound boxes" or "industrial wirebound box" appear, those terms are amended to read, "wirebound boxes" or "wirebound box" respectively:

a. In the heading of the regulation immediately preceding the preamble.

b. In § 1377.304: In the heading of the section and in the body of the section.

c. In the title of the regulation immediately preceding the table of contents.

d. In the table of contents, in the reference to section 1.

e. In section 1: In the heading of the section and in paragraph (a).

f. In section 3: In paragraph (a), in the first sentence of subparagraph (2) (i) of paragraph (a), in the first sentence of subparagraph (2) (ii) of paragraph (a) and in the first sentence of subparagraph (2) (iii) of paragraph (a).

g. In section 8: In paragraph (a), in subparagraph (1) (i) of paragraph (c), in that part of subparagraph (2) in paragraph (c) which precedes subdivision (i), in subparagraph (3) (ii) of paragraph (c), in subparagraph (3) (iii) of paragraph (c) and in subparagraph (3) (iv) of paragraph (c).

h. In section 12: In paragraph (b).

2. Section 2 is amended to read as follows:

SEC. 2. *To what transactions and products this regulation applies.*—(a) *Transactions covered.* This regulation covers all sales within the continental limits of the United States of industrial wirebound boxes produced anywhere and all sales of agricultural wirebound boxes produced in the States of Washington, Oregon or California.

(b) *Products covered.* This regulation covers any wirebound box made of veneer, plywood, resawn lumber or a combination of any of these with corrugated or solid fiberboard and used for packaging or shipping either industrial or agricultural products.

3. In the second sentence of section 3 (a) (2) (ii) and in the first sentence of section 3 (a) (2) (iii) the words, "Building Materials Price Branch," are amended to read: "Lumber Branch,".

This amendment shall become effective June 8, 1946.

Issued this 3d day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9378; Filed, June 3, 1946; 11:31 a. m.]

PART 1420—BREWERY, DISTILLERY AND WINERY PRODUCTS

[MPR 445,[1] Amdt. 42]

DISTILLED SPIRITS AND WINES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 445 is amended in the following respect: Section 7.14 is amended by deleting the termination date: "May 31, 1946" appearing therein and substituting therefor: August 31, 1946.

This amendment shall become effective June 1, 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

Approved: May 31, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-9377; Filed, June 3, 1946; 11:31 a. m.]

PART 1426—WOOD PRESERVATION AND PRIMARY FOREST PRODUCTS

[3d Rev. MPR 216[1], Amdt. 5]

EASTERN RAILROAD TIES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Third Revised Maximum Price Regulation 216 is hereby amended in the following respects:

1. In section 15, Price Tables 1 (a), 2 (a), 3 (a), 4 (a), 5 (a), 6 (a), 7 (a) and 8 (a) are amended to read as follows:

TABLE 1 (a)—MAXIMUM PRICES PER 1,000 FEET BOARD MEASURE FOR SWITCH TIES 7" x 9", 9' TO 16', F. O. B. CARS, ZONE 1

Group Ta (for use treated)	$47.00
Group Tb (for use treated)	43.00
Group Tc (for use treated)	43.00
Group Td (for use treated)	43.00

TABLE 2 (a)—MAXIMUM PRICES PER 1000 FEET BOARD MEASURE FOR SWITCH TIES 7" x 9", 9' TO 16', F. O. B. CARS, ZONE 2

Group Ta (for use treated)	$47.00
Group Tb (for use treated)	42.00
Group Tc (for use treated)	43.00
Group Td (for use treated)	43.00

TABLE 3 (a)—MAXIMUM PRICES PER 1000 FEET BOARD MEASURE FOR SWITCH TIES 7" x 9", 9' TO 16', F. O. B. CARS, ZONE 3

Group Ta (for use treated)	$47.00
Group Tb (for use treated)	41.00
Group Tc (for use treated)	43.00
Group Td (for use treated)	43.00

For dense Southern Pine switch ties meeting the density specification of the Southern Pine Association, add $6.00 per M'BM.

TABLE 4 (a)—MAXIMUM PRICES PER 1000 FEET BOARD MEASURE FOR SWITCH TIES 7" x 9", 9' TO 16', F. O. B. CARS, ZONE 4

Group Ta (for use treated)	$47.00
Group Tb (for use treated)	41.00
Group Tc (for use treated)	43.00
Group Td (for use treated)	43.00

For dense Southern Pine switch ties meeting the density specification of the Southern Pine Association, add $6.00 per M'BM.

TABLE 5 (a)—MAXIMUM PRICES PER 1000 FEET BOARD MEASURE FOR SWITCH TIES 7" x 9", 9' TO 16', F. O. B. CARS, ZONE 5

Group Ta (for use treated)	$47.00
Group Tb (for use treated)	41.00
Group Tc (for use treated)	43.00
Group Td (for use treated)	43.00

[1] 9 F.R. 11638, 12814; 10 F.R. 3924, 9085.

For dense Southern Pine switch ties meeting the density specification of the Southern Pine Association, add $6.00 per M'BM.

TABLE 6 (a)—MAXIMUM PRICES PER 1,000 FEET BOARD MEASURE FOR SWITCH TIES 7" x 9", 9' TO 16', F. O. B. CARS, ZONE 6

Group Ta (for use treated)	$47.00
Group Tb (for use treated)	41.00
Group Tc (for use treated)	43.00
Group Td (for use treated)	43.00

For dense Southern Pine switch ties meeting the density specification of the Southern Pine Association, add $6.00 per M'BM.

TABLE 7 (a)—MAXIMUM PRICES PER 1,000 FEET BOARD MEASURE FOR SWITCH TIES 7" x 9", 9' TO 16', F. O. B. CARS, ZONE 7

Group Ta (for use treated)	$47.00
Group Tb (for use treated)	41.00
Group Tc (for use treated)	43.00
Group Td (for use treated)	43.00

For dense Southern Pine switch ties meeting the density specification of the Southern Pine Association, add $6.00 per M'BM.

TABLE 8 (a)—MAXIMUM PRICES PER 1,000 FEET BOARD MEASURE FOR SWITCH TIES 7" x 9", 9' TO 16', F. O. B. CARS, ZONE 8

Group Ta (for use treated)	$47.00
Group Tb (for use treated)	42.00
Group Tc (for use treated)	43.00
Group Td (for use treated)	43.00

2. In section 15 (a) subparagraph (4) is amended, and a new subparagraph (6) is added to read as follows:

(4) For switch ties longer than 16', add to the maximum price for 16' switch ties in the appropriate zone:

	Per M'BM
16'6"	$0.75
17'	1.50
17'6"	2.25
18'	3.00
18'6"	4.00
19'	5.00
19'6"	6.00
20'	7.00
20'6"	8.00
21'	9.00
21'6"	10.00
22'	11.00
22'6"	12.25
23'	13.50

(6) For restricted loading of switch ties in cases where the purchaser requires not more than four specified lengths loaded on a car: add $1.25 per 1,000 feet board measure to the maximum prices listed in the proper zones.

This amendment shall become effective June 8, 1946.

Issued this 3d day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9376; Filed, June 3 1946; 11:31 a. m.]

PART 1499—COMMODITIES AND SERVICES

[RMPR 165, Amdt. 2 to Supp Service Reg. 12]

HAND LAUNDRIES IN PHILADELPHIA AREA

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

SSR 12 is amended in the following respect:

[1] 10 F.R. 7444, 8241, 9395, 9626, 10224, 11515, 11906, 12262, 12263, 13717, 14027, 14506, 14965, 15068. 11 F.R. 845, 1155, 1849, 3414.

An undesigned paragraph is added to § 1499.662 (a) (2) to read as follows:

"Shirts" as used in Table 1 means all shirts except the following: shirts made of silk, wool, rayon and other artificial fibers; gabardine shirts; full dress shirts.

This amendment shall become effective June 8, 1946.

Issued this 3d day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9366; Filed, June 3, 1946; 11:31 a. m.]

PART 1400—TEXTILE FABRIC: COTTON, WOOL, SILK, SYNTHETIC AND ADMIXTURES

[MPR 478, Amdt. 15]

COATED AND COMBINED FABRICS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 478 is amended in the following respects:

1. Section 7 (c) is amended by adding subparagraph (4) to read as follows:

(4) *Maximum manufacturers' prices for window shade cloth.* Notwithstanding the provisions of (1), (2), or (3) above, the manufacturer's base prices for sales of oil and pyroxylin coated and starch filled window shade cloth shall be 115% of the highest list prices, less discounts allowances and other deductions, that were in effect to each class of purchaser, during April 1942.

2. The first paragraph in section 9 (a) is amended to read as follows:

(a) *How the wholesaler determines maximum prices.* The maximum prices per yard for a sale at wholesale of any fabric covered by this regulation which the wholesaler buys from a manufacturer (except for sales by a supply jobber that are covered by paragraph (d) of this section, and sales by a wholesaler of windowshade cloth that are covered by paragraph (h) of this section) shall be determined by dividing the purchase price per yard determined in accordance with paragraph (b) by the applicable division factor listed in paragraph (c) of this section: *Provided, however,* That the maximum prices per yard for a sale at wholesale of fabrics in non-standard colors or finishes shall be determined in accordance with paragraph 9 (g). The maximum prices determined under this section shall be the net prices after trade discounts. If a cash discount is given the list prices may be raised by the amount of the cash discount.

3. Section 9 is amended by adding a new paragraph designated (h) to read as follows:

(h) *Maximum wholesale prices for window shade cloth.* Notwithstanding any other provisions of this section, the maximum price for sales at wholesale of oil and pyroxylin coated and starch filled window shade cloth shall be the manufacturer's current list price, less all discounts, allowances and other deductions that the wholesaler had in effect to each class of purchaser during April 1942. Where a wholesaler purchases from a manufacturer who does not have a current list price in effect to a particular class of purchaser, the wholesaler shall increase by 15% his highest price during April 1942, less all discounts, allowances and other deductions that the wholesaler had in effect to such class of purchaser during April 1942. If such wholesaler did not have a price in effect during April 1942 to such class of purchaser he shall establish his maximum price for such sale of window shade cloth by application under the provisions of section 10 of this regulation.

This amendment shall become effective May 31, 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9321; Filed, May 31, 1946; 4:47 p. m.]

Chapter XVIII—Office of Economic Stabilization

[Directive 112]

PART 4004—PRICE STABILIZATION: MAXIMUM PRICES

MAXIMUM PRICES FOR PACKED FRUITS, BERRIES AND VEGETABLES; 1946 PACK

The Price Administrator and the Secretary of Agriculture having submitted to me information and their recommendations with respect to the pricing of the 1946 pack of packed fruits, berries and vegetables and the necessity for securing maximum production of those commodities essential to the effective transition to a peacetime economy, I do hereby find that the measures hereinafter authorized and directed to be taken by the Office of Price Administration will effectuate the purposes of the stabilization program.

Accordingly, pursuant to the authority vested in me by the Stabilization Act of 1942, as amended, and by Executive Order 9250 of October 3, 1942 (7 F.R. 7871), Executive Order 9328 of April 8, 1943 (8 F.R. 4681), Executive Order 9599 of August 18, 1945 (10 F.R. 10155), Executive Order 9651 of October 30, 1945 (10 F.R. 13487, Executive Order 9697 of February 14, 1946 (11 F.R. 1691), and Executive Order 9699 of February 21, 1946 (11 F.R. 1929), *It is hereby ordered:*

The Office of Price Administration is hereby authorized and directed to maintain or establish maximum prices for the 1946 packs of packed fruits, berries and vegetables in accordance with the following principles: Maximum prices for packed fruits, berries and vegetables shall be the same as those established for the 1945 pack under Supplement 13 to Food Products Regulation No. 1, as amended, modified as follows:

1. *Raw material.* Gross maximum prices shall be computed on the basis of approved 1946 raw material costs and shall reflect changes in designated grower prices authorized by the Economic Stabilization Director. Whenever administratively possible, gross maximum prices of individual processors for products other than those on which a subsidy is payable shall be based upon actual price of raw materials not in excess of designated grower prices.

2. *Wages.* Adjustment factors shall be provided to cover cost increases arising from increases in approved basic wage rates for processors actually incurring such increases. These factors shall be based on the assumption that wage increases are uniform for all classifications of labor and therefore can be measured by the increase in wage rates for unskilled female labor. Increases shall be measured from January 1, 1944, and the factors shall supersede those included in the regulation for the 1945 pack.

3. *Sugar.* Gross maximum prices for all of the packed fruits and berries and the vegetable products in which sugar is an important element of cost shall be increased to reflect processor's increased costs of sugar resulting from any increase in maximum prices of sugar providing that adequate steps are taken to insure that the adjustments so provided do not result in appreciable windfalls because of sugar stocks on hand before the price increase.

4. *Subsidized commodities.* Where subsidies are authorized and directed by Directive No. 109, (including amendments) issued by the Office of Economic Stabilization, maximum prices shall be maintained or established in accordance with that directive, and the provisions of paragraphs 2 and 3, above. If authority for the extension of the subsidy program after June 30, 1946 is not obtained maximum prices for subsidized commodities covered by Supplement 13 to Food Products Regulation No. 1 (or any supplement superseding that supplement as to the 1946 pack) shall be increased to cover the full amount of the subsidy.

5. *Other changes.* Other minor corrections and adjustments may be made in maximum prices and pricing methods

where such action will not affect the average level of prices significantly.

Issued and effective this 31st day of May 1946.

CHESTER BOWLES,
Director.

[F. R. Doc. 46-9330; Filed, June 3, 1946; 9:56 a. m.]

Notices

DEPARTMENT OF THE INTERIOR.

Office of the Coal Mines Administrator.

[Order CMAN T-2]

ALABAMA FUEL AND IRON CO.

TERMINATION OF POSSESSION

On the basis of representations made by the Alabama Fuel and Iron Company, Birmingham, Alabama, and the President and Secretary of the Associated Miners, the exclusive bargaining agent for employees of the Alabama Fuel and Iron Company, and after consideration of all of the circumstances and in accordance with the provisions of Executive Order 9728 (11 F.R. 5593) and the War Labor Disputes Act (57 Stat. 163), I find that the possession by the Government of the coal mines of said company now in the possession of the Government pursuant to order of the Secretary of the Interior, No. 2200 (11 F.R. 5603), should be terminated.

Accordingly, I order and direct that possession by the Government of the coal mines of the Alabama Coal and Iron Company, Birmingham, Alabama, including any and all real and personal property, franchises, rights, facilities, funds and other assets used in connection with the operation of such mines, possession of which was taken pursuant to said Executive order and order of the Secretary of Interior, be, and it is hereby terminated, and that there be conspicuously displayed at such mining properties copies of a poster to be supplied by the Coal Mines Administration and reading as follows:

NOTICE

Government possession and control of the coal mines of this mining company have been terminated by order of the Secretary of the Interior.

Nothing contained herein shall be deemed to preclude the Government from requiring the submission of information relating to operations during the period of Government possession, for the purpose of ascertaining the existence and amount of claims against the United States, if any, so that the administration of provisions of Executive Order No. 9728, pursuant to which Government possession was taken, may be concluded in an orderly manner.

This order shall become effective as of 12:00 M. Eastern Standard Time, June 1, 1946.

B. MOREELL,
Deputy Coal Mines Administrator.

JUNE 1, 1946.

[F. R. Doc. 46-9397; Filed, June 3, 1946; 11:43 a. m.]

FEDERAL COMMUNICATIONS COMMISSION.

[Docket No. 7366]

WESTEX BROADCASTING CO.

NOTICE OF HEARING

In re application of Ingham S. Roberts, Joe N. Weatherby, B. P. Bludworth and J. Edward Johnson, d/b as Westex Broadcasting Company (New), date filed, January 3, 1946; for construction permit; class of service, standard broadcast; class of station, standard broadcast; location, San Angelo, Texas. Operating assignment specified: Frequency, 1340 kc; power, 250 w, night and day; hours of operation, unlimited. Docket No. 7366; File No. B3-P-4437.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing in consolidation with the application of Abilene Broadcasting Company, Abilene, Texas (File No. B3-P-4438, Docket No. 7367) on the following issues:

1. To determine the legal, technical, financial and other qualifications of the partnership and the partners to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast station and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the service proposed in any pending application for a broadcast station, particularly the new station proposed at Abilene, Texas (File No. B3-P-4438; Docket No. 7367), and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast services to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's Rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein and the applicants already made a party by consolidation, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: Westex Broadcasting Company, c/o Ingham S. Roberts, P. O. Box 513, Brownwood, Texas.

Dated at Washington, D. C. May 17, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-9313; Filed, May 31, 1946; 4:09 p. m.]

[Docket No. 7365]

ASHLAND BROADCASTING CO.

NOTICE OF HEARING

In re application of The Ashland Broadcasting Company (WCMI); date filed, December 21, 1945; For Construction permit to install synchronous amplifier; class of service standard broadcast; class of station, standard broadcast; location, Huntington, W. Va. Operating assignment specified: frequency, 1340 kc.; power, 250 w.; hours of operation, unlimited; Docket No. 7365; File No. B2-P-4422.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing on the following issues:

1. To determine whether the operation of station WCMI, as proposed, would involve objectionable interference with the service of any existing broadcast stations, or with the services proposed in any pending applications for broadcast facilities, the nature and extent of any such interference, the areas and populations affected thereby, and the availability of other broadcast services to such areas and populations.

2. To determine whether the construction and operation of the proposed booster will be in compliance with the Commission's Standards of Good Engineering Practice.

3. To determine whether suitable wire line facilities for transmitting modulated radio frequency energy between Ashland, Kentucky and Huntington, West Virginia are available.

4. To determine the physical and electrical characteristics of the line to be used for the transmission of modulated radio frequency energy, particularly with respect to prevailing noise level and loss characteristics under adverse weather conditions.

5. To determine the area and population that will gain service by operation of the proposed booster station and what other broadcast service is available to this area and population.

6. To determine the extent of interference that will exist between the booster station and the main station of WCMI, and the area and population affected thereby.

7. To determine the character of the program service proposed to be rendered to the Huntington area.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicant herein, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: Ashland Broadcasting Company, Radio Station WCMI, 20th Street and Greenup Avenue, Ashland, Kentucky.

Dated at Washington, D. C., May 21, 1946.

By the Commission,

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-9314; Filed, May 31, 1946; 4:09 p. m.]

[Docket No. 7367]

ABILENE BROADCASTING CO.

NOTICE OF HEARING

In re application of Abilene Broadcasting Company (New). Date filed, January 21, 1946; for construction permit; class of service, standard broadcast; class of station, standard broadcast; location, Abilene, Texas. Operating assignment specified: frequency, 1340 kc.; power, 250 w.—night and day; hours of operation unlimited; Docket No. 7367; File No. B3-P-4438.

You are hereby notified that the Commission has examined the application in the above-entitled case and has designated the matter for hearing in consolidation with the application of Ingham S. Roberts, Joe N. Weatherby, B. P. Bludworth and J. Edward Johnson, d/b as Westex Broadcasting Company, San Angelo, Texas (File No. B3-P-4437, Docket No. 7366) on the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant corporation, its officers, directors and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast station, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast services to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the service proposed in any pending application for a broadcast station, particularly the new station proposed at San Angelo, Texas (File No. B3-P-4437; Docket No. 7366), and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast services to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's Rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine on a comparative basis which, if either of the applications in this consolidated proceeding should be granted.

The applicant is hereby given the opportunity to obtain a hearing on such issues by filing a written appearance in accordance with the provisions of § 1.384 of the Commission's rules of practice and procedure. Persons other than the applicants already made a party by consolidation, who desire to be heard must file a petition to intervene in accordance with the provisions of §§ 1.102, 1.141 and 1.142 of the Commission's rules of practice and procedure.

The applicant's address is as follows: Abilene Broadcasting Company, c/o Gene L. Cagle, President, 1717 North Fifth, Abilene, Texas.

Dated at Washington, D. C. May 24, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-9315; Filed, May 31, 1946; 4:09 p. m.]

[Docket Nos. 7525, 7526]

GULF STATE BROADCASTING CO. AND ACADIA BROADCASTING CO.

DESIGNATING APPLICATIONS FOR CONSOLIDATED HEARING ON STATED HOURS

In re applications of Frederic Lemieux III, Claude S. Maenza, and Edna Capo Lemieux, d/b as Gulf State Broadcasting Company, Crowley, La.; Docket No. 7525, File No. B3-P-4577; Max Thomas tr/as Acadia Broadcasting Company, Crowley, La.; Docket No. 7526, File No. B3-4725; for construction permits.

At a session of the Federal Communications Commission held at its offices in Washington, D. C. on the 17th day of April 1946;

The Commission having under consideration the above-entitled applications for construction permits to construct a new standard broadcast station at Crowley, Louisiana, to operate on 1450 kc, with a power of 250 watts, unlimited time;

It is ordered, That the above-listed applications be designated for hearing in a consolidated proceeding, each on the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station, and the character of other broadcast service available to these areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing or proposed broadcast station, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed station would be in accordance with the Commission's Rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-9312; Filed, May 31, 1946; 4:09 p. m.]

FEDERAL POWER COMMISSION.

[Docket No. G-353]

MICHIGAN CONSOLIDATED GAS CO.

ORDER FIXING DATE OF HEARING

MAY 28, 1946.

It appearing to the Commission that:

(a) On October 31, 1945, the Commission entered an order in this matter finding Michigan Consolidated Gas Company ("Applicant") to be a "natural-gas company" within the meaning of the Natural Gas Act and issuing a certificate of public convenience and necessity to Applicant under the "grandfather" provision of section 7 (c) of the act, as amended;

(b) On November 30, 1945, Applicant filed an application for a rehearing of said order of October 31, 1945;

(c) On December 28, 1945, the Commission entered an order granting the application for rehearing, such rehearing to be held at a time and place to be thereafter fixed by the Commission;

The Commission orders that:

(A) A public hearing be held commencing on August 22, 1946, at 10:00 a. m. (e. s. t.) in the Hearing Room of the Federal Power Commission, 1800 Pennsylvania Avenue NW., Washington, D. C., respecting the matters involved and the issues presented in this proceeding.

(B) Interested State commissions may participate in said hearing as provided in § 67.4 of the provisional rules of practice and regulations under the Natural Gas Act.

By the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-9331; Filed, June 3, 1946; 10:14 a. m.]

FEDERAL TRADE COMMISSION.

[Docket No. 5434]

A. C. BECKEN CO., ET AL.

ORDER APPOINTING TRIAL EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 31st day of May, A. D. 1946.

This matter being at issue and ready for the taking of testimony and the receipt of evidence, and pursuant to authority vested in the Federal Trade Commission,

It is ordered, That George Biddle, a trial examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered, That the taking of testimony and the receipt of evidence in this proceeding begin on Thursday, June 13, 1946, at ten o'clock in the forenoon of that day (Central Standard Time), in Room 1123, New Post Office Building, Chicago, Illinois.

Upon completion of the taking of testimony and the receipt of evidence on behalf of the Federal Trade Commission, the trial examiner is directed to proceed immediately to take testimony and receive evidence on behalf of the respondent. The trial examiner will then close the case and make his report upon the facts; conclusions of fact; conclusions of law; and recommendation for appropriate action by the Commission.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 46-9328; Filed, June 3, 1946; 9:54 a. m.]

[Docket No. 5311]

NORTHWEST DRIED FRUIT ASSN.

ORDER APPOINTING TRIAL EXAMINER AND FIXING TIME AND PLACE FOR TAKING TESTIMONY

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 31st day of May A. D. 1946.

In the matter of Northwest Dried Fruit Association, a corporation, its officers, Directors as such, and individually, and members.

This matter being at issue and ready for the taking of testimony and the receipt of evidence, and pursuant to authority vested in the Federal Trade Commission,

It is ordered, That John W. Addison, a trial examiner of this Commission, be and he hereby is designated and appointed to take testimony and receive evidence in this proceeding and to perform all other duties authorized by law;

It is further ordered, That the taking of testimony and the receipt of evidence in this proceeding begin on Tuesday, June 11, 1946, at ten o'clock in the forenoon of that day (Pacific Standard Time), in Room 526, New Court House and United States Post Office Building, Portland, Oregon.

Upon completion of the taking of testimony and the receipt of evidence on behalf of the Federal Trade Commission, the trial examiner is directed to proceed immediately to take testimony and receive evidence on behalf of the respondent. The trial examiner will then close the case and make his report upon the facts; conclusions of fact; conclusions of law; and recommendation for appropriate action by the Commission.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 46-9329; Filed, June 3, 1946; 9:54 p. m.]

[File No. 21-394]

WHOLESALE CONFECTIONERY INDUSTRY OF PHILADELPHIA, PA., AREA

NOTICE OF HEARING AND OF OPPORTUNITY TO PRESENT VIEWS, SUGGESTIONS, OR OBJECTIONS WITH RESPECT TO PROPOSED TRADE PRACTICE RULES

At a regular session of the Federal Trade Commission held at its office in the City of Washington, D. C., on the 3d day of June A. D. 1946.

Opportunity is hereby extended by the Federal Trade Commission to any and all persons, partnerships, corporations, associations, or other parties or groups (including consumers), affected by or having an interest in the proposed trade practice rules for the Wholesale Confectionery Industry of the Philadelphia trade area, to present to the Commission their views concerning said rules, including such pertinent information, suggestions, or objections as they may desire to submit, and to be heard in the premises. For this purpose they may obtain copies of the proposed rules upon request to the Commission. Such views, information, suggestions, or objections may be submitted by letter, memorandum, brief, or other communication, to be filed with the Commission not later than June 20, 1946. Opportunity to be heard orally will be afforded at the hearing beginning at 2 p. m., June 20, 1946, in Room 332, Federal Trade Commission Building, Pennsylvania Avenue at 6th Street, N. W., Washington, D. C., to any such persons, partnerships, corporations, associations, or other parties or groups (including consumers) who desire to appear and be heard. After due consideration of all matters presented in writing or orally, the Commission will proceed to final action on the proposed rules.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 46-9393; Filed, June 3, 1946; 11:40 a. m.]

INTERSTATE COMMERCE COMMISSION.

[S. O. 526]

UNLOADING OF STEAM SHOVEL AT BORING, OREG.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 31st day of May, A. D. 1946.

It appearing, that car PM 16673, containing steam shovel at Boring, Oregon, on the Portland Electric Power Company (Thos. W. Delzell and R. L. Clark, Independent Trustees), has been on hand refused for an unreasonable length of time and that the delay in unloading said car is impeding its use; in the opinion of the Commission an emergency exists requiring immediate action. It is ordered, that:

Steam shovel at Boring, Oregon, be unloaded. (a) The Portland Electric Power Company (Thos. W. Delzell and R. L. Clark, Independent Trustees), its agents or employees, shall unload forthwith car PM 16673, containing steam shovel now on hand at Boring, Oregon, consigned to Walter Koch, Sandy, Oregon.

(b) *Notice and expiration.* Said carrier shall notify the Director, Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where, and by whom such unloading was performed. Upon receipt of that notice this order shall expire. (40 Stat. 101, sec. 402; 41 Stat. 476, sec. 4; 54 Stat. 901, 911; 49 U.S.C. 1 (10)-(17), 15 (2))

It is further ordered, that this order shall become effective immediately; that a copy of this order and direction shall be served upon the Portland Electric Power Company (Thos. W. Delzell and R. L. Clark, Independent Trustees), and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc.-46-9398; Filed, June 3, 1946; 11:43 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 6308]

GRETE BALZER

In re: Debt owing to Grete Balzer.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Grete Balzer, whose last known address is Eisenach, Thuringia, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Grete Balzer, by George H. Emerson, 27 William Street, New York, New York, in the amount of $1,577.50, as of March 28, 1946, together with any and all accruals thereto, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 21, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-9185; Filed, May 31, 1946; 11:15 a. m.]

[Vesting Order 6309]

WALTER BERNHARD

In re: Debt owing to Walter Bernhard.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Walter Bernhard, whose last known address is Geltow, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Walter Bernhard by Jakob Goldschmidt, 761 Fifth Avenue, New York, N. Y., in the amount of $18,136.43, as of December 31, 1945, together with any and all accruals thereto, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 21, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-9186; Filed, May 31, 1946; 11:15 a. m.]

[Vesting Order 6326]

HEINRICH JOHANNSEN

In re: Bank account owned by Heinrich Johannsen.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Heinrich Johannsen, whose last known address is Achtrup, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Heinrich Johannsen, by Almira State Bank, Almira, Washington, arising out of a Blocked Checking Account, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany);

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a

notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 21, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-9187; Filed, May 31, 1946; 11:15 a. m.]

[Vesting Order 6327]

MARGARITA JOHANNSEN

In re: Bank account owned by Margarita Johannsen.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Margarita Johannsen, whose last known address is Achtrup, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Margarita Johannsen by Almira State Bank, Almira, Washington, arising out of a Blocked Checking Account, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 21, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-9188; Filed, May 31, 1946; 11:15 a. m.]

[Vesting Order 6371]

DEUTSCHE TORFHANDELSGESELLSCHAFT M. B. H. AND PEAT IMPORT CORP.

In re: Interest of Deutsche Torfhandelsgesellschaft m. b. h. in an agreement with Peat Import Corporation.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Deutsche Torfhandelsgesellschaft m. b. h. is a business organization organized under the laws of, and maintining its principal place of business in, Germany and is a national of a designated enemy country (Germany);

2. That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Deutsche Torfhandelsgesellschaft m. b. h. under an agreement signed in Bremen, Germany, on February 25, 1933, and in New York, New York, on March 13, 1933 (including all modifications thereof and supplements thereto, if any), by and between Deutsche Torfhandelsgesellschaft m. b. h. and Peat Import Corporation, which agreement relates, among other things, to the importation and sale of peatmoss products,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 29, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-9189; Filed, May 31, 1946; 11:15 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[RMPR 136, Corr. to Order 638]

PETROLEUM INDUSTRY DRILLING AND PRODUCING MACHINERY AND EQUIPMENT AND MACHINERY FOR DRILLING WATER WELLS

ADJUSTMENT OF MAXIMUM PRICES

Order No. 638 under Revised Maximum Price Regulation 136 is corrected in the following respects:

1. Paragraphs (d), (e), (f) and (g) are re-lettered (e), (f), (g), and (h) respectively.

2. The following paragraph (d) is added:

(d) The maximum prices for sales by manufacturers of items listed in parrgraphs (a) and (b) shall be the base prices increased by 10%.

Issued this 31st day of May 1946.

PAUL A. PORTER.
Administrator.

[F. R. Doc. 46 9324; Filed, May 31, 1946; 4:47 p. m.]

[MPR 580, Amdt. 4 to Order 30]

COOPERS, INC.

ESTABLISHMENT OF MAXIMUM PRICES

Maximum Price Regulation 580, amendment 4 to order 30. Establishing ceiling prices at retail for certain articles; Docket No. 6063-580-13-669.

For the reasons set forth in the opinion issued simultaneously herewith, Order No. 30 issued under section 13 of Maximum Price Regulation 580 on application of Coopers Incorporated, Kenosha, Wisconsin, is amended in the following respects:

1. A new paragraph (h) is added to read as follows:

(h) For a period of 45 days after May 31, 1946, the provisions of paragraph (c) of this order are suspended insofar as Coopers Incorporated is directed to preticket all articles listed in paragraph (a) bearing style numbers: 1003, 1007, 1011, 1022 L, 1025 M, 1025 L, 1029 L, 1040 J, 1040 M, 1063 M, 1063 L; 8803, 8823, 8922 SS, 8925 SS, 8929 SS, 8940 NS, 8963 SS. During this period of suspension if the articles come from Coopers Incorporated improperly preticketed or not preticketed at all, the purchaser for sale at retail shall mark each of the articles with the retail ceiling price established by this order and applicable amendments or attach to each article, or envelope containing the article, a label tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

Section 14, MPR 580
OPA Price—$------

No retailer may offer or sell the articles unless they are marked or tagged as stated above. During the period preticketing is suspended, Coopers Incorporated shall send to retailers a copy of Amendment 4 to this order, issued May 31, 1946 before or together with its first shipment in that period of the articles listed above by style numbers and shall with each shipment also send a list of these same articles and the retail ceiling prices established for them by this order and applicable amendments.

This amendment shall become effective May 31, 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER.
Administrator.

[F. R. Doc. 46-9325; Filed, May 31, 1946; 4:46 p. m.]

[RMPR 136, Amdt. 1 to Order 568]

PRINTING MACHINERY

MANUFACTURERS' MAXIMUM PRICES

For the reasons set forth in an opinion, issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 30 of Revised Maximum Price Regulation 136, *It is ordered:*

Order No. 568 under Revised Maximum Price Regulation 136 is revised and amended in the following respects:

1. Paragraph (a) (1) is amended by striking out the figure "12%" and substituting the figure "20%."

2. Paragraph (a) (3) is amended by striking out the figure "12%" and substituting the figure "20%."

3. Paragraph (b) (1) is amended by striking out the table appearing therein and substituting the following table:

Percent of sales made through resellers	5 percent discount		10 percent discount		15 percent discount		20 percent discount		25 percent discount		30 percent discount		35 percent discount		40 percent discount	
	Res.	User	Res.	User	Res.	User	Res.	User	Res.	User	Res.	User	Res.	User	Res.	User
		20%		20%		20%		20%		20%		20%		20%		20%
1-9.9	21.0	19.9	22.1	19.9	23.3	19.8	24.7	19.8	26.2	19.7	28.0	19.6	30.0	19.5	32.3	19.4
10-29.9	20.8	19.8	21.7	19.6	22.7	19.3	23.8	19.0	25.0	18.7	26.3	18.4	27.8	18.1	29.4	17.6
30-49.9	20.6	19.6	21.3	19.2	22.0	18.7	22.7	18.2	23.5	17.6	24.4	17.1	25.3	16.4	26.3	15.8
50-69.9	20.4	19.4	20.8	18.7	21.3	18.1	21.7	17.4	22.2	16.7	22.7	15.9	23.3	15.1	23.8	14.3
70-89.9	20.2	19.2	20.4	18.4	20.6	17.5	20.8	16.7	21.1	15.8	21.3	14.9	21.3	13.8	21.7	13.0
90-99.9	20.1	19.0	20.1	18.1	20.2	17.1	20.2	16.2	20.3	15.2	20.3	14.2	20.4	13.3	20.4	12.2
100	20.0	-----	20.0	-----	20.0	-----	20.0	-----	20.0	-----	20.0	-----	20.0	-----	20.0	-----

4. In the first sentence of paragraph (c), strike out the word "exclusively" and substitute therefor the word "primarily".

This amendment shall become effective June 8, 1946.

Issued this 3d day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9364; Filed, June 3, 1946; 11:33 a. m.]

[MPR 580, Amdt. 1 to Order 94]

H. DAROFF & SONS, INC.

ESTABLISHMENT OF CEILING PRICES

Maximum Price Regulation 580, Amendment 1 to Order 94. Establishing ceiling prices at retail for certain articles; Docket No. 6063-580-13-650.

For the reasons set forth in the opinion issued simultaneously herewith, Order 94 issued under section 13 of Maximum Price Regulation 580 on application of H. Daroff & Sons, Inc., 23d and Walnut Streets, Philadelphia, Pennsylvania, is amended in the following respects:

1. Paragraph (a) is amended to increase the retail ceiling prices which have been established for the articles listed below. The new prices are as follows:

Article	Manufacturer's selling price	Ceiling price at retail
Men's nontropical suits	$30.00	$50.00
Men's tropical suits	25.50	42.50
Men's topcoats	30.00	50.00
Men's overcoats	36.00	60.00

2. Paragraph (c) is amended by adding thereto the following undesignated paragraph:

Upon issuance of any amendment to this order which either adds an article to those already listed in paragraph (a) or changes the retail ceiling price of a listed article, the manufacturer or wholesaler, as to such article, must comply with the preticketing requirements of this paragraph within 30 days after the effective date of the amendment. After 60 days from the effective date, no retailer may offer or sell the article unless it is preticketed in accordance with the requirements of this paragraph. Prior to the expiration of the 60 day period, unless the article is so preticketed, the retailer shall comply with the marking, tagging and posting provisions of Maximum Price Regulation 580. However, the pricing provisions of this order or of any subsequent amendment thereto shall apply as of the effective date of the order or applicable amendment.

3. Paragraph (d) is amended by adding the following sentence: "The seller shall also send the purchaser a copy of each amendment at the time of or before the first delivery (subsequent to the effective date of the amendment) of any article the sale of which is affected in any manner by the amendment."

4. A new paragraph (g) is added to read as follows:

(g) The retail ceiling price of an article stated in paragraph (a) shall apply to any other article of the same type, having the same selling price to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this order.

This amendment shall become effective May 31, 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER.
Administrator.

[F. R. Doc. 46-9326; Filed, May 31, 1946; 4:46 p. m.]

[MPR 580, Order 310]

COHEN GOLDMAN & CO., INC.

ESTABLISHMENT OF CEILING PRICES

Maximum Price Regulation 580, Order 310. Establishing ceiling prices at retail for certain articles; Docket No. 6063-580-13-658.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 13 of Maximum Price Regulation No. 580; *It is ordered:*

(a) The following ceiling prices are established for sales by any seller at retail of the following articles manufactured by Cohen Goldman & Co., Inc., 475 10th Avenue, New York City, and having the brand name "Gort & McLeed" and described in the manufacturer's application dated May 2, 1946:

MEN'S TOP COATS

Manufacturer's selling price:	*Ceiling price at retail*
$23.70	$39.50
27.25	45.42
26.60	44.80
MEN'S SUITS	
30.25	50.50
33.00	55.00
33.00	55.00
34.80	58.00
37.10	62.75

MEN'S OVERCOATS

Manufacturer's selling price:	*Ceiling price at retail*
$34.50	$57.50
28.00	45.80
41.00	68.33

MEN'S SLACKS & SPORT TROUSERS

$8.15	$13.58
8.00	13.33
8.25	13.75
6.55	10.92

(b) The retail ceiling price of an article stated in paragraph (a) shall apply to any other article of the same type, having the same selling price to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this order.

(c) The retail ceiling prices contained in paragraph (a) shall apply in place of the ceiling prices which have been or would otherwise be established under this or any other regulation.

(d) On and after June 25, 1946, Cohen Goldman & Co., Inc. must mark each article listed in paragraph (a) with the retail ceiling price under this order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

(Sec. 13, MPR 580)
OPA Price—$------

On and after July 25, 1946, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to July 25, 1946, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging and posting provisions of the applicable regulation.

Upon issuance of any amendment to this order which either adds an article to those already listed in paragraph (a) or changes the retail ceiling price of a listed article, the manufacturer or wholesaler, as to such article, must comply with the preticketing requirements of this paragraph within 30 days after the effective date of the amendment. After 60 days from the effective date, no retailer may offer or sell the article unless it is preticketed in accordance with the requirements of this paragraph. Prior to the expiration of the 60 day period, unless the article is so preticketed, the retailer shall comply with the marking, tagging and posting provisions of the regulation which would apply in the absence of this order. However, the pricing provisions of this order or of any subsequent amendment thereto shall apply as of the effective date of the order or applicable amendment.

(e) Coincident with or before the first delivery to any purchaser for resale of any article listed in paragraph (a), the seller shall send the purchaser a copy of this order. The seller shall also send the purchaser a copy of any subsequent amendment to this order at the time of, or before the first delivery (subsequent to the effective date of the amendment) of any article the sale of which is affected in any manner by the amendment.

(f) Unless the context otherwise requires, the provisions of the applicable regulation shall apply to sales for which retail ceiling prices are established by this order.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective May 31, 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9327; Filed, May 31, 1946; 4:46 p. m.]

[MPR 591, Amdt. 15 to Order 1]

CAST IRON PLUMBING DRAINAGE STAPLES

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 22 of Maximum Price Regulation 591, in Order 1 under section 22 of Maximum Price Regulation 591, sections 6.2 (b) (1) and (2) are amended to read as follows:

(1) The prices of the following items of plumbing drainage staples may be increased by 10 percent:

Back water valves with or without brass trim
Cess pool plates
Clean out tees with or without brass plug
Closet fixture connections
Combination drains, with or without brass plugs back water valves with or without brass trim
Combination hinged bell traps and cess pools
Combination hydrant drains and cess pools
Drains with or without brass trim
Drain covers and gratings, iron and brass
Drive ferrules
Fresh air inlets
Fumes connections
F and W fittings and similar adaptations
Grease interceptors
Kafer joints
Manhoff fittings
Putty cups
Revent fittings
Sink brackets
Sink collars and couplings
Sink and tray strainers and plugs
Sisson joints
Stringer fittings
Tapped ¼ bends
Tapped increasers
Tapped reducers
Test plugs, expansion type only
Test tees with or without brass plug, with or without internal reducer
Union ferrules (with or without brass)
Vent boxes
Vent caps
Waste tees and crosses

(2) The prices of the following items of plumbing drainage staples may be increased by 15 percent:

Cess pools plain and tapped
Closet stubs and soilpipe connectors
Range boiler stands for vertical tanks, of 40 gallons and less
Traps—all styles and sizes with or without brass plug

This amendment shall become effective June 8, 1946.

Issued this 3d day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9379; Filed, June 3, 1946; 11:36 a. m.]

[MPR 591, Amdt. 15 to Order 48]

PLUMBING FIXTURES, SUPPLY FITTINGS AND TRIMMINGS

ADJUSTMENT OF MAXIMUM PRICES

An opinion accompanying this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 2.6 is amended in the following respects:

1. Category VI in paragraph (a) is amended to read as follows:

VI—Combination lavatory supply fitting (4" center to center only) with coupling nuts and tail pieces, with pop-up waste and tail piece, 10.

2. Paragraph (g) is amended by adding the following commodity:

Douglas Type Flush Valves for Water Closet Tanks.

This amendment shall become effective June 8, 1946.

Issued this 3d day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9380; Filed, June 3, 1946; 11:35 a. m.]

[SO 142, Amdt. 1 to Order 70]

C. E. NIEHOFF AND CO.

ADJUSTMENT OF MAXIMUM PRICES

Amendment No. 1 to Order No. 70 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. C. E. Niehoff and Company. Docket No. 6083-S. O. 142-136-128.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 2 of Supplementary Order No. 142; *It is ordered:*

(a) Paragraph (d) of Order No. 70 effective April 4, 1946, is hereby amended to read as follows: On or before August 31, 1946, C. E. Niehoff and Company shall file with the Machinery Branch, Office of Price Administration, Washington, D. C. the following: (1) An over-all profit and loss statement for the period June 1, 1946 to July 31, 1946, and the dollar amount of the total sales due to any adjustment permitted by this office over the base period prices, (2) for the period June 1, 1946 to July 31, 1946, a statement of total sales by the groups listed in paragraph (a) of Order No. 70 effective April 4, 1946, and the dollar value of these sales, at October 1, 1941 maximum prices compared with maximum prices approved by this office.

(b) This order may be revoked or amended by the Price Administrator at any time.

This amendment shall become effective June 1, 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9276; Filed, May 31, 1946; 2:45 p. m.]

[SO 108,[1] Amdt. 7 to Special Order 3]

HOSIERY

TEMPORARY ADJUSTMENT OF CERTAIN MAXIMUM AVERAGE PRICES

An opinion accompanying this amendment to Special Order No. 3 under section 17 of Supplementary Order 108 has been issued simultaneously herewith and filed with the Division of the Federal Register.

Special Order 3 is amended in the following respects:

1. Section 5 is amended by adding a sentence at the end of the last undesignated paragraph theerof to read as follows: "The statements containing the information required by paragraphs (a), (b) and (c) of this section pertaining to any category listed in section 7 (d) must be filed on or before June 30, 1946."

2. Section 7 is amended to add paragraph (d) to read as follows:

(d) *Exemption prices for the second quarter of 1946 only.* In figuring your adjusted maximum average prices for the second quarter of 1946 only, you may use the exemption prices set forth below instead of the exemption prices listed in 7 (a) for the same categories. These new adjusted maximum average prices may not be used for any calculations occurring before the effective date of the amendment establishing this paragraph, except as specifically provided otherwise.

Category No:	*Exemption price Each*
A-4	$8.05
A-7	4.83
A-21	1.84
	Dozen
A-24	$16.56
	Each
A-46	$6.21
A-48	7.13
A-49	3.68
A-51	3.68
	Dozen
C-25	$7.35
C-26	6.30
C-27	4.75
C-28	2.55
C-29	2.40
C-30	1.60
C-31	1.60
C-32	3.00
C-33	1.70
C-34	1.60
C-35	1.95
C-36	1.60
C-41	4.20
C-42	2.10
C-43	2.01
C-44	1.25
C-45	1.25
C-46	2.53
C-47	1.27
C-48	1.17
C-49	1.55
C-50	1.17
F-18	4.20
F-19	3.70
F-20	1.65
F-21	3.15
F-22	1.70
F-23	2.65
F-24	1.45
F-31	3.15
F-32	1.22
F-33	2.63
F-34	1.27
F-35	2.22
F-36	1.05

[1] 10 F.R. 4336, 5995, 6402, 8368, 10200, 12089, 12984, 13129, 15125; 11 F.R. 604.

3. Section 11 is added to read as follows:

SEC. 11. *Recalculation of net surcharges by manufacturers of categories listed in section 7 (d)—(a) How to recalculate your net surcharge.* If you are a manufacturer of one or more categories listed in section 7 (d) and if you have a net surcharge on May 31, 1946, you may subtract from that net surcharge an amount computed as follows:

Step 1: Find the amount of your net surcharge which you have not yet made up by May 30, 1946.

Step 2: Find the difference in each category between the highest maximum average price available to you on May 30, 1946, and the highest maximum average price available to you under section 7 (d) of Special Order 3 or section 3 (c) of Special Order 5.

Step 3: For each category multiply the amount found in Step 2 by the number of units you delivered in that category between April 1, 1946, and the close of business on May 30, 1946.

Step 4: Add together the amounts found in Step 3 for all categories.

Step 5: Subtract the amount found in Step 4 from the net surcharge found in Step 1. The result is the net surcharge you must still make up.

NOTE: If the amount found in Step 4 is equal to or greater than the net surcharge found in Step 1, you are deemed to have completed your make up operation on May 30, 1946 and may resume normal operation under SO 108 on May 31, 1946. However, where the amount found in Step 4 is greater than the net surcharge found in Step 1, you may not carry over the difference as a credit into your normal operation.

(b) *Filing a report of the recalculation under this section.* If you have recalculated a net surcharge as described in (a) above, you must file, together with each copy of the statement required by section 5 of this order, a separate statement showing all the calculations found in Steps 1 through 5.

This amendment shall become effective May 31, 1946.

NOTE: All reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9248; Filed, May 31, 1946; 2:37 p. m.]

[SO 108,[1] Amdt. 6 to Special Order 5]

TOLERANCES OVER 1943 AVERAGE PRICES

An opinion accompanying this amendment to Special Order No. 5 under section 17 of Supplementary Order 108 has been issued simultaneously herewith and filed with the Division of the Federal Register.

Special Order 5 is amended in the following respects:

1. Section 3 is amended by adding paragraph (c) to read as follows:

(c) *Percentage tolerance for the second quarter of 1946 only.* In figuring your percentage increase over your original maximum average price under section 2 (b) (2) of this order, you may, in the second quarter of 1946, use the percentage tolerance listed in section 3 (c) of this order instead of the percentage tolerance listed in section 3 (a) for the same category. However, the percentage tolerances listed in 3 (c) may not be used for any calculations occurring prior to the effective date of the amendment establishing this paragraph, except as specifically provided otherwise.

Category:	*Percentage tolerances*
C-25	10
C-26	10
C-27	10
C-28	15
C-29	10
C-30	15
C-31	15
C-32	15
C-33	15
C-34	15
C-35	10
C-36	15
C-37	10
C-38	10
C-39	10
C-40	10
C-41	10
C-42	15
C-43	10
C-44	15
C-45	15
C-46	15
C-47	15
C-48	15
C-49	10
C-50	15
C-51	10
C-52	10
C-18	10
F-19	10
F-20	15
F-21	15
F-22	15
F-23	15
F-24	15
F-30	10
F-31	10
F-32	15
F-33	10
F-34	15
F-35	15
F-36	15

2. Section 6 is added to read as follows:

SEC. 6. *Recalculation of net surcharges by manufacturers of categories listed in section 3 (c).—(a) How to recalculate your net surcharge.* If you are a manufacturer of any of the categories listed in section 3 (c) and if you have a net surcharge on May 31, 1946, you may subtract from that net surcharge an amount computed as follows:

Step 1: Find the amount of your net surcharge which you have not yet made up by May 30, 1946.

Step 2: Find the difference in each category between the highest maximum average price available to you on May 30, 1946 and the highest maximum average price available to you under section 7 (d) of Special Order 3 or section 3 (c) of Special Order 5.

Step 3: For each category multiply the amount found in Step 2 by the number of units you delivered in that category between April 1, 1946 and the close of business on May 30, 1946.

Step 4: Add together the amounts found in Step 3 for all categories.

Step 5: Subtract the amount found in Step 4 from the net surcharge found in

Step 1. The result is the net surcharge you must still make up.

NOTE: If the amount found in Step 4 is equal to or greater than the net surcharge found in Step 1, you are deemed to have completed your makeup operation on May 30, 1946 and may resume normal operation under SO 108 on May 31, 1946. However, where the amount found in Step 4 is greater than the net surcharge found in Step 1, you may not carry over the difference as a credit into your normal operation.

(b) *Filing a report of the recalculation.* If you have recalculated a net surcharge as described in (a) above, you must file, with your OPA District Office on or before June 30, 1946, two signed copies of a statement showing all the calculations found in steps 1 through 5.

This amendment shall become effective May 31, 1946.

NOTE: All reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9249; Filed, May 31, 1946; 2:38 p. m.]

[SO 142, Order 121]

HAMMETT ELECTRIC MFG. CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 121 Under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. Hammett Electric Manufacturing Company. Docket No. 6083-SO 142-136-276.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 2 of Supplementary Order No. 142, *It is ordered:*

(a) The maximum prices for sales by the Hammett Electric Manufacturing Company, Kansas City, Missouri, of its lines of Montgomery Ward welders and of Hammett Welders shall be determined by increasing by 11.6% the maximum prices in effect for these products just prior to the issuance of this order.

(b) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices that he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the percentage by which his net invoiced cost has been increased by reason of this order.

(c) The Hammett Electric Manufacturing Company shall notify each purchaser, who buys the products listed in paragraph (a) above for resale, of the percentage amount by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(d) All requests not granted herein are denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 1, 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9277; Filed, May 31, 1946; 2:45 p. m.]

[MPR 188, Order 5018]

PHOENIX MFG. CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Phoenix Manufacturing Company of Joliet, Ill.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Maximum prices for sales by any seller to—		
		Wholesalers (jobbers)	Retailers	Consumers
		Dozen	*Dozen*	*Each*
Hammer	Bull Dog	$6.00	$8.00	$1.00
	Phoenix	7.50	10.00	1.25
	De Luxe	9.00	12.00	1.50

These maximum prices are for the articles described in the manufacturer's application dated April 25, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. Joliet, Ill., and are subject to a cash discount of 2% for payment within 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement with the correct model number and retail ceiling price properly filled in:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 1st day of June 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9256; Filed, May 31, 1946; 2:39 p. m.]

[MPR 200, Amdt. 1 to Order 9]

LITHOX CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to § 1315.1405b of Maximum Price Regulation 200, the list of items and maximum prices in paragraph (b) of Order No. 9 under Maximum Price Regulation 200 are amended to read as follows:

MEN'S SIZE LITHOX ARCHES

	Black	Brown
Sales by shoe repairmen to consumers, attached per pair	$0.55	$1.02
Sales by shoe repairmen to consumers, unattached per pair	.34	.41
Sales to shoe repairmen, per dozen pair	4.00	4.80
Sales to wholesalers, per dozen pair	3.00	3.60

This amendment shall become effective June 1, 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9258; Filed, May 31, 1946; 2:40 p. m.]

[MPR 260, Order 2181]

RALPH GOHN

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260: *It is ordered*, That:

(a) Ralph Gohn, East Prospect, Pa. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
La Fama	Perfecto	50	$72	19

[1] Attention of the manufacturer is directed to the average retail price ceiling requirement of MPR 269.

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 1, 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9259; Filed, May 31, 1946; 2:40 p. m.]

[MPR 260, Order 2182]

TRY-A-TAMPA CIGAR CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Try-A-Tampa Cigar Co., 2401 21st Street, Tampa 5, Fla. (hereinafter called manufacturer) and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
Try-A-Tampa	Cigar-ro	50	$60	2 for 15

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 1, 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9260; Filed, May 31, 1946; 2:40 p. m.]

[MPR 478, Order 172]

WALTON COTTON MILLS

AUTHORIZATION OF MAXIMUM PRICES

For reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 10 of Maximum Price Regulation 478, *It is ordered:*

(a) The maximum price for sales by converters or wholesalers of the following coated fabrics converted by the Walton Cotton Mills, Monroe, Georgia, shall be as follows:

Commodity	*For sales to manufacturers (per linear yard)*
37" 86" x 40" 1.75 12 coated with 7.2 dry ozs. of pyroxylin coating	$0.73927

(b) With or prior to the first delivery of the coated fabrics covered by this order, to a wholesaler, the seller shall notify such person in writing of the specific maximum price applicable to his resale of this coated fabric to manufacturers which is the maximum price set forth in paragraph (a) above.

(c) All provisions of Maximum Price Regulation 478 not inconsistent with this order shall apply to sales covered by this order.

(d) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 1, 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9261; Filed, May 31, 1946; 2:41 p. m.]

[MPR 478, Order 173]

CLIFTON MFG. CO.

AUTHORIZATION OF MAXIMUM PRICES

For reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 10 of Maximum Price Regulation 478, *It is ordered:*

(a) The maximum prices for sales by converters or wholesalers of the following coated fabrics converted by the Clifton Manufacturing Company, Clifton, South Carolina, shall be as follows:

Commodity	For sales to manufacturers, per linear yard
37½" 76 x 54 2 yard drill coated with 6 dry ozs. of vinyl coating	$0.73292
37½" 76 x 54 2 yard drill coated with 7.2 dry ozs. of pyroxylin coating	.71417

(b) With or prior to the first delivery of the coated fabrics covered by this order, to a wholesaler, the seller shall notify such person in writing of the specific maximum price applicable to his resale of this coated fabric to manufacturers which is the maximum price set forth in paragraph (a) above.

(c) All provisions of Maximum Price Regulation 478 not inconsistent with this order shall apply to sales covered by this order.

(d) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 1, 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9262; Filed, May 31, 1946; 2:41 p. m.]

[MPR 478, Order 174]

D. E. CONVERSE CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 10 of Maximum Price Regulation 478, *It is ordered:*

(a) The maximum prices for sales by converters or wholesalers of the following coated fabrics converted by the D. E. Converse Company, Glendale, South Carolina shall be as follows:

Commodity	For sales to manufacturers per linear yard
37" 68x40 3.95 drill coated with 5 dry ozs. of vinyl coating	$0.5309
37" 68x40 3.95 drill coated with 4 dry ozs. of pryoxylin coating	.39027

(b) With or prior to the first delivery of the coated fabric covered by this order, to a wholesaler, the seller shall notify such person in writing of the specific maximum price applicable to his resale of this coated fabric to manufacturers which is the maximum price set forth in paragraph (a) above.

(c) All provisions of Maximum Price Regulation 478 not inconsistent with this order shall apply to sales covered by this order.

(d) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 1, 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9263; Filed, May 31, 1946; 2:41 p. m.]

[MPR 478, Order 175]

INMAN MILLS

AUTHORIZATION OF MAXIMUM PRICES

For reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 10 of Maximum Price Regulation 478; *It is ordered:*

(a) The maximum price for sales by converters or wholesalers of the following coated fabric converted by the Inman Mills, Inman, South Carolina, shall be as follows:

Commodity	For sales to manufacturers (per linear yard)
40" 56 x 56 3.60 sheet feeler motion coated with 4 dry ozs. of pyroxylin coating	$0.40552

(b) With or prior to the first delivery of the coated fabrics covered by this order, to a wholesaler, the seller shall notify such person in writing of the specific maximum price applicable to his resale of this coated fabric to manufacturers which is the maximum price set forth in paragraph (a) above.

(c) All provisions of Maximum Price Regulation 478 not inconsistent with this order shall apply to sales covered by this order.

(d) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 1, 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9264; Filed, May 31, 1946; 2:41 p. m.]

[MPR 478, Order 176]

HOOD RUBBER CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 10 of Maximum Price Regulation 478, *It is ordered:*

(a) The maximum price for sales of the following coated fabric manufactured by the Hood Rubber Company, Watertown 72, Massachusetts, shall be as follows:

	Per linear yard
Style No. 150, 37½" 20 x 40 2.22 napped flannel, dyed, neoprene coated and cotton flocked	$1.2134

(b) With or prior to the first delivery of the coated fabric covered by this order, to any person other than a manufacturer, the seller shall notify such person in writing of the specific maximum price applicable to his resale of this coated fabric, which is the maximum price set forth in paragraph (a) above.

(c) All provisions of Maximum Price Regulation 478 not inconsistent with this order shall apply to sales covered by this order.

(d) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 1, 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9265; Filed, May 31, 1946; 2:41 p. m.]

[MPR 591, Order 556]

ALLIANCE CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum prices for sales by any person to consumers of the following water softeners manufactured by The Alliance Company of Minneapolis, Minnesota, and described in its application dated May 2, 1946, shall be:

[Single tank, solo valve, automatic water softeners]

Model 1020	$102.28
Model 1030	109.67
Model 1035	118.45
Model 1040	127.68
Model 1050	138.68
Model 1055	143.30
Model 1080	183.29

[Double tank, solo valve automatic water softeners with closed brine tank]

Model 2020	$148.02
Model 2030	158.33
Model 2035	163.51
Model 2040	179.83
Model 2050	193.20
Model 2055	194.64
Model 2080	234.63

(b) The maximum net prices, f. o. b. point of shipment, for sales by any person shall be the maximum prices specified in (a) above less the following discounts:

1. On sales to dealers, a discount of 25 percent.

2. On sales to chain stores and cooperatives, successive discounts of 25 and 20 percent.

3. On sales to jobbers, successive discounts of 25 and 25 percent.

(c) The maximum prices established by this order are subject to such further cash discounts and transportation allowances and price differentials at least as favorable as those which each seller extended or rendered or would have extended or rendered during March 1942 on commodities in the same general category.

(d) The maximum prices on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(e) Each seller covered by this order, except on sales to consumers shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers except dealers upon resale.

(f) The Alliance Company shall attach to each water softener covered by this order a tag containing the following:

OPA Maximum Retail Price Not Installed $_____

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 1, 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9267; Filed, May 31, 1946; 2:42 p. m.]

[MPR 591, Order 555]

FORREST MFG. CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person to plumbing and heating contractors, installers and commercial and industrial users of the following Non-Syphon Lavatory Faucet manufactured by Forrest Manufacturing Company, San Gabriel, California, and as described in the application dated February 20, 1946, shall be:

Non-syphon lavatory faucet model LF-50-A, brass with lever handle and tail pipe:	
Polished or chrome plated finish	$1.42
Rough finish	1.20

(b) The maximum net prices, f. o. b. point of shipment on sales by any person to jobbers, shall be the maximum prices specified in (a) above less successive discounts of 20 and 5 percent.

(c) The maximum prices established by this order for sales by the Forrest Manufacturing Company shall be f. o. b. point of manufacture, with actual freight allowed up to $1.50 per cwt. on shipments of 100 pounds or more.

(d) In addition to the discounts provided for in (b) and (c) above, the maximum net prices established by this order shall be subject to discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities within the same general category during March 1942.

(e) The maximum prices on an installed basis of the commodity covered in this order shall be determined in accordance with Revised Maximum Price Regulation 251, as amended.

(f) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 1, 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9266; Filed, May 31, 1946; 2:42 p. m.]

[MPR 591, Order 557]

LEWIS D. DRAKE

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, for sales by any person to consumers of the following Detachable Free Swivel Valve Head, manufactured by Lewis D. Drake, Oakland, California, and as described in his application dated March 22, 1946, shall be:

DETACHABLE FREE SWIVEL VALVE HEAD

Model:		Model:	
B-2	$0.30	B-32	$0.35
C-2	.30	C-32	.35
E-2	.30	E-32	.40
G-2	.35	G-32	.40
H-2	.35	H-22	.40

(b) On sales to the following types of trade, the maximum net prices, f. o. b. point of shipment, shall be the net prices specified in (a) above less the following quantity discounts.

Quantity	Jobber	Dealer	Commercial consumer	Valve mfgr.	China retail distributor
	Per cent	Per cent	Per cent	Per cent	Per cent
0-100 of 1 size	-----	30	20	-----	-----
100-500 of 1 size	-----	30-5	20-5	30	30
500-1,000 of 1 size	35	-----	25	35	35
1,000-5,000 of 1 size	35-5	-----	-----	40	40
5,000-25,000 of 1 size	40	-----	-----	45	45
25,000-50,000 of 1 size	-----	-----	-----	50	50

(c) In addition to the discounts specified in (b) above, the maximum net prices established by this order shall be subject to discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities within the same general category during March 1942.

(d) The maximum prices on an installed basis of the commodity covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(e) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 1, 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9268; Filed, May 31, 1946; 2:42 p. m.]

[MPR 591, Order 558]

DAIRY EQUIPMENT CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum prices, excluding Federal Excise Tax, for sales by any person to consumers of the following Dairy Electric Water Heaters manufactured by Dairy Equipment Company of Madison, Wisconsin, and described in its application dated March 28, 1946, shall be:

Model SHC, 12 gallon portable water heater copper tank, insulated, with single contact type element	$52.50
Model SHR, 15 gallon portable water heater copper tank, insulated, with single contact type element	55.00
Model SHP, 10 gallon water heater galvanized tank, pressure type, insulated, with single immersion type element	55.00

(b) The maximum net prices, f. o. b. point of shipment, excluding Federal Excise Tax, for sales by any person to dealers shall be the maximum prices specified in (a) above less a discount of 25 percent.

(c) The maximum net prices, f. o. b. point of shipment, excluding Federal Excise Tax, for sales by any person to jobbers shall be the maximum prices specified in (a) above less successive discounts of 25 and 15 percent.

(d) The maximum prices established by this order are subject to such further cash discounts, transportation allowances and price differentials at least as favorable as those which each seller extended or rendered or would have extended or rendered during March 1942 on sales of commodities in the same general category.

(e) The maximum prices on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(f) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers, except dealers, upon resale.

(g) Dairy Equipment Company shall attach to each water heater covered by

this order a tag on which will be printed the following:

OPA Maximum Retail Price, Not Installed, including Federal Excise Tax paid at source—$------
(Do Not Detach)

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 1, 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9269; Filed, May 31, 1946; 2:42 p. m.]

[MPR 591, Order 560]

LOS ANGELES SHOWER DOOR CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices for sales by any person to consumers of the following shower doors manufactured by Los Angeles Shower Door Company, Los Angeles, California, and as described in the application dated February 27, 1946, shall be:

GLASS SHOWER DOOR

Model No.:	
100—Glass shower door, polished aluminum frame, size $26\frac{15}{16}$" x 66"	$35.00
200—Glass shower door, polished aluminum frame, size $26\frac{15}{16}$" x 66"	42.50
300—Glass shower door, polished aluminum frame, size $26\frac{15}{16}$" x 66"	47.50

(b) The maximum net prices, f. o. b. point of shipment, for sales by any person to dealers shall be the maximum prices specified in (a) above less a discount of 20 percent.

(c) The maximum net prices, f. o. b. point of shipment, for sales by any person to jobbers or distributors shall be the maximum net prices specified in (a) above less a discount of 35 percent.

(d) In addition to the discounts provided for in (b) and (c) above, the maximum net prices established by this order shall be subject to discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities within the same general category during March 1942.

(e) The maximum prices on an installed basis of the commodity covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251, as amended.

(f) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 1, 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9271; Filed, May 31, 1946; 2:43 p. m.]

[MPR 591, Order 561]

UCHTORFF CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net price, for sales by any person to consumers of the following Stainless Steel Sink Bowl manufactured by Uchtorff Company of Davenport, Iowa, and described in its application dated April 8, 1946, shall be:

$28\frac{3}{4}$" x $15\frac{3}{4}$" x 7" double bowl 18 gauge stainless steel sink bowl---- $52.00

(b) On sales to dealers by any person, the maximum net price, f. o. b. point of shipment, shall be the maximum net prices specified in (a) above less a discount of 20 percent.

(c) On sales to jobbers by any person the maximum net price, f. o. b. point of shipment, shall be the maximum net price specified in (a) above less a discount of 36 percent.

(d) In addition to the discounts in (b) and (c) above, the maximum net price established by this order shall be subject to discounts and allowances, including transportation allowances, and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general category during March 1942.

(e) The maximum prices on an installed basis of the commodity covered in this order shall be determined in accordance with Revised Maximum Price Regulation No. 251, as amended.

(f) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum price established by this order for each such seller as well as the maximum price established for purchasers, except dealers, upon resale.

(g) The Uchtorff Company, of Davenport, Iowa, shall stencil in a conspicuous place on each such bowl covered by this order, substantially the following:

OPA Maximum Retail Price Uninstalled—$52.00

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 1, 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9272; Filed, May 31, 1946; 2:44 p. m.]

[MPR 591, Order 563]

RY-LOCK CO., LTD.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net delivered prices for sales by any person to consumers of the following sizes of Model RS1AA Tension Screens equipped with aluminum screen cloth manufactured by Ry-Lock Company, Ltd. of San Leandro, Calif., and as described in the application dated April 3, 1946 which is on file with the Prefabrication and Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

SCHEDULE OF MAXIMUM PRICES

RY-LOCK TENSION SCREEN

Model RS1AA—Aluminum wire cloth, aluminum bars, hardware attachments—cadmium plated steel

Sizes (inches):	*Maximum net prices on sales to consumers*
18 x 30	$2.40
36	2.60
42	2.74
48	2.90
54	3.10
61	3.30
24 x 30	2.66
36	2.84
42	3.04
48	3.26
54	3.44
61	3.68
28 x 30	2.84
36	3.04
42	3.26
48	3.50
54	3.72
61	4.00
30 x 30	2.90
36	3.14
42	3.38
48	3.62
54	3.84
61	4.18
36 x 30	3.14
36	3.48
42	3.68
48	4.02
54	4.24
61	4.66
42 x 30	3.48
36	3.78
42	4.02
48	4.48
54	4.70
61	5.22
48 x 30	3.78
36	4.12
42	4.48
48	5.06
54	5.34
61	5.88

(b) The maximum net prices f. o. b. point of shipment on sales to dealers by any person shall be the maximum prices specified in (a) above less a discount of 30 percent.

(c) The maximum net prices f. o. b. point of shipment on sales to jobbers by any person shall be the maximum prices specified in (a) above less a discount of 50 percent.

(d) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(e) Each seller covered by this order, except on sales to consumers shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers except dealers upon resale.

(f) The Ry-Lock Company, Ltd., San Leandro, California shall attach a tag to each item covered by this order containing substantially the following:

OPA Maximum Retail Price $------
(Do Not Detach)

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 1, 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9274; Filed, May 31, 1946; 2:44 p. m.]

[MPR 591, Order 562]

FORREST MFG. CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum list price, f. o. b. point of shipment, for sales by any person to plumbing and heating contractors, installers, and commercial and industrial users of the following swing spout faucet manufactured by Forrest Manufacturing Company, San Gabriel, California, and as described in its application dated April 22, 1946, shall be:

No. VKSP-50—brush polished brass swing spout faucet, streamline, less soap dish---------- $4.80

(b) The maximum net price, f. o. b. point of shipment, for sales by any person to jobbers shall be the maximum price specified in (a) above less successive discounts of 20 and 5 percent.

(c) The maximum prices established by this order for sales by the Forrest Manufacturing Company shall be f. o. b. point of manufacture with actual freight allowed up to $1.50 per cwt. on shipments of 100 pounds or more.

(d) The maximum prices as determined above are subject to such cash discounts, transportation allowances and price differentials at least as favorable as those which you extended or rendered or would have extended or rendered during March 1942, on sales of commodities in the same general category.

(e) The maximum prices on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(f) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale.

(g) The maximum prices approved under this order include all price increases authorized by section 2.6 of Order 48 under Maximum Price Regulation No. 591 to date and may not be further increased pursuant to the provisions of that order as are in effect as of the date of this order.

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 1, 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9273; Filed, May 31, 1946; 2:44 p. m.]

[MPR 592, Order 49]

AVA BRICK CO.

APPROVAL OF MAXIMUM PRICES

Order 49 under section 16 of Maximum Price Regulation No. 592. The Ava Brick Company. Docket No. 6122-592.16-258.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 16 of Maximum Price Regulation 592; *It is ordered:*

(a) The maximum net prices for sales by the Ava Brick Company, Ava, Ohio, of clay building brick and structural clay tile to its various classes of purchasers may be increased by an amount not in excess of $1.50 per thousand for standard size brick equivalents or by an amount not in excess of $0.60 per ton for structural hollow tile.

(b) If the Ava Brick Company had an established differential in price during the month of March 1942 for nonstandard sizes of brick, it may convert the adjustment granted herein for standard sizes of brick on the basis of the conversion factors or formulae in use by it during March 1942 in establishing price differentials between standard size brick and the other sizes.

(c) Any person purchasing any of the products covered by this order produced by the Ava Brick Company for the purpose of resale in the same form may increase his presently established prices under the General Maximum Price Regulation by adding the dollars-and-cents increase in cost resulting from the increase permitted the manufacturer in (a) above. Notwithstanding the provisions of this paragraph, in any area where specific maximum prices are fixed by an area pricing order such specific maximum prices shall apply in that area.

(d) All requests of the application not granted herein are denied.

(e) This order may be amended or revoked by the Office of Price Administration at any time.

This Order No. 49 shall become effective June 1, 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9275; Filed, May 31, 1946; 2:45 p. m.]

[SO 148, Order 11]

CLEVELAND CASKET CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 5 of Supplementary Order No. 148, *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain models of caskets manufactured by Cleveland Casket Company of Cleveland, Tennessee, as follows:

(1) For all sales and deliveries of the following caskets to the class of purchaser specified below, the adjusted maximum prices are as follows:

Burial caskets	Code No.	Adjusted maximum prices to funeral directors
Trimmed complete, with outside burial box		*Each*
	522	$42.65
	522	42.55
	527	37.00
	427	37.00
	22	38.00
	27	32.35
	17	28.80
	720	6.10
	726	7.60
	749	10.00

(2) For sales and deliveries by the manufacturer to all other classes of purchasers the maximum prices are the adjusted maximum prices set forth in paragraph (a) (1) of this order, adjusted to reflect the manufacturer's customary differentials for sales to those other classes of purchasers.

(b) *Resellers' ceiling prices.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

(1) A reseller who had a properly established maximum price in effect before this order was issued for an article covered by this order may add to that maximum price an adjustment charge in the same dollar-and-cents amount as the adjustment charge authorized by this order for, and which he has paid to, his supplier.

(2) If the reseller did not have a properly established maximum price for the article in effect before this order was issued he shall first determine a maximum price (exclusive of adjustment

charges), and to that price he may add an adjustment charge in the same dollar-and-cents amount as the adjustment authorized by this order for, and which he has paid to, his supplier. To find his maximum price (exclusive of adjustment charges) for this purpose the reseller shall add to his invoice cost, less an adjustment charge stated on that invoice, the same percentage mark-up which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage mark-up is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620–759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(3) If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(d) The provisions of Supplementary Order No. 153 shall not apply to the determination of ceiling prices for resales of the articles covered by this order.

(e) *Terms of sales.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in effect during March 1942, or thereafter properly established under OPA regulations.

(f) *Change in resellers' margins.* Resellers' maximum prices adjusted in accordance with this order are subject to further adjustments which may result from any change in resellers' margins which may be effected by the Office of Price Administration to obtain absorption by resellers of any industry-wide increase in manufacturers' maximum prices.

(g) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles. This notice may be given in any convenient form.

The amount of the adjustment in maximum prices granted by this order must be stated separately on invoices to all classes of purchasers, except for sales at retail.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective on the 1st day of June 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–9278; Filed, May 31, 1946; 2:45 p. m.]

[RMPR 86, Rev. Order 26]

MENASCO MANUFACTURING CO.

APPROVAL OF MAXIMUM PRICES

Order No. 26 under Revised Maximum Price Regulation No. 86 is revised and amended to read as follows:

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 14 of Maximum Price Regulation No. 86; *It is ordered:*

(a) This order establishes ceiling prices for sales of the Electro-Mite portable washing machine manufactured by the Menasco Manufacturing Company, Burbank, California. Since the prices contained herein are based upon manufacturer's prices adjusted under section 5a of Revised Maximum Price Regulation No. 86 they may not be further increased under the provisions of sections 15 or 16a of Revised Maximum Price Regulation No. 86.

(1) For sales by distributors to dealers in each zone the ceiling prices are those set forth below:

Model	Ceiling price for sales by distributor to dealer	
	Zone 1	Zone 2
Electro-Mite	$18.54	$19.14

These prices are f. o. b. seller's city.

(2) The ceiling prices for sales by dealers in each zone are those set forth below:

Model	Dealer's ceiling prices to consumers	
	Zone 1	Zone 2
Electro-Mite	$28.50	$29.40

(b) For purposes of this order Zones 1 and 2 comprise the following states:

Zone 1. Washington, Oregon, California, Idaho, Nevada, Montana, Utah, Arizona, New Mexico, Colorado, Wyoming, Texas, Oklahoma, Kansas, Nebraska, South Dakota, North Dakota, Minnesota, Iowa, Missouri, Arkansas, Louisiana.

Zone 2. Wisconsin, Illinois, Tennessee, Mississippi, Alabama, Georgia, Florida, South Carolina, North Carolina, Virginia, District of Columbia, Delaware, Maryland, New Jersey, New York, Connecticut, Rhode Island, Massachusetts, New Hampshire, Vermont, Maine, Pennsylvania, West Virginia, Kentucky, Indiana, Michigan, Ohio.

(c) At the time of, or prior to, the first invoice to each distributor, the manufacturer shall notify him of the ceiling price established by this order for resales by the distributor. This notice may be given in any convenient form.

(d) All the provisions of Revised Maximum Price Regulation No. 86 continue to apply to all sales and deliveries of machines covered by this order, except to the extent that those provisions are modified by this order.

(e) Unless the context requires otherwise, the definitions set forth in the various sections of Revised Maximum Price Regulation No. 86 shall apply to the terms used herein.

(f) This order may be revoked or amended by the Price Administrator at any time.

This revised order shall become effective on the 1st day of June 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–9252; Filed, May 31, 1946; 2:38 p. m.]

[RMPR 131, Order 33]

A. LAKIN & SONS, INC.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 5a (c) of Revised Maximum Price Regulation 131 for sales at wholesale and Revised Maximum Price Regulation 528 for sales at retail, it is ordered:

(a) *Applicability.* This order applies to the manufacturers', wholesalers' and retailers' sales of tractor tire reliners made from scrap tires by A. Lakin & Sons, Inc. of Chicago, Illinois.

(b) *Maximum prices.* The maximum prices for sales of the following tractor tire reliners made from scrap tires, and having the specifications noted below, shall be:

Size	Ply	Width (inches)	Length (inches)	Net Maximum Price	
				Sales to jobbers, dealers, and vulcanizers	Sales at retail
9.00 x 24	4	20	130	$6.60	$8.40
9.00 x 28	4	20	143	6.40	9.00
9.00 x 36	4	20	168	7.00	9.80
10.00 x 36	4	20	170	7.20	10.00
11.25 x 24	4	22	145	9.10	12.30
11.25 x 28	4	23	157	9.75	13.10
12.75 x 24	4	28	149	9.75	13.10
12.75 x 28	4	28	161	10.20	13.70
13.50 x 24	4	30	153	11.00	14.80
13.50 x 32	4	30	178	12.30	16.60

(c) *Notification of maximum prices.* With or prior to the first delivery of any repair material covered by this order to any retailer or jobber, the seller shall furnish such buyer a notification in writing setting forth the maximum prices established for sales to jobbers, retailers, and vulcanizers and the applicable maximum price for sales at retail; if the purchaser is a jobber, the notification shall include a statement that the jobber is required to furnish his buyer a notification in writing setting forth the maximum price of the commodity for sales at retail.

(d) All provisions of Revised Maximum Price Regulation 131 not inconsistent with this order shall apply to wholesale sales of the commodities covered by this order.

(e) All provisions of Revised Maximum Price Regulation 528 not inconsistent with this order shall apply to all retail sales covered by this order.

(f) This order may be revoked or amended by the Office of Price Administration at any time.

This order shall become effective June 1, 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–9253; Filed, May 31, 1946; 2:38 p. m.]

[RMPR 136, Order 638]

PETROLEUM INDUSTRY DRILLING AND PRODUCING MACHINERY AND EQUIPMENT AND MACHINERY FOR DRILLING WATER WELLS

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 31 of Revised Price Regulation 136, *It is ordered:*

(a) For the purpose of this order, the term Petroleum Industry Drilling and Producing Equipment shall include the items listed, but shall not include auxiliary items when sold separately unless such auxiliary items are designed specifically for and useable only with the listed items.

(1) Exploration Machinery and Equipment including Prospecting Machinery and Geophysical Machinery and Equipment.

(2) Drilling Machinery and Equipment including Cable Tool Surface Machinery and Equipment; Cable Tool Sub-Surface Equipment; Rotary Surface Machinery and Equipment; Rotary bits, reamers and core barrels; Rotary Sub-Surface Equipment (other than Bits, Reamers and Coring Equipment); Cementing, Floating, Guiding and Shoe Equipment.

(3) Derricks and Sub-Structures.

(4) Well Surveying Machinery and Equipment including Electric Well Logging Equipment; Directional Drilling and Surveying Equipment; Bottom Hole, Pressure, Temperature, and Sampling Equipment; Mud Logging Machinery and Equipment; Equipment designed exclusively for and sold as Well Surveying Machinery and Equipment.

(5) Well Servicing Machinery and Equipment including Gun Perforating Machinery and Equipment designed exclusively for and sold as Well Servicing Machinery.

(6) Production Machinery and Equipment including Flowing Well Equipment, (surface and sub-surface); Rodlers Oil Lifting Machinery and Equipment, Surface; Rod Lifting Equipment, Sub-Surface; Sucker, Pull, and Polish Rods; Packers, Screens; Equipment designed exclusively for and sold as Production Machinery and Equipment.

(7) Treating and Storage Equipment including Separators; Treaters and Heaters; Water Knockouts; Equipment designed exclusively for treatment and storage purposes, but not including field erected storage tanks, pipe, pipe fittings and oil country tubular steel products or accessories or parts of such items which are not included.

(8) Parts of any of the foregoing items when designed exclusively for use with the item.

(b) For the purpose of this order the term, "Machinery for Drilling Water Wells", shall include the items listed, but shall not include auxiliary items when sold separately unless such auxiliary items are designed specifically for and useable only with the listed items.

(1) Drilling Machinery and Equipment including Cable Tool Surface Machinery and Equipment, including Spudders; Cable Tool Sub-Surface Machinery and Equipment; Rotary Surface Machinery and Equipment.

(2) Parts of any of the foregoing when designed exclusively for use with the items listed in (1).

(3) Accessories for items listed in (1), but not including pipe, pipe fittings, well casings, field erected storage tanks and accessories of such items.

(c) As used in this order, the phrase, "base prices" shall mean the maximum prices established under section 7 of Revised Maximum Price Regulation 136 as computed under sections 8, 9 or 10 of Revised Maximum Price Regulation 136, before the addition of any increase provided to an individual manufacturer by way of individual adjustment under the provisions of Revised Maximum Price Regulation 136 or Supplementary Order 142 and before the addition of any increase established by Order 591 under Revised Maximum Price Regulation 136.

(d) The maximum prices for sales of items listed in paragraphs (a) and (b) by resellers shall be the maximum prices in effect just prior to the issuance of this order increased by the percentage which their net invoiced cost has been increased by reason of the issuance of this order.

(e) All prices established under paragraphs (d) and (e) of this order shall be subject to the same discounts, deductions and other allowances in effect to any purchasers and classes of purchasers just prior to the issuance of this order.

(f) Every manufacturer of the items listed in paragraphs (a) and (b) shall give written notice to its resellers of the percentage amount by which the order permits the reseller to increase his maximum prices.

(g) Notwithstanding any other provisions of this order, a manufacturer of the products listed in paragraphs (a) and (b) may continue to charge and receive payment of the maximum prices in effect just prior to the issuance of this order.

This order shall become effective May 31, 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–9254; Filed, May 31, 1946; 2:39 p. m.]

[RMPR 136, Order 639]

ALVA L. STROPE

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to sections 9, 10 and 11 (c) of Revised Maximum Price Regulation 136, *It is ordered:*

(a) Alva L. Strope, Wallace, Idaho, is authorized to charge a price not to exceed the applicable list price in subparagraph (1) adjusted as provided in that subparagraph, plus the applicable charges set forth in subparagraph (2).

(1) *List price.* The following list price, f. o. b. factory, subject to a discount of 20%:

Description	*List price f. o. b. factory*
Knock-down housing unit trailer; inside dimensions 7' wide x 9' 6" long x 6' 2" high; all steel welded frame; interior and exterior, fir, plywood and masonite construction; equipped with: two 6.00 x 16 synthetic tires, disc wheels, springs, hitch, two awnings, two folding bunks, two ceiling cabinets, built-in cupboard, storage compartment, icebox compartment and convertible table	$500

(2) *Charges.* (i) *Transportation expense.* A charge to cover transportation expense, if any, from the factory at Wallace, Idaho, to the point at which delivery is made to the purchaser, plus transportation tax at the current legal rate;

(ii) *Taxes.* A charge at current legal rates to cover Federal excise taxes on the trailer and also State and local taxes on the sale or delivery of the trailer.

(b) A reseller may sell each Strope trailer described in subparagraph (1) of paragraph (a) at a price not to exceed the total of the applicable list price in that subparagraph and the following applicable charges in subparagraph (1) below (less the discounts the reseller had in effect on March 31, 1942):

(1) *Charges:* (i) *Transportation expense.* A charge for transportation which shall not exceed the charge Alva L. Strope would make for the transportation of the trailer from the factory to the place of business of the reseller, plus transportation tax.

(ii) *Taxes.* A charge equal to the charge made by Alva L. Strope to cover Federal taxes on tires and tubes and other Federal excise taxes and a charge equal to the reseller's expense for payment of state and local taxes on the purchase, sale or delivery of the trailer.

(c) A reseller is authorized to sell each of the trailers listed in paragraph (a) (1) in a territory or possession of the United States at a price not to exceed the maximum price permitted by paragraph (b) to which he may add a sum equal to the expense incurred by or

charged to him for: payment of territorial and insular taxes on the purchase, sale or introduction of the trailer in the territory or possession; export premiums; boxing and crating for export purposes; assembly costs, if any; marine and war risk insurance; landing, wharfage and terminal operations; ocean freight; freight to port of embarkation; and inland freight from the port of debarkation to the point where delivery is made to the purchaser by the most direct route.

(d) All requests not granted herein are denied.

(e) This order may be amended or revoked by the Administrator at any time.

NOTE: Where the manufacturer's invoice charge is increased or decreased from the previous invoice charge because the manufacturer has a newly established price under section 8 of Revised Maximum Price Regulation 136, due to substantial changes in design, specifications or equipment of the trailer, the reseller may add to its price under paragraph (b) the increase in price, plus its customary markup on such a cost increase, but in the case of a decrease in the price, the reseller must reduce its price under paragraph (b) by the amount of the decrease and its customary markup on such an amount.

This order shall become effective June 1, 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9255; Filed, May 31, 1946; 2:39 p. m.]

[MPR 188, Order 131 Under Order A-2]

JONES-BLAIR PAINT AND VARNISH CO.

ADJUSTMENT OF MAXIMUM PRICES

Order 131 under paragraph (a) (20) of Order A-2 under § 1499.159 (b) of MPR 188. Manufacturers' maximum prices for consumers' goods other than apparel. Jones-Blair Paint and Varnish Co. Docket No. 6122-188.161 (a) (2)-19.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to paragraph (a) (20) of Order A-2 under § 1499.159 (b) of Maximum Price Regulation No. 188, *It is ordered:*

(a) The maximum net prices for sales of the following trade sales paints by the Jones-Blair Paint and Varnish Company, Dallas, Texas, to its various classes of purchasers may be increased by an amount not in excess of the following:

Product:	*Increase per gallon*
Exterior wood primer	$0.03
Sno Flo enamel	.12
Pigmented wall primer	.20
Jiffydry enamel	.10
Effectone enamel undercoat	.15
Truck and tractor enamel, red	.35
Stantest enamel	.14
Interior semi-gloss enamel	.07
Super kote paste paint	.10
100% pure house paint	.20

Other sizes to be adjusted proportionately.

(b) Any person purchasing any of the commodities described in paragraph (a), above, for the purpose of resale in the same form may increase his presently established maximum prices under the General Maximum Price Regulation by an amount not exceeding his actual dollars-and-cents increase in cost resulting from the increase permitted the manufacturer in (a) above.

(c) The Jones-Blair Paint and Varnish Company, Dallas, Texas, shall furnish to each buyer purchasing any of the commodities listed in paragraph (a), above, for resale on or before the date it makes the first delivery at the adjusted price a written statement as follows, filling in the appropriate name of the commodity and price increase applicable:

The OPA has granted an adjustment of ---¢ per -------- in the maximum prices of (commodity) manufactured by the Jones-Blair Paint and Varnish Company. You are permitted to add the actual amount of your increased cost resulting from the increase permitted the Jones-Blair Paint and Varnish Company to your existing maximum price for (commodity).

(d) All requests of the application not granted herein are denied.

(e) This order may be amended or revoked by the Office of Price Administration at any time.

This Order shall become effective June 1, 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9257; Filed, May 31, 1946; 2:40 p. m.]

[MPR 591, Order 559]

KEYSTONE ALLOYS CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) (1) The maximum net prices for sales by any person to consumers of the following sizes of aluminum combination screen and storm windows, manufactured by Keystone Alloys Company of Latrobe, Pennsylvania, and as described in the application dated April 6, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be the list price per window opening set forth in (d).

(2) The maximum prices on an installed basis on sales to consumers shall be the list prices set forth in (d) below plus the actual cost of installation in no event to exceed $2.00 per window opening or the charge established in the appropriate area order, whichever is lower.

(b) The maximum net delivered prices on sales to dealers by any person shall be the list prices set forth in (d) below reduced by 33⅓ percent.

(c) The maximum net prices f. o. b. point of shipment on sales to distributors by any person shall be the list prices set forth in (d) below reduced by successive discounts of 40 percent and 10 percent.

(d)—

PRICE SCHEDULE—"LONG-DURE" MODEL "A" COMBINATION ALUMINUM STORM WINDOW SCREEN

TWO-LIGHT DESIGN

Window glass size	Unit price	Extra screen insert	Extra glass panel
14 x 15	$15.10	$1.92	$2.81
16	15.35	1.95	2.92
18	15.80	2.04	3.05
20	16.25	2.10	3.19
21	16.50	2.15	3.26
22	16.70	2.19	3.32
24	17.18	2.26	3.46
25	17.65	2.34	3.54
28	18.10	2.43	3.71
30	18.60	2.50	3.87
32	19.05	2.57	4.01
34	19.52	2.64	4.14
36	19.98	2.71	4.27
38	27.26	3.70	5.87
40	27.89	3.80	6.05
42	28.50	3.91	6.20
16 x 15	15.46	1.99	2.99
16	15.70	2.05	3.06
18	16.20	2.11	3.23
20	16.50	2.19	3.35
21	16.92	2.25	3.44
22	17.15	2.26	3.50
24	17.66	2.37	3.66
26	18.15	2.44	3.80
28	18.62	2.52	3.91
30	19.10	2.60	4.10
32	19.61	2.68	4.24
34	20.10	2.77	4.39
36	20.57	2.86	4.55
38	28.09	3.92	6.25
40	28.70	4.04	6.45
42	29.40	4.16	6.65
18 x 15	15.85	2.07	3.13
16	16.10	2.11	3.21
18	16.60	2.18	3.35
20	17.11	2.27	3.54
21	17.35	2.31	3.62
22	17.59	2.36	3.69
24	18.12	2.45	3.84
26	18.62	2.53	4.00
28	19.15	2.62	4.15
30	19.65	2.69	4.32
32	20.17	2.78	4.47
34	20.65	2.88	4.65
36	21.20	2.97	4.81
38	28.95	4.07	6.44
40	29.63	4.19	6.62
42	30.32	4.31	6.80
20 x 15	16.20	2.14	3.37
16	16.51	2.18	3.36
18	17.01	2.26	3.53
20	17.55	2.36	3.71
21	17.80	2.40	3.79
22	18.10	2.45	3.88
24	18.62	2.53	4.01
26	19.19	2.62	4.22
28	19.66	2.70	4.38
30	20.21	2.79	4.56
32	20.71	2.88	4.71
34	21.23	2.96	4.91
36	21.75	3.07	5.07
38	29.69	4.18	6.73
40	30.35	4.29	6.93
42	31.05	4.41	7.11
22 x 15	16.60	2.19	3.44
16	16.85	2.26	3.50
18	17.45	2.34	3.65
20	18.00	2.43	3.87
21	18.25	2.47	3.94
22	18.52	2.52	4.04
24	19.10	2.62	4.17
26	19.61	2.70	4.30
28	20.20	2.79	4.48
30	20.76	2.89	4.63
32	21.50	2.97	4.77
34	21.84	3.07	4.93
36	22.40	3.18	5.09
38	30.60	4.34	6.97
40	31.40	4.47	7.20
42	32.10	4.60	7.39
24 x 15	16.95	2.26	3.63
16	17.25	2.33	3.71
18	17.80	2.41	3.86
20	18.40	2.50	4.01
21	18.69	2.55	4.09
22	19.00	2.60	4.17
24	19.62	2.70	4.33
26	20.11	2.81	4.50
28	20.69	2.90	4.66
30	21.29	3.00	4.82
32	21.80	3.09	4.97
34	22.41	3.17	5.07
36	23.03	3.26	5.23
38	31.50	4.46	7.16
40	32.28	4.59	7.38
42	33.06	4.72	7.57
26 x 15	17.35	2.34	3.80
16	17.65	2.39	3.87
18	18.20	2.48	4.01
20	18.81	2.58	4.20
21	19.15	2.63	4.27
22	19.41	2.68	4.35

PRICE SCHEDULE—"LONG-DURE" MODEL "A" COMBINATION ALUMINUM STORM WINDOW AND SCREEN—Continued

TWO-LIGHT DESIGN—continued

Window glass size	Unit price	Extra screen insert	Extra glass panel
26 x 24	$20.00	$2.78	$4.61
26	20.61	2.88	4.82
28	21.22	2.99	5.03
30	21.82	3.07	5.22
32	22.41	3.16	5.43
34	23.02	3.27	5.62
36	23.64	3.38	5.84
38	32.34	4.64	8.02
40	33.14	4.76	8.14
42	33.95	4.90	8.55
27 x 15	17.50	2.38	3.77
16	17.80	2.42	3.88
18	18.40	2.52	4.08
20	19.00	2.63	4.28
21	19.34	2.68	4.39
22	19.65	2.73	4.50
24	20.25	2.83	4.70
26	20.86	2.94	4.92
28	21.47	3.03	5.13
30	22.08	3.14	5.33
32	22.69	3.23	5.54
34	23.31	3.34	5.75
36	23.91	3.45	5.94
38	32.69	4.70	8.24
40	33.49	4.84	8.50
42	34.20	4.97	8.77
28 x 15	17.70	2.41	3.84
16	18.02	2.46	3.94
18	18.62	2.57	4.17
20	19.22	2.67	4.38
21	19.55	2.72	4.48
22	19.88	2.77	4.59
24	20.50	2.87	4.80
26	21.10	2.96	5.04
28	21.76	3.07	5.25
30	22.40	3.18	5.45
32	22.95	3.28	5.68
34	23.60	3.38	5.89
36	24.21	3.48	6.10
38	33.08	4.77	8.43
40	33.90	4.92	8.72
42	34.71	5.05	9.00
30 x 15	18.07	2.48	3.98
16	18.39	2.54	4.09
18	19.03	2.64	4.33
20	19.66	2.75	4.55
21	20.00	2.80	4.67
22	20.33	2.85	4.78
24	20.96	2.96	5.00
26	21.64	3.06	5.23
28	22.24	3.16	5.46
30	23.00	3.28	5.68
32	23.64	3.38	5.91
34	24.29	3.48	6.13
36	24.93	3.58	6.36
38	34.10	4.91	8.78
40	34.96	5.05	9.06
42	35.82	5.18	9.38
32 x 15	18.44	2.51	4.12
16	18.77	2.61	4.24
18	19.44	2.71	4.49
20	20.10	2.83	4.72
21	20.43	2.87	4.84
22	20.76	2.93	4.96
24	21.43	3.04	5.20
26	22.10	3.15	5.43
28	22.77	3.26	5.68
30	23.42	3.37	5.91
32	24.09	3.48	6.15
34	24.77	3.59	6.40
36	25.44	3.70	6.64
38	34.82	5.08	9.17
40	35.72	5.22	9.50
42	36.61	5.37	9.83
34 x 15	18.80	2.63	4.27
16	19.17	2.68	4.39
18	19.84	2.78	4.65
20	20.53	2.90	4.89
21	20.88	2.96	5.02
22	21.21	3.02	5.14
24	21.92	3.13	5.39
26	22.59	3.23	5.64
28	23.28	3.35	5.89
30	23.95	3.46	6.13
32	24.67	3.59	6.39
34	25.38	3.70	6.64
36	26.09	3.81	6.89
38	35.73	5.24	9.73
40	36.68	5.40	9.87
42	37.63	5.55	10.20
36 x 15	19.19	2.70	4.41
16	19.53	2.75	4.54
18	20.25	2.87	4.81
20	20.96	2.99	5.06
21	21.31	3.04	5.19
22	21.65	3.10	5.32
24	22.38	3.22	5.58
26	23.09	3.33	5.84
28	23.81	3.45	6.11
30	24.51	3.56	6.37
32	25.22	3.68	6.63
34	25.93	3.80	6.89
36	26.64	3.92	7.15

PRICE SCHEDULE—"LONG-DURE" MODEL "A" COMBINATION ALUMINUM STORM WINDOW AND SCREEN—Continued

TWO-LIGHT DESIGN—continued

Window glass size	Unit price	Extra screen insert	Extra glass panel
36 x 38	$36.47	$5.37	$9.88
40	37.41	5.53	10.24
42	38.35	5.69	10.58
38 x 15	20.30	3.40	4.55
16	20.65	3.46	4.69
18	21.40	3.57	4.96
20	22.13	3.69	5.24
21	22.49	3.75	5.37
22	22.85	3.80	5.51
24	23.58	3.94	5.78
26	24.34	4.02	6.05
28	25.07	4.16	6.33
30	25.80	4.28	6.59
32	26.54	4.39	6.86
34	27.27	4.51	7.13
36	28.02	4.63	7.41
38	38.34	6.33	10.24
40	39.29	6.49	10.59
40 x 15	21.65	3.46	5.67
16	22.08	3.53	5.86
18	22.94	3.64	6.26
20	23.84	3.77	6.67
21	24.25	3.83	6.87
22	24.70	3.88	7.07
24	25.57	4.02	7.47
26	26.43	4.13	7.87
28	27.32	4.26	8.27
30	28.20	4.38	8.68
32	29.08	4.51	9.08
34	29.96	4.63	9.48
36	30.84	4.74	9.88
38	42.29	6.48	13.72
40	43.46	6.64	14.25
42 x 15	22.02	3.53	5.80
16	22.47	3.59	6.00
18	23.38	3.71	6.42
20	24.28	3.86	6.84
21	24.73	3.91	7.05
22	25.18	3.97	7.26
24	26.09	4.10	7.69
26	26.98	4.22	8.10
28	27.89	4.34	8.52
30	28.80	4.48	8.94
32	29.70	4.60	9.36
34	30.60	4.73	9.78
36	31.50	4.85	10.20
38	40.81	6.64	14.16
44 x 15	22.38	3.60	5.93
16	22.83	3.67	6.15
18	23.77	3.80	6.58
20	24.70	3.93	7.02
21	25.17	3.99	7.25
22	25.64	4.06	7.46
24	26.57	4.18	7.90
26	27.51	4.32	8.34
28	28.44	4.45	8.78
30	29.38	4.58	9.22
32	30.31	4.71	9.66
34	31.25	4.84	10.10
36	32.18	4.96	10.54
38	44.16	6.78	14.63
46 x 15	22.76	3.67	6.06
16	23.59	3.78	6.46
18	24.43	3.90	6.86
20	25.27	4.02	7.26
21	25.68	4.13	7.66
22	26.96	4.25	8.06
24	27.80	4.37	8.46
26	28.65	4.49	8.86
28	29.49	4.60	9.27
30	30.33	4.72	9.66
32	31.17	4.84	10.06
34	32.01	4.95	10.46
36	32.86	5.07	10.86

ONE-LIGHT DESIGN

14 x 12	$13.38	$2.28	$4.09
14	13.64	2.35	4.78
16	13.90	2.42	4.87
18	14.17	2.49	4.96
20	14.42	2.56	5.04
22	14.68	2.63	5.12
24	14.94	2.69	5.22
26	15.20	2.76	5.30
28	15.46	2.83	5.39
30	15.72	2.90	5.48
32	15.98	2.97	5.56
34	16.24	3.04	5.65
36	16.50	3.11	5.73
38	20.08	4.33	7.77
40	20.35	4.40	7.85
42	20.61	4.47	7.94
44	20.86	4.54	8.02
46	21.12	4.61	8.12
48	21.38	4.68	8.20
16 x 12	13.60	2.34	4.78
14	13.88	2.41	4.86
16	14.15	2.48	4.96
18	14.42	2.50	5.05
20	14.68	2.63	5.14

ONE-LIGHT DESIGN—continued

Window glass size	Unit price	Extra screen insert	Extra glass panel
16 x 22	$14.95	$2.70	$5.23
24	15.22	2.78	5.32
26	15.49	2.85	5.41
28	15.76	2.92	5.50
30	16.03	2.99	5.59
32	16.30	3.07	5.68
34	16.57	3.14	5.77
36	16.84	3.21	5.86
38	20.43	4.44	7.89
40	20.70	4.51	7.98
42	20.97	4.58	8.08
44	21.24	4.66	8.17
46	21.51	4.73	8.26
48	21.78	4.80	8.35
18 x 12	13.83	2.39	4.86
14	14.11	2.47	4.96
16	14.39	2.55	5.05
18	14.67	2.62	5.14
20	14.94	2.70	5.24
22	15.22	2.78	5.33
24	15.50	2.85	5.42
26	15.78	2.93	5.52
28	16.06	3.00	5.61
30	16.34	3.08	5.71
32	16.62	3.16	5.81
34	16.90	3.23	5.90
36	17.18	3.31	5.99
38	20.79	4.54	8.03
40	21.07	4.61	8.13
42	21.35	4.69	8.22
44	21.62	4.77	8.31
46	21.90	4.84	8.42
48	22.18	4.91	8.51
20 x 12	14.05	2.46	4.94
14	14.34	2.54	5.04
16	14.63	2.61	5.13
18	14.92	2.69	5.24
20	15.21	2.77	5.34
22	15.57	2.85	5.43
24	15.78	2.93	5.54
26	16.07	3.01	5.63
28	16.36	3.09	5.73
30	16.65	3.17	5.83
32	16.94	3.24	5.93
34	17.23	3.33	6.03
36	17.51	3.41	6.12
38	21.13	4.64	8.17
40	21.42	4.72	8.27
42	21.71	4.80	8.37
44	22.00	4.88	8.46
46	22.28	4.95	8.56
48	22.57	5.03	8.67
22 x 12	14.28	2.51	5.02
14	14.58	2.60	5.11
16	14.88	2.68	5.20
18	15.18	2.76	5.34
20	15.47	2.85	5.43
22	15.77	2.93	5.54
24	16.06	3.01	5.64
26	16.36	3.09	5.74
28	16.66	3.17	5.84
30	16.96	3.26	5.945
32	17.26	3.34	6.05
34	17.56	3.42	6.13
36	17.86	3.50	6.26
38	21.49	4.74	8.30
40	21.78	4.82	8.41
42	22.08	4.91	8.51
44	22.37	4.99	8.61
46	22.67	5.07	8.71
48	22.96	5.16	8.82
24 x 12	14.50	2.57	5.14
14	14.81	2.66	5.21
16	15.12	2.75	5.32
18	15.43	2.83	5.42
20	15.74	2.92	5.54
22	16.04	3.00	5.64
24	16.35	3.09	5.75
26	16.65	3.17	5.85
28	16.96	3.26	5.97
30	17.27	3.35	6.07
32	17.58	3.43	6.18
34	17.89	3.52	6.28
36	18.20	3.60	6.39
38	21.83	4.84	8.41
40	22.14	4.93	8.53
42	22.44	5.02	8.66
44	22.75	5.10	8.76
46	23.06	5.19	8.87
48	23.38	5.27	8.98
26 x 12	14.73	2.63	5.18
14	15.04	2.72	5.29
16	15.36	2.81	5.40
18	15.68	2.90	5.52
20	16.00	2.99	5.64
22	16.32	3.07	5.74
24	16.63	3.17	5.85
26	16.95	3.25	5.97
28	17.27	3.35	6.08
30	17.58	3.43	6.19
32	17.90	3.53	6.28
34	18.21	3.61	6.41
36	18.53	3.71	6.53

PRICE SCHEDULE—"LONG-DURE" MODEL "A" COMBINATION ALUMINUM STORM WINDOW AND SCREEN—Continued

ONE-LIGHT DESIGN—continued

Window glass size	Unit price	Extra screen insert	Extra glass panel
26 x 38	$22.18	$4.95	$8.58
40	22.50	5.04	8.69
42	22.81	5.12	8.80
44	23.13	5.21	8.91
46	23.45	5.30	9.02
48	23.77	5.39	9.13
28 x 12	14.96	2.69	5.26
14	15.28	2.78	5.38
16	15.61	2.87	5.50
18	15.93	2.96	5.61
20	16.26	3.06	5.73
22	16.59	3.15	5.84
24	16.91	3.24	5.96
26	17.24	3.34	6.08
28	17.57	3.43	6.19
30	17.90	3.53	6.31
32	18.22	3.62	6.42
34	18.55	3.71	6.54
36	18.88	3.81	6.66
38	22.52	5.05	8.71
40	22.85	5.14	8.83
42	23.18	5.23	8.95
44	23.51	5.33	9.06
46	23.83	5.42	9.18
48	24.16	5.51	9.29
30 x 12	15.18	2.75	5.35
14	15.51	2.84	5.46
16	15.85	2.94	5.58
18	16.18	3.03	5.70
20	16.52	3.13	5.83
22	16.86	3.23	5.95
24	17.19	3.32	6.07
26	17.53	3.42	6.19
28	17.87	3.52	6.30
30	18.20	3.61	6.42
32	18.54	3.71	6.55
34	18.88	3.81	6.67
36	19.21	3.90	6.79
38	22.88	5.15	8.85
40	23.31	5.25	8.97
42	23.54	5.31	9.09
44	23.88	5.44	9.21
46	24.22	5.54	9.33
48	24.55	5.63	9.45
32 x 12	15.40	2.81	5.42
14	15.75	2.92	5.55
16	16.09	3.00	5.68
18	16.44	3.10	5.80
20	16.78	3.21	5.93
22	17.13	3.30	6.05
24	17.48	3.40	6.17
26	17.82	3.50	6.29
28	18.17	3.60	6.42
30	18.51	3.71	6.55
32	18.86	3.80	6.70
34	19.20	3.90	6.80
36	19.55	4.00	6.92
38	23.23	5.25	8.99
40	23.57	5.35	9.11
42	23.92	5.45	9.24
44	24.26	5.55	9.44
46	24.61	5.66	9.48
48	24.96	5.75	9.61
34 x 12	15.62	2.86	5.54
14	15.98	2.96	5.66
16	16.33	3.07	5.77
18	16.69	3.17	5.89
20	17.05	3.28	6.02
22	17.40	3.38	6.15
24	17.76	3.48	6.28
26	18.11	3.58	6.40
28	18.47	3.69	6.54
30	18.82	3.79	6.67
32	19.18	3.89	6.80
34	19.53	3.99	6.92
36	19.89	4.10	7.05
38	23.57	5.35	9.13
40	23.93	5.46	9.26
42	24.28	5.56	9.38
44	24.64	5.66	9.54
46	24.99	5.76	9.64
48	25.35	5.87	9.77
36 x 12	15.85	2.93	5.59
14	16.23	3.03	5.72
16	16.58	3.14	5.85
18	16.94	3.24	5.98
20	17.31	3.35	6.12
22	17.67	3.46	6.26
24	18.04	3.56	6.39
26	18.40	3.67	6.52
28	18.77	3.78	6.65
30	19.14	3.88	6.79
32	19.50	3.99	6.92
34	19.86	4.10	7.05
36	20.23	4.20	7.18
38	23.92	5.46	9.26
40	24.29	5.56	9.40
42	24.66	5.67	9.53
44	25.02	5.78	9.66
46	25.39	5.88	9.79
48	25.75	5.99	9.93

NOTES

Unit price for two-light design includes 2 glass panels and one screen insert.

Unit price for one-light design includes one glass panel and one screen insert.

Extra screens: The price of the screen also applies as a deduction from the unit price if the screens are not desired.

Extra glass panels: The price is applicable to either the upper or lower panel.

Intermediate sizes: Add $1.75 to list price.

Oriel windows: Add 30% to list price.

(e) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales or similar commodities during March 1942.

(f) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers except dealers upon resale.

(g) The Keystone Alloys Company, Latrobe, Pennsylvania, shall attach a tag to each item covered by this order, containing substantially the following:

OPA Maximum Retail Price $------

Plus actual installation charges not exceeding $2.00 per window opening or the charge established in the appropriate area order, whichever is lower.

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 1, 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9270; Filed, May 31, 1946; 2:43 p. m.]

[Order 145 Under 3 (e)]

FR CORP.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to § 1499.3 (e) of the General Maximum Price Regulation, *It is ordered:*

(a) Maximum delivered prices before cash discount for sales of "scoop," a soapless detergent, per case of 24—16 oz. packages, manufactured by FR Corporation, 951 Brook Avenue, New York 56 New York, are established as follows:

Quantity	On sales to—	
	Wholesaler	Retailer
Carload	$3.648	$3.93
1,000-1,499 cases	3.67	
500-999 cases	3.69	
100-499 cases	3.71	

These prices are subject to 1% discount in 10 days, net 30 days.

(b) No extra charge may be made for containers.

(c) Each seller shall notify each of his purchasers in writing at or before the issuance of the first invoice after the effective date of this order of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale and a statement that they have been established by the Office of Price Administration.

This order shall become effective June 1, 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9251; Filed, May 31, 1946; 2:38 p. m.]

[SO 94, Revocation of Order 102]

CERTAIN RUBBER HEELS

SPECIAL MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and in accordance with section 11 of Supplementary Order 94, it is ordered:

(a) *Revocation of Order 102.* Order No. 102 under Supplementary Order 94 be and is hereby revoked.

This order of revocation shall become effective immediately.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9245; Filed, May 31, 1946; 2:36 p. m.]

[SR 15, Order 28]

PROCTER & GAMBLE CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to § 1499.75 (a) (18) of Supplementary Regulation 15 to the General Maximum Price Regulation; *It is ordered:*

(a) Maximum prices for sales by the Proctor & Gamble Company, Cincinnati 1, Ohio, or by their jobbers of the following bulk industrial washing powders manufactured by The Procter & Gamble Company, Cincinnati 1, Ohio, shall be the current maximum prices increased by the following amounts:

Washing Powder Brand	*Amount of increase per lb.*
Clean Quick:	
200 lb. barrels	$0.0075
100 lb. kegs	.0150
25 lb. packages	.0050
Grandma:	
200 lb. barrels	.00625
100 lb. kegs	.01375
25 lb. packages	.00375
O. K.:	
200 lb. barrels	.00625
100 lb. kegs	.01375
	Per case
Cases (60/14½ oz. cartons)	$0.250
	Per lb.
Unbranded washing powders:	$0.010
200 lb. barrels	.01625
100 lb. kegs	.01375
25 lb. packages	

(b) The ceiling prices adjusted by this order are subject to the same freight and trade practices as prevailed immediately prior to the issuance of this order.

This order shall become effective June 1, 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9250; Filed, May 31, 1946; 2:38 p. m.]

[SO 94, Revocation of Order 110]

CERTAIN RUBBER HEELS

SPECIAL MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and in accordance with section 11 of Supplementary Order 94, *It is ordered:*

(a) *Revocation of Order 110.* Order No. 110 under Supplementary Order 94 be and is hereby revoked.

This order of revocation shall become effective immediately.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9246; Filed, May 31, 1946; 2:37 p. m.]

[SO 94, Order 126]

RUBBER SOLES AND HEELS

SPECIAL EXEMPTION OF SALES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and in accordance with section 11 of Supplementary Order 94, It is ordered:

(a) Notwithstanding the provisions of any regulation or order issued prior to the effective date of this order by the Office of Price Administration, sales by all persons of the new, reconditioned and used rubber soles and rubber heels hereinafter described which have been or may be sold by the War Assets Administration or any other United States Government agency are exempt from price control.

Description: New, reconditioned and used rubber soles, including all taps, full soles, midsoles, and outsoling and midsoling sheets, strips, and blocks, made in whole or in part of rubber.

New, reconditioned and used rubber heels, including heel bases, scoop lifts, toplifts, toplift strips and toplift blocks, made in whole or in part of rubber.

(b) This order may be revoked or amended at any time.

This order shall become effective May 31, 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9247; Filed, May 31, 1946; 2:37 p. m.]

Regional and District Office Orders.

[Dallas Order G-2 Under Gen. Order 68]

BUILDING MATERIALS IN MCLENNAN COUNTY, TEX.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to the provisions of General Order No. 68, it is hereby ordered:

SECTION I. *What this order does.* This order establishes maximum prices for all retail sales of certain building materials specifically described in Appendix A of this order when such sales are made in the geographical area comprising McLennan County, Texas.

SEC. II. *Definition of retail sales.* The term Retail Sale as used in this order means any sale of the building materials covered by this order to an ultimate user or to a contractor who will resell the same on an installed basis.

SEC. III. *Maximum prices.* Maximum prices for commodities subject to this order are those set forth in Appendix A, which is specifically made a part of this order, subject to the terms and conditions of sale and other limitations set forth therein.

SEC. IV. *The relation of this order to other regulations.* The maximum prices fixed by this order supersede any maximum prices or price determining method previously established by any other regulation or order issued by the Office of Price Administration for the commodities covered by this order.

SEC. V. Each seller making sales subject to this order shall post a copy of Appendix A of this order plainly visible to all purchasers in each of his places of business located in the area covered by this order.

SEC. VI. *Invoices and notification.* Each seller making sales subject to this order shall, if requested by any purchaser of commodities subject hereto, make available to such purchaser for inspection a copy of this order. Each seller covered by this order is required to furnish each purchaser with an invoice at the time of sale, which must contain the following information:

1. Name and address of the purchaser.

2. A description of each commodity sold.

3. The quantity of each commodity sold.

4. The price charged for each commodity sold.

5. The type of sale, whether f. o. b. railroad car, f. o. b. seller's yard or store, delivered to job site in free delivery area, or delivered outside free delivery area.

6. If delivery is made outside the seller's free delivery zone, the amount of any delivery charges made stated separately on the invoice.

7. A statement of cash discounts allowed for prompt payment.

8. A separate statement of any amount added for the extension of credit.

Each seller is required to keep a duplicate of such invoice in his place of business, and make it available for inspection by the Office of Price Administration during regular business hours.

SEC. VII. *Addition of increase in supplier's prices prohibited.* The maximum prices set out by this order may not be increased by a dealer to reflect increases in purchase costs or in supplier's maximum prices occurring after the effective date hereof; but increases in the maximum prices set hereby to reflect such increases are within the discretion of the District Director.

SEC. VIII. *What this order prohibits.* Regardless of any obligation no person shall:

1. Sell, or in the course of trade or business buy, building materials at higher prices than the maximum prices set by this order; but less than the maximum prices may at any time be charged, paid or offered.

2. Obtain higher than maximum prices by:

(i) Making a charge for delivery of building material items delivered within the free delivery zone hereinafter defined;

(ii) Making a charge for delivery outside the free delivery zone in excess of that permitted by this order;

(iii) Making a charge higher than this order authorizes for the extension of credit;

(iv) Failure to give the discounts required by this order for prompt payment;

(v) Using any tying agreement or requiring that the buyer purchase anything in addition to the building materials requested by him; or

(vi) Using any other device by which a higher than maximum price is obtained directly or indirectly.

SEC. IX. *Enforcement.* 1. Persons violating any provisions of this order are subject to civil and criminal penalties, including suits for treble damages, provided for by the Emergency Price Control Act of 1942, as amended.

2. Persons who have any evidence of any violation of this order are urged to communicate with the Dallas District Office of the Office of Price Administration.

SEC. X. *Building materials not covered by this order.* There are building materials sold and delivered in the area covered by this order which are not included in, and for which prices are not established in this order. The maximum prices for such building materials, when sold by any person covered by this order, shall continue to be determined under the applicable Maximum Price Regulation. Sellers who are in doubt as to the regulation applicable to such building materials should consult the Dallas District Office of the Office of Price Administration.

This order may be amended or revoked at any time by the Office of Price Administration.

This order shall become effective April 26, 1946.

(56 Stat. 23,765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; and E.O. 9328, 8 F.R. 4681)

Issued at Dallas, Texas, this 10th day of April 1946.

GUS W. THOMASSON,
District Director,
Dallas District Office.

EXHIBIT A—MAXIMUM PRICES FOR ALL RETAIL SALES OF SPECIFIED BUILDING MATERIALS WHEN SOLD BY ANY PERSON IN MCLENNAN COUNTY, TEXAS

Name of item	Basic unit	When sold in quantities of—	Carload f. o. b. car	F. o. b. plant, yard or store, or delivered in free delivery zone
Plaster, hard wall	100 lb. sack	Less than ton		$1.00
	Ton	Ton or more LCL		20.00
	Ton	Carload	$17.50	18.00
Plaster, gauging or moulding	100 lb. sack	Less than ton		1.25
	Ton	Ton or more LCL		24.00
Keene's cement	100 lb. sack	Any		1.75
Finishing lime—Ohio	50 lb. sack	Less than ton		67½
	Ton	Ton or more LCL		21.50
Portland cement, standard	Ton	Carload	20.50	
	94-lb. paper sack	Any LCL		.75
	bbl. (4 sacks)	Carload	2.41	2.52
	94-lb. cloth bag	Any LCL		1.80
	Bbl. (4 bags)	Carload	[1] 2.66	
Waterproof cement, white	100 lb. sack	Any LCL		2.75
Fire clay	100 lb. bag	Any		1.25
Gypsum lath, ⅜"	100 sq. ft	Any		2.60
Metal lath, 2.5 lb., painted diamond mesh, copper bearing.	Sq yd	Any		.25
Metal lath, 3.4 lb., painted diamond mesh, copper bearing.	Sq. yd	Any		.27½
Metal corner bead, narrow flange.	100 linear ft	Any		3.20
Metal corner bead, expanded type wide flange.	100 linear ft	Any		4.20
Masonry mortar	67-lb. paper sack	Any		.70
Hydrated lime	10-lb. paper sack	Any		.25
Hydrated lime	50-lb. paper sack	Any		.60
Gypsum wallboard ⅜"	100 sq. ft	Any		4.00
Gypsum wallboard ½"	100 sq. ft	Any		4.50
Gypsum sheathing ½"	100 sq. ft	Any		4.00
Water repellant triple seal.				
Glass brick or block 6" x 6".	Each	1–1,000		.46
	Each	1,001 or more LCL		.41
	Each	Carload	.30	
Glass brick or block 8" x 8".	Each	1–600		.81
	Each	601 or more LCL		.72
	Each	Carload	.52	
Glass brick or block 12" x 12".	Each	1–250		$2.11
	Each	251 or more LCL		1.87
	Each	Carload	$1.34	
Asphalt roofing, mineral surface.	90-lb. roll 108 sq. ft	Any		2.75
Asphalt roofing smooth surface, 1st quality.	65-lb. roll 108 sq. ft	Any		2.50
	45-lb. roll 108 sq. ft	Any		1.75
	55-lb. roll 108 sq. ft	Any		2.25
Asphalt roofing, smooth surface, 3d quality.	45-lb. roll 108 sq. ft	Any		1.55
Asphalt or tarred:				
Felt, 15 lb	Roll 432 sq. ft	Any		2.50
Felt, 30 lb	Roll 216 sq. ft	Any		2.50
Asphalt shingles, 167-lb. 2-tab hexagon, 11½"	100 sq. ft	Any		5.25
Asphalt shingles 210-lb. thick butt.	100 sq. ft	Any		6.75
Fibre insulation bd. ½" std. lath and bd.	100 sq. ft	Any		4.50
Std. density synthetic fibre board (std. hardboard) ¾", 4 x 8".	100 sq. ft	Any		7.50
Std. density synthetic fibre board (std. hardboard) 3/16" 4 x 8".	100 sq. ft	Any		5.00
Std. density synthetic fibre board (std. hardboard) ¾" 4 x 8".	100 sq. ft	Any		11.00
Hard density syn. fibre board (tempered hardboard) ¼", 4 x 8".	100 sq. ft	Any		9.25
Hard density syn. fibre board (tempered hardboard) 5/16" 4 x 8".	100 sq. ft	Any		10.50
Hard density syn. fibre board (tempered hardboard) ¾", 4 x 8".	100 sq. ft	Any		11.50

[1] 10 cents per bag credit for return of bag.

The following provisions are applicable to all sales of Building Material items covered by this Appendix "A".

1. *Terms of sale.* Maximum prices hereinabove established are subject to the following discounts:

(a). Sellers who were in business in March 1942 shall maintain all customary discounts and allowances, such as cash discounts, county discounts, contractors' discounts and discounts for pick-up by the customer, which they had in effect during March 1942 for each quantity and type of sale made.

(b). For sellers who were not in business during March 1942, the same customary discounts and allowances which their most competitive seller who was in business during March 1942 is required to make under the provisions of this Order.

2. *Additions for the extension of credit.* The following additions to the maximum prices hereinabove established may be made for the extension of credit beyond 30 days:

(a) Sellers who were in business during March 1942 are permitted to add to prices established hereinabove for the extension of credit beyond a period of 30 days the same additions that they had in effect during March 1942 for the same type and quantity of sale. If no extra charges were made for the extension of credit during March 1942, none may be added.

(b) Sellers who were not in business during March 1942 are permitted to make the same charge for the extension of credit which their most closely competitive seller is permitted to make under the provisions of this Order.

3. Free Delivery Zone as used in this order includes all points in and within four miles of the corporate limits of the city of Waco, including the community of Bellmead, and all points in McLennan County, Texas within a radius of 5 miles of the place from which delivery is made.

4. The following delivery charges may be made when delivery is made outside the free delivery zone hereinabove described of all commodities subject to this Order.

(a). For sellers who were in business during March 1942, the same delivery charge they had in effect during March 1942 for each type and quantity of sale made.

(b) For sellers who were not in business during March 1942, the delivery charge which their most competitive seller, who was in business during March 1942, may make under the provisions of this Order.

[F. R. Doc. 46-9127; Filed, May 29, 1946; 1:05 p. m.]

[Dallas Order 3 Under Gen. Order 68]

BUILDING MATERIALS IN SMITH COUNTY, TEX.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to the provisions of General Order No. 68, it is hereby ordered:

SECTION I. *What this order does.* This order establishes maximum prices for all retail sales of certain building materials specifically described in Appendix "A" of this order when such sales are made in the geographical area comprising Smith County, Texas.

SEC. II. *Definition of retail sales.* The term retail sale as used in this order means any sale of the building materials covered by this order to an ultimate user or to a contractor who will resell the same on an installed basis.

SEC. III. *Maximum prices.* Maximum prices for commodities subject to this order are those set forth in Appendix "A", which is specifically made a part of this order, subject to the terms and conditions of sale and other limitations set forth therein.

SEC. IV. *The relation of this order to other regulations.* The maximum prices fixed by this order supersede any maximum prices or price determining method previously established by any other regulation or order issued by the Office of Price Administration for the commodities covered by this order.

SEC. V. Each seller making sales subject to this order shall post a copy of Appendix "A" of this order plainly visible to all purchasers in each of his places of business located in the area covered by this order.

SEC. VI. *Invoices and notifications.* Each seller making sales subject to this order shall, if requested by any purchaser of commodities subject hereto, make available to such purchaser for inspection a copy of this order. Each seller covered by this order is required to furnish each purchaser with an invoice at the time of sale, which must contain the following information:

1. Name and address of the purchaser.
2. A description of each commodity sold.
3. The quantity of each commodity sold.
4. The price charged for each commodity sold.
5. The type of sale, whether f. o. b. railroad car, f. o. b. seller's yard or store, delivered to job site in free delivery area, or delivered outside free delivery area.
6. If delivery is made outside the seller's free delivery zone, the amount of any delivery charges made stated separately on the invoice.
7. A statement of cash discounts allowed for prompt payment.
8. A separate statement of any amount added for the extension of credit.

Each seller is required to keep a duplicate of such invoice in his place of business, and make it available for inspection by the Office of Price Administration during regular business hours.

SEC. VII. *Addition of increase in supplier's prices prohibited.* The maximum prices set out by this order may not be increased by a dealer to reflect increases in purchase costs or in supplier's maximum prices occurring after the effective date hereof; but increases in the maximum prices set hereby to reflect such increases are within the discretion of the District Director.

SEC. VIII. *What this order prohibits.* Regardless of any obligation no person shall:

1. Sell, or in the course of trade or business buy, building materials at higher than the maximum prices set by this order; but less than the maximum prices may at any time be charged, paid or offered.
2. Obtain higher than maximum prices by:

(i) Making a charge for delivery of building material items delivered within the free delivery zone hereinafter defined;

(ii) Making a charge for delivery outside the free delivery zone in excess of that permitted by this order;

(iii) Making a charge higher than this order authorizes for the extension of credit;

(iv) Failure to give the discounts required by this order for prompt payment;

(v) Using any tying agreement or requiring that the buyer purchase anything in addition to the building materials requested by him; or

(vi) Using any other device by which a higher than maximum price is obtained directly or indirectly.

SEC. IX. *Enforcement.* 1. Persons violating any provisions of this order are subject to civil and criminal penalties, including suits for treble damages, provided for by the Emergency Price Control Act of 1942, as amended.

2. Persons who have any evidence of any violation of this order are urged to communicate with the Dallas District Office of the Office of Price Administration.

SEC. X. *Building materials not covered by this order.* There are building materials sold and delivered in the area covered by this order which are not included in, and for which prices are not established in this order. The maximum prices for such building materials, when sold by any person covered by this order, shall continue to be determined under the applicable maximum price regulation. Sellers who are in doubt as to the regulation applicable to such building materials should consult the Dallas District Office of the Office of Price Administration.

This order may be amended or revoked at any time by the Office of Price Administration.

This order shall become effective April 26, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; and E.O. 9328, 8 F.R. 4681.)

Issued at Dallas, Texas, this 10th day of April 1946.

GUS W. THOMASSON,
District Director.

EXHIBIT A—MAXIMUM PRICES FOR ALL RETAIL SALES OF SPECIFIED BUILDING MATERIALS WHEN SOLD BY ANY PERSON IN SMITH COUNTY, TEXAS

[Maximum prices in dollars per basic unit]

Name of item	Basic unit	When sold in quantities of—	Carload f. o. b. car	F. o. b. plant, yard or store, or delivered in free delivery zone
Plaster, hard wall	100 lb. sack	Any LCL		$1.00
Plaster, gauging or moulding	100 lb. sack	Any LCL		1.25
Keene's cement	100 lb. sack	Any LCL		2.50
Finishing lime—Ohio	50 lb. sack	Any LCL		.75
Portland cement, std.	94 lb. pap. bg.	Any LCL		.75
	BBL (4 bags)	Carload	$2.60	
	94 lb. cloth bg	Any LCL		.80
	BBL (4 bags)	Carload	2.85	
Waterproof cement, white	100 lb. sack	Any LCL		3.00
Fire clay	100 lb. bag	Any		1.50
Gypsum lath ⅜"	100 sq. ft	Any		2.75
Metal lath, 2.5 lb., Painted Diamond Mesh, Copper bearing	Sq. yd	Any		.27½
Metal lath, 3.4 lb., Painted Diamond Mesh, Copper bearing	Sq. yd			.30
Masonry mortar	67 lb. pap. sack	Any		.70
Hydrated lime	10 lb. pap. sack	Any		.25
	50 lb. pap. sack	Any		.65
Clay drain tile—4"	Linear ft	Any		.10
Clay drain tile—6"	Linear ft	Any		.15
Vitrified clay sewer pipe No. 1, 8"	Linear ft	Any		.20
Vitrified clay sewer pipe No. 1, 8"	Linear ft	Any		.30
Fire lining, 9" x 9"	Linear ft	Any		.40
Fire lining, 9" x 13"	Linear ft	Any		.65
Fire lining, 13" x 13"	Linear ft	Any		.85
Gypsum wallboard, ⅜"	100 sq. ft	Any		4.00
Gypsum wallboard, ½"	100 sq. ft	Any		4.50
Gypsum sheathing, ½"	100 sq. ft	Any		4.50
Glass brick or block, 6"	Each	Any LCL		.46
Glass brick or block, 8"	Each	Any LCL		.81
Asphalt roofing, 90 lb. [illegible] surface	Roll 108 sq. ft	Any		2.75
Asphalt roofing, 65 lb. [illegible] surface, 1st	Roll 108 sq. ft	Any		2.50
Asphalt roofing, 55 lb. smooth surface, 1st quality.	Roll 108 sq. ft	Any		$2.10
Asphalt roofing, 45 lb. smooth surface, 1st quality.	Roll 108 sq. ft	Any		1.65
Asphalt roofing, 55 lb. smooth surface, 1st quality.	Roll 108 sq. ft	Any		1.35
Asphalt or tarred felt, 15 lb.	Roll 432 sq. ft	Any		2.60
Asphalt or tarred felt, 30 lb.	Roll 216 sq. ft	Any		2.60
Asphalt shingles, 167 lb. 2-tab hexagon 11½".	100 sq. ft	Any		4.65
Asphalt shingles, 210 lb.	100 sq. ft	Any		5.65
Fibre insulation board, ½" standard lath and board.	100 sq. ft	Any		5.50
Fibre insulation board, 25/32" asphalt sheathing.	100 sq. ft	Any		7.50
Standard density synthetic fibre board, (std. hardboard) ¼" 4" x 8".	100 sq. ft	Any		7.50
Standard density synthetic fibre board (std. hardboard) 3/16" 4" x 8".	100 sq. ft	Any		9.00
Standard density synthetic fibre board (std. hardboard) ¾" 4" x 8".	100 sq. ft	Any		11.00
Hard density synthetic fibre board (tempered hardboard) ¼" 4" x 8".	100 sq. ft	Any		10.00
Hard density synthetic fibre board (tempered hardboard) 3/16" 4" x 8".	100 sq. ft	Any		12.50
Hard density synthetic fibre board (tempered hardboard) ¾" 4" x 8".	100 sq. ft	Any		15.00

The following provisions are applicable to all sales of building material items covered by this Appendix "A".

1. *Terms of sale.* Maximum prices hereinabove established are subject to the following discounts:

(a) Sellers who were in business in March 1942 shall maintain all customary discounts and allowances, such as cash discounts, county discounts, contractors' discounts and discounts for pick-up by the customer, which they had in effect during March 1942 for each quantity and type of sale made.

(b) For sellers who were not in business during March 1942, the same customary discounts and allowances with their most competitive seller who was in business during March 1942 is required to make under the provisions of this order.

2. *Additions for the extension of credit.* The following additions to the maximum prices hereinabove established may be made for the extension of credit beyond 30 days:

(a) Sellers who were in business during March 1942 are permitted to add to prices established hereinabove for the extension of credit beyond a period of 30 days the same additions that they had in effect during March 1942 for the same type and quantity of sale. If no extra charges were made for the extension of credit during March 1942, none may be added.

(b) Sellers who were not in business during March 1942 are permitted to make the same charge for the extension of credit which their most closely competitive seller is permitted to make under the provisions of this order.

3. Free delivery zone as used in this order includes all points within a radius of 15 miles of the place of the seller's place of business from which delivery is made.

4. The following delivery charges may be made when delivery is made outside the free delivery zone hereinabove described of all commodities subject to this order.

(a) For sellers who were in business during March 1942, the same delivery charge they had in effect during March 1942 for each type and quantity of sale made.

(b) For sellers who were not in business during March 1942, the delivery charge which their most competitive seller, who was in business during March 1942, may make under the provisions of this order.

[F. R. Doc. 46-9128; Filed, May 29, 1946; 1:05 p. m.]

[Dallas Order 4 Under Gen. Order 68]

BUILDING MATERIALS IN BOWIE COUNTY, TEX.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to the provisions of General Order No. 68, it is hereby ordered:

SECTION I. *What this order does.* This order establishes maximum prices for all retail sales of certain building materials specifically described in Appendix "A" of this order when such sales are made in the geographical area comprising Bowie County, Texas.

SEC. II. *Definition of retail sales.* The term retail sale as used in this order means any sale of the building materials covered by this order to an ultimate user or to a contractor who will resell the same on an installed basis.

SEC. III. *Maximum prices.* Maximum prices for commodities subject to this order are those set forth in Appendix "A", which is specifically made a part of this order, subject to the terms and conditions of sale and other limitations set forth therein.

SEC. IV. *The relation of this order to other regulations.* The maximum prices fixed by this order supersede any maximum prices or price determining method previously established by any other regulation or order issued by the Office of Price Administration for the commodities covered by this order.

SEC. V. Each seller making sales subject to this order shall post a copy of Appendix "A" of this order plainly visible to all purchasers in each of his places of business located in the area covered by this order.

SEC. VI. *Invoices and notification.* Each seller making sales subject to this order shall, if requested by any purchaser of commodities subject hereto, make available to such purchaser for inspection a copy of this order. Each seller covered by this order is required to furnish each purchaser with an invoice at the time of sale, which must contain the following information:

1. Name and address of the purchaser.
2. A description of each commodity sold.
3. The quantity of each commodity sold.
4. The price charged for each commodity sold.
5. The type of sale, whether f. o. b. railroad car, f. o. b. seller's yard or store, delivered to job site in free delivery area, or delivered outside free delivery area.
6. If delivery is made outside the seller's free delivery zone, the amount of any delivery charges made stated separately on the invoice.
7. A statement of cash discounts allowed for prompt payment.
8. A separate statement of any amount added for the extension of credit.

Each seller is required to keep a duplicate of such invoice in his place of business, and make it available for inspection by the Office of Price Administration during regular business hours.

SEC. VII. *Addition of increase in supplier's prices prohibited.* The maximum prices set out by this order may not be increased by a dealer to reflect increases in purchase costs or in supplier's maximum prices occurring after the effective date hereof; but increases in the maximum prices set hereby to reflect such increases are within the discretion of the District Director.

SEC. VIII. *What this order prohibits.* Regardless of any obligation no person shall:

1. Sell, or in the course of trade or business buy, building materials at higher prices than the maximum prices set by this order; but less than the maximum prices may at any time be charged, paid or offered.

2. Obtain higher than maximum prices by:

(i) Making a charge for delivery of building material items delivered within the free delivery zone hereinafter defined;

(ii) Making a charge for delivery outside the free delivery zone in excess of that permitted by this order;

(iii) Making a charge higher than this order authorizes for the extension of credit;

(iv) Failure to give the discounts required by this order for prompt payment;

(v) Using any tying agreement or requiring that the buyer purchase anything in addition to the building materials requested by him; or

(vi) Using any other device by which a higher than maximum price is obtained directly or indirectly.

SEC. IX. *Enforcement.* 1. Persons violating any provisions of this order are subject to civil and criminal penalties, including suits for treble damages, provided for by the Emergency Price Control Act of 1942, as amended.

2. Persons who have any evidence of any violation of this order are urged to communicate with the Dallas District Office of the Office of Price Administration.

SEC. X. *Building materials not covered by this order.* There are building materials sold and delivered in the area covered by this order which are not included in, and for which prices are not established in this order. The maximum prices for such building materials, when sold by any person covered by this order, shall continue to be determined under the applicable maximum price regulation. Sellers who are in doubt as to the regulation applicable to such building materials should consult the Dallas District Office of the Office of Price Administration.

This order may be amended or revoked at any time by the Office of Price Administration.

This order shall become effective May 6, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; and E.O. 9328, 8 F.R. 4681)

Issued at Dallas Texas, this 23d day of April 1946.

GUS W. THOMASSON,
District Director.

APPENDIX A—MAXIMUM PRICES FOR ALL RETAIL SALES OF SPECIFIED BUILDING MATERIALS WHEN SOLD BY ANY PERSON IN BOWIE COUNTY, TEX.

Item	Basic unit	When sold in quantities of—	Carload f. o. b. car	F. o. b. plant, yard or store, or delivered in free delivery zone
1. Plaster, hardwall	100-lb sack	Less than ton		$1.10
	Ton	Ton or more LCL		20.00
	Ton	Carload	$16.50	
2. Plaster, gauging	100-lb. sack	Any LCL		1.35
	Ton	Carload	18.00	
3. Plaster, moulding	100-lb. sack	Any LCL		1.35
	Ton	Carload	18.00	
4. Keene's cement	100-lb. sack	Any		1.90
5. Finishing lime, Ohio	50-lb. sack	Any		.90
6. Metal lath 2.5 lb. painted diamond mesh, copper bearing	Sq. yd	Any		.25
7. Metal lath 3.4 lb. painted diamond mesh, copper bearing	Sq. yd	Any		.28
8. Metal corner bead, narrow flange	100 linear ft	Any		3.00
9. Metal corner bead, expanded type, wide flange	100 linear ft	Any		4.00
10. Portland cement, std	94-lb. paper sack	1-9 sacks		.80
	94-lb. paper sack	10 or more LCL		.75
	Bbl	Carload	2.65	2.80
11. Portland cement, std	94-lb. cloth bag	Any LCL		.85
	Bbl	Carload	2.81	2.90
12. Masonry mortar	67-lb. sack	Any LCL		.75
13. Hydrated lime	Bbl	Carload		2.10
	10-lb. sack	Any		.25
14. Hydrated lime	50-lb. sack	Less than ton		.65
15. Waterproof cement, white	100-lb. sack	Any		2.50
16. Asphalt roofing, 65 lb. smooth surf., 1st quality	108' roll	Any		2.32
17. Asphalt roofing, 65 lb. smooth surf. 2d quality	108' roll	Any		2.11
18. Asphalt roofing, 55 lb. smooth surface, 1st quality	108' roll	Any		2.06
19. Asphalt roofing, 55 lb. smooth surf., 2d quality	108' roll	Any		1.85
20. Asphalt roofing, 55 lb. smooth surf., 3d quality	108' roll	Any		1.55
21. Asphalt roofing, 45 lb. smooth surf., 1st quality	108' roll	Any		1.70
22. Asphalt roofing, 45 lb. smooth surf., 2d quality	108' roll	Any		1.60
23. Asphalt roofing, 45 lb. smooth surf., 3d quality	108' roll	Any		1.35
24. Asphalt roofing, 90 lb. mineral surface	108' roll	Any		2.32
25. Asphalt or tarred felt, 15 lb.	432 ft. roll	Any		2.31
26. Asphalt or tarred felt, 30 lb.	216 ft. roll	Any		2.31
27. Asphalt shingles, 210 lb. 3 in 1, thick butt	100 sq. ft	Any		5.40
28. Asphalt shingles, 167 lb. 2-tab hexagon, 110	100 sq. ft	Any		4.40
29. Rock lath 16 x 48	100 sq. ft	Any		2.50
30. Gypsum wallboard ½"	100 sq. ft	Any		3.25
31. Gypsum wallboard ⅜"	100 sq. ft	Any		3.75
32. Gypsum wallboard ½"	100 sq. ft	Any		4.00
33. Gypsum sheathing, water repellent, triple seal ½"	100 sq. ft	Any		4.00
34. Deadening felt ¾ lb. roll	450 ft. roll	Any		$2.40
35. Deadening felt 1 lb. roll	450 ft. roll	Any		3.20
36. Thermal insulation blankets paper backed 4" thick	100 sq. ft	Any		7.25
37. Asbestos cement wallboard ⅛" (flexboard) standard	100 sq. ft	Any		12.50
38. Asbestos cement wallboard ⅛" scored (flexboard) std	100 sq. ft	Any		15.00
39. Fibre wallboard 3/16" 2d qual	100 sq. ft	Any		3.50
40. Fibre wallboard 3/16" 1st qual	100 sq. ft	Any		4.00
41. Fibre wallboard ¼" 1st qual	100 sq. ft	Any		5.00
42. Fibre wallboard ⅜" tile double thick	100 sq. ft	Any		6.55
43. Fibre wallboard 3/16" tile	100 sq. ft	Any		5.00
44. Perf-a-tape, 250' roll	Box	Any		3.00
45. Perf-a-tape, 500' roll	Box	Any		6.00
46. Std. density syn. fibre bd. 5/16" (untempered) 4 x 8	100 sq. ft	Any		8.50
47. Std. density syn. fibre bd. ¾" (untempered) 4 x 8	100 sq. ft	Any		12.00
48. Std. density syn. fibre bd. 1" (untempered) 4 x 8	100 sq. ft	Any		7.50
49. Std. density syn. fibre bd. ⅜" (tempered) 4 x 8	100 sq. ft	Any		10.00
50. Std. density syn. fibre bd. ¼" (tempered) 4 x 8	100 sq. ft	Any		13.50
51. Std. density syn. fibre bd. 5/16" (tempered) 4 x 8	100 sq. ft	Any		11.00
52. Std. density syn. fibre bd. ⅛" scored (tempered tile) 4 x 8	100 sq. ft	Any		12.00
53. Std. density syn. fibre bd. 5/16" scored (tempered tile) 4 x 8	100 sq. ft	Any		13.50
54. Fibre insulation bd., ½" std. board and lath	100 sq. ft	Any		5.00
55. Fibre insulation bd., ⅜" std. board and lath	100 sq. ft	Any		4.00
56. Asbestos Cement Siding 12" x 24" or 27" std. colors	100 sq. ft	Any		8.50
57. Asbestos cement siding 12" x 24" or 27", white	100 sq. ft	Any		8.50
58. Asbestos cement roofing shingles, economy cut, std. colors	100 sq. ft	Any		10.50
59. Asbestos cement roofing shingles, economy cut, white	100 sq. ft	Any		10.00
60. Steel-tex interior	Sq. yd	Any		.30
61. Steel-tex exterior	Sq. yd	Any		.37½
62. Fire clay	100 lb. bag	Any		1.25
63. Ceiling tile 12" x 12"	100 sq. ft	Any		6.50
64. Ceiling tile 16" x 32"	100 sq. ft	Any		6.00
65. Gravel, washed concrete	Cu. yd	Any		2.75
66. Gravel, roofing	Cu. yd	Any		3.00
67. Sand, washed concrete	Cu. yd	Any		2.50
68. Sand, brick or plaster	Cu. yd	Any		2.50

The following provisions are applicable to all sales of building material items covered by this Appendix "A".

1. *Terms of sale.* Maximum prices hereinabove established are subject to the following discounts:

(a) Sellers who were in business in March 1942 shall maintain all customary discounts and allowances, such as cash discounts, county discounts, contractors' discounts and discounts for pick-up by the customer, which they had in effect during March 1942 for each quantity and type of sale made.

(b) For sellers who were not in business during March 1942, the same customary discounts and allowances which their most competitive seller who was in business during March 1942 is required to make under the provisions of this order.

2. *Additions for the extension of credit.* The following additions to the maximum prices hereinabove established may be made for the extension of credit beyond 30 days.

(a) Sellers who were in business during March 1942 are permitted to add to prices established hereinabove for the extension of credit beyond a period of 30 days the same additions that they had in effect during March 1942 for the same type and quantity of sale. If no extra charges were made for the extension of credit during March 1942, none may be added.

(b) Sellers who were not in business during March 1942 are permitted to make the same charge for the extension of credit which their most closely competitive seller is permitted to make under the provisions of this order.

3. Free delivery zone as used in this order for all sellers located within the city limits of Texarkana, Texas, includes all points within the city limits of Texarkana, Texas and Texarkana, Arkansas plus three miles. The free delivery zone for all other sellers located in Bowie County, Texas, shall include all points within a radius of ten miles of the place from which delivery is made.

4. The following delivery charges may be made when delivery is made outside the free delivery zone hereinabove described of all commodities subject to this order.

(a) For sellers who were in business during March 1942, the same delivery charge they had in effect during March 1942 for each type and quantity of sale made.

(b) For sellers who were not in business during March 1942, the delivery charge which their most competitive seller, who was in business during March 1942, may make under the provisions of this order.

[F. R. Doc. 46-9129; Filed, May 29, 1946; 1:06 p. m.]

[Sioux Falls Order G-2 Under RMPR 259, Amdt. 2]

MALT BEVERAGES IN BROWN COUNTY, S. DAK.

For the reasons set forth in the accompanying opinion Section 2 of Order No. 2 under RMPR 259 is hereby amended to read as follows:

SEC. 2. *Where this order applies.* The provisions of this order apply to all wholesalers of bottled and canned domestic malt beverages located within Brown County in the State of South Dakota.

This amendment shall be effective May 16, 1946.

Issued this 14th day of May 1946.

E. J. WINTERSTEIN,
District Director.

[F. R. Doc. 46-9095; Filed, May 29, 1946; 12:53 p. m.]

[Region VIII Order G-3 Under Supp. Order 133, Revocation]

DURA LITE LADDER CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and under authority vested in the Regional Administrator of the Office of Price Administration by section 6 of Supplementary Order No. 133 and authority reserved in Order No. G-3, under section 6 of Supplementary Order No. 133, increases in maximum prices for sales of ladders manufactured by Dura Lite Ladder Company, Route 2, Box 2201, San Jose, California, *It is hereby ordered*, That said order be revoked.

This order shall become effective May 7, 1946.

Issued this 7th day of May 1946.

BEN C. DUNIWAY,
Regional Administrator.

[F. R. Doc. 46-9096; Filed, May 29, 1946; 12:53 p. m.]

[Region VIII Order G-9 Under Gen. Order 68]

MILLWORK IN SOUTHERN CALIFORNIA

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of the Office of Price Administration by section (a) of General Order No. 68, it is hereby ordered:

(a) *Area application.* This order applies to every retail sale of items listed in Appendix A when sold in the State of California south of a direct line from Monterey, California, through Fresno and Owenyo to the California-Nevada state line but not including cities and communities on that line. This area is defined as Zone 10 in Maximum Price Regulation No. 525.

(b) *Maximum prices.* The maximum price for a retail sale of any item listed in Appendix A attached to this order is the price stated in such appendix. In the case of a retail sale, no person shall sell or deliver, or offer to sell or deliver, and no person in the course of trade or business shall buy or receive any such items at a price higher than the maximum price therefor. Prices lower than the maximum prices may, of course, be charged or demanded.

(c) *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order.

(d) *Posting of maximum prices.* Every person making sales subject to this order shall post a copy of the list of maximum prices fixed by this order in each of his places of business in the area covered by this order in a manner plainly visible to all purchasers.

(e) *Records and invoices.* Every person making sales subject to this order must keep a record showing in respect to each sale the identity of each item sold (sufficiently specific to permit the maximum price to be determined, and including the quantity and size), the unit price, the date of sale, the names and addresses of the buyer and the seller, and the total price. Delivery charges, if any, shall be shown separately. Each seller shall also furnish each customer at the time of sale or delivery an invoice or sales slip on which he has itemized the same information. Discounts offered to various classes of purchasers and for various types of sales prior to issuance of this order shall be maintained. These records and duplicates of such invoices or sales slips shall be kept by each seller at his place of business for so long as the Emergency Price Control Act of 1942, as amended, shall remain in effect, and shall be available for inspection by the Office of Price Administration.

(f) *Definition.* (1) "Retail sale" means a sale to an ultimate user, or to a contractor for resale on an installed basis, except a direct mill sale as defined by section 2 (b) (1) of Revised Maximum Price Regulation No. 293.

(2) "Standard rustic window frame" means Frame 805 modified as shown in the diagrams[1] in Appendix A.

(3) "Special stucco window frame" means Frame 805 modified as shown in the diagrams[1] in Appendix A.

(4) "Standard stucco window frame" means Frame 809 modified as shown in the diagrams[1] in Appendix A.

(5) "Frame 805" and "Frame 809" means frames bearing those respective designations in "standard pine frames, Catalog No. 8-A" published by the Pinney Printing Company, Clinton, Iowa.

(g) This order may be modified or revoked at any time.

This order shall become effective May 24, 1946.

Issued this 14th day of May 1946.

GUY R. KINSLEY,
Acting Regional Administrator.

APPENDIX A—ORDER NO. G 9

The following are maximum prices f o b seller's place of business for retail sales of millwork items listed:

I. *Window frames.* Double-hung or casement or sash.

(a) *Specifications.* Frames completely nailed.

(i) Standard rustic or stucco:
- 1⅝ x 7⅛ sill.
- 2 5/32 x 4½ pulley stile.
- 2 5/32 x 4½ casing.
- 1 x 1⅝ stucco mold.
- ¾ x 1 5/32 blind stop.
- ⅜ x ¾ part bead.
- 1 x 2 apron.

(ii) Special stucco:
- 1⅝ x 7⅛ sill.
- 2 5/32 x 4½ pulley stile.
- 1 x 1⅝ stucco mold.
- 5/16 x 5/32 blind stop.
- ⅜ x ¾ part bead.

(b) *Prices per frame.*

Size	Standard rustic or stucco	Special stucco
1-6 x 2-0	$2 47	$2 17
2-0 x 2-0	2 75	2 50
1-6 x 2-6	2 80	2 60
2-0 x 2-6	3 20	2 90
2-6 x 2-6	3 40	3 05
3-0 x 2-6	3 70	3 35
1-6 x 3-0	3 15	2 77
2-0 x 3-0	3 45	3 10
2-6 x 3-0	3 70	3 35
3-0 x 3-0	4 00	3 60
3-6 x 3-0	4 20	3 75
4-0 x 3-0	4 60	4 10
1-6 x 3-6	3 26	2 90
2-0 x 3-6	3 60	3 20
2-6 x 3-6	3 85	3 45
3-0 x 3-6	4 15	3 70
3-6 x 3-6	4 35	3 85
4-0 x 3-6	4 75	4 20
1-6 x 4-0	3 55	3 15
2-0 x 4-0	3 90	3 50
2-6 x 4-0	4 05	3 60
3-0 x 4-0	4 15	3 70
3-6 x 4-0	4 45	3 90
4-0 x 4-0	4 65	4 15
1-6 x 4-6	3 70	3 30
2-0 x 4-6	4 00	3 45
2-6 x 4-6	4 20	3 65
3-0 x 4-6	4 25	3 75
3-6 x 4-6	4 55	3 90
4-0 x 4-6	4 80	4 10
1-6 x 5-0	3 85	3 40
2-0 x 5-0	4 25	3 75
2-6 x 5-0	4 40	3 85
3-0 x 5-0	4 70	4 10
3-6 x 5-0	5 00	4 25
4-0 x 5-0	5 40	4 60
1-6 x 5-6	4 05	3 50
2-0 x 5-6	4 45	3 90
2-6 x 5-6	4 65	4 05
3-0 x 5-6	4 95	4 25
3-6 x 5-6	5 20	4 45
4-0 x 5-6	5 55	4 80

[1] Filed as part of the original document.

(i) *Additions and deductions:*

	Deduct
1 x 4 casing	$0.15
KD frame	.60
	Add
Stock pulleys set, cutting and screwing in pockets	$0.40
Sill pans and flashing applied	.35
Sill pans, only	.15
Extending horns on sills, for each 10" extension	.25
Preservative treatment	.20
Mullion frames—double price and	.50
Triple frames—treble price and	1.00
Quadruple frames—quadruple price and	1.65
Mullions over 6" wide up to 10" wide	.75
Mullions over 10" wide	1.00
Cutting for sash balances, each balance	.05

II. *O. S. door frames:*

(a) *Specifications.* Frames completely nailed.

(i) *Standard rustic or stucco:*
- 1⅝ x 7⅛ sill.
- 1 x 1⅝ stucco mold.
- 2 5/32 x 4½ casing.
- 1 5/16 x 5¼ rabbeted jamb.

(ii) *Special stucco:*
- 1⅝ x 7¼ sill.
- 1 x 1⅝ stucco mold.
- 1 5/16 x (4⅝ or 5¼) rabbeted jamb.

(b) *Prices per frame:*

Size	Standard rustic or stucco	Special stucco
2-0 x 6-0	$4.70	$3.90
2-6 x 6-0	4.95	4.10
2-8 x 6-0	5.10	4.20
2-0 x 6-6	5.30	4.40
2-4 x 6-6	5.45	4.55
2-6 x 6-6	5.50	4.60
2-8 x 6-6	5.60	4.70
3-0 x 6-6	5.85	4.90
3-6 x 6-6	6.05	5.10
4-0 x 6-6	6.50	5.50
5-0 x 6-6	7.00	6.00
2-0 x 6-8	5.40	4.50
2-4 x 6-8	5.55	4.60
2-6 x 6-8	5.60	4.70
2-8 x 6-8	5.70	4.80
3-0 x 6-8	5.95	4.95
3-6 x 6-8	6.15	5.20
4-0 x 6-8	6.60	5.55
5-0 x 6-8	7.10	6.10
2-0 x 7-0	5.55	4.60
2-4 x 7-0	5.70	4.75
2-6 x 7-0	5.80	4.80
2-8 x 7-0	5.90	4.90
3-0 x 7-0	6.10	5.10
3-6 x 7-0	6.35	5.30
4-0 x 7-0	6.70	5.70
5-0 x 7-0	7.30	6.20

(i) *Additions and deductions:*

	Deduct
Omitting sill	$0.50
KD frames	.60
	Add
Oak sill 2 6 opening	$1.25
Oak sill 2 8 opening	1.35
Oak sill 3 0 opening	1.50
Oak sill 3 6 opening	1.75
Oak sill 4 0 opening	2.00
Oak sill 5 0 opening	2.50
Jambs wider than listed up to 7¾" wide	1.00
Frames larger than listed, each 6" wider	10%
Frames larger than listed, each 6" higher	10%
Flashing applied	$0.25
Preservative treatment	.20

III. *I. S Door Jambs KD:*

(a) *Specifications.* ¾ x 5¼ jamb, no stop.

(b) *Prices per opening:*

2 0 to 3 6 x 6/0 to 6 8	$1.90
4 0 to 5 0 x 6/0 to 7/0	2.25
6 0 to 8 0 x 6 8 to 7/0	2.35

(c) *Additions and deductions:*

	Add (per opening)
½ x 1⅜" stop	$0.30
½ x 1⅝" stop	.40
Preservative treatment	.20

[F. R. Doc. 46-9119; Filed, May 29, 1946; 1:01 p. m.]

[Portland Order G-30 Under 18 (c)]

FIREWOOD IN COOS BAY AND COQUILLE-BANDON, OREGON AREAS

For the reasons set forth in the opinion issued simultaneously herewith, and under the authority vested in the District Director of the OPA by sec. 1499.18 (c), as amended, of the GMPR, RGO 32 and Order of Delegation No. 75, issued by the Regional Administrator of Region VIII, it is hereby ordered that:

(a) The maximum prices, as established by sec. 1499.2 and 1400.3 of the GMPR or by any previous order issued pursuant to such regulation, or by any supplementary regulation thereto, for the sale and delivery of the types of firewood specified below in the Coos Bay and Coquille-Bandon areas in the state of Oregon are hereby adjusted so that the maximun prices therefor shall be:

MAXIMUM PRICES DELIVERED TO PREMISES OF ULTIMATE CONSUMER IN COOS BAY, OREG., AREA

Type of firewood:	
Green slabwood 4' (per cord)	$3.85
Green slabwood 16" (per load)	3.85
Seasoned slabwood 4' (per cord)	4.85
Seasoned slabwood 16" (per load)	4.85
Green blockwood 2', 12", 16" (per load)	4.85
Seasoned blockwood 2', 12", 16", (per load)	5.85
Planer ends, light (per load)	3.85
Planer ends, heavy (per load)	4.35

MAXIMUM PRICES PER CORD DELIVERED TO PREMISES OF ULTIMATE CONSUMER IN COQUILLE-BANDON, OREG., AREA

Type of firewood:	Per cord
Slabwood 4'	$4.35
Slabwood 16"	4.85
Planer ends	4.85

For deliveries beyond the areas defined an additional charge of 50¢ per load or cord may be made.

(b) This Order No. G-30 supersedes and revokes Order VIII-P G-(15)-356 "Order and Statement of Considerations establishing Firewood Prices for Marshfield, North Bend, Empire and Adjacent Vicinity," issued 12/22/42 by the State Director for Oregon, Oregon State Office, Office of Price Administration.

(c) This Order G-30 also supersedes all other orders in addition to the order specified in paragraph (b) above which established maximum prices for the kinds and types of firewood covered by this order when sold in the areas and by the persons covered by this Order No. G-30.

(d) Definitions: (1) The "Coos Bay, Oregon Area" as herein used means the cities of Coos Bay, North Bend and Empire, Oregon, and all territory lying within three miles of the city limits of said cities.

(2) The "Coquille-Bandon, Oregon Area" as herein used means the cities of Coquille and Bandon and all territory lying within 3 miles of the city limits of said cities.

(3) "'Seasoned slabwood and seasoned blockwood" means slabwood and blockwood which is generally recognized by the trade and by consumers as being dry wood and which has been piled and air dried for a period of not less than ninety days.

(4) A "load" means 168 cubic feet which is ⅞ of a cord.

(e) No seller shall evade any of the provisions of this Order No. G-30 by changing the customary allowances, discounts, or other price differentials unless such change shall result in a lower price.

(f) Invoices and records. Every person making a sale of firewood for which a maximum price is set by this order shall give the purchaser or his agent at the time of sale an invoice or other memorandum of sale, which shall show:

(1) The date of sale. (2) The name and address of buyer and seller. (3) The quantity of firewood sold. (4) Description of firewood sold, in the same manner as it is described in this order. (This shall include the kind of wood, i. e., hard, soft, or mixed, and length of pieces of wood.) (5) Place of sale. (If the price is dependent on place of delivery, then the place of delivery shall be stated.) (6) The total price of the wood, on the invoice or memorandum a separate statement shall be made of any discounts and of each service rendered such as delivery, carrying, and stacking and the charge made for each such service.

The seller shall keep an exact copy of such invoice or memorandum for a period of two years and such copy shall be available for inspection by the OPA.

The record keeping provisions of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(g) This order shall become effective immediately.

(h) This order may be revoked, amended, or corrected at any time.

Issued this 26th day of April 1946.

MCDANNELL BROWN,
District Director.

[F. R. Doc. 46-9111; Filed, May 29, 1946; 12:59 p. m.]

[Region VIII Order G-113 Under 18 (c)]

FIR AND HEMLOCK PLASTER LATH IN SAN FRANCISCO REGION

For the reasons set forth in the accompanying opinion and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1499.18 (c) of the General Maximum Price Regulation; *It is hereby ordered:*

(a) The maximum price at which any person may sell or deliver in Region VIII fir or hemlock plaster lath produced in Oregon or Washington, west of the crest of the Cascade Range, or in California, when such person's maximum prices therefor are established by the General Maximum Price Regulation, shall be a price determined in accordance with the pricing methods provided by 2d Revised

Maximum Price Regulation No. 215, except that for the purposes of this order, sales to resellers other than persons such as contractors, who purchase for resale on an installed basis, shall be classified as "wholesale type" sales under that regulation.

(b) *Definitions.* (1) "Reseller" means any person other than an ultimate consumer.

(2) "Region VIII" means the States of Washington, Oregon (except Malheur County), California, Nevada, Arizona (except those portions of Coconino and Mohave Counties lying north of the Colorado River), and the following counties in the State of Idaho: Benewah, Bonner, Boundary, Clearwater, Kootenai, Latah, Lewis, Nez Perce, Shoshone, and Idaho.

(c) This order shall become effective immediately and shall remain so through June 26, 1946, on which date it shall expire.

Issued this 13th day of May 1946.

GUY R. KINSLEY,
Acting Regional Administrator.

[F. R. Doc. 46-9118; Filed, May 29, 1946; 1:01 p. m.]

[Region III Order G-10 Under Gen. Order 68, Amdt. 1]

MILLWORK IN INDIANAPOLIS, IND., AREA

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to the provisions of General Order No. 68, it is hereby ordered:

(a) That the portion of Table I of Order No. G-10, which lists the maximum prices for certain flush veneered doors with hollow core, known as "Mengel Wel-Built Interior Flush Doors" be amended to read as follows:

TABLE I—FLUSH VENEERED DOORS WITH HOLLOW CORE

[All items shown are subject to stock No. 1 quality]

MENGEL WEL-BUILT INTERIOR FLUSH DOORS

	Birch	Gum	Mahogany
1⅜ inch:			
1 ft. 6 in. x 6 ft. 8 in.	$10.02	$8.70	$13.98
2 ft. 0 in. x 6 ft. 8 in.	11.65	10.25	16.31
2 ft. 4 in. x 6 ft. 8 in.	12.84	11.26	17.94
2 ft. 6 in. x 6 ft. 8 in.	13.36	11.65	18.71
2 ft. 8 in. x 6 ft. 8 in.	14.05	12.19	19.72
1¾ inch:			
2 ft. 8 in. x 6 ft. 8 in.	13.28	.....	.....

MENGEL DE LUXE EXTERIOR FLUSH DOORS

	Birch
1¾ inch	
3 ft. 0 in. x 6 ft. 8 in.	$25.62

MENGEL NO. 500 INTERIOR FLUSH DOORS

	Gum
1⅜ inch:	
1 ft. 6 in. x 6 ft. 8 in.	$7.30
2 ft. 0 in. x 6 ft. 8 in.	7.77
2 ft. 4 in. x 6 ft. 8 in.	8.38
2 ft. 6 in. x 6 ft. 8 in.	8.93
2 ft. 8 in. x 6 ft. 8 in.	9.55

(b) That the word "Metropolitan", appearing between the words "Indianapolis" and "Area", on each of the price lists marked Table I, in Order No. G-10, be deleted.

This Amendment No. I to Order No. G-10 shall become effective May 8, 1946.

Issued April 24, 1946.

J. F. KESSEL,
Regional Administrator.

[F. R. Doc. 46-9091; Filed, May 29, 1946; 12:51 p. m.]

[Scranton Adopting Order 7 Under Basic Order 1 Under RMPR 251]

INSTALLED RE-SIDING AND RE-ROOFING IN SCRANTON, PA., AREA

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and under the authority vested in the Regional Administrator of Region II, by the Emergency Price Control Act of 1942 as amended, by section 9 of Revised Maximum Price Regulation 251 as amended, and by Revised Procedural Regulation No. 1, which authority has been duly delegated by such Regional Administrator to the District Director, Scranton District Office, it is hereby ordered:

(a) *What this order does.* This adopting order under Basic Order No. 1 establishes flat (dollars-and-cents) maximum prices for installed re-siding and re-roofing and related and incidental construction work on residential structures in the Scranton Area consisting of the Counties of Luzerne, Lackawanna, Susquehanna, Wyoming, Wayne, Pike, Monroe, Carbon, Columbia and Schuykill, all in the State of Pennsylvania. This order supersedes sections 6, 7 and 8 of Revised Maximum Price Regulation 251 with respect to the sales covered by this order in the territory included in this order. All other provisions of RMPR 251 are applicable to transactions subject to this order unless otherwise provided in this order or under Basic Order No. 1.

(b) *Applicability of Basic Order No. 1 for area pricing of installed re-siding and re-roofing and related and incidental construction work in Region II.* All provisions of Basic Order No. 1 under section 9 of Revised Maximum Price Regulation No. 251 issued by the New York Regional Office, Region II of the Office of Price Administration are adopted in this order and are just as much a part of this order as if specifically set forth herein. If said Basic Order No. 1 is amended in any respect, the provisions of said order, as amended, shall likewise without further action become part of this order. All persons subject to this adopting order are also subject to Basic Order No. 1 and should be familiar with the provisions of said order.

(c) *Maximum prices for sales of composition re-siding and re-roofing on an installed basis.* The maximum prices for sales of composition re-siding and re-roofing, on an installed basis on a residential structure shall be as shown in the following tables known as Table I and II and shall be upon a price per square basis. Table I covers prices for composition re-siding and accessories, and Table II covers prices for re-roofing and accessories.

TABLE I—COMPOSITION RE-SIDING PRICES

	Per square
Asbestos cement re-siding, standard surface hardness 12 x 24" or 12 x 27"	$24 00
Asbestos cement re-siding of extra hard surface 12 x 24" or 12 x 27"	27 00
Insulated brick or stone re-siding—14⅜ x 43⅞", 13⅜ x 43⅛" and 14 x 43"	30 00
Asphalt strip type re-siding—167 lbs.	15 00
Giant individual shingle re-siding, laid wide space method 7½" exposure. (When this shingle is laid in wide space other than 7½" exposure, American method, Dutch lap method or other methods, the price varies from the above in proportion to the quantity of material used).	16 00
Roll brick re-siding	16 00

The above prices include nails, caulking, joint strips and one bundle of lath.

[Re-siding accessories for which extra charges may be made as stated below]

	Per ft.
Corner pieces for asphalt re-siding	$0 40
Rolled corners on roll brick re-siding	25
Soldier course on insulated brick	.15
Soldier course on roll brick	10
Zinc corner bead	.15
Woven corners	.50
Lath (400 ft. per bundle) after 1st bundle (per bundle)	4 00
15-lb. felt (per square)	1 50
30 lb. felt and smooth surface rolls, per sq	2 50
35 lb. felt smooth surface rolls in 12" widths, per sq	3 00
Building paper, per sq	1 00
Moulding (quarter round to ¾" and band up to 1½") per ft	05
Rabbitted moulding, per ft	14
Backer board, per sq	4 00
Removing stucco, per sq	5 00
All Shingles above the second floor ceiling, extra charge, per sq	3 00
Applying Shingles to the second Floor when the first floor is not covered, extra charge, per sq	2 00

TABLE II—RE-ROOFING PRICES

	Per square
12" (3 in line) strip shingle—210 lbs	$16 00
11⅓ Hexagon strip shingle—167 lbs.	14 00
Re-roofer type shingle standard weight 135 to 140 lbs	14 00
Re-roofer type heavy weight—160 to 162 lbs	15 00
Giant individual Dutch lap method 160 to 162 lbs. with clips (When this shingle is laid in American method or other methods, the price varies from above in proportion to the quantity of material used.)	15 00
Diamond point roll re-roofing 18" width (apply to roofs having a pitch of 1-5"	11 00
Diamond point roll re-roofing 18" width (apply to roofs having a pitch greater than 1-5"	13 00
Slate surface roll re-roofing—90 lbs. (apply to roofs having a pitch of 1-5")	8 00
Slate surface roll re-roofing—90 lbs (apply to roofs having a pitch greater than 1-5")	10 00
Smooth surface roll re-roofing—55 lbs	7 00
Smooth surface roll re-roofing—65 lbs	8 00
Smooth surface roll re-roofing in plastic slate—55 lbs	11 00

TABLE II—RE-ROOFING PRICES—Con.

	Per square
Smooth surface roll re-roofing in plastic slate—65 lbs	$12.00
Double coverage smooth surface roll re-roofing in plastic slate or other cold adhesive—55 lbs	20.00
Double coverage smooth surface roll re-roofing in plastic slate or other cold adhesive—65 lbs	21.00
Double coverage smooth surface roll re-roofing in plastic slate or other cold adhesive—45 lbs	19.00
Cap sheet double coverage smooth surface roll re-roofing in plastic slate or other cold adhesive—34 lbs.	16.50

The above prices include nails, mastic and flashing around chimneys and vents.

[Re-roofing accessories for which extra charges may be made as stated below]

Hip and ridge shingles (per ft.)	$0.15
Slate surface rolls—90 lbs. (used on valleys, ridges or other sections of roofs) (per sq.)	8.00
15 lb. felt (per sq.)	1.50
30 lb. felt (per sq.)	2.50
35 lb. smooth surface rolls (when cut in 12" widths) (per sq.)	3.00
Lath (400 ft. per bundle) after 1st bundle (per bundle)	4.00
Bevel boards (per 100 lineal ft.)	1.70
Backer board (per sq.)	4.00
Single drip course of wood shingles (per ft.)	.25
Double drip course of wood shingles (per ft.)	.45
Rake strip for drip course of wood 5/4 x 3" (Wider boards price proportionately) (per ft.)	.25
Yankee gutters relined (per ft.)	.25
Box gutters relined (per ft.)	.35
Replaced boards on Yankee gutters (per ft.)	.30
Galvanized tubes without flange (per tube)	1.50
Galvanized tubes with flange (per tube)	2.00
Galvanized eave strip or rake strip (per ft.)	.15
To remove wooden, asphalt, asbestos or slate shingles (per sq.)	5.00

This order shall become effective May 24, 1946.

Issued this 20th day of May 1946.

JOHN A. HART,
District Director.

[F. R. Doc. 46-9153; Filed, May 29, 1946; 4:48 p. m.]

[Region III Order G-18 Under RMPR 251, Amdt. 1]

INSTALLED RE-ROOFING IN INDIANAPOLIS, IND., AREA

For the reasons set forth in the opinion issued simultaneously herewith and pursuant to the provisions of section 9 of Revised Maximum Price Regulation No. 251, it is hereby ordered:

(1) That section 4 of Order No. G-18 be amended to read as follows:

The maximum prices for sales covered by this order shall be as follows:

	Per square
(a) 12 inch (3 in line) strip asphalt shingles—210 pounds	$11.75
(b) 15 inch (3 in line) strip asphalt shingles thick butt, 250 pounds	11.75
(c) 12½ inch hexagon strip shingles—187 pounds	10.00
(d) 11⅓ inch hexagon strip asphalt shingles—167 pounds	10.70
(e) Re-roofer type shingles, 138-140 pounds	$10.25
(f) Re-roofer type shingles, 160-162 pounds	10.50
(g) Roll roofing (mineral surface)—90 pounds	6.40
(h) Roll roofing (mineral surface)—105 pounds	9.40
(i) Roll roofing (mineral surface)—110 pounds	9.50
(j) 15 inch (3 in line) strip asphalt shingles—250 pounds	12.35
(k) 12½ inch (3 in line) strip asphalt shingles—187 pounds	10.70

Where the re-roofing jobs are performed in a county within the trading area but in another county from where the seller's place of business is located, the seller may include an additional charge not to exceed $1.00 per square for each square of composition re-roofing installed by the seller of such a job.

The cost of accesories used in the installation of re-roofing, which means, but is not limited to, leveling materials, valleys, gutters and flashing ridges, caulking, nails and other necessary materials is included in the above prices.

(2) That section 5 of Order No. G-18 be amended to read as follows:

SECTION 5. *Lump sum or guaranteed price.* (a) A seller may offer to sell or make sales covered by this order on the basis of a lump sum or guaranteed price but such lump sum or guaranteed price must not be higher than the maximum price calculated in accordance with the pricing methods and requirements of this order.

(b) *Recomputation.* Within 30 days from the completion of any services covered by this order for which a price was charged on the basis described in paragraph (1) above, the seller shall check his price by reviewing the categories and other factors used in his estimate on the basis of the actual services rendered and material furnished and shall determine whether the price quoted, charged or collected is higher than the maximum price computed under this order. In the event that the price quoted, charged or collected is higher than the maximum price computed under the terms of this order the seller shall reduce his price to the proper maximum price and shall refund to the buyer within such period of 30 days after the completion of the service any excess which may have been collected or, if no excess has been collected, then, by written notice to the buyer, shall cancel the indebtedness of the buyer for any such excess, or both, as the case may require. Such a charge or collection in an amount in excess of the maximum price properly computed in accordance with this order shall not be considered to be a violation of this order if the amount thereof is refunded or credited to the buyer in accordance with this paragraph.

(3) That paragraph (b) to section 8 of Order No. G-18 be amended to read as follows:

(b) The seller shall also furnish the purchaser an itemized statement showing the information contained in subparagraphs 1, 2, and 3 of paragraph (a) of this section, together with an itemized statement showing the number of squares, prices charged per square of material installed and a separate itemized statement of any related or incidental construction work performed, as provided in section 6 of this order.

(4) That section 10 of Order No. G-18 be amended to read as follows:

SEC. 10. *Prohibitions and evasions.* (a) No person shall sell and no person shall buy, in the course of trade or business, any of the commodities or services covered by this order, at prices greater than the maximum prices established by this order.

(b) The price limitations set forth in this order shall not be evaded by direct or indirect methods, in connection with an offer, solicitation, agreement, sale, delivery, purchase or receipt of any of the commodities or services covered by this order, whether alone or in conjunction with any other commodity or by way of commissions, services, transportation or other charges, discounts, premiums or other privileges or by tying agreement or other understanding or by making the terms and conditions of sale more onerous to buyers than they were during March, 1942 (except as specifically permitted by this order or applicable regulations).

This Amendment No. I to Order No. G-18 shall become effective May 7, 1946

Issued April 23, 1946.

J. F. KESSEL,
Regional Administrator.

[F. R. Doc. 46-9103; Filed, May 29, 1946; 12:56 p. m.]

[Region III Order G-19 Under Gen. Order 68]

BUILDING MATERIALS IN FAIRMONT, W. VA., AREA

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to the provisions of General Order No. 68, this order is issued.

SECTION 1. *What this order covers.* This order covers all retail sales made by any seller of commodities specified in this order delivered to a purchaser in the Fairmont, West Virginia, area.

The Fairmont, West Virginia area, for the purposes of this order, consists of metropolitan Fairmont and includes the counties of Marion, Monongalia and Preston in the State of West Virginia.

SEC. 2. *Definition of retail sales.* For the purposes of this order, a retail sale means a sale to an ultimate user or to a purchaser for resale on an installed basis.

SEC. 3. *Description of items covered by this order.* This order covers the "Hard Building Materials" set forth in the annexed table, including, but not limited to, plaster, lath, lime, cement, fire brick, fire clay, clay drain tile, flue lining, roofing, siding and insulation. Other related items may be added from time to time.

SEC. 4. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order. Except to the extent that they are inconsistent with

the provisions of this order, all provisions of the General Maximum Price Regulation shall apply to sales covered by this order except sections 18, 19, or 19a.

SEC. 5. *Maximum prices.* The maximum prices for building materials covered by this order are set forth in Table 1 which is annexed to and made a part of this order. The sellers covered by this order must not discontinue any of the customary delivery services, allowances, discounts and differentials in effect during March 1942. No delivery charges may exceed the seller's delivery rates in effect in March 1942.

SEC. 6. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of the list of maximum prices fixed by this order in each of his places of business in the Fairmont, West Virginia area in a manner plainly visible to all purchasers.

SEC. 7. *Sales slips and records.* Every seller covered by this order who has customarily given his customers a sales slip or other evidence of purchase must continue to do so. Upon request from a customer, such seller, regardless of previous custom, shall give the purchaser a receipt showing the date, name, and address of the seller, the description of each item sold and the price received for it. If he customarily prepared his sales slips in more than one copy, he must keep for at least one year after delivery a duplicate copy of each sales slip delivered by him pursuant to this section.

For any sale of $10.00 or more each seller regardless of previous custom, must keep records showing at least the following:

(1) Name and address of buyer.
(2) Date of transaction.
(3) Place of delivery.
(4) Complete description of each item sold and price charged.

SEC. 8. *Prohibition and evasions.* (a) No person shall sell and no person shall buy, in the course of trade or business, any of the commodities covered by this order, at prices greater than the maximum prices established by this order.

(b) The price limitations set forth in this order shall not be evaded by direct or indirect methods, in connection with an offer, solicitation, agreement, sale, delivery, purchase or receipt of any of the commodities covered by this order, whether alone or in conjunction with any other commodity or by way of commissions, services, transportation or other charges, discounts, premiums, or other privileges or by tying agreement or other understanding or by making the terms and conditions of sale more onerous to buyers than they were during March, 1942 (except as specifically permitted by this order or applicable regulations).

SEC. 9. *Less than maximum prices.* Prices lower than the maximum prices for sales covered by this order may, of course, be charged and paid.

SEC. 10. *Amendment.* This order may be amended or revoked at any time by the Office of Price Administration.

This order shall become effective May 16, 1946.

Issued May 2, 1946.

J. F. KESSEL,
Regional Administrator.

TABLE 1—MAXIMUM PRICES FOR RETAIL SALES OF LISTED HARD BUILDING MATERIALS IN THE FAIRMONT, WEST VIRGINIA AREA

Commodity and unit	*Price*
Plaster, hard wall (ton or more lots), per ton	$22.40
Plaster, hard wall (less than ton), 100 lb. bag	1.22
Plaster gauging, per ton	42.40
Plaster moulding, per ton	42.40
Finishing lime (ton or more lots), per ton	20.42
Finishing lime (less than ton), 50 lb. bag	.59
Gypsum lath ⅜ inch, 1,000 square feet	28.00
Portland cement, standard (paper bags), 94 pound bag	.85
Manson's hydrated lime, 50 pound sack	.50
Fire brick 9 inch straight first quality, per 1,000	68.35
Fire clay (100 pound bags), 100 pound bag	1.00
Clay drain tile, 3 inch, lineal foot	.06
Clay drain tile, 6 inch, lineal foot	.15½
Gypsum wallboard ⅜ inch, 1,000 square feet	40.00
Asphalt shingles 165 pounds 2 tab hexagon, per square	5.05
Fibre insulation board $\frac{25}{32}$ inch asphalt sheathing, 1,000 square feet	60.00
Thermal insulation blankets (paper backed) medium, 1,00 square feet	50.00
Thermal insulation blankets (paper backed) single, 1,000 square feet	45.00
Thermal insulation batts (paper backed) full thick, 1,000 square feet	63.00
Keene's cement, per ton	55.16
Metal lath 2.2 pound painted diamond mesh, per square yard	.21
Metal lath 2.5 pound painted diamond mesh, per square yard	.21¾
Metal lath 3.4 pound painted diamond mesh, per square yard	.25½
Metal lath 3.4 pound ⅜ inch high rib painted, per square yard	.29½
Metal lath—corner bead, expanded type, per lineal foot	.04
Masonry mortar (paper sacks), 64–70 pound sack	.76¾
Clay drain tile 4 inch, per lineal foot	.08
Vitrified clay sewer pipe No. 1SS—4 inch, per lineal foot	.15¾
Vitrified clay sewer pipe No. 1SS—6 inch, per lineal foot	.23¾
Flue lining 9 inch x 9 inch, per lineal foot	.31½
Flue lining 9 inch x 13 inch, per lineal foot	.47½
Flue lining 13 inch x 13 inch, per lineal foot	.61¾
Asphalt roofing 90 pound mineral surface, per roll	2.73
Asphalt or tarred felt—15 pound, per roll	2.48
Asphalt or tarred felt—30 pound, per roll	2.44
Asphalt shingles—210 pound (3 in 1) thick butt, per square	6.66
Asbestos cement siding 12 inch x 24 inch or 27 inch (standard colors), per square	8.80
Asbestos cement siding 12 inch x 24 inch or 27 inch (brilliant colors), per square	8.66
Thermal insulation blankets (paper backed) thick, 1,000 square feet	62.39
Thermal insulation, loose in bags (plain), per pound	.03
Plaster, gauging, 100 pound bag	2.15
Plaster, moulding, 100 pound bag	2.15

[F. R. Doc. 46–9122; Filed, May 29, 1946; 1:03 p. m.]

[Region III Rev. Order G–19 Under RMPR 251]

RE-ROOFING IN CLEVELAND REGION

An opinion accompanying this order issued simultaneously herewith has been filed with the Division of Federal Register.

In the judgment of the Regional Administrator of Region III of the Office of Price Administration, the maximum prices established by this order are generally fair and equitable, and are necessary to effectuate the purposes of the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328.

Therefore, under the authority vested in the Regional Administrator of Region III of the Office of Price Administration by the Emergency Price Control Act of 1942, as amended and by section 9 of Revised Maximum Price Regulation No. 251, this order is issued:

SECTION 1. *What this order does.* This order fixes maximum prices for all sales of re-roofing when sold installed on residential structures in the area hereinafter described. It also includes incidental construction work when sold by installers of re-roofing, whether such a sale is made as a part of a general contract or not. The term "re-roofing" includes composition Asphalt Strip Shingles 12 inch (3 in line) of 210 pounds weight per square, and Roll Roofing, Mineral Surface Diamond Point of 105 pounds weight per square. The term "re-roofing" when sold installed means and includes related materials such as nails, mastic and flashing around chimneys and vents. The term "incidental" construction work means any installation of building materials or construction work other than installed re-roofing described in this order when sold by installers of re-roofing.

SEC. 2. *Applicability.* This order shall apply to all sales of installed re-roofing in connection with premises located in Cuyahoga County, in the State of Ohio.

SEC. 3. *Relationship of this order to Revised Maximum Price Regulation No. 251.* The provisions of this order supersede sections 6, 7 and 8 of Revised Maximum Price Regulation No. 251 with respect to sales of re-roofing when sold installed on residential structures. All other provisions of Revised Maximum Price Regulation No. 251 not inconsistent with this order are applicable to transactions covered by this order.

On and after the effective date of this order, regardless of any contract or other obligation, no person shall contract to sell, offer to sell or deliver re-roofing sold on an installed basis on residential structures as herein defined, at prices higher than the maximum prices established by this order provided that deliveries made not more than thirty days after the effective date of this order on bona fide contracts executed prior to the effective date of this order shall not be considered to be violations of this order.

SEC. 4. *Maximum prices for sales of re-roofing on an installed basis.* The maximum prices for sales of re-roofing on an installed basis on residential structures shall be as shown in the following table, and shall be upon a price per square basis:

12-inch (3 in line) asphalt strip shingles, 210 lbs. per square	$15.50
Roll roofing mineral surface diamond point, 105 lbs. per square	9.50

The above prices include nails, mastic and flashing around chimneys and vents.

SEC. 5. *Lump sum or guaranteed prices.* (a) A seller may offer to or make sales covered by this order on the basis of a lump sum price but such lump sum price must not be higher than the maximum price calculated in accordance with the pricing methods and requirements of this order.

(b) *Recomputation.* Within 30 days from the completion of the sale of any material and/or service covered by this order for which a price was charged on the basis described in paragraph (a) above, the seller shall check his price by reviewing the categories and other factors used in his estimate on the basis of the actual services rendered and material furnished and shall determine whether the price quoted, charged or collected is higher than the maximum price computed under this order. In the event that the price quoted, charged or collected is higher than the maximum price computed under the terms of this order, the seller shall reduce his price to the proper maximum price and shall refund to the buyer within such period of 30 days after the completion of the service, any excess which may have been collected or, if no excess has been collected, then, by written notice to the buyer, shall cancel the indebtedness of the buyer for any such excess, or both, as the case may require. Such a charge or collection in an amount in excess of the maximum price properly computed in accordance with this order shall not be considered to be a violation of this order if the amount thereof is refunded or credited to the buyer in accordance with this paragraph.

SEC. 6. *Incidental or preparatory construction work.* If, on any job, any installed building materials are furnished or any construction services performed by the seller, other than re-roofing, the cost of such work shall not be included in the cost of installed re-roofing but shall be separately priced and billed on all invoices. The maximum price of any incidental work shall be determined under Revised Maximum Price Regulation No. 251, or other applicable regulation or order.

SEC. 7. *Measurements.* It shall be the seller's responsibility to measure with reasonable accuracy the area or footage to be covered. A "measurement with reasonable accuracy" shall be considered to have been made if the price based on such estimate does not vary by more than 3% from the maximum price computed under the terms of this order.

SEC. 8. *Notification.* Every person making sales subject to this order shall, if requested by the purchaser, make available to the purchaser a copy of this order and copy of Revised Maximum Price Regulation No. 251. Upon completion of any contract for installed re-roofing and/or incidental or preparatory construction work, the seller, must furnish to him an itemized statement showing the number of squares, the maximum price per square of re-roofing installed, and a separate statement of any incidental construction work other than installed re-roofing, as provided by section 6 hereof, giving a description of such work and an itemized statement of the prices thereof. The seller shall also include in such statement the date on which the installation was completed, the names and addresses of the sellers and buyers, job site and terms of sale.

SEC. 9. *Prohibitions and evasions.* (a) No person shall sell and no person shall buy, in the course of trade or business, any of the commodities or services covered by this order, at prices greater than the maximum prices established by this order.

(b) The price limitations set forth in this order shall not be evaded by direct or indirect methods, in connection with an offer, solicitation, agreement, sale, delivery, purchase or receipt of any of the commodities or services covered by this order, whether alone or in conjunction with any other commodity or by way of commissions, services, transportation or other charges, discounts, premiums, or other privileges or by tying agreement or other understanding or by making the terms and conditions of sale more onerous to buyers than they were during March 1942 (except as specifically permitted by this order or applicable regulations).

SEC. 10. *Records.* Each seller must keep and retain at his principal place of business, records concerning each sale covered by this order, showing the following:

(1) The name and address of the purchaser.
(2) The location of the job.
(3) A copy of any and all contracts pertaining to each sale.
(4) The date the job was completed.
(5) A description of the materials and services involved.
(6) The number of squares and the price charged per square of material.
(7) A separate itemized statement of any related and incidental construction work and the prices charged for such work.

All such records shall be kept and made available for inspection by representatives of the Office of Price Administration so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

SEC. 11. *Relation to previous area order.* This Revised Order No. G–19 under Revised Maximum Price Regulation No. 251 supersedes and replaces Order No. G–19 under Revised Maximum Price Regulation No. 251 issued on March 11, 1946.

SEC. 12. *Revocation or amendment.* This order may be revised, amended, revoked or modified at any time by the Office of Price Administration.

This order shall become effective May 15, 1946.

Issued May 1, 1946.

J. F. KESSEL,
Regional Administrator.

[F. R. Doc. 46–9104; Filed, May 29, 1946; 12:56 p. m.]

[Region III Order G–20 Under Supp. Order 142]

SHREDDER MFG. CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 2 of Supplementary Order No. 142 and the Emergency Price Control Act of 1942, as amended, it is hereby ordered:

(a) *What this order does.* This Order No. G–20 under section 2 of Supplementary Order No. 142 provides for an adjustment of the maximum prices for the sale of kraut making machinery, covered by Revised Maximum Price Regulation No. 136, manufactured by the Shredder Manufacturing Company of Jackson, Michigan, a partnership consisting of Clair Wilson and Agnes Wilson Myers, hereinafter referred to as the manufacturer. The maximum prices of the manufacturer and the maximum prices of resellers of such products are adjusted herein.

(b) *Manufacturer's adjusted maximum prices.* (1) The adjusted maximum prices for sales by the manufacturer of kraut making machinery, manufactured by it, shall be its maximum net prices in effect immediately prior to the date of this order, to all classes of purchasers, increased by 7.14%.

(2) The manufacturer shall maintain on all sales hereby affected all cash and quantity discounts and allowances which it had in effect on the date of this order.

(c) *Reseller's adjusted maximum prices.* (1) Any reseller of products for which an adjustment is granted the manufacturer in (b) above may add to his maximum prices in effect immediately prior to the effective date of this order, to each class of purchaser, the actual dollars-and-cents amount of any increase in his net invoiced cost resulting from the adjustment granted the manufacturer by this order.

(2) Resellers' maximum prices adjusted under this paragraph are subject to each reseller's customary terms, discounts, allowances and other price differentials on sales to each class of purchaser.

(d) *Notification.* The manufacturer, at or prior to the first billing reflecting the adjustment herein granted, shall send to each purchaser who resells the products covered by this order a notice of the adjustment authorized by this order. Such notice shall contain substantially the following:

Order No. G–20 under Section 2 of Supplementary Order No. 142 provides for a certain specified percentage increase in the net prices of kraut making machinery, covered by Revised Maximum Price Regulation No. 136, manufactured by the Shredder Manufacturing Company of Jackson, Michigan. Resellers may add to their maximum prices in effect prior to the effective date of this order, to each class of purchaser, the actual dollars-and-cents amount of any increase in their net invoiced cost resulting from the adjustment granted the manufacturer by this order.

(e) *Revocation and amendment.* This order may be modified, amended or revoked at any time by the Office of Price Administration.

This order shall become effective May 10, 1946.

Issued May 10, 1946.

JOHN F. KESSEL,
Regional Administrator.

[F. R. Doc. 46-9126; Filed, May 29, 1946; 1:05 p. m.]

[Region III Order G-23 Under RMPR 251]

INSTALLED RE-SIDING IN WHEELING, W. VA., AREA

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to the authority vested in the Regional Administrator of Region III of the Office of Price Administration by the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and by Section 9 of Revised Maximum Price Regulation No. 251, this order is issued:

SECTION 1. *What this order covers.* (a) This order fixes maximum prices for all sales of composition re-siding materials on an installed basis into a residential structure, as defined herein, located in the counties of Brooke, Hancock, Marshall, Ohio or Wetzel in the State of West Virginia.

(b) The term "residential structure" means any building, structure, or part thereof, used entirely or principally for living or dwelling purposes and includes buildings or structures in connection therewith, or adjacent thereto, at the same site, such as garages, barns, milk houses, sheds, granaries, and other outbuildings, but does not include hotels.

(c) The term "re-siding materials" is limited to composition siding of insulated brick sizes: 14⅜ in. x 7⅜ in., 13⅞ in. x 43⅛ in., and 14 in. x 43 in.

SEC. 2. *Relationship of this order to Revised Maximum Price Regulation No. 251.* (a) This order supersedes sections 6, 7, and 8 of Revised Maximum Price Regulation No. 251 with respect to sales covered by this order. All other sections of Revised Maximum Price Regulation No. 251, together with all amendments thereto that have been or may be issued, except to the extent they are inconsistent with the provisions of this order, shall apply to sales covered by this order.

(b) On and after the effective date of this order, regardless of any contract or other obligations, no person shall sell or offer to sell re-siding materials on an installed basis covered by this order at prices higher than the maximum prices established by this order: *Provided*, That installations made not more than thirty days after the effective date of this order on bona fide contracts executed prior to the effective date of this order shall not be considered to be violations of this order.

SEC. 3. *Maximum prices for sales of materials on an installed basis.* The maximum prices for sales covered by this order shall be as follows:

INSTALLED RE-SIDING PRICES

(a) Composition siding of insulated brick: 14⅜ inches by 43⅞ inches, 13⅞ inches by 43⅛ inches, 14 inches by 43 inches—$27.50 per square.

This includes caulking, corner beads, cleaning and hauling, moulding, leveling, felt, nails and city permit.

A square consists of one hundred square feet of siding.

SEC. 4. *Guaranteed or lump sum price.* (a) A seller may offer to or make sales covered by this order on the basis of a lump sum price but such lump sum price must not be higher than the maximum price calculated in accordance with the pricing methods and requirements of this order.

(b) *Recomputation.* Within 30 days from the completion of any service covered by this order for which a price was charged on the basis described in paragraph (a) above, the seller shall check his price by reviewing the categories and other factors used in his estimate on the basis of the actual services rendered and material furnished and shall determine whether the price quoted, charged or collected is higher than the maximum price computed under this order. In the event that the price quoted, charged or collected is higher than the maximum price computed under the terms of this order the seller shall reduce his price to the proper maximum price and shall refund to the buyer within such period of 30 days after the completion of the service any excess which may have been collected or, if no excess has been collected, then, by written notice to the buyer, shall cancel the indebtedness of the buyer for any such excess, or both, as the case may require. Such a charge or collection in an amount in excess of the maximum price properly computed in accordance with this order shall not be considered to be a violation of this order if the amount thereof is refunded or credited to the buyer in accordance with this paragraph.

SEC. 5. *Related and incidental construction work.* If, in connection with any re-siding job, any building materials are furnished or any construction services performed by the seller for which specific maximum prices are not fixed by this order, such materials and services shall be separately priced and billed on all invoices and sales slips. The maximum prices for such related or incidental construction work shall be determined under Revised Maximum Price Regulation No. 251, or as fixed by any applicable area pricing order issued by the Regional Administrator of Region III.

SEC. 6. *Measurements.* It shall be the seller's responsibility to measure with reasonable accuracy the area or footage to be covered. Such measurements, including allowances for waste and overlap, shall be made as follows:

(1) The seller must deduct one-half of the area of doors and windows from the over-all area to be covered with composition re-siding.

SEC. 7. *Notification.* (a) Each seller making a sale covered by this order shall, upon completion of the work, furnish to the purchaser a statement showing the following:

(1) The names and addresses of the seller and purchaser.
(2) The location of the job.
(3) The date the job was completed.
(4) A description of the work performed and the total charged for the job, together with an itemized statement of any other items for which an extra charge was made, and the quantities and prices of each, and a separate itemized statement of related and incidental construction work performed, as provided in section 5 of this order.

(b) The seller shall also furnish the purchaser an itemized statement showing the information contained in subparagraphs 1, 2, and 3 of paragraph (a) of this section, together with an itemized statement showing the number of squares and the prices charged per square of materials installed.

(c) Each seller making a sale covered by this order shall, if requested by the purchaser, make available to the purchaser a copy of this order and a copy of Revised Maximum Price Regulation No. 251. Copies for this purpose may be obtained from the office of the Regional Administrator or from the District Office of the Office of Price Administration.

SEC. 8. *Records.* Each seller must keep and retain at his principal place of business records concerning each sale covered by this order, showing the following:

(1) The name and address of the purchaser.
(2) The location of the job.
(3) A copy of any and all contracts pertaining to each sale.
(4) The date the job was completed.
(5) A description of the materials and services involved.
(6) The number of squares installed and the price charged per square of material.
(7) A separate itemized statement of any related and incidental construction work and the prices charged for such work.

All such records shall be kept and made available for inspection by representatives of the Office of Price Administration so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

SEC. 9. *Prohibitions and evasions.* (a) No person shall sell, and no person shall buy in the course of trade or business at prices greater than the maximum prices established by this order.

(b) The price limitations set forth in this order shall not be evaded by direct or indirect methods, in connection with an offer, solicitation, agreement, sale, delivery, purchase or receipt of any of the commodities covered by this order, whether alone or in conjunction with any other commodity, or by way of commissions, services, transportation or other charges, discounts, premiums, or other privileges or by tying agreement or other understanding or by making the terms and conditions of sale more onerous to buyers than they were during March, 1942 (except as specifically permitted by this order or applicable regulations).

SEC. 10. *Less than maximum prices.* Prices lower than the maximum prices for sales covered by this order may, of course, be charged and paid.

SEC. 11. *Revocation or amendment.* This order may be revoked, modified or amended at any time by the Price Administrator or the Regional Administrator.

This Order No. C-23 shall become effective May 15, 1946.

Issued May 1, 1946.

J. F. KESSEL,
Regional Administrator.

[F. R. Doc. 46-9105; Filed, May 29, 1946; 12:56 p. m.]

[Region III Order G-24 Under Gen. Order 68]

BUILDING MATERIALS IN CHARLESTON, W. VA., AREA

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to the provisions of General Order No. 68, this order is issued:

SECTION 1. *What this order covers.* This order covers all retail sales made by any seller of commodities specified in this order delivered to a purchaser in the Charleston, West Virginia Area.

The Charleston, West Virginia Area, for the purposes of this order, consists of the city of Charleston and includes the county of Kanawha in the State of West Virginia.

SEC. 2. *Definition of retail sales.* For the purposes of this order, a retail sale means a sale to an ultimate user or to a purchaser for resale on an installed basis.

SEC. 3. *Description of items covered by this order.* This order covers the hard building materials set forth in the annexed table, including but not limited to plaster, lath, lime, cement, clay drain tile, flue lining, roofing, siding and insulation. Other related items may be added from time to time.

SEC. 4. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order. Except to the extent that they are inconsistent with the provisions of this order, all provisions of the General Maximum Price Regulation shall apply to sales covered by this order except sections 18, 19, or 19a.

SEC. 5. *Maximum prices.* The maximum prices for building materials covered by this order are set forth in Table 1 which is annexed to and made a part of this order. The sellers covered by this order must continue to maintain the customary delivery services, allowances, discounts and differentials in effect during March, 1942.

SEC. 6. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of the list of maximum prices fixed by this order in each of his places of business in the Charleston, West Virginia area in a manner plainly visible to all purchasers.

SEC. 7. *Sales slips and records.* Every seller covered by this order who has customarily given his customers a sales slip or other evidence of purchase must continue to do so. Upon request from a customer, such seller, regardless of previous custom, shall give the purchaser a receipt showing the date, name, and address of the seller, the description of each item sold and the price received for it. If he customarily prepared his sales slips in more than one copy, he must keep for at least one year after delivery a duplicate copy of each sales slip delivered by him pursuant to this section.

For any sale of $10.00 or more each seller regardless of previous custom, must keep records showing at least the following:

(1) Name and address of buyer.
(2) Date of transaction.
(3) Place of delivery.
(4) Complete description of each item sold and price charged.

SEC. 8. *Prohibition and evasions.* (a) No person shall sell and no person shall buy, in the course of trade or business, any of the commodities covered by this order, at prices greater than the maximum prices established by this order.

(b) The price limitations set forth in this order shall not be evaded by direct or indirect methods, in connection with an offer, solicitation, agreement, sale, delivery, purchase or receipt of any of the commodities covered by this order, whether alone or in conjunction with any other commodity or by way of commissions, services, transportation or other charges, discounts, premiums, or other privileges or by tying agreement or other understanding or by making the terms and conditions of sale more onerous to buyers than they were during March, 1942 (except as specifically permitted by this order or applicable regulations).

SEC. 9. *Less than maximum prices.* Prices lower than the maximum prices for sales covered by this order may, of course, be charged and paid.

SEC. 10. *Amendment.* This order may be amended or revoked at any time by the Office of Price Administration.

This order shall become effective May 15, 1946.

Issued May 1, 1946.

J. F. KESSEL,
Regional Administrator.

TABLE I—MAXIMUM DELIVERED PRICES FOR RETAIL SALES OF LISTED HARD BUILDING MATERIALS IN CHARLESTON, WEST VIRGINIA AREA

	Price
Plaster, hard wall, 100 pound bag	$1.06
Plaster, gauging, 100 pound bag	1.85
Plaster, moulding, 100 pound bag	1.85
Keene's cement, 100 pound bag	2.40
Finishing lime, 50 pound bag	.55
Gypsum lath ⅜ inch, 1000 square feet	28.00
Metal lath 2.5 pound painted diamond mesh, square yard	.24½
Metal lath 3.4 pound ⅜ inch high rib painted, square yard	.31
Metal lath corner bead expanded type, lineal foot	.06
Portland cement, standard (paper bag), 94 pound bag	.75
Masonry mortar (paper bag), 65–75 pound bag	.75
Mason's hydrated lime, 50 pound bag	.50
Waterproof cement (gray), 94 pound bag	.90
Clay drain tile—3 inches, lineal foot	.07½
Clay drain tile—4 inches, lineal foot	.08¾
Clay drain tile—6 inches, lineal foot	.15½
Vitrified clay sewer pipe No. 1SS–4 inches, lineal foot	.18

TABLE I—MAXIMUM DELIVERED PRICES FOR RETAIL SALES OF LISTED HARD BUILDING MATERIALS IN CHARLESTON, WEST VIRGINIA, AREA—Continued.

	Price
Vitrified clay sewer pipe No. 1SS–6 inches, lineal foot	$0.24
Flue lining 8½ x 8½ inches, lineal foot	.32
Flue lining 8½ x 13 inches, lineal foot	.48
Flue lining 13 x 13 inches, lineal foot	.61
Gypsum wallboard—⅜ inch, 1,000 square feet	40.00
Gypsum sheathing—½ inch, 1,000 square feet	40.00
Asphalt roofing—90 pound mineral surface, square	2.75
Asphalt or tarred felt—15 pounds, roll 432 square feet	2.50
Asphalt or tarred felt—30 pounds, roll 216 square feet	2.50
Asphalt shingles, 210 pounds (3 in 1) thickbutt, square	5.75
Asphalt shingles, 165 pounds, 2 tab hexagon, square	4.75
Fibre insulation board, ½ inch, standard lath and board, 1,000 square feet	50.00
Fibre insulation board, 2/32 inch asphalt sheathing, 1,000 square feet	55.00
Asbestos cement siding, 12 x 24 inches or 27 inches, standard colors, square	7.50
Asbestos cement siding 12 x 24 inches or 27 inches, white, square	8.50
Thermal insulaton blankets (paper backed) medium, 1,000 square feet	50.00
Thermal insulation blankets (paper backed) thick, 1,000 square feet	60.00
Thermal insulation batts (paper backed) full thick, 1,000 square feet	60.00

[F. R. Doc. 46-9090; Filed, May 29, 1946; 12:50 p. m.]

[Region III Order G-27 Under Gen. Order 68]

MILLWORK IN MARION, OHIO, AREA

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the authority granted the Regional Administrator under the provisions of General Order No. 68, this order is issued:

SECTION 1. *What this order covers.* This order covers all retail sales of the stock millwork items specified in this order, delivered to purchasers in the Marion, Ohio Area. The Marion, Ohio Area, for the purposes of this order, consists of the Counties of Delaware, Logan, Marion and Union in the State of Ohio.

SEC. 2. *Definition of a retail sale.* For the purposes of this order, a retail sale means a sale to an ultimate user or to a purchaser for resale on an installed basis.

SEC. 3. *Description of items covered by this order.* This order covers the stock millwork items set forth in the price list included herein including, but not limited to, glazed storm sash, glazed windows and doors. Other related items may be added from time to time.

SEC. 4. *Relationship to other orders and regulations.* This order supersedes MPR 44 and MPR 293 and the General Maximum Price Regulation for all sales of the items covered by this order. Sales of any items not specifically described in this order remain subject to all appli-

cable regulations issued by the Office of Price Administration.

SEC. 5. *Maximum prices.* (a) The prices set forth in this order are the maximum prices which may be charged for the items shown whether purchased from manufacturers or jobbers, or self-produced. Prices lower than the maximum prices may, of course, be charged or paid.

(b) The prices established by this order include free delivery.

(c) Sellers shall allow to all bona fide resellers on an installed basis a discount of not less than 2% for payment on or before the tenth of the calendar month following the date of delivery. No discount need be given on sales quoted and sold on a contract or lump sum basis.

SEC. 6. *Notification.* Each seller subject to this order shall keep for inspection by any purchaser, and make available to such purchaser, upon request, a copy of this order together with the price lists and prices established by this order.

SEC. 7. *Invoice.* Each seller subject to this order shall furnish to every buyer, of any items covered by this order, an invoice containing a sufficiently complete description of the stock millwork items sold to show whether or not the price is at or below the established maximum price. Items covered by the order shall be invoiced by the same description as listed in the attached price list.

SEC. 8. *Record keeping.* Each seller must keep at his place of business and available for inspection by representatives of the OPA, records concerning each sale covered by this order, showing the following:

1. Name and address of purchaser.
2. Place of delivery.
3. Date of transaction.
4. An itemized description of the materials and services invoiced, and the prices charged.
5. If the stock millwork is sold on a contract or lump sum price basis and includes two or more different items, the seller must keep a record describing his calculations of each item sold by reason of such lump sum price.

SEC. 9. *Prohibitions and evasions.* (a) No person shall sell, and no person shall buy in the course of trade or business at prices greater than the maximum prices established by this order.

(b) The price limitations set forth in this order shall not be evaded by direct or indirect methods, in connection with an offer, solicitation, agreement, sale, delivery, purchase or receipt of any of the commodities covered by this order, whether alone or in conjunction with any other commodity, or by way of commissions, services, transportation or other charges, discounts, premiums, or other privileges or by tying agreement or other understanding or by making the terms and conditions of sale more onerous to buyers than they were during March, 1942 (except as specifically permitted by this order or applicable regulations).

SEC. 10. *Posting.* Every seller making a sale covered by this order shall post a copy of said order with the list of maximum prices.

SEC. 11. *Amendment.* This order may be amended or revoked at any time by the Office of Price Administration.

This order shall become effective May 16, 1946.

Issued May 2, 1946.

J. F. KESSEL,
Regional Administrator.

TABLE 1—RETAIL MAXIMUM PRICES, STOCK MILLWORK, MARION AREA, INCLUDING DELAWARE, LOGAN, MARION, AND UNION COUNTIES IN OHIO

INTERIOR WESTERN PONDEROSA PINE DOORS

[Ovolo sticking]

Stock sizes	Thickness	4-panel No. 1	5x panel No. 1	5 regular panel No. 1	5x panel No. 2	2 regular W. P. P. S. & R. fir panels	2 vertical W. P. P. S. & R. fir panels	6 panel colonial No. 1, W. P.
2′ 0″ x 6′ 0″	1¾″	$5.42						
2′ 0″ x 6′ 0″	1⅜″	6.02	$6.02					
2′ 4″ x 7′ 0″	1¾″	7.22						
1′ 6″ x 6′ 8″	1⅜″		6.72					
1′ 6″ x 7′ 0″	1⅜″							
1′ 8″ x 6′ 8″	1⅜″							
1′ 10″ x 6′ 8″	1⅜″							
2′ 0″ x 6′ 0″	1⅜″	6.66	6.66	$6.66	$5.82			
2′ 0″ x 6′ 6″	1⅜″	6.54	6.36					
2′ 0″ x 6′ 8″	1⅜″	6.65	6.47	6.65				
2′ 0″ x 6′ 10″	1⅜″	7.55	7.11					
2′ 0″ x 7′ 0″	1⅜″	7.64	7.20	7.64				
2′ 2″ x 6′ 8″	1⅜″		7.01					
2′ 2″ x 7′ 0″	1⅜″		8.03					
2′ 4″ x 6′ 0″	1⅜″							
2′ 4″ x 6′ 6″	1⅜″	7.55	6.99			6.71	6.84	7.11
2′ 4″ x 6′ 8″	1⅜″	6.99	7.16	7.16		6.84	7.01	7.88
2′ 4″ x 6′ 10″	1⅜″	7.16	8.30			7.97	8.12	
2′ 4″ x 7′ 0″	1⅜″	8.30	8.42	8.42		8.06	8.24	9.18
2′ 6″ x 6′ 0″	1¾″	8.42	7.64			7.32	7.05	8.45
2′ 6″ x 6′ 6″	1⅜″	7.64	7.58	7.58	7.26	7.05	7.19	8.06
2′ 6″ x 6′ 8″	1⅜″	7.58	7.46	7.68		7.82	7.29	8.16
2′ 6″ x 6′ 10″	1⅜″	7.68	8.18			8.33	8.49	
2′ 6″ x 7′ 0″	1⅜″	8.67						
2′ 8″ x 6′ 0″	1¾″	8.34	7.80	8.03	$7.70	7.47	7.64	8.51
2′ 8″ x 6′ 8″	1⅜″	8.03	7.80			8.67	8.86	
2′ 8″ x 6′ 10″	1⅜″	9.05	8.54	9.17		8.28	8.46	9.93
2′ 8″ x 7′ 0″	1⅜″	9.17	8.63					
2′ 10″ x 6′ 6″	1⅜″	8.72				7.98	8.66	9.60
2′ 10″ x 6′ 8″	1⅜″	8.84	8.33	8.84		9.05	9.26	10.20
2′ 10″ x 6′ 10″	1¾″	9.42	9.42	9.42		9.17	9.33	10.31
2′ 10″ x 7′ 0″	1⅜″	9.54	9.54	9.54				
3′ 0″ x 6′ 6″	1⅜″	9.05				8.85		9.98
3′ 0″ x 6′ 8″	1⅜″	9.23	8.70			9.56	9.78	10.73
3′ 0″ x 7′ 0″	1⅜″	9.98	9.41	9.98				
2′ 6″ x 6′ 8″	1¾″		10.55			11.36		12.68
2′ 8″ x 6′ 8″	1¾″							13.03
2′ 8″ x 7′ 0″	1¾″							13.50
2′ 10″ x 6′ 8″	1¾″					11.69		
3′ 0″ x 6′ 8″	1¾″		12.15					
2′ 6″ x 7′ 0″	1¾″		11.12					
2′ 8″ x 6′ 8″	1¾″		11.93					
2′ 8″ x 7′ 0″	1¾″		13.01					
2′ 10″ x 6′ 10″	1¾″		13.18					
2′ 10″ x 7′ 0″	1¾″		11.99					
3′ 0″ x 6′ 8″	1¾″		12.93			13.22		14.48
3′ 0″ x 7′ 0″	1¾″	13.73						

FIR GLASS DOORS

[No. 2 quality]

Stock sizes	Thickness	3X—1 light		3X—3 lights		3X panels—4 lights		3X panels—6 lights	
		Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed
2′ 0″ x 6′ 6″	1⅜″	$6.41	$7.25	$6.77	$7.68	$6.90	$7.80	$7.14	$8.19
2′ 0″ x 6′ 8″	1⅜″	6.50	7.40	6.86	7.83	6.99	7.95	7.23	8.34
2′ 8″ x 6′ 8″	1⅜″	6.68	7.68	7.04	8.12	7.17	8.25	7.46	8.64
2′ 10″ x 6′ 10″	1⅜″	$7.44	$9.26	$7.80	$9.42	$7.92	$9.54	$8.16	$9.96
3′ 0″ x 7′ 0″	1⅜″	7.88	9.90	8.24	10.05	8.36	10.17	8.61	10.50

2 LIGHT CELLAR SASH—WESTERN PONDEROSA PINE

Glass size	Thickness (inches)	Open	Glazed, single strength
12″ x 14″	1⅜	$0.95	$1.34
12″ x 16″	1⅜	.98	1.44
12″ x 18″	1⅜	1.01	1.61
14″ x 12″	1⅜	1.08	1.62
14″ x 14″	1⅜	1.08	1.62
14″ x 15″	1⅜	1.13	1.76
14″ x 16″	1⅜	1.13	1.76
14″ x 18″	1⅜	$1.16	$1.83
14″ x 20″	1⅜	1.19	1.89
15″ x 12″	1⅜	1.08	1.83
15″ x 14″	1⅜	1.13	1.83
15″ x 16″	1⅜	1.16	1.89
15″ x 18″	1⅜	1.19	1.89
15″ x 20″	1⅜	1.20	2.19

TABLE 1—RETAIL MAXIMUM PRICES, STOCK MILLWORK, MARION AREA, INCLUDING DELAWARE, LOGAN, MARION, AND UNION COUNTIES IN OHIO—Continued

3 LIGHT CELLAR SASH—WESTERN PONDEROSA PINE

Glass size	Thickness (inches)	Open	Glazed, single strength	Glass size	Thickness (inches)	Open	Glazed, single strength
8″ x 10″	1⅜	$0.90	$1.17	10″ x 16″	1⅜	$1.08	$1.79
10″ x 12″	1⅜	1.02	1.38	10″ x 18″	1⅜	1.20	1.98
10″ x 14″	1⅜	1.07	1.58	10″ x 20″	1⅜	1.25	2.10

HOTBED SASH

Sash opening	Open	Glazed	Number rows glass	Sash opening	Open	Glazed	Number rows glass
3′ 0″ x 6′ 0″ 1¾	$3.14	$6.29	3	4′ 0″ x 6′ 0″ 1¾	$3.67	$6.45	4

KNOCKED DOWN SASH PARTS, TOXIC TREATED—WESTERN PONDEROSA PINE

[1⅜″ 2 check windows—Ohio knocked down wood parts—"profit"]

Glass	Stile or top rail	Check rail	Bottom rail	Glass	Stile or top rail	Check rail	Bottom rail
12″	$0.17	$0.14	$0.20	30″	$0.27	$0.23	$0.36
14″	.18	.14	.23	32″	.30	.24	.39
16″	.18	.15	.24	34″	.32	.26	.41
18″	.20	.17	.26	36″	.33	.27	.44
20″	.21	.18	.27	38″	.33	.27	.44
22″	.23	.18	.29	40″	.36	.29	.50
24″	.23	.20	.30	42″	.39	.30	.50
26″	.24	.20	.33	44″	.42	.33	.54
28″	.26	.21	.33	48″	.48	.39	.65

For ogee lugs (Cincinnati opening only) add for complete set (4 stiles)—$0.45.

CUPBOARD DOORS—1⅛″—1 PANEL WESTERN PONDEROSA PINE

1′ 4″ x 2′ 0″	$1.37	1′ 4″ x 3′ 0″	$1.86	1′ 4″ x 4′ 0″	$2.42	1′ 4″ x 5′ 0″	$3.08
1′ 6″ x 2′ 0″	1.46	1′ 6″ x 3′ 0″	1.95	1′ 6″ x 4′ 0″	2.55	1′ 6″ x 5′ 0″	3.25
1′ 8″ x 2′ 0″	1.59	1′ 8″ x 3′ 0″	2.13	1′ 8″ x 4′ 0″	2.76	1′ 8″ x 5′ 0″	3.54
2′ 0″ x 2′ 0″	1.73	2′ 0″ x 3′ 0″	2.37	2′ 0″ x 4′ 0″	3.08	2′ 0″ x 5′ 0″	3.95
1′ 4″ x 2′ 6″	1.68	1′ 4″ x 3′ 6″	2.18	1′ 4″ x 4′ 6″	2.76	2′ 0″ x 6′ 0″	4.41
1′ 6″ x 2′ 6″	1.77	1′ 6″ x 3′ 6″	2.28	1′ 6″ x 4′ 6″	2.91	2′ 0″ x 6′ 0″	5.19
1′ 8″ x 2′ 6″	1.91	1′ 8″ x 3′ 6″	2.51	1′ 8″ x 4′ 6″	3.18		
2′ 0″ x 2′ 6″	2.13	2′ 0″ x 3′ 6″	2.76	2′ 0″ x 4′ 6″	3.50		

FIR PANEL DOORS

Stock sizes	Thickness (inches)	F 82; 2 regular panel No. 1	F 82; 2 regular panel No. 2	F 20; 1 panel No. 1	F 3; 3 panel No. 2	Stock sizes	Thickness (inches)	F 82; 2 regular panel No. 1	F 82; 2 regular panel No. 2	F 20; 1 panel No. 1	F 3; 3 panel No. 2
2′ 0″ x 6′ 0″	1¾″				$4.59	2′ 4″ x 7′ 0″	1¾″	$7.04	$6.84		
2′ 0″ x 6′ 6″	1⅜″				5.28	2′ 6″ x 6′ 0″	1⅜″	6.29	6.12		
2′ 0″ x 6′ 8″	1⅜″				5.49	2′ 6″ x 6′ 6″	1⅜″	6.02	5.85		$6.12
1′ 6″ x 6′ 8″	1⅜″	$5.63	$5.48	$5.81		2′ 6″ x 6′ 8″	1⅜″	6.69	5.94		5.87
2′ 0″ x 6′ 0″	1⅜″	5.25	5.12		5.12	2′ 6″ x 7′ 0″	1⅜″	6.81	6.63	$6.27	5.94
2′ 0″ x 6′ 6″	1⅜″	5.49	5.34			2′ 8″ x 6′ 8″	1¾″	6.27	6.09		
2′ 0″ x 6′ 8″	1⅜″	5.63	5.48	5.81	5.48	2′ 8″ x 7′ 0″	1⅜″	6.98	6.80	6.45	6.09
2′ 0″ x 7′ 0″	1⅜″	6.68	6.50			2′ 10″ x 6′ 10″	1⅜″	7.65	7.44		
2′ 4″ x 6′ 0″	1⅜″	5.85	5.69			2′ 10″ x 7′ 0″	1⅜″	7.73	7.52		7.44
2′ 4″ x 6′ 8″	1⅜″	5.94	5.78	6.12	5.78	3′ 0″ x 7′ 0″	1⅜″	8.09	7.88		7.41

WESTERN PONDEROSA—FINE GLASS DOORS

Stock sizes	Thickness	N. D. 500		N. D. 502		N. D. 514		N. D. 530		N. D. 531		N. D. 532		N. D. 559		N. D. 561		N. D. 562		N. D. 567	
		Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed
2′ 6″ x 6′ 6″	1¾″																			$7.40	$9.39
2′ 6″ x 6′ 8″	1⅜″																			7.44	9.48
2′ 8″ x 6′ 8″	1⅜″	$8.45	$10.44	$9.33	$12.00	$7.44	$9.38	$8.07	$8.93	$8.91	$9.59	$9.42	$11.22	$7.28	$10.19	$8.72	$10.37	$9.08	$11.07	7.65	9.90
2′ 10″ x 6′ 10″	1¾″	9.14	12.41	10.89	13.80	8.07	11.34	8.76	10.16	9.66	11.54	10.11	12.45	7.59	11.30	9.03	11.91				
2′ 8″ x 7′ 0″	1¾″	9.03	12.29	10.77	13.83	7.97	10.88	8.61	10.02	9.45	10.62	9.93	12.09	7.86	11.12	9.30	12.18	9.08	12.63	8.24	11.15
2′ 10″ x 7′ 0″	1⅜″	9.23	12.56	10.95	14.18	8.12	11.39	8.81	11.06	9.68	11.60	10.14	12.60							8.19	11.10
3′ 0″ x 7′ 0″	1⅜″	9.45	13.16	11.19	14.51	8.34	12.05	9.03	10.64	9.87	12.02	10.35	12.84	8.12	12.14	9.56	12.78	9.93	13.08	8.34	11.58
2′ 8″ x 6′ 8″	1¾″					10.19	12.42	10.94	12.51	12.02	13.44	12.60	14.31	10.67	12.98	11.97	13.31	12.48	15.09	8.49	11.76
2′ 10″ x 6′ 8″	1¾″	11.87	14.76	14.27	17.07	10.43	12.18	11.22	11.82	12.30	13.04	12.87	14.70	10.29	13.20	12.20	13.67	12.72	14.51	10.71	12.96
3′ 0″ x 6′ 8″	1¾″					10.64	13.55	11.51	12.60	12.59	13.70	13.89	16.24							10.94	13.31
2′ 10″ x 6′ 10″	1¾″	12.44	15.60	14.85	17.84	10.94	13.41	11.79	13.02	12.87	13.98	13.45	15.66	10.76	14.46	12.66	14.69	13.17	16.09	11.15	14.06
2′ 6″ x 7′ 0″	1¾″	12.87	16.14	15.32	18.23	11.33	14.00	12.20	14.19	13.29	15.23	13.89	16.24	11.15	14.42	13.05	15.95	13.59	16.55	11.57	14.48
2′ 8″ x 7′ 0″	1¾″					10.94	13.85														
2′ 10″ x 7′ 0″	1¾″	12.77	16.04	15.18	18.28	11.22	14.13	12.02	14.03	13.13	14.93	13.69	15.84							11.69	14.94
3′ 0″ x 7′ 0″	1¾″	13.05	16.32	15.47	18.51	11.45	14.70	12.38	14.61	13.46	15.39	14.04	16.50	11.51	15.53	13.41	15.71	13.92	16.11	11.97	15.23
	1¾″	13.34	17.04	15.75	19.07	11.73	14.58	12.66	14.06	13.74	15.00	14.31	16.80								

TABLE 1—RETAIL MAXIMUM PRICES, STOCK MILLWORK, MARION AREA, INCLUDING DELAWARE, LOGAN, MARION, AND UNION COUNTIES IN OHIO—Continued

WESTERN PONDEROSA—PINE GLASS DOORS—continued

Stock sizes	Thickness	N. D. 568		N. D. 569		N. D. 591		N. D. 592		N. D. 594		N. D. 635		N. D. 638		N. D. 641		N. D. 642		Open	Glazed
		Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed		
	Inches																				
2′ 6″ x 6′ 6″	1⅜	$8.24	$9.98	$8.76	$10.74									$8.34	$12.06	$9.08	$11.88	$9.60	$12.69		
2′ 6″ x 6′ 8″	1⅜			8.81	11.10									9.41	13.20	9.36	12.57	9.87	13.25		
2′ 8″ x 6′ 8″	1⅜	8.49	10.61	9.03	11.01	$8.34	$9.15	$9.08	$10.11	$9.53	$10.73	$7.92	$11.94	9.69	14.09	9.65	12.75	10.16	13.50		
3′ 0″ x 6′ 8″	1⅜									10.89	12.24	8.24	12.99	9.65	13.98	9.60	12.66	10.11	13.38		
2′ 10″ x 6′ 10″	1⅜	9.00	11.28	9.60	12.09	10.02	11.06	10.82	11.96	11.31	12.62	8.54	13.31	9.65	13.98	9.60	12.66	10.11	13.38		
2′ 8″ x 7′ 0″	1⅜	9.03	11.18	9.56	12.00							8.49	13.26	9.78	14.45	9.74	12.90	10.25	13.58		
2′ 10″ x 7′ 0″	1⅜			9.72	12.41	10.52	11.38	11.31	12.48	11.78	13.13	8.66	13.43	9.92	14.63	9.87	13.22	10.40	13.97		
2′ 0″ x 7′ 0″	1⅜	9.33	11.91	9.87	12.56							8.81	13.82								
2′ 6″ x 6′ 8″	1¾																				
2′ 8″ x 6′ 8″	1¾	11.79	13.89	12.48	14.46	11.69	12.62	12.57	13.61	13.10	14.31	10.68	14.49	11.82	15.98	12.92	14.90	13.59	15.80		
2′ 10″ x 6′ 8″	1¾			12.72	15.21							10.86	15.27	13.38	16.95	13.38	15.72	14.06	16.50		
2′ 0″ x 6′ 8″	1¾			12.95	15.44	12.32	13.32	13.20	14.31	13.73	15.03	12.30	17.07	13.79	18.18	13.79	16.89	14.45	17.78		
2′ 10″ x 6′ 10″	1¾			13.34	15.83	14.03	15.06	15.00	16.14	15.57	16.89										
3′ 6″ x 7′ 0″	1¾											12.26	17.03	13.74	18.08	13.73	16.80	14.40	17.67		
3′ 8″ x 7′ 0″	1¾											12.48	17.25	13.94	18.60	13.94	17.12	14.61	17.94		
2′ 10″ x 7′ 0″	1¾			13.46	16.14	14.31	15.35	15.29	16.46	15.87	17.18	11.64	16.28	14.15	18.02	14.16	16.58	14.82	17.42		
3′ 0″ x 7′ 0″	1¾			13.74	16.43	13.41	14.42	14.31	15.44	14.85	16.14										

SIDELIGHTS—WESTERN PONDEROSA PINE NO. 1

Stock sizes	Thickness (inches)	S. L. 676		S. L. 675, 6 lts.		S. L. 675		S. L. 675, 8 lts.		Stock sizes	Thickness (inches)	S. L. 676		S. L. 675, 6 lts.		S. L. 675		S. L. 675, 8 lts.	
		Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed			Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed
1′ 2″ x 6′ 8″	1⅜	$4.56	$6.20	$6.15	$8.45	$4.52	$6.51	$6.42	$8.87	1′ 2″ x 6′ 8″	1¾	$6.11	$7.74	$8.09	$10.46	$6.05	$8.04	$7.82	$10.26
1′ 2″ x 7′ 0″	1⅜	4.89	6.51	6.48	8.78	4.83	6.83	6.75	9.20	1′ 2″ x 7′ 0″	1¾	6.51	8.13	8.52	10.80	6.44	8.45	8.19	10.64

1¾″ COLONIAL ENTRANCE DOORS

[No. 1 western ponderosa pine]

	2′ 8″ x 6′ 8″		3′ 0″ x 6′ 8″		3′ 0″ x 7′ 0″	
6 pan. ¾″ heavy panel			$14.73		$15.71	
8 pan. ¾″ heavy panel			14.90		15.89	
	Open	Glazed	Open	Glazed	Open	Glazed
Design N. D. 610			$29.27	$32.45	$29.97	$33.18
Design N. D. 607			26.07	28.01	27.90	30.02
Design N. D. 608			33.54	35.15	34.23	37.49
Design N. D. 612 Dutch			29.21	32.58	29.90	33.60

	2′ 8″ x 6′ 8″		3′ 0″ x 6′ 8″		3′ 0″ x 7′ 0″	
6 pan ¾″ heavy panel			$14.73		$15.71	
8 pan. ¾″ heavy panel			14.90		15.89	
	Open	Glazed	Open	Glazed	Open	Glazed
Design N. D. 512			$14.67	$18.84	$15.53	$19.89
Design N. D. 612			24.66	28.02	25.37	29.07
Design N. D. 600			20.93	22.61	22.44	24.12

FRENCH DOORS

[Stiles and top rail 4¾″—western ponderosa pine]

Stock Size	Thickness	N. D. 625		N. D. 626		N. D. 627		Stock Sizes	Thickness	N. D. 625		N. D. 626		N. D. 627	
		Open	Glazed	Open	Glazed	Open	Glazed			Open	Glazed	Open	Glazed	Open	Glazed
2′ 0″ x 6′ 8″	1⅜″	$6.90	$8.79	$7.14	$9.83			2′ 6″ x 7′ 0″	1⅜″	$7.49	$10.76	$7.28	$10.70	$8.24	$11.91
2′ 6″ x 6′ 8″	1⅜″	7.08	9.45	6.92	10.22	$7.19	$10.49	3′ 0″ x 7′ 0″	1⅜″					8.48	12.41
2′ 8″ x 6′ 8″	1⅜″			6.96	10.40	7.23	10.56	2′ 6″ x 6′ 8″	1¾″					10.13	13.43
2′ 0″ x 7′ 0″	1⅜″	7.26	9.78					3′ 0″ x 7′ 0″	1¾″					11.99	15.92

T. astragal for folding doors—western ponderosa pine $0.90.

GARAGE DOORS

Stock sizes	Thickness	Glass size	Fir		Western ponderosa pine		Stock sizes	Thickness	Glass size	Fir		Western ponderosa pine	
			Design N. D. 720–722		Design N. D. 720					Design N. D. 720–722		Design N. D. 720	
			Open	Glazed	Open	Glazed				Open	Glazed	Open	Glazed
8′ 0″ x 7′ 0″	1¾″	12 x 13	$21.30	$23.96	$25.55	$27.99	8′ 0″ x 8′ 0″	1¾″	12 x 16	$21.30	$23.96	$26.52	$28.97
8′ 0″ x 7′ 8″	1¾″	12 x 16	21.30	23.96	26.03	28.49							

TABLE 1—RETAIL MAXIMUM PRICES, STOCK MILLWORK, MARION AREA, INCLUDING DELAWARE, LOGAN, MARION, AND UNION COUNTIES IN OHIO—Continued

2-LIGHT WINDOWS—1¾″ CHECK RAIL—CLEAR WESTERN PONDEROSA PINE—TOXIC TREATED AND PREFIT

[For lugs, add per window $0.45]

Glass size	Ohio opening			Glass size	Ohio opening		
	Open	Glazed single strength B	Glazed double strength B		Open	Glazed single strength B	Glazed double strength B
16″ x 16″	$1.50	$2.18	$2.37	26″ x 24″	$1.97	$3.42	$4.41
16″ x 18″	1.68	2.42	2.67	26″ x 26″	2.01	3.69	4.76
16″ x 20″	1.62	2.48	2.81	26″ x 28″	2.06	3.98	5.13
16″ x 24″	1.71	2.72	3.11	26″ x 30″	2.28	4.77	5.84
16″ x 28″	1.92	3.20	3.77	26″ x 32″	2.48	4.92	5.96
16″ x 28″	1.83	3.11	3.71	26″ x 34″	2.54	5.58	6.81
18″ x 18″	1.76	2.67	2.90	26″ x 36″	2.58	5.63	6.87
18″ x 20″	1.67	2.63	2.97	28″ x 14″	1.92	3.12	3.63
18″ x 24″	1.77	3.02	3.56	28″ x 16″	1.98	3.29	3.92
18″ x 26″	1.98	3.39	4.04	28″ x 18″	2.03	3.54	4.25
18″ x 28″	2.03	3.54	4.25	28″ x 20″	2.10	3.69	4.43
20″ x 14″	1.58	2.10	2.49	28″ x 24″	2.01	3.69	4.76
20″ x 16″	1.62	2.33	2.81	28″ x 26″	2.06	4.22	5.13
20″ x 18″	1.80	2.49	3.15	28 x 28″	2.10	4.50	5.51
20″ x 20″	1.71	2.73	3.41	28″ x 30″	2.36	4.82	5.87
20″ x 24″	1.83	3.02	3.81	28″ x 32″	2.54	5.58	6.81
20″ x 26″	1.86	3.14	4.01	28″ x 34″	2.58	5.63	6.87
20″ x 28″	2.10	3.29	4.43	28″ x 36″	2.66	6.06	7.50
20″ x 30″	2.15	3.42	4.68	30″ x 14″	1.95	3.26	3.78
20″ x 32″	2.28	4.23	5.10	30″ x 16″	2.03	3.45	4.08
22″ x 24″	1.88	3.14	4.01	30″ x 18″	2.10	3.69	4.43
22″ x 26″	1.92	3.29	4.27	30″ x 20″	2.15	3.86	4.68
22″ x 28″	1.97	3.42	4.41	30″ x 24″	2.06	3.87	5.06
22″ x 30″	2.19	4.14	5.04	30″ x 26″	2.10	4.50	5.51
24″ x 12″	1.76	2.55	2.82	30″ x 28″	2.18	4.55	5.54
24″ x 14″	1.67	2.45	2.91	30″ x 30″	2.42	5.49	6.75
24″ x 16″	1.71	2.60	3.26	30″ x 32″	2.58	5.63	6.87
24″ x 18″	1.77	2.84	3.56	30″ x 34″	2.66	6.06	7.50
24″ x 20″	1.83	3.02	3.81	30″ x 36″	2.70	6.11	7.55
24″ x 22″	1.85	3.14	4.01	32″ x 24″	2.42	4.85	5.91
24″ x 24″	1.92	3.38	4.37	32″ x 28″	2.54	5.58	6.81
24″ x 26″	1.97	3.42	4.41	32″ x 30″	2.58	5.63	6.87
24″ x 28″	2.01	3.69	4.76	32″ x 32″	2.66		7.50
24″ x 30″	2.06	3.87	5.06	32″ x 36″	2.75		8.39
24″ x 32″	2.22	4.65	5.58	32″ x 24″	2.54	5.25	6.44
24″ x 34″	2.48	4.92	5.96	36″ x 28″	2.66	6.06	7.50
24″ x 36″	2.52	5.24	6.44	36″ x 30″	2.70	6.11	7.55
26″ x 14″	1.71	2.67	3.02	40″ x 24″	2.78	5.75	6.98
26″ x 16″	1.77	3.02	3.56	40″ x 28″	2.90	6.81	8.46
26″ x 18″	1.82	3.21	3.81	40″ x 30″	2.96	6.89	8.55
26″ x 20″	1.86	3.33	4.01				

Divided Light and Sash Extras

Add to 2-light window price as follows:

Rectangular lights up to and including lights 16″ high, per light $0.09
Rectangular lights over 16″ high and up to and including lights 30″ high, per light ..... .12
Rectangular lights over 30″ high, per light ..... .18
(Per rectangular lights formed by horizontal bars only, read width for height.)

For half windows open or glazed, use half price of window and add $0.12
For rabbeting special sash in pairs, add per pair ..... .48
For rabbeting bottom rails of sash or windows, add per sash ..... .23
Plowing for unique balance, add per window ..... .25
For ogee lugs on 2 and 4 check 13s-inch window only, add to window price ..... .45

FLANK WINDOW FRAMES—WESTERN PONDEROSA PINE

Glass size, 2-lights	5¾″ frame wall, 1⅜″ outside casing		9″ brick wall, head and sill		Glass size, 2-lights	5¾″ frame wall, 1⅜″ outside casing		9″ brick wall, head and sill	
	Heads and sills	Sides	Heads and sills	Sides		Heads and sills	Sides	Heads and sills	Sides
20″	$1.89		$2.04		36″	$2.93	$2.26	$3.17	$2.55
24″	2.10	$1.65	2.27	$1.79	40″	3.30	2.72	3.60	2.93
28″	2.36	1.89	2.55	2.04	44″	3.65	2.94	3.90	3.18
30″	2.54	2.06	2.75	2.22	48″		3.15		3.39
32″	2.72	2.06	2.93	2.22					

EXTRAS

For smaller or intermediate sizes use next largest size.
Add for reading up sash frames $0.90
For frames made for sash to pivot add ..... .68

INSIDE DOOR FRAMES

[Western ponderosa pine]

Design	Knocked down		Nailed up	
	2′ 8″ x 6′ 8″	3′ 0″ x 7′ 0″	2′ 8″ x 6′ 8″	3′ 0″ x 7′ 0″
1¾″ x 5⅜″ jamb	$4.05	$4.28	$4.65	$4.88
Jamb ¾″ x 5¼″ stop ½″ x 1⅝″	2.78	2.93	3.38	3.53
Jamb ¾″ x 5¼″ No stops	2.25	2.39	2.85	2.99

YELLOW PINE

[Inside door frames]

Jamb 1⅜″ x 5¾″ rab. 2 sides	$2.88	$3.18	$3.48	$3.78
Jamb 1⅜″ x 3½″ rab. 1 side	2.28	2.52	2.88	3.12

CASED OPENINGS

6′ 0″ x 7′ 0″ and smaller	¾″ x 5½″ jambs and heads	$2.76
6′ 0″ x 7′ 0″ and smaller	1¾″ x 5½″ jambs and heads	3.33

TABLE 1—RETAIL MAXIMUM PRICES, STOCK MILLWORK, MARION AREA, INCLUDING DELAWARE, LOGAN, MARION, AND UNION COUNTIES IN OHIO—Continued

4-LIGHT WINDOWS—1⅜" CHECK RAIL

[Clear western Ponderosa pine—for lugs, add per window]

Glass size	Thickness (inches)	Ohio opening: Open	Ohio opening: Glazed, single strength B
10" x 20"	1¾	$2.15	$3.24
10" x 24"	1⅜	2.28	3.56
12" x 20"	1⅜	2.06	3.12
12" x 24"	1⅜	2.19	3.59
12" x 26"	1⅜	2.25	3.96
12" x 28"	1¾	2.30	4.17
12" x 30"	1⅜	2.60	4.74
12" x 32"	1⅜	2.79	5.00
12" x 34"	1⅜	2.87	5.15
12" x 36"	1⅜	2.94	5.36
14" x 24"	1⅜	2.48	4.40
14" x 26"	1⅜	2.55	4.52
14" x 28"	1⅜	2.63	$5.00
14" x 30"	1⅜	2.70	5.16
14" x 32"	1⅜	2.91	5.48
14" x 34"	1⅜	2.96	5.67
14" x 36"	1⅜	2.55	4.92
15" x 24"	1⅜	2.60	4.95
15" x 26"	1⅜	2.67	5.61
15" x 28"	1⅜	2.75	5.30
15" x 30"	1⅜	2.96	5.67
15" x 32"	1⅜	3.11	5.91
15" x 34"	1⅜	3.11	6.39
15" x 36"	1⅜		

12-LIGHT WINDOWS—1⅜" CHECK RAIL

[Western Ponderosa pine—Prefit, plowed and bored, toxic treated]

Glass size	Thickness (inches)	Open	Glazed, single strength B
8" x 8"	1⅜	$2.55	$3.77
8" x 10"	1⅜	2.52	4.02
8" x 12"	1⅜	2.87	4.59
9" x 12"	1⅜	2.70	4.41
9" x 14"	1⅜	2.81	4.76
10" x 10"	1⅜	2.91	4.55
10" x 12"	1⅜	2.79	4.82
10" x 14"	1⅜	3.15	5.36
10" x 15"	1⅜	$3.26	$5.54
10" x 16"	1⅜	3.45	5.93
10" x 18"	1⅜	3.57	6.26
10" x 20"	1⅜	3.95	7.02
12" x 14"	1⅜	3.69	6.48
12" x 16"	1⅜	3.50	7.38
12" x 18"	1⅜	3.95	7.02
12" x 20"	1⅜		

2-LIGHT STORM SASH

[Toxic treated, glazed, 4½" wider and 8" longer than glass—western ponderosa pine]

Glass size	Thickness (inches)	Glazed	Glass size	Thickness (inches)	Glazed	Glass size	Thickness (inches)	Glazed
16" x 16"	1⅛	$2.18	24" x 28"	1⅛	$3.69	28" x 28"	1⅛	$4.50
18" x 20"	1⅛	2.52	24" x 30"	1⅛	3.87	28" x 30"	1⅛	4.82
18" x 24"	1⅛	3.02	24" x 32"	1⅛	4.56	28" x 32"	1⅛	5.58
20" x 16"	1⅛	2.33	26" x 18"	1⅛	3.21	30" x 16"	1⅛	3.45
20" x 18"	1⅛	2.49	26" x 20"	1⅛	3.33	30" x 18"	1⅛	3.69
20" x 20"	1⅛	2.73	26" x 24"	1⅛	3.42	30" x 20"	1⅛	3.86
20" x 24"	1⅛	3.02	26" x 26"	1⅛	3.69	30" x 24"	1⅛	3.87
20" x 26"	1⅛	3.14	26" x 28"	1⅛	3.98	30" x 26"	1⅛	4.50
20" x 28"	1⅛	2.45	26" x 30"	1⅛	4.77	30" x 28"	1⅛	4.55
24" x 14"	1⅛	2.60	26" x 32"	1⅛	4.92	30" x 30"	1⅛	5.49
24" x 16"	1⅛	2.84	27" x 24"	1⅛	4.17	30" x 32"	1⅛	5.64
24" x 18"	1⅛	3.02	28" x 18"	1⅛	3.54	32" x 24"	1⅛	4.83
24" x 20"	1⅛	3.14	28" x 20"	1⅛	3.69	36" x 24"	1⅛	5.25
24" x 22"	1⅛	3.38	28" x 24"	1⅛	4.23	40" x 24"	1⅛	7.19
24" x 24"	1⅛	3.42	28" x 26"	1⅛				
24" x 26"	1⅛							

1 LIGHT SINGLE SASH—1⅜" THICK

[Toxic treated western ponderosa pine]

Glass size	Open	Glazed, single strength	Glazed, double strength	Glass size	Open	Glazed, single strength	Glazed, double strength
16" x 18"	$1.01	$1.35	$1.53	28" x 26"	$1.23	$2.36	$2.93
16" x 20"	1.04	1.49	1.68	28" x 28"	1.25	2.51	3.12
16" x 24"	1.07	1.55	1.80	28" x 30"	1.28	2.55	3.17
16" x 26"	1.11	1.85	2.21	28" x 32"	1.37	2.97	3.69
16" x 30"	1.13	1.89	2.31	30" x 18"	1.16	1.97	2.42
18" x 20"	1.07	1.55	1.76	30" x 20"	1.19	2.06	2.51
18" x 24"	1.08	1.74	2.05	30" x 24"	1.25	2.31	2.88
18" x 26"	1.13	1.89	2.31	30" x 26"	1.31	2.55	3.17
18" x 28"	1.19	1.97	2.42	30" x 28"	1.32	2.93	3.65
18" x 30"	1.04	1.49	1.68	30" x 30"	1.43	2.99	3.71
20" x 16"	1.07	1.55	1.76	30" x 32"	1.47	3.24	4.07
20" x 18"	.99	1.64	1.89	30" x 36"	1.32	2.31	2.88
20" x 20"	1.02	1.74	2.09	36" x 18"	1.35	2.46	3.07
20" x 24"	1.08	1.85	2.28	36" x 20"	1.40	2.78	3.48
20" x 28"	.98	1.44	1.79	36" x 24"	1.44	3.24	4.11
24" x 16"	.99	1.64	1.94	36" x 28"	1.50	3.29	4.22
24" x 18"	1.02	1.74	2.09	36" x 30"	1.52	3.59	4.58
24" x 20"	1.04	1.89	2.37	36" x 32"	1.59		3.29
24" x 24"	1.08	1.94	2.37	36" x 36"	1.50	2.67	3.34
24" x 26"	1.11	2.04	2.58	40" x 20"	1.55	3.12	4.01
24" x 28"	1.13	2.18	2.72	40" x 24"	1.62		4.01
24" x 30"	1.32	2.51	3.17	40" x 28"	1.64		4.02
24" x 32"	1.07	1.74	2.06	40" x 30"	1.67		4.56
26" x 16"	1.08	1.80	2.16	40" x 32"	1.74		5.06
26" x 18"	1.13	1.89	2.31	40" x 36"	1.79		3.86
26" x 20"	1.19	2.06	2.51	40" x 40"	1.56		4.01
26" x 24"	1.20	2.16	2.72	44" x 20"	1.64		4.56
26" x 28"	1.23	2.37	2.93	44" x 24"	1.68		5.04
26" x 32"	1.25	2.51	3.12	44" x 28"	1.71		5.05
26" x 36"	1.11	1.76	2.15	44" x 30"	1.74		4.92
28" x 16"	1.13	1.89	2.31	44" x 32"	1.67		5.03
28" x 18"	1.16	1.97	2.42	48" x 24"	1.70		4.66
28" x 20"	1.20	2.16	2.72	48" x 28"	1.79		
28" x 24"				48" x 30"			

TABLE 1—RETAIL MAXIMUM PRICES, STOCK MILLWORK, MARION AREA, INCLUDING DELAWARE, LOGAN, MARION, AND UNION COUNTIES IN OHIO—Continued

BARN SASH

[Western ponderosa pine]

Glass size	Thickness (inches)	4-light barn sash: Open	4-light barn sash: Glazed	6-light barn sash: Open	6-light barn sash: Glazed	9-light barn sash: Open	9-light barn sash: Glazed
8" x 10"	1⅜	$0.89	$1.26	$1.04	$1.64	$1.44	$2.37
9" x 12"	1⅜	.95	1.43	1.16	1.89		
10" x 12"	1⅜	.99	1.50	1.20	1.98	1.68	2.94
10" x 14"	1⅜	1.04	1.61	1.25	2.16		
10" x 16"	1⅜			1.37	2.64		
8" x 10"	1⅜	$0.98	$1.35	$1.17	$1.76	$1.59	$2.55
9" x 12"	1⅜	1.07	1.53	1.31	2.01		
10" x 12"	1⅜	1.16	1.61	1.35	2.10	1.91	3.17
10" x 14"	1⅜	1.17	1.74	1.41	2.31		
10" x 16"	1⅜			1.58	2.82		

EXTERIOR DOOR FRAMES—WESTERN PONDEROSA PINE

FOR FRAME CONSTRUCTION

[5¼-inch wall]—1¼ outside casing

	With oak sill	No sill
2' 8" x 6' 8"	$8.85	$5.99
3' 0" x 6' 8"	9.44	6.15
3' 0" x 7' 0"	9.69	6.38

Add for nailing up $0.50

GARAGE DOOR FRAME

Jamb—1¾ x 5¼ inch western ponderosa pine (no outside casing or sill).
Not over 8' 0" x 8' 0"—knocked down. $6.75

DOOR FRAME EXTRAS

Transom door frames (transom not over 1' 6" high, add. $3.38
Side light door frame, figure 3 times price of single.
Circle top door frame, add to price of square head frame. 9.53

FOR 9-INCH MASONRY CONSTRUCTION

(No sill)

	Knocked down	Nailed up
2' 8" x 6' 8"	$6.60	$7.40
3' 0" x 6' 8"	6.60	7.50
3' 0" x 7' 0"	6.83	7.73

FOR 10-INCH FURRED BRICK WALL

2' 8" x 6' 8"	$8.55	$9.45
3' 0" x 6' 8"	9.14	10.04
3' 0" x 7' 0"	9.45	10.35

FOR 13-INCH MASONRY CONSTRUCTION

2' 8" x 6' 8"	$10.71	$11.61
3' 0" x 6' 8"	10.88	11.78
3' 0" x 7' 0"	11.25	12.15

Treating door frames with "wood-life" preserver $0.54

EXTERIOR WINDOW FRAMES—WESTERN PONDEROSA PINE

[Important joints treated with wood preserver]

Glass size 2-lights	4⅝" frame wall, 1⅜" outside casing: Heads and sills	4⅝" frame wall, 1⅜" outside casing: Sides	9" brick wall, all head and sill: Heads and sills	9" brick wall, all head and sill: Sides	"Unique balance" frame: Heads and sills	"Unique balance" frame: Sides
12"		$2.30				
14"	$1.34	2.51	$1.20	$3.16	$1.28	$1.64
16"	1.44	2.66	1.28	3.26	1.35	1.79
18"	1.70	2.82	1.35	3.53	1.44	1.97
20"	1.79	3.08	1.44	3.81	1.55	2.13
22"	1.89	3.24	1.67	4.05	1.76	2.30
24"	1.98	3.38	1.74	4.28	1.86	2.45
26"	2.07	3.53	1.83	4.47	1.95	2.57
27"	2.15				2.00	
28"	2.15	3.66	1.91	4.86	2.03	2.72
30"	2.31	3.95	1.98	4.92	2.10	2.91
32"	2.49	4.11	2.07	5.39	2.21	3.18
36"	2.67	4.52	2.31	5.90	2.48	3.54
40"	2.97		2.49		2.66	

WINDOW FRAME EXTRAS

For nailing-up (N. U.) add to above. $0.90
Mullion frames, add to price of 2 single frames. .45
Triple frames, add to price of 3 single frames. 1.20
For brick house frames with moulded banging style instead of plain, add. .60
For cutting down heads and sills, add. $0.90
For cutting down sides, add. .90
Long sill horns for corner construction, add to price of regular head and sill. .90
For frame house frame, add for hanging stile instead of casing. 1.14

PORCH WORK—FIR

Colonial columns: Sizes	Round cap and base	Paneled cap and base	Turned columns: Sizes	Turned center
6 inch x 8 feet	$5.40		4" x 4", 8 feet	$2.37
8 inch x 6 feet	6.15	$6.00	5" x 5", 8 feet	3.69
8 feet	6.75	7.47	6" x 6", 8 feet	5.31
10 inch x 8 feet	9.12	9.42	6" x 6", 10 feet	6.66
9 feet	10.38	10.41		
12 inch x 8 feet		11.19		
9 feet		12.30		

Add for splitting columns, $0.75.

FIR—PORCH NEWELS

Size	Square paneled, cap and base	Size	Square, turned cap
4 inch x 4 feet	$4.08	5" x 5" x 4 feet	$1.85
16 inch x 4 feet	5.16	6" x 6" x 4 feet	2.66

[F. R. Doc. 46-9123; Filed, May 29, 1946; 1:03 p. m.]

[Region III Order G–28 Under RMPR 251]

Re-Siding Materials in Cincinnati-Covington, Ohio, Area

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to the authority vested in the Regional Administrator of Region III of the Office of Price Administration by the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and by section 9 of Revised Maximum Price Regulation No. 251, this order is issued:

SECTION 1. *What this order covers.* (a) This order fixes maximum prices for all sales of composition re-siding materials on an installed basis into a residential structure, as defined herein, in the area hereinafter described, whether or not such sales or services are made as a part of a general contract.

(b) The term "residential structure" means any building, structure, or part thereof, used entirely or principally for living or dwelling purposes and includes building or structures in connection therewith, or adjacent thereto, at the same site, such as garages, barns, milk houses, sheds, granaries, and other outbuildings, but does not include hotels.

(c) The term "re-siding materials" means any material used for re-siding a residential structure in whole or in part, including but not limited to types of siding used such as asbestos-cement shingles and composition siding materials such as insulated brick or stone and roll brick siding, but does not include materials covered by Revised Maximum Price Regulation No. 251, such as lap-siding, drop siding, wood shingles, and similar materials.

SEC. 2. *Geographical applicability.* This Order No. G–28 applies to re-siding installed on residences in the Cincinnati-Covington Area, which includes the following Counties: Hamilton County in the State of Ohio and Boone, Campbell and Kenton Counties in the State of Kentucky.

SEC. 3. *Relationship of this order to Revised Maximum Price Regulation No. 251.* (a) This order supersedes sections 6, 7 and 8 of Revised Maximum Price Regulation No. 251 with respect to sales covered by this order. All other sections of Revised Maximum Price Regulation No. 251, together with all amendments thereto that have been or may be issued, except to the extent they are inconsistent with the provisions of this order, shall apply to sales covered by this order.

(b) On and after the effective date of this order, regardless of any contract or other obligations, no person shall sell or offer to sell re-siding materials on an installed basis covered by this order at prices higher than the maximum prices established by this order: *Provided,* That installations made not more than thirty days after the effective date of this order on bona fide contracts executed prior to the effective date of this order shall not be considered to be violations of this order.

SEC. 4. *Maximum prices for sales of materials on an installed basis.* The maximum prices for installed re-siding sales covered by this order shall be as follows:

Standard surface hardness, asbestos cement siding 12 in. x 24 in. or 12 in. x 27 in.: $25.00 per square installed.

Extra hard surface asbestos cement siding 12 in. x 24 in. or 12 in. x 27 in.: $27.00 per square installed.

Insulated brick or insulated stone (fiber insulation board base) $31.00 per square installed.

NOTE: If backer board is used—$1.00 per square should be added to these prices.

These prices are for installed siding per square and they include:

(a) The cost of siding materials delivered to the site where the installation of the siding is to be performed.

(b) The cost of accessories used in the installation of the siding which includes but is not limited to, levelling material, felt and/or felt strips, corner heads, caulking, mouldings, nails or other necessary material.

(c) Labor costs, including Federal old age benefits, unemployment compensation, taxes and workmen's compensation and public liability insurance.

(d) Other job costs, including trucking, removal of rubbish, rental of scaffold or other equipment.

(e) Margin which includes commission or brokerage.

SEC. 5. *Guaranteed or lump sum price.* (a) A seller may offer to or make sales covered by this order on the basis of a lump sum price but such lump sum price must not be higher than the maximum price calculated in accordance with the pricing methods and requirements of this order.

(b) *Recomputation.* Within 30 days from the completion of any service covered by this order for which a price was charged on the basis described in paragraph (a) above, the seller shall check his price by reviewing the categories and other factors used in his estimate on the basis of the actual services rendered and material furnished and shall determine whether the price quoted, charged or collected is higher than the maximum price computed under this order. In the event that the price quoted, charged or collected is higher than the maximum price computed under the terms of this order the seller shall reduce his price to the proper maximum price and shall refund to the buyer within such period of 30 days after the completion of the service any excess which may have been collected or, if no excess has been collected, then, by written notice to the buyer, shall cancel the indebtedness of the buyer for any such excess, or both, as the case may require. Such a charge or collection in an amount in excess of the maximum price properly computed in accordance with this order shall not be considered to be a violation of this order if the amount thereof is refunded or credited to the buyer in accordance with this paragraph.

SEC. 6. *Preparatory or incidental construction work.* If in connection with any re-siding job, any installed building materials are furnished or any construction services performed by the seller for which specific maximum prices are not fixed by this order, such materials and services shall be separately priced and billed on all invoices and sales slips. The maximum prices for such preparatory and incidental construction work shall be determined under Revised Maximum Price Regulation No. 251, or as fixed by any applicable area pricing order issued by the Regional Administrator of Region III.

For the purposes of this order, the term "preparatory construction work" refers to all services and materials furnished which are necessary to place a structure in repair prior to installation of siding. (Examples: Boxing in of concrete, cement block, natural stone or brick basement walls, construction of new dormer, etc.)

The term "incidental construction work" refers to separate work or materials and services furnished unrelated to the siding installation. (Examples: roof repairs, painting, etc.)

SEC. 7. *Measurements.* It shall be the seller's responsibility to measure with reasonable accuracy the area or footage to be covered. Such measurements, including allowance for waste and overlap, shall be made as follows:

(1) The seller must deduct one-half of the area of doors and windows from the over-all area to be covered with composition re-siding.

SEC. 8. *Notification.* (a) Each seller making a sale covered by this order shall, upon completion of the work, furnish to the purchaser a statement showing the following:

(1) The names and addresses of the seller and purchaser.
(2) The location of the job.
(3) The date the job was completed.
(4) A description of the work performed and the total charged for the job, together with an itemized statement of any items for which an extra charge was made, and the quantities and prices of each, and a separate statement of the preparatory and incidental construction work performed, as provided in section 6 of this order.

(b) The seller shall also furnish the purchaser an itemized statement showing the information contained in subparagraphs 1, 2, and 3 of paragraph (a) of this section, together with an itemized statement showing the number of squares, the prices charged per square of materials installed, and a separate itemized statement of any preparatory and incidental construction work performed, as provided in section 6 of this order.

(c) Each seller making a sale covered by this order shall, if requested by the purchaser, make available to the purchaser a copy of this order and a copy of Revised Maximum Price Regulation No. 251. Copies for this purpose may be obtained from the office of the Regional Administrator, Cleveland, Ohio, or from the Cincinnati District Office of the Office of Price Administration.

SEC. 9. *Records.* Each seller must keep and retain at his principal place of business records concerning each sale covered by this order, showing the following:

(1) The name and address of the purchaser.
(2) The location of the job.
(3) A copy of any and all contracts pertaining to each sale.
(4) The date the job was completed.
(5) A description of the materials and services involved.
(6) The number of squares and the price charged per square of material.
(7) A separate itemized statement of any preparatory and incidental construction work and the prices charged for such work.

All such records shall be kept and made available for inspection by representatives of the Office of Price Administration so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

SEC. 10. *Prohibitions and evasions.* (a) No person shall sell, and no person shall buy in the course of trade or business at prices greater than the maximum prices established by this order.

(b) The price limitations set forth in this order shall not be evaded by direct or indirect methods, in connection with an offer, solicitation, agreement, sale, delivery, purchase or receipt of any of the commodities covered by this order, whether alone or in conjunction with any other commodity, or by way of commissions, services, transportation or other charges, discounts, premiums, or other privileges or by tying agreement or other understanding or by making the terms and conditions of sale more onerous to buyers than they were during March, 1942 (except as specifically permitted by this order or applicable regulations).

SEC. 11. *Less than maximum prices.* Prices lower than the maximum prices for sales covered by this order may, of course, be charged and paid.

SEC. 12. *Revocation or amendment.* This order may be revoked, modified or amended at any time by the Price Administrator or the Regional Administrator.

Issued May 2, 1946.

Effective May 16, 1946.

J. F. KESSEL,
Regional Administrator.

[F. R. Doc. 46–9106; Filed, May 29, 1946; 12:57 p. m.]

[Region VI Rev. Order G–1 Under Gen. Order 61, Amdt. 1]

Used Lumber in Chicago Region

An opinion accompanying this amendment has been issued simultaneously herewith. Revised Order No. G–1 under General Order No. 61 is amended in the following respects:

Appendix C is amended to include the following counties in the State of Wisconsin:

Calumet.	Waupaca.
Manitowoc.	Waushara.
Outagamie.	Winnebago.
Portage.	Wood.

This Amendment No. 1 to Revised Order No. G–1 under General Order No. 61 shall become effective immediately.

Issued this 10th day of May 1946.

R. E. WALTERS,
Regional Administrator.

[F. R. Doc. 46–9094; Filed, May 29, 1946; 12:52 p. m.]

[Region VI Order G–1 Under Gen. Order 68, Amdt. 1]

Millwork in Chicago Region

An opinion accompanying this Amendment No. 1 to Regional Order G–1 under General Order 68 is issued simultaneously herewith. Regional Order G–1 under General Order 68 is amended in the following respects:

In Appendix A, page 7, table covering prices on Fir Doors is amended to read as follows:

Door size	Five cross panel—No. 2 fir	Two regular panel—No. 1 fir
1¾" thick		
1/8 x 6/8		$7.00
2/0 x 6/0	$6.31	6.13
6/6	6.55	6.39
6/8	6.61	6.43
7/0	7.50	7.55
2/2 x 6/6	7.24	
6/8	6.92	7.17
7/0	8.11	7.72
2/4 x 6/0		
6/6	6.64	6.51
6/8	6.73	6.58
7/0	8.11	7.72
2/6 x 6/0	6.97	
6/6	6.68	6.55
6/8	6.74	6.62
7/0	7.73	7.41
2/8 x 6/0	7.19	
6/6	7.13	
6/8	6.77	6.64
7/0	7.77	7.42
2/10 x 6/0		
6/6	7.89	
6/8	7.29	7.15
7/0	8.57	8.14
3/0 x 6/0		
6/8	7.60	7.88
7/0	8.18	8.57
1¾" thick		
2/6 x 6/8	9.06	
7/0	10.05	
2/8 x 6/0		
6/6		
6/8	9.00	9.40
7/0	10.03	10.19
2/10 x 6/0		
6/6		
6/8	10.03	10.19
7/0	11.09	11.00
3/0 x 6/0		
6/8	10.50	10.65
7/0	11.29	11.48

In Appendix A, page 8, table of prices covering Garage Doors, Vertical Grain Douglas Fir is amended to read as follows:

GARAGE DOORS

[Vertical grain Douglas fir]

Opening size 1¾"	Door identification by type					
	E–1		E–2	E–3		E–4
	Glazed	Open		Glazed	Open	
7/6 x 7/6	$24.58	$21.88		$25.91	$23.21	
8/0 x 7/0	24.58	21.88	$23.82	25.91	23.21	$25.12
8/0 x 7/6	24.58	21.88	23.82	25.91	23.21	25.12
8/0 x 8/0	24.58	21.88	23.82	25.91	23.21	25.12

1¾" thick.

In Appendix A, page 13 is amended to include the following footnote:

The maximum prices for "over-the-counter" sales of mouldings as defined in Section 2 of Article 1 of Maximum Price Regulation No. 601 and not shown in the above list shall be established by adding 50 per cent to the jobbers' delivered prices, as computed under Section 30 of Maximum Price Regulation No. 601.

A new section is added to Regional Order G–1 under General Order 68 to read as follows:

SEC. 14. With the exceptions of the prices set forth in the table covering Fir Doors on page 7 of Appendix A and the prices set forth in the table covering Garage Doors Vertical Grain Douglas Fir on page 8 of Appendix A, each seller covered by this order may add to the prices set forth on pages 4, 5, 6, 7, 8, 11, 12, and 14 of Appendix A the dollars-and-cents increase charged him by the manufacturer or jobber pursuant to Amendment 16 to Revised Maximum Price Regulation No. 293.

Each seller covered by this section shall file within 10 days from the effective date of Amendment No. 1 to Regional Order G–1 a list of the price increases resulting from the application of this Section with the Chicago Regional Office of the Office of Price Administration, Chicago 6, Illinois.

This Amendment No. 1 to Regional Order G–1 under General Order 68 shall become effective immediately.

Issued this 9th day of May 1946.

R. E. WALTERS,
Regional Administrator.

[F. R. Doc. 46–9110; Filed, May 29, 1946; 12:59 p. m.]

[Region III Order G–34 Under RMPR 251]

Installed Re-Roofing in Clarksburg, W. Va., Area

An opinion accompanying this order has been filed with the Division of Federal Register.

In the judgment of the Regional Administrator of Region III of the Office of Price Administration, the maximum prices established by this order are generally fair and equitable, and are necessary to effectuate the purposes of the Emergency Price Control Act of 1942, as amended.

Therefore, under the authority vested in the Regional Administrator of Region III of the Office of Price Administration by the Emergency Price Control Act of 1942, as amended and by section 9 of Revised Maximum Price Regulation No. 251, this order is issued:

SECTION 1. *What this order covers.* This order fixes maximum prices for all sales of re-roofing when sold installed on residential structures in the Clarksburg, West Virginia Area. For the purposes of this Order, the Clarksburg, West Virginia Area consists of Barbour, Dodderidge, Harrison, Lewis, Taylor and Upshur counties in the State of West Virginia. The term "re-roofing" includes composition Asphalt Strip Shingles 12 inch (3 in line) of 210 pounds weight per square and Asphalt Re-roofer Type Shingles, 160–162 pounds per square. The term "re-roofing on an installed basis" means and includes related materials such as nails, mastic, cost of permit, delivery, cleaning up and all taxes and insurance based on pay-roll labor.

SEC. 2. *Relationship of this order to Revised Maximum Price Regulation No. 251.* The provisions of this order supersede sections 6, 7, and 8 of Revised Maximum Price Regulation No. 251 with respect to sales of the re-roofing specified in this order when sold installed on

residential structures. All other provisions of Revised Maximum Price Regulation No. 251 not inconsistent with this order are applicable to transactions covered by this order.

SEC. 3. *Maximum prices for sales of re-roofing on an installed basis.* The maximum prices for sales of re-roofing on an installed basis on residential structures shall be as shown in the following table, and shall be upon a price per square basis.

12 inch (3 in line) asphalt strip shingles, 210 lbs. per square	$13.50
Asphalt re-roofer type shingles, 160–162 lbs. per square	12.85

The above prices include nails, mastic, cost of permit, delivery, cleaning up and all payroll taxes and insurance.

When installations are made by Harrison County sellers on residences in Barbour, Dodderidge, Lewis, Taylor or Upshur counties, a charge of $2.00 per square in addition to the above prices may be added. In addition to the above prices, the following charges may be made for extras when actually installed:

	Per lineal foot
Metal ridge roll	$0.15
Metal valley flashing	.30
Metal dormer flashing	.25
	Per chimney
Metal flashing, single chimney	$6.50
Metal flashing, double chimney	10.00

SEC. 4. *Lump sum or guaranteed prices.* (a) A seller may offer to or make sales covered by this order on the basis of a lump sum or guaranteed price but such price must not be higher than the maximum price calculated in accordance with the pricing methods and requirements of this order.

(b) *Recomputations.* Within 30 days from the completion of the sale of any material and/or service covered by this order for which a price was charged on the basis described in paragraph (a) above, the seller shall check his price by reviewing the categories and other factors used in his estimate on the basis of the actual services rendered and material furnished and shall determine whether the price quoted, charged or collected is higher than the maximum price computed under this order. In the event that the price quoted, charged or collected is higher than the maximum price computed under the terms of this order, the seller shall reduce his price to the proper maximum price and shall refund to the buyer within such period of 30 days after the completion of the service, any excess which may have been collected or, if no excess has been collected, then, by written notice to the buyer, shall cancel the indebtedness of the buyer for any such excess, or both, as the case may require. Such a charge or collection in an amount in excess of the maximum price properly computed in accordance with this order shall not be considered to be a violation of this order if the amount thereof is refunded or credited to the buyer in accordance with this paragraph.

SEC. 5. *Additional construction work.* If, in addition to the re-roofing work covered by this order, any installed building materials are furnished or any construction services performed by the seller, other than re-roofing, the cost of such work shall not be included in the cost of installed re-roofing but shall be separately priced and billed on all invoices. The maximum price of any such additional work shall be determined under Revised Maximum Price Regulation No. 251, or other applicable regulation or order.

SEC. 6. *Measurements.* It shall be the seller's responsibility to measure with reasonable accuracy the area or footage to be covered. A measurement with reasonable accuracy shall be considered to have been made if the price based on such estimate does not vary by more than 3% from the maximum price computed under the terms of this order.

SEC. 7. *Notification.* Every person making sales subject to this order shall, if requested by the purchaser, make available to the purchaser a copy of this order and copy of Revised Maximum Price Regulation No. 251. Upon completion of any contract for installed re-roofing and/or additional construction work, the seller, must furnish the purchaser with an itemized statement showing the number of squares covered, the maximum price per square of re-roofing installed, and a separate statement of any additional construction work other than installed re-roofing, as provided by section 5 hereof, giving a description of such work and an itemized statement of the prices thereof. The seller shall also include in such statement the date on which the installation was completed, the names and addresses of the sellers and buyers, job site and terms of sale.

SEC. 8. *Prohibitions and evasions.* (a) No person shall sell and no person shall buy, in the course of trade or business, any of the commodities or services covered by this order, at prices greater than the maximum prices established by this order.

(b) The price limitations set forth in this order shall not be evaded by direct or indirect methods, in connection with an offer, solicitation, agreement, sale, delivery, purchase or receipt of any of the commodities or services covered by this order, whether alone or in conjunction with any other commodity or by way of commissions, services, transportation or other charges, discounts, premiums, or other privileges or by tying agreement or other understanding or by making the terms and conditions of sale more onerous to buyers than they were during March 1942 (except as specifically permitted by this order or applicable regulations).

SEC. 9. *Records.* Each seller must keep and retain at his principal place of business, records concerning each sale covered by this order, showing the following:

(1) The name and address of the purchaser.
(2) The location of the job.
(3) A copy of any and all contracts pertaining to each sale.
(4) The date the work was completed.
(5) A description of the materials and services involved.
(6) The number of squares and the price charged per square of material.
(7) A separate itemized statement of any additional construction work performed and the prices charged for such work.

All such records shall be kept and made available for inspection by representatives of the Office of Price Administration so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

SEC. 10. *Revocation or amendment.* This order may be revised, amended, revoked or modified at any time by the Office of Price Administration.

This order shall become effective May 16, 1946.

Issued May 2, 1946.

J. F. KESSEL,
Regional Administrator.

[P. R. Doc. 46-9107; Filed, May 29, 1946; 12:57 p. m.]

[Region III Order G-34 Under Gen. Order 68]

MILLWORK IN THE TROY, OHIO AREA

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the authority granted the Regional Administrator under the provisions of General Order No. 68, this order is issued.

SECTION 1. *What this order covers.* This order covers all retail sales of the stock millwork items specified in this order, delivered to purchasers in the Troy, Ohio area. The Troy, Ohio area, for the purposes of this order, consists of the Counties of Darke, Miami, and Shelby in the State of Ohio.

SEC. 2. *Definition of a retail sale.* For the purposes of this order, a retail sale means a sale to an ultimate user or to a purchaser for resale on an installed basis.

SEC. 3. *Description of items covered by this order.* This order covers the stock millwork items set forth in the price list included herein including, but not limited to, glazed storm sash, glazed windows and doors. Other related items may be added from time to time.

SEC. 4. *Relation to other orders and regulations.* This order supersedes MPR 44 and MPR 293 and the General Maximum Price Regulation for all sales of the items covered by this order. Sales of any items not specifically described in this order remain subject to all applicable regulations issued by the Office of Price Administration.

SEC. 5. *Maximum prices.* (a) The prices set forth in the attached price list are the maximum prices which may be charged for the items shown whether purchased from manufacturers or jobbers, or self-produced. Prices lower than the maximum prices may, of course, be charged or paid.

(b) The prices established by this order include free delivery to points within the county where the sellers' place of business is located. Delivery rates and allowances beyond the sellers' county shall be in accordance with said sellers March 1942 delivery practices.

(c) Sellers shall allow to all bona fide resellers of stock millwork on an installed basis, a discount of not less than 2% for payment on or before the tenth of the calendar month following the date of delivery. No discount need be given on sales quoted and sold on a contract or lump sum basis.

SEC. 6. *Invoice.* Each seller subject to this order shall furnish to every buyer, of any items covered by this order, an invoice containing a sufficiently complete description of the stock millwork items sold to show whether or not the price charged is at or below the established maximum price. Items covered by the order shall be invoiced by the same description as listed in the attached price list.

SEC. 7. *Record keeping.* Each seller must keep at his place of business and available for inspection by representatives of the OPA, records concerning each sale covered by this order, showing the following:

1. Name and address of purchaser.
2. Place of delivery.
3. Date of transaction.
4. An itemized description of the materials and services invoiced, and the prices charged.
5. If the stock millwork is sold on a contract or lump sum price basis and includes two or more different items, the seller must keep a record describing his calculations of each item sold by reason of such lump sum price.

SEC. 8. *Prohibitions and evasions.* (a) No person shall sell, and no person shall buy in the course of trade or business at prices greater than the maximum prices established by this order.

(b) The price limitations set forth in this order shall not be evaded by direct or indirect methods, in connection with an offer, solicitation, agreement, sale, delivery, purchase or receipt of any of the commodities covered by this order, whether alone or in conjunction with any other commodity, or by way of commissions, services, transportation or other charges, discounts, premiums, or other privileges or by tying agreement or other understanding or by making the terms and conditions of sale more onerous to buyers than they were during March 1942 (except as specifically permitted by this order or applicable regulations).

SEC. 9. *Posting.* Every seller making a sale covered by this order shall post a copy of said order with the list of maximum prices in each of his places of business in the Troy, Ohio, Area, in a manner plainly visible to and accessible by all purchasers.

SEC. 10. *Amendment.* This order may be amended or revoked at any time by the Office of Price Administration.

This order shall become effective May 22, 1946.

Issued May 8 1946.

J. F. KESSEL,
Regional Administrator.

TABLE 1—RETAIL MAXIMUM PRICES, STOCK MILLWORK, TROY AREA, CONSISTING OF DARKE, MIAMI, AND SHELBY COUNTIES IN OHIO

INTERIOR WESTERN PONDEROSA PINE DOORS

[Orole sticking]

Stock sizes	Thickness	4-panel No. 1	5x panel No. 1	5 regular panel No. 1	5x panel No. 2	2 regular W. P. P. S & R fir panels	2 vertical W. P. P. S & R fir panels	6 panel colonial No. 1, W. P.
2'0" x 6'0"	1¾"	$5.42						
2'0" x 6'6"	1¾"	6.02	$6.02					
2'6" x 1'0"	1¾"	7.22						
1'6" x 1'6"	1⅜"		6.72			$6.77	$6.90	$7.55
1'6" x 7'0"	1⅜"					7.32		
1'8" x 1'6"	1⅜"					6.77	6.90	7.56
1'10" x 6'6"	1⅜"							7.74
2'0" x 1'0"	1⅜"	6.66	6.66	$6.06	$5.82	5.81	5.94	6.81
2'0" x 1'6"	1⅜"	6.65	6.64	6.36		6.69	6.41	7.10
2'0" x 6'6"	1⅜"	6.65	6.47	6.65		6.20	6.51	7.19
2'6" x 6'10"	1⅜"	7.55	7.11			7.23		
2'6" x 7'0"	1⅜"	7.64	7.20	7.64		7.32	7.49	8.45
2'8" x 6'6"	1⅜"		7.01			7.13	7.28	8.24
2'8" x 7'0"	1⅜"		8.03			7.70	7.86	8.81
2'10" x 6'8"	1⅜"					7.08		
3'0" x 6'6"	1⅜"	7.55						
3'0" x 7'0"	1⅜"	6.99	6.99			6.71	6.84	7.11
2'6" x 6'6"	1⅜"	7.16	7.16	7.16		6.84	7.01	7.88
2'8" x 6'6"	1⅜"	8.30	8.30			7.97	8.12	
2'8" x 7'0"	1⅜"	8.42	8.42	8.42		8.06	8.24	9.18
2'6" x 6'10"	1⅜"	7.64	7.64			7.32	7.05	8.45
2'6" x 6'6"	1⅜"	7.58	7.35	7.58	7.26	7.05	7.19	8.06
2'6" x 6'6"	1⅜"	7.68	7.46	7.68		7.82	7.29	8.16
2'6" x 6'10"	1⅜"	8.67	8.18			8.33	8.49	

Stock sizes	Thickness	4-panel No. 1	5x panel No. 1	5 regular panel No. 1	5x panel No. 2	2 regular W. P. P. S & R fir panels	2 vertical W. P. P. S & R fir panels	6 panel colonial No. 1, W. P.
2'6" x 7'0"	1⅜"	$8.79	$8.28	$8.79		$7.05	$8.61	$9.56
2'8" x 6'6"	1⅜"	8.34	7.86					9.14
2'8" x 6'8"	1⅜"	8.03	7.80	8.03	$7.70	7.47	7.64	8.51
2'8" x 6'10"	1⅜"	9.05	8.54			8.67	8.36	
2'8" x 7'0"	1⅜"	9.17	8.63	9.17		8.28	8.46	9.93
2'10" x 6'6"	1⅜"	8.72						
2'10" x 6'8"	1⅜"	8.84	8.33	8.84		7.98	8.66	9.60
2'10" x 6'10"	1⅜"	9.42	9.42	9.42		9.05	9.26	10.20
2'10" x 7'0"	1⅜"	9.54	9.54	9.54		9.17	9.33	10.34
3'0" x 6'6"	1⅜"	9.05						
3'0" x 6'8"	1⅜"	9.23	8.70			8.85		9.98
3'0" x 7'0"	1⅜"	9.98	9.41	9.98		9.56	9.78	10.73
2'6" x 6'8"	1¾"		10.55					
2'8" x 6'8"	1¾"					11.36		12.68
2'10" x 6'8"	1¾"							13.45
3'0" x 6'6"	1¾"							13.56
3'0" x 7'0"	1¾"		12.15			11.69		
2'8" x 6'6"	1¾"		11.12					
2'8" x 7'0"	1¾"		11.93					
2'10" x 6'10"	1¾"		13.01					
2'10" x 7'0"	1¾"		13.18					
3'0" x 6'8"	1¾"		11.99					
3'0" x 7'0"	1¾"	13.73	12.93			13.22		14.48

FIR GLASS DOORS

[No. 2 quality]

Stock sizes	Thickness (inches)	3X—1 light		3X—3 lights		3X panels—4 lights		3X panels—6 lights	
		Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed
2'6" x 6'6"	1⅜	$6.41	$7.25	$6.77	$7.68	$6.90	$7.80	$7.14	$8.19
2'6" x 6'8"	1⅜	6.50	7.40	6.86	7.83	6.99	7.95	7.23	8.34
2'8" x 6'8"	1⅜	6.68	7.68	7.04	8.12	7.17	8.25	7.46	8.64

Stock sizes	Thickness (inches)	3X—1 light		3X—3 lights		3X panels—4 lights		3X panels—6 lights	
		Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed
2'10" x 6'10"	1⅜	$7.44	$9.26	$7.80	$9.42	$7.92	$9.54	$8.16	$9.96
3'0" x 7'0"	1⅜	7.88	9.80	8.24	10.05	8.36	10.17	8.61	10.39

2-LIGHT CELLAR SASH—WESTERN PONDEROSA PINE

Glass size	Thickness (inches)	Open	Glazed, single strength
12" x 14"	1⅜	$0.95	$1.34
12" x 16"	1⅜	.98	1.44
12" x 18"	1⅜	1.01	1.61
14" x 12"	1⅜	1.08	1.62
14" x 14"	1⅜	1.08	1.62
14" x 16"	1⅜	1.13	1.76
14" x 16"	1⅜	1.13	1.76

Glass size	Thickness (inches)	Open	Glazed, single strength
14" x 18"	1⅜	$1.16	$1.83
14" x 20"	1⅜	1.19	1.89
15" x 12"	1⅜	1.08	1.59
15" x 14"	1⅜	1.13	1.83
15" x 16"	1⅜	1.16	1.83
15" x 18"	1⅜	1.19	1.89
15" x 20"	1⅜	1.20	2.10

TABLE 1—RETAIL MAXIMUM PRICES, STOCK MILLWORK, TROY AREA, CONSISTING OF DARKE, MIAMI, AND SHELBY COUNTIES IN OHIO—Continued

3-LIGHT CELLAR SASH—WESTERN PONDEROSA PINE

Glass size	Thickness (inches)	Open	Glazed, single strength	Glass size	Thickness (inches)	Open	Glazed, single strength
8" x 10"	1⅜	$0.90	$1.17	10" x 16"	1⅜	$1.08	$1.79
10" x 12"	1⅜	1.02	1.38	10" x 18"	1⅜	1.20	1.98
10" x 14"	1⅜	1.07	1.58	10" x 20"	1⅜	1.25	2.10

HOTBED SASH

Sash opening	Open	Glazed	Number rows glass	Sash opening	Open	Glazed	Number rows glass
3' 0" x 6' 0"—1⅜	$3.14	$6.29	3	4' 0" x 6' 0"—1¾	$5.57	$9.45	4

KNOCKED DOWN SASH PARTS, TOXIC TREATED—WESTERN PONDEROSA PINE

[1⅜" 2 check windows—Ohio knocked down wood parts—"profit"]

Glass	Stile or top rail	Check rail	Bottom rail	Glass	Stile or top rail	Check rail	Bottom rail
12"	$0.17	$0.14	$0.20	30"	$0.27	$0.23	$0.36
14"	.18	.14	.23	32"	.30	.24	.39
16"	.18	.15	.24	34"	.32	.26	.41
18"	.20	.17	.26	36"	.33	.27	.44
20"	.21	.18	.27	38"	.33	.27	.44
22"	.23	.18	.29	40"	.36	.29	.47
24"	.23	.20	.30	42"	.36	.30	.50
26"	.24	.20	.33	44"	.42	.33	.54
28"	.26	.21	.33	48"	.48	.39	.62

For ogee lugs (Cincinnati opening only) add for complete set (4 stiles)—$0.45.

CUPBOARD DOORS 1⅜"—1 PANEL WESTERN PONDEROSA PINE

1' 4" x 2' 0"	$1.37	1' 4" x 3' 0"	$1.86	1' 4" x 4' 0"	$2.42
1' 6" x 2' 0"	1.46	1' 6" x 3' 0"	1.95	1' 6" x 4' 0"	2.55
1' 8" x 2' 0"	1.50	1' 8" x 3' 0"	2.13	1' 8" x 4' 0"	2.76
2' 0" x 2' 0"	1.73	2' 0" x 3' 0"	2.37	2' 0" x 4' 0"	3.08
1' 4" x 2' 6"	1.68	1' 4" x 3' 6"	2.18	1' 4" x 4' 6"	2.76
1' 6" x 2' 6"	1.77	1' 6" x 3' 6"	2.28	1' 6" x 4' 6"	2.91
1' 8" x 2' 6"	1.91	1' 8" x 3' 6"	2.51	1' 8" x 4' 6"	3.18
2' 0" x 2' 6"	2.13	2' 0" x 3' 6"	2.76	2' 0" x 4' 6"	3.50

1' 4" x 5' 0"	$3.08
1' 6" x 5' 0"	3.27
1' 8" x 5' 0"	3.54
2' 0" x 5' 0"	3.95
2' 0" x 6' 0"	4.41
2' 6" x 6' 0"	5.19

FIR PANEL DOORS

Stock sizes	Thickness	F 82; 2 regular panel No. 1	F 82; 2 regular panel No. 2	F 20; 1 panel No. 1	F 3; 3 panel No. 2	Stock sizes	Thickness	F 82; 2 regular panel No. 1	F 82; 2 regular panel No. 2	F 20; 1 panel No. 1	F 3; 3 panel No. 2
2' 0" x 6' 0"	1⅜"				$4.59	2' 4" x 7' 0"	1⅜"	$7.04	$6.84		$6.12
2' 0" x 6' 6"	1⅜"				5.28	2' 6" x 6' 0"	1⅜"	6.29	6.12		5.85
2' 6" x 6' 6"	1⅜"				5.49	2' 0" x 6' 6"	1⅜"	6.02	5.85		5.94
2' 8" x 6' 8"	1⅜"					2' 0" x 6' 8"	1⅜"	6.09	5.94	$6.27	
1' 6" x 6' 8"	1⅜"	$5.63	$5.48	$5.81	5.12	2' 6" x 7' 0"	1⅜"	6.81	6.63		6.09
2' 0" x 6' 0"	1⅜"	5.25	5.12			2' 8" x 6' 8"	1⅜"	6.27	6.09	6.45	
2' 0" x 6' 6"	1⅜"	5.49	5.34		5.48	2' 8" x 7' 0"	1⅜"	6.98	6.89		7.44
2' 0" x 6' 8"	1⅜"	5.63	5.48	5.81		2' 10" x 6' 10"	1⅜"	7.65	7.44		
2' 0" x 7' 0"	1⅜"	6.68	6.50			2' 10" x 7' 0"	1⅜"	7.73	7.52		7.41
2' 4" x 6' 6"	1⅜"	5.85	5.69			3' 0" x 7' 0"	1⅜"	8.09	7.88		
2' 4" x 6' 8"	1⅜"	5.94	5.78	6.12	5.78						

WESTERN PONDEROSA PINE GLASS DOORS

Stock sizes	Thickness	N. D. 500		N. D. 502		N. D. 514		N. D. 530		N. D. 531		N. D. 532		N. D. 559		N. D. 561		N. D. 562		N. D. 567	
		Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed
2' 6" x 6' 6"	1⅜"																			$7.46	$9.69
2' 6" x 6' 8"	1⅜"																			7.44	9.48
2' 8" x 6' 8"	1⅜"	$8.45	$10.44	$9.33	$12.00	$7.44	$9.38	$8.07	$8.93	$8.91	$9.59	$9.42	$11.22	$7.28	$10.19	$8.72	$10.37	$9.08	$11.07	7.65	9.80
3' 0" x 6' 8"	1⅜"													7.59	11.30	9.03	11.91			8.24	11.13
2' 10" x 6' 10"	1⅜"	9.14	12.41	10.89	13.89	8.07	11.34	8.76	10.16	9.60	11.54	10.11	12.45	7.86	11.12	9.30	12.18	9.68	12.63	8.19	11.10
2' 8" x 7' 0"	1⅜"	9.03	12.29	10.77	13.83	7.97	10.88	8.61	10.02	9.45	10.62	9.93	12.09							8.34	11.58
2' 10" x 7' 0"	1⅜"	9.23	12.86	10.95	14.18	8.12	11.39	8.81	11.06	9.68	11.60	10.14	12.60							8.49	11.76
3' 0" x 7' 0"	1⅜"	9.45	13.16	11.19	14.51	8.34	12.05	9.03	10.64	9.87	12.02	10.35	12.84	8.12	12.14	9.56	12.78	9.93	13.05	10.71	12.96
2' 6" x 6' 8"	1¾"					10.19	12.42	10.94	12.51	12.02	13.44	12.60	14.31	10.07	12.98	11.97	13.31	12.48	15.09	10.94	13.41
2' 8" x 6' 8"	1¾"	11.87	14.76	14.27	17.07	10.43	12.18	11.22	11.82	12.50	13.04	12.87	14.70	10.29	13.20	12.20	13.67	12.72	14.51	11.15	14.09
3' 0" x 6' 8"	1¾"					10.64	13.55	11.51	12.60	12.59	13.70	13.89	16.24							11.57	14.48
2' 10" x 6' 8"	1¾"					10.94	13.41	11.79	13.02	12.87	13.98	13.45	15.66	10.76	14.46	12.66	14.69	13.17	15.69		
3' 0" x 6' 8"	1¾"	12.44	15.69	14.85	17.84	10.94	13.60	12.20	14.19	13.29	15.23	13.89	16.24	11.15	14.42	13.05	15.95	13.59	16.55		
2' 10" x 6' 10"	1¾"	12.87	16.14	15.32	18.23	11.33	14.60													11.69	14.61
2' 6" x 7' 0"	1¾"					10.94	13.85													11.97	15.25
2' 8" x 7' 0"	1¾"	12.77	16.04	15.18	18.23	11.22	14.13	12.02	14.03	13.13	14.93	13.69	15.84								
2' 10" x 7' 0"	1¾"	13.05	16.32	15.47	18.51	11.45	14.70	12.38	14.61	13.46	15.39	14.04	16.50	11.51	15.53	13.41	15.71	13.92	16.11		
3' 0" x 7' 0"	1¾"	13.34	17.04	15.75	19.07	11.73	14.58	12.66	14.06	13.74	15.00	14.31	16.80								

TABLE 1—RETAIL MAXIMUM PRICES, STOCK MILLWORK, TROY AREA, CONSISTING OF DARKE, MIAMI, AND SHELBY COUNTIES IN OHIO—Continued

WESTERN PONDEROSA PINE GLASS DOORS—continued

Stock sizes	Thickness (inches)	N. D. 568		N. D. 569		N. D. 591		N. D. 592		N. D. 594		N. D. 635		N. D. 638		N. D. 641		N. D. 642	
		Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed
2' 6" x 6' 6"	1⅜"	$5.24	$9.98	$8.76	$10.74														
2' 6" x 6' 8"	1⅜"			8.81	11.10														
2' 8" x 6' 8"	1⅜"	6.49	10.61	9.03	11.01	$8.34	$9.15	$9.08	$10.11	$9.53	$10.73	$7.92	$11.04	$8.34	$12.06	$9.08	$11.88	$9.60	$12.69
3' 0" x 6' 8"	1⅜"									10.89	12.24	8.24	12.99	9.41	13.20	9.36	12.57	9.87	13.25
2' 10" x 6' 10"	1⅜"	9.00	11.28	9.60	12.09	10.02	11.06	10.82	11.96	11.31	12.62	8.54	13.31	9.69	14.09	9.65	12.75	10.16	13.50
2' 8" x 7' 0"	1⅜"	9.03	11.18	9.56	12.00							8.49	13.26	9.65	13.98	9.60	12.66	10.11	13.38
2' 10" x 7' 0"	1⅜"			9.72	12.41							8.66	13.43	9.78	14.45	9.74	12.90	10.25	13.58
3' 0" x 7' 0"	1⅜"	9.33	11.91	9.87	12.56	10.52	11.58	11.31	12.48	11.78	13.13	8.81	13.82	9.92	14.03	9.87	13.22	10.40	13.97
2' 6" x 6' 8"	1¾"																		
2' 8" x 6' 8"	1¾"	11.79	13.89	12.48	14.46	11.60	12.62	12.57	13.61	13.10	14.31	10.68	14.49	11.82	15.98	12.92	14.90	13.59	15.80
2' 10" x 6' 8"	1¾"			12.72	15.21														
3' 0" x 6' 8"	1¾"			12.95	15.44	12.32	13.32	13.20	14.31	13.73	15.03	10.86	15.27	13.38	16.95	13.38	15.72	14.06	16.50
2' 10" x 6' 10"	1¾"			13.34	15.83	14.03	15.06	15.00	16.14	15.57	16.89	12.30	17.07	13.79	18.18	13.79	16.89	14.45	17.78
2' 6" x 7' 0"	1¾"																		
2' 8" x 7' 0"	1¾"											12.26	17.03	13.74	18.08	13.73	16.80	14.40	17.67
2' 10" x 7' 0"	1¾"			13.46	16.14	14.31	15.35	15.29	16.46	15.87	17.18	12.48	17.25	13.94	18.60	13.94	17.12	14.61	17.94
3' 0" x 7' 0"	1¾"			13.74	16.43	13.41	14.42	14.31	15.44	14.85	16.14	11.64	16.28	14.15	18.02	14.16	16.58	14.82	17.42

SIDELIGHTS—WESTERN PONDEROSA PINE NO. 1

Stock sizes	Thickness	S. L. 676		S. L. 675, 6 lts.		S. L. 675		S. L. 675, 8 lts.		Stock sizes	Thickness	S. L. 676		S. L. 675, 6 lts.		S. L. 675		S. L. 675, 8 lts.	
		Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed			Open	Glazed	Open	Glazed	Open	Glazed	Open	Glazed
1' 2" x 6' 8"	1⅜"	$4.56	$6.20	$6.15	$8.45	$4.52	$6.51	$6.42	$8.87	1' 2" x 6' 8"	1¾"	$6.11	$7.74	$8.09	$10.46	$6.05	$8.04	$7.82	$10.26
1' 2" x 7' 0"	1⅜"	4.89	6.51	6.48	8.78	4.83	6.83	6.75	9.20	1' 2" x 7' 0"	1¾"	6.51	8.13	8.52	10.80	6.44	8.45	8.19	10.64

1¾" COLONIAL ENTRANCE DOORS

[No. 1 western ponderosa pine]

	2' 8" x 6' 8"	3' 0" x 6' 8"	3' 0" x 7' 0"		2' 8" x 6' 8"	3' 0" x 6' 8"	3' 0" x 7' 0"
6 pan. ¾" heavy panel		$14.73	$15.71	6 pan. ¾" heavy panel		$14.73	$15.71
8 pan. ¾" heavy panel		14.90	15.89	8 pan. ¾" heavy panel		14.90	15.89

	Open	Glazed	Open	Glazed	Open	Glazed		Open	Glazed	Open	Glazed	Open	Glazed
Design N. D. 610			$29.27	$32.45	$29.97	$33.18	Design N. D. 512			$14.67	$18.84	$15.53	$19.89
Design N. D. 607			26.07	28.01	27.10	30.02	Design N. D. 612			24.66	28.02	25.37	29.07
Design N. D. 608			33.34	35.15	34.23	37.49	Design N. D 600			20.93	22.61	22.44	24.12
Design N. D. 612 Dutch			29.21	32.58	29.90	33.60							

FRENCH DOORS

[Stiles and top rail 4¾"—western ponderosa pine]

Stock sizes	Thickness	N. D. 625		N. D. 626		N. D. 627		Stock sizes	Thickness	N. D. 625		N. D. 626		N. D. 627	
		Open	Glazed	Open	Glazed	Open	Glazed			Open	Glazed	Open	Glazed	Open	Glazed
2' 0" x 6' 8"	1⅜"	$6.90	$8.79	$7.14	$9.83			2' 6" x 7' 0"	1⅜"	$7.49	$10.76	$7.28	$10.70	$8.24	$11.91
2' 6" x 6' 8"	1⅜"	7.08	9.45	6.92	10.22	$7.19	$10.39	3' 0" x 7' 0"	1⅜"					8.48	12.41
2' 8" x 6' 8"	1⅜"			6.96	10.40	7.23	10.56	2' 6" x 6' 8"	1¾"					10.13	13.43
2' 0" x 7' 0"	1⅜"	7.26	9.78					3' 0" x 7' 0"	1¾"					11.99	15.92

T astragal for folding doors—western ponderosa pine $0.90.

GARAGE DOORS

Stock sizes	Thickness (inches)	Glass size	Fir		Western ponderosa pine		Stock sizes	Thickness (inches)	Glass size	Fir		Western ponderosa pine	
			Design N. D. 720-722		Design N. D. 720					Design N. D. 720-722		Design N. D. 720	
			Open	Glazed	Open	Glazed				Open	Glazed	Open	Glazed
8' 0" x 7' 0"	1¾	12 x 13	$21.30	$23.96	$25.55	$27.99	8' 0" x 8' 0"	1¾	12 x 16	$21.30	$23.96	$26.52	$28.97
8' 0" x 7' 0"	1¾	12 x 16	21.30	23.96	26.03	28.49							

TABLE 1—RETAIL MAXIMUM PRICES, STOCK MILLWORK, TROY AREA, CONSISTING OF DARKE, MIAMI, AND SHELBY COUNTIES IN OHIO—Continued

2-LIGHT WINDOWS—1⅜" CHECK RAIL—CLEAR WESTERN PONDEROSA PINE—TOXIC TREATED AND PREFIT

[For lugs, add per window $0.45]

Glass size	Ohio opening			Glass size	Ohio opening		
	Open	Glazed, single strength B	Glazed, double strength B		Open	Glazed, single strength B	Glazed, double strength B
16" x 16"	$1.50	$2.18	$2.37	26" x 24"	$1.97	$3.42	$4.41
16" x 18"	1.68	2.42	2.67	26" x 26"	2.01	3.69	4.75
16" x 20"	1.62	2.48	2.81	26" x 28"	2.06	3.98	5.13
16" x 24"	1.71	2.72	3.11	26" x 30"	2.28	4.77	5.84
16" x 26"	1.92	3.20	3.77	26" x 32"	2.48	4.92	5.96
16" x 28"	1.83	3.11	3.71	26" x 34"	2.54	5.58	6.81
16" x 30"	1.76	2.67	2.99	26" x 36"	2.58	5.63	6.87
18" x 18"	1.67	2.63	2.97	28" x 14"	1.92	3.12	3.61
18" x 20"	1.77	3.02	3.58	28" x 16"	1.98	3.29	3.92
18" x 24"	1.98	3.39	4.04	28" x 18"	2.03	3.54	4.25
18" x 26"	2.03	3.54	4.25	28" x 20"	2.10	3.69	4.44
18" x 28"	1.58	2.10	2.49	28" x 24"	2.01	3.69	4.74
20" x 14"	1.62	2.33	2.81	28" x 26"	2.06	4.22	5.13
20" x 16"	1.80	2.49	3.15	28" x 28"	2.10	4.50	5.51
20" x 18"	1.71	2.73	3.41	28" x 30"	2.36	4.82	5.87
20" x 20"	1.83	3.02	3.81	28" x 32"	2.54	5.58	6.81
20" x 24"	1.86	3.14	4.01	28" x 34"	2.58	5.63	6.87
20" x 26"	2.10	3.29	4.43	28" x 36"	2.66	6.06	7.50
20" x 28"	2.15	3.42	4.68	30" x 14"	1.95	3.26	3.78
20" x 30"	2.28	4.23	5.10	30" x 16"	2.03	3.45	4.08
20" x 32"	1.88	3.14	4.01	30" x 18"	2.10	3.69	4.44
22" x 24"	1.92	3.29	4.27	30" x 20"	2.15	3.86	4.68
22" x 26"	1.97	3.42	4.41	30" x 24"	2.06	3.87	5.06
22" x 28"	2.19	4.14	5.04	30" x 26"	2.10	4.50	5.51
22" x 30"	1.76	2.55	2.82	30" x 28"	2.18	4.55	5.51
24" x 12"	1.67	2.45	2.91	30" x 30"	2.42	5.49	6.73
24" x 14"	1.71	2.60	3.26	30" x 32"	2.58	5.63	6.87
24" x 16"	1.77	2.84	3.56	30" x 34"	2.66	6.06	7.50
24" x 18"	1.83	3.02	3.81	30" x 36"	2.70	6.11	7.55
24" x 20"	1.85	3.14	4.01	32" x 24"	2.42	4.85	5.90
24" x 22"	1.92	3.38	4.37	32" x 28"	2.54	5.58	6.81
24" x 24"	1.97	3.42	4.41	32" x 30"	2.58	5.63	6.87
24" x 26"	2.01	3.69	4.76	32" x 32"	2.66		7.50
24" x 28"	2.06	3.87	5.05	32" x 36"	2.75		8.60
24" x 30"	2.22	4.65	5.58	36" x 24"	2.54	5.25	6.44
24" x 32"	2.48	4.92	5.96	36" x 28"	2.66	6.06	7.50
24" x 34"	2.52	5.24	6.44	36" x 30"	2.70	6.11	7.55
24" x 36"	1.71	2.67	3.02	40" x 24"	2.78	5.75	6.98
26" x 14"	1.77	3.02	3.56	40" x 28"	2.90	6.81	8.40
26" x 16"	1.82	3.21	3.81	40" x 30"	2.96	6.89	8.55
26" x 18"	1.86	3.33	4.01				
26" x 20"							

Divided Light and Sash Extras

Add to 2-light window price as follows:	
Rectangular lights up to and including lights 16" high, per light	$0.09
Rectangular lights over 16" high and up to and including lights 30" high, per light	.12
Rectangular lights over 30" high, per light	.18
(For rectangular lights formed by horizontal bars only, read width for height.)	
For half windows open or glazed, use half price of window and add	$0.12
For rabbeting special sash in pairs, add per pair	.48
For rabbeting bottom rails of sash or windows, add per sash	.24
Plowing for unique balance, add per window	.12
For ogee lugs on 2 and 4 check 1⅜-inch window only, add to window price	.18

PLANK WINDOW FRAMES, WESTERN PONDEROSA PINE

Glass size 2-lights	5¼" frame wall, 1⅛" outside casing		9" brick wall head and sill		Glass size 2-lights	5¼" frame wall, 1⅛" outside casing		9" brick wall head and sill	
	Heads and sills	Sides	Heads and sills	Sides		Heads and sills	Sides	Heads and sills	Sides
20"	$1.89		$2.04		36"	$2.93	$2.36	$3.17	$2.60
24"	2.10	$1.65	2.27	$1.79	40"	3.30	2.72	3.60	2.99
28"	2.36	1.89	2.55	2.04	44"	3.65	2.94	3.90	3.15
30"	2.54	2.06	2.75	2.22	48"		3.15		
32"	2.72	2.06	2.93	2.22					

EXTRAS

For smaller or intermediate sizes use next largest size.	
Add for nailing up sash frames	$0.30
For frames made for sash to pivot add	.60

INSIDE DOOR FRAMES, WESTERN PONDEROSA PINE

Design	Knocked down		Nailed up	
	2'8" x 6'8"	3'0" x 7'0"	2'8" x 6'8"	3'0" x 7'0"
1⅜" x 5⅜" jamb	$4.05	$4.28	$4.65	$4.88
Jamb ¾" x 5¼", stop ½" x 1⅜"	2.78	2.91	3.38	3.53
Jamb ¾" x 5¼", no stops	2.25	2.39	2.85	2.99

YELLOW PINE INSIDE DOOR FRAMES

Jamb 1⅜" x 5⅜" rab., 2 sides	$2.88	$3.18	$3.48	$3.78
Jamb 1⅛" x 3½" rab., 1 side	2.28	2.52	2.88	3.12

CASED OPENINGS

6' 0" x 7' 0" and smaller	¾" x 5½" jambs and heads	$2.76
6' 0" x 7' 0" and smaller	1⅜" x 5½" jambs and heads	3.33

TABLE 1—RETAIL MAXIMUM PRICES, STOCK MILLWORK, TROY AREA, CONSISTING OF DARKE, MIAMI, AND SHELBY COUNTIES IN OHIO—Continued

4-LIGHT WINDOWS—1⅜" CHECK RAIL

[Clear western ponderosa pine—for lugs, add per window]

Glass size	Thickness (inches)	Ohio opening		Glass size	Thickness (inches)	Ohio opening	
		Open	Glazed, single strength B			Open	Glazed, single strength B
10" x 20"	1⅜	$2.15	$3.24	14" x 28"	1⅜	$2.63	$5.00
10" x 24"	1⅜	2.28	3.56	14" x 30"	1⅜	2.70	5.16
12" x 20"	1⅜	2.06	3.12	14" x 32"	1⅜	2.91	5.48
12" x 24"	1⅜	2.19	3.59	14" x 34"	1⅜	2.96	5.67
12" x 26"	1⅜	2.25	3.96	14" x 36"	1⅜	3.06	5.96
12" x 28"	1⅜	2.39	4.17	15" x 24"	1⅜	2.55	4.92
12" x 30"	1⅜	2.60	4.74	15" x 26"	1⅜	2.60	4.98
12" x 32"	1⅜	2.79	5.00	15" x 28"	1⅜	2.67	5.61
12" x 34"	1⅜	2.87	5.35	15" x 30"	1⅜	2.75	5.36
12" x 36"	1⅜	2.91	5.36	15" x 32"	1⅜	2.96	5.67
14" x 24"	1⅜	2.48	4.40	15" x 34"	1⅜	3.11	5.91
14" x 26"	1⅜	2.55	4.52	15" x 36"	1⅜	3.11	6.39

12-LIGHT WINDOWS—1⅜" CHECK RAIL

[Western ponderosa pine—Prefit, plowed and bored, toxic treated]

Glass size	Thickness (inches)	Open	Glazed, single strength B	Glass size	Thickness (inches)	Open	Glazed, single strength B
8" x 8"	1⅜	$2.55	$3.77	10" x 15"	1⅜	$3.26	$5.54
8" x 10"	1⅜	2.62	4.02	10" x 16"	1⅜	3.45	5.93
8" x 12"	1⅜	2.87	4.59	10" x 18"	1⅜	3.57	6.56
9" x 12"	1⅜	2.70	4.41	10" x 20"	1⅜	3.95	7.82
9" x 14"	1⅜	2.81	4.76	12" x 14"	1⅜	3.39	5.99
10" x 10"	1⅜	2.91	4.55	12" x 16"	1⅜	3.69	6.48
10" x 12"	1⅜	2.79	4.82	12" x 18"	1⅜	3.90	7.38
10" x 14"	1⅜	3.15	5.36	12" x 20"	1⅜	3.95	7.82

2-LIGHT STORM SASH

[Toxic treated, glazed, 4½" wider and 8" longer than glass—western ponderosa pine]

Glass size	Thickness (inches)	Glazed	Glass size	Thickness (inches)	Glazed	Glass size	Thickness (inches)	Glazed
16" x 16"	1⅛	$2.18	24" x 28"	1⅛	$3.69	28" x 28"	1⅛	$4.50
16" x 20"	1⅛	2.52	24" x 30"	1⅛	3.87	28" x 30"	1⅛	4.82
16" x 24"	1⅛	3.02	24" x 32"	1⅛	4.56	28" x 32"	1⅛	5.58
20" x 16"	1⅛	2.33	26" x 18"	1⅛	3.21	30" x 16"	1⅛	3.45
20" x 18"	1⅛	2.49	26" x 20"	1⅛	3.33	30" x 18"	1⅛	3.69
20" x 20"	1⅛	2.73	26" x 24"	1⅛	3.42	30" x 20"	1⅛	3.86
20" x 24"	1⅛	3.02	26" x 26"	1⅛	3.69	30" x 24"	1⅛	3.87
20" x 26"	1⅛	3.14	26" x 28"	1⅛	3.98	30" x 26"	1⅛	4.50
24" x 14"	1⅛	2.45	26" x 30"	1⅛	4.77	30" x 28"	1⅛	4.55
24" x 16"	1⅛	2.60	26" x 32"	1⅛	4.92	30" x 30"	1⅛	5.49
24" x 18"	1⅛	2.84	27" x 24"	1⅛	4.17	30" x 32"	1⅛	5.64
24" x 20"	1⅛	3.02	28" x 18"	1⅛	3.54	32" x 24"	1⅛	4.88
24" x 22"	1⅛	3.14	28" x 20"	1⅛	3.69	36" x 24"	1⅛	5.25
24" x 24"	1⅛	3.38	28" x 24"	1⅛	3.69	40" x 24"	1⅛	7.19
24" x 26"	1⅛	3.42	28" x 26"	1⅛	4.23			

1-LIGHT SINGLE SASH—1⅜" THICK

[Toxic-treated, western ponderosa pine]

Glass size	Open	Glazed, single strength	Glazed, double strength	Glass size	Open	Glazed, single strength	Glazed, double strength
16" x 18"	$1.01	$1.35	$1.53	28" x 26"	$1.23	$2.36	$2.93
16" x 20"	1.04	1.49	1.68	28" x 28"	1.25	2.51	3.12
16" x 24"	1.07	1.55	1.80	28" x 30"	1.28	2.55	3.17
16" x 28"	1.11	1.85	2.21	28" x 32"	1.37	2.97	3.69
16" x 30"	1.13	1.89	2.31	30" x 18"	1.16	1.97	2.42
18" x 20"	1.07	1.55	1.76	30" x 20"	1.19	2.06	2.51
18" x 24"	1.08	1.74	2.06	30" x 24"	1.25	2.31	2.88
18" x 28"	1.13	1.89	2.31	30" x 28"	1.31	2.55	3.17
18" x 30"	1.19	1.97	2.42	30" x 30"	1.32	2.93	3.65
20" x 16"	1.04	1.49	1.68	30" x 32"	1.43	2.99	3.74
20" x 18"	1.07	1.55	1.76	30" x 36"	1.47	3.24	4.07
20" x 20"	.99	1.64	1.89	36" x 18"	1.32	2.31	2.78
20" x 24"	1.02	1.74	2.09	36" x 20"	1.35	2.46	3.03
20" x 28"	1.08	1.85	2.28	36" x 24"	1.40	2.78	3.45
22" x 16"	.98	1.44	1.79	36" x 28"	1.44	3.24	4.07
24" x 14"	.99	1.64	1.94	36" x 30"	1.50	3.29	4.11
24" x 20"	1.02	1.74	2.09	36" x 32"	1.52	3.59	4.52
24" x 24"	1.04	1.80	2.37	36" x 36"	1.59		4.88
24" x 26"	1.08	1.94	2.37	40" x 20"	1.50	2.67	3.29
24" x 30"	1.11	2.04	2.58	40" x 24"	1.55	3.12	3.81
24" x 32"	1.13	2.18	2.72	40" x 28"	1.62		4.61
26" x 16"	1.32	2.54	3.17	40" x 30"	1.64		4.61
26" x 18"	1.07	1.74	2.06	40" x 32"	1.67		4.92
26" x 20"	1.08	1.80	2.16	40" x 36"	1.74		5.63
26" x 24"	1.13	1.89	2.31	40" x 40"	1.79		5.66
26" x 26"	1.19	2.06	2.51	44" x 20"	1.56		3.86
26" x 28"	1.20	2.16	2.72	44" x 24"	1.64		4.20
26" x 30"	1.23	2.37	2.93	44" x 28"	1.68		4.97
28" x 16"	1.25	2.51	3.12	44" x 30"	1.71		5.63
28" x 18"	1.11	1.76	2.15	44" x 32"	1.74		5.63
28" x 20"	1.13	1.89	2.31	48" x 24"	1.67		4.92
28" x 24"	1.16	1.97	2.42	48" x 28"	1.76		5.63
28" x 24"	1.20	2.16	2.72	48" x 30"	1.79		5.66

TABLE 1—RETAIL MAXIMUM PRICES, STOCK MILLWORK, TROY AREA, CONSISTING OF DARKE, MIAMI, AND SHELBY COUNTIES IN OHIO—Continued

BARN SASH

[Western ponderosa pine]

Glass size	Thickness (inches)	4 light barn sash		6 light barn sash		9 light barn sash	
		Open	Glazed	Open	Glazed	Open	Glazed
8" x 10"	1⅛	$0.89	$1.26	$1.04	$1.64	$1.44	$2.37
9" x 12"	1⅛	.95	1.43	1.16	1.89		
10" x 12"	1⅛	.99	1.50	1.20	1.98	1.68	2.94
10" x 14"	1⅛	1.04	1.61	1.25	2.16		
10" x 16"	1⅛			1.37	2.64		

Glass size	Thickness (inches)	4 light barn sash		6 light barn sash		9 light barn sash	
		Open	Glazed	Open	Glazed	Open	Glazed
8" x 10"	1⅛	$0.98	$1.35	$1.17	$1.76	$1.59	$2.[illegible]
9" x 12"	1⅛	1.07	1.53	1.31	2.01		
10" x 12"	1⅛	1.16	1.61	1.35	2.10	1.91	3.17
10" x 14"	1⅛	1.17	1.74	1.41	2.31		
10" x 16"	1⅛			1.58	2.82		

EXTERIOR DOOR FRAMES—WESTERN PONDEROSA PINE

FOR FRAME CONSTRUCTION

[5¼-inch wall]—1⅛ outside casing

	With oak sill	No sill
2' 8" x 6' 8"	$8.85	$5.99
3' 0" x 6' 8"	9.44	6.15
3' 0" x 7' 0"	9.69	6.38

Add for nailing up $0.90

GARAGE DOOR FRAME

Jamb—1¾ x 5¼ inch western ponderosa pine (no outside casing or sill)
Not over 8'0" x 8'0"—knocked down $6.75

DOOR FRAME EXTRAS

Transom door frames (transom not over 1'6" high, add	3.38
Side light door frame, figure 3 times price of single.	
Circle top door frame, add to price of square head frame	9.53

FOR 2-INCH MASONRY CONSTRUCTION

[No sill]

	Knocked down	Nailed up
2' 8" x 6' 8"	$6.50	$7.[illegible]
3' 0" x 6' 8"	6.60	7.[illegible]
3' 0" x 7' 0"	6.83	7.[illegible]

FOR 10-INCH FURRED BRICK WALL

2' 8" x 6' 8"	$8.55	$9.[illegible]
3' 0" x 6' 8"	9.14	10.[illegible]
3' 0" x 7' 0"	9.45	10.[illegible]

FOR 13-INCH MASONRY CONSTRUCTION

2' 8" x 6' 8"	$10.71	$11.[illegible]
3' 0" x 6' 8"	10.88	11.[illegible]
3' 0" x 7' 0"	11.25	12.[illegible]

Treating door frames with "wood-life" preserver ..... $0.[illegible]

EXTERIOR WINDOW FRAMES—WESTERN PONDEROSA PINE

[Important joints treated with wood preserver]

Glass size, 2-lights	5¼" frame wall, 1⅛" outside casing		9" brick wall, all head and sill		"Unique balance" frame		Glass size, 2-lights
	Heads and sills	Sides	Heads and sills	Sides	Heads and sills	Sides	
12"		$2.30					
14"	$1.24	2.51	$1.20	$3.06	$1.28	$1.64	14"
16"	1.48	2.66	1.28	3.26	1.35	1.79	16"
18"	1.70	2.82	1.35	3.53	1.44	1.97	18"
20"	1.79	3.08	1.44	3.81	1.55	2.13	20"
22"	1.89	3.24	1.67	4.05	1.76	2.30	22"
24"	1.98	3.38	1.74	4.28	1.85	2.45	24"
26"	2.07	3.53	1.83	4.47	1.95	2.57	26"
27"	2.15				2.00		27"
28"	2.15	3.66	1.91	4.86	2.03	2.72	28"
30"	2.31	3.95	1.98	4.92	2.10	2.91	30"
32"	2.49	4.11	2.07	5.39	2.21	3.18	32"
36"	2.67	4.52	2.31	5.90	2.48	3.54	36"
40"	2.67		2.49		2.66		40"

WINDOW FRAME EXTRAS

For nailing-up (N. U.) add to above	$0.90	For cutting down heads and sills, add	[illegible]
Mullion frames, add to price of 2 single frames	.45	For cutting down sides, add	[illegible]
Triple frames, add to price of 3 single frames	1.20	Long sill horns for corner construction, add to price of regular head and sill	[illegible]
For brick house frames with moulded hanging style instead of plain, add	.60	For frame house frame, add for hanging stile instead of casing	1.11

PORCH WORK—FIR

Colonial columns			Turned columns	
Sizes	Round cap and base	Paneled cap and base	Sizes	Turned center
6 inch x 8 feet	$5.40		4" x 4", 8 feet	$2.[illegible]
8 inch x 8 feet	6.15	$6.00	5" x 5", 8 feet	3.[illegible]
8 feet	6.75	7.47	6" x 6", 8 feet	2.[illegible]
10 inch x 8 feet	9.12	9.42	6" x 6", 10 feet	6.[illegible]
9 feet	10.38	10.41		
12 inch x 8 feet		11.49		
9 feet		12.30		

Add for splitting columns, $0.75.

FIR—PORCH NEWELS

Size	Square paneled, cap and base	Size	Square, turned cap
8 inch x 4 feet	$4.68	5" x 5" x 4 feet	$1.[illegible]
10 inch x 4 feet	5.16	6" x 6" x 4 feet	2.[illegible]

[F. R. Doc. 46-9124; Filed, May 29, 1946; 1:04 p. m.]

[Region VI Order G-4 Under Gen. Order 68, Amdt. 1]

BUILDING MATERIALS IN RACINE AND KENOSHA, WIS., AREAS

An opinion accompanying this amendment has been issued simultaneously herewith. Order No. G-4 under General Order 68 is amended in the following respects:

(1) In Appendix A, the following items are deleted:

Commodity and unit	*Maximum price*
Concrete block:	
4" sand, per block	$0.12
4" waylite, per block	.12
6" sand, per block	.15
6" waylite, per block	.15
8" sand, per block	.18
8" waylite, per block	.18
10" sand, per block	.20
10" waylite, per block	.20
12" sand, per block	.22
12" waylite, per block	.22

(2) In Appendix B, the following items are deleted:

Commodity and Unit	*Maximum price*
Concrete block:	
4" sand, per block	$0.12
4" waylite, per block	.12
6" sand, per block	.15
6" waylite, per block	.15
8" sand, per block	.18
8" waylite, per block	.18
10" sand, per block	.20
10" waylite, per block	.20
12" sand, per block	.22
12" waylite, per block	.22

This amendment to Order No. G-4 shall become effective May 10, 1946.

Issued this 9th day of May 1946.

H. T. SMITH,
District Director.

[F. R. Doc. 46-9098; Filed, May 29, 1946; 12:53 p. m.]

[Region III Order G-30 Under Gen. Order 68, Amdt. 1]

BUILDING MATERIALS IN HUNTINGTON, W. VA., AREA

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to the provisions of General Order No. 68, it is hereby ordered:

(a) That section VIII of Order No. G-30 under General Order No. 68 is hereby amended to read as follows:

SECTION VIII. *Prohibitions and evasions.* (a) No person shall sell and no person shall buy, in the course of trade or business, any of the commodities covered by this order, at prices greater than the maximum prices established by this order.

(b) The price limitations set forth in this order shall not be evaded by direct or indirect methods, in connection with an offer, solicitation, agreement, sale, delivery, purchase or receipt of any of the commodities covered by this order, whether alone or in conjunction with any other commodity or by way of commissions, services ,transportation or other charges, discounts, premiums, or other privileges or by tying agreement or other understanding or by making the terms and conditions of sale more onerous to buyers than they were during March, 1942 (except as specifically permitted by this order or applicable regulation).

This Amendment No. 1 to Order No. G-30 shall become effective May 7, 1946.

Issued April 23, 1946.

J. F. KESSEL,
Regional Administrator.

[F. R. Doc. 46-9089; Filed, May 29, 1946; 12:50 p. m.]

[Region VI Rev. Order G-2 Under Gen. Order 68, Amdt. 1]

BUILDING MATERIALS IN MADISON, WIS., AREA

An opinion accompanying this amendment has been issued simultaneously herewith.

Revised Order No. G-2 under General Order 68 is amended in the following respects:

(1) In Appendix A, the following items are deleted:

Commodity and unit	*Maximum price*
Cement block 10" sand, per block	$0.17
Cement block 8" sand, per block	.15
Cement block 8" waylite, per block	.175
Cement block 10" waylite, per block	.21

This amendment to Revised Order No. G-2 shall become effective May 10, 1946.

Issued this 9th day of May 1946.

H. T. SMITH,
District Director.

[F. R. Doc. 46-9097; Filed, May 29, 1946; 12:53 p. m.]

[Region VI Order G-4 Under MPR 121, Amdt. 2]

LIGNITE IN NORTH DAKOTA AND MINNESOTA, AREAS

An opinion accompanying this amendment has been issued simultaneously herewith. Order No. G-4 under Maximum Price Regulation No. 121 is amended in the following respects:

The third paragraph on the second page thereof is amended to read as follows:

This Order No. G-4 shall become effective immediately and shall remain in effect until June 15, 1946.

This amendment may be amended, modified, or revoked at any time.

This Amendment No. 2 to Order No. G-4 shall become effective May 15, 1946.

Issued this 14th day of May 1946.

EARL W. CLARK,
Acting Regional Administrator.

[F. R. Doc. 46-9093; Filed, May 29, 1946; 12:52 p. m.]

Regional and District Office Orders.

[Region III Order G-3 Under Gen. Order 68, Amdt. 1]

MILLWORK IN TOLEDO, OHIO AREA

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to the provisions of General Order No. 68, *It is hereby ordered:*

(a) That the title of Order No. 3 be amended to read as follows: "Maximum prices at the retail level for stock millwork for the Toledo, Ohio, area."

(b) That the heading for section 6 of Order No. G-3 (formerly Order No. 3) be amended to read as follows: *"Maximum prices for the stock millwork items listed in Table 1."*

(c) That section 9 of Order No. G-3 (formerly Order No. 3) be amended to read as follows:

SEC. 9. *Discounts and allowances.* The maximum prices established by this order include all commissions. No seller covered by this order shall discontinue or reduce any discounts which he granted in March, 1942.

(d) That section 13 of Order No. G-3 (formerly Order No. 3) be amended to read as follows:

SEC. 13. *Invoices.* Each seller subject to this order shall furnish to every buyer, of any items covered by this order, an invoice containing a sufficiently complete description of the stock millwork items sold to show whether or not the price is at or below the established maximum price. Items covered by the order shall be invoiced by the same description as listed in the attached price list.

(e) That a section no. 14 be added to Order No. G-3 (formerly Order No. 3), said section 14 to read as follows:

SEC. 14. *Prohibitions and evasions.* (a) No person shall sell, and no person shall buy in the course of trade or business at prices greater than the maximum prices established by this order.

(b) The price limitations set forth in this order shall not be evaded by direct or indirect methods, in connection with an offer, solicitation, agreement, sale, delivery, purchase or receipt of any of the commodities covered by this order, whether alone or in conjunction with any other commodity, or by way of commissions, services, transportation or other charges, discounts, premiums, or other privileges or by tying agreement or other understanding or by making the terms and conditions of sale more onerous to buyers than they were during March, 1942 (except as specifically permitted by this order or applicable regulations).

(f) That a section no. 15 be added to Order No. G-3 (formerly Order No. 3), said section 15 to read as follows:

SEC. 15. *Revocation or amendment.* This order may be revised, amended, or revoked at any time by the Office of Price Administration.

(g) That the list of stock millwork items and the maximum prices for such items, which is attached hereto and designated as Table 1-A, be added to Order No. G-3 (formerly Order No. 3), following Table 1 of said order.

This Amendment No. 1 to Order No. G-3 (formerly Order No. 3) shall become effective May 21, 1946.

Issued May 7, 1946.

J. F. KESSEL,
Regional Administrator.

TABLE 1-A

INTERIOR DOORS—FLUSH DOORS WITH GRID CORE

Numerical symbols are taken from and refer to design numbers and description in Allen A. Smith, Toledo, Ohio, Catalog No. 22]

Size	Thickness	Unselected gum	Unselected 1 birch
1 ft. 6 in. x 6 ft. 8 in.	1¾ in.	$9.94	$11.39
1 ft. 8 in. x 6 ft. 8 in.	1⅜ in.	9.94	11.39
1 ft. 10 in. x 6 ft. 8 in.	1⅜ in.	9.94	11.39
2 ft. 0 in. x 6 ft. 0 in.	1⅜ in.	8.37	9.58
6 ft. 6 in.	1⅜ in.	8.01	9.20
6 ft. 8 in.	1⅜ in.	8.16	9.34
2 ft. 2 in. x 6 ft. 6 in.	1¾ in.	8.85	10.14
6 ft. 8 in.	1¾ in.	9.40	10.76
2 ft. 4 in. x 6 ft. 6 in.	1⅜ in.	8.85	10.14
6 ft. 8 in.	1¾ in.	9.04	10.35
2 ft. 6 in. x 6 ft. 6 in.	1⅜ in.	9.29	10.64
6 ft. 8 in.	1⅜ in.	9.42	10.78
2 ft. 8 in. x 6 ft. 6 in.	1⅜ in.	10.41	12.10
6 ft. 8 in.	1⅜ in.	9.85	11.29
2 ft. 10 in. x 6 ft. 8 in.	1¾ in.	10.39	12.06
3 ft. 0 in. x 6 ft. 8 in.	1⅜ in.	11.66	13.35
3 ft. 0 in. x 6 ft. 8 in.	1¾ in.		14.91

INTERIOR DOOR JAMBS IN SETS

[⅝ in. x 5½ in. without stops]

	Yellow pine	White pine
Up to 3 ft. 0 in. x 7 ft. 0 in. opening (For 1⅜ in. thickness, add $0.85).	[1] $2.50	[1] $2.75

[1] Per 100 lineal feet.

DOOR STOPS

	Yellow pine stops in sets
Up to 3 ft. 0 in. x 7 ft. 0 in. ⅜ in. x 1 ft. ⅝ in	$2.85

(For 1⅜ in. thickness add $0.85.)

INTERIOR DOOR TRIM IN SETS

Modern trim	Yellow pine	White pine
Up to 3 ft. 0 in. x 7 ft. 0 in.:		
2½ in.	$1.25	$1.35
3½ in.		1.75

WINDOW TRIM IN SETS

	White pine
Up to 32 in. x 30 in. opening:	
2½ in.	$2.35
3½ in.	2.85

SHOE MOULDING

	Yellow pine	White pine
½ in. x ¾ in.	[1] $1.20	[1] $1.30

CHAIR RAIL	*White pine*
1⅝ in. x 2¼ in.	[1] $5.00
1⅝ in. x 2½ in.	[1] 5.91

THRESHOLDS	*Oak*
⅝ in. x 3¾ in. x 3 ft. 0 in.	$0.37 each

(Add $0.14 for each additional foot.)

WINDOW AND DOOR CASING	*White pine*
¾ in. x 2½ in.	[1] $4.98

[1] Per 100 lineal feet.

WINDOW AND DOOR CASING	*White pine*
¾ in. x 3½ in.	[1] $6.63

BASE	*White pine*
¾ in. x 2½ in.	[1] $5.10
¾ in. x 3½ in.	[1] 6.45

WINDOW STOOL	*White pine*
1⅛ in. x 3½ in.	[1] $10.84

WINDOW STOPS	*Yellow pine*
⅝ in. x 1¾ in.	[1] $2.25

[1] Per 100 lineal feet.

DOOR STOPS

	Yellow pine
⅜ in. x1⅜ in.	[1] $2.85

CORE MOULDING

	Yellow Pine	White Pine
¾ in. x ⅞ in.	[1] $1.20	[1] $1.35

[1] Per 100 lineal feet.

STANDARD STAIR PARTS

	Yellow pine	Red oak
Treads 1⅛ in. x 11½ in.:		
3 ft. 0 in.	$1.50	$2.02
3 ft. 6 in.	1.68	2.39
4 ft. 0 in.	2.08	2.69
Risers ¾ in. x 7½ in.:		
3 ft. 0 in.	.69	1.20
3 ft. 6 in.	.86	1.50
4 ft. 0 in.	.95	1.64

SKIRTING

[Per 100 lineal feet]

	Yellow pine	White ponderosa pine	Unselected gum	Red oak	Birch
¾ in. x 9½ in.	$0.27	$0.30	$0.33	$0.42	$0.48
⅞ in. or ¾ in. x 9½ in.					
⅞ in. or ¾ in. x 9½ in.					

COLONIAL STAIR PARTS

Birch

Newell:	*Price*
S4010—3¼ in. x 3¼ in., 3 ft. 5 in. long	$5.81
S4040—3 in. x 3 in., 3 ft. 8 in. long	5.55
S4050—2¼ in. x 2¼ in., 3 ft. 5 in. long	4.37
Landing Newell:	
S4015—3¼ in. x 3¼ in., 4 ft. 10 in. long	7.58
S4045—3 in. x 3 in., 5 ft. 2 in. long	7.98

All designs

Balusters:	
S5020—1¼ in. x 1¼ in., 2 ft. 7 in.	.50
S5025—1¼ in. x 1¼ in., 2 ft. 10 in.	.51
S5010—1¼ in. x 1¼ in., 3 in.	.53
S5015—1¼ in. x 1¼ in., 3 ft. 3 in.	.55
S5035—1¼ in. x 1¼ in., 3 ft. 3 in.	.55
S5030—1¼ in. x 1¼ in., 3 ft. 3 in.	.55
S5040—1¼ in. x 1¼ in., 3 ft 3 in.	.55
S6010—Stair nail	.51
S7010—Starting easing	5.90
S7011—Quarter turn	3.89
S7012—Up easing	4.13
S7013—Over easing	4.13
S7017—Rosette	.59
S7018—Plain newel cap	1.89
S7019—1 opening cap	2.60
S7021—Quarter turn cap	4.25
S7030—Volute L. H.	12.39
S7035—Volute R. H.	12.39
S7040—Turnout L. H.	6.84
S7045—Turnout R. H.	6.84
S7050—Gooseneck and easing L. H.	12.98
S7055—Gooseneck and easing R. H.	12.98
S7060—Gooseneck and easing cap L. H.	13.22
S7065—Gooseneck and easing cap R. H.	13.22
S7070—Gooseneck with L. H. turn	9.47
S7075—Gooseneck with R. H. turn	9.47
S7071—Gooseneck with L. H. turn	10.65
S7076—Gooseneck with R. H. turn	10.65
S7080—Gooseneck with L. H. cap	9.70
S7085—Gooseneck with R. H. cap	9.70
S7081—Gooseneck with L. H. cap	10.89
S7086—Gooseneck with R. H. cap	10.89
S7090—Landing return gooseneck L. H.	14.20
S7095—Landing return gooseneck R. H.	14.20
S7096—Gooseneck with cap 1 riser	7.10

COLONIAL STAIR PARTS—continued

All designs—Continued

Balusters—Continued.	*Price*
S7097—Gooseneck with cap 2 riser	$8.29
S7098—Gooseneck no cap 1 riser	6.39
S7099—Gooseneck no cap 2 riser	7.58
S8010—Oak tread and birch riser	13.45
S8020—Scroll oak tread and birch riser	15.98
S8030—Bull nose oak tread and birch riser	14.40
S8422—Shoe mold oak	.94

[F. R. Doc. 46-9121; Filed, May 29, 1946; 1:01 p. m.]

[Region III Order G-3 Under Rev. Supp. Service Reg. 50]

PARKING SPACE IN INDIANAPOLIS, IND., AREA

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the authority vested in the Regional Administrator of Region III of the Office of Price Administration by § 1499.648 (c) (4) of Revised Supplementary Service Regulation No. 50, as amended, it is hereby ordered:

(a) *What this order does.* This order establishes maximum prices for the service of furnishing parking space for motor vehicles in the Indianapolis Motor Speedway Track Area, hereinafter described, for the periods of time set forth in paragraph (b) below. Nothing in this order shall prohibit a parking lot operator from charging his maximum price otherwise established under Revised Maximum Price Regulation No. 165 (Services) as amended.

(b) *Maximum prices.* The maximum price which a parking lot operator may charge for the service of furnishing parking space in the Indianapolis Motor Speedway Track Area during the time specified herein shall be the prices set forth below.

Motor vehicle parking	*Maximum price*
Any day between May 18 and to May May 26, 1946, inclusive for a period of twelve (12) hours or less	$0.75
On May 30, 1946, for a period of twenty-four (24) hours or less	1.25

(c) *Violations.* No person may charge or offer to charge prices higher than the maximum prices specified in this order. Posting of a sign at a parking lot showing a price for the service higher than the maximum price hereunder shall, for example, be conclusively termed to be an offer to supply the service at the posted price.

(d) *Lower prices.* Prices lower than the maximum prices established by this order may be offered, charged and paid.

(e) *Definitions.* 1. "Indianapolis Motor Speedway Track Area" means an area within a radius of one-half mile on the outside of any entrance to the Indianapolis Motor Speedway Track.

2. "Parking Lot" means an open, substantially uncovered space, or a garage accessible by a motor vehicle from the street and used for parking motor vehicles.

3. "Parking Lot Operator" means a person who maintains a temporary or permanent parking lot for the parking of motor vehicles for compensation.

4. "Service of Furnishing Parking Space" means furnishing space in a temporary or permanent parking lot by a parking lot operator.

This order may be modified, amended or revoked at any time by the Office of Price Administration.

This order shall become effective May 18, 1946.

Issued May 15, 1946.

E. C. TURNEY,
Acting Regional Administrator.

[F. R. Doc. 46-9100; Filed, May 29, 1946; 12:54 p. m.]

[Region III 2d Rev. Order G-5 Under RMPR 122, Amdt. 1]

SOLID FUELS IN AKRON, OHIO, AREA

For the reasons set forth in an opinion issued simultaneously herewith under the authority vested in the Regional Administrator of Region III of the Office of Price Administration by § 1340.260 of Revised Maximum Price Regulation No. 122, it is ordered that Second Revised Order No. G-5 under Revised Maximum Price Regulation No. 122 be, and hereby is, amended in the following respects:

1. Paragraph (e) (1), Schedule I, Part II is amended to read as follows:

Column I	Col. II	Col. III
II. High volatile bituminous coals from subdistricts No. 1 (eastern Ohio) No. 3 (Bergholtz) and No. 4 (middle) in producing district No. 4 (Ohio):		
A. Lump or egg, size group Nos. 1 and 2 (bottom size larger than 2")	$7.56	$7.31
B. Egg, size group Nos. 3A and 4 (bottom size larger than 1¼" but not exceeding 2"; top size larger than 2" x bottom size 1¼" and smaller, forked)	7.36	7.11

This Amendment No. 1 shall become effective May 13, 1946.

Issued May 13, 1946.

J. F. KESSEL,
Regional Administrator.

[F. R. Doc. 46-9099; Filed, May 29, 1946; 12:54 p. m.]

[Region III Order G-6 Under Supp. Order 119, Amdt. 1]

THE MENGEL CO. ET AL.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 15 of Revised Supplementary Order No. 119; *It is ordered*, That:

(1) Order No. G-6 under Supplementary Order No. 119 be, and the same is, hereby amended in the following respects:

(a) Paragraph (c) is hereby amended to read as follows:

(c) *Resellers.* Resellers of the items listed in paragraph (b) shall determine their maximum prices in accordance with the provisions of Revised Maximum Price Regulation No. 293 or Maximum Price Regulation No. 525, whichever is applicable.

This amendment shall become effective May 8, 1946.

Issued May 8, 1946.

J. F. KESSEL,
Regional Administrator.

[F. R. Doc. 46-9108; Filed, May 29, 1946; 12:58 p. m.]

[Region III Order G-11 Under RMPR 251, Amdt. 1]

INSTALLED RE-SIDING IN INDIANAPOLIS, IND., AREA

For the reasons set forth in the accompanying opinion issued simultaneously herewith and pursuant to the provisions of section 9 of Revised Maximum Price Regulation No. 251, it is hereby ordered:

(1) That a section No. 4A, be added to the above order, following section 4, said section 4A to read as follows:

SEC. 4A. *Posting of maximum prices.* Every seller making sales covered by this order, shall post a copy of the list of maximum prices, fixed by this order, in each of his places of business in the Indianapolis, Indiana Area, in a manner plainly visible to all purchasers.

(2) That a section No. 5A, be added to the above order, following section 5, said section 5A to read as follows:

SEC. 5A. *Lump sum price.* (a) A seller may offer to, or make sales covered by this order on the basis of a lump sum price, but such lump sum price must not be higher than the maximum price figured in accordance with the pricing methods and requirements of this order.

(b) *Recomputation.* Within 30 days from the completion of any service covered by this order, for which a price was charged on the basis described in paragraph "1" above, the seller shall check his price by reviewing the categories and other factors used in his estimate on the basis of the actual services rendered and material furnished and shall determine whether the price quoted, charged or collected is higher than the maximum price computed under this order. In the event that the price quoted, charged or collected is higher than the maximum price computed under the terms of this order, the seller shall reduce his price to the proper maximum price and shall refund to the buyer within such period of 30 days after the completion of the service, any excess which may have been collected, or, if no excess has been collected, then, by written notice to the buyer, shall cancel the indebtedness of the buyer for any such excess, or both, as the case may require. Such a charge or collection in an amount in excess of the maximum price properly computed in accordance with this order shall not be considered to be a violation of this order if the amount thereof is refunded or credited to the buyer in accordance with this paragraph.

(3) That section 8 (b) of the above order be amended to read as follows:

(b) The seller shall also furnish the purchaser with an itemized statement showing the number of squares, the prices charged per square of materials installed, and a separate itemized statement of any related and incidental construction work performed, as provided by section 6 of this order.

(4) That section 10 of the above order be amended to read as follows:

SEC. 10. *Prohibitions and evasions.* (a) No person shall sell and no person shall buy, in the course of trade or business, any of the commodities covered by this order, at prices greater than the maximum prices established by this order.

(b) The price limitations set forth in this order shall not be evaded by direct or indirect methods in connection with an offer, solicitation, agreement, sale, delivery, purchase or receipt of any of the commodities covered by this order, whether alone or in conjunction with any other commodity or by way of commissions, services, transportation or other charges, discounts, premiums, or other privileges or by tying agreement or other understanding or by making the terms and conditions of sale more onerous to buyers than they were during March 1942 (except as specifically permitted by this order or applicable regulation).

This Amendment No. 1 to Order No. G-11 shall become effective May 7, 1946.

Issued April 23, 1946.

J. F. KESSEL,
Regional Administrator.

[F. R. Doc. 46-9102; Filed, May 29, 1946; 12:55 p. m.]

[Region III Order G-9 Under Gen. Order 68]

SCREEN GOODS IN CLEVELAND REGION

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to the provisions of General Order No. 68, this order is issued:

SECTION 1. *What this order covers.* This order covers all retail sales made by any seller of the stock screen goods covered by this order delivered to a purchaser in Region III.

Region III consists of the States of Ohio, Michigan, Kentucky, West Virginia and Indiana, except the County of Lake in the State of Indiana.

SEC. 2. *Definition of retail sales.* For the purposes of this order, a retail sale means a sale to an ultimate user or to a purchaser for resale on an installed basis.

SEC. 3. *Description of items covered by this order.* This order covers the stock screen goods set forth in the annexed table, including but not limited to screen doors and combination screen and storm doors. Other related items may be added from time to time. Prices are listed for bundles (6 or more) and for broken bundles (5 or less).

SEC. 4. *Relation to other regulations.* The prices established by this order supersede those set by any other order or regulation for the items listed herein.

Retail sales of all items listed in Table I hereof are subject to the provisions of this order. This order hereby incorporates by reference all other provisions of Revised Maximum Price Regulation #381 (except section 8) not inconsistent with the provisions of this order.

All items of stock screen goods which are not covered by this order remain subject to all provisions of Revised Maximum Price Regulation #381.

SEC. 5. *Maximum prices.* The maximum prices for the stock screen goods covered by this order are set forth in Table 1 which is annexed to and made a part of this order. The sellers covered by this order must continue to maintain the customary allowances, discounts and differentials in effect during March 1942. The prices listed include all charges for delivery, however, no deduction need be made if the purchaser chooses to deliver the goods himself.

SEC. 6. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of the list of maximum prices fixed by this order in each of his places of business in Region III in a manner plainly visible to all purchasers.

SEC. 7. *Sales slips and records.* Every seller covered by this order who has customarily given his customers a sales slip or other evidence of purchase must continue to do so. Upon request from a customer, such seller, regardless of previous custom, shall give the purchaser a receipt showing the date, name, and address of the seller, the description of each item sold and the price received for it. If he customarily prepared his sales slips in more than one copy, he must keep for at least one year after delivery a duplicate copy of each sales slip delivered by him pursuant to this section.

For any sale of $10.00 or more each seller regardless of previous custom, must keep records showing at least the following:

(1) Name and address of buyer.
(2) Date of transaction.
(3) Place of delivery.
(4) Complete description of each item sold and price charged.

SEC. 8. *Prohibition and evasions.* (a) No person shall sell and no person shall buy, in the course of trade or business, any of the commodities covered by this order, at prices greater than the maximum prices established by this order.

(b) The price limitations set forth in this order shall not be evaded by direct or indirect methods, in connection with an offer, solicitation, agreement, sale, delivery, purchase or receipt of any of the commodities covered by this order, whether alone or in conjunction with any other commodity or by way of commissions, services, transportation or other charges, discounts, premiums, or other privileges or by tying agreement or other understanding or by making the terms and conditions of sale more onerous to buyers than they were during March, 1942 (except as specifically permitted by this order or applicable regulations).

SEC. 9. *Less than maximum prices.* Prices lower than the maximum prices established by this order may, of course, be charged and paid.

SEC. 10. *Amendment.* This order may be amended or revoked at any time by the Office of Price Administration.

This order shall become effective May 8, 1946.

Issued April 24, 1946.

J. F. KESSEL,
Regional Administrator.

TABLE 1—MAXIMUM PRICES FOR RETAIL SALES OF SCREEN DOORS AND COMBINATION SCREEN AND STORM DOORS IN THE REGION III AREA INCLUDING OHIO, MICHIGAN, KENTUCKY, WEST VIRGINIA, AND INDIANA, EXCEPT LAKE COUNTY, INDIANA

PONDEROSA PINE SCREEN DOORS—GALVANIZED WIRE 16 MESH—MAXIMUM PRICES PER DOOR

Size[1]	C-1—1⅛"		G-1—1⅛"		I-2—1⅛"		N-2—1⅛"		GG-2—⅞"	
	6 or more	5 or less	6 or more	5 or less	6 or more	5 or less	6 or more	5 or less	6 or more	5 or less
2′ 6″ x 6′ 6″	$3.50	$3.80	$3.35	$3.60	$4.40	$4.70	$4.05	$4.40	$3.25	$3.50
2′ 6″ x 6′ 8″	3.65	3.95	3.50	3.75	4.55	4.90	4.25	4.55	3.40	3.65
2′ 8″ x 6′ 8″	3.65	3.95	3.50	3.75	4.55	4.90	4.25	4.55	3.40	3.65
2′ 8″ x 6′ 10″	3.70	4.00	3.55	3.80	4.60	4.95	4.30	4.60	3.45	3.70
2′ 8″ x 7′ 10″	3.75	4.05	3.60	3.90	4.65	5.00	4.35	4.65	3.50	3.80
2′ 10″ x 6′ 10″	$3.85	$4.10	$3.70	$3.95	$4.75	$5.10	$4.45	$4.75	$3.60	$3.90
2′ 10″ x 7′ 0″	3.90	4.20	3.75	4.00	4.80	5.15	4.50	4.85	3.65	3.90
3′ 0″ x 6′ 8″	3.90	4.20	3.75	4.00	4.80	5.15	4.50	4.85	3.65	3.90
3′ 0″ x 7′ 0″	4.00	4.30	3.85	4.15	4.95	5.30	4.60	4.95	3.75	4.00

PONDEROSA PINE SCREEN DOORS—BRONZE WIRE 16 MESH—MAXIMUM PRICES PER DOOR

2′ 6″ x 6′ 6″	$4.35	$4.65	$4.15	$4.45	$5.15	$5.55	$4.75	$5.10	$4.05	$4.35
2′ 6″ x 6′ 8″	4.55	4.90	4.40	4.75	5.45	5.85	5.00	5.40	4.30	4.65
2′ 8″ x 6′ 8″	4.55	4.90	4.40	4.75	5.45	5.85	5.00	5.40	4.30	4.65
2′ 8″ x 6′ 10″	4.60	4.95	4.45	4.80	5.50	5.95	5.10	5.45	4.40	4.70
2′ 8″ x 7′ 0″	4.70	5.05	4.55	4.90	5.60	6.05	5.15	5.55	4.45	4.80
2′ 10″ x 6′ 10″	$4.80	$5.15	$4.65	$5.00	$5.75	$6.15	$5.30	$5.70	$4.55	$4.90
2′ 10″ x 7′ 0″	4.90	5.25	4.75	5.10	5.80	6.25	5.35	5.75	4.65	5.00
3′ 0″ x 6′ 8″	4.90	5.25	4.75	5.10	5.80	6.25	5.35	5.75	4.65	5.00
3′ 0″ x 7′ 0″	5.10	5.50	4.90	5.30	6.00	6.45	5.55	5.95	4.80	5.20

[1] Actual width may be ½″ greater; actual length may be 1″ longer.

Size	PONDEROSA PINE SCREEN DOORS—BRONZE WIRE 16 MESH				PONDEROSA PINE SCREEN DOORS—GALVANIZED WIRE 16 MESH				Size	PONDEROSA PINE SCREEN DOORS—BRONZE WIRE 16 MESH				PONDEROSA PINE SCREEN DOORS—GALVANIZED WIRE 16 MESH			
	H-1—1⅛"		K-1—1⅛"		Q-2—1⅛"		H-1—1⅛"		K-1—1⅛"		Q-2—1⅛"			H-1—1⅛"		K-1—1⅛"		Q-2—1⅛"	
	6 or more	5 or less	6 or more	5 or less	6 or more	5 or less	6 or more	5 or less	6 or more	5 or less	6 or more	5 or less		6 or more	5 or less	6 or more	5 or less	6 or more	5 or less
2′ 6″ x 6′ 6″	$4.30	$4.65	$4.45	$4.80	$5.60	$6.00	$3.50	$3.80	$3.65	$3.95	$4.90	$5.30	2′ 10″ x 6′ 10″	$4.85	$5.20	$5.00	$5.35	$6.10	$6.55
2′ 6″ x 6′ 8″	4.50	4.90	4.70	5.05	5.85	6.30	3.65	3.95	3.80	4.10	5.10	5.45	2′ 10″ x 7′ 0″	4.90	5.25	5.10	5.45	6.20	6.65
2′ 8″ x 6′ 8″	4.50	4.90	4.70	5.05	5.85	6.30	3.65	3.95	3.80	4.10	5.10	5.45	3′ 0″ x 6′ 8″	4.90	5.25	5.10	5.45	6.20	6.65
2′ 8″ x 6′ 10″	4.60	5.00	4.80	5.15	5.95	6.40	3.70	4.00	3.85	4.15	5.15	5.55	3′ x 6′ 10″	5.05	5.45	5.25	5.65	6.40	6.85
2′ 8″ x 7′ 0″	4.70	5.05	4.85	5.25	6.00	6.45	3.80	4.05	3.90	4.20	5.20	5.60							

SOUTHERN PINE SCREEN DOORS—GALVANIZED WIRE 16 MESH

Size	C-1—1⅛"		I-2—1⅛"		GG-2B—⅞"		K-1A—1⅛"		Q-2—1⅛"		GG-1A—⅞"		Size	C-1—1⅛"		I-2—1⅛"		GG-2B—⅞"		K-1A—1⅛"		Q-2—1⅛"		GG-1A—⅞"	
	6 or more	5 or less	6 or more	5 or less	6 or more	5 or less	6 or more	5 or less	6 or more	5 or less	6 or more	5 or less		6 or more	5 or less	6 or more	5 or less	6 or more	5 or less	6 or more	5 or less	6 or more	5 or less	6 or more	5 or less
2′ 6″ x 6′ 6″	$3.10	$3.30	$3.00	$3.25	$3.90	$4.20	$4.15	$4.45	$5.55	$5.95	$2.75	$2.95	2′ 10″ x 6′ 10″	$3.40	$3.65	$3.40	$3.65	$4.30	$4.55	$4.50	$4.85	$5.95	$6.35	$3.05	$3.25
2′ 6″ x 6′ 8″	3.25	3.45	3.20	3.45	4.10	4.40	4.30	4.65	5.75	6.15	2.90	3.10	2′ 10″ x 7′ 0″	3.50	3.75	3.45	3.65	4.35	4.65	4.60	4.90	6.00	6.45	3.10	3.30
2′ 8″ x 6′ 8″	3.25	3.45	3.20	3.45	4.10	4.40	4.30	4.65	5.75	6.15	2.90	3.10	3′ 0″ x 6′ 8″	3.50	3.75	3.45	3.65	4.35	4.65	4.60	4.90	6.00	6.45	3.10	3.30
2′ 8″ x 6′ 10″	3.30	3.55	3.25	3.50	4.15	4.45	4.35	4.70	5.80	6.20	2.95	3.15	3′ 0″ x 7′ 0″	3.55	3.80	3.55	3.80	4.45	4.75	4.70	5.05	6.15	6.55	3.20	3.40
2′ 8″ x 7′ 0″	3.35	3.60	3.30	3.55	4.20	4.50	4.45	4.75	5.85	6.25	3.00	3.20													

TABLE 1—MAXIMUM PRICES FOR RETAIL SALES OF SCREEN DOORS AND COMBINATION SCREEN AND STORM DOORS IN THE REGION III AREA INCLUDING OHIO, MICHIGAN, KENTUCKY, WEST VIRGINIA, AND INDIANA, EXCEPT LAKE COUNTY, INDIANA—Continued

1⅛" northern and western pine combination storm and screen doors glazed single strength

Size	ND 737 1 panel 8 lights		ND 739 1 panel 12 lights		ND 740 15 lights 1 panel		ND 742, 12 lights and marginal 1 panel		Size	ND 737 1 panel 8 lights		ND 739 1 panel 12 lights		ND 740 15 lights 1 panel		ND 742, 12 lights and marginal 1 panel	
	5 or more	4 or less	5 or more	4 or less	5 or more	4 or less	5 or more	4 or less		5 or more	4 or less	5 or more	4 or less	5 or more	4 or less	5 or more	4 or less
2′ 6″ x 6′ 6″	$7.75	$8.30	$8.10	$8.70	$8.30	$8.95	$8.20	$8.80	2′ 10″ x 7′ 0″	$8.55	$9.20	$9.05	$9.70	$9.15	$9.80	$9.00	$9.65
2′ 6″ x 6′ 8″	7.80	8.35	8.20	8.80	8.40	9.00	8.25	8.85	3′ 0″ x 6′ 8″	8.45	9.05	8.85	9.45	9.10	9.75	8.85	9.50
2′ 6″ x 7′ 0″	8.10	8.70	8.50	9.15	8.75	9.35	8.55	9.20	3′ 0″ x 7′ 0″	8.80	9.45	9.20	9.85	9.50	10.20	9.25	9.90
2′ 8″ x 6′ 8″	8.05	8.60	8.60	9.20	8.60	9.20	8.45	9.05	3′ 0″ x 7′ 6″	10.15	10 85	10.55	11.30	10 85	11.65	10.60	11.40
2′ 8″ x 7′ 0″	8.35	8.95	8.90	9.35	8.95	9.60	8.80	9.40	If 16 gauge bronze wire add per door	.50	.55	.50	.55	.50	.55	.50	.55
2′ 10″ x 6′ 8″	8.20	8.80	8.70	9.30	8.80	9.40	8.65	9.25									
2′ 10″ x 6′ 10″	8.45	9.05	8.95	9.60	9.05	9.70	8.90	9.55									

If 14″ x 18″ mesh galvanized add $0.12 per door.
If 14″ x 18″ mesh bronze add $0.58 per door.
If 14″ x 18″ mesh aluminum wire add $0.65 per door.
For any size door ¾″ to 1″ wider than standard add the following per door: 15¢ if sold in quantities 5 or more; or 20¢ if sold in quantities of 4 or less.

PONDEROSA PINE SCREEN DOORS—GALVANIZED WIRE 14″ X 18″ MESH—MAXIMUM PRICES PER DOOR

Size[1]	C-1—1⅛"		G-1—1⅛"		I-2—1⅛"		N-2—1⅛"		GG-2—⅞"		Size	C-1—1⅛"		G-1—1⅛"		I-2—1⅛"		N-2—1⅛"		GG-2—⅞"	
	6 or more	5 or less	6 or more	5 or less	6 or more	5 or less	6 or more	5 or less	6 or more	5 or less		6 or more	5 or less	6 or more	5 or less	6 or more	5 or less	6 or more	5 or less	6 or more	5 or less
2′ 6″ x 6′ 6″	$3.60	$3.85	$3.40	$3.70	$4.45	$4.75	$4.10	$4.45	$3.30	$3.55	2′ 10″ x 6′ 10″	$3.90	$4.20	$3.70	4.00	$4.80	$5.15	$4.50	$4.80	$3.65	$3.90
2′ 6″ x 6′ 8″	3.75	4.00	3.60	3.85	4.60	4.95	4.30	4.60	3.45	3.70	2′ 10″ x 7′ 0″	3.95	4.25	3.85	4.05	4.85	5.20	4.55	4.90	3.70	3.95
2′ 8″ x 6′ 8″	3.75	4.00	3.60	3.85	4.60	4.95	4.30	4.60	3.45	3.70	3′ 0″ x 6′ 8″	3.95	4.25	3.85	4.05	4.85	5.20	4.55	4.90	3.90	3.95
2′ 8″ x 6′ 10″	3.80	4.05	3.65	3.90	4.65	5.00	4.35	4.65	3.50	3.75	3′ 0″ x 7′ 0″	4.05	4.40	3.90	4.25	5.00	5.35	4.65	5.00	3.80	4.10
2′ 8″ x 7′ 0″	3.85	4.10	3.70	3.95	4.75	5.05	4.40	4.70	3.55	3.85											

PONDEROSA PINE SCREEN DOORS—BRONZE WIRE 14″ X 18″ MESH—MAXIMUM PRICES PER DOOR

2′ 6″ x 6′ 6″	$4.50	$4.85	$4.30	$4.60	$5.30	$5.70	$4.90	$5.25	$6.20	$4.50	2′ 10″ x 6′ 10″	$4.95	$5.35	$4.80	$5.20	$5.90	$6.30	$5.40	$5.85	$4.70	$5.05
2′ 6″ x 6′ 8″	4.70	5.05	4.55	4.95	5.60	6.00	5.15	5.55	4.45	4.80	2′ 10″ x 7′ 0″	5.05	5.40	4.90	5.25	5.95	6.40	5.50	5.90	4.80	5.15
2′ 8″ x 6′ 8″	4.70	5.05	4.55	4.95	5.60	6.00	5.15	5.55	4.45	4.80	3′ 0″ x 6′ 8″	5.05	5.40	4.90	5.25	5.95	6.40	5.50	5.80	4.80	5.15
2′ 8″ x 6′ 10″	4.75	5.15	4.65	5.00	5.65	6.10	5.20	5.60	4.60	4.85	3′ 0″ x 7′ 0″	5.25	5.65	5.05	5.45	6.15	6.60	5.70	6.10	4.80	5.35
2′ 8″ x 7′ 0″	4.85	5.20	4.70	5.10	5.75	6.20	5.25	5.65	4.60	4.95											

[1] Actual width may be ½″ greater; actual length may be 1″ longer.

Size	PONDEROSA PINE SCREEN DOORS—BRONZE WIRE 14″ X 18″ MESH				PONDEROSA PINE SCREEN DOORS—GALVANIZED WIRE 14″ X 18″ MESH				Size	PONDEROSA PINE SCREEN DOORS—BRONZE WIRE 14″ X 18″ MESH				PONDEROSA PINE SCREEN DOORS—GALVANIZED WIRE 14″ X 18″ MESH			
	H-1—1⅛"		K-1—1⅛"		Q-2—1⅛"		H-1—1⅛"		K-1—1⅛"		Q-2—1⅛"			H-1—1⅛"		K-1—1⅛"		Q-2—1⅛"	
	6 or more	5 or less	6 or more	5 or less	6 or more	5 or less	6 or more	5 or less	6 or more	5 or less	6 or more	5 or less		6 or more	5 or less	6 or more	5 or less	6 or more	5 or less
2′ 6″ x 6′ 6″	$4.45	$4.80	$4.60	$5.00	$5.75	$6.15	$3.60	$3.85	$3.75	$4.00	$4.95	$5.35	2′ 10″ x 6′ 10″	$5.00	$5.35	$5.15	$5.55	$6.25	$6.75
2′ 6″ x 6′ 8″	4.70	5.05	4.80	5.25	6.00	6.45	3.75	4.00	3.85	4.20	5.15	5.50	2′ 10″ x 7′ 0″	5.05	5.45	5.15	5.55	6.35	6.95
2′ 8″ x 6′ 8″	4.70	5.05	4.80	5.25	6.00	6.45	3.75	4.00	3.85	4.20	5.15	5.50	3′ 0″ x 6′ 8″	5.05	5.45	5.15	5.55	6.35	6.95
2′ 8″ x 6′ 10″	4.80	5.15	4.95	5.30	6.05	6.55	3.80	4.05	3.90	4.25	5.20	5.60	3′ 0″ x 6′ 10″	5.20	5.60	5.45	5.85	6.55	7.05
2′ 8″ x 7′ 0″	4.85	5.25	5.05	5.40	6.15	6.65	3.85	4.10	3.95	4.25	5.25	5.65							

SOUTHERN PINE SCREEN DOORS—GALVANIZED 14″ X 18″ MESH

Size	C-1—1⅛"		I-2—1⅛"		GG-2B—⅞"		K-1A—1⅛"		Q-2—1⅛"		GG-1A—⅞"		Size	C-1—1⅛"		I-2—1⅛"		GG-2B—⅞"		K-1A—1⅛"		Q-2—1⅛"		GG-1A—⅞"	
	6 or more	5 or less	6 or more	5 or less	6 or more	5 or less	6 or more	5 or less	6 or more	5 or less	6 or more	5 or less		6 or more	5 or less	6 or more	5 or less	6 or more	5 or less	6 or more	5 or less	6 or more	5 or less	6 or more	5 or less
2′ 6″ x 6′ 6″	$3.15	$3.40	$3.10	$3.45	$3.95	$4.25	$4.20	$4.50	$5.60	$6.00	$2.80	$3.00	2′ 10″ x 6′ 10″	$3.50	$3.70	$3.50	$3.85	$4.35	$4.65	$4.55	$4.80	$6.00	$6.40	$3.10	$3.30
2′ 6″ x 6′ 8″	3.30	3.55	3.25	3.60	4.15	4.45	4.35	4.70	5.80	6.20	2.95	3.15	2′ 10″ x 7′ 0″	3.55	3.80	3.55	3.90	4.40	4.70	4.65	4.95	6.10	6.50	3.15	3.35
2′ 8″ x 6′ 8″	3.30	3.55	3.25	3.60	4.15	4.45	4.35	4.70	5.80	6.20	2.95	3.15	3′ 0″ x 6′ 8″	3.55	3.80	3.55	3.90	4.40	4.70	4.65	4.95	6.10	6.50	3.15	3.35
2′ 8″ x 6′ 10″	3.40	3.65	3.35	3.70	4.20	4.50	4.40	4.75	5.85	6.25	3.00	3.20	3′ 0″ x 7′ 0″	3.65	3.90	3.70	4.00	4.50	4.80	4.75	5.10	6.20	6.65	3.15	3.45
2′ 8″ x 7′ 0″	3.45	3.65	3.40	3.75	4.25	4.55	4.50	4.80	5.85	6.35	3.05	3.25													

TABLE 1—MAXIMUM PRICES FOR RETAIL SALES OF SCREEN DOORS AND COMBINATION SCREEN AND STORM DOORS IN THE REGION III AREA INCLUDING OHIO, MICHIGAN, KENTUCKY, WEST VIRGINIA, AND INDIANA, EXCEPT LAKE COUNTY, INDIANA—Continued

Style designation species	C-1 Ponderosa pine	G-1 Ponderosa pine	I-2 Ponderosa pine	N-2 Ponderosa pine	GG-2 Ponderosa pine	H-1 Ponderosa pine	K-1 Ponderosa pine	Q-2 Ponderosa pine	GG-1A Southern pine	GG-2B Southern pine	K-1A Southern pine	Q-2 Southern pine
Thickness of door	1⅜"	1⅜"	1⅜"	1⅜"	⅞"	1¼"	1¼"	1¼"	⅞"	⅞"	1⅜"	1¾".
Wire type	16-mesh	16-mesh	16-mesh	16-mesh	16-mesh	16-mesh gal.	16-mesh gal.	16-mesh gal.	14-mesh	16-mesh	16-mesh	16-mesh.
Width of:												
Stile	3"	3"	4"	4"	4"	3"	3"	4"	3"	4"	3"	4".
Top rail	3"	3"	4"	4"	4"	3"	3"	4"	3"	4"	3"	4".
Bottom rail	6"	6"	6"–8"	6"–8"	6"	6"	6"	6"–8"	6"	6"	6"	8".
Cross rail	3"	2"	4"	4"	2"	2"	2"	4"	2"	2"	2"	4".
Mullions		1"	4"		1"	1"			1"	1"	1"	
Wood panel												6⅜".

The C style has 2 cross wired panels in the lower half and one wired panel in the top half of the door.
G and GG styles have one large wired panel in the top half, one narrow cross panel immediately below and two regular panels in the lower half separated by a mullion from the bottom rail to the lower cross rail.
The I style has one large wire panel in the upper half and four regular wire panels in the lower half.
The N style has one long wire panel and one short cross solid panel at the lower end of the door.

[F. R. 46-9092; Filed, May 29, 1946; 12:52 p. m.]

[Region III Order G–18 Under Supp. Order 142]

INDIANA FOUNDRY, MACHINE & SUPPLY CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to Section 2 of Supplementary Order No. 142 and the Emergency Price Control Act of 1942, as amended, it is hereby ordered:

(a) *What this order does.* This Order No. G–18 under section 2 of Supplementary Order No. 142 provides for an adjustment of the maximum prices for the sale of wood-working machinery, covered by Revised Maximum Price Regulation No. 136, manufactured by the Indiana Foundry, Machine & Supply Company of Brazil, Indiana, hereinafter referred to as the manufacturer. The maximum prices of the manufacturer and the maximum prices of the resellers of such products are adjusted herein.

(b) *Manufacturer's adjusted maximum prices.* (1) The adjusted maximum price for sales by the manufacturer of wood-working machinery manufactured by it shall be its maximum net prices in effect on October 1, 1941, to each class of purchaser increased by 20%.

(2) The manufacturer shall maintain, on all sales hereby affected, all cash and quantity discounts and allowances which it had in effect on the date of this order.

(c) *Resellers' adjusted maximum prices.* (1) Any reseller of products for which an adjustment is granted the manufacturer in (b) above may add to his maximum prices in effect immediately prior to the effective date of this order, to each class of purchaser, the actual dollars-and-cents amounts of any increase in his invoiced cost resulting from the adjustment granted the manufacturer by this order.

(2) Reseller's maximum prices adjusted under this paragraph are subject to each reseller's customary terms, discounts, allowances and other price differentials on sales to each class of purchaser.

(d) *Notification.* The manufacturer, at or prior to the first billing reflecting the adjustment herein granted, shall send to each purchaser, who resells the products covered by this order, a notice of the adjustment authorized by this order.

Such notice shall contain substantially the following:

Order No. C–18 under Section 2 of Supplementary Order No. 142 provides for a certain specified percentage increase in the net prices of all wood-working machinery, covered by Revised Maximum Price Regulation No. 136, manufactured by the Indiana Foundry, Machine & Supply Company of Brazil, Indiana. Resellers may add to their maximum prices in effect prior to the effective date of this order, to each class of purchaser, the actual dollars-and-cents amount of any increase in their invoiced cost resulting from the adjustment granted to the manufacturer by this order.

(e) *Revocation and amendment.* This order may be revoked or amended at any time by the Office of Price Administration.

This order shall become effective May 8, 1946.

Issued May 8, 1946.

J. F. KESSEL,
Regional Administrator.

[F. R. Doc. 46-9109; Filed, May 29, 1946; 12:58 p. m.]

[Region VIII Order G–29 Under Supp. Order 94]

SIMPLEX SERVICE CYCLES IN SAN FRANCISCO REGION

For the reasons set forth in an accompanying opinion and pursuant to the authority conferred upon the Regional Administrator by sections 11 and 13 of Supplementary Order No. 94; *It is ordered as follows:*

(a) Notwithstanding the provisions of any regulation or order issued prior to the effective date of this order by the Regional Administrator of the Office of Price Administration, sales by the United States Department of Commerce or by any other Government agency or any subsequent seller of the following commodity are hereby exempt from price control:

(1) Used Simplex Service-Cycles, 2 x 1.

(b) This order shall apply to sales in the states of California, Washington, Nevada, Oregon, except Malheur County, and Arizona, except those portions of Coconino and Mohave Counties lying north of the Colorado River; and the following counties in the State of Idaho: Benewah, Bonner, Boundary, Clearwater, Kootenai, Latah, Lewis, Nez Perce, Shoshone, and Idaho.

This order shall become effective May 20, 1946.

This order may be amended, corrected, or revoked at any time.

Issued this 10th day of May 1946.

BEN C. DUNIWAY,
Regional Administrator.

[F. R. Doc. 46-9120; Filed, May 29, 1946; 1:01 p. m.]

[Region III Order G–9 Under RMPR 251, Amdt. 1]

RE-ROOFING IN CHARLESTON, W. VA., AREA

For the reasons set forth in the accompanying opinion issued simultaneously herewith and pursuant to the provisions of section 9 of Revised Maximum Price Regulation No. 251, it is hereby ordered:

(1) That a section No. 4A, be added to Order No. G–9 following Section 4, said Section 4A to read as follows:

SECTION 4A. *Posting of maximum prices.* Every seller making sales covered by this order, shall post a copy of the list of maximum prices, fixed by this order, in each of his places of business in the Charleston, West Virginia Area, in a manner plainly visible to all purchasers.

(2) That section No. 5 of Order No. G–9, be amended to read as follows:

SEC. 5. *Lump sum or guarantee*
(a) A seller may offer to, or ma
covered by this order on the b
lump sum or guaranteed price, t
lump sum or guaranteed price m
be higher than the maximum price figured in accordance with the pricing methods and requirements of this order.

(b) *Recomputation.* Within 30 days from the completion of any service covered by this order for which a price was charged on the basis described in paragraph (a) above, the seller shall check his price by reviewing the categories and other factors used in his estimate on the basis of the actual services rendered and material furnished and shall determine whether the price quoted, charged or collected is higher than the maximum price computed under this order. In the event that the price quoted, charged or collected is higher than the maximum price computed under the terms of this order, the seller shall reduce his price to the proper maximum price and shall refund to the buyer within such period of 30 days after the completion of the service, any excess which may have been collected, or, if no excess has been collected, then, by written notice to the buyer, shall cancel the indebtedness of the buyer for any such excess, or both, as the case may require. Such a charge or collection in an amount in excess of the maximum price properly computed in accordance with this order shall not be considered to be a violation of this order if the amount thereof is refunded or credited to the buyer in accordance with this paragraph.

(3) That section 8 (b) of Order No. G–9 be amended to read as follows:

(b) The seller shall also furnish the purchaser with an itemized statement showing the number of squares, the prices charged per square of materials installed, and a separate itemized statement of any related and incidental construction work performed, as provided by section 6 of this order.

(4) That section 11 of Order No. G–9 be amended to read as follows:

SEC. 11. *Prohibitions and evasions.* (a) No person shall sell and no person shall buy, in the course of trade or business, any of the commodities covered by this order, at prices greater than the maximum prices established by this order.

(b) The price limitations set forth in this order shall not be evaded by direct or indirect methods, in connection with an offer, solicitation, agreement, sale, delivery, purchase or receipt of any of the commodities or services covered by this order, whether alone or in conjunction with any other commodity or by way of commissions, services, transportation or other charges, discounts, premiums or other privileges or by tying agreement or other understanding or by making the terms and conditions of sale more onerous to buyers than they were during March 1942 (except as specifically permitted by this order or applicable regulation).

This Amendment No. 1 to Order No. G–9 shall become effective May 8, 1946.

Issued April 24, 1946.

J. F. KESSEL,
Regional Administrator.

[F. R. Doc. 46-9101; Filed, May 29, 1946; 12:54 p. m.]

[Region III Order G–10 Under Supp. Order 119, Amdt. 2]

JOHNSON FURNITURE CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 13 of Supplementary Order No. 119, it is ordered:

That Order No. G–10 under Supplementary Order No. 119, as amended on February 13, 1946, be, and the same is, hereby amended in the following respects:

Paragraph (b) is hereby amended to read as follows:

(b) *Maximum prices.* The Johnson Furniture Company is hereby authorized to increase by not more than 23.1% its maximum prices, established under Maximum Price Regulation No. 188 exclusive of any previous adjustments of the household furniture which it manufactures.

This amendment shall become effective Apr. 23, 1946.

Issued Apr. 23, 1946.

J. F. KESSEL,
Regional Administrator.

[F. R. Doc. 46-9125; Filed, May 29, 1946; 1:04 p. m.]

Reference

JUN 7 '46

THE NATIONAL ARCHIVES

FEDERAL REGISTER

OF THE UNITED STATES 1934

VOLUME 11 NUMBER 109

Washington, Wednesday, June 5, 1946

Regulations

TITLE 24—HOUSING CREDIT

Chapter VII—National Housing Agency

[NHA General Order 21-33B[1]]

PART 705—DELEGATIONS OF AUTHORITY

PRIORITIES ASSISTANCE AND AUTHORIZATION FOR CONSTRUCTION UNDER VETERANS' EMERGENCY HOUSING PROGRAM

Sec.
705.7 Purpose.
705.8 Delegations.
705.9 Issuances and reports.

AUTHORITY: §§ 705.7 to 705.9, inclusive, issued under 55 Stat. 838, 50 U. S. C. App., Sup., 601; EO. 9070, 3 CFR, Cum. Supp.; E.O. 9638, 10 F.R. 12591; 54 Stat. 676 as amended, 50 U.S.C. App., Sup., 1152; Veterans' Housing Program Order 1, 11 F.R. 3596; CPA Priorities Regulation 33 as amended, 11 F.R. 3596; CPA Directive 42 as amended, 11 F.R. 5906.

§ 705.7 *Purpose.* (a) Section 903.155, Chapter IX, Title 32 (Directive 42 of the Civilian Production Administration (11 F.R. 5906)) authorizes the National Housing Agency to approve applications for priorities assistance and authorization for certain housing construction and to exercise certain other functions under § 944.54, Chapter IX, Title 32 (Priorities Regulation 33 of the Civilian Production Administration (11 F.R. 4085)). It is the purpose of §§ 705.7 to 705.9, inclusive, to make appropriate delegations of those functions within the National Housing Agency and to the Department of Agriculture in accordance with and subject to § 903.155, Chapter IX, Title 32 (Directive 42).

§ 705.8 *Delegations.* (a) The Federal Housing Administration (through the Federal Housing Commissioner or his designated representatives) is hereby authorized to exercise all of the powers and duties delegated to the National Housing Agency by § 903.155 (Directive 42) of the Civilian Production Administration with respect to applications and appeals authorized under § 944.54 (Priorities Regulation 33) to be filed with appropriate State and District Offices of the Federal Housing Administration.

(b) The Federal Public Housing Authority (through the Federal Public Housing Commissioner or his designated representatives) is hereby authorized to exercise all the powers and duties delegated to the National Housing Agency by § 903.155 (Directive 42) of the Civilian Production Administration with respect to applications and appeals authorized under § 944.54 (Priorities Regulation 33) to be filed with appropriate Regional Offices of the Federal Public Housing Authority.

(c) The Department of Agriculture (through the Director of the Materials and Equipment Branch, Production and Marketing Administration, or his designated representatives) is hereby authorized to exercise all the powers and duties delegated to the National Housing Agency by § 903.155 (Directive 42) of the Civilian Production Administration with respect to applications and appeals authorized under § 944.54 (Priorities Regulation 33) to be filed with appropriate County Agricultural Conservation Committees.

(d) The Director and Associate Director of the Prefabrication Production Branch of the Office of the Administrator are hereby authorized to exercise all the powers and duties delegated to the National Housing Agency by § 903.155 (Directive 42) of the Civilian Production Administration with respect to applications and appeals authorized under § 944.54 (Direction 8 to Priorities Regulation 33) to be filed with, or mailed to, the National Housing Agency, except applications under paragraph (g) of § 944.54 (Direction 8 to Priorities Regulation 33).

§ 705.9 *Issuances and reports.* (a) The Federal Housing Administration, the Federal Public Housing Authority and the Department of Agriculture shall furnish the Office of the Administrator of the National Housing Agency with copies of approved applications and with such reports and other information as may be requested. All general instructions and operating procedures to be issued under the delegations provided in §§ 705.7 to 705.9, inclusive, shall be sub-

(Continued on p. 6075)

[1] NHA General Order 21-33B is a revision of NHA General Order 21-33A; 11 F.R. 4082.

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FEDERAL REGISTER

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mitted to the Office of the Administrator of the National Housing Agency for prior approval.

This General Order shall be effective immediately.

WILSON W. WYATT,
Administrator.

[F. R. Doc. 46-9401; Filed, June 3, 1946; 2:20 p. m.]

[NHA Reg. 80-3]

PART 707—VETERANS' EMERGENCY HOUSING PROGRAM

MINIMUM PROPERTY REQUIREMENTS FOR NEW DWELLINGS APPROVED BY FEDERAL HOUSING ADMINISTRATION FOR SALE OR RENT TO VETERANS UNDER CPA PRIORITIES REGULATION 33

Sec.
707.15 Purpose.
707.16 Minimum property requirements.
707.17 Plans and specifications.
707.18 Inspections.
707.19 Definition of veteran.

AUTHORITY: §§ 707.15 to 707.19, inclusive, issued under 55 Stat. 838, 50 U.S.C. App., Sup., 601; E.O. 9070, 3 CFR, Cum. Supp.; E.O. 9638, 10 F.R. 12591; 54 Stat. 676 as amended, 50 U.S.C. App., Sup., 1152; Veterans' Housing Program Order 1, 11 F.R. 3596; CPA Priorities Regulation 33 as amended, 11 F.R. 4085; CPA Directive 42 as amended, 11 F.R. 5906; NHA General Order 21–33B (Infra).

§ 707.15 *Purpose.* (a) Sections 707.15 to 707.19, inclusive establish minimum property requirements for new dwellings hereafter approved by the Federal Housing Administration for sale or rent to veterans under § 944.54, chapter IX, Title 32 (CPA Priorities Regulation 33). These §§ 707.15 to 707.19 also require that applications for such approval shall include plans and outline specifications of the proposed construction, and provide for the inspection of such construction. The provisions of these §§ 707.15 to 707.19, inclusive, are deemed necessary to assure the fullest utilization of critical building materials under the Veterans' Emergency Housing Program and the establishment of maximum sales prices and rents which are reasonably related to the proposed accommodations.

§ 707.16 *Minimum property requirements.* (a) Minimum property requirements, to be known as "HH Minimum Property Requirements," are hereby established for new dwellings approved by the Federal Housing Administration under § 944.54 (CPA Priorities Regulation 33) where the applicant applies for authorization or priorities assistance to build for sale or rent with preference to veterans. The "HH Minimum Property Requirements" shall be the same as the "Property Standards," "Minimum Construction Requirements," and "Minimum Requirements for Rental Housing," as established for the area and amended from time to time by the Federal Housing Administration under the National Housing Act insofar as they apply to the structure itself and its water supply and sewage disposal systems, or as modified by rulings or standards issued by the National Housing Agency on special methods of construction or substitute materials. The "HH Minimum Property Requirements" shall be available in all State and District Offices of the Federal Housing Administration.

(b) Nothing contained in these §§ 707.15 to 707.19, inclusive, shall be construed as authorizing any construction not approved on the application for authorization or priorities assistance.

§ 707.17 *Plans and specifications.* (a) Where application is made to the Federal Housing Administration under § 944.54 (CPA Priorities Regulation 33) for authorization or priorities assistance to build a new dwelling or dwellings for sale or rent with preference to veterans, plans and outline specifications and other exhibits as specified in HH Form 1015, for each type of dwelling to be built, shall be attached to and made a part of the application on Form CPA–4386. Such application may not be approved unless the plans, outline specifications, and other exhibits meet or exceed the "HH Minimum Property Requirements" and the application otherwise qualifies. The construction of the dwelling or dwellings must be done in accordance with the description given in the application and such attachments, except where the applicant has obtained written approval for a change from the Federal Housing Administration.

(b) Where such plans, outline specifications, and other exhibits are attached to Form CPA–4386, there shall be inserted in section V of the Form, prior to the signature of the applicant, the following:

I have examined and will comply with NHA Regulation 80–3. The attached plans, outline specifications, and other exhibits are hereby made a part of this application.

(c) A person who applies to the Federal Housing Administration under § 944.54 (CPA Priorities Regulation 33) for authorization or priorities assistance to build a dwelling for his own occupancy need not submit such plans, outline specifications, and exhibits, but may elect to submit them as part of the application, as provided in this section, in which event such applicant and the dwelling or dwellings proposed in the application shall be subject to the provisions of these §§ 707.15 to 707.19, inclusive. If the applicant does not make such election, he shall file with his application one copy of his contract with a contractor who has agreed to do all or part of the construction involved, unless the applicant represents that all of the construction work will be done by him.

§ 707.18 *Inspections.* (a) When the Federal Housing Administration approves an application for authorization or priorities assistance for a dwelling for which the "HH Minimum Property Requirements" are established by these §§ 707.15 to 707.19, it shall transmit to the applicant three postal cards (HH Form No. 1010) for use by him in reporting construction progress. The applicant shall properly fill out each card and mail it, at the stage of construction indicated on the card by the applicant, to the State or District Office of the Federal Housing Administration where his application was approved. The first card shall be mailed when construction has begun. The second card shall be mailed when the dwelling has been enclosed and roofed, structural framing completed and exposed, and roughing-in of heating, plumbing, and electrical work installed and visible for inspection. The third card shall be mailed when the dwelling has been substantially completed.

(b) The Federal Housing Administration shall make an inspection of the dwelling upon receipt of the second postal card referred to above and a second inspection upon receipt of the third postal card, for the purpose of determining whether the construction conforms to the plans, outline specifications, and other exhibits made a part of the application. Inspections under the National Housing Act, where applicable, may be made in place of the inspections provided in this paragraph.

§ 707.19 *Definition of veteran.* (a) As used in these §§ 707.15 to 707.19, the word "veteran" means "veterans of World War II and members of the Armed Forces" as defined in § 944.54 (CPA Priorities Regulation 33).

This regulation shall be effective June 10, 1946.

WILSON W. WYATT,
Administrator.

[F. R. Doc. 46-9435; Filed, June 4, 1946; 10:31 a. m.]

TITLE 26—INTERNAL REVENUE

Chapter III—The Tax Court of the United States

PART 701—RULES OF PRACTICE

MISCELLANEOUS AMENDMENTS

These amendments are issued pursuant to the authority contained in section 1111, Internal Revenue Code of 1939.

In § 701.6 *Initiation of a proceeding; petition,* to correct an error in printing in the release of May 18, 1946, subparagraph (c) as it now stands is herewith reprinted in its entirety:

(c) A statement of the amount of the deficiency (or liability, as the case may be), determined by the Commissioner, the nature of the tax, the period for which determined, and the collection district in which the return was filed.

In § 701.14 *Answer,* change the fifth sentence of the first paragraph to read "An original and three copies * * *".

In § 701.63 *Proceedings based upon disallowance of claims for refund or relief,* add the following sentence: "In cases where no appeal lies from the decision of the Tax Court a copy of the claim or application need be attached only to the original and first copy of the petition."

Dated: June 4, 1946.

By the Court.

[SEAL] BOLON B. TURNER,
Presiding Judge.
The Tax Court of the United States.

[F. R. Doc. 46-9444; Filed, June 4, 1946; 11:21 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter VI—Selective Service System

[Amdt. 393]

PART 603—SELECTIVE SERVICE OFFICERS

COMPOSITION AND APPOINTMENT

Pursuant to authority contained in the Selective Training and Service Act of 1940, as amended, Selective Service Regulations, Second Edition, are hereby amended in the following respect:

Amend § 603.52 to read as follows:

§ 603.52 *Composition and appointment.* For each local board area, a local board of three or more members shall be appointed by the President, upon recommendation of the Governor. The members shall be male citizens of the United States who are not members of the land or naval forces; they preferably should be residents of the area for which their board is appointed, and in any event, shall be residents of the county in which their local board has jurisdiction; and they should be at least 30 years old.

The foregoing amendments to the Selective Service Regulations shall be effective within the continental United States immediately upon the filing hereof with the Division of the Federal Register and shall be effective outside the continental limits of the United States on the 30th day after the date of filing hereof with the Division of the Federal Register.

MAY 23, 1946.

LEWIS B. HERSHEY,
Director.

[F. R. Doc. 46-9402; Filed, June 3, 1946; 3:09 p. m.]

Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong.; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

PART 3290—TEXTILE, CLOTHING AND LEATHER

[Supplementary Order M-317C, as Amended June 3, 1946]

COTTON SALE YARN PRODUCTION AND DISTRIBUTION

§ 3290.371 *Supplementary Order M-317C*—(a) *What this order does.* This order states the special rules for production and distribution of cotton sale yarn. The production requirements relate to both the kinds and quantities of cotton sale yarn to be produced, and also controls dyeing and blending operations. The distribution requirements relate to set-asides for specified purposes, the certificates of use which must be filed with purchase orders in order to obtain set-aside cotton sale yarn, and the effect and use of preference ratings. The set-aside percentage figures are shown at the end of this order. Cotton sale yarn was formerly subject to Supplementary Order M-317B, revoked August 20, 1945.

(b) *Definitions.* (1) "Cotton yarn" means yarn containing 50% or more by weight of cotton or cotton waste or any combination of the two, spun on roving, ring, tube twister or converted twister spindles, or produced on the woolen system. The term includes gray, bleached, mercerized, colored, glazed or polished yarn, whether single, ply, twisted or braided, and including thread, sash cord, rope, twine and cordage (for example, tying, sail or seine twine, and cotton tire cords, including cotton tire cord held together loosely or by one or more picks).

(2) "Cotton sale yarn" means cotton yarn offered by the producer for sale to, or produced for the account of, any person not under common ownership or control with the producer.

(3) "Producer" means any person who operates spindles in the production of cotton sale yarn in the forty-eight States or the District of Columbia, for his own account or for the account of another.

Production Directions

(c) *Kinds of cotton sale yarn to be produced.* (1) Each spindle which on December 31, 1945 (or the last prior date when the spindle was in operation) produced cotton sale yarn in any of the following groups, may be operated only to produce cotton sale yarn in that same group, beginning May 1, 1946.

NOTE: Item 17 added June 3, 1946.

Group No.	Form CPA 6/8-E 4/6/46 item numbers	Did produce—may produce only
1	1 through 12	Carded yarns, single and ply other than machine knitting, all counts.
2	13 through 16	Carded machine knitting yarns, single and ply, all counts.
3	17	Carded mop yarns.
4	18	Speeder spun or roving yarns other than mop yarns.
5	19	Carded insulating yarns, waste, part waste and thread.
6	20	Hose cord (tube twist only).
7	21	Carded cordage, rope and twine yarns.
8	22	Carded thread yarns
9	23	Other carded yarns.
10	24 through 32	Combed yarns, single and ply, other than machine knitting, all counts.
11	33 through 44	Combed machine knitting yarns, single and ply, all counts.
12	45	Combed thread yarns.
13	46	Other combed yarns.
14	54, 55	Cords and rope (braided, solid and hollow); and twisted rope.
15	56	Seine twine, hawser cord and other cabled cord.
16	57 through 60	Tying and wrapping twines, unpolished, polished; sewing twines; all other twines.
17		50% cotton-50% wool mixed or blended yarns (effective on and after July 1, 1946 for the purpose of paragraphs (c) and (d) of this order)

(2) The above provision applies to all kinds of spindles used in the production of cotton sale yarn, and applies regardless of any change of ownership or control of any spindle after December 31, 1945 (or the last prior date when the spindle was in operation).

(d) *Minimum quantity of cotton sale yarn to be produced and delivered.* (1) Each person in the business of producing cotton yarn after May 1, 1946, shall produce and deliver the following quantities of the cotton sale yarns specified in paragraph (c) above:

(i) During the period May 1 through June 30, 1946, not less than the smaller of the following: 80% (i. e., ⅔ of 120%) of the poundage of cotton sale yarn which he delivered in the fourth calendar quarter of 1945; or two-thirds of the poundage of cotton sale yarn which he delivered in the calendar quarter between January 1, 1944 and December 31, 1945, inclusive, in which he delivered the most cotton sale yarn.

(ii) During any calendar quarter after June 30, 1946, not less than the smaller of the following: 120% of the poundage of cotton sale yarn which he delivered in the fourth calendar quarter of 1945; or 100% of the poundage of cotton sale yarn which he delivered in the calendar quarter between January 1, 1944 and December 31, 1945, inclusive, in which he delivered the most cotton sale yarn.

(2) A producer who operates spindles acquired by him on or after January 1, 1944, for the production of any cotton yarn must include deliveries by the former operator of cotton sale yarn produced on these spindles between January 1, 1944 and December 31, 1945, inclusive (except deliveries by the former operator to the new producer), for the purpose of computing poundages to be delivered after May 1, 1946.

(e) *Special provisions regarding production directions*—(1) *Production at a loss.* In cases of appeal for suspension of the requirements of paragraph (c) or (d) on the ground that compliance will result in production at a loss, an application for price relief on that ground must first be filed with the Secretary of the Office of Price Administration, Washington, D. C., and a copy filed with the CPA appeal. If the CPA appeal is granted, the requirement of these paragraphs for changes in production or for increases above current production will be suspended until the decision by the Office of Price Administration upon the application for price relief. This paragraph does not indicate or limit the extent or kind of price relief, if any, which may be granted by the Office of Price Administration.

(2) *Interchange of spindle production.* A mill which has some spindles which are subject to paragraph (c), and other spindles which are not, may interchange the production of equal numbers of similar spindles between the two groups in order to facilitate plant operations. *Provided,* That the interchange does not have the effect of reducing production of the required kinds and quantities of cotton sale yarn.

(f) *Dyed yarn restrictions*—(1) *Permanent dyes.* During the period June 3 through June 30, 1946, inclusive, and during each calendar quarter after that, no producer shall deliver a greater proportion of dyed cotton sale yarn (not including fugitive dyes or tints) compared to his total deliveries of dyed and natural cotton sale yarn, than the proportion he delivered in 1941.

(2) *Fugitive dyes.* During the period June 3 through June 30, 1946, inclusive, and during each calendar quarter after that, no person shall deliver a greater proportion of cotton sale yarn dyed with a "fugitive dye" or "fugitive tint" which can be completely removed by normal commercial washing and scouring, compared to his total deliveries of dyed and natural cotton sale yarn, than the proportion he delivered in 1941.

(3) *Persons who did not deliver dyed yarn in 1941.* Except as specifically authorized in writing by the Civilian Production Administration, a producer shall not deliver permanent-dyed cotton sale yarn if he did not deliver any in 1941, and a producer or other person shall not deliver fugitive-dyed cotton sale yarn if he did not deliver any in 1941. Application for authorization should be made by letter in triplicate addressed to the Civilian Production Administration, Textile Division, Washington 25, D. C., Ref.: M-317C, and should contain the following information: (i) the kind of dyed cotton sale yarn (permanent or fugitive) for which authorization is requested (separate applications should be filed for fugitive and permanent dyed yarns); (ii) the poundage of such dyed yarn which the applicant wishes to deliver during the balance of the current calendar quarter, and how much during the next calendar quarter; (iii) the poundage of all dyed and natural cotton sale yarn which he expects to deliver during the next calendar quarter; (iv) the poundage of dyed yarn (of the kind requested) which he delivered in the peak year from 1942 through 1945, specifying the peak year; (v) the poundage of dyed yarn (of the kind requested) which he was specifically authorized to deliver by the War Production Board while Supplementary Order M-317B was in effect; (vi) the kinds and quantity of dyeing equipment owned by the applicant, when it was acquired, and whether it was acquired to fill war contracts (specify only dyeing equipment suitable for the kind of dyed yarn requested).

Authorizations will be issued as fairly and equitably as possible on the basis of this information, and also considering the national economic stabilization policies and the need for dyed yarns, and may be issued to cover the balance of the quarter in which the application is filed, and each quarter after that. Authorizations issued on appeal from paragraph (f) of this order as in effect before June 3, 1946, remain effective for the purpose of this paragraph.

(g) *Blended yarn spindle limitation.* On and after May 1, 1946, no person shall operate at any one time a greater number of spindles in the production of blended cotton sale yarn than the maximum number of spindles which he operated in such production at any one time during the fourth calendar quarter of 1945. A "blended" yarn is one which is composed partly (at least 50%) of cotton fibers and partly of other fibers, whether blended or mixed, but does not include combinations of 50% cotton and 50% wool.

Set-Asides

(h) *Set-aside for knit outerwear, underwear and hosiery.* Each producer shall set aside from his production of each cotton sale yarn during the period May 1 through June 30, 1946, inclusive, and during each calendar quarter after that, an amount not less than the percentage specified in column 4 of the appendix, for delivery only on orders certified for ultimate use in knit outerwear, knit underwear or knit hosiery.

(i) *Set-aside for woolen and worsted fabrics.* Each producer shall set aside from his production of each cotton sale yarn during the period May 1 through June 30, 1946, inclusive, and during each calendar quarter after that, an amount not less than the percentage specified in column 5 of the appendix, for delivery only on orders certified for ultimate use in woolen and worsted fabrics.

(j) *Set-aside for agricultural and industrial uses and for making certain products.* Each producer shall set aside from his production of each cotton sale yarn during the period May 1 through June 30, 1946, inclusive, and during each calendar quarter after that, an amount not less than the percentage specified in column 6 of the appendix, for delivery only on orders certified for any of the following purposes:

(1) To make fabrics listed in Order L-99 "May Produce Only" column of Schedule A and B; or

(2) To make the following broad-woven fabrics (12" or more in width): wind resistant fabric; corduroy; furniture upholstery fabric; or upholstery fabric for transportation equipment; or

(3) To make braided products or narrow woven fabrics (less than 12" in width), except decorative ribbons, decorative tapes or decorative braids; or

(4) For "agricultural or industrial purposes", meaning any of the following purposes for which cotton sale yarn may be used, whether directly or as a component in the manufacture of items required for that purpose (but not including yarn used to make woven fabrics):

(i) Maintenance, repair, and operating supplies or capital equipment for any manufacturing, extractive (including mining and commercial fishing), agricultural, public utility or public transportation operation.

(ii) Production materials to be used in the manufacture of the following: vehicles (including aircraft); building materials; construction machinery; tires; elastic yarn; elastic fabric; rubber hose and belts; footwear, thread; twine; cordage; rope; furniture; dual (purpose) sleeping equipment; and electrical, industrial, agricultural, food processing or transportation equipment.

(k) *Additional set-aside for paragraph (h), (i) and (j) purposes.* (1) Each producer shall set aside from his production of each cotton sale yarn during the period May 1 through June 30, 1946, inclusive, and during each quarter after that, an amount not less than the percentage specified in column 7 of the appendix, for delivery only on orders certified for any of the following purposes:

Knit outerwear, knit underwear and knit hosiery; or

Woolen or worsted fabrics; or

Fabrics listed in Order L-99 "May Produce Only" column of Schedule A or B; or

Wind resistant broad-woven fabric; or

Corduroy broad-woven fabric; or

Furniture upholstery broad-woven fabric; or

Upholstery for transportation equipment broad-woven fabric; or

Braided products or narrow woven fabrics (less than 12" in width), except ribbons, decorative tapes, or decorative braids; or

"Agricultural or industrial purposes" as defined in paragraph (j) (4) above.

(2) This set-aside is in addition to the specific set-asides for the same purposes in paragraph (h), (i) and (j) above, and may be distributed among purchase orders certified for those purposes in any proportion, *Provided,* That when rated these orders are accepted and filled in accordance with Priorities Regulation No. 1.

(l) *Set-aside for export.* Each producer shall set aside from his production of each cotton sale yarn during the period May 1 through June 30, 1946, inclusive, and during each calendar quarter after that an amount not less than the percentage specified in column 8 of the appendix, for delivery only on orders certified for export as yarn (including export to Canada). Yarn set aside under this paragraph shall not be delivered on orders for eventual export by the United States Army, Navy, Maritime Commission, War Shipping Administration, American Red Cross, or any U. S. military exchange or service department as defined in Priorities Regulation 17.

(m) *General provisions for set-asides*—(1) *Explanation of terms.* The term "each cotton sale yarn" in the above set-aside provisions refers to each group of cotton sale yarns having the same Reference Number in column 1 of the appendix. The "periods" referred to in the following subparagraphs (2) and (3) are the initial set-aside period May 1 through June 30, 1946, and each calendar quarterly set-aside period after that.

(2) *Quantities to be set aside and carry-overs from previous periods.* The undelivered balance of the total quantity required to be set aside for an purpose during any period shall be added to the percentage of production during the next period which must be set aside for that purpose. The sum of the carry-over plus the required percentage of current production constitutes the total quantity of each set-aside during each period. For the purpose of determining set-aside quantities during any period, production during that period must be estimated as

being at least equal to two-thirds of production in the first quarter of 1946, for the purpose of the May 1 through June 30, 1946, set asides, or as being at least equal to the previous quarter's production, in the case of quarterly set-asides after June 30, 1946.

(3) *How deliveries on certified orders should be charged against set-asides.* Deliveries in excess of the quantity required to be set aside for any purpose may not be credited against the set aside for any other purpose, nor against the next period's set-aside for the same purpose. However, deliveries on orders certified for any set-aside purpose in paragraph (h), (i) or (j) may be credited against the set-aside under the applicable one of those paragraphs, or may be credited against the set-aside under paragraph (k), but may not be credited against both. The set-aside for each purpose is a minimum required quantity, and does not prevent additional quantities being delivered from production which has not been set aside for other purposes.

(4) *Production for another's account.* A producer of cotton sale yarn for the account of another person must treat that yarn as part of his (the producer's) own production for the purpose of the above set-aside provisions, and may not deliver the yarn to anyone, including the person for whose account it was produced, except upon receipt of certificates of ultimate use which meet the terms of the required set-asides.

Certificates

(n) *When purchase order certificate required, and restrictions on use or resale of yarn received on certification.* No producer may deliver cotton sale yarn which he is required to set aside under this order for any ultimate use or uses, except on purchase orders with certificates stating that the yarn ordered will be used or resold for the required use or uses. A person who has obtained cotton sale yarns on certification may use them only as certified, and may resell them only on orders similarly certified. However, he may resell at retail without certification from the buyer unless he knows or has reason to believe that the buyer will not use the yarn for the certified purpose.

Delivery shall not be made on any order which the seller knows or has reason to believe is falsely certified, or on any uncertified order which is required to be certified, even though the order is rated MM or CC.

(o) *Content and form of certificate.* (1) The purchase order certificate must state the ultimate use of the cotton yarn ordered, and must be certified and signed, substantially as follows:

For use or resale for use in knit outerwear, knit underwear or knit hosiery; or

For use or resale for use in making woolen or worsted fabrics, or

For use or resale for use in making the following (specify which ones): Corduroy broad woven fabrics; Wind resistant broad woven fabrics; Furniture upholstery broad woven fabrics; Transportation upholstery broad woven fabrics; CPA Order L-99 "May produce only" fabrics; Braided products or narrow woven fabrics other than decorative ribbons, tapes or braids; or

For use or resale for "industrial or agricultural purposes" under CPA Order M-317C, or

For export as yarn (or state that, "These cotton yarns will be exported, or will replace in inventory similar cotton yarns which have been exported within 90 days"; moreover, except in cases of export of cotton sale yarn of kinds which may be exported on General License, the following information must also be furnished: state the governing export license number and date of validation, or the United States Treasury Procurement Division contract number and date; or if the export is to Canada, so state and add the Canadian Cotton Administrator's Serial Number and date).

The above statements of use must be followed by the following standard form of certification, signed manually or as provided in Priorities Regulation 7:

The undersigned purchaser certifies, subject to the penalties of section 35 (a) of the United States Criminal Code, to the seller and to the Civilian Production Administration that, to the best of his knowledge and belief, the undersigned is authorized under applicable Civilian Production Administration regulations and orders to place this delivery order, to receive the item(s) ordered for the purpose and to use any preference rating which the undersigned has placed on this order.

---------- (Authorized signature) ---------- (Date)

(2) In addition to the above statement of ultimate use, the applicable rating (if any) and the statement of the source of the rating (required by paragraph (c) of Order M-317) may be inserted in the above certificate instead of being certified separately.

Preference Ratings

(p) *Effect of preference ratings*—(1) Rated orders for set-aside yarns. Purchase orders which are duly certified for any set-aside purpose and also bear preference ratings and the statement of source of rating required by Order M-317, must be accepted and filled from the applicable set-aside in accordance with the provisions of Priorities Regulation No. 1. On the other hand, delivery may not be made of any set-aside cotton sale yarn on any order which is not certified as required by paragraphs (n) and (o) above, regardless of ratings.

(2) *Rating ceiling beyond set-asides.* No producer need accept rated orders which would cause him to deliver during any period more of any group of cotton sale yarns not subject to set-asides, than the percentage specified in the appendix, column 10, of his total production of that group of yarns during that period. For the purpose of this provision, the term "period" refers to the initial set-aside period May 1 through June 30, 1946, and to each calendar quarterly set-aside period after that, and the term "group" refers to cotton sale yarns having the same Reference Number in column 1 of the appendix. Deliveries on rated orders which have been credited against any set-aside may not be credited against the rating ceiling of this paragraph. On the other hand, deliveries on rated orders which are certified for set-aside purposes may be credited against the rating ceiling of this paragraph if the applicable set-asides were exhausted and the deliveries are not credited against any set-aside.

(3) *Kinds of ratings affected.* Paragraphs (p) (1) and (2) above refer to MM and CC rated orders. Orders rated AAA must be accepted and filled regardless of conflict with any provisions of this order.

(4) *Restriction on serving ratings on another producer.* No producer of cotton yarn shall use any preference rating to obtain cotton yarn from another producer, except to the extent authorized by the Civilian Production Administration, upon his showing on Form CPA-2842, that his own production is insufficient or unsuitable.

(5) *Expiration of export ratings.* Preference ratings assigned for the export of cotton sale yarn expire if they are not applied or extended to an order accepted by a producer within six months of the date the rating was assigned.

(6) *Rated orders for future delivery.* No person is required to accept any rated order for cotton sale yarn calling for delivery more than 90 days after the receipt of the order, except from the United States Army, Navy, Maritime Commission or War Shipping Administration.

Miscellaneous

(q) *Appeals.* Any appeal from the provisions of this order shall be made by filing a letter in triplicate, referring to the particular provisions appealed from, and stating fully the ground of the appeal.

(r) *Reports.* Each producer of cotton yarn shall file a report with the Civilian Production Administration on Form CPA 658-E at the time and in the manner prescribed in that form. This reporting requirement has been approved by the Bureau of the Budget under the Federal Reports Acts of 1942.

(s) *Communications.* All reports, appeals and other communications concerning this order shall be addressed to: Civilian Production Administration, Textile Division, Washington 25, D. C. Ref.: M-317C.

Issued this 3d day of June 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

COTTON SALE YARN DISTRIBUTION—APPENDIX TO SUPPLEMENTARY ORDER M-317C—Continued

The columns of this table correspond to the paragraphs of Supplementary Order M-317C, shown at the end of each column heading.

NOTE: The headings of columns 4 and 10 are changed, the entries opposite Reference Numbers 5 and 30 are revised in part, and Reference Number 31 is added, by the June 3, 1946, amendment.

NOTE: Appendix amended June 3, 1946.

Ref. No.	Form CPA 658-E 4/6/46 Item No.	Cotton sale yarn	Minimum percentages for set-asides: Knit outer knit, knit underwear and knit hosiery (par. (b))	Woolen and worsted fabrics (par. (i))	Agricultural and industrial purposes and to make products in par. (i) and (2) (par. (j))	Additional set-aside for purposes in cols. 4, 5, 6 headings (par. (k))	Export (including Canada) (par. (L))	Total percent set-aside	Ceiling on rated orders outside of set asides (% of total production (par. (p) (2))
*1	2	3	4	5	6	7	8	9	10
25	45	Combed thread yarns for sale	0	0	80	5	0	85	5
26	46	Other combed cotton yarns for sale,	(	0	80	(	5	85	5
27	54	Cords and rope (braided, solid and hollow);	(	0	55	10	(	70	5
28	55, 56	Twine, rope	0	0	55	10	10	75	5
29	57, 58, 59, 60.	Cotton twine for sale, cabled cord (including seine twine and binder cord); Twine and mapping twines, unpolished, polished; sewing twines for seam bottle; all other twine.	(	0	55	10	(	75	5
30		All other yarns made for sale on cotton system:							
		Cotton-wool mixed or blended yarns, 50% cotton-50% wool	*20	*20	0	*30	0	*70	5
	61	Cotton-rayon mixed or blended yarns;							
	63	All other mixed fiber yarns, except 50% cotton-50% wool	*70	0	0	*5	0	*75	5
31		50% cotton-50% wool mixed or blended yarns.							

*The set-aside percentages opposite Reference Numbers 30 and 31 (in column 10) apply initially to the period June 3 through June 30, 1946, inclusive, for the purpose of the set-aside paragraphs of Order M-317C, instead of the initial period May 1 through June 30 specified in those paragraphs.

[F. R. Doc. 46-9361; Filed, June 3, 1946; 11:22 a. m.]

COTTON SALE YARN DISTRIBUTION—APPENDIX TO SUPPLEMENTARY ORDER M-317C

The columns of this table correspond to the paragraphs of Supplementary Order M-317C, shown at the end of each column heading.

NOTE: The headings of columns 4 and 10 are changed, the entries opposite Reference Numbers 5 and 30 are revised in part, and Reference Number 31 is added, by the June 3, 1946, amendment.

NOTE: Appendix amended June 3, 1946.

Ref. No.	Form CPA 658-E 4/6/46 Item No.	Cotton sale yarn	Minimum percentages for set-asides: Knit outer knit, knit underwear and knit hosiery (par. (b))	Woolen and worsted fabrics (par. (i))	Agricultural and industrial purposes and to make products in par. (i) and (2) (par. (j))	Additional set-aside for purposes in cols. 4, 5, 6 headings (par. (k))	Export (including Canada) (par. (L))	Total percent set-aside	Ceiling on rated orders outside of set asides (% of total production (par. (p) (2))
1	1	2	3	4	5	6*	7	8	9	10
1		Carded single weaving yarns up to 14's	0	0	57	10	3	70	5
2	2, 3, 4	21's to 26's	0	13	50	7	3	73	5
3	5	30's and finer							
		2-ply weaving yarns and other ply up to 14's:							
4	6, 7, 8, 9, 10	10/2 to 20/2	0	10	50	12	3	75	5
		21/2 to 29/2	0	20	45	7	3	75	5
		30/2 and finer							
5	11, 12	(Other ply	0	0	25	5	5	33	0
6	13, 14	Carded carpet yarns and twine for sale;	0	0	5	5	5	73	5
		Carded machine knitting yarns, single, up to 20's	60	60	5	5	5	75	5
7	15	21's and finer	60	60	5	5	5	75	5
8	16	Carded mop yarns	0	0	20	10	0	30	5
9	17	Speeder spun or roving	0	0	20	10	0	30	0
10	18	All other than mop yarns,							
11	19	Carded insulating yarns, waste part waste and tinged.	0	0	70	5	0	75	5
12	20	Hose cord	0	0	70	5	5	80	5
13	21	Carded cordage, rope and twine for sale;	0	0	60	5	5	70	5
14	22	Carded thread yarns for sale.	0	0	80	5	0	85	0
15	23	Other carded yarns:	0	0	47	15	3	65	5
		Combed single							
16	24, 25, 26,	10's and finer	0	0	45	15	3	63	5
		20's until coarser							
17	27	21's to 30's	0	0	70	5	3	78	5
		41's and finer							
18	28, 29, 30,	2-ply weaving yarns	0	0	45	13	3	61	5
		21/2 to 30/2							
19	31	31/2 to 40/2	0	0	28	10	3	51	5
20	32	41/2 and finer	0	0	70	0	3	73	5
		Other ply yarns,							
		Combed machine knit							
21	33, 34, 35, 36	Yarns, single	0	0	8	5	5	75	5
		28's and coarser							
		21's to 30's							
		31's to 40's							
		41's to 50's							
		51's to 60's							
22	37, 38	61's and finer	50	50	20	3	5	78	5
		2-ply weaving yarns							
		30's and coarser							
23	39, 40, 41, 42	21's to 30's	0	0	57	5	5	75	5
		31's to 40's							
		41's to 50's							
		51's to 60's							
24	43, 44	61's and finer	65	0	0	5	5	72	5

Chapter XI—Office of Price Administration

PART 1305—ADMINISTRATION

[SO 163 (§ 1305.199)]

ADDING PROVISIONS TO CERTAIN PRICE REGULATIONS PERMITTING INCREASES IN MAXIMUM PRICES OF FLUID MILK AND CREAM IN CERTAIN FEDERAL MILK MARKETING AREAS

A statement of the considerations involved in the issuance of this order, issued simultaneously herewith, has been filed with the Division of the Federal Register.

SECTION 1. *Purpose of this order.* This order permits increases in the sellers' maximum prices for "fluid milk", "cream" and "half and half" sold at wholesale and retail to compensate such sellers for the increases in the maximum prices payable to producers authorized pursuant to amendments to the applicable Federal Milk Marketing Orders is-

sued pursuant to an order, agreement or license under the Agricultural Marketing Act of 1937 as amended.

SEC. 2. *Definitions.* (a) "Whole milk" means milk sold at wholesale or retail for ultimate human consumption in the fluid state. It includes, but is not limited to standard milk, grade A milk, grade B milk, homogenized milk, Vitamin D milk, homogenized-Vitamin D milk, certified milk, Guernsey milk, and may be raw or pasteurized.

(b) "Fluid milk products" includes, but is not limited to such products as skim milk, buttermilk, chocolate milk, chocolate milk drink, and other flavored milk drinks sold at wholesale or retail for ultimate human consumption in the fluid state.

(c) "Fluid milk" hereafter used in this order means both "whole milk" and "fluid milk products."

(d) "Cream" means fluid cream sold at wholesale and retail for ultimate human consumption in the fluid state. It must contain at least 16 per cent butterfat.

(e) "Half and half" means that mixture of milk and cream sold at wholesale and retail for ultimate human consumption which contains at least 8 per cent butterfat and not more than 15 per cent butterfat.

(f) "Seller" means any person who sells "fluid milk", "cream" and "half and half" at wholesale and retail, except those persons who determine their maximum prices for such "fluid milk", "cream" or "half and half" pursuant to the provisions of Restaurant Maximum Price Regulation No. 2.

(g) "Minimum producers' prices" as used in sections 6 and 7 of this supplementary order shall include the maximum prices which purchasers may pay to producers of milk pursuant to an applicable order of a Regional Office of the Office of Price Administration where such order fixes a maximum price payable to a producer for milk in relation to the minimum producers' price fixed by an applicable order, agreement or license issued under the Agricultural Marketing Agreement Act of 1937, as amended.

SEC. 3. *Maximum price regulations affected by this supplementary order.* (a) The increases permitted in sections 6 and 7 below apply to all maximum prices now established for "fluid milk", "cream" and "half and half" pursuant to the following regulations and regional orders:

(1) The General Maximum Price Regulation.

(2) Supplementary Regulation 14A to the General Maximum Price Regulation.

(3) Maximum Price Regulation 280, and

(4) All regional orders establishing or adjusting maximum prices for "fluid milk," "cream" and "half and half" pursuant to the authority contained in the above-mentioned regulations and pursuant to the authority contained in Supplementary Regulation 15 to the General Maximum Price Regulation.

(b) The increase permitted in the sellers' maximum price of "fluid milk", "cream" and "half and half" shall not apply to sellers whose maximum prices for such "fluid milk", "cream" and "half and half" are determined pursuant to the provisions of Restaurant Maximum Price Regulation No. 2.

SEC. 4. *Geographical applicability of this order.* (a) This order shall apply to the following areas in the forty-eight states and the District of Columbia:

(1) All Federal Milk Marketing Areas as defined in the applicable order, agreement or license issued pursuant to the Agricultural Marketing Agreement Act of 1937, as amended.

(2) All areas where the maximum prices payable to producers pursuant to an applicable order of a Regional Office of the Office of Price Administration which fixes such maximum price payable to a producer in relation to minimum producers' prices for milk fixed by an applicable order, agreement or license issued under the Agricultural Marketing Agreement Act of 1937, as amended.

SEC. 5. *Sellers who may increase their maximum prices pursuant to this order.* (a) The increases permitted in the maximum prices of "fluid milk" set forth in section 6 below shall apply to sellers of such "fluid milk" in all marketing areas specified in section 4 above.

(b) The increases permitted in the maximum prices of "cream" and "half and half" set forth in section 7 below, shall apply to sellers of such "cream" and "half and half" in all marketing areas specified in section 4 above.

SEC. 6. *Permitted increases in the maximum prices of "fluid milk".* (a) Any seller of "fluid milk" in the areas defined in section 5 (a) above may increase his maximum prices for "fluid milk" in effect immediately prior to the issuance of this supplementary order by the following amounts:

(1) For "whole milk", one-half cent per quart and proportionate amounts for other size containers as soon as the minimum producers' price for "milk" as defined in Maximum Price Regulation 329 is increased at least fifteen cents, but not more than thirty-five cents per hundredweight above the minimum producers' price in effect on May 30, 1946; and an additional one-half cent per quart and proportionate amounts for other size containers as soon as the minimum producers' price for "milk" as defined in Maximum Price Regulation 329 is increased more than thirty-five cents per hundredweight above the minimum producers' price in effect on May 30, 1946.

(2) For "fluid milk products" one-quarter cent per quart and proportionate amounts for other size containers as soon as the minimum producers' price for "milk" as defined in Maximum Price Regulation 329 is increased at least fifteen cents, but not more than thirty-five cents per hundredweight above the minimum producers' price in effect on May 30, 1946; and an additional one-quarter cent per quart and proportionate amounts for other size containers as soon as the minimum producers' price for "milk" as defined in Maximum Price Regulation 329 is increased more than thirty-five cents per hundredweight above the minimum producers' price in effect on May 30, 1946.

SEC. 7. *Permitted increases in the maximum price of "cream" and "half and half".* (a) Any seller of "cream" and "half and half" in the areas defined in Section 5 (b) above may increase his maximum prices for "cream" and "half and half" in effect immediately prior to the issuance of this Supplementary Order.

(1) For "cream" one-half cent per half pint and proportionate amounts for other size containers as soon as the minimum producers' price for milk in the particular marketing area which is used for the production of "cream" for ultimate consumption by human beings as "cream" in the fluid state is increased at least fifteen cents but not more than thirty-five cents per hundredweight above the minimum producers' price for such milk in effect May 30, 1946; and an additional one-half cent per half pint and proportionate amounts for other size containers as soon as the minimum producers' price for such milk is increased more than thirty-five cents per hundredweight above the minimum producers' price for such milk in effect on May 30, 1946.

(2) For "half and half", one-quarter cent per half pint and proportionate amounts for other size containers as soon as the minimum producers' price for milk which, in the particular marketing area, is used for the production of "half and half" and ultimate consumption by human beings as "half and half" in the fluid state is increased at least fifteen cents but not more than thirty-five cents per hundredweight above the minimum producers' price for such milk in effect on May 30, 1946; and an additional one-quarter cent per half pint and proportionate amounts for other size containers as soon as the minimum producers' price for such milk is increased more than thirty-five cents per hundredweight above the minimum producers' price for such milk in effect on May 30, 1946.

This Supplementary Order No. 163 shall become effective June 1, 1946.

Issued this 31st day of May 1946.

PAUL A. PORTER,
Administrator.

Approved: May 31, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-9391; Filed, June 3, 1946; 11:32 a. m.]

PART 1499—COMMODITIES AND SERVICES

[SR 14G, Amdt. 12]

COPPER BASE HARDENERS AND DEOXIDIZERS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Regulation 14G is amended by adding thereto a new section to read as follows:

SEC. 14. *Maximum prices for copper base hardeners and deoxidizers.* Regardless of the provisions of the General Maximum Price Regulation, any person may sell and deliver any copper base hardener or deoxidizer suitable for use only with other materials in the production of castings at a price not to exceed the maximum price otherwise established by the General Maximum Price Regulation plus 2.375 cents per pound of copper contained in such hardener and deoxidizer.

This amendment shall become effective June 3, 1946.

Issued this 3d day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9409; Filed, June 3, 1946; 4:31 p. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[MPR 421,[1] Incl. Amdts. 1–31]

CEILING PRICES OF CERTAIN FOODS SOLD AT WHOLESALE

This compilation of Maximum Price Regulation 421 includes Amendment 31, effective June 9, 1946. Additions and deletions by Amendment 31 are indicated by underscoring or notes.

A statement of the considerations involved in the issuance of this Maximum Price Regulation No. 421 has been issued simultaneously herewith and filed with the Division of the Federal Register.[2]

So far as practicable, the Price Administrator has advised and consulted with representative members of the industry which will be affected by this regulation. In the judgment of the Price Administrator, the ceiling prices established by this maximum price regulation are and will be generally fair and equitable and comply with the requirements of the Emergency Price Control Act of 1942, as amended, Executive Order 9250, and Executive Order 9328, and will effectuate the purposes of said act and Executive orders.

§ 1351.360 *Ceiling prices of certain foods sold at wholesale.* Under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, Executive Order 9250, and Executive Order 9328, Maximum Price Regulation No. 421, which is annexed hereto and made a part hereof, is hereby issued.

ARTICLE I—GENERAL PROVISIONS

Sec.
1. What this regulation does.
2. How you determine to which class your business belongs.
3. How and when you figure ceiling prices.
4. Directions for applying the rule.
5. How you figure your ceiling prices for "new items".
5a. New wholesalers.
6. When you may change a ceiling price.
7. Indirect price increases prohibited.
8. Invoices and receipts.
9. Records.
10. Licensing.
11. Prohibitions.
12. Dollars-and-cents ceiling prices.
13. Further provisions supplementing or explaining this regulation.

[1] 10 F.R. 1496.

[2] Statements of considerations are also issued simultaneously with amendments. Copies may be obtained from the Office of Price Administration.

ARTICLE II—SPECIAL PRICING PROVISIONS

Sec.
14. Additions for packaging.
14a. Gift and holiday packages assembled by you.
15. Purchases and sales between wholesalers.
15a. Items which you import.
16. How you figure your ceiling prices for foods you "manufacture or otherwise process".
17. How a retailer-owned cooperative wholesaler figures ceiling prices for sales to non-members.

ARTICLE II—SPECIAL PRICING PROVISIONS

18. How a service wholesaler figures ceiling prices for cash-and-carry sales.
19. How a service wholesaler figures ceiling prices for sales to commercial, industrial or institutional users.
20. How an institutional wholesaler figures ceiling prices for sales to retailers.
21. Addition allowed for deliveries by Class 1 and Class 2 wholesalers.
22. Addition allowed for deliveries outside of a base zone.
22a. Special limitations in figuring your net cost in certain cases.
22b. Special rules for figuring ceiling prices for "sugar" after February 9, 1946.
23. Special pricing provisions for manufacturers selling some commodities at wholesale.

ARTICLE III—ADJUSTMENT PROVISIONS

24. How retailer-owned cooperative wholesalers may, under certain conditions, apply for permission to use the mark-up figures designated for other wholesalers.
24a. How certain wholesalers may, under certain conditions, apply for permission to use the mark-up figures designated for service wholesalers.
25. How service wholesalers may, under certain conditions, apply for permission to use the mark-up figures designated for institutional wholesalers.

ARTICLE IV—MISCELLANEOUS PROVISIONS

26. Transfer of business and stock in trade.
27. Taxes.
28. Export sales.
29. Relation to other regulations.
30. Definitions.
31. Geographical applicability.

ARTICLE V—TABLE AND COMMODITY DEFINITIONS

32. Table of mark-up figures. (Table A).

AUTHORITY: § 1351.360, issued under 56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; Pub. Law 108, 79th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; E.O. 9599, 10 F.R. 10155; E.O. 9651, 10 F.R. 13487, E.O. 9697, 11 F.R. 1691.

ARTICLE I—GENERAL PROVISIONS

SECTION 1. *What this regulation does.* This regulation fixes new ceiling prices for the foods listed in Table A for wholesalers selling these food products. These new ceiling prices are to be used on and after August 5, 1943, instead of the ceiling prices figured under any other price regulation or order issued by the Office of Price Administration (hereinafter called OPA), except as otherwise provided in any order fixing dollars and cents ceiling prices, which has been or which may be, issued by the OPA pursuant to General Order No. 51.[3]

SEC. 2. *How you determine to which class your business belongs*—(a) *What wholesalers are covered.* Your business is classified under this regulation, if, prior to the effective date of the regulation you were and still are a wholesaler, the larger part of whose food sales are of food products which you purchase for resale and distribute from your warehouse without materially changing their form, to independent retail stores, or to commercial, industrial or institutional users. This regulation does not apply, however, to "wagon wholesalers", "flour jobbers", "Great Lakes marine suppliers," or to sales of "cookies, crackers, toast and crumbs" by "cookie and cracker wholesalers."

[Paragraph (a) amended by Am. 7, 9 F.R. 2562, effective 3–13–44; Am. 11, 9 F.R. 9719, effective 8–14–44 and Am. 27, 10 F.R. 13073, effective 10–25–45]

(b) *Classes of wholesalers.* Wholesalers covered by this regulation are defined as follows:

(1) *Class 1; retailer-owned cooperative wholesaler.* You are a retailer-owned cooperative wholesaler if you are either a non-profit organization or a corporation 51 percent of the stock of which is owned by your independent retailer customers.

(2) *Class 2; cash-and-carry wholesaler.* You are a cash-and-carry wholesaler if you are not in Class 1 and the larger part of your food sales were, prior to the effective date of this regulation, made without delivery, to independent retail stores, or if they were made with delivery a part of which you made a charge for delivery to all customers.

(3) *Class 3; service wholesaler.* You are a service wholesaler if you are not in Class 1 and the larger part of your food sales were, prior to the effective date of this regulation, and still are made, to independent retail stores, with delivery to all customers in a base zone without charge.

(4) *Class 4; institutional wholesaler.* You are an institutional wholesaler if you are not in Class 1 and the larger part of your food sales were, prior to the effective date of this regulation, and still are made to commercial, industrial or institutional users. For the purposes of this regulation "marine provisioners" shall be considered institutional wholesalers. (If you do business in more than one of the ways outlined above, see sections 17, 18, 19, and 20.)

[Subparagraph (4) amended by Am. 7, 9 F.R. 2562, effective 3–13–44]

[Section 2 amended by Am. 6, 8 F.R. 17368, effective 1–8–44, and as otherwise noted]

SEC. 3. *How and when you figure ceiling prices*—(a) *General rule.* Your ceiling price for each item (that is, for each kind, brand, grade, variety, container type and container size) of food listed in Table A shall be the result of (1) the "net cost" you had to pay for the most recent delivery of the item to you before August 5, 1943, multiplied by (2) the mark-up figure given you for it in Table A.

(b) *When you must figure your ceiling prices.* By the opening of business on August 5, 1943, you must have figured your ceiling price for each item of food covered by this regulation which you have in stock at that time. Between July 26, 1943, and August 5, 1943, you may put into effect the new ceiling price on any item as soon as you figure it; you

[3] Revised: 9 F.R. 408, 11982.

must put the new ceiling prices into effect on all items not later than August 5, 1943. If you do not put the new price for an item into effect before August 5, 1943, you must continue to use your existing ceiling for that item until August 5. If you receive delivery of any item between July 26, and August 5, for which you have no ceiling price, you must, before selling it, figure your ceiling price according to the rules of this regulation.

SEC. 4. *Directions for applying the rule*—(a) *Net cost.* To figure your ceiling price, first find the "net cost" of the item, based on its most recent delivery to you before August 5, 1943. Your "net cost" will be the amount you paid your supplier less all discounts except the discount for prompt payment and swell and label allowances, plus all transportation charges you paid except local trucking and local unloading. Treat as a separate item each kind, brand, grade, variety, container size and container type.

(1) Your net cost must be figured on purchases of a customary quantity from a customary type of supplier delivered to your usual receiving point by a customary means of delivery. Of course, you must never figure your net cost on a purchase made at a price higher than your supplier's ceiling.

(2) Figure the net cost of the unit in which you receive delivery (i. e. per dozen, per case, per bag, etc.) to the nearest cent.

(3) For items you "manufacture or otherwise process" use the special rules in section 16.

(b) *Mark-up.* Turn to Table A to find the mark-up figure for the item given your class of wholesaler. Table A lists all the items covered by this regulation by commodity groups.

(c) *Ceiling price.* Next multiply your "net cost" by the mark-up figure in Table A for your class of wholesaler for the item being priced. The resulting amount will be your ceiling price. You must not change this ceiling price unless OPA authorizes you to do so. (Section 6 tells you when you may be allowed to change it.)

(d) *Fractions.* All calculations of ceiling prices resulting in a fraction of a cent shall be reduced to the nearest lower cent if the fraction is less than one-half cent, and shall be increased to the nearest higher cent if the fraction is one-half cent or more.

If you sell an amount less than the unit in which you receive delivery, you must reduce your ceiling price proportionately, rounding any fraction to the next higher cent.

(e) *Invoices.* You must write your net cost per unit either on your invoice or other record of the price you paid for the item or on a separate slip of paper and attached to that invoice or other record.

You must keep separate, or mark or tag plainly, all invoices or records showing the "net cost" of the unit in which you received delivery and which you used in figuring your ceiling prices. The invoices and records you used in figuring your ceiling prices are your means of proving that your ceiling prices are right.

SEC. 5. *How you figure your ceiling prices for "new items."* (a) A "new item" is any item which you did not have in stock at the opening of business on August 5, 1943. You must figure your ceiling price for a "new item" before selling it, following the rules in section 4, basing your "net cost", however, on the first delivery of the item to you on or after August 5, 1943.

In pricing new items it is a violation to use the "net cost" of a first purchase made in a non-customary manner (that is, from a non-customary supplier or in a non-customary quantity) when you know that you will be making future purchases in a customary manner. If your first purchase is of this type you must find out and use, in figuring your ceiling price, what the "net cost" would be of a purchase from a type of supplier usually used for a similar item and of an amount in which a similar item is usually purchased.

SEC. 5a. *New wholesalers.* If, on or after August 5, 1943, you begin to operate as a wholesaler as defined in section 2, you are subject to this regulation, and as such a new wholesaler you must figure all your ceiling prices for all sales of food items covered by this regulation in accordance with the following provisions:

(a) If you are a retailer-owned cooperative wholesaler, you must figure all of your ceiling prices for sales to members as a retailer-owned cooperative (Class 1) wholesaler and are subject to all of the provisions applicable to such a wholesaler.

(b) If you are not a retailer-owned cooperative wholesaler you must figure your ceiling prices in the following way:

(1) For sales to independent retail stores made without delivery, you shall use the mark-ups applicable to a cash-and-carry (Class 2) wholesaler.

(2) For sales to independent retail stores made with delivery, you shall use the mark-ups applicable to a service (Class 3) wholesaler.

(3) For sales to commercial, industrial or institutional users, you shall use the mark-ups applicable to an institutional (Class 4) wholesaler.

(c) You must figure your ceiling price for an item before selling it, in accordance with section 4, basing your "net cost", however, on the first delivery of an item to you on or after the date you open your place of business subject to all of the provisions covering the sales of "new items" in section 5.

(d) For sales to retail stores which are not independent retail stores, and for sales to other wholesalers and all other sellers, your ceiling price for any item shall be your supplier's ceiling price for such item plus transportation charges to your usual receiving point.

[Paragraph (d) amended by Am. 25, 10 F.R. 12348, effective 10-20-45]

(e) Within 10 days after you become a new wholesaler under this section, you must notify your nearest District OPA office that you are operating under the provisions of this section.

(f) The provisions of this section may not be used by any person, who, at the opening of business on August 5, 1943, was subject to this regulation, or by any person owned or controlled by any wholesaler who at the opening of business on August 5 was subject to this regulation.

[Sec. 5a added by Am. 6, 8 F.R. 17368, effective 1-8-44]

SEC. 6. *When you may change a ceiling price*—(a) *Official notification.* If OPA changes a supplier's ceiling price for an item covered by this regulation, it may direct wholesalers to refigure their ceiling prices for the item. You may not refigure your ceiling price under this paragraph until you receive written notice requiring you to do so. Ordinarily a written notice telling you to refigure your ceiling price will come to you directly from your supplier or the manufacturer. You will find it inside or attached to the carton, case or barrel containing the item, or it will be sent to you with the invoice. After actually receiving the item for the first time with such a notice, you must, before selling the item, refigure your new ceiling price by following the directions in section 4, figuring your "net cost", however, on that first delivery. If that delivery is from another wholesaler covered by this regulation, you must use the "net cost" of the other wholesaler. You must write this new ceiling price on the invoice covering that delivery. Be sure to keep this notice attached to your invoice or other record showing the price you paid for the item. Even though you receive later shipments with the same notice you must not change your ceiling price again.

When you make a sale to a retail store at this new ceiling price, you must send with your invoice a copy of the notice received by you from your supplier if the notice is not attached to the item you are selling.

(b) *Special deals.* If your ceiling price for an item was based on a delivery to you at a "special deal" price, you may refigure your ceiling price when you receive your first delivery of that item after the termination of the "special deal". In refiguring your ceiling price, you must follow the directions in section 4, figuring your "net cost", however, on the first delivery to you of the item after the termination of the "special deal".

A "special deal" price means a reduced price, in effect for an announced period of not more than 90 days, to all purchasers of the same class, which price was made for the purpose of introducing a new commodity not theretofore on the market, or resulting from offers of free goods or combination sales. No price resulting from a discount for quantity purchases shall be considered a "special deal" price.

[Sec. 6 amended by Am. 6, 8 F.R. 17368, effective as to paragraph (a) 1-8-44, and as to paragraph (b) 12-29-43]

SEC. 7. *Indirect price increases prohibited.* You must not evade any of the provisions of this regulation or any order issued pursuant to it, by any stratagem, scheme, or device. You must not, as a condition of selling any particular food item, require a customer to buy anything else. Any such evasion is punishable as a violation of this regulation.

You may not use an unnecessarily high "net cost" in figuring a ceiling price under this regulation. If you make such a high cost purchase, you must find out what your net cost, as used in section 4, would be and use that net cost to figure your ceiling price.

SEC. 8. *Invoices and receipts.* You must give each of your customers an invoice, receipt or other evidence of purchase in connection with every sale, retaining a copy for your files. Each such record you prepare and give your customer must show the date of sale, the name and address of your customer, your name and address, each food item sold, and the price you charged for it. Be sure that your description of each item shows the kind, brand, variety, container-size and container-type.

[Paragraph deleted by Am. 31, effective 6-9-46]

If you sell more than one grade of any canned fruit or canned vegetable under the same brand name, you must show, on each invoice, the grade of each such item.

[Sec. 8 amended by Am. 6, 8 F.R. 17368, effective 1-8-44; and Am. 8, 9 F.R. 3647, effective 4-8-44]

SEC. 9. *Records.* After July 26, 1943, you must keep for so long as the Emergency Price Control Act of 1942, as amended, remains in effect, all your invoices, freight bills, and other records showing the price you paid for each item and the date you received delivery of each item covered by this regulation. You are required to show all your invoices and records on request of any OPA representative. You are also required to keep available for inspection by any OPA representative the records you used in determining your class. In addition, you are required, on request of any OPA representative, to furnish a written record of your ceiling price for any or all of the items covered by this regulation.

SEC. 10. *Licensing.* The provisions of Licensing Order No. 1,[1] licensing all persons who make sales under price control, are applicable to all sellers subject to this regulation or schedule. A seller's license may be suspended for violations of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

[Sec. 10 amended by Supplementary Order 72, 8 F.R. 13244, effective 10-1-43]

SEC. 11. *Prohibitions.* On and after August 5, 1943, if you sell or deliver or offer to sell or deliver at a price higher than your ceiling price fixed by this regulation or any order issued pursuant to it, or if you otherwise violate any provision of this regulation, or any order issued pursuant to it, you are subject to the criminal penalties, civil enforcement actions, license suspension proceedings, and suits for treble damages provided for by the Emergency Price Control Act of 1942, as amended. Also, any person who, in the course of trade or business, buys from you at a price higher than your ceiling price is subject to the criminal penalties and civil enforcement actions provided for by that act.

SEC. 12. *Dollars-and-cents ceiling prices.* From time to time the OPA may, by order issued pursuant to General Order 51, fix dollars-and-cents ceiling prices for wholesalers for some or all of the food items covered by this regulation. When these dollars-and-cents prices are fixed, you may not thereafter sell at higher prices and these orders may provide that such prices take the place of the ceiling prices which you have under this regulation. If such orders do not provide that they replace your prices under this regulation you must continue to figure your prices under this regulation. If the OPA has, before the effective date of this regulation, established a ceiling price for you for an item pursuant to such an order, you shall use that as your ceiling price and shall not figure a ceiling price for the item under this regulation.

SEC. 13. *Further provisions supplementing or explaining this regulation.* From time to time, the Price Administrator may, by amendment, issue further provisions which will supplement the provisions of this regulation or explain the rights and duties of buyers and sellers under it. These further provisions will become part of this regulation and may be added as paragraphs to this section.

(a) Whenever an amendment adds any food product to the list of items covered in Table A, you must figure your ceiling price for that food product in accordance with sections 3, 4 and 5. However, in doing so, you shall substitute the effective date of such amendment for the date August 5, 1943, whenever it appears in sections 3, 4 and 5.

(b) Whenever an amendment changes either a commodity definition in Table A by transferring a food product from one commodity group to another or the mark-up for your class of wholesalers, you must, by the opening of business on the effective date of such amendment refigure your ceiling prices for the items affected by such amendment. In doing so, you must use as your "net cost" the same "net cost" you used in figuring the ceiling prices you had on the effective date of the amendment.

[Paragraphs (a) and (b) added by Am. 4, 8 F.R. 15250, effective 11-9-43]

(c) On and after March 13, 1944, "marine provisioners" are made subject to this regulation. If you are a "marine provisioner", you must, by the opening of business on March 13, 1944, have figured your ceiling price in accordance with sections 3 and 4 for items which you have in stock at that time. For items which you do not have in stock at that time, you must figure your ceiling price in accordance with section 5. However, in doing so, you must substitute the date March 13, 1944, for the date August 5, 1943, whenever it appears in sections 3, 4 and 5.

[Paragraph (c) added by Am. 7, 9 F.R. 2562, effective 3-13-44]

(d) *1944 pack of "canned" and frozen fruits and vegetables.* Each item of the 1944 pack of "canned" fruits and vegetables and frozen fruits and vegetables shall be considered a different item from the 1943 and earlier packs, and you shall figure a separate ceiling price for each item. You must figure your ceiling price for each such item in accordance with the provisions in sections 3, 4 and 5, basing your "net cost" on the first delivery to you of the item.

However, if that first delivery is received by you before the date on which maximum prices are established by the OPA for sales of the item by processors, and another delivery is received by you after that date, you shall refigure your ceiling price for such item, basing your "net cost" on the first delivery of the item to you after that date.

The receipt of any of the above items of the 1944 pack, at a price to be adjusted after delivery in accordance with action to be taken by the OPA shall not be deemed a delivery, for the purpose of this section, until the receipt of an invoice or other written notice from your supplier showing the price after adjustment. Until the receipt of such an invoice or notice, you may not sell or deliver or offer to sell or deliver the item at a price higher than your ceiling price for the same item of the 1943 pack.

[Paragraph (d) added by Am. 16, 9 F.R. 11901, effective 9-27-44]

(e) *1945 pack of "canned" fruits and vegetables, frozen fruits and vegetables and dried fruits.* Each item of the 1945 pack of "canned" fruits and vegetables, frozen fruits and vegetables and dried fruits, shall be considered a different item from the 1944 and earlier packs and you shall figure a separate ceiling price for each item. You must figure your ceiling price for each such item in accordance with the provisions in sections 3, 4 and 5, basing your "net cost" on the first delivery to you of the item.

However, if that first delivery is received by you before the date on which maximum prices are established by the Office of Price Administration for sales of the item by processors, and another delivery is received by you after that date, you shall refigure your ceiling price for such item, basing your "net cost" on the first delivery of the item to you after that date.

[Paragraph (e) added by Am. 24, 10 F.R. 11302, effective 9-10-45; amended by Am. 29, 10 F.R. 12992, effective 10-23-45 and Am. 29, 11 F.R. 842, effective 1-28-46]

(f) From time to time, an item you sell may go back under price control after a period of suspension or exemption. When that happens, you must not sell the item until you have figured your ceiling price. Your ceiling price, in such a case, must be figured in the following way (whichever is applicable):

(1) If the item is a "dry grocery" item for which you have previously figured a ceiling price under this regulation, your ceiling price shall be the same as it was when the item was removed from price control.

(2) If the item is a "dry grocery" item, for which you have not previously been

[1] 8 F.R. 13240.

required to figure a ceiling price under this regulation, and which you have in stock on the day price control is resumed, you must figure your ceiling price in accordance with the rules in sections 3 and 4, basing your "net cost", however, on the last delivery of the item received by you before price control is resumed. However, your "net cost" in such case may not exceed what it would have been if that delivery had been subject to price control and the purchase had been made at your supplier's ceiling price.

[Paragraph (f) added by Am. 31, effective 6-9-46]

ARTICLE II—SPECIAL PRICING PROVISIONS

SEC. 14. *Additions for packaging.* (a) If you buy in bulk any item covered by this regulation (except spices, tea and gelatin) and then package and sell it in cardboard containers, cotton bags, transparent bags, interlined coffee bags, or Kraft bags or similar type bags on which the name, weight and ingredients of the commodity, and your name are stamped or printed and which are packed and sealed at a place and time other than the point and time of sale, you may add to your "net cost" whichever of the following allowances applies:

(1) 1½ cents for every such bag or container with a net weight of less than 2 pounds.

(2) 2 cents for every such bag or container with a net weight of 2 pounds or more, but less than 5 pounds.

(3) ½ cent per pound for every such bag or container with a net weight of 5 pounds or more, but not to exceed a total of 3 cents.

[Sec. 14 amended by Am. 1, 8 F.R. 10569, effective 7-27-43; Am. 6, 8 F.R. 17368, effective 1-8-44 and Am. 22, 10 F.R. 5369, effective 5-17-45]

SEC. 14a. *Gift and holiday packages assembled by you.* If you assemble, into gift or holiday packages, any food items covered by this regulation, with or without any items not covered by this regulation, your ceiling price for each such package will be the sum of the following multiplied by 1.05:

(a) Your ceiling price for each item (or article) being packed, figured under this regulation or any other applicable maximum price regulation. If you have no ceiling price for any item (or article), use your direct cost for that item.

(b) Your direct cost of the packaging materials used for the package, including the container.

[Sec. 14a added by Am. 14, 9 F.R. 11537, effective 9-16-44]

SEC. 15. *Purchases and sales between wholesalers.* (a) If you purchase from another wholesaler covered by this regulation, an item for which you have not previously been required to establish a ceiling price under this regulation, you must secure a written record of that wholesaler's "net cost". To get your "net cost" for the item, you will add to that wholesaler's "net cost" the transportation charges you paid (not including local trucking or local unloading) to your usual receiving point. You will multiply the resulting figure by the mark-up figure for your class of wholesaler to get your ceiling price. However, your "net cost" for an item under this section may not exceed the net cost for that item had you purchased it from the manufacturer or processor. When you sell to another wholesaler an item covered by this regulation, you must furnish him with a written record of your "net cost" for the item.

(b) This section shall not apply to any imported food item which you purchase from a wholesaler who has imported that item with the exception of the items of packed pineapple and pineapple juice subject to Section 22a.

[Paragraph (b) amended by Am. 25, 10 F.R. 12848, effective 10-20-45]

(c) This section shall not apply with respect to ceiling prices figured for your sales to boat and steamship companies and ship operators for the provisioning of boats and ships, if you are a marine provisioner, the larger part of whose purchases of "dry groceries" were, prior to March 1942, and still are, made from other wholesalers: *Provided*, That before this exemption shall apply to you, you must receive a written order from the Regional Office of the OPA that covers the area in which you are located. You must file with such Office a written request, which shall include a statement showing the total amount of "dry groceries" you purchased from all sources during 1941, 1942, 1943 and 1944, and the total amount you purchased from wholesalers during each of those years. If such permission is granted, you shall figure your ceiling prices for such sales of items purchased from other wholesalers in accordance with the provisions of sections 3, 4 and 5. For each item for which you have figured a ceiling price before such permission is granted, you must refigure your "net cost", basing it, however, on the same purchase you used in figuring your existing ceiling price for the item.

Each Regional Administrator of the OPA may, by order, act on all requests for exemption filed under the provisions of this paragraph (c) by sellers located in his region.

[Sec. 15 amended by Am. 10, 9 F.R. 5648, effective 5-25-44; Am. 13, 9 F.R. 10982, effective 9-11-44; and Am. 17, 9 F.R. 13974, effective 11-28-44]

SEC. 15a. *Items which you import.* On and after September 11, 1944, this regulation shall not apply to you for sales of any item purchased by you directly from a foreign seller or his agent (except as provided in Section 22a), for importation into the continental United States. Your ceiling price for such items shall be determined by you in accordance with Order No. 38 [8] issued under the Maximum Import Price Regulation or the General Maximum Price Regulation [9] or any other applicable maximum price regulation covering the sale of the item by importers. If you have an existing ceiling price for any such item, you must, by the opening of business on September 11, 1944, refigure that ceiling price in accordance with the applicable maximum price regulation or order covering the sale of the item by importers.

[Sec. 15a added by Am. 13, 9 F.R. 10982, effective 9-11-44]

SEC. 16. *How you figure your ceiling prices for foods you "manufacture or otherwise process."* If you "manufacture or otherwise process" and sell at wholesale any item covered by this regulation you will determine your "net cost" or ceiling price for such an item under whichever of the following provisions applies:

(a) If the item is one for which OPA has issued, or later issues, a regulation naming dollars-and-cents ceiling prices for sales by manufacturers, but the regulation makes no provision for manufacturers selling to retailers, the lowest ceiling price under that regulation for sales delivered to your usual receiving point shall be your "net cost".

(b) If the item is one for which OPA has issued, or later issues, a regulation naming dollars-and-cents ceiling prices for sales by manufacturers and makes a provision for manufacturers selling to retailers, you shall figure your ceiling price for such item as a manufacturer under that regulation. You will not attempt to figure a "net cost" and apply a mark-up figure under this regulation.

(c) If the item is one for which OPA has not issued, or does not later issue, a regulation establishing dollars-and-cents ceiling prices for sales by manufacturers, you shall figure your ceiling price for such item as a manufacturer under the appropriate regulation covering sales of such item by manufacturers. You will not attempt to figure a "net cost" and apply a mark-up figure under this regulation.

(d) If, after you have established a ceiling price for an item which you "manufacture or otherwise process", the manufacturing regulation which you used in figuring your ceiling price under paragraph (a), (b), or (c) of this section is amended so that either (1) the manufacturer's regulation is no longer the type described in the applicable paragraph of this section or (2) the type of regulation is not changed but the prices set forth therein are changed, you must, within 5 days after the effective date of such amendment, refigure your ceiling price for the item under the applicable paragraph of this section based on the manufacturer's regulation as amended.

(e) For the purpose of this regulation you shall be considered a manufacturer of any item which you "manufacture or otherwise process" directly, or which is manufactured for you by a person to whom you supply the raw material.

SEC. 17. *How a retailer-owned cooperative wholesaler figures ceiling prices for sales to non-members.* If you are a retailer-owned cooperative wholesaler and you sell to non-members (those retailers who have no share or interest in your ownership) your ceiling prices for your sales to non-members without delivery may be figured as a Class 2 wholesaler. If you sell and deliver to non-members, your ceiling prices for such sales may be figured as a Class 3 wholesaler, in which event you may not add to such ceiling prices the additions for delivery allowed in section 21 of this regulation.

[8] 9 F.R. 2350, 7504, 8062, 10925, 12270.

[9] 9 F.R. 10938, 14318; 10 F.R. 1985, 4554.

SEC. 18. *How a service wholesaler figures ceiling prices for cash-and-carry sales.* If you are a service wholesaler but you also make cash-and-carry sales, you must use for such sales the mark-up figures of a cash-and-carry wholesaler if, during March 1942,

(a) You had a separate department for such sales, or

(b) You had a price list for such sales different from the price list which you used in making other sales.

SEC. 19. *How a service wholesaler figures ceiling prices for sales to commercial, industrial or institutional users.* If you are a service wholesaler and you make sales to commercial, industrial or institutional users, you may use for such sales the mark-up figures of an institutional wholesaler.

[Sec. 19 amended by Am. 6, 8 F.R. 17368, effective 1-8-44]

SEC. 20. *How an institutional wholesaler figures ceiling prices for sales to retailers.* If you are an institutional wholesaler but you also make sales to retail stores, your ceiling prices for such sales made without delivery must be figured as a Class 2 (cash-and-carry) wholesaler and your ceiling prices for such sales made with delivery must be figured as a Class 3 (service) wholesaler.

SEC. 21. *Addition allowed for deliveries by Class 1 and Class 2 wholesalers.* (a) If you are a retailer-owned cooperative wholesaler, or a cash-and-carry wholesaler, and you have customarily added a set amount or percentage to your sales price for delivering to retailers, you may, in figuring your ceiling price for each item you deliver to retailers, add to your ceiling price such set amount or percentage. The resulting figure will be your ceiling price for the item when delivered by you.

(b) If you are a retailer-owned cooperative wholesaler or a cash-and-carry wholesaler and you have not customarily added a set amount or percentage to your sales price for delivering to retailers, you may, in figuring your ceiling price for each item you deliver to retailers, add .01 to your mark-up figure (example: If your mark-up figure is 1.06, you change it to 1.07).

SEC. 22. *Addition allowed for deliveries outside of a base zone.*—(a) *Addition allowed to retailer-owned cooperative wholesalers, service wholesalers and institutional wholesalers.* (1) If you are a retailer-owned cooperative wholesaler, a service wholesaler or an institutional wholesaler, who, during March 1942, customarily sold goods on a delivered basis in different zones at established price differentials between zones, you may, in figuring your ceiling prices for items delivered by you to such other zones, add to your "base zone" ceiling prices, the same zone differentials which you added in March 1942. The resulting figures will be your ceiling prices for items delivered by you to such other zones. (Your base zone shall be the area surrounding your warehouse in which you customarily made free deliveries.)

(2) If you are a retailer-owned cooperative wholesaler, you may not, in figuring your ceiling prices under this section, include any addition allowed in section 21.

(3) Before using different delivered prices for different zones under this section, you must report, in writing, to the Distribution Branch, Food Price Division, OPA, Washington, D. C., the amount of such differentials and a description of your base zone and delivery zones.

(b) *Additions by certain wholesalers making f. o. b. sales.* If you are a service wholesaler or an institutional wholesaler who, during March, 1942, customarily sold f. o. b. your warehouse for delivery to zones or delivery points outside of your base zones, and

(1) If you added a freight charge when making such sales or included a freight charge in figuring your selling price, you may add to your ceiling price for each item the same charge or the same freight rate, apportioning the charge or freight rate to each item, in which case the resulting figure will be your ceiling price for the item when sold to such other zones or delivery points, or

(2) If your customer paid the freight bill, you may make such sales at your ceiling prices, the freight bill to be paid by the purchaser.

(c) *Additions by certain wholesalers who did not use a zone delivery system or make f. o. b. sales.* If you are a service wholesaler or an institutional wholesaler, who, during March 1942, customarily sold all customers on a delivered basis at the same price regardless of distance from your warehouse, you may, in figuring your ceiling price for an item delivered by you to a customer located at a distance of 125 miles or more from your warehouse, add to your mark-up figure whichever of the following amounts applies:

(1) If your customer is located at a distance of from 125 through 199 miles from your warehouse, you may add .01 to your mark-up figure (example: If your mark-up on mayonnaise in Table A is 1.16, you change it to 1.17).

(2) If your customer is located at a distance of from 200 miles through 299 miles from your warehouse, you may add .02 to your mark-up figure.

(3) If your customer is located at a distance of from 300 miles through 399 miles from your warehouse, you may add .03 to your mark-up figure.

(4) If your customer is located at a distance of 400 miles or more from your warehouse, you may add .04 to your mark-up figure.

(5) If your method of figuring ceiling prices for items delivered to zones outside of a base zone falls within either paragraph (a) or paragraph (b) of this section, you may not use this paragraph (c) in figuring your ceiling prices for items delivered to such other zones.

SEC. 22a. *Special limitations in figuring your net cost in certain cases.*—(a) *Pineapple which you import.*—(1) *"Net cost".* If you import any item of packed pineapple, or packed pineapple juice, (other than pineapple and pineapple juice packed in the Territory of Hawaii or in Puerto Rico), your "net cost" for any such item may not in any case exceed the maximum price fixed in Supplementary Regulation No. 14C [7] to the General Maximum Price Regulation for the item ex dock, any United States port of entry, duty paid, or ex railroad car or other type of carrier, any point of entry on the United States-Mexico border, duty paid, plus any allowable charges actually incurred in putting the items in the warehouse at port or point of entry, plus actual transportation charges from the port or point of entry to your usual receiving point.

If, prior to May 25, 1944, you had figured a ceiling price under this regulation for any of the above items of packed pineapple or packed pineapple juice which you imported, you must refigure your ceiling price for that item in accordance with the provisions of sections 3 and 4, basing your "net cost", however, on the first delivery to you of the item on or after May 25, 1944.

(2) *Notification of changes in ceiling price.* With the first delivery to retailers of any of the above items of packed pineapple or packed pineapple juice after you have figured or refigured your ceiling price for the item under the provisions of this section, you shall supply each retailer who purchases from you, with the written notice set forth below:

(Insert date)

NOTICE TO RETAILERS

Our OPA ceiling price for (describe item by kind, variety, grade, brand, container type and container size) has been changed by the Office of Price Administration. We are authorized to inform you that if you are a retailer pricing this item under Maximum Price Regulation Nos. 422 or 423, you must refigure your ceiling price for this item on the first delivery of it to you, from your customary type of supplier, containing this notification on and after (insert effective date of change in ceiling price). You must refigure your ceiling price following the rules in section 6 of Maximum Price Regulations Nos. 422 or 423, whichever is applicable to you.

For a period of 60 days after figuring such ceiling price and with each shipment after the 60 day period to each person who has not made a purchase within that period, you must place on or attach to each invoice the written notice set forth above.

(3) This section shall not apply to sales by you under the following conditions:

(i) If, prior to April 29, 1944, you figured a ceiling price for canned Cuban pineapple or canned Cuban pineapple juice for sales to industrial, institutional or commercial users under § 1341.155 (a)

[7] 10 F.R. 1165, 1704, 2618, 5458, 6308, 8000, 9010, 9882, 10124, 10231, 11364, 11905, 13369, 13370, 14395, 14318; 11 F.R. 1469, 3695.

of Maximum Price Regulation No. 197[8] or under this regulation for other packed pineapple or pineapple juice (other than pineapple or pineapple juice packed in the Territory of Hawaii or in Puerto Rico); and

(ii) If you have entered into contracts with a foreign seller prior to April 29, 1944, at prices not in excess of such ceiling price for the item; and

(iii) If you file a copy of each such contract with the Distribution Branch, Food Price Division, OPA, Washington, D. C., on or before September 9, 1944, together with a statement showing your cost for each item under such contract and your cost and ceiling prices for each item under Maximum Price Regulation No. 197 or this regulation.

In such cases, if your contracts are approved, the OPA will send you written notice permitting you to carry out such contracts at the contract price and setting forth the method you must use in figuring your ceiling prices for items delivered to you under the above contracts.

[Subparagraph (3) added by Am. 12, 9 F.R. 10257, effective 8-26-44]

(b) *Frozen fruits, berries and vegetables.* After you have figured a ceiling price under this regulation for an item of frozen fruits, berries, fruit or berry juices, vegetables or vegetable juices which is covered by the applicable Supplement to Food Products Regulation No. 1, you must, on the fifth day of each month, add 1/6 cent per pound to your existing ceiling price.

[Paragraph (b) added by Am. 12, 9 F.R. 10257, effective 8-26-44; amended by Am. 18, 9 F.R. 15047, effective 1-2-45; Am. 23, 10 F.R. 7251, effective 6-20-45 and Am. 31, effective 6-9-46]

[Sec. 22a added by Am. 10, 9 F.R. 5648, effective 5-25-44]

SEC. 22b. *Special rules for figuring ceiling prices for "sugar" after February 9, 1946.* At the close of business on February 9, 1946, you must determine the number of pounds of each item of "sugar" that you own at that time. You must make and keep a record of that inventory at your place of business. Do not include "sugar" which you obtained as an industrial user under Third Revised Ration Order 3[9] issued by the Office of Price Administration. After that date you must continue to sell each item of "sugar" at no more than the ceiling price you had in effect on February 9, 1946 until you have sold an amount equal to your February 9, 1946 inventory of the item. When you have sold that amount, you shall refigure your ceiling price for the item in accordance with the rules in section 6. However, if you receive a notification from your supplier to refigure your ceiling price for an item of "sugar", do not refigure your ceiling price or send notice to retailers until you have sold an amount equal to your February 9, 1946 inventory at no more than the ceiling price you had in effect on February 9, 1946.

If, at the close of business on February 9, 1946, you have an inventory of more than 10,000 pounds of all items of "sugar", you must, on or before February 25, 1946, file with the Wholesale-Retail and Fruit and Vegetable Branch of the Office of Price Administration, Washington, D. C. by registered mail, an affidavit showing the number of pounds of each item of "sugar" you own for resale at that time. You must keep a copy of that affidavit at your place of business.

[Sec. 22b added by Am. 30, 11 F.R. 1467, effective 2-10-46]

SEC. 23. *Special pricing provisions for manufacturers selling some commodities at wholesale.* Any person the larger part of whose business consists of the manufacturing or processing of foods but (a) his entire business in connection with a particular commodity consists of the purchase and resale of such commodity without materially changing its form and (b) the larger part of his sales of such commodity are made to independent retail stores or to commercial, industrial or institutional users (c) may figure his ceiling price under this regulation for sales of such commodity to retailers and commercial, industrial or institutional users, if the particular goods sold have been warehoused and are being sold in less-than-carload lots. However, this section shall not be applicable to sales of any "canned meat" covered by Revised Maximum Price Regulation 156.[10]

[Sec. 23 amended by Am. 11, 9 F.R. 9719, effective 5-14-44, and Am. 20, 10 F.R. 1496, effective 2-8-45]

ARTICLE III—ADJUSTMENT PROVISIONS

SEC. 24. *How retailer-owned cooperative wholesalers may, under certain conditions, apply for permission to use the mark-up figures designated for other wholesalers.* If you are a retailer-owned cooperative wholesaler, you may file an application for permission to use the mark-up figures designated for another class of wholesaler if you can establish:

(a) That you have customarily operated in the same manner as the other class of wholesaler, and

(b) That in 1941 you had an overall gross margin at least as high as the overall gross margin you would realize by using the mark-up figures specified in this regulation for such other class of wholesaler.

(c) Your application must set forth the following:

(1) A statement as to whether your members received dividends or other proceeds from your organization; the basis for determining the amount of such payments; the amount of such payments for the years 1941, 1942, and, if available, so far in 1943;

(2) The amount and conditions of fees, if any, paid by your members in addition to the invoice price of commodities;

(3) Your profit and loss statement for your fiscal years 1941 and 1942, and so much of 1943 as is available, and balance sheets as of the end of each such accounting period;

(4) Your percentage mark-ups over invoice cost for sales during 1941 to your members for each commodity group listed in this regulation, and if sales were made to non-members, the same information with respect to such sales;

(5) Any evidence you may be able to furnish showing the difference between your operations and functions and those of the usual retailer-owned cooperative wholesaler, including a statement of any special service performed by you, any additional compensation received for such special services, and a reasonable basis for distinction or classification, if any, between you and other retailer-owned cooperative wholesalers.

(d) Such application must be filed in duplicate by July 20, 1943, with your nearest District OPA office. You may not use these requested mark-up figures until you have received specific authorization from your proper OPA office.

(e) If you file an application under section 29 of Revised Maximum Price Regulation No. 237,[11] and such application has been denied, you are not eligible for adjustment under this section. If your application has been allowed, you may use the mark-up figures for the class of wholesaler to which you have been adjusted and you are subject to all of the provisions of this regulation applicable to such other class of wholesaler.

(f) *Applications for adjustment.* Any regional office of the OPA or such offices as may be authorized by order issued by the appropriate Regional Office, may act on all applications for adjustment under the provisions of this section. Applications for adjustment are governed by Revised Procedural Regulation No. 1.[12]

[NOTE: Procedural Regulation No. 6 (Revised: 9 F.R. 10628) provides for the filing of applications for adjustment of maximum prices for commodities or services under Government contracts or subcontracts. Revised Supplementary Order No. 9 (8 F.R. 6175) makes the provisions of Procedural Regulation No. 6 applicable to all price regulations, excepting those which expressly prohibit such applications and certain specific regulations listed in Revised Supplementary Order No. 9.]

SEC. 24a. *How certain wholesalers may, under certain conditions, apply for permission to use the mark-up figures designated for service wholesalers.* (a) If, prior to August 5, 1943, the larger part of your dollar food sales were made with delivery, to independent retail stores, but you are a Class 2 wholesaler because you did not deliver to all customers in a base zone without charge, you may file an application for permission to use the mark-up figures designated for service wholesalers, if you can establish that:

(1) Most of your sales prior to August 5, 1943 were, and still are made with delivery;

(2) Most of your sales prior to August 5, 1943 were, and still are made through the services of outside salesmen or fieldmen;

(3) Most of your sales prior to August 5, 1943 were, and still are made with credit; and that

(4) Your total gross margin was at least twelve percent on gross sales in your fiscal year 1941.

(b) Your application must set forth the following for the calendar or fiscal year 1943 and for either your most recent fiscal year or the first six months of 1945:

(1) Total dollar amount of sales;

(2) Total dollar amount of sales made with delivery;

(3) Total dollar amount of sales made through outside salesmen or fieldmen;

(4) Total dollar amount of credit sales; and

(5) Profit and loss statements.

Your application must also set forth a profit and loss statement for the year 1941 (calendar or fiscal), showing total dollar amount of sales, delivery charges if any, and cost of goods sold.

(c) Such application must be filed in duplicate on or before November 15, 1945 with your Regional OPA office. If your application is approved, you will be authorized to figure your ceiling prices as a service wholesaler, subject to all of the provisions applicable to such wholesalers and you will be authorized to make charges for delivery only in accordance with the provisions of section 22 (c). You may not use these requested mark-up figures until you have received specific authorization from this OPA office.

(d) Any Regional office of the OPA may act on all applications submitted under the provisions of this section by persons located within the area under its jurisdiction. Applications are governed by Revised Procedural Regulation No. 1.

[Sec. 24a added by Am. 25, 10 F.R. 12848, effective 10-20-45]

SEC. 25. *How service wholesalers may, under certain conditions, apply for permission to use the mark-up figures designated for institutional wholesalers.* If you are a service wholesaler (you must consider each warehouse as a separate wholesaler), you may file an application for permission to use the mark-up figures designated for institutional wholesalers if you can establish:

(a) The total gross margin on all sales made by you in your fiscal year 1941 was at least 20 percent; and

(b) During the years 1941 and 1944, your operations and functions differed substantially from those of the usual service wholesaler; for example, you regularly distributed grocery products over a much wider area and you offered for sale a substantially greater number of items of food than the usual service wholesaler.

(c) Your application must set forth the following for each warehouse for which the application for adjustment is filed:

(1) Profit and loss statements for the fiscal years 1941, 1942, 1943 and so much of 1944 as is available, and balance sheets as of the end of each such accounting period;

(2) Any evidence you may be able to furnish concerning the difference between your operations and functions and those of the usual service wholesaler, and a reasonable basis for distinction or classification between you and other service wholesalers;

(3) A list of the states to which you regularly distributed grocery products in 1941 and 1944, and an approximation of the volume of sales made by you in each of the states during 1941 and 1944; and

(4) The number of food items that you offered for sale in 1941.

(d) Such application must be filed in duplicate by February 22, 1945, with the Wholesale-Retail Branch, Food Price Division, OPA, Washington, D. C. You may not use these requested mark-up figures until you have received specific authorization from such OPA office. Applications for adjustment are governed by Revised Procedural Regulation No. 1.

If, prior to February 8, 1945, you filed an application under this section and your application has been allowed, you do not have to file another application, but shall continue to be subject to the order issued hereunder.

[Sec. 25 amended by Am. 10, 9 F.R. 5648, effective 5-25-44, and Am. 20, 10 F.R. 1489, effective 2-8-45]

[NOTE: Supplementary Order 106 (10 F.R. 2015) permits, under certain conditions, the addition of extra packing expenses to maximum prices on sales to procurement agencies of the United States.]

ARTICLE IV—MISCELLANEOUS PROVISIONS

SEC. 26. *Transfer of business and stock in trade.* If, after August 5, 1943, you acquire in any way the business, assets and stock in trade of any wholesaler covered by this regulation and you carry on the business, or continue to deal in the same type of food products in the same establishment, and you render the same service and sell to the same class of purchaser, your ceiling prices shall be the same as those of the former owner if no transfer had taken place. You must keep all the records needed to verify your ceiling prices. The former owner must either preserve and make available to you or give you all the records of his transactions before you acquired the establishment which you need to comply with the record provisions of this regulation.

If, after the transfer, you fall into a class of wholesaler different from the former owner's, your ceiling prices shall be those for the class of wholesaler in which you fall. (For example: If you acquire the business, assets, and stock in trade of a service wholesaler and you decide to discontinue making deliveries, your ceiling prices must be figured as a cash-and-carry wholesaler, using as your "net cost" the same "net cost" the former owner used in fixing his ceiling prices.)

SEC. 27. *Taxes.* You may collect, in addition to your ceiling price, any tax upon or incident to a sale at wholesale of food covered by this regulation, if you state the tax separately, and if the tax statute or ordinance does not prohibit sellers from stating and collecting the tax separately from the price.

SEC. 28. *Export sales.* The ceiling prices at which a person may export any product covered by this regulation shall be determined in accordance with the Second Revised Maximum Export Price Regulation,[13] as amended, issued by the OPA.

SEC. 29. *Relation to other regulations.* The provisions of this Maximum Price Regulation No. 421, except as otherwise provided in this regulation, shall, on and after August 5, 1943, supersede the provisions of Revised Maximum Price Regulation No. 237, Maximum Price Regulation No. 249,[14] Maximum Price Regulation No. 255,[15] the General Maximum Price Regulation, and any other applicable price regulation or order issued by the OPA except any order issued pursuant to General Order No. 51. with respect to sales and deliveries for which ceiling prices are established by this regulation.

SEC. 30. *Definitions*—(a) *Delivery.* Delivery of any item covered by this regulation shall be considered to have occurred when the item has been received by you at your usual receiving point.

(b) *Usual receiving point.* Your usual receiving point will be the warehouse at which you generally receive the particular item you are pricing under this regulation and from which you generally supply your customers.

(c) *Manufacture or otherwise process.* "Manufacture or otherwise process" shall mean blending, freezing, canning, preserving, bottling, milling, crushing, straining, roasting, centrifuging, cooking, distilling, purifying with heat, and other similar operations, and packaging of spices, tea and gelatin in the manner described in section 14. Packaging as used in section 14 (except for spices, tea and gelatin) shall not be considered manufacturing or processing under this regulation.

[Paragraph (c) amended by Am. 22, 10 F.R. 5369, effective 5-17-45]

(d) *Independent retail store.* Independent retail store shall mean one that is not one of four or more stores under one ownership whose combined "annual gross sales" are $500,000 or more.

(e) *Wagon wholesaler.* A "wagon wholesaler" is a wholesaler who distributes food products to retail stores or to commercial, industrial, or institutional users from an inventory stocked in trucks or other conveyances under the supervision of driver-salesmen who make deliveries at the time and point of sale. A wholesaler is a wagon wholesaler only of the food products he sells in this way.

(f) *Marine provisioners.* A "marine provisioner" is a person, the larger part of whose food sales are of food products which he purchases for resale and distributes from a warehouse, without materially changing their form, to boat and steamship companies and ship operators for the provisioning of boats and ships, with delivery from shore locations by the use of truck or launch facilities.

[Paragraph (f) amended by Am. 7, 9 F.R. 2562, effective 3-13-44]

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[8] Revoked: 9 F.R. 5802.

[9] 11 F.R. 134, 177, 532, 1298, 1212, 1784, 2276, 2512, 2824, 3153, 3365.

[10] 9 F.R. 7938, 10048, 10876; 10 F.R. 2724, 5457, 8129, 8658, 11303, 12770, 13075, 15006; 11 F.R. 1987, 2711, 4239.

[11] 8 F.R. 6120, 6424, 7384, 7661, 8681, 9019, 9331.

[12] 9 F.R. 10476; 13715; 10 F.R. 11295.

[13] 8 F.R. 4132, 5087, 7662, 9998, 15193; 9 F.R. 1036, 5435, 5923, 7201, 9835, 11273, 12919, 14436; 10 F. R. 863, 923, 2432, 6590, 8746, 8611, 9586, 10029, 15348; 11 F.R. 1297.

[14] 7 F.R. 8702, 9898, 10014, 10993; 8 F.R. 2673, 10599.

[15] 8 F.R. 2988, 3046, 5146, 7821.

(g) *Flour jobber.* "Flour jobber" shall mean a "primary distributor" as defined in Maximum Price Regulation No. 296,[16] and also a person the larger part of whose business is the purchase and resale of flour made from wheat, semolina and farina without additional processing and in the original containers, to bakers and commercial, institutional or Governmental users. For sales to retail stores, "flour jobbers" other than "primary distributors" must figure their ceiling prices for flour under this regulation.

[Paragraph (g) amended by Am. 6, 8 F.R. 17368, effective 1-8-44]

(h) *Cookie and cracker wholesaler.* A "cookie and cracker wholesaler" is a wholesaler the larger part of whose food sales were, prior to the effective date of the regulation, and still are of "cookies, crackers, toast and crumbs" which he purchases for resale and distributes from a warehouse, to independent retail stores, or to commercial, industrial or institutional users.

[Paragraph (h) added by Am. 11, 9 F.R. 9719, effective 8-14-44]

(i) *Great Lakes marine supplier.* "Great Lakes marine supplier" means a person operating a selling establishment which buys and resells food products for the most part to "operators of a lake vessel or vessels," for consumption aboard such vessel or vessels, with delivery from shore locations by use of truck or launch facilities. "Operator of a lake vessel or vessels" means any person who owns or operates a lake vessel or vessels, other than passenger boats, engaged in shipping upon the Great Lakes, and who in operating such vessels purchases or receives food products covered by this regulation from a Great Lakes marine supplier for consumption aboard such vessels. Excluded from this definition are hotel supply houses as defined in Second Revised Maximum Price Regulation No. 269,[17] hotel and restaurant supply houses as defined in Maximum Price Regulation No. 271,[18] and purveyors as defined in Maximum Price Regulation No. 426.

[Paragraph (i) added by Am. 27, 10 F.R. 13073, effective 10-25-45]

SEC. 31. *Geographical applicability.* The provisions of this regulation shall apply to the 48 States of the United States and the District of Columbia.

ARTICLE V—TABLE AND COMMODITY DEFINITIONS

SEC. 32. *Table of mark-up figures—(Table A.)*—(a) *Instructions.* Table A (printed below) lists the commodities and the mark-up figures for the four classes of wholesalers covered by this regulation. For a detailed list of the items included in each category of commodities, see "Commodity definitions", printed immediately after Table A. This regulation must not be used to determine ceiling prices for the commodities listed in paragraph (c) of this section.

The commodities covered by this regulation are listed in the column at the extreme left of Table A and the four classes of wholesalers are listed across the top of Table A. To find your proper mark-up figure for any item, first determine the class of wholesaler to which you belong; then find the commodity listed at the left of Table A which includes the item you are pricing. Directly opposite, in the column for your class of wholesaler, you will find the proper mark-up figure for the item. This is the figure by which you should multiply your "net cost" in order to determine your ceiling price. Drop any fraction of a cent which is less than ½ cent; take the next higher cent if the fraction is ½ cent, or more.

For example, you are a Service (Class 3) Wholesaler, and you want to figure your ceiling price for a case of 9-oz. packages of X Brand Spaghetti which you had in stock at the opening of business on August 5, 1943. The amount you paid your customary type of supplier for your last purchase of a customary quantity of this item prior to August 5, 1943, was $1.75 per case after deducting all discounts except the discount for prompt payment and swell and label allowances. In addition, you paid incoming freight, excluding local trucking charges, amounting to 9 cents per case. Your net cost is therefore $1.84 per case. Now refer to Table A. Check the list of commodities and you will find "Macaroni and spaghetti products." This category includes the item you are pricing. Directly opposite "Macaroni and spaghetti products", in the column headed "Class 3 Wholesaler", you will find the figure 1.15. Multiply your net cost by this mark-up figure; the resulting amount is $2.116. By rounding up the fraction of a cent, which is more than ½ cent, you will get your ceiling price of $2.12 per case.

TABLE A

MARK UP FIGURES TO BE USED BY WHOLESALERS IN FIGURING CEILING PRICES FOR ITEMS COVERED BY THIS REGULATION BY COMMODITIES

Food commodities	Figures to be multiplied by net cost			
	Class 1	Class 2	Class 3	Class 4
	Retailer-owned cooperatives	Cash and carry	Service and delivery	Institutional
1. Baby foods	1.06	1.085	1.135	1.195
2. Cereals, breakfast	1.035	1.06	1.08	1.13
3. Cocoa, chocolate and cereal drink preparations	1.07	1.085	1.125	1.175
4. Coffee	1.055	1.065	1.09	1.14
5. Cookies, crackers, toast and crumbs	1.11	1.15	1.20	1.25
6. Corn meal and hominy	1.055	1.085	1.12	1.165
7. Dog and cat foods	1.06	1.09	1.105	1.15
8. Fish, processed	1.095	1.13	1.19	1.24
9. Flour and flour mixes	1.07	1.075	1.10	1.15
10. Fruits, berries and fruit juices (canned) except fruit cocktail, pineapple, peaches and pears	1.105	1.135	1.18	1.23
11. Fruit cocktail, pineapple, peaches and pears (canned) except juices	1.06	1.085	1.135	1.185
12. Fruits, dried and dehydrated	1.055	1.125	1.165	1.215
13. Frozen foods	1.24	1.24	1.24	1.29
14. Gelatin and pudding mixtures	1.06	1.07	1.105	1.155
15. Jams, jellies, preserves, honey and peanut butter	1.115	1.14	1.19	1.24
16. Lard, pure	1.035	1.035	1.075	1.125
17. Macaroni and spaghetti products	1.09	1.115	1.15	1.20
18. Mayonnaise and salad dressing	1.08	1.12	1.16	1.21
19. Meat, canned	1.055	1.08	1.10	1.15
20. Milk, canned	1.035	1.035	1.042	1.095
21. Oils, cooking and salad	1.07	1.075	1.10	1.15
22. Oleomargarine	1.045	1.085	1.14	1.19
23. Pickles and relishes	1.115	1.14	1.19	1.24
24. Rice	1.075	1.095	1.13	1.18
25. Shortening, hydrogenated	1.045	1.045	1.06	1.09
26. Shortening, other	1.045	1.045	1.06	1.06
27. Soups, canned	1.045	1.07	1.09	1.14
28. Soups, dehydrated	1.06	1.105	1.13	1.18
29. Spices	1.15	1.27	1.28	1.33
30. Sugar	1.02	1.02	1.04	1.09
31. Syrups	1.07	1.10	1.115	1.165
32. Tea	1.06	1.095	1.115	1.164
33. Vegetables and vegetable juices (canned) except corn, green and wax beans, peas, tomatoes and tomato juice	1.07	1.14	1.20	1.25
34. Corn, green and wax beans, peas, tomatoes and tomato juice (canned)	1.06	1.085	1.135	1.185
35. Vegetables, dried and dehydrated	1.08	1.09	1.12	1.17
36. Vinegar	1.12	1.16	1.23	1.28
37. Miscellaneous foods	1.11	1.15	1.20	1.25

[Table A amended by Am. 2, 8 F.R. 10987, effective 8-5-43; Am. 4, 8 F.R. 15250, effective 11-24-43; and Am. 9, 9 F.R. 4016, effective 5-1-44]

(b) *Commodity definitions.* These definitions apply to both domestic and imported items.

(1) "Baby foods" means "baby" or "junior" soups, fruits, vegetables, meats and mixtures thereof packed in hermetically sealed containers. Excluded are dry baby cereals.

(2) "Cereals, breakfast" means bulk or packaged cereal items of any size commonly used as breakfast foods, both uncooked and ready-to-eat types including, but not limited to, bran flakes, farina, popped rice, and rolled oats. Excluded are barley, corn meal, corn grits, hominy grits and flakes, rice, wheat bran flour, wheat germ and dry baby cereals. Also excluded are cereals mixed or coated with a confection, in the proportion of two thirds or more confection to one third cereal by weight.

[Subparagraph (2) amended by Am. 10, 9 F.R. 5648, effective 5-25-44]

(3) "Cocoa, chocolate and cereal drink preparations" includes, but is not limited to, coffee substitutes or extenders, chicory, malted milk preparations containing less than 35 percent malted milk, chocolate syrup packed in consumer sizes, chocolate bits, cooking chocolate and packaged powdered skim milk (spray process). Excluded are chocolate confections, bittersweet bars, milk chocolate, chocolate syrup packed in No. 10 tins or larger or one gallon containers or larger, powdered whole milks, powdered skim milk packaged in tin in an inert gas, malted milk, and any preparation containing 35 percent or more malted milk.

[Subparagraph (3) amended by Am. 2, 8 F.R. 10987, effective 8-5 43; Am. 4, 8 F.R. 15250, effective 11-24-43; and Am. 20, 10 F.R. 1496, effective 2-8-45]

(4) "Coffee" means roasted coffee, whole or ground, decaffeinated coffee, coffee concentrates, and any mixtures of coffee with other products for beverage purposes.

(5) "Cookies, crackers, toast, and crumbs" includes, but is not limited to, biscuits, Christmas cookies, fig bars, graham crackers, pretzels, rye crackers, zwieback, melba toast, bread crumbs, cracker crumbs, cookies, matzo, matzo meal, and related matzo products. Excluded are bread, pies, cakes, doughnuts, coffee cakes, rolls, candies, Passover matzo, Passover matzo meal, related Passover matzo products, and any bakery products which you manufacture.

[Subparagraph (5) amended by Am. 6, 8 F.R. 17268, effective 1-8-44]

(6) "Corn meal and hominy" means bulk or packaged (in any size) corn meal, corn grits, hominy, hominy grits, hominy flakes, and prepared hominy. Excluded is canned hominy which is in "Vegetables and vegetable juices, canned."

(7) "Dog and cat food" shall not include any item prepared by you for pet food, or any frozen dog or cat food.

[Subparagraph (7) amended by Am. 4, 8 F.R. 15250, effective 11-24-43]

(8) "Fish, processed" includes, but is not limited to, canned fish, canned seafood, salted, pickled, dried or otherwise processed fish, such as fish cakes, roe, clam juice, oyster puree, and smoked fish (except mild-cured salmon, kippered salmon, whitefish and sablefish). Excluded are "Iceland headless herring", "Matjes herring of the 1944-45 pack (all as defined in Maximum Regulation No. 512)," fresh or frozen fish, fresh or frozen seafood, frozen food products in which fish or seafood are combined with other ingredients, and caviar.

[Subparagraph (8) amended by Am. 4, 8 F.R. 15250, effective 11-24-43; Am. 19, 10 F.R. 457, effective 1-11-45; and Am. 21, 10 F.R. 5037, effective 5-9-45]

(9) "Flour and flour mixes" means all bulk or packaged (in any size) flour and flour mixes milled from wheat, semolina, farina, buckwheat, corn, rice, and potatoes, including, but not limited to, prepared pancake, cake, biscuit, pie crust and gingerbread mix.

(10) "Fruits, berries and fruit juices, canned" includes, but is not limited to, apple sauce, apple cider, berry juices, concentrated fruit juices, citrus fruits and juices, cranberry jelly and sauce, fountain fruits, maraschino cherries, fruit nectars, bulk apple cider and pineapple juice. "Canned" means processed and packed in any container, whether or not hermetically sealed. Excluded are apple butter, fruit butters, jams, jellies, fruit preserves, cocoanut, olives, baby foods, dried fruits, dehydrated fruits, fruit cocktail, pineapple (except pineapple juice), peaches, pears, and frozen fruits.

[Subparagraph (10) amended by Am. 10, 9 F.R. 5648, effective 5-25-44; and Am. 12, 9 F.R. 10257, effective 8-26-44]

(11) "Fruit cocktail, pineapple, peaches, and pears (canned) except juices" shall include fruit salad. Excluded are frozen fruits. "Canned" means processed and packaged in any container, whether or not hermetically sealed.

[Subparagraph (11) amended by Am. 10, 9 F.R. 5648, effective 5-25-44]

(12) "Fruits, dried and dehydrated" (packaged or bulk) includes but is not limited to, stuffed dried fruits, dried dates and figs, pitted dates and macerated dates. Excluded are fruit confections, candied or glaced fruits and peels, fresh dates and date products.

NOTE: The 1943 pack of dried fruits shall be considered a different item from the 1942 pack of dried fruits, and you must figure separate ceiling prices for each item of the 1943 pack. The 1944 pack shall also be considered a different item from the 1943 and earlier packs, and you must figure separate ceiling prices for each item of the 1944 pack.

[Subparagraph (12) amended by Am. 5, 8 F.R. 15607, effective 11-20-43; Am. 8, 9 F.R. 3647, effective 4-8-44; Am. 16, 9 F.R. 11901, effective 9-27-44; and Am. 22, 10 F.R. 5369, effective 5-17-45]

(13) "Frozen foods" means packaged quick-frozen or cold-packed foods, including but not limited to all fruits, berries, fruit or berry juices, and mixtures (except any of the foregoing in containers of a capacity of more than 50 pounds), vegetables, vegetable juices and mixtures, including mushrooms, dog and cat food not prepared by you for pet food, apple sauce, macaroni and spaghetti products, chop suey, gravies, pork-and-beans, soups, food products in which meat, chicken, turkey, fish or seafood are combined with other ingredients, meat stews, and corned beef hash. Excluded are frozen pies and pastries, frozen meat, poultry, fish and seafood, ice cream, sherbet and frozen confections.

NOTE: The 1943 pack of canned fruits and frozen fruits shall be considered different items from the 1942 pack of fruits and you must figure separate ceiling prices for each item of the 1943 pack.

[Subparagraph (13) amended by Am. 4, 8 F.R. 15250, effective 11-24-43; corrected 8 F.R. 17367, effective 12-23-43; Am. 12, 9 F.R. 10257, effective 8-26-44; Am. 15, 9 F.R. 11711, effective 9-21-44; and Am. 18, 9 F.R. 15047, effective 1-2-45]

(14) "Gelatin and pudding mixtures" includes, but is not limited to, gelatin, gelatin desserts, tapioca, arrowroot, consumer ice cream mixes, and rennet.

(15) "Jams, jellies, preserves, honey and peanut butter" includes, but is not limited to, tomato preserves, marmalade, fruit preserves, fruit butters, smooth or crunch-type nut butters, honey butter, and all extracted honey (including combinations of extracted and comb honey) packaged in containers of a capacity of 15 pounds or less. Excluded are cranberry jelly or sauce.

[Subparagraph (15) amended by Am. 8, 9 F.R. 3647, effective 4-8-44]

(16) "Lard, pure" (packaged or bulk) includes, but is not limited to, rendered pork fat. Excluded are lard compounds which are classed as "Shortenings, other".

(17) "Macaroni and spaghetti products" includes, but is not limited to, bows, egg alphabets, macaroni, spaghetti, vermicelli, "sea shells", noodles, macaroni dinners, and spaghetti dinners. Excluded are ravioli, tamales, dry noodle soup mixtures, spaghetti-and-meatballs, chicken-and-noodles, Chinese-style noodles, and frozen macaroni and spaghetti products.

[Subparagraph (17) amended by Am. 4, 8 F.R. 15250, effective 11-24-43]

(18) "Mayonnaise and salad dressing" includes, but is not limited to, tartar sauce, relish spreads, other mayonnaise spreads, and french dressing. Excluded are olive oil and meat spreads.

(19) "Meat, canned" includes, but is not limited to, canned or glassed chicken and turkey products, chicken-and-noodles, chili con carne, meat spreads, meat gravy, pickled meats, ravioli, spaghetti-and-meatballs, stews, tamales and tripe. Excluded are mincemeat, frozen food products in which meat, chicken and turkey are combined with other ingredients, frozen meat gravies, and frozen meat stews.

[Subparagraph (19) amended by Am. 4, 8 F.R. 15250, effective 11-24-43 and Am. 8, 9 F.R. 3647, effective 4-8-44]

(20) "Milk, canned" means evaporated or condensed cow milk, including, but not limited to, filled evaporated milk products. Excluded are fresh milk, cream, powdered milks, and goat milk.

(21) "Oils, cooking and salad" means all vegetable, fruit and leaf plant oils, cooking fats other than shortening, and pure olive oil. Excluded, however, are prepared dressings, pure olive oil packaged in containers of less than one-half gallon or in containers of more than one gallon, rendered poultry fat, oil in tank cars and oil packaged in drums of 300 pounds or more that is not of a brand listed in Article X of Maximum Price Regulation 53.[20]

[Subparagraph (21) amended by Am. 20, 10 F.R. 1496, effective 2-8-45; Am. 22, 10 F.R. 5369, effective 5-17-45; and Am. 28, 11 F.R. 713, effective 1-22-46]

(22) "Oleomargarine" means any product labelled "oleomargarine".

(23) "Pickles and relishes" (packaged or bulk) includes, but is not limited to chow chow, pickled fruits, pickled onions, pickled peppers, pickled relishes, pickled

[16] 11 F.R. 881.
[17] 9 F.R. 15095; 10 F.R. 521, 1827.
[18] 11 F.R. 3864
[19] 9 F.R. 1883; 10 F.R. 411.
[20] 10 F.R. 12902, 13867, 14690, 15171; 11 F.R. 244, 1620, 2504.

rind, and pickled vegetables. Excluded are mayonnaise-relish spreads, and tartar sauce.

(24) "Rice" (packaged or bulk) means rice (including second heads) of the grade defined by the Department of Agriculture bulletin of Standards for Milled Rice (effective May 15, 1942). Excluded are rice flour, rice flakes, popped rice, wild rice, and screenings and brewers rice graded as Class XIII and Class XIV, respectively, by the above mentioned bulletin.

[Subparagraph (24) amended by Am. 6, 8 F.R. 17368, effective 1-8-44; Am. 12, 9 F.R. 10257, effective 8-26-44 and Am. 22, 10 F.R. 5369, effective 5-17-45]

(25) "Shortening, hydrogenated" means all fully hydrogenated shortenings.

(26) "Shortening, other" means shortenings other than fully hydrogenated shortening. Excluded are butter, lard, oleomargarine, and suet.

(27) "Soups, canned" includes all soups, broths and chowder. Excluded are meat stews, "baby" or "junior" soups, dehydrated soups, and frozen soups.

NOTE: The 1943 pack of canned vegetable soups shall be considered a different item from the 1942 pack of canned vegetable soups, and you must figure separate ceiling prices for each item of the 1943 pack.

[Subparagraph (27) amended by Am. 1, 8 F.R. 10569, effective 7-27-43; Am. 4, 8 F.R. 15250, effective 11-24-43 and corrected, 8 F.R. 17367, effective 12-23-43]

(28) "Soups, dehydrated" means dry mixtures sold for soup-making, including, but not limited to, bouillon concentrates, and dry noodle soup mixtures. Excluded are other macaroni or noodle products, lentils, and dried peas.

(29) "Spices" includes, but is not limited to, bayleaves, caraway seed, dried peppers, dry chili, celery seed, celery salt, celery flakes, chili powder, garlic, garlic salt, dry mustard, onion salt, onion flakes, poultry seasoning, poppy seed, seasoned salt, sesame seed, thyme, and cream of tartar. Excluded are table salt, spice oils, candied ginger, raw spices and spice seeds in containers of the customary unit and weight in which they are imported into the United States, and wooden or other type trays designed as permanent kitchen furniture containing sets of assorted spices.

[Subparagraph (29) amended by Am. 12, 9 F.R. 20257, effective 8-26-44]

(30) "Sugar" means all bulk or packaged cane or beet sugar, including cinnamon sugar, but does not include direct consumption raw cane sugar.

[Subparagraph (30) amended by Am. 28, 11 F.R. 713, effective 1-22-46]

(31) "Syrups" means all malt, molasses, cane, maple, and table corn syrups, and imitations and blends. Excluded are chocolate and ice cream sundae syrups, fruit syrups for making beverages, molasses sold for feed purposes, sorghum syrup and unmixed corn syrup.

[Subparagraph (31) amended by Am. 6, 8 F.R. 17368, effective 1-8-44; and Am. 11, 9 F.R. 9719, effective 8-14-44]

(32) "Tea" includes bulk or packaged tea, tea bags and matte. Excluded are sales of tea in containers of the customary unit and weight in which they are imported into the United States.

[Subparagraph (32) amended by Am. 22, 10 F.R. 5369, effective 5-17-45]

(33) "Vegetables and vegetable juices, canned" includes, but is not limited to, blackeye, crowder, cream and field peas, baked beans, sauerkraut, rhubarb, chili sauce, cocktail sauce, canned hominy, mushrooms, mushroom sauce, tomato catsup, tomato paste, tomato puree, pimientos, and Chinese-style foods including soy sauce and brown sauce. "Canned" means processed and packaged in any container, whether or not hermetically sealed. Excluded are vegetable soups, "baby" or "junior" foods, pickles, corn, green and wax beans, peas (except canned blackeye, crowder, cream and field peas), tomatoes, tomato juice and frozen vegetables.

[Subparagraph (33) amended by Am. 12, 9 F.R. 10257, effective 8-26-44]

(34) "Corn, green and wax beans, peas, tomatoes, and tomato juice (canned)." Excluded are frozen vegetables and canned blackeye, crowder, cream, and field peas. "Canned" means processed and packaged in any container, whether or not hermetically sealed.

NOTE: The 1943 pack of canned vegetables and frozen vegetables shall be considered different items from the 1942 pack of vegetables and you must figure separate ceiling prices for each item of the 1943 pack.

[Subparagraphs (33) and (34) amended by Am. 5, 8 F.R. 15607, effective 11-20-43]

(35) "Vegetables, dried and dehydrated" (packaged or bulk) includes, but is not limited to dried beans, blackeye peas, dried mushrooms, dried peas, and lentils. Excluded are dry soup mixes, hominy, garlic, celery flakes, onion flakes, dried chili, and dried peppers.

(36) "Vinegar" (bottled or bulk) includes, but is not limited to, pure cider vinegar, distilled vinegar, malt vinegar, wine vinegar, and tarragon vinegar.

(37) "Miscellaneous foods" shall include all other dry grocery items except those specifically excluded in paragraph (c) of this section. Among the items included under this heading are the following:

[Above paragraph amended by Am. 8, 9 F.R. 3647, effective 4-8-44]

Baking powder.
Baking soda.
Barley (pearl).
Caviar.
Cocoanut, shredded, desiccated, or moist.
Corn starch, edible or gloss, packaged in containers of ten pounds or less (excluded are powdered prepared laundry starching compounds).
Date products.
Egg nog (non-alcoholic), bottled.
Extracts.
Flavorings.
Food colorings.
Fruit pectins.
Fruit syrups for making beverages. (Excluded are fruit syrups used by rectifiers, blenders, restaurants and bars for making alcoholic mixed drinks.)
Gift or holiday packages bought assembled, and containing one or more items covered by this regulation.
Glaced or candied fruits and peels.
Ice cream sundae syrups, including chocolate syrup packed in No. 10 tins or larger or one gallon containers or larger.
Meat flavorings.
Meat sauces, except catsup, cocktail sauce, and chili sauce.
Mincemeat.
Mustard, prepared.
Olives.
Olive oil, pure (packaged in containers of less than one-half gallon).
Pie filling.
Popcorn, not popped.
Potatoes, Julienne, packed in hermetically sealed containers.
Potatoes, shoestring, packed in hermetically sealed containers.
Pudding, date.
Pudding, fig.
Pudding, plum.
Spice oils.
Table salt packaged in cartons, bags or packets containing 100 pounds or less, Kosher salt in cartons, and salt packaged in containers of 10 pounds or less and labeled by the manufacturer as ice cream salt (excluded are onion, celery or garlic salt, and meat-curing or smoked salt).
Tom and Jerry batter, bottled.
Yeast.

[Subparagraph (37) amended by Am. 1, 8 F.R. 10569, effective 7-27-43; Am. 4, 8 F.R. 15250, effective 11-24-43; Am. 6, 8 F.R. 17368, effective 1-8-44; Am. 8, 9 F.R. 3647, effective 4-8-44; Am. 10, 9 F.R. 5648, effective 5-25-44; Am. 11, 9 F.R. 9719, effective 8-14-44; Am. 14, 9 F.R. 11537, effective 9-16-44; Am. 20, 10 F.R. 1496, effective 2-8-45, and Am. 22, 10 F.R. 5369, effective 5-17-45]

(c) *Commodities not included in this regulation.* Excluded from this regulation are:

Baked goods, fresh (except "cookies, crackers, toast and crumbs").
Beer.
Bird seed and gravel.
Bread.
Butter (except peanut butter, fruit butters, and smooth or crunch type nut butters).
Buttermilk, fresh.
Candied ginger.
Candy.
Cereals mixed or coated with a confection in the proportions of ⅔ or more confection to ⅓ cereal by weight.
Cheese, cheese spreads and cheese foods.
Comb honey.
Corn starch, edible or gloss (packaged in containers of more than ten pounds).
Corn sugar.
Corn syrup, unmixed.
Cream.
Dry baby cereals.
Eggs.
Feed, animal or poultry (other than pet food).
Fresh fruits and vegetables.
Frozen fruits, berries, fruit or berry juices and mixtures, in containers of a capacity of more than 50 pounds.
Fruit cake.
Fruit and vegetable powders for making beverages.
Goat milk, canned.
Green coffee in containers of the customary unit and weight in which they are imported into the United States.
Ice cream cones.
Ice cream, sherbets, and frozen confections.
"Iceland headless herring", "Matjes herring", and "Matjes herring of the 1944-45 pack", all as defined in Maximum Price Regulation No. 512.
Laundry starching compounds, powdered prepared.
Liquors.
Malted milk and any preparation containing 35% or more malted milk.
Maple sugar.
Meat and fish (except "fish, processed" and "meat, canned").
Milk, fresh.
Mineral oil.
Molasses sold for feeding purposes.
Nuts.
Oil, cooking and salad, in tank cars and oil packaged in drums of 300 pounds or more that is not of a brand listed in Article X of Maximum Price Regulation 53.
Olive oil, pure (packaged in containers of a capacity of more than one gallon).
Passover matzo, Passover matzo meal, and related Passover matzo products.
Peanuts.
Pet foods (except cat and dog foods or any frozen cat or dog foods.)
Popped popcorn.
Potato chips.
Poultry.
Powdered skim milk, bulk.
Raw spices and spice seeds in containers of the customary unit and weight in which they are imported into the United States,
Rendered poultry fat.
Salt not covered by section 32 (b) (37).
Smoked mild-cured salmon, smoked kippered salmon, smoked whitefish and smoked sablefish
Soft drinks.
Sorghum syrup.
Spices in assorted sets contained in wooden or other type trays designed as permanent kitchen furniture.
Sugar, direct consumption raw cane sugar.
Tamales, bulk.
Tea in containers of the customary unit and weight in which they are imported into the United States.
Tortillas.
Vitamin concentrates.
Wheat germ.
Whole milk, powdered, and powdered skim milk packaged in tin in an inert gas.
Wild rice and screenings and brewers rice.
Wine.

[Paragraph (c) amended by Am. 1, 8 F.R. 10569, effective 7-27-43; Am. 2, 8 F.R. 10987, effective 8-5-43; Am. 3, 8 F.R. 13293, effective 10-4-43; Am. 4, 8 F.R. 15250, effective 11-24-43; Am. 6, 8 F.R. 17368, effective 1-8-44, Am. 8, 9 F.R. 3647, effective 4-8-44; Am. 10, 9 F.R. 5648, effective 5-25-44; Am. 11, 9 F.R. 9719, effective 8-14-44; Am. 12, 9 F.R. 10257, effective 8-26-44; Am. 13, 9 F.R. 11711, effective 9-21-44; Am. 19, 10 F.R. 457, effective 1-11-45; Am. 20, 10 F.R. 1496, effective 2-8-45; Am. 21, 10 F.R. 5637, effective 5-9-45; Am. 22, 10 F.R. 5369, effective 5-17-45; Am. 28, 11 F.R. 713, effective 1-22-46 and Am. 31, effective 6-9-46]

Effective date. This regulation shall become effective on the 26th day of July, 1943. [MPR 421 originally issued July 8, 1943.]

[Effective dates of amendments are shown in notes following parts affected.]

NOTE: The record-keeping and reporting requirements of this regulation have been approved by the Bureau of the Budget in accordance with Federal Reports Act of 1942.

Issued this 4th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9452; Filed, June 4, 1946; 11:37 a. m.]

PART 1306—IRON AND STEEL

[MPR 350, Amdt. 5]

PACKERS' TIN CANS AND CONDENSED MILK CANS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 350 is amended by adding a new Appendix C thereto to read as follows:

Appendix C. *Additions to maximum prices.* Regardless of any other provisions of this regulation, there may be added to the applicable maximum price determined in accordance with Appendix A or B a sum not to exceed 9% of such price.

This amendment shall become effective June 4, 1946.

Issued this 4th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9451; Filed, June 4, 1946; 11:37 a. m.]

PART 1315—RUBBER AND PRODUCTS AND MATERIALS OF WHICH RUBBER IS A COMPONENT

[MPR 477, Amdt. 18]

SALES OF RUBBER HEELS AND SOLES IN THE SHOE FACTORY AND HOME REPLACEMENT TRADES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, is filed with the Division of the Federal Register.

Maximum Price Regulation 477 is amended in the following respects:

1. Section 6 is amended to read as follows:

SEC. 6. *Maximum prices for sales in the shoe factory trade of heels and soles listed in Appendix A.* This section is applicable to all sales in the shoe factory trade of heels and soles listed in Appendix A. The maximum price for a sale in the shoe factory trade of a heel or sole listed in Appendix A shall be 110.5% of the price for the heel or sole listed in Appendix A rounded out to the nearest ½¢ for soles and to the nearest 5¢ for heels less all discounts, allowances and other deductions from the list price that the seller had in effect to a purchaser of the same class during March 1942.

2. The last sentence of the introductory paragraph of section 7 (a) is amended to read as follows: "The maximum prices for a heel or sole covered by this paragraph shall be the first applicable of the prices set forth in (1) to (4) below, less the deduction required by subparagraph (6) below wherever applicable, plus 10.5%."

3. The following paragraph is added at the end of section 7 (b) (2) (iii).

Adjustments of certain maximum prices. Notwithstanding any other provision of this regulation or any order issued thereunder the maximum prices for a sale in the shoe factory trade of a heel or sole whose maximum price was established under this section 7 prior to June 4, 1946, shall be 110.5% of the maximum prices in effect for sales of such heels or soles on June 3, 1946.

4. The following paragraph is added at the end of section 9 (b).

Adjustments of certain maximum prices. Notwithstanding any other provision of this regulation or any order issued thereunder the maximum prices for a sale in the shoe factory trade of a heel or sole whose maximum price was established under this section 9 prior to June 4, 1946, shall be 110.5% of the maximum prices in effect for sales of such heels or soles on June 3, 1946.

5. In Appendix B, Table I is amended to read as follows:

TABLE I—MAXIMUM PRICES [1]

Type and grade	Manufacturers' prices,[2] per dozen pairs		Wholesalers' prices,[3] per dozen pairs		Retailers' prices, per pair	
	Black	Brown	Black	Brown	Black	Brown
Men's full heel:						
Q-2 or standard grade	$1.84	$1.88	$2.05	$2.50	$0.25	$0.30
Q-3 or competitive grade	1.28	1.61	1.70	2.15	.20	.25
Q-4 or special competitive grade	.94	1.24	1.25	1.65	.15	.20
Men's wedge heel:						
Q-2 or standard grade	1.84	.....	2.45	.....	.30	.....
Q-3 or competitive grade	1.58	.....	2.10	.....	.25	.....
Q-4 or special competitive grade	1.13	.....	1.50	.....	.15	.....
Boys' wedge heel:						
Q-2 or standard grade	1.54	1.88	2.05	2.50	.25	.30
Q-3 or competitive grade	1.28	1.61	1.70	2.15	.20	.25
Q-4 or special competitive grade	.94	1.24	1.25	1.65	.15	.20
Women's cuban heel:						
Q-2 or standard grade	1.16	1.46	1.55	1.95	.20	.25
Q-3 or competitive grade	1.01	1.28	1.35	1.70	.15	.20
Q-4 or special competitive grade	.68	.83	.90	1.10	.10	.15
Junior heel:						
Q-2 or standard grade	$1.16	$1.46	$1.55	$1.95	$0.20	$0.25
Q-3 or competitive grade	1.01	1.28	1.35	1.70	.15	.20
Q-4 or special competitive grade	.75	1.01	1.00	1.35	.10	.15
Junior wedge heel:						
Q-2 or standard grade	1.16	1.46	1.55	1.95	.20	.25
Q-3 or competitive grade	1.01	1.28	1.35	1.70	.15	.20
Q-4 or special competitive grade	.71	.90	.95	1.20	.10	.15
Women's cuban heel:						
Q-2 or standard grade	1.16	1.46	1.55	1.95	.20	.25
Q-3 or competitive grade	1.01	1.28	1.35	1.70	.15	.20
Q-4 or special competitive grade	.53	.71	.70	.95	.10	.10
Toplift and French heel:						
Q-4 or special competitive grade	.49	.64	.65	.85	.10	.10

[1] Prices for Q-2 and Q-3 grades apply to heels with nails, individually boxed or in bulk. Q-4 prices apply to bulk and boxed heels.

[2] Maximum manufacturers' prices are subject to a 2-percent cash discount and the manufacturer shall not reduce any transportation allowance he had in effect to a purchaser of the same class during March 1942.

[3] Maximum wholesalers' prices are subject to any cash discount and transportation allowance the wholesaler had in effect to a purchaser of the same class during March 1942.

SEC. 13. *Maximum prices for certain lead products*—(a) *Maximum prices.* Regardless of the provisions of the General Maximum Price Regulation, any person may sell and deliver any lead product, as defined in (b) below, at a price not to exceed the maximum price otherwise previously established by the General Maximum Price Regulation plus 1.75 cents per pound of lead contained in the product.

(b) *Definitions.* (1) "Lead product", as used in this section 13, means any metallic lead product made from lead or lead alloys and covered by the General Maximum Price Regulation such as babbit or bearing metal, solder, type metal, sheet, pipe, fittings (traps, bends, ferrules, etc.), anodes, burning bar, cames, plates, powder, ribbon, roofing flanges, seals, shots, sinkers, sleeving, strip, tape, tubings, wire, wool, foil, and collapsible tubes. It does not include lead chemicals, pigments or paints, nor does it include any product covered by any regulation other than the General Maximum Price Regulation.

This amendment shall become effective June 3, 1946.

Issued this 3d day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9408; Filed, June 3, 1946; 4:31 p. m.]

PART 1499—COMMODITIES AND SERVICES

[2d Rev. SR 14, Amdt. 28]

MAHOGANY LUMBER

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Second Revised Supplementary Regulation 14 to the General Maximum Price Regulation is amended as follows:

Section 3.1 is revoked.

This amendment shall become effective June 10, 1946.

Issued this 4th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9448; Filed, June 4, 1946; 11:39 a. m.]

This amendment shall become effective June 4, 1946.

Issued this 4th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9453; Filed, June 4, 1946; 11:37 a. m.]

PART 1346—BUILDING MATERIALS

[MPR 591, Amdt. 4]

SPECIFIED MECHANICAL BUILDING EQUIPMENT

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 25 (b) of Maximum Price Regulation 591 is amended in the following respects:

1. Article XI—Lighting Fixtures, including the heading thereunder, 1. Domestic Lighting Fixtures, is revoked.

2. Under Article VIII—Mechanically Operated Commercial Refrigeration and Summer Air Conditioning Equipment and Accessories, the following item is added:

(13) Combination Refrigerator Freezers having Freezer Units over 2½ cu. ft. in size.

3. Under Article IX—Plumbing Equipment and Accessories, the following item is added:

(32) Wall and Base Cabinets, Metal.

This Amendment No. 4 shall become effective June 10, 1946.

Issued this 4th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9455; Filed, June 4, 1946; 11:38 a. m.]

PART 1499—COMMODITIES AND SERVICES

[SR 14G, Amdt. 11]

LEAD PRODUCTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Regulation 14G, is amended by adding thereto a new section to read as follows:

6. In Appendix C, Table I is amended to read as follows:

TABLE I—MAXIMUM PRICES

STICK-ON (CEMENT-ON) SOLES[1]

Item	Manufacturers' prices (per dozen pair)	Wholesalers' prices (per dozen pair)	Retailers' prices (per pair)
Stick-on (cement-on) soles which meet specifications in table II of Appendix C:			
Regular sizes	$1.65	$2.20	$0.25
Boot sizes (cement-on)	1.84	2.45	.25
Stick-on (cement-on) soles which do not meet specifications in table II of Appendix C:			
Regular sizes	.97	1.29	.15
Boot sizes	1.03	1.37	.15

COMPOSITION NAIL-ON HALF SOLES[2]

STANDARD CARBON BLACK TYPE[3]

Type, thickness, and size[3]	Manufacturers' prices (per dozen pair)	Wholesalers' prices (per dozen pair)	Retailers' prices (per pair)
Composition half soles:			
7 iron	$1.16	$1.55	$0.20
8 iron	1.28	1.70	.20
9 iron	1.31	1.75	.20
10 iron:			
Boys'	1.43	1.90	.20
Men's	1.65	2.20	.25
12 iron:			
Boys'	1.65	2.20	.25
Men's	1.88	2.50	.30

TABLE I—MAXIMUM PRICES—Continued

FLAT CORD SOLING STRIPS 13" x 4½"[4]

Thickness[3]	Manufacturers' prices[5] (per dozen)	Wholesalers' prices[5] (per dozen)	Retailers' prices (each)
12 iron	$2.39	$3.18	$0.40
9 iron	1.93	2.57	.35
7 iron	1.72	2.29	.30

FLAT CORD HALF SOLES[1]

Thickness and size[1]	Manufacturers' prices per dozen pair[6]	Wholesalers' prices per dozen pair[6]	Retailers' prices per pair
12 iron:			
Size 15	$2.90	$3.86	$0.45
Size 11	2.70	3.78	.45
Size 7	1.50	2.00	.25
9 iron:			
Size 15	2.49	3.32	.40
Size 11	1.99	2.65	.35
Size 7	1.37	1.73	.20
7 iron:			
Size 15	2.10	2.80	.35
Size 11	1.72	2.29	.30
Size 7	1.49	1.99	.25
Size 2	1.10	1.47	.15

[1] These maximum prices apply to flat cord soling slabs and soles made from friction scrap which at least equal the minimum specifications established by the War Production Board in Order M-217.

[2] The maximum price for a soling slab not given in this table shall be computed by multiplying its area in square feet by the square foot price derived from the 31¼" x 31¼" slab of the same iron.

[3] The maximum price for an item of a thickness which differs from those shown in this table shall be the price shown in the table for the item which is of the nearest lower thickness to the item being priced unless a different specific maximum price is authorized for it by the Office of Price Administration under section 9a (c). The maximum price for an item of a thickness which is lower than those shown in the table shall be a specific price authorized by the Office of Price Administration under section 9a (c). A seller seeking such an authorization shall file a report in accordance with section 9a (c).

[4] The prices listed in the table are the maximum prices at all levels, subject to 2% cash discount and the seller shall not add any charge for packing or delivery. Any different load purchaser of the same class during March, 1942.

[5] The maximum prices for item of size which differs from the sizes shown in this table shall be the maximum price shown in the table for the item which is of the nearest lower size to the item being priced unless a different specific maximum price is authorized for it by the Office of Price Administration under section 9a (c). A seller seeking such an authorization shall file a report in accordance with section 9a (c).

[6] These prices are for Jewel Corrective Grade half soles.

FLAT CORD SOLING SLABS 31¼" x 31¼"[1][2]

Thickness[3]	Maximum price, each[4]
17 iron	$3.08
14 iron	2.41
12 iron	1.91
10 iron	1.61
9 iron	1.57
7 iron	1.34
5 iron	1.08
4 iron	.91
3 iron	.82

PART 1382—HARDWOOD LUMBER

[MPR 611]

MAHOGANY LUMBER

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Such specifications and standards as are used in this regulation were, prior to such use, in general use in the industry or trade affected.

Sec.
1. Sales of mahogany lumber at higher than maximum prices prohibited.
2. Products covered.
3. Transactions covered.
4. Definitions.
5. Maximum prices for other than Cuban and San Domingo mahogany lumber.
6. Maximum prices for mahogany lumber not specifically priced in this regulation.
7. Discounts and concessions.
8. Transportation.
9. Prohibited practices.
10. Invoices.
11. Records and reports.
12. Enforcement and licensing.
13. Petitions for amendment.
14. Export sales.

AUTHORITY: § 1382.304 56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; Pub. Law 108, 79th Cong.; E.O. 9250, R.R. 7871; E.O. 9328, 8 F.R. 4681; E.O. 9599, 10 F.R. 10155; E.O. 9651, 10 F.R. 13487; E.O. 9697, 11 F.R. 1691.

SECTION 1. *Sales of mahogany lumber at higher than maximum prices prohibited.* On and after June 10, 1946, regardless of any contract or other obligation, no person shall sell or deliver, and no person shall buy or receive, mahogany lumber on a shipment subject to this regulation at prices higher than the maximum prices established by this regulation, and no person shall agree, offer, or attempt to do any of these things.

SEC. 2. *Products covered.* The term, mahogany lumber, in this regulation means lumber of the several species of the genus Swietenia, and of the several species of the genus Khaya, both of the Meliaceae family.

This regulation covers all mahogany lumber sold or delivered in the transactions referred to in section 3 regardless of whether the lumber is produced within the continental United States from imported logs or is produced outside continental United States.

This regulation covers all grades, sizes and specifications of mahogany lumber whether or not they are specifically priced in the tables below.

All grade terms and other terms, used in this regulation, have the meaning given in the current "Rules for the Measurement and Inspection of Hardwood Lumber" published by the National Hardwood Lumber Association, except where otherwise indicated.

SEC. 3. *Transactions covered.* This regulation covers all sales within the United States of mahogany lumber, except a sale out of distribution yard stock.

This regulation also covers purchases of mahogany lumber imported or to be imported into continental United States from a foreign country even though the seller's place of business is located outside continental United States. The resale of such imported mahogany lumber is also covered by this regulation unless the resale is a sale out of distribution yard stock. A sale out of distribution yard stock is covered by Maximum Price Regulation 467.

Specifically, but not exclusively, a consumer of mahogany lumber in the United States is not permitted, under this regulation, to purchase mahogany lumber in a foreign country at prices which, together with transportation costs and other costs, will result in delivered prices which exceed the maximum prices established in this regulation.

SEC. 4. *Definitions*—(a) *Distribution yard.* Under this regulation, the term, "distribution yard," has the same meaning as that term has under Maximum Price Regulation 467.

(b) *Sale out of distribution yard stock.* The term, "sale out of distribution yard stock," has the same meaning as that term has under Maximum Price Regulation 467.

(c) *Less-than-carload lot and carload lot.* A less-than-carload lot of mahogany lumber is a quantity of mahogany lumber which, if it were shipped by rail, would be shipped at the less-than-carload rates. Shipments differing from a less-than-carload lot are carload lots. For the purposes of this regulation, whether a quantity of mahogany lumber is a carload lot or a less-than-carload lot is determined by the total quantity involved in the transaction without regard to item quantities or whether it is broken up into smaller orders or deliveries.

(d) *Point of origin in the United States.* In the case of imported mahogany lumber, point of origin in the United States means either the point of entry or the port of entry into the United States.

(e) *Feet.* For lumber 1" or thicker, "feet" means board feet of lumber. For lumber less than 1" thick, "feet" means surface feet of lumber.

(f) *Cuban and San Domingo mahogany lumber.* Cuban and San Domingo mahogany lumber is mahogany lumber produced in Cuba, Santo Domingo or in any of the other islands of the West Indies. Cuban and San Domingo mahogany lumber is also mahogany lumber produced in the United States from logs or flitches imported from Cuba, Santo Domingo or from any of the other islands of the West Indies.

SEC. 5. *Maximum prices for other than Cuban and San Domingo mahogany lumber*—(a) *Application of maximum prices in this section.* The maximum prices in this section apply to mahogany lumber when sold on grade-rule-range widths and lengths, or widths and lengths substantially the same as grade-rule-range widths and lengths, or on specified average widths or specified average lengths which are substantially run-of-the-log.

Maximum prices in this section are also subject to the discounts and concessions provided for in section 7 of this regulation.

The maximum prices in this section do not apply to Cuban and San Domingo mahogany lumber. Maximum prices for Cuban and San Domingo mahogany lumber must be applied for under the provisions of section 6.

(b) *Basic maximum prices.* The basic maximum prices in Table 1 of this section are for 1,000 feet of mahogany lumber.

For carload lots, the prices in Table 1 are delivered prices up to and including an allowance for freight of 50 cents per hundredweight from the mill in the United States which produced the lumber or from the point of origin in the United States if it is imported lumber.

For less-than-carload lots, the prices in Table 1 of this section are prices f. o. b. the mill for mahogany lumber produced in the United States or they are prices f. o. b. point-of-origin in the United States for mahogany lumber imported into the United States.

The basic maximum prices are as follows:

TABLE 1—MAHOGANY LUMBER

	FAS	6'-8' FAS or Selects[1]	#1 Common	#2 Common	#3 Common	Selected FAS Pin Wormy (N. O. Grade) and FAS Pin Wormy (A Wormy)	#1 Common Pin Wormy (N Wormy)	#2 Common Pin Wormy (B Wormy)	FAS Shorts	Common Shorts	Pin Wormy Shorts[2]	Clear Short Shorts[3]
3/8"	$172	$159	$153	$129					$92			$87
1/2"	208	197	184	141					116			80
5/8"	227	221	196	159	$92	$190	$129	$92	147	$116	$92	92
3/4"	245	239	214	178	104	208	147	104	159	129	98	98
4/4"	282	270	251	214	135	233	190	141	202	165	141	129
5/4"	288	276	257	221	141	245	214	147	208	172	153	135
6/4"	294	282	263	227	147	257	227	153	214	178	159	141
7/4–8/4"	306	294	276	239	153	270	239	159	233	196	172	153
9/4–10/4"	325	306	288	251	159	282	245	165	245	202	178	178
12/4"	337	319	300	263	165	294	257	172	257	214	190	190
14/4–16/4"	355	337	312	282	------	306	270	178	276	233	208	202
20/4"	386	374	349	------	------	------	------	------	------	------	------	------
24/4"	404	392	380	------	------	------	------	------	------	------	------	------

[1] The term, 6'-8' FAS, covers a trade practice grade so designated in the industry.
[2] FAS Wormy Shorts are the same grade as Pin Wormy Shorts and take the same price as Pin Wormy Shorts.
[3] Widths 3" and wider; lengths 10" to 23"; Clear.

(c) *Additions to and deductions from the basic maximum prices.* The additions to the basic maximum prices provided for below shall be made only in those sales in which the buyer specifically orders the service and the seller performs the service to which the addition applies.

Deductions from the basic maximum prices provided for below shall be made if lumber is shipped in the condition requiring a deduction.

(1) *Small quantity sales delivered by truck to consumers.* On a sale of less than 1,000 feet of mahogany lumber to a consumer when delivery is made only by truck to a point not more than 20 miles from the mill at which the shipment originates, the seller may make the following additions, which include the delivery, to the basic maximum prices established in paragraph (b):

Quantity ordered and addition permitted to basic maximum prices

Up to 249 feet inclusive: 30 percent.
250 feet to 999 feet inclusive: 10 percent.

The footage referred to means total footage in the order whether that footage is composed of one or more items of mahogany lumber.

(2) *Maximum charges for counters.* The seller of mahogany lumber may add to the basic maximum prices the following maximum charges for counters:

TABLE 2—COUNTERS

Add to the price of 4/4 FAS:

Widths	Lengths						
	8′ and 9′	10′ and 11′	12′ and 13′	14′ and 15′	16′′ and 17′	18′ and 19′	20′ and up
13′′ to 17′′, inclusive	$50	$55	$60	$70	$80	$100	$115
18′′ to 21′′, inclusive	90	95	100	110	120	140	165
22′′ to 25′′, inclusive	110	115	120	130	140	160	185
26′′ to 30′′, inclusive	135	140	145	155	165	185	210
31′′ and up	145	150	155	165	175	195	220

(3) *Maximum price additions for specified lengths and miscellaneous differentials.* The seller of mahogany lumber may add to the basic maximum prices the following maximum charges for certain specified lengths and miscellaneous items:

TABLE 3—ADDITIONS FOR SPECIFIED LENGTHS—FAS ONLY

Lengths	Thicknesses				
	3/8′′	1/2′′	5/8′′	3/4′′	4/4′′ and thicker
17′ to 19′, inclusive	$27	$32	$36	$40	$45
20′ to 22′, inclusive	30	35	40	45	50
23′ to 25′, inclusive	42	49	56	63	70
25′ and up	60	70	80	90	100

Clear Strips: Same price per M′BM as Selects of the corresponding thickness in table 1.

No. 1 Common Strips: Deduct $20 per M′BM from the price per M′BM for Selects of the corresponding thickness in table 1.

Furniture Squares: 1½′′ x 1½′′ to 4′′ x 4′′ x random lengths, 16′′ to 71′′ long.

Clear: Add $15 per M′BM to the price per M′BM for No. 1 Common of corresponding thickness in table 1.

Selects: Same price per M′BM as the price per M′BM for No. 1 Common of corresponding thickness in table 1.

Differential for Figured

Selects and No. 1 Common: For from 60% to 90% or more of total area of cuttings in each board to be figured, add $10 to the price of the respective Selects or No. 1 Common grade and thickness price in table 1.

FAS only: For between 60% and 90% of total area of cuttings in each board to be figured add $10 to the respective FAS thickness price in table 1.

FAS only: For 90% or more of total area of cuttings in each board to be figured add $25 to the respective FAS thickness price in table 1.

Differential for Straight Grained

FAS only: For 90% or more of total area of best face of each board to be straight grained add $25 to the respective FAS thickness price in table 1.

Clear Flitches: To be priced same as FAS for respective thicknesses in table 1.

(4) *Maximum prices for resawing and surfacing.* The seller of mahogany lumber may add to the basic maximum prices the following maximum charges for resawing and surfacing:

Resawing:
6′ and up long:
One cut—$5.00 per M′BM.
Two cuts—$8.00 per M′BM.
Under 6′ long:
One cut—$10.00 per M′BM.
Two cuts—$16.00 per M′BM.
Surfacing:
6′ and up long—one or two sides:
$5.00 per M′BM 4/4 and thicker.
$5.00 per M′SM under 4/4.
Under 6′ long—one or two sides:
$10.00 per M′BM 4/4 and thicker.
$10.00 per M′SM under 4/4.

(5) *Maximum prices for kiln-drying.* The seller of mahogany lumber may add to the basic maximum prices the following maximum charges for kiln-drying to a moisture content of 6 percent or less. These charges apply to 1,000 feet for the thicknesses indicated:

MAXIMUM PRICES FOR KILN DRYING—6 PERCENT OR LESS MOISTURE CONTENT

[Per M′ surface measure, under 4/4′′; per M′BM, 4/4′′ and over]

	Zone 1	Zone 2
3/8	$9.00	$8.00
1/2	9.00	8.00
5/8	9.00	8.00
3/4	9.00	8.00
4/4	10.00	9.00
5/4	11.50	10.00
6/4	13.50	12.00
8/4	16.50	14.50
10/4	19.50	17.50
12/4	25.00	22.00
16/4 and up	28.50	26.00

Add 50 percent over above prices for shorts.

Zone 1: Consists of the States of Illinois, Indiana, New Jersey, New York, Pennsylvania, Massachusetts, and Ohio.

Zone 2: Consists of the District of Columbia and all States not included in zone 1.

(6) *Custom kiln drying and milling.* If mahogany lumber is kiln dried or milled for the seller by a custom kiln or milling establishment and the custom kiln or milling establishment is not owned or operated by or connected with the seller's place of business, the seller may add the actual cost of the kiln drying or milling under circumstances permitted in and in amounts not greater than the maximum prices established by the applicable regulation covering custom kiln drying and/or milling services.

SEC. 6. *Maximum prices for mahogany lumber not specifically priced in this regulation.* Mahogany lumber sold on special grades or specifications or with special services or other extras not specifically priced in this regulation is, nevertheless, subject to this regulation as a "specially priced item" or "special item," and a maximum price shall be applied for under either paragraph (a) or (b) below.

(a) *Sales by sellers within continental United States.* A seller located within continental United States, making a sale of mahogany lumber covered by this section for which that seller does not have a maximum price duly approved by the Office of Price Administration, shall apply for approval of a requested price for that mahogany lumber to the Lumber Branch of the Office of Price Administration, Washington 25, D. C. The application shall cover only one order or inquiry of mahogany lumber and a copy of that order or inquiry shall accompany the application.

If the seller had sales in March 1942 of the special item and of the most comparable item specifically priced in this regulation, he shall show on his application the price differential which he maintained between those two items in that month. If the seller did not have sales of both of such items in March 1942 he shall show on the application the price differential between these two items which existed in the first month preceding March 1942 in which he had sales of both of these items. If the seller did not have any sales of these two items in March 1942, or in any month preceding March 1942, the seller shall show on the application the price differential which he would have maintained between these two items in March 1942 if he had made sales of these items in that month.

The seller shall report his requested price in his application, together with an explanation of how he has determined such price. The maximum price, approved by the Office of Price Administration, shall be a price which is in appropriate relationship to the most comparable standard item, determined from an examination of the data submitted by the seller and from such other data as may be available to the Office of Price Administration. A maximum price duly approved by the Office of Price Administration for a seller for a special item shall apply to subsequent sales by that seller of the identical item of mahogany lumber unless the Office limits the applicability of the approved price in some manner.

If, within thirty (30) days of the receipt of the application by the Lumber Branch of the Office of Price Administration, the Office does not request additional information or disapprove the price requested by the seller on the application, that requested price may be deemed approved, but such approval shall be applicable only to the one specific order covered by the application and only to the quantity of the special item contained in that order on the date of the application.

Prior to approval by the Office of Price Administration of the maximum price for a special item of mahogany lumber covered by this section the seller shall not make any collections on account of the sale price of the special item. However, the seller may proceed with delivery of the special item using the requested price as a tentative maximum price, but all quotations, contracts and invoices must notify the buyer that the price is subject to approval by the Office of Price Administration within the thirty (30) days period described above.

(b) *Purchases of mahogany lumber to be imported into continental United States.* A buyer making a purchase of mahogany lumber, not specifically priced in this regulation, imported or to be imported into continental United States from a foreign country, shall apply to the Lumber Branch of the Office of Price Administration, Washington 25, D. C., for approval of a requested price for that mahogany lumber. The application shall cover only one offer to purchase mahogany lumber and a copy of that offer shall accompany the application.

The buyer shall report in the application the price which he desires to have approved, and an explanation of how that requested price was determined. The maximum price approved by the Office of Price Administration shall be a price which is in appropriate relationship to the price of the most comparable standard item determined from an examination of the data submitted by the purchaser and from such other data as may be available to the Office of Price Administration.

A maximum price duly approved by the Office of Price Administration under this paragraph shall apply only to subsequent purchases of the identical item of mahogany lumber by the same buyer from the same seller as those specifically covered by the price approval.

If, within 30 days of the receipt of the application by the Lumber Branch of the Office of Price Administration, that Office does not request additional information or disapprove the price requested by the buyer on the application, that requested price may be deemed approved, but such approval shall be applicable only to the one specific offer covered by the application and only to the quantity of the special item contained in that offer on the date of the application.

SEC. 7. *Discounts and concessions.* A seller of mahogany lumber must give the same trade, cash or service discounts or concessions to purchasers which he gave in March 1942 to purchasers of the same class.

A seller who did not sell mahogany lumber in March 1942 shall extend the same service discounts or concessions as his closest and most comparable competitor tendered in March 1942.

SEC. 8. *Transportation*—(a) *Carload lots*—(1) *Common or contract carrier, private truck.* On shipments of carload lots of mahogany lumber by common or contract carrier or by private truck owned or controlled by the seller, the seller may add to the basic maximum prices established in section 5 the actual lawful costs which he may incur in excess of 50 cents per hundredweight.

(2) *Trucking to railhead.* On shipments of carload lots of mahogany lumber, when a truck haul precedes rail shipment, as occurs when a mill located away from a railhead hauls lumber by truck to the railhead, no addition shall be made to the basic maximum prices for the truck haul.

(3) *Truck delivery after rail haul.* On shipments of carload lots of mahogany lumber, when truck delivery follows a rail haul, the seller may added to the basic maximum prices the actual costs which he may incur for that truck delivery.

(b) *Less-than-carload lots.* On shipments of less-than-carload lots of mahogany lumber the seller may add to the basic maximum prices any lawful costs which he may incur for delivery of the lumber.

SEC. 9. *Prohibited practices*—(a) *General.* Any practice which is a device to get the effect of a higher-than-ceiling price without actually raising the price is as much a violation of this regulation as an outright over-ceiling price. This applies to devices making use of commissions, services, transportation arrangements, premiums, special privileges, tying-in agreements, trade understandings and the like.

(b) *Specific practices.* The following are among the specific practices prohibited:

(1) Getting the effect of a higher price by changing credit practices from what they were in March 1942. This includes decreasing credit periods, or making greater charges for extension of credit. In all cases, if the sale is on cash terms, the maximum price must be affected by the same amount as the sale price would have been affected for similar cash terms on March 1, 1942.

(2) Refusing, without good reason, to ship mahogany lumber except in small quantities, or in specified or restricted lengths, or under other circumstances which bring the seller an extra return.

(3) Refusing, without good reason, to ship mahogany lumber in standard grades and in grade-rule-range widths and lengths.

(4) Grading as a special grade lumber which normally is graded by the seller as a standard grade; or wrongly grading or invoicing lumber in any other way.

(5) Unnecessarily routing lumber through a distribution yard.

(6) Quoting a gross price above the maximum price, even if accompanied by a discount, the effect of which is to bring the net price below the maximum.

(7) Selling graded mahogany lumber at an average price.

(8) Selling mahogany lumber priced on an ungraded basis.

(9) Making any of the additions to the basic maximum prices of the various items set forth in the tables unless the purchaser's order expressly requires the working, grade, condition, size or length for which the additions are permitted.

(c) *Purchasing commissions.* It is unlawful for any person to charge, receive or pay a commission for the service of procuring (including buying, selling, or locating lumber, or for any related service such as "expediting") if the commission plus the purchase price results in a total payment by the buyer of lumber which is higher than the maximum price of the lumber. For the purposes of this regulation, a commission is any compensation, however designated, which is paid for the procurement of lumber. This prohibition has no application to the case of a bona fide employer-employee relationship where the employee serves only one employer, insofar as lumber procurement is concerned, and where the compensation paid by the employer is a fixed salary and is not based directly or indirectly on the quantity, price or value of the lumber in connection with which the service is rendered.

(d) *Combination grades.* Graded mahogany lumber sold on combination (special inspection) grades for which no maximum prices have been established in this regulation (such as No. 1 Common and Better, Log Run—full run of the logs, excluding all grades below No. 2 Common, and Mill Run—full run of the log, No. 3 Common and Better) may not be sold at above the maximum prices for the lowest grade included in the combination grade. For example, the maximum price for Log run (No. 2 Common and Better) is that established for No. 2 Common for the species sold.

Of course, the different grades included can be quoted and invoiced separately on the individual footage and price for those grades.

(e) *Adjustable pricing.* Any person may agree to sell at a price which can be increased up to the maximum price in effect at the time of shipment; but no person may, unless authorized by the Office of Price Administration, deliver or agree to deliver at prices to be adjusted upward in accordance with action taken by the Office of Price Administration after shipment. Such authorization may be given when a request for a change in the applicable maximum price is pending, but only if the authorization is necessary to promote distribution or production and if it will not interfere with the purposes of the Emergency Price Control Act of 1942, as amended. The authorization may be given by the Administrator or by any official of the Office of Price Administration having authority to act upon the pending request for a change in price or to give the authorization.

The authorization will be given by order, except that it may be given by letter or telegram when the contemplated revision will be the granting of an individual application for adjustment.

SEC. 10. *Invoices*—(a) *General.* All invoices must contain a sufficiently complete description of the mahogany lum-

ber to show whether the price is proper or not. Any working, specifications, quantity or extra which affects the maximum price must be referred to in the description. The amount added for these items need not be separately shown except in the special instances referred to below.

(b) *Transportation charges.* In delivered sales the invoice must contain the following information:

(1) Point of origin of shipment.

(2) Destination.

(3) The rail or truck rate if the shipment moves at a rate above 50 cents per hundredweight. If the shipment is by private truck, the invoice must show the truck charges.

(4) The invoice must state whether the shipment is a direct-mill shipment or not.

(c) *Delivery and custom kiln-drying and mill charges.* Any separate charge which the seller is permitted to make under this regulation for the following items must be shown separately on the invoice:

(1) *Truck delivery after rail haul.*

(2) *Custom kiln-drying or milling.* The invoice of the custom kiln-drying or milling establishment must be attacked to the lumber invoice of the seller.

SEC. 11. *Records and reports*—(a) *Records.* For the duration of the Emergency Price Control Act of 1942, as amended, all sellers of mahogany lumber must keep records which will show complete description of the item of lumber sold, the name and address of the buyer, the date of the sale, and the sales price. The buyer must keep similar records including the name and address of the seller. These records must be kept for any month in which the seller or buyer sold or bought $500.00 worth or more of mahogany lumber. They must keep such records for inspection by the Office of Price Administration and they must keep such further records as the Office of Price Administration may later require.

(b) *Reports.* Any reports that the Office of Price Administration may require must be submitted, subject to approval of the Budget Bureau in accordance with the Federal Reports Act of 1942.

SEC. 12. *Enforcement and licensing*—(a) *Criminal penalties.* Persons violating any provisions of this regulation are subject to the criminal penalties, civil enforcement actions, suits for triple damages and proceedings for revocation of licenses provided for in the Emergency Price Control Act of 1942, as amended.

(b) *Licensing.* The provisions of Licensing Order No. 1 licensing all persons who make sales under price control are applicable to all sellers subject to this regulation. A seller's license may be suspended for violations of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, within the period of suspension, make any sale for which his license may be suspended.

SEC. 13. *Petitions for amendment.* Any person seeking an amendment of any provision of this regulation may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1, issued by the Office of Price Administration.

SEC. 14. *Export sales.* The maximum prices of export sales of mahogany lumber are governed by the Second Revised Maximum Export Price Regulation.

This regulation shall become effective June 10, 1946.

NOTE: All reporting and record-keeping requirements of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 4th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9456; Filed, June 4, 1946; 11:39 a. m.]

PART 1349 — ELECTRICAL GENERATION, TRANSMISSION, CONVERSION AND DISTRIBUTION APPARATUS

[MPR 82, Amdt. 9]

WIRE AND CABLE

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 82 is amended in the following respects:

The following paragraph (g) is added to section 16:

(g) *Procedure where OPA establishes industry-wide increases in the price of electrolytic copper.* (1) This paragraph applies only to copper, copper-alloy, or copper-clad wire and cable.

(2) The maximum net prices for wire and cable, excepting armored cable, cord sets, battery cables, wiring harnesses, and ignition sets, may be adjusted by the manufacturer, after June 3, 1946, the effective date of an amendment increasing the maximum prices of electrolytic copper, by an amount computed pursuant to the following provisions:

(i) Where the price of the following wire and cable is expressed in terms of a certain amount (dollars-and-cents) per unit of weight, the maximum net price of that wire and cable may be adjusted in accordance with this table:

Increase per pound in the net price for finished product for each one cent increase per pound in price of electrolytic copper

Wire and cable:	Cents
Magnet wire	1.10
Weather-proof wire, solid, or stranded	.85
Copper wire rod, black or cleaned	1.05
Bare or tinned copper wire, solid or stranded, sold to insulators for further fabrication	1.05
Bare or tinned copper wire, solid or stranded, sold to others than insulators	1.10

(ii) Where the price of wire and cable is expressed in terms of a certain amount (dollars-and-cents) per unit of length, the maximum net price of that wire and cable may be adjusted in this manner:

Single conductors. For each one cent per pound increase in the price of electrolytic copper, the maximum net price per thousand feet of single conductor wire or cable may be increased by an amount equal to the cross-sectional area of the conductor (expressed in circular mils) multiplied by $.0000340.

Multiple conductors. For each one cent per pound increase in the price of electrolytic copper, the maximum net price per thousand feet of wire or cable having more than one conductor may be increased by an amount equal to the sum of the cross-sectional areas of the conductors (expressed in circular mils) multiplied by $.0000348.

(3) The foregoing increases are to be adjusted proportionately where the increase in the price of copper is more or less than one cent per pound, as illustrated by these examples:

Example 1. Assume the price of electrolytic copper to be increased by 1.5 cents per pound instead of one cent per pound. The increase per pound in the net price of finished magnet wire would therefore be 50 percent higher than 1.10 cents; in other words, 1.65 cents.

Example 2. With the same assumption made in Example 1, the maximum net price of single conductor wire and cable for each thousand feet would be increased by an amount equal to 150% of the product of the cross-sectional area of the conductor (expressed in circular mils) and $.0000340 cents.

(4) Resellers may increase their maximum net prices for wire and cable by the dollars-and-cents amount by which their net invoiced costs have been increased as a result of the foregoing provisions.

(5) The increases obtained as a result of the application of the foregoing provisions shall be separately stated on the invoice. However, sellers may round out these increases to the nearest ten cents.

This amendment shall become effective June 3, 1946.

Issued this 3d day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9405; Filed, June 3, 1946; 4:30 p. m.]

PART 1395—NON-FERROUS FOUNDRY PRODUCTS

[RMPR 125, Amdt. 12]

NON-FERROUS CASTINGS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation No. 125 is amended in the following respects:

1. A new § 1395.4b is added to read as follows:

§ 1395.4b *Permitted increases in certain maximum prices.* Maximum prices for copper and copper-base castings established in accordance with § 1395.3 and paragraph (d) of § 1395.4 of this regulation and maximum prices established in accordance with paragraphs (a), (b) and (c) of § 1395.4 of this regulation prior to June 3, 1946, are increased in accordance with the following provisions of this section.

(a) *Amount of increase.* The increase shall be in the amount stated below. Specifications are indicated by OPA group and alloy numbers as used in § 1309.165 of Maximum Price Regulation No. 202. If the specification of the casting to be priced is not listed, the price of such casting is to be increased in the amount indicated for a casting of the most similar specifications listed.

	Increase in cents per pound
97% or more copper	2½
85-5-5-5 group (OPA Nos. 100–132, inclusive)	2½
88 10-2 group (OPA Nos. 193–257, inclusive)	2¼
80-10-10 group (OPA Nos. 295–326, inclusive)	2½
Yellow brass group (OPA Nos. 400–409, inclusive)	2½
Nickel alloys group (OPA Nos. 410–414, inclusive)	1½
Aluminum bronze group (OPA No. 415)	2
Manganese bronze group (OPA Nos. 420–424, inclusive)	1
Silicon bronze group (OPA No. 500)	2

(b) *Specification is the test.* In figuring the increase under paragraph (a), the test is the metal specification for the casting to be priced. The test is not the individual metals (alloy, virgin or scrap) used in making up the specification. The test is the specification of metal at the time of the pricing involved and not at the time the casting was made for the first time or at any other time in the past.

(c) *Applicability of increases to adjusted prices.* The increase authorized by this section may be added to any price which has been increased by an adjustment order issued under § 1395.12 of this regulation.

This amendment shall become effective June 3, 1946.

Issued this 3d day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9406; Filed, June 3, 1946; 4:30 p. m.]

PART 1499—COMMODITIES AND SERVICES

[SR 14G, Amdt. 10]

COPPER

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Regulation 14G is amended in the following respects:

1. In section 9, paragraph (d) is redesignated paragraph (e) and a new paragraph (d) is added to read as follows:

(d) *Modifications on account of increases in the maximum prices for copper purchased by producers of brass mill products.* The maximum prices for brass mill products otherwise established by the General Maximum Price Regulation and this section 9 may be increased by the amounts set forth below.

(1) *Copper products.* Add the amount of the increase in maximum prices for copper granted by Amendment No. 5 to Revised Price Schedule No. 15, effective June 3, 1946.

(2) *Alloy products.* Add an amount determined by multiplying the increase in maximum prices for copper granted by Amendment No. 5 to Revised Price Schedule No. 15, effective June 3, 1946, by the percentage of copper contained in the alloy.

2. In section 9, the redesignated paragraph (e) is amended by adding thereto a new subparagraph (4) to read as follows:

(4) "Copper base alloy" means any alloy metal in the composition of which the percentage of copper metal by weight equals or exceeds 40% of the total weight of the alloy.

This amendment shall become effective June 3, 1946.

Issued this 3d day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9407; Filed, June 3, 1946; 4:30 p. m.]

PART 1340—FUEL

[MPR 510, Amdt. 4]

LUBRICATING OILS, GREASES, AND CERTAIN OTHER PETROLEUM PRODUCTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 510 is amended in the following respects:

1. Section 4 is amended by adding (e) to read as follows:

(e) *Adjustments because of Fair Trade Acts.* Maximum prices established under this regulation may be adjusted in the case of any seller who shows:

(1) Either that his maximum price for any commodity established under this regulation is less than the minimum price at which he was lawfully required to sell the commodity during March 1942 pursuant to the provisions of a State Fair Trade Act; or that he has been permanently enjoined by a court from selling the commodity at less than such minimum price; and also

(2) That the commodity was generally sold during March 1942 at prices no lower than such minimum price within the locality in which his selling establishment is located. In such cases, the maximum price of the seller will be increased to such minimum price. Applications for adjustment shall be filed in accordance with Revised Procedural Regulation No. 1.

Each Regional Administrator of the Office of Price Administration and such District Directors of the Office of Price Administration as may be designated by the appropriate Regional Administrator are hereby authorized to make adjustments or act upon applications for adjustment under this paragraph (e).

This amendment shall become effective June 10, 1946.

Issued this 4th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9454; Filed, June 4, 1946; 11:38 a. m.]

PART 1390—MACHINERY AND TRANSPORTATION EQUIPMENT

[RMPR 136, Amdt. 41]

MACHINES, PARTS AND INDUSTRIAL EQUIPMENT

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 136 is amended in the following respects:

1. The item in Appendix A including new automotive trucks, motorcycles, busses, and house and truck trailers within the coverage of Revised Maximum Price Regulation 136, is amended to read as follows:

Automotive busses and house and truck trailers, new only, manufactured on or after August 12, 1943. The foregoing does not include automotive busses and trailers sold exclusively for military purposes, nor does it include busses and trailers listed elsewhere in this Appendix.

This amendment shall be effective as of May 18, 1946.

Issued this 4th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9450; Filed, June 4, 1946; 11:37 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[FPR 1,[1] Amdt. 12 to Supp. 13 (§ 1351.478)]

PACKED FRUITS, BERRIES AND VEGETABLES (1945 AND LATER PACKS)

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

Supplement 13 to Food Products Regulation No. 1 is amended in the following respects:

1. The table in section 6 (b) (2) is amended with respect to the listing "Hominy, okra and tomato, cut okra, whole okra, rhubarb, artichokes, bamboo sprouts, celery, parsnips, pimento, turnips," by changing the figure ".31" appearing opposite No. 10 under the column headed No. 2½ to read ".29" and by changing the figure "3.25" appearing opposite No. 2½ in the column headed No. 10 to read "3.50".

2. Part 4 of the table in section 6 (g) (2) is amended as follows:

In the column under "Product", the product "Blackeye peas" is amended to read "Blackeye peas, fresh shelled"; and the product "All other field peas and field peas with snaps" is amended to read "All other field peas, fresh shelled, and field peas with snaps, fresh shelled."

[1] 11 F.R. 1935, 3864.

3. Section 8 is amended to read as follows:

SEC. 8. *Maximum prices for sales by processors of listed products which have been sold to them by government agencies.* (a) The maximum price for sales by a processor, to purchasers other than government procurement agencies, of that portion of an item of any product listed in section 5 or 6 which was packed prior to 1945, and which has been sold to the processor by a government agency, shall be that processor's maximum price, f. o. b. shipping point, as established under this supplement for the same item when packed in 1945. However, differences in brand shall be ignored.

(b) If he is a processor of the product but cannot figure his maximum price for the item purchased from a government agency under paragraph (a) because of a difference in variety, grade, style of pack, sieve size, size or container type and size, the processor shall figure his maximum price for the item by reference to the applicable conversion provisions of this supplement provided for figuring such differentials.

4. Section 13 (c) is amended by adding the following:

If the applicant does not submit all additional information that may have been requested within 30 days after the request is mailed, his application shall be considered withdrawn and the docket closed. The docket will not be reopened upon later receipt of this information, and further consideration by the Office of Price Administration will not be given unless the application is refiled.

5. Appendix B to section 16 is amended in the following respects:

a. Paragraph (a) is amended to read as follows:

(a) *What this appendix includes.* This appendix includes the specific pricing provision for the following styles of pack of apricots produced in California: halves (unpeeled), whole (unpeeled), and whole (peeled). It does not apply to these styles of pack of apricots produced in states other than California, nor to these styles of pack produced in California which are packed in natural juice, nor to other styles of pack produced in California. The processor of apricots halves (unpeeled), whole (unpeeled) and whole (peeled), packed in natural juice, and produced in California, shall apply to the Office of Price Administration, Washington, D. C., for authorization of a maximum price under section 10 (c). If the processor sold only second grade of apricots during the base period, he shall establish his maximum prices under section 5 (b).

b. The last sentence in the first paragraph of paragraph (c) is amended to read as follows: "Also, no amount shall be added where the change in the packing medium is from syrup to water."

6. Appendix C to section 16 is amended in the following respects:

a. Paragraph (a) is amended to read as follows:

(a) *What this appendix includes.* This appendix includes the specific pricing provisions for light unpitted sweet cherries produced in California, Oregon and Washington, nor to this style of pack produced in California, Oregon and Washington which are packed in natural juice, nor to other styles of pack of light sweet cherries produced in California, Oregon and Washington. The processor of light unpitted sweet cherries packed in natural juice, and produced in California, Oregon and Washington, shall apply to the Office of Price Administration, Washington, D. C., for authorization of a maximum price under section 10 (c).

b. The last sentence of paragraph (c) is amended to read as follows: "If the change in the packing medium is from syrup to water no amount shall be added."

7. Appendix D to section 16 is amended in the following respects.

a. Paragraph (a) is amended to read as follows:

(a) *What this appendix includes.* This appendix includes the specific pricing provisions for the following styles of pack of yellow cling peaches produced in California: halves, sliced, quartered and diced. It does not apply to these styles of pack produced in states other than California, nor to these styles of pack produced in California which are packed in natural juice, nor to other styles of pack produced in California. The processor of yellow cling peaches halves, sliced, quartered and diced, packed in natural juice, and produced in California, shall apply to the Office of Price Administration, Washington, D. C. for authorization of a maximum price under section 10 (c). If the processor sold only seconds grade of yellow cling peaches during the base period, he shall establish his maximum prices under section 5 (b).

b. The last sentence in the first paragraph of paragraph (c) is amended to read as follows: "Also, no amount shall be added where the change in the packing medium is from syrup to water."

8. Appendix E to section 16 is amended in the following respects:

a. Paragraph (a) is amended to read as follows:

(a) *What this appendix includes.* This appendix includes the specific pricing provisions for packed Bartlett pears, halves (peeled), quarters (peeled), and diced, produced in California, and for packed Bartlett pears, halves (peeled), produced in Oregon and Washington. It does not apply to any of these styles of pack produced in states other than California, Oregon and Washington, nor to these styles of pack produced in California, Oregon and Washington which are packed in natural juice, nor to any style of pack of Bartlett pears other than halves (peeled) produced in Oregon and Washington, nor to packed spiced, whole or pickled pears, or Bartlett pear compote, produced in any area. The processor of Bartlett pears, halves (peeled), quarters (peeled), and diced, packed in natural juice, and produced in California and of Bartlett pears, halves (peeled), packed in natural juice, and produced in Oregon and Washington, shall apply to the Office of Price Administration, Washington, D. C., for authorization of a maximum price under section 10 (c). If the processor sold only seconds grade of Bartlett pears during the base period, he shall establish his maximum prices under section 5 (b).

b. The last sentence in the first paragraph of paragraph (c) is amended to read as follows: "Also, no amount shall be added where the change in the packing medium is from syrup to water."

9. Appendix F to section 16 is amended in the following respects:

a. Paragraph (a) is amended to read as follows:

(a) *What this appendix includes.* This appendix includes the specific pricing provisions for fruit cocktail produced in California. It does not apply to fruit cocktail produced in states other than California, nor to fruit cocktail packed in natural juice, and produced in California. The processor of fruit cocktail packed in natural juice and produced in California shall apply to the Office of Price Administration, Washington, D. C., for authorization of a maximum price under section 10 (c).

b. The last sentence in the first paragraph of paragraph (c) is amended to read as follows: "Also, no amount shall be added where the change in the packing medium is from syrup to water."

This amendment shall become effective June 10, 1946.

Issued this 4th day of June 1946.

PAUL A. PORTER,
Administrator.

Approved May 24, 1946.

N. E. DODD,
Under Secretary of Agriculture.

[F. R. Doc. 46-9447; Filed, June 4, 1946; 11:39 a. m.]

[SR 14G, Amdt. 9]

PART 1499—COMMODITIES AND SERVICES

GENERAL LINE CANS

A statement of the considerations involved in the issuance of this Amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Regulation 14G is amended by adding thereto a new section to read as follows:

SEC. 12. *Maximum prices for producers' sales of general line cans and resellers' sales of general line cans, packers' tin cans and condensed milk cans.* The increases in maximum prices set forth herein may not be added to maximum prices established by individual adjustment orders, but any person who heretofore has received such adjustment may sell, at his option, at the price set forth in the individual order or at the maximum price permitted by this section.

(a) *Producers' sales of general line cans.* Regardless of the provisions of the General Maximum Price Regulation, any producer may sell and deliver, and any person may buy and receive, general line cans at a price not to exceed the applicable maximum price determined in accordance with the General Maximum Price Regulation or Revised Order 414, under § 1499.3 (b) plus 9% of such maximum price.

(b) *Resellers' sales of general line cans, packers' tin cans, and condensed milk cans.* Regardless of the provisions of the General Maximum Price Regulation, any reseller may sell and deliver, and any person may buy and receive general line cans, packers' tin cans, and condensed milk cans at prices not to exceed those set forth below:

(1) In the case of general line cans, the applicable maximum price determined in accordance with the General Maximum Price Regulation, plus the dollars and cents amount of the increase in maximum prices granted producers by paragraph (a) above.

(2) In the case of packers' tin cans and condensed milk cans, the applicable maximum price determined in accordance with the General Maximum Price Regulation, plus the dollars and cents amount of the increase in maximum prices granted producers by Amendment No. 5 to Maximum Price Regulation No. 350.

(c) *Definitions.* When used in this section, the term:

(1) "General line cans" means any new shipping container requiring a protective package during shipment, made of 28 gage or lighter, coated or uncoated, steel sheets. It does not include packers' sanitary or condensed milk cans as defined in Maximum Price Regulation No. 350; or "Steel Shipping Containers" not requiring a protective package during shipment or containers governed by Maximum Price Regulation No. 188 or containers designed or manufactured for storage purposes or for component parts of any commodity not generally used as a shipping container or shipping containers manufactured from combinations of steel sheets and other materals such as paper, wood, fiber board, etc.

(2) "Packers' tin cans" and "condensed milk cans" shall have the same meaning as set forth in Maximum Price Regulation No. 350.

(3) "Reseller" means any person who buys general line cans, packers' tin cans, or condensed milk cans and resells them in substantially the same form as received.

This amendment shall become effective June 4, 1946.

Issued this 4th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9449; Filed, June 4, 1946; 11:39 a. m.]

TITLE 46—SHIPPING

Chapter I—Coast Guard: Inspection and Navigation

Subchapter N—Explosives or Other Dangerous Articles or Substances, and Combustible Liquids on Board Vessels

PART 146—TRANSPORTATION OR STORAGE OF EXPLOSIVES OR OTHER DANGEROUS ARTICLES OR SUBSTANCES, AND COMBUSTIBLE LIQUIDS ON BOARD VESSELS

MISCELLANEOUS AMENDMENTS

By virtue of the authority vested in me by R. S. 4472, as amended (46 U.S.C. 170), and Executive Order No. 9083, dated February 28, 1942 (3 CFR, Cum. Supp.), as modified by Executive Order No. 9666, dated December 28, 1945 (11 F.R. 1), and Coast Guard General Order 1–46 of the Secretary of the Treasury, dated January 1, 1946 (11 F.R. 185), the following amendments to the regulations are prescribed and shall be made effective June 14, 1946:

Section 146.04–5 *List of explosives and other dangerous articles and combustible liquids* is amended as follows:

Following the article "Calcium hypochlorite (See: "Bleaching powder.")" add: In column 1, "Calcium hypochlorite compounds, dry, containing more than 8.80% available oxygen (39% available chlorine.)" In column 2, "Oxy. M." In column 3, "Yellow."

On the line with the article "Oakum" add in column 1: "(See: Twisted jute packing (rope))."

Following the articles "Turpentine substitutes" add: In column 1, "Twisted jute packing (rope) (treated or untreated)." In column 2, "Haz."

Section 146.22–100 *Table E—Classification: Inflammable solids and oxidizing materials* is amended as follows:

Following the article "Calcium chlorite" add: In column 1, "Calcium hypochlorite compounds, dry, containing more than 8.80% available oxygen (39% available chlorine)." In column 2, "*Decomposed by moisture. If exposed to excessive heat, or to the rays of the sun it may decompose spontaneously evolving vapor, with sufficient pressure to rupture. The vapors from ruptured containers have been known to ignite spontaneously. When exposed gives off pungent vapors (chlorine) that are corrosive. Keep dry. May destroy textiles.* Do not stow in the same compartment with corrosive liquids (white label) nor with turpentine. Stow well away from foodstuffs, living quarters and all sources of artificial heat." In column 3, "Yellow." In column 4, "Stowage:" "On deck under cover." "Tween decks." "Under deck, but not overstowed." "Outside containers:" "Steel barrels or drums:" "(ICC–6A, 6B, 6C) not over 55 gal. cap." "(ICC–17E, 37D, 37E, 37F) STC, not over 55 gal. cap." In column 5, "Stowage:" "On deck under cover." "Tween decks readily accessible." "Outside containers:" "Steel barrels or drums." "(ICC–6A, 6B, or 6C) not over 55 gal. cap." "(ICC–17E, 37D, 37E, 37F) 37F) STC not over 55 gal. cap." In column 6, "Ferry stowage (AA)." "Outside containers:" "(ICC–6A, 6B, 6C) not over 55 gal. cap." "ICC–17E, 37D, 37E, 37F) STC not over 55 gal. cap." In column 7, "Ferry stowage (BB)." "Outside containers:" "(ICC–6A, 6B, 6C) not over 55 gal. cap." "(ICC–17E, 37D, 37E, 37F) STC not over 55 gal. cap."

Section 146.27–100 *Table K—Classification: Hazardous articles* is amended as follows:

Under the article "Bleaching powder" in column 1 delete "Bleaching powder" and add in lieu thereof: "Bleaching Powder, dry, containing less than 8.80% available oxygen (39% available chlorine)."; and delete "(calcium hypochlorite)" and add in lieu thereof: "For calcium hypochlorite compounds, dry, containing more than 8.80% available oxygen (39% available chlorine) refer to "Calcium hypochlorite compounds, dry" in § 146.22–100."

Under the article "Oakum" add: In column 1, "Twisted jute packing (rope) (treated or untreated)." In columns 4 and 5 under "Stowage", "Tween decks."

Dated: May 31, 1946.

[SEAL] J. F. FARLEY,
Admiral, U. S. Coast Guard,
Commandant.

[F. R. Doc. 46-9404; Filed, June 3, 1946; 4:27 p. m.]

Notices

DEPARTMENT OF THE INTERIOR.

Office of the Coal Mines Administrator.

[Order CMAN–1]

CERTAIN COAL MINES IN GOVERNMENT POSSESSION

CHANGES IN TERMS AND CONDITIONS OF EMPLOYMENT

By agreement dated May 29, 1946 between the Secretary of the Interior, acting as Coal Mines Administrator, and the United Mine Workers of America, certain changes in terms and conditions of employment, among other things, were agreed upon; the wage changes to be retroactive to May 22, 1946. Such changes in terms and conditions of employment were ordered by the National Wage Stabilization Board pursuant to section 5 of the War Labor Disputes Act, which order was approved by the President May 31, 1946.

Now, therefore, pursuant to said section 5 of the War Labor Disputes Act; *It is hereby ordered and directed*, That terms and conditions of employment in all mines in government possession under Executive Order 9728, which were, as of March 31, 1946, subject to the National Bituminous Coal Wage Agreement dated April 11, 1945, shall be the terms and conditions of employment which were in effect at the time possession of such mine was taken pursuant to said Executive Order 9728 as changed, amended and supplemented by said agreement dated May 29, 1946 between the Coal Mines Administrator and the United Mine Workers. Terms and conditions of employment existing at the time possession of said mines was taken (May 22, 1946) are hereby construed to mean the terms and conditions existing on March 31, 1946, or the last day when said mines were operated under agreement with the United Mine Workers of America.

A copy of said agreement dated May 29, 1946 is attached hereto and made a part hereof.[1]

This order shall be deemed to be a specific direction or order within the meaning of the terms and provisions of Regulations issued by the Secretary of the Interior and which regulations were made applicable to all mines seized under Executive Order 9728 by order of the Secretary of the Interior dated May [illegible], 1946.

B. MOREELL,
Deputy Coal Mines Administrator.

JUNE 1, 1946.

[F. R. Doc. 46-9433; Filed, June 4, 1946 10:12 a. m.]

[1] Filed as part of the original document.

[Order CMAN T-3]

MT. OLIVE & STAUNTON COAL CO. ET AL.

TERMINATION OF POSSESSION

On the basis of information available to the Coal Mines Administration and after consideration of all of the circumstances and in accordance with the provisions of Executive Order No. 9728 (11 F.R. 5593) and the War Labor Disputes Act (57 Stat. 163) I find that the possession by the government of certain of the coal mines now in the possession of the government pursuant to order of the Secretary of the Interior No. 2200 (11 F.R. 5603) should be terminated.

Accordingly I order and direct that possession by the government of the coal mines listed in Appendix A of this order including any and all real and personal property, franchises, rights, facilities, funds and other assets used in connection with the operation of such mines, possession of which was taken pursuant to said Executive order and order of the Secretary of Interior, be, and it is hereby terminated, and that there be conspicuously displayed at such mining properties copies of a poster to be supplied by the Coal Mines Administration and reading as follows:

NOTICE

Government possession and control of the coal mines of this mining company have been terminated by order of the Secretary of the Interior.

Nothing contained herein shall be deemed to preclude the government from requiring the submission of information relating to operations during the period of government possession, for the purpose of ascertaining the existence and amount of claims against the United States, if any, so that administration of provisions of Executive Order No. 9728, pursuant to which government possession was taken, may be concluded in an orderly manner.

This order shall become effective as of 5 p. m. Eastern Standard Time, June 1, 1946.

B. MOREELL,
Deputy Coal Mines Administrator.

JUNE 1, 1946.

APPENDIX A

Company, address and location of mine

Mt. Olive & Staunton Coal Co.; 803 Laclede Gas Bldg., St. Louis, Mo.; Staunton, Ill.

Dunreath Coal Co., Knoxville, Iowa; Knoxville, Iowa.

Standard Coal Co., Box 200, Vincennes, Ind.; Vincennes, Ind.

[F. R. Doc. 46-9434; Filed, June 4, 1946; 10:12 a. m.]

FEDERAL POWER COMMISSION.

[Docket No. G-732]

MONTANA-DAKOTA UTILITIES CO.

NOTICE OF APPLICATION

JUNE 3, 1946.

Notice is hereby given that on May 27, 1946, an application was filed with the Federal Power Commission by Montana-Dakota Utilities Co. ("Applicant"), a Delaware corporation with its principal place of business at Minneapolis, Minnesota, for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, to authorize the construction and operation of certain facilities in Valley County, Montana, hereinafter more particularly described, which, if constructed, will extend and enlarge Applicant's existing interstate natural-gas pipeline system located in the States of Montana, North Dakota and South Dakota. Such system extends from points on the north in the vicinity of Malta, Montana, and Williston, North Dakota, to Rapid City, South Dakota, on the south; and from Miles City, Montana, on the west to Bismarck, North Dakota, on the east. Natural gas originating in the Bowdoin Field in Phillips and Valley Counties, Montana, and in the Baker-Glendive Field in Fallon and Wibaux Counties, Montana, and Bowman County, North Dakota, is transported by Applicant through the interconnected pipe lines of such system for distribution in numerous communities in Montana, North Dakota and South Dakota.

The facilities which Applicant seeks authorization to construct and operate are described as follows:

A 10¾-inch pipeline, 28.5 miles in length, extending from a point in the southeast quarter of Section 31, Township 30 North, Range 38 East, to a point in the southeast quarter of Section 28, Township 27 North, Range 41 East, all in Valley County, Montana.

The application recites that the proposed pipeline will permit transmission of additional gas through other pipelines already in place and that no change in the system is contemplated.

The application further recites that by means of such additional pipeline Applicant proposes (1) to deliver additional natural gas for distribution in communities now served by it, (2) to obtain additional gas from Bowdoin Field in meeting peaks upon the system, thereby offsetting the effect of declining rock pressure in the Baker-Glendive Field, and (3) to transport additional quantities of gas from the Bowdoin Field during summer and off-peak periods for repressuring and storing in the Baker-Glendive Field.

Any interested State commission is requested to notify the Federal Power Commission whether the application should be considered under the cooperative provisions of Part 67 of the provisional rules of practice and regulations under the Natural Gas Act, and if so, to advise the Federal Power Commission as to the nature of its interest in the matter and whether it desires a conference, the creation of a board, or a joint or concurrent hearing, together with the reasons for such request.

Any person desiring to be heard or to make any protest with reference to the application of Montana-Dakota Utilities Co. should file with the Federal Power Commission, Washington 25, D. C., not later than fifteen (15) days from the date of this publication, a petition or protest in accordance with the Commission's provisional rules of practice and regulations under the Natural Gas Act.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-9445; Filed, June 4, 1946; 11:31 a. m.]

[Docket No. IT-5994]

SOUTHWESTERN PUBLIC SERVICE CO.

NOTICE OF APPLICATION

JUNE 3, 1946.

Notice is hereby given that on May 31, 1946, an application was filed with the Federal Power Commission pursuant to section 203 of the Federal Power Act by Southwestern Public Service Company (hereinafter called "Southwestern"), a corporation organized under the laws of the State of New Mexico and doing business in the States of Kansas, New Mexico, Oklahoma, and Texas, with its principal business office at Roswell, New Mexico, seeking an order authorizing Southwestern to acquire from West Texas Utilities Company (hereinafter called "West Texas"), a corporation organized under the laws of the State of Texas and doing business in said State, with its principal business office at Abilene, Texas, the electrical facilities located in northwestern Texas and comprised in its so-called Dalhart Group Properties, said properties including facilities serving electric energy to the incorporated communities of Dalhart, Dumas, Stratford, and Texline, as well as the unincorporated communities of Sunray, Hartley, Etter, Chamberlain, and Conlen. Southwestern also proposes to acquire certain water facilities and ice properties of West Texas. The basic considerations for said properties are stated in the application to be $2,135,000, of which $1,310,000 is allocated to the electric properties, to be acquired by Southwestern; all as more fully appears in the application on file with the Commission.

Any person desiring to be heard or to make any protest with reference to said application should on or before the 21st day of June, 1946, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's rules of practice and regulations.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-9446; Filed, June 4, 1946; 11:31 a. m.]

INTERSTATE COMMERCE COMMISSION.

[S. O. 527]

UNLOADING OF WIRE AT LOS ANGELES HARBOR, CALIF.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 3d day of June, A. D. 1946.

It appearing, that 10 cars containing wire at Los Angeles Harbor, California, on the Southern Pacific Company have been on hand for an unreasonable length of time and that the delay in unloading said cars is impeding their use; in the opinion of the Commission an emergency exists requiring immediate action. It is ordered, that:

Wire at Los Angeles, California, be unloaded. (a) The Southern Pacific Company, its agents or employees, shall unload forthwith the following cars loaded with wire now on hand at Los Angeles Harbor, California, consigned U. S. Flare Co., for export:

C&S	17024	ATSF	176318
C&S	16273	PLE	47264
ATSF	74210	ATSF	174408
ATSF	171530	ATSF	73646
ATSF	172473	WLE	74239

(b) *Notice and expiration.* Said carrier shall notify the Director of the Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where and by whom such unloading was performed. Upon receipt of that notice this order shall expire. (40 Stat. 101, sec. 402; 41 Stat. 476, sec. 4; 54 Stat. 901, 911; 49 U. S. C. 1 (10)-(17), 15 (2))

It is further ordered, that this order shall become effective immediately; that a copy of this order and direction shall be served upon The Southern Pacific Company, and upon the Association of American Railroads, Car Service Division, as Agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-9436; Filed, June 4, 1946; 10:55 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 6223]

DAVID TETSUO ONIZUKA

In re: Real property and claim owned by David Tetsuo Onizuka.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That David Tetsuo Onizuka, whose last known address is Japan, is a resident of Japan and a national of a designated enemy country (Japan);

2. That the property described as follows:

a. An undivided one-half interest in and to real property situated in the City of San Mateo, County of San Mateo, State of California, particularly described in Exhibit A, attached hereto and by reference made a part hereof, together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property, and

b. All right, title, interest and claim of David Tetsuo Onizuka, in and to any and all obligations, contingent or otherwise and whether or not matured, owing to him by Katsumi Onizuka, 106 South Humboldt Street; San Mateo, California, including but not limited to those sums arising by reason of rents collected from the real property described in subparagraph 2-a hereof, and any and all security rights in and to any and all collateral for any or all such obligations and the right to enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Japan);

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described in subparagraph 2-a hereof, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, and

hereby vests in the Alien Property Custodian the property described in subparagraph 2-b hereof,

All such property so vested to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 25, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Those lots of land in the City of San Mateo, County of San Mateo, State of California, described as follows, to-wit:

Lots numbered twenty-one (21) and twenty-two (22) in Block numbered fifty-four (54) as shown on that certain map entitled "Map of the Bowie Estate Eastern Addition to the City of San Mateo," which map was filed in the office of the County Recorder of San Mateo County on May 13, 1903 in Book "A" of Original Maps at Page 9 and copied into Book 3 of Maps at Page 15.

[F. R. Doc. 46-9332; Filed, June 3, 1946; 10:40 a. m.]

[Vesting Order 6252]

PAUL FAUSTMANN

In re: Estate of Paul Faustmann, deceased. File D-28-3986; E. T. sec. 6903.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title and claim of any kind or character whatsoever of Theresa Faustmann, also known as Therese Faustmann, Agnes Faustmann, Auguste Wacke, formerly known as Auguste Faustmann, Gustav Faustmann and Martha Faustmann, and each of them, in and to the estate of Paul Faustmann, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Theresa Faustmann, also known as Therese Faustmann, Germany.
Agnes Faustmann, Germany.
Auguste Wacke, formerly known as Auguste Faustmann, Germany.
Gustav Faustmann, Germany.
Martha Faustmann, Germany.

That such property is in the process of administration by Henry Hahl, as Executor of the Estate of Paul Faustmann, deceased, acting under the judicial supervision of the Surrogate's Court, Queens County, New York;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the inter-

est and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May May 7, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–9333; Filed, June 3, 1946; 10:40 a. m.]

[Vesting Order 6276]

AUGUST HAGEN

In re: Estate of August Hagen, deceased. File D–28–7491; E. T. sec. 7772.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: Cash in the amount of $1,399.76 is property in the possession of the Alien Property Custodian;

That such property was held by Oswald Knuth, Executor of the Estate of August Hagen and is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

Paul Hagen, Germany.

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 10, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–9334; Filed, June 3, 1946; 10:40 a. m.]

[Vesting Order 6337]

HENRIETTA ASENDORF ET AL.

In re: Interests in real property, property insurance policies and bank account owned by Henrietta Asendorf, John Henry Asendorf, Johann Asendorf, the children collectively of Mrs. Louise Gruenemann, deceased, and Marie Hoyer.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That the persons whose names and last known addresses appear below are residents of Germany and nationals of a designated enemy country (Germany);

Name and Last Known Address

Henrietta Asendorf, Bremen, Germany.
John Henry Asendorf, Bremen, Germany.
Johann Asendorf, Bremen, Germany.
The children of Louise Gruenemann, deceased, Bremen, Germany.
Marie Hoyer, Bremen, Germany.

2. That the property described as follows:

a. Real property located in the City of Savannah, County of Chatham, State of Georgia, particularly described in Exhibits A, B and C, attached hereto and by reference made a part hereof, and identified as the interests inherited from Frederick Asendorf, deceased, together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property,

b. Fire Insurance Policies Nos. 404063, 59730, 60658 and 59750, issued by the Atlantic Mutual Fire Insurance Company of Savannah, Georgia, in the name of Fred Asendorf, which policies insure the property described in subparagraph 2–a hereof, and any and all extensions or renewals thereof, and

c. That certain debt or other obligation owing to John C. Helmken, Sr., by Industrial Savings & Loan Company, Blun Building, 5 West Congress Street, Savannah, Georgia, arising out of a savings account, Account Number 965, entitled J. C. Helmken, Sr., as Agent for Henrietta Asendorf, maintained at the aforesaid bank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described in subparagraph 2–a hereof, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, and

hereby vests in the Alien Property Custodian the property described in subparagraphs 2–b and 2–c hereof,

All such property so vested to be held, used, administered, liquidated, sold or otherwise disposed of in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 23, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

All that lot, tract or parcel of land, situate in the City of Savannah, County of Chatham and State of Georgia, and known and distinguished upon the present map or plan of said City as lot number Two (2) Berrien Ward in said City. The said lot being (60) feet on Alice Street, and One Hundred and five feet on Jefferson Street, and is bounded as follows: On the North by lot number Thirty-Four in said Berrien Ward, on the East by Jefferson Street, on the South by Alice Street and on the West by Lot Number three (3) in said Berrien Ward.

EXHIBIT B

All that lot of land in the City of Savannah, County of Chatham, State of Georgia, known and designated on the map or plan of said City, as Lot Number (33) Thirty-three, Columbia Ward, the said lot of land being bounded on the North by a Lane, on the East by Price Street, on the South by South Broad Street, and on the West by Lot Number (34) Thirty-four in the same ward.

EXHIBIT C

All that certain tract or parcel of land and premises hereinafter particularly described, situate, lying and being in the City of Savannah, County of Chatham, State of Georgia, and known and distinguished upon the present map or plan of said City as Lot Number Fifteen (15) White Ward, on the Northeast corner of Anderson and Abercorn Streets in said City, said Lot Number Fifteen (15) White Ward, hereby conveyed being bounded on the North by a Lane, on the East by Lot Number (16) Sixteen in said Ward, on the South by Anderson Street and on the West by Abercorn Street, and containing a front of Fifty-one feet seven inches on Anderson Street with a rectangular depth Northward to a Lane of One Hundred and Five feet.

[F. R. Doc. 46–9335; Filed, June 3, 1946; 10:40 a. m.]

[Vesting Order 6341]

FRIEDA KRAMER

In re: Bank account owned by Frieda Kramer. File No. F–28–6923–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Frieda Kramer, whose last known address is Dr. Singer Str., Muenchen-Solln, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Frieda Kramer, by Manufacturers and Traders Trust Company, 284 Main Street, Buffalo 5, New York,

may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 23, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

All that lot, tract or parcel of land, situate in the City of Savannah, County of Chatham and State of Georgia, and known and distinguished upon the present map or plan of said City as lot number Two (2) Berrien Ward in said City. The said lot being (60) feet on Alice Street, and One Hundred and five feet on Jefferson Street, and is bounded as follows: On the North by lot number Thirty-Four in said Berrien Ward, on the East by Jefferson Street, on the South by Alice Street and on the West by Lot Number three (3) in said Berrien Ward.

EXHIBIT B

All that lot of land in the City of Savannah, County of Chatham, State of Georgia, known and designated on the map or plan of said City, as Lot Number (33) Thirty-three, Columbia Ward, the said lot of land being bounded on the North by a Lane, on the East by Price Street, on the South by South Broad Street, and on the West by Lot Number (34) Thirty-four in the same ward.

EXHIBIT C

All that certain tract or parcel of land and premises hereinafter particularly described, situate, lying and being in the City of Savannah, County of Chatham, State of Georgia, and known and distinguished upon the present map or plan of said City as Lot Number Fifteen (15) White Ward, on the Northeast corner of Anderson and Abercorn Streets in said City, said Lot Number Fifteen (15) White Ward, hereby conveyed being bounded on the North by a Lane, on the East by Lot Number (16) Sixteen in said Ward, on the South by Anderson Street and on the West by Abercorn Street, and containing a front of Fifty-one feet seven inches on Anderson Street with a rectangular depth Northward to a Lane of One Hundred and Five feet.

[F. R. Doc. 46–9335; Filed, June 3, 1946; 10:40 a. m.]

[Vesting Order 6341]

FRIEDA KRAMER

In re: Bank account owned by Frieda Kramer. File No. F–28–6923–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Frieda Kramer, whose last known address is Dr. Singer Str., Muenchen-Solln, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Frieda Kramer, by Manufacturers and Traders Trust Company, 284 Main Street, Buffalo 5, New York, arising out of a Trust Dept. account, Account Number 2435, entitled Agent and Custodian for Frieda Kramer, maintained at the aforesaid bank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges, or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 24, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–9336; Filed, June 3, 1946; 10:41 a. m.]

[Vesting Order 6342]

JOHANNES KRUGER AND WILHELM KRUGER

In re: Bank accounts owned by Johannes Kruger and Wilhelm Kruger. F–28–3254–E–1 and F–28–3255–E–2.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Johannes Kruger and Wilhelm Kruger, whose last known addresses are West 30 Hohenstaufen Street 49, Berlin, Germany, and Schoneberg, Stubenrauch Street 9, Berlin, Germany, respectively, are residents of Germany and nationals of a designated enemy country (Germany);

2. That the property described as follows:

a. That certain debt or other obligation owing to Johannes Kruger and Wilhelm Kruger, by The United States National Bank of Portland, Post Office Box 4410, Portland, Oregon, arising out of a checking account, entitled Johannes and Wilhelm Kruger, Share and Share Alike, and any and all rights to demand, enforce and collect the same, and

b. That certain debt or other obligation owing to Johannes Kruger and Wilhelm Kruger, by The United States National Bank of Portland, Post Office Box 4410, Portland, Oregon, arising out of a savings account, Account Number 263325, entitled Johannes and Wilhelm Kruger, Share and Share Alike, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property

Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 24, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–9337; Filed, June 3, 1946; 10:41 a. m.]

[Vesting Order 6345]

SHINZABURO MOGI

In re: Bank account owned by Shinzaburo Mogi. F–39–3795–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Shinzaburo Mogi, whose last known address is Tokyo, Japan, is a resident of Japan and a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Shinzaburo Mogi, by Citizens State Bank, Columbia City, Ind., arising out of a Checking Account, entitled Shinzaburo Mogi, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 24, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–9338; Filed, June 3, 1946; 10:41 a. m.]

[Vesting Order 6346]

HEINRICH MULLER-PEARSE

In re: Bank account owned by Heinrich Muller-Pearse.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Heinrich Muller-Pearse, whose last known address is c/o Albrecht, Muller-Pearse & Co., Bremen, Germany, is a resident of Germany and a national of a designated enemy country (Germany):

2. That the property described as follows: That certain debt or other obligation owing to New York Cotton Exchange, by Chemical Bank & Trust Company, arising out of a dollar account, entitled New York Cotton Exchange for account of Heinrich Muller-Pearse, maintained at the main office of the aforesaid bank located at 165 Broadway, New York, N. Y., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 24, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–9339; Filed, June 3, 1946; 10:41 a. m.]

[Vesting Order 6347]

ONE HUNDREDTH BANK, LTD.

In re: Bank account owned by The One Hundredth Bank Limited. F–39–650–E–9.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That The One Hundredth Bank Limited, the last known address of which is 11 Tori Itchome, Nihonbashiku, Tokyo, Japan, is a corporation, organized under the laws of Japan, and which has or, since the effective date of Executive Order No. 8389, as amended, has had its principal place of business in Japan and is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to The One Hundredth Bank Limited, by Continental Illinois National Bank and Trust Company of Chicago, 231 South La Salle Street, Chicago, Ill., arising out of a banking account, entitled The One Hundredth Bank Limited, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 24, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–9340; Filed, June 3, 1946; 10:41 a. m.]

[Vesting Order 6348]

ONE HUNDREDTH BANK, LTD.

In re: Bank account owned by The One Hundredth Bank Ltd. F–39–650–E–10.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That The One Hundredth Bank Ltd., the last known address of which is P. O. Box #305, Tokyo Central Post Office, Tokyo, Japan, is a corporation, organized under the laws of Japan, and which has or, since the effective date of Executive Order No. 8389, as amended, has had its principal place of business in Japan and is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to The One Hundredth Bank Ltd., by Crocker First National Bank of San Francisco, One Montgomery Street, San Francisco, Calif., arising out of a commercial account, entitled The One Hundredth Bank Ltd., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 24, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–9341; Filed, June 3, 1946; 10:42 a. m.]

[Vesting Order 6349]

ONE HUNDREDTH BANK, LTD.

In re: Bank account owned by The One Hundredth Bank, Ltd. F–39–650–E–8.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That The One Hundredth Bank, Ltd., the last known address of which is 11 Tori-Itchome, Nilionbashiku, Tokyo, Japan, is a corporation, organized under the laws of Japan, and which has or, since the effective date of Executive Order No. 8389, as amended, has had its principal place of business in Japan and is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to The One Hundredth Bank, Ltd., by The First National Bank of Boston, 67 Milk Street, Boston, Mass., arising out of a checking account, entitled The One Hundredth Bank, Ltd., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section

10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 24, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-9342; Filed, June 3, 1946; 10:42 a. m.]

[Vesting Order 6350]

ONE HUNDREDTH BANK, LTD.

In re: Bank account owned by The One Hundredth Bank Ltd., also known as The One Hundredth Bank Ltd., Tokio. F-39-650-E-7.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That The One Hundredth Bank Ltd., also known as The One Hundredth Bank Ltd., Tokio, the last known address of which is Tokio, Japan, is a corporation organized under the laws of Japan, and and which has or, since the effective date of Executive Order No. 8389, as amended, has had its principal place of business in Japan and is a national of a designated enemy country (Japan);

2. That the property described as follows: a. That certain debt or other obligation owing to The One Hundredth Bank Ltd., by The Philadelphia National Bank, Philadelphia, Pa., arising out of a special account, entitled The One Hundredth Bank, Ltd., and any and all rights to demand, enforce and collect the same, and

b. That certain debt or other obligation owing to The One Hundredth Bank Ltd., by The Philadelphia National Bank, Philadelphia, Pa., arising out of a checking account, entitled The One Hundredth Bank, Ltd., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 24, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-9343; Filed, June 3, 1946; 10:42 a. m.]

[Vesting Order 6352]

FRANZ A. SCHUTTE

In re: Bank account owned by Franz A. Schutte.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Franz A. Schutte, whose last known address is c/o Heineken & Vogelsang, Bremen, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to New York Cotton Exchange, by Chemical Bank & Trust Company, arising out of a dollar account, entitled New York Cotton Exchange for account of Franz A. Schutte, maintained at the main office of the aforesaid bank located at 165 Broadway, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Franz A. Schutte, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 24, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-9344; Filed, June 3, 1946; 10:42 a. m.]

[Vesting Order 6356]

HEDWIG WERNER.

In re: Bank account owned by Hedwig Werner. F-28-20940-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Hedwig Werner, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows:

a. That certain debt or other obligation owing to Hedwig Werner, by Central Savings Bank in the City of New York, 2100 Broadway, New York 23, New York, arising out of a Savings Account, Account Number 4402, entitled Hedwig Werner, and any and all rights to demand, enforce and collect the same, and

b. That certain debt or other obligation owing to Hedwig Werner, by Central Savings Bank in the City of New York, 2100 Broadway, New York 23, New York, arising out of a Savings Account, Account Number 121,363, entitled Hedwig Werner, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 24, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-9345; Filed, June 3, 1946; 10:42 a. m.]

[Vesting Order 6357]

PAUL WERNER ET AL.

In re: Bank account, owned by the personal representatives, heirs, next of kin, legatees and distributees, names unknown, of Paul Werner, also known as Paul Friedrich Karl Werner, deceased.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That the personal representatives, heirs, next of kin, legatees and distributees, names unknown, of Paul Werner, also known as Paul Friedrich Karl Werner, deceased, whose last known addresses are Germany, are nationals of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to the personal representatives, heirs, next of kin, legatees and distributees, names unknown, of Paul Werner, also known as Paul Friedrich Karl Werner, deceased, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of a checking account, entitled Paul Werner, deceased, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country (Germany);

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 24, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-9346; Filed, June 3, 1946; 10:43 a. m.]

[Vesting Order 6358]

JOSEPHINE WIRTZ

In re: Bank account owned by Josephine Wirtz. F-28-6203-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Josephine Wirtz, whose last known address is Zell am Mosel, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Josephine Wirtz, by First Trust and Deposit Company, 201 South Warren Street, Syracuse, New York, arising out of a demand certificate of deposit, Number A349, entitled Josephine Wirtz, Germany, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as

may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 24, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-9347; Filed, June 3, 1946; 10:43 a. m.]

[Vesting Order 6376]

MARIE HOMMA

In re: Estate of Marie Homma, a/k/a Marie M. Homma, dec'd. File D–28–10124; E. T. sec. 14403.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Emil Murb, Adolph Murb, Joseph Murb, Otto Murb, Hermine Fauth, and Mathilda Walter, and each of them, in and to the Estate of Marie Homma, a/k/a Marie M. Homma, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Emil Murb, Germany.
Adolph Murb, Germany.
Adolph Murb, Germany.
Joseph Murb, Germany.
Otto Murb, Germany.
Hermine Fauth, Germany.
Mathilda Walter, Germany.

That such property is in the process of administration by Charles E. Koob, as Executor, acting under the judicial supervision of the Orphans' Court of Philadelphia County, Pennsylvania;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 31, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-9349; Filed, June 3, 1946; 10:43 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[SO 108,[1] Amdt. 1 to Special Order 10[2]]

RECALCULATION OF NET SURCHARGES

ADJUSTMENT OF WEIGHTED AVERAGE PRICE

An opinion accompanying this amendment to Special Order 10 under section 17 of Supplementary Order 108 has been issued simultaneously herewith and filed with the Division of the Federal Register.

Special Order 10 is amended in the following respects:

1. Section 2 is amended by adding the following paragraphs:

(g) Supplementary Order 149.[3]

(h) Supplementary Order 154[4] and Revised Supplementary Order 154.[5]

2. Section 5 is added to read as follows:

SEC. 5. *Recalculation of net surcharges—(a) How to recalculate your net surcharge.* If you had a net surcharge on June 4, 1946, and if you had, prior to June 4, 1946, delivered items in any category at ceiling prices properly adjusted under SO 149, SO 154 or RSO 154 you may deduct from that net surcharge an amount computed as follows:

Step 1: Find the amount of your net surcharge which you have not yet made up on June 3, 1946.

Step 2: Find all units delivered between April 1, 1946 and June 3, 1946 at ceiling prices properly adjusted under SO 149, SO 154 or RSO 154.

Step 3: Find the difference on each unit between the original ceiling price and the ceiling price as adjusted.

Step 4: Add together all amounts found in Step 3.

Step 5: Deduct from the net surcharge existing on June 4, 1946 the amount found in Step 4.

NOTE: If the amount found in Step 4 is equal to or greater than the net surcharge found in Step 1, you are deemed to have completed your makeup operation on June 3, 1946 and may resume normal operation on June 4, 1946. However, if the amount found in Step 4 is greater than the net surcharge found in Step 1, you may not carry over the difference as a credit into your normal operation.

(b) *Filing a report of the recalculation.* If you have recalculated a net surcharge as described in (a) above you must file with your OPA District Office on or before June 15, 1946 two signed copies of a statement showing all the calculations found in steps 1 through 5.

This amendment shall become effective June 4, 1946.

NOTE: All reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 4th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9457; Filed, June 4, 1946; 11:40 a. m.]

[MFR 594, Corr. to Amdt. 6 to Order 6]

FORD MOTOR CO.

AUTHORIZATION OF MAXIMUM PRICES

Amendment No. 6 to Order No. 6 under Maximum Price Regulation 594 (Maximum Prices for New Passenger Automobiles), is corrected in the following respects:

1. The model number and net wholesale price for the Continental Coupe in the schedule in paragraph (a) (1) are corrected to read "57" and "2859.80" respectively.

2. The model number and net wholesale price for the Continental Cabriolet in the schedule in paragraph (a) (1) are corrected to read "56" and "2914.53" respectively.

3. The model number of the Continental Coupe in the schedule in paragraph (c) (1) is corrected to read "57".

4. The model number of the Continental Cabriolet in the schedule in paragraph (c) (1) is corrected to read "56".

Issued this 4th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9462; Filed, June 4, 1946; 11:40 a. m.]

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[1] 10 F.R. 4336, 5995, 6402, 8368, 10200, 12080, 12984, 13129, 15125; 11 F.R. 604.
[2] 10 F.R. 15153.
[3] 11 F.R. 2640.
[4] 11 F.R. 3356.
[5] 11 F.R. 5066.

[SR 14–H, Order 8]

PICK-UP AND DELIVERY SERVICES FOR RAIL CARRIERS AT ATLANTA, GA.

MODIFICATION OF MAXIMUM PRICES

For the reasons set forth in the accompanying opinion, and under the authority vested in the Administrator by section 9 of Supplementary Regulation 14–H, as amended, it is hereby ordered:

(a) *Applicability.* This order applies to all motor carriers that perform pick-up and delivery services for railroads within their terminal areas at Atlanta, Georgia.

(b) *Maximum rates.* Except as modified below, the maximum rates which may be charged or paid for the services covered by this order shall be 14 cents per hundred pounds.

(c) *Exceptions.* Any OPA order which establishes a maximum rate for the services covered hereby in excess of the maximum rate established by this order shall remain in full force and effect.

(d) *Effective date.* This order shall apply to all services performed on and after May 1, 1946.

Issued this 3d day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9363; Filed, June 3, 1946; 11:32 a. m.]

[MPR 188, Amdt. 1 to Order 3549]

PRODUCTION TOOLING CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, *It is ordered:*

1. Paragraph (a) (1) of Order No. 3549 issued under § 1499.158 of Maximum Price Regulation No. 188 is amended to read as follows:

(1) For all sales and deliveries to the following classes of purchasers by any person the maximum prices are those set forth below:

	Each
For sales to jobbers	$0.93
For sales to retailers	1.24
For sales to consumers	1.86

In all other respects the provisions of Order No. 3549 issued under § 1499.158 of Maximum Price Regulation No. 188 remain in full force and effect.

This amendment may be revoked or amended by the Price Administrator at any time.

This amendment shall be effective on the 4th day of June 1946.

Issued this 3d day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9369; Filed, June 3, 1946; 11:33 a. m.]

[MPR 188, Rev. Order 4852]

EKCO PRODUCTS CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, *It is ordered:*

That Order No. 4852 under § 1499.158 of Maximum Price Regulation No. 188 be amended and revised as follows:

(a) This revised order establishes maximum prices for sales and deliveries of certain articles manufactured by Ekco Products Company, 1949 North Cicero Avenue, Chicago 39, Ill.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Maximum prices for sales by any seller to—			
		Wholesalers (jobbers)	Department stores, chain and mail order houses	Other retailers	Consumers
Stainless steel dinner knife	300	Dozen $2.70	Dozen $3.24	Dozen $3.60	Each $0.45
Stainless steel dinner knife	200	3.10	3.72	4.12	.52
Cooking timer	Ekco	Each $1.475	Each $1.77	Each $1.97	Each $2.95

These maximum prices are for the articles described in the manufacturer's application dated January 8, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries made on and after the effective date of this revised order. These prices are f. o. b. factory and subject to a cash discount of 2% for payment within 10 days, net 30 days.

(3) For sales by persons other than by the manufacturer, the maximum prices apply to all articles shipped on and after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement with the correct model number and retail prices properly filled in:

Model No._____
OPA Retail Ceiling Price—$_____
Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 4th day of June 1946.

Issued this 3d day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9370; Filed, June 3, 1946; 11:34 a. m.]

[MPR 188, Order 5019]

BETTSY SALES CO. INC.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Bettsy Sales Company, Incorporated, 175 5th Avenue, New York, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
24" crystal table lamp with gold plated white metal base	701	$4.89	$5.75	$10.35

These maximum prices are for the articles described in the manufacturer's application dated May 10, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers, they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washing-

ton, D. C., under the Fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 4th day of June 1946.

Issued this 3d day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9371; Filed, June 3, 1946; 11:33 a. m.]

[MPR 188, Order 5020]

ALLIED LAMP CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Allied Lamp Company, 3642 W. Ogden Avenue, Chicago 23, Ill.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
Plated 6-way floor lamp with onyx inset and silk shade	702 JR	$13.97	$16.44	$29.60
Plated swing arm floor lamp with onyx inset and silk shade	702 SW	13.19	15.52	27.95

These maximum prices are for the articles described in the manufacturer's application dated April 23, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model Number ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 4th day of June 1946.

Issued this 3d day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9372; Filed, June 3, 1946; 11:34 a. m.]

[MPR 188, Order 5021]

HUTTON MFG. CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Hutton Manufacturing Co., Garrett County, Hutton, Md.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
Modern table lamp, combination turned cast aluminum and plastic tubing	2002	$8.46	$9.95	$17

These maximum prices are for the articles described in the manufacturer's application dated May 14, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model Number ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 4th day of June 1946.

Issued this 3d day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9373; Filed, June 3, 1946; 11:34 a. m.]

[MPR 188, Order 5022]

BRILLIANT LAMP INC.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Brilliant Lamps, Incorporated, 29 West 21st Street, New York, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
12" polished brass table lamp	1500	$2.98	$3.50	$6.30
24" polished brass table lamp	1502	4.21	4.95	8.90

These maximum prices are for the articles described in the manufacturer's application dated May 10, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 4th day of June 1946.

Issued this 3d day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9374; Filed, June 3, 1946; 11:34 a. m.]

[MPR 188, Order 5023]

PORCELAIN METALS CORP.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Porcelain Metals Corporation, 1400 South Thirteenth Street, Louisville 10, Ky.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Articles	Mode. No.	For sales by the manufacturers to—		For sales by any person to consumers
		Jobbers	Retailers	
16 x 22 plate glass replacement mirror with ground and seamed edges	MF-1622	*Each* $3.51	*Each* $5.33	*Each* $8.20
16 x 22 plate glass replacement mirror with ground and seamed edges, engraved	MFE-1622	4.46	6.11	9.40
16 x 24 plate glass replacement mirror with beveled edges	1624	4.91	7.47	11.50
16 x 24 plate glass replacement mirror with beveled edges and engraving	1624 E	6.03	8.25	12.70
16 x 24 plate glass replacement mirror	MF-1624	4.18	6.34	9.75
16 x 24 plate glass replacement mirror, engraved	MFE-1624	5.20	7.12	10.95
Replacement 3/16" bulb edge glass shelf for master bath-room cabinets	A	.42	.57	.88
16 x 22 plate glass replacement mirror with beveled edge	1622	4.24	6.44	9.90
16 x 22 plate glass replacement mirror with beveled edge and engraving	1622 E	5.27	7.21	11.10

These maximum prices are for the articles described in the manufacturer's application dated April 22, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 4th day of June 1946.

Issued this 3d day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9375; Filed, June 3, 1946; 11:35 a. m.]

[MPR 188, Order 24 Under Order 6]

LANDERS, FRARY AND CLARK

APPROVAL OF UNIFORM RETAIL CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 4 (a) of Order No. 6 under § 1499.159e of Maximum Price Regulation No. 188, *It is ordered:*

(a) The retail ceiling prices in each zone for a small electrical appliance manufactured by Landers, Frary and Clark, of New Britain, Connecticut, which is sold under the brand name "Universal" shall be the retail ceiling prices computed in accordance with the provisions of section 4 (c) (1) of Order No. 6 under § 1499.159e of Maximum Price Regulation No. 188 as in effect at the time the manufacturer delivers the article to a purchaser for resale.

Retail ceiling prices as determined under this paragraph shall apply to all retail sales by all types of sellers of articles subject to this order.

(b) The manufacturer shall determine distributors' ceiling prices for sales of articles which the manufacturer sells at increased prices permitted by Order No. 6 under § 1499.159e of Maximum Price Regulation No. 188 or by orders under Revised Supplementary Order No. 119, in accordance with the provisions of those orders on the basis of the uniform retail ceiling prices fixed by this order.

(c) On or after the effective date of this order the manufacturer may not deliver to any purchaser for resale any article for which a uniform ceiling price is fixed by this order unless there is attached to it a retail ceiling price tag or label stating the manufacturer's name or brand name, the model number or designation and the uniform retail ceiling price fixed by this order for sales in each zone or in the zone in which the article will be sold at retail.

(d) Except as modified by this order, all provisions of Order No. 6 under § 1499.159e of Maximum Price Regulation No. 188 apply to all persons and to all sales and deliveries of articles covered by this order.

This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 4th day of June 1946.

Issued this 3d day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9367; Filed, June 3, 1946; 11:35 a. m.]

[MPR 188, Order 25 Under Order 6]

HAMILTON BEACH CO.

APPROVAL OF UNIFORM RETAIL CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 4 (a) of Order No. 6 under § 1499.159e of Maximum Price Regulation No. 188, *It is ordered:*

(a) The retail ceiling prices in each zone for a small electrical appliance manufactured by the Hamilton Beach Company, a division of the Scovill Manufacturing Company, of Racine, Wisconsin, which is sold under the brand name "Hamilton Beach" shall be the retail ceiling prices computed in accordance with the provisions of sections 4 (b) (1) and (3) of Order No. 6 under § 1499.159e of Maximum Price Regulation No. 188 as in effect at the time the manufacturer delivers the article to a purchaser for resale.

Retail ceiling prices as determined under this paragraph shall apply to all retail sales by all types of sellers of articles subject to this order.

(b) The manufacturer shall determine distributors' ceiling prices for sales of articles which the manufacturer sells at increased prices permitted by Order No. 6 under § 1499.159e of Maximum Price Regulation No. 188 or by orders under Revised Supplementary Order No. 119, in accordance with the provisions of those orders on the basis of the uniform retail ceiling prices fixed by this order.

(c) On or after the effective date of this order the manufacturer may not deliver to any purchaser for resale any article for which a uniform ceiling price is fixed by this order unless there is attached to it a retail ceiling price tag or label stating the manufacturer's name or brand name, the model number or designation and the uniform retail ceiling price fixed by this order for sales in each zone or in the zone in which the article will be sold at retail.

(d) Except as modified by this order, all provisions of Order No. 6 under § 1499.159e of Maximum Price Regulation No. 188 apply to all persons and to all sales and deliveries of articles covered by this order.

This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 4th day of June 1946.

Issued this 3d day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9366; Filed, June 3, 1946; 11:35 a. m.]

[MPR 591, Order 564]

MIDWEST MFG. CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices for sales by any person to consumers of the following steel sink cabinet units manufactured by Midwest Manufacturing Company, Galesburg, Illinois, and described in its application dated May 13, 1946, shall be:

Model XS54—54" x 25" x 36" Steel Undersink Cabinet Unit with 4 drawers and 3 doors; linoleum top with faucet and strainer: $133.25.

(b) On sales to dealers by any person, the maximum net price, f. o. b. point of shipment, shall be the net prices specified in (a) above less a discount of 40 percent.

(c) On sales to jobbers by any person, the maximum net price, f. o. b. point of shipment, shall be the net prices specified in (a) above less successive discounts of 40 and 20 percent.

(d) In addition to the discounts provided for in (b) and (c) above, the maximum net prices established by this order shall be subject to discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities within the same general category, during March 1942.

(e) The maximum prices on an installed basis of the commodity covered in this order shall be determined in accordance with Revised Maximum Price Regulation No. 251, as amended.

(f) Each seller covered by this order, except on sales to a consumer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers, except dealers, upon resale, including allowable transportation and crating charges.

(g) Midwest Manufacturing Company shall stencil in a conspicuous place on each kitchen undersink cabinet unit covered by this order, substantially the following:

OPA Maximum Retail Price Uninstalled—$133.25

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 4, 1946.

Issued this 3d day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9381; Filed, June 3, 1946; 11:36 a. m.]

[SO 142, Order 122]

ROBBINS & MYERS, INC.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 122 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment, Robbins & Myers, Inc., Springfield, Ohio. Docket No. 6083-SO 142-136-620.

For the reasons set forth in an opinion, issued simultaneously herewith filed with the Division of the Federal Register, and pursuant to Supplementary Order No. 142; *It is ordered:*

(a) The maximum prices for sales by Robbins and Myers, Inc., Springfield, Ohio, of its Hoist and Crane Division shall be determined by increasing by 16.9% the maximum prices in effect for these products just prior to September 28, 1945.

(b) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the dollars and cents amounts by which his net invoiced cost has been increased by reason of this order.

(c) The Robbins and Myers, Inc., shall notify each purchaser, who buys the products listed in paragraph (a) above for resale of the dollars-and-cents amount by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(d) All requests not granted herein are denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 4, 1946.

Issued this 3d day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9384; Filed, June 3, 1946; 11:36 a. m.]

[MPR 591, Order 565]

VICTOR PRODUCTS CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. Hagerstown, Maryland, for sales by any person of the following Walk-In coolers and accessories manufactured by The Victor Products Corporation and as described in the application dated April 19, 1942 which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

WALK-IN COOLERS

Room type	On sales to—		
	Distributors	Dealers	Consumers
3" Glasswool:			
RR-1	$273.60	$328.32	$547.20
RR-2	387.60	465.12	775.20
RR-3	500.84	601.01	1,001.68
RR-4	614.46	737.35	1,228.92
RR-5	534.66	641.59	1,069.32
RR-6	681.72	818.06	1,363.44
RR-7	828.78	994.54	1,657.56
RR-8	975.84	1,171.01	1,951.68
4" Glasswool:			
RR-1	288.00	345.60	576.00
RR-2	408.00	489.60	816.00
RR-3	527.20	632.64	1,054.40
RR-4	646.80	776.16	1,293.60
RR-5	562.80	675.36	1,125.60
RR-6	717.60	861.12	1,435.20
RR-7	872.40	1,046.88	1,744.80
RR-8	1,027.20	1,232.64	2,054.40
6" Glasswool:			
RR-1	348.00	417.60	696.00
RR-2	493.00	591.60	986.00
RR-3	637.03	764.44	1,274.06
RR-4	781.55	937.86	1,563.10
RR-5	680.05	816.06	1,360.10
RR-6	867.10	1,040.52	1,734.20
RR-7	1,054.15	1,264.98	2,108.30
RR-8	1,241.20	1,489.44	2,482.40

Base price (square feet)	On sales to—		
	Distributor	Dealers	Consumers
1 sq. ft. 3" glasswool	$1.14	$1.37	$2.28
1 sq. ft. 4" glasswool	1.20	1.44	2.40
1 sq. ft. 6" glasswool	1.45	1.74	2.90
1 sq. ft. 3" corkboard	1.55	1.86	3.10
1 sq. ft. 4" corkboard	1.83	2.20	3.66
1 sq. ft. 6" corkboard	2.45	2.94	4.90

Prices include hardwood floor rack and one standard 2'6" x 6' walk-in door, galvanized hardware.

ACCESSORIES

14" wide oak shelving	[1]$1.10	[1]$1.32	[1]$2.20
Meat rails with hooks	[1]1.40	[1]1.68	[1]2.80
Marine light and pilot switch	17.50	21.00	35.00
Reach-in glass doors 30" x 30" triple glass	30.00	36.00	60.00
Reach-in solid doors 30" x 30" insulated	23.00	27.60	46.00

[1] Lineal foot.

PANEL UNIT—BLOWER AND CONDENSING UNIT, 110-VOLT, 60-CYCLE, 1 PHASE, ASSEMBLED WITH HOUSING

Cooler No.	Combination	On sales to—		
		Distributors	Dealers	Consumers
RR-1	WM20 and ¼ hp. unit	$203.15	$243.78	$406.30
RR-2	WM25 and ½ hp. unit	242.80	291.36	485.60
RR-3	WM35 and ½ hp. unit	255.80	306.96	514.60
RR-4 (2)	WM20 and ½ hp. unit	406.30	487.56	812.60
RR-5	WM45 and ¾ hp. unit	294.60	363.52	589.20
RR-6	WM45 and ¾ hp. unit	294.60	353.52	589.20
RR-7 (2)	WM25 and ½ hp. unit	485.60	582.72	971.20
RR-8 (2)	WM35 and ½ hp. unit	511.60	613.92	1,023.20

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser on Walk-In coolers to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of items in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Victor Products Corporation shall stencil to the inside of lid or cover of the Walk-In coolers and attach a tag to accessories covered by this order, on which is printed substantially the following:

OPA Maximum Retail Price—$------

Plus freight and crating as provided in Order No. 565 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 4, 1946.

Issued this 3d day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9382; Filed, June 3, 1946; 11:36 a. m.]

[SO 142, Order 125]

NATIONAL ELECTRIC PRODUCTS CORP.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 125 under supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. National Electric Products Corporation. Docket No. 6083 S. O. 142-136-638.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142, *It is ordered:*

(a) The maximum prices for sales by National Electric Products Corporation, Pittsburgh, Pennsylvania, of its line of outlet and switch boxes shall be determined as follows: Price Sheet No. 17-063 dated October 28, 1941, shall be substituted for Price Sheet No. 17-062 and the prices listed in Price Sheet No. 17-063 shall be increased by 23.2%.

(b) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the percentage amount by which his net invoiced cost has been increased by reason of this order.

(c) National Electric Products Corporation, shall notify each purchaser, who buys the products listed in paragraph (a) above for resale of the percentage amount by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(d) All requests not granted herein are denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 4, 1946.

Issued this 3d day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9387; Filed, June 3, 1946; 11:37 a. m.]

[SO 142, Order 123]

WHEELER INSULATED WIRE CO., INC.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 123 under supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. The Wheeler Insulated Wire Co., Inc. Docket No. 6083-SO 142-82-22, and Docket No. 6083-SO 142-136-456.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register

and pursuant to section 2 of Supplementary Order No. 142; *It is ordered:*

(a) The Wheeler Insulated Wire Company, Inc., Bridgeport, Connecticut, shall compute maximum prices for sales of its low power factor ballasts controlling lamps of less than 30 watts under the provisions of section (b) (1) of Order 572 under Revised Maximum Price Regulation 136, substituting 20.8% for the figure 11.0%, which is set forth in that section.

(b) The Wheeler Insulated Wire Company, Inc., Bridgeport, Connecticut, shall compute maximum prices for sales of its fluorescent ballasts (other than low power factor ballasts) under the provisions of section (b) (1) of Order 572 under Revised Maximum Price Regulation 136, substituting 15.7% for the figure 11.0%, which is set forth in that section.

(c) The maximum prices for sales by Wheeler Insulated Wire Company, Inc., Bridgeport, Connecticut, of coils and coil windings and miscellaneous products covered by Supplementary Order No. 142 shall be determined by increasing by 15.7% the maximum prices for these products in effect on October 1, 1941.

(d) The maximum prices for sales by resellers of the products described in paragraphs (a), (b), and (c) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order by the percentage amount by which his net invoiced cost has been increased by reason of this order.

(e) The Wheeler Insulated Wire Company, Inc., shall notify each purchaser, who buys the products listed in paragraphs (a), (b), and (c) above for resale of the percentage amount by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(f) All requests not granted herein are denied.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 4, 1946.

Issued this 3d day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9385; Filed, June 3, 1946; 11:37 a. m.]

[SO 142, Order 124]

MAGUIRE INDUSTRIES, INC.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 124 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. Meissner Manufacturing Division, Maguire Industries, Inc. Docket No. 6083–SO 142–136–442.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142, *It is ordered:*

(a) The Maguire Industries, Inc., New York, New York, shall compute maximum prices for sales of radio parts manufactured by its Meissner Manufacturing Division, Mt. Carmel, Illinois, under the provisions of section 19 (i) (3) of Revised Maximum Price Regulation No. 136 substituting the figure 49.4% for the percentage applicable to the part being priced which is set forth in that section.

(b) The maximum prices for sales by Maguire Industries, Inc., of the following products manufactured by its Meissner Manufacturing Division, Mt. Carmel, Illinois, shall be determined by increasing by 18.3% the maximum prices in effect for these products just prior to the issuance of this order:

Amateur radio equipment (other than radio parts for use in radio equipment).
Test equipment.

(c) This order does not increase the maximum prices for sales of wire products by the Meissner Manufacturing Division, Maguire Industries, Inc., over and above those prices permitted by Amendment 7 to Maximum Price Regulation No. 82 effective May 8, 1946.

(d) The maximum prices for sales by resellers of the products described in paragraphs (a) and (b) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the same percentage by which his net invoiced cost has been increased by reason of this order.

(e) The Maguire Industries, Inc., shall notify each purchaser, who buys the products listed in paragraphs (a) and (b) above for resale of the percentage amount by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(f) All requests not granted herein are denied.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 4, 1946.

Issued this 3d day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9386; Filed, June 3, 1946; 11:37 a. m.]

[SO 142, Order 126]

EDISON-SPLITDORF CORP.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 126 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. Edison-Splitdorf Corporation. Docket No. 6083–S. O. 142–136–553.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142, *It is ordered:*

(a) The maximum prices for sales by Edison-Splitdorf Corporation of all its products, which are covered by any of the regulations listed in Supplementary Order No. 142, shall be determined by increasing by 25% the maximum prices for these products in effect just prior to the issuance of this order.

(b) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the same percentage by which his net invoiced cost has been increased by reason of this order.

(c) The Edison-Splitdorf Corporation shall notify each purchaser, who buys the products listed in paragraph (a) above for resale of the percentage amount by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(d) All requests not granted herein are denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 4, 1946.

Issued this 3d day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9388; Filed, June 3, 1946; 11:37 a. m.]

[SO 142, Order 127]

GENERAL TRANSFORMER CORP.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 127 Under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. General Transformer Corporation. Docket No. 6083–S.O. 142–136–493.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142, *It is ordered:*

(a) The maximum prices for sales by the General Transformer Corporation, Chicago, Illinois, of power packs shall be determined by increasing by the following percentages the maximum prices for these products in effect on October 1, 1941.

Model "H" 44.9%
Model "L" 44.9%
Model "Z" 44.9%
Model "P" 25.2%

(b) The General Transformer Corporation, Chicago, Illinois, shall compute maximum prices for sales of its fluorescent ballasts under the provisions of section (b) (1) of Order No. 572 under Revised Maximum Price Regulation No. 136, substituting the figure 21.3% for the figure 11.0%, which is set forth in that section.

(c) The General Transformer Corporation, Chicago, Illinois, shall compute maximum prices for sales of its specialty transformers other than fluorescent under the provisions of section (b) (1) of Order No. 572 under Revised Maximum Price Regulation No. 136 substituting the figure 44.6% for the figure 19.0%, which is set forth in that section.

(d) The General Transformer Corporation, Chicago, Illinois, shall compute maximum prices for sales of its radio transformers under the provisions of section 19 (i) (3) of Revised Maximum Price Regulation No. 136, substituting the figure 44.6% for the figure 19.0%, which is set forth in that section.

(e) The maximum prices for sales by resellers of the products described in paragraphs (a), (b), (c), and (d) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the percentage by which his net invoiced cost has been increased by reason of this order.

(f) The General Transformer Corporation shall notify each purchaser, who buys the products listed in paragraphs (a), (b), (c), and (d) for resale of the percentage by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(g) All requests not granted herein are denied.

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 4, 1946.

Issued this 3d day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9389; Filed, June 3, 1946; 11:38 a. m.]

[SO 142, Order 128]

STEEL CITY ELECTRIC CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 128 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. Steel City Electric Company. Docket No. 6083 SO 142–136–595.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142; *It is ordered:*

(a) The maximum prices for sales by Steel City Electric Company, Pittsburgh, Pennsylvania, of its line of switch boxes and covers as set forth in catalogue sheets SB and OB dated August, 1943 shall be determined by increasing by 12.9% the maximum prices in effect for these products just prior to the issuance of this order.

(b) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the same percentage by which his net invoiced cost has been increased by reason of this order.

(c) The Steel City Electric Company shall notify each purchaser, who buys the products listed in paragraph (a) above for resale of the percentage amount by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington 25, D. C.

(d) All requests not granted herein are denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 4, 1946.

Issued this 3d day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9390; Filed, June 3, 1946; 11:38 a. m.]

[SO 108,[1] Amdt. 1 to Special Order 14[2]]

MANUFACTURERS OF MEN'S TAILORED CLOTHING

ADJUSTMENT OF MAXIMUM PRICES

An opinion accompanying this amendment to Special Order 14 under section 17 of Supplementary Order 108 has been issued simultaneously herewith and filed with the Division of the Federal Register.

Special Order 14 is amended in the following respect:

The words "June 1, 1946" appearing in the last line of section 3 are amended to read "July 1, 1946".

This amendment shall become effective as of June 1, 1946.

Issued this 3d day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9410; Filed, June 3, 1946; 4:30 p. m.]

[MPR 64, Order 301]

U. S. GAS RANGE CORP.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 11 of Maximum Price Regulation No. 64, *It is ordered:*

(a) This order establishes maximum prices for sales of certain models of gas ranges manufactured by the U. S. Gas Range Corporation, New York, N. Y.

(1) For sales in each zone by wholesale distributors to retail dealers the maximum prices, including the Federal excise tax, are those set forth below:

Model	Maximum prices for sales to retail dealers			
	Zone 1	Zone 2	Zone 3	Zone 4
	Each	*Each*	*Each*	*Each*
4520	$41.18	$42.12	$42.74	$43.99
4530	44.96	46.20	46.84	48.43
4536	49.78	50.84	51.65	53.22

These prices are f. o. b. wholesale distributor's city. In all other respects they are subject to each seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(2) For sales in each zone by retail dealers to ultimate consumers the maximum prices, including the Federal excise tax but not including any State or local taxes imposed at the point of sale, are those set forth below:

Mode.	Maximum prices for sales to ultimate consumers			
	Zone 1	Zone 2	Zone 3	Zone 4
	Each	*Each*	*Each*	*Each*
4520	$68.25	$69.75	$70.75	$72.75
4530	73.95	75.95	76.95	79.50
4536	81.25	82.95	84.25	86.75

These prices include delivery and installation. If the retail dealer does not provide installation he shall compute his maximum price by subtracting $6.00 from his maximum price as shown above for sales on an installed basis. In all other respects these prices are subject to each seller's customary terms, discounts, allowances (other than trade-in allowances) and other price differentials in effect on sales of similar articles.

(b) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale after the effective date of this order the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for resales by the purchaser. This notice may be given in any convenient form.

(c) The manufacturer shall, before delivering any range covered by this order, after the effective date thereof, attach securely to the inside oven door panel a label which plainly states the OPA retail maximum prices established by this order for sales of the range to ultimate consumers in each zone together with a list of the states included in each zone. The label shall also state that the retail prices shown thereon include the Federal excise tax, delivery and installation, and that if the seller does not provide installation, the maximum price is $6.00 less than the price shown on the label.

(d) For purposes of this order Zones 1, 2, 3, and 4 comprise the following States:

Zone 1: New York, Pennsylvania, Maryland, Delaware, New Jersey, Rhode Island, Connecticut, Massachusetts and the District of Columbia.

Zone 2: Illinois, Kentucky, Tennessee, Alabama, Georgia, North Carolina, South Carolina, Virginia, West Virginia, Ohio, Indiana,

[1] 10 F.R. 4336, 5995, 6402, 8368, 10200, 12080, 12984, 13129, 15125; 11 F.R. 604.
[2] 11 F.R. 5563.

Michigan, Maine, Vermont, and New Hampshire.

Zone 3: North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, Texas, Louisiana, Arkansas, Missouri, Iowa, Wisconsin, Minnesota, Mississippi, Florida.

Zone 4: Montana, Wyoming, Colorado, New Mexico, Arizona, Utah, Idaho, Washington, Oregon, Nevada, California.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 4th day of June 1946.

Issued this 3d day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9411; Filed, June 3, 1946; 4:31 p. m.]

[MPR 64, Order 302]

SKELLY OIL CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register; and pursuant to section 11 of Maximum Price Regulation No. 64; *It is ordered:*

(a) This order establishes maximum prices for sales of two models of gas ranges manufactured for sale under its private brand by Skelgas Division-Skelly Oil Company, of Kansas City 10, Missouri as follows:

(1) For sales in each zone by Skelgas Division-Skelly Oil Company to retail dealers, the maximum prices including the Federal excise tax, are those set forth below:

Article	Model	Maximum prices for sales to retail dealers			
		Zone 1	Zone 2	Zone 3	Zone 4
		Each	*Each*	*Each*	*Each*
Gas range	0-36	$48.12	$49.59	$71.65	$73.12
	0-66	50.86	52.08	53.78	54.99

These maximum prices are f. o. b. Belleville, Illinois; and they are subject to the seller's customary terms, discounts, allowances, and other price differentials in effect on sales of similar articles.

(2) For sales in each zone by retail dealers to ultimate consumers the maximum prices, including the Federal excise tax, but not including any state or local taxes imposed at the point of sale, are those set forth below:

Article	Model	Maximum prices for sales by retail dealers to ultimate consumers			
		Zone 1	Zone 2	Zone 3	Zone 4
		Each	*Each*	*Each*	*Each*
Gas range	0-36	$109.95	$109.25	$112.50	$114.75
	0-66	81.25	83.25	85.95	87.75

These maximum prices include delivery and installation. If the retail dealer does not provide installation, he shall compute his maximum prices by subtracting $6.00 from his maximum prices as shown for sales on an installed basis. In all other respects, these maximum prices are subject to each seller's customary terms, discounts, allowances (other than trade-in allowances), and other price differentials, in effect on sales of similar articles.

(3) The maximum prices established by this order include all increases permitted in maximum prices of the sellers covered, by reason of the OPA Industry-wide Reconversion Increase.

(b) At the time of, or prior to, the first invoice to a purchaser for resale after the effective date of this order, Skelgas Division-Skelly Oil Company shall notify the purchaser of the maximum prices and conditions established by this order for resales by the purchaser.

Before delivering any range covered by this order, after the effective date thereof, Skelgas Division-Skelly Oil Company shall attach or cause to be attached securely to the inside oven door panel a label which plainly states the OPA retail maximum prices established by this order for sales of the range to ultimate consumers in each zone together with a list of the states included in each zone. The label shall also state that the retail prices shown thereon include the Federal excise tax, delivery and installation, and that if the seller does not provide installation, the maximum price is $6.00 less than the price shown on the label.

(c) For the purposes of this order, Zones 1, 2, 3, and 4 comprise the following States:

Zone 1. Illinois.

Zone 2. New Hampshire, Vermont, Massachusetts, Connecticut, Rhode Island, New York, Pennsylvania, New Jersey, Maryland, Delaware, West Virginia, Virginia, Kentucky, North Carolina, South Carolina, Tennessee, Georgia, Alabama, Mississippi, Indiana, Ohio, Michigan, Wisconsin, Minnesota, Iowa, Missouri, Arkansas, Louisiana, North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, and the District of Columbia.

Zone 3. Montana, Wyoming, Colorado, New Mexico, Texas, Maine, and Florida.

Zone 4. Idaho, Washington, Oregon, California, Nevada, Utah, and Arizona.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 4th day of June 1946.

Issued this 3d day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9412; Filed, June 3, 1946; 4:31 p. m.]

[MPR 64, Order 303]

HENRY WATERMAN & BRO. CORP.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 11 of Maximum Price Regulation No. 64; *It is ordered:*

(a) This order establishes maximum prices for sales at retail of the 37 models of gas ranges listed below manufactured by the Henry Waterman & Bro. Corp., 811 East 9th Street, New York 9, New York. For sales in each zone by retail dealers to ultimate consumers, the maximum prices including the Federal excise tax, but not including any State or local taxes imposed at the point of sale are those set forth below:

Model	Maximum prices for sales to ultimate consumers			
	Zone 1	Zone 2	Zone 3	Zone 4
	Each	*Each*	*Each*	*Each*
6416	$57.25	$58.75	$59.50	$61.00
1636-D-4-C-6	71.75	74.50	75.95	79.00
1636-D-4-C-6-B	73.50	76.25	77.75	80.75
1636-D-4-C-9	81.50	84.25	85.75	88.75
1636-D-4-C-9-B	83.25	85.95	87.50	90.50
1636-D-6-C-6	86.25	88.95	90.50	93.50
1636-D-6-C-6-B	87.95	90.75	92.25	95.25
1636-D-6-C-6-P	93.75	96.50	97.95	101.00
1636-D-6-C-6-B-P	95.50	98.25	99.75	103.00
1636-D-6-C-9	95.95	98.75	100.25	103.25
1636-D-6-C-9-B	97.75	100.50	101.95	105.00
1636-D-6-C-9-P	103.50	106.25	107.75	111.00
1636-D-6-C-9-B-P	105.25	107.95	109.50	112.75
1636-D-4-C-XB-6	87.50	90.25	91.75	95.00
1636-D-4-C-XB-6-B	89.25	91.95	93.50	96.50
1636-D-4-C-XB-9	97.25	99.95	101.50	104.50
1636-D-4-C-XB-9-B	98.95	101.75	103.25	106.25
1636-D-6-C-XB-6	101.95	104.75	106.25	109.25
1636-D-6-C-XB-6-B	103.75	106.50	108.05	111.00
1636-D-6-C-XB-6-P	109.50	112.25	113.75	117.00
1636-D-6-C-XB-6-B-P	111.25	113.95	115.50	118.50
1636-D-6-C-XB-9	111.75	114.60	116.25	119.25
1636-D-6-C-XB-9-B	113.50	116.25	117.75	120.75
1636-D-6-C-XB-9-P	119.25	121.95	123.75	126.75
1636-D-6-C-XB-9-B-P	120.95	123.75	125.50	128.50
1636-D-4-C-2BA-2BR-6	96.25	98.95	100.50	103.50
1636-D-4-C-2BA-2BR-6-B	97.95	100.75	102.25	105.25
1626-D-4-C-2BA-2BR-9	115.95	118.75	120.25	123.25
1626-D-4-C-2BA-2HR-9-B	117.75	120.50	121.95	125.00
1636-D-6-C-2BA-2BR-6	110.95	113.50	115.25	118.25
1636-D-6-C-2BA-2BR-6-B	112.75	115.25	116.95	120.00
1636-D-6-C-2BA-2BR-6-P	118.50	120.95	122.75	125.75
1636-D-6-C-2BA-2BR-6-B-P	120.25	122.75	124.50	127.50
1636-D-6-C-2BA-2BR-9	130.50	133.25	134.95	138.00
1636-D-6-C-2BA-2BR-9-B	132.25	134.95	136.75	139.75
1636-D-6-C-2BA-2BR-9-P	137.95	140.75	142.50	145.50
1636-D-6-C-2BA-2BR-9-B-P	139.75	142.50	144.25	147.25

These prices include delivery and installation. If the retail dealer does not provide installation, he shall compute his maximum price by deducting $6.00 from the maximum price shown above for his sales on an installed basis. In all other respects these prices are subject to each seller's customary terms, discounts, allowances (other than trade-in allowances) and other price differentials in effect on sales of similar articles.

(b) The manufacturer shall, before delivering any range covered by this order, after the effective date thereof, attach securely to the inside oven door panel a label which plainly states the OPA retail ceiling prices established by this order for sales of the range to ultimate consumers in each zone together with a list of the states included in each zone. The label shall also state that the retail prices shown thereon include the Federal excise tax, delivery and installation, and that if the seller does not provide installation, the maximum price is $6.00 less than the price shown on the label.

(c) For purposes of this order Zones 1, 2, 3, and 4 comprise the following states.

Zone 1. New York, Pennsylvania, Maryland, Delaware, New Jersey, Rhode Island, Connecticut, Massachusetts, District of Columbia.

Zone 2. Illinois, Kentucky, Tennessee, Alabama, Georgia, South Carolina, North Carolina, Virginia, West Virginia, Ohio, Indiana, Michigan, Maine, Vermont, and New Hampshire.

Zone 3. North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, Texas, Louisiana, Arkansas, Missouri, Iowa, Wisconsin, Minnesota, Mississippi, and Florida.

Zone 4. Montana, Wyoming, Colorado, New Mexico, Arizona, Utah, Idaho, Washington, Oregon, Nevada, California.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 4th day of June 1946.

Issued this 3d day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9413; Filed, June 3, 1946; 4:32 p. m.]

[MPR 188, Order 5024]

PHILCO CORP.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to § 1499.157 of Maximum Price Regulation No. 188 and section 6.4 of Second Revised Supplementary Regulation 14, *It is ordered:*

(a) This order establishes maximum prices for sales of the ten models of portable air conditioners manufactured by the Philco Corporation, Philadelphia, Pennsylvania.

(1) Maximum prices for sales by the Philco Corporation to wholesale distributors of the ten models of portable air conditioners listed below are as follows:

Model:	*Maximum prices for sales to wholesale distributors (each)*
61-C-1 61-CL-1 61-C-2 61-CL-2	$201.44
76-C-1 76-CL-1 76-C-2 76-CL-2	215.43
91-C-1 91-C-2	259.52

These ceiling prices include the Federal excise tax and are f. o. b. factory. They are for air conditioners equipped for use with 60 cycle alternating current. They are subject to the addition of the amounts set forth below if the air conditioners are sold equipped as described below:

Optional equipment for use with	Amount which may be added		
	61-C models	76-C models	91-C models
Direct current	$12.80	$16.00	$17.62
50/60 cycle alternating current	1.47	2.26	2.26
Water for cooling			14.35

In all other respects these ceiling prices are subject to terms, discounts, allowances and other price differentials no less favorable than those the Philco Corporation had in effect during March 1942 on sales of similar articles.

(2) Maximum prices for sales in each zone by wholesale distributors to retail dealers of the ten models of portable air conditioners listed below are as follows:

Model	Maximum prices for sales to retail dealers				
	Zone 1	Zone 2	Zone 3	Zone 4	Zone 5
61-C-1 61-CL-1 61-C-2 61-CL-2	$245.66	$248.66	$250.16	$251.66	$253.66
76-C-1 76-CL-1 76-C-2 76-CL-2	265.96	268.96	270.46	271.96	273.96
91-C-1 91-C-2	324.40	327.40	328.90	330.40	332.40

These ceiling prices include the Federal excise tax and are f. o. b. the wholesale distributor's warehouse. The prices are for the air conditioners equipped for use with 60 cycle alternating current and are subject to the addition of the amounts set forth below if the air conditioners are sold equipped as described below:

Optional equipment for use with	Amount which may be added		
	61-C models	76-C models	91-C models
Direct current	$15.61	$19.75	$22.03
50/60 cycle alternating current	1.79	2.79	2.79
Water for cooling			17.94

In all other respects these ceiling prices are subject to terms, discounts, allowances, and other price differentials no less favorable than those the same seller had in effect during March 1942. If the seller made no sales in March 1942 these ceiling prices are subject to terms, discounts, allowances and other price differentials no less favorable than those of his closest seller of the same class during the same period on sales of similar articles or which were thereafter properly established under the applicable OPA regulations.

(3) Maximum prices for sales in each zone by retail dealers to ultimate consumers of the ten models of portable air conditioners listed below are as follows:

Model	Maximum prices for sales to ultimate consumers				
	Zone 1	Zone 2	Zone 3	Zone 4	Zone 5
61-C-1 61-CL-1 61-C-2 61-CL-2	$349.50	$352.50	$354.00	$355.50	$357.50
76-C-1 76-CL-1 76-C-2 76-CL-2	399.50	402.50	404.00	405.50	407.50
91-C-1 91-C-2	499.50	502.50	504.00	505.50	507.50

These ceiling prices include the Federal excise tax, delivery, installation to facilities which are to be provided by the consumer and a one year warranty. The prices are for the air conditioners equipped with 60 cycle alternating current and are subject to the addition of the amounts set forth below if the air conditioners are sold equipped at the request of the purchaser as described below:

Optional equipment for use with	Amount which may be added		
	61-C models	76-C models	91-C models
Direct current	$22.50	$29.75	$34.00
50/60 cycle alternating current	2.50	4.00	4.00
Water for cooling			27.50

In all other respects these ceiling prices are subject to terms, discounts, allowances, and other price differentials no less favorable than those the same seller had in effect during March 1942. If the seller made no such sales during March 1942, these ceiling prices are subject to terms, discounts, allowances, and other price differentials no less favorable than those of his closest competitive seller of the same class during the same period on sales of similar articles or which were thereafter properly established under the applicable OPA regulations.

(b) For purposes of this order Zones 1, 2, 3, 4, and 5 are comprised as follows:

Zone 1. The factory at York, Pennsylvania.

Zone 2. Pennsylvania, New York, Maryland, West Virginia, New Jersey, Delaware, Ohio and the District of Columbia.

Zone 3. Connecticut, Rhode Island, Massachusetts, Vermont, New Hampshire, Maine, Virginia, Kentucky, Indiana, Michigan, Tennessee, North Carolina, Illinois and Wisconsin.

Zone 4. South Carolina, Georgia, Florida, Alabama, Mississippi, Louisiana, Arkansas, Oklahoma, Iowa, Kansas, Missouri, North Dakota, South Dakota, Nebraska and Minnesota.

Zone 5. Washington, Oregon, Idaho, Nevada, California, Arizona, Utah, New Mexico, Colorado, Wyoming, Montana and Texas.

(c) The Philco Corporation shall cause to be attached to each air conditioner covered by this order in a place where it can readily be seen an "OPA Retail Ceiling Price Label" containing the OPA retail ceiling price in each zone together with a list of the states in each zone, the manufacturer's name, the model designation of the machine, a statement that the retail ceiling prices shown include delivery and installation to facilities which are to be provided by the purchaser, and a statement that the label may not be removed until after the machine is sold to a consumer.

(c) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale on or after the effective date of this order, the Philco Corporation shall notify him in writing of the ceiling prices established for resales by the purchaser. This notice may be given in any convenient form.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 3d day of June 1946.

Issued this 3d day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9414; Filed, June 3, 1946; 4:32 p. m.]

Regional and District Office Orders.

[Region II Order G-2 Under MPR 592]

Concrete Blocks in Allegheny County, Pa.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and under the authority vested in the Regional Administrator, Region II of the Office of Price Administration by the Emergency Price Control Act of 1942 as amended, by section 17 of MPR 592 as amended and by Revised Procedural Regulation No. 1, *It is ordered*, That:

(a) On and after the effective date of this order, the maximum prices of concrete blocks sold in the County of Allegheny in the State of Pennsylvania of the sizes listed below are fixed and adjusted as follows:

Sizes of block	Maximum prices per block	
	Yard sales	Delivered sales
	Cents	*Cents*
8 x 8 x 16	16	18
10 x 8 x 16	17½	20
12 x 8 x 16	19	22

The above prices apply to sales by all persons to purchasers for resale on an installed basis, (contractors), and ultimate users (consumers). The above prices also apply to sales by manufacturers to dealers who purchase for resale, except that on such sales, the prices are subject to discount of 25% on yard sales, and a discount of 10% on delivered sales. All sales are subject to all customary cash discounts.

(b) On sales of blocks of sizes other than those listed above, if a manufacturer had an established differential in price during the month of March, 1942, for other sizes of block, he may convert the prices listed above for the 8 x 8 x 16, 10 x 8 x 16 and 12 x 8 x 16 blocks on the basis of the conversion factors or formulae in use by him during March, 1942, in establishing price differentials between the standard size blocks listed above, and other types or sizes.

(c) On or before June 15, 1946, each seller of concrete blocks in the area covered by this order, must file a report in duplicate with the Pittsburgh District Office of the Office of Price Administration, setting forth the maximum prices applicable to him on all sizes of block sold by him.

(d) A copy of this order has been filed with the Division of the Federal Register where it is open to inspection by the public.

(e) This order may be revoked or amended at any time by the Regional Administrator or the Price Administrator.

(f) All prayers of the applications not granted herein are denied.

This order shall become effective immediately.

Issued this 24th day of May 1946.

Leo F. Gentner,
Regional Administrator.

[F. R. Doc. 46-9299; Filed, May 31, 1946; 2:50 p. m.]

[Region II Rev. Order G-7 Under RMPR 122, Amdt. 7]

Pennsylvania Anthracite in Philadelphia, Delaware, Bucks and Montgomery Counties, Pa.

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1340.259 (a) (1) and § 1340.260 of Revised Maximum Price Regulation No. 122, Revised Order No. G-7 is amended in the following respects:

1. Paragraph (d) (1) is amended by revising the schedule of prices for briquettes manufactured by American Briquette Company to read as follows:

(d) *Schedule I; sales on a "direct-delivery" basis.* (1) For sales of anthracite and briquettes of the sizes and in the quantities specified.

Briquettes	Per net ton	Per net ½ ton	Per 100 lbs. (for sales of 100 lbs. or more)	Per 50-lb. bag
Manufactured by the American Briquette Co. at Lykens, Pa.	$12.10	$6.55	$0.70	$0.45

Discounts and service charges remain the same.

(2) Paragraph (e) (1) is amended by revising the schedules of prices for briquettes manufactured by American Briquette Company to read as follows:

(e) *Schedule II; "yard sales."* (1) Sales by dealers except those who normally sold exclusively to equipped dealers.

Briquettes	Per net ton (for sales of ½ ton or more)	Per 100 lbs. (for sales of 100 lbs. or more, but less than ½ ton)	Per 50-lb. bag
Manufactured by the American Briquette Co. at Lykens, Pa.	$9.00	$0.60	$0.40

This Amendment No. 7 to Revised Order No. G-7 shall become effective as of May 6, 1946.

(56 Stat. 23, 765; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued May 10, 1946.

Leo F. Gentner,
Regional Administrator.

[F. R. Doc. 46-9286; Filed, May 31, 1946; 2:47 p. m.]

[Region II Rev. Order G-7 Under RMPR 122, Amdt. 8]

Pennsylvania Anthracite in Philadelphia, Delaware, Bucks and Montgomery Counties, Pa.

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1340.259 (a) (1) and § 1340.260 of Revised Maximum Price Regulation No. 122, Revised Order No. G-7 is amended in the following respects:

1. Paragraph (d) (1) is amended by revising the schedule of prices for briquettes manufactured by American Briquette Company to read as follows:

(d) *Schedule I; sales on a "direct-delivery" basis.* (1) For sales of anthracite and briquettes of the sizes and in the quantities specified.

Briquettes	Per net ton	Per net ½ ton	Per 100 lbs. (for sales of 100 lbs. or more)	Per 50-lb. bag
Manufactured by the American Briquette Co. at Lykens, Pa.	$12.20	$6.75	$0.70	$0.47

Discounts and service charges remain the same.

(2) Paragraph (e) (1) is amended by revising the schedules of prices for briquettes manufactured by American Briquette Company to read as follows:

(e) *Schedule II; "yard sales."* (1) Sales by dealers except those who normally sold exclusively to equipped dealers.

Briquettes	Per net ton (for sales of ½ ton or more)	Per 100 lbs. (for sales of 100 lbs. or more, but less than ½ ton)	Per 50-lb. bag
Manufactured by the American Briquette Co. at Lykens, Pa.	$9.40	$0.60	$0.40

This Amendment No. 8 to Revised Order No. G-7 shall become effective as of May 17, 1946.

(56 Stat. 23, 765; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871, and E.O. 9328, 8 F.R. 4681)

Issued May 22, 1946.

Leo F. Gentner,
Regional Administrator.

[F. R. Doc. 46-9296; Filed, May 31, 1946; 2:50 p. m.]

[Region II 2d Rev. Order G-15 Under RMPR 122, Amdt. 1]

Solid Fuels in Baltimore and Anne Arundel Counties, Md.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1340.260 and § 1340.259 (a) (1) of Revised Maximum Price Regulation No. 122, *It is hereby ordered:*

1. Paragraphs (d), (e) (1) and (e) (2) are amended by revising the schedule on prices for Briquettes to read as follows:

(d) *Schedule 1; Sales on a "direct-delivery" basis.* For sales of coal of the kinds and sizes, and in the quantities specified:

Briquettes	Per net ton (for sales of ½ ton or more)	Per 100 lbs. (for sales of 100 lbs. or more, but less than ½ ton)	Per 50-lb. bag
Manufactured by the American Briquette Co. at Lykens, Pa.	$9.40	$0.60	$0.40

This Amendment No. 8 to Revised Order No. G-7 shall become effective as of May 17, 1946.

(56 Stat. 23, 765; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871, and E.O. 9328, 8 F.R. 4681)

Issued May 22, 1946.

Leo F. Gentner,
Regional Administrator.

[F. R. Doc. 46-9296; Filed, May 31, 1946; 2:50 p. m.]

[Region II 2d Rev. Order G-15 Under RMPR 122, Amdt. 1]

Solid Fuels in Baltimore and Anne Arundel Counties, Md.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1340.260 and § 1340.259 (a) (1) of Revised Maximum Price Regulation No. 122, *It is hereby ordered:*

1. Paragraphs (d), (e) (1) and (e) (2) are amended by revising the schedule on prices for Briquettes to read as follows:

(d) *Schedule 1; Sales on a "direct-delivery" basis.* For sales of coal of the kinds and sizes, and in the quantities specified:

Kind and size of coal	Per net ton	Per net ½ ton	Per 100 lbs. (for sales of 100 lbs. or more but less than ½ ton)
District VIII (high volatile)			
Briquettes (anthracite)	$12.65	$6.85	$0.75

Discounts and service charges remain the same.

(e) *Schedule II; "yard sales".* (1) Sales at dealer's yard to consumers.

Kind and size of coal	Per net ton for sales of ½ ton or more	Per 100 lbs. (for sales of 100 lbs. or more, but less than ½ ton)
District VIII (High Volatile)		
Briquettes (anthracite)	$11.65	$0.70

Discounts and service charges remain the same.

(2) *Sales at dealer's yard to other dealers for resale.*

Kind and size of coal	Maximum price per net ton
District VII (Low Volatile):	
Briquettes (anthracite)	$8.95

This Amendment No. 1 to Second Revised Order No. G-15 shall become effective as of May 6, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued May 10, 1946.

Leo F. Gentner,
Regional Administrator.

[F. R. Doc. 46-9287; Filed, May 31, 1946; 2:47 p. m.]

[Region II Order G-54 Under RMPR 122, Amdt. 7]

Coke in New York Region

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1340.259 (a) (1) and Rule 4 under § 1340.254 of Revised Maximum Price Regulation No. 122, *It is ordered:*

1. Paragraphs (d) (1) and (d) (2) are amended to read as follows:

(d) *Sales of coke (all kinds) by new coke dealers and their resellers.* (1) *Dealers receiving at and selling from their own yard.* A dealer, who has not established a maximum price for any coke under Revised Maximum Price Regulation No. 122, and who receives coke in his yard and sells it from his yard, may calculate his maximum price for sales of coke by taking the sum of the following:

First. The per net ton cost of such coke to the dealer f. o. b. supplier's shipping point.

Second. The actual transportation cost from supplier's shipping point to the dealer's yard, dock, or other terminal facility when such transportation is by common or contract carrier; or the actual cost of such transportation, not to exceed the truck common carrier rate for an identical shipment, when the dealer transports the coke to his yard, dock, or other terminal facility, in his own trucks.

Third. A margin not to exceed the following in the applicable situation:

(i) For delivered sales by the dealer out of his own yard, $3.85 per net ton (for cash or credit sales). To this may be added the service charges, if any, applicable to sales of the fuel replaced by the coke, considering the point of replacement as the consumer's premises.

(ii) For yard sales, $1.35 per net ton (for cash or credit sales). Where yard sales are to other dealers for resale, $1.25 per net ton and the invoice, sales slip, or receipt given to such other dealers shall carry the notation, "OPA Permitted Markup on Resale—$2.60 per net ton".

(2) *Resellers of dealers who price under paragraph (d) (1).* Any dealer purchasing coke at the yard, from another dealer who has determined his yard maximum price under paragraph (d) (1), may add no more than $2.60 per net ton (for cash or credit sales), exclusive of permissible service charges, in determining his own maximum delivered price for such coke. The only service charges that may be added are the charges, if any, applicable to sales of the fuel replaced by the coke, considering the point of replacement as the consumer's premises.

2. Paragraphs (e) (1) and (e) (2) are amended to read as follows:

(e) *Sales of beehive oven coke; all dealers—(1) Dealers receiving at and selling from their own yard.* Any dealer in beehive oven coke, whether fresh or reclaimed, who during December 1941 did not make like sales of such coke (taking into account class of purchaser, method of delivery, i. e., from his yard or from supplier's facilities, etc.), and who receives beehive oven coke in his yard and sells it from his yard, may determine his maximum price for sales of such fuel by taking the sum of the following:

First. The per net ton cost of such coke to the dealer f. o. b. supplier's shipping point.

Second. The actual transportation cost from supplier's shipping point to the dealer's yard, dock, or other terminal facility when such transportation is by common or contract carrier; or the actual cost of such transportation, not to exceed the truck common carrier rate for an identical shipment, when the dealer transports the coke to his yard, dock, or other terminal, in his own trucks.

Third. Either subparagraph (i) or (ii) below:

(i) A margin not to exceed the following: (a) for delivered sales by the dealer out of his own yard, $3.85 per net ton (for cash or credit sales). To this may be added the service charges, if any, applicable to sales of the fuel replaced by the coke, considering the point of replacement as the consumer's premises. (b) for yard sales, $1.36 per net ton (for cash or credit sales). Where yard sales are to other dealers for resale, $1.25 per net tone and the invoice sales slip, or receipt given to such other dealers shall carry the notation, "OPA Permitted Mark-up on Resale—$2.60 per net ton"; or

(ii) The dealer's margin over delivered cost in effect during December 1941 on sales of other coke most nearly like the sales now made (taking into account class of purchaser, method and terms of delivery, including discounts and service charges, if any).

Where such other coke sold during December 1941 was purchased f. o. b. truck and delivered directly to the purchaser, the "margin over delivered cost" shall be the difference between the highest price charged by the dealer during December 1941 for like sales of such coke, and the highest price paid by the dealer to the supplier for such fuel, f. o. b. truck, during December 1941, or the last calendar month of 1941 in which the dealer took deliveries of such fuel from a supplier.

Where such other coke sold by the dealer during December 1941 was coke transported to his yard and delivered out of his yard, "margin over delivered cost" shall be the difference between the highest price charged by the dealer during December 1941, for like sales of by-product or retort gas coke and the sum of (1) the highest price paid by the dealer to the supplier for such fuel during December 1941, or the last calendar month of 1941 in which the dealer took deliveries of such fuel from the supplier, and (2) the actual transportation cost as defined in Item "Second," (a) Where sales are at the yard to other dealers for resale, the invoice, sales slip, or receipt given to such other dealers shall carry the notation, "OPA permitted markup on resale—$2.60 per net ton."

(2) *Resellers of dealers who price under Paragraph (e) (1).* Any dealer purchasing coke at the yard, from another dealer who has determined his yard maximum price under paragraph (e) (1), may add no more than $2.60 per net ton (for cash or credit sales), exclusive of permissible service charges, in determining his own maximum delivered price for such coke. The only service charges that may be added are the charges, if any, applicable to sales of the fuel replaced by the coke, considering the point of replacement as the consumer's premises.

This Amendment No. 7 to Order No. G-54 is effective as of March 30, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871, E.O. 9328, 8 F.R. 4681)

Issued May 16, 1946.

Leo F. Gentner,
Regional Administrator.

[F. R. Doc. 46-9288; Filed, May 31, 1946; 2:48 p. m.]

[Region II Rev. Order G–41 Under RMPR 122, Amdt. 1]

SOLID FUELS IN HOWARD, CARROLL, HARFORD, CECIL, BALTIMORE AND ANNE ARUNDEL COUNTIES, MD.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1340.260 and § 1340.259 (a) (1) of Revised Maximum Price Regulation No. 122, *It is ordered:*

1. Paragraphs f (1) and f (2) are amended by revising the schedules on prices for Briquettes to read as follows:

(f) *Schedule III*—(1) *Sales on a "direct-delivery" basis.* For sales of coal of the kinds and sizes, and in the quantities specified:

Kind and size of coal	Per net ton	Per net ½ ton	Per 100 lbs. for sales of 100 lbs. or more but less than ½ ton
• •	•	•	•
Anthracite briquettes	$9.85	$5.20	$0.60
• •	•	•	•

Discounts and service charges remain the same.

(2) *"Yard sales".* For sales of coal of the kinds and sizes, and in the quantities specified:

Kind and size of coal	Per net ton for sales of ½ ton or more	Per 100 lbs. for sales of 100 lbs. or more, but less than ½ ton
• • •	•	•
Anthracite Briquettes	$8.85	$0.50
• • •	•	•

Discounts and service charges remain the same.

This amendment No. 1 to Revised Order No. G–41 shall become effective as of May 6, 1946.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871, and E.O. 9328, 8 F.R. 4681)

Issued May 10, 1946.

LEO F. GENTNER,
Regional Administrator.

[F. R. Doc. 46–9302; Filed, May 31, 1946; 2:51 p. m.]

[Region II Rev. Order G–41 Under RMPR 122, Amdt. 2]

SOLID FUELS IN HOWARD, CARROLL, HARFORD, CECIL, BALTIMORE, AND ANNE ARUNDEL COUNTIES, MD.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of the Office of Price Administration by §§ 1340.260 and 1340.259 (a) (1) of Revised Maximum Price Regulation No. 122, *It is ordered:*

1. Paragraphs f (1) and f (2) are amended by revising the schedules on prices for briquettes to read as follows:

(f) *Schedule III*—(1) *Sales on a "direct-delivery" basis.* For sales of coal of the kinds and sizes, and in the quantities specified:

Kind and size of coal	Per net ton	Per net ½ ton	Per 100 lbs. for sales of 100 lbs. or more but less than ½ ton
• •	•	•	•
Anthracite briquettes	$10.25	$5.40	$0.60
• •	•	•	•

Discounts and service charges remain the same.

(2) *"Yard sales".* For sales of coal of the kinds and sizes, and in the quantities specified:

Kind and size of coal	Per net ton for sales of ½ ton or more	Per 100 lbs. for sales of 100 lbs. or more, but less than ½ ton
• • •	•	•
Anthracite briquettes	$9.25	$0.50
• • •	•	•

Discounts and service charges remain the same.

This Amendment No. 2 to Revised Order No. G–41 shall become effective as of May 17, 1946.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871 and E.O. 9328, 8 F.R. 4681)

Issued May 22, 1946.

LEO F. GENTNER,
Regional Administrator.

[F. R. Doc. 46–9297; Filed, May 31, 1946; 2:50 p. m.]

[Region II Order G–56 Under RMPR 122, Amdt. 2]

SOLID FUELS IN ERIE COUNTY, PA.

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1340.259 (a) (1) and § 1340.260 of Revised Maximum Price Regulation No. 122, Order No. G–56 is amended in the following respect:

1. Paragraphs (d) (1) and (d) (2) are amended by revising the schedules of prices for briquettes to read as follows:

(d) *Schedule I*—(1) *Sales on a "direct-delivery" basis.* For sales of solid fuels of the kinds and sizes, and in the quantities specified.

Kind and size of fuel	Per net ton	Per net ½ ton	Per net ¼ ton	Per 100 lbs. for sales of 100 lbs. or more, but less than ¼ ton
• •	•	•	•	•
Briquettes Ambricoal	$12.40	$6.70	$3.60	$0.80
• •	•	•	•	•

Discounts and service charges remain the same.

(2) *"Yard sales".* For sales of solid fuels of the kinds and sizes, and in the quantities specified.

Kind and size of fuel	Per net ton for sales of ½ ton or more to—		Per 100 lbs. for sales of 100 lbs. or more, but less than ½ ton
	Dealers	Consumers	
• •	•	•	•
Briquettes, Ambricoal	$10.80	$11.15	$0.70
• •	•	•	•

Discounts and service charges remain the same.

This Amendment No. 2 to Order No. G–56 shall become effective as of May 6, 1946.

(56 Stat. 23, 765; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871, and E.O. 9328, 8 F.R. 4681)

Issued May 10, 1946.

LEO F. GENTNER,
Regional Administrator.

[F. R. Doc. 46–9289; Filed, May 31, 1946; 2:48 p. m.]

[Region II Order G–56 Under RMPR 122, Amdt. 3]

SOLID FUELS IN ERIE COUNTY, PA.

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1340.259 (a) (1) and § 1340.260 of Revised Maximum Price Regulation No. 122, Order No. G–56 is amended in the following respect:

1. Paragraphs (d) (1) and (d) (2) are amended by revising the schedules of prices for briquettes to read as follows:

(d) *Schedule I*—(1) *Sales on a "direct-delivery" basis.* For sales of solid fuels of the kinds and sizes, and in the quantities specified.

Kind and size of fuel	Per net ton	Per net ½ ton	Per net ¼ ton	Per 100 lbs. for sales of 100 lbs. or more, but less than ¼ ton
• •	•	•	•	•
Briquettes, Ambricoal	$12.80	$6.90	$3.70	$0.8
• •	•	•	•	•

Discounts and service charges remain the same.

(2) *"Yard sales".* For sales of solid fuels of the kinds and sizes, and in the quantities specified.

Kind and size of fuel	Per net ton for sales of ½ ton or more to—		Per 100 lbs. for sales of 100 lbs. or more, but less than ½ ton
	Dealers	Consumers	
• •	•	•	•
Briquettes Ambricoal	$11.20	$11.55	$0.70
• •	•	•	•

Discounts and service charges remain the same.

This Amendment No. 3 to Order No. G–56 shall become effective as of May 17, 1946.

(56 Stat. 23, 765; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871, and E.O. 9328, 8 F.R. 4681)

Issued May 22, 1946.

LEO F. GENTNER,
Regional Administrator.

[F. R. Doc. 46–9298; Filed, May 31, 1946; 2:50 p. m.]

[Syracuse Adopting Order 3 Under Basic Order 1 Under Gen. Order 68, Amdt. 1]

HARD MASON MATERIALS IN SYRACUSE, N. Y., AREA

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and under the authority vested in the Regional Administrator of Region 2 by the Emergency Price Control Act of 1942 as amended, by General Order 68 as amended, and by Revised Procedural Regulation No. 1, which authority has been duly delegated by such Regional Administrator to the District Director, Syracuse District Office; *It is hereby ordered:*

1. Adopting Order No. 3 under Basic Order No. 1 as amended, under General Order No. 68 as amended, is hereby amended by striking out items 23 to 30 inclusive in Schedule A annexed to said order, and inserting in place thereof the following:

23. Clay drain tile, 3"	$0.0715 (lin. ft.).
24. Clay drain tile, 4"	$0.0871 (lin. ft.).
25. Clay drain tile, 6"	$0.1836 (1 ft. length).
26. Vitrified clay sewer pipe, 4".	$0.205 (lin. ft.).
27. Vitrified clay sewer pipe, 6".	$0.3125 (lin. ft.).
28. Flue lining, 8½" x 8½" or 9" x 9".	$0.42 (lin. ft.).
29. Flue lining, 8½" x 13".	$0.625 (lin. ft.).
30. Flue lining, 13" x 13".	$0.7975 (lin. ft.).

2. Adopting Order No. 3 under Basic Order No. 1 as amended under General Order 68 as amended, is further amended by inserting after the words "section 7" in said order, the letter "(a)", and adding to section 7 of said order, a subparagraph designated (b), reading as follows:

(b) *Maximum prices for insufficiently described items.* Where the seller's records or sales slip upon a sale of any commodity covered by this order in the area covered by this order, do not contain a sufficiently complete description to identify the exact nature, type, size, or quantity of the commodity, and thus determine the maximum price fixed by Schedule A of this order, the maximum price applicable to such sale shall be the lowest maximum price which can be computed under Schedule A of this order in accordance with the incomplete description.

3. Except as hereby amended, Adopting Order No. 3 under Basic Order No. 1 as amended, under General Order 68 as amended, shall remain the same and all provisions thereof remain in full force, and effect.

4. This amendment shall become effective immediately.

Issued this 27th day of May 1946.

GEORGE G. MOORE,
District Director.

[F. R. Doc. 46–9300; Filed, May 31, 1946; 2:51 p. m.]

[Baltimore Adopting Order 17 Under Basic Order 1 Under Gen. Order 68]

HARD MASON MATERIALS IN BALTIMORE, MD., AREA

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register under the authority vested in the Regional Administrator of Region II by the Emergency Price Control Act of 1942 as amended by General Order 68 as amended, and by Revised Procedural Regulation No. 1, which authority has been duly delegated by such Regional Administrator to the District Director, Baltimore District Office, *It is hereby ordered:*

(1) Adopting Order No. 17, under Basic Order No. 1 as amended, under General Order No. 68 as amended is hereby amended by striking out the title of said order and of Schedule A annexed to said order and inserting in place thereof the following:

Maximum prices for certain building and construction materials in the Baltimore area consisting of the City of Baltimore, the County of Baltimore and the County of Howard, all in the State of Maryland, on sales by all persons to ultimate users or to purchasers for resale on an installed basis.

(2) Said Adopting Order No. 17 under Basic Order No. 1 as amended, under General Order No. 68 as amended, is further amended by inserting "(a)" after the words "section 7" of said order, and by adding to section 7 of said order, a subsection designated as (b) and reading as follows:

(b) *Maximum prices for insufficiently described items.* Where the seller's records or sales slip upon a sale of any commodity covered by this order in the area covered by this order, do not contain a sufficiently complete description to identify the exact nature, type, size, or quantity of the commodity, and thus determine the maximum price fixed by Schedule A of this order, the maximum price applicable to such sale shall be the lowest maximum price which can be computed under Schedule A of this order in accordance with the incomplete description.

(3) Said Adopting Order No. 17 under Basic Order No. 1 as amended, under General Order No. 68 as amended, is further amended by striking out section 8 of said order, and inserting in place thereof the following:

SEC. 8. *Revocation or amendment.* This order may be revised, amended, revoked or modified at any time by the Office of Price Administration.

(4) Except as hereby amended, Adopting Order No. 17 under Basic Order 1 as amended, under General Order No. 68 as amended, shall remain the same, and all provisions thereof shall remain applicable.

This amendment shall become effective immediately.

Issued this 1st day of June 1946.

LEO H. MCCORMICK,
District Director.

[F. R. Doc. 46–9307; Filed, May 31, 1946; 2:52 p. m.]

[Region III Order G–3 Under Rev. SR 50 and RMPR 165, Amdt. 1]

MOTOR VEHICLE PARKING SPACE IN INDIANAPOLIS, IND.

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the authority vested in the Regional Administrator of Region III of the Office of Price Administration by § 1499.648 (c) (4) of Revised Supplementary Service Regulation No. 50, as amended; *It is hereby ordered:*

Paragraph (b) of Order No. G–3 under section 648 (c) (4) of Revised Supplementary Service Regulation No. 50, as amended, is amended to read as follows:

(b) *Maximum prices.* The maximum price which a parking lot operator may charge for the service of furnishing parking space in the Indianapolis Motor Speedway Track Area during the time specified herein shall be the prices set forth below.

Motor vehicle parking:	*Maximum price*
Any day between May 18 and to May 29, 1946, inclusive for a period of twelve (12) hours or less	$0.75
On May 30, 1946, for a period of twenty-four (24) hours or less	1.25

This Amendment No. 1 shall become effective May 18, 1946.

Issued May 17, 1946.

JOHN F. KESSEL,
Regional Administrator.

[F. R. Doc. 46–9157; Filed, May 29, 1946; 4:50 p. m.]

[Region III Order G–11 Under MPR 592]

PAUL SAND & GRAVEL CO. ET AL.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 16 of Maximum Price Regulation No. 592 and the Emergency Price Control Act of 1942, as amended, it is hereby ordered:

(a) *What this order does.* This Order No. G–11 under Section 16 of Maximum Price Regulation No. 592 provides for an adjustment of the maximum prices for the sale of screened bank mason sand, furnace sand and unwashed gravel processed by the Paul Sand & Gravel Company of Massillon, Ohio, hereinafter referred to as the processor. The maximum prices of the processor and the maximum prices of the resellers of such commodities are adjusted herein.

(b) *Processors' adjusted maximum prices.* (1) The adjusted maximum prices f. o. b. plant for sales by the processor of all screened bank mason sand, screened bank furnace sand and screened unwashed gravel processed by it shall be:

Commodity	Adjusted maximum price per ton
Screened bank mason sand	$0.90
Screened bank furnace sand	.80
Screened unwashed gravel	.45

(2) The processor's customary terms, discounts, allowances and other price differentials shall be maintained on all its sales affected by this order.

(c) *Reseller's adjusted maximum prices.* (1) Any reseller of the commodities for which an adjustment is granted the processor in (b) above may add to his maximum prices in effect immediately preceding the effective date of this order, to each class of purchaser, the actual dollars and cents increase in invoiced cost to him resulting from the increase granted the processor by this order.

(2) Reseller's maximum prices adjusted under this paragraph are subject to each reseller's customary terms, discounts, allowances and other price differentials on sales to each class of purchaser.

(d) *Notification.* The processor, at or prior to the first billing reflecting the adjustment herein granted, shall send to each purchaser who resells the commodities covered by this order a notice of the price increases authorized by this order. Such notice shall substantially contain the following:

Order No. G-11 under section 16 of Maximum Price Regulation No. 592 provides adjusted maximum prices for the sale by the Paul Sand & Gravel Company, of screened bank mason sand, screened bank furnace sand and screened unwashed gravel processed by it. Resellers may add to their maximum prices in effect immediately preceding the effective date of this order, to each class of purchaser, the actual dollars and cents amount of increase in their invoiced cost resulting from the increase granted to the processor by this order.

(e) *Revocation and amendment.* This order may be revoked or amended at any time by the Office of Price Administration.

This order shall become effective April 30, 1946.

Issued April 30, 1946.

JOHN F. KESSEL,
Regional Administrator.

[F. R. Doc. 46-9160; Filed, May 29, 1946; 4:51 p. m.]

[Region III Order G-17 Under Rev. SO 119]

AIR CONTROLS, INC., ET AL.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to section 13 of Revised Supplementary Order No. 119, it is hereby ordered:

(a) *What this order does.* This order provides an adjustment of the maximum prices for the commodities hereinafter listed in paragraph (b) hereof, manufactured by Air Controls, Inc., 2310 Superior Avenue, Cleveland, Ohio (hereinafter referred to as the manufacturer). This order also provides an adjustment for resellers of such commodities.

(b) *Adjusted maximum prices.* The manufacturer is hereby authorized to increase its maximum prices established as of the effective date of this order for all classes of purchasers for the following commodities manufactured by it by percentages not in excess of the following:

Item	Permitted increase (percent)
Furnace blowers and blower filter units	23.0
Exhaust and attic ventilating units	24.5

(c) *Resellers' maximum prices.* The maximum prices for the commodities set forth in paragraph (b) hereof on sales by any reseller shall be the maximum net price of such reseller to each class of purchaser in effect just prior to the issuance of this order, plus the actual dollars-and-cents amount by which the net invoiced cost of such reseller is increased pursuant to the provisions hereof.

(d) *Relation to other orders and regulations.* Except as provided herein, all sellers covered hereby shall be and remain subject to all provisions of the applicable Maximum Price Regulations.

(e) *Notification.* At the time of, or prior to, the first invoice to each purchaser for resale, each seller covered by this order shall notify the purchaser for resale in writing of the permitted price increases allowed hereby. Such notification shall be given in any convenient form.

(f) *Discounts.* All sellers covered hereby shall maintain all discounts, allowances and price differentials which they had in effect just prior to the issuance of this order.

(g) *Revocation and amendment.* This order may be modified, amended or revoked at any time by the Office of Price Administration.

This order shall become effective April 16, 1946.

Issued April 16, 1946.

W. J. KENNEDY,
Acting Regional Administrator.

[F. R. Doc. 46-9290; Filed, May 31, 1946; 2:48 p. m.]

[Region III Order G-18 Under MPR 592]

READY-MIXED CONCRETE IN DETROIT, MICH., AREA

For the reasons set forth in the accompanying opinion and under the authority vested in the Regional Administrator of the Office of Price Administration by section 17 of Maximum Price Regulation No. 592, this order is issued:

(a) *Transactions covered by this order.* This order covered all sales of ready-mixed concrete, by manufacturers thereof, when sold at or from any point within the Detroit, Michigan, Area.

(b) *Definitions.* (1) "The Detroit, Michigan, Area" consists of the area within the corporate limits of the Cities of Detroit, East Detroit, Centerline and Wyandotte in the State of Michigan.

(2) "Manufacturer" means any person who makes the first sale of ready-mixed concrete.

(3) To the extent they are consistent with the provisions of this order, the definitions contained in Maximum Price Regulation No. 592, and other applicable regulations shall apply to sales covered by this order.

(c) *Adjustment.* The maximum prices of ready-mixed concrete on sales to all classes of customers, established under Maximum Price Regulation No. 592 and/or other applicable orders or regulations issued by the Office of Price Administration, by manufacturers, covered by this order, are hereby increased by six (6) percent.

(d) *Discounts.* No sellers covered hereby shall discontinue or reduce any of the discounts, allowances or differentials which they offered in March 1942 on sales covered by this order.

This Order No. G-18 shall become effective May 16, 1946.

Issued May 16, 1946.

E. C. TURNEY,
Acting Regional Administrator.

[F. R. Doc. 46-9161; Filed, May 29, 1946; 4:51 p. m.]

[Region III Order G-24 Under RMPR 251]

RE-SIDING MATERIALS ON AN INSTALLED BASIS IN CLARKSBURG, W. VA., AREA

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to the authority vested in the Regional Administrator of Region III of the Office of Price Administration by the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and by section 9 of Revised Maximum Price Regulation No. 251, it is ordered:

SECTION I. *What this order does.* (a) This order fixes maximum prices for all sales of composition re-siding materials on an installed basis into a residential structure, as defined herein, in the area hereinafter described, whether or not such sales or services are made as a part of a general contract.

(b) The term "residential structure" means any building, structure, or part thereof, used entirely or principally for living or dwelling purposes and includes buildings or structures in connection therewith, or adjacent thereto, at the same site, such as garages, barns, milk houses, sheds, granaries, and other outbuildings, but does not include hotels.

(c) The term "re-siding materials" means any material used for re-siding a residential structure in whole or in part, including but not limited to types of siding used such as asbestos-cement shingles and composition siding materials such as insulated brick or stone and roll brick siding, but does not include materials such as lap-siding, drop siding, wood shingles, and similar materials which remain subject to Revised Maximum Price Regulation No. 251.

SEC. II. *Geographical applicability.* This Order G-24 applies to re-siding installed on residences located in the Clarksburg trading area, which includes the following counties: Harrison, Lewis, Upshur, Barbour, Taylor, and Doddridge in the State of West Virginia.

SEC. III. *Relationship of this order to Revised Maximum Price Regulation No. 251.* (a) This order supersedes sections 6, 7, and 8 of Revised Maximum Price Regulation No. 251 with respect to sales covered by this order. All other sections of Revised Maximum Price Regulation No. 251, together with all amendments thereto that have been or may be issued, except to the extent they are inconsistent with the provisions of this order, shall apply to sales covered by this order.

(b) On and after the effective date of this order, regardless of any contract or other obligations, no person shall sell or offer to sell re-siding materials on an installed basis covered by this order at prices higher than the maximum prices established by this order: *Provided*, That installations made not more than thirty days after the effective date of this order on bona fide contracts executed prior to the effective date of this order shall not be considered to be violations of this order.

SEC. IV. *Maximum prices for sales of materials on an installed basis.* The maximum prices for sales covered by this order shall be as follows:

INSTALLED RE-SIDING PRICES

(a) Asbestos-cement Siding, Standard Surface Hardness, White or Buff, 12 inches x 24 inches or 12 inches x 27 inches: $24.00 per square.

(b) Composition Siding, Insulated Brick, $14^{1}/_{8}$ inches x $43^{7}/_{8}$ inches, $13^{7}/_{8}$ inches x $43^{1}/_{8}$ inches, 14 inches x 43 inches: $27.00 per square.

The cost of accessories and services used in the installation of the re-siding, which means, but is not limited to, moulding, cost of permit, hauling materials to job, cleaning up, leveling materials, felt strips, corner beads, caulking, moulding, nails, mastic, quarter round, or other necessary materials is included in the above prices.

Where the re-siding job is performed in a county within the trading area, but in another county from where the seller's place of business is located, the seller may include an additional charge not to exceed $2.00 per square for each square of composition re-siding installed by the seller of such job.

SEC. V. *Guaranteed or lump sum prices.* (a) A seller may offer to or make sales covered by this order on the basis of a lump sum price but such lump sum price must not be higher than the maximum price calculated in accordance with the pricing methods and requirements of this order.

(b) *Recomputation.* Within 30 days from the completion of any service covered by this order for which a price was charged on the basis described in paragraph (1) above, the seller shall check his price by reviewing the categories and other factors used in his estimate on the basis of the actual services rendered and material furnished and shall determine whether the price quoted, charged or collected is higher than the maximum price computed under this order. In the event that the price quoted, charged or collected is higher than the maximum price computed under the terms of this order the seller shall reduce his price to the proper maximum price and shall refund to the buyer within such period of 30 days after the completion of the service any excess which may have been collected or, if no excess has been collected, then, by written notice to the buyer, shall cancel the indebtedness of the buyer for any such excess, or both, as the case may require. Such a charge or collection in an amount in excess of the maximum price properly computed in accordance with this order shall not be considered to be a violation of this order if the amount thereof is refunded or credited to the buyer in accordance with this paragraph.

SEC. VI. *Preparatory and incidental construction work.* If on any re-siding job, any installed building materials are furnished or any construction services performed by the seller for which specific maximum prices are not fixed by this order, such materials and services shall be separately priced and billed on all invoices and sales slips. The maximum prices for such preparatory and incidental construction work shall be determined under Revised Maximum Price Regulation No. 251, or as fixed by any applicable area pricing order issued by the Regional Administrator of Region III.

SEC. VII. *Measurements.* It shall be the seller's responsibility to measure with reasonable accuracy the area or footage to be covered. Such measurements, including allowance for waste and overlap, shall be made as follows:

(1) The seller must deduct one-half of the area of doors and windows from the over-all area to be covered with composition re-siding.

SEC. VIII. *Notification.* (a) Each seller making a sale covered by this order shall, upon completion of the work, furnish to the purchaser a statement showing the following:

(1) The names and addresses of the seller and purchaser.

(2) The location of the job.

(3) The date the job was completed.

(4) A description of the work performed and the total charged for the job, together with an itemized statement showing the number of squares covered and the prices charged per square of materials installed, any accessories or other items for which an extra charge was made, and the quantities and prices of each, and a separate statement of the preparatory and incidental construction work performed, as provided in section 6 of this order.

(b) Each seller making a sale covered by this order shall, if requested by the purchaser, make available to the purchaser a copy of this order and a copy of Revised Maximum Price Regulation No. 251. Copies for this purpose may be obtained from the Office of the Regional Administrator or from the District Office of the Office of Price Administration.

SEC. IX. *Records.* Each seller must keep and retain at his principal place of business records concerning each sale covered by this order, showing the following:

(1) The name and address of the purchaser.

(2) The location of the job.

(3) A copy of any and all contracts pertaining to each sale.

(4) The date the job was completed.

(5) A description of the materials and services involved.

(6) The number of squares and the price charged per square of material.

(7) A separate itemized statement of any preparatory and incidental construction work and the prices charged for such work.

All such records shall be kept and made available for inspection by representatives of the Office of Price Administration so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

SEC. X. *Prohibitions and evasions.* (a) No person shall sell and no person shall buy, in the course of trade or business, any of the commodities or services covered by this order, at prices greater than the maximum prices established by this order.

(b) The price limitations set forth in this order shall not be evaded by direct or indirect methods, in connection with an offer, solicitation, agreement, sale, delivery, purchase or receipt of any of the commodities or services covered by this order, whether alone or in conjunction with any other commodity or by way of commissions, services, transportation or other charges, discounts, premiums, or other privileges or by tying agreement or other understanding or by making the terms and conditions of sale more onerous to buyers than they were during March, 1942 (except as specifically permitted by this order or applicable regulations).

SEC. XI. *Less than maximum prices.* Prices lower than the maximum prices for sales covered by this order may, of course, be charged and paid.

SEC. XII. *Revocation or amendment.* This order may be revoked, modified or amended at any time by the Price Administrator or the Regional Administrator.

Issued May 7, 1946.

This Order No. G-24 shall become effective May 21, 1946.

J. F. KESSEL,
Regional Administrator.

[F. R. Doc. 46-9158; Filed, May 29, 1946; 4:50 p. m.]

[Region VIII Gen. Order G-10 Under MPR 592]

READY-MIX CONCRETE IN SPOKANE, WASH., AREA

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to authority vested in the Regional Administrator by section 17 of Maximum

Price Regulation 592; *It is hereby ordered:*

(a) The adjusted maximum prices for sales of ready-mix concrete by producers in the Spokane area shall be as follows:

Per cubic yard:	*Maximum price*
4 sacks cement	$7.15
3½ sacks cement	6.75
For each additional sack of cement	.70

The above prices are delivered prices within the Spokane area.

(b) All sales are subject to seller's customary trade terms, discounts, and price differentials; all sales are subject to seller's customary trade practice in regard to "hold truck time" for unloading.

(c) This order shall apply to the area within the city limits of Spokane, Washington and to the area within a 7½-mile radius of Dishman, Washington.

(d) This order may be corrected, amended or revoked at any time.

This order shall become effective May 30, 1946.

Issued this 20th day of May 1946.

GUY R. KINSLEY,
Acting Regional Administrator.

[F. R. Doc. 46-9392; Filed, June 3, 1946; 11:38 a. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File Nos. 59-54, 54-141]

KEWANEE PUBLIC SERVICE CO. AND NORTH AMERICAN LIGHT & POWER CO.

NOTICE OF FILING OF AMENDMENT TO PLAN AND ORDER RECONVENING HEARING

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 29th day of May 1946.

In the matters of Kewanee Public Service Company and North American Light & Power Company, respondents, File No. 59-54; Kewanee Public Service Company and North American Light & Power Company, applicants, File No. 54-141.

The Commission having heretofore ordered that a hearing be held on a plan filed pursuant to section 11 (e) of the Public Utility Holding Company Act of 1935 (the "act") by Kewanee Public Service Company ("Kewanee") and its parent, North American Light & Power Company ("Light & Power"), a registered holding company, and a hearing having been held on said plan, which provided for the issuance of new common stock in exchange for presently outstanding preferred and common stock, but proposed no allocation of such new common stock, and such hearing having been adjourned on May 2, 1946 to permit the applicants to file an amendment to said plan for the purpose of providing for the allocation of such new common stock among Kewanee's preferred and common stockholders;

Notice is hereby given that Kewanee and Light & Power have jointly filed an amendment to the plan previously jointly filed pursuant to section 11 (e) of the act.

All interested persons are referred to said amendment to said plan (which plan prior to said amendment has heretofore been summarized by the Commission by order dated April 11, 1946, Holding Company Act Release No. 6545) which amendment is on file in the offices of this Commission, for a statement of transactions therein proposed, which may be summarized as follows:

It is proposed to amend the charter of Kewanee to provide for but one class of stock having a total stated value of $650,000, divided into 50,000 shares of common stock, without par value, having preemptive rights, and to distribute such common stock in the following proportions:

1. There would be issued to each holder of preferred stock (7%, $50 par) of Kewanee, 4 shares of the new common stock in exchange for each share of preferred stock in full satisfaction of the interest of each such preferred stockholder, including accrued and unpaid dividends aggregating $47.25 per share as of June 30, 1946. Under this proposal the holders of the presently outstanding 5,504 shares of publicly held preferred stock would receive 22,016 shares of new common stock, or approximately 44% of the 50,000 shares of new common stock to be issued.

2. There would be issued to Light & Power 27,984 shares or approximately 56% of the new common stock in exchange for its present security holdings in Kewanee, consisting of (a) 1,496 shares of preferred stock; (b) $210,000 of promissory notes of Kewanee, plus interest amounting to $26,950 as of June 30, 1946; and (c) all of the presently outstanding common stock of Kewanee, aggregating 10,000 shares. Light & Power represents that the cost of the securities it holds in Kewanee was $1,957,926.90, including the accrued interest on said notes to June 30, 1946.

The applicants request that if the Commission approves the plan, application be made to a court as provided by section 11 (e) of the act to enforce the plan.

The Commission being required by the provisions of section 11 (e) of the act, before approving any plan submitted thereunder, to find after notice and opportunity for hearing that such plan as submitted and amended is necessary to effectuate the provisions of subsection (b) of section 11, and is fair and equitable to the persons affected by such plan;

It is ordered, That the hearing upon said plan, as amended, filed pursuant to section 11 (e) of the act, is hereby reconvened, and shall be held at 10:00 a. m., e. d. s. t., on the 24th day of June 1946, at the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. On such day, the hearing room clerk in Room 318 will advise as to the room in which such hearing shall be held.

It is further ordered, That any interested person who desires to file objections to said plan as amended may do so on or before June 20, 1946. Such objections shall also be considered at such hearing. Any other person desiring to be heard or otherwise wishing to participate in these proceedings shall file with the Secretary of the Commission on or before June 20, 1946, his request or application therefor as provided by Rule XVII of the Commission's rules of practice.

It is further ordered, That Robert P. Reeder or any other officer or officers of the Commission designated by it for that purpose shall preside at such hearing. The officer so designated to preside at such hearing is hereby authorized to exercise all the powers granted to the Commission under section 18 (c) of the act and to a trial examiner under the Commission's rules of practice.

It is further ordered, That without limiting the scope of the issues presented by said plan, as amended, particular attention will be directed to the following matters and questions:

1. Whether the proposed plan as submitted and amended is necessary to effectuate the provisions of section 11 (b) of the act;

2. Whether the proposed plan as submitted and amended is fair and equitable to the persons affected thereby;

3. Whether the transactions proposed in said plan as submitted and amended comply with all the requirements of the applicable provisions of the act and the rules promulgated thereunder; and

4. Whether, and to what extent, the proposed plan as submitted and amended should be modified or terms and conditions imposed to ensure adquate protection of the public interest and the interests of investors and consumers and compliance with all applicable provisions of the act.

It is further ordered, That the Secretary of this Commission shall serve notice of the aforesaid reconvened hearing by mailing a copy of this notice and order by registered mail to Kewanee Public Service Company; North American Light & Power Company; the City of Kewanee, Illinois; and the Illinois Commerce Commission. Notice shall be given to all other persons by a general release of the Commission distributed to the press and mailed to the mailing list for releases under the act, and by publication of this order in the FEDERAL REGISTER.

It is further ordered, That Kewanee Public Service Company shall give notice of the aforesaid reconvened hearing to each of the holders of its capital stock (in so far as the identity of such holders is known or available to Kewanee) by mailing a copy of this notice and order to each of such holders at least fifteen days prior to the date of hearing set herein.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-9428; Filed, June 4, 1946; 9:35 a. m.]

[File No. 70-1301]

UNITED GAS IMPROVEMENT CO. AND ALLENTOWN-BETHLEHEM GAS CO.

NOTICE REGARDING FILING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 29th day of May 1946.

Notice is hereby given that The United Gas Improvement Company (U. G. I.), a registered holding company, and its subsidiary Allentown-Bethlehem Gas Company, have filed a joint application and declaration pursuant to the Public Utility Holding Company Act of 1935.

Notice is further given that any interested person may, not later than June 10, 1946, at 5:30 p. m., e. d. s. t., request the Commission in writing that a hearing be held on such matter, stating the reason for such request and the nature of his interest, or may request that he be notified if the Commission should order a hearing thereon. At any time thereafter said application may be granted and said declaration may be permitted to become effective as provided in Rule U-23 of the rules and regulations promulgated under said act, or the Commission may exempt such transaction as provided in Rule U-20 (a) and U-100 thereof. Any request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania.

All interested persons are referred to the application and declaration which is on file with this Commission for a statement of the transactions therein proposed, which may be summarized as follows:

Allentown proposes to issue and sell to U. G. I., the present owner of all the outstanding common stock of Allentown, 30,000 additional shares of common stock, par value $50 per share, for $1,500,000 in cash. Allentown also proposes to issue and sell to banks its promissory notes in the principal amount of $150,000, maturing not more than nine months after date of issue and bearing interest at 3% per annum.

The proceeds of the issuance and sale of the common stock and notes will be used to redeem Allentown's outstanding 30,000 shares of 7% Preferred Stock at the redemption price of $55 per share plus accrued dividends. Upon consummation of the proposed transactions, Allentown will have 102,375 shares of common stock outstanding and no preferred stock authorized or outstanding.

According to the filing, the issuance and sale of the additional common stock is subject to the approval of the Pennsylvania Public Utility Commission.

By the commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-9429; Filed, June 4, 1946; 9:35 a. m.]

[File No. 70-1304]

UNITED GAS IMPROVEMENT CO.

NOTICE REGARDING FILING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 29th day of May 1946.

Notice is hereby given that an application or declaration (or both) has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 by The United Gas Improvement Company, (U. G. I.), a registered holding company.

Notice is further given that any interested person may, not later than June 10, 1946, at 5:30 p. m., e. d. s. t., request the Commission in writing that a hearing be held on such matter, setting forth the reasons for such request and the nature of his interest, or may request that he be notified if the Commission should order a hearing thereon. At any time thereafter, such declaration or application, as filed or as amended, may become effective or may be granted as provided in Rule U-23 of the Rules and Regulations promulgated pursuant to said Act, or the Commission may exempt such transaction as provided in Rules U-20 (a) and U-100 thereof. Any such request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania.

All interested persons are referred to said declaration or application, which is on file in the office of said Commission, for a statement of the transactions therein proposed, which are summarized as follows:

U. G. I. proposes to advance a sum not exceeding $650,000 with interest at 3% per annum, to Philadelphia Gas Works Company (Gas Company), its wholly-owned subsidiary. Gas Company, in turn, proposes to utilize such $650,000, together with $1,850,000 of cash available under the lease arrangement, whereby Gas Company operates the municipal gas properties and facilities owned by the City of Philadelphia, to construct additions to existing plant and distribution facilities required to meet the increased demand for gas. The amount of $650,000 so advanced, with interest at 3% per annum, will be included in the expenses of operation of the Municipal Gas Works and will be repaid to Gas Company and, in turn, to U. G. I. by charging the same to the cost of gas. Gas Company estimates that the revenue from additional sales, made possible by increasing the plant capacity, will be sufficient to allow the recovery of the amount advanced plus interest within five years without increasing the present gas rates.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-9430; Filed, June 4, 1946; 9:35 a. m.]

[File Nos. 54-74, 59-69]

NORTH CONTINENT UTILITIES CORP., ET AL.

SUPPLEMENTAL ORDER GRANTING APPLICATION AND DECLARATION

In the matters of North Continent Utilities Corporation and subsidiary companies, File No. 54-74; North Continent Utilities Corporation and subsidiary companies, File No. 59-69.

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 29th day of May, A. D. 1946.

The Commission by order entered on November 16, 1943, having approved a plan providing for the liquidation and dissolution of North Continent Utilities Corporation, a registered holding company, filed by that company and its subsidiary companies, pursuant to section 11 (e) of the Public Utility Holding Company Act of 1935, and having by said order, pursuant to section 11 (b) of the act, directed North Continent Utilities Corporation to take such action as may be necessary to cause its liquidation and dissolution;

North Continent Utilities Corporation, together with Great Northern Utilities Company, its subsidiary company, having filed an application and declaration pursuant to sections 11 (b), 11 (e) and 12 (d) of said act and the rules promulgated thereunder (and in pursuance, and for the purpose, of carrying out the aforesaid Commission order concerning the liquidation and dissolution of North Continent Utilities Corporation) relating to the proposed sales by Great Northern Utilities Company of certain of its physical properties to Marias River Electric Cooperative, Inc., and certain other of its physical properties to Glacier County Electric Cooperative, Inc., for base prices of $640,050 and $343,450 in cash, respectively, subject to certain adjustments, the proposed sale by North Continent Utilities Corporation of its holdings of 1,000 shares of the capital stock of Southern Utilities Company to Fred H. McPhillips, an individual, for $6,500 in cash, the use by Great Northern Utilities Company of the proceeds of such sales to pay its indebtedness to North Continent Utilities Corporation, the liquidation and dissolution of Great Northern Utilities Company, and the proposed use of the funds to be received by North Continent Utilities Corporation from such transactions to cause ratable payments to be made on the unpaid principal of North Continent Utilities Corporation's First Lien Collateral and Refunding Gold Bonds, Series A, 5½%, due January 1, 1948; and

A public hearing having been held after appropriate notice; and the Commission having considered the record and having made and filed its opinion herein;

It is ordered, That, pursuant to sections 11 (b), 11 (e) and 12 (d) and other applicable sections of the act, said application and declaration be, and hereby are, granted and permitted to become effective, subject to the terms and conditions contained in Rule U-24.

North Continent Utilities Corporation and Great Northern Utilities Company having requested that the order of the Commission entered in these proceedings contain certain findings and recitals necessary to conform to the requirements of sections 371, 372, 373, and 1808 of the Internal Revenue Code, as amended, and it appearing appropriate that such request be granted;

It is further ordered and recited, That the following proposed transactions are necessary or appropriate to the integration or simplification of the North Continent Utilities Corporation holding company system, of which Great Northern Utilities Company is a member, and are necessary or appropriate to effectuate the provisions of section 11 (b) of the Public Utility Holding Company Act of 1935:

(a) The sales by Great Northern Utilities Company of certain of its physical properties to Marias River Electric Co-

operative, Inc. and certain other of its physical properties to Glacier County Electric Cooperatives, Inc. for base prices of $640,050 and $343,450 in cash, respectively, subject to certain adjustments;

(b) The use by Great Northern Utilities Company of the net proceeds of its aforesaid sales to pay its indebtedness to North Continent Utilities Corporation, represented by promissory notes aggregating $845,000 and open account liability in the amount of $22,286.22, and the liquidation and dissolution of Great Northern Utilities Company;

(c) The sale by North Continent Utilities Corporation of its holdings of the entire outstanding capital stock of Southern Utilities Company, represented by 1,000 shares of $10 par value each;

(d) The use by North Continent Utilities Corporation of the funds to be received by it as a result of the transactions referred to in subdivisions (b) and (c) above to cause ratable payments to be made on the unpaid principal of its First Lien Collateral and Refunding Gold Bonds, Series A, 5½%, due January 1, 1948;

The properties referred to in subdivision (a) above being more completely specified, itemized, and described under Item 4 of section IV of the application and declaration filed herein by North Continent Utilities Corporation and Great Northern Utilities Company, which said specification, itemization, and description of said properties contained in said Item 4 of section IV of said application and declaration are hereby incorporated by reference in this order and made a part hereof, with the same force and effect as if set forth at length herein.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-9431; Filed, June 4, 1946; 9:35 a. m.]

[File No. 70-1279]

CENTRAL INDIANA GAS CO. AND CONSOLIDATED ELECTRIC AND GAS CO.

ORDER GRANTING JOINT APPLICATION AND DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 29th day of May A. D. 1946.

Consolidated Electric and Gas Company ("Consolidated"), a registered holding company, and Central Indiana Gas Company, ("Central Indiana"), a gas utility subsidiary company of Consolidated, having filed a joint application and declaration and amendments thereto with this Commission pursuant to the Public Utility Holding Company Act of 1935, wherein Central Indiana proposes to issue and sell, pursuant to the competitive bidding requirements of Rule U-50, $3,250,000 principal amount of First Mortgage Bonds, due 1971, and to use the proceeds of said sale toward the redemption of $2,944,000 principal amount of First Mortgage Bonds to be outstanding at the date of the proposed financing and to set up a construction fund of approximately $256,000, and proposes further to retire and redeem about June 1, 1946, the remaining $166,000 principal amount of outstanding bonds through the operation of the present Renewal and Replacement Fund; and wherein Central Indiana further proposes to change its present authorized capital stock consisting of 40,000 shares of common stock, par value $100 a share, to 500,000 shares of common stock, par value $10 a share, and to issue and exchange 400,000 shares of such new common stock to Consolidated, Consolidated proposing to surrender its present holdings in the common stock of Central Indiana, and to acquire the 400,000 shares of new common stock proposed to be issued by Central Indiana, and to pledge them under a loan agreement with certain banks:

A public hearing on these matters having been held after appropriate notice, and the Commission having considered the record in this matter and having made and filed its Findings and Opinion herein;

It is ordered, That the joint application and declaration of Consolidated and Central Indiana as amended, be and the same hereby is granted and permitted to become effective subject however to the terms and conditions prescribed in Rule U-24 and to the following terms and conditions:

(1) That the proposed issuance and sale of $3,250,000 principal amount of First Mortgage Bonds by Central Indiana shall not be consummated until the results of the competitive bidding have been made a matter of record in this proceeding and a further order shall have been entered by this Commission in the light of the record so completed, which order shall contain such further terms and conditions, as may be deemed appropriate, jurisdiction being reserved for the imposition thereof in connection with the proposed transaction;

(2) That jurisdiction be reserved with respect to the payment of any and all legal fees and expenses incurred or to be incurred in connection with the consummation of the proposed transactions.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-9432; Filed, June 4, 1946; 9:35 a. m.]

UNITED STATES COAST GUARD.

APPROVAL OF EQUIPMENT

By virtue of the authority vested in me by R.S. 4405, 4483, and 4491, as amended, 54 Stat. 163-167 (46 U.S.C. 375, 481, 489, 526-526t), Executive Order No. 9083, dated February 28, 1942 (3 CFR, Cum. Supp.), as modified by Executive Order No. 9666, dated December 28, 1945 (11 F.R. 1), and Coast Guard General Order 1-46 of the Secretary of the Treasury, dated January 1, 1946 (11 F.R. 185), the following approval of equipment is prescribed, effective upon the date of publication in the FEDERAL REGISTER:

BUOYANT CUSHION FOR MOTORBOATS

Approval No. A-309, standard kapok buoyant cushion, for use on motorboats of Classes A, 1, and 2 not carrying passengers for hire, manufactured by American Canvas Manufacturing Company, 804 East First Place, Tulsa 3, Oklahoma.

LIFEBOAT

30' x 10.25' x 3.5' steel hand propelled lifeboat, 76-person capacity, General Arrangement Dwg. No. 1300, dated 18 April 1946, altered 2 May 1946, submitted by Welin Davit and Boat Division of the Robinson Foundation Inc., Perth Amboy, New Jersey. (This approval is limited to 10 lifeboats which are to be used as replacements only on the S. S. "Catalina," O. N. 223907.)

Dated: May 31, 1946.

J. F. FARLEY, *Admiral, U. S. Coast Guard, Commandant.*

[F. R. Doc. 46-9403; Filed, June 3, 1946; 4:27 p. m.]

Reference

JUN 10 '46

FEDERAL REGISTER

VOLUME 11 NUMBER 110

Washington, Thursday, June 6, 1946

The President

EXECUTIVE ORDER 9733

AUTHORIZING CERTIFICATION FOR PROBATIONAL APPOINTMENT OF CERTAIN CLASSES OF PERSONS

By virtue of the authority vested in me by section 1753 of the Revised Statutes and by section 2 of the Civil Service Act (22 Stat. 403), it is hereby ordered as follows:

1. The Civil Service Commission is authorized and directed to certify for probational appointment any person (1) whose name appeared on any list of eligibles at any time between May 1, 1940, and March 16, 1942, with respect to positions generally, or between May 1, 1940, and October 23, 1943, with respect to positions in the field service of the Post Office Department, (2) who entered the armed forces of the United States between such dates and was separated therefrom under honorable conditions and is still qualified to perform the duties of the position, (3) who stood higher on such list of eligibles than another applicant who received a probational appointment therefrom, and (4) who requests restoration to the list of eligibles, or certification, within ninety days after the termination of service in the armed forces or of hospitalization continuing after discharge for a period of not more than one year, or within ninety days after the date of this order, whichever is later: *Provided*, That this order shall not apply in any case in which the list of eligibles had expired prior to the entry of the applicant into the armed forces and the Commission had not sustained objections to his certification from such list because of his draft status.

2. The Commission is also authorized and directed to certify for probational appointment, to fill existing vacancies in appropriate positions and to replace temporary and war-service appointees who do not have eligibility for permanent retention, the following classes of persons: (a) eligibles who qualify in examinations under section 10 of the Veterans' Preference Act of 1944 (58 Stat. 390) and who are entitled to 10-point preference and priority in certification under that Act, and (b) eligibles entitled to priority in certification for appointment under paragraph 1 of this order.

3. This order supersedes Executive Order No. 9538 of April 13, 1945, entitled "Authorizing Certification for Probational Appointment of Persons Who Lost Opportunity for Probational Appointment because of Entry into the Armed Forces."

HARRY S. TRUMAN

THE WHITE HOUSE,
June 4, 1946.

[F. R. Doc. 46-9465; Filed, June 4, 1946; 4:21 p. m.]

Regulations

TITLE 5—ADMINISTRATIVE PERSONNEL

Chapter I—Civil Service Commission

PART 24—RESTORATION OF ELIGIBILITY FOR PROBATIONAL CERTIFICATION OF PERSONS WHO LOST OPPORTUNITY FOR PROBATIONAL APPOINTMENT BECAUSE OF ENTRY INTO ARMED FORCES

CROSS REFERENCE: For supersedure of Executive Order 9538, interpreted and applied by this part, see Executive Order 9733, *supra*.

PART 25—FORMAL EDUCATION REQUIREMENTS FOR APPOINTMENT TO CERTAIN SCIENTIFIC, TECHNICAL AND PROFESSIONAL POSITIONS

ADDITIONS TO LIST

For the reasons set forth in the accompanying justification [1] filed with the Division of the Federal Register, the following position is added to § 25.1 (a) (10 F.R. 7081, 12839, 15031, 11 F.R. 4225, 4287, 4443, 4909, 5466, 5777):

[1] Filed as part of the original document.

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FEDERAL REGISTER

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1945 Supplement

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[1] See E.O. 9733.

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Geologist.

(Sec. 5, Veterans' Preference Act of 1944, 58 Stat. 387)

By the United States Civil Service Commission.

[SEAL] H. B. MITCHELL, *President.*

[F. R. Doc. 46-9464; Filed, June 4, 1946; 3:31 p. m.]

TITLE 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

[Docket No. 5009]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

HUDDERSFIELD WORSTED MILLS CORP.

§ 3.6 (a) *Advertising falsely or misleadingly—Business status, advantages or connections of advertiser — Producer status of dealer or seller—Manufacturer:* § 3.6 (c) *Advertising falsely or misleadingly—Composition of goods:* § 3.6 (cc) *Advertising falsely or misleadingly—Source or origin—Place—Foreign, in general:* § 3.66 (a7) *Misbranding or mislabeling—Composition:* § 3.66 (g) *Misbranding or mislabeling — Producer status of dealer or seller:* § 3.66 (k) *Misbranding or mislabeling—Source or origin—Place—Foreign, in general:* § 3.96 (b) *Using misleading name—Vendor—Producer or laboratory status of dealer or seller:* § 3.96 (b) *Using misleading name—Vendor—Products.* In connection with the offering for sale, sale, and distribution of textile fabrics, in commerce, (1) using the word "Huddersfield" in or as a part of respondent's trade or corporate name or representing in any other manner that fabric sold and distributed by the respondent are produced in the Huddersfield area of England; (2) using the world "Huddersfield" alone or in conjunction with the word "worsted" or in conjunction with any other word of similar import or meaning to designate or describe any fabric not produced in the Huddersfield area of England; (3) using the word "worsted" or any other word of similar import or meaning in or as a part of respondent's trade or corporate name when the fabrics sold and distributed by the respondent are not composed entirely of wool, exclusive of ornamentation; (4) using the word "worsted" or any other word of similar import or meaning to designate, describe, or refer to any textile fabric not composed entirely of wool, exclusive of ornamentation; (5) using the word "Mills" or any other word of similar import or meaning in or as a part of respondent's trade or corporate name or representing in any other manner that respondent is the manufacturer of the fabrics sold by it unless and until respondent actually owns and operates, or directly and absolutely controls, the manufacturing plant wherein said fabrics are woven or made; or (6) representing that respondent's fabrics are produced in England through the use of the British Coat of Arms or any simulation thereof in advertising or in any other manner; prohibited. (Sec. 5, 38 Stat. 719 as amended by sec. 3, 52 Stat. 112; 15 U.S.C., sec. 45b) [Cease and desist order, Huddersfield Worsted Mills Corporation, Docket 5009, April 23, 1946]

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 23d day of April A. D. 1946.

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission and the answer of respondent, in which answer respondent admits all of the material allegations of fact set forth in said complaint and states that it waives all intervening procedure and further hearing as to said facts, and the Commission having made its findings as to the facts and conclusion that said respondent has violated the provisions of the Federal Trade Commission Act:

It is ordered, That the respondent, Huddersfield Worsted Mills Corporation, its officers, representatives, agents, and employees, directly or through any corporate or other device, in connection with the offering for sale, sale, and distribution of textile fabrics, in commerce as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from:

1. Using the word "Huddersfield" in or as a part of respondent's trade or corporate name or representing in any other manner that fabrics sold and distributed by the respondent are produced in the Huddersfield area of England.

2. Using the word "Huddersfield" alone or in conjunction with the word "worsted" or in conjunction with any other word of similar import or meaning to designate or describe any fabric not produced in the Huddersfield area of England.

3. Using the word "worsted" or any other word of similar import or meaning in or as a part of respondent's trade or corporate name when the fabrics sold and distributed by the respondent are not composed entirely of wool, exclusive of ornamentation.

4. Using the word "worsted" or any other word of similar import or meaning to designate, describe, or refer to any textile fabric not composed entirely of wool, exclusive of ornamentation.

5. Using the word "Mills" or any other word of similar import or meaning in or as a part of respondent's trade or corporate name or representing in any other manner that respondent is the manufacturer of the fabrics sold by it unless and until respondent actually owns and operates, or directly and absolutely controls, the manufacturing plant wherein said fabrics are woven or made.

6. Representing that respondent's fabrics are produced in England through the use of the British Coat of Arms or any simulation thereof in advertising or in any other manner.

It is further ordered, That the respondent shall, within sixty (60) days after service upon it of this order, file with the Commission a report in writing, setting forth in detail the manner and form in which it has complied with this order.

By the Commission.

[SEAL] OTIS B. JOHNSON, *Secretary.*

[F. R. Doc. 46-9504; Filed, June 5, 1946; 11:06 a. m.]

[Docket No. 4695]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

REX PRODUCTS CORP.

§ 3.6 (c) *Advertising falsely or misleadingly—Composition of goods:* § 3.6 (m 10) *Advertising falsely or misleadingly—Manufacture or preparation:* § 3.6 (n) *Advertising falsely or misleadingly—Nature—Product:* In connection with the offering for sale, sale, and and distribution of respondent's toilet compacts in commerce (1) using the term "cloisonne" or "cloisonne enamel" or any other term of similar import or meaning to designate, describe, or refer to compacts or other articles of merchandise which are not composed of inorganic, vitreous, opaque enamel fused upon a metal base in decorative designs outlined by metal strips, in the characteristic manner of artistic enamel known as "cloisonne"; or (2) using the term "cloisonne effect" or "cloisonne colors" or any other term of similar import or meaning to designate or describe compacts or other articles of merchandise which are not manufactured in accordance with the manner or method used in the manufacture of genuine cloisonne; prohibited. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U.S.C., sec. 45b) [Cease and desist order, Rex Products Corporation, Docket 4695, April 26, 1946]

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 26th day of April A. D. 1946.

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission, the answer of the respondent, and a stipulation as to the facts, in which stipulation

the respondent waived all intervening procedure and further hearing as to said facts, and the Commission having made its findings as to the facts and its conclusion that said respondent has violated the provisions of the Federal Trade Commission Act:

It is ordered, That the respondent, Rex Products Corporation, a corporation, and its officers, representatives, agents, and employees, directly or through any corporate or other device, in connection with the offering for sale, sale, and distribution of its toilet compacts in commerce as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from:

1. Using the term "cloisonne" or "cloisonne enamel" or any other term of similar import or meaning to designate, describe, or refer to compacts or other articles of merchandise which are not composed of inorganic, vitreous, opaque enamel fused upon a metal base in decorative designs outlined by metal strips, in the characteristic manner of artistic enamel known as "cloisonne."

2. Using the term "cloisonne effect" or "cloisonne colors" or any other term of similar import or meaning to designate or describe compacts or other articles of merchandise which are not manufactured in accordance with the manner or method used in the manufacture of genuine cloisonne.

It is further ordered, That the respondent shall, within sixty (60) days after service upon it of this order, file with the Commission a report in writing, setting forth in detail the manner and form in which it has complied with this order.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 46-9503; Filed, June 5, 1946; 11:06 a. m.]

[Docket No. 5406]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

BURGESS SEED AND PLANT CO.

§ 3.6 (t) *Advertising falsely or misleadingly—Qualities or properties of product or service:* § 3.6 (y 10) *Advertising falsely or misleadingly—Scientific or other relevant facts.* In connection with the offering for sale, sale, or distribution of soybean seed, heretofore designated by respondent as "domestic coffee berry," disseminating, etc., any advertisements by means of the United States mails, or in commerce, or by any means to induce, etc., directly or indirectly, purchase in commerce, etc., of said product, which advertisements represent, directly or by implication, (a) that the berries produced by the plants or bushes resulting from the planting of respondent's product are coffee or coffee berries, domestic or otherwise; (b) that the beverage made from said berries will produce the same effect upon the user as a beverage brewed from coffee; or (c) that the beverage made from said berries will give health or strength to the user; prohibited. (Sec. 5, 38 Stat. 719 as amended by sec. 3, 52 Stat. 112; 15 U. S. C., sec. 45b) [Cease and desist order, Burgess Seed and Plant Company, Docket 5406, April 26, 1946]

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 26th day of April A. D. 1946.

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission, the answer of the respondent, and a stipulation as to the facts entered into between the respondent herein and Richard P. Whiteley, Assistant Chief Counsel for the Commission, which stipulation provided, among other things, that without further evidence or other intervening procedure, the Commission might issue and serve upon the respondent findings as to the facts and conclusion based thereon and an order disposing of the proceeding, and the Commission having made its findings as to the facts and conclusion that the respondent has violated the provisions of the Federal Trade Commission Act;

It is ordered, That the respondent, Burgess Seed and Plant Company, a corporation, and its officers, representatives, agents, and employees, directly or through any corporate or other device, in connection with the offering for sale, sale, or distribution of soybean seed, heretofore designated by respondent as "domestic coffee berry," do forthwith cease and desist from directly or indirectly:

1. Disseminating or causing to be disseminated any advertisement by means of the United States mails or by any means in commerce, as "commerce" is defined in the Federal Trade Commission Act, which advertisement represents, directly or by implication:

a. That the berries produced by the plants or bushes resulting from the planting of respondent's product are coffee or coffee berries, domestic or otherwise.

b. That the beverage made from said berries will produce the same effect upon the user as a beverage brewed from coffee.

c. That the beverage made from said berries will give health or strength to the user.

2. Disseminating or causing to be disseminated any advertisement by any means for the purpose of inducing or which is likely to induce, directly or indirectly, the purchase in commerce, as "commerce" is defined in the Federal Trade Commission Act, of said product, which advertisement contains any of the representation prohibited in paragraph 1 hereof.

It is further ordered, That the respondent shall, within sixty (60) days after service upon it of this order, file with the Commission a report in writing, setting forth in detail the manner and form in which it has complied with this order.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 46-9505; Filed, June 5, 1946; 11:06 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong.; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 28, Direction 15]

4 X 5 COMMERCIAL CAMERAS

The following direction is issued pursuant to Priorities Reg. 28:

Applications for CC ratings for 4 x 5 commercial cameras and other press type cameras from persons qualified for ratings under paragraph (f) of Priorities Regulation 28 have reached such a volume that granting such ratings would preempt an undue proportion of the total production of these types of cameras. Consequently, the Civilian Production Administration will not grant a CC rating for these types of cameras except in cases of emergency under the special provisions of paragraph (h) of the regulation, or for export under paragraph (i).

Issued this 5th day of June 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-9510; Filed, June 5, 1946; 11:24 a. m.]

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 33, Direction 3 as Amended June 5, 1946]

USE OF HH RATINGS FOR RADIATION FOR USE IN THE VETERANS' EMERGENCY HOUSING PROGRAM

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of building materials and building supplies for defense, for private account and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense.

(a) *Purpose of this direction.* Priorities Regulation 33 provides for the assignment to builders of preference ratings to secure materials, listed on Schedule A of that regulation, which are required for use in the Veterans' Emergency Housing Program. Among these items is radiation. This direction explains under what circumstances orders bearing HH ratings for radiation must be accepted and also what the restrictions are in connection with the sale of radiation by producers, distributors and jobbers.

(b) *Definitions.* For the purposes of this direction:

(1) "Producer" means a person owning or operating facilities in which radiation is manufactured.

(2) "Distributor" or "jobber" means a person who buys radiation from a producer for resale. If a producer owns and operates factory branch sales offices other than his central factory sales office, such offices shall be considered to be distributors.

(3) "Radiation" means, unless otherwise specified, cast iron radiation (tubular and convector types) and extended surface convector radiation (consisting of a heating element of tube and fin construction). Any accompanying metal enclosures and grilles are included.

(c) *Prohibition on extension of HH ratings by distributors.* A distributor or jobber who receives an HH rated order for radiation shall not extend the rating.

(d) *Use of HH rating by heating contractor and dealer.* A heating contractor, heating dealer or other person who has been authorized to use an HH rating in accordance with paragraph (d) of Priorities Regulation 33, may use the rating to get radiation, subject to the provisions of that regulation.

(e) *Handling of HH rated orders by producers.* A producer who sells radiation only to distributors, jobbers or manufacturers of pre-fabricated housing need not accept an HH rated order for radiation. This is the general rule. But a producer who sells any portion of his production to persons other than distributors, jobbers or manufacturers of pre-fabricated housing must sell that portion according to the following rule: After February 1, 1946, for cast iron radiation and after June 9, 1946, for extended surface convector radiation, at least 70% of all radiation sold or delivered by the producer to persons other than distributors, jobbers or manufacturers of pre-fabricated housing must be sold or delivered on HH rated orders.

(f) *Set-asides by jobbers or distributors.* (1) An adequate reserve stock of radiation must be maintained by distributors and jobbers to fill orders bearing HH ratings. Consequently, a distributor or jobber must set aside and reserve for a period of twenty-one days, to fill orders bearing HH ratings, not less than 70% of the radiation in each shipment received by him from the producer. Direct shipments from a producer to a customer of a distributor or jobber for the account of the latter shall be considered as shipments to, and deliveries by, the distributor or jobber. Until the end of each such twenty-one day period, referred to above, he must accept all HH rated orders up to the reserved quantity regardless of whether such orders call for delivery within the twenty-one day period, but he need not accept HH rated orders for radiation in excess of the reserved quantity.

(2) Any radiation which the distributor or jobber is not required to set aside, and any radiation in the set-aside for which HH ratings are not received in the set-aside period, may be disposed of without regard to HH ratings. Orders rated AAA, MM, or CC must be filled from this balance in that order of preference in accordance with Priorities Regulation 1. A distributor or jobber may not refuse to accept an HH rated order on the ground that he has no radiation in stock, but he must accept the order for delivery out of the 70% set-aside of a later shipment from the producer.

(g) *Calculation basis.* Calculations of quantities of radiation required by this direction shall ordinarily be on the basis of square feet of heating surface (as rated by the producer). However, where a producer delivers, or a distributor or jobber receives, extended surface convector heating elements without enclosures, the calculations as to these elements shall be on the basis of the producer's billing price to distributors or jobbers.

(h) *This direction not applicable to AAA ratings.* Nothing in this direction affects AAA rated orders.

Issued this 5th day of June 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-9514; Filed, June 5, 1946; 11:24 a. m.]

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 28, Direction 16]

WATER-WELL DRILLING EQUIPMENT

The following direction is issued pursuant to Priorities Reg. 28:

Applications for CC ratings for water-well drilling equipment, rotary and percussion type, from persons qualified for ratings under paragraph (f) of Priorities Regulation 28 have reached such a volume that granting such ratings would preempt an undue proportion of the total production of this equipment. Consequently, the Civilian Production Administration will not grant a CC rating for this equipment except in cases of emergency under the special provisions of paragraph (h) of the regulation, or for export under paragraph (i).

Issued this 5th day of June 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-9511; Filed, June 5, 1946; 11:24 a. m.]

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 28, Schedule I, as Amended June 5, 1946]

CRITICAL PRODUCTS

(a) *Introduction.* The table in this Schedule lists certain of the critical products which the Civilian Production Administration has determined to be in such tight supply that they are serious threats to the national economy. (This Schedule supersedes former Directions 1 through 5 and 7 through 12 to PR-28 covering critical products.) When effective assistance of other kinds is not practicable, the CPA may assign CC preference ratings under paragraph (e) of Priorities Regulation 28 for material which is needed to sustain or increase the production of these products. In addition to the rules explained in paragraph (b) below, the general rules in paragraphs (c) and (d) of Priorities Regulation 28 governing the application for and assignment of CC ratings are also applicable. Especially important is paragraph (d) (1) of Priorities Regulation 28, requiring a determination that the use of substitute and less scarce materials is not practicable, that reasonable efforts have been made to get the required item without a rating, and that a rating is required to obtain the item by the latest date and in the minimum quantity practicable after taking into consideration material in inventory and available without a rating.

(b) *Explanation of table.*

Column I—Critical products. Column I lists the critical products for which CC ratings may be granted to sustain or increase production. When "specialized machinery" for another critical product is listed in Column I, it includes only machinery and equipment designed solely for the production of that critical product. It does not include general types of equipment suitable for other use even though a particular piece of equipment is designed and built expressly for a producer of the critical product.

Column II—Persons eligible. Column II states the persons who may apply for CC ratings. Where Column VI indicates that CC ratings may be assigned for construction, the builder or contractor may apply instead of the person listed.

Column III—Production materials. (1) If the word "yes" appears in Column III, the CPA may assign CC ratings to the person named in Column II to get production materials needed to make the item listed in Column I regardless of the applicant's minimum economic rate of operation. Where the applicant regularly sells materials as maintenance, repair or operating supplies for the item he makes, CC ratings may also be assigned to him for such supplies or for materials needed to make them. Applications for CC ratings for textile fabrics or yarns should be made under Priorities Regulation 28A, and CC ratings may be assigned under paragraph (d) of that Regulation in accordance with subpargaraph (d) (5) (i).

(2) If the word "no" appears in Column III, CC ratings will be assigned for production materials only as provided in Priorities Regulation 28. The same rule applies to any production materials expressly excluded from Column III.

Column IV—Capital equipment. (1) If the word "yes" appears in Column IV, the CPA may assign CC ratings to the person named in Column II to get capital equipment which either (i) will result in a substantial increase in production of the item listed in Column I, or (ii) is needed to replace present operating equipment which is in danger of imminent breakdown.

(2) Where the word "no" appears in Column IV, CC ratings will be assigned for capital equipment only as provided in Priorities Regulation 28. The same rule applies to any capital equipment expressly excluded from Column IV.

Column V—MRO. (1) If the word "yes" appears in Column V, the CPA may assign CC ratings to the person named in Column II to get maintenance, repair and operating supplies (MRO) which he needs to use in making the item listed in Column I.

(2) If the word "no" appears in Column V, CC ratings will be assigned for MRO only as provided in Priorities Regulation 28.

Column VI—Construction. (1) If the word "yes" appears in Column VI, the CPA may assign CC ratings to the person named in Column II, or to his builder, for material needed for incorporation in new plants or in expanded or modernized old ones where increased production of the item listed in Column I will result, or where the construction is necessary to prevent a loss of production.

(2) If the word "no" appears in Column VI, CC ratings will be assigned for construction materials only as provided in Priorities Regulation 28.

NOTE: Table amended June 5, 1946.

I Critical products	II Person eligible	III Production materials	IV Capital equipment	V MRO	VI Construction
Asbestos-cement siding shingles and flat sheets (products made from asbestos fibres and cement).	Producer	No	Yes (except specialized machinery for asbestos-cement siding shingles and flat sheets).	Yes	Yes.
Asbestos-cement siding shingle and flat sheet specialized machinery.	do	Yes	Yes	Yes	No.
Asphalt and tarred roofing products (smooth surfaced roll roofing, mineral surfaced roll roofing, strip and individual asphalt shingles, mineral surfaced insulation board, laminated asphalt felt and mastic core type boards, saturated felts, dry roofing felts, and saturated or coated sheathing papers).	do	No	Yes (except specialized machinery for asphalt and tarred roofing products).	Yes	Yes.
Asphalt and tarred roofing products specialized machinery.	do	Yes	No	Yes	No.
Building board (board made from wood pulp, vegetable fibres, pressed paper stock, or multiple plies of fibred stock).	do	No	Yes (except specialized machinery for building board).	Yes	Yes.
Building board specialized machinery	do	Yes	No	Yes	No.
Castings, malleable iron and gray iron, including cast iron soil pipe, cast iron radiation (tubular and convector) and railroad car brake shoes.	Producer (foundry)	Yes	Yes	Yes	Yes.
Clay building products (common and face brick, clay structural tile and clay sewer pipe).	Manufacturer	Yes	Yes (except specialized machinery for clay building products).	Yes	Yes.
Clay building products specialized machinery (such as de-airing machines, extrusion heads, clay grinders and pulverizers, and brick presses).	do	Yes	No	Yes	No.
Coal, of the following kinds only: high grade metallurgical and by-product coking coal and double screened domestic coal in the areas comprising Bituminous Producing Districts 1, 2, 3, 4, 6, 7, 8, 9, 10, 11 and 13 (as defined in SFAW Regulation 27) and the anthracite fields of Pennsylvania.	Producer	No	Yes (except underground coal mining machinery).	Yes[1]	Yes (at present mines only).
Coal mining machinery, underground	Manufacturer	Yes	Yes	Yes	No.
Concrete building products (light weight and heavy weight aggregate concrete blocks and cement brick).	do	Yes (cinders, burned clay or shale, and blast furnace slag, only).	Yes (except specialized machinery for concrete building products).	Yes	Yes.
Concrete building products specialized machinery (such as concrete block and brick machines and attachments, including concrete mixers and skip loaders as commonly used in the concrete products industry).	do	Yes	No	Yes	No.
Convector radiation (extended surface)	Producer	Yes	Yes	Yes	Yes
Furnaces (warm-air)	do	Yes (except iron and steel products in the forms and shapes listed in Schedule 1 to Order M-21).	Yes	Yes	Yes.
Gypsum board and gypsum lath	do	No	Yes (except specialized machinery for gypsum board and gypsum lath).	Yes	Yes.
Gypsum board and gypsum lath specialized machinery.	do	Yes	No	Yes[2]	No.
Lead	Producer (mines and smelters)	No	Yes	Yes	Yes.
Logs	Producer (any person engaged in felling or bucking trees or transporting the yield from felled trees to the points of delivery for manufacture or shipment)	No	Yes (except special equipment produced only for use in log or sawmill operations).	Yes	Yes[2]
Lumber	Producer (operator of any plant, stationary or portable, which produces lumber not further manufactured than by sawing, resawing, passing lengthwise through a standard planing machine, cross-cutting to length and working, but not including any establishment known in the trade as a "distribution yard", engaged in either retail or wholesale business, even though it may process lumber on special orders from customers).	No	Yes (except special equipment produced only for use in log or sawmill operations).	Yes	Yes[2]
Millwork, suitable for housing construction	Producer	No	Yes	Yes	Yes (at existing plants only).
Motors, electric, fractional horsepower AC	Manufacturer	Yes (except electric sheet steel).	Yes	Yes	Yes.
Penicillin	Producer	Yes	Yes	Yes	Yes.
Plumbing fixtures (of the following types, in residential-design models only: bathtubs; lavatories; laundry trays, sinks, sink-and-tray combinations; shower stalls, receptors, stall-and-receptor combinations; water closet bowls, tanks. Trim is not included.)	do	No	Yes	Yes	No.
Plywood, softwood	do	No	Yes	Yes	Yes (at existing plants only).
Presses, mechanical, power-driven, 130 ton and over.	do	Yes	No	Yes	No.
Pulpwood	do	No	Yes	Yes	Yes.
Rosin (formerly covered by direction 10)	do	Yes	Yes	Yes	Yes
Steel, electrical high silicon sheet	do	No	Yes	Yes	Yes.
Streptomycin	do	Yes	Yes	Yes	Yes.
Titanium dioxide	do	Yes	Yes	Yes	Yes (at existing plants only).
Veneer, softwood	do	No	Yes	Yes	Yes.
Wire, copper magnet	do	Yes	Yes	Yes	Yes.

[1] CC ratings will be assigned for special repair parts for underground coal mining machinery only where the repair part is essential for the continued operation of the machine and then only where it will not interfere with delivery of mining machinery for more essential purposes.

[2] CC ratings for construction for logs, lumber, and pulpwood will be assigned only for construction at existing plants or at plants which need to be relocated because of increased availability of timber, manpower or transportation facilities.

Issued this 5th day of June 1946.

CIVILIAN PRODUCTION ADMINISTRATION
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-9512; Filed, June 5, 1946; 11:24 a. m.]

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 33, Schedule A, as Amended June 5, 1946]

BUILDING MATERIALS

§ 944.54 *Schedule A to Priorities Regulation 33.* The priorities assistance assigned to builders under Priorities Regulation 33 may be used only to get the following materials (additions to and deletions from this schedule may be made from time to time):

	Direction to Priorities Regulation 33 applying to the material
Hardwood flooring	Direction 1
Millwork (including doors and built-in kitchen cabinets)	Direction 1
Lumber	Direction 1
Softwood plywood (limited by Direction 1A as to uses and quantities)	Direction 1A
Bathtubs	Direction 2
Radiation (cast iron tubular, cast iron convector, extended surface convector)	Direction 3
Cast iron soil pipe and fittings	Direction 4
Gypsum board	Direction 5
Gypsum lath	Direction 5
Structural clay tile	Direction 6
Common and face brick	Direction 6
Concrete blocks	Direction 7
Prefabricated houses	Direction 8
Prefabricated sections	Direction 8
Prefabricated panels	Direction 8
Clay sewer pipe.	
Warm-air furnaces	Direction 9
Building board (except hardboard)	Direction 10

Definitions of the above items may be given in the appropriate directions.

Issued this 5th day of June 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-9515; Filed, June 5, 1946; 11:24 a. m.]

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 33, Direction 1A, as Amended June 5, 1946]

SOFTWOOD PLYWOOD

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of softwood plywood for defense, for private account and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

(a) *What this direction does.* Priorities Regulation 33 and Direction 8 to Priorities Regulation 33 provide for the assignment to builders and prefabricators of priorities assistance to secure materials listed on Schedule A of PR 33 and List I of Direction 8 to PR 33 which are required for use in the Veterans' Housing Program. Among these items is softwood plywood. This direction provides that the manufacturers of softwood plywood shall produce a percentage of their total production in construction and door panel grades and reserve a percentage of those grades for certified orders from prefabricators, distributors, cabinet manufacturers, stock door manufacturers and housing contractors. It provides that the softwood plywood reserved and the product into which it is incorporated, may only be sold on certified orders or HH rated orders.

This direction does not apply to plywood not in construction and door panel grades and thicknesses, such plywood must be sold and delivered in accordance with the rules in Priorities Regulation 1.

(b) *Definitions for the purpose of this direction.* (1) "Softwood plywood" means laminated veneers of any species of softwood united with a bonding agent to produce board.

(2) "Construction plywood" means plywood of one or more softwood panels, 12 feet and shorter and without external sealer treatment of the following grades: Interior (moisture resistant) type as follows: ¼" sanded or 5/16" unsanded wallboard; 3/8" sanded or 7/16" unsanded wallboard; ¼" sanded or 5/16" unsanded sound one side plypanel; 3/8" sanded or 7/16" unsanded sound one side plypanel; 5/16" sheathing; 3/8" sheathing; ½" sheathing and 5/8" sheathing; and Exterior type ¼" sanded or 5/16" unsanded sound one side plypanel and 3/8" sanded or 7/16" unsanded sound one side plypanel.

(3) "Door plywood" means softwood plywood, Interior (moisture resistant) and Exterior type without external sealer treatment of ¼" sound two sides door plypanel.

(4) "Plywood manufacturer" means a person engaged in the manufacture of softwood plywood.

(5) "Prefabricator" means a person engaged in the manufacture of prefabricated houses, panels or sections who has been granted priorities assistance on Form CPA-4415 to build prefabricated houses, panels or sections.

(6) "Housing contractor" means a builder (applicant) who has been directly assigned an HH rating by CPA, FHA or NHA. It also includes a general contractor who has been directly authorized by such a builder to use the HH rating for the whole job. It does not include a subcontractor authorized to use the HH rating for a part of the job.

(7) "Distributor" means a person who buys and stocks softwood plywood for resale as plywood at wholesale or retail.

(8) "Cabinet manufacturer" means a person who produces kitchen cabinets for built-in installation in housing.

(9) "Stock door manufacturer" means a person who consumes softwood plywood in the manufacture of standard house doors.

(10) "Square footage" means measurement on a 3/8" rough basis.

(11) "Certified order" means any order for the delivery of softwood plywood bearing the certificate prescribed in paragraph (j).

(12) "Person" means any individual, partnership, association, business trust corporation, governmental corporation or agency or any organized group of persons whether incorporated or not.

Plywood Manufacturers

(c) *Plywood manufacturers reserve production.* The following conditions will govern the amount of construction plywood and door plywood, plywood manufacturers shall produce and reserve for certified orders:

(1) Each softwood plywood manufacturer shall reserve in his total over-all production of softwood plywood in square footage for the month of April, 1946, and for each calendar month thereafter, time and supplies sufficient to produce and deliver within such month; (i) at least 45% of his expected monthly production of softwood plywood in the form of construction plywood of which not more than 20% of the construction plywood may be in exterior type; (ii) at least 5% of his expected monthly production of softwood plywood in the form of door plywood, for delivery on certified orders.

The CPA may from time to time change such percentages by amendments published in the Federal Register prior to the first day of any month.

(2) Every plywood manufacturer must hold 60% of his production of construction plywood in square footage in any month for delivery on certified orders. A plywood manufacturer must accept and ship such certified orders in preference to all other orders (except AAA) to the extent that such orders do not require more than 60% of his production of construction plywood for that month. When a plywood manufacturer has accepted certified orders for construction plywood for this amount, he must not accept additional certified orders for construction plywood produced in that month. Any portion of the plywood manufacturer's reserve which is not required to fill certified orders received in the month it was produced, may be sold only on uncertified and unrated (except AAA) orders.

(3) A plywood manufacturer must reserve 40% of his total production of construction plywood in square footage beginning with the month of April, 1946, and for each calendar month thereafter for delivery only on uncertified and unrated orders from distributors.

(4) A plywood manufacturer must hold his reserve production of door plywood for certified orders from door manufacturers or distributors and must accept and ship such certified orders in preference to all other orders (except orders rated AAA) to the extent that such certified orders do not require more than the monthly reserve production of door plywood. Any quantities of door plywood manufactured which, by the 20th of any month in which production is reserved, are not required to fill certified orders received before that time, may be delivered by the plywood manufacturer as he may desire subject to all applicable orders and regulations of the CPA.

Prefabricators

(d) The following provisions tell how prefabricators may place with a plywood manufacturer or distributor certified orders for construction plywood:

(1) A prefabricator may place certified orders with a plywood manufacturer or a distributor for construction plywood in the amount for which he has received priorities assistance on Form CPA-4415. A prefabricator must not specify delivery dates (at his plant or warehouse) on certified orders more than 30 days before the time the construction plywood is needed for incorporation into the prefabricated houses, panels, or sections. Furthermore, a prefabricator must not place certified orders for construction plywood in which is specified a delivery date later than during the third calendar month after the time when the purchase order is placed.

(2) A prefabricator must use construction plywood obtained on certified orders in the

production of prefabricated houses, panels or sections to be sold on orders rated HH.

(3) A prefabricator may not apply or extend an HH rating for construction plywood.

Housing Contractors

(e) *Housing contractors.* The following provisions tell how a housing contractor may place certified orders or HH rated orders with a plywood manufacturer or distributor for contruction plywood.

(1) A housing contractor may apply the HH rating on orders for construction plywood to a distributor, but not to a plywood manufacturer, or a housing contractor purchasing in not less than carload lots, may place certified orders for mill shipment delivery each month starting with the month of April 1946, with a plywood manufacturer or a distributor, in an amount in square footage not in excess of the total construction plywood required to meet his construction schedule for housing for which he has received priorities assistance on Form CPA-4386. A housing contractor may not place HH rated or certified orders for construction plywood except for use in kitchen cabinets and bathroom and kitchen flooring. He may not apply the HH rating or use a certificate for an amount in excess of 300 square feet per house or apartment. If kitchen cabinets are purchased as millwork the total permissible amount of construction plywood must be reduced by the amount of plywood in the cabinets.

(2) A housing contractor must not specify delivery dates (at site or warehouse) on certified orders or HH rated orders, more than 30 days from the time that the construction plywood is needed for incorporation into the housing. Furthermore, the housing contractor must not place certified orders for construction plywood in which is specified a delivery date later than the third calendar month after the time when the purchase order is placed. A housing contractor may place certified orders for construction plywood only to the extent that HH rated orders have not been placed with a distributor.

(3) A housing contractor must use the construction plywood obtained on certified orders or HH rated orders on housing construction for which the HH rating was authorized.

Cabinet Manufacturers

(f) *Cabinet manufacturers.* The following provisions tell how a cabinet manufacturer may obtain authority to place certified orders with a plywood manufacturer or a distributor for construction plywood for use in drawer bottoms of built-in kitchen cabinets and how the cabinets must be sold:

(1) A cabinet manufacturer wishing to place certified orders with a plywood manufacturer or a distributor for construction plywood to be used in the manufacture of drawer bottoms for kitchen cabinets, shall apply to the CPA for authority to place such orders. A cabinet manufacturer must apply to CPA before May 10, 1946, unless already authorized, for the months of May and June, 1946, and for calendar quarters thereafter must apply at least 20 days before the first day of the quarter, by letter stating: (i) average monthly consumption of construction plywood in drawers for built-in kitchen cabinets in year 1940 (required in first application only); (ii) average anticipated monthly production of kitchen cabinets in units to be produced in the period for which authorization is requested, and (iii) total requirements in ⅜" basis of construction plywood for drawers for built-in kitchen cabinets in item (ii) above. Such application will be processed equitably. A cabinet manufacturer must not specify delivery dates (at plant or warehouse) on certified orders more than 30 days before the time the construction plywood is needed for incorporation into the kitchen cabinet drawers. Furthermore, the cabinet manufacturer must not place certified orders for construction plywood in which is specified a delivery date later than during the third calendar month after the time the purchase order was placed.

(2) Authorizations to cabinet manufacturers will bear a serial number which must be inserted by the cabinet manufacturer in the place provided in the certificate required by paragraph (j) below.

NOTE: Subparagraph (3), formerly subparagraph (2), redesignated June 5, 1946.

(3) A cabinet manufacturer must use the construction plywood received on certified orders in the production of built-in kitchen cabinets suitable for housing. The cabinets manufactured from the construction plywood must be held for sale as millwork and sold in conformity with paragraph (e) (2) of Direction 1 to PR 33 providing for the sale of millwork.

Door Manufacturers

(g) *Door manufacturers.* The following provisions tell how door manufacturers may place with plywood manufacturers or distributors certified orders for door plywood for the manufacture of standard house doors and how the doors must be sold.

(1) A door manufacturer may place certified orders for door plywood for delivery in each month beginning with the month of April, 1946, with the plywood manufacturer or a distributor for an amount in square footage not in excess of 10% of the amount in square footage of door plywood consumed by him in the manufacture of standard house doors in the year 1940.

(2) A door manufacturer must use each month, all the door plywood received on certified orders in the manufacture of standard house doors. The doors so manufactured must be held for sale as millwork and sold in conformity with paragraph (e) (2) of Direction 1 to PR 33 providing for the sale of millwork.

Distributors

(h) *Distributors.* The following provisions tell how distributors may place orders for construction plywood, and how the construction plywood may be sold:

(1) A distributor may place uncertified and unrated orders for delivery each month for construction plywood with a plywood manufacturer. Every distributor must reserve 75% of the construction plywood received in any month for delivery on certified and rated orders. A distributor must accept all certified and rated orders which are received before the end of the month up to the reserve quantities regardless of whether such orders call for delivery within that month. A distributor, however, may not accept for delivery in any month orders rated MM for more construction plywood than 5% of the quantity reserved in that month. In addition, he must not accept certified or rated orders (except AAA) for construction plywood for a quantity in excess of the reserve. Any construction plywood which a distributor is not required to reserve, and any construction plywood in the reserve for which certified and rated orders are not received during the month, may be delivered by a distributor only on uncertified and unrated (except AAA) orders.

(2) A distributor who has received a certified order for construction or door plywood may place the certified order with a plywood manufacturer to get the construction or door plywood which will be delivered direct to consumer subject to the applicable inventory regulations. A distributor may not place a certified order with a producer for replacement of inventory.

(i) *Newcomers.* (1) A person who in the year 1940 was not established as a cabinet manufacturer or a door manufacturer, and who wants to place monthly certified orders for construction plywood for use in kitchen cabinets or for door plywood for use in standard house doors, may apply to CPA for authorization to place certified orders for a calendar quarter. Authorization will be issued on a quarterly basis and application by letter must be filed at least 10 days before the first day of the calendar quarter for which authorization is asked. The letter should state: (i) location of plant; (ii) amount of equipment and its production capacity to manufacture kitchen cabinets or house doors; (iii) line of kitchen cabinets to be produced; (iv) anticipated monthly production of house doors or kitchen cabinets in which plywood is required; (v) total requirements on a ⅜" basis of plywood for house doors or kitchen cabinets for the next current quarter. Such application will be processed in an equitable manner.

(2) A person receiving authorization to place a certified order under paragraph (i) (1) above, must hold kitchen cabinets or doors manufactured for sale in conformity with the provisions of paragraph (f) (2) and (g) (2) above, respectively.

Certification

(j) *Certification.* To certify an order for construction plywood or door plywood under this direction, the following certificate must be endorsed on or attached to the purchase order, or sales ticket. Certification must be signed manually or as explained in PR 7. However, the standard form described in that regulation may not be used in place of the certificate described in this direction. The certificate described in this direction may not be waived by paragraph (f) under PR 7. The serial number must be inserted by cabinet manufacturers, door manufacturers and persons holding authorizations on Form CPA-4386 or Form CPA-4415 in the place provided in the certificate.

Prefabricators, housing contractors, cabinet manufacturers, door manufacturers and distributors who place certified orders calling for delivery of construction plywood or door plywood, must use a certificate reading substantially as follows:

The undersigned certifies to the supplier and to the CPA that he is a ------ (prefabricator, housing contractor, cabinet manufacturer, door manufacturer, or distributor) and that the quantities of construction plywood or door plywood covered by this order (together with all other certified orders for construction plywood or door plywood for delivery in the months specified in this order) do not exceed the amount he has been allowed under Direction 1A of PR 33 with the provisions of which he is familiar.

Dated----------

Serial number ----------

Miscellaneous

(k) *Miscellaneous.* The following provisions generally affecting plywood manufacturers, prefabricators, housing contractors, cabinet manufacturers, door manufacturers and distributors should be carefully read:

(1) *Status of certified orders.* Certified orders for the purpose of this direction are subject to the rules for acceptance and rejection of rated orders as provided in Priorities Regulation 1 as if they were rated orders. The order of precedence where orders are received by distributors, cabinet manufacturers and door manufacturers is (subject to any provision of this direction limiting the quantity of orders that need be accepted) as follows: (i) AAA; (ii) MM; (iii) CC, HH and certified orders which are of equal value.

(2) *Applicability of regulations.* Except as otherwise required by this direction Priorities Regulations 1 and 3 govern the use of ratings and the acceptance, scheduling and filling of orders placed with distributors. All other applicable regulations and orders of the Civilian Production Administration must be observed.

(3) *Extension of rated orders.* Ratings (except AAA) may not be applied or extended to a plywood manufacturer for construction or door plywood. However, any person who has received a rated order for the delivery of construction or door plywood may extend the rating to his suppliers (except to a plywood manufacturer) to get plywood which he will deliver on that order subject to applicable inventory regulations. If a person has made delivery of construction or door plywood on a rated order, he may extend the rating to his suppliers (except to a plywood manufacturer) to replace the amount in his inventory subject to the applicable inventory regulations. A millwork manufacturer who has received a rated order (except AAA) for millwork or who has delivered millwork on a rating (except AAA), may not extend the rating (except AAA), for construction or door plywood for incorporation into millwork. These rules supersede paragraphs (d) and (d) (1) of Priorities Regulation 3 on the extension of ratings.

(4) *Violations.* Any person who willfully violates any provisions of this direction, willfully conceals a material fact or furnishes false information to any department or agency of the United States, is guilty of a crime and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using, material under priority control and may be deprived of priorities assistance.

(5) *Reports.* Every person shall file with the Civilian Production Administration, or any other federal agency, through which the Civilian Production Administration may distribute plywood, such reports and questionnaires as the Civilian Production Administration or such other agency may from time to time require subject to the approval of the Bureau of the Budget pursuant to the Federal Reports Act of 1942.

(6) *Appeals.* Any appeal from the provisions of this direction shall be made by mailing a letter in triplicate to the Civilian Production Administration, Forest Products Division, Washington 25, D. C., Ref.: Direction 1A to PR 33 stating the particular provision appealed from and stating fully the grounds for the appeal.

(7) *Communications.* All communications unless otherwise directed must be addressed as follows: Civilian Production Administration, Forest Products Division, Washington 25, D. C.

(8) [Deleted May 1, 1946.]

Issued this 5th day of June 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-9513; Filed, June 5, 1946; 11:24 a. m.]

Chapter XI—Office of Price Administration

PART 1309—COPPER

[RPS 15, Amdt. 6]

COPPER

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

RPS 15 is amended in the following respects:

1. Section 1309.60 (a) (1) is amended to read as follows:

(1) Except as set forth in (2) and (3) below, the maximum base price for copper delivered in carload lots at Connecticut Valley points shall be 12 cents per pound.

2. The following paragraph (3) is added to § 1309.60 (a):

(3) The maximum base price, delivered in carload lots at Connecticut Valley points, shall be 14⅜ cents per pound for copper sold by the Reconstruction Finance Corporation, Office of Metals Reserve.

3. Section 1309.60 (f) (1) is amended to read as follows:

(1) Except as set forth in (2) and (3) below, the maximum price f. o. b. refinery shall be 12⅛ cents per pound plus or minus the applicable kind or grade and shape or form differentials set forth in paragraph (c) of this section.

4. Section 1309.60 (f) (2) is amended to read as follows:

(2) The maximum base price, delivered in less than carload lots at Connecticut Valley points, shall be 14½ cents per pound for an amount of copper equal to the amount of copper mined by the seller at, or delivered to him from, a mine or mines at which an approved wage increase has been put into effect since February 14, 1946, irrespective of the time when such copper was mined by, or delivered to, the seller. Such price shall be adjusted for the applicable kind or grade and shape or form differentials set forth in paragraph (c) of this section.

5. The following paragraph (3) is added to § 1309.60 (f):

(3) The maximum base price, delivered in less than carload lots at Connecticut Valley points, shall be 14½ cents per pound for copper sold by the Reconstruction Finance Corporation, Office of Metals Reserve. Such price shall be adjusted for the applicable kind or grade and shape or form differentials set forth in paragraph (c) of this section.

This amendment shall become effective June 4, 1946.

Issued this 4th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9468; Filed, June 4, 1946; 4:38 p. m.]

PART 1349—ELECTRICAL GENERATION, TRANSMISSION, CONVERSION AND DISTRIBUTION APPARATUS

[MPR 82, Amdt. 10]

WIRE AND CABLE

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 82 is amended in the following respects:

The following paragraph (h) is added to section 16:

(h) *Procedure where OPA establishes industry-wide increases in the price of lead.* (1) Manufacturers of lead covered wire or cable, excluding armored cable, sold in terms of dollars-and-cents amounts per unit of length, may, after June 3, 1946, the effective date of an amendment to Revised Price Schedule 69, raising the maximum price of lead, increase their maximum net prices, which would be in effect for each 1000 feet of such lead covered cable in the absence of this paragraph, by the dollars-and-cents amount obtained by applying the following formula, and rounding out the resultant figure to the nearest ten cents:

Formula: 177 x (T+D) x T x ¢ where "T" represents the thickness, expressed in inches, of the lead sheath, "D" represents the inside diameter, expressed in inches, of the lead sheath, and "¢" represents the total increase in cents per pound of lead established by the amendment to RPM 69.

Example: Assume that on June 3, 1946, the OPA effectuates an industry-wide increase of 3¢ per pound in the price of lead. Assume that the maximum net price of the applicable lead covered cable would be 100 dollars for each 1000 feet without considering the provisions of this paragraph, and further assume the inside diameter of the lead sheath to be one inch, with the thickness of the lead sheath being one-fourth of an inch. The amount the manufacturer may add to the aforesaid net price would be obtained as follows:

177 x (¼+1) x ¼ x 3, or $1.66, which, when rounded out to the nearest ten cents, becomes $1.70. The new maximum net price would therefore become $101.70 for the thousand feet.

(2) *Resellers.* Resellers may increase their maximum net prices for wire and cable, which would be in existence in the absence of the foregoing provisions, by the dollars-and-cents amount by which their net invoiced costs have been increased as a result of the foregoing provisions.

(3) Increases in maximum prices obtained as a result of the provisions of subparagraphs (1) and (2) shall be separately stated on the invoice furnished in transactions affected thereby.

This amendment shall become effective June 4, 1946.

Issued this 4th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9467; Filed, June 4, 1946; 4:38 p. m.]

PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[Control Order 2, Amdt. 2 to Supp. 1[1]]

LIVESTOCK SLAUGHTER

Table I in Supplement 1 to Control Order 2 is amended by adding paragraph (b) to read as follows:

(b) For quota periods beginning on or after May 26, 1946. (Any Class 2 slaughterer whose quota period began between May 26, 1946, and June 3, 1946, and who before June 3, 1946, slaughtered not in excess of 60% of his quota based on paragraph (a) of this supplement but in an amount which is in excess of 60% of his quota based on paragraph (b), shall not be deemed to have violated the provision of section 7 (c) of Control Order 2.)

	Percent
Cattle	85
Calves	85
Hogs	90

This amendment shall become effective as of May 26, 1946.

Issued this 4th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9468; Filed, June 4, 1946; 4:38 p. m.]

PART 1305—ADMINISTRATION

[SO 126, Amdt. 39]

INSULATION CAMBRIC AND SEPARATOR CLOTH

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Section 10 (i) is added to read as follows:

(i) Insulation cambric and separator cloth heretofore subject to Maximum Price Regulation No. 358—Insulation Cambric and Separator Cloth.

This amendment shall become effective June 5, 1946.

Issued this 5th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9521; Filed, June 5, 1946; 11:32 a. m.]

PART 1305—ADMINISTRATION

[SO 161,[2] Revocation]

TEMPORARY ADJUSTMENTS IN MAXIMUM PRICES OF CERTAIN PERISHABLE FOOD COMMODITIES

A statement of the considerations involved in the issuance of this order of revocation has been issued and filed with the Division of the Federal Register.

Supplementary Order 161 is revoked as of 12 o'clock midnight, June 4, 1946 with respect to all goods shipped after that time, and as of 12:01 a. m. June 8, 1946 as to all other goods.

[2] 11 F.R. 4666.
[3] 11 F.R. 5781.

This order shall become effective June 4, 1946.

Issued this 4th day of June 1946.

PAUL A. PORTER,
Administrator.

Approved: May 31, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-9469; Filed, June 4, 1946; 4:39 p. m.]

PART 1388—DEFENSE-RENTAL AREAS

[Hotels and Rooming Houses Miami Area,[1] Amdt. 19 (§ 1388.1401)]

HOTELS AND ROOMING HOUSES IN MIAMI

The sixth unnumbered paragraph of section 5 of the Rent Regulation for Hotels and Rooming Houses in the Miami Defense-Rental Area is amended to read as follows:

In cases involving construction, appropriate allowance shall be made for general increases in costs of construction in the defense-rental area since 1939, except that in the case of construction initiated prior to November 23, 1945, such allowance shall reflect general increases in costs of construction in the defense-rental area since September 1, 1943.

Issued and effective June 5, 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9522; Filed, June 5, 1946; 11:31 a. m.]

PART 1388—DEFENSE-RENTAL AREAS

[Housing, Miami Area,[2] Amdt. 22 (§ 1388.1241)]

HOUSING IN MIAMI

The Rent Regulation for Housing in the Miami Defense-Rental Area is amended in the following respects:

1. The first paragraph of section 4 (c) is amended to read as follows:

(c) *Priority-constructed housing.* For housing accommodations newly constructed with priority rating or under specific authorization from the United States or any agency thereof for which the rent is approved by the United States or any agency thereof prior to September 1, 1943, or, if the accommodations were not rented on that date, prior to the first renting of the accommodations after that date, the rent so approved, but in no event more than the rent on September 1, 1943, or, if the accommodations were not rented on that date, more than the first rent after that date: *Provided, however,* That if, prior to September 1, 1943, or, if the accommodations were not rented on that date, prior to the first renting of the accommodations after that date, the landlord made a written request to the appropriate agency of the United States to approve a higher rent than the rent initially approved because of increased costs of construction, and a higher rent is approved by such agency on or after March 29, 1944, because of such increased costs of construction, the maximum rent on and after the date of such approval shall be the rent so approved: *And provided further,* That as to housing constructed with priority rating obtained prior to October 15, 1945, and in which initial occupancy occurred on or after that date, the landlord may at his option elect to have the maximum rents therefor determined under section 4 (b).

2. The fifth unnumbered paragraph of section 5 is amended to read as follows:

In cases involving construction, appropriate allowance shall be made for general increases in costs of construction in the defense-rental area since 1939, except that in the case of construction initiated prior to November 23, 1945, such allowance shall reflect general increases in costs of construction in the defense-rental area since September 1, 1943.

3. Section 6 (d) (1) is amended to read as follows:

(d) *Notices required—(1) Notices prior to action to remove tenant.* Every notice to a tenant to vacate or surrender possession of housing accommodations shall state the ground under this section upon which the landlord relies for removal or eviction of the tenant and the facts necessary to establish the existence of such ground. A written copy of such notice shall be given to the area rent office within 24 hours after the notice is given to the tenant.

No tenant shall be removed or evicted from housing accommodations by court process or otherwise, unless at least ten days (or, where the ground for removal or eviction is non-payment of rent, the period required by the local law for notice prior to the commencement of an action for removal or eviction in such cases, but in no event less than three days) prior to the time specified for surrender of possession and to the commencement of any action for removal or eviction, the landlord has given written notices of the proposed removal or eviction to the tenant and to the area rent office, stating the ground under this section upon which such removal or eviction is sought, the facts necessary to establish the existence of such ground, and specifying the time when the tenant is required to surrender possession.

Where the ground for removal or eviction of a tenant is non-payment of rent, every notice under this paragraph (d) (1) shall state the rent for the housing accommodations, the amount of rent due and the rental period or periods for which such rent is due. The provisions of this paragraph (d) (1) shall not apply if the eviction is pursuant to the terms of a certificate issued by the Administrator under the provisions of paragraph (b) of this section.

Issued and effective June 5, 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9523; Filed, June 5, 1946; 11:31 a. m.]

[1] 10 F.R. 318, 2405, 5090, 9445, 11071, 15212; 11 F.R. 4015.
[2] 9 F.R. 14994; 10 F.R. 331, 1973, 2403, 2872, 5090, 11670, 14399; 11 F.R. 2115, 2447, 4031.

PART 1412—SOLVENTS

[MPR 37, Amdt. 17]

BUTYL ALCOHOL AND ESTERS THEREOF

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

The table of prices contained in § 1412.116, Appendix A (a) (1) (*a*) is amended by adding the following:

	Butyl alcohol	Butyl acetate	Base average cost per bushel of whole grain
Produced by Commercial Solvents Corp. by fermentation of molasses..	$0.21	$0.198	----------

This amendment shall become effective June 5, 1946.

Issued this 5th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9518; Filed, June 5, 1946; 11:32 a. m.]

PART 1389—APPAREL

[MPR 172,[1] Amdt. 6]

CHARGES OF CONTRACTORS IN APPAREL INDUSTRY

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 172 is amended in the following respects:

1. The first undesignated paragraph of § 1389.53 (a) is amended to read as follows:

"Approved" wage increases may be added to the above amount. A wage increase is "approved" if it meets the requirements of Subpart C of the Supplementary Wage and Salary Regulations,[2] issued by the Office of Economic Stabilization on March 8, 1946. By the terms of Subpart C of such Supplementary Wage and Salary Regulations, approved wage increases include those paid pursuant to orders issued by the National or Regional War Labor Board or by the Wage Stabilization Board, those permissible under general orders or directives issued by such boards, and those deemed approved under Executive Order 9697,[3] issued February 14, 1946.

2. The last paragraph of § 1389.53 (b) is amended to read as follows:

"Approved" wage increases may be added to the above amount. A wage increase is "approved" if it meets the requirements of Subpart C of such Supplementary Wage and Salary Regulations, issued by the Office of Economic Stabilization on March 8, 1946. By the terms of Subpart C of such Supplementary Wage and Salary Regulations, approved wage increases include those paid pursuant to orders issued by the National or Regional War Labor Board or by the Wage Stabilization Board, those permissible under general orders or directives issued by such boards, and those deemed approved under Executive Order 9697, issued February 14, 1946.

3. The last paragraph of § 1389.53 (c) is amended to read as follows:

"Approved" wage increases may be added to the above amount. A wage increase is "approved" if it meets the requirements of Subpart C of the Supplementary Wage and Salary Regulations, issued by the Office of Economic Stabilization on March 8, 1946. By the terms of Subpart C of such Supplementary Wage and Salary Regulations, approved wage increases include those paid pursuant to orders issued by the National or Regional War Labor Board or by the Wage Stabilization Board, those permissible under general orders or directives issued by such boards, and those deemed approved under Executive Order 9697, issued February 14, 1946.

This amendment shall become effective June 5, 1946.

Issued this 5th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9519; Filed, June 5, 1946; 11:32 a. m.]

PART 1450—TRANSPORTATION

[MPR 571, Amdt. 6]

RENTAL OF CERTAIN TYPES OF COMMERCIAL MOTOR VEHICLES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 71 is amended by the addition of a new section 20 as follows:

SEC. 20. *Suspensions and exemptions—*(a) *Suspensions.* Notwithstanding any other provision of this regulation or orders issued thereunder, price control is suspended as to the following types of transactions.

(1) Rentals of funeral cars, hearses, and passenger cars (except taxicabs or passenger cars when rented for use as taxicabs).

This amendment shall become effective June 5, 1946.

Issued this 5th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9520; Filed, June 5, 1946; 11:32 a. m.]

PART 1499—COMMODITIES AND SERVICES

[SR 14F, Amdt. 18]

SUGAR

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 34 (a) of Supplementary Regulation 14F is amended to read as follows:

(a) $2.818 per cwt. sugars delivered into buyers' tanks at seaboard.

This amendment shall become effective June 5, 1946.

Issued this 5th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9517; Filed, June 5, 1946; 11:32 a. m.]

PART 1499—COMMODITIES AND SERVICES

[SR 14E,[1] Amdt. 44]

MODIFICATIONS OF MAXIMUM PRICES ESTABLISHED BY GENERAL MAXIMUM PRICE REGULATION FOR CERTAIN TEXTILES, LEATHER AND APPAREL

A statement of the considerations involved in the issuance of this amendment issued simultaneously herewith has been filed with the Division of the Federal Register.

Section 2.7 (w) is amended in the following respect:

1. The first undesignated paragraph of subparagraph (2) is amended to read as follows:

The maximum price for sales at wholesale of the articles listed in subparagraph (1) shall be the seller's maximum price determined in accordance with the General Maximum Price Regulation and the amount by which the manufacturer's price has been increased pursuant to Supplementary Order 139.

2. Subparagraph (3) is deleted.

This amendment shall become effective June 5, 1946.

Issued this 5th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9516; Filed, June 5, 1946; 11:31 a. m.]

TITLE 33—NAVIGATION AND NAVIGABLE WATERS

Chapter I—Coast Guard: Department of the Treasury

PART 15—COAST GUARD GENERAL CLAIMS REGULATIONS

Pursuant to the authority vested in the Secretary of the Treasury by section 5 of the act of December 28, 1945 (Public Law 277, 79th Congress) as amended by the Act of March 20, 1946 (Public Law 327, 79th Congress) and R. S. 161 (5 U.S.C. 22) the following regulations designated as "Coast Guard General Claims Regula-

[1] 7 F.R., 4882, 6684, 8351, 8948, 10864, 8 F.R., 8063, 10 F. R. 12208.
[2] 11 F.R., 2517.
[3] 11 F.R., 1691.

[1] 10 F.R. 1183, 2014, 4156, 7117, 7497, 7667, 9337, 9540, 9963, 10021, 11401, 12601, 12812, 13271, 13692, 13826, 14506, 14742, 15007, 15036, 15467; 11 F.R. 115, 348, 405, 407, 560, 677, 889, 949, 1405, 1594, 1850, 2042, 3090, 4163, 3090, 3158, 3366.

tions" are prescribed to govern the administration of claims for damage to or loss or destruction of property, or for personal injury or death, caused by Coast Guard personnel or civilian employees of the Coast Guard, or otherwise incident to the activities of the Coast Guard when the Coast Guard is not operating as a part of the Navy.

Sec.

15.1 Definitions.
15.2 Scope; general.
15.3 Application of claims not previously adjusted.
15.4 Acts or omissions.
15.5 Contributory negligence.
15.6 Registered and insured mail.
15.7 Bailed personal property.
15.8 Use and occupancy of real property.
15.9 Contract claims.
15.10 Other noncombat activities.
15.11 Foreign claims.
15.12 Claims for military personnel or civilian employees.
15.13 Depredation.
15.14 Medical expenses.
15.15 Hospital expenses.
15.16 Burial expenses.
15.17 Statute of limitations.
15.18 Claims for subrogees.
15.19 Approval of claims.
15.20 Claims in excess of $500.
15.21 Government immunity.
15.22 Action by claimant.
15.23 Reports by Coast Guard personnel.
15.24 Investigating officers.
15.25 Boards of Investigation.
15.26 Disposition of reports.
15.27 Procedure.
15.28 Transfer or assignment of claim.
15.29 Appeals.
15.30 Release.
15.31 Authorization for issuance of administrative instructions.

AUTHORITY: §§ 15.1 to 15.31, inclusive, issued under section 5, act of December 28, 1945 (Public Law 277, 79th Congress), as amended by the act of March 20, 1946 (Public Law 327, 79th Congress) and R.S. 161 (5 U.S.C. 22).

§ 15.1 *Definitions.* (a) The word "claims" as used in these regulations refers to those demands for payment, within the scope of this part, submitted by individuals, partnerships, associations, or corporations, or political entities, including countries, states and territories, and political subdivisions thereof, but excluding the Federal Government of the United States and its instrumentalities, other than such demands for payment as arise under ordinary obligations incurred by the Coast Guard in the procurement of services or supplies, and other claims within the scope of paragraph (b) of this section.

(b) The word "claims" when used in this part does not include:

(1) Foreign claims which arose while the Coast Guard was operating as a part of the Navy and which are administered under the act of January 2, 1942, as amended by the act of April 22, 1943 (31 U.S.C. 224d).

(2) Admiralty claims for damages caused by a Coast Guard vessel which arose while the Coast Guard was operating as a part of the Navy, which claims would be administered under the act of July 3, 1944 (46 U.S.C. 797) and the act of December 5, 1945 (Public Law 246, 79th Congress).

(3) Personnel claims of either military or civilian personnel of the Coast Guard for damages to or loss, destruction, capture, or abandonment of personal property which occurred as an incident to their service and which are administered under Coast Guard Personnel Claims Regulations by virtue of section 5, act of March 20, 1946 (Public Law 327, 79th Congress) and the act of May 29, 1943 (Public Law 67, 79th Congress).

(4) Claims for rent of real or personal property.

(c) The phrase "In time of war" as applied to conditions as of the date of the promulgation of this part shall include the period between December 7, 1941, and the date the war is declared to be at an end by resolution of the Congress or by proclamation of the President.

(d) The word "Commandant" as used in this part refers to the Commandant, U. S. Coast Guard, Washington, D. C.

(e) The words "Assistant Commandant" as used in this part refers to the Assistant Commandant, U. S. Coast Guard, Washington, D. C.

(f) The words "This part" as used in this part refer to the Coast Guard General Claims Regulations.

(g) The phrase "when the Coast Guard was not operating as a part of the Navy" when used in this part means any period other than the period beginning November 1, 1941 and ending December 31, 1945.

(h) Coast Guard aircraft, when waterborne, shall be considered as vessels for the purposes of this part.

§ 15.2 *Scope; general.* Claims arising on or after May 27, 1941 for damage to or loss or destruction of real or personal property, or for reasonable medical, hospital or burial expenses, actually incurred on account of personal injury or death, caused by military personnel or civilian employees of the Coast Guard while acting within the scope of their employment, or otherwise incident to activities of the Coast Guard, including claims under Title 14, section 71, U. S. Code, on account of damages occasioned by collisions or incident to the operation of Coast Guard vessels; claims for damage to or loss or destruction of registered or insured mail while in the possession of Coast Guard authorities even though resulting from criminal acts; claims for damage to or loss or destruction of personal property bailed to the government; and claims for damage to real property incident to the use and occupancy thereof under a lease, express or implied, or otherwise, and including claims of the foregoing categories arising out of civil works, are payable provided they do not exceed $500 or, in time of war, do not exceed $1,000.

§ 15.3 *Application of claims not previously adjusted.* The provisions of this part apply to all claims otherwise within the scope thereof, not heretofore adjusted, including claims formerly payable under provisions of law and regulations now superseded, arising out of accidents or incidents occurring on or after May 27, 1941. Claims arising out of accidents or incidents occurring prior to May 27, 1941, but otherwise within the scope of this part will be forwarded to the Commandant, with related files and recommendations by or through the Commander of the district in which the accident or incident resulting in the claims, occurred: *Provided*, That in the cases of independent Coast Guard activities, such as the Coast Guard Yard, the files and recommendations will be forwarded directly to the Commandant.

§ 15.4 *Acts or omissions.* (a) Military personnel and civilian employees whose acts or omissions may give rise to claims within the scope of this part, include all military personnel of the Coast Guard and volunteer workers, and others, serving as employees of the Coast Guard, even though without compensation.

(b) *Scope of employment.* Acts or omissions of military personnel and civilian employees may give rise to claims payable under the provisions of this part only if such acts or omissions occur while such military personnel or civilian employees are acting within the scope of their employment.

§ 15.5 *Contributory negligence.* Except with respect to cases within the admiralty and maritime jurisdiction, negligence or wrongful act of the claimant, or his agent or employee acting within the scope of his employment, in whole or in part the proximate cause of the accident or incident, bars a claim. The doctrine of comparative negligence will not be applied. The law of the jurisdiction in which the accident or incident occurred will normally be followed in determining whether contributory negligence is present.

§ 15.6 *Registered and insured mail.* Claims for damage to or destruction of registered or insured mail while in the possession of the military authorities are within the scope of this part, if caused by military personnel or civilian employees of the Coast Guard even though resulting from criminal acts, or if otherwise incident to activities of the Coast Guard. Claims for damage, loss or destruction occurring prior to delivery by the Post Office Department (for distribution to the addressee) to authorized military personnel or civilian employees, are not payable under the provisions of this part, nor are claims for damage, loss or destruction occurring due to the fault of or while in the hands of bonded personnel; nor are claims arising after resumption of possession by the Post Office Department (e. g. for the purpose of forwarding to the addressee at a different address) and prior to redelivery to authorized military personnel or civilian employees of the Coast Guard charged with distribution to the addressee. "Minimum fee" insured mail carrying no insurance number and not requiring hand-to-hand receipts is not within the scope of this section.

§ 15.7 *Bailed personal property.* Claims for damage to or loss or destruction of personal property loaned, rented, or otherwise bailed to the Government under an agreement, express or implied, are payable under the provisions of this part even though legally enforceable against the Government as contract claims, unless by express agreement the bailor has assumed the risk of damage, loss or destruction; the cause of loss is immaterial. Claims payable under this section may, if deemed in the best interests of the Government, be processed as contract claims through the General Accounting Office. Claims for rent of personal property are not payable under this part.

§ 15.8 *Use and occupancy of real property.* Claims for damage to real property incident to the use and occupancy thereof by the Government under a lease, express or implied, or otherwise, are payable under the provisions of this part, even though legally enforceable against the Government as contract claims. Claims payable under this section may, if deemed in the best interests of the Government be processed as contract claims through the General Accounting Office. Claims for rent of real property are not payable under this part.

§ 15.9 *Contract claims.* Claims for damage to or loss or destruction of property founded in contract, express or implied, except those under §§ 15.7 and 15.8, are normally not payable under the provisions of this part. Any claim which is apparently within the provisions of the act of March 20, 1946 but appears to be founded in contract, express or implied, will be forwarded with related files and recommendations by or through the Commander of the cognizant Coast Guard district or activity to the Commandant for appropriate administrative action.

§ 15.10 *Other noncombat activities.* Claims for damage to or loss or destruction of property, or for personal injury or death, though not caused by acts or omissions of military personnel or civilian employees of the Coast Guard are payable under the provisions of this section if otherwise incident to the activities of the Coast Guard. In general, claims within the above category are those arising out of authorized activities which are peculiarly Coast Guard activities having little parallel in civilian pursuits and out of situations which historically have been considered as furnishing a proper basis for the payment of claims, such as claims for damage or injury arising out of, and which are natural or probable results of incidents of, maneuvers and special exercises, practice firing, operation of aircraft, use of instrumentalities having latent mechanical defects not traceable to negligent acts or omissions, explosions of ammunition, movement of vehicles designed especially for military use, and use and occupancy of real estate.

§ 15.11 *Foreign claims.* Claims for damage to or loss or destruction of property, or for personal injury or death, arising out of accidents or incidents occurring in foreign countries when the Coast Guard was not operating as a part of the Navy, are within the provisions of this part.

§ 15.12 *Claims for military personnel or civilian employees.* Claims for damage to or loss or destruction of personal property of military personnel or civilian employees of the Coast Guard occurring incident to their service will first be considered under the provisions of Personnel Claims Regulations, which, if applicable take precedence over the provisions of this part. Such claims found not to be payable under provisions of the Personnel Claims Regulations may then be considered under the provisions of this part. Claims of such personnel and employees for damage to or loss or destruction of property not incident to their service are payable under the provisions of these regulations, on the same basis as are claims of persons not military personnel or civilian employees of the Coast Guard. Claims for medical, hospital and burial expenses on account of injury or death of military personnel or civilian employees of the Coast Guard if not within the provisions of other statutes or regulations, are payable under the provisions of this part on the same basis as are claims of persons not military personnel or civilian employees of the Coast Guard.

§ 15.13 *Depredation.* Claims for damage to or loss or destruction of property, by persons subject to military law, caused by riotous, violent, or disorderly conduct, or acts of depredation, willful misconduct, or such reckless disregard of property rights as to carry an implication of guilty intent, are not payable under the provisions of this part.

§ 15.14 *Medical expenses*—(a) *Included.* Items properly allowable include, if reasonably necessary, reasonable in amount, and actually incurred: (1) Transportation by ambulance or otherwise, from the scene of the accident or incident to a physician or hospital, and to and from residence to physicians or hospitals, for examination or treatment; (2) services performed by physicians, surgeons, dentists, laboratory technicians, anesthetists, masseurs, and registered and practical nurses; (3) physiotherapy; (4) X-ray and roentgenological examination and treatment; (5) laboratory tests; (6) medicines; (7) other reasonably necessary medical expenses.

(b) *Excluded.* No amount may be allowed, as an item of claim, for medical services furnished at the expense of the United States.

§ 15.15 *Hospital expenses*—(a) *Included.* Items properly allowable include, if reasonably necessary, reasonable in amount, and actually incurred: (1) Use of emergency and surgical rooms; (2) room and board; (3) anesthetics, medicines, laboratory fees, and dressings; (4) payments to blood donors; (5) other reasonably necessary hospital expenses.

(b) *Excluded.* No amount may be allowed, as an item of claim, for hospital services furnished at the expense of the United States.

§ 15.16 *Burial expenses*—(a) *Included.* Items properly allowable include, if reasonable in amount and actually incurred: (1) Undertaker's services; (2) casket; (3) transportation; (4) cemetery lot; (5) services of a minister, priest, or rabbi; (6) interment or cremation; (7) other reasonably necessary burial and funeral expenses.

(b) *Excluded.* No amount may be allowed, as an item of the claim, for any portion of the expense of burial otherwise paid by the United States.

§ 15.17 *Statute of limitations.* Claims must be presented in writing within one year after the occurrence of the accident or incident out of which the claim arises, except that if the accident or incident occurs in time of war, or if war intervenes within one year after its occurrence, a claim may, if good cause for the delay is shown, be presented within one year after peace is established. (See § 15.1 (c)).

§ 15.18 *Claims for subrogees*—(a) *Settlement to be only in name of insured.* Settlement will be made solely with the insured, rather than the insurer or with both the insured and insurer, in cases of damage, loss, destruction, injury, or death covered by insurance. No injury will be made into, nor determination made of, the relative interests as between insured and insurer. The entire claim, including any portion thereof insured against, will be filed by or on behalf of the insured and payment of the entire amount approved will be made in the name of the insured. Evidence of authority to file a claim on behalf of the insured may be established by a power of attorney, insurance policy provision, or other documentary evidence satisfactory to the approving authority. The foregoing provisions will be equally applicable in cases of subrogation based other than on insurance.

(b) *Excluded.* Claims by subrogees in their own right are not within the scope of this part and will not be considered.

(c) *Claims accruing prior to March 20, 1946.* The provisions of paragraphs (a) and (b) of this section are, however, inapplicable to claims growing out of accidents or incidents which occurred prior to March 20, 1946.

§ 15.19 *Approval of claims.* (a) Subject to appeal to the Secretary of the Treasury, claims under the provisions of these regulations may be approved or disapproved by the Commandant, Assistant Commandant, or the Chief Counsel, U. S. Coast Guard. These claims when approved as aforesaid will be forwarded to the appropriate authorized certifying officer for certification as provided in Chapter XVI, Pay and Supply Instructions, U. S. Coast Guard.

(b) Prior to the payment of any approved claim within the provisions of this part, each of the following conditions must be fulfilled:

(1) The amount of the damage, loss, or destruction, or the amount payable on account of personal injury or death, must be determined.

(2) The amount approved to be paid must not exceed $500 ($1,000 in time of war).

(3) The claim must have been presented within one (1) year after the occurrence of the accident or incident out of which the claim arises except as provided in § 15.17.

(4) The claimant must accept, in full satisfaction and final settlement, the

amount approved, if less than the full amount claimed.

§ 15.20 *Claims in excess of $500.* Claims in excess of $500 ($1,000 in time of war) if otherwise within the scope of this part may be reported by the Secretary of the Treasury to Congress for its consideration. Any claim which is asserted in an amount in excess of $500 ($1,000 in time of war) will be forwarded promptly with the related file, and with comments and recommendations, by or through the office of the cognizant District Commander to the Commandant for appropriate action, except in the case of independent activities, where the claim will be forwarded directly to the Commandant. To the extent that the claim is for damage to or loss or destruction of property, or for reasonable medical, hospital, or burial expenses actually incurred, within the provisions of these regulations, except as the aggregate amount exceeds $500 ($1,000 in time of war), such action may include the reporting of the claim in a deficiency bill for consideration by Congress without the necessity of the claimant's initiating private relief legislation. Elements of such a claim to compensate for loss of wages, pain and suffering, permanent disability, and death not being within the scope of these regulations will not be included in any claim so reported, and no private relief legislation therefor will be sponsored by the Treasury.

§ 15.21 *Government immunity.* Except when the claim arises under a contract or is otherwise specifically permitted by statute, no person may have a legally enforceable claim against the United States for property damage or personal injury arising out of the activities of the Coast Guard. Accordingly, unless the claim falls within the scope of this part or arises under contract, the claimant has no recourse against the government except through the enactment of private relief legislation by the Congress, which legislation the Treasury Department does not sponsor except in cases set forth in § 15.20.

§ 15.22 *Action by claimant*—(a) *Claims for damage, loss or destruction of property.* Claims for damage to or loss or destruction of property may be presented by the owner of the property or his duly authorized agent or legal representative. The word "owner", as so used, includes charterers, bailees, lessees, mortgagors, and conditional vendees, but does not include mortgagees, conditional vendors, and others having title for purpose of security only. The claim, if filed by an agent or legal representative, should show the title or capacity of the person signing and be accompanied by evidence of the appointment of such person as agent, executor, administrator, guardian, or other fiduciary.

(b) *Claims for personal injury or death.* Claims for personal injury or death may be presented by the injured person or his duly authorized agent or legal representative. Claims for medical, hospital and burial expenses, not presented by the injured person or his duly authorized agent or legal representative, may, if it appears that no legal representative has been appointed, be presented by any person who, by reason of family relationship, has in fact incurred the expenses for which claim is made.

(c) *Form of claim.* Claims should be submitted by presenting in triplicate a statement in writing stating the claimant's address and setting forth the amount of the claim and, so far as possible, the detailed facts and circumstances surrounding the accident or incident, indicating the date and place, the property and persons involved, the nature and extent of the damage, loss, destruction or injury, and the agency which was the cause or occasion thereof. Form, CG–2880 will be used whenever practicable.

(d) *Prior claims.* Claimants, whose claims arose prior to March 20, 1946, who, prior to this part, submitted claims on Standard Form 28 or in any other approved manner will not be required to resubmit their claims.

(e) *Evidence to be submitted by claimant*—(1) *General.* The amount claimed for damage to or loss or destruction of property or for personal injury or death should be substantiated by competent evidence. All statements or estimates required to be submitted by the following subparagraphs should, if possible, be by disinterested competent witnesses, preferably reputable dealers or officials familiar with the type of property damaged. Such statements and estimates should be certified as just and correct and if payment has been made, itemized receipts evidencing such payment should be included.

(2) *Damage to personal property.* In support of claims for damage to personal property which has been or can be economically repaired, the claimant should submit an itemized signed statement or estimate of the cost of repairs; if not economically reparable, or if the property is lost or destroyed, the value thereof at the time of loss or destruction, should be stated.

(3) *Damage to real property.* In support of claims for damage to land, trees, buildings, fences and other improvements, and similar property, the claimant should submit an itemized signed statement of estimate of the cost of repairs; if not economically reparable, the value both before and after the accident, of the land damaged, or of the improvement or other property if it can be readily and fairly valued apart from the land, should be stated.

(4) *Damage to crops.* In support of claims for damage to crops, the claimant should submit an itemized signed statement showing the number of acres, or other unit measure, of the crops damaged, the normal yield per unit, the gross amount which would have been realized from such normal yield and an estimate of the further costs of cultivation, harvesting and marketing; if the crop is one which need not be planted each year, the diminution in value of the land beyond the damage to the current years crop should also be stated.

(5) *Damage to registered or insured mail.* In the case of claims for damage to or loss or destruction of registered or insured mail, the claimant should in addition submit, where possible, the registration or insurance receipt, or an attested copy thereof, showing the amount of fee and postage paid.

(6) *Marine casualty damage.* In support of claims for damage to or destruction of marine property which has been or can be repaired or replaced, the claimant must submit an itemized statement or estimate of the cost of repairs or replacement, supported by an appraisal or survey report of disinterested, competent persons familiar with the subject matter.

If the property is so severely damaged that it is not susceptible of being repaired, its value as of the time of the accident must be stated and established by competent evidence. Whenever a claim includes a charge for detention or loss of earnings during repairs of damage to a vessel, the claimant must support such item with a statement as to:

(i) The date when the vessel was disabled.

(ii) The name and location of the repair yard.

(iii) The date when repairs were commenced.

(iv) The date when repairs were completed.

(v) Whether or not while undergoing collision repairs, any other work for the owner's account was performed, and if so, the cost and character thereof and the time required for performance.

(vi) The date on which the vessel was returned to service after completion of repairs .

(vii) Place where the vessel was put into service after completion of repairs.

(viii) An explanation of any delay between the date repairs were completed and the date the vessel was returned to service.

(ix) Whether or not during the course of undergoing collision repairs the vessel could have been employed, and an explanation submitted showing the identity of the person who offered to give such employment; the terms of the offer; time of prospective service and rate of compensation.

(x) If the vessel was under charter at the time of collision or was otherwise employed, the claimant should state each of the details set forth last above, and as well submit a statement of operating expenses which were, or would have been, incurred to earn such hire, specifically stating wages and bonuses which would have been paid during the period of employment (including the master's), the value of fuel which would have been consumed during the period of employment, the value of consumable stores which would have been used during the period of employment, port charges which would have been incurred during the period of employment and which would have included such items as harbor fees, wharfage, dockage, sheddage, stevedoring, towage, pilotage, inspection, tollage, lockage, anchorage and moorage, grain elevation, storage, and customs fees. All such statements or estimates should be supported by statements or reports of disinterested, competent witnesses, preferably marine surveyors, familiar with the type of property damaged or destroyed. Such statements and estimates should be certified as just and correct, and if payment has been made, itemized receipts evidencing payment should be included.

(7) *Personal injury.* In support of claims for personal injury or death, the claimant should submit a written report by attending physician, showing the nature and extent of injury, the nature and extent of treatment, the degree of permanent disability, if any, the prognosis, and the period of hospitalization or incapacitation, attaching itemized bills for medical, hospital, or burial expenses actually incurred.

(8) *Signatures.* The claim and all other papers requiring the signature of the claimant should be signed by the claimant personally or by a duly authorized agent. (See 18 U. S. C. 80.)

(9) *Place of filing.* The claim should be submitted to the Commanding Officer of the activity involved, if known; otherwise to the Commanding Officer of any Coast Guard activity, if practicable the one within or nearest to which the accident or incident occurred; or the Commandant, Washington 25, D. C.

§ 15.23 *Reports by Coast Guard personnel*—(a) *Motor vehicle accidents.* All motor vehicle accidents will be reported by the driver of the Coast Guard vehicle on Standard Form 26, (Driver's Report—Accident—Motor Transportation). A report on Standard Form 26 will be filed even though the driver of other vehicle states no claim will be filed or even if only Government owned vehicles are involved. An accident will be reported regardless of who was hurt, what property was damaged or to what extent, where it occurred, or who was responsible. The report will be referred to the Commanding Officer of the activity for such disposition as he deems appropriate under § 15.25 of these regulations.

(b) *Marine casualties involving Coast Guard vessels and private vessels or instrumentalities.* Whenever there is a casualty involving a Coast Guard vessel and a private vessel or instrumentality, irrespective of the extent of damage, or wherein the fault of said casualty lies, the Commanding Officer or officer in charge of the Coast Guard vessel will make a report of the same by dispatch to the Commander of the district in which the collision occurred, or, if without the limits of a Coast Guard district directly to the Commandant. This dispatch report shall be followed, as soon as practicable, by a complete written report containing all information pertaining to the marine casualty.

(c) *Aircraft accidents or damage.* Whenever an officer in charge of a Coast Guard aircraft becomes aware that personal injury to private citizens or damage to private property has occurred as a result of the operation of the Coast Guard aircraft under his charge, he will make a report by dispatch to the Commander of the district in which such injury or damage occurred, or, if without the limits of a Coast Guard district, directly to the Commandant. This dispatch report shall be followed, as soon as practicable, with a complete report containing all information pertaining to such personal injury or damage.

(d) *Miscellaneous.* Whenever an incident occurs within the scope of this part, as set forth in § 15.2, for which a specific type of report is not required by paragraph (a), (b) or (c) of this section, the Coast Guard personnel having cognizance of such incident shall make a report of the same to the Commanding Officer of the Coast Guard activity in which the incident occurred for action under § 15.25.

(e) *Action by Commandant.* Whenever reports required by paragraphs (b) and (c) of this section are received by the Commandant he will forward the same for action to the Commanding Officer of the Coast Guard activity whom he desires to take administrative cognizance as provided in § 15.25.

§ 15.24 *Investigating officers*—(a) *Appointment of.* The Commanding Officer of each Coast Guard activity will designate a qualified individual of his command, if practicable one experienced in the conduct of investigations and preferably with legal training, as the investigating officer of the activity. Wherever necessary, in the discretion of the Commanding Officer, additional or assistant investigating officers may be appointed, each with all and the same powers as the investigating officer except that all assistant investigating officers will be under the general supervision of the investigating officer.

(b) *Duties of.* The investigation of an accident or incident by the investigating officer will cover all phases of such accident or incident and its future bearing on the interests of the service, including possible claims against or in favor of the Government.

(c) *Priority over other duties.* Whenever an investigating officer is engaged in an investigation, this duty will ordinarily have priority over other duties or assignments to which he has been assigned to insure prompt investigation while witnesses are available and before damage is repaired.

§ 15.25 *Boards of Investigation.* (a) Except as provided in paragraph (b) of this section, Commanding Officers of Coast Guard activities will be required upon receipt of a report required by § 15.23 or upon submission of a claim, to determine whether the facts in each case require the convening of a board of investigation as prescribed in Article 900, Coast Guard Courts and Boards, 1935, or an administrative investigation by an investigating officer as provided in § 15.24. In all cases involving possible disciplinary action against military personnel of the Coast Guard, a board of investigation will be convened. In no case will a board of investigation and an investigating officer conduct simultaneous and duplicitous investigations. In those administrative cases where an investigating officer discovers evidence which is to the prejudice of the interest of military personnel of the Coast Guard, he will immediately convey this information to his Commanding Officer for appropriate action under Article 900, Coast Guard Courts and Boards, 1935. If the Commanding Officer convenes a board of investigation, the investigating officer may be named as a member of the board. If no board of investigation is convened, the investigating officer will continue his investigation as provided in § 15.24.

(b) In the case of marine casualty involving a Coast Guard vessel and a private vessel or instrumentality, the procedure set forth in the Commandant's letter 30 March, 1943 and section 7–3–5 A, Merchant Marine Inspection Instructions shall be followed.

§ 15.26 *Disposition of reports.* (a) The reports of an investigating officer will be prepared in triplicate and delivered to the Commanding Officer by whom the investigating officer was appointed, for immediate transmission to the Commandant.

(b) The boards of investigation will be submitted in triplicate to the Commandant via the convening authority.

(c) Investigation into marine casualty conducted by a Merchant Marine Examining Officer will be forwarded in the manner prescribed by section 7–3–5 A, Merchant Marine Inspection Instructions.

§ 15.27 *Procedure*—(a) *When investigation will be made.* Investigation of service-connected accidents and incidents will be made in accordance with the provisions of this part, (1) when the private property is damaged, lost or destroyed; or (2) when injury or death results to any civilian other than an employee of the Government acting within the scope of his employment and covered by the United States Employees' Compensation Act; or (3) when Government property is damaged, lost or destroyed under circumstances which indicate the existence of a claim in excess of $25 in favor of the Government; or (4) when a claim is made; or (5) when specifically directed by competent authority.

(b) *Responsibility for investigation.* Immediate responsibility for the investigation of an accident or incident as provided in this part, rests upon the Commanding Officer of that local Coast Guard activity which is most directly involved, normally the Commanding Officer of the personnel involved or of the activity in which the accident or incident occurred: *Provided,* That where two or more such activities are concerned the senior of the Commanding Officers concerned will decide which of them will have immediate responsibility for the investigation.

(c) *Type of investigation.* Upon making the determination required of him by § 15.25, the Commanding Officer immediately responsible for the conducting of the investigation into the accident or incident, will refer the matter, with all the available information relating thereto, to an investigating officer, or an examining officer, or to properly convened board of investigation.

§ 15.28 *Transfer or assignment of claim.* No transfer or assignment of any interest in any claim which is adjusted under this part, and no power of attorney, order or other authority for receiving payment thereof, except as authorized by Title 31 U. S. Code, section 203, will be recognized.

§ 15.29 *Appeals.* Any claimant may appeal to the Secretary of the Treasury

for a review of the adjustment or determination of his claim. Such appeal shall be made in writing and shall be addressed to the Secretary of the Treasury, Washington 25, D. C.

§ 15.30 *Release.* Acceptance by claimant of any amount found to be due and payable under the provisions of this part shall be deemed to be in full satisfaction and settlement of such claim against the Government of the United States and no formal release will be necessary.

§ 15.31 *Authorization for issuance of administrative instructions.* The Commandant is hereby authorized to issue such administrative instructions not in conflict with this part as may be necessary from time to time to give full force and effect thereto.

Dated: May 29, 1946.

[SEAL] E. H. FOLEY, Jr.,
Acting Secretary of the Treasury.

[F. R. Doc. 46-9482; Filed, June 5, 1946; 10:49 a. m.]

TITLE 43—PUBLIC LANDS: INTERIOR

Chapter II—Bureau of Reclamation

[Order 2195]

PART 401—APPLICATIONS FOR ENTRY ON PUBLIC LANDS AND WATER RENTAL

QUALIFICATIONS FOR APPLICANTS

MAY 10, 1946.

Regulations governing the administration of subsection C of section 4 of the act of December 5, 1924 (43 Stat. 702; 43 U.S.C. 433). Qualifications of applicants for entry to public lands of Federal Reclamation projects.

In conformance with the increased significance of settlement activities in the Federal Reclamation program, and to adjust previous regulations and practices to present economic conditions and settlement requirements, this order amends and supersedes all previous regulations relative to the selection of settlers pursuant to the act of December 5, 1924, particularly regulations pursuant to Circular Letter No. 1455, September 12, 1925.

General policies. Project lands available for homesteading shall be opened to entry in a manner that will afford:

(a) Preference to veterans in accordance with the provisions of the act of September 27, 1944, Public Law 434, 78th Congress, and other preferences authorized by law. (58 Stat. 747; 43 U.S.C. Sup., 279–283)

(b) Reasonable assurance of success by the prospective settler through selection of entrymen on the basis of qualifications as to industry, experience, character, capital, and other pertinent requirements.

(c) Opportunity to homestead on a Federal Reclamation project primarily to qualified veterans who probably would not otherwise have opportunity to establish a family-size farm, due consideration being given to the desirability of securing in any new farming community a number of veterans who are well experienced farm operators able to assist new settlers through demonstrating desirable irrigation farming methods and practices adapted to the locality.

Boards of examiners. Authority has been delegated to the Commissioner of the Bureau of Reclamation to appoint Boards of Examiners to assist in the selection of settlers. Each Board so appointed shall consist of not less than two citizens residing on or in the vicinity of the project who are deemed to have public spirited interest in successful development of the project, the welfare of project settlers, and the special problems of veterans desiring opportunities to homestead on Federal Reclamation projects. A third member of each Board, who shall be the secretary of the Board, shall be a Bureau of Reclamation official, preferably a senior member of the local project staff. Citizen members, additional to the minimum number of two, may be appointed to any Board when, in the judgment of the Commissioner of Reclamation, such additional membership is desirable in view of the volume of work or the variety of problems involved in the selection of settlers.

The Boards of Examiners, after appointment as herein provided, shall be called into active status by the Regional Director sufficiently in advance of the opening of any project lands to settlement so that the members of the Board will have opportunity (1) to be fully informed of the character of the settlement opportunities and any special problems connected therewith, and (2) to make suitable recommendations as to the procedure for settler selection.

The duties of the Boards of Examiners include:

(a) Recommendation, through the Regional Director and Commissioner of the Bureau of Reclamation, for approval by the Secretary of the Interior, of standards as to the industry, experience, character, and capital and other qualifications for a successful entryman, such standards to be in conformity with and in furtherance of the general policies governing the settlement of Reclamation homesteads.

(b) The examination, approval, or rejection of applications for Reclamation homesteads and the award of farm units to qualified applicants.

(c) Recommendation to the Commissioner of Reclamation, or other appropriate official of the Bureau of Reclamation, concerning any matters connected with the settlement of the project, with a view to increasing the opportunities for success by the prospective settlers, for the establishment of family-size farms, and for carrying out the preference provisions of reclamation laws. Recommendations concerning standards as to industry, experience, character, capital and other requisite qualifications of a successful entryman, the selection of applicants and the award of farm units shall be made by the Boards of Examiners only by action of a majority of the members of said Boards.

Qualification as to capital. The standards relative to the amount of capital needed for reasonable assurance of success shall be established at the lowest amount consistent with protection of the settler, during development of his farm unit, from excessive hardship or failure due to inadequate funds for the expenses of family living and of needed farming operations. Recognition shall be given, through explicit definition in the standards for each project land opening, to useful assets other than cash, such as equipment, and to credit facilities that, by reason of their terms and conditions, would not interfere with proper development of the farm units, and repayment of construction charges. Recognition shall also be given to the opportunities for employment in connection with project construction, and for initial homesteading with minimum housing and other facilities that could be progressively improved in subsequent years. Consideration shall be given in the recommendations of the Board of Examiners relative to the qualification as to capital of any predevelopment of public lands by the Bureau of Reclamation that would reduce the amount of capital initially required by settlers to bring their farm units into income-producing condition.

Filing of application. The Board shall require each applicant for entry to public lands, including preference-right veterans, to file a written application with the Bureau of Reclamation on a form furnished for that purpose, which, among other things, must state with respect to the applicant: Age; status of citizenship; veteran preference, if any; martial status; number of children—ages, sexes; number of dependents; ownership of farm lands; value of farm lands; years of farming experience as owner, renter, laborer, farmer's son; financial situation—assets, liabilities; and reference as to character and industry.

Board decision and right of appeal. The decision of the Board as to the rating of applicants and the awards of farm units shall be reduced to writing and a copy forwarded to the applicant by registered mail. Evidence of service of such notice of decision shall be the registry return receipt signed by the applicant or his agent, or registered letter addressed to applicant at record address and returned unclaimed.

The Board's decision shall be final unless written appeal from such decision is made to the Regional Director of the Bureau of Reclamation and filed within such period, not exceeding 60 days from receipt of the Board's decision, as may be prescribed in the public notice or order opening project lands. The Regional Director's action on the appeal shall be final.

No entry for public lands within a Federal reclamation project shall be accepted by the local land office until the applicant therefor has satisfied an examining board and received its written approval of his qualifications to enter the farm unit awarded.

Procedure after application is approved. Approval by the Board of an application (followed by the filing of water right or water rental application when required) will entitle the applicant to file homestead application at the designated local District Land Office for the farm unit awarded to him. Such homestead application shall be made within a period of time to be specified by the public notice, except in those cases where a preference right is being exercised, in which event the period provided by law for the exercise of the preference right shall control.

Failure to so make such homestead application within the period prescribed will entitle the Board to approve another application for the same unit and continue this procedure, if necessary, until an approved applicant makes a homestead entry.

Order opening lands. Each public notice or order opening project lands will contain detailed instructions as to the qualifications necessary for prospective entrymen, including required standards of industry, experience, character and capital, and the procedures under which such qualifications will be determined.

J. A. KRUG,
Secretary of the Interior.

[F. R. Doc. 46-9463; Filed, June 4, 1946; 12:39 p. m.]

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter I—Interstate Commerce Commission

[SO 518, Amdt. 2]

PART 95—CAR SERVICE

RESTRICTIONS ON HOLDING POTATOES FOR ORDERS

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 4th day of June A. D. 1946.

Upon further consideration of Service Order No. 518, (11 F.R. 5603), as amended (11 F.R. 5786), and good cause appearing therefor: *It is ordered*, That:

Service Order No. 518, as amended, be, and it is hereby, further amended by substituting the following paragraph (a) in lieu of paragraph (a) thereof:

(a) *Restriction on holding cars for orders, reconsignment or diversion*—(1) *At Berkley, Va.* The Norfolk Southern Railway Company shall not hold for orders, reconsignment or diversion at Berkley (Norfolk) Virginia, any railroad freight car or refrigerator car, loaded with potatoes.

(2) *At Rocky Mount, N. C., and Petersburg, Va.* The Atlantic Coast Line Railroad Company shall not hold for orders, reconsignment or diversion, at Rocky Mount, North Carolina or at Petersburg, Virginia, any railroad freight car or refrigerator car, loaded with potatoes.

(3) *At Richmond, Va.* The Atlantic Coast Line Railroad Company or the Richmond, Fredericksburg, and Potomac Railroad Company shall not hold for orders, reconsignment or diversion at Richmond, Virginia, any railroad freight car or refrigerator car, loaded with potatoes, shipped on or after the effective date of this amendment.

It is further ordered, That this amendment shall become effective at 7:00 a. m., June 5, 1946; that a copy of this amendment shall be served upon the Richmond, Fredericksburg, and Potomac Railroad Company, The Norfolk Southern Railway Company and the Atlantic Coast Line Railroad Company, and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-9502; Filed, June 5, 1946; 11:04 a. m.]

Chapter II—Office of Defense Transportation

[Supp. Administrative Order ODT 1-5B]

ACTING ASSISTANT DIRECTOR, RAILWAY TRANSPORT DEPARTMENT

DELEGATION OF AUTHORITY

Pursuant to § 503.5, paragraph (b) of Administrative Order ODT 1, as amended (8 F.R. 6001; 9 F.R. 4615):

1. J. P. Kiernan, Acting Assistant Director, Railway Transport Department, Office of Defense Transportation, is hereby authorized to execute and issue in his discretion, subject to such terms and conditions as he may prescribe, and in the name of the Director of the Office of Defense Transportation, the special permits contemplated by § 500.73 of General Order ODT 18A, as amended (8 F.R. 14477; 9 F.R. 116, 7528), and the special permits contemplated by General Order ODT 1, as amended (7 F.R. 3046, 3213, 3753, 9744), or as such orders may be hereafter amended, revised, or reissued.

2. The exercise of the powers and authority conferred by this order shall be subject to the general control and supervision of the Director of the Office of Defense Transportation and the Director, Railway Transport Department, Office of Defense Transportation.

Supplementary Administrative Order ODT 1-5A (10 F.R. 4360), is hereby revoked.

Issued at Washington, D. C., as of the 23d day of May 1946.

A. H. GASS,
Director, Railway Transport Department, Office of Defense Transportation.

[F. R. Doc. 46-9475; Filed, June 4, 1946; 4:40 p. m.]

Notices

DEPARTMENT OF THE INTERIOR.

Office of the Secretary.

INHABITANTS OF NATIVE VILLIAGE OF DIOMEDE, ALASKA

PROCLAMATION DESIGNATING NATIVE RESERVATION

Pursuant to authority vested in the Secretary of the Interior by section 2 of the act of May 1, 1936, 49 Stat. 1250 (U.S.C., title 48, sec. 358a), there is hereby designated as a native reservation for the use and occupancy of the native inhabitants of the village of Diomede, Alaska, and vicinity, the Island of Little Diomede, which is located in Latitude 65°41' N. and Longitude 168°55' W., which includes approximately 1.43 acres previously reserved by Executive Order No. 5289, dated March 4, 1930, for educational purposes, together with the waters adjacent thereto within 3,000 feet from the shore line at mean low tide. Little Diomede Island aggregates approximately 3,000 acres.

This order shall be subject to any valid existing rights or claims acquired prior to the date hereof and shall become effective only upon its approval by a majority vote of the natives residing in the above-described area, voting in the manner prescribed by the said section 2 of the act of May 1, 1936.

Done in the City of Washington, D. C., this 22d day of April 1946.

J. A. KRUG,
Secretary of the Interior.

[F. R. Doc. 46-9476; Filed, June 5, 1946; 10:30 a. m.]

DEPARTMENT OF AGRICULTURE.

Production and Marketing Administration.

[P. & S. Docket No. 311]

MARKET AGENCIES AT KANSAS CITY STOCK YARDS

NOTICE OF PETITION FOR MODIFICATION

By a document filed on May 14, 1946, the respondents requested an increase in certain of the temporary rates and charges being assessed by them at the Kansas City Stock Yards.

By orders entered in this docket on June 14, 1933, and October 14, 1937, the Secretary prescribed reasonable rates and charges to be observed by the respondents for their services as market agencies at the Kansas City Stock Yards. On December 13, 1941, an order was entered suspending, for a period of one year, the rates and charges provided in the aforesaid orders and prescribing new rates and charges during the period of suspension. Orders entered yearly thereafter continued in effect the temporary rates and charges provided in the

aforesaid order on December 13, 1941. Unless such rates and charges are further extended they will expire on June 30, 1946. The present petition seeks to modify the rates and charges now in effect with respect to certain species so as to permit the respondents to publish and file with the Secretary an amendment to their tariff making effective the following rates and charges:

	Cents per head
Cattle:	
1 head only	95
Consignments of more than 1 head:	
2 to 15 head	80
Over 15 head	65
Sheep or goats:	
1 head only	35
Consignments of more than 1 head:	
For the first 10 head in each 250	25
For the next 50 head in each 250	15
For the next 50 head in each 250	10
For the next 140 head in each 250	3

NOTE: Consignments of straight rail carloads of sheep, belonging to a single owner, shall be charged, not to exceed $14 per single deck car, or $18 per double deck car. (Single or double-deck determined by rail billing.)

	Cents per head
Resales: Livestock purchased on this market by registered traders, or market agencies and not having been removed from the market, will be resold for the account of such purchasers as follows:	
Consignments of more than 1 head:	
Cattle	40

The rates and charges now set forth in respondents' tariff on file with the Secretary are as follows:

	Cents per head
Cattle:	
1 head only	90
Consignments of more than 1 head:	
1 to 15 head	75
Over 15 head	60
Sheep or goats:	
1 head only	35
Consignments of more than 1 head:	
For the first 10 head in each 300	25
For the next 50 head in each 300	15
For the next 60 head in each 300	5
For the next 130 head in each 300	2
For the next 50 head in each 300	1
Resales: Livestock purchased on this market by registered traders, or market agencies and not having been removed from the market, will be resold for the account of such purchasers as follows:	
Consignments of more than 1 head:	
Cattle	35

Effect of proposed modification. The effect of such proposed modification, if granted, would be to increase the revenues of the respondents, and, accordingly, it appears that public notice should be given to all interested persons of the request of the respondents so as to afford all interested persons, including patrons of the respondents, an opportunity to manifest their desire to be heard on the matter. Therefore, notice is hereby given to the public and to all interested persons of the request of the respondents for a modification of the orders of the Secretary referred to above. This notice is being given for the purpose of affording said respondents and all other interested persons, including patrons of the respondents, an opportunity to be heard on the matters covered in the petition for modification.

All persons who desire to be heard shall notify the Hearing Clerk, Office of the Solicitor, United States Department of Agriculture, Washington 25, D. C., within 15 days from the date of the publication of this order.

Copies hereof shall be served on the respondent by registered mail or in person.

Done at Washington, D. C., this 4th day of June 1946.

[SEAL] E. A. MEYER,
Assistant Administrator, Production and Marketing Administration.

[F. R. Doc. 46-9507; Filed, June 5, 1946; 11:21 a. m.]

STATE PMA COMMITTEES

DELEGATION OF AUTHORITY

The authority vested in me by Directive 43 (11 F.R. 3647), issued by the Administrator, Civilian Production Administration, to approve or deny applications for authorization to begin construction of farm buildings other than dwellings under the Civilian Production Administration's Veterans' Housing Program Order 1 (11 F.R. 3190, 3596, 4152), and the authority vested in me by NHA General Order 21-33A (11 F.R. 4082), issued by the Administrator, National Housing Agency, to approve or deny applications to begin construction of farm dwellings and applications for priorities assistance under the Civilian Production Administration's Priorities Regulation 33 (11 F.R. 4085), in connection with the construction of farm dwellings, are hereby redelegated to the State PMA Committee of each State. Such authority shall be exercised by the State PMA Committees in accordance with instructions heretofore issued, which may be amended from time to time. Actions heretofore taken by any State PMA Committee in accordance with existing instructions in connection with the above mentioned applications are hereby ratified and confirmed.

Issued this 4th day of June 1946.

[SEAL] L. B. TAYLOR,
Director, Materials and Equipment Branch, Production and Marketing Administration.

[F. R. Doc. 46-9508; Filed, June 5, 1946; 11:21 a. m.]

[P. & S. Docket No. 1246]

ST. LOUIS NATIONAL STOCKYARDS CO.

NOTICE OF PETITION FOR MODIFICATION

By an order entered on May 9, 1946, made pursuant to the provisions of the Packers and Stockyards Act, 1921, as amended (U.S.C.A. 181 et seq.), the Secretary of Agriculture prescribed maximum reasonable rates and charges to be observed by the petitioner, St. Louis National Stockyards Company. These rates and charges are to become effective on Saturday, June 8, 1946, thirty (30) days from the date of the order.

By a document filed on May 27, 1946, the St. Louis National Stockyards Company requests a modification of the Secretary's order referred to above to permit it to file a supplement to its tariff increasing its rates and charges for stockyard services as follows:

YARDAGE CHARGES

	Cents per head
A. Livestock sold or resold in the Commission Division:	
Cattle	40
Calves	33
Hogs	18
Sheep and goats	10
B. Livestock received directly by packers through the yards:	
Cattle	25
Calves	17
Hogs	9
Sheep and goats	5

Feed margins. No request was made for an increase in feed margins over and above that which is prescribed in the order of the Secretary dated May 9, 1946.

Livestock resold in other than the Commission Division. No request was made for an increase in rates and charges for livestock resold at the stockyard other than in the Commission Division.

In support of its request for modification, the petitioner states that during December 1945 the St. Louis National Stockyards Company entered into a contract with the livestock handlers of the Amalgamated Meat Cutters and Butcher Workmen of North America, American Federation of Labor, Local Union No. 225, at East St. Louis, Illinois, providing for increases in wages of certain employees of the company. The increases were made effective as of December 2, 1945, and will amount to an increased expense to the Stockyards Company of approximately $105,000 annually. The proposed increases in rates and charges are for the sole purpose of providing additional revenue to the stockyard company to meet its increased expenses due to these wage increases.

Effect of proposed modifications. The effect of such proposed modifications, if granted, would result in additional revenue to the respondent and, accordingly, it appears that public notice should be given to all interested persons, including patrons of the respondent, so that they may have an opportunity to manifest their desire to be heard on this matter.

Therefore, notice is hereby given to the public and to all interested persons of the request of the respondent for a modification of the order of May 9, 1946, and for the purpose of affording the petitioner and all other interested persons, including patrons of the respondent, an opportunity to be heard upon the matters covered in the petition for modification.

All persons who desire to be heard on this matter shall notify the hearing clerk, Office of the Solicitor, United States Department of Agriculture, Washington 25, D. C., within fifteen (15) days from the date of the publication of this order.

Copies hereof shall be served on the petitioner by registered mail, or in person.

Done at Washington, D. C., this 4th day of June 1946.

[SEAL] E. A. MEYER,
Assistant Administrator, Production and Marketing Administration.

[F. R. Doc. 46-9509; Filed, June 5, 1946; 11:21 a. m.]

DEPARTMENT OF LABOR.

Wage and Hour Division.

RECORD OF HOURS WORKED BY UNSUPERVISED EMPLOYEES IN WOODS OPERATIONS ON PULPWOOD

NOTICE OF HEARING ON PROPOSED AMENDMENT

In the matter of the amendment to the record-keeping regulations, Part 516, issued pursuant to authority contained in section 11 (c) of the Fair Labor Standards Act of 1938.

Whereas, on April 19, 1946, the Administrator caused to be published in the FEDERAL REGISTER a notice of opportunity to show cause why the following proposed amendment to Title 29, Chapter V, Code of Federal Regulations, Part 516, issued September 15, 1941, pursuant to authority contained in section 11 (c) of the Fair Labor Standards Act of 1938, should not be adopted by the Administrator:

(b) *Record of hours worked by unsupervised employees engaged in woods operations on pulpwood, including the hauling of pulpwood in or from the woods.* An employer of an employee who is employed in woods operations on pulpwood, including the hauling of pulpwood in or from the woods, away from supervision under circumstances in which it is impracticable or impossible for the employer to ascertain the number of hours worked by the employee in any way other than on the representation of such employee, may instruct and require such employee to enter on an appropriate form, furnished by the employer, the number of hours the employee has worked on each day during the workweek. The employer shall give full and detailed instructions to such employee with respect to the entries to be made on the form to the end that the employee may fully understand the nature and purpose of the report as the basis for determining the straight-time and overtime compensation to be paid to him and the necessity for completeness and accuracy of the entries to be made by the employee. Such a record, when signed by the employee as a true and accurate statement of the hours he has worked, shall be kept and preserved by the employer and, with respect to the hours worked by the employee away from supervision, shall be considered to meet the requirement of these regulations insofar as they require the recording of the hours worked each day, provided that the employer has used such means as are reasonably available to determine that the hours actually worked by such an employee have been accurately recorded.

and

Whereas, within 15 days following the publication of the said notice of opportunity to show cause, the Administrator received objections and requests for hearing,

Now, therefore, pursuant to § 516.19 of regulations, Part 516, notice is hereby given of a public hearing to be held on July 10, 1946 at 10 a. m. in Room 1213 of the office of the Wage and Hour and Public Contracts Divisions, United States Department of Labor, 165 West 46th Street, New York, New York, before a presiding officer to be designated by the Administrator, for the purpose of receiving evidence and hearing argument with respect to whether the proposed amendment shall be adopted by the Administrator, and, if not, whether any alternative amendment concerning the subject matter of the proposal shall be adopted.

Any interested person may appear at the hearing to offer evidence or give testimony provided that not later than July 1, 1946 such person shall file with the Administrator of the Wage and Hour Division, U. S. Department of Labor, 165 West 46th Street, New York 19, New York, a notice of intention to appear containing the following information:

1. The name and address of the person appearing.

2. If he is appearing in a representative capacity, the names and addresses of the persons or organizations which he is representing.

3. Whether he is appearing in support of or in opposition to adoption of the proposed amendment.

Such notice may be mailed to the Administrator and shall be considered filed upon receipt. Written statements in lieu of personal appearance may be mailed to the Administrator at any time prior to the date of hearing or may be filed with the presiding officer at the hearing.

Signed at New York, New York, this 4th day of June 1946.

L. METCALFE WALLING,
Administrator.

[F. R. Doc. 46-9506; Filed, June 5, 1946; 11:15 a. m.]

CIVIL AERONAUTICS BOARD.

[Docket No. 2318]

AEROVIAS VENEZOLANAS, S. A.

NOTICE OF HEARING

In the matter of the application of Aerovias Venezolanas, S. A. for a foreign air carrier permit under section 402 of the Civil Aeronautics Act of 1938, as amended.

Notice is hereby given pursuant to the Civil Aeronautics Act of 1938, as amended, particularly sections 402 and 1001 of said act, that the above-entitled proceeding is assigned for hearing on June 7, 1946 at 1 p. m. (eastern standard time) in the Foyer, Department of Commerce Building, 14th Street between E Street and Constitution Avenue, N. W., Washington, D. C., before Examiner Barron Fredricks.

Dated Washington, D. C., June 3, 1946.

By the Civil Aeronautics Board:

[SEAL] FRED A. TOOMBS,
Secretary.

[F. R. Doc. 46-9483; Filed, June 5, 1946; 10:54 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[MPR 120, Corr. to Order 1343]

BITUMINOUS COAL IN DISTRICT 8

ESTABLISHMENT OF MAXIMUM PRICES

Order No. 465 under Maximum Price Regulation No. 120 was corrected by order on March 1, 1944; and a review of the maximum prices and mine index numbers contained in that order for the various mines of the applicant, Columbia Coal & Mining Company, has recently been made. It now appears that because of the abandonment of one of its mine openings and an incomplete plan of the former Bituminous Coal Division to reassign one of the index numbers to the Dixie Flash Mine opening on the same property, some confusion has existed in properly identifying coals of the respective mines, and because of this the applicant correctly assumed that Mine Index No. 586 should apply to the Dixie Flash Mine. Therefore, applicant has used this index number throughout the past. The matter is probably further aggravated by the omission of a substitute index number for index "266," which was deleted from Order 465 by the order of correction dated March 1, 1944. Order 465 was subsequently revoked by Order No. 906, which continued the original adjustment. This adjustment was again revoked and further continued by Order No. 1343. In order to prevent further confusion, it is deemed appropriate to make an additional correction by inserting in the presently effective Order No. 1343 the proper maximum prices, the mine name and its index number. The maximum prices for the Dixie Flash Mine will, of course, be the same as those originally intended, and as granted for Mine Index Nos. 826 and 3612.

After due consideration of the foregoing and pursuant to §§ 1340.207 (a) and 1340.210 (a) (6) of Maximum Price Regulation No. 120; *It is ordered:*

Order No. 1343 under Maximum Price Regulation No. 120 is hereby corrected in the following respect:

The following is inserted immediately below mine index number "540" and above mine index number "590" in the following manner:

Mine index No.	Mine name	Subdistrict	Maximum prices and size group numbers for high volatile coal for shipment by rail or river including railroad fuel for all uses													
			1	2	3	4	5	6	7	8	9	10	11-17	18	19	20-21
586	Dixie Flash	1	$4.40	$4.30	$4.30	$4.15	$4.05	$3.75	$3.45	$3.40	$3.35	$4.65	$3.40	$3.30	$3.20	$3.15

A copy of this correction has been filed today with the Secretary of the Office of Price Administration, Washington, D. C., where it is open to inspection by the public.

This correction shall be effective as of April 16, 1945.

Issued this 4th day of June, 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9458; Filed, June 4, 1946, 11:40 a. m.]

[MPR 591, Order 566]

HOTSTREAM HEATER CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum prices excluding Federal Excise Tax by any person to consumers of the following oil water heaters manufactured by The Hotstream Heater Company of Cleveland, Ohio, and described in its applications dated April 8, 1946 and April 19, 1946, shall be:

Model 30F46 Automatic oil water heater with thermostat and safety pilot, galvanized steel tank, insulated	$112.30
Model 40F46 Automatic oil water heater with thermostat and safety pilot, galvanized steel tank, insulated	129.56

(b) The maximum net prices, f. o. b. point of shipment excluding Federal Excise Tax for sales by any person shall be the maximum prices specified in (a) above less the following discounts:

1. On sales to dealers, a discount of 33⅓ percent.
2. On sales to jobbers, successive discounts of 33⅓ and 25 percent.

(c) The maximum net prices set forth in (b) above shall be f. o. b. point of shipment, with actual freight allowed up to $1.00 per cwt.

(d) The maximum prices established by this order are subject to such further cash discounts, transportation allowances and price differentials at least as favorable as those which each seller extended or rendered or would have extended or rendered during March 1942, on sales of commodities in the same general category.

(e) The maximum prices on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 591.

(f) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers except dealers upon resale.

(g) The Hotstream Heater Company shall attach to each water heater covered by this order a tag containing the following:

OPA Maximum Retail Price—Not Installed, Including Actual Federal Excise Tax Paid at Source—$------

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 5, 1946.

Issued this 4th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9459; Filed, June 4, 1946; 11:40 a. m.]

[MPR 591, Order 567]

PAYNE PRODUCTS

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum price, excluding federal excise tax, for sales by any person to consumers, of the following electric water heater manufactured by Payne Products of Farmington, Michigan and described in its application dated March 19, 1946, shall be:

Model 016, 5 Gallon Pressure Type Water Heater, Galvanized Tank, Insulated, Single Element	$43.00

(b) The maximum net price, f. o. b. point of shipment, excluding federal excise tax, for sales by any person to dealers, shall be the maximum price specified in (a) above less a discount of 25 percent.

(c) The maximum net price, f. o. b. point of shipment, excluding federal excise tax, for sales by any person to jobbers shall be the maximum price specified in (a) above less a discount of 40 percent.

(d) The maximum prices established by this order are subject to such further cash discounts, transportation allowances and price differentials at least as favorable as those which each seller extended or rendered or would have extended or rendered during March 1942 on sales of commodities in the same general category.

(e) The maximum prices on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(f) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers, except dealers, upon resale.

(g) Payne Products shall attach to each water heater covered by this order a tag containing the following

OPA Maximum Retail Price—Not Installed, Including Actual Federal Excise Tax Paid at Source—$------

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 5, 1946.

Issued this 4th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9460; Filed, June 4, 1946 11:41 a. m.]

[MPR 592, Order 50]

CHAMPION BRICK CO.

ESTABLISHMENT OF MAXIMUM PRICES

Order No. 50 under section 16 of Maximum Price Regulation No. 592. Specified construction materials and refractories. Champion Brick Company. Docket No. 6122-592.16-190.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 16 of Maximum Price Regulation No. 592, *It is ordered:*

(a) The maximum net prices for sales by the Champion Brick Company, Baltimore, Maryland, of clay building brick to its various classes of purchasers may be increased by an amount not in excess of $4.50 per M for standard size brick equivalents.

(b) If the Champion Brick Company had an established differential in price during the month of March 1942 for non-standard size brick, it may convert the adjustment granted herein for standard size brick on the basis of the conversion factors or formulae in use by it during March 1942 in establishing price differentials between standard size brick and the other sizes.

(c) The Champion Brick Company shall on July 15, 1946 and within 15 days after the close of each succeeding quarter submit to the Office of Price Administration, Washington 25, D. C., a statement of profit and loss, balance sheets and analysis of surplus covering its operations in the previously elapsed quarterly period.

(d) Any person purchasing any of the products covered by this order produced by the Champion Brick Company for the purpose of resale in the same form may increase his presently established prices under the General Maximum Price Regulation by adding the dollars-and-cents increase in cost resulting from the increase permitted the manufacturer in (a) above. Notwithstanding the provisions of this paragraph, in any area where specific maximum prices are fixed by an area pricing order such specific maximum prices shall apply in that area.

(e) All requests of the application not granted herein are denied.

(f) This order may be amended or revoked by the Office of Price Administration at any time.

This Order No. 50 shall become effective June 5, 1946.

Issued this 4th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9461; Filed, June 4, 1946; 11:40 a. m.]

[MPR 580, Amdt. 4 to Order 44]

VAN RAALTE CO.

ESTABLISHMENT OF MAXIMUM PRICES

MPR 580, Amendment 4 to Order No. 44. Establishing ceiling prices at retail for certain articles. Docket No. 6063-580-13-651.

For the reasons set forth in the opinion issued simultaneously herewith, Order No. 44 issued under section 13 of Maximum Price Regulation 580 on application of Van Raalte Company, Inc., 417 Fifth Avenue, New York 16, New York, is amended in the following respects:

1. Paragraph (a) is amended by adding the following articles:

RAYON AND NYLON UNDERWEAR

Manufacturer's selling price (per doz.)	*Retail ceiling price (per unit)*
$31.50	$4.50
39.00	5.50
46.00	6.50
59.50	8.50
63.00	9.00
66.50	9.50
78.00	11.00
81.00	11.50
84.00	12.00
90.00	13.00
98.00	14.00
102.00	15.00
108.00	16.00
114.00	17.00
126.00	18.00
132.00	19.00
138.00	20.00

NYLON GLOVES

$29.50	$4.50
33.00	5.00
37.00	5.50
41.00	6.00
43.75	6.50
46.50	7.00
49.25	7.50
52.00	8.00

2. Paragraph (c) is amended by adding thereto the following undesignated paragraph:

Upon issuance of any amendment to this order which either adds an article to those already covered in paragraph (a) or changes the retail ceiling price of a covered article, the manufacturer or wholesaler, as to such article, must comply with the pretickéting requirements of this paragraph within 30 days after the effective date of the amendment. After 60 days from the effective date, no retailer may offer or sell the article unless it is preticketed in accordance with the requirements of this paragraph. Prior to the expiration of the 60 day period, unless the article is so preticketed, the retailer shall comply with the marking, tagging and posting provisions of the regulation which would apply in the absence of this order. However, the pricing provisions of this order or of any subsequent amendment thereto shall apply as of the effective date of the order or applicable amendment.

3. A new paragraph (g) is added to read as follows:

(g) On and after June 5, 1946 the effective date of Amendment 4 and until the Administrator of the Office of Price Administration otherwise orders, the provisions of this order shall be suspended with respect to all articles covered in Amendment 2 to this order. Of such articles, those which, prior to the effective date of Amendment 4, have actually been delivered by Van Raalte Company, Inc., to purchasers for resale shall be priced at retail according to the regulation or order which would apply in the absence of this order. However, with respect to articles covered in Amendment 2 which are delivered to purchasers for resale on or after the effective date of Amendment 4, the ceiling price at retail shall be established by the Office of Price Administration either upon its own motion or upon application by Van Raalte Company, Inc., and such articles shall not be sold at retail until the retail prices are so established.

4. A new paragraph (h) is added to read as follows:

(h) Within 45 days after the effective date of Amendment 4 Van Raalte Company, Inc., shall send a copy of the amendment and a list of the articles affected by paragraph (g) to every purchaser for resale to whom it delivered any of those articles from May 15, 1945 to the effective date of Amendment 4. Copies shall also be sent, at the time of or before delivery, to any purchaser for resale to whom delivery of such article is made, on or after the effective date of Amendment 4, for the first time since May 15, 1945.

This amendment shall become effective June 5, 1946.

Issued this 4th day of June, 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9473; Filed, June 4, 1946; 4:39 p. m.]

[MPR 594, Order 27]

JAMES F. WATERS MOTOR SALES CORP. ET AL.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 8 of Maximum Price Regulation 594, *It is ordered:*

(a) *Companies' sales at wholesale or retail.* James F. Waters Motor Sales Corporation, Detroit, Michigan, James F. Waters, Incorporated, New York, New York, and James F. Waters, Incorporated, San Francisco, California, hereinafter called Companies, are authorized to sell and deliver, at wholesale or retail, f. o. b. factory, Detroit, Michigan, each new taxicab listed in subparagraph (1) at a price not to exceed the total of the following applicable charges less the applicable deductions in subparagraph (3).

(1) *Charge for new taxicab.* A charge for the new 1946 De Soto Skyview taxicab, without tires, not to exceed the applicable list price set forth below subject to the discounts, allowances, and terms of delivery in effect on January 1, 1941 to the applicable class of purchaser:

Description	*List price*
When the base unit was purchased from the Chrysler Corporation before May 22, 1946	$1,646
When the base unit was purchased from the Chrysler Corporation on and after May 22, 1946	1,741

(2) *Charges for extra or optional equipment.* A charge for each item of extra or optional equipment listed in the following schedule not to exceed the list price set forth in the following schedule subject to the discounts, allowances, and terms of delivery in effect on January 1, 1941 to the applicable class of purchaser:

Description	*List price*
Advertising sign, rear deck lid	$3.60
"For Hire" sign	1.02
Hold down brackets for seat cushion	.40
Pamphlet holder	.28
Rear view mirror, inside	.22
Safety lock, rear door	.21
Sandblasting cab numbers in roof lamps	2.64
Sandblasting and painting lettering, front roof lamp	2.53
Sign frame, division header	3.63
Special paint color, other than standard color	27.50
Stencils, gum	1.71
Wheel wrench	.17
Wheels, changeover:	
Extra for 5" rim, 16" wheel	2.31
Extra for 15" wheel	3.69
Tires and tubes	(1)

[1] Maximum prices under MPR 528.

(3) *Deductions.* A deduction shall be made from the list price set forth in subparagraph (1) for each item of equipment listed in the following schedule when omitted from the taxicab, no less than the applicable amount set forth in the following schedule:

Description	*Deduction*
Ash trays	$1.05
Card case	1.54
Decalcomania	.67
Defroster	4.90
Heater	19.42
Mirror, rear compartment	1.06
Mirror, rear view, outside	1.49
Sky-View roof	35.20
Spare wheel mounting	.42
Trip card box	.20
Trunk rack	5.83
Trunk screen	1.38

(4) *Charge for transportation.* A charge to cover transportation expense not to exceed the rail freight charge at carload rate by the most direct route, from Detroit, Michigan, to the point at which delivery is made to the purchaser including transportation tax at the current legal rate.

(5) *Charge for Federal excise taxes.* A charge to provide for Federal excise taxes at the current legal rates computed in accordance with the method the Companies had in effect on October 15, 1941.

(6) *Charge for preparing and conditioning.* A charge not to exceed $20.00 when the company delivering the taxicab performs customary preparing and conditioning operations to make it ready for operation by the consumer.

(7) *Charge for State and local taxes.* A charge not to exceed State and local taxes, if any, directly imposed on the sale or delivery of the new taxicab.

(8) *Charge for gasoline, oil and anti-freeze.* A charge for gasoline, oil and anti-freeze furnished with the taxicab not to exceed the applicable maximum prices.

(b) *Sales in territories or possessions.* The Companies may sell and deliver in a territory or possession of the United States each new taxicab referred to in paragraph (a) (1) at a price not to exceed the maximum price they may charge under paragraph (a) to which may be added a sum, when not charged under paragraph (a), equal to the expense incurred by or charged to them for: Payment of territorial and insular taxes on the purchase, sale or introduction of the new taxicab and extra or optional equipment in the territory or possession; export premiums; boxing and crating for export purposes; assembly costs, if any; marine and war risk insurance; landing, wharfage, and terminal operations; ocean freight; freight to the port of embarkation; and inland freight from the port of debarkation, by the most direct route, to the resellers place of business.

(c) This order may be amended or revoked by the Administrator at any time.

(d) All requests not granted herein are denied.

This order shall become effective June 4, 1946.

Issued this 4th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9474; Filed, June 4, 1946; 4:39 p. m.]

[RMPR 136, Order 640]

POWER OPERATED PUMPS AND EQUIPMENT

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion, issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 31 of Revised Maximum Price Regulation No. 136, *It is ordered:*

(a) For the purposes of this order, the term "power-operated pumps" shall include the following pumps covered by Revised Maximum Price Regulation No. 136, which are designed to be sold with a power unit, such as an electrical motor or an internal combustion engine and also shall include accessories and parts which are integral and functional parts of such power-operated pumps:

Pumps, reciprocating, other than steam, capacities of 100 gallons per minute or less at working pressures of 250 pounds per square inch or under.

Pumps, other than steam or reciprocating, capacities of 100 gallons per minute or less at normal maximum rated head or pressure.

(b) As used in this order, the phrase "base prices" shall mean the maximum prices established under section 7 of Revised Maximum Price Regulation No. 136 or computed under sections 8, 9, or 10 of Revised Maximum Price Regulation No. 136, before the addition of any increase provided to an individual manufacturer by way of individual adjustment under the provisions of Revised Maximum Price Regulation No. 136 or Supplementary Order No. 142, and before the addition of any increase established by Order No. 506 under Revised Maximum Price Regulation No. 136.

(c) The maximum prices for sales of power-operated pumps by manufacturers of complete power-operated pumps shall be determined as follows:

(1) For power-operated pumps sold without the power unit the base prices shall be increased by 8%.

(2) For power-operated pumps sold with the power unit the base prices shall be increased by 15%.

(d) The maximum prices for sales of power-operated pumps by resellers shall be the maximum prices in effect just prior to the issuance of this order increased by the percentage by which their net invoiced cost has been increased by reason of the issuance of this order.

(e) All prices established under paragraphs (c) and (d) of this order shall be subject to the same discounts, deductions and other allowances in effect to any purchasers and classes of purchasers just prior to the issuance of this order.

(f) Every manufacturer of power-operated pumps shall give written notice to its resellers of the percentage amount by which this order permits the reseller to increase his maximum prices.

This order shall become effective June 5, 1946.

Issued this 5th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9525; Filed, June 5, 1946; 11:31 a. m.]

[RMPR 136, Order 641]

INDUSTRIAL ELECTRIC STORAGE BATTERIES

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion, issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 31 of Revised Maximum Price Regulation 136, *It is ordered:*

(a) For the purposes of this order, the term "industrial electric storage batteries" shall mean those new and unused electric storage batteries designed and sold for other than automotive (starting, lighting, ignition, etc.) uses.

(b) For the purposes of this order, the term "base prices" shall mean the maximum prices established under section 7, or computed under section 8, 9, or 10 of Revised Maximum Price Regulation 136, before the addition of any increase provided a manufacturer by way of individual adjustments under the provisions of that regulation or Supplementary Order 142.

(c) The maximum prices for sales by manufacturers of industrial electric storage batteries shall be their base prices increased by 10%, subject to the same discounts, allowances, and other deductions in effect to any purchasers or classes of purchasers just prior to the issuance of this order.

(d) The maximum prices for sales by resellers, other than retailers, of industrial electric storage batteries, shall be the maximum prices in effect just prior to the issuance of this order, subject to the same discounts, allowances, and other deductions in effect to any purchasers or classes of purchasers just prior to the issuance of this order, and increased by the dollars-and-cents amount by which their net invoiced costs have been increased as a result of this order.

(e) Notwithstanding any of the provisions of this order, maximum prices in effect prior to the issuance of this order may be charged and received.

(f) Every manufacturer of industrial electric storage batteries shall give written notice to his resellers of the dollars-and-cents amount by which this order permits such resellers to increase their maximum prices.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 4, 1946.

Issued this 4th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9472; Filed, June 4, 1946; 4:38 p. m.]

[MPR 591, Amdt. 16 to Order 48]

LOW PRESSURE STEEL BOILERS

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, Order No. 48 under Section 22 of Maximum Price Regulation No. 591 is amended in the following respects:

1. In section 2.9 paragraph (a), (d) and (e) are amended to read as follows:

(a) *Manufacturers increase for items having an October 1, 1941 price.* The maximum price for sales by any manufacturer of the type of low pressure steel boilers covered by this section and repair and service parts therefor, shall be his price to each class of purchaser in effect on October 1, 1941, increased by 23 percent.

(d) *Notification by manufacturers.* Any manufacturer who applies the increase permitted under this section shall notify each person, in writing, at or before the issuance of the first invoice after June 5, 1946, of any change in his selling price for each low pressure steel boiler.

(e) *Resellers' maximum prices.* On and after June 5, 1946, the maximum price for the sale by any reseller of any low pressure steel boiler, service and repair parts therefor set forth in (a) above, shall not exceed his maximum price in effect to each class of purchaser on June 4, 1946, or, if his acquisition cost is increased as a result of the increase permitted manufacturers under this section, shall not exceed his maximum price in effect to each class of purchaser, on June 4, 1946, increased by 7.9 percent.

2. A new paragraph (h) to section 2.9 is added to read as follows:

(h) *Reporting provisions, manufacturers.* Any manufacturer who increases his maximum price as permitted under (a) above shall within 10 days after such a price has been increased, submit to the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., a report stating the following:

(1) Plate number or other identification for each commodity whose price has been increased.

(2) Its maximum price in effect just prior to the increase authorized by this Amendment No. 16.

(3) Its maximum price in accordance with this Amendment No. 16.

(4) The percentage increase in net prices for the commodity or the new list prices and the functional discounts to each class of purchaser, whichever method is used in effecting the increase pursuant to this Amendment.

This Amendment shall become effective June 5, 1946.

NOTE: The reporting requirements of this Amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 5th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9527; Filed, June 5, 1946; 11:33 a. m.]

Regional and District Office Orders.

[Region VI Rev. Order G-5 Under RMPR 122, Amdt. 9]

SOLID FUELS SOLD IN TWIN CITIES AREA

An opinion accompanying this amendment has been issued simultaneously herewith. Revised Order No. G-5 under Revised Maximum Price Regulation No. 122, as amended, is amended in the following respects:

Paragraph (c) (1), Sub-section XIV of the price schedule is hereby amended to read as follows:

XIV. BY-PRODUCT COKE FROM KOPPERS PLANT, ST. PAUL, MINNESOTA

Description	Domestic Coal		Steam Coal		Dealer at Plant	
	Delivered	Consumer at yard	Delivered	Consumer at yard	Domestic	Steam
1. Pea	$15.19	$14.19	$13.70	$13.30	$12.34	$12.60
2. Egg, stove, and nut	16.44	15.44	14.95	14.55	13.59	13.85

BY-PRODUCT COKE FROM ALL PLANTS EXCEPT KOPPERS, ST. PAUL, MINNESOTA

1. Pea	$14.79	$13.79	$13.30	$12.90	$11.94	$12.20
2. Egg, stove, and nut	16.04	15.04	14.55	14.15	13.19	13.45

This Amendment No. 9 to Revised Order No. G-5 shall become effective retroactively as of May 1, 1946.

Issued this 10th day of May 1946.

R. E. WALTERS,
Regional Administrator.

[F. R. Doc. 46-9154; Filed, May 29, 1946; 4:49 p. m.]

[Springfield Order G-4 Under Gen. Order 68, Amdt. 1]

BUILDING MATERIALS IN DANVILLE, ILL., AREA

An accompanying opinion has been filed with the Division of the Federal Register. The Appendix to Order No. G-4 is amended by deleting all of the items and the maximum prices for flue lining and vitrified clay sewer pipe and substituting therefor the following corrected maximum prices:

Item	Unit of sale	Maximum price
Flue Lining 9 x 9	Feet	$0.38
Flue Lining 9 x 13	do	.56
Flue Lining 12 x 13	do	.71
Flue Lining 12 x 18	do	1.05
Flue Lining 18 x 18	do	1.29
Vitrified Clay Sewer Pipe 188 4"	do	.20
Vitrified Clay Sewer Pipe 188 6"	do	.30

This Amendment No. 1 became effective May 27, 1946.

Issued this 20th day of May 1946.

GEORGE C. BOSEN,
Acting District Director.

[F. R. Doc. 46-9280; Filed, May 31, 1946; 2:46 p. m.]

[Region III Order G-58 Under 18 (c)]

CONTINENTAL BAKING CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and under the authority granted to the Regional Administrator by § 1499.18 (c) of General Maximum Price Regulation, *It is hereby ordered:*

(a) *What this order does.* This order adjusts the maximum prices established by Continental Baking Company, Inc. (hereinafter called the producer) for sales of its pan bread described in paragraph (b) in the Vincennes area described in paragraph (f) hereof. It also provides an adjustment and an adjusted maximum price for resellers of such bread.

(b) *Maximum prices.* The producer is hereby granted the following maximum prices for pan bread produced by it:

Size of loaf, 20 oz.; adjusted maximum price, wholesale, $0.10; retail, $0.12.

(c) *Reseller's maximum prices.* The maximum prices of resellers of the commodities covered hereby shall be the highest of the following:

(1) The maximum price of such reseller as established under General Maximum Price Regulation.

(2) The maximum prices of such reseller as established by any other order or regulation of the Office of Price Administration.

(3) The maximum prices set forth in paragraph (b) hereof.

(d) *Notification to resellers.* At the time of or prior to the first sale and/or delivery by the producer of the pan bread described in paragraph (b) hereof, to purchasers for resale, after the effective date of this order, the producer shall notify each such purchaser for resale of the adjusted maximum prices granted hereby and of the provisions of this order regarding resellers' maximum prices. Such notice may be given in any convenient form.

(e) *Relation to other maximum price regulations.* Except as herein otherwise specifically provided, all sellers covered hereby shall be and remain subject to General Maximum Price Regulation and Revised Supplementary Regulation No. 14B.

(f) *Definitions.* (1) Vincennes area means the territory embraced within the counties of Knox and Daviess in the State of Indiana.

(2) Except as the context otherwise requires, the definitions contained in General Maximum Price Regulation and Revised Supplementary Regulation No. 14B shall apply to all other terms used herein.

(g) *Amendment and revocation.* This order may be modified, amended, or revoked at any time by the Office of Price Administration.

This order shall become effective May 14, 1946.

Issued: May 14, 1946.

E. C. TURNEY,
Acting Regional Administrator.

[F. R. Doc. 46-9162; Filed, May 29, 1946; 4:51 p. m.]

[Region VI Order G-8 Under SO 119]

BARK RIVER CULVERT & EQUIPMENT CO.

AUTHORIZATION OF MAXIMUM PRICES

Order No. G-8 under Supplementary Order No. 119. Maximum prices for sales of certain industrial machinery and equipment subject to General Maximum Price Regulation; Docket No. 6-RSO-119-6-33.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 6 of Supplementary Order No. 119, as amended; *It is ordered:*

(a) The Bark River Culvert & Equipment Company (hereinafter referred to as the manufacturer) is hereby authorized to increase its present maximum prices on steel sheet pipe culverts by an amount not to exceed 8½%. Such price shall be subject to all customary discounts allowed by the seller in March 1942, to purchasers of the same class as that term is defined in section 20 (k) of General Maximum Price Regulation.

(b) The maximum price of resellers of steel sheet pipe culverts manufactured by the Bark River Culvert & Equipment Company is hereby increased 8½% over their presently established maximum prices.

(c) If a reseller has not established maximum prices the 8½% increase may be added to the reseller's price as established under the provisions of section 2 or 3 of General Maximum Price Regulation, under which paragraphs the

sellers determine their maximum price if they are unable to qualify under paragraph (b) above.

(d) In all cases the reseller's price shall be adjusted to reflect all applicable extra charges, discounts, allowances, handling and delivery charges or state and local taxes that the reseller had in effect in March 1942 to a purchaser of the same class as defined in section 20 (k) of General Maximum Price Regulation.

(e) *Definitions.* "Reseller" means a person who buys and resells steel sheet pipe culverts manufactured by the manufacturer.

(f) All requests not granted herein are denied.

(g) This order may be amended, modified, or revoked at any time.

(h) This order shall become effective immediately.

(i) Issued this 29th day of April 1946.

R. E. WALTERS,
Regional Administrator.

[F. R. Doc. 46-9293; Filed, May 31, 1946; 2:49 p. m.]

[Region III Order G-33 Under RMPR 251]

RE-ROOFING IN FAIRMONT, W. VA., AREA

An opinion accompanying this order issued simultaneously herewith has been filed with the Division of Federal Register.

In the judgment of the Regional Administrator of Region III of the Office of Price Administration, the maximum prices established by this order are generally fair and equitable, and are necessary to effectuate the purposes of the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328.

Therefore, under the authority vested in the Regional Administrator of Region III of the Office of Price Administration by the Emergency Price Control Act of 1942, as amended and by section 9 of Revised Maximum Price Regulation No. 251, this order is issued.

SECTION 1. *What this order does.* This order fixes maximum prices for all sales of re-roofing when sold installed on residential structures in the Fairmont, West Virginia Area. For the purposes of this order, the Fairmont, West Virginia Area consists of Marion, Monongalia and Preston Counties in the State of West Virginia. The term "re-roofing" includes composition asphalt strip shingles 12 inch (3 in line) of 210 pounds weight per square.

SEC. 2. *Relationship of this order to Revised Maximum Price Regulation No. 251.* The provisions of this order supersede sections 6, 7 and 8 of Revised Maximum Price Regulation No. 251 with respect to sales of re-roofing when sold installed on residential structures. All other provisions of Revised Maximum Price Regulation No. 251 not inconsistent with this order are applicable to transactions covered by this order.

On and after the effective date of this order, regardless of any contract or other obligation, no person shall contract to sell, offer to sell or deliver re-roofing sold on an installed basis on residential structures as herein defined, at prices higher than the maximum prices established by this order provided that deliveries made not more than thirty days after the effective date of this order on bona fide contracts executed prior to the effective date of this order shall not be considered to be violations of this order.

SEC. 3. *Maximum prices for sales of re-roofing on an installed basis.* The maximum prices for sales of re-roofing on an installed basis on residential structures shall be as shown in the following table, and shall be upon a price per square basis:

12 Inch (3 in line) Asphalt Strip Shingles, 210 lbs. per square	$13.25

The above prices include nails, mastic, city permit, starter row, removal of rubbish and delivery costs.

In addition to the above prices, the following charges may be made for extras when actually installed:

Metal dormer flashing (per lineal ft.)	$0.25
Metal valley flashing (per lineal ft.)	.30
Flashing for single chimney	6.50
Flashing for double chimney	10.00

SEC. 4. *Lump sum or guaranteed prices.* (a) A seller may offer to or make sales covered by this order on the basis of a lump sum or guaranteed price but such lump sum price must not be higher than the maximum price calculated in accordance with the pricing methods and requirements of this order.

(b) *Recomputation.* Within 30 days from the completion of the sale of any material and/or service covered by this order for which a price was charged on the basis described in paragraph (a) above, the seller shall check his price by reviewing the categories and other factors used in his estimate on the basis of the actual services rendered and material furnished and shall determine whether the price quoted, charged or collected is higher than the maximum price computed under this order. In the event that the price quoted, charged or collected is higher than the maximum price computed under the terms of this order, the seller shall reduce his price to the proper maximum price and shall refund to the buyer within such period of 30 days after the completion of the service, any excess which may have been collected or, if no excess has been collected, then, by written notice to the buyer, shall cancel the indebtedness of the buyer for any such excess, or both, as the case may require. Such a charge or collection in an amount in excess of the maximum price properly computed in accordance with this order shall not be considered to be a violation of this order if the amount thereof is refunded or credited to the buyer in accordance with this paragraph.

SEC. 5. *Additional, incidental or preparatory construction work.* If, on any job, any installed building materials are furnished or any incidental or preparatory construction services performed by the seller, other than and in addition to re-roofing, the cost of such work shall not be included in the cost of installed re-roofing but shall be separately priced and billed on all invoices. The maximum price of any incidental work shall be determined under Revised Maximum Price Regulation No. 251, or other applicable regulation or order.

SEC. 6. *Measurements.* It shall be the seller's responsibility to measure with reasonable accuracy the area or footage to be covered. A "measurement with reasonable accuracy" shall be considered to have been made if the price based on such estimate does not vary by more than 6% from the maximum price computed under the terms of this order.

SEC. 7. *Notification.* Every person making sales subject to this order shall, if requested by the purchaser, make available to the purchaser a copy of this order and copy of Revised Maximum Price Regulation No. 251. Upon completion of any contract for installed re-roofing and/or incidental or preparatory construction work, the seller, must furnish to the purchaser, whether or not the purchaser requests it, an itemized statement showing the number of squares covered, the maximum price per square of re-roofing installed, and a separate statement of any incidental construction work, other than installed re-roofing, as provided by section 5 hereof, giving a description of such work and an itemized statement of the prices thereof. The seller shall also include in such statement the date on which the installation was completed, the names and addresses of the sellers and buyers, job site and terms of sale.

SEC. 8. *Prohibitions and evasions.* (a) No person shall sell and no person shall buy, in the course of trade or business, any of the comodities or services covered by this order, at prices greater than the maximum prices established by this order.

(b) The price limitations set forth in this order shall not be evaded by direct or indirect methods, in connection with an offer, solicitation, agreement, sale, delivery, purchase or receipt of any of the commodities or services covered by this order, whether alone or in conjunction with any other commodity or by way of commissions, services, transportation or other charges, discounts, premiums, or other privileges or by tying agreement or other understanding or by making the terms and conditions of sale more onerous to buyers than they were during March 1942 (except as specifically permitted by this order or applicable regulations).

SEC 9. *Records.* Each seller must keep and retain at his principal place of business, records concerning each sale covered by this order, showing the following:

(1) The name and address of the purchaser.
(2) The location of the job.
(3) A copy of any and all contracts pertaining to each sale.
(4) The date the work was completed.
(5) A description of the materials and services involved.
(6) The number of squares covered and the price charged per square of material.
(7) A separate itemized statement of any related and incidental construction work in addition to the re-roofing and the prices charged for such work.

All such records shall be kept and made available for inspection by representatives of the Office of Price Administration so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

SEC. 10. *Revocation or amendment.* This order may be revised, amended, revoked or modified at any time by the Office of Price Administration.

This order shall become effective May 21, 1946.

Issued: May 7, 1946.

J. F. KESSEL,
Regional Administrator.

[F. R. Doc. 46-9159; Filed, May 29, 1946; 4:51 p. m.]

[Region VI Order G-3 Under MPR 137]

PETROLEUM PRODUCTS IN CHICAGO REGION

For the reasons set forth in the accompanying opinion and under the authority vested in the Regional Administrator of the Office of Price Administration by section 11 of Maximum Price Regulation 137, it is hereby ordered:

SECTION 1. *Purpose of this order.* This order establishes dollars-and-cents prices for Challenge Motor Oil when sold by retail establishments in the areas specified in section 3 hereof.

SEC. 2. *Sellers to whom this order applies.* This order applies to all persons selling Challenge Motor Oil to consumers. A person includes individuals, partnerships or corporation and a retail establishment means a store, shop garage, service station, or other stationary places of business at which the major portion of the sales of petroleum products are sold in small quantities.

SEC. 3. *Geographic applicability.* Specified maximum prices shall apply when delivery is made within the following area: The State of Illinois, Iowa, Minnesota, Nebraska, North Dakota, South Dakota and Wisconsin, and the County of Lake in the State of Indiana.

SEC. 4. *Specified maximum prices in the areas specified in the preceding section.* The maximum price for sellers at retail establishments for Challenge Motor Oil in refinery sealed cans shall be as follows:

Brand	Container size	Price (including Federal tax)
Challenge Motor Oil	Per quart	$0.35

SEC. 5. *Relation to other regulations.* To the extent applicable, the provisions of this order supersedes Maximum Price Regulation No. 137, but in all other respects the latter regulation applies.

SEC. 6. *Licensing.* The provisions of Licensing Order No. 1 licensing all persons who make sales under price control, are applicable to all sellers making sales subject to this order. A seller's license may be suspended for violation of the license or of one or more applicable price schedules, regulations, or orders thereunder. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

SEC. 7. *Enforcement.* Persons violating any provisions of this order are subject to the criminal penalties, civil enforcement actions, and suits for treble damages provided for by the Emergency Price Control Act of 1942, as amended.

SEC. 8. *Records.* Every person selling Challenge Motor Oil subject to this regulation shall keep and make available for examination by the Office of Price Administration records of the same kind as he customarily keeps relating to the prices which he charged for Challenge Motor Oil, subsequent to the date of this order.

SEC. 9. *Power to revoke modify or amend.* This order may be modified, amended, corrected or revoked at any time.

This Order No. G-3 shall become effective April 29, 1946.

Issued this 29th day of April 1946.

R. E. WALTERS,
Regional Administrator.

[F. R. Doc. 46-9292; Filed, May 31, 1946; 2:49 p. m.]

[Region VI Order G-5 Under MPR 121]

SOLID FUELS IN NORTH DAKOTA

Pursuant to the authority vested in the Regional Administrator of Region VI by § 1340.247a (b) of Maximum Price Regulation No. 121 and for reasons stated in the opinion issued herewith, it is ordered:

(a) *What this order does.* This order established maximum prices f. o. b. mine for all rail shipments to any destination and for all truck sales at the mines of lignite produced by the following mines in North Dakota: Truax Traer Coal Company's "Velva," "Kincaid" and "Dakota Star" mines; Dakota Colleries Company's mine at Zap, North Dakota; Knife River Coal Mining Company's mine at Beulah, North Dakota; and Baukol-Noonan Lignite, Incorporated's mine at Noonan, North Dakota.

(b) *Maximum price.* The maximum price for lignite produced in the State of North Dakota by the following mines: Truax Traer Coal Company's "Velva," "Kincaid" and "Dakota Star" mines; Dakota Colleries Company's mine at Zap, North Dakota; Knife River Coal Mining Company's mine at Beulah, North Dakota; and Baukol-Noonan Lignite, Incorporated's mine at Noonan, North Dakota, is hereby established at the following prices per ton f. o. b. mine:

	Per ton
Lump—bottom size 8"	$1.90
Furnace—top size 8", bottom size 3"	1.90
Stove—top size 3", bottom size 2"	1.50
Stoker—top size 1½" and larger but not exceeding 2", bottom size ½" or larger	1.55
Crushed—top size 1½" and larger but not exceeding 2", bottom size 0"	1.40
Screenings—top size 1½" and larger but not exceeding 2", bottom size 0"	1.40

(c) *Definitions.* Except as otherwise provided herein or as the context may otherwise require, all terms used in this order shall bear the meaning given them in Maximum Price Regulation No. 121 or the Emergency Price Control Act of 1942, or if not therein defined they shall be given their ordinary and popular trade meaning.

(d) *Effect of order on Maximum Price Regulation No. 121 and other maximum price regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method established by Maximum Price Regulation No. 121 or by any order heretofore issued under that regulation. Except to the extent that they are inconsistent with the provisions of this order, all other provisions of Maximum Price Regulation No. 121 shall remain applicable to sales covered by this order.

(e) *Exclusion.* This order shall not apply to the Dakota Colleries mine at Haynes, North Dakota.

(f) This order may be amended, modified, or revoked at any time.

This Order No. G-5 shall become effective June 1, 1946.

Issued this 17th day of May 1946.

EARL W. CLARK,
Acting Regional Administrator.

[F. R. Doc. 46-9301; Filed, May 31, 1946; 2:51 p. m.]

[Des Moines Order G-11 Under Gen. Order 68, Amdt. 1]

BUILDING AND CONSTRUCTION MATERIALS IN SIOUX CITY, IOWA, AREA

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to the provisions of General Order No. 68, Order No. G-11 under General Order No. 68 issued by the Des Moines, Iowa District Office of the Office of Price Administration is hereby amended in the following respects:

1. Appendix A, which is a part of the above named order, is amended by deleting the name of the commodity, "Concrete Block, 8 x 8 x 16, Sand" and by further deleting the maximum prices for yard sales and delivered sales of that commodity contained therein.

After the effective date of this order, the maximum prices for sales of concrete blocks shall be established in accordance with the provisions of Maximum Price Regulation No. 592, any order issued under that regulation, and other applicable regulations.

This amendment shall become effective on May 20, 1946.

Issued this 14th day of May 1946.

WALTER D. KLINE,
District Director.

[F. R. Doc. 46-9152; Filed, May 29, 1946; 4:48 p. m.]

[Region VI Order G–113 Under SR 15 and MPR 280, Amdt. 1]

FLUID MILK IN CHICAGO REGION

For the reasons set forth in the accompanying opinion and under the authority vested in the Regional Administrator by § 1499.75 (a) (9) of Supplementary Regulation No. 15 to the General Maximum Price Regulation; *It is ordered:*

Paragraph (a) of Order G–113 is amended by adding the following paragraph:

Maximum prices for sales of fluid milk at wholesale, in glass or paper containers, of less than one quart which are less than 6¢ per pint, 4½¢ per one-third quart and 3½¢ per one-half pint, may be increased ¼¢ per pint, 1/6¢ per one-third quart and ⅛¢ per one-half pint, where a distributor's maximum price for purchases of milk from producers for resale as fluid milk has been increased by more than 15¢ per cwt. under the provisions of Regional Order G–67 under Maximum Price Regulation No. 329.

This amendment may be revoked, amended or corrected at any time.

This amendment has been approved by the Department of Agriculture and the Director of the Office of Economic Stabilization.

Effective: May 31, 1946.

Issued: May 31, 1946.

EARL W. CLARK,
Acting Regional Administrator.

Approved: May 29, 1946.

S. W. TATOR,
Director, Dairy Branch, Production and Marketing Administration, U. S. Department of Agriculture.

[F. R. Doc. 46–9279; Filed, May 31, 1946; 2:45 p. m.]

[Region VI Order G–33 Under RMPR 122]

SOLID FUELS IN CHICAGO REGION

Pursuant to the authority vested in the Regional Administrator of Region VI by § 1340.260 of Revised Maximum Price Regulation No. 122, as amended, and for reasons stated in an opinion issued herewith, it is ordered:

(a) *What this order does.* This order adjusts the maximum prices for the sale of certain types of Pennsylvania Anthracite as specified below by dealers who obtain such fuel from the mines by dock facilities, at or from docks on that part of the west bank of Lake Michigan North of and including Waukegan, Illinois, or the United States side of Lake Superior, except Milwaukee County, Wisconsin. The adjustment applies only to the above dealers whose maximum prices for the sale of such solid fuels are now established under area pricing orders of Region VI of the Office of Price Administration.

(b) *Geographical applicability.* This order applies to all sales in which the buyer receives physical delivery within the areas covered by each area pricing order in Region VI, which includes the States of Illinois, Iowa, Minnesota, Nebraska, North Dakota, South Dakota, Wisconsin, and Lake County, Indiana, except Milwaukee County, Wisconsin.

(c) *Price adjustments.* Dealers who obtain their coal from the mines by dock facilities and whose maximum prices for the sale of solid fuel are established by any of Region VI Order Nos. G–1 to G–16 under Revised Maximum Price Regulation No. 122, as amended, and appendices thereto, and any other Region VI area pricing orders issued under that regulation, except Milwaukee County, Wisconsin, are hereby permitted to increase their maximum prices as specified below:

(1) On sales of the following types of Pennsylvania Anthracite fuel by dealers who obtain such fuel from mines over dock facilities the maximum prices may be increased as follows:

	Per ton (cents)
(i) Egg, stove, and chestnut	15
(ii) Pea	15
(iii) Buckwheat	10
(iv) Rice	5
(v) Barley	5

(d) This Order No. G–33 shall remain in effect in each area covered by a Region VI area pricing order until such area order is amended to reflect the price increase permitted herein and to supersede this Order No. G–33.

(e) *Effect of order on Revised Maximum Price Regulation No. 122.* Insofar as any provision of this order may be inconsistent with the provisions of Revised Maximum Price Regulation No. 122, as amended, the provision contained in this order shall be controlling. Except as herein otherwise provided, the provisions of Revised Maximum Price Regulation No. 122, as amended, shall remain in full force and effect.

(f) This order may be revoked, amended, or modified at any time.

This Order No. G–33 shall become effective retroactively as of April 26, 1946.

Issued this 17th day of May 1946.

EARL W. CLARK,
Acting Regional Administrator.

[F. R. Doc. 46–9291; Filed, May 31, 1946; 2:48 p. m.]

[Region VII Order G–12 Under Gen. Order 68]

BUILDING AND CONSTRUCTION MATERIALS IN HELENA, MONT., AREA

Order No. G–12 under General Order No. 68. Maximum prices for retail sales of certain building and construction materials in the Helena Montana area. Docket No. 7–GO 68–12.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to the provisions of General Order 68, it is hereby ordered:

SECTION 1. *What this order does.* This Order No. G–12 under General Order 68 covers all retail sales by any seller, located in the Helena, Montana area, herein designated as Montana Building Materials Area No. 1, of the specified building and construction materials listed in the tables annexed to and incorporated herein. The Helena, Montana area for the purposes of this order includes all of Lewis and Clark County, Montana.

SEC. 2. *Definitions.* For the purposes of this order.

(a) "Retail sale" means a sale to an ultimate user or to a purchaser for resale on an installed basis.

(b) "Delivered sale" means the sale of any quantity of the building and construction materials covered by this order, delivered to any point designated by the purchaser.

(c) "Yard sale" means the sale of any quantity of the building and construction materials covered by this order delivered to the purchaser at the seller's yard, store or warehouse.

(d) "Building and construction materials" means the masonry, gypsum and metal lath, insulation and wall board, roofing and siding, and metal products materials, as set forth in the annexed price tables incorporated in this order.

SEC. 3. *Relation to other regulations.* The maximum prices established by this Order No. G–12 supersede any maximum prices or pricing method previously established by any other regulation or order covering the commodities listed in the tables annexed to and incorporated herein. Except to the extent that they are inconsistent with the provisions of this order, all other provisions of the General Maximum Price Regulations or other applicable regulation or order shall continue to apply to retail sales covered by this order.

SEC. 4. *Authorized maximum prices.* Upon and after the effective date of this Order No. G–12, the maximum prices for the retail sales of the specified building and construction materials covered by this order shall be the prices listed in the tables annexed to and incorporated herein.

SEC. 5. *Delivery practices.* (a) Sales under this order may be made as yard sales or delivered sales. If the buyer requests delivery within a free delivery zone which the seller recognized during March 1942, the seller shall not charge for making the delivery.

(b) If the buyer requests delivery outside the free delivery zone which the seller recognized during March 1942 or if no free delivery zone was recognized by the seller in March 1942, the seller may make delivery charges not in excess of those made by him in March 1942 but if delivery is made by a common or contract carrier the seller shall not charge in excess of the actual freight paid.

(c) If the seller was not in business during March 1942, he may elect to establish a free delivery zone or to make delivery charges, or both, and any such delivery charges shall not be in excess of such charges made by his principal competitors in his community for delivery during March 1942, and subject to the limitations of this section.

(d) All additional charges for delivery shall be itemized separately on any sales slips furnished the buyer and record thereof shall be kept as required by section 8 of this order.

SEC. 6. *Discounts and allowances.* Each seller, subject to this order, must maintain his customary terms, discounts, and allowances on sales to each class of purchaser which he had in effect during March 1942.

SEC. 7. *Availability of order.* Every seller making a sale covered by this order shall, if requested by the purchaser, make available to the purchaser for inspection a copy of this order. Copies for this purpose may be obtained from the office of the Regional Administrator or from the Helena District Office of the Office of Price Administration.

SEC. 8. *Sales slips and records.* (a) Every seller covered by this order who has customarily given his customers a sales slip or other evidence of purchase must continue to do so. Upon request from a customer such seller, regardless of previous custom, shall give the purchaser a receipt showing the date, name and address of the seller and the purchaser, a description and the quantity of each item sold and the price received for it. If he customarily prepared his sales slips in more than one copy he must keep a duplicate copy of each sales slip delivered by him pursuant to this section. Such sales slips and records required to be kept by subsection (b) of this section shall be kept at the seller's principal place of business in the area and shall be made available for inspection by representatives of the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(b) Each seller making a sale of $10.00 or more, regardless of previous custom, must keep and retain at his principal place of business in the area covered by this order, records concerning each such sale covered by this order showing at least the following:

1. Name and address of buyer.
2. Date of transaction.
3. Place of delivery.
4. Complete description and quantity of each item sold and the price charged.
5. Any additional charges for delivery.

SEC. 9. *Prohibitions against sales at higher than maximum prices.* On and after the effective date of this order, regardless of any contract or other obligation, no person shall sell or offer to sell building or construction materials covered by this order at prices higher than the maximum prices established by this order.

SEC. 10. *Evasions.* (a) Any practice, scheme or device which results in a higher price to the purchaser of the specified commodities covered by this order than is permitted by this order shall be deemed to be a violation of this order and shall subject the seller to all the civil liabilities and the criminal penalties provided by the Emergency Price Control Act of 1942, as amended and extended.

(b) No seller shall as a part of the consideration or as a condition of a sale of the specified commodities covered by this order, secretly or otherwise receive, either directly or indirectly, any side payment, commission, fee, consideration or other thing of value whatsoever nor shall the seller, either directly or indirectly acquire or receive in addition to the maximum prices established by this order the benefit of any services, transportation agreements or other valuable thing, material or property.

(c) No seller shall eliminate or reduce in any form or manner any discount or allowance customarily offered in connection with the sale of the specified commodities covered by this order nor shall the seller lower the quality thereof below that called for by the specifications or agreement with respect to the sale of the specified commodities covered by this order nor shall the seller in any manner make a delivery charge in excess of the amount provided in section 5 of the order.

(d) No seller shall by any of the foregoing plans, schemes or devices, or by any other plan, scheme or device receive or acquire or attempt to receive or acquire anything of value, service, valuable right, property or property right, money or other consideration whatsoever in addition to the maximum prices established in this order for the sale of the specified commodities covered by this order.

SEC. 11. *Less than maximum prices.* Prices lower than the maximum prices for sales covered by this order may, of course, be charged and paid.

SEC. 12. *Licensing.* The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this order. A seller's license may be suspended for violation of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

SEC. 13. *Revocation or amendment.* This order may be revoked, modified or amended at any time by the Price Administrator or by the Regional Administrator.

This Order No. G–12 shall become effective April 29, 1946.

Issued this 11th day of April 1946.

HAROLD O. HILL,
Acting Regional Administrator.

TABLE I—CEMENT, LIME, AND PLASTER

Item and unit	*Maximum retail selling prices*
Cement:	
Portland—paper sacks: per sack	$1.10
Portland—cloth sacks: per sack	1.25
Quick-strength: per sack	1.30
Waterproof: per sack	------
Keene: per sack	2.25
Atlas or Duro white: per sack	3.75
Mortar: Masonry—paper sack: 75-lb. sack	.90
Lime:	
Finishing—Ohio hydrated: per sack, 50 lbs	1.00
Hydrated—Colorado or Montana: per sack, 50 lbs	.75
Hydrated—Missouri: per sack, 50 lbs	------
Pebble: 90-lb sack	1.35
Quick-pulverized (Verifat and Cheshire):	
Per sack, 1,000 lbs and over	1.00
Less than 1,000 lbs	1.20
Plaster:	
Hardwall: per sack, 100 lbs	1.05
Plaster of paris:	
White: per sack of 100 lbs	1.05
Less than full sack quantities: per lb	.02
Calcium chloride:	
(Used for building purposes): per cwt., 100-lb. sack	4.50
Less than 100-lb. quantities; per lb	.05

TABLE II—LATH: GYPSUM AND METAL: CORNER BEADS AND EXPANSION CASINGS

Item and unit	*Maximum retail selling price*
Lath:	
Gypsum: per M sq. ft	$30.00
Metal lath—flat diamond mesh:	
3.4 lb. painted: sq. yd	.40
2.5 lb. painted: sq. yd	.35
Note: Add for metal lath—self furring—1¢ per yd. over flat diamond mesh.	
Metal lath—flat rib:	
2.75 lb. painted: sq. yd	.34
3.4 lb. painted: sq. yd	.38
Metal—high rib—3.4 ⅜" painted: sq. yd	.42
Note: For copper bearing lath, add 1¢ per sq. yd.	
Corner bead:	
Expanded type: M lin. ft	50.00
Flat apron:: M lin. ft	40.00
¾" bull nose plain: M lin. ft	50.00
All expansion casing—¼ round (bull nose—O. G. or square edge): M lin. ft	------
Corner lath—3" x 3":	
Painted: M lin. ft	30.00
Galvanized: M lin. ft	40.00

TABLE III—INSULATION MATERIALS, WALL BOARDS AND BUILDING PAPER

Insulation board:	
½": per M sq. ft	$55.00
⅜": per M sq ft	40.00
Insulation tile::	
½" up to 16" x 32": per M sq. ft	70.00
16" x 32" x ½" and over: per M sq. ft	60.00
Insulation plank—½": per M sq. ft	70.00
Insulation board ext. type:	
½" ext. sheeting: per M sq. ft	55.00
25/32" ext. sheeting; per M sq. ft	62.50
Insulation lath—½"—16" x 48"—18" x 48"—24" x 48": per M sq. ft	55.00
Balsam wool sealed blankets:	
Standard: per M sq. ft	55.00
Double thick: per M sq. ft	72.00
Wall thick: per M sq. ft	100.00
Kimsul insulation:	
Commercial ½": per M sq. ft	45.00
Standard 1": per M sq. ft	55.00
Double thick 2": per M sq. ft	72.00
Mineral wool insulation:	
Semi-thick batts, 15" x 48": per M sq. ft	62.50
Full-thick batts, 15" x 48": per M sq. ft	90.00
Handi-batts full thick, 15" x 24": per M sq. ft	------
Jr. batts, 11½" x 15": per M sq. ft	82.50
Mineral wool blankets:	
1": per M sq. ft	52.50
2": per M sq. ft	62.50
3": per M sq. ft	------
Nodulated and loose wool in sacks:	
35-lb.: 4½ cents per lb	1.60
40-lb.: 4½ cents per lb	1.80
50-lb.: 4½ cents per lb	2.25
Expanded mica:	
Coverage:	
30 sq. ft.—2" thick: 4½ cents per lb	1.15
17 sq. ft.—3" thick: 4½ cents per lb	1.15
Building paper:	
Red Resin:	
20-lb.: per roll	1.40
30-lb.: per roll	2.10
40-lb.: per roll	2.80
Sisalkraft: per 100 sq. ft	1.25
Presswood:	
⅛ x 48 x 72 and longer:	
Plain: per M sq. ft	75.00
Tempered: per M sq. ft	90.00
5/16 x 48 x 72 and longer:	
Plain: per M sq. ft	85.00
Tempered: per M sq. ft	100.00
¼ x 48 x 72 and longer:	
Plain: per M sq. ft	90.00
Tempered: per M sq. ft	110.00
⅛" black—tempered: per M sq. ft	110.00
⅛" tempered tile: per M sq. ft	110.00

TABLE III—INSULATION MATERIALS, WALL BOARDS AND BUILDING PAPER—Continued

Item and unit	*Maximum retail selling price*
Wallboard:	
Sheetrock:	
¼ x 48 x 72 and longer: per M sq. ft.	$35.00
⅜ x 48 x 72 and longer: per M sq. ft.	45.00
½ x 48 x 72 and longer: per M sq. ft.	50.00
Fibre: 5/16": per M sq. ft.	40.00

TABLE IV—ROOFING MATERIALS AND ASBESTOS SIDING

Felt:	
Asphalt and tarred:	
15-lb. 36" wide, 432 sq. ft.: per roll	$3.40
30-lb. 36" wide, 216 sq. ft.: per roll	3.40
Roll roofing:	
Smooth surfaced—1st grade:	
35-lb.: per roll	1.75
45-lb.: per roll	2.25
55-lb.: per roll	2.90
65-lb.: per roll	3.35
Mineral surfaced:	
90-lb.: per roll	4.00
Split roll, 105-lb. diamond point—hex. edge stag. edge: per roll	----
Split roll, 112-lb. diamond point—hex. edge stag. edge: per roll	5.50
Split roll, 105-lb. dble. coverage: per roll	5.90
Shingles:	
Asphalt shingles:	
Hex. std., 3 tab 167-lb., per square	7.50
Thick butt, 3 tab 12" 210-lb.: per square	9.50
Asbestos shingles:	
Asbestos-shingles 260–290-lb.: per square	14.50
Dutch lap, 16 x 16: per square	15.00
Siding—asbestos cement:	
Std. surf. hard std. colors (12 x 24) (12 x 27): per square	11.75
Std. surf. hard std. colors, white or buff: per square	11.75
Extra hard surf. white (12 x 24) (12 x 27): per square	15.75
Siding—asphalt:	
Insulated brick:	
14⅜ x 43 x ⅛: per square	15.75
13⅛ x 43 x ⅛, 14 x 43": per square	15.75
Roll brick: per roll	4.75

[F. R. Doc. 46-9155; Filed, May 29, 1946; 4:49 p. m.]

[Region VII Order G-3 Under RMPR 251, Amdt. 1]

RE-SIDING MATERIALS IN COLORADO AREA

Order No. G-3 under Revised Maximum Price Regulation No. 251, Amdt. 1. Construction services and sales of installed building materials. Sales of re-siding materials on an installed basis in the Colorado area. Docket No. 7-251-9-4a.

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to the authority vested in the Regional Administrator of Region VII of the Office of Price Administration by the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and by section 9 of Revised Maximum Price Regulation No. 251, Order No. G-3 under Revised Maximum Price Regulation No. 251, sales of re-siding materials on an installed basis in the Colorado area is hereby amended in the following respects:

1. In section 4 strike all of Table I—Installed Re-Siding Prices—as it appears on pages 2 and 3 of the order and insert in lieu therefor the following:

(A) TABLE I—INSTALLED RE-SIDING PRICES

	Per square
Asbestos cement siding:	
Standard surface hardness, and extra hard surface, white or standard colors, 12" x 24", 12" x 27", 8½", 9", or 9½" x 22" or 24"	$27.50
Asphalt siding:	
Insulated brick, 14⅜" x 43⅞", 13⅞" x 43¼" or 14" x 43"	30.50
Roll brick	15.50

The above prices include nails, caulking, joint strips, and one bundle of lath.

2. This Amendment No. 1 to Order G-3 shall become effective May 15, 1946.

Issued this eighth day of May 1946.

RICHARD Y. BATTERTON,
Regional Administrator.

[F. R. Doc. 46-9282; Filed, May 31, 1946; 2:46 p. m.]

[Region VII Order G-5 Under Rev. Supp. Service Reg. 43]

PROCESSING, PACKING AND LOADING DRY BEANS IN COLORADO

Order No. G-5 under Revised Supplementary Service Regulation No. 43. Establishment of a maximum price for custom service performed in the processing, packing, and loading of dry beans in the State of Colorado. Docket No. 7-165-SSR 43-676 (b)-5.

Pursuant to the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and § 1499.676 (b) of Revised Supplementary Service Regulation No. 43, and for the reasons set forth in the accompanying opinion, this Order No. G-5 is issued.

(a) *What this order does.* This Order No. G-5 establishes a maximum price throughout the State of Colorado for the custom service of processing, packing, and loading of dry beans, as those terms are defined in paragraph (b) (3) of Revised Supplementary Service Regulation No. 43.

(b) *Authorized maximum price.* Upon and after the effective date of this Order No. G-5, the maximum price for the custom service of processing, packing and loading out dry beans at any place within the State of Colorado shall be 30¢ per cwt. of the processed dry beans.

(c) *Applicability of other regulations.* The maximum price established by this Order No. G-5 for the custom service in question, when performed at any place within the State of Colorado, supersedes all other price regulations and orders.

(d) *Time limitation.* This Order No. G-5 shall terminate and be of no further force or effect at the end of 90 days from the date of its issuance, unless, prior to such expiration date, it shall have been extended in accordance with the terms and provisions of section (b) (2) of Revised Supplementary Service Regulation No. 43.

(e) *Licensing.* The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this regulation or order. A seller's license may be suspended for violation of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

(f) *Right to revoke or amend.* This Order No. G-5 may be revoked, modified, or amended by the Price Administrator or the Regional Administrator at any time prior to its termination as hereinabove provided.

Effective date. This Order No. G-5 shall become effective on the 18th day of April 1946.

Issued this 18th day of April 1946.

RICHARD Y. BATTERTON,
Regional Administrator.

[F. R. Doc. 46-9303; Filed, May 31, 1946; 2:51 p. m.]

[Region VII Order G-7 Under SR 15]

CONTRACT TRUCK COAL HAULERS IN COLORADO

Order No. G-7 under §1499.75 (a) (3) of Supplementary Regulation 15 to the General Maximum Price Regulation. Adjusted maximum price for contract truck coal haulers in the specified area of the State of Colorado. Docket No. 7-SR 15-75 (a) (3)-49.

Pursuant to the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and § 1499.75 (a) (3) of Supplementary Regulation 15 to the General Maximum Price Regulation, and for the reasons set forth in the accompanying opinion, this Order No. G-7 is issued.

(a) *What this order does.* This order establishes a specific adjusted maximum price contract for truck coal haulers operating between the mines in Subdistrict No. 1 (Walsenburg and vicinity) and Sub-district No. 6 (Aguilar and vicinity) in District 17, and Pueblo, Colorado.

(b) *Specific maximum price.* On and after the effective date of this Order No. G-7, the maximum price to be charged by contract coal haulers for transporting coal from any mine located in the area referred to in paragraph (a) above and a dealer, industrial user, or consumer in the City of Pueblo, Colorado, shall be $1.80 per ton.

Effective date. This Order No. G-7 shall become effective on the 18th day of April 1946.

Issued this 18th day of April 1946.

RICHARD Y. BATTERTON.
Regional Administrator.

[F. R. Doc. 46-9304; Filed, May 31, 1946; 2:51 p. m.]

[Region VII, Order G-13 Under Gen. Order 68]

BUILDING AND CONSTRUCTION MATERIALS IN GREAT FALLS, MONT., AREA

Order No. G-13 under General Order No. 68. Maximum prices for retail sales of certain building and construction materials in the Great Falls, Mont., area. Docket No. 7-G O 68-13.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to the provisions of General Order 68, it is hereby ordered:

SECTION 1. *What this order does.* This Order No. G-13 under General Order 68 covers all retail sales by any seller, located in the Great Falls, Montana area, herein designated as Montana Building Materials Area No. 2, of the specified building and construction materials listed in the tables annexed to and incorporated herein. The Great Falls, Montana area, for the purposes of this order, includes all of Cascade County, Montana.

SEC. 2. *Definitions.* For the purposes of this order,

(a) "Retail sale" means a sale to an ultimate user or to a purchaser for resale on an installed basis.

(b) "Delivered sale" means the sale of any quantity of the building and construction materials covered by this order, delivered to any point designated by the purchaser.

(c) "Yard sale" means the sale of any quantity of the building and construction materials covered by this order delivered to the purchaser at the seller's yard, store or warehouse.

(d) "Building and construction materials" means the masonry, gypsum, and metal lath, insulation and wall board, roofing and siding, and metal products materials, as set forth in the annexed price tables incorporated in this order.

SEC. 3. *Relation to other regulations.* The maximum prices established by this Order No. G-13 supersede any maximum prices or pricing method previously established by any other regulation or order covering the commodities listed in the tables annexed to and incorporated herein. Except to the extent that they are inconsistent with the provisions of this order, all other provisions of the General Maximum Price Regulation or other applicable regulation or order shall continue to apply to retail sales covered by this order.

SEC. 4. *Authorized maximum prices.* Upon and after the effective date of this Order No. G-13, the maximum prices for the retail sales of the specified building and construction materials covered by this order shall be the prices listed in the tables annexed to and incorporated herein.

SEC. 5. *Delivery practices.* (a) Sales under this order may be made as yard sales or delivered sales. If the buyer requests delivery within a free delivery zone which the seller recognized during March 1942, the seller shall not charge for making the delivery.

(b) If the buyer requests delivery outside the free delivery zone which the seller recognized during March 1942 or if no free delivery zone was recognized by the seller in March 1942, the seller may make delivery charges not in excess of those made by him in March 1942 but if delivery is made by a common or contract carrier the seller shall not charge in excess of the actual freight paid.

(c) If the seller was not in business during March 1942, he may elect to establish a free delivery zone or to make delivery charges, or both, and any such delivery charges shall not be in excess of such charges made by his principal competitors in his community for delivery during March 1942, and subject to the limitations of this section.

(d) All additional charges for delivery shall be itemized separately on any sales slips furnished the buyer and record thereof shall be kept as required by section 8 of this order.

SEC. 6. *Discounts and allowances.* Each seller, subject to this order, must maintain his customary terms, discounts, and allowances on sales to each class of purchaser which he had in effect during March 1942.

SEC. 7. *Availability of order.* Every seller making a sale covered by this order shall, if requested by the purchaser, make available to the purchaser for inspection a copy of this order. Copies for this purpose may be obtained from the office of the Regoinal Administrator or from the Helena District Office of the Office of Price Administration.

SEC. 8. *Sales slips and records.* (a) Every seller covered by this order who has customarily given his customers a sales slip or other evidence of purchase must continue to do so. Upon request from a customer such seller, regardless of previous custom, shall give the purchaser a receipt showing the date, name and address of the seller and the purchaser, a description and the quantity of each item sold and the price received for it. If he customarily prepared his sales slips in more than one copy he must keep a duplicate copy of each sales slip delivered by him pursuant to this section. Such sales slips and records required to be kept by subsection (b) of this section shall be kept at the seller's principal place of business in the area and shall be made available for inspection by representatives of the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(b) Each seller making a sale of $10.00 or more, regardless of previous custom, must keep and retain at his principal place of business in the area covered by this order, records concerning each such sale covered by this order showing at least the following:

1. Name and address of buyer.
2. Date of transaction.
3. Place of delivery.
4. Complete description and quantity of each item sold and the price charged.
5. Any additional charges for delivery.

SEC. 9. *Prohibitions against sales at higher than maximum prices.* On and after the effective date of this order, regardless of any contract or other obligation, no person shall sell or offer to sell building or construction materials covered by this order at prices higher than the maximum prices established by this order.

SEC. 10. *Evasions.* (a) Any practice, scheme or device which results in a higher price to the purchaser of the specified commodities covered by this order than is permitted by this order shall be deemed to be a violation of this order and shall subject the seller to all the civil liabilities and the criminal penalties provided by the Emergency Price Control Act of 1942, as amended and extended.

(b) No seller shall as a part of the consideration or as a condition of a sale of the specified commodities covered by this order, secretly or otherwise receive, either directly or indirectly, any side payment, commission, fee, consideration or other thing of value whatsoever nor shall the seller, either directly or indirectly acquire or receive in addition to the maximum prices established by this order the benefit of any services, transportation agreements or other valuable thing, material or property.

(c) No seller shall eliminate or reduce in any form or manner any discount or allowance customarily offered in connection with the sale of the specified commodities covered by this order nor shall the seller lower the quality thereof below that called for by the specifications or agreement with respect to the sale of the specified commodities covered by this order nor shall the seller in any manner make a delivery charge in excess of the amount provided in section 5 of the order.

(d) No seller shall by any of the foregoing plans, schemes or devices, or by any other plan, scheme or device receive or acquire or attempt to receive or acquire anything of value, service, valuable right, property or property right, money or other consideration whatsoever in addition to the maximum prices established in this order for the sale of the specified commodities covered by this order.

SEC. 11. *Less than maximum prices.* Prices lower than the maximum prices for sales covered by this order may, of course, be charged and paid.

SEC. 12. *Licensing.* The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this order. A seller's license may be suspended for violation of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

SEC. 13. *Revocation or amendment.* This order may be revoked, modified or amended at any time by the Price Administrator or by the Regional Administrator.

This Order No. G-13 shall become effective April 25, 1946.

Issued this 9th day of April 1946.

HAROLD O. HILL,
Acting Regional Administrator.

TABLE I—CEMENT, LIME AND PLASTER

Item and unit	*Maximum retail selling prices*
Cement:	
Portland—paper sacks: per sack	$1.15
Portland—cloth sacks: per sack	1.30
Quick-Strength: per sack	1.30
Keene: per sack	2.50
Atlas or Duro White: per sack	4.00
Mortar: Masonry—paper sack: per sack	.95
Lime:	
Finishing—Ohio hydrated: per sack, 50 lbs	1.25
Hydrated—Montana: per sack, 50 lbs	.90
Pebble: per sack, 90 lbs	2.25
Quick-Pulverized (Verifat and Chesire:	
Per sack, 60 lbs. in quantities of 1000 lbs. and over	1.30
Per sack 60 lbs. in quantities of less than 1000 lbs	1.50
Plaster:	
Hardwall: per sack, 100 lbs	1.10
Plaster paris: White: per sack, 100 lbs	1.25
Less than full sack quantities: per lb	.02
Calcium chloride: (used for building purposes):	
Per cwt., 100-lb. sack	4.50
Less than 100 lb. quantities: per lb	.05

TABLE II—LATH: GYPSUM AND METAL: CORNER BEADS AND EXPANSION CASINGS

Lath:	
Gypsum: per M sq. ft	$30.00
Metal lath—flat diamond mesh:	
3.4-lb. painted: sq. yd	.41
2.5-lb. painted: sq. yd	.34
3.4-lb. galvanized: sq. yd	.44
Note: Add for metal lath—self-furring—1 cent per yd. over flat diamond mesh.	
Metal lath—flat rib:	
2.75-lb. painted: sq. yd	.34
3.4-lb. painted: sq. yd	.38
Metal—high rib: 3.4 3/8" painted: sq. yd	.42
Note: For copper bearing lath, add 1 cent per sq. yd.	
Corner bead:	
Expanded type: M lin. ft	55.10
Flat apron: M lin. ft	45.00
All-expansion casing—¼ round (bull nose—O. G. or square edge): M lin. ft	100.00
Corner lath: M lin. ft	30.00

TABLE III—INSULATION MATERIALS, WALL BOARDS AND BUILDING PAPER

Insulation board:	
½": per M sq. ft	$57.00
⅜": per M sq. ft	45.00
Insulation tile:	
½ up to 16 x 32: per M sq. ft	80.00
16 x 32 x ½ and over: per M sq. ft	72.50
Insulation plank: ½": per M sq. ft	77.00
Insulation board, ext. type:	
½" ext. sheeting: per M sq. ft	60.00
25/32" ext. sheeting: per M sq. ft	75.00
Insulation lath:	
½"—16 x 48—18 x 48—24 x 48: per M sq. ft	60.00
Asphalt coated ½"—16 x 48—18 x 48—24 x 48: per M sq. ft	68.00
Balsam wool sealed blankets:	
Standard: per M sq. ft	55.00
Double thick: per M sq. ft	75.00
Wall thick: per M sq. ft	100.00
Kimsul insulation:	
Commercial ½": per M sq. ft	40.00
Standard 1": per M sq. ft	50.00
Double thick 2": per M sq. ft	60.00
Mineral wool insulation:	
Semi-thick batts 15 x 48": per M sq. ft. l. c. l	75.00
Full-thick batts 15 x 48": per M sq. ft. l. c. l	100.00
Handi-batts full thick 15 x 24": per M sq. ft. l. c. l	100.00
Jr. batts 11½ x 15": per M sq. ft. l. c. l	100.00
Mineral wool blankets:	
1": per M sq. ft	$55.00
2": per M sq. ft	75.00
3": per M sq. ft	100.00
Nodulated and loose wool in sacks:	
35-lb.: 4½ cents lb	1.60
40-lb.: 4½ cents lb	1.80
50-lb.: 4½ cents lb	2.25
Expanded mica:	
Coverage:	
30 sq. ft.—2" thick: per sack	1.15
17 sq. ft.—3" thick: per sack	1.15
Building paper:	
Red resin:	
20-lb.: per roll	1.60
30-lb.: per roll	2.60
40-lb.: per roll	3.45
Sisalkraft: per 100 sq. ft	1.25
Presswood:	
⅛ x 48 x 72 and longer:	
Plain: per M sq. ft	85.00
Tempered: per M sq. ft	100.00
3/16 x 48 x 72 and longer:	
Plain: per M sq. ft	105.00
Tempered: per M sq. ft	120.00
¼ x 48 x 72 and longer:	
Plain: per M sq. ft	135.00
Tempered: per M sq. ft	160.00
Wallboard:	
Sheetrock:	
¼ x 48 x 72 and longer: per M sq. ft	42.00
⅜ x 48 x 72 and longer: per M sq. ft	50.00
½ x 48 x 72 and longer: per M sq. ft	60.00
Fiber: per M sq. ft	45.00

TABLE IV—ROOFING MATERIALS AND ASBESTOS SIDING

Felt:	
Asphalt and tarred:	
15-lb., 36" wide, 432 sq. ft.: per roll	$3.95
30-lb., 36" wide, 216 sq. ft.: per roll	3.95
Roll roofing:	
Smooth surfaced:	
35-lb.: Second grade: per roll	1.85
45-lb.:	
First grade: per roll	2.45
Second grade: per roll	2.25
55-lb.:	
First grade: per roll	3.40
Second grade: per roll	2.75
65-lb.: First grade: per roll	3.90
Mineral surfaced:	
90-lb.: per roll	4.00
Split roll 105-lb. diamond point—hex. edge, stag. edge: per roll	5.40
Shingles:	
Composition shingles: std. individual, 250-lb.: per square	10.00
Asphalt shingles:	
Hex. std., 8-tab, 167-lb.: per square	[1] 8.40
Thick butt, 3-tab, 12", 210-lb.: per square	[1] 10.50
Asbestos shingles: Asbestos shingles, 260-290-lb.: per square	16.50
Siding—Asbestos cement:	
Std. surf., hard std. colors: (12 x 24) (12 x 27): per square	13.50
White or buff: per square	15.00
Extra hard surf. white (12 x 24) (12 x 27): per square	16.50
Siding—asphalt:	
Insulated brick: 14⅜ x 43 x ⅞: per square	18.00
Roll brick: per roll	5.75

[1] Jobber WH.

[F. R. Doc. 46-9156; Filed, May 29, 1946; 4:49 p. m.]

[Region VII Order G-19 Under SO 94]

SURPLUS WAR COMMODITIES IN DENVER REGION

Order No. G-19 under Supplementary Order No. 94. Maximum resale prices at specified levels for the named surplus war commodities. Docket No. 7-SO 94-11-37.

Pursuant to the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and sections 11 and 13 of Supplementary Order No. 94, as amended, and for the reasons set forth in the accompanying opinion, this Order No. G-19 is issued.

(a) *What this order does.* This Order No. G-19 establishes maximum prices for the War Assets Administration and for resellers at the specified levels for the particular war surplus commodities in question when sold by War Assets Administration, f. o. b. Ogden, Utah, and when sold by any reseller, anywhere in Region VII.

(b) *Description of commodities.* This order covers only new boots and shoes which were heretofore duly declared to be surplus war commodities, located in government storage at Ogden, Utah, and identified by War Assets Administration as CRO #03683, #1, #2, #3, #4, #5, and #6, respectively, and more particularly described as follows:

CRO #03683

#1: 168 pairs of boots, leather, men's black, lace, plain toe. 12" high. Grain side of leather outside. Blucher type, leather sole, welt last stitched and nailed to upper. Rubber heels. Back counter reinforced full length, pullon loop. Laces included. 12 eyelets each side. Manufacturer unknown.

Size 11, packed 12 pairs each in 2 wood boxes, 5 pairs open bin. Stock #72-B-975-868.

Size 8, packed 12 pairs each in 6 wood boxes, 3 pairs open bin. Stock #72-B-972-888.

Size 9, packed 12 pairs each in 4 wood boxes, 1 pair only in open bin. Stock #72-B-973-888.

Size 10, packed 12 pairs in one wood box. 3 pairs in open bin. Stock #72-B-974-888. (P2 L1. 42-015-QM-626-46)

#2: 511 pairs of boots, leather, men's, black, moccasin type toe, 12" high, Blucher type, welt last, sole sewed and nailed to upper. Sole ½", rubber heel. Upper part of legging 2 pieces, 9" long and dcuble stitched to lower part. Heels 1" high, 12 eyelets each side. Manufacturer unknown.

Size 7, packed 12 pairs each in 8 wood boxes, 1 pair in open bin. Stock #72-B-1130-885.

Size 9, packed 12 pairs each in 16 wood boxes. Stock #72-B-1130-867.

Size 8, packed 12 pairs each in 12 wood boxes. Stock #72-B-1130-888.

Size 6, packed 12 pairs each in 6 wood boxes, 6 pairs in open bin. Stock #72-B 1130. (P2 L2-42-015-QM-626-46)

#3: 12 pairs of boots, leather, men's, Sampson, black, lace, hard toe, 10½" high Grain side of leather outside, Blucher type, welt last. Sole stitched and nailed to upper. ½" leather sole. Rubber heel, 12 eyelets on each side, extra halfsoles. Manufacturer unknown. Size, quantity and pack as follows: 1 wood box, 12 pairs, 94 lbs., cube 4.7. Stock #72-B-1126-867. (P3 L1-42-015-QM-626-46)

#4: 183 pairs of boots, leather, men's "Kodiak," black, lace, hard toe, 8½" high, Blucher type, welt last, sole full leather ½" thick, stitched and nailed to upper. Leather heel, 1½" high with steel heel plate, steel toe plate, reinforced back counter. Loop pull on top part of legging has 1" wide band of Russet leather, sewed on. Manufacturer, Canada West Shoe Manufacturing Co.

Size 10, packed 12 pairs each in 6 wood boxes, 6 pairs in open bin.

Size 9, packed 12 pairs each in 7 wood boxes, 9 pairs in open bin.

Size 11, packed 12 pairs in one wood box. Stock Nos. 72-B-1122-888, 72-B-1121-888, and 72-B-1123-888. (P3 L2-42-015-QM-626-46)

#5: 60 pairs of shoes, leather, men's black lace, moccasin toe, 8" high, Blucher type, 9 eyelets on each side, welt last, grain side of leather outside. Sole and heel composition cord. Regulation sole, stitched to upper. Manufacturer unknown.

Size 9D, packed 6 pairs in open bin. Stock #72-S-7303-866.

Size 10D, packed 12 pairs each in 4 wood boxes, 3 pairs in open bin. Stock #72-S-7303-888.

Size 8D, packed 2 pairs only in open bin. Stock #72-S-7303-885.

Size 7D, packed 1 pair only in open bin. Stock #72-S-7303-884. (P4 L1-42-015-QM-626-46)

#6: 46 pairs of shoes, leather, men's, plain toe, black, Blucher type, 8 eyelets each side, welt last, grain side of leather outside. Leather sole stitched to upper. Regulation sole. Rubber heel. Manufacturer, Capital Shoe Co., Edmonton, Canada.

Size 10, packed in 12 pairs each in 2 wood boxes, 5 pairs in open bin. Stock #72-S-132-887.

Size 6, packed in 12 pairs in one wood box, 3 pairs in open bin. Stock #72-S-130-888.

Size 7, packed 2 pairs in open bin. Stock #72-S-131-888. (P5 L1-42-015-QM-626-46)

(c) *Maximum prices at specified levels.* The maximum prices at which the War Assets Administration may sell the surplus war commodities in question f. o. b. place of government storage in Ogden, Utah, and the maximum resale prices for such surplus war commodities when sold by resellers at the specified levels, shall be as follows:

(1) When sold by the War Assets Administration to a wholesaler or jobber:

Category:	*Per pair*
CRO #03683—#1	$5.53
CRO #03683—#2	3.40
CRO #03683—#3	3.85
CRO #03683—#4	3.85
CRO #03683—#5	3.40
CRO #03683—#6	2.80

(2) When sold by War Assets Administration, a wholesaler or a jobber to a retailer:

Category:	*Per pair*
CRO #03683—#1	$6.91
CRO #03683—#2	4.25
CRO #03683—#3	4.80
CRO #03683—#4	4.80
CRO #03683—#5	4.25
CRO #03683—#6	3.50

(3) When sold by any reseller to an ultimate consumer:

Category:	*Per pair*
CRO #03683—#1	$11.50
CRO #03683—#2	7.10
CRO #03683—#3	8.00
CRO #03683—#4	8.00
CRO #03683—#5	7.10
CRO #03683—#6	5.80

(d) *Tagging with maximum price.* Every retailer, before selling or offering for sale any of the war surplus commodities in question to an ultimate consumer, must tag each pair, by any suitable means, with its maximum price, substantially as follows: "OPA ceiling price to consumer, $_____."

(e) *Notice to resellers.* Any person who sells any of the war surplus commodities in question to a person who purchases for resale must notify such purchaser, either by a proper endorsement on his invoice or by a separate instrument in writing attached thereto, that the OPA ceiling price for each article covered by the sale is as hereinabove set forth for the respective applicable levels of sale.

(f) *Geographical applicability.* This Order No. G-19 covers sales of the war surplus commodities in question only when made at the specified levels and within Region VII, which includes all of the States of Colorado, Montana, New Mexico, Utah, and Wyoming, and all that part of the State of Idaho lying south of the southern boundary of Idaho County, the County of Malheur in the State of Oregon, and all that part of the Counties of Mohave and Coconino in the State of Arizona lying north of the Colorado River.

(g) *Licensing.* The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this regulation or order, except the War Assets Administration. A seller's license may be suspended for violation of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

(h) *Right to revoke or amend.* This order may be revoked, modified, or amended at any time by the Price Administrator or the Regional Administrator.

Effective date. This Order No. G-19 shall become effective as of April 3, 1946.

Issued this 16th day of April 1946.

RICHARD Y. BATTERTON,
Regional Administrator.

[F. R. Doc. 46-9306; Filed, May 31, 1946; 2:52 p. m.]

[Region VII 2d Rev. Order G-41 Under 18 (c)]

VEGETABLE CRATES AND BOXES IN DENVER, COLO., AREA

Second Revised Order No. G-41 under § 1499.18 (c) of the General Maximum Price Regulation. Adjustment of prices for fruit and vegetable crates and boxes sold by manufacturers in the Denver, Colorado, Area. Docket No. 7-18 (c)-46 and 47.

Pursuant to the Emergency Price Control Act of 1942, as amended, and § 1499.18 (c) of the General Maximum Price Regulation, and for the reason set forth in the accompanying opinion, Revised Order No. G-41 under § 1499.18 (c) of the General Maximum Price Regulation, as amended, is hereby redesignated Second Revised Order No. G-41, and is revised to read as follows:

(a) *What this Second Revised Order No. 41 does.* This Second Revised Order No. G-41 revokes and supersedes Revised Order No. G-41 issued April 29, 1944, and, as of the effective date hereof, establishes adjusted maximum prices for manufacturers and persons who purchase from a manufacturer for resale.

(b) *Maximum prices established for manufacturers.* From and after the effective date of this order, the maximum prices to be charged by manufacturers of fruit and vegetable crates and boxes in the Denver, Colorado, Area shall be $85.00 per thousand board feet of lumber used in the manufacture of such fruit and vegetable crates and boxes, apportioned to each crate or box; that is to say, the maximum price for each such crate or box or for any given number of such crates or boxes shall be the sum that bears the same ratio to the sum of $85.00 as the material consumed in the manufacture of such crate or box or any particular number of such crates or boxes bears to 1,000 board feet of lumber: *Provided, however,* That when a manufacturer actually performs any one or more of the assembly services or furnishes any of the extras specified below, he may add to his adjusted maximum price the amount set forth in the following table:

PERMITTED INCREASES FOR SPECIFIED ASSEMBLY SERVICES

Kind of container	*Per 100 units*
Fresh apple	$2.40
Asparagus, with centers	3.90
Asparagus, without centers	3.30
Berry	[1] 2.40
Cannery	3.00
Cherry, with partitions	[1] 2.40
Cherry, without partitions	2.10
Ordinary lugs	[1] 2.40
Cantaloupe heads per 100 pairs	2.65
Cantaloupe crates complete	5.30
Cantaloupe framing only	2.65
For nailing beveled slats on cantaloupe add	.10
Honey dew framing only	2.50
Honey dew crates without posts	2.50
Pear	2.40
Trays:	
2 x 3	6.00
3 x 6	14.40
3 x 7	15.60
3 x 8	16.80
Vegetable crates:	
10 slat framing only	2.50
9 slat framing only	2.40
Nailing heads only	2.50
10 slat complete	5.05
9 slat complete	4.90
Cauliflower and half lettuce crates:	
Framing only	2.10
Nailing heads only	2.50
Complete	4.60
Sturdee celery:	
Framing only	3.00
Nailing heads only	3.00
Complete	6.00
Half celery:	
Framing only	3.50
Nailing heads only	2.50
Complete	6.00
Cub celery	2.40
Stitching:	
1 slat and 2 cleats	.35
2 or more slats and 2 cleats	.40
2 or more slats and 3 cleats	.60

[1] If no cleats deduct 25¢ per 100 boxes. For each extra pair of cleats over 1st pair add 25¢ per 100 boxes.

[2] If stitched covers instead of nailed bottoms add 25¢.

PERMITTED INCREASES FOR SPECIFIED EXTRAS

Bevels: Cantaloupe slats (both edges)	$0.25 per 100 pieces.
Handholes, part through	$0.25 per 100 operations.
Handholes, through	$0.50 per 100 operations.
Notching:	
Other than vegetable and field crates	$0.25 per 100 operations.
Vegetable or field crate posts and rails	$0.75 per 100 crates.
Printing:	
1 color	$0.15 per 100 prints.
2 color	$0.25 per 100 prints.
3 color	$0.50 per 100 prints.
Set-up type (plus $2.00 for set-up)	$0.15 per 100 prints.
Tying:	
Double wire or double rope tying, including marking	$1.25 per 1,000 ft.
Triple wire or triple rope tying, including marking	$2.50 per 1,000 ft.
Triangling corner posts (4 posts per crate or box)	$0.10 per 100 posts.

(c) *Jobbers, wholesalers, and retailers may add increase.* Any manufacturer of fruit and vegetable crates and boxes who establishes his maximum prices therefor under this order, and who sells to a person who purchases for resale, such as a jobber, wholesaler, or retailer, shall state on the invoice or other written memorandum of the transaction the exact amount in dollars and cents of the increase per unit or specified quantity by which his adjusted maximum price exceeds his maximum price as established under the General Maximum Price Regulation, and such purchaser may add to his maximum price as established under the General Maximum Price Regulation the amount of such increase in the manufacturer's price.

(d) *Definitions.* (1) "Fruit and vegetable crates and boxes" mean any assembled or unassembled crate or box, or similar container, made principally of wood in the form of lumber, plywood, shook, or veneer, and used for packaging perishable fruits and vegetables.

(2) "Denver, Colorado Area" means all of the area contained within the municipal boundaries of the City and County of Denver, Colorado, and a distance of ten miles beyond at all points.

(e) *Licensing.* The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this regulation or schedule. A seller's license may be suspended for violations of the license or of one or more applicable price schedules or regulation. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

(f) *Right to revoke or amend.* This order may be revoked, modified, or amended at any time by the Price Administrator or the Regional Administrator.

(g) Effective date. This Second Revised Order No. G–41 shall become effective May 15, 1946.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 16th day of May 1946.

HAROLD O. HILL,
Acting Regional Administrator.

[F. R. Doc. 46-9305; Filed, May 31, 1946; 2:52 p. m.]

[Region VII Rev. Order G–54 Under 18 (c), Amdt. 2]

PULPWOOD IN MONTANA

Revised Order No. G–54 under section 18 (c) of the General Maximum Price Regulation, Amendment No. 2. Adjusted maximum prices for pulpwood sold in the State of Montana to Industrial consumers and dealers. Docket No. 7–18 (c)–6 (a).

Pursuant to the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and § 1499.18 (c) of the General Maximum Price Regulation, and for the reasons set forth in the accompanying opinion, this Amendment No. 2 is issued.

Paragraph (b) of Revised Order No. G–54 is amended to read as follows:

(b) *Adjusted maximum prices.* The maximum prices for pulpwood sold by any person delivered at the loading-out rail shipping point or sold f. o. b. car at such points in the State of Montana to industrial consumers or dealers shall be as follows:

Kind of wood	Description of cut	Price per cord	
		Delivered at loading-out point	Delivered f. o. b. car at loading-out point
(1) Spruce, White and True Fir.	In 100-inch lengths or shorter.	$10.50	$12.75
(2) Larch, Lodgepole, Pine, Hemlock, and Ponderosa Pine.	....do	9.00	11.25
(3) Any Species	In lengths of 10 feet or longer, 2 cords to 1 M log scale.	8.50	10.25

This Amendment No. 2 shall become effective on the 21st day of May 1946.

Issued this 21st day of May 1946.

RICHARD Y. BATTERTON,
Regional Administrator.

[F. R. Doc. 46-9283; Filed, May 31, 1946; 2:46 p. m.]

[Region VIII Order G–5 Under MPR 188, Revocation]

READY MIX CONCRETE IN CALIFORNIA

For the reasons set forth in the accompanying opinion and pursuant to the authority vested in the regional administrator by § 1499.161 of Maximum Price Regulation No. 188, Order No. G–5 under § 1499.161 of Maximum Price Regulation No. 188, is hereby revoked.

This order of revocation shall become effective upon the date of issuance hereof.

Issued this 10th day of May 1946.

BEN C. DUNIWAY,
Regional Administrator.

[F. R. Doc. 46-9294; Filed, May 31, 1946; 2:49 p. m.]

[Region VIII Order G–28 Under SO 94]

SCREENING IN SAN FRANCISCO REGION

For the reasons set forth in the accompanying opinion and pursuant to the authority conferred upon the Regional Administrator by sections 11 and 13 of Supplementary Order No. 94; *It is ordered as follows:*

(a) The maximum prices for sales of new screening purchased from the War Assets Corporation shall be:

	To retailers	To consumers including contractors
	Cents per sq. ft.	*Cents per sq. ft*
(1) New Plastic Screening, 18 mesh, 36" wide	3	5
(2) New Plastic Screening, 20 mesh, 29" wide	3	5
(3) New Black Screening, 18 mesh, 24" wide	4	6
(4) Bronze Screening, New, 16 mesh, 36" wide	7	9½

(b) The prices to retailers are wholesale prices, f. o. b. point of sale. The prices to consumers, including contractors, are retail prices, f. o. b. point of sale.

(c) All prices are subject to usual trade terms, discounts and price allowances.

(d) Sellers at retail must clearly post at the place of sale a brief description of the item and its proper maximum price, or lower, as set forth in this order.

(e) This order shall apply to all sales made in the States of California, Washington, Nevada, Oregon, except Malheur County, and Arizona, except those portions of Coconino County and Mohave County lying north of the Colorado River, and the following counties in the State of Idaho: Benewah, Bonner, Boundary, Clearwater, Kootenai, Latah, Lewis, Nez Perce, Shoshone and Idaho.

This order may be amended, revoked or corrected at any time.

This order shall become effective May 1, 1946.

Issued this 25th day of April 1946.

BEN C. DUNIWAY,
Regional Administrator.

[F. R. Doc. 46-9295; Filed, May 31, 1946; 2:50 p. m.]

[Region VII Order G–4 Under RMPR 251, Amdt. 1]

INSTALLED INSULATION IN COLORADO

Order No. G–4 under Revised Maximum Price Regulation No. 251. Construction services and sales of installed building materials. Amendment No. 1. Docket No. 7–251–9–5a.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to the authority vested in the Regional Administrator of Region VII of the Office of Price Administration by the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and by section 9 of Revised Maximum Price Regulation No. 251, Order No. G–4 under Revised Maximum Price Regulation No. 251, Sales of Installed Insulation in the State of Colorado, is hereby amended in the following respects:

1. In section 4 strike all of the tables showing maximum prices per square foot of area appearing as pages 3, 4, 5, 6, and 7 of the order and insert in lieu thereof the following:

MAXIMUM PRICES PER SQUARE FOOT OF AREA

	Table 1 Mineral wool 4-inch depth	Table 2 Expanded mica and other mineralized materials containing minerals in excess of 50 percent—4-inch depth	Table 3 Loose materials containing chemicals in excess of 25 percent fire resistant not less than 1,200°	Table 4 Other loose materials, 4-inch depth	Table 5 Batts or blankets, 3-inch thickness or over
CATEGORIES					
Exposed ceilings					
(1) Open attics with over 24-inch clearance to roof; drawing 1	$0.14	$0.12	$0.09	$0.06	$0.14
(2) Under flat built-up roofs (suspended ceiling); open blowing conditions (Price includes cost of opening and closing for area); Drawing 2	.15	.13	.10	.07	.15
Covered ceilings					
(Prices include the cost of removing and replacing flooring)					
(3) Open attics with a single rough flooring and accessible; drawing 3	.15	.13	.10	.07	.15
(4) Open attics with finished single floors; drawing 4	.15	.13	.10	.07	.15
(5) Open attics with double floors, the top floor finished; drawing 5	.18	.16	.13	.10	.18
Flat ceilings in closed spaces					
(Prices do not include cost of opening and closing)					
(6) Flat ceilings in closed spaces under pitched or sloping roofs where opening in roof is necessary, such as pocket areas behind knee walls, areas under roof ridges or extensions which are practically flat; drawing 6.					
(a) Unfloored	.14	.12	.09	.06	.14
(b) Floored:					
(i) With single rough floor	.15	.13	.10	.07	.15
(ii) With single finished floor	.15	.13	.10	.07	.15
(iii) With double finished floor	.16	.14	.11	.08	.16
(7) Ceilings in closed space under ridge or pitched roofs, where openings for the full length of ridge are necessary because of small clearance between ridge and ceiling areas; drawing 7; unfloored	.14	.12	.09	.06	.14
(8) Flat built up roof type including row house construction and commercial buildings; drawing 8	.14	.12	.09	.06	.14
(9) Flat roof decks covered with tin, copper or canvas; drawing 9	.15	.13	.10	.07	.15
(10) Overhang; drawing 10	.15	.13	.10	.07	.15
(11) Dormer tops; drawing 11	.14	.12	.11	.07	.14
(12) Bay window top or bottom; drawing 12:					
(a) Top	.14	.12	.11	.07	.14
(b) Bottom	.16	.14	.12	.09	.16
Floors					
(Prices do not include cost of opening and closing; prices do not include cost of retaining material)					
(13) Any exposed floors over garage ceilings, open porches or similar types of areas where the under side of the area to be insulated is closed and finished; drawing 13	.16	.14	.07	.08	.16
(14) Any exposed floors where the areas to be insulated are not closed and finished and where retaining materials are required; drawing 14	.15	.13	.06	.07	.15

	Table 1 Mineral wool 4-inch depth	Table 2 Expanded mica and other mineralized materials containing minerals in excess of 50 percent—4-inch depth	Table 3 Loose materials containing chemicals in excess of 25 percent, fire resistant not less than 1,200°	Table 4 Other loose materials, 4-inch depth	Table 5 Batts or blankets, 3-inch thickness or over
CATEGORIES—continued					
Floors over unexcavated areas					
(Prices do not include cost of retaining material)					
(15) Batts and blankets; drawing 15					$0.18
(16) 4-inch fill blown in over retaining material; drawing 16	$0.16	$0.14	$0.07	$0.08	.16
Sloping areas					
(Prices do not include opening or closing)					
(17) All slopes where closed and finished on the interior side of the rafters; drawing 17	.16	.14	.07	.08	.17
(18) Open rafters and slopes where batts or blankets are used, such as pocket outside of knee walls where blow is impracticable; drawing 18					.17
(19) Open rafters and slopes. Application of batts or blankets; drawing 19 (no retainer used)					.17
(20) Interior plastered walls where no decoration is necessary except plaster patching; drawing 20 (price includes opening and closing of plastered walls)	.17	.15	.12	.09	.17
(21) Knee walls; drawing 21:					
(a) Batts and blankets					.16
(b) Blown	.14	.12	.09	.06	.14
(22) Knee walls not accessible; drawing 22	.20	.18	.15	.12	.20
(23) Stairwells and appurtenances (prices include opening and closing of plastered wall):					
(a) Soffits; drawing 23	.19	.17	.14	.11	.19
(b) Walls (measurement of walls may be taken as rectangular from floor to ceiling)	.17	.15	.12	.09	.17
Exterior walls					
(Prices include cost of opening and closing)					
(24) Exterior walls with inner finish whose outer surfaces are composed of (drawing 24 to 30):					
(a) Wood or asphalt shingles	.19	.17	.14	.11	.19
(b) Wood clapboard	.24	.22	.19	.16	.24
(c) Brick or stone veneer	.24	.22	.19	.16	.24
(d) Stucco	.24	.22	.19	.16	.24
(e) Asbestos cement shingles	.22	.20	.17	.14	.22
(f) Insulated brick and stone novelty siding	.22	.20	.17	.14	.22
(25 and 26) Gable and end walls with inner finish; drawings 25, 26 and 27; apply the prices listed under categories 24 (a) to 24 (f), inclusive, depending upon the type of outer finish.					
(27) Gable and end walls without inner finish; drawings 25, 26 and 27 (batts or blankets)					.18
(28) Dormer cheeks and faces with inner finish; drawings 28 and 29	.17	.15	.12	.09	.17
(29) Dormer cheeks and faces without inner finish; drawings 28 and 29 (batts or blankets)					.18

NOTES: The maximum prices listed above in tables 1, 2, and 3 and 4 are based upon an insulation thickness of 4 inches. For each inch of insulation over 4 inches, when ordered by the purchaser, the seller may make the following additional charges: 2 cents per square foot for flat areas, 2½ cents per square foot for vertical areas; and 2½ cents per square foot for sealed slopes, while for each inch of thickness under 4 inches, the seller shall deduct 1½ cents per square foot. A ¾-inch tolerance may be allowed with respect to any such measurements.

The maximum prices listed above in table 5 is based upon an insulation thickness of 3 inches and over. For each inch or fraction of an inch of thickness of batts and blankets under 3 inches, the seller shall deduct 1½ cents per square foot.

Where a machine or crew of 2 or more workers is used on installed insulation jobs, and the total charge as determined in accordance with the maximum prices listed in the tables set forth above, is $40 or less, the seller may make an additional charge of $10 for the job.

2. This Amendment No. 1 to Order G-4 shall become effective May 15, 1946.

Issued this 9th day of May 1946.

HAROLD O. HILL,
Acting Regional Administrator.

[F. R. Doc. 46-9423; Filed, June 3, 1946; 4:35 p. m.]

[Region VIII Order G-45 Under 3 (e)]

WESTMINSTER BREWERY, LTD.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in the accompanying opinion and under the authority vested in the Regional Administrator by § 1499.3 (e) (2), as amended, of the General Maximum Price Regulation, it is hereby ordered:

(a) *Commodity covered.* This order establishes maximum prices for Bankers Canadian Ale, manufactured by Westminster Brewery Limited, New Westminster, British Columbia.

(b) The maximum prices at which imported Bankers Canadian Ale may be sold, delivered to the buyer's premises, and exclusive of bottle deposits, are as follows:

	Maximum prices	
	Wholesale	*Retail*
12 oz. bottles (each)		.35
Case of 24/12 oz. bottles	$5.35	$6.40

(c) *Definitions.* (1) Sales at wholesale are sales to persons other than ultimate consumers, and includes but is not limited to sales by importers, jobbers, and sub-jobbers.

(2) Sales at retail are sales to ultimate consumers, other than sales for consumption on the premises.

(d) Sellers at wholesale must notify the buyer of the maximum prices established by this order for sales at wholesale and at retail at or before the time of the first sale to that buyer.

(e) This order shall apply to sales in the States of California, Washington, Nevada, Oregon (except Malheur County), Arizona (except those portions of Coconino County and Mohave County lying north of the Colorado River), and the following counties of Idaho: Benewah, Bonner, Boundary, Clearwater, Idaho, Kootenai, Latah, Lewis, Nez Perce and Shoshone.

(f) This order may be corrected, amended, or revoked at any time.

(g) This order shall become effective May 25, 1946.

Issued this 16th day of May 1946.

GUY R. KINSLEY,
Acting Regional Administrator.

[F. R. Doc. 46-9284; Filed, May 31, 1946; 2:46 p.m.]

[Region I Order G-1 Under Supp. Service Reg. 47 to RMPR 165]

SHOE REPAIR SERVICES IN MASSACHUSETTS RHODE ISLAND AND CONNECTICUT

For the reasons set forth in the opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region I of the Office of Price Administration by § 1499.680 (a) of Supplementary Service Regulation 47 to Revised Maximum Price Regulation No. 165, it is hereby ordered:

SECTION 1. *Retail shoe repair services in Massachusetts, Rhode Island and Connecticut—(a) Maximum prices.* On and after May 15, 1946, and notwithstanding the pricing provisions of Revised Maximum Price Regulation No. 165 and regardless of any previous regulation, order (including an order authorizing a price adjustment), or approval, no seller in the area comprising Massachusetts, Rhode Island and Connecticut may sell or offer to sell the shoe repair services for which prices are established in this order at prices higher than those listed in Table I below.

TABLE I—MAXIMUM PRICES FOR RETAIL SHOE REPAIR SERVICES IN MASSACHUSETTS, RHODE ISLAND AND CONNECTICUT

	Men's shoes and boys' shoes larger than size 3½	Boys' shoes, sizes 13½ through 3½	Women's shoes and girls' shoes larger than size 13	Children's shoes smaller than size 13½
LEATHER HALF-SOLE SERVICES	*Per pair*	*Per pair*	*Per pair*	*Per pair*
Men's and boys' 4 inch or lighter leather, or equal	$1.25	$1.00		
Men's and boys' with 4½ inch or heavier leather, or equal	1.50	1.25		
Women's, girls' and children's nailed, in all weights of leather			$1.00	$0.95
Women's, girls' and children's sewed, in all weights of leather			1.25	1.00
Women's, girls' and children's cemented, in all weights of leather			1.35	1.10
LEATHER FULL-SOLED SERVICES SEWED				
Men's and boys' 4 inch or lighter leather, or equal	2.25	2.00		
Men's and boys' with 4½ to 5½ inch leather, or equal	2.50	2.25		
Men's and boys' with 6 inch or heavier, or equal	2.75	2.50		
Women's, girls' or children's in all weights of leather			2.60	2.00
Additional charges in the following amounts may be added for; premium leather, which must be stamped with one of the following terms: Prime, fine, S. B. prime, X-fine, extra-fine, X-prime, Y-fine, prime-F, fine-F, prime-X, fine-E, Government selection, military selection, or Army selection (when an additional charge is made for premium leather, the seller must give sales slip, or otherwise identify by a special marker, denoting that a premium grade leather has been used in a half-soling service)	.25	.25	.15	.15
Men's and large boys' finished leather half-soles wider than 4½ linear inches, measured any place on the sole at right angles to the length; or longer than 10½ linear inches, measured from the center of the shank to the center of the toe; or both	.25			
Women's and girls' finished leather half-soles wider than 3½ linear inches, measured any place on the sole at right angles to the length; or longer than 10½ linear inches, measured from the center of the shank to the center of the toe; or both			.15	

TABLE I—MAXIMUM PRICES FOR RETAIL SHOE REPAIR SERVICES IN MASSACHUSETTS, RHODE ISLAND AND CONNECTICUT—Continued.

	Men's shoes and boys' shoes larger than size 3½	Boys' shoes, sizes 13½ through 3½	Women's shoes and girls' shoes larger than size 13	Children's shoes smaller than size 13½
COMPOSITION, RUBBER OR FIBER HALF-SOLE SERVICES	*Per pair*	*Per pair*	*Per pair*	*Per pair*
Competitive grade, 10½ iron	$1.15	$0.90	$0.90	$0.75
Standard grade, 10½ iron	1.25	1.00	1.00	.85
Super grade, 10½ iron	1.35	1.10	1.10	.95
Flat cord grade, 10½ iron	1.45	1.20	1.20	1.05
Cord-on-end and cord insert grades, 10½ iron	1.55	1.30	1.30	1.10
NOTE: Deductions in the following amounts must be made for 9 iron	.10	.10	None	.10
Additional charges in the following amounts may be made for: Heavy (12 iron) in above grades	.10	.10	.10	.10
Extra heavy (14 iron) in above grades	.20	None	None	None
Size 12 bap, or larger in above grades	.15	.15	.15	.15
Brown in above grades	.15	.15	.15	.15
Full soles in above grades	.65	.55	.50	.40
COMPO-DRESS HALF-SOLE SERVICES				
Group A grades, half-soles men's and boys'	1.75	1.50		
Women's, girls', and children's:				
Nailed			1.15	1.10
Sewed			1.40	1.15
Cemented			1.50	1.25
LEATHER HEEL SERVICES				
Large-broad, low -type; one full lift, with or without block, wedge, or skiving, equal to one lift	.65	.50	.50	.40
Medium-Cuban type; one full lift			.40	.30
Small-Spike type; one full lift			.30	.25
Additional charges in the following amounts may be added for:				
Leveling women's covered heels			.10	
Prices for leather heels services not listed above are the maximum prices properly established under Revised Maximum Price Regulation No. 165.				
LEATHER TOE TIP SERVICES				
Nailed	.50	.40	.35	
Sewed	.55	.45	.40	
Cemented	.60	.50	.45	

(b) *Relasting with fitted wooden lasts.* When shoes are relasted with fitted wooden lasts in conjunction with a soling service listed in Table I above, such soling service shall be subject to the provisions of Revised Maximum Price Regulation 165.

SEC. 2. *Definitions.* (a) The definitions set forth in paragraph (h) of Supplementary Service Regulation No. 47 to Revised Maximum Price Regulation No. 165 also apply to this order except insofar as modified herein below.

(b) "'Full-sole service" means the attachment of all full soles to footwear as defined in paragraph (d) of this section, regardless of the method used. The term includes all operations, materials and preparatory services for a full-sole job, including the following for which no additional charges may be made: Replacing and renewing all filler material and friction strips; repairing or replacing only a part of an innersole; repositioning loosened covered arch support; reseating or tightening shank piece; attaching a loose welt by tacking; re-attaching an upper pulled loose from a non-welt shoe; patching upper at the sole line, when not in the toe box area; picking stitches; any bottom finish; re-attaching loose heel breasting; re-setting old sock lining; treating of leather.

(c) "Half-sole service" means the attachment of all half-soles to footwear as defined in paragraph (d) of this section, regardless of the method used. The term includes all operations, materials and preparatory services for a half-sole job, including the following for which no additional charges may be made: Replacing and renewing all filler material and friction strips; repairing or replacing only a part of an innersole; repositioning loosened covered arch support; reseating or tightening shank piece; attaching a loose welt by tacking; re-attaching an upper pulled loose from a non-welt shoe; patching upper at the sole line, when not in the toe box area; re-attaching any loose portion of a sole in the shank area; picking stitches; any bottom finish; invisible shank; re-attaching loose heel breasting; re-setting old sock lining; treating of leather.

The following shall not be considered parts of a full sole or half-sole service. Repairing or replacing Goodyear Welt, or attaching a pulled loose welt by sewing; inserting a new full innersole; repairing a broken shank piece, or inserting a new shank piece; repairing or replacing toe box.

(d) "Shoe repair services" means the repair of footwear designed for general street or outdoor use, heavy work shoes, and any other types of footwear specified in this order. The term does not include the special repair services required for occupational footwear, such as cowboy's boots, logger's shoes, safety shoes, etc.

(e) "Group 'A' grades" half-soles means Neolite Brand soles manufactured by Goodyear Tire & Rubber Company, and Panelene manufactured by Panther Panco Rubber Company.

(f) The definitions of "fine grade leather" and "prime grade leather" as used in Supplementary Service Regulation 47 shall not apply to the shoe repair services subject to this order.

SEC. 3. *Applicability of other regulations.* Except as provided to the contrary, all other provisions, including the definitions contained in Supplementary Service Regulation 47 and Revised Maximum Price Regulation 165 shall apply to the shoe repair service suppliers subject to this order. Other shoe repair services not listed in this order shall remain subject to the provisions of Revised Maximum Price Regulation 165 (Services) and Maximum Price Regulation 200 (Rubber Heels and Soles in the Shoe Repair Trade), whichever is applicable.

SEC. 4. *Posting.* Every seller in the area subject to this area order shall within 15 days after the issuance of this area order, post on his premises in such a place and manner as to be plainly visible to the purchasing public, a poster to be supplied by the Office of Price Administration setting forth the maximum prices established by this area order.

SEC. 5. *Violations.* The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, apply to sellers of services covered by this order. Any violation of this order may result in suspension of the license to sell such services, and the violator may not, during the period of suspension, make any sales for which his license has been suspended.

SEC. 6. *Penalties.* Any person violating directly or indirectly any provisions of this order shall be subject to the criminal penalties, civil enforcement actions, license suspension proceedings, and suits for treble damages provided by the Emergency Price Control Act of 1942, as amended.

This order may be revised, amended, or revoked, either by the Regional Administrator or the Price Administrator at any time.

This order shall become effective May 15, 1946.

Issued at Boston, Massachusetts, this 1st day of May 1946.

ELDON C. SHOUP,
Regional Administrator.

[F. R. Doc. 46-9424; Filed, June 3, 1946; 4:36 p. m.]

[Region VIII Order G-112 Under 18 (c)]

DEHYDRATED CEREAL AND GRASS MEAL IN WASHINGTON

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1499.18 (c), as amended, of the General Maximum Price Regulation; *It is hereby ordered:*

(a) The adjusted maximum price for sales of dehydrated cereal or grass meal by a processor whose mill is located in the State of Washington, f. o. b. mill, shall be as follows:

(1) For such sales in bulk, the maximum price shall be based on the minimum guaranteed carotene content as follows:

Carotene content	*Maximum price (per ton)*
17 mg. percent	$50.00
20 mg. percent	56.00
25 mg. percent	60.00

(2) For such sales in bulk of cereal or grass meal having less than 17 mg. % carotene content the maximum price of meal having 17 mg. % carotene content determined under Section (a) (1) above, less $2.00 per ton for each unit of carotene less than 17 mg. %.

(3) For such sales in sacks, where the sacks are furnished by the seller, the adjusted maximum price shall be the prices specified in sections (a) (1) and (a) (2) above, plus an amount not to exceed the maximum prices of the sacks established therefor under any applicable Maximum Price Regulation heretofore or hereafter issued by the Office of Price Administration.

(b) The adjusted maximum delivered price for sales of dehydrated cereal or grass meal by a jobber shall be the maximum price he lawfully might have paid the processor from whom the particular meal was purchased, f. o. b. the processor's mill, plus actual transportation costs from the mill where the meal was produced to the customary receiving point of the person buying from the jobber, plus $1.00 per ton.

(c) The adjusted maximum price for sales of dehydrated cereal or grass meal by a retailer shall be the maximum price he lawfully might have paid the processor, or jobber, from whom the particular meal was purchased, plus $5.00 per ton.

(d) *Definitions.* (1) "Processor" means any person who processes dehydrated cereal or grass meal for sale.

(2) "Jobber" means any person who buys dehydrated cereal or grass meal from a processor for resale in unbroken lots.

(3) "Retailer" means any person who buys dehydrated cereal or grass meal and who sells same to a feeder in quantities of less than one ton.

(4) "Feeder" means any person who purchases dehydrated cereal or grass meal for feeding to livestock or poultry.

(5) "Dehydrated cereal or grass meal" means meal produced from artificially dehydrated cereal hay or grass hay. The term does not include dehydrated alfalfa meal.

(6) "Actual transportation costs" means the lowest available carrier rate for the shipment in question not to exceed any maximum price therefor. No charges for storage, loading or unloading shall be included.

(7) "mg %" means the number of milligrams per 100 grams of dehydrated cereal or grass meal at the time the processor of the meal delivers it to his customer. For example, meal sold as having 17 mg. % must test 17 or more milligrams of carotene per 100 grams of meal.

(e) *Applicability.* This order shall apply to all processors of cereal or grass meal whose mills are located in the State of Washington, regardless of the ultimate destination of the meal, and to all jobbers and retailers in Region VIII of dehydrated cereal or grass meal produced in the State of Washington. Region VIII means the States of California, Washington, Nevada; Oregon, except Malheur County; Arizona, except those portions of Coconino County and Mohave County lying north of the Colorado River; and the following counties of Idaho: Benewah, Bonner, Boundray, Clearwater, Idaho, Kootenai, Latah, Lewis, Nez Perce and Shoshone.

(f) This order may be revoked, amended or corrected at any time.

This order shall become effective May 18, 1946.

Issued this 8th day of May 1946.

BEN C. DUNIWAY,
Regional Administrator.

[F. R. Doc. 46-9285; Filed, May 31, 1946; 2:47 p. m.]

[Region I Order G–2 Under MPR 592]

Ready-Mixed Concrete in Greater Boston, Mass., Area

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of Region I of the Office of Price Administration by the Emergency Price Control Act of 1942, as amended, and by section 17 of Maximum Price Regulation No. 592, as amended, it is ordered:

Section 1. *What this order does.* (a) This order fixes maximum prices for all sales of ready-mixed concrete by manufacturers located within the Greater Boston Area.

(b) For the purpose of this order, the "Greater Boston Area" includes the following cities and towns: Boston, Cambridge, Chelsea, Revere, Everett, Malden, Medford, Somerville, Newton, Quincy, Winthrop, Arlington, Belmont, Watertown, Brookline, and Milton, all located in the Commonwealth of Massachusetts.

Sec. 2. *Relation to Maximum Price Regulation No. 592.* Except to the extent they are inconsistent with the provisions of this order all sections of Maximum Price Regulation No. 592, together with all amendments thereto, that have been or may be issued, shall apply to sales covered by this order.

Sec. 3. *Maximum prices.* On and after the effective date of this order maximum prices for sales of ready-mixed concrete by manufacturers covered by this order, may be increased by adding to the maximum prices per cubic yard for each specification of that commodity as established by Maximum Price Regulation No. 592, as amended, and Order No. 1 issued thereunder, an amount not in excess of 11.5%. The adjusted maximum prices resulting from the increases permitted by this paragraph may be rounded off to the nearest $0.05.

Sec. 4. *Discounts, allowances and differentials.* Every manufacturer covered by this order shall continue his delivery practices and grant discounts, allowances, including transportation allowances, and other price differentials on at least as favorable terms to all classes of customers as those in effect immediately prior to the effective date of this order.

This order may be revoked or amended at any time.

This order shall become effective May 15, 1946, and shall continue in effect only until November 15, 1946, unless revoked prior thereto.

Issued this 15th day of May 1946.

Eldon C. Shoup,
Regional Administrator.

[F. R. Doc. 46–9425; Filed, June 3, 1946; 4:36 p. m.]

[Region I Order G–21 Under SR 15, MPR 280, MPR 329, Amdt. 17]

Fluid Milk in Maine

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region I of the Office of Price Administration by § 1499.75 (a) (9) of Supplementary Regulation 15 to the General Maximum Price Regulation, as amended, by Section 1351.807 of Maximum Price Regulation No. 280 and Section 1351.408 of Maximum Price Regulation No. 329, it is hereby ordered that Order G–21 be amended as provided herein:

1. The section (a) (2) *Zones; allocation of localities in the State of Maine among the zones,* is revised as follows:

Kingfield is transferred from Zone 9 to Zone 4 and the subdivision designated Franklin County shall henceforth read:

Franklin County	Zone
Dallas Plantation, Farmington, Jay, Kingfield, New Sharon, New Vineyard, Phillips, Rangeley, Rangeley Plantation, Sandy River Plantation, Strong and Wilton	4
Remainder of Franklin County	9

2. Subsection 17 is added to section (h) and the same shall read:

(17) Amendment No. 17 is effective June 1, 1946.

Issued this 3d day of June 1946.

Eldon C. Shoup,
Regional Administrator.

Approved: May 31, 1946.

H. L. Forest,
Acting Director, Dairy Branch, Production and Marketing Administration, U. S. Department of Agriculture.

[F. R. Doc. 46–9415; Filed, June 3, 1946; 4:32 p. m.]

[Region VII Order G–16 Under Gen. Order 68]

Building and Construction Materials in Roswell, N. Mex., Area

Order No. G–16 under General Order No. 68. Maximum prices for retail sales of certain building and construction materials in the Roswell, New Mexico, area. Docket No. 7–G O 68–16.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to the provisions of General Order 68; It is hereby ordered:

Section 1. *What this order does.* This Order No. 16 under General Order 68 covers all retail sales by any seller, located in the Roswell, New Mexico area, herein designated as New Mexico Building Materials Area No. 2, of the specified building and construction materials listed in the tables annexed to and incorporated herein. The Roswell, New Mexico area, for the purposes of this order includes all of Chaves County, New Mexico.

Sec. 2. *Definitions.* For the purposes of this order:

(a) "Retail sale" means a sale to an ultimate user or to a purchaser for resale on an installed basis.

(b) "Delivered sale" means the sale of any quantity of the building and construction materials covered by this order, delivered to any point designated by the purchaser.

(c) "Yard sale" means the sale of any quantity of the building and construction materials covered by this order delivered to the purchaser at the seller's yard, store or warehouse.

(d) "Building and construction materials" means the masonry, gypsum, and metal lath, insulation and wall board, roofing and siding, and metal products materials, as set forth in the annexed price tables incorporated in this order.

Sec. 3. *Relation to other regulations.* The maximum prices established by this Order No. G–16 supersede any maximum prices or pricing method previously established by any other regulation or order covering the commodities listed in the tables annexed to and incorporated herein. Except to the extent that they are inconsistent with the provisions of this order, all other provisions of the General Maximum Price Regulation or other applicable regulation or order shall continue to apply to retail sales covered by this order.

Sec. 4. *Authorized maximum prices.* Upon and after the effective date of this Order No. G–16, the maximum prices for the retail sales of the specified building and construction materials covered by this order shall be the prices listed in the tables annexed to and incorporated herein.

Sec. 5. *Delivery practices.* (a) Sales under this order may be made as yard sales or delivered sales. If the buyer requests delivery within a free delivery zone which the seller recognized during March 1942, the seller shall not charge for making the delivery.

(b) If the buyer requests delivery outside the free delivery zone which the seller recognized during March 1942 or if no free delivery zone was recognized by the seller in March 1942, the seller may make delivery charges not in excess of those made by him in March 1942 but if delivery is made by a common or contract carrier the seller shall not charge in excess of the actual freight paid.

(c) If the seller was not in business during March 1942, he may elect to establish a free delivery zone or to make delivery charges, or both, and any such delivery charges shall not be in excess of such charges made by his principal competitors in his community for delivery during March 1942, and subject to the limitations of this section.

(d) All additional charges for delivery shall be itemized separately on any sales slips furnished the buyer and record thereof shall be kept as required by section 8 of this order.

Sec. 6. *Discounts and allowances.* Each seller, subject to this order, must maintain his customary terms, discounts, and allowances on sales to each class of purchaser which he had in effect during March 1942.

Sec. 7. *Availability of order.* Every seller making a sale covered by this order shall, if requested by the purchaser, make available to the purchaser for inspection a copy of this order. Copies for this purpose may be obtained from the office of the Regional Administrator or from the Albuquerque District Office of the Office of Price Administration.

Sec. 8. *Sales slips and records.* (a) Every seller covered by this order who has customarily given his customers a sales slip or other evidence of purchase must continue to do so. Upon request from a customer such seller, regardless of previous custom, shall give the purchaser a receipt showing the date, name and address of the seller and the purchaser, a description and the quantity of each item sold and the price received for it. If he customarily prepared his sales slips in more than one copy he must keep a duplicate copy of each sales slip delivered by him pursuant to this section. Such sales slips and records required to be kept by sub-section (b) of this section shall be kept at the seller's principal place of business in the area and shall be made available for inspection by representatives of the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(b) Each seller making a sale of $10.00 or more, regardless of previous custom, must keep and retain at his principal place of business in the area covered by this order, records concerning each such sale covered by this order showing at least the following:

1. Name and address of buyer.
2. Date of transaction.
3. Place of delivery.
4. Complete description and quantity of each item sold and the price charged.
5. Any additional charges for delivery.

Sec. 9. *Prohibitions against sales at higher than maximum prices.* On and after the effective date of this order, regardless of any contract or other obligation, no person shall sell or offer to sell building or construction materials covered by this order at prices higher than the maximum prices established by this order.

Sec. 10. *Evasions.* (a) Any practice, scheme or device which results in a higher price to the purchaser of the specified commodities covered by this order than is permitted by this order shall be deemed to be a violation of this order and shall subject the seller to all the civil liabilities and the criminal penalties provided by the Emergency Price Control Act of 1942, as amended and extended.

(b) No seller shall as a part of the consideration or as a condition of a sale of the specified commodities covered by this order, secretly or otherwise receive, either directly or indirectly, any side payment, commission, fee, consideration or other thing of value whatsoever nor shall the seller, either directly or indirectly acquire or receive in addition to the maximum prices established by this order the benefit of any services, transportation agreements or other valuable thing, material or property.

(c) No seller shall eliminate or reduce in any form or manner any discounts or allowance customarily offered in connection with the sale of the specified commodities covered by this order nor shall the seller lower the quality thereof below that called for by the specifications or agreement with respect to the sale of the specified commodities covered by this order nor shall the seller in any manner make a delivery charge in excess of the amount provided in section 5 of the order.

(d) No seller shall by any of the foregoing plans, schemes or devices, or by any other plan, scheme or device receive or acquire or attempt to receive or acquire anything of value, service, valuable right, property or property right, money or other consideration whatsoever in addition to the maximum prices established in this order for the sale of the specified commodities covered by this order.

Sec. 11. *Less than maximum prices.* Prices lower than the maximum prices for sales covered by this order may, of course, be charged and paid.

Sec. 12. *Licensing.* The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this order. A seller's license may be suspended for violation of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

Sec. 14. *Revocation or amendment.* This order may be revoked, modified or amended at any time by the Price Administrator or by the Regional Administrator.

This Order No. G–16 shall become effective May 21, 1946.

Issued this 7th day of May 1946.

Richard Y. Batterton,
Regional Administrator.

Table I—Cement, Lime and Plaster

Item and unit	Maximum retail selling prices
Cement:	
Portland—paper sacks, per sack	$0.90
Portland—cloth sacks, per sack	1.05
Quick-strength, per sack	1.15
Waterproof, per sack	1.15
Keene, per sack	2.50
Atlas or duro white, per sack	3.00
Atlas or duro white waterproof, per sack	3.25
Mortar:	
Masonry—paper sack, per sack	.80
Lime:	
Finishing—Ohio hydrated, per sack 50 lbs	.90
Hydrated—Colorado, per sack 50 lbs	.75
Hydrated—Missouri or Texas, per sack 50 lbs	.75
Plaster:	
Hardwall, per sack 100 lbs	1.15
#1 Moulding plaster, per sack 100 lbs	1.75
Less than full sack quantities, per lb	.02

Table II—Lath: Gypsum and Metal: Corner Beads and Expansion Casings

Item and unit	Maximum retail selling prices
Lath:	
Gypsum, per M sq. ft	$33.00
Meal lath—flat diamond mesh:	
2.5 lb. painted, sq. yd	.35
3.4 lb. painted, sq. yd	.38
3.4 lb. galvanized, sq. yd	.42
Note: Add for metal lath—self furring per yd. over flat diamond mesh.	
Metal lath—flat rib:	
2.75 lb. painted, sq. ft	$0.42
3.4 lb. painted, sq. yd	.45
Metal—high rib:	
3.4 3/8" painted, sq. yd	.45
Note: For copper bearing lath, add 1¢ per sq. yd.	
Corner bead:	
Expanded type, M lin. ft	45.00
Flat apron, M lin. ft	35.00
3/4" bull nose plain, M lin. ft	45.00

Table III—Insulation Materials, Wall Boards and Building Paper

Insulation board:	
1/2", 48" x 72" to 48" x 144", per M sq. ft	$52.50
3/8", 48" x 72" to 48" x 144", per M sq. ft	42.50
Insulation tile:	
1/2 under 16 x 32, per M sq. ft	72.50
16 x 32 x 1/2 and larger, per M sq. ft	65.00
Insulation plank: 1/2", per M sq. ft	72.50
Insulation board ext. type:	
1/2" ext. sheeting, per M sq. ft	55.00
25/32" ext. sheeting, per M sq. ft	65.00
Insulation lath: 1/2", 16 x 48, 18 x 48, 24 x 48, per M sq. ft	55.00
Balsam wool sealed blankets:	
Standard, per M sq. ft	55.00
Double thick, per M sq. ft	80.00
Wall thick, per M sq. ft	90.00
Kimsul insulation:	
Commercial 1/2", per M sq. ft	45.00
Standard 1" per M sq. ft	52.50
Double thick 2", per M sq. ft	60.00
Mineral wool insulation:	
Semi-thick batts 15 x 48", per M sq. ft	50.00
Full-thick batts 15 x 48", per M sq. ft	75.00
Handi-batts full thick 15 x 24", per M sq. ft	75.00
Jr. batts 11 1/2 x 15", per M sq. ft	75.00
Mineral wool blankets:	
1", per M sq. ft	45.00
2", per M sq. ft	55.00
3", per M sq. ft	80.00
Nodulated and loose wool in sacks:	
35 lb., per sack	1.60
38 lb., per sack	1.70
40 lb., per sack	1.80
Building Paper:	
Red Resin, 20 lb., per roll	1.25
Red Resin, 30 lb., per roll	1.60
Red Resin, 40 lb., per roll	2.50
Sisalkraft, per hundred sq. ft	1.40
Presswood:	
1/8 x 48 x 72 and longer—plain, per M sq. ft	90.00
1/8 x 48 x 72 and longer—tempered, per M sq. ft	110.00
5/16 x 48 x 72 and longer—plain, per M sq. ft	107.00
3/16 x 48 x 72 and longer—tempered, per M sq. ft	127.00
1/4 x 48 x 72 and longer—plain, per M sq. ft	137.00
1/4 x 48 x 72 and longer—tempered, per M sq. ft	157.00
Wallboard:	
Sheetrock—1/4 x 48 x 72 and longer, per M sq. ft	35.00
Sheetrock—3/8 x 48 x 72 and longer, per M sq. ft	45.00
Sheetrock—1/2 x 48 x 72 and longer, per M sq. ft	50.00

TABLE IV—ROOFING MATERIALS AND ASBESTOS SIDING

Item and unit	*Maximum retail selling prices*
Felt—asphalt and tarred:	
15 lb. 36" wide 432 sq. ft., per roll	$3.00
30 lb. 36" wide 216 sq. ft., per roll	3.00
Roll roofing:	
Smooth surfaced—1st grade:	
35 lb., per roll	1.50
45 lb., per roll	2.00
55 lb., per roll	2.45
65 lb., per roll	3.00
75 lb., per roll	3.30
Mineral surfaced:	
90 lb., per roll	3.25
Split roll 105 lb. diamond point, hex. edge stag. edge, per roll	3.50
Shingles:	
Asphalt shingles:	
Hex. std. 3 tab 167 lb., per square	6.50
Thick butt 3 tab 12" 210 lb., per square	7.65
Asbestos shingles:	
Asbestos-shingles 260–290 lb.—black or red per square	12.25
Asbestos-shingles 260–290 lb.—green, per square	12.80
Siding—asbestos cement:	
Std. surf. hard std. colors (12 x 24) (12 x 27), per square	10.25
Std. surf. hard std. colors white or buff, per square	10.25
Siding—asphalt: Roll brick, per roll	4.75

TABLE 1—METAL PRODUCTS

Item and unit	*Maximum retail selling prices*
Ridge roll:	
Plain 1½" roll, per lin. ft	$0.08
Plain 2" roll, per lin. ft	.10
Valley tin (galvan.):	
10" 28 ga., per 100 lin. ft	10.00
14" 28 ga., per 100 lin. ft	12.00
20" 28 ga., per 100 lin. ft	16.00
Hip shingles:	
5" x 9", each	.05
Ridge shingles:	
9" x 14", each	.12
Globe finials:	
For 1½" plain ridge roll, each	.35
For 2" plain ridge roll, each	.40
Ash pit doors:	
8" x 8", cast iron, each	1.50
10" x 12", each	2.00
Flashing shingles:	
5" x 7", per 100	2.50

[F. R. Doc. 46-9426; Filed, June 3, 1946; 4:36 p. m.]

[Region VIII Order G–6 Under MPR 188, Revocation]

CONCRETE BUILDING BLOCKS IN SAN FRANCISCO REGION

For the reasons set forth in the accompanying opinion and pursuant to the authority vested in the Regional Administrator by § 1499.161 (a) (2) of Maximum Price Regulation No. 188, Order No. G–6 under § 1499.161 (a) (2) of Maximum Price Regulation No. 188 is hereby revoked.

This order of revocation shall become effective upon the date of issuance hereof.

Issued this 15th day of May 1946.

GUY R. KINSLEY,
Acting Regional Administrator.

[F. R. Doc. 46-9416; Filed, June 3, 1946; 4:33 p. m.]

[Region VIII Order G–9 Under MPR 592]

CONCRETE BUILDING BLOCKS IN LOS ANGELES, RIVERSIDE, SAN BERNARDINO, AND ORANGE COUNTIES, CALIF.

For the reasons set forth in the accompanying opinion and under the authority vested in the Regional Administrator of the Office of Price Administration by section 17 of Maximum Price Regulation No. 592, it is hereby ordered:

(a) *Geographical applicability.* This order shall apply in the Counties of Los Angeles, Riverside, San Bernardino, and Orange, in the State of California.

(b) *Adjusted maximum prices.* The adjusted maximum prices of producers of concrete building blocks shall be as follows:

TABLE 1

The maximum prices provided in this table apply to all producers except those in the locality for which prices are specifically provided below:

Dimensions	F. o. b. plant—maximum price per 1,000 blocks			Addition for delivery—miles from producer's plant		
	Hollow	Cap	Solid	Under 12	12-20	Over 20
2" x 4" x 6"	------	------	$16	$2.00	$4.00	$6.00
2" x 4" x 8"	------	------	17	2.50	5.00	7.00
2" x 4" x 12"	------	------	28	3.50	6.50	9.00
4" x 4" x 12"	$37	$42	47	4.50	8.00	11.50
4" x 6" x 12"	48	53	70	5.50	10.00	14.50
4" x 8" x 12"	59	64	95	6.50	12.00	17.00
4" x 12" x 12"	84	90	110	9.00	17.00	23.00

TABLE 2

The maximum prices provided in this table apply to all producers located in 29 Palms, Calif., and Joshua Tree Townsite, Calif.:

Dimensions	F. o. b. plant, maximum price per 1,000 blocks, hollow	Addition for delivery, miles from producer's plant	
		Under 10	10 or more
4" x 4" x 12"	$46	$10	$15
4" x 6" x 12"	58	10	15
4" x 8" x 12"	70	10	15

TABLE 3

The maximum prices provided in this table apply to all producers located in Beaumont, Calif.:

Dimensions	F. o. b. plant, maximum price per 1,000 blocks, hollow	Addition for delivery, miles from producer's plant		
		Under 12	12-20	Over 20
4" x 6" x 12"	$58.50	$5.50	$10	$14.50
4" x 8" x 12"	65.50	6.50	12	17.00

(c) *Other sizes.* The adjusted maximum price of a concrete building block of a size not listed in paragraph (b) shall be the adjusted maximum price provided in that paragraph for the most comparable size of the same type (that is, either hollow, cap or solid) multiplied by the ratio of the cubic content of the unlisted block and cubic content of the comparable block.

(d) *Handling charge.* Sales of less than 1,000 blocks are to be priced in proportion to the price provided for 1,000 blocks except that an additional charge of $1.00 may be made for any single sale.

(e) *Invoicing requirements.* Every person making sales subject to this order shall certify on his invoice or sales tag that the price charged does not exceed the price permitted by this order and shall separately show any additional charges made for delivery or handling permitted by paragraph (d).

(f) This order may be amended, corrected, or revoked at any time.

This order shall become effective May 15, 1946.

Issued this 15th day of May 1946.

GUY R. KINSLEY,
Acting Regional Administrator.

[F. R. Doc. 46-9417; Filed, June 3, 1946; 4:33 p. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register May 31, 1946.

Region I

Hartford Order 5–F, Amendment 58, covering fresh fruits and vegetables in Waterbury and Watertown. Filed 9:23 a. m.

Hartford Order 6–F, Amendment 58, covering fresh fruits and vegetables in the Hartford area. Filed 9:23 a. m.

Hartford Order 7–F, Amendment 58, covering fresh fruits and vegetables in the New Haven area. Filed 9:23 a. m.

Hartford Order 8–F, Amendment 58, covering fresh fruits and vegetables in the Bridgeport area. Filed 9:23 a. m.

Region II

New York Order 14–F, Amendment 17, covering fresh fruits and vegetables in the Five Boroughs of New York city. Filed 9:23 a. m.

New York Order 15–F, Amendment 17, covering fresh fruits and vegetables in Nassau and Westchester counties, New York. Filed 9:24 a. m.

New York Order 16–F, Amendment 17, covering fresh fruits and vegetables in the counties of Dutchess, Orange, Putnam, Rockland, Suffolk, and Ulster, New York. Filed 9:24 a. m.

Region IV

Birmingham Order 5–F, Amendment 33, covering fresh fruits and vegetables in Jefferson county, Alabama. Filed 9:24 a. m.

Birmingham Order 26–F, Amendment 32, covering fresh fruits and vegetables in Mobile county, Alabama. Filed 9:24 a. m.

Birmingham Order 27–F, Amendment 34, covering fresh fruits and vegetables in Montgomery county, Alabama. Filed 9:24 a. m.

Birmingham Order 28–F, Amendment 32, covering fresh fruits and vegetables in Houston county, Alabama. Filed 9:24 a. m.

Birmingham Order 29–F, Amendment 31, covering fresh fruits and vegetables in Dallas county, Alabama. Filed 9:25 a. m.

Birmingham Order 3–C, Amendment 7, covering poultry in Jefferson county, Alabama. Filed 9:25 a. m.

Birmingham Order 13–C, Amendment 6, covering poultry in Montgomery county, Alabama. Filed 9:25 a. m.

Birmingham Orders 27 and 28, Amendment 4, covering dry groceries sold for Groups 1 and 2 stores in the Birmingham area. Filed 9:25 and 9:26 a. m.

Birmingham Order 8–W, Amendment 4, covering dry groceries sold for Groups 1 and 2 stores in the Birmingham area. Filed 9:26 a. m.

Region VII

Denver Order 4–F, Amendments 45 and 46, covering fresh fruits and vegetables in the Denver area. Filed 9:21 a. m.

Denver Order 5–F, Amendments 45 and 46, covering fresh fruits and vegetables in the Pueblo area. Filed 9:22 a. m.

Denver Order 6–F, Amendments 45 and 46, covering fresh fruits and vegetables in the Colorado Springs and Manitou area. Filed 9:22 a. m.

Denver Order 7–F, Amendments 45 and 46, covering fresh fruits and vegetables in the Boulder, Fort Collins, Greeley area. Filed 9:22 a. m.

Denver Order 8–F, Amendments 14 and 15, covering fresh fruits and vegetables in the Trinidad area. Filed 9:22 a. m.

Denver Order 84, Amendment 11, covering dry groceries in the Grand Junction area. Filed 9:20 a. m.

Denver Order 85, Amendment 12, covering dry groceries in the Canon City-Lamar-Rocky Ford-Salida area. Filed 9:20 a. m.

Denver Order 86, Amendment 11, covering dry groceries in the Craig-Leadville area. Filed 9:20 a. m.

Denver Order 87, Amendment 9, covering dry groceries in the Durango area. Filed 9:20 a. m.

Denver Order 88, Amendment 11, covering dry groceries in the Boulder-Fort Collins-Fort Morgan-Greeley, area. Filed 9:20 a. m.

Denver Order 89, Amendment 11, covering dry groceries in the Burlington - Julesburg - Limon - Sterling area. Filed 9:21 a. m.

Denver Order 90, Amendment 11, covering dry groceries in the Gunnison-Meeker-Silverton area. Filed 9:21 a. m.

Denver Order 91, Amendment 11, covering dry groceries in the Delta-Montrose-Glenwood Springs area. Filed 9:21 a. m.

Denver Order 92, Amendment 11, covering dry groceries in the Alamosa-Creede-Monte Vista area. Filed 9:21 a. m.

Region VIII

Portland Order 32–F, Amendment 29, covering fresh fruits and vegetables in certain areas in Oregon. Filed 9:26 a. m.

Portland Order 33–F, Amendment 29, covering fresh fruits and vegetables in the Roseburg, Grants Pass, Ashland, Lakeview, Oregon area. Filed 9:25 a. m.

Portland Order 34–F, Amendment 28, covering fresh fruits and vegetables in the Astoria, Coos Bay, Oregon area. Filed 9:26 a. m.

Portland Order 35–F, amendment 29, covering fresh fruits and vegetables in the Florence, Reedsport, Coquille, Oregon area. Filed 9:26 a. m.

Portland Order 36–F, Amendment 29, covering fresh fruits and vegetables in the cities of Bend and Pendleton, Oregon. Filed 9:26 a. m.

Portland Order 37–F, Amendment 29, covering fresh fruits and vegetables in La Grande, Baker, Redmond, Heppner, Oregon area. Filed 9:26 a. m.

Portland Order 38–F, Amendment 29, covering fresh fruits and vegetables in the Haines, Wallowa, Enterprise, Oregon area. Filed 9:27 a. m.

Portland Order 39–F, Amendment 29, covering fresh fruits and vegetables in the Albany, Corvallis, Eugene, Oregon area. Filed 9:27 a. m.

Portland Order 42–F, Amendment 30, covering fresh fruits and vegetables in certain areas in Oregon. Filed 9:27 a. m.

Portland Order 43–F, Amendment 9, covering fresh fruits and vegetables in the Kelso, Salem, The Dalles, Clatskanie, Forest Grove, Oregon area. Filed 9:27 a. m.

Seattle Order 16–F, Amendment 41, covering fresh fruits and vegetables in Seattle, Tacoma and Bremerton, Washington. Filed 9:27 a. m.

Seattle Order 17–F, Amendment 37, covering fresh fruits and vegetables in Bellingham and Everett, Washington. Filed 9:26 a. m.

Seattle Order 18–F, Amendment 38, covering fresh fruits and vegetables in Olympia, Aberdeen, Hoquiam, Centralia and Chehalis, Washington. Filed 9:27 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46-9470; Filed, June 4, 1946; 4:39 p. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register June 3, 1946.

Region I

Augusta Order 3–F, Amendment 54, covering fresh fruits and vegetables in Portland, South Portland, and Westbrook. Filed 10:18 a. m.

Augusta Order 5–F, Amendment 53, covering fresh fruits and vegetables in Bangor and Brewer. Filed 10:18 a. m.

New England Order 7–F, Amendment 57, covering fresh fruits and vegetables in the Boston area. Filed 10:09 a. m.

New England Order 8–F, Amendment 53, covering fresh fruits and vegetables in certain defined areas in Massachusetts. Filed 10:09 a. m.

New England Order 9–F, Amendment 54, covering fresh fruits and vegetables in certain defined areas in Massachusetts. Filed 10:09 a. m.

New England Order 10–F, Amendment 52, covering fresh fruits and vegetables in certain defined areas in Massachusetts. Filed 10:17 a. m.

New England Order 11–F, Amendment 53, covering fresh fruits and vegetables in certain defined areas in Massachusetts. Filed 10:17 a. m.

New England Order 13–F, Amendment 34, covering fresh fruits and vegetables in the Brockton area. Filed 10:17 a. m.

New England Order 14–F, Amendment 15, covering fresh fruits and vegetables in the cities and towns of Barnstable county, Massachusetts. Filed 10:17 a. m.

Region II

Pittsburgh Orders 4–C and 22–O, covering poultry and eggs in Allegheny county, Pennsylvania. Filed 10:18 and 10:19 a. m.

Pittsburgh Order 29, covering dry groceries in certain counties in Pennsylvania. Filed 10:18 a. m.

Pittsburgh Order 30, Amendment 2, covering dry groceries in certain counties in Pennsylvania. Filed 10:18 a. m.

Pittsburgh Orders 29 and 9–W, Amendment 1, covering dry groceries in certain counties in Pennsylvania. Filed 10:18 a. m.

Region IV

Atlanta Order 7–W, Amendment 7, covering dry groceries in the Atlanta area. Filed 10:07 a. m.

Atlanta Order 10–F, covering fresh fruits and vegetables in certain counties in the Atlanta area. Filed 10:19 a. m.

Memphis Order 8–F, Amendment 30, covering fresh fruits and vegetables in the city of Memphis and the county of Shelby, Tennessee. Filed 10:07 a. m.

Region V

Little Rock Order 10–F, Amendment 46, covering fresh fruits and vegetables in Garland county, Arkansas. Filed 10:07 a. m.

Little Rock Order 12–F, Amendment 38, covering fresh fruits and vegetables in certain counties in Arkansas. Filed 10:07 a. m.

Little Rock Order 13–F, Amendment 38, covering fresh fruits and vegetables in certain counties in Arkansas and in Bowie county, Texas. Filed 10:05 a. m.

Little Rock Order 14–F, Amendment 38, covering fresh fruits and vegetables in certain counties in Arkansas. Filed 10:06 a. m.

Little Rock Order 15–F, Amendment 38, covering fresh fruits and vegetables in certain counties in Arkansas. Filed 10:06 a. m.

Little Rock Orders 4–C and 4–O, covering poultry and eggs in Pulaski county, Arkansas. Filed 10:06 a. m.

Region VII

Des Moines Order 4–F, Amendments 34 and 35, covering fresh fruits and vegetables in certain counties in Iowa and the city of South Sioux City, Nebraska. Filed 10:06 a. m.

Des Moines Order 5–F, Amendment 35, covering fresh fruits and vegetables in certain areas in Iowa. Filed 10:06 a. m.

Des Moines Order 6–F, Amendment 35, covering fresh fruits and vegetables in certain counties in Iowa. Filed 10:07 a. m.

Des Moines Order 7–F, Amendment 35, covering fresh fruits and vegetables in certain counties in Iowa and certain cities in Illinois. Filed 10:04 a. m.

Albuquerque Order 42, Amendment 11, covering dry groceries in Northwestern, Central and Extreme Southwestern New Mexico area. Filed 10:22 a. m.

Albuquerque Order 43, Amendment 11, covering dry groceries in the New Mexico area. Filed 10:23 a. m.

Albuquerque Order 44, Amendment 11, covering dry groceries in the Southern and Eastern New Mexico area. Filed 10:23 a. m.

Albuquerque Order 8–W, Amendment 17, covering dry groceries in the New Mexico area. Filed 10:24 a. m.

Albuquerque Order 9–W, Amendment 17, covering dry groceries in Clovis, Portales, Hobbs, Carlsbad, Artesia, Roswell, Las Cruces, Deming and Silver City area. Filed 10:24 a. m.

Boise Order 50, Amendment 1, covering dry groceries in Boise Valley Loop, Mountain Home Idaho and Ontario, Oregon areas. Filed 10:02 a. m.

Boise Order 52, Amendment 1, covering dry groceries in certain areas in Idaho. Filed 10:02 a. m.

Boise Order 49, Amendment 1, covering dry groceries in Boise City area. Filed 10:01 a. m.

Boise Order 23–W, Amendment 1, covering dry groceries in Boise City area. Filed 10:02 a. m.

Boise Order 51, Amendment 1, covering dry groceries in certain areas in Idaho. Filed 10:02 a. m.

Boise Order 24–W, Amendment 1, covering dry groceries in certain areas in Idaho. Filed 10:04 a. m.

Helena Order 110, Amendment 3, covering dry groceries in certain areas in Montana. Filed 10:21 a. m.

Helena Order 115, Amendment 3, covering dry groceries for the State of Montana. Filed 10:21 a. m.

Salt Lake City Order 14–F, Amendments 11 and 12, covering fresh fruits and vegetables in Salt Lake, Davis and Weber. Filed 10:05 a. m.

Salt Lake City Order 15–F, Amendments 11 and 12, covering fresh fruits and vegetables in Cache, Carbon, Emery. Filed 10:05 a. m.

Salt Lake City Order 16–F, Amendments 11 and 12, covering fresh fruits and vegetables in Rich, and Daggett. Filed 10:05 a. m.

Salt Lake City Orders 4–C and Amendment 5, covering poultry in the State of Utah. Filed 10:05 and 10:04 a. m.

Salt Lake City Order 32, Amendment 4, covering dry groceries. Filed 10:17 a. m.

Region VIII

Seattle Order 19–F, Amendment 35, covering fresh fruits and vegetables in Yakima, Wenatchee, East Wenatchee, Washington. Filed 10:20 a. m.

Seattle Orders 30 and 1–W, Amendments 15 and 22, covering dry groceries in certain areas in Washington. Filed 10:20 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46–9471; Filed, June 4, 1946; 4:39 p. m.]

[Springfield Order G–5 Under Gen. Order 68, Amdt. 1]

BUILDING MATERIALS IN CHAMPAIGN, ILL., AREA

An accompanying opinion has been filed with the Division of the Federal Register. The Appendix to Order No. G–5 is amended by deleting all of the items and the maximum prices for flue lining and vitrified clay sewer pipe and substituting therefor the following corrected maximum prices:

Item	Unit of sale	Maximum price
Flue Lining 9 x 9	Feet	$0.48
Flue Lining 9 x 13	do	.70
Flue Lining 13 x 13	do	.92
Vitrified Clay Sewer Pipe 8SS 4"	do	.23
Vitrified Clay Sewer Pipe 8SS 6"	do	.33

This Amendment No. 1 becomes effective May 27, 1946.

Issued this 20th day of May 1946.

GEORGE C. BOSEN,
Acting District Director.

[F. R. Doc. 46–9281; Filed, May 31, 1946; 2:46 p. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File No. 16–1A11]

NATIONAL ASSN. OF SECURITIES DEALERS, INC. AND JOHN L. GODLEY

ORDER APPROVING ADMISSION TO MEMBERSHIP IN NATIONAL SECURITIES ASSOCIATION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 28th day of May A. D. 1946.

In the matter of petition of National Association of Securities Dealers, Inc. on behalf of John L. Godley for approval of his application for membership in the National Association of Securities Dealers, Inc., File No. 16–1A11.

The National Association of Securities Dealers, Inc., a national securities association registered under section 15A of the Securities Exchange Act of 1934, having made application pursuant to section 15A (b) (4) of that act for an order approving the admission of John L. Godley to membership in the National Association of Securities Dealers, Inc.;

A hearing having been held after appropriate notice, and the Commission being duly advised and having this day issued its finding and opinion herein;

It is ordered, On the basis of said findings and opinion, that said application be and it hereby is granted.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46–9477; Filed, June 5, 1946; 10:30 a. m.]

[File No. 70–1303]

STANDARD GAS AND ELECTRIC CO.

NOTICE REGARDING FILING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 3d day of June 1946.

Notice is hereby given that Standard Gas and Electric Company ("Standard"), a registered holding company, has filed a declaration pursuant to the Public Utility Holding Company Act of 1935 and the rules and regulations promulgated thereunder Declarant designates section 12 (d) of the act and Rules U–44 and U–50 of the Commission as applicable to the proposed transaction.

Notice is further given that any interested person may, not later than June 11, 1946, at 5:30 p. m., e. d. s. t., request the Commission in writing that a hearing be held on such matter, stating the reasons for such request and the nature of his interest, or may request that he be notified if the Commission should order a hearing thereon. At any time thereafter said application may be granted as provided in Rule U–23 of the rules and regulations promulgated under said act, or the Commission may exempt such transaction as provided in Rules U–20 (a) and U–100 thereunder. Any request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania.

All interested persons are referred to the declaration which is on file with this Commission for a statement to the transactions therein proposed which is summarized as follows:

Standard proposes to sell all of the 312,000 shares (being all of the presently issued and outstanding shares of common stock, without par value, of The California Oregon Power Company ("Copco"), a California corporation. The sale of such shares of common stock is to be made at competitive bidding pursuant to Rule U–50 of this Commission. Standard will apply the net proceeds of the aforesaid sale towards the payment of interest and principal on its promissory notes dated April 10, 1946, issued to banks under the Bank Loan Agreement of Standard dated December 31, 1945, as later amended (copies of which are now on file with this Commission, File No. 70–1211). It is represented that such sale is for the purpose of enabling Standard to comply with the provisions of subdivision (b) of section 11 of the Public Utility Holding Company Act of 1935 and with the order of the Commission dated August 8, 1941, issued pursuant thereto (File No. 59–9). Standard requests that in connection with this matter an order be entered finding that such sale is in

accord with such section and previous order, so that there will be applicable to such sale the provisions of sections 371 (b), 371 (f), and 1808 (f) of the Internal Revenue Code.

Declarant has requested that the Commission enter its order not later than June 14, 1946, in order to facilitate the proposed sale at competitive bidding.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46–9478; Filed, June 5, 1946; 10:30 a. m.]

[File No. 1–165]

WM. FILENE'S SONS CO.

ORDER SETTING HEARING ON APPLICATION TO STRIKE FROM LISTING AND REGISTRATION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 4th day of June A. D. 1946.

The Boston Stock Exchange, pursuant to section 12 (d) of the Securities Exchange Act of 1934 and Rule X–12D2–1 (b) promulgated thereunder, having made application to strike from listing and registration the Common Stock, No Par Value, of Wm. Filene's Sons Company;

The Commission deeming it necessary for the protection of investors that a hearing be held in this matter at which all interested persons be given an opportunity to be heard;

It is ordered, That the matter be set down for hearing at 10:00 a. m. on Tuesday, June 25, 1946, at the office of the Securities and Exchange Commission, 79 Milk Street, Boston, Massachusetts, and continue thereafter at such times and places as the Commission or its officer herein designated shall determine, and that general notice thereof be given; and

It is further ordered, That Frank Kopelman, an officer of the Commission, be and he hereby is designated to administer oaths and affirmations, subpoena witnesses, compel their attendance, take evidence, and require the production of any books, papers, correspondence, memoranda or other records deemed relevant or material to the inquiry, and to perform all other duties in connection therewith authorized by law.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46–9479; Filed, June 5, 1946; 10:30 a. m.]

[File Nos. 70–1297 and 70–1302]

UNITED GAS IMPROVEMENT CO. ET AL.

NOTICE OF FILING AND ORDER FOR HEARING AND ORDER FOR CONSOLIDATION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 3d day of June 1946.

In the matters of The United Gas Improvement Company, File No. 70–1297; Kansas City Gas Company and The Wyandotte County Gas Company, File No. 70–1302.

Notice is hereby given that applications and declarations have been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 by Kansas City Gas Company (Kansas City) and The Wyandotte County Gas Company (Wyandotte), subsidiaries of Cities Service Company, a registered holding company, and by The United Gas Improvement Company (UGI), a registered holding company.

All interested persons are referred to said filings which are on file in the offices of the Commission for a statement of the transactions therein proposed which may be summarized as follows:

UGI proposes to sell and Kansas City proposes to purchase all of UGI's holdings of the preferred stocks of Kansas City consisting of 33,401.96 shares of 6% Cumulative First Preferred Stock, par value $100, and 15,527.36 shares of 6% Non-Cumulative Second Preferred Stock, par value $100, for $4,892,932 in cash subject to adjustments for accrued dividends.

UGI also proposes to sell and Wyandotte proposes to purchase all of UGI's holdings of the preferred stocks of Wyandotte consisting of 1,000 shares of 6% Cumulative First Preferred Stock, par value $100, and 4,000 shares of 6% Non-Cumulative Second Preferred Stock, par value $100, for $257,068 in cash subject to adjustments for accrued dividends.

UGI requests that the Order of the Commission to be issued herein conform to the pertinent requirements of section 1808 (f) of the Internal Revenue Code, as amended.

In order to obtain part of the funds for the purchase of its preferred stock from UGI, Kansas City proposes to issue and sell to three banks an aggregate of $4,000,000 principal amount of promissory notes maturing 9 months after date and bearing interest at the rate of 1¾% per annum. Kansas City requests an order of the Commission pursuant to the first sentence of section 6 (b) of the act exempting the issue and sale of the notes from the provisions of section 6 (a) thereof.

It appearing to the Commission that it is appropriate and in the public interest and in the interests of investors and consumers that a hearing be held with respect to said applications and declarations and that said applications should not be granted and said declarations should not become effective except pursuant to further order of the Commission; and

It further appearing that the foregoing matters are related and that evidence offered in respect of each of the matters may have a bearing on the others and that substantial savings in time, effort and expense will result if said matters are consolidated;

It is hereby ordered, That said proceedings be, and hereby are, consolidated subject to the reservation that the Commission, if at any time it appears conducive to the orderly, efficient and economic disposition of any of the matters herein, may order a separate hearing concerning any of the issues in the consolidated proceedings, may close the record with respect to any of such issues or may take any action on any such issues prior to the closing of the record on the other issues therein or may consolidate with these proceedings other matters or filings pertaining to the instant proceedings.

It is further ordered, That a hearing be held upon said matters, as consolidated, on June 18, 1946, at 11 a. m., e. d. s. t., at the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia, Pennsylvania. On such day the hearing room clerk in Room 318 will advise as to the room in which such hearing will be held.

It is further ordered, That Allen MacCullen, or any other officer or officers of the Commission designated by it for that purpose, shall preside at the hearings in such matters. The officer so designated to preside at any such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of said act and to a trial examiner under the Commission's rules of practice.

It is further ordered, That any person desiring to be heard or otherwise wishing to participate in said proceeding shall file with the Secretary of the Commission on or before June 14, 1946, his request or application therefor as provided by Rule XVII of the rules of practice of this Commission.

It is further ordered, That notice of said hearing be given to UGI, Kansas City, Wyandotte, the Public Service Commission of Missouri and the Kansas Corporation Commission by registered mail and to all other interested persons by a general release of this Commission which shall be distributed to the press and mailed to all persons on the mailing list for all releases issued under the Public Utility Holding Company Act of 1935 and by publication of this notice and order in the FEDERAL REGISTER.

It is further ordered, That, without limiting the scope of the issues presented by said applications and declarations, particular attention will be directed at such hearing to the following matters:

(1) Whether the considerations to be paid and received in respect of the proposed transactions are fair and reasonable;

(2) Whether the maintenance of competitive conditions, fees and commissions, accounts, disclosure of interest and similar matters in connection with such proposed transactions are such as will permit approval of the proposed sale;

(3) Whether the proposed acquisition by Kansas City and Wyandotte of their preferred stocks would adversely affect the working capital or financial integrity of the companies or would otherwise be detrimental to the public interest or the interests of investors or consumers or would tend to circumvent the provisions of the act or the rules, regulations or order thereunder;

(4) Whether the proposed issue and sale of notes by Kansas City should be exempt from the provisions of sections 6 (a) of the act pursuant to the provisions of 6 (b) thereof or, if not, whether

the issue and sale of such notes comply with the requirements of section 7;

(5) Whether the accounting entries to be made in connection with the proposed transactions are proper;

(6) Generally, whether the proposed transactions comply with the applicable provisions and requirements of the Public Utility Holding Company Act of 1935 and the rules and regulations promulgated thereunder, and whether it is necessary or appropriate in the public interest or for the protection of investors or consumers to impose any terms or conditions.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-9480; Filed, June 5, 1946; 10:30 a. m.]

[File No. 70-1289]

GENERAL PUBLIC UTILITIES CORP. AND ASSOCIATED UTILITIES CORP.

NOTICE OF FILING AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 4th day of June 1946.

Notice is hereby given that joint applications-declarations have been filed with this Commission, pursuant to the Public Utility Holding Company Act of 1935, by General Public Utilities Corporation ("GPU"), a registered holding company, and Associated Utilities Corporation ("Aucorp"), also a registered holding company and a subsidiary of GPU. All interested persons are referred to said joint applications-declarations which are on file in the office of the Commission for a statement of the purpose and nature of the proposed transactions, which may be summarized as follows:

Aucorp will file a Certificate of Dissolution with the Secretary of State of the State of Delaware, and, in connection therewith, GPU will surrender to Aucorp for cancellation all of the outstanding shares of stock of Aucorp. Aucorp will thereafter, as promptly as may be practicable, distribute to GPU all its assets, or the proceeds thereof, subject to all its liabilities. Such distribution will be made in cash or in kind, except that the common stock of Keuka Lake Power Corporation presently held by Aucorp will not be distributed without further application to the Commission for an appropriate order authorizing the distribution of such stock by Aucorp and the acquisition by GPU.

Included among the assets which GPU will receive, subject to the liabilities of Aucorp, are the following securities and open account:

Name of issuer and title of issue		*Shares of principal amount*
Associated Real Properties, Inc.:		
Common capital stock, no par		130 shares.
6% convertible obligations due 1963		$65,383.52.
Gas and Electric Associates:		
Common capital shares	$1 par value	10,000 shares.
1st preferred shares	$1 par value	10,000 shares.
2nd preferred shares	$1 par value	10,000 shares.
8% demand notes		$16,602,700.
8% income note due 1960		$552,544.22.
Dover Casualty Insurance Co.:		
Common capital stock		900 shares.
Atlantic Utility Service Corporation:		
Common capital stock, $1 par value		2,360 shares.
Keuka Lake Power Corporation:		
6% Bonds due 1960		$245,000.
New England Gas and Electric Association:		
$5.50 preferred stock		6,000 shares.
Schenectady Railway Company:		
5% non-cumulative sinking fund income notes due 1958		$73,200.
Utilities Investing Trust:		
8% income note due 1967		$18,687,300.
Open account		$114,908.85.

Aucorp also holds 2,450 shares of common capital stock of Keuka Lake Power Corporation, which shares are not proposed to be distributed at this time, and which will be the subject of a new application before this Commission when distribution is proposed.

Applicants-declarants have designated sections 9 (a), 10, and 12 (f) of the act and Rules U-42 and U-43 as applicable to the proposed transactions and state that no Federal commission other than this Commission has jurisdiction over the proposed transactions and that the New York Public Service Commission may have jurisdiction over the transfer of the common capital stock of Keuka Lake Power Corporation if such subsequent application is filed.

It appearing to the Commission that it is appropriate in the public interest and the interest of investors and consumers that a hearing be held with respect to such matters:

It is ordered, That a hearing on such matters under the applicable provisions of said act and the rules of the Commission thereunder be held on the 21st day of June, 1946, at 10:00 a. m., e. d. s. t., at the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. On such day the hearing room clerk in room 318 will advise as to the room in which such hearing will be held. All persons desiring to be heard or otherwise wishing to participate in said proceeding should file with the Secretary of the Commission, on or before June 17, 1946, his application therefor as provided in Rule XVII of the rules of practice of the Commission.

It is further ordered, That William W. Swift or any other officer or officers of the Commission designated for that purpose shall preside at the hearings in such matter. The officer so designated to preside at any such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of said act and to a trial examiner under the Commission's rules of practice.

It is further ordered, That, without limiting the scope of the issues presented by said filing, particular attention will be directed at such hearing to the following matters and questions:

1. Whether the various proposed acquisitions will serve the public interest by tending towards the economical and efficient development of an integrated public utility system or systems;

2. The propriety of the proposed accounting treatment of the several transactions on the books of the respective applicants and declarants; and

3. Generally, whether the proposed transactions are in all respects in the public interest and in the interest of investors and consumers and consistent with all applicable requirements of the act and the rules thereunder, or, if not, whether and what modifications or terms and conditions should be required or imposed to satisfy the statutory standards.

It is further ordered, That notice of this hearing be given to applicants-declarants and to all other interested persons; said notice to be given to applicants-declarants and to the New York Public Service Commission by registered mail and to all other persons by general release of this Commission, which shall be distributed to the press and mailed to the mailing list for releases issued under the Public Utility Holding Company Act of 1935, and by publication in the FEDERAL REGISTER.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-9481; Filed, June 5, 1946; 10:31 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 6295]

ERNST MARTIN

In re: Bank account owned by Ernst Martin, also known as Dr. August Ernst Martin.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Ernst Martin, whose last known address is Potsdam, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Martin Lindsay, Trustee, by The First National Bank of Chicago, Chicago, Illinois, arising out of a Savings Account, Account Number 1,368,666, entitled Martin Lindsay, Trustee for Ernst Martin u/w of Hedwig Barth, deceased, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Ernst Martin, also known as Dr. August Ernst Martin, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany):

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 13, 1946.

[SEAL] JAMES E. MARKHAM, *Alien Property Custodian.*

[F. R. Doc. 46-9437; Filed, June 4, 1946; 11:09 a. m.]

[Vesting Order 6297]

FRAU ELIZABETH STEIN

In re: Bank account owned by Frau Elizabeth Stein.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Frau Elizabeth Stein, whose last known address is V. Bellow Alle S. Moser Bei Madgeburg, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Elkhart Brass Mfg. Co., by The First National Bank of Elkhart, 301 South Main Street, Elkhart, Indiana, arising out of a checking account, entitled Elkhart Brass Mfg. Co., for the Blocked Account of Frau Elizabeth Stein, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Frau Elizabeth Stein, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 13, 1946.

[SEAL] JAMES E. MARKHAM, *Alien Property Custodian.*

[F. R. Doc. 46-9438; Filed, June 4, 1946; 11:09 a. m.]

[Vesting Order 6310]

EMMY BLUNCK

In re: Debt owing to Emmy Blunck.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Emmy Blunck, whose last known address is Hamburg, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: All those debts or other obligations owing to Emmy Blunck, by Richter & Kaiser, Inc., 186 Remsen Street, Brooklyn, 2, New York, including particularly but not limited to a portion of the sum of money on deposit with Manufacturers Trust Company, 55 Broad Street, New York, New York, in a dollar account, entitled Richter & Kaiser, Inc. Special, Blocked as German Nationals, maintained at the branch office of the aforesaid bank located at 209 Montague Street, Brooklyn, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an

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admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 21, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-9439; Filed, June 4, 1946; 11:09 a. m.]

[Vesting Order 6312]

LOUISA BROEMEL

In re: Bank account owned by Louisa Broemel.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

1. That Louisa Broemel, whose last known address is Stadlim, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Karl Z. Kiefer, Trustee, by Dime Savings Institution, 780 Broad Street, Newark, New Jersey, arising out of Account Number 176601, entitled Karl Z. Kiefer in trust for Louisa Broemel, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Louisa Broemel, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 21, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-9440; Filed, June 4, 1946; 11:09 a. m.]

[Vesting Order 6316]

MARIA ELFERT

In re: Bank account owned by Maria Elfert.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Maria Elfert, whose last known address is Schonung am Main, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to William J. Topken and/or Philip F. Farley, by The Chase National Bank of the City of New York, New York, New York, arising out of an inactive dollar checking account, entitled c/o William J. Topken and/or Philip F. Farley, attorneys in fact for Maria Elfert, maintained at the branch office of the aforesaid bank located at 115 Broadway, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by Maria Elfert, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 21, 1946.

[SEAL] JAMES E. MARKHAM.
Alien Property Custodian.

[F. R. Doc. 46-9441; Filed, June 4, 1946; 11:09 a. m.]

Reference

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THE NATIONAL ARCHIVES
LITTERA SCRIPTA MANET
FEDERAL REGISTER
1934 OF THE UNITED STATES

VOLUME 11 NUMBER 111

Washington, Friday, June 7, 1946

Regulations

TITLE 7—AGRICULTURE

Chapter I—Production and Marketing Administration (Standards, Inspections, Marketing Practices)

Subchapter A—Commodity Standards and Standard Container Regulations

PART 34—REGULATIONS UNDER THE TOBACCO SEED AND PLANT EXPORTATION ACT

By virtue of the authority vested in the Secretary of Agriculture by the Tobacco Seed and Plant Exportation Act (54 Stat. 231; 7 U.S.C., 516 et seq.), the following revision of the regulations issued thereunder (7 CFR, 1945 Supp., 34.1 et seq.) is hereby promulgated:

GENERAL PROVISIONS

Sec.
34.1 Definitions.

ADMINISTRATION

34.2 Administrator.

PERMITS

34.3 Permit required.
34.4 Restrictions upon issuance of permits.
34.5 Method of obtaining permits.
34.6 Exceptions.

INSTRUCTIONS TO SHIPPERS

34.7 Marking packages.
34.8 Shipments by mail.
34.9 Shipments by railway, ferry boat, or vehicle.
34.10 Shipments by seagoing vessel or airplane.

DISPOSITION OF USED PERMITS

34.11 Procedure.

AUTHORITY: §§ 34.1 to 34.11, inclusive, issued under 54 Stat. 231; 7 U.S.C., 516 et seq.

GENERAL PROVISIONS

§ 34.1 *Definitions.* (a) "Secretary" means the Secretary of Agriculture of the United States.

(b) "Administrator" means the Administrator, Production and Marketing Administration, United States Department of Agriculture, or any employee of the United States Department of Agriculture to whom authority has heretofore lawfully been delegated or to whom authority may hereafter lawfully be delegated to act in his stead.

(c) "Director" means the Director of the Tobacco Branch, Production and Marketing Administration, United States Department of Agriculture.

(d) "Act" means the Tobacco Seed and Plant Exportation Act (54 Stat. 231; 7 U.S.C., 516 et seq.).

ADMINISTRATION

§ 34.2 *Administrator.* The Administrator is charged with the administration of the provisions of the act and the regulations in this part.

PERMITS

§ 34.3 *Permit required.* No tobacco seed or live tobacco plants may be exported from the United States or any Territory subject to the jurisdiction thereof to any foreign country, port, or place unless such exportation or transportation shall have been authorized in advance by a written permit of the Secretary countersigned by the Director.

§ 34.4 *Restrictions upon issuance of permits.* (a) Permits will be granted only where the evidence indicates that the consignee is a representative of a government institution or an agency engaged in conducting agricultural experiments in the course of scientific research.

(b) Quantities permitted to be exported will be restricted to 14 grams or ½ ounce of seed or 500 live plants of any one variety, with the exception of the species Nicotiana rustica, to which this restriction will not apply.

§ 34.5 *Method of obtaining permits.* Applications for permits shall show the following information:

(a) Name and address of exporter.

(b) Name, official title, address of person to whom the seed or plants are to be consigned, and the institution at which research is to be conducted.

(c) Type and variety of seed or plants.

(d) Nature of experiments to be conducted and objectives sought.

(e) Method of shipment proposed.

(f) Port of exit or post office of mailing.

(g) The intended date of exportation.

§ 34.6 *Exceptions.* Shipments of tobacco seed or plants originating in a foreign country and entering or leaving a

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FEDERAL REGISTER

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port of the United States in transit through the territory of the United States to a foreign country will not require a permit under the terms of the regulations in this part.

INSTRUCTIONS TO SHIPPERS

§ 34.7 *Marking packages.* Packages or parcels containing tobacco seed or plants, the exportation of which has been authorized, shall be marked "Tobacco Seed and Plant Export Permit No._____" with the permit number inserted in the blank space.

§ 34.8 *Shipments by mail.* The permit must be filed by the consignor with the Postmaster at the office of mailing.

§ 34.9 *Shipments by railway, ferry boat, or vehicle.* The permit must be filed with the Collector of Customs at the port from which the shipment is to be exported.

§ 34.10 *Shipments by seagoing vessel or airplane.* The permit must be filed with the Collector of Customs at the port of lading on board the exporting vessel or airplane at least 24 hours before departure; and, in the case of shipment by a seagoing vessel, the permit must be filed at least 24 hours before the lading of such vessel.

DISPOSITION OF USED PERMITS

§ 34.11 *Procedure.* Permits filed with postmasters and collectors of customs shall be stamped or endorsed to show the place and date of filing, and shall be mailed to the following address: Tobacco Branch, Production and Marketing Administration, United States Department of Agriculture, Washington 25, D. C.

Issued at Washington, D. C., this 5th day of June 1946.

[SEAL] N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 46-9583; Filed, June 6, 1946; 11:17 a. m.]

Chapter IV—Production and Marketing Administration (Crop Insurance)

[Amdt. 2]

PART 419—COTTON CROP INSURANCE REGULATIONS FOR THE 1946 AND SUCCEEDING CROP YEARS

INSURANCE UNIT

The Cotton Crop Insurance Regulations contained in Part 419 are hereby amended as follows:

Section 419.37 (l) is amended to read:

(l) "Insurance unit" means all or that portion, as the case may be, of the farm (considered for the purpose of establishing the average yield(s) and premium rate(s)) in which the insured has an interest as a cotton producer at the time of planting, except that (1) when a part of such land is regularly irrigated and a part is never irrigated, the portion of the land on the farm which is to be irrigated in the current crop year (as shown on the acreage report of the insured) shall constitute one insurance unit and the remainder shall constitute another insurance unit, and (2) when separate yields and rates have been established for widely separated parts of such land, such portions of the land shall constitute separate insurance units: *Provided, however,* That in Bailey, Briscoe, Castro, Crosby, Floyd, Hale, Hockley, Lamb, Lubbock, Lynn, Swisher, Terry and Tom Green Counties, Texas, except as provided in (2) above, any irrigable land on the farm to which irrigation water can be delivered from existing irrigation facilities and any other contiguous small tracts shall constitute one insurance unit and the remainder shall constitute another insurance unit if so designated on the approved crop insurance listing sheet: *Provided further,* That all or any part of such land which is designated on the crop insurance listing sheet as "non-insurable" shall not constitute an insurance unit or any part thereof and shall not be considered in any manner whatsoever under the insurance contract, except as provided in § 419.17 (b).

Adopted by the Board of Directors on May 29, 1946.

[SEAL] E. D. BERKAW,
Acting Secretary.

Approved: June 5, 1946.

N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 46-9584; Filed, June 6, 1946; 11:17 a. m.]

TITLE 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

[Docket No. 5281]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

LILEE PRODUCTS CO., ET AL.

§ 3.6 (n) *Advertising falsely or misleadingly—Nature—Product:* § 3.6 (t) *Advertising falsely or misleadingly—Qualities or properties of product or service:* In connection with the offering for sale, sale, or distribution of the preparation designated "Lilee Brand Calcium Pantothenate Tablets" or "Hygea Brand Calcium Pantothenate Products," or any other preparation of substantially similar composition or possessing substantially similar properties, whether sold under the same name or under any other name, disseminating, etc., any advertisements by means of the United States mails, or in commerce, or by any means to induce, etc., directly or indirectly, purchase in commerce, etc., of respondents' products, which advertisements represent, directly or through inference; (a) that said preparation will restore the original natural color to gray hair, or any color resembling the original natural color; or, (b) that said preparation is an anti-gray-hair vitamin; prohibited. (Sec. 5, 33 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U. S. C., sec. 45b) [Cease and desist order, Lilee Products Company, et al., Docket 5281, April 29, 1946]

At a regular session of the Federal Trade Commission held at its office in the City of Washington, D. C., on the 29th day of April, A. D. 1946.

In the Matter of Lee Goldstine and Lillian Goldstine, Individuals Trading as Lilee Products Company and Paul Grant, an Individual Trading as Paul Grant Advertising Agency

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission, the answer of respondents, certain stipulated facts, testimony and other evidence taken before an examiner of the Commission theretofore duly designated by it, report of the trial examiner, and brief in support of the complaint (respondents not having filed brief and oral argument not having been requested), and the Commission having made its findings as to the facts and its conclusion that said respondents have violated the provisions of the Federal Trade Commission Act:

It is ordered, That respondents Lee Goldstine and Lillian Goldstine, individuals trading as Lilee Products Company, as Hygea Vitamin Company, or under any other name or names, jointly or severally, their representatives, agents, and employees, and respondent Paul Grant, an individual trading as Grant Advertising Agency, his representatives, agents, and employees, directly or through any corporate or other device, in connection with the offering for sale, sale, or distribution of the preparation designated "Lilee Brand Calcium Pantothenate Tablets" or "Hygea Brand Calcium Pantothenate Products," or any other preparation of substantially similar composition or possessing substantially similar properties, whether sold under the same name or under any other name, do forthwith cease and desist from directly or indirectly:

1. Disseminating, or causing to be disseminated, by means of the United States mails or by any means in commerce, as "commerce" is defined in the Federal Trade Commission Act, any advertisement which represents, directly or through inference:

(a) That said preparation will restore the original natural color to gray hair, or any color resembling the original natural color.

(b) That said preparation is an anti-gray-hair vitamin.

2. Disseminating, or causing to be disseminated, by any means, any advertisement for the purpose of inducing, or which is likely to induce, directly or indirectly, the purchase of respondents' products in commerce, as "commerce" is defined in the Federal Trade Commission Act, which advertisement contains any of the representations prohibited in paragraph 1 above.

It is further ordered, That the respondents shall, within sixty (60) days after the service upon them of this order, file with the Commission a report in writing setting forth in detail the manner and form in which they have complied with this order.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 46-9586; Filed, June 6, 1946; 11:13 a. m.]

[Docket No. 4572]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

MANHATTAN BREWING CO.

§ 3.6 (cc) *Advertising falsely or misleadingly—Source or origin—Place—Domestic product as imported:* § 3.66 (k) *Misbranding or mislabeling—Source or origin—Place—Domestic product as imported:* § 3.96 (a) *Using misleading name—Goods—Source or origin—Place—Domestic product as imported.* In connection with offer, etc., in commerce, of respondent's beer and ale, and among other things, as in order set forth, (1) using any brand or trade name containing the word "Canadian" or any simulation thereof, to designate, describe, or refer to any beer or ale which is not brewed in Canada unless accom-

panied in immediate connection and conjunction therewith by suitable statements clearly, conspicuously and adequately informing prospective purchasers and the public that such beer or ale is brewed in the United States of America; or otherwise representing directly or by implication, that beer or ale which is not brewed in Canada is brewed in that country; or (2) representing, directly or by implication, that beer or ale brewed in the United States is imported from any foreign country; prohibited. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U.S.C., sec. 45b) [Modified cease and desist order, Manhattan Brewing Company, Docket 4572, April 5, 1946]

§ 3.6 (cc) *Advertising falsely or misleadingly — Source or origin — Place:* § 3.66 (k) *Misbranding or mislabeling — Source or origin—Place:* § 3.96 (a) *Using misleading name — Goods — Source or origin—Place.* In connection with offer, etc., in commerce, of respondent's beer and ale, and among other things, as in order set forth, using any brand or trade name containing the word "Wisconsin", or any simulation thereof, to designate, describe, or refer to any beer which is not brewed in the State of Wisconsin; or otherwise representing, directly or by implication, that beer which is not brewed in Wisconsin is brewed in that State; prohibited. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U.S.C., sec. 45b) [Modified cease and desist order, Manhattan Brewing Company, Docket 4572, April 5, 1946]

§ 3.6 (l) *Advertising falsely or misleadingly—Indorsements, approval and testimonials:* § 3.6 (dd 10) *Advertising falsely or misleadingly—Success, use or standing:* § 3.18 *Claiming indorsements or testimonials falsely:* § 3.66 (c) *Misbranding or mislabeling—Indorsements, approvals or awards:* § 3.66 (k l) *Misbranding or mislabeling—Success, use or standing.* In connection with offer, etc., in commerce, of respondent's beer and ale, and among other things, as in order set forth, using any pictorial representation which simulates in appearance the British Royal Coat of Arms; prohibited. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U.S.C., sec. 45b) [Modified cease and desist order, Manhattan Brewing Company, Docket 4572, April 5, 1946]

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 5th day of April A. D. 1946.

This proceeding came on for hearing before the Federal Trade Commission on the complaint, answer of respondent, testimony and other evidence, report of the trial examiner, briefs in support of the complaint and in opposition thereto, and oral arguments of counsel. The Commission, after duly considering the matter and finding that the proceeding was in the public interest, made, entered and served upon respondent and duly recorded and filed in the office of the Commission on September 7, 1943, its findings as to the facts, its conclusion drawn therefrom and its order to cease and desist.

Subsequently thereto, and after the statutory time allowed for the filing of a petition for review of said proceeding had expired, the Commission, on the 27th day of March, 1946, duly notified respondent to appear and show cause why this proceeding should not be reopened and the findings of facts and order to cease and desist be altered, modified and set aside, in part, in the manner and terms therein set forth.

Respondent, on the 1st day of April 1946, having filed a waiver of hearing and its consent to the entry of an order modifying the findings of facts and the order to cease and desist in the manner set forth in the order to show cause, and the Commission having duly considered the matter and being now fully advised in the premises, and being of the opinion that the public interest requires that said findings of facts and order to cease and desist be altered, modified and set aside, in part.

It is now ordered, That this proceeding be, and the same hereby is, reopened.

It is further ordered, That the second sentence of the second paragraph of paragraph 7 of the said findings of fact be, and the same hereby is, set aside, and the following finding substituted in lieu thereof:

The Commission is of the opinion, however, and finds that these legends as heretofore used are too inconspicuous and inadequate to adequately explain or qualify the word "Canadian," so as to prevent deception or confusion in the mind of a substantial portion of the public.

It is hereby further ordered, That paragraph 1 of said order to cease and desist be, and the same hereby is, set aside, and the following order substituted in lieu thereof:

Using any brand or trade name containing the word "Canadian" or any simulation thereof, to designate, describe, or refer to any beer or ale which is not brewed in Canada unless accompanied in immediate connection and conjunction therewith by suitable statements clearly, conspicuously and adequately informing prospective purchasers and the public that such beer or ale is brewed in the United States of America; or otherwise representing directly or by implication, that beer or ale which is not brewed in Canada is brewed in that country.

It is further ordered, That the said findings as to the facts and conclusion and order to cease and desist, modified as hereinbefore set forth, shall be as follows:

Modified Findings as to the Facts and Conclusion

PARAGRAPH 1. The respondent, Manhattan Brewing Company, is a corporation organized under the laws of the State of Illinois, with its principal office and place of business located at 3901 Emerald Avenue, Chicago, Illinois. Respondent is now and for a number of years last past has been engaged in the brewing of beer and ale, and in the sale and distribution of such products to wholesale and retail dealers, restaurants, taverns, and other purchasers.

PAR. 2. In the course and conduct of its business respondent causes and has caused its products, when sold, to be transported from its place of business in the State of Illinois to purchasers thereof located in various other States of the United States. Respondent maintains and has maintained a course of trade in its products in commerce among and between various States of the United States.

PAR. 3. Respondent is and at all times mentioned herein has been in substantial competition with other corporations and with partnerships and individuals engaged in the sale and distribution of beer and ale in commerce among and between various States of the United States.

PAR. 4. Among the various brands of beer and ale brewed and sold by respondent is a beer designated by respondent as "Canadian Ace Brand Beer" and an ale designated by respondent as "Canadian Ace Brand Ale." The beer was placed on the market in 1939 and the ale in the early part of 1941. Respondent formerly sold another brand of beer designated by it as "Old Wisconsin Lager Brand Beer." This beer was placed on the market in September 1939, but was discontinued in the spring of 1941.

PAR. 5. Respondent advertises its Canadian Ace Brand beer and ale extensively, most of the advertising being what is known as point-of-sale advertising, that is, advertising supplied to the retail seller for display or distribution to the public. The various advertising media used include menu covers and sheets, table display cards, place cards and coasters, paper table napkins, leaflets, booklets, and large show window placards. Radio advertising has also been employed to a limited extent, and at least one advertisement was inserted in a trade journal having general circulation among beer distributors. In all of this advertising the word "Canadian" or the words "Canadian Ace" have been featured. These words are also featured in the labels on the bottles or other containers in which the beer is packaged and sold.

PAR. 6. The Commission finds that the use by respondent of the word "Canadian" as a part of the brand or trade name for these products constitutes a representation that the products are of Canadian origin, that is, that they are brewed in the Dominion of Canada and imported into the United States. Not only does this conclusion necessarily result from a consideration of the word itself, but it is supported also by the testimony of a number of witnesses at the hearings, including both persons in the trade and members of the purchasing public. Neither the beer nor the ale is in fact brewed in Canada, both being brewed by respondent at its place of business in Chicago along with various other products. The evidence further shows, and the Commission finds, that there is a preference on the part of a substantial portion of the purchasing public for beer and ale which is brewed in Canada over that brewed in the United States, this preference being found particularly in those States of the United States which lie nearest the Dominion of Canada.

PAR. 7. Early in 1940 respondent began placing on its labels the words "Made in the U. S. A.," these words appearing at the lower right-hand corner of the label and being imprinted in white on a red background. In the lower left-hand corner of the label there appear in small type the words "Brewed and Bottled by Manhattan Brewing Co., Chicago, Illinois." Also in some of its advertising material respondent has inserted certain expressions such as "Made in the U. S. A.," and "An American beer in the best Canadian tradition." Some of the advertising also carries a picture of the bottle showing the current label.

It is urged by respondent that the use of these words on the labels and in the advertising, particularly the use on the labels of the words "Made in the U. S. A.," is sufficient to correct any erroneous impression which might otherwise be conveyed through the use of the word "Canadian," and that in consequence, there is no deception of the public. The Commission is of the opinion, however, and finds that these legends as heretofore used are too inconspicuous and inadequate to adequately explain or qualify the word "Canadian", so as to prevent deception or confusion in the mind of a substantial portion of the public.

PAR. 8. The Commission finds further that the former use by respondent of the word "Wisconsin" as a part of the brand name for one of its products constituted a representation that the beer so designated was brewed in the State of Wisconsin. This beer was not in fact brewed in Wisconsin but was brewed by respondent at its place of business in Chicago. There is a preference on the part of a substantial portion of the purchasing public for beer which is brewed in Wisconsin over that having its origin in other States of the United States.

PAR. 9. In connection with the sale of its Canadian Ace Brand beer and ale, respondent has also made use of a crest simulating the British Royal Coat of Arms, such crest being displayed both in certain of respondent's advertising material and in the labels of the bottles. The use of this crest constituted a representation that respondent was a Royal Warrant holder, enjoying the patronage of the British Royal Family or some member thereof, and was therefore entitled to display the British Royal Coat of Arms on its products. Respondent has not at any time been a Royal Warrant holder and was not authorized to make use of such crest. There is a preference on the part of a substantial portion of the purchasing public for merchandise bearing the British Royal Coat of Arms. In 1942 respondent made material changes in the crest, with the result that the similarity between the crest and the British Royal Coat of Arms was eliminated.

PAR. 10. The Commission finds further that the use by respondent of the word "Canadian" and the word "Wisconsin" in designating and describing its products, and the use of the crest simulating the British Royal Coat of Arms, as herein set forth, has or has had the tendency and capacity to mislead and deceive a substantial portion of the purchasing public with respect to the origin of such products and with respect to respondent's business identity and status, and the tendency and capacity to cause such portion of the public to purchase substantial quantities of respondent's products as a result of the erroneous and mistaken belief so engendered. In consequence thereof, substantial trade has been diverted unfairly to the respondent from its competitors, among whom are many who do not use the practices and methods herein described.

Conclusion

The acts and practices of the respondent as herein found are all to the prejudice of the public and of respondent's competitors, and constitute unfair methods of competition in commerce within the intent and meaning of the Federal Trade Commission Act.

Modified Order to Cease and Desist

It is ordered, That the respondent, Manhattan Brewing Company, a corporation and its officers, agents, representatives, and employees, directly or through any corporate or other device, in connection with the offering for sale, sale, and distribution of respondent's beer and ale in commerce, as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from:

1. Using any brand or trade name containing the word "Canadian" or any simulation thereof, to designate, describe, or refer to any beer or ale which is not brewed in Canada unless accompanied in immediate connection and conjunction therewith by suitable statements clearly, conspicuously and adequately informing prospective purchasers and the public that such beer or ale is brewed in the United States of America; or otherwise representing directly or by implication, that beer or ale which is not brewed in Canada is brewed in that country.

2. Using any brand or trade name containing the word "Wisconsin", or any simulation thereof, to designate, describe, or refer to any beer which is not brewed in the State of Wisconsin; or otherwise representing, directly or by implication, that beer which is not brewed in Wisconsin is brewed in that State.

3. Representing, directly or by implication, that beer or ale brewed in the United States is imported from any foreign country.

4. Using any pictorial representation which simulates in appearance the British Royal Coat of Arms.

It is further ordered, That the respondent shall, within sixty (60) days after service upon it of this modified order, file with the Commission a report in writing, setting forth in detail the manner and form in which it has complied with this order.

By the Commission.

An opinion by Commissioner Mason, and a dissenting opinion by Commissioner Ayres, concurred in by Commissioner Davis, are attached.[1]

Dated this 5th day of April, A. D. 1946.

[SEAL] GARLAND S. FERGUSON,
Acting Chairman.

Attest:

OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 46-9587; Filed, June 6, 1946; 11:20 a. m.]

[1] Filed as part of the original document.

TITLE 32—NATIONAL DEFENSE

Chapter VIII—Office of International Trade, Department of Commerce

Subchapter B—Export Control

[Amdt. 195]

PART 801—GENERAL REGULATIONS

PROHIBITED EXPORTATIONS

Section 801.2 *Prohibited exportations* is hereby amended in the following particulars:

In the list of commodities set forth in paragraph (b) the descriptions of the commodities potassium nitrate and potassium nitrate mixtures classified under Schedule B No. 835900 are amended to read as follows:

Dept. of Com. Sched. B No.	*Commodity*
	Potassium compounds, except fertilizers:
835900	Potassium nitrate
835900	Potassium nitrate mixtures except potassium nitrate powders (black saltpeter powder).

(Sec. 6, 54 Stat. 714; 55 Stat. 206; 56 Stat. 463; 58 Stat. 671; 59 Stat. 270; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; E.O. 9630, 10 F.R. 12245; Order No. 390, 10 F.R. 13130)

Dated: May 29, 1946.

JOHN C. BORTON,
Director,
Requirements and Supply Branch.

[F. R. Doc. 46-9577; Filed, June 6, 1946; 10:44 a. m.]

[Amdt. 196]

PART 802—GENERAL LICENSES

GIFT PARCELS

Section 802.29 *General license for gift parcels* is hereby amended to read as follows:

§ 802.29 *General license for gift parcels*—(a) *General license.* There is hereby granted a general license authorizing the exportation of gift parcels, as defined in paragraph (b) of this section, to all destinations to which parcel post service is available, except Japan; *Provided*, That such exportation is in accordance with the following provisions of this section:

(b) *Definition.* For the purpose of this general license a gift parcel is defined as a parcel containing commodities having a total value not in excess of $25.00, donated to an individual in a foreign country free of cost to such individual, mailed by parcel post to such individual and conforming to Post Office Department regulations as to size and weight: *Provided, however*, That in no event shall the weight exceed eleven pounds.

(c) *General license designation.* The legend "Gift Parcel" shall be plainly written on the address side of the parcel and on any Customs declaration required by the Bureau of Customs, the inscription of which on the parcel shall constitute a certification by the donor

that the shipment complies with the provisions of this general license.

(d) *Destinations*—(1) *Shipments to general destinations.* Gift parcels may be sent to individuals in all destinations to which parcel post service is available except Germany and Japan in accordance with the following provisions:

(i) No gift parcel shall contain commodities other than those of a personal nature, such as: Clothing, piece goods, toilet preparations, including soaps and shaving creams, writing materials, medicinals, including vitamins, and nonperishable foodstuffs, sent free of cost to an individual in a foreign country.

(ii) No more than one gift parcel may be sent by the same donor to the same donee in any one calendar week.

(2) *Shipments to Germany.* No gift parcels may be sent to Germany except to persons located in the United States occupied zone of Germany and then only in accordance with the following provisions:

(i) The gift parcel shall contain no commodity other than clothing, nonperishable foodstuffs, medicinals and vitamins, soaps and shaving creams.

(ii) Not more than one gift parcel may be sent from the same donor to the same donee in any one calendar week.

This amendment shall become effective on June 1, 1946.

(Sec. 6, 54 Stat. 714; 55 Stat. 206; 56 Stat. 463; 58 Stat. 671; 59 Stat. 270; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; E.O. 9630, 10 F.R. 12245; Order No. 390, 10 F.R. 13130)

Dated: June 5, 1946.

JOHN C. BORTON,
Director,
Requirements and Supply Branch.

[F. R. Doc. 46-0578; Filed, June 6, 1946; 10:44 a. m.]

Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong.; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 33, Direction 1, as Amended June 6, 1946]

LUMBER, HARDWOOD FLOORING AND MILLWORK

Direction 1 to Priorities Regulation 33 is hereby amended to read as follows:

The fulfilment of requirements for the defense of the United States has created a shortage in the supply of lumber and millwork for defense, for private account and for export; and the following direction is deemed necessary and appropriate in the public interest and to promote the national defense:

(a) *What this direction does.* Priorities Regulation 33 and Direction 8 to Priorities Regulation 33 provide for the assignment to builders, prefabricators and others, of priorities assistance to secure materials listed on Schedule A of Priorities Regulation 33 and List I of Direction 8 to Priorities Regulation 33, which are required for use in the Veterans' Emergency Housing Program. Among these items are lumber, hardwood flooring and millwork. This direction provides that sawmills shall produce a percentage of their total production of lumber in housing construction lumber and hardwood flooring lumber and hold as a reserve for certified orders from distributors, office wholesalers, millwork manufacturers, hardwood flooring manufacturers and prefabricators, as well as rated orders from housing contractors and other consumers. It applies to all sawmills and to lumber distributors, office wholesalers, millwork manufacturers, hardwood flooring manufacturers, prefabricators and housing contractors, and other consumers who have been assigned priorities assistance. It explains how such persons may obtain lumber or lumber products for the purpose for which the priorities assistance was granted and how delivery on such orders must be made. It also provides that the Civilian Production Administration may issue directives to allocate production, direct shipments, and direct or prohibit production of particular items.

This direction does not apply to lumber other than housing construction lumber and hardwood flooring lumber, and all such lumber must be sold and delivered in accordance with Priorities Regulation 1.

DEFINITIONS

(b) *Definitions for the purpose of this direction.* (1) "Lumber" means any sawed lumber of any species, size or grade, including rough, surfaced on one or more sides or edges, dressed and matched, shiplapped, worked to pattern, or grooved for splines, except (i) shingles, slabs and round edge lumber; (ii) mine and railway cross ties nine feet or less in length; (iii) any segment of a log which has been produced so that it can be converted into veneer and which is sold and used for that purpose.

(2) "Distributor" means any person who buys and stocks lumber for resale as lumber either at wholesale or retail. A distributor who has two or more distinct and separate yards must for the purpose of this direction, consider each yard a "distributor".

(3) "Housing construction lumber" means softwood lumber in the form of flooring, ceiling, siding, partition, casing, base, moulding stock, strips and boards, two-inch dimension, finish, shop and lath.

(4) "Millwork" means windows, sash, doors; window sash and door frames; window and door screens; out stock for foregoing items; trim, mouldings, built-in kitchen cabinets and other built-in millwork items suitable for authorized housing construction under Priorities Regulation 33.

(5) "Hardwood flooring lumber" means Grades 2 and 3a, rough, in all thicknesses of Oak, Pecan and Beech, in 4/4 and 8/4 thicknesses of Hard Maple and 4/4 and thinner thicknesses in Birch.

(6) "Sawmill" means: (i) any mill or plant, stationary or portable; (ii) any plant or concentration yard which processes (by drying, resawing, edging, grading, sorting, planing, or otherwise) 25 percent or more of the total volume of logs and lumber which it receives, into an item which is defined as lumber. However, the term "sawmill" does not include any establishment known in the trade as a distribution yard engaged in either retail or wholesale business even though it may process, for the servicing of special orders from consumers, more than 25 percent of the lumber it receives.

(7) "Housing contractor" means a builder (applicant) who has been directly assigned an HH rating under Priorities Regulation 33. It also includes a general contractor who has been directly authorized by such a builder to use the HH rating for the whole job. It does not include a subcontractor authorized to us the HH rating for a part of the job.

(8) "Millwork manufacturer" means a person who consumes a softwood lumber in the manufacture of millwork.

(9) "Hardwood flooring manufacturer" means a person who consumes hardwood flooring lumber in the manufacture of standard hardwood flooring.

(10) "Office wholesaler" means a person who buys lumber for resale but does not stock lumber.

(11) "Certified order" is any order for the delivery of lumber bearing the certificate described in paragraph (1).

(12) "Person" means any individual, partnership, association, business trust, corporation, governmental corporation or agency, or any organized group of persons, whether incorporated or not.

(13) "Prefabricator" means a person engaged in the manufacture of prefabricated houses, panels or sections who has been directly given priorities assistance on Form CPA-4415 to build prefabricated houses, panels or sections.

SAWMILLS

(c) *Sawmill reserve production.* The following provisions will govern the amount of housing construction lumber sawmills shall produce and reserve for certified and rated orders.

(1) Each sawmill as described in paragraph (b) (6) above, shall reserve in his over-all production of lumber in footage for the month of June, 1946, and for each calendar month thereafter, time and supplies sufficient to produce and deliver on certified or rated orders within such month at least 50 percent of his expected monthly production of softwood lumber in the form of housing construction lumber, and 100 percent of the Grades 2 and 3a rough, in all thicknesses of Oak and Pecan; 100 percent of Grades 2 and 3a rough, in 4/4 and 8/4 thicknesses of Hard Maple; 25 percent of Grades 2 and 3a rough, in all thicknesses of Beech; and 25 percent of Grades 2 and 3a rough, in 4/4 and thinner thicknesses of Birch.

The Civilian Production Administration may from time to time, change such percentage by publication in the Federal Register prior to the first day of any month.

(2) Where it is the customary practice of a sawmill to season lumber as described in paragraphs (b) (3) and (b) (5) by air drying, the lumber properly piled for seasoning and carried in inventory for this purpose will not be considered as produced until seasoned for the customary period.

(3) This direction does not prevent the free movement of softwood or hardwood lumber between sawmills. However, a sawmill that delivers all or any part of his lumber to another sawmill must still manufacture the percentage required under paragraph (c) (1) above, of his softwood or hardwood production into housing construction lumber or hardwood flooring lumber. A sawmill receiving housing construction lumber or hardwood flooring lumber from another sawmill must hold such lumber for sale on certified or rated orders in addition to his own reserve production. A sawmill delivering housing construction lumber or hardwood flooring lumber to another sawmill may credit against his reserve production under paragraph (c) (1) above the amount of housing construction lumber or hardwood flooring lumber so delivered.

(4) Every sawmill must hold his reserve production until the last day of each month for delivery on certified or rated orders and must accept and ship such orders for delivery in that month in preference to all other orders to the extent that such orders do not require more than the sawmill's monthly reserve production. The order of precedence for filling certified and rated orders is given in paragraph (m) (1) below. A sawmill, however, must not accept for delivery in any month orders rated MM for more housing construction lumber or hardwood flooring lumber than 5 percent of his reserve production for that month except on special authorization from the Civilian Production Administration. When a sawmill has accepted certified or rated orders for housing construction lumber or hardwood flooring lumber to the extent of his reserve, he must not accept additional certified or rated orders (except AAA), for housing construction lumber or hardwood flooring lumber produced in that month. Any portion of the sawmill's production of housing construction or hardwood flooring lumber not required to fill certified or rated orders received during the month, may be sold only on uncertified and unrated (except AAA) orders.

(5) *Certified orders.* The following types of certified orders placed with the sawmill will be accorded the treatment provided for in paragraph (c) (4) above, and shipments on such orders may be credited against the percentage the sawmill is required to produce and reserve each month: Certified orders from (i) distributors; (ii) millwork manufacturers; (iii) hardwood flooring manufacturers; (iv) office wholesalers; (v) prefabricators.

DISTRIBUTORS

(d) *Distributors.* The following provisions tell how lumber distributors may place certified orders for housing construction lumber and how lumber so obtained may be sold:

(1) Any distributor may place certified orders for delivery each month for housing construction lumber with a sawmill, a distributor who sells at wholesale or an office wholesaler for one of the following amounts whichever is greater: (i) starting with the month of June an amount of housing construction lumber not exceeding 7 percent of the amount in footage of his inventory of all softwood lumber as of January 1, 1942, or (ii) two carloads of housing construction lumber in any calendar quarter at the rate of not more than one carload in any month of the quarter.

(2) Every distributor must reserve 75% of the lumber received in any month on certified orders for delivery on certified and rated orders. A distributor must accept all certified and rated orders up to the reserve quantities which are received before the end of the month regardless of whether such orders call for delivery within that month. A distributor, however, may not accept for delivery in any month orders rated MM for more housing construction lumber than 10% of the quantity reserved in that month. In addition, he must not accept certified or rated orders (except AAA) for a quantity in excess of the reserve. Any lumber received on certified orders which a distributor is not required to reserve and any lumber in the reserve for which certified and rated orders are not received during the month, may be delivered by a distributor only on uncertified and unrated (except AAA) orders.

(3) A distributor may not use MM, CC or HH rated orders to get housing construction lumber from a supplier to fill a rated order for housing construction lumber, and he may not use an MM, CC or HH rating to replace in inventory housing construction lumber delivered from inventory on an MM, CC or HH rated order.

OFFICE WHOLESALER

(e) *Office wholesaler.* (1) An office wholesaler receiving certified orders from a distributor, millwork manufacturer, hardwood flooring manufacturer, or prefabricator, may place certified orders with the sawmill for an amount of housing construction lumber or hardwood flooring lumber not in excess of the amount called for by the certified orders which he has received.

(2) An office wholesaler receiving AAA, MM, CC or HH rated orders for not less than carload lots of housing construction lumber or hardwood flooring lumber may extend the rating on such orders to the sawmill for direct mill shipments.

MILLWORK MANUFACTURERS

(f) *Millwork manufacturers.* The following provisions tell how millwork manufacturers may place with a sawmill, an office wholesaler or a distributor certified orders for housing construction lumber and how such lumber shall be used, and the millwork sold:

(1) Any millwork manufacturer may place certified orders for delivery in each month starting with the month of June, 1946, for housing construction lumber with a sawmill, an office wholesaler or a distributor for an amount in footage not exceeding 8 percent of the amount in footage of softwood lumber consumed by him in the manufacture of millwork in the year 1940.

(2) A millwork manufacturer must use each month a quantity of lumber equal to all housing construction lumber received on certified orders for the manufacture of millwork. Every millwork manufacturer must reserve 75 percent of the millwork so manufactured for delivery on certified or rated orders. He must accept certified or rated orders up to the reserve which are received before the end of the month, regardless of whether such orders call for delivery within the month. A millwork manufacturer, however, may not accept for delivery in any month orders rated MM for more millwork than 10% of the quantity reserved in that month. In addition, he must not accept certified and rated orders for a quantity in excess of the reserve. Any millwork which the millwork manufacturer is not required to reserve and any millwork in the reserve for which certified and rated orders are not received during the month in which it is manufactured, may be delivered by the millwork manufacturer only on uncertified and unrated (except AAA) orders.

(3) A millwork manufacturer placing certified orders under paragraph (f) (1) above for delivery of housing construction lumber, who receives a rated order (except AAA) for millwork, may not extend the rating to a supplier to get housing construction lumber.

(4) A person not authorized as a millwork manufacturer to place certified orders under paragraph (f) (1) above, who has received an AAA, MM, CC or HH rated order for millwork, may extend the AAA, MM, CC or HH rating to his supplier, except to a sawmill, to get housing construction lumber to be incorporated in the millwork which he will deliver on that order, subject to the applicable inventory regulations.

HARDWOOD FLOORING MANUFACTURERS

(g) *Hardwood flooring manufacturers.* The following provisions tell how hardwood flooring manufacturers may place with a sawmill or office wholesaler certified orders for hardwood flooring lumber and how such lumber shall be used and the hardwood flooring sold:

(1) Hardwood flooring manufacturers may place certified orders for delivery each month starting with the month of June, 1946, with a sawmill or with an office wholesaler for hardwood flooring lumber for an amount in footage not to exceed 8 percent of the amount of footage of hardwood flooring lumber consumed in the manufacture of hardwood flooring in the year 1940.

(2) A hardwood flooring manufacturer shall use each month a quantity of hardwood lumber equal to all hardwood flooring lumber received on certified orders for the manufacture of hardwood flooring. Every hardwood flooring manufacturer must reserve 75 percent of the hardwood flooring so manufactured during that month for delivery on certified or rated orders. He must accept certified or rated orders up to the reserve which are received before the end of the month, regardless of whether such orders call for delivery within the month. A hardwood flooring manufacturer, however, may not accept for delivery in any month orders rated MM for more hardwood flooring than 10% of the amount reserved in that month. In addition, he must not accept certified and rated orders for a quantity in excess of the reserve. Any hardwood flooring which the hardwood flooring manufacturer is not required to reserve and any hardwood flooring in the reserve for which certified and rated orders are not received during the month it is manufactured, may be delivered by hardwood flooring manufacturer only on uncertified and unrated (except AAA) orders.

(3) Hardwood flooring manufacturers receiving rated orders (except AAA) for hardwood flooring may not extend the ratings to a supplier to get hardwood flooring lumber.

HOUSING CONTRACTORS

(h) *Housing contractors.* The following provisions tell how a housing contractor may place with a sawmill distributor or office wholesaler HH rated orders for housing construction lumber:

(1) A housing contractor who has an HH rating may apply the HH rating on orders for housing construction lumber to a distributor, or he may place HH rated orders for delivery each month starting with the month of June, 1946, with a sawmill or with an office wholesaler for housing construction lumber for an amount in footage not in excess of the total lumber required to meet his construction schedule for housing for which he has received priorities assistance under PR-33. Rated orders may be placed with a sawmill or with an office wholesaler for housing construction lumber only to the extent that other rated orders have not been placed with distributors for authorized amounts. The housing contractor must not specify delivery dates on rated orders more than 30 days before the time that the housing construction lumber is needed for incorporation into housing. Furthermore, the housing contractor must not place rated orders for housing construction lumber in which is specified a delivery date later than during the third calendar month after the time when the purchase order was placed.

(2) The housing contractor must use the housing construction lumber obtained on rated orders in the construction of housing for which the priorities assistance was authorized.

PREFABRICATORS

(i) *Prefabricators.* The following provisions tell how a prefabricator may place certified orders for housing construction lumber, millwork or hardwood flooring:

(1) A prefabricator may place certified orders for housing construction lumber with a sawmill, distributor or office wholesaler, for millwork with a millwork manufacturer, and for hardwood flooring with a hardwood flooring manufacturer, for an amount not in excess of the total amount of housing construction lumber, millwork or hardwood flooring required to meet a quarterly production schedule for prefabricated houses, panels or other sections for which he has received priorities assistance on Form CPA-4415. A prefabricator must not specify delivery dates (at plant or warehouse) on certified orders more than 30 days before the time the housing construction lumber, millwork or hardwood flooring is needed for incorporation into the prefabricated houses, panels or sections. Furthermore, a prefabricator must not place certified orders for housing construction lumber, millwork or hardwood flooring

in which is specified a delivery date later than during the third calendar month after the time when his purchase order is placed.

(2) A prefabricator must use the housing construction lumber, millwork or hardwood flooring obtained on certified orders for the purposes for which priorities assistance has been granted under Direction 8 to Priorities Regulation 33.

(3) A prefabricator may not apply or extend an HH rating for housing construction lumber, millwork or hardwood flooring.

INTEGRATED SAWMILLS

(j) *Sawmills that are also prefabricators, millwork or hardwood flooring manufacturers.* If a person engaged in operating a sawmill is also engaged in manufacturing prefabricated houses, panels or sections, millwork or hardwood flooring, he may transfer housing construction lumber or hardwood flooring lumber from his sawmill to his manufacturing operation provided he is permitted to place monthly certified orders for housing construction lumber, millwork or hardwood flooring lumber. The transfer from the sawmill must be treated as delivery on a certified order and he must keep records of the transfer in his sawmill files and endorse the appropriate certificate on his records.

A person making a transfer permitted in the above paragraph must use or dispose of the housing construction lumber, millwork or hardwood flooring lumber transferred to his manufacturing operation in conformity with the applicable paragraphs above.

NEWCOMERS

(k) *Persons not established as distributors, millwork manufacturers or hardwood flooring manufacturers.* (1) Any person who was not on January 1, 1942, a lumber distributor and wants permission to place monthly certified orders for an amount of housing construction lumber in excess of two carloads of housing construction lumber in any calendar quarter at the rate of not more than one carload in any month of the quarter, may apply by letter to the Civilian Production Administration.

(2) Any person who was not, in the year 1940 a millwork or hardwood flooring manufacturer, and wants permission to place monthly certified orders may apply by letter to the Civilian Production Administration.

(3) Any person applying by letter under subparagraph (1) or (2) above should state how much housing construction lumber or hardwood flooring lumber he needs each month, proximity of his place of business to similar businesses, and any other information to help the Civilian Production Administration decide what amount of housing construction lumber or hardwood flooring lumber is needed by him to engage in business. Such application will be processed in an equitable manner.

CERTIFICATION ON ORDERS

(l) *Certification on orders.* To certify an order for housing construction lumber or hardwood flooring lumber or millwork or hardwood flooring under this direction, the following certificate must be endorsed on or attached to the purchase order, sales ticket or other delivery orders. Certificates must be signed manually or as explained in Priorities Regulation 7. However, the standard form described in that regulation may not be used in place of certificate described in this direction. The certification required by this direction may not be waived under paragraph (f) or Priorities Regulation 7. The Serial Number must be inserted by persons holding authorizations on Form CPA-4386 or Form CPA-4415 in the place provided in the certificate. Orders placed verbally must be confirmed immediately and the confirmation must bear the appropriate certificate. The certificate must be substantially as follows:

The undersigned certifies to the supplier and to the Civilian Production Administration that he is a (distributor, millwork manufacturer, hardwood flooring manufacturer, prefabricator, office wholesaler) and that the quantities of housing construction lumber or hardwood flooring lumber or millwork or hardwood flooring covered by this order (together with all other certified orders for the particular material for delivery in the month specified in this order) do not exceed the amount permitted under Direction 1 to Priorities Regulation 33 with the provisions of which he is familiar.

Date_____

Serial Number_____

MISCELLANEOUS

(m) The following provisions generally affecting sawmills, distributors, millwork manufacturers, hardwood flooring manufacturers, prefabricators, housing contractors, and office wholesalers, should be carefully read:

(1) *Status of certified orders.* Certified orders for the purpose of this direction shall be subject to the rules for acceptance and rejection of rated orders as provided in Priorities Regulation 1 except as modified in this direction. The order of precedence is (subject to any provision limiting the quantity of orders that need be accepted) as follows:

(i) At sawmill: (i) AAA; (ii) MM; (iii) certified; (iv) CC and MH;

(ii) At a supplier other than a sawmill: (i) AAA; (ii) MM; (iii) CC, MH and certified orders which are of equal value.

(2) *Applicability of regulations.* Except as otherwise required by this direction, Priorities Regulations 1 and 3 continue to govern the use of ratings and the acceptance, scheduling and filling of orders placed with distributors and sawmills. All other applicable regulations and orders of the Civilian Production Administration must be observed where not inconsistent with this direction.

(3) *Extension of preference ratings.* For the purpose of this direction the extendibility of ratings (except AAA) is governed by paragraphs (d), (e), (f), (g) and (h) which rules supersede paragraphs (d) and (d-1) of Priorities Regulation 3.

(4) *Violations.* Any person who wilfully violates any provision of this direction or who, in connection with this direction, wilfully conceals a material fact or furnishes false information to any department or agency of the United States, is guilty of a crime and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using, material under priority control and may be deprived of priorities assistance.

(5) *Reports.* Every person shall file with the Civilian Production Administration, or any other federal agency, through which the Civilian Production Administration may distribute housing construction lumber, such reports and questionnaires as the Civilian Production Administration or such other agency may from time to time require subject to the approval of the Bureau of the Budget pursuant to the Federal Reports Act of 1942.

(6) *Directives.* The term "directive" as used in this direction means written instructions to a specific person regarding the manufacture, delivery, or use of lumber, millwork or hardwood flooring. The Civilian Production Administration may issue directives requiring sawmills, millwork manufacturers or hardwood flooring manufacturers or distributors to set aside specific quantities or percentages of production or shipments for persons placing certified or rated orders. It may also allocate production or shipments to specified persons for specified uses, and may direct how and in what quantities deliveries to specified persons or uses may be made. It may also direct distribution to particular areas and may direct or prohibit the production by any person of particular items of lumber, millwork or hardwood flooring. Directives supersede any preference ratings (except AAA) or certifications assigned to particular purchase orders or contracts. They may be issued for the satisfaction of Veterans' Emergency Housing Program and essential civilian requirements, and in order to carry out more fully the purposes of this direction.

(7) *Appeals.* Any appeal from the provisions of this direction should be made by mailing a letter in triplicate to the Civilian Production Administration, Forest Products Division, Washington 25, D. C., Ref.: Direction 1 to Priorities Regulation 33, stating the particular provision appealed from and stating fully the grounds for the appeal.

(8) *Communications.* All communications unless otherwise directed must be addressed as follows: Civilian Production Administration, Forest Products Division, Washington 25, D. C.

Issued this 6th day of June 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-9585; Filed, June 6, 1946; 11:13 a. m.]

PART 1010—SUSPENSION ORDERS

[Suspension Order S-613, Revocation]

BARRY AND ZETZEL SHOE CO.

Suspension Order No. S-613 was issued September 2, 1944, against Maurice Barry and Samuel Zetzel, doing business as Barry & Zetzel Shoe Company, 11 Liberty Square, Lynn, Massachusetts, for violation of Conservation Order M-217. In view of the fact that Conservation Order M-217 has been suspended, the Chief Compliance Commissioner has directed that Suspension Order No. S-613 be revoked forthwith.

In view of the foregoing: *It is hereby ordered*, That: § 1010.613, Suspension Order No. S-613 be revoked, effective June 5, 1946.

Issued this 5th day of June 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-9565; Filed, June 5, 1946; 4:46 p. m.]

Chapter XI—Office of Price Administration

PART 1305—ADMINISTRATION

[SO 108,[1] Special Order 15]

SUSPENSION FROM SUPPLEMENTARY ORDER 108 OF CERTAIN FUR TRIMMED CLOTH COATS

An opinion accompanying this Special Order No. 15 under section 17 of Supplementary Order 108 has been issued simultaneously herewith and filed with the Division of the Federal Register.

SECTION 1. *Purpose of this order.* This order permits you, in the second quarter of 1946 and all subsequent quarters, to exclude for all purposes under supplementary Order 108 deliveries of the fur trimmed coats described in section 2 of this order. It does not exempt those coats from price control and in pricing these coats you must continue to comply with the pricing provisions of Revised Maximum Price Regulation 287.

SEC. 2. *Fur trimmed coats covered by this order.* Deliveries of women's, misses' and juniors' wool coats may be excluded under this order if they satisfy all of the following requirements:

(1) They must be trimmed with ranch raised silver fox, mink, or chinchilla.

(2) The gross ceiling price of the coat (properly established under RMPR 287) must be $79.50 or more.

(3) Sales of the coat at retail must be subject to the Federal Retailers' Excise Tax as an article of which fur is the component material of chief value.

SEC. 3. *Exclusion of coats described in section 2 of this order.* You may, for all purposes under Supplementary Order 108 in the second quarter of 1946 and all subsequent quarters, exclude all deliveries made by you of women's, misses' and juniors' coats (category A-1, Group I, Appendix A) satisfying the requirements of section 2 of this order: Provided, that you file with your OPA district office the report of election and the supplementary information required by section 4 below.

SEC. 4. *Report of election and supplementary information.* If you elect to exclude deliveries of the coats described in section 2 you must within twenty days after the end of each quarter, file with your OPA District Office two copies (signed by an officer, owner or principal) of a "Report of Election Under Special Order 15" containing the following information for that quarter:

(a) Your business name and address.

(b) The calendar quarter covered.

(c) A statement containing a list by style or lot number of all the fur trimmed coats excluded by you and showing for each style or lot number.

(i) The number of coats excluded.

(ii) The gross selling price.

(iii) The type of fur trimming used.

(iv) The cost to you per coat of each item of material and trim used (including fur) as shown in your MPR 287 cost record.

SEC. 5. *Example of report of election under this special order.* The following is a sample report of election under this special order. This form may be duplicated but will not be furnished by OPA.

REPORT OF ELECTION UNDER SPECIAL ORDER 15

ABC Manufacturing Company, 123 Main Street, Dover, N. Y. We have excluded deliveries of the following fur trimmed coats in the quarter of 19—.

Style or Lot No.	Number in each style excluded	Gross selling price	Type of fur trimming used	Cost per coat of each item of material and trim used (including fur)	
1122	75	$159.75	Ranch raised mink	Wool	$12.00
				Mink trimming	90.00
				Lining	3.00
				Buttons	.75
				Percaline	.30
				Interline	3.50
1080	100	$119.55	Ranch raised silver fox	Wool	12.00
				Silver fox	50.00
				Lining	3.00
				Buttons	.75
				Interline	3.50

SEC. 6. *Records.* If you exclude deliveries of the fur trimmed coats described in section 2, you must keep the following records available for examination by the OPA for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(a) A copy of each report of election which you file under this special order.

(b) A statement from your supplier on each purchase invoice for ranch raised silver fox, mink or chinchilla dated on or after stating that the fur is ranch raised.

This special order shall be effective June 11, 1946.

NOTE: All record keeping and reporting requirements of this special order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 6th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9617; Filed, June 6, 1946; 11:41 a. m.]

[1] 10 F.R. 4336, 5095, 6402, 8368, 10200, 12080, 12984, 13129, 15125, 11 F.R. 604.

PART 1351—FOOD AND FOOD PRODUCTS

[MPR 53,[1] Amdt. 60 (§ 1351.151)]

FATS AND OILS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Section 9.2 (f) of MPR 53 is amended to read as follows:

(f) *Castor Oil or castor beans to be imported into the continental United States.* (1) Except as hereinafter provided no person in the course of trade or business shall import (buy, receive, or in any manner pay for and bring in, deliver or cause to be brought into the continental United States) castor beans or castor oil at prices higher than the following:

(i) $118.00 per long ton (2240 pounds) of castor beans c. i. f. first United States point or port of arrival, Atlantic or Gulf coasts.

(ii) $120.18 per long ton (2240 pounds) of castor beans, c. i. f. first United States point or port of arrival, Pacific Coast.

(iii) 11.15 cents per pound c. i. f. first United States point or port of arrival for No. 1 castor oil.

(iv) 10.85 cents per pound c. i. f. first United States point or port of arrival for No. 3 castor oil.

(2) The word "person" as used in this section 9.2 (f) means the first consignee of the imported castor beans or castor oil in the continental United States.

(3) The above prices include foreign export duties of taxes, freight to the point or port of arrival within the United States, brokerage, marine insurance and all other charges except applicable United States duties.

These maximum importing prices do not apply to castor beans or castor oil on the high seas en route to the United States on February 13, 1946.

Contracts for castor oil and castor beans entered into prior to February 13, 1946, under which the importing price is higher than the price established by this section 9.2 (f) may be carried out at the contract price where such contract or contracts are accompanied by an unexpired irrevocable letter or letters of credit having a definite expiration date and where such letter or letters of credit were issued prior to February 13, 1946. Such contracts may be carried out until the expiration date of such letter or letters of credit and any such contract may be extended after its expiration date if complete shipment has not been received pursuant to it.

Where a contract is excepted by this subsection the importer shall file a copy of said contract and the accompanying letter or letters of credit with the Fats and Oils Section, Food Price Division, Washington, D. C., within two weeks of June 11, 1946.

After the importer has received the final shipment called for in such excepted contract, he shall report such receipt to the Fats and Oils Section, Food Price Division, Washington, D. C., within two weeks of the receipt of the final shipment, stating that the total amount received did not exceed the quantity specified in such excepted contract.

Every person importing castor beans or oil into the continental United States after June 11, 1946, shall keep for inspection by the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, remains in effect, accurate records of each importation including the date of the contract, the name of the foreign supplier, the price paid and the grade, quality and amount purchased.

NOTE: The record-keeping and reporting requirements of this amendment have been approved by the Bureau of the Budget in accordance with Federal Reports Act of 1942.

This amendment shall become effective June 11, 1946.

Issued this 6th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9591; Filed, June 6, 1946; 11:49 a. m.]

PART 1356—COOKERS AND HEATERS

[MPR 64, Amdt. 7]

DOMESTIC COOKING AND HEATING STOVES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 64 is amended in the following respects:

1. Section 2 is amended to read as follows:

SEC. 2. *Persons and transactions covered.* (a). This regulation covers all sales of domestic cooking and heating stoves by a manufacturer to any person. As used in this regulation, a "manufacturer" of a particular stove is (1) a person who operates a factory in which the stove is assembled or manufactured, or (2) a person who regularly sells the stove under a private brand to distributors or jobbers or wholesalers.

Under the circumstances set forth in section 11 of this regulation, an order under this regulation may establish maximum prices for sales of stoves by wholesalers and retailers. Ceiling prices for sales by persons other than manufacturers are governed by the General Maximum Price Regulation or Maximum Price Regulation No. 210 as modified by the provisions of this regulation and orders issued under it.

(b) The word "person" includes an individual, corporation or any other organized group, their legal successors or representatives, the United States or any Government or any of their political subdivisions.

2. Section 7 (a) (1) is amended to read as follows:

(1) Find the model of stove for which you have a ceiling price which is comparable to the stove being priced. The "comparable" model is the one which is like the stove being priced in design, construction, process of manufacture and fuel type, and which is closest to it in unit direct cost. If a stove on which "minor changes" have been made is subsequently used as the "comparable" model the cost for the "comparable" model shall be computed on the basis of the cost to make the stove without the "minor changes". If the changes in the new model include minor changes, the cost of the new model shall be computed on the basis of the cost to make it without the minor changes.

3. Section 8b is amended to read as follows:

SEC. 8b. *Manufacturers' reconversion increases of certain ceiling prices*—(a) *Stoves other than electric ranges.* This paragraph authorizes certain reconversion adjustments of ceiling prices by manufacturers of stoves other than electric ranges. As used in this regulation the term "electric ranges" includes electric combination ranges. An electric combination range is one which consists of an electric range with three or more top burners or two or more top burners and an oven or broiler burner, in combination with another unit which uses a fuel other than electricity. Combination stoves which include less than three electric top burners, or less than two top burners and an oven or broiler burner are not electric combination ranges. Unless directed otherwise by an order issued under this section by the Office of Price Administration every manufacturer of stoves other than electric ranges may adjust his ceiling prices for his sales of such stoves to persons other than ultimate consumers which have been established under sections 3, 4, 5, 7, or 8 of the regulation, by adding to that price an amount equal to five percent of that price.

The five percent adjustment charge permitted by this section is hereby designated as the "OPA industry reconversion increase".

(b) *Electric ranges.* This paragraph authorizes a reconversion adjustment of ceiling prices by manufacturers of electric ranges. Unless directed otherwise by an order issued by the Office of Price Administration under this section, every manufacturer of electric ranges covered by this regulation may adjust his f. o. b. factory ceiling prices (exclusive of the Federal excise tax) for sales to persons other than ultimate consumers established under sections 3, 4, 5, 7, or 8 of the regulation by adding to that price an amount equal to eleven percent of that price. The increase granted by this paragraph is hereby designated as the "OPA industry electric range reconversion increase".

(c) *"Additional OPA industry reconversion increase" of manufacturers' ceiling prices.* This paragraph authorizes an "additional OPA industry increase" by manufacturers of their ceiling prices for stoves other than electric ranges. Unless directed otherwise by an order issued under this regulation by the Office of Price Administration, every manufacturer of any stoves covered by this regulation other than electric ranges may further adjust any ceiling price for his sales which has been adjusted under section 8b (a) of this regulation by adding to that price an amount equal to 7.6 percent of that price. The increase granted by this paragraph is hereby designated as the "additional OPA industry reconversion increase". Thus the total increase granted under this section 8b to manufacturers of stoves other than electric ranges over their ceiling prices established under sections 3, 4, 5, 7, or 8 is 13 percent.

(d) *Denial of the industry reconversion increase by order.* Orders will be issued under this section denying a manufacturer permission to adjust his ceiling prices by all or part of the increases granted under this section when it appears to the Price Administrator on the basis of the manufacturer's production reports as filed under Supplementary Order No. 146 and other information available to the Office of Price Administration, that the manufacturer has discontinued production of his low-end model of any type of stove which he produces or has decreased the proportion of low priced to high priced models of each type of stove which he manufactures so that his present production is not representative of his production in that respect of those stoves during the year July 1, 1940 through June 30, 1941. The average price at which the manufacturer's production of each type of stove will be sold will be considered in determining how much, if any, of the increase will be granted to such a manufacturer.

(e) *Notification.* At the time of or prior to the first invoice to each purchaser for resale of a stove sold on or after June 7, 1946 at a price which includes any part of the adjustments granted by this section the manufacturer shall notify the purchaser in writing that the price the manufacturer is charging includes an adjustment under section 8b and that the purchaser for resale must find his ceiling prices under section 11a if he is a wholesaler, or under section 11b if he is a retailer. If the stove is an electric range the manufacturer must also notify each wholesale distributor of the retail ceiling prices which he has determined for the range under the provisions of sections 11b or 11e of this regulation.

4. Section 9 is amended to read as follows:

SEC. 9. *Sales to the United States and Allied Governments*—(a) *Sales to the United States and Allied Governments of stoves for which the manufacturer has established ceiling prices.* The ceiling price for sales by a manufacturer to any agency of the United States Government or of any Allied Government of any stove covered by this regulation shall be the manufacturer's lowest ceiling price for sales of the stove f. o. b. factory to a wholesale distributor, or if he has no ceiling price for sales to a wholesale distributor, his lowest ceiling price for sales f. o. b. factory to any reseller. The ceiling prices so determined may be increased by the manufacturer's customary charge for service if the agency purchasing the stove requires the seller to service it for a period of one or more years.

(b) *Ceiling prices requiring prior approval under this regulation.* A manufacturer may sell and deliver and tentatively collect a price for any stove which he sells directly to any agency of the United States Government or of any Allied Government without prior approval of the Office of Price Administration when such prior approval would otherwise be required under the applicable pricing method. The manufacturer must, however, inform the buyer that the ceiling price is still to be established under this regulation and must refund any amount he collected which is in excess of the ceiling price approved for the sale by the Office of Price Administration. Within ten days after the manufacturer has entered into a contract for such a sale, he must file a report or an application as provided in section 7 or 8.

5. Section 11a is amended to read as follows:

SEC. 11a. *Reconversion adjustments of wholesale ceiling prices.*—(a) *Stoves other than electric ranges.* A wholesale distributor shall determine his adjusted ceiling prices for his sales of any stove other than an electric range which the manufacturer sells to him at a price which includes any part of the increases permitted by sections 8b (a) and 8b (c) as follows:

(1) If his ceiling price for the same stove was established or determined before June 7, 1946 under the General Maximum Price Regulation, Maximum Price Regulation No. 210 or an order under section 11 of this regulation, or if his ceiling price is determined under section 1499.2 of the General Maximum Price Regulation on or after June 7, 1946 he shall redetermine that ceiling price by subtracting from the ceiling price so established or determined the amounts included therein on account of the "OPA industry reconversion increase" and the Federal excise tax, increasing the result by 9.0 percent, and adding thereto the dollar-and-cent amount of any Federal excise tax paid by the manufacturer on the stove.

(2) If he establishes his ceiling price on or after June 7, 1946 under a provision which requires him to compute his ceiling prices on the basis of cost, he shall use as his cost for that purpose his supplier's ceiling price not including the "OPA industry reconversion increase" of 5 percent or the "additional OPA industry reconversion increase" of 7.6 percent allowed the manufacturer by sections 8b (a) and 8b (c) of this regulation or any amount included therein on account of the Federal excise tax. To the ceiling price so computed he may add an amount equal to 9.0 percent of that price and the exact amount of any Federal excise tax paid on the stove by the manufacturer.

(3) If his ceiling prices are established on or after June 7, 1946 by an order under section 11 of this regulation or under § 1499.3 (e) of the General Maximum Price Regulation or by an approval under § 1499.3 (c) of the same regulation, and the order or approval does not specifically authorize the addition of an adjustment under this section to the wholesale distributor's ceiling prices, his ceiling prices under this section are those established by the order or approval.

(4) If hs ceiling prices are established on or after June 7, 1946 under § 1372.103 of Maximum Price Regulation No. 210, his ceiling prices under this section are those he established under § 1372.103 of Maximum Price Regulation No. 210.

(b) *Electric ranges.* A wholesale distributor's ceiling prices for sales of a particular model of electric range to a particular class of purchaser is that established by an order issued under section 11 of this regulaton after June 6, 1946. A wholesale distributor of electric ranges who has ceiling prices established for his sales of a particular range by an order under section 11 of this regulation issued before June 7, 1946, shall determine his adjusted ceiling prices for his sales of any such electric range which the manufacturer sells to him at a price which includes any part of the adjustment permittted by section 8b (b) in accordance with the first applicable rule of the following contained in this section:

Rule 1. A wholesale distributor's ceiling price for sales in each zone of each model to retail dealers who provide consumers purchasing from them with delivery, installation and the servicing necessary to comply with the first year warranty shall be the price which will yield the wholesale distributor the same percentage of the total dollar margin between the manufacturer's ceiling price to him (including the Federal excise tax) and the dealer's ceiling price (including the Federal excise tax) for resales to ultimate consumers in that zone as he received during the period May 7, 1946 to June 6, 1946 in connection with the sale of the most "comparable" model sold by him to the same class of purchaser. To be "comparable" a model must be one produced by the same manufacturer. A wholesale distributor determining his ceiling prices under this rule shall calculate his ceiling prices for sales to other classes of purchasers on the basis of the differentials which he had on sales of the comparable model to different classes of purchasers.

Example: A distributor who sold Model X produced and sold by manufacturer Y during the period May 7, 1946 to June 6, 1946 to servicing dealers at a dollar-and-cent ceiling price established by an order under Maximum Price Regulation No. 64 computes his ceiling prices for resales of the Model X electric range as follows:

Retail ceiling price in the distributor's zone including the Federal excise tax	$210.00
Retail ceiling price in distributor's zone, exclusive of Federal excise tax	200.00
Manufacturer's ceiling price, f. o. b. factory to distributors on April 30, 1946, exclusive of the Federal excise tax	100.00
Gross dollar margin	100.00
Distributor's ceiling price exclusive of the Federal excise tax to servicing dealers on May 15, 1946	125.00
Amount of total dollar margin received by the distributor	25.00
Percent of gross margin	25%
Manufacturer's ceiling price to distributors adjusted under section 8b (b)	111.00
Retail ceiling price under section 11b exclusive Federal excise tax	204.00
Gross dollar margin	93.00
Portion taken by distributor (25% of $90.00)	23.25
Distributor's new ceiling price exclusive of the Federal excise tax to servicing dealers	134.25
Distributor's new ceiling price to servicing dealers including the Federal excise tax	145.35

Distributor may determine his ceiling price for sales to other classes of dealers by adding his customary differentials for such sales.

NOTE: To assist the wholesale distributor in making this computation, a manufacturer who sells electric ranges at prices which include the "OPA industry electric range reconversion increase" is required to notify the wholesale distributor at the time of, or prior to the first invoice covering such sales, of the retail ceiling prices which he has determined for those ranges under the provisions of sections 11b or 11c of this regulation.

Rule 2. If a wholesale distributor cannot determine his ceiling price for sales of a particular model of electric range to a particular class of purchaser under Rule 1, his ceiling price for that sale is the ceiling price established under this paragraph for the same sale by the "closest seller of the same class." A wholesale distributor's "closest seller of the same class" is a distributor who (a) has established a ceiling price for sales of the identical model of electric range to the same class of purchaser, and (b) is the same general type of seller, and (c) is located in the same zone and is nearer to the seller than any other seller who meets requirements (a) and (b) of this rule.

Rule 3. If the wholesale distributor cannot otherwise find his ceiling price for a particular sale, his ceiling price for that sale is the price established by the Office of Price Administration in an order under this section. An application under this rule shall state the name of the manufacturer of the electric range being priced, its model designation, the classes of purchaser to whom the applicant proposes to sell the range, the ceiling prices he proposes for such sale, and a statement of the reasons he cannot use the other rules in this section.

(c) *Notification.* At the time of, or prior to the first invoice to each purchaser for resale of a stove sold on or after June 7, 1946 at a price determined in accordance with this section 11a, each wholesale distributor shall notify the purchaser in writing that each purchaser for resale at retail must find his resale ceiling prices under section 11b of this regulation. This notice may be given in any convenient form.

5. Section 11b is amended to read as follows:

SEC. 11b. *Retail ceiling prices of stoves subject to an industry reconversion increase*—(a) *Stoves not subject to the Federal excise tax.* A retailer shall determine his ceiling prices for his sales of any stove covered by this regulation which is not subject to the Federal excise tax when sold by the manufacturer and which he purchases at prices which include an adjustment under section 8b or 11a of this regulation, as follows:

(1) He shall increase by 3.0 percent and then round to the nearest 25 cents those of his ceiling prices established before June 7, 1946, under the General Maximum Price Regulation, or Maximum Price Regulation No. 210, or a central pricing order issued under § 1499.4a of the General Maximum Price Regulation or Supplementary Order No. 13 as amended or revised, or under section 11 of this regulation.

(2) He shall increase by 3.0 percent and then round to the nearest 25 cents those of his ceiling prices established after June 6, 1946, under § 1499.2 of the General Maximum Price Regulation.

(3) A seller who establishes his ceiling prices on or after June 7, 1946, under a provision which requires him to compute his ceiling price on the basis of cost, shall use as his cost for that purpose his supplier's ceiling price to him exclusive of any adjustment taken by his supplier under section 8b or section 11a. He shall compute his ceiling price under this section by adding to the price determined upon the cost basis defined above an amount equal to 3.0 percent of that price and rounding the result to the nearest 25 cents.

(4) If his ceiling prices are established on or after June 7, 1946, by an order under section 11 of this regulation or under §1499.3 (e) of the General Maximum Price Regulation or by an approval under § 1499.3 (c) of the same regulation and the order or approval does not provide that the retail ceiling prices shown therein may be adjusted under this section, the retailer's ceiling prices under this section are those established by the order or approval.

(b) *Stoves subject to the Federal excise tax other than electric ranges.* Included among stoves covered by this regulation and subject to a Federal ex-

cise tax assessed on the sale by the manufacturer are gas ranges including gas combination and gas bungalow ranges, oil ranges including oil combination and bungalow ranges, oil cooking stoves, and gas hot plates and gas laundry stoves. A retailer shall determine his ceiling prices for stoves subject to the Federal excise tax (other than electric ranges) which he purchases at prices which include an adjustment under section 8b or 11a of this regulation as follows:

(1) If the retail ceiling price is a uniform dollar-and-cent price set by an order issued under section 11 of this regulation before June 7, 1946 which includes the Federal excise tax he shall increase that price by 3.7 percent and round the result to the nearest 25 cents. The result is his new ceiling price inclusive of the Federal excise tax.

(2) If the retail ceiling price has been established before June 7, 1946 under the General Maximum Price Regulation, or Maximum Price Regulation No. 210, or a central pricing order issued under § 1499.4a of the General Maximum Price Regulation or Supplementary Order No. 13 as amended or revised and he passed on to his customers the Federal excise tax paid by the manufacturer he shall compute his new ceiling price by increasing the ceiling price for the stove established by him before June 7, 1946 by 3.7 percent of that price and rounding the result to the nearest 25 cents.

(3) He shall increase by 3.7 percent ceiling prices which he establishes after June 6, 1946, under § 1499.2 of the General Maximum Price Regulation.

(4) A retailer who establishes his ceiling price on or after June 7, 1946 under a provision which requires him to compute his ceiling prices on the basis of cost shall use as his cost for that purpose his supplier's ceiling price exclusive of any adjustment under section 8b or 11a. He shall compute his ceiling price under this section by adding to the price determined upon the cost basis defined above an amount equal to 3.7 percent of that price, and rounding the result to the nearest 25 cents.

(5) If his ceiling prices are established on or after June 7, 1946, by an order under section 11 of this regulation or under § 1499.3 (c) of the General Maximum Price Regulation or by an approval under § 1499.3 (c) of the same regulation and the order or approval does not provide that the retail ceiling prices shown therein may be adjusted under this section, the retailer's ceiling prices under this section are those established by the order or approval.

(6) If his ceiling prices are established on or after June 7, 1946 under § 1372.103 of Maximum Price Regulation No. 210, the retail ceiling prices under this section are those established under § 1372.103 of Maximum Price Regulation No. 210.

(c) *Electric ranges.* Notwithstanding the provisions of any order issued under section 11 of this regulation before June 7, 1946, ceiling prices for any electric range sold by the manufacturer at prices adjusted in accordance with section 8b of this regulation are the prices properly calculated by the manufacturer in accordance with this paragraph. Every manufacturer of electric ranges who has had retail ceiling prices established for his ranges by an order issued under section 11 of this regulation before June 7, 1946, is required to recalculate those retail ceiling prices under the first applicable rule of the following:

Rule 4. If the retail ceiling price for sales of a particular model in Zone 1 (exclusive of the Federal excise tax and any amounts included therein on account of freight) is 187% or less of the product of 1.07 and the manufacturer's lowest f. o. b. factory ceiling price (exclusive of the Federal excise tax) established under sections 3, 4, 5, 7, or 8 of this regulation for sales of that model to wholesale distributors, the retail ceiling price for sales of that model to consumers in Zone 1 is the total rounded to the nearest 25 cents, of the following:

(1) The retail ceiling price previously established by the order under section 11 diminished by the amount of the Federal excise tax included therein, and

(2) An amount equal to 4.0 percent of the manufacturer's lowest f. o. b. factory ceiling price (exclusive of the Federal excise tax) established under sections 3, 4, 5, 7, or 8 of this regulation for sales of the same model to wholesale distributors, and

(3) The Federal excise tax applicable to his lowest f. o. b. factory ceiling price to wholesale distributors.

Retail ceiling prices for sales of the same model to consumers in zones other than Zone 1 shall be determined by adding to the Zone 1 retail ceiling price determined under this rule the dollar-and-cent amount of the previously established differential between retail ceiling prices in Zone 1 and in each of the other zones in effect on the same model.

Rule 5. If the retail ceiling price for sales of a particular model in Zone 1 (exclusive of the Federal excise tax and any amount included therein on account of freight) is more than 187% of the product of 1.07 and the manufacturer's lowest f. o. b. factory ceiling price (exclusive of the Federal excise tax) established under sections 3, 4, 5, 7, or 8 of this regulation for sales of that model to wholesale distributors, the retail ceiling price for sales of the model in Zone 1 shall be the higher of the following amounts:

(1) The total rounded to the nearest 25 cents, of the ceiling price in effect before June 7, 1946, and the dollar-and-cent amount of the increase in the Federal excise tax resulting from the increase in the manufacturer's price under section 8b (b), or

(2) The total rounded to the nearest 25 cents, of the following:

(i) 187 percent of the product of 1.07 and the manufacturer's lowest f. o. b. factory ceiling price (exclusive of the Federal excise tax) established under sections 3, 4, 5, 7, or 8 of this regulation for sales of the same model to wholesale distributors, and

(ii) An amount equal to 4.0 percent of the manufacturer's lowest f. o. b. factory ceiling price (exclusive of the Federal excise tax) established under sections 3, 4, 5, 7, or 8 of this regulation for sales of the same model to wholesale distributors, and

(iii) The Federal excise tax applicable to his lowest f. o. b. factory ceiling price to wholesale distributors, and

(iv) The amount included on account of freight in the Zone 1 retail price previously established by the order under section 11 of this regulation.

Retail ceiling prices for sales of the same model to consumers in zones other than Zone 1 shall be determined by adding to the Zone 1 retail ceiling price determined under this rule the dollar-and-cent amount of the previously established differential between the retail prices in Zone 1 and in each of the other zones in effect on the same model.

Rule 6. If a manufacturer cannot determine retail ceiling prices for sales of a particular model of electric range under the preceding rules of this section, he may apply under this rule for the establishment of retail ceiling prices for that particular model. Orders will be issued under section 11 of this regulation establishing retail ceiling prices for such ranges in line with the level of ceiling prices established under this regulation. An application under this rule shall state the name of the manufacturer, the model designation of the range being priced, and a statement of the reason why the applicant cannot determine retail ceiling prices for the range under the other rules of this paragraph.

7. Section 11c is amended to read as follows:

SEC. 11c. *Sales invoices to purchasers for resale.* Any person making a sale to purchasers for resale of any articles covered by this regulation must furnish purchasers for resale with an invoice containing the following:

(a) His name and address and the date of the invoice.

(b) The purchaser's name and address.

(c) The model designation of the articles and such other description as may be necessary to identify the article on his pricing records.

(d) His OPA ceiling price.

8. A new section 11d is added to read as follows:

SEC. 11d. *Labelling.* Unless an order under this regulation provides otherwise:

(a) On and after June 17, 1946, a manufacturer may not sell or ship any gas range, gas combination range, gas bungalow range, or electric range to a wholesale distributor or retailer other than a mail order house unless there is securely attached to the inside or outside panel of the oven door of the stove in a place where it can be plainly seen a label which is headed "OPA Retail Ceiling Price Label" which plainly states the OPA retail ceiling prices established for sales of the range in each zone a statement of the area contained in each zone, the manufacturer's name or the brand name of the range, its model designation, a statement of what the retail ceiling prices include, and a statement that the "OPA Retail Ceiling Price Label" may not be removed until after the range is sold and delivered to a consumer. This "OPA Retail Ceiling Price Label" may not be removed until after the range has been sold and delivered to the consumer.

(b) On or after July 7, 1946, no person other than a seller on a mail order basis may display, offer for sale, sell or deliver to a consumer any electric range, gas range, gas combination range or gas bungalow range unless ceiling prices have been established for resales of the range under this regulation and there is attached to the range in the place designated in paragraph (a) above a label which is provided by the manufacturer or the particular person specified in an order fixing resellers' ceiling prices and which contains all the information required by paragraph (a) of this section.

(c) The retail ceiling prices which appear on the label attached to an electric range, gas range, gas combination range or gas bungalow range which the manufacturer has sold at a price adjusted under section 8b of this regulation shall be the retail ceiling prices determined in accordance with section 11b or 11e of this regulation.

9. A new section 11e is added to read as follows:

SEC. 11e. *Establishment of retail ceiling prices for certain new model gas and electric ranges*—(a) *Formula method.* If no retail ceiling prices have been established before June 7, 1946 for sales of any stove of a type for which dollar-and-cent retail ceiling prices have been established under section 11 of this regulation (This includes but is not limited to electric ranges, gas ranges, gas combination ranges and gas bungalow ranges), and the manufacturer has determined his f. o. b. factory ceiling prices for sales of the stove to purchasers for resale under section 3 or 7 and adjusted them under section 8b, the retail ceiling prices of the stove are the prices determined by the manufacturer according to the following formula:

(1) He shall find the model of stove in his line for which he has a zone 1 retail ceiling price based upon an order issued under this regulation and which is "comparable" to the stove being priced. The "comparable" model is the one which is most like the stove being priced in design, construction, manufacturing process, operation, weight, and fuel type and which has an f. o. b. factory ceiling price to the class of purchaser who buy from the manufacturer in the greatest volume which is closest to that determined for sales of the stove being priced to the same class of purchaser.

(2) He shall find his mark-up factor by dividing the retail ceiling price in Zone 1 of the comparable model (exclusive of the Federal excise tax and any amounts included therein on account of freight, delivery and installation) by its f. o. b. factory ceiling price to the class of purchaser who buy from him in the greatest volume.

(3) He shall apply that percentage mark-up to the f. o. b. factory ceiling price (exclusive of the Federal excise tax) of the stove being priced to that class of purchasers to whom he sells in the greatest volume. The result increased by the Federal excise tax applicable to his f. o. b. factory ceiling price for his sales to the class of reseller to whom he sells at his lowest ceiling price and the amount included in the retail ceiling price of the "comparable" model on account of freight, delivery, and installation and rounded to the nearest 25 cents is the retail ceiling price in Zone 1 of the stove being priced.

He shall then determine the retail ceiling prices of the stove being priced in zones other than Zone 1 by adding to the Zone 1 retail ceiling price determined in accordance with this section the dollar-and-cent amount of the differential in effect on the "comparable" model between its retail ceiling prices in Zone 1 and in each of the other zones.

(b) *Retail ceiling prices established by order.* A manufacturer who cannot determine retail ceiling prices under paragraph (a) of this section for sales of a particular model of electric range, gas range, gas combination range, gas bungalow range or any other stove of a type for which dollar-and-cent retail ceiling prices have been established under section 11 of this regulation for which he first establishes his ceiling prices after June 6, 1946, shall apply under this paragraph for the establishment of retail ceiling prices for that particular model. Orders will be issued under section 11 of this regulation establishing retail ceiling prices for such stoves in line with the level of ceiling prices previously established for similar stoves under the applicable regulations. An application under this paragraph shall state the name of the manufacturer, the model designation of the stove being priced, and a statement of the reason why the applicant cannot determine retail ceiling prices for the stove under paragraph (a) of this section.

8. A new section 11f is added to read as follows:

SEC. 11f. *Zones.* For purposes of this regulation the zones referred to in sections 11a, 11b, 11d, and 11e are those defined for the manufacturer in individual resale ceiling price orders issued under this regulation or under Supplementary Orders No. 119 or 133. Where a single national retail ceiling price has been fixed for a particular stove, the manufacturer shall treat the retail ceiling price for each stove as his Zone 1 price for that stove.

9. Section 12 is amended to read as follows:

SEC. 12. *Modification of provisions of this regulation.* The provisions of this regulation as applied to classes of commodities or persons subject thereto may be modified by orders of general application issued under this section.

10. A new section 12a is added to read as follows:

SEC. 12a. *Modifications of zoning practices and terms and conditions of sales.* A manufacturer who desires to change any of his terms, discounts, allowances, price differentials, conditions of sale or zoning practices in effect during the period January 15 to June 1, 1941 or thereafter properly established under the applicable regulation, shall apply to the Office of Price Administration, Washington, D. C., setting forth in detail the proposed changes and the reasons therefor. The Price Administrator may grant permission to the manufacturer to make the proposed changes when, in his opinion, the manufacturer has demonstrated that the general level of his ceiling prices to each class of purchaser will not be raised thereby, and that the granting of such permission will not interfere with the purposes of the Emergency Price Control Act of 1942, as amended. Orders will be issued under this section changing a manufacturer's terms, discounts, allowances, price differentials or conditions of sale or his zoning practices and prices and, where it is necessary, those of his wholesalers and retailers accordingly. No manufacturer may, prior to the issuance of an order by the Office of Price Administration authorizing such a change, change his established terms, discounts, allowances, price differentials, or conditions of sale. Nothing in this section shall be construed as forbidding a manufacturer from selling below his established ceiling prices.

11. A new section 12b is added to read as follows:

SEC. 12b. (a) *Credit charges and terms of sale.* (1) Any person selling at retail articles covered by this regulation for which dollar-and-cent retail ceiling prices have been established based upon an order under this regulation or under Supplementary Orders No. 119 or No. 133 who, during March 1942, collected a separately stated additional charge for the extension of credit on sales of such articles, may collect a charge for the extension of credit under this regulation, not exceeding such charge during March 1942 on a similar sale on similar terms to the same class of purchaser. Retailers who did not so state and collect an additional charge, may collect a charge for the extension of credit only on installment plan sales; and the charge shall not exceed the separately stated additional charge for the extension of credit on a similar sale on similar terms to the same class of purchaser during March 1942, by the retailer's closest competitor who made a separately stated charge.

An installment-plan sale as used in the above paragraph means a sale where the unpaid balance is to be paid in installments over a period of either (i) six weeks or more from the date of sale in the case of weekly installments, or (ii) eight weeks or more in the case of other than weekly installments.

(2) All charges for the extension of credit shall be quoted and stated separately. Any charge which is not quoted and stated separately or which otherwise does not conform to this subsection, shall, for the purposes of this regulation, be considered to be part of the price charged for the stove sold.

(3) No retailer may require as a condition of sale that the consumer must buy on credit.

(b) *Terms of sale.* Unless this regulation or an order issued under it provides otherwse every resale ceiling price established by or under this regulation is subject to terms, discounts, allowances and other price differentials, no less favorable than those the reseller had in effect for similar sales during March 1942. If the reseller made no such sales during March 1942, his ceiling prices are subject to the terms, discounts, allowances, and other price differentials, no less favorable than those of his closest competitive seller of the same class during the same period on sales of similar articles of which were thereafter properly established under applicable OPA regulations.

12. A new section 12c is added to read as follows:

SEC. 12c. *Reporting of retail ceiling prices.* Every manufacturer who deter-

mines or redetermines the retail ceiling prices for any of his stoves in accordance with sections 11b or 11e of this regulation and is required to preticket that stove with the retail ceiling prices so determined in accordance with section 11d must send a report to the Office of Price Administration, Washington 25, D. C. containing the model designation and retail ceiling price in each zone of every such stove. This report must be filed within 15 days after the particular model is first sold or offered for sale by the manufacturer preticketed with the retail ceiling prices determined under this regulation. If the prices so reported are incorrect this Office may issue an order under this section establishing the correct retail ceiling prices.

13. Section 13 is amended to read as follows:

SEC. 13. Compliance with the regulation—(a) *No buying or selling at over ceiling prices.* Regardless of any contract or other obligation, no person shall sell, offer to sell, or deliver, and in the course of trade or business, no person shall purchase or accept delivery of a heating or cooking stove at a price higher than the ceiling price fixed by this regulation, or before the seller has properly determined his ceiling price under this regulation.

If, in violation of this provision, a sale, offer to sell or delivery of a heating or cooking stove is made before its ceiling price has been properly established in accordance with this regulation, the ceiling price applicable to the sale, offer to sell or delivery shall be the correct ceiling price for the heating or cooking stove properly determined in accordance with this regulation.

(b) *Enforcement.* Persons violating any provisions of this regulation are subject to the criminal penalties, civil enforcement actions, license suspension proceedings, and suits for treble damages provided for by the Emergency Price Control Act of 1942, as amended.

(c) *Licensing.* The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this regulation. A seller's license may be suspended for violations of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

(d) Certain practices forbidden. Any practice which has the effect of getting a higher-than-ceiling price without actually raising the dollar and cents price is hereby forbidden.

The following is an illustrative list of the things a seller is not permitted to do. A seller is not permitted to require the purchaser, as a condition of the sale or transfer of the heating or cooking stove to make payment over a period of time; to require him to finance the purchase through any particular lending agency; to require him to purchase any equipment, accessories, repairs, parts, or services so as to increase the total compensation received by the seller above the ceiling price of the stove; to require the purchaser to purchase any other commodity or service; or to require him to make payment in whole or in part by exchanging, transferring or trading in any other product or commodity. Where there is an exchange, transfer, or trade-in in connection with a sale, it is a violation for the seller to give the purchaser an allowance, for the product or commodity exchanged, transferred, or traded in which is less than its reasonable value.

Furthermore, the seller is prohibited from providing for the purchase of the stove by a lessee under a rental contract at an agreed valuation which together with the amount paid for the rental is higher than the applicable ceiling price at the time the rental contract is entered into, and from making the terms and conditions of sale more onerous to purchasers than they customarily have been except to the extent allowed by this regulation.

SEC. 14. *Geographical applicability.* The provisions of this regulation shall be applicable in the forty-eight States and the District of Columbia.

This amendment shall become effective on the 7th day of June 1946.

NOTE: All the reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 5th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9557; Filed, June 5, 1946; 4:40 a. m.]

PART 1360—MOTOR VEHICLES AND MOTOR VEHICLE EQUIPMENT

[MPR 452,[1] Amdt. 14]

MANUFACTURERS' MAXIMUM PRICES FOR AUTOMOTIVE PARTS

A statement of the considerations involved in the issuance of this amendment issued simultaneously herewith has been filed with the Division of the Federal Register.

Maximum Price Regulation 452 is amended in the following respects:

1. The narrative in section 7 (a) preceding subparagraph (1) is amended to read as follows:

(a) *In general.* Except as provided in the next sentence, the maximum price a manufacturer may charge for the sale of a new part or rebuilt motor for which he cannot establish a maximum price in accordance with section 6 or for which he has not established a new list price in accordance with that section and section 9, although permitted, but not required to do so, shall be the non-list price determined in accordance with the applicable subparagraph of subparagraphs (1) to (4) below. The maximum non-list prices for sales of metal automotive stampings made to manufacturers of automotive parts and to manufacturers of automotive vehicles shall be the prices determined in accordance with subparagraph (5) below:

[1] 9 F.R. 3301, 8814, 12038; 10 F.R. 6238, 6796, 7496, 9586.

2. The phrase "The price established under subparagraph (1), (2), (3), or (4)" contained in the narrative of section 7 (a) immediately following subparagraph (4) of section 7 (a) is amended to read "The price established under subparagraph (1), (2), (3), (4), or (5).

3. Section 7 (a) is amended by including therein a new subparagraph (5) immediately following subparagraph (4) and preceding the narrative beginning with the phrase "The price established under subparagraph (1), (2), (3), (4), or (5)" to read as follows:

(5) (i) *Method.* The maximum non-list prices for sales of automotive metal stampings to manufacturers of automotive parts and to manufacturers of automotive vehicles shall be the non-list prices determined in accordance with the applicable subdivision of subparagraphs (1) to (4) above increased by 19 per cent.

(ii) *Definition.* Automotive metal stampings are those stamped or pressed metal automotive parts, when sold unassembled, which are mechanically processed by the use of dies and upon which further finishing operations may or may not have been performed. Such a stamping may consist of two or more stamped pieces which have been permanently joined by methods such as brazing, riveting, soldering or welding.

This amendment shall become effective June 6, 1946.

Issued this 6th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9594; Filed, June 6, 1946; 11:44 a. m.]

PART 1370—ELECTRIC APPLIANCES

[RMPR 111, Amdt. 8]

NEW HOUSEHOLD VACUUM CLEANERS AND ATTACHMENTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation No. 111 is amended in the following respect:

Section 25, Appendix A is amended by adding to the list of models and retail ceiling prices therein the following model of floor polisher and attachments to be inserted in alphabetical order:

Manufacturer	Model	Description	[illegible]
Kent Co....	A-9	Floor polisher	[illegible]
		Scrubbing brush	[illegible]
		Outer polishing brush ..	[illegible]
		Inner polishing brush ..	[illegible]
		Lamb wool buffer	[illegible]

This amendment shall become effective on the 6th day of June 1946.

Issued this 6th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9592; Filed, June 6, 1946; 11:38 a. m.]

PART 1380—HOUSE AND SERVICE INDUSTRY MACHINES

[MPR 598, Amdt. 14]

POSTWAR HOUSEHOLD MECHANICAL REFRIGERATORS

A statement of the considerations involved in the issuance of this amendment issued simultaneously herewith has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 598 is amended in the following respects:

1. Section 24, Appendix A is amended by adding to the table of retail prices therein the following makes and models of refrigerators to be inserted in alphabetical order:

Make	Brand	1946 model number	1st zone [1]	2d zone [2]	3d zone [3]
Associated Merchandising Corporation.....	A. M. C....	MBS 66.....	$137.75	$142.60	$147.45
		MHD 66.....	157.15	162.00	166.85
		AMD 786.....	183.35	188.20	192.00

[1] Zone 1—Wisconsin, Michigan, Illinois, Indiana, Ohio.
[2] Zone 2—North Dakota, Minnesota, South Dakota, Iowa, Nebraska, Missouri, Kansas, Oklahoma, Arkansas, Kentucky, Tennessee, North Carolina, Virginia, West Virginia, Maryland, Delaware, Pennsylvania, New Jersey, New York, Connecticut, Rhode Island, Massachusetts, New Hampshire, Vermont, Maine and the District of Columbia.
[3] Zone 3—South Carolina, Georgia, Florida, Alabama, Mississippi, Louisiana, Texas, New Mexico, Colorado, Wyoming, Montana, Idaho, Utah, Arizona, Washington, Oregon, Nevada, California.

This amendment shall become effective on the 6th day of June 1946.

Issued this 6th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9596; Filed, June 6, 1946; 11:40 a. m.]

PART 1380—HOUSE AND SERVICE MACHINE INDUSTRY

[MPR 598, Amdt. 15]

POSTWAR HOUSEHOLD MECHANICAL REFRIGERATORS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 598 is amended in the following respect:

Section 24, Appendix A is amended by adding to the table of retail ceiling prices contained therein the following model of refrigerator to be inserted in alphabetical order:

Make	Brand	1946 model No.	1st zone [1]
The Crosley Corp.....	Crosley	SE 746..	[2] $199.95

[1] Zone 1 includes the 48 states and Washington, D. C.
[2] A charge of $4.75 may be added if the refrigerator is sold equipped with a left-hand door.

This amendment shall become effective on the 6th day of June, 1946.

Issued this 6th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9597; Filed, June 6, 1946; 11:38 a. m.]

PART 1499—COMMODITIES AND SERVICES

[RMPR 165, Supp. Service Reg. 70]

RENTAL OF DUMP TRUCKS ON CONSTRUCTION, ROAD MAINTENANCE AND HOUSING IN TERRITORIES AND POSSESSIONS OF UNITED STATES

A statement of the considerations involved in the issuance of this Supplementary Service Regulation No. 70, issued simultaneously herewith, has been filed with the Division of the Federal Register.

§ 1499.711 *Rental of dump trucks on construction, road maintenance, and housing projects in the territories and possessions of the United States*—(a) *Applicability of this regulation.* This regulation applies to all rentals of dump truck and combination truck and trailer mounted equipment for use on or in connection with construction, road maintenance, or housing projects (hereinafter referred to as "construction") in any of the territories and possessions of the United States.

(b) *Relation of this regulation to other regulations.* This regulation replaces section 16 of Maximum Price Regulation 134, the provisions of which are substantially contained herein. It also replaces the pricing provisions and modifies other provisions of Revised Maximum Price Regulation 165. All other provisions of RMPR 165 not inconsistent with the provisions of this supplementary service regulation remain in effect. All orders previously issued by a Territorial Director or the Regional Administrator for the Ninth Region under Maximum Price Regulation 134 and the maximum rental rates authorized therein, remain in full force and effect under this regulation.

(c) *Maximum rates for dump truck rentals*—(1) *"Fully maintained and operated" basis.* The maximum hourly rates for the rental of dump trucks on a "fully maintained and operated" basis, less driver, for use on construction work (including other uses to which such trucks may be assigned in the course of rentals which are primarily for construction or road maintenance work) are set forth in Schedule I.

(2) "Bare" basis. The maximum rates for the rental of dump trucks on a "bare" basis for use on construction projects (including other uses to which such trucks may be assigned in the course of rentals which are primarily for construction or road maintenance work) are set forth in Schedule II.

(3) *Combination charges prohibited.* In no event may any charge for a particular rental of a dump truck be based on a combination of Schedule I and Schedule II rates.

(d) *Less than maximum rates.* Nothing in this regulation prevents the charging or offering, or paying of rates lower than the maximum rates permitted in Schedules I and II.

(e) *Modification of rates.* The Office of Price Administration, through its Director in the territory or possession, may at any time by order authorize maximum rental rates for dump trucks other than those provided herein, applicable to any group of lessors, or all lessors, for (1) a designated geographical area, or (2) a specified type of work where it is demonstrated that due to conditions peculiar to the area or project, that the rates herein established are either higher or lower than would be generally fair and equitable to either lessee or lessor.

(f) *Truck and trailer mounted equipment.* (1) The maximum rental rate for any combination machine consisting of any construction or road maintenance equipment mounted on an automotive truck or trailer and rented on a bare basis shall be a price calculated on the basis of a monthly rate which shall be equal to the sum of the following: (i) the maximum monthly rate for such equipment in accordance with section 15, Appendix A of Maximum Price Regulation 134, or under Maximum Price Regulation 136, where applicable, and (ii) a maximum monthly rental rate for the truck or trailer equal, for trucks to 7 percent and for trailers to 5½ percent, of the highest maximum price established by any regulation issued by the Office of Price Administration for the sale to any domestic class of purchaser, of the nearest equivalent new truck or trailer, or the nearest equivalent new truck or trailer chassis and the nearest equivalent new extra, special, or optional equipment which may have been added to complete the rented truck or trailer.

(2) Maximum charges for operating and maintenance services supplied by lessors in connection with rental of truck or trailer mounted equipment, whether amounting to a fully, or partially, operated service shall be charges established by filing an application for approval of such rate pursuant to section 5 of Revised Maximum Price Regulation 165.

SCHEDULE I—RENTALS OF DUMP TRUCKS ON A FULLY MAINTAINED AND OPERATED BASIS

PART I—SCHEDULE

From and including (cubic yards)	Up to but not including (cubic yards)	Charge per hour (not including operator's wages) A	B	C
	3	$1.50	$1.20	$1.35
3	4	1.80	1.45	1.65
4	5	2.25	1.80	2.05
5	6	2.40	1.95	2.15
6	7	2.65	2.15	2.40
7	8	3.25	2.60	2.95
8	10	3.65	2.95	3.30
10	12	4.40	3.55	3.95
12		4.70	3.75	4.25
Over 12 cubic yards, add for each cubic yard		.30	.20	.25
On all 3 axle, 10 tire trucks with drive on two rear axles, add		.40	.40	.40

PART II

(1) Where a driver is provided by the lessor in connection with a fully maintained rental of a dump truck, there may be added to the above hourly rate, 135% of the hourly wage for the operator of such truck at the wage

prevailing on March 31, 1942, in the area of the job site.

(2) The capacity of any dump truck shall be the water level capacity as determined by the height of the tail gate or front end, whichever is lower, of the permanent body of the truck: *Provided*, That when necessary to attain such water-level the sides of the truck are brought up to this height, whether by temporary or permanent additions. It shall be a violation of this regulation for any lessor to refuse to supply sideboards, or any type of work where he has customarily supplied the same, in order to obtain greater aggregate rental for his trucks. The capacity of the Boulder type dump truck shall be determined by the manufacturer's rating.

(3) Column A rates apply where the loading is performed by power loading devices except where the material is processed sand, gravel, crushed stone, or other processed materials in stock piles at a commercial producing plant, at point of construction or at intermediate point of transfer. A hopper, chute, bunker, or conveyor shall not be deemed to be a power loading device.

Column B rates apply where the loading is performed by hand and where the average mileage of the vehicle does not exceed 8 miles per hour for the period of time the vehicle is in use each day.

Column C rates apply where transportation or loading is performed under conditions other than those described for application of Column A or B rates. Column C rates apply where the loading is by hopper, chute, bunker, or conveyor.

(4) On any job where the lessee finds it impossible or impracticable, because of the shifting of trucks from one type of loading to another, to calculate the rental according to the several services rendered by each truck, the lessee may pay, as a maximum rental price for the job, a price calculated on the basis of any rate, or combination of rates, which does not exceed the applicable rates set forth in Column A above.

(5) Irrespective of the basis of contract, in no event shall any rental paid or received for dump trucks exceed the maximum rental permitted by application of the foregoing hourly rates.

(6) In every instance, the foregoing maximum hourly rates shall apply irrespective of the length of time that a truck is on the job, except that where the lessor is required to pay his truck operator overtime wages on any job because of overtime operation of the truck, there may be added to the maximum rental the dollar amount, determined according to wage rates in effect on March 31, 1942, of so much of the excess of overtime wages over straight time wages as is actually paid the operator plus payroll taxes and insurance for such overtime operation of the truck.

(7) In every instance, rental for any dump truck rented on a fully operated basis shall be calculated, in accordance with this paragraph, as beginning not sooner than the time the truck arrives on the job ready for use and as ending when the truck is finally released on the job for return to the lessor, except that where the truck must be moved daily to and from the job, the lessor may charge the lessee an additional hour's rent at the applicable maximum rate for each day that the truck is moved to and from the job.

(8) The Office of Price Administration, through its Director in the territory or possession, may authorize for a particular job, an increase in the rental provided by the foregoing hourly rates, not exceeding 10 percent of the applicable maximum, where the lessor, prior to charging the higher rental, has satisfactorily shown that his equipment is to be used on such job more than 25 miles from his yard and that his costs will be materially increased by reason of such use.

PART III—APPLICATION OF RATES

(a) All repairs and replacements, including tire replacements shall be made by and at the cost and expense of the lessor. Payment will not be made for use of equipment during the time when repairs are being made.

(b) These rates may be applied only to the hours of actual use, but do not contemplate lessee unreasonably retaining equipment in his possession when not in actual use.

FULLY MAINTAINED AND OPERATED BASIS RENTAL

(c) All fuel and lubricants used in the operation of motor vehicles shall be furnished (or paid for) by the lessor.

(d) Drivers' wages are excluded from all rates indicated hereon.

PART IV—DEFINITION AND GENERAL PROVISIONS

Fully maintained and operated basis refers to any lease, contract, or understanding, regardless of whether the same is denominated a rental agreement, or forms a part of another agreement, whereby one party undertakes to furnish another party with any of this equipment, and supply all services required therewith except drivers.

Rental rates set forth in this table are for fully maintained and operated vehicles (less drivers), and includes charges for mechanics, greasers, gasoline, fuel oil, lubricants, repairs, tire maintenance or any other charge which is properly a part of "maintenance and operating service." The rental rates set forth in this table include an allowance for the cost of all repairs and overhauling.

SCHEDULE II—RENTALS OF DUMP TRUCKS ON A "BARE" BASIS

PART I

Maximum price of truck, chassis, and equipment	A	B	C
	Percent	Percent	Percent
Up to and including $4,500	9	7	8
Over $4,500 to $8,500	8	6½	7
Over $8,500	7	5½	6½
Half-track dump trucks	9	8	7

PART II

Determination of truck capacities and application of the foregoing rates shall be governed by the provisions of subparagraphs (2), (3) and (4) of Schedule I, Part II.

In every instance, rental for dump trucks leased on a bare basis shall be calculated as beginning at the time trucks are delivered into possession of the lessee, and as terminating at the time when trucks are delivered back into the possession of the lessor.

PART III—APPLICATION OF RATES

(a) The monthly rates established herein are based upon a usage of 240 hours per month. For actual use for more than 240 hours during one monthly period, the maximum additional rental price for each additional hour, or part of an hour, for such actual use shall be calculated upon the basis of 1/480 of the applicable rate per month shown in the foregoing schedule.

(2) If used for a part of a monthly period, the maximum rental rate for such part of the monthly period shall be calculated upon the basis of the higher of: (1) 1/30 of the applicable monthly rate for each daily period, or part thereof, of possession or (2) 1/240 of the applicable monthly rate for each hour, or part thereof, of actual use.

(c) All fuel and lubricants used in the operation of motor vehicles shall be furnished (or paid for) by the lessee.

(d) Drivers' wages are excluded from all rates indicated herein.

PART IV—DEFINITION AND GENERAL PROVISIONS

"Bare" basis refers to any lease, contract, or understanding, regardless of whether the same is denominated a rental agreement, or forms a part of another agreement, whereby one party undertakes to furnish another party with any of this equipment, without supplying any operating and maintenance services required therewith.

Rental rates set forth in this table are for "bare" dump trucks and do not include charges for drivers, mechanics, greasers, gasoline, fuel oil, lubricants, repairs, or maintenance (except that due to normal wear and tear), or any other charge which is properly a part of operating and maintenance service. The rental rates set forth in this table include an allowance for the cost of all repairs and overhauling required as a result of normal wear and tear of vehicles. This means that:

(a) When vehicles are on bare rental and break down as a result of normal wear and tear, lessor cannot charge lessee with the cost of repairs, or any rental for the time lost while repairs are being made.

(b) Where vehicles are bare rental breakdown as a result of any cause other than normal wear and tear, lessor can charge lessee with the cost of repairs and with rental for possession of vehicles during the time while repairs are being made.

(c) However, where vehicles are on bare rental, the lessee may at his own expense always make minor repairs, regardless of the cause of breakdown, where such repairs are necessary to keep the job going, but he may not charge the cost of such repairs to the lessor or deduct the time lost for making repairs from the rental period, without the lessor's consent.

(d) In any instance where there is a breakdown of vehicles on bare rental, the cause of such breakdown is a question of fact that must be determined between the lessor and the lessee.

(e) A bare rental contract may provide for the assumption by the lessee of the duty to make all repairs and replacements at his own cost and expense, including those resulting from normal wear and tear and including tire repair or replacement, provided that in such event the rental shall not exceed 85% of the applicable maximum rental rate set forth in this table. By way of illustration but not limitation, such a lessee may be required to pay the entire cost of a repair or replacement necessitated by climatic conditions, fire, flood, tornado, etc., while the vehicle is or was in his possession, and the normal wear and tear resulting from his use and may be required to pay rental during the repair period. He may be required to pay a proportion of the cost of tires; for example, based upon his mileage use as compared with the normal mileage life of the tires. However he shall not be required to pay for repair or replacement due to pre-existing or hidden defects, or to defective material, nor would he be required to pay rental during the repair period.

This Supplementary Service Regulation shall become effective as of the 14th day of May 1946.

Issued this 6th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9593; Filed, June 6, 1946; 11:41 a. m.]

PART 1426—PRIMARY FOREST PRODUCTS

[MPR 556,[1] Amdt. 2]

WESTERN RAILROAD TIES AND WOODEN MINE MATERIALS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 556 is amended in the following respects:

1. In section 17, table 5 is amended to read as follows:

TABLE 5—WESTERN PINE, ETC., RAILROAD TIES

[Area: This table applies in the entire area covered by the regulation except for the species and qualifications set forth below]

[Species: Lodgepole pine, Tamarack, Ponderosa pine, Larch, Douglas fir, Engelmann spruce and related species, or any combination of these species, except Douglas fir, Hemlock and true firs produced in California and west of the crest of the Cascade Mountains in Washington, Oregon and Canada. Specifications: The maximum prices specified below apply to untreated cross ties manufactured in accordance with the specifications of the American Railway Engineering Association]

Area	Cross ties per M'BM	Switch ties per M'BM	Estimated weights per M'BM	
			Green	Dry
North and west area (see section 7 (a))	$33.00	$36.00	3,800	3,200
Fringe area (see section 7 (h))	34.50	40.00	3,800	3,200

1. For 8' 6" and 9' 0" cross ties, add $2 per M'BM.
2. In the Fringe area, but not in the north and west area, a tie contractor may add $5 per M'BM of Western Railroad cross ties. No tie contractor addition is allowed on switch ties. See section 6 for definition of tie contractor.
3. For railroad ties of Western pine and associated species, produced in Arizona, New Mexico, or Colorado and sold f. o. b. mill or point of production, the maximum price shall be $28.50 per M'BM. On delivered sales, additions for transportation may be made in accordance with sections 4 (a) and (b), the charges to be computed for the entire haul from mill to destination, but in no case to exceed $10 per M'BM.

2. In section 17, table 6 is amended to read as follows:

TABLE 6—DOUGLAS FIR, ETC., RAILROAD TIES

[Area: This Table applies in California and west of the crest of the Cascade Mountains in Washington, Oregon and Canada]

[Species: Douglas fir and other West Coast species, Graded under A. R. E. A. Rules or W. C. L. A. Rules No. 12]

	Cross ties per M'BM	Switch ties per M'BM 8'/16"-17'
A. R. E. A. or select Par. 205	$34.00	$36.00
No. 1, Par. 206	31.50	33.50
No. 2, Par. 207	28.50	30.50

	Green lbs. per M'	Dry lbs. per M'
Estimated weights:		
Fir	3,300	3,100
Hemlock	3,800	3,000

1. No additions for odd or fractional thickness, widths, or lengths, except as provided in footnote 5 below.
2. Hemlock and true firs: Deduct $1.00 per M'BM.
3. F. O. H. C. ties, add $1.50 per M'BM.
4. For switch ties longer than 17' use timber schedule in Revised Maximum Price Regulation 26—Douglas Fir and Other West Coast Lumber.
5. For 8'6" and 9' cross ties, add $2.00 per M'BM.
6. Any producer of Douglas fir ties whose mill is located on the East slope of the Cascade Mountains near the crest, and who has customarily graded and sold his ties in accordance with the grading rules established in the West Coast Lumber Association Rules No. 12, may apply to the Office of Price Administration for permission to sell his ties under this table. The application shall be directed to the Lumber Branch, Office of Price Administration, Washington 25, D. C., and shall contain all of the information necessary for the Lumber Branch to determine whether it has been the customary practice of this mill to sell under West Coast Lumber Association rules.

The amendment shall become effective June 11, 1946.

NOTE: All reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 6th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9595; Filed, June 6, 1946; 11:38 a. m.]

[1] 9 F.R. 10996; 10 F.R. 12263, 13595.

Chapter XVIII—Office of Economic Stabilization

[Directive 115]

PART 4003—SUPPORT PRICES: SUBSIDIES

PAYMENT OF INCREASED TRANSPORTATION COSTS IN CONNECTION WITH THE MOVEMENT OF SUGAR BEETS BECAUSE OF CLOSED PROCESSING PLANTS; 1946 SUGAR BEET TRANSPORTATION PROGRAM

The Secretary of Agriculture has, by letter and enclosures, dated May 22, 1946, submitted certain information and recommended a proposed 1946 Sugar Beet Transportation Program. Due to the small volume of sugar beets which it is anticipated will be produced in some areas in 1946, certain beet processing plants will not operate. Under the proposed program, Commodity Credit Corporation will pay the increased transportation costs of sugar beets produced by growers served by the closed processing plants in shipping sugar beets to the nearest operating processing plant. The program is estimated to result in an expenditure of approximately $300,000. On the basis of the Secretary's statements, I find that the proposed program is necessary to effectuate the Stabilization Program.

Accordingly, pursuant to the authority vested in me by the Stabilization Act of 1942, as amended, and by Executive Order 9250 of October 3, 1942 (7 F.R. 7871), Executive Order 9328 of April 8, 1943 (8 F.R. 4681), Executive Order 9599 of August 18, 1945 (10 F.R. 10155), Executive Order 9651 of October 30, 1945 (10 F.R. 13487), Executive Order 9697 of Febuary 14, 1946 (11 F.R. 1691), and Executive Order 9699 of February 21, 1946 (11 F.R. 1929); *It is hereby ordered:*

1. The Department of Agriculture is authorized and directed to carry out, through the Commodity Credit Corporation, the program described in the Secretary of Agriculture's letter and the memorandum enclosed therewith.

Issued and effective this 3d day of June 1946.

CHESTER BOWLES,
Director.

[F. R. Doc. 46-9541; Filed, June 5, 1946; 12:01 p. m.]

[Directive 116]

PART 4003—SUPPORT PRICES: SUBSIDIES

FLAXSEED, 1946 CROP

The Secretary of Agriculture has submitted certain information and recommendations to me with respect to a price support and subsidy program for flaxseed of the 1946 crop.

After careful consideration, I find that the program recommended by the Secretary is necessary to effectuate the stabilization program.

Accordingly, pursuant to the authority vested in me by the Stabilization Act of 1942, as amended, and by Executive Order 9250 of October 3, 1942 (7 F.R. 7871), Executive Order 9328 of April 8, 1943 (8 F.R. 4681), Executive Order 9599 of August 18, 1945 (10 F.R. 10155), Executive Order 9651 of October 30, 1945 (10 F.R. 13487), Executive Order 9697 of Febuary 14, 1946 (11 F.R. 1691); and Executive Order 9699 of February 21, 1946 (11 F. R. 1929), *It is hereby ordered:*

The Secretary of Agriculture is authorized and directed to formulate and carry out a program to support the price of flaxseed of the 1946 crop by subsidy payments and loans and purchases in accordance with his letter of May 24, 1946, and the memoranda attached thereto.

Issued and effective this 4th day of June, 1946.

CHESTER BOWLES,
Director.

[F. R. Doc. 46-9542; Filed, June 5, 1946; 12:01 p. m.]

Chapter XXIII—War Assets Administration

[SPA Reg. 17[1], Revocation of Order 3]

PART 8317—STOCKPILING OF STRATEGIC MINERALS, METALS, AND MATERIALS

SALES BY OWNING AGENCIES OF SCRAP CONTAINING CERTAIN STRATEGIC METALS

Surplus Property Administration Regulation 17, Order 3, March 6, 1946, entitled "Sales By Owning Agencies of Scrap Containing Certain Strategic Metals" (11 F.R. 2383), is hereby revoked and rescinded.

This revocation shall become effective June 3, 1946.

E. B. GREGORY,
Administrator.

JUNE 3, 1946.

[F. R. Doc. 46-9588; Filed, June 6, 1946; 11:43 a. m.]

TITLE 46—SHIPPING

Chapter III—War Shipping Administration

[Rev. G. O. 6, Supp. 13]

PART 305—INSURANCE

CREW INSURANCE FORMS

Effective, as of date of publication of this supplement in the FEDERAL REGISTER, as to all new insurances and as to claims arising under existing crew life war risk individual insurance policies on and after said effective date, Subpart C—Crew Insurance, of General Order 6, Revised, is

[1] SPA Reg. 17 (10 F.R. 14207, 15218, 3483).

amended by deleting paragraph 7 of § 305.307 *Form of application* and paragraph 5 of § 305.315 *Standard form of crew life war risk individual insurance policy.*

(E.O. 9054, 3 CFR Cum. Supp. 54 Stat. 689, as amended)

[SEAL] GRANVILLE CONWAY,
Administrator.

JUNE 4, 1946.

[F. R. Doc. 46-9589; Filed, June 6, 1946; 11:45 a. m.]

Notices

FEDERAL COMMUNICATIONS COMMISSION.

[Docket No. 7550]

TRI-SUBURBAN BROADCASTING CORP.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Tri-Suburban Broadcasting Corporation, Silver Spring, Maryland, for construction permit. Docket No. 7550; File No. B1-P-4541.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 26th day of April 1946.

The Commission having under consideration the above-entitled application for a construction permit for a new standard broadcast station to operate on the frequency of 1050 kc, with 1 kw power, daytime only, at Silver Spring, Maryland;

It is ordered, That the said application be, and it is hereby, designated for hearing in a consolidated proceeding with the application of Key Broadcasting Corporation (File No. B1-P-4713) for a construction permit for a new standard broadcast station to operate on the frequency of 1050 kc, with 1 kw power, daytime only, at Baltimore, Maryland, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, its officers, directors and stockholders, to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in the pending applications of Westinghouse Radio Stations, Inc. (KYW) (File No. B2-P-3855, Docket No. 7352) for a construction permit to install a new directional antenna for station KYW at Philadelphia, Pennsylvania, and Key Broadcasting Corporation (File No. B1-P-4713), or with any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine on a comparative basis which, if either of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-9569; Filed, June 6, 1946; 10:02 a. m.]

[Docket No. 7551]

KEY BROADCASTING CORP.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Key Broadcasting Corporation, Baltimore, Maryland, for construction permit. Docket No. 7551; File No. B1-P-4713.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 26th day of April 1946;

The Commission having under consideration the above-entitled application for a construction permit for a new standard broadcast station to operate on the frequency 1050 kc, with 1 kw power, daytime only, at Baltimore, Maryland.

It is ordered, That the said application be, and it is hereby, designated for hearing in a consolidated proceeding with the application of Tri-Suburban Broadcasting Corporation (File No. B1-P-4541) for a construction permit for a new standard broadcast station to operate on the frequency of 1050 kc., with 1 kw power, daytime only, at Silver Spring, Maryland, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, its officers, directors and stockholders, to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in the pending applications of Westinghouse Radio Stations, Inc. (KYW) (File No. B2-P-3855, Docket No. 7352) for a construction permit to install a new directional antenna for Station KYW at Philadelphia, Pennsylvania, and Tri-Suburban Broadcasting Corporation (File No. B1-P-4541) or with any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine on a comparative basis which, if either of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-9570; Filed, June 6, 1946; 10:02 a. m.]

[Docket No. 7567]

CENTRAL CONNECTICUT BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR HEARING ON STATED ISSUES

In re: application of The Central Connecticut Broadcasting Company, New Britain, Connecticut, for construction permit. Docket No. 7567; File No. B1-P-4505.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 10th day of May 1946;

The Commission having under consideration the above-entitled application for a construction permit for a new standard broadcast station to be operated on the frequency 910 kc, with 5 kw power, unlimited time, at New Britain, Connecticut;

It is ordered, That the said application be designated for hearing upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, its officers, directors and stockholders, to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with Stations WGBI and WQAN, sharing time at Scranton, Pennsylvania, WRNL at Richmond, Virginia, WJAR at Providence, Rhode Island, and CBO at Ottawa, Canada, or with any other existing broadcast stations, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-9571; Filed, June 6, 1946; 10:02 a. m.]

[Docket No. 7568]

NATHAN SCHWARTZ

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Nathan Schwartz, Chicago, Illinois, for construction permit. Docket No. 7568, File No. B4-PH-943.

At a session of the Federal Communications Commission held at its offices in Washington, D. C. on the 16th day of May 1946;

The Commission having under consideration the above-entitled application for construction permit for a new FM metropolitan broadcast station in Chicago, Illinois;

It is ordered, That this application be designated for hearing to be consolidated with the hearings on the applications of the Agricultural Broadcasting Company, et al. (Docket Nos. 7135-7153 inclusive) for construction permits for new FM metropolitan broadcast stations in the Chicago, Illinois, area, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant to operate and construct the proposed station.

2. To obtain full information with respect to the nature and character of the proposed program service.

3. To determine the areas and populations which may be expected to receive service from the proposed station.

4. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

It is further ordered, That the order heretofore issued in the consolidated proceedings for Docket Nos. 7135-7153 inclusive be, and it is hereby amended to include the application of Nathan Schwartz, Chicago, Illinois (File No. B4-PH-943).

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-9572; Filed, June 6, 1946; 10:02 a. m.]

[Docket No. 7559]

AMARILLO BROADCASTING CORP.

CORRECTED ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Amarillo Broadcasting Corporation (KFDA), Amarillo, Texas, for construction permit. Docket No. 7559; file No. B3-P-4353.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 2d day of May 1946;

The Commission having under consideration the above-entitled application for a construction permit to change the frequency of Station KFDA at Amarillo, Texas, from 1230 kc to 1440 kc, and to increase power from 250 watts to 1 kw night, 5 kw local sunset, unlimited time;

It is ordered, That the said application be, and it is hereby, designated for hearing in a consolidated proceeding with the applications for construction permits of Earl C. Dunn, Charles W. Rossi, H. B. Lockhart and E. C. Hughes, d/b as Nueces Broadcasting Co. (KEYS) (File No. B3-P-3999), to change frequency to 1440 kc, increase power to 5 kw day, 1 kw night, and to install a new antenna system and transmitter at a new location; S. H. Patterson (KVAK) (File No. B4-P-4317) to change frequency from 1450 kc to 1200 kc, increase power to 1 kw, and change hours of operation from unlimited time to daytime only; and S. H. Patterson (File No. B4-P-4389) for a new standard broadcast station at Topeka, Kansas, to operate on 1440 kc, 5 kw DA for night use, unlimited time (the granting of each said application of S. H. Patterson to be contingent upon the granting of the other such application), upon the following issues:

1. To determine the technical, financial, and other qualifications of the applicant corporation, its officers, directors, and stockholders, to construct and operate Station KFDA as proposed.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of Station KFDA as proposed and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of Station KFDA as proposed would involve objectionable interference with Station XEFI at Chihuahua, Chihuahua, Mexico, and, if so, the nature and extent thereof.

5. To determine whether the operation of Station KFDA as proposed would involve objectionable interference with any existing broadcast stations in the United States and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the operation of Station KFDA as proposed would involve objectionable interference with the services proposed in the said pending applications of Earl C. Dunn, Charles W. Rossi, H. B. Lockhart and E. C. Hughes, d/b as Nueces Broadcasting Company (KEYS) (File No. B3-P-3999) and S. H. Patterson (File No. B4-P-4389), or with any other pending applications for broadcast facilities, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

7. To determine whether the installation and operation of Station KFDA as proposed would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

8. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-9573; Filed, June 6, 1946; 10:02 a. m.]

[Docket No. 7560]

S. H. PATTERSON

CORRECTED ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of S. H. Patterson, Topeka, Kansas, for construction permit. Docket No. 7560; File No. B4-P-4389.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 2d day of May 1946;

The Commission having under consideration the above-entitled application for a construction permit for a new standard broadcast station to be operated on the frequency 1440 kc, with 5 kw power, employing a directional antenna for nighttime use, unlimited time, at Topeka, Kansas, contingent upon the granting of the pending application of S. H. Patterson (KVAK) (File No. B4-P-4317) to change frequency from 1450 kc to 1200 kc, increase power to 1 kw., and change hours of operation from unlimited time to daytime only;

It is ordered, That the said application be, and it is hereby, designated for hearing in a consolidated proceeding with the applications for construction permits of Earl C. Dunn, Charles W. Rossi, H. B. Lockhart & E. C. Hughes, d/b as Nueces Broadcasting Co. (KEYS) (File No. B3-P-3999) to change frequency from 1490 kc to 1440 kc and increase power to 5 kw

day, 1 kw night, and to install a new antenna system and transmitter at a new location; Amarillo Broadcasting Corporation (KFDA) (File No. B3–P–4353) to change frequency from 1230 kc to 1440 kc, and to increase power from 250 w to 1 kw night, 5 kw local sunset, unlimited time; and S. H. Patterson (KVAK) (File No. B4–P–4317) to change frequency from 1450 kc to 1200 kc, increase power to 1 kw, and change hours of operation from unlimited time to daytime only, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the nature and extent of other broadcast service available to those areas and populations, particularly from Station KVAK at Atchison, Kansas.

3. To determine whether the proposed station would render primary service within the areas and to the populations served by Station KVAK at Atchison, Kansas, and the extent thereof.

4. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

5. To determine whether the operation of the proposed station would involve objectionable interference with existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in the said pending applications of Earl C. Dunn, Charles W. Rossi, H. B. Lockhart and E. C. Hughes, d/b as Nueces Broadcasting Company (KEYS) (File No. B3–P–3999), Amarillo Broadcasting Corporation (KFDA) (File No. B3–P–4353); or with any other pending applications for broadcast facilities, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

7. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

8. To determine whether the construction of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

9. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-9574; Filed, June 6, 1946; 10:02 a. m.]

[Docket No. 7561]

NUECES BROADCASTING CO.

CORRECTED ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Earl C. Dunn, Charles W. Rossi, H. B. Lockhart & E. C. Hughes, d/b as Nueces Broadcasting Company (KEYS), Corpus Christi, Texas, for construction permit. Docket No. 7561; File No. B3–P–3999.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 2d day of May 1946;

The Commission having under consideration the above-entitled application to change frequency of Station KEYS at Corpus Christi, Texas, from 1490 kc to 1440 kc and to increase power from 250 w to 1 kw night, 5 kw local sunset, and to install a new antenna system and transmitter at a new location;

It is ordered, That the said application be, and it is hereby designated for hearing in a consolidated proceeding with the applications for construction permits of Amarillo Broadcasting Corporation (KFDA) (File No. B3–P–4353) to change frequency from 1230 kc to 1440 kc and to increase power from 250 w to 1 kw night, 5 kw local sunset, unlimited time; S. H. Patterson (KVAK) (File No. B4–P–4317) to change frequency from 1450 kc to 1200 kc, increase power to 1 kw, and change hours of operation from unlimited time to daytime only; and S. H. Patterson (File No. B4–P–4389) for a new standard broadcast station at Topeka, Kansas, to operate on 1440 kc, 5 kw, DA for night use, unlimited time (the granting of each said application of S. H. Patterson to be contingent upon the granting of the other such application), upon the following issues:

1. To determine the technical, financial, and other qualifications of the applicant partnership and the partners to construct and operate Station KEYS as proposed.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of Station KEYS as proposed and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of Station KEYS as proposed would involve objectionable interference with any other existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of Station KEYS as proposed would involve objectionable interference with the services proposed in the said pending applications of Amarillo Broadcasting Corporation (KFDA) (File No. B3–P–4353) and S. H. Patterson (File No. B4–P–4389), or with any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of Station KEYS as proposed would be in compliance with the Commission's rule and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-9575; Filed, June 6, 1946; 10:02 a. m.]

[Docket No. 7562]

S. H. PATTERSON

CORRECTED ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of S. H. Patterson (KVAK), Atchison, Kansas, for construction permit. Docket No. 7562; File No. B4–P–4317.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 2d day of May 1946:

The Commission having under consideration the above-entitled application for a construction permit to change the frequency of Station KVAK at Atchison, Kansas, from 1450 kc to 1200 kc, increase power to 1 kw, and to change hours of operation from unlimited time to daytime only, contingent upon the granting of the pending application of S. H. Patterson (File No. B4–P–4389) for a construction permit for a new standard broadcast station to be operated on the frequency 1440 kc, with 5 kw power, employing a directional antenna for nighttime use, unlimited time, at Topeka, Kansas;

It is ordered, That the said application be, and it is hereby, designated for hearing in a consolidated proceeding with the applications for construction permits of Earl C. Dunn, Charles W. Rossi, H. B. Lockhart & E. C. Hughes, d/b as Nueces Broadcasting Co. (KEYS) (File No. B3–P–3999) to change frequency from 1490 kc to 1440 kc, and increase power to 5 kw day, 1 kw night, and to install a new antenna system and transmitter at a new location; Amarillo Broadcasting Corporation (KFDA) (File No. B3–P–4353) to change frequency from 1230 kc to 1440 kc, and to increase power from 250 w to 1 kw night, 5 kw Local Sunset, unlimited time; and S. H. Patterson (File No. B4–P–4389) for a new standard broadcast station to be operated on frequency 1440 kc, with 5 kw power, employing a directional antenna for nighttime use, unlimited time, at Topeka, Kansas, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant to construct and operate Station KVAK as proposed.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of Station KVAK as proposed, and the nature and extent of other broadcast service available to those areas and populations.

3. To determine whether Station KVAK, as proposed, would render primary service within the areas and to the populations proposed to be served by the new station at Topeka, Kansas; proposed in the said pending application of S. H. Patterson (File No. B4–P–4389), and the extent thereof.

4. To determine the type and character of program service proposed to be rendered by Station KVAK and whether it would meet the requirements of the populations and areas to be served.

5. To determine whether the operation of Station KVAK as proposed would involve objectionable interference with any other existing broadcast service and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the operation of Station KVAK as proposed would involve objectionable interference with any pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

7. To determine whether the installation and operation of Station KVAK as proposed would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-9576; Filed, June 6, 1946; 10:03 a. m.]

FEDERAL POWER COMMISSION.

[Project No. 233]

PACIFIC GAS AND ELECTRIC CO.

ORDER FIXING HEARING

MAY 28, 1946.

It appearing to the Commission that:

(a) In amending Pacific Gas and Electric Company's license for Project No. 233 on the Pit River in California, the Commission worded the amended license so as to have the rate of flow required for fish life open for adjustment in the future;

(b) The California Fish and Game Commission has recommended a minimum flow of not less than five percent of the average daily discharge at Pit 4 dam be maintained in all portions of the river between Lake Britton dam and Pit No. 5 power house, thus assuring a flow of 114 cubic feet per second;

(c) The Secretary of the Interior has recommended either that not less than 50 c. f. s. shall at all times be discharged into the stream bed from Pit 5 dam, or that not less than 100 c. f. a. shall at all times be maintained in the stream bed at the Big Bend gaging station;

The Commission finds that:

It would be desirable to afford all interested parties an opportunity to present evidence at a public hearing on these matters and the issues involved;

The Commission orders that:

(A) A public hearing be held in San Francisco, California, at a place hereafter to be named, concerning the matters involved and the issues presented in this proceeding;

(B) The Secretary of the Interior and the Division of Fish and Game, Department of Natural Resources, State of California, and any other interested party may offer relevant testimony in this hearing.

By the Commission.

LEON M. FUQUAY, *Secretary.*

[F. R. Doc. 46-9566; Filed, June 6, 1946; 9:48 a. m.]

[Docket No. G-726]

VIRGINIA GAS TRANSMISSION CORP.

ORDER FIXING DATE OF HEARING

JUNE 4, 1946.

Upon consideration of the application filed on May 6, 1946, by Virginia Gas Transmission Corporation (Applicant), for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, to authorize the construction and operation of the following described facilities:

(1) A 1,600 hp. compressor station to be known as Bickers Station, complete with necessary accessory equipment and structures, to be located in the general vicinity of the intersection of the main transmission line with the boundary of Greene and Madison Counties, Virginia.

(2) An additional 800 hp. gas engine driven compressing unit at its existing Gala Compressor Station, located in Fincastle District, Botetourt County, Virginia.

(3) Applicant also proposes to construct or have constructed for serving natural gas at wholesale to the Lynchburg Gas Company, at or near Lynchburg, Virginia, a 30 mile 6" solid welded steel lateral line extending from applicant's 20" main line, at a point near Lexington, Virginia, to Lynchburg, Virginia.

The Commission orders that:

(A) A public hearing be held commencing on June 24, 1946, at 10:00 a. m. (est), in the Hearing Room of the Federal Power Commission, Hurley-Wright Building, 1800 Pennsylvania Avenue NW., Washington 25, D. C., respecting the matters involved and the issues presented in the above-entitled matter.

(B) Interested State commissions may participate in this hearing as provided in § 67.4 of the provisional rules of practice and regulations under the Natural Gas Act.

By the Commission.

[SEAL] LEON M. FUQUAY, *Secretary.*

[F. R. Doc. 46-9567; Filed, June 6, 1946; 9:48 a. m.]

[Docket No. G-733]

CARNEGIE NATURAL GAS CO.

NOTICE OF APPLICATION

JUNE 4, 1946.

Notice is hereby given that on May 28, 1946, Carnegie Natural Gas Company ("Applicant"), filed an application pursuant to section 7 (b) of the Natural Gas Act for permission and approval to abandon as part of its utility system, its Hastings Compressor Station located in Grant District, Wetzel County, West Virginia, consisting of buildings and land (approximately fifty-seven acres), and compressor equipment as follows:

One 960 horsepower Nordberg steam driven gas compressor.
Low pressure power cylinder 56" x 60".
High pressure power cylinder 26" x 60".
Direct connected to two (2)—26" x 60" gas compressors.
Three (3) Erie City 200 h.p. boilers.
Appurtenant equipment consisting of:
Gas scrubber, air compressor.
Water pumps and tanks.
Miscellaneous station piping and structures.

Applicant is a Pennsylvania corporation, with its principal place of business at 1015 Frick Building, Pittsburgh 19, Pennsylvania, and authorized to do business in West Virginia. On August 3, 1943, Docket No. G–263, the Federal Power Commission issued to Applicant a "grandfather" certificate of public convenience and necessity pursuant to section 7 (c) of the Natural Gas Act, as amended, authorizing the continued operation of its business, operations and properties, of which this compressor station is a part. It is stated in the application that Applicant erected the station for the purpose of withdrawing natural gas from a group of wells located adjacent to the station, but that as a result of depleted well volume it is now feasible and economical for Applicant's Hundred Station located approximately thirteen (13) miles northeast thereof to pump all the gas handled by Hastings Station, and therefore the operation and maintenance of Hastings Station is no longer necessary. Applicant further states that no service now being rendered by it will be affected by the abandonment of the station.

Any interested State commission is requested to notify the Federal Power Commission whether the application should be considered under the cooperative provisions of Part 67 of the provisional rules of practice and regulations under the Natural Gas Act and, if so, to advise the Federal Power Commission as to the nature of its interest in the matter and whether it desires a conference, the creation of a board, or a joint or concurrent hearing, together with the reasons for such request.

Any person desiring to be heard or to make any protest with reference to the application of Applicant should file with the Federal Power Commission, Washington 25, D. C., not later than fifteen (15) days from the date of this publication, a petition or protest in accordance with the Commission's provisional rules

of practice and regulations under the Natural Gas Act.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-9568; Filed, June 6, 1946; 9:48 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[Rev. SO 119, Order 239]

HAYS MFG. CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 239 under Revised Supplementary Order No. 119. Individual adjustments for reconverting manufacturers. Adjustment of maximum prices for low pressure valves as specified in Revised Supplementary Order No. 119 manufactured by Hays Manufacturing Company, Erie, Pennsylvania. Dockets Nos. 6123-SO 119-36 and 6123-SO 119-39.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to Section 13 of Revised Supplementary Order No. 119, it is ordered:

(a) *Maximum prices for Hays Manufacturing Company, Erie, Pennsylvania.* (1) The above manufacturer may determine his maximum prices for his line of low pressure valves by increasing by 25.2 percent his prices on these items in effect on October 1, 1941 to each class of purchaser.

(2) Since the provisions of this order are not intended to reduce properly established maximum prices, the manufacturer may continue to use as his maximum prices to each class of purchaser his properly established prices in effect under Maximum Price Regulation 591 in the event that such prices exceed the prices in effect to each class of purchaser on October 1, 1941 plus the increase provided for in (1) above.

(3) The maximum prices set forth above shall be subject to discounts and allowances including transportation allowances and price differentials which are at least as favorable as those the manufacturer extended or rendered or would have extended or rendered to each class of purchaser on commodities in the same general category during March 1942.

(b) *Resellers' maximum prices.* All resellers of the commodities covered by this order (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their presently established maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted the manufacturer by this order.

(c) *Notification to all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this Order at or before the time of the first invoice after the adjustment granted by this Order is put into effect:

Order No. 239 under Revised Supplementary Order No. 119 authorizes a 25.2 percent increase in October 1, 1941 net prices for sales of low pressure valves manufactured by this company.

Resellers (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their existing maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted by Order No. 239.

(d) All prayers for relief not granted herein are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order No. 239 shall become effective June 6, 1946.

Issued this 5th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9533; Filed, June 5, 1946; 11:34 a. m.]

[Rev SO 119, Order 240]

FRANKLIN TILE CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 240 under Revised Supplementary Order No. 119. Adjustment of maximum prices for clay wall and floor tile manufactured by the Franklin Tile Company, Lansdale, Pennsylvania. Docket No. 6122-SO 119-12.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 13 of Revised Supplementary Order No. 119, it is ordered:

(a) *Maximum prices for Franklin Tile Company, Lansdale, Pennsylvania.* (1) The above manufacturer may determine his maximum prices for his line of ceramic clay wall and floor tile by increasing by 17 percent his prices on these items in effect on October 1, 1941 to each class of purchaser.

(2) Since the provisions of this order are not intended to reduce properly established maximum prices, the manufacturer may continue to use as his maximum prices to each class of purchaser his properly established prices in effect under Maximum Price Regulation No. 592, in the event that such prices exceed the prices in effect to each class of purchaser on October 1, 1941 plus the increase provided for in (1) above.

(3) The maximum prices set forth above shall be subject to discounts and allowances including transportation allowances, services and other terms and conditions of sale at least as favorable as the seller extended or rendered on comparable sales to purchasers of the same class during March 1942.

(b) *Resellers' maximum prices.* All resellers of the commodities covered by this order (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their presently established maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted the manufacturer by this order.

(c) *Notification to all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment granted by this order is put into effect:

Order No. 240 under Revised Supplementary Order No. 119 authorizes a 17 percent increase in October 1, 1941 net prices for sales of ceramic clay wall and floor tile manufactured by this company.

Resellers (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their existing maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted by Order No. 240.

(d) All requests for relief not granted herein are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective June 6, 1946.

Issued this 5th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9534; Filed, June 5, 1946; 11:35 a. m.]

[Rev. SO 119, Order 241]

ARCHITECTURAL TILING CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 241 Under Revised Supplement Order No. 119. Adjustment of maximum prices for clay wall and floor tile manufactured by the Architectural Tiling Company, 101 Park Avenue, New York, 17, New York. Docket No. 6122-SO, 119-14.

(a) *Maximum prices for Architectural Tiling Company, New York, New York.* (1) The above manufacturer may determine his maximum prices for his line of ceramic clay wall and floor tile by increasing by 18.6 percent his prices on these items in effect on October 1, 1941 to each class of purchaser.

(2) Since the provisions of this order are not intended to reduce properly established maximum prices, the manufacturer may continue to use as his maximum prices to each class of purchaser his properly established prices in effect under Maximum Price Regulation No. 592, in the event that such prices exceed the prices in effect to each class of purchaser on October 1, 1941 plus the increases provided for in (1) above.

(3) The maximum prices set forth above shall be subject to discounts and allowances including transportation allowances, services and other terms and conditions of sale at least as favorable as the seller extended or rendered on comparable sales to purchasers of the same class during March 1942.

(b) *Resellers' maximum prices.* All resellers of the commodities covered by this order (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their presently established maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted the manufacturer by this order.

(c) *Notification to all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment granted by this order is put into effect:

Order No. 241 under Revised Supplementary Order No. 119 authorizes a 15.6 percent increase in October 1, 1941 net prices for sales of ceramic clay wall and floor tile manufactured by this company.

Resellers (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their existing maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted by Order No. 241.

(d) All requests for relief not granted herein are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective June 6, 1946.

Issued this 5th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9535; Filed, June 5, 1946; 11:35 a. m.]

[SO 142, Order 129]

CHAMPION SHOE MACHINERY CO.

ESTABLISHMENT OF MAXIMUM PRICES

Order No. 129 under Supplementary Order No. 142, adjustment provisions for sales of industrial machinery and equipment. Champion Shoe Machinery Company. Docket No. 6083-SO 142-136-490.

For reasons set forth in an opinion issued simultaneously herewitn and filed with the Division of the Federal Register, and pursuant to section 2 of Supplementary Order No. 142; *it is ordered:*

(a) The maximum prices for sales by Champion Shoe Machinery Company, St. Louis, Missouri, of its line of stitchers and parts therefor shall be determined as follows: The maximum prices for any of the above-described products, having a base date, shall be the applicable base date price increased by 20% of that price.

(b) The phrase in this order "base date price" shall mean a price frozen under the applicable regulation (by reference to published list prices, and to prices made during a defined period of time prior to a base date), except that for every product covered by this order the base date to be used for establishing a frozen price shall be October 1, 1941. The phrase does not include any price adjusted upward by industry-wide or individual adjustment orders.

(c) For any product for which a price is established under section 8 of Revised Maximum Price Regulation 136; 4 (d) (1) (i) of Maximum Price Regulation 67; 1361.53 of Maximum Price Regulation 264; or 1390.205 (d) of Maximum Price Regulation 351, the maximum price shall be computed under the appropriate provisions of the applicable regulation using the price computed under paragraph (a) of this order for the frozen priced product before change or modification.

(d) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the same percentage by which his net invoiced cost has been increased by reason of this order.

(e) The Champion Shoe Machinery Company, St. Louis, Missouri shall notify each purchaser, who buys the products listed in paragraph (a) above for resale of the percentage by which his order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(f) All requests not granted herein are denied.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 6, 1946.

Issued this 5th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9536; Filed, June 5, 1946; 11:35 a. m.]

[SO 142, Order 130]

CLARKE SANDING MACHINE CO.

ESTABLISHMENT OF MAXIMUM PRICES

Order No. 130 under Supplementary Order No. 142; adjustment provisions for sales of industrial machinery and equipment. Clarke Sanding Machine Company. Docket No. 6083-SO 142-136-410.

For the reasons set forth in an opinion issued simultaneously and filed with the Division of the Federal Register and pursuant to section 2 (c) of Supplementary Order No. 142, it is ordered:

(a) (1) The maximum list price for sales by the Clarke Sanding Machine Company, Muskegon, Michigan shall be as follows: subject to the discounts, allowances and other deductions in effect to a purchaser of the same class just prior to the issuance of this order:

Item:	*Maximum list price*
P-12 polisher	$112.50
MV-8 floor sander	325.00
LV-8 floor sander	219.00
V-5 edger	127.00

(2) The maximum prices for sales of repair parts by the Clarke Sanding Machine Company, Muskegon, Michigan shall be determined as follows: The company shall increase the maximum list prices in effect just prior to the issuance of this order by 15% and shall deduct from the resultant maximum list prices all discounts, allowances and other deductions in effect just prior to the issuance of this order.

(b) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order by the percentage by which his net invoiced cost has been increased by reason of this order.

(c) The Clarke Sanding Machine Company shall notify each purchaser who buys the products listed in paragraph (a) above for resale of the percentage by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington 25, D. C.

(d) This order revokes Order 520 under Revised Maximum Price Regulation 136, effective October 26, 1945.

(e) On or before November 15, 1946, the Clarke Sanding Machine Company shall file with the Machinery Branch, Office of Price Administration, Washington 25, D. C., a statement of sales for the April–September 1946 of the items listed in paragraph (a) and the dollar value of these sales maximum prices in effect just prior to the issuance of this order.

(f) All requests not granted herein are denied.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 6, 1946.

Issued this 5th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9537; Filed, June 5, 1946; 11:35 a. m.]

[SO 142, Order 131]

OLIVER CORP.

ESTABLISHMENT OF MAXIMUM PRICES

Order No. 131 Under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. The Oliver Corporation. Docket No. 6083-136-673.

For the reasons set forth in an opinion, issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Supplementary Order No. 142; *It is ordered:*

(a) The maximum prices for sales by The Oliver Corporation, 400 West Madison Street, Chicago 6, Illinois, of all its industrial power units, transmissions, crawler and industrial wheel tractors, and their repair parts, excluding farm implements and their repair parts, which are covered by any of the regulations listed in Supplementary Order No. 142, shall be determined by increasing by 17% the maximum prices for these products in effect just prior to September 28, 1945.

(b) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum prices he had in effect to a purchaser of the same class just prior to the issuance of this order by the percentage by which his net invoiced cost has been increased by reason of this order.

(c) The Oliver Corporation, shall notify each purchaser who buys the products listed in paragraph (a) above for resale of the percentage by which this order permits the reseller to increase his maximum net prices for these products. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(d) All requests not granted herein are denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 6, 1946.

Issued this 5th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9538; Filed, June 5, 1946; 11:35 a. m.]

[SO 142, Order 132]

HICKOK ELECTRICAL INSTRUMENT CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 132 under Supplementary Order No. 142, adjustment provisions for sales of industrial machinery and equipment. Hickok Electrical Instrument Company. Docket No. 6083-SO 142-136-251.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142, *It is ordered:*

(a) The maximum prices for sales by Hickok Electrical Instrument Company, Cleveland, Ohio, of all its products, manufactured by its Meter Division, shall be determined by increasing by 35.7% the maximum prices for these products in effect just prior to the issuance of this order.

(b) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the same percentage by which his net invoice cost has been increased by reason of this order.

(c) The Hickok Electrical Instrument Company shall notify each purchaser, who buys the products listed in paragraph (a) above for resale of the percentage amount by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington 25, D. C.

(d) All requests not granted herein are denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 6, 1946.

Issued this 5th day of June, 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9539; Filed, June 5, 1946; 11:36 a. m.]

[MPR 64, Amdt. 1 to Order 299]

WESTERN STOVE CO., INC.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 11 of Maximum Price Regulation No. 64; *It is ordered:*

That Order No. 299 under Maximum Price Regulation 64 be amended in the following respect:

Paragraph (a) is amended to read as follows:

(a) This order establishes maximum prices for sales at retail of certain models of gas ranges listed below manufactured by the Western Stove Company, Inc., 3536 Hays Street, Culver City, California. For sales in each zone by retail dealers to ultimate consumers the maximum prices including the Federal excise tax, but not including any state or local taxes imposed at the point of sale are those set forth below:

Article and model	Maximum prices for sales to ultimate consumers—			
	Zone 1	Zone 2	Zone 3	Zone 4
Gas range:	*Each*	*Each*	*Each*	*Each*
E-596	$190.75	$200.25	$202.25	$207.75
F-44	80.50	82.75	84.25	87.50
G-91	189.95	192.95	194.75	199.50
G-45-LM	164.50	166.95	168.50	172.50
J-45	143.50	145.95	147.25	150.95
J-45-L	148.95	151.50	152.95	156.75
JTS-45	166.25	168.95	170.50	174.50
JT-45	155.95	158.75	160.25	164.25
K-596	212.95	216.25	218.50	223.75
V-4-W	61.95	63.25	63.75	65.50
JT-45-TL	161.50	164.25	165.75	169.75
Bungalow range:				
K-44	168.50	171.25	173.25	177.50
K-44 with regulator	176.50	179.25	181.25	185.75
K-44-L with regulator	181.95	184.95	186.75	191.25
K-591	221.50	225.25	227.25	232.95

These prices include delivery and installation. If the retail dealer does not provide installation, he shall compute his maximum price by deducting $9.00 in the case of bungalow ranges and $6.00 in the case of gas ranges not of the bungalow type from the maximum price shown above for his sales on an installed basis. In all other respects these prices are subject to each seller's customary terms, discounts, allowances (other than trade-in allowances) and other price differentials in effect on sales of similar articles.

This amendment shall become effective on the 5th day of June 1946.

Issued this 5th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9524; Filed, June 5, 1946; 11:31 a. m.]

[SO 142, Order 133]

THOMAS & BETTS CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 133 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. The Thomas & Betts Company. Docket No. 6083-SO 142-136-318.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142, *It is ordered:*

(a) The maximum prices for sales by The Thomas & Betts Company, Elizabeth, New Jersey, of its electrical hardware line shall be determined as follows: The maximum prices for any of the above described products, having a base date price, shall be the applicable base date price increased by 29.2%.

The phrase in this order "base date price" shall mean a price frozen under the provisions of section 7 of Revised Maximum Price Regulation No. 136, except that for every product covered by this order the base date to be used for establishing the frozen price shall be October 1, 1941. The phrase does not include any price adjusted upward by industry-wide or individual adjustment orders.

(b) For any products for which a price is established under section 8 of Revised Maximum Price Regulation No. 136 the maximum price shall be computed under that section using the price computed under paragraph (a) of this order for the frozen priced product before change or modification.

(c) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the same percentage by which his net invoiced cost has been increased by reason of this order.

(d) The Thomas & Betts Company shall notify each purchaser, who buys the products listed in paragraph (a) above for resale of the percentage by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(e) All requests not granted herein are denied.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 6, 1946.

Issued this 5th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9540; Filed, June 5, 1946; 11:36 a. m.]

[MPR 188, Amdt. 1 to Order 4809]

LUMINANT MFG. CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to Section 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

That paragraph (a) (1) of Order No. 4809 under Maximum Price Regulation No. 188, be amended to read as follows:

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
Vanity lamp (no shade)	100	$1.27	$1.50	$2.70
Vanity lamp (no shade)	200	1.27	1.50	2.70
Table lamp and shade	81	5.95	7.00	12.60
Mushroom desk lamp	188	2.12	2.50	4.50
Torchiere and glass reflector	145	9.30	10.95	19.70
3-way floor lamp and rayon shade	145	8.30	9.75	17.55
3-way floor lamp without shade	145	6.50	7.65	13.75
3-way floor lamp and rayon shade	246	8.70	10.25	18.45
3-way floor lamp without shade	246	6.75	7.95	14.30
Torchiere and glass reflector	246	9.30	10.95	19.70
Torchiere without glass reflector	246	7.25	8.53	15.35
3-way floor lamp and rayon shade	146	9.30	10.95	19.70
3-way floor lamp without shade	146	7.25	8.53	15.35
3-way torchiere 16" glass reflector	245	8.45	9.95	17.90

These maximum prices are for the articles described in the manufacturer's application dated June 21, 1945.

This amendment shall become effective on the 6th day of June 1946.

Issued this 5th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9526; Filed, June 5, 1946; 11:33 a. m.]

[MPR 591, Order 568]

U. S. THERMO CONTROL CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following Reach-In Freezer manufactured by the U. S. Thermo Control Company of Minneapolis, Minnesota, and as described in the application dated April 13, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Model	On sales to—		
	Distributors	Dealers	Consumers
No. 3F-40 Thermo ring, ¾ h. p. condensing unit	$662.50	$795	$1,325

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The U. S. Thermo Control Company of Minneapolis, Minnesota, shall stencil on the Reach-In Freezer covered by this order, substantially the following:

OPA Maximum Retail Price—$1,325.00

Plus freight and crating as provided in Order No. 568 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 6, 1946.

Issued this 5th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9528; Filed, June 5, 1946; 11:33 a. m.]

[MPR 591, Order 569]

KENDALL CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following frozen food display cabinet manufactured by The Kendall Company of Philadelphia, Pennsylvania and as described in the application dated February 26, 1946 which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
Model 246-K 18 cu. ft. ½ h. p. condensing unit	$423	$508	$846

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Kendall Company of Philadelphia, Pennsylvania shall stencil on the frozen food display cabinet covered by this order, substantially the following:

OPA Maximum Retail Price $846.00

Plus freight and crating as provided in Order No. 569 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 6, 1946.

Issued this 5th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9529; Filed, June 5, 1946; 11:33 a. m.]

[MPR 591, Order 570]

SECURITY CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) (1) The maximum net prices for sales by any person of the following sizes of rolled aluminum combination screen and storm windows manufactured by the Security Company, 1757 Puritan Avenue, Detroit 3, Michigan, and as described in the application dated May 17, 1946, which is on file with the Prefabrication and Mechanical Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be the list price per window opening set forth in (d).

(2) The maximum price on an installed basis on sales to consumers shall be the list price set forth in (d) below plus the actual cost of installation, in no event to exceed $2.00 per window opening or the charge established in the appropriate area order, whichever is lower.

(b) The maximum net delivered prices on sales to dealers by any person shall be the list price set forth in (d) below reduced by 33⅓ percent.

(c) The maximum net prices f. o. b. point of shipment on sales to distributors by any person shall be the list price set forth in (d) below reduced by successive discounts of 40 percent and 10 percent.

(d) Two-light aluminum combination storm sash and screen.

PRICE SCHEDULE—LIST PRICES

Window glass size	Unit price	Additional screen insert	Extra glass insert
14 x 15	$16.15	$2.46	$3.01
16	16.41	2.50	3.12
18	16.89	2.61	3.26
20	17.39	2.70	3.41
21	17.63	2.76	3.48
22	17.87	2.81	3.55
24	18.37	2.90	3.70
26	18.89	3.00	3.84
28	19.37	3.11	3.99
30	19.87	3.20	4.14
32	20.37	3.29	4.28
34	20.87	3.38	4.42
36	21.37	3.47	4.55
38	29.16	4.74	6.27
40	29.83	4.87	6.46
42	30.49	4.99	6.64
16 x 15	16.54	2.55	3.20
16	16.80	2.61	3.27
18	17.33	2.70	3.44
20	17.85	2.81	3.59
21	18.11	2.87	3.67
22	18.35	2.90	3.75
24	18.89	3.02	3.91
26	19.41	3.13	4.06
28	19.92	3.22	4.22
30	20.44	3.33	4.38
32	20.96	3.44	4.54
34	21.48	3.55	4.70
36	22.00	3.66	4.86
38	30.03	5.03	6.69
40	30.72	5.17	6.91
42	31.41	5.32	7.12
18 x 15	16.95	2.65	3.35
16	17.22	2.70	3.43
18	17.76	2.79	3.60
20	18.30	2.90	3.77
21	18.56	2.96	3.85
22	18.85	3.02	3.94
24	19.39	3.13	4.11
26	19.92	3.24	4.28
28	20.48	3.35	4.45
30	21.02	3.44	4.62
32	21.57	3.57	4.79
34	22.12	3.69	4.96
36	22.67	3.81	5.13
38	30.95	5.24	7.07
40	31.69	5.37	7.29
42	32.43	5.52	7.52
20 x 15	17.33	2.74	3.59
16	17.63	2.79	3.59
18	18.20	2.90	3.77
20	18.76	3.02	3.96
21	19.04	3.07	4.05
22	19.33	3.13	4.14
24	19.91	3.24	4.32
26	20.46	3.35	4.50
28	21.03	3.46	4.68
30	21.61	3.57	3.87
32	22.16	3.68	5.05
34	22.71	3.79	5.23
36	23.26	3.90	5.41
38	31.75	5.35	7.45
40	32.48	5.49	7.69
42	33.21	5.64	7.93
22 x 15	17.74	2.81	3.63
16	18.02	2.89	3.75
18	18.65	3.00	3.95
20	19.23	3.11	4.14
21	19.52	3.16	4.24
22	19.81	3.24	4.33
24	20.41	3.35	4.53
26	20.98	3.46	4.72
28	21.57	3.57	4.91
30	22.18	3.70	5.11
32	22.77	3.81	5.30
34	23.36	3.93	5.49
36	23.95	4.05	5.68
38	32.72	5.56	7.83
40	33.51	5.72	8.08
42	34.29	5.88	8.33

PRICE SCHEDULE—LIST PRICES—Continued

Window glass size	Unit price	Additional screen insert	Extra glass insert
24 x 15	$18.13	$2.90	$3.81
16	18.44	2.98	3.91
18	19.06	3.09	4.11
20	19.67	3.22	4.32
21	19.98	3.27	4.42
22	20.28	3.33	4.53
24	20.91	3.46	4.73
26	21.51	3.57	4.94
28	22.13	3.70	5.14
30	22.74	3.83	5.35
32	23.37	3.94	5.56
34	24.00	4.05	5.76
36	24.63	4.17	5.92
38	33.68	5.72	8.21
40	34.52	5.88	8.48
42	35.36	6.04	8.76
26 x 15	18.54	3.00	3.96
16	18.85	3.07	4.06
18	19.48	3.18	4.28
20	20.15	3.31	4.50
21	20.44	3.39	4.61
22	20.78	3.44	4.72
24	21.40	3.57	4.94
26	22.05	3.70	5.16
28	22.63	3.83	5.38
30	23.33	3.94	5.59
32	23.93	4.07	5.81
34	24.53	4.20	6.02
36	25.28	4.33	6.23
38	34.57	5.95	8.59
40	35.43	6.12	8.67
42	36.31	6.29	9.15
27 x 15	18.72	3.05	4.03
16	19.06	3.11	4.15
18	19.70	3.24	4.37
20	20.35	3.37	4.59
21	20.68	3.44	4.71
22	21.02	3.50	4.82
24	21.66	3.63	5.04
26	22.31	3.76	5.27
28	22.96	3.89	5.49
30	23.62	4.01	5.71
32	24.27	4.14	5.94
34	24.92	4.27	6.16
36	25.57	4.40	6.38
38	34.96	6.04	8.80
40	35.83	6.21	9.09
42	36.59	6.39	9.30
28 x 15	18.93	3.09	4.11
16	19.28	3.16	4.22
18	19.92	3.29	4.45
20	20.59	3.42	4.68
21	20.92	3.48	4.80
22	21.26	3.55	4.91
24	21.90	3.68	5.14
26	22.57	3.81	5.38
28	23.24	3.94	5.61
30	23.92	4.07	5.84
32	24.57	4.20	6.07
34	25.22	4.33	6.30
36	25.87	4.46	6.53
38	35.36	6.12	9.01
40	36.23	6.29	9.32
42	37.09	6.47	9.65
30 x 15	19.33	3.18	4.26
16	19.67	3.20	4.38
18	20.35	3.39	4.63
20	21.03	3.52	4.87
21	21.39	3.59	4.99
22	21.74	3.66	5.11
24	22.42	3.79	5.35
26	23.11	3.92	5.59
28	23.79	4.05	5.84
30	24.49	4.20	6.08
32	25.18	4.33	6.32
34	25.87	4.46	6.56
36	26.56	4.59	6.80
38	36.36	6.29	9.39
40	37.28	6.47	9.71
42	38.20	6.64	10.03
32 x 15	19.72	3.22	4.41
16	20.07	3.35	4.54
18	20.79	3.48	4.80
20	21.50	3.63	5.05
21	21.85	3.68	5.18
22	22.20	3.76	5.30
24	22.92	3.90	5.56
26	23.64	4.04	5.81
28	24.35	4.18	6.07
30	25.05	4.32	6.32
32	25.77	4.46	6.58
34	26.49	4.60	6.84
36	27.21	4.74	7.10
38	37.24	6.51	9.81
40	38.20	6.69	10.16
42	39.16	6.88	10.51
34 x 15	20.11	3.37	4.57
16	20.50	3.44	4.70
18	21.22	3.57	4.97
20	21.96	3.72	5.23
21	22.33	3.79	5.37
22	22.68	3.87	5.50
24	23.44	4.01	5.76
26	24.16	4.14	6.03
28	24.90	4.29	6.30
30	25.62	4.44	6.56
32	26.38	4.59	6.83
34	27.14	4.74	7.10

PRICE SCHEDULE—LIST PRICES—Continued

Window glass size	Unit price	Additional screen insert	Extra glass insert
34 x 36	$27.90	$4.89	$7.37
38	38.21	6.72	10.19
40	39.23	6.92	10.56
42	40.24	7.12	10.91
36 x 15	20.52	3.46	4.72
16	20.89	3.53	4.88
18	21.66	3.68	5.14
20	22.42	3.83	5.41
21	22.79	3.90	5.55
22	23.16	3.98	5.69
24	23.94	4.13	5.97
26	24.70	4.27	6.25
28	25.46	4.42	6.53
30	26.21	4.57	6.81
32	26.97	4.72	7.09
34	27.73	4.87	7.37
36	28.49	5.02	7.65
38	39.00	6.89	10.37
40	40.01	7.09	10.96
42	41.03	7.29	11.32
38 x 15	21.71	4.35	4.87
16	22.09	4.43	5.04
18	22.89	4.57	5.31
20	23.67	4.72	5.49
21	24.05	4.80	5.71
22	24.44	4.87	5.89
24	25.22	5.04	6.18
26	26.03	5.14	6.47
28	26.81	5.33	6.76
30	27.59	5.48	7.06
32	28.38	5.63	7.34
34	29.17	5.78	7.64
36	29.97	5.93	7.92
38	41.01	8.11	10.95
40	42.02	8.31	11.33
40 x 15	23.15	4.43	6.05
16	23.61	4.52	6.27
18	24.53	4.67	6.59
20	25.50	4.83	7.13
21	26.94	4.91	7.35
22	26.42	4.98	7.36
24	27.35	5.15	7.99
26	28.27	5.30	8.42
28	29.22	5.46	8.85
30	30.16	5.61	9.28
32	31.10	5.78	9.71
34	32.04	5.93	10.14
36	32.98	6.08	10.57
38	45.23	8.31	14.05
40	46.48	8.51	14.54
42 x 15	23.55	4.52	6.20
16	24.03	4.60	6.42
18	25.00	4.76	6.85
20	25.97	4.95	7.32
21	26.45	5.01	7.54
22	26.93	5.09	7.77
24	27.90	5.25	8.22
26	28.86	5.41	8.66
28	29.83	5.57	9.11
30	30.80	5.74	9.56
32	31.76	5.90	10.00
34	32.73	6.06	10.46
36	33.70	6.22	10.89
38	46.21	8.51	14.34
44 x 15	23.94	4.61	6.34
16	24.42	4.70	6.48
18	25.42	4.87	6.77
20	26.42	5.04	7.34
21	26.92	5.11	7.63
22	27.42	5.20	7.92
24	28.42	5.36	8.49
26	29.42	5.54	9.05
28	30.42	5.70	9.62
30	31.42	5.87	10.19
32	32.42	6.04	10.77
34	33.42	6.20	11.34
36	34.42	6.36	11.91
38	47.23	8.69	14.82
46 x 15	24.33	4.70	6.62
16	24.84	4.79	6.76
18	25.87	4.96	7.05
20	26.90	5.13	7.34
21	27.42	5.21	7.48
22	27.93	5.30	7.63
24	28.96	5.47	7.92
26	30.00	5.64	8.21
28	31.02	5.81	8.50
30	32.05	5.99	8.79
32	33.08	6.16	9.08
34	34.11	6.33	9.37
36	35.14	6.50	9.66

The above prices include frame, 2-glass insert screen insert, and removable sill.

(e) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(f) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers except dealers upon resale.

(g) The Security Company, Detroit, Michigan, shall attach a tag to each item covered by this order containing substantially the following:

OPA Maximum Retail Price—$------

Actual installation charge not exceeding $2.00 per window or charge established in appropriate area order, whichever is lower.

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 6, 1946.

Issued this 5th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9530; Filed, June 5, 1946; 11:34 a. m.]

[MPR 591, Order 571]

PHILCO CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following home freezers manufactured by the Philco Corporation of Philadelphia, Pennsylvania, and as described in the application dated May 24, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Model	On sales to—		
	Distributors	Dealers	Consumers
AH-25, 2.5 cu. ft.	$100.00	$106.15	$149.50
AH-51, 5 cu. ft.	125.00	135.76	199.95

	Zone 1	Zone 2	Zone 3	Zone 4	Zone 5
Model AH-25					
Zone price factory list	$149.50				
Distributor adds to above dealer billing for freight		$2.50	$3.50	$4.50	$6.00
Dealer adds for freight		2.50	3.50	4.50	6.00
Dealer adds for installation		2.50	3.00	3.50	4.00
Total to be added by dealer for freight and installation		5.00	6.50	8.00	10.00
Model AH-51					
Zone price factory list	199.95				
Distributor adds to dealer billing for freight		2.50	3.50	4.50	6.00
Dealer adds for freight		2.50	3.50	4.50	6.00
Dealer adds for installation		2.50	3.00	3.50	4.00
Total to be added by dealer for freight and installation		5.00	6.50	8.00	10.00

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Philco Corporation of Philadelphia, Pennsylvania, shall stencil in a convenient place on the home freezers covered by this order, substantially the following:

OPA Maximum Retail Price Uninstalled—$------

Plus freight, crating and installation as provided in Order No. 571 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 6, 1946.

Issued this 5th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9531; Filed, June 5, 1946; 11:34 a. m.]

[MPR 599, Amdt. 2 to Order 12]

FORD MOTOR CO.

APPROVAL OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 11 of Maximum Price Regulation No. 599; *It is ordered*, That Order No. 12 under section 11 of Maximum Price Regulation No. 599 be amended in the following respects:

1. Paragraph (b) is amended to read as follows:

(b) The ceiling prices for sales by the Ford Motor Company and its dealers, of the radios listed below, are the prices set forth opposite each radio for sale to each class of purchaser under the terms and conditions of sale specified.

Model No.	Ceiling prices to dealers—		Ceiling prices to consumers—	
	Uninstalled	Installed	Uninstalled	Installed
51A-18800-A1	$33.90	$36.99	$48.69	$51.69
5EH-18805-A or B	37.70	41.45	52.08	55.83
51AF-18805-A1	56.50	61.50	73.06	78.06

These ceiling prices are subject to the same terms and conditions of sale including provisions for transportation charges to which ceiling prices of extra or optional equipment or accessories sold by the Ford Motor Company are subject under the provisions of Maximum Price Regulation No. 594, 452, 453 and orders thereunder. Ceiling prices for the Model 51A-18800-A1 radio on an installed basis include the price of the antenna and the installation charges for installation of both the radio and the antenna. Ceiling prices on an uninstalled basis cover the radio and antenna. Ceiling prices for the Model 5EH-18805-A or B radio on an installed basis are for the radio alone, but these prices include installation charges for both the radio and antenna which may be installed at the same time. Ceiling prices for the radio on an uninstalled basis are for the radio alone. Ceiling prices for the Model 51AF-18805-A1 on an installed basis include the price of the antenna and short wave converter and the installation charges for installation of the radio, antenna and short wave converter. Ceiling prices on an uninstalled basis cover the radio, antenna and short wave converter.

2. A new sub-paragraph (3) is added to paragraph (e) to follow paragraph (2) and to read as follows:

(3) Model 51AF-18805-A1 is a 6 tube, 1 band, battery power radio with a 6" x 9" electro-dynamic speaker, all in a metal case 4½" x 8¾" x 5⅝", designed for installation in an automobile manufactured by the Ford Manufacturing Company.

This amendment shall become effective on the 6th day of June 1946.

Issued this 5th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9532; Filed, June 5, 1946; 11:34 a. m.]

[Rev. SO 119, Order 243]

MOSLER SAFE CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* The Mosler Safe Company, Hamilton, Ohio, may compute its adjusted ceiling prices for all metal safes and insulated record containers which it manufactures, as follows:

(1) For an article in its line during October 1941, the adjusted ceiling price is the highest price charged during that month to each class of purchaser increased by the following percentages:

For sales to:	*Percentage increase*
Distributors	17.8
Dealers	15.6
At retail	12.0

(2) For an article not in its line during October 1941, but which has a properly established ceiling price, in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by the percentage determined in accordance with "Note 3" in section 8 of Revised Supplementary Order No. 119.

(3) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188; and prices so fixed may not be increased under this order.

(4) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

In all other respects, the provisions of Order No. 11 under § 1499.159e, of Maximum Price Regulation No. 188, including invoicing and reporting provisions and determination of reseller's prices, apply to maximum prices adjusted in accordance with this order.

(b) *Revocation or amendment.* This order may be revoked or amended by the Price Administrator or at any time.

(c) *Effective date.* This order shall become effective on the 5th day of June 1946.

Issued this 5th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9559; Filed, June 5, 1946; 4:41 p. m.]

[MPR 599, Order 21]

SCOTT RADIO LABORATORIES, INC.

ESTABLISHMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 21 of Maximum Price Regulation No. 599, it is ordered:

(a) *Manufacturer's ceiling prices.* Notwithstanding the provisions of any price regulation to the contrary, Scott Radio Laboratories, Incorporated, 4541 Ravenswood Avenue, Chicago 40, Illinois, may sell and deliver to any "dealer assembler" the articles set forth below only in groups (consisting of one cabinet, one record changer and one Scott 2 unit radio chassis per group) at prices not in excess of the sum of the prices set forth adjacent to the description of the articles comprising the group.

Article	*Ceiling price*
Chippendale Console wood cabinet, Model No. 11-B-499 dimensions, 22½" x 38⅝" x 43⅞"	$134.27
Modern Console wood cabinet Bisque Finish, Model No. 11-B-496 dimensions, 21⅛" x 36⅝" x 41⅞"	129.32
Modern Console wood cabinet lacquer finish, Model No. 11-B-497 dimensions, 21⅛" x 36⅝" x 41⅞"	153.24
Garrard automatic intermixing record changer, Model No. 66B-488-60DM	48.44
Scott radio chassis consisting of 2 units, 24 tubes, AC, 2 AM bands, 1 FM band, 15" EM and 5" EM speakers, slide rule dial, bath tub condensers, 12 push buttons for automatic tuning, underwriter approved, but less instrument panel	358.10

The above ceiling prices are f. o. b. factory exclusive of Federal excise tax.

(b) *Retail ceiling prices.* Notwithstanding the provisions of any price regulation to the contrary, any "dealer assembler" who purchases from Scott Radio Laboratories, Incorporated, the articles set forth below may sell and deliver them only as assembled units (consisting of the 2 unit Scott radio chassis, the Garrard automatic intermixing record changer and one of the cabinets) at prices not in excess of the sum of the prices set forth adjacent to the description of the articles which make up the assembled unit.

Article	*Ceiling price*
Chippendale Console wood cabinet, Model No. 11-B-499, dimensions, 22½" x 38⅝" x 43⅞"	$234.95
Modern Console wood cabinet, Bisque finish, Model No. 11-B-496, dimensions, 21⅛" x 36⅝" x 41⅞"	243.81
Modern Console wood cabinet, lacquer finish, Model No. 11-B-497, dimensions, 21⅛" x 36⅝" x 41⅞"	268.17
Garrard automatic intermixing record changer, Model No. 66B-488-60DM	84.77
Scott radio chassis consisting of 2 units 24 tubes, AC, 2 AM bands, 1 FM band, 15" EM and 5" EM speakers, slide rule dial, bath tub condensers 12 push buttons for automatic tuning, underwriter approved, but less instrument panel	687.55

The above are delivered prices in Zone 1 and include the Federal excise tax. For delivery in Zone II, 5 percent may be added to these prices.

(c) *Definitions.* As used in this order:

(1) "Dealer assembler" means a person who purchases the articles subject to this order from Scott Radio Laboratories, Incorporated, in groups for resale as assembled units.

(2) "Assembled unit" means an assembly consisting of a 2 unit Scott radio chassis, a Garrard automatic intermixing record charger and one of the cabinets listed in paragraphs (a) and (b) of this order.

(3) Zone I and Zone II shall have the same meaning that they have in MPR No. 599.

(d) *Retail price tags.* No "dealer assembler" may display, offer for sale, sell or deliver at retail any article covered by this order unless there is attached to the article in a conspicuous place a tag or label provided by Scott Radio Laboratories, Incorporated, which contains the following:

(1) A description of the article in the same language as is used in this order.

(2) The retail ceiling price in the zone in which the article will be sold and delivered, or the retail ceiling price in each zone and a description of the area included by each zone in the terms used in Maximum Price Regulation No. 599.

(3) A statement that the retail ceiling price includes the Federal excise tax and that this price applies only if the article is sold and delivered as part of an assembled unit.

(4) The definition of an "assembled unit" set forth in this order.

(e) *Relation of this order to other orders and regulations.* The provisions of such other regulations and orders as may be applicable shall govern the ceiling prices for all sales and deliveries of the articles subject to this order except such sales and deliveries as are specifically covered by this order.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 5th day of June 1946.

Issued this 5th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9558; Filed, June 5, 1946; 4:41 p. m.]

[Rev. SO 119, Order 244]

AMERICAN FIXTURE & MFG. CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* American Fixture & Manufacturing Company, 2300 Locust Blvd., St. Louis, Missouri may compute its adjusted ceiling prices for sales of metal commercial furniture which it manufactures as follows:

(1) For an article in its line during October 1941, the adjusted ceiling prices are the highest prices charged during that month to each class of purchaser increased by 20.0 percent.

(2) For an article not in its line during October 1941, but which has a properly established ceiling price, in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by the percentage in accordance with "Note 3" in section 8 of Revised Supplementary Order No. 119.

(3) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188; and prices so fixed may not be increased under this order.

(4) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) In all other respects, the provisions of Order No. 11 under § 1499.159c of Maximum Price Regulation No. 188 shall apply to all sales and deliveries of metal commercial furniture manufactured by The American Fixture and Manufacturing Company.

(c) The provisions of Supplementary Order No. 153 shall not apply to sales of articles covered by this order.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 5th day of June 1946.

Issued this 5th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9560; Filed, June 5, 1946; 4:41 p. m.]

[RMPR 320, Order 8]

EASTERN AND CENTRAL WOODEN AGRICULTURAL CONTAINERS

ADJUSTMENT OF MAXIMUM PRICES

A petition has been filed with the Office of Price Administration requesting an increase in maximum prices for containers subject to Revised Maximum Price Regulation No. 320—Eastern and Central Wooden Agricultural Containers. A study of the industry's operations under the regulation is now in progress. It has been shown that authorization to use adjustable pricing pending a final analysis of and action with reference to the data presented is necessary to promote production and distribution of the commodities involved. This action is taken pending final action by this Office in order to remove any possible interference with the vitally important food program. The issuance of this order will not interfere with the purposes of the Emergency Price Control Act of 1942, as amended. Therefore, under the authority vested in the Price Administrator and pursuant to section 11 of Revised Maximum Price Regulation No. 320, *It is ordered:*

(a) Producers of containers subject to Revised Maximum Price Regulation 320 by agreement with purchasers other than wholesalers and dealers may sell and deliver such containers at prices to be adjusted in accordance with action to be taken by the Office of Price Administration after delivery.

(b) Pending final action to be taken by the Office of Price Administration with reference to the current analysis of the industry's operations, producers shall not make any collections on account of the containers delivered under such agreement which are in excess of the presently existing maximum prices in Revised Maximum Price Regulation No. 320.

(c) This order shall be automatically revoked by the action taken by the Office of Price Administration with reference to the current analysis of the industry's operations.

This order shall become effective June 6, 1946.

Issued this 6th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9602; Filed, June 6, 1946; 11:44 a. m.]

[RMPR 528, Order 116]

FIRESTONE TIRE AND RUBBER CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 16 (d) of Revised Maximum Price Regulation 528, *It is ordered:*

(a) The maximum retail prices for the following new sizes of tires and tubes manufactured by The Firestone Tire & Rubber Company, Akron, Ohio, shall be:

Size	Ply	Type	Maximum retail price, each	
			Tire	Tube
6.00-6	2	Industrial Pneumatic	$14.05	$2.50
7.00-22	4	Small and Garden Tractor ANS tread	26.65	4.10

(b) All provisions of RMPR 528 not inconsistent with this order shall apply to sales covered by this order.

(c) This order may be amended or revoked by the Office of Price Administration at any time.

This order shall become effective June 7, 1946.

Issued this 6th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9603; Filed, June 6, 1946; 11:41 a. m.]

[RMPR 528, Order 117]

FIRESTONE TIRE AND RUBBER CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 16 (d) of Revised Maximum Price Regulation 528, *It is ordered:*

(a) The maximum retail price for the following new size Aircraft tire and tube, shall be:

Size	Ply	Type	Maximum retail price, each	
			Tire	Tube
15.50-20	12	Aircraft	$184.85	$30.60

(b) All provisions of RMPR 528 not inconsistent with this order shall apply to sales covered by this order.

(c) This order may be revoked or amended by the Office of Price Administration at any time.

This order shall become effective June 7, 1946.

Issued this 6th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9604; Filed, June 6, 1946; 11:41 a. m.]

[MPR 592, Amdt. 42 to Order 1]

SHEATHING

MODIFICATION OF MAXIMUM PRICES

An opinion accompanying this Amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 7.15 is amended to read as follows:

SEC. 7.15 *Modification of maximum prices for 25/32" asphalt coated or impregnated insulating sheathing.* (a) The manufacturer's net maximum prices to his various classes of purchasers for 25/32" asphalt coated or impregnated insulating sheathing established pursuant to Maximum Price Regulation 592 may be increased by an amount not in excess of $4.00 per M square feet of surface area.

(b) Any reseller purchasing 25/32" asphalt coated or impregnated insulating sheathing for resale in the same form from any manufacturer who has modified his maximum prices in accordance with paragraph (a) above, may increase his maximum prices by a dollars-and-cents amount not exceeding his actual dollars-and-cents increase in cost resulting from the increase permitted the manufacturer in paragraph (a) above. However, notwithstanding the provisions of this paragraph in any area where specfic maximum prices are fixed by an area pricing order, such specific maximum prices shall apply in that area.

This Amendment No. 42 shall be effective as of May 3, 1946.

Issued this 6th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9616; Filed, June 6, 1946; 11:38 a. m.]

Regional and District Office Orders.

LIST OF COMMUNITY CEILING PRICE ORDERS

The following order under Revised General Order 71 was filed with the Division of the Federal Register May 27, 1946.

Region IX

Hawaii Order 9, covering fresh fruits and vegetables imported from the Mainland. Filed 9:34 a. m.

Copy of this order may be obtained from the OPA Office in the territory of Hawaii.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46-9561; Filed, June 5, 1946; 4:41 p. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register June 4, 1946.

Region V

Dallas Order 4–F, Amendment 44 covering fresh fruits and vegetables in Dallas county, Texas. Filed 10:03 a. m.

Dallas Order 6–F, Amendment 33, covering fresh fruits and vegetables in McLennan county, Texas. Filed 10:03 a. m.

Dallas Order 8–F, Amendment 2, covering fresh fruits and vegetables in certain areas in Texas. Filed 10:04 a. m.

Dallas Orders 4–C and 10–O, covering poultry and eggs in the cities of Dallas & University Park and Town of Highland Park, Texas. Filed 10:04 a. m.

Fort Worth Order 13–F, Amendment 47, covering fresh fruits and vegetables in Tarrant county, Texas. Filed 10:04 a. m.

Fort Worth Order 19–F, Amendment 34, covering fresh fruits and vegetables in Taylor, Tom Green and Wichita counties, Texas. Filed 10:05 a. m.

Fort Worth Order 23–F, Amendment 3, covering fresh fruits and vegetables in certain counties in Texas. Filed 10:02 a. m.

Fort Worth Order 25–F, Amendment 3, covering fresh fruits and vegetables in Brown, Eastland, Haskell and Jones counties, Texas. Filed 10:02 a. m.

Fort Worth Order 26–F, Amendment 3, covering fresh fruits and vegetables in certain counties in Texas. Filed 10:02 a. m.

Fort Worth Orders 5–C and 1–O, covering poultry and eggs in Tarrant county, Texas. Filed 10:02 a. m.

Kansas City Order 4–F, Amendment 46, covering fresh fruits and vegetables in Johnson and Wyandotte counties, Kansas, Jackson county, Missouri and the city of North Kansas City, Missouri. Filed 10:02 a. m.

Region VI

Des Moines Order 25, Amendment 5, covering dry groceries in Iowa except Lyon and Osceola counties. Filed 10:07 a. m.

Des Moines Orders 5–O and 6–O, covering dry groceries sold by Groups 1, 2, 3, and 4 stores in the Des Moines area. Filed 10:07 a. m.

Des Moines Orders 7–O and 8–O, covering dry groceries sold by Groups 1, 2, 3, and 4 stores in the Des Moines area. Filed 10:07 and 10:08 a. m.

Fargo Order 4–F, Amendment 2, covering fresh fruits and vegetables in Cass county, North Dakota and Clay county, Minnesota. Filed 10:08 a. m.

Fargo Order 41, Amendment 4, covering dry groceries in certain cities in North Dakota. Filed 10:08 a. m.

Fargo Order 42, Amendment 4, covering dry groceries in certain areas in North Dakota. Filed 10:05 a. m.

Fargo Order 43, Amendment 5, covering dry groceries in certain areas in North Dakota. Filed 10:05 a. m.

Fargo Order 44, Amendment 5, covering dry groceries in certain areas in North Dakota. Filed 10:05 a. m.

Fargo Order 7–W, Amendment 4, covering dry groceries in the cities of Bismarck, Mandan, and Minot, North Dakota. Filed 10:05 a. m.

Fargo Order 8–W, Amendment 4, covering dry groceries in the cities of Fargo and Grand Forks, North Dakota and Moorhead, Minnesota. Filed 10:05 a. m.

Green Bay Order 7–F, Amendment 32, covering fresh fruits and vegetables in certain areas in Wisconsin. Filed 10:06 a. m.

Green Bay Order 8–F, Amendment 32, covering fresh fruits and vegetables in certain counties in Wisconsin. Filed 10:06 a. m.

Green Bay Order 9–F, Amendment 32, covering fresh fruits and vegetables in the counties of Florence, Forest and Marinette, Wisconsin. Filed 10:06 a. m.

Green Bay Order 12–F, Amendment 18, covering fresh fruits and vegetables in certain areas in Wisconsin. Filed 10:06 a. m.

Green Bay Order 13–F, Amendment 3, covering fresh fruits and vegetables in certain counties in Wisconsin. Filed 10:06 a. m.

Omaha Order 15–F, Amendment 19, covering fresh fruits and vegetables in certain areas in Nebraska and the city of Council Bluffs, Iowa. Filed 10:06 a. m.

Omaha Order 16–F, Amendment 19, covering fresh fruits and vegetables in certain counties in Nebraska. Filed 10:06 a. m.

Omaha Order 17–F, Amendment 19, covering fresh fruits and vegetables in certain counties in Nebraska. Filed 10:06 a. m.

Sioux Falls Order 5–F, Amendment 18, covering fresh fruits and vegetables in the county of Minnehaha, South Dakota. Filed 10:06 a. m.

St. Paul Order 3–F, Amendment 34, covering fresh fruits and vegetables in Duluth & Proctor, Minnesota and Superior, Wisconsin. Filed 10:02 a. m.

St. Paul Order 7–F, Amendment 18, covering fresh fruits and vegetables in certain counties in Minnesota. Filed 10:03 a. m.

St. Paul Order 8–F, Amendment 17, covering fresh fruits and vegetables in certain counties in Minnesota. Filed 10:03 a. m.

St. Paul Order 3–C, Amendment 12, covering poultry in certain areas in Minnesota. Filed 10:03 a. m.

St. Paul Order 3–O, Amendment 3, covering eggs in certain areas in Minnesota. Filed 10:03 a. m.

Springfield Order 24–F, Amendment 12, covering fresh fruits and vegetables in certain counties in Illinois. Filed 10:07 a. m.

Twin Cities Order 4–C, Amendment 7, covering poultry in the cities of Duluth and Proctor in St. Louis county, Minnesota. Filed 10:03 a. m.

Region VII

Denver Order 9–F, Amendments 8 and 9, covering fresh fruits and vegetables in the Grand Junction area. Filed 10:11 a. m.

Denver Order 10–F, covering fresh fruits and vegetables in Fort Morgan, Sterling, Akron area. Filed 10:14 a. m.

Denver Order 82, Amendment 11, covering dry groceries in the Denver area. Filed 10:14 a. m.

Denver Order 83, Amendment 11, covering dry groceries in the Colorado Springs - Pueblo - Trinidad area. Filed 10:14 a. m.

Denver Order 93, Amendment 10, covering dry groceries sold by Group 4 stores in the Group 4 area No. 1. Filed 10:14 a. m.

Denver Order 94, Amendment 11, covering dry groceries sold by Group 4 stores in the Group 4 area No. 2. Filed 10:15 a. m.

Denver Order 12–W, Amendment 14, covering dry groceries in the Denver area. Filed 10:15 a. m.

Denver Order 13–W, Amendment 14, covering dry groceries in the Colorado Springs - Pueblo - Trinidad area. Filed 10:15 a. m.

Denver Order 14–W, Amendment 14, covering dry groceries in the Grand Junction area. Filed 10:15 a. m.

Denver Order 15–W, Amendment 12, covering dry groceries in the Durango area. Filed 10:15 a. m.

Helena Order 63–F, Amendment 4, covering fresh fruits and vegetables in certain areas in Montana. Filed 10:09 a. m.

Helena Order 64–F, Amendment 4, covering fresh fruits and vegetables in certain areas in Montana. Filed 10:09 a. m.

Helena Order 65–F, Amendment 4, covering fresh fruits and vegetables in certain areas in Montana. Filed 10:10 a. m.

Helena Order 66–F, Amendment 4, covering fresh fruits and vegetables in certain areas in Montana. Filed 10:10 a. m.

Helena Order 67–F, Amendment 4, covering fresh fruits and vegetables in the Billings, Butte, and Great Falls area. Filed 10:10 a. m.

Helena Orders 109 and 15–W, Amendment 3, covering dry groceries for Billings, Butte, and Great Falls. Filed 10:09 a. m.

Region VIII

Arizona Order 9–F, Amendment 43, covering fresh fruits and vegetables in the Phoenix area. Filed 10:18 a. m.

Arizona Order 10–F, Amendment 39, covering fresh fruits and vegetables in the Tucson area. Filed 10:18 a. m.

Arizona Order 11–F, Amendment 38, covering fresh fruits and vegetables in the Cochise area. Filed 10:18 a. m.

Spokane Order 21–F, Amendment 17, covering fresh fruits and vegetables in certain areas of Shoshone and Kootenai counties, Idaho. Filed 10:19 a. m.

Spokane Order 20–F, Amendment 18, covering fresh fruits and vegetables in certain areas of Spokane county, Washington and Kootenai county, Idaho. Filed 10:18 a. m.

Spokane Order 21–F, Amendments 17 and 18, covering fresh fruits and vegetables in certain areas of Shoshone county, Washington and Kootenai county, Idaho. Filed 10:18 a. m. and 10:09 a. m.

Spokane Order 22–F, Amendments 17 and 18, covering fresh fruits and vegetables in certain areas of Latah county, Idaho and Whitman county, Washington. Filed 10:19 and 10:16 a. m.

Spokane Order 23–F, Amendments 17 and 18, covering fresh fruits and vegetables in certain areas of Asotin county, Washington and Nez Perce county, Idaho. Filed 10:19 and 10:16 a. m.

Spokane Order 24–F, Amendments 17 and 18, covering fresh fruits and vegetables in certain areas of Columbia, Walla Walla, Benton and Franklin counties, Washington. Filed 10:19 and 10:16 a. m.

Spokane Order 50, Amendment 2, covering dry groceries in certain areas in Washington. Filed 10:16 a. m.

Spokane Order 53, Amendment 2, covering dry groceries in certain areas in Washington. Filed 10:17 a. m.

Spokane Order 54, Amendment 2, covering dry groceries in certain areas in Washington. Filed 10:17 a. m.

Spokane Orders 8–W and 51, Amendment 2, covering dry groceries in certain areas in Washington. Filed 10:16 a. m.

Spokane Orders 52 and 9–W, Amendment 2, covering dry groceries in certain areas in Washington. Filed 10:17 a. m.

Spokane Orders 10–W and 55, Amendment 2, covering dry groceries in certain areas in Washington. Filed 10:17 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46-9562; Filed, June 5, 1946; 4:42 p. m.]

[Region VII Order G-21 Under Gen. Order 68]

BUILDING AND CONSTRUCTION MATERIALS IN BOISE, IDAHO, AREA

Order No. G–21 under General Order No. 68. Maximum prices for retail sales of certain building and construction materials in the Boise, Idaho, Area. Docket No. 7–GO 68–21.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to the provisions of General Order 68, it is hereby ordered:

SECTION 1. *What this order does.* This Order No. G–21 under General Order 68 covers all retail sales by any seller, located in the Boise, Idaho area, herein designated as Idaho Building Materials Area No. 1, of the specified building and construction materials listed in the tables annexed to and incorporated herein. The Boise, Idaho area, for the purposes of this order includes all of the City of Boise, and Ada County, Idaho.

SEC. 2. *Definitions.* For the purposes of this order:

(a) "Retail sale" means a sale to an ultimate user or to a purchaser for resale on an installed basis.

(b) "Delivered sale" means the sale of any quantity of the building and construction materials covered by this order, delivered to any point designated by the purchaser.

(c) "Yard sale" means the sale of any quantity of the building and construction materials covered by this order delivered to the purchaser at the seller's yard, store or warehouse.

(d) "Building and construction materials" means the masonry, gypsum, and metal lath, insulation and wall board, roofing and siding, and metal products materials, as set forth in the annexed price tables incorporated in this order.

SEC. 3. *Relation to other regulations.* The maximum prices established by this Order No. G–21 supersede any maximum prices or pricing method previously established by any other regulation or order covering the commodities listed in the tables annexed to and incorporated herein. Except to the extent that they are inconsistent with the provisions of this order, all other provisions of the General Maximum Price Regulation or other applicable regulation or order shall continue to apply to retail sales covered by this order.

SEC. 4. *Authorized maximum prices.* Upon and after the effective date of this Order No. G–21, the maximum prices for the retail sales of the specified building and construction materials covered by this order shall be the prices listed in the tables annexed to and incorporated herein.

SEC. 5. *Delivery practices.* (a) Sales under this order may be made as yard sales or delivered sales. If the buyer requests delivery within a free delivery zone which the seller recognized during March 1942, the seller shall not charge for making the delivery.

(b) If the buyer requests delivery outside the free delivery zone which the seller recognized during March 1942 or if no free delivery zone was recognized by the seller in March 1942, the seller may make delivery charges not in excess of those made by him in March 1942 but if delivery is made by a common or contract carrier the seller shall not charge in excess of the actual freight paid.

(c) If the seller was not in business during March 1942, he may elect to establish a free delivery zone or to make delivery charges, or both, and any such delivery charges shall not be in excess of such charges made by his principal competitors in his community for delivery during March 1942, and subject to the limitations of this section.

(d) All additional charges for delivery shall be itemized separately on any sales slips furnished the buyer and record thereof shall be kept as required by Section 8 of this order.

SEC. 6. *Discounts and allowances.* Each seller, subject to this order, must maintain his customary terms, discounts, and allowances on sales to each class of purchaser which he had in effect during March 1942.

SEC. 7. *Availability of order.* Every seller making a sale covered by this order shall, if requested by the purchaser, make available to the purchaser for inspection a copy of this order. Copies for this purpose may be obtained from the office of the Regional Administrator or from the Boise District Office of the Office of Price Administration.

SEC. 8. *Sales slips and records.* (a) Every seller covered by this order who has customarily given his customers a sales slip or other evidence of purchase must continue to do so. Upon request from a customer such seller, regardless of previous custom, shall give the purchaser a receipt showing the date, name and address of the seller and the purchaser, a description and the quantity of each item sold and the price received for it. If he customarily prepared his sales slips in more than one copy he must keep a duplicate copy of each sales slip delivered by him pursuant to this section. Such sales slips and records required to be kept by subsection (b) of this section shall be kept at the seller's principal place of business in the area and shall be made available for inspection by representatives of the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(b) Each seller making a sale of $10.00 or more, regardless of previous custom, must keep and retain at his principal place of business in the area covered by this order, records concerning each such sale covered by this order showing at least the following:

1. Name and address of buyer.
2. Date of transaction.
3. Place of delivery.
4. Complete description and quantity of each item sold and the price charged.
5. Any additional charges for delivery.

SEC. 9. *Prohibitions against sales at higher than maximum prices.* On and after the effective date of this order, regardless of any contract or other obligation, no person shall sell or offer to sell building or construction materials covered by this order at prices higher than the maximum prices established by this order.

SEC. 10. *Evasions.* (a) Any practice, scheme or device which results in a higher price to the purchaser of the specified commodities covered by this order than is permitted by this order shall be deemed to be a violation of this order and shall subject the seller to all the civil liabilities and the criminal penalties provided by the Emergency Price Control Act of 1942, as amended and extended.

(b) No seller shall as a part of the consideration or as a condition of a sale of the specified commodities covered by this order, secretly or otherwise receive either directly or indirectly, any side payment, commission, fee, consideration or other thing of value whatsoever nor shall the seller, either directly or indirectly acquire or receive in addition to the maximum prices established by this order the benefit of any services transportation agreements or other valuable thing, material or property.

(c) No seller shall eliminate or reduce in any form or manner any discount or allowance customarily offered in connection with the sale of the specified commodities covered by this order nor shall the seller lower the quality thereof below that called for by the specifications or agreement with respect to the sale of the specified commodities covered by this order nor shall the seller in any manner make a delivery charge in excess of the

amount provided in section 5 of the order.

(d) No seller shall by any of the foregoing plans, schemes or devices, or by any other plan, scheme or device receive or acquire or attempt to receive or acquire anything of value, service, valuable right, property or property right, money or other consideration whatsoever in addition to the maximum prices established in this order for the sale of the specified commodities covered by this order.

SEC. 11. *Less than maximum prices.* Prices lower than the maximum prices for sales covered by this order may, of course, be charged and paid.

SEC. 12. *Licensing.* The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this order. A seller's license may be suspended for violation of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

SEC. 13. *Revocation or amendment.* This order may be revoked, modified or amended at any time by the Price Administrator or by the Regional Administrator.

This Order No. G–21 shall become effective May 22, 1946.

Issued this 8th day of May 1946.

RICHARD Y. BATTERTON,
Regional Administrator.

TABLE I—CEMENT, LIME AND PLASTER

Item and unit	*Maximum retail selling prices*
Cement:	
Portland—paper sacks, per sack	$1.05
Portland—cloth sacks, per sack	1.20
Quick-Strength, per sack	1.50
Waterproof, per sack	1.50
Keene, per sack	3.00
Atlas or Duro White, per sack	4.50
Atlas or Duro White, Waterproof, per sack	4.75
Mortar: Masonry—paper sack, per sack	1.35
Lime:	
Lump lime, 90-lb. sack	2.50
Lump lime, 180-lb. drum	4.80
Finishing—Ohio hydrated, 50 lbs.	1.20
Finishing—Ohio hydrated, 10-lb. sack	.35
Hydrated—Colorado, 50-lb. sack	1.00
Hydrated—Missouri, 50-lb. sack	1.00
Pebble, 60-lb. sack	1.60
Pebble, 80-lb. sack	2.00
Pebble, 90-lb. sack	2.25
Quick-pulverized (Verifat and Cheshire):	
60-lb. sack	1.65
80-lb. sack	2.25
90-lb. sack	2.50
180-lb. drum	5.00
Plaster:	
Hardwall, per 100-lb. sack	1.25
Plaster paris—white, per 100-lb. sack	1.50
Gauging, moulding, and casting, per 100-lb. sack	1.50
Ready mixed finishing plaster, per 100-lb. sack	1.95
Less than full sack quantities, per lb	.02
Calcium chloride:	
Used for building purposes, per cwt. 100-lb. sack	5.00
Less than 100 lb. quantities, per lb.	.065

TABLE II—LATH: GYPSUM AND METAL: CORNER BEADS AND EXPANSION CASINGS

Item and unit	*Maximum retail selling prices*
Lath:	
Gypsum, per M sq. ft	$33.00
Metal lath—flat diamond mesh:	
2.5-lb. painted, sq. yd	.375
3.4-lb. painted, sq. yd	.395
3.4-lb. galvanized, sq. yd	.435
NOTE: Add for metal lath—self furring—1¢ per yd. over flat diamond mesh.	
Metal lath—flat rib: 3.4-lb. painted, sq. yd	.40
Metal—high rib: 3.4 3/8" painted, sq. yd	.40
NOTE: For copper bearing lath, add 1¢ per sq. yd.	
Corner bead:	
Expanded type, M lin. ft	65.00
Flat apron, M lin. ft	45.00
3/4" bull nose plain, M lin. ft	60.00
All expansion casing: 1/4-round (bull nose—O. G. or square edge), M lin. ft	105.00
Corner lath, M lin. ft	35.00

TABLE III—INSULATION MATERIALS, WALL BOARDS AND BUILDING PAPER

Item and unit	*Maximum retail selling prices*
Insulation board:	
1/2", per M sq. ft	$55.00
3/8", per M sq. ft	45.00
Insulation tile:	
Under 16 x 32 x 1/2, per M sq ft	70.00
16 x 32 x 1/2 and over, per M sq. ft	65.00
Insulation plank: 1/2", per M sq. ft	70.00
Insulation board ext. type:	
1/2" ext. sheeting, per M sq. ft	57.50
25/32" ext. sheeting, per M sq. ft	70.00
Insulation lath: 1/2"—16 x 48—18 x 48—24 x 48, per M sq. ft	55.00
Balsam wool sealed blankets:	
Standard, per M sq. ft	55.00
Double thick, per M sq. ft	75.00
Wall thick, per M sq. ft	105.00
Kimsul insulation:	
Commercial 1/2", per M sq. ft	------
Standard 1", per M sq. ft	45.00
Double thick 2", per M sq. ft	55.00
Double thick 3", per M sq. ft	72.00
Mineral wool insulation:	
Semi-thick batts 15 x 48", per M sq. ft	65.00
Full-thick batts 15 x 48", per M sq. ft	90.00
Hardf-batts full thick 15 x 24", per M sq. ft	90.00
Jr. batts 11 1/2 x 15", per M sq. ft	90.00
Mineral wool blankets:	
1", per M sq. ft	60.00
2", per M sq. ft	75.00
3", per M sq. ft	90.00
Nodulated and loose wool in sacks:	
35 lb., per sack	1.85
38 lb., per sack	2.00
40 lb., per sack	2.10
Expanded Mica: per sack of 4 cu. ft.	1.29
Building paper:	
Red resin—20 lb., per roll	1.40
Red resin—30 lb., per roll	2.10
Red resin—40 lb., per roll	2.80
Sisalkraft, per hundred sq. ft	1.25
Presswood:	
1/8 x 48 x 72 and longer—plain, per M sq. ft	85.00
1/8 x 48 x 72 and longer—tempered, per M sq. ft	100.00
3/16 x 48 x 72 and longer—plain, per M sq. ft	97.00
3/16 x 48 x 72 and longer—tempered, per M sq. ft	117.00
1/4 x 48 x 72 and longer—plain, per M sq. ft	127.00
1/4 x 48 x 72 and longer—tempered, per M sq. ft	147.00
1/8 x 48 x 72 and longer—tile, per M sq. ft	125.00
Cut pieces less than one sheet, per sq. ft	.02

TABLE III—INSULATION MATERIALS, WALL BOARDS AND BUILDING PAPER—Con.

Item and unit	*Maximum retail selling prices*
Wallboard:	
Sheetrock—1/4 x 48 x 72 and longer, per M sq. ft	$40.00
Sheetrock—3/8 x 48 x 72 and longer, per M sq. ft	45.00
Sheetrock—1/2 x 48 x 72 and longer, per M sq. ft	50.00
Asbestos wallboard—stonewall grade:	
1/8 x 48 x 72 and longer, per M sq ft	100.00
5/16 x 48 x 72 and longer, per M sq. ft	130.00
1/4 x 48 x 72 and longer, per M sq. ft	150.00

TABLE IV—ROOFING MATERIALS AND ASBESTOS SIDING

Item and unit	*Maximum retail selling prices*
Felt:	
Asphalt and tarred:	
15 lb. 36" wide 324 sq. ft., per roll	$2.60
15 lb. 36" wide 432 sq. ft., per roll	3.35
30 lb. 36" wide 216 sq. ft., per roll	3.25
Roll roofing:	
Smooth surfaced—1st grade:	
45 lb., per roll	2.20
55 lb., per roll	2.60
65 lb., per roll	3.00
65 lb., alumishield, per roll	4.25
Mineral surfaced:	
90 lb., per roll	3.00
105 diamond point—hex. edge stag. edge, per roll	4.25
Shingles:	
Asphalt shingles:	
Hex. std. 3 tab 167 lb., per roll	6.75
Thick butt 3 tab 12" 210 lb., per roll	7.50
Asbestos shingles:	
260–290 lb., per roll	13.00
Dutch lap 16 x 16, per roll	13.00
Siding—asbestos cement:	
Std. surf. hard std. colors (12 x 24) (12 x 27), per roll	11.50
Std. surf. hard std. colors (white or buff), per roll	12.80
Extra hard surf. white (12 x 24) (12 x 27), per roll	13.50
Siding—asphalt:	
Insulated brick:	
14 3/8 x 43 x 5/8, per roll	16.00
13 5/8 x 43 x 1/8, 14 x 43", per roll	16.00
Roll brick, per roll	5.75

TABLE V—METAL PRODUCTS

Item	Unit	Maximum retail selling prices	
		Painted	Galvanized
Ridge roll:			
Plain 11" roll	Per lin. ft	------	$5.00
Plain 2" roll	Per lin. ft	------	9.00
Corrugated ridge roll 21"	Per lin. ft	------	12.00
Continuous hip: 5" girth, 10' length.	Per lin. ft	------	.60
Valley tin:			
10" 28 ga	Per 100 lin. ft	$8.00	9.00
14" 28 ga	Per 100 lin. ft	12.00	14.00
20" 28 ga	Per 100 lin. ft	16.00	17.00
Hip shingles: 5" x 7"	Each	------	.07
Ash pit doors:		Steel	Cast
8" x 8"	Each	$1.25	$1.50
10" x 12"	Each	1.75	2.00
Flashing: shingles: 5" x 7"	Per 100	------	2.50

[F. R. Doc. 46-9427; Filed, June 3, 1946; 4:37 p. m.]

[Region VII Order G-23 Under Gen. Order 68]

BUILDING AND CONSTRUCTION MATERIALS IN OGDEN, UTAH, AREA

Order No. G–23 under General Order No. 68. Maximum prices for retail sales of certain building and construction materials in the Ogden, Utah, Area. Docket No. 7–GO 68–23.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to the provisions of General Order 68, it is hereby ordered:

SECTION 1. *What this order does.* This Order No. G–23 under General Order 68 covers all retail sales by any sellers, located in the Ogden, Utah area, herein designated as Utah Building Materials Area No. 2, of the specified building and construction materials listed in the tables annexed to and incorporated herein. The Ogden, Utah area for the purposes of this order includes all of the City of Ogden, and all of Weber County, Utah.

SEC. 2. *Definitions.* For the purposes of this order:

(a) "Retail sale" means a sale to an ultimate user or to a purchaser for resale on an installed basis.

(b) "Delivered sale" means the sale of any quantity of the building and construction materials covered by this order, delivered to any point designated by the purchaser.

(c) "Yard sale" means the sale of any quantity of the building and construction materials covered by this order delivered to the purchaser at the seller's yard, store or warehouse.

(d) "Building and construction materials" means the masonry, gypsum, and metal lath, insulation and wall board, roofing and siding, and metal products materials, as set forth in the annexed price tables incorporated in this order.

SEC. 3. *Relation to other regulations.* The maximum prices established by this Order No. G–23 supersede any maximum prices or pricing method previously established by any other regulation or order covering the commodities listed in the tables annexed to and incorporated herein. Except to the extent that they are inconsistent with the provisions of this order, all other provisions of the General Maximum Price Regulation or other applicable regulation or order shall continue to apply to retail sales covered by this order.

SEC. 4. *Authorized maximum prices.* Upon and after the effective date of this Order No. G–23, the maximum prices for the retail sales of the specified building and construction materials covered by this order shall be the prices listed in the tables annexed to and incorporated herein.

SEC. 5. *Delivery practices.* (a) Sales under this order may be made as yard sales or delivered sales. If the buyer requests delivery within a free delivery zone which the seller recognized during March 1942, the seller shall not charge for making the delivery.

(b) If the buyer requests delivery outside the free delivery zone which the seller recognized during March 1942 or if no free delivery zone was recognized by the seller in March 1942, the seller may make delivery charges not in excess of those made by him in March 1942 but if delivery is made by a common or contract carrier the seller shall not charge in excess of the actual freight paid.

(c) If the seller was not in business during March 1942, he may elect to establish a free delivery zone or to make delivery charges, or both, and any such delivery charges shall not be in excess of such charges made by his principal competitors in his community for delivery during March 1942, and subject to the limitations of this section.

(d) All additional charges for delivery shall be itemized separately on any sales slips furnished the buyer and record thereof shall be kept as required by section 8 of this order.

SEC. 6. *Discounts and allowances.* Each seller, subject to this order, must maintain his customary terms, discounts, and allowances on sales to each class of purchaser which he had in effect during March 1942.

SEC. 7. *Availability of order.* Every seller making a sale covered by this order shall, if requested by the purchaser, make available to the purchaser for inspection a copy of this order. Copies for this purpose may be obtained from the office of the Regional Administrator or from the Salt Lake City District Office of the Office of Price Administration.

SEC. 8. *Sales slips and records.* (a) Every seller covered by this order who has customarily given his customers a sales slip or other evidence of purchase must continue to do so. Upon request from a customer such seller, regardless of previous custom, shall give the purchaser a receipt showing the date, name and address of the seller and the purchaser, a description and the quantity of each item sold and the price received for it. If he customarily prepared his sales slips in more than one copy he must keep a duplicate copy of each sales slip delivered by him pursuant to this section. Such sales slips and records required to be kept by subsection (b) of this section shall be kept at the seller's principal place of business in the area and shall be made available for inspection by representatives of the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(b) Each seller making a sale of $10.00 or more, regardless of previous custom, must keep and retain at his principal place of business in the area covered by this order, records concerning each such sale covered by this order showing at least the following:

1. Name and address of buyer.
2. Date of transaction.
3. Place of delivery.
4. Complete description and quantity of each item sold and the price charged.
5. Any additional charges for delivery.

SEC. 9. *Prohibitions against sales at higher than maximum prices.* On and after the effective date of this order, regardless of any contract or other obligation, no person shall sell or offer to sell building or construction materials covered by this order at prices higher than the maximum prices established by this order.

SEC. 10. *Evasions.* (a) Any practice, scheme or device which results in a higher price to the purchaser of the specified commodities covered by this order than is permitted by this order shall be deemed to be a violation of this order and shall subject the seller to all the civil liabilities and the criminal penalties provided by the Emergency Price Control Act of 1942, as amended and extended.

(b) No seller shall as a part of the consideration or as a condition of a sale of the specified commodities covered by this order, secretly or otherwise receive, either directly or indirectly, any side payment, commission, fee, consideration or other thing of value whatsoever nor shall the seller, either directly or indirectly acquire or receive in addition to the maximum prices established by this order the benefit of any services, transportation agreements or other valuable thing, material or property.

(c) No seller shall eliminate or reduce in any form or manner any discount or allowance customarily offered in connection with the sale of the specified commodities covered by this order nor shall the seller lower the quality thereof below that called for the specifications or agreement with respect to the sale of the specified commodities covered by this order nor shall the seller in any manner make a delivery charge in excess of the amount provided in section 5 of the order.

(d) No seller shall by any of the foregoing plans, schemes or devices, or by any other plan, scheme or device receive or acquire or attempt to receive or acquire anything of value, service, valuable right, property or property right, money or other consideration whatsoever in addition to the maximum prices established in this order for the sale of the specified commodities covered by this order.

SEC. 11. *Less than maximum prices.* Prices lower than the maximum prices for sales covered by this order may, of course, be charged and paid.

SEC. 12. *Licensing.* The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this order. A seller's license may be suspended for violation of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

SEC. 13. *Revocation or amendment.* This order may be revoked, modified or amended at any time by the Price Administrator or by the Regional Administrator.

This Order No. G–23 shall become effective May 21, 1946.

Issued this 7th day of May 1946.

RICHARD Y. BATTERTON,
Regional Administrator.

TABLE I—CEMENT, LIME AND PLASTER

Item and unit	*Maximum retail selling prices*
Cement:	
Portland—paper sacks, per sack	$0.90
Quick-strength, per sack	1.35
Waterproof, per sack	1.35
Keene, per sack	2.50
Atlas or medusa white (regular), per sack	3.00
Atlas or medusa white (waterproof), per sack	3.25
Mortar: Brick cement, per sack	.90
Lime:	
Finishing—Ohio hydrated, per sack 50 lb	.80
Hydrated—Utah, per sack 50 lb	.80
Hydrated—Missouri, per sack 50 lb	.80
Quick-pulverized (Verifat and Cheshire), per sack 50 lb	.85
Quick-pulverized (Verifat and Cheshire), per sack 80 lb	1.30
Plaster:	
Hardwall, per sack 100 lb	.95
Plaster Paris—White, per sack 100 lb	1.30
Plaster—less than full sack quantities, per lb	.02
Gauging plaster, per sack 100 lb	1.05
Moulding and casting plaster, per sack 100 lb	1.30
Calcium chloride:	
Used for building purposes, per cwt. 100 lb. sack	3.50
Less than 100 lb. quantities, per lb	.05

TABLE II—LATH: GYPSUM AND METAL: CORNER BEADS AND EXPANSION CASINGS

Item and Unit	*Maximum retail selling prices*
Lath:	
Gypsum, per M sq. ft	$33.00
Metal lath—flat diamond mesh:	
2.5-lb. painted, per sq. yd	.37½
3.0-lb. painted, per sq. yd	.40
3.4-lb. painted, per sq. yd	.45
NOTE: Add for metal lath—self furring—1¢ per yd, over flat diamond mesh.	
Metal lath—flat rib:	
3.0-lb. painted, per sq. yd	.40
3.4-lb. painted, per sq. yd	.45
Metal—high rib:	
3.4 3/8" painted, per sq. yd	.45
NOTE: For copper bearing lath, add 1¢ per sq. yd.	
Corner bead:	
Expanded type, M lin. ft	50.00
Flat apron, M lin. ft	40.00
¾" Bull Nose Plain, M lin. ft	46.50
Corner lath:	
2" x 2", M lin. ft	30.00
3" x 3", M lin. ft	35.00

TABLE III—INSULATION MATERIALS, WALL BOARDS AND BUILDING PAPER

Item and unit	*Maximum retail selling prices*
Insulation board:	
½", per M sq. ft	$55.00
¾", per M sq. ft	45.00
For beveled edges—add, per M sq ft	5.00
Insulation tile:	
Under 16 x 32 x ½, per M sq. ft	66.00
16 x 32 x ½ and over, per M sq. ft	60.00
Insulation plank: ½", per M sq. ft	80.00
Insulation board ext. type:	
½" ext. sheeting, per M sq. ft	57.00
25/32" ext. sheeting, per M sq. ft	70.00
Insulation lath: ½", 16 x 48, 18 x 48, 24 x 48, per M sq. ft	55.00
Balsam wool sealed blankets:	
Standard, per M sq. ft	55.00
Double thick, per M sq. ft	75.00
Kimsul insulation:	
Commercial ½", per M sq. ft	35.00
Standard 1", per M sq. ft	42.50
Double thick 2", per M sq. ft	55.00
Mineral wool insulation:	
Semi-thick batts 15 x 48", per M sq. ft	$60.00
Full-thick batts 15 x 48", per M sq. ft	87.50
Handi-batts full thick 15 x 24", per M sq. ft	87.50
Jr. Batts 11½ x 15", per M sq. ft	87.50
Mineral wool blankets:	
1", per M sq. ft	50.00
2", per M sq. ft	65.00
3", per M sq. ft	91.00
Nodulated and loose wool in sacks:	
35 lb., per sack	1.70
38 lb., per sack	1.80
40 lb., per sack	1.90
Expanded mica, per sack of 4 cu. ft	1.20
Building paper:	
Red Resin—20 lb., per roll	1.25
Red Resin—30 lb., per roll	1.90
Sisalkraft, per 100 sq. ft	1.35
Presswood:	
⅛ x 48 x 72 and longer—plain, per M sq. ft	72.00
⅛ x 48 x 72 and longer—tempered, per M sq. ft	90.00
5/16 x 48 x 72 and longer—plain, per M sq. ft	90.00
5/16 x 48 x 72 and longer—tempered, per M sq ft	110.00
¼ x 48 x 72 and longer—plain, per M sq. ft	125.00
¼ x 48 x 72 and longer—tempered, per M sq. ft	145.00
⅛" tile board—tempered, per M sq. ft	125.00
Wallboard:	
Sheetrock—¼ x 48 x 72 and longer, per M sq. ft	40.00
Sheetrock—⅜ x 48 x 72 and longer, per M sq. ft	45.00
Sheetrock—½ x 48 x 72 and longer, per M sq. ft	50.00

TABLE IV—ROOFING MATERIALS AND ASBESTOS SIDING

Item and unit	*Maximum retail selling prices*
Felt:	
Asphalt and tarred:	
15 lb. 36" wide 324 sq. ft., per roll	$2.23
15 lb 36" wide 432 sq. ft., per roll	3.00
30 lb. 36" wide 216 sq. ft., per roll	3.24
Roll roofing:	
Smooth surfaced—1st grade:	
35 lb., per roll	1.86
45 lb., per roll	2.33
55 lb., per roll	2.84
65 lb., per roll	3.00
65 lb., Alumishield, per roll	4.65
Mineral surfaced:	
90 lb., per roll	3.05
Split roll 105 lb. diamond point hex. edge stag. edge, per roll	3.90
Shingles:	
Composition shingles: Std. Individual 250 lb., per square	9.50
Asphalt shingles:	
Hex. std. 3 tab 167 lb., per square	6.05
Thick butt 3 tab 12" 210 lb., per square	7.68
Asbestos shingles:	
Asbestos shingles 260–290 lb., per square	13.50
Siding—asbestos cement:	
Std. surf. hard std. colors (12 x 24) (12 x 27), per square	12.50
Std. surf. hard std. colors white or buff, per square	12.50
Extra hard surf. white (12 x 24) (12 x 27), per square	15.00
Siding—asphalt:	
Insulated brick, roll brick, per roll	6.50

TABLE V—METAL PRODUCTS

Item	Unit	Maximum retail selling prices: Painted	Maximum retail selling prices: Galvanized
Ridge roll:			
Plain 13" roll	Per 100 lin. ft.		$6.10
Plain 2" roll	Per 100 lin. ft.		6.90
Continuous hip: 5" girth, 10' length.	Per 100 lin. ft.		4.50
Valley tin:			
10" 28 ga.	Per 100 lin. ft.	$6.65	6.70
14" 28 ga.	Per 100 lin. ft.	9.45	10.00
20" 28 ga.	Per 100 lin. ft.	12.60	13.30
Hip shingles: 5" x 5"	Each		.04
Globe finials:			
For 1½" plain ridge roll.	Each		.50
For 2" plain ridge roll.	Each		.70
Ash pit doors:		*Steel*	*Cast*
8" x 8"	Each	$ 85	$1.20
10" x 12"	Each	1.35	2.10
Flashing shingles: 6" x 7".	Per 100		2.50

[F. R. Doc. 46-9419; Filed, June 3, 1946, 4:33 p. m.]

[Region VII Order G-24 Under Gen. Order 68]

BUILDING AND CONSTRUCTION MATERIALS IN SALT LAKE CITY, UTAH, AREA

Order No. G-24 under General Order No. 68. Maximum prices for retail sales of certain building and construction materials in the Salt Lake City, Utah, area. Docket No. 7-GO-68-24.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to the provisions of General Order 68, it is hereby ordered:

SECTION 1. *What this order does.* This Order No. G-24 under General Order 68 covers all retail sales by any seller, located in the Salt Lake City, Utah, area, herein designated as Utah Building Materials Area No. 1, of the specified building and construction materials listed in the tables annexed to and incorporated herein. The Salt Lake City, Utah, area for the purposes of this order includes all of Salt Lake City, Utah, and all of Salt Lake County, Utah, lying east of a line drawn from a point on the south boundary of the said County seven miles west of U. S. Highway 89, and extending north parallel to said highway to a point where that line intersects the north boundary of said county.

SEC. 2. *Definitions.* For the purposes of this order:

(a) "Retail sale" means a sale to an ultimate user or to a purchaser for resale on an installed basis.

(b) "Delivered sale" means the sale of any quantity of the building and construction materials covered by this order, delivered to any point designated by the purchaser.

(c) "Yard sale" means the sale of any quantity of the building and construction materials covered by this order delivered to the purchaser at the seller's yard, store or warehouse.

(d) "Building and construction materials" means the masonry, gypsum, and metal lath, insulation and wall board, roofing and siding, and metal products materials, as set forth in the annexed price tables incorporated in this order.

SEC. 3. *Relation to other regulations.* The maximum prices established by this Order No. G-24 supersede any maximum prices or pricing method previously established by any other regulation or order covering the commodities listed in the tables annexed to and incorporated herein. Except to the extent that they are inconsistent with the provisions of this order, all other provisions of the General Maximum Price Regulation or other applicable regulation or order shall continue to apply to retail sales covered by this order.

SEC. 4. *Authorized maximum prices.* Upon and after the effective date of this Order No. G-24, the maximum prices for the retail sales of the specified building and construction materials covered by this order shall be the prices listed in the tables annexed to and incorporated herein.

SEC. 5. *Delivery practices.* (a) Sales under this order may be made as yard sales or delivered sales. If the buyer requests delivery within a free delivery zone which the seller recognized during March 1942, the seller shall not charge for making the delivery.

(b) If the buyer requests delivery outside the free delivery zone which the seller recognized during March 1942 or if no free delivery zone was recognized by the seller in March 1942, the seller may make delivery charges not in excess of those made by him in March 1942 but if delivery is made by a common or contract carrier the seller shall not charge in excess of the actual freight paid.

(c) If the seller was not in business during March 1942, he may elect to establish a free delivery zone or to make delivery charges, or both, and any such delivery charges shall not be in excess of such charges made by his principal competitors in his community for delivery during March 1942, and subject to the limitations of this section.

(d) All additional charges for delivery shall be itemized separately on any sales slips furnished the buyer and record thereof shall be kept as required by section 8 of this order.

SEC. 6. *Discounts and allowances.* Each seller, subject to this order, must maintain his customary terms, discounts, and allowances on sales to each class of purchaser which he had in effect during March 1942.

SEC. 7. *Availability of order.* Every seller making a sale covered by this order shall, if requested by the purchaser, make available to the purchaser for inspection a copy of this order. Copies for this purpose may be obtained from the office of the Regional Administrator or from the Salt Lake City Office of the Office of Price Administration.

SEC. 8. *Sales slips and records.* (a) Every seller covered by this order who has customarily given his customers a sales slip or other evidence of purchase must continue to do so. Upon request from a customer such seller, regardless of previous custom, shall give the purchaser a receipt showing the date, name and address of the seller and the purchaser, a description and the quantity of each item sold and the price received for it. If he customarily prepared his sales slips in more than one copy he must keep a duplicate copy of each sales slip delivered by him pursuant to this section. Such sales slips and records required to be kept by subsection (b) of this section shall be kept at the seller's principal place of business in the area and shall be made available for inspection by representatives of the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(b) Each seller making a sale of $10.00 or more, regardless of previous custom, must keep and retain at his principal place of business in the area covered by this order, records concerning each such sale covered by this order showing at least the following:

1. Name and address of buyer.
2. Date of transaction.
3. Place of delivery.
4. Complete description and quantity of each item sold and the price charged.
5. Any additional charges for delivery.

SEC. 9. *Prohibitions against sales at higher than maximum prices.* On and after the effective date of this order, regardless of any contract or other obligation, no person shall sell or offer to sell building or construction materials covered by this order at prices higher than the maximum prices established by this order.

SEC. 10. *Evasions.* (a) Any practice, scheme or device which results in a higher price to the purchaser of the specified commodities covered by this order than is permitted by this order shall be deemed to be a violation of this order and shall subject the seller to all the civil liabilities and the criminal penalties provided by the Emergency Price Control Act of 1942, as amended and extended.

(b) No seller shall as a part of the consideration or as a condition of a sale of the specfied commodities covered by this order, secretly or otherwise receive, either directly or indirectly, any side payment, commission, fee, consideration or other thing of value whatsoever nor shall the seller, either directly or indirectly acquire or receive in addition to the maximum prices established by this order the benefit of any services, transportation agreements or other valuable thing, material or property.

(c) No seller shall eliminate or reduce in any form or manner any discount or allowance customarily offered in connection with the sale of the specified commodities covered by this order nor shall the seller lower the quality thereof below that called for by the specifications or agreement with respect to the sale of the specified commodities covered by this order nor shall the seller in any manner make a delivery charge in excess of the amount provided in section 5 of the order.

(d) No seller shall by any of the foregoing plans, schemes or devices, or by any other plan, scheme or device receive or acquire or attempt to receive or acquire anything of value, service, valuable right, property or property right, money or other consideration whatsoever in addition to the maximum prices established in this order for the sale of the specified commodities covered by this order.

SEC. 11. *Less than maximum prices.* Prices lower than the maximum prices for sales covered by this order may, of course, be charged and paid.

SEC. 12. *Licensing.* The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this order. A seller's license may be suspended for violation of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

SEC. 13. *Revocation or amendment.* This order may be revoked, modified or amended at any time by the Price Administrator or by the Regional Administrator.

This Order No. G-24 shall become effective May 22, 1946.

Issued this 8th day of May 1946.

RICHARD Y. BATTERTON,
Regional Administrator.

TABLE I—CEMENT, LIME AND PLASTER

Item and unit	*Maximum retail selling prices*
Cement:	
Portland:	
Paper sacks, per sack	$0.85
Cloth sacks, per sack	1.00
Quick-strength, per sack	1.25
Waterproof, per sack	1.25
Keene, per sack	1.75
Atlas or Medusa white:	
Regular, per sack	2.55
Waterproof, per sack	2.75
Mortar: Masonry—paper sack, per sack	.90
Lime:	
Finishing, Ohio hydrated, per sack, 50 lbs	.85
Hydrated:	
Utah, per sack, 50 lbs	.75
Missouri, per sack, 50 lbs	.80
Quick, pulverized (Verifat and Cheshire), per sack, 50 lbs	.80
Plaster:	
Hardwall, per sack, 100 lbs	.80
Plaster paris—white, per sack, 100 lbs	.95
Finishing and gauging plaster, per sack, 100 lbs	.90
Casting plaster	.95
Plaster in less than full sacks, per lb	.02
Calcium chloride:	
Used for building purposes, per 100-lb. sack	3.50
Less than 100-lb. quantities, per lb	.05

TABLE II—LATH: GYPSUM AND METAL: CORNER BEADS AND EXPANSION CASINGS

Item and unit	*Maximum retail selling prices*
Lath:	
Gypsum, per M sq. ft	$33.00
Metal lath—flat diamond mesh:	
2.5 painted, sq. yd	.31
3.0 painted, sq. yd	.34
3.4 lb. painted, sq. yd	.34
NOTE: Add for metal lath, self furring, 1 cent per yd. over flat diamond mesh.	
Metal lath—flat rib:	
2.75 lb. painted, sq. yd	.35
3.4 lb. painted, sq. yd	.36
Metal—high rib:	
3.0 3/8" painted, sq. yd	.35
3.4 3/8" painted, sq. yd	.36
NOTE: For copper bearing lath, add 1 cent per sq. yd.	
Corner bead:	
Expanded type, M lin. ft	41.00
Flat apron, M lin. ft	32.50
3/4" bull nose plain, M lin. ft	41.50
Corner lath:	
2" x 2", M lin. ft	24.00
3" x 3", M lin. ft	26.00

TABLE III—INSULATION MATERIALS, WALL BOARDS AND BUILDING PAPER

Item and unit	*Maximum retail selling prices*
Insulation Board:	
1/2" sq. edge, per M sq. ft	$55.00
3/4" sq. edge, per M sq. ft	45.00
For bevel edge, add per M sq. ft	5.00
Insulation tile:	
1/2 x 16 x 32 and under, per M sq. ft	69.00
16 x 32 x 1/2 and over, per M sq. ft	62.00
Insulation plank: 1/2", per M sq. ft	69.00
Insulation board ext. type:	
1/2" ext. sheeting, per M sq. ft	57.00
25/32" ext. sheeting, per M sq. ft	70.00
Insulation lath: 1/2"—16 x 48—18 x 48—24 x 48, per M sq. ft	55.00
Balsam wool sealed blankets:	
Standard, per M sq. ft	55.00
Double thick, per M sq. ft	75.00
Kimsul insulation:	
Commercial 1/2", per M sq. ft	35.00
Standard 1", per M sq. ft	42.50
Double thick 2", per M sq. ft	55.00
Mineral wool insulation:	
Semi-thick batts 15 x 48", per M sq. ft	60.00
Full-thick batts 15 x 48", per M sq. ft	87.50
Handi-batts full thick 15 x 24", per M sq. ft	87.50
Jr. batts 11 1/2 x 15", per M sq. ft	87.50
Mineral wool blankets:	
1", per M sq. ft	50.00
2", per M sq. ft	65.00
3", per M sq. ft	91.00
Nodulated and loose wool in sacks:	
35-lb., per sack	1.60
38-lb., per sack	1.70
40-lb., per sack	1.80
Expanded mica, per sack of 4 cu. ft	1.10
Building paper:	
Red resin—20-lb., per roll	1.40
30-lb., per roll	2.05
40-lb., per roll	2.70
Sisalkraft, per 100 sq. ft	1.25
Presswood:	
1/8 x 48 x 72 and longer:	
Plain, per M sq. ft	72.00
Tempered, per M sq. ft	90.00
5/16 x 48 x 72 and longer:	
Plain, per M sq. ft	90.00
Tempered, per M sq. ft	110.00
1/4 x 48 x 72 and longer:	
Plain, per M sq. ft	125.00
Tempered, per M sq. ft	145.00
Tile board, tempered 1/8", per M sq. ft	125.00

TABLE III—INSULATION MATERIALS, WALL BOARDS AND BUILDING PAPER—Con.

Item and unit	*Maximum retail selling prices*
Wallboard:	
Sheetrock:	
1/4 x 48 x 72 and longer, per M sq. ft	$40.00
3/8 x 48 x 72 and longer, per M sq. ft	45.00
1/2 x 48 x 72 and longer, per M sq. ft	50.00

TABLE IV—ROOFING MATERIALS AND ASBESTOS SIDING

Item and unit	*Maximum retail selling prices*
Felt:	
Asphalt and tarred:	
15 lb. 36" wide 324 sq. ft., per roll	$2.20
15 lb. 36" wide 432 sq. ft., per roll	3.00
30 lb. 36" wide 216 sq. ft., per roll	3.10
Roll roofing:	
Smooth surfaced—1st grade:	
35 lb. per roll	1.85
45 lb., per roll	2.15
55 lb., per roll	2.50
65 lb., per roll	2.80
65 lb. Alumishield, per roll	4.65
Mineral surfaced:	
90 lb., per roll	3.10
Split roll 105 lb. Diamond point hex. edge stag. edge, per roll	4.25
Shingles:	
Composition shingles: Std. individual 250 lb., per square	9.50
Asphalt shingles:	
Hex. Std. 3 tab. 167 lb., per square	5.90
Thick butt 3 tab 12" 210 lb., per square	8.00
Dutch lap—16 x 16, per square	5.25
Siding—Asbestos cement:	
Std. surf. hard std. colors, (12 x 24) (12 x 27), per square	11.95
Std. surf. hard std. colors, white or buff, per square	11.95
Extra hard surf. white, (12 x 24) (12 x 27), per square	14.40
Siding—Asphalt:	
Insulated Brick, roll brick, per roll	5.75

TABLE V—METAL PRODUCTS

Item and unit	*Maximum retail selling prices* [1]
Ridge roll:	
Plain 1 1/2" roll, per 100 lin. ft	$6.10
Plain 2" roll, per 100 lin. ft	6.90
Continuous hip: 5" girth 10' length, per lin. ft	.045
Valley tin:	
10" 28 ga., per 100 lin. ft	6.70
14" 28 ga., per 100 lin. ft	10.00
20" 28 ga., per 100 lin. ft	13.50
Hip shingles: 5" x 9", each	.04
Ridge shingles: 9" x 14", each	.11
Globe finials:	
For 1 1/2" plain ridge roll, each	.35
For 2" plain ridge roll, each	.40
Ash pit doors:	
8" x 8", cast iron, each	1.00
10" x 12", cast iron, each	1.50
Flashing shingles: 5" x 7", per 100	2.15

[1] Galvanized.

[F. R. Doc. 46-9420; Filed, June 3, 1946; 4:34 p. m.]

[Region VII Order G-25, Under Gen. Order 68]

BUILDING AND CONSTRUCTION MATERIALS IN GREELEY-FORT COLLINS, COLO., AREA

Order No. G-25 under General Order 68. Maximum prices for retail sales of certain building and construction materials in the Greeley-Fort Collins, Colorado, Area. Docket No. 7-GO 68-25.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to the provisions of General Order 68, it is hereby ordered:

SECTION 1. *What this order does.* This Order No. G-25 under General Order 68 covers all retail sales by any seller, located in the Greeley-Fort Collins, Colorado area, herein designated as Colorado Building Materials Area No. 8, of the specified building and construction materials listed in the tables annexed to and incorporated herein. The Greeley-Fort Collins, Colorado area for the purposes of this order includes all of the cities of Greeley and Fort Collins, Colorado, and all of Weld and Larimer Counties, Colorado, except the town of Estes Park in Larimer County.

SEC. 2. *Definitions.* For the purposes of this order:

(a) "Retail sale" means a sale to an ultimate user or to a purchaser for resale on an installed basis.

(b) "Delivered sale" means the sale of any quantity of the building and construction materials covered by this order, delivered to any point designated by the purchaser.

(c) "Yard sale" means the sale of any quantity of the building and construction materials covered by this order delivered to the purchaser at the seller's yard, store or warehouse.

(d) "Building and construction materials" means the masonry, gypsum and metal lath, insulation and wall board, roofing and siding, and metal products materials, as set forth in the annexed price tables incorporated in this order.

SEC. 3. *Relation to other regulations.* The maximum prices established by this Order No. G-25 supersede any maximum prices or pricing method previously established by any other regulation or order covering the commodities listed in the tables annexed to and incorporated herein. Except to the extent that they are inconsistent with the provisions of this order, all other provisions of the General Maximum Price Regulation or other applicable regulation or order shall continue to apply to retail sales covered by this order.

SEC. 4. *Authorized maximum prices.* Upon and after the effective date of this Order No. G-25, the maximum prices for the retail sales of the specified building and construction materials covered by this order shall be the prices listed in the tables annexed to and incorporated herein.

SEC. 5. *Delivery practices.* (a) Sales under this order may be made as yard sales or delivered sales. If the buyer requests delivery within a free delivery zone which the seller recognized during March 1942, the seller shall not charge for making the delivery.

(b) If the buyer requests delivery outside the free delivery zone which the seller recognized during March 1942 or if no free delivery zone was recognized by the seller in March 1942, the seller may make delivery charges not in excess of those made by him in March 1942 but if delivery is made by a common or contract carrier the seller shall not charge in excess of the actual freight paid.

(c) If the seller was not in business during March 1942, he may elect to establish a free delivery zone or to make delivery charges, or both, and any such delivery charges shall not be in excess of such charges made by his principal competitors in his community for delivery during March 1942, and subject to the limitations of this section.

(d) All additional charges for delivery shall be itemized separately on any sales slips furnished the buyer and record thereof shall be kept as required by section 8 of this order.

SEC. 6. *Discounts and allowances.* Each seller, subject to this order, must maintain his customary terms, discounts, and allowances on sales to each class of purchaser which he had in effect during March 1942.

SEC. 7. *Availability of order.* Every seller making a sale covered by this order shall, if requested by the purchaser, make available to the purchaser for inspection a copy of this order. Copies for this purpose may be obtained from the office of the Regional Administrator or from the Denver District Office of the Office of Price Administration.

SEC. 8. *Sales slips and records.* (a) Every seller covered by this order who has customarily given his customers a sales slip or other evidence of purchase must continue to do so. Upon request from a customer such seller, regardless of previous custom, shall give the purchaser a receipt showing the date, name and address of the seller and the purchaser, a description and the quantity of each item sold and the price received for it. If he customarily prepared his sales slips in more than one copy he must keep a duplicate copy of each sales slip delivered by him pursuant to this section. Such sales slips and records required to be kept by subsection (b) of this section shall be kept at the seller's principal place of business in the area and shall be made available for inspection by representatives of the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(b) Each seller making a sale of $10.00 or more, regardless of previous custom, must keep and retain at his principal place of business in the area covered by this order, records concerning each such sale covered by this order showing at least the following:

1. Name and address of buyer.
2. Date of transaction.
3. Place of delivery.
4. Complete description and quantity of each item sold and the price charged.
5. Any additional charges for delivery.

SEC. 9. *Prohibitions against sales at higher than maximum prices.* On and after the effective date of this order, regardless of any contract or other obligation, no person shall sell or offer to sell building or construction materials covered by this order at prices higher than the maximum prices established by this order.

SEC. 10. *Evasions.* (a) Any practice, scheme or device which results in a higher price to the purchaser of the specified commodities covered by this order than is permitted by this order shall be deemed to be a violation of this order and shall subject the seller to all the civil liabilities and the criminal penalties provided by the Emergency Price Control Act of 1942, as amended and extended.

(b) No seller shall as a part of the consideration or as a condition of a sale of the specified commodities covered by this order, secretly or otherwse receive, either directly or indirectly, any side payment, commission, fee, consideration or other thing of value whatsoever nor shall the seller, either directly or indirectly acquire or receive in addition to the maximum prices established by this order the benefit of any services, transportation agreements or other valuable thing, material or property.

(c) No seller shall eliminate or reduce in any form or manner any discount or allowance customarily offered in connection with the sale of the specified commodities covered by this order nor shall the seller lower the quality thereof below that called for by the specifications or agreement with respect to the sale of the specified commodities covered by this order nor shall the seller in any manner make a delivery charges in excess of the amount provided in section 5 of the order.

(d) No seller shall by any of the foregoing plans, schemes or devices, or by any other plan, scheme or device receive or acquire or attempt to receive or acquire anything of value, service, valuable right, property or property right, money or other consideration whatsoever in addition to the maximum prices established in this order for the sale of the specified commodities covered by this order.

SEC. 11. *Less than maximum prices.* Prices lower than the maximum prices for sales covered by this order may, of course, be charged and paid.

SEC. 12. *Licensing.* The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this order. A seller's license may be suspended for violation of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

SEC. 13. *Revocation or amendment.* This order may be revoked, modified or amended at any time by the Price Administrator or by the Regional Administrator.

This Order No. G-25 shall become effective June 1, 1946.

Issued this 16th day of May 1946.

HAROLD O. HILL,
Acting Regional Administrator.

TABLE I—CEMENT, LIME AND PLASTER

Item and unit	*Maximum retail selling prices*
Cement:	
Portland—paper sacks, per sack	$0.85
Portland—cloth sacks, per sack	1.00
Quick-strength, per sack	1.10
Waterproof, per sack	1.10
Keene, per sack	2.50
Atlas or duro white, per sack	3.25
Oriental white, per sack	3.00
Mortar: Masonry—paper sack, per sack	.80
Lime:	
Finishing—Ohio hydrated, per sack 50 lbs	.75
Hydrated—Colorado, per sack 50 lbs	.75
Hydrated—Missouri, per sack 50 lbs	.75
Pebble, per sack 80 lbs	1.30
Quick-pulverized (verifat and cheshire), per sack 50 lbs	1.30
Oriental white, per sack 80 lbs	1.20
Less than sack quantities, per lb	.02
Plaster:	
Hardwall, per sack 100 lbs	.90
Gauging plaster, per sack 100 lbs	.90
Plaster paris—white, per sack 100 lbs	.90
Less than sack quantities, per lb	.02
Calcium chloride:	
Used for building purposes, per cwt. 100 lb sack	3.50
Less than 100 lb. quantities, per lb	.05

TABLE II—LATH: GYPSUM AND METAL: CORNER BEADS AND EXPANSION CASINGS

Item and unit	*Maximum retail selling prices*
Lath:	
Gypsum, per M sq. ft	$33.00
Metal lath—flat diamond mesh:	
2.5 lb. painted, sq. yd	.30
3.4 lb. painted, sq. yd	.34
3.4 lb. galvanized, sq. yd	.38
NOTE: Add for metal lath—self furring—1¢ per yd. over flat diamond mesh.	
Metal lath—flat rib:	
2.75 lb. painted, sq. yd	.30
3.4 lb. painted, sq. yd	.34
Metal—high rib: 3.4 3/8" painted, sq. yd	.38
NOTE: For copper bearing lath, add 1¢ per sq. yd.	
Corner bead:	
Expanded type, M lin. ft	60.00
Flat apron, M lin. ft	50.00
3/4" bull nose plain, M lin. ft	45.00
All expansion casing: 1/4 round (bull nose—O. G. or square edge), M lin. ft	90.00
Corner lath:	
2" x 2", M lin. ft	35.00
3" x 3", M lin. ft	40.00

TABLE III—INSULATION MATERIALS, WALL BOARDS AND BUILDING PAPER

Item and unit	*Maximum retail selling prices*
Insulation board:	
1/2", per M sq. ft	$50.00
3/4", per M sq. ft	42.50
Insulation tile:	
Under 16 x 32 x 1/2, per M sq. ft	67.50
16 x 32 x 1/2 and over, per M sq. ft	65.00
Insulation plank:	
1/2", per M sq. ft	67.50
Insulation board ext. type;	
1/2" ext. sheeting, per M sq. ft	57.50
25/32" ext. sheeting, per M sq. ft	70.00
Insulation lath:	
1/2"—16 x 48—18 x 48—24 x 48, per M sq. ft	50.00
Balsam wool sealed blankets:	
Standard, per M sq ft	50.00
Double thick, per M sq. ft	67.50
Wall thick, per M sq ft	90.00

TABLE III—INSULATION MATERIALS, WALL BOARDS AND BUILDING PAPER—Con.

Item and unit	*Maximum retail selling prices*
Kimsul insulation:	
Commercial ½", per M sq. ft	$40.00
Standard 1", per M sq. ft	47.00
Double thick 2", per M sq. ft	55.00
Mineral wool insulation:	
Semithick batts 15 x 48", per M sq. ft	55.00
Full-thick batts 15 x 48", per M sq. ft	75.00
Handi-batts full thick 15 x 24", per M sq. ft	75.00
Jr. batts 11½ x 15", per M sq. ft	75.00
Mineral wool blankets:	
1", per M sq. ft	46.00
2", per M sq. ft	57.00
3", per M sq. ft	80.00
Nodulated and loose wool in sacks:	
35-lb., per sack	1.60
38-lb., per sack	1.75
40-lb., per sack	1.80
Expanded mica, 4 cu. ft	1.15
Building paper:	
Red resin, 20-lb., per roll	1.25
Red resin, 30-lb., per roll	1.75
Red resin, 40-lb., per roll	2.25
Sisalkraft, per hundred sq. ft	1.25
Presswood:	
⅛ x 48 x 72 and longer—plain, per M sq. ft	80.00
⅛ x 48 x 72 and longer, tempered, per M sq. ft	100.00
3/16 x 48 x 72 and longer, plain, per M sq. ft	100.00
3/16 x 48 x 72 and longer, tempered, per M sq. ft	120.00
Wallboard:	
Sheetrock, ¼ x 48 x 72 and longer, per M sq. ft	40.00
Sheetrock, ⅜ x 48 x 72 and longer, per M sq. ft	50.00
Sheetrock, ½ x 48 x 72 and longer, per M sq. ft	55.00

[1] This includes increase allowed in Amend. 40 to Order 1 to MPR 592, effective May 3, 1946.

TABLE IV—ROOFING MATERIALS AND ASBESTOS SIDING

Item and unit	*Maximum retail selling prices*
Felt:	
Asphalt and tarred:	
15# 36" wide 432 sq. ft., per roll	$3.15
30# 36" wide 216 sq. ft., per roll	3.15
Roll roofing:	
Smooth surfaced—1st grade:	
35#, per roll	1.65
45#, per roll	2.10
55#, per roll	2.50
65#, per roll	3.25
Mineral surfaced:	
90#, per roll	3.00
Split roll 105# diamond point—hex. edge stag. edge, per roll	3.90
Shingles:	
Composition shingles: Std. individual 250 #, per square	8.65
Asphalt shingles:	
Hex. std. 3 tab 167#, per square	5.85
Thick butt 3 tab 12" 210#, per square	7.55
Asbestos shingles:	
Asbestos-shingles 260–290#, per square	11.75
Dutch lap 16 x 16, per square	12.30
Siding—asbestos cement:	
Std. surf. hard std. colors (12 x 24) (12 x 27), per square	10.50
Std. surf. hard std. colors, white or buff, per square	10.75
Extra hard surf. white (12 x 24) (12 x 27), per square	12.75
Siding—asphalt:	
Insulated brick:	
14⅜ x 43 x ⅞, per square	14.00
13⅞ x 43 x ⅛ 14 x 43", per square	14.00
Roll brick, per roll	4.50

TABLE V—METAL PRODUCTS

Item	Unit	Maximum retail selling prices: Painted	Maximum retail selling prices: Galvanized
Ridge roll:			
Plain 11½" roll	Per lin. ft		$0.06
Plain 2" roll	Per lin. ft		.07
Continuous hip: 5" girth, 10' length.	Per lin. ft		.05
Valley tin:			
10" 28 ga	Per 100 lin. ft	$8.00	8.00
14" 28 ga	Per 100 lin. ft	12.00	12.00
20" 28 ga	Per 100 lin. ft	15.00	16.00
Hip shingles: 5" x 9"	Each		.04
Ridge shingles: 9" x 14".	Each		.11
Globe finals:			
For 1½" plain ridge roll.	Each		.35
For 2" plain ridge roll.	Each		.40
		Welded angle	Pressed steel
Ash pit doors:			
8" x 8"	Each	$1.25	$1.00
10" x 12"	Each	2.00	1.50
Flashing shingles: 5" x 7".	Per 100		2.25

[F. R. Doc. 46-9421; Filed, June 3, 1946; 4:35 p. m.]

[Region VII Order G-26, Under Gen. Order 68]

BUILDING AND CONSTRUCTION MATERIALS IN PROVO, UTAH, AREA

Order No. G-26 under General Order No. 68. Maximum prices for retail sales of certain building and construction materials in the Provo, Utah, Area. Docket No. 7-GO 68-26.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to the provisions of General Order 68, it is hereby ordered:

SECTION 1. *What this order does.* This Order No. G-26 covers all retail sales by any seller, located in the Provo, Utah, area, herein designated as Utah Building Materials Area No. 3, of the specified building and construction materials listed in the tables annexed to and incorporated herein. The Provo, Utah, area for the purposes of this order includes all of the City of Provo, Utah, and all of Utah County, Utah, except that portion of said county lying south of a line extending in an east-west direction two miles south of the city limits of Springville.

SEC. 2. *Definitions.* For the purposes of this order:

(a) "Retail sale" means a sale to an ultimate user or to a purchaser for resale on an installed basis.

(b) "Delivered sale" means the sale of any quantity of the building and construction materials covered by this order, delivered to any point designated by the purchaser.

(c) "Yard sale" means the sale of any quantity of the building and construction materials covered by this order delivered to the purchaser at the seller's yard, store or warehouse.

(d) "Building and construction materials" means the masonry, gypsum, and metal lath, insulation and wall board, roofing and siding, and metal products materials, as set forth in the annexed price tables incorporated in this order.

SEC. 3. *Relation to other regulations.* The maximum prices established by this Order No. G-26 supersede any maximum prices or pricing method previously established by any other regulation or order covering the commodities listed in the tables annexed to and incorporated herein. Except to the extent that they are inconsistent with the provisions of this order, all other provisions of the General Maximum Price Regulation or other applicable regulation or order shall continue to apply to retail sales covered by this order.

SEC. 4. *Authorized maximum prices.* Upon and after the effective date of this Order No. G-26, the maximum prices for the retail sales of the specified building and construction materials covered by this order shall be the prices listed in the tables annexed to and incorporated herein.

SEC. 5. *Delivery practices.* (a) Sales under this order may be made as yard sales or delivered sales. If the buyer requests delivery within a free delivery zone which the seller recognized during March 1942, the seller shall not charge for making the delivery.

(b) If the buyer requests delivery outside the free delivery zone which the seller recognized during March 1942 or if no free delivery zone was recognized by the seller in March 1942, the seller may make delivery charges not in excess of those made by him in March 1942 but if delivery is made by a common or contract carrier the seller shall not charge in excess of the actual freight paid.

(c) If the seller was not in business during March 1942, he may elect to establish a free delivery zone or to make delivery charges, or both, and any such delivery charges shall not be in excess of such charges made by his principal competitors in his community for delivery during March 1942, and subject to the limitations of this section.

(d) All additional charges for delivery shall be itemized separately on sales slips furnished the buyer and record thereof shall be kept as required by section 8 of this order.

SEC. 6. *Discounts and allowances.* Each seller, subject to this order, must maintain his customary terms, discounts, and allowances on sales to each class of purchaser which he had in effect during March 1942.

SEC. 7. *Availability of order.* Every seller making a sale covered by this order shall, if requested by the purchaser, make available to the purchaser for inspection a copy of this order. Copies for this purpose may be obtained from the office of the Regional Administrator or from the Salt Lake City District Office of the Office of Price Administration.

SEC. 8. *Sales slips and records.* (a) Every seller covered by this order who has customarily given his customers a sales slip or other evidence of purchase must continue to do so. Upon request from a customer such seller, regardless of previous custom, shall give the purchaser a receipt showing the date, name and address of the seller and the purchaser, a description and the quantity of each item sold and the price received for it. If he customarily prepared his sales slips in more than one copy he must keep a duplicate copy of each sales slip delivered by him pursuant to this section. Such sales slips and records required to be kept by subsection (b) of this section shall be kept at the seller's principal place of business in the area and shall be made available for inspection by representatives of the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(b) Each seller making a sale of $10.00 or more, regardless of previous custom, must keep and retain at his principal place of business in the area covered by this order, records concerning each such sale covered by this order showing at least the following:

1. Name and address of buyer.
2. Date of transaction.
3. Place of delivery.
4. Complete description and quantity of each item sold and the price charged.
5. Any additional charges for delivery.

SEC. 9. *Prohibitions against sales at higher than maximum prices.* On and after the effective date of this order, regardless of any contract or other obligation, no person shall sell or offer to sell building or construction materials covered by this order at prices higher than the maximum prices established by this order.

SEC. 10. *Evasions.* (a) Any practice, scheme or device which results in a higher price to the purchaser of the specified commodities covered by this order than is permitted by this order shall be deemed to be a violation of this order and shall subject the seller to all the civil liabilities and the criminal penalties provided by the Emergency Price Control Act of 1942, as amended and extended.

(b) No seller shall as a part of the consideration or as a condition of a sale of the specified commodities covered by this order, secretly or otherwise receive, either directly or indirectly, any side payment, commission, fee, consideration or other thing of value whatsoever nor shall the seller, either directly or indirectly acquire or receive in addition to the maximum prices established by this order the benefit of any services, transportation agreements or other valuable thing, material or property.

(c) No seller shall eliminate or reduce in any form or manner any discount or allowance customarily offered in connection with the sale of the specified commodities covered by this order nor shall the seller lower the quality thereof below that called for by the specifications or agreement with respect to the sale of the specified commodities covered by this order nor shall the seller in any manner make a delivery charge in excess of the amount provided in section 5 of the order.

(d) No seller shall by any of the foregoing plans, schemes or devices, or by any other plan, scheme or device receive or acquire or attempt to receive or acquire anything of value, service, valuable right, property or property right, money or other consideration whatsoever in addition to the maximum prices established in this order for the sale of the specified commodities covered by this order.

SEC. 11. *Less than maximum prices.* Prices lower than the maximum prices for sales covered by this order may, of course, be charged and paid.

SEC. 12. *Licensing.* The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this order. A seller's license may be suspended for violation of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

SEC. 13. *Revocation or amendment.* This order may be revoked, modified or amended at any time by the Price Administrator or by the Regional Administrator.

This Order No. G-26 shall become effective June 1, 1946.

Issued this 16th day of May 1946.

HAROLD O. HILL,
Acting Regional Administrator.

TABLE I—CEMENT, LIME AND PLASTER

Item and unit	*Maximum retail selling prices*
Cement:	
Portland:	
Paper sacks, per sack	$0.90
Cloth sacks, per sack	1.10
Quick-Strength, per sack	1.30
Waterproof, per sack	1.30
Keene, per sack	2.00
Atlas or Medusa white, per sack	2.80
Waterproof, per sack	3.00
Mortar: Masonry—paper sack, per sack	.95
Lime:	
Finishing—Ohio hydrated, per sack, 50 lbs	.90
Hydrated, per sack, 50 lbs	.90
Hydrated—Missouri, per sack, 50 lbs	.90
Quick-pulverized (Verifat and Cheshire), per sack, 50 lbs	.90
Plaster:	
Hardwall, per sack, 100 lbs	.85
Gauging plaster, per sack, 100 lbs	.95
Moulding and casting plaster, per sack, 100 lbs	1.00
Plaster in less than sack quantities, per lb	.02
Calcium chloride:	
Used for building purposes, per cwt., 100-lb. sack	4.00
Less than 100 lb. quantities, per lb	.05

TABLE II—LATH: GYPSUM AND METAL; CORNER BEADS AND EXPANSION CASINGS

Item and unit	*Maximum retail selling prices*
Lath:	
Gypsum, per M sq. ft	$33.00
Metal lath—flat diamond mesh:	
2.5 lb. painted, sq. yd	.36
3.0 lb. painted, sq. yd	.38
3.4 lb. galvanized, sq. yd	.42
NOTE: Add for metal lath, self furring, 1 cent per yd. over flat diamond mesh.	
Metal lath—flat rib:	
2.75 lb. painted, sq. yd	.37
3.4 lb. painted, sq. yd	.41

TABLE II—LATH: GYPSUM AND METAL: CORNER BEADS AND EXPANSION CASINGS—Con.

Item and unit	*Maximum retail selling prices*
Lath—Continued.	
Metal—high rib: 3.4 3/8" painted, sq. yd	$0.42
NOTE: For copper bearing lath, add 1 cent per sq. yd.	
Corner bead:	
Expanded type, M lin. ft	50.00
Flat apron, M lin. ft	40.00
¾" bull nose plain, M lin. ft	60.00
Corner lath:	
2" x 2", M lin. ft	26.00
3" x 3", M lin. ft	28.00

TABLE III—INSULATION MATERIALS, WALL BOARDS AND BUILDING PAPER

Item and unit	*Maximum retail selling prices*
Insulation board:	
½", per M sq. ft	$55.00
3/8", per M sq. ft	45.00
For beveled edge—Add per M sq. ft	5.00
Insulation tile:	
Below ½ x 16 x 32, per M sq. ft	69.00
16 x 32 x ½ and over, per M sq. ft	65.00
Insulation plank: ½", per M sq. ft	69.00
Insulation board ext. type:	
½" ext. sheeting, per M sq. ft	58.50
25/32" ext. sheeting [1], per M sq. ft	74.00
Insulation lath: ½"-16 x 48-18 x 48-24 x 48, per M sq. ft	55.00
Balsam wool sealed blankets:	
Standard, per M sq. ft	55.00
Double thick, per M sq. ft	77.50
Kimsul insulation:	
Commercial ½", per M sq. ft	38.00
Standard 1", per M sq. ft	43.50
Double thick 2", per M sq. ft	52.50
Mineral wool insulation:	
Semi-thick batts 15 x 48", per M sq. ft	60.00
Full-thick batts 15 x 48", per M sq. ft	87.50
Handi-batts full thick 15 x 24", per M sq. ft	87.50
Jr. batts 11½ x 15", per M sq. ft	87.50
Mineral wool blankets:	
1", per M sq. ft	50.00
2", per M sq. ft	66.00
3", per M sq. ft	91.00
Nodulated and loose wool in sacks:	
35-lb., per sack	1.70
38-lb., per sack	1.80
40-lb., per sack	1.90
Expanded mica, per sack, 4 cu. ft	1.18
Building paper:	
Red resin:	
20-lb., per roll	1.50
30-lb., per roll	2.30
40-lb., per roll	3.00
Sisalkraft, per roll	1.35
Presswood:	
⅛ x 48 x 72 and longer:	
Plain, per M sq. ft	80.00
Tempered, per M sq. ft	100.00
3/16 x 48 x 72 and longer:	
Plain, per M sq. ft	100.00
Tempered, per M sq. ft	120.00
¼ x 48 x 72 and longer:	
Plain, per M sq. ft	130.00
Tempered, per M sq. ft	145.00
⅛ x 48 x 72 and longer, tile board—tempered, per M sq. ft	130.00
Wallboard:	
Sheetrock:	
¼ x 48 x 72 and longer, per M sq. ft	40.00
⅜ x 48 x 72 and longer, per M sq. ft	45.00
½ x 48 x 72 and longer, per M sq. ft	50.00

[1] This price includes the increase allowed in Am. 40 to Order 1 of MPR 592, effective May 3, 1946.

TABLE IV—ROOFING MATERIALS AND ASBESTOS SIDING

Item and unit	*Maximum retail selling prices*
Felt:	
Asphalt and tarred:	
15-lb., 36" wide, 324 sq. ft., per roll	$2.40
15-lb., 36" wide, 432 sq. ft., per roll	3.20
30-lb., 36" wide, 216 sq. ft., per roll	3.45
Roll roofing:	
Smooth surfaced—1st grade:	
35-lb., per roll	1.85
45-lb., per roll	2.30
55-lb., per roll	2.50
65-lb., per roll	3.45
75-lb., per roll	3.75
65-lb., alumishield, per roll	4.65
Mineral surfaced:	
90-lb., per roll	3.10
Split roll 105-lb., diamond point—hex. edge, stag. edge, per roll	4.25
Shingles:	
Composition shingles—Std. individual 250-lb., per square	10.50
Asphalt shingles:	
Hex. std. 3-tab, 167-lb., per square	6.85
Thick butt, 3-tab, 12", 210-lb., per square	8.00
Asbestos shingles: Dutch lap, 16 x 16", per square	14.50
Siding—asbestos cement:	
Std. surf. hard std. colors (12 x 24") (12 x 27"), per square	11.95
Std. surf. hard std. colors, white or buff, per square	11.95
Extra hard surf. white (12 x 24"), (12 x 27"), per square	14.40
Siding—Asphalt: Roll brick, per roll	5.75

TABLE V—METAL PRODUCTS

Item and unit	*Maximum retail selling prices* [1]
Ridge roll:	
Plain 1½" roll, per lin. ft	$0.07½
Plain 2" roll, per lin. ft	.08½
Continuous hip: 5" girth 10' length, per lin. ft	.04½
Valley tin:	
10" 28 ga., per 100 lin. ft	10.00
14" 28 ga., per 100 lin. ft	12.00
20" 28 ga., per 100 lin. ft	17.00
Hip shingles, 5" x 9", each	.04½
Ridge shingles, 9" x 14", each	.11
Ash pit doors:	
8" x 8", cast iron, each	1.00
10" x 12", cast iron, each	1.50
Flashing shingles: 5" x 7", per 100	[2] 3.00

[1] Galvanized.
[2] Painted, $2.50.

[F. R. Doc. 46-9422; Filed, June 3, 1946; 4:35 p. m.]

[Region VII Order G-27 Under Gen. Order 68]

BUILDING AND CONSTRUCTION MATERIALS IN POCATELLO, IDAHO, AREA

Order No. G-27 under General Order 68. Maximum prices for retail sales of certain building and construction materials in the Pocatello, Idaho, area. Docket No. 7-GO 68-27.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to the provisions of General Order 68, it is hereby ordered:

SECTION 1. *What this order does.* This Order No. G-27 under General Order 68 covers all retail sales by any seller, located in the Pocatello, Idaho, area, herein designated as Idaho Building Materials Area No. 2, of the specified building and construction materials listed in the tables annexed to and incorporated herein. The Pocatello, Idaho area for the purposes of this order includes all of the City of Pocatello, Idaho, all of Power County, Idaho, all of Bingham County, Idaho, lying south of an east-west line drawn five miles north of Blackfoot but not including the city of Aberdeen, and all of Bannock County, Idaho lying north of an east-west line drawn five miles south of the town of Inkom in said Bannock County.

SEC. 2. *Definitions.* For the purposes of this order:

(a) "Retail sale" means a sale to an ultimate user or to a purchaser for resale on an installed basis.

(b) "Delivered sale" means the sale of any quantity of the building and construction materials covered by this order, delivered to any point designated by the purchaser.

(c) "Yard sale" means the sale of any quantity of the building and construction materials covered by this order delivered to the purchaser at the seller's yard, store or warehouse.

(d) "Building and construction materials" means the masonry, gypsum and metal lath, insulation and wall board, roofing and siding, and metal products materials, as set forth in the annexed price tables incorporated in this order.

SEC. 3. *Relation to other regulations.* The maximum prices established by this Order No. G-27 supersede any maximum prices or pricing methods previously established by any other regulation or order covering the commodities listed in the tables annexed to and incorporated herein. Except to the extent that they are inconsistent with the provisions of this order, all other provisions of the General Maximum Price Regulation or other applicable regulation or order shall continue to apply to retail sales covered by this order.

SEC. 4. *Authorized maximum prices.* Upon and after the effective date of this Order No. G-27, the maximum prices for the retail sales of the specified building and construction materials covered by this order shall be the prices listed in the tables annexed to and incorporated herein.

SEC. 5. *Delivery practices.* (a) Sales under this order may be made as yard sales or delivered sales. If the buyer requests delivery within a free delivery zone which the seller recognized during March 1942 the seller shall not charge for making the delivery.

(b) If the buyer requests delivery outside the free delivery zone which the seller recognized during March 1942 or if no free delivery zone was recognized by the seller in March 1942, the seller may make delivery charges not in excess of those made by him in March 1942 but if delivery is made by a common or contract carrier the seller shall not charge in excess of the actual freight paid.

(c) If the seller was not in business during March 1942, he may elect to establish a free delivery zone or to make delivery charges, or both, and any such delivery charges shall not be in excess of such charges made by his principal competitors in his community for delivery during March 1942, and subject to the limitations of this section.

(d) All additional charges for delivery shall be itemized separately on any sales slips furnished the buyer and record thereof shall be kept as required by section 8 of this order.

SEC. 6. *Discounts and allowances.* Each seller, subject to this order, must maintain his customary terms, discounts, and allowances on sales to each class of purchaser which he had in effect during March 1942.

SEC. 7. *Availability of order.* Every seller making a sale covered by this order shall, if requested by the purchaser, make available to the purchaser for inspection a copy of this order. Copies for this purpose may be obtained from the office of the Regional Administrator or from the Boise District Office of the Office of Price Administration.

SEC. 8. *Sales slips and records.* (a) Every seller covered by this order who has customarily given his customers a sales slip or other evidence of purchase must continue to do so. Upon request from a customer such seller, regardless of previous custom, shall give the purchaser a receipt showing the date, name and address of the seller and the purchaser, a description and the quantity of each item sold and the price received for it. If he customarily prepared his sales slips in more than one copy he must keep a duplicate copy of each sales slip delivered by him pursuant to this section. Such sales slips and records required to be kept by subsection (b) of this section shall be kept at the seller's principal place of business in the area and shall be made available for inspection by representatives of the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(b) Each seller making a sale of $10.00 or more, regardless of previous custom, must keep and retain at his principal place of business in the area covered by this order, records concerning each such sale covered by this order showing at least the following:

1. Name and address of buyer.
2. Date of transaction.
3. Place of delivery.
4. Complete description and quantity of each item sold and the price charged.
5. Any additional charges for delivery.

SEC. 9. *Prohibitions against sales at higher than maximum prices.* On and after the effective date of this order, regardless of any contract or other obligation, no person shall sell or offer to sell building or construction materials covered by this order at prices higher than the maximum prices established by this order.

SEC. 10. *Evasions.* (a) Any practice, scheme or device which results in a higher price to the purchaser of the specified commodities covered by this order than is permitted by this order shall be deemed to be a violation of this order and shall subject the seller to all the civil liabilities and the criminal penalties provided by the Emergency Price Control Act of 1942, as amended and extended.

(b) No seller shall as a part of the consideration or as a condition of a sale of the specified commodities covered by this order, secretly or otherwise receive, either directly or indirectly, any side payment, commission, fee, consideration or other thing of value whatsoever nor shall the seller, either directly or indirectly, acquire or receive in addition to the maximum prices established by this order the benefit of any services, transportation agreements or other valuable thing, material or property.

(c) No seller shall eliminate or reduce in any form or manner any discount or allowance customarily offered in connection with the sale of the specified commodities covered by this order nor shall the seller lower the quality thereof below that called for by the specifications or agreement with respect to the sale of the specified commodities covered by this order nor shall the seller in any manner make a delivery charge in excess of the amount provided in section 5 of the order.

(d) No seller shall by any of the foregoing plans, schemes or devices, or by any other plan, scheme or device receive or acquire or attempt to receive or acquire anything of value, service, valuable right, property or property right, money or other consideration whatsoever in addition to the maximum prices established in this order for the sale of the specified commodities covered by this order.

SEC. 11. *Less than maximum prices.* Prices lower than the maximum prices for sales covered by this order may, of course, be charged and paid.

SEC. 12. *Licensing.* The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this order. A seller's license may be suspended for violation of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

SEC. 13. *Revocation or amendment.* This order may be revoked, modified or amended at any time by the Price Administrator or by the Regional Administrator.

This Order No. G-27 shall become effective June 3, 1946.

Issued this 21st day of May 1946.

RICHARD Y. BATTERTON,
Regional Administrator.

TABLE I—CEMENT, LIME AND PLASTER

Item and unit	*Maximum retail selling prices*
Cement:	
Portland:	
Paper sacks, per sack	$0.95
Cloth sacks, per sack	1.10
Quick strength, per sack	2.05
Waterproof, per sack	1.70
Keene, per sack	2.60
Atlas or Duro white, per sack	3.75
Atlas or Duro white, waterproof, per sack	4.00
Lime:	
Finishing—Ohio hydrated, per sack, 50 lbs	$1.25
Hydrated:	
Colorado, Boulder Canyon, and Timple, per sack, 50 lbs	.90
Missouri, per sack, 50 lbs	.95
Pebble, 90-lb. drum	2.10
Quick—pulverized (Verifat and Cheshire)—Colorado, Washington or Boulder Canyon:	
Per sack, 60 lbs	1.35
Per sack, 80 lbs	1.75
Quick pulverized Missouri:	
Per sack, 60 lbs	1.41
Per sack, 80 lbs	1.83
Plaster:	
Hardwall, per sack, 100 lbs	1.10
Plaster paris:	
White, per sack, 100 lbs	1.25
Less than full sack quantities, per lb	.02
Moulding and casting plaster, per sack, 100 lbs	1.25
Ready mixed finishing plaster, per sack, 100 lbs	1.65
Gauging plaster, per sack, 100 lbs	1.25
Calcium chloride:	
Used for building purposes, per cwt., 100-lb. sack	3.50
Less than 100-lb. quantities, per lb	.05

TABLE II—LATH: GYPSUM AND METAL: CORNER BEADS AND EXPANSION CASING

Item and unit	*Maximum retail selling prices*
Lath:	
Gypsum, per M sq. ft	$38.00
Metal lath—flat diamond mesh:	
2.5 lb. painted, sq. yd	.33
3.4 lb. painted, sq. yd	.36
3.4 lb. galvanized, sq. yd	.40
NOTE: Add for metal lath—self furring—1 cent per sq. yd. over flat diamond mesh.	
Metal lath—flat rib:	
2.75 lb. painted, sq. yd	.38
3.4 lb. painted, sq. yd	.42
Metal—high rib:	
3.4 3/8" painted, sq. yd	.44
4.0 3/8" painted, sq. yd	.43
NOTE: For copper bearing lath, add 1 cent per sq. yd.	
Corner bead:	
Expanded type, M lin. ft	55.00
Flat apron, M lin. ft	35.00
3/4" bull nose plain, M lin. ft	55.00
All expansion casing: 1/4 round (bull nose—O. G. or square edge), M lin. ft	105.00
Corner lath:	
2" x 2", 100 lin. ft	3.00
3" x 3", 100 lin. ft	3.50
Pittsburg corner reinforcing: 3" x 3", 100 lin. ft	2.50

TABLE III—INSULATION MATERIALS, WALL BOARDS AND BUILDING PAPER

Item and unit	*Maximum retail selling price*
Insulation board:	
1/2", per M sq. ft	$50.00
3/8", per M sq. ft	42.50
Insulation tile:	
Under 1/2 x 16 x 32, per M sq ft	70.00
16 x 32 x 1/2 and over, per M sq ft	65.00
Insulation plank: 1/2", per M sq. ft	70.00
Insulation board ext. type:	
1/2" ext. sheeting, per M sq. ft	60.00
25/32" ext. sheeting,[1] per M sq. ft	74.00
Insulation lath: 1/2"—16 x 48—18 x 48—24 x 48, per M sq. ft	55.00

[1] Price includes raise of $4 allowed in Amend. 40 to Order 1 of MPR 592 effective May 3, 1946.

TABLE III—INSULATION MATERIALS, WALL BOARDS AND BUILDING PAPER—Con.

Item and unit	*Maximum retail selling prices*
Balsam wool sealed blankets:	
Standard, per M sq. ft	$53.00
Double thick, per M sq. ft	77.00
Wall thick, per M sq. ft	95.00
Kimsul insulation:	
Commercial 1/2", per M sq. ft	40.00
Standard 1", per M sq. ft	47.50
Double thick 2", per M sq. ft	55.50
Mineral wool insulation:	
Semi-thick batts 15 x 48", per M sq. ft	65.00
Full-thick batts 15 x 48", per M sq. ft	90.00
Handi-batts full thick 15 x 24", per M sq. ft	90.00
Jr. batts 11 1/2 x 15", per bag of 20 sq. ft. 4" thick	2.10
Mineral wool blankets:	
1", per M sq. ft	60.00
2", per M sq. ft	80.00
3", per M sq. ft	100.00
Nodulated and loose wool in sacks:	
35 lb., per sack	1.75
38 lb., per sack	1.90
40 lb., per sack	2.00
Expanded mica, per bag of 4 cu. ft	1.38
Building paper:	
Red resin:	
20 lb., per roll	1.40
25 lb., per roll	1.75
30 lb., per roll	2.10
40 lb., per roll	2.80
Sisalkraft:	
Per 100 sq. ft	1.40
Less than 100 sq. ft., per ft	.02
Presswood:	
1/8 x 48 x 72 and longer:	
Plain, per M sq. ft	75.00
Tempered, per M sq. ft	90.00
3/16 x 48 x 72 and longer:	
Plain, per M sq. ft	90.00
Tempered, per M sq. ft	110.00
1/4 x 48 x 72 and longer:	
Plain, per M sq. ft	120.00
Tempered, per M sq. ft	140.00
1/4 x 48 x 96 only, pressed panel board, per M sq. ft	85.00
Wallboard:	
Sheetrock:	
1/4 x 48 x 72 and longer, per M sq. ft	40.00
3/8 x 48 x 72 and longer, per M sq. ft	45.00
1/2 x 48 x 72 and longer, per M sq. ft	50.00
3/8"—decorative wood grain, per M sq. ft	70.00
3/8"—tile, per M sq. ft	95.00
1/2"—Gyplap exterior (2' x 8'), per M sq. ft	47.50

TABLE IV—ROOFING MATERIALS AND ASBESTOS SIDING

Item and unit	*Maximum retail selling prices*
Felt:	
Asphalt and tarred:	
15 lb. 36" wide 324 sq. ft., per roll	$2.60
15 lb. 36" wide 432 sq. ft., per roll	3.15
30 lb. 36" wide 216 sq. ft., per roll	3.20
Sheathing felt:	
35 lb.—500 sq. ft rolls, per roll	2.10
35 lb.—250 sq. ft. rolls, per roll	1.05
Roll roofing:	
Smooth surfaced—1st grade:	
35 lb., per roll	1.75
45 lb., per roll	2.15
55 lb., per roll	2.60
65 lb., per roll	3.25
75 lb., per roll	3.65
65 lb., Alumishield, per roll	4.25
Mineral surfaced:	
90 lb., per roll	3.20
Split roll 105 lb. diamond point—hex. edge stag. edge, per roll	3.95

TABLE IV—ROOFING MATERIALS AND ASBESTOS SIDING—Continued

Item and unit	*Maximum retail selling prices*
Shingles:	
Composition shingles: Std. individual 250 lb., per square	$9.75
Asphalt shingles:	
Hex. std. 3 tab 167 lb., per square	6.50
Thick butt 3 tab 12'' 210 lb., per square	8.25
Siding—asbestos cement:	
Std. surf. hard std. colors (12 x 24) (12 x 27), per square	12.80
Std. surf. hard std. colors, white or buff, per square	13.80
Extra hard surf. white (12 x 24) (12 x 27), per square	15.50
Siding—asphalt: roll brick, per roll	7.75

TABLE V—METAL PRODUCTS

Item	Unit	Maximum retail selling prices	
		Painted	Galvanized
Ridge roll:			
Plain 11½'' roll	Per 100 lin. ft.		$7.15
Plain 2'' roll	Per 100 lin. ft.		8.15
Corrugated ridge roll 2½''.	Per 100 lin. ft.		12.00
Continuous hip: 5'' girth 10' length.	Per lin. ft.		.05
Valley tin:			
10'' 28 ga.	Per 100 lin. ft.	6.50	8.00
14'' 28 ga.	Per 100 lin. ft.	10.00	12.00
20'' 28 ga.	Per 100 lin. ft.	13.50	17.00
Hip shingles: 5'' x 9''.	Each		.04½
Globe finials:			
For 11½'' plain ridge roll.	Each		.35
For 2'' plain ridge roll.	Each		.40
Ash pit doors:		*Steel*	*Cast*
8'' x 8''	Each	$1.00	$1.25
10'' x 12''	Each	1.50	1.75
Flashing shingles: 5'' x 7''.	Per 100	2.25	2.50

[F. R. Doc. 46-9418; Filed, June 3, 1946; 4:32 p. m.]

[Region III Order G-1 Under SR 15]

FLUID CREAM IN NOBLE COUNTY, IND.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority delegated to the Regional Administrator by § 1499.75 (a) (9b) of Supplementary Regulation No. 15, it is hereby ordered:

(a) *What this order does.* This order grants an adjustment of the maximum retail and wholesale prices of fluid cream of 19% butterfat content sold by distributors in Noble County, Indiana. It also provides an adjustment in the maximum prices of resellers of such cream located in said area.

(b) *Maximum prices.* On and after the effective date of this order, the maximum prices at which distributors may sell fluid cream of 19% butterfat content in Noble County, Indiana shall be the higher of the following:

(1) The maximum prices of such distributor as determined under § 1499.2 of General Maximum Price Regulation or Supplementary Regulation No. 14A.

(2) The prices set forth in the following schedule:

Container size	Type of container	Adjusted maximum price	
		Wholesale	Retail
		Cents	*Cents*
½ Pint	Glass or paper	11½	13½
Quart	do	40	45

(c) *Resellers.* Resellers of the commodities specified in paragraph (b) hereof may, on sales made in Noble County, Indiana, increase their established maximum prices by the same dollars and cents amount by which their supplier's maximum prices are increased pursuant to the provisions hereof.

(d) *Relationship to other regulations and orders.* Except as herein specifically provided otherwise, the provisions of General Maximum Price Regulation shall apply to all sales of fluid cream covered hereby.

(e) *Notification.* At the time of or prior to the first sale and/or delivery, after the effective date of this order, of the commodities covered hereby to any purchaser for resale, all sellers covered hereby shall notify such purchasers of the adjustment permitted hereby and of the provisions of this order affecting resellers.

(f) *Definitions.* Except as the context otherwise requires, all definitions contained in General Maximum Price Regulation and § 1499.75 (b) (9b) of Supplementary Regulation No. 15 shall apply to all terms used herein.

(g) *Amendment and revocation.* This order may be modified, amended or revoked at any time by the Office of Price Administration.

This order shall become effective June 5, 1946.

Issued June 5, 1946.

JOHN F. KESSEL,
Regional Administrator.

Approved: June 4, 1946.

S. W. TATOR,
Director, Dairy Branch, Production and Marketing Administration, U. S. Department of Agriculture.

[F. R. Doc. 46-9563; Filed, June 5, 1946; 4:42 p. m.]

WAR SHIPPING ADMINISTRATION.

"SONORA"

NOTICE OF DEPOSIT ON ACCOUNT OF JUST COMPENSATION FOR REQUISITIONED VESSEL

Notice is hereby given, pursuant to section 902 of the Merchant Marine Act, 1936, as amended (49 Stat. 2015; 53 Stat. 1254), authorizing the requisition by the United States of vessels owned by citizens of the United States or under construction within the United States and the payment of just compensation therefor, and the act of March 24, 1943 (Public Law 17, 78th Congress; 57 Stat. 45), that the Administrator, War Shipping Administration, on May 23, 1946, deposited with the Treasurer of the United States the sum of $102,073.00, as a portion of the amount determined to be just compensation for the vessel "Sonora," which was requisitioned by the United States on August 10, 1942.

The attention of interested parties is invited to the provisions of said section 902, as amended by the said act of March 24, 1943, concerning claims against the vessel subsisting at the time it was requisitioned.

By order of the Administrator, War Shipping Administration.

[SEAL] A. J. WILLIAMS,
Secretary,
War Shipping Administration.

JUNE 3, 1946.

[F. R. Doc. 46-9590; Filed, June 6, 1946; 11:45 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 6320]

IDA FRICKE ET AL.

In re: Bank account owned by the heirs, next of kin, legatees and distributees, names unknown, of Ida Fricke, deceased.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That the heirs, next of kin, legatees and distributees, names unknown, of Ida Fricke, deceased, whose last known addresses are Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to the heirs, next of kin, legatees and distributees, names unknown, of Ida Fricke, deceased, by California Bank, 625 South Spring Street, Los Angeles, California, arising out of a commercial account, entitled Estate of Ida Fricke by H. C. Rumsey, maintained at the branch office of the aforesaid bank located at 6279 Van Nuys Boulevard, Van Nuys, California, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nations of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 21, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-9442; Filed, June 4, 1946; 11:10 a. m.]

[Vesting Order 6340]

KONISHI AND CO., LTD.

In re: Bank account owned by Konishi and Co., Ltd., also known as Kohishi & Co., Ltd.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Konishi and Co., Ltd., also known as Kohishi & Co., Ltd., the last known address of which is Osaka, Japan, is a corporation, partnership, association or other business organization, organized under the laws of Japan, and which has or, since the effective date of Executive Order No. 8389, as amended, has had its principal place of business in Japan and is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Konishi and Co., Ltd., also known as Kohishi & Co., Ltd., by Bank of America National Trust and Savings Association, 1 Powell Street, San Francisco, California, arising out of a checking account, entitled Kohishi & Co., Ltd. or in the alternative, entitled Konishi & Co., Ltd. maintained at the branch office of the aforesaid bank located at 300 Montgomery Street, San Francisco, California, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 24, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-9443; Filed, June 4, 1946; 11:10 a. m.]

[Vesting Order 6227]

THEODORE LÖB ET AL.

In re: Interests of Theodor Löb, Max Löb, Hertha Löb, Erna Löb and Toni Löb in a bank account and securities.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law the undersigned, after investigation, finding;

1. That Theodor Löb, also known as Theodore Löb, Max Löb, Hertha Löb, Erna Löb and Toni Löb, whose last known addresses are Wachenheim, Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That the persons named in subparagraph 1 hereof are the owners of the property described in subparagraph 3 hereof in the proportionate amounts appearing below opposite their respective names:

Names:	*Amounts*
Theodor Löb	5/20
Max Löb	3/20
Hertha Löb	3/20
Erna Löb	3/20
Toni Löb	3/20
Total	17/20

3. That the property described as follows: a. All those certain debts or other obligations owing to the persons named in subparagraph 1 hereof by Isidor Reinheimer, 645 Euclid Avenue, San Francisco, California, including particularly but not limited to an undivided seventeen-twentieths interest in and to the sum of money on deposit with Wells Fargo Bank & Union Trust Company, San Francisco, California, in a savings account entitled "Isidor Reinheimer, Special Account B", maintained at the branch office of the aforesaid bank located at Market Street and Grant Avenue, San Francisco, California, and any and all rights to demand, enforce and collect the same, and

b. All right, title, interest and claim of any name or nature whatsoever of the persons named in subparagraph 1 hereof in and to any and all securities in the possession of Isidor Reinheimer, 645 Euclid Avenue, San Francisco, California, including particularly but not limited to an undivided seventeen-twentieths interest in and to those certain securities described in Exhibit A, attached hereto and by reference made a part hereof, and held in his name in a safe deposit box in the branch office of Wells Fargo Bank & Union Trust Company located at Market Street and Grant Avenue, San Francisco, California, together with all declared and unpaid dividends thereon, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 29, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Type	Serial No.	Maturity date	Maturity value
City and County of San Francisco 4½% Bond	21496	July 1, 1973	$1,000
City of Redwood 5% Bond	53	July 1, 1950	1,000
City of Redwood 5% Bond	54	July 1, 1950	1,000
Turlock Irrigation District 6% Bond	1003	Feb. 1, 1951	1,000
County of San Bernardino 5% Bond	1444	Jan. 5, 1948	1,000
County of San Bernardino 5% Bond	1445	Jan. 5, 1948	1,000
United States 3¼% Bond	137538	June 15, 1949	1,000
United States 3¼% Bond	137539	June 15, 1949	1,000
United States 3¼% Bond	137540	June 15, 1949	1,000
United States 2½% Bond	1846F	Mar. 15, 1970	10,000
Total			19,000

[F. R. Doc. 46-9434; Filed, June 5, 1946; 10:58 a. m.]

[Vesting Order 6287]

MRS. TATSUKO SAYEGUSA

In re: Claim owned by Mrs. Tatsuko Sayegusa.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Mrs. Tatsuko Sayegusa, whose last known address is Japan, is a resident of Japan, and a national of a designated enemy country (Japan);

2. That the property described as follows: All right, title, interest and claim of any name or nature whatsoever of Mrs. Tatsuko Sayegusa, in and to any and all obligations, contingent or otherwise and whether or not matured, owing to Mrs. Tatsuko Sayegusa, by Kinzo Sayegusa, Honolulu, T. H., doing business as The Cherry, 1137 Fort Street, Honolulu, T. H., including particularly but not limited to those sums arising by reason of cash loans to Kinzo Sayegusa, Honolulu, T. H., doing business as The Cherry, 1137 Fort Street, Honolulu, T. H., and any and all security rights in and to any and all collateral for any and all such obligations and the rights to enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 10, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-9435; Filed, June 5, 1946; 10:58 p. m.]

[Vesting Order 6301]

MITSUZO TAMURA

In re: Debt owing to and stock owned by Mitsuzo Tamura.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Mitsuzo Tamura, whose last known address is No. 30 Sokaicho, Kono-hanaku, Osaka, Japan, is a resident of Japan and a national of a designated enemy country (Japan);

2. That the property described as follows: a. All those debts or other obligations owing to Mitsuzo Tamura by Mary Nakahara, 893 West Eleventh Street, San Pedro, California, including particularly but not limited to that sum of money on deposit with the Security-First National Bank of Los Angeles, Sixth and Spring Streets, Los Angeles, California, in a term savings account, Account Number 25907, entitled Mary Nakahara, maintained at the branch office of the aforesaid bank located at Seventh and Pacific Streets, San Pedro, California, and any and all rights to demand, enforce and collect the same, and

b. Those certain shares of stock described in Exhibit A, attached hereto and by reference made a part hereof, registered in the names of the persons set forth in Exhibit A, and beneficially owned by Mitsuzo Tamura, together with all declared and unpaid dividends thereon,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 15, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

1. Eleven hundred shares of $100 par value, 7% cumulative convertible preferred stock of The New York, New Haven and Hartford Railroad Company, New Haven, Connecticut, a corporation organized under the laws of the States of Connecticut, Massachusetts and Rhode Island, evidenced by certificates numbered NY–19946 to NY–19956 inclusive, each one for 100 shares, dated February 6, 1941, and registered in the name of Yasitara Suga, and

2. The following securities registered in the name of Takeko Suga: a. Eighty nine hundred shares of $100 par value, 7% cumulative convertible preferred stock of The New York, New Haven and Hartford Railroad Company, New Haven, Connecticut, a corporation organized under the laws of the States of Connecticut, Massachusetts and Rhode Island, evidenced by certificates numbered NY–19971 to NY–20054 inclusive, each one for 100 shares, dated February 10, 1941, and certificates numbered NY–20070 to NY–20074 inclusive, each one for 100 shares, dated February 13, 1941,

b. Twenty four hundred twenty five and one-half shares of $1 par value common stock of Remington Rand Inc., 465 Washington Street, Buffalo, New York, a corporation organized under the laws of the State of Delaware, evidenced by certificates numbered C68904 to C68923 inclusive, each one for 100 shares, dated February 10, 1941, certificates number C70012 and C70013, each one for 100 shares, dated May 1, 1941, certificates numbered C81350 for 100 shares, and C0188307 for 10 shares, dated June 1, 1944, and certificates numbered C85572 for 100 shares, C0212879 for 15 shares and Scrip Certificate Number SC20295 for ½ of a share, dated April 2, 1945, and

c. Two thousand shares of $10 par value, capital stock of Alaska Juneau Gold Mining Company, 1022 Crocker Building, San Francisco, California, a corporation organized under the laws of the State of West Virginia, evidenced by certificates numbered 165773 to 165792 inclusive, each one for 100 shares, dated February 10, 1941.

[F. R. Doc. 46-9487; Filed, June 5, 1946; 10:58 a. m.]

[Vesting Order 6299]

KATHRYN FRIEDRICH

In re: Estate of Kathryn Friedrich, a/k/a Katherine Friedrich, deceased File D–28–10381; E. T. sec. 14771.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Karl Friendrich and Eva Kramer, and each of them, in and to the Estate of Kathryn Friedrich, a/k/a Katherine Friedrich, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Karl Friedrich, Germany.
Eva Kramer, Germany.

That such property is in the process of administration by Albert W. Keller, Jr., as Administrator, acting under the judicial supervision of the Orphans' Court of Philadelphia County, Pennsylvania;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 15, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-9486; Filed, June 5, 1946; 10:58 a. m.]

[Vesting Order P 32]

SANTA CLARA LUMBER CO., INC.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That of the total of 4,861 shares, issued and oustanding, of the ₱100 par value capital stock of Santa Clara Lumber Co., Inc., a corporation organized and doing business under the laws of the Commonwealth of the Philippines and a business enterprise within the United States, 2,520 shares (52%) are registered in the names of and are owned by the following persons in the amount appearing opposite each name and are evidence of control of Santa Clara Lumber Co., Inc.:

Names	*Number of shares*
Takashi Tanabe	840
Tagashi Yamaguchi	840
Kakuji Horita	840
Total	2,520

2. That Takashi Tanabe, Tagashi Yamaguchi and Kakuji Horita, subjects of Japan whose present whereabouts are unknown and who are believed to be residents of Japan, are nationals of a designated enemy country (Japan); and determining:

3. That the Santa Clara Lumber Co., Inc., is controlled by the persons named in subparagraph 2 hereof, or is acting for or on behalf of a designated enemy country (Japan) or persons within such country and is a national of a designated enemy country (Japan);

4. That to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan);

and having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the 2,520 shares of ₱100 par value capital stock of Santa Clara Lumber Co., Inc., more fully described in subparagraph 1 hereof, together with all declared and unpaid dividends thereon, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States, and hereby undertakes the direction, management, supervision and control of said business enterprise and all property of any nature whatsoever situated in the United States owned or controlled by, payable or deliverable to, or held on behalf of or on account of, or owing to, said business enterprise, to the extent deemed necessary or advisable from time to time by the Alien Property Custodian.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to vary the extent of or terminate such direction, management, supervision or control, or return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it

should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 7, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–9488; Filed, June 5, 1946; 10:58 a. m.]

[Vesting Order P 33]

IMPERIAL JAPANESE GOVERNMENT

In re: Claim owned by the Imperial Japanese Government.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That the property described as follows: All right, title, interest and claim of any name or nature whatsoever of the Imperial Japanese Government in and to any and all obligations, contingent or otherwise and whether or not matured, which are due and owing to it by Ramon Roces, Inc., 1055 Soler, 715–21 Calero, T–V–T Publishing Corporation, Florentino Torres Street, Santa Cruz, Ramon Roces, all of Manila, Commonwealth of the Philippines, and the heirs, personal representatives, next-of-kin, legatees and distributees, names unknown, of Alejandro Roces, Sr., deceased, and in and to any sums received by them from the Imperial Japanese Government, including particularly but not limited to all right, title and interest in and to those sums in the total amount of ₱700,000, which were paid on or about October 12, 1942, to the above-named Ramon Roces, by an officer of the Japanese Army on behalf of the Imperial Japanese Government, and any and all security rights in and to any and all collateral for any and all such obligations, and the right to enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 10, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–9489; Filed, June 5, 1946; 10:58 a. m.]

[Vesting Order P34]

TENEHIKO NAKAJIMA AND ITSUKO NAKAJIMA

In re: Real property owned by Tenehiko Nakajima and Itsuko Nakajima.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Tenehiko Nakajima and Itsuko Nakajima, subjects of Japan, whose present whereabouts are unknown and who are believed to be residents of Japan, are nationals of a designated enemy country (Japan);

2. That the property described as follows: Real property situated in the City of Manila, Commonwealth of the Philippines, therein registered and particularly described in Exhibit A, attached hereto and by reference made a part hereof, together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described in subparagraph 2 hereof, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The term "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 10, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

TRANSFER CERTIFICATE OF TITLE NO. 63928

TECHNICAL DESCRIPTIONS

Lot No. 78–A

Bounded on the—
NE—by Lot No. 78–G of the subdivision plan;
SE—by Lot No. 78–C of the subdivision plan;
SW—by Lot No. 77–A of plan Psd–7519–Amd;
NW—by Lot No. 83, Block No. 592.
Area: 262.20 square meters.

Lot No. 78–G

Bounded on the—
NE—by Lot No. 78–H of the subdivision plan;
SE—by Lot No. 78–I of the subdivision plan;
SW—by Lot No. 78–A of the subdivision plan;
NW—by Lot No. 83, Block No. 592.
Area: 59.90 square meters.

Title issued in the name of Tanehiko Nakajima married to Itsuko Nakajima.

Encumbrances. (1) Doc. No. 8086/T–8717. Court order declaring that Lot No. 78–G, 78–H, 78–I, 78–J, 78–K and 78–L of plan Psd–15983 form a street to give access to the adjoining lots of the subdivision.

(2) Doc. No. 8185/T–56837. Easement of right-of-way constituted upon Lot 78–G of plan Psd–15983, described in this certificate of title, by constructing an alley thereon.

[F. R. Doc. 46–9490; Filed, June 5, 1946; 10:59 a. m.]

[Vesting Order P–35]

NIPPON MOKUZAI KABUSHIKI KAISHA

In re: Property owned by Nippon Mokuzai Kabushiki Kaisha.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Nippon Mokuzai Kabushiki Kaisha, a corporation organized under the laws of and having its principal place of business in Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: a. Real property (excepting timber concessions), situated in the Sitio of Pata, Municipality of Claveria, Province of Cagayan, Commonwealth of the Philippines, together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property transferred by a certain Deed of Sale dated November 3, 1943, executed by and between Philippine Red Lumber Co., Inc., through its president, Dee Hong Lue, as vendor, and said Nippon Mokuzai Kabushiki Kaisha, as vendee, and

b. All other property of any nature whatsoever situated in the United States, owned or controlled by, payable or deliverable to, or held on behalf of or an account of, or owing to, said Nippon Mokuzai Kabushiki Kaisha, including particularly, but not limited to, the personal property transfered by the Deed of Sale referred to in subparagraph 2–a hereof,

is property of Nippon Mokuzai Kabushiki Kaisha;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described in subparagraph 2–a hereof, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, and hereby vests in the Alien Property Custodian the property described in subparagraph 2–b hereof,

All such property so vested to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 10, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–9491; Filed, June 5, 1946; 10:59 a. m.]

[Vesting Order P 36]

KUNITICHI NONODA AND SUO NONODA

In re: Real property and interest in building owned by Kunitichi Nonoda and Suo Nonoda.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

1. That Kunitichi Nonoda and Suo Nonoda, subjects of Japan, whose present whereabouts are unknown and who are believed to be residents of Japan, are nationals of a designated enemy country (Japan);

2. That the aforesaid Kunitichi Nonoda and Suo Nonoda erected that certain two-story, commercial-residential house presently situated at Nos. 2200–2206 Juan Luna, City of Manila, Commonwealth of the Philippines, on real property owned by Estanislao Vargas, a Filipino, which real property is not being vested by this order, and that the aforesaid Kunitichi Nonoda and Suo Nonoda have not been indemnified therefor in the manner provided by law and, to that extent, have an interest in the improvements referred to herein, which interest is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

3. That the property described as follows: Real property situated within the Barrio of Cubao, Quezon City, Commonwealth of the Philippines, therein registered and particularly described in Exhibits A and B, attached hereto and by reference made a part hereof, together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the interest of Kunitichi Nonoda and Suo Nonoda described in subparagraph 2 hereof, and hereby vests in the Alien Property Custodian the property described in subparagraph 3 hereof, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries,

All such property so vested to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a

hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 10, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

TRANSCRIPT OF TRANSFER CERTIFICATE OF TITLE NO. 63658, PROVINCE OF RIZAL

It is hereby certified that certain land situated in Quezon City, Philippines, bounded and described as follows:

Lot 1, Block 1, subdivision plan Psd–14422, situated in Barrio Cubao, San Juan del Monte, Rizal. Bounded on the NE. by 15th Ave.; on the SE. by Lot 23–D–1, Psd–10654; on the SW. by Lot 12, Block 1 of the subdivision plan; and on the NW. by Lot 2, Block 1 of the subdivision plan. Area, 400 square meters. (Declaration No. 3544) Assessed value—₱1,500.00

is registered in accordance with the provisions of the Land Registration Act in the name of: Kunitichi Nonoda married to Suo Nonoda as owner thereof in fee simple, subject to such of the incumbrances mentioned in Article 39 of said Act as may be subsisting.

It is further certified that said land was originally registered August 3, 1907, in the Registry Book of this Office No. A–4, Page 56.

EXHIBIT B

TRANSCRIPT OF TRANSFER CERTIFICATE OF TITLE NO. 63658, PROVINCE OF RIZAL

It is hereby certified that certain land situated in Quezon City, Philippines, bounded and described as follows:

Lot 6, Block 1, subdivision plan, Psd–14422, situated in the Barrio of Cubao, San Juan del Monte, Rizal. Bounded on the NE. by 15th Ave.; on the SE. by Lot 5, Block 1, subdivision plan; on the SW. by Lot 17, Block 1, subdivision plan. Area, 400 square meters. (Declaration No. 3545) Assessed value—₱1,500.00

is registered in accordance with the provisions of the Land Registration Act in the name of: Kunitichi Nonoda married to Suo Nonoda as owner thereof in fee simple, subject to such of the incumbrances mentioned in Article 39 of said Act as may be subsisting.

It is further certified that said land was originally registered August 3, 1907, in the Registry Book of this Office No. A–4, Page 56.

[F. R. Doc. 46–9492; Filed, June 5, 1946; 10:59 a. m.]

[Supp. Vesting Order P 37]

OKURA & CO.

In re: Personal property owned by Okura & Company.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian, after investigation, finding:

1. Having found and determined by Vesting Order Number 185, dated September 28, 1942, that Okura & Company is a national of a designated enemy country (Japan);

2. Finding that the property described as follows: Personal property in the custody of the Enemy Property Custodian, AFWESPAC, APO 707, consisting of two horizontal iron boilers, one concrete furnace and one small concrete pier foundation, all located on the land of one, M. Pilar, directly east of the dike which connects Vigan and Bantay, on the Vigan-Bantay Road, Ilocos Sur, Island of Luzon, Commonwealth of the Philippines,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Japan);

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described in subparagraph 2 hereof, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 10, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–9493; Filed, June 5, 1946; 10:59 a. m.]

[Vesting Order P 38]

ONODA CEMENT CO.

In re: Real property owned by Onoda Cement Company.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

1. That Onoda Cement Company, a corporation organized under the laws of, and having its principal place of business in Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: a. Real property situated in the Municipality of Pasay, Province of Rizal, Commonwealth of the Philippines, and registered in the Office of the Register of Deeds for the City of Manila, P. I, particularly described in Exhibit A, attached hereto and by reference made a part hereof, together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property, and

b. All other property of any nature whatsoever situated in the United States and owned or controlled by, payable or deliverable to, or held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Onoda Cement Company, including but not limited to, that certain Membership Fee Certificate in Wack Wack Golf and Country Club, Inc., a corporation organized under the laws of the Commonwealth of the Philippines, which Membership Fee Certificate is registered in the name of Onoda Cement Company, and all rights evidenced by said Certificate,

is property of Onoda Cement Company;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described in subparagraph 2–a and the real property encompassed within the scope of subparagraph 2–b hereof, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, and hereby vests in the Alien Property Custodian all other property encompassed within the scope of subparagraph 2–b hereof,

All such property so vested to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 10, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Parcel 1 Book No. T–218 Page 84
Judicial Form No. 154–D
(Revised November, 1940)

TRANSFER CERTIFICATE OF TITLE NO. 64834 OFFICE OF THE REGISTER OF DEEDS FOR THE CITY OF MANILA

It is hereby certified that certain land situated in the City of Manila, Philippines, bounded and described as follows:

A parcel of land (Lot "D" of the subdivision plan Bsd-2911, equivalent to Lot No. 2258 of the Cadastral Survey of Pasay, and a portion of Block No. 16 of the Pasay Estate, G. L. R. O. Record No. 317), situated in the Municipality of Pasay, Province of Rizal. Bounded on the NE. by Lot No. 2119; on the SE. by Lot "A" of the subdivision plan, equivalent to Lot No. 2120 of the Pasay Cadastre; on the SW. by Lot "B" of the subdivision plan, equivalent to Lot No. 2257 of the Pasay Cadastre; and on the NW. by Lots Nos. 3334 and 2112. • • • Containing an area of One Thousand Six Hundred Fifty-six (1,656) square meters, more or less.

is registered in accordance with the provisions of the Land Registration Act in the name of Onoda Cement Company, a Japanese corporation, 3rd Floor, Ayala Building, Manila, as owner thereof in fee simple, subject to such of the encumbrances mentioned in Article 39 of said Act as may be subsisting, and to . . .

It is further certified that said land was originally registered on the 19th day of June, in the year nineteen hundred and six, in the Registration Book of the Office of the Register of Deeds of Rizal, Vol. A–2, page 82, as Original Certificate of Title No. 182, pursuant to Decree No. 1197 issued in G. L. R. O. ------ Record No. 317.

This Certificate is a transfer from Transfer Certificate of Title No. 23609–R, which is cancelled by virtue hereof as far as the above described land is concerned.

Entered in the City of Manila, Philippines, on the 1st day of March, in the year nineteen hundred and forty-three, at 10:45 a. m.

3rd Floor, Ayala Building, Manila (owner's post office address).

Attest:

(Sgd.) MARIANO VILLANUEVA,
Register of Deeds.

No. 111——7

Parcel 2
Judicial Form No. 154–D
(Revised November, 1940)

TRANSFER CERTIFICATE OF TITLE NO. 64835 OFFICE OF THE REGISTER OF DEEDS FOR THE CITY OF MANILA

It is hereby certified that certain land situated in the City of Manila, Philippines, bounded and described as follows:

A parcel of land (Lot "A" of the subdivision plan Bsd–2911, equivalent to Lot No. 2120 of the Cadastral Survey of Pasay, and a portion of Block No. 16 of the Pasay Estate, G. L. R. O. Record No. 317, situated in the Municipality of Pasay, Province of Rizal. Bounded on the NE. by Lots Nos. 2119 and 2124; on the SE. by Lots Nos. 2123, 2122, and 1885; on the SW. by Lot "C" of the subdivision plan; and on the NW. by Lot "D" of the subdivision plan. • • • Containing an area of one thousand six hundred thirteen (1,613) square meters, more or less.

is registered in accordance with the provisions of the Land Registration Act in the name of Onoda Cement Company, a Japanese corporation, 3rd Floor, Ayala Building, Manila, as owner thereof in fee simple, subject to such of the encumbrances mentioned in Article 39 of said Act as may be subsisting, and to . . .

It is further certified that the said land was originally registered on the 19th day of June, in the year nineteen hundred and six, in the Registration Book of the Office of the Register of Deeds of Rizal, Vol. A–2 page 82, as Original Certificate of Title No. 182, pursuant to Decree No. 1197 issued in G. L. R. O. ------ Record No. 317.

This Certificate is a transfer from Transfer Certificate of Title No. 23610–R, which is cancelled by virtue hereof as far as the above described land is concerned.

Entered at the City of Manila, Philippines, on the 1st day of March, in the year nineteen hundred and forty-three, at 10:45 a. m.

3rd Floor, Ayala Building, Manila (owner's post office address).

Attest:

(Sgd.) MARIANO VILLANUEVA,
Register of Deeds.

Parcel 3 Book No. T–218 Page 86
Judicial Form No. 154
(Revised November, 1940)

TRANSFER CERTIFICATE OF TITLE NO. 64836 OFFICE OF THE REGISTER OF DEEDS FOR THE CITY OF MANILA

It is hereby certified that certain land in the City of Manila, Philippines, bounded and described as follows:

A parcel of land (Lot No. 2119–B of the subdivision plan Psd–15783, being a portion of Lot No. 2119 of the Cadastral Survey of Pasay, G. L. R. O. Cad. Record No. 1356), situated in the Barrio of Santa Clara, Municipality of Pasay, Province of Rizal. Bounded on the NE. by Road and Lot No. 2118; on the SE. by lot No. 2119–A of the sub-division plan; on the SW. by Lot No. 2120 and Lot 2258; and on the NW. by Lot No. 2112. • • • Containing an area of Seven Hundred Sixty Four Square Meters (764), more or less.

is registered in accordance with the provisions of the Land of Registration Act in the name of Onoda Cement Company, a Japanese corporation, 3rd Floor, Ayala Building, Manila, as owner thereof in fee simple, subject to such of the encumbrances mentioned in Article 39 of said Act as may be subsisting, and to . . .

It is further certified that said land was originally registered on the 19th day of June, in the year nineteen hundred and six, in the Registration Book of the Office of the Register of Deeds of Rizal, Vol. A–2 page 82, as Original Certificate of Title No. 182, pursuant to Decree No. 1197 issued in G. L. R. O. ---- Record No. 317 Cad. 1356.

This Certificate is a transfer from Transfer Certificate of Title No. 37618–R, which is cancelled by virtue hereof as far as the above described land is concerned.

Entered at the City of Manila, Philippines, on the 1st day of March, in the year nineteen hundred and forty-three, at 10:45 a. m.

3rd Floor, Ayala Building, Manila (owner's post office address).

Attest:

(Sgd.) MARIANO VILLANUEVA,
Register of Deeds.

[F. R. Doc. 46–9494; Filed, June 5, 1946; 10:59 a. m.]

[Vesting Order P 39]

ORIENTAL INDUSTRIAL CO., INC.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That the books and records of Oriental Industrial Company, Inc., a corporation organized under the laws of the Commonwealth of the Philippines and a business enterprise within the United States, being either lost or destroyed, are unavailable but that according to an affidavit dated August 21, 1941, executed by Shohei Kitajima, President of said corporation, and filed by said corporation with the High Commissioner of the Philippines, Manila, P. I., as a part of its report to the Foreign Funds Control, United States Treasury Department, Washington, D. C., on Form TFBE–1, all of the subscribed and fully paid capital stock of Oriental Industrial Company, Inc., having a total capitalization of ₱400,000, is owned by the following persons in the amount appearing opposite each name and is evidence of ownership and control of Oriental Industrial Company, Inc.:

Names:	*Amounts*
Shohei Kitajima	₱120,000
K. Kanazawa	120,000
A. Kagawa	120,000
I. Sugawara	20,000
H. Hata	20,000
Total	400,000

2. That Shohei Kitajima, K. Kanazawa, A. Kagawa, I. Sugawara and H. Hata are subjects to Japan, whose present whereabouts are unknown, are believed to be residents of Japan and are nationals of a designated enemy country (Japan);

and determining:

3. That Oriental Industrial Company, Inc., is controlled by the persons named in subparagraph 2 hereof, or is acting for or on behalf of a designated enemy country (Japan) or persons within such country and is a national of a designated enemy country (Japan);

4. That to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan);

and having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian all of the subscribed and fully paid shares of capital stock of Oriental

Industrial Company, Inc., together with all declared and unpaid dividends thereon, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States, and hereby undertakes the direction, management, supervision and control of said business enterprise and all property of any nature whatsoever situated in the United States, owned or controlled by, payable or deliverable to, or held on behalf of or on account of, or owing to said business enterprise, to the extent deemed necessary or advisable from time to time by the Alien Property Custodian.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to vary the extent of or terminate such direction, management, supervision or control, or return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 10, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–9495; Filed, June 5, 1946; 10:59 a. m.]

[Vesting Order P 40]

YOSHIMI TAKAHASHI AND FUMIKO TAKAHASHI

In re: Real and personal property owned by Yoshimi Takahashi and Fumiko Takahashi.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Yoshimi Takahashi and Fumiko Takahashi, subjects of Japan whose present whereabouts are unknown and who are believed to be residents of Japan, are nationals of a designated enemy country (Japan);

2. That the property described as follows: a. Real property situated in the City of Manila, Commonwealth of the Philippines, therein registered and particularly described in Exhibits A and B, attached hereto and by reference made a part hereof, together with all hereditaments, fixtures, improvements and appurtenances thereto and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property, and

b. Personal property located on the premises described in Exhibits A and B hereof, and more particularly described in Exhibit C, attached hereto and by reference made a part hereof,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described in subparagraph 2–a hereof, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, and hereby vests in the Alien Property Custodian the property described in subparagraph 2–b hereof,

All such property so vested to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges, or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 10, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

TRANSCRIPT OF TRANSFER CERTIFICATE OF TITLE NO. 64089, BOOK NO. T–215

It is hereby certified that certain land situated in the City of Manila, Philippines, bounded and described as follows:

"1. Un terreno (Lote No. 5 del Block No. 2570 de la medicion cadastral de la Ciudad de Manila), con las edificaciones de materiales fuertes en el mismo, situado en la linea SE. de la Plaza Sta. Ana, Distrito de Quiapo. Linda por el NE. con el Lote No. 6 del Block No. 2570; por el SE. con el Lote No. 14 del Block No. 2570; por el SO. con el Lote No. 4 del Block No. 2570; y por el NO. con la Plaza Sta. Ana. • • • midiendo una extension superficial de Setecientos Cuarenta y Siete Metros Cuadrados Con Sesenta Decimetros Cuadrados (747.60 mas o menos."

"2. Un terreno (Lote No. 14 del Block No. 2570 de la medicion cadastral de la Ciudad de Manila), con las edificaciones de materiales fuertes existentes en el mismo, situado en el Distrito de Quiapo. Linda por el NE. y SE. con el Estero de San Miguel; por el SO. con el estero de San Miguel y con el Lote No. 4 del Block No. 2570; y por el NO. con el Lote No. 5 del Block No. 2570; • • • midiendo una extension superficial de Noventa y Tres Metros Cuadrados Con Cincuenta Decimetros Cuadrados (93.50), mas o menos."

is registered in accordance with the provisions of the Land Registration Act in the name of: Yoshimi Takahashi, married to Fumiko Takahashi, Japanese.

This certificate is a transfer from T C T No. 49714, Book No. T–157, in the name of Julia Vargas Vda. de Ortigas.

EXHIBIT B

TRANSCRIPT OF TRANSFER CERTIFICATE OF TITLE NO. 64090, BOOK NO. T–215, PAGE 80

It is hereby certified that certain land situated in thee City of Manila, Philippines, bounded and described as follows:

"Un terreno (Lote No. 4 del Block No 2570 de la medicion cadastral de la ciudad de Manila), situado en la linea SE de le Plaza Sta. Ana, Distrito de Quiapo. Linda por el NE. con los lotes Nos. 5 y 14 del Block No. 2570; por el SE. con el Estero de San Miguel; por el SO. con los lotes Nos. 2 y 3 del Block No. 2570; y por el NO con la Plaza de Sta. Ana; • • • midiendo una extension superficial de Setecientos Sesenta y Cuatro Metros Cuadrados con Setenta Decimetros Cuadrados (764.70), mas o menos."

is registered in accordance with the provisions of the Land Registration Act in the name of: Yoshimi Takahashi, married to Fumiko Takahashi, Japanese.

This Certificate is a transfer from T C T No. 49715, Book No. T–175, in the name of Julia Vargas Vda. de Ortigas.

Exhibit C

Furniture and fixtures located in the building at 120 Legarda St., Manila, P. I

2 big oval mirrors.
2 marble consoles.
1 large table (marble top).
2 benches for flower pots.
1 bronze bench for flower pots.
1 small table-dresser, with electric lights.
1 picture of the Barcelona Exposition of 1929.
4 chandeliers with four lights.
2 chandeliers with three lights.
1 wall light with globe shade.
1 medicine cabinet.
12 lights with globe shades.
1 china closet with three doors.
3 china closets with glass.
1 narra table for 18 persons.
2 wall lights with shades.
2 wall racks with four shelves.
1 gas stove.
4 tables (green marble top) with drawers
1 small cabinet for food.
1 small wardrobe.
1 center table for narra.
1 small table.
2 wooden armchairs.
2 bronze statues.
1 wardrobe.
2 big armchairs covered with tapestry.
1 large narra table.
1 wall rack, with four shelves.
1 wardrobe, wooden.
1 cabinet with crystal doors.
1 dresser with glass.

[F. R. Doc. 46–9496; Filed, June 5, 1946; 11:00 a. m.]

[Vesting Order P 41]

GENZO KOBAYASHI AND TOME KOBAYASHI

In re: Real property owned by Genzo Kobayashi and Tome Kobayashi.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Genzo Kobayashi and Tome Kobayashi, subjects of Japan, whose present whereabouts are unknown and who are believed to be residents of Japan, are nationals of a designated enemy country (Japan);

2. That the property described as follows: Real property situated in Cubao, Quezon City, Commonwealth of the Philippines, therein registered and particularly described in Exhibit A, attached hereto and by reference made a part hereof, together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described in subparagraph 2 hereof, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 13, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

DESCRIPTION OF LAND AS TAKEN FROM THE RECORDS OF THE OFFICE OF THE REGISTER OF DEEDS, CITY OF MANILA, PHILIPPINES TITLE 82, VOLUME T–1 (QUEZON CITY)

Genzo Kobayashi, married to Tome Kobayashi

(1) A parcel of land (lot No. 7–c sub-block No. 13–F, subdivision plan Psd–473, being a part of lot No. 7 sub-block No. 13–F Psd–244), situated in the Municipality of San Juan del Monte, Province of Rizal. Bounded on the NE. by lot No. 7–D, sub-block No. 13–F Psd–473; on the SE. by lot No. 7–A, sub-block No. 13–F Psd–473; on the SW. by lots Nos. 3 and 4, sub-block No. 13–F Psd–244, and on the NW. by lot No. 7–E, sub-block No. 13–F Psd–473 . . . containing an area of 881 square meters.

(2) A parcel of land (lot No. 7–D, sub-block No. 13–F, subdivision plan Psd–473, being a part of lot No. 7, sub-block No. 13–F Psd–244), situated in the Municipality of San Juan del Monte, Province of Rizal. Bounded on the NE. by Sres. Tuason Estate; on the SE. by lot No. 7–B, sub-block No. 13–F Psd–473; on the SW. by lot No. 7–c, sub-block No. 13–F Psd–473, and on the NW. by lot No. 7–E, sub-block No. 13–F Psd–473 . . . containing an area of 29,780 square meters.

[F. R. Doc. 46–9497; Filed, June 5, 1946; 11:00 a. m.]

[Vesting Order P 42]

DAVAO COMMERCIAL CO., INC.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That The Davao Commercial Co., Inc., a corporation which was organized in the Commonwealth of the Philippines by order of, and acted directly or indirectly for the benefit or on behalf of the Military Administration in the Philippines of the Imperial Japanese Government, is a business enterprise within the United States and is a national of a designated enemy country (Japan);

2. That the property described as follows: a. Real property situated in the Barrio of Caridad, Province and Municipality of Cavite, Commonwealth of the Philippines, therein registered and particularly described in Exhibit A, attached hereto and by reference made a part hereof, together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property, and

b. All other property of any nature whatsoever situated in the United States and owned or controlled by, payable or deliverable to, or held on behalf of or on account of, or owing to, The Davao Commercial Co., Inc., including but not limited to personal property located in the improvements to the real property described in subparagraph 2–a hereof, and particularly described in Exhibit B, attached hereto and by reference made a part hereof, is property of The Davao Commercial Co., Inc.;

and determining:

3. That The Davo Commercial Co., Inc., is controlled by or is acting for or on behalf of a designated enemy country (Japan) or persons within such country and is a national of a designated enemy country (Japan);

4. That to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan);

and having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described in subparagraph 2–a hereof, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, and hereby vests in the Alien Property Custodian the property described in subparagraph 2–b hereof,

All such property so vested to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States, and hereby undertakes the direction, management, supervision and control of said business enterprise and all property of any nature whatsoever situated in the United States, owned or controlled by, payable or deliverable to, or held on behalf of or on account of, or owing to said business enterprise, to the extent deemed necessary or advisable from time to time by the Alien Property Custodian.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to vary the extent of or terminate such direction, management, supervision or control, or return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national," "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 20, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Transfer Certificate of Title, No. 350, Cavite, Cavite, dated October 28, 1943, covering a parcel of land consisting of 869 sq. m. more or less, in Caridad, Cavite, more particularly described as follows:

(a) A parcel of land (Lot No. 1–E of the subdivision plan Psd. 6539, being a portion of Lot No. 1, Block No. 9 and part of the original lot No. 1065 of the Cadastral Survey of Cavite, G. L. R. O. Record No. 9539), with the building of strong materials existing thereon, situated in the Barrio of Caridad, Municipality of Cavite, Province of Cavite, Island of Luzon. Bounded on the NW. by lot No. 1–F of the subdivision plan and lot No. 1–I on the subdivision plan; on the NE. by a Road (Lot No. 1065–C); on the SE. by Lots Nos. 1–A, 1–B, 1–C and 1–D of the subdivision plan; and on the SW. by Calle Cemento (Lot No. 1065–B). x x x containing an area of Eight Hundred Sixty-nine Square Meters (869), more or less. All points referred to are indicated on the plan and on the ground are marked by P. L. S. Concrete Monuments 15 x 60 cm. Bearings true; declination 0 deg. 50' E.; Date of original survey, Dec. 1909 to March 1910 and that of the subdivision survey, June 19, 1930.

(b) Wooden framed building with corrugated sheet iron on sides and roof, approx. 20 meters x 25 meters which shelters the Ice Plant.

EXHIBIT B

PERSONAL PROPERTY

(1) 1 5-ton ice plant unit, Frick Brank consisting of:

1 Frick 6" x 6" Compressor No. 37482.
1 "Crossley" 32" hp. Diesel engine No. 119620.
1 4" x 4½" Water pump "Deming."
1 Brine tank 19'6" x 12'6" x 3'9".
80 300 lbs. cans.
1 Overhead hoist for lifting cans.
Line shaft and pulleys and belting sufficient to operate complete plant.
68 Air agitation tubes.
1 Double pipe condenser.

(2) 1 7-ton unit "Frick" consisting of:

1 6" x 6" Frick Compressor No. 27543.
1 Crossley 45 hp. Diesel engine—engine No. 127806.
1 5" x 5" circulating pump.
1 Brine tank 21' x 14'6" x 4'3".
1 Roots blower for agitating air.
1 water cooling tower for condenser.
1 Ice storage room size 10' x 15'7"—approx.
108 Ice cans—no agitation tubes.
2 Sheet and tube condensers.

[F. R. Doc. 46–9498; Filed, June 5, 1946; 11:00 a. m.]

[Vesting Order P 43]

HITO KOPURA TOOSEI KOMIAI

In re: Hito Kopura Toosei Komiai, also known as The Philippine Copra Control Association.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Hito Kopura Toosei Komiai, also known as The Philippine Copra Control Association, a corporation which was organized in the Commonwealth of the Philippines by order of, and acted directly or indirectly for the benefit or on behalf of, the Military Administration in the Philippines of the Imperial Japanese Government, is a business enterprise within the United States and is a national of a designated enemy country (Japan);

2. That the property described as follows: a. Real property situated in the District of Santa Ana, City of Manila, Commonwealth of the Philippines, therein registered and particularly described in Exhibits A to C, inclusive, attached hereto and by reference made a part hereof, together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property, and

b. All other property of any nature whatsoever situated in the United States and owned or controlled by, payable or deliverable to, or held on behalf of or on account of, or owing to, Hito Kopura Toosei Komiai, also known as The Philippine Copra Control Association,

is property of Hito Kopura Toosei Komiai, also known as The Philippine Copra Control Association;

and determining:

3. That Hito Kopura Toosei Komiai, also known as The Philippine Copra Control Association, is controlled by or is acting for or on behalf of a designated enemy country (Japan) or persons within such country and is a national of a designated enemy country (Japan);

4. That to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan);

and having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the National interest,

hereby vests in the Alien Property Custodian the property described in subparagraph 2–a hereof, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, and hereby vests in the Alien Property Custodian the property described in subparagraph 2–b hereof,

All such property so vested to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States, and hereby undertakes the direction, management, supervision and control of said business enterprise and all property of any nature whatsoever situated in the United States, owned or controlled by, payable or deliverable to, or held on behalf of or on account of, or owing to said business enterprise, to the extent deemed necessary or advisable from time to time by the Alien Property Custodian.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to vary the extent of or terminate such direction, management, supervision or control, or return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 20, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Book No. T–225 Page 213

CERTIFICATE OF TITLE NO. 66823, OFFICE OF THE REGISTER OF DEEDS FOR THE CITY OF MANILA

It is hereby certified that certain land situated in the City of Manila, Philippines, bounded and described as follows:

A parcel of land (Lot No. 7 of Block No. 1416 of the Cadastral Survey of the City of Manila), with the buildings and improvements existing thereon, situated in the district of Sta. Ana. Bounded on the NE. by the Pasig River and Lot No. 10 of Block No. 1416, on the SE. by Lot No. 4 of Block No. 1417, a Callejon and Lots Nos. 10, 8, 6, 5 and 1 of Block No. 1416; on the SW. and W. by Lot No. 1 of Block No. 1416; and on the NW. by lot No. 9 of Block No. 1416. • • • Containing an area of Fourteen Thousand and Forty-four Square Meters and Fifty Square Decimeters (14,044.50), more or less. • • • Date of Survey, August 12, 1917 to October 18, 1917 (Full technical description appears on T. C. T. No. 55418, Reg. Book T–180).

is registered in accordance with the provisions of the Land Registration Act in the name of Hito Kopura Toosei Kumiai (the Philippine Copra Control Association) as owner thereof in fee simple subject to such of the incumbrances mentioned in Article 39 of said Act as may be subsisting, and to . . .

It is further certified that said land was originally registered on the 26th day of February, in the year nineteen hundred and seventeen, in the Registration Book of the Office of the Register of Deeds of Manila, Volume O–7 page 417, as Original Certificate of Title No. 3417, pursuant to Decree No. 28226 issued in G. L. R. O. Cadastral Record No. 204.

This certificate is a transfer from Transfer Certificate of Title No. 55419/T–180, which is cancelled by virtue hereof as far as the above-described land is concerned.

Entered at the City of Manila, Philippines, on the 29th day of July, in the year nineteen hundred and forty-three, at ------ m.

174 Juan Luna, Manila (owner's postal address).

Attest:

(Sgd.) MARIANO VILLANUEVA,
Register of Deeds.

EXHIBIT B

Book No. T–225 Page 214

TRANSFER CERTIFICATE OF TITLE NO. 66824 OFFICE OF THE REGISTER OF DEEDS FOR THE CITY OF MANILA

It is hereby certified that certain land situated in the City of Manila, Philippines, bounded and described as follows:

A parcel of land (Lot No. 10 of Block No. 1416 of the Cadastral Survey of the City of Manila), situated in the District of Sta. Ana. Bounded on the NE. by a Callejon; on the SE. by Lot No. 11 of Block No. 1416; on the SW. by Lots Nos. 8 and 7 of Block No. 1416; and on the NW. by Lot No. 7 of Block No. 1416. • • • Containing an area of one hundred and thirty-four square meters and fifty square decimeters (134.50), more or less. • • • Date of Survey, August 12, 1917 to October 18, 1917 (Full technical description appears on T. C. T. No. 55419, Reg. Book No. T–180).

is registered in accordance with the provisions of the Land Registration Act in the name of Hito Kopura Toosei Kumiai (The Philippine Copra Control Association) as owner thereof in fee simple, subject to such of the incumbrances mentioned in Article 39 of said Act as may be subsisting, and to . . .

It is further certified that the said land was originally registered on the 26th day of February, in the year nineteen hundred and seventeen, in the Registration Book of the Office of the Register of Deeds of Manila, Volume O–7 Page 417, as Original Certificate of Title No. 3417, pursuant to Decree No. 28226 issued in G. L. R. O. Cadastral Record No. 204.

This certificate is a transfer from Transfer Certificate of Title No. 55418/T–180, which is cancelled by virtue hereof as far as the above described land is concerned.

Entered at the City of Manila, Philippines, on the 29th day of July, in the year nineteen hundred and forty-three, at ------ m.

174 Juan Luna, Manila (owner's postal address).

Attest:

(Sgd.) MARIANO VILLANUEVA,
Register of Deeds.

EXHIBIT C

Book No. T–225 Page 215

TRANSFER CERTIFICATE OF TITLE NO. 66825 OFFICE OF THE REGISTER OF DEEDS FOR THE CITY OF MANILA

It is hereby certified that certain land situated in the City of Manila, Philippines, bounded and described as follows:

A parcel of land (Lot No. 11 of Block No. 1416 of the Cadastral Survey of the City of Manila), situated in the District of Sta. Ana. Bounded on the NE. and SE. by a Callejon; on the SW. by Lot No. 4 of Block No. 1416; and on the NW. by Lot No. 10 of Block No. 1416. • • • Containing an area of Thirty Eight Square Meters and Eighty Square Decimeters (38.80), more or less. • • • Date of Survey, August 12, 1917 to October 18, 1917 (Full technical description appears on T. C. T. No. 55420, Reg. Book No. T–180).

Volume 0–7 page 417, as Original Certificate of Title No. 3417, pursuant to Decree No. 28226, issued in G. L. R. O. Cadastral Record No. 204.

This certificate is a transfer from Transfer Certificate of Title No. 55418/T–180, which is cancelled by virtue hereof as far as the above described land is concerned.

Entered at the City of Manila, Philippines, on the 29th day of July, in the year nineteen hundred and forty-three, at ------ m.

174 Juan Luna, Manila (owner's postal address).

Attest:

(Sgd.) MARIANO VILLANUEVA,
Register of Deeds.

EXHIBIT B

Book No. T–225 Page 214

TRANSFER CERTIFICATE OF TITLE NO. 66824 OFFICE OF THE REGISTER OF DEEDS FOR THE CITY OF MANILA

It is hereby certified that certain land situated in the City of Manila, Philippines, bounded and described as follows:

A parcel of land (Lot No. 10 of Block No. 1416 of the Cadastral Survey of the City of Manila), situated in the District of Sta. Ana. Bounded on the NE. by a Callejon; on the SE. by Lot No. 11 of Block No. 1416; on the SW. by Lots Nos. 8 and 7 of Block No. 1416; and on the NW. by Lot No. 7 of Block No. 1416. • • • Containing an area of one hundred and thirty-four square meters and fifty square decimeters (134.50), more or less. • • • Date of Survey, August 12, 1917 to October 18, 1917 (Full technical description appears on T. C. T. No. 55419, Reg. Book No. T–180).

is registered in accordance with the provisions of the Land Registration Act in the name of Hito Kopura Toosei Kumiai (The Philippine Copra Control Association) as owner thereof in fee simple, subject to such of the incumbrances mentioned in Article 39 of said Act as may be subsisting, and to . . .

It is further certified that the said land was originally registered on the 26th day of February, in the year nineteen hundred and seventeen, in the Registration Book of the Office of the Register of Deeds of Manila, Volume O–7 Page 417, as Original Certificate of Title No. 3417, pursuant to Decree No. 28226 issued in G. L. R. O. Cadastral Record No. 204.

This certificate is a transfer from Transfer Certificate of Title No. 55419/T–180, which is cancelled by virtue hereof as far as the above-described land is concerned.

Entered at the City of Manila, Philippines, on the 29th day of July, in the year nineteen hundred and forty-three, at ------ m.

174 Juan Luna, Manila (owner's postal address).

Attest:

(Sgd.) MARIANO VILLANUEVA,
Register of Deeds.

EXHIBIT C

Book No. T–225 Page 215

TRANSFER CERTIFICATE OF TITLE NO. 66825 OFFICE OF THE REGISTER OF DEEDS FOR THE CITY OF MANILA

It is hereby certified that certain land situated in the City of Manila, Philippines, bounded and described as follows:

A parcel of land (Lot No. 11 of Block No. 1416 of the Cadastral Survey of the City of Manila), situated in the District of Sta. Ana. Bounded on the NE. and SE. by a Callejon; on the SW. by Lot No. 4 of Block No. 1416; and on the NW. by Lot No. 10 of Block No. 1416. • • • Containing an area of Thirty Eight Square Meters and Eighty Square Decimeters (38.80), more or less. • • • Date of Survey, August 12, 1917 to October 18, 1917 (Full technical description appears on T. C. T. No. 55420, Reg. Book No. T–180).

is registered in accordance with the provisions of the Land Registration Act in the name of Hito Kopura Toosei Kumiai (The Philippine Copra Control Association) as owner thereof in fee simple, subject to such of the incumbrances mentioned in Article 39 of said Act as may be subsisting, and to . . .

It is further certified that said land was originally registered on the 10th day of March, in the year nineteen hundred and eleven, in the Registration Book of the Office of the Register of Deeds of Manila, Volume O–7 page 446, pursuant to Decree No. 4276, issued in G. L. R. O. Cadastral Record No. 204.

This certificate is a transfer from Transfer Certificate of Title No. 55420/T–180, which is cancelled by virtue hereof as far as the above described land is concerned.

Entered at the City of Manila, Philippines, on this 29th day of July, in the year nineteen hundred and forty-three, at ------ m.

174 Juan Luna, Manila (owner's postal address).

Attest:

(Sgd.) MARIANO VILLANUEVA,
Register of Deeds.

[F. R. Doc. 46–9499; Filed, June 5, 1946; 11:00 a. m.]

[Vesting Order P 44]

GINZABURO TAMADA AND TOYO TAMADA

In re: Real property owned by Ginzaburo Tamada and Toyo Tamada.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Ginzaburo Tamada and Toyo Tamada, subjects of Japan whose present whereabouts are unknown and who are believed to be residents of Japan, are nationals of a designated enemy country (Japan);

2. That the property described as follows: Real property situated in Ermita, City of Manila, Commonwealth of the Philippines, therein registered and particularly described in Exhibit A, attached hereto and by reference made a part hereof, together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described in subparagraph 2 hereof, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 20, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

TRANSFER CERTIFICATE OF TITLE NO. 50250, MANILA BOOK NO. T–159

Technical Description

"A parcel of land (Lot No. 7, Block No. 308), with a building situated thereon, located on Calle Concepcion, District of Ermita. Bounded on the N. by the properties owned by Ciriaco Roxas y Salamanca and Geronimo Jose; on the E. by a callejon without a name; and on the W. by the properties owned by Remigio Espejo and Pio Barreto. Containing an area of three hundred thirty-three square meters and fifty square decimeters (333.50), more or less."

[F. R. Doc. 46–9500; Filed, June 5, 1946; 11:00 a. m.]

[Vesting Order P 45]

TOKYO SEIKO KABUSHIKI KAISHA

In re: Property owned by Tokyo Seiko Kabushiki Kaisha.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Tokyo Seiko Kabushiki Kaisha, a corporation organized under the laws of and having its principal place of business in Japan, is a national of a designated enemy country (Japan);

2. That the property described as follows: a. Real property situated in the City of Manila, Commonwealth of the Philippines, therein registered and particularly described in Exhibit A, attached hereto and by reference made a part hereof, together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property, and

b. All other property of any nature whatsoever situated in the United States and owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Tokyo Seiko Kabushiki Kaisha, including but not limited to two Membership Fee Certificates in Wack Wack Golf and Country Club, Inc., a corporation organized under the laws of the Commonwealth of the Philippines, which Membership Fee Certificates are registered in the name of Tokyo Seiko Kabushiki Kaisha or Tokyo Seiko Kaisha, Ltd., and all rights evidenced by said Certificates,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described in subparagraph 2–a and the real property encompassed within the scope of subparagraph 2–b hereof, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, and hereby vests in the Alien Property Custodian all other property encompassed within the scope of subparagraph 2–b hereof,

All such property so vested to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 20, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

DESCRIPTION OF PROPERTY

A two-story residential house and one-story combined servants' quarters and garage, all of which are of strong materials, assessed for taxation and erected on the land of Tokyo Seiko Kabushiki Kaisha, Lot No. 5, sub-division plan Pcs–823, being a portion of Lots Nos. 7 and 14B of plan Psd–3947, with an area of 506.10 square meters (more or less), registered under Transfer Certificate of Title 64085, in name and style, Tokyo Seiko Kabushiki Kaisha, Register of Deeds, City of Manila, Philippine Islands.

[F. R. Doc. 46–9501; Filed, June 5, 1946; 11:01 a. m.]

Regulations

TITLE 7—AGRICULTURE

Chapter XI—Production and Marketing Administration (War Food Distribution Orders)

[WFO 78–1, Amdt. 5]

PART 1599—PROCEDURAL REGULATIONS

ISSUANCE OF ORDERS RESULTING FROM VIOLATIONS OF PRIORITY OR ALLOCATION ORDERS

War Food Order No. 78–1, as amended, 10 F.R. 13042, is further amended to read as follows:

Reference

JUN 12 '46

THE NATIONAL ARCHIVES — LITTERA SCRIPTA MANET — 1934 — OF THE UNITED STATES

FEDERAL REGISTER

VOLUME 11 NUMBER 112

Washington, Saturday, June 8, 1946

The President

EXECUTIVE ORDER 9734

PRESIDENT'S CERTIFICATE OF MERIT

By virtue of the authority vested in me as President of the United States and as Commander in Chief of the Army and Navy of the United States, it is hereby ordered as follows:

There is hereby established a certificate of merit, to be known as the President's Certificate of Merit, for award by the President or at his direction to any civilian who on or after December 7, 1941, has performed a meritorious act or service which has aided the United States or any nation engaged with the United States in the prosecution of World War II, and for which there is no other suitable award or recognition.

This certificate may be awarded for an act or service not sufficiently extraordinary or meritorious to warrant the award of the Medal for Merit, but nevertheless of high degree.

The President's Certificate of Merit shall be of appropriate design, approved by the Medal for Merit Board, and may be awarded on the recommendation of that Board.

Not more than one President's Certificate of Merit shall be awarded to any one person. Such certificate may be awarded posthumously.

HARRY S. TRUMAN

THE WHITE HOUSE,
June 6, 1946.

[F. R. Doc. 46–9701; Filed, June 7, 1946; 12:13 p. m.]

The following regulations are prescribed with respect to the issuance of orders necessitated by violations of priority or allocation orders or regulations administered by the Production and Marketing Administration, United States Department of Agriculture:

§ 1599.1 *Definitions.* When used in these regulations, unless otherwise distinctly expressed or manifestly incompatible with the intent thereof:

(a) The term "Administrator" means the Administrator, Production and Marketing Administration, United States Department of Agriculture, or any employee of the United States Department of Agriculture to whom the Administrator has delegated any or all of the authority to be exercised by him under these regulations.

(b) The term "regional attorney" means the regional attorney of the Office of the Solicitor, United States Department of Agriculture, for the region where the violations occurs or any attorney employed in the Office of the Solicitor and designated by the regional attorney to act for him.

(c) The term "respondent" means any person against whom a proceeding is instituted pursuant to these regulations.

(d) The term "person" means any individual, partnership, association, business trust, corporation, or any organized group of persons, whether incorporated or not.

§ 1599.2 *Meaning of words.* Words in these regulations in the singular form shall be deemed to import the plural, and vice versa, as the case may demand.

§ 1599.3 *Institution of proceeding.* A proceeding under these regulations shall be instituted by the service of a notice upon the respondent by the regional attorney. The notice shall include a statement of the factual basis for, and the purpose of, the proceeding.

§ 1599.4 *Filing of answer and request for hearing.* The respondent may, within five days after service of the notice upon him, file a written answer with the regional attorney setting forth his position with respect to the matters contained in the notice and, if he so desires, the respondent may, as a part of his answer, request an opportunity to be

(Continued on p. 6227)

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1945 Supplement

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heard. The answer need not be in any particular form. The failure of respondent to file an answer shall constitute a waiver of any objection to the taking of such action as is deemed warranted.

§ 1599.5 *When a request for a hearing is not filed.* When the respondent fails to file an answer, or files an answer but does not request an opportunity to be heard, the regional attorney shall, on the basis of the information before him, including that contained in the answer, if such be filed, proceed as follows:

(a) When, for any reason, the regional attorney determines that the issues should be resolved in favor of respondent, he shall issue and cause to be served upon respondent, an order dismissing the proceeding;

(b) When, in the opinion of the regional attorney, the facts disclose that the proceeding should be terminated by the issuance of a warning letter, he may terminate the proceeding by serving a warning letter upon the respondent; or

(c) When the regional attorney determines that an order (including, but not limited to, an order suspending, revoking, or withdrawing, in any manner, any quota, license, subsidy, or authorization) should be issued against the respondent, the regional attorney shall make a recommendation therefor to the Administrator and transmit his recommendation, together with the docket and all the papers in the proceeding, to the Administrator.

§ 1599.6 *When a request for hearing is filed.* When, in connection with his answer, a respondent files with the regional attorney a request for a hearing, a notice fixing the time and place of the hearing shall be served on the respondent as hereinafter prescribed in these regulations: *Provided*, That, if the regional attorney determines that the information contained in the answer should result in resolving the issues in favor of the respondent, or if, for any other appropriate reason, the regional attorney determines the issues should be resolved in favor of the respondent, the regional attorney may, without a hearing, issue and serve upon the respondent such warning letter or order as the regional attorney deems advisable in finally disposing of the matter.

§ 1599.7 *Designation of presiding officer.* The hearing shall be conducted by a presiding officer designated, by the Solicitor or his representative, from among those persons authorized to hold hearings. No person who has any pecuniary interest in the outcome of the proceeding, who has participated in any investigation preceding the institution of the proceedings, or who is related to any of the parties to the proceeding, shall be designated to serve as presiding officer. In case of the absence, illness, resignation, or death of the presiding officer who has been assigned to a proceeding or in case the Solicitor or his representative determines that, for other good cause, the presiding officer should not act, the powers and duties to be performed by him in connection with the proceeding may be assigned to any other person authorized to hold hearings.

§ 1599.8 *Powers of presiding officer.* In any proceeding assigned to him, the presiding officer shall have power to:

(a) Rule upon motions and requests (all motions shall be in writing except that those made during the hearing may be stated orally);

(b) Adjourn the hearing from time to time and change the place of hearing (this power includes the right, for good cause shown, to continue the hearing so as to give the respondent an opportunity to appear where he has failed to appear at the designated time and place of hearing);

(c) Administer oaths or affirmations and take affidavits;

(d) Admit or exclude evidence;

(e) Issue subpenas requiring the attendance and testimony of witnesses and the production of books, papers, and other documentary evidence;

(f) Authorize, take, or order the taking of depositions;

(g) Hear oral arguments on facts or law;

(h) Consolidate hearings where he deems such consolidation appropriate;

(i) Issue notices of hearings; and

(j) Do all acts and take all measures necessary for the maintenance of order at the hearing and the efficient conduct of the proceeding.

§ 1599.9 *Notice of hearing.* Upon the receipt of a request for hearing, a presiding officer shall be designated as soon as practicable. The presiding officer, as soon as practicable, shall prepare and cause to be served upon the respondent a notice of hearing which shall fix a time and place for the hearing, require the respondent to appear before him at such time and place, and state that if the respondent does not appear as directed, such nonappearance shall be deemed a waiver of any objection to the taking of such action as is deemed warranted.

§ 1599.10 *Prehearing conferences.* In any proceeding in which it appears that such procedure will expedite the proceeding, the presiding officer may, at any time, request the parties or their counsel to confer with him to consider: (a) the simplification of the issues; (b) the possibility of obtaining stipulations of fact and agreements with respect to documents which may avoid the submission of documentary evidence and examination of witnesses; and (c) such other matters as may expedite and aid in the disposition of the proceeding. No transcript of such conference shall be made, but there shall be prepared and filed for the record a copy of any stipulations or agreements made as a result of the conference.

§ 1599.11 *Appearances.* Parties may appear at a hearing in person or by counsel.

§ 1599.12 *Contemptuous conduct.* Contemptuous conduct by any person at a hearing shall be ground for exclusion of the person from the hearing.

§ 1599.13 *Transcript of evidence.* Written transcript of the hearing is required. If the respondent desires a copy of the transcript, he must make seasonable request therefor and pay the regular charges therefor. Two legible copies of the transcript shall be furnished to the presiding officer within such time after completion of the taking of testimony as he shall direct. No transcript shall be made or considered part of the record until approved and certified by the presiding officer.

§ 1599.14 *Fees and mileage.* Witnesses who are subpenaed and who appear in the proceeding, including witnesses whose depositions are taken, shall be paid the same fees and mileage that are paid witnesses in the courts of the United States. Persons before whom depositions are taken shall be entitled to the same fees as are paid for like services in the courts of the United States, to be paid by the party at whose request the deposition is taken. The fees and mileage of witnesses shall be paid by the party at whose instance the witnesses appear, and claims therefor, as to witnesses subpenaed on behalf of the United States Department of Agriculture, shall be proved before the presiding officer and, as to witnesses subpenaed on behalf of any other party, shall be presented to such party.

§ 1599.15 *Depositions.* Upon the application of a party to the proceeding, the presiding officer may, at any time, order the taking of testimony by deposition. Applications for such an order shall be in writing. The presiding officer's order for the taking of a deposition shall be served upon the parties and shall state: (a) the time and place of the

examination; (b) the name of the officer before whom the examination is to be made; and (c) the name of the deponent. The deposition shall be taken before the presiding officer, or before an officer authorized by the law of the United States or by the law of the place of the examination to administer oaths, or before a person authorized by the Secretary of Agriculture to administer oaths. The deponent shall be examined under oath or affirmation and shall be subject to cross-examination. The testimony of the deponent shall be recorded by the officer or by some person under his direction and in his presence. The officer shall certify on the deposition that the deponent was duly sworn by him and that the deposition is a true record of the deponent's testimony. He shall then securely seal the deposition, together with two copies thereof, in an envelope and mail the same to the presiding officer when the deposition is not taken before the presiding officer. A deposition ordered and taken in accordance with the provisions of this section may be placed in evidence by any of the parties to the proceeding if the presiding officer finds that the contents thereof are otherwise admissible as evidence in the proceeding.

§ 1599.16 *Defaults and admissions.* (a) The failure of a respondent to appear at a hearing shall be deemed a waiver by him of the right to an opportunity to be heard and of any objection by him to the taking of such action as is deemed warranted by the facts. On such failure of the respondent to appear, the presiding officer shall prepare a certification of the nonappearance of the respondent for the record and may take such action as the regional attorney is allowed to take by § 1599.5 of these regulations.

(b) Upon the admission at the hearing by the respondent of the facts alleged in the notice served upon him, the presiding officer shall prepare a formal statement of such admission for the record. The presiding officer may, in his discretion, permit the introduction of evidence with respect to mitigating circumstances and conditions which will tend to assist in the determination of the nature of the final action to be taken. The presiding officer shall make a recommendation concerning the final action to be taken and forward the docket containing the record of the proceeding and his recommendation to the Administrator. The Administrator may thereupon take such action as is prescribed by § 1599.24 of these regulations.

§ 1599.17 *Evidence.* The testimony of witnesses at a hearing shall be upon oath or affirmation and subject to cross-examination. Any witness may, at the discretion of the presiding officer, be examined separately and apart from all other witnesses except those who are parties to the proceeding. The rules of evidence prevailing in courts of law and equity shall not be controlling. The test of admissibility shall be the reliability, relevancy, and probative force of the evidence offered. The grounds of any objection to the admission or rejection of any evidence may be briefly stated. The transcript shall not include argument except as permitted by the presiding officer. The ruling of the presiding officer shall be a part of the transcript. The presiding officer shall mark all of the exhibits received in evidence. Whenever practicable, an exhibit should be submitted with three copies. The refusal of a witness at a hearing to answer any question which has been ruled to be proper shall, in the discretion of the presiding officer, be ground for striking out all testimony previously given by such witness as to all matters. Affidavits may be received at the discretion of the presiding officer if the evidence is otherwise admissible.

§ 1599.18 *Manner of service.* Service of all documents required by these regulations to be served shall be made by personal service or registered mail.

§ 1599.19 *Personal service.* Personal service shall be made upon an individual other than an infant by delivering a copy of the document to him personally or by leaving a copy thereof at his dwelling house or usual place of abode with some person of suitable age and discretion then residing therein, or by leaving a copy thereof with his agent or a responsible individual at his usual place of business, or by delivering a copy of such paper to an agent authorized by appointment or by law to receive service of process. Personal service shall be made upon an infant by serving such papers in the manner prescribed by the law of the State in which service is made for the service of summons or other like process upon any such person in an action brought in the courts of general jurisdiction of that State. Personal service shall be made upon a domestic or foreign corporation or upon a partnership or other unincorporated association which is subject to suit under a common name by delivering a copy of such papers to an officer, a managing or general agent, or to any other agent authorized by appointment or by law to receive service of process and, if the agent is one authorized by statute to receive service and the statute so requires, by also mailing a copy to such person.

§ 1599.20 *Registered mail.* Documents shall be served by registered mail by causing to be registered and mailed a copy addressed to the individual, partnership, corporation, organization, or association, who is the respondent, at his, or its, last-known residence, principal office, or place of business.

§ 1599.21 *Proof of service.* When service has been effected, the person making such service shall prepare the proof of service as follows: (a) In case of personal service, he shall execute a certificate showing the date, time, and place where service was effected, and the person upon whom service was effected, and the nature of the document served; and (b) in the case of service by registered mail, he shall execute a certificate showing the date and time of mailing, the place to which the document was mailed, the person to whom it was addressed, and the nature of the document mailed, and shall attach thereto the registered mail receipt. The certificate in both cases shall disclose that the person making such service was not a party to the proceeding and was over 18 years of age.

§ 1599.22 *When answer or request for hearing shall be deemed filed.* An answer or a request for hearing shall be deemed to have been filed on the date of mailing, as evidenced by the post mark at the place of mailing, or, if otherwise delivered to the office of the regional attorney, on the date of such delivery, as evidenced by the time it is marked "filed" in such office.

§ 1599.23 *Record.* (a) As soon as practicable after the close of the hearing, the presiding officer shall certify to the Administrator an original and one copy of the record of the proceeding which shall contain the following:

(1) The procedural documents, including the initiating notice, the notice of hearing, and the certifications of service;

(2) A transcript of the evidence received at the hearing, or other documents which have been received by the presiding officer;

(3) Briefs, if any, received by the presiding officer; and

(4) The presiding officer's recommendation.

§ 1599.24 *Issuance and service of orders by the Administrator.* The Administrator, upon receipt of a docket containing all of the papers in the proceeding, may prepare and issue such order as may be required to effectuate the disposition of the proceeding in the manner determined by him. The final order of the Administrator shall be served upon the respondent. The order shall not take effect until five days after the service thereof, or if an application for a stay is made within such five-day period, until the expiration of five days after the service of an order denying the stay.

§ 1599.25 *Reconsideration.* The respondent may, within five days after the final order of the Administrator is served on him, apply in writing to the Administrator for reconsideration. The filing of such an application shall not stay the effect of the order unless it is otherwise directed. Facts or arguments bearing on the merits of the policy embodied in the priority or allocation order or regulation violated will not be considered.

§ 1599.26 *Modification or revocation of orders.* The Administrator may, for good cause shown, modify or revoked any order issued pursuant to these regulations. This action may be taken upon his own initiative or upon application made by persons affected by the operation of these regulations.

§ 1599.27 *Conduct of pending proceedings.* Unless the Administrator shall otherwise order, all proceedings initiated under War Food Order 78–1 prior to this amendment and pending on the effective date hereof, shall be conducted and concluded in accordance with the provisions applicable at the time the proceedings were instituted.

Effective date. This order shall become effective at 12:01 a. m., e. s. t., on June 7, 1946.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087; WFO 78, Amendment 2, 10 F.R. 13041; 11 F.R. 5105)

Issued this 5th day of June 1946.

[SEAL] ROBERT H. SHIELDS,
Administrator, Production and Marketing Administration.

[F. R. Doc. 46–9622; Filed, June 6, 1946; 1:14 p. m.]

TITLE 6—AGRICULTURAL CREDIT

Chapter II—Production and Marketing Administration (Commodity Credit Corporation)

PART 271—1946 CROP FLAXSEED PRODUCTION PAYMENTS

OFFER TO MAKE PAYMENTS

Sec.
271.1 Introduction.
271.2 Definitions.
271.3 Payments.
271.4 Duplicate payments.
271.5 Rates of payments.
271.6 Prerequisites for payment.
271.7 Method of payment.
271.8 Right to declare claims invalid.
271.9 Assignment and set-off.
271.10 Death, incompetency, or other disability of eligible producer.
271.11 Lost, stolen, or destroyed drafts.
271.12 Instructions and interpretations.
271.13 Revocation or modification.

AUTHORITY: §§ 271.1 to 271.13, inclusive, issued under 59 Stat. 50; 60 Stat. 57; 15 U.S.C. 713a–8 (a) (Supp. IV); 15 U.S.C. 713 (Supp. IV) E.O. 9250, 7 F.R. 7871.

§ 271.1 *Introduction.* In an effort to maintain and increase the production of flaxseed to alleviate domestic shortages of linseed oil and meal, the United States Department of Agriculture, through the Commodity Credit Corporation (herein called "Commodity"), a corporate agency of the United States, pursuant to this announcement, hereby offers to make flaxseed production payments to eligible producers of eligible flaxseed within the continental United States (except Alaska) in the manner and subject to the terms and conditions specified in this offer.

§ 271.2 *Definitions.* As used in this part:

(a) The term "eligible producer" means any individual, partnership, association, business trust, corporation, or any organized group of persons, whether incorporated or not (including the States and any subdivisions thereof), producing, as landowner, landlord, or tenant, and selling in normal trade channels, eligible flaxseed.

(b) The term "eligible flaxseed" means flaxseed harvested in the continental United States (except Alaska) in 1946, and sold into normal trade channels prior to March 1, 1947, in Oklahoma, Texas, Arizona, or California, or prior to June 1, 1947, in any other state; the beneficial interest in such flaxseed at all times prior to such sale having either been in the person making such sale or in a former producer whom such person succeeded before the flaxseed was harvested: *Provided,* That flaxseed harvested on or after July 1, 1946, shall not be eligible flaxseed unless legislation is enacted by Congress authorizing the making of payments with respect to such flaxseed.

§ 271.3 *Payments.* Payments under this part will be made upon compliance with the terms and conditions specified herein to any eligible producer with respect to any eligible flaxseed heretofore or hereafter produced and sold into normal trade channels by him.

§ 271.4 *Duplicate payments.* Commodity will not make more than one payment with respect to any eligible flaxseed.

§ 271.5 *Rates of payment.* The rate of payment hereunder for any eligible flaxseed produced and sold by an eligible producer shall be the amount by which the support price of such flaxseed at the place of sale exceeds the maximum price of such flaxseed at the time and place of sale as established by regulations of the Office of Price Administration.

The support price for U. S. No. 1 flaxseed (excluding dockage) per bushel, bulk, delivered other than by truck at the following terminal basing points is as follows:

	Per bushel
Minneapolis, Duluth and Red Wing, Minn.	$3.60
Milwaukee, Wis.	3.60
Chicago, Ill.	3.60
Portland, Oreg.	3.60
Emporia and Fredonia, Kans.	3.45
Corpus Christi, Harlingen and Houston, Tex.	3.40

The support price for U. S. No. 1 flaxseed (excluding dockage) per bushel, bulk, delivered by truck or otherwise at the following terminal basing points is as follows:

	Per bushel
San Francisco, Oakland, Berkeley, Los Angeles, Long Beach, Wilmington, Buena Park and Fresno, Calif.	$3.85

The support price for any other delivery of flaxseed may be determined by applying to the above support prices the same differentials as are provided by MPR 397 as in effect on May 1, 1946, between the maximum price for deliveries as above described and the maximum price for such other delivery of flaxseed.

§ 271.6 *Prerequisites for payment.* Payment hereunder shall be made to any eligible producer who:

(a) Files an application in such form as shall be approved or prescribed by Commodity and the county agricultural conservation committee for the county in which the eligible flaxseed is grown.

(b) Supplies with such application for payment evidence with respect to his eligibility to receive payments as provided in this offer which the County Agricultural Conservation Committee determines to be satisfactory pursuant to instructions by Commodity.

Commodity may limit the time within which applications may be filed or evidence supplied by public notice filed with the Division of the Federal Register not less than ten days prior to the effective time of such limitation.

§ 271.7 *Method of payment.* Payment hereunder, on the basis of each such application for payment which has been approved by the appropriate county agricultural conservation committee, shall (unless Commodity otherwise directs) be made by a non-interest-bearing draft drawn by such county agricultural conservation committee or other drawer designated by Commodity on Commodity and payable at a Federal Reserve Bank. Such draft shall be made payable to the person shown in the corresponding application for payment to be the eligible producer, except as provided in § 271.10. Each draft shall be given a serial number and shall be delivered to the eligible producer. The making of any payment on the basis of an approved application for payment filed hereunder shall not constitute a final determination of the validity or amount of the claim represented thereby. Any applicant who is determined by Commodity acting through the applicable county agricultural conservation committee (or such other agent as may be designated) to have filed a wilfully falsified application pursuant to this part, shall be deemed ineligible for the payment for which such claim is filed. Payments made on an application later determined to be wilfully falsified shall be repaid by the applicant. If it is determined that an improper application resulted from factors beyond the knowledge and control of the applicant, Commodity acting through the appropriate county agricultural conservation committee (or such other agent as may be designated) may accept a revised application and pay the amount which it deems proper. The provisions of this section shall not preclude legal action under the Criminal Code of the United States against any producer who submitted an application for payment under this part for an amount in excess of the amount which would be proper in accordance with the terms of the part.

§ 271.8 *Right to declare claims invalid.* Commodity shall have the right to declare invalid in whole or in part, any claim which is not in compliance with the terms and conditions of this offer and any claim filed by an applicant who, in the judgment of the Price Administrator, had wilfully violated any flax-seed regulation or order issued by the Price Administrator. Commodity shall also have the right to declare invalid, in whole or in part, any claim filed by an applicant concerning whom the Office of Price Administration has certified that in any civil action or proceeding (including a proceeding before a hearing commissioner) against such applicant it has been determined that the applicant has violated any substantive provision of any flax-seed regulation or order issued by the Price Administrator. If such de-

termination is finally reversed, payment withheld under this section will be made by Commodity.

§ 271.9 *Assignment and set-off.* Payments due or to become due hereunder shall not be subject to assignment, attachment, garnishment, or levy. Payments hereunder shall be subject to set-offs for indebtedness of the applicant to the United States of America or any agency or corporation thereof and this part is expressly made subject to this provision for set-offs.

§ 271.10 *Death, incompetency, or other disability or eligible producer.* In case of death, incompetency, or disappearance of an eligible producer, application for any payment hereunder may be made by any person who, under the regulations contained in ACP–122, as amended, issued by the Field Service Branch, Production and Marketing Administration, would be entitled to payment. In case of infancy, bankruptcy, dissolution, or other disability of the eligible producer, payments will be made to a representative only in accordance with specific instructions issued by Commodity.

§ 271.11 *Lost, stolen or destroyed drafts.* In the event any executed draft shall be lost, stolen, or destroyed, the fact of such loss, theft, or destruction shall be reported immediately to the office of the applicable county agricultural conservation committee and, in such event, the issuance of a duplicate draft shall be subject to such conditions as Commodity shall, from time to time prescribe.

§ 271.12 *Instructions and interpretations.* Commodity shall have the right to supplement or clarify any provision of this part or alter any procedure contained herein at any time by the issuance of instructions or interpretations in connection therewith.

§ 271.13 *Revocation or modification.* This part, or any extension hereof, may be partially or wholly revoked, modified, or amended by Commodity with respect to any producer at any time upon notice to such producer, or with respect to all producers, by Commodity giving public notice of such modification, revocation, or amendment. Such public notice may be given by filing of the notice with the Division of the Federal Register. Notwithstanding any such revocation, modification, or amendment, payment will be made with respect to eligible flaxseed sold into normal trade channels prior to the effective time of any such revocation, modification, or amendment.

Issued this 6th day of June 1946.

[SEAL] COMMODITY CREDIT CORPORATION,
ROBERT H. SHIELDS,
President.

Attest:

MARION M. CRUMPLER,
Assistant Secretary.

[F. R. Doc. 46–9642; Filed, June 6, 1946; 4:17 p. m.]

TITLE 8—ALIENS AND NATIONALITY

Chapter I—Immigration and Naturalization Service

PART 110—PRIMARY INSPECTION AND DETENTION

DESIGNATION OF TOK JUNCTION, ALASKA, AS CLASS A PORT OF ENTRY

MAY 27, 1946.

Section 110.1, Title 8, Chapter I, Code of Federal Regulations is amended by inserting "Tok Junction, Alaska" between "Skagway, Alaska" and "Astoria, Oreg." in the list of Class A ports of entry in District No. 12.

This order shall become effective on the date of its publication in the FEDERAL REGISTER.

(Sec. 23, 39 Stat. 892, sec. 24, 43 Stat. 166, sec. 37 (a), 54 Stat. 675; 8 U.S.C. 102, 222, 458; sec. 1, Reorg. Plan No. V (3 CFR, Cum. Supp., Ch. IV); 8 CFR, 1943 Supp., 90.1)

T. B. SHOEMAKER,
Acting Commissioner.

Approved: June 6, 1946.

TOM C. CLARK,
Attorney General.

[F. R. Doc. 46–9625; Filed, June 6, 1946; 3:17 p. m.]

TITLE 14—CIVIL AVIATION

Chapter I—Civil Aeronautics Board

[Regs., Serial No. 353–A]

PART 40—AIR CARRIER OPERATING CERTIFICATION

AIRCRAFT RADIO EQUIPMENT

Noncompliance with the requirements of § 40.253 of the Civil Air Regulations with respect to the certification of aircraft radio equipment.

Effective June 1, 1946, Special Civil Air Regulation Serial Number 353 is amended by striking the words "June 1, 1946" and inserting in lieu thereof the words "October 1, 1946."

Adopted by the Civil Aeronautics Board at its office in Washington, D. C., on the 31st day of May 1946.

(52 Stat. 984, 1007; 49 U.S.C. 425, 551)

By the Civil Aeronautics Board.

[SEAL] FRED A. TOOMBS,
Secretary.

[F. R. Doc. 46–9653; Filed, June 7, 1946; 10:30 a. m.]

[Regs., Serial No. 368]

PART 224—TARIFFS

APPLICATION FOR SPECIAL TARIFF PERMISSION

Adopted by the Civil Aeronautics Board at its office in Washington, D. C., on the 4th day of June 1946. (Amendment No. 2 of § 224.1 of the Economic Regulations.)

The Civil Aeronautics Board, acting pursuant to the Civil Aeronautics Act of 1938, as amended, particularly sections 205 (a) and 403 (a) thereof, hereby makes and promulgates the following regulation:

Effective on June 4, 1946, paragraph (p) of § 224.1 of the Economic Regulations is hereby amended by adding thereto a new subparagraph (9) to read as follows:

(9) Any air carrier or foreign air carrier is hereby authorized to make tariff changes upon less than statutory notice without further action by the Board upon the following conditions having been fulfilled:

(i) An application for permission to make tariff changes upon less than statutory notice has been duly filed in the form and setting forth the information required by this paragraph; and

(ii) Such application has been approved in writing by the Director of the Economic Bureau of the Board; and

(iii) The changes shall be made upon such notice as is approved by the Director of the Economic Bureau, and shall be only those specified in the application.

In all other cases, tariff changes shall be made upon less than statutory notice only when and to the extent that a particular application therefor has been approved by the Board.

The Director of the Economic Bureau may approve or disapprove in writing (*a*) any application which has as its only purpose the correction of mechanical, clerical or administrative errors, or (*b*) any application the disposition of which does not involve new and substantial questions of policy, but in acting upon any such application the Director shall be governed by and act in accordance with the provisions of this paragraph. The Director may refer any application to the Board for disposition, and shall so refer any application which he is not hereby authorized to approve or disapprove.

Any application disapproved by the Director pursuant to this subparagraph is hereby denied, subject to review by the Board as hereinafter provided. In the event of such disapproval, an applican may within five days after it has received written notice thereof file a written request for review of the denial resulting from such disapproval.

The Board will thereupon review the matter and enter an order finally disposing of the application.

(Sec. 205 (a), 52 Stat. 984, 49 U.S.C. 425 (a); sec. 403 (a), 52 Stat. 992, 49 U.S.C. 483 (a))

By the Civil Aeronautics Board.

[SEAL] FRED A. TOOMBS,
Secretary.

[F. R. Doc. 46–9654; Filed, June 7, 1946; 10:30 a. m.]

TITLE 22—FOREIGN RELATIONS

Chapter I—Department of State

Subchapter B—The Foreign Service

[Foreign Service Reg. S–18]

PART 118—PROTECTION OF SEAMEN

SHIPMENT OF SEAMEN

Pursuant to the authority vested in me by R. S. 161 (5 U.S.C. 22); by Executive Order 9452 of June 26, 1944 (3 CFR, 1944 Supp., 66), as amended by Executive Order 9514 of January 18, 1945 (10 F.R. 771); and by Executive Order 9521 of February 13, 1945 (10 F.R. 1991), this regulation is prescribed to constitute section 2 of Chapter XVIII of the Foreign Service Regulations of the United States in place of the present language of said section 2 (§ 81.2, 10 F.R. 6433, as renumbered at 11 F.R. 2679).

§ 118.2 *Shipment of seamen.* When a seaman is shipped before a consular officer at a foreign port, the consular officer shall make certain that the seaman understands all the terms of the contract and the exact nature of the work for which he is engaged. The consular officer shall then require the seaman to sign both copies of the shipping agreement, and attach to each one executed copy of Form No. 16. When the shipment of a seaman at another port is reported to a consular officer for certification, the officer shall assure himself that the seaman understands and has signed the shipping agreement as required. He shall then attest both copies of the shipping agreement and attach copies of Form No. 16.

Whenever Form No. 16 is executed a copy shall be transmitted by air mail to the Merchant Marine Personnel Records and Welfare Section, United States Coast Guard, via the Shipping Division, Department of State.

Section 2 of Foreign Service Regulation S–10, issued May 23, 1945 (10 F.R. 6433), establishing section XVIII–2 of the Foreign Service Regulations of the United States is hereby revoked and has no further force and effect.

This regulation shall become effective immediately upon registration in the Division of the Federal Register.

For the Secretary of State.

[SEAL] DONALD RUSSELL,
Assistant Secretary.

[F. R. Doc. 46–9700; Filed, June 7, 1946; 11:50 a. m.]

Chapter III—Proclaimed List of Certain Blocked Nationals

[Revision X, December 20, 1945, Cum. Supp. 3]

ADMINISTRATIVE ORDER

By virtue of the authority vested in the Secretary of State, acting in conjunction with the Secretary of the Treasury, the Attorney General, and the Secretary of Commerce, by Proclamation 2497 of the President of July 17, 1941 (6 F.R. 3555),[1] Cumulative Supplement 3 containing certain additions to, amendments to, and deletions from The Proclaimed List of Certain Blocked Nationals, Revision X of December 20, 1945 (10 F.R. 15335), is hereby promulgated.[2]

By direction of the President.

[SEAL] JAMES F. BYRNES,
Secretary of State.
O. MAX GARDNER,
Acting Secretary of the Treasury.
TOM C. CLARK,
Attorney General.
H. A. WALLACE,
Secretary of Commerce.

JUNE 6, 1946.

[F. R. Doc. 46–9641; Filed, June 6, 1946; 4:06 p. m.]

[1] This proclamation mentions the Administrator of Export Control. Under Executive Order 9630, of Sept. 27, 1945 (10 F.R. 12245), the Secretary of Commerce now has responsibility for the administration of export control, having assumed this responsibility on Oct. 20, 1945. This proclamation also mentions the Coordinator of Commercial and Cultural Relations between the American republics. Under Executive Order 9710 of April 10, 1946 (11 F.R. 3941) the Office of Inter-American Affairs, successor to the Coordinator of Commercial and Cultural Relations, was terminated effective at the close of business May 19, 1946.

[2] Filed with the Division of the Federal Register in the National Archives. Requests for printed copies should be addressed to the Federal Reserve banks or the Department of State.

TITLE 24—HOUSING CREDIT

Chapter II—Federal Savings and Loan System

[Bulletin 61]

PART 207—POWERS OF CONSERVATOR AND CONDUCT OF CONSERVATORSHIPS

DELEGATION BY CONSERVATOR

JUNE 6, 1946.

The rules and regulations for the Federal Savings and Loan System are hereby amended by adding thereto, immediately after § 207.11 thereof, the following new section:

§ 207.12 *Delegation by conservator.* The conservator may delegate to such persons as he may designate any or all of the powers and authorities vested in the conservator by or under §§ 207.3, 207.5, 207.6, and 207.7. Without any limitation on the applicability of this section to other conservatorships, this section shall apply to any conservatorship existing at the time of the amendment effected by the adoption of this section, and to the conduct of and procedure under any conservatorship so existing.

(Sec. 5 (a), (d) of H. O. L. A. of 1933, 48 Stat. 132, 133; 12 U.S.C. 1464 (a), (d); E.O. 9070, 7 F.R. 1529)

This amendment is deemed to be of an emergency character within the meaning of § 201.2 of the rules and regulations for the Federal Savings and Loan System.

HAROLD LEE,
Deputy Federal Home Loan Bank Commissioner.

[F. R. Doc. 46–9643; Filed, June 6, 1946; 4:24 p. m.]

TITLE 32—NATIONAL DEFENSE

Chapter VIII—Office of International Trade, Department of Commerce

Subchapter B—Export Control

[Amdt. 197]

PART 801—GENERAL REGULATIONS

PROHIBITED EXPORTATIONS

Section 801.2 *Prohibited exportations* is hereby amended as follows:

The list of commodities set forth in paragraph (b) is amended by deleting therefrom the following commodities:

Dept. of Comm. Sched. B No.	*Commodity*
035650	Handbag leather, lamb and sheep.
617900	Padlocks, iron, steel, brass and bronze.
658998	Padlocks of zinc, die cast.
692205	Platinum bars, ingots, sheets, wire, sponge and other forms (include scrap).
692905	Platinum manufactures (include crucibles).

(Sec. 6, 54 Stat. 714; 55 Stat. 206; 56 Stat. 463; 58 Stat. 671; 59 Stat. 270; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; E.O. 9630, 10 F.R. 12245; Order No. 390, 10 F.R. 13130)

Dated: June 5, 1946.

JOHN C. BORTON,
Director,
Requirements and Supply Branch.

[F. R. Doc. 46–9647; Filed, June 7, 1946; 10:21 a. m.]

[Amdt. 198]

PART 801—GENERAL REGULATIONS

PROHIBITED EXPORTATIONS

Section 801.2 *Prohibited exportations* is hereby amended as follows:

The list of commodities set forth in paragraph (b) is amended by adding thereto the following commodities:

Dept. of Com. Sched. B No.	Commodity	Unit	G.L.V. dollar value limits country group	
			K	E
609200	Wire nails	Lb	1	1
609500	Other nails and staples. (Report horseshoe nails in 609600, staples for office use or paper stapling machines in 677700, and tacks in 609400.)	Lb	1	1
606100	Iron and steel wire, uncoated (plain, stainless and alloy steel included)	Lb	1	1
983200	Candles	Lb	1	1

Shipments of any of the above commodities removed from general license, which were on dock, on lighter, laden aboard an exporting carrier, or in transit to a port of exit pursuant to an actual order for export prior to the effective date of this amendment may be exported under the previous general license provisions.

This amendment shall become effective immediately.

(Sec. 6, 54 Stat. 714; 55 Stat. 206; 56 Stat. 463; 58 Stat. 671; 69 Stat. 270; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; E.O. 9630, 10 F.R. 12245; Order No. 390, 10 F.R. 13130)

Dated: June 7, 1946.

JOHN C. BORTON,
Director,
Requirements and Supply Branch.

[F. R. Doc. 46-9648; Filed, June 7, 1946; 10:21 a. m.]

Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong.; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

PART 3290—TEXTILE, CLOTHING AND LEATHER

[Conservation Order M-328B, Direction 12]

USE OF CC RATINGS IN SECOND QUARTER OF 1946 UNDER SCHEDULES C, J AND K

The following direction is issued pursuant to Conservation Order M-328B:

(a) *Purpose.* This direction makes certain adjustments in the authorizations issued under Conservation Order M-328B on form CPA-3732 for the second quarter of 1946. These changes are being made because some applicants, in showing their base period production of certain items, appear to have included items produced during the base period for sale at prices above the prices specified in schedules C, J and K of that order, contrary to the rules in the order and its schedules. Authorizations are therefore being reduced in these cases; and the authorizations to those persons whose applications were properly made in this respect are increased for many items. To the extent that the rules in this direction differ from those in Order M-328B or its schedules, this direction is controlling.

(b) *Quantities of fabric which may be obtained with ratings*—(1) *By manufacturers reporting base production above cut-off prices.* Any manufacturer who filed an application for priorities assistance under Order M-328B for the second quarter of 1946, and included, in the statement of his base period production of any item (in column (d) on page 2 of form CPA-3732 under "Production and Requirements"), any quantity of the item which was produced for sale at a price above the price listed for that item in the applicable schedule of Order M-328B, shall not use the CC rating authorized on form CPA-3732 for the second quarter of 1946 to get more than the following quantities of material (and the quantities authorized in columns (l), (m), (n) and (o) are reduced accordingly):[1] Yardages of body fabric and components equal to 70% of the yardages required to produce the quantity of the item actually produced by him in the base period used in his application, for sale at or below the price listed in the schedule. In computing these yardages, the yards required per garment or per dozen garments shall not be greater than that reported in column (f) of his application.

Since price is defined in paragraph (b) (6) of M-328B as the manufacturer's list price, any item produced in the base period for sale at a list price higher than that specified in the applicable schedule should not have been reported as part of base period production, and may not be treated as such under this direction, even though sold, by discounting the list price, at a sales price at or below the price listed in the schedule.

(2) *By manufacturers reporting base period production within cut-off prices.* Any manufacturer who received an authorization under Order M-328B on form CPA-3732 for the second quarter of 1946 for material to make any items (except items No. 38 and 39 in schedule C), and included in the statement of his base period production of any item (column (d) of form CPA-3732) only that quantity of the item which was produced for sale at a price at or below the price listed for that item in the applicable schedule of Order M-328B, may use a CC rating for the second quarter of 1946 to get either of the following quantities of material (whichever is greater):

(i) The yardage authorized on form CPA-3732; or

(ii) Yardages of body fabrics and components equal to 70% of the yardage required to produce the quantity of the item actually produced by him in the base period used in his application for sale at or below the price listed in the schedule. In computing these yardages, the yards required per garment or per dozen garments shall not be greater than that reported in column (f) of his application.

(3) *By other manufacturers.* Any manufacturer who received an authorization under Order M-328B on form CPA-3732 for the second quarter of 1946, and did not report any base period production of an item, and any manufacturer receiving an authorization for material to make men's and ladies' handkerchiefs (Items No. 38 and 39 of schedule C), may use a CC rating only in accordance with his authorization.

(c) *Adjustments in rated orders.* (1) Any person who has placed CC rated orders for more yardage than he is authorized to receive under this direction must immediately unrate or cancel orders for the excessive yardage.

(2) Any person who has unrated or cancelled orders after receipt of his second quarter authorization, in accordance with paragraph (e) (3) of Order M-328B, but is now authorized under paragraph (b) (2) of this direction to use the CC rating for greater yardages than permitted under the authorization issued to him for the second quarter, may use the rating immediately to the extent authorized by this direction, but must first apply the rating to existing unrated and unfilled orders, in accordance with paragraph (f) (6) of Order M-328B.

(d) *Reports of base period production.* Each manufacturer who filed an application under Order M-328B on form CPA-3732 for the second quarter of 1946, and reported in column (d) of that form a base period production of any item, shall, on or before June 17, 1946 file a report on form CPA-4460 in accordance with the instructions in that form. This reporting requirement has been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(e) *Past violations not affected by this direction.* This direction does not affect any liabilities incurred for violation of Order M-328B or its schedules or of actions taken by the Civilian Production Administration under that order or its schedules.

Issued this 5th day of June 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-9564; Filed, June 5, 1946; 4:46 p. m.]

Chapter XI—Office of Price Administration

PART 1305—ADMINISTRATION

[SO 132,[2] Amdt. 36]

PACKAGED HOPS

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

Supplementary Order No. 132 is amended in the following respect:

In section 1 (f) the following item is added in alphabetical order.

Packaged hops of the 1945 crop of hops.	

This amendment shall become effective this 7th day of June 1946.

Issued this 7th day of June 1946.

PAUL A. PORTER,
Administrator.

Approved: May 29, 1946.

CLINTON P. ANDERSON,
Administrator.

[F. R. Doc. 46-9673; Filed, June 7, 1946; 11:32 a. m.]

PART 1347—PAPER, PAPER PRODUCTS, RAW MATERIALS FOR PAPER AND PAPER PRODUCTS, PRINTING AND PUBLISHING

[MPR 307,[3] Amdt. 6]

WAXED PAPERS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 307 is amended in the following respects:

1. In Appendix A (a) (1), a footnote reference [18] is inserted after the words "Maximum price" in subdivision (i), and footnote [18] is added to read as follows:

[18] To the maximum price per cwt. there may be added an amount not in excess of $0.50 per cwt.: *Provided, however,* That if the manufacturer has been granted an individual adjustment in his maximum price by the Office of Price Administration, he may continue to charge the individually adjusted price, or he may charge the price arrived at by adding $0.50 per cwt. to the maximum price as set forth above, whichever is the higher, but he shall in no event add the $0.50 per cwt. to the individually adjusted price.

[1] 10 F.R. 14954, 15170; 11 F.R. 296, 297, 881, 1102, 1467, 2378, 2640, 2989, 2927, 3247, 3396, 4021, 4090, 4861, 5066.

[2] 8 F.R. 1389, 17484; 9 F.R. 945, 7936; 10 F.R. 14164; 11 F.R. 845.

2. In Appendix B (a) a footnote reference [18] is inserted after the words "Maximum price per cwt." in subparagraphs (1), (2) and (3), and a footnote [18] added to read as follows:

[18] To the maximum price per cwt. there may be added an amount not in excess of $0.50 per cwt.: *Provided, however,* That if the manufacturer has been granted an individual adjustment in his maximum price by the Office of Price Administration, he may continue to charge the individually adjusted price, or he may charge the price arrived at by adding $0.50 per cwt. to the maximum price as set forth above, whichever is the higher, but he shall in no event add the $0.50 per cwt. to the individually adjusted price.

3. In Appendix C (a), a footnote reference [18] is inserted after the words "Maximum price" in subparagraphs (1) and (2), and a footnote [18] is added to read as follows:

[18] To the maximum price per cwt. there may be added an amount not in excess of $0.50 per cwt.: *Provided, however,* That if the manufacturer has been granted an individual adjustment in his maximum price by the Office of Price Administration, he may continue to charge the individually adjusted price, or he may charge the price arrived at by adding $0.50 per cwt. to the maximum price as set forth above, whichever is the higher, but he shall in no event add the $0.50 per cwt. to the individually adjusted price.

4. In Appendix D (a), a footnote reference [18] is inserted after the words "Maximum prices per cwt." in the table of prices contained in subparagraphs (1), (2), (3), (4), and (5), and a footnote [18] is added to read as follows:

[18] To the maximum price per cwt. there may be added an amount not in excess of $0.50 per cwt.: *Provided, however,* That if the manufacturer has been granted an individual adjustment in his maximum price by the Office of Price Administration, he may continue to charge the individually adjusted price, or he may charge the price arrived at by adding $0.50 per cwt. to the maximum price as set forth above, whichever is the higher, but he shall in no event add the $0.50 per cwt. to the individually adjusted price.

5. In Appendix E (a), a footnote reference 9a is inserted after the words "Maximum price" in subparagraphs (1) (i), (2) (i) and (3) (i), and a footnote 9a is added to read as follows:

[9a] To the maximum price per cwt. there may be added an amount not in excess of $0.50 per cwt.: *Provided, however,* That if the manufacturer has been granted an individual adjustment in his maximum price by the Office of Price Administration, he may continue to charge the individually adjusted price, or he may charge the price arrived at by adding $0.50 per cwt. to the maximum price as set forth above, whichever is the higher, but he shall in no event add the $0.50 per cwt. to the individually adjusted price.

6. In Appendix F (a), a footnote reference 10a is inserted after the words "Maximum price" in subparagraph (1), and a footnote 10a is added to read as follows:

[10a] To the maximum price per cwt. there may be added an amount not in excess of $0.50 per cwt.: *Provided, however,* That if the manufacturer has been granted an individual adjustment in his maximum price by the Office of Price Administration, he may continue to charge the individually adjusted price, or he may charge the price arrived at by adding $0.50 per cwt. to the maximum price as set forth above, whichever is the higher, but he shall in no event add the $0.50 per cwt. to the individually adjusted price.

7. In Appendix G a new paragraph (d) is added to read as follows:

(d) Notwithstanding any provision of paragraph (a), (b) or (c), the manufacturer may add to the maximum price computed pursuant to paragraph (a) or (b), or established by the Office of Price Administration pursuant to paragraph (c), an amount not in excess of $0.50 per cwt: *Provided, however,* That if the manufacturer has been granted an individual adjustment in his maximum price by the Office of Price Administration, he may continue to charge the individually adjusted price, or he may charge the price arrived at by adding $0.50 per cwt. to the maximum price as set forth above, whichever is the higher, but in no event shall he add the $0.50 to the individually adjusted price.

This amendment shall become effective June 7, 1946.

Issued this 7th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9668; Filed, June 7, 1946; 11:30 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[FPR 3, Supp. 9]

DISTILLERS' DRIED PRODUCTS

A statement of the considerations involved in the issuance of this supplement, issued simultaneously herewith, has been filed with the Division of the Federal Register.

ARTICLE I—GENERAL PROVISIONS

Sec.

1. Explanation of the relation of this supplement to Food Products Regulation No. 3.
2. Applicability.
3. Sales at other than maximum prices.
4. Definitions.
5. Other provisions of general applicability.

ARTICLE II—PRICING PROVISIONS

6. Base per ton prices for distillers' dried products.
7. Maximum prices for sales by processors.
8. Maximum prices for sales by trucker-merchants.
9. Maximum prices for sales by jobbers and car door sellers.
10. Maximum prices for sales by wholesalers and retailers.
11. Charges for sacks.

AUTHORITY: Secs. 1 to 11, inclusive (§ 1351.-484), issued under 56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; E.O. 9599, 10 F.R. 10155; E.O. 9651, 10 F.R. 13487; E.O. 9697, 11 F.R. 1691.

ARTICLE I—GENERAL PROVISIONS

SECTION 1. *Explanation of the relation of this supplement to Food Products Regulation No. 3.* Not all of the provisions affecting maximum prices for sales of distillers' dried products are stated in this supplement. Those which are not specifically set forth here are stated in Food Products Regulation No. 3, and they are just as much a part of this supplement as if they were printed here.

The particular sections of Food Products Regulation No. 3 which are applicable to this supplement are listed in appropriate places in the provisions which follow. When an applicable section of the regulation is amended, the amendment is also applicable to this supplement.

SEC. 2. *Applicability.* (a) Except for those sales exempted by paragraph (b) of this section, this supplement shall apply to all sales of by-products from the manufacture of alcohol and distilled liquors from grains and grain products within the United States, and to all deliveries of such products, whether immediate or future.

(b) *Exempt sales*—(1) *Export sales.* Section 2.1 of Food Products Regulation No. 3, dealing with export sales, is applicable to this supplement.

(2) *Emergency purchases.* Section 2.2 of Food Products Regulation No. 3, dealing with emergency purchases, is applicable to this supplement.

(3) This regulation shall not apply to

(i) Products sold for human consumption or for resale for such use.

(ii) Dry and wet yeast whether used for animal or human consumption.

(iii) Products containing over 12 percent of moisture.

SEC. 3. *Sales at other than maximum prices.* (a) Regardless of any contract or obligation, no person shall sell or deliver, and no person shall, in the course of trade or business, buy or receive any commodity covered by this supplement at a price above the maximum price established by this supplement, nor shall any person agree, solicit, offer or attempt to do any of the foregoing: *Provided, however,* That certain agreements to raise prices are permissible, as provided for in paragraph (b) of this section.

(b) *Adjustable pricing.* Section 2.3 of Food Products Regulation No. 3, dealing with adjustable pricing, is applicable to this supplement.

(c) Prices lower than the maximum prices established by this supplement may, of course, be charged or paid.

SEC. 4. *Definitions*—(a) *Definitions appearing in Food Products Regulation No. 3.* Definitions of the following terms set forth in designated sections of Food Products Regulation No. 3 are applicable to all of the provisions of this supplement.

"Person": Sec. 1.1 of Food Products Regulation No. 3.

"United States": Sec. 1.2 of Food Products Regulation No. 3.

"Processor": Sec. 1.3 of Food Products Regulation No. 3.

"Store": Sec. 1.4 of Food Products Regulation No. 3.

"Retailer": Sec. 1.5 of Food Products Regulation No. 3.

"Car door seller": Sec. 1.6 of Food Products Regulation No. 3.

"Trucker-merchant": Sec. 1.7 of Food Products Regulation No. 3.

"Jobber": Sec. 1.8 of Food Products Regulation No. 3.

"Wholesaler": Sec. 1.9 of Food Products Regulation No. 3.

"Feeder": Sec. 1.10 of Food Products Regulation No. 3.

"Supplier": Sec. 1.11 of Feed Products Regulation No. 3.
"Customer": Sec. 1.12 of Food Products Regulation No. 3.
"Importer": Sec. 1.13 of Food Products Regulation No. 3.
"Your supplier's maximum price on the sale to you": Sec. 1.14 of Food Products Regulation No. 3.
"Commodity": Sec. 1.15 of Food Products Regulation No. 3.
"Transportation cost": Sec. 1.20 of Food Products Regulation No. 3.
"Hauling allowance": Sec. 1.21 of Food Products Regulation No. 3.
"Carload shipment": Sec. 1.22 of Food Products Regulation No. 3.
"Pool car lot": Sec. 1.23 of Food Products Regulation No. 3.
"Less-than-carload lot": Sec. 1.24 of Food Products Regulation No. 3.
"Applicable supplement": Sec. 1.26 of Food Products Regulation No. 3.

(b) *Additional definitions.* When used in this supplement the following terms shall have the following meaning.

"Distillers' dried products" means the dried residue obtained from the manufacture of alcohol and distilled liquors from grain or grain products which is used primarily for animal and poultry feeding and which contains less than 12 percent moisture content at time of production, including dried grains, dried solubles and mixtures of the two.

"Dried distillers' grains" means the dried residue obtained from the manufacture of alcohol and distilled liquors from grain or grain products which by chemical analysis contains 9 percent of fibre or more.

"Distillers' solubles" means the product obtained from the manufacture of alcohol and distilled liquors from grain or grain products obtained by condensing to a syrupy consistency the screened stillage obtained therefrom and then further drying artificially and which contains by chemical analysis not over 5 percent fibre.

"Dried distillers' grains with solubles" means any mixture of dried distillers grains and distillers solubles which by chemical analysis contains more than 4 percent and less than 9 percent fibre.

"Specialty products" means those products of distillers' dried products which were sold by a processor prior to March 1942 or for which a processor has adopted a legally authorized price since March 1942 but prior to the date of issuance of this supplement, which were sold because of unusual sales or advertising or manufacturing operations at prices which were above the prices generally used by that processor for his dried grains.

"Area A" includes the area east of the Illinois-Indiana state line, thence on or north of the Ohio River to Kenova, West Virginia, thence on or north of Norfolk and Western Railroad to Roanoke, Virginia, thence on or north of the Virginia Railroad from Roanoke, Virginia, to Norfolk, Virginia, and the States of Illinois and Wisconsin.

"Area B" includes the area south of Area A east of the Mississippi River.

"Area C" includes the rest of the Continental United States.

SEC. 5. *Other provisions of general applicability.* Provisions relating to the following matters are set forth in Food Products Regulation No. 3, and the sections of that regulation listed below are applicable to and made a part of this supplement as though set forth herein in full.

(a) *Evasion.* (Sec. 2.4 of Food Products Regulation No. 3.)

(b) *Enforcement.* (Sec. 2.5 of Food Products Regulation No. 3.)

(c) *Licensing.* (Sec. 2.6 of Food Products Regulation No. 3.)

(d) *Documents, records and reports.* (Sec. 2.7 of Food Products Regulation No. 3.)

(e) *Interpretations, protests and petitions for amendment.* (Sec. 2.8 of Food Products Regulation No. 3.)

ARTICLE II—PRICING PROVISIONS

SEC. 6. *Base per ton prices for dried distillers' grains, distillers' solubles and dried distillers' grains with solubles.* (a) Base per ton prices by location are as follows:

	Distillers' dried grains	Distillers' dried grains with solubles	Distillers' solubles
Peoria, Ill.	$49.25	$52.25	$92.75
Louisville, Ky.	52.00	55.00	95.50
Kansas City, Mo.	47.50	50.50	91.00
Omaha, Nebr.	47.50	50.50	91.00

(b) In Area A. The maximum f. o. b. plant price at any point in Area A not listed in paragraph (a) above shall be the basing point price at Peoria, Ill., plus the lowest proportional grain products railroad rate from Peoria, Ill., to the point where the plant is located, and the maximum carload delivered price at all points shall be the basing point price at Peoria, Ill., plus the lowest proportional grain products railroad rate from Peoria, Ill. to destination.

(c) In Area B. The maximum f. o. b. plant price and the maximum carload delivered price at any point in Area B not listed in paragraph (a) above shall be the basing point price at Louisville, Ky. plus the lowest proportional grain products railroad rate from Louisville, Ky. to the point where the plant is located or at which delivery is made, as the case may be.

(d) In Area C. The maximum f. o. b. plant price and the maximum carload delivered price at any point in Area C not listed in paragraph (a) above shall be the basing point price at Kansas City, Mo. plus the flat carload railroad rate from Kansas City, Mo. to the point where the plant is located or at which delivery is made, as the case may be.

(e) The above maximum f. o. b. prices at processing plants may be increased by $1.00 per ton for less than carload lots.

In explanation of the above: The term "f. o. b. plant price" as used above in paragraphs (b), (c) and (d) shall apply only to deliveries made within the switching limits of the railroad point at which the plant is located; for deliveries of carload lots or pool car lots to all other destinations in Areas A, B, or C, the maximum delivered price shall be used.

(f) (1) Any processor, who, prior to the effective date of this supplement, customarily processed and sold a specialty or brand name product at a price above the price at which he sold ordinary distillers' dried grains, may add to the base prices, hereinbefore provided for in this section, the differential in dollars and cents between these two products which was in effect at the time of the issuance of this supplement.

(2) Any processor, wishing to add this differential, must file the following information with the National office of the Office of Price Administration, Washington, D. C., within 60 days of the date of issuance of this supplement:

(i) Name and address of the processor.

(ii) Location of the plant or plants processing the specialty or brand name product.

(iii) Name of the specialty or brand name product and the differential in price between said product and ordinary distillers' dried grains.

(iv) Description of the composition of the product.

(v) Price lists, quotations or similar evidence showing that the processor had this price differential prior to the effective date of this supplement.

If such information is furnished to the Office of Price Administration, the differential covered thereby shall be deemed to be approved twenty days after the receipt of the information unless, within that time, the Office of Price Administration notifies the processor that the differential has been disapproved. Any processor, acting in good faith, may use such differential prior to approval, express or by non-action.

SEC. 7. *Maximum prices for sales by processors.* Section 3.1 of Food Products Regulation No. 3, which provides a pricing method for processors, is applicable to this supplement.

(a) *Base prices.* The base price referred to in section 3.1 is the appropriate base price found in section 6 of this supplement.

If you are the importer as well as the processor of the lot, your base price is the applicable base price for a plant located at the port of entry.

(b) *Maximum markup.* As a processor you are not permitted to add a maximum markup in figuring the maximum price for the sale of any lot unless you have unloaded such lot into a warehouse or store operated by you at a separate place of business not located at the production plant, and you sell from such warehouse or store. If, as to any lot, you comply with this requirement, you may add the appropriate one of the following markups per ton:

	Distillers' dried grains	Distillers' dried grains with solubles	Distillers' solubles
If you sell to a feeder from a store	$4.50	$4.50	$4.00
In all other cases	1.50	1.50	4.00

(c) *Transportation cost.* Section 3.1 refers to "transportation cost". It is defined in section 1.20 of Food Products Regulation No. 3.

SEC. 8. *Maximum prices for sales by trucker-merchants.* Section 3.2 of Food Products Regulation No. 3, which provides a pricing method for trucker-merchants, is applicable to this supplement.

(a) *Your supplier's maximum price.* Section 3.2 refers to "your supplier's maximum price on the sale to you". It is defined in Section 1.14 of Food Products Regulation No. 3.

(b) *Hauling allowance.* Section 3.2 of Food Products Regulation No. 3 also refers to "hauling allowance". That term is defined in section 1.21 of Food Products Regulation No. 3.

SEC. 9. *Maximum prices for sales by jobbers and car door sellers.* Section 3.3 of Food Products Regulation No. 3, which provides a pricing method for jobbers and car door sellers, is applicable to this supplement.

(a) *Your supplier's maximum price.* Section 3.3 refers to "your supplier's maximum price on the sale to you". It is defined in section 1.14 of Food Products Regulation No. 3.

(b) *Maximum markup*—(1) *Jobbers.* If you are a jobber and no other jobber has already handled the same lot, you may add one of the following maximum markups:

	Distillers' dried grains	Distillers' dried grains with solubles	Distillers' solubles
For deliveries in pool car lots	$1.00	$1.00	$2.25
For all other deliveries	.75	.75	2.00

(2) *Car door sellers.* If you are a car door seller, you may add a maximum markup of $3.50 per ton for sales or deliveries of distillers' dried grain and distillers' dried grains with solubles and a maximum markup of $8.00 per ton for dried solubles.

SEC. 10. *Maximum prices for sales by wholesalers and retailers.* Section 3.4 of Food Products Regulation No. 3, which provides a pricing method for wholesalers and retailers, and section 3.5 of Food Products Regulation No. 3, which provides base prices for wholesalers and retailers, are applicable to this supplement.

(a) *Base prices.* Base prices referred to in section 3.4 are the base prices set out in section 3.5 of Food Products Regulation No. 3.

(b) *Maximum markups.* This regulation aims to prevent the inclusion in any maximum price of more than one markup for any class of seller. As a retailer you can always add a retailer's maximum markup since a seller can qualify as a retailer only when he is selling a particular lot to a person who will use the lot and will not resell it. It is therefore impossible for two retailers to handle the same lot. As a wholesaler, however, you are permitted to add the maximum markup set out below in figuring the maximum price for the sale of any lot, only if no other wholesaler has already handled the lot. On this condition, the following maximum markups may be added:

	Distillers' dried grains	Distillers' dried grains with solubles	Distillers' solubles
Wholesalers	$2.50	$2.50	$5.00
Retailers	5.50	5.50	10.00

SEC. 11. *Increase for sacks.* If you furnish the sacks in connection with the sale and delivery of any sacked quantity of a commodity, you shall use one of the following methods of computing your markup for such sacks:

(a) A flat markup of $4.25 per ton for textile sacks for dried grains or dried grains with solubles or $4.75 per ton for dried solubles, or

(b) (1) You may use as a markup for shipments in textile sacks during any calendar month the weighted average per sack cost (not in excess of the legal maximum price on the sale to you) of all the textile sacks received into your plant during the preceding calendar month.

(2) You may use as a markup for shipments in any other kind of sacks during any calendar month the weighted average per sack cost (not in excess of the legal maximum price on the sale to you) of all other kinds of sacks received into your plant during the preceding calendar month on the basis of their maximum price to you.

If you have not received any sacks of the kind for which you desire to establish a markup under subparagraphs (1) and (2) during the preceding month, you shall continue to use your last previous markup for such kind of sack until such time as you are able to determine a new markup under the applicable subparagraph.

(3) If you are unable to determine a markup for your sacks under the foregoing provisions of this section, you may add to your maximum price the reasonable market value (not to exceed the lawful maximum price) of the sacks at the time of shipment of the commodity.

This supplement shall become effective on June 7, 1946.

NOTE: The record-keeping provisions of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 7th day of June 1946.

PAUL A. PORTER,
Administrator.

Approved: June 3, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-9664; Filed, June 7, 1946; 11:33 a. m.]

PART 1389—APPAREL

[2d Rev. MPR 578, Amdt. 6]

MAXIMUM PRICES FOR CERTAIN ESSENTIAL LOW PRICED GARMENTS

A statement of the considerations involved in the issuance of this amendment issued simultaneously herewith has been filed with the Division of the Federal Register.

2d Revised Maximum Price Regulation 578 is amended in the following respects:

1. Section 1 (c) (1) is amended to read as follows:

(1) *Sales by house-to-house sellers.* This regulation does not apply to sales by a "house-to-house seller." A "house-to-house seller" means a retailer or manufacturing-retailer who in the year 1944 secured at least 75% of his dollar volume of business through the personal solicitation of orders by salesmen calling at the homes or places of business of ultimate consumers, who are not commercial, industrial or institutional users. A retailer or manufacturing-retailer is a "house-to-house seller" only with respect to articles delivered pursuant to orders which had been solicited in the manner stated above.

2. The first undesignated paragraph of section 4 (b) is amended by inserting a comma after the words "whose total 1944 dollar sales volume" and adding thereafter the phrase, "(or, in the case of a seller who was not in business in 1944, 80% or more of whose 1945 dollar sale volume, prior to October 19, 1945)," in the first sentence of that paragraph.

3. Section 4 (b) (1) (i) (*a*) is amended by changing the period at the end to a comma and adding the phrase, "(or, in the case of a seller who was not in business in 1944, then for that portion of 1945, prior to October 19, 1945, during which he was in business)."

4. Section 4 (b) (1) (i) (*b*) is amended by inserting the phrase, "(or, in the case of a seller who was not in business in 1944, then for that portion of 1945, prior to October 19, 1945, during which he was in business," after the phrase "for the year 1944."

This amendment shall become effective June 12, 1946.

Issued this 7th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9671; Filed, June 7, 1946; 11:32 a. m.]

PART 1418—TERRITORIES AND POSSESSIONS

[RMPR 373,[1] Amdt. 27 (§ 1418.151)]

MAXIMUM PRICES IN HAWAII

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 373 is amended in the following respects:

1. A new section 13a is added to read as follows:

SEC. 13a. *Gross income tax.* Wherever any section of this regulation permits a wholesaler to add to his ceiling price any part of the Territorial wholesale or

[1] 10 F.R. 6646, 7407, 7794, 7799, 8020, 8069, 8371, 8979, 9273, 9274, 9275, 9466, 9540, 9620, 9618, 9882, 9928, 10085, 10086, 10086, 10125, 10086, 10229.

retail gross income tax such wholesaler may, in the case of a sale of any article at wholesale to a buyer who does not pay a gross income tax, add to his ceiling price the amount by which the retail gross income tax exceeds the wholesale gross income tax imposed by the Territory of Hawaii.

2. Section 40 is amended as follows:

a. Paragraphs (b) (1) (vi), (c) (1) (ii), (e) (1) (i) (*d*) and (e) (2) (iv) are amended by deleting the period at the end of the respective subparagraph; inserting a semicolon in lieu thereof and adding the following: "*And further provided*, That, notwithstanding the foregoing, cartage on the Island of Oahu shall be computed at the rate of $1.50 per ton, weight or measurement."

b. Paragraphs (b) (1) (ii), (e) (1) (i) (*b*) and (e) (2) (ii) are amended by deleting the period at the end of the respective subparagraph, inserting a semicolon in lieu thereof and adding the following: *Provided, however*, That, notwithstanding the foregoing, cartage on the Island of Oahu, shall be computed at the rate of $1.50 per ton, weight or measurement."

3. Section 44 is amended as follows:

a. Paragraph (h) (1) (v) is amended as follows:

Insert after the words "Port of Entry" the words "except Honolulu".

b. Paragraph (h) (1) is amended by adding a subparagraph (vi) as follows:

(vi) At the Port of Honolulu an amount equal to cartage charges from dock to establishment of purchaser not to exceed the maximum prices established by Supplementary Service Regulation No. 61 to Revised Maximum Price Regulation 165.

4. Section 48 is amended as follows:

a. Paragraph (c) (1) (v) is amended as follows:

Insert after the words "Port of Entry" the words "except Honolulu".

b. Paragraph (c) (1) is amended by adding a subparagraph (vi) as follows:

(vi) At the Port of Honolulu an amount equal to cartage charges from dock to establishment of purchaser not to exceed the maximum prices established by Supplementary Service Regulation No. 61 to Revised Maximum Price Regulation 165.

5. Section 49 is amended as follows:

a. Paragraph (e) (1) is amended to read as follows:

(e) *Delivery charges.* (1) Where the delivery is made by common or contract carrier, the maximum charges for the same shall be an amount equal to that established in Supplementary Service Regulation No. 61 to Revised Maximum Price Regulation 165.

b. Paragraph (e) (2) is deleted and the following substituted therefor:

(2) Where delivery is made on any other island in the Territory of Hawaii than the Island of Oahu, trucking charges shall be computed as follows:

(i) Where the delivery is made by common or contract carrier, an amount equal to the charge made by the carrier to the seller for such delivery.

(ii) Where the delivery is made with equipment owned or operated by the seller, an amount not in excess of a maximum charge for such delivery which has been authorized by the Office of Price Administration. In order to obtain authorization for such charges, the seller should file with the Office of Price Administration of each Island, a list of proposed maximum charges for such deliveries. If such proposed charges are not in excess of those currently made by common or contract carriers whose services are available in the area served by the seller, such charges will be authorized and the seller notified that such authorization has been made. Such authorization shall be subject to revocation by the Office of Price Administration.

6. Section 50 is amended as follows:

a. Paragraph (c) is amended by adding a new subparagraph thereto, designated (c) (3), reading as follows:

(3) *Maximum prices for lumber purchased on a drop shipment basis.* Maximum prices for sales out of distribution yards of lumber purchased on a drop shipment basis or from sellers other than the mill operators shall be the sum of the following:

(i) Landed cost as determined under paragraph (d) of this section, plus

(ii) $5.00 per MBM "handling charge" (or 30¢ per square for shingles and 60¢ for M pieces for lath), plus

(iii) The following percentage mark-ups applied to the sums of (i) and (ii) of this subparagraph:

(*a*) Quantities of over MBM, 40%

(*b*) Quantities of MBM or less 50%

plus the amount of any charges permitted under paragraphs (e), (g), (h), and (m) of this section.

b. Paragraph (d) (1) (vii) is amended to read as follows:

(vii) An amount not in excess of $1.50 per MBM where cartage from the dock to the yard in the port of entry, except the port of Honolulu, in the Territory of Hawaii is at the expense of the distribution yard. When the lumber is landed at the port of Honolulu an amount for cartage established by Supplementary Service Regulation No. 61 to Revised Maximum Price Regulation 165 where cartage is at the expense of the distribution yard. Where such cartage is for longer hauls than those normally made prior to December 7, 1941, such amount may be equal to the actual costs incurred for such cartage in the following cases only:

(*a*) Where the customary port of entry has, due to war conditions, been closed to commercial shipping.

(*b*) Where a yard is now located farther from its customary port of discharge due to war conditions.

c. Paragraph (e) (2) (i) is amended to read as follows:

(i) Where the delivery is made by common or contract carrier, an amount equal to the charge made by the carrier to the distribution yard for such delivery, but not in excess of the prices established by Supplementary Service Regulation No. 61 to Revised Maximum Price Regulation 165.

d. Paragraph (e) (2) (ii) is amended to read as follows:

(ii) Where the delivery is made with equipment owned or operated by the distribution yard, an amount not in excess of a maximum charge for such delivery as established by Supplementary Service Regulation No. 61 to Revised Maximum Price Regulation 165.

7. Section 53 is amended as follows:

a. Paragraph (f) (5) is amended as follows:

Insert after the words "Port of Entry" the words "except Honolulu".

b. Paragraph (f) is amended by adding a subparagraph (6) to read as follows:

(6) At the Port of Honolulu an amount equal to cartage charges from dock to establishment of purchaser not to exceed the maximum prices established by Supplementary Service Regulation No. 61 to Revised Maximum Price Regulation 165.

8. Section 54 is amended as follows:

a. Paragraph (d) (1) (v) is amended as follows:

Insert after the words "Port of Entry" the words "except Honolulu".

b. Paragraph (d) (1) is amended by adding a subparagraph (vi) to read as follows:

(vi) At the Port of Honolulu an amount equal to cartage charges from dock to establishment of purchaser not to exceed the maximum prices established by Supplementary Service Regulation No. 61 to Revised Maximum Price Regulation 165.

9. Section 59 is amended as follows:

a. Paragraph (d) (1) (v) is amended as follows:

Insert after the words "Port of Entry" the words "except Honolulu".

b. Paragraph (d) (1) is amended by adding a subparagraph (vi) as follows:

(vi) At the port of Honolulu an amount equal to cartage charges from dock to establishment of purchaser not to exceed the maximum prices established by Supplementary Service Regulation No. 61 to Revised Maximum Price Regulation 165.

c. Paragraph (e) (2) is amended to read as follows:

(2) For deliveries other than those specified in subparagraph (1) above you may add an amount not in excess of rates for hauling established by Supplementary Service Regulation No. 61 to Revised Maximum Price Regulation 165.

10. Section 60 is amended as follows:

a. Paragraph (d) (2) is amended to read as follows:

(2) For deliveries other than those specified in subparagraph (1) above you may add an amount not in excess of the rates for hauling established by Supplementary Service Regulation No. 61 to Revised Maximum Price Regulation 165. Any charge made for delivery must be separately stated and shown on the invoice related to the sale.

11. Section 61 is amended as follows:

a. Paragraph (e) (1) (v) is amended as follows:

Insert immediately after the words "Port of Entry" the words "except Honolulu".

b. Paragraph (e) (1) is amended by adding a new subparagraph (vi) as follows:

(vi) An amount equal to cartage charges in the port of Honolulu in the Territory of Hawaii from the dock to the establishment of the purchaser computed in conformity with rates established by Supplementary Service Regulation No. 61 to Revised Maximum Price Regulation 165.

c. Paragraph (g) (2) is amended to read as follows:

(2) For deliveries other than those specified in subparagraph (f) (1) above you may add an amount not in excess of hauling rates established by Supplementary Service Regulation No. 61 to Revised Maximum Price Regulation 165.

d. Paragraph (h) (2) (v) is amended by adding thereto following the item "Stock Doors, Windows, and Screen Millwork", the following items:

Cement.
Brick.
Concrete hollow tile.
Paint.
Plumbing repair parts.
Galvanized pipe and fittings.
Plumbing fixtures.
Cement laundry trays.
Shower stalls.
All fixture trim.
Plumbers repair parts for fixture trim.
Bathroom accessories.
Caulking lead.
Sheet lead.
Cast iron soil pipe and fittings.

e. Appendix A is amended as follows:

Delete the following: "Delivery charges. Honolulu proper—within 6 mile radius; $3.00 M beyond 6 miles, first 6 miles $3.00 M, and $0.22 per M additional for each mile thereafter," found following the item "Brick" and preceding the item "Concrete Hollow Tile Brick."

This amendment shall become effective as of August 27, 1945.

Issued this 7th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9669; Filed June 7, 1946; 11:31 a. m.]

PART 1499—COMMODITIES AND SERVICES

[RMPR 165, Amdt. 12]

TRANSPORTATION SERVICES OF CONTRACT CARRIERS

A statement of the considerations involved in the issuance of this amendment has been filed with the Division of the Federal Register.

Subparagraph (1) of section 1 (d) of Revised Maximum Price Regulation 165 is amended to read as follows:

(1) Transportation services of contract carriers (except in the Territory of Hawaii),

This amendment shall become effective June 12, 1946.

Issued this 7th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9666; Filed, June 7, 1946; 11:32 a. m.]

PART 1418—TERRITORIES AND POSSESSIONS

[RMPR 373,[1] Amdt. 36 (§ 1418.151)]

IMPORTED LUGGAGE IN HAWAII

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 56, Ceiling prices for sales of imported luggage at wholesale and retail, is amended in the following respects:

1. Under paragraph (c), Retailers ceiling prices, a new subparagraph (5) is added to read as follows:

(5) For sales of articles purchased from mainland manufacturers under War Production Board priority assistance and pre-ticketed with the retail price by the manufacturer, such tickets shall not be removed and sellers in the Territory of Hawaii must use the retail prices as shown on such tickets plus landing costs actually incurred as provided in paragraph (e) below.

2. Subdivision (e) (1) (v) is amended to read as follows:

(v) An amount equal to cartage charges in the port of entry in the Territory of Hawaii from dock to establishment of the purchaser computed at a rate not in excess of that established by Supplementary Service Regulation No. 61 (Carriers (truckers) Services on the Island of Oahu, Territory of Hawaii) to Revised Maximum Price Regulation 165.

This amendment shall become effective as of August 8, 1945.

Issued this 7th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9670; Filed, June 7, 1946; 11:30 a. m.]

PART 1418—TERRITORIES AND POSSESSIONS

[Territorial Consumers Goods Reg. 1, Amdt. 1]

GENERAL PRICING PROVISIONS FOR CERTAIN CONSUMER GOODS IN HAWAII

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 1.7 (a) (5) of Territorial Consumer Goods Regulation 1 is amended to read as follows:

(5) An amount equal to cartage charges in the port of entry in the Territory of Hawaii from the dock to the establishment of the purchaser, computed at a rate not in excess of $1.50 per ton, weight or measurement, when such port is located on the Island of Oahu, or $1.20 per ton, weight or measurement, when such port is located on any other Island in the Territory of Hawaii: *Provided*, That the article is moved from the dock at the purchaser's expense.

This amendment shall become effective as of August 15, 1945.

Issued this 7th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9672; Filed, June 7, 1946; 11:32 a. m.]

Chapter XXIII—War Assets Administration

[Reg. 2, Amdt. 1]

PART 8302—DISPOSAL OF SURPLUS PERSONAL PROPERTY TO PRIORITY CLAIMANTS

War Assets Administration Regulation 2, May 3, 1946, entitled "Disposal of Surplus Personal Property to Priority Claimants" (11 F.R. 5125), is hereby amended in the following respects:

1. The first sentence of § 8302.4 (a) is amended to read as follows: "Except as to the amounts of any property necessary for the temporary use of any disposal agency to carry out its responsibilities in disposing of surplus property under the Surplus Property Act of 1944, each disposal agency to which there is assigned for disposal any property of the types set forth in Exhibit A shall set aside all of such property in its possession for exclusive disposal to veterans for their own personal use, or to enable them to establish or maintain their own small business, professional, or agricultural enterprises."

2. The first sentence of § 8302.9 (c) is amended to read as follows: "Disposal agencies shall adopt procedures designed to distribute surplus property equitably among claimants entitled to the same priority and shall fill orders in the sequence in which they were received, or on such other equitable basis as the disposal agency may determine in any case where it has reason to believe that the quantity of any type of property available at any time will be insufficient to supply the needs of all claimants in a given priority class."

3. § 8302.10 (d) is amended to read as follows:

(d) Except in cases where transfers may be made without reimbursement or transfer of funds, no Government agency other than the War Department, Navy Department, and Veterans' Administration, and other than each disposal agency for the types of property for which it is designated as such under Part 8301,[1] shall within the continental United States acquire by direct transfer from a disposal agency any type of surplus standard ad-

[1] 10 F.R. 6646, 7407, 7794, 7799, 8020, 8069, 8371, 8979, 9273, 9274, 9275, 9466, 9540, 9620, 9618, 9882, 9928, 10085, 10086, 10086, 10125, 10086, 10229.

ministrative or maintenance property which is offered for disposal by the Treasury Department and immediately available for acquisition by such Government agency; *Provided*, That if none of a desired type of property is immediately available for acquisition by a Government agency, such agency may purchase such desired property directly from the disposal agency; and *Provided, further*, That Reconstruction Finance Corporation, as successor to Smaller War Plants Corporation, shall be entitled to acquire any such property from a disposal agency for resale under section 18 (e) of the Surplus Property Act of 1944.

4. Exhibit A is amended to read as follows:

EXHIBIT A—PROPERTY TO BE SET ASIDE FOR VETERANS

Motor vehicles:
- Passenger cars (new and used)
- Buses:
  - 20–29 passenger, 1½ ton
  - 25 passenger, 1½ ton
  - 40 passenger, 2½ ton
- Station wagons, motor cycles and scooters
- Trucks (not over 2½ ton)
- Jeeps, amphibians ¼ ton, 4 x 4, and weasels

Trailers:

Tractors (track-laying):
- 29.49 DBHP or equivalent (gas and diesel):
  - International TD–6
- 36 to 45 DBHP (gas and diesel):
  - Caterpillar D–4 and R–4
  - Cleveland Tractor BD and BG
  - International T–9 and TD–9
- 61 to 90 DBHP (gas and diesel):
  - Allis-Chalmers HD–10 and S
  - Caterpillar D–7
  - International TD–18
- 46 to 60 DBHP (gas and diesel):
  - Allis-Chalmers HD–7 and K
  - Caterpillar D–6
  - Cleveland Tractor DD and DG
  - International TD–14
- 91 to 140 DBHP (gas and diesel):
  - Allis-Chalmers HD–14 and L
  - Caterpillar D–8
  - Cleveland Tractor FD and FG
  - (Tractors may be equipped with attachments)

Construction, mining and excavating machinery:
- Tractor-type scrapers of 3½, 6, 8, 10 and 12 yards capacity.
- Portable air compressors, track or skid mounted, up to and including 500 CFM.
- Stationary type air compressors of 30 CFM and under.
- Batching plants.
- Rock crushers, crushing and screening plants, 25 tons per hour or under.
- Ditching machines, crawler mounted, ladder and wheel type.

Cranes: Truck-mounted and crawler-type of ⅜, ½, ¾, 1¼ to 1½, 1¾ to 2, and 2½ cubic yard capacity. Equipped with shovel, dragline, backhoe and other types of front ends.

Agricultural machinery:
- Land levelers.
- Plows: Walking plows, moldboard and disc plows and tractor-drawn.

Medical, surgical, dental and veterinary apparatus, equipment and instruments.

Typewriters:
- Portable and standard.

[1] SPA Reg. 1 (10 F.R. 14064; 11 F.R. 2602, 3035, 5399).

This amendment shall become effective June 4, 1946.

E. B. GREGORY,
Administrator.

JUNE 4, 1946.

[F. R. Doc. 46–9655; Filed, June 7, 1946; 10:36 a. m.]

TITLE 41—PUBLIC CONTRACTS

Chapter II—Division of Public Contracts

PART 201—PROCEDURE FOR THE STIPULATION OF CONDITIONS IN GOVERNMENT PURCHASE CONTRACTS

INSERTION OF STIPULATIONS

By virtue of the authority vested in me by section 4 of the act approved June 30, 1936, 49 Stat. 2036, 41 U.S.C., secs. 35–45, I hereby revise subsection (h) by inserting in its place a new subsection (h) and add subsections (i) and (j) to Article 1 of Regulations No. 504, prescribed by the Secretary of Labor under Public Act No. 846, Seventy-fourth Congress (Series A), which are to read as follows:

§ 201.1 *Insertion of stipulations.* * * *

(h) The contractor is not a person who is ineligible to be awarded government contracts by virtue of sanctions imposed pursuant to the provisions of section 3 of the act.

(i) No part of the contract shall be performed and none of the materials, articles, supplies or equipment manufactured or furnished under the contract shall be manufactured or furnished by any person found by the Secretary of Labor to be ineligible to be awarded Government contracts pursuant to section 3 of the act.

(j) The foregoing stipulations shall be deemed inoperative if this contract is for a definite amount not in excess of $10,000.

This order shall become effective on June 17, 1946.

Dated: May 24, 1946.

L. B. SCHWELLENBACH,
Secretary.

[F. R. Doc. 46–9663; Filed, June 7, 1946; 11:42 a. m.]

TITLE 43—PUBLIC LANDS: INTERIOR

Subtitle A—Office of the Secretary of the Interior

[Order 2208]

PART 4—DELEGATION OF AUTHORITY

DELEGATION OF POWERS AS COAL MINES ADMINISTRATOR TO DEPUTY COAL MINES ADMINISTRATOR; DESIGNATION OF COAL MINES ADMINISTRATOR

JUNE 5, 1946.

All of the powers, authority and discretion conferred upon the Secretary of the Interior by the provisions of Executive Order No. 9728, dated May 21, 1946, with respect to all coal mines, possession of which has been taken or shall hereafter be taken thereunder, to the same extent and with the same effect as the said powers, authority and discretion may be exercised directly by the Secretary of the Interior, and any and all of the obligations and discretion of the Coal Mines Administrator under the agreement between the Secretary of the Interior, acting as Coal Mines Administrator, and the United Mine Workers of America, dated May 29, 1946, are hereby delegated to the Deputy Coal Mines Administrator and are to be exercised by him as Coal Mines Administrator, subject to such supervision and direction as the Secretary of the Interior shall from time to time determine.

Vice Admiral Ben Moreell, Deputy Coal Mines Administrator, is hereby designated Coal Mines Administrator with powers to perform the functions of that office.

This order supersedes Order No. 2199, dated May 21, 1946.

J. A. KRUG,
Secretary of the Interior.

[F. R. Doc. 46–9656; Filed, June 7, 1946; 10:19 a. m.]

TITLE 47—TELECOMMUNICATION

Chapter I—Federal Communications Commission

PART 42—PRESERVATION OF RECORDS

EXTENSION OF PERIOD OF RETENTION

The Commission, in meeting on May 16, 1946, effective immediately amended § 42.2 *Requirements of other lawful authorities for longer periods* to read:

§ 42.2 *Extension of period of retention of records in certain cases.* (a) Wherever the period specified in this part for the retention of cash records and other documents which are involved in claims by or against the carrier is shorter than the period specified in the statute of limitations of a State wherein the utility operates, the latter shall control.

(b) Whenever a person having a bona fide interest in the retention of original messages enumerated in § 42.91, items 83 (a) and 84 (a), shall communicate in writing with the carrier having custody of the same, prior to the date of actual destruction of such messages, identifying the messages to be retained with sufficient particularity as to make segregation thereof feasible (e. g., the date of the message, the point of origin, the point of destination, the names of sender and addressee) the carrier so notified shall retain such messages for a period of six months in addition to the time prescribed with respect thereto in this part: *Provided, however*, That such period of retention shall not be required to be extended more than once under this paragraph.

(c) This part shall not be construed as excusing compliance with any other lawful requirement for the preservation of accounts, records, or memoranda for longer periods than those herein prescribed.

Deleted footnote concerning Commission Order No. 78–D referred to at items 83 (a), 83 (b), 84 (a) and 90 (a) of § 42.91 *Records described; applicability; permanent records*, and amended paragraphs (a) and (b) of item 84 thereof to read:

(a) All classes of original filed ship messages (meaning messages transmitted by maritime mobile stations), transmitted at public tariff rates; also tissue or carbon copies of such messages made at coast and ship destination stations—6 months.

(b) Service messages relating to commercial messages; also tissue or carbon copies of such messages made at coast and ship destination stations—6 months.

(Sec. 220, 48 Stat. 1078; 47 U.S.C. 220)

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46–9627; Filed, June 6, 1946; 3:26 p. m.]

[Order No. 78–E]

PART 42—PRESERVATION OF RECORDS

REVOCATION OF ORDER REQUIRING RETENTION FOR EIGHTEEN MONTHS

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 16th day of May 1946;

The Commission having under consideration Part 42 of its rules relating to the Preservation of Records of communication carriers and the provisions of Commission Orders Nos. 78, 78–A, 78–B, 78–C, and 78–D,[1] and it appearing (1) that the cessation of hositilities renders the further enforcement of such orders unnecessary, and (2) that the Commission has this day amended Part 42 of its rules to require regular rentention of international and maritime mobile messages for a period of six months;

It is ordered, That Commission Orders Nos. 78, 78–A, 78–B, 78–C, and 78–D be, and they are hereby rescinded;

Provided, however, That the rules related to the preservation of records of communication carriers shall remain in full force and effect.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46–9628; Filed, June 6, 1946; 3:26 p. m.]

[1] 10 F.R. 10399. See 47 CFR, Supps., 42.1 and 42.91.

Notices

DEPARTMENT OF AGRICULTURE.

Production and Marketing Administration.

[Docket No. AO 166–A4]

HANDLING OF MILK IN CINCINNATI, OHIO, MARKETING AREA

NOTICE OF HEARING WITH RESPECT TO PROPOSED AMENDMENTS

Proposed amendments to the tentatively approved marketing agreement, as amended, and order, as amended, regulating the handling of milk in the Cincinnati, Ohio, marketing area.

Pursuant to the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), and in accordance with the applicable rules of practice and procedure, as amended, (7 CFR, Cum. Supp., 900.1 et seq.; 10 F.R. 11791), notice is hereby given of a public hearing to be held in the Netherland-Plaza Hotel, 5th and Vine Streets, Cincinnati, Ohio, beginning at 10 a. m., e. s. t., June 13, 1946, with respect to the proposed amendments to the tentatively approved marketing agreement, as amended, and order, as amended, regulating the handling of milk in the Cincinnati, Ohio, marketing area (7 F.R. 9503; 8 F.R. 825; 9 F.R. 9880; 10 F.R. 7607). These amendments have not received the approval of the Secretary of Agriculture.

This public hearing is for the purpose of receiving evidence with respect to economic or marketing conditions which relate to the proposed amendments which are hereinafter set forth.

The following amendments have been proposed by the Cincinnati Sales Association, Inc., Cincinnati, Ohio:

Delete the provisions of § 965.6 (a) and substitute therefor the following:

(a) *Class prices*—(1) *Basic formula price.* The basic formula price per hundredweight of milk to be used in determining the class prices provided by this section shall be the highest of the prices per hundredweight for milk of 4.0 percent butterfat content as determined for the delivery period by the market administrator pursuant to (i), (ii), and (iii) of this subparagraph:

(i) The average of the basic, or field, prices per hundredweight ascertained to have been paid for milk of 4.0 percent butterfat content received during the delivery period at the following plants:

M. & R. Dietetic Laboratories, Inc., Chillicothe, Ohio.
Carnation Milk Co., Hillsboro, Ohio.
Nestle's Milk Products, Inc., Greenville, Ohio.
Osgood Milk Co., Osgood, Ind.
Carnation Milk Co., Maysville, Ky.

(ii) The price per hundredweight for milk of 4.0 percent butterfat content computed in accordance with the following formula: multiply by 4 the average price per pound of 92-score butter at wholesale in the Chicago market, as reported by the United States Department of Agriculture (or such other agency as may hereafter be authorized to perform this price reporting function) for the delivery period during which such milk was received, add 20 percent thereof, and add or subtract 3½ cents per hundredweight for each full one-half cent that the price of dry skim milk for human consumption is above or below, respectively, 5½ cents per pound. The price per pound of dry skim milk to be used in this subparagraph shall be the arithmetical average of the carlot prices for both spray and roller process dry skim milk for human consumption, f. o. b. manufacturing plant, as published by such agency for the Chicago area during the delivery period, including in such average the quotations published for any fractional part of the previous delivery period. In the event such agency does not publish carlot prices for dry skim milk for human consumption, f. o. b. manufacturing plant, the arithmetical average of the carlot prices for both spray and roller process dry skim milk for human consumption, delivered at Chicago, shall be used, and the figure "7½" shall be substituted for "5½" in the formula set forth above in this proviso.

(iii) The price of $2.50 per hundredweight.

(2) *Class I milk price.* Subject to the provisions of (b) of this section, the minimum price per hundredweight to be paid by each handler f. o. b. the marketing area for milk of 4.0 percent butterfat content received from producers or from an association of producers which is classified as Class I milk shall be determined by the market administrator by multiplying the basic formula price computed pursuant to (1) of this paragraph by 1.5.

(3) *Class II milk price.* Subject to the provisions of (b) of this section, the minimum price per hundredweight to be paid by each handler f. o. b. the marketing area for milk of 4.0 percent butterfat content received from producers or from an association of producers which is classified as Class II milk shall be determined by the market administrator by multiplying the basic formula price computed pursuant to (1) of this paragraph by 1.35.

(4) *Class III milk price.* Subject to the provisions of (b) of this section, the minimum price per hundredweight to be paid by each handler f. o. b. the marketing area for milk of 4.0 percent butterfat content received from producers or from an association of producers which is classified as Class III milk shall be determined by the market administrator by multiplying the basic formula price computed pursuant to (1) of this paragraph by 1.10.

The following amendments have been proposed by The Cooperative Pure Milk Association, Cincinnati, Ohio:

1. Delete the provisions of § 965.6 (a) (1) and substitute therefor the following:

(1) Class I milk—$5.15.

2. Delete the provisions of § 965.6 (a) (2) and substitute therefor the following:

(2) Class II milk—$4.70: *Provided*, That the price for Class II milk shall not be less than the price for Class III milk plus 15 cents.

The following amendments have been proposed by the Dairy Branch, Production and Marketing Administration:

1. Amend §§ 965.7 (a) (2) and 965.9 (a) (1) to provide for a butterfat differential payable to producers at a level which will reflect current market prices of butter.

2. Make such other changes as may be necessary to make the entire marketing agreement and order conform with any amendments thereto that may result from this hearing.

Copies of this notice of hearing and of the tentatively approved marketing agreement and order, now in effect, may be procured from the Hearing Clerk, Office of the Solicitor, United States De-

partment of Agriculture, Room 1331 South Building, Washington 25, D. C., or may be there inspected.

Dated: June 6, 1946.

[SEAL] E. A. MEYER,
Assistant Administrator for Regulatory and Marketing Service Matters, Production and Marketing Administration.

[F. R. Doc. 46-9657; Filed, June 7, 1946; 11:10 a. m.]

DEPARTMENT OF LABOR.

Wage and Hour Division.

LEARNER EMPLOYMENT CERTIFICATES

ISSUANCE TO VARIOUS INDUSTRIES

Notice of issuance of special certificates for the employment of learners under the Fair Labor Standards Act of 1938.

Notice is hereby given that special certificates authorizing the employment of learners at hourly wage rates lower than the minimum wage rate applicable under section 6 of the act have been issued to the firms hereinafter mentioned under section 14 of the act, Part 522 of the regulations issued thereunder (August 16, 1940, 5 F.R. 2862, and as amended June 25, 1942, 7 F.R. 4725), and the determinations, orders and/or regulations hereinafter mentioned. The names and addresses of the firms to which certificates were issued, industry, products, number of learners, and effective and expiration dates of the certificates are as follows:

Hosiery Learner Regulations, September 4, 1940 (5 F.R. 3530), as amended by Administrative Order March 13, 1943 (8 F.R. 3079):

Barber Hosiery Mills, Inc., Mount Airy, North Carolina; Seamless hosiery; five (5) percent (EX); effective May 30, 1946, expiring November 29, 1946.

Apparel Industry Learner Regulations, September 7, 1940 (5 F.R. 3591), as amended by Administrative Order March 13, 1943 (8 F.R. 3079):

Derby Underwear Company, Inc., Bowling Green, Kentucky; Men's and boys' underwear; ten (10) percent (EX); effective June 1, 1946, expiring November 30, 1946.

Independent Telephone Learner Regulations, July 17, 1944 (9 F.R. 7125):

Mt. Pulaski Telephone and Electric Company, Mt. Pulaski, Illinois: (T); effective May 25, 1946, expiring May 24, 1947.

Regulations, Part 522—Regulations Applicable to the Employment of Learners:

Puerto Rico Ilustrato, Inc., San Juan, Puerto Rico; pressmen; 4 learners as pressmen; not less than 21 cents an hour for the first 460 hours; not less than 27 cents an hour for the second 460 hours; not less than 33 cents an hour for the third 460 hours; and for every hour thereafter not less than the minimum established by any applicable wage order that may be in effect at the termination of the learning period; effective May 22, 1946, expiring one year from May 22, 1946.

The employment of learners under these certificates is limited to the terms and conditions therein contained and is subject to the provisions of the applicable determinations, orders and/or regulations cited above. These certificates have been issued upon the employers' representations that experienced workers for the learner occupations are not available for employment and that they are actually in need of learners at subminimum rates in order to prevent curtailment of opportunities for employment. The certificates may be cancelled in the manner provided in the regulations and as indicated in the certificates. Any person aggrieved by the issuance of any of these certificates may seek a review or reconsideration thereof within fifteen days after publication of this notice in the FEDERAL REGISTER pursuant to the provisions of regulations, Part 522.

Signed at New York, New York, this 29th day of May 1946.

PAULINE C. GILBERT,
Authorized Representative of the Administrator.

[F. R. Doc. 46-9623; Filed, June 6, 1946; 1:14 p. m.]

[Administrative Order 364]

EMPLOYMENT OF HANDICAPPED CLIENTS IN SHELTERED WORKSHOPS

APPOINTMENT OF AUTHORIZED REPRESENTATIVE TO GRANT, DENY OR CANCEL CERTIFICATES

By virtue of, and pursuant to, the authority vested in me by the Fair Labor Standards Act of 1938 (52 Stat. 1060), I, L. Metcalfe Walling, Administrator of the Wage and Hour Division, United States Department of Labor, hereby designate and appoint Jacob I. Bellow, Assistant Director, Field Operations Branch, as my authorized representative with full power and authority, pursuant to the provisions of section 14 of the Fair Labor Standards Act of 1938 and regulations, Part 525, Title 29, Chapter V, Code of Federal Regulations, to grant or deny applications for sheltered workshop certificates and special certificates for the employment of handicapped clients in sheltered workshops, to sign, issue, and cancel such certificates authorizing the employment of handicapped clients in sheltered workshops, and to take such other action as may be necessary or appropriate in connection therewith.

This order supplements but does not supersede Administrative Orders No. 360 and No. 361.

Effective: June 8, 1946.

Signed at New York, N. Y., this 5th day of June 1946.

L. METCALFE WALLING,
Administrator.

[F. R. Doc. 46-9624; Filed, June 6, 1946; 1:15 p. m.]

CIVIL AERONAUTICS BOARD.

[Docket Nos. 1971, 2288]

EASTERN AIR LINES, INC. AND DELTA AIR LINES, INC.

NOTICE OF HEARING

In the matter of the applications of Eastern Air Lines, Inc., and Delta Air Lines, Inc., for consolidation of routes under section 401 of the Civil Aeronautics Act of 1938, as amended.

Notice is hereby given pursuant to the Civil Aeronautics Act of 1938, as amended, particularly sections 401 and 1001 of said act, that the above-entitled consolidated proceeding is assigned for hearing on June 24, 1946, at 10:00 a. m. (eastern standard time) in Conference Room A, Departmental Auditorium, Constitution Avenue between 12th and 14th Streets, Washington, D. C., before Examiner J. Earl Cox.

Dated at Washington, D. C., June 6, 1946.

By the Civil Aeronautics Board.

[SEAL] FRED A. TOOMBS,
Secretary.

[F. R. Doc. 46-9651; Filed, June 7, 1946; 10:30 a. m.]

[Docket Nos. 2180, 2261, 2318]

LINEA AEREA TACA DE VENEZUELA, C. A. ET AL.

NOTICE OF ORAL ARGUMENT

Linea Aerea TACA de Venezuela, C. A., Docket No. 2180; Linea Aeropostal Venezolana, Docket No. 2281; Aerovias Venezolanas, S. A., Docket No. 2318.

In the matter of the applications of Linea Aerea TACA de Venezuela, C. A., Linea Aeropostal Venezolana and Aerovias Venezolanas, S. A. for foreign air carrier permits under section 402 of the Civil Aeronautics Act of 1938, as amended.

Notice is hereby given, pursuant to the Civil Aeronautics Act of 1938, as amended, particularly sections 402 and 1001 of said act, that oral argument in the above-entitled proceedings is assigned to be held on June 12, 1946, 10 a. m., (eastern standard time), in Room 5042 Commerce Building, 14th Street and Constitution Avenue, N. W., Washington, D. C. before the Board.

Dated Washington, D. C., June 6, 1946.

By the Civil Aeronautics Board.

[SEAL] FRED A. TOOMBS,
Secretary.

[F. R. Doc. 46-9652; Filed, June 7, 1946; 10:30 a. m.]

FEDERAL COMMUNICATIONS COMMISSION.

[Docket Nos. 7571, 7572]

UTAH VALLEY BROADCASTING CO. AND MID-UTAH BROADCASTING CO.

ORDER DESIGNATING APPLICATIONS FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of Dan B. Shields, d/b as Utah Valley Broadcasting Company, Provo, Utah; Docket No. 7571, File No. B5-P-4693; Lester R. Taylor, tr/as Mid-Utah Broadcasting Co., Provo, Utah, Docket No. 7572, File No. B5-P-4774, for construction permits.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 16th day of May, 1946;

The Commission having under consideration the applications of Dan B. Shields, d/b as Utah Valley Broadcasting Company (File No. B5-P-4693) and Lester R. Taylor, tr/as Mid-Utah Broadcasting Co. (File No. B5-P-4774) for construction permits for new standard broadcast stations to be operated on the frequency 1450 kc with 250 w power, unlimited time, at Provo, Utah;

It is ordered, That the applications be designated for hearing in a consolidated proceeding upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing or proposed broadcast service, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine, upon a comparative basis, which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-9629; Filed, June 6, 1946; 3:26 p. m.]

[Docket Nos. 7573, 7574]

KELLY BELL AND WILBUR COURTLAND FOUTS

ORDER DESIGNATING APPLICATIONS FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of Kelly Bell, Nacogdoches, Texas; Docket No. 7573, File No. B3-P-4718; Wilbur Courtland Fouts, Nacogdoches, Texas; Docket No. 7574, File No. B3-P-4779, for construction permits.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 16th day of May, 1946;

The Commission having under consideration the applications of Kelly Bell (File No. B3-P-4718) and Wilbur Courtland Fouts (File No. B3-P-4779) for construction permits for new standard broadcast stations to be operated on the frequency 1230 kc with 250 w power, unlimited time, at Nacogdoches, Texas;

It is ordered, That the applications be designated for hearing in a consolidated proceeding upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing or proposed broadcast service, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine, upon a comparative basis, which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-9630; Filed, June 6, 1946; 3:26 p. m.]

[Docket Nos. 7575, 7576]

PANHANDLE BROADCASTING CORP. AND TEXAS TELECASTING CORP.

ORDER DESIGNATING APPLICATIONS FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of Panhandle Broadcasting Corporation, Amarillo, Texas; Docket No. 7575, File No. B3-P-4738; Texas Telecasting Corporation, Amarillo, Texas; Docket No. 7576, File No. B3-P-4775, for construction permits.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 16th day of May 1946;

The Commission having under consideration the applications of Panhandle Broadcasting Corporation (File No. B3-P-4738) and Texas Telecasting Corporation (File No. B3-P-4775) for construction permits for new standard broadcast stations to be operated on the frequency 1230 kc with 250 w power, unlimited time, at Amarillo, Texas;

It is ordered, That the applications be designated for hearing in a consolidated proceeding upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, its offices, directors, and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing or proposed broadcast service, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine, upon a comparative basis, which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-9631; Filed, June 6, 1946; 3:26 p. m.]

[Docket Nos. 7577, 7578]

GRENADA BROADCASTING CO. AND BIRNEY IMES, JR.

ORDER DESIGNATING APPLICATIONS FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of Robin Weaver, tr./as Grenada Broadcasting Co., Grenada, Mississippi; Docket No. 7577, File No. B3-P-4768; Birney Imes, Jr., Grenada, Mississippi; Docket No. 7578, File No. B3-P-4773, for construction permits.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 16th day of May, 1946;

The Commission having under consideration the applications of Robin Weaver, tr/as Grenada Broadcasting Co. (File No. B3-P-4768) and Birney Imes, Jr. (File No. B3-P-4773) for construction permits for new standard broadcast stations to be operated on the frequency 1400 kc with 250 w power, unlimited time, at Grenada, Mississippi;

It is ordered, That the applications be designated for hearing in a consolidated proceeding upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service

through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing or proposed broadcast service, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine, upon a comparative basis, which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-9632; Filed, June 6, 1946; 3:26 p. m.]

[Docket Nos. 7579, 7580]

PORT ARTHUR BROADCASTING CO. AND LAKE SIDE BROADCASTING CO.

ORDER DESIGNATING APPLICATIONS FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of Mary A. Petru, Socs N. Vratis, Gray R. Harrower, Branch C. Todd, d/b/a Port Arthur Broadcasting Company, a partnership, Port Arthur, Texas; Docket No. 7579, File No. B3-P-4679; Harry Francis Banker, Gilmore Keith Phares, Aubrey Edna Scott, and Eliot Payson Tucker, d/b as Lake Side Broadcasting Company, Port Arthur, Texas; Docket No. 7580, File No. B3-P-4777, for construction permits.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 16th day of May, 1946;

The Commission having under consideration the applications of Mary A. Petru, Socs N. Vratis, Gray R. Harrower, Branch C. Todd, d/b/a Port Arthur Broadcasting Company, a Partnership (File No. B3-P-4679) and Harry Francis Banker, Gilmore Keith Phares, Aubrey Edna Scott, and Eliot Payson Tucker, d/b as Lake Side Broadcasting Company (File No. B3-P-4777) for construction permits for new standard broadcast stations to be operated on the frequency 1340 kc with 250 w power, unlimited time, at Port Arthur, Texas;

It is ordered, That the applications be designated for hearing in a consolidated proceeding upon the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant partnership and its members to construct and operate the proposed station

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing or proposed broadcast service, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine, upon a comparative basis, which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-9633; Filed, June 6, 1946; 3:26 p. m.]

[Docket No. 7581]

SOUTH PLAINS BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of South Plains Broadcasting Company, Lubbock, Texas; for construction permit; Docket No. 7581, File No. B3-P-4742.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 16th day of May, 1946;

The Commission having under consideration the application of South Plains Broadcasting Company (File No. B3-P-4742) for a construction permit for a new standard broadcast station to be operated on the frequency 1450 kc with 250 w power, unlimited time, at Lubbock, Texas;

It is ordered, That the application of South Plains Broadcasting Company be, and it is hereby, designated for hearing in a consolidated proceeding with the application of Julius B. Mooney, d/b as Hub Broadcasting Company (File No. B3-P-4772), requesting the same facilities at Lubbock, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, its officers, directors, and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing or proposed broadcast service, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine, upon a comparative basis, which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-9634; Filed, June 6, 1946; 3:27 p. m.]

[Docket No. 7582]

HUB BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Julius B. Mooney, d/b as Hub Broadcasting Company, Lubbock, Texas; for construction permit; Docket No. 7582, File No. B3-P-4772.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 16th day of May 1946;

The Commission having under consideration the application of Julius B. Mooney, d/b as Hub Broadcasting Company (File No. B3-P-4772) for a construction permit for a new standard broadcast station to be operated on the frequency 1450 kc with 250 w power, unlimited time, at Lubbock, Texas;

It is ordered, That the application of Julius B. Mooney, d/b as Hub Broadcasting Company be, and it is hereby, designated for hearing in a consolidated proceeding with the application of South Plains Broadcasting Company (File No. B3-P-4742), requesting the same facilities at Lubbock, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing or proposed broadcast service, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine, upon a comparative basis, which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-9635; Filed, June 6, 1946; 3:27 p. m.]

[Docket No. 7583]

UNIVERSAL BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Universal Broadcasting Company, Hazard, Kentucky; for construction permit; Docket No. 7583, File No. B2-P-4778.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 16th day of May, 1946;

The Commission having under consideration the application of Universal Broadcasting Company (File No. B2-P-4778) for a construction permit for a new standard broadcast station to be operation on the frequency 1340 kc with 250 w power, unlimited time, at Hazard, Kentucky, together with the applications of P. B. Huff, tr/as The Hazard Broadcasting System (File No. B2-P-4584; Docket No. 7511) and Fred B. Bullard, Charles W. Metcalf, and Richard H. Goodlette, d/b as Bullard, Metcalf and Goodlette (File No. B2-P-4661; Docket No. 7512) which request the same facilities at Hazard and have been designated for hearing in a consolidated proceeding;

It is ordered, That the application of Universal Broadcasting Company be, and it is hereby, designated for hearing in the above-mentioned consolidated proceeding upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, its officers, directors, and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing or proposed broadcast service, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine, upon a comparative basis, which, if either, of the applications in this consolidated proceeding should be granted.

It is further ordered, That the Bills of Particulars heretofore issued in these proceedings be, and the same are hereby, amended to include the application of Universal Broadcasting Company (File No. B2-P-4778).

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-9636; Filed, June 6, 1946; 3:27 p. m.]

[Docket Nos. 7585, 7584]

FOREST CITY BROADCASTING CO. AND WESTERN RESERVE BROADCASTING CO.

ORDER DESIGNATING APPLICATIONS FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of Forest City Broadcasting Company, Cleveland, Ohio; Docket No. 7585; File No. B2-P-4776; Western Reserve Broadcasting Company, Cleveland, Ohio; Docket No. 7584, File No. B2-P-4760, for construction permits.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 16th day of May, 1946;

The Commission having under consideration the applications of Forest City Broadcasting Company (File No. B2-P-4776) and Western Reserve Broadcasting Company (File No. B2-P-4760) for construction permits for new standard broadcast stations to be operated on the frequency 1490 kc. with 250 w. power, unlimited time, at Cleveland, Ohio, together with the applications of Chester E. Daly (File No. B2-P-3995; Docket No. 7175), Samuel R. Sague (File No. B2-P-4377, Docket No. 7176), and Cuyahoga Broadcasting Company (File No. B2-P-4468; Docket No. 7393), all of which request the same facilities at Cleveland and have been designated for hearing in a consolidated proceeding;

It is ordered, That the applications of Forest City Broadcasting Company and Western Reserve Broadcasting Company be, and the same are hereby, designated for hearing in the above-mentioned consolidated proceeding upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, its officers, directors, and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing or proposed broadcast service, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine, upon a comparative basis, which, if any of the applications in this consolidated proceeding should be granted.

It is further ordered, That the Bills of Particulars heretofore issued in these proceedings be, and the same are hereby, amended to include the applications of Forest City Broadcasting Company (File No. B2-P-4776) and Western Reserve Broadcasting Company (File No. B2-P-4760).

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-9637; Filed, June 6, 1946; 3:27 p. m.]

[Docket No. 7586]

I & E BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of I & E Broadcasting Company, Dayton, Ohio; for construction permit; Docket No. 7586, File No. B2-P-4659.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 16th day of May 1946;

The Commission having under consideration the application of I & E Broadcasting Company (File No. B2-P-4659, Docket No. 7586) for a construction permit for a new standard broadcast station to operate on the frequency 930 kc with 1 kw power, daytime only, in Dayton, Ohio;

It is ordered, That the application of I & E Broadcasting Company, be, and it is hereby, designated for hearing in a consolidated proceeding with the application of Paul F. Braden (File No. B2-P-4680, Docket No. 7587) for a construction permit for a new standard broadcast station to operate on the frequency 910 kc, with 1 kw power, daytime only, at Middletown, Ohio, on the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, its officers, directors, and stockholders to construct and operate the proposed station.

2. To determine the areas and population which would gain primary service through the operation of the proposed station and what other broadcast serv-

ices are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing or proposed broadcast service and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operatiton of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine upon a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-9638; Filed, June 6, 1946; 3:27 p. m.]

[Docket No. 7587]

PAUL F. BRADEN

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Paul F. Braden, Middleton, Ohio; for construction permit; Docket No. 7587, File No. B2-P-4680.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 16th day of May 1946;

The Commission having under consideration the application of Paul F. Braden for a construction permit for a new standard broadcast station to operate on 910 kc, with a power of 1 kw, daytime only, in Middletown, Ohio;

It is ordered, That the said application be designated for hearing in a consolidated proceeding with the application of I & E Broadcasting Company (File No. B2-P-4659; Docket No. 7586), requesting a construction permit for a new standard broadcast station to operate on 900 kc, 1 kw, daytime only, at Dayton, Ohio, on the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service from the operation of the proposed station and the character of other broadcast services available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectional interference with any existing or proposed broadcast service, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice governing standard broadcast stations.

6. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-9639; Filed, June 6, 1946; 3:27 p. m.]

[Docket No. 7592, 7593]

FORT INDUSTRY CO. AND TOLEDO BLADE CO.

ORDER DESIGNATING APPLICATIONS FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications for construction permits for television broadcast stations in Toledo, Ohio; The Fort Industry Co.; Docket No. 7592, File No. B2-PCT-166. The Toledo Blade Company; Docket No. 7593, File No. B2-PCT-173.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 16th day of May 1946;

The Commission having under consideration the above-entitled applications for construction permits for new television broadcast stations in the Toledo, Ohio, metropolitan area;

Whereas, the Commission in its allocation report of November 21, 1945, indicated that a possible maximum of one metropolitan channel might be available in the vicinity of Toledo, Ohio;

It is ordered, That the above-entitled applications be designated for consolidated hearing upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant to operate and construct the proposed station.

2. To obtain full information with respect to the nature and character of the proposed program service.

3. To determine the areas and populations which may be expected to receive service from the proposed station.

4. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION, T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-9640; Filed, June 6, 1946; 3:27 p. m.]

KELO [1]

SUPPLEMENTARY NOTICE CONCERNING PROPOSED ASSIGNMENT OF LICENSE

On April 19, 1946, the Commission gave notice concerning the filing (March 15, 1946) of an application for its consent to the assignment of the license of Standard Broadcast Station KELO, Sioux Falls, South Dakota from Sioux Falls Broadcast Association, Inc., to Midcontinent Broadcasting Co., State Theater Building, Sioux Falls, South Dakota. From said notice it appeared that all the properties of KELO would be sold for a consideration of $100,000 and that 50 shares of licensee's common capital stock owned by Sam Fantle, Jr., would be surrendered. It is the purpose of this supplemental notice to notify all interested parties that the value placed upon said 50 shares of licensee's stock is $300 per share, or $15,000.

In the original notice it was stated that no action would be had upon the KELO application for a period of sixty days from April 9, 1946. Said period of time is hereby extended for an additional thirty days, or until July 8, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION, T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-9626; Filed, June 6, 1946; 3:26 p. m.]

RADIO ENTERPRISES, INC.[1]

PUBLIC NOTICE CONCERNING PROPOSED TRANSFER OF CONTROL

The Commission hereby gives notice that on May 27, 1946 there was filed with it an application (B3-TC-495) for its consent under section 310 (b) of the Communications Act (47 USCA 310) to the proposed transfer of control of Radio Enterprises, Inc., licensee of standard broadcast station KVIC, Victoria, Texas, from Morris Roberts to J. G. Long, Bay City, Texas.

The proposed transfer is based on contract dated April 26, 1946, under which all of the outstanding stock would be sold in consideration of $192,500. Payment is to be $42,500 cash, and $150,000 by promissory note dated May 1, 1946, bearing interest of 6% a year, secured by a lien on the stock payable in five yearly installments of $30,000 each. The cash, notes, and certificates of stock are to be put in escrow on execution of the contract.

In the Commission's decision of September 6, 1945, granting the application for transfer of control of the Crosley Corporation (Docket No. 6767), it was announced that public hearings would be held to consider proposed new rules and regulations for the handling of assignment and transfer applications including provision for public notice by the applicant and the Commission of the filing of such applications and pertinent details in cases where a controlling interest is involved. Thereafter, on October 3, 1945, the Commission also gave public notice (10 F.R. 12926) that pending the issuance of such proposed new rules, hearing thereon, and final adoption, consideration of such applications would be deferred unless applicants desired to follow the procedure proposed in the Crosley decision, and supplement their applications so as to come within the framework of the announced procedure including the provision for public notice. Subsequently, on December 13, 1945, the Commission adopted tentatively a proposed rule of procedure to govern the handling of assignment and transfer applications including the character of notice required of applicants in such cases. Pursuant thereto the Commission was advised on May 27, 1946, that notice would be inserted in a newspaper of general circulation at Victoria, Texas, concerning the proposed transfer of control of the licensee. According to information supplied May 27, 1946, such notice was to appear in the local Victoria paper on June 3, 1946.

In accordance with the procedure proposed in the Crosley decision and that announced in the Commission's release and the proposed rule no action will be had upon the application for a period of 60 days from June 3, 1946.

(Sec. 310 (b), 48 Stat. 1086; 47 U.S.C. 310 (b))

[SEAL] FEDERAL COMMUNICATIONS COMMISSION, T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-9650; Filed, June 7, 1946; 10:28 a. m.]

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[1] Section 1.364, Part I, Rules of Practice and Procedure.

FEDERAL HOME LOAN BANK ADMINISTRATION.

[Order 5309]

LONG BEACH FEDERAL SAVINGS AND LOAN ASSN.

NOTICE OF HEARING

JUNE 5, 1946.

Whereas, a conservator has been appointed for the Long Beach Federal Savings and Loan Association, Long Beach, California; and

Whereas, an answer has been filed and written demand made for a hearing, pursuant to § 206.2 of the rules and regulations for the Federal Savings and Loan System:

It is hereby ordered, That a hearing shall be held at Room 510 Chester Williams Building, 215 West Fifth Street, Los Angeles, California, on Wednesday, the third day of July 1946 at 10:00 o'clock in the forenoon, before a hearing officer, at which hearing the Long Beach Federal Savings and Loan Association, Long Beach, California, may appear and show cause why the conservator should not have been appointed and why an order should be entered by the Federal Home Loan Bank Administration discharging the conservator;

And it is further ordered, That any person, partnership, association, or corporation claiming to have an interest in the subject matter involved may, at any time before the closing of the hearing, file a petition for leave to intervene at said hearing;

And it is further ordered, That the said Long Beach Federal Savings and Loan Association, any member or creditor thereof, the Federal Home Loan Bank Administration, and any party whose petition for intervention has been allowed, shall have the right, by counsel or otherwise, to appear and be heard at the hearing, to produce, examine, and cross-examine witnesses, to introduce documentary or other evidence, and to file briefs and reply briefs;

And it is further ordered, That the said hearing officer shall have complete charge of said hearing; may receive, admit, allow, exclude and deny petitions and evidence, including the hearing of testimony according to the rules of evidence governing civil proceedings in matters not involving trial by jury in the courts of the United States: *Provided, however*, That such rules may be relaxed by the said hearing officer in order to promote the just determination of the ultimate issue; may limit the time within which briefs and reply briefs may be filed and may require the furnishing of copies thereof to other parties; shall order the preparation of a record, including a transcript of the testimony and evidence presented; may make rulings and note exceptions, but shall not have power to decide any motion to dismiss the proceedings or other motion that involves final determination of the ultimate issue; may hear arguments; may adjourn the said hearing from time to time, if, in his judgment, it is desirable to the orderly conduct of the said hearing or to promote the just determination of the ultimate issue; and may do all such things and have all such powers as are necessary or proper to the orderly conduct of said hearing or to promote the just determination of the ultimate issue, but shall not have power to finally determine the ultimate issue;

And it is further ordered, That after the close of the hearing the said hearing officer shall transmit as promptly as possible to the Secretary to the Federal Home Loan Bank Administration the complete transcript of testimony taken, together with any exhibits, briefs, or other material incorporated in the record of said hearing;

And it is further ordered, That the Secretary or an Assistant Secretary shall advise all parties appearing at said hearing in person or by attorney, by registered mail, return receipt requested, promptly upon receipt of said transcript, of the filing thereof, and shall make such transcript available for inspection by any such party and supply a copy thereof, upon request, to any such party at a price which will cover the reasonable cost of its preparation, as determined by the Secretary;

And it is further ordered, That notice of the hearing herein provided for shall be served by the Secretary to the Federal Home Loan Bank Administration by mailing a copy of this order by registered mail to Long Beach Federal Savings and Loan Association, c/o its President, T. A. Gregory, 350 E. Fourth Street, Long Beach 2, California.

JOHN H. FAHEY, *Federal Home Loan Bank Commissioner.*

[F. R. Doc. 46-9644; Filed, June 6, 1946; 4:24 p. m.]

FEDERAL POWER COMMISSION.

[Docket No. G-650]

EL PASO NATURAL GAS CO.

NOTICE OF APPLICATION

JUNE 4, 1946.

Notice is hereby given that on May 13, 1946, a second supplement to the application in Docket No. G-650 was filed with the Federal Power Commission by El Paso Natural Gas Company, hereinafter referred to as "Applicant," a corporation organized and existing under the laws of the state of Delaware with its principal place of business in El Paso, Texas, for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, to authorize Applicant to construct and operate approximately 9,800 feet of 2⅞-inch natural gas pipe line extending northwestward from a point on its existing 6-inch line near Superior, Arizona for the sole purpose of supplying the Magma Copper Company with additional volumes of natural gas, and a meter and regulator at the point of delivery. The proposed point of connection with the 6-inch line, which also supplies the town of Superior, is about 13 miles southwestward from the present point of connection of an existing 2⅞-inch line supplying natural gas to the Magma Copper Company plant.

Applicant states that the cost of the proposed facilities will be $8,000 and will increase the deliveries of natural gas to the Magma Copper Company by 12,960 Mcf per year. The additional gas to be transported will be residue gas now being flared in the air in the Permian Basin in Lea County, New Mexico where the Applicant's transmission system begins and will be transported through the states of New Mexico, Texas and Arizona by means of Applicant's existing transmission system.

Applicant claims that the proposed facilities are urgently needed for the purpose of supplying the 12,960 Mcf of natural gas per year to the Magma Copper Company for use by said company in pumping new water wells which said company has been required to drill on account of acute water shortage in that part of Arizona.

Any interested state commission is required to notify the Federal Power Commission whether the application should be considered under the cooperative provisions of Part 67 of the provisional rules of practice and regulations under the Natural Gas Act, and, if so, to advise the Federal Power Commission as to the nature of its interest in the matter and whether it desires a conference, the creation of a Board, or a joint or concurrent hearing, together with the reasons for such request.

Any person desiring to be heard or to make any protest with reference to the application of El Paso Natural Gas Company should file with the Federal Power Commission, Washington 25, D. C., not later than 15 days from the date of this publication, a petition or protest in accordance with the Commission's provi-

sional rules of practice and regulations under the Natural Gas Act.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-9621; Filed, June 6, 1946; 12:12 p. m.]

INTERSTATE COMMERCE COMMISSION.

[S. O. 528]

UNLOADING OF STEEL AT GRANITE CITY, ILL.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 6th day of June A. D. 1946.

It appearing, that numerous cars containing steel at Granite City, Illinois, on the Terminal Railroad Association, of St. Louis, have been on hand for an unreasonable length of time and that the delay in unloading said cars is impeding their use; in the opinion of the Commission an emergency exists requiring immediate action, it is ordered, that:

Steel at Granite City, Ill., on T. RR. A. of St. L. as unloaded. (a) The Terminal Railroad Association of St. Louis, its agents or employees, shall unload forthwith the following cars, containing steel, on hand at Granite City, Ill., consigned to National Enameling and Stamping Company:

ACL	52548	NYC	498351
EJE	6468	Erie	7305
C&O	8169	Wab	47648
Milw	63055	EJE	6510
NW	32168	EJE	6015
Wab	46883	EJE	6208
EJE	6130	EJE	6075
IHB	8086	GBW	14008
NYC	499665	EJE	6252
IHB	8038	CNW	42272
ITC	8344	C&O	80629
EJE	6033	Wab	46218
EJE	6531		

(b) *Notice and expiration.* Said carrier shall notify V. C. Clinger, Director, Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where and by whom such unloading was performed. Upon receipt of that notice this order shall expire. (40 Stat. 101, sec. 402; 41 Stat. 476, sec. 4; 54 Stat. 901, 911; 49 U.S.C. 1 (10)–(17), 15 (2))

It is further ordered, that this order shall become effective immediately; that a copy of this order and direction shall be served upon the Terminal Railroad Association of St. Louis and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-9649; Filed, June 7, 1946; 10:28 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[MPR 96, Order 1]

NEW CASTLE WELDING AND MFG. CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 4 of Maximum Price Regulation No. 96; *It is ordered:*

(a) Order 15 issued under section 9 of Maximum Price Regulation No. 591 is hereby revoked.

(b) The maximum prices for sales by any person to consumers of the following septic tanks manufactured by New Castle Welding and Manufacturing Company of New Castle, Pa., and described in its application dated April 13, 1946, shall be:

	On sales to—		
	Consumers	Dealers	Jobbers
38" x 48" steel (14 gauge) septic tank with 200 gallon capacity	$24.57	$17.25	$14.74
46" x 48" steel (14 gauge) septic tank with 300 gallon capacity	32.76	23.25	19.66
52" x 60" steel (14 gauge) septic tank with 500 gallon capacity	51.00	38.25	32.20

(c) The maximum prices established by this order are subject to such further cash discounts, transportation allowances and price differentials at least as favorable as those which each seller extended or rendered or would have extended or rendered during March 1942 on sales of commodities in the same general category.

(d) The maximum prices on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(e) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers, except dealers, upon resale.

(f) New Castle Welding and Manufacturing Company shall stencil in a conspicuous place on each septic tank covered by this order the following:

OPA Maximum Retail Price, Not Installed
$------

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 7, 1946.

Issued this 6th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9598; Filed, June 6, 1946; 11:44 a. m.]

[MPR 188, Amdt. 2 to Order 1 Under Order 7]

WHITE SEWING MACHINE CORP.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Order No. 7 under § 1499.159e of Maximum Price Regulation No. 188. *It is ordered:*

That the first paragraph of paragraph (d) (2) of Order No. 1 under Order No. 7 under § 1499.159e of Maximum Price Regulation No. 188 be amended to read as follows:

(2) *Private brands.* Unless an order issued under Order No. 7 under § 1499.159e of Maximum Price Regulation No. 188 provides otherwise, prices for sales to consumers of domestic sewing machines manufactured by the White Sewing Machine Corporation for sales under the retail seller's private brand name shall be the ceiling price properly established under Section 1499.2 of the General Maximum Price Regulation.

This amendment shall become effective on the 7th day of June 1946.

Issued this 6th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9599; Filed, June 6, 1946; 11:40 a. m.]

[MPR 188, Order 24 Under Order 4418]

JAX MFG. CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register and pursuant to Order No. 4418 under § 1499.159b of Maximum Price Regulation No. 188, it is ordered:

(a) *Manufacturer's maximum prices.* Jax Manufacturing Company of 1371 Selby Avenue, St. Paul 4, Minn., may sell and deliver to jobbers and retailers the automobile seat covers listed below, which it manufactures, at prices no higher than its maximum price for such sales in effect immediately prior to the issuance of this order, increased by the appropriate one of the following adjustment charges.

Article	Adjustment charge to—	
	Jobbers	Retailers
Universal seat covers (Jaxco)		
Front seat only	$0.68	$0.10
De luxe custom-made seat cover: (Zephyr)		
Front seat only	1.39	1.79
Complete set (front and rear seats)	3.07	3.97

(b) *Reseller's maximum prices.* (1) Each reseller shall calculate his maximum resale prices for articles covered by this order by adding to his invoice cost, the same percentage mark-up which he has on the "most comparable article" for which he has a properly established maximum price. For the purposes of this order, the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage mark-up is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a maximum price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620–759 with regard to how he determined his maximum price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a maximum price under § 1499.3 (c) of the General Maximum Price Regulation. Maximum prices established under that selection will reflect the suppliers prices as adjusted in accordance with this order.

(2) The provisions of Supplementary Order No. 153 shall not apply to sales of articles covered by this order.

(c) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's terms, discounts, allowances, and other price differentials, in effect during March 1942, or which have been properly established under the applicable OPA regulation.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale, showing a price adjusted in accordance with the terms of this order, the seller shall notify the purchaser in writing of the methods established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles covered by this order. This notice may be given in any convenient form.

(e) *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

(f) *Effective date.* This order shall become effective on the 7th day of June 1946.

Issued this 6th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9600; Filed, June 6, 1946; 11:43 a. m.]

[MPR 188, Order 149 Under 2d Rev. Order A-3]

HOUSTON BROOM FACTORY

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to Second Revised Order No. A–3 under § 1499.159b of Maximum Price Regulation No. 188, it is ordered:

(a) *Manufacturer's ceiling prices.* The Houston Broom Factory, 3028 Washington Avenue, Houston, Tex., may increase the ceiling prices in effect immediately prior to the effective date of this order to each class of purchaser for Number 40 warehouse brooms of its manufacture by $2.90 per dozen. This adjustment may be made and collected only if it is separately stated on the invoice.

(b) *Ceiling prices of purchasers for resale.* A purchaser for resale of an article subject to this order may collect from his customers, in addition to his properly established ceiling price in effect immediately prior to the issuance of this order, an adjustment charge in the same dollar and cents amount as the adjustment charge authorized for and which he pays his supplier. If such a purchaser did not have an established ceiling price for sales of the articles prior to the issuance of this order, he may add the same adjustment charge to the ceiling price which he hereafter establishes for his sales under the applicable regulation. If the applicable regulation requires ceiling resale prices to be computed on the basis of cost, the reseller must find his ceiling prices (without the permitted adjustment charge) by using as cost his invoice cost, not including any adjustment charge stated on the invoice. On all sales except to ultimate consumers, these additional adjustment charges may be made and collected only if they are separately stated on each invoice.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's customary terms, discounts, allowances and other price differentials on sales to each class of purchaser in effect during March 1942, or established under any applicable OPA regulation.

(d) *Notification.* At the time of, or prior to, the first invoice to a purchaser for resale showing a maximum price adjusted in accordance with the terms of this order, the seller shall notify such purchaser in writing of the methods established in paragraph (b) for determining maximum prices for resales of the articles covered by this order. This notice may be given in any convenient form.

(e) The provisions of Supplementary Order No. 153 shall have no application to any sale or delivery by any seller of any article whose manufacturer's ceiling price was adjusted by this order.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) All requests contained in the Houston Broom Factory's application for price adjustment, assigned OPA Docket No. 6069–A3 (12)–7C, not specifically granted by this order are hereby denied.

This order shall become effective on the 7th day of June 1946.

Issued this 6th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9601; Filed, June 6, 1946; 11:43 a. m.]

[MPR 591, Amdt. 1 to Order 359]

WESTINGHOUSE ELECTRIC MFG. CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, paragraph (a) of Order 359 under section 9 of Maximum Price Regulation No. 591 is amended to read as follows:

(a) The maximum net prices f. o. b. point of shipment for sales by any person of the following refrigerators and milk coolers manufactured by the Westinghouse Electric Manufacturing Company, 653 Page Boulevard, Springfield, Mass., and as described in its application dated January 14, 1946, which is on file with the Prefabrication and Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Model No.	On sales to—		
	Distributors	Dealers	Consumers
B20—Reach-in refrigerator	$241.50	$289.25	$483.00
B30—Reach-in refrigerator	267.50	320.25	535.00
B60—Reach-in refrigerator	347.00	415.50	694.00
BM38—Milk cooler cabinets only	47.50	57.00	95.00
BM48—Milk cooler cabinets only	53.50	64.00	107.00
BM4D—Milk cooler cabinets only	50.25	60.25	100.00
BM6D—Milk cooler cabinets only	62.00	74.25	124.00
B25CU—Drop-in condensing unit	64.00	76.75	128.00
B33CU—Drop-in condensing unit	95.00	114.50	191.00

This order shall become effective June 7, 1946.

Issued this 6th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9605; Filed, June 6, 1946; 11:39 a. m.]

[MPR 591, Amdt. 1 to Order 511]

MILCOR STEEL CO.

AUTHORIZATION OF MAXIMUM PRICES

Amendment No. 1 to Order No. 511 under section 16 (b) (1) under Maximum Price Regulation No. 591. Docket No. 6123–591.16–106.

Adjustment of maximum prices for sales of miscellaneous cast and sheet metal building materials, covered by Maximum Price Regulation No. 591, manufactured by the Milcor Steel Company of Milwaukee, Wis.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 16 (b) (1) of Maximum Price Regulation No. 591, *It is ordered:*

Order No. 511 under section 16 (b) (1) of Maximum Price Regulation No. 591 is amended as follows:

1. In paragraph (a) (1) insert "furnace pipe, fittings and accessories, smoke pipe, fittings and accessories, and stove

pipe, fittings and accessories" immediately after the word "materials" in line 4.

2. In paragraph (a) insert "furnace pipe, fittings and accessories, smoke pipe, fittings and accessories, and stove pipe, fittings and accessories" immediately after the word "materials" in line 5 in the notice.

This amendment shall become effective June 7, 1946.

Issued this 6th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9606; Filed, June 6, 1946; 11:40 a. m.]

[MPR 591, Order 572]

HABER AND SALZ

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices for sales by any person to consumers of the following aluminum shower door with Plexiglas manufactured by Haber and Salz, San Francisco, Calif., and as described in its application dated March 30, 1946, shall be:

Plexiglas shower door, polished aluminum frame:	
Model 200—Size 24'' x 60''----------	$75.00
Model 201—Size 24'' x 60''----------	80.00
Model 202—Size 24'' x 72''----------	87.00

(b) The maximum net prices, f. o. b. point of shipment, for sales by any person to dealers shall be the maximum prices specified in (a) above less a discount of 50 percent.

(c) The maximum net prices, f. o. b. point of shipment, for sales by any person to jobbers shall be the maximum prices specified in (a) above less successive discounts of 50 and 10 percent.

(d) In addition to the discounts provided for in (b) and (c) above, the maximum net prices established by this order shall be subject to discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general category during March 1942.

(e) The maximum prices on an installed basis of the commodity covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251, as amended.

(f) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 7, 1946.

Issued this 6th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9607; Filed, June 6, 1946; 11:42 a. m.]

[MPR 591, Order 573]

SCHLUETER CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum price, exclusive of Federal excise tax, for sales by any person to consumers of the following dairy electric water heaters manufactured by The Schlueter Company of Janesville, Wis., and described in its application dated April 12, 1946, shall be:

Model 114-S dairy electric water heater, 10 gallon size, stainless steel inner tank----------	$64.50

(b) The maximum net price exclusive of Federal excise tax, f. o. b. point of shipment, for sales by any person to dealers shall be the maximum prices specified in (a) above less a discount of 25 percent.

(c) The maximum net price exclusive of Federal excise tax, f. o. b. point of shipment, for sales by any person to jobbers shall be the maximum prices specified in (a) above less a discount of 40 percent.

(d) The maximum prices established by this order are subject to such cash discounts, transportation allowances and price differentials at least as favorable as those which each seller extended or rendered or would have extended or rendered during March 1942 on sales of commodities in the same general category.

(e) The maximum prices on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(f) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers, except dealers, upon resale.

(g) The Schlueter Company shall attach to each water heater covered by this order a tag containing the following:

OPA Maximum Retail Price Not Installed, including actual Federal Excise Tax paid at source—$------

(Do Not Detach)

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 7, 1946.

Issued this 6th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9608; Filed, June 6, 1946; 11:42 a. m.]

[MPR 591, Order 574]

CENTURY SHOWER DOOR CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices for sales by any person to consumers of the following shower doors manufactured by Century Shower Door Company, Los Angeles, Calif., and as described in its application dated March 11, 1942, shall be:

Glass shower door, 23½''—28'' x 67½'':	
Polished door----------	$47.00
Color plated----------	60.00
Chrome plated----------	70.00

(b) The maximum net prices, f. o. b. point of shipment, for sales by any person to dealers shall be the maximum prices specified in (a) above less a discount of 15 percent.

(c) The maximum net prices, f. o. b. point of shipment, for sales by any person to jobbers shall be the maximum prices specified in (a) above less a discount of 25 percent.

(d) In addition to the discounts provided for in (b) and (c) above, the maximum net prices established by this order shall be subject to discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(e) The maximum prices on an installed basis of the commodity covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251, as amended.

(f) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 7, 1946.

Issued this 6th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9609; Filed, June 6, 1946; 11:42 a. m.]

[MPR 591, Order 576]

BRIGGS FILTRATION CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum prices, excluding Federal Excise Tax, for sales by any person to consumers of the following side arm water heaters manufactured by Briggs Filtration Company of Bethesda, Md., and described in its application dated January 30, 1946, shall be:

	On sales to—		
	Jobbers	Dealers	Consumers
Side arm coil water heater, 8'' diameter, 22'' high, insulated, baked enamel finish----------	$9.00	$11.25	$15.00

(b) The maximum prices established by this order are subject to such further cash discounts, transportation allowances and price differentials at least as favorable as those which each seller extended or rendered or would have extended or rendered during March 1942 on sales of commodities in the same general category.

(c) The maximum prices on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(d) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers, except dealers, upon resale.

(e) Briggs Filtration Company shall attach to each heater covered by this order a tag containing the following:

OPA Maximum Retail Price, not installed, including actual Federal Excise Tax paid at source $------.

(Do Not Detach)

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 7, 1946.

Issued this 6th day of June 1946.

PAUL A. PORTER,
Administrator.

[F R. Doc. 46-9611; Filed, June 6, 1946; 11:39 a. m.]

[MPR 591, Order 575]

MURPHY TRAILER MART

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum price excluding Federal Excise Tax for sales by any person to consumers of the following electric water heater manufactured by Murphy Trailer Mart and described in its application dated February 20, 1946, shall be:

Midget portable electric water heater 3½ gallon size, galvanized tank, single element----------	$35.00

(b) The maximum net price excluding Federal Excise Tax, f. o. b. point of shipment, for sales by any person to dealers shall be the maximum price specified in (a) above less a discount of 25 percent.

(c) The maximum net price excluding Federal Excise Tax, f. o. b. point of shipment, for sales by any person to jobbers shall be the maximum price specified in (a) above less a discount of 40 percent.

(d) The maximum price established by this order is subject to such further cash discounts, transportation allowances, and price differentials at least as favorable as those which each seller extended or rendered or would have extended or rendered during March 1942 on sales of commodities in the same general category.

(e) The maximum prices on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(f) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers, except dealers, upon resale.

(g) Murphy Trailer Mart shall attach to each heater covered by this Order a tag on which will be printed the following:

OPA Maximum Retail Price not Installed, including Federal Excise Tax paid at source—$------

(Do Not Detach)

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 7, 1946.

Issued this 6th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9610; Filed, June 6, 1946; 11:42 a. m.]

[MPR 591, Order 577]

ACME VISIBLE RECORDS, INC.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, for sales by any person to consumers of the following Linoleum Sink Tops manufactured by Elgin Stove and Oven Division of Acme Visible Records, Inc., and described in its application dated April 2, 1946, shall be:

Sink Top, linoleum on plywood, deep and shallow bowl, less faucet and strainer:	
66' x 25'' x 4''----------	$111.60
72'' x 25'' x 4''----------	113.40
84'' x 25'' x 4''----------	122.00

(b) On sales to dealers by any person, the maximum net prices, f. o. b. point of shipment, shall be the net prices specified in (a) above less a discount of 40 percent.

(c) On sales to jobbers by any person, the maximum net price, f. o. b. point of shipment, shall be the net prices specified in (a) above less successive discounts of 50 and 5 percent.

(d) In addition to the discounts provided for in (b) and (c) above, the maximum net prices established by this order shall be subject to discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities within the same general category during March 1942.

(e) The maximum prices on an installed basis of the commodity covered in this order shall be determined in accordance with Revised Maximum Price Regulation No. 251, as amended.

(f) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers, except dealers, upon resale.

(g) Elgin Stove and Oven Division shall stencil on each sink top covered by this order, substantially the following:

OPA Maximum Retail Price, Uninstalled—$------

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 7, 1946.

Issued this 6th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9612; Filed, June 6, 1946; 11:44 a. m.]

[MPR 591, Order 578]

KITCHEN UTILITIES, INC.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, for sales by any person to consumers of the following Kitchen Cabinet Sink Parts and

Units, manufactured by Kitchen Utilities, Inc., Brooklyn, N. Y., and as described in its applications dated March 12 and March 14, 1946, shall be:

Steel base cabinet without base, drawers or doors:	
12" x 24" x 31"	$8.06
12" x 24" x 31"	8.06
Steel sink cabinets with base and two doors: 44" x 24" x 35"	31.39
Door of base cabinet:	
9" x 12" x 23"	4.04
16" x 12" x 23"	4.43
Side of base cabinet: 24" x 31"	2.69
Drawer of base cabinet	3.66
Base for base cabinets:	
42" x 24"	5.98
48" x 24"	6.42
54" x 24"	7.06
Front grill with louvre:	
22" x 31"	6.42
28" x 31"	7.71
30" x 31"	8.33
32" x 31"	8.81

(b) On sales to dealers by any person, the maximum net prices, f. o. b. point of shipment, shall be the net prices specified in (a) above, less a discount of 40 percent.

(c) In sales to jobbers by any person, the maximum net prices, f. o. b. point of shipment, shall be the net prices specified in (a) above less successive discounts of 40 and 20 percent.

(d) In addition to the discounts provided for in (b) and (c) above, the maximum net prices established by this order shall be subject to discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general category during March 1942.

(e) The maximum prices on an installed basis of the commodity covered by this Order shall be determined, in accordance with Revised Maximum Price Regulation No. 251, as amended.

(f) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers except dealers, upon resale.

(g) Kitchen Utilities, Inc. of Brooklyn, New York shall stencil on each item covered by this order, substantially the following:

OPA Maximum Retail Prices—$------

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 7, 1946.

Issued this 6th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9613; Filed, June 6, 1946; 11:38 a. m.]

[MPR 591, Order 579]

LEGION UTENSILS CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices for sales by any person to consumers of the following stainless steel sink bowls manufactured by Legion Utensils Co., Long Island City, N. Y., and as described in its application dated April 2, 1946, shall be:

Stainless steel sink bowls, 18-gauge, with 1" square cornered flange and without strainer:	
Single bowl:	
16¼" x 14¾"	$26.28
18¼" x 14¼"	27.96
20¼" x 16⅛"	31.48
23¼" x 17¾"	37.24
Double bowl:	
34" x 14¾"	58.40
38" x 14¼"	61.92
42" x 16⅛"	72.48
48" x 17¾"	81.28

(b) On sales to dealers by any person the maximum net prices F. O. B. point of shipment shall be the net prices specified in (a) above less a discount of 20 percent.

(c) On sales to jobbers by any person the maximum net prices F. O. B. point of shipment shall be the net prices specified in (a) above less a discount of 40 percent.

(d) On sales to manufacturers by any person the maximum net prices F. O. B. point of shipment shall be the net prices specified in (a) above less successive discount of 40 and 10 percent.

(e) In addition to the discounts provided for in (b), (c), and (d) above, the maximum net prices established by this order shall be subject to discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities within the same general category during March 1942.

(f) The maximum price on an installed basis of the commodity covered in this order shall be determined in accordance with Revised Maximum Price Regulation No. 251 as amended.

(g) Each seller covered by this order, except on sales to a consumer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers except dealers upon resale.

(h) Legion Utensils Co., Long Island City, New York, shall stencil in a conspicuous place on each unit covered by this order substantially the following:

OPA Maximum Retail Price Uninstalled—$------

(i) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 7, 1946.

Issued this 6th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9614; Filed, June 6, 1946; 11:39 a. m.]

[MPR 591, Order 580]

TACO HEATERS, INC.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 580 under section 16 (b) (1) of Maximum Price Regulation No. 591. Docket No. 6123–591.16–134.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 16 (b) (1) of Maximum Price Regulation No. 591, it is ordered:

(a) *Adjustment of maximum prices for Taco Heaters, Inc. of New York, N. Y.* (1) This order permits Taco Heaters, Inc. to increase by 11.2 percent its properly established maximum net prices in effect on June 7, 1946, to each class of purchaser for its line of external and submerged indirect water heaters, water circulators, one pipe hot water heating system fittings, hot water heating system pressure relief valves and reducing valves and combinations thereof, flo-control valves, expansion tanks, water tempering valves, tank and heater combinations, oil preheaters and coolers and shockalators.

(2) The maximum net prices set forth in (a) (1) above are subject to discounts, allowances including transportation allowances and the rendition of services which are at least as favorable as those which the Taco Heater, Inc. extended or rendered or would have extended or rendered to each class of purchaser during March 1942 on comparable sales of external and submerged indirect water heaters, water circulators, one pipe hot water heating system fittings, hot water heating system pressure relief valves and reducing valves and combinations thereof, flo-control valves, expansion tanks, water tempering valves, tank and heater combinations, oil preheaters and coolers and shockalators.

(b) *Maximum prices for resellers.* (1) All resellers of the commodities covered by this order (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their properly established maximum prices in effect on June 7, 1946, the actual dollars-and-cents increase in acquisition cost resulting from the adjustment granted the manufacturer by this order.

(c) *Notification to all purchasers.* Taco Heaters, Inc. shall send the following notice to every purchaser of the commodities covered by the order at or before the first invoice after the effective date of this order.

Order No. 580 under Section 16 (b) (1) of Maximum Price Regulation No. 591 provides for an 11.2 percent increase in maximum net prices in effect on June 7, 1946 for sales of Taco Heaters, Inc. for its line of external and submerged indirect water heaters, water circulators, one pipe hot water heating system fittings, hot water heating system pressure relief valves and reducing valves and combinations thereof, flo-control valves, expansion tanks, water tempering valves, tank and heater combinations, oil preheaters and coolers and shockalators.

Resellers (but not manufacturers who purchase these items for use in the manufacture of other products) may add to their existing maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted by Order No. 580.

(d) All prayers of the application of Taco Heaters, Inc. of New York, New York, not herein granted are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective June 7, 1946.

Issued this 6th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9615; Filed, June 6, 1946; 11:39 a. m.]

[Rev. SO 119, Amdt. 1 to Order 115]

DETROIT LUBRICATOR CO.

ADJUSTMENT OF MAXIMUM PRICES

Amendment No. 1 to Order No. 115 under Revised Supplementary Order No. 119. Adjustment of maximum prices for sales of radiator valves manufactured by the Detroit Lubricator Company of Detroit, Mich. Docket No. 6123–SO 119–104.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, Order No. 115 under Revised Supplementary Order No. 119 is amended as follows:

1. Paragraph (a) is amended to read as follows:

(a) Any person making sales to plumbing and heating jobbers of all of the lines of radiator valves and radiator elbows manufactured by the Detroit Lubricator Company at Detroit, Mich., may determine his maximum prices for such items by increasing by 19.7 percent his prices in effect on October 15, 1941 to such purchasers.

2. Paragraph (b), line 5, is amended to read as follows: "that such prices exceed the prices in effect on October 15, 1941 * * *"

This Amendment No. 1 shall become effective June 7, 1946.

Issued this 6th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9618; Filed, June 6, 1946; 11:40 a. m.]

[Rev. SO 119, Order 242]

CHICAGO SPRING HINGE CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 242 Under Revised Supplementary Order No. 119. Adjustment of maximum prices for butts and hinges spring and miscellaneous builders hardware manufactured by Chicago Spring Hinge Company, Chicago, Ill. Docket No. 6123–SO 119–125.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 13 of Revised Supplementary Order No. 119; it is ordered:

(a) *Maximum prices for Chicago Spring Hinge Company, Chicago, Ill.* (1) The above manufacturer may determine his maximum prices for his line of butts and hinges spring and miscellaneous builders hardware by increasing by 18.8 percent his prices on these items in effect on October 1, 1941, to each class of purchaser.

(2) Since the provisions of this order are not intended to reduce properly established maximum prices, the manufacturer may continue to use as his maximum prices to each class of purchaser his properly established prices in effect under Maximum Price Regulation 591 in the event that such prices in effect to each class of purchaser on October 1, 1941, plus the increase provided for in (1) above.

(3) The maximum prices set forth above shall be subject to discounts and allowances including transportation allowances and price differentials which are at least as favorable as those the manufacturer extended or rendered or would have extended or rendered to each class of purchaser on commodities in the same general category during March 1942.

(b) *Resellers' maximum prices.* All resellers of the commodities covered by this order (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their presently established maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted the manufacturer by this order.

(c) *Notification to all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment granted by this order is put into effect:

Order No. 242 under Revised Supplementary Order No. 119 authorizes a 18.8 percent increase in October 1, 1941 net prices for sales of butts and hinges, spring and miscellaneous builders hardware manufactured by this company.

Resellers (but not manufacturers who purchase such items for use in the manufacturers who purchase such items for use in the manufacture of other products) may add to their existing maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted by Order No. 242.

(d) All prayers for relief not granted herein are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This Order No. 242 shall become effective June 7, 1946.

Issued this 6th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9619; Filed, June 6, 1946; 11:39 a. m.]

[MPR 599, Revocation of Order 18]

RADIOS

GENERAL ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 21 of Maximum Price Regulation No. 599, *It is ordered,* That Order No. 18 under section 21 of Maximum Price Regulation No. 599 be and the same hereby is revoked except insofar as penalties or liabilities incurred under Order No. 18 are continued in effect by Supplementary Order No. 40.

This revocation shall become effective on the 7th day of June 1946.

Issued this 7th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9694; Filed, June 7, 1946; 11:33 a. m.]

[Rev. SR 11, Rev. Order 1]

TRANSPORTATION SERVICES BY WATER IN NEW YORK HARBOR

MAXIMUM RATES

Order 1 under Rev. SR 11 is revised and amended to read as follows:

For the reasons set forth in the opinion issued simultaneously herewith and pursuant to the Emergency Price Control Act of 1942, as amended, sections 18 (c) and (e) and 19 (a) of the General Maximum Price Regulation, section 16 (a) of Revised Maximum Price Regulation 165, and § 1499.46 (c) of Revised Supplementary Regulation No. 11, it is ordered:

(a) *Maximum rates for transportation by water and tug boat services in New York Harbor and connecting waterways.* The maximum rates for any transportation by water or towing services performed within New York Harbor, and for any transportation by water or towing services performed outside of New York Harbor on connecting waterways by carriers who employ members of Local 333 of United Marine Divison of International Longshoremen's Association shall be the rates lawfully in effect on March 24, 1944, or as subsequently increased pursuant to a proper thirty-day notice filed under Procedural Regulation No. 11, or to an order of the OPA adjusting these rates.

(b) Notwithstanding the provisions of any other order or regulation, no increases in the maximum rates prescribed by paragraph (a) may be made by the giving of a thirty-day notice during the period this Revised Order is in effect. However any person or group of persons performing services subject to this Revised Order may petition the Administrator for an increase in the maximum rates

applicable to all or any such services. Such petition shall be in writing and shall furnish the same information as is required by §1499.75 (a) (3) of Supplementary Regulation 15 in cases in which a contract carrier seeks an adjustment of its maximum rates, together with any other facts upon which petitioners may rely to justify the increase. After investigation, the Administrator shall by order either deny the petition or authorize the proposed increase or such lesser increase as he may find to be consistent with the purposes of the Emergency Price Control Act, as amended, and of the national stabilization policy, including Executive Orders 9599 and 9697.

(c) The maximum rates for services performed by any person not acting as a common carrier shall remain subject to the General Maximum Price Regulation or Revised Maximum Price Regulation 165, depending on the type of service, and adjustment of those rates shall be made pursuant to § 1499.75 (a) (3) of Supplementary Regulation No. 15, or section 16 of Revised Maximum Price Regulation 165. Orders issued pursuant to paragraph (b) may, however, adjust or modify the maximum rates of carriers referred to in this paragraph.

(d) A seller of transportation services which are subject to this Revised Order may perform transportation services at prices not more than the maximum price currently established under the General Maximum Price Regulation or Revised Supplementary Regulation No. 11 at the time the transportation service is performed. Such a seller of towing services may, however, after May 1, 1946, the effective date of Order 1 under Order 1, and a seller of other such transportation services may, after May 7, 1946, the effective date of Order 2 under Order 1, with the consent of the buyer, furnish such towing or transportation services subject to an upward adjustment in price if an upward adjustment is later authorized by the Office of Price Administration. This adjustable pricing authorization shall be automatically revoked upon the establishment by the Office of Price Administration of increased maximum prices based on the current wage proceeding or it may be revoked by order of the Administrator.

(e) If necessary to promote distribution or production, and if not inimical to the purposes of the Emergency Price Control Act, as amended, an adjustable pricing order, covering services not included in paragraph (d), may be issued pursuant to this order, granting authority to deliver or agree to deliver at prices to be adjusted upward in accordance with maximum prices established by OPA after the delivery.

(f) This revised order shall not apply to services subject to the direct jurisdiction of the Interstate Commerce Commission and for which maximum rates have been established or otherwise regulated by that Commission.

This revised order shall become effective as of March 19, 1946.

NOTE: All reporting requirements of this Revised Order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 7th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9665; Filed, June 7, 1946; 11:32 a. m.]

Regional and District Office Orders.

[Region IV Order G-13 Under RMPR 251]

PLUMBING SERVICES AND MATERIALS IN JACKSONVILLE AND DUVAL COUNTY, FLA.

For the reasons set forth in the accompanying opinion and under the authority conferred upon the Regional Administrator for Region IV of the Office of Price Administration by Section 9 of Revised Maximum Price Regulation 251, *It is ordered:*

1. This adopting order establishes dollars-and-cents ceiling prices for plumbing services and installed plumbing and heating fixtures and materials which ceiling prices are set forth in the appendix following section 3.

2. This order covers ceiling prices for plumbing services and installed plumbing and heating fixtures and materials in Jacksonville and Duval County, Florida.

3. All the provisions of Order No. G-2 (Basic Order No. 1) for Region IV, under section 9 of Revised Maximum Price Regulation 251, are adopted in this order and are just as much a part of this order as if included herein. If Regional Order No. G-2 (Basic Order No. 1) under section 9 of Revised Maximum Price Regulation 251 is amended in any respect, all the provisions as amended shall likewise, without further action, be a part of this order.

APPENDIX

Maximum prices of plumbing services and sales of installed plumbing fixtures and materials. The maximum amount which may be charged for plumbing and allied services customarily performed in this area by plumbing contractors shall be the "Maximum hourly service rates" as provided in subparagraph (a) below, plus "the maximum prices of plumbing fixtures and materials", and "transportation charges" as set forth in subparagraph (b), (c) and (d) below:

(a) *Maximum hourly service charge.* The maximum hourly labor charge for plumbing services shall be the straight time hourly rate set forth in Column A or the legal wages paid per hour multiplied by the mark-up in Column B, whichever is lower, together with any applicable overtime:

Types of labor	Maximum hourly service rates	
	Column A: Straight time charges per hour	Column B[1]: Mark-up factor of legal wage rates paid
Master plumbers	$3.50	$1.99
Journeyman plumbers	3.50	1.99
Apprentice plumbers	1.25	1.55
Helpers or laborers	1.00	1.55
Journeyman apprentice team	4.50	1.77
Journeyman helper team	4.40	1.77

[1] In calculating the hourly service rate per hour in Column B, the resulting figure may be rounded to the nearest 25¢. In no instance, however, shall the resulting figure be in excess of the amount in Column A.

(b) *Maximum prices of plumbing and heating fixtures and materials; fixtures.* The maximum amount which may be charged for any fixture involved in the process of repairing or installing, as defined in this order, shall not exceed the invoiced cost f. o. b. Jacksonville, Florida, plus a mark-up not in excess of 35% on cost. Any fixture marked with a label containing the legal O. P. A. retail ceiling price, the seller must use this price in lieu of the 35% mark-up on cost. *Materials:* The maximum amount which may be charged for any materials involved in the process of repairing or installing, as defined in this order, shall not exceed the invoiced cost f. o. b. Jacksonville, Florida, plus a mark-up not in excess of 50% on cost.

(c) *Maximum prices of sub-contracted work.* The maximum amount which may be charged for any necessary sub-contracted work such as sheet metal work, pipe covering, plastering, painting and electrical work, incidental to the installation or repair of plumbing or heating shall not exceed the actual cost of such sub-contracted work plus a mark-up not in excess of 20% on cost.

(d) *Transportation charges.* For jobs inside the city limits, the maximum charge for transportation may not exceed 25¢ per job; outside the city limits of Jacksonville, Florida, the seller may charge not more than 15¢ per mile for actual mileage to job site, measured from the city limits.

This order may be revised, amended, revoked or modified at any time by the Office of Price Administration.

This order shall become effective June 1, 1946.

Issued: May 23, 1946.

ALEXANDER HARRIS,
Regional Administrator.

[F. R. Doc. 46-9548; Filed, June 5, 1946; 1:34 p. m.]

[Region II Order G-4 Under SO 142, Amdt. 1]

C. S. ASHCRAFT MFG. CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in the accompanying opinion, and under the authority vested in the Regional Administrator of the Office of Price Administration by the Emergency Price Control Act of 1942 as amended, and by Supplementary Order 142 as amended, *It is hereby ordered*, That:

(a) Order No. G-4 under Supplementary Order 142, issued March 25, 1946, is hereby amended by striking out the figures "10.6%" in the 4th line of paragraph (a) of said order, and inserting in place thereof the figures "16%," and by striking out the figures 10.6%" in the 6th line of paragraph (b) of said order and inserting in place thereof the figures 16%."

(b) Except as hereby amended, Order No. G-4 under Supplementary Order 142 issued March 25, 1946, shall remain the same and all provisions thereof shall remain applicable.

This amendment shall become effective immediately.

Issued this 29th day of May 1946.

LEO F. GENTNER,
Regional Administrator.

[F. R. Doc. 46-9543; Filed, June 5, 1946; 1:32 p. m.]

[Springfield Order G-3 Under Gen Order 68, Amdt. 1]

SELECTED HARD BUILDING MATERIALS IN MATTOON, ILL., AREA

An accompanying opinion has been filed with the Division of the Federal Register. Appendix A to Order G-3 is amended to delete the following items of and the maximum prices for Flue Lining and Vitrified Clay Sewer Pipe:

Item	*Size*
Vitrified clay sewer pipe	1SS 4"
Vitrified clay sewer pipe	1SS 6"
Flue lining	9 x 9
Flue lining	9 x 13
Flue lining	13 x 13

This Amendment No. 1 becomes effective May 31, 1946.

Issued this 24th day of May 1946.

CHAS P. CASEY,
District Director.

[F. R. Doc. 46-9552; Filed, June 5, 1946; 1:35 p. m.]

[Region VII Rev. Order G-9 Under RMPR 251]

PLUMBING SERVICES AND MATERIALS IN WYOMING

Revised Order No. G-9 under Revised Maximum Price Regulation No. 251, Construction services and sales of installed building materials. Maximum prices for plumbing services and sales of installed plumbing materials and equipment in the State of Wyoming. Docket No. 7-251-9-10 Rev.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to the authority vested in the Regional Administrator of Region VII of the Office of Price Administration by sections 9 and 20 of Revised Maximum Price Regulation No. 251, it is ordered:

SECTION 1. *What this order does.* (a) This order fixes maximum prices for plumbing services and sales of installed plumbing materials and equipment and certain other permitted charges by any person, hereinafter called the seller, to any person, hereinafter called the purchaser, in connection with a residential building, at a fixed site in the State of Wyoming.

(b) *Definitions.* As used in this order, the term:

(1) "Plumbing" means water, steam, gas, and oil distribution and waste removal systems in a residential building at a fixed site.

(2) "Plumbing services" means the services required to install, alter, repair, maintain or remove plumbing materials or equipment in or from a residential building at a fixed site but not including the cleaning of cesspools, grease traps, and septic tanks which services are covered by Maximum Price Regulation No. 165.

(3) "Sales of installed plumbing materials and equipment" means a transaction in which the seller furnishes plumbing materials and equipment, together with the services required to incorporate such materials or equipment in a residential building at a fixed site.

(4) "Residential building" means any building or part thereof used entirely or principally for living or dwelling purposes (including houses, apartments, hotels, and all other properties used for living or dwelling purposes), and all other buildings or structures in connection therewith or adjacent thereto at the same site, such as garages, barns, milk houses, sheds, granaries, and other outbuildings.

(5) "Maximum labor charge" means the amount charged for labor of a specified type or class for plumbing services, made either at a flat rate per hour so as to include a margin for administrative and overhead costs and profit, or as a percentage of the seller's labor cost, which resulting maximum labor charge is also deemed to include a margin for administrative and overhead costs and profit.

(6) "Labor cost" means the seller's actual labor cost based on the wage rates in effect on October 3, 1942, for the same class of laborers, or the seller's actual labor cost based on the wage rates which have been subsequently approved by a Federal wage or stabilization agency. Additional payments for Federal old-age benefits, unemployment compensation taxes, workmen's compensation and public liability insurance shall be regarded as being part of such labor cost.

(7) "Master plumber" means any skilled person who, as owner or supervisor, renders plumbing services or who is licensed as such if any applicable municipal ordinance so requires.

(8) "Journeyman plumber" means any skilled person who renders plumbing services or who is licensed as such if any applicable municipal ordinance so requires.

(9) "Apprentice plumber" means any person, other than a master plumber or a journeyman plumber, who pursuant to an apprenticeship agreement, is engaged in learning the plumbing trade and who as his principal occupation renders plumbing services; and

(10) "Helper," or "common laborer" means any person other than a master plumber, journeyman plumber or apprentice plumber who renders plumbing services.

SEC. 2. *Geographical applicability.* This Revised Order No. G-9 applies only to the State of Wyoming.

SEC. 3. *Relationship of this order to Revised Maximum Price Regulation No. 251.* This order supersedes sections 6, 7, and 8 of Revised Maximum Price Regulation No. 251 with respect to services and sales covered by this order and any maximum prices heretofore approved therefor by the Regional Administrator of Region VII or by the Wyoming District Director under section 6 (b) or sections 8 and 9 of Revised Maximum Price Regulation No. 251 are hereby terminated and superseded by this order. All other sections of Revised Maximum Price Regulation No. 251, together with all amendments thereto that have been or may be issued shall, except to the extent they are inconsistent with the provisions of this order, apply to all sales and services covered by this order.

SEC. 4. *Maximum prices of plumbing services and sales of installed plumbing materials and equipment and other permitted charges.* The maximum prices for plumbing services covered by this order shall be a maximum labor charge based on the hourly wage rates as set forth in subsection I of this section, and the maximum prices for sales of installed plumbing materials and equipment covered by this order shall be the sum of the plumbing services involved and the maximum prices of the plumbing materials and equipment and certain other permitted charges as set forth in subsection (b) of this section.

(a) *Maximum labor charges for plumbing services.* (1) The maximum labor charges per hour straight time for plumbing services covered by this order, performed by master plumbers, journeyman plumbers, apprentice plumbers, helpers, common laborers, and others shall be the rates shown in Column B for the amount of labor cost (wages paid) shown in Column A.

MAXIMUM LABOR CHARGES PER HOUR STRAIGHT TIME

Column A: *Labor cost per hour*	Column B: *Maximum labor charge per hour straight time*
$1.00 or less	(1)
$1.01 to $1.04	$1.55
$1.05 to $1.09	1.60
$1.10 to $1.14	1.70
$1.15 to $1.19	1.75
$1.20 to $1.24	1.85
$1.25 to $1.29	1.90
$1.30 to $1.34	2.00
$1.35 to $1.39	2.05
$1.40 to $1.44	2.15
$1.45 to $1.49	2.20
$1.50 to $1.54	2.30
$1.55 to $1.59	2.35
$1.60 to $1.64	2.45
$1.65 to $1.69	2.50
$1.70 to $1.74	2.60
$1.75 to $1.79	2.65
$1.80 to $1.84	2.75
$1.85 to $1.89	2.80
$1.90 to $1.94	2.90
$1.95 to $1.99	2.95
$2.00 to $2.04	3.05
$2.05 to $2.09	3.10
$2.10 to $2.14	3.20
$2.15 to $2.19	3.25
$2.20 to $2.24	3.35
$2.25 to $2.29	3.40
$2.30 to $2.34	3.50
$2.35 to $2.39	3.55
$2.40 to $2.44	3.65
$2.45 to $2.50	3.70
$2.51 or over	(1)

[1] 150 percent of actual labor cost.

(2) *Measurement of hours.* The number of hours which may be charged against any plumbing job consuming one day or less shall be counted from the time the workman leaves the seller's shop or the previous plumbing job (whichever time is later) until he completes the job or proceeds to another job or until he returns to the seller's shop if he proceeds there directly. Whenever any job extends into more than one day, the time in transit to or from the job may be charged only once. The hours for which charges are made shall not exceed those shown in the records which the seller is

required to keep under section 9 of this order.

(3) *Overtime.* (a) When work is performed at the purchaser's request after 12:01 p. m. on Saturday and between the hours of 5 p. m. and 8 a. m. of any other day except Sundays, legal holidays, and on emergency night calls, the maximum labor charge per hour for work during such hours may not be in excess of 150% of the straight time rate authorized in this order.

(b) Where work is performed at the purchaser's request on Sundays, legal holidays designated by the laws of the State, and emergency night calls, the maximum labor charge may not be in excess of 200% of the straight time rate authorized by this order.

(4) *Minimum charges.* If a plumbing job requires less than one man hour the maximum labor charge may be for one man hour. If any plumbing job takes only three hours or less of any class of labor for completion of a job, a separate charge of not more than 25¢ may be made for the use of an employer's motor vehicle in going to and from the job.

(5) *Self-employed plumber.* A self-employed plumber who performs plumbing services himself, either alone or with his employees, may charge for his services not more than the hourly rate charged by him as of the effective date of this revised order but not in excess of the maximum labor charge which would be permissible to be charged for the services of a journeyman plumber in the local area where the services are being performed.

(6) *Maximum labor charges for combination work.* The maximum labor charge for any combination of master plumber, journeyman plumber, apprentice plumber, helper, common laborer, or other employee may not exceed the total of the maximum hourly rates of each of the types or classes of labor for which maximum charges are provided in this order.

(b) *Maximum prices of plumbing materials and equipment and other permitted charges.* (1) The maximum prices which may be charged by any seller of plumbing materials and equipment, which for the purposes of this order also include all items known as plumbing fixtures and specialties, shall not be in excess of the seller's cost plus the percentage herein specified. (The seller's cost of materials and equipment shall be deemed to be the wholesale net price lawfully charged the plumbing trade for limited quantities of such materials and equipment by established wholesale plumbing supply firms nearest his place of business, based on their published price lists, together with the actual transportation charges paid therefor by the seller but not in excess of the common carrier rate from the nearest point of supply. If the materials and equipment being sold are marked by a manufacturer's label containing the approved OPA retail ceiling price for sales of the commodity by a seller, a seller of such materials and equipment under this order may charge the price marked on the label in lieu of the stated percentage markup herein specified but in no event may the seller charge more than the price marked on the label.

PERCENTAGE MARKUPS ON SALES OF INSTALLED PLUMBING MATERIALS AND EQUIPMENT

	Plumbing jobs of $350 or less [1]	Plumbing jobs of more than $350 and not over $750
(a) Plumbing equipment and fixtures including all items such as bath tubs, lavatories, water closets, kitchen and wash sinks, laundry tubs and other such items, excepting water heating equipment	*Percent* 40	*Percent* 33⅓
(b) Water heating equipment, including hot water tanks, electric, gas, and oil burning automatic, semiautomatic or manually operated water heaters	40	40
(c) Plumbing materials and specialties including all items used in repairing or installing plumbing equipment or fixtures or water heating equipment such as pipe, pipe fittings, valves, hangers, lead and similar materials and specialties	60	45

[1] NOTE: On plumbing jobs of $350 or less, whenever the unit cost of any plumbing materials or specialties (including pipe nipples in lengths of 12 inches or less) is not more than $1.00, a markup of not to exceed 100 percent may be made but this permitted markup shall not apply to pipe made of copper, steel, brass, lead, wrought iron or cast iron, clay or asbestos cement, or to cast iron soil pipe or soil pipe fittings.

(2) *Sub-contract work.* Where work such as drain laying, excavating, pipe covering, sheet metal ducts, and similar work is sub-contracted by a seller under this order, the seller may charge the purchaser the cost of such sub-contracted work plus a markup of not more than 10% but the charge to the purchaser may not exceed the price which the seller may lawfully charge if he had done the work himself.

(3) *Power driven and other special plumbing equipment.* If, during March, 1942, the seller made an extra charge for the use of power driven and other special plumbing equipment, but not including the motor vehicle in which the equipment is transported, the maximum prices per hour for such use upon and after the effective date of this order shall not be in excess of the highest price per hour he charged therefor or other maximum charges during March, 1942. If the seller acquired such power driven and other special plumbing equipment after March 1942 but prior to the effective date of this order and thereafter established maximum prices per hour or other maximum charges for such uses under the applicable maximum price regulation, he may continue to charge such established prices. In either case, the seller must have records available to substantiate the charging of such prices and such prices must be filed with the District Office of Price Administration pursuant to Section 9 of this order. If a seller commences the use of power driven and other special plumbing equipment after the effective date of this order he shall establish his maximum hourly prices therefor or other maximum charges under the applicable maximum price regulation and file such prices with the District Office within 10 days.

(4) *Out of town travel expenses.* A seller who furnishes men on an out of town plumbing job covered by this order shall be reimbursed to the extent of the amount he shall have to pay for travel expense at not to exceed 5¢ per mile for travel beyond the city limits and subsistence where the job necessitates the men being away from their homes. This item shall be explained to the purchaser prior to commencing the job and shall be invoiced separately. Travel expenses and subsistence may not be collected unless the seller actually pays the employee therefor.

(5) *Transportation.* If a seller uses his truck to transport materials, equipment, and men to and from a job beyond the city limits he may charge not more than 8¢ per mile to and from the job for such travel and similarly if other means of transportation are used.

(6) *Charges for permits.* Whenever a seller subject to this order is required to pay a permit fee to a municipal or other authority with respect to services or installations under this order he may make an additional charge to the purchaser in an amount not more than the actual fee paid to the municipal or other authority.

SEC. 5. *Maximum prices of plumbing services and sales of installed plumbing materials and equipment in excess of $750.00.* The maximum prices of plumbing services and sales of installed plumbing materials and equipment for plumbing jobs in excess of $750.00 shall be calculated under Section 7 of Revised Maximum Price Regulation No. 251.

SEC. 6. *Guaranteed price.* A seller may offer to sell a plumbing job covered by this order on the basis of a guaranteed price but such guaranteed price shall not be higher than the maximum price figured in accordance with the pricing methods and requirements of this order: *Provided, however,* That if the guaranteed price is offered with respect to a plumbing job of $350.00 or less then the guaranteed price shall not be more than 10% higher than the maximum price figured in accordance with the pricing methods and requirements of this order.

SEC. 7. *Related and incidental construction work.* If on any plumbing job any installed building materials are furnished or any construction services are performed by the seller for which maximum prices are not fixed by this order, such materials and services shall be separately priced and billed on all invoices and sales slips. The maximum prices for such related and incidental work shall be determined under Revised Maximum Price Regulation No. 251 or as fixed by any applicable area pricing order issued by the Regional Administrator of Region VII.

SEC. 8. *Notification*—(a) *Furnishing of statements.* Each seller making a sale covered by this order shall, upon completion of the work, furnish to the purchaser a statement and keep a copy thereof at his principal place of business showing the following:

(1) The names and addresses of the seller and purchaser.

(2) The location of the job.

(3) The date the job was completed.

(4) A description of the work performed and the total charged for the job, including plumbing services and sales of installed plumbing materials and equipment and other permitted charges, and a separate statement of the related and incidental construction work performed as provided in section 7 of this order.

(b) *Furnishing of further statements upon request.* If requested by the purchaser, the seller shall furnish the purchaser an itemized statement showing the information contained in sub-paragraphs (1), (2), and (3) of paragraph (a) of this section, together with an itemized statement showing the maximum labor charges for plumbing services for each type or class of labor performed and the hourly rates charged therefor, together with an itemized statement of the installed plumbing materials and equipment, and other permitted charges, and the quantities and prices of each, and a separate itemized statement of any related and incidental construction work performed, as provided in Section 7 of this order. A copy of any such statements so furnished shall be kept by the seller at his principal place of business.

(c) *Order available for inspection.* Each seller making a sale covered by this order, if requested by the purchaser shall make available to the purchaser a copy of this order and a copy of Revised Maximum Price Regulation No. 251. Copies for this purpose may be obtained from the office of the Regional Administrator or from the District Office of the Office of Price Administration.

SEC. 9. *Records.* Each seller must keep and retain at his principal place of business so long as the Emergency Price Control Act of 1942, as amended, remains in effect, records concerning each sale covered by this order showing the following:

(1) The name and address of the purchaser.

(2) The location of the job.

(3) A copy of any and all contracts pertaining to each sale.

(4) The time the job was commenced and completed.

(5) A description of the plumbing services and installed plumbing materials and equipment involved, and other permitted charges, and the quantities and prices of each.

(6) The hours worked and labor charges by types and classes of labor.

(7) A separate itemized statement of any related and incidental construction work and the prices charged for such work.

SEC. 10. *Filing and reporting of maximum prices.* (a) Each seller subject to this order shall within 30 days after the effective date of this order, or within 10 days after any increase in labor cost is put into effect, or in the case of new sellers within 10 days after first entering business, file with the Cheyenne District Office of the Office of Price Administration the following information.

(1) The "maximum labor charge" as that term is defined in section 1 (b) (5) of this order in terms of the straight time hourly rate to be charged the purchaser for plumbing services covered by this order for each class of workmen employed by him.

(2) The "labor cost" as that term is defined in section 1 (b) (6) of this order in terms of the straight time hourly rate applicable to each class of workmen by the seller.

(3) A statement that the prices charged by the seller for the sale of installed plumbing materials and equipment and the other permitted charges covered by this order will not exceed the maximum percentage mark-ups and other charges permitted by section 4 of this order, and a statement that the maximum charge to the purchaser for plumbing services sub-contracted by the seller will not exceed the maximum price which the seller may lawfully charge under this order if he had rendered the services directly.

(4) A description and list of all power driven and other special plumbing equipment and the maximum hourly charges therefor which were in effect in March 1942 or which were thereafter established pursuant to the applicable maximum price regulation.

(5) The hourly rate charged by a self-employed plumber as of the effective date of this order pursuant to section 4 (a) (5) of this order or in the case of a new self-employed plumber the proposed hourly rate to be charged but not in excess of the maximum charge which would be permissible to be charged for the services of a journeyman plumber in the local area where the services are performed or are to be performed.

(b) Whenever a new seller files the information required by this section, the District Director may by order approve, disapprove or revise any maximum prices proposed so as to make it in line with the level of maximum prices established by this order. If the District Director fails to act within 20 days after the date of filing, the proposed prices shall be deemed to be in effect.

(c) If a seller subject to Order No. G-9, Plumbing Services and Sales of Installed Plumbing Materials and Equipment in the State of Wyoming, issued December 10, 1945 and effective December 20, 1945, has complied with the provisions of section 10 (1) and (2) of that order and the same maximum labor charges and labor costs except for slight variances in the table given in section 4 (b) (1), of this order, are in effect as of the effective date of this Revised Order No. G-9, it shall be unnecessary for the seller to refile or report under the provisions of this section. Each seller shall, however, comply with the provisions of this section with respect to its other filing and reporting provisions and also if there have been any changes in his maximum labor charges and labor costs not heretofore filed and reported to the Cheyenne Office.

SEC. 11. *Prohibitions against sales at higher than maximum prices.* On and after the effective date of this order, regardless of any contract or other obligation, no person shall sell or offer to sell plumbing services or plumbing materials and equipment on an installed basis, or both, covered by this order at higher prices than the maximum prices established by this order: *Provided,* That plumbing services performed or installations made not more than 30 days after the effective date of this order on bona fide contracts executed prior to the effective date of this order shall not be considered to be violations of this order.

SEC. 12. *Evasions.* (a) Any practice, scheme or device which results in a higher price to the purchaser of plumbing services or installed plumbing materials and equipment than is permitted by this order shall be deemed a violation of this order and subjects the seller to all the civil liabilities and the criminal penalties provided by the Emergency Price Control Act of 1942 as amended and extended.

(b) No seller shall as a part of the consideration or as a condition of a sale of any of the plumbing services or installed plumbing materials and equipment covered by this order, secretly or otherwise receive, either directly or indirectly any side payment, commission, fee, consideration or other thing of value whatsoever nor shall the seller, either directly or indirectly acquire or receive in addition to the maximum prices established by this order the benefit of any services, transportation agreements or other valuable thing, materials or property.

(c) No seller shall eliminate or reduce in any form or manner any maintenance or repair service customarily offered or performed as a part of plumbing services or installed plumbing materials and equipment nor shall the seller lower the quality of the materials and equipment below that called for by the specifications or agreement.

(d) No seller shall by any of the foregoing plans, schemes or devices, or by any other plan, scheme or device, receive or acquire or attempt to receive or acquire anything of value, service, valuable right, property or property right, money or other consideration whatsoever in addition to the maximum prices established in this order for the sale of any plumbing services or installed plumbing materials and equipment.

SEC. 13. *Less than maximum prices.* Prices lower than the maximum prices for sales covered by this order may, of course, be charged and paid.

SEC. 14. *Licensing.* The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this order. A seller's license may be suspended for violation of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

SEC. 15. *Revocation of Order No. G-9.* Order No. G-9, Plumbing Services and Sales of Installed Plumbing Materials and Equipment in the State of Wyoming, issued December 10, 1945 and effective December 20, 1945, is hereby revoked.

SEC. 16. *Revocation or amendment.* This order may be revoked, modified or amended at any time by the Price Ad-

ministrator or the Regional Administrator.

This Revised Order No. G–9 shall become effective May 20, 1946.

Issued this 6th day of May 1946.

RICHARD Y. BATTERTON,
Regional Administrator.

[F. R. Doc. 46–9553; Filed, June 5, 1946; 1:35 p. m.]

[Region VII Order G–28 Under Gen. Order 68]

BUILDING AND CONSTRUCTION IN IDAHO FALLS, IDAHO, AREA

Order No. G–28 under General Order No. 68. Maximum prices for retail sales of certain building and construction materials in the Idaho Falls, Idaho, Area. Docket No. 7–GO 68–28.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to the provisions of General Order 68, it is hereby ordered:

SECTION 1. *What this order does.* This Order No. G–28 under General Order 68 covers all retail sales by any seller, located in the Idaho Falls, Idaho area, herein designated as Idaho Building Materials Area No. 3, of the specified building and construction materials listed in the tables annexed to and incorporated herein. The Idaho Falls, Idaho area for the purposes of this order includes all of the City of Idaho Falls, Idaho, all of Bingham County, Idaho lying north of an east-west line drawn five miles north of Blackfoot, and all of Bonneville and Jefferson Counties, Idaho.

SEC. 2. *Definitions.* For the purposes of this order:

(a) "Retail sale" means a sale to an ultimate user or to a purchaser for resale on an installed basis.

(b) "Delivered sale" means the sale of any quantity of the building and construction materials covered by this order, delivered to any point designated by the purchaser.

(c) "Yard sale" means the sale of any quantity of the building and construction materials covered by this order delivered to the purchaser at the seller's yard, store or warehouse.

(d) "Building and construction materials" means the masonry, gypsum, and metal lath, insulation and wall board, roofing and siding, and metal products materials, as set forth in the annexed price tables incorporated in this order.

SEC. 3. *Relation to other regulations.* The maximum prices established by this Order No. G–28 supersede any maximum prices or pricing method previously established by any other regulation or order covering the commodities listed in the tables annexed to and incorporated herein. Except to the extent that they are inconsistent with the provisions of this order, all other provisions of the General Maximum Price Regulation or other applicable regulation or order shall continue to apply to retail sales covered by this order.

SEC. 4. *Authorized maximum prices.* Upon and after the effective date of this Order No. G–28, the maximum prices for the retail sales of the specified building and construction materials covered by this order shall be the prices listed in the tables annexed to and incorporated herein.

SEC. 5. *Delivery practices.* (a) Sales under this order may be made as yard sales or delivered sales. If the buyer requests delivery within a free delivery zone which the seller recognized during March 1942, the seller shall not charge for making the delivery.

(b) If the buyer requests delivery outside the free delivery zone which the seller recognized during March 1942 or if no free delivery zone was recognized by the seller in March 1942, the seller may make delivery charges not in excess of those made by him in March 1942 but if delivery is made by a common or contract carrier the seller shall not charge in excess of the actual freight paid.

(c) If the seller was not in business during March 1942, he may elect to establish a free delivery zone or to make delivery charges, or both, and any such delivery charges shall not be in excess of such charges made by his principal competitors in his community for delivery during March 1942, and subject to the limitations of this section.

(d) All additional charges for delivery shall be itemized separately on any sales slips furnished the buyer and record thereof shall be kept as required by section 8 of this order.

SEC. 6. *Discounts and allowances.* Each seller, subject to this order, must maintain his customary terms, discounts, and allowances on sales to each class of purchaser which he had in effect during March 1942.

SEC. 7. *Availability of order.* Every seller making a sale covered by this order shall, if requested by the purchaser, make available to the purchaser for inspection a copy of this order. Copies for this purpose may be obtained from the office of the Regional Administrator or from the Boise District Office of the Office of Price Administration.

SEC. 8. *Sales slips and records.* (a) Every seller covered by this order who has customarily given his customers a sales slip or other evidence of purchase must continue to do so. Upon request from a customer such seller, regardless of previous custom, shall give the purchaser a receipt showing the date, name and address of the seller and the purchaser, a description and the quantity of each item sold and the prices received for it. If he customarily prepared his sales slips in more than one copy he must keep a duplicate copy of each sales slip delivered by him pursuant to this section. Such sales slips and records required to be kept by subsection (b) of this section shall be kept at the seller's principal place of business in the area and shall be made available for inspection by representatives of the Office of Price Administration for so long as the Emergency Price Control of 1942, as amended, remains in effect.

(b) Each seller making a sale of $10.00 or more, regardless of previous custom, must keep and retain at his principal place of business in the area covered by this order, records concerning each such sale covered by this order showing at least the following:

1. Name and address of buyer.
2. Date of transaction.
3. Place of delivery.
4. Complete description and quantity of each item sold and the price charged.
5. Any additional charges for delivery.

SEC. 9. *Prohibitions against sales at higher than maximum prices.* On and after the effective date of this order, regardless of any contract or other obligation, no person shall sell or offer to sell building or construction materials covered by this order at prices higher than the maximum prices established by this order.

SEC. 10. *Evasions.* (a) Any practice, scheme or device which results in a higher price to the purchaser of the specified commodities covered by this order than is permitted by this order shall be deemed to be a violation of this order and shall subject the seller to all the civil liabilities and the criminal penalties provided by the Emergency Price Control Act of 1942, as amended and extended.

(b) No seller shall as a part of the consideration or as a condition of a sale of the specified commodities covered by this order, secretly or otherwise receive, either directly or indirectly, any side payment, commission, fee, consideration or other thing of value whatsoever nor shall the seller, either directly or indirectly acquire or receive in addition to the maximum prices established by this order the benefit of any services, transportation agreements or other valuable thing, material or property.

(c) No seller shall eliminate or reduce in any form or manner any discount or allowance customarily offered in connection with the sale of the specified commodities covered by this order nor shall the seller lower the quality thereof below that called for by the specifications or agreement with respect to the sale of the specified commodities covered by this order nor shall the seller in any manner make a delivery charge in excess of the amount provided in section 5 of the order.

(d) No seller shall by any of the foregoing plans, schemes or devices, or by any other plan, scheme or device receive or acquire or attempt to receive or acquire anything of value, service, valuable right, property or property right, money or other consideration whatsoever in addition to the maximum prices established in this order for the sale of the specified commodities covered by this order.

SEC. 11. *Less than maximum prices.* Prices lower than the maximum prices for sales covered by this order may, of course, be charged and paid.

SEC. 12. *Licensing.* The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this order. A seller's license may be suspended for violation of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

SEC. 13. *Revocation or amendment.* This order may be revoked, modified or amended at any time by the Price Administrator or by the Regional Administrator.

This Order No. G–28 shall become effective June 3, 1946.

Issued this 21st day of May 1946.

RICHARD Y. BATTERTON,
Regional Administrator.

TABLE I—CEMENT, LIME AND PLASTER

Item and unit	*Maximum retail selling prices*
Cement:	
Portland—paper sacks, per sack	$0.95
Portland—cloth sacks, per sack	1.10
Quick-strength, per sack	1.70
Waterproof, per sack	1.70
Keene, per sack	2.60
Atlas or Duro White, per sack	3.75
Atlas or Duro White Waterproof, per sack	4.00
Lime:	
Finishing—Ohio Hydrated, per sack 50 lbs	1.25
Hydrated—Colorado, Nevada, Oregon, per sack 50 lbs	1.00
Hydrated—Missouri, per sack 50 lbs	1.05
Pebble, 90 lb. drum	2.00
Quick-pulverized (Verifat & Cheshire), per sack 50 lbs	1.15
Quick-pulverized (Verifat & Cheshire), per sack 60 lbs	1.35
Quick-pulverized (Verifat & Cheshire), per sack 80 lbs	1.80
Quick-pulverized (Verifat & Cheshire), per sack 100 lbs	2.25
Plaster:	
Hardwall, per sack 100 lbs	1.10
Plaster paris—white, per sack 100 lbs	1.25
Moulding and gauging plaster, per sack 100 lbs	1.25
Plaster—less than full sack quantities, per lb	.02
Calcium chloride:	
Used for building purposes, per 100 lb. sack	4.50
Less than 100 lb. quantities, per lb	.05

TABLE II—LATHS, GYPSUM AND METAL: CORNER BEADS AND EXPANSION CASINGS

Item and unit	*Maximum retail selling prices*
Lath:	
Gypsum, per M sq. ft	$38.00
Metal lath—flat diamond mesh:	
2.5 lb. painted, sq. yd	.33
3.4 lb. painted, sq. yd	.38
3.4 lb. galvanized, sq. yd	.42
Note: Add for metal lath—self furring—1¢ per yd. over flat diamond mesh.	
Metal lath—flat rib:	
2.75 lb. painted, sq. yd	.38
3.4 lb. painted, sq. yd	.42
Metal—high rib; 3.4 ⅜" painted, sq. yd	.44
Note: For copper bearing lath, add 1¢ per sq. yd.	
Corner bead:	
Expanded type, M lin. ft	55.00
Flat apron, M lin. ft	35.00
¾" bull nose plain, M lin. ft	55.00
All Expansion casing: ¼ round (bull nose—O. G. or square edge), M lin. ft	105.00
Corner lath:	
2" x 2", M lin. ft	25.00
3" x 3", M lin. ft	30.00

TABLE III—INSULATION MATERIALS, WALL BOARDS AND BUILDING PAPER

Item and unit	*Maximum retail selling prices*
Insulation board:	
½", per M sq. ft	$50.00
⅜", per M sq. ft	45.00
Insulation tile:	
Under ½ x 16 x 32, per M sq. ft	70.00
16 x 32 x ½ and over, per M sq. ft	65.00
Insulation plank: ½", per M sq. ft	70.00
Insulation board ext. type:	
½" ext. sheeting, per M sq. ft	60.00
25/32" ext. sheeting,[1] per M sq. ft	74.00
Insulation lath: ½"—16 x 48—18 x 48—24 x 48, per M sq. ft	55.00
Balsam wool sealed blankets:	
Standard, per M sq. ft	53.00
Double thick, per M sq. ft	77.00
Wall thick, per M sq. ft	100.00
Kimsul insulation:	
Commercial ½", per M sq. ft	40.00
Standard 1", per M sq. ft	47.50
Double thick 2", per M sq. ft	55.50
Mineral wool insulation:	
Semi-thick batts 15 v 48", per M sq. ft	65.00
Full-thick batts 15 x 48", per M sq. ft	85.00
Handi-batts, full thick, 15 x 24", per M sq. ft	85.00
Jr. batts, 11½ x 15", per bag of 20 sq. ft., 4" thick	2.10
Mineral wool blankets:	
1", per M sq. ft	60.00
2", per M sq. ft	80.00
3", per M sq. ft	100.00
Nodulated and loose wool in sacks:	
35-lb., per sack	1.75
38-lb., per sack	1.90
40-lb., per sack	2.00
Expanded mica, per bag of 4 cu. ft	1.35
Building paper:	
Red resin—20-lb., per roll	1.30
Red resin—25-lb., per roll	1.75
Red resin—30-lb., per roll	1.95
Red resin—40-lb., per roll	2.60
Sisalkraft, per hundred sq. ft	1.40
Sisalkraft, black treated, per hundred sq. ft	1.50
Sisalkraft, broken rolls, per sq. ft	.02
Presswood:	
⅛ x 48 x 72 and longer—plain, per M sq. ft	85.00
⅛ x 48 x 72 and longer—tempered, per M sq. ft	100.00
5/16 x 48 x 72 and longer—plain, per M sq. ft	102.00
5/16 x 48 x 72 and longer—tempered, per M sq. ft	117.00
¼ x 48 x 72 and longer—plain, per M sq. ft	127.00
¼ x 48 x 72 and longer—tempered, per M sq. ft	140.00
⅛—tempered tile, per M sq. ft	125.00
¼—pressed panel board, per M sq. ft	85.00
Wallboard:	
Sheetrock—¼ x 48 x 72 and longer, per M sq. ft	40.00
Sheetrock—⅜ x 48 x 72 and longer, per M sq. ft	47.50
Sheetrock—½ x 48 x 72 and longer, per M sq. ft	50.00

[1] Price includes raise of $4.00 per M ft. allowed in Amend. 40 of Order 1 of MPR 592, effective May 3, 1946.

TABLE IV—ROOFING MATERIALS AND ASBESTOS SIDING

Item and unit	*Maximum retail selling prices*
Felt:	
Asphalt and tarred:	
15-lb. 36" wide 324 sq. ft., per roll	$2.60
15-lb. 36" wide 432 sq. ft., per roll	3.25
30-lb. 36" wide 216 sq. ft., per roll	3.25
Roll roofing:	
Smooth surfaced—First grade:	
35-lb., per roll	$1.75
45-lb., per roll	2.15
55-lb., per roll	2.60
65-lb., per roll	3.25
75-lb., per roll	3.65
65-lb., Alumishield, per roll	4.25
Mineral surfaced:	
90-lb., per roll	3.00
Split roll 105-lb. diamond point—hex. edge stag. edge, per roll	3.95
Shingles:	
Composition shingles: Std. individual 250-lb., per square	9.75
Asphalt shingles:	
Hex. std. 3 tab 167-lb., per square	7.35
Thick butt 3 tab 12" 210-lb., per square	8.50
Siding—Asbestos cement:	
Std. surf. hard std. colors (12 x 24) (12 x 27), per square	12.80
Std. surf. hard std. colors white or buff, per square	13.80
Extra hard surf. white (12 x 24) (12 x 27), per square	15.50
Siding—Asphalt: Roll brick, per roll	7.80

TABLE V—METAL PRODUCTS

Item	Unit	Maximum retail selling prices: Painted	Maximum retail selling prices: Galvanized
Ridge roll:			
Plain 11" roll	Per 100 lin. ft		$7.00
Plain 2" roll	Per 100 lin. ft		8.00
Corrugated ridge roll 2½".	Per 100 lin. ft		12.00
Continuous hip: 5" girth, 10' length.	Per 100 lin. ft		5.00
Valley tin:			
10" 28 ga	Per 100 lin. ft	$6.50	8.00
14" 28 ga	Per 100 lin. ft	9.00	12.00
20" 28 ga	Per 100 lin. ft	15.00	17.00
Globe finials:			
For 11½" plain ridge roll	Each		.35
For 2" plain ridge roll	Each		.40
		Steel	*Cast*
Ash pit doors:			
8" x 8"	Each	$1.00	$1.25
10" x 12"	Each	1.50	1.75
Flashing shingles: 5" x 7".	Per 100	2.25	2.50

[F. R. Doc. 46–9554; Filed, June 5, 1946; 1:36 p. m.]

[Albuquerque Rev. Order G–1 Under Gen. Order 50]

BEER AND ALE IN ALBUQUERQUE, N. MEX.

In accordance with the provisions of General Order No. 50 and Region VII Delegation Order No. 15, it is hereby ordered:

SECTION 1. *Prohibitions.* No person shall sell or serve any beer or ale item listed in section 4 hereof at a price higher than the maximum price established by this order for such beer or ale item. This order does not establish maximum prices for package sales of beer or ale items sold for consumption away from the seller's place of business. Maximum prices for such sales are controlled by RMPR 259

and other price regulations, and must not exceed the prices established thereby.

SEC. 2. *Lower prices may be charged.* This order establishes maximum prices only. Prices lower than those established herein may, of course, be charged.

SEC. 3. *Exceptions.* (a) Maximum prices for beer and ale items not listed in section 4 hereof which are controlled by other price regulations must not exceed the prices established thereby.

(b) The maximum prices established by this order shall not apply to sales made on railroad trains. Maximum prices for such sales remain subject to other applicable price regulations.

SEC. 4. *Maximum prices established by this order.* (a) The maximum prices for sales of beer and ale items listed below by sellers located in Colfax, San Miguel, Santa Fe, Bernalillo, Valencia, McKinley, Dona Ana and Chaves Counties, New Mexico, are as follows:

Brand	Size	Price	Size	Price
	Ounces	*Cents*	*Ounces*	*Cents*
Bottled beer:				
Blatz	12	21	32	50
Budweiser	12	21	32	50
Canadian Ace	12	21	32	50
Country Club	12	23	------	------
Duquesne	12	21	------	------
East Side	12	21	------	------
Ems	12	21	------	------
Four Crown Special	12	21	------	------
Gold Medal Tivoli [1]	12	21	------	------
Hamms	12	21	32	50
Koenig Brau	12	21	------	------
Lemps	12	21	32	50
Marshfield	12	21	32	50
Pabst	12	21	32	50
Schlitz	12	25	------	------
Van Merritt	12	25	------	------
Van Wyck	12	17	32	40
Acme	12	17	------	------
Atlas	12	17	------	------
Bohemian	12	17	32	40
Coors	12	16	32	40
Falstaff	12	16	------	------
Grand Prize	12	16	------	------
Harry Mitchell	12	16	32	40
Lang	12	16	------	------
Manhattan	12	16	------	------
Rosebud	12	16	------	------
Royal Bru	12	16	------	------
Southern Select	12	16	------	------
Topaz [1]	12	16	------	------
Tivoli	12	16	32	40
Walters	7	21	------	------
Carta Blanca	12	35	------	------
Carta Blanca	11	35	------	------
Corona	12	35	------	------
Cruz Blanca	12	35	------	------
Dorans	12	35	------	------
Monterey	11	25	------	------
Tecate	12	35	------	------
Victoria				
Bottled ale:				
Ballantine	12	25	------	------
Bohemia	11	35	------	------
Dorans	12	35	------	------
Walters	12	21	------	------
Draught beer:				
Michelob [1]	7	10	------	------
All other brands	8	10	------	------

[1] New items.

All other sizes must be priced at the rate of 1¼ cents per ounce. The foam head of each glass must be limited to one-half inch.

(b) The maximum prices for sales of the beer and ale items listed below by sellers located in Union, Taos, Rio Arriba, San Juan, Sandoval, Mora, Harding, Quay, Guadalupe, Torrance, Socorro, Catron, Lincoln, De Baca, Curry, Roosevelt, Lea, Otero, Sierra, Luna, Hidalgo, Grant and Eddy Counties, New Mexico, are as follows:

Brand	Size	Price	Size	Price
	Ounces	*Cents*	*Ounces*	*Cents*
Bottled beer:				
Blatz	12	23	32	55
Budweiser	12	23	32	55
Canadian Ace	12	23	32	55
Country Club	12	23	------	------
Duquesne	12	25	------	------
East Side	12	23	------	------
Ems	12	23	------	------
Four Crown Special	12	23	------	------
Gold Medal-Tivoli [1]	12	23	------	------
Hamms	12	23	------	------
Koenig Brau	12	23	------	------
Lemps	12	23	------	------
Marshfield	12	23	32	55
Pabst	12	23	32	55
Schlitz	12	23	32	55
Van Merritt	12	27	------	------
Van Wyck	12	27	------	------
Acme	12	19	32	45
Atlas	12	19	------	------
Bohemian	12	19	32	45
Coors	12	18	32	45
Falstaff	12	18	------	------
Grand Prize	12	18	------	------
Harry Mitchell	12	18	32	45
Lang	12	18	------	------
Manhattan	12	18	------	------
Rosebud	12	18	------	------
Royal Bru	12	18	------	------
Southern Select	12	18	------	------
Topaz [1]	12	18	------	------
Tivoli	12	18	32	45
Walters	12	18	------	------
Carta Blanca	7	21	------	------
Carta Blanca	12	35	------	------
Corona	11	35	------	------
Cruz Blanca	12	35	------	------
Dorans	12	35	------	------
Monterey	11	25	------	------
Tecate	12	35	------	------
Victoria				
Bottled ale:				
Ballantine	12	25	------	------
Bohemia	11	35	------	------
Dorans	12	35	------	------
Walters	12	21	------	------
Draught beer:				
Michelob [1]	7	10	------	------
All other brands	8	10	------	------

[1] New Items.

All other sizes must be priced at the rate of 1⅓ per ounce. The foam head must be limited to one-half inch

(c) A night club employing a band of 3 or more musicians may, between the hours of 8 P. M. and closing time, charge 5 cents per bottle more than the appropriate maximum price listed above for the area in which such night club is located. This additional charge may be made only during such time as said band is on duty. No addition may be made to the prices listed above for draught beer. Persons selling beer or ale items at State of county fairs, may, for sales of beer or ale made on the fair grounds, charge 5 cents per bottle more than the prices listed above for the area in which such fair is held.

(d) The prices listed above include all taxes, local, State, and Federal in effect up to and including April 1, 1944, and no additional charge may be made on account of any such taxes.

(e) In addition to the prices permitted in this order, a person may, during the hours when he is subject to the 20% amusement tax imposed by the Federal Revenue Act of 1943, add the exact amount of said 20% amusement tax, or the additional 15% increase if the person was adding the 5% amusement tax already in force at the time the Federal Revenue Act of 1943 became effective: *Provided, however,* That this tax may be added only in the event that it is shown separately from the selling price of the beer and/or ale on the seller's sales slip, or in cases were slips are not used, a price chart showing the prices of all brands of bottled beer and draught beer is posted in a conspicuous place above the bar: *Provided further,* That a sign showing the hours during which the 20% Federal tax will be collected be posted in a conspicuous place visible to anyone entering the establishment.

SEC. 5. *Evasion.* No person shall evade the provisions of this order by means of tie-in agreement, service charge, cover charge, bottle deposit, or by any other method except that any seller may continue to make any cover charge permitted under the provisions of Second Revised Restaurant Maximum Price Regulation 7–1, or Rest. Maximum Price Regulation 2.

SEC. 6. *Definitions.* The definitions set forth in section 302 of the Emergency Price Control Act of 1942 and in section 1499.2C of the General Maximum Price Regulation shall apply to the terms used herein.

SEC. 7. This Revised Order No. G–1 under General Order No. 50 supersedes Order G–1 under General Order No. 50 and Amendments 1 to 6 thereto.

Issued this 24th day of May 1946.

This order shall become effective May 24, 1946.

JOHN D. BINGAMAN,
District Director.

[F. R. Doc. 46–9555; Filed, June 5, 1946; 1:37 p. m.]

[Region IV Order G–9 Under RMPR 251]

PLUMBING SERVICES AND MATERIALS IN HENRICO AND CHESTERFIELD COUNTIES AND RICHMOND, VA.

For the reasons set forth in the accompanying opinion and under the authority conferred upon the Regional Administrator for Region IV of the Office of Price Administration by Section 9 of Revised Maximum Price Regulation 251; *It is ordered:*

1. This adopting order establishes dollars-and-cents ceiling prices for plumbing services and installed plumbing and heating fixtures and materials which ceiling prices are set forth in the appendix following section 3.

2. This order covers ceiling prices for plumbing services and installed plumbing and heating fixtures and materials in the City of Richmond and Henrico and Chesterfield Counties, Virginia.

3. All the provisions of Order No. G–2 (Basic Order No. 1) for Region IV, under Section 9 of Revised Maximum Price Regulation 251, are adopted in this order and are just as much a part of this order as if included herein. If Regional Order No. G–2 (Basic Order No. 1) under section 9 of Revised Maximum Price Regulation 251 is amended in any respect, all the provisions as amended shall likewise, without further action, be a part of this order.

APPENDIX

Maximum prices of plumbing and heating services and sale of installed fixtures and materials. The maximum amount which may be charged for plumbing and allied services customarily performed in this area by plumbing and heating contractors shall be the "maximum hourly service rates" as provided in sub-paragraph (a) below, plus the maximum prices of plumbing fixtures, materials, and transportation as set forth in subparagraph (b), (c) and (d) below:

(a) *The maximum hourly service rate.* The maximum hourly service charge for labor involved shall be determined as follows:

Legal wage rates paid:	*Maximum hourly service rates (straight time charge)*
Up to $0.69 inclusive	$1.00
$0.70 to $0.84 inclusive	1.25
$0.85 to $1.04 inclusive	1.50
$1.05 to $1.44 inclusive	2.00
$1.45 to $1.64 inclusive	2.50
$1.65 to $1.85 inclusive	3.00

(b) *Maximum prices of installed plumbing and heating fixtures and materials; fixtures.* The maximum amount which may be charged for any fixtures, involved in the process of repairing or installing defined in the basic order, shall not exceed the manufacturer's list retail price or the invoice cost of such fixture plus a mark-up not in excess of 40% on cost, whichever is less.

Materials. The maximum amount which may be charged for materials, as defined in the basic order, shall not exceed the seller's cost plus a mark-up not in excess of 40% on cost.

(c) *Maximum prices of sub-contracted work.* The maximum amount which may be charged for any necessary sub-contracted work and sheet metal work, pipe covering, plastering, painting, electrical work, etc., incidental to the installation or repair of plumbing and heating, shall not exceed the actual cost of such sub-contracted work, plus a mark-up not in excess of 25% on cost.

(d) *Transportation charges.* The maximum amount which may be charged for transportation of fixtures, materials, and men to any one job within the city of Richmond, shall not exceed $0.50; for any one job outside the city limits, the additional charge shall not exceed 6¢ per mile for actual mileage as measured from the city limits of Richmond, Virginia.

This order may be revised, amended, revoked or modified at any time by the Office of Price Administration.

This order shall become effective May 22, 1946.

Issued: April 17, 1946.

JOHN D. MOSBY,
Acting Regional Administrator.

[F. R. Doc. 46–9545; Filed, June 5, 1946; 1:33 p. m.]

[Region IV Order G–10 Under RMPR 251]

PLUMBING SERVICES AND MATERIALS IN NORFOLK, PORTSMOUTH AND NEWPORT NEWS, VA., AREA

For the reasons set forth in the accompanying opinion and under the authority conferred upon the Regional Administrator for Region IV of the Office of Price Administration by section 9 of Revised Maximum Price Regulation 251; *It is ordered:*

1. This adopting order establishes dollars-and-cents ceiling prices for plumbing services and installed plumbing and heating fixtures and materials which ceiling prices are set forth in the appendix following section 3.

2. This order covers ceiling prices for plumbing services and installed plumbing and heating fixtures and materials in the Cities of Norfolk and Portsmouth, Norfolk and Princess Anne Counties, the City of Newport News and Elizabeth City and Warwick Counties, Virginia.

3. All the provisions of Order No. G–2 (Basic Order No. 1) for Region IV, under Section 9 of Revised Maximum Price Regulation 251, are adopted in this order and are just as much a part of this order as if included herein. If Regional Order No. G–2 (Basic Order No. 1) under section 9 of Revised Maximum Price Regulation 251 is amended in any respect, all the provisions as amended shall likewise, without further action, be a part of this order.

APPENDIX

Maximum prices of plumbing and heating services and sale of installed fixtures and materials. The maximum amount which may be charged for plumbing and allied services customarily performed in this area by plumbing and heating contractors shall be the "maximum hourly service rates" as provided in subparagraph (a) below, plus the maximum prices of plumbing fixtures, materials, and transportation as set forth in subparagraph (b), (c) and (d) below:

(a) *The maximum hourly service rate.* The maximum hourly service charge for labor involved shall be determined as follows:

Legal wage rates paid:	*Maximum hourly service rates (straight time charge)*
Up to $0.69 inclusive	$1.00
$0.70 to $0.84 inclusive	1.25
$0.85 to $1.04 inclusive	1.50
$1.05 to $1.14 inclusive	1.75
$1.15 to $1.29 inclusive	2.00
$1.30 to $1.44 inclusive	2.25
$1.45 to $1.59 inclusive	2.50
$1.60 to $1.74 inclusive	2.75
$1.75 to $2.00 inclusive	3.00

(b) *Maximum prices of installed plumbing and heating fixtures and materials, fixtures.* The maximum amount which may be charged for any fixture involved in the process of repairing or installing, as defined in the basic order, shall not exceed the invoiced cost, plus actual transportation charges paid, plus a mark-up of not more than 50¢ on cost. *Materials:* The maximum amount which may be charged for any materials involved in the process of repairing or installing, as defined in the basic order, shall not exceed the invoiced cost, plus a mark-up not in excess of 60% on cost.

(c) *Maximum prices of sub-contracted work.* The maximum amount which may be charged for any necessary sub-contracted work such as sheet-metal work, pipe covering, plastering, painting, electrical work, etc., incidental to the installation or repair of plumbing and heating, shall not exceed the actual cost of such sub-contracted work, plus a mark-up of not in excess of twenty-five percent (25%) on cost.

(d) *Transportation charges.* The maximum amount which may be charged for transportation of fixtures, materials and men to any one job within the cities of Norfolk, Portsmouth, or Newport News, shall not exceed fifty cents ($0.50); for any one job outside the city limits, the additional charge shall not exceed ten cents ($0.10) per mile for actual mileage as measured from the city limits of Norfolk, Portsmouth or Newport News, as applicable.

This order may be revised, amended, revoked or modified at any time by the Office of Price Administration.

This order shall become effective June 1, 1946.

Issued May 23, 1946.

ALEXANDER HARRIS,
Regional Administrator.

[F. R. Doc. 46–9546; Filed, June 5, 1946; 1:33 p. m.]

[Region IV Order G–8 Under RMPR 251, Amdt. 1]

PLUMBING SERVICES AND MATERIALS IN DADE, BROWARD AND PALM BEACH COUNTIES, FLA.

For the reasons set forth in the accompanying opinion and under the authority conferred upon the Regional Administrator for Region IV of the Office of Price Administration by Section 9 of Revised Maximum Price Regulation 251; *It is ordered:*

(1) That the Appendix to Order G–8 under section 9 of Revised Maximum Price Regulation 251, as issued by the Regional Administrator for Region IV of the Office of Price Administration on April 12, 1946, be stricken and the following appendix inserted in lieu thereof.

APPENDIX

Maximum prices of plumbing services and sales of installed plumbing fixtures and materials. The maximum amount which may be charged for plumbing and allied services customarily performed in this area by plumbing contractors shall be the "maximum hourly service rates" as provided in subparagraph (a) below, plus the maximum prices of the plumbing fixtures and materials as set forth in subparagraphs (b) and (c) below:

(a) *The maximum hourly service rate.* The maximum hourly service rate established by this order shall be determined as follows:

Legal Wage Rates Paid for Journeymen, Apprentice, Helpers, or Laborers

	Maximum hourly service rate (straight time charge)
Up to $0.68 inclusive	$1.00
$0.69 to $0.88 inclusive	1.25
$0.89 to $1.00 inclusive	1.50
$1.01 to $1.15 inclusive	1.75
$1.16 to $1.30 inclusive	2.00
$1.31 to $1.45 inclusive	2.25
$1.46 to $1.60 inclusive	2.50
$1.61 to $1.79 inclusive	2.75
$1.80 to $2.00 inclusive	3.00

(b) *Maximum prices of installed plumbing and heating fixtures and materials; fixtures.* The maximum amount which may be charged for any fixtures involved in the process of repair and installation as defined in the basic order shall not exceed the invoiced cost f. o. b., Miami, or West Palm Beach, Florida, plus a markup of not in excess of forty percent (40%) on cost. On any fixture marked with a label containing the legal O. P. A. retail ceiling price, the seller must use this price in lieu of the 40% markup on cost. *Materials:* The maximum amount which may be charged for any materials involved in the process of repairing or installing, as defined in the basic order, shall not exceed the invoiced cost f. o. b., Miami, Florida or West Palm Beach, Florida plus a markup not in excess of forty percent (40%) on cost, except that the maximum amount charged for any "plumbing specialty" with a unit cost less than one dollar ($1.00) shall not exceed actual cost plus a markup of 100%. Prices of these items thus priced may be rounded to the nearest five cents (.05).

(c) *Maximum prices of sub-contracted work.* The maximum amount which may be

charged for any necessary sub-contracted work such as sheet metal work, pipe covering, plastering, painting and electrical work, etc., incidental to the installation or repair of plumbing shall not exceed the actual cost of such sub-contracted work plus a markup not in excess of 15% on cost.

Except as otherwise provided herein, all the provisions of Order No. G–8 under section 9 of Revised Maximum Price Regulation 251 issued on April 12, 1946, shall remain in full force and effect.

This order may be revised, amended, revoked or modified at any time by the Office of Price Administration.

This order shall become effective May 28, 1946.

Issued: May 24, 1946.

ALEXANDER HARRIS,
Regional Administrator.

[F. R. Doc. 46-9544; Filed, June 5, 1946; 1:32 p. m.]

[Milwaukee 2d Rev. Order G–1 Under Gen. Order 68]

CERTAIN BUILDING AND CONSTRUCTION MATERIALS IN MILWAUKEE COUNTY, WIS.

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order 68, it is ordered:

SECTION 1. *What this order covers.* This order covers all retail sales made by any seller, except the manufacturer, of commodities specified in Appendices A and B, attached hereto, delivered to the purchaser in Milwaukee County, State of Wisconsin.

SEC. 2. *Definitions*—(a) *Retail sale.* For the purposes of this order, a retail sale means a sale to an ultimate user, or to any contractor: *Provided*, That for the purposes of this order, a "retail sale" shall not include any sale to the United States Government or any of its political subdivisions.

(b) *Contractor.* Any person who sells material or equipment, and in connection therewith, assumes responsibility for its incorporation into a building, structure, or construction project at a fixed site, by charging a single price for the commodity installed, by guaranteeing performance and use, or by other objective evidence, shall be considered a contractor.

(c) *Applicators.* Purchases by applicators, as herein defined, of asphalt and tarred roofing products and insulation are excluded from the coverage of this order. Applicators are herein defined as contractors engaged exclusively in the business of applying roofing and/or siding and/or insulation to buildings.

SEC. 3. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order covering the commodities specified in Appendices A and B. Except to the extent they are inconsistent with the provisions of this order, all other provisions of the regulations applicable to the commodities listed in Appendices A and B prior to the issuance of this order shall continue to apply to sales covered by this order.

SEC. 4. *Maximum price, discounts and delivery practices.* On and after the date of this order, regardless of any contract, agreement or other obligation, no person covered by this order shall sell, offer to sell, or deliver at retail as herein defined, any of the items listed in Appendices A and B, attached hereto, at prices higher than the maximum prices set forth in those appendices. All sales are subject to discounts, differentials and delivery services as set forth in the appendices.

SEC. 5. *Posting.* Every seller making sales covered by this order shall post a copy of the list of maximum prices for sales to consumers contained in Appendix A of this order in each of his places of business in the area covered by this order in a manner plainly visible to all purchasers. In addition, he shall keep on file in an appropriate counter book or other such record in each of his places of business in the area covered by this order, a copy of the list of maximum prices for sales to contractors set out in Appendix B of this order and shall, if requested by any purchaser, make available to the purchaser for inspection his copy of this order including Appendix B containing the list of maximum prices applicable to that sale. There is attached to this order for your convenience two copies of its appendices containing the items covered with the respective maximum prices applicable. One such copy of Appendix A, list of maximum prices to consumers, may be detached and used as a poster hereinbefore required to be posted and one copy of Appendix B, list of maximum prices to contractors, may be detached and filed in seller's counter book or other such record as hereinbefore required.

SEC. 6. *Sales slips and records.* Every seller covered by this order must provide the purchaser, whether he requests it or not, with a sales slip, invoice, receipt, or other evidence of sale of which an exact and full copy shall be retained by the seller for the duration of the Emergency Price Control Act of 1942, as amended. The sales slip or other evidence of sale shall contain the following information with respect to items subject to this order:

1. Name and address of seller.
2. Date of sale.
3. Name and address of purchaser (necessary only on sales of items totaling $7.50 or more).
4. Description of the item sold, including quantity, grade, and any other matter insofar as any of these matters may affect the price, in full detail necessary to permit the exact calculation of the applicable maximum price.
5. Charge, if any, for delivery beyond the free delivery zone (to be separately listed from the price of the item).
6. The total price.

Each seller shall also keep such records of each sale as he customarily kept.

SEC. 7. On and after the effective date of this order any person covered by this order who sells or offers to sell at a price higher than the ceiling price permitted by this order, or otherwise violates any of the provisions of this order, shall be subject to the criminal penalties, civil enforcement actions, license suspension proceeding and suits for treble damages as provided for by the Emergency Price Control Act of 1942, as amended.

No person subject to this order may evade any of the provisions of the order by any stratagem, scheme, or device. No person subject to this order, may as a condition of selling any particular building material, require a customer to buy anything else. Any such evasion is punishable as a violation of this order.

SEC. 8. *Relationship between this order and previous orders.* Revised Order G–1, effective January 17, 1946, issued under General Order 68, is hereby revoked.

Appendix. Appendix A, "Maximum Prices to Consumers, and Appendix B, Maximum Prices to Contractors, are attached hereto and made a part hereof.

This order may be modified, amended, or revoked at any time.

This order shall become effective May 27, 1946.

Issued this 27th day of May 1946.

H. T. SMITH,
District Director.

APPENDIX A—PROVISIONS REGARDING DELIVERY PRACTICES, DISCOUNTS AND POSTING

1. *Discounts.* The retail seller shall continue to grant cash and quantity discounts with respect to all sales of commodities specified in this Appendix, which were in effect in March, 1942.

2. *For all deliveries.* The retail seller shall charge no more for deliveries than his customary charge, which was in effect in March, 1942.

This price list must be posted in your place of business in a manner plainly visible to all purchasers. Contractors maximum price list available upon request.

MAXIMUM F. O. B. YARD PRICES TO CONSUMERS

Description of materials	Consumers maximum price f. o. b. yard	
	Unit	Price
Base coat plasters		
1. Sanded cement plaster	100-lb. bag	$0.85
2. Base coat plaster on brick or tile.	100-lb. bag	.85
3. Base coat plaster, neat unfibred or wood fibre.	100-lb. bag	1.10
4. Base coat plaster, neat fibred.	100-lb. bag	1.10
5. Bonding cement plaster	100-lb. bag	1.25
Prepared finish plasters		
6. Sand float finish plaster	100-lb. bag	1.10
7. Trowel finish plaster	100-lb. bag	1.85
8. Moulding plaster, gray or white.	100-lb. bag	1.50
9. Ganging plaster, gray or white.	100-lb. bag	1.10
10. Keene's cement, regular	100-lb. bag	1.75
Lime		
11. Finishing lime, fibred	50-lb. bag	.65
12. Finishing lime, unfibred	50-lb. bag	.60
13. Mason's hydrated lime	50-lb. bag	.55
Gypsum products		
14. Plaster lath, ⅜" thick (rock lath).	1,000 sq. ft	28.00
15. Wallboard, gypsum, ⅜"	1,000 sq. ft	45.00
16. Wallboard, gypsum, ½"	1,000 sq. ft	47.50
17. Sheathing, gypsum, ½", water repellent.	1,000 sq. ft	44.50

APPENDIX A—PROVISIONS REGARDING DELIVERY PRACTICES, DISCOUNTS AND POSTING—Con.

MAXIMUM F. O. B. YARD PRICES TO CONSUMERS—continued

Description of materials	Consumers maximum price f. o. b. yard		
	Unit	Per cent off list [1]	Price
Cement products			
18. Portland cement (std.), paper.	94-lb. bag		$0.85
19. Portland cement (std.), cloth bag (incl. bag) refund bag return 10¢.	94-lb. bag		.95
20. Portland waterproof cement, gray—paper.	100-lb. bag		1.05
21. Masonry cement, paper bags (wgt. per bag 94 lbs).	Per bag		.75
Metal lath			
22. Expanded wide flange corner bead.	1,000 lin. ft		60.00
23. Arched corner bead	1,000 lin. ft		40.00
24. Scalloped flange corner bead.	1,000 lin. ft		50.00
Clay products			
Vitrified clay sewer pipe			
25. No. 1 standard, single strength—3".	Lin. ft	26	.222
26. No. 1 standard, single strength—4".	Lin. ft	26	.222
27. No. 1 standard, single strength—6".	Lin. ft	26	.333
28. No. 1 standard, single strength—8".	Lin. ft	26	.518
29. No. 1 standard, single strength—10".	Lin. ft	26	.777
30. No. 1 standard, single strength—12".	Lin. ft	26	.999
31. No. 1 standard, double strength—15".	Lin. ft	14	1.548
32. No. 1 standard, double strength—18".	Lin. ft	14	2.15
33. No. 1 standard, double strength—20".	Lin. ft	14	2.58
34. No. 1 standard, double strength—21".	Lin. ft	14	3.01
35. No. 1 standard, double strength—24".	Lin. ft	14	3.87
36. Fittings, 3" to 12" incl., single strength.		26	
37. Fittings, 15" to 25" incl., double strength.		14	
Fire clay flue lining			
38. 4½" x 8½" (outside dimensions).	Lin. ft		.3375
39. 4½" x 13" (outside dimensions).	Lin. ft		.45
40. 8½" x 8½" (outside dimensions).	Lin. ft		.45
41. 8½" x 13" (outside dimensions).	Lin. ft		.675
42. 8½" x 18" (outside dimensions).	Lin. ft		1.0125
43. 13" x 13" (outside dimensions).	Lin. ft		.8625
Wallboards			
44. Fibre insulation standard lath and board—½".	1,000 sq. ft		50.00
45. Fibre insulation asphalt treated sheathing—$^{25}/_{32}$" standard.	1,000 sq. ft		65.00
Roofing			
46. Asphalt roofing, mineral surface, 90-lb. w/nails and cement, class C label.	Per roll		2.50
47. Asphalt mineral surfaced, split roll, diamond point, block edge, shadow or similar roofing (class C label) 105-lb.—110-lb.	Per roll		3.05
48. Asphalt or tarred felt—15-lb	Per roll		2.50
49. Asphalt or tarred felt—30-lb.	Per roll		2.50
50. Asphalt shingles, 210-lb. thick butt (3 in 1) std.	Per sq		6.00
51. Asphalt shingles, 165-lb. hexagon, 2 tab, std.	Per sq		5.00

[1] Standard sewer pipe price list (copyright R. L. Forsythe Co.).

APPENDIX B—PROVISIONS REGARDING DISCOUNTS, ALLOWANCES AND DELIVERY PRACTICES

The ceiling prices set out below shall apply to sale at retail by all sellers, except manufacturers, of the list of building materials covered by this order.

1. *Cash discounts.*—Contractors shall be allowed a discount of 5% for payment on or before the 10th day of the month following date of purchase.

2. If total order is less than $7.50, the consumer price may be used.

3. *Small orders.* Any seller who has established a customary practice of making an additional charge for deliveries, where the total amount of the order delivered is less than a certain minimum amount either monetary or by weight may add such established delivery charge to the prices established by this order where the total value or weight delivered is less than such established minimum amount and provided further that such seller shall indicate on the price list he is required to post under the provisions of this order both the established delivery charge and also the minimum amount, either monetary or by weight, to which delivery charges are applicable.

4. *Free delivery area.* Free delivery area shall include all of Milwaukee County.

5. For all deliveries made beyond the established free delivery area covered by this order, the retail seller shall charge no more than his customary charge which was in effect in March, 1942.

MAXIMUM DELIVERED PRICES TO CONTRACTORS

Description of materials	Maximum delivered contractors price	
	Unit	Price
Base coat plasters		
1. Sanded cement plaster	100-lb. bag	$0.54
2. Base coat plaster on brick or tile.	100-lb. bag	.62
3. Base coat plaster, neat unfibered or wood fiber.	100-lb. bag	.89
4. Base coat plaster, neat fibered.	100-lb. bag	.89
5. Bonding cement plaster	100-lb. bag	1.04
Prepared finish plasters		
6. Sand float finish plaster	100-lb. bag	.89
7. Trowel finish plaster	100-lb. bag	1.54
8. Moulding plaster, gray or white.	100-lb. bag	1.19
9. Gauging plaster, gray or white.	100-lb. bag	.89
10. Keene's cement, regular	100-lb. bag	1.44
Lime		
11. Finishing lime	50-lb. bag	.48
12. Finishing lime, fibered	50-lb. bag	.53
13. Mason's hydrated lime	40-lb. bag	.42
Gypsum products		
14. Partition tile—3" x 12" x 30".	1,000 sq. ft	75.00
15. Partition tile—4" x 12" x 30".	1,000 sq. ft	90.00
16. Partition tile—6" x 12" x 30".	1,000 sq. ft	162.00
17. Plaster lath, ⅜" thick (rock lath).	1,000 sq. ft	22.00
18. Wallboard, gypsum ⅜"	1,000 sq. ft	40.00
19. Wallboard, gypsum ½"	1,000 sq. ft	42.50
20. Sheeting, gypsum ½", water repellent.	1,000 sq. ft	40.30
Cement products		
21. Portland cement (std.), paper.	94-lb. bag	.71
22. Portland cement (std.), cloth bag (incl. bag) refund bag return 10¢.	94-lb. bag	.78
23. Portland waterproof cement, gray—paper.	100-lb. bag	.86
24. Masonry cement, paper bags (wgt. per bag 94 lbs.)	Per bag	.64
Metal lath		
25. 2.75 lb. flat rib painted, copper bearing.	Sq. yd	.25
26. 3.4 lb. painted diamond mesh, copper bearing metal.	Sq. yd	.25
27. 3.4 lb. galvanized diamond Mesh.	Sq. yd	.27
28. 3.4 lb. painted high rib, ⅜" copper bearing metal	Sq. yd	.27
29. 3.4 lb. galvanized high rib, ⅜".	Sq. yd	.29
30. Expanded wide flange corner bead.	1,000 ft	37.00
31. Arched corner bead	1,000 ft	26.00
32. Scalloped flange corner bead.	1,000 ft	30.00

APPENDIX B—PROVISIONS REGARDING DISCOUNTS, ALLOWANCES AND DELIVERY PRACTICES—Continued

MAXIMUM DELIVERED PRICES TO CONTRACTORS—continued

Description of materials	Maximum delivered contractors price		
	Unit	Per cent off list [1]	Price
Clay products			
Vitrified clay sewer pipe			
33. No. 1 standard, single strength—3".	Lin. ft	36	$0.192
34. No. 1 standard, single strength—4".	Lin. ft	36	.192
35. No. 1 standard, single strength—6".	Lin. ft	36	.288
36. No. 1 standard, single strength—8".	Lin. ft	36	.448
37. No. 1 standard, single strength—10".	Lin. ft	36	.672
38. No. 1 standard, single strength—12".	Lin. ft	36	.864
39. No. 1 standard, double strength—15".	Lin. ft	24	1.368
40. No. 1 standard, double strength—18".	Lin. ft	24	1.90
41. No. 1 standard, double strength—20".	Lin. ft	24	2.28
42. No. 1 standard, double strength—21".	Lin. ft	24	2.66
43. No. 1 standard, double strength—24".	Lin. ft	24	3.42
44. Fittings, 3" to 12" incl., single strength.		36	
45. Fittings, 15" to 24" incl., double strength.		24	
Vitrified wall coping			
46. 9" double slant	Lin. ft		.258
47. 9" laplock	Lin. ft		.282
48. 13" double slant	Lin. ft		.385
49. 13" laplock	Lin. ft		.432
50. 18" double slant	Lin. ft		.760
51. 18" laplock	Lin. ft		.84
Fire clay flue lining			
52. 4½" x 8½" (outside dimensions).	Lin. ft		.288
53. 4½" x 13" (outside dimensions).	Lin. ft		.384
54. 8½" x 8½" (outside dimensions).	Lin. ft		.384
55. 8½" x 13" (outside dimensions).	Lin. ft		.576
56. 8½" x 18" (outside dimensions).	Lin. ft		.864
57. 13" x 13" (outside dimensions).	Lin. ft		.736
58. 13" x 18" (outside dimensions).	Lin. ft		1.12
59. 18" x 18" (outside dimensions).	Lin. ft		1.44
60. 20" x 20" (outside dimensions).	Lin. ft		2.665
61. 20" x 24" (outside dimensions).	Lin. ft		3.075
62. 24" x 24" (outside dimensions).	Lin. ft		3.485
Wallboards			
63. Fibre insulation standard lath and board—½".	1,000 sq. ft		45.00
64. Fibre insulation asphalt treated sheathing—$^{25}/_{32}$" standard.	1,000 sq. ft		62.00
Roofing			
65. Asphalt roofing, mineral surface, 90 lb. w/nails and cement, class C label.	Per roll		2.39
66. Asphalt mineral surfaced, split roll, diamond point, block edge, shadow or similar roofing (class C label) 105-110 lb.	Per roll		2.75
67. Asphalt or tarred felt—15 lb	Per roll		2.25
68. Asphalt or tarred felt—30 lb.	Per roll		2.25
69. Asphalt shingles, 210 lb., thick butt (3 in 1) std.	Per sq		5.40
70. Asphalt shingles, 165 lb., hexagon, 2 tab. std.	Per sq		4.50

[1] Standard sewer pipe price list (copyright R. L. Forsythe Co.)

[F. R. Doc. 46–9551; Filed, June 5, 1946; 1:34 p. m.]

[Region IV Order G–11 Under RMPR 251]

PLUMBING SERVICES AND MATERIALS IN DAVIDSON COUNTY AND NASHVILLE, TENN.

For the reasons set forth in the accompanying opinion and under the authority conferred upon the Regional Administrator for Region IV of the Office of Price Administration by section 9 of Revised Maximum Price Regulation 251; *It is ordered:*

1. This adopting order establishes dollars-and-cents ceiling prices for plumbing services and installed plumbing and heating fixtures and materials which ceiling prices are set forth in the appendix following section 3.

2. This order covers ceiling prices for plumbing services and installed plumbing and heating fixtures and materials in the City of Nashville and Davidson County, Tennessee.

3. All the provisions of Order No. G–2 (Basic Order No. 1) for Region IV, under section 9 of Revised Maximum Price Regulation 251, are adopted in this order and are just as much a part of this order as if included herein. If Regional Order No. G–2 (Basic Order No. 1) under section 9 of Revised Maximum Price Regulation 251 is amended in any respect, all the provisions as amended shall likewise, without further action, be a part of this order.

APPENDIX

Maximum prices of plumbing and heating services and sale of installed fixtures and materials. The maximum amount which may be charged for plumbing and allied services customarily performed in this area by plumbing and heating contractors shall be the "maximum hourly service rates" as provided in sub-paragraph (a) below, plus the maximum prices of plumbing fixtures, materials, and transportation as set forth in subparagraph (b), (c) and (d) below:

(a) *The maximum hourly service rate.* The maximum hourly service charge for labor involved shall be determined as follows:

Legal wage rates paid:	*Maximum hourly service rates (straight time charge)*
Up to $0.64 inclusive	$1.00
$0.65 to $0.79 inclusive	1.25
$0.80 to $0.94 inclusive	1.50
$0.95 to $1.09 inclusive	1.75
$1.10 to $1.24 inclusive	2.00
$1.25 to $1.39 inclusive	2.25
$1.40 to $1.54 inclusive	2.50
$1.55 to $1.69 inclusive	2.75
$1.70 to $1.84 inclusive	3.00
$1.85 to $2.00 inclusive	3.25

(b) *Maximum prices of installed plumbing and heating fixtures and materials; fixtures.* The maximum amount which may be charged for any fixture involved in the process of repairing or installing, as defined in the basic order, shall not exceed the invoiced cost, plus actual transportation charges paid, plus a mark-up of not more than 40% on cost. *Materials:* The maximum amount which may be charged for any materials involved in the process of repairing or installing, as defined in the basic order, shall not exceed the invoiced cost, plus a mark-up not in excess of 50% on cost.

(c) *Maximum prices of sub-contracted work.* The maximum amount which may be charged for any necessary sub-contracted work such as sheet-metal work, pipe covering, plastering, painting, electrical work, etc., incidental to the installation or repair of plumbing and heating, shall not exceed the actual cost of such sub-contracted work, plus a mark-up of not in excess of twenty-five percent (25%) on cost.

(d) *Transportation charges.* The maximum amount which may be charged for transportation of fixtures, materials, and men to any one job within the city of Nashville shall not exceed fifty cents ($0.50); for any one job outside the city limits, the additional charge shall not exceed ten cents ($0.10) per mile for actual mileage as measured from the city limits of Nashville.

This order may be revised, amended, revoked or modified at any time by the Office of Price Administration.

This order shall become effective May 30, 1946.

Issued: May 21, 1946.

ALEXANDER HARRIS,
Regional Administrator.

[F. R. Doc. 46–9547; Filed, June 5, 1946; 1:33 p. m.]

[Region IV Order G–14 Under RMPR 251]

PLUMBING SERVICES AND MATERIALS IN FULTON AND DEKALB COUNTIES AND ATLANTA, GA.

For the reasons set forth in the accompanying opinion and under the authority conferred upon the Regional Administrator for Region IV of the Office of Price Administration by section 9 of Revised Maximum Price Regulation 251, *It is ordered:*

1. This adopting order establishes dollars-and-cents ceiling prices for plumbing services and installed plumbing and heating fixtures and materials which ceiling prices are set forth in the appendix following section 3.

2. This order covers ceiling prices for plumbing services and installed plumbing and heating fixtures and materials in the City of Atlanta, and Fulton and DeKalb Counties, Georgia.

3. All the provisions of Order No. G–2 (Basic Order No. 1) for Region IV, under section 9 of Revised Maximum Price Regulation 251, are adopted in this order and are just as much a part of this order as if included herein. If Regional Order No. G–2 (Basic Order No. 1) under section 9 of Revised Maximum Price Regulation 251 is amended in any respect, all the provisions as amended shall likewise, without further action, be a part of this order.

APPENDIX

Maximum prices of plumbing services and sale of installed fixtures and materials. The maximum amount which may be charged for plumbing and allied services customarily performed in this area by plumbing and heating contractors shall be the "maximum hourly service rates" as provided in subparagraphs (a) below, plus the maximum prices of plumbing fixtures, materials, and transportation as set forth in subparagraphs (b), (c) and (d) below:

(a) *The maximum hourly service rate.* The maximum hourly service charge for labor involved shall be determined as follows:

Legal Wage Rates Paid for Journeyman, Apprentice, Helpers or Laborer

	Maximum hourly service rates (straight) time charge)
$0.49 to $0.69 inclusive	$1.00
$0.70 to $0.84 inclusive	1.25
$0.85 to $0.94 inclusive	1.50
$0.95 to $1.09 inclusive	1.75
$1.10 to $1.24 inclusive	2.00
$1.25 to $1.45 inclusive	2.25
$1.46 to $1.60 inclusive	2.50
$1.61 to $1.70 inclusive	2.75
$1.71 to $1.85 inclusive	3.00
$1.86 to $2.14 inclusive	3.25
$2.15 to $2.35 inclusive	3.50
$2.36 to $2.75 inclusive	4.00
$2.76 to $2.94 inclusive	4.50
$2.95 to $3.35 inclusive	5.00

(b) *Maximum prices of plumbing and heating fixtures and materials; fixtures.* The maximum amount which may be charged for any fixtures involved in the process of repair or installation, as defined in this order, shall not exceed the invoiced cost f. o. b., Atlanta, Georgia, plus a markup not in excess of 33⅓% on cost. On any fixture marked with a label containing the legal O. P. A. retail ceiling price, the seller must use this price in lieu of the 33⅓% markup on cost. *Materials:* The maximum amount which may be charged for any materials involved in the process of repairing or installing, as defined in this order, shall not exceed the invoiced cost f. o. b., Atlanta, Georgia, plus a markup not in excess of 33⅓% on cost. The maximum amount for any "plumbing specialty" priced at less than $1.00 shall not exceed invoiced cost plus a markup not to exceed 100%. Prices of items thus priced may be rounded to the nearest five cents (5¢).

(c) *Maximum prices of sub-contracted work.* The maximum amount which may be charged for any necessary sub-contracted work such as sheet metal work, pipe covering, plastering, painting, and electrical work, incidental to the installation or repair of plumbing and heating shall not exceed the actual cost of such sub-contracted work plus a mark-up not in excess of 25% on cost.

(d) *Transportation charges.* The seller may charge not more than fifty cents ($0.50) per trip for use of truck to transport men and materials to jobs located within the Atlanta area.

This order may be revised, amended, revoked or modified at any time by the Office of Price Administration.

This order shall become effective June 1, 1946.

Issued May 24, 1946.

ALEXANDER HARRIS,
Regional Administrator.

[F. R. Doc. 46–9549; Filed, June 5, 1946; 1:34 p. m.]

LIST OF COMMUNITY PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register June 5, 1946.

Region I

Concord Order 9–F, Amendment 58, covering fresh fruits and vegetables in Manchester, Nashua, Concord, Rochester, Somersworth, Dover and Portsmouth, Filed 9:03 a. m.

Concord Order 17, Amendment 8, covering dry groceries in the State of New Hampshire. Filed 9:02 a. m.

Concord Order 4–W, Amendment 8, covering dry groceries in the State of New Hampshire. Filed 9:02 a. m.

Montpelier Order 2–F, Amendment 55, covering fresh fruits and vegetables in certain areas in Vermont. Filed 9:02 a. m.

Montpelier Order 1–C, Amendment 11, covering poultry in the State of Vermont. Filed 9:02 a. m.

Region II

Albany Order 13–F, Amendment 17, covering fresh fruits and vegetables in certain cities in New York and the Town of Green Island, New York. Filed 9:03 a. m.

Albany Orders 3–C and 7–O, covering poultry and eggs in Albany, Schenectady and Rensselaer counties. Filed 8:56 and 8:57 a. m.

Baltimore Order 11–F, Amendment 17, covering fresh fruits and vegetables in the Baltimore, Maryland, area. Filed 9:00 a. m.

Baltimore Order 12–F, Amendment 17, covering fresh fruits and vegetables in the Baltimore, Maryland, area. Filed 9:00 a. m.

Buffalo Order 6–F, Amendment 17, covering fresh fruits and vegetables in Rochester, East Rochester, Fairport and Pittsford, New York. Filed 8:57 a. m.

Buffalo Order 8–F, Amendment 17, covering fresh fruits and vegetables in the counties of Allegany, Cattaraugus, Chautauqua, New York. Filed 8:57 a. m.

Buffalo Order 9–F, Amendment 13, covering fresh fruits and vegetables in certain areas in New York. Filed 8:56 a. m.

Buffalo Order 10–F, Amendment 9, covering fresh fruits and vegetables in certain areas in New York. Filed 8:56 a. m.

District of Columbia Order 6–F, Amendment 17, covering fresh fruits and vegetables in the Washington, D. C. area. Filed 8:56 a. m.

District of Columbia Orders 8–C and 3–O, covering poultry and eggs in the Washington, D. C. area. Filed 9:00 a. m.

District of Columbia Order 1–M, covering bottle beer and ale in the Washington, D. C. area. Filed 9:00 a. m.

Newark Order 8–F, Amendment 18, covering fresh fruits and vegetables in certain counties in New Jersey except the Bourough of North Plainfield, N. J. Filed 9:01 a. m.

Newark Order 9–F, Amendment 17, covering fresh fruits and vegetables in certain counties in New Jersey and the Borough of North Plainfield in Somerset county, New Jersey. Filed 9:01 a. m.

Newark Order 21, Amendment 3, covering dry groceries in certain counties in New Jersey. Filed 8:59 a. m.

Newark Order 22, Amendment 3, covering dry groceries in certain counties in New Jersey. Filed 8:59 a. m.

Newark Order 25, Amendment 3, covering dry groceries in certain counties in New Jersey. Filed 8:59 a. m.

Newark Order 7–W, Amendment 3, covering dry groceries in certain counties in New Jersey. Filed 8:59 a. m.

New York Orders 10–C and 23–O, covering poultry and eggs in the city of New York and Nassau and Westchester counties, New York. Filed 9:01 a. m.

Philadelphia Order 13–F, Amendment 18, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 9:06 a. m.

Philadelphia Order 14–F, Amendment 17, covering fresh fruits and vegetables in the city and county of Philadelphia. Filed 9:06 a. m.

Philadelphia Order 15–F, Amendment 17, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 9:06 a. m.

Philadelphia Order 16–F, Amendment 17, covering fresh fruits and vegetables in Berks, Lehigh and Northampton counties, Pennsylvania. Filed 9:07 a. m.

Philadelphia Order 27–O, Amendment 1, covering eggs in Philadelphia, Delaware, and Montgomery counties, Pennsylvania and Camden county, New Jersey. Filed 9:07 a. m.

Pittsburgh Order 9–F, Amendment 18, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 8:58 a. m.

Pittsburgh Order 10–F, Amendment 17, covering fresh fruits and vegetables in Allegheny county, Pennsylvania. Filed 8:58 a. m.

Pittsburgh Order 11–F, Amendment 17, covering fresh fruits and vegetables in all of Erie and Warren county, Pennsylvania. Filed 8:58 a. m.

Pittsburgh Order 12–F, Amendment 17, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 8:58 a. m.

Wilmington Order 5–F, Amendment 17, covering fresh fruits and vegetables in the entire state of Delaware. Filed 9:06 a. m.

Region III

Charleston Order 9–F, Amendment 64, covering fresh fruits and vegetables in Cabell county and the city of Huntington in Wayne county, West Virginia. Filed 9:15 a. m.

Charleston Order 10–F, Amendment 64, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 9:15 a. m.

Charleston Order 11–F, Amendment 64, covering fresh fruits and vegetables in Berkeley, Jefferson and Morgan counties, West Virginia. Filed 9:15 a. m.

Charleston Order 14–F, Amendment 21, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 9:16 a. m.

Charleston Order 15–F, Amendment 61, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 9:16 a. m.

Charleston Order 16–F, Amendment 61, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 9:16 a. m.

Charleston Order 17–F, Amendment 60, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 9:16 a. m.

Charleston Order 10–O, Amendment 6, covering eggs in certain counties in West Virginia. Filed 9:16 a. m.

Charleston Order 11–O, Amendment 6, covering eggs in certain counties in West Virginia. Filed 9:17 a. m.

Charleston Order 12–O, Amendment 6, covering eggs in certain counties in West Virginia. Filed 9:17 a. m.

Cincinnati Order 12–F, Amendment 13, covering fresh fruits and vegetables in Franklin county, Ohio. Filed 9:21 a. m. and 9:17 a. m.

Cincinnati Order 16–F, Amendment 2, covering fresh fruits and vegetables in certain counties in Ohio. Filed 9:21 a. m.

Cincinnati Order 17–F, Amendments 2 and 3, covering fresh fruits and vegetables in certain counties in Ohio. Filed 9:21 a. m. and 9:17 a. m.

Cincinnati Order 18–F, Amendments 2 and 3, covering fresh fruits and vegetables in certain counties in Ohio. Filed 9:22 and 9:18 a. m.

Cincinnati Order 19–F, Amendments 2 and 3, covering fresh fruits and vegetables in certain counties in Ohio. Filed 9:22 and 9:19 a. m.

Cleveland Order 3–F, Amendment 49, covering fresh fruits and vegetables in certain areas in Ohio. Filed 9:22 a. m.

Cleveland Order 6–F, Amendment 27, covering fresh fruits and vegetables in Cuyahoga county, Ohio. Filed 9:23 a. m.

Cleveland Order 7–F, Amendment 28, covering fresh fruits and vegetables in certain counties in Ohio. Filed 9:23 a. m.

Cleveland Order 8–F, Amendment 1, covering fresh fruits and vegetables in certain areas in Ohio. Filed 9:23 a. m.

Cleveland Order 6–O, Amendment 2, covering eggs in certain counties in Ohio. Filed 9:19 a. m.

Cleveland Order 7–O, Amendment 2, covering eggs in certain counties in Ohio. Filed 9:19 a. m.

Detroit Order 10–F, Amendment 52, covering fresh fruits and vegetables in Wayne and Macomb counties, Michigan. Filed 9:23 a. m.

Detroit Order 10–F, Amendment 53, covering fresh fruits and vegetables in certain counties in Michigan. Filed 9:23 a. m.

Detroit Order 10–F, Amendment 54, covering fresh fruits and vegetables in certain counties in Michigan. Filed 9:14 a. m.

Indianapolis Order 14–F, Amendment 69, covering fresh fruits and vegetables in the counties of Marion, Vigo and Tippecanoe. Filed 9:03 a. m.

Indianapolis Order 15–F, Amendment 69, covering fresh fruits and vegetables in Wayne, Delaware and Allen counties. Filed 9:03 a. m.

Indianapolis Order 16–F, Amendment 69, covering fresh fruits and vegetables in St. Joseph county. Filed 9:04 a. m.

Indianapolis Order 17–F, Amendment 69, covering fresh fruits and vegetables in the county of Vanderburgh. Filed 9:04 a. m.

Indianapolis Order 8–O, Amendment 2, covering eggs in certain counties in Indiana. Filed 9:14 a. m.

Indianapolis Order 9–O, Amendment 2, covering eggs in certain counties in Ohio. Filed 9:15 a. m.

Louisville Order 12–F, Amendment 71, covering fresh fruits and vegetables in Jefferson county, Kentucky and Clark

and Floyd counties, Indiana. Filed 9:04 a. m.

Louisville Order 17–F, Amendment 37, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 9:04 a. m.

Louisville Order 18–F, Amendment 31, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 9:05 a. m.

Louisville Order 19–F, Amendment 31, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 9:05 a. m.

Louisville Order 28–F, Amendment 11, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 9:05 a. m.

Louisville Order 31–F, Amendment 1, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 9:05 a. m.

Louisville Order 32–F, Amendment 1, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 9:05 a. m.

Louisville Order 33–F, Amendment 6, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 9:05 a. m.

Region IV

Atlanta Order 12–F, Amendment 25, covering fresh fruits and vegetables in the Atlanta-Decatur Metropolitan Trade area. Filed 9:10 a. m.

Atlanta Order 13–F, Amendment 25, covering fresh fruits and vegetables in the Atlanta area. Filed 9:27 a. m.

Atlanta Order 14–F, Amendment 25, covering fresh fruits and vegetables in certain counties in the Atlanta area. Filed 9:27 a. m.

Atlanta Order 15–F, Amendment 25, covering fresh fruits and vegetables in Bibb and Muscogee counties, Georgia and Phenix City, Alabama. Filed 9:28 a. m.

Atlanta Order 16–F, Amendment 8, covering fresh fruits and vegetables in Chatham and Richmond counties. Filed 9:28 a. m.

Atlanta Order 17–F, Amendment 8, covering fresh fruits and vegetables in Dougherty and Thomas counties. Filed 9:28 a. m.

Atlanta Order 18–F, Amendment 8, covering fresh fruits and vegetables in certain areas in Georgia. Filed 9:28 a. m.

Atlanta Order 19–F, Amendment 8, covering fresh fruits and vegetables in certain counties in the Savanah area. Filed 9:28 a. m.

Atlanta Order 20–F, Amendment 8, covering fresh fruits and vegetables in certain counties in the Savannah area. Filed 9:28 a. m.

Atlanta Order 14–C, Amendment 6, covering poultry in Chatham county, Georgia. Filed 9:29 a. m.

Atlanta Order 36–C, Amendment 6, covering poultry in the Atlanta-Decatur Metropolitan Trade area. Filed 9:29 a. m.

Atlanta Orders 7–W and 38, Amendment 7, covering dry groceries in the Atlanta area. Filed 9:27 a. m.

Atlanta Orders, 8–W and 40, Amendment 6, covering dry groceries in the Savannah area. Filed 9:26 a. m. and 9:27 a. m.

Birmingham Order 5–F, Amendment 32, covering fresh fruits and vegetables in Jefferson county. Filed 9:13 a. m.

Birmingham Order 26–F, Amendment 31, covering fresh fruits and vegetables in Mobile county. Filed 9:13 a. m.

Birmingham Order 27–F, Amendment 33, covering fresh fruits and vegetables in Montgomery county. Filed 9:13 a. m.

Birmingham Order 28–F, Amendment 31, covering fresh fruits and vegetables in Houston county. Filed 9:14 a. m.

Birmingham Order 29–F, Amendment 30, covering fresh fruits and vegetables in Dallas county. Filed 9:13 a. m.

Jackson Order 7–F, Amendment 33, covering fresh fruits and vegetables in certain counties in Mississippi. Filed 9:24 a. m.

Jacksonville Order 13–F, Amendment 8–A, covering fresh fruits and vegetables in the Jacksonville, Florida area. Filed 9:24 a. m.

Jacksonville Order 14–F, Amendment 29, covering fresh fruits and vegetables in the city of Jacksonville, Florida. Filed 9:27 a. m.

Jacksonville Order 15–F, Amendment 4, covering fresh fruits and vegetables in the city of Pensacola, Florida. Filed 9:19 a. m.

Miami Order 13–C, Amendment 5, covering poultry in Dade county, Florida. Filed 9:21 a. m.

Miami Order 12–O, Amendment 12, covering eggs in Dade county, Florida. Filed 9:21 a. m.

Miami Order 5–F, Amendments 32, 33, and 34 covering fresh fruits and vegetables in certain areas in Florida. Filed 9:24 and 9:20 a. m.

Miami Order 6–F, Amendments 31 and 32, covering fresh fruits and vegetables in the Tampa, Florida area. Filed 9:20 a. m.

Nashville Order 47–O, Amendment 18, covering eggs in Davidson county, Tennessee. Filed 9:24 a. m.

Nashville Order 48–O, Amendments 15 and 16, covering eggs in Hamilton, Knox, Roane, and Anderson counties, Tennessee. Filed 9:25 a. m.

Raleigh Orders 23 and 7–W, Amendment 3, covering dry groceries in certain counties in the Raleigh area. Filed 9:25 a. m.

Richmond Order 7–F, Amendment 10, covering fresh fruits and vegetables in certain areas in Virginia. Filed 9:25 a. m.

Richmond Order 8–F, Amendment 19, covering fresh fruits and vegetables in certain areas in Virginia. Filed 9:26 a. m.

Richmond Order 8–F, Amendments 30 and 31, covering fresh fruits and vegetables in certain areas in Virginia. Filed 9:26 a. m.

Richmond Order 13–F, Amendments 21, 32, and 33, covering fresh fruits and vegetables in certain cities, towns and counties in Virginia. Filed 9:26 a. m.

Region V

Kansas City Order 9–F, Amendment 30, covering fresh fruits and vegetables in Buchanan county, Missouri. Filed 9:10 a. m.

Kansas City Order 10–F, Amendment 30, covering fresh fruits and vegetables in Greene county, Missouri. Filed 9:10 a. m.

Kansas City Order 11–F, Amendment 30, covering fresh fruits and vegetables in Jasper county, Missouri. Filed 9:10 a. m.

Kansas City Order 12–F, Amendment 3, covering fresh fruits and vegetables in certain areas in Missouri. Filed 9:10 a. m.

Kansas City Order 13–F, Amendment 1, covering fresh fruits and vegetables. Filed 9:11 a. m.

Kansas City Orders 9–C and 11–O, covering poultry and eggs in Johnson and Wyandotte Kansas; City of North Kansas City, Jackson and Buchanan counties, Missouri. Filed 9:11 a. m.

New Orleans Order 3–F, Amendment 44, covering fresh fruits and vegetables in Parishes of Orleans, St. Bernard and Jefferson except Grand Isle, Louisiana. Filed 9:11 a. m.

New Orleans 5–F, Amendment 35, covering fresh fruits and vegetables in the cities of Shreveport, Bossier City, Monroe and West Monroe. Filed 9:12 a. m.

New Orleans Order 6–F, Amendment 35, covering fresh fruits and vegetables in certain areas in Louisiana. Filed 9:12 a. m.

New Orleans Order 7–F, Amendment 2, covering fresh fruits and vegetables in certain Parishes in Louisiana. Filed 9:12 a. m.

New Orleans Order 8–F, Amendment 2, covering fresh fruits and vegetables in certain Parishes in Louisiana. Filed 9:12 a. m.

San Antonio Order 6–F, Amendment 44, covering fresh fruits and vegetables in Bexar county, Texas. Filed 9:07 a. m.

San Antonio Order 8–F, Amendment 44, covering fresh fruits and vegetables. Filed 9:07 a. m.

San Antonio Order 8–F, Amendment 45, covering fresh fruits and vegetables in Corpus Christi, Texas. Filed 9:07 a. m.

San Antonio Order 9–F, Amendment 33, covering fresh fruits and vegetables in Culberson, El Paso, Hudspeth and Presidio counties, Texas. Filed 9:08 a. m.

San Antonio Order 11–F, Amendment 2, covering fresh fruits and vegetables in certain counties in Texas. Filed 9:08 a. m.

San Antonio Order 12–F, Amendment 2, covering fresh fruits and vegetables in Travis county, Texas. Filed 9:08 a. m.

San Antonio Orders 6–C and 3–O, covering poultry and eggs in Bexar county, Texas. Filed 9:08 a. m.

St. Louis Order 4–F, Amendment 45, covering fresh fruits and vegetables in the city of St. Louis and county of St. Louis, Missouri. Filed 9:12 a. m.

St. Louis Orders 3–C and 2–O, covering poultry and eggs in the city of St. Louis and county of St. Louis, Missouri. Filed 9:12 a. m.

Wichita Order 13–F, Amendment 28, covering fresh fruits and vegetables in Sedgwick county, Kansas. Filed 9:09 a. m.

Wichita Order 14–F, Amendment 28, covering fresh fruits and vegetables in certain counties in Kansas. Filed 9:09 a. m.

Wichita Order 15–F, Amendment 28, covering fresh fruits and vegetables in certain counties in Kansas. Filed 9:09 a. m.

Wichita Order 16–F, Amendment 28, covering fresh fruits and vegetables in Reno county, Kansas. Filed 9:09 a. m.

Wichita Order 17–F, Amendment 28, covering fresh fruits and vegetables in Shawnee county, Kansas. Filed 9:09 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46–9645; Filed, June 6, 1946; 4:28 p. m.]

[Region IV Order G–3 Under SO 94]

WAC JACKETS

Order No. G–3 Under Section 11 of Supplementary Order 94. WAC Jackets. Docket No. IV–SO 94–11–8.

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to section 11 of Supplementary Order 94; *It is hereby ordered:*

(a) Notwithstanding the provisions of any regulation or order issued prior to the effective date of this order by the Office of Price Administration, sales by all persons of the following described commodities, sold by the War Assets Administration or any other United States Government agency are exempt from price control:

Quantity and Description

7214—Jacket, WAC, officers, summer, regulation cotton khaki material, long sleeve, form fitted, 2 breast pockets with button flap, 2 slice side pockets, single breasted, 4 button model, 2" folding collar.

71656—Jacket, WAC, summer, cotton khaki army twill, 8.2 oz. with 4 buttons, 4 pocket and standard back.

(b) This order may be amended, revised or revoked at any time by the Office of Price Administration.

This order shall become effective immediately.

Issued this 21st day of May 1946.

ALEXANDER HARRIS,
Regional Administrator.

[F. R. Doc. 46–9550; Filed, June 5, 1946; 1:34 p. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 6304]

FRANK FRANK ET AL.

In re: Frank Frank vs. Anna Bayer, et al.; File D–28–8143; E. T. sec. 9057.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned after investigation, finding;

That the property described as follows: Cash in the amount of $1,072.05 is property in the possession of the Alien Property Custodian;

That such property was held by C. Taylor Handman, Sheriff of Hamilton County, Cincinnati, Ohio, and was property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which was evidence of ownership or control by, nationals of a designated enemy country, Germany, namely;

Nationals and Last Known Address

Louisa Zethyl (Zettel) or her heirs and devisees, names unknown, Germany.

Carol (Carl) Lorenz or his heirs and devisees, names unknown, Germany.

Adolph (Adolf) Lorenz or his heirs and devisees, names unknown, Germany.

Anna Morgan or her heirs and devisees, names unknown, Germany.

Emma Vogel or her heirs and devisees, names unknown, Germany.

Joseph Lorenz or his heirs and devisees, names unknown, Germany.

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

This vesting order is issued nunc pro tunc to confirm and ratify the vesting of the said property in the Alien Property Custodian by acceptance thereof on May 5, 1945, pursuant to the Trading with the Enemy Act, as amended.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 20, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–9582; Filed, June 6, 1946; 10:47 a. m.]

[Vesting Order 500A–187]

COPYRIGHTS OF CERTAIN GERMAN NATIONALS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation:

1. Finding that each and all of the identified persons to whom reference is made in Column 5 of Exhibit A attached hereto and made a part hereof (the names of which persons are listed (a) in Column 3 of said Exhibit A as the authors of the works, the titles of which are listed in Column 2, and the copyright numbers, if any, of which are listed in Column 1, respectively, of said Exhibit A, and/or (b) in Column 4 of said Exhibit A as the owners of the copyrights, the numbers, if any, of which are listed in Column 1, and the titles of the works covered by which are listed in Column 2, respectively, of said Exhibit A, and/or (c) in Column 5 of said Exhibit A as others owning or claiming interests in such copyrights) are nationals of one or more foreign countries;

2. Determining, therefore, that the property described as follows:

All right, title, interest and claim of whatsoever kind or nature, under the statutory and common law of the United States and of the several States thereof, of each and all of the identified persons to whom reference is made in Column 5 of said Exhibit A, and also of each and all other unidentified individuals who, as of the date of this order, are residents of, and of each and all other unidentified corporations, partnerships, associations or business organizations of any kind or nature which, as of the date of this order, are organized under the laws of, or have their principal places of business in, Germany, Italy, Japan, Bulgaria, Hungary, Rumania and/or any territory occupied by one or more of such six named countries, whether or not such unidentified persons are named elsewhere in this order or in said Exhibit A, in, to and under the following:

a. Each and all of the copyrights, if any, described in said Exhibit A;

b. Every copyright, claim of copyright and right to copyright in each and all of the works described in said Exhibit A and in every issue, edition, publication, republication, translation, arrangement, dramatization and revision thereof, in whole or in part, of whatsoever kind or nature, and of each and all other works designated by the titles therein set forth, whether or not filed with the Register of Copyrights or otherwise asserted, and whether or not specifically designated by copyright number;

c. Every license, agreement, privilege, power and right of whatsoever nature arising under or with respect to any or all of the foregoing;

d. All monies and amounts, and all right to receive monies and amounts, by way of royalty, share of profits or other emolument, accrued or to accrue, whether arising pursuant to law, contract or otherwise, with respect to any or all of the foregoing;

e. All rights of renewal, reversion or revesting, if any, in any or all of the foregoing;

f. All causes of action accrued or to accrue at law or in equity with respect to any or all of the foregoing, including but not limited to the right to sue for and recover all damages and profits and to ask and receive any and all remedies provided by common law or statute for the infringement of any copyright or the violation of any right or the breach of any obligation described in or affecting any or all of the foregoing;

is property payable or held with respect to copyrights, or rights related thereto, in which interests are held by, and such property constitutes interests held therein by, nationals of one or more foreign countries;

3. Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise; and

4. Deeming it necessary in the national interest;

hereby vests in the Alien Property Custodian the property hereinbefore described in subparagraph 2, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Executed at Washington, D. C., on March 11, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Copyright Nos.	Column 2 Titles of works	Column 3 Names and last known nationalities of authors	Column 4 Names and last known addresses of owners of copyrights	Column 5 Identified persons whose interests are being vested
A. For. 31505	Novellen aus Böhmen	Max Brand (German)	Albert de Lange verlag; 62 Damrak Amsterdam, Netherlands (nationality: not given).	Author.
A. For. 21995	Schmuggler, Schelme, Schabernack	Ludwig Finckh (German)	Deutsche verlagsanstalt; Neckarstr. 121/23, Stuttgart, Germany (nationality: not given).	Owner and author.
A. For. 7532	Eros. Novellen	Wilhelm Hegeler (German)	Egon Fleischel & Co.; Linkstr. 16, Berlin, Germany (nationality: not given).	Owner and author.
A. For. 37954	Aus Alter Truhe. Neue Folge	Timm Kröger (German)	Georg Westermann; Braunschweig, Germany (nationality: not given).	Owner and author.
A. For. 30316	Das Meteor, Erzählungen	Franz Nabl (Austrian)	Carl Schünemann; Bremen, Germany (nationality: not given).	Owner.
A. For. 34929	Griff ins dunkel; Erzählung	Franz Nabl (Austrian)	Paul List verlag; Carolinenstr. 22, Leipzig, Germany (nationality: not given).	Owner.
A. For. 4823	Sonderlinge, erzählungen	Wilhelm Speyer (German)	Ernst Rowohlt verlag, k. g. a. a.; Passauer Str. 8/9, Berlin, Germany (nationality: not given).	Owner and author.
A. For. 13648	Die Siebte Pille und Andere Abenteuerliche Geschichten.	Rudolf Stratz (German)	August Scherl, G. m. b. h. Limmerstr. 36/41, Berlin, Germany (nationality: not given).	Owner and author.
Unknown	Mikrobielle Symbiosen im Pflanzen- und Tierreich. (Die Wissenschaft Bd. 94.)	Traugott Baumgärtel (nationality not given).	F. Vieweg & Sohn Braunschweig, Germany (nationality: German).	Owner.
Unknown	Geometrische Elektronenoptik. Grundlagen und Ansendungen.	Ernst Brüche and O. Scherzer (nationality not given).	Julius Springer, Berlin, Germany (nationality: German).	Owner.
Unknown	Untersuchungsverfahren zur chemischen Wasseranalyse. (Schriftenreihe der Reichsanstalt für Fischerei. Bd. 1.)	Rudolf Czensny (nationality not given).	E. Schweizerbart; Stuttgart, Germany (nationality: German)	Owner.
Unknown	Grundlagen zur praktischen Federprüfung mit Berechnungsbeispielen. Unter Mitarbeit von Erich Amend.	Ernst Damerow (nationality not given).	W. Girardet; Essen, Germany (nationality: German).	Owner.
Unknown	Systematik der Schimmelpilze. (Ergebnisse der theoretischen und angewandten Mikrobiologie. Bd. 1).	Heinrich Delitsch (nationality not given).	J. Neumann; Neudamm, Germany (nationality: German).	Owner.
Unknown	Standardschaltungen der Rundfunktechnik. Querschnitt durch die neuzeitliche Empfänger-Schaltungstechnik. 2. Aufl.	Werner W. Diefenbach (nationality not given).	Funkschau-Verlag; Munich, Germany (nationality: German).	Owner.
Unknown	Sauerkraut und ähnliche Gärerzeugnisse. Geschichte, Biologie und Bedeutung für die Ernährung von Mensch und Tier.	Fritz Eichholtz (nationality not given).	F. Vieweg & Sohn; Braunschweig, Germany (nationality: German).	Owner.
Unknown	Einführung in die Theorie der Rundfunk-Siebschaltungen. 2. Aufl. (Physik und Technik der Gegenwart Abt. Fernmeldetechnik. Bd. 7.)	Richard Feldtkeller (nationality not given).	S. Hirzel; Leipzig, Germany (nationality: German).	Owner.
Unknown	Einführung in die Theorie der Spulen und Übertrager mit eisenblechkernen. (Physik und Technik der gegenwart. Abt. Fernmeldetechnik. Bd. 13)	Richard Feldtkeller (nationality not given).	S. Hirzel; Leipzig, Germany (nationality: German).	Owner.
Unknown	Drang und Zwang. Eine Höhere Festigkeitslehre für Ingenieure. v. 1: 3 Aufl.	August Föppl and Ludwig Föppl (nationality not given).	R. Oldenbourg; Munich, Germany (nationality: German).	Owner.
Unknown	Forschungstagung 4. Zellwolle- und Kunstseide- Ring. Weimar ⅜ (Beihefte zu der Zeitschrift der Vereingung Deutscher Cheuiker Bd. 47)	Not given	Verlag Chemie; Berlin, Germany (nationality: German).	Owner.
Unknown	Vitamin E. und weibliche Sexualhormone. (Zwanglose Abhandlungen auf dem Gebiete der Frauenhoilkonde. Bd. 6)	Gerhard Gaehtgens (nationality not given).	G. Thieme verlag; Leipzig, Germany (nationality: German).	Owner.
Unknown	Pilzdecken, Theorie und Berechnung. 2. neubearb. Aufl.	Karl Grein (nationality not given).	Ernst und Sohn, Berlin, Germany (nationality: German).	Owner.
Unknown	Ix-Tafeln feuchter Luft und ihr Gebrauch bei der Erwärmung, Abkühlung, Befeuchtung, Entfeuchtung von Luft, bei Wasserrückkühlung und beim Trocknen. 2. erg. Aufl.	Max Grubenmann (nationality not given).	Julius Springer Berlin, Germany (nationality: German).	Owner.

EXHIBIT A—Continued

Column 1 Copyright Nos.	Column 2 Titles of works	Column 3 Names and last known nationalities of authors	Column 4 Names and last known addresses of owners of copyrights	Column 5 Identified persons whose interests are being vested
Unknown	Grundlagen und neuere Anwendungen der analytischen Colorimetrie und Photometrie (Zeitschrift der Vereins Deutscher Chemiker. Beihefte. Bd. 48).	Not given	Verlag Chemie Berlin, Germany (nationality: German).	Owner.
Unknown	Fünfstellige Tafeln der Kreis- und Hyperbelfunktionen sowie der Funktionen e^x und e^{-x} mit den natürlichen Zahlen als Argument. Neudruck.	Keiichi Hayashi (nationality not given).	W. de Gruyter Berlin, Germany (nationality: German).	Owner.
Unknown	Die physikalischen Prinzipien der Quantentheorie. 3. Aufl.	Werner Heisenberg (nationality not given).	S. Hirzel Leipzig, Germany (nationality: German).	Owner.
Unknown	Hütte-Hilfstafeln. Hilfsbuch zur Ermittlung von Räderübersetzungen. Hrsg. vom Akad. Ver. Hütte E. V.	Not given	Ernst und Sohn Berlin, Germany (nationality: German).	Owner.
Unknown	Kraftstoff-Fibel. Bewertungsgrundlagen für Otto- und Dieselkraftstoff.	Erich Herwig Kadmer (nationality not given).	Union Berlin, Germany (nationality: German.	Owner.
Unknown	Mikro-Methoden zur Kennzeichnung organischer Substanzen. (Beihefte zur der Zeitschrift des Verein Deutscher Chemiker. Bd. 46).	Ludwig Kofler (nationality not given).	Verlag-Chemie Berlin, Germany (nationality: German).	Owner.
Unknown	Vorlesungen über analytische Geometrie der Ebene.	Karl Kommerell (nationality not given).	K. E. Koehler Verlag Leipzig, Germany (nationality: German).	Owner.
Unknown	Physik der Atomosphäre: v.2: Dynamische Meteorologie, 2. erw. Aufl. 1941. v. 3: Kleinräumige Luftbewegungen 1943.	H. Koschmieder (nationality not given).	Akad. Verlagsges. Leipzig, Germany (nationality: German).	Owner.
Unknown	Die Vitamine der Hefe. 2. erw. Aufl. 1944.	Willi Rudolf (nationality not given)	Wissenschaftliche Verlagsges; Stuttgart, Germany (nationality: German).	Owner.
Unknown	Kurzes Handbuch der Polymerisationstechnik. v. 3: Handbuch der Polymerisationstechnik (2 parts).	Franz Krczil (nationality not given)	Akad. Verlagsges; Leipzig, Germany (nationality: German).	Owner.
Unknown	Theorie der Elektrizität. v. 1: Einführung in die Maxwellsche Theorie der Elektrizität. Mit einem einleitenden Abschnitte über das Rechnen mit Vektorgrössen in der Physik, 11. unveränd. Aufl. 1943.	Max Abraham and R. Becker (nationality not given).	Teubner Leipzig, Germany (nationality: German).	Owner.

[F.R. Doc. 46–9579; Filed, June 6, 1946; 10:47 a. m.]

[Vesting Order 500A–188]

COPYRIGHTS OF CERTAIN GERMAN NATIONALS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation:

1. Finding that each and all of the identified persons to whom reference is made in Column 5 of Exhibit A attached hereto and made a part hereof (the names of which persons are listed (a) in Column 3 of said Exhibit A as the authors of the works, the titles of which are listed in Column 2, and the copyright numbers, if any, of which are listed in Column 1, respectively, of said Exhibit A, and/or (b) in Column 4 of said Exhibit A as the owners of the copyrights, the numbers, if any, of which are listed in Column 1, and the titles of the works covered by which are listed in Column 2, respectively, of said Exhibit A, and/or (c) in Column 5 of said Exhibit A as others owning or claiming interests in such copyrights) are nationals of one or more foreign countries;

2. Determining, therefore, that the property described as follows:

All right, title, interest and claim of whatsoever kind or nature, under the statutory and common law of the United States and of the several States thereof, of each and all of the identified persons to whom reference is made in Column 5 of said Exhibit A, and also of each and all other unidentified individuals who, as of the date of this order, are residents of, and of each and all other unidentified corporations, partnerships, associations or business organizations of any kind or nature which, as of the date of this order, are organized under the laws of, or have their principal places of business in, Germany, Italy, Japan, Bulgaria, Hungary, Rumania and/or any territory occupied by one or more of such six named countries, whether or not such unidentified persons are named elsewhere in this order or in said Exhibit A, in, to and under the following:

a. Each and all of the copyrights, if any, described in said Exhibit A;

b. Every copyright, claim of copyright and right to copyright in each and all of the works described in said Exhibit A and in every issue, edition, publication, republication, translation, arrangement, dramatization and revision thereof, in whole or in part, of whatsoever kind or nature, and of each and all other works designated by the titles therein set forth, whether or not filed with the Register of Copyrights or otherwise asserted, and whether or not specifically designated by copyright number;

c. Every license, agreement, privilege, power and right of whatsoever nature arising under or with respect to any or all of the foregoing;

d. All monies and amounts, and all right to receive monies and amounts, by way of royalty, share of profits or other emolument, accrued or to accrue, whether arising pursuant to law, contract or otherwise, with respect to any or all of the foregoing;

e. All rights of renewal, reversion or revesting, if any, in any or all of the foregoing;

f. All causes of action accrued or to accrue at law or in equity with respect to any or all of the foregoing, including but not limited to the right to sue for and recover all damages and profits and to ask and receive any and all remedies provided by common law or statute for the infringement of any copyright or the violation of any right or the breach of any obligation described in or affecting any or all of the foregoing;

is property payable or held with respect to copyrights, or rights related thereto, in which interests are held by, and such property constitutes interests held therein by, nationals of one or more foreign countries;

3. Having made all determinations and taken all action, after appropriate consultation and certification, required by said Executive order or act or otherwise; and

4. Deeming it necessary in the national interest;

hereby vests in the Alien Property Custodian the property hereinbefore described in subparagraph 2, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in a special account pending further determination of the Alien Property Custodian. This shall not be deemed to limit the powers of the Alien Property Custodian to return such property or the proceeds thereof, or to indicate that compensation will not be paid in lieu thereof, if and when it should be determined that such return should be made or such compensation should be paid.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order

may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of said Executive order.

Executed at Washington, D. C., on March 14, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A TO VESTING ORDER NO. 500A-188

Column 1 Copyright Nos.	Column 2 Titles of works	Column 3 Names and last known nationalities of authors	Column 4 Names and last known addresses of owners of copyrights	Column 5 Identified persons whose interests are being vested
Unknown	Kurzwellentherapie. 4. Auf. vi, 146 p. 1941.	Josef Kowarschik (nationality not established).	Julius Springer Wien, Germany (nationality, German).	Owner.

[F.R. Doc. 46-9580; Filed, June 6, 1946; 10:47 a. m.]

[Vesting Order 6277]

LAURA KLOESS ET AL.

In re: Laura Kloess vs. Rosalie Moore et al. File D–28–9489; E. T. sec. 12811.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: Cash in the amount of $664.96 is property in the possession of the Alien Property Custodian;

That such property was held by P. C. Otwell, Master in Chancery, and is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

(Mrs.) Eugenia Garvens Ladendorf, Germany.

Heirs, Legatees and Devisees, names unknown, of (Mrs.) Eugenia Garvens Ladendorf, Germany.

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 10, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–9581; Filed, June 6, 1946; 10:47 a. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File No. 70–1305]

WISCONSIN ELECTRIC POWER CO.

NOTICE OF FILING AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 4th day of June 1946.

Notice is hereby given that Wisconsin Electric Power Company, a subsidiary of The North American Company, a registered holding company, has filed an application and declaration pursuant to the applicable provisions of the Public Utility Holding Company Act of 1935.

All interested persons are referred to the aplication and declaration which are on file in the offices of the Securities and Exchange Commission for a statement of the transactions therein proposed, which are summarized as follows:

Wisconsin Electric Power Company proposes:

(1) To exchange or redeem all of its outstanding 262,098 shares of Serial Preferred Stock, 4¾% Series (Old Serial Preferred Stock), of the par value of $100 per share. For this purpose, the Company will issue 260,000 shares of new Serial Preferred Stock, —% Series (New Serial Preferred Stock), of the par value of $100 per share, and will offer to the holders of its presently outstanding Old Serial Preferred Stock, the privilege to exchange their shares of such Preferred Stock for shares of the New Serial Preferred Stock, on a share for share basis, plus certain cash adjustments, subject to an offer to the holders of shares of the outstanding common stock of the Company of the right to subscribe at the initial public offering price, for shares of the New Serial Preferred Stock on the basis of 1/10th of a share of New Serial Preferred Stock for each share of common stock (the ratio of their holdings to the total of the outstanding common stock). If a holder of common stock, by reason of the total number of shares held by him, would be entitled to subscribe to a number of shares which is not a whole number then the number of shares to which such holder is entitled to subscribe will be increased to the next higher number of full shares. Each of the Old Serial Preferred Stockholders accepting the offer of exchange will receive a cash dividend adjustment and a further cash payment representing the difference between the public offering price per share for the shares of New Serial Preferred Stock not issued pursuant to the exchange offer or the subscription offer and the redemption price ($105 per share) of the Old Serial Preferred Stock. The unexchanged Old Serial Preferred Stock is to be called for redemption at the redemption price of $105 per share, plus accrued dividends. All unexchanged shares of the Old Serial Preferred Stock so redeemed will be retired and cancelled.

In connection with the exchange and redemption of the Old Serial Preferred Stock, the Company proposes, pursuant to Rule U-50, to invite sealed written proposals for services in obtaining exchanges of shares of Old Serial Preferred Stock and for the purchase of such shares of New Serial Preferred Stock as are not required to be issued pursuant to the exchange offer or the subscription offer. Such proposals shall specify (a) the annual dividend rate for the New Serial Preferred Stock, which rate shall be a multiple of 1/10 of 1% of the par value; (b) the price per share (exclusive of accrued dividends) to be paid the Company for shares of the New Serial Preferred Stock not issued pursuant to the exchange and subscription offers, which price shall not be less than $100 nor more than $102.75 per share; and (c) the aggregate amount of compensation to be paid to the bidder or bidders for such services. Each proposal shall state that if the bidder or bidders shall make a public offering of the New Serial Preferred Stock purchased, it is their intention that the public offering price will be the price per share referred to in (b) above, the bidders reserving the right to make such a public offering at a lower price, if, at that time, a public offering at the price so specified is not advisable in the judgment of their representative.

(2) To redeem all of its presently outstanding First Mortgage Bonds, 3½% Series due 1968, in the aggregate principal amount of $55,000,000 at the redemption price of 105¼% of the principal amount thereof. For this purpose the Company will: (a) issue and sell, pursuant to the provisions of Rule U-50, new First Mortgage Bonds, —% Series due 1976 in the principal amount of $50,000,000; and (b) issue and sell to commercial banks and not for resale to the public its unsecured Promissory Notes in the aggregate principal amount of $5,000,000, maturing in the aggregate principal amount of $700,000 in each of the years 1947 to 1952, inclusive, and an aggregate principal amount of $800,000 in 1953 and to apply the net proceeds from the sale of the new bonds and the proceeds from the sale of the Promissory Notes, together with other treasury funds, to the redemption of its 3½% Series Bonds due 1968.

The new Bonds will be issued under the Company's Mortgage and Deed of Trust dated October 28, 1938, and a new Indenture supplemental thereto dated June 1, 1946, between the Company and First Wisconsin Trust Company of Milwaukee, Wisconsin. The Promissory Notes will be issued pursuant to a bank loan agreement dated May 9, 1946, between the Company and The First National Bank of Chicago, Marshall & Ilsley Bank of Milwaukee, Wisconsin, and Marine National Exchange Bank. The installments on said Notes maturing one to five years after closing date will bear interest at the rate of 1½% per annum, and the remaining two installments maturing six and seven years after closing date, will bear interest at the rate of 1⅝% per annum. All of said Notes will be subject to prepayment under certain specified terms and conditions.

In connection with the issue and sale of the new Bonds the Company proposes, pursuant to Rule U-50, to invite sealed written proposals for the purchase of the new First Mortgage Bonds —% Series due 1976 in the aggregate principal amount of $50,000,000. Each proposal shall specify (a) the coupon rate per annum for the new bonds, which shall be a multiple of ⅛ of 1%; and (b) the price (exclusive of accrued interest) to be paid the Company for the new bonds, which price shall be not less than 100% nor more than 102¾% of the principal amount of such bonds.

(3) The Company proposes to make appropriate amendments to its Charter to effectuate the proposed transactions.

The proposals for services in obtaining exchanges of the New Serial Preferred Stock and the purchase of the unexchanged shares of such stock and for the purchase of the new Bonds are proposed to be received on or about June 24, 1946. Each bid must be (a) for the purchase of all the new Bonds, or (b) for the services for obtaining the exchanges of New Preferred Stock and the purchase of the unexchanged shares; or (c) for both the purchase of all the new bonds and for the services in obtaining the exchanges and the purchase of the unexchanged shares of New Serial Preferred Stock, provided that any bidder submitting a bid for the new Bonds and for such services shall submit separate bids for the purchase of the new Bonds and for such services and purchase of unexchanged shares.

The Company has designated sections 6, 7 and 12 (c) of the Public Utility Holding Company Act of 1935 and Rules U-42 and U-50 as applicable to the proposed transactions, and has requested an exemption from the provisions of section 7 of the act pursuant to section 6 (b) of the act regarding the issuance of the new securities.

It appearing to the Commission that it is appropriate in the public interest and in the interest of investors and consumers that a hearing be held with respect to the matters set forth in the application and declaration and that said application-declaration should not be granted or permitted to become effective except pursuant to further order of this Commission:

It is ordered, That a hearing on said application and declaration under the applicable provisions of the act and the rules and regulations promulgated thereunder be held at 10 a. m., e. s. t., on the 11th day of June, 1946, at the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. On such date, the hearing room clerk in Room 318 will advise as to the room in which such hearing will be held. Any person desiring to be heard or otherwise wishing to participate in these proceedings shall file with the Secretary of the Commission on or before June 9th, 1946 his request or application therefor as provided by Rule XVII of the Commission's rules of practice.

It is further ordered, That Richard Townsend or any other officer or officers of the Commission designated by it for that purpose shall preside at the hearing in such matter. The officer so designated to preside at any such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of the act and to a trial examiner under the Commission's rules of practice.

It is further ordered, That, without limiting the scope of the issues presented by such filing, particular attention will be directed at such hearing to the following matters and questions:

1. Whether the Wisconsin Electric Power Company is entitled to the exemption from the provisions of section 7 of act which it has asserted under section 6 (b) thereof.

2. Whether the Public Service Commission of Wisconsin has expressly authorized the proposed issuance and sale of the new securities by Wisconsin Electric Power Company.

3. Whether in the event such exemption is granted, it is necessary or appropriate to impose terms or conditions in the public interest or for the protection of investors or consumers in connection with the proposed transactions.

4. Whether in the event such exemption is not applicable, the securities proposed to be issued and sold by Wisconsin Electric Power Company are reasonably adapted to the security structure and earning power of the company and are necessary and appropriate to the economical and efficient operation of the business or businesses in which the company is engaged.

5. Whether the terms and conditions of the issue and sale of the securities of Wisconsin Electric Power Company are detrimental to the public interest or the interest of investors or consumers.

6. Whether the terms and conditions of the proposed exchange offer and the subscription offer affecting the Preferred Stock and Common Stock of Wisconsin Electric Power Company are fair and reasonable and in the public interest and in the interest of investors and consumers.

7. Whether the fees, commissions or other remuneration to be paid in connection with the proposed transactions are for necessary services and are reasonable in amount.

8. Whether the accounting entries to be recorded in connection with the proposed transactions are proper and conform to sound accounting principles and meet the standards of the act.

9. Whether, generally, in any respect, the proposed transactions are detrimental to the public interest or to the interest of investors or consumers or will tend to circumvent any provisions of the act or the rules, regulations or orders promulgated thereunder.

It is further ordered, That the Secretary of this Commission shall serve copies of this Notice by registered mail to the Wisconsin Electric Power Company the Public Service Commission of Wisconsin, the Mayor of the City of Milwaukee, Wisconsin, the Mayors of the Cities of Kenosha, Racine, West Allis, Wauwatosa, South Milwaukee, Cudahy and Port Washington, Wisconsin, and to David S. Henkel, Esq., 48 Wall Street, New York 5, New York, and that notice be given to all other persons by publication of this notice in the FEDERAL REGISTER.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46–9620; Filed, June 6, 1946; 12:12 p. m.]

UNITED STATES COAST GUARD.

APPROVAL OF EQUIPMENT

By virtue of the authority vested in me by R. S. 4405, as amended, 54 Stat. 163–167 (46 U.S.C. 375, 526–526t), Executive Order No. 9083, dated February 28, 1942 (3 CFR, Cum. Supp.), as modified by

Executive Order No. 9666, dated December 28, 1945 (11 F.R. 1), and Coast Guard General Order 1–46 of the Secretary of the Treasury, dated January 1, 1946 (11 F.R. 185), the following approval of equipment is prescribed, effective upon the date of publication in the FEDERAL REGISTER:

BUOYANT CUSHIONS FOR MOTORBOATS

Approval No. B–304, 14" x 14" x 2" seat, 18 ounces kapok; and 14" x 14" x 2" back, 18 ounces kapok, double buoyant cushion, for use on motorboats of Classes A, 1, and 2 not carrying passengers for hire, Dwg. No. 2026, dated 20 April 1946, manufactured by American Textile Equipment Corporation, 3 State Street, New York 4, New York.

Approval No. B–305, 20" x 23" x 2" buoyant cushion No. 29, 72 ounces kapok, for use on motorboats of Classes A, 1, and 2 not carrying passengers for hire, Dwg. Nos. SK6728, revised 6 May 1946 and SK3681, dated 20 January 1942, manufactured by Chris-Craft Corporation, Algonac, Michigan.

Approval No. B–306, 24" x 27" x 2½" buoyant cushion No. 30, 88 ounces kapok, for use on motorboats of Classes A, 1, and 2 not carrying passengers for hire, Dwg. Nos. SK6729, revised 6 May 1946, and SK3681, dated 20 January 1942, manufactured by Chris-Craft Corporation, Algonac, Michigan.

Approval No. B–307, 14" x 18" x 2" sectional buoyant cushion No. 1703, 20 ounces kapok, for use on motorboats of Classes A, 1, and 2 not carrying passengers for hire, Dwg. No. 1–110, dated 12 March 1946, manufactured by Wilber & Son, 116 New Montgomery Street, San Francisco 5, California.

Approval No. A–308, standard kapok buoyant cushion, for use on motorboats of Classes A, 1, and 2 not carrying passengers for hire, manufactured by American Textile Equipment Corporation, 3 State Street, New York 4, New York.

Dated: June 4, 1946.

[SEAL] J. F. FARLEY,
Admiral, U. S. C. G.,
Commandant.

[F. R. Doc. 46-9646; Filed, June 7, 1946; 10:19 a. m.]

Reference

JUN 14 '46

Reference

JUN 14 '46

THE NATIONAL ARCHIVES
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1934
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FEDERAL REGISTER

VOLUME 11 NUMBER 113

Washington, Tuesday, June 11, 1946

Regulations

TITLE 6—AGRICULTURAL CREDIT

Chapter II—Production and Marketing Administration (Commodity Credit)

[Amdt. 4]

PART 296—GRAIN PURCHASES

EMERGENCY WHEAT PURCHASE PROGRAM BULLETIN

The Emergency Wheat Purchase Program Bulletin, as amended (11 F.R. 3509, 11 F.R. 4145, 11 F.R. 4443, 11 F.R. 4965), is further amended by substituting in § 296.01 (b) (3) a comma for the period at the end of the first sentence and adding the following: "or sold to C. C. C. on the farm on or before May 25, 1946, where crowded conditions at the elevator or lack of grain boxcars prevented delivery by such date."

Dated this 7th day of June, 1946.

[SEAL] COMMODITY CREDIT CORPORATION,
ROBERT H. SHIELDS,
President.

[F. R. Doc. 46-9746; Filed, June 7, 1946; 4:20 p. m.]

TITLE 7—AGRICULTURE

Chapter XI—Production and Marketing Administration (War Food Distribution Orders)

[WFO 15, Amdt. 6]

PART 1401—DAIRY PRODUCTS

CHEDDAR AND PROCESS CHEDDAR CHEESE

War Food Order No. 15, as amended (11 F.R. 4778), is further amended by deleting the provisions contained in § 1401.1 (a) (6) and inserting, in lieu thereof, the following:

(6) "Designated agency" means (i) the United States Department of Agriculture (including, but not being limited to, any corporate agency thereof); (ii) Dairy Products Marketing Association, Inc.; (iii) the Armed Services of the United States (excluding, for the purposes of this order, United States Army post exchanges, United States Navy Ship's Service Departments, and United States Marine Corps post exchanges); (iv) the War Shipping Administration; (v) any approved ship supplier designated as such by the War Shipping Administration; (vi) the Veterans' Administration; and (vii) any other instrumentality or agency designated by the Administrator.

This order shall become effective at 12:01 a. m., e. s. t., June 10, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken under said War Food Order No. 15, as amended, prior to the effective time of the provisions hereof, all provisions of War Food Order No. 15, as amended, in effect prior to the issuance of this order shall be deemed to continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087)

Issued this 10th day of June 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-9768; Filed, June 10, 1946; 11:27 a. m.]

[WFO 54, Amdt. 6]

PART 1401—DAIRY PRODUCTS

DRIED SKIM MILK

War Food Order No. 54, as amended (11 F.R. 4781, 5438), is further amended by deleting the provisions contained in § 1401.25 (a) (11) and inserting, in lieu thereof, the following:

(11) "Designated agencies" means any of the following agencies: (i) The Armed Services of the United States (excluding, for the purpose of this order, the United States Army post exchanges, United

(Continued on p. 6273)

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FEDERAL REGISTER

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States Navy Ship's Service Departments, and United States Marine Corps post exchanges); (ii) the United States Department of Agriculture (including, but not limited to, any corporate agency thereof); (iii) the War Shipping Administration; (iv) any approved ship supplier designated as such by the War Shipping Administration; (v) Veterans' Administration; and (vi) any other instrumentality or agency designated by the Administrator.

This order shall become effective at 12:01 a. m., e. s. t., June 10, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken under said War Food Order No. 54, as amended, prior to the effective time of the provisions hereof, all provisions of War Food Order No. 54, as amended, in effect prior to the issuance of this order shall be deemed to continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087)

Issued this 10th day of June 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-9769; Filed, June 10, 1946; 11:27 a. m.]

[WFO 75-3, Amdt. 33]

PART 1410—LIVESTOCK AND MEATS

PORK PRODUCTS REQUIRED TO BE SET ASIDE AND DELIVERED

War Food Order No. 75-3, as amended (11 F.R. 2498, 4967, 5212, 5471) is hereby further amended to read as follows:

§ 1410.20 *Pork and pork products required to be set aside and delivered*—(a) *Definitions.* (1) "Governmental agency" means the Army, Navy, Marine Corps, or Coast Guard of the United States (excluding for the purposes of this order, United States Army post exchanges, United States Navy ships' service departments, United States Marine Corps post exchanges, and similar organizations), the United States Department of Agriculture (including any corporate agency thereof), the War Shipping Administra-

tion or any approved ship supplier designated as such by War Shipping Administration, and the Veterans' Administration.

(2) "Federally inspected slaughterer" means any slaughterer whose establishment is operated under Federal inspection.

(3) "Federal inspection" means inspection under the provisions of the act of March 4, 1907 (34 Stat. 1260), as amended, 21 U. S. C. 71, and as extended by Public Law 602, 77th Congress, approved June 10, 1942 (56 Stat. 351), and the rules and regulations promulgated thereunder.

(4) "Certified slaughterer" mans any slaughterer of livestock who has been certified by the Secretary of Agriculture under the provisions of War Food Order No. 139, as amended (11 F.R. 5641).

(5) "Certified slaughtering plant" means any establishment or facility for the slaughter of livestock which has been certified by the Secretary of Agriculture under the provisions of War Food Order No. 139, as amended (11 F.R. 5641).

(6) "Set aside pork" means pork or pork products (including lard and rendered pork fat) of the type and grade required to be set aside, reserved, and held under this order.

(7) "Authorized purchaser" means:

(i) Any person who is under contract to sell or deliver set aside pork, or products prepared in whole or part therefrom, to a governmental agency;

(ii) Any person who has delivered set aside pork, or products prepared in whole or part therefrom, to a governmental agency, and has not replaced the set aside pork so delivered, or contained in the products so delivered, by a purchase of set aside pork under this order;

(iii) Any person who is authorized by the Administrator to purchase set aside pork;

(iv) Any person who is under contract to sell or deliver set aside pork, or products prepared in whole or part therefrom, to an authorized purchaser as defined in paragraph (a) (7) (i) and (a) (7) (ii) of this section.

(8) "Dressed carcass" means a hog carcass dressed in accordance with normal trade custom, with the leaf fat and kidney out, the jowls on, the hams faced, and the head off.

(9) "Conversion weight" means the dressed weight equivalent of pork, determined as prescribed in paragraph (d) of this section.

(10) "Live weight", with reference to each week's slaughter of hogs, means the total live weight of all hogs purchased for slaughter each week, determined from scale tickets issued at the time of purchase, less the weight of hogs condemned during the same week converted to a live weight basis.

(11) "Person" means any individual, partnership, association, business trust, corporation, or any organized group of persons whether incorporated or not.

(12) "Administrator" means the Administrator, Production and Marketing Administration, United States Department of Agriculture, or any employee of the United States Department of Agriculture to whom the Administrator has delegated, or may hereafter delegate, any or all of the authority vested in him by this order.

(b) *Set aside and delivery requirements; slaughterers affected.* This order shall apply to the following slaughterers: *Provided, however,* That until further order of the Administrator, the requirements of this paragraph shall not be applicable with respect to slaughtering operations conducted in the States of Alabama, Florida, Georgia, Louisiana, Mississippi, North Carolina and South Carolina:

All Federally inspected slaughterers;

Every slaughterer whose hogs are slaughtered in an establishment operated under Federal inspection;

All certified slaughterers;

Every owner or operator of a certified slaughtering plant.

No slaughterer subject to the provisions of this order shall deliver meat for civilian consumption unless he shall:

(1) Physically set aside, reserve and hold for delivery as directed in paragraph (2) of this section a quantity of lard and rendered pork fat, the total weight of which shall be not less than 6.0 percent of the total live weight of each week's slaughter of hogs, and a quantity of pork and pork products other than lard and rendered pork fat, the total weight of which shall be not less than 15.0 percent of the total live weight of each week's slaughter of hogs;

(2) Deliver to governmental agencies, authorized purchasers and ship suppliers, before the close of each calendar week beginning with the week of June 23, 1946, pork and pork products of the types specified in paragraph (1) of this section in a quantity not less than the quantity of such types of pork and pork products required to have been physically set aside, reserved and held by such slaughterers as of the end of the third previous week.

(3) Deliver to governmental agencies, authorized purchasers and ship suppliers, on or before June 22, 1946, pork and pork products, including lard and rendered pork fat, in a quantity not less than the quantity of pork and pork products, including lard and rendered pork fat which, calculated as of June 1, 1946, were required to have been set aside, reserved and held for delivery to such governmental agencies, authorized purchasers and ship suppliers.

(c) *Federal inspection required.* All pork and pork products required to be set aside, reserved and held under this order shall be inspected under the provisions of the act of March 4, 1907 (34 Stat. 1260), as amended, 21 U. S. C. 71, and as extended by Public law 602, 77th Cong., approved June 10, 1942 (56 Stat. 351), and the rules and regulations promulgated thereunder.

(d) *Conversion weight.* (1) The conversion weight of all deliveries of pork and the conversion weight of carcasses and of cuts and trimmings derived therefrom and of pork products procured therefrom, shall be determined by multiplying the weight thereof by the appropriate conversion factor set forth below:

TYPE AND DESCRIPTION OF PRODUCT

	Conversion factors (multiplier)	
	Not boned	Boned
Cuts:		
Fresh (chilled)	1.00	1.15
Pork sides	1.00	
Wiltshire sides (cured)	1.10	
Pork loins	1.00	
Pork loins (semiboneless)		1.33
Fatted, skinless hams and shoulders		1.51
Boned, fatted, skinless hams, smoked		1.45
Fatted, skinless picnics		1.45
Overseas hams, 90 hours' smoke	1.25	
Army hams, 48 hours' smoke	1.15	
Standard domestic smoked hams	1.10	
Other cured	1.00	1.10
Other smoked	1.10	1.20
Other cooked	1.20	1.40
Trimmings: Fresh (chilled) or frozen		1.00
Canned meats:		
Chopped ham	1.28	
Luncheon meat	1.35	
Corned pork	2.22	
Tushonka	1.80	
Pork sausage	1.00	
Issue bacon	1.18	
Sliced bacon	1.25	
Dehydrated pork (10% maximum moisture content)	4.75	

The term "boned" describes cuts from which 50 percent or more of the bone, by weight, has been removed by the process of boning, and the term "not boned" describes cuts from which none or less than 50 percent of the bone, by weight, has been removed, and primal cuts which contain no bone.

(2) The conversion weight of pork of any type used in the preparation of sausage, or in the preparation of canned meat, or any other meat product not specified above, shall be computed by determining, on the basis of the manufacturing formula, the net weight of the pork used in such processing, and multiplying such net weight by the applicable conversion factor set forth above for such type of pork. The net weight of pork which is cooked and used in the preparation of canned meat not specified above shall be the weight thereof before cooking.

(e) *Credits allowed on deliveries.* Subject to the provisions of paragraph (f) of this section, any set aside pork delivered to a governmental agency or authorized purchaser may be credited against the set aside requirements of this order for pork or pork products of the type and grade so delivered.

(f) *Certificates.* No set aside pork shall be delivered to any authorized purchaser, and no credit shall be allowed for any such delivery unless, prior to delivery, the slaughterer obtains a certificate signed by the authorized purchaser, containing the following: The name and address of both parties, the contract number of the contract between the authorized purchaser and the governmental agency; and a statement by the authorized purchaser that the set aside pork to be delivered, or an equivalent amount of set aside pork of the same type and grade, will be or has been used in the fulfillment of such contract. The slaughterer shall endorse on such certificate the date of delivery and the conversion weight of such pork, together with a description permitting conversion in accordance with paragraph (d) of this section. The slaughterer and the authorized purchaser shall each retain an original of such certificate for at least two years, and shall submit the same to the Administrator upon request. All statements contained in or accompanying such certificates shall be deemed representations to an agency of the United States. No person shall be entitled to rely upon any such certificate if he knows or has reasonable cause to believe it to be false.

(g) *Specifications; storage; packaging.* All pork and pork products required to be set aside, reserved, and held under this order shall be stored in such a manner as to maintain the quality thereof and shall be prepared and packaged in accordance with specifications of the governmental agencies to whom delivered. Such specifications may be obtained by application addressed to the Order Administrator.

(h) *Authorized purchasers; requirements.* An authorized purchaser shall receive set aside pork under the provisions of this order only:

(1) For re-delivery to a governmental agency or ship supplier, in the same form or in processed form, within three weeks from the date of receipt of such pork, or

(2) To replace an equivalent amount of pork of the same type and grade theretofore delivered, either in the same form or in processed form, to be a governmental agency or ship supplier.

(i) *Direction for delivery.* In the event of a failure on the part of any person subject to this order to deliver the required quantities of set aside pork within the time limit applicable hereunder, or upon a failure on the part of such person to prepare, process, wrap or package such set aside pork in accordance with requirements of the governmental agency purchasing the same, then and in that event the Administrator may direct that such pork be delivered forthwith to such governmental agency regardless of the stage of preparation, processing, wrapping or packaging. In the event of such direction for delivery, the Administrator or the governmental agency entitled to delivery may make provision for completing the processing, wrapping or packaging of such pork to meet the specifications of such governmental agency and may charge the expense thereof to the person required to make such delivery. Any direction for delivery in accordance with the provisions of this paragraph shall not affect the right of the Government to take any other action or proceeding under paragraph (o) of this order.

(j) *Allocations.* The Administrator may, by general order or written notice to individual slaughterers, order the allocation of pork set aside under this order to or among specific governmental agencies or authorized purchasers. In making such allocations, the Administrator or the Order Administrator may specify the stage of processing (fresh, frozen, cured, smoked, or canned), and the weight ranges of all set aside pork so allocated. Such specifications shall be in addition to the specifications mentioned in paragraph (g) of this section. In the absence of such allocation, slaughterers may, subject to paragraph (f) of this section, sell pork so set aside to any such person or agency.

(k) *Existing contracts.* The provisions of this order shall not be construed as reducing the amount of meat which any slaughterer is required to offer or to deliver under any existing contract with a governmental agency, as defined herein, or with the United States Maritime Commission.

(l) *Records and reports.* (1) Every slaughterer subject to the provisions of this order, as specified in paragraph (b) of this section, shall report to the Administrator concerning his production of and transactions in pork and pork products, including lard. Such reports shall be made at such times and upon such forms as the Administrator may require, and shall be subject to the approval of the Bureau of the Budget in accordance with the Federal Reports Act of 1942. All such reports shall be signed by the slaughterer, by a partner if the slaughterer is a partnership, or by a responsible officer if the slaughterer is a corporation.

(2) Every slaughterer subject to the provisions of this order, as specified in paragraph (b) of this section, shall keep such records with respect to inter- or intra-plant transactions as may be required by the Order Administrator.

(m) *Audits and inspections.* The Administrator shall be entitled to make such audit or inspection of the books, records, and other writings, premises, supplies of livestock or stocks of meat of any person, and to make such investigations as may be necessary or appropriate, in his discretion, to the enforcement or administration of the provisions of this order.

(n) *Petition for relief from hardship.* Any person affected by this order who considers that compliance herewith would work an exceptional or unreasonable hardship on him may file a petition for relief with the Order Administrator. Petitions shall be in writing and shall set forth all pertinent facts and the nature of the relief sought. The Order Administrator may take any action with reference to such petition which is consistent with the authority delegated to him by the Administrator. If the petitioner is dissatisfied with the action taken by the Order Administrator, he may, by a request addressed to the Order Administrator, obtain a review of such action by the Administrator. After said review, the Administrator may take such action as hs deems appropriate, which action shall be final.

(o) *Violations.* (1) Any person who violates any provision of this order which requires pork or pork products to be set aside, reserved and held for delivery to governmental agncies, authorized purchasers or ship suppliers, or any provision of this order which requires set aside pork to be delivered to such governmental agencies, authorized purchasers or ship suppliers shall, upon certification to the Reconstruction Finance Corporation, be subject to the withholding by the Reconstruction Finance Corporation of any meat subsidy claimed by such person.

(2) Any person who violates any provision of this order may, in accordance with the applicable procedure, be prohibited from receiving, making any deliveries of, or using livestock, meat, meat products, or animal fats.

(3) Any person who wilfully violates any provision of this order is guilty of a crime and may be prosecuted under any and all applicable laws. Civil action may also be instituted to enforce any liability or duty created by, or to enjoin any violation of, any provision of this order.

(p) *Communications.* All reports required to be filed hereunder and all communications concerning this order shall, unless otherwise provided, be addressed to the Order Administrator, War Food Order No. 75–3, Livestock Branch, Production and Marketing Administration, United States Department of Agriculture, 5 South Wabash Avenue, Chicago 3, Illinois.

(q) *Territorial scope.* This order shall apply within the 48 States and the District of Columbia.

(r) *Effective date.* This order shall become effective at 12:01 a. m., e. s. t., June 9, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 75–3, as amended, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

NOTE: All reporting and record-keeping requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087; W.F.O. 75, 11 F.R. 4641)

Issued this 7th day of June 1946.

[SEAL] E. A. MEYER,
Marketing Administration.

[F. R. Doc. 46-9748; Filed, June 7, 1946; 4:20 p. m.]

[WFO 75-9]

PART 1410—LIVESTOCK AND MEATS

CANNED MEAT

The fulfillment of requirements for the defense of the United States has resulted in a shortage in the supply of canned meat for defense, for private account, and for export, and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 1410.34 *Restrictions upon the production of canned meat*—(a) *Definitions.* (1) 'Canned meat" means any canned food containing meat or meat by-products (other than vinegar-pickled meats in glass, canned soup, mince-meat, tamales, chow mein, chop suey, ravioli, meat extract, and infant and junior foods (having a meat or meat by-product content of 20 percent or more, which is processed in accordance with good com-

merchal practice and packed in hermetically sealed cans or glass jars for human consumption only. The percentage of meat or meat by-product content shall be determined on the basis of the relation which the unprocessed total weight of the meat or meat by-products used as ingredients bears to the unprocessed total weight of all ingredients.

(2) "Federally inspected meat canner" means any person engaged in the business of producing canned meat, whose establishment is operated under Federal inspection.

(3) "Slaughterer" means any person who kills livestock for meat production or who causes livestock to be killed for meat production.

(4) "Federally inspected slaughterer" mean any slaughterer whose establishment is operated under Federal inspection.

(5) "Federal inspection" means inspection under the provisions of the act of March 4, 1907 (34 Stat. 1260), as amended, 21 U. S. C. 71, and as extended by Public Law 602, 77th Cong., 2d Sess., approved June 10, 1942 (56 Stat. 351), and the rules and regulations promulgated thereunder.

(6) "Governmental agency" means the Army, Navy, Marine Corps, or Coast Guard of the United States (excluding for the purposes of this order, United States Army post exchanges, United States Navy ships' service departments, United States Marine Corps post exchanges, and similar organizations), United States Department of Agriculture (including but not restricted to any corporate agency thereof), the War Shipping Administration, and the Veterans' Administration.

(7) "Ship supplier" means any person designated and approved as such by the War Shipping Administration.

(8) "Person" means any individual, partnership, association, business trust, corporation, or any organized group of persons whether incorporated or not.

(9) "Administrator" means the Administrator, Production and Marketing Administration, United States Department of Agriculture, or any employee of the United States Department of Agriculture to whom the Administrator has delegated, or may hereafter delegate, any or all of the authority vested in him by this order.

(b) *Persons affected; quantity.* No federally inspected slaughterer or federally inspected meat canner shall produce canned meat for civilian consumption unless he shall deliver to governmental agencies and ship suppliers, before the close of the second week following the week of production:

(1) Sixty percent or more of the finished net weight of all canned meat produced by him between June 6, 1946 and July 13, 1946, both inclusive.

(2) All of the canned meat produced by him after July 13, 1946 out of set aside meat.

(c) *Specifications.* The Order Administrator is authorized to specify the type, formula, quality, method of preparation, and size of container of all canned meat produced for delivery to a governmental agency or ship supplier.

(d) *Direction for delivery.* In the event of a failure on the part of any person subject to this order to deliver the required quantities of canned meat within the time limit applicable hereunder, or upon a failure on the part of such person to prepare, process, or package such meat in accordance with the requirements of the Governmental agency purchasing the same, then and in that event the Administrator may direct that such meat be delivered forthwith to such Governmental agency regardless of the stage of preparation, processing, or packaging. In the event of such direction for delivery, the Administrator or the Governmental agency entitled to delivery may make provision for completing the processing or packaging of such meat to comply with the specifications of such Governmental agency and may charge the expense thereof to the person required to make such delivery. Any direction for delivery in accordance with the provisions of this paragraph shall not affect the right of the Government to take any other action or proceeding under paragraph (i) of this order, entitled "Violations".

(e) *Records and reports.* The Administrator shall be entitled to obtain such information from and require such reports and the keeping of such records, by any person, as may be necessary or appropriate, in his discretion, to the enforcement or administration of the provisions of this order, subject to approval by the Bureau of the Budget in accordance with the Federal Reports Act of 1942. All such reports shall be signed by the slaughterer or meat canner, by a partner if the slaughterer or meat canner is a partnership, or by a responsible officer if the slaughterer or meat canner is a corporation.

(f) *Existing contracts.* The restrictions of this order shall be observed without regard to existing contracts or any rights accrued or payments made thereunder.

(g) *Audits and inspections.* The Administrator shall be entitled to make such audits and inspections of the books, records and other writings, premises, supplies of livestock or stocks of meat of any person, and to make such investigations as may be necessary or appropriate, in his discretion, to the enforcement or administration of the provisions of this order.

(h) *Petition for relief from hardship.* Any person affected by this order who considers that compliance herewith would work an exceptional or unreasonable hardship on him may file a petition for relief with the Order Administrator. Petitions shall be in writing and shall set forth all pertinent facts and the nature of the relief sought. The Order Administrator may take any action with reference to such petition which is consistent with the authority delegated to him by the Administrator. If the petitioner is dissatisfied with the action taken by the Order Administrator, he may, by request addressed to the Order Administrator, obtain a review of such action by the Administrator. After said review, the Administrator may take such action as he deems appropriate, which action shall be final.

(i) *Violations.* (1) Any person who violates any provisions of this order may, in accordance with the applicable procedure, be prohibited from receiving, making any deliveries of, or using livestock, meat, meat products, or animal fats.

(2) Any person who wilfully violates any provision of this order is guilty of a crime and may be prosecuted under any and all applicable laws. Civil action may also be instituted to enforce any liability or duty created by, or to enjoin any violation of, any provision of this order.

(j) *Communications.* All reports required to be filed hereunder, and all communications concerning this order shall, unless otherwise herein provided, be addressed to the Order Administrator, War Food Order No. 75–9, Livestock Branch, Production and Marketing Administration, United States Department of Agriculture, 5 South Wabash Avenue, Chicago 3, Illinois.

(k) *Territorial scope.* This order shall apply within the 48 States and the District of Columbia.

(l) *Effective date; termination of War Food Order No. 75–8.* This order shall become effective at 12:01 a. m., e. s. t., June 6, 1946, and shall supersede in all respects War Food Order No. 75–8 which is hereby terminated.

NOTE: All record keeping requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087, W.F.O. 75, 11 F.R 4641)

Issued this 5th day of June 1946

ROBERT H. SHIELDS,
Administrator, Production and Marketing Administration.

[F. R. Doc. 46-9556; Filed, June 5, 1946; 4:20 p. m.]

TITLE 10—ARMY: WAR DEPARTMENT

Chapter VIII—Supplies and Equipment

[Procurement Regs. 1–3, 6–8, 11–13]

MISCELLANEOUS AMENDMENTS

The following amendments and additions to the regulations contained in Parts 801–803, inclusive, 806, 808, 811–813, inclusive, 821, 823, 824, 827, 828, 830, 832–836, inclusive, and 839 are hereby prescribed. These regulations are also contained in War Department Procurement Regulations dated September 5, 1942 (9 F.R. 8363[1]) as amended by Change 56, June 1, 1946, the particular regulations being Nos. 1–3, 6–8, and 11–13.

In section numbers the figures to the right of the decimal point correspond with the respective paragraph numbers in the procurement regulations.

AUTHORITY: Sec. 5a, National Defense Act, as amended, 41 Stat. 764, 54 Stat. 1225; 10 U.S.C. 1193–1195; the First War Powers Act, 1941, 55 Stat. 838, 50 U.S.C. Supp. 601–622.

[1] See also 10 F.R. 10449, 11418, 13171, 11 F.R. 5, 1701, 3581.

Subchapter A—Procurement

[Procurement Reg. 1]

PART 801—GENERAL INSTRUCTIONS

SUBPART A—INTRODUCTION

In § 801.105a (b) the parenthetical phrase at the end of subparagraph (4) is amended to read "(See subparagraphs (8) and (9) of this paragraph)", subparagraph (8) is amended, and subparagraphs (9) and (10) are added, as follows:

§ 801.105a *Reference to units the designation of which has since been changed, or which have been abolished and their functions transferred to other units.* * * *

(b) * * *

(8) *Office of the Director of Matériel.* ASF Circulars Nos. 52 and 53, dated March 2, 1946, effective March 11, 1946, abolished the Office of the Director of Matériel and the Staff Divisions therein and replaced them by the Office of the Director of Procurement consisting of the Purchases, Production, Renegotiation, Readjustment, International, and Research and Development Branches.

The former Director, Procurement Division, Office of the Director of Matériel (see subparagraph (4) of this paragraph) was assigned as the Chief of the Purchases Branch, and also as the Chief of the Production Branch, Office of the Director of Procurement.

The position of Fiscal Director was abolished and the functions, responsibilities and authority of that position were transferred to the Chief of Finance. The Chief of Finance was also designated as a technical service.

Labor relations and labor supply functions of the Industrial Personnel Division were transferred to the Production Branch.

(9) *Purchases Branch; Production Branch.* Section I, ASF Circular 90, April 9, 1946, effective April 8, 1946, redesignated the Purchases Branch and the Production Branch as the Current Procurement Branch and the Procurement Planning Branch, respectively.

(10) *War Department Reorganization.* Pursuant to Executive Order 9722, May 13, 1946, which authorizes a reorganization of the War Department and the Army effective June 11, 1946, Circular No. 138, War Department, May 14, 1946, has been issued setting forth certain changes.

The most important of the changes from a procurement standpoint are:

(i) Service, supply and procurement activities of the Headquarters, Army Service Forces are transferred to the Service, Supply, and Procurement Division, War Department General Staff. Effective June 11, 1946, references in these Procurement Regulations to the Commanding General, Headquarters, Army Service Forces, or to divisions or branches of Headquarters, Army Service Forces, shall be construed as referring to the Director of Service, Supply, and Procurement, War Department General Staff, or to the appropriate groups or branches of the Service, Supply, and Procurement Division, War Department General Staff, as the case may be.

(ii) The continental United States is divided into six Army Areas (replacing the nine Service Commands) for command of all activities except activities of the Army Air Forces and exempted installations. Effective June 11, 1946, references in these Procurement Regulations to the Commanding Generals of the Service Commands, or to the Service Commands, shall be construed as referring to the Commanding Generals of the Army Areas, or to the Army Areas, as the case may be.

[Procurement Reg. 2]

PART 802—GENERAL PROCUREMENT POLICIES AND PROCEDURES

SUBPART C—POLICIES AND FORMS

1. The sentence "The form is set forth in § 813.1335" is added at the end of § 802.221–1.

2. Sections 802.222–2 and 802.222–3 are amended to read as follows:

§ 802.222–2 *W. D. Standard Procurement Form No. 103; bid for construction.* This form is set out in § 813.1337.

§ 802.222–3 *W. D. Standard Procurement Form No. 102; bid for supplies.* This form is set out in § 813.1336.

SUBPART D—PROCUREMENT BY FORMAL ADVERTISING

1. Section 802.231–3 (b) is amended to read as follows:

§ 802.231–3 *Information and changes authorized.* * * *

(b) *F. O. B. point.* Whenever preferred transportation rates are available to the Government, invitations for bids should, if practicable, call for delivery f. o. b. point of origin in preference to f. o. b. point of destination. (See paragraph 6c (4), section III, Circular No. 178, War Department, 1945, relative to funds applicable to transportation where delivery is f. o. b. origin).

* * * * *

2. In §§ 802.232 (a) and 802.235–2 (a) the words "Procurement Division", are changed to "Current Procurement Branch".

3. In §§ 802.234 (b) and 802.235–1 (a) the words "Purchases Branch" are changed to "Current Procurement Branch."

4. In § 802.236–3 paragraphs (a) and (c) are amended to read as follows:

§ 802.236–3 *Request for authority to advertise.* (a) Requests for authority to advertise in newspapers will be made upon War Department Form No. 1 (Request for authority to advertise) in triplicate and forwarded:

(1) In the case of the Army Service Forces, through the chief of the technical service concerned to the Chief, Current Procurement Branch, Headquarters, Army Service Forces, except that in case of great emergency, the nature of which will be stated, authority to advertise may be requested directly by telegraph to the Chief, Current Procurement Branch, who will in such case secure any necessary coordination with the technical service concerned; or

(2) In the case of the Army Air Forces, in the manner and to such office as may be designated by the Commanding General, Army Air Forces.

In making application for authority to advertise, officers will specify the newspapers in which it is deemed advantageous to advertise. Due economy both as to the number of newspapers and as to the number of insertions will be observed by all officers whether advertising under special or general authority, no greater number being used in any case than may be necessary to give proper and sufficient public notice.

* * * * *

(c) The Commanding General, Army Service Forces and the Commanding General, Army Air Forces, have been delegated authority by the Under Secretary of War to authorize the advertising of invitations for bids in newspapers, with power of redelegation. The Commanding General, Army Service Forces, has redelegated the authority granted him in this respect to the Chief, Current Procurement Branch, Headquarters, Army Service Forces. See § 811.1188–3 of this chapter.

5. In § 802.245 (d) (5) the words "Purchases Branch" are changed to "Current Procurement Branch."

6. Section 802.247a is added as follows:

§ 802.247a *Unsatisfactory bidding.* When bids have been invited by advertisement and none is received, or those received are unreasonable, or none complies with all essential requirements of the specifications, then if circumstances indicate that further advertising would not alter results, or if time would not permit readvertising and it is clearly to the advantage of the United States, the supplies may be purchased by negotiation without further advertising.

7. In § 802.248–3 (c) the words "fully authorized representatives" are changed to "duly authorized representatives."

8. Section 802.248–5 is amended to read as follows:

§ 802.248–5 *Current Procurement Branch.* Within three days after bids have been opened and final action taken thereon, or after it is decided to cancel the invitation before opening of bids, a copy of the abstract of bids will be mailed to the Current Procurement Branch, Headquarters, Army Service Forces.

SUBPART G—PURCHASE ACTION REPORTS

1. In § 802.290 (b) the words "Purchases Branch" are changed to "current Procurement Branch".

2. Section 802.292–4 is revoked as follows:

§ 802.292–4 *Station procedure for Monthly Summary Report of purchase actions.* [Revoked]

3. In § 802.293–1, paragraph (a) (4) is revoked and the words "Purchases Branch" in paragraph (c) are changed to "Current Procurement Branch."

4. In §802.293–2 the name "Mr. A. L. Triolo" is deleted from paragraph (a) and the name "Miss Dorothy Jacobs" is inserted in lieu thereof, and in paragraph (b) "Purchases Branch" is changed to "Current Procurement Branch."

5. Section 802.293–3 is revoked as follows:

§ 802.293–3 *Headquarters procedure for Monthly Summary Reports.* [Revoked]

6. In §§ 802.293–4 and 802.293–5 the words "Purchases Branch" are changed to "Current Procurement Branch", wherever they occur.

7. In § 802.295 (a) the text of subparagraph (2) is deleted, and in subparagraphs (3) and (4) the words "Purchases Branch" are changed to "Current Procurement Branch".

8. Sections 802.296–2 and 802.296–2a are revoked, as follows:

§ 802.296–2 *Monthly Summary Report.* [Revoked]

§ 802.296–2a *Instructions for preparation of Monthly Summary Report.* [Revoked]

9. In § 802.296–3a (c) the words "Director, Procurement Division" are changed to "Chief, Current Procurement Branch".

[Procurement Reg. 3]

PART 803—CONTRACTS

SUBPART A—GENERAL

1. In § 803.303–2 the words "exceeds $100,000" are changed to "is $100,000 or more."

2. In §§ 803.303–3 and 803.303–4 the words "does not exceed $100,000" are changed to "is less than $100,000", wherever they occur.

SUBPART B—AUTHORITY TO MAKE AWARDS, CONTRACTS, AND MODIFICATIONS THEREOF; REQUIRED APPROVALS

1. In § 803.305–4, subparagraphs (8), (9), (11), (15), and (18) of paragraph (a), and subparagraph (12) of paragraph (b), are amended to read as follows:

§ 803.305–4 *Information to be furnished in requesting approval of awards.* • • •

(a) *Requests for approval of awards under § 803.305–2 (a) (1).* • • •

(8) Whether negotiations were conducted with more than one contractor. In cases where the award is made as a result of formal advertising, one copy of the abstract of bids will be submitted with the request for approval, together with all other information required, when applicable.

• • • • •

(9) Brief reference to the consideration and application of contract placement policies (see Subpart C of Part 802 of this chapter).

• • • • •

(11) Price information showing that a careful and thorough price analysis was made in the course of the negotiation and giving a brief narrative history of the negotiations with the contractor. This information should be given in sufficient detail to permit an appraisal of the consideration given to (i) comparative prices, (ii) components of price, and (iii) cost and price trends. (See ASF Manual M 601, "Pricing in War Contracts"; Subpart E of Part 802 of this chapter.)

Comparative prices: The value of this information depends in large part on whether the conditions and circumstances of the procurements offered for comparison are in fact fairly comparable with those involved in the procurement approval of which is sought. The request should therefore indicate the consideration given to the various factors in the particular case which affect comparability. The following list of such possible factors is merely suggestive, not exhaustive: (i) volume of production; (ii) contractors' experience in producing the same or similar items; (iii) Government-owned facilities and Government-furnished material; (iv) financing provisions; (v) royalty payments; (vi) risk factors, including those arising out of the length of delivery schedules; (vii) Government's assumption of risks by means of contract provisions; (viii) comparative price movements.

Components of price: The request should reflect the types of approach used in analyzing components of price, of which the following are suggestive: (i) analysis of the contractor's cost breakdowns; (ii) comparisons of the contractor's cost estimates with his experienced costs and with the estimated and experienced costs of other suppliers of the same or similar items; (iii) comparison of the contractor's cost estimates with the over-all operating statement for his latest fiscal year or with budgeted forecasts for the period of production; (iv) analysis of engineering cost estimates.

The consideration given to trends in prices, in cost of materials, and in wage rates and utilization of labor should be indicated in the request.

The reasons for substantial differences in costs and prices, as well as the effect of subcontracting on costs and prices, should be summarized.

Presentation of the foregoing information should indicate that the price analysis was made with a view to effectuating, wherever possible, the War Department policy of reducing costs and prices.

• • • • • •

(15) Where the agreement is on a cost-plus-a-fixed-fee basis, in addition to an analysis similar to that required elsewhere in this paragraph (to the extent feasible), a full statement of the reasons for the use of such type of agreement should be given (see § 802.217–3 (a) through (c), together with an explanation of the basis of calculation of the fixed fee (see § 802.217–3 (c)).

• • • • • •

(18) Recommendation of the chief of the technical service, or his representative, as to the action desired to be taken by the Chief, Current Procurement Branch.

(b) *Requests for approval of awards under § 803.305–2 (a) (2).* • • •

(12) Recommendation of the chief of the technical service, or his representative, as to the action desired to be taken by the Chief, Current Procurement Branch.

2. Secton 803.306–1 (c) is amended to read as follows:

§ 803.306–1 *Authority of technical services to make contracts.* • • •

(c) In the case of cost-plus-a-fixed-fee contracts, the contract complies with paragraph (a) or (b) and in addition is one which may properly be placed on a cost-plus-a-fixed-fee basis under § 802.217–3 (b) and (c) of this chapter.

SUBPART D—DISTRIBUTION OF CONTRACTS AND ORDERS THEREUNDER

1. Section 803.317b is amended to read as follows:

§ 803.317b *Army Audit Branch of the General Accounting Office.* (a) The General Accounting Office has merged the four Army Audit Branches of that Office, formerly located at New York, Atlanta, Chicago and Los Angeles, into a central Army Audit Branch located in St. Louis, Missouri (see Sec. IV, Cir. 96, W. D., Mar. 30, 1946).

(b) Accordingly, all numbered contracts; and supplemental agreements, modifications, change orders, leases, assignments, etc., affecting contracts whether entered into heretofore or hereafter which would have been sent to any one of the four former audit branches, will be sent to the General Accounting Office, Army Audit Branch, Building 203, 4300 Goodfellow Boulevard, St. Louis 20, Missouri.

2. Section 803.318–1 (b) is amended to read as follows:

§ 803.318–1 *Purchases under contracts of Procurement Division, Treasury Department; Navy Department; Post Office Department; etc.* • • •

(b) The chief of the technical service concerned will secure compliance with all special instructions of the respective agencies which make the contracts. For example, the regulations of the Procurement Division, Treasury Department require that a copy of all delivery orders placed under General Schedule of Supplies contracts be forwarded to the Purchase Order Section, Procurement Division, Treasury Department, Washington 25, D. C.

• • • • • •

SUBPART H—MANDATORY AND OPTIONAL CONTRACT PROVISIONS

1. In § 803.362 the first sentence of the paragraph *"Accident prevention"* is amended to read as follows:

§ 803.362 *Lump sum construction contract; accident prevention clause.* • • •

Accident prevention: In order to protect the life and health of employees in the performance of this contract, the contractor will comply with all pertinent provisions of the handbook entitled "Safety Requirements" approved by the Chief of Engineers, 16 December 1941, as revised January 1, 1946, (a copy of which is on file in the office of the contracting officer) and as may be amended, and will take or cause to be taken such additional measures as the contracting officer may determine to be reasonably necessary for this purpose. • • •

2. Section 803.376–2 (f) is amended to read as follows:

§ 803.376–2 *Conditions for use.* • • •

(f) Use of this article, except in cases where the award exceeds $100,000, shall be subject to prior written approval of the Chief, Current Procurement Branch, Headquarters, Army Service Forces. In those cases where the award exceeds $100,000, approval may be requested when complying with the provisions of § 803.305–2. The request for such approval shall show in detail full compliance with the foregoing conditions and shall include, to the extent practicable, the information called for by § 803.305–4.

[Procurement Reg. 6]

PART 806—INTERBRANCH AND INTERDEPARTMENTAL PURCHASES

SUBPART B—INTERBRANCH PROCUREMENT

Section 806.605b is revoked as follows:

§ 806.605b *Indefinite quantity contract for safety glass.* [Revoked]

SUBPART C—INTERDEPARTMENTAL PURCHASES

In the table in § 806.606–7 the eighth and ninth items are added and the item "Feed and Forage" is amended, as follows:

§ 806.606–7 *Mandatory schedules.* • • •

Description of item	Schedule of Supplies (Class)	Period
Spark plugs	17	April 15, 1946 to April 14, 1947.
Heavy duty electric storage batteries, item 17-B-9800 (battery equipment and parts) only.	17	March 1, 1946 to May 31, 1946.
Feed and forage (applicable to certain D. C. installations only).	67	June 1 to September 30, 1946.

[Procurement Reg. 8]

PART 808—FEDERAL, STATE AND LOCAL TAXES

SUBPART E—STATE AND LOCAL TAXES

In the table in § 808.831 the item "Indiana" is amended to read as follows:

§ 808.831 *Applicable tax directives.* • • •

Indiana	Memo. No. S5–81–43, April 28, 1943, as amended by Section II, ASF Circular No. 103, 1946.

SUBPART F—COLLECTION AND PAYMENT OF FEDERAL EXCISE TAXES BY THE GOVERNMENT

The headnote *"Collection from purchaser or user"* is added to § 808.840 and the headnote *"Disposition of funds received"* is added to § 808.841.

[Procurement Reg. 11]

PART 811—MISCELLANEOUS PURCHASE INSTRUCTIONS

SUBPART H—MISCELLANEOUS MATTERS

1. Section 811.1182b (b) is amended to read as follows:

§ 811.1182b *Notice of shipment by contractors.* • • •

(b) The main sources of instructions concerning notices of shipment are paragraph 7 of AR 55–105, as amended, and paragraph 33 of TM 38–415, (the latter reference relates to shipments to ports of embarkation). Other general and special instructions on the subject of notices of shipment are also issued from time to time by certain of the technical services. The chiefs of the technical services will bring to the attention of all contracting officers the requirements of the pertinent publications and instructions referred to above, and will implement them with such supplementary instructions as they deems advisable.

• • • • • •

2. The last sentence of § 811.1183 is amended to read "Such restrictions and procedures are set forth in Section III, Circular No. 434, War Department, 1944".

3. In § 811.1187 paragraphs (a) and (c) are deleted, paragraph (b) is redesignated (a) and amended, and paragraph (d) is redesignated (b), as follows:

§ 811.1187 *Restrictions on purchases of selected items.* • • •

(a) Interoffice communication systems, sound recording equipment and public address systems. See Section V, Circular No. 82, War Department, 1945.

(b) Spare parts. See § 811.1183.

4. Section 811.1187a (b) is amended to read as follows:

§ 811.1187a *Restrictions on local purchases.* • • •

(b) Reference is also made to Section II, Circular No. 143, War Department, 1945, dealing with local purchase of items of Ordnance supply, such as spare parts, tools, accessories, shop equipment and supplies.

• • • • • •

5. Section 811.1188–1 is deleted, § 811.1188–2 is redesignated § 811.1188–1, and a new § 811.1188–2 is added as follows:

§ 811.1188–2 *Cross reference.* See § 802.236–3 of this chapter with respect to advertising of invitations for bids in newspapers.

6. Section 811.1188–3 (b) is amended to read as follows:

§ 811.1188–3 *Delegation of authority.* • • •

(b) The authority so delegated to the Commanding General, Army Service Forces, is hereby further delegated to the Chief, Current Procurement Branch, Headquarters, Army Service Forces, the Assistant Director and Deputy Assistant Director of Plans and Policies for Contract Termination and Surplus Disposal, Headquarters, Army Service Forces, with respect to their respective responsibilities and functions.

[Procurement Reg. 12]

PART 812—RENEGOTIATION AND PRICE ADJUSTMENT

APPENDIX

1. In § 812.1291–1 new paragraphs (2) and (3) under RR 351.2 are added, and former paragraphs (2) and (3) are redesignated (4) and (5), as follows:

§ 812.1291–1 *Discretionary exemption relating to contracts and subcontracts to be performed outside of the United States.* • • •

351.2 *Exemption.* • • •

(2) Pursuant to the provisions of subparagraph (1), the War Contracts Board has determined with respect to all subcontracts to be performed in Canada but any substantial part of the work incident to which subcontracts is performed within the territorial limits of the United Sates or in Alaska,

(a) that administrative difficulties do not make impracticable the renegotiation of such subcontracts,

(b) that the procurement program of the United States in foreign countries will not be adversely affected by such renegotiation, and

(c) that such renegotiation will not otherwise be contrary to the interests of the United States. Such subcontracts are, therefore, not exempt from renegotiation under subsection (1) (4) (A) of the Renegotiation Act or under subparagraph (1) above.

(3) Except as to subcontracts referred to in subparagraph (2) above and except as provided in the last sentence of this subparagraph, if a contractor assigned for renegotiation has receipts or accruals from a contract or subcontract described in subparagraph (1) above, the renegotiating agency shall, before completing the renegotiation, furnish to the Department which entered into such contract or into the contract under which such subcontract was made, the following information:

(a) A statement as to whether administrative difficulties do or do not make impracticable the renegotiation of such contract or subcontract,

(b) A statement of opinion based upon all the facts available to the renegotiating agency as to whether the procurement program of the United States will be adversely affected by the renegotiation of such contract or subcontract,

(c) A statement of opinion based upon all the facts available to the renegotiating agency as to whether such renegotiation will be contrary to the interests of the United States and

(d) A request that a determination be made that such contract or subcontract is or is not exempt from the provisions of the Renegotiation Act.

The Secretary of the Department to which the foregoing is submitted, or any authority to whom the power to exempt individual contracts under subsection (1) (4) (A) of the 1943 act has been, or may be delegated or redelegated, shall make the findings with respect to the matters set forth in subparagraph (1) above and promptly notify the renegotiating agency of such findings. The finding called for in clause (a) of subparagraph (1) may be based entirely upon the statement called for in clause (a) of this subparagraph (2). If such findings cannot be made, that fact will be promptly communicated to the renegotiating agency. The renegotiating agency need not follow the foregoing procedure if it appears that a clearance or cancellation of the assignment would be appropriate even though the receipts or accruals from the contract or subcontract in question were considered as subject to renegotiation.

(4) In determining whether the procurement program of the United States in foreign countries or the interests of the United States generally will be adversely affected by such renegotiation, it is considered desirable that representatives of the Department of State of the United States be consulted, if practicable; such consultation shall not, however, be essential to the valid renegotiation of any contractor or subcontractor.

(5) Such determination may be made at any time whether before or after the execution of the contract or subcontract and whether or not it contains a renegotiation clause.

2. In § 812.1291–3 paragraphs (1) (d) and (i) under RR 645.3 are amended to read as follows:

§ 812.1291–3 *Discretionary exemption relating to contracts and subcontracts for standard commercial articles.* • • •

645.3 *Fiscal years ending after June 30, 1945.* (1) • • •

(d) Leather transmission belting, mechanical and textile leathers and mechanical leather packings.

• • • • •

(l) Wheat flour.

(Comment: This exemption applies only to sales by the person milling the flour. Wheat flour includes granular flour and farina: whole wheat flour; products of the milling of durum wheat including whole durum flour and semolina; and blends of the foregoing. Bleached, bromated, enriched, phosphated and self-rising flour are considered flour for purposes of this exemption.)

• • • • •

3. In § 812.1291–4, RR 355.3 (1) (c), and RR 355.4 are amended to read as follows:

§ 812.1291–4 *Discretionary exemption relating to contracts and subcontracts when effective competition is likely to exist; construction contracts.* • • •

355.3 *Application of exemption to construction contracts and subcontracts entered into subsequent to June 30, 1943, and before January 1, 1944.* (1) • • •

(c) the work covered by the contract or subcontract was substantially the same as the work for which the bids were requested;

• • • • •

355.4 *Application of exemption to construction contracts and subcontracts entered into after December 31, 1943.* The War Contracts Board has found that (subject to the exception hereinafter provided) competitive conditions affecting the making of construction contracts and subcontracts entered into subsequent to December 31, 1943, were such as to result in effective competition with respect to the contract or subcontract price; and, accordingly, the Board, in accordance with subsection (l) (4) of the 1943 act, has exempted such contracts and subcontracts from all of the provisions of the 1943 act. There are excepted from the provisions of this paragraph construction contracts and subcontracts entered into after December 31, 1943, which constitute substitutes for or revisions of extension of construction contracts or subcontracts entered into on or before December 31, 1943. The term "construction contracts and subcontracts" as used herein shall be construed in accordance with the principles set forth in subparagraphs (1) (a) and (2) of [RR] paragraph 355.3.

4. In § 812.1291–5 the undesignated paragraph following RR 356.2 (3) is deleted and RR 356.3 is added as follows:

§ 812.1291–5 *Discretionary exemption relating to subcontracts where not administratively feasible to determine and segregate profits.* • • •

356.3 *Cross reference.* For an exemption of subcontracts under certain public utility contracts, see [RR] paragraph 842.6 (reprinted in § 812.1291–2 (b)).

[Procurement Reg. 13]

PART 813—FORMS OF CONTRACTS

Section 813.1313 is revoked as follows:

§ 813.1313 *W. D. Contract Form No. 13.* [Revoked]

Subchapter B—Disposition of Property

[Procurement Reg. 7]

PART 821—GENERAL DISPOSITION OF PERSONAL PROPERTY

In § 821.102 the paragraph defining "Line item" is deleted, the paragraphs defining "Readjustment Division," "Reconstruction Finance Corporation," and "small lots" are amended, and the paragraph defining "Salvage" is added, as follows:

§ 821.102 *Definitions.* • • •

"Readjustment Division" means the Chief, Readjustment Branch, Procurement Group, Office of the Director of Service, Supply and Procurement.

"Reconstruction Finance Corporation". When in this regulation reference is made to the Reconstruction Finance Corporation such reference shall be deemed to be a reference to War Assets Administration.

• • • • •

"Salvage" means property that is in such a worn, damaged, deteriorated or incomplete condition, or is of such a specialized nature that it has no reasonable prospect of sale as a unit, or is not usable as a unit without major repairs or alteration. Salvage has some value in excess of its basic material content because it may contain serviceable components or may have value to a purchaser who may make major repairs or alterations. Salvage includes used containers and cable reels. It should be noted that property is not "salvage" merely because it is worn, damaged, deteriorated, incomplete, or of a specialized nature.

• • • • •

"Small lots" means a single item or group of identical items of excess or surplus property, normally constituting a single entry on Form SPB–1, the cost (estimated if not known) of which at any one place at any one time does not exceed $100.

• • • • •

PART 823 — DISPOSITION OF PERSONAL PROPERTY FOR PURPOSES DIRECTLY RELATED TO THE PROSECUTION OF THE WAR

1. Section 823.307–2 is amended to read as follows:

§ 823.307–2 *Transfer without reimbursement under certain statutes.* (a) Under the provisions of Pub. Law 375, 79th Congress, approved May 3, 1946 "no government agency may transfer any property to any other government agency without reimbursement or transfer of funds under authority of any law approved prior to June 22, 1944." (Transfers of property to War Department civil functions, pursuant to second indorsement of the Under Secretary of War to the Chief of Engineers, subject, "Use of Surplus Military Property on War Department Civil Functions," October 22, 1945, are not affected by this law.) Therefore, transfers without reimbursement to other Government agencies will only be made in the following manner:

When transfers are made to the Veterans' Administration upon written request stating that the property is needed for authorized care for veterans (Title I, Pub. Law 346, 78th Cong.), or when aircraft, surplus to the needs of the War Department, are transferred to the Administrator of Civil Aeronautics for replacement purposes only (Title III, Pub. Law 61, 79th Cong.) and aircraft engines, parts, and accessories, surplus to the needs of the War Department, are transferred to the Civil Aeronautics Administration (Title I, Pub. Law 269, 79th Cong.), or when property is transferred to the United States Soldiers' Home (Title I, Pub. Law 269, 79th Cong.) in accordance with paragraph (c) of this section, or when transfers are authorized under other statutes approved subsequent to June 21, 1944, which do not require reimbursement, they will be effected without reimbursement of, or transfer or allotment of funds to, the transferor by the transferee for the cost of the property or of packaging, handling, and shipment thereof, unless the property is procured by the transferor for the transferee:

(1) By assignment of sole purchase responsibility, or

(2) Under procurement pooling arrangements, or

(3) Under any arrangement for procurement by the transferor expressly upon the prior requisition of the transferee.

(b) Under paragraph (a) of this section, any civilian type items which may be excess to the needs and responsibilities of the War Department may be transferred to the Veterans' Administration, provided the representative of the Veterans' Administration making the request certifies that the property requested is needed for the authorized care for veterans.

(c) Transfers without reimbursement to the United States Soldiers' Home may be made only of personal property which has been determined to be surplus. If property requested by the United States Soldiers' Home has been declared surplus to a disposal agency, the request will be returned with appropriate information as to the disposal agency having jurisdiction over the property.

2. Section 823.316 is amended to read as follows:

§ 823.316 *Donations to schools engaged in preinduction or aeronautical industrial training.* Under the authority conferred upon the Secretary of War by the act of May 26, 1928 (45 Stat. 753, 20 U.S.C. 94), and the act of February 28, 1936 (49 Stat. 1147, 10 U.S.C. 1258), the chiefs of the technical services and the Commanding General, Army Air Forces, are authorized to donate property, in the classes specified, to educational institutions. In accordance with a letter from the Office of War Mobilization and Reconversion, February 12, 1946, donations will be made only after screening by the Federal Security Agency. To accomplish this the Federal Security Agency will maintain a representative at or near each service command headquarters and at or near the Air Material Command Headquarters for the purpose of reviewing applications from educational institutions.

(a) Requests for donations will be screened by the Federal Security Agency and approved and certified by them as complying with the following requirements:

(1) The institution is not operated for profit (including institutions operated by states or political subdivisions thereof), has a standard curriculum in the fields for which it offers training, and the request is reasonable and proper in view of the training to be given;

(2) The institution provides a regular course of instruction which will require the use of the property;

(3) The institution will use the property in an aeronautical industrial training program recommended by the Assistant Chief, Air Staff-3, Headquarters AAF, or will use the property in a preinduction training program as defined prior to November 1, 1945 by the Director of Military Training, ASF;

(4) The institution provides adequate facilities to maintain the property;

(5) The request is reasonable and proper in view of the training to be given and the amount of property requested is also reasonable in proportion to the number to be trained;

(6) In the case of requests for numerous items, the quantity requested has been carefully reviewed with respect to the institution's ability to utilize the property in its training program;

(7) If the institution making the request for donation has previously received donations under the authority of this paragraph, the institution has:

(i) Listed the property which the institution has previously received or which it knows to be en route as a result of a prior donation; and—

(ii) Stated whether the property previously received by donation is still in use in the training program for which it was requested; and—

(iii) Has stated the specific purpose for which the property covered by this request will be used.

(8) The donee has agreed that if prior to placing the property in use it determines it does not need all or any part of the property received, this fact will be communicated to the source from which the donation was made. Further, the donee has agreed at the time application is made, that it will, if requested, return at its own expense, to the source from which the donation was made, all property which it does not place in use.

(b) Requests for donations which have been approved and certified by the Federal Security Agency in accordance with paragraph (a) of this section, will be forwarded by the FSA representative, in the case of property to be used in preinduction training, to the commanding general of the service command in which the institution is located. In the case of property to be used in aeronautical industrial training, the approved and certified application will be sent to the Commanding General, Air Matériel Command, Wright Field, Dayton, Ohio. The commanding general of the service command receiving applications will review them and if they appear to be proper and have been certified by the Federal Security Agency, he shall forward the request to the chief of the technical service having control of the property to be donated, Attention: Redistribution and Salvage Officer. Requests for donations of Army Air Forces matériel will be forwarded to the Commanding General, Air Matériel Command.

(c) The chief of the technical service or the Commanding General, Air Matériel Command, upon receipt of the properly approved and certified request, will direct the appropriate installation to ship the property to the educational institution and will include in such direction a citation of this paragraph. The chief of the technical service or the Commanding General, Air Matériel Command, may delegate this shipping authority to any agency within his command. Requests will be processed in the order in which they are received unless specific authority to deviate from this requirement is obtained from the Readjustment Branch, Headquarters Army Service Forces.

(d) The following property may be donated under the authority of this section:

(1) Obsolete or excess machinery, mechanical equipment, and tools.

(2) Aircraft, aircraft parts, instruments, or engines which are obsolete or impaired to the extent that repair would not be economical. In determining the property which may be donated, responsible officers should bear in mind that the intent of the Congress was to make available the above categories of property as vocational training aids. Under no circumstances will donations be made which will result in current procurement to replace the property, nor will property be considered available for donation after it has been declared as surplus to a disposal agency, nor will property be considered available if a disposal agency has advised that any particular item is in short civilian supply or has requested that items of a particular type or certain specific items be reported to it. Property located in an industrial installation, as defined in § 830.102–6 of this subchapter, will not be considered available while a decision by a disposal agency is pending as to the sale of the plant in its entirety, and after decision, may not be donated without advance approval by the disposal agency. Maintenance or overhead property will not be donated, even though it may fall within the meaning of "machinery, mechanical equipment, and tools." Requests for donations of office furniture and equipment, laboratory equipment not considered within the category of "machinery, mechanical equipment, and tools," and motor vehicles will be denied.

(e) No property will be shipped until receipt of payment by the donee of all expenses necessary for packing, handling, and delivery to the carrier. Property shipped by carrier will be on a commercial bill of lading with transportation charges collect. Copies of shipping documents listing the property supported by shipping directions described in paragraph (c) of this section, will constitute valid credit vouchers to the property accounts. No further accounting for the property will be required. Two lists of the property donated will be forwarded to the commanding general of the service command which recommended the donation or to the Air Material Command.

(f) In the event the chief of the technical service or the Commanding General, Air Material Command, determines property of the type requested will not be available to fill the request within 120 days, he will notify the institution making the request through the appropriate service command or in the case of the Air Material Command direct, of this fact and will indicate that a new application should be made after the expiration of the 120 day period.

3. Section 823.391–1 is amended to read as follows:

§ 823.391–1 *Surplus Property Administration Revised Regulation 13.* On March 4, 1946 the Chairman, Board of Directors of the War Assets Corporation, issued a revised and amended SPA Regulation 13, the text of which is as follows:

STANDARD GENERAL PURPOSE AND SPECIAL MACHINERY

§ 8313.1 *Definitions*—(a) *Terms defined in act.* Terms not defined in paragraph (b) of this section which are defined in the Surplus Property Act of 1944 shall in this part have the meaning given to them in the act.

(b) *Other terms.* (1) "Commercially unsalable machinery" as used herein is distinguished from property of no commercial value as used in Part 8319 [SPA Reg. 19, (10 F.R. 14966)] and means machinery (i) which by reason of its condition resulting from damage, wear, obsolescence or otherwise has no reasonable prospect of sale except as scrap or salvage or (ii) with respect to which the estimated cost of care and handling and disposal will exceed the estimated proceeds unless it is promptly sold as scrap or salvage.

(2) "Administrator" means the Chairman of the Board of Directors of the War Assets Corporation until March 25, 1946, and thereafter means the War Assets Administrator.

(3) "Salvage" means property that is in such a worn, damaged, deteriorated or incomplete condition, or is of such a specialized nature, that it has no reasonable prospect of sale as a unit, but has some value in excess of its basic material content because it may contain serviceable components. Salvage includes used containers and cable reels. It should be noted that property is not "salvage" merely because it is worn, damaged, deteriorated, incomplete or of a specialized nature.

(4) "Scrap" means property that has no reasonable prospect of sale except for its basic material content.

(5) "Standard general purpose machinery" includes used machine tools and machines listed in the following categories of the Standard Commodity Classification (May 1943) Volume I (with the exception of special machinery) divided into the designated three classes:

Class I

Major Group 34:				
34	11000 through 34	19900, inclusive		
34	40000 to, but not	including 34	47000	
34	49000 to, but not	including 34	50000	
34	60000 to, but not	including 34	70000	
34	74000 to, but not	including 34	74900	
Major Group 33:				
33	6000 through 33	6620, inclusive		
33	6800			
33	6910 through 33	6950, inclusive		
33	7210 through 33	7220, inclusive		
33	7260			

Class II

Major Group 31:				
31	21121 through 31	21124, inclusive		
31	2120			
31	211121			
31	211141			
Major Group 32:				
32	1100, A. C. units only			
32	1300, A. C. units only			

Class III

Major Group 31:				
31	1511 through 31	1512, inclusive		
31	1521 through 31	1522, inclusive		
31	1530			
31	1541 through 31	1542, inclusive		
31	1551 through 31	1552, inclusive		
31	211110			
31	211122			
31	211130			

Major Group 32:
32 1230 through 32 1252, inclusive, A. C. units only

(6) "Special machinery" includes machines designed for and used exclusively in the production of war material such as but not limited to:
Special gun reaming, rifling and chambering machines
Gun boring and turning lathes
Shell turning lathes
Shell tappers
Small arms ammunition machines
Special military tank manufacturing machines
Special military aircraft manufacturing machines
Special shipbuilding machines

§ 8313.2 *Purpose and scope.* The purpose of this part is to provide a fixed price policy for commercially salable used standard general purpose machine tools and machines. It also provides for the scraping and salvaging of all other general purpose machinery and of any special machinery determined hereunder to be commercially unsalable. Prices at decreasing percentages of original cost are specified for the various classes of machinery up to stated limits of active use and maximum prices are provided for sales of machinery in active use beyond such limits. This part applies to all sales in the continental United States, not including its territories or possessions, made after the effective date hereof by the disposal agency and to all sales by owning agencies of standard general purpose machinery pursuant to Part 8306 [SPA Reg. 6 (10 F.R. 14521; 11 F.R. 1893)] or otherwise, but is not applicable to any sale of machinery which has been delivered to the purchaser or to any carrier for the account of the purchaser prior to the effective date of this part.

§ 8313.3 *Determination of base price and period of active use.* (a) Base prices for machinery to be sold hereunder shall be determined as follows:

(1) *Class I.* The base price of machinery falling within Class I shall be the original price at which the manufacturer sold the machine. The selling agency shall determine the original price (f. o. b., the plant of the machine manufacturer) of the machine including electrical equipment, standard or special attachments sold with the machine, and attached special tooling which has value to the purchaser other than as scrap or salvage. In the case of machine tools and metal forging and shaping machines manufactured prior to March 1, 1941, the March 1, 1941, price of the nearest equivalent machine may be taken as the original price. In the case of standard general purpose machines, other than machine tools and metal forming and shaping machines, manufactured prior to October 1, 1941, the October 1, 1941 price of the nearest equivalent machine may be taken as the original price.

(2) *Classes II and III.* The base price for machinery falling within Classes II and III shall be the original price as provided for in sub-paragraph (1) above or the original manufacturer's current retail price for the same or the nearest equivalent unit.

(b) The selling agency shall determine the period of active use of the machine on the basis of the best information reasonably available. The period of active use shall be considered to run from the estimated date the machine was originally put into use to the date of sale, if the machine is then still in use. If the machine is not in use at the time of sale, the period shall run to the estimated date when the machine last became idle.

§ 8313.4 *Determination of sale price.* (a) Exhibits A, B, and C contain tables of percentages applicable to various periods of active use of machinery to be sold hereunder. The price at which a machine shall be sold shall be computed by applying to the base price determined in accordance with § 8313.3 (a) the percentage appearing in the appropriate exhibit opposite the period of active use of the machine calculated in accordance with § 8313.3 (b). The appropriate exhibit shall be determined as follows:

	Exhibit
Any machine in Class I	A
Any machine in Class II	A
Any machine in Class III operating under 750 revolutions per minute	B
Any machine in Class III operating over 750 revolutions per minute	C

(b) In determining which of the two columns of percentages shall apply in Exhibits A, B, and C, those appearing in Column b shall be applied where the buyer is the person who is using the machine at the time of sale, or, if the machine is then idle, the person who last used it, and the percentage appearing in Column a shall be applied where the sale is to any other buyer. The price computed in accordance herewith shall be the sales price f. o. b. the location of the machine at the time of sale, except that in the case of sales made to a purchaser in possession, it shall be the sales price of the machine at its location.

(c) A sale of a standard general purpose machine in Class III with a period of active use in excess of the highest period of active use specified in the appropriate exhibit may be made at the best price obtainable but not in excess of the price applicable to such a machine with the highest period of active use specified in such exhibit.

§ 8313.5 *Scrapping and salvage of machinery.* (a) The Administrator has determined that, due to the cost of care, handling, and disposition, surplus machinery of any type the period of active use of which is more than 25 years is commercially unsalable and all such machinery shall, subject to the provisions of paragraph (d), upon a determination in writing by the agency in possession that the period of active use is more than 25 years, forthwith be disposed of as scrap after removal of all salvageable components.

(b) From time to time, the Administrator may determine what additional types or classes of special machinery are commercially unsalable. Upon notice of such determinations, the owning and disposal agencies shall, subject to the provisions of paragraph (d), forthwith dispose of any such types or classes in their possession as scrap or salvage.

(c) Any machinery which the disposal agency or any owning agency determines in writing to be commercially unsalable shall be disposed of as scrap or salvage or otherwise by the agency in possession pursuant to applicable regulations of the Administrator. In connection with such determinations owning agencies may request the advice and assistance of the disposal agency.

(d) Prior to the sale of a machine which is to be disposed of as scrap and prior to removal of salvagable components, owning and disposal agencies may, insofar as is consistent with the provisions of Part 8319 [SPA Reg. 19 (10 F.R. 14966)], dispose of such property by donation to such nonprofit institutions and instrumentalities as make application therefor, *Provided*, That such procedure shall not delay or postpone any such scrap disposal for a period in excess of thirty (30) days.

(e) In connection with any sale of machinery as scrap, all components shall be removed therefrom which the disposal agency by general directive may find have sufficient value to warrant the cost of removal, storage, care and handling and disposal and a scrap warranty [Defined in SPA Reg. 9, § 8309.1 (o), (10 F.R. 12961, 14966)] shall be obtained upon the disposal of the remainder.

§ 8313.6 *Records and reports.* Owning and disposal agencies shall prepare and maintain such records as will show full compliance with the provisions of this part and with the applicable provisions of the act. Reports shall be prepared and filed with the Administrator in such manner as may be specified by order issued under this part subject to the approval of the Bureau of the Budget pursuant to the Federal Reports Act of 1942.

§ 8313.7 *Regulations to be reported to the Administrator.* Each owning and disposal agency shall file with the Administrator copies of all regulations, orders, and instructions of general applicability which it may issue in furtherance of the provisions, or any of them, of this part.

This part shall become effective March 8, 1946.

EXHIBIT A

Period of active use	a	b
	Percent	*Percent*
Less than 1 month	85.0	90.0
1 month	82.5	87.5
2 months	80.0	85.0
3 months	77.5	82.5
4 months	75.0	80.0
5 months	72.5	77.5
6 months	70.0	75.0
7 months	69.0	74.0
8 months	68.0	73.0
9 months	67.0	72.0
10 months	66.0	71.0
11 months	65.2	70.2
12 months	64.4	69.4
13 months	63.6	68.6
14 months	62.8	67.8
15 months	62.0	67.0
16 months	61.2	66.2
17 months	60.4	65.4
18 months	59.6	64.6
19 months	58.8	63.8
20 months	58.0	63.0
21 months	57.2	62.2
22 months	56.4	61.4
23 months	55.6	60.6
24 months	54.8	59.8
25 months	54.0	59.0
26 months	53.2	58.2
27 months	52.4	57.4
28 months	51.6	56.6
29 months	50.8	55.8
30 months	50.0	55.0
31 months	49.2	54.2
32 months	48.4	53.4
33 months	47.6	52.6
34 months	46.8	51.8
35 months	46.0	51.0
36 months	45.2	50.2
37 months	44.6	49.6
38 months	44.0	49.0
39 months	43.4	48.4
40 months	42.8	47.8
41 months	42.2	47.2
42 months	41.6	46.6
43 months	41.1	46.1
44 months	40.6	45.6
45 months	40.1	45.1
46 months	39.6	44.6
47 months	39.1	44.1
48 months	38.6	43.6
49 months	38.2	43.2
50 months	37.8	42.8
51 months	37.4	42.4
52 months	37.0	42.0
53 months	36.6	41.6
54 months	36.2	41.2
55 months	36.0	41.0
56 months	35.8	40.8
57 months	35.6	40.6
58 months	35.4	40.4
59 months	35.2	40.2
5 years	35.0	40.0
6 years	34.0	39.0
7 years	33.0	38.0
8 years	32.0	37.0
9 years	31.0	36.0
10 years	30.0	35.0
11 years	29.0	34.0
12 years	28.0	33.0
13 years	27.0	32.0
14 years	26.0	31.0
15 years	25.0	30.0
16 years	24.0	29.0
17 years	23.0	28.0
18 years	22.0	27.0
19 years	21.0	26.0
20 years	20.0	25.0
21 years	19.0	24.0
22 years	18.0	23.0
23 years	17.0	22.0
24 years	16.0	21.0
25 years	15.0	20.0

EXHIBIT B

Period of active use	a	b
	Percent	*Percent*
Less than one month	85.0	90.0
1 month	80.0	85.0
2 months	75.0	80.0
3 months	70.0	75.0
4 months	68.0	73.0
5 months	66.0	71.0
6 months	64.4	69.4
7 months	62.8	67.8
8 months	61.2	66.2
9 months	59.6	64.6
10 months	58.0	63.0
11 months	56.4	61.4
12 months	54.8	59.8
13 months	53.2	58.2
14 months	51.6	56.6
15 months	50.0	55.0
16 months	48.4	53.4
17 months	46.8	51.8
18 months	45.2	50.2
19 months	44.0	49.0
20 months	42.8	47.8
21 months	41.6	46.6
22 months	40.6	45.6
23 months	39.6	44.6
24 months	38.6	43.6
25 months	37.8	42.8
26 months	37.0	42.0
27 months	36.2	41.2
28 months	35.8	40.8
29 months	35.4	40.4
30 months	35.0	40.0
31 months	34.8	39.8
32 months	34.6	39.6
33 months	34.4	39.4
34 months	34.2	39.2
35 months	34.0	39.0
3 years	33.8	38.8
4 years	31.8	36.8
5 years	29.8	34.8
6 years	27.8	32.8
7 years	25.8	30.8
8 years	23.8	28.8
9 years	21.8	26.8
10 years	19.8	24.8

EXHIBIT C

Period of active use	a	b
	Percent	*Percent*
Less than one month	85.0	90.0
1 month	75.0	80.0
2 months	68.0	73.0
3 months	64.4	69.4
4 months	61.2	66.2
5 months	58.0	63.0
6 months	54.8	59.8
7 months	51.6	56.6
8 months	48.4	53.4
9 months	45.2	50.2
10 months	42.8	47.8
11 months	40.6	45.6
12 months	38.6	43.6
13 months	37.0	42.0
14 months	35.8	40.8
15 months	35.0	40.0
16 months	34.6	39.6
17 months	34.2	39.2
18 months	33.8	38.8
19 months	33.5	38.5
20 months	33.2	38.2
21 months	32.9	37.9
22 months	32.6	37.6
23 months	32.3	37.3
2 years	32.0	37.0
3 years	28.0	33.0
4 years	24.0	29.0
5 years	20.0	25.0

PART 824—DISPOSITION OF NON-REPAIRABLE PERSONAL PROPERTY

Section 824.407 (a) is amended to read as follows:

§ 824.407 *Donations to veterans' organizations, museums, and municipal corporations.* (a) The chiefs of the technical services are authorized to donate to soldiers' monument associations, posts of the Grand Army of the Republic, posts of the Veterans of Foreign Wars of the United States, posts of the American Legion and other recognized war veterans' associations, state museums, and incorporated museums operated and maintained for educational purposes only, whose charters deny them the right to operate for profit municipal corporations, and posts of The Sons of Veterans Reserve, including those organizations or institutions which contributed material in the early scrap drives, condemned or obsolete ordnance, guns, projectiles, books, manuscripts, works of art, drawings, plans, models, and other condemned or obsolete material which may not be needed in the service of the War Department. This authority includes items of surplus combat matériel, but items of captured enemy matériel will not be donated under this authority. Donations made pursuant to this authority will be with such demilitarization as is consistent with the use of the property. For the purpose of determining what war veterans' associations, other than those named in the statute, may be recognized under this section, it has been established by the War Department that those organizations composed of honorably discharged soldiers, sailers, and marines which are organized as veterans' associations and are named in Parts 1 or 2, Veterans' Administration Bulletin 23, 7 March 1946, are eligible to receive donations under this paragraph. Those veterans' associations included in this bulletin are:

Disabled American Veterans.
Catholic War Veterans, Inc.
Jewish War Veterans of the United States.
National Society—Army of the Philippines.
The Disabled Emergency Officers of the World Wars.
The Military Order of the Purple Heart, Inc.
United Indian War Veterans, U. S. A.
Army and Navy Union.
United Spanish War Veterans.
Fleet Reserve Reservation.
Military Order of the World Wars.
Regular Veterans Association.
Marine Corps League.

Additional organizations may qualify from time to time as they are approved and recognized by the Veterans' Administration. The names of these additional organizations will be included in this regulation as they occur. Until such time as the chiefs of the technical services have been notified that a particular organization has been approved it may be considered as not eligible to receive donations of War Department property.

* * * * *

PART 827—DISPOSAL OF SURPLUS PERSONAL PROPERTY

SUBPART A—DIRECT DISPOSAL BY WAR DEPARTMENT

1. Section 827.710–2 (a) (3) is added as follows:

§ 827.710–2 *Exceptions* * * *
(a) * * *
(3) When mutual agreements are made between the regional office of the disposal agency and a War Department agency to declare small lots. Such agreements may be desirable when:
(i) An entire installation becomes surplus and is declared as an operating unit, including all items which would otherwise be small lots.
(ii) Declaration of tools, spare parts, and accessories are made together with the machine tool or other mechanical equipment to which they belong, rather than selling separately as small lots.
(iii) Agreement is made by the disposal agency to include small lots in a site sale rather than having the War Department sell small lots and the disposal agency sell large lots or perhaps identical merchandise, at the same site.
(iv) Any other situation arises where it is to the manifest advantage of the War Department or the Government as a whole to declare small lots rather than having them sold by the salvage officer.

2. In § 827.710–3 paragraph (a) is amended, paragraph (b) is deleted, and paragraphs (c) and (d) are redesignated (b) and (c), respectively, as follows:

§ 827.710–3 *Standard for determination of small lots.* (a) Determination of what are "small lots" is not the responsibility of the salvage officer but of the War Department agency directing transfer to salvage. The standards to be applied in making such determinations are as follows:

(1) Property will not be subdivided or subjected to refined classifications for the purpose of avoiding reporting to disposal agencies.

(2) "Identical items" are items which have identical characteristics, including color, size, condition, etc., and would normally constitute a single entry on Form SPB–1. Items such as typewriters which are identical in all other respects and differ only in having a different serial number shall be considered as identical.

(b) The phrase "at any one time" appearing in the definition of small lots (§ 821.102 of this subchapter) means the time at which the responsible officer has determined the items to be turned over to a salvage officer or declared to a disposal agency. Developments subsequent to the time of the decision need not influence a determination of small lots.

(c) The phrase "at any one place" appearing in the definition of small lots (§ 821.102 of this subchapter) means one installation, plant, factory, or location.

3. Section 827.725–11 (a) is amended to read as follows:

§ 827.725–11 *Shipment upon receipt of disposition instructions.* (a) When property has been disposed of by a disposal agency, or when the disposal agency takes custody of the property prior to disposal, the disposal agency will issue appropriate shipping instructions or other disposal documents, sending one copy to the custodian and one copy to the declaring agency (except as otherwise agreed between the declaring agency and the disposal agency in the case of contractor inventory; see § 827.724–3 (c) (5) (i)). As directed by the disposal agency, the field installation concerned will, upon receipt of the shipping instructions, prepare and load the property and arrange for its shipment. When shipping instructions notify the custodian that vendee will pick up the property at a later date or instruct the custodian that property is to be held subject to definite shipping instructions

at a later date, the custodian will register the date of receipt of such data as a matter of record. If further instructions pertaining to shipment are not received within 10 days from receipt of initial information the custodian will immediately refer the document to the disposal agency for action as provided in conditions of sale prescribed by the disposal agency. The expense of preparation and loading for shipment will be borne by the field installation concerned, without reimbursement by the disposal agency.

* * * * *

PART 828—REPORTS WITH RESPECT TO DISPOSITION OF PERSONAL PROPERTY

Part 828 is amended to read as follows:

Sec.
828.800 Scope of part.
828.801 Report of disposition of excess and surplus military property; general description.
828.802 Report of disposition of excess and surplus nonmilitary property; general description.
828.803 Reports of plant equipment.
828.804 W. D., A. G. O. Form No. 586; Disposition of Excess and Surplus Property.

§ 828.800 *Scope of part.* This part provides procedures for preparation of recurring reports covering property disposition and related matters. The procedures prescribed in this part will become effective with the reports for the month of May 1946.

§ 828.801 *Report of disposition of excess of surplus military property; general description.* This report will show the monthly status and activity of all transfers and all disposals of excess and surplus military property.

§ 828.801–1 *Form.* Reports on Disposition of Excess and Surplus Military Property will be submitted on WD AGO Form 586, revised May 1, 1946, which will be used by all echelons required to submit the report. Reports Control Symbol RLP–25 has been assigned to this report. Instructions for preparation of the report are contained in ASF Manual M 419, presently being revised and to be reissued as TM 38–419.

§ 828.802 *Report of disposition of excess and surplus nonmilitary property; general description.* This report will show the monthly status and activity of all transfers and all disposals of excess and surplus nonmilitary property.

§ 828.802–1 *Form.* Reports on disposition of excess and surplus nonmilitary property will be submitted on WD AGO Form 586, revised May 1, 1946, by all echelons required to submit the report. Reports Control Symbol RLP–25 has been assigned to this report.

§ 828.802–2 *Date for submitting report.* The report will be submitted monthly to reach the Readjustment Branch, Director of Procurement, on or before the 12th day of the month following the report period, by the chief of each technical service and the Commanding General, Army Air Forces (the Assistant Chief of Air Staff, AC/AS–4 Readjustment and Procurement Division).

§ 828.802–3 *Army Air Forces reports.* (a) The Commanding General, Air Matériel Command, Procurement Division, will submit through AC/AS–4, Readjustment and Procurement Division, the original and one copy of a report covering the status and activity of property for which he has disposition responsibility and one copy for each immediately lower echelon report. For the purpose of this report, all property in Government-owned plants reported through the Procurement Division, Air Matériel Command, will be considered as nonmilitary property.

(b) The Commanding General, Air Matériel Command, Procurement Division, will reconcile the transfers and disposals shown on line 15, Section I, of the report, with the balance of excess and surplus property awaiting disposal at the beginning and end of the period in the following form:

Excess and Surplus Property Awaiting Disposal	BP------
Determined Excess and Surplus	P------
Corrections	P------
Total Available	P------
Utilized or Redistributed	P------
Net Declarations (line 19, Sec. II) P------	
Less: Salvage Declarations P------	P------
Transfers and Disposals (line 15, Sec. I)	P------
Total Deductions from Excess and Surplus Property	P------
Excess and Surplus Property Awaiting Disposal	EP------

This reconcilement will be shown in the letter of transmittal.

(c) The Document summary, Section III, lines 26 through 31, will not be required from Army Air Forces.

§ 828.802–5 *Technical service reports.* The chief of each technical service will submit the original and one copy of a report covering the status and activity of property for which he has disposition responsibility and one copy of each immediately lower echelon report.

§ 828.802–6 *Information required on report form.*

Section I—Transfer and disposal. The succeeding paragraphs indicate the information to be contained in the various lines of the report form:

Line 1—*Transfers with reimbursement.* Enter the sum of lines 2, 3, 4, and 5 in both columns B and C.

Line 2—*Contractors.* Enter the proceeds from sales and the cost of property that is sold, prior to declaration to a disposal agency, to contractors under the provisions of § 823.301–1 of this chapter or others.

Line 3—*Government agencies.* Enter the proceeds from sales and the cost of property transferred, prior to declaration to a disposal agency, to Federal Government agencies.

Line 4—*Red Cross and USO.* Enter the proceeds from sales and the cost of property sold, prior to declaration to a disposal agency, to any agency, firm, or person not classified in lines 2, 3, or 4.

Line 6—*Transfers without reimbursement.* Enter the sum of lines 7, 8, and 9.

Line 7—*Navy.* Enter the cost of property transferred, prior to declaration to a disposal agency, to the Navy Department.

Line 8—*Veterans' Administration* Enter the cost of property transferred, prior to declaration to a disposal agency, to Veterans' Administration.

Line 9—*Others.* Enter the cost of property transferred, prior to declaration to a disposal agency, other than to Navy Department or Veterans' Administration.

Line 10—*Disposals.* Enter the sum of lines 11, 12, 13, and 14.

Line 11—*Salvage turn-in's.* Enter the cost of property other than small lots turned in to salvage officers for disposal, including cost of property demilitarized or cannibalized for purpose of salvage disposition.

Line 12—*Small lot turn-in's.* Enter the cost of small lots turned over to salvage officers for disposal.

Line 13—*Donations.* Enter the cost of property donated in accordance with existing directives prior to declaration to a disposal agency. This does not include property transferred without reimbursement as recorded on lines 6, 7, 8, and 9.

Line 14—*Abandoned or destroyed.* Enter the cost of property which was abandoned or destroyed.

Line 15—*Total transfers and disposals.* Enter the sum of lines 1, 6, and 10.

§ 828.802–7 *Information required on report form.*

Section II—Disposal agency summary. The succeeding paragraphs indicate the information to be contained in the various lines of the report form:

Line 16—*Awaiting delivery orders.* Enter the cost of property declared to disposal agencies in previous months for which delivery orders or other disposition instructions had not been received at the beginning of the report period. These figures will be identical with those reported on line 25 of the report for the preceding report period.

NOTE: For the purpose of the first month's report on this new revised form, the figures for this line will be identical with those reported on line 28 on the last report submitted on WD AGO Form 586, 1 August 1945, Report Control Symbol RCC–25.

Line 17—*Gross declarations.* Enter the cost of property declared to disposal agencies on SPB 1 Forms.

Line 18—*Corrections.* Enter the net increase or decrease in cost value resulting from corrections to SPB 1 Forms previously submitted to disposal agencies. The change will be indicated on the line by either a plus or a minus sign. The change in cost value will be derived from SPB 1.1 Forms whether initiated by owning or disposal agency.

Line 19—*Net declarations.* Enter line 17, plus or minus line 18.

Line 20—*Withdrawals.* Enter the sum of lines 21 and 22.

Line 21—*Initiated by declaring agency.* Enter the cost of withdrawals initiated or directed by chief of technical service and approved by disposal agency, as reported on SPB 1.1 Forms prepared for this purpose.

Line 22—*Initiated by disposal agency.* Enter the cost of all withdrawals initiated by the disposal agencies. The cost will be taken from SPB 1.1 Forms submitted by declaring agency at direction of the disposal agency. This line will include the return of small lots to the declaring agency and withdrawals made for purpose of redeclaration of items on new SPB 1 Forms.

Line 23—*Scrap orders received.* Enter the cost of property previously declared to a disposal agency for which the disposal agency has submitted a certificate that the property declared is scrap and should be so treated by the owning agency.

Line 24—*Delivery orders received.* Enter the cost of property for which delivery orders, other than scrap orders were received.

Line 25—*Awaiting delivery orders.* Enter the cost of property declared to disposal agencies for which delivery orders or other disposition had not been received at end of report period. This is line 16, plus 19, less the sum of lines 20, 23, and 24.

§ 828.802–8 *Information required on report form.*

Section III—Document Summary. The succeeding paragraphs indicate the information to be contained in the various lines of the report form:

Line 26—*SPB 1 Forms submitted to disposal agency.* Enter the number of SPB 1 Forms submitted to all disposal agencies. For the purpose of this report, forms are considered submitted when dispatched to the appropriate regional office of the disposal agency.

Line 27—*Forms returned by disposal agency for additional information.* Enter the sum of the following:

(1) Number of SPB 1 or SPB 1.1 Forms returned by the disposal agency for additional information such as description, condition specifications, or clerical errors of any type.

(2) Number of inquiries or forms received from the disposal agency to correct or amplify information on previously submitted SPB 1 Forms.

Line 28—*SPB 1.1 Forms submitted to disposal agency to correct quantities.* Enter the number of SPB 1.1 Forms submitted to disposal agencies solely for the purpose of correcting quantities on previously submitted SPB 1 Forms.

Line 29—*Disposal agency delivery orders on hand.* Enter the number of delivery orders shown in lines 30 and 31.

Line 30—*Delivery orders on hand 10 days or less.* Enter the number of delivery orders on hand on the last day of the reported period which remain unshipped and have been on hand for 10 days or less.

§ 828.802–9 *Information required on report form; remarks.* (a) Explanation of all actions reported on Lines 5 and 9, Section I of the report.

(b) Explanation of adjustments and corrections to previously reported actions.

§ 828.803 *Reports of plant equipment.* Instructions for the preparation of monthly sales and quarterly inventory reports relating to plant equipment as required by Order No. 2 under Surplus Property Board Regulation 6 are contained in Part 848 of this chapter. These instructions are applicable to plant equipment as nonmilitary property for which disposition is in accordance with Parts 821 to 829 of this chapter as well as for plant equipment treated as contractor inventory.

§ 828.804 *W.D., A.G.O. Form No. 586. Disposition of Excess and Surplus Property.*

Technical service or service command / Installation	DISPOSITION OF EXCESS AND SURPLUS PROPERTY ☐ Military ☐ Nonmilitary	Reports control symbol FLP–25 Month

SECTION I—TRANSFER AND DISPOSAL

Line No.	Activity	Per	Proceeds	Cost
	(a)		(b)	(c)
1	Transfers with reimbursement	P		
2	Contractors	P		
3	Government agencies	P		
4	Red Cross and USO	P		
5	Others	P		
6	Transfers without reimbursement	P	XXXXXXX	
7	Navy	P	XXXXXXX	
8	Veterans Administration	P	XXXXXXX	
9	Others	P	XXXXXXX	
10	Disposals	P	XXXXXXX	
11	Salvage turn-ins	P	XXXXXXX	
12	Small lot turn-ins	P	XXXXXXX	
13	Donations	P	XXXXXXX	
14	Abandoned or destroyed	P	XXXXXXX	
15	Total transfers and disposals	P	XXXXXXX	

SECTION II—DISPOSAL AGENCY SUMMARY

Line No.	Status and activity	Per	War Assets Administration	Maritime	Agriculture		Total
	(a)		(b)	(c)	(d)	(e)	(f)
16	Awaiting delivery orders	BP					
17	Gross declarations	P					
18	Corrections	P					
19	Net declarations	P					
20	Withdrawals	P					
21	Initiated by declaring agency	P					
22	Initiated by disposal agency	P					
23	Scrap orders received	P					
24	Delivery orders received	P					
25	Awaiting delivery orders	EP					

SECTION III—DOCUMENT SUMMARY

Line No.	Activity	Per	Number
	(a)		(b)
26	SPB 1 forms submitted to disposal agency	P	
27	Forms returned by disposal agency for additional information	P	
28	SPB 1.1 forms submitted to correct quantities	P	
29	Disposal agency delivery orders on hand	EP	
30	Delivery orders on hand 10 days or less	EP	
31	Delivery orders on hand over 10 days	EP	

SECTION IV—REMARKS

Remarks

[Procurement Reg. 7–A]

PART 830—GENERAL DISPOSITION OF INDUSTRIAL INSTALLATIONS

Part 830 is amended to read as follows:

Sec.

830.100 Scope of Parts 830 to 839.
830.101 War Department Policy.
830.102 Definitions.
830.103 Dismantling and removal of equipment.
830.104 Disposals in advance of excess or surplus.
830.105 Inspection of standby, excess or surplus installations.

§ 830.100 *Scope of Parts 830 to 839.* (a) Parts 830 to 839 establish policies and procedures for the classification and disposition of standby, excess, and surplus industrial installations located within the continental United States, which are on land owned by or leased to the War Department. Such installations include arsenals; installations acquired under supply contracts, emergency plant facilities contracts, and special facilities contracts; and industrial material testing and proving grounds.

(b) Parts 830 to 839 do not cover machine tools, production equipment, or other equipment located in private facilities; command installations; facilities acquired for civil functions of the War Department, or industrial installations owned by the Reconstruction Finance Corporation, Office of Defense Plants (formerly Defense Plant Corporation).

(c) Facilities acquired under Emergency Plant Facilities contracts wherein the Government has no right to acquire any interest in real property are covered in Subpart F of Part 848 of this chapter; facilities acquired under Emergency Plant Facilities contracts wherein the Government has the right to acquire title to the land are covered by this Regulation and are treated as Government-owned installations; facilities acquired under Emergency Plant Facilities contracts wherein the Government has the right to acquire a leasehold interest in land are treated as leased installations under Part 835 of this subchapter.

§ 830.101 *War Department policy.* The policy of the War Department is to prevent retention of excess industrial installations, to effect the prompt return to productive use of idle industrial installations, to aid the disposal agencies in disposing of surplus industrial installations to the fullest extent provided by the regulations of the War Assets Administration, and to limit sales of surplus installations by the War Department to cases in which the War Department is clearly responsible for direct disposals.

§ 830.102 *Definitions.* As used in Parts 830 to 839, the following terms shall have the following meanings:

§ 830.102–1 "Active" is a term used to describe the status of an installation currently in production, or being constructed or modified for immediate production needs. The term "active" is also used to describe an installation used for industrial storage.

§ 830.102–2 *Disposal agency.* "Disposal agency" means any Government agency designated by the War Assets Administration to dispose of industrial installations.

§ 830.102–3 *Excess.* "Excess" is a term used to describe the status of an installation that has been determined by the using service to be no longer needed for its production requirements, or, if an approved industrial storage installation, no longer needed for storage.

§ 830.102–4 *Improvements.* The term "improvements" includes Government-owned buildings, fixtures, facilities, and equipment located on any industrial installation.

§ 830.102–5 *Industrial installation.* "Industrial installation" or "installation" means any unit of real property (or reasonably separable portion thereof), including its related production equipment, primarily used or useful for the production of material, munitions, or supplies and facilities, or for closely related functions. It includes all lands and interests therein, leaseholds, buildings, structures, improvements and appurtenances, all production machinery and equipment, transportation equipment, road and ground maintenance equipment, and other personal property considered necessary by the owning and disposal agency for the protection and maintenance of the entire facility, which are not a part of command installations. It includes housing which is an integral part of an installation.

§ 830.102–6 *Readily severable.* "Readily severable" means capable of being removed and sold without substantial damage to either the property being removed or the premises.

§ 830.102–7 *Standby.* "Standby" is a term used to describe the status of an installation not currently in use, but which the War Department desires to keep in readiness to resume production, if necessary.

§ 830.102–8 *Surplus.* "Surplus" is a term used to describe the status of an installation that has been determined by the War Department to be no longer needed for its immediate or foreseeable requirements and responsibilities.

§ 830.102–9 *Termination inventory.* "Termination inventory" is defined as raw materials, purchased parts, work-in-process, and end items resulting from production.

§ 830.102–10 *Using service.* "Using service" means that component of the War Department (a technical service of the Army Service Forces or the Army Air Forces) directly accountable for and charged with command jurisdiction over a specific installation.

§ 830.103 *Dismantling and removal of equipment.* Installations will not, in general, be dismantled, except: (a) to remove production equipment or materials needed for other war purposes, including war reserve and modernization; (b) to provide space for other manufacturing operations; (c) to meet storage requirements for military property; or (d) to make the property safe by decontamination or other means. If it is necessary to raze buildings or structures, the approval of the Chief of Engineers will first be obtained, as provided in § 833.304 and Part 836 of this subchapter.

§ 830.104 *Disposals in advance of excess or surplus.* (a) Sales of installations while still active are to be encouraged, provided that the continuation of war production is assured for as long as the War Department requires. When a purchase inquiry is received, the using service will refer the prospective buyer to the Office of Real Property Disposal (hereinafter called ORPD), War Assets Administration, Washington, D. C. and will advise the War Assets Administration of the conditions upon which such action may proceed. The using service will, in turn, inform the Readjustment Branch, Office of the Director of Procurement, Army Service Forces, of its action. Upon receipt of this information, the Readjustment Branch will notify the Chief of Engineers that the property is under consideration for disposal.

(b) The Readjustment Branch, Office of the Director of Procurement, Army Service Forces, on request of the ORPD, War Assets Administration, Washington, D. C., to which a purchase inquiry has been referred, will ascertain, by coordination with the Procurement Planning Branch, Army Service Forces (in the case of the Army Air Forces, the Assistant Chief of Air Staff–4, Readjustment and Procurement Division) and the using service, the need for continuing war production at the installation, the availability of the property for inspection, the terms of any options, and the probable date the installation will become surplus. If requested by the above War Assets Administration office, the Readjustment Branch, Office of the Director of Procurement, Army Service Forces, will arrange, with consent of the using service, for field inspection of the installation by prospective buyers, as provided in § 830.105.

(c) When advised by the ORPD, War Assets Administration, Washington, D. C. that an advance disposal is ready to be made, the Readjustment Branch, Office of the Director of Procurement, Army Service Forces, will request the using service to consent to disposal of the installation, subject to conditions determined by the using service to be necessary to protect the War Department's interest in continued production or any other War Department use. When the using service consents to disposal of the installation, the using service will forward a statement to the Under Secretary of War stating the conditions on which the consent is given and will send copies of this statement to the Procurement Planning Branch and the Readjustment Branch, Office of the Director of Procurement, Army Service Forces. If the Under Secretary consents to the disposal, he will direct the Chief of Engineers to declare the installation surplus, subject to such conditions as the Under Secretary of War may determine.

§ 830.105 *Inspection of standby, excess, or surplus installations.* Access to War Department-owned or leased industrial installations, for purposes of inspection, by representatives of the War Assets Administration or other disposal agency designated by the War Assets Administration, or individuals or organizations confirmed by a disposal agency as having a legitimate and reasonable purpose for such inspection, will be governed by instructions detailed below.

(a) Inspection will include visual examination of the physical property and making available plans, records, specifications, and drawings deemed necessary by the visitor, to the extent permitted under contractual provisions or War Department security regulations.

(b) Approval for inspection of facilities other than those declared surplus to the needs of the War Department and certified to the War Assets Administration for disposal, and facilities classified as restricted, confidential, or secret by the using service will be arranged individually, as prescribed for in § 830.104.

(c) Those desiring to inspect surplus War Department-owned or leased industrial installations will communicate with the interested regional office of the War Assets Administration for approval of such inspection. That office will then consult with the commanding officer of the installation to be inspected, or, in case there is no commanding officer, the nearest district office of the using service. This consultation will be in writing, or telegram, when time and circumstances permit. If not, it may be informal, to be confirmed later in writing.

(d) In instances where, due to contractual provisions, it is incumbent upon the War Department to protect the contractor's "know-how" patents, or license agreements, the commanding officer or district office will, when request is made for inspection of a surplus industrial installation, require the War Assets Administration to obtain a commitment from the contractor that he will interpose no objection to such inspection.

(e) These instructions do not pertain to clearance for aliens or foreign nationals which must be obtained in accordance with AR 380–5 or revisions thereto.

(f) The following is a list of War Assets Administration regional offices handling complete industrial installations, together with a map[1] showing the various areas. Any questions in connection with these properties should be directed to the Deputy Regional Director for Real Property Disposal, War Assets Administration.

Regional Office and Area Included

699 Ponce de Leon Avenue NE., Atlanta, Ga., Telephone: Cypress 3611: All of Georgia, Alabama, Florida, Mississippi, and Louisiana.

600 Washington Street, Boston, Mass., Telephone: Lafayette 7500: All of Massachusetts, Maine, New Hampshire, Vermont, Rhode Island, and Connecticut (except Fairfield County).

209 South LaSalle Street, Chicago, Ill., Telephone: State 0800: 58 counties of Illinois north of, and including, Hancock, Schuyler, Cass, Sangamon, Christian, Shelby, Cumberland, and Clark Counties; 68 counties in Indiana, north of Sullivan, Greene, Lawrence, Jackson, Scott, Jefferson, and Switzerland Counties; all of Minnesota, North Dakota, South Dakota, Wisconsin and Upper Peninsula of Michigan.

[1] Filed with the Division of the Federal Register.

1746 East 12th Street, Cleveland, Ohio, Telephone: Cherry 5951: All of Ohio; all counties in Kentucky east of Gallatin, Owen, Franklin, Anderson, Mercer, Boyle, Casey, Russell, and Wayne Counties; all counties of Pennsylvania west of McKean, Elk, Clearfield, Cambria, and Bedford Counties; and Brooke, Hancock, Marshall, Ohio, Tyler and Wetzel Counties in northern West Virginia.

2001 McKinney Avenue, Dallas 1, Tex., Telephone: Riverside 4371: All of Texas: Atoka, Bryan, Choctaw, Coal, Johnston, McCurtain, Marshall, and Pushmataha Counties in southeastern Oklahoma; 18 counties in New Mexico south of, and including Catron, Socorro, Torrance, Guadalupe, and Quay Counties; and Cochise, Graham, Greenlee, Pima, and Santa Cruz Counties in southeastern Arizona.

Buhl Building, Detroit 26, Mich., Telephone: Cherry 4920: All of Michigan, except the Upper Peninsula.

Troost & Bannister Road (95 St.), Kansas City, Mo., Telephone: Delmar 3500: All of Kansas, and the following counties in Missouri: Andrew, Atchison, Barton, Bates, Buchanan, Cass, Clay, Clinton, De Kalb, Gentry, Holt, Jackson, Jasper, McDonald, Newton, Nodaway, Platte, Vernon and Worth; all of Colorado and the 13 counties of New Mexico north of, but not including, Catron, Socorro, Torrance, Guadalupe, and Quay Counties; all of Nebraska and Wyoming; all of Oklahoma except Atoka, Bryan, Choctaw, Coal, Johnston, McCurtain, Marshall and Pushmataha Counties in southeastern part.

Mode O'Day Building, Hill Street and Washington Blvd., Los Angeles, Calif., Telephone: Richmond 2311: Imperial, Inyo, Los Angeles, Orange, Riverside, San Bernardino, San Diego, Santa Barbara, and Ventura Counties in southern California; all of Arizona except Cochise, Graham, Greenlee, Pima, and Santa Cruz counties in southeastern part of State.

44 Pine Street, New York, N. Y., Telephone: Murray Hill 3–6800: All of New York State; Fairfield County in Connecticut; and the 12 counties in New Jersey north of Mercer and Ocean Counties.

1528 Walnut Street, Philadelphia 2, Pa., Telephone: Kingsley 1500: 48 counties in eastern Pennsylvania, bounded on the west by, and including, McKean, Elk, Clearfield, Cambria, and Bedford Counties; all of Delaware; and 9 New Jersey counties bounded on the north by, and including, Mercer and Ocean Counties.

Richmond Trust Building, Richmond 19, Va., Telephone: 73491: All of Virginia, Maryland, North Carolina, South Carolina, District of Columbia, and all of West Virginia except Brooke, Hancock, Marshall, Ohio, Tyler, and Wetzel Counties.

30 Van Ness Avenue, San Francisco 2, Calif., Telephone: Underhill 2425: All of California, except Imperial, Inyo, Los Angeles, Orange, Riverside San Bernardino, San Diego, Santa Barbara, and Ventura Counties in southern part; all of Nevada; Klamath and Lake counties in southern Oregon; all of Utah; 34 counties in Idaho south of Idaho county.

Fenton Building, 310 S. W., 6th Avenue, Portland, Oreg., Telephone: Broadway 7741: All of Oregon except Klamath and Lake Counties; all of Washington; and 10 counties of northern Idaho bounded on the south by, and including, Idaho County; all of Montana.

505 North 7th Street, St. Louis, Mo., Telephone: Central 8900: All of Missouri, except Andrew, Atchison, Barton, Bates, Buchanan, Cass, Clay, Clinton, De Kalb, Gentry, Holt, Jackson, Jasper, McDonald, Newton, Nodaway, Platte, Vernon, and Worth Counties; 44 counties in Illinois south of, but not including, Hancock, Schuyler, Cass, Sangamon, Christian, Shelby, Cumberland and Clark Counties; 64 counties in Kentucky west of, and including, Gallatin, Owen, Franklin, Anderson, Mercer, Boyle, Casey, Russell, and Wayne Counties; all of Tennessee; all of Arkansas.

PART 832—REPORTING AND DISPOSITION OF EXCESS AND STANDBY INSTALLATIONS; CUSTODY AND ACCOUNTABILITY

Part 832 is amended to read as follows:

Sec.

832.200 Classification and reporting of installations as standby or excess.
832.201 Disposition of standby and excess installations.
832.202 Use of excess installations for storage or essential military operations.
832.203 Withdrawal of excess installations.
832.204 Withdrawal of standby installations.
832.205 Custody of and accountability for standby and excess installations.

§ 832.200 *Classification and reporting of installations as standby or excess.*

§ 832.200–1 *Duty to classify and report.* Each using service will maintain constant surveillance over the utilization of all installations under its control. Within 20 days from the time an installation, or reasonably separable portion thereof, ceases to be active, the using service will classify and report such property to the Chief of Engineers.

§ 832.200–2 *Reporting of installations classified as standby.* (a) When an installation is classified as standby, the using service will submit a report to the Chief of Engineers through the Procurement Planning Branch, Army Service Forces, or in the case of Army Air Forces, through the Assistant Chief of Air Staff-4, Readjustment and Procurement Division. The report will contain the following information:

(1) Name and location of the installation.

(2) Date the installation was classified as standby.

(3) Justification for retension, including:

(i) The program for which the installation is being retained;

(ii) Estimated period of retension;

(iii) End items produced by the installation on or about August 15, 1945.

(iv) Number of square feet of production space.

(4) Whether any portion of the installation is available for use by agencies other than the using service or for lease to private manufacturers for civilian production.

(5) Estimated time required by using service to put installation in production.

(b) Upon receipt of a report of standby the Procurement Planning Branch, Army Service Forces, or, in the case of the Army Air Forces, the Assistant Chief of Air Staff-4, Readjustment and Procurement Division, will recommend within 10 days whether the classification as standby should be approved or modified. If the classification is approved the respective staff divisions will forward a report to the Under Secretary of War; if the Under Secretary of War approves the classification he will forward a report to the Chief of Engineers with copies to the using service, Procurement Planning Branch, and the Readjustment Branch, Office of the Director of Procurement, Army Service Forces. If the classification is disapproved the report will be returned to the using service with appropriate instructions.

§ 832.200–3 *Reporting of excess installations.* (a) When a using service, other than the Army Air Forces, classifies an industrial installation as excess to its production requirements and desires to utilize the installation for industrial storage purposes, or as a command installation, it will so indicate in a report of excess submitted to the Chief of Engineers, with copies to the Procurement Planning Branch and the Readjustment Branch, Office of the Director of Procurement, Army Service Forces. If the Army Air Forces desires to use an industrial installation under its jurisdiction as a command installation, the procedure set out in § 832.201–2 (c) will be followed. The report will contain the following information:

(1) Location and identification of the excess installation, with statement as to whether it includes production equipment or whether land, or buildings and land, alone are involved;

(2) Purpose for which the installation is used.

(3) Proposed use of the installation.

(4) Length of time for which the installation will be used as proposed in subparagraph (3) of this paragraph.

(5) Any additional information, such as commitments to other War Department agencies or other governmental elements, which aids in redistribution or disposition.

(6) The responsible field office which will, when requested, coordinate with representatives of the Chief of Engineers and other interested elements.

(7) Copy of contract provided the installation is or was contractor operated.

(b) When a using service classifies an industrial installation as excess to its production or industrial storage requirements it will so indicate in a report to the Chief of Engineers, with copies as indicated in paragraph (a) of this section. The report will contain the information shown under paragraph (a) of this section, substituting the following for the information required under paragraph (a) (3) and (4) of this section:

(3) Date on which the installation will cease to be used, and additional time required, if any, before plant will become available for other use.

(4) Contractual obligations affecting disposition, with copies of pertinent documents.

§ 832.201 *Disposition of installations.*

§ 832.201–1 *Disposition of standby installations.* Upon receipt of a report that an installation has been classified as standby, the Chief of Engineers will determine the feasibility of making the installation available for temporary use by an agency other than the using service. If the Chief of Engineers determines that such use is feasible, and if the using service approves the proposed use, the Chief of Engineers may take appropriate action, in accordance with § 834.401 of this subchapter.

§ 832.201–2 *Disposition of excess installations.* (a) Wherever possible, excess industrial installations, including machinery and equipment, should be transferred as a complete facility to avoid the necessity for dismantling and reinstalling equipment. If the report that an installation is excess states that production equipment is included in the installation, the Chief of Engineers will immediately consult with the designated field office of the using service to coordinate the preparation of SPB or SPA Forms 1 and 5, so as to avoid duplications and omissions. Further coordination will be consistent with provisions of § 833.307 of this subchapter.

(b) Upon receipt of a report from a using service that an installation has been classified as excess, the Chief of Engineers will informally consult the Storage Branch, Army Service Forces, and will also consult the Army Air Forces in cases involving other than Army Air Forces controlled installations, to ascertain if there is a need for the installation within the War Department. This consultation should be completed within 2 days.

(c) All requests for transfer of excess installations, from a using service to another service, or requests by a using service other than the Army Air Forces for utilization of an installation for other than its designed use, will be made to the Chief of Engineers and will include the following information:

(1) Name and location of the installation.

(2) Name of using service.

(3) Agency requesting installation.

(4) Purpose for which the installation is to be used.

(5) Particular portions of the installation or amount of space required.

The Chief of Engineers will forward a report to the Under Secretary of War through the Readjustment Branch, Office, Director of Procurement, Army Service Forces, prior to taking further action relative to reassigning the property, outlining the details of the requests for such use. The Readjustment Branch, Office, Director of Procurement, will coordinate the requests with the appropriate staff branches, i. e., Storage, Maintenance, Installations, and Procurement Planning Branch, Army Service Forces, and will submit a recommendation to the Under Secretary of War for final determination. In the event a command use is proposed, the Army Service Forces' recommendation will be forwarded through the Assistant Chief of Staff, G–4, to the Under Secretary of War for recommendation or other appropriate action. The Under Secretary of War will advise the Chief of Engineers as to disposition of the installation. When transfer of an excess industrial installation for use as a command installation is approved, the Chief of Engineers will notify Installations Branch, Army Service Forces, to have the designation and assignment of the property made by The Adjutant General, as provided in AR 170–10. Requests by the Army Air Forces for utilization of an installation for other than its designed use will be submitted directly by the Army Air Forces to the Under Secretary of War for approval.

(d) In the event a need is found for the installation under paragraphs (b) or (c) of this section, the Chief of Engineers, after approval by the Under Secretary of War, will arrange with the using service and the requesting agency for transfer of the installation, and will notify the Procurement Planning Branch and the Readjustment Branch, Office, Director of Procurement, Army Service Forces, of the new use. Wherever necessary, the requesting service will process promptly a site letter, as provided in Part 810 of this chapter. In such cases, transfers will not be made until the approvals required by Part 810 of this chapter are obtained.

§ 832.202 *Use of excess installations for storage or essential military operations.* Excess installations will be diverted to storage of War Department property (other than surplus), or to essential military operations, only after production needs are satisfied, and then, except for temporary use, only to the extent required for essential military operations.

§ 832.203 *Withdrawal of excess installations.* An excess installation which has been reported to the Chief of Engineers may be withdrawn by the using service for the use for which the installation was designed or for which it was primarily used. Withdrawals for other than the designed or primary use will be made in accordance with § 832.201–2.

§ 832.204 *Withdrawal of standby installations.* An installation which has been classified as standby with the approval of the Under Secretary of War will not be withdrawn in whole or in part from standby and reported as excess without the approval of the Under Secretary of War. Request for such approval will be submitted to the Under Secretary of War through the Procurement Planning Branch, Office, Director of Procurement, Army Service Forces, or in the case of the Army Air Forces, through the Assistant Chief of Air Staff–4, with copies to the Readjustment Branch, Office, Director of Procurement, Army Service Forces.

§ 832.205 *Custody of and accountability for standby and excess installations.*—(a) *Standby installations.* The using service will retain custody of and accountability for installations reported as standby. Service commands will perform at standby installations functions consistent with AR 170–10.

(b) *Excess installations.* The using service will retain custody of and accountability for installations reported as excess. On request of the using service, however, the Chief of Engineers may assume such custody and accountability on mutually satisfactory terms.

PART 833—DECLARATION OF SURPLUS INSTALLATIONS; CUSTODY AND ACCOUNTABILITY

Part 833 is amended to read as follows:

Sec.
- 833.300 Declaration of surplus installations.
- 833.301 Withdrawal of surplus installations.
- 833.302 Custody of and accountability for surplus installations.
- 833.303 Removal of certain types of property from plant.
- 833.304 Decontamination and demolition of surplus industrial installations.
- 833.305 Preparation of property.
- 833.306 Start of sales.

Sec.
- 833.307 Joint review of surplus industrial installations.
- 833.308 Checking of inventories.
- 833.309 Property accountability and property records.
- 833.310 Preparation of Forms SPB–SPA 1 and 5.
- 833.311 Termination of accountability.
- 833.312 Final audit clearance.
- 833.313 Retention of military personnel.
- 833.314 Acceptance of accountability by War Assets Administration.

§ 833.300 *Declaration of surplus installations.* (a) The following §§ 833.300–1, 833.300–2, and 833.300–3 do not apply to installations held under permit (see § 834.402 of this subchapter) nor to leased installations except as provided in § 835.502 (d) and (e) of this subchapter.

(b) In accordance with the procedures defined hereunder the interested War Assets Administration regional offices and the responsible representatives of the War Department will consult and coordinate with the respective offices to the fullest possible extent so that transfer of Surplus Government-owned complete industrial installations from the War Department to the War Assets Administration may be effected in the most expeditious manner.

§ 833.300–1 *Notification of surplus and formal declaration.* (a) If, within 7 days of receipt of a report that an installation is excess, no need has been found for the property, as provided in § 832.201–2 (b) of this subchapter, the Chief of Engineers will determine the installation to be surplus. The Chief of Engineers will promptly notify the War Assets Administration, Washington, D. C., by letter of intent with copy to the appropriate War Assets Administration regional office that the installation is surplus. At the same time the Chief of Engineers will forward a copy to the using service and to the Procurement Planning Branch and Readjustment Branch, Office, Director of Procurement, Army Service Forces. The letter of intent will:

(1) Indicate that the installation is surplus.

(2) Describe the plant and its related machinery and equipment, if any, in general terms.

(3) Request the War Assets Administration to advise its appropriate regional office to consult with the using service and the Corps of Engineers as soon thereafter as possible as to the date on which, and the method by which, custody, maintenance, and accountability for the installation will be transferred, and the method by which the property will be prepared for protection as provided in § 833.307.

(4) Designate the responsible field offices of the using service and the Corps of Engineers with which the War Assets Administration should consult, in accordance with subparagraph (3) of this paragraph.

(5) Transmit copy of contract if the installation is or was contractor operated. Copy of contract will not be sent to War Assets Administration regional office.

(b) Within 40 days of the receipt of report of excess, the Chief of Engineers will submit 3 copies (2 of the copies will have complete schedules and inclosures attached) of the appropriate SPB or SPA Forms 5 to the War Assets Administration, Washington, D. C., with one copy, complete with schedules and inclosures, to the appropriate War Assets Administration regional office. To insure that declarations of surplus are made as soon as possible, the Chief of Engineers will initiate a title search and take all other necessary action promptly on receipt of the report of excess, and, where practicable, even in advance of such report.

§ 833.300–2 *Declaration of surplus personal property.* The using service will submit formal declaration covering personal property to the appropriate War Assets Administration regional office. It will not be necessary to split such declarations as to capital, producers, and consumers goods between two War Assets Administration regional offices, but such declaration will be made to the regional office in the geographical area in which the plant is located. For further instructions see § 833.310.

§ 833.300–3 *Assignment to disposal agency.* Upon receipt of the "letter of intent" or of an official certification, the War Assets Administration will coordinate with the designated representatives of the using service and the Corps of Engineers any and all activities relative to transferring custody of, maintenance of, and accountability for a surplus industrial installation. Even though agencies other than the War Assets Administration are designated as the disposal agency the War Department will transfer the entire surplus installation to the War Assets Administration, as the sole agency for receiving the property. The War Assets Administration, in turn, will reassign the respective areas to any other designated disposal agency or agencies.

§ 833.301 *Withdrawal of surplus installations.* A surplus installation which has been declared to the War Assets Administration may be withdrawn by the Chief of Engineers on the request of the Army Air Forces, or of a technical service, made through the Readjustment Branch, Office, Director of Procurement, Army Service Forces, which will coordinate with other staff divisions and procure the approval of the Under Secretary of War. SPB or SPA Forms 5 and 1.1 will be used in effecting withdrawals. Upon approval of the request for withdrawal, the Chief of Engineers will assign the property to the service requesting withdrawal and notify the Readjustment Branch, Office, Director of Procurement, Army Service Forces, of the action taken.

§ 833.302 *Custody of and accountability for surplus installations.* (a) As provided in § 833.300–1 (a), representatives of the War Assets Administration, the Corps of Engineers, and the using service will determine the date on which custody of, maintenance of, and accountability for a surplus installation will be transferred from the War Department to the War Assets Administration. Under Part 8310 of Title 32, Chapter XXIII (War Assets Administration SPA Regulation 10), this date will be within 90 days after the War Assets Administration receives the declaration unless additional time is to be allowed and the War Department is so advised.

(b) The using service will retain accountability for all surplus installations until such accountability is assumed by the War Assets Administration. On request of the using service, however, the Chief of Engineers may assume accountability on mutually satisfactory terms.

(c) The using service will retain custody of all surplus installations until such custody is assumed by the War Assets Administration unless such custody is assumed by the Corps of Engineers. At the request of the using service the Corps of Engineers will assume custody of surplus installations. The custodial functions which the Corps of Engineers will assume, on request of the using service, include maintenance of real and personal property, including all production equipment (at other than Chemical Warfare Service installations), operation of utilities, guarding, fire fighting, and all other housekeeping functions. The Chemical Warfare Service will maintain all production equipment at its surplus installations.

(d) Preparation and movement of equipment may be handled by the Corps of Engineers at the request of the using service. To the extent that preparation and handling of equipment cannot be accomplished with regular maintenance forces, the using service will reimburse the Corps of Engineers.

(e) All activities in connection with production equipment, including maintenance, preparation for handling, and movement, will be as directed by the using service and in coordination with War Assets Administration. The using service may transmit its directions to the Corps of Engineers through the commanding officer of the installation, if any, through the field office of the using service, or through the chief of the using service. Close local coordination is desirable in every instance.

(f) Except where assistance is requested by the using service or the Corps of Engineers, service commands will have no responsibility in connection with surplus installations, or in connection with installations expected to become surplus.

§ 833.303 *Removal of certain types of property from plants* (a) The using service will remove from the plant, and make appropriate disposition of, powder, explosives, chemicals, and loaded components. It will also remove and dispose of small lots or scrap of termination inventory, as defined under § 830.102–9 of this subchapter, and perishables of the type for which agencies, other than the War Assets Administration are the designated disposal agencies. It may also remove from the plant items in U. S. Army critical short supply except in circumstances outlined under paragraph (d) of this section. Except for the foregoing, the entire plant and property will be transferred intact, subject to the provisions of § 830.103 of this subchapter.

(b) Where perishables (assigned for disposal to the War Assets Administration), which might deteriorate if not handled with reasonable dispatch, are in the plant, the using service will advise the War Assets Administration regional

office, by letter, of the character and quantity of such perishables not disposed of by the using service. This notice will be given as quickly as possible after the plant has been declared surplus, by letter, to the War Assets Administration.

(c) Scrap panels will be established by the Inspection Division, War Assets Administration, which will assist in determining which items in the termination inventory, as defined under § 830.102–9 of this subchapter are scrap. The using service will remove and dispose of the termination inventory determined to be scrap in accordance with existing regulations. Scrap determinations are not applicable to individual items of property, other than the above termination inventory.

(d) Special items of property located at surplus industrial installations, if desired by the disposal agency or ultimate Government transferee, may be declared surplus without reference to U. S. Army critical short supply lists of military property provided a determination can be reached that the property is essential (1) for the protection or (2) for the care and custody of the installation, during the period in which the property is under the jurisdiction of the War Department or of the disposal agency. This determination will be made by the commanding officer of the installation after the disposal agency certifies, in writing, that (i) the property so requested is essential and (ii) that the disposal agency cannot acquire the desired items from inventories of surplus Government properties within the War Assets Administration region in which the plant is located. Such a determination of essentiality will be made by the commanding officer *only* when the result to be attained (i. e. protection and maintenance of the installation) cannot be reached by substitution from Army active or excess stocks of items not on the U. S. Army critical supply list. No new construction or procurement is authorized in order to provide suitable substitution. U. S. Army critical short supply lists will be furnished the commanding officers by the service command in which the plant is located. Determination of substitution will be accomplished by the commanding officer through communication with the service command in which the plant is located. If the service command advises that there are no available substitutes the commanding officer of the installation, after making the above determinations, will initiate appropriate action in keeping therewith. In the event that the commanding officer decides that the property so requested is not essential, and the War Assets Administration concurs, under (1) or (2) above, normal disposition action for items in U. S. Army critical short supply will be taken.

(e) Property which has been declared by letter of intent or by appropriate SPB or SPA forms will not be donated except in accordance with the provisions of paragraph (d), Part 823 of this subchapter. In the event such property has been declared on official SPB or SPA forms, it may not be donated unless the War Assets Administration directs that it be withdrawn from surplus and appropriate action in keeping with § 833.301 is taken.

§ 833.304 *Decontamination and demolition of surplus industrial installations.* (a) The using service will establish a board of consultants to inspect each contaminated plant and whose principal function will be to advise and make recommendations to the using service relative to the necessity of building destruction in plants where explosives and toxic materials have been manufactured or stored. This board will consist of one or more consultants of the using service. The using service should invite the Corps of Engineers (in view of its responsibilities under War Department Technical Bulletin TB Eng 57), representatives of the War Assets Administration, and any representatives from other Government agencies or industry deemed advisable by the chief of the using service as advisors. This board will recommend to the using service the buildings and improvements contaminated with explosives or toxic materials in manufacturing facilities which cannot be economically decontaminated and should be destroyed.

(b) The using service will have the responsibility for reviewing the decontamination work (including demolition) which has been accomplished and of placing the entire facility (including real and personal property) in an idle standby condition for use in its original purpose. At the time the War Assets Administration accepts custody of, maintenance of, and accountability for the properties, the using service will furnish the Office of Real Property Disposal, War Assets Administration, Washington, D. C., a certificate, in duplicate, that the decontamination has been completed in accordance with the above procedure.

(c) Whenever it is determined by the War Assets Administration, after accountability has been assumed by that agency, that a use other than that for which the plant was designed is to be made, the using service will furnish technical advice and make recommendations as to what further decontamination and destruction must be performed to make the plant safe, as far as possible, for its new use, either in whole or in part.

(d) Upon the request from the War Assets Administration, after that agency has accepted accountability, the Corps of Engineers, in conjunction with the using service, will perform for the account of the War Assets Administration, on a reimbursable basis, such other decontamination and demolition as may be required under this provision.

(e) The Corps of Engineers will prepare the plans, specifications, and contract documents required to effect the further work, as may be directed by the War Assets Administration, in connection with decontamination and demolition. The Corps of Engineers will obtain offers from contractors, award the contract and supervise its execution in accordance with War Department procedures.

(f) The using service will be responsible for furnishing technical advice to the War Assets Administration and the Corps of Engineers on all matters of decontamination contained in this paragraph and for insuring that the decontamination is carried out in accordance with this and established procedures.

§ 833.305 *Preparation of property.* Section 833.301–1 contemplates that representatives of the War Assets Administration, the Corps of Engineers, and the using service will consult on the method under which the property will be prepared. The War Assets Administration and the War Department will agree upon the extent of preparation of the property. Such work will be carried out in accordance with established War Department procedures.

§ 833.306 *Start of sales.* The War Assets Administration may begin sales while the War Department is still at the plant preparing equipment or decontaminating. The using service and the appropriate regional office of the War Assets Administration will work out a mutually satisfactory plan for such sales operations. With respect to all such sales, the accountable property officer of the using service will comply with the provisions of § 844.495–2 of this chapter.

§ 833.307 *Joint review of surplus industrial installations.* The using service and the Corps of Engineers, together with representatives of the appropriate War Assets Administration regional office, will review the installation to determine the following:

(a) Those items of personal property which the War Assets Administration requires to be retained for protection, care, maintenance, and custody (see § 833.303 (d)).

(b) The adequacy of stock record cards, blueprints, or other property records, currently maintained at the facility with respect to item description, quantity, condition, and information as to the locatiton of the items within the facility, and their acceptability for property record purposes. (Spot checks should generally be sufficient to make this determination.)

(c) The work remaining to be done by the operating contractor and, in turn, the owning agency before the responsibilities for the specific installation involved can be turned over to War Assets Administration.

(d) The work necessary to be performed by War Assets Administration prior to and subsequent to the transfer of all responsibilities for the specific installation involved.

§ 833.308 *Checking of inventories.* Complete physical inventories, normally required at termination of contracts as a basis for the action of contracting officers with respect to the operating contractor's responsibility for Government property, may be waived provided the following conditions are met:

(a) The written approval of the contracting officer authorizing the waiver is filed in the accountable property officer's files, and

(b) An inventory of a representative cross section of the items involved is made and the quantities shown thereby are compared with the quantities reflected on the stock record cards, to determine the general accuracy of the property records. Provision will be made for broadening the check when the results thereof in connection with items initially selected are not satisfactory. The results of the inventory and the comparison with the balances on the stock record cards will be made a matter of record in the files of the contracting officer. The extent and results of the check will be subject to the written approval of the contracting officer. If the SPB–SPA Form 1 balances are changed, corresponding corrections will be made on the stock record cards. Adjustments of stock records balances will be made under the provisions of Army Regulations if the installation is in a surplus status, otherwise by written advice of the contracting officer. The War Assets Administration will initiate a check of the inventories immediately. The check by the War Assets Administration and by the War Department should, when at all practicable, be carried out as a joint operation: Therefore mutually satisfactory arrangements should be made with the appropriate regional office of the War Assets Administration.

(c) The War Assets Administration will arrange for the selection of the type of maintenance operation, either by contractor, lessee, its own personnel, or by other means to assume custody, maintenance, and accountability for and in behalf of the disposal agency.

§ 833.309 *Property accountability and property records.* Accountability for each installation will continue to be vested in a designated accountable property officer of the using service until the property has been officially accepted by the War Assets Administration or other disposition has been effected as outlined herein and such other disposition is supported by valid credit vouchers reflected on the property records. The established property records at the installations involved will in all cases be used to record all property transactions up to date of release of the operating contractor and, except under conditions as outlined in paragraph (b) of this section where the records will not be available to the using service, these records will also be used to reflect all transactions involving property dispositions or authorized adjustments which may be effected by the using service subsequent to date of release of the operating contractors and prior to surrender of custody of the installation to the War Assets Administration. After submission of SPB or SPA 1 reports to the War Assets Administration, in the manner outlined herein, and acceptance of the installation by that agency, the property records, or copies thereof, where the conditions outlined in (c) of this section exist, will be retained by the using service in accordance with the provisions of AR 35–6700 and other pertinent instructions relating to contract property accounting records. In those instances where the contractor's records are used for accountability purposes as contemplated by paragraph 56 and 61, TM 14–910, and release of the operating contractor occurs prior to surrender of custody of the installation to the War Assets Administration, the following instructions will be observed:

(a) If the operating contractor has surrendered his property records to the using service, a line will be drawn under the balance shown on each stock record card or its equivalent as of the date of the last transaction prior to release of the contractor, to clearly distinguish the cut-off date. All transactions recorded by the accountable property officer subsequent to that date will be vouchered in a new voucher series.

(b) If the operating contractor is unwilling to surrender his property records to the using service for retention, the operating contractor will be requested to permit the using service to utilize his records until such time as all transactions occurring prior to surrender of custody of the facility to the War Assets Administration have been recorded and copies of the records prepared as outlined in § 833.310. Under such circumstances, the instructions set forth in paragraph (a) of this section with respect to distinguishing between transactions and establishing a new voucher series will be observed. In those instances where the operating contractor refuses to accede to the request for utilization of his property records as outlined herein, such fact will be immediately reported to the Chief of Finance, Washington, D. C., who will provide the necessary instructions in regard to property records to be established.

(c) In those instances where the operating contractor is unwilling to surrender his property records to the using service for retention, one extra copy of the class B and class C records, reproduced in the manner set forth in § 833.310, will be prepared and retained in the files of the accountable property officer. In addition, where this copy of an individual stock record card or its equivalent does not reflect all property transactions with respect to the item involved which have occurred subsequent to the time of cessation of manufacturing operations at the facility concerned, one copy of the previous stock record card or cards reflecting all such transactions will be prepared and retained in the files of the accountable property officer. Photostated or other copies of records prepared for the files of the accountable property officer as discussed herein will be subjected to the same requirements with respect to retention as are applicable to original copies of contract property records.

§ 833.310 *Preparation of Forms SPB or SPA–1 and SPB or SPA–5.* Form SPB or SPA–5 will be prepared by the Chief of Engineers and submitted to the War Assets Administration with a covering memorandum to advise that declarations of surplus personal property are being made to the appropriate War Assets Administration regional office. Coincident with completion of the work required of the War Department as set forth in §§ 833.303, 833.304 and 833.305, and after all transactions relating to the disposition of property by the using service and any authorized adjustments necessary as a result of discrepancies disclosed have been posted to the class B and class C property records, then subject to the requirements set forth in § 833.309, copies of such records reflecting current balances will be photostated or otherwise reproduced in triplicate for submission with three copies of Form SPB or SPA–1 directly to the interested War Assets Administration regional office. Form SPB or SPA–1 will not be used to show details of the property but will be used only as a cover sheet for transmitting copies of the property records (the original records will be disposed of as set forth in § 833.309). The condition of equipment will be noted on the property record cards, in accordance with the governing War Assets Administration regulations. If the property was used prior to its receipt at the plant, this fact will be noted on the record card. Each Form SPB or SPA–1 will state that the period of use of the equipment described on the supporting cards is the time from the date of the receipt of the particular equipment, as shown on the card pertaining to that equipment, to the closing date of the plant (or, where feasible, of the production line in which the particular equipment is installed), which letter date will be indicated on the Form SPB or SPA–1. No card will be duplicated in larger size than 8 by 10½ inches. The cards will be divided into the major classifications (first two digits of the Standard Commodity Classification), and no more than 99 individual copies of card records will be attached to one SPB or SPA–1. The SPB or SPA–1 cover sheets for each group of cards may be photostat copies of the original.

§ 833.311 *Termination of accountability.* (a) The commanding officer of the installation, or the appropriate district office of the using service, after coordination with the interested division engineer, will make a written request to the appropriate regional office of War Assets Administration for transfer of custody, maintenance, and accountability. The War Assets Administration will, with the approval of the interested accountable property officer, proceed to make such inventory checks as that agency deems necessary as a condition precedent to official acceptance of the installation. Any discrepancies disclosed as the result of such checks will be reported by the War Assets Administration to the interested accountable property officer for necessary adjustment of the property records, and in the case of shortages, for action of the nature hereinafter described to obtain valid credit vouchers in support of such adjustments. Reports concerning discrepancies discovered prior to date of release of the operating contractor will be referred by the accountable property officer to the contracting officer for action as set forth in paragraph 103, TM 14–910. Reports concerning discrepancies discovered subsequent to release of the operating contractor and prior to submission of the Forms SPB or SPA–1 will require Report of Survey action as prescribed in AR 35–6640 and TM 14–904. Where the survey proceedings indicate that a shortage with respect to a given item occurred prior to the date that the contractor surrendered physicial possession and control of the property involved to Army representatives and when the shortage is of such amount as to warrant further investigation, these facts will be reported to the interested contracting officer who upon receipt thereof will consider the advisability of requesting an investigation of the conduct of the contractor or initiate such other action as he may deem

withdrawn from surplus and appropriate action in keeping with § 833.301 is taken.

tamination is carried out in accordance with this and established procedures.

parison with the balances on the stock

advisable. In every case, the contracting officer will advise the accountable property officer in writing of the action taken or reason for nonaction and this written advice will be appended as an exhibit to the report of survey.

(b) (1) War Department accountability for property listed on Surplus Declaration Forms SPB and SPA–1 and 5 will be terminated on receipt of written acceptance of the property by War Assets Administration. On receipt of acceptance of the property by War Assets Administration, the owning agency accountable property officer will request final audit from the fiscal director of the service command in which the property is located.

(2) Upon completion of final audit (including verification of the acceptance of balances by War Assets Administration), the service command auditor will issue a certificate of audit, WD AGO Form 14–53, bearing notation that War Assets Administration has accepted the property involved. The service command auditor will furnish signed copies of this certificate to the appropriate owning agency accountable property officer at the installation and the technical service representative of the service command.

(3) The appropriate technical service maintaining accountability will notify the Readjustment Branch, Office of the Director of Procurement, Army Service Forces, immediately upon receipt of written acceptance of accountability for both the real and personal property transferred to War Assets Administration. The Readjustment Branch, Army Service Forces, will advise the Realty Requirements Division, Office, Chief of Engineers, of this information.

§ 833.312 *Final audit clearance.* Final audit clearance and issuance of related certificate of audit will not be effected until all discrepancy reports have been cleared as outlined in § 833.311 and the accountable property officer has obtained and vouchered to his account an authenticated copy of the advice of the War Assets Administration that custody of and accountability for the facility has been accepted. Chiefs of technical services and the Commanding General, Army Air Forces, will notify interested service commands of any changes in accountable property officers or location of records which may occur prior to final audit clearance.

§ 833.313 *Retention of military personnel.* Normally, military personnel will continue to be assigned to a plant only for the period necessary to complete the work required of the War Department as set forth in §§ 833.304 and 833.305 and the preparation of the Forms SPB or SPA–1 as outlined in § 833.300–2. Where requested as essential by the War Assets Administration, the using service will arrange for military liaison personnel at each plant to be held for a period of not more than 3 months from the date of submission of the Forms SPB or SPA–1, to assist that agency in any technical matters relating to the property.

§ 833.314 *Acceptance of accountability by War Assets Administration.* The acceptance of accountability by the War Assets Administration of both real and personal property should be made concurrently in each instance. The real and personal property should be made confied by owning agency declaration serial numbers and the War Assets Administration regional office will execute a receipt, in writing, to the using service for all property declared to that office.

PART 834—LEASES AND OTHER DISPOSALS BY WAR DEPARTMENT

Part 834 is amended to read as follows:

Sec.
834.400 Direct disposition of installations by the War Department.
834.401 Temporary use of standby, excess, or surplus installations.
834.402 Disposition of installations held under permit or other arrangement with another Government agency.

§ 834.400 *Direct disposition of installations by War Department.* (a) War Assets Administration SPA Regulation 10 provides that disposals of surplus industrial real property (other than transfers to Government agencies for war production) shall not be made under laws other than the Surplus Property Act of 1944, but shall be made only by the disposal agency, in accordance with Regulation 10, unless the War Assets Administration upon written application by the owning agency shall consent in writing to a different procedure.

(b) Recommendation for the sale or other disposition of surplus industrial installation under any authority not impaired by the Surplus Property Act of 1944 and not contained in Regulation 10 of the War Assets Administration will be made by the Chief of Engineers to the Under Secretary of War through the Readjustment Branch, Office, Director of Procurement, Army Service Forces.

(c) This section shall not be construed to prevent the Chief of Engineers from disposing of buildings and improvements on land which is neither surplus nor expected to be declared surplus, in accordance with Part 836 and § 833.304 of this subchapter.

(d) The War Department is not authorized to sell or lease installations pursuant to rights of refusal or options, except in the case of installations on leased land (see § 835.502 of this subchapter). In accordance with Part 8310 of Title 32, Chapter XXIII (Regulation 10 of the War Assets Administration), all dispositions pursuant to such rights or options shall be made by the disposal agency, which shall request the assistance of the owning agency when necessary.

§ 834.401 *Temporary use of standby, excess, or surplus installations.* (a) The Chief of Engineers is authorized to lease or to arrange for the temporary use of standby installations, in accordance with this Regulation, provided that the using service first determines that the proposed lease or use will not interfere with the current status of the installation. Property consisting of land alone will not be placed in standby for the sole purpose of providing temporary use.

(b) Pending the disposition of excess or surplus installations, and prior to the time accountability is assumed by the disposal agency, the Chief of Engineers may grant a revocable permit to any person to use such property in any case in which the Chief of Engineers finds that the interest of the Government will be served by such action. Any such use shall be conditioned upon payment of such consideration as may be agreed upon as fair and reasonable under all the circumstances.

(c) The Chief of Engineers will negotiate leases and make arrangements for temporary use of installations, and will prepare and execute such leases, permits, and other documents as are required to effectuate the provisions of paragraphs (a) and (b) of this section. Leases, permits, or other agreements for use of an installation will not be executed without the prior approval of the Under Secretary of War in any of the following cases:

(1) Where the annual consideration in any lease or other contract exceeds $50,000;

(2) Where the lease or contract price is less than the approved rental value, established rate, or other prevailing standard of value;

(3) Where the lease or contract term exceeds 5 years; or

(4) Where the lease or contract is not revocable at any time.

Requests for approval under this subparagraph will be transmitted to the Under Secretary of War through the Readjustment Branch, Office, Director of Procurement, Army Service Forces. Such requests must contain sufficient detailed information upon which to base a decision.

(d) The Chief of Engineers may serve as the leasing agent of the disposal agency for installations declared surplus.

§ 834.402 *Disposition of installations held under permit or other arrangement with another Government agency.* When an installation, determined to be surplus pursuant to § 833.300–1 of this subchapter was acquired under a permit or other arrangement with another Government agency having primary jurisdiction over the property, such installation shall be returned to the agency having primary jurisdiction in accordance with the arrangement with such agency, except where the property has been substantially improved while being utilized by the War Department. In this latter event the using service shall report the facts to the Chief of Engineers. The Chief of Engineers will submit the matter to the War Assets Administration for determination as to how the interests of the Government will be best served.

PART 835—DISPOSITION OF LEASEHOLDS AND IMPROVEMENTS ON LEASED LAND

Part 835 is amended to read as follows:

Sec.
835.500 Scope of part.
835.501 Determination of surplus.
835.502 Methods of disposal of improvements.
835.503 Disposal of leasehold interests.
835.504 Interim use pending disposal.
835.505 Easements having no commercial value.
835.506 Submission to the Attorney General.

§ 835.500 *Scope of part.* This part covers the disposition of industrial installations, determined to be surplus pursuant to § 833.300 of this subchapter; on land leased to the War Department; included in this section are the cancellation of leases, the transfer of leaseholds to other Government agencies, the declaration of leaseholds as surplus, and the disposal of Government-owned improvements on surplus land leased to the War Department.

§ 835.501 *Determination of surplus.* If, within 7 days of receipt of a report that a leased installation is excess, no need has been found for the property, as provided in § 832.201–2 (b) of this subchapter, the Chief of Engineers will determine the installation to be surplus.

§ 835.502 *Methods of disposal of improvements.* (a) Subject to the provisions of this part, the Chief of Engineers may make disposals of improvements hereunder by any one or more of the following methods:

(1) By transfer to the lessor or owner of the premises in full or partial satisfaction of any obligation to restore the premises, provided the lessor or owner shall pay for any excess value.

(2) By disposition in accordance with contractual commitments.

(3) By sale intact.

(4) By transfer to another Government agency intact.

(5) By disposal of all readily severable property in accordance with Parts 821–829, inclusive, of this subchapter and AR 35–6665.

(6) By demolition of property not readily severable and disposal of surplus used building and construction materials by competitive bidding and of other resulting materials in accordance with AR 35–6665 and Part 846 of this subchapter.

(7) By demolition contract let only on competitive bids whereby title to materials not readily severable passes to the demolition contractor.

(8) By abandonment, if the War Department has no obligation to remove such improvements and it finds in writing that such property is without commercial value or that the estimated cost of its care and handling, removal and disposition would exceed the estimated proceeds of sale.

(b) Disposals by the Chief of Engineers under this paragraph shall be made at prices that are fair and reasonable under all the circumstances, taking into account the limited sale value of the property in place and its special value, if any, to the purchaser. In all cases, prior to disposal a written estimate shall be made of both the value of the improvements for use in place and their salvage value. The War Assets Administration may be requested to furnish advice and assistance to the owning agencies in the establishment of fair and reasonable prices.

(c) No improvements costing more than $100,000 shall be disposed of or demolished hereunder by the Chief of Engineers without prior submission to and the consent of the War Assets Administration unless such improvements are located on Government-owned land which is not surplus and is not expected to become surplus.

(d) With the exception of transfers to other Government agencies, no improvements on land which the War Department by lease, option to lease, or otherwise, has a right to occupy for an additional definite period of 5 years or more, shall be disposed of by the Chief of Engineers under this part if the leasehold or other interests are no longer needed by the War Department, but the Chief of Engineers shall declare the improvements as surplus in place, in accordance with § 833.300–1 of this subchapter, together with the leasehold or other interests. At the request of the War Assets Administration any improvements, regardless of cost and the terms under which the land is occupied, shall be declared surplus in place, in accordance with § 833.300–1 of this subchapter, together with any related leasehold or other interests no longer needed by the War Department.

(e) Whenever the Chief of Engineers is unable to obtain a fair and reasonable price for the sale in place of improvements hereunder and finds in writing that it is not in the best interests of the Government to remove or demolish such improvements, the Chief of Engineers shall declare such property as surplus in place, in accordance with § 833.300–1 of this subchapter, together with any related leasehold or other interests no longer needed by the War Department.

§ 835.503 *Disposal of leasehold interests.* The Chief of Engineers will transfer any surplus leasehold or other right of occupancy in land, together with any improvements thereon, directly to any other Government agency desiring it without declaring it as surplus. Any such transfer may be conditioned upon the transferee agency's assuming all or any obligations incurred by the War Department in connection with the interest transferred. The Chief of Engineers shall take reasonable steps to ascertain the needs of other Government agencies for such interests. If such leasehold or other interest is not claimed by any Government agency within a reasonable time and the owning agency has the legal right to cancel, such lease shall be cancelled by the Chief of Engineers without declaring it as surplus, except as provided in § 835.501 (d) and (e).

§ 835.504 *Interim use pending disposal.* Pending the disposition of improvements or leasehold interests, and prior to the time accountability is assumed by the disposal agency, the Chief of Engineers may grant a revocable permit to any person to use such property in any case in which it is found that the interests of the Government will be best served by such action. Any such use shall be conditioned upon the payment of such consideration as may be fair and reasonable under all the circumstances.

§ 835.505 *Easements having no commercial value.* The Chief of Engineers may, with or without consideration, dispose of an easement to the owner of the land subject to the easement when the Chief of Engineers shall determine that the easement has no commercial value and is no longer needed: *Provided*, That, when any such easement shall have been required for a substantial consideration, such disposal shall be made for a reasonable value, taking into consideration any portion of the purchase price paid for severance damages.

§ 835.506 *Submission to The Attorney General.* Whenever the Chief of Engineers shall begin negotiation or, in other than cases of negotiated sales, shall have decided on the terms of a transaction for the disposition under this part of property which cost the Government $1,000,000 or more, the Chief of Engineers shall promptly notify the War Assets Administration of the proposed disposition and the probable terms and conditions thereof. The War Assets Administration will then transmit such information to The Attorney General in order that The Attorney General may furnish the advice contemplated in section 20 of the Surplus Property Act.

PART 836—SALVAGE, RELOCATION, AND DISMANTLEMENT OF ACTIVE, STANDBY, EXCESS AND SURPLUS INDUSTRIAL INSTALLATIONS

Part 836 is amended to read as follows:

Sec.
836.600 General.
836.601 Conditions under which buildings and improvements at active or standby industrial installations may be salvaged, relocated or dismantled.
836.602 Request for approval for salvaging, relocating, or dismantling buildings and improvements at active or standby industrial installations.
836.603 Approval for salvaging, relocating, or dismantling buildings and improvements at active or standby industrial installations.
836.604 Procedure for salvaging, relocating or dismantling.
836.605 Conditions under which buildings and improvements at excess or surplus industrial installations may be salvaged, relocated, or dismantled.
836.606 Property accounting.

§ 836.600 *General.* This part sets forth the procedure for salvaging, relocating, or dismantling buildings or improvements at active, standby, excess, or surplus industrial installations. In all cases the prior approval of the Under Secretary of War, through the Procurement Planning Branch Office, Director of Procurement, Army Service Forces, must be obtained where salvaging, relocating, or dismantling of buildings or improvements may interfere with the capacity of active or standby installations.

§ 836.601 *Conditions under which buildings and improvements at active or standby industrial installations may be salvaged, relocated, or dismantled.* Buildings or improvements at active or standby industrial installations may be salvaged, relocated, or dismantled by the Chief of Engineers or his duly authorized representative provided the structures come within one of the following classifications:

(a) Buildings or improvements which are damaged or unsuitable for the public service,

(b) Temporary buildings or improvements which cannot be kept in repair at a reasonable cost.

(c) Buildings or improvements which are dangerous to life or likely to damage adjoining structures or have become hazards or nuisances.

(d) Buildings or improvements which occupy or interfere with sites needed for new construction or for other military purposes.

(e) Buildings or improvements which interfere with the efficient operation of the project.

(f) Buildings or improvements which are needed for use at other sites or for salvage of materials for use by the War Department.

§ 836.602 *Request for approval for salvaging, relocating, or dismantling buildings and improvements at active or standby industrial installations.* (a) Where such buildings or improvements are to be salvaged, relocated, or dismantled, they will be entered on a Request for Approval of Disposal of Buildings and Improvements (WD AGO Form 337) by the responsible officer (AR 35–6520) who will indicate in the space provided therefor the pertinent condition or conditions set forth above which warrant disposal action. The request for approval of disposal of buildings and improvements will be supported by a complete list of all installed property, as defined in paragraph 11b, AR 35–6520, which is fixed in place in or attached to the buildings or improvements in question. The commanding officer of the installation will indorse his recommendations thereon and forward the requests as indicated below. WD AGO Form 337 will be available in adjutant general depots on or about April 26, 1946, and will be requisitioned through normal supply channels.

(b) The request will be sent to the chief of the using service, or to an officer authorized to make a recommendation thereon in the name of the chief of service, who, after indorsing his recommendation, will forward the request to the division engineer.

§ 836.603 *Approval for salvaging, relocating, or dismantling buildings and improvements at active or standby industrial installations.* (a) The Chief of Engineers or his duly authorized representative will approve requests for approval of disposal of buildings and improvements and take all final action to salvage, relocate, or dismantle the property in accordance with authorized procedure. The approval will include disposition instructions for the installed property shown on the list attached to the request for approval of disposal of buildings and improvements. Disposition of installed property under the control of another technical service will be coordinated with the chief of the service involved. In those cases in which the buildings or improvements are of a manufacturing type and estimated to cost $50,000 or more, and all other types of buildings or improvements estimated to cost $10,000 or more, the Chief of Engineers will submit a request for approval through the Procurement Planning Branch, Office, Director of Procurement, Army Service Forces, to the Under Secretary of War.

(b) After final action thereon, one copy of the request for approval of disposal of buildings and improvements with all supporting papers will be returned for the property records of the accountable officer and one copy will be retained in the files of the division engineer.

§ 836.604 *Procedure for salvaging, relocating, or dismantling.* The procedure for salvaging, relocating, or dismantling buildings and improvements will be prescribed by the Chief of Engineers.

§ 836.605 *Conditions under which buildings and improvements at excess or surplus industrial installations may be salvaged, relocated, or dismantled.* (a) If necessary, buildings or improvements at excess industrial installations which are to be declared surplus to War Assets Administration or surplus industrial installations which have been declared surplus to War Assets Administration and for which that agency has not accepted accountability may be salvaged, relocated, or dismantled by the Chief of Engineers or his duly authorized representative provided:

(1) Approval of the War Assets Administration, Washington, D. C., is obtained through the Readjustment Branch, Office, Director of Procurement, Army Service Forces, and,

(2) The structures come within one of the following classifications:

(i) Buildings or improvements which are dangerous to life or likely to damage adjoining structures or have become hazards or nuisances.

(ii) Buildings or improvements which are needed for use at other sites or for salvage of materials for use by the War Department.

(b) The procedures outlined in this section do not apply in those cases in which the War Department makes final disposition of the buildings and improvements under Part 835 of this subchapter.

§ 836.606 *Property accounting.* Property accounting will be governed by the procedure set forth in Sections II and III, WD Circular 89, 1946.

PART 839—DISPOSAL OF SPECIAL TOOLING IN GOVERNMENT-OWNED AIRCRAFT PLANTS

Part 839 is amended to read as follows:

Sec.
839.900 Scope of Part.
839.901 Definitions.
839.902 Authorization for disposition.
839.903 Sales procedures.

§ 839.900 *Scope of part.* This part is promulgated under the authority of section 14 (a) of the Surplus Property Act and War Assets Administration SPA Special Order 17, August 17, 1946. This Part states the policies and procedures to be followed in effecting the disposition of Government-owned special tooling located in Government-owned aircraft plants which are being operated by private contractors pursuant to facilities contracts.

§ 839.901 *Definitions.* As used in this part the following terms shall have the following meanings:

(a) "Aircraft plant" means an installation owned by the Government (including an installation owned by the Reconstruction Finance Corporation, Office of Defense Plants (formerly Defense Plants Corporation)) and used in the production of aircraft or portions of aircraft.

(b) "Contract" includes subcontracts and subleases and "Contractor" includes subcontractors and sublessees.

(c) "Facilities contract" means a lease, rental agreement, or other contract or contract provision, specifically governing the acquisition, use, or disposition of Government-owned machinery, tools, special tooling, equipment, building installations, or other Government-owned property furnished to or acquired by a war contractor for any war production purpose except incorporation in end products.

(d) "Scrap" means property that has no reasonable prospect of sale except for its basic material content.

(e) "Special tooling" means equipment of such special design that it has apparent value only as scrap except in the manufacture of the particular product which such equipment was specifically designed to produce. It includes only jigs, dies, fixtures, gauges, molds, and similar equipment.

§ 839.902 *Authorization for disposition.* The chief of the using service is hereby empowered to authorize any contractor under a facilities contract with such service or any subcontractor thereunder who is in possession of any special tooling located in an aircraft plant or the prime contractor under a war contract in performance of which such special tooling is or has been used to retain or sell such special tooling in accordance with § 839.903. Such retention or such sales may be made at any time before the using service takes possession of the special tooling or declares it to a disposal agency as surplus in accordance with § 832.201–3 of this subchapter or otherwise.

§ 839.903 *Sales procedures.* All disposals made under this part shall be made on the basis of competitive bidding through sealed bids or at auction at the discretion of the chief of the using service and subject to rules and regulations prescribed by the chief of the using service. Such rules and regulations shall contain, among other provisions, the following requirements:

(a) The determination of lots shall be subject to approval by the chief of the service or his representatives.

(b) The chief of the service or his representative shall set an upset price on each lot at which figure the bidding on such lot shall be started.

(c) The right shall be reserved to the chief of the service or his representative to reject any or all bids.

(d) Notice shall be given by publication to all interested possible purchasers indicating the special tooling that will be available for sale, naming a date not less than 14 days from the time of first publication when the bidding will be closed or when the auction will be held, and giving the upset price on each lot.

(e) If no acceptable bid is received by the chief of the service or his representative, the contractor in possession may be permitted to acquire and retain the property under a negotiated sale or under a lease for a period of not more than 1 year. Sales prices and rentals shall be determined on a basis that is fair and reasonable, taking into consideration the limited sale value of the property, its special value to the purchaser or lessee, upset prices, and any bids received.

The chief of the service may request the advice and assistance of the War Assets Administration in setting upset prices and in determining acceptable sales prices and rentals. Such requests shall be addressed to the regional office of the War Assets Administration for the region in which the major portion of the special tooling to be sold is located. At the discretion of the chief of the service, auctions, sales, or leases authorized under this § 839.903 may be combined with auctions, sales, or leases authorized under § 848.861–2 (i) of this chapter.

[SEAL] EDWARD F. WITSELL,
Major General,
The Adjutant General.

[F. R. Doc. 46–9702; Filed, June 7, 1946; 1:40 p. m.]

Subchapter C—Termination of Contracts

[Joint Termination Regulation (PR 15)[1]]

MISCELLANEOUS AMENDMENTS

The following amendments and additions to the regulations contained in Parts 841, 844, and 848 are hereby prescribed. These regulations are also contained in Change 47, April 20, 1945 (10 F.R. 5171[1]) as amended by Change 56, June 1, 1946.

AUTHORITY: Parts 841, 844, and 848 issued under sec. 5a, National Defense Act, as amended, 41 Stat. 764, 54 Stat. 1225, 10 U.S.C. 1193–1195; the First War Powers Act, 1941, 55 Stat. 838; 50 U.S.C. Supp. 601–622; and the Contract Settlement Act of 1944; 58 Stat. 649.

PART 841—GENERAL PROVISIONS

SUBPART B—DEFINITIONS OF TERMS

1. Section 841.121–14 is amended to read as follows:

§ 841.121–4 "Readjustment Division, ASF" means the Chief, Readjustment Branch, Procurement Group, Office of the Director of Service, Supply and Procurement. [JTR 121.14]

2. Section 841.121–24 is amended to read as follows:

§ 841.121–24 *Reconstruction Finance Corporation.* When in this subchapter reference is made to the Reconstruction Finance Corporation such reference shall be deemed to be a reference to War Assets Administration. [JTR 121.24]

PART 844—CONTRACTOR INVENTORY

SUBPART A—GENERAL POLICIES

Section 844.411–11 is amended to read as follows:

[1] See also 10 F.R. 10449, 13171; 11 F.R. 5, 1728, 4226.

§ 841.411–11 *Salvage.* "Salvage" means property that is in such a worn, damaged, deteriorated or incomplete condition, or is of such a specialized nature that it has no reasonable prospect of sale as a unit, or is not usable as a unit without major repairs or alteration. Salvage has some value in excess of its basic material content because it may contain serviceable components or may have value to a purchaser who may make major repairs or alterations. Salvage includes used containers and cable reels. It should be noted that property is not "salvage" merely because it is worn, damaged, deteriorated, incomplete, or of a specialized nature. [JTR 411.11]

PART 848—SPECIAL PROCEDURES AND REPORTS

SUBPART I—MONTHLY REPORTS ON STATUS OF TERMINATIONS

In § 848.892–3 (b) Part Two, Section I, is amended to read as follows:

§ 848.892–3 *Arrangement.* • • •
(b) • • •

PART TWO

Section I. Terminations settled during the month. All dates and amounts for terminations in this group must agree with the corresponding data on the final settlement proposal form and the supplemental agreement. In the event that a settlement with a prime contractor excludes certin subcontract claims, pursuant to § 806.613–1 of this chapter, which are not assumed by the Government for direct settlement, the numerical total together with the estimated CPIC will be noted.

EDWARD F. WITSELL,
Major General,
The Adjutant General,
War Department.
C. H. COTTER,
Rear Admiral,
Acting Chief of Material Division,
Navy Department.

[F. R. Doc. 46–9703; Filed, June 7, 1946; 1:40 p. m.]

TITLE 14—CIVIL AVIATION

Chapter I—Civil Aeronautics Board

[Regs., Serial No. 366]

PART 228—FREE AND REDUCED-RATE TRANSPORTATION

ACCESS TO AIRCRAFT

Adopted by the Civil Aeronautics Board at its Office in Washington, D. C., on the 27th day of May 1946. (Revision of § 228.3 of the Economic Regulations.)

The Civil Aeronautics Board, acting pursuant to the Civil Aeronautics Act of 1938, as amended, particularly sections 205 (a), 601 and 605 (b) thereof, hereby makes and promulgates the following regulation:

Effective immediately, § 228.3 of the Economic Regulations is hereby amended in its entirety to read as follows:

§ 228.3 *Access to aircraft for safety purposes.*—(a) *Safety inspectors.* Every carrier shall carry, without charge, on any aircraft which it operates, any officer or employee of the Board or of the Administrator of Civil Aeronautics who has been assigned to the duty of inspection of air carrier aircraft, their engines, propellers, or appliances, upon proper request by such person.

(b) *Requests for access to aircraft.* Upon applying for such transportation, there shall be exhibited to the appropriate agents of the air carrier credentials from the Board or from the Administrator identifying such person as person to whom such duties have been assigned. Such person shall also sign and deliver to the carrier in duplicate a "Request for Access to Aircraft," on a form supplied by the Board or by the Administrator stating that he desires access to a certain aircraft of the air carrier from a named point of departure on a designated date and hour to a named destination for the purpose of performing his official duties during flight of such aircraft. The air carrier shall retain one copy of each such request. On or before the tenth day of each month, each air carrier shall forward one copy of all such requests received by it during the second preceding calendar month to the Secretary of the Civil Aeronautics Board, Washington, D. C.

(c) *Traffic control and communications personnel.* Any air carrier may carry without charge on any aircraft which it operates, any airway traffic control manager or assistant manager or any communications supervisor or assistant communications supervisor of the Administrator of Civil Aeronautics (including supervising officers of such persons), for the purpose of more fully and adequately acquainting such persons with the problems effecting airway traffic control and communications: *Provided, however,* That no such person shall be carried without charge on a round trip by any air carrier for such purpose more often than once in each year.

(Sec. 205 (a), 52 Stat. 984, 49 U.S.C. 425 (a); sec. 601, 52 Stat. 1007, 49 U.S.C. 551; sec. 605 (b), 52 Stat. 1010, 49 U.S.C. 555 (b))

By the Civil Aeronautics Board.

[SEAL] FRED A. TOOMBS,
Secretary.

[F. R. Doc. 46–9766; Filed, June 10, 1946; 11:13 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong.; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

PART 944—REGULATIONS APPLICABLE TO THE OPERATIONS OF THE PRIORITIES SYSTEM

[Priorities Reg. 1, Direction 14]

STEEL DRUMS FOR MANUFACTURERS OF CORN SYRUP FOR FAMINE RELIEF

The following direction is issued pursuant to Priorities Regulation 1:

(a) The procurement of corn syrup for relief purposes in Europe has created a shortage of steel drums required to ship the syrup. To meet U. S. commitments for corn syrup, it is necessary that an adequate number of steel drums be immediately supplied.

(b) Pursuant to § 944.4 of Priorities Regulation No. 1, the Civilian Production Administration will issue directives to manufacturers of steel drums requiring them to manufacture and ship during the months of June and July, 1946, 110,000 steel drums of 16 and 18-gauge steel. The directives will distribute requirements in proportion to their respective capacities among those manufacturers which the Civilian Production Administration determines to be in the best position to supply the drums in the light of the availability of material and the geographical location of the corn syrup processors. The directives will name the customers to whom the manufacturer must ship upon receipt of purchase orders and shipping instructions.

(c) Directives issued will provide total requirements of steel drums of processors of corn syrup holding contracts with the Department of Agriculture for manufacture of corn syrup for export to Europe. No processor may use any steel drum obtained pursuant to such directive other than for shipment of corn syrup under these contracts, except as provided in § 944.11 of Priorities Regulation No. 1.

(d) Manufacturers of steel drums must give preference to orders covered by directives over all other orders either for steel drums or for other products requiring the same materials or facilities, except AAA rated orders.

(e) Communications concerning this direction should be addressed to the Containers Branch, Forest Products Division, Civilian Production Administration, Washington 25, D. C.

(f) This direction expires July 31, 1946.

Issued this 10th day of June 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-9771; Filed, June 10, 1946; 11:35 a. m.]

Chapter XI—Office of Price Administration

PART 1499—COMMODITIES AND SERVICES

[RMPR 165, Supp. Service Reg. 61]

CARRIERS (TRUCKERS) SERVICES ON THE ISLAND OF OAHU, TERRITORY OF HAWAII

A statement of the considerations involved in the issuance of this Supplementary Service Regulation No. 61 has been filed with the Division of the Federal Register. For the reasons set forth in that statement and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942 as amended, the Stabilization Act of 1942, as amended, and Executive Orders 9250 and 9328, Supplementary Service Regulation No. 61 is hereby issued.

§ 1499.710 *Maximum prices for hauling, trucking, express and delivery services on the Island of Oahu.* The provisions of RMPR 165 are modified to the extent set forth below as far as hauling, trucking, express and delivery services on the Island of Oahu are concerned.

(a) *Over ceiling prices prohibited.* Regardless of any contract, agreement, lease or other obligations or any price regulation or order heretofore issued by the Office of Price Administration, no person subject to this regulation shall sell, offer, solicit or attempt to render any service, nor shall any person accept or receive any service, in connection with the hauling, or trucking of, or express, or delivery services on the Island of Oahu, Territory of Hawaii, connected with any of the commodities herein enumerated or of a similar nature, at higher prices than those set forth in this maximum price schedule.

(1) Lower prices than those set forth herein may be charged, paid, or offered.

(2) Notwithstanding the use of the term "general merchandise" herein, this regulation does not include the transportation of liquids by tank trucks or of milk or icehouse merchandise, but does include liquids in drums, barrels and carboys crated or uncrated, or metal tanks.

(b) *Maximum prices set forth herein include the following.* (1) The service of picking up from and delivery to sidewalk, platform or store door or within consignee's premises at street level if approachable by carrier's vehicle, and stacking the commodity as limited in paragraph (d) (ii) below. For the purpose of this section, any portion of consignee's premises, access to which is furnished by vehicular elevator or ramp, is considered street level.

(2) This regulation applies only to persons who transport goods for compensation. It does not apply to a person who transports a commodity as an incident to the sale thereof nor does it authorize such person to depart in any way from his accustomed practice or charges for such service.

(c) *Exemptions.* The following are exempted from the provisions of this regulation:

(1) Any agency of the United States and territorial governments.

(2) Frozen perishable food commodities destined for "cold storage".

(d) *Tonnage rate basis.* (1) Maximum prices for the hauling of commodities specified in Tables A, B, and C marked "w/m" may be computed on gross weight or measurement, whichever yields the greater amount. Forty (40) cubic feet on a measurement basis being equal to one (1) short ton of 2,000 pounds. The maximum prices established in Table C vary according to the zones specified therein. Table A covers the price of hauling from any one place to another within the city limits of the City of Honolulu; the prices established as to the other zones are from any point in the City of Honolulu to any point within the zones defined in Table C.

(i) When the pick-up point of origin is in a zone specified in Table C or at a place specified in Table D and the point of destination is any place within the limits of the City of Honolulu, the maximum rates shall be the same as provided in Tables C and D for haulage from Honolulu to said specified zones and places.

(ii) Maximum prices set forth in the tables below do not provide for piling or stacking above eight (8) feet in height, and do not include picking up from or making delivery to basements or other than ground floors beyond a distance of 20 feet unless carrier's vehicle may safely enter same by vehicular elevator or ramp.

(e) *Household moving.* (1) The rates established for computing the maximum prices for household and office goods moving are set forth in Table E. These rates include truck and driver only.

(2) Notwithstanding any other provisions of this section, used household and office goods moving includes the removal of the goods from the interior of the shipper's premises and delivery to the interior of the consignee's premises without charge other than the charge established in Table E.

(3) Rates established in paragraph (e) (1) of this Supplementary Service Regulation will not apply to the following:

(i) Property transported from, to, or between the place or places of business of a dealer in or auctioneer of property bought or sold in connection with such business.

(f) *Hourly rental rates.* An hourly rental rate is hereby established for trucks of the sizes and styles as set forth in Table E. This rental service includes the truck and driver only. Where an additional helper or helpers are employed the maximum hourly rate shall be as set forth in Table E.

(g) *Rural Oahu.* The maximum prices for haulage of commodities specified in Tables C or D from any point within the city limits of the City of Honolulu to any of the places enumerated in Tables C or D are hereby established as set forth in said Tables C or D.

(h) *Miscellaneous provisions.* (1) Carriers who combine a transportation service with a packing and/or crating and/or storage and/or shipping service must segregate the transportation service from either or all of the other services rendered and charge separately for the same.

(2) Uncovered trucks shall have tarpaulins or equivalent equipment for protection against rain, without extra cost to the shipper.

(3) No carrier need commence the unloading of freight until his transportation charge is either paid or payment guaranteed to his satisfaction.

(4) Goods which the carrier, after diligent effort, may be unable to deliver to its owner or consignee may be placed in a public warehouse at the owner's or consignee's risk and account; or, if transportation charges for the same are unpaid he may store the same in his own warehouse or in a public warehouse for his own account until such charges are paid, or otherwise preserve his lien in accordance with the local laws. When the transportation charges are paid under such circumstances, the carrier's transportation liability shall be considered accomplished upon his delivery to the owner or consignee the corresponding warehouse receipt or delivery order. No further charge shall be made for the service or services performed in accordance with this paragraph, except as may be provided for by local law, but in the event of the shipper requiring delivery to the original destination, the carriage shall be considered as a new and separate agreement and may be charged for not to exceed the rates herein established.

(i) *Delays to equipment.* Delays to equipment at destination for commodities hauled in accordance with Table A and the column designated "From pier to wholesale warehouse or any point in city to pier W/M" of Table B, for which the carrier is not responsible, may be charged for over and above the contract rate, at the rate of 75% of the hourly rental rate as listed in Table E.

(j) *Haulage in outside zones.* When the haulage originates and terminates in areas outside of the City of Honolulu, the maximum prices that may be charged for the same shall be as provided for the hourly rental of trucks and equipment in Table E.

(k) *Maximum price; haulage zone and commodity indefinite.* Maximum prices for haulage on the Island of Oahu which cannot be computed under any other paragraph of this Supplementary Service Regulation are established on the hourly basis as set forth in Table E for the rental of flat bed trucks.

(l) Within the City of Honolulu, the maximum price for carrying hand baggage, such as suitcases, valises, duffle bags, baskets and similar articles, not retained by the owner in his personal custody shall not exceed 25¢ per piece. Hauls outside of city limits are covered by Table D.

Within the City of Honolulu, trunks and heavy baggage shall be charged for on a time basis. The price may not exceed $2.25 per hour or fraction of the first hour; after the first hour, any fraction of an hour over one-half hour may be charged for as a full hour; any fraction of an hour less than one-half hour may be charged for proportionately only.

(m) *Definitions.* (1) The symbol "w/m" used herein means w-weight; m-cubic measurement.

(2) "Sidewalk platform" means a loading or unloading platform approachable from a street.

(3) "Rates" and "prices" are used synonymously herein.

(4) "Similar commodity" means any commodity having the same transportation characteristics.

(5) "General merchandise," except liquids hauled by tank trucks, milk, icehouse merchandise, alcoholic beverages, vegetables and perishables, and the materials listed in Tables A and C, includes all the objects of commerce; wares; goods; except those specified in Table A and specified in paragraphs II and III of Table B. The specifications of commodities under the heading of "general merchandise" in Table B, paragraph I, are explanatory of the same and not limitations.

(6) "Carrier" as used herein means any person who maintains a trucking or transportation business. It does not include railroads or public carriers or those regulated by a government agency.

(7) "Persons" includes an individual, corporation, partnership, or association, or any other organized group of persons, or legal successor or representative of any of the foregoing.

(8) "Point of origin" is the place where the commodity in question is first loaded on the carrier's vehicle.

(9) "Truck" means any kind of automotive vehicle used for the transportation of any commodity. The words "truck" and "vehicle" are used synonymously herein.

(10) "City limits of Honolulu." Commencing on the seashore at Black Point where an extension of the East side of Kealaolu Ave. cuts the seashore. Thence to and along the East side of Kealaolu Ave. to its intersection with the North side of Waialse Road. Along the North side of Waialse Road in a Westerly direction to its intersection with the East boundary of the City of Honolulu as described in Ordinance No. 443 of the City and County of Honolulu, dated August 23, 1928. N. 11°30' E. 2.60 miles along the East boundary of the City of Honolulu as described in said Ordinance 443. N. 58°20' W. 6.06 miles more or less to the Easterly boundary of Fort Shafter, U. S. Military Reservation. Thence along this boundary to the waterfront. Thence following the seashore in an Easterly direction along high water mark to the point of beginning.

(n) *Posting requirements.* Every carrier to whom this regulation is applicable shall post in a conspicuous place in his main place of business, or if he has no place of business on his truck or trucks, a printed or typewritten copy of Tables A, B, C, D, and E.

(o) *Records and reports.* (1) For persons other than movers of used household or office goods.

Every person to whom this regulation applies performing a service as provided herein must keep a substantially accurate record of each service performed. This record shall be retained for inspection by the Office of Price Administration. It shall be retained for not less than one year and shall contain the date of the service, the name of the shipper and consignee, the general nature of the commodity hauled, the place of pick-up and place of unloading, and the rate and total amount charged.

(2) Every mover of used household goods must keep at his place of business a record of each transaction in substantially the same form and containing the information indicated on the following form:

---------- (Name of Carrier) Date ----------, 191--

Order No. ---------- ---------- (Address) Invoice No. ----------

From: Shipper ---------- Address ---------- City ----------	To: Consignee ---------- Address ---------- Address ----------
Vehicle license No.	Registered as a ---------- ton truck
Number of helpers (other than driver)	Time of departure from trucker's premises AM PM
Load description (check) ☐ Household goods ☐ Commercial moving ☐ Piano ☐ Refrigerator	Time of arrival at shipper's address AM PM Time of departure from consignee's address AM PM
Were quilts, blankets or pads used for protection of furniture? (check) ☐ Yes ☐ No	Time of arrival at trucker's premises (estimated) AM PM
	Elapsed Time: Hours ---------- Minutes ----------
The above information is correct and the elapsed time is approved. Customer's signature ---------- (or authorized agent)	The above information is correct. Trucker's signature ---------- (or authorized agent)

(p) Tables A to E inclusive attached hereto are hereby made integral parts of this regulation.

This amendment shall become effective as of July 1, 1945.

NOTE: All reporting and record-keeping requirements of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 7th day of June 1946.

PAUL A. PORTER,
Administrator.

TABLE A—CEILING PRICES; WEIGHT/MEASUREMENT, HONOLULU CITY LIMITS

Item	Commodity	Rate basis unless otherwise specified—W/M per ton	
		Unit	Price
1	Bales of bags	Per bale	$0.35
2	Batteries, wet	W (2,000 pounds)	3.25
3	Brick, common	Per M (no piling)	3.50
4	Brick, fire	Per M (no piling)	6.25
5	Canec	W (2,000 pounds)	3.00
6	Concrete pipe up to 30" diameter.	W (2,000 pounds)	2.30
7	Concrete pipe over 30" diameter.	W (2,000 pounds)	2.85
8	Empty gas drums	Each	.125
9	Lumber	Per M bd. ft. (no segregation).	2.30
[1] 10	Machinery "A"	W/M	1.50
[2] 11	Machinery "B"	W/M	2.00
12	Paper containers	M (40 cu. ft.)	.80
13	Sand and crushed rock.	W (2,000 pounds)	.55
14	Terra cotta pipe	W/M (no distribution).	1.60
15	Tile, hollow	W (2,000 pounds)	1.65
16	Tires	W (2,000 pounds)	3.60
		M (40 cu. ft.)	1.20

[1] Machinery "A" Such as: Asbestos roofing, iron and steel, reinforcing angles, bars, channels, forging, pig-iron, plates, rails, sheets, structural; and pipe not over 30 feet in length. Plates over 6' x 12', pipe not over 8" diameter. Weight limit on single piece, 300 pounds. Bundle of steel less than 1,000 pounds.

[2] Machinery "B" Such as: Steel and structural steel, lengths over 30 feet, plates not over 6' x 30', 300 pounds to 10,000 pounds, and pipe over 8" diameter, sugar rolls—all sizes unloaded by consignee.

Delays to equipment.—Delays to equipment at destination for which the carrier is not responsible may be charged for over and above the contract rates named above at the rate of 75% of the hourly rental rate as listed in Table E.

Commodity	From pier to wholesale warehouse or any point in city to pier W/M	All other hauls W/M
I. General merchandise		
Such as: Automotive, bakery, construction, novelty, drugs, electrical, hospital, jewelry, laundry, photo, plumbing, radio, roofing, toilet supplies, etc., cement, feeds, fertilizer, flour, lime, rice, sugar, etc., furniture, groceries, and nonalcoholic beverages, or any other similar commodity, except if listed in table "A" (per ton)	$1.50	[1] $1.75
II. Vegetables and perishables		
60-100-lb. bags or crates, e. g., potatoes, citrus fruit, cantaloupes, eggs, etc	.08	.095
50-lb. crates, bags, e. g., onions, garlic, apples, pears, etc	.05	.065
30-40-lb. bags or crates, e. g., grapes, plums, etc	.035	.05
III. Alcoholic beverages		
Hard liquor (per case)	.08	.10
Beer, full bottles (per case)	.05	.06
Beer, empty bottles, anywhere in Honolulu (per case)	.03	.03

[1] On all hauling covered by this table under Column headed "All Other Hauls" when the charge computed for delivery results in an amount less than $0.50, a charge of $0.50 may be made.

Additional charges.—(1) In addition to the rates established in this Supplementary Service Order where the loading and unloading of any single piece or commodity weighing 750 pounds or more, or measuring 15 cu. ft. or more, the carrier may apply the hourly rental rates established in Table "E" instead of the per-ton rates set forth herein.

(2) Delays to equipment at destination for which the carrier is not responsible if the haulage is chargeable at the rate of $1.50 per ton may be charged for over and above the contract rate, at the rate of 75% of the hourly rental rate as listed in Table "E".

TABLE C—CEILING PRICES; WEIGHT, MEASUREMENT FULL TRUCKLOAD RATE OF 5 TONS OR MORE—RURAL OAHU

Item	Commodity	Rate basis unless otherwise specified W/M per ton	Hickam Field, Fort Kamehameha, Pearl Harbor, Aiea, Kuliouou, Wailupe	Pearl City	Aiea Heights, Waimano Home, Kipapa, Waipahu, Koko Head	Ford Island, Schofield, Wahiawa, Kailua, Kaneohe, Waimanalo	Waialua, Haleiwa, Punaluu, Hauula	Laie, Kahuku, Waimea	Ewa, West Loch	Kolekole, Wainae, Lualualei Camp Malakole
1	Brick, common	Per M (no piling)	$5.25	$5.75	$6.75	$7.75	$9.75	$10.75	$6.75	$8.75
2	Brick, fire	Per M (no piling)	6.75	7.25	7.75	8.75	10.75	12.75	8.25	9.75
3	Canec	W (2,000 pounds)	3.25	3.50	4.00	4.25	4.75	5.25	4.00	4.75
4	Concrete pipe up to 30" diameter	W (2,000 pounds)	2.85	3.15	3.45	4.00	4.60	5.15	3.75	4.60
5	Concrete pipe over 30" diameter	W (2,000 pounds)	3.45	3.75	4.00	4.60	5.15	5.75	4.30	5.15
6	Empty gas drums	Each	.20	.25	.30	.30	.40	.55	.35	.40
7	Lumber	Per M bd. ft. (no segregation).	2.85	3.15	3.45	4.00	4.60	5.75	3.75	4.60
[1] 8	Machinery "A"	W/M	2.00	2.00	2.30	2.85	3.15	3.75	2.30	3.15
[2] 9	Machinery "B"	W/M	2.30	2.60	2.85	3.45	4.00	4.60	3.15	4.00
[3] 10	Sand and crushed rock	W (2000 Pounds)								
11	Terra cotta pipe	W/M (No distribution)	2.00	2.30	2.60	3.15	3.45	4.00	2.85	3.45
12	Tile, hollow	W (2000 Pounds)	1.85	2.00	2.30	3.15	3.45	4.00	2.85	3.45

[1] Machinery "A" such as: Asbestos roofing, iron and steel, reinforcing angles, bars, channels, forging, pig-iron, plates, rails, sheets, structural; and pipe not over 30 feet in length. Plates over 6' x 12', pipe not over 8" diameter. Weight limit on single piece, 300 pounds. Bundle of steel less than 1,000 pounds, and pipe over 8" diameter, sugar rolls—all sizes unloaded by consignee.

[2] Machinery "B" such as: Steel and structural steel, lengths over 30 feet, plates not over 6' x 30', 300 pounds to 10,000 pounds, and pipe over 8" diameter, sugar rolls—all sizes unloaded by consignee.

[3] Sand and crushed rock: $0.55 per ton from quarry to any place within 5 miles; add 7 cents per ton for each additional mile.

TABLE D—CEILING PRICES; ALL HAULING NOT COVERED IN TABLE "C" HONOLULU TO RURAL OAHU AND RURAL OAHU TO HONOLULU

Commodities as in Table "B"	Aiea	Waipahu Ewa Wahiawa	Nanakuli Kaneohe	Waianae Waialua Kailua Kualoa	Kanana	Kawela Kahuku Hauula
(I) General merchandise	Ton $3.00	Ton $3.20	Ton $3.50	Ton $3.75	Ton $4.00	Ton $4.25
(II) Vegetables						
(III) Perishables						
(IV) Icehouse merchandise						
(V) Alcoholic beverages						
(VI) All items listed in Table "C" in loads under 5 tons						

1. For any location not mentioned in this Supplementary Regulation, the rate to nearest town mentioned shall apply.
2. Household and commercial moving rates are set forth in Table E, flat bed trucks.
3. No waiting time may be charged.

TABLE E—ISLAND OF OAHU: HOURLY RENTAL OF TRUCK AND EQUIPMENT AND ALL TRUCKING NOT ELSEWHERE SPECIFIED

HOUSEHOLD AND COMMERCIAL MOVING

	First 8 hours	Overtime	Sundays
Flat bed trucks and all vehicles not specified below (truck and driver):			
1½-ton vehicle and under	$2.25	$2.81	$4.00
2-ton vehicle	2.60	3.25	4.35
2½-ton vehicle	2.85	3.56	4.60
3 to 5-ton vehicle	3.50	4.38	5.25
6 to 10-ton vehicle	5.00	6.25	6.75
11 to 15-ton vehicle	5.50	6.88	7.25
16 to 20-ton vehicle	6.00	7.50	7.75
Truck driver's helper: Per man per hour	1.15	1.73	2.30

When trucks are adequately provided with blankets, quilts, or similar protection against chafing and injury to household goods being moved, an additional charge of $0.50 on the total sum may be added.

When refrigerators or pianos or both, regardless of size, are included with hoschold effects, an additional charge of $1.00 for each piece may be added to the total cost of the load.

	First 8 hours	Overtime	Sundays
Dump trucks (truck and driver):			
2 cu. yd. water level body	$2.25	$2.81	$4.00
3½ cu. yd water level body	3.15	3.94	4.90
5 cu. yd. water level body	3.45	4.31	5.20

When dump trucks are used under shovel, an additional charge of $0.25 per hour may be added to the above straight time rate.

Additional equipment:	*Ceiling price per hour*
Tractor and ten ton low bed dray	$3.45
One ton crane	3.15
Five ton crane	5.75
Finger lift hoist up to 4 tons	4.00
Finger lift hoist 5 tons and over	5.75

Heavy duty trailers (with towing unit, driver, and helper).

	Ceiling price per hour	Minimum charge
Up to 15 tons	$7.00	$25.00
From 15 tons to 40 tons	8.75	35.00
Over 40 tons	11.50	50.00

A minimum charge is to be computed in the event that the number of hours multiplied by the hourly charge is less than the established minimum rate.

[F. R. Doc. 46-9667; Filed, June 7, 1946; 11:30 a. m.]

PART 1336—RADIOS, X-RAY AND COMMUNICATION APPARATUS

[MPR 599, Amdt. 2]

RADIO RECEIVERS AND PHONOGRAPHS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 599 is amended in the following respects:

1. Section 1 is amended by deleting the word, "and", where it appears immediately after the number, "9328", and adding after the number, "9599", the phrase "and 9697".

2. Paragraph (a) of section 5 is amended to read as follows:

(a) *Price increase factors.* (1) A manufacturer's ceiling prices for sales of a radio for which he has an established price to distributors, are determined as follows:

(i) The ceiling price for sales to distributors is the manufacturer's established price for sales to the particular class of distributor increased by:

(a) 24% on radios for which his established price to the class of distributor which purchases in the largest dollar volume is less than $11.01.

(b) 21% or $2.64 whichever is greater, on radios for which his established price to the class of distributor which purchases in the largest dollar volume is more than $11.00 but less than $31.01.

(c) 19% or $6.51 whichever is greater, on radios for which his established price to the class of distributor which purchases in the largest dollar volume is more than $31.00.

(ii) The ceiling prices for sales of the radio to a dealer shall be determined by applying the manufacturer's differential (as established in accordance with Section 8) to his ceiling prices for sales to a distributor, determined as above. However, regardless of any higher price computed in this way, the manufacturer's ceiling price for a sale to a dealer may not exceed a distributor's ceiling price, as fixed by section 10 (b), for a sale of the same radio to a dealer.

(2) A manufacturer's ceiling prices for sales of a radio for which he does not have an established price for sales to distributors are determined as follows:

(i) The ceiling price for sales to dealers is the manufacturer's established price for sales to the particular class of dealer increased by:

(a) 24% on radios for which his established price to the class of dealer which purchases in the largest dollar volume is less than $13.01.

(b) 21% or $3.12, whichever is greater, on radios for which his established price to the class of dealer which purchases in the largest dollar volume is more than $13.00 but less than $35.41.

(c) 19% or $7.43, whichever is greater, on radios for which his established price to the class of dealer which purchases in the largest dollar volume is more than $35.40.

(ii) The ceiling price for sales of the radio to a distributor shall be determined by applying the manufacturer's differential, (as established in accordance with Section 8), to the ceiling price for sales to a dealer, determined as above.

(3) No increase in a manufacturer's established price for the sale of a radio to a consumer is authorized by this section.

(4) A manufacturer's ceiling price for radios for which he does not have established prices shall be determined in accordance with the following sections of this regulation.

3. A new section 5a is added after section 5 to read as follows:

SEC. 5a. *Manufacturers ceiling prices for certain radios whose ceiling prices were finally determined prior to May 16, 1946.* A manufacturer of any radio whose ceiling price had been "finally determined" under section 6, 7, 8 or 18 of this regulation prior to May 16, 1946, may increase that ceiling price by 8 percent.

A ceiling price shall be deemed to have been "finally determined" prior to May 16, 1946, if that price had been established by an order under section 6, 7, 8 or 18 of the regulation effective prior to May 16, 1946, or if under section 6 of this regulation that price had been reported to the Office of Price Administration prior to May 1, 1946, and has not been disapproved, and there is no other reason specified in section 6 (c) of this regulation for treating the reported price as invalid for the purpose of establishing a manufacturer's ceiling price.

4. Paragraph (a) of section 6 is amended to read as follows:

(a) *Calculation of prices.* A manufacturer shall calculate his ceiling price for a new model radio, which is "comparable" to a radio for which he has a ceiling price under section 5, 5a, 6, 7, 8 or 18 of this regulation as follows:

Step 1. He finds his current "unit direct costs" of the comparable radio for which he has a ceiling price under section 5, 5a, 6, 7, 8 or 18 of this regulation and for the new model radio which is being priced.

Step 2. He finds his mark-up factor by dividing the unit direct cost of the comparable radio into its f. o. b. factory ceiling price (exclusive of Federal excise tax) to the class of purchaser which normally accounts for the largest dollar volume of his sales.

Step 3. He multiplies the unit direct cost of the radio being priced by that mark-up factor. The result is the f. o. b. factory ceiling price (exclusive of Federal excise tax) to the same class of purchaser.

5. Subparagraph (b) (1) of section 6 is amended to read as follows:

(1) "Comparable" radio means the one which is of the same type as the radio being priced (for example, plastic cabinet table model, wood cabinet table model, table model combination radio phonograph, personal portable other portable, console combination, auto radio, etc.), which is closest to it in basic features (for example, short wave band, push button tuning, etc.), which is closest to it in unit direct cost and which has been produced since October 30, 1945. If the manufacturer has no radio which he has produced since October 30, 1945 which meets the foregoing provisions of this definition he may consider a radio whose ceiling price was determined under section 5 as a comparable model even though it was not produced since October 30, 1945.

6. Subparagraph (b) (2) (i) of section 6 is amended to read as follows:

(i) *Wage rates.* The wage rates applicable to any radio shall be the straight time wage rates for each class of labor involved in the production of the radio prevailing in the manufacturer's plant at the time the report required by this section is filed. However, no wage or salary adjustment instituted under the authority of Section 1 of Title IV of Executive Order 9599 or Executive Order 9697 may be included in labor costs if such adjustments have not been the same for all types of labor and the proportion between the various types of labor used in the new model radio varies

substantially from that in the comparable radio.

7. A new paragraph (e) is added to section 6 to follow paragraph (d) and to read as follows:

(e) *Economies effected in the production of any radio whose ceiling price was determined under this section.* If after obtaining a ceiling price for a radio under this section, a manufacturer thereafter realizes savings in direct or indirect costs and expenses incurred in the production of that radio, the Office of Price Administration may require by order that such economies be reflected in the ceiling price for such radio.

8. Section 9 is amended to read as follows:

SEC. 9. *Dealers' ceiling prices for radios other than "special brand" radios.* Every manufacturer is required to calculate the retail ceiling prices of all radios, except "special brand" radios, which he sells to distributors or dealers, in accordance with the provisions of this section. The retail ceiling price properly calculated when the manufacturer delivers the radio to a purchaser for resale, shall be the retail ceiling price for a sale of that radio to a consumer irrespective of subsequent changes in the provisions of this section.

(a) The retail ceiling price in "Zone I" for a radio for which the manufacturer has a ceiling price to distributors is the total of the following, adjusted upward to the nearest five cents:

(1) His "ceiling price" to that class of distributor to which he sells radios in the largest dollar volume.

(2) The applicable amount of the following:

74% of that price if it is less than $11.89.
81% of that price if it is more than $11.88 but less than $33.49.
95% of that price if it is more than $33.48.

(3) The amount of the Federal excise tax paid on the sale to that class of distributor.

(b) The retail ceiling price in Zone I for a radio which the manufacturer does not have a ceiling price to distributors is the total of the following, adjusted upward to the nearest five cents:

(1) His ceiling price to that class of dealer to which he sells radios in the largest dollar volume.

(2) The applicable amount of the following:

49% of that ceiling price if it is less than $14.05.
58% of that ceiling price if it is more than $14.04 but less than $38.24.
65% of that ceiling price if it is more than $38.23 but less than $162.01.
82% of that ceiling price if it is more than $162.00.

(3) The amount of the Federal excise tax paid on sales to that class of dealer.

(c) The retail ceiling price for sales of a radio in "Zone II" is the retail ceiling price in Zone I increased by 5% and adjusted to the nearest five cents.

(d) For the purpose of this section:

(1) A manufacturer's "ceiling price" is his f. o. b. factory ceiling price (exclusive of Federal excise tax) as established under sections 5, 5a, 6, 7, 8, or 18 of this regulation, or his adjusted f. o. b. factory ceiling price (exclusive of Federal excise tax) as authorized under Supplementary Orders Nos. 118 or 119 or 148, unless the Office of Price Administration specifically prohibits the use of such an adjusted price as a basis for determining retail ceiling prices under this section, or any price not more than 1% below such ceiling price provided that any price adjusted by such 1% or fraction thereof may not be less than the manufacturer's selling price.

(2) "Zone I" is that area of the following two in which the radio is manufactured. The other area is "Zone II".

(i) One area consists of the states of Arizona, New Mexico, California, Washington, Oregon, Idaho, Nevada, Utah, Colorado, Wyoming, Montana, and the following counties in Texas: El Paso, Hudspeth, Culberson, Jeff Davis, Presidio, Brewster, Terrell, Pecos and Reeves.

(ii) The other area consists of the remaining counties of Texas, all the other states in the United States and the District of Columbia.

9. Section 10 is amended to read as follows:

SEC. 10. *Distributors' ceiling prices for radios other than special brand radios.* Every manufacturer is required to calculate distributors' ceiling prices to dealers of all radios of his manufacture (except special brand radios), in accordance with the provisions of this section, and to notify distributors of their ceiling prices. A distributor's price properly calculated when the manufacturer delivers the radio to a distributor shall be the distributor's ceiling price for a sale of that radio irrespective of subsequent changes in the provisions of this section.

(a) A distributor's ceiling price, to that class of dealer to whom he sells radios in the largest dollar volume, for a radio for which the manufacturer has calculated the retail ceiling prices in accordance with section 9 above, is calculated as follows:

(1) Find the retail ceiling price for sales in the same zone as that in which the distributor's point of shipment is located.

(2) Deduct from that price the amount of the Federal excise tax included in it.

(3) Deduct from the remainder the applicable discount of the following:

(i) 31% when the retail ceiling price in Zone I is less than $22.51.

(ii) 33% when that retail ceiling price in Zone I is more than $22.50 but less than $68.51.

(iii) 36% when that retail ceiling price in Zone I is more than $68.50.

(4) To the figure resulting from the above computations, add the amount of Federal excise tax originally deducted.

(5) The result is the distributor's ceiling price for sales to that class of dealer to whom he sells in the largest dollar volume.

(b) A distributor's ceiling price for the sale of a radio to a class of purchaser other than the class of dealer to which he sells in the largest dollar volume shall reflect the distributor's customary differentials for sales to different classes of purchasers. However, in no case may the distributor's ceiling price to a consumer exceed the retail ceiling price as determined under Section 9 of this regulation, and in no case may a distributor's price to a dealer reflect less than the following discounts from the retail ceiling price (exclusive of Federal excise tax) of the radio.

28.5% when that retail ceiling price in Zone I is less than $22.51.

31% when that retail ceiling price in Zone I is more than $22.50 but less than $68.51.

33.5% when that retail ceiling price in Zone I is more than $68.50.

10. After section 10, a new section 10a is added to read as follows:

SEC. 10a. *Adjustment of ceiling prices for certain "special brand" radios.* Every "special brand purchaser" other than a mail order house or an automobile manufacturer who has a ceiling price for his sales of a "special brand" radio to a distributor established under section 11 of this regulation by an order issued prior to May 16, 1946, may increase the ceiling price established in such order by 8 percent and compute retail ceiling prices and distributors' ceiling prices in accordance with the provisions of sections 9 and 10 of this regulation.

11. A new paragraph (c) is added to section 13 to follow paragraph (b) and to read as follows:

(c) Regardless of the foregoing provisions of this section, a manufacturer is not required to tag any radio which is shipped to a purchaser who operates both as a mail order house and as any other type of retail seller. The purchaser however is required to comply with the foregoing tagging provisions, except in regard to a radio which is sold at retail by mail order.

12. A new paragraph (c) is added to section 14 to follow paragraph (b) and to read as follows:

(c) However, a dealer or mail order house, who does not customarily give sales invoices to purchasers and also is not required to do so with respect to any other product which he sells, is not required to do so because of paragraph (a) of this section (except when he is specifically requested by the purchaser to furnish a sales invoice) or to keep a copy of such a sales invoice as required by paragraph (b) (3) of this section.

13. Section 15 is amended to read as follows:

SEC. 15. *Discounts, allowances, terms, conditions of sale.* The ceiling prices established under this regulation are subject to each seller's customary delivery terms, installation charges, conditions of sale, terms, discounts, and other price differentials in effect between July 15, and October 15, 1941, or thereafter properly established under OPA regulations; however, nothing contained in this regulation shall be construed to require any seller to accept a radio or any other article as part payment of any ceiling price established by this regulation, or if a seller does accept a trade-in, he need not make an allowance which exceeds the reasonable value of the article accepted as a trade-in.

In the case of a distributor or dealer who did not sell radios between July 15, and October 15, 1941, or whose discounts, allowances, terms, and other conditions of sale have not been established under OPA regulations the ceiling prices fixed under this regulation for his sales are subject to the same delivery terms, installation charges, conditions of sale, terms, discounts and other price differentials which his closest competitor who did sell radios between July 15 and October 15, 1941, is required to allow under the provisions of this regulation. If the distributor or dealer cannot ascertain the delivery terms, installation charges, etc., which his nearest competitor is required to allow he shall apply to the nearest district Office of Price Administration for an order under this section establishing the conditions to which his ceiling prices are subject. Such application may be by letter and shall state the type of business he is operating (distrioutor, dealer) when he started to sell radios, the radios which he desires to sell and the classes of purchasers to whom he sells. An order will be issued under this section establishing terms, allowances and other conditions of sale in line with the conditions of sale generally fixed by the regulation.

If a distributor or dealer who did not sell radios between July 15 and October 15, 1941, does not allow the same discounts, delivery terms, installation charges, and other price differentials allowed by his nearest competitor who did sell radios between July 15 and October 15, 1941, or does not file an application in accordance with the provisions of this section, or if he fails to provide the information required by this section, the Price Administration may on his own motion, issue orders under this section fixing discounts, allowances and other price differentials in line with such conditions of sale fixed by this regulation. Conditions of sale so established will apply to all sales and deliveries made on and after June 7, 1946.

14. Section 18 is amended by substituting the number "11" for the number "10" wherever the latter number appears in section 18.

15. At the end of section 22, a new section 23 is added to read as follows:

SEC. 23. *Delegation of authority.* Any Regional Administrator or District Administrator authorized by the appropriate Regional Administrator may issue orders under section 15 of this regulation.

This amendment shall become effective on the 7th day of June 1946.

NOTE: The reporting provisions of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 7th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9714; Filed, June 7, 1946; 4:08 p. m.]

PART 1305—ADMINISTRATION

[Rev. SO 119, Amdt. 11]

INDIVIDUAL ADJUSTMENTS FOR RECONVERTING MANUFACTURERS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Supplementary Order No. 119 is amended in the following respect:

Appendix C, List I, is amended by changing the profit factor for "Office and store machines" from 8.9 to 7.5.

This amendment shall become effective on the 15th of June 1946.

Issued this 10th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9791; Filed, June 10, 1946; 11:46 a. m.]

PART 1305—ADMINISTRATION

[SO 164 (§ 1305.192)]

ADDING PROVISIONS TO CERTAIN PRICE REGULATIONS PERMITTING INCREASES IN MAXIMUM PRICES OF FLUID MILK AND CREAM IN CERTAIN MILK MARKETING AREAS

A statement of considerations involved in the issuance of this order, issued simultaneously herewith, has been filed with the Division of the Federal Register.

SECTION 1. *Purpose of this order.* This order permits increases in the sellers' maximum prices for "fluid milk", "cream" and "half-and-half" sold at wholesale and retail to compensate such sellers for the increases in maximum prices payable to producers permitted by Amendment No. 21 to Maximum Price Regulation 329 issued simultaneously herewith.

SEC. 2. *Definitions.* (a) "Whole milk" means milk sold at wholesale or retail for ultimate human consumption in the fluid state. It includes, but is not limited to standard milk, grade A milk, grade B milk, homogenized milk, Vitamin D milk, homogenized-Vitamin D milk, certified milk, Guernsey milk, and may be raw or pasteurized.

(b) "Fluid milk products" includes but is not limited to such products as skim milk, buttermilk, chocolate milk, chocolate milk drink, and other flavored milk drinks sold at wholesale or retail for ultimate human consumption in the fluid state. It does not include evaporated milk, condensed milk and sweetened condensed milk.

(c) "Fluid milk" hereafter used in this order means both "whole milk" and "Fluid milk products."

(d) "Cream" means fluid cream whether sweet or sour sold at wholesale and retail for ultimate human consumption in the fluid state It must contain at least 16 percent butterfat.

(e) "Half-and-half" means that mixture of milk and cream sold at wholesale and retail for ultimate human consumption which contains at least 8 percent butterfat and less than 16 percent butterfat.

(f) "Seller" means any person who sells "fluid milk", "cream" and "half-and-half" at wholesale and retail except the following:

(1) Those persons who are permitted to increase their maximum prices for "fluid milk," "cream" and "half-and-half" pursuant to Supplementary Order No. 163; and

(2) Those persons who determine their maximum prices for "fluid milk," "cream" and "half-and-half" pursuant to the provisions of Restaurant Maximum Price Regulation No. 2.

(g) "Container" as used in sections 5, 6 and 7 of this supplementary order shall include bulk containers of "fluid milk" and "cream," and maximum prices for such "fluid milk" and "cream" which are established pursuant to Maximum Price Regulation 280 may be increased by the amounts specified in sections 5, 6 and 7 below.

SEC. 3. *Maximum price regulations affected by this supplementary order.* (a) Except as provided in paragraphs (b) through (i) of section 5 below, the increases permitted in sections 6 and 7 below apply to all maximum prices now established for "fluid milk," "cream" and "half-and-half" pursuant to the following regulations and regional orders:

(1) The General Maximum Price Regulation;

(2) Supplementary Regulation 14A to the General Maximum Price Regulations;

(3) Maximum Price Regulation 280; and

(4) All regional orders establishing or adjusting maximum prices for "fluid milk", "cream" and "half-and-half" pursuant to the authority contained in the above-mentioned regulations and pursuant to the authority contained in Supplementary Regulation 15 to the General Maximum Price Regulation.

(b) The increases permitted in sellers' maximum prices for "fluid milk", "cream" and "half-and-half" shall not apply to the following: (1) Those sellers who are permitted to increase their maximum prices for "fluid milk", "cream" and "half-and-half" pursuant to Supplementary Order No. 163; and

(2) Those sellers whose maximum prices for "fluid milk", "cream" and "half-and-half" are determined pursuant to the provisions of Restaurant Maximum Price Regulation No. 2.

SEC. 4. *Geographical applicability of this order.* (a) This order shall apply to the forty-eight states and the District of Columbia.

SEC. 5. *Sellers who may increase their maximum prices pursuant to this order.* (a) Except as provided in paragraphs (b) through (i) below, the increases permitted in the maximum prices of "fluid milk", "cream" and "half-and-half" set forth in section 6 and section 7 below shall apply to sellers in all places in the forty-eight states and the District of Columbia.

(b) Sellers in those areas to which Supplementary Order No. 163 applies shall not increase their maximum prices above the amount permitted by such supplementary order. This supplemen-

tary order does not apply in the areas covered by Supplementary Order No. 163.

(c) In the State of New Mexico, the seller's maximum prices for "fluid milk" shall be the maximum prices for such "fluid milk" established for the State on January 1, 1946, pursuant to Amendment 8 to Order No. G–36 under § 1499.18 (c) of the General Maximum Price Regulation issued by the Denver Regional Office, Region VII, of the Office of Price Administration.

(d) In those areas of the State of Arizona, where sellers' maximum prices for "fluid milk" were fixed by Order No. G–3 under Supplementary Regulation 15 to the General Maximum Price Regulation issued by the San Francisco Regional Office, Region VIII, of the Office of Price Administration, the sellers' maximum prices for such "fluid milk" shall continue to be the maximum prices established by such Order G–3.

(e) In those areas in the State of Washington, where the sellers' maximum prices for "fluid milk" were established by Order No. G–2 under Supplementary Regulation 15 to the General Maximum Price Regulation, issued by the San Francisco Regional Office, Region VIII, of the Office of Price Administration, the sellers' maximum prices for such "fluid milk" shall be the prices in effect immediately prior to the issuance of this Supplementary Order, plus the following:

(1) For "whole milk", one-half cent per quart and proportionate amounts for other size containers.

(2) For "fluid milk products", one-quarter cent per quart and proportionate amounts for other size containers.

(f) In those areas in the states of Washington and Oregon where the sellers' maximum prices for "fluid milk" were established by Order No. G–4 under Supplementary Regulation 15 to the General Maximum Price Regulation issued by the San Francisco Regional Office, Region VIII, of the Office of Price Administration, the sellers' maximum prices for such "fluid milk" shall be the prices in effect immediately prior to the issuance of this supplementary order, plus the following:

(1) For "whole milk", one-half cent per quart and proportionate amounts for other size containers.

(2) For "fluid milk products", one-quarter cent per quart and proportionate amounts for other size containers.

(g) In those areas in the State of Texas where the sellers' maximum prices for "fluid milk" were established by Order No. G–11 under Supplementary Regulation 14A to the General Maximum Price Regulation issued by the Dallas Regional Office, Region V, of the Office of Price Administration, the sellers' maximum prices shall be the prices for such "fluid milk" in effect immediately prior to the issuance of this supplementary order, plus the following:

(1) For "whole milk" one-half cent per quart and proportionate amounts for other size containers.

(2) For "fluid milk products" one-quarter cent per quart and proportionate amounts for other size containers.

(h) In the City of El Paso, Texas where the sellers' maximum prices for fluid milk were established by Order No. G–13 under Supplementary Regulation 14A to the General Maximum Price Regulation issued by the Dallas Regional Office, Region V, of the Office of Price Administration, the sellers' maximum prices shall be the prices for such fluid milk in effect immediately prior to the issuance of this supplementary order plus the following:

(1) For "whole milk" one-half cent per quart and proportionate amounts for other size containers.

(2) For fluid milk products one-quarter cent per quart and proportionate amounts for other size containers.

(i) In those areas in the State of Tennessee where the sellers' maximum prices for "fluid milk" were established by Amendment 6 to Order No. G–21 under Supplementary Regulation 15 to the General Maximum Price Regulation issued by the Atlanta Regional Office, Region IV, of the Office of Price Administration, the sellers' maximum prices shall be the prices for such "fluid milk" in effect immediately prior to the issuance of this Supplementary Order, plus the following:

(1) For "whole milk" one-half cent per quart and proportionate amounts for other size containers.

(2) For "fluid milk products" one-quarter cent per quart and proportionate amounts for other size containers.

SEC. 6. *Permitted increases in the maximum prices of "fluid milk."* (a) Any seller of "fluid milk" in the areas defined in section 5 (a) above may increase his maximum prices for such "fluid milk" in effect immediately prior to the issuance of this supplementary order by the following amounts:

(1) For "whole milk," one cent per quart and proportionate amounts for other size containers.

(2) For "fluid milk products" one-half cent per quart and proportionate amounts for other size containers.

SEC. 7. *Permitted increases in the maximum price of "cream" and "half-and-half."* (a) Any seller of cream and half-and-half in all areas designated in paragraph (a) and paragraph (c) through (i) of section 5 above may increase his maximum prices for such "cream" and "half-and-half" in effect immediately prior to the issuance of this supplementary order by the following amount:

(1) For "cream" one cent per half pint and proportionate amounts for other size containers.

(2) For "half-and-half" one half cent per half-pint and proportionate amounts for other size containers.

This Supplementary Order No. 164 shall become effective June 7, 1946.

Issued this 7th day of June 1946.

PAUL A. PORTER,
Administrator.

Approved: June 6, 1946.

N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 46–9715; Filed, June 7, 1946; 4:06 p. m.]

PART 1314—RAW MATERIALS FOR SHOES AND OTHER LEATHER PRODUCTS

[MPR 61, Amdt. 4]

LEATHER

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 61 is amended by adding section 19 to read as follows:

SEC. 19. *Modification of maximum prices.* The maximum prices established pursuant to the provisions of this regulation may be modified by the Price Administrator by order of general applicability issued pursuant to this section.

This amendment shall become effective this 7th day of June 1946.

Issued this 7th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–9711; Filed, June 7, 1946; 4:07 p. m.]

PART 1347—PAPER AND PAPER PRODUCTS, RAW MATERIALS FOR PAPER AND PAPER PRODUCTS, PRINTING AND PUBLISHING

[MPR 32,[1] Amdt. 5]

A statement of the considerations involved in the issuance of this amendment and issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 32 is amended in the following respect:

1. In Appendix B (d) the item "Strawboard" is amended to read as follows:

Strawboard: 0.009—30–34 lb. weight	1.07

This amendment shall become effective June 15, 1946.

Issued this 10th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–9777; Filed, June 10, 1946; 11:46 a. m.]

PART 1336—RADIOS; X-RAY AND COMMUNICATION APPARATUS

[MPR 599, Amdt. 3]

RADIO RECEIVERS AND PHONOGRAPHS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 599 is amended in the following respects:

1. A new section 11a is added after section 11 to read as follows:

SEC. 11a. *Ceiling prices for radios manufactured by automobile manufacturers.* Anything in this regulation to the contrary notwithstanding, ceiling prices for all sales of automobile radios manufactured by an automobile manufacturer

[1] 11 F.R. 3249, 3414, 4603, 5121.

shall be established by order under this section. The ceiling prices established in such orders shall be in line with the level of ceiling prices established by orders issued under section 11 of this regulation for sales of special brand automobile radios.

Every automobile manufacturer who manufactures radios designed to be installed in automobiles shall apply under this section to the Office of Price Administration, Washington, D. C., for the establishment of ceiling prices for sales of radios of his manufacture, supplying the same information required under section 11 (a) and (b). The order establishing ceiling prices for the manufacturer's sales of such radios shall also establish resellers' ceiling prices.

NOTE: The reporting provisions of this amendment has been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

This amendment shall become effective on the 10th day of June 1946.

Issued this 10th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–9790; Filed, June 10, 1946; 11:48 a. m.]

PART 1347—PAPER, PAPER PRODUCTS, RAW MATERIALS FOR PAPER AND PAPER PRODUCTS, PRINTING AND PUBLISHING

[MPR 410,[1] Amdt. 5 (§ 1347.1009)]

PULPWOOD PRODUCED IN THE STATES OF ARKANSAS, TEXAS AND THAT PORTION OF LOUISIANA WEST OF THE MISSISSIPPI RIVER

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 410 is amended in the following respect:

In Appendix A, paragraph (c) is added to read as follows:

(c) *Special pricing.* A consumer who wishes to establish a price on peeled pulpwood produced upon a given operation shall apply to the Paper and Paper Products Branch, Office of Price Administration, Washington 25, D. C., for approval of a maximum price for such peeled pulpwood. The application shall set forth the following information:

(1) The name and address of the consumer;

(2) The name and address of the seller;

(3) The location of the operation where the pulpwood is cut;

(4) The species and approximate number of cords of pulpwood that are to be purchased;

(5) The approximate date on which delivery of pulpwood will be completed;

(6) Estimated cost per cord to peel the pulpwood;

(7) The requested price per cord of pulpwood (i) f. o. b. cars, or (ii) delivered by truck to the consuming mill.

Unless the Office of Price Administration or a duly authorized representative thereof shall, by letter-order mailed to the applicant within 15 days from the filing of an application, approve, reject, adjust, amend, deny or extend the time within which to do any of the foregoing, such application shall be deemed to have been approved, subject to nonretractive written disapproval or adjustment at any later date by the Office of Price Administration.

This amendment shall become effective June 15, 1946.

NOTE: The reporting provisions of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 10th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–9786; Filed, June 10, 1946; 11:47 a. m.]

[1] 8 F.R. 8508; 9 F.R. 2768, 13261; 10 F.R. 12923; 11 F.R. 1816.

PART 1346—BUILDING MATERIALS

[MPR 224, Amdt. 16]

CEMENT

A statement of the considerations involved in the issuance of this Amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 224 is amended in the following respects:

1. The notification provision in the last paragraph of § 1346.104 (a) (1) (c) is amended to read as follows:

Effective April 22, 1946, the Office of Price Administration has granted an additional adjustment of 10¢ per barrel to manufacturers of cement in Arizona, Southern California and Southeastern Nevada making a total increase of 30¢ per barrel over the manufacturer's March 1942 prices. Any person who resells the cement in the same form is permitted to add the actual dollars-and-cents amount of this additional price increase to his existing maximum prices for cement actually purchased at the increased price for resale in the same form; except that where specific maximum prices are fixed by an area pricing order, such specific maximum prices shall apply in that area.

2. Section 1346.104 (b) (1) (ii) is amended to read as follows:

(ii) A price f. o. b. mill in bulk not in excess of the price listed below in the Bureau of Mines District in which the mill is located.

District No.:	*Price per barrel*
1. (Eastern Pennsylvania, New Jersey, Maryland, District of Columbia, Delaware)	$1.53
2. (New York, Connecticut, Rhode Island, Massachusetts, New Hampshire, Vermont, Maine)	1.56
3. (Western Pennsylvania, Ohio, West Virginia)	1.47
4. (Michigan)	1.48
5. (Indiana, Illinois, Wisconsin, Kentucky)	1.62
6. (Georgia, Alabama, Tennessee, Louisiana, Mississippi, North Carolina, South Carolina, Virginia, Florida)	1.64
7. (Eastern Missouri, Iowa, Minnesota, North Dakota, South Dakota)	1.74
8. (Nebraska, Kansas, Oklahoma, Western Missouri, Arkansas)	$1.63
9. (Texas)	1.58
10. (Colorado, Utah, Montana, Idaho, Wyoming, New Mexico)	1.93
11. (Northern California, Nevada except Southeastern Nevada)	1.43
11a. (Arizona, Southern California, Southeastern Nevada)	1.73
12. (Oregon, Washington)	1.81

(a) The manufacturer may use the alternative pricing method set forth in (ii) above only if he indicates on the billing that the price has been determined in accordance with § 1346.104 (b) (1) (ii) of this Maximum Price Regulation 224; and if the cement is to be sold to a person who resells in the same form reseller will absorb any increases in cost resulting to him from his increased acquisition cost arising from the application of paragraph (ii); *Provided*, That the obligations of a manufacturer under this provision will be met if he secures an affidavit from the reseller that the latter will absorb any increases in cost resulting to him by reason of the manufacturer's determination of price under § 1346.104 (b) (1) (ii).

3. Section 1346.105 (a) is deleted.

4. Sections 1346.105 (b), and (c), are redesignated as §§ 1346.105 (a), and (b) respectively. Section 1346.105 (d) is redesignated §1346.105 (c) and is amended to read as follows:

(c) Any person purchasing cement for resale in the same form may add to a maximum price established under § 1346.105 an amount not exceeding the dollars-and-cents increase in cost to him resulting from the increase in maximum prices permitted manufacturers of cement under § 1346.104 (a). However, in any area where specific maximum prices are fixed by an area pricing order, such specific maximum prices shall apply in that area.

This Amendment No. 16 shall become effective June 15, 1946.

Issued this 10th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–9779; Filed, June 10, 1946; 11:48 a. m.]

PART 1347—PAPER, PAPER PRODUCTS, RAW MATERIALS FOR PAPER AND PAPER PRODUCTS, PRINTING AND PUBLISHING

[MPR 449[1], Amdt. 6]

GROUND SPECIALTY PAPERS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 449 is amended in the following respect:

The tables of prices for Groundwood Book Papers, Lightweight Groundwood Printing Papers, General Use Papers, Special End Use Groundwood Converting Papers, Groundwood Hanging Papers and General Converting grades of Groundwood Papers appearing in Appendix A (a) are amended to read as follows: (a) Maximum base prices for listed grades:

[1] 8 F.R. 11515, 14985; 9 F.R. 6633, 7504, 8237.

GROUNDWOOD BOOK PAPERS

Grade	Minimum standard basis weight	Code for lightweight differential see paragraph (c) (2)	Maximum base price
A-1 printing	40 lbs.—25 x 38/500	A L D	5.25
A-1 printing supercalendered	45 lbs.—25 x 38/500	B L D	5.50
A-2 printing	40 lbs.—25 x 38/500	A L D	5.00
A-2 printing supercalendered	45 lbs.—25 x 38/500	B L D	5.25
B printing	32 lbs.—24 x 36/500	C L D	5.15
B printing supercalendered	36 lbs.—24 x 36/500	D L D	5.40
B publication	32 lbs.—24 x 36/500	None	4.90
Novel	32 lbs.—24 x 36/500	None	4.40
Supercalendered groundwood rotogravure	39 lbs.—25 x 38/500	E L D	5.65

LIGHTWEIGHT GROUNDWOOD PRINTING PAPERS

Lightweight directory	28 lbs.—24 x 36/500	F L D	5.40
Lightweight catalog	28 lbs.—24 x 36/500	F L D	5.65

GENERAL USE PAPERS

Groundwood poster	32 lbs.—24 x 36/500	H L D	5.40
Railroad manila	14 lbs.—17 x 22/500	G L D	5.40
Type III mimeograph paper	18 lbs.—17 x 22/500	None	5.65
B groundwood mimeograph paper	16 lbs.—17 x 22/500	None	5.40
A groundwood drawing	36 lbs.—24 x 36/500	None	5.15
B groundwood drawing	36 lbs.—24 x 36/500	None	5.15

SPECIAL END USE GROUNDWOOD CONVERTING PAPERS

Groundwood Carbonizing	35 lbs.—24 x 36/500	J L D	5.90
Groundwood lining	32 lbs.—24 x 36/500	None	5.65
Groundwood coating	20 lbs.—20 x 24/500	K L D	5.65
Canary pencil tablet	32 lbs.—24 x 36/500	H L D	4.65
White pencil tablet	32 lbs.—24 x 36/500	H L D	4.30

GROUNDWOOD HANGING PAPERS

A-1 groundwood hanging	38 lbs.—24 x 36/480	None	5.40
A-2 groundwood hanging	38 lbs.—24 x 36/480	None	4.90
No. 2 groundwood hanging	38 lbs.—24 x 36/480	None	5.15

GENERAL CONVERTING GRADES OF GROUNDWOOD PAPERS

A-1 groundwood converting	16 lbs.—17 x 22/500	L L D	6.15
A-2 groundwood converting	16 lbs.—17 x 22/500	L L D	5.90
B-1 groundwood converting	16 lbs.—17 x 22/500	L L D	5.90
B-2 groundwood converting	32 lbs.—24 x 36/500	I L D	5.65

This amendment shall become effective June 15, 1946.

Issued this 10th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9787; Filed, June 10, 1946; 11:46 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[2d Rev. MPR 270,[1] Amdt. 13]

DRY EDIBLE BEANS AND CERTAIN OTHER DRY FOOD COMMODITIES

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

In section 2 (a) the definition of "destination distributor" is amended to read as follows:

"Destination distributor" means a person, other than a processor or dealer, who customarily buys the kind and variety (or class) of the listed commodity being priced in carlot or truckiot quantities from dealers and resells it to wholesalers for his own account and who either (1) has his principal place of business at the terminal market or marketing area where the particular lot of the listed commodity being priced was received in carlot or truckiot quantities or (2) was regularly engaged in buying and selling the listed commodities as described above, immediately prior to August 3, 1944 and who maintains warehouses or warehouse space not owned or controlled by any of his suppliers or customers, into which he customarily receives and stores substantial amounts of the listed commodities that he buys and sells.

This amendment shall become effective June 15, 1946.

Issued this 10th day of June 1946.

PAUL A. PORTER,
Administrator.

Approved: May 29, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-9780; Filed, June 10, 1946; 11:49 a. m.]

[1] 9 F.R. 9260, 10876, 12129, 14106; 10 F.R. 620, 5696, 6589, 7531, 15171.

PART 1382—HARDWOOD LUMBER

[MPR 155,[1] Amdt. 22]

CENTRAL HARDWOOD LUMBER

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 155 is amended in the following respects:

1. Section 1382.51 is amended to read as follows:

§ 1382.51 *Maximum prices for Central hardwood lumber.* (a) On and after June 1, 1942, regardless of any contract, agreement, lease or other obligation, no person shall sell or deliver any Central hardwood lumber, where shipment originates at the mill rather than at a distribution yard, and no person shall buy or receive in the course of trade or business any Central hardwood lumber so shipped, at prices higher than the maximum prices set forth in this regulation; and no person subject to this Maximum Price Regulation 155 shall agree, offer, solicit or attempt to do any of the foregoing.

The retail type of direct mill sale, which is described in paragraph (a) (10) of § 1382.58 as "retail sale" is subject to this regulation. A seller's maximum f. o. b. mill price for hardwood lumber sold on the retail type of direct mill sale is the maximum price which would be permitted to that seller under the provisions of the General Maximum Price Regulation or the maximum price which would be permitted for a sale of such lumber under the provisions of this regulation, whichever is higher.

2. In § 1382.61 (b) the price tables in subparagraphs 20, 21, 22 and 23 are amended to read as follows:

(20) *Cottonwood.*

Thickness (inches)	FAS	No. 1 Common and Selects or No. 1 Common	No. 2 Common	No. 3 Common
4/4	$42.00	$37.50	$31.00	.....
5/4	47.00	42.00	34.50	.....
6/4	52.00	46.00	37.50	.....
8/4	60.50	53.50	42.00	$26.00
10/4	62.50	54.50	44.50	27.00
12/4	62.50	54.50	44.50	27.00
16/4	62.50	54.50	44.50	29.00

(21) *Soft elm.*

4/4	43.00	$36.50	$30.00	.....
5/4	49.50	42.00	34.50	.....
6/4	56.00	47.50	39.00	.....
8/4	66.00	56.00	46.00	$31.00
10/4	69.00	58.50	47.00	32.50
12/4	71.50	59.00	48.00	32.50
16/4	74.50	62.50	49.50	34.00
20/4	78.00	66.00	51.50	.....
24/4	83.50	71.50	58.00	.....

(22) *Sycamore-quartered.*

5/4	$65.50	$53.50	$41.00	.....
6/4	65.50	53.50	41.00	.....
8/4	71.50	59.50	46.50	$26.00
10/4	74.00	61.50	46.50	27.00
12/4	75.00	62.50	46.50	27.00
16/4	81.00	66.50	46.50	29.00

(23) *Sycamore-plain.*

4/4	$58.50	$46.00	$33.50	.....
5/4	58.50	46.00	33.50	.....
6/4	64.50	52.00	36.50	$26.00
8/4	66.50	54.50	39.00	27.00
10/4	69.00	56.50	39.00	27.00
12/4	74.00	60.50	39.00	29.00

[1] 9 F.R. 1454, 11398; 10 F.R. 5377, 18152, 21518.

This amendment shall become effective June 15, 1946.

Issued this 10th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9778; Filed, June 10, 1946; 11:52 a. m.]

PART 1418—TERRITORIES AND POSSESSIONS

[RMPR 288,[1] Incl. Amdts. 1-12]

SPECIFIC MAXIMUM PRICES IN ALASKA

This compilation of Revised Maximum Price Regulation 288 includes Amendment 12, effective June 15, 1946. Additions and amendments by Amendment 12 are indicated by underscoring or notes.

A statement of the considerations involved in the issuance of this regulation has been issued simultaneously herewith and has been filed with the Division of the Federal Register.[2]

Sec.
1. Prohibition against dealing in certain commodities at prices above the maximum.
2. To what transactions, products and persons this regulation applies.
3. Petitions for amendment.
4. Application for adjustment.
5. Territorial adjustment of maximum prices.
5a. Adjustable pricing.
5b. Taxes.
6. Definitions.
7. Less than maximum prices.
8. Prohibited practices.
9. Records and reports.
10. Enforcement and licensing.
11. Relation to other regulations.
12. Applicability.
13. [Revoked]
14. Maximum retail prices for evaporated milk.
15. Maximum retail prices for butter.
16. Maximum prices for hay produced in the Territory of Alaska.
17. Maximum retail prices for refined beet and cane granulated sugar.
18. Maximum retail prices for edible fats and oils.
19. Maximum prices for milk sold in certain communities in the Territory of Alaska.
20. Maximum retail prices for canned fruit, vegetables and other juices.
21. Maximum retail prices for canned soup.
22. Maximum retail prices for canned fruit.
23. Maximum prices for firewood in Anchorage and vicinity.
24. Maximum prices for fuel wood in Fairbanks and vicinity.
25. Maximum retail prices for canned vegetables.
26. Maximum prices for reindeer meat.
27. Maximum retail prices for breakfast cereals.
28. Maximum retail prices for corn meal.
29. Maximum retail prices for bar soaps, bleaching waters, cleansers and soap powders.
30. Maximum retail prices for coffee.
31. Maximum retail prices for rice, barley, dried peas and dried beans.
32. Maximum prices for packaged distilled spirits and wine.
33. Maximum retail prices for macaroni and noodle products.
34. Maximum retail prices for canned beef, pork and poultry products.
35. Maximum retail prices for flour and flour mixes.
36. Maximum prices for bottled beer sold at retail for off-premises consumption.
37. [Revoked]
38. Maximum prices for women's rayon hosiery sold at retail.
39. Maximum retail prices for beef—fresh cured and frozen.
40. Maximum prices for drinks of distilled spirits, wine and beer sold by drinking establishments.
41. Maximum retail prices for new standard radio receiver tubes.
42. Maximum prices for retail sales of new rubber tires and tubes for passenger cars, trucks and busses.
43. Maximum prices for bituminous coal produced in Alaska.
44. Bread sold in certain areas.
45. Coca-Cola (bottled) sold in certain areas.
46. Maximum prices for used 1945, 1946 and subsequent model year passenger automobiles.

AUTHORITY: § 1418.351 issued under 56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; Pub. Law 108, 79th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; E.O. 9599, 10 F.R. 10155; E.O. 9651, 10 F.R. 13487; E.O. 9697, 11 F.R. 1691.

SECTION 1. *Prohibition against dealing in certain commodities at prices above the maximum.* Regardless of any contract, agreement, lease, or other obligation or of any price regulation or order heretofore issued by the Office of Price Administration, no person to whom this regulation is applicable shall sell or deliver and no person in the course of trade or business shall buy or receive in the Territory of Alaska any of the commodities set forth in this regulation at a price higher than the maximum prices specified herein; and no person shall offer, solicit or attempt to do any of the foregoing.

SEC. 2. *To what transactions, products and persons this regulation applies—*(a) *What transactions are covered.* This regulation covers sales of the products set forth in the sections set forth below in the Territory of Alaska. The type of transaction covered, whether wholesale, retail, or both, is specified in each section.

(b) *What products are covered.* This regulation covers the products set forth in the sections set forth below.

(c) *What persons are covered.* Any person who sells any commodity set forth in the sections below is subject to this regulation. The term "person" includes an individual, corporation, partnership, association or any other organized group; their legal successors or representatives; the United States, or any government or any of its political subdivisions; or any agency of any of the foregoing.

[Sec. 2 heading amended by Am. 12, effective 6-15-46]

SEC. 3. *Petitions for amendment.* Any person seeking an amendment of any provision of this Revised Maximum Price Regulation No. 288 may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1.[3]

SEC. 4. *Applications for adjustment.* Any person seeking an adjustment of the maximum prices established by this Revised Maximum Price Regulation No. 288 may file a petition for adjustment in accordance with the provisions of Procedural Regulation No. 7.[4]

SEC. 5. *Territorial adjustment of maximum prices.* The Territorial Director of the Office of Price Administration in Alaska may issue an order adjusting the maximum price of any item for any locality listed in the sections set forth below whenever such action is necessary to correct an error or to prevent substantial hardship caused by an unanticipated increase in the maximum wholesale price or costs of shipment. The said Territorial Director may also issue orders adjusting the maximum prices of any items listed in the sections set forth below to reflect decreases or increases in landed cost, and establishing prices for items similar to those priced in the regulation computed in the same manner as the prices of such items. Any order issued pursuant to this section shall remain in effect until superseded by an appropriate amendment.

[Sec. 5 amended by Am. 1, 10 F.R. 6802, effective 6-11-45]

SEC. 5a. *Adjustable pricing.* Any person may agree to sell at a price which can be increased up to the maximum price in effect at the time of delivery; but no person may, unless authorized by the Office of Price Administration, deliver or agree to deliver at prices to be adjusted upward in accordance with action taken by the Office of Price Administration after delivery. Such authorization may be given when a request for a change in the applicable maximum price is pending, but only if the authorization is necessary to promote distribution or production and if it will not interfere with the purposes of the Emergency Price Control Act of 1942, as amended. The authorization may be given by the Administrator or by any official of the Office of Price Administration having authority to act upon the pending request for a change in price or to give the authorization. The authorization will be given by order, except that it may be given by letter or telegram when the contemplated revision will be the granting of an individual application for adjustment.

SEC. 5b. *Taxes.* (a) You may collect, in addition to your ceiling price, the amount of the sales tax imposed by the Alaska World War II Veterans Act if the tax is actually paid by you or collected from you by your vendor. *Provided,* That you state and collect the tax separately from the purchase price.

(b) If the amount of such tax ends in a fraction of a cent, then the amount of such tax may be increased to the nearest higher cent if the fraction is one-half cent or more, and shall be reduced to the

[1] 10 F.R. 5909, 9335.

[2] Statements of consideration are also issued simultaneously with amendments. Copies may be obtained from the Office of Price Administration.

[3] 9 F.R. 10476, 13715; 10 F.R. 11295.

[4] Revised: 8 F.R. 5842, 6174.

nearest lower cent if the fraction is less than one-half cent. Such adjustments to the nearest cent, or to the nearest nickel as provided in section 6 (a) (3), may be made only on the sum of the combined purchase price of one or more commodities sold in a single sale or transaction or in a series of sales billed at the end of a period, plus the actual amount of the tax on such purchase price.

[Sec. 5b added by Am. 12, effective 6-13-46]

SEC. 6. *Definitions.* (a) When used in this Revised Maximum Price Regulation No. 288, the term:

(1) "Sale at wholesale" means a sale of a commodity by a person who resells it to any person other than an ultimate consumer and includes any sale to the United States, or any government, or any of its political subdivisions, any religious, educational, or charitable institution for the sick, deaf, blind, disabled, aged or insane, or any school, hospital, library, commercial or industrial user, or any agency of the foregoing.

(2) "Sale at retail" means a sale or selling to an ultimate consumer.

(3) "Maximum price", except where the context otherwise requires, means the maximum price established by Revised Maximum Price Regulation 288: *Provided, however,* That where pennies are not generally used or available in the course of ordinary retail transactions, adjustments to the nearest nickel may be made by the seller on the total of the combined purchase prices of one or more commodities sold at a single sale, or the total of the combined purchase prices of one or more commodities sold in a series of sales but billed at the end of a period; that the prices of all commodities shall be posted according to the "maximum price" as herein defined.

SEC. 7. *Less than maximum prices.* Lower prices than those set forth in this Revised Maximum Price Regulation No. 288 may be charged, demanded, paid, or offered.

SEC. 8. *Prohibited practices*—(a) *General.* Any device to obtain a higher-than-ceiling price without actually raising the dollar and cents price is as much a violation of this Revised Maximum Price Regulation No. 288 as an outright over-ceiling price. This applies to devices making use of commissions, services, transportation arrangements, premiums, special privileges, tying-agreements, trade understandings and the like.

SEC. 9. *Records and reports*—(a) *Records to be kept.* (1) Every person making sales at wholesale of the commodities subject to this Revised Maximum Price Regulation No. 288, shall, on and after the date any such commodity becomes subject to this regulation, keep for inspection by the Office of Price Administration, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect, complete and accurate records of each purchase and each sale made by such person, showing the date thereof, the name and address of the buyer and seller, the direct cost thereof, the price paid or received, the mark-up charged, and the quantity purchased or sold.

(2) Every person making sales at retail of the commodities subject to this Revised Maximum Price Regulation No. 288 shall, on and after the date any such commodity becomes subject to this regulation, keep for inspection by the Office of Price Administration, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect complete and accurate records of each purchase made by the seller, the date thereof, the name and address of the person selling to the seller, the direct cost thereof, the price paid, the quantity purchased, and the mark-up charged by the seller to the buyer.

(b) *Prices to be marked and posted.* On and after the date any commodity becomes subject to this Revised Maximum Price Regulation No. 288, every person offering to sell at retail any such commodity shall mark the maximum price of such commodity in a manner plainly visible to and understandable by, the purchasing public. The maximum prices may be marked on the commodities themselves or may be posted at the place in the establishment where the commodities are offered for sale, and may be posted by price lines if the selling price of each commodity is marked thereon. The maximum prices shall be indicated in the form "Ceiling Price $----------" or "Our Ceiling $----------."

(c) *Sales slips and receipts.* Any seller who has customarily given a customer a sales slip, receipt or similar evidence of purchase shall continue to do so. Upon request from a purchaser any seller, regardless of previous custom, shall give the purchaser a receipt showing the date, the name and address of the seller, the name of each commodity sold (including the grade, weight, quantity, size and any other specification which affects the maximum price), and the price received for it.

[Paragraph (c) amended by Am. 9, 11 F.R. 2643, effective 3-18-46]

SEC. 10. *Enforcement and licensing.* (a) Persons violating any provision of this Revised Maximum Price Regulation No. 288 are subject to the criminal penalties, civil enforcement actions, suits for treble damages, and proceedings for revocation of licenses provided for by the Emergency Price Control Act of 1942, as amended, and Executive Order No. 9250.

(b) Persons who have evidence of any violation of this regulation or of any other regulation or order issued by the Office of Price Administration are urged to communicate with the nearest office of the Office of Price Administration.

(c) *Licensing.* The provisions of Licensing Order No. 1 [5] licensing all persons who make sales under price control, are applicable to all sellers subject to this regulation or schedule. A seller's license may be suspended for violations of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

SEC. 11. *Relation to other regulations.* (a) Nothwithstanding the provisions of Revised Maximum Price Regulation No. 194, maximum prices for the commodities enumerated in the sections set forth below of this Revised Maximum Price Regulation No. 288 shall be established by this Revised Maximum Price Regulation No. 288. Maximum prices for commodities not enumerated, and for commodities sold in localities not specified in the sections set forth below of this Revised Maximum Price Regulation 288 shall continue to be governed by Revised Maximum Price Regulation 194,[6] the General Maximum Price Regulation,[7] or such other price regulations as may be applicable in the Territory of Alaska.

SEC. 12. *Applicability.* The provisions of this Revised Maximum Price Regulation No. 288 shall be applicable to the Territory of Alaska.

SEC. 13. [Revoked.]

[Sec. 13 revoked by Am. 7, 11 F.R. 558, effective 11-28-45]

SEC. 14. *Maximum retail prices for evaporated milk.* (a) The maximum prices for all grades of evaporated milk sold at retail in the Territory of Alaska shall be:

Town	14½ ounce can		6 ounce can		8 pound can
	Price per can	Price for 2 cans	Price per can	Price for 2 cans	Price per can
Ketchikan, Wrangell, Petersburg, Juneau, Skagway, Sitka, Douglas, Haines, Cordova, Seward, Kodiak, Anchorage, Palmer, Points on Alaskan Railroad South of Curry	$0.12	$0.24	$0.06	$0.11	$0.99
Curry and all points North of Curry on Alaskan Railroad	.15	.30	.075	.15	1.25
Nome and other west coast towns [1]	.14	.28	.06	.12	1.05

[1] "Other west coast towns" means all places along the coast of Alaska and the Alaska Peninsula extending from Kotzebue Sound to Bristol Bay which are accessible by sea-going vessels or lighters, including Kotzebue and Bethel.

[5] 8 F.R. 13240.

[6] 10 F.R. 2176, 2479, 3054; 11 F.R. 2450.

[7] 9 F.R. 1385, 5169, 6106, 8150, 10193, 11274.

(c) The maximum retail price for refined beet or cane granulated sugar sold in places other than those enumerated above shall continue to be established by Revised Maximum Price Regulation 194.

SEC. 18. *Maximum retail prices for edible fats and oils*—(a) *Definitions.* When used in this section the term:

(1) "Standard shortening" means shortening not hydrogenated made from vegetable oils such as corn, soybean, cottonseed, or peanut oils, refined to produce a creamy solid.

(2) "Hydrogenated shortening" means shortening made from oils, such as cottonseed, soybean, or peanut oils, which are refined and processed to make the flavor blend and then hydrogenated to solidify the product. Hydrogenation is the process by which hydrogen is added to the unsaturated carbon bonds of oils, thus forming fats which may be plastic, hard or brittle, depending upon the completeness of hydrogenation.

(3) "Lard" means the edible rendered fat from hogs.

(b) The maximum prices for edible fats and oils sold at retail shall be:

	Ketchikan	Wrangell-Petersburg	Juneau-Douglas	Skagway-Haines	Sitka	Cordova-Valdez-Seward	Kodiak	Anchorage	Palmer and points on the Alaska R. R. north of Curry, including Fairbanks	Curry and points north of Curry on Alaska R. R.	Nome and other west coast towns [1]
Lard:											
Armour's 1-lb. carton	$0.27	$0.27	$0.27	$0.27	$0.27	$0.27	$0.27	$0.29	$0.29	$0.31	$0.28
Armour's 2-lb. carton	.53	.53	.53	.53	.53	.53	.53	.57	.58	.61	.56
Armour's 4-lb. carton	1.04	1.01	1.01	1.03	1.03	1.07	1.07	1.12	1.13	1.19	1.11
Armour's 8-lb. pail	2.04	2.06	2.07	2.09	2.10	2.14	2.14	2.18	2.20	2.32	2.22
Carsten's 1-lb. carton	.25	.25	.25	.25	.25	.26	.26	.27	.27	.29	.27
Carsten's 2-lb. bag	.49	.49	.50	.50	.50	.50	.51	.53	.54	.57	.50
Carsten's 4-lb. pail	.98	.98	1.00	1.00	1.00	1.00	1.01	1.05	1.07	1.13	1.01
Carsten's 4-lb. pail	1.02	1.05	1.06	1.07	1.07	1.09	1.10	1.12	1.13	1.20	1.07
Carsten's 8-lb. pail	2.00	2.00	2.00	2.00	2.00	2.08	2.08	2.12	2.16	2.28	2.16
Gibson's 1-lb. carton	.28	.28	.29	.29	.29	.29	.29	.31	.31	.33	.30
Gibson's 4-lb. pail	1.09	1.10	1.10	1.11	1.11	1.12	1.13	1.17	1.19	1.25	1.17
Swift's 1-lb. carton	.25	.25	.24	.25	.25	.25	.25	.26	.26	.28	.26
Swift's 2-lb. carton	.52	.52	.51	.51	.51	.52	.52	.55	.55	.59	.54
Swift's 4-lb. carton	.99	1.00	1.00	1.01	1.01	1.03	1.03	1.08	1.09	1.15	1.07
Hydrogenated shortening:											
Crisco, Spry and Snowdrift 1-lb. glass	.35	.35	.35	.35	.35	.36	.36	.36	.37	.40	.38
Crisco and Spry 1-lb. carton	.34	.34	.34	.34	.34	.35	.35	.35	.35	.37	.36
Crisco, Spry and Snowdrift 3-lb. glass	.95	.95	.95	.95	.95	.98	.98	1.00	1.00	1.05	1.05
Standard shortening:											
Fluffo, 1-lb. carton	.26	.26	.26	.27	.27	.27	.27	.28	.28	.30	.29
Fluffo, 3-lb. carton	.77	.77	.78	.78	.78	.79	.80	.82	.83	.88	.84

[1] "Other west coast towns" means all places along the coast of Alaska and the Alaska Peninsula extending from Kotzebue Sound to Bristol Bay which are accessible by sea-going vessels or lighters, including Kotzebue and Bethel.

NOTE: The maximum retail price for 89 and lower score butter shall be computed by deducting one cent per pound from the appropriate price set forth above.

[Sec. 15 amended by Am. 12, effective 6-13-46]

SEC. 15. *Maximum retail prices for butter.* (a) Maximum prices for the following grades and packages of fresh butter sold at retail in the Territory of Alaska shall be:

Town	Fresh print butter, 90-93 score				Butter in tins 90-93 score	
	Parchment wrapped	Carton wrapped	Quartered in cartons	1 lb. tin	2 lb. tin
Ketchikan	$0.64	$0.61	$0.65	$0.75	$0.72
Wrangell	.64	.61	.65	.76	.72
Petersburg	.64	.61	.65	.76	.72
Juneau	.64	.61	.65	.76	.72
Douglas	.64	.61	.65	.76	.72
Sitka	.64	.61	.65	.76	.72
Skagway	.64	.64	.65	.76	.72
Haines	.64	.64	.65	.76	.72
Cordova	.65	.65	.67	.78	.73
Valdez	.65	.66	.67	.78	.73
Seward	.65	.66	.67	.78	.73
Kodiak	.66	.66	.69	.79	.74
Anchorage	.68	.68	.69	.81	.76
Palmer	.68	.68	.69	.81	.76
Points on railroad north of Anchorage and south of Curry	.68	.68	.69	.81	.76
Curry and all points on railroad north of Curry and south of Fairbanks	.70	.71	.72	.84	.79
Fairbanks	.70	.71	.73	.84	.79
Nome and other west coast towns [1]	.67	.67	.69	.80	.75

[1] "Other west coast towns" means all places along the coast of Alaska and the Alaska Peninsula extending from Kotzebue Sound to Bristol Bay which are accessible by sea-going vessels or lighters, including Kotzebue and Bethel.

SEC. 16. *Maximum prices for hay produced in the Territory of Alaska.* (a) The maximum prices for hay produced in the Territory of Alaska and sold in the Territory of Alaska shall be $42.50 per ton. For sales of different quantities the maximum price shall be computed proportionately.

(b) The maximum price for hay that is imported shall continue to be governed by Revised Maximum Price Regulation No. 194.

SEC. 17. *Maximum retail prices for refined beet and cane granulated sugar.* (a) The maximum prices for refined beet and cane granulated sugar sold at retail shall be:

Locality	Bulk—less than 5 lbs. (per pound)	1 lb. carton or bag	2 lb. carton or bag	5 lb. carton, bag, or bulk	10 lb. carton, bag, or bulk	25 lb. bag, bale, bag, or bulk	50 lb. bag, bale, bag, or bulk	100 lb. bag, bale, bag, or bulk
Ketchikan, Wrangell, Petersburg, Juneau, Douglas, Sitka, Skagway, Haines, Cordova, Valdez, Seward, Kodiak, Anchorage, Palmer, and points on Alaska Railroad north of Anchorage and south of Fairbanks	$0.10	$0.11	$0.21	$0.48	$0.90	$2.23	$4.45	$8.70
Fairbanks	.105	.12	.22	.53	1.00	2.51	5.00	9.65
Nome and other west coast towns [1]	.115	.12	.24	.56	1.10	2.73	5.35	10.25
	.125	.14	.26	.63	1.20	2.88	5.60	11.00
	.115	.14	.25	.58	1.15	2.88	5.75	11.50
	.125	.14	.26	.63	1.20	2.88	5.50	10.90

[1] "Other west coast towns" means all places along the coast of Alaska and the Alaska Peninsula extending from Kotzebue Sound to Bristol Bay which are accessible by seagoing vessels or lighters, including Kotzebue and Bethel.

[Paragraph (a) amended by Am. 11, 11 F.R. 3752, effective April 10, 1946, with respect to sales in all localities except "Nome and other west coast towns." With respect to sales in "Nome and other west coast towns", this amendment shall become effective June 16, 1946]

(b) For an amount other than that specified in the above table, the maximum retail selling price per pound shall be the maximum price per pound for the nearest amount in bale, bulk, bag, or sack specified in the above table.

SEC. 19. *Maximum prices for milk sold in certain communities in the Territory of Alaska*—(a) *Definitions.* When used in this section, the term:

(1) "Milk" means cow's milk sold raw or pasteurized in fluid form as whole milk.

(2) "Wholesale" refers to the sale by any person of milk in bottles or other containers to any person other than the ultimate consumer, and includes sales to stores, restaurants, institutions, and the Army or Navy.

(3) "Restaurant" means any establishment operating as a restaurant, hotel, cafe, bar, soda fountain, or other eating or drinking place.

(b) *Maximum prices in Juneau and Douglas.*

[In cents]

	Quart	Pint	Half-Pint
Wholesale	18½	9¾	6
Retail over-the-counter	22	12	-----
Retail home-delivered	25	13	-----
Restaurant when consumed on premises	-----	-----	10

(c) *Maximum prices in Ketchikan.*

[In cents]

	Quart	Pint	Half-Pint
Wholesale	19	10	6
Retail out-of-store	23	12	------
Retail home-delivered	24	13	------
Restaurant when consumed on premises	------	------	10

(d) *Maximum prices in Kodiak.*

[In cents]

	Quart	Pint	Half pint
	Cents	*Cents*	*Cents*
Wholesale	30	15	10
Retail	35	18	------
Restaurant when consumed on premises	------	------	15

[Paragraph (d) added by Am. 8, 11 F.R. 1933, effective 3-2-46]

(e) *Maximum prices in Anchorage.*

[In cents]

	Quart	Pint	Glass (half pint)
Wholesale	20	10	------
Retail	25	15	------
Restaurant when consumed on premises	------	------	15

[Paragraph (e) added by Am. 12, effective 6-15-46]

(NOTE: A seller may charge a deposit for bottles of any size not to exceed ten cents per bottle, the deposit to be refunded in full upon the return of the undamaged bottle.)

SEC. 20. *Maximum retail prices for canned fruit, vegetable and other juices.*

Item	Ketchikan, Wrangell, Petersburg	Juneau, Douglas, Skagway, Haines	Sitka	Cordova, Valdez, Seward	Kodiak, Seldovia	Nome and other west coast towns [1]	Anchorage	Palmer and railroad points south of Curry	Fairbanks, Curry and railroad points north of Curry
Grapefruit Juice—Unsweetened #2									
Amoent, Apte Florida, Crosse & Blackwell, Francis Drake, Golden Harvest, Happy Home, I. G. A., Lady Jean, Magic Garden, Old Homestead, Red & White, Rock Dell, Reliance, Silver Val, Smith Florida, Sun Filled, Texas Delta, Tropic Gold, Westco	$0.19	$0.19	$0.19	$0.21	$0.21	$0.22	$0.23	$0.23	$0.2
Del Monte, Florida Gold, K & B., Holly Hill, Libby, Orchard Garden, S & W, Standby, Valley Gold	.20	.20	.20	.22	.22	.23	.24	.24	.2
Desert Sweet, Shurfine, Stokely, Vita Pack	.18	.19	.19	.20	.20	.21	.21	.22	.2
Grapefruit Juice—Unsweetened #3									
Amoent, Apte, Baxter, Best Texas, Crosse & Blackwell, Desert Chief, Donald Drake, Francis Drake, Golden Harvest, Happy Home, Honor, Holly Hill, I. G. A., K & B, Lady Jean, Moores, Old Homestead, Old South, Reliance, Rock Dell, Silver Val, Smith Florida, Sun Filled, Texas Delta, Westco, Valley Gold	.44	.44	.44	.46	.47	.48	.50	.52	.5
Del Monte, House of George, Libby, Reagan, Red & White, Shurfine, Stokely	.42	.43	.44	.45	.46	.47	.50	.51	.5
Florida Gold, Orchard Garden, S & W, Standby, Valley Gold	.45	.45	.46	.47	.48	.50	.52	.53	.5
Grapefruit Juice—Sweetened, #2									
Crosse & Blackwell, Old Homestead, Red & White, S & W, Sun Filled	.20	.20	.20	.21	.22	.22	.23	.24	.2
Happy Home, Lord Fairfax, Shurfine, Stokely	.19	.19	.19	.20	.20	.21	.22	.23	.2
Grapefruit Juice—Sweetened, #3									
Crosse & Blackwell, Florida Gold, Old Homestead, Red & White	.44	.45	.46	.47	.48	.50	.52	.53	.5
Happy Home, Holly Hill, Shurfine	.43	.44	.45	.46	.47	.49	.51	.52	.5
S & W	.45	.46	.47	.48	.49	.50	.52	.54	.5
Grape Juice									
Church, S & W, pints	.24	.24	.25	.25	.26	.27	.27	.28	.2
Church, S & W, quarts	.45	.45	.46	.48	.49	.51	.49	.51	.5
Island Belle, quart	.50	.51	.52	.53	.55	.57	.55	.56	.5
Shurfine, pint	.26	.26	.26	.27	.28	.29	.29	.30	.3
Shurfine, quart	.49	.50	.51	.52	.54	.56	.54	.55	.5
Tea Garden, quart	.54	.55	.56	.57	.59	.59	.59	.60	.6
Welsh, pint stubby	.35	.35	.36	.37	.38	.39	.39	.39	.4
Orange Juice, #2									
Floriland, Happy Home, Libby, Old Homestead, Palm Beach, Real Gold, Red & White, Reliance, Standby, Sun Filled, Treesweet, Vita Pac, Vita Pure	.27	.27	.27	.28	.28	.29	.30	.31	.3
S & W	.29	.29	.29	.30	.30	.31	.32	.33	.3
Orange Juice, #3									
Down South, Standby	.63	.64	.65	.66	.67	.69	.70	.72	.7
Floriland, Happy Home, Honor, Real Gold, Red & White, Reliance, Sun Filled, Top Taste, Tree Sweet	.64	.65	.66	.67	.68	.70	.71	.73	.7
S & W	.66	.67	.68	.69	.70	.72	.74	.75	.8
Orange and Grapefruit Juice, #2									
Apte	.23	.24	.24	.24	.25	.26	.26	.27	.2
Holly Hill	.25	.25	.25	.26	.26	.27	.28	.29	.2
Orange and Grapefruit Juice, #3									
Apte	.56	.57	.57	.58	.60	.62	.63	.65	.6
Holly Hill	.59	.59	.60	.61	.63	.64	.66	.67	.7
Pineapple Juice, #2									
Del Monte S & W	.20	.20	.20	.21	.21	.22	.23	.23	.2
Dole, Happy Home, Honor, Red & White, Reliance	.19	.19	.19	.20	.20	.21	.22	.22	.2
Liquid Sunshine	.18	.18	.18	.19	.19	.20	.21	.21	.2
Pineapple Juice, #3									
Amoeat, Del Monte, S & W	.46	.46	.46	.47	.49	.50	.52	.54	.5
Dole, Honor, Red & White, Reliance	.45	.45	.45	.46	.48	.49	.51	.53	.5
Happy Home, Liquid Sunshine	.43	.43	.43	.44	.46	.47	.49	.51	.5
Prune Juice, Quart Glass									
Hearts Delight, Honor, Red & White, Reliance	.36	.37	.38	.39	.40	.41	.44	.46	.5
Lake Shore, Sun Sweet	.39	.40	.40	.42	.43	.45	.47	.48	.5

See footnote at end of table.

SEC. 20. *Maximum retail prices for canned fruit, vegetable and other juices*—Continued.

Item	Ketchikan, Wrangell, Petersburg	Juneau, Douglas, Skagway, Haines	Sitka	Cordova, Valdez, Seward	Kodiak, Seldovia	Nome and other west coast towns [1]	Anchorage	Palmer and railroad points south of Curry	Fairbanks, Curry and railroad points north of Curry
Tomato Juice, #2									
All Good, Amocat, C. H. B., Crosse & Blackwell, Exquisite, Happy Home, Honor, I. G. A. Kulshan, Leadway, Little Prince, Old Homestead, Red & White, Reliance	$0.15	$0.16	$0.16	$0.17	$0.17	$0.18	$0.18	$0.19	$0.21
Del Monte, Hunts Supreme, Libby, S & W, Stokely	.16	.17	.17	.18	.18	.19	.19	.20	.22
Sacramento, Shurfine, Standby, Sunkist, Sun Pak	.14	.15	.15	.16	.16	.17	.17	.18	.20
Tomato Juice, #3									
All Good, Amocat, C. H. B., Crosse & Blackwell, Fairmont, Garden, Happy Home, Honor, Hunt, I. G. A., Kulshan, Leadway, Old Homestead, Red & White, Shurfine, Spokane Valley	.34	.35	.35	.37	.38	.39	.42	.43	.49
Del Monte, Exquisite, Hunts Supreme, Little Prince, Reliance, Sacramento, Stokely, Sun Pak, Sunnyside, Sunkist, Walla Walla, Woods Cross, Yakima Farmer	.33	.34	.34	.35	.36	.38	.40	.41	.47
Libby, Standby, S & W	.35	.36	.36	.38	.39	.40	.43	.44	.50
Miscellaneous Juices									
Diamond A, Here's Health, #2	.21	.21	.21	.22	.22	.23	.24	.24	.27
Here's Health, #3	.45	.45	.46	.47	.49	.50	.52	.53	.59
V-8, #2	.19	.19	.20	.20	.21	.21	.22	.23	.25
V-8, #3	.41	.41	.42	.44	.45	.48	.50	.52	.56

[1] "Other west coast towns" means all places along the coast of Alaska and the Alaska Peninsula extending from Kotzebue Sound to Bristol Bay which are accessible by seagoing vessels or lighters, including Kotzebue and Bethel.

[Sec. 20 amended by Am. 12, effective 6-15-46]

SEC. 21. *Maximum retail prices for canned soups.*

Brand	Description	Container size or net weight	Ketchikan	Wrangell	Petersburg	Juneau Douglas	Skagway Haines	Sitka	Cordova	Valdez	Seward	Kodiak	Anchorage	Palmer	Fairbanks	Nome and other west coast towns [1]
Campbell's	Asparagus soup	10½ oz.	$0.15	$0.15	$0.15	$0.15	$0.15	$0.15	$0.15	$0.15	$0.15	$0.16	$0.17	$0.17	$0.18	$0.16
Campbell's	Beef soup	10½ oz.	.18	.18	.18	.18	.19	.19	.19	.19	.19	.19	.20	.20	.22	.20
Campbell's	Black bean soup	10½ oz.	.13	.12	.13	.13	.13	.13	.14	.14	.14	.14	.16	.16	.17	.15
Campbell's	Boullion	10½ oz.	.18	.18	.18	.18	.19	.19	.19	.19	.19	.19	.20	.20	.22	.20
Campbell's	Celery soup	10½ oz.	.13	.12	.13	.13	.13	.13	.14	.14	.14	.14	.16	.16	.17	.15
Campbell's	Chicken soup	10½ oz.	.20	.20	.20	.21	.21	.21	.21	.21	.22	.22	.22	.22	.24	.22
Campbell's	Chicken gumbo soup	10½ oz.	.18	.18	.18	.18	.19	.19	.19	.19	.19	.19	.20	.20	.22	.20
Campbell's	Chicken noodle soup	10½ oz.	.18	.18	.18	.18	.19	.19	.19	.19	.19	.19	.20	.20	.22	.20
Campbell's	Clam chowder	10½ oz.	.15	.15	.15	.15	.15	.15	.15	.15	.16	.17	.17	.17	.18	.16
Campbell's	Consomme	10½ oz.	.18	.18	.18	.18	.19	.19	.19	.19	.19	.20	.20	.22	.20	
Campbell's	Mock turtle soup	10½ oz.	.15	.15	.15	.15	.15	.15	.15	.15	.16	.17	.17	.18	.16	
Campbell's	Noodle soup	10½ oz.	.19	.18	.18	.19	.18	.18	.20	.20	.20	.20	.21	.22	.23	.21
Campbell's	Mushroom soup	10½ oz.	.20	.20	.20	.21	.21	.21	.21	.21	.22	.22	.23	.24	.22	
Campbell's	Oxtail soup	10½ oz.	.15	.15	.15	.15	.15	.15	.15	.15	.16	.17	.17	.18	.16	
Campbell's	Pea soup	10½ oz.	.15	.15	.15	.15	.15	.15	.15	.15	.16	.17	.17	.18	.16	
Campbell's	Pepper pot soup	10½ oz.	.15	.15	.15	.15	.15	.15	.15	.15	.16	.17	.17	.18	.16	
Campbell's	Potato cream soup	10½ oz.	.13	.12	.13	.13	.13	.13	.14	.14	.14	.14	.16	.16	.17	.15
Campbell's	Scotch broth	10½ oz.	.15	.15	.15	.15	.15	.15	.15	.15	.16	.17	.17	.18	.16	
Campbell's	Tomato soup	10½ oz.	.12	.12	.12	.12	.12	.12	.12	.12	.13	.13	.14	.15	.13	
Campbell's	Vegetable soup	10½ oz.	.17	.17	.17	.17	.17	.17	.17	.17	.18	.19	.19	.20	.18	
Campbell's	Vegetable beef soup	10½ oz.	.18	.18	.18	.19	.19	.19	.19	.19	.20	.20	.22	.20		
Derby	Chicken broth	12 oz.	.17	.16	.16	.17	.16	.16	.18	.18	.18	.18	.19	.20	.21	.19
Hormel	Onion soup	16 oz.	.25	.24	.24	.24	.26	.24	.27	.27	.27	.28	.29	.30	.29	
Hormel	Vegetable soup	16 oz.	.18	.17	.17	.18	.17	.17	.19	.19	.19	.20	.22	.23	.24	.21
Rancho	Chicken noodle soup	10½ oz.	.11	.11	.11	.11	.11	.11	.12	.12	.12	.12	.13	.14	.15	.13
Rancho	Tomato soup	10½ oz.	.09	.08	.08	.09	.08	.08	.10	.10	.10	.10	.11	.12	.12	.10
*Rancho	Vegetable soup	10½ oz.	.10	.09	.09	.10	.09	.09	.11	.11	.11	.11	.11	.13	.13	.11
Royal Chef	Clam Chowder	10½ oz.	.23	.22	.22	.24	.22	.22	.25	.25	.25	.26	.27	.28	.26	
White Rock	Chicken broth	15 oz.	.13	.12	.12	.13	.12	.12	.14	.14	.14	.14	.16	.16	.18	.15

[1] "Other west coast towns" means all places along the coast of Alaska and the Alaska Peninsula extending from Kotzebue Sound to Bristol Bay which are accessible by seagoing vessels or lighters, including Kotzebue and Bethel.

[*Prices amended by Am. 12, effective 6-13-46]

SEC. 22. *Maximum retail prices for canned fruit.*

Item	Ketchikan, Wrangell, Petersburg	Juneau, Douglas, Skagway, Haines	Sitka	Cordova, Valdez, Seward	Kodiak, Seldovia	Nome and other west coast towns [1]	Anchorage	Palmer and railroad points south of Curry	Fairbanks, Curry and railroad points north of Curry
Apricots, #2½, Whole, Peeled									
All Good, C. H. B., Fairmont, Red & White	$0.37	$0.37	$0.38	$0.39	$0.39	$0.40	$0.41	$0.42	$0.45
Brimfull, Hollister, Hunts Supreme, Libby	.42	.42	.43	.44	.44	.45	.46	.47	.50
Val Vita	.41	.41	.42	.43	.43	.44	.45	.46	.49
Milady	.40	.40	.40	.41	.42	.43	.44	.45	.48
Apricots, #2½, Whole, Unpeeled									
Brimfull, C. H. B., Flotilla, Fruit Basket, Hearts Delight, Prince, "RC", Standby, Roman Gold, Smilax	.31	.31	.31	.32	.33	.33	.34	.35	.38
Libby	.38	.38	.39	.40	.40	.41	.42	.43	.46
Del Monte, Dignity, Exquisite, Honor, Red & White, Tri Valley, Stokely	.32	.33	.33	.34	.35	.36	.37	.38	.41

See footnote at end of table.

SEC. 22. *Maximum retail prices for canned fruit*—Continued.

Item	Ketchikan, Wrangell, Petersburg	Juneau, Douglas, Skagway, Haines	Sitka	Cordova, Valdez, Seward	Kodiak, Seldovia	Nome and other west coast towns [1]	Anchorage	Palmer and railroad points south of Curry	Fairbanks, Curry and railroad points north of Curry
Apricots, #2½, Whole, Unpeeled—Continued									
Palmdale	$0.40	$0.41	$0.41	$0.42	$0.43	$0.44	$0.44	$0.45	$0.46
Cal Mia, Santa Cruz	.29	.29	.29	.30	.31	.32	.33	.34	.35
Del Haven, New West, Westpeak	.33	.34	.34	.35	.36	.37	.38	.39	.42
Apricots #2½, Halves									
All Good, Del Monte, Leadway	.40	.40	.40	.41	.42	.43	.44	.45	.46
Amocat, Happy Home, Hollister, S & W	.42	.42	.43	.45	.45	.46	.47	.48	.50
Blue & White, Stokely, Val Vita	.41	.41	.42	.43	.43	.44	.45	.46	.49
Brimfull, C. H. B., Fargo, I. G. A., Mission Peak, Old Homestead, "RC", Westco	.38	.38	.38	.39	.40	.41	.42	.43	.46
Cock-of-the-walk, Southern Beauty	.33	.33	.34	.35	.36	.36	.37	.38	.41
Cottage, F. & P., Fernbrook, Golden City, Lucky Trail	.34	.34	.35	.36	.37	.37	.38	.39	.42
Del Haven, Mission, Rosedale	.35	.35	.36	.36	.37	.38	.39	.40	.43
Elmdale	.28	.28	.29	.29	.30	.31	.32	.33	.36
Emporium, Exquisite, Isle of Gold, Prince, Standby	.37	.37	.38	.39	.39	.40	.41	.42	.45
Honor, Libby, Pratlow, Blue Label, R-Best, Red & White, Silver Shield, Tri Valley	.39	.39	.40	.41	.41	.42	.43	.44	.47
Applesauce, #2									
Libbys	.29	.29	.29	.30	.30	.31	.32	.32	.35
Cherries, Royal Ann, #2									
Star Fey	.39	.39	.39	.40	.41	.41	.42	.43	.47
Cherries, Royal Ann, #2½									
Fernbrook, Green Tag, Mellow West	.46	.46	.46	.47	.48	.49	.50	.51	.54
Happy Home	.53	.54	.54	.55	.56	.57	.58	.59	.62
Hunts Supreme, Sun Pack	.52	.53	.53	.54	.55	.56	.57	.58	.61
Old Homestead Red Tag, Silver Shield	.49	.50	.50	.51	.52	.53	.54	.55	.58
S & W	.54	.55	.55	.56	.57	.58	.58	.59	.62
Cherries Black, #2½									
Happy Home, Hunts Supreme	.54	.55	.55	.56	.57	.58	.58	.59	.62
Red Tag Ch. Pitted	.58	.59	.59	.60	.61	.62	.62	.63	.66
Yes Madam	.48	.49	.49	.50	.51	.52	.52	.53	.56
Figs, #2½									
Del Monte, Silver Shield	.38	.39	.39	.40	.41	.42	.42	.43	.46
Golden Poppy, Santa Clara, Sylvan	.35	.36	.36	.37	.38	.39	.39	.40	.44
Honor, Red & White, S & W	.45	.46	.46	.47	.48	.49	.49	.50	.53
Libby	.43	.43	.43	.44	.45	.46	.47	.48	.51
Palmdale, Reliance, Tropic Treat	.40	.41	.41	.42	.43	.44	.44	.45	.48
Pratlow	.42	.42	.42	.43	.44	.45	.46	.47	.50
Fruit Cocktail, #1									
Del Monte, Sunkist	.24	.24	.24	.25	.26	.26	.26	.26	.28
Exquisite, Stokely	.25	.26	.26	.27	.27	.28	.27	.28	.30
Fruit Cocktail, #303 glass									
Del Monte, Sunkist	.31	.31	.32	.33	.34	.35	.36	.38	.42
Fruit Cocktail, #2½									
Brimull, Blue & White Eveready fcy, Happy Home, Red & White, Reliance, Roman Gold, Standby, Tri Valley, Val Vita	.43	.43	.43	.44	.45	.46	.47	.48	.51
California Winner, Dainty Mix, Del Monte, Exquisite, Sacramento, Stokely, Sun Gift	.42	.42	.42	.43	.44	.45	.46	.47	.50
Fruit Mix, Kombined Fruit Mix	.38	.39	.39	.40	.41	.41	.42	.43	.46
Hunts Supreme, Libby, Palmdale	.45	.45	.46	.47	.48	.49	.49	.50	.53
Isle of Gold, Santa Cruz, Sunkist	.41	.41	.42	.43	.44	.44	.45	.46	.49
S & W	.46	.46	.47	.48	.49	.49	.50	.51	.54
Grapefruit, #2									
Apte, Golden Holly, Shurfine	.32	.33	.33	.33	.34	.35	.36	.36	.38
Del Monte, Reliance	.27	.27	.27	.28	.29	.29	.30	.30	.33
Polk	.28	.29	.29	.29	.30	.31	.31	.32	.34
Peaches, Freestone, #2½ Halves or Sliced									
Amocat, Old Homestead, Red & White, Red Spark, National Red, Yes Madam	.36	.36	.37	.37	.38	.39	.40	.41	.44
Cottage, IGA, Shurfine, Sunpak, Westco	.37	.37	.38	.38	.39	.40	.41	.42	.45
Del Monte, Happy Home, Kulshan, Libby, Sunkist	.41	.41	.42	.43	.44	.45	.45	.45	.49
Golden Poppy, Home Range, Top Flight	.34	.34	.35	.36	.37	.38	.39	.40	.44
Hunts Supreme, Sunnyside	.40	.40	.41	.42	.43	.44	.44	.44	.48
Peaches, Yellow Cling, #2½, Halves or Sliced									
Airmail, Del Haven, Emporium, Exquisite, Fernbrook, Maytime, Mission hvs	.32	.32	.32	.33	.34	.35	.36	.37	.40
All Good, Blue & White, Crescent, Dennand, Isle O' Gold, Lady Like, Rosedale, Sacramento H-sli, Silver Shield, Stokely, Sunkist, Tri Valley, Yale, Talisman	.33	.33	.33	.34	.35	.36	.37	.38	.41
Avalon, Cal Nia, Cock-of-the-Walk, Dora, Great Value sli, Seaport	.31	.31	.32	.32	.33	.34	.35	.36	.39
Ball Crest, Reliance	.36	.36	.36	.37	.38	.39	.40	.41	.44
Ben Lomand hvs, Elmdale hvs, Seabrook, Silverlake	.29	.29	.29	.30	.31	.32	.33	.34	.37
Cosmos, Del Monte, Golden Gate sli, Home Range, Green Bow, Ivanhoe, Raiters hvs, "RC", Roman Gold, Sun Gift, Standby, Val Vita, Westco sli	.34	.34	.35	.35	.36	.37	.38	.39	.42
Fairmont, Happy Home	.37	.37	.37	.38	.39	.40	.41	.42	.45
Great Value hvs, Ivanhoe seconds, Mission sli, Polar, Tastewell	.30	.30	.30	.31	.32	.33	.34	.35	.38
Libby, Palmdale, Sacramento Grade A sli	.35	.35	.35	.36	.37	.38	.39	.40	.43
Pacific hvs, S & W	.40	.40	.40	.41	.42	.43	.44	.44	.47

See footnote at end of table.

SEC. 22. *Maximum retail prices for canned fruit*—Continued.

Item	Ketchikan, Wrangell, Petersburg	Juneau, Douglas, Skagway, Haines	Sitka	Cordova, Valdez, Seward	Kodiak, Seldovia	Nome and other west coast towns [1]	Anchorage	Palmer and railroad points south of Curry	Fairbanks, Curry and railroad points north of Curry
Pears, #2½									
Amocat, Dewkist, Happy Home, Hunts Supreme, Kale, Old Homestead	$0.43	$0.43	$0.44	$0.45	$0.46	$0.46	$0.47	$0.48	$0.51
Blue & White, Cosmos, Clearbrook, Emporium, Isle O'Gold, Standby, Sunkist, Tole	.38	.38	.39	.39	.40	.41	.42	.43	.46
Brimfull, Everson, Fernbrook, Garden, Holsum, Seaport, Sunburst	.36	.37	.37	.38	.39	.40	.40	.41	.44
Del Haven, Tastewell	.35	.35	.36	.36	.37	.38	.39	.40	.43
Del Monte, Reliance Banquet, S & W, Yes Madam	.45	.45	.46	.47	.48	.48	.49	.50	.53
Exquisite, Palmdale cho, Red & White, Shurfine, Wellworth, Wesco	.42	.42	.43	.44	.44	.45	.46	.47	.50
Libby, Silver Shield, Stokely	.40	.40	.41	.41	.42	.43	.44	.45	.48
Palmdale fcy	.46	.46	.47	.48	.49	.49	.50	.51	.54
Pineapple, Sliced #2									
Amocat, Happy Home	.28	.28	.28	.29	.29	.30	.31	.32	.34
Blue & White, Brimfull, Cosmos, Kapa, Rosedale	.27	.27	.27	.28	.28	.29	.30	.31	.33
Del Monte, Dole, Fargo, Libby, Palmdale, Vitagold	.29	.29	.29	.30	.30	.31	.32	.33	.35
Pineapple, Sliced #2½									
Amocat, Dole, Libby, Palmdale, Red & White	.33	.33	.33	.34	.34	.36	.37	.38	.41
Blue & White, Del Monte, Kulshan	.34	.34	.34	.35	.35	.37	.38	.39	.42
Cosmos, Happy Home, Muchmore, Shurfine	.32	.32	.32	.33	.33	.35	.36	.37	.40
Fernbrook, Hawaiian Star, Kapa	.31	.31	.31	.32	.32	.34	.35	.36	.39
S & W	.35	.36	.36	.37	.37	.39	.40	.41	.43
Pineapple Chunks, #2½									
Amocat, Happy Home dessert cut, Red & White	.32	.32	.32	.33	.33	.35	.36	.37	.40
I. G. A.	.34	.34	.34	.35	.35	.37	.38	.39	.42
Pineapple, Broken Slices, #2									
Daymoore, Hillsdale, Rosedale, Seaport, Summer Isle, Ukulele	.24	.24	.24	.25	.26	.26	.27	.27	.30
Dole	.26	.27	.27	.27	.28	.29	.29	.30	.32
Pineapple, Broken Slices, #2½									
Blue & White, Brimful, Daymore, Flowerland, Hillsdale, Ruby, Summer Isle	.31	.31	.32	.33	.33	.34	.35	.35	.39
Cottage, Seaport, Vita Fruit	.32	.32	.33	.34	.34	.35	.36	.36	.40
Pineapple, Crushed #2									
Del Monte, Dole, Exquisite, Happy Home, Libby, Pono, Reliance, Vita Gold	.25	.26	.26	.27	.27	.28	.28	.29	.31
Kulshan, S & W	.26	.26	.27	.28	.28	.29	.29	.30	.32
Pineapple, Crushed #2½									
Del Monte, Libby, S & W	.35	.35	.36	.36	.37	.38	.39	.40	.43
Dole, Honor	.34	.34	.35	.35	.36	.37	.38	.39	.42
Happy Home, Hillsdale, Pono, Reliance	.30	.30	.30	.31	.32	.33	.34	.35	.38
Kulshan	.33	.33	.34	.35	.36	.36	.37	.38	.41

[1] "Other west coast towns" means all places along the coast of Alaska and the Alaska Peninsula extending from Kotzebue Sound to Bristol Bay which are accessible by seagoing vessels or lighters, including Kotzebue and Bethel.

[Sec. 22 corrected, 10 F.R. 9335; amended by Am. 5, 10 F. R. 9467, effective 8-2-45 and Am. 12, effective 6-15-46]

SEC. 23. *Maximum prices for firewood in Anchorage and vicinity*—(a) *Definitions.* When used in this section, the term:

(1) "Anchorage and vicinity" includes the city of Anchorage and the territory adjacent thereto within a radius of three miles.

(2) "Carlot" means eighteen cords of four foot lengths.

(3) "Cord" means one hundred twenty-eight cubic feet.

(4) "Firewood" means dry wood and such other wood cut from logs, as is suitable for fuel. It includes cordwood, but does not include slab-wood and mill ends.

(5) "Rick", if made up of sixteen-inch lengths or less, means one-third of a cord. "Rick", if made up of more than sixteen lengths and not more than two-foot lengths, means one-half of a cord.

(b) *Maximum prices.* The maximum prices for firewood sold by any person to a consumer in Anchorage and vicinity, delivered to the buyer's receiving point, shall be:

	Per cord	Per rick
16" or less	$23.00	$8.25
More than 16" but not more than 2'	22.00	12.00
More than 2' but not more than 4'	19.00	10.00

(c) *Rail delivery.* The maximum price for firewood in lengths of more than two feet but not more than four feet, delivered to and piled on railroad cars at points along the Alaskan Railroad for shipment to Anchorage, shall be $13.75 per cord, less the carlot freight rate from the point of shipment to Anchorage.

(d) *Prohibited practices.* It shall be a prohibited practice within the meaning of section 8 (a) of this regulation for a seller to offer firewood for sale only in rick quantities to a buyer desiring to purchase in cord quantities for the purpose of obtaining the higher price applicable to rick sales.

SEC. 24. *Maximum prices for fuel wood in Fairbanks and vicinity*—(a) *Definitions.* When used in this section, the term:

(1) "Fairbanks and vicinity" includes the city of Fairbanks and the territory adjacent thereto within a radius of forty miles.

(2) "Green wood" means all wood intended for fuel which has not been rossed or ringed, which was live timber at the

time of cutting, and which has been cut within six months of the date of sale.

(3) "Ringed wood" means all wood intended for fuel from the circumference of which in standing state a strip of the bark not less than three inches wide has been removed not less than six months prior to felling.

(4) "Rossed wood" means all wood intended for fuel the bark of which has been chipped or stripped and substantially removed.

(b) *Maximum prices for fuel wood.* The maximum prices for fuel wood in Fairbanks and vicinity shall be:

	Length	Price per cord felled and piled in woods or at accessible roads	Price per cord sold and delivered to ultimate consumer
Dry, rossed or ringed, other than birch.	16 inches to 16 feet.	$10.00	$17.00
Dry, rossed or ringed, not less than 80% birch.	16 inches to 16 feet.	10.00	18.00
Green wood	Any length	6.00	13.00

(c) *Maximum prices for sawing or buzzing.* The maximum price for sawing or buzzing any type of fuel wood into lengths of sixteen, twenty-four or forty-eight inches at the option of the owner, either in dealer or consumer lots, shall be $3.00 per cord.

(d) *Prohibited practices.* It shall be a prohibited practice within the meaning of section 8 (a) of this regulation for a seller of fuel wood to make any charges for shrinkage, storage, extra haulage, special selection or credit, the effect of which is to evade the provisions of this paragraph.

SEC. 25. *Maximum retail prices for canned vegetables.*

Item	Ketchikan, Wrangell, Petersburg	Juneau, Douglas, Skagway, Haines	Sitka	Cordova, Valdez, Seward	Kodiak, Seldovia	Nome and other west coast towns[1]	Anchorage	Palmer and railroad points south of Curry	Fairbanks, Curry and railroad points north of Curry
Asparagus, #2									
E & A sm. & med	$0.44	$0.44	$0.44	$0.45	$0.45	$0.46	$0.47	$0.47	$0.[illegible]
Happy Home colossal gr. spears	.51	.52	.52	.52	.53	.54	.54	.55	.[illegible]
Happy Home blended	.48	.48	.48	.49	.50	.50	.51	.52	.[illegible]
Hunts all gr. sp. blended	.51	.51	.51	.52	.53	.53	.54	.54	.[illegible]
Nation Pride lg. med. sp	.47	.47	.47	.48	.49	.50	.50	.51	.[illegible]
Palmdale all gr	.44	.45	.45	.46	.46	.47	.48	.48	.[illegible]
Palmdale fcy. gr. sp. blended	.53	.54	.54	.55	.55	.56	.56	.57	.[illegible]
Red & White lg. med	.51	.51	.51	.52	.53	.53	.54	.54	.[illegible]
Reliance blended	.47	.47	.48	.48	.49	.50	.50	.51	.[illegible]
S & W fcy gr. sp. blended	.44	.45	.45	.46	.46	.47	.48	.48	.[illegible]
S & W colossal	.45	.45	.45	.46	.47	.48	.48	.49	.[illegible]
Seaport fcy cut sp	.41	.41	.41	.42	.42	.43	.44	.44	.[illegible]
Seaport center cuts	.40	.40	.40	.41	.42	.42	.43	.44	.[illegible]
Walla Walla fcy spears	.44	.44	.44	.45	.45	.46	.47	.47	.[illegible]
Walla Walla cut	.39	.39	.40	.40	.41	.42	.42	.43	.[illegible]
Baked Beans									
Alice #2	.18	.18	.19	.19	.19	.20	.21	.22	.[illegible]
B & M 18 oz. gl	.24	.25	.25	.26	.26	.27	.28	.29	.[illegible]
Cerretelli 16 oz	.18	.18	.19	.19	.20	.21	.21	.21	.[illegible]
Dennison 16 oz. gl	.18	.18	.19	.19	.20	.21	.21	.21	.[illegible]
Happy Home 24 oz	.30	.31	.31	.32	.32	.33	.34	.34	.[illegible]
Hunts Supreme, port #2½ gl	.30	.31	.31	.32	.32	.33	.34	.34	.[illegible]
Jackson, pork #2	.17	.17	.18	.18	.19	.19	.20	.21	.[illegible]
Red & White #2	.25	.25	.25	.26	.27	.27	.28	.28	.[illegible]
Reliance, S & W 28 oz	.24	.25	.25	.26	.26	.27	.29	.29	.[illegible]
Van Camp, pork 27 oz	.20	.21	.21	.22	.22	.23	.25	.25	.[illegible]
Beans—Green #2 1 Sieve									
Blue Tag whl, Old Homestead whl, S & W julienne	.31	.31	.31	.32	.33	.33	.34	.35	.[illegible]
Crestwood	.24	.25	.25	.25	.26	.27	.27	.28	.[illegible]
Kale, Royal whl	.30	.30	.30	.31	.32	.32	.33	.33	.[illegible]
Beans—Green #2 2 Sieve									
Amocat whl, I. G. A. whl	.28	.28	.28	.29	.29	.30	.31	.31	.[illegible]
Blue Tag, sl, Exquisite whl, Stokely	.27	.27	.28	.28	.29	.29	.30	.30	.[illegible]
Crestwood	.22	.22	.22	.23	.24	.24	.25	.26	.[illegible]
Happy Home, Old Homestead cut, Red & White whl	.24	.24	.24	.24	.25	.26	.26	.27	.[illegible]
Kale, Kulshan whl, Old Homestead fcy, Standby whl	.29	.29	.29	.30	.31	.31	.32	.32	.[illegible]
Reliance whl, S & W	.26	.27	.27	.27	.28	.29	.29	.30	.[illegible]
Beans—Green #2 3 Sieve									
Amocat whl, I. G. A., Kulshan, Old Homestead, Red & White, Reliance, S & W, Standby	.24	.24	.24	.25	.26	.27	.27	.28	.[illegible]
Blue Tag, Exquisite, Shurfine	.22	.22	.22	.23	.24	.24	.25	.26	.[illegible]
Crestwood, Kale, Westco	.21	.22	.22	.22	.23	.24	.24	.25	.[illegible]
Rio Sun	.21	.21	.21	.22	.22	.23	.23	.24	.[illegible]
Beans—Green #2 4 sieve									
Emporium, Kale, Westco	.22	.22	.22	.23	.23	.24	.24	.25	.[illegible]
Grand Island	.21	.21	.21	.22	.22	.23	.23	.24	.[illegible]
Our Value, Try Our	.18	.18	.19	.19	.19	.20	.21	.22	.[illegible]
Palmdale	.22	.22	.22	.23	.24	.24	.25	.26	.[illegible]
Beans, Whole, Miscellaneous #2 Green									
Del Monte early garden	.22	.22	.22	.23	.21	.24	.25	.26	.[illegible]
Fairmont horiz., Oregon Blue Lake	.28	.28	.28	.29	.29	.30	.31	.31	.[illegible]
Happy Home, Kale horiz., S & W	.29	.29	.30	.30	.31	.31	.32	.33	.[illegible]
Kale	.24	.25	.25	.26	.26	.27	.27	.28	.[illegible]
Shurfine horiz	.27	.27	.27	.28	.28	.29	.29	.30	.[illegible]
Beans, Cut, Miscellaneous #2 Green									
Arko Carnival, Everson, Fernbrook, Garden 5 sv., Puget Maid, Seaport, Selkirk, Silver Cut, Sonny Boy, Tip Top, Whatcom, White Tag, Val Vita	.17	.17	.17	.18	.19	.19	.20	.20	.[illegible]
Brimfull, Crater Blue, Del Haven, Garden std, Green Tag, Grand Island, Our Value, Tastewell	.17	.18	.18	.18	.19	.20	.20	.21	.[illegible]
Del Monte, Golden Harvest	.20	.20	.20	.21	.21	.22	.23	.23	.[illegible]
Happyvale, Hill Top, Springhill, Titan sub. std	.16	.16	.16	.17	.17	.18	.19	.19	.[illegible]
Hunts Supreme, Libby fcy, Shurfine fcy	.22	.23	.23	.23	.24	.25	.25	.26	.[illegible]
Ontario tiny, Silver Shield, Stokely french cut	.21	.21	.21	.22	.22	.23	.23	.24	.[illegible]

See footnote at end of table.

SEC. 25. *Maximum retail prices for canned vegetables*—Continued.

Item	Ketchikan, Wrangell, Petersburg	Juneau, Douglas, Skagway, Haines	Sitka	Cordova, Valdez, Seward	Kodiak, Seldovia	Nome and other west coast towns[1]	Anchorage	Palmer and railroad points south of Curry	Fairbanks, Curry and railroad points north of Curry
Beans, Lima #2									
Amocat, Happy Home	$0.32	$0.32	$0.32	$0.33	$0.33	$0.34	$0.35	$0.36	$0.38
Del Monte Er. garden, Exquisite tiny, Old Homestead, Red & White, Walla Walla med	.26	.27	.27	.27	.28	.29	.29	.30	.32
Del Monte, tiny, lsv, Libby, Reliance	.30	.31	.31	.31	.32	.33	.33	.34	.36
Exquisite fcy sm, Inland Valley gr whl, Walla Walla gr whl	.25	.25	.25	.26	.26	.27	.28	.28	.31
Rosedale gr whl	.23	.23	.23	.24	.24	.25	.26	.26	.29
S & W baby	.34	.34	.34	.35	.35	.36	.37	.37	.40
Seaside cooked	.18	.18	.19	.19	.20	.20	.21	.22	.24
Walla Walla sm. gr	.29	.29	.29	.30	.30	.31	.32	.33	.35
Beans—Wax #2									
Baxter, Everglade, Happy Home	.22	.23	.23	.23	.24	.24	.25	.26	.28
Carnation Valley, Roycroft	.19	.20	.20	.20	.20	.21	.22	.22	.25
Mayfair, Teal	.17	.17	.17	.18	.18	.19	.20	.20	.23
Red & White, Reliance	.21	.21	.21	.22	.22	.23	.24	.24	.27
Beets #303 Glass—Diced									
Del Monte, President, Reliance, S & W, Sunkist	.17	.17	.18	.18	.19	.20	.20	.21	.24
Beets, #303 Glass—Sliced									
Alberton sub std	.15	.16	.16	.17	.17	.18	.18	.19	.22
Blue Tag	.19	.19	.20	.20	.21	.22	.22	.23	.25
Del Monte, Happy Home	.21	.21	.21	.22	.22	.23	.24	.25	.27
Beets, #303 Glass—Whole									
Del Monte	.24	.24	.25	.25	.26	.27	.27	.26	.30
Beets, #2 Diced									
Amocat, Old Homestead, Red & White, Reliance, S & W	.16	.17	.17	.17	.18	.18	.19	.20	.22
Fairmont, Goodday, Happy Home, Kale, Standby	.15	.15	.16	.16	.17	.17	.18	.19	.21
President	.18	.18	.18	.19	.19	.20	.21	.21	.24
Beets, #2—Shoestring									
Happy Home, Reliance	.15	.15	.16	.16	.17	.17	.18	.19	.21
S & W julienne	.16	.16	.17	.17	.18	.18	.19	.20	.22
Beets, #2, Sliced									
Blue Tag, Fernbrook, Standby, Sunkist	.18	.18	.18	.19	.20	.20	.21	.22	.24
Amocat, Happy Home, Libby, Reliance, S & W	.19	.20	.20	.20	.21	.21	.22	.23	.25
Del Monte	.20	.20	.20	.21	.22	.22	.23	.24	.26
Green Tag, White Tag, Tastewell	.15	.15	.16	.16	.17	.17	.18	.19	.21
Fernbrook Palmdale, Red Tag, Rose Festival, Seaport, Westco	.17	.17	.17	.18	.18	.19	.20	.20	.23
Beets, #2—Whole									
Happy Home sm, Libby 10 ct., Reliance ungraded	.20	.20	.21	.21	.22	.22	.23	.24	.26
Happy Home med	.19	.20	.20	.20	.21	.21	.22	.23	.25
Heart of Valley, S & W midget	.30	.31	.31	.31	.32	.33	.33	.34	.36
Kale baby, Selkirk baby	.23	.24	.24	.25	.26	.26	.27	.28	.30
Libby 15 ct., Reliance med	.22	.23	.23	.24	.24	.25	.26	.26	.29
S & W tiny, Standby sm	.27	.27	.27	.28	.29	.29	.30	.31	.33
S & W sm	.26	.26	.26	.27	.28	.28	.29	.30	.32
Carrots, #303 Glass—Diced									
Blue Tag, Del Monte, President, Sunkist, White Tag	.18	.18	.18	.19	.19	.20	.21	.22	.24
Carrots, #303 Tin									
Dew Kist, White Tag chipped	.15	.16	.16	.16	.16	.16	.17	.17	.18
Carrots, #2—Diced									
Amocat, Happy Home, Reliance	.16	.16	.17	.17	.18	.18	.19	.20	.22
Everson, White Tag	.14	.14	.14	.15	.16	.16	.17	.17	.20
Kales, Old Homestead	.15	.15	.15	.16	.16	.17	.18	.18	.21
Carrots, #2—Shoestring									
Happy Home, Kales, Old Homestead, Raymal, Reliance	.17	.17	.17	.18	.18	.19	.20	.20	.23
Shurfine	.15	.16	.16	.16	.17	.18	.18	.19	.21
Carrots #2—Miscellaneous									
Royal cut	.12	.13	.13	.13	.14	.15	.15	.16	.18
White Tag chip diced	.13	.13	.13	.14	.14	.15	.16	.16	.19
Corn, Whole Kernel—12 oz.									
Amocat, Del Maize, Exquisite, Niblets, Red and White, Tasty Cream Kernel	.18	.18	.19	.19	.19	.20	.20	.21	.22
Del Monte, Happy Home, Pictsweet, S & W	.20	.21	.21	.21	.22	.22	.22	.22	.24
Garden, Shurfine, Standby, Stokely Tip Top	.19	.20	.20	.20	.21	.21	.21	.22	.23
Garden Patch, Ida Dell	.17	.17	.17	.18	.18	.19	.19	.20	.21
Niblets Mixicorns	.22	.22	.22	.23	.23	.24	.24	.24	.26
Old Faithful	.14	.14	.15	.15	.15	.16	.16	.17	.18
Corn, Whole Kernel—#2									
Amocat, Butter Kernel, Circus, Everglade, Exquisite, S & F, S & W, Silver Creek, Standby, Stokely, Three Sisters	.21	.21	.22	.22	.22	.23	.24	.25	.27
Blue Spot, Grand Island, Happy Home, Hunts Supreme, I. G. A., Kulshan, Libby, Old Homestead, Pictsweet, Shurfine	.22	.22	.23	.23	.24	.24	.25	.26	.28
Fernbrook, Kreem Kernel, Rosedale	.19	.19	.19	.20	.20	.21	.22	.22	.25
Fifth Avenue, Old Yellowstone, Prince, Richland	.20	.20	.20	.21	.21	.22	.23	.24	.26

See footnote at end of table.

SEC. 25. *Maximum retail prices for canned vegetables*—Continued.

Item	Ketchikan, Wrangell, Petersburg	Juneau, Douglas, Skagway, Haines	Sitka	Cordova, Valdez, Seward	Kodiak, Seldovia	Nome and other west coast towns[1]	Anchorage	Palmer and railroad points south of Curry	Fairbanks, Curry and railroad points north of Curry
Corn, Cream Style—#2									
Amocat, Central, Happy Home, Kulshan, Old Homestead, Pietsweet, Red & White, Reliance, S & W	$0.21	$0.21	$0.21	$0.22	$0.23	$0.23	$0.24	$0.25	$0.2
Argo, Cosmos, Del Maize, Oregon Finest, Palmdale, Polk, S & F, Seaport, Sonny Boy, Standby, Stokely	.20	.20	.20	.21	.21	.22	.23	.24	.2
Baxter, Del Monte, Libby, Prince, Shurfine, Westco	.20	.21	.21	.21	.22	.23	.23	.24	.2
Brimfull, Ditto, Exquisite, Fernbrook, Garden Patch, Grand Island, Mt. Jefferson, Old Yellowstone	.19	.19	.19	.20	.20	.21	.22	.23	.2
Market, Old Faithful	.15	.15	.15	.16	.17	.17	.18	.18	.2
Tastewell	.18	.18	.18	.19	.19	.20	.20	.21	.2
Peas, #2 1 Sieve									
Happy Home	.23	.23	.23	.24	.25	.25	.26	.27	.2
Red & White, Reliance	.22	.23	.23	.23	.23	.24	.25	.26	.2
Peas, #2 2 Sieve									
Amocat	.24	.24	.24	.25	.25	.26	.27	.28	.2
Happy Home, Kulshan, Red & White Reliance, S & W, Standby, Sunnymoore, Walla Walla	.22	.22	.22	.23	.23	.24	.24	.25	.2
Inland Valley	.19	.19	.19	.20	.20	.21	.22	.22	.2
Salt Air	.23	.23	.23	.24	.24	.25	.26	.27	.2
Peas, #2 3 Sieve									
Amocat, Happy Home, Red & White, S & W, Salt Air, Shurfine	.21	.21	.21	.22	.22	.23	.24	.24	.2
Emporium, Inland Valley, Riptide	.19	.19	.19	.20	.20	.21	.22	.22	.2
Everglade, La Connor	.17	.17	.17	.18	.18	.19	.20	.20	.2
Fresh Flavor	.15	.15	.16	.16	.17	.17	.18	.19	.2
Kulshan, Reliance, Silver Shield, Standby, Walla Walla	.20	.20	.20	.21	.21	.22	.23	.23	.2
Peas, #2 4 Sieve									
Amocat, Red & White, Royal Guest	.20	.20	.20	.21	.21	.22	.23	.23	.2
Brimfull, Dykeland, Emporium	.16	.16	.16	.17	.17	.18	.19	.19	.2
Century, Kool Air	.17	.17	.17	.18	.18	.19	.20	.20	.2
Goodday	.15	.15	.16	.16	.17	.17	.18	.19	.2
Green Lake, Inland Valley, Sunnymoore	.18	.18	.18	.19	.19	.20	.21	.21	.2
Happy Home, Kulshan, Old Homestead, Reliance, Shurfine, Standby	.19	.19	.19	.20	.20	.21	.22	.22	.2
Peas, #2 5 Sieve									
Blue & White	.18	.18	.18	.19	.19	.20	.21	.21	.2
Carnation Valley, Garden, Sea Island, Seaport, Sonny Boy, Tastewell	.16	.16	.16	.17	.17	.18	.18	.19	.2
Cottage, Palmdale, Salt Air	.19	.19	.19	.20	.20	.21	.22	.22	.2
Peas #2 Miscellaneous									
Brimfull 5-6 sv, Everglade 6 sv, Happy Home 4-5-6 sv, Phillips ecci	.16	.16	.16	.17	.17	.18	.18	.19	.2
Del Monte tiny sugar	.23	.23	.23	.24	.24	.25	.26	.27	.2
Del Monte sr. grin., Evergreen, Pietsweet little, Reliance tender sweet, Rosedale, Whopper fcy, ungraded	.20	.20	.21	.22	.22	.23	.23	.24	.2
Flavor Crest 3-4-5 sv	.17	.17	.17	.18	.18	.19	.20	.20	.2
Green Giant	.24	.24	.24	.25	.25	.26	.27	.28	.2
Libby Jumbo, Old Homestead, S & W bg. swt, bld., Stokely fcy	.22	.22	.23	.23	.24	.24	.25	.26	.2
Libby sr. grdn, Libby fcy asst, sv., Pietsweet big, Red & White, stfd. Stokely Honey Pod	.21	.21	.21	.22	.22	.23	.24	.24	.2
Red & White swt, Walla Walla 2-3-4 sv, Westco	.19	.19	.19	.20	.20	.21	.22	.22	.2
Spinach, #2									
Bohannon	.18	.18	.18	.19	.19	.20	.21	.22	.2
C. H. B.	.21	.21	.21	.22	.22	.23	.24	.24	.2
Cream of Valley, Red & White, Tri Valley	.20	.20	.20	.21	.21	.22	.23	.24	.2
Del Monte, Libby	.23	.23	.23	.24	.24	.25	.26	.26	.2
Hollister, Reliance	.19	.19	.19	.20	.20	.21	.22	.23	.2
Shurfine	.21	.22	.22	.22	.23	.24	.24	.25	.2
Spinach, #2½									
Amocat, I. G. A., Libby, Red & White, Reliance, Standby, Walla Walla	.28	.28	.29	.29	.30	.31	.32	.33	.3
CHB, Hearts Delight, Honor, Hunts, Hunts Supreme, Old Homestead, Raiters, Val Vita	.25	.25	.26	.26	.27	.28	.29	.30	.3
Del Monte	.29	.29	.29	.30	.31	.32	.33	.33	.3
Luxury, Tip Top	.22	.22	.23	.23	.24	.25	.26	.27	.3
Shurfine, Tri Valley	.26	.26	.26	.27	.28	.29	.29	.30	.3
Pumpkin, #2½									
Amocat, Dew Kist, Happy Home, Red & White, Reliance	.18	.19	.19	.20	.21	.21	.22	.23	.2
Tomatoes, #2 Solid Pack									
Del Monte, Reliance	.21	.22	.22	.22	.23	.24	.24	.25	.2
Libby	.22	.23	.23	.23	.24	.25	.25	.26	.2
Royal	.20	.21	.21	.21	.22	.23	.23	.24	.2
Tomatoes, #2½ Solid Pack									
Amocat, Ball Crest, Fairmont, Libby, Red & White, Val Vita	.29	.30	.30	.30	.31	.32	.33	.34	.3
Brimfull, Eden, Sonny Boy	.24	.24	.25	.25	.26	.27	.28	.29	.3
Del Monte, Happy Home, Sacramento, Stokely	.28	.29	.29	.29	.30	.31	.32	.33	.3
Dinnerette	.21	.22	.22	.23	.23	.24	.25	.26	.3
Reliance, Shurfine, Standby	.27	.28	.28	.28	.29	.30	.31	.32	.3
Springkist	.23	.23	.24	.24	.25	.26	.27	.28	.3
Tomatoes, #2 Standard									
Blue & White, Royal, Sunnyside	.19	.19	.19	.20	.20	.21	.22	.22	.2
Cottage, Madrona, Seaport	.18	.18	.18	.19	.19	.20	.21	.21	.2
King of Field	.17	.17	.17	.18	.18	.19	.20	.20	.2

See footnote at end of table.

SEC. 25. *Maximum retail prices for canned vegetables*—Continued.

Item	Ketchikan, Wrangell, Petersburg	Juneau, Douglas, Skagway, Haines	Sitka	Cordova, Valdez, Seward	Kodiak, Seldovia	Nome and other west coast towns[1]	Anchorage	Palmer and railroad points south of Curry	Fairbanks, Curry and railroad points north of Curry
Tomatoes, #2½ Standard									
All Good, Crescent, Heart of California, Honor, Sacramento, Sun Pak	$0.25	$0.25	$0.26	$0.26	$0.27	$0.28	$0.29	$0.30	$0.33
Amocat, Red & White	.29	.30	.30	.31	.32	.32	.33	.34	.37
Blue & White, Brimfull, Cottage, Del Haven, Madrona, Our Value, Seaport, Yolo	.22	.22	.23	.24	.24	.26	.26	.27	.30
Flavor Crest, Mount Meadow, Sunnyside, Tastewell	.21	.21	.22	.22	.23	.24	.25	.26	.29
Garden, Rosedale, Spencer	.24	.24	.24	.25	.26	.27	.28	.28	.32
Standby	.27	.27	.27	.28	.29	.30	.30	.31	.34

[1] "Other west coast towns" means all places along the coast of Alaska and the Alaska Peninsula extending from Kotzebue Sound to Bristol Bay which are accessible by seagoing vessels or lighters, including Kotzebue and Bethel.

[Sec. 25 corrected, 10 F.R. 9335; amended by Am. 5, 10 F.R. 9467, effective 8-2-45 and Am. 12, effective 6-15-46]

SEC. 26. *Maximum prices for reindeer meat*—(a) *Definitions.* When used in this section, the term:

(1) "Producer" refers to the reindeer herd owner or slaughterer.

(2) "Sales at retail" means sales of reindeer meat to an ultimate consumer, institutional user, eating place, or a governmental user.

(3) "Retailer" means a person regularly and generally engaged in making sales at retail.

(4) "Sales at wholesale" means sales of reindeer meat by a wholesaler to a retailer.

(5) "Wholesaler" means a person (other than a herd owner or slaughterer) who buys, stores, cuts, trims and packs reindeer meat for resale to retailers.

(6) "Standard retail cuts" refers to the reindeer cuts designated and illustrated in Circular No. 67, issued by the Reindeer Service, United States Department of the Interior, Nome, Alaska, December 9, 1943.

(7) "Range" means a tract of land where reindeer are herded and slaughtered.

(b) *For all sales of reindeer meat in the Territory of Alaska, the maximum prices shall be the prices set forth in the table below.*

Column I	Column II	Column III	Column IV
Carcass or standard retail cuts[1]	For sales by producers to retailers f. o. b. range[2] (per lb.)	For sales at wholesale f. o. b. wholesaler's shipping point (per lb.)	For sales at retail[1] (per lb.)
Whole, Adult No. 1 carcass	$0.16	$0.19	$0.21
Split, Adult No. 1 carcass	.17	.20	.22
Hindquarters and halves	.21	.24	.31
Frontquarters and halves	.12	.15	.18
Stewing meats			.23
Shoulder roasts			.26
Rib chops			.28
Loin chops			.36
Round steak			.37
Leg roast			.33

[1] No other cuts than those described in Column I may be sold.

[2] For sales by producers to wholesalers the maximum prices shall be the prices set forth in Column II, less the actual cost to transport the reindeer meat from the range to the wholesaler's receiving point.

[3] To the maximum prices in Column III the retailer may add the actual cost incurred by him to transport the reindeer meat from the range or wholesaler's shipping point to his place of business, excluding local trucking or hauling of five miles or less and local handling charges

[Sec. 26 amended by Am. 6, 10 F.R. 13405, effective 11-3-45]

SEC. 27. *Maximum retail prices for breakfast cereals.*

Item	Unit	Ketchikan	Wrangell, Petersburg	Juneau, Douglas	Skagway, Haines	Sitka	Cordova, Valdez, Seward	Kodiak	Anchorage	Palmer and railroad points south of Curry	Fairbanks, and railroad points north of Curry	Nome and other west coast towns[1]
Albers:												
Corn Flakes	6 oz.	$0.11	$0.11	$0.12	$0.12	$0.12	$0.14	$0.15	$0.09	$0.09	$0.11	$0.18
Corn Flakes	11 oz.	.19	.19	.20	.20	.20	.22	.23	.15	.15	.17	.28
Farina	14 oz.	.15	.15	.15	.15	.15	.17	.17	.18	.19	.20	.18
Farina	28 oz.	.28	.28	.28	.28	.29	.31	.31	.33	.34	.36	.34
Farina	4.9 lbs.	.37	.37	.39	.40	.40	.41	.42	.47	.49	.57	.47
Farina	9.8 lbs.	.71	.72	.73	.75	.75	.82	.84	.88	.92	1.08	.95
Hominy Grits	20 oz.	.15	.15	.16	.16	.16	.17	.17	.18	.18	.21	.19
Oatmeal, Steel Cut	20 oz.	.19	.19	.20	.20	.20	.21	.21	.22	.23	.26	.22
Pearls of Wheat	28 oz.	.27	.27	.27	.28	.28	.30	.31	.32	.33	.35	.33
Rolled Oats	20 oz.	.20	.20	.20	.20	.21	.22	.23	.20	.21	.24	.25
Rolled Oats, prem. chinа	3 lbs.	.52	.53	.53	.54	.54	.58	.59	.56	.57	.64	.66
Rolled Oats, prem. crystal	3 lbs.	.45	.45	.46	.46	.46	.50	.51	.45	.46	.55	.60
Rolled Oats, no prem	3 lbs.	.44	.44	.45	.45	.46	.50	.51	.47	.48	.54	.59
Rolled Oats	9 lbs.	.85	.87	.89	.90	.94	.96	.99	1.12	1.11		
Rolled Wheat	16 oz.	.20	.20	.21	.21	.21	.22	.23	.20	.20	.23	.27
Rolled Wheat, prem. chinа	40 oz.	.58	.57	.59	.59	.60	.64	.65	.61	.62	.65	.73
Rolled Wheat, no prem	40 oz.	.45	.42	.45	.45	.45	.49	.50	.44	.44	.50	.58
Centennial: Gervita	28 oz.	.31	.31	.31	.31	.32	.33	.34	.38	.39	.43	.35
Cream of Wheat	14 oz.	.20	.20	.20	.20	.20	.21	.21	.22	.22	.24	.23
	28 oz.	.33	.33	.33	.33	.33	.35	.35	.35	.36	.40	.38
Dinamite:												
Blue Label	1½ lbs.	.30	.30	.30	.30	.30	.33	.33	.31	.31	.35	.34
Blue Label	3 lbs.	.47	.47	.48	.48	.48	.50	.51	.53	.54	.60	.55
Red Label	1½ lbs.	.32	.32	.32	.32	.32	.35	.35	.31	.31	.35	.40
Red Label	2½ lbs.	.47	.47	.48	.48	.48	.50	.51	.53	.54	.60	.55
Ener-G	26 oz.	.33	.33	.34	.34	.34	.36	.36	.36	.37	.40	.40
Fisher's:												
Farina	2 lbs.	.22	.22	.23	.23	.23	.24	.25	.26	.27	.31	.29
Farina	4.9 lbs.	.40	.40	.40	.41	.41	.44	.45	.51	.53	.60	.48
Farina	9.8 lbs.	.77	.77	.79	.80	.80	.87	.88	.97	1.00	1.15	.97
Zing Wht Germ	20 oz.	.32	.31	.32	.32	.33	.33	.35	.35	.39	.35	
Zoom	20 oz.	.32	.32	.33	.33	.34	.34	.35	.35	.39	.37	
Cracked Wheat	2 lbs.	.22	.22	.23	.22	.22	.24	.25	.27	.27	.31	.28
Gold Medal:												
Cheer-i-oats	7 oz.	.20	.20	.21	.21	.21	.23	.24	.18	.18	.20	.28
Kix	7 oz.	.20	.20	.21	.21	.21	.23	.24	.18	.18	.20	.28
Wheaties	8 oz.	.19	.20	.20	.21	.21	.22	.23	.18	.18	.20	.27
Heinz: Rice Flakes	6½ oz.	.18	.18	.18	.18	.18	.20	.21	.15	.15	.17	.22
H-O Rolled Oats	1 lb.	.20	.19	.20	.20	.21	.22	.22	.20	.21	.24	.24
	2 lbs.	.39	.38	.39	.39	.39	.41	.42	.40	.42	.48	.46
Kellogg's:												
All Bran	10 oz.	.19	.19	.20	.20	.20	.21	.21	.18	.18	.20	.23
All Bran	16 oz.	.30	.30	.30	.31	.31	.33	.33	.29	.29	.31	.37
Bran Flakes	8 oz.	.16	.15	.16	.16	.16	.18	.19	.15	.15	.18	.23
Bran Flakes	14 oz.	.23	.23	.24	.25	.25	.27	.27	.22	.22	.25	.31
Corn Flakes	6 oz.	.12	.12	.12	.12	.12	.14	.15	.09	.10	.11	.18
Corn Flakes	11 oz.	.19	.19	.20	.20	.20	.23	.24	.16	.16	.18	.30
Corn Flakes	18 oz.	.27	.27	.29	.29	.29	.34	.36	.21	.21	.25	.40
Krumbles	9 oz.	.18	.18	.19	.19	.19	.20	.20	.18	.18	.20	.23
Pep	8 oz.	.19	.19	.19	.19	.19	.22	.23	.17	.17	.18	.25
Rice Krispies	5½ oz.	.19	.18	.19	.19	.19	.20	.21	.18	.18	.19	.24
Shredded Wheat	12 oz.	.20	.20	.20	.21	.21	.23	.24	.17	.18	.20	.28
Variety Pack	10 oz.	.37	.36	.38	.38	.38	.40	.42	.33	.33	.36	.50
Wheat Krispies	8 oz.	.20	.20	.21	.21	.21	.23	.24	.18	.18	.20	.29
Malt-o-meal	26 oz.	.32	.32	.33	.33	.33	.34	.35	.35	.35	.40	.38
Mother's:												
Rolled Oats, no prem	3 lbs.	.45	.45	.46	.46	.46	.50	.51	.47	.49	.55	.59
Rolled Oats, prem. chinа	3 lbs.	.52	.53	.53	.54	.54	.58	.59	.56	.57	.64	.66
N. B. C.:												
Shredded Wheat	12 oz.	.20	.20	.21	.21	.21	.24	.25	.18	.18	.20	.30
Shreddies	12 oz.	.17	.17	.18	.18	.18	.18	.20	.20	.22	.19	
Post's:												
Assorted Tens		.37	.36	.38	.38	.38	.40	.42	.33	.33	.36	.50
Bran Flakes	8 oz.	.16	.15	.16	.16	.16	.18	.19	.15	.15	.18	.23
Bran Flakes	14 oz.	.23	.23	.24	.25	.25	.27	.27	.22	.22	.25	.32
Grape Nuts	12 oz.	.20	.20	.20	.20	.20	.21	.21	.20	.21	.23	.23
Grape Nut Flakes	7 oz.	.17	.17	.17	.18	.18	.19	.20	.15	.15	.18	.23
Grape Nut Flakes	12 oz.	.22	.22	.23	.24	.24	.25	.25	.20	.20	.23	.29
Grape Nut Wheat Meal	16 oz.	.19	.19	.20	.20	.20	.21	.21	.22	.22	.25	.22
Post Toasties	6 oz.	.12	.12	.12	.13	.13	.15	.15	.10	.11	.12	.18
Post Toasties	11 oz.	.19	.18	.20	.21	.21	.23	.24	.15	.15	.17	.29
Post Toasties	18 oz.	.27	.27	.28	.28	.29	.33	.34	.20	.21	.24	.40

See footnote at end of table.

SEC. 27. *Maximum retail prices for breakfast cereals*—Continued.

Item	Unit	Ketchikan	Wrangell, Petersburg	Juneau, Douglas	Skagway, Haines	Sitka	Cordova, Valdez, Seward	Kodiak	Anchorage	Palmer and railroad points south of Curry	Curry and railroad points north of Curry	Fairbanks, and railroad points north of Curry	Nome and other west coast towns[1]
Quaker:													
Crackels	7 oz.	$0.16	$0.16	$0.16	$0.17	$0.17	$0.19	$0.19	$0.14	$0.14	$0.15	$0.20	$0.24
Farina	14 oz.	.15	.15	.15	.15	.15	.17	.17	.18	.19	.20	.20	.18
Farina	28 oz.	.29	.29	.29	.29	.30	.31	.31	.33	.34	.36	.36	.34
Hominy Grits	24 oz.	.16	.16	.17	.17	.17	.18	.18	.19	.19	.21	.21	.22
Muffets	10 oz.	.19	.19	.20	.20	.20	.21	.22	.16	.16	.19	.19	.23
Puffed Rice	4½ oz.	.20	.20	.21	.21	.21	.23	.24	.17	.17	.19	.19	.27
Puffed Wheat	4 oz.	.18	.18	.19	.19	.20	.22	.23	.16	.16	.18	.23	.25
Rolled Oats, no prem	20 oz.	.20	.20	.20	.20	.21	.22	.23	.20	.21	.23	.24	.25
Rolled Oats, no prem	3 lbs.	.45	.45	.46	.46	.46	.50	.51	.47	.48	.54	.54	.59
Rolled Oats, Prem Crys Wed.	3 lbs.	.43	.43	.44	.44	.44	.47	.48	.48	.50	.58	.58	.54
Ralston:													
Bran	26 oz.	.29	.27	.30	.30	.31	.33	.34	.30	.30	.34	.40	
Instant	16 oz.	.30	.30	.30	.31	.31	.32	.33	.33	.34	.36	.36	.33
Shredded Wheat	12 oz.	.20	.20	.21	.21	.21	.22	.23	.20	.21	.23	.26	
Whole Wheat	24 oz.	.30	.30	.30	.30	.31	.32	.33	.33	.34	.36	.33	
Roman meal	15 oz.	.25	.24	.25	.25	.25	.26	.26	.27	.27	.30	.26	
	30 oz.	.40	.40	.41	.41	.42	.43	.44	.45	.45	.50	.26	
Skinner's: Raisin Bran	10 oz.	.20	.18	.20	.19	.19	.20	.21	.18	.18	.20	.23	
Sperry's:													
Rolled Oats	9 lbs.	.77	.79	.80	.81	.82	.86	.88	.88	.91	1.04	1.03	
Wheat Hearts	14 oz.	.20	.20	.20	.20	.20	.21	.22	.22	.22	.24	.22	
Wheat Hearts	28 oz.	.32	.32	.33	.33	.33	.34	.35	.35	.35	.40	.36	
Wheat Hearts	46 oz.	.47	.47	.48	.48	.48	.50	.51	.54	.55	.62	.54	
Wheatena	22 oz.	.33	.32	.32	.32	.32	.33	.34	.35	.35	.40	.35	

[1] "Other west coast towns" means all places along the coast of Alaska and the Alaska Peninsula extending from Kotzebue Sound to Bristol Bay which are accessible by sea-going vessels or lighters, including Kotzebue and Bethel.

[Sec. 27 amended by Am. 5, 10 F.R. 9467, effective 8-2-45]

SEC. 28. *Maximum retail prices for corn meal.*

Item	Unit	Ketchikan	Wrangell, Petersburg	Juneau, Douglas	Skagway, Haines	Sitka	Cordova, Valdez, Seward	Kodiak	Anchorage	Palmer and points on Alaska R. R. north of Anchorage and south of Curry	Curry and points on Alaska R. R. north of Curry to and including Fairbanks	Nome and other west coast towns[1]
Albers:												
White or Yellow	20 oz.	$0.16	$0.15	$0.16	$0.16	$0.16	$0.17	$0.18	$0.18	$0.19	$0.22	$0.20
White or Yellow	2½ lbs.	.26	.26	.27	.27	.27	.28	.29	.32	.33	.37	.41
White	5 lbs.	.37	.37	.37	.38	.38	.40	.41	.47	.48	.56	.44
Yellow	5 lbs.	.34	.34	.34	.34	.34	.37	.38	.44	.45	.54	.44
White	10 lbs.	.68	.68	.69	.69	.69	.73	.74	.87	.90	1.05	.82
Yellow	10 lbs.	.61	.61	.62	.63	.63	.68	.69	.80	.84	.97	.77
Fisher's: White or Yellow	2 lbs.	.21	.21	.21	.21	.21	.22	.23	.25	.26	.28	.24
Quaker's: Yellow	10 lbs.	.63	.63	.64	.64	.64	.69	.70	.82	.85	1.00	.77
Sperry's:												
White or Yellow	16 oz.	.14	.14	.15	.15	.15	.16	.17	.17	.18	.20	.19
White or Yellow	3½ lbs.	.32	.32	.32	.33	.33	.35	.35	.40	.40	.46	.38
White	4½ lbs.	.37	.37	.38	.38	.38	.41	.42	.43	.44	.48	.40
Yellow	4½ lbs.	.34	.34	.35	.36	.36	.38	.39	.40	.40	.45	.44
White	9 lbs.	.62	.62	.63	.64	.64	.69	.70	.74	.75	.85	.77
Yellow	9 lbs.	.62	.62	.63	.64	.64	.69	.70	.74	.75	.85	.77

[1] "Other west coast towns" means all places along the coast of Alaska and the Alaska Peninsula extending from Kotzebue Sound to Bristol Bay which are accessible by sea-going vessels or lighters, including Kotzebue and Bethel.

SEC. 29. *Maximum retail prices for bar soaps, bleaching waters, cleansers and soap powders.*

Brand	Size	Ketchikan	Wrangell, Petersburg	Juneau, Douglas	Skagway, Haines	Sitka	Cordova, Valdez, Seward	Kodiak	Anchorage	Palmer and Points on R. R. South of Curry	Fairbanks, Curry and points on R. R. North of Curry	Nome and other west coast towns[1]
BAR SOAPS												
Big Boy	Regular	$0.06	$0.06	$0.06	$0.06	$0.06	$0.07	$0.07	$0.07	$0.08	$0.09	$0.07
Bokay	Regular	.05	.05	.05	.05	.05	.06	.06	.06	.06	.08	.06
Camay	Regular	.09	.09	.09	.09	.09	.09	.09	.09	.09	.11	.09
Cashmere Bouquet	Regular	.11	.11	.11	.11	.11	.11	.11	.11	.11	.12	.11
Crystal White	Giant family	.07	.07	.07	.07	.07	.07	.07	.08	.08	.09	.07
Crystal White	Toilet regular	.06	.06	.06	.06	.06	.06	.06	.07	.07	.08	.06
Fels Naptha	Regular	.07	.07	.07	.07	.07	.07	.08	.08	.09	.10	.08
Ivory	Large	.13	.13	.13	.13	.13	.14	.14	.14	.15	.16	.14
Ivory	Medium	.08	.08	.08	.08	.08	.08	.08	.09	.09	.09	.08
Ivory	Guest	.06	.06	.06	.06	.06	.06	.06	.06	.07	.07	.06
Lava	Large	.12	.12	.12	.12	.12	.13	.13	.13	.13	.14	.11
Lava	Medium	.08	.08	.08	.08	.08	.08	.08	.08	.09	.09	.08
Lifebuoy	Regular	.09	.09	.09	.09	.09	.09	.09	.09	.09	.10	.09
Lux	Regular	.09	.09	.09	.09	.09	.09	.09	.09	.09	.09	.09
Moonrose	Toilet	.05	.05	.05	.05	.05	.05	.06	.06	.06	.06	.06
Palmolive	Large	.12	.12	.13	.13	.13	.13	.13	.13	.13	.14	.13
Palmolive	Regular	.09	.09	.09	.09	.09	.09	.09	.09	.10	.10	.09
P. & G.	Regular	.05	.05	.06	.06	.06	.06	.06	.06	.07	.07	.06
Swan	Large	.13	.13	.13	.13	.13	.14	.14	.14	.15	.16	.14
Swan	Regular	.08	.08	.08	.08	.08	.08	.08	.09	.09	.09	.09
Sweetheart	Regular	.09	.09	.09	.09	.09	.09	.09	.09	.09	.09	.09

See footnote at end of table.

SEC. 29. *Maximum retail prices for bar soaps, bleaching waters, cleansers, and soap powders*—Continued.

Brand	Size	Ketchikan	Wrangell, Petersburg	Juneau, Douglas	Skagway, Haines	Sitka	Cordova, Valdez, Seward	Kodiak	Anchorage	Palmer and Points on R. R. South of Curry	Fairbanks, Curry and points on R. R. North of Curry	Nome and other west coast towns[1]
BAR SOAPS—continued												
G. P. Tar	Regular	$0.11	$0.11	$0.11	$0.11	$0.11	$0.12	$0.12	$0.11	$0.11	$0.12	$0.12
White King	Regular	.06	.06	.06	.06	.06	.07	.07	.07	.07	.07	.07
Woodbury	Regular	.10	.10	.10	.10	.10	.10	.11	.11	.11	.11	.11
Jergens	Regular	.06	.06	.06	.06	.06	.06	.06	.06	.06	.07	.06
BLEACHING WATERS												
Clorox	½ gallon	.39	.39	.40	.41	.42	.44	.47	.52	.55	.67	.60
Clorox	Quart	.24	.24	.25	.25	.26	.27	.29	.31	.32	.38	.31
Clorox	Pint	.13	.13	.14	.14	.14	.15	.16	.16	.16	.19	.17
Nubora	Gallon	.54	.54	.57	.58	.59	.63	.69	.71	.75	.91	.73
Nubora	½ gallon	.36	.36	.37	.38	.39	.42	.46	.44	.47	.57	.49
Nubora	Quart	.21	.21	.22	.22	.23	.24	.27	.26	.28	.34	.28
Purex	Gallon	.68	.68	.71	.72	.73	.77	.83	.88	.93	1.11	.87
Purex	½ gallon	.39	.39	.40	.41	.42	.44	.47	.49	.52	.61	.50
Purex	Quart	.22	.22	.23	.24	.24	.25	.27	.28	.29	.34	.29
CLEANSERS												
Babo	14 oz. can	.16	.16	.16	.16	.16	.16	.17	.17	.18	.19	.17
Bon Ami	12 oz. pkg.	.17	.17	.17	.17	.17	.17	.18	.19	.19	.21	.18
Bon Ami	9½ oz. cake	.14	.14	.14	.14	.14	.15	.15	.15	.15	.17	.15
Boraxo	10 oz. pkg.	.19	.19	.19	.19	.19	.20	.20	.21	.22	.24	.20
Cameo (refills)	14 oz. tin	.11	.11	.11	.12	.12	.12	.13	.13	.13	.15	.13
Drano	12 oz. can	.27	.27	.27	.27	.27	.27	.28	.28	.28	.30	.29
Gold Dust	17 oz. pkg.	.08	.08	.08	.08	.08	.09	.10	.10	.10	.12	.10
Insto	8 oz. tin	.24	.24	.25	.25	.25	.26	.26	.25	.26	.27	.27
Sani-Flush	22 oz. tin	.27	.27	.27	.27	.28	.28	.29	.30	.31	.34	.29
Sani-Flush	10 oz. tin	.12	.12	.12	.12	.12	.12	.13	.13	.14	.15	.13
Sapolio	10 oz. cake	.13	.13	.13	.13	.13	.13	.13	.13	.14	.14	.14
Soil-off	½ gallon	.99	.99	1.01	1.02	1.02	1.05	1.08	1.09	1.12	1.22	1.11
Soil-off	Quart	.60	.60	.61	.61	.62	.63	.65	.65	.66	.72	.67
Sunbrite	Pkg.	.08	.08	.08	.08	.08	.09	.09	.10	.10	.12	.10
SOAP POWDERS												
Dash	Giant	.70	.70	.71	.72	.72	.74	.77	.77	.78	.85	.79
Dash	36 oz.—Medium	.35	.35	.36	.36	.36	.37	.39	.38	.39	.43	.39
Duz	Giant	.88	.87	.89	.91	.91	.94	.98	.91	.92	.99	1.01
Duz	Large	.33	.33	.34	.34	.34	.35	.37	.34	.35	.37	.38
Duz	Small	.13	.13	.13	.14	.14	.14	.15	.14	.15	.16	.15
Fels-Naptha	21 oz.	.33	.33	.34	.35	.35	.35	.38	.32	.32	.34	.41
Ivory Snow or Flakes	12½ oz.	.33	.33	.34	.34	.34	.35	.37	.32	.32	.33	.38
Ivory Snow or Flakes	5 oz.	.13	.13	.13	.14	.14	.14	.15	.13	.13	.14	.15
Lux	12½ oz.	.33	.33	.34	.34	.34	.35	.37	.32	.33	.34	.38
Lux	5 oz.	.14	.14	.14	.14	.14	.15	.15	.13	.14	.14	.16
Moonrose	12½ oz.	.23	.23	.24	.24	.25	.26	.27	.23	.23	.25	.28
Nubora	Giant	.65	.66	.66	.67	.67	.69	.72	.68	.70	.76	.74
Nubora	Large	.27	.27	.28	.28	.28	.29	.31	.27	.28	.30	.32
Oxydol	Giant	.88	.88	.89	.91	.91	.94	.99	.92	.93	1.00	1.01
Oxydol	Large	.33	.33	.34	.34	.34	.35	.37	.35	.35	.38	.38
Oxydol	Small	.13	.13	.13	.14	.14	.14	.15	.14	.14	.15	.15
Super-Suds	Giant	.88	.88	.89	.91	.92	.94	.95	.92	.94	1.01	1.01
Super-Suds	Large	.33	.33	.34	.34	.34	.35	.37	.35	.36	.38	.38
Super-Suds	Large	.33	.33	.34	.34	.34	.35	.36	.37	.34	.35	.37
Rinso	Giant	.88	.88	.89	.91	.91	.94	.99	.91	.93	1.00	1.00
Rinso	Large	.33	.33	.34	.34	.34	.35	.37	.34	.35	.37	.38
Rinso	Small	.13	.13	.13	.14	.14	.14	.15	.14	.14	.15	.15
Washrite	Large	.25	.25	.26	.26	.26	.27	.29	.27	.27	.30	.30
White King	Giant	.65	.65	.66	.68	.71	.70	.71	.70	.71	.77	.72
White King	28 oz.	.42	.42	.42	.43	.43	.44	.46	.44	.45	.49	.47
White King	22 oz.	.34	.34	.35	.35	.35	.36	.38	.36	.36	.39	.39

[1] "Other west coast towns" means all places along the coast of Alaska and the Alaska Peninsula extending from Kotzebue Sound to Bristol Bay which are accessible by sea-going vessels or lighters, including Kotzebue and Bethel.

SEC. 30. *Maximum retail prices for coffee.*

Item	Ketchikan	Wrangell, Petersburg	Juneau, Douglas	Skagway, Haines	Sitka	Cordova, Valdez, Seward	Kodiak	Anchorage	Palmer and railroad points south of Curry	Fairbanks, Curry, and railroad points north of Curry	Nome, and other west coast towns[1]
Amocat, 1-pound bag	$0.37	$0.37	$0.38	$0.39	$0.39	$0.40	$0.41	$0.38	$0.38	$0.39	$0.42
Bliss, 1-pound tin	.40	.40	.40	.40	.40	.41	.42	.41	.41	.43	.43
Chase and Sanborn, 1-pound bag	.37	.37	.37	.38	.38	.38	.39	.37	.38	.39	.40
Chase and Sanborn, 1-pound tin	.39	.39	.39	.40	.40	.41	.42	.40	.41	.42	.42
Chase and Sanborn, 2-pound tin	.77	.77	.77	.79	.79	.81	.83	.79	.81	.83	.83
Crescent, 1-pound bag	.35	.35	.36	.36	.36	.37	.37	.37	.37	.39	.38
Crescent, 1-pound glass	.39	.39	.39	.40	.40	.41	.42	.40	.41	.43	.43
Del Monte, 1-pound glass	.40	.40	.40	.41	.41	.42	.43	.41	.42	.44	.44
Empress, 2-pound glass	.75	.75	.76	.77	.77	.79	.82	.77	.79	.83	.84
Folger's, 1-pound glass	.40	.40	.40	.40	.41	.42	.43	.42	.43	.45	.44
Folger's, 2-pound glass	.75	.75	.77	.77	.77	.79	.81	.77	.79	.85	.85
Gold Shield, 1-pound bag	.36	.36	.36	.36	.37	.37	.39	.36	.36	.38	.39
Hills Bros., 1-pound glass	.40	.40	.40	.40	.41	.42	.43	.42	.43	.45	.44
Hills Bros., 1-pound tin	.39	.39	.39	.39	.39	.40	.41	.39	.40	.42	.42
Hills Bros., 2-pound glass	.79	.79	.79	.81	.83	.83	.85	.83	.85	.89	.87

See footnote at end of table.

SEC. 30. *Maximum retail prices for coffee*—Continued.

Item	Ketchikan	Wrangell, Petersburg	Juneau, Douglas	Skagway, Haines	Sitka	Cordova, Valdez, Seward	Kodiak	Anchorage	Palmer and railroad points south of Curry	Fairbanks, Curry, and railroad points north of Curry	Nome, and other west coast towns [1]
Hills Bros., 2-pound tin	$0.77	$0.77	$0.77	$0.77	$0.77	$0.79	$0.81	$0.77	$0.79	$0.83	$0.83
I. G. A., 1-pound glass	.38	.38	.39	.39	.39	.40	.41	.39	.40	.43	.43
Honor, 1-pound glass	.36	.36	.37	.37	.37	.38	.40	.38	.38	.41	.41
Maxwell House, 1-pound glass	.41	.41	.41	.42	.42	.43	.44	.42	.43	.45	.45
Maxwell House, 2-pound glass	.81	.81	.81	.83	.83	.85	.87	.83	.85	.89	.89
M. J. B., 1-pound glass	.41	.41	.42	.42	.42	.43	.45	.43	.43	.46	.46
M. J. B., 2-pound glass	.81	.81	.83	.83	.83	.85	.89	.85	.84	.91	.91
Old Homestead, 1-pound glass	.40	.40	.40	.41	.41	.42	.43	.41	.42	.44	.44
Opeka, 1-pound tin	.40	.40	.40	.41	.41	.42	.43	.41	.42	.43	.41
Par, 2-pound glass	.75	.75	.76	.77	.77	.79	.82	.77	.79	.83	.81
Red and White, 1-pound glass	.36	.36	.37	.37	.38	.38	.40	.37	.38	.41	.40
Reliance, 1-pound glass	.38	.38	.39	.39	.39	.40	.42	.39	.40	.43	.43
Reliance, 2-pound glass	.75	.75	.77	.77	.77	.79	.83	.77	.79	.85	.85
Schilling's, 1-pound glass	.39	.39	.39	.40	.40	.41	.42	.40	.41	.43	.43
Schilling's, 2-pound glass	.77	.77	.77	.79	.79	.81	.83	.79	.81	.85	.85
S and W, 1-pound glass	.37	.37	.37	.38	.38	.39	.40	.38	.39	.41	.41
Decaffeinated coffee											
Kaffee Hag, 1-pound glass	.50	.50	.51	.51	.51	.52	.54	.52	52	.55	.55
Kaffee Hag, 1-pound tin	.50	.50	.51	.51	.51	.52	.54	.50	.51	.53	.55
Sanka, 1-pound glass	.51	.51	.52	.52	.53	.54	.55	.53	.54	.57	.57
Sanka 1-pound tin	.51	.51	.52	52	.52	.54	.55	.52	53	.54	.56

[1] "Other west coast towns" means all places along the coast of Alaska and the Alaska Peninsula extending from Kotzebue Sound to Bristol Bay which are accessible by sea going vessels or lighters including Kotzebue and Bethel.

[Sec. 30 amended by Am. 5, 10 F.R. 9467, effective 8-2-45]

SEC. 31. *Maximum retail prices for rice, barley, dried peas and dried beans.*

Item	Unit	Ketchikan	Wrangell-Petersburg	Juneau-Douglas	Skagway-Haines	Sitka	Cordova-Valdez-Seward	Kodiak	Anchorage	Palmer and points on Alaska R. R. north of Anchorage and south of Curry	Curry and points on Alaska R. R. north of Curry to and including Fairbanks	Nome and other west coast towns [2]
Rice:												
Brown—Unpolished	1#-bulk [1]	$0.14	$0.14	$0.14	$0.14	$0.14	$0.15	$0.15	$0.16	$0.16	$0.17	$0.16
Blue Rose—Fancy	1#-bulk	.13	.13	.13	.13	.13	.14	.14	.15	.15	.16	.15
Patna long head and Happy Home long grain	1#-bulk	.15	.15	.15	.15	.15	.16	.16	.17	.17	.18	.17
Calady—Extra fancy	1#-bulk	.13	.13	.13	.13	.13	.14	.14	.14	.14	.15	.14
California Pearl—Fancy	1#-bulk	.12	.12	.12	.13	.13	.13	.14	.14	.13	.13	.13
Broken	1#-bulk	.11	.11	.11	.11	.11	.12	.12	.13	.13	.14	.13
Rosenburg Co.—Lot 820	1#-bulk	.11	.11	.12	.12	.12	.12	.13	.13	.13	.14	.13
Looking glass:												
Brown	1#-cello	.16	.16	.16	.16	.16	.17	.18	.18	.19	.20	.19
Brown	2#-cello	.31	.31	.31	.31	.32	.34	.34	.37	.38	.42	.37
Cal. pearl	1#-cello	.14	.14	.14	.14	.14	.15	.15	.17	.17	.19	.16
Cal. pearl	2#-cello	.26	.26	.26	.27	.27	.29	.29	.32	.33	.36	.31
Cal. pearl	3#-cello	.37	.38	.38	.39	.39	.41	.41	.45	.46	.51	.44
M. J. B.—Long grain	2#-ctn	.33	.33	.33	.33	.33	.35	.35	.38	.38	.42	.38
Reliance:												
Brown	1#-cello	.16	.16	.16	.16	.16	.17	.17	.19	.19	.21	.19
Brown	2#-cello	.30	.30	.31	.31	.31	.33	.33	.36	.37	.40	.36
Blue rose	2#-cello	.30	.30	.30	.30	.30	.32	.32	.34	.35	.39	.35
S & W:												
Brown	1#-ctn	.19	.19	.19	.19	.19	.20	.20	.22	.22	.24	.22
Brown	2#-ctn	.36	.36	.36	.37	.37	.39	.39	.41	.42	.46	.42
Southern long grain	1#-ctn	.21	.21	.21	.21	.21	.22	.22	.23	.24	.25	.23
Southern long grain	2#-ctn	.40	.40	.40	.40	.40	.42	.42	.45	.46	.49	.44
Southern long grain	4#-ctn	.79	.79	.80	.80	.80	.83	.84	.90	.92	.98	.88
Barley:												
Pearl Barley	1#-bulk [1]	.11	.11	.11	.11	.11	.12	.12	.13	.13	.14	.13
*Alberts—Pearl	1#-cello	.19	.19	.19	.19	.19	.20	.20	.22	.22	.24	.22
Amocat—Pearl	1#-ctn	.14	.14	.14	.14	.14	.15	.15	.16	.17	.18	.16
Looking Glass:												
Pearl	1#-cello	.13	.13	.13	.13	.13	.14	.14	.16	.16	.18	.16
Pearl	2#-cello	.24	.24	.24	.24	.25	.27	.27	.30	.31	.35	.29
Quaker—Scotch	1#-pkg	.17	.17	.17	.17	.17	.18	.18	.20	.20	.22	.20
Reliance—Pearl	1#-cello	.12	.12	.12	.12	.12	.13	.13	.14	.15	.16	.14
Washburn—Pearl	1#-cello	.14	.14	.14	.14	.15	.16	.16	.17	.18	.20	.17
Dried Peas:												
Yellow, whole	1#-bulk	.12	.12	.12	.12	.12	.13	.13	.14	.14	.15	.15
Yellow, split	1#-bulk	.13	.13	.13	.13	.13	.14	.14	.15	.15	.16	.15
Green, whole	1#-bulk	.13	.13	.13	.13	.13	.14	.14	.15	.15	.16	.15
Green, split	1#-bulk	.14	.14	.14	.14	.14	.15	.15	.16	.16	.17	.17
Amocat—Yellow, split	1#-cello	.14	.14	.15	.15	.15	.16	.16	.17	.17	.19	.17
Looking glass:												
Yellow, whole	1#-cello	.15	.15	.15	.15	.15	.16	.16	.18	.18	.20	.18
Yellow, whole	2#-cello	.28	.28	.29	.29	.29	.31	.31	.34	.35	.39	.34
Yellow, split	1#-cello	.15	.15	.15	.15	.15	.16	.16	.18	.18	.20	.18
Yellow, split	2#-cello	.29	.29	.29	.29	.29	.31	.31	.35	.36	.39	.35
Green, whole	1#-cello	.14	.14	.15	.15	.15	.16	.16	.17	.18	.20	.17
Green, whole	2#-cello	.27	.27	.28	.28	.28	.30	.30	.33	.34	.38	.33

See footnotes at end of table.

SEC. 31. *Maximum retail prices for rice, barley, dried peas and dried beans*—Continued.

Item	Unit	Ketchikan	Wrangell-Petersburg	Juneau-Douglas	Skagway-Haines	Sitka	Cordova-Valdez-Seward	Kodiak	Anchorage	Palmer and points on Alaska R. R. north of Anchorage and south of Curry	Curry and points on Alaska R. R. north of Curry to and including Fairbanks	Nome and other west coast towns [2]
Dried Peas—Continued.												
Locking glass—Continued.												
Green, split	1#-cello	$0.16	$0.16	$0.16	$0.16	$0.16	$0.17	$0.17	$0.19	$0.19	$0.21	$0.18
Green, split	2#-cello	.30	.30	.30	.30	.30	.33	.33	.36	.37	.40	.35
Reliance:												
Yellow, whole	1#-cello	.14	.14	.14	.14	.14	.15	.15	.16	.17	.18	.16
Yellow, whole	2#-cello	.26	.26	.26	.27	.27	.29	.29	.31	.32	.35	.31
Yellow, split	1#-cello	.15	.15	.15	.15	.15	.16	.16	.17	.18	.20	.17
Yellow, split	2#-cello	.28	.28	.29	.29	.29	.31	.31	.33	.34	.37	.33
Green, whole	1#-cello	.15	.15	.15	.15	.15	.16	.16	.17	.18	.20	.17
Green, whole	2#-cello	.29	.29	.29	.30	.30	.31	.32	.33	.35	.38	.33
Green, split	1#-cello	.16	.16	.16	.16	.16	.17	.17	.18	.19	.20	.18
Green, split	2#-cello	.30	.31	.31	.31	.31	.33	.33	.35	.36	.40	.35
Triad (Trinidad):												
Yellow, split	2#-cello	.33	.34	.34	.34	.34	.36	.36	.39	.39	.43	.39
Green, split	1#-cello	.18	.18	.18	.18	.18	.19	.19	.20	.21	.23	.20
Green, split	2#-cello	.35	.35	.35	.35	.35	.37	.38	.40	.41	.44	.40
Washburn:												
Yellow, whole	1#-cello	.15	.15	.15	.15	.15	.16	.16	.18	.18	.20	.18
Yellow, split	1#-cello	.16	.16	.17	.17	.17	.18	.18	.20	.20	.22	.18
Green, whole	1#-cello	.16	.16	.16	.16	.16	.17	.17	.19	.19	.21	.19
Green split	1#-cello	.18	.18	.18	.18	.18	.19	.19	.21	.21	.23	.21
Dried beans:												
Soya	1#-bulk [1]	.12	.12	.12	.12	.12	.13	.13	.14	.14	.15	.14
Small white	1#-bulk	.12	.12	.12	.12	.12	.13	.13	.14	.14	.15	.14
Red Mexican	1#-bulk	.12	.12	.12	.12	.12	.13	.13	.14	.14	.15	.14
Pink	1#-bulk	.12	.12	.12	.12	.12	.13	.13	.14	.14	.15	.14
Idaho red	1#-bulk	.12	.12	.12	.12	.12	.13	.13	.14	.14	.15	.14
Idaho Great Northern, large white	1#-bulk	.12	.12	.12	.12	.12	.13	.13	.14	.14	.15	.14
Bayo	1#-bulk	.12	.12	.12	.12	.12	.13	.13	.14	.14	.15	.14
Blackeye	1#-bulk	.12	.12	.12	.12	.12	.13	.13	.14	.14	.15	.14
Pinto	1#-bulk	.12	.12	.12	.12	.12	.13	.13	.14	.14	.15	.14
Cranberry	1#-bulk	.13	.13	.13	.13	.13	.14	.14	.15	.15	.15	.15
Red kidney	1#-bulk	.13	.13	.13	.13	.13	.14	.14	.15	.15	.16	.15
Baby Limas	1#-bulk	.14	.14	.14	.14	.14	.15	.15	.15	.16	.16	.16
Large Limas	1#-bulk	.16	.16	.16	.16	.16	.17	.17	.18	.18	.19	.18
Looking glass:												
Small white	1#-cello	.13	.13	.14	.14	.14	.15	.15	.16	.17	.19	.16
Small white	2#-cello	.25	.26	.26	.26	.26	.28	.28	.32	.32	.36	.31
Small white	3#-cello	.36	.37	.37	.37	.37	.40	.40	.44	.45	.50	.44
Red	1#-cello	.13	.13	.14	.14	.14	.15	.15	.16	.17	.19	.16
Red	2#-cello	.25	.26	.26	.26	.26	.28	.28	.32	.32	.36	.31
Red	3#-cello	.36	.37	.37	.37	.37	.40	.40	.44	.45	.50	.44
Gr. Northern	1#-cello	.14	.14	.14	.14	.14	.15	.15	.17	.17	.19	.16
Gr. Northern	2#-cello	.26	.26	.26	.26	.27	.29	.29	.32	.33	.37	.31
Large limas	1#-cello	.17	.17	.18	.18	.18	.19	.19	.20	.21	.22	.20
Large limas	2#-cello	.33	.33	.33	.34	.34	.36	.36	.39	.40	.43	.39
Large limas	3#-cello	.47	.47	.48	.48	.48	.51	.52	.56	.57	.62	.56
Baby limas	1#-cello	.15	.15	.15	.16	.16	.17	.17	.18	.19	.21	.18
Baby limas	2#-cello	.29	.29	.30	.30	.30	.32	.32	.35	.36	.40	.35
Reliance:												
Soy	1#-cello	.14	.14	.14	.14	.14	.15	.15	.17	.17	.18	.17
Soy	2#-cello	.27	.27	.27	.27	.27	.29	.29	.32	.33	.36	.32
Small white	1#-cello	.14	.14	.14	.14	.14	.15	.15	.16	.17	.18	.17
Small white	2#-cello	.26	.26	.27	.27	.27	.29	.29	.31	.32	.36	.32
Small white	3#-cello	.38	.38	.38	.39	.39	.42	.42	.45	.46	.51	.46
Idaho red	1#-cello	.14	.14	.14	.14	.14	.15	.15	.16	.17	.18	.17
Idaho red	2#-cello	.26	.27	.27	.27	.27	.29	.29	.31	.32	.36	.32
Gr. Northern large white	1#-cello	.14	.14	.14	.14	.14	.15	.15	.16	.17	.18	.17
Gr. Northern large white	2#-cello	.26	.26	.27	.27	.27	.29	.29	.31	.32	.36	.32
Gr. Northern large white	3#-cello	.38	.38	.38	.39	.39	.42	.42	.45	.46	.51	.46
Baby limas	1#-cello	.16	.16	.16	.16	.16	.17	.17	.19	.19	.21	.19
Baby limas	2#-cello	.31	.31	.31	.31	.31	.33	.33	.36	.37	.40	.36
Blue seaside, large limas	1#-cello	.18	.18	.18	.18	.18	.19	.19	.20	.21	.23	.20
Blue seaside, large limas	2#-cello	.34	.34	.34	.35	.35	.36	.36	.39	.40	.43	.39
Triad (Trinidad):												
Small white	1#-cello	.16	.16	.16	.17	.17	.17	.18	.19	.19	.21	.19
Small white	2#-cello	.31	.31	.31	.32	.32	.33	.35	.37	.37	.41	.37
Red Mexican	1#-cello	.17	.17	.17	.17	.17	.18	.18	.19	.20	.22	.19
Red Mexican	2#-cello	.32	.32	.33	.33	.33	.35	.35	.37	.38	.42	.37
Pink	1#-cello	.16	.17	.17	.17	.17	.18	.18	.19	.20	.22	.19
Pink	2#-cello	.32	.32	.33	.33	.33	.35	.35	.37	.38	.42	.37
Cal. reds	2#-cello	.32	.32	.32	.33	.33	.34	.35	.37	.38	.42	.37
Gr. Northern	1#-cello	.17	.17	.17	.17	.17	.18	.18	.19	.20	.22	.19
Gr. Northern	2#-cello	.32	.32	.33	.33	.33	.35	.35	.37	.38	.42	.37
Bayo	1#-cello	.17	.17	.17	.17	.17	.18	.18	.19	.20	.22	.19
Blackeye	1#-cello	.17	.17	.17	.17	.17	.18	.18	.19	.20	.22	.19
Blackeye	2#-cello	.32	.32	.33	.33	.33	.35	.35	.37	.38	.42	.37
Pinto	1#-cello	.16	.17	.17	.17	.17	.18	.18	.19	.20	.22	.19
Pinto	2#-cello	.31	.32	.33	.33	.33	.35	.35	.37	.39	.42	.37
Cranberry	2#-cello	.34	.34	.34	.35	.35	.36	.37	.39	.40	.43	.39
Red kidney	2#-cello	.34	.34	.34	.34	.34	.36	.36	.39	.40	.43	.39
Baby limas	1#-cello	.18	.18	.18	.18	.18	.20	.20	.21	.22	.23	.21
Baby limas	2#-cello	.35	.35	.35	.36	.36	.37	.37	.40	.41	.44	.40
Large limas	1#-cello	.20	.20	.20	.21	.21	.22	.22	.23	.24	.25	.23
Large limas	2#-cello	.40	.40	.40	.40	.40	.43	.43	.45	.46	.48	.45
Large limas	3#-cello	.60	.60	.60	.60	.60	.65	.65	.67	.69	.72	.67
Washburn:												
Pink	1#-cello	.17	.17	.17	.17	.17	.18	.18	.19	.20	.22	.20
Idaho red	1#-pkg	.17	.17	.17	.17	.17	.18	.18	.20	.20	.22	.20
Great Northern	1#-pkg	.17	.17	.17	.17	.17	.18	.18	.20	.20	.22	.20
Blackeye	1#-pkg	.17	.17	.17	.17	.17	.18	.18	.20	.20	.22	.20
Pinto	1#-pkg	.17	.17	.17	.17	.17	.18	.18	.20	.20	.22	.20
Red kidney	1#-cello	.18	.18	.18	.18	.18	.19	.19	.21	.21	.23	.21
Baby limas	1#-pkg	.18	.18	.19	.19	.19	.20	.20	.21	.22	.24	.21
Large limas	1#-pkg	.21	.21	.21	.21	.21	.22	.22	.23	.24	.26	.24
California pea	1#-pkg	.17	.17	.17	.17	.17	.18	.18	.19	.20	.22	.20

[1] One cent per package may be added to the bulk price if the retailer packages and sells the item in a cellophane bag.

[2] "Other west coast towns" means all places along the coast of Alaska and the Alaska Peninsula extending from Kotzebue Sound to Bristol Bay which are accessible by sea-going vessels or lighters, including Kotzebue and Bethel.

[*Prices amended by Am. 12, effective 6-13-46]

SEC. 32. *Maximum prices for packaged distilled spirits and wine*—(a) *What this section does.* This section fixes the maximum prices at which retailers may sell any item of domestic or imported packaged distilled spirits and wine specified in Table 1 below.

(b) *How maximum prices are fixed.* Turn to Table 1 at the end of this section. The first column in this table shows a range of net cost prices per case. For each net cost price there is a corresponding dollar-and-cent retail price per container in columns 2, 3 and 4, according to the type and class and container size of the item. When the retailer has found the corresponding retail price, he turns to Table 2 following Table 1. Table 2 shows the transportation allowance for purchases from United States suppliers which may be added to the Table 1 price, according to container size and the zone in which the retailer's establishment is situated. The sum of the appropriate price in Table 1 and the appropriate transportation allowance in Table 2 shall be the retailer's ceiling price.

(c) *Determination of net cost per case.* The net cost to be used by a retailer to determine a maximum price is the total of the following elements of cost actually paid by him:

(1) *Purchase price.* The supplier's selling price per case (not in excess of his maximum price under applicable regulations or orders of the OPA) less all discounts.

(i) Excepting any discount for prompt payment (cash discount) or interest on an advance payment; but

(ii) Including any amount subtracted from the supplier's maximum price to compensate for discontinuance of a discount for prompt payment.

(2) *Taxes.* United States customs duties and excise taxes if not included in the supplier's selling price and territorial excise taxes. (License, income, franchise, receipts, gross receipts, sales, use or other similar Federal, State, territorial or local taxes cannot be included in the net cost.)

Example: X, a retailer in Juneau, buys a case of Scotch whiskey in fifths from a wholesaler for which he pays $45.50, which is the wholesaler's ceiling price. X pays a Federal excise tax of $7.20 and a territorial excise tax of $2.40. His net cost per case is therefore $55.10. This amount falls in the $55–$55.99 price range. Since Scotch whiskey is an imported product, the corresponding retail price per container will be found in column 4–A. This price is $6.34. To this price X adds the transportation allowance, which is 9 cents for fifths for retailers in the First Judicial Division (Zone 1). X's ceiling price is $6.43.

(d) *Determination of maximum prices for certain transactions.*—(1) *For purchases from another retailer in the United States.* If the supplier is another retailer in the United States, his selling price may not be figured as the retailer's purchase price under paragraph (c) (1) above unless the supplier certifies on his invoice that the price charged does not exceed his net cost determined under MPR 445.[8]

[8] 10 F.R. 7444, 8241, 9395, 9626, 10224, 11515, 11906, 12262, 12263, 13717, 14027, 14506, 14965, 15268, 11 F.R. 845, 1155, 1849, 3414.

(2) *For sales to another retailer of packaged liquors.* A retailer's maximum price per case to another retailer shall be his net cost per case (figured according to paragraph (c) (1)). A retailer's maximum price to another retailer for individual containers of an item shall be an amount determined by dividing his net cost per case (figured according to paragraph (c) (1)) by the number of individual containers customarily packaged in the case by his supplier. No markups may be added for such sales.

(3) *For purchases from a supplier in Alaska.* A retailer's maximum price for packaged distilled spirits and wine acquired by him from a supplier in Alaska shall be the appropriate Table 1 price plus the freight expense actually incurred in acquiring the goods. As used herein, the term "freight expense" means expense incurred for railroad or vessel freight. Except as provided in paragraph (h) below, any retailer who receives deliveries by air transportation must absorb the difference between the air freight charges and the freight expense he would have incurred if the goods had been shipped by rail or vessel at lowest current common carrier rates.

(4) *Purchases of less than a case.* Where a retailer purchases less than a case of an item, his maximum price to consumers and other retailers shall be the price he would be permitted to charge under this section if he purchased a case of that item from the same supplier. In such case, the retailer will, of course, have to ascertain his supplier's ceiling price for a case and determine his net cost in accordance with paragraph (c) above.

(e) *Treatment of fractional parts of a nickel.* Notwithstanding the provisions of section 6 (a) (3) of this regulation, when the charging of the exact maximum price established under this section requires the use of a fractional part of a nickel, that maximum price may be increased to the next higher full nickel if the fraction is 2½ cents or more, and shall be reduced to the next lower full nickel if the fraction is less than 2½ cents. A price adjusted under this paragraph shall be posted as the retailer's ceiling price.

(f) *Sales slips and receipts.* The sales slip or receipt given to the purchaser in accordance with section 9 (c) of this regulation shall show, in addition, the brand name, container size, type and proof of each item sold.

(g) *Definitions.* As used in this section, the term:

(1) "Domestic" means produced within the continental United States, Puerto Rico or the Virgin Islands.

(2) "Imported" means produced outside of the continental United States and its Territories.

(3) Unless the context otherwise requires, the definitions of the commodities and terms descriptive thereof used in this section shall be those set forth in Regulation No. 4 Relating to the Labeling and Advertising of Wine, and to Regulation No. 5 Relating to the Labeling and Advertising of Distilled Spirits, issued under the provisions of the Federal Alcohol Administration Act, as amended.

(h) *Transportation allowance for retailers in Bethel, Alaska.* (1) Licensed retailers of packaged distilled spirits and wine in Bethel may add as a further transportation allowance to the appropriate table allowance established for retailers in Zone 4, the applicable amount set forth below:

Container size:	*Additional allowance*
Tenth	$0.60
Pint	.70
Fifth	1.05
Quart	1.25

(2) This paragraph (h) shall apply only to those items of packaged distilled spirits and wine for which air transportation costs from Anchorage to Bethel are actually incurred during the period in which the ban on vessel shipments of liquor cargo to Bethel is in effect.

(3) This paragraph (h) supersedes Region IX Order AG–12 under MPR 288.

TABLE 1—TABLE OF MAXIMUM PRICES FOR SALES AT RETAIL OF PACKAGED DISTILLED SPIRITS AND WINE

Column 1	Column 2		Column 3		Column 4	
	Wines, liqueurs, cordials, prepared cocktails—domestic or imported		Whiskeys, rums, brandies and gins, including vodka and tequila—domestic		Whiskeys, rums, brandies and gins, including vodka and tequila—imported	
Net cost per case	A	B	A	B	A	B
	Per quart or fifth	Per pint or tenth	Per quart or fifth	Per pint or tenth	Per quart or fifth	Per pint or tenth
$7.00– $7.99	$0.92	$0.46	$0.83	$0.42	$0.86	$0.43
8.00– 8.99	1.04	.52	.94	.48	.97	.49
9.00– 9.99	1.16	.58	1.05	.53	1.08	.54
10.00– 10.99	1.29	.64	1.17	.58	1.20	.60
11.00– 11.99	1.41	.70	1.28	.64	1.31	.66
12.00– 12.99	1.53	.77	1.39	.70	1.43	.71
13.00– 13.99	1.65	.83	1.50	.76	1.54	.77
14.00– 14.99	1.78	.89	1.60	.81	1.66	.83
15.00– 15.99	1.90	.95	1.72	.87	1.77	.89
16.00– 16.99	2.02	1.01	1.83	.92	1.88	.94
17.00– 17.99	2.14	1.07	1.94	.98	2.00	1.00
18.00– 18.99	2.27	1.13	2.05	1.04	2.11	1.05
19.00– 19.99	2.39	1.20	2.17	1.09	2.22	1.11
20.00– 20.99	2.51	1.26	2.28	1.15	2.34	1.17
21.00– 21.99	2.63	1.32	2.39	1.20	2.46	1.23
22.00– 22.99	2.76	1.38	2.50	1.26	2.57	1.28
23.00– 23.99	2.88	1.44	2.61	1.32	2.69	1.34
24.00– 24.99	3.00	1.50	2.72	1.37	2.80	1.40
25.00– 25.99	3.12	1.56	2.83	1.43	2.91	1.46
26.00– 26.99	3.25	1.62	2.94	1.48	3.03	1.51
27.00– 27.99	3.37	1.69	3.05	1.54	3.14	1.57
28.00– 28.99	3.49	1.75	3.16	1.59	3.25	1.63
29.00– 29.99	3.61	1.81	3.27	1.65	3.37	1.69
30.00– 30.99	3.73	1.87	3.38	1.70	3.48	1.74
31.00– 31.99	3.86	1.93	3.50	1.76	3.60	1.80
32.00– 32.99	3.98	2.00	3.61	1.82	3.71	1.85
33.00– 33.99	4.10	2.05	3.72	1.88	3.83	1.91
34.00– 34.99	4.23	2.11	3.83	1.93	3.94	1.97
35.00– 35.99	4.35	2.18	3.94	1.99	4.05	2.03
36.00– 36.99	4.47	2.24	4.05	2.04	4.17	2.08
37.00– 37.99	4.59	2.30	4.16	2.10	4.28	2.14
38.00– 38.99	4.72	2.36	4.27	2.16	4.40	2.20
39.00– 39.99	4.84	2.42	4.38	2.21	4.51	2.26
40.00– 40.99	4.96	2.49	4.50	2.27	4.63	2.31
41.00– 41.99	5.08	2.54	4.61	2.32	4.74	2.37
42.00– 42.99	5.21	2.61	4.72	2.38	4.86	2.43
43.00– 43.99	5.33	2.67	4.83	2.44	4.97	2.48
44.00– 44.99	5.45	2.73	4.94	2.49	5.08	2.54
45.00– 45.99	5.57	2.79	5.05	2.55	5.20	2.60
46.00– 46.99	5.70	2.85	5.16	2.60	5.31	2.65
47.00– 47.99	5.82	2.91	5.27	2.66	5.42	2.71
48.00– 48.99	5.94	2.97	5.38	2.72	5.54	2.77
49.00– 49.99	6.06	3.03	5.49	2.77	5.65	2.83
50.00– 50.99	6.19	3.10	5.61	2.83	5.77	2.88
51.00– 51.99	6.31	3.16	5.72	2.89	5.88	2.94
52.00– 52.99	6.43	3.22	5.83	2.94	6.00	3.00
53.00– 53.99	6.55	3.28	5.94	3.00	6.11	3.05
54.00– 54.99	6.68	3.34	6.05	3.05	6.22	3.11

TABLE 1—TABLE OF MAXIMUM PRICES FOR SALES AT RETAIL OF PACKAGED DISTILLED SPIRITS AND WINE—Continued

Column 1	Column 2		Column 3		Column 4	
	Wines liqueurs, cordials, prepared cocktails—domestic or imported		Whiskeys, rums, brandies and gins, including vodka and tequila—domestic		Whiskeys, rums, brandies and gins, including vodka and tequila—imported	
Net cost per case	A	B	A	B	A	B
	Per quart or fifth	Per pint or tenth	Per quart or fifth	Per pint or tenth	Per quart or fifth	Per pint or tenth
$55.00– 55.99	$6.80	$3.40	$6.16	$3.11	$6.34	$3.17
56.00– 56.99	6.92	3.46	6.27	3.16	6.45	3.23
57.00– 57.99	7.04	3.52	6.38	3.22	6.57	3.28
58.00– 58.99	7.17	3.59	6.49	3.28	6.68	3.34
59.00– 59.99	7.29	3.65	6.60	3.33	6.79	3.40
60.00– 60.99	7.41	3.71	6.72	3.39	6.91	3.45
61.00– 61.99	7.53	3.77	6.83	3.44	7.02	3.51
62.00– 62.99	7.66	3.83	6.94	3.50	7.14	3.57
63.00– 63.99	7.79	3.90	7.06	3.56	7.26	3.63
64.00– 64.99	7.90	3.95	7.16	3.61	7.37	3.68
65.00– 65.99	8.02	4.02	7.27	3.67	7.48	3.74
66.00– 66.99	8.15	4.08	7.38	3.72	7.59	3.80
67.00– 67.99	8.27	4.14	7.49	3.78	7.71	3.85
68.00– 68.99	8.39	4.20	7.60	3.84	7.82	3.91
69.00– 69.99	8.51	4.26	7.71	3.89	7.94	3.97
70.00– 70.99	8.64	4.32	7.83	3.95	8.05	4.03
71.00– 71.99	8.76	4.38	7.94	4.00	8.17	4.08
72.00– 72.99	8.88	4.44	8.05	4.06	8.28	4.14
73.00– 73.99	9.00	4.51	8.16	4.12	8.39	4.20
74.00– 74.99	9.13	4.57	8.27	3.07	8.51	4.25
75.00– 75.99	9.25	4.63	8.38	4.23	8.62	4.31
76.00– 76.99	9.37	4.69	8.49	4.28	8.74	4.37

TABLE 2—TABLE OF MAXIMUM FREIGHT ALLOWANCES[1]

Zone[2]	Container size	
	Quarts and fifths	Pints and tenths
1	$0.13	$0.07
2	.15	.08
3	.25	.13
4	.20	.10
5	.23	.12
6	.33	.17

[1] These freight allowances apply only to sales of spirits or wines procured from a supplier in the United States.

[2] Zone 1 includes the area lying within the boundaries of the 1st Judicial Division, more particularly designated as all that part of the Territory of Alaska lying east of the one hundred and forty-first meridian of west longitude.

Zone 2 includes all points on the Gulf of Alaska west of Zone 1, all of Kodiak Island, all points on the west coasts of Shelikof Strait and Kamishak Bay, and all points on Cook Inlet with the exception of Anchorage (including Cordova, Valdez, Seward, Seldovia, Iliamna and Hope).

Zone 3 includes all points on the northern coast of the Alaska Peninsula, on Bristol Bay, on Kuskokwim Bay, on the Kuskokwim River north to Akiak, on the Bering Sea, on Norton Sound, on Bering Strait and on Kotzebue Sound (including Egegik, Naknek, Dillingham, Toriak, Kwinhagak, Bethel, Fort St. Michael, St. Michael, Nome, Shishmaref, Deering, and Kotzebue).

Zone 4 includes all points on the Alaska Railroad north of Seward to and including Anchorage.

Zone 5 includes all points on the Alaska Railroad north of Anchorage and south of Curry.

Zone 6 includes Curry, Nenana, Fairbanks and all points on the Alaska Railroad north of Curry.

[Table 2 corrected, 10 F.R. 8860, effective 6–28–45]

[Sec. 32 amended by Am. 3, 10 F.R. 8370, effective 6–28–45]

SEC. 33. *Maximum retail prices for macaroni and noodle products.*

Brand	Unit	Ketchikan	Wrangell-Petersburg	Juneau-Douglas	Skagway-Haines	Sitka	Cordova-Valdez-Seward	Kodiak	Anchorage	R. R. Towns From Palmer to Curry (Incl.)	R. R. Points From Curry to Fairbanks (Incl.)	Nome and other west coast towns[1]
Egg Noodles												
Egg Noodles (unbranded)	1 lb. bulk	$0.24	$0.24	$0.25	$0.25	$0.25	$0.26	$0.27	$0.26	$0.27	$0.28	$0.27
Napoli Semolina	1 lb. bulk	.18	.18	.18	.19	.19	.19	.20	.20	.20	.22	.21
Mission, Sunrise, S. B. Brand, Golden Grain	1 lb. bulk	.25	.25	.25	.25	.25	.26	.27	.26	.26	.28	.27
Plain Sunset, Regal, Creamona	1 lb. bulk	.12	.12	.12	.13	.13	.13	.14	.14	.14	.16	.15
Rose Chinese	1 lb. bulk	.23	.23	.23	.23	.24	.24	.25	.25	.25	.27	.26
Amocat, I. G. A., Red and White, Three Monks	5-ounce cello	.12	.12	.12	.12	.12	.12	.13	.12	.12	.13	.13
Amocat, I. G. A., Red and White, Three Monks	8-ounce cello	.16	.16	.16	.16	.16	.16	.17	.16	.16	.17	.17
Amocat, I. G. A., Red and White, Three Monks	16-ounce cello	.29	.29	.29	.30	.30	.31	.32	.29	.30	.31	.33
Best Bet	14-ounce cello	.23	.23	.24	.24	.24	.25	.26	.24	.24	.26	.27
Big Value	12-ounce cello	.19	.18	.19	.19	.19	.20	.21	.20	.20	.22	.22
Creamettes and Favro	5-ounce carton	.11	.11	.11	.12	.12	.12	.12	.12	.12	.12	.13
Fontana	4-ounce carton	.11	.11	.12	.12	.12	.12	.12	.12	.12	.12	.13
Fontana	8-ounce carton	.16	.16	.17	.17	.17	.17	.18	.17	.17	.18	.18
Fontana	16-ounce carton	.30	.30	.31	.31	.32	.32	.34	.31	.32	.33	.34
Fould's	5-ounce cello	.11	.11	.11	.11	.11	.11	.12	.12	.12	.12	.12
Fould's	8-ounce cello	.16	.16	.16	.16	.16	.17	.17	.16	.17	.18	.18
Golden Grain Chinese	12-ounce cello	.22	.22	.23	.24	.24	.25	.27	.21	.21	.22	.28
Manchu Chinese	8-ounce cello	.13	.13	.13	.13	.13	.13	.14	.14	.14	.14	.15
Mission	5-ounce cello	.12	.12	.12	.13	.13	.13	.14	.12	.13	.13	.14
Mission	8-ounce cello	.17	.17	.18	.18	.18	.19	.19	.17	.18	.18	.20
Mission, Soya	16-ounce cello	.30	.30	.31	.31	.32	.33	.35	.29	.30	.32	.37
Mistionette	8-ounce cello	.31	.30	.31	.32	.32	.34	.36	.30	.30	.32	.37
Mistionette	16-ounce cello	.18	.17	.18	.18	.18	.18	.19	.18	.18	.19	.19
Quaker	8-ounce carton	.30	.30	.31	.31	.31	.32	.33	.31	.31	.33	.34
Reliance	5-ounce cello	.12	.12	.12	.13	.13	.13	.13	.13	.13	.13	.13
Reliance	8-ounce cello	.10	.10	.10	.10	.10	.10	.11	.10	.10	.11	.11
Reliance	16-ounce cello	.14	.14	.14	.15	.16	.15	.16	.15	.15	.16	.16
Reliance Chinese	8-ounce cello	.26	.26	.27	.27	.27	.28	.29	.27	.27	.29	.30
Reliance Egg Twistees	16-ounce cello	.14	.14	.14	.14	.14	.14	.15	.14	.14	.15	.15
Reliance Krinkled Noodle-Ettes	16-ounce cello	.30	.30	.31	.32	.32	.33	.35	.29	.30	.31	.36
Rose Chinese	8-ounce cello	.32	.32	.33	.33	.33	.35	.36	.31	.31	.33	.38
Spaghetti and macaroni		.13	.13	.13	.13	.13	.14	.14	.13	.14	.14	.15
Mission and S. B. brands	1 lb. bulk	.17	.17	.18	.18	.18	.19	.20	.19	.19	.21	.20
Napoli (Semolina)	1 lb. bulk	.17	.17	.18	.18	.18	.19	.20	.19	.19	.21	.20
Regal, Sunset, Creamona	1 lb. bulk	.12	.12	.13	.13	.13	.13	.14	.14	.14	.16	.15
Amocat, I. G. A. Mission, Red and White, Three Monks	8-ounce cello	.12	.12	.12	.13	.13	.13	.14	.13	.13	.14	.14
Amocat, I. G. A., Mission, Red and White, Three Monks	16-ounce cello	.20	.20	.20	.21	.21	.22	.23	.20	.21	.22	.24
Amocat, I. G. A., Mission, Red and White, Three Monks	27-ounce cello	.30	.30	.30	.31	.31	.32	.33	.32	.33	.36	.34
Buitoni Gluten Spaghetti	8-ounce carton	.19	.19	.20	.20	.20	.20	.20	.21	.21	.22	.21
Best cut	2½-lb. cello	.37	.37	.38	.38	.38	.39	.41	.41	.42	.46	.42

[1] "Other west coast towns" means all places along the coast of Alaska and the Alaska Peninsula extending from Kotzebue Sound to Bristol Bay which are accessible by sea-going vessels or lighters, including Kotzebue and Bethel.

SEC. 33. *Maximum retail prices for macaroni and noodle products.*—Continued.

Brand	Unit	Ketchikan	Wrangell-Petersburg	Juneau-Douglas	Skagway-Haines	Sitka	Cordova-Valdez-Seward	Kodiak	Anchorage	R. R. Towns From Palmer to Curry (Incl.)	R. R. Points From Curry to Fairbanks (Incl.)	Nome and other west coast towns[1]
Spaghetti and macaroni—Continued												
Creamettes, elbow macaroni	8-ounce carton	$0.12	$0.12	$0.12	$0.12	$0.12	$0.13	$0.14	$0.12	$0.13	$0.14	$0.11
Fontana, elbow and salad mac	8-ounce carton	.12	.12	.13	.13	.13	.13	.14	.12	.13	.13	.11
Fould's, elbow long seashell	8-ounce carton	.12	.12	.12	.12	.12	.13	.13	.13	.13	.14	.13
Gil-Yo-Ne spaghetti, cut	16-ounce carton	.26	.26	.27	.27	.27	.29	.31	.25	.26	.27	.23
Golden Grain, coil	16-ounce carton	.20	.20	.20	.21	.21	.22	.24	.19	.20	.21	.25
Golden Grain, elbow macaroni	8-ounce carton	.12	.12	.13	.13	.13	.13	.14	.13	.13	.14	.11
Golden Grain, long macaroni	16-ounce carton	.19	.19	.19	.20	.20	.21	.22	.19	.20	.21	.25
Golden Grain spaghetti	27-ounce carton	.28	.28	.28	.29	.29	.29	.31	.30	.31	.34	.31
Golden Grain spaghetti dinner	8-ounce carton	.26	.26	.26	.27	.27	.27	.28	.26	.27	.28	.29
Gold Spun macaroni dinner	6-ounce carton	.12	.12	.13	.13	.13	.13	.14	.13	.13	.13	.11
Kraft macaroni and cheese dinner	7¼-ounce carton	.13	.13	.14	.14	.14	.14	.15	.14	.14	.15	.17
M & C spaghetti dinner	7-ounce carton	.30	.30	.30	.31	.31	.31	.32	.30	.30	.31	.33
Merlino	16-ounce carton	.21	.21	.22	.22	.22	.23	.24	.22	.23	.24	.25
Mission, Best Bet	2½-lb. cello	.33	.33	.34	.34	.34	.36	.37	.37	.38	.42	.35
Mother's Spaghetti	8-ounce cello	.12	.12	.12	.12	.12	.13	.14	.12	.13	.14	.11
Quaker, Long and Elbow	8-ounce cello	.13	.13	.13	.13	.13	.14	.14	.13	.13	.14	.11
Quaker, Long and Elbow	16-ounce cello	.23	.23	.23	.23	.24	.24	.25	.25	.25	.27	.23
Reliance (all kinds)	8-ounce cello	.10	.10	.11	.11	.11	.11	.12	.11	.11	.12	.12
Reliance (all kinds)	16-ounce cello	.18	.18	.19	.19	.19	.20	.21	.19	.19	.21	.22
Reliance (all kinds)	27-ounce cello	.27	.27	.28	.28	.28	.29	.31	.30	.31	.34	.31
Ronzoni Macaroni	16-ounce carton	.23	.23	.23	.24	.24	.25	.26	.24	.25	.27	.23
Van Camp's Tenderoni	6-ounce carton	.12	.12	.12	.12	.12	.12	.13	.12	.12	.13	.13

SEC. 34. *Maximum retail prices for canned beef, pork and poultry products.*

Item	Container	Ketchikan	Wrangell	Petersburg	Juneau-Douglas	Skagway-Haines	Sitka	Cordova	Valdez	Seward	Kodiak	Anchorage	Palmer and points on Alaska R. R. north of Anchorage and south of Curry	Curry and points on Alaska R. R. north of Curry to and including Fairbanks	Nome and other west coast towns[1]
Chicken and turkey:															
Lynden boned chicken	3½-oz. glass	$0.54	$0.54	$0.54	$0.54	$0.54	$0.54	$0.55	$0.55	$0.55	$0.55	$0.55	$0.55	$0.56	$0.56
Lynden diced chicken	4-oz. glass	.50	.50	.50	.50	.50	.50	.51	.51	.51	.51	.52	.53	.54	.52
Lynden chicken a la king	17-oz. glass	.49	.49	.49	.49	.49	.49	.51	.51	.51	.51	.54	.55	.58	.53
Lynden minced chicken	4-oz. glass	.47	.45	.45	.47	.47	.47	.48	.48	.48	.48	.47	.47	.51	.49
Lynden egg noodles and chicken	1-lb. glass	.39	.39	.39	.39	.39	.39	.41	.41	.41	.41	.42	.43	.46	.43
Lynden sliced chicken	5¼-oz. glass	.80	.75	.75	.80	.80	.80	.82	.82	.82	.82	.77	.77	.84	.84
Lynden Twistee noodle dinner	1-lb. glass	.19	.19	.19	.19	.19	.19	.20	.20	.20	.20	.23	.23	.21	.22
Lynden boned turkey	6¾-oz. glass	.75	.75	.75	.75	.76	.77	.77	.77	.77	.77	.78	.78	.79	.76
Lynden chunk turkey	1-lb. glass	1.44	1.44	1.44	1.45	1.45	1.45	1.48	1.48	1.48	1.48	1.50	1.51	1.54	1.51
Lynden egg noodles and turkey	1-lb. glass	.39	.37	.37	.40	.40	.40	.41	.41	.41	.41	.41	.42	.44	.43
Chili:															
Armour's chili con carne	1-lb. tin	.42	.42	.42	.42	.42	.42	.44	.44	.44	.44	.45	.46	.48	.46
Cerretelli with beans	8-oz. glass	.16	.16	.16	.16	.16	.16	.17	.17	.17	.17	.18	.18	.19	.18
Cerretelli with beans	16-oz. glass	.29	.29	.29	.29	.30	.30	.31	.31	.31	.31	.34	.35	.38	.33
Cerretelli with beans	24-oz. glass	.38	.39	.39	.39	.39	.39	.41	.41	.41	.41	.42	.43	.45	.44
Dennison's with beans	15¾-oz. tin	.30	.30	.30	.31	.31	.31	.32	.32	.32	.32	.34	.35	.37	.34
Morrell's	11-oz. tin	.25	.25	.26	.25	.25	.25	.26	.26	.26	.26	.29	.29	.31	.27
Wilson's	13-oz. tin	.27	.27	.27	.27	.27	.27	.28	.28	.28	.29	.31	.32	.34	.30
Deviled ham:															
Armour	3-oz. tin	.22	.22	.22	.22	.22	.22	.23	.23	.23	.23	.23	.24	.24	.22
Cudahy	3-oz. tin	.22	.22	.22	.22	.22	.22	.23	.23	.23	.23	.23	.23	.24	.23
Libby's	3-oz. tin	.22	.22	.22	.22	.22	.22	.23	.23	.23	.23	.23	.24	.24	.23
Swift	3-oz. tin	.22	.22	.22	.22	.22	.22	.23	.23	.23	.23	.23	.24	.25	.23
Underwood	3-oz. tin	.26	.26	.26	.26	.26	.26	.27	.27	.27	.27	.27	.28	.28	.28
Underwood	3-oz. glass	.28	.28	.28	.28	.28	.28	.29	.29	.29	.29	.30	.30	.31	.30
Wilson's certified	3-oz. tin	.18	.19	.19	.19	.19	.19	.19	.19	.19	.19	.20	.20	.21	.20
Deviled meat:															
Armour	3¼-oz. tin	.10	.10	.10	.10	.10	.10	.10	.10	.10	.11	.11	.11	.12	.11
Armour	5½-oz. tin	.15	.15	.15	.15	.15	.15	.16	.16	.16	.16	.16	.17	.18	.15
Libby's	3¼-oz. tin	.10	.10	.10	.10	.10	.10	.10	.10	.10	.11	.11	.11	.12	.11
Libby's	5½-oz. tin	.15	.15	.15	.15	.15	.15	.16	.16	.16	.16	.16	.17	.18	.16
Morrell's	3¼-oz. tin	.10	.10	.10	.10	.10	.10	.10	.10	.10	.11	.11	.11	.12	.11
Morrell's	5½-oz. tin	.15	.15	.15	.15	.15	.15	.16	.16	.16	.16	.16	.17	.18	.16
Swift Premium	3¼-oz. tin	.10	.10	.10	.10	.10	.10	.10	.10	.10	.11	.11	.11	.12	.11
Wilson's certified	3¼-oz. tin	.08	.08	.08	.08	.08	.08	.08	.08	.08	.08	.09	.09	.10	.09
Wilson's certified	5-oz. tin	.12	.12	.12	.13	.13	.13	.13	.13	.13	.13	.14	.14	.16	.14
Luncheon meats:															
Armour's lunch tongue	12-oz. tin	.55	.55	.55	.55	.55	.55	.56	.56	.56	.57	.57	.57	.58	.55
Armour's pressed ham	12-oz. tin	.50	.50	.50	.50	.50	.50	.51	.51	.51	.51	.53	.54	.56	.53
Armour's Treet	12-oz. tin	.48	.45	.45	.48	.48	.48	.49	.49	.49	.49	.49	.50	.54	.51
CAP corned beef	12-oz. tin	.48	.47	.47	.49	.49	.49	.50	.50	.50	.50	.50	.53	.56	.53
CAP corned beef	12-oz glass	.50	.49	.49	.50	.50	.50	.52	.52	.52	.52	.53	.53	.56	.53
Cudahy's Puritan lunch tongue	12-oz. tin	.64	.64	.64	.65	.65	.65	.66	.66	.66	.66	.68	.68	.70	.68
Cudahy's Rex lunch tongue	12-oz. tin	.55	.55	.55	.55	.56	.56	.57	.57	.57	.57	.59	.59	.61	.58
Cudahy's Puritan chopped pressed ham	12-oz. tin	.56	.56	.56	.56	.56	.56	.57	.57	.57	.57	.59	.59	.61	.60
Hormel's bacon	12-oz. tin	.56	.56	.56	.56	.56	.56	.57	.57	.58	.57	.58	.59	.61	.58
Hormel's Spam	12-oz. tin	.49	.46	.46	.49	.49	.50	.51	.51	.51	.51	.51	.52	.55	.52
Mor luncheon meat	12-oz. tin	.47	.47	.47	.47	.47	.47	.48	.48	.48	.48	.50	.51	.52	.50
Morrell's E-Z Serve corned beef	12-oz. tin	.44	.44	.44	.44	.44	.44	.45	.45	.45	.45	.47	.47	.49	.47
Morrell's E-Z Serve ham loaf	12-oz. tin	.63	.63	.63	.63	.63	.63	.65	.65	.65	.65	.67	.67	.69	.66
Morrell's savory ham, chopped, pressed	24-oz. tin	1.21	1.21	1.21	1.21	1.22	1.22	1.24	1.24	1.24	1.24	1.26	1.27	1.30	1.27
Morrell's E-Z Serve liver loaf	10½-oz. tin	.34	.35	.35	.35	.35	.35	.36	.36	.36	.36	.37	.38	.40	.38
Morrell's Pride, spiced	6-lb. tin	3.28	3.29	3.29	3.30	3.30	3.30	3.38	3.38	3.38	3.38	3.46	3.49	3.58	3.46
Morrell's pure pork	6-lb. tin	3.18	3.20	3.20	3.20	3.22	3.22	3.28	3.28	3.28	3.30	3.44	3.48	3.62	3.38
Morrell's Snack	12-oz. tin	.52	.52	.52	.52	.52	.52	.54	.54	.54	.54	.55	.56	.58	.55
Morrell's E-Z Serve tongue loaf	11¾-oz. tin	.50	.51	.51	.51	.51	.51	.52	.52	.52	.52	.53	.54	.56	.53
Morrell's E-Z Serve veal loaf	11¾-oz. tin	.45	.43	.43	.45	.45	.45	.47	.47	.47	.47	.46	.46	.50	.49
Rath's luncheon meat	12-oz. tin	.50	.50	.50	.50	.51	.51	.52	.52	.52	.52	.54	.54	.56	.53
Swift's Prem	12-oz. tin	.50	.46	.46	.50	.50	.50	.51	.51	.51	.51	.51	.52	.55	.53
Swift's Prem	12-oz. glass	.50	.47	.47	.50	.50	.50	.52	.52	.52	.52	.53	.53	.57	.53

[1] "Other west coast towns" means all places along the coast of Alaska and the Alaska Peninsula extending from Kotzebue Sound to Bristol Bay which are accessible by sea-going vessels or lighters, including Kotzebue and Bethel.

SEC. 34. *Maximum retail prices for canned beef, pork and poultry products*—Continued.

Item	Container	Ketchikan	Wrangell	Petersburg	Juneau-Douglas	Skagway-Haines	Sitka	Cordova	Valdez	Seward	Kodiak	Anchorage	Palmer and points on Alaska R. R. north of Anchorage and south of Curry	Curry and points on Alaska R. R. north of Curry to and including Fairbanks	Nome and other west coast towns[1]
Pigs' feet:															
Armour's	14-oz	$0.38	$0.36	$0.36	$0.38	$0.38	$0.38	$0.40	$0.40	$0.40	$0.40	$0.41	$0.41	$0.46	$0.43
Armour's	28-oz	.60	.58	.58	.61	.62	.62	.64	.64	.64	.65	.64	.65	.73	.69
Carsten	14-oz	.36	.35	.35	.37	.37	.37	.39	.39	.39	.40	.40	.40	.45	.41
Carsten	28-oz	.60	.58	.58	.61	.61	.62	.65	.65	.65	.65	.64	.65	.73	.70
Fidelity	9-oz	.23	.22	.22	.23	.23	.23	.25	.25	.25	.25	.24	.25	.28	.27
Fidelity	14-oz	.29	.28	.28	.29	.29	.30	.31	.31	.31	.31	.32	.33	.38	.34
Hormel	1-lb	.37	.36	.36	.37	.38	.38	.39	.39	.39	.40	.42	.43	.45	.42
Hormel	28-oz	.60	.58	.58	.61	.61	.62	.64	.64	.64	.65	.63	.66	.72	.69
Morrell's	9-oz	.24	.23	.23	.25	.25	.25	.26	.26	.26	.26	.26	.26	.30	.28
Morrell's	14-oz	.33	.31	.31	.33	.33	.33	.35	.35	.35	.35	.36	.37	.41	.37
Morrell's	28-oz	.63	.60	.60	.63	.64	.64	.67	.67	.67	.68	.66	.67	.75	.72
Rath's	1-lb	.36	.35	.35	.37	.37	.37	.38	.38	.38	.39	.39	.40	.45	.41
Rath's	28-oz	.62	.60	.60	.63	.63	.64	.66	.66	.66	.66	.66	.67	.74	.71
Swift's	14-oz	.39	.38	.38	.39	.40	.40	.41	.41	.41	.42	.42	.43	.48	.44
Swift's	28-oz	.61	.59	.59	.62	.62	.62	.65	.65	.65	.66	.67	.69	.73	.70
Wilson's certified	14-oz	.31	.29	.29	.31	.32	.32	.33	.33	.33	.33	.34	.35	.40	.36
Wilson's certified	28-oz	.50	.48	.48	.51	.51	.52	.54	.55	.54	.55	.54	.55	.62	.59
Pork and sausage:															
Armour's pork sausage meat	1¼-lb. tin	.78	.78	.78	.78	.78	.79	.81	.81	.81	.81	.83	.84	.87	.83
Armour's Vienna sausage	4-oz. tin	.19	.19	.19	.19	.19	.19	.20	.20	.20	.20	.21	.21	.22	.21
Libby's Vienna sausage	4-oz. tin	.18	.18	.18	.18	.18	.18	.19	.19	.19	.19	.20	.20	.21	.21
Ravioli:															
Lynden Ravioli	1-lb. glass	.26	.26	.26	.27	.27	.27	.28	.28	.28	.29	.30	.31	.34	.31
Stripe's Ravioli	1-lb. glass	.21	.21	.21	.21	.21	.21	.23	.23	.23	.23	.25	.25	.28	.25
Tamales:															
Armour's	10½-oz. glass	.26	.26	.26	.26	.27	.27	.28	.28	.28	.28	.30	.31	.33	.29
Stidtt's	7-oz. glass	.35	.35	.35	.35	.35	.35	.36	.36	.36	.36	.37	.37	.38	.37
Wilson's certified	9¼-oz. glass	.16	.17	.17	.17	.17	.17	.18	.18	.18	.18	.19	.20	.21	.19

SEC. 35. *Maximum retail prices for flour and flour mixes.*

Item	Unit	Ketchikan	Wrangell, Petersburg	Juneau, Douglas	Skagway, Haines	Sitka	Cordova, Valdez, Seward	Kodiak	Anchorage	Palmer and railroad points south of Curry	Fairbanks, Curry and railroad points north of Curry	Nome and other west coast towns[1]
All-purpose flour:												
Centennial Silk Sifted	5 lb	$0.40	$0.40	$0.41	$0.41	$0.42	$0.43	$0.45	$0.45	$0.46	$0.50	$0.47
Centennial Silk Sifted	10 lb	.76	.76	.78	.79	.79	.83	.87	.87	.88	.95	.90
Centennial Silk Sifted	25 lb	1.57	1.57	1.61	1.63	1.64	1.70	1.78	1.83	1.98	2.02	1.84
Centennial Silk Sifted	50 lb	3.10	3.10	3.17	3.22	3.25	3.36	3.53	3.62	3.84	3.99	3.64
Drifted Snow	4.9 lb. or 5 lb	.40	.40	.41	.41	.42	.43	.45	.45	.46	.50	.47
Drifted Snow	10 lb	.76	.76	.78	.79	.79	.83	.87	.87	.88	.95	.90
Drifted Snow	25 lb	1.57	1.57	1.61	1.63	1.64	1.70	1.78	1.83	1.98	2.02	1.84
Drifted Snow	50 lb	3.10	3.10	3.17	3.22	3.25	3.36	3.53	3.62	3.94	3.99	3.64
Drifted Snow	100 lb	6.04	6.04	6.19	6.28	6.32	6.55	6.90	7.08	7.65	7.84	7.13
Fisher's Blend	2 lb	.20	.20	.20	.21	.21	.21	.22	.24	.25	.28	.23
Fisher's Blend	5 lb	.40	.40	.41	.41	.42	.43	.45	.45	.46	.50	.47
Fisher's Blend	10 lb	.76	.76	.78	.79	.79	.83	.87	.87	.88	.95	.90
Fisher's Blend	25 lb	1.57	1.56	1.60	1.63	1.64	1.70	1.78	1.83	1.98	2.02	1.87
Fisher's Blend	50 lb	3.10	3.10	3.17	3.22	3.25	3.36	3.53	3.62	3.94	3.99	3.64
Fisher's Blend	100 lb	6.04	6.04	6.19	6.28	6.32	6.55	6.90	7.08	7.65	7.84	7.13
Flagstaff	49 lb	2.44	2.44	2.52	2.56	2.58	2.70	2.87	2.95	3.02	3.33	2.98
Gold Medal	5 lb	.41	.41	.42	.43	.43	.45	.47	.47	.47	.51	.48
Gold Medal	10 lb	.79	.79	.81	.82	.83	.86	.90	.90	.91	.98	.93
Gold Medal	25 lb	1.63	1.62	1.66	1.69	1.70	1.76	1.84	1.90	2.05	2.10	1.93
Gold Medal	50 lb	3.22	3.22	3.29	3.34	3.36	3.48	3.65	3.74	4.06	4.10	3.76
Gold Medal	100 lb	6.30	6.30	6.45	6.53	6.58	6.81	7.15	7.34	7.90	8.10	7.38
Happy Home	5 lb	.37	.37	.38	.39	.39	.41	.43	.43	.43	.47	.44
Happy Home	10 lb	.73	.73	.75	.76	.76	.79	.83	.83	.85	.92	.86
Biscuit mix:												
Bisquick	40 oz	.44	.44	.45	.46	.46	.47	.49	.49	.50	.54	.50
Fisher's Biskit Mix	40 oz	.42	.42	.43	.43	.44	.45	.46	.46	.47	.52	.48
Cake flour:												
Centennial Peach Blossom	2½ lb	.32	.32	.32	.33	.33	.35	.36	.37	.38	.42	.39
Centennial Peach Blossom	4 lb	.40	.40	.41	.41	.42	.43	.45	.47	.49	.55	.46
Fisher's	2 lb	.23	.23	.23	.23	.24	.25	.27	.28	.31	.26	
Shurfine	2 lb	.20	.20	.20	.20	.20	.21	.22	.23	.25	.28	.23
Softasilk	44 oz	.38	.37	.38	.39	.39	.41	.42	.43	.48	.44	
Swansdown	44 oz	.38	.38	.39	.39	.40	.41	.43	.43	.44	.49	.44
Corn bread mix:												
Cinch	16 oz	.26	.26	.26	.26	.27	.28	.27	.28	.30	.28	
Cracked wheat:												
Fisher's	2 lb	.23	.23	.24	.24	.24	.25	.25	.27	.28	.31	.26
Fisher's	4.9 lb. or 5 lb	.34	.34	.35	.35	.36	.37	.39	.42	.44	.52	.41
Fisher's	9.8 lb. or 10 lb	.65	.65	.67	.68	.69	.72	.76	.83	.87	1.01	.79
Shurfine	2 lb	.20	.20	.20	.20	.21	.22	.23	.24	.25	.28	.24
Gingerbread mix:												
Dromedary	14 oz	.26	.26	.26	.26	.27	.27	.27	.28	.29	.28	
Duff's	14 oz	.31	.31	.32	.32	.32	.33	.34	.33	.33	.35	.34

[1] "Other west coast towns" means all places along the coast of Alaska and the Alaska Peninsula extending from Kotzebue Sound to Bristol Bay which are accessible by sea-going vessels or lighters, including Kotzebue and Bethel.

SEC. 35. *Maximum retail prices for flour and flour mixes*—Continued.

Item	Unit	Ketchikan	Wrangell, Petersburg	Juneau, Douglas	Skagway, Haines	Sitka	Cordova, Valdez, Seward	Kodiak	Anchorage	Palmer and railroad points south of Curry	Fairbanks, Curry and railroad points north of Curry	Nome and other west coast towns[1]
Graham flour:												
Dennett	9 lb.	$0.65	$0.65	$0.66	$0.67	$0.68	$0.70	$0.73	$0.81	$0.84	$0.97	$0.76
Fisher's	2 lb.	.23	.23	.24	.24	.24	.25	.25	.27	.28	.31	.26
Fisher's	5 lb.	.34	.34	.34	.35	.36	.37	.39	.43	.45	.52	.41
Fisher's	10 lb.	.63	.63	.65	.66	.67	.68	.74	.81	.84	.99	.77
Shurfine	2 lb.	.20	.20	.20	.20	.21	.22	.23	.24	.25	.28	.24
Muffin mix:												
Duff's	14 oz.	.32	.32	.32	.32	.33	.33	.34	.33	.34	.36	.35
K. A. Honey Bran Mufmix.	7¾ oz.	.13	.13	.13	.13	.13	.14	.14	.13	.14	.14	.15
K. A. Honey Corn Mufmix.	8 oz.	.13	.13	.13	.13	.13	.14	.14	.13	.14	.14	.15
Pancake flour:												
Alber's Flapjack	20 oz.	.17	.17	.17	.17	.17	.18	.19	.19	.19	.22	.19
Alber's Flapjack	2½ lb.	.32	.32	.33	.33	.34	.35	.36	.36	.37	.41	.38
Alber's Flapjack	4 lb.	.42	.42	.43	.43	.43	.45	.46	.49	.51	.57	.48
Alber's Flapjack	9.8 lb.	.85	.85	.87	.88	.88	.91	.95	1.03	1.07	1.21	.97
Aunt Jemima	20 oz.	.19	.18	.19	.19	.19	.20	.21	.21	.21	.23	.21
Aunt Jemima	2½ lb.	.36	.36	.37	.37	.37	.38	.40	.40	.41	.45	.41
Aunt Jemima	3½ lb.	.38	.38	.39	.40	.40	.41	.43	.45	.46	.52	.44
Aunt Jemima Buckwheat.	20 oz.	.23	.23	.24	.24	.24	.25	.25	.26	.26	.28	.26
Aunt Jemima Buckwheat.	2½ lb.	.44	.44	.45	.45	.46	.47	.48	.49	.50	.55	.49
Aunt Jemima Buckwheat.	5 lb.	.73	.73	.73	.74	.75	.76	.78	.82	.84	.91	.80
Centennial	2½ lb.	.28	.28	.28	.29	.29	.31	.32	.34	.35	.39	.35
Centennial	4 lb.	.40	.40	.40	.41	.41	.44	.44	.49	.50	.56	.48
Centennial	10 lb.	.87	.87	.89	.90	.91	.94	.98	1.04	1.08	1.22	1.01
Centennial Hi Hat	2 lb.	.22	.22	.22	.23	.23	.23	.24	.26	.27	.30	.25
Duff's Waffle Mix	14 oz.	.31	.31	.32	.32	.32	.33	.34	.33	.33	.35	.34
Fisher's	2 lb.	.21	.21	.21	.22	.22	.22	.23	.23	.26	.29	.24
Fisher's	4 lb.	.40	.39	.40	.41	.41	.43	.44	.47	.49	.55	.46
Fisher's	9.8 lb.	.85	.85	.87	.88	.89	.92	.96	1.03	1.07	1.21	.99
Fisher's	10 lb.	.31	.31	.32	.32	.32	.32	.33	.35	.36	.39	.34
Fisher's Buckwheat	2 lb.	.31	.31	.32	.32	.32	.33	.34	.34	.35	.39	.35
Jolly Joan	3 5 oz.	.31	.31	.31	.32	.32	.33	.34	.33	.34	.37	.35
Jolly Joan Wheat and Soy.	28 oz.	.42	.42	.42	.43	.43	.44	.45	.46	.47	.52	.46
*Peacock Buckwheat	2½ lb.	.52	.51	.52	.53	.53	.54	.56	.59	.60	.67	.58
Peacock Buckwheat	4 lb.	1.15	1.14	1.16	1.17	1.18	1.21	1.25	1.32	1.36	1.50	1.29
Peacock Buckwheat	9.8 lb.	.15	.15	.16	.16	.16	.16	.17	.17	.17	.19	.17
Sperry	14 oz.	.27	.27	.28	.28	.28	.29	.30	.30	.31	.34	.30
Sperry	28 oz.	.44	.44	.45	.46	.46	.47	.49	.50	.51	.56	.50
Sperry	48 oz.	.47	.47	.48	.48	.48	.50	.52	.54	.56	.62	.53
Sperry	4 lb.	.98	.97	.99	1.00	1.01	1.04	1.08	1.14	1.18	1.32	1.12
Sperry	9.8 lb.	.20	.20	.20	.20	.20	.22	.23	.24	.25	.28	.24
Pastry flour:												
Shurfine	2 lb.	.36	.36	.37	.38	.38	.40	.42	.45	.47	.54	.43
Sperry Cake and Pastry	5 lb.	.69	.68	.70	.71	.72	.75	.79	.86	.90	1.04	.83
Sperry Cake and Pastry	9.8 lb. or 10 lb.	3.00	3.02	3.09	3.14	3.16	3.28	3.45	3.61	.68	3.92	3.56
Sperry Cake and Pastry	50 lb.	.36	.36	.37	.37	.38	.39	.41	.44	.46	.54	.43
White Spear	4.9 lb. or 5 lb.	.69	.68	.70	.71	.72	.75	.79	.86	.90	1.04	.83
White Spear	10 lb.	2.98	2.98	3.05	3.10	3.12	3.24	3.41	3.57	3.64	3.95	3.53
White Spear	50 lb.	.35	.35	.35	.35	.35	.36	.37	.38	.28	.41	.37
Pie Crust Mix:												
Krustez	17 oz.	.22	.22	.23	.23	.23	.23	.24	.24	.25	.26	.24
Potato Starch:												
Swan	16 oz.	.63	.62	.64	.65	.66	.69	.74	.80	.84	.98	.77
Rye flour:												
Alber's	9.8 lb.	.65	.65	.66	.67	.68	.70	.74	.81	.84	.97	.76*
Bennett	9 lb.	.25	.25	.25	.25	.25	.26	.28	.29	.30	.33	.28
Fisher's	2 lb.	.34	.34	.35	.35	.36	.37	.39	.43	.44	.53	.41
Fisher's	5 lb.	.64	.63	.65	.67	.67	.70	.75	.81	.85	1.00	.78
Fisher's	10 lb.	.66	.66	.68	.69	.69	.71	.75	.82	.86	.98	.77
Whole wheat flour:												
Dennett	9 lb.	.23	.23	.24	.24	.24	.25	.25	.27	.28	.31	.26
Fisher's	2 lb.	.68	.68	.70	.71	.72	.75	.79	.86	.90	1.04	.82
Fisher's	10 lb.	2.92	2.92	2.99	3.04	3.06	3.18	3.35	3.51	3.58	3.89	3.47
Fisher's	50 lb.	.20	.20	.20	.20	.21	.22	.23	.24	.25	.28	.24
Shurfine	2 lb.											

[Sec. 35 amended by Am. 5, 10 F.R. 9467, effective 8-2-45, *Prices amended by Am. 12, effective 6-15-46]

SEC. 36. *Maximum prices for bottled beer sold at retail for off-premises consumption.*

[Note: The prices shown in this table include Federal excise and Territorial taxes in effect on September 1, 1944]

Brand	Ketchikan, Wrangell, Petersburg		Juneau, Douglas		Skagway, Haines, Sitka		Cordova, Valdez, Seward		Kodiak		Anchorage		Palmer and points on R. R. south of Curry		Fairbanks, Curry, and points on R. R. north of Curry		Nome and other west coast towns[1]	
	Cents per bottle sold in quantities of—																	
	5 bottles or less	6 or more bottles	5 bottles or less	6 or more bottles	5 bottles or less	6 or more bottles	5 bottles or less	6 or more bottles	5 bottles or less	6 or more bottles	5 bottles or less	6 or more bottles	5 bottles or less	6 or more bottles	5 bottles or less	6 or more bottles	5 bottles or less	6 or more bottles
11 to 12 oz. bottles																		
Acme	$0.19	$0.18	$0.19	$0.18	$0.19	$0.18	$0.20	$0.19	$0.20	$0.19	$0.22	$0.21	$0.22	$0.21	$0.25	$0.24	$0.21	$0.20
Alt Heidelberg	.20	.19	.20	.19	.20	.19	.21	.20	.21	.20	.21	.20	.21	.20	.24	.23	.22	.21
Atlas Trazer	.24	.23	.24	.23	.25	.24	.25	.24	.26	.25	.27	.26	.28	.27	.31	.30	.27	.26
Bay City	.24	.23	.24	.23	.25	.24	.25	.24	.26	.25	.27	.26	.28	.27	.31	.30	.27	.26
Blatz	.24	.23	.24	.23	.25	.24	.25	.24	.26	.25	.27	.26	.28	.27	.31	.30	.27	.26
Budweiser	.22	.21	.22	.21	.22	.21	.23	.22	.24	.23	.25	.24	.26	.25	.28	.27	.25	.24
Columbia (ale)	.20	.19	.20	.19	.20	.19	.21	.20	.21	.20	.21	.20	.21	.20	.24	.23	.22	.21
Edelbrew	.22	.21	.22	.21	.22	.21	.23	.22	.24	.23	.25	.24	.26	.25	.28	.27	.25	.24
Ehrets	.22	.21	.22	.21	.22	.21	.23	.22	.24	.23	.25	.24	.26	.25	.28	.27	.25	.24
Forest Inn	.24	.23	.24	.23	.25	.24	.25	.24	.26	.25	.27	.26	.28	.27	.31	.30	.27	.26
Fortune	.24	.23	.24	.23	.25	.24	.25	.24	.26	.25	.27	.26	.28	.27	.31	.30	.27	.26
Old Dutch	.22	.21	.22	.21	.22	.21	.23	.22	.24	.23	.25	.24	.26	.25	.28	.27	.25	.24
Olympia	.19	.18	.19	.18	.19	.18	.20	.19	.20	.19	.22	.21	.22	.21	.25	.24	.21	.20
Pabst Blue Ribbon	.22	.21	.22	.21	.22	.21	.23	.22	.24	.23	.25	.24	.26	.25	.28	.27	.25	.24
Rainier	.19	.18	.19	.18	.19	.18	.20	.19	.20	.19	.22	.21	.22	.21	.25	.24	.21	.20
Schlitz	.22	.21	.22	.21	.22	.21	.23	.22	.24	.23	.25	.24	.26	.25	.28	.27	.25	.24
Tronmiers	.22	.21	.22	.21	.22	.21	.23	.22	.24	.23	.25	.24	.26	.25	.28	.27	.25	.24
32 oz. bottles																		
Alt Heidelberg	.47	.45	.47	.45	.48	.46	.49	.47	.50	.48	.57	.54	.58	.55	.66	.63	.52	.49
Columbia (ale)	.47	.45	.47	.45	.48	.46	.49	.47	.50	.48	.57	.54	.58	.55	.66	.63	.52	.49
Olympia	.47	.45	.47	.45	.48	.46	.49	.47	.50	.48	.57	.54	.58	.55	.66	.63	.52	.49

[1] "Other west coast towns" means all places along the coast of Alaska and the Alaska Peninsula extending from Kotzebue Sound to Bristol Bay which are accessible by sea-going vessels or lighters, including Kotzebue and Bethel.

SEC. 37 [Revoked]

[Sec. 37 amended by Am. 5, 10 F.R. 9467, effective 8-2-45; revoked by Am. 10, 11 F.R. 2643, effective 1-12-46]

SEC. 38. *Maximum prices for women's rayon hosiery sold at retail*—(a) *Definitions.* When used in this section the term:

(1) "Manufacturer" means a person who knits, sews or assembles rayon hosiery or for whom hosiery is sewn, knit or assembled from yarn or other materials which he supplied, purchased or furnished.

(2) "Wholesaler" means a person who buys rayon hosiery in a finished state and resells it to any one other than an ultimate consumer, or who is otherwise qualified to make sales at wholesale under the provisions of Second Revised Maximum Price Regulation 339 (Women's Rayon Hosiery).

(b) *Marking ceiling price.* Notwithstanding the provisions of section 9 (b) of this regulation, every person who sells or delivers women's rayon hosiery at retail must mark it with a transfer, label, ticket or other device firmly affixed to at least one stocking of each pair of hosiery. The marker must contain the words "ceiling price" accompanied by the maximum price under this table, as follows: "Ceiling price $____". Where the hosiery comes into the possession of the seller with a marker showing the domestic retail ceiling price, such marker should be removed and replaced with the seller's own marker.

(c) *Maximum prices.* Your maximum price for sales of any type and brand of women's rayon hosiery shall be the maximum price set forth in the table below. Your maximum price will depend upon the price you paid to your supplier and whether your supplier is a manufacturer or a wholesaler. "The price you paid to your supplier" means the amount you paid for the hosiery, which in no event may be more than your supplier's ceiling price. It does not include shipping costs.

If the price you paid is less than your supplier's ceiling price or if you obtained discounts or other allowances, you may use your supplier's ceiling price as "the price you paid to your supplier" in determining your corresponding maximum retail price: *Provided*, That your supplier's ceiling price is disclosed on his invoice.

TABLE OF MAXIMUM PRICES FOR SALES AT RETAIL OF WOMEN'S RAYON HOSIERY

If you bought from a manufacturer and you paid, per dozen—		If you bought from a wholesaler and you paid, per dozen—		Your maximum price, per pair, is—
From—	To—	From—	To—	
$2.76	$3.00	$3.07	$3.33	$0.45
3.01	3.25	3.34	3.61	.45
3.26	3.50	3.62	3.89	.50
3.51	3.75	3.90	4.17	.55
3.76	4.00	4.18	4.44	.55
4.01	4.25	4.45	4.73	.60
4.26	4.50	4.74	5.00	.65
4.51	4.75	5.01	5.28	.65
4.76	5.00	5.29	5.56	.70
5.01	5.25	5.57	5.83	.75
5.26	5.50	5.84	6.11	.80
5.51	5.75	6.12	6.39	.80
5.76	6.00	6.40	6.67	.85
6.01	6.25	6.68	6.95	.90
6.26	6.50	6.96	7.23	.90
6.51	6.75	7.24	7.51	.95
6.75	7.00	7.52	7.78	1.00
7.01	7.25	7.79	8.06	1.00
7.26	7.50	8.07	8.34	1.05
7.51	7.75	8.35	8.62	1.10
7.76	8.00	8.63	8.89	1.10
8.01	8.25	8.90	9.17	1.15
8.26	8.50	9.18	9.45	1.20
8.51	8.75	9.46	9.73	1.25
8.76	9.00	9.74	10.00	1.25
9.01	9.25	10.01	10.38	1.30
9.26	9.50	10.39	10.55	1.35
9.51	9.75	10.56	10.83	1.35
9.76	10.00	10.84	11.11	1.40
10.01	10.25	11.12	11.49	1.45
10.26	10.50	11.50	11.67	1.45
10.51	10.75	11.68	11.94	1.50

TABLE OF MAXIMUM PRICES FOR SALES AT RETAIL OF WOMEN'S RAYON HOSIERY—Continued

If you bought from a manufacturer and you paid, per dozen—		If you bought from a wholesaler and you paid, per dozen—		Your maximum price, per pair, is—
From—	To—	From—	To—	
$10.76	$11.00	$11.95	$12.22	$1.55
11.01	11.25	12.23	12.50	1.60
11.26	11.50	12.51	12.78	1.60
11.51	11.75	12.79	13.05	1.65
11.76	12.00	13.06	13.33	1.70
12.01	12.25	13.34	13.60	1.70
12.26	12.50	13.61	13.88	1.75
12.51	12.75	13.89	14.16	1.80
12.76	13.00	14.17	14.44	1.80
13.01	13.25	14.45	14.72	1.85
13.26	13.50	14.73	15.00	1.90
13.51	13.75	15.01	15.28	1.90
13.76	14.00	15.29	15.55	1.95
14.01	14.25	15.56	15.83	2.00

SEC. 39. *Maximum retail prices for beef—fresh, cured and frozen*—(a) *What this section does.* This section fixes dollar-and-cents ceiling prices on all retail sales of beef cuts made on and after November 7, 1944. The only retail beef cuts which may be sold are those described in paragraph (e) of this section. Your ceiling prices depend on the locality where your store is, and the grade of beef you are selling.

(b) *Grades.* All carcasses and wholesale cuts of beef imported from the mainland must be graded in accordance with the rules for grading which are in Revised Maximum Price Regulation No. 169 (Beef and veal carcasses and wholesale cuts) and in Office of Economic Stabilization Regulation No. 1 (Grading and Grade Labeling of Meats). The grades applicable to this section are these:

Choice or AA	Good or A
Commercial or B	Utility or C

Under the requirements of OES Regulation 1, grade marks placed on mainland

beef carcasses and wholesale cuts in conformance with that regulation may not be removed before selling.

You must not put different grades of meat together in your showcase.

(c) *How you make retail cuts.* Paragraph (d) of this section describes the different cuts of beef which you may sell, and how they are to be cut. If you buy a carcass, or side or quarter or combination cut of meat, you must first cut it into the standard OPA wholesale cuts described in paragraph (f) before you make the retail cuts.

(d) *Description of retail beef cuts.* All retail beef cuts covered in the following specifications shall be trimmed as described by this section before the cuts may be weighed or sold to the customer. No fat shall be added to any of the cuts before they are weighed or sold to the customer.

(1) *Stews.* (i) Short ribs are the ends of the ribs which are removed when making a 7" rib.

(ii) Plate (bone-in) is made from the standard primal plate without removing the bones. The diaphragm or skirt muscles may or may not be removed, but the membrane on each side of the skirt and on the inside of the plate, and all loose fat shall be removed.

(iii) *Plate (boneless).* Boneless plate is the boneless meat of the primal plate after all bones, gristle, cartilage, membrane and excess fat have been removed.

(iv) Brisket (bone-in) is made from the standard primal brisket without removing the bones. No more than one inch of fat may be left on this cut.

(v) *Brisket (boneless).* Boneless brisket is the boneless meat of the primal brisket after all bone, gristle, cartilage, and excess fat have been removed. The fat must be trimmed so that no more than one inch of fat is left on any lean muscle.

(vi) Flank meat is the meat remaining after the flank steak, bone, gristle, membrane, and cod fat have been removed from the rough flank.

(vii) *Neck (bone-in).* The arm knuckle bone and the Atlas joint shall be removed from the neck. The throat side of the neck shall be trimmed and all fat in excess of one inch shall be removed. The neck may then be sold in pieces with the bone in.

(viii) *Neck (boneless).* The boneless neck is the meat remaining after all the bone, cartilage, fat, tendon, gristle, and throat trimmings have been removed from the neck. (See paragraph (d) (1) (vii).)

(ix) *Heel of round (boneless).* The heel of round may be separated from the hind shank according to the usual practice in each locality; however, it shall not include the front muscle of the shin bone and it must be entirely boneless.

(x) Hind shank (bone-in) is the section of the round remaining after the rump, round steaks (or tip, inside and outside), heel of round and hock have been removed.

(xi) *Hind shank (boneless).* Boneless hind shank is the boneless meat from the hind shank.

(xii) *Foreshank (bone-in).* Remove the knee bone. Cut the shank into pieces with the bone in.

(xiii) *Foreshank (boneless).* The boneless shank meat is the boneless meat from the foreshank after all bone, gristle, cartilage and sinews have been removed.

(2) *Roasts.*—(i) Rib roasts are made in 10" or 7" cuts from the standard primal rib. The rib bone shall measure no longer than 10" or 7", respectively, in a straight line from the protruding edge of the chine bone. The blade bone or cartilage shall be removed from these roasts.

(ii) *Round tip.* The tip shall be removed from the flank side of the round in accordance with the customary procedure in each locality. All bone, including the knee cap, and all fat exceeding one inch in thickness must be removed.

(iii) Rump (bone-in) shall contain part of the rump (sitch) bone, but no rump knuckle bone or tail vertebrae. Not more than one inch of fat shall be left on the outside, or within the pelvic cavity, of this cut.

(iv) *Rump (boneless).* Boneless rump is the meat remaining after all the bones, cartilage, gristle and excess fat have been removed from the standing rump. (See paragraph (d) (2) (iii).)

(v) Chuck blade pot roast is made from the blade bone portion of the standard primal chuck. No portion of the arm knuckle shall be included in any blade pot roast. All fat exceeding one inch in thickness shall be removed from this cut.

(vi) Chuck arm pot roast is made from the shoulder arm bone portion of the standard primal chuck. The arm knuckle shall not be left in any arm pot roast. All fat exceeding one inch in thickness shall be removed from this cut.

(vii) *English cut.* This cut may be made from the standard primal chuck following the usual procedure in each locality.

(viii) *Chuck or shoulder (boneless).* Boneless chuck pot roasts are made from the blade bone and arm bone portions of the standard primal chuck. All fat exceeding one inch in thickness shall be removed from the boneless chuck.

(3) *Steaks.* (i) Porterhouse, T-bone and club steaks are made from the standard primal short loin. Porterhouse steaks contain a large portion of the tenderloin. T-bone steaks contain a small portion of the tenderloin. Club steaks contain no tenderloin. All fat exceeding one inch in thickness shall be trimmed from these steaks.

(ii) Sirloin steak (bone-in) and pin bone steak (bone-in) are made from the standard primal sirloin (loin end). All fat exceeding one inch in thickness shall be trimmed from these steaks.

(iii) *Sirloin steaks (boneless).* Boneless sirloin steaks are made from the standard primal sirloin (loin end). They shall contain no bone and no fat in excess of one inch in thickness.

(iv) Rib steaks are 10" or 7" cuts made from the standard primal rib after the blade bone or cartilage has been removed. The rib bone or bones in these cuts shall measure no longer than 10" or 7", respectively, in a straight line from the protruding edge of the chine bone.

(v) Round steak (bone in—full cut) includes a part of the top (inside) round, the bottom (outside) round, the eye of round, the tip, and the round bone. It shall contain the round bone but no part of the knee cap or double bone. All fat exceeding one inch in thickness shall be trimmed from each steak. This steak may be cut into two or more pieces in line with the customary procedure in the past.

(vi) *Round steak (boneless—top and bottom).* The top (inside) round may be removed from the round according to the usual procedure in each locality. The shank end of this cut, however, shall contain no part of the heel of round. All fat exceeding one inch in thickness shall be trimmed from the outside of the steaks made from this cut. The top (inside) round shall contain no bone.

The bottom (outside) round, like the top round, may be made according to the usual procedure in each locality. It may contain part of the rump but the shank end of this cut shall contain no part of the heel of round. The bottom round shall contain no bone. It may be sold as pot roasts or steaks.

(vii) Round top steaks are cut from the tip roast (paragraph (d) (2) (ii)).

(viii) Chuck blade steaks (bone-in) are made from the blade bone portion of the standard primal chuck. No portion of the arm knuckle shall be included in any blade steak. All fat exceeding one inch in thickness shall be removed from this cut.

(ix) Chuck arm steaks (bone-in) are made from the shoulder arm bone portion of the standard primal chuck. The arm knuckle shall not be left in any arm steak. All fat exceeding one inch in thickness shall be removed from this cut.

(x) Flank steak is made from a standard wholesale beef flank. All membrane and fat must be trimmed from the flank steak. The steak shall not be cut into more than two pieces before selling.

(4) *Miscellaneous items.* (i) Ground beef or hamburger means ground, chopped or comminuted fresh lean muscle beef, including skirt, flank, shank, neck, plate, brisket, heel of round or lean beef trimmings, and must not contain more than 28% beef fat by chemical analysis. Head meat, glandular meats, blood, cartilage, gristle, bone, cereal of any kind, or any other ingredient shall not be put into ground beef.

(ii) Suet means the fat covering around the kidney and on the inside of the loin and pelvic cavities. It does not include cod or other beef fats.

(e) *Retail ceiling prices for beef—fresh, cured and frozen.*

[Cents per pound]

Beef cut	Ketchikan, Wrangell, Petersburg		Juneau, Douglas, Skagway, Sitka		Cordova, Valdez, Seward		Kodiak		Nome and other west coast towns[1]		Anchorage		Palmer		Nenana, Fairbanks	
	Grade A	Grade B	Grade A	Grade B	Grade A	Grade B	Grade A	Grade B	Grade A	Grade B	Grade A	Grade B	Grade A	Grade B	Grade A	Grade B
(i) Stews:																
1. Short ribs	27	25	27	25	28	26	29	26	29	27	30	28	30	28	31	29
2. Plate (bone-in)	28	26	29	26	30	28	30	28	31	28	32	29	32	30	33	30
3. Plate (boneless)	33	30	33	31	35	32	35	32	36	33	37	34	37	34	38	35
4. Brisket (bone-in)	28	26	29	26	30	28	30	28	31	28	32	29	32	30	33	30
5. Brisket (boneless)	42	39	43	39	44	41	45	41	45	42	47	43	47	44	48	45
6. Flank Meat	35	33	36	33	37	34	38	35	38	35	39	36	40	37	41	38
7. Neck (bone-in)	20	18	20	18	21	19	21	19	21	20	22	20	22	21	23	21
8. Neck (boneless)	28	26	29	26	30	28	30	28	31	28	32	29	32	30	33	30
9. Heel of round (boneless)	38	35	38	35	40	36	40	37	41	38	42	39	42	39	43	40
10. Shank (bone-in—hind and fore)	16	15	16	15	17	16	17	16	18	16	18	17	18	17	19	17
11. Shank (boneless—hind and fore)	32	30	33	30	34	31	34	32	35	32	36	33	36	33	37	34
(ii) Roasts:																
1. Rib standing (chine bone-in, 10-inch cut)	48	44	49	45	51	47	51	47	52	48	54	50	54	50	56	52
2. Rib standing (chine bone-in, 7-inch cut)	52	48	53	48	54	50	55	51	56	52	57	53	58	54	60	55
3. Round tip	53	49	54	49	56	51	56	52	57	53	59	55	59	55	61	57
4. Rump (bone-in)	33	30	34	31	35	32	35	32	36	33	38	34	38	34	39	35
5. Rump (boneless)	54	50	54	50	56	52	56	52	58	54	60	56	60	56	63	59
6. Chuck blade pot roast; arm pot roast	40	36	40	37	42	38	42	39	43	40	44	41	44	41	46	42
7. English cut	40	36	40	37	42	38	42	39	43	40	44	41	44	41	46	42
8. Chuck or shoulder (boneless)	46	42	47	43	48	45	49	45	50	46	51	47	52	48	53	49
(iii) Steaks:																
1. Porterhouse; T-Bone	64	59	65	60	68	62	68	63	70	64	72	66	72	67	74	69
2. Sirloin (bone-in); Chub; Pin Bone	56	51	56	52	59	54	59	55	60	56	62	57	62	58	64	60
3. Sirloin (boneless)	68	63	69	63	72	66	72	67	74	68	76	70	76	71	78	73
4. Rib—10-inch cut	50	46	50	46	52	48	53	49	54	50	55	51	56	52	57	53
5. Rib—7-inch cut	53	49	54	49	56	52	56	52	58	53	59	55	60	55	61	57
6. Round (bone-in—full cut)	51	47	51	47	53	49	54	50	55	51	56	52	57	53	58	54
7. Round (boneless—top and bottom); Round tip	73	49	54	49	56	51	56	52	57	53	59	55	59	55	61	57
8. Chuck blade (bone-in); chuck arm (bone-in)	40	36	40	37	42	38	42	39	43	40	44	41	44	41	46	42
9. Flank	48	44	49	45	51	47	51	47	52	48	54	50	54	50	56	52
(iv) Miscellaneous items:	All grades															
1. Ground beef (hamburger)	35		36		37		38		38		39		40		41	
2. Soup bone	4		4		4		4		4		4		4		4	
3. Suet	6		6		6		6		7		7		7		7	

[1] "Other west coast towns" means all places along the coast of Alaska and the Alaska Peninsula extending from Kotzebue Sound to Bristol Bay which are accessible by seagoing vessels or lighters, including Kotzebue and Bethel.

NOTE 1. For Grade AA or choice cuts, add two cents per pound to the applicable Grade A price.

NOTE 2. For Grade C or utility cuts, deduct three cents per pound from the applicable Grade B price.

NOTE 3. You must not grind, bone, roll or cube any cut or grade of beef not authorized to be pre-ground, pre-boned, pre-rolled or pre-cubed in paragraph (e) of this section, unless such preparation is performed in the presence of the customer ordering it, and in such a manner that the customer can observe it. However, you may fill telephone orders for ground, boned, rolled or cubed cuts of beef even though the purchaser is not present in the store to observe the preparation provided you comply with the following rules:

RULE 1. The ground, boned, rolled or cubed beef must not be placed on display to the public.

RULE 2. The ground, boned, rolled or cubed beef must be wrapped immediately following its preparation.

RULE 3. The wrapper containing the ground, boned, rolled or cubed beef must be marked with the customer's name; the cut, grade and weight of the beef before preparation; the price per pound; and the total charge.

RULE 4. The ground, boned, rolled or cubed beef must not be sold, offered, delivered, or diverted in any manner to any customer other than the one making the telephone order.

RULE 5. You must not pre-grind, pre-bone, pre-roll or pre-cube any cut or grade of beef in anticipation of telephone orders if such preparation is not generally authorized in paragraph (e) of this section.

NOTE 4. No addition may be charged the customer for the grinding, boning, rolling, cubing, or any other special preparation, and no addition may be charged the customer for delivery service.

(f) *OPA standard beef wholesale cuts.* You must cut the beef carcasses, quarter, or other wholesale cuts into the following cuts before you make the standard retail cuts (see the skeletal chart for bone names contained in the trade bulletin issued by OPA):

(1) "Hindquarter" means the posterior portion of the side remaining after the severance of the 12-rib forequarter from the side, and comprising the round, full loin including the 13th rib, flank, kidney, and hanging tender all in one piece, which posterior portion shall be obtained by cutting the beef side between the 12th and 13th ribs keeping the knife firmly against the 12th rib while cutting down the length of the rib to the point at the end of the rib where the rib joins the rib (costal) cartilage, from which point passing through the cartilage and meat of the flank and short plate in the same straight line, completing the cut.

(2) "Forequarter" means the anterior portion of the side remaining after the severance of the 1-rib hindquarter from the side, and comprising the rib, regular chuck, brisket, short plate and foreshank all in one piece, which anterior portion contains the 1st to the 12th rib, inclusive. All heart (mediastinal) fat, but no other fat, shall be removed from the forequarter. The skirt (diaphragm) shall not be removed from any cut or part of the forequarter to which it is attached.

(3) "Round" means the portion of the hindquarter remaining after the severance of the untrimmed full loin, and flank from the hindquarter, which portion shall be obtained as follows: the untrimmed full loin and flank shall be severed from the hindquarter by cutting in a straight line perpendicular to the contour of the outside or skin surface of the hindquarter. The cut shall be made on a straight line formed by and starting from that point on the backbone which is the juncture of the last (5th) sacral vertebra and the first (1st) tail (caudal) vertebra, and passing through the point which just misses the end of the protuberance of the femur bone, and exposes the ball of the femur bone, continuing in the same straight line beyond the second point to complete the cut. Two tail vertebrae shall be left on the round. Attached to the tail bone of the round shall be the tip or rear corner of the fifth sacral vertebra. All cod, udder and pelvic fat remaining on the round after its severance from the full loin and flank shall remain on the round.

(4) "Trimmed full loin" means the portion of the hindquarter remaining after the severance of the round, flank, hanging tender (from the open side), kidney knob and excess loin (lumbar) and pelvic (sacral) fat from the inside of the loin, from the hindquarter, and comprising the short loin and sirloin (loin end) in one piece, the back bone of which portion shall include one and one-half (1½) thoracic vertebrae, six (6) lumbar vertebrae, and five (5) sacral vertebrae (the tip or rear corner of the fifth sacral vertebra shall have been sawed off in severing the round from the full loin and flank), and which portion shall be obtained as follows: Part of the kidney knob, all of the kidney and the fat lying closely around the kidney in open (left) and closed (right) sides shall be removed first by a cut starting at the rear end of the kidney and slanting directly to the front edge of the half of the 12th thoracic vertebra at the point of severance of the hindquarter and forequarter.

Second, the hanging tender, which means the cylindrical shaped piece of lean meat attached at one end under the kidney knob in open (left) side hindquarters, shall be removed entirely from open side loins by being severed at a

point opposite the juncture of the 1st and 2d lumbar vertebrae.

Third, after the severance of the round from the hindquarter, the flank shall be severed from the full loin by a cut starting at the heavy end of the full loin at the ventral point of severance of the round from the hindquarter and continuing in a straight line to a fixed point on the inside of the 13th rib determined by measuring off ten inches in a straight line from the center of the protruding edge of the 13th thoracic vertebra, but in making the cut no more than one (1) inch of cod or udder fat shall be left on the flank side of the face of the loin.

NOTE: The 10-inch measurement shall be made from the center of the protruding edge of the 13th thoracic vertebra and not from the hollow of the chine bone where the 13th rib joins the 13th thoracic vertebra.)

Fourth, the excess loin (lumbar) and pelvic (sacral) fat shall be trimmed from the inside of the full loin by placing the full loin upon a flat surface, with no other support to change its position, meat side down, and removing all fat which extends above a flat plane parallel with the flat surface supporting the full loin and on a level with the full length of the protruding edge of the lumbar section of the chine bone. Then all fat shall be removed which extends above a flat plane using the following two lines as guides for each edge of the plane: an imaginary line parallel with the full length of the protruding edge of the lumbar section of the chine bone which line extends one inch directly above such protruding edge; a line on the inside of the loin two inches from the flank edge and running parallel with such edge for the full length of the loin. All fat obstructing the measurement of the second line shall first be removed. In addition to the foregoing all rough fat in the pelvic cavity of the heavy end of the loin (sirloin) shall be trimmed smooth and trimming by a knife shall be apparent. No fat remaining in the pelvic cavity shall exceed one inch in depth.

(5) "Flank" means the portion of the hindquarter remaining after the severance of the round and untrimmed full loin from the hindquarter, which shall be obtained after the removal of the round by separation from the untrimmed full loin, starting the cut at the point at the lower end of the loin end (sirloin) which was the ventral point of separation of the full loin and round, leaving no more than one inch of cod or udder fat attached to the flank side of the face of the full loin, and continuing in a straight line to a fixed point on the inside of the 13th rib determined by measuring off ten inches in a straight line along the 13th rib from the center of the protruding edge of the 13th thoracic vertebra.

NOTE: The 10-inch measurement shall be made from the center of the protruding edge of the 13th thoracic vertebra and not from the hollow of the chine bone where the 13th rib joins the 13th thoracic vertebra.

(6) "Flank steak" means the flat, oval-shaped lean muscle of meat imbedded in the cod or udder end of the flank which shall be obtained by loosening the narrow end of the steak piece at the cod or udder end of the flank, cutting through the membrane along both sides of the steak, then pulling and cutting the steak loose and severing it from the thick membrane which lies directly under and to which it is attached. None of the thick membrane shall be left on the steak. All fat shall be trimmed from the steak, but the thin membrane on the top surface of the steak shall not be removed.

(7) "Short loin" means that portion of the trimmed full loin remaining after the severance of the sirloin (loin end) from the trimmed full loin, which portion shall be obtained by a cut perpendicular to the contour of the outside or skin surface of the trimmed full loin begun at a point which is the juncture on the chine bone of the 5th and 6th lumbar vertebrae and continuing in straight line perpendicular to the contour of the outside or skin surface of the trimmed full loin to and through a point flush against the end of the hip (pin) bone, but leaving no part of the hip (pin) bone in the short loin. The backbone of the short loin shall include five (5) lumbar vertebrae, one and one-half (1½) thoracic vertebrae and part of the 13th rib.

(8) "Sirloin" (loin end) means the thick portion of the trimmed full loin remaining after the severance of the short loin from the trimmed full loin. The backbone of the sirloin shall include one (1) lumbar vertebra, five (5) sacral vertebrae (the tip or rear corner of the fifth (5th) sacral vertebra shall have been sawed off in separating the round from the trimmed full loin and flank), and the entire hip bone (ilium).

(9) "Regular chuck" means the portion of the cross cut chuck remaining after the severance of the foreshank and brisket from the cross cut chuck, and containing most of the blade bone (scapula), part of the arm bone (humerus), parts of the five ribs (1st to 5th, inclusive), that section of the back bone attached to the ribs, and the neck bone (cervical vertebrae from 1 to 7, inclusive), which portion shall be obtained by a cut through the cross cut chuck made in a straight line perpendicular to the contour of the outside or skin surface of the cross cut chuck (thereby separating the brisket and foreshank from the cross cut chuck) starting at a fixed point on the inside of the 5th rib determined by measuring off ten (10) inches along the 5th rib in a straight line from the center of the protruding edge of the 5th thoracic vertebra, continuing in the same straight line to the tip of the forward end of the breast bone (forward end of the 1st segment of sternum), and passing through the (humerus) arm bone in the same straight line to complete the cut.

NOTE: The 10-inch measurement shall be made from the center of the protruding edge of the 5th thoracic vertebra and not from the hollow of the chine bone where the 5th rib joins the 5th thoracic vertebra.

(10) "Foreshank" means the portion of the cross cut chuck remaining after the severance of the regular chuck and brisket from the cross cut chuck, which portion shall be obtained (after separation of the regular chuck) by separation from the brisket by a cut following the natural seam and leaving the entire lip, or web muscle, on the brisket.

(11) "Brisket" means the portion of the cross cut chuck remaining after the severance of the regular chuck and foreshank from the cross cut chuck, which portion contains parts of four ribs (2nd to 5th, inclusive), part of the breast bone and the rib (costal) cartilages which connect the ends of the rib bones with the breast bone. All heart (mediastinal) fat, but no other fat shall be removed from the brisket.

(12) "Rib" means the portion of the forequarter remaining after the severance of the cross cut chuck and short plate from the forequarter, and containing parts of seven ribs (6th to 12th, inclusive), that section of the backbone attached to the ribs, posterior tip and cartilage of the blade bone (scapula), part of the blade bone (scapula) which portion shall be obtained (by separation from the short plate) by a straight cut across the ribs starting at a fixed point determined by measuring off 10 inches on the inside of the 12th rib along the 12th rib from the center of the inside protruding edge of the 12th thoracic vertebra and continuing to and through a fixed point determined by measuring off 10 inches on the inside of the 6th rib along the 6th rib from the center of the inside protruding edge of the 6th thoracic vertebra.

NOTE: The 10-inch measurements shall be made from the centers of the protruding edges of the 6th and 12th thoracic vertebrae, and not from the hollow of the chine.

(13) "Short plate" means the portion of the forequarter remaining after the severance of the cross cut chuck and the rib from the forequarter, and containing parts of seven ribs (6th to 12th, inclusive), the rib (costal) cartilages attached to them, and part of the breastbone.

SEC. 40. *Maximum prices for drinks of distilled spirits, wine and beer sold by drinking establishments*—(a) *What this section does.* This section fixes dollars-and-cents ceiling prices for drinks of certain distilled spirits, wine and beer when sold by drinking establishments for consumption on the premises.

(b) *How your ceiling prices are fixed.* (1) This section divides drinking establishments into two classes—Class A and Class B. Your establishment is in Class A if

(i) It is a cabaret subject to the Federal Excise tax on cabarets contained in Chapter 10 of the Internal Revenue Code, as amended; or

(ii) It is operated on the premises of a hotel containing more than 50 rooms for transient guests; or

(iii) It provides table service only for all patrons.

Your establishment is in Class B if it is not in Class A. If you operate on the same premises two drinking establishments, one of which is devoted exclusively to serving drinks at tables and the other is devoted to serving drinks at a bar, and each such establishment is in a separate room with separate means of access from the street, the Class A prices may be charged for drinks served in the establishment devoted exclusively to table service.

(2) The ceiling prices for drinks of distilled spirits and wine are uniform for the entire Territory and depend only on the class to which your establishment belongs. Your ceiling prices for beer depend not only on the Class to which your establishment belongs, but also on the locality where your establishment is. For the purpose of pricing beer the Territory is divided into three zones—Zone I, Zone II and Zone III. These zones are defined in Schedule D.

(c) *Private clubs or non-profit associations.* A private club or non-profit association shall be subject to this section.

(d) *Posting ceiling prices.* Notwithstanding the provisions of Section 9 (b) of this regulation, you must conspicuously post and keep posted a copy of this section and the ceiling prices of the drinks covered by it, either by:

(1) Supplying your customers with menus or bills of fare showing the Class of your establishment, and showing the ceiling price of each class and type and portion of drink, or

(2) Posting a sign giving the same information as required on menus or bills of fare by subparagraph (1) above. Such a sign must be not less than 11" x 17" in size, printed in bold letters and figures, and must be posted in your establishment at a place where it can easily be seen and read by your customers.

(e) *Evasive practices.* You must not do anything which will result in an evasion of this section, including the following:

(1) You may not serve or sell any straight drink in a glass or other container unless it has a capacity of at least one fluid ounce.

(2) You may not serve or sell any highball, mixed drink or cocktail unless it contains at least one fluid ounce of distilled spirits.

(3) Except for table service, you may not pour or mix any drink unless it is done in full view of the customer ordering the drink, and in such a manner that he can observe it.

(4) You may not make any cover, minimum, service, entertainment, checking, parking, or other special charge. However, if any such charge was in effect on December 6, 1941, you may file an application with the Territorial Office of the OPA in Juneau for permission to continue to make such charge at the price in effect on December 6, 1941.

(5) You may not require, as a condition of selling any drink covered by this section, the purchase of other drinks, beverage, meals or food items, unless required to do so by Territorial or local laws.

(f) *Definitions.* When used in this section the term:

(1) "Beer" means any malt beverage and includes lager, ale and porter.

(2) "Chaser" means any soft drink served with a straight drink of distilled spirits.

(3) "Distilled spirits" means a distilled or compounded alcoholic beverage of not less than 80° proof, except that sloe gin of not less than 70° proof shall be considered "distilled spirits".

(4) "Domestic" means manufactured or produced in the continental United States or in Puerto Rico or the Virgin Islands.

(5) "Drink" means a single portion of distilled spirits, wine or beer served in a glass or other container.

(6) "Drinking establishment" includes any place, establishment, or location, whether temporary or permanent, at or from which any distilled spirits, wines or beers are sold primarily for consumption on the premises. The term drinking establishment includes, but is not limited to, establishments such as bars, cocktail bars, barrooms, taverns, cafes, restaurants, hotels, boarding houses, soda fountains, etc.

(7) "Highball" means a drink containing not less than one ounce of distilled spirits diluted with carbonated water, or any soft beverage.

(8) "Imported" means manufactured or produced outside of the continental United States and its Territories.

(9) "Judicial Divisions" refers to the four district court and recording divisions of the Territory of Alaska and their boundaries established by Chapter XII, Article I, section 1091, Compiled Law of Alaska, 1933.

(10) "Mixed drink" or "cocktail" means a drink containing not less than one fluid ounce of distilled spirits mixed with such ingredients as bitters, sugar and flavorings in various proportions.

(11) "Straight drink" means a drink of not less than one fluid ounce of distilled spirits, served with or without a chaser as the customer may request.

(12) "Wine" means any vinous beverage, produced by fermentation, containing not less than 7 per cent, and not more than 24 per cent. alcohol by volume.

(13) "Proof" means the proof stated on the label of distilled spirits.[3]

SCHEDULE A—MAXIMUM PRICES FOR STRAIGHT DRINKS AND HIGHBALLS

Class and type of distilled spirits	Maximum price per drink	
	Class A establishment (in cents)	Class B establishment (in cents)
1. Any corn, Scotch-type, blended, spirit brew, Bourbon or rye whiskey of 100° proof or less	40	
Any rum of less than 100° proof		
Any domestic brandy		
Any gin		
II. Any Canadian, Irish or Scotch whisky, or any whisky of less than 100° proof or bottled in bond	50	
Any imported brandy 8 years old or less		
Any Bourbon or rye whiskey of 100° proof or bottled in bond	55	
III. Any whisky over 8 years old	70	
Any rum of 100° proof or more		
Any imported brandy over 8 years old	65	

NOTE 1: If the customer requests a chaser (other than plain water) you must serve the chaser without charge; if the chaser is not served upon request, five cents must be deducted from the applicable ceiling price per drink. However, you may make a charge, not exceeding ten cents, for any chaser which consists of a commercially bottled carbonated beverage of not less than six fluid ounces, provided the customer requests such chaser and you serve it in the original bottle. No charge may be made for any other type or quantity of chaser.

NOTE 2: You may not charge more than the ceiling price fixed in Schedule A for a straight drink or highball which contains more than one fluid ounce (but less than two fluid ounces), of distilled spirits. You may, however, charge not in excess of double the applicable ceiling price for a drink which contains at least two fluid ounces of distilled spirits.

SCHEDULE B—MAXIMUM PRICES FOR MIXED DRINKS OR COCKTAILS

Maximum price per drink, Class A establishment (in cents): 55

Maximum price per drink, Class B establishment (in cents): 50

[Above sentence amended by Am. 12, effective 6-15-46]

NOTE: You may not increase the ceiling price even though the drink you serve contains more than one fluid ounce of distilled spirits.

SCHEDULE C—MAXIMUM PRICES FOR DOMESTIC STILL WINES

Portion (minimum)	Maximum price per portion	
	Class A establishment (in cents)	Class B establishment (in cents)
2 fluid ounces	20	15
3 fluid ounces	30	25
4 fluid ounces	35	30
5 fluid ounces	40	35

SCHEDULE D—MAXIMUM PRICES FOR BEER

Type and size of bottle	Maximum price per bottle					
	Zone I[1]		Zone II[2]		Zone III[3]	
	A	B	A	B	A	B
Eastern or Western beer—8 ounce bottle	$0.25	$0.20	$0.30	$0.25	$0.35	$0.30
Western beer—11 to 13 ounce bottle	.30	.25	.35	.30	.40	.35
Eastern beer—12 ounce bottle	.35	.30	.40	.35	.45	.40
Western beer—32 ounce bottle	.75	.65	.85	.75	.95	.85
Eastern beer—32 ounce bottle	.85	.75	.90	.80	1.00	.90

(As used herein, Eastern beer means domestic beer produced outside of the States of Washington, Oregon and California; Western beer means beer produced within the States of Washington, Oregon and California.)

NOTE 1: Zone I includes the territory lying within the 1st Judicial Division.

NOTE 2: Zone II includes the territory lying within the 2nd and 3rd Judicial Divisions.

NOTE 3: Zone III includes the territory lying within the 4th Judicial Division.

SEC. 41. *Maximum retail prices for new standard radio receiver tubes*—(a) *Definitions.* For the purposes of this section:

(1) Standard tubes are tubes originally sold as such by the manufacturer.

(2) Radio receiver tubes are tubes that are used generally, but not exclusively, in home, auto and portable radios and phonographs. Sub-standard tubes and used tubes are not covered by this section.

(b) *Service charges.* Notwithstanding the provisions of Revised Maximum Price Regulation No. 165, no charge may be made for testing radio receiver tubes

brought to the seller's establishment by a customer.

(c) *Guarantee.* The maximum price for a radio receiver tube covered by this section shall include the standard guarantee against defects extended by the manufacturer of that tube. In no case shall the guarantee be for a period less than 90 days from the date of sale. If a tube subject to guarantee cannot be replaced within a reasonable period of time, the seller shall give the consumer full credit, or refund the purchase price.

(d) For all sales at retail in the Territory of Alaska, by any person, the maximum prices, inclusive of the manufacturers' Federal excise tax shall be as follows:

MAXIMUM RETAIL PRICES FOR NEW STANDARD RADIO RECEIVER TUBES

Type	Maximum price	Type	Maximum price
0A	$2.45	5V4G	$1.70
0A	1.00	5W4	1.20
0A4G	2.05	5W4GT	1.00
0Z4	1.70	5X4G	1.20
0Z4G	1.70	5Y3G	.80
1A4P	1.70	5Y4G	.85
1A5G	1.70	5Z3	1.20
1A5GT	1.20	5Z4	1.40
1A6	1.40	6A3	2.05
1A7G	1.70	6A4/LA	1.70
1A7GT	1.40	6A5G	2.95
1B4P	1.40	6A6	1.70
1B5/25S	1.40	6A7	1.10
1B7G	1.40	6A8	1.40
1D7GT	1.40	6A8G	1.10
1C5G	1.70	6A8GT	1.10
1C5GT	1.40	6AB5/6N5	1.70
1C6	1.40	6AB7/1853	2.05
1C7G	1.40	6AC5G	1.40
1D5GP	1.40	6AC5GT	1.20
1D5GT	1.40	6AC7/1852	2.45
1D7G	1.70	6AD6G	1.70
1D8GT	2.05	6AD7G	1.70
1E4G	1.40	6AE5GT	1.40
1E5GP	1.70	6AE6G	1.40
1E7G	2.45	6AE7GT	1.40
1F4	1.40	6AF5G	1.40
1F5G	1.40	6AF6G	1.70
1F6	1.70	6AG7	2.45
1F7G	1.70	6AH4G	2.05
1F7GH	1.70	6AH5	2.05
1G4G	1.40	6AH6G	1.20
1G4GT	1.40	6AB7	1.40
1G5G	1.40	6AB8	2.05
1G6G	1.70	6AB8G	1.40
1G6GT	1.70	6AC5	1.20
1H4G	1.10	6AC5G	1.10
1H5G	1.40	6AC5GT	1.10
1H5GT	1.20	6AC6	1.10
1H6G	1.40	6AC8G	1.70
1J5G	2.05	6AD6	1.70
1J6G	1.40	6AD8G	1.40
1LA4	2.45	6AE5	1.20
1LA6	2.45	6AE6	2.05
1LB4	2.45	6AF5	1.20
1LC5	2.45	6AF5G	1.20
1LC6	2.45	6AF5GT	1.10
1LD5	2.45	6AF6	1.00
1LE3	2.05	6AF6G	1.00
1LH4	2.45	6AF7	1.70
1LN5	2.45	6AF8G	1.40
1N5G	1.70	6AG6G	1.40
1N5GT	1.40	6AH4GT	2.05
1N6G	1.40	6AH6	1.20
1P5G	1.70	6AH6G	1.20
1P5GT	1.70	6AH6GT	1.20
1Q5GT	1.70	6AJ5	1.00
1R5	1.70	6AJ5G	1.10
1S4	1.70	6AJ5GT	1.00
1S5	1.70	6AJ7	1.40
1T4	1.70	6AJ7G	1.20
1T5GT	1.70	6AJ7GT	1.20
1V	1.10	6AK5	1.70
2A3	2.05	6AK5G	1.20
2A4G	2.45	6AK6G	1.20
2A5	1.10	6AK6GT	1.10
2A6	1.10	6AK7	1.20
2A7	1.20	6AK7G	1.20
2B7	1.40	6AK7GT	1.10
2E5	1.40	6AK8	1.40
2V3G	2.95	6AK8G	1.40
2X2/879	2.45	6AK8GT	1.40
3A8GT	2.45	6AL5G	1.20
3Q5GT	1.70	6AL6	2.05
3S4	1.70	6AL6G	2.05
5T4	2.05	6AL7	1.70
5U4G	1.10	6AL7G	1.70

MAXIMUM RETAIL PRICES FOR NEW STANDARD RADIO RECEIVER TUBES—Continued

Type	Maximum price	Type	Maximum price
6N5	$1.70	12SK7GT	$1.20
6N6G	2.45	12SL7GT	1.70
6N7	1.70	12SN7GT	1.40
6N7G	1.70	12SQ7	1.10
6P5G	.95	12SQ7GT	1.20
6P5GT	.90	12SR7	1.40
6P7G	2.45	12SR7GT	1.40
6Q7	1.40	12Z3	1.10
6Q7G	1.00	14A4	2.05
6Q7GT	1.00	14A7/12D7	2.05
6R7	1.70	14B6	1.70
6R7G	1.20	14B8	2.05
6R7GT	1.00	14C5	2.05
6S7	1.70	14C7	2.05
6S7G	1.70	14E6	2.05
6SA7	1.10	14F7	2.05
6SA7GT	1.20	14H7	2.05
6SC7	1.40	14J7	2.05
6SD7GT	1.40	14N7	2.05
6SF5	1.10	14Q7	1.70
6SF5GT	1.10	14R7	1.70
6SF7	1.40	14S7	2.05
6SG7	1.40	14W7	2.45
6SH7GT	1.40	14Y4	2.05
6SJ7	1.20	15	2.05
6SJ7GT	1.20	18	2.05
6SK7	1.10	19	1.40
6SK7GT	1.20	20	2.95
6SL7GT	1.70	22	2.45
6SN7GT	1.40	24A	1.00
6SQ7	1.10	25A6	2.05
6SQ7GT	1.20	25A6G	1.20
6SR7	1.20	25A6GT	1.20
6T7G	1.40	25A7G	1.70
6U5/6G5	1.40	25A7GT	1.70
6U6GT	1.40	25AC5G	1.70
6U7G	1.10	25AC5GT	1.70
6V6	2.05	25B6G	2.05
6V6G	1.40	25B8GT	2.05
6V6GT	1.20	25C6G	2.05
6V7G	1.40	25L6	1.70
6W5G	2.05	25L6G	1.40
6W7G	1.70	25L6GT	1.20
6X5	1.70	25Y5	2.45
6X5G	1.20	25Z5	1.10
6X5GT	1.10	25Z6	1.40
6Y6G	1.70	25Z6G	1.10
6Y7G	1.70	25Z6GT	1.10
6Z7G	2.05	26	.85
6ZY5G	1.40	27	.80
7A4	1.40	30	1.10
7A5	1.40	31	1.10
7A6	1.40	32	1.40
7A7	1.40	32L7GT	2.05
7A8	1.40	33	1.40
7B4	1.40	34	1.40
7B5	1.40	35	1.10
7B6	1.40	35A5	1.40
7B7	1.40	35L6GT	1.10
7B8	1.40	35Y4	1.70
7C5	1.40	35Z3	1.40
7C6	1.40	35Z4GT	.90
7C7	1.40	35Z5GT	.95
7E6	1.40	35Z6G	1.40
7E7	1.70	36	1.10
7F7	1.70	37	.95
7G7/1232	2.05	38	1.20
7H7	2.05	39/44	1.10
7J7	2.05	40	1.10
7K7	2.05	41	.95
7L7	2.05	42	.95
7N7	2.05	43	1.20
7Q7	1.40	45	.90
7R7	2.05	45Z5GT	1.20
7S7	2.05	46	1.20
7V7	2.45	47	1.20
7W7	2.45	48	1.40
7Y4	1.40	49	1.40
7Z4	1.40	50	2.45
10	2.95	50A5	2.05
12A	1.10	50C6G	2.05
12A5	2.45	50L6GT	1.20
12A6GT	2.05	50Y6GT	1.40
12A7	2.05	50Z7G	1.20
12A8GT	1.10	52	2.95
12H8GT	1.70	53	1.70
12C8	2.05	55	1.20
12F5GT	1.10	56	.90
12J5GT	1.10	57	1.00
12J7GT	1.20	58	1.00
12K7GT	1.40	59	1.00
12K8GT	1.40	70A7GT	2.45
12Q7G	1.40	70L7GT	2.05
12Q7GT	1.00	71A	1.00
12SA7	1.10	75	.95
12SA7GT	1.40	76	1.00
12SC7	1.40	77	1.00
12SF5	1.20	78	1.00
12SF5GT	1.20	79	1.70
12SH7GT	1.40	80	.80
12SJ7	1.20	81	2.05
12SJ7GT	1.20	82	1.40
12SK7	1.10	83	1.40

MAXIMUM RETAIL PRICES FOR NEW STANDARD RADIO RECEIVER TUBES—Continued

Type	Maximum price	Type	Maximum price
83V	$2.05	183/483	$2.05
84/6Z4	1.20	485	2.05
85	1.00	950	2.05
89	1.10	XXD	1.70
V99	2.95	XXFM	2.05
X99	2.95	XXL	1.70
117L7GT	2.45	VR90–30	2.45
117N7GT	2.45	VR105–30	2.45
117Z6GT	1.70	VR150–30	2.45
182B/482B	2.05	Majestic types	2.45

SEC. 42. *Maximum prices for retail sales of new rubber tires and tubes for passenger cars, trucks and busses*—(a) *Definitions.* When used in this section, the term:

(1) "New" tire or tube means a tire or tube which has been used less than 1,000 miles.

(2) "Retail sale" means a sale to a buyer for his use and not for resale.

(3) "Synthetic rubber" tire or tube means a tire or tube which contains any synthetic rubber and which is marked with the symbol designated by the War Production Board, Office of Rubber Director, to identify it as containing synthetic rubber. This symbol is an "S3" in the case of tires, and a colored circumferential band in the case of tubes.

(4) "Truck" or "bus" tire or tube means a new tire or tube of a type, size and ply listed in Schedule II, whether constructed from natural, synthetic or reclaimed rubber.

(5) "Truck and bus type of tire" means a tire of a type generally recognized as designed primarily for ordinary "on the road" use on truck and busses.

(6) "Mud and snow type of tire" means a tire having a tread of a deep-cut, cleated type generally recognized as designed primarily for "on the road" use on trucks for traction through mud, snow, sand, or soft earth.

[Former subparagraph (6) revoked; subparagraph (7) redesignated (6) by Am. 5, 10 F.R. 9467, effective 8–2–45]

(b) *Trade-in allowance.* The seller must deduct from the maximum price of the tire or tube being sold a fair allowance for any tire or tube traded in to the seller by the buyer in connection with the sale. The "fair allowance" shall be the market price of the traded tire or tube in the seller's locality. If the traded tire or tube has no market value in the seller's locality, no allowance is required.

(c) *Service charges.* No charge may be made for any service supplied in connection with a tire or tube sale unless the seller customarily made an extra charge for such service during March 1942. A seller who supplies a service for which he had an extra charge in effect during March 1942, may add an amount not exceeding his highest price then in effect for that service to the maximum price for tires or tubes. He must bill such extra charge separately. No seller may require as a condition of sale that the buyer must receive any service for which the seller makes an extra charge.

(d) *Excise taxes.* The Federal excise tax on new tires and tubes, if stated separately by the seller, may be added to the maximum prices set forth in Schedules I and II.

(e) *Sales slips and receipts.* Notwithstanding the provisions of section 9 (c) of this regulation, the seller must give every buyer a sales slip showing: (1) the date, (2) the name and address of the seller, (3) the type, size, ply and brand name of the new tire or tube, (4) the price exclusive of the Federal excise tax, and (5) the amount of Federal excise tax, if any, added to the price.

(f) *Maximum prices.* For all sales at retail in the Territory of Alaska the maximum prices for new rubber tires and tubes for passenger cars, trucks and busses shall be as follows:

SCHEDULE I—MAXIMUM RETAIL PRICES FOR NEW SYNTHETIC RUBBER PASSENGER CAR TIRES AND TUBES

Tire [1] and tube [2] size	First Judicial division [3]			Cordova, Kodiak, Valdez, Seward			Nome and other West Coast Towns [4]			Anchorage			Palmer and points on railroad south of Curry			Fairbanks, Curry and points on railroad north of Curry		
	4-ply	6-ply	tube	4-ply	6-ply	tube	4-ply	6-ply	tube	4-ply	6-ply	tube	4-ply	6-ply	tube	4-ply	6-ply	tube
4.00–15	$9.10	.....	$2.95	$9.20	.....	$3.00	$10.80	.....	$3.20	$8.95	.....	$2.95	$9.00	.....	$3.00	$9.30	.....	$3.05
4.25/4.50/12	10.40	.....	2.85	10.50	.....	2.90	12.10	.....	3.10	10.25	.....	2.85	10.30	.....	2.90	10.60	.....	2.95
4.40/4.50/4.75/5.00–21 [5]	12.40	$14.95	3.05	12.50	$15.05	3.10	14.10	$16.65	3.30	12.25	$14.80	3.05	12.30	$14.85	3.10	12.60	$15.15	3.15
4.50/4.75/5.00–20 [5]	13.65	16.00	3.05	13.75	16.10	3.10	15.35	17.70	3.30	13.50	15.85	3.05	13.55	15.90	3.10	13.85	16.20	3.15
4.75/5.00–19	12.45	15.60	3.20	12.55	15.70	3.25	14.15	17.30	3.45	12.30	15.45	3.20	12.35	15.50	3.25	12.65	15.80	3.30
5.00–15	12.05	.....	2.90	12.15	.....	2.95	13.75	.....	3.15	11.90	.....	2.90	11.95	.....	2.95	12.25	.....	3.00
5.00–16	12.15	.....	2.95	12.25	.....	3.00	13.85	.....	3.20	12.00	.....	2.95	12.05	.....	3.00	12.35	.....	3.05
5.00–17	13.10	.....	3.00	13.20	.....	3.05	14.80	.....	3.25	12.95	.....	3.00	13.00	.....	3.05	13.30	.....	3.10
5.25–21	17.05	21.05	4.20	17.15	21.15	4.25	18.75	22.75	4.45	16.90	20.90	4.20	16.95	20.95	4.25	17.25	21.25	4.30
5.25/5.50–17	15.00	18.45	3.55	15.10	18.55	3.60	16.70	20.15	3.80	14.85	18.30	3.55	14.90	18.35	3.60	15.20	18.65	3.65
5.25/5.50–18	13.75	16.95	3.00	13.85	17.05	3.05	15.45	18.65	3.25	13.60	16.80	3.00	13.65	16.85	3.05	13.95	17.15	3.10
5.25/5.50–19	17.15	20.40	3.75	17.25	20.50	3.80	18.85	22.10	4.00	17.00	20.25	3.75	17.05	20.30	3.80	17.35	20.60	3.85
5.25/5.50–20	18.30	22.10	4.15	18.40	22.20	4.20	20.00	25.80	4.40	18.15	21.95	4.15	18.20	22.00	4.20	18.50	22.30	4.25
5.50–16	14.60	18.00	3.30	14.70	18.10	3.35	16.30	19.70	3.55	14.45	17.85	3.30	14.50	17.90	3.35	14.80	18.20	3.40
5.50/6.00–18	.....	.....	3.55	.....	.....	3.60	.....	.....	3.80	.....	.....	3.55	.....	.....	3.60	.....	.....	3.65
6.00–16	16.25	20.05	3.90	16.35	20.15	3.95	17.95	21.75	4.15	16.10	19.90	3.90	16.15	19.95	3.95	16.45	20.25	4.00
6.00/6.50–17	17.55	22.15	3.55	17.65	22.25	3.60	19.25	23.85	3.80	17.40	22.00	3.55	17.45	22.05	3.60	17.75	22.35	3.65
6.00/6.50–18	18.80	23.30	3.55	18.90	23.40	3.60	20.50	25.00	3.80	18.65	23.15	3.55	18.70	23.20	3.60	19.00	23.50	3.65
6.00/6.50–19	19.25	22.75	3.75	19.35	22.85	3.80	20.95	24.45	4.00	19.10	22.60	3.75	19.15	22.65	3.80	19.45	22.95	3.85
6.00/6.50–20	19.60	23.70	4.15	18.70	23.80	4.20	21.30	25.40	4.40	19.45	23.55	4.15	19.50	23.60	4.20	19.80	23.90	4.25
6.25–16	18.15	22.55	3.90	18.25	22.65	3.95	19.85	24.25	4.15	18.00	22.40	3.90	18.05	22.45	3.95	18.35	22.75	4.00
6.25/6.50–16	19.50	24.15	4.45	19.60	24.25	4.50	21.20	25.85	4.70	19.35	24.00	4.45	19.40	24.05	4.50	19.70	24.35	4.55
6.50–15	19.10	23.60	4.50	19.20	23.70	4.55	20.80	25.30	4.75	18.95	23.45	4.50	19.00	23.50	4.55	19.30	23.80	4.60
6.50–16	19.50	24.15	4.45	19.60	24.25	4.50	21.20	25.85	4.70	19.35	24.00	4.45	19.40	24.05	4.50	19.70	24.35	4.55
7.00–15	21.45	26.55	4.55	21.55	26.65	4.60	23.15	28.25	4.80	21.30	26.40	4.55	21.35	26.45	4.60	21.65	26.75	4.65
7.00–16	21.95	27.20	4.65	22.05	27.30	4.70	23.65	28.90	4.90	21.80	27.05	4.65	21.85	27.10	4.70	22.15	27.40	4.75
7.00–17	23.65	29.15	4.65	23.75	29.25	4.70	25.35	30.85	4.90	23.50	29.00	4.65	23.55	29.05	4.70	23.85	29.35	4.75
7.50–15	26.65	33.00	5.25	26.75	33.10	5.30	28.35	34.70	5.50	26.50	32.85	5.25	26.55	32.90	5.30	26.85	33.20	5.35
7.50–16	27.55	34.25	5.45	27.65	34.35	5.50	29.25	35.95	5.70	27.40	34.10	5.45	27.45	34.15	5.50	27.75	34.45	5.55
7.50–17	.....	39.30	4.65	.....	39.40	4.70	.....	41.00	4.90	.....	39.15	4.65	.....	39.20	4.70	.....	39.50	4.75
8.25–16	.....	39.40	7.00	.....	39.50	7.05	.....	41.10	7.25	.....	39.25	7.00	.....	39.30	7.05	.....	39.60	7.10
30 x 3½	10.70	11.85	2.85	10.80	11.95	2.90	12.40	13.55	3.10	10.55	11.70	2.85	10.60	11.75	2.90	10.90	12.05	2.95
14" Jumbo	.....	35.30	5.50	.....	35.40	5.55	.....	37.00	5.75	.....	35.15	5.50	.....	35.20	5.55	.....	35.50	5.60
15" Jumbo	.....	38.80	5.95	.....	38.90	6.00	.....	40.50	6.20	.....	38.65	5.95	.....	38.70	6.00	.....	39.00	6.05

SCHEDULE II—MAXIMUM RETAIL PRICES FOR NEW TRUCK AND BUS AND MUD AND SNOW TRUCK TIRES AND TUBES

Tire [1] and tube [2] size	Ply	First Judicial Division [3]			Cordova, Kodiak, Valdez, Seward			Nome and other West Coast Towns [4]			Anchorage			Palmer and points on railroad south of Curry			Fairbanks, Curry and points on railroad north of Curry		
		Truck and bus [6]	Mud and snow [6]	Tube	Truck and bus [6]	Mud and snow [6]	Tube	Truck and bus [6]	Mud and snow [6]	Tube	Truck and bus [6]	Mud and snow [6]	Tube	Truck and bus [6]	Mud and snow [6]	Tube	Truck and bus [6]	Mud and snow [6]	Tube
5.25/5.50–17	6	$19.75	.....	$3.55	$19.85	.....	$3.60	$21.45	.....	$3.80	$19.60	.....	$3.55	$19.65	.....	$3.60	$19.95	.....	$3.65
6.00–16	6	22.00	$23.05	3.90	22.10	$23.15	3.95	23.70	$24.75	4.15	21.85	$22.90	3.90	21.90	$22.95	3.95	22.20	$23.25	4.00
6.00–17	6	24.30	.....	4.05	24.40	.....	4.10	26.00	.....	4.30	24.15	.....	4.05	24.20	.....	4.10	24.50	.....	4.15
6.00–20	6	25.05	26.25	4.40	25.15	26.35	4.45	26.75	27.95	4.65	24.90	26.10	4.40	24.95	26.15	4.45	25.25	26.45	4.50
6.00–20/30 x 5	8	28.75	30.10	4.40	28.85	30.20	4.45	30.45	31.80	4.65	28.60	29.95	4.40	28.65	30.00	4.45	28.95	30.30	4.50
6.50–16	6	25.25	26.50	4.45	25.35	26.60	4.50	26.95	28.20	4.70	25.10	26.35	4.45	25.15	26.40	4.50	25.45	26.70	4.55
6.50–17	6	27.45	.....	4.05	27.55	.....	4.10	29.15	.....	4.30	27.30	.....	4.05	27.35	.....	4.10	27.65	.....	4.15
6.50–18	6	29.05	.....	5.05	29.15	.....	5.10	30.75	.....	5.30	28.90	.....	5.05	28.95	.....	5.10	29.25	.....	5.15
6.50–20	6	29.05	30.45	5.35	29.15	30.55	5.40	30.75	32.15	5.60	28.90	30.30	5.35	28.95	30.35	5.40	29.25	30.65	5.45
6.50–20/32 x 6	8	36.35	38.05	5.35	36.45	38.15	5.40	38.05	39.75	5.60	36.20	37.90	5.35	36.25	37.95	5.40	36.55	38.25	5.45
7.00–15 (15" special)	6	28.50	29.85	4.75	28.60	29.95	4.80	30.30	31.55	5.00	28.35	29.70	4.75	28.40	29.75	4.80	28.70	30.05	4.85
7.00–15 (15" special)	8	31.45	.....	4.75	31.55	.....	4.80	34.15	.....	5.00	31.30	.....	4.75	31.35	.....	4.80	31.65	.....	4.85
7.00–16	6	30.05	31.55	4.90	30.15	31.65	4.95	31.75	33.25	5.15	29.90	31.40	4.90	29.95	31.45	4.95	30.25	31.75	5.00
7.00–16	8	32.95	.....	4.90	33.05	.....	4.95	34.65	.....	5.15	32.80	.....	4.90	32.85	.....	4.95	33.15	.....	5.00
7.00–17	6	34.00	35.60	5.00	34.10	35.70	5.05	35.70	37.30	5.25	33.85	35.45	5.00	33.90	35.50	5.05	34.20	35.80	5.10
7.00–17	8	36.60	38.35	5.00	36.70	38.45	5.05	38.30	40.05	5.25	36.45	38.20	5.00	36.50	38.25	5.05	36.80	38.55	5.10
7.00–18	8	36.85	.....	5.25	36.95	.....	5.30	38.55	.....	5.50	36.70	.....	5.25	36.75	.....	5.30	37.05	.....	5.35
7.00–20	8	37.45	39.30	6.55	37.55	39.40	6.60	39.15	41.00	6.80	37.30	39.15	6.55	37.35	39.20	6.60	37.65	39.50	6.65
7.00–20/32" x 6	10	48.55	50.85	6.55	48.65	50.95	6.60	50.25	52.55	6.80	48.40	50.70	6.55	48.45	50.75	6.60	48.75	51.05	6.65
7.00–20/32 x 6	12	55.95	59.15	6.55	56.05	59.25	6.60	57.65	60.85	6.80	55.80	59.00	6.55	55.85	59.05	6.60	56.15	59.35	6.65
7.00–24	8	.....	48.35	7.05	.....	48.45	7.10	.....	50.05	7.30	.....	48.20	7.05	.....	48.25	7.10	.....	48.55	7.15
7.00–24/36 x 6	10	56.15	.....	7.05	56.25	.....	7.10	57.85	.....	7.30	56.00	.....	7.05	56.05	.....	7.10	56.35	.....	7.15
7.50–15	6	35.05	.....	7.00	35.15	.....	7.05	36.75	.....	7.25	34.90	.....	7.00	34.95	.....	7.05	35.25	.....	7.10
7.50–15	8	38.35	.....	7.00	38.45	.....	7.05	40.05	.....	7.25	38.20	.....	7.00	38.25	.....	7.05	38.55	.....	7.10
7.50–15	10	56.40	.....	7.00	56.50	.....	7.05	58.10	.....	7.25	56.25	.....	7.00	56.30	.....	7.05	56.60	.....	7.10
7.50–16	6	37.30	39.05	7.20	37.40	39.15	7.25	39.00	40.75	7.45	37.15	38.90	7.20	37.20	38.95	7.25	37.50	39.25	7.30
7.50–16	8	40.95	42.95	7.20	41.05	43.05	7.25	42.65	44.65	7.45	40.80	42.80	7.20	40.85	42.85	7.25	41.15	43.15	7.30
7.50–17	8	44.35	46.50	6.00	44.45	46.60	6.05	46.05	48.20	6.25	44.20	46.35	6.00	44.25	46.40	6.05	44.55	46.70	6.10
7.50–18	8	47.30	49.75	8.70	47.40	49.85	8.75	49.00	51.45	8.95	47.15	49.60	8.70	47.20	49.65	8.75	47.50	49.95	8.80
7.50–18/32 x 7	10	63.15	.....	8.70	63.25	.....	8.75	64.85	.....	8.95	63.00	.....	8.70	63.05	.....	8.75	63.35	.....	8.80
7.50–20	8	48.65	51.05	9.15	48.75	51.15	9.20	50.35	52.75	9.40	48.50	50.90	9.15	48.55	50.95	9.20	48.85	51.25	9.25
7.50–20/34 x 7	10	64.45	67.50	9.15	64.55	67.60	9.20	66.15	69.20	9.40	64.30	67.35	9.15	64.35	67.40	9.20	64.65	67.70	9.25
7.50–20/34 x 7	12	73.90	.....	9.15	74.00	.....	9.20	75.60	.....	9.40	73.75	.....	9.15	73.80	.....	9.20	74.10	.....	9.25
7.50–24	8	54.65	57.30	9.85	54.75	57.40	9.90	56.35	59.00	10.10	54.50	57.15	9.85	54.55	57.20	9.90	54.85	57.50	9.95
7.50–24/38 x 7	10	72.15	.....	9.85	72.25	.....	9.90	73.85	.....	10.10	72.00	.....	9.85	72.05	.....	9.90	72.35	.....	9.95
7.50–24	12	81.20	.....	9.85	81.30	.....	9.90	82.90	.....	10.10	81.05	.....	9.85	81.10	.....	9.90	81.40	.....	9.95
8.25–15	10	69.55	.....	10.10	69.65	.....	10.15	71.25	.....	10.35	69.40	.....	10.10	69.45	.....	10.15	69.75	.....	10.20
8.25–15	12	80.05	.....	10.10	80.15	.....	10.15	81.75	.....	10.35	79.90	.....	10.10	79.95	.....	10.15	80.25	.....	10.20
8.25–15	14	91.90	.....	10.10	92.00	.....	10.15	92.60	.....	10.35	91.75	.....	10.10	91.80	.....	10.15	92.10	.....	10.20
8.25–18	10	66.80	70.25	10.25	66.90	70.35	10.30	68.50	71.95	10.50	66.65

SCHEDULE II—Continued

Tire [1] and tube [1] size	Ply	First Judicial Division [2]			Cordova, Kodiak, Valdez, Seward			Nome and other West Coast Towns [3]			Anchorage			Palmer and points on railroad south of Curry			Fairbanks, Curry and points on railroad north of Curry		
		Truck and bus [4]	Mud and snow [5]	Tube	Truck and bus [4]	Mud and snow [5]	Tube	Truck and bus [4]	Mud and snow [5]	Tube	Truck and bus [4]	Mud and snow [5]	Tube	Truck and bus [4]	Mud and snow [5]	Tube	Truck and bus [4]	Mud and snow [5]	Tube
9.00–20	10	$81.80	$85.75	$12.00	$81.90	$85.85	$12.05	$83.50	$87.45	$12.25	$81.65	$85.60	$12.00	$81.70	$85.65	$12.05	$82.00	$85.95	$12.10
9.00–20/36 x 8	12	95.55	100.15	12.00	95.65	100.25	12.05	97.25	101.85	12.25	93.40	100.00	12.00	93.45	100.05	12.05	95.75	100.35	12.10
9.00–20/36 x 8	14	105.00		12.00	105.10		12.05	106.70		12.25	104.85		12.00	104.90		12.05	105.20		12.10
9.00–22	10	85.80		12.50	85.90		12.55	87.50		12.75	85.65		12.50	85.70		12.55	86.00		12.60
9.00–24	10	89.20	93.45	13.10	89.30	93.55	13.15	90.90	95.15	13.35	89.05	93.30	13.10	89.10	93.35	13.15	89.40	93.65	13.20
9.00–24/40 x 8	12	102.65	106.90	13.10	102.75	107.00	13.15	103.75	108.60	13.35	101.90	106.75	13.10	101.95	106.80	13.15	102.25	107.10	13.20
9.00–24/40 x 8	14	112.35		13.10	112.45		13.15	114.05		13.35	112.20		13.10	112.25		13.15	112.55		13.20
10.00–15	10	95.50		12.40	95.60		12.50	97.95		12.90	99.30		12.90	99.55		13.10	101.55		13.30
10.00–15	12	98.35		12.40	98.45		12.50	100.80		12.90	102.15		12.90	102.40		13.10	104.40		13.30
10.00–15	14	104.20		12.40	104.30		12.50	106.65		12.90	108.00		12.90	108.25		13.10	110.25		13.30
10.00–18	10	86.25	90.35	12.75	86.35	90.45	12.85	88.70	92.80	13.25	90.05	94.15	13.25	90.30	94.40	13.45	92.30	96.40	13.65
10.00–18	12	101.10	106.05	12.75	101.20	106.15	12.85	103.55	108.50	13.25	104.90	109.85	13.25	105.15	110.10	13.45	107.15	112.10	13.65
10.00–18	12	103.80	108.95	13.10	103.90	109.05	13.20	106.25	111.40	13.60	107.60	112.75	13.60	107.85	113.00	13.80	109.85	115.00	14.00
10.00–20	12	124.65	130.55	13.10	124.75	130.65	13.20	127.10	133.00	13.60	128.45	134.35	13.60	128.70	134.60	13.80	130.70	136.60	14.00
10.00–20/38 x 9	14	109.30	114.70	13.45	109.40	114.80	13.55	111.75	117.15	13.95	113.10	118.50	13.95	113.35	118.75	14.15	115.35	120.75	14.35
10.00–22	12	109.30		13.45	109.40		13.55	132.95		13.95	134.30		13.95	134.55		14.15	136.55		14.35
10.00–22	14	130.50		13.45	130.60		13.55	114.75	120.25	14.40	116.10	121.60	14.40	116.35	121.85	14.60	118.35	123.85	14.80
10.00–24	12	112.30	117.80	13.90	112.40	117.90	14.00	117.20		14.40	118.55		14.40	118.80		14.60	120.80		14.80
10.00–24/42 x 9	14	114.75		13.90	114.85		14.00	109.90	115.35	14.70	111.25	116.70	14.70	111.50	116.95	14.90	113.50	118.95	15.10
11.00–18	10	107.45	112.90	14.20	107.55	113.00	14.30	124.40	130.40	15.95	125.75	131.75	15.95	126.00	132.00	16.15	128.00	134.00	16.35
11.00–20	12	121.95	127.95	15.45	122.05	128.05	15.55	149.20	155.95	15.95	150.55	157.30	15.95	150.80	157.55	16.15	152.80	159.55	16.35
11.00–20	14	146.75	153.50	15.45	146.85	153.60	15.55	131.40	137.80	17.05	132.75	139.15	17.05	133.00	139.40	17.25	135.00	141.40	17.45
11.00–22	12	128.95	135.35	16.55	129.05	135.45	16.65	152.85		17.05	154.20		17.05	154.45		17.25	156.45		17.45
11.00–22	14	150.40		16.55	150.50		16.65	136.40	142.45	18.80	137.75	143.80	18.80	138.00	144.05	19.00	140.00	146.05	19.20
11.00–24	12	133.95	140.00	18.30	134.05	140.10	18.40	156.45		18.80	157.80		18.80	158.05		19.00	160.05		19.20
11.00–24	14	154.00		18.30	154.10		18.40			21.00		125.05	21.00		125.30	21.20		127.30	21.40
12.00–20	10		121.25	20.50		121.35	20.60		123.70	21.00		123.80	21.00		124.05	21.20		126.05	21.40
12.00–20	14	159.60	167.30	20.50	159.70	167.40	20.60	162.05	169.75	21.00	163.40	171.10	21.00	163.65	171.35	21.20	165.65	173.35	21.40
12.00–20/40 x 10	16	184.70	192.20	20.50	184.80	192.30	20.60	187.15	194.65	21.00	188.50	196.00	21.00	188.75	196.25	21.20	190.75	198.25	21.40
12.00–22	14	165.60		22.10	165.70		22.20	168.05		22.60	169.40		22.60	169.65		22.80	171.65		23.00
12.00–24	14	170.75	178.75	22.80	170.85	178.85	22.90	173.20	181.20	23.30	174.55	182.55	23.30	174.80	182.80	23.50	176.80	184.80	23.70
12.00–24/44 x 10	16	198.20		22.80	198.30		22.90	200.65		23.30	202.00		23.30	202.25		23.50	204.25		23.70
13.00–20	16	220.45		27.00	220.55		27.10	222.90		27.50	224.25		27.50	224.50		27.70	226.50		27.90
13.00–24	16	240.70	252.65	30.00	240.80	252.75	30.10	243.15	255.10	30.50	244.50	256.45	30.50	244.75	256.70	30.70	246.75	258.70	30.90
14.00–20	16	242.85	254.90	31.30	242.95	255.00	31.40	245.30	257.35	31.80	246.65	258.70	31.80	246.90	258.95	32.00	248.90	260.95	32.20
14.00–20	18	267.00	280.00	31.30	267.10	280.10	31.40	269.45	282.45	31.80	270.80	283.80	31.80	271.05	284.05	32.00	273.05	286.05	32.20
14.00–20	16	257.60	275.40	35.55	257.70	275.50	35.65	260.05	277.85	36.05	261.40	279.20	36.05	261.65	279.45	36.25	263.65	281.45	36.45
14.00–24	18	283.05	297.15	35.55	283.15	297.25	35.65	285.50	299.60	36.05	286.85	300.95	36.05	287.10	301.20	36.25	289.10	303.20	36.45

[1] Tires with a single size marking must take the price of that single size if listed. If not listed, they take the ceiling price of the combination size in which that single size appears.

[2] The maximum price of a combination size tube shall be the same as the maximum price of that size in the combination which has the highest maximum price as an individual size.

[3] First Judicial Division includes all that part of the Territory of Alaska lying east of the one hundred and forty-first meridian of west longitude.

[4] "Other west coast towns" means all places along the coast of Alaska and the Alaska Peninsula extending from Kotzebue Sound to Bristol Bay which are accessible by seagoing vessels or lighters, including Kotzebue and Bethel.

[5] Any combination size not specifically listed, but included in this combination size shall take the maximum prices shown for this combination.

[6] The maximum price of a rayon truck tire shall be 105% of the maximum price of a cotton truck tire of the same type, size and ply.

[Schedules I and II amended by Am. 5, 10 F.R. 9467, effective 8-2-45]

SEC. 43. *Maximum prices for bituminous coal produced in Alaska*—(a) *What this section does.* This section fixes dollars-and-cents ceiling prices for sales by producers and dealers of bituminous coal produced in Alaska. It also fixes maximum prices for specified services rendered by dealers in connection with the sale or handling of bituminous coal.

(b) *Records, invoices and reports.* Notwithstanding the provisions of section 9 (a) and (c) of this regulation, persons selling bituminous coal produced in Alaska shall keep, and make available for inspection by the Office of Price Administration, the following records for as long as this regulation is in effect or for as long as the Emergency Price Control Act of 1942, as amended, shall permit, whichever period is the longer:

(1) *Loading records.* Each producer shall keep for each day and for each mine (including any plant preparing his coal or any loading facility) a record of the actual sizes in inches or fractions thereof, loaded at each such mine, preparation plant or loading facility into each railroad car with car number; loaded at the tipple or mine storage facilities into locomotive tenders; conveyed directly from the mine to consumers; and loaded into trucks, wagons or sleds.

(2) (i) *Invoices.* Each producer shall within 45 days after date of shipment give to his purchaser an invoice, and shall keep an exact copy thereof, showing all of the following information and data:

The invoice shall state the date of shipments; the name and address of the seller, of the buyer and of the consignee, if known; the destination; the name of the mine, or the trade name of the coals; the tonnage (or other unit of weight or measurement used by the seller) shipped from each mine of each size (state in inches or fractions of inches); if loaded into a railroad car, the number of the car; if loaded into a truck for delivery to the consumer, the owner of the truck; the per net ton charged f. o. b. the mine; preparation plant or rail siding (state the applicable point).

(ii) Each dealer shall, either at the time of, or within thirty days after the date of a sale or delivery of bituminous coal governed by this regulation, give to his purchaser an invoice, sales slip or receipt, and shall keep an exact copy thereof, showing the following information:

The name and address of the seller and the purchaser; the kind, size, and quantity of bituminous coals sold, the date of the sale or delivery and the price charged. In addition, he shall separately state on each invoice, sales slip or receipt, the amount, if any, of the authorized service and delivery charges which may be added to the established maximum prices.

(3) *Reports.* Every producer operating any mine shall for such mine, regardless of its daily average capacity file with the Office of Price Administration, Juneau, Alaska, OPA Form No. 653:499—Report of Operating Data Bituminous Coal Mines, for each of the months October, 1944 to April, 1945, inclusive, not later than June 1, 1945. Every producer for each such mine shall also file the report on OPA Form No. 653:499 for the month of May, 1945, and for each month thereafter within thirty days after the close of the month for which the form is filed.

(c) *Adjustment of maximum producers' prices.* The Alaska Director of the Office of Price Administration may by order grant an adjustment of maximum prices to any producer who shows to the satisfaction of the Director that the sale of its mine's entire production at the maximum prices would return a realization less than the mine's representative costs of production. In applications filed pursuant to this section, or section 4 of this regulation, the applicant should submit and the Office of Price Administration will consider all relevant cost and realization data. The Office of Price Administration may require full data on costs, sales, profits, analyses of coal, and other relevant factors.

(d) *Provision for pricing coal for which specific maximum prices not established.* Prior to the sale of bituminous coal produced in Alaska for which specific maximum prices have not been established by this section, the producer thereof shall file with the Alaska Director of the Office of Price Administration an application for specific maximum prices. The producer shall state the name and location of the nearest mine similarly operated in the same area for which maximum prices are established by this section. For thirty days after filing the application, such coals shall be sold at temporary prices no higher than the specific maximum prices established by this section for the coals which are produced at the nearest mine similarly operated in the same area. After thirty days from the filing of the application if no prior action has been taken by the Alaska Director, the prices as requested in the application shall be the maximum prices for such coals.

(e) *Definitions.* When used in this section the term:

(1) "Bituminous coal" means bituminous coal as used in the Bituminous Coal Act of 1937, as amended, in effect as of midnight, August 23, 1943, and includes all bituminous, semi-bituminous and sub-bituminous coal. It does not include lignite, which is defined as a lignite coal having calorific value in British thermal units of less than seven thousand six hundred per pound and having a natural moisture content in place in the mine of 30 per centum or more.

(2) "Producer" means (i) a person engaged in the business of mining bituminous coal or preparing bituminous coal at a preparation plant which is an adjunct of any mine, and (ii) any person acting as an agent of a producer in the sale of bituminous coal.

(3) "Dealer" means any person, other than a producer, who sells bituminous coal produced in Alaska.

(4) "Underground mine" means a mine that takes its coal entirely from underground seams from which the overburden is not removed and does not include a mine taking any coal from the ground by the stripping method.

(5) "Strip mine" means a mine producing coal by the stripping method and taking its entire production from the ground after removing all overburden.

(f) Schedule I: Maximum prices per ton of 2,000 pounds for sales by producers in Healy River field:

Producer	Mine name	Grades and sizes	All lump and double-screened coal	Mine run, resultants, and slack, chip size larger than ¾ in.
			F. o. b. mine, preparation plant or nearest rail facilities	F. o. b. mine, preparation plant or nearest rail facilities
Healy River Coal Corp.	Suntrana	All lump and double-screened coals	$5.75	$4.75
Sandford & Usibelli	Sandford & Usibelli	Mine run, resultants, and slack top size larger than ¾ in.	5.40	4.40
Parris & Reed	Parris		5.40	4.40

(g) Schedule II: Maximum prices per ton of 2,000 pounds for sales by dealers of coal produced in Healy River field:

Grades and sizes	Delivered to buyer's bin or storage space in Fairbanks			
	For coals produced at Suntrana mine		For coals produced at Sandford & Usibelli and Parris mines	
	For sales of less than 1 ton	For sales of 1 ton or more	For sales of less than 1 ton	For sales of 1 ton or more
All lump and double-screened coals	$14.25	$12.25	$13.00	$11.00
Mine run, resultants, and slack top size larger than ¾ in.	13.00	11.00	12.65	10.65

NOTE 1. For coal sold in 90 pound bags or larger, the dealer may add to the applicable prices established above a bagging charge of 15 cents, and a deposit charge of 15 cents, per bag. The amount of deposit shall be refunded when the bag is returned in substantially the same condition in which it was delivered to the buyer.

NOTE 2. The dealer may make an additional charge of 50 cents per ton for trimming and storing the coal in the buyer's bin or storage space (in trade usage called "mucking").

NOTE 3. For deliveries of loose or bagged coal made beyond the corporate limits of Fairbanks, the dealer may make an additional charge of 20 cents per mile, said mileage to be calculated from the corporate limits to the point of delivery, including the return trip.

NOTE 4. Any charge permitted under Notes 1, 2 and 3, if added, must be stated separately from all other charges on the invoice.

(h) Schedule III: Maximum prices per ton of 2,000 pounds for sales by producers in Matanuska field:

Producer	Mine name	Movement	All lump and double-screened coal	Straight mine run	Slack top size ¼" and larger
			F. o. b. mine, preparation plant or nearest rail facilities	F. o. b. rail siding anchorage	F. o. b. mine, preparation plant or nearest rail facilities	F. o. b. rail siding anchorage	F. o. b. mine, preparation plant or nearest rail facilities	F. o. b. rail siding anchorage
Evan Jones Coal Co.	Jonesville	Rail	$8.75	$10.80	$7.75	$9.80	$6.75	$8.80
Buffalo Mining Co.	Buffalo-Moose Creek	Rail	8.95	10.94	8.35	10.54	7.15	9.34
Buffalo Mining Co.	Buffalo-Moose Creek	Truck	7.08		7.55		6.15	

Grades and sizes	Delivered to buyer's bin or storage space in Anchorage			
	For coals produced at Jonesville mine		For coals produced at Buffalo-Moose Creek mine	
	For sales of less than 1 ton	For sales of 1 ton or more	For sales of less than 1 ton	For sales of 1 ton or more
All lump and double-screened coals	$16.05	$14.05	$16.10	$14.10
Straight mine run	14.75	12.75	15.40	13.40
Slack top size ¼" and larger	13.75	11.75	14.00	12.00

NOTE 1. For coal sold in 90 pound bags or larger, the dealer may add to the applicable prices established above a bagging charge of 15 cents and a deposit charge of 10 cents, per bag. The amount of deposit shall be refunded when the bag is returned in substantially the same condition in which it was delivered to the buyer.

NOTE 2. The dealer may make an additional charge of 50 cents per ton for trimming and storing the coal in the buyer's bin or storage space (in trade usage called "mucking").

NOTE 3. For deliveries of loose or bagged coal made beyond the corporate limits of Anchorage, the dealer may make an additional charge of 20 cents per mile, said mileage to be calculated from the corporate limits to the point of delivery, including the return trip.

NOTE 4. Any charge permitted under Notes 1, 2 and 3, if added, must be stated separately from all other charges on the invoice.

SEC. 44. *Bread sold in certain areas.* (a) In the following areas the maximum prices for sales of bread shall be as follows:

(1) In Kodiak.

	Sales at wholesale	Sales at retail
Net weight per loaf:	*Cents*	*Cents*
1 pound	15	20
2 pounds	30	(2 for 35) 35

[Sec. 44 added by Am. 8, 11 F.R. 1933, effective 3-2-46. Former Sec. 44 added by Am. 2, 10 F.R. 7794, effective 6-28-45; revoked by Am. 4, 19 F.R. 8936, effective 7-28-45]

SEC. 45. *Coca-Cola (bottled) sold in certain areas.* (a) In the following areas the maximum prices for bottled Coca-Cola shall be as follows:

(1) *In Kodiak.*

	Per bottle (cents)
For all sales at retail by any person	10

NOTE: A deposit not to exceed 5 cents per bottle may be charged, the deposit to be refunded in full upon return of the undamaged bottle.

[Sec. 45 added by Am. 8]

SEC. 46. *Maximum prices for used 1945, 1946 and subsequent model year passenger automobiles*—(a) *Definition of used passenger automobile.* "Used passenger automobile" (called "used car" in this section) means any passenger automobile having a seating capacity of less than eleven persons which has been used for any purpose and the chassis or body of such an automobile, except that a 1945 or later model year automobile which is a demonstrator, dealer company owned, or dealer executive car shall not be considered a used car subject to this regulation. This definition includes, among others, used taxicabs and station wagons having a seating capacity of less than eleven persons.

(b) *Method for determining maximum prices.* The maximum price for a used 1945, 1946 and subsequent model year used car shall be the retail price paid for such car when new, not to exceed the maximum price under Maximum Price Regulation 594.

(c) *Certification of selling prices to local Price Control Boards and to purchasers.* When a used car covered by this section is sold, the seller shall furnish to his local Price Control Board not later than five days from the date of sale the original of the following certification and a copy of the following Certificate of Transfer, and shall furnish to the purchaser at the time of sale a copy of such certification and such Certificate of Transfer:

(1) *Certification.* The certification which the seller must furnish to his Price Control Board and to the purchaser shall be a statement addressed both to the Board and the purchaser and signed by the seller containing the following:

I hereby certify that the price of $_____
charged _____
Name of purchaser
_____
Full address
For _____ _____
(Make) (Model)
used car of _____
model year bearing motor number _____
and/or serial number _____ does not exceed the lower of (a) the retail price paid for such used car when sold new or (b) its maximum price under Maximum Price Regulation 594.

_____
Signature of seller or authorized representative
_____
Address of seller

(2) *Certificate of Transfer.* There shall be attached to each certificate required by subparagraph (1) a copy of the Certificate of Transfer covering the sale under Maximum Price Regulation 594 of the used car when new which was furnished to the Price Control Board and the purchaser at retail of the used car when new.

[Sec. 46 added by Am. 12, effective 6-15-46]

This Revised Maximum Price Regulation 288 shall become effective May 28, 1945. [RMPR 288 originally issued May 23, 1945]

[Effective dates of amendments are shown in notes following the parts affected]

NOTE: All reporting and record keeping requirements of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 10th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9781; Filed, June 10, 1946; 11:52 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[MPR 329,[1] Amdt. 21]

PURCHASES OF MILK FROM PRODUCERS FOR RESALE AS FLUID MILK

A statement of considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 329 is amended in the following respects:

1. Paragraphs (b), (c), (d) (e) and (f) of § 1351.402 are redesignated paragraphs (d), (e), (f), (g), (h), and (i), respectively; and subparagraph (1) of § 1351.402 (a) is redesignated new paragraph (c).

2. Section 1351.402 (a) not including subparagraph (1), which has been redesignated paragraph (c), is amended to read as follows:

(a) The maximum price for each grade of "milk" shall be the highest price each purchaser of "milk" from a producer paid that producer for "milk" of the same grade received during January 1943 or the maximum price subsequently established for such purchaser from such producer in accordance with the provisions of this regulation plus the following applicable sum:

(1) 40¢ per hundredweight if maximum prices for "milk" are now established on a hundredweight basis, or;

(2) 10.5¢ per pound of butterfat if maximum prices for "milk" are now established on a price per pound of butterfat basis, or;

(3) 4¢ per gallon if maximum prices for "milk" are now established on a gallonage basis.

3. A new paragraph (b) is added to § 1351.402 to read as follows:

(b) The increases set forth in subparagraphs (1), (2) and (3) of § 1351.402 (a) above shall not apply to any of the following:

(1) Any purchaser of "milk" from a producer whose minimum price for "milk" is fixed by an applicable order, agreement or license issued pursuant to the Agricultural Marketing Agreement Act of 1937, as amended. Maximum prices for such purchaser shall be the highest price each such purchaser of "milk" from a producer paid that producer for "milk" of the same grade received during January 1943, plus the amount by which the minimum producers' prices for such "milk" has been increased over January 1943 by an applicable order, agreement or license issued pursuant to the Agricultural Marketing Agreement Act of 1937, as amended.

(2) Any purchaser of "milk" whose maximum price for such milk to a producer is fixed by an applicable order of a regional office of the Office of Price Administration in relation to the minimum producers' price fixed by an applicable order, agreement, or license issued under the Agricultural Marketing Agreement Act of 1937 as amended.

(3) Any purchaser of "milk" in those areas of the State of Arizona where the maximum price such purchaser may pay a producer for such "milk" was fixed by Order No. G-39 under Maximum Price Regulation 329 issued by the San Francisco Regional Office, Region VIII, of the Office of Price Administration. The maximum price which a purchaser whose prices were so fixed may pay to a producer for "milk" shall be the highest price such purchaser was permitted to pay to such producer pursuant to the above-mentioned order on and after March 8, 1946.

(4) Any person in the State of New Mexico who purchases "milk" from a producer. The maximum price which a purchaser in the State of New Mexico may pay to a producer for "milk" shall be the highest price such purchaser was permitted to pay such producer for "milk" on January 1, 1946, pursuant to

[1] 8 F.R. 2038, 2874, 3252, 3621, 4726, 5933, 5907, 6737, 8063, 9884, 10731, 13721, 15704, 16296; 9 F.R. 611, 2007, 7852, 9667.

Amendment 3 to Revised Order No. G-2 under Maximum Price Regulation 329 issued by the Denver Regional Office, Region VII, of the Office of Price Administration.

(5) Any purchaser of "milk" in those areas of the State of Washington where the maximum price such purchasers may pay for such "milk" was fixed by Order No. G-38 under Maximum Price Regulation 329, issued by the San Francisco Regional Office, Region VIII, of the Office of Price Administration. The maximum prices which a purchaser whose prices were so fixed may pay to a producer for "milk" shall be that purchaser's maximum prices for such "milk" in effect immediately prior to the issuance of this amendment, plus 5.25¢ per pound of butterfat.

(6) Any purchaser of "milk" in those areas of the States of Oregon and Washington where the maximum price such purchaser may pay a producer for such "milk" was fixed by Order No. G-40 under Maximum Price Regulation 329 issued by the San Francisco Regional Office, Region VIII of the Office of Price Administration. The maximum price which a purchaser whose prices were so fixed may pay to a producer for "milk" shall be that purchaser's maximum price for such "milk" in effect immediately prior to the issuance of this amendment, plus 5.25¢ per pound of butterfat.

(7) Any purchaser of "milk" in those areas of the State of Texas where the maximum prices such purchaser may pay a producer for such "milk" were fixed by Order No. G-5 under Maximum Price Regulation 329 issued by the Dallas Regional Office, Region V of the Office of Price Administration. The maximum price which a purchaser whose prices were so fixed may pay to a producer for such "milk" shall be that purchaser's maximum prices in effect immediately prior to the issuance of this amendment plus 20¢ per hundred weight.

(8) Any purchaser of "milk" in the Memphis, Tennessee area, where the maximum prices such purchaser may pay a producer for such "milk" were established pursuant to Amendment 5 to Order No. G-21 under Maximum Price Regulation 329, issued by the Atlanta Regional Office, Region No. IV of the Office of Price Administration. The maximum price which a purchaser whose prices were so fixed may pay to a producer for such "milk" shall be the maximum prices in effect immediately prior to the issuance of this amendment plus the following applicable amount:

(i) 20¢ per hundredweight if the purchasers' maximum prices for such "milk" have been established on a hundred weight basis; or

(ii) 2¢ per gallon if the purchasers' maximum prices for such "milk" have been established on a gallonage basis.

This amendment shall become effective June 7, 1946.

Issued this 7th day of June 1946.

PAUL A. PORTER,
Administrator.

Approved: June 6, 1946.

N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 46-9713; Filed, June 7, 1946; 4:06 p. m.]

PART 1390—MACHINERY AND TRANSPORTATION EQUIPMENT

[MPR 581, Amdt. 5]

INDUSTRIAL SERVICES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 581 is amended in the following respects:

1. Section 4 is amended by adding a new subparagraph (e) to read as follows:

(e) The maximum prices established under subparagraphs (a) to (c), inclusive, for services performed on cutting tools, (as defined in section 17 (k)), shall be increased by 17.3%.

2. Section 6 is amended by adding a new subparagraph (h) to read as follows:

(h) The maximum price or rate for services performed on cutting tools, (as defined in section 17 (k)), determined in accordance with the above provisions, shall be increased by 17.3%.

3. Section 17 is amended by adding a new subparagraph (k) to read as follows:

(k) For the purposes of this regulation, the term "cutting tools" shall include hand or power: cutting tools; attachments and accessories for machinery and machine tools, including vises used as machine attachments; manually operated tools for the cutting, forming and punching of metals; pipe and tube tools, manually operated, including beading, belling, bending, cleaning, cutting, expanding and flaring and wrenches for operating; pipe vises either hinge or chain; and ground steel stock. The phrase shall not include buffing and polishing wheels.

This amendment shall become effective June 10, 1946.

Issued this 10th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9789; Filed, June 10, 1946; 11:46 a. m.]

PART 1389—APPAREL

[RMPR 330,[1] Amdt. 7]

RETAILERS' AND WHOLESALERS' PRICES FOR WOMEN'S, GIRLS', CHILDREN'S AND TODDLERS' OUTERWEAR GARMENTS

A statement of the considerations involved in the issuance of this amendment issued simultaneously herewith has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 330 is amended in the following respects:

1. Section 11 (a) (4) is revoked.

2. Section 14 is amended by deleting the word "and" preceding paragraph (c), by changing the period following the phrase "section 5 (d)" to a semi-colon and by adding thereafter the following: "and (d) all applications for adjustment filed pursuant to section 16 (b)."

3. Section 16 is added to read as follows:

SEC. 16. *Special provision governing pricing of certain price-maintained merchandise.* Where a manufacturer for a period immediately prior to February 18, 1943 had a policy of maintaining uniform prices for one or more cost lines of his branded merchandise, and uniform prices for that branded merchandise were actually maintained, the Office of Price Administration may by order permit a retailer, who, although he handled a particular cost line prior to February 18, 1943, is precluded under the pricing rules of Section 4, from handling the cost line at the required maintained price, to carry the particular cost line at such maintained price.

(a) *What manufacturers must do.* If you are a manufacturer who for a period immediately prior to February 18, 1943, had a policy of maintaining uniform prices for your branded merchandise you may register with the Office of Price Administration, and upon receipt of an acceptance of your registration you may supply a copy of the acceptance to any retailer who handled the registered lines prior to February 18, 1943.

(1) *What information the registration must contain.* Two copies of each application must be filed with the Distribution Price Branch, Consumer Goods Division, Washington 25, D. C., containing the following information:

(i) Your business name and address.

(ii) A complete list of the price lines which you price-maintained or fair-traded for a period immediately prior to February 18, 1943, including:

(*a*) Brand name identifying article.

(*b*) Price lines and category of each.

(*c*) Your ceiling prices for each line.

(*d*) Maintained retail prices for each price line set forth in (*b*), (and if more than one price was used based on zones, particularly describe the geographic area as to which each price applied).

(*e*) Identification of the regulation and the section in that regulation or the identification of the order issued by the Office of Price Administration under which your ceiling prices set forth pursuant to (*c*) were established.

(*f*) Your invoice price and terms to various classes of retailers.

(iii) Evidence to show that you required retail price maintenance, such as national advertising, catalogs sent to retailers, advertising mats furnished retailers, copies of letters enforcing retail price maintenance, etc. Some evidence must be produced as to each cost line for which registration is sought.

(2) *Acceptance of registration.* The Office of Price Administration may by letter accept the registration in whole or in part, or deny registration. The letter of acceptance will specify the price lines, category, the reselling prices, and the zones, if any.

(b) *What retailers are affected and what they may do.* If you are a retailer who handled a particular cost line of a manufacturer who required price-maintenance for a period immediately prior to February 18, 1943, and you are now precluded under the pricing rules from

[1] 9 F.R. 11350; 10 F.R. 331, 9960; 11 F.R. 997, 2985, 4035.

handling the particular line at the required maintained price, you may apply to your District Office for permission to adjust your ceiling price as to that particular cost line of that manufacturer if he has registered pursuant to paragraph (a), and the Office of Price Administration may by order permit you to do so:

(i) *Application.* (i) You apply to your District Office in writing setting forth the name of the manufacturer whose price maintained lines you are now unable to carry, and the category number and the manufacturer's price lines in each for which you require an adjustment; and

(ii) You must submit a copy of the "acceptance of registration" issued to the manufacturer by the national office pursuant to paragraph (a); and

(iii) Your application must be accompanied by evidence that prior to February 18, 1943, you handled the specified manufacturer's price lines for which you now seek adjustment. Such evidence may consist of advertisements, invoices, or any other records which you may have. However, no adjustment will be permitted unless such proof is available as to each price line for which adjustment is requested.

(2) *Order and effect thereof.* If you meet the qualifications of this paragraph, the District Office will issue to you an order specifying the category, cost line, manufacturer's name and resale price for each cost line on which you are entitled to an adjustment. You may thereafter sell a garment in that category and cost line supplied by that manufacturer at the specified price even though it exceeds the price to which you otherwise would be entitled under this regulation. You must attach your copy of the order issued under this paragraph to your Revised Maximum Price Regulation 330 chart.

This amendment shall become effective June 15, 1946.

NOTE: The reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 10th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9782; Filed, June 10, 1946; 11:45 a. m.]

PART 1367—FERTILIZERS

[RMPR 386, Amdt. 1]

AGRICULTURAL LIMING MATERIALS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 386 is amended in the following respects:

1. Paragraph (b) of section 8 is amended to read as follows:

(b) *Applications for adjustment.* The Price Administrator may adjust the maximum price established by this regulation for any producer of agricultural liming material who shows in an application for adjustment (1) that there exists a shortage of supply; (2) that his maximum price will not permit him to continue his production of agricultural liming material without subjecting him to substantial hardship; and (3) that the loss of the producer's production would force purchasers to resort to higher priced sources of supply; *Provided*, That in no instance may the average base period [see section 9 (f)] f. o. b. plant price per ton be increased by an amount in excess of the difference between the production cost per ton during the base period computed in accordance with the provisions of Rule 3 (i), below, and the similarly computed production cost per ton for the most recent calendar 3-month period which may be adjusted to include approved wage and fuel cost increases not reflected in the production cost figures for this 3-month period. Such an application for adjustment must show the detailed figures upon which the computation is based.

A new producer who has adopted the maximum price of his most closely competitive seller and reported it in accordance with the provisions of section 13 of this regulation, and who has not been in production for a full 12-month period, may apply to the Office of Price Administration, Washington, D. C., and the Price Administrator may adjust his maximum price to reflect any price increase which has been granted in the interim to that competitive seller whose maximum price was adopted as his own: *Provided*, That his fuel and approved wage costs are comparable to those of his most closely competitive seller.

2. Rule 5 of section 10 is amended to read as follows:

RULE 5. *Maximum prices for sales at stockpiles or railroad sidings.* Where the producer establishes a stockpile at a place other than in the vicinity of his plant, or ships from a railroad siding not in the vicinity of his plant, he may add to the maximum price as otherwise determined hereunder, an amount equal to the actual cost to him of handling and transporting the material from his plant to the stockpile or railroad siding.

This amendment shall become effective June 15, 1946.

NOTE: All record keeping and reporting requirements of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 10th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9785; Filed, June 10, 1946; 11:47 a. m.]

PART 1415—PROTECTIVE COVERINGS

[RMPR 180, Amdt. 3]

COLOR PIGMENTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation No. 180 is amended in the following respects:

1. Section 12 is redesignated as section 13.

2. A new section 12 is added to read as follows:

SEC. 12. *Modification of maximum prices.* (a) The manufacturers' maximum prices established pursuant to Section 11 of Maximum Price Regulation No. 180 for lead chrome pigments may be modified by use of the following formula:

(1) Determine the weight of lead used in 1 lb. of the pigment.

(2) Multiply the weight of the lead by one and three-fourths cents.

(3) Add result to maximum price for the pigment as established in Section 11.

(4) Round off total obtained in (3) above, to the nearest ½ cent. This results in the manufacturers' adjusted maximum price for the particular pigment.

(b) *Notice to purchasers.* Any manufacturer who modifies his maximum prices for lead chrome pigments pursuant to this section shall indicate on each invoice to the purchaser a statement to read as follows:

Amendment 3 to Revised Maximum Price Regulation No. 180 permits an increase of $____ per pound of _____ over the maximum prices established in section 11 to compensate for increased costs of lead.

This Amendment 3 shall become effective June 7, 1946.

Issued this 7th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9712; Filed, June 7, 1946; 4:07 p. m.]

PART 1418—TERRITORIES AND POSSESSIONS

[RMPR 373, Amdt. 85 (§ 1418.151)]

MISCELLANEOUS COMMODITIES IN HAWAII

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 39 of Revised Maximum Price Regulation 373 is amended in the following respects:

1. Paragraph (f) (16) is amended to read as follows:

(16) "Quick-frozen fruits, vegetables and prepared grocery products." "Quick-frozen fruits" means all fruits, berries, fruit or berry juices, and mixtures which have been quick-frozen. "Quick-frozen vegetables" means all vegetables, vegetable juices, and mixtures which have been subjected to a quick-freezing process. "Quick-frozen prepared grocery products" means chicken a la king, bakery products such as frozen cream puffs, seafood cocktails, prepared dinners and other prepared packaged grocery items of fruit, vegetables, meat, poultry, seafood or mixtures thereof, which have been prepared, quick-frozen and are ready to heat and/or serve and which are not covered specifically by any other section of Revised Maximum Price Regulation 373.

2. Paragraph (f) (26) is amended to read as follows:

(26) "Paper products" means specifically, toilet tissue, paper towels, paper napkins (except cocktail napkins), picnic supplies, and wax paper. Picnic supplies include only paper eating implements, drinking straws, paper table cloths, plates and cups.

3. In Table A, the maximum prices of the commodities listed below are revised to read as follows:

Commodity Classification No.	Grocery item	Maximum price per unit
1	Heinz, Beef and liver strained, 4½ oz. can.	$0.09 (2 for $0.17)
	Heinz, Custard Pudding, strained, 4½ oz. can.	$0.09 (2 for $0.17)
4	Arm and Hammer Baking Soda, 1 lb	$0.09
	Arm and Hammer Baking Soda, ½ lb	.05
8	Puffed Rice, Quaker, 4½ oz	.19
	Puffed Wheat, Quaker, 4 oz	.16
17	Applesauce, Libby, No. 2 can	.24
	Cherries, Del Monte, Light Sweet, No. 303 gl	.34
	Fruit Cocktail, Libby, No. 2½ can	.35
	Plums, Libby De Luxe No. 2½ can	.24
	Prunes, Del Monte, Prepared, No. 2½ gl	.31
19	Grape Juice, Church's 16 oz	.21
	Orange Juice, Citra Gold, No. 2 can	.21
	Tomato Juice, Del Monte, No. 2 can	.12
22	Chile Con Carne, with beans, Hormel, 16 oz. tin	.29
	Deviled or Potted Meat, No. ¼ tin, Star, Armour	.08
	Dried Beef, Star, Sliced, 2½ oz. gl	.10
	Spam, Hormel, 12 oz. tin	.42
	Pig's Feet, Star, Pickled, 14 oz. gl	.33
	Vienna Sausage, Star, No. ½ tin	.16
28	S. & W. Bird Seed, 12 oz	.22
29	CHB Pickles:	
	Sweet Whole, 24 oz	.54
	Sweet Whole, 12 oz	.32
	Dill, 24 oz	.37
	Dill, 12 oz	.24
	Sweet Mixed, 12 oz	.32
	Sweet Mixed, 8 oz	.23
	Preserved Tiny Sweet Midgets, 12 oz	.39
35	Borene, Granulated, giant pkg	.83
	Borene, Granulated, large pkg	.29
	White King (W. K.) Granulated, small, 8 oz. pkg	.13
37	Campbell's Soups, 10½ oz. can:	
	Bean with Bacon	.14
	Beef	.17
	Bouillon	.17
	Vegetable	.15
	Heinz Chicken Noodle Soup, 11 oz. can	.18
39	Schilling's Pepper, Black:	
	2 oz. gl	.12
	2 oz. tin	.09
41	C. & H. Cubets, 2 lbs	.23
41	Carrots:	
	Exquisite, Diced, No. 2 can	.15
	Stokely, Diced, No. 2 can	.15
	Corn:	
	Del Maiz, Mexicorn with peppers, 12 oz. can	.20
	Del Monte, Cream Style, Tiny Kernel, No. 2 can	.17
	Del Monte, Whole Kernel, Golden, 12 oz. can	.17
	Hominy, Burbank, 29 oz. gl	.24
	Peas:	
	Del Monte, Early Garden, No. 2 can	.18
	Happyvale, No. 2 can	.13
	Libby, Early June, No. 2 can	.18
	Libby, Fancy Garden, No. 2 can	.18
	S. & W., Medium, No. 2 can	.21
	Tomatoes, Del Monte, Solid Pack, No. 2 can	.18
46	Matches, Lancer, carton of 10 boxes	.20
48	Wesson Oil, qt., gl	.63
50	Snowdrift, 3 lbs	.92
	Crisco, 3 lbs	.92

4. In Table A, a new Commodity Classification No. 51 and new items are added under the classifications indicated, to read as follows:

Commodity Classification No.	Grocery item	Maximum price per unit
3	Cocomalt, 1 lb. tin	$0.39
18	Raisins, Del Monte, Seedless, 15 oz. box.	.14
	Raisins, Sun Maid, Seedless, 15 oz. box.	.14
26	Bentubes, pkg. of 12 tubes	.10
34	Coral Sea Tuna, Light Meat, No. ½ tin.	.33
	Maui, Kauai and Hawaii	.34
	Mid-Pacific Tuna, Flakes, No. ½ tin.	.28
	Maui, Kauai and Hawaii	.29
44	Tomatoes, Verlbest, Solid Pack, No. 2½ can.	.23
47	Davies Best Coffee, 1 lb	.36
	Maui, Kauai and Hawaii	.37
51	Seafood, dried and shredded: Dried shrimp, 2½ oz. cel. pkg. on cardboard.	.10

5. The following additional changes are made in Table A:

a. Under Commodity Classification No. 14, the item "Cornmeal, Fisher's White or Yellow, 32 oz_____ $0. 21" is deleted and the following items are substituted:

Cornmeal, Fisher's White, 32 oz_____ $0.20
Cornmeal, Fisher's Yellow, 32 oz_____ .21

b. Under Commodity Classification No. 17, the item "Peaches, Del Monte, Yellow Cling, Halves or Sliced, No. 2½ can _____ $0.28" is deleted and the following items are substituted:

Peaches, Del Monte, Yellow Cling, Sliced, No. 2½ can_____ $0.28
Peaches, Del Monte, Melba, Yellow Cling, Halves, No. 2½ can_____ .30
Peaches, Del Monte, Yellow Cling, other than Melba, Halves, No. 2½ can___ .28

c. Under Commodity Classification No. 23, items in the category "Evaporated milk" are amended to read as follows:

Evaporated milk:
48/14½ oz. cans, Modesto Brand____ $5.71
All others_____ 5.41
14½ oz. can, Modesto Brand_ .13, 2 for .25
All others_____ .12
6 oz. can, all brands_____ .06

d. Under Commodity Classification No. 36, the item "Lava, small bar" is amended to read "Lava, medium bar."

6. The following items are deleted from Table A:

Comm. Class. No.	Grocery items
9	Corn Starch, Kingsford, 1 lb.
10	Ry-Krisp, Ralston, 12 oz.
13	Flour, Family (all brands and sizes)
18	Raisins, 15 oz. box
21	Diplomat, Chicken a la King, 10½ oz.
23	Avoset Whipping Cream, ½ pt.
25	La Nirada Super Colossal Ripe Olives, 15 oz.
39	Kim Chee Powder, 1 lb.
44	Beans, other than green, Libby, Lima, No. 2 can
	Tomatoes, V. B., Solid Pack, No. 2½ can
48	Jewel, gal.
52	M & M Candy Covered Chocolate, 4 oz.

This amendment shall become effective as of May 13, 1946, except that with respect to the deletion of Commodity Classification No. 13, this amendment shall become effective as of April 27, 1946.

Issued this 10th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9783; Filed, June 10, 1946; 11:47 a. m.]

PART 1418—TERRITORIES AND POSSESSIONS

[RMPR 373, Amdt. 86 (§ 1418.151)]

FISH IN HAWAII

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 19, Table A, of Revised Maximum Price Regulation 373 is amended in the following respects:

1. The maximum wholesale prices listed thereunder for Ahi (Steaks) and Ahi (Fillets) are amended to read as follows:

	Wholesaler's maximum price per lb.
Ahi (Steaks)	$0.55
Ahi (Fillets)	.60

2. Maximum wholesale prices for the A'u Steaks and Fillets, Mohimahi and Ono Steaks listed thereunder are established to read as follows:

	Wholesaler's maximum price per lb.
A'u (Steaks)	$0.45
A'u (Fillets)	.50
Mahimahi (Steaks)	.55
Ono (Steaks)	.55

This amendment shall become effective as of April 8, 1946.

Issued this 10th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9784; Filed, June 10, 1946; 11:46 a. m.]

PART 1426—WOOD PRESERVATION AND PRIMARY FOREST PRODUCTS

[MPR 554,[1] Amdt. 3]

WESTERN RED CEDAR POLES AND PILING

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 554 is amended in the following respects:

1. In Section 15, Tables 1 and 2, all maximum prices are increased by 10% evened out to the nearest $.05, any $.025 breaks to be evened out to the next higher $.05.

2. In Section 15, Table 3, all maximum prices are increased by 10% evened out to the nearest $5.00, any $2.50 breaks to be evened out to the next higher $5.00.

3. In Section 15, Table 4 is amended as follows:

[1] 9 F.R. 10986; 10 F.R. 4100; 11 F.R. 945.

a. All maximum prices in the column headed "Maximum price for each linear foot or fraction thereof" and in the column headed "Each additional foot or fraction thereof" under the column heading "Maximum charges for preservative treatment specifications ½ inch penetration" are increased by 10% evened out to the nearest $.005, any $.0025 breaks to be evened out to the next higher $.005.

b. All maximum charges in the column headed "Maximum charge for roofing each piece" are increased by 10% evened out to the nearest $.01, any $.005 breaks to be evened out to the next higher $.01.

c. All maximum charges in the column headed "5-foot butt treatment" under the column heading "Maximum charges for preservative treatment specifications ½ inch penetration" are increased by 10% evened out to the nearest $.05, any $.025 breaks to be evened out to the next higher $.05.

4. In Section 15, Tables 5 and 6 are amended as follows:

a. All maximum prices in the columns headed "Butt-treated, incised, ½ inch guaranteed penetration creosote treatment", and "Full length creosote or other preservative without separate butt-treatment" are increased by 10% evened out to the nearest $.05, any $.025 breaks to be evened out to the next higher $.05.

b. All maximum charges in Table 5 in the columns headed "Roof only", "Roof and one gain", and "Each additional gain" are increased by 10% evened out to the nearest $.01, any $.005 breaks to be evened out to the next higher $.01.

c. All maximum charges in Table 6 in the columns headed "Roof only", "Roof and one gain", and "Each additional gain" are increased by 10% evened out to the nearest $.05, any $.025 breaks to be evened out to the next higher $.05.

d. All maximum charges in Tables 5 and 6 in the columns headed "Staining or painting", "Machine or hand shave full length", and "Reduced sapwood addition to shaving price" are increased by 10% evened out to the nearest $.05, any $.025 breaks to be evened out to the next higher $.05.

5. In Section 15, Table 7, all maximum prices are increased by 10% evened out to the nearest $.01, any $.005 breaks to be evened out to the next higher $.01.

This amendment shall become effective June 15, 1946.

Issued this 10th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9788; Filed, June 10, 1946; 11:52 a. m.]

PART 1499—COMMODITIES AND SERVICES

[2d Rev. SR 14,[1] Amdt. 29]

BALED BASSWOOD OR POPLAR WOOD EXCELSIOR AND WOOL, AND WOOD EXCELSIOR PADS AND WRAPPERS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Second Revised Supplementary Regulation 14 to the General Maximum Price Regulation is amended in the following respects:

In Article III section 3.6 is amended to read as follows:

SEC. 3.6. *Baled basswood or poplar wood excelsior, baled basswood or poplar wood wool, wood excelsior pads and wrappers—Lake State Region.* This section covers baled basswood or poplar wood excelsior and baled basswood or poplar wood wool (referred to below as wood excelsior and wood wool, respectively throughout this entire section) produced only in the States of Michigan, Wisconsin and Minnesota (referred to below as the Lake States).

This section also covers under the terms, "pads" and "wrappers", pads and wrappers manufactured in the Lake States from wood excelsior produced in the Lake States.

(a) *Maximum price for sales of wood excelsior and wood wool by producers in carload lots.* Subject to paragraph (d) of this section, the maximum price, f. o. b. mill, carload lots, for sales by producers of wood excelsior and wood wool under this section shall be as follows:

(1) *Maximum price, f. o. b. mill, carload lots.*

PER NET TON

Fine wood excelsior	Ribbon wood excelsior	Extra fine wood excelsior	Wood wool	Superfine wood wool
$28.25	$29.50	$30.50	$42.00	$53.00

(b) *Maximum price for sales of wood excelsior and wood wool by producers in less than carload lots.* Subject to paragraph (d) of this section, the maximum price, f. o. b. mill, less than carload lots, for sales by producers of wood excelsior and wood wool under this section shall be as follows:

(1) *Wood excelsior and wood wool produced and sold by mills located in Michigan and Wisconsin.* Maximum price, f. o. b. mill, less than carload lots.

PER 100 LBS.

Quantity	Fine wood excelsior	Ribbon wood excelsior	Extra fine wood excelsior	Wood wool	Superfine wood wool
1-4 bales	$2.10	$2.20	$2.30	$3.35	$3.90
5-10 bales	1.95	2.05	2.20	3.10	3.65
11-19 bales	1.75	1.85	2.05	2.75	3.30
20 or more bales	1.70	1.75	1.85	2.65	3.20

(2) *Wood excelsior and wood wool produced and sold by mills located in Minnesota.* Maximum price, f. o. b. mill, less than carload lots.

PER 100 LBS.

Quantity	Fine wood excelsior	Ribbon wood excelsior	Extra fine wood excelsior	Wood wool	Superfine wood wool
1-4 bales	$2.35	$2.50	$2.60	$4.00	$4.55
5-10 bales	2.25	2.35	2.50	3.75	4.30
11-19 bales	2.15	2.25	2.35	3.20	3.75
20 or more bales	1.80	1.95	2.10	2.90	3.45

(3) *Wood excelsior and wood wool produced and sold by mills located in Michigan and Wisconsin, f. o. b. mill warehouse in Chicago, Illinois.* (See paragraph (f) below.) Maximum price, f. o. b. mill warehouse in Chicago, Illinois, less than carload lots.

PER 100 LBS.

Quantity	Fine wood excelsior	Ribbon wood excelsior	Extra fine wood excelsior	Wood wool	Superfine wood wool
1-4 bales	$2.20	$2.20	$2.30	$3.40	$4.00
5-10 bales	2.05	2.05	2.20	3.20	3.85
11-19 bales	1.85	1.95	2.10	2.90	3.60
20 or more bales	1.80	1.85	1.95	2.80	3.30

(4) *Wood excelsior and wood wool produced and sold by mills located in Michigan and Wisconsin, f. o. b. mill warehouse in Detroit, Michigan.* (See paragraph (f) below.) Maximum price, f. o. b. mill warehouse in Detroit, Michigan, less than carload lots.

PER 100 LBS.

Quantity	Fine excelsior	Wool wool
1-4 bales	$2.80	$3.90
5-10 bales	2.35	3.25
11-49 bales	2.15	2.80
50 or more bales	2.05	.....

(5) *Wood excelsior produced and sold by mills located in Michigan and Wisconsin, f. o. b. mill warehouse in Toledo, Ohio.* (See paragraph (f) below.) Maximum price, f. o. b. mill warehouse in Toledo, Ohio, less than carload lots.

PER 100 LBS.

Quantity	Fine excelsior	Wool wool
1-4 bales	$2.90	$4.00
5-19 bales	2.30	3.45
20 or more bales	2.10	3.30

(c) *Maximum prices for sales of pads and wrappers.* The maximum price f. o. b. mill or f. o. b. mill warehouse for sales by a seller of pads or wrappers shall be an amount equal to that seller's maximum price for the quantity sold computed in accordance with the provisions of the General Maximum Price Regulation plus 10½% of such maximum price so computed.

(d) *Transportation charges—(1) Mill shipments.* The maximum delivered price on direct-mill sales shall be either (i) a price no higher than the maximum f. o. b. mill price for the particular item under subparagraph (1) or (2) of paragraph (b) or under paragraph (c) above plus the actual transportation charges paid to a common or contract carrier for transportation directly from the mill to the point of delivery required by the purchaser, or transportation expenses not to exceed the amount which would have been paid to a common or contract carrier if its services had been utilized for such delivery, or, (ii) a price no higher than the maximum f. o. b. mill price for the particular item under subparagraph (1) or (2) of paragraph (b) or under paragraph (c) above plus the transportation charges figured according to the established practice of the seller in effect on March 31, 1942.

(2) *Mill warehouse shipments.* The maximum delivered price on mill warehouse sales shall be the maximum f. o. b. mill warehouse price for the particular item under subparagraphs (3), (4), or (5) of paragraph (b) or under paragraph (c) above plus the actual transportation charges paid to a common or contract carrier for transportation directly from the mill warehouse to the point of delivery required by the purchaser or transportation expenses not to exceed the amount which would have been paid to a common or contract carrier if its services had been utilized for such delivery.

(e) *Grades.* The grades used in this section in reference to wood wool and wood excelsior refer to the standards and specifications set forth in Federal Specification No. NN-E-911 as generally understood in the trade.

(f) *Definition of mill warehouse.* A mill warehouse is a warehouse owned by a mill which warehouse is located at some point other than where the mill is located and from which the mill distributes wood excelsior, wood wool, pads or wrappers in less than carload lots.

(g) *Maximum price for sales by sellers other than producers of wood excelsior and wood wool or by sellers other than manufacturers of pads and wrappers.* (1) The maximum price for sales of wood excelsior, wood wool, pads or wrappers in both carload and less than carload lots by a seller other than a producer or manufacturer of these items shall be the seller's maximum price established under the General Maximum Price Regulation for the particular item sold based on grade, if any, quantity sold and class of customers plus the average dollars and cents mark-up weighted by volume of sales over net invoiced cost realized by that seller during March 1942 for all wood excelsior, wood wool, pads or wrappers sold by the seller in the same type of sale in March 1942 or in the nearest month preceding March 1942, if the seller made no such sale in March 1942.

(2) If a seller other than a producer of wood excelsior and wood wool or a seller other than a manufacturer of pads and wrappers cannot compute a maximum price under subparagraph (1) above, that seller shall apply to the Lumber Branch, Office of Price Administration, Washington, D. C., for authorization to establish a maximum price pursuant to a pricing method proposed in writing by that seller. The Office of Price Administration shall approve a maximum price for such applicant in line with the maximum price established by other sellers of the same class.

This amendment shall become effective June 15, 1946.

NOTE: All reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 10th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9774; Filed, June 10, 1946; 11:52 a. m.]

[1] 10 F.R. 1154, 2026, 2161, 2432, 2618, 3551, 4107, 8620.

PART 1499—COMMODITIES AND SERVICES

[SR 14C,[1] Amdt. 18]

MODIFICATION OF MAXIMUM PRICES ESTABLISHED BY GENERAL MAXIMUM PRICE REGULATION FOR CERTAIN FOODS AND BEVERAGES

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

In section 6.3 Orange juice (re-constituted from Green Spot Condensed Orange Juice), paragraph (b) is amended by adding an item to the table, to read as follows:

Container size	Maximum prices for sales to—	
	Ultimate consumers other than commercial, industrial or institutional users	Commercial, industrial or institutional users and any person who purchases for resale
½ gallon	$0.98	$0.78

This amendment shall become effective June 15, 1946.

Issued this 10th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9775; Filed, June 10, 1946; 11:47 a. m.]

[1] 10 F.R. 1165, 1704, 2618, 5458, 6308, 7404, 8020, 9010, 10124, 10231, 11401, 11906, 13369, 13370, 14395, 14318; 11 F.R. 1469.

PART 1499—COMMODITIES AND SERVICES

[SR 15, Amdt. 53]

HAND LAWN MOWERS AND SMALL ELECTRICAL APPLIANCES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Regulation No. 15 is amended in the following respect:

1. Paragraph (i) of § 1499.75 (a) (28) is amended by adding the following articles to the list therein.

Hand lawn mowers covered by Maximum Price Regulation No. 188.

Small electrical appliances covered by Maximum Price Regulation No. 188.

2. Paragraph (iii) (b) of § 1499.75 (a) (28) is amended by adding the following articles and percentages to the list therein.

	Percentage
Hand lawn mowers covered by Maximum Price Regulation 188	28.0
Small electrical appliances covered by Maximum Price Regulation 188	18.0

This amendment shall become effective on the 15th day of June 1946.

Issued this 10th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9776; Filed, June 10, 1946; 11:48 a. m.]

PART 1499—COMMODITIES AND SERVICES

[SR 14F, Amdt. 19]

MODIFICATIONS OF MAXIMUM PRICES ESTABLISHED BY GMPR FOR CERTAIN CHEMICALS, DRUGS AND PAINTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

A new section 37 is added to read as follows:

SEC. 37 *Lead pigments*—(a) *Sales by manufacturers.* The manufacturers' maximum prices established under the General Maximum Price Regulation for lead pigment products which contain 50 percent or more of lead by weight may be modified by use of the following formula:

(1) Determine the weight of lead used in 1 lb. of the pigment.

(2) Multiply the weight of the lead by 1¾ cents.

(3) Add result to the maximum price for the particular lead pigment product established under the General Maximum Price Regulation.

(4) Round off total obtained in (3) above, to the nearest ¼ cent. This results in the manufacturers' adjusted maximum price for the particular lead pigment product.

(5) For the purposes of this section Litharge and Red Lead shall be considered as having a content of no less than 93% lead by weight.

(b) *Sales by resellers.* Any reseller purchasing any lead pigment product for resale in the same form from any manufacturer who has modified his maximum prices in accordance with (a) above, may increase his maximum prices by a dollars-and-cents amount not exceeding his actual dollars-and-cents increase in cost resulting from the increase permitted the manufacturer in (a) above.

(c) *Notice to purchasers.* Any manufacturer who modifies his maximum prices for lead pigments pursuant to this section shall furnish each buyer who purchases such products for resale in the same form on or before the date the manufacturer makes the first delivery at the adjusted price a written statement as follows:

Amendment No. 19 to Supplementary Regulation 14F permits an increase of $_____ per pound of _____ over the maximum prices established under the General Maximum Price Regulation. You are permitted

to add the actual amount of your increased cost resulting from the increase permitted the manufacturer to your existing maximum prices for ----------.

(d) *Discounts and allowances.* The maximum prices granted herein shall be subject to cash, quantity and other discounts, transportation allowances, services and other terms and conditions of sale at least as favorable as the seller extended or rendered on comparable sales to purchasers of the same class during March 1942.

This Amendment No. 19 shall become effective June 7, 1946.

Issued this 7th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9710; Filed, June 7, 1946; 4:07 p. m.]

TITLE 34—NAVY

Chapter I—Department of the Navy

PART 25—CONTRACT SETTLEMENT ACT

CROSS REFERENCE: For amendment to the Joint Termination Regulation issued by the Secretary of War and the Secretary of the Navy see Title 10, Chapter VIII, Subchapter C, *supra*.

TITLE 36—PARKS AND FORESTS

Chapter I—National Park Service, Department of the Interior

PART 2—GENERAL REGULATIONS

PART 20—SPECIAL REGULATIONS

MISCELLANEOUS AMENDMENTS

Paragraph (a) of § 2.42 *Limitations on speed*, is amended by striking out the words "lower limit" and substituting the words "different limit." (39 Stat. 535; 16 U.S.C. sec. 3)

Paragraph (f) of § 2.48 *Lights*, is amended to read as follows:

(f) The use of red lighting devices of any character on the front of any vehicle, except highway patrol cars, ambulances, and snow plows, is prohibited. (39 Stat. 535; 16 U.S.C. sec. 3)

The first paragraph of § 20.3 *Glacier National Park*—(a) *Fishing; open season*, is amended to read as follows:

The open season for fishing in all waters will conform with the open season in the State of Montana, subject to the following special exceptions and restrictions: (39 Stat. 535; 16 U.S.C. sec. 3)

Section 20.11 *Lassen Volcanic National Park*, paragraph (c) is amended to read as follows:

(c) *Fishing; closed waters.* The following waters are closed to fishing:

Upper Kings Creek, from the source to the Lower crossing of the Loop Highway.
Manzanita Creek.
Grassy Swale Creek.
Grassy Creek.
Emerald Lake.
Manzanita Lake, within 150 feet of inlet and outlet.

(39 Stat. 535; 16 U.S.C. sec. 3)

Section 20.13 *Yellowstone National Park*, paragraphs (b), (c), and (f) are amended to read as follows:

(b) *Fishing; closed waters.* The following waters are closed to fishing:

Indian Creek.
Panther Creek.
Gardiner River, for its entire length above the Mammoth water supply intake.
Glen Creek.
Mammoth Water Supply Reservoir.
Riddle Lake.
Duck Lake.
Buck Lake.
Trout Lake.
Shrimp Lake.

All streams trapped for egg taking purposes are closed from the mouths of the streams to a distance of three miles above the traps during the spawning season.

(c) *Fishing; limit of catch and in possession.* The limit of catch per day by each person fishing, and the limit of fish in possession at any one time by any one person, shall be 15 pounds of fish (dressed weight with heads and tails intact), plus one fish, not to exceed a total of 10 fish; except in certain waters specified below where the limit of catch per day by each person fishing, and the limit of fish in possession at any one time by any one person, shall not exceed a total of 5 fish:

Madison River—Entire length within Yellowstone National Park.
Yellowstone River—From a point 10 yards above Fishing Bridge to the Upper Falls at Canyon.
Firehole River—Below Kepler Cascades.
Gibbon River—Below Gibbon Falls.

(f) *Speed.* Speed of automobiles and other vehicles, except ambulances and Government cars on emergency trips, shall not exceed the following prescribed limits:

(1) In all areas which are so posted, 25 miles per hour.
(2) On the Norris Junction-Canyon Junction road, 30 miles per hour.
(3) All trucks of 1½ tons capacity or over, 30 miles per hour.
(4) Cars towing trailers or other cars or vehicles of any kind, 30 miles per hour.
(5) Passenger cars and trucks of less than 1½ tons capacity, 45 miles per hours on straight and open stretches. (39 Stat. 535; 16 U.S.C. sec. 3)

Section 20.14 *Great Smoky Mountains National Park*, paragraphs (a), (b), (c), (e), and (f) are amended to read as follows:

(a) *Fishing; open and closed waters.* The following park streams in the States of North Carolina and Tennessee are open to fishing. All other streams are closed. Main streams only are open; all tributaries thereof are closed.

(1) North Carolina Division:

Big Creek below Gunter Fork.
Swallow Fork below McGinty Creek.
Cataloochee Creek below Palmer Creek.
Rough Fork below end of truck trail.
Caldwell Fork below McKee Branch.
Oconaluftee River below Wild Cherry Branch.
Bradley Fork below Chasteen Creek.
Straight Fork below Ledge Creek.
Raven Fork below Cherokee Reservation.
Deep Creek below the Forks.
Left Fork below Hermit Branch.
Indian Creek below Georges Branch.
Forney Creek below Jonas Creek.
Bear Creek below Poplar Flats.
Twentymile Creek below Forks.
Right Fork below end of truck trail.
Left Fork below end of truck trail.

(2) Tennessee Division:

Cosby Creek below end of truck trail.
Middle Prong of Little Pigeon River below Ramsey Prong.
Ramsey Prong below Teaberry Branch.
Roaring Fork below Emlce Hollow Branch.
West Prong Little River below Alum Cave Creek.
Little River below Meigs Post Prong.
Middle Prong Little River below Lynn Camp Prong.
Lynn Camp Prong below Indian Flats Prong.
Abrams Creek below Anthony Creek.
Anthony Creek below end of truck trail.

(b) *Fishing; open season.* Trout, May 16 to August 31, inclusive; rock bass and small-mouthed bass, June 16 to August 31, inclusive; except that Little River below Sinks Bridge and Abrams Creek below Abrams Falls are closed to all fishing until June 16. There is no open season on other species of fish. Night fishing is prohibited and fishing permitted only between sunrise and sunset.

(c) *Fishing; restrictions as to use of bait.* Fishing is permitted only with artificial lure with but one hook. Two or more artificial flies may be attached to the leader if desired. The use of other than artificial bait is prohibited. The use of plugs or spinners having more than one hook is prohibited.

(e) *Fishing; limit of catch and in possession.* The maximum catch in any one day, and the maximum number of fish in possession shall be 10 fish of any or all species, except that the limit for small-mouthed bass is 5 fish per day or in possession. All fish of legal size must be retained as part of the creel. All undersized fish not seriously injured shall be immediately and carefully returned to the water. All undersized fish retained because of serious injury in catching shall constitute part of the total catch limit.

(f) *Fishing; license.* The Park as such makes no charge for fishing license, but persons fishing in waters therein must have the State or county license issued and required by North Carolina, or the State license required and issued by Tennessee, depending upon the Division of the Park being fished. (39 Stat. 535; 16 U. S. C. sec. 3)

Section 20.24 (a) (3) is amended to read as follows:

§ 20.24 *Catoctin Recreational Demonstration Area*—(a) *Fishing.* . . .

(3) The open season for fishing shall be from April 15 to July 15, inclusive. Fishing is permitted only between the hours of 5:30 a. m. and 8:00 p. m. (39 Stat. 535; 16 U. S. C. sec. 3)

Issued this 31st day of May 1946.

OSCAR L. CHAPMAN,
Acting Secretary of the Interior.

[F. R. Doc. 46-9749; Filed, June 7, 1946; 4:54 p. m.]

TITLE 46—SHIPPING

Chapter III—War Shipping Administration

[G. O. 22, Supp. 1]

PART 310—MERCHANT MARINE TRAINING

REGULATIONS AND MINIMUM STANDARDS FOR STATE MARITIME ACADEMIES

Effective as of February 1, 1943, § 310.8 *Uniform allowance* is amended to read:

§ 310.8 *Clothing and textbook allowance.* Cadets shall be entitled to a total clothing and textbook allowance of $195.00, payable on the first of the month following the acceptance and oath of office as cadet in the particular academy. Such allowance is to be paid by the Division of Training in lieu of the clothing and equipment provisions of the Maritime Service regulations.

(E.O. 9054 and 9198; 3 CFR Cum. Supp.)

[SEAL] GRANVILLE CONWAY,
Administrator.

JUNE 6, 1946.

[F. R. Doc. 46-9764; Filed, June 10, 1946; 11:03 a. m.]

[G. O. 25, Revocation]

PART 341—SHIP WARRANT RULES AND REGULATIONS

REVOCATION OF ORDER

General Order 25 (§§ 341.1 to 341.74, inclusive) and all supplements and amendments thereto (8 F.R. 279, 9230; 9 F.R. 404) and all ship warrant rules and regulations, issued pursuant to the act of July 14, 1941 (Pub. Law 173, 77th Cong.; 55 Stat. 591) and Executive Order 8871 (3 CFR Cum. Supp.), are hereby revoked.

This revocation shall become effective upon approval by the President.

[SEAL] GRANVILLE CONWAY,
Administrator.

Approved: June 6, 1946.

HARRY S. TRUMAN,
The White House.

[F. R. Doc. 46-9765; Filed, June 10, 1946; 11:03 a. m.]

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter I—Interstate Commerce Commission

[S. O. 369-B]

PART 95—CAR SERVICE

DEMURRAGE CHARGES ON CLOSED BOX CARS

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 7th day of June, A. D. 1946.

Upon further consideration of Service Order No. 369 (10 F.R. 14030), as amended (10 F.R. 15073; 11 F.R. 639, 2383), and Service Order No. 369-A (11 F.R. 3605), and good cause appearing therefor: *It is ordered*, That:

Service Order No. 369-A (suspension of Service Order No. 369), be, and it is hereby, vacated and set aside.

It is further ordered, That Service Order No. 369, as amended, shall be reestablished and apply to cars actually or constructively placed on or after the effective date of this order.

It is further ordered, That this order shall become effective at 7:00 a. m., June 15, 1946; that a copy of this order and direction shall be served upon each State railroad regulatory body and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-9772; Filed, June 10, 1946; 11:37 a. m.]

[S. O. 370-B]

PART 95—CAR SERVICE

DEMURRAGE ON STATE BELT RAILROAD OF CALIFORNIA

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 7th day of June, A. D. 1946.

Upon further consideration of Service Order No. 370 (10 F.R. 14031), as amended (10 F.R. 15176; 11 F.R. 639, 2383), and Service Order No. 370-A (11 F.R. 3605) and good cause appearing therefor; *It is ordered*, That:

Service Order No. 370-A (Suspension of Service Order No. 370) be, and it is hereby, vacated and set aside.

It is further ordered, That Service Order No. 370, as amended, shall be reestablished and apply to cars actually or constructively placed on or after the effective date of this order.

It is further ordered, That this order shall become effective at 7:00 a. m., June 15, 1946; that a copy of this order and direction shall be served upon the California State Railroad Commission and the State Belt Railroad of California; and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement; under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-9773; Filed, June 10, 1946; 11:37 a. m.]

TITLE 50—WILDLIFE

Chapter I—Fish and Wildlife Service, Department of the Interior

PART 27—SOUTHEASTERN REGIONAL NATIONAL WILDLIFE REFUGES

ST. MARKS NATIONAL WILDLIFE REFUGE, FLORIDA; FISHING REGULATIONS

Under authority of § 12.3 of the general regulations for the administration of National Wildlife Refuges (5 F.R. 5284), as amended, the following is ordered:

Supersedes § 27.797 approved November 27, 1942 (7 F.R. 10401).

§ 27.797 *St. Marks National Wildlife Refuge, Florida; fishing.* Non-commercial fishing in accordance with the State laws of Florida is permitted during the daylight hours on all waters within the St. Marks National Wildlife Refuge, in accordance with the following provisions:

Entry on and use of this refuge for any purpose is governed by the regulations of the Secretary dated December 19, 1940 (5 F.R. 5284), and strict compliance therewith is required. Persons entering the refuge for the purpose of fishing must follow such routes and use such modes of travel as are designated by posting. All fishermen must comply with all State fishing laws and regulations, and must have on their person and exhibit at the request of any authorized Federal or State officer whatever license is required by such laws and regulations. No Federal permit will be required to exercise the fishing privilege permitted under this order.

Persons may use boats (other than motorboats) for fishing in the waters of the refuge between May 1 and September 15 inclusive, and shall possess a permit issued by the officer in charge of the refuge for the use of such boats. Boats (other than motorboats), or floated craft used for fishing purposes may be placed on the waters of the refuge only at such points as may be designated by suitable posting. The use of motorboats, either inboard or outboard, is prohibited on all waters except for official purposes.

During periods of waterfowl concentrations, or other wildlife concentrations, fishing may be closed on such areas of the refuge as, in the judgment of the officer in charge, such limitations or restrictions are necessary in order to provide adequate protection for wildlife. Such limitations or restrictions are to be clearly designated by posting.

ALBERT M. DAY,
Director.

JUNE 6, 1946.

[F. R. Doc. 46-9750; Filed, June 7, 1946; 4:54 p. m.]

Notices

NAVY DEPARTMENT.

[No. 1]

UNITED STATES SUBMARINES

CERTIFICATE OF SECRETARY OF NAVY UNDER ACT OF DECEMBER 3, 1945

Whereas, the act of December 3, 1945 (Public Law 239, 79th Congress) provides that any requirement as to the number,

position, range of visibility or arc of visibility of navigation lights, required to be displayed by naval vessels under acts of Congress, as enumerated in said act of December 3, 1945, shall not apply to any vessel of the Navy where the Secretary of the Navy shall find or certify that, by reason of special construction, it is not possible with respect to such vessel or class of vessels to comply with statutory requirements as to the number, position, range of visibility or arc of visibility of navigation lights; and

Whereas, a study of the arrangement and position of the navigation lights of that class of naval vessels, known as submarines, has been made in the Navy Department and, as a result of such study, it has been determined that because of their special construction it is not possible for submarines to comply with the requirements of the statutes enumerated in said act of December 3, 1945;

Now, therefore, I, James Forrestal, Secretary of the Navy as a result of the aforesaid study do hereby find and certify that the class of naval vessels, known as submarines, are naval vessels of special construction and that, on submarines with respect to the position of the masthead light, the forward anchor light, and the after anchor light, it is not possible to comply with the requirements of the statutes enumerated in the act of December 3, 1945. Further, I do find and certify, with respect to the position of the aforesaid lights on submarines, as follows:

1. The masthead light: It is feasible to locate the masthead light at a height of not less than fifteen (15) feet nor more than twenty-three (23) feet above the hull (measured vertically from the main deck to a point abreast the light).

2. The forward anchor light: It is feasible to locate the forward anchor light at a height of not less than six (6) feet nor more than nine (9) feet above the hull (measured vertically from the main deck to a point abreast the light).

3. The after anchor light: It is feasible to locate the after anchor light at a height of not less than five (5) feet lower than the forward anchor light.

And I further direct that the aforesaid lights shall be located in the manner above described and such location constitutes compliance as closely with the applicable statutes as I hereby find to be feasible.

Dated at Washington, D. C., this 17th day of May, A. D. 1946.

JAMES FORRESTAL,
Secretary of the Navy.

[F. R. Doc. 46-9709; Filed, June 7, 1946; 3:15 p. m.]

DEPARTMENT OF AGRICULTURE.

Production and Marketing Administration.

[Docket No. AO 180]

HANDLING OF FRESH CELERY IN FLORIDA

NOTICE OF HEARING WITH RESPECT TO PROPOSED MARKETING AGREEMENT AND MARKETING ORDER

Pursuant to the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), and in accordance with the applicable rules of practice and procedure (7 CFR, Cum. Supp., 900.1 et seq.), as amended, notice is hereby given of a public hearing to be held with respect to a proposed marketing agreement and marketing order regulating the handling of fresh celery grown in the State of Florida at the following times and places:

June 27, 1946, at 10:00 a. m., e. s. t., County Courthouse, Sanford, Florida.

July 1, 1946, at 10:00 a. m., e. s. t., City Hall, Belle Glade, Florida.

July 3, 1946, at 10:00 a. m., e. s. t., County Courthouse, Sarasota, Florida.

The proposed marketing agreement and marketing order have not received the approval of the Secretary of Agriculture.

Such public hearing is for the purpose of receiving evidence as to the general economic or marketing conditions which may necessitate regulation in order to effectuate the declared policy of the act and as to the specific provisions of the proposed marketing agreement and marketing order which are hereinafter set forth, and appropriate modifications thereof.

The following marketing agreement and marketing order are proposed by Robert L. Garrison, Sarasota; The Raoul Company, Belle Glade; American Fruit Growers, Inc., Sanford; R. B. Chapman Estate, Sanford; and certain other growers of celery, all in the State of Florida; and H. H. Wedgworth Estate, Belle Glade; J. C. Hutchison & Company, Sanford; A. Duda & Sons, Oviedo; and certain other shippers of celery, all in the State of Florida (the provisions identified with an asterisk (*) apply only to the proposed marketing agreement and not to the proposed order):

SECTION 1. *Definitions.* (a) "*Secretary*" means the Secretary of Agriculture of the United States, or any other officer or employee of the United States Department of Agriculture who is, or may hereafter be, authorized to exercise the powers and to perform the duties of the said Secretary of Agriculture.

(b) "Act" means Public Act No. 10, 73d Congress, as amended and as reenacted and amended by the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C., 601 et seq.).

(c) "Person" means any individual, marketing agent or agency, partnership, corporation, association, legal representative, or business trust, or any organized group or business unit of individuals, whether incorporated or not.

(d) "Area" means the entire State of Florida.

(e) "Celery" means all varieties of celery grown within the area.

(f) "Stalk of celery" means an individual celery plant which has been well-trimed.

(g) "Well-trimmed" shall have the meaning set forth for the same term in the U. S. Standards for Rough Celery, issued by the U. S. Department of Agriculture and effective January 10, 1938, or in such U. S. Standards as subsequently amended or otherwise modified.

(h) "Variety" or "varieties" means any one or more or all of the following classifications or groupings of celery: (1) Golden or Golden self-blanching types of celery; (2) Pascal types of celery, whether Giant or Dwarf; and (3) all other celery.

(i) "Standard pack" means, with respect to a crate of celery packed in accordance with the recognized commercial practice in use in Florida for packing celery, (1) that the stalks of celery are properly arranged in such crate, and (2) that the crates have a proper bulge and contain any one of the following number of stalks of celery of fairly uniform size: 1 dozen, 1½ dozen, 2 dozen, 2½ dozen, 3 dozen, 3½ dozen, 4 dozen, 5 dozen, 6 dozen, 8 dozen, 10 dozen, 12 dozen, or 15 dozen.

(j) "Fairly uniform size" means that not more than ten percent (10%) by count, of the stalks of celery in a standard pack may vary more than one-half size smaller or larger than the standard size stalks in such standard pack. Whenever one dozen or one and one-half dozen stalks of celery are packed, as aforesaid in a crate, such term shall mean that not more than two such stalks may vary more than one-half size smaller or larger than the standard size stalks in such standard pack.

(k) "Standard size stalks" means stalks of celery of uniform size which, when packed as aforesaid in a crate, would constitute a standard pack.

(l) "One-half size" variation means that size which is halfway between the standard size stalks in any two consecutive standard packs.

(m) "Size" means, with respect to an individual stalk of celery, the number, in terms of dozens or fraction thereof, of such stalks that would constitute a standard pack.

(n) "Crate" means a shipping container, the inside dimensions of which are sixteen by twenty-two (16x22) inches at the base by ten (10) inches in height. Such term shall also mean the number of stalks of celery of a particular size constituting a standard pack.

(o) "Ship" or "handle" means to sell, transport, or in any other way (except as a common carrier of celery owned by another person) to place celery in fresh form in the current of interstate or foreign commerce or so as to directly burden, obstruct, or affect such commerce. When used in section 5 hereof, the term "ship" or "handle" shall also have the meaning set forth therein. Neither the term "ship" nor the term "handle" shall include the act of a grower merely transferring to a shipper the ownership of, or the title to, celery.

(p) "Shipper" or "handler" means any person who ships celery in fresh form, or causes such celery to be so shipped.

(q) "Grower" means any person who is engaged in the production in the area of celery for market.

(r) "Fiscal period" means the period beginning on the first day of August of each year and ending on the last day of July of the following year, both dates inclusive, except that the first fiscal period shall begin on the date designated by the Secretary and end on the last day of July following, both dates inclusive.

(s) "District" means each of the following: (1) South Florida District; (2) Florida West Coast District; (3) Central and North Florida District.

(t) "South Florida District" means that part of the State of Florida comprising the counties of Martin, Dade, Broward, Collier, Monroe, Lee, Charlotte, St. Lucie, Okeechobee, Highlands, Indian River, Glades, Hendry, and Palm Beach.

(u) "Florida West Coast District" means that part of the State of Florida comprising the counties of Sarasota, DeSoto, Hardee, Pinellas, Pasco, Polk, Manatee, and Hillsborough.

(v) "Central and North Florida District" means that part of the State of Florida comprising the counties of Seminole, Osceola, Brevard, Sumter, Hernando, Citrus, Volusia, Flagler, Putnam, Alachua, Levy, Holmes, Lake, Orange, Marion, Washington, Bay, Walton, Okaloosa, Santa Rosa, Escambia, Dixie, St. Johns, Clay, Duval, Nassau, Bradford, Union, Baker, Gilchrist, Columbia, Suwannee, Lafayette, Hamilton, Madison, Taylor, Jefferson, Leon, Wakulla, Franklin, Liberty, Gulf, Gadsden, Calhoun, and Jackson.

SEC. 2. *Industry Committee and Shippers Advisory Committee*—(a) *Establishment of Industry Committee.* (1) An Industry Committee, consisting of nine (9) members, is hereby established to administer the terms and provisions hereof. Four (4) members shall be from the Central and North Florida District, three (3) members shall be from the South Florida District, and two (2) members shall be from the Florida West Coast District. There shall be an alternate for each member of such Industry Committee. Each member, alternate, and successor shall be a grower in the district from which such person is selected, as hereinafter provided, whether or not such person is also a handler. No such member or alternate shall also serve as a member or alternate of the Shippers Advisory Committee, established pursuant to (d) of this section 2, during any period in which he is serving as a member or alternate of the Industry Committee. The members of said Industry Committee and their respective alternates shall be selected in accordance with the provisions hereof.

(2) The initial members and their respective alternates shall each hold office for terms beginning on the date designated by the Secretary and ending as follows: (i) three (3) members and their alternates on July 31, 1947, or such later date when the respective successor is selected and has qualified; (ii) three (3) members and their alternates on July 31, 1948, or such later date when the respective successor is selected and has qualified; and (iii) three (3) members and their alternates on July 31, 1949, or such later date when the respective successor is selected and has qualified. After July 31, 1947, each successor member and each successor alternate shall hold office beginning on the first day of August, or as soon thereafter as such successor has been selected and has qualified, for three (3) consecutive fiscal periods and until such person's successor is selected and has qualified. Each member, alternate, and the respective successor shall be nominated pursuant hereto by growers, whether or not such growers are also handlers, and shall thereafter be selected by the Secretary, and shall qualify, as hereinafter provided.

(b) *Nomination of members and alternate members for Industry Committee.* (1) The Secretary shall give public notice of a meeting of growers in each district to be held within fifteen (15) days after the effective date hereof, and in ensuing years not later than June 20, for the purpose of making nominations for members and alternate members of the Industry Committee. The Secretary shall prescribe uniform rules to govern such meetings and the balloting for nominees. The hairman of each meeting shall publicly announce, at each such meeting, the names of the persons nominated and the total number of votes cast for each; and the chairman and the secretary of each such meeting shall transmit to the Secretary their certificate as to the number of votes so cast, the names of the persons nominated, and such other information as the Secretary may request. At each such meeting, growers in such district shall nominate at least two (2) growers for each member position, and at least two (2) growers for each alternate member position on the Industry Committee. Each nominee shall be a grower in the district from which he is nominated.

(2) In voting for nominees, each grower shall be entitled to cast one (1) vote, regardless of the number of districts in which he may be grower, which vote shall be cast on behalf of himself, his agents, affiliates, subsidiaries, and representatives, for each member position and for each alternate member position on the Industry Committee for which such voter is entitled to participate in designating a nominee at the respective nomination meeting

(3) For the fiscal period ending July 31, 1947, all nominations shall be submitted to the Secretary not later than twenty (20) days after the effective date hereof; and for ensuing fiscal periods, all nominations shall be submitted to the Secretary not later than the 25th day of June of the immediately preceding fiscal period.

(c) *Selection of members of Industry Committee.* In selecting the initial members and alternates of the Industry Committee, the Secretary shall select, from the nominees of the districts, the following number of members and alternates for the period beginning on the date designated by the Secretary and ending on the dates hereafter specified: (i) Two (2) members and their alternates from the Central and North Florida District, and one (1) member and his alternate from the South Florida District, for the period ending on July 31, 1947, or such later date when the respective successor is selected and has qualified; (ii) One (1) member and his alternate from each district for the period ending on July 31, 1946, or such later date when the respective successor is selected and has qualified; and (iii) one (1) member and his alternate from each district for the period ending on July 31, 1949, or such later date when the respective successor is selected and has qualified.

(d) *Establishment of Shippers Advisory Committee.* (1) A Shippers Advisory Committee consisting of ten (10) members is hereby established. Four (4) members shall be from the Central and North Florida District, four (4) members shall be from the South Florida District, and two (2) members shall be from the Florida West Coast District. There shall be an alternate for each member of such Advisory Committee. Each such member, alternate, and successor shall be a handler irrespective of whether or not such handler is also a grower. No such member or alternate shall also serve as a member or alternate of the Industry Committee, established pursuant to (a) of this section 2, during any period in which he is serving as a member or alternate of the Shippers Advisory Committee. The members of said Shippers Advisory Committee and their respective alternates shall be selected in accordance with the provisions hereof.

(2) The initial members and their respective alternates shall each hold office for a term beginning on the date designated by the Secretary and ending on July 31, 1947, or such later date when the respective successor is selected and has qualified. After July 31, 1947, the term of office of successor members and alternates shall begin on the first day of August or as soon thereafter as such successor has been selected and has qualified and shall continue for one fiscal period and until such person's successor is selected and has qualified. Each member, alternate, and the respective successor shall be nominated pursuant hereto by handlers, whether or not such handlers are also growers, and shall thereafter be selected by the Secretary, and shall qualify, as hereinafter provided.

(e) *Nomination of members and alternate members for Shippers Advisory Committee.* (1) The Secretary shall give public notice of a meeting of handlers in each district to be held within fifteen (15) days after the effective date hereof, and in ensuing years not later than June 20, for the purpose of making nominations for members and alternate members of the Shippers Advisory Committee. The Secretary shall prescribe uniform rules to govern such meetings and the balloting for nominess. The chairman of each such meeting shall publicly announce, at each such meeting, the names of the persons nominated and the total number of votes cast for each; and the chairman and the secretary of each such meeting shall transmit to the Secretary their certificate as to the number of votes so cast, the names of the persons nominated, and such other information as the Secretary may request. At each such meeting, handlers in such district shall nominate, for positions other than the ones specified in (a) (4) of this section 2, at least two handlers for each member position and at least two handlers for each alternate member position. Each such nominee shall be a handler in the district from which he is nominated.

(2) For the fiscal period ending July 31, 1947, all nominations shall be submitted to the Secretary not later than twenty (20) days after the effective date hereof. For ensuing fiscal periods, all nominations shall be submitted to the Secretary not later than the 25th day of

June of the immediately preceding fiscal period.

(3) In voting for nominees, each handler shall, except as otherwise provided in (e) (4) of this section 2, be entitled to cast one (1) vote in each district in which he is a handler for each member position and for each alternate member position on the Shippers Advisory Committee for which such handler is entitled to participate in designating a nominee at the respective nomination meeting; and each such vote shall be cast on behalf of the voting handler, his agents, affiliates, subsidiaries, and representatives. Each such vote shall be weighted by the total volume, in terms of crates, of celery produced in the district in which such vote is cast, and shipped by the voting handler during that portion of the then current fiscal period immediately prior to June 1. With respect to votes cast for the initial members and alternate members for the Shippers Advisory Committee, the respective vote shall be weighted by the total volume, as aforesaid, shipped during the period August 1, 1945, to June 1, 1946, both dates inclusive.

(4) In nominating persons for member positions and alternate member positions of the Shippers Advisory Committee for a particular fiscal period and particular district, the handler in such district who, during the immediately preceding fiscal period and prior to June 1 thereof, shipped the largest proportion of the total volume, in terms of crates, of all celery shipped by all handlers in such district of such district's production of celery, may nominate, in such district, only one (1) handler for one (1) member position and only one (1) handler for one (1) alternate member position. With respect to any handler who shipped the largest proportion, as aforesaid, from more than one district, such handler shall designate the district in which he will nominate and vote in such capacity. In each district other than the one designated, as aforesaid, by the handler, the handler who shipped the next largest proportion, as aforesaid, in such district shall be deemed to be the handler who shipped the largest proportion, as aforesaid, in such district. Each such handler who is deemed to have shipped the largest proportion, as aforesaid, shall also be subject to the same restrictions in this paragraph (4) with respect to nominating and voting.

(f) *Selection of members of Shippers Advisory Committee.* In selecting the members and alternate members of the Shippers Advisory Committee, the Secretary shall select, from the nominees of the respective districts, four (4) members and their alternates from the Central and North Florida Districts; four (4) members and their alternates from the South Florida District; and two (2) members and their alternates from the Florida West Coast District.

(g) *Vacancies.* (1) In the event nominations for members or alternate members of either committee are not made pursuant to the provisions of this section 2, the Secretary may select such members or alternate members without regard to nomination.

(2) To fill any vacancy occasioned by the failure of any person, selected as a member or alternate member of either committee, to qualify, or in the event of the death, removal, resignation, or disqualification of any qualified member or alternate, a successor for the unexpired term of such person shall be selected by the Secretary. Such selection may be made without regard to the provisions hereof as to nomination.

(h) *Acceptance of membership.* Each person selected by the Secretary as a member or alternate member of either committee shall qualify by filing a written acceptance with the Secretary within ten (10) days after being notified of such selection. Such requirements as to qualification also shall be applicable to selectees who are designated by the Secretary without regard to nominations.

(i) *Alternate members.* An alternate for a member of either committee shall act in the place and stead of such member (1) in his absence, or (2) in the event of his resignation, disqualification, or death and until a successor for the unexpired term of such member is selected and has qualified.

(j) *Compensation.* (1) Each member of the Industry Committee, and each alternate member when acting as a member of such committee, may receive compensation in an amount not in excess of five dollars ($5.00) per day for attendance at each meeting (other than a meeting held pursuant to the provisions of (n) (3) of this section 2) of such committee called in performance of the committee's duties hereunder.

(2) Each member of the Industry Committee, and each alternate member when acting as a member of such committee, may receive compensation in an amount not in excess of five dollars ($5.00) per day for attendance at any consultation or conference with any other committee, or representative thereof, established under any marketing agreement and order program pursuant to the act, with respect to the handling of celery grown in any State or region outside the area, when such member or alternate is designated by the Industry Committee to attend such consultation or conference.

(3) In addition to the aforesaid compensations, each member of either committee, and each alternate member when acting as a member of either committee, may be reimbursed for such reasonable and necessary expenses as may be actually incurred in attending each such meeting of the respective committee, conference or consultation other than meetings pursuant to (n) (3) of this section.

(k) *Powers of Industry Committee.* The Industry Committee shall have the following powers:

(1) To administer, as herein specifically provided, the terms and provisions hereof;

(2) To make, in accordance with the provisions herein contained, administrative rules and regulations;

(3) To receive, investigate, and report to the Secretary complaints of violation hereof; and

(4) To recommend to the Secretary amendments hereto.

(l) *Duties of Industry Committee.* The Industry Committee shall have the following duties:

(1) To act as intermediary between the Secretary and any grower or handler;

(2) To keep minutes, books, and records which will clearly reflect all of its acts and transactions; and such minutes, books, and records shall at all times be subject to examination by the Secretary;

(3) to furnish the Secretary such available information as may be requested by the Secretary;

(4) To appoint such employees as it may deem necessary, and to determine the salaries and define the duties of such employees;

(5) To cause its books to be audited by one or more certified public accountants at least once each fiscal period, and at such other times as it deems necessary or as the Secretary may request, and to file with the Secretary at least two copies of each such audit report;

(6) To prepare monthly statements of the financial operations of the Industry Committee and to make such statements, together with the minutes of the meetings of the Industry Committee, available, at the office of such committee, for inspection by any grower;

(7) To consult with any other committee established under any marketing agreement and order program, pursuant to the aforesaid act, with respect to the handling of celery grown in any State or region outside of the area;

(8) To defend all legal proceedings against any Industry Committee member, alternate member, or any officer or employee of such committee, arising out of any act or omission made in good faith while acting in the capacity as member, officer, or employee of the committee and pursuant to the provisions hereof;

(9) To select a chairman of the Industry Committee from among its membership, and to select such other officers as it may deem advisable;

(10) To authorize, whenever the Industry Committee deems it advisable, one or more employees of the committee to perform any ministerial or statistical duties of the committee, subject to the limitations set forth herein. Such authorization by the committee shall specify the employee or employees and state definitely the limitations of the authority thus vested in the respective employee or employees. The committee shall retain concurrent authority in connection with any such duties and shall not authorize any employee or employees to perform: (i) any duties of the committee relating to recommendations to the Secretary pursuant to section 5 hereof; or (ii) the duties or authority of the committee relating to the establishment of rules and regulations pursuant to the provisions and subject to the limitations set forth herein;

(11) To prepare and maintain, in cooperation with handlers, an accurate map or diagram for each field of celery by grower designation and by blocks;

(12) To provide an adequate system for determining the total crop of each variety of celery, and to make such determinations, including determinations by grade and size, as it may deem necessary, or as may be prescribed by the secretary, in connection with the administration of section 5;

(13) To investigate compliance with respect to any regulation of shipment pursuant to section 5 hereof;

(14) To investigate the growing, shipping, and marketing conditions with respect to celery and to assemble data in connection therewith;

(15) To establish, as the Industry Committee may deem advisable, such other committees or sub-committees composed of Industry Committee members to aid the Industry Committee in the performance of its duties hereunder;

(16) To submit to the Secretary, during each fiscal year and prior to October first thereof, a budget of its expenses and a proposed rate of assessment for such fiscal period; and

(17) To notify members of the Shippers Advisory Committee in the same manner as it notifies its own members of the time at which it will meet to make the recommendations required by Section 5 hereof.

(m) *Duties of Shippers Advisory Committee.* The Shippers Advisory Committee shall have the following duties:

(1) To select a chairman from its membership, and to select such other officers and adopt such rules and regulations for the conduct of its business as it may deem advisable;

(2) To keep minutes, books, and records which will clearly reflect all of its acts; and such minutes, books, and records shall at all times be subject to examination by the Secretary; and

(3) To notify the members of the Industry Committee in the same manner as it notifies its own members of the time at which it will meet to make the recommendations required by Section 5 hereof.

(n) *Procedure.* (1) The Industry Committee may, upon the selection and qualification of at least five (5) of its initial members, organize and commence to function. At each meeting, a quorum shall consist of five (5) members. All decisions and recommendations of the Industry Committee shall be valid if approved by at least five (5) concurring votes if not more than seven (7) members are present, or by at least six (6) concurring votes if more than seven (7) members are present. The vote of each member cast for or against any decision or recommendation made pursuant hereto shall be duly recorded; and unless otherwise authorized pursuant hereto, each member must vote in person.

(2) The Shippers Advisory Committee may, upon selection and qualification of at least six (6) of its initial members, organize and commence to function. At each meeting a quorum shall consist of six (6) members. All decisions and recommendations of the Shippers Advisory Committee shall be valid if approved by at least six (6) concurring votes of the members present. The vote of each member made pursuant hereto shall be duly recorded; and, unless otherwise authorized pursuant hereto, each member shall vote in person.

(3) Either committee may provide for simultaneous meetings of various groups of its members at designated places; and, after such groups have established telephone communication with loud speaker receivers for each group for the entire meeting, shall proceed with such meeting as if the respective committee were assembled in one place. Action taken by the respective committee in this manner shall have the same force and effect as though an assembled meeting had been held. When any proposition is submitted to either committee for voting by such method, not less than six (6) concurring votes shall be necessary for its adoption.

(4) Each committee may adopt such rules, not inconsistent with the provisions hereof, relative to the method of conducting its business as it may deem advisable. Each committee shall give to the Secretary, or to his designated representative, the same notice of its meetings as is given to its members. Each member and each alternate shall be given adequate notice in writing or by telegraph of each meeting and each simultaneous meeting as provided in this section 2 (n).

(o) *Funds.* All funds received by the Industry Committee pursuant hereto shall be used solely for the purposes herein specified and shall be accounted for in the following manner: (1) The Secretary may, at any time, require the Industry Committee and its members, including alternate members and all employees of such committee, to account for all receipts and disbursements; and (2) upon the removal, or expiration of the term of office, of any member or alternate member or employee of the Industry Committee, such person shall account for all receipts and disbursements, and deliver all property and funds, together with all books and records in his possession, to his successor in office or to such other person as the Secretary may designate, and such person shall also execute such assignments and other instruments as may be necessary or appropriate to vest in the successor or in such designated person full title to all the property, funds, and claims vested in such person pursuant hereto.

SEC. 3. *Expenses and assessments*—(a) *Expenses.* The Industry Committee is authorized to incur such expenses as the Secretary finds may be necessary to carry out the functions of the Industry Committee and the Shippers Advisory Committee hereunder, during each fiscal period. The funds to cover such expenses shall be acquired by levying assessments as hereinafter provided.

(b) *Assessments.* (1) Each handler who first ships celery shall, with respect to the celery shipped by him, pay to the Industry Committee, upon demand, such handler's pro rata share of the expenses which the Secretary finds will be necessarily incurred by the Industry Committee for the maintenance and functioning, during each fiscal period, of the committees established hereunder. Such handler's share of such expenses shall be that proportion thereof which the total quantity, in terms of crates, of celery shipped by such handler as the first handler thereof during the applicable fiscal period is of the total quantity, in terms of crates, of celery shipped by all handlers as the first handlers thereof during the same fiscal period. The Secretary shall fix the rate of assessment to be paid by such handlers. The rate of assessment for the fiscal period ending July 31, 1947, shall be one cent per crate of celery shipped by such handler as the first handler thereof; the exact sum to be determined by the Industry Committee subject to review by the Secretary.

(2) At any time during or after any fiscal period, the Secretary may increase the rate of assessment, so that the sum of money collected pursuant to the provisions of this section shall be adequate to cover said expenses. Such increase shall be applicable to all celery shipped during the given fiscal period. In order to provide funds to enable the Industry Committee to perform its functions hereunder, handlers may make advance payments of assessments.

(c) *Accounting.* (1) If, at the end of any fiscal period, it shall appear that the assessments collected are in excess of expenses incurred, each handler entitled to a proportionate refund of the excess assessments shall be credited with such refund against the operations of the following fiscal period, unless such handler demands payment thereof, in which case such sum shall be paid to him.

(2) The Industry Committee may, with the approval of the Secretary, maintain in its own name or in the name of its member a suit against any handler for the collection of such handler's pro rata share of said expense.

SEC. 4. *Marketing policy*—(a) *Must be submitted prior to recommendation.* Before making any recommendations pursuant to section 5 hereof for any variety of celery, the Industry Committee and the Shippers Advisory Committee shall, with respect to the regulations permitted by such section, submit to the Secretary a detailed report setting forth an advisable marketing policy for each such variety for the then current shipping season. Such report shall set forth (1) the proportion of the estimated total crop of such variety (determined by the Industry Committee to be available for shipment during such season) deemed advisable by the Industry Committee and the Shippers Advisory Committee to be shipped during such season; (2) the proposed regulations which may be recommended by the committee during such season, and the justification therefor; and (3) the estimates and other factors enumerated in section 4 (b) hereof. In the event the committees deem it advisable to alter such marketing policy or advisable proportion as the shipping season progresses, in view of changed demand and supply conditions with respect to celery, the said committees shall submit to the Secretary a report thereon. The Industry Committee shall notify producers and handlers of the contents of each such report by publishing a summary thereof in daily newspapers of general circulation in each district, as the Industry Committee may select.

(b) *Factors to be considered.* In determining each such marketing policy, or revised marketing policy, and advisable proportion, the Industry Committee and the Shippers Advisory Committee shall give due consideration to the following

factors and conditions relating to celery produced in Florida and in other States: (1) The available crop of each variety of celery in Florida (by district) and in other States, including the grades and sizes thereof in Florida; and such grades and sizes shall be determined by the Industry Committee pursuant to (1) (12) of section 2; (2) the probable shipments of celery from each district during each week of such season; (3) the probable shipments of celery during each week from other States; (4) the prospective supply of competitive commodities; (5) the probable market prices and marketing conditions which are expected to prevail for celery grown in Florida; (6) the probable harvesting and marketing costs and charges applicable to celery grown in Florida; (7) the level and trend in consumer income; and (8) other pertinent factors bearing on the marketing of celery.

SEC. 5. *Shipment regulations*—(a) *Recommendation for regulations.* (1) Whenever the Shippers Advisory Committee deems it advisable to regulate any variety pursuant to this section, the said committee shall recommend the particular method or methods of regulation, set forth in section 5 (c) hereof, deemed advisable by it to be made effective during a specified period or periods. In making such determination, the said committee shall give due consideration to the following factors relating to celery produced in Florida and in other States; (i) market prices, including prices by grades and sizes of each variety for which regulation is recommended; (ii) amount of celery on hand at the principal markets, as evidenced by supplies on track (iii) maturity, conditions, and available supply of celery in Florida, including the grades and sizes thereof, and in other States; (iv) the level and trend in consumer income; and (v) other pertinent market information. The Shippers Advisory Committee shall promptly report the recommendations so made, with supporting information, to the Industry Committee; and the Industry Committee shall, in turn, submit the same to the Secretary, together with its own recommendations and supporting information respecting the factors hereinbefore enumerated.

(2) The failure of the Shippers Advisory Committee to make a recommendation, after having received notice of the intention of the Industry Committee to meet for the purpose of receiving such recommendation, with respect to regulation pursuant to this section, shall not preclude the Industry Committee from submitting its recommendations and supporting information to the Secretary.

(3) The Industry Committee shall promptly give notice to all handlers and growers of such meeting to consider the recommendation of regulations pursuant to this section. Such notice shall contain a direction to handlers and growers to make the applications required by (d) (3) of this section. The Industry Committee shall promptly give notice of any such recommendation before the recommended effective time of the proposed regulation, and shall also mail a copy of such regulation to each handler who has filed his address with the Industry Committee for this purpose.

(b) *Regulation by the Secretary.* Whenever the Secretary shall find from the recommendations and reports of the Shippers Advisory Committee or the Industry Committee, or from other available information, that to limit the shipment of any variety by one or more or all of the methods set forth in section 5 (c) hereof, would tend to effectuate the declared policy of the act, he shall so limit the shipment of such variety during a specified period or periods. Prior to the beginning of each such regulation, the Secretary shall notify the Industry Committee of the regulation issued by him, and such committee shall notify all handlers thereof, as aforesaid. When the regulation as issued by the Secretary is different from the recommendation of the Industry Committee, notice of such regulation shall be also by mailing a copy thereof to each handler who has filed his address with the Industry Committee for this purpose.

(c) *Methods of regulating shipments*—(1) *Method I; grades.* Regulation by this method shall be by specification of the grade or grades of celery of any variety which may be handled during a specified period or periods of regulation.

(2) *Method II; sizes.* Regulation by this method shall be by specification of the size or sizes of stalks of celery of any variety which may be handled during a specified period or periods of regulation.

(3) *Method III; available supply.* Regulation by this method shall be by specification, for each handled, of such portion of the handler's reported available supply of celery which may be harvested for shipment during a specified period or periods of regulation. For purposes of this method of regulation, the following terms have the following meanings:

(i) "Block" means a row or an uninterrupted series of rows of celery of the same variety which were planted in a particular field during the same calendar week.

(ii) "Field" means a well-delineated plot of cultivated land upon which celery is grown.

(iii) "Available supply of celery" means the linear feet of rows of unharvested celery ready for harvest for shipment during a particular period.

(d) *Information and reports to be furnished by handlers; applications for allotment.* (1) Prior to October 10 of each fiscal period, each handler shall provide the Industry Committee with three copies of a map or diagram of each field of celery owned by such handler, and of each field with respect to which such handler furnishes the Industry Committee evidence satisfactory to such committee that such handler has contracted to buy some or all of the celery produced thereon or has entered into an agreement with the grower authorizing the handler exclusively to harvest for shipment any portion of the celery produced thereon. Each such copy shall be certified by the handler as to the ownership of, or authority to handle, the celery; shall be identified as to the grower; and shall show the various blocks thereof properly designated by number. Together with the aforesaid copies of maps or diagrams, each handler shall submit to the Industry Committee the following information relative to each field of celery, as aforesaid, planted during August and September of the then current fiscal period:

(i) The variety of celery planted in each block;

(ii) The calendar week during which such celery was planted;

(iii) The number of rows of such celery; and

(iv) The number of linear feet constituting each such row.

(2) Not later than the 10th day of each calendar month during the period November through May of each fiscal period, each handler shall submit to the Industry Committee a report concerning all fields of celery, as aforesaid, planted during the immediately preceding calendar month. Each such report shall also contain so much of the information, including copies of maps or diagrams, referred to in section (d) (1) hereof as may be necessary to reflect a complete report on all fields of celery, as aforesaid, planted since August 1 of such fiscal period.

(3) During the calendar months of December through June of each fiscal period, each handler shall submit not later than 12:01 p. m., e. s. t., of Tuesday of each calendar week thereof, a written report to the Industry Committee, on a form approved by the committee, setting forth his available supply of celery for the following calendar week; and each such report shall identify such available supply of celery by reference to the particular block from which such handler expects the celery will be harvested for shipment during such calendar week. Each such report shall contain a request for an allotment of linear feet of rows of celery to be harvested for shipment during the following calendar week in the event regulation pursuant to the aforesaid Method III is made effective during such calendar week. Such request for allotment shall be based upon the respective handler's reported available supply of celery set forth in his written report. Together with the aforesaid report, each handler shall submit an additional written report setting forth: (i) the total number of linear feet of rows of celery harvested by such handler from each block during the preceding calendar week; (ii) the number of linear feet of rows of celery not harvested during such preceding calendar week; and (iii) the reference to each row of celery, whether or not harvested, by block designation. Whenever, during any calendar week, any variety is regulated pursuant to Method III, as set forth in section 5 (c) hereof, each handler shall submit, in connection with the information required to be submitted by (ii) of this paragraph relative to such calendar week, a statement of the total number of linear feet of rows of celery harvested for shipment during such calendar week by such handler pursuant to an allotment from the Secretary in accordance with section 5 (c) hereof, and a statement

of the number of linear feet of rows of celery required, by the aforesaid regulation, not to be harvested for shipment.

(e) *Recommending allotments.* In recommending allotments for handlers pursuant to the aforesaid Method III, the Industry Committee shall consider only the linear feet of rows of celery included in the respective handler's report of the available supply of celery upon which such handler based his application for an allotment, as aforesaid, and for which such handler had provided such committee with the information, copies of maps or diagrams, and reports required by the provision of (d) hereof. Such allotment recommendation shall be in terms of a specific percentage of such handler's reported available supply of celery for the period. Such percentages shall be calculated by dividing the total number of linear feet of rows of celery determined to be advisable to be harvested for shipment during such regulation period by all handlers by the total number of linear feet of rows of celery in all handlers' reports of available supply of celery upon which such handlers based their applications for allotment for such regulation period. Such calculations shall be made to the nearest one-hundredth. In determining the total number of linear feet of rows of celery advisable to be harvested for shipment, the Industry Committee shall:

(1) Estimate the quantity of celery, in terms of crates, advisable to be shipped during the following week because of the factors enumerated in (a) (1) of this section 5,

(2) Estimate for the following week the area average yield, in terms of crates, from reports by field representatives of the committee, and such representatives' reports of maturity and other conditions for such week,

(3) Calculate by dividing (1) by (2) the acres deemed advisable to be harvested during the following week, and

(4) Multiply the linear feet of celery per acre by the result obtained in (3).

(f) *Fixing allotment.* (1) In fixing allotments for each handler pursuant to the aforesaid Method III, the Secretary shall consider only the linear feet of rows of celery reported by such handler and included in the Industry Committee's recommendations for allotments; and the Secretary shall allot to each such handler the total number of linear feet of rows of celery that he may harvest for shipment during a specified calendar week. Each such allotment shall be in terms of a specific percentage, calculated as aforesaid, of such handler's reported available supply of celery for such calendar week and shall be applicable to each row of celery reported as a part of such available supply. Celery allotted for harvest for shipment, pursuant to regulations issued by this Method III, shall be harvested only from the rows of celery included in the available supply of celery reported for such regulation period and shall be harvested from the same relative location in each row within each field.

(2) Celery represented by the complement of the allotment percentage for a particular week shall remain unharvested until a certificate of compliance has been issued by any designated agent of the Industry Committee with respect to such unharvested celery. None of such unharvested celery may thereafter be harvested for shipment until all handler's unharvested celery originally included in reports of available supply of celery for a particular calendar week are authorized to be harvested for shipment by the Industry Committee with the approval of the Secretary.

(g) *Modification of allotments.* (1) The Industry Committee may permit any handler to withdraw his application for an allotment or portion thereof, upon written or telegraphic application therefor by such handler, with respect to such rows of celery which the Industry Committee finds are not, in fact, available for shipment because (i) such celery is not sufficiently matured to warrant shipment; (ii) mechanical conditions prevent shipment; (iii) labor conditions prevent harvest; (iv) weather conditions prevent harvest; or (v) other conditions justify such withdrawal. Such rows of celery may thereafter be included in such handler's report of the available supply of celery only for the next succeeding calendar week and an application for an allotment made for such week based thereon. The allotment percentage for such withdrawn celery which is included in the available supply of celery for such succeeding calendar week shall be five (5) percentage points less than the allotment percentage fixed for such calendar week. All such celery harvested for shipment shall be harvested in accordance with the provisions otherwise applicable to celery harvested for shipment pursuant to regulations under Method III and the provisions of (f) (2) of this section 5 shall apply for the celery represented by the complement of the allotment percentage determined by the provisions of this paragraph.

(2) Each handler who gives written or telegraphic notice to the Industry Committee that such handler desires, during a particular calendar week of regulation pursuant to Method III, to harvest for shipment celery from a new available supply of celery for such calendar week and which available supply was not previously reported for such calendar week nor included in an application for an allotment for such calendar week, may harvest a portion of such new available supply of celery subject to the following conditions; (i) the total number of linear feet of rows of celery of such new available supply of celery shall be included in the aforesaid notice and identified by rows and blocks; (ii) the allotment percentage for such new available supply of celery shall be the allotment percentage for such calendar week less ten (10) percentage points; (iii) all such celery harvested for shipment shall be harvested in accordance with the provisions otherwise applicable to celery harvested for shipment pursuant to regulations under Method III; (iv) the provisions of (f) (2) of this section 5 shall apply for the celery represented by the complement of the allotment percentage determined by the provisions of (ii) of this paragraph.

SEC. 6. *Inspection and certificates.* Each handler shall, prior to making each shipment of celery, cause each such shipment to be inspected by a Federal or Federal-State Inspector. Each handler shall submit to the Industry Committee by not later than 12:01 p. m. on Tuesday of each week, a copy of the certificate or memorandum issued by the Federal or Federal-State inspection service with regard to celery shipping during the immediately preceding week and such certificate or memorandum shall state in the event of grade regulation, the grade or grades of celery in such shipment, and in the event of size regulation such certificate or memorandum shall state the size or sizes of celery in such shipment. The aforesaid certificate or memorandum shall also state in the event of regulation by Methods I or II of section 5 hereof, whether the celery in the respective shipment meets the requirements of grade, and size regulation, respectively, effective pursuant hereto. Failure to include such statement shall not relieve the handler of his responsibilities as provided herein. There shall accompany each certificate or memorandum issued by the Federal or Federal-State Inspector a shipper's manifest of varieties, grades, or sizes.

SEC. 7. *Compliance.* Except as provided herein, no handler shall ship celery, the shipment of which has been prohibited pursuant hereto; and each handler shall ship celery only in conformity to the provisions hereof and of the regulations, if any, issued by the Secretary pursuant hereto.

SEC. 8. *Reports.* For the purpose of enabling the Industry Committee to perform its functions and duties pursuant to the provisions hereof, each handler shall furnish to the Industry Committee such information, in such form and at such times and substantiated in such manner as shall be prescribed by the Industry Committee and approved by the Secretary, as may thus be requested by the Industry Committee with regard to each shipment of celery.

SEC. 9. *Right of the Secretary.* The members of the Industry Committee, including successors and alternates thereof, and any agent or employee appointed or employed by the Committee, shall be subject to removal or suspension at any time by the Secretary. Each and every order, regulation, determination, decision, or other act of each committee provided for herein shall be subject to the continuing right of the Secretary to disapprove such order, regulation, decision, determination, or other act, and upon such disapproval, at any time, such action by a committee shall be deemed null and void, except as to acts done in reliance thereon in compliance therewith prior to such disapproval by the Secretary.

SEC. 10. *Effective time and termination*—(a) *Effective time.* The provisions hereof shall become effective at such time as the Secretary may declare above his signature attached hereto, and shall continue in force until terminated in one of the ways hereinafter specified.

(b) *Termination.* (1) The Secretary may, at any time, terminate the provisions hereof by giving at least one (1) day's notice by means of a press release or in any other manner which he may determine.

(2) The Secretary may terminate or suspend the operation of any of the provisions hereof whenever he finds that any such provisions do not tend to effectuate the declared policy of the act.

(3) The Secretary shall terminate the provisions hereof at the end of any fiscal period whenever he finds, by referendum or otherwise, that such termination is favored by the majority of the growers who, during such representative period as may be determined by the Secretary, have been engaged in the production of celery for market: *Provided*, That such majority have, during such representative period, produced for market more than fifty (50) percent of the volume of such celery produced for market within the area; but such termination shall be effective only if announced on or before the last day of July of the then current fiscal period.

(4) The provisions hereof shall, in any event, terminate whenever the provisions of the Act authorizing them cease to be in effect.

(c) *Proceedings after termination.* (1) Upon the termination of the provisions hereof, the then functioning members of the Industry Committee shall continue as joint trustees, for the purpose of liquidating the affairs of said Committee, of all funds and property then in the possession of or under control of such Committee, including claims for any funds unpaid or property not delivered at the time of such termination. The procedure rules governing the activities of said trustees, including but not being limited to the determination as to whether action shall be taken by a majority vote of the trustees, shall be prescribed by the Secretary.

(2) The said trustees shall continue in such capacity until discharged by the Secretary; and shall, from time to time, account for all receipts and disbursements and deliver all property on hand, together with all books and records of the Industry Committee and of the trustees, to such person as the Secretary may direct; and shall, upon request of the Secretary, execute such assignments or other instruments necessary or appropriate to vest in such person the right to all of the funds, property and claims vested in the committee or the trustees pursuant hereto.

(3) Any person to whom funds, property, or claims have been transferred or delivered by the Industry Committee or its members, pursuant to this section, shall be subject to the same obligations imposed upon the members of said Committee and upon the said trustees.

(4) Any funds collected for expenses pursuant to the provisions hereof and held by such trustees or such other person, over and above amounts necessary to meet obligations and the expenses incurred necessarily by the trustees or such other person in the performance of their duties hereunder, shall, as soon as practicable after the termination hereof, be returned to the handlers pro rata in proportion to their contributions made pursuant hereto.

SEC. 11. *Duration of immunities.* The benefits, privileges and immunities conferred upon any person by virtue hereof shall cease upon the termination hereof, except with respect to acts done under and during the existence hereof.

SEC. 12. *Agents.* The Secretary may, by designation in writing, name any person, including any officer or employee of the Government, or name any bureau or division in the United States Department of Agriculture, to act as his agent or representative in connection with any of the provisions hereof.

SEC. 13. *Derogation.* Nothing contained herein is, or shall be construed to be, in derogation or in modification of the rights of the Secretary or of the United States to exercise any powers granted by the act or otherwise, or, in accordance with such powers, to act in the premises whenever such action is deemed advisable.

SEC. 14. *Personal liability.* No member or alternate of said Industry Committee nor any employee thereof, shall be held personally responsible, either individually or jointly with others, in any way whatsoever, to any handler or to any person for errors in judgment, mistakes, or other acts, either of commission or omission, as such member, alternate, or employee, except for acts of dishonesty.

SEC. 15. *Separability.* If any provision hereof is declared invalid, or the applicability thereof to any person, circumstance, or thing is held invalid, the validity of the remainder hereof, or the applicability thereof to any other person, circumstance, or thing, shall not be affected thereby.

SEC. 16. *Amendments*—(a) *Proposals.* Amendments hereto may be proposed, from time to time, by the Industry Committee or by the Secretary.

(b) *Hearing and approval.** After due notice and hearing, and upon the execution of the proposed amendment by handlers who, during the preceding fiscal period, shipped not less than fifty (50) percent of the celery shipped during such period, the Secretary may approve such amendment and it shall become effective at such time as the Secretary may designate: *Provided, however*, That in the event any amendment alters the manner in which the handling of celery is regulated by this agreement, the Secretary shall not approve such amendment unless he determines that such amendment is favored or approved by at least two-thirds (⅔) of the growers of celery, who, during a representative period determined by the Secretary, have been engaged in the State of Florida in the production of celery for market, or by growers, of celery, who, during such representative period, have produced, in the State of Florida, for market at least two-thirds (⅔) of the volume of celery produced for market during such representative period.

SEC. 17. *Counterparts.** This agreement may be executed in multiple counterparts and, when one counterpart is signed by the Secretary, all such counterparts shall constitute, when taken together, one and the same instrument as if all signatures were contained in one original.

SEC. 18. *Additional parties.** After the effective date hereof, any handler who has not previously executed this agreement may become a party hereto if a counterpart hereof is executed by him and delivered to the Secretary. This agreement shall take effect as to such new contracting party at the time such counterpart is delivered to the Secretary, and the benefits, privileges, and immunities conferred by this agreement shall then be effective as to such new contracting party.

SEC. 19. *Effect of termination or amendment.* Unless otherwise expressly provided by the Secretary, the termination hereof or of any regulation issued pursuant hereto, or the issuance of any amendment to either thereof, shall not (a) affect or waive any right, duty, obligation, or liability which shall have arisen prior thereto, or (b) release or extinguish any violation hereof or of any regulation issued hereunder, or (c) affect or impair any right or remedy of the United States, or of the Secretary, or of any other person with respect to any such violation.

SEC. 20. *Order with marketing agreement.** Each signatory handler favors and approves the issuance of an order, by the Secretary, regulating the handling of celery in the same manner as is provided for in this agreement; and each signatory handler hereby requests the Secretary to issue, pursuant to the act, such an order.

Copies of this notice of hearing may be obtained from the Hearing Clerk, Office of the Solicitor, United States Department of Agriculture, Washington 25, D. C., or from the Fruit and Vegetable Branch, Production and Marketing Administration, Drane Building, Lakeland, Florida, or may be there inspected.

Dated: June 10, 1946.

E. A. MEYER,
Assistant Administrator for Regulatory and Marketing Service Matters.

[F. R. Doc. 46-8767; Filed, June 10 1946. 11:27 a. m.]

HANDLING OF MILK IN CLEVELAND, OHIO MARKETING AREA

NOTICE OF REPORT AND OPPORTUNITY TO FILE WRITTEN EXCEPTIONS WITH RESPECT TO PROPOSED MARKETING AGREEMENT AND TO PROPOSED ORDER

Pursuant to the rules of practice and procedure governing proceedings to formulate marketing agreements and marketing orders, as amended (7 CFR, Cum. Supp., 900.1 et seq.; 10 F.R. 11791), notice is hereby given of the filing with the Hearing Clerk of the report of the Assistant Administrator for Regulatory and Marketing Service matters, Production and Marketing Administration, United States Department of Agriculture, with respect to a proposed marketing agreement and a proposed order regulating the handling of milk in the Cleveland, Ohio, marketing area, to be made effective pursuant to the provisions of the Agricultural Marketing Act of 1937, as amended (7 U.S.C., 601 et seq.).

Interested parties may file exceptions to this report with the Hearing Clerk, Office of the Solicitor, Room 1331 South Building, United States Department of Agriculture, Washington 25, D. C., not later than the close of business on the 20th day after the publication of this report in the FEDERAL REGISTER. Exceptions should be filed in quadruplicate.

The public hearing, on the record of which the proposed marketing agreement and the proposed order were formulated, was called by the Production and Marketing Administration, United States Department of Agriculture, following receipt of a petition filed by the Milk Producers Federation of Cleveland, Inc., and was held at Cleveland, Ohio, from November 29 to December 5, 1945, inclusive, and from January 28 to February 1, 1946, inclusive, following an original notice of hearing dated November 10, 1945.

The major issues developed at the hearing were concerned with the following: (1) Whether milk produced for the Cleveland fluid milk market is in the current of interstate commerce or directly burdens, obstructs, or affects interstate commerce in milk or its products; (2) whether the issuance of a marketing agreement or of an order is justified; (3) the proper size of the marketing area; (4) what milk should be covered for pricing purposes; (5) the classification of milk and the manner of allocating the classified utilization of milk to producers; (6) the level of class prices to be paid and the method for determining such prices, including an even production incentive plan and location adjustments; and (7) the type of pool to be employed in distributing returns to producers.

The conclusions reached with respect to these issues, together with some of the considerations leading to such conclusions, are set forth below:

(a) Milk to be regulated under the proposed marketing agreement and order is in the current of interstate commerce or directly burdens, obstructs, or affects interstate commerce in milk or its products.[1]

The nature of the commerce in milk and milk products in the Cleveland marketing area may be outlined briefly as follows:

Milk is shipped currently to Cleveland, Ohio, marketing area milk plants, as part of the fluid milk supply of such plants, directly from approximately 40 producers' farms located in Pennsylvania.

A number of cream plants located in several States ship cream to the Cleveland marketing area regularly, which cream is used there for fluid cream, ice cream, and other milk products and in the standardization of fluid milk. Cream so received is commingled with producers' milk after being received in Cleveland in the preparation of fluid milk and other products and is also sold throughout the marketing area as fluid cream in competition with cream derived from producers' milk. When emergency milk is needed for fluid use in Cleveland, these plants often ship milk to meet the emergency need. Sizable quantities of cream and emergency milk have been shipped to the Cleveland marketing area from such plants over a period of several years. In addition, several milk plants located in Michigan, New York, and Pennsylvania have shipped emergency milk to the marketing area over a period of several years.

Manufacturing plants located in several States ship substantial amounts of milk products to the Cleveland marketing area. Products so received from this group of plants are sold throughout the marketing area in competition with similar products made from producers' milk. When additional cream is needed for fluid use in the marketing area, many of these plants ship cream for such use.

The milk of Cleveland producers is purchased in competition with (1) milk produced for other fluid milk markets, such as Toledo and Pittsburgh, that receive regular milk supplies from States other than those in which such respective markets are located and (2) milk produced for manufacturing plants from which various products of milk are sold across State lines. Also, milk of Cleveland producers is disposed of in substantial quantities as fluid milk, fluid cream, ice cream mix, and other milk products to outlets in States other than Ohio.

(b) The issuance of a marketing agreement and order is justified.[2]

The principal problem facing producers in the Cleveland marketing area is a familiar one which in the past has resulted in instability in this and in other fluid milk markets. It is the lack of a well-defined and uniform price plan guaranteeing producers equal shares of the market at a reasonable price level, and the assurance that their returns will have a sound basis in the fundamental economic conditions affecting the market rather than primarily on the relative bargaining strength of producers and handlers. From the record it appears that the history of milk marketing in the Cleveland marketing area has been characterized by reoccurring periods of instability and unrest that have led producers to be dissatisfied with the conditions under which their milk is sold. None of the methods of pricing milk which have been tried in the past has led to stable marketing by assuring producers of uniform and dependable prices consistent with changing economic conditions.

Although handlers representing a portion of the milk in the market have shown a willingness, at the request of some of the organized producers, to work toward a uniform price plan based on the classified utilization of milk, the failure of other handlers to participate in such a plan has rendered ineffective the efforts of those handlers willing to price milk on such basis. In view of the complex nature of the Cleveland market and of the large number of handlers distributing milk in the area, it appears extremely doubtful if a uniform buying plan will evolve as a matter of voluntary negotiation between producers and handlers. There appears to be nothing to indicate that the market will of itself develop a pattern under which all producers will be treated uniformly and that will give producers the information on which they can be assured that their returns will be arrived at in recognition of the basic elements affecting market prices.

(c) The Cleveland, Ohio, marketing area should include the territory geographically within Cuyahoga County and within Willoughby Township in Lake County, Ohio.[3]

The proposed marketing area includes towns and communities which, taken with the city of Cleveland, form an integral and compact market, in which fluid milk and its byproducts are freely marketed under highly similar conditions. Throughout most of the proposed marketing area, Cleveland inspected milk or its quality equivalent is required under local health standards. Those communities not having formal health standards equivalent to those of Cleveland are included only in instances where it appears that the competition with milk distributed from other communities in the marketing area is sufficient to necessitate regulation to prevent local handlers from having a buying advantage over handlers operating out of such other communities in the marketing area. Cleveland inspected milk is distributed throughout the entire proposed marketing area, and it is sold in substantial competition with all other milk which would be regulated.

The marketing area originally proposed by producers, and concurred in by handlers, included several additional townships in Lorain, Lake, Geauga, Summit, and Portage Counties, Ohio. Such townships lie just outside the boundary lines of Cuyahoga County. However, the latter area is believed to be unnecessarily extensive and probably would result in the coverage of distributors primarily engaged in other fluid milk markets, creating competitive disadvantages for such distributors in relation to other distributors in such outside markets who constitute their major competition.

(d) The term "producer" should include all dairy farmers producing milk regularly for the Cleveland marketing area.[4] It should not include dairy farm-

[1] H.R. pp. 39–41; 151–165; 173–179; 184–195; 202–231; 251–261; 277–282; 287–300; 368–372; 413–475; 487; 515–519; 532–535; 655; 1109–1110; 1286–1287; 1567–1575; 1758; 2020–2021; 2065–2066; 2129–2131; 2161–2162; 2180–2183; 2296–2207; Exhibits 5, 19, 20, 21, 22, 22A, 23, 23A, 25, 26, 28, 56, 72, 75, 76, 83, 85, 86, 87.

[2] H.R. pp. 2186–2201; 2210–2214; 2126–2160; 1849; 1865–1877; 71; 157–161; 166–195; 277–278; 290–291; 324–325; 512; 536–547; 559–560; 565–568; 571–581; 613–647; 813; 831–836; 860–863; 1014; 1111–1131; Exhibits 3, 3A, 34, S34, 53, 57, 62, 62A, 63, 63A, 63B, 64, 64A, 82.

[3] H.R. pp. 39–64; 64–88; 88–102; 102–115 115–131; 134–251; 262–273; 302–311; 476–481; 581–582; 672–673; 703–705; 1193–1204; 1204–1206; 1206–1213; 1213–1215; Exhibits 4, 6, 7, 27, 29, and 31.

[4] H. R. pp. 134–251; 275–302; 302–311; 314–348; 350–405; 405–475; 550–612; 613–647; 1171–1172; 1803; Exhibits 7, 8, 9, 10, 11, 12, 13, 19, 20, 21, 24, 26, and 27.

ers producing milk primarily for other outlets or for plants shipping irregularly to the Cleveland marketing area.

It appears that this can best be accomplished by defining a producer as a person producing milk approved by the health authority of a community in the marketing area for consumption as fluid milk in such community which is delivered to a pool plant (a pool plant being a plant considered to be a regular supplier of milk for consumption as fluid milk in the marketing area). Farmers normally shipping to pool plants but whose milk is diverted to a nonpool plant during the flush production season should retain status as producers during such period. A producer-handler should not be considered as a producer with respect to milk transferred from his bottling plant to a pool plant. Such milk should be considered as "other source milk."

The term "handler" should include any person who disposes of milk in the marketing area for consumption in fluid form, except that it should not include a person disposing of "other source milk" as a supplementary supply to pool plants.[4] The term should be broad enough to include a person operating a pool plant, a person operating a nonpool plant from which a route is operated which extends into the marketing area, and a person operating a nonpool plant disposing of other source milk as the sole source of supply of a pool plant.

A "pool plant"[5] should include any bottling plant out of which milk, skim milk, buttermilk, flavored milk, or flavored milk drink is distributed in the Cleveland, Ohio, marketing area and any other milk plant supplying such a bottling plant at least half of the time or with at least 50 percent of its supply of milk.[7] Under existing health regulations, the Cleveland market has a number of "stand-by" plants for milk and cream as well as for various milk products. However, only certain plants appear to furnish milk regularly or in substantial quantities as part of the qualified milk supply of the marketing area. In the attached order those plants (other than bottling plants) which are an integral part of the Cleveland market have been identified. Other plants not named in the attached order but mentioned in the hearing record appear to be emergency sources of milk for Cleveland and, in some cases, are more closely associated with other fluid milk markets than with the Cleveland market. In addition to the naming of certain plants as pool plants because they are the primary suppliers of Cleveland area bottling plants, certain rules are included to provide the way by which additional plants may become designated as pool plants because it is recognized that the pool should not be restricted to those plants that happen to be currently the regular sources of market milk. However, it is recognized further that the protection of producers who have met the health requirements to ship milk to the marketing area and have in view to do so over a considerable period of time demands that new plant sources should meet certain minimum requirements on entry into the pool. The plants named in the order as pool plants have met the minimum requirements applicable to the entry of new pool plants. Similarly, rules are provided for the removal of plants as pool plants if certain minimum standards of delivery of milk are not maintained.

(e) There should be three classes of milk as defined in the proposed marketing agreement and order which is a part of this report.[8]

The classification plan proposed by producers provided for three classes of milk, but with a somewhat different grouping of the items to be included in the various classes than appear in the proposed marketing agreement and order. The classification plan proposed by handlers provided for four classes of milk.

The principal discussions concerning classification were directed toward the proper classification of (1) skim milk and butterfat used in cream, skim milk, buttermilk, flavored milk drink, and (2) shrinkage. Producers proposed that these items be classified as Class I milk. Handlers proposed to classify skim milk and butterfat disposed of as fluid cream in a class by itself and to classify skim milk, buttermilk, and flavored milk drink in the same class as ice cream and related products. Although handlers contended that skim milk and butterfat disposed of as fluid cream should be classified in a separate class, testimony concerning prices paid for cream from sources other than producers, and prices currently being paid producers for all milk, indicates that if cream were included in a separate class, it would not be appropriate to fix prices on the skim milk and butterfat in producers' milk so classified lower than those proposed in connection with its classification as Class I milk.

Skim milk and butterfat used in the production of skim milk, buttermilk, and flavored milk drink should be Class I milk. These products are disposed of in a form and for a use more nearly similar to the form and use of fluid milk than of any milk product. Likewise, the quality of milk required for such products is similar to that required for fluid milk.

(f) The class prices should be established at such levels as to reflect the price of feeds, available supplies of feeds, and other economic conditions which affect market supplies of and demand for milk to insure a sufficient quantity of pure and wholesome milk and to be in the public interest.[9]

The Class I milk price on a 3.5 percent butterfat basis would be computed by adding to the basic formula price (manufacturing milk price level) the following amounts for the delivery periods indicated: May and June, $0.65; October, November, and December, $1.15; and all others, $1.00. The Class II milk price on a 3.5 percent butterfat basis would be similarly computed by adding to the basic formula price, $0.45, $0.75, and $0.60, respectively, for the corresponding delivery periods. The prices for skim milk and for butterfat in Class I milk and Class II milk, respectively, would be derived from the above-mentioned formula prices for Class I milk and Class II milk.

Taking the basic formula price (manufacturing milk price level) of $2.76 per hundredweight for April 1946, the price plan proposed would provide class prices per hundredweight for 3.5 percent milk, f. o. b., the marketing area, as follows:

Class	May and June	Oct., Nov., and Dec.	All other months
Class I milk	$3.61	$3.91	$3.76
Class II milk	3.21	3.51	3.36
Class III milk	[1] 2.62	[1] 2.62	[1] 2.62

[1] Approximate.

It is estimated that a uniform price of $3.57 per hundredweight for all milk (3.5 percent butterfat content) would have resulted had the formulas and prices proposed been in effect during the calendar year of 1945. During such year the reported average price paid by the handlers in the market for all milk was $3.39.

Location differentials to producers and to handlers for milk received at country plants are similar to those proposed by the handlers except that (1) no location differential is established with respect to milk received at country plants located within 30 miles of the Public Square in Cleveland, Ohio, and (2) the location differentials will be applicable only with respect to the actual weight of milk, skim milk, cream, or milk products moved to the marketing area from these country plants to which the location differentials are applicable. The location differentials proposed by producers appeared to approximate those currently in effect in the market. However, it was concluded that the latter would not be sufficient.

The announcement of prices to producers with reference to a 3.5 percent butterfat test follows the custom of the market. For the purpose of computing the value of milk for each handler, class prices for skim milk and butterfat separately are computed in the proposed order.

Seasonality of prices has been adopted in order to encourage a shift of milk production toward the winter months to alleviate the shortage of milk which has characterized the market at that time of the year. In this respect handlers proposed that an "even production incentive" plan similar to that in effect in the Louisville, Kentucky, marketing area be provided in addition to seasonal class prices. It was felt, however, that seasonal class prices would be sufficient at the present time and that it would needlessly complicate the provisions of the proposed marketing agreement and order to introduce two plans having a similar purpose. Moreover, before the type of even production incentive plan proposed by handlers is adopted for Cleveland, it should be studied carefully in relation to possible effects on other nearby fluid milk markets not having such a plan.

Although the "bracket" system of changing Class I milk and Class II milk prices in relation to the basic formula price was proposed by producers and concurred in by handlers at the hearing, it is concluded also that this system should not be adopted in Cleveland at the present time.

(g) The market-wide type of pool should be employed for the purpose of computing the uniform price to producers, but participation in the pool should be limited to the milk of producers shipping to plants that are engaged primarily in supplying milk regularly for the Cleveland marketing area.[10]

Under the market-wide pool a uniform price would be computed on the basis of the combined classification values of milk for all pool plants, which would be adjusted for variations in the butterfat content of the individual producer's milk and the distance from Cleveland of the plant where such milk is received.

Certain handlers proposed an "individual-handler" type of pool, under which the uniform prices paid producers by handlers would differ according to variations among them in the proportions of milk in each of the various classes. But because of the wide variations among handlers in the quantities of milk utilized in the various classes and in consideration of the concentration of surplus handling facilities in a relatively small number of the plants affected, the market-wide pool appears to be more workable for the present.

The record indicates that there may be some handlers, primarily engaged in the distribution of milk in other fluid milk markets, who will send more or less regularly to the Cleveland marketing area less than 10 percent of their total disposition of milk, skim milk, buttermilk, flavored milk, or flavored milk drink. There is also a real possibility that some handlers who purchase no milk from producers may obtain supplies from plants not eligible for designation as pool plants. In order to prevent competitive disadvantage to other handlers operating pool plants, it is provided, in connection with the computation of the total pool value, that handlers not operating pool plants shall pay to producers, through the pool, that amount representing the difference between the Class I milk and Class III milk prices applied to such skim milk or butterfat as they dispose of as milk, skim milk, buttermilk, flavored milk, or flavored milk drink (1) on routes extending into the marketing area, or (2) to pool plants receiving no milk from producers or from other pool plants.

The following proposed marketing order is recommended as the detailed means by which these conclusions may be carried out. The proposed marketing agreement is not set out in detail in this report because its substantive provisions would be identical to those contained in the following proposed order.

Proposed Order

Findings. Upon the basis of the evidence introduced in the public hearing and the record thereof, it is hereby found that:

(1) The issuance of this order regulating the handling of milk in the said marketing area, and all the terms and conditions of this order, will tend to effectuate the declared policy of the act;

(2) The prices calculated to give milk produced for sale in the said marketing area a purchasing power equivalent to the purchasing power of such milk as determine pursuant to sections 2 and 8e of the act are not reasonable in view of the price of feeds, available supplies of feeds, and other economic conditions which affect market supplies of and demand for such milk, and the minimum prices specified in the said order are such prices as will reflect the aforesaid factors, insure a sufficient quantity of pure and wholesome milk, and be in the public interest;

(3) Milk to be regulated by this order is in the current of interstate commerce, or directly burdens, obstructs, or affects interstate commerce in milk or its products; and

(4) The issuance of this order is the only practical means pursuant to the act to advance the interests of the producers of milk which is produced for sale in the said marketing area.

It is hereby ordered, That such handling of milk for the Cleveland, Ohio, marketing area as is in the current of interstate commerce, or as directly burdens, obstructs, or affects interstate commerce in milk or its products, shall from the effective date hereof be in compliance with the following terms and conditions:

SECTION 1. *Definitions.* The following terms have the following meanings:

(a) "Act" means Public Act No. 10, 73d Congress, as amended and as reenacted and amended by the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.).

(b) "Secretary" means the Secretary of Agriculture or such other officer or employee of the United States authorized to exercise the powers or to perform the duties of the said Secretary of Agriculture.

(c) "Department of Agriculture" means the United States Department of Agriculture or such other Federal agency authorized to perform the price reporting functions specified in section 6.

(d) "Market administrator" means the agency described in section 2.

(e) "Person" means any individual, partnership, corporation, association, or any other business unit.

(f) "Cleveland, Ohio, marketing area," hereinafter called the "marketing area," means all territory, including but not being limited to all municipal corporations, within Cuyahoga County and the township of Willoughby in Lake County; all in the State of Ohio.

(g) "Handler" means any person who: (1) Operates a pool plant; or (2) operates a nonpool plant out of which milk, skim milk, buttermilk, flavored milk, or flavored milk drink is disposed of:

(i) On a route extending into the marketing area; or

(ii) To a pool plant described under § 3 (a) (1) which receives no milk from producers or from other pool plants.

(h) "Producer" means any person with respect to milk produced by him having the approval of the health authority of any community in the marketing area for consumption as fluid milk in such community, which milk is moved directly from his farm to:

(1) A pool plant (i) out of which a route is operated in such community or (ii) furnishing milk to another pool plant out of which a route is operated in such community (but not including milk diverted from a nonpool plant for the account of such plant); or

(2) A nonpool plant within April, May, June, or July for the account of a pool plant by diversion from a pool plant. Milk so diverted shall be deemed to have been received by the pool plant for whose account it was diverted.

(i) "Cooperative association" means any cooperative marketing association which the Secretary determines, after application by the association:

(1) To be qualified under the provisions of the act of Congress of February 18, 1922, as amended, known as the "Capper-Volstead Act"; and

(2) To have full authority in the sale of milk of its members and to be engaged in making collective sales or marketing milk or its products for its members.

(j) "Nonhandler" means any person not a handler who operates a nonpool plant.

(k) "Producer-handler" means any person who:

(1) Produces milk but receives no milk from dairy farmers; and

(2) Operates a route extending into the marketing area.

(l) "Pool plant" means a plant designated pursuant to section 3 (a).

(m) "Nonpool plant" means any milk manufacturing or processing plant not a pool plant.

(n) "Other source milk" means all skim milk or butterfat not derived from milk of producers but (1) contained in milk, skim milk, or cream, or (2) used to produce any milk product.

(o) "Route" means a delivery route (including a plant store) on which milk,

[4] H. R. pp. 134–251; 275–302; 302–311; 314–348; 350–405; 405–475; 478–481; 482–529; 529–536; 536–547; 550–612; 613–647; 649–673; 685–702; 727; 1564–1601; 1646–1651; 2013–2016; Exhibits 6, 7, 14, 15, 16, 17, 18, 20, 22, 22A, 23, 23A, 27, 28, and 31.

[5] Pool plants are those receiving milk to which the producer payment provisions are applicable.

[7] H. R. pp. 2207–2210; 1513–1518; 1646–1651; 1772–1777; 1787–1792; 1795–1804; 1834–1835; 1840–1877; 2037–2039; 2123–2124; 2171–2173; 2207–2110; 2242–2253; 2288–2291; 2295–2298; Exhibits 20, 22, 22A, 23, 23A, 27, 28, and 31.

[8] H. R. pp. 134–251; 275–302; 837–882; 883–928; 929–944; 945–997; 997–1002; 1003–1016; 1016–1049; 1051–1077; 1077–1088; 1088–1188; 1188–1193; 1216–1222; 1223–1242; 1242–1273; 1274–1281; 1407–1414; 1415–1421; 1595–1597; 2268–2285; Exhibits 7, 14, 15, 16, 17, 18, 20, and 27.

[9] H. R. pp. 401–403; 488–529; 532–533; 690–696; 930–942; 981–987; 1096–1109; 1193–1204; 1204–1213; 1283–1295; 1422–1523; 1523–1543; 1546–1564; 1702–1706; 1706–1710; 1711–1839; 1844–1877; 1878–1892; 2026–2028; 2041; 2110–2114; 2169–2171; Exhibits 3; 3A; 30, 31; 33; 34; S34; 34A; S34A; 34B; 34C; S34C; 35; S35; 36; S36; 37; S37; 38; S38; 39; S39; 40; S40; 41; S41; 41A; 41B; 42; S42; 43; S43; 44; S44; 45; S45; 46; S46; 47; 48; 49; 50; 53; 54; 55; 57; 58; 59; 59A; 60; 60A; 61; S61; 62; 62A, 63; 63A; 63B; 64; 64A; 65; 65A; 66; S66; 67, 68; 69; 70; 74; 85; 86; and 87.

[10] H. R. pp. 1696–1699; 1861; 1984–2025; 2026–20258; 2060–2061; and 2184–2203.

skim milk, buttermilk, flavored milk, or flavored milk drink is distributed in fluid form to wholesale or retail stops other than pool plants or nonpool plants.

(p) "Delivery period" means the calendar month or the total portion thereof during which this order is in effect.

SEC. 2. *Market administrator*—(a) *Designation.* The agency for the administration hereof shall be a market administrator, selected by the Secretary, who shall be entitled to such compensation as may be determined by, and shall be subject to removal at the discretion of, the Secretary.

(b) *Powers.* The market administrator shall have the following powers with respect to this order:

(1) To administer its terms and provisions;

(2) To make rules and regulations to effectuate its terms and provisions;

(3) To receive, investigate, and report to the Secretary complaints of violations; and

(4) To recommend amendments to the Secretary.

(c) *Duties.* The market administrator shall perform all duties necessary to administer the terms and provisions of this order, including, but not limited to, the following:

(1) Within 30 days following the date on which he enters upon his duties, or such lesser period as may be prescribed by the Secretary, execute and deliver to the Secretary a bond, effective as of the date on which he enters upon such duties and conditioned upon the faithful performance of such duties, in an amount and with surety thereon satisfactory to the Secretary;

(2) Employ and fix the compensation of such persons as may be necessary to enable him to administer its terms and provisions;

(3) Obtain a bond in a reasonable amount and with reasonable surety thereon covering each employee who handles funds entrusted to the market administrator;

(4) Pay, out of the funds provided by section 9:

(i) The cost of his bond and of the bonds of his employees,

(ii) His own compensation, and

(iii) All other expenses, except those incurred under section 10, necessarily incurred by him in the maintenance and functioning of his office and in the performance of his duties;

(5) Keep such books and records as will clearly reflect the transactions provided for herein, and, upon request by the Secretary, surrender the same to such other person as the Secretary may designate;

(6) Publicly announce, unless otherwise directed by the Secretary, by posting in a conspicuous place in his office and by such other means as he deems appropriate, the name of any person who within 10 days after the day upon which he is required to perform such acts, has not made (i) reports pursuant to section 4, or (ii) payments pursuant to sections 8, 9, 10, or 11;

(7) Submit his books and records to examination by the Secretary and furnish such information and reports as may be requested by the Secretary;

(8) Upon request, supply on or before the 25th day after the end of each delivery period to each cooperative association not a handler with respect to producers whose membership in such cooperative association has been verified by the market administrator, a record of the pounds of silk received by each handler from member producers and the class utilization of such milk. For the purpose of this report such member milk shall be prorated to each class in the proportions that the total receipts of milk from producers by such handler were classified in each class;

(9) Audit all reports and payments by each handler by inspection of such handler's records and of the records of any other handler or nonhandler upon whose utilization the classification of skim milk and butterfat for such handler depends;

(10) Publicly announce, by posting in a conspicuous place in his office and by such other means as he deems appropriate, the prices determined for each delivery period as follows:

(i) On or before the 6th day after the end of such delivery period, the minimum class prices for skim milk and butterfat computed pursuant to section 6, and

(ii) On or before the 14th day after the end of such delivery period, the uniform price computed pursuant to section 7 (d) and the butterfat differential computed pursuant to section 8 (c); and

(11) Prepare and disseminate to the public such statistics and information as he deems advisable and as do not reveal confidential information.

SEC. 3. *Pool plant*—(a) *Designation.* Subject to the conditions set forth in (b) and (c) of this section, a pool plant means any of the following plants, except a bottling plant operated by a producer-handler:

(1) A bottling plant which is:

(i) Located inside the marketing area and out of which a route is operated; or

(ii) Located outside the marketing area with 10 percent or more of its total route disposition of milk, skim milk, buttermilk, flavored milk, and flavored milk drink in fluid form on routes operated wholly or partially within the marketing area.

(2) A plant having approval of the appropriate health authority in the marketing area to supply milk to a pool plant described in (1) of this paragraph and appearing on a list prepared and publicly announced by the market administrator for each delivery period not later than the 14th day after the end of such delivery period by posting in a conspicuous place in his office. Such list shall include:

(i) The following plants:

Location of Plant (February 1, 1946) and Operator of Plant February 1, 1946

Ashland, Ohio, Cleveland Dairy Products Co. (Echo Dairy.)
Conneaut, Ohio, Conneaut Creamery Co.
Dorset, Ohio, Dorset Milk Co.
East Liberty, Ohio, Dutchland Farms, Inc.
Tiffin, Ohio, Dutchland Farms, Inc.
Akron, Ohio (Route 7), Mountrose Dairy Co.
Orrville, Ohio, Orrville Milk Condensing Co.
Trail, Ohio (P. O. Dundee, Ohio), Orrville Milk Condensing Co.
Woodville, Ohio, Seeder's Sons Co.
Attica, Ohio, Telling-Belle Vernon Co.
Beloit, Ohio, Telling-Vernon Co.
Jefferson, Ohio, Telling-Belle Vernon Co.
Prospect, Ohio, Telling-Belle Vernon Co.
Rome, Ohio, Telling-Belle Vernon Co.
Wellington, Ohio, Telling-Belle Vernon Co.
Lodi, Ohio, United Milk Products Co.
Wooster, Ohio, Wooster Farm Dairies Co.

(ii) A plant, upon request to the market administrator by the plant operator, if such plant has been a pool plant pursuant to (3) of this paragraph for nine or more consecutive delivery periods including that within which such request was made.

(3) A plant having approval of the appropriate health authority in the marketing area to do so which has, within the delivery period and within each of the three preceding delivery periods, supplied milk to a pool plant described in (1) of this paragraph as follows:

(i) On 14 or more days in a total amount equal to 10 percent or more of its entire receipts of milk from dairy farmers during each such delivery period; or

(ii) In an amount equal to 50 percent or more of its entire receipts of milk from dairy farmers during each such delivery period:

Provided, That any plant meeting the requirements under (i) or (ii) above for each of the six delivery periods immediately preceding April 1 of any year need not do so during April, May, June, and July of such year if written request to retain status as a pool plant for such four-month period is made of the market administrator by the handler prior to April 1 of such year.

(b) *Replacement.* A plant which replaces a pool plant shall acquire the status of a pool plant if the operator thereof shows to the satisfaction of the market administrator that 50 percent or more of the dairy farmers delivering milk to it previously had been producers at the pool plant so replaced.

(c) *Removals.* A plant shall be removed from the list of pool plants prepared pursuant to (a) (2) of this section under any of the following circumstances:

(1) Upon prior written request for such removal made by the plant operator; such removal to be effective at the beginning of the 1st delivery period (following the market administrator's receipt of such request) within which no milk was shipped from such plant to a pool plant described in (a) (1) of this section; or

(2) If such plant supplied no milk to a pool plant described in (a) (1) of this section within the three most recent delivery periods, excluding April, May, June, and July.

SEC. 4. *Reports, records, and facilities.*—(a) *Delivery period reports of receipts and utilization.* On or before the 8th day after the end of each delivery period, each handler, except a producer-handler, shall report to the market administrator with respect to milk received from producers, other source milk received at a pool plant, skim milk and butterfat received in any form at a pool plant or at a nonpool plant from a pool plant, and all skim milk and butterfat received in any form from all sources at a nonpool plant referred to in section 1 (g) (2), in the detail and on forms prescribed by the market administrator:

(1) The quantities of butterfat and quantities of skim milk contained in (or used in the production of) such receipts, and their sources;

(2) The utilization of such receipts; and

(3) Such other information with respect to such receipts and utilization as the market administrator may prescribe.

(b) *Other reports.* (1) Each producer-handler shall make reports to the market administrator at such times and in such manner as the market administrator may request.

(2) On or before the 20th day after the end of each delivery period, each handler who received milk from producers shall submit to the market administrator his producer pay roll for the delivery period, which shall show:

(i) The pounds of milk (and the percentage of butterfat contained therein) received from each producer;

(ii) The amount and date of payment to each producer (or to a cooperative association not a handler which is authorized to collect payment for the milk of such producer); and

(iii) The nature and amount of each deduction or charge involved in the payments referred to in (ii) of this subparagraph.

(c) *Records and facilities.* Each handler shall maintain, and make available to the market administrator during the usual hours of business, such accounts and records of all of his operations, including those of his nonpool plants in which any milk is received from a pool plant, and such facilities as, in the opinion of the market administrator, are necessary to verify reports or to ascertain the correct information with respect to:

(1) The receipts and utilization of all skim milk and butterfat required to be reported pursuant to (a) or (b) (1) of this section;

(2) The pounds of skim milk and butterfat contained in or represented by all milk, skim milk, cream, and each milk product on hand at the beginning and at the end of each delivery period;

(3) The weights and tests for butterfat and for other contents of all milk and milk products handled; and

(4) Payments to producers and to cooperative associations.

SEC. 5. *Classification.*—(a) *Skim milk and butterfat to be classified.* Skim milk and butterfat contained in milk, skim milk, and cream, or used to produce milk products, received from all sources by each handler at his pool plant(s) shall be classified separately (as skim milk or butterfat) pursuant to the following provisions of this section.

(b) *Classes of utilization.* Subject to the conditions set forth in (d) and (e) of this section, skim milk and butterfat described in (a) of this section shall be classified by the market administrator on the basis of the following classes of utilization:

(1) Class I milk shall be all skim milk (including reconstituted skim milk) and butterfat:

(i) Disposed of in fluid form as milk; skim milk or buttermilk, except for livestock feed; flavored milk or flavored milk drink; sweet or sour cream; any mixture of cream and milk (or skim milk); or eggnog;

(ii) Transferred as any item included in (i) of this subparagraph from a pool plant to (*a*) the plant of a producer-handler, or (*b*) a nonpool plant located more than 100 miles from such pool plant by shortest highway distance as determined by the market administrator;

(iii) Accounted for as any item not listed under (i) of this subparagraph or as Class II milk or Class III milk; or

(iv) Such shrinkage on milk received from producers computed pursuant to (c) (4) of this section which is in excess of 2 percent of such receipts.

(2) Class II milk shall be all skim milk and butterfat used to produce bulk condensed skim milk or whole milk (sweetened or unsweetened); ice cream, imitation ice cream, and other frozen desserts and mixes for similar products (liquid or powdered); or storage cream (cream placed in a licensed cold storage warehouse for a period of not less than 30 days, and which is subject at all times, while in such warehouse, to inspection by the market administrator to determine the physical presence of such cream).

(3) Class III milk shall be all skim milk and butterfat:

(i) Used to produce butter (including starter); butter oil; cheese (including cottage cheese); evaporated or condensed milk (or skim milk) in hermetically sealed cans; casein; nonfat dry milk solids; dry whole milk; condensed or dry buttermilk; whey; powdered malted milk; lactose; and skim milk or buttermilk disposed of for livestock feed;

(ii) In actual shrinkage of milk received from producers computed pursuant to (c) (4) of this section, but not in excess of 2 percent of such receipts; and

(iii) In actual shrinkage of other source milk computed pursuant to (c) (4) of this section.

(c) *Shrinkage.* The market administrator shall determine the shrinkage of skim milk and butterfat, respectively, in milk received from producers and in other source milk received in the following manner:

(1) Compute the total shrinkage of skim milk and butterfat, respectively, by (i) combining the shrinkage thereof for all pool plants operated by the handler, and (ii) combining in a separate sum the shrinkage thereof for all nonpool plants operated by him to which any skim milk or butterfat has been transferred from any of his pool plants;

(2) Prorate the shrinkage of skim milk and butterfat, respectively, computed pursuant to (1) (ii) of this paragraph, in such nonpool plants between (i) skim milk or butterfat, respectively, transferred from any of his pool plants, and (ii) skim milk or butterfat, respectively, received from all other sources;

(3) Add to the shrinkage of skim milk and butterfat, respectively, computed pursuant to (1) (i) of this paragraph, the shrinkage on skim milk or butterfat, respectively, transferred from the handler's pool plants to his nonpool plants computed pursuant to (2) of this paragraph; and

(4) Prorate the total shrinkage of skim milk and butterfat, respectively, computed pursuant to (3) of this paragraph between that in milk received from producers and in other source milk at his pool plants, after deducting from the total receipts therein the receipts from pool plants other than his own.

(d) *Interhandler and nonhandler transfers.* Skim milk or butterfat transferred as any item listed in (b) (1) (i) of this section from a pool plant to any other plant (except to a plant described in (b) (1) (ii) of this section) shall be classified as follows:

(1) As Class I milk, if so transferred to another pool plant unless utilization in another class is mutually indicated in writing to the market administrator by both handlers on or before the 8th day after the end of the delivery period within which such transfer was made: *Provided*, That the classification of such skim milk or butterfat shall be subject to the allocation of skim milk and butterfat in the sequence set forth in (g) and (h) of this section; or

(2) As Class I milk, if so transferred to a nonpool plant unless (i) other utilization is mutually indicated in writing to the market administrator by both the buyer and seller on or before the 8th day after the end of the delivery period within which such transfer was made, (ii) the buyer maintains books and records showing utilization of all skim milk and butterfat at his plant which are made available to the market administrator for audit, and (iii) such buyer's plant had actually used not less than an equivalent amount of skim milk or butterfat in the use indicated in such statement: *Provided*, That if such nonpool plant had not actually used an equivalent amount of skim milk or butterfat in such indicated use, the remaining pounds shall be classified in the next lowest-priced available class of utilization as if the classes of utilization set forth in (b) of this section were applicable to such nonpool plant.

(e) *Responsibility of handlers and reclassification of milk.* (1) All skim milk and butterfat shall be classified as Class I milk unless the handler who first receives such skim milk or butterfat proves to the market administrator that such skim milk or butterfat should be classified otherwise.

(2) Any skim milk or butterfat classified (except that classified pursuant to (b) (1) (ii) of this section) in one class shall be reclassified if used or reused by such handler or by another handler in another class.

(f) *Computation of the skim milk and butterfat in each class.* For each delivery period the market administrator shall correct for mathematical and for other obvious errors the delivery period report submitted by each handler and compute the total pounds of skim milk and butterfat, respectively, in Class I milk, Class II milk, and Class III milk for such handler.

(g) *Allocation of butterfat classified.* The pounds of butterfat remaining after making the following computations shall be the pounds in each class allocated to milk received from producers:

(1) Subtract from the total pounds of butterfat in Class III milk (other than butterfat in butter), the pounds of butterfat shrinkage allowed pursuant to (b) (3) (ii) of this section;

(2) Subtract from the remaining pounds of butterfat in Class I milk, the smaller of the following:

(i) The pounds by which the butterfat in milk received from producers is less than 105 percent of the pounds of butterfat in such handler's milk, skim milk, buttermilk, flavored milk, and flavored milk drink classified as Class I milk pursuant to (b) (1) (i) of this section, not including such Class I milk transferred to pool plants or to nonpool plants; or

(ii) The pounds of butterfat in other source milk received;

(3) Subtract from the pounds of butterfat in other source milk, the pounds deducted pursuant to (2) of this paragraph;

(4) Subtract from the pounds of butterfat remaining in each class, after making the deductions pursuant to (2) (i) of this paragraph, in series beginning with the lowest-priced utilization, the pounds of butterfat remaining in other source milk after making the deduction pursuant to (3) of this paragraph;

(5) Subtract from the remaining pounds of butterfat in each class, the pounds of butterfat received from other handlers in such classes pursuant to (d) of this section; and

(6) Add to the remaining pounds of butterfat in Class III milk (other than butterfat in butter), the pounds subtracted pursuant to (1) of this paragraph; or if the remaining pounds of butterfat in all classes exceed the pounds of butterfat in milk received from producers, subtract such excess from the remaining pounds of butterfat in each class in series beginning with the lowest-priced utilization.

(h) *Allocation of skim milk classified.* Allocate the pounds of skim milk in each class to milk received from producers in a manner similar to that prescribed for butterfat in (g) of this section.

SEC. 6. *Minimum prices*—(a) *Basic formula price to be used in determining prices of Class I milk and Class II milk.* The basic formula price per hundredweight of milk to be used in determining the Class I milk and Class II milk prices pursuant to (b) and (c) of this section shall be the highest of the prices per hundredweight of milk of 3.5 percent butterfat content computed by the market administrator pursuant to (1), (2), and (3) of this paragraph.

(1) The average of the basic (or field) prices ascertained to have been paid per hundredweight for milk of 3.5 percent butterfat content received from farmers during the delivery period at the following plants or places for which prices have been reported to the market administrator or to the Department of Agriculture by the companies indicated below:

Present Operator and Location
Borden Co., Black Creek, Wis.
Borden Co., Greenville, Wis.
Borden Co., Mt. Pleasant, Mich.
Borden Co., New London, Wis.
Borden Co., Orfordville, Wis.
Carnation Co., Berlin, Wis.
Carnation Co., Jefferson, Wis.
Carnation Co., Chilton, Wis.
Carnation Co., Oconomowoc, Wis.
Carnation Co., Richland Center, Wis.
Carnation Co., Sparta, Mich.
Pet Milk Co., Belleville, Wis.
Pet Milk Co., Coopersville, Mich.
Pet Milk Co., Hudson, Mich.
Pet Milk Co., New Glarus, Wis.
Pet Milk Co., Wayland, Mich.
White House Milk Co., Manitowoc, Wis.
White House Milk Co., West Bend, Wis.

(2) The price per hundredweight resulting from the following formula:

(i) Multiply by 6 the average wholesale price per pound of 92-score butter at Chicago as reported by the Department of Agriculture for the delivery period;

(ii) Add an amount equal to 2.4 times the average weekly prevailing price per pound of "Twins" during the delivery period on the Wisconsin Cheese Exchange at Plymouth, Wisconsin: *Provided*, That if the price of "Twins" is not quoted on the Wisconsin Cheese Exchange the weekly prevailing price per pound of "Cheddars" shall be used; and

(iii) Divide by 7, add 30 percent thereof, and then multiply by 3.5.

(3) The price per hundredweight computed by adding together the plus amounts pursuant to (i) and (ii) of this subparagraph:

(i) From the average wholesale price per pound of 92-score butter at Chicago, as reported by the Department of Agriculture for the delivery period, subtract 3 cents, add 20 percent thereof, and then multiply by 3.5; and

(ii) From the average of the carlot prices per pound of nonfat dry milk solids for human consumption, spray and roller process, f. o. b. manufacturing plants, as published for the Chicago area for the delivery period by the Department of Agriculture, including in such average the quotations published for any fractional part of the previous delivery period which were not published and available for the price determination of such nonfat dry milk solids for the previous delivery period, deduct 5.5 cents, multiply by 8.5 and then multiply by 0.965.

(b) *Class I milk prices.* The respective minimum prices per hundredweight to be paid by each handler, f. o. b. the marketing area, for skim milk and butterfat in milk received from producers or from a pool plant of a cooperative association, which is classified as Class I milk, shall be as follows, as computed by the market administrator:

(1) Add to the basic formula price the following amount for the delivery period indicated: May and June, $0.85; October, November, and December, $1.15; and all others, $1.00.

(2) The price of butterfat shall be the sum obtained in (1) of this paragraph, multiplied by 20.

(3) The price of skim milk shall be computed by (i) multiplying the price for butterfat pursuant to (2) of this paragraph by 0.035; (ii) subtracting such amount from the sum obtained in (1) of this paragraph; (iii) dividing such net amount by 0.965; and (iv) rounding off to the nearest full cent.

(c) *Class II milk prices.* The respective minimum prices per hundredweight to be paid by each handler, f. o. b. the marketing area, for skim milk and butterfat in milk received from producers or from a pool plant of a cooperative association, which is classified as Class II milk, shall be as follows, as computed by the market administrator:

(1) Add to the basic formula price the following amount for the delivery period indicated: May and June, $0.54; October, November, and December, $0.75; and all others, $0.60.

(2) The price of butterfat shall be the sum obtained in (1) of this paragraph, multiplied by 20.

(3) The price of skim milk shall be computed by (i) multiplying the price for butterfat pursuant to (2) of this paragraph by 0.035; (ii) subtracting such amount from the sum obtained in (1) of this paragraph; (iii) dividing such net amount by 0.965; and (iv) rounding off to the nearest full cent.

(d) *Class III milk prices.* The respective minimum prices per hundredweight to be paid by each handler, f. o. b. his plant, for skim milk and butterfat in milk received from producers or from a pool plant of a cooperative association, which is classified as Class III milk shall be as follows, as computed by the market administrator:

(1) The price per hundredweight of butterfat shall be the average price per pound of 92-score butter at wholesale in the Chicago market, as reported by the Department of Agriculture for the delivery period, multiplied by 120: *Provided*, That the price per hundredweight of butterfat used to produce butter shall be such price less $3.60;

(2) Except as set forth in (3) of this paragraph, the price per hundredweight of skim milk (calculated to the nearest full cent) shall be the average price per pound of nonfat dry milk solids for human consumption, roller process, f. o. b. manufacturing plants, as published for the Chicago area for the delivery period by the Department of Agriculture, less 5.5 cents and then multiplied by 8.5; and

(3) When the higher of the prices computed pursuant to (a) (1) or (a) (2) of this section is higher than the price of 100 pounds of milk of 3.5 percent butterfat content computed by adding the value of 3.5 pounds of butterfat pursuant to (1) of this paragraph, prior to the application of the proviso therein, to the value of 96.5 pounds of skim milk pursuant to (2) of this paragraph, the price per hundredweight of skim milk used to produce evaporated or condensed milk (or skim milk) in hermetically sealed cans, cottage cheese, and powdered malted milk shall be computed as follows and used in lieu of the price computed pursuant to (2) of this paragraph:

(i) Multiply by 20 the higher of the prices computed pursuant to (a) (1) or (a) (2) of this section;

(ii) Multiply the result obtained by .035;

(iii) Subtract such result from the higher of the prices computed pursuant to (a) (1) or (a) (2) of this section; and

(iv) Divide the result by 0.965, and round off to the nearest full cent.

(e) *Emergency price provisions.* (1) Whenever the provisions hereof require the market administrator to use a specific price (or prices) for milk or any milk product for the purpose of determining minimum class prices or for any other purpose, the market administrator shall add to the specified price the amount of any subsidy, or other similar payment, being made by any Federal agency in connection with the milk, or product, associated with the price specified: *Provided*, That if for any reason the price specified is not reported or published as indicated, the market administrator shall use the applicable maximum price established by regulations of any Federal agency plus the amount of any such subsidy or other similar payment: *Provided further*, That if the specified price is not reported or published and there is no applicable maximum uniform price, or if the specified price is not reported or published and the Secretary determines that the market price is below the applicable maximum uniform price, the market administrator shall use a price determined by the Secretary to be equivalent to or comparable with the price specified.

(2) Whenever the Secretary finds and announces that the price of Class I milk computed for any delivery period pursuant to (b) of this section is not in the public interest, the price of Class I milk for such delivery period shall be the same as the corresponding price for Class I milk for the delivery period immediately preceding.

SEC. 7. *Determination of uniform price to producers*—(a) *Computation of pool value for each handler operating a pool plant.* Subject to the location adjustment provided by (b) of this section, the pool value for each delivery period for each handler operating a pool plant shall be a sum of money computed by the market administrator by multiplying by the applicable class prices for skim milk and butterfat pursuant to section 6, the skim milk and butterfat in milk received from producers according to their classification pursuant to (g) and (h) of section 5, and adding together the resulting amounts: *Provided*, That if such handler, after subtracting all receipts of skim milk and butterfat, respectively, other than in milk received from producers, has a utilization of skim milk butterfat greater than has been accounted for in milk received from producers, there shall be added a further amount equal to the quantity of such excess of skim milk or butterfat multiplied by the applicable class prices.

(b) *Location adjustments to handlers.* With respect to the actual weight of milk, cream, or any other item included in Class I milk and Class II milk which is moved directly to the marketing area from a pool plant located outside the marketing area, there shall be deducted, in the computation of the handler's pool value, the following amount per hundredweight thereof applicable for the location of such plant by shortest highway distance from the Public Square in Cleveland, Ohio, such distance to be determined by the market administrator:

Mileage zone	*Cents per hundredweight*
Not more than 30 miles	0
More than 30 miles but not more than 45 miles	15
More than 45 miles but not more than 60 miles	17
More than 60 miles but not more than 75 miles	19
More than 75 miles but not more than 90 miles	21
Within each 15-mile zone thereafter—an additional 1 cent.	

Provided, That such adjustment shall be limited to an amount of milk, cream, or other item so moved which could be derived from the milk received from producers at such plant.

(c) *Computation of obligation to the producer-settlement fund for certain handlers operating nonpool plants.* (1) For each delivery period the obligation to the producer settlement fund for each handler (except a producer-handler) who operates a nonpool plant out of which a route is operated which extends into the marketing area, shall be computed by the market administrator by multiplying by the respective Class I milk prices for skim milk and butterfat the total pounds of skim milk and butterfat disposed of as milk, skim milk, buttermilk, flavored milk, or flavored milk drink within such delivery period on each such route, and subtracting therefrom an amount computed by multiplying such volumes of skim milk and butterfat by the higher of the prices for skim milk and butterfat, respectively, in Class III milk.

(2) For each delivery period the obligation to the producer-settlement fund for each handler who operates a nonpool plant, with respect to skim milk and butterfat disposed of within such delivery period as milk, skim milk, buttermilk, flavored milk, or flavored milk drink to a plant designated as a pool plant pursuant to section 3 (a) (1) which received no milk from producers or from other pool plants, shall be computed by the market administrator by multiplying such volumes of skim milk and butterfat, respectively, by the prices for skim milk and butterfat in Class I milk and subtracting therefrom an amount computed by multiplying such volumes of skim milk and butterfat by the higher of the prices for skim milk and butterfat, respectively, in Class III milk.

(d) *Computation of uniform price.* For each delivery period, the market administrator shall compute the "uniform price" per hundredweight for milk of 3.5 percent butterfat content, f. o. b. the marketing area, received from producers by:

(1) Combining into one total the pool values computed under (a) of this section for all handlers who reported pursuant to section 4 (a) for such delivery period, except those in default in payments required pursuant to section 8 (e) for the preceding delivery period;

(2) Adding an amount representing the monies received in payment of obligations computed under (c) of this section;

(3) Adding the aggregate of the values of all allowable location adjustments computed at the maximum rates for the appropriate zones as set forth in section 8 (b);

(4) Adding an amount representing not less than one-half of the unobligated balance in the producer-settlement fund;

(5) Subtracting, if the weighted average butterfat test of all milk received from producers represented by the values included in (1) of this paragraph is greater than 3.5 percent, or adding, if the weighted average butterfat test of such milk is less than 3.5 percent, an amount computed by multiplying the total hundredweight of butterfat represented by the variance of such weighted average butterfat test from 3.5 percent, by the butterfat differential computed pursuant to section 8 (c) multiplied by 1,000;

(6) Dividing by the hundredweight of milk received from producers represented by the values included in (1) of this paragraph; and

(7) Subtracting not less than 4 cents nor more than 5 cents.

(e) *Notification.* The market administrator shall notify:

(1) On or before the 14th day after the end of each delivery period, each handler who operates a pool plant of:

(i) The amounts and pool values of his skim milk and butterfat in each class and the totals of such amounts and values;

(ii) The uniform price;

(iii) The amount due such handler from the producer-settlement fund or the amount to be paid by such handler to the producer-settlement fund, as the case may be; and

(iv) The totals of the minimum amounts to be paid by such handler pursuant to sections 8, 9, 10, and 11.

(2) On or before the 14th day after the end of each delivery period each handler described in section 1 (g) (2) of:

(i) The pounds of his skim milk and butterfat in milk, skim milk, buttermilk, flavored milk, and flavored milk drink subject to the provisions of (c) of this section; and

(ii) The amount due the producer-settlement fund from each handler.

SEC. 8. *Payment for milk*—(a) *Time and method of payment.* (1) Except as provided by (2) of this paragraph, on or before the 20th day after the end of each delivery period, each handler (except a cooperative association) shall pay each producer for milk received from him within such delivery period, not less than an amount of money computed by multiplying the total pounds of such milk by the uniform price, less the location adjustment pursuant to (b) of this section and adjusted by the butterfat differential pursuant to (c) of this section: *Provided*, That if by such date such handler has not received full payment for such delivery period pursuant to (f) of this section, he may reduce such payments uniformly per hundredweight for all producers by an amount

not in excess of the per hundredweight reduction in payment from the market administrator; however, the handler shall make such balance of payment to those producers to whom it is due on or before the date for making payments pursuant to this paragraph next following that on which such balance of payment is received from the market administrator.

(2) On or before the 19th day after the end of each delivery period, each handler shall pay a cooperative association not a handler, with respect to milk of producers for which it has received written authorization to collect payment, a total amount not less than the sum of the individual amounts otherwise payable to such producers pursuant to (1) of this paragraph.

(3) On or before the 15th day after the end of each delivery period, each handler shall pay a cooperative association which is a handler, with respect to skim milk and butterfat received by him from a pool plant operated by such cooperative association, not less than the minimum class prices, subject to the applicable location adjustment provided by section 7 (b), according to the classification of such skim milk and butterfat pursuant to section 5.

(b) *Location adjustments to producers.* In making payments pursuant to (a) (1) and (a) (2) of this section a handler may deduct, with respect to all milk received from producers at a plant located outside the marketing area, not more than the following respective amount per hundredweight of milk applicable for the location of such plant by shortest highway distance from the Public Square in Cleveland, Ohio, such distance to be determined by the market administrator:

Mileage zone	*Cents per hundredweight*
Not more than 30 miles	0
More than 30 miles but not more than 45 miles	15
More than 45 miles but not more than 60 miles	17
More than 60 miles but not more than 75 miles	19
More than 75 miles but not more than 90 miles	21
Within each 15-mile zone thereafter—an additional 1 cent	

(c) *Butterfat differential.* In making payments pursuant to (a) (1) or (a) (2) of this section there shall be added to, or subtracted from, the uniform price per hundredweight, for each one-tenth of 1 percent of such butterfat content in milk above or below 3.5 percent, as the case may be, an amount computed by the market administrator by dividing the price per hundredweight of butterfat in Class II milk, computed pursuant to section 6 (d) (1) prior to the application of the proviso therein, by 1,000, and rounding off to the nearest tenth of a cent.

(d) *Producer-settlement fund.* The market administrator shall establish and maintain a separate fund known as the "producer-settlement fund" into which he shall deposit all payments made pursuant to (e) of this section and out of which he shall make all payments pursuant to (f) of this section.

(e) *Payments to the producer-settlement fund.* On or before the 16th day after the end of each delivery period, each handler:

(1) Whose pool value is required to be computed pursuant to section 7 (a), shall pay to the market administrator the amount by which such pool value for such delivery period is greater than the total minimum amount required to be paid by him pursuant to (a) (1) and (a) (2) of this section; and

(2) Whose obligation is required to be computed pursuant to section 7 (c), shall pay to the market administrator such obligation for such delivery period.

(f) *Payment out of the producer-settlement fund.* On or before the 18th day after the end of each delivery period, the market administrator shall pay to each handler the amount by which such handler's pool value pursuant to section 7 (a) is less than the total minimum amount required to be paid by him pursuant to (a) (1) or (a) (2) of this section, less any unpaid obligations of such handler to the market administrator pursuant to (e) of this section, sections 9, 10, or 11: *Provided*, That if the balance in the producer-settlement fund is insufficient to make all payments to all such handlers pursuant to this paragraph, the market administrator shall reduce uniformly such payments and shall complete such payments as soon as the necessary funds become available.

SEC. 9. *Expense of administration.* As his prorata share of the expense incurred pursuant to section 2 (c) (4), each handler shall pay the market administrator on or before the 16th day after the end of each delivery period, three cents per hundredweight, or such lesser amount as the Secretary may from time to time prescribe, to be announced by the market administrator on or before the 14th day after the end of such delivery period, with respect to all receipts within the delivery period, of milk from producers at pool plants (including such handler's own production), of other source milk at pool plants, and of other source milk on which payment is required pursuant to section 7 (c).

SEC. 10. *Marketing services*—(a) *Deductions for marketing services.* Except as set forth in (b) of this section, each handler, in making payments to producers pursuant to (a) (1) and (a) (2) of section 8, with respect to all milk received from each producer (except milk of such handler's own production) at a plant, not operated by a cooperative association of which such producer is a member, shall deduct 4 cents per hundredweight, or such lesser amount as the Secretary may from time to time prescribe, to be announced by the market administrator on or before the 14th day after the end of each delivery period; and, on or before the 16th day after the end of such delivery period, shall pay such deductions to the market administrator. Such monies shall be expended by the market administrator to verify weights, samples, and tests of the milk of such producers and to provide such producers with market information; such services to be performed in whole or in part by the market administrator, or by an agent engaged by and responsible to him.

(b) *Cooperative associations.* In the case of producers whose milk is received at a plant, not operated by a cooperative association of which such producers are members, and for whom a cooperative association is actually performing the services described in (a) of this section, as determined by the market administrator, each handler shall make, in lieu of the deductions specified in (a) of this section, such deductions from payments required pursuant to (a) (1) and (a) (2) of section 8 as may be authorized by such producers, and pay such deductions on or before the 16th day after the end of each delivery period to the cooperative association rendering such services of which such producers are members.

SEC. 11. *Adjustment of accounts*—(a) *Payments.* Whenever audit by the market administrator of any handler's reports, books, records, or accounts discloses adjustments to be made, for any reason, which result in monies due (1) the market administrator from such handler, (2) such handler from the market administrator, or (3) any producer or cooperative association from such handler, the market administrator shall promptly notify such handler of any such amount due; and payment thereof shall be made on or before the next date for making payment set forth in the provision under which such error occurred, following the 5th day after such notice.

(b) *Overdue accounts.* Any unpaid obligation of a handler or of the market administrator pursuant to sections 8, 9, 10, or (a) of this section shall be increased one-half of one percent per month, on the first day of the calendar month next following the due date of such obligation and on the first day of each calendar month thereafter until such obligation is paid.

SEC. 12. *Application of provisions*—(a) *Exempt milk.* Milk received at a plant of a handler the handling of which the Secretary determines to be subject to the pricing and payment provisions of any other Federal milk marketing agreement or order issued pursuant to the act for any fluid milk marketing area shall not be subject to the pricing and payment provisions hereof.

(b) *Milk caused to be delivered by cooperative associations.* Milk referred to herein as received from producers by a handler shall include milk of producers caused to be delivered to such handler by a cooperative association which is not a handler and which is authorized to collect payment for such milk.

SEC. 13. *Effective time.* The provisions hereof, or of any amendment hereto, shall become effective at such time as the Secretary may declare and shall continue in force until suspended or terminated.

SEC. 14. *Suspension or termination*—(a) *When suspended or terminated.* The Secretary shall, whenever he finds that this order, or any provision thereof, obstructs or does not tend to effectuate

the declared policy of the act, terminate or suspend the operation of this order or any such provision thereof.

(b) *Continuing obligations.* If, upon the suspension or termination of any or all provisions of this order, there are any obligations thereunder the final accrual or ascertainment of which requires further acts by any person (including the market administrator), such further acts shall be performed notwithstanding such suspension or termination.

(c) *Liquidation.* Upon the suspension or termination of the provisions hereof, except this section, the market administrator, or such other liquidating agent as the Secretary may designate, shall, if so directed by the Secretary, liquidate the business of the market administrator's office, dispose of all property in his possession or control, including accounts receivable, and execute and deliver all assignments or other instruments necessary or appropriate to effectuate any such disposition. If a liquidating agent is so designated all assets, books, and records of the market administrator shall be transferred promptly to such liquidating agent. If, upon such liquidation, the funds on hand exceed the amounts required to pay outstanding obligations of the office of the market administrator and to pay necessary expenses of liquidation and distribution, such excess shall be distributed to contributing handlers and producers in an equitable manner.

SEC. 15. *Agents.* The Secretary may, by designation in writing, name any officer or employee of the United States to act as his agent or representative in connection with any of the provisions hereof.

SEC. 16. *Separability of provisions.* If any provision hereof, or its application to any person or circumstances, is held invalid, the application of such provision, and of the remaining provisions hereof, to other persons or circumstances shall not be affected thereby.

This report filed at Washington, D. C., this 7th day of June 1946.

[SEAL] E. A. MEYER,
Assistant Administrator for Regulatory and Marketing Service Matters, Production and Marketing Administration.

[F. R. Doc. 46-9770; Filed, June 10, 1946; 11:27 a. m.]

DEPARTMENT OF LABOR.

Wage and Hour Division.

LEARNER EMPLOYMENT CERTIFICATES

ISSUANCE TO VARIOUS INDUSTRIES

Notice of issuance of special certificates for the employment of learners under the Fair Labor Standards Act of 1938.

Notice is hereby given that special certificates authorizing the employment of learners at hourly wage rates lower than the minimum wage rate applicable under section 6 of the act have been issued to the firms hereinafter mentioned under section 14 of the act, part 522 of the regulations issued thereunder (August 16, 1940, 5 F.R. 2862, and as amended June 25, 1942, 7 F.R. 4725), and the determinations, orders and/or regulations hereinafter mentioned. The names and addresses of the firms to which certificates were issued, industry, products, number of learners, and effective and expiration dates of the certificates are as follows:

Single Pants, Shirts and Allied Garments, Women's Apparel, Sportswear, Rainwear, Robes and Leather and Sheep-Lined Garments Divisions of the Apparel Industry, Learner Regulations, July 20, 1942 (7 F.R. 4724), as amended by Administrative Order March 13, 1943 (8 F.R. 3079), and Administrative Order, June 7, 1943 (8 F.R. 7890):

MacLaren Sportswear Corporation, Livingstone Avenue, Elkins, West Virginia; pants, overalls, coveralls, work shirts and sport shirts; forty (40) learners (EX); effective June 1, 1946, expiring November 30, 1946.

Hosiery Learner Regulations, September 4, 1940 (5 F.R. 3530), as amended by Administrative Order March 13, 1943 (8 F.R. 3079):

McDonough Hosiery Mills, Inc., McDonough, Georgia; seamless; five (5) learners (T); effective June 11, 1946, expiring June 10, 1947.

Millinery Industry (Custom-made Branch) Learner Regulations, August 29, 1940 (5 F. R. 3392):

Dore Theden, 40 East 51st Street, New York, New York; custom-made millinery; one (1) learner (T); effective June 1, 1946, expiring August 31, 1946.

Regulations, Part 522—Regulations applicable to the Employment of Learners:

El Mundo, Inc., San Juan, Puerto Rico; Printing Industry, four (4) learners, as linotypists at not less than 21 cents an hour for the first 690 hours; not less than 27 cents an hour for the second 690 hours; not less than 33 cents an hour for the third 690 hours; and for every hour thereafter, not less than the minimum established by any applicable wage order that may be in effect at the termination of the learning period; effective May 28, 1946, for a period not exceeding one year.

A. C. T. Hankies, Inc., Santurce, Puerto Rico; Machine Embroidering Industry; forty (40) learners in the operation of machine embroidering, at not less than 18 cents an hour for the first 240 hours; and for every hour thereafter not less than the minimum established by any applicable wage order that may be in effect at the termination of the learning period; effective June 3, 1946, for a period not exceeding one year.

Imprenta Soltero, Santurce, Puerto Rico; Printing Industry, four (4) learners as pressman, type setter, linotypist, and binder at the following rates:

a. Pressman—not less than 16 cents an hour for the first 460 hours; not less than 21 cents an hour for the second 460 hours; not less than 26 cents an hour for the third 460 hours; and for every hour thereafter, not less than the minimum established by any applicable wage order that may be in effect at the termination of the learning period.

b. Type setter—not less than 16 cents an hour for the first 690 hours; not less than 21 cents an hour for the second 690 hours; not less than 26 cents an hour for the third 690 hours; and for every hour thereafter, not less than the minimum established by any applicable wage order that may be in effect at the termination of the learning period.

c. Linotypist—not less than 16 cents an hour for the first 690 hours; not less than 21 cents an hour for the second 690 hours; not less than 26 cents an hour for the third 690 hours; and for every hour thereafter, not less than the minimum established by any applicable wage order that may be in effect at the termination of the learning period.

d. Binder—not less than 16 cents an hour for the first 690 hours; not less than 21 cents an hour for the second 690 hours; not less than 26 cents an hour for the third 690 hours; and for every hour thereafter, not less than the minimum established by any applicable wage order that may be in effect at the termination of the learning period.

Effective May 27, 1946 for a period not exceeding one year.

Journal Printing Company, Kirksville, Missouri; Printing Industry; one (1) learner as press feeder and pressman; for a learning period of 600 hours at 30 cents an hour for the first 480 hours, and 35 cents an hour for the remaining 120 hours; effective June 18, 1946, expiring December 17, 1946.

The employment of learners under these certificates is limited to the terms and conditions therein contained and is subject to the provisions of the applicable determinations, orders and/or regulations cited above. These certificates have been issued upon the employers' representations that experienced workers for the learner occupations are not available for employment and that they are actually in need of learners at subminimum rates in order to prevent curtailment of opportunities for employment. The certificates may be cancelled in the manner provided in the regulations and as indicated in the certificates. Any person aggrieved by the issuance of any of these certificates may seek a review or reconsideration thereof within fifteen days after publication of this notice in the FEDERAL REGISTER pursuant to the provisions of Regulations, Part 522.

Signed at New York, New York, this 7th day of June 1946.

PAULINE C. GILBERT,
Authorized Representative of the Administrator.

[F. R. Doc. 46-9763; Filed, June 10, 1946; 11:00 a. m.]

FEDERAL POWER COMMISSION.

(Docket Nos. G-722 and G-730]

SOUTHERN NATURAL GAS CO.

ORDER CONSOLIDATING PROCEEDINGS AND FIXING DATE OF HEARING

JUNE 6, 1946.

Upon consideration of the following applications filed by Southern Natural Gas Company (Applicant) for certificates of public convenience and neces-

sity pursuant to section 7 of the Natural Gas Act, as amended:

(a) Application filed May 6, 1946, Docket No. G–722, for authority to construct and operate a 16-inch natural gas transmission pipe line, extending from Applicant's system to the Gwinville Gas Field, located in Jefferson Davis and Simpson Counties, Mississippi, about 80 miles south of Applicant's present main line at Pickens, Mississippi, at an estimated cost of $2,511,400.

(b) Application filed May 17, 1946, Docket No. G–730, to construct and operate the following described facilities:

(i) Meters and pressure regulating equipment and facilities to tap Applicant's lines at points of connection with lines to be constructed by the following respective purchasers: Town of Ragland, Alabama, City of Sylacauga, Alabama, Alabama Gas Company, Alabama Natural Gas Corporation, Birmingham Gas Company, and Atlanta Gas Light Company;

(ii) About 2¼ miles of 6-inch natural gas transmission pipe line extending south from the southern terminus of Applicant's present line serving Talladega, Alabama, to a point in Talladega County, and about 4¾ miles of 6-inch natural gas transmission pipe line to parallel Applicant's existing line serving Talladega;

(iii) The estimated cost of the proposed facilities to be constructed by Applicant is $96,800.

(iv) The communities to be served by the proposed facilities are: the City of Sylacauga and the Towns of Ragland, Prattville, Sycamore, Lincoln, Notasulga, and portions of the Cities of Mountain Brook and Homewood and environs, in Alabama, and the Towns of Bremen, Douglasville, Gordon, and Hampton, in Georgia, all of which are without gas service at this time except the area comprising parts of the Cities of Mountain Brook and Homewood, Alabama, now being supplied with a by-product gas by Birmingham Gas Company.

It appears to the Commission that:

Good cause exists for consolidating the above matters for purposes of hearing.

The Commission orders that:

(a) The proceedings in Docket Nos. G–722 and G–730 be and they are hereby consolidated for the purposes of hearing.

(b) A public hearing be held commencing on June 17, 1946, at 10:00 a. m. (e. s. t.) in the hearing room of the Federal Power Commission, 1800 Pennsylvania Avenue, N. W., Washington, D. C., respecting the matters involved and the issues presented in these proceedings; *Provided, however*, That if no protest or petition to intervene has been filed or allowed prior to the date hereinbefore fixed for hearing, or if a protest or petition to intervene, in the judgment of the Commission, raises no issue of substance, the Commission may dispose of the application without contested hearing, by order upon the application and evidence filed or available to the Commission and such additional evidence as the Commission may require to be filed for its consideration.

(c) Interested State commissions may participate in this hearing in accordance with § 67.4 of the provisional rules of practice and regulations under the Natural Gas Act.

By the Commission.

[SEAL] J. H. GUTRIDE,
Acting Secretary.

[F. R. Doc. 46-9704; Filed, June 7, 1946; 2:45 p. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order P 31]

SUGAHEI MATSUO AND YUKU MATSUO

In re: Real property owned by Sugahei Matsuo and Yuku Matsuo.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Sugahei Matsuo, Yuku Matsuo and Saburo Megata, subjects of Japan, whose present whereabouts are unknown and who are believed to be residents of Japan, are nationals of a designated enemy country (Japan);

2. That the property described as follows: Real property situated within the Reserva Civil No. 111, Davao City, Island of Mindanao, Commonwealth of the Philippines, therein registered and particularly described in Exhibit A, attached hereto and by reference made a part hereof, together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or payments arising from the ownership of such property,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Sugahei Matsuo and Yuku Matsuo, two of the aforesaid nationals of a designated enemy country;

3. That the aforesaid Saburo Megata erected that certain two-story, nine-room dwelling-house presently situated on the land described in subparagraph 2 hereof, has not been indemnified therefor in the manner provided by law and, to that extent, has an interest in the improvements referred to in said subparagraph 2, which interest is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Saburo Megata, one of the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described in subparagraph 2 hereof, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, and hereby vests in the Alien Property Custodian all right, title and interest of Saburo Megata in and to the property described in subparagraph 3 hereof.

All such property so vested to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 25, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

TRANSCRIPT OF TRANSFER CERTIFICATE OF TITLE NO. 1201

It is hereby certified that certain land situated in the Province of Davao, bounded and described as follows:

Un terreno comprendido dentro de la Reserva Civil No. 111 de Davao, situado en el lado NE de la calle Magallanes, Townsite de Davao, Distrito de Davao. Linda por el NE con propiedad de Prudencio Chicote y Fulgencio Sempol; por el SE con propiedad de Tan Tiong Ting; por el SO con la calle Magallanes; y por el NO con propiedad de Cenon Rasay. • • • "midiendo una extension superficial de tres mil doscientos vienticuatro metros cuadrados (3,224).

is registered in accordance with the provisions of the Land Registration Act in the name of Sugahei Matsuo, married to Yuku Matsuo of Davao, Davao, P. I. as owner thereof in fee simple, subject to such of the incumbrances mentioned in Article 39 of the said Act as may be subsisting.

It is further certified that said land was originally registered on the 21st day of July in the year nineteen hundred and one in the Registration Book of this Office, Volume A-3, page 10.

This certificate is a transfer from Transfer Certificate of Title No. 558, which is cancelled by virtue hereof as far as the above described land is concerned.

Entered at Davao, Davao, P. I. on the 23d day of January, in the year nineteen hundred and thirty-four.

[F. R. Doc. 46-9658; Filed, June 7, 1946; 11:15 a. m.]

[Vesting Order 6298]

LOUISE P. BRACHER

In re: Trust created under the Will of Louise P. Bracher, also known as Miss Louise P. Bracher, deceased. File D–28–10125; E. T. sec. 14402.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Luise Lude, in and to the Trust created under the Will of Louise P. Bracher, also known as Miss Louise P. Bracher, deceased,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

Luise Lude, Germany.

That such property is in the process of administration by Karl E. Bracher, as Trustee, acting under the judicial supervision of the Superior Court of the State of California, in and for the County of Santa Clara;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 15, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-9659; Filed, June 7, 1946; 11:15 a. m.]

[Vesting Order 6322]

HANS CHRISTIAN EMIL HANSEN

In re: Stock and bank account owned by Hans Christian Emil Hansen. File No. F–28–23821–D–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Hans Christian Emil Hansen, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: a. Forty four shares of $10.00 par value preferred capital stock of Acme Brewing Company, 762 Fulton Street, San Francisco, California, a corporation organized under the laws of the State of California, evidenced by Certificate Number P–826, and registered in the name of Hans Christian Emil Hansen, together with all declared and unpaid dividends thereon, and all rights, including redemption, derived thereunder, and,

b. That certain debt or other obligation owing to Acme Brewing Company, by the Bank of America National Trust & Savings Association, 1 Powell Street, San Francisco, California, arising out of a blocked account, Account Number 926, entitled Acme Brewing Co., Trustee for Hans Christian Emil Hansen, maintained at the branch office of the aforesaid bank located at McAllister and Fillmore Streets, San Francisco, California, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Hans Christian Emil Hansen, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 21, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-9660; Filed, June 7, 1946; 11:15 a. m.]

[Vesting Order 6331]

GUSTAV KUEHL ET AL.

In re: Gustav Kuehl vs. Frank Pycha et al. 43 S. 6261. File D–17–355; E. T. sec. 7923.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: Cash in the amount of $913.46 is property in the possession of the Alien Property Custodian;

That such property was held by Joseph B. Crowley, Master in Chancery, and was property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which was evidence of ownership or control by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

Amanda Ramm, Germany.

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and

certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

This vesting order is issued nunc pro tunc to confirm and ratify the vesting of the said property in the Alien Property Custodian by acceptance thereof on March 31, 1945, pursuant to the Trading with the Enemy Act, as amended.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 23, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-9661; Filed, June 7, 1946; 11:15 a. m.]

[Vesting Order 6355]

ELSE SYBEL

In re: Bank accounts and stock owned by Else Sybel.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Else Sybel, whose last known address is Adolf-Eystrasse 10A, Hannover, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: a. That certain debt or other obligation owing to California Holding Company by the Bank of America National Trust & Savings Association, 1 Powell Street, San Francisco, California, arising out of a blocked savings account, Account Number 2178, entitled California Holding Co., Trustee for Else Sybel, maintained at the branch office of the aforesaid bank located at McAllister and Fillmore Streets, San Francisco, California, and any and all rights to demand, enforce and collect the same,

b. That certain debt or other obligation owing to Emilie Hansen by The Anglo California National Bank of San Francisco, 1 Sansome Street, San Francisco, California, arising out of a blocked savings account, Account Number 1537, entitled Miss Else Sybel by Miss Emilie Hansen, attorney in fact, maintained at the branch office of the aforesaid bank located at Market, Ellis and Stockton Streets, San Francisco, California, and any and all rights to demand, enforce and collect the same, and

c. Four hundred and eight shares of $10 par value capital stock of California Holding Company, 762 Fulton Street, San Francisco, California, a corporation organized under the laws of the State of California, evidenced by Certificate Number 32, dated May 1, 1940, registered in the name of Else Sybel, together with all declared and unpaid dividends thereon,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Else Sybel, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 24, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-9662; Filed, June 7, 1946; 11:15 a. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File No. 70-1286]

MISSISSIPPI POWER & LIGHT CO.

ORDER GRANTING APPLICATION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 5th day of June A. D. 1946.

Mississippi Power & Light Company ("Mississippi"), a subsidiary of Electric Power & Light Corporation ("Electric"), a registered holding company, which in turn is a subsidiary of Electric Bond and Share Company, having filed an application pursuant to the Public Utility Holding Company Act of 1935 and the rules and regulations promulgated thereunder with respect to the following transactions:

Mississippi proposes, pursuant to a loan agreement dated March 27, 1946, to borrow from Central Hanover Bank and Trust Company of New York not later than September 1, 1946, $3,450,000 and issue to such bank 10 Serial Notes in like aggregate principal amount. The serial notes will be uniformly dated as of the date of their delivery, will mature in aggregate principal amounts of $345,000 in 10 semiannual installments, commencing 66 months from their date and continuing consecutively semiannually thereafter, and will bear interest from that date at the rate of 2% per annum, payable semiannually. Mississippi proposes to use the proceeds of this loan together with treasury funds (1) to pay all of the company's 2¼% serial notes presently outstanding in the aggregate principal amount of $1,700,000, and (2) to finance, in part, Mississippi's program for the construction of new facilities and extension and improvement of its present facilities.

Said application and declaration having been filed on May 3, 1946 and notice of said filing having been duly given in the form and manner prescribed by Rule U-23 under said act and the Commission not having received a request for a hearing with respect to said declaration within the period specified in said notice, or otherwise, and not having ordered a hearing thereon; and

The Commission finding that the proposed transaction hereinabove mentioned satisfies the requirements of the provisions of the act and the rules thereunder, insofar as they are applicable, and that it is appropriate in the public interest and in the interest of investors and consumers that said application be granted:

It is ordered, Pursuant to Rule U-23 and the applicable provisions of said act and subject to the terms and conditions prescribed in Rule U-24 that the aforesaid application be, and the same hereby is, granted.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant to the Secretary.

[F. R. Doc. 46-9705; Filed, June 7, 1946; 2:45 p. m.]

[File No. 70-1308]

ARKANSAS-MISSOURI POWER CORP.

NOTICE OF FILING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 5th day of June A. D. 1946.

Notice is hereby given that a declaration has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935, particularly section 7 thereof, by Arkansas-Missouri Power Corporation ("Arkansas"), a registered holding company.

Notice is further given that any interested person may not later than the 17th day of June, 1946, at 5:30 p. m., e. d. s. t., request the Commission in writing that a hearing be held on such filing stating the reasons for the request and the nature of his interest or may request that he be notified if the Commission should order a hearing thereon. Any time thereafter said declaration as filed, or as amended, may be approved as provided in Rule U–23 under the act or the Commission may exempt such transactions as provided in Rule U–20 (a) and Rule U–100 thereof. Any such request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania.

All interested persons are referred to said document which is on file in the offices of the Commission for a statement of the transactions therein proposed which are summarized as follows:

Arkansas proposes to issue $500,000 principal amount of First Mortgage Bonds, Series B, 2⅞%, to be dated June 1, 1946, to mature June 1, 1976, and to be secured by a supplemental indenture under the indenture securing the company's presently outstanding bonds. Arkansas proposes to sell such bonds privately to John Hancock Mutual Life Insurance Company at 101.52% of principal amount. The proceeds will be used for additions and betterments to the company's properties and to retire a balance of $140,000 due on bank notes.

Arkansas has further proposed, in effect, to change the state of its incorporation from Delaware to Arkansas by transferring all its assets, subject to its liabilities, to a new corporation to be incorporated in Arkansas under the name of Arkansas-Missouri Power Company. Thereupon Arkansas proposes to dissolve. It is proposed that such new corporation will issue approximately $475,000 par value of preferred stock in addition to common stock substantially the same in amount as the presently outstanding common stock of Arkansas. Arkansas requests that these further proposals be the subject of future proceedings. In accordance with this request such proposals will be considered at a later date after appropriate notice.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant to the Secretary.

[F. R. Doc. 46-9707; Filed, June 7, 1946; 2:45 p. m.]

[File No. 70-1314]

PENNSYLVANIA EDISON CO.

NOTICE REGARDING FILING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 5th day of June A. D. 1946.

Notice is hereby given that a declaration has been filed with this Commission, pursuant to section 12 (c) of the Public Utility Holding Company Act of 1935, by Pennsylvania Edison Company, a subsidiary of a registered holding company; and

Notice is further given that any interested person may, not later than June 12, 1946, at 5:30 p. m., e. d. s. t., request the Commission in writing that a hearing be held on such matter, stating the reasons for such request and the nature of his interest, or may request that he be notified if the Commission should order a hearing thereon. At any time thereafter such declaration, as filed or as amended, may be permitted to become effective, as provided in Rule U-23 of the Rules and Regulations promulgated pursuant to said act, or the Commission may exempt such transaction as provided in Rules U-20 (a) and U-100 thereof. Any such request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania.

All interested persons are referred to said declaration which is on file in the offices of said Commission, for a statement of the transactions therein proposed, which are summarized below:

Pennsylvania Edison Company, an indirect subsidiary of General Public Utilities Corporation, proposes to pay on July 1, 1946, the regular quarterly dividend for the quarter ending June 30, 1946, on its $5 and $2.80 Series Cumulative Preferred Stock, in the respective amounts of $1.25 and 70 cents per share, aggregating $213,152.80, such dividends to be payable to holders of shares of such stock of record at the close of business on June 20, 1946. The company states that it has outstanding 123,466 shares of $5 Series Cumulative Preferred Stock and 84,029 shares of $2.80 Series Cumulative Preferred Stock, all of which are held by the public.

The company states that its books show a substantial earned surplus, but that preliminary original cost statements filed with the Pennsylvania Public Utility Commission and the Federal Power Commission indicate that the book value of the fixed capital of the company is about $13,460,000 in excess of the original cost of its plant and properties. This excess has not been segregated between Account 100.5 (electric plant acquisition adjustments) and Account 107 (electric plant adjustments) nor have arrangements yet been made for the disposition of such excess over original cost. The company hence states that it is not clear at this time as to whether or not the company has an earned surplus available for dividends on its preferred stock.

The company has designated section 12 (c) of the act and Rule U-46 (a) promulgated thereunder as applicable to the proposed declaration and payment of dividends. It has requested acceleration of the Commission's action upon such declaration.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant to the Secretary.

[F. R. Doc. 46-9706; Filed, June 7, 1946; 2:45 p. m.]

[File No. 812-428]

NATIONAL AVIATION CORP.

NOTICE OF AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 6th day of June, A. D. 1946.

National Aviation Corporation, a registered investment company, having filed an application under the provisions of section 10 (f) of the Investment Company Act of 1940 for an order permitting it to purchase from Hornblower and Weeks, 40 Wall Street, New York, New York and Paine, Webber, Jackson and Curtis, 25 Broad Street, New York, New York among others, not to exceed $400,000 principal amount of Sinking Fund Debentures and not to exceed 4,000 shares of Cumulative Convertible Preferred Stock to be issued by American Airlines, Inc., such offerings to be underwritten in part by Hornblower and Weeks, and Paine, Webber, Jackson and Curtis, of which firms certain directors of the applicant are affiliated persons;

It is ordered, Pursuant to section 40 (a) of said act, that a hearing on the aforesaid application be held on June 14, 1946, at 11:00 o'clock in the forenoon of that day in Room 318 of the Securities and Exchange Commission Building, 18th and Locust Streets, Philadelphia 3, Pennsylvania; and

It is further ordered, That Allen MacCullen, Esq., or any other officer or officers of the Commission designated by it for that purpose shall preside at the hearing on such application. The officer so designated is hereby authorized to exercise all the powers granted to the Commission under sections 41 and 42 (b) of the Investment Company Act of 1940 and to trial examiners under the Commission's rules of practice.

Notice of such hearing is hereby given to the applicant and to any other persons whose participation in such proceedings may be in the public interest or for the protection of investors.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-9708; Filed, June 7, 1946; 2:46 p. m.]

[File No. 70-1309]

MINNESOTA POWER & LIGHT CO.

NOTICE REGARDING FILING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 6th day of June, A. D. 1946.

Notice is hereby given that a declaration has been filed by Minnesota Power & Light Company, a subsidiary of American Power & Light Company, a registered holding company subsidiary of Electric Bond and Share Company, also a registered holding company, pursuant to the applicable provisions of the Public Utility Holding Company Act of 1935 and the rules and regulations promulgated thereunder.

Notice is further given that any interested person may, not later than June 18, 1946, at 5:30 p. m., e. d. s. t., request the Commission in writing that a hearing be held on such matter, stating the reasons for such request and the nature of his interest, or may request that he be notified if the Commission should order a hearing thereon. At any time thereafter, such declaration, as filed or as amended, may be permitted to become effective pursuant to Rule U-23 of the rules and regulations promulgated pursuant to said act. Any such request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania.

All interested persons are referred to said document which is on file in the office of this Commission, for a statement of the transactions therein proposed, which are summarized as follows:

Minnesota Power & Light Company proposes to call for redemption 24,040 shares of 149,040 outstanding shares of its 5% Preferred Stock at the redemption price of $104.50 per share, plus accrued dividends to the redemption date. Excess treasury funds in the amount of $2,512,180, exclusive of accrued dividends, will be utilized for this purpose. The shares of stock proposed to be redeemed are to be selected by lot and, upon acquisition, are to be cancelled. The redemption provisions relating to such stock require 30 days' notice of the intention to redeem.

Minnesota Power & Light Company has requested that the Commission enter an order permitting said declaration to become effective so as to facilitate the issuance of the redemption notice by July 1, 1946. The company has designated section 12 (c) of the act of Rule U-42 as applicable to the proposed transactions.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-9751; Filed, June 10, 1946; 9:50 a. m.]

[File No. 1-1335]

ST. LOUIS CAR CO.

ORDER SETTING HEARING ON APPLICATION TO STRIKE FROM LISTING AND REGISTRATION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 7th day of June, A. D. 1946.

The St. Louis Stock Exchange, pursuant to section 12 (d) of the Securities Exchange Act of 1934 and Rule X-12D2-1 (b) promulgated thereunder, having made application to strike from listing and registration the 6% First Mortgage Sinking Fund Gold Bonds Unexpected, due 1935, of St. Louis Car Company;

The Commission deeming it necessary for the protection of investors that a hearing be held in this matter at which all interested persons be given an opportunity to be heard;

It is ordered, That the matter be set down for hearing at 10:00 a. m. on Monday, June 24, 1946, at the office of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia, Pennsylvania, and continue thereafter at such times and places as the Commission or its officer herein designated shall determine, and that general notice thereof be given; and

It is further ordered, That Richard Townsend, an officer of the Commission, be and he hereby is designated to administer oaths and affirmations, subpoena witnesses, compel their attendance, take evidence, and require the production of any books, papers, correspondence, memoranda or other records deemed relevant or material to the inquiry, and to perform all other duties in connection therewith authorized by law.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-9752; Filed, June 10, 1946; 9:50 a. m.]

[File No. 70-1263]

FEDERAL LIGHT & TRACTION CO. AND TUCSON GAS, ELECTRIC LIGHT AND POWER CO.

SUPPLEMENTAL ORDER RELEASING JURISDICTION AND PERMITTING APPLICATION AND DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 6th day of June, A. D. 1946.

The Commission having on May 23, 1945, issued its findings, opinion and order herein regarding an application and declarations and amendments thereto filed by Federal Light & Traction Company (Federal), a registered holding company subsidiary of Cities Service Power & Light Company, also a registered holding company, and The Tucson Gas, Electric Light and Power Company (Tucson), an electric and gas utility subsidiary of Federal, pursuant to the Public Utility Holding Company Act of 1935, with respect to, among other things, the sale by Federal of all of the outstanding 147,000 shares of no par value common stock of Tucson, in accordance with the competitive bidding provisions of Rule U-50 promulgated under the act; and

The Commission in said order having granted and permitted to become effective the aforesaid application and declarations, as amended, subject to the condition that the proposed sale of the common stock of Tucson shall not be consummated until the results of competitive bidding pursuant to Rule U-50 shall have been made a matter of record in this proceeding and a further order shall have been entered by this Commission in the light of the record so completed, which order may contain such further terms and conditions as may then be deemed appropriate and subject to the reservation of jurisdiction over the payment of all fees and expenses of all counsel incurred or to be incurred in connection with the proposed transactions; and

Federal, having filed a further amendment to its application and declarations herein, stating that, in accordance with permission granted in the aforesaid order of the Commission dated May 23, 1946, it offered the said common stock of Tucson for sale pursuant to the competitive bidding provisions of Rule U-50 and received the following bids:

Individual or bidding group headed by	*Price per share to Federal*
Blyth & Co., Inc., and The First Boston Corp	$37.81
Charles S. Mott	35.84
Otis & Co	33.50
Harriman Ripley & Co., Inc	31.0303

Said amendment further stating that Federal has accepted the bid of Blyth & Co., Inc., and The First Boston Corporation for the common stock of Tucson, as set out above, and that the stock will be offered for sale to the public at a price of $40 per share resulting in an underwriters' spread of $2.19 per share; and that the legal fees of counsel for the underwriters is $12,000; and

The Commission having examined said amendment and having considered the record herein and finding no basis for imposing terms and conditions with respect to the price to be paid for said common stock or the underwriters' spread.

It is ordered, That the jurisdiction heretofore reserved with respect to the results of competitive bidding be, and the same hereby is, released, and that the application and declarations, as further amended, be, and the same hereby are, granted and permitted to become effective forthwith, subject to the terms and conditions prescribed in Rule U-24.

It is further ordered, That the jurisdiction heretofore reserved over the fees and expenses of all counsel, including the fees and expenses of counsel for the underwriters, in connection with the proposed transactions be, and the same hereis is, released.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-9753; Filed, June 10, 1946; 9:50 a. m.]

[File Nos. 54-75, 70-726]

COMMONWEALTH AND SOUTHERN CORP. (DEL.)

ORDER PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 6th day of June, A. D. 1946.

In the matter of The Commonwealth & Southern Corporation (Delaware), File No. 54-75; The Commonwealth & Southern Corporation (Delaware), File No. 70-726.

The Commonwealth & Southern Corporation ("Commonwealth"), a registered holding company, having filed a declaration pursuant to the Public Utility Holding Company Act of 1935, particularly section 12 (c) thereof and Rule U-46 thereunder, regarding the proposed payment of a dividend of $3.00 per share (payable on the 28th day after approval by this Commission to stockholders of record at the close of business on the 14th day after such approval) on its 1,482,000 shares of preferred stock outstanding, the aggregate amount of such dividend payment being $4,446,000; and

Commonwealth having heretofore filed an Amended Plan of Recapitalization ("Amended Plan") and modifications thereto under section 11 (e) of the act providing, among other things, for the restatement on Commonwealth's books of its investments in its subsidiaries upon consummation of the Amended Plan;

Commonwealth having thereafter filed a Plan for Compliance with sections 11 (b) (1) and 11 (b) (2) of the act providing, among other things, for the liquidation of Commonwealth;

Commonwealth having stated in the declaration filed with the Commission on February 21, 1946 proposing the payment of a dividend on the outstanding shares of preferred stock, which declaration was permitted to become effective on March 14, 1946 (Holding Company Act Release No. 6476), that " * * * the restatement of the carrying value of Commonwealth's investments, which restatement it is proposed in the Amended Plan will be made upon consummation thereof, may result in a decrease in such carrying value in an amount not less than the sum of (a) the amount shown as 'Earned Surplus' in the balance sheet as at January 31, 1946 and (b) the amount of net income to be received subsequent to January 31, 1946 and prior to the date of such restatement, provided such restatement is completed within some reasonable period, say by September 30, 1946 * * *";

Commonwealth having stated in the instant declaration that "The Board * * * recognizes that in view of the pending proceedings, the 'Earned Surplus' account may be so qualified that, under the rules and practices of the Commission, payment of said dividend is subject to the requirement of Commission authorization under the provisions of section 12 (c) of the act and Rule U-46 in spite of the fact that, as authorized by section 34 of the Delaware General Corporation Law, the source of payment of such dividend under such law is Commonwealth's net profits for the current and preceding fiscal years."

The instant declaration having been filed on May 14, 1946 and notice of said filing having been duly given in the form and manner prescribed by Rule U-23 promulgated pursuant to said act, and the Commission not having received a request for a hearing with respect to said declaration within the period specified in the said notice, or otherwise, and not having ordered a hearing thereon; and

The Commission deeming that it would not be necessary or appropriate to deny effectiveness to the declaration under the standards of section 12 (c) of the act and Rule U-46 if it should be found that the proposed payment were to be made out of capital and that, therefore, it is unnecessary for the Commission to determine whether said proposed payment is being made out of capital; and

The Commission therefore deeming it appropriate in the public interest and in the interest of investors and consumers to permit said declaration to become effective insofar as section 12 (c) and Rule U-46 are applicable to the proposed payment; and

Commonwealth having requested that the effective date of the declaration be accelerated to facilitate prompt payment of the proposed dividend to the preferred stockholders and the Commission deeming it appropriate that such request for acceleration be granted:

It is hereby ordered, Pursuant to Rule U-23 and the applicable provisions of the Act and subject to the terms and conditions prescribed in Rule U-24, that the aforesaid declaration be, and the same hereby is, permitted to become effective forthwith, *Provided, however*, That this order shall not be construed as a determination that such dividend payment is or is not taxable to the recipient pursuant to the provisions of the Internal Revenue Code, and, *Provided further*, That Commonwealth accompany the dividend checks with a statement to the effect (1) that Commonwealth filed the declaration regarding the proposed dividend payment pursuant to section 12 (c) and Rule U-46 by reason of its uncertainty as to whether the "Earned Surplus" account may be so qualified that, under the rules and practice of the Commission, payment of the proposed dividend is subject to the requirement of Commission authorization under the Act and the Rules thereunder and that the Commission permitted the declaration to become effective without determining whether the proposed payment is being made out of capital and (2) that the Commission's action in permitting the declaration to become effective should not be construed as a determination that such dividend payment is or is not taxable to the recipient pursuant to the provisions of the Internal Revenue Code.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-9754; Filed, June 10, 1946; 9:50 a. m.]

[File No. 70-1290]

GENERAL PUBLIC UTILITIES CORP.

NOTICE OF FILING AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 7th day of June 1946.

Notice is hereby given that a declaration or application (or both), as amended, has been filed with this Commission by General Public Utilities Corporation ("GPU"), a registered holding company, pursuant to the Public Utility Holding Company Act of 1935. All interested persons are referred to said declaration which is on file in the offices of this Commission for a statement of the transactions therein proposed which may be summarized as follows:

General Public Utilities Corporation proposes to issue and sell to four commercial banking institutions unsecured serial notes (with maturities not exceeding 10 years), in an aggregate principal amount not to exceed $6,250,000. The interest rate on the notes maturing not more than 5 years after issuance is 1½% and on the notes maturing thereafter is 2%. The notes will rank on a parity with $6,000,000 principal amount of notes now outstanding which are held by the same four commercial banking institutions. The proceeds of such notes, together with treasury funds, will be used by GPU to redeem its outstanding 4¼% convertible debentures due 1956.

The debentures are redeemable at any time upon 60 days' notice at 105% of the principal amount thereof, if called for redemption at any time on or before January 1, 1947, and are convertible, at the option of the holder if exercised prior to the date fixed for redemption, into 2.95 shares of GPU common stock for each $50 principal amount of debentures, with a cash adjustment for any remaining fraction of a share of stock. Declarant believes that at least $6,000,000 principal amount of the debentures, of which there are approximately $8,200,000 principal amount outstanding, will be converted into common stock. It is estimated that the maximum amount of cash required to effect the redemption (assuming no conversions) would be $8,610,000 (exclusive of accrued interest) but that the actual amount to be required will be substantially less. Since it is impossible to determine the exact amount of cash to be required to redeem the debentures which are not converted, declarant requests approval to issue notes in a principal amount not to exceed $6,250,000 and that the actual amount to be issued will be determined on the redemption date for the debentures by deducting from the amount required to be deposited with the indenture trustee for the redemption of the debentures an amount of $2,000,000 (available from declarant's own funds), plus or minus an amount to make the total borrowed the nearest multiple of $250,000.

Declarant considers section 7 of the act as applicable to the proposed transactions and that no commission other than this Commission has jurisdiction over the proposed transactions.

It appearing to the Commission that it is appropriate in the public interest and the interest of investors and consumers that a hearing be held with respect to such matters:

It is hereby ordered, That a hearing on such matter, under the applicable provisions of said Act, and the rules of the Commission thereunder, be held on the 2d day of July 1946, at 10:00 a. m.,

e. d. s. t., at the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. On such day the hearing room clerk, in room 318 will advise as to the room in which such hearing will be held. All persons desiring to be heard or otherwise wishing to participate in said proceeding should file with the Secretary of the Commission, on or before June 28, 1946, his application therefor as provided in Rule XVII of the rules of practice of the Commission.

It is further ordered, That William W. Swift or any other officer or officers of the Commission designated for that purpose shall preside at the hearings in such matter. The officer so designated to preside at any such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of said act and to a trial examiner under the Commission's rules of practice.

It is further ordered, That, without limiting the scope of the issues presented by said filing, particular attention will be directed at such hearing to the following matters and questions:

1. Whether the issue and sale by GPU of its unsecured serial notes comply with the applicable requirements of section 7 of the act.

2. Whether the redemption of the convertible debentures by GPU is detrimental to the public interest or the interest of investors, and, if so, whether and what terms or conditions should be required or imposed to satisfy the statutory standards.

3. The propriety of the proposed accounting treatment of the several transactions on the books of GPU.

4. Generally, whether the proposed transactions comply with all applicable provisions and requirements of the Public Utility Holding Company Act of 1935 and the rules and regulations promulgated thereunder, and, if not, whether and what modifications or terms and conditions should be required or imposed to satisfy the statutory standards.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-9755; Filed, June 10, 1946; 9:50 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[SO 94, Order 127]

WELDED STEEL TUBING

SPECIAL MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and in accordance with section 11 of Supplementary Order 94, it is ordered:

(a) *What this order does.* This order establishes maximum prices for sales by the War Assets Administration and subsequent resellers of prime four inch outside diameter, No. 14 (.083") gauge wall thickness, steel tubing, having a five inch extra heavy adapter welded on both ends of each piece and produced by any manufacturer or fabricator. The term "prime four inch outside diameter, No. 14 (.083") gauge wall thickness, steel tubing" as used herein applies to tubing meeting the following specifications: The steel must be of a good weldable quality and the tubing produced by the longitudinal handweld or electric welded process; each end of the tubing shall be fitted with a five inch long nipple or sleeve, grooved for use with a standard four inch diameter Victaulic Coupling, each length shall have been hydraulically tested to a pressure of not less than nine hundred pounds per square inch and shall have withstood such test; the overall length shall be twenty feet plus or minus one quarter inch and shall be reasonably straight and free from injurious defects such as laminations and deep pits. The term shall not include steel tubing produced by the furnace-weld process.

(b) *Maximum prices.* The maximum prices for sales and deliveries of prime four inch outside diameter, No. 14 (.083") gauge wall thickness steel tubing, having a five inch adapter welded on both ends of each piece and meeting the specifications set forth in paragraph (a) shall be:

(1) For sales by the War Assets Administration to persons buying for use or for resale in substantially the same form as received: the aggregate of

(i) Whichever of the following formulae results in the lower figure:

(*a*) The sum of $19.50 per 100 feet, plus the product of the carload rate of freight per 100 pounds from Pittsburgh, Pennsylvania or Lorain, Ohio (whichever is lower) to the point at which the 5" adapters or sleeves are welded to the tubing, times 3.4 extended to two decimal places only; or

(*b*) The sum of $20.16 per 100 feet, plus the product of the carload rate of freight per 100 pounds from Gary, Indiana to the point at which the adapters or sleeves are welded to the tubing, times 3.4 extended to two decimal places only; plus

(ii) The product of the carload rate of freight per 100 pounds from the place at which the adapters or sleeves are welded to the tubing to "destination", times 3.6 extended to two decimal places only; and plus

(iii) Permissible extras set forth in paragraph (c), if any

(2) For sales in carload quantities by persons other than Governmental Agencies and exporters, who acquire for resale and not for use, the sum of:

(i) The maximum delivered price determined in accordance with paragraph (b) (1) for sales by the War Assets Administration; plus

(ii) An amount not greater than 20% of such price.

(3) For sales in less-than-carload quantities by persons other than Governmental Agencies and exporters, who acquire for resale and not for use, the sum of:

(i) The maximum delivered price determined in accordance with paragraph (b) (1) for sales by the War Assets Administration; plus

(ii) An amount not greater than 25% of such price.

(4) For sales by "exporters", the aggregate of:

(i) The applicable maximum permissible cost as set forth in (1), (2), or (3) above, depending on from whom purchased and the quantity purchased; plus

(ii) The permissible export premiums and expenses set forth in section 8.2 (ii), (iii) and (iv) of the Second Revised Maximum Export Price Regulation.

(c) *Extras which may be added.* The following extras may be added to the aforesaid maximum prices at the stated amount per 100 feet, but only if the operations to which they apply are actually performed and are required by the buyer as a condition of the sale:

(1) *Coating or paint.* If other than mill coat is applied the extra shall be the actual cost of the coating or paint; plus

(2) The actual cost of application, not to exceed a total of $0.13 per 100 feet.

(d) *Definitions.* When used in this order the term:

(1) "Destinations" means the railroad siding nearest the place at which the buyer requires the material for his operations and in the case of an "exporter" or "export sale" shall be the port of exit.

(2) "Exporter" means any individual, partnership, association or corporation engaging or participating as the seller or his agent in any selling or invoicing in connection with an "export sale". For the purpose of this order "export sale" shall have the meaning given it in the Second Revised Maximum Export Price Regulation.

(e) *Relationship to other regulations and orders.* This order supersedes, with respect to the commodity it covers, any other regulation or order previously issued by the Office of Price Administration.

(f) *Revocation and amendment.* This order may be revoked or amended at any time.

This order shall become effective June 11, 1946.

Issued this 10th day of June 1946.

PAUL A. PORTER, *Administrator.*

[F. R. Doc. 46-9808; Filed, June 10, 1946; 11:44 a. m.]

[SO 94, Amdt. 1 to Rev. Order 91]

RUBBER FOOTWEAR

SPECIAL MAXIMUM PRICES

An opinion accompanying this amendment has been issued simultaneously herewith.

Revised Order 91 under Supplementary Order 94 is amended in the following respect:

1. Paragraph (a) (2) (i) is amended by adding thereto the following item:

Men's 18" ankle fitting rubber boots, 5 eyelet type—standard rubber sole and heel.

This amendment shall become effective June 10, 1946.

Issued this 10th day of June 1946.

PAUL A. PORTER, *Administrator.*

[F. R. Doc. 46-9807; Filed, June 10, 1946; 11:48 a. m.]

[MPR 592, Order 51]

UNITED STATES GYPSUM CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 51 under section 16 of Maximum Price Regulation No. 592. Specified construction materials and refractories. United States Gypsum Co. Docket No. 6122-592.16-119.

For the reasons set forth in opinion issued simultaneously herewith and pursuant to section 16 of Maximum Price Regulation 592; *it is ordered:*

(a) The maximum prices for sales by the United States Gypsum Company, Chicago, Ill., of painters' and patching plaster produced at its South Gate, California; Boston, Massachusetts; Milwaukee, Wisconsin; New Brighton, New York; Gypsum, Ohio; and Charleston, Massachusetts, plants may be increased in an amount not in excess of 17.4 percent.

(b) Any person purchasing painters' or patching plaster manufactured by the United States Gypsum Company in any of the plants specified in (a) above, for the purpose of resale in the same form may increase his presently established prices under the General Maximum Price Regulation by adding the dollars-and-cents increase in cost resulting from the increase permitted the manufacturer in (a) above. Notwithstanding the provisions of this paragraph, in any area where specific maximum prices are fixed by an area order, such specific maximum prices shall apply in that area.

(c) The maximum prices established in paragraph (a) above shall be subject to cash, quantity and other discounts, transportation allowances, freight allowances, services and other terms and conditions of sale at least as favorable as the seller extended or rendered on comparable sales to purchasers of the same class during March 1942.

(d) All requests of the application not granted herein are denied.

(e) This order may be amended or revoked by the Office of Price Administration at any time.

This Order No. 51 shall become effective June 8, 1946.

Issued this 7th day of June 1946.

PAUL A. PORTER, *Administrator.*

[F R Doc. 46-9693; Filed, June 7, 1946; 11:37 a. m.]

[Rev. SO 119, Amdt. 1 to Order 204]

ALUMINUM COOKING UTENSIL CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to Revised Supplementary Order No. 119, *It is ordered:*

That Order No. 204 under Revised Supplementary Order No. 119, be amended in the following respect:

A new sentence is added to paragraph (c) to read as follows:

However, the adjustment charges may be made and collected if at the time of or prior to the first invoice to a purchaser for resale of articles covered by this order, the manufacturer shall notify such purchaser for resale of the amount of the adjustment charges. This notice may be given in any convenient form.

This amendment shall become effective on the 8th day of June 1946.

Issued this 7th day of June 1946.

PAUL A. PORTER, *Administrator.*

[F. R. Doc. 46-9695; Filed, June 7, 1946; 11:29 a. m.]

[Rev. SO 119, Order 245]

GRAND RAPIDS BRASS CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 245 under Revised Supplementary Order No. 119. Docket No. 6123-SO 119-107. Adjustments of maximum prices for commercial refrigerator hardware manufactured by the Grand Rapids Brass Company, Grand Rapids, Michigan.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 13 of Revised Supplementary Order No. 119, it is ordered:

(a) *Maximum prices for Grand Rapids Brass Company, Grand Rapids, Michigan.* (1) The above manufacturer may determine his maximum prices for his line of commercial refrigerator hardware by increasing by 25.3 percent his prices on these items in effect on October 1, 1941 to each class of purchaser.

(2) Since the provisions of this order are not intended to reduce properly established maximum prices, the manufacturer may continue to use as his maximum prices to each class of purchaser his properly established prices in effect under Maximum Price Regulation No. 591 in the event that such prices exceed the prices in effect to each class of purchaser on October 1, 1941 plus the increase provided for in (1) above.

(3) The maximum prices set forth above shall be subject to discounts and allowances including transportation allowances and price differentials which are at least as favorable as those the manufacturer extended or rendered or would have extended or rendered to each class of purchaser on commodities in the same general category during March 1942.

(b) *Resellers' maximum prices.* All resellers of the commodities covered by this order (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their presently established maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted the manufacturer by this order.

(c) *Notification to all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment granted by this order is put into effect:

Order No. 245 under Revised Supplementary Order No. 119 authorizes a 25.3 percent increase in October 1, 1941 net prices for sales of commercial refrigerator hardware manufactured by this company.

Resellers (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their existing maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted by Order No. 245.

(d) All prayers for relief not granted herein are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective June 8, 1946.

Issued this 7th day of June 1946.

PAUL A. PORTER, *Administrator.*

[F. R. Doc. 46-9696; Filed, June 7, 1946; 11:39 a. m.]

[SO 148, Order 13]

HOMER LAUGHLIN CHINA CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to the provisions of Supplementary Order No. 148, it is ordered:

(a) *Manufacturer's ceiling prices.* This order establishes maximum prices for sales and deliveries of articles of semi-vitreous china manufactured by The Homer Laughlin China Company, Newell, West Virginia for sales by it to jobbers and retailers as follows:

Article and Model No.	Maximum prices for sales to jobbers and retailers (per doz.)
Plate, 7" white ware 9⅛" in diameter, weight 13 oz	$0.88
Plate, 7", B 1318	1.47
Plate, 7", B 1315	1.47
Plate, 7", M2-55	1.47
Plate, 7", JJ-59	1.42
Plate, 7", JR-128	1.40
Plate, 7", R-3543	1.40
Plate, 7", W-538	1.41
	Per set
53 piece set, W-538	5.30

Prices for other sets and sizes are in their customary proportions to these prices.

(b) *Maximum prices of purchasers for resale.* A purchaser for resale shall determine his maximum price by adding to his invoice cost the same percentage markup which he has on the "most comparable article" for which he has a properly established maximum price. For this purpose, the "most comparable article" is one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to the class of articles to which, according to trade practices, an approximately uniform percentage mark-up is applied.

(iv) Its net replacement is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA form 620–759 with regard to how he determined his ceiling prices, for as long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum price cannot be determined under the above method, the reseller shall apply to the Office of Price Administration, for the establishment of a maximum price under § 1499.3 (c) of the General Maximum Price Regulation. Maximum prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's customary terms, discounts, allowances and other price differentials on sales to each class of purchaser in effect during March 1942, or established under any applicable OPA regulation.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale showing a ceiling price adjusted in accordance with the terms of this order, the seller shall notify the purchaser in writing of the adjusted ceiling prices for resales of the articles covered by this order. This notice may be given in any convenient form.

(e) The provisions of Supplementary Order No. 153 shall not apply to the maximum prices for sales of any of the articles covered by this order.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 8th day of June 1946.

Issued this 7th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–9697; Filed, June 7, 1946; 11:33 a. m.]

[SO 148, Order 14]

WITHERSPOON BROS. AND CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 5 of Supplementary Order No. 148, *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain casket shells manufactured by Witherspoon Brothers and Company of Sumter, S. C.

(1) For all sales and deliveries of the following caskets by the manufacturer to the class of purchaser specified below, the adjusted maximum prices are as follows:

Maximum Price to Casket Manufacturers (*Each*)
Casket shell, 308 — $7.00
Casket shell, 309 — 8.25
Casket shell, 109 — 8.81

(2) For sales and deliveries by the manufacturer to all other classes of purchasers the maximum prices are the adjusted maximum prices set forth in paragraph (a) (1) of this order, adjusted to reflect the manufacturer's customary differentials for sales to those other classes of purchasers.

(b) *Resellers' ceiling prices.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

(1) A reseller who had a properly established maximum price in effect before this order was issued for an article covered by this order may add to that maximum price an adjustment charge in the same dollar-and-cents amount as the adjustment charge authorized by this order for, and which he has paid to his supplier.

(2) If the reseller did not have a properly established maximum price for the article in effect before this order was issued he shall first determine a maximum price (exclusive of adjustment charges), and to that price he may add an adjustment charge in the same dollar-and-cents amount as the adjustment authorized by this order for, and which he has paid to, his supplier. To find his maximum price (exclusive of adjustment charges) for this purpose the reseller shall add to his invoice cost, less an adjustment charge stated on that invoice, the same percentage mark-up which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage mark-up is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620–759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(3) If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(4) The provisions of Supplementary Order No. 153 shall not apply to the determination of ceiling prices for resales of the articles covered by this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in effect during March 1942, or thereafter properly established under OPA regulations.

(d) *Change in resellers' margins.* Reseller's maximum prices adjusted in accordance with this order are subject to further adjustments which may result from any change in resellers' margins which may be effected by the Office of Price Administration to obtain absorption by resellers of any industry-wide increase in manufacturers' maximum prices.

(e) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles. This notice may be given in any convenient form.

The amount of the adjustments in maximum prices granted by this order must be stated separately on invoices to all classes of purchasers, except for sales at retail.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective on the 8th day of June 1946.

Issued this 7th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–9698; Filed, June 7, 1946; 11:33 a. m.]

[SO 148, Order 15]

MALDEN CASKET CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 5 of Supplementary Order No. 148, *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain caskets manufactured by Malden Casket Company of Malden, Mass.

(1) For all sales and deliveries of the following caskets by the manufacturer to the class of purchaser indicated below, the adjusted maximum prices are as follows:

Article and Model No.:	*Maximum price to funeral director* (*each*)
Slip cap casket, 195	$25.18
Hinged cap casket, 195 h. p.	27.09
Half couch casket, 195½	24.50

(2) For sales and deliveries by the manufacturer to all other classes of purchasers, the maximum prices are the adjusted maximum prices set forth in paragraph (a) (1), adjusted to reflect the manufacturers' customary differentials for sales to those other classes of purchasers.

(b) *Resellers' ceiling prices.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

(1) A reseller who had a properly established maximum price in effect before this order was issued for an article covered by this order may add to that maximum price an adjustment charge in the same dollar-and-cents amount as the adjustment charge authorized by this order for, and which he has paid to, this supplier.

(2) If the reseller did not have a properly established maximum price for the article in effect before this order was issued he shall first determine a maximum price (exclusive of adjustment charges), and to that price he may add an adjustment charge in the same dollar-and-cents amount as the adjustment authorized by this order for, and which he has paid to, his supplier. To find his maximum price (exclusive of adjustment charges) for this purpose the reseller shall add to his invoice cost, less an adjustment charge stated on that invoice, the same percentage mark-up which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage mark-up is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620–759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(3) If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(4) The provisions of Supplementary Order No. 153 shall not apply to the determination of ceiling prices for resales of the article covered by this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in effect during March 1942, or thereafter properly established under OPA regulations.

(d) *Change in resellers' margins.* Resellers' maximum prices adjusted in accordance with this order are subject to further adjustments which may result from any change in resellers' margins which may be effected by the Office of Price Administration to obtain absorption by resellers of any industry-wide increase in manufacturers' maximum prices.

(e) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles. This notice may be given in any convenient form.

The amount of the adjustment in maximum prices granted by this order must be stated separately on invoices to all classes of purchasers, except for sales at retail.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective on the 8th day of June 1946.

Issued this 7th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–9699; Filed, June 7, 1946; 11:39 a. m.]

[MPR 120, Amdt. 21 to Order 1548]

ELLIOT COAL MINING CO. ET AL.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and in accordance with § 1340.212 (c) of Maximum Price Regulation No. 120, *It is ordered:*

Order No. 1548 under Maximum Price Regulation No. 120 is hereby amended in the following respects:

Paragraph (a) is amended by adding thereto the following in the manner indicated:

Producer and address	Mine name	Mine index No.	Location and name of preparation plant through which the coals are prepared
• •	•	•	•
Clyde Coal Co., c/o G. Ira Stott, Philipsburg, Pa.	Clyde No. 29	5751	Clyde No. 28 preparation plant at Smoke Run, Pa., on the Penn. RR.
Comfort Run Coal Co., Osceola Mills, Pa.	Comfort Run No. 8	5728	Comfort Run Coal Co.'s Flinton preparation plant at Flinton, Pa., on Penn RR.
	Comfort Run No. 9	5729	
P & N Coal Co., P. O. Box 332, Punxsutawney, Pa.	P & N No. 4	5529	P & N Coal Co.'s Rossiter preparation plant at Rossiter, Pa., on the B & O and N Y C RRs.
	P & N No. 6	5607	
	P & N No. 10	5746	
	P & N No. 11	5747	

This Amendment No. 21 to Order No. 1548 under Maximum Price Regulation No. 120 shall become effective June 8, 1945.

Issued this 7th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–9675; Filed, June 7, 1946; 11:37 a. m.]

[MPR 120, Order 1676]

AJAX COAL CO. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton for the indicated uses and shipments as set forth herein. All are in District No. 1. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad locomotive fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.212 and all other provisions of Maximum Price Regulation No. 120.

AJAX COAL CO., R. F. D. No. 1, BOX 77, WESTERNPORT, MD., AJAX NO. 1 MINE, BAKERSTOWN SEAM, MINE INDEX NO. 2822;[1] ALLEGANY COUNTY, MD., SUBDISTRICT 43, RAIL SHIPPING POINT, WESTERNPORT, MD., DEEP MINE

	Size group Nos.				
	1	2	3	4	5
Rail and truck price classification	H	H	H	K	K
Rail shipment	365	365	345	320	320
Railroad locomotive fuel	355	355	340	320	320
Truck shipment	385	365	365	340	340

[1] Previously established.

ANGELO V. CAWAMONE, WALSTON, PA., CAWAMONE MINE, E SEAM, MINE INDEX NO. 5736, INDIANA COUNTY, PA., SUBDISTRICT 6, RAIL SHIPPING POINT, GLEN CAMPBELL, PA., DEEP MINE

	Size group Nos.				
	1	2	3	4	5
Rail and truck price classification	F	F	F	F	F
Rail shipment	370	370	370	340	340
Railroad locomotive fuel	355	355	340	330	330
Truck shipment	395	370	370	360	350

CLARION COAL SUPPLY, C/O JAMES A. MAYS, CLARION, PA., CLARION COAL SUPPLY NO. 2 MINE, B SEAM, MINE INDEX NO. 3994, CLARION COUNTY, PA., SUBDISTRICT 1, RAIL SHIPPING POINT, STRATTANVILLE, PA., DEEP MINE.

Rail and truck price classification	F	F	[1] F	F	F
Rail shipment	370	370	370	340	340
Railroad locomotive fuel	355	355	340	330	330
Truck shipment [1]	395	370	370	360	350

[1] Previously established.

CLYDE COAL CO., C/O G. IRA STOTT, PHILIPSBURG, PA., CLYDE NO. 29 MINE, A SEAM, MINE INDEX NO. 5751, CLEARFIELD COUNTY, PA., SUBDISTRICT 20, RAIL SHIPPING POINT, SMOKE RUN, PA., STRIP MINE.

Rail and truck price classification	H	H	H	H	H
Rail shipment [1]	330	330	310	285	285
Railroad locomotive fuel [1]	320	320	305	295	295
Truck shipment [1]	350	330	330	315	305

[1] Subject to the provisions of Order No. 1548 under MPR 120, as amended.

JOHN CONNOLLY COAL CO., C/O C. F. HURTNER, 123 S. BROAD ST., PHILADELPHIA, PA., CONNOLLY NO. 3 MINE, D SEAM, MINE INDEX NO. 5752, INDIANA COUNTY, PA., SUBDISTRICT 16, RAIL SHIPPING POINT, STILES, PA., STRIP MINE

Rail and truck price classification	E	E	E	E	E
Rail shipment	355	335	335	315	315
Railroad locomotive fuel	320	320	305	295	295
Truck shipment	365	340	340	330	320

CRAFT COAL CO., C/O E. L. CRAFT, MOSHANNON, PA., CRAFT NO. 1 MINE, B SEAM, MINE INDEX NO. 5731, CENTRE COUNTY, PA., SUBDISTRICT 9, RAIL SHIPPING POINT, GILLINTOWN, PA., STRIP MINE

Rail and truck price classification	G	G	G	G	G
Rail shipment	330	330	315	305	305
Railroad locomotive fuel	320	320	305	295	295
Truck shipment	355	330	330	320	310

THE DEER FIELD COAL CO., SHIELDS BUILDING, WILKINSBURG, PA., BEAR NO. 1-E MINE, E SEAM, MINE INDEX NO. 5738, SOMERSET COUNTY, PA., SUBDISTRICT 32, RAIL SHIPPING POINT, BOSWELL, PA., STRIP MINE

Rail and truck price classification	G	G	G	G	G
Rail shipment	330	330	315	305	305
Railroad locomotive fuel	320	320	305	295	295
Truck shipment	355	330	330	320	310

THE DEER FIELD COAL CO., SHIELDS BUILDING, WILKINSBURG, PA., BEAR NO. 1-C MINE, C SEAM, MINE INDEX NO. 5739, SOMERSET COUNTY, PA., SUBDISTRICT 32, RAIL SHIPPING POINT, BOSWELL, PA., STRIP MINE

Rail and truck price classification	D	D	D	D	D
Rail shipment	360	340	335	325	325
Railroad locomotive fuel	320	320	305	295	295
Truck shipment	370	345	345	335	325

This order shall become effective June 8, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 7th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9677; Filed, June 7, 1946; 11:38 a. m.]

[MPR 120, Order 1675]

DAY'S MUTUAL COAL CO. AND WESTERN COAL MINING CO.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton, for the indicated uses and shipments as set forth herein. All are in District No. 20. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.231 and all other provisions of Maximum Price Regulation No. 120.

DAY'S MUTUAL COAL COMPANY, 413 UTAH OIL BLDG., SALT LAKE CITY, UTAH, DAY'S MUTUAL COAL COMPANY NO. 2 MINE, UNNAMED SEAM, MINE INDEX NO. 1010, EMERY COUNTY, UTAH, SUBDISTRICT NO. 1, RAIL SHIPPING POINT: PRICE, UTAH, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 1

	Price classification								
	1, 2	3, 4, 5, 6	7	8, 9	10, 11	12	13	14	15
Rail shipment and R. R. fuel	470	420	355	335	295	275	355	330	310
Truck shipment	510	470	380	345	325	305	395	365	335

WESTERN COAL MINING COMPANY, 303 MCCORMICK BLDG., SALT LAKE CITY 1, UTAH, MCLEAN NO. 2 MINE, CASTLE GATE, SUB SEAM NO. 1 SEAM, MINE INDEX NO. 1009, CARBON COUNTY, UTAH, SUBDISTRICT NO. 1, RAIL SHIPPING POINT: HELPER, UTAH, DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 1

Rail shipments for all uses	470	420	355	335	295	275	355	330	310
Truck shipment	510	470	380	345	325	305	395	365	335

This order shall become effective June 8, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 7th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9676; Filed, June 7, 1946; 11:38 a. m.]

[MPR 591, Order 584]

GORDON SANITARY SYSTEMS CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum price, for sales by any person to consumers of the following drainage separator manufactured by Gordon Sanitary Systems Corporation and described in its application dated April 11, 1946 shall be:

Model uv 710, cast iron drainage separator, size 8" x 11" x 9", with baffles and syphon breaker $27.50.

(b) The maximum net price, f. o. b. point of shipment, for sales, by any person to plumbing and heating contractors, installers, and commercial and industrial users shall be the maximum price specified in (a) above less a discount of 20 percent.

(c) The maximum net price, f. o. b. point of shipment for sales by any person to jobbers shall be the maximum price specified in (a) above less successive discounts of 20 and 25 percent.

(d) The maximum prices established by this order are subject to such further cash discounts, transportation allowance and price differential, at least as favorable as those which each seller extended or rendered or would have extended or rendered during March 1942 on sales of commodities in the same general category.

(e) The maximum prices on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(f) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers except dealers upon resale.

(g) Gordon Sanitary Systems Corporation shall attach to each separator covered by this order a tag containing the following:

OPA Maximum Retail Price $27.50
(Do Not Detach)

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 8, 1946.

Issued this 7th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9690; Filed, June 7, 1946; 11:36 a. m.]

[MPR 591, Order 586]

PERSHING PRODUCTS CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to Section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum prices excluding Federal excise tax, for sales by any person to consumers of the following electric water heaters manufactured by Pershing Products Company, Saugatuck, Michigan, and described in its application dated February 28, 1946, shall be:

Model PE 30—30 gallon, double element, electric water heater with galvanized tank, insulated $99.50

(b) The maximum net prices, f. o. b. point of shipment, excluding Federal excise tax, for sales by any person shall be the maximum price specified in (a) above less the following discounts:

1. On sales to a dealer in quantities of less than 5 water heaters, a discount of 33⅓ percent;
2. On sales to a dealer in quantities of 5 or more water heaters, a discount of 40 percent;
3. On sales to a jobber, a discount of 50 percent.

(c) The maximum prices established by this order are subject to such further cash discounts, and transportation allowances and price differentials at least as favorable as those which each seller extended or rendered or would have extended or rendered during March 1943 on sales of commodities in the same general category.

(d) The maximum prices on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(e) Each seller covered by this order, on sales to consumers shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers, except dealers, upon resale.

(f) Pershing Products Company shall attach to each heater covered by this order a tag containing the following:

OPA Maximum Retail Price, not installed including actual Federal Excise Tax paid at source $.....

(Do Not Detach)

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 8th, 1946.

Issued this 7th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9692; Filed, June 7, 1946; 11:29 a. m.]

[MPR 188, Amdt. 1 to Order 4883]

NATIONAL LIGHTING CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, it is ordered, That paragraph (a), (1) of Order No. 4883 under § 1499.158 of Maximum Price Regulation No. 188, be amended to read as follows:

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumer
		Jobbers	Retailers	
Enameled steel fluorescent bed lamp, complete with tube	R-115	*Each* $3.40	*Each* $4.00	*Each* $7.20
Enameled steel fluorescent bed lamp, complete with tube	R-115	*Each* $3.40	*Each* $4.00	*Each* $7.20

These maximum prices are for the articles described in the manufacturer's application dated September 12, 1945.

This amendment shall become effective on the 8th day of June 1946.

Issued this 7th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9680; Filed, June 7, 1946; 11:37 a. m.]

[MPR 591, Order 585]

CINCINNATI BUILDERS SUPPLY CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591: *It is ordered:*

(a) The maximum net prices for sales by any person to consumers of the following linoleum work tops manufactured by Cincinnati Builders Supply Company, Cincinnati, Ohio and described in its application dated May 14, 1946, shall be:

	Per lineal foot
Work tops, linoleum covered ¾" plywood, stainless steel trim and 4" backsplash	$7.70

(b) On sales to dealers by any person the maximum net price f. o. b. point of shipment shall be the maximum net price specified in (a) above less a discount of 33⅓ percent.

(c) On sales to jobbers by any person the maximum net price f. o. b. point of shipment shall be the maximum net price specified in (a) above less successive discounts of 33⅓ and 20 percent.

(d) The maximum net prices established by this order shall be subject to further discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commoditites within the same general category during March 1942.

(e) The maximum price on an installed basis of the commodity covered in this order shall be determined in accordance with the provisions of Revised Maximum Price Regulation No. 251, as amended.

(f) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 8th, 1946.

Issued this 7th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9691; Filed, June 7, 1946; 11:29 a. m.]

[MPR 120, Order 1677]

HARLAND G. REAM ET AL.,

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton for the indicated uses and shipments as set forth herein. All are in District No. 1. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for

truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad locomotive fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.212 and all other provisions of Maximum Price Regulation No. 120.

HARLAND G. REAM, OAKLAND, MD., REAM MINE, E SEAM, MINE INDEX NO. 5741, GARRETT COUNTY, MD., SUBDISTRICT 44, RAIL SHIPPING POINT: OAKLAND, MD., DEEP SEAM

	Size group Nos.				
	1	2	3	4	5
Rail and truck price classification	H	H	H	K	K
Rail shipment	365	365	345	320	320
Railroad locomotive fuel	355	355	340	330	330
Truck shipment	365	365	365	340	330

ROSCOE F. SOLLEY, GRAMPIAN, PA., SIMBECK NO. 1 MINE, D SEAM, MINE INDEX NO. 5735, CLEARFIELD COUNTY, PA., SUBDISTRICT 6, RAIL SHIPPING POINT: LUTHERSBURG, PA., STRIP MINE

Rail and truck price classification	E	E	E	E	E
Rail shipment	335	335	335	315	315
Railroad locomotive fuel	320	320	305	295	295
Truck shipment	365	340	340	330	320

THOMAS COAL CO., WILLIAMSPORT, PA., THOMAS COAL CO. NO. 2 & NO. 3 MINE, D SEAM, MINE INDEX NO. 2139,[1] LYCOMING COUNTY, PA., SUBDISTRICT 3, RAIL SHIPPING POINT, WILLIAMSPORT, PA., DEEP MINE

Rail and truck price classification	C	C	C	C	C
Rail shipment	405	400	380	365	365
Railroad locomotive fuel	355	355	340	330	330
Truck shipment	410	385	385	375	365

[1] Previously established.

THOMAS COAL CO., WILLIAMSPORT, PA., THOMAS COAL CO. MINE, A SEAM, MINE INDEX NO. 2410,[1] LYCOMING COUNTY, PA., SUBDISTRICT 3, RAIL SHIPPING POINT, WILLIAMSPORT, PA., DEEP MINE

Rail and truck price classification	C	C	C	C	C
Rail shipment	405	400	380	365	365
Railroad locomotive fuel	355	355	340	330	330
Truck shipment	410	385	385	375	365

[1] Previously established.

R. W. WILLIAMS, IRVONA, PA., WILLIAMS NO. 1-C MINE, C SEAM, MINE INDEX NO. 5746, CLEARFIELD COUNTY, PA., SUBDISTRICT 13, RAIL SHIPPING POINT: GLEN HOPE, PA., STRIP MINE

Rail and truck price classification	E	E	E	E	E
Rail shipment	355	335	335	315	315
Railroad locomotive fuel	320	320	305	295	295
Truck shipment	365	340	340	330	320

R. W. WILLIAMS, IRVONA, PA., WILLIAMS NO. 1-D MINE, D SEAM, MINE INDEX NO. 5750, CLEARFIELD COUNTY, PA., SUBDISTRICT 13, RAIL SHIPPING POINT: GLEN HOPE, PA., STRIP MINE

Rail and truck price classification	D	D	D	D	D
Rail shipment	360	340	335	325	325
Railroad locomotive fuel	320	320	305	295	295
Truck shipment	370	345	345	335	325

This order shall become effective June 8, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 7th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9678; Filed, June 7, 1946; 11:38 a. m.]

[MPR 120, Order 1678]

"B" QUALITY COAL CO. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton for the indicated uses and shipments as set forth herein. All are in District No. 1. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad locomotive fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.212 and all other provisions of Maximum Price Regulation No. 120.

THE "B" QUALITY COAL CO., WINDBER, PA., "B" QUALITY NO. 7 MINE, B SEAM, MINE INDEX NO. 5735, SOMERSET COUNTY, PA., SUBDISTRICT 33, RAIL SHIPPING POINT, HILLSBORO, PA., DEEP MINE

	Size group Nos.				
	1	2	3	4	5
Rail and truck price classification	A	A	A	A	C
Rail shipment	420	405	395	380	365
Railroad locomotive fuel	355	355	340	330	330
Truck shipment	420	395	395	385	365

DUGAN COAL MINING CO., OSCEOLA MILLS, PA., DU SHAN NO. 6 MINE, E SEAM, MINE INDEX NO. 5753, CAMBRIA COUNTY, PA., SUBDISTRICT 18, RAIL SHIPPING POINT, CONDRON, PA., STRIP MINE

Rail and truck price classification	F	F	F	F	F
Rail shipment	335	335	335	305	305
Railroad locomotive fuel	320	320	305	295	295
Truck shipment	360	335	335	325	315

ELRA COAL CO., INC., BOX 328, MADERA, PA., ELRA NO. 4 MINE, D SEAM, MINE INDEX NO. 5743, CLEARFIELD COUNTY, PA., SUBDISTRICT 15, RAIL SHIPPING POINT, CARNWATH, PA., STRIP MINE

	Size group Nos.				
	1	2	3	4	5
Rail and truck price classification	C	C	C	C	C
Rail shipment [1]	370	365	345	330	320
Railroad locomotive fuel [1]	320	320	295	295	295
Truck shipment	375	350	350	340	330

[1] Subject to the provisions of order No. 1548 under MPR 120, as amended.

GARFIELD FUEL CO., BOX 31, BOLIVAR, PA., GARFIELD NO. 2 MINE, B SEAM, MINE INDEX NO. 5748, INDIANA COUNTY, PA., SUBDISTRICT 28, RAIL SHIPPING POINT, BOLIVAR, PA., DEEP MINE

Rail and truck price classification	G	G	G	G	G
Rail shipment	365	365	350	340	340
Railroad locomotive fuel	355	355	340	330	330
Truck shipment	360	365	365	355	345

JOSEPHINE COAL CO., 1541 MAIN ST., BROCKWAY, PA., JOSEPHINE COAL CO. MINE, E SEAM, MINE INDEX NO. 5740, JEFFERSON COUNTY, PA., SUBDISTRICT 6, RAIL SHIPPING POINT, BROCKWAY, PA., STRIP MINE

Rail and truck price classification	F	F	F	F	F
Rail shipment	335	335	335	305	305
Railroad locomotive fuel	320	320	305	295	295
Truck shipment	360	335	335	325	315

HUGH LOCHRIE, WINDBER, PA., RUMMEL NO. 2 MINE, B SEAM, MINE INDEX NO. 5731, CAMBRIA COUNTY, PA., SUBDISTRICT 34, RAIL SHIPPING POINT, DILMO, PA., DEEP MINE

Rail and truck price classification	A	A	A	A	C
Rail shipment	420	405	395	380	365
Railroad locomotive fuel	355	355	340	330	330
Truck shipment	420	395	395	385	365

P & N COAL CO., BOX 332, PENNSYLVANIA, PA., P & N NO. 10 MINE, E SEAM, MINE INDEX NO. 5746, INDIANA COUNTY, PA., SUBDISTRICT 6, RAIL SHIPPING POINT, ROSSITER, PA., STRIP MINE

Rail and truck price classification	F	F	F	F	F
Rail shipment [1]	335	335	335	305	305
Railroad locomotive fuel [1]	320	320	305	295	295
Truck shipment [1]	360	335	335	325	315

[1] Subject to the provisions of order No. 1548 under MPR 120 as amended.

P & N COAL CO., BOX 332, PENNSYLVANIA, PA., P & N NO. 11 MINE, E SEAM, MINE INDEX NO. 5747, INDIANA COUNTY, PA., SUBDISTRICT 6, RAIL SHIPPING POINT, ROSSITER, PA., & HILLMAN, PA., STRIP MINE

Rail and truck price classification	F	F	F	F	F
Rail shipment [1]	335	335	335	305	305
Railroad locomotive fuel [1]	320	320	305	295	295
Truck shipment [1]	360	335	335	325	315

[1] Subject to the provisions of order No. 1548 under MPR 120, as amended.

This order shall become effective June 8, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 7th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9679; Filed, June 7, 1946; 11:39 a. m.]

[MPR 188, Order 5025]

ROMLAR-SCALES GLASS CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Romlar Scales Glass Company, 1019 Redondo Boulevard, Los Angeles, Calif.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
Glass typhoon lantern, weather beaten beach comber type	1	*Each* $6.94	*Each* $8.16	*Each* $14.70

These maximum prices are for the articles described in the manufacturer's application dated February 18, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the fourth pricing method. § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model Number _____
OPA Retail Ceiling Price—$_____
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 8th day of June 1946.

Issued this 7th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9681; Filed, June 7, 1946; 11:34 a. m.]

[MPR 188, Order 5026]

NEMCO ELECTRIC CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Nemco Electric Company, 311 Main Street, Seattle 4, Wash.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
Study table lamp and parchment shade	L5000	*Each* $7.875	*Each* $9.26	*Each* $16.65

These maximum prices are for the articles described in the manufacturer's application dated April 25, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. _____
OPA Retail Ceiling Price—$_____
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 8th day of June 1946.

Issued this 7th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9682; Filed, June 7, 1946; 11:34 a. m.]

[MPR 188, Order 5027]

SEATTLE LIGHTING FIXTURE CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Seattle Lighting Fixture Company, 222 Second Avenue, Seattle 4, Wash.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
Portable reflector table lamp	S-16038	*Each* $5.17	*Each* $6.08	*Each* $10.95

These maximum prices are for the articles described in the manufacturer's application dated May 6, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary

terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 8th of June 1946.

Issued this 7th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9683; Filed, June 7, 1946; 11:34 a. m.]

[MPR 188, Order 5028]

RABIN INDUSTRIES INC.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Rabin Industries, Incorporated, 1139 South Wabash Avenue, Chicago 5, Ill.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
Wood and metal table lamp with parchment shade	WM636	*Each* $8.96	*Each* $10.54	*Each* $18.95

These maximum prices are for the articles described in the manufacturer's application dated April 25, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 1% 10 days, net 30. The maximum price to consumers is net delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 8th day of June 1946.

Issued this 7th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9684; Filed, June 7, 1946; 11:35 a. m.]

[MPR 188, Order 5029]

DELVILLE LAMP CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Delville Lamp Company, 511 Buck Street, Millville, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
20" metal and glass table lamp	100	*Each* $6.80	*Each* $8.00	*Each* $14.40
	101	5.10	6.00	10.80

These maximum prices are for the articles described in the manufacturer's application dated May 6, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers, they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 8th day of June 1946.

Issued this 7th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9685; Filed, June 7, 1946; 11:35 a. m.]

[MPR 188, Order 5030]

HARVEY LAMPS, INC.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Harvey Lamps, Incorporated, 199 Metropolitan Avenue, Brooklyn 11, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
25" decorated china table lamp and rayon shade	502	*Each* $7.44	*Each* $8.75	*Each* $15.75
	503T	6.59	7.75	13.95
	504	8.50	10.00	18.00
28" decorated china table lamp and rayon shade	505	10.20	12.00	21.60
27" decorated china table lamp and rayon shade	507	10.20	12.00	21.60

These maximum prices are for the articles described in the manufacturer's application dated May 8, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 8th day of June 1946.

Issued this 7th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9686; Filed, June 7, 1946; 11:35 a. m.]

[MPR 591, Order 582]

SPEEDY MFG. CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum prices excluding Federal excise tax for sales by any person to consumers of the following farm electric water heaters manufactured by Speedy Manufacturing Company of Sioux Falls, South Dakota and described in its application dated April 8, 1946, shall be:

Model No. 107 farm electric water heater, single element, galvanized tank, 15 gallons capacity	$60.00
Storage tank for use with model No. 107 heater, galvanized steel	5.00

(b) The maximum net prices, f. o. b. point of shipment, excluding Federal excise tax, for sales by any person, shall be the maximum prices specified in (a) above less the following discounts:

1. On sales to dealers, a discount of 25 percent
2. On sales to jobbers, a discount of 40 percent

(c) The maximum prices established by this order are subject to such further cash discounts, transportation allowances and price differentials at least as favorable as those which each seller extended or rendered or would have extened or rendered during March 1942 on sales of commodities in the same general category.

(d) The maximum prices on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Reguluation No. 251:

(e) Each seller covered by this order, except on sales to consumers shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers except dealers upon resale.

(f) Speedy Manufacturing Company shall attach to each water heater covered by this order a tag containing the following:

OPA Maximum Retail Price not installed, including actual Federal Excise Tax paid at source—$------.

(Do Not Detach)

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 8, 1946.

Issued this 7th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9688; Filed, June 7, 1946; 11:36 a. m.]

[MPR 591, Order 583]

GUARD-IT MFG. CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum prices, excluding Federal excise tax, for sales by any person except the Firestone Tire and Rubber Company and resellers purchasing from the Firestone Tire and Rubber Company of the following electric water heaters manufactured by Guard-It Manufacturing Company of Chicago, Ill., and described in its application dated March 20, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—			
	Distributors and the Firestone Tire & Rubber Co.	Jobbers	Dealers	Consumers
Model WH12—12-gallon, single element, copper tank, insulated, with baked enamel finish	$29.43	$32.70	$40.88	$54.50
Model WH17—17-gallon, single element, copper tank, insulated, with baked enamel finish	33.35	37.05	46.31	61.75

(b) The maximum net prices, excluding Federal excise tax, delivered and crated, for sales of the electric water heaters described in (a) above, by the Firestone Tire and Rubber Company and resellers purchasing from the Firestone Tire and Rubber Company, shall be:

	On sales to—			
	Class A Firestone dealer	Class B Firestone dealer	Class C Firestone dealer	Consumers
Model WH12—12-gallon, single element, copper tank, insulated with baked enamel finish	$33.12	$36.68	$41.92	$54.50
Model WH17—17-gallon, single element, copper tank, insulated with baked enamel finish	37.50	41.54	47.47	61.75

(c) The maximum prices for sales by any person of repair parts for the two water heaters described in paragraph (a) above, shall be:

FOR THE MODEL WH12 WATER HEATER

Item	Part No.	On sales to—		
		Jobbers and the Firestone Tire & Rubber Co.	Dealers	Consumers
Copper tank	WH1100	$7.49	$11.24	$14.98
Outer jacket	WH1110	2.57	3.86	5.14
Top cover	WH1115	1.00	1.50	2.00
Top ring	WH1125	1.09	1.64	2.18
Bottom ring plus legs and brace	WH1130 135	3.29	4.94	6.58
Bottom cover	WH1220	.42	.63	.84
Thermostat	WH1151	1.20	1.80	2.40
Heating element less WH131 flange	WH152	2.52	3.78	5.04
Flange for heating element	WH131	.15	.23	.30
Cord	WH153	.21	.32	.42
Insulation (of body, top, and bottom)		.69	1.04	1.38
Name plate		.20	.30	.40
Faucet	WH145	.79	1.19	1.58
Nipple 7"	WH126	.25	.38	.50
Nipple 5"	WH128	.21	.32	.42
Nipple 3½"	WH129	.16	.24	.32
Flange gasket	WH133	.17	.26	.34
Cover gasket	WH146	.07	.11	.14
Pipe cap	WH147	.06	.09	.12
Miscellaneous screws and washers		.06	.09	.12
6 ¼-20 screws. 6 ¼" lock washers. 12 No. 8 screws. 3 No. 10 screws. 8" No. 18 wire.				
Crate for shipping		2.41	3.62	4.82
Code plate		.13	.20	.26
Packing washer for faucet	WH159	.03	.05	.06
Handle for top cover	WH161	.05	.08	.10
Copper tank	WH150	8.51	12.77	17.02
Outer jacket	WH160	3.53	5.30	7.06
Top cover	WH115	1.00	1.50	2.00
Top ring	WH125	1.09	1.64	2.18
Bottom ring plus legs and brace	(WH130 (WH140)	3.29	4.94	6.58
Bottom cover	WH1201	.42	.63	.84
Thermostat	WH141	1.20	1.80	2.40
Heating element less WH-131 flange	WH142	2.75	4.13	5.50
Flange for heating element	WH131	.15	.22	.30
Cord	WH143	.36	.54	.72
Insulation (of body, top and bottom)		.81	1.22	1.62
Name plate		.20	.30	.40
Faucet	WH145	.79	1.19	1.58
Nipple 3½"	WH129	.16	.24	.32
Nipple 3½"	WH127	.16	.24	.32
Nipple 5"	WH128	.21	.32	.42
Flange gasket	WH133	.16	.24	.33
Cover gasket	WH146	.07	.10	.14
Pipe cap	WH147	.06	.09	.12
Miscellaneous screws, washers and wire. 6 ¼-20 screws. 6 ¼" lock washers. 12 No. 8 screws. 3 No. 10 screws. 8" No. 18 wire.		.06	.09	.12
Crate for shipping		2.41	3.62	4.82
Code plate		.13	.20	.26
Packing washer for faucet	WH159	.03	.09	.06
Handle for top cover	WH161	.05	.08	.10

(d) The maximum net prices established by this order are subject to such further cash discounts, transportation allowances and price differentials at least as favorable as those which each seller extended or rendered or would have extended or rendered during March 1942 on sales of commodities in the same general category.

(e) The maximum prices on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(f) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers, except dealers, upon resale.

(g) Guard-It Manufacturing Company shall attach to each heater covered by this order a tag containing the following:

OPA Maximum Retail Price, not installed, including actual Federal Excise Tax paid at source—$_____.

(Do Not Detach)

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 8, 1946.

Issued this 7th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9689; Filed, June 7, 1946; 11:36 a. m.]

[MPR 591, Order 581]

STANDARD HEAT AND POWER, INC.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum list price, f. o. b. point of shipment, for sales by any person of the Fin Pipe Radiation manufactured by the Standard Heat and Power, Inc. of 479 Main Street, Clinton, Massachusetts and as described in its application dated May 21, 1946, which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be: 36 cents per square foot.

(b) The maximum list price set forth in (a) above is subject to the following functional discounts:

On sales to distributors 15 and 25 percent.
On sales to jobbers 15 percent.
On sales to dealers—net list.

(c) The maximum prices established by this order shal be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general category.

(d) Each seller covered by this order, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale.

(e) Order 1-498 under Maximum Price Regulation 591 issued and made effective by the Office of Price Administration on May 14, 1946, is revoked.

This order shall become effective June 8, 1946.

Issued this 7th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9687; Filed, June 7, 1946; 11:37 a. m.]

[RMPR 136, Order 642]

MEAT PACKING AND POULTRY PROCESSING MACHINERY AND EQUIPMENT

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion, issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 31 of Revised Maximum Price Regulation 136, *It is ordered:*

(a) As used in this order, the phrase "meat packing and poultry processing machinery and equipment" shall mean the following machinery, mechanical accessories (such as repair and replacement parts and interchangeable parts) and mechanical equipment when designed and sold primarily for use in the meat packing and poultry processing trades for the processing and packing of meat, poultry, and meat and poultry products. The listings below are definitive and this order does not apply to any machinery or equipment not listed herein.

Agitators
Bird Washers
Blenders
Boxes, Bacon Curing and Forming
Branders
Cages, Offal
Choppers, Meat
Cleaners: Casing, Neck, Tripe, Trolley
Cooling Racks, Dressed Poultry
Cookers
Crushers
Cutting and Wrapping Tables, Conveyor Type
Debillers
Defeathering Equipment, Wax
Dehairing Machines
Depilating Machines
Derinders, Bacon
Devices, Hog Cutting Down, Scalding
Dryers
Egg Processing Machinery and Equipment as follows:
  Blenders
  Breaking Conveyor Tables
  Buffers
  Churns (egg)
  Cooling Equipment (egg powder only)
  Crushers: Egg Meat
  Cups: Egg Breaking
  Dehydrators (egg only)
  Dump Vats
  Filters and Strainers
  Graders
  Hashers
  Mixing Units
  Separator Units and Clips
  Sifters, For Dried Egg Powder
  Suckers: Egg
  Trays and Tray Grids: Egg breaking
  Washing and Sterilizing Equipment (egg only)
Eviscerating and Inspection Tables
Extraction Equipment (solvent)
Feather Wringers
Fillers: Clarton, Can, Meat Pan, Tub or Tierce

Filter Presses
Fleshing Machines
Flushers, Casing
Gambrels
Giblet Pans.
Giblet Pan Grids
Giblet Wrapping Table
Gizzard Washing Table
Grinders
Hangers
Hashers, Fat and Gut
Hoists
Hooks
Hoppers
Interceptors, Hair, Grease
Kettles
Killing Equipment
Lard Coolers.
Linking Machines
Mixers
Ovens, Packinghouse
Packinghouse Equipment, Special
Pans, Dropping, Meat
Pans, Knocking
Percolators, Crackling
Picking Machines
Pike Poles
Polishers, Hog
Poultry Leg and Neck Cutting Presses
Pritch, Sticks, Plates
Pullers, Hoof, Jaw, Snout, Toenail, Tendon, Tail
Racks, Meat
Removers
Rollers, Lard, Belly
Roto Cut Type Meat Processors
Sausage Processing Machinery
Saws: Meat, Fish, Bone
Scalding Equipment
Scrapers
Scrubbers
Shackles
Shifters
Skeiners, Casing
Skinners
Singeing Equipment
Slicing Machines
Smokehouses, Revolving, Stationary
Splitters
Spreaders
Strippers
Stuffers
Swivels
Tables, Meat and Poultry Processing
Tanks, Meat and Poultry Processing
Tenderizing and Meat Cubing Machines
Vats
Viscera Carts
Washers
Winnowers, Hair
Wrappers, Loin

All repair and replacement parts for the machinery and equipment listed above, except saw blades and knife blades.

Upon application by a manufacturer, OPA at Washington, D. C., may include in this definition additional machinery or equipment if it appears to be specifically designed for use in meat packing and poultry processing operations.

(b) As used in this order, the phrase "base prices" shall mean the maximum prices established under section 7 or computed under sections 8, 9 or 10 of Revised Maximum Price Regulation 136 before the addition of any increase provided to an individual manufacturer by individual adjustment under the provisions of Revised Maximum Price Regulation 136 or Supplementary Order 142.

(c) *Manufacturers' maximum prices.* The maximum prices for sales by manufacturers of meat packing and poultry processing machinery and equipment shall be:

(1) The manufacturers' base prices as defined in (b) above, increased by 8.5%, except that,

(2) If the manufacturers' base prices are approved by the OPA as "in-line" prices under section 9 (c) of RMPR 136, subsequent to June 7, 1946, the maximum prices shall be the prices so approved.

(d) *Resellers' maximum prices.* The maximum prices for sales of any meat packing and poultry processing machinery and equipment by a reseller shall be the maximum prices in effect just prior to the issuance of this order, increased by the dollars-and-cents amount by which his net invoiced cost has been increased by reason of this order.

(e) *Discounts, allowances, etc.* All prices established under paragraphs (c) and (d) shall be subject to the same discounts, deductions and other allowances in effect to any purchasers and classes of purchasers just prior to the issuance of this order.

(f) Every manufacturer of meat packing and poultry processing machinery and equipment shall give written notice to his resellers of the dollars-and-cents amount by which this order permits the reseller to increase his maximum prices.

(g) Notwithstanding any of the provisions of this order, a manufacturer of meat packing and poultry processing machinery and equipment may charge and collect the maximum prices for sales of his products which he had in effect just prior to the issuance of this order.

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 7, 1946.

Issued this 7th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9720; Filed, June 7, 1946; 4:11 p. m.]

[MPR 580, Amdt. 1 to Order 69]

MALLORY HAT CO.

ESTABLISHMENT OF MAXIMUM PRICES

MPR 580, Amendment 1 to Order No. 69. Establishing ceiling prices at retail for certain articles. Docket No. 6063-580-13-675.

For the reasons set forth in the opinion issued simultaneously herewith, Order 69 issued under section 13 of Maximum Price Regulation 580 on application of The Mallory Hat Compgany, Danbury, Connecticut, is amended in the following respects:

1. Paragraph (a) is amended to include the following additional hat styles:

MALLORY MEN'S HATS

Style name	Manufacturer's selling price (per dozen)	Ceiling price at retail (per unit)
"Excellent" (unlined)	$81.00	$12.50
"Excellent" (lined)	84.00	12.50
"Mallory 20"	132.00	20.00
"Mallory 40"	270.00	40.00

2. Paragraph (c) is amended by adding thereto the following undesignated paragraph:

Upon issuance of any amendment to this order which either adds an article to those already listed in paragraph (a) or changes the retail ceiling price of a listed article, the manufacturer or wholesaler, as to such article, must comply with the preticketing requirements of this paragraph within 30 days after the issuance of the amendment. After 60 days from the issuance date, no retailer may offer or sell the article unless it is preticketed in accordance with the requirements of this paragraph. Prior to the expiration of the 60-day period, unless the article is so preticketed, the retailer shall comply with the marking, tagging and posting provisions of Maximum Price Regulation No. 580. However, the pricing provisions of this order or of any subsequent amendment thereto shall apply as of the effective date of the order or applicable amendment.

3. Paragraph (d) is amended by adding thereto the following sentence: "The seller shall also send the purchaser a copy of each amendment at the time of or before the first delivery (subsequent to the effective date of the amendment) of any article the sale of which is affected in any manner by the amendment."

4. A new paragraph (g) is added to read as follows:

(g) The retail ceiling price of an article stated in paragraph (a) shall apply to any other article of the same type, having the same selling price to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this order.

This amendment shall become effective June 8, 1946.

Issued this 7th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9723; Filed, June 7, 1946; 4:11 p. m.]

[MPR 580, Amdt. 2 to Order 75]

MAIDEN FORM BRASSIERE CO.

ESTABLISHMENT OF MAXIMUM PRICES

MPR 580, Amendment 2 to Order No. 75. Establishing ceiling prices at retail for certain articles. Docket No. 6063-580-13-689.

For the reasons set forth in the opinion issued simultaneously herewith, Order 75 issued under section 13 of Maximum Price Regulation 580 on application of Maiden Form Bassiere Co., Inc., 154 Avenue E, Bayonne, New Jersey, is amended in the following respects:

1. Paragraph (a) is amended by adding the following:

BRASSIERES

Manufacturer's selling price (per dozen)	*Ceiling Price at Retail (per unit)*
$8.50	$1.10
8.75	1.15
13.00	1.65
20.50	2.65

This amendment shall become effective June 8, 1946.

Issued this 7th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9724; Filed, June 7, 1946; 4:12 p. m.]

[MPR 580, Amdt. 1 to Order 84]

FRANK H. LEE CO.

ESTABLISHMENT OF MAXIMUM PRICES

MPR 580, Amendment 1 to Order No. 84. Establishing ceiling prices at retail for certain articles. Docket No. 6063–580–13–679.

For the reasons set forth in the opinion issued simultaneously herewith, Order 84 issued under Section 13 of Maximum Price Regulation 580 on application of The Frank H. Lee Company, Danbury, Connecticut, is amended in the following respects:

1. Paragraph (a) is amended by adding the following:

MEN'S HATS

Manufacturer's selling price (per doz.)	*Ceiling-price at retail (per unit)*
$61.50	$8.50
105.00	15.00
132.00	20.00

2. Paragraph (c) is amended by adding thereto the following undesignated paragraph:

Upon issuance of any amendment to this order which either adds an article to those already listed in paragraph (a) or changes the retail ceiling price of a listed article, the manufacturer or wholesaler, as to such article, must comply with the pretic keting requirements of this paragraph within 30 days after the effective date of the amendment. After 60 days from the effective date, no retailer may offer or sell the article unless it is preticketed in accordance with the requirements of this paragraph. Prior to the expiration of the 60 day period, unless the article is so preticketed, the retailer shall comply with the marking, tagging and posting provisions of Maximum Price Regulation 580. However, the pricing provisions of this order or of any subsequent amendment thereto shall apply as of the effective date of the order or applicable amendment.

3. Paragraph (d) is amended by adding thereto the following sentence: "The seller shall also send the purchaser a copy of each amendment at the time or or before the first delivery (subsequent to the effective date of the amendment) of any article the sale of which is affected in any manner by the amendment."

4. A new paragraph (g) is added to read as follows:

(g) The retail ceiling price of an article stated in paragraph (a) shall apply to any other article of the same type, having the same selling price to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this order.

This amendment shall become effective June 8, 1946.

Issued this 7th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9725; Filed, June 7, 1946; 4:12 p. m.]

[MPR 580, Amdt. 5 to Order 267]

TEXTRON INC.

ESTABLISHMENT OF MAXIMUM PRICES

Maximum Price Regulation 580, Amendment 5 to Order No. 267. Establishing ceiling prices at retail for certain articles. Docket No. 6063–580–13–662.

For the reasons set forth in the opinion issued simultaneously herewith, Order 267 issued under section 13 of Maximum Price Regulation 580 on application of Textron Incorporated, 350 Fifth Avenue, New York 1, New York is amended in the following respects:

1. Paragraph (a) is amended by adding the following:

SHOWER CURTAINS

Manufacturer's selling price	*Retail ceiling price*
$3.40	$5.95
4.40	7.75
PAJAMAS	
6.50	10.95
COTTAGE SET	
3.25	5.50

2. Paragraph (b) is amended to read as follows:

(b) The retail ceiling price of an article stated in paragraph (a) shall apply to any other article of the same type, having the same selling price to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this order.

This amendment shall become effective June 8, 1946.

Issued this 7th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9726; Filed, June 7, 1946; 4:13 p. m.]

[MPR 580, Amdt. 1 to Order 281]

CORTELL SHOE CO.

ESTABLISHMENT OF MAXIMUM PRICES

MPR No. 580, Amendment 1 to Order 281. Establishing ceiling prices at retail for certain articles. Docket No. 6063–580–13–686.

For the reasons set forth in the opinion issued simultaneously herewith, Order 281 issued under section 13 of Maximum Price Regulation 580 on application of Cortell Shoe Company, Manchester, New Hampshire is amended in the following respects:

1. Paragraph (a) is amended to establish a retail ceiling price differential in Denver, west for the following articles:

Article	Wholesaler's unadjusted selling price	Retail ceiling price east of Denver	Retail ceiling price Denver west
Misses' and children's "Buskens"	$1.62½	$2.75	$3.00
Women's "Buskens"	1.75	3.00	3.30

2. Paragraph (d) is amended by adding thereto the following undesignated paragraph:

Upon issuance of any amendment to this order which either adds an article to those already listed in Paragraph (a) or changes the retail ceiling price of a listed article, the manufacturer or wholesaler, as to such article, must comply with the pretic keting requirements of this paragraph within 30 days after the issuance of the amendment. After 60 days from the issuance date, no retailer may offer or sell the article unless it is preticketed in accordance with the requirements of this paragraph. Prior to the expiration of the 60 days period, unless the article is so preticketed, the retailer shall comply with the marking, tagging and posting provisions of the regulation which would apply in the absence of this order. However, the pricing provisions of this order or of any subsequent amendment thereto shall apply as of the effective date of the order or applicable amendment.

This amendment shall become effective June 8, 1946.

Issued this 7th day of June 1946.

PAUL A. PORTER.
Administrator.

[F. R. Doc. 46-9727; Filed, June 7, 1946; 4:13 p. m.]

[MPR 580, Amdt. 1 to Order 298]

W. L. DOUGLAS SHOE CO.

ESTABLISHMENT OF MAXIMUM PRICES

MPR No. 580, Amendment 1 to Order 298. Establishing ceiling prices at retail for certain articles. Docket No. 6063–580–13–677.

For the reasons set forth in the opinion issued simultaneously herewith, Order No. 298 issued under section 13 of Maximum Price Regulation 580 on application of W. L. Douglas Shoe Company, Brockton, Massachusetts, is amended in the following respects:

1. Paragraph (a) is amended by adding the following:

MEN'S SHOES

Manufacturer's selling price (unadjusted)	*Retail ceiling price east of Denver only*
$4.65	$7.50
4.95	7.50
5.65	10.00
5.85	10.00

2. Paragraph (d) is amended by adding thereto the following undesignated paragraph:

Upon issuance of any amendment to this order which either adds an article to those already listed in paragraph (a) or changes the retail ceiling price of a listed article, the manufacturer or wholesaler, as to such article, must comply with the pretic keting requirements of this paragraph within 30 days after the issuance of the amendment. After 60 days from the issuance date, no retailer may offer or sell the article unless it is preticketed in accordance with the requirements of this paragraph. Prior to the expiration of the 60 day period, unless the article is so preticketed, the retailer shall comply with the marking, tagging and posting provisions of the regulation which would apply in the absence of this order. However, the pricing provisions of this order or of any subsequent amendment thereto shall apply as of the effective date of the order or applicable amendments.

This amendment shall become effective June 8, 1946.

Issued this 7th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9728; Filed, June 7, 1946; 4:13 p. m.]

[SO 133, Order 45]

B. WALTER AND CO., INC.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to Supplementary Order No. 133, it is ordered:

(a) *Manufacturer's maximum prices.* B. Walter and Company, Inc., Wabash, Indiana, may increase its maximum prices properly established under Maximum Price Regulation No. 188 (exclusive of any adjustment charges) for table slides which it manufactures by 23.5 percent of each such maximum price.

(b) *Resellers' ceiling prices.* Resellers of articles which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

(1) A retailer who must determine his ceiling price under Maximum Price Regulation No. 580 and a wholesaler who must determine his ceiling prices under Maximum Price Regulation No. 590, shall compute their ceiling prices in the manner provided by those regulations. However, if the supplier's invoice states both an "unadjusted maximum price" and a selling price, the reseller shall compute his ceiling prices under those regulations as they have been modified by Order No. 4800 under § 1499.159b of Maximum Price Regulation No. 188.

(2) A reseller who determines his maximum resale price under the General Maximum Price Regulation, and whose supplier's invoice states both an "unadjusted maximum price" and a selling price, shall compute his ceiling price under that regulation as modified by Order No. 4800 under § 1499.159b of Maximum Price Regulation No. 188.

If his supplier's invoice does not state an "unadjusted maximum price", the reseller shall calculate his ceiling prices by adding to his invoice cost the same percentage markup which he had on the "most comparable article" for which he has a properly established ceiling price. For this purpose, the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of article to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form No. 620–759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method, the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(3) The provisions of Supplementary Order No. 153 shall not apply to the determination of ceiling prices for resales of articles covered by this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in effect during March 1942, or, thereafter, properly established under Office of Price Administration regulations.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles. This notice may be given in any convenient form.

(e) The manufacturer shall file the report described in Section 5 of Supplementary Order No. 133 with the Office of Price Administration, Washington 25, D. C., and shall comply with the invoicing and reporting provisions of Order No. 4800 under Maximum Price Regulation No. 188.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective on the 7th day of June 1946.

Issued this 7th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9730; Filed, June 7, 1946; 4:09 p. m.]

[Gen. Order 68, Amdt. 2 to Order 1]

STOCK MILLWORK IN WASHINGTON, D. C., AREA

MAXIMUM PRICES AT RETAIL

An opinion accompanying this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Tables 1 through 14 of Order No. 1 under General Order No. 68 are hereby amended to read as follows:

TABLE 1—WINDOW FRAMES—FOR BRICK AND FRAME HOUSE—K. D.

	Frame house[1] 8A No. 812	Unique frame No. 813	Frame 8A No. 820	Brick house frame No. 835
Widths:				
1/6 1½	$1.20	$1.20	$1.40	$0.80
1/8 1½	1.30	1.25	1.45	.85
1/10 1½	1.40	1.50	1.70	.95
2/0 1½	1.50	1.55	1.80	1.00
2/4 1½	1.70	1.75	2.00	1.10
2/7 1½	1.80	1.95	2.15	1.20
2/10 1½	1.95	2.10	2.35	1.30
3/0 1½	2.10	2.25	2.55	1.35
3/4 1½	2.35	2.40	2.80	1.55
3/8 1½	2.55	2.70	3.10	1.70
Lengths or heights:				
3/2 3¼	2.50	1.50	1.85	2.80
3/6 3¼	2.65	1.70	2.05	3.10
3/10 3¼	2.95	1.80	2.40	3.30
4/0 3¼	3.25	2.10	2.85	3.75
4/10 3¼	3.35	2.25	3.00	3.90
5/2 3¼	3.50	2.35	3.20	4.10
5/6 3¼	3.65	2.55	3.40	4.40
5/10 3¼	3.90	2.70	3.75	4.80

If assembled add per frame—$0.70. For double frames, double above prices and add $0.35. For triple frames, triple above prices and add $0.95.

[1] The frame numbers listed refer to the designations in the "Standard pine frames" Catalogue 8–A published by the Finney Printing Company, Clinton, Iowa.

Example: To calculate the price on a Unique Frame, 8A #813, of size 2/7½ x 3/6¾, use the width price opposite 2/7½ ($1.60) and add to it the length or height price shown opposite 3/6¾ ($1.40) for a total price of $3.00 each.

TABLE 2—DOOR, CELLAR AND CASEMENT FRAMES—K. D.

	Brick door frame 8A, No. 873	Frame house door frame 8A, No. 850		Casement frame 8A, No. 848	Cellar frame 8A, No. 892
		No sill	Pine sill	Oak sill		
Widths:						
2/0	$0.35	$0.75	$1.65	$2.80	$1.00	$0.85
2/4	.40	.80	1.80	3.10	1.15	1.15
2/6	.40	.80	1.85	3.20	1.20	1.15
2/8	.55	.95	2.05	3.45	1.40	1.20
2/10	.60	1.00	2.15	3.75	1.45	1.25
3/0	.60	1.10	2.35	3.90	1.50	1.35
Lengths or heights (except casement and cellar frames)						
6/0	3.10	.....	3.70	.....	.....	.....
6/6	3.90	.....	4.65	.....	.....	.....
6/8	4.10	.....	4.80	.....	.....	.....
6/10	4.15	.....	4.85	.....	.....	.....
7/0	4.25	.....	5.00	.....	.....	.....
7/6	4.50	.....	5.30	.....	.....	.....
Cellar frame heights:						
1/3	.....	.....	.....	.....	.....	.50
1/5	.....	.....	.....	.....	.....	.70
1/7	.....	.....	.....	.....	.....	.75
1/9	.....	.....	.....	.....	.....	.75
1/11	.....	.....	.....	.....	.....	.85
2/1	.....	.....	.....	.....	.....	.90
2/3	.....	.....	.....	.....	.....	1.00
2/5	.....	.....	.....	.....	.....	1.05
2/7	.....	.....	.....	.....	.....	1.25
Casement frame heights:						
2/2	.....	.....	.....	.....	1.45	.....
2/6	.....	.....	.....	.....	1.75	.....
3/2	.....	.....	.....	.....	2.10	.....
3/6	.....	.....	.....	.....	2.35	.....
4/2	.....	.....	.....	.....	2.80	.....
4/6	.....	.....	.....	.....	3.10	.....
5/2	.....	.....	.....	.....	3.45	.....
If assembled add per frame	.50	.....	.90	.....	.40	.50

TABLE 3—GLAZED WINDOWS—W. P. 1⅜" CHECK RAIL—CHEMICALLY TREATED

Lengths	3/2 ¼	3/6 ¼	3/10 ¼	4/6 ¼	4/10 ¼	5/2 ¼	5/6 ¼	5/10 ¼
WIDTHS								
2-light windows:								
2/0 ½	$2.05	$2.20	$2.40	$2.65	----------	$2.85	$2.95	$3.30
2/4 ½	2.30	2.45	2.65	2.95	----------	3.25	3.40	3.70
2/7 ½	2.55	2.75	2.85	3.25	----------	3.50	3.70	4.20
2/10 ½	2.70	2.85	2.95	3.35	----------	3.70	4.25	4.40
3/4 ½	----------	3.30	3.55	4.05	----------	4.65	4.70	5.20
4-light window:								
2/0 ½	2.30	2.40	2.50	2.80	$3.00	3.15	3.25	----------
2/4 ½	2.45	2.60	2.75	3.20	3.30	3.45	3.75	3.90
2/7 ½	2.65	2.80	2.95	3.35	3.45	3.80	4.00	4.25
2/10 ½	2.75	2.90	3.25	3.50	3.90	4.00	4.20	4.45
3/4 ½	3.15	3.45	3.65	4.15	4.35	4.60	4.80	4.85
8-light window:								
1/6 ½	2.25	2.25	2.30	----------	----------	----------	----------	----------
1/8 ½	2.45	2.50	2.50	2.70	2.75	2.75	----------	----------
1/10 ½	2.75	2.75	2.75	2.80	2.85	2.95	----------	----------
2/0 ½	2.65	2.65	2.70	2.90	3.00	3.10	3.25	----------
12-light window:								
2/0 ½	2.85	2.90	3.10	3.35	3.50	----------	3.85	----------
2/4 ½	2.80	3.15	3.20	3.40	3.50	3.60	3.90	4.05
2/7 ½	3.15	3.15	3.40	3.50	3.65	3.75	3.95	4.10
2/10 ½	3.10	3.30	3.40	3.80	3.85	4.00	4.10	4.65
16-lightwindow:								
3/0 ½	4.15	4.20	4.25	4.55	----------	4.90	----------	----------
3/4 ½	4.60	4.60	4.65	4.70	4.85	5.05	5.30	5.35
3/8 ½	----------	----------	5.00	5.05	5.20	5.45	5.55	----------
4/1 lights:								
1/6 ½	2.00	2.05	2.15	2.45	2.50	2.75	2.85	3.00
1/8 ½	2.10	2.20	2.35	2.55	2.85	2.90	3.00	3.15
1/10 ½	2.20	2.40	2.50	2.85	3.00	3.05	3.20	3.35
2/0 ½	2.35	2.45	2.65	2.90	3.05	3.10	3.25	3.55
6/1 lights:								
2/0 ½	2.50	2.65	2.85	3.10	3.25	3.35	3.50	3.80
2/4 ½	2.80	3.00	3.15	3.45	3.50	3.75	3.90	4.25
2/7 ½	3.05	3.25	3.40	3.75	3.90	4.00	4.25	4.85
2/10 ½	----------	3.40	3.50	3.90	4.15	4.30	4.85	4.95
8/1 lights:								
3/0 ½	----------	3.60	3.90	4.40	4.45	5.00	5.05	5.35
3/4 ½	3.70	3.95	4.25	4.75	5.00	5.35	5.40	5.85
3/8 ½	----------	4.35	----------	5.10	5.50	5.95	6.00	6.50

If windows are bedded in putty add to above prices 7%.

TABLE 4—WINDOW SCREENS

Widths	3/4	3/8	4/0	4/8	5/0	5/4	5/8	6/0
HEIGHTS								
16-mesh galvanized:								
2/0 ½	$1.65	$1.75	$1.85	$2.05	$2.10	$2.20	$2.30	$2.40
2/4 ½	1.80	1.85	2.00	2.20	2.30	2.40	2.50	2.60
2/7 ½	1.85	2.05	2.10	2.30	2.45	2.55	2.65	2.80
2/10 ½	2.00	2.10	2.20	2.45	2.55	2.65	2.80	2.90
3/0 ½	----------	2.15	2.30	2.80	2.65	2.80	2.90	3.00
3/4 ½	2.20	2.30	2.45	2.70	2.85	2.95	3.05	3.25
16-mesh bronze wire:								
2/0 ½	2.25	2.45	2.60	2.90	3.05	3.15	3.30	3.45
2/4 ½	2.55	2.70	2.90	3.25	3.40	3.55	3.75	3.90
2/7 ½	2.70	2.90	3.10	3.45	3.65	3.85	4.00	4.20
2/10 ½	2.90	3.10	3.20	3.70	3.85	4.10	4.30	4.50
3/0 ½	----------	3.25	3.45	3.85	4.10	4.25	4.55	4.70
3/4 ½	3.30	3.50	3.75	4.20	4.50	4.70	4.95	5.45

TABLE 5—WINDOW BLINDS—W. P. 1⅜" STATIONARY SEATS, CHEMICALLY TREATED

	3/4	3/8	4/0	4/8	5/4	5/8
2/0 ½	----------	$3.70	$4.00	$4.65	$5.25	----------
2/4 ½	$3.40	3.70	4.00	4.65	5.25	$5.60
2/7 ½	3.40	3.70	4.00	4.65	5.25	5.60
2/10 ½	3.40	3.70	4.00	4.65	5.25	5.60
3/0 ½	3.50	3.80	4.15	4.75	5.45	5.75
3/4 ½	3.70	4.05	4.40	5.05	5.75	6.10

TABLE 6—TWO-LIGHT STORM SASH—1⅜" W. P.

	3/4	3/8	4/0	4/8	5/0	5/4	5/8	6/0
1/8 ½	$1.70	$1.75	$1.95	$2.10	----------	$2.40	$2.55	----------
2/0 ½	1.95	2.05	2.25	2.50	2.60	2.70	2.80	3.10
2/4 ½	2.15	2.30	2.50	2.80	2.80	3.05	3.20	3.50
2/7 ½	2.40	2.60	2.75	3.05	3.20	3.30	3.50	3.95
2/10 ½	----------	2.70	2.80	3.20	3.50	3.50	4.00	4.15
3/0 ½	----------	----------	3.10	3.50	----------	4.05	----------	----------
3/4 ½	----------	----------	3.35	3.85	----------	4.40	4.45	4.90
3/10 ½	----------	----------	4.15	4.90	----------	----------	----------	----------

For sales of storm sash in quantities of 2 or less add 10¼.
If bedded in putty add 5%.

TABLE 7—SINGLE SASH—1⅜" W. P.

Size	Price per sash
One-light transoms	
2/4 x 10"	$0.80
2/6 x 10"	.80
x 12"	.90
2/8 x 10"	.90
x 12"	1.00
x 14"	1.00
3/0 x 10"	1.10
12"	1.10
14"	1.10

If bedded in putty add 7 percent.

Cellar sash—3 lights

2/7 x 1/6	$1.10
x 1/7	1.15
x 1/9	1.20
2/10 x 1/6	1.10
1/9	1.30
3/0 x 1/6	1.35

If bedded in putty add 7 percent.

Barn sash—4 lights—2 wide

1/6 x 2/0	$1.25
2/0 x 2/0	1.40

If bedded in putty add 7 percent.

6 lights—3 wide

2/6 x 1/6	$1.55
2/0	1.95
2/6	2.15
3/0 x 1/6	1.95
2/0	1.95
2/6	2.85
3/0	2.90

If bedded in putty add 4 percent.

6 lights—2 wide

1/6 x 3/0	$1.55
2/0 x 2/6	1.60
3/0	1.75

If bedded in putty add 4 percent.

Casement sash—4 lights—2 wide

1/6 x 2/0	$1.20
2/0 x 2/0	1.40

If bedded in putty add 7 percent.

6 lights—2 wide

1/6 x 2 6	$1.60
3/0	1.80
3/6	2.00
2/0 x 2/6	1.80
3/0	2.00
3/6	2.20

If bedded in putty add 7 percent.

6 lights—3 wide

2/6 x 2/0	$1.95
2/6	2.45
3/0 x 2/0	2.15
2/6	2.30
3/0	2.95

If bedded in putty add 4 percent.

8 lights—2 wide

1/6 x 4/0	$2.20
2/0 x 4/0	2.90

If bedded in putty add 9 percent.

Casement sash, Pairs—12 lights

2/4 x 4/0 (12 lights)	$4.10
2/8 x 4/6 (12 lights)	4.60
5/2 (12 lights)	5.55
3/0 x 3/6 (12 lights)	4.20
4/0	4.55
4/6	5.00
5/2	5.95

If bedded in putty add 10 percent.

TABLE 8—FRENCH DOORS GLAZED

Size	15-light pine		10-light pine		15-light fir—1⅜"
	1⅜"	1¾"	1⅜"	1¾"	
2/0 x 6/8	----------	----------	$6.50	$8.35	----------
x 7/0	----------	----------	6.85	9.30	----------
2/2 x 6/8	----------	----------	6.80	9.00	----------
x 7/0	----------	----------	6.85	8.80	----------
2/4 x 6/8	$7.65	----------	----------	----------	----------
2/6 x 6/6	----------	----------	----------	----------	$7.70
6/8	7.85	$10.85	----------	----------	8.10
7/0	8.20	11.20	----------	----------	----------
2/8 x 6/8	7.90	11.00	----------	----------	----------
7/0	8.30	11.05	----------	----------	8.60
2/10 x 6/10	8.45	----------	----------	----------	----------
3/0 x 6/8	8.20	11.35	----------	----------	----------
7/0	8.65	11.90	----------	----------	----------
If bedded in putty add per door	.40	.40	.25	.25	.40

TABLE 9A—SASH DOORS GLAZED 1⅜ W. P.

	4-lt. 3X panel ND 598	6-lt. 3X Panel ND 532	8-lt. 2 vert. panel ND 595	12-lt. 1 panel ND 512	9-lt. 3 panel ND 570	9-lt. 1 panel ND 580	10-lt. 2X panel ND 567
2/4 x 6/8	$7.45	$8.05	----------	$8.40	$7.10	----------	----------
7/0	8.05	----------	----------	8.90	7.70	----------	----------
2/6 x 6/6	7.40	7.95	$8.80	----------	----------	----------	----------
6/8	7.55	8.05	9.20	8.40	7.10	----------	----------
7/0	8.10	----------	----------	8.90	7.65	----------	----------
2/8 x 6/0	7.55	----------	----------	----------	----------	----------	----------
6/6	7.85	----------	----------	----------	----------	----------	----------
6/8	7.82	8.25	----------	8.55	7.45	$9.30	$9.15
7/0	8.35	----------	----------	9.05	7.85	----------	----------
2/10 x 6/8	8.00	----------	----------	8.75	7.55	----------	----------
6/10	8.35	----------	----------	----------	----------	9.95	9.90
7/0	----------	----------	----------	9.25	8.05	----------	----------
3/0 x 6/8	8.05	----------	----------	8.90	7.65	9.75	9.60
7/0	8.65	----------	----------	9.45	8.45	10.35	10.15
If bedded in putty—add	.12	.16	.21	.31	.45	.30	.30

TABLE 9B—SASH DOORS GLAZED 1¾ W. P.

Size	3 vert. lt. X-buck panel ND 608	4 lt. 3X panel ND 538	4 lt. 4 panel ND 607 ch. lites	4 lt. 4 panel ND 607 plain lites	4 vent. lts. 2 vent. panels ND 593	4 fan lts. 4 panel ND 600	6 lt. 2 vent. panel ND 594
2/4 x 6/8	----------	$9.80	----------	----------	----------	----------	----------
7/0	----------	10.60	----------	----------	----------	----------	----------
2/6 x 6/8	----------	9.80	----------	----------	----------	----------	----------
7/0	----------	10.65	----------	----------	----------	----------	----------
2/8 x 6/8	----------	10.10	----------	----------	$11.40	----------	$11.85
7/0	----------	10.85	----------	----------	----------	----------	----------
3/0 x 6/8	$26.00	----------	$21.20	$15.45	12.00	$20.15	12.45
7/0	26.55	----------	22.75	16.95	12.90	21.30	13.40
If bedded in putty, add per door	.30	.12	.43	.43	.11	----------	----------

Size	6 lt. 2 vert. panel ND 532	8 lt. 1 vert. panel ND 510	8 lt. 1 vert. panel ND 595	9 lt. x buck panel ND 609	10 lt. 1 panel ND 512	12 lt. x buck panel ND 610	9 lt. 3 panel ND 570	9 lt. 1 panel ND 502	9 lt. x buck panel ND 612
2/4 x 6/8	----------	$11.40	----------	----------	----------	----------	----------	----------	----------
7/0	----------	12.00	----------	----------	----------	----------	----------	----------	----------
2/6 x 6/8	$10.60	----------	----------	----------	----------	----------	----------	----------	----------
7/0	----------	----------	----------	----------	----------	----------	$11.25	----------	----------
2/8 x 6/6	10.50	----------	----------	----------	----------	----------	11.15	$12.00	----------
6/8	10.60	----------	$11.95	----------	$12.80	----------	11.25	12.20	----------
7/0	----------	----------	----------	----------	13.80	----------	11.85	----------	----------
2/10 x 6/8	10.85	----------	12.20	----------	13.20	----------	11.45	12.35	----------
7/0	----------	----------	----------	----------	13.95	----------	12.10	----------	----------
3/0 x 6/8	----------	----------	12.85	$29.05	13.75	$23.95	11.85	12.90	$20.60
7/0	----------	----------	13.75	29.70	14.50	24.60	12.65	13.75	20.65
If bedded in putty add	.16	.21	.21	.36	.37	.52	.28	.28	.28

TABLE 10A—SOLID DOORS 1⅜"—W: PINE

Size	2-panel slum panel	2-panel pine panel	2-panel fir or spruce panel	5 cross panel pine or fir panel	6-panel colonial pine or fir panel
2/0 x 6/0	$5.25	$5.20	$5.00	$5.20	$5.85
6/6	5.50	5.45	5.25	5.45	6.10
6/8	5.65	5.55	5.35	5.55	6.20
6/10	6.00	5.90	5.70	5.90	6.55
7/0	6.15	6.00	5.75	6.00	6.65
2/2 x 6/0	5.60	5.50	5.30	5.50	6.15
6/6	5.85	5.75	5.55	5.75	6.40
6/8	5.95	5.85	5.65	5.85	6.55
6/10	6.35	6.20	6.00	6.20	6.85
7/0	6.40	6.30	6.05	6.30	6.95
2/4 x 6/0	5.90	5.80	5.60	5.80	6.45
6/4	6.00	5.90	5.70	5.90	6.55
6/6	6.15	6.00	5.75	6.00	6.65
6/8	6.25	6.15	5.95	6.15	6.80
6/10	6.65	6.50	6.30	6.50	7.15
7/0	6.70	6.60	6.40	6.60	7.25
2/6 x 6/0	6.15	6.00	5.75	6.00	6.65
6/6	6.40	6.30	6.05	6.30	6.95
6/8	6.60	6.50	6.15	6.35	7.00
6/10	6.95	6.80	6.55	6.80	7.45
7/0	7.05	6.90	6.65	6.90	7.55
2/8 x 6/0	6.65	6.50	6.25	6.50	7.10
6/6	6.85	6.75	6.45	6.75	7.45
6/8	6.90	6.80	6.55	6.80	7.50
7/0	7.35	7.15	6.90	7.15	7.85
2/10 x 6/8	7.20	7.10	6.85	7.10	7.70
7/0	7.35	7.15	6.90	7.15	7.85
3/0 x 6/8	7.60	7.50	7.20	7.50	8.10
7/0	7.75	7.10	6.75	7.10	7.70
3/6 x 6/6	7.65	7.25	7.10	7.25	7.90
6/8	7.80	7.80	7.55	7.80	8.45
7/0	8.30	7.80	7.55	7.80	8.45

TABLE 10 B—SOLID DOORS 1¾"—W: PINE

Size	Two-panel pine panel	5-cross panel pine or fir panel	6-panel colonial pine or fir panel
2/6 x 6/8	$8.70	$8.70	$9.90
2/8 x 6/8	9.15	9.15	10.35
2/10 x 6/8	9.55	9.55	10.75
3/0 x 6/8	9.90	9.90	11.10
7/0	10.70	10.70	11.95

TABLE 11—FIR DOORS [1]

Size	5-gross panel 1⅜" (F-5) [2]	2-panel 1⅜" (F-82)	2-panel 1¾" (F-82)
1/6 x 6/8	$5.00	$5.00	$6.15
1/8 x 6/8	5.00	5.00	6.15
2/0 x 6/0	4.70	4.70	5.85
6/8	5.05	5.05	6.20
7/0	5.45	5.45	6.80
2/2 x 6/0	5.15	5.15	6.50
6/8	5.20	5.20	6.60
2/4 x 6/6	5.15	5.15	6.50
6/8	5.20	5.20	6.60
7/0	5.65	5.65	7.10
2/6 x 6/6	5.30	5.30	6.80
6/8	5.35	5.35	6.90
7/0	5.80	5.80	7.45
2/8 x 6/6	5.35	5.35	6.95
6/8	5.40	5.40	7.05
2/10 x 6/8	5.70	5.70	7.65
3/0 x 6/8	5.90	5.90	8.05
7/0	6.40	6.40	8.65

[1] These are for 4 Grade doors, for B Grade deduct 3 percent.
[2] Flat panels; if raised panels add 40¢ per door.

TABLE 12—BLIND OR SHUTTER DOORS N. D. 731

Size	Price per door
2/6 x 6/8	$7.70
2/8 x 6/8	7.75
7/0	8.35
2/10 x 6/10	8.35
3.0 x 6/8	7.95
7/0	8.55

TABLE 13—GARAGE DOORS—6 LITE 3 PANELS GLAZED

Size	Fir	Pine
7/0 x 8/0	$20.00	$24.70
7/6 x 7/0	20.00	24.70
7/6	20.00	24.70
8/0	20.00	24.70
3,0 x 7/0	20.00	24.70
7/6	20.00	24.70
8/0	20.00	24.70

TABLE 14—CUPBOARD DOORS AND SASH

Size	3/4" cupboard doors	3/4" cupboard sash (3-lite glazed)
1/0 x 1/6	$0.90	----------
2/6	1.20	----------
1/2 x 2/0	1.05	----------
3/0	1.40	$1.25
1/4 x 2/0	1.10	----------
3/0	1.45	----------
3/6	1.65	----------
4/0	1.85	----------
4/6	2.10	----------
5/0	2.35	----------
1/6 x 1/6	1.05	----------
2/0	1.10	----------
2/6	1.40	1.35
3/0	1.50	1.35
3/6	1.75	1.55
4/0	1.95	----------
6/0	2.75	----------
1/8 x 2/0	1.10	----------
2/6	1.50	----------
3/0	1.60	----------
3/6	1.90	----------
2/0 x 2/0	1.30	----------
2/6	1.60	----------
3/0	1.85	1.70

If cupboard sash is bedded in putty add 5%.

This amendment shall become effective June 7, 1946.

Issued this 7th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9716; Filed, June 7, 1946; 4:08 p. m.]

[SO 133, Order 46]

KINDEL FURNITURE CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to Supplementary Order No. 133, it is ordered:

(a) *Manufacturer's maximum prices.* The Kindel Furniture Company, 100 Garden Street SE., Grand Rapids 2, Mich., may increase its maximum prices properly established under Maximum Price Regulation No. 188 (exclusive of any adjustment charges) for articles of wood bedroom furniture, which it manufactures by 30 percent of each such maximum price.

(b) *Resellers' ceiling prices.* Resellers of articles which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

(1) A retailer who must determine his ceiling price under Maximum Price Regulation No. 580 and a wholesaler who must determine his ceiling prices under

Maximum Price Regulation No. 590, shall compute their ceiling prices in the manner provided by those regulations. However, if the supplier's invoice states both an "unadjusted maximum price" and a selling price, the reseller shall compute his ceiling prices under those regulations as they have been modified by Order No. 4800 under § 1499.159b of Maximum Price Regulation No. 188.

(2) A reseller who determines his maximum resale price under the General Maximum Price Regulation, and whose supplier's invoice states both an "unadjusted maximum price" and a selling price, shall compute his ceiling price under that regulation as modified by Order No. 4800 under § 1499.159b of Maximum Price Regulation No. 188.

If his supplier's invoice does not state an "unadjusted maximum price", the reseller shall calculate his ceiling prices by adding to his invoice cost the same percentage markup which he had on the "most comparable article" for which he has a properly established ceiling price. For this purpose, the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of article to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form No. 620–759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method, the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(3) The provisions of Supplementary Order No. 153 shall not apply to the determination of ceiling prices for resales of articles covered by this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in effect during March 1942, or, thereafter, properly established under Office of Price Administration regulations.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles. This notice may be given in any convenient form.

(e) The manufacturer shall file the report described in Section 5 of Supplementary Order No. 133 with the Office of Price Administration, Washington 25, D. C., and shall comply with the invoicing and reporting provisions of Order No. 4800 under Maximum Price Regulation No. 188.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective on the 7th day of June 1946.

Issued this 7th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–9731; Filed, June 7, 1946; 4:09 p. m.]

[Order 54 Under 19a]

ADHESIVES AND ISOLATED PROTEINS

AUTHORIZATION OF SALES AT ADJUSTABLE MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to § 1499.19a of the General Maximum Price Regulation, *It is ordered:*

Any person may deliver or agree to deliver to industrial users adhesives and isolated proteins made in whole or in part from soya meal or soya flour at a price to be adjusted upward in accordance with action that may hereafter be taken by the Office of Price Administration, changing the existing maximum prices for sales to industrial users of such adhesives and isolated proteins. However, no seller shall receive payment of more than the presently established maximum price for sales to industrial users of such adhesives and isolated proteins unless and until the Office of Price Administration changes existing maximum prices.

This order may be amended or revoked by the Administrator at any time.

This order shall become effective June 10, 1946.

Issued this 10th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–9793; Filed, June 10, 1946; 11:49 a. m.]

[Gen. Order 68, Amdt. 1 to Order 2]

STOCK SCREEN GOODS AND COMBINATION SCREEN AND STORM DOORS FOR WASHINGTON, D. C., AREA

MAXIMUM PRICES AT RETAIL

An opinion accompanying this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 4 of Order No. 2 under General Order No. 68 is amended to read as follows:

SEC. 4. *Maximum prices for retail sales of screen doors and combination screen and storm doors in Washington, D. C. trading area*—(a) *Screen doors.* Maximum prices per door:

GALVANIZED WIRE [1]

Size [1]	G-1		1-2		GG 2		GG-1A	
	6 or more	5 or less	6 or more	5 or less	6 or more	5 or less	6 or more	5 or less
2-6 x 6-6	$3.60	$3.85	$4.75	$5.05	$3.70	$4.00	$4.75	$5.05
x 6-8	3.80	4.05	4.90	5.20	3.70	3.90	4.90	5.20
2-8 x 6-8	3.80	4.05	4.90	5.20	3.70	3.90	4.90	5.20
x 6-10	3.85	4.10	5.00	5.30	3.75	4.00	5.00	5.30
x 7-0	3.50	4.15	5.05	5.40	3.80	4.05	5.10	5.40
2-10 x 6-10	4.00	4.25	5.15	5.50	3.85	4.15	5.15	5.50
x 7-0	4.05	4.30	5.20	5.55	3.90	4.20	5.20	5.55
3-0 x 6-8	4.05	4.30	5.20	5.55	3.90	4.20	5.20	5.55
x 7-0	4.15	4.45	5.35	5.70	4.05	4.35	5.35	5.70

BRONZE WIRE [1]

2-6 x 6-6	$4.50	$4.80	$5.60	$6.00	$4.40	$4.70		
x 6-8	4.75	5.10	5.90	6.30	4.65	5.00		
2-8 x 6-9	4.75	5.10	5.90	6.30	4.65	5.00		
x 6-10	4.85	5.15	6.00	6.40	4.75	5.05		
x 7-0	4.95	5.25	6.05	6.50	4.85	5.15		
2-10 x 6-10	5.05	5.40	6.20	6.65	4.95	5.30		
x 7-0	5.15	5.50	6.30	6.70	5.05	5.40		
3-0 x 6-8	5.15	5.50	6.30	6.70	5.05	5.40		
x 7-0	5.35	5.70	6.50	6.95	5.25	5.60		

[1] Actual width may be ½" greater, actual length may be 1" longer.
[2] All 16-mesh except GG-1A which is 14-mesh.
[3] All 16-mesh.

(b) *Combination screen and storm doors.*

PER DOOR, GLAZED—16 MESH, GALVANIZED WIRE

Size	ND 737 1 panel—8 light		ND 738 1 panel—12 light	
	5 or more	4 or less	5 or more	4 or less
2-6 x 6-6	$8.85	$9.40	$9.30	$9.90
x 6-8	8.95	9.50	9.40	10.00
x 7-0	9.30	9.90	9.75	10.40
2-8 x 6-8	9.20	9.80	9.80	10.45
x 7-0	9.55	10.20	10.20	10.80
2-10 x 6-8	9.40	10.00	9.95	10.60
x 6-10	9.70	10.30	10.25	10.90
x 7-0	9.80	10.45	10.35	11.00
3-0 x 6-8	9.65	10.30	10.10	10.75
x 7-0	10.05	10.70	10.55	11.20
x 7-6	11.60	12.35	12.10	12.85
If bronze wire, add per door	.55	.60	.55	.60

This amendment shall become effective June 7, 1946.

Issued this 7th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–9717; Filed, June 7, 1946; 4:09 p. m.]

[MPR 61, Order 14]

DOMESTIC LEATHER

ADJUSTMENT OF MAXIMUM PRICE

For reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 19 of Maximum Price Regulation 61, *It is ordered:*

(a) This order authorizes an adjustment of the maximum price for all domestic leather.

(b) On or after June 7, 1946, any person who sells or delivers leather specified in paragraph (a), above, may adjust his maximum price as follows:

Step 1. Determine his total invoice price which shall not exceed the sum of the maximum prices determined or established for such items of leather under sections 4, 6, 7 (except paragraph 7 (a)), 9 or 11 of Maximum Price Regulation 61. (Note: this does not include the adjustment granted by Order 13, under Maximum Price Regulation 61.)

Step 2. Ascertain the applicable adjustment increase factor from Schedule "A" in this paragraph (b) and multiply the total price determined under Step 1, above, by such adjustment increase factor.

Step 3. Add the amount determined under Step 1, and Step 2 to obtain his adjusted maximum price.

SCHEDULE A—ADJUSTMENT INCREASE FACTOR

Column 1 Section of Maximum Price Regulation 61 under which maximum price is established or determined	Column 2 Type of seller or type of sale covered	Column 3 Adjustment increase factor
		Percent
4	Tanner	6
4	Processor	6
4	Cutters of sole leather	6
6 (a)	Other cutters	6
6 (b)	do	6
6 (c)	do	6
6 (a)	Jobbers, dealers, wholesalers.	3
6 (b)	do	3
6 (c)	do	3
6 (d)	do	6
7 (a)	Manufacturers of shoes and leather products.	None
7 (b), (c), (d)	do	3
9 (b) (1) and 9 (c)	Jobbers sales of upper leather, sole leather scrap and other leather.	3
9 (b) (2) and 9 (c)	Finders sales of upper leather, sole leather scrap and other leather producers.	3
11	All others	3

To illustrate:

Example 1. Sale by a tanner under section 4 of maximum price regulation 61

Cowhide leather G, 3,000 sq. ft. @ 30¢ ft	$900.00
Calfskin leather H, 2,000 sq. ft. @ 40¢ ft	800.00
Kidskin leather X, 5,000 sq. ft. @ 20¢ ft	1,000.00
Kidskin leather Y, 6,000 sq. ft. @ 25¢ ft	1,500.00
Goatskin leather Z, 1,000 sq. ft. @ 50¢ ft	500.00
Total invoice price subject to surcharge under Order No. 13, MPR 61	3,000.00
Total invoice price subject to adjustment under Order No. 14, MPR 61	4,700.00
OPA surcharge of 10% for raw goat and raw kidskin cost increase (i. e. 10% of $3,000)	300.00
OPA adjustment charge of 6% under Order No. 14, MPR 61 (i. e. 6% of $4,700.)	282.00
Total	5,282.00

Example 2. Sale of leather where maximum prices are established under section 6 (a), 6 (b), 6 (c), 7 (b), 7 (c), 7 (d), 9 (b) (1) (i), or 9 (b) (2) (i) of MPR 61.

Cowhide leather Q, 4,000 sq. ft. @ 25¢ ft	$1,000.00
Calfskin leather P, 2,000 sq. ft. @ 30¢ ft	600.00
Kidskin leather Q, 1,000 sq. ft. @ 20¢ ft	200.00
Goatskin leather R, 2000 sq. ft. @ 10¢ ft	200.00
Total invoice price subject to surcharge under Order No. 13, MPR 61	400.00
Total invoice price subject to adjustment under Order No. 14, MPR 61	2,000.00
OPA surcharge of 9% for raw goat and raw kid skin cost increase (i. e. 9% of $400.00)	36.00
OPA adjustment charge of 3% under Order 14, MPR 61 (i. e. 3% of $2,000.00)	60.00
Total	2,096.00

NOTE: The same method should be employed in determining the adjustment of the maximum price for sole leather scrap priced under Section 9 (b) (2) (ii) of Maximum Price Regulation 61.

Example 3. Sale of leather where maximum prices are established under section 6 (d). Assume some of the leather in example 1 was sold at maximum prices to a jobber who resells a portion thereof:

Cowhide leather G, 1,000 sq. ft. @ 30¢ ft	$300.00
Mark-up 7½%	22.50
	322.50
Kidskin leather X, 2,000 sq. ft. : 20¢ ft	400.00
Mark-up 7½%	30.00
Invoice price subject to surcharge under Order No. 13, MPR 61	430.00
Invoice price subject to adjustment under Order No. 14, MPR 61	752.50
OPA surcharge of 9% for raw goat and raw kid skin cost increase (i. e. 9% of $430.00)	38.70
OPA adjustment charge of 6% under Order No. 14, MPR 61 (i. e. 6% of $752.50)	45.15
Total	836.35

Example 4. Sale of leather where maximum prices are established under section 7 (a). Assume that a shoe manufacturer buys at maximum prices the following:

From seller in Example 1: Calfskin Leather H, 1,000 sq. ft.

From seller in Example 2: Cowhide Leather Q, 2,000 sq. ft.

From seller in Example 3: Kidskin Leather X, 1,000 sq. ft.

Assume further that the shoe manufacturer sells exactly as purchased, half of the amount of each of the leathers bought. He may then compute the actual cost of the leather to him as follows:

Calfskin leather H, 500 sq. ft. @ 40¢ ft	$200.00
OPA adjustment charge of 6% under Order No. 14, MPR 61	12.00
Cowhide leather Q, 1,000 sq. ft. @ 25¢ ft	250.00
OPA adjustment charge of 3% under Order No. 14, MPR 61	7.50
Kidskin leather X, 5,000 sq. ft. @ 20¢ ft	100.00
Mark-up 7½%	7.50
OPA surcharge of 9% for raw goat and raw kid skin cost increase under Order No. 13, MPR 61 (i. e., 9% of $107.50)	9.68
OPA adjustment charge of 6% under Order No. 14, MPR 61 (i. e., 6% of $107.50)	6.45
Total cost to shoe manufacturer	593.13

The shoe manufacturer's total maximum price for the sale of the above items is $592.00 plus any transportation charges actually paid or incurred on the above items.

Example 5. Jobbers sale of sole leather scrap priced under section 9(b)(i)(ii) or 9(c) of MPR 61:

Sole leather scrap 3,000 lbs. @ 20¢/lb	[1] $600.00
Mark-up 3¢ per lb	90.00
	690.00
OPA adjustment charge of 3% under order 14, MPR 61 (i.e., 3% of $690)	20.70
Total	710.70

Example 6. Jobbers sale of leather sold exactly as sold by producer under 9(b)(i)(iii) or 9(c) of MPR 61:

Sole leather bend—2,000 lbs. @ 40¢/lb	[1] $800.00
Jobbers' maximum price on a resale 110%	880.00
OPA Adjustment charge of 3% under Order 14, MPR 61 (i.e., 3% of $880)	26.40
Total	906.40

Example 7. A finder's sale in Zone 1 of leather sold exactly as sold by the producer, priced under section 9(b)(2)(iii) or 9(c) of MPR 61.

Sole leather Bends 2,000 lb. @ 40¢/lb	[1] $800.00
Finder's maximum price on a resale @ 125%	1,000.00
OPA Adjustment charge of 3% under Order No. 14, MPR 61 (i.e., 3% of $1,000)	30.00
Total	1,030.00

Example 8. Sales of leather priced under MPR 61, Order 8 (pursuant to Section 11 of MPR 61). (a) Sale by a producer.

Grain chips	[2] $4.00
OPA adjustment charge of 6% under Order No. 14, MPR 61 (i.e., 6% of $1)	.24
Total	4.24

(b) Sale by a person other than a producer.

Grain chips	[3] $5.00
OPA adjustment charge of 3% under Order No. 14, MPR 61 (i.e., 3% of $5)	.15
Total	5.15

[1] Producer's maximum price or maximum price established under sec. 9(c) of MPR 61.
[2] Producer's maximum price.
[3] Maximum price for sellers other than producers.

(c) No seller may sell or deliver any leather covered by this order at a maximum price adjusted pursuant to paragraph (b), above, unless, in connection with each such sale or delivery, the seller furnishes to the purchaser an invoice or similar document showing, in addition to all the information required by section 12 of Maximum Price Regulation 61, the following:

(i) The total invoice price exclusive of the adjustment authorized by this order.

(ii) The percentage by which he has increased the total invoice price in accordance with the provisions of paragraph (b), above. This percentage must be designated on the invoice as: "OPA adjustment charge of __% under Order No. 14, Maximum Price Regulation 61" (the proper percentage shall be inserted in the blank space). Such percentage shall be stated at the foot of the invoice for the item, or, if there is more than one item, then for the entire group of items for which such an adjustment is made, in which case the item or entire group of items increased by the same percentage shall be clearly indicated.

(iii) The dollar-and-cents amount of the adjustment added and stated as a separate item.

(d) Term discounts shall be deducted from the total amount of the adjusted invoice price.

(e) This order may be amended or revoked at any time by the Office of Price Administration.

(f) This Order No. 14 shall become effective June 7, 1946.

Issued this 7th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–9719; Filed, June 7, 1946; 4:10 p. m.]

[RMPR 136, Amdt. 1 to Order 614]

CUTTING TOOLS

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion, issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to section 31 of Revised Maximum Price Regulation 136; *It is ordered:*

Paragraph (a) of Order No. 614 under Revised Maximum Price Regulation 136 is amended to read as follows:

(a) As used in this order, the phrase "cutting tools" shall include only new: cutting tools; attachments and accessories for machinery and machine tools, including vises used as machine attachments; manually operated tools for the cutting, forming and punching of metals; pipe and tube tools, manually operated, including beading, belling, bending, cleaning, cutting, expanding, and flaring and wrenches for operating; pipe vises either hinge or chain; and ground steel stock; all as defined in Appendix A of Revised Maximum Price Regulation 136. The phrase shall not include buffing and polishing wheels.

This amendment shall become effective June 11, 1946.

Issued this 10th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–9791; Filed June 10, 1946; 11:49 a. m.]

[RMPR 136, Order 643]

KNIFE AND ENCLOSED SWITCHES, AND PARTS THEREFOR, SMALL AIR CIRCUIT BREAKERS, PANELBOARDS AND DISTRIBUTION BOARDS, BUSWAYS, BUSWAY PLUGS AND CONNECTORS, BUSWAY FITTINGS AND BUSWAY TROLLEY-TYPE COLLECTORS

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion, issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to section 31 of Revised Maximum Price Regulation 136, *It is ordered:*

(a) For the purposes of this order, "knife and enclosed switch products" shall mean the products as listed and defined in Part IV of the NEMA Manual, entitled "Products Scopes of NEMA Subdivisions as of January 31, 1946", as published by the National Electrical Manufacturers' Association, 155 East 44th Street, New York 17, New York, under the heading, "5–KS, Knife and Enclosed Switch Section", without reference to other sections of that manual.

(b) For the purposes of this order, the term "small air circuit breakers", shall mean the products as listed and defined in Part IV of the same manual mentioned in paragraph (a) herein, under the heading, "5–AB, Small Air Circuit Breaker Section", without reference to other sections of that manual.

(c) For the purposes of this order, the term "panelboards and distribution boards", shall mean the products as listed and defined in Part IV of the same manual mentioned in paragraph (a) herein, under the heading, "5–PB, Panelboard and Distribution Board Section", without reference to other sections of that manual, but shall not include the products defined in paragraph (d) of this order.

(d) For the purposes of this order, the term, "enclosed branch circuit cutouts, including enclosing cabinets", shall mean those products as listed and defined in Part IV of the same manual mentioned in paragraph (a) herein, under the subheading, "5–PB–b, Enclosed Branch Circuit Cutouts, Including Enclosing Cabinets".

(e) As used in this order, the phrase, "base prices", shall mean the maximum prices established under section 7, or computed under sections 8, 9 or 10 of Revised Maximum Price Regulation 136, before the addition of any increases provided to an individual manufacturer by way of individual adjustment under the provisions of that regulation or Supplementary Order No. 142.

(f) The maximum prices for sales by manufacturers of the products listed below shall be the base prices increased by the percentage set forth opposite the product:

PRODUCT	*Percentage*
Knife and enclosed switch products, with a rated current carrying capacity of 100 amperes or less, including parts therefor	15
Knife and enclosed switch products, with a rated current carrying capacity of more than 100 amperes, including parts therefor	10
Small air circuit breakers	10
Panelboards and distribution boards	10
Enclosed branch circuit cutouts, including enclosing cabinets	15
Busways, busway plugs and connectors, busway fittings and busway trolley-type collectors	10

(g) The maximum prices for sales by resellers of the products for which a price increase has been granted by this order shall be the maximum prices in effect just prior to the issuance of this order, increased by the percentage by which their net invoiced costs have been increased by reason of the issuance of this order.

(h) All prices established under paragraphs (f) and (g) of this order shall be subject to the same discounts, deductions and other allowances in effect to any purchaser of classes of purchasers just prior to the issuance of this order.

(i) Every manufacturer of the products, the prices for the sales of which have been increased by this order, shall give written notice to his resellers of the percentage amount by which this order permits the reseller to increase his (the reseller's) maximum prices.

(j) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 10, 1946.

Issued this 10th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–9795; Filed, June 10, 1946; 11:44 a. m.]

[RMPR 136, Order 644]

DAIRY MACHINERY AND EQUIPMENT

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion, issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to the provisions of section 31 of Revised Maximum Price Regulation 136, *It is ordered:*

(a) As used in this order, the phrase "dairy machinery and equipment" means the following machinery, mechanical accessories (such as repair and replacement parts and interchangeable parts) and mechanical equipment when designed and sold primarily for use in the industrial processing of milk or milk products but not including any farm or dairy farm machinery or equipment covered by Maximum Price Regulation 246. The listings below are definitive and this order does not apply to any machinery or equipment not listed herein:

Babcock testers
Butter making and processing machinery and equipment
Case washers (milk bottle)
Cheese making and processing machinery and equipment
Clarifiers
Coolers, heaters, and preheaters for milk and dairy products processing plants
Dehydrated milk processing machinery and equipment
Destroyers, foam
Evaporated and condensed milk processing machinery and equipment
Emulsifying machinery and equipment
Forewarners
Homogenizers, viscolizers, and high pressure sanitary milk pumps
Hot wells
Ice cream making and processing machinery and equipment
Irradiators
Machines and Equipment designed and sold primarily for use in the packaging, wrapping, filling, sealing and labeling of dairy products
Paraffining equipment for cheese
Pasteurizers
Pumps, sanitary dairy
Samplers
Separators (not including farm dairy separators)
Soft curd machines
Tanks, sanitary receiving and storage for milk and milk products
Washers and sterilizers
Weigh cans
Weighing and receiving units, combined
Vacuum pans

All repair and replacement parts for the machinery and equipment listed above.

Upon application by a manufacturer, OPA at Washington, D. C., may include in this definition additional machinery or equipment if it appears to be specifically designed for use in dairy operations.

(b) As used in this order, the phrase "base prices" shall mean the maximum prices established under section 7 or computed under sections 8, 9 or 10 of Revised Maximum Price Regulation 136, before the addition of any increase provided to an individual manufacturer by individual adjustment under the provisions of Revised Maximum Price Regulation 136 or Supplementary Order 142.

(c) *Manufacturers' maximum prices.* The maximum prices for sales by manufacturers of dairy machinery and equipment shall be:

(1) The manufacturers' base prices as defined in (b) above, increased by 8%, except that,

(2) If the manufacturers' base prices are approved by the OPA as "in-line" prices under Section 9 (c) of RMPR 136, subsequent to June 10, 1946, the maximum prices shall be the prices so approved.

(d) *Resellers' maximum prices.* The maximum prices for sales of any dairy machinery and equipment by a reseller shall be the maximum prices in effect just prior to the issuance of this order, increased by the dollars-and-cents amount by which his net invoiced cost has been increased by reason of this order.

(e) *Discounts, allowances, etc.* All prices established under paragraphs (c) and (d) shall be subject to the same discounts, deductions and other allowances in effect to any purchasers and classes of purchasers just prior to the issuance of this order.

(f) Every manufacturer of dairy machinery and equipment shall give written notice to his resellers of the dollars-and-cents amount by which this order permits the reseller to increase his maximum prices.

(g) Notwithstanding any of the provisions of this order, a manufacturer of dairy machinery and equipment may charge and collect the maximum prices for sales of his products which he had in effect just prior to the issuance of this order.

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 10, 1946.

Issued this 10th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–9796; Filed, June 10, 1946; 11:45 a. m.]

[RMPR 143, Order 37]

FIRESTONE TIRE AND RUBBER CO.

WHOLESALE PRICES FOR NEW RUBBER TIRES AND TUBES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 7 of Revised Maximum Price Regulation 143, *It is ordered:*

(a) The maximum retail price for a new 12.00–28, 6 ply, Low Pressure Ground Grip Road Builder tire manufactured by The Firestone Tire & Rubber Company, Akron, Ohio, shall be $86.05.

(b) The maximum wholesale prices for sales by The Firestone Tire & Rubber Company, Akron, Ohio, of the tire described in (a) above shall be determined by deducting from the applicable maximum retail price fixed by paragraph (a) above the maximum percentage discount from retail list prices which the seller had in effect to buyers of the same class during March 1942 on sales of tractor and implement tires.

(c) All other discounts, allowances and trade practices of the seller in effect during March 1942 shall apply to sales covered by this order.

(d) All provisions of RMPR 143 and Revised Maximum Price Regulation 528 not inconsistent with this order shall apply to sales covered by this order.

(e) This order may be revoked or amended by the Office of Price Administration at any time.

This order shall become effective June 11, 1946.

Issued this 10th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–9797; Filed, June 10, 1946; 11:44 a. m.]

[MPR 188, Amdt. 94 to Order A–1]

CONSUMERS' GOODS OTHER THAN APPAREL

MANUFACTURERS' MAXIMUM PRICES

An opinion accompanying this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

A new paragraph (a) (6) is added to Order No. A–1 to read as follows:

(6) (i) The manufacturers' maximum prices established pursuant to Maximum Price Regulation 188, as amended, for red lead in oil and white lead in oil pastes may be modified by use of the following formula:

(*a*) Determine the weight of lead used in 1 lb. of the paste.

(*b*) Multiply the weight of the lead by 1¾ cents.

(c) Add result to the maximum price for the particular lead paste product established under Maximum Price Regulation 188.

(*d*) Round off total obtained in (c) above, to the nearest ¼ cent. This results in the manufacturers' adjusted maximum price for the particular lead paste product.

(ii) Any reseller purchasing any lead paste product for resale in the same form from any manufacturer who has modified his maximum prices in accordance with (i) above, may increase his maximum prices by a dollars-and-cents amount not exceeding his actual dollars-and-cents increase in cost resulting from the increase permitted the manufacturer in (i) above.

(iii) Any manufacturer who modifies his maximum prices for lead pastes pursuant to this section shall furnish each buyer who purchases such products for resale in the same form on or before the date the manufacturer makes the first delivery at the adjusted price a written statement as follows:

Amendment No. 94 to Order A–1 permits an increase of $------ per pound of ---------- over the maximum prices established under the General Maximum Price Regulation. You are permitted to add the actual amount of your increased cost resulting from the increase permitted the manufacturer to your existing maximum prices for ----------.

(iv) The maximum prices granted herein shall be subject to cash, quantity and other discounts, transportation allowances, services and other terms and conditions of sale at least as favorable as the seller extended or rendered on comparable sales to purchasers of the same class during March 1942.

This Amendment No. 94 shall become effective June 7, 1946.

Issued this 7th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–9722; Filed, June 7, 1946; 4:07 p. m.]

[MPR 188, Rev. Order 4992]

UPHOLSTERED FURNITURE COVERED WITH CERTAIN FABRICS

ESTABLISHMENT OF MAXIMUM PRICES

Order No. 4992 under Maximum Price Regulation No. 188 is redesignated Revised Order No. 4992, and is amended and revised to read as follows:

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.159b of Maximum Price Regulation No. 188, it is ordered:

SECTION 1. *Purpose of this order.* The purpose of this order is to establish a method by which manufacturers of household furniture may determine their maximum prices for articles to which they apply cover fabrics whose maximum prices have been increased under Supplementary Order No. 134.

SEC. 2. *What this order covers.* This order covers articles of household furniture (as defined in Order No. 4800 under Maximum Price Regulation No. 188) to which the manufacturer applies cover fabrics as to which his purchase invoice contains a "prior ceiling price" as well as a selling price. For the purposes of this order, "prior ceiling price" means the "prior ceiling price" or the maximum price determined under Maximum Price Regulation No. 39, exclusive of all permissive increases, which that regulation requires must be shown on every invoice covering a sale of upholstery fabric to a furniture manufacturer.

The word "you", as used in this order, means a manufacturer who makes a sale or delivery of articles covered by this order.

SEC. 3. *What this order does.* This order establishes two methds for determining maximum prices for articles covered by this order. If you do not have a customary or established cover grading system which is based upon the cost of your cover fabrics, you must use Method A. If you do have such a cover grading system, you may elect to determine all of your maximum prices under Method B instead of under Method A. However, you may not determine some of your maximum prices under Method A and others under Method B. All of your maximum prices must be determined under the same method.

Section 7 requires that you report to the Office of Price Administration the method you have elected to use. If, under section 5 you are allowed to use Method B and if, at a date subsequent to filing your report, you elect to determine all of your maximum prices under the alternative method, you may do so by refiling under section 7, as provided therein.

SEC. 4. *Modification of "prior ceiling price" and actual invoice cost under certain circumstances.* Method A and Method B set forth in section 5 below require the use of the "prior ceiling price as it appears on your supplier's invoice" and your "actual invoice cost" for purposes of determining your maximum prices for articles covered by this order. This section sets forth certain circumstances under which those amounts, as they actually appear on your purchase invoice, must be modified before you use them in computing your maximum prices under section 5 below.

(a) Except under the circumstances described in paragraph (b) below and in all cases with respect to imported or highly decorative fabrics, which in March 1942, you graded on the basis of your cost from a jobber, the "prior ceiling price" and actual invoice cost which you shall use are those amounts as they appear on your purchase invoice.

(b) This paragraph (b) applies to you if, in March 1942, you graded 75 percent or more of your total yardage of

cover fabrics on the basis of mill or mill-converter prices to you, and if you now buy cover fabrics from jobbers or jobber-converters. This paragraph does not, however, apply to imported or highly decorative fabrics which, in March, 1942, you graded on the basis of your cost from a jobber.

Under these circumstances, with respect to cover fabrics (other than imported or highly decorative fabrics, as specified above) which you purchase from a jobber or jobber-converter, the phrases "prior ceiling price as it appears on your purchase invoice" and "actual invoice cost" refer not to those amounts as they appear on your purchase invoice but to those amounts divided by 1.25.

SEC. 5. *How you find your maximum price for an article covered by this order.* This section tells you how to compute your maximum price for an article covered by this order. For purposes of this order, "properly established maximum price" means the maximum price properly determined under Maximum Regulation No. 188 (exclusive of all permitted increases) after all trade, quantity, and other discounts (except cash discounts) have been deducted.

(a) *Method A.* If you do not have an established cover grading system which is based upon the cost of your cover fabrics or if you do have such a method but elect to determine all of your maximum prices under this method instead of under Method B below, your maximum price to a particular class of purchaser for an article covered by this order is the total of the following:

NOTE: If, in March 1942, you graded 75 percent or more of your cover fabrics on the basis of mill or mill-converter cost to you and if you now buy cover fabrics from jobbers or jobber-converters, the phrases "prior ceiling price as it appears on your purchase invoice" and "actual invoice cost" refer to these amounts as modified by section 4 (b).

(1) Your properly established maximum price (exclusive of all permitted increases) for the article to that class of purchaser determined by using as your fabric cost the "prior ceiling price" as it appears on your purchase invoice and

(2) 110 percent of the difference per yard between that "prior ceiling price" and your actual invoice cost, multiplied by the number of yards used in covering the article.

EXAMPLE OF HOW A MANUFACTURER FINDS HIS MAXIMUM PRICE FOR AN ARTICLE COVERED BY THIS ORDER UNDER METHOD A

A manufacturer receives from his supplier an invoice for cover fabric and that invoice contains a "prior ceiling price" of $1.00 per yard and a selling price of $1.35 per yard. Since in March 1942, he graded all of his cover fabrics on the basis of mill cost to him and this invoice is from a jobber, these amounts as they appear on his invoice are subject to the modification set forth in section 4 (b) of this order. He, therefore, divides both amounts by 1.25, which gives him a modified "prior ceiling price" of 80¢ per yard and a modified actual invoice cost of $1.08 per yard. His properly established maximum price (exclusive of all permitted increases) to retailers for a sofa on which he uses twelve yards of fabric costing 80¢ per yard is $50.00. To that $50.00 he adds 110 percent of $3.36 (the difference between the modified "prior ceiling price" of 80¢ and his modified invoice cost of $1.08, or 28¢, times twelve yards), or $3.70. His maximum price as determined under Method A is, therefore, $53.70.

(b) *Method B:* If you have a customary or established cover grading system which is based upon the cost of your cover fabric and you elect to determine all of your maximum prices under Method B instead of under Method A above, your maximum price to a particular class of purchaser for an article covered by this order shall be the total of:

NOTE: If in March 1942, you graded 75 percent or more of your cover fabrics on the basis of mill or mill-converter cost to you and if you now buy cover fabrics from jobbers or jobber-converters, the phrases "prior ceiling price as it appears on your purchase invoice" and "actual invoice cost" refer to these amounts as modified by section 4 (b).

(1) Your properly established maximum price (exclusive of all permitted increases) for the article to that class of purchaser determined by using as your fabric cost the "prior ceiling price" as it appears on your purchase invoice, and

(2) The number of yards of fabric used in covering the article multiplied by the applicable one of the following amounts:

(1) If your highest cost in the grade in which the fabric belongs, based on its "prior ceiling price", is—	(2) Multiply the yardage used in covering the article by:
Up to and including $1.35	$0.48
$1.36 to and including $2.50	.57
$2.51 to and including $3.75	.62
$3.76 to and including $5.50	.55

(The amounts stated in Column (2) above are for materials 50" or 54" in width. If your cost grades are established on the basis of material 36" in width, you will multiply the number of yards used in covering the article by two-thirds of the applicable amount listed above in Column (2).

EXAMPLE OF HOW A MANUFACTURER FINDS HIS MAXIMUM PRICE FOR AN ARTICLE COVERED BY THIS ORDER UNDER METHOD B

A manufacturer has the following properly established maximum prices to retailers for a particular club chair on which he uses four yards of cover fabric:

Grade and cost per yard:	*Properly established maximum prices for club chair*
A—Up to $1.00	$28.00
B—$1.00 and up to $1.25	29.50
C—$1.25 and up to $1.50	31.00
D—$1.50 and up to $1.75	32.50
E—$1.75 and up to $2.00	34.00

He receives an invoice from a mill on which appears a "prior ceiling price" of $1.30 and a selling price of $1.76. Based on the "prior ceiling price" of $1.30, this fabric belongs in his Grade C. His properly established maximum price, exclusive of all permitted increases, for this chair in Grade C is $31.00. The highest cost in Grade C is $1.49; therefore, he adds to his properly established maximum price ($31.00), 57¢ times four yards, or $2.28. His maximum price, as determined under Method B is, therefore, $33.28.

SEC. 6. *Relation between this order and other orders and regulations.* (a) The provisions of this order supersede the provisions of Maximum Price Regulation No. 188 to the extent that they are inconsistent with the provisions of that regulation.

(b) *Order No. 4800 under Maximum Price Regulation No. 188, Order No. 8 under § 1499.159e of Maximum Price Regulation No. 188, and orders issued to individual manufacturers under other adjustment provisions.* You may increase the maximum price for an article established in accordance with this order by the applicable percentage amount permitted by Order No. 4800 under Maximum Price Regulation No. 188, or by Order No. 8 under § 1499.159e of Maximum Price Regulation No. 188, or by an individual order which has been issued to you under any other adjustment provision.

SEC. 7. *Reports.* (a) Before delivering or offering for delivery any article at a maximum price determined under Order No. 4992 or Revised Order No. 4992, you must file a signed report with the Office of Price Administration, Washington 25, D. C. That report shall contain the following information:

(1) The date of the report.

(2) Your name and address.

(3) The method (i. e., Method A or Method B) which you have elected to use in determining all of your maximum prices for articles covered by this order.

(b) If, under section 5, you are allowed to use Method B and if, at a date subsequent to your filing of the report required by paragraph (a) above, you elect to determine all of your maximum prices under the method alternative to the one stated in your original report, you must submit another report containing all of the information required by paragraph (a) above. This must be done before you deliver or offer for delivery articles at maximum prices established under that method.

(c) You must keep available for inspection by the Office of Price Administration a copy of the report or reports you have filed under this section, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

Effective date. This order shall become effective June 7, 1946.

NOTE: The reporting and record-keeping requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 7th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9721; Filed, June 7, 1946; 4:11 p. m.]

[MPR 592, Amdt. 46 to Order 1]

CLAY BUILDING BRICK

ADJUSTMENT OF MAXIMUM PRICES

An opinion accompanying this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 2.1 (d) is amended to read as follows:

(d) *Maximum prices for manufacturers in New Jersey.* (1) The manufacturer's maximum f. o. b. plant or delivered prices for clay building brick (common and unglazed face and structural clay tile) produced in the State of New Jersey established pursuant to Maximum Price Regulation 592, may be increased by an amount not in excess of $4.75 per thousand for standard size brick and $1.90 per ton for structural clay tile.

(2) Any price adjustments, (except the adjustment provided for by section 2.1 (k) of Order 1), granted prior to June 7, 1946 by the Price Administrator or any Regional Administrator for any seller of brick covered by the provisions set forth in (1) above, and particularly Amendment No. 27 and 50 to Order A-1 of Maximum Price Regulation 188, are hereby revoked.

This Amendment No. 46 shall become effective June 7, 1946.

Issued this 7th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9729; Filed, June 7, 1946; 4:13 p. m.]

[RMPR 499, Amdt. 4 to Order 6]

E. M. ROSENTHAL JEWELRY CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 14 of Revised Maximum Price Regulation 499; *It is ordered,* That Order No. 6 under Revised Maximum Price Regulation 499 be amended in the following respect:

1. The following items and their maximum prices are added to the list of items and maximum prices in paragraph (b):

Series	Description	Maximum retail price exclusive of Federal excise tax
D-3-F	17J 8¾L—rolled gold plate case—wide bracelet	$36.14
B-6-F	17J 6 x 8L—14K gold top/stainless steel back case—cord	36.14
B-7-F	17J 6 x 8L—rolled gold plate case—wide bracelet	42.50

This amendment shall become effective on the 11th day of June 1946.

Issued this 10th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9799; Filed, June 10, 1946; 11:48 a. m.]

[RMPR 528, Order 118]

LEE TIRE AND RUBBER CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 16 (d) of Revised Maximum Price Regulation 528, *It is ordered:*

(a) The maximum retail prices for the following size mud and snow truck tire shall be:

Size	Ply	Maximum retail price, each	
		Cotton construction	Rayon construction
7.50-20	12	$76.35	$80.15

(b) All provisions of Revised Maximum Price Regulation 528 not inconsistent with this order shall apply to sales covered by this order.

(c) This order may be amended or revoked by the Office of Price Administration at any time.

This order shall become effective June 11, 1946.

Issued this 10th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9800; Filed, June 10, 1946; 11:48 a. m.]

[MPR 592, Amdt. 43 to Order 1]

VITREOUS ENAMEL FRIT

ADJUSTMENT OF MAXIMUM PRICES

An opinion accompanying this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

A new section 7.16 is added to read as follows:

SEC. 7.16 *Modification of maximum prices for vitreous enamel frit.* (a) The manufacturers' maximum prices established pursuant to Maximum Price Regulation No. 592 for vitreous enamel frit may be increased by an amount not in excess of 10.4 percent.

(b) The maximum prices established herein shall be subject to cash, quantity, and other discounts, transportation allowances, freight equalizations, services, and other terms and conditions of sale at least as favorable as the seller extended or rendered on comparable sales to purchasers of the same class during March 1942.

This amendment shall become effective June 10, 1946.

Issued this 10th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9804; Filed, June 10, 1946; 11:49 a. m.]

[MPR 592, Amdt. 44 to Order 1]

METAL LATH AND ACCESSORIES

ADJUSTMENT OF MAXIMUM PRICES

An opinion accompanying this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Order No. 1 under section 25 of Maximum Price Regulation No. 592 is amended in the following respect:

A new section 7.17 is added to read as follows:

SEC. 7.17 *Modification of maximum prices for metal lath and accessories.* (a) Manufacturers' maximum prices for the following metal lath and accessories established pursuant to Maximum Price Regulation No. 592 may be modified by adding amounts not in excess of the following:

Weight	Item	Price increase
	Mesh or rib metal lath	*Per sq yd.*
2.5 lb.	Painted, copper alloy, or galvanized.	$0.02
2.75 lb.	do	.02
3.4 lb.	do	.04
4.0 lb.	do	.04
	Sheet lath	
4.5 lb.	Painted or galvanized	.04
5.2 lb.	do	.04
	Stuccomesh	
1.8 lb.	Painted, copper alloy, or galvanized.	.02
3.6 lb.	do	.04
		Per M lineal feet
¾"	16-gauge painted or unpainted channels.	$1.00
1½"	do	4.00
2"	Painted or galvanized, striplath or cornerite.	1.00
3"	do	1.00
3¼"	Painted steel studs	5.00
4"	do	5.00
6"	do	5.00
	All corner beads, base screeds, base grounds, picture moulds, and casings, galvanized.	2.00

(b) A manufacturer may charge extra fixed charges for paint, for supplying extra widths, or changing the type of material used not in excess of such extra charges as were charged by him on October 1, 1941.

(c) Any person purchasing metal lath and accessories for resale in the same form from any manufacturer who has modified his maximum prices in accordance with (a) above, may increase his maximum prices by a dollars-and-cents amount not exceeding his actual dollars-and-cents increase in cost resulting from the modification permitted the manufacturer in (a) above. However, notwithstanding the provisions of this section, in any area where specific maximum prices are fixed by an area pricing order, such specific maximum prices shall apply in that area.

(d) The maximum prices established herein shall be subject to cash, quantity and other discounts, transportation allowances, freight equalizations, services and other terms and conditions of sale at least as favorable as the seller extended or rendered on comparable sales to purchasers of the same class on October 1, 1941.

This amendment shall become effective June 10, 1946.

Issued this 10th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9805; Filed, June 10, 1946; 11:45 a. m.]

Regional and District Office Orders.

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register June 6, 1946.

Region V

Houston Order 4–F, Amendment 45, covering fresh fruits and vegetables in certain cities and towns of Texas. Filed 10:21 a. m.

Houston Order 7–F, Amendment 3, covering fresh fruits and vegetables in Chambers, Hardin, Jefferson, Liberty and Orange counties, Texas. Filed 10:21 a. m.

Houston Order 8–F, Amendment 3, covering fresh fruits and vegetables in Jasper, Newton, and Tyler counties, Texas. Filed 10:22 a. m.

Houston Order 9–F, Amendment 3, covering fresh fruits and vegetables in Galveston county, Texas. Filed 10:22 a. m.

Houston Order 10–F, Amendment 3, covering fresh fruits and vegetables in certain areas in Texas. Filed 10:22 a. m.

Houston Orders 2–C and 4–O, covering poultry and eggs in Harris county, Texas. Filed 10:22 and 10:23 a. m.

Houston Orders 3–C and 5–O, covering poultry and eggs in Orange and Jefferson counties, Texas. Filed 10:22 and 10:23 a. m.

Houston Orders 4–C and 6–O, covering poultry and eggs in Galveston county, Texas. Filed 10:23 a. m.

Region VII

Denver Order 1–O, Amendment 8, covering eggs in the Colorado egg area No. 7. Filed 10:26 a. m.

Denver Order 2–O, Amendment 8, covering eggs in the Colorado egg area No. 8. Filed 10:26 a. m.

Denver Order 3–O, Amendment 8, covering eggs in the Colorado egg area No. 10. Filed 10:26 a. m.

Denver Order 4–O, Amendment 8, covering eggs in the Colorado egg area No. 13. Filed 10:27 a. m.

Salt Lake City Order 32, Amendment 5, covering dry groceries sold at wholesale by Class 1, 2, and 3 wholesalers. Filed 10:27 a. m.

Salt Lake City Order 7–W, Amendment 5, covering dry groceries sold at wholesale by Class 1, 2, and 3 wholesalers. Filed 10:28 a. m.

Salt Lake City Order 33, Amendment 4, covering dry groceries sold at retail by Groups 5A and 4A retailers. Filed 10:27 a. m.

Salt Lake City Order 34, Amendment 4, covering dry groceries sold by Groups 1 and 2 retailers. Filed 10:27 a. m.

Salt Lake City Order 35, Amendment 4, covering dry groceries sold by Groups 3A and 4A retailers. Filed 10:27 a. m.

Salt Lake City Order 36, Amendment 4, covering dry groceries sold by Groups 1 and 2 retailers. Filed 10:28 a. m.

Salt Lake City Orders 4–C and 4–C, Amendment 6, covering poultry in the State of Utah. Filed 10:28 a. m.

Salt Lake City Order 4–C, Amendment 7, covering poultry. Filed 10:28 a. m.

Region VIII

Los Angeles Order 5–F and 6–F, Amendment 49, covering fresh fruits and vegetables in the Santa Barbara, Ventura and San Luis Obispo areas. Filed 10:24 a. m.

Los Angeles Order 7–F, Amendment 33, covering fresh fruits and vegetables in the city of Bakersfield, in the county of Kern. Filed 10:24 a. m.

Los Angeles Order 8–F, Amendment 30, covering fresh fruits and vegetables in the San Diego Metropolitan area. Filed 10:24 a. m.

Los Angeles Order 9–F, Amendment 29, covering fresh fruits and vegetables in certain areas in California. Filed 10:24 a. m.

Los Angeles Order 10–F, Amendment 29, covering fresh fruits and vegetables in Imperial county and Bard and Winterhaven. Filed 10:25 a. m.

Los Angeles Order 4–F, Amendment 49, covering fresh fruits and vegetables in San Bernardino-Riverside area. Filed 10:24 a. m.

Los Angeles Order 3–F, Amendment 50, covering fresh fruits and vegetables in the Los Angeles Metropolitan area. Filed 10:23 a. m.

Nevada Order 11–F, Amendment 19–B, covering fresh fruits and vegetables in Reno and Sparks, Nevada. Filed 10:25 a. m.

Nevada Order 15–F, Amendment 19–B, covering fresh fruits and vegetables in certain counties in Nevada. Filed 10:25 a. m.

Nevada Order 32, Amendment 7, covering dry groceries in Reno and Sparks, Nevada. Filed 10:25 a. m.

Nevada Order 33, Amendment 7, covering dry groceries in certain areas in Nevada. Filed 10:25 a. m.

Nevada Order 34, Amendment 7, covering dry groceries in certain areas in Nevada. Filed 10:25 a. m.

Nevada Order 35, Amendment 6, covering dry groceries in certain areas in Nevada. Filed 10:25 a. m.

Nevada Order 37, Amendment 5, covering dry groceries in Boulder City, Henderson and Las Vegas. Filed 10:25 a. m.

Nevada Order 38, Amendment 3, covering dry groceries in Carson City, Fallon, Lovelock, Reno and Sparks. Filed 10:26 a. m.

Nevada Order 39, Amendment 3, covering dry groceries in Babbit, Elko, Ely, Tonopah, and Winnemucca. Filed 10:26 a. m.

Portland Order 42–F, Amendment 31, covering fresh fruits and vegetables in certain areas in Oregon. Filed 10:29 a. m.

Portland Order 43–F, Amendment 10, covering fresh fruits and vegetables in Kelso, Salem, The Dalles, Clatskanie, Forest Grove, Oregon area. Filed 10:30 a. m.

Portland Order 32–F, Amendment 30 covering fresh fruits and vegetables in certain areas in Oregon. Filed 10:29 a. m.

Portland Order 33–F, Amendment 30, covering fresh fruits and vegetables in the Roseburg, Grants Pass, Ashland, Lakeview, Oregon area. Filed 10:29 a. m.

Portland Order 34–F, Amendment 29, covering fresh fruits and vegetables in the Astoria, Coos Bay, Oregon area. Filed 10:29 a. m.

Portland Order 35–F, Amendment 30, covering fresh fruits and vegetables in the Florence, Reedsport, Coquille, Oregon area. Filed 10:29 a. m.

Portland Order 36–F, Amendment 30, covering fresh fruits and vegetables in the cities of Bend and Pendleton, Oregon. Filed 10:29 a. m.

Portland Order 37–F, Amendment 30, covering fresh fruits and vegetables in La Grande Baker, Redmond, Heppner, Oregon area. Filed 10:29 a. m.

Portland Order 38–F, Amendment 30, covering fresh fruits and vegetables in the Haines, Wallowa, Enterprise, Oregon area. Filed 10:29 a. m.

Portland Order 39–F Amendment 30, covering fresh fruits and vegetables in the Albany, Corvallis, Eugene, Oregon area. Filed 10:29 a. m.

San Francisco Order 23–F, Amendment 18, covering fresh fruits and vegetables in certain areas in California. Filed 10:30 a. m.

San Francisco Order 26–F, Amendment 14, covering fresh fruits and vegetables in certain areas in California. Filed 10:30 a. m.

San Francisco Order 27–F, Amendment 14, covering fresh fruits and vegetables in certain areas in California. Filed 10:30 a. m.

San Francisco Order 28, Amendment 5, covering dry groceries in certain counties in California. Filed 10:30 a. m.

San Francisco Order 44, Amendment 4, covering dry groceries in certain cities in California. Filed 10:30 a. m.

San Francisco Order 45, Amendments 2 and 3, covering dry groceries in certain areas in California. Filed 10:31 a. m.

San Francisco Orders 2–M and 3–M, covering certain bottles and canned domestic malt beverages in certain areas in California. Filed 10:31 a. m.

San Francisco Order 2–P, Amendment 2, covering fish in the counties of Del Norte, Humboldt and Mendocino. Filed 10:31 a. m.

San Francisco Order 3–P, Amendment 2, covering fish in certain areas in California. Filed 10:31 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46–9674; Filed, June 7, 1946; 11:29 a. m.]

Reference

JUN 17 '46

THE NATIONAL ARCHIVES — LITTERA SCRIPTA MANET — 1934 — OF THE UNITED STATES

FEDERAL REGISTER

VOLUME 11 NUMBER 114

Washington, Wednesday, June 12, 1946

Regulations

TITLE 7—AGRICULTURE

Chapter III—Bureau of Entomology and Plant Quarantine

[B. E. P. Q. 552]

PART 301—DOMESTIC QUARANTINE NOTICES

RESTRICTIONS OF JAPANESE BEETLE QUARANTINE ON FRUITS, VEGETABLES, AND CUT FLOWERS

§ 301.48–4c *Administrative instructions relative to the Japanese beetle quarantine.* Pursuant to the authority conferred upon the Chief of the Bureau of Entomology and Plant Quarantine by paragraph (b) of § 301.48–4 (Notice of Quarantine No. 48), it has been determined that the period of heavy flight of adult Japanese beetles will begin in the localities listed below on the dates given; accordingly it is hereby ordered that the restrictions of §§ 301.48–4 (b) and 301.48–5 relating to the heavily infested areas (§ 301.48–3), and applying to:

(a) Unprocessed, fresh, cut flowers when moved in bulk direct from the field or greenhouse where grown, or from a distributor; and

(b) Fresh fruit and vegetables of all kinds when shipped by refrigerator car or motortruck only; shall begin for the present season on the following dates:

(1) At 12:01 a. m., June 10, 1946 in the following area:

Virginia: Norfolk County: Magisterial district of Tanners Creek. Princess Anne County: Magisterial district of Kempsville. Entire counties of Accomac and Northampton.

Maryland: Entire counties of Worcester, Somerset, Wicomico, and Dorchester.

Delaware: Sussex County.

(2) At 12:01 a. m., June 24, 1946, in the remainder of the heavily infested area.

These restrictions shall remain in effect during the current season until due notice of their discontinuance shall have been given.

(Sec. 8, 37 Stat. 318, 39 Stat. 1165, 44 Stat. 250; 7 U.S.C. 1940 ed. 161; 10 F.R. 1951)

Done at Washington, D. C., this 6th day of June 1946.

[SEAL] AVERY S. HOYT,
Acting Chief, Bureau of Entomology and Plant Quarantine.

[F. R. Doc. 46–9854; Filed, June 11, 1946; 11:11 a. m.]

Chapter XI—Production and Marketing Administration (War Food Distribution Orders)

[WFO 75–4, Amdt. 9]

PART 1410—LIVESTOCK AND MEATS

VEAL REQUIRED TO BE SET ASIDE AND DELIVERED

War Food Order No. 75–4, as amended (10 F.R. 12843, 13041, 13438, 11 F.R. 2219, 2500, 5471), is hereby further amended to read as follows:

§ 1410.24 *Veal required to be set aside, and delivered*—(a) *Definitions.* (1) "Veal" means meat derived from calves, the dressed carcasses of which have the veal or calf characteristics defined by the United States Department of Agriculture (A.M.A. Reg. 114, Official United States Standards for Grades of Veal and Calf Carcasses 1940), and weigh with the hide off not more than 275 pounds.

(2) "Set aside veal" means veal of the type and grade required to be set aside, reserved, and held under this order.

(3) "Carcass" means a calf carcass dressed in accordance with normal trade custom, with the hide off.

(4) "Governmental agency" means the Army, Navy, Marine Corps, or Coast Guard of the United States (excluding, for the purpose of this order, United States Army post exchanges, United States Navy ships' service departments, United States Marine Corps post exchanges, and similar organizations), the United States Department of Agriculture (including but not restricted to any corporate agency thereof), the War Shipping Administration, and the Veterans' Administration.

(5) "Federally inspected slaughterer" means any slaughterer whose establishment is operated under Federal inspection.

(Continued on p. 6389)

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FEDERAL REGISTER

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(6) "Federal inspection" means inspection under the provisions of the act of March 4, 1907 (34 Stat. 1260), as amended, 21 U. S. C. 71, and as extended by Public Law 602, 77th Congress, approved June 10, 1942 (56 Stat. 351), and the rules and regulations promulgated thereunder.

(7) "Authorized purchaser" means:

(i) Any person who is under contract to sell or deliver set aside veal, or products prepared in whole or part therefrom, to a governmental agency;

(ii) Any person who has delivered set aside veal, or products prepared in whole or part therefrom, to a governmental agency, and has not replaced the set aside veal so delivered, or contained in the products so delivered, by a purchase of set aside veal under this order;

(iii) Any person who is authorized by the Administrator to purchase set aside veal.

(8) "Ship supplier" means any person designated and approved as such by the War Shipping Administration.

(9) "Conversion weight" means the dressed weight equivalent of the meat derived from the slaughter of calves, determined as prescribed in (f) hereof.

(10) "Person" means any individual, partnership, association, business trust, corporation, or any organized group of persons whether incorporated or not.

(11) "Administrator" means the Administrator, Production and Marketing Administration, United States Department of Agriculture, or any employee of the United States Department of Agriculture to whom the Administrator has delegated, or may hereafter delegate, any or all of the authority vested in him by this order.

(12) "Certified slaughterer" means any slaughterer of livestock who has been certified by the Secretary of Agriculture under the provisions of War Food Order No. 139, as amended (11 F.R. 5641).

(13) "Certified slaughtering plant" means any establishment or facility for the slaughtering of livestock which has been certified by the Secretary of Agriculture under the provisions of War Food Order No. 139 (11 F.R. 5641).

(14) Any term not specifically defined herein shall have the meaning set forth for such term in War Food Order No. 75, as amended (11 FR. 4641).

(b) *Slaughterers affected; quantity; type; grade.* The provisions of this order shall apply to the following persons:

All federally inspected slaughterers;

All certified slaughterers;

Every owner or operator of a certified slaughterering plant.

No slaughterer subject to the provisions of this order shall deliver meat for civilian consumption unless he shall:

(1) Physically set aside, reserve and hold for delivery as directed in paragraph (b) (2) hereof, 40 percent of the conversion weight of each week's production of veal graded "U. S. Utility" obtained from calves whose carcasses weigh, with the hide off, from 50 to 275 pounds, both inclusive;

(2) Deliver to governmental agencies, authorized purchasers and ship suppliers, before the close of each calendar week beginning with the week of June 23, 1946, veal of each of the grades specified in paragraph (b) (1) in a quantity not less than the quantity of veal of such grade required to have been physically set aside, reserved and held by such slaughterer as of the end of the third previous week.

(3) Deliver to governmental agencies, authorized purchasers and ship suppliers, on or before June 22, 1946, veal of such types and grades and in such quantities, calculated as of June 1, 1946, as were required to have been set aside, reserved and held for delivery to such governmental agencies, authorized purchasers and ship suppliers.

(c) *Credits allowed on deliveries.* Subject to the provisions of paragraph (d) hereof, any set aside veal delivered to a governmental agency, authorized purchaser, or ship supplier may be credited against requirements of paragraph (b) hereof for veal of the type and grade so delivered.

(d) *Certificates.* No set aside veal shall be delivered to any authorized purchaser, and no credit shall be allowed for any such delivery unless, prior to delivery, the slaughterer obtains a certificate signed by the authorized purchaser, containing the following: the name and address of both parties, the contract number of the contract between the authorized purchaser and the governmental agency, and a statement by the authorized purchaser that the set aside veal to be delivered, or an equivalent amount of set aside veal, of the same type and grade, will be or has been used in the fulfillment of such contract. The slaughterer shall enter on such certificate the date of delivery and the conversion weight of such veal, together with a description permitting conversion in accordance with paragraph (f) hereof. The slaughterer and the authorized purchaser shall each retain a signed copy of such certificate for at least two years and shall submit the same to the Administrator upon request. All statements contained in or accompanying such certificates shall be deemed representations to an agency of the United States. No person shall be entitled to rely upon any such certificate if he knows or has reasonable cause to believe it to be false.

(e) *Federal inspection required.* All veal required to be set aside, reversed, and held under this order shall be inspected in accordance with the provisions of the act of March 4, 1907 (34 Stat. 1260), as amended; 21 U. S. C. 71, and as extended by Public Law 602, 77th Congress, approved June 10, 1942 (56 Stat. 351), and the rules and regulations promulgated thereunder.

(f) *Conversion weight.* The conversion weight of all deliveries of veal and the conversion weight of carcasses and of cuts and trimmings derived therefrom, shall be determined by multiplying the weight thereof by the appropriate conversion factor set forth below:

Type and description of product:	Conversion factor (multiplier)
Dressed carcasses hide off, and cuts not boned, fresh (chilled) or frozen	1.00
Dressed carcasses hide on, fresh (chilled) or frozen	.90
Boned, fresh (chilled) or frozen	1.41

The term "boned" describes cuts from which 50 percent or more of the bone, by weight, has been removed by the process of boning and the term "not boned" describes cuts from which none or less than 50 percent of the bone, by weight, has been removed, and primal cuts which contain no bone.

(g) *Storage; packing.* All veal set aside, reserved, and held under this order shall be stored in such manner as to maintain the quality thereof, and shall be prepared and packaged in accordance with specifications of the Governmental agency purchasing such veal.

(h) *Authorized purchasers; requirements.* An authorized purchaser shall receive set aside veal under the provisions of this order only:

(1) For re-delivery to a governmental agency or ship supplier, in the same form or in processed form, within three weeks from the date of receipt of such veal, or

(2) To replace an equivalent amount of veal of the same type and grade theretofore delivered, either in the same form or in processed form, to a governmental agency or ship supplier.

(i) *Direction for delivery.* In the event of a failure on the part of any person subject to this order to deliver the required quantities of set aside veal within the time limit applicable hereunder, or upon a failure on the part of such person to prepare, process, wrap or package such set aside veal in accordance with requirements of the governmental agency purchasing the same, then and in that event the Administrator may direct that such veal be delivered forthwith to such governmental agency regardless of the stage of preparation, processing, wrapping or packaging. In the event of such direction for delivery, the Administrator or the governmental agency entitled to delivery may make provision for completing the processing, wrapping or packaging of such veal to meet the specifications of such governmental agency and may charge the expense thereof to the person required to make such delivery. Any direction for delivery in accordance with the provisions of this paragraph shall not affect the right of the Government to take any other action or proceeding under paragraph (c) of this order.

(j) *Allocation.* The Administrator may, by general order or written notice to individual slaughterers, order the allocation of veal set aside under this order to or among specific governmental agencies, authorized purchasers, or ship suppliers. In the absence of such allocation, slaughterers may, subject to paragraph (d) hereof, sell veal so set aside to any such person or agencies.

(k) *Existing contracts.* The provisions of this order shall not be construed as reducing the amount of meat which any slaughterer is required to offer or to deliver under any existing contract with a governmental agency, as defined herein, or with the United States Maritime Commission.

(l) *Reports.* Every slaughterer subject to this order shall report to the Administrator concerning his production of and transactions in veal. Such reports shall be made upon such forms as the Administrator may require, and shall be subject to the approval of the Bureau of the Budget in accordance with the Federal Reports Act of 1942. All such reports shall be signed by the slaughterer, by a partner if the slaughterer is a partnership, or by a responsible officer if the slaughterer is a corporation.

(m) *Audits and inspections.* The Administrator shall be entitled to make such audits or inspections of the books, records and other writings, premises, supplies of livestock or stocks of meat of any person, and to make such investigations as may be necessary or appropriate, in his discretion, to the enforcement or administration of the provisions of this order.

(n) *Petition for relief from hardship.* Any person affected by this order who considers that compliance herewith would work an exceptional or unreasonable hardship on him may file a petition for relief with the Order Administrator. Petitions shall be in writing and shall set forth all pertinent facts and the nature of the relief sought. The Order Administrator may take any action with reference to such petition which is consistent with the authority delegated to him by the Administrator. If the petitioner is dissatisfied with the action taken by the Order Administrator, he may, by request addressed to the Order Administrator, obtain a review of such action by the Administrator. After said review, the Administrator may take such action as he deems appropriate, which action shall be final.

(o) *Violations.* (1) Any person who violates any provision of this order which requires veal or veal products to be set aside, reserved and held for delivery to governmental agencies, authorized purchasers or ship suppliers, or any provision of this order which requires set aside veal to be delivered to such governmental agencies, authorized purchasers or ship suppliers shall, upon certification to the Reconstruction Finance Corporation, be subject to withholding by the Reconstruction Finance Corporation of any meat subsidy claimed by such person.

(2) Any person who violates any provision of this order may, in accordance with the applicable procedure, be prohibited from receiving, making any deliveries of, or using livestock, meat, meat products, or animal fats.

(3) Any person who wilfully violates any provision of this order is guilty of a crime and may be prosecuted under any and all applicable laws. Civil action may also be instituted to enforce any liability or duty created by, or to enjoin any violation of, any provision of this order.

(p) *Communications.* All reports required to be filed hereunder and all communications concerning this order shall, unless otherwise provided, be addressed to the Order Administrator, War Food Order No. 75–4, Livestock Branch, Production and Marketing Administration, United States Department of Agriculture, 5 South Wabash Avenue, Chicago 3, Illinois.

(q) *Territorial scope.* This order shall apply within the 48 States and the District of Columbia.

(r) *Effective date.* This amendment shall become effective at 12:01 a. m., e. s. t., June 9, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 75–4, as amended, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeing with respect to any such violation, right, liability, or appeal.

NOTE: All reporting and record-keeping requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087; W.F.O. 75, 11 F.R. 4641)

Issued this 7th day of June 1946.

[SEAL] E. A. MEYER,
Assistant Administrator, Production and Marketing Administration.

[F. R. Doc. 46–9747; Filed, June 7, 1946; 4:20 p. m.]

TITLE 10—ARMY: WAR DEPARTMENT

Chapter III—Claims and Accounts

PART 305—PAYMENT OF BILLS AND ACCOUNTS

PAYMENTS UNDER CONTRACTS, FORMAL AND INFORMAL

1. Amend paragraph (c) (3) of § 305.7 to read as follows:

§ 305.7 *What payment is authorized.* • • •

(c) *Customs duties on foreign purchases.* • • •

(3) *Philippine export tax.* No export tax shall be imposed or collected by the Philippines on articles exported to the United States. See sec. 322, act 30 April 1946 (Public Law 371—79th Cong.).

2. In § 305.8 paragraph (d) is amended by deleting the last sentence and substituting new subject matter; paragraph (f) (3) (i) is amended by deleting the last portion of subdivision (i) immediately following the words "contracting officer" and substituting the following text, and subdivision (v) is revised as follows:

§ 305.8 *Adjustments.* • • •

(d) *Inferior goods:* • • • (See Barry v. United States, 229 U. S. 47; Cor & Sons v. United States, 55 Ct. Cl. 7; 5 Comp. Gen. 993.) Where contract terms provide for payment of a lesser amount in the event that inferior goods are accepted under proper authority, payment may be made by disbursing officers on the basis of the determination of the contracting officer without reference to the Office of the Chief of Finance, provided there is received by the disbursing officer an invoice certified by the contractor in the reduced amount covering the inferior goods. In all cases where inferior goods are accepted at reduced prices, and the covering contract does not provide for such acceptance, the disbursing officer will submit the voucher for such reduced payment to the Office of the Chief of Finance for consideration.

• • • • •

(f) *Delay in performance.* • • •

(3) *When liquidated damages provided for in contract.* (i) Whenever, under a • • • contracting officer, through Army Service Forces, Office of the Chief of Finance, The Pentagon, Washington 25, D. C., to the General Accounting Office. See 16 Comp. Gen. 374.

• • • • •

(v) In the event that liquidated damages are credited to account No. 501–970 P 970–13 and subsequently it is determined that such amounts were withheld erroneously or are otherwise found to be due to the contractor, by reason of changes in the contract terms or by reason of any other procedures approved by appropriate authority providing for repayments of amounts so withheld, the amounts so determined to be payable may be certified on a payment voucher and charged to account No. 501–970 P 970–13 under the applicable appropriation.

• • • • •

(R.S. 161; 5 U.S.C. 22) [AR 35–6040, 1 Feb 1944 as amended by C5, 27 May 1946]

[SEAL] EDWARD F. WITSELL,
Major General, The Adjutant General.

[F. R. Doc. 46–9845; Filed, June 11, 1946; 10:42 a. m.]

Chapter VII—Personnel

PART 709—PRESCRIBED SERVICE UNIFORM

WOMEN PERSONNEL OF ARMY

Subparagraph (4) (i) (c) is added to to paragraph (a) of § 709.72 as follows:

§ 709.72 *Summer service uniforms.* (a) *Officers and warrant officers.* • • •

(4) Waists.

(i) *Nurses, physical therapists, and dietitians.* • • •

(c) Waist, tropical worsted, khaki, women's.

(R.S. 1296; 10 U.S.C. 1391) [AR 600–37, 16 April 1945, as amended by C6, 21 May 1946]

[SEAL] EDWARD F. WITSELL,
Major General, The Adjutant General.

[F. R. Doc. 46–9846; Filed, June 11, 1946; 10:43 a. m.]

TITLE 19—CUSTOMS DUTIES

Chapter I—Bureau of Customs

[T. D. 51469]

PART 6—AIR COMMERCE REGULATIONS

REDESIGNATION OF AIRPORTS OF ENTRY

JUNE 6, 1946.

The following-named airports are hereby redesignated as airports of entry for civil aircraft and merchandise carried thereon arriving from places outside the United States, as defined in section 9 (b) of the Air Commerce Act of 1926 (U.S.C. Title 49, sec. 179 (b)), for a period of 1 year from the dates shown opposite their names:

Name, location and date of redesignation
John G. Hinde Airport, Sandusky, Ohio, June 1, 1946.
Havre-Hill County Airport, Havre, Montana, (formerly Havre Municipal Airport), June 2, 1946.
Watertown Municipal Airport, Watertown, N. Y., June 2, 1946.

The list of temporary airports of entry in § 6.13, Customs Regulations of 1943 (19 CFR, Cum. Supp., 6.13), is hereby amended by changing the dates of the designations opposite the names of these airports as indicated herein.

(Sec. 7 (b), 44 Stat. 572, sec. 611, 58 Stat. 714; 49 U.S.C. Supp., 177 (b))

[SEAL] E. H. FOLEY, Jr.,
Acting Secretary of the Treasury.

[F. R. Doc. 46–9843; Filed, June 11, 1946; 10:42 a. m.]

TITLE 25—INDIANS

Chapter I—Office of Indian Affairs, Department of the Interior

Subchapter C—Attorneys and Agents

PART 14—RECOGNITION OF ATTORNEYS AND AGENTS TO REPRESENT CLAIMANTS

EMPLOYMENT OF ATTORNEYS

§ 14.1 *Employment of attorneys.* Indian tribes organized pursuant to the Indian Reorganization Act of June 18, 1934, as amended, (48 Stat. 984; 25 U.S.C. 461–479), may employ legal counsel. The choice of counsel and the fixing of fees shall be subject to the approval of the Commissioner of Indian Affairs or such other official of the Indian Service as may be properly authorized to act for and in his stead, as the duly-authorized representative of the Secretary of the Interior.

Attorneys or agents may be employed by Indian tribes not organized under the act of June 18, 1934, under contracts subject to approval of the Commissioner of Indian Affairs and the Secretary of the Interior as required by section 2103 of the Revised Statutes of the United States (25 U.S.C. 81). Practice of such attorneys before the Indian Bureau and the Department is subject to the requirements of §§ 1.1 to 1.16 inclusive of Part 1, Title 43, Code of Federal Regulations.

(48 Stat. 984; R.S. 2103; 5 U.S.C. 22, 493, 25 U.S.C. 81, 461–479)

NOTE: Solicitor's memorandum opinion January 22, 1946, held authority may be delegated by the Secretary to the Commissioner to approve selection of attorneys and approval of payments made thereunder.

OSCAR L. CHAPMAN,
Acting Secretary of the Interior.

[F. R. Doc. 46–9849; Filed, June 11, 1946; 10:43 a. m.]

PART 15—ATTORNEY CONTRACTS WITH INDIAN TRIBES

TRIBES ORGANIZED UNDER INDIAN REORGANIZATION ACT

Section 15.1 is amended as hereinafter set forth and there is added a new section, 15.6a *Appeals.*

SEC. 15.1 *Contracts with organized tribes.* Negotiation and execution of tribal attorney contracts with Indian tribes organized pursuant to the Indian Reorganization Act of June 18, 1934 (48 Stat. 984; 25 U.S.C. 461–479), shall be in accordance with the provisions of the approved constitution or charter of the respective tribes.

The Commissioner of Indian Affairs or such other official in the Indian Service as may properly be authorized to act for and in his stead may, as the duly authorized representative of the Secretary of the Interior, approve the selection of counsel and the amount of fees and expenses to be paid under any such contract.

§15.6a *Appeals.* Within sixty (60) days from the date of notice of any decision made by the Commissioner or other official under § 15.1, any interested party may file with the Commissioner a notice of appeal from the decision to the Secretary of the Interior. The notice of appeal must be in writing and must set forth fully all grounds upon which it is based. Any appeal so filed shall be transmitted promptly by the Commissioner to the Secretary of the Interior, together with the complete record in the case.

(48 Stat. 984; 5 U.S.C. 22, 493; 25 U.S.C. 461–479)

OSCAR L. CHAPMAN,
Acting Secretary of the Interior.

[F. R. Doc. 46–9850; Filed, June 11, 1946; 10:43 a. m.]

TITLE 29—LABOR

Chapter IX—Department of Agriculture (Agricultural Labor)

[Supp. 92]

PART 1110—SALARIES AND WAGES OF AGRICULTURAL LABOR IN THE STATE OF OREGON

WORKERS ENGAGED IN PICKING CHERRIES IN UMATILLA COUNTY IN OREGON

§ 1110.15 *Workers engaged in picking cherries in Umatilla County, State of Oregon.* Pursuant to § 4001.7 of the regulations of the Economic Stabilization Director relating to salaries and wages issued August 28, 1943, as amended (8 F.R. 11960, 12139, 16702; 9 F.R. 6035, 14547; 10 F.R. 9478, 9628; 11 F.R. 2517) and to the regulations of the Secretary of Agriculture issued March 23, 1945 (10 F.R. 3177) entitled "Specific Wage Ceiling Regulations" and based upon a certification of the Oregon USDA Wage Board that a majority of the producers of cherries in the area affected participating in hearings conducted for such purpose have requested the intervention of the Secretary of Agriculture, and based upon relevant facts submitted by the Oregon USDA Wage Board and obtained from other sources, it is hereby determined that:

(a) *Areas, crops and classes of workers.* Persons engaged in picking cherries in Umatilla County, Oregon are agricultural labor as defined in § 4001.1 (1) of the regulations of the Economic Stabilization Director issued on August 28, 1943, as amended (8 F.R. 11960, 12139, 16702; 9 F.R. 6035, 14547; 10 F.R. 9478, 9628; 11 F.R. 2517).

(b) *Maximum wage rates for picking cherries in Umatilla County, Oregon.*

Picking cherries—3½ cents per pound.

If wage payments are made on any other basis, the rate of compensation shall not exceed the equivalent of the rate herein provided. No perquisites shall be paid in addition to the maximum wage rates provided above.

(c) *Administration.* The Oregon USDA Wage Board, located at 701 Pittock Block, Portland, Oregon, will have charge of the administration of this section in accordance with the provisions of the specific wage ceiling regulations issued by the Secretary of Agriculture on March 23, 1945 (10 F.R. 3177).

(d) *Applicability of specific wage ceiling regulations.* This section shall be deemed to be a part of the specific wage ceiling regulations issued by the Secretary of Agriculture on March 23, 1945 (10 F.R. 3177) and the provisions of such regulations shall be applicable to this section and any violation of this section shall constitute a violation of such specific wage ceiling regulations.

(e) *Effective date.* This Supplement No. 92 shall become effective at 12:01 a. m., Pacific Standard Time, June 11, 1946.

(56 Stat. 765 (1942); 50 U.S.C. 961 et seq. (Supp. IV); 57 Stat. 63 (1943) 50 U.S.C. 964 (Supp. IV) 58 Stat. 632 (1944); Pub. Law 108, 79th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; E.O. 9577, 10 F.R. 8087; E.O. 9620, 10 F.R. 12023; E.O. 9651, 10 F.R. 13487; E.O. 9697, 11 F.R. 1691; regulations of the Economic Stabilization Director, 8 F.R. 11960, 12139, 16702; 9 F.R. 6035, 14547; 10 F.R. 9478, 9628; 11 F.R. 2517; regulations of the Secretary of Agriculture, 9 F.R. 655, 12117, 12611; 10 F.R. 7609, 9581; 9 F.R. 831, 12807, 14206; 10 F.R. 3177; 11 F.R. 5903)

Issued this 11th day of June 1946.

[SEAL] HOWARD A. PRESTON,
Acting Director, Labor Branch, U. S. Department of Agriculture.

[F. R. Doc. 46–9855; Filed, June 11, 1946; 11:11 a. m.]

TITLE 30—MINERAL RESOURCES

Chapter II—Geological Survey, Department of the Interior

[Order 2198]

PART 221—OIL AND GAS OPERATING REGULATIONS

GOVERNMENT ROYALTY OIL

MAY 17, 1946.

Order No. 2058 of May 25, 1945 (10 F.R. 6502, 6926), prescribing the procedure to be followed by refiners desiring to purchase Government royalty oil pursuant to section 36 of the act of February 25, 1920 (41 Stat. 451, 30 U.S.C., sec. 192), is hereby revoked.

OSCAR L. CHAPMAN,
Acting Secretary of the Interior.

[F. R. Doc. 46-9852; Filed, June 11, 1946; 10:43 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong.; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 33, Direction 1, as Amended June 11, 1946]

LUMBER, HARDWOOD FLOORING AND MILLWORK

The fulfilment of requirements for the defense of the United States has created a shortage in the supply of lumber and millwork for defense, for private account and for export; and the following direction is deemed necessary and appropriate in the public interest and to promote the national defense:

(a) *What this direction does.* Priorities Regulation 33 and Direction 8 to Priorities Regulation 33 provide for the assignment to builders, prefabricators and others, of priorities assistance to secure materials listed on Schedule A of Priorities Regulation 33 and List I of Direction 8 to Priorities Regulation 33, which are required for use in the Veterans' Emergency Housing Program. Among these items are lumber, hardwood flooring and millwork. This direction provides that sawmills shall produce a percentage of their total production of lumber in housing construction lumber and hardwood flooring lumber and hold as a reserve for certified orders from distributors, office wholesalers, millwork manufacturers, hardwood flooring manufacturers and prefabricators, as well as rated orders from housing contractors and other consumers. It applies to all sawmills and to lumber distributors, office wholesalers, millwork manufacturers, hardwood flooring manufacturers, prefabricators and housing contractors, and other consumers who have been assigned priorities assistance. It explains how such persons may obtain lumber or lumber products for the purpose for which the priorities assistance was granted and how delivery on such orders must be made. It also provides that the Civilian Production Administration may issue directives to allocate production, direct shipments, and direct or prohibit production of particular items.

This direction does not apply to lumber other than housing construction lumber and hardwood flooring lumber, and all such lumber must be sold and delivered in accordance with Priorities Regulation 1.

DEFINITIONS

(b) *Definitions for the purpose of this direction.* (1) "Lumber" means any sawed lumber of any species, size or grade, including rough, surfaced on one or more sides or edges, dressed and matched, shiplapped, worked to pattern, or grooved for splines, except (i) shingles, slabs and round edge lumber; (ii) mine and railway cross ties nine feet or less in length; (iii) any segment of a log which has been produced so that it can be converted into veneer and which is sold and used for that purpose.

(2) "Distributor" means any person who buys and stocks lumber for resale as lumber either at wholesale or retail. A distributor who has two or more distinct and separate yards must for the purpose of this direction, consider each yard a "distributor".

(3) "Housing construction lumber" means softwood lumber in the form of flooring, ceiling, siding, partition, casing, base, moulding stock, strips and boards, two-inch dimension, finish, shop and lath.

(4) "Millwork" means windows, sash, doors; window sash and door frames; window and door screens; cut stock for foregoing items; trim, mouldings, built-in kitchen cabinets and other built-in millwork items suitable for authorized housing construction under Priorities Regulation 33.

(5) "Hardwood flooring lumber" means Grades 2 and 3a, rough, in all thicknesses of Oak, Pecan and Beech, in 4/4 and 8/4 thicknesses of Hard Maple and 4/4 and thinner thicknesses in Birch.

(6) "Sawmill" means: (i) any mill or plant, stationary or portable; (ii) any plant or concentration yard which processes (by drying, resawing, edging, grading, sorting, planing, or otherwise) 25 percent or more of the total volume of logs and lumber which it receives, into an item which is defined as lumber. However, the term "sawmill" does not include any establishment known in the trade as a distribution yard engaged in either retail or wholesale business even though it may process, for the servicing of special orders from consumers, more than 25 percent of the lumber it receives.

(7) "Housing contractor" means a builder (applicant) who has been directly assigned an HH rating under Priorities Regulation 33. It also includes a general contractor who has been directly authorized by such a builder to use the HH rating for the whole job. It does not include a subcontractor authorized to use the HH rating for a part of the job.

(8) "Millwork manufacturer" means a person who consumes a softwood lumber in the manufacture of millwork.

(9) "Hardwood flooring manufacturer" means a person who consumes hardwood flooring lumber in the manufacture of standard hardwood flooring.

(10) "Office wholesaler" means a person who buys lumber for resale but does not stock lumber.

(11) "Certified order" is any order for the delivery of lumber bearing the certificate described in paragraph (1).

(12) "Person" means any individual, partnership, association, business trust, corporation, governmental corporation or agency, or any organized group of persons, whether incorporated or not.

(13) "Prefabricator" means a person engaged in the manufacture of prefabricated houses, panels or sections who has been directly given priorities assistance on Form CPA-4415 to build prefabricated houses, panels or sections.

SAWMILLS

(c) *Sawmill reserve production.* The following provisions will govern the amount of housing construction lumber sawmills shall produce and reserve for certified and rated orders.

(1) Each sawmill as described in paragraph (b) (6) above, shall reserve in his over-all production of lumber in footage for the month of June, 1946, and for each calendar month thereafter, time and supplies sufficient to produce and deliver on certified or rated orders within such month at least 50 percent of his expected monthly production of softwood lumber in the form of housing construction lumber, and 100 percent of the Grades 2 and 3a rough, in all thicknesses of Oak and Pecan; 100 percent of Grades 2 and 3a rough, in 4/4 and 8/4 thicknesses of Hard Maple; 25 percent of Grades 2 and 3a rough, in all thicknesses of Beech; and 25 percent of Grades 2 and 3a rough, in 4/4 and thinner thicknesses of Birch.

The Civilian Production Administration may from time to time, change such percentage by publication in the Federal Register prior to the first day of any month.

(2) Where it is the customary practice of a sawmill to season lumber as described in paragraphs (b) (3) and (b) (5) by air drying, the lumber properly piled for seasoning and carried in inventory for this purpose will not be considered as produced until seasoned for the customary period.

(3) This direction does not prevent the free movement of softwood or hardwood lumber between sawmills. However, a sawmill that delivers all or any part of his lumber to another sawmill must still manufacture the percentage required under paragraph (c) (1) above, of his softwood or hardwood production into housing construction lumber or hardwood flooring lumber. A sawmill receiving housing construction lumber or hardwood flooring lumber from another sawmill must hold such lumber for sale on certified or rated orders in addition to his own reserve production. A sawmill delivering housing construction lumber or hardwood flooring lumber to another sawmill may credit against his reserve production under paragraph (c) (1) above the amount of housing construction lumber or hardwood flooring lumber so delivered.

(4) Every sawmill must hold his reserve production until the last day of each month for delivery on certified or rated orders and must accept and ship such orders for delivery in that month in preference to all other orders to the extent that such orders do not require more than the sawmill's monthly reserve production. The order of precedence for filling certified and rated orders is given in paragraph (m) (1) below. A sawmill, however, must not accept for delivery in any month orders rated MM for more housing construction lumber or hardwood flooring lumber than 5 percent of his reserve production for that month except on special authorization from the Civilian Production Administration. When a sawmill has accepted certified or rated orders for housing construction lumber or hardwood flooring lumber to the extent of his reserve, he must not accept additional certified or rated orders (except AAA), for housing construction lumber or hardwood flooring lumber produced in that month. Any portion of the sawmill's production of housing construction or hardwood flooring lumber not required to fill certified or rated orders received during the month, may be sold only on uncertified and unrated (except AAA) orders.

(5) *Certified orders.* The following types of certified orders placed with the sawmill will be accorded the treatment provided for in paragraph (c) (4) above, and shipments on such orders may be credited against the percentage the sawmill is required to produce and reserve each month: Certified orders from (i) distributors; (ii) millwork manufacturers; (iii) hardwood flooring manufacturers; (iv) office wholesalers; (v) prefabricators.

DISTRIBUTORS

(d) *Distributors.* The following provisions tell how lumber distributors may place certified orders for housing construction lumber and how lumber so obtained may be sold:

(1) Any distributor may place certified orders for delivery each month for housing construction lumber with a sawmill, a distributor who sells at wholesale or an office wholesaler for one of the following amounts whichever is greater; (i) starting with the month of June an amount of housing construction lumber not exceeding 7 percent of the amount in footage of his inventory of all softwood lumber as of January 1, 1942, or (ii) two carloads of housing construction lumber in any calendar quarter at the rate of not more than one carload in any month of the quarter.

(2) Every distributor must reserve 75% of the housing construction lumber received in any month on certified orders for delivery on certified and rated orders. A distributor must accept all certified and rated orders up to the reserve quantities which are received before the end of the month regardless of whether such orders call for delivery within that month. A distributor, however, may not accept for delivery in any month orders rated MM for more housing construction lumber than 10% of the quantity reserved in that month. In addition, he must not accept certified or rated orders (except AAA) for a quantity in excess of the reserve. Any housing construction lumber received which a distributor is not required to reserve and any lumber in the reserve for which certified and rated orders are not received during the month, may be delivered by a distributor only on uncertified and unrated (except AAA) orders.

(3) A distributor may not use MM, CC or HH rated orders to get housing construction lumber from a supplier to fill a rated order for housing construction lumber, and he may not use an MM, CC or HH rating to replace in inventory housing construction lumber delivered from inventory on an MM, CC or HH rated order.

OFFICE WHOLESALER

(e) *Office wholesaler.* (1) An office wholesaler receiving certified orders from a distributor, millwork manufacturer, hardwood flooring manufacturer, or prefabricator, may place certified orders with the sawmill for an amount of housing construction lumber or hardwood flooring lumber not in excess of the amount called for by the certified orders which he has received.

(2) An office wholesaler receiving AAA, MM, CC or HH rated orders for not less than carload lots of housing construction lumber or hardwood flooring lumber may extend the rating on such orders to the sawmill for direct mill shipments.

MILLWORK MANUFACTURERS

(f) *Millwork manufacturers.* The following provisions tell how millwork manufacturers may place with a sawmill, an office wholesaler or a distributor certified orders for housing construction lumber and how such lumber shall be used, and the millwork sold:

(1) Any millwork manufacturer may place certified orders for delivery in each month starting with the month of June, 1946, for housing construction lumber with a sawmill, an office wholesaler or a distributor for an amount in footage not exceeding 8 percent of the amount in footage of softwood lumber consumed by him in the manufacture of millwork in the year 1940.

(2) A millwork manufacturer must use each month a quantity of lumber equal to all housing construction lumber received on certified orders for the manufacture of millwork. Every millwork manufacturer must reserve 75 percent of the millwork so manufactured for delivery on certified or rated orders. He must accept certified or rated orders up to the reserve which are received before the end of the month, regardless of whether such orders call for delivery within the month. A millwork manufacturer, however, may not accept for delivery in any month orders rated MM for more millwork than 10% of the quantity reserved in that month. In addition, he must not accept certified and rated orders for a quantity in excess of the reserve. Any millwork which the millwork manufacturer is not required to reserve and any millwork in the reserve for which certified and rated orders are not received during the month in which it is manufactured, may be delivered by the millwork manufacturer only on uncertified and unrated (except AAA) orders.

(3) A millwork manufacturer placing certified orders under paragraph (f) (1) above for delivery of housing construction lumber, who receives a rated order (except AAA) for millwork, may not extend the rating to a supplier to get housing construction lumber.

(4) A person not authorized as a millwork manufacturer to place certified orders under paragraph (f) (1) above, who has received an AAA, MM, CC or HH rated order for millwork, may extend the AAA, MM, CC or HH rating to his supplier, except to a sawmill, to get housing construction lumber to be incorporated in the millwork which he will deliver on that order, subject to the applicable inventory regulations.

HARDWOOD FLOORING MANUFACTURERS

(g) *Hardwood flooring manufacturers.* The following provisions tell how hardwood flooring manufacturers may place with a sawmill or office wholesaler certified orders for hardwood flooring lumber and how such lumber shall be used and the hardwood flooring sold:

(1) Hardwood flooring manufacturers may place certified orders for delivery each month starting with the month of June, 1946, with a sawmill or with an office wholesaler for hardwood flooring lumber for an amount in footage not to exceed 8 percent of the amount of footage of hardwood flooring lumber consumed in the manufacture of hardwood flooring in the year 1940.

(2) A hardwood flooring manufacturer shall use each month a quantity of hardwood lumber equal to all hardwood flooring lumber received on certified orders for the manufacture of hardwood flooring. Every hardwood flooring manufacturer must reserve 75 percent of the hardwood flooring so manufactured during that month for delivery on certified or rated orders. He must accept certified or rated orders up to the reserve which are received before the end of the month, regardless of whether such orders call for delivery within the month. A hardwood flooring manufacturer, however, may not accept for delivery in any month orders rated MM for more hardwood flooring than 10% of the amount reserved in that month. In addition, he must not accept certified and rated orders for a quantity in excess of the reserve. Any hardwood flooring which the hardwood flooring manufacturer is not required to reserve and any hardwood flooring in the reserve for which certified and rated orders are not received during the month it is manufactured, may be delivered by hardwood flooring manufacturer only on uncertified and unrated (except AAA) orders.

(3) Hardwood flooring manufacturers receiving rated orders (except AAA) for hardwood flooring may not extend the ratings to a supplier to get hardwood flooring lumber.

HOUSING CONTRACTORS

(h) *Housing contractors.* The following provisions tell how a housing contractor may place with a sawmill distributor or office wholesaler HH rated orders for housing construction lumber:

(1) A housing contractor who has an HH rating may apply the HH rating on orders for housing construction lumber to a distributor, or he may place HH rated orders for delivery each month starting with the month of June, 1946, with a sawmill or with an office wholesaler for housing construction lumber for an amount in footage not in excess of the total lumber required to meet his construction schedule for housing for which he has received priorities assistance under PR-33. Rated orders may be placed with a sawmill or with an office wholesaler for housing construction lumber only to the extent that other rated orders have not been placed with distributors for authorized amounts. The housing contractor must not specify delivery dates on rated orders more than 30 days before the time that the housing construction lumber is needed for incorporation into housing. Furthermore, the housing contractor must not place rated orders for housing construction lumber in which is specified a delivery date later than during the third calendar month after the time when the purchase order was placed.

(2) The housing contractor must use the housing construction lumber obtained on rated orders in the construction of housing for which the priorities assistance was authorized.

PREFABRICATORS

(i) *Prefabricators.* The following provisions tell how a prefabricator may place certified orders for housing construction lumber, millwork or hardwood flooring:

(1) A prefabricator may place certified orders for housing construction lumber with a sawmill, distributor or office wholesaler, for millwork with a millwork manufacturer, and for hardwood flooring with a hardwood flooring manufacturer, for an amount not in excess of the total amount of housing construction lumber, millwork or hardwood flooring required to meet a quarterly production schedule for prefabricated houses, panels or sections for which he has received priorities assistance on Form CPA-4415. A prefabricator must not specify delivery dates (at plant or warehouse) on certified orders more than 30 days before the time the housing construction lumber, millwork or hardwood flooring is needed for incorporation into the prefabricated houses, panels or sections. Furthermore, a prefabricator must not place certified orders for housing construction lumber, millwork or hardwood flooring in which is specified a delivery date later than during the third calendar month after the time when his purchase order is placed.

(2) A prefabricator must use the housing construction lumber, millwork or hardwood flooring obtained on certified orders for the purposes for which priorities assistance has been granted under Direction 8 to Priorities Regulation 33.

(3) A prefabricator may not apply or extend an HH rating for housing construction lumber, millwork or hardwood flooring.

INTEGRATED SAWMILLS

(j) *Sawmills that are also prefabricators, millwork or hardwood flooring manufacturers.* If a person engaged in operating a sawmill is also engaged in manufacturing prefabricated houses, panels or sections, millwork or hardwood flooring, he may transfer housing construction lumber or hardwood flooring lumber from his sawmill to his manufacturing operation provided he is permitted to place monthly certified orders for housing construction lumber, millwork or

hardwood flooring lumber. The transfer from the sawmill must be treated as delivery on a certified order and he must keep records of the transfer in his sawmill files and endorse the appropriate certificate on his records.

A person making a transfer permitted in the above paragraph must use or dispose of the housing construction lumber, millwork or hardwood flooring lumber transferred to his manufacturing operation in conformity with the applicable paragraphs above.

NEWCOMERS

(k) *Persons not established as distributors, millwork manufacturers or hardwood flooring manufacturers.* (1) Any person who was not on January 1, 1942, a lumber distributor and wants permission to place monthly certified orders for an amount of housing construction lumber in excess of two carloads of housing construction lumber in any calendar quarter at the rate of not more than one carload in any month of the quarter, may apply by letter to the Civilian Production Administration.

(2) Any person who was not, in the year 1940 a millwork or hardwood flooring manufacturer, and wants permission to place monthly certified orders may apply by letter to the Civilian Production Administration.

(3) Any person applying by letter under subparagraph (1) or (2) above should state how much housing construction lumber or hardwood flooring lumber he needs each month, proximity of his place of business to similar businesses, and any other information to help the Civilian Production Administration decide what amount of housing construction lumber or hardwood flooring lumber is needed by him to engage in business. Such application will be processed in an equitable manner.

CERTIFICATION ON ORDERS

(l) *Certification on orders.* To certify an order for housing construction lumber or hardwood flooring lumber or millwork or hardwood flooring under this direction, the following certificate must be endorsed on or attached to the purchase order, sales ticket or other delivery orders. Certificates must be signed manually or as explained in Priorities Regulation 7. However, the standard form described in that regulation may not be used in place of certificate described in this direction. The certification required by this direction may not be waived under paragraph (f) or Priorities Regulation 7. The Serial Number must be inserted by persons holding authorizations on Form CPA-4386 or Form CPA-4415 in the place provided in the certificate. Orders placed verbally must be confirmed immediately and the confirmation must bear the appropriate certificate. The certificate must be substantially as follows:

The undersigned certifies to the supplier and to the Civilian Production Administration that he is a (distributor, millwork manufacturer, hardwood flooring manufacturer, prefabricator, office wholesaler) and that the quantities of housing construction lumber or hardwood flooring lumber or millwork or hardwood flooring covered by this order (together with all other certified orders for the particular material for delivery in the month specified in this order) do not exceed the amount permitted under Direction 1 to Priorities Regulation 33 with the provisions of which he is familiar.

Date---------- ----------

Serial Number----------

MISCELLANEOUS

(m) The following provisions generally affecting sawmills, distributors, millwork manufacturers, hardwood flooring manufacturers, prefabricators, housing contractors, and office wholesalers, should be carefully read:

(1) *Status of certified orders.* Certified orders for the purpose of this direction shall be subject to the rules for acceptance and rejection of rated orders as provided in Priorities Regulation 1 except as modified in this direction. The order of precedence is (subject to any provision limiting the quantity of orders that need be accepted) as follows:

(i) At sawmill; (i) AAA; (ii) MM; (iii) certified; (iv) CC and HH;

(ii) At a supplier other than a sawmill; (i) AAA; (ii) MM; (iii) CC, HH, and certified orders which are of equal value.

(2) *Applicability of regulations.* Except as otherwise required by this direction, Priorities Regulations 1 and 3 continue to govern the use of ratings and the acceptance, scheduling and filling of orders. All other applicable regulations and orders of the Civilian Production Administration must be observed where not inconsistent with this direction.

(3) *Extension of preference ratings.* For the purpose of this direction the extendibility of ratings (except AAA) is governed by paragraphs (d), (e), (f), (g) and (h) which rules supersede paragraphs (d) and (d-1) of Priorities Regulation 3.

(4) *Violations.* Any person who wilfully violates any provision of this direction or who, in connection with this direction, wilfully conceals a material fact or furnishes false information to any department or agency of the United States, is guilty of a crime and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using, material under priority control and may be deprived of priorities assistance.

(5) *Reports.* Every person shall file with the Civilian Production Administration, or any other federal agency, through which the Civilian Production Administration may distribute housing construction lumber, such reports and questionnaires as the Civilian Production Administration or such other agency may from time to time require subject to the approval of the Bureau of the Budget pursuant to the Federal Reports Act of 1942.

(6) *Directives.* The term "directive" as used in this direction means written instructions to a specific person regarding the manufacture, delivery, or use of lumber, millwork or hardwood flooring. The Civilian Production Administration may issue directives requiring sawmills, millwork manufacturers or hardwood flooring manufacturers or distributors to set aside specific quantities or percentages of production or shipments for persons placing certified or rated orders. It may also allocate production or shipments to specified persons for specified uses, and may direct how and in what quantities deliveries to specified persons or uses may be made. It may also direct distribution to particular areas and may direct or prohibit the production by any person of particular items of lumber, millwork or hardwood flooring. Directives supersede any preference ratings (except AAA) or certifications assigned to particular purchase orders or contracts. They may be issued for the satisfaction of Veterans' Emergency Housing Program and essential civilian requirements, and in order to carry out more fully the purposes of this direction.

(7) *Appeals.* Any appeal from the provisions of this direction should be made by mailing a letter in triplicate to the Civilian Production Administration, Forest Products Division, Washington 25, D. C., Ref.: Direction 1 to Priorities Regulation 33, stating the particular provision appealed from and stating fully the grounds for the appeal.

(8) *Communications.* All communications unless otherwise directed must be addressed as follows: Civilian Production Administration, Forest Products Division, Washington 25, D. C.

Issued this 11th day of June 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-9876; Filed, June 11, 1946; 11:37 a. m.]

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 33, Direction 1A, as Amended June 11, 1946]

SOFTWOOD PLYWOOD

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of softwood plywood for defense, for private account and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

(a) *What this direction does.* Priorities Regulation 33 and Direction 8 to Priorities Regulation 33 provide for the assignment to builders and prefabricators of priorities assistance to secure materials listed on Schedule A of PR 33 and List I of Direction 8 to PR 33 which are required for use in the Veterans' Housing Program. Among these items is softwood plywood. This direction provides that the manufacturers of softwood plywood shall produce a percentage of their total production in construction and door panel grades and reserve a percentage of those grades for certified orders from prefabricators, distributors, cabinet manufacturers, door manufacturers and housing contractors. It provides that the softwood plywood reserved and the product into which it is incorporated, may only be sold on certified orders or HH rated orders.

This direction does not apply to plywood not in construction and door panel grades and thicknesses and such plywood must be sold and delivered in accordance with the rules in Priorities Regulation 1.

(b) *Definitions for the purpose of this direction.* (1) "Softwood plywood" means laminated veneers of any species of softwood united with a bonding agent to produce board.

(2) "Construction plywood" means plywood of one or more softwood panels, 12 feet and shorter and without external sealer treatment of the following grades: Interior (moisture resistant) type as follows: ¼" sanded or 5/16" unsanded wallboard; ⅜" sanded or 3/16" unsanded wallboard; ¼" sanded or 5/16" unsanded sound one side plypanel; ⅜" sanded or 3/16" unsanded sound one side plypanel; 5/16" sheathing; ⅜" sheathing; ½" sheathing and ⅝" sheathing; and Exterior type ¼" sanded or 5/16" unsanded sound one side plypanel and ⅜" sanded or 3/16" unsanded sound one side plypanel.

(3) "Door plywood" means softwood plywood, Interior (moisture resistant) and Exterior type without external sealer treatment of ¼" sound two sides door plypanel.

(4) "Plywood manufacturer" means a person engaged in the manufacture of softwood plywood.

(5) "Prefabricator" means a person engaged in the manufacture of prefabricated houses, panels or sections who has been granted priorities assistance on Form CPA-4415 to build prefabricated houses, panels or sections.

(6) "Housing contractor" means a builder (applicant) who has been directly assigned an HH rating by CPA, FHA or NHA. It also includes a general contractor who has been directly authorized by such a builder to use the HH rating for the whole job. It does not include a subcontractor authorized to use the HH rating for a part of the job.

(7) "Distributor" means a person who buys and stocks softwood plywood for resale as plywood at wholesale or retail.

(8) "Cabinet manufacturer" means a person who produces kitchen cabinets for built-in installation in housing.

(9) "Door manufacturer" means a person who consumes softwood plywood in the manufacture of standard house doors.

(10) "Square footage" means measurement on a ⅜" rough basis.

(11) "Certified order" means any order for the delivery of softwood plywood bearing the certificate prescribed in paragraph (j).

(12) "Person" means any individual, partnership, association, business trust corporation, governmental corporation or agency or any organized group of persons whether incorporated or not.

Plywood Manufacturers

(c) *Plywood manufacturers reserve production.* The following conditions will govern the amount of construction plywood and door plywood, plywood manufacturers shall produce and reserve for certified orders:

(1) Each softwood plywood manufacturer shall reserve in his total over-all production of softwood plywood in square footage for the month of April, 1946, and for each calendar month thereafter, time and supplies sufficient to produce and deliver within such month; (i) at least 45% of his expected monthly production of softwood plywood in the form of construction plywood of which not more than 20% of the construction plywood may be in exterior type; (ii) at least 5% of his expected monthly production of softwood plywood in the form of door plywood, for delivery on certified orders.

The CPA may from time to time change such percentages by amendments published in the FEDERAL REGISTER prior to the first day of any month.

(2) Every plywood manufacturer must hold 60% of his production of construction plywood in square footage in any month for delivery on certified orders. A plywood manufacturer must accept and ship such certified orders in preference to all other orders (except AAA) to the extent that such orders do not require more than 60% of his production of construction plywood for that month. When a plywood manufacturer has accepted certified orders for construction plywood for this amount, he must not accept additional certified orders for construction plywood produced in that month. Any portion of the plywood manufacturer's reserve which is not required to fill certified orders received in the month it was produced, may be sold only on uncertified and unrated (except AAA) orders.

(3) A plywood manufacturer must reserve 40% of his total production of construction plywood in square footage beginning with the month of April, 1946, and for each calendar month thereafter for delivery only on uncertified and unrated orders from distributors.

(4) A plywood manufacturer must hold his reserve production of door plywood in any month for delivery on certified orders from door manufacturers or distributors. He must accept and ship such certified orders in preference to all other orders (except AAA) to the extent that such certified orders do not require more than the monthly reserve production of door plywood. When a plywood manufacturer has accepted certified orders for door plywood for the amount of his reserve production, he must not accept additional certified orders for door plywood produced in that month. Any portion of the plywood manufacturer's reserve of door plywood which is not required to fill certified orders received in the month in which it was produced, may be sold only on uncertified and unrated (except AAA) orders.

Prefabricators

(d) The following provisions tell how prefabricators may place with a plywood manufacturer or distributor certified orders for construction plywood:

(1) A prefabricator may place certified orders with a plywood manufacturer or a distributor for construction plywood in the amount for which he has received priorities assistance on Form CPA-4415. A prefabricator must not specify delivery dates (at his plant or warehouse) on certified orders more than 30 days before the time the construction plywood is needed for incorporation into the prefabricated houses, panels, or sections. Furthermore, a prefabricator must not place certified orders for construction plywood in which is specified a delivery date later than during the third calendar month after the time when the purchase order is placed.

(2) A prefabricator must use construction plywood obtained on certified orders in the production of prefabricated houses, panels or sections to be sold on orders rated HH.

(3) A prefabricator may not apply or extend an HH rating for construction plywood.

Housing Contractors

(e) *Housing contractors.* The following provisions tell how a housing contractor may place certified orders or HH rated orders with a plywood manufacturer or distributor for contruction plywood.

(1) A housing contractor may apply the HH rating on orders for construction plywood to a distributor, but not to a plywood manufacturer, or a housing contractor purchasing in not less than carload lots, may place certified orders for mill shipment delivery each month starting with the month of April 1946, with a plywood manufacturer or a distributor, in an amount in square footage not in excess of the total construction plywood required to meet his construction schedule for housing for which he has received priorities assistance on Form CPA-4386. A housing contractor may not place HH rated or certified orders for construction plywood except for use in kitchen cabinets and bathroom and kitchen flooring. He may not apply the HH rating or use a certificate for an amount in excess of 300 square feet per house or apartment. If kitchen cabinets are purchased as millwork the total permissible amount of construction plywood must be reduced by the amount of plywood in the cabinets.

(2) A housing contractor must not specify delivery dates (at site or warehouse) on certified orders or HH rated orders, more than 30 days from the time that the construction plywood is needed for incorporation into the housing. Furthermore, the housing contractor must not place certified orders for construction plywood in which is specified a delivery date later than the third calendar month after the time when the purchase order is placed. A housing contractor may place certified orders for construction plywood only to the extent that HH rated orders have not been placed with a distributor.

(3) A housing contractor must use the construction plywood obtained on certified orders or HH rated orders on housing construction for which the HH rating was authorized.

Cabinet Manufacturers

(f) *Cabinet manufacturers.* The following provisions tell how a cabinet manufacturer may obtain authority to place certified orders with a plywood manufacturer or a distributor for construction plywood for use in drawer bottoms of built-in kitchen cabinets and how the cabinets must be sold:

(1) A cabinet manufacturer wishing to place certified orders with a plywood manufacturer or a distributor for construction plywood to be used in the manufacture of drawer bottoms for kitchen cabinets, shall apply to the CPA for authority to place such orders. A cabinet manufacturer must apply to CPA before May 10, 1946, unless already authorized, for the months of May and June, 1946, and for calendar quarters thereafter must apply at least 20 days before the first day of the quarter, by letter stating: (i) average monthly consumption of construction plywood in drawers for built-in kitchen cabinets in year 1940 (required in first application only); (ii) average anticipated monthly production of kitchen cabinets in units to be produced in the period for which authorization is requested, and (iii) total requirements in ¾" basis of construction plywood for drawers for built-in kitchen cabinets in item (ii) above. Such application will be processed equitably. A cabinet manufacturer must not specify delivery dates (at plant or warehouse) on certified orders more than 30 days before the time the construction plywood is needed for incorporation into the kitchen cabinet drawers. Furthermore, the cabinet manufacturer must not place certified orders for construction plywood in which is specified a delivery date later than during the third calendar month after the time the purchase order was placed.

(2) Authorizations to cabinet manufacturers will bear a serial number which must be inserted by the cabinet manufacturer in the place provided in the certificate required by paragraph (j) below.

(3) A cabinet manufacturer must use the construction plywood received on certified orders in the production of built-in kitchen cabinets suitable for housing. The cabinets manufactured from the construction plywood must be held for sale as millwork and sold in conformity with paragraph (f) (2) of Direction 1 to PR 33 providing for the sale of millwork.

Door Manufacturers

(g) *Door manufacturers.* The following provisions tell how door manufacturers may place with plywood manufacturers or distributors certified orders for door plywood for the manufacture of standard house doors and how the doors must be sold.

(1) A door manufacturer may place certified orders for door plywood for delivery in each month beginning with the month of April, 1946, with the plywood manufacturer or a distributor for an amount in square footage not in excess of 10% of the amount in square footage of door plywood consumed by him in the manufacture of standard house doors in the year 1940.

(2) A door manufacturer must use each month, all the door plywood received on certified orders in the manufacture of standard house doors. The doors so manufactured must be held for sale as millwork and sold in conformity with paragraph (f) (2) of Direction 1 to PR 33 providing for the sale of millwork.

Distributors

(h) *Distributors.* The following provisions tell how distributors may place orders for construction plywood, and how the construction plywood may be sold:

(1) A distributor may place uncertified and unrated orders for delivery each month for construction plywood with a plywood manufacturer. Every distributor must reserve 75% of the construction plywood received in any month for delivery on cer-

tified and rated orders. A distributor must accept all certified and rated orders which are received before the end of the month up to the reserve quantities regardless of whether such orders call for delivery within that month. A distributor, however, may not accept for delivery in any month orders rated MM for more construction plywood than 5% of the quantity reserved in that month. In addition, he must not accept certified or rated orders (except AAA) for construction plywood for a quantity in excess of the reserve. Any construction plywood which a distributor is not required to reserve, and any construction plywood in the reserve for which certified and rated orders are not received during the month, may be delivered by a distributor only on uncertified and unrated (except AAA) orders.

(2) A distributor who has received a certified order for construction or door plywood may place the certified order with a plywood manufacturer to get the construction or door plywood which will be delivered direct to consumer subject to the applicable inventory regulations. A distributor may not place a certified order with a producer for replacement of inventory.

(i) *Newcomers.* (1) A person who in the year 1940 was not established as a cabinet manufacturer or a door manufacturer, and who wants to place monthly certified orders for construction plywood for use in kitchen cabinets or for door plywood for use in standard house doors, may apply to CPA for authorization to place certified orders for a calendar quarter. Authorization will be issued on a quarterly basis and application by letter must be filed at least 10 days before the first day of the calendar quarter for which authorization is asked. The letter should state: (i) location of plant; (ii) amount of equipment and its production capacity to manufacture kitchen cabinets or house doors; (iii) line of kitchen cabinets to be produced; (iv) anticipated monthly production of house doors or kitchen cabinets in which plywood is required; (v) total requirements on a ⅜" basis of plywood for house doors or kitchen cabinets for the next current quarter. Such application will be processed in an equitable manner.

(2) A person receiving authorization to place a certified order under paragraph (i) (1) above, must hold kitchen cabinets or doors manufactured for sale in conformity with the provisions of paragraph (f) (3) and (g) (2) above, respectively.

Certification

(j) *Certification.* To certify an order for construction plywood or door plywood under this direction, the following certificate must be endorsed on or attached to the purchase order, or sales ticket. Certification must be signed manually or as explained in PR 7. However, the standard form described in that regulation may not be used in place of the certificate described in this direction. The certificate described in this direction may not be waived by paragraph (f) under PR 7. The serial number must be inserted by cabinet manufacturers, and persons holding authorizations on Form CPA-4386 or Form CPA-4415 in the place provided in the certificate.

Prefabricators, housing contractors, cabinet manufacturers, door manufacturers and distributors who place certified orders calling for delivery of construction plywood or door plywood, must use a certificate reading substantially as follows:

> The undersigned certifies to the supplier and to the CPA that he is a _____ (prefabricator, housing contractor, cabinet manufacturer, door manufacturer, or distributor) and that the quantities of construction plywood or door plywood covered by this order (together with all other certified orders for construction plywood or door plywood for delivery in the months specified in this order) do not exceed the amount he has been allowed under Direction 1A of PR 33 with the provisions of which he is familiar.
>
> Dated_____
> Serial number _____

Miscellaneous

(k) *Miscellaneous.* The following provisions generally affecting plywood manufacturers, prefabricators, housing contractors, cabinet manufacturers, door manufacturers and distributors should be carefully read:

(1) *Status of certified orders.* Certified orders for the purpose of this direction are subject to the rules for acceptance and rejection of rated orders as provided in Priorities Regulation 1 as if they were rated orders. The order of precedence where orders are received by distributors, cabinet manufacturers and door manufacturers is (subject to any provision of this direction limiting the quantity of orders that need be accepted) as follows: (i) AAA; (ii) MM; (iii) CC, HH and certified orders which are of equal value.

(2) *Applicability of regulations.* Except as otherwise required by this direction Priorities Regulations 1 and 3 govern the use of ratings and the acceptance, scheduling and filling of orders. All other applicable regulations and orders of the Civilian Production Administration must be observed.

(3) *Extension of rated orders.* Ratings (except AAA) may not be applied or extended to a plywood manufacturer for construction or door plywood. However, any person who has received a rated order for the delivery of construction or door plywood may extend the rating to his suppliers (except to a plywood manufacturer) to get plywood which he will deliver on that order subject to applicable inventory regulations. If a person has made delivery of construction or door plywood on a rated order, he may extend the rating to his suppliers (except to a plywood manufacturer) to replace the amount in his inventory subject to the applicable inventory regulations. A millwork manufacturer who has received a rated order (except AAA) for millwork or who has delivered millwork on a rating (except AAA), may not extend the rating (except AAA), for construction or door plywood for incorporation into millwork. These rules supersede paragraphs (d) and (d-1) of Priorities Regulation 3 on the extension of ratings.

(4) *Violations.* Any person who willfully violates any provisions of this direction, willfully conceals a material fact or furnishes false information to any department or agency of the United States, is guilty of a crime and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using, material under priority control and may be deprived of priorities assistance.

(5) *Reports.* Every person shall file with the Civilian Production Administration, or any other federal agency, through which the Civilian Production Administration may distribute plywood, such reports and questionnaires as the Civilian Production Administration or such other agency may from time to time require subject to the approval of the Bureau of the Budget pursuant to the Federal Reports Act of 1942.

(6) *Appeals.* Any appeal from the provisions of this direction shall be made by mailing a letter in triplicate to the Civilian Production Administration, Forest Products Division, Washington 25, D. C., Ref.: Direction 1A to PR 33 stating the particular provision appealed from and stating fully the grounds for the appeal.

(7) *Communications.* All communications unless otherwise directed must be addressed as follows: Civilian Production Administration, Forest Products Division, Washington 25, D. C.

(8) [Deleted May 1, 1946.]

Issued this 11th day of June 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-9877; Filed, June 11, 1946; 11:37 a. m.]

Chapter XI—Office of Price Administration

PART 1351—FOOD AND FOOD PRODUCTS

[MPR 53, Amdt. 62]

FATS AND OILS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Article 9 of Maximum Price Regulation No. 53 is amended in the following respects:

1. The line in the table of prices immediately following section 9.2 in reference to babassu oil is amended as follows:

	New York		Pacific coast ports		Gulf ports	
	Tank (cars)	Drums (carlots)	Drums (carlots)	Tank (cars)	Tank (cars)	Drums (carlots)
Babassu oil	$12.00	------	$12.00	------	$12.00	------

2. A new section 9.2 (g) is added to read as follows:

(g) Philippine copra and crude coconut oil to be imported into the United States.

(1) No person in the course of trade or business shall import (buy, receive or in any manner pay for and bring in, deliver or cause to be brought into the continental United States for domestic consumption or processing) Philippine copra and crude coconut oil at prices higher than the following:

(i) $109.50 per short ton of copra (2000 pounds) c. i. f Pacific Coast ports.

(ii) $114.75 per short ton of copra (2000 pounds) c. i. f. Gulf or Atlantic Coast ports.

(iii) 8.35 cents per pound of coconut oil c. i. f. Atlantic ports.

(iv) 8.00 cents per pound of coconut oil c. i. f. Pacific Coast ports.

(2) The above prices are basis 6% F. F. A. content. The buyer must deduct from the above prices 50 cents per ton of copra or ½ of 1% of the contract price of the coconut oil, fractions in proportion, for each percentage of free fatty acid in excess of 6%.

(3) The above prices include export duties or taxes, if any, freight to the point or port of arrival within the United States, brokerage, marine insurance, and all other charges except applicable United States duties, processing or excise taxes, if any.

(4) The word "person" as used in this subsection 9.2 (g) means the first consignee of the Philippine copra and coconut oil in the continental United States.

This amendment shall become effective June 11, 1946.

Issued this 11th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9878; Filed, June 11, 1946; 11:30 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[MPR 422,[1] Incl. Amdts. 1-73]

CEILING PRICES OF CERTAIN FOODS SOLD AT RETAIL IN GROUP 3 AND GROUP 4 STORES

This compilation of Maximum Price Regulation 422 includes Amendment 73, effective June 15, 1946. Additions, amendments and deletions by Amendment 73 are indicated by underscoring or notes.

A statement of the considerations involved in the issuance of this Maximum Price Regulation No. 422 has been issued simultaneously herewith and filed with the Division of the Federal Register.[2]

So far as practicable, the Price Administrator has advised and consulted with representative members of the industry which will be affected by this regulation. In the judgment of the Price Administrator, the ceiling prices established by this maximum price regulation are and will be generally fair and equitable and comply with the requirements of the Emergency Price Control Act of 1942, as amended, Executive Order No. 9250, and Executive Order No. 9328, and will effectuate the purposes of said act and Executive orders.

§ 1351.361 *Ceiling prices of certain foods sold at retail in group 3 and group 4 stores.* Under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, Executive Order No. 9250, and Executive Order No. 9328, Maximum Price Regulation No. 422, which is annexed hereto and made a part hereof, is hereby issued.

ARTICLE I—GENERAL PROVISIONS

Sec.
1. What this regulation does.
2. How you find out whether your store is covered by this regulation and what group it is in.

Dry Groceries

3. How and when you figure your ceiling prices for "dry groceries".
4. Directions for applying the rule for "dry groceries".
5. How you figure your ceiling prices for "new items" of "dry groceries".
6. When you may change a ceiling price.
6a. "Dry groceries" which you import.

Perishables

7. How and when you figure your ceiling prices for "perishables".
8. Directions for applying the rule for "perishables".
9. Prices which you must post.
10. Indirect price increases prohibited.
11. Sales slips and receipts.
12. Records.
13. Licensing.
14. Prohibitions.
15. Notice of dollars-and-cents ceiling prices.
16. Further provisions supplementing or explaining this regulation.

ARTICLE II—SPECIAL PRICING PROVISIONS

17. Additions allowed for deliveries made by you to your customers.
18. Additions for packaging.
18a. Gift and holiday packages assembled by you.
18b. Special allowance for forwarding gift package to a donee in a foreign country.
19. Special limitations in figuring your "net cost" in certain cases.
20. How you figure your "net cost" in certain cases.
21 Additional charges allowed for slaughtering and plucking poultry.
21a. [Revoked]
22. Additions for delivery from your warehouse to your store.
23. How you may figure your ceiling prices for "perishables" on a weighted-average basis.
24. How you figure your ceiling prices for "dry groceries" you purchase from wholesalers.
25. How you figure your ceiling prices for foods you "manufacture or otherwise process."
25a. Deleted.
25b. Ceiling prices for sales of poultry to other retailers.
25c. Special pricing provisions for manufacturers selling some commodities at retail.
25d. Ceiling prices for sales of butter if you own more than 1,000 pounds on October 31, 1945.
25e. Ceiling prices for sales of cheddar cheese if you own more than 1,000 pounds on January 31, 1946.
25f. Ceiling prices for sales of "sugar" after February 9, 1946.
26. Mail order sales.

ARTICLE III—ADJUSTMENT PROVISIONS

27. How you may, under certain conditions, apply to use Group I mark-ups.
28. How certain stores, where necessary to assure an adequate supply of food in a locality, may apply for mark-up adjustments.
29. Applications for adjustment.
29a. Regional adjustment of poultry mark-ups.

ARTICLE IV—MISCELLANEOUS PROVISIONS

30. How you find the "annual gross sales" of your store.
31. How you determine your group in certain special cases.
32. Taxes.
33. Transfer of business and stock in trade.
34. Export sales.
35. Relation to other regulations.
36. Definitions.
37. Geographical applicability.

ARTICLE V—TABLES

38. Table of mark-ups for "dry groceries". (Table A.)
39. Table of mark-ups for "perishables". (Table B.)
40. Tables of ceiling prices based on any given "net cost" and mark-up. (Tables C and D.)

AUTHORITY: § 1351.361 issued under 56 Stat. 23, 765, 57 Stat. 566; Pub. Law 383, 78th Cong.; Pub. Law 108, 79th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; E.O. 9599, 10 F.R. 10155; E.O. 9651, 10 F.R. 13487; E.O. 9697, 11 F.R. 1691.

ARTICLE I—GENERAL PROVISIONS

SECTION 1. *What this regulation does.* This regulation fixes new ceiling prices for the "dry groceries" listed in Table A and the "perishables" listed in Table B for all retail stores, other than "independent" retail stores, doing an annual business of less than $250,000, and for all retail stores, whether "independent" or not, doing an annual business of more than $250,000. These new ceiling prices are to be used instead of the ceiling prices figured under any other price regulation or order issued by the Office of Price Administration (hereinafter called OPA) except as otherwise provided in any order fixing dollars-and-cents ceiling prices which has been or which may be issued by the OPA pursuant to General Order No. 51.[3] All other retail stores (Group 1 and Group 2 stores selling these food products are covered by Maximum Price Regulation No. 423.

SEC. 2. *How you find out whether your store is covered by this regulation and what group it is in.*—(a) *What stores are covered.* Your store is covered by this regulation if it is a Group 3 or 4 store as defined below and if you are a retailer who buys and resells food products, generally without materially changing their form, for the most part to ultimate consumers who are not commercial, industrial or institutional users. For the purposes of this regulation, "Great Lakes marine suppliers" shall be considered as retailers. The provisions of this regulation apply to "retail route sellers" only with respect to fresh fruits and vegetables. This regulation does not apply, however, to automatic vending machines, farmers selling produce grown on their own farms, or to sales of "specially prepared dietetic foods" by "health food stores" or "health food departments."

[Paragraph (a) amended by Am. 15, 9 F.R. 4214, effective 4-27-44; Am. 50, 10 F.R. 9272, effective 8-2-45; and Am. 58, 10 F.R. 13073, effective 10-25-45]

(b) *What are Group 3 and 4 stores.* For the purpose of this regulation, Group 3 and 4 stores are defined as follows:

(1) *Group 3.* Your store is in Group 3 if its "annual gross sales" are less than $250,000, and if it is not an "independent" store. Your store is an "independent" store if it is not one of 4 or more stores under one ownership whose combined "annual gross sales" are $500,000 or more.

(2) *Group 4.* Your store is in Group 4 if its "annual gross sales" are $250,000 or more.

(If you are not sure what group your store is in, use the directions in Section 30 for figuring its "annual gross sales." See section 36 for definitions of Group 1 and 2 stores.)

(c) *How to post a sign of the group your store is in.* At all times, you must have the group your store is in under this regulation posted on a sign reading "OPA-3" or "OPA-4", whichever it is, or

[1] 10 F.R. 1505.

[2] Statements of consideration are also issued simultaneously with amendments. Copies may be obtained from the Office of Price Administration.

[3] Revised: 9 F.R. 408, 11982; 10 F.R. 9299.

on a sign which the OPA may furnish to you, except that if under any order issued under General Order No. 51 you are allowed to post the sign of another group, you may do so. The sign must be posted so that it can be clearly seen by your customers. (The word "group" as used in this regulation means the same thing as the word "class" meant in Revised Maximum Price Regulations No. 238[4] and No. 268.[4]

(d) *When you may choose to treat your store as a group 4 store.* If your store is a Group 3 store, you may choose to treat it as a Group 4 store and post a sign in your store as a member of that group if you:

(1) Figure your ceiling prices for all the items listed in Tables A and B of this regulation as a Group 4 store;

(2) Use the Group 4 ceiling prices fixed in Maximum Price Regulation No. 390[5] for all the household soaps and cleansers it covers.

(3) Use all the dollars-and-cents ceiling prices fixed under the OPA community price orders issued for Group (or Class) 4 stores in your community; and

(4) Notify your nearest OPA district office of these facts.

Dry Groceries

SEC. 3. *How and when you figure your ceiling prices for "dry groceries".*—(a) *General rule.* Your ceiling price for each item (that is, for each kind, brand, grade, variety, container-type and container-size) of "dry groceries" listed in Table A shall be the total of (1) the "net cost" you had to pay for the most recent delivery of the item to you before August 5, 1943, plus (2) the mark-up given you for it in Table A.

(b) *When you must figure your ceiling prices.* By the opening of business on August 5, 1943, you must have figured your ceiling price for each item of "dry groceries" listed in Table A which you have in stock at that time. (See section 24 for an exception to this rule if you purchase an item from wholesalers.) Between July 26, 1943, and August 5, 1943, you may put into effect the new ceiling price on any item as soon as you figure it; you must put the new ceiling prices into effect on all items not later than August 5, 1943. If you do not put the new price for an item into effect before August 5, 1943, you must continue to use your existing ceiling for that item until August 5. If you receive delivery of any item between July 26 and August 5 for which you have no ceiling price, you must, before selling it, figure your ceiling price according to the rules of this regulation.

SEC. 4. *Directions for applying the rule for "dry groceries".*—(a) *"Net cost."* To figure your ceiling price, first find the "net cost" of the item based on its most recent delivery to you before August 5, 1943. Your net cost will be the amount you paid your supplier less all discounts except the discount for prompt payment and swell and label allowances, plus all transportation charges you paid except local trucking and local unloading. Treat as a separate item each kind, brand, grade, variety, container-size and container-type of "dry groceries".

(1) Your net cost must be figured on purchases of a customary quantity from a customary type of supplier delivered to your "usual receiving point" by a customary means of delivery. Of course, you must never figure your net cost on a purchase made at a price higher than your supplier's ceiling.

(2) Figure the net cost on a single unit basis (that is, per can, per pound, per package, per jar, etc.), to the nearest half-cent. Your invoice cost may be the cost of a carton, case or barrel for instance, and not the cost of the package, can or other unit you sell. You must get the net cost of the single unit you sell by dividing the cost for the carton, case or barrel by the number of units in the carton, case or barrel.

(3) For items you "manufacture or otherwise process" use the special rules in section 25.

(b) *Mark-up.* Turn to Table A to find the mark-up for the item given your group of store. Table A lists all the "dry groceries" covered by this regulation by commodity groups.

(c) *Ceiling price.* Next turn to Table C. Using the directions given there, you will get your ceiling price for the item. You must not change this ceiling price unless OPA authorizes you to do so. (Section 6 tells you when you can change it.)

[Paragraph (c) amended by Am. 17, 9 F.R. 5956, effective 5-25-44]

(d) *Invoices.* You must write your "net cost" per unit either on your invoice or other record of the price you paid for the item or on a separate slip of paper and attached to that invoice or other record. You must keep separate, or mark or tag plainly, all invoices or records showing the net cost per unit which you used in figuring your ceiling prices. These invoices and records you used in figuring your ceiling prices are your means of proving that your ceiling prices are right.

SEC. 5. *How you figure your ceiling prices for "new items" of "dry groceries".* A "new item" of "dry groceries" is any item of "dry groceries" which you did not have in stock at the opening of business on August 5, 1943. You must figure and post your ceiling price for a new item before selling it, following the rules in section 4, but basing your "net cost" on the first delivery of the item to you on or after August 5, 1943. In pricing new items it is a violation to use the net cost of a first purchase made in a non-customary manner (that is, from a non-customary supplier or in a non-customary quantity) when you know that you will be making future purchases in a customary manner.

If your first purchase is of this type you must find out and use in figuring your ceiling price, what the net cost would be of a purchase from a type of supplier usually used for a similar item and of a quantity in which a similar item is usually purchased.

SEC. 6. *When you may change a ceiling price.*—(a) *Official notification.* If OPA changes a supplier's ceiling price for an item covered by this regulation, it may direct retailers to refigure their ceiling prices for the item. You may not refigure your ceiling price under this paragraph until you receive written notice requiring you to do so. Ordinarily a written notice telling you to refigure your ceiling price will come to you directly from your supplier or the manufacturer. You will find it inside or attached to the carton, case or barrel containing the item, or it will be sent to you with the invoice. After actually receiving the item for the first time with such a notice, you must, before selling the item, refigure your new ceiling price by following the directions in section 4, figuring your "net cost", however, on that first delivery. You must write this new ceiling price on the invoice covering that delivery. Be sure to keep this notice attached to your invoice or other record showing the price you paid for the item. Even though you received later shipments with the same notice you must not change your ceiling price again.

(b) *Special deals.* If your ceiling price for an item was based on a delivery to you at a "special deal" price, you may refigure your ceiling price when you receive your first delivery of that item after the termination of the "special deal". In refiguring your ceiling price, you must follow the directions in section 4, figuring your "net cost", however, on the first delivery to you of the item after the termination of the "special deal".

A "special deal" price means a reduced price, in effect for an announced period of not more than 90 days, to all purchasers of the same class, which price was made for the purpose of introducing a new commodity not theretofore on the market, or resulting from offers of free goods or combination sales. No price resulting from a discount for quantity purchases shall be considered a "special deal" price.

[Sec. 6 amended by Am. 10, 8 F.R. 17370, effective as to paragraph (a), 1-8-44; as to paragraph (b), 12-29-43]

SEC. 6a. *Dry groceries which you import.* On and after September 11, 1944, this regulation shall not apply to you for sales of any dry grocery item purchased by you directly from a foreign seller or his agent (except as provided in section 20 (1)), for importation into the continental United States. Your ceiling price for such items shall be determined by you in accordance with Order No. 38 under the Maximum Import Price Regulation[7] or the General Maximum Price Regulation[8] or any other applicable maximum price regulation covering the sale of the item by importers. If you have an existing ceiling price for any such item, you must, by the opening of business on September 11, 1944, refigure that ceiling price in accordance with the applicable maximum price regulation or order covering the sale of the item by importers.

[Sec. 6a added by Am. 25, 9 F.R. 10982, effective 9-11-44]

[4] Revoked: 8 F.R. 12468.

[5] 8 F.R. 6129, 7116, 7661, 7592, 8682, 9365, 9299, 9460, 10568; 9 F.R. 14676; 10 F.R. 3554, 6514, 8656.

[6] 9 F.R. 7061; 10 F.R. 2311, 7578, 12923; 11 F.R. 245.

[7] Revised: 11 F.R. 2827.

[8] 9 F.R. 1385, 5169, 6106, 8150, 10193, 11274.

Perishables

SEC. 7. *How and when you figure your ceiling prices for "perishables".*—(a) *General rule.* Your ceiling price for each item (that is, for each kind, brand, variety, and grade) of "perishables" listed in Table B shall be the total of (1) the "net cost" of the largest delivery of the item to you during the week before, plus (2) the mark-up given you for it in Table B.

(b) *When you must figure your ceiling prices.* By the opening of business on August 5, 1943, you must have figured your ceiling price for each item of "perishables" listed in Table B which you have in stock at that time. These ceiling prices must be checked each week after August 5, 1943, and changed on Thursday of each week for any item if your "net cost" of that item has changed in the preceding seven days. Never change your ceiling price on any day but Thursday.[9]

For items which you receive for the first time, or which you have not had in stock for 7 days, you must figure and use a ceiling price at once using the net cost of that first delivery. On each Thursday after that, you must treat the item as you would any other item of perishables covered by this regulation.

[Above paragraph amended by Am. 73, effective 6-15-46]

Stores under one ownership pricing from a central point may refigure ceiling prices for items so priced based on the net cost of deliveries received during the seven days preceding Tuesday of each week. These prices must not be put into effect until the following Thursday.

SEC. 8. *Directions for applying the rule for "perishables".*—(a) *Net cost.* To figure your ceiling price, first find the "net cost" of the largest delivery to you of the item during the seven day period before the Thursday for which you are figuring your price. If you have received more than one delivery of the same largest quantity, use the most recent of these deliveries. Your net cost will be the amount you paid your supplier less all discounts except the discount for prompt payment, plus all transportation charges you paid, which may include costs for icing, refrigeration, and ventilation, but which may not include costs for local trucking and local unloading.

[Paragraph (a) amended by Am. 6, 8 F.R. 15251, effective 11-9-43]

(1) Your net cost must be based on purchases from a customary type of supplier delivered to your usual receiving point by a customary means of delivery. Of course, you must never figure your net cost on a purchase made at a price higher than your supplier's ceiling.

(2) Figure the net cost on the basis of the "selling unit" (for example, 1 pound, 1 dozen, etc.) listed in Table B for the commodity group which includes the item you are pricing. If you are pricing fresh fruits or vegetables that you bought in a standard container listed in section 20, paragraph (t), you must figure your net cost as though the weight prescribed in that section were the actual net weight of the container. Always figure net cost to the nearest half-cent.

[Subparagraph (2) amended and (3) deleted by Am. 73, effective 6-15-46]

(3) [Deleted.]

(b) *Mark-up.* Turn to Table B to find the mark-up for the item given for your group of store. Table B lists all the "perishables" covered by this regulation by commodity groups. Note that some mark-ups are percentage mark-ups, while others are dollars-and-cents additions per "selling unit" which you make to your net cost.

[Paragraph (b) amended by Am. 15, 9 F.R. 4214, effective 4-27-44]

(c) *Ceiling price.* (1) *Percentage mark-ups.* (i) *Perishable items other than fresh fruits and vegetables.* If the item has been given a percentage mark-up in Table B, turn to Table C. Using the directions given there, you will get your ceiling price for the item.

(ii) *Fresh fruits and vegetables.* If the item has been given a percentage mark-up in Table B, turn to Table D. Using the directions given there, you will get your ceiling price for the item.

(2) *Dollars-and-cents mark-ups.* If the item has been given a dollars-and-cents mark-up in Table B, instead of a percentage mark-up, do not use Table C or Table D to get your ceiling price. You will get your ceiling price for the item by adding the named dollar-and-cents mark-up in Table B to your "net cost." If your ceiling price so figured results in a fraction of a cent, you may, in making sales of the selling unit, charge the next higher cent.

(3) *Sales in other quantities.* You may sell an item in a quantity other than the "selling unit" given in Table B. If you sell an item in a quantity other than the selling unit given in Table B, you must reduce or increase your ceiling price proportionately. If figuring a price for a quantity different from the selling unit results in a fraction of a cent, you may charge the next higher cent. (For example, if your ceiling price for an item of white potatoes is 4½ cents for 1 pound, the "selling unit," and you make a sale of 7 pounds of these potatoes, multiply 4½ cents by 7, and the ceiling price for the 7 pounds is 32 cents).

[Paragraph (c) amended by Am. 15, 9 F.R. 4214, effective 4-27-44 and Am. 73, effective 6-15-46]

SEC. 9. *Price which you must post.* At all times, you must have your current selling price for each item of food covered by this regulation clearly shown on the item or at or near the place in your store where the item is offered for sale. Of course, this posted price must never exceed your ceiling price.

[Sec. 9 amended by Am. 17, 9 F.R. 5956, effective 5-25-44]

SEC. 10. *Indirect price increases prohibited.* You must not evade any of the provisions of this regulation or any order issued pursuant to it by any stratagem, scheme, or device. You must not, as a condition of selling any particular food, require a customer to buy anything else. Any such evasion is punishable as a violation of this regulation.

You may not use an unnecessarily high "net cost" in figuring a ceiling price under this regulation. If you make such a high cost purchase, you must find out what your net cost as used in section 4 or 8 would be and use that net cost to figure your ceiling price. You may never use the net cost of a purchase from another retailer to figure a ceiling price.

SEC. 11. *Sales slips and receipts.* If you have customarily given a purchaser a sales slip, receipt or similar evidence of purchase, you must continue to do so. Furthermore, regardless of your custom, you must give any customer who asks for it a receipt showing the date, your name and address, and quantity and name of each food item sold, and the price you charged for it.

[Sec. 11 amended by Am. 23, 9 F.R. 9719, effective 8-14-44]

SEC. 12. *Records.* After July 26, 1943, you must keep for one year after you receive them all your invoices, freight bills, and other records showing the price you paid and the date you received delivery of each item covered by this regulation.

You are required to show all your invoices on request of any OPA representative and to furnish on request of any OPA representative a written record of your ceiling price in effect at any particular time or times for any or all of the items covered by this regulation. You must also keep available for inspection by an OPA representative the records you used in deciding what group your store is in.

Stores under one ownership pricing from a central point must also keep available at all times in each store a list showing the current selling price, as set at the central point, of each item so priced. These price lists must be kept in each store for one year, or, in the alternative, must be kept in each store for 30 days and thereafter for a period of eleven months in the warehouse from which the food items are delivered to the store. On request, such price lists must be shown to any OPA representative.

[Above paragraph amended by Am. 6, 8 F.R. 15251, effective 11-9-43]

SEC. 13. *Licensing.* The provisions of Licensing Order No. 1,[10] licensing all persons who make sales under price con-

[9] However, for each item of butter, you may on or after November 1, 1945 figure a new ceiling price immediately upon receipt of a delivery at a "net cost" different from the "net cost" on which your existing ceiling price is based. On each Thursday thereafter, you must refigure your ceiling price in accordance with the rules in section 8.

[Footnote added by Am. 60, 10 F.R. 13593, effective 11-1-45]

[10] 8 F.R. 13240.

trol, are applicable to all sellers subject to this regulation or schedule. A seller's license may be suspended for violations of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

[Sec. 13 amended by Supplementary Order No. 72, 8 F.R. 13244, effective 10–1–43]

SEC. 14. *Prohibitions.* On and after August 5, 1943, if you sell or deliver or offer to sell or deliver at a price higher than your ceiling price fixed by this regulation or any order issued pursuant to it, or if you otherwise violate any provisions of this regulation or any order issued pursuant to it, you are subject to the criminal penalties, civil enforcement actions, license suspension proceedings, and suits for treble damages provided for by the Emergency Price Control Act of 1942, as amended. Also, any person, who, in the course of trade or business, buys from you at a price higher than your ceiling price is subject to the criminal penalties and civil enforcement actions provided for by that act.

SEC. 15. *Notice of dollars-and-cents ceiling prices.* From time to time the OPA may, by order issued pursuant to General Order No. 51, fix in your region or community dollars-and-cents ceiling prices for some or all of the "dry groceries" or "perishables" under this regulation. When these dollars-and-cents prices are fixed, you may not thereafter sell at higher prices, and those orders may provide that such prices take the place of the ceiling prices which you have under this regulation. If such orders do not provide that they replace your prices under this regulation you must continue to figure your prices under this regulation. If the OPA has, before the effective date of this regulation, established a ceiling price for you for an item pursuant to such an order, you shall use that as your ceiling price and shall not figure a ceiling price under this regulation for the item.

SEC. 16. Further provisions supplementing or explaining this regulation. From time to time, the Price Administrator may, by amendment, issue further provisions which will supplement the provisions of this regulation or explain the rights and duties of buyers and sellers under it. These further provisions will become part of this regulation and may be added as paragraphs to this section.

(a) Whenever an amendment adds any food product to the list of items covered in Table A, you must figure your ceiling price for that food product in accordance with sections 3, 4 and 5. However, in doing so, you shall substitute the effective date of such amendment for the date August 5, 1943, whenever it appears in sections 3, 4 and 5.

(b) Whenever an amendment changes either a commodity definition in Table A by transferring a food product from one commodity group to another or the mark-up for your group of retailers, you must, by the opening of business on the effective date of such amendment refigure your ceiling prices for the items affected by such amendment. However, in doing so, you must use as your "net cost" the same "net cost" you used in figuring the ceiling prices you had on the effective date of the amendment.

If you have customarily made most of your purchases of any item affected from a wholesaler who is pricing under Maximum Price Regulation 421,[11] and if you still customarily purchase such item from such a wholesaler, you must refigure your ceiling price in accordance with section 4, basing your "net cost" on the first delivery to you of such item after the effective date of the amendment.

[Paragraphs (a) and (b) added by Am. 6, 8 F.R. 15251, effective 11–9–43]

(c) You must refigure your "annual gross sales" on the basis of the year 1945 instead of the year 1944. If you find that your store is in a group different from the one it was in before, you must refigure all of your ceiling prices. Prices figured on the new basis will be your ceiling prices starting Thursday, January 31, 1946. For "dry grocery" items you must use as your "net cost" the same "net cost" you used in figuring your existing ceiling prices. For "perishable" items you must use as your "net cost" the same "net cost" you would have used in refiguring your ceiling prices on that Thursday under section 8 of this regulation (or under section 8 of Maximum Price Regulation No. 423 if you become a Group 1 or Group 2 store). If, under that section, you would not have been required to refigure your ceiling price for any "perishable" item on that Thursday, you must use as your "net cost" for that item the same "net cost" on which your existing ceiling price is based. Further, if any store becomes a Group 1 or Group 2 store, it is on and after January 31, 1946, subject to all other provisions of Maximum Price Regulation No. 423.

[Paragraph (c) added by Am. 17, 9 F.R. 5956, effective 5–25–44; amended by Am. 41, 10 F.R. 2297, effective 3–5–45; and Am. 63, 10 F.R. 15466, effective 1–2–46]

(d) If prior to August 14, 1944, your ceiling price for any item of "cookies, crackers, toast and crumbs" was based upon a delivery received from a "cookie and cracker wholesaler" as defined in Maximum Price Regulation No. 421, and you still purchase such item from such a wholesaler, you must refigure your ceiling price for any such item in accordance with the rules in sections 3 and 4, basing your "net cost", however, on the first delivery to you of the item from such a wholesaler on and after August 14, 1944.

[Paragraph (d) added by Am. 23, 9 F.R. 9719, effective 8–14–44]

(e) *1944 pack of "canned" and frozen fruits and vegetables.* Each item of the 1944 pack of "canned" fruits and vegetables and frozen fruits and vegetables shall be considered a different item from the 1943 and earlier packs, and you shall figure a separate ceiling price for each item. You must figure your ceiling price for each such item in accordance with the provisions in sections 3, 4 and 5, basing your "net cost" on the first delivery to you of the item.

However, if that first delivery is received by you from a person other than a wholesaler pricing the item under Maximum Price Regulation No. 421, before the date on which maximum prices are established by the OPA for sales of the item by processors, and another delivery is received by you after that date, you shall refigure your ceiling price for such item, basing your "net cost" on the first delivery of the item to you after that date.

That first delivery may be from a wholesaler (pricing under Maximum Price Regulation No. 421), whose ceiling price for the item is figured on the basis of a delivery received by him before the date on which maximum prices are established by the OPA for sales of the item by processors. In that event, and if you receive a later delivery of the item, you must refigure your ceiling price for such item; you must base your "net cost" upon the first delivery to you from your supplier after he has figured his ceiling price for the item on the basis of a delivery received by him after the date on which maximum prices are established by the OPA for sales by processors of the 1944 pack of the item.

The receipt of any of the above items of the 1944 pack, at a price to be adjusted after delivery in accordance with action to be taken by the OPA shall not be deemed a delivery, for the purpose of this section, until the receipt of an invoice or other written notice from your supplier showing the price after adjustment. Until the receipt of such an invoice or notice, you may not sell or deliver or offer to sell or deliver at a price higher than your ceiling price for the same item of the 1943 pack.

[Paragraph (e) added by Am. 28, 9 F.R. 11901, effective 9–27–44]

(f) Unless otherwise specifically provided, if your "net cost" of any item covered by this regulation is based upon a delivery from a person owned or controlled by (or owning or controlling) you, who is not subject to this regulation, and the item is not "manufactured or otherwise processed" by such person or by you, your "net cost" may not exceed the "net cost" which would result if such person had been subject to this regulation, plus transportation (not including local trucking or local unloading) to your usual receiving point. However, if such person performs, with respect to any item, any function described in section 20 of this regulation, you shall, for the purpose of figuring your "net cost" and ceiling price for that item under that section, consider that function as having been performed by you.

[Paragraph (f) added by Am. 31, 9 F.R. 12589, effective 10–16–44]

(g) On and after August 2, 1945, "health food stores" are made subject to this regulation for certain items in accordance with section 2 (a). If you are a "health food store," you must by the opening of business on August 2, 1945, have figured your ceiling price in accordance with sections 3 and 4 for each such item which you have in stock at that time. For each such item which you do not have in stock at that time, you must figure your ceiling price in accordance with section 5. However, in doing so, you must substitute the date August 2, 1945 for the date August 5, 1943, whenever it appears in sections 3, 4 and 5.

[Paragraph (g) added by Am. 50, 10 F. R. 9272, effective 8–2–45]

(h) *1945 pack of "canned" fruits and vegetables, frozen fruits and vegetables and dried fruits.* Each item of the 1945 pack of "canned" fruits and vegetables, frozen fruits and vegetables and dried fruits, shall be considered a different item from the 1944 and earlier packs and you shall figure a separate ceiling price for each item. You must figure your ceiling price for each such item in accordance with the provisions in sections 3, 4 and 5, basing your "net cost" on the first delivery to you of the item.

[Above paragraph amended by Am. 57, 10 F.R. 12992, effective 10–23–45 and Am. 65, 11 F.R. 842, effective 1–28–46]

However, if that first delivery is received by you from a person other than a wholesaler pricing the item under Maximum Price Regulation No. 421, before the date on which maximum prices are established by the Office of Price Administration for sales of the item by processors, and another delivery is received by you after that date, you shall refigure your ceiling price for such item, basing your "net cost" on the first delivery of the item to you after that date.

That first delivery may be from a wholesaler (pricing under maximum Price Regulation No. 421), whose ceiling price for the item is figured on the basis of a delivery received by him before the date on which maximum prices are established by the Office of Price Administration for sales of the item by processors. In that event, and if you receive a later delivery of the item, you must refigure your ceiling price for such item; you must base your "net cost" upon the first delivery to you from your supplier after he has figured his ceiling price for the item on the basis of a delivery received by him after the date on which maximum prices are established by the Office of Price Administration for sales by processors of the 1945 pack of the item.

[Paragraph (h) added by Am. 53, 10 F.R. 11303, effective 9–10–45]

(i) On and after October 25, 1945, "Great Lakes marine suppliers" are made subject to this regulation in accordance with section 2 (a). If you are a "Great Lakes marine supplier" who is covered by this regulation, you must, by the opening of business on Thursday, October 25, 1945, have figured your ceiling price in accordance with sections 3 and 4 for each item of "dry groceries" which you have in stock at that time. For each such item which you do not have in stock at that time, you must figure your ceiling price in accordance with section 5. You must figure your ceiling price in accordance with sections 7 and 8 for each item of "perishables." However, in doing so, you must substitute the date October 25, 1945 for the date August 5, 1943, whenever it appears in sections 3, 4, 5, 7 and 8.

[Paragraph (i) added by Am. 58, 10 F.R. 13073, effective 10–25–45]

(j) From time to time, an item you sell may go back under price control after a period of suspension or exemption. When that happens, you must not sell the item until you have figured your ceiling price. Your ceiling price, in such a case, must be figured in the following way (whichever is applicable):

(1) If the item is a "dry grocery" item for which you have previously figured a ceiling price under this regulation, your ceiling price shall be the same as it was when the item was removed from price control.

(2) If the item is a "dry grocery" item for which you have not previously been required to figure a ceiling price under this regulation, and which you have in stock on the day price control is resumed, you must figure your ceiling price in accordance with the rules in sections 3 and 4, basing your "net cost," however, on the last delivery of the item received by you before price control is resumed. However, your "net cost" in such case may not exceed what it would have been if that delivery had been subject to price control and the purchase had been made at your supplier's ceiling price.

(3) If the item is a "perishable" item, you must figure your ceiling price in accordance with the rules of section 8, basing your "net cost," however, on the largest delivery received by you during the 7-day period before price control is resumed. On each Thursday thereafter you must refigure your ceiling price in accordance with the rules in section 8. However, your "net cost" in such case may not exceed what it would have been if that delivery had been subject to price control and the purchase had been made at your supplier's ceiling price.

[Paragraph (j) amended by Am. 64, 11 F.R. 348, effective 1–4–46]

ARTICLE II—SPECIAL PRICING PROVISIONS

SEC. 17. *Additions allowed for deliveries made by you to your customers.* (a) If you deliver to your customers' homes or places of business any of the items covered by this regulation, you may add to the total value of the delivery, as a separate charge, whichever of the following amount applies:

Value of delivery:	Addition allowed
$0.00–$1.99	No addition
$2.00–$2.99	10¢
$3.00–$4.49	15¢
$4.50–$5.49	20¢
Over $5.49	25¢

(b) If you make such deliveries and add such charges, you are required to keep for one month a copy of each sales slip, itemizing clearly your prices for the items delivered and the amount of the delivery charges permitted under the provisions of this section.

SEC. 18. *Additions for packaging.* (a) If you buy in bulk any item covered by this regulation (except shell eggs, spices, tea and gelatin) and then package and sell it in cardboard containers, cotton bags, transparent bags, interlined coffee bags, or Kraft bags or similar type bags on which the name, weight and ingredients of the commodity, and your name are stamped or printed and which are packed and sealed at a place and time other than the point and time of sale, you may add to your "net cost" whichever of the following allowance applies:

(1) 1½ cents for every such bag or container with a net weight of less than 2 pounds.

(2) 2 cents for every such bag or container with a net weight of 2 pounds or more, but less than 5 pounds.

(3) ½ cent per pound for every such bag or container with a net weight of 5 pounds or more, but not to exceed a total of 3 cents.

[Paragraph (a) amended by Am. 43, 10 F.R. 5370, effective 5–17–45]

(b) If you buy shell eggs in bulk and then package and sell them in consumer cartons, you may add to your ceiling price whichever of the following allowance applies:

(1) 1 cent for each carton of a half-dozen eggs.

(2) 2 cents for each carton of a dozen eggs.

[Sec. 18 amended by Am. 1, 8 F.R. 10569, effective 7–27–43 and Am. 10, 8 F.R. 17370, effective 1–8–44]

SEC. 18a. *Gift and holiday packages assembled by you.* If you assemble into gift or holiday packages, any food item covered by this regulation, with or without any items not covered by this regulation, you must figure your ceiling price for such package under whichever of the following paragraphs applies:

(a) For packages assembled in cardboard, wooden, or other plain containers, your ceiling price will be the sum of the following, multiplied by 1.05:

(1) Your direct cost of each item included in the package multiplied by 1.40; plus

(2) Your direct cost of the packaging materials, including the container, used for the particular package.

(b) For packages assembled in permanent containers designed and constructed for re-use (including but not limited to trays, cedar boxes, hampers, teakwood chests, and fancy baskets), your ceiling price will be the sum of the following, multiplied by 1.15:

(1) Your direct cost of each item included in the package multiplied by 1.40; plus

(2) Your ceiling price for the container figured under the applicable maximum price regulation. (If you have no ceiling price for the container, you may multiply the direct cost of the container by 1.40); plus

(3) Your direct cost of the packaging materials used for the particular package.

"Direct cost" as used in the above subparagraphs, means your "net cost" for each item subject to this regulation. For items included in the package not otherwise subject to this regulation, it means the lawful amount you paid your supplier less all discounts except the discount for prompt payment, plus all transportation charges you paid.

[Sec. 18a added by Am. 26, 9 F.R. 11537, effective 9–16–44; amended by Am. 33, 9 F.R. 12746, effective 10–23–44; and Am. 56, 10 F.R. 12810, effective 10–18–45]

[11] 11 F.R. 6081.

SEC. 18b. *Special allowance for forwarding gift package to a donee in a foreign country.* If you deliver a food package directly upon order of the purchaser to a donee (other than a member of the armed forces of the United States) in a foreign country outside of the North American continent, you may add to your ceiling price an amount not to exceed 50 cents for forwarding such package, plus the actual mailing and insurance charges.

This allowance may be applied only to the shipment and delivery of individual food gift packages and not of wholesale lots.

[Sec. 18b added by Am. 56, 10 F.R. 12810, effective 10–18–45]

SEC. 19. *Special limitations in figuring your "net cost" in certain cases*—(a) If you buy any of the following items of cheese f. o. b. manufacturer's plant, you may not, in figuring "net cost", include any freight costs above the lowest published carlot freight per pound of gross weight from the basing point for the item to your usual receiving point, multiplied by 1.15:

Item	*Basing point*
Cheddar cheese	Plymouth, Wisconsin
Brick cheese	Plymouth, Wisconsin
Munster cheese	Plymouth, Wisconsin
Limburger cheese	Monroe, Wisconsin
Swiss cheese	Monroe, Wisconsin

[Paragraph (a) amended by Am. 17, 9 F.R. 5956, effective 5–25–44]

(b) *Butter. When purchased f. o. b. seller's shipping point.* If you buy butter f. o. b. seller's shipping point, your "net cost" may not in any case exceed the ceiling price established under Revised Maximum Price Regulation No. 289." (Dairy Products) for sales of that particular grade (or score) and form of butter delivered to your usual receiving point.

[Paragraph (b) amended by Am. 72, 11 F.R. 5929, effective 6–5–46]

(c) *Fresh fruits and vegetables.* Whenever there is an order in effect in your area or community fixing ceiling prices for sales of fresh fruits and vegetables by wholesalers, your net cost may not in any case exceed the highest ceiling price fixed for wholesalers in your area or community.

SEC. 20. *How you figure your "net cost" in certain cases*—(a) *Bananas bought from importers delivered at port of entry, or imported directly by retailers.* If you import bananas directly, or if you buy green bananas directly from an importer, figure your "net cost" by the following procedure:

First, to the importer's maximum price per hundredweight for sales of green bananas delivered at port of entry (as fixed by Revised Maximum Price Regulation No. 285)[13] add the "cost of transportation" (as defined in section 2 of Revised Maximum Price Regulation No. 285, but not including costs for local trucking or local unloading) to your usual receiving point. Increase the resulting figure either by $1.25 or by 29 percent, whichever is greater. Divide this total by 100 and you will get your net cost per "selling unit" (1 pound). This is the net cost you will use in figuring your ceiling prices and to which you add the mark-up in Table B for your group of stores.

If you import green bananas, all of the provisions in section 3 of Revised Maximum Price Regulation 285 with respect to the amount an importer may pay for green bananas, including payment for purchasing services, shall be applicable to you as if you were an importer under that regulation.

[Above paragraph added by Am. 55, 10 F.R. 12265, effective 10–4–45]

[Paragraph (a) amended by Am. 15, 9 F.R. 4214, effective 4–27–44; and Am. 44, 10 F.R. 5577, effective 5–24–45]

(b) *Bananas bought at auction.* If you buy green bananas at an auction market in New York, Philadelphia, or Baltimore, figure your cost the same way as in paragraph (a) of this section except that you can include freight costs only from the port of entry to the auction market. Costs for ferry service may not be included.

[Paragraph (b) amended by Am. 44, 10 F.R. 5577, effective 5–24–45]

(c) *Butter printed by you.* If you package and print butter, you shall figure a ceiling price per pound for each resulting type of print and package and score (or grade) of butter. In figuring your ceiling price for butter of any particular score (or grade), in a print or package you shall use as your "net cost" the lowest ceiling price established under Maximum Price Regulation No. 289 which would apply to sales of that particular score (or grade) of butter in such print or package directly by a creamery to a primary distributor delivered to the city, town, village or hamlet in which your usual receiving point is located, plus ½¢ per pound. When you perform the printing and packaging functions in a butter print division apart from your warehouse or store and then deliver the printed or packaged butter to your warehouse, the warehouse shall be considered your usual receiving point, and when it is delivered directly from the butter print division to your store, the store shall be considered your usual receiving point.

(d) *Eggs candled and graded by you.* If you purchase eggs in other than retail (consumer) grades and sizes (or weight classes) and then candle and grade them into the retail (consumer) grades and sizes (or weight classes) set forth in Revised Maximum Price Regulation No. 333,[14] you shall figure a ceiling price weekly for each resulting grade and size (or weight class), using as your "net cost" the lowest ceiling price, fixed by Revised Maximum Price Regulation No. 333, which would apply to sales to you of eggs of that particular grade and size (or weight class), by your customary type of supplier, delivered to your usual receiving point on the Monday of the week in which calculations are made: *Provided, however,* That before eggs which you grade as extra large or large AA may be sold as such, they must be so certified by the United States Department of Agriculture.

[Paragraph (d) amended by Am. 39, 10 F.R. 1505, effective 2–8–45; and Am. 44, 10 F.R. 5577, effective 5–24–45]

(e) [Deleted]

[Paragraph (e) added by Am. 1, 8 F.R. 10569, effective 7–27–43; amended by Am. 39, 10 F.R. 1505, effective 2–8–45; Am. 44, 10 F.R. 5577, effective 5–24–45 and deleted by Am. 70, 11 F.R. 2449, effective 3–14–46]

(f) *Potatoes or onions bought ungraded and unsacked.* If you bought ungraded and unsacked white potatoes or dry onions at a country shipping point (as defined in Revised Maximum Price Regulation 271[15]) and you grade and sack those potatoes or onions, use as your "net cost" per "selling unit" the lowest ceiling price (per 100 pounds of potatoes or 50 pounds of onions) fixed by Revised Maximum Price Regulation 271 for sales of that item by a country shipper f. o. b. country shipping point during the month in which you receive delivery at your usual receiving point, plus all transportation charges you paid (except local trucking and local unloading) divided by 100 in the case of potatoes or 50 in the case of onions.

(g) *Head lettuce (other than Iceberg) bought untrimmed and sold trimmed.* If you buy head lettuce (other than Iceberg lettuce) untrimmed and sell it trimmed, you must multiply your "net cost" per "selling unit" by 1.28, rounding any resulting fraction to the nearest half-cent. To get your ceiling price, apply the mark-up for your group of retailer as set forth in section 8.

[Paragraphs (f) and (g) added by Am. 4, 8 F.R. 12610, effective 9–11–43 and amended by Am. 73, effective 6–15–46]

(h) *Citrus fruits purchased by you ungraded, unsized and unpacked.* If you purchase ungraded, unsized and unpacked citrus fruits and you grade, size and pack such citrus fruits, you shall figure on such purchases a separate ceiling price weekly for each variety, and size, and fruit from different areas, using as the basis of your "net cost" for each variety, and size, and fruit from different areas, the lowest ceiling price named in Maximum Price Regulation No. 426 for sales by growers or country shippers, f. o. b. shipping point of such variety, size, and fruit in the type of container in which each item is packed, in effect at the time when you receive delivery at your usual receiving point, plus all transportation charges you paid (except local trucking and local unloading) to your usual receiving point. To get your ceiling price, reduce the resulting figure to the "net cost" of the "selling unit", and apply the mark-up for your group of retailer as set forth in section 8.

[Paragraph (h) added by Am. 6, 8 F.R. 15251, effective 11–9–43 and amended by Am. 72, 11 F.R. 5929, effective 6–5–46]

[13] 10 F.R. 2352, 2658, 2928, 3554, 3948, 3950, 5772, 5792, 6232, 7340, 7852, 9084, 11809, 12651, 12957, 12989, 13216, 13592, 14735, 11 F.R. 175, 244, 840, 1670, 2088, 2043, 2516, 2826, 3396, 3596, 4585, 4918, 5597.

[14] 10 F.R. 7532, 8746, 8934, 11663, 14692.

[15] 9 F.R. 11514, 12216; 10 F.R. 1609, 2025, 3221, 5523, 7343, 8372, 9926.

[16] 11 F.R. 3864.

(i) *Poultry bought live or dressed and sold drawn.* If you buy poultry live or dressed, and you draw or eviscerate said poultry, you shall figure your ceiling price for such drawn or eviscerated poultry as though you had bought it drawn, using as your "net cost" the lowest ceiling price fixed by Second Revised Maximum Price Regulation 269[17] which would apply to sales to you by your customary type of supplier delivered to your usual receiving point of a similar item of drawn poultry during the week in which you are figuring your ceiling price for the item. To that "net cost" you shall apply the mark-up applicable to that kind of poultry bought drawn and sold drawn. The resulting figure will be your ceiling price per pound of drawn weight.

[Paragraph (i) added by Am. 10, 8 F.R. 17370, effective 1–8–44 and amended by Am. 72, 11 F.R. 5929, effective 6–5–46]

(j) *Poultry and turkey bought live, dressed or drawn and sold in parts*—(1) *"Cut-up poultry and cut-up turkey."* If you buy poultry or turkey live, dressed or drawn, and you sell such poultry or turkey in parts which are "cut-up poultry" or "cut-up turkey" as defined in Second Revised Maximum Price Regulation No. 269, you shall figure your ceiling price for each item of such "cut-up poultry" or "cut-up turkey" as though you had bought it "cut-up", using as your "net cost" per pound the lowest ceiling price fixed by Second Revised Maximum Price Regulation No. 269, which would apply to sales to you by your customary type of supplier delivered to your usual receiving point, of such "cut-up" poultry or turkey items during the week in which you are figuring your ceiling price for the item. To that "net cost," you shall apply the mark-up applicable to that kind of poultry or turkey bought cut-up and sold cut-up. The resulting figure will be your ceiling price per pound for that item of "cut-up poultry" or "cut-up turkey."

(2) *Poultry and turkey other than "cut-up poultry" or "cut-up turkey."* If you buy poultry or turkey live, dressed or drawn and you sell such poultry or turkey in parts (other than split, or in quarters) which are not "cut-up poultry" or "cut-up turkey" as defined in Second Revised Maximum Price Regulation No 269, you shall figure a separate ceiling price for each of such parts. You must use as your "net cost" per pound for each of such parts the lowest ceiling price per pound fixed by Second Revised Maximum Price Regulation No. 269 which would apply to sales to you by your customary type of supplier delivered to your usual receiving point, of such part, during the week in which you are figuring your ceiling price for the item. To that "net cost", you shall apply the mark-up applicable to that kind of poultry or turkey bought cut-up and sold cut-up. The resulting figure will be your ceiling price per pound for such parts.

[Paragraph (j) added by Am. 12, 9 F.R. 3510, effective 4–6–44; amended by Am. 62, 10 F.R. 14447, effective 12–6–45]

(k) *Coconuts imported by you.* If you import coconuts, your "net cost" per pound may not exceed the ceiling price per pound ex dock any United States port of entry duty paid, as fixed by Maximum Price Regulation No. 505[18] for sales by importers, plus transportation charges paid by you (except local trucking or local unloading) from the United States port of entry to your usual receiving point.

(l) *Pineapple which you import.* If you import any item of packed pineapple, or packed pineapple juice, (other than pineapple and pineapple juice packed in the Territory of Hawaii or Puerto Rico), your "net cost" for any such item may not in any case exceed the maximum price fixed in Revised Supplementary Regulation No. 14[19] to the General Maximum Price Regulation for the item ex dock, any United States port of entry, duty paid, or ex railroad car or other type of carrier, any point of entry on the United States-Mexico border, duty paid, plus any allowable charges actually incurred in putting the items in the warehouse at port or point of entry, plus actual transportation charges from the port or point of entry to your usual receiving point.

If, prior to May 25, 1944, you had figured a ceiling price under this regulation for any of the above items of packed pineapple or packed pineapple juice which you imported, you must refigure your ceiling price for that item in accordance with the provisions of sections 3 and 4, basing your "net cost", however, on the first delivery to you of the item on or after May 25, 1944.

This section shall not apply to sales by you under the following conditions:

(1) If, prior to April 29, 1944, you figured a ceiling price for canned Cuban pineapple or canned Cuban pineapple juice for sales to industrial, institutional or commercial users under § 1341.155 (a) of Maximum Price Regulation No. 197,[20] or under this regulation for other packed pineapple or pineapple juice (other than pineapple or pineapple juice packed in the Territory of Hawaii or in Puerto Rico); and

(2) If you have entered into contracts with a foreign seller prior to April 29, 1944, at prices not in excess of such ceiling price for the item; and

(3) If you file a copy of each such contract with the Distribution Branch, Food Price Division, OPA, Washington, D. C., on or before September 9, 1944, together with a statement showing your cost for each item under such contract and your cost and ceiling prices for each item under Maximum Price Regulation No. 197 or this regulation.

In such cases, if your contracts are approved, the OPA will send you written notice permitting you to carry out such contracts at the contract price and setting forth the method you must use in figuring your ceiling prices for items delivered to you under the above contracts.

[Paragraph (l) added by Am. 17, 9 F.R. 5656, effective 5–25–44; amended by Am. 24, 9 F.R. 10258, effective 8–26–44]

(m) *Frozen fruits, berries and vegetables.* After you have figured a ceiling price under this regulation for an item of frozen fruits, berries or vegetables which is covered by a supplement to Food Products Regulation 1, you must refigure your ceiling price for that item on the 15th day of each month. In refiguring your ceiling price, add to the "net cost" on which your existing ceiling price is based, the amount of ⅛ cent per pound.

[Paragraph (m) added by Am. 24, 9 F.R. 10258, effective 8–26–44; amended by Am. 37, 9 F.R. 15047, effective 1–2–45; Am. 47, 10 F. R. 7251, effective 6–20–45 and Am. 72, 11 F.R. 5929, effective 6–5–46]

(n) [Revoked.]

[Paragraph (n) added by Am. 24, 9 F.R. 10258, effective 8–26–44; and revoked by Am. 35, 9 F.R. 14600, effective 12–21–44]

(o) *Smoked fish which you process.* (1) If you buy smoked fish in the form of slabs (gutted, headed and halved) and sell it in slices, you shall multiply your "net cost" per pound for the item by 1.20. To get your ceiling price per pound for such slices, apply the mark-up for your group of retailer to the resulting figure.

(2) If, prior to offering for sale, you change the form of an item of smoked fish bought drawn (gutted) to dressed (headed, with fins off), and sell it whole, in chunks or in slices, you shall multiply your "net cost" per pound for the item by 1.10. To get your ceiling price per pound, apply the mark-up for your group of retailer to the resulting figure.

[Paragraph (o) added by Am. 24, 9 F.R. 10258, effective 8–26–44]

(p) *Fresh fruits or vegetables bought in carlot or trucklot quantities.* If you purchase any item of fresh fruits or vegetables listed in Table B, in "carlot" or "trucklot" quantities, from a "grower", "country shipper", "primary seller" or "grower-packer" (as those terms are defined in the applicable maximum price regulation covering the sale of the item except at retail), figure your ceiling price for that item in the following way: Start with the amount paid for the quantity of the item delivered, less all discounts except the discount for prompt payment. Add to that figure all transportation charges you paid to your usual receiving point, which may include costs for icing, refrigeration, and ventilation, but not costs for local trucking or local unloading. (If you perform, in connection with any item, any of the functions described in paragraphs (f), (g), (h), (q) or (r) of this section, start with the figure computed for that item under the applicable paragraph.) Increase that figure by 1½ percent. Reduce the resulting figure to the "net cost" per "selling unit" and apply the mark-ups for your group of retailer as set forth in section 8.

[Paragraph (p) added by Am. 32, 9 F.R. 12590, effective 10–16–44; amended by Am. 40, 10 F.R. 2024, effective 2–22–45]

(q) *Carrots purchased by you ungraded, unsized and unpacked.* If you

[17] 10 F.R. 7684, 14026, 14146; 11 F.R. 175.

[18] 9 F.R. 524, 1940.

[19] 2nd Revised: 10 F.R. 1154, 2026, 2161, 2432, 2618, 3551, 4107, 7855, 8620, 9276, 9929, 10200, 10025, 11934, 13121, 14738; 11 F.R. 676, 1039, 2833, 3299, 3540, 3879, 3602, 4339, 4340, 5314, 5601.

[20] 7 F.R. 5989, 7403, 7738, 8944, 8948; 8 F.R. 13342; 9 F.R. 5802.

purchase ungraded, unsized and unpacked carrots, and you grade, size and pack such carrots, you shall figure a separate ceiling price weekly for each such item, using as the basis of your "net cost" per "selling unit" for such item the maximum delivered price fixed, at the time you receive delivery at your usual receiving point, in Column 6 of Table 1 of Appendix H to Maximum Price Regulation No. 426, treating your usual receiving point for such item as the wholesale receiving point. To get your ceiling price, reduce that figure to the "net cost" of the "selling unit," and apply the mark-up for your group of retailer as set forth in section 8.

(r) *Spinach purchased by you unwashed, ungraded and unpacked.* If you purchase unwashed, ungraded and unpacked spinach, and you wash, grade and pack such spinach, you shall figure a separate ceiling price weekly for each such item, using as the basis of your "net cost" per "selling unit" for such item the maximum delivered price fixed, at the time you receive delivery at your usual receiving point, in Column 6 of Table 2 of Appendix H to Maximum Price Regulation No. 426, treating your usual receiving point for such item as the wholesale receiving point. To get your ceiling price, reduce that figure to the "net cost" of the "selling unit," and apply the mark-up for your group of retailer as set forth in section 8.

[Paragraphs (q) and (r) added by Am. 40, 10 F.R. 2024, effective 2-22-45]

(s) *Region II retailers who purchase air-borne fresh fruits and vegetables in bulk and sell in consumer packages.* This provision shall be in effect until June 1, 1946 and shall only apply to retailers in Region II. If you purchase fresh fruits and vegetables which are transported in bulk or standard containers from the growing area principally by air and pack such fresh fruits and vegetables in consumer packages on your own premises for sale in your store, you shall figure a separate ceiling price weekly for each such item, adding to your "net cost" (as defined in this regulation) all transportation charges you paid (except local trucking and local unloading) to your usual receiving point. The amount of air transportation that shall be added must be the actual cost of transportation or the amount that transportation would have cost figured at 42¢ per ton mile, whichever is lower. Each item of fresh fruits and vegetables must be wrapped in a consumer package and identified as air-borne. Your name and address and the name and net weight of the item must appear on each package.

Before making any sales under the provisions of this paragraph you must notify in writing, the Regional Price Executive of the Office of Price Administration, Empire State Building, New York, New York, that you intend to pack and sell air-borne fruits and vegetables in accordance with section 20 (s) of Maximum Price Regulation 422. In addition you must each Monday, file with the Regional Price Executive, a report for the preceding week setting forth the following:

(1) The names and addresses of the suppliers who sold you air-borne produce.

(2) A description of the fresh fruits and vegetables sold, the minimum net weight of retail packages and the number of packages sold.

(3) The actual cost of the air transportation for the fresh fruits and vegetables sold and the place and time of delivery of the air-borne fresh fruits and vegetables you received in bulk or standard containers.

[Paragraph (s) added by Am. 71, 11 F.R. 2594, effective 3-11-46]

(t) *Fresh fruits and vegetables you receive in standard containers.* In figuring your "net cost" per pound of an item of fresh fruits or vegetables you received in a standard container listed below, you must use as the net weight of the container the amount provided for by this paragraph. In general, the number of pounds shown in this paragraph for each container must be used as its net weight. However, Regional Administrators of the Office of Price Administration have authority to change the prescribed weights by order for areas in which such containers are received with net weights substantially different from those prescribed. Regional Administrators may delegate that authority to District Directors.

Fresh fruits	*Pounds*
1. *Apples*—standard box or bushel—	
Golden Delicious, Jonathan, King David, McIntosh, Ortely, Gravenstein and summer apples	41
Red Delicious, Rome, Black Ben and Grimes	43
Winesap, Newton, Stayman, Arkansas Black, York, Black Twig, Baldwin, Northern Spy and Greening	45
All other varieties	42
2. *Citrus fruits*—Oranges (except temples):	
1⅗ bushel standard container (California and Arizona)	70
1⅗ bushel standard container (Florida and Texas)	82
Grapefruit:	
1⅗ bushel standard container (California and Arizona)	61
1⅗ bushel standard container—Shipped from Florida or Isle of Pines	70
All others	72
Lemons—1⅗ bushel standard container	72
Tangerines (including clementines, king oranges, satsumas, tangelos and temples):	
1⅗ bushel standard container (California and Arizona)	75
1⅗ bushel standard container (all others)	80
3. *Cranberries*—	
¼ barrel box	25
⅜ barrel box	37½
⅞ barrel box	44
4. *Grapes, table*—	
Those grown in Arizona or in Riverside or Imperial county or in the Borego Valley of San Diego county of California, per lug	24
All other table grapes produced in California, per lug	28
Imported table grapes, per lug	20
5. *Melons* (except watermelons):	
Cantaloup and honeyball:	
Jumbo crate	77
Standard crate	65
Pony crate	55
Honeydew:	
Jumbo or standard honeydew crate	39
Jumbo cantaloup crate	58
Persian:	
Jumbo Persian crate	43
Standard Persian crate	37
Pony Persian crate	35
Casaba Jumbo or standard crate	42
Cranshaw Jumbo or standard crate	40
6. *Peaches*—	
Standard bushel basket	48
Fruit box (WPB L-232 No. 35)	16
Fruit box (WPB L-232 No. 36)	19
Sanger lug box (WPB L-232 No. 46)	23
Standard ½ bushel basket	24
7. *Pears*—	
Standard Western pear box (WPB L-232 No. 54)	46
One-way pear lug (WPB L-232 No. 56)	46
Washington pear lug (WPB L-232 No. 36)	19
Standard half pear box (WPB L-232 No. 55)	23
Fresh vegetables—	
1. Beans, green and wax—bushel container	28
2. Iceberg Lettuce—L. A. or Salinas crate sold trimmed	52
Sold untrimmed	60
3. Onions, dry—50-pound bag	50
4. Peas, green—bushel container	28
5. Potatoes, sweet—bushel container:	
Uncured	50
Cured	45
6. Potatoes, white—100-pound bag	100
7. Spinach:	
Bushel container	18
½ crate (1¼ bushel)	22½

[Paragraph (t) added by Am. 73, effective 6-15-46]

SEC. 21. *Additional charges allowed for slaughtering and plucking poultry.* You may add to your ceiling prices for poultry established by this regulation whichever of the following amounts apply.

(a) 10¢ for a bird killed in accordance with the Hebraic dietary laws, if such killing was done by your employee, or an agent or contractor engaged and paid by you.

(b) 10¢ for plucking a bird which you buy live and sell live, or buy kosher-killed and sell kosher-killed, if such plucking is done by your employee or an agent or contractor engaged and paid by you.

SEC. 21a. [Revoked.]

[Sec. 21a added by Am. 23, 9 F.R. 9719, effective 8-14-44 and revoked by Am. 35, 9 F.R. 14600, effective 12-21-44]

SEC. 22. *Additions for delivery from your warehouse to your store.* If your store is located at a distance of 125 miles or more from your warehouse which is your usual receiving point, you may, in determining your ceiling price for an item delivered from the warehouse to your store, use whichever of the following provisions applies:

(a) *In the case of percentage mark-ups.* Where a percentage mark-up is given for the item:

(1) If the store is located at a distance of from 125 through 199 miles from such warehouse, you may add 1 to your mark-up figure. (Example: If your mark-up figure on sugar in Table A is 7 percent, you change it to 8 percent.)

(2) If the store is located at a distance of from 200 through 299 miles from such warehouse, you may add 2 to your mark-up figure.

(3) If the store is located at a distance of from 300 through 399 miles from such warehouse, you may add 3 to your mark-up figure.

(4) If the store is located at a distance of 400 miles or more from such warehouse, you may add 4 to your mark-up figure.

(b) *In the case of dollars-and-cents mark-ups.* Where a dollars-and-cents mark-up is given for the item:

(1) If the store is located at a distance of from 125 through 199 miles from such warehouse, you may add 1 percent to the cost of the delivery or deliveries on which your net cost per "selling unit" is based. You must then figure the "net cost" on the basis of the "selling unit", in accordance with the rules in section 8. (Example: If you are figuring your ceiling price for green peas and your largest delivery during the preceding week was of 5 bushel baskets at $3.00 per basket, you may add 1 percent, that is, $0.15, to the $15.00 cost, and then reduce the resulting figure to the "net cost" of one pound, the "selling unit" for green peas.)

(2) If the store is located at a distance of from 200 through 299 miles from such warehouse, you may add 2 percent and figure your ceiling price in accordance with (1) above.

(3) If the store is located at a distance of from 300 through 399 miles from such warehouse, you may add 3 percent and figure your ceiling price in accordance with (1) above.

(4) If the store is located at a distance of 400 miles or more from such warehouse, you may add 4 percent and figure your ceiling price in accordance with (1) above.

[Sec. 22 amended by Am. 15, 9 F.R. 4214, effective 4-27-44]

SEC. 23. *How you may figure your ceiling prices for "perishables" on a weighted average basis.* Section 7 of this regulation requires you to use in figuring your ceiling price for "perishables" the net cost of the largest delivery to you in the seven day period before the Thursday (or Tuesday for stores which price from a central point) for which you are figuring your price. If you desire to figure your ceiling prices for all items of "perishables" by using for each item, instead of the net cost of the largest delivery during this seven day period, the weighted average net cost of all deliveries of it to you during this seven day period, you may do so. However, you must apply in writing to the nearest district OPA office for permission. After receiving such permission, you may not use the net cost of the largest delivery during the seven day period to figure your ceiling price for any of the "perishables" listed in Table B. However, you shall continue to use all other provisions of section 8 in figuring your ceiling prices for these items.

SEC. 24. *How you figure your ceiling prices for "dry groceries" you purchase from wholesalers.* If you have customarily made most of your purchases of any item of "dry groceries" listed in Table A from a wholesaler who is now pricing under Maximum Price Regulation No. 421, you may, if you still customarily purchase that item from such a wholesaler, figure your ceiling price for that item on the basis of the "net cost" of your first purchase after August 5, 1943, instead of your most recent purchase before August 5, 1943, as required by section 4. Such ceiling price shall not be changed except as required by section 6. Until you make such a purchase you shall keep your present ceiling price.

SEC. 25. *How you figure your ceiling prices for foods you "manufacture or otherwise process".* If you "manufacture or otherwise process" and sell at retail any item covered by this regulation, you will figure your "net cost" or ceiling price for such item under whichever of the following provisions applies:

(a) If the item is one for which the OPA has issued, or later issues, a regulation naming dollars-and-cents ceiling prices for sales by manufacturers, but the regulation makes no provision for manufacturers selling at retail the lowest ceiling price under that regulation for sales delivered to your usual receiving point shall be your "net cost".

(b) If the item is one for which the OPA has issued, or later issues, a regulation naming dollars-and-cents ceiling prices for sales by manufacturers and makes a provision for manufacturers selling at retail, you shall figure your ceiling price for such item as a manufacturer under that regulation. You will not attempt to figure a "net cost" and apply a mark-up under this regulation.

(c) If the item is one for which the OPA has not issued, or does not later issue, a regulation establishing dollars-and-cents ceiling prices for sales by manufacturers, you shall figure your ceiling price for such item as a manufacturer under the appropriate regulation covering the sales of such item by manufacturers. You will not attempt to figure a "net cost" and apply a mark-up under his regulation.

(d) If, after you have established a ceiling price for an item which you "manufacture or otherwise process", the manufacturer's regulation which you used in figuring your ceiling price under paragraph (a), (b), or (c) of this section is amended so that either (1) the manufacturer's regulation is no longer the type described in the applicable paragraph of this section or (2) the type of regulation is not changed but the prices set forth therein are changed; you must, within 5 days after the effective date of such amendment, refigure your ceiling price for the item under the applicable paragraph of this section based on the manufacturer's regulation as amended.

(e) For the purpose of this regulation you shall be considered a manufacturer of any item which you manufacture or otherwise process directly, or which is manufactured for you by a person to whom you supply the raw material.

SEC. 25a. [Deleted]

[Sec. 25a added by Am. 11, 9 F.R. 95, effective 12-21-43; amended by Am. 42, 10 F.R. 3814, effective 4-12-45 and deleted by Am. 72, 11 F.R. 5929, effective 6-5-46]

SEC. 25b. *Ceiling prices for sales of poultry to other retailers.* Your ceiling price for a sale of any item of poultry to another retailer covered by Maximum Price Regulations Nos. 422 or 423 shall be the applicable ceiling price fixed by Second Revised Maximum Price Regulation No. 269 for sales by wholesalers.

[Sec. 25b added by Am. 36, 9 F.R. 14493, effective 12-14-44 and amended by Am. 72, 11 F.R. 5929, effective 6-5-46]

SEC. 25c. *Special pricing provisions for manufacturers selling some commodities at retail.* Any person, the larger part of whose business is the manufacturing or processing of foods, but

(a) His entire business in connection with a particular commodity consists of the purchase and resale of such commodity without materially changing its form, and

(b) The larger part of his sales of such commodity are made to ultimate consumers other than commercial, industrial or institutional users,

(c) Shall figure his ceiling prices for sales of such commodity to ultimate consumers other than commercial, industrial or institutional users in accordance with the provisions of this regulation, and shall, for such purposes, be considered a retailer covered by this regulation. In figuring his ceiling prices he shall substitute the date February 8, 1945 for the date August 5, 1943, wherever it appears in sections 3, 4 and 5.

[Sec. 25c added by Am. 39, 10 F.R. 1505, effective 2-8-45]

SEC. 25d. *Ceiling prices for sales of butter if you own more than 1000 pounds on October 31, 1945.* Notwithstanding any other provisions of this regulation, if, at the close of business on October 31, 1945, you own more than 1000 pounds of butter, you must, on and after November 1, 1945 continue to sell each item of butter at no more than the ceiling price you had in effect for such item on October 31, 1945 until you file by registered mail with the Secretary of the Office of Price Administration, Washington, D. C., an affidavit setting forth the number of pounds you owned at the close of business on October 31, 1945. This affidavit must also set forth the calculation required herein, and must be accompanied by a check or money order payable to the Treasurer of the United States in an amount figured as follows:

(a) Take the number of pounds of butter you own at the opening of business on the date of filing; (b) subtract the number of pounds received by you between the opening of business on November 1, 1945 and the date of filing with a "net cost" based on a delivery at the five-cent increase in your supplier's ceiling price charged pursuant to Amendment No. 39 to Revised Maximum Price Regulation 289;[20] (c) multiply the difference by five cents, and subtract $50.00. Immediately upon the mailing of such affidavit with the amount due (if any), your ceiling price shall be figured in accordance with the other provisions of this regulation.

In the case of stores under one ownership, the number of pounds owned shall

[20] 10 F.R. 13592.

be the total of the number of pounds in each such store and wherever else located.

[Sec. 25d added by Am. 59, 10 F.R. 13593, effective 11-1-45]

SEC. 25e. *Ceiling prices for sales of cheddar cheese if you own more than 1,000 pounds on January 31, 1946.* (a) At the close of business on January 31, 1946, you must take inventory to determine the total number of pounds of cheddar cheese that you own then. In the case of stores under one ownership, the number of pounds owned shall be the total of the number of pounds in each store and wherever else located. The term "cheddar cheese" as used in this section means both "cheddar cheese" and "processed cheddar cheese" as defined in Second Revised Maximum Price Regulation 289.

[Paragraph (a) amended by Am. 68, 11 F.R. 1297, effective 2-1-46]

(b) If you have an inventory of 1,000 pounds or less, this section does not affect you.

(c) If you have an inventory of more than 1,000 pounds, you must decide whether you will pay the Government 3¾ cents for each pound of cheddar cheese over 1,000 pounds in your inventory or whether you will sell at or below your ceiling price of January 31 until you have sold all but 1,000 pounds of that inventory.

(1) If you choose to make the payment to the Government, you must prepare an affidavit showing the number of pounds of cheddar cheese you owned at the close of business on January 31, 1946. You must file the affidavit with the Secretary of the Office of Price Administration, Washington, D. C., by registered mail, on or before February 15, 1946. With the affidavit you must send a check or money order payable to the Commodity Credit Corporation in the amount of 3¾ cents per pound of cheddar cheese you owned in excess of 1,000 pounds on January 31, 1946. Notwithstanding other provisions of this regulation, you must not refigure your ceiling price between January 31, 1946, and the time you file your affidavit with your payment. On the date you file your affidavit with your payment you will figure your new ceiling price on cheddar cheese by using as your "net cost" the "net cost" on which your ceiling price of that date is based plus three and three-fourth cents per pound. On each Thursday after that, you must treat cheddar cheese items as you would any other item of perishables covered under this regulation.

(2) If you do not choose to make payment to the Government, notwithstanding other provisions of this regulation, you must not refigure your ceiling price after January 31, 1946, until you have sold all but 1,000 pounds of your cheddar cheese inventory of that date. After you have sold all but 1,000 pounds of that inventory, you must treat cheddar cheese items as you would any other item of perishables covered under this regulation.

[Sec. 25e added by Am. 66, 11 F.R. 841, effective 2-1-46; amended as otherwise noted]

SEC. 25f. *Ceiling prices for sales of "sugar" after February 9, 1946.* At the close of business on February 9, 1946, you must determine the number of pounds of each item of "sugar" that you own for resale at that time. You must make and keep a record of that inventory at your place of business. Do not include "sugar" which you obtained as an industrial user under Third Revised Ration Order 3 issued by the Office of Price Administration. In the case of stores under one ownership, the number of pounds owned shall be the total of the number of pounds in each such store and wherever else located. After that date you must continue to sell each item of "sugar" at no more than the ceiling price you had in effect on February 9, 1946, until you have sold an amount equal to your February 9, 1946 inventory of the item. When you have sold that amount, you shall refigure your ceiling price for the item in accordance with the rules in section 6. However, if you receive a notification from your supplier to refigure your ceiling price for an item of "sugar", do not refigure your ceiling price until you have sold an amount equal to your February 9, 1946 inventory at no more than the ceiling price you had in effect on February 9, 1946.

If, at the close of business on February 9, 1946, you have an inventory of more than 10,000 pounds of all items of "sugar", you must, on or before February 25, 1946, file with the Wholesale-Retail and Fruit and Vegetable Branch of the Office of Price Administration, Washington, D. C., by registered mail, an affidavit showing the number of pounds of each item of "sugar" you own for resale at that time. You must keep a copy of that affidavit at your place of business.

[Sec. 25f added by Am. 69, 11 F.R. 1468, effective 2-10-46]

SEC. 26. *Mail order sales.* When you make mail order sales, you may add to your ceiling prices determined under this regulation your actual express or mailing expense to the buyer's address.

ARTICLE III—ADJUSTMENT PROVISIONS

SEC. 27. *How you may, under certain conditions, apply to use Group 1 mark-ups.* (a) If your store meets the gross margin requirements specified in this section and does business in the manner outlined below, you may apply under paragraph (b) of this section to use the mark-ups provided in Maximum Price Regulation No. 423 for Group 1 stores:

(1) Most of your sales in your grocery department are made by sales clerks who assist customers in selecting, collecting and wrapping merchandise;

(2) Your store generally offers to all its customers the services of taking orders by telephone, carrying monthly charge accounts, and providing delivery service;

(3) The general level of your prices for grocery products was during September 1942 at least as high as the level maintained by Group 1 stores, and was generally higher than that maintained by Group 3 and 4 stores, for such products in your community; and

(4) The total gross margin in your fiscal year 1941 was more than 25% on all sales in your food departments and also, if you are not an "independent" store, more than 25% on the combined sales of the food departments in all the stores in your organization. Do not count a restaurant as a food department. If not in business in 1941, use your most recent fiscal year (or fiscal period, if not in business a full fiscal year).

(b) Your application must be filed in duplicate with your nearest District OPA office on a form which you may get from that office. You may combine on one form the applications of more than one of your stores. If your application is finally approved, OPA will tell you when to begin using the Group 1 mark-ups, and from such time on you shall post a sign in your store designating it as a "Group 1" store, and it shall be considered a Group 1 store for all orders issued under Revised General Order No. 51 and for the purpose of all "special pricing provisions" contained in Maximum Price Regulation No. 423.

(c) If you filed an application under this section or under section 26 of Revised Maximum Price Regulation No. 238, or section 25 of Revised Maximum Price Regulation No. 268 and such application has been denied, you are not eligible for adjustment under this section. If your application has been allowed, you may use the mark-ups for a Group 1 store in Tables A and B of Maximum Price Regulation No. 423 and may consider your store a Group 1 store for the purpose of all "special pricing provisions" contained in that regulation and you must post a Group 1 sign, but you are subject to all other provisions of this regulation.

[Paragraphs (b) and (c) amended by Am. 17, 9 F.R. 5656, effective 5-25-44; and Am. 41, 10 F.R. 2297, effective 3-5-45]

SEC. 28. *How certain stores, where necessary to assure an adequate supply of food in a locality, may apply for mark-up adjustments.* If your store is necessary to provide an adequate supply of food products in a locality; and by reason of remote location, long-term credit, short selling season, or other such unusual operating conditions, you find it impossible to operate under the mark-ups fixed by this regulation you may apply for an adjustment of such mark-ups by filing with your nearest district OPA office two copies of a signed statement giving for your store: (1) its name and address; (2) its group under this regulation; (3) its type (for example, cash-and-carry; service, delicatessen); (4) the approximate number of its food customers; (5) the total number of stores selling food in its community; (6) its distance from the nearest store selling food and the name and address of that store; and (7) the reasons why you are unable to operate under the mark-ups fixed by this regulation.

If you have more than one store you may file one application for all your stores which meet the conditions stated above. Your application must state separately for each store the specific information this section calls for.

SEC. 29. *Applications for adjustment.* Any Regional Office of the OPA, or such offices as may be authorized by order issued by the appropriate Regional Office, may act on all applications for adjustment under the provisions of this regulation, and may deny any application filed under section 27 or revoke any order granting adjustment under that section if denial of such application would not cause the applicant a substantial financial hardship. Applications for adjustment are governed by Revised Procedural Regulation No. 1.[1]

[Sec. 29 amended by Am. 6, 8 F.R. 15251, effective 11-9-43]

SEC. 29a. *Regional adjustment of poultry mark-ups.* Each Regional Administrator of the OPA is hereby authorized to reduce the mark-ups listed in Table B in section 39 (a) for retailers in any area or locality within his jurisdiction for sales of any poultry items in connection with adjustments made pursuant to section 2.3 of Second Revised Maximum Price Regulation No. 269, whenever such action is necessary to prevent an increase in the ceiling prices at which such poultry items may be sold by retailers.

[Sec. 29a added by Am. 1, 8 F.R. 10569, effective 7-27-43 and amended by Am. 72, 11 F.R. 5929, effective 6-5-46]

ARTICLE IV—MISCELLANEOUS PROVISIONS

SEC. 30. *How you find the "annual gross sales" of your store.* (a) To find your "annual gross sales," take your total sales for the calendar year 1945. Include all sales as shown on your books, except sales made by a restaurant operated in conjunction with your store. You can use your Federal Income Tax Return to get your gross sales for all or part of the calendar year 1945 which is covered by such return. If you own more than one store, figure the sales for each store separately, treating each as a separate retailer.

(b) If you were in business during only part of the year 1945, you must divide your total sales for 1945 by the number of weeks you were in business. This will give you your weekly average sales. Multiply this figure by 52 and the result is your "annual gross sales."

[Sec. 30 amended by Am. 17, 9 F.R. 5656, effective 5-25-44; Am. 41, 10 F.R. 2297, effective 3-5-45; and Am. 63, 10 F. R. 15466, effective 1-2-46]

SEC. 31. *How you determine your group in certain special cases*—(a) *Department stores.* If you operate a department store, that is, a store in which the greater volume of sales is general merchandise and not foods, and you sell foods in a separate department or departments, you must determine your group by using only the "annual gross sales" of your food department or departments.

[1] 9 F.R. 10476, 13715; 10 F.R. 11295.

(b) *Stores in which more than one retailer operates.* (1) If you sell food in a retail food store in which there are other food retailers, none of whom sells a complete line of the same general class of food, you must find your group by taking the combined "annual gross sales" of all the food retailers in that store. If you are unable to get the "annual gross sales" from the other food retailers in that store, you shall apply, in writing, to your nearest OPA District Office, for a determination of your group, stating your own "annual gross sales" figure for the applicable year. Each District Director is authorized to act on requests covering stores located within his district, and action taken shall be by order.

[Subparagraph (1) amended by Am. 55, 10 F.R. 12265, effective 10-4-45]

(2) If you sell foods in a retail store in which more than one retailer sells a complete line of the same general class of food, you will be considered as operating a separate retail store of your own, and you must determine your group by using only your own sales.

(c) *New stores.* If you open a retail store after January 1, 1946 you may consider yourself a Group 1 or Group 3 retailer, depending upon whether or not at that date your store is an "independent" store. You must figure your ceiling prices accordingly. (If you are a Group 1 store, you must figure your ceiling prices under Maximum Price Regulation No. 423). However, after you have been in business for three months you must determine again what group your store is in. To do this, take your total sales for the three-month period and multiply by four. Use the result as your "annual gross sales" in determining the group in which your store belongs.

[Above paragraph amended by Am. 17, 9 F.R. 5656, effective 5-25-44; Am. 41, 10 F.R. 2297, effective 3-5-45; and Am. 63, 10 F.R. 15466, effective 1-2-46]

If you find that your store should now be in another group, you may continue to use the Group 1 or 3 mark-ups until the second Thursday following the end of the 3-month period, by which time you must have refigured all your ceiling prices using the mark-ups for your new group. For "dry grocery" items use the same "net cost" which you used in figuring your ceiling prices in effect at the end of the 3-month period. For "perishable" items, you shall use as your "net cost" the same "net cost" which you would have used in refiguring your ceiling prices on that Thursday under section 8. If, under that section, you would not have been required to refigure your ceiling price for any item on that Thursday, you shall use as your "net cost" for that item the same "net cost" on which your existing ceiling price at that time is based.

(d) *Discontinuance of stores.* (1) If you are not an "independent" store and you close one or more of your stores so that you now have less than 4 stores under one ownership, you may find your group for each of the remaining stores by determining the "annual gross sales" under section 30 (a), treating each store as an "independent" store.

(2) If you are not an "independent" store and you close one or more of your stores, but 4 or more stores continue under one ownership, you may refigure the combined "annual gross sales" under section 30 (a) for those remaining in operation. If the combined "annual gross sales" are not $500,000 or more, you may then determine your group for each store, treating each as an "independent" store.

(3) If you find that any store is now in another group, you may refigure all of your ceiling prices for that store before the opening of business on any Thursday. For "dry grocery" items, you must use as your "net cost" the same "net cost" you used in figuring your existing ceiling prices. For "perishable" items, you must use as your "net cost" the same "net cost" which you would have used in refiguring your ceiling prices on that Thursday under section 8 of this regulation if a Group 4 store (or under section 8 of Maximum Price Regulation No. 423 if a Group 1 or Group 2 store). If, under that section, you would not have been required to refigure your ceiling price for any "perishable" item on that Thursday, you must use as your "net cost" for that item the same "net cost" on which your existing ceiling price is based. Further, if any store is now in Group 1 or Group 2, it is subject to all other provisions of Maximum Price Regulation No. 423.

[Paragraph (d) added by Am. 9, 8 F.R. 15607, effective 11-20-43]

SEC. 32. *Taxes.* You may collect, in addition to your ceiling price, any tax upon or incident to a sale at retail of food covered by this regulation if you state the tax separately, and if the statute or ordinance does not prohibit sellers from stating and collecting the tax separately from the price.

SEC. 33. *Transfer of business and stock in trade.* If, after August 5, 1943, you acquire in any way the business, assets, and stock in trade of any retail store covered by this regulation and you carry on the business, or continue to deal in the same type of food products in that same store, your ceiling prices shall be the same as those of the former owner if no transfer had taken place. You must keep all the records needed to verify your ceiling prices. The former owner must either preserve and make available to you, or give you, all the records of his transactions before you acquired the store which you need to comply with the record provisions of this regulation.

If the transfer changes the business from one group of retail stores to another, your ceiling prices shall be those for the group of retailer to which you belong under this regulation.

SEC. 34. *Export sales.* The ceiling prices at which a person may export any product covered by this regulation shall be determined in accordance with the

Second Revised Maximum Export Price Regulation [22] issued by the OPA.

SEC. 35. *Relation to other regulations.* The provisions of this Maximum Price Regulation No. 422, except as otherwise provided in this regulation, shall, on and after August 5, 1943, supersede the provisions of Revised Maximum Price Regulation No. 238, Maximum Price Regulation No. 250,[23] Revised Maximum Price Regulation No. 256,[24] Revised Maximum Price Regulation No. 268, the General Maximum Price Regulation, and any other applicable price regulation or order issued by the OPA except any order issued pursuant to General Order 51 with respect to sales and deliveries for which ceiling prices are established by this regulation.

SEC. 36. *Definitions*—(a) *"Retail route seller."* A "retail route seller" is a retailer who distributes food products to ultimate consumers who are not commercial, industrial or institutional users, either on a future delivery basis or otherwise, from an inventory stocked in trucks or other conveyances operated by driver-salesmen over regular routes. A retailer, most of whose business is the personal solicitation of orders by salesmen calling at the homes or places of business of ultimate consumers, who are not commercial, industrial or institutional users, shall also be considered a retail route seller. A retailer is a "retail route seller" only of the food products he sells in this way.

(b) *Health food stores.* A "health food store" or "health food department" is one whose sales to consumers consist principally of "specially prepared dietetic foods." For the purposes of this regulation a "health food department" is a separate and distinct department operated by separate and specially trained personnel and for which separate records and accounts are maintained.

"Specially prepared dietetic foods" are foods manufactured and sold for restricted diets and for special dietetic purposes, including but not limited to, specially prepared foods for diabetic or arthritic conditions, or high blood pressure; specially prepared weight building or tonic foods; and vitamin or mineral supplements.

[Paragraph (b) amended by Am. 50, 10 F.R. 9272, effective 8-2-45]

(c) *Delivery.* Delivery of an item covered by this regulation shall be considered to have occurred when the item has been received by you at your usual receiving point.

(d) *Usual receiving point.* Your usual receiving point will be either your retail store or your warehouse from which you supply your retail stores, depending upon where you normally receive the particular item you are pricing under this regulation.

(e) *Item.* You must determine a separate ceiling price for each item; that is, for each kind, brand, size, variety, grade, container-type, and container-size, except for fresh fruits and vegetables. Separate fresh fruit and vegetable items shall be those defined as separate in the definitions accompanying Table B.

(f) *Manufacture or otherwise process.* "Manufacture or otherwise process" shall mean blending, freezing, canning, preserving, bottling, milling, crushing, straining, roasting, centrifuging, cooking, distilling, purifying with heat, and other similar operations, and packaging of spices, tea and gelatin in the manner described in section 18.

Packaging as used in section 18, ripening of bananas, printing of butter, candling and grading of eggs and killing and dressing of poultry shall not be considered manufacturing or processing under this regulation.

[Paragraph (f) amended by Am. 43, 10 F.R. 5370, effective 5-17-45]

(g) *Group 1 retailer.* A retailer is in Group 1 if he is an "independent" retailer with an "annual gross sales" of less than $50,000.

(h) *Group 2 retailer.* A retailer is in Group 2 if he is an "independent" retailer with an "annual gross sales" of $50,000 or more, but less than $250,000.

(i) *Great Lakes marine supplier.* "Great Lakes marine supplier" means a person operating a selling establishment which buys and resells food products for the most part to "operators of a lake vessel or vessels," for consumption aboard such vessel or vessels, with delivery from shore locations by use of truck or launch facilities. "Operator of a lake vessel or vessels" means any person who owns or operates a lake vessel or vessels, other than passenger boats, engaged in shipping upon the Great Lakes, and who in operating such vessels purchases or receives food products covered by this regulation from a Great Lakes marine supplier for consumption aboard such vessels. Excluded from this definition are hotel supply houses as defined in Second Revised Maximum Price Regulation No. 269, hotel and restaurant supply houses as defined in Maximum Price Regulation No. 271, and purveyors as defined in Maximum Price Regulation No. 426.

[Paragraph (i) added by Am. 58, 10 F.R. 13073, effective 10-25-45]

SEC. 37. *Geographical applicability.* The provisions of this regulation shall apply to the 48 states of the United States and to the District of Columbia.

ARTICLE V—TABLES

SEC. 38. *Table of mark-ups for "dry groceries"* (Table A). (a) *Table A: Mark-ups over "net cost" allowed to Group 3 and Group 4 retailers for dry groceries covered by this regulation by commodities.*

TABLE A—MARK-UPS OVER "NET COST" ALLOWED TO GROUP 3 AND GROUP 4 RETAILERS FOR DRY GROCERIES COVERED BY THIS REGULATION BY COMMODITIES

Food commodities	Allowed mark-ups over net cost: Group 3. Retailer other than independent, with annual volume under $250,000	Group 4. Any retailer with annual volume of $250,000 or more
	Percent	*Percent*
1. Baby foods	21	19
2. Cereals, breakfast	13	11
3. Cocoa, chocolate, and cereal drink preparations	22	21
4. Coffee	12	11
5. Cookies, crackers, toast and crumbs	25	23
6. Corn meal and hominy	23	21
7. Dog and cat foods	21	19
8. Fish, processed	21	21
9. Flour and flour mixes	23	15
10. Fruits, berries and fruit juices (canned) except fruit cocktail, pineapple, peaches and pears	24	22
11. Fruit cocktail, pineapple, peaches and pears (canned) except juices	21	19
12. Fruits, dried and dehydrated	23	22
13. Frozen foods	27	27
14. Gelatin and pudding mixtures	21	13
15. Jams, jellies, preserves, honey and peanut butter	31	31
16. Lard, pure	13	10
17. Macaroni and spaghetti products	27	26
18. Mayonnaise and salad dressing	22	22
19. Meat, canned	15	14
20. Milk, canned	10	9
21. Oils, cooking and salad	24	15
22. Oleomargarine	14	14
23. Pickles and relishes	31	31
24. Rice	24	20
25. Shortening, hydrogenated	7	6
26. Shortening, other	13	9
27. Soups, canned	19	19
28. Soups, dehydrated	31	27
29. Spices	46	46
30. Sugar	7	6
31. Syrups	24	21
32. Tea	25	23
33. Vegetables and vegetable juices (canned) except corn, green and wax beans, peas, tomatoes and tomato juice	26	23
34. Corn, green and wax beans, peas, tomatoes and tomato juice (canned)	21	19
35. Vegetables, dried and dehydrated	34	29
36. Vinegar	27	26
37. Miscellaneous foods	35	15

[Table amended by Am. 2, 8 F.R. 10987, effective 8-5-43; Am. 6, 8 F.R. 15251, effective 11-24-43; and Am. 14, 9 F.R. 4017, effective 5-1-44; and corrected, 9 F.R. 6951, effective as of 5-25-44]

(b) *Commodity definitions.* These definitions apply to both domestic and imported items.

(1) "Baby foods" means "baby" or "junior" soups, fruits, vegetables, meats and mixtures thereof packed in hermetically sealed containers. Excluded are dry baby cereals.

(2) "Cereals, breakfast" means bulk or packaged cereal items of any size commonly used as breakfast foods, both un-cooked and ready-to-eat types including, but not limited to, bran flakes, farina, popped rice, and rolled oats. Excluded are barley, corn meal, corn grits, hominy grits and flakes, rice, wheat bran flour, wheat germ and dry baby cereals. Also excluded are cereals mixed or coated with a confection, in the proportion of two thirds or more confection to one third cereal by weight.

[Subparagraph (2) amended by Am. 17, 9 F.R. 5656, effective 5-25-44]

(3) "Cocoa, chocolate and cereal drink preparations" includes, but is not limited to, coffee substitutes or extenders, chicory, malted milk preparations containing less than 35 percent malted milk, chocolate syrup packed in consumer sizes, chocolate bits, cooking chocolate and packaged powdered skim milk (spray process). Excluded are chocolate confections, bittersweet bars, milk chocolate, chocolate syrup packed in No. 10 tins or larger or one gallon containers or larger, powdered whole milks, powdered skim milk packaged in tin in an inert gas, malted milk, and any preparation containing 35 percent or more malted milk.

[Subparagraph (3) amended by Am. 2, 8 F.R. 10987, effective 8-5-43; Am. 6, 8 F.R. 15251, effective 11-24-43, and Am. 39, 10 F.R. 1505, effective 2-8-45]

(4) "Coffee" means roasted coffee, whole or ground, decaffeinated coffee, coffee concentrates, and any mixtures of coffee with other products for beverage purposes.

(5) "Cookies, crackers, toast, and crumbs" includes, but is not limited to, biscuits, Christmas cookies, fig bars, graham crackers, pretzels, rye crackers, zwieback, melba toast, bread crumbs, cracker crumbs, cookies, matzo, matzo meal, and related matzo products. Excluded are bread, pies, cakes, doughnuts, coffee cakes, rolls, candies, Passover matzo, Passover matzo meal, related Passover matzo products, and any bakery products which you manufacture. Also excluded are any items which are bought by you in bulk and sold loose.

[Subparagraph (5) amended by Am. 2, 8 F.R. 10987, effective 8-5-43 and Am. 10, 8 F.R. 17370, effective 1-8-44]

(6) "Corn meal and hominy" means bulk or packaged (in any size) corn meal, corn grits, hominy, hominy grits, hominy flakes, and prepared hominy. Excluded is canned hominy which is in "Vegetables and vegetable juices canned".

(7) "Dog and cat food" shall not include any item prepared by you for pet food, or any frozen dog or cat food.

(8) "Fish, processed" includes, but is not limited to, canned fish, canned seafood, and salted, pickled, smoked, dried or otherwise processed fish, such as fish cakes, roe, clam juice, and oyster puree. Excluded are fresh or frozen fish, fresh or frozen seafood, frozen food products in which fish or seafood are combined with other ingredients, and caviar.

[Subparagraphs (7) and (8) amended by Am. 6, 8 F.R. 15251, effective 11-9-43]

(9) "Flour and flour mixes" means all bulk or packaged (in any size) flour and flour mixes milled from wheat, semolina, farina, buckwheat, corn, rice, and potatoes, including, but not limited to, prepared pancake, cake, biscuit, pie crust and gingerbread mix.

(10) "Fruits, berries and fruit juices, canned" includes, but is not limited to, apple sauce, apple cider, berry juices, concentrated fruit juices, citrus fruits and juices, cranberry jelly and sauce, fountain fruits, maraschino cherries, fruit nectars, bulk apple cider and pineapple juice. "Canned" means processed and packed in any container, whether or not hermetically sealed. Excluded are apple butter, fruit butters, jams, jellies, fruit preserves, cocoanut, olives, baby foods, dried fruits, dehydrated fruits, fruit cocktail, pineapple (except pineapple juice), peaches, pears, and frozen fruits.

[Subparagraph (10) amended by Am. 17, 9 F.R. 5656, effective 5-25-44; and Am. 24, 9 F.R. 10258, effective 8-26-44]

(11) "Fruit cocktail, pineapple, peaches, and pears (canned) except juices" shall include fruit salad. Excluded are frozen fruits. "Canned" means processed and packaged in any container, whether or not hermetically sealed.

[Subparagraph (11) amended by Am. 17, 9 F.R. 5656, effective 5-25-44]

(12) "Fruits, dried and dehydrated" (packaged or bulk) includes but is not limited to, stuffed dried fruits, dried dates and figs, pitted dates and macerated dates. Excluded are fruit confections, candied or glaced fruits and peels, fresh dates and date products.

NOTE: The 1943 pack of dried fruits shall be considered a different item from the 1942 pack of dried fruits, and you must figure separate ceiling prices for each item of the 1943 pack. The 1944 pack shall also be considered a different item from the 1943 and earlier packs, and you must figure separate ceiling prices for each item of the 1944 pack.

[Subparagraph (12) amended by Am. 9, 8 F.R. 15607, effective 11-20-43; Am. 13, 9 F.R. 3648, effective 4-8-44; corrected 9 F.R. 6951, effective as of 5-25-44; amended by Am. 28, 9 F.R. 11901, effective 9-27-44; and Am. 43, 10 F.R. 5370, effective 5-17-45]

(13) "Frozen foods" means packaged quick-frozen or cold-packed foods, sold from refrigerated cabinets or lockers, including but not limited to all fruits, berries, fruit or berry juices, and mixtures (except any of the foregoing in containers of a capacity of more than 50 pounds), vegetables, vegetable juices and mixtures, including mushrooms, dog and cat food not prepared by you for pet food, apple sauce, macaroni and spaghetti products, chop suey, gravies, pork-and-beans, soups, food products in which meat, chicken, turkey, fish or seafood are combined with other ingredients, meat stews, and corned beef hash. Excluded are frozen pies and pastries, frozen meat, poultry, fish and seafood, ice cream, sherbet and frozen confections.

NOTE: The 1943 pack of canned fruits and frozen fruits shall be considered different items from the 1942 pack of fruits and you must figure separate ceiling prices for each item of the 1943 pack.

[Subparagraph (13) amended by Am. 6, 8 F.R. 15251, effective 11-24-43; corrected 8 F.R. 17369, effective 12-23-43; amended by Am. 24, 9 F.R. 10258, effective 8-26-44; Am. 27, 9 F.R. 11711, effective 9-21-44; and Am. 37, 9 F.R. 15047, effective 1-2-45]

(14) "Gelatin and pudding mixtures" includes, but is not limited to, gelatin, gelatin desserts, tapioca, arrowroot, consumer ice cream mixes, and rennet.

(15) "Jams, jellies, preserves, honey and peanut butter" includes, but is not limited to, tomato preserves, marmalade, fruit preserves, fruit butters, smooth or crunch-type nut butters, honey butter, and all extracted honey (including combinations of extracted and comb honey) packaged in containers of a capacity of 15 pounds or less. Excluded are cranberry jelly or sauce.

[Subparagraph (15) amended by Am. 13, 9 F.R. 3648, effective 4-8-44]

(16) "Lard, pure" (packaged or bulk) includes, but is not limited to, rendered pork fat. Excluded are lard compounds which are classed as "Shortenings, other".

(17) "Macaroni and spaghetti products" includes, but is not limited to, bows, egg alphabets, macaroni, spaghetti, vermicelli, "sea shells," noodles, macaroni dinners, and spaghetti dinners. Excluded are ravioli, tamales, dry noodle soup mixtures, spaghetti-and-meatballs, chicken-and-noodles, Chinese-style noodles, and frozen macaroni and spaghetti products.

[Subparagraph (17) amended by Am. 6, 8 F.R. 15251, effective 11-24-43]

(18) "Mayonnaise and salad dressing" includes, but is not limited to, tartar sauce, relish spreads, other mayonnaise spreads, and french dressing. Excluded are olive oil and meat spreads.

(19) "Meat, canned" includes, but is not limited to, canned or glassed chicken and turkey products, chicken-and-noodles, chili con carne, meat spreads, meat gravy, pickled meats, ravioli, spaghetti-and-meatballs, stews, tamales and tripe. Excluded are mincemeat, any canned meat which is removed from the can by the retailer and sold sliced in smaller amounts, frozen food products in which meat, chicken and turkey are combined with other ingredients, frozen meat gravies, and frozen meat stews.

[Subparagraph (19) amended by Am. 6, 8 F.R. 15251, effective 11-24-43]

(20) "Milk, canned" means evaporated or condensed cow milk, including, but not limited to, filled evaporated milk products. Excluded are fresh milk, cream, powdered milks, and goat milk.

(21) "Oils, cooking and salad" means all vegetable, fruit and leaf plant oils, cooking fats other than shortening, and pure olive oil packaged in containers of one-half gallon or more but not exceeding one gallon. Excluded are prepared dressings and pure olive oil packaged in containers of less than one-half gallon.

[Subparagraph (21) amended by Am. 39, 10 F.R. 1505, effective 2-8-45]

(22) "Oleomargarine" means any product labelled "oleomargarine".

(23) "Pickles and relishes" (packaged or bulk) includes, but is not limited to chow chow, pickled fruits, pickled onions, pickled peppers, pickled relishes, pickled rind, and pickled vegetables. Excluded are mayonnaise-relish spreads, and tartar sauce.

(24) "Rice" packaged or bulk, means all rice (including second heads) of the grades defined by the Department of Agriculture bulletin of Standards for Milled Rice (effective May 15, 1942). Ex-

[22] 8 F.R. 4132, 5987, 7662, 9998, 15193; 9 F.R. 1036, 5435, 5923, 7201, 9834, 11273, 12919, 14346; 10 F.R. 863, 923, 2432, 6590, 8746, 8611, 9586, 10029, 15348, 11 F.R. 1297.

[23] 7 F.R. 8705, 9898, 10014, 10994; 8 F.R. 2673, 10559.

[24] 7 F.R. 10473; 8 F.R. 1266, 2106, 2673, 3946, 5164, 7821.

cluded are rice flour, rice flakes, popped rice, wild rice, and screenings and brewers' rice graded as Class XIII and Class XIV, respectively, by the above mentioned bulletin.

[Subparagraph (24) amended by Am. 10, 8 F.R. 17370, effective 1-8-44; Am. 24, 9 F.R. 10258, effective 8-26-44; and Am. 43, 10 F.R. 5370, effective 5-17-45.]

(25) "Shortening, hydrogenated" means all fully hydrogenated shortenings.

(26) "Shortening, other" means shortenings other than fully hydrogenated shortening. Excluded are butter, lard, oleomargarine, and suet.

(27) "Soups, canned" includes all soups, broths and chowder. Excluded are meat stews, "baby" or "junior" soups, dehydrated soups, and frozen soups.

NOTE: The 1943 pack of canned vegetable soups shall be considered a different item from the 1942 pack of canned vegetable soups, and you must figure separate ceiling prices for each item of the 1943 pack.

[Subparagraph (27) amended by Am. 1, 8 F.R. 10569, effective 7-27-43 and Am. 6, 8 F.R. 15251, effective 11-24-43. Corrected, 8 F.R. 17369, effective 12-23-43]

(28) "Soups, dehydrated" means dry mixtures sold for soup-making, including, but not limited to, bouillon concentrates, and dry noodle soup mixtures. Excluded are other macaroni or noodle products, lentils, and dried peas.

(29) "Spices" includes, but is not limited to, bayleaves, caraway seed, dried peppers, dry chili, celery seed, celery salt, celery flakes, chili powder, garlic, garlic salt, dry mustard, onion salt, onion flakes, poultry seasoning, poppy seed, seasoned salt, sesame seed, thyme, and cream of tartar. Excluded are table salt, spice oils, candied ginger, raw spices and spice seeds in containers of the customary unit and weight in which they are imported into the United States, and wooden or other type trays designed as permanent kitchen furniture containing sets of assorted spices.

[Subparagraph (29) amended by Am. 24, 9 F.R. 10258, effective 8-26-44]

(30) "Sugar" means all bulk or packaged cane or beet sugar, including cinnamon sugar.

(31) "Syrups" means all malt, molasses, cane, maple, and table corn syrups and imitations and blends. Excluded are chocolate and ice cream sundae syrups, fruit syrups for making beverages, molasses sold for feed purposes, sorghum syrup and unmixed corn syrup.

[Subparagraph (31) amended by Am. 10, 8 F.R. 17370, effective 1-8-44; and Am. 23, 9 F.R. 9719, effective 8-14-44]

(32) "Tea" includes bulk or packaged tea, tea bags and matte. Excluded are sales of tea in containers of the customary unit and weight in which they are imported into the United States.

[Subparagraph (32) amended by Am. 43, 10 F.R. 5370, effective 5-17-45.]

(33) "Vegetables and vegetable juices, canned" includes, but is not limited to, blackeye, crowder, cream and field peas, baked beans, sauerkraut, rhubarb, chili sauce, cocktail sauce, canned hominy, mushrooms, mushroom sauce, tomato catsup, tomato paste, tomato puree, pimientos, and Chinese style foods including soy sauce and brown sauce. "Canned" means processed and packaged in any container, whether or not hermetically sealed. Excluded are vegetable soups, "baby" or "junior" foods, pickles, corn, green and wax beans, peas (except canned blackeye, crowder, cream and field peas), tomatoes, tomato juice and frozen vegetables.

[Subparagraph (33) amended by Am. 9, 8 F.R. 15607, effective 11-20-43; and Am. 24, 9 F.R. 10258, effective 8-26-44]

(34) "Corn, green and wax beans, peas, tomatoes, and tomato juice (canned)." Excluded are frozen vegetables and canned blackeye, crowder, cream and field peas. "Canned" means processed and packaged in any container, whether or not hermetically sealed.

NOTE: The 1943 pack of canned vegetables and frozen vegetables shall be considered different items from the 1942 pack of vegetables and you must figure separate ceiling prices for each item of the 1943 pack.

[Subparagraph (34) amended by Am. 9, 8 F.R. 15607, effective 11-20-43]

(35) "Vegetables, dried and dehydrated" (packaged or bulk) includes, but is not limited to, dried beans, blackeye peas, dried mushrooms, dried peas, and lentils. Excluded are dry soup mixes, hominy, garlic, celery flakes, onion flakes, dried chili, and dried peppers.

(36) "Vinegar" (bottled or bulk) includes, but is not limited to, pure cider vinegar, distilled vinegar, malt vinegar, wine vinegar, and tarragon vinegar.

(37) "Miscellaneous foods" shall include all other dry grocery items except those specifically excluded in paragraph (c) of this section. Among the items included under this heading are the following:

Baking powder.
Baking soda.
Barley (pearl)
Caviar.
Cocoanut, shredded, desiccated, or moist.
Cookies, crackers, toast and crumbs bought by you in bulk and sold loose.
Corn starch, edible or gloss, packaged in containers of ten pounds or less (excluded are powdered prepared laundry starching compounds).
Date products.
Egg nog (non-alcoholic), bottled.
Extracts.
Flavorings.
Food colorings.
Fruit pectins.
Fruit syrups for making beverages. (Excluded are fruit syrups used by rectifiers, blenders, restaurants and bars for making alcoholic mixed drinks.)
Gift or holidays packages bought assembled, and containing one or more items covered by this regulation.
Glaced or candied fruits and peels.
Ice cream sundae syrups, including chocolate syrup packed in No. 10 tins or larger or one-gallon containers or larger.
Meat flavorings.
Meat sauces, except catsup, cocktail sauce, and chili sauce.
Mincemeat.
Mustard, prepared.
Olives.
Olive oil, pure (packaged in containers of less than one-half gallon).
Pie filling.
Popcorn, not popped.
Potatoes, Julienne, packed in hermetically sealed containers.
Potatoes, shoestring, packed in hermetically sealed containers.
Pudding, date.
Pudding, fig.
Pudding, plum.
Salt, table, packaged in cartons, bags or pockets containing 100 pounds or less, kosher salt in cartons, and salt packaged in containers of 10 pounds or less and labeled by the manufacturer as ice cream salt (excluded are onion, celery or garlic salt, and meat-curing or smoked salt).
Spice oils.
Tom and Jerry batter, bottled.
Yeast.

[Subparagraph (37) amended by Am. 1, 8 F.R. 10569, effective 7-27-43; Am. 2, 8 F.R. 10987, effective 8-5-43; Am. 6, 8 F.R. 15251, effective 11-24-43; Am. 10, 8 F.R. 17370, effective 1-8-44; Am. 13, 9 F.R. 3648, effective 4-8-44; Am. 17, 9 F.R. 5656, effective 5-25-44; Am. 23, 9 F.R. 9719, effective 8-14-44; Am. 26, 9 F.R. 11537, effective 9-16-44; Am. 39, 10 F.R. 1505, effective 2-8-45; and Am. 43, 10 F.R. 5370, effective 5-17-45.]

(c) *Commodities not included in this regulation.* Excluded from this regulation are:

Baked beans, prepared by the retailer.
Baked goods, fresh (except cookies, crackers, toast and crumbs).
Beer.
Bird seed and gravel.
Bread.
Buttermilk, fresh.
Candied ginger.
Candy.
Cereals mixed or coated with a confection in the proportion of ⅔ or more confection to ⅓ cereal by weight.
Comb honey.
Corn starch, edible or gloss (packaged in containers of more than ten pounds).
Corn sugar.
Corn syrup, unmixed.
Cream.
Dry baby cereals.
Feed, animal or poultry (other than pet food).
Fresh fruits and vegetables (except as included in Table B).
Frozen fish and seafood.
Frozen fruits, berries, fruit or berry juices, and mixtures, in containers of a capacity of more than 50 pounds.
Fruit cake.
Fruit and vegetable powders for making beverages.
Goat's milk, canned.
Green coffee in containers of the customary unit and weight in which they are imported into the United States.
Ice cream cones.
Ice cream, sherbets, and frozen confections.
Laundry starching compounds, powdered prepared.
Liquors.
Malted milk and any preparation containing 35% or more malted milk.
Maple sugar.
Meat and fish (except "Fish, processed" and "Meat, canned").
Milk, fresh.
Whole milk, powdered, and powdered skim milk packaged in tin in an inert gas.
Mineral oil.
Molasses sold for feeding purposes.
Nuts.
Olive oil, pure (packaged in containers of a capacity of more than one gallon).
Passover matzo, Passover matzo meal, and related Passover matzo products.
Peanuts.
Pet foods (except cat and dog foods or any frozen cat or dog foods).
Popcorn, popped.
Potato chips.
Powdered skim milk, bulk.
Raw spices and spice seeds in containers of the customary unit and weight in which they are imported into the United States.
Salads and relishes prepared by the retailer.
Salt not covered by section 32 (b) (37).
Soft drinks.
Sorghum syrup.
Spices in assorted sets contained in wooden or other type trays designed as permanent kitchen furniture.
Tamales, bulk.
Tea in containers of the customary unit and weight in which they are imported into the United States.
Tortillas.
Vitamin concentrates.
Wheat germ.
Wild rice and screenings and brewers' rice.
Wine.

[Paragraph (c) amended by Am. 1, 8 F.R. 10569, effective 7-27-43; Am. 2, 8 F.R. 10987, effective 8-5-43; Am. 6, 8 F.R. 15251, effective 11-24-43; Am. 10, 8 F.R. 17370, effective 1-8-44; Am. 13, 9 F.R. 3648, effective 4-8-44; Am. 17, 9 F.R. 5656, effective 5-25-44; Am. 23, 9 F.R. 9719, effective 8-14-44; Am. 24, 9 F.R. 10258, effective 8-26-44; Am. 27, 9 F.R. 11711, effective 9-21-44; Am. 35, 9 F.R. 14000, effective 12-21-44; Am. 39, 10 F.R. 1505, effective 2-8-45; Am. 43, 10 F.R. 5370, effective 5-17-45; and Am. 72, 11 F.R. 5929, effective 6-5-46]

SEC. 39. *Table of mark-ups for "perishables" (Table B)—(a) Table B: Mark-ups over "net cost" allowed to Group 3 and Group 4 retailers for "perishables" covered by this regulation by commodities.*

TABLE 1—MARK-UPS OVER "NET COSTS" ALLOWED TO GROUP 3 AND GROUP 4 RETAILERS FOR PERISHABLES COVERED BY THIS REGULATION BY COMMODITIES

I. Food commodities	Allowed mark-ups over net cost		"Selling unit" in which selling price must be calculated
	Group 3. Retailer other than independent with annual volume under $250,000	Group 4. Any retailer with annual volume of $250,000 or more	
	Percent	*Percent*	
(1) Dairy products:			
Butter	8	8	1 pound.
Cheese	24	22	1 pound or 1 package.
Eggs, shell	14	12	1 dozen.
(2) Fresh fruits:			
Bananas, bought on the stem	34	34	1 pound.
Bananas, bought in hands	25	25	1 pound.
Berries	34	34	1 quart, 1 pint or 1 pound.
Citrus fruits	36	36	*1 pound or 1 dozen. (Grapefruit, 1 grapefruit or 1 pound).
Grapes, juice	15	15	1 lug or 1 pound.
Grapes, table	40	40	1 pound.
Red sour cherries	34	34	1 quart or 1 pound.
(3) Fresh vegetables:			
Lettuce, dry	40	40	*1 pound.
Potatoes, sweet	40	35	*1 pound.
Potatoes, white	40	40	*1 pound.
Tomatoes	30	28	*1 pound.
Vegetables in unbroken packages	40	40	1 pound or 1 package.
(4) Poultry:			
Turkey (except turkey) sold as purchased: Bought live and sold live, bought dressed and sold dressed, bought drawn and sold drawn, bought dressed and sold frozen, bought kosher-killed and sold kosher-killed, bought kosher dressed and plucked and sold kosher dressed and plucked, bought split or cut-up frozen and sold split or cut-up (boxed and other pack)	20	20	1 pound.
Poultry (including turkey) sold as dressed weight basis. (Multiply live cost per pound by applicable figure in table. This establishes selling price per pound, dressed weight.)			
Turkey, bought live and sold live	36	36	1 pound.
Turkey, bought live and sold dressed, bought dressed and sold dressed, bought kosher-killed and sold kosher-killed, bought kosher dressed and plucked and sold kosher dressed and plucked, bought drawn and sold drawn, bought frozen and sold frozen, bought split and sold split, bought cut-up and sold cut-up (boxed and other pack)	20	20	1 pound.
	17	15	1 pound.

TABLE II—MARK-UPS OVER "NET COSTS" ALLOWED TO GROUP 3 AND GROUP 4 RETAILERS FOR PERISHABLES COVERED BY THIS REGULATION BY COMMODITIES—Continued

II. Food commodities	Allowed dollars-and-cents mark-ups per "selling unit"		"Selling unit" in which selling price must be calculated
	Group 3. Retailer other than independent with annual volume under $250,000	Group 4. Any retailer with annual volume of $250,000 or more	
	Cents	*Cents*	
(1) Dairy products:			
Apples	2½	2½	1 pound.
Apricots	4½	4½	1 pound.
Avocados, sweet	8½	8½	1 pound.
Coconuts	1½	1½	1 pound.
Cranberries	8	8	1 pound.
Melons, except watermelons	3½	2½	1 pound.
Peaches	3½	2½	1 pound.
Plums	4	4½	1 pound.
Prunes, Italian	4½	4½	1 pound.
Watermelons	3	3	1 pound.
(3) Fresh vegetables:	1	1	1 pound.
Beans, green and wax [1]	4	4	1 pound.
Carrots, without tops, bunched	2½	2½	1 bunch.
Carrots, other than bunched	2	2	1 pound.
Cucumbers, except hothouse cucumbers [2]	2½	2½	1 pound.
Cucumbers, hothouse [3]	6½	6½	1 pound.
Eggplant [4]	5	5	1 pound.
Peas, green	5	5	1 pound.
Peppers, sweet [5]	4½	4½	1 pound.
Spinach	3	3	1 pound.
(4) Poultry:			

[1] The mark-ups for green and wax beans are suspended from July 1, 1945 to October 4, 1945, and shall be automatically reinstated on October 4, 1945.
[2] The mark-ups for cucumbers are suspended from August 1, 1945 to October 4, 1945, and shall be automatically reinstated on October 4, 1945.
[3] The mark-ups for eggplant are suspended from July 23, 1945 to January 3, 1946, and shall be automatically reinstated on January 3, 1946.
[4] The mark-ups for sweet peppers are suspended from July 23, 1945 to January 3, 1946, and shall be automatically reinstated on January 3, 1946.

[Table B amended by Am. 1, 8 F.R. 10569, effective 8-5-43; Am. 3, 8 F.R. 12443, effective 9-16-43; Am. 5, 8 F.R. 13294; effective 10-4-43; Am. 7, 8 F.R. 14053, effective 11-4-43; Am. 10, 8 F.R. 12370, effective 1-8-44; Am. 15, 9 F.R. 4214, effective 4-27-44; Am. 18, 9 F.R. 6828, effective 6-22-44; Am. 19, 9 F.R. 7339 effective 7-5-44; Am. 20, 9 F.R. 7520, effective 7-13-44; Am. 21, 9 F.R. 7937, effective 7-20-44; Am. 22, 9 F.R. 8354, effective 8-10-44; Am. 29, 9 F.R. 12343, effective 10-10-44; Am. 30, 9 F.R. 12593, effective 10-26-44; Am. 34, 9 F.R. 12972, effective 11-2-44; Am. 35, 9 F.R. 14600, effective 12-21-44; Am. 38, 10 F.R. 200, effective 1-11-45; Am. 44, 10 F.R. 5577, effective 5-24-45; Am. 45, 10 F.R. 6235, effective 5-31-45; Am. 48, 10 F.R. 6514, effective 6-6-45; Am. 48, 10 F. R. 8015, effective 7-5-45; Am. 49, 10 F.R. 8656, effective 7-1-45; Am. 51, 10 F. R. 9263, effective 7-28-45; and Am. 54, 10 F.R. 12264, effective 10-4-45; and Am. 61, 10 F.R. 14146, effective 11-15-45. • Items amended by Am. 73, effective 6-15-46]

(b) *Commodity definitions.* These definitions apply to both domestic and imported items.

(1) *Dairy products.* "Butter" (packaged or bulk) means only butter from milk, including, but not limited to, processed, salted, unsalted, and whipped butter. Excluded are peanut, nut, fruit or honey butters.

[Above definition amended by Am. 13, 9 F.R. 3648, effective 4-8-44]

"Cheese" shall include all bulk or packaged cheese (natural or processed), cheese spreads and cheese foods.

[Above definition amended by Am. 43, 10 F.R. 5370, effective 5-17-45.]

"Eggs, shell" means chicken eggs sold for human consumption. Ceiling prices shall be figured for each grade and size (or weight class) of eggs, and the grade and size (or weight class) shall be posted separately with the selling price, except that "ungraded eggs" are to be desig-

nated only as "ungraded eggs." Eggs shall be sold at retail only in the retail grades and sizes (or weight classes) specified in Maximum Price Regulation No. 333, or as "ungraded eggs" which may contain no inedible eggs.

[Above definition amended by Am. 1, 8 F.R. 10569, effective 8-5-43]

(2) *Fresh fruits.* "Fresh fruits" means all the fresh fruits listed, packed or in bulk, which have not been frozen, dried, canned, or otherwise processed. Wrapping, dipping, washing, or crating shall not be considered processing. Each item of fresh fruits which has been transported from the growing area principally by air and which has been individually identified at point of shipment by stamp or label as an air-borne fruit, or which has been wrapped at point of shipment in consumer packages so identified, shall be priced separately.

[Above definition amended by Am. 52, 10 F.R. 9430, effective 7-27-45]

"Apples" means all varieties of fresh apples including, but not limited to, Baldwin, Delicious, Grimes Golden, Winesap, Northern Spy, York Imperial, McIntosh and Rome Beauty. Each variety shall be considered a separate item and priced separately. Each variety of Northwestern grown and similar quality apples shall also be considered a separate item and priced separately.

[Above definition amended by Am. 39, 10 F.R. 1505, effective 2-8-45]

"Apricots" means all varieties of fresh apricots. All apricots shall be considered a single item and priced as such. Excluded are dried apricots.

[Above definition added by Am. 18, 9 F.R. 6828, effective 6-22-44]

"Bananas." Bananas, from different countries of origin such as, but not limited to, Costa Rica, Honduras, Guatemala, and Mexico, shall be considered different "kinds" of bananas, and must be priced separately. "Bananas, bought in hands", means those which have been sold after being cut away from the stem.

"Berries" means blackberries, boysenberries, gooseberries, loganberries, black raspberries, red raspberries, strawberries and youngberries. Each of these eight kinds of berries shall be treated as a separate item and priced separately. Whenever fresh berries are sold in quarts or pints, they must have a minimum net weight of 20 ounces per quart or 10 ounces per pint. If you purchase berries on the basis of a price per pound and sell them in pints or quarts, you must multiply your cost per pound by 20/16 to figure your "net cost" per quart, and by 10/16 to figure your "net cost" per pint.

[Above definition amended by Am. 16, 9 F.R. 4434, effective 4-27-44.]

"Cherries, sweet" means all fresh cherries except "red sour cherries" and "ground cherries." Separate ceiling prices shall be figured for each variety. Varieties shall be Tartarian, Bing, Royal Ann, Lambert, and all other varieties.

[Above definition added by Am. 18, 9 F.R. 6828, effective 6-22-44]

"Citrus fruits" means all fresh citrus fruits including, but not limited to, oranges, lemons, grapefruit and tangerines. Excluded are fresh limes. Separate ceiling prices shall be figured for each variety, each size, and for fruit from different areas. Separate ceiling prices shall also be figured for each container size of fruit purchased already packaged in consumer containers. Varieties shall be oranges, lemons, temple oranges, tangerines (including clementines, king oranges, satsumas and tangelos), white seeded grapefruit, pink seeded grapefruit, white seedless grapefruit, pink seedless grapefruit, and ruby-red grapefruit. Different areas are California, Arizona, Texas, Isle of Pines, Indian River Citrus Area of Florida, and the rest of the State of Florida.

[Above definition amended by Am. 73, effective 6-15-46]

"Coconuts" means all fresh whole coconuts, imported and domestic. Coconuts in husks and coconuts in shells shall be considered separate items and priced separately. Coconuts in husks means the fruit of the coco palm enclosed in thick, fibrous outer coats commonly called husks. Coconuts in shells means the fruit of the coco palm with the outer husks removed.

"Cranberries" means all varieties of fresh cranberries including, but not limited to, Early Blacks, Searls Jumbos and Howes. All varieties shall be considered a single item and priced as such. Cranberries bought and sold in cellophane-wrapped packages weighing one pound shall be considered a separate item and priced separately.

[Above definition added by Am. 30, 9 F.R. 12593, effective 10-26-44]

"Grapes, table" means all varieties of California, Arizona and imported fresh table grapes including, but not limited to, Almeria, Emperor, Red Malaga, White Malaga, Ribier, Thompson Seedless and Tokay. Each variety of domestic table grapes and each variety of imported table grapes shall be considered a separate item and priced separately. "Grapes, juice" means the following varieties of grapes: Alicante, Barberone, Aramon, Burger, Burgundy, Carignane, Chianti, Cinsaut, Gregano, Grenache, Malvoisie, Mataro, Mission, Muscat, Petite Bouschet, Petite Sirah, Valdepena, and Zinfandel. All varieties of juice grapes shall be considered as a single item and priced as such.

[Above definition added by Am. 48, 10 F.R. 8015, effective 7-5-45; amended by Am. 61, 10 F. R. 14146, effective 11-15-45 and Am. 67, 11 F. R. 996, effective 1-31-46]

"Melons, except watermelons" means all melons except watermelons and citron-melon. Separate ceiling prices shall be figured for each variety. Varieties shall be cantaloupes and muskmelons, Honeyball, Honey Dew, Persian, Casaba, Cranshaw, and all other varieties.

[Above definition added by Am. 19, 9 F.R. 7339, effective 7-5-44]

"Peaches" means all varieties of fresh peaches including, but not limited to, Carmen, Early Rose, Triumph, Cumberland, Elberta, Eclipse, and Salway. Each variety shall be considered a separate item and priced separately.

[Above definition added by Am. 21, 9 F.R. 7937, effective 7-20-44]

"Pears" means all varieties of fresh pears, including, but not limited to, Bartlett, Hardy, Keiffer, Comice, Anjou, Bosc, and Winter Nelis. Excluded are Forelle and Seckel varieties. Each variety shall be considered a separate item and priced separately.

[Above definition added by Am. 22, 9 F.R. 9354, effective 8-10-44]

"Plums" means all fresh plums, including damsons, green-gages, and fresh prunes. Excluded are fresh Italian prunes. Varieties include but are not limited to Santa Rosa, Tragedy, Duarte, President, Beauty, Kelsey, Wickson and Burbank. Each variety shall be considered a separate item and priced separately.

"Prunes, Italian" means all grades of fresh Italian prunes. All fresh Italian prunes shall be considered a single item and priced as such.

[Above two definitions added by Am. 18, 9 F.R. 6828, effective 6-22-44]

"Red sour cherries." All red sour cherries shall be considered one item. When you sell red sour cherries by the quart, they must have a minimum net weight of 20 ounces per quart. When you purchase red sour cherries on the basis of a price per pound and sell them in quarts, you must multiply your cost per pound by 20/16 to figure your "net cost" per quart.

"Watermelons" means all grades, sizes, and varieties of watermelons. All grades, sizes, and varieties shall be considered a single item and priced as such. Excluded are citron-melons.

[Above definition added by Am. 20, 9 F.R. 7520, effective 7-13-44]

[Subparagraph (2) amended by Am. 1, 8 F.R. 10569, effective 8-5-43; Am. 3, 8 F.R. 12443, effective 9-16-43; Am. 8, 8 F.R. 15586, effective 11-19-43; and Am. 15, 9 F.R. 4214, effective 4-27-44 and as otherwise noted.]

(3) *Fresh vegetables.* "Fresh vegetables" means all the fresh vegetables listed, packed or in bulk, which have not been frozen, dried, canned or otherwise processed. Wrapping, dipping, washing, shelling, shall not be considered processing. Each item of fresh vegetables which has been transported from the growing area principally by air and which has been individually identified at point of shipment by stamp or label as an air-borne vegetable, or which has been wrapped at point of shipment in consumer packages so identified, shall be priced separately.

[Above definition amended by Am. 52, 10 F.R. 9430, effective 7-27-45]

"Beans, green and wax" means all varieties of green and wax beans, but shall not include limas and English, Fava, and Italian broad beans. Green beans and wax beans shall be considered separate items and priced separately.

["Cabbage" deleted by Am. 46, 10 F.R. 5314, effective 6-6-45]

"Carrots, bunched" means all fresh carrots with tops, bought and sold in bunches weighing not less than one pound. California and similar quality bunched carrots shall be considered as a separate item.

"Carrots, other than bunched" means clipped carrots (carrots with tops not more than 4 inches long), topped carrots (carrots without tops), and all other carrots including bunches weighing less than one pound. Separate ceiling prices shall be figured for each kind. Kinds of "carrots, other than bunched" shall be clipped carrots, topped carrots and all other carrots.

"Cucumbers" means all types and varieties of cucumbers. Field-grown cucumbers and gherkins shall be considered separate items and priced separately. Excluded are hothouse cucumbers.

[Above definition added by Am. 38, 10 F.R. 200, effective 1-11-45]

"Cucumbers, hothouse" means all hothouse cucumbers bought in containers labelled "hothouse", or cucumbers bought individually labelled "hothouse".

[Above definition added by Am. 19, 9 F.R. 7339, effective 7-5-44]

"Eggplants" means all varieties of eggplants. All eggplants shall be considered a single item and priced as such.

"Lettuce" means all head or leaf lettuce including, but not limited to Iceberg, Big Boston and Romaine. Excluded are escarole, chicory and endive. Head lettuce and leaf lettuce shall be considered separate items and priced separately. Each size of Iceberg shall be considered a separate item.

[Above definition amended by Am. 18, 9 F.R. 6828, effective 6-22-44; Am. 39, 10 F.R. 1505, effective 2-8-45; Am. 44, 10 F.R. 5577, effective 5-24-45 and Am. 73, effective 6-15-46]

"Onions, dry" means all dry onions used for human consumption. White onions shall be considered as a separate item and shall be priced as such. Separate ceiling prices shall also be figured for each grade and size and for onions from different growing areas described in Revised Maximum Price Regulation No. 271. Separate ceiling prices shall also be figured for each container size of onions purchased already packaged in consumer containers.

[Above definition amended by Am. 73, effective 6-15-46]

"Peas, green" shall not include Chinese peas. California and similar quality peas shall be considered a separate item and shall be priced as such.

"Peppers, sweet" means all grades and varieties of sweet peppers. All sweet peppers shall be considered a single item and priced as such. Excluded are hot peppers and pimientos.

[Above definition added by Am. 19, 9 F.R. 7339, effective 7-5-44]

"Potatoes, sweet" means all varieties of sweet potatoes. All dry flesh sweet potatoes shall be considered one item, and moist flesh sweet potatoes shall be considered a separate item, and priced separately. Dry flesh sweet potatoes include varieties such as Big Stem Jersey, Little Stem Jersey, and Triumph. Moist flesh sweet potatoes (sometimes called yams) include varieties such as Porto Rico and Nancy Hall.

"Potatoes, white" means all white potatoes used for human consumption or for seed (except foundation stock, certified and war-approved seed potatoes). Separate ceiling prices shall be figured for each grade and size and for potatoes from different growing areas described in Revised Maximum Price Regulation No. 271. Separate ceiling prices shall also be figured for each container size of potatoes purchased already packaged in consumer containers.

[Above paragraph amended by Am. 73, effective 6-15-46]

"Spinach" means all flat and curly leaf spinach, excluding New Zealand, or other greens. Also excluded is spinach bought "washed and packaged" and sold "washed and packaged". All spinach shall be considered a single item and priced as such.

[Above definition amended by Am. 19, 9 F.R. 7339, effective 7-5-44]

"Tomatoes." Hothouse, field-run and packaged tomatoes shall be considered separate items and priced separately.

"Vegetables in unbroken packages" means the fresh vegetables listed in Table E, excluding tomatoes, which are purchased and sold in packages not exceeding one pound net weight (and not exceeding five pounds net weight in the case of spinach), and which have been trimmed, cleaned, washed or otherwise prepared for sale to the consumer ready for consumption without further preparation other than cooking. Each such listed vegetable in unbroken packages and each size package shall be considered separate items and priced separately.

[Above definition added by Am. 19, 9 F.R. 7339, effective 7-5-44]

[Subparagraph (3) added by Am. 15, 9 F.R. 4214, effective 4-27-44; amended by Am. 34, 9 F.R. 12972, effective 11-2-44. Former (3) and (4) redesignated (4) and (5).]

(4) *Poultry.* "Poultry" means all chickens, ducks, geese, and turkeys in any form, excluding "started" poultry sold for breeding purposes, canned poultry and cooked or smoked poultry. Poultry which is drawn by a retailer shall be priced in accordance with the provisions of section 20 (i). Poultry which is bought live, dressed or drawn and is sold by the retailer "cut-up" or in parts, shall be priced in accordance with the provisions of section 20 (j). The definition of "poultry" contained in section 3.5 (a) of Second Revised Maximum Price Regulation 269 (except the provisions of subparagraphs 1, 2, 3, 4, 20 and 21) shall apply to this regulation wherever applicable unless the context clearly requires otherwise. With respect to "frozen poultry" the first sentence of section 3.5 (a) (12) (ix) of Second Revised Maximum Price Regulation 269 shall not apply.

[Subparagraph (4), formerly (3), amended by Am. 7, 8 F.R. 14853, effective 11-4-43; Am. 10, 8 F.R. 17370, effective 1-8-44; Am. 12, 9 F.R. 3510, effective 4-6-44 and Am. 72, 11 F.R. 5929, effective 6-5-46]

(5) [Revoked]

[Subparagraph (5) amended by Am. 23, 9 F.R. 9719, effective 8-14-44 and revoked by Am. 35, 9 F.R. 14600, effective 12-21-44]

SEC. 40. *Table of ceiling prices based on any given "net cost" and mark-up.* (a) *Table C: Retail ceiling prices, for items except fresh fruits and vegetables, obtained by applying any given percentage mark-up to any given net cost.*

TABLE C—RETAIL CEILING PRICES OBTAINED BY APPLYING ANY GIVEN MARK-UP TO ANY GIVEN NET COST

ITEMS WITH A "NET COST" OF FROM 1¢ TO 10¢ PER UNIT

Net cost (per unit)	1¢	1½¢	2¢	2½¢	3¢	3½¢	4¢	4½¢	5¢	5½¢	6¢	6½¢	7¢	7½¢	8¢	8½¢	9¢	9½¢	10¢
Mark-up (percent):	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents
6	1	2	2	3	3	4	4	5	5	6	6	7	7	8	8	9	9	10	10
7	1	2	2	3	3	4	4	5	5	6	6	7	7	8	8	9	9	10	10
8	1	2	2	3	3	4	4	5	5	9	6	7	7	8	8	9	9	10	10
9	1	2	2	3	3	4	4	5	5	6	6	7	7	8	8	9	9	10	10
10	1	2	2	3	3	4	4	5	5	6	6	7	7	8	8	9	9	10	10
11	1	2	2	3	3	4	4	5	5	6	6	7	7	8	8	9	9	10	11
12	1	2	2	3	3	4	4	5	5	6	6	7	7	8	8	9	10	10	11
13	1	2	2	3	3	4	4	5	5	6	6	7	7	8	8	9	10	10	11
14	1	2	2	3	3	4	4	5	5	6	6	7	7	8	9	9	10	10	11
15	1	2	2	3	3	4	4	5	5	6	6	7	7	8	9	9	10	10	11
16	1	2	2	3	3	4	4	5	5	6	6	7	8	8	9	9	10	10	11
17	1	2	2	3	3	4	4	5	5	8	6	7	8	8	9	9	10	11	11
18	1	2	2	3	3	4	4	5	5	6	6	7	8	8	9	9	10	11	11
19	1	2	2	3	3	4	4	5	5	6	7	7	8	8	9	10	10	11	11
20	1	2	2	3	3	4	4	5	5	6	7	7	8	8	9	10	10	11	11
21	1	2	2	3	3	4	4	5	5	6	7	7	8	8	9	10	10	11	12
22	1	2	2	3	3	4	4	5	5	6	7	7	8	9	9	10	10	11	12
23	1	2	2	3	3	4	4	5	6	6	7	7	8	9	9	10	10	11	12
24	1	2	2	3	3	4	4	5	6	6	7	7	8	9	9	10	11	11	12
25	1	2	2	3	3	4	4	5	6	6	7	8	8	9	9	10	11	11	12
26	1	2	2	3	3	4	4	5	6	6	7	8	8	9	9	10	11	11	12
27	1	2	2	3	3	4	4	5	6	6	7	8	8	9	10	10	11	11	12
28	1	2	2	3	3	4	4	5	6	6	7	8	8	9	10	10	11	12	12
29	1	2	2	3	3	4	5	5	6	6	7	8	8	9	10	10	11	12	12
30	1	2	2	3	3	4	5	5	6	7	7	8	8	9	10	10	11	12	12
31	1	2	2	3	3	4	5	5	6	7	7	8	9	9	10	10	11	12	12
32	1	2	2	3	3	4	5	5	6	7	7	8	9	9	10	11	11	12	13
33	1	2	2	3	3	4	5	5	6	7	7	8	9	9	10	11	11	12	13
34	1	2	2	3	3	4	5	5	6	7	7	8	9	9	10	11	11	12	13
35	1	2	2	3	3	4	5	5	6	7	7	8	9	9	10	11	11	12	13
36	1	2	2	3	3	4	5	5	6	7	7	8	9	9	10	11	12	12	13
37	1	2	2	3	3	4	5	5	6	7	7	8	8	9	10	11	12	12	13
38	1	2	2	3	3	4	5	5	6	7	7	8	8	9	10	10	11	12	13
39	1	2	2	3	3	4	5	6	6	7	7	8	8	9	10	10	11	12	13
40	1	2	2	3	4	4	5	6	6	7	8	8	9	10	11	11	12	13	14
41	1	2	2	3	4	4	5	6	6	7	8	8	9	10	11	11	12	13	14
42	1	2	2	3	4	4	5	6	6	7	8	9	9	10	11	11	12	13	14
43	1	2	2	3	4	4	5	6	6	7	8	9	9	10	11	11	12	13	14
44	1	2	2	3	4	4	5	6	6	7	8	9	9	10	11	12	12	13	14
45	1	2	2	3	4	4	5	6	7	7	8	9	9	10	11	12	12	13	14
46	1	2	2	3	4	4	5	6	7	7	8	9	9	10	11	12	12	13	14
47	1	2	2	3	4	4	5	6	7	7	8	9	10	10	11	12	12	13	14
48	1	2	2	3	4	4	5	6	7	7	8	9	10	10	11	12	13	13	14
49	1	2	2	3	4	4	5	6	7	7	8	9	10	10	11	12	13	13	14
50	1	2	2	3	4	5	5	6	7	8	8	9	10	11	11	12	13	14	14

ITEMS WITH A "NET COST" OF FROM 10½¢ TO 18¢ PER UNIT

Net cost (per unit)	10½¢	11¢	11½¢	12¢	12½¢	13¢	13½¢	14¢	14½¢	15¢	15½¢	16¢	16½¢	17¢	17½¢	18¢
Mark-up (percent):	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents
6	11	12	12	13	13	14	14	15	15	16	16	17	17	18	19	19
7	11	12	12	13	13	14	14	15	15	16	16	17	17	18	19	19
8	11	12	12	13	14	14	15	15	16	16	17	17	18	18	19	19
9	11	12	13	13	14	14	15	15	16	16	17	17	18	19	19	20
10	12	12	13	13	14	14	15	15	16	17	17	18	18	19	19	20
11	12	12	13	13	14	14	15	16	16	17	17	18	18	19	20	20
12	12	12	13	13	14	15	15	16	16	17	17	18	18	19	20	20
13	12	12	13	14	14	15	15	16	16	17	17	18	18	19	19	20
14	12	13	13	14	14	15	15	16	16	17	17	18	18	19	19	20
15	12	13	13	14	14	15	16	16	17	17	17	18	18	19	20	20
16	12	13	13	14	15	15	16	16	17	17	18	18	19	19	20	21
17	12	13	13	14	15	15	16	16	17	17	18	18	19	19	20	21
18	12	13	14	14	15	15	16	17	17	18	18	19	19	20	21	21
19	12	13	14	14	15	15	16	17	17	18	18	19	20	20	21	22
20	13	13	14	14	15	16	16	17	17	18	19	19	20	20	21	22
21	13	13	14	15	15	16	16	17	18	18	19	19	20	21	21	22
22	13	13	14	15	15	16	16	17	18	18	19	20	20	21	21	22
23	13	14	14	15	15	16	17	17	18	18	19	20	20	21	22	22
24	13	14	14	15	16	16	17	17	18	19	19	20	21	21	22	23
25	13	14	14	15	16	16	17	18	18	19	19	20	21	21	22	23
26	13	14	14	16	16	16	17	18	18	19	20	20	21	22	22	23
27	13	14	15	15	16	17	17	18	18	19	20	20	21	22	22	23
28	13	14	15	15	16	17	17	18	19	19	20	20	21	22	23	23
29	14	14	15	15	16	17	17	18	19	19	20	21	21	22	23	23
30	14	14	15	16	16	17	18	18	19	20	20	21	21	22	23	24
31	14	14	15	16	16	17	18	18	19	20	20	21	22	22	23	24
32	14	15	15	16	17	17	18	18	19	20	20	21	22	22	23	24
33	14	15	15	16	17	17	18	19	19	20	21	21	22	23	23	24
34	14	15	15	16	17	17	18	19	19	20	21	21	22	23	23	24
35	14	15	16	16	17	18	18	19	20	20	21	22	22	23	24	24
36	14	15	16	16	17	18	18	19	19	20	20	21	22	23	23	24
37	14	15	16	16	17	18	18	19	20	20	21	21	22	23	23	24
38	14	15	16	17	17	18	19	19	20	21	21	22	23	23	24	25
39	15	15	16	17	17	18	19	19	20	21	22	22	23	24	24	25
40	15	15	16	17	18	18	19	20	20	21	22	22	23	24	25	25
41	15	16	16	17	18	18	19	20	20	21	22	23	23	24	25	26
42	15	16	16	17	18	18	19	20	21	21	22	23	23	24	25	26
43	15	16	16	17	18	19	19	20	21	21	22	23	24	24	25	26
44	15	16	17	17	18	19	19	20	21	22	22	23	24	24	25	26
45	15	16	17	17	18	19	20	20	21	22	22	23	24	25	25	26
46	15	16	17	18	18	19	20	20	21	22	23	23	24	25	26	27
47	15	16	17	18	18	19	20	21	21	22	23	24	24	25	26	27
48	16	16	17	18	19	19	20	21	21	22	23	24	24	25	26	27
49	16	16	17	18	19	19	20	21	22	22	23	24	25	25	26	27
50	16	17	17	18	19	20	20	21	22	23	23	24	25	26	26	27

TABLE C—RETAIL CEILING PRICES OBTAINED BY APPLYING ANY GIVEN MARK-UP TO ANY GIVEN NET COST—Continued

ITEMS WITH A "NET COST" OF FROM 18½¢ TO 26¢ PER UNIT

Net cost (per unit)	18½¢	19¢	19½¢	20¢	20½¢	21¢	21½¢	22¢	22½¢	23¢	23½¢	24¢	24½¢	25¢	25½¢	26¢
Mark-up (percent):	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents
6	20	20	21	21	22	22	23	23	24	24	25	25	26	27	27	28
7	20	20	21	21	22	22	23	24	24	25	25	26	26	27	27	28
8	20	21	21	22	22	23	23	24	24	25	25	26	26	27	28	28
9	20	21	21	22	22	23	23	24	24	25	25	26	26	27	28	28
10	20	21	21	22	22	23	23	24	24	25	25	26	26	27	28	28
11	21	21	22	22	23	23	24	24	25	25	26	26	27	28	28	29
12	21	21	22	22	23	24	24	25	25	26	26	27	27	28	29	29
13	21	21	22	23	23	24	24	25	25	26	27	27	28	28	29	29
14	21	22	22	23	23	24	25	25	26	26	27	27	28	29	29	30
15	21	22	22	23	24	24	25	25	26	26	27	28	28	29	29	30
16	21	22	23	23	24	24	25	26	26	27	27	28	28	29	30	30
17	22	22	23	23	24	25	25	26	26	27	27	28	29	29	30	30
18	22	22	23	24	24	25	25	26	27	27	28	28	29	30	30	31
19	22	23	23	24	24	25	26	26	27	27	28	29	29	30	30	31
20	22	23	23	24	25	25	26	26	27	28	28	29	29	30	31	31
21	22	23	24	24	25	25	26	27	27	28	28	29	30	30	31	31
22	23	23	24	24	25	26	26	27	27	28	29	29	30	31	31	32
23	23	23	24	25	25	26	26	27	28	28	29	30	30	31	31	32
24	23	24	24	25	25	26	27	27	28	29	29	30	30	31	32	32
25	23	24	24	25	26	26	27	28	28	29	29	30	31	31	32	33
26	23	24	25	25	26	26	27	28	28	29	30	30	31	32	32	33
27	23	24	25	26	26	27	27	28	29	29	30	30	31	32	32	33
28	24	24	25	26	26	27	28	28	29	30	30	31	31	32	33	33
29	24	25	25	26	27	28	28	29	29	30	31	31	32	33	33	34
30	24	25	25	26	27	27	28	29	29	30	31	31	32	33	34	34
31	24	25	26	26	27	28	28	29	29	30	31	31	32	33	34	34
32	24	25	26	26	27	28	28	29	30	30	31	32	32	33	34	34
33	25	25	26	27	27	28	29	29	30	31	31	32	33	33	34	35
34	25	25	26	27	27	28	29	29	30	31	31	32	33	34	34	35
35	25	26	26	27	28	28	29	30	30	31	32	32	33	34	34	35
36	25	26	27	27	28	29	29	30	31	31	32	33	33	34	35	35
37	25	26	27	27	28	29	29	30	31	32	32	33	34	34	35	36
38	26	26	27	28	28	29	30	30	31	32	32	33	34	35	35	36
39	26	26	27	28	28	29	30	31	31	32	33	33	34	35	36	36
40	26	27	27	28	29	29	30	31	32	32	33	34	34	35	36	37
41	26	27	27	28	29	30	30	31	32	32	33	34	35	35	36	37
42	26	27	28	28	29	30	31	31	32	33	33	34	35	36	36	37
43	26	27	28	29	29	30	31	31	32	33	34	34	35	36	37	38
44	27	27	28	29	30	30	31	32	32	33	34	35	35	36	37	37
45	27	28	28	29	30	30	31	32	33	33	34	35	36	36	37	38
46	27	28	28	29	30	31	31	32	33	34	34	35	36	37	37	38
47	27	28	29	29	30	31	32	32	33	34	35	35	36	37	37	38
48	27	28	29	30	30	31	32	33	33	34	35	35	36	37	38	38
49	28	28	29	30	31	31	32	33	34	34	35	36	36	37	38	38
50	28	29	29	30	31	32	32	33	34	35	35	36	37	38	38	39

ITEMS WITH A "NET COST" OF FROM 26½¢ TO 34¢ PER UNIT

Net cost (per unit)	26½¢	27¢	27½¢	28¢	28½¢	29¢	29½¢	30¢	30½¢	31¢	31½¢	32¢	32½¢	33¢	33½¢	34¢
Mark-up (percent):	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents
6	28	29	29	30	30	31	31	32	32	33	33	34	34	37	36	36
7	28	29	29	30	30	31	32	32	33	33	34	34	35	35	36	36
8	29	29	30	30	31	31	32	32	33	33	34	35	35	36	36	37
9	29	29	30	31	31	32	32	33	33	34	34	35	35	36	37	37
10	29	30	30	31	31	32	32	33	34	34	35	35	36	36	37	37
11	29	30	31	31	32	32	33	33	34	34	35	36	36	37	37	38
12	30	30	31	31	32	32	33	34	34	35	35	36	36	37	38	38
13	30	31	31	32	32	33	33	34	34	35	36	36	37	37	38	38
14	30	31	31	32	32	33	34	34	35	35	36	36	37	38	38	39
15	30	31	32	32	33	33	34	35	35	36	36	37	37	38	39	39
16	31	31	32	32	33	34	34	35	35	36	37	37	38	38	39	39
17	31	32	32	33	33	34	35	35	36	36	37	37	38	39	39	40
18	31	32	32	33	34	34	35	35	36	37	37	38	38	39	40	40
19	32	32	33	33	34	35	35	36	36	37	37	38	39	39	40	40
20	32	32	33	34	34	35	35	36	37	37	38	38	39	40	40	41
21	32	33	33	34	34	35	36	36	37	38	38	39	39	40	41	41
22	32	33	34	34	35	35	36	37	37	38	38	39	40	40	41	41
23	33	33	34	34	35	36	36	37	38	38	39	39	40	41	41	42
24	33	33	34	35	35	36	37	37	38	38	39	40	40	41	42	42
25	33	34	34	35	36	36	37	38	38	39	39	40	41	41	42	42
26	33	34	35	35	36	37	37	38	38	39	40	40	41	42	42	43
27	34	34	35	36	36	37	37	38	39	39	40	41	41	42	43	43
28	34	35	35	36	36	37	38	38	39	39	40	41	41	42	43	43
29	34	35	35	36	37	37	38	39	39	40	40	41	42	42	43	44
30	34	35	36	36	37	38	38	39	40	40	41	42	42	43	44	44
31	35	35	36	37	37	38	39	39	40	41	41	42	43	43	44	45
32	35	36	36	37	38	38	39	40	40	41	42	42	43	44	44	45
33	35	36	37	37	38	39	39	40	41	41	42	43	43	44	45	45
34	36	36	37	38	38	39	40	40	41	42	42	43	44	44	45	46
35	36	36	37	38	38	39	40	41	41	42	43	43	44	45	45	46
36	36	37	37	38	39	39	40	41	41	42	43	44	44	45	46	46
37	36	37	38	38	39	40	40	41	42	42	43	44	45	45	46	47
38	37	37	38	39	39	40	41	41	42	43	43	44	45	46	46	47
39	37	38	38	39	40	40	41	42	42	43	44	44	45	46	47	47
40	37	38	39	39	40	41	41	42	43	43	44	45	45	46	47	48
41	37	38	39	39	40	41	42	42	43	44	44	45	46	46	47	48
42	38	38	39	40	40	41	42	43	43	44	45	45	46	47	48	48
43	38	39	39	40	41	41	42	43	44	44	45	46	46	47	48	49
44	38	39	40	40	41	42	42	43	44	45	45	46	47	48	48	49
45	38	39	40	41	41	42	43	44	44	45	46	46	47	48	49	49
46	39	39	40	41	42	42	43	44	45	45	46	47	47	48	49	50
47	39	40	40	41	42	43	43	44	45	46	46	47	48	49	49	50
48	39	40	41	41	42	43	44	44	45	46	47	47	48	49	50	50
49	39	40	41	42	42	43	44	45	45	46	47	48	48	49	50	51
50	40	41	41	42	43	44	44	45	46	47	47	48	49	50	50	51

TABLE C—RETAIL CEILING PRICES OBTAINED BY APPLYING ANY GIVEN MARK-UP TO ANY GIVEN NET COST—Continued

ITEMS WITH A "NET COST" OF FROM 34½¢ TO 42¢ PER UNIT

Net cost (per unit)	34½¢	35¢	35½¢	36¢	36½¢	37¢	37½¢	38¢	38½¢	39¢	39½¢	40¢	40½¢	41¢	41½¢	42¢
Mark-up (percent):	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents
6	37	37	38	38	39	39	40	40	41	41	42	42	43	43	44	44
7	37	37	38	39	39	40	40	41	41	42	42	43	43	44	44	45
8	37	38	38	39	39	40	41	41	42	42	43	43	44	44	45	45
9	38	38	39	39	40	40	41	41	42	43	43	44	44	45	45	46
10	38	39	39	40	40	41	41	42	42	43	43	44	45	45	46	46
11	38	39	39	40	41	41	42	42	43	43	44	44	45	46	46	47
12	39	39	40	40	41	41	42	43	43	44	44	45	45	46	46	47
13	39	40	40	41	41	42	42	43	44	44	45	45	46	46	47	47
14	39	40	40	41	42	42	43	43	44	44	45	46	46	47	47	48
15	40	40	41	41	42	43	43	44	44	45	45	46	46	47	48	48
16	40	41	41	42	42	43	44	44	45	45	46	46	47	48	48	49
17	40	41	42	42	43	43	44	44	45	46	46	47	47	48	49	49
18	41	41	42	42	43	44	44	45	45	46	47	47	48	48	49	50
19	41	42	42	43	43	44	45	45	46	46	47	48	48	49	49	50
20	41	42	43	43	44	44	45	46	46	47	48	48	49	49	50	51
21	42	42	43	44	44	45	45	46	47	47	48	49	49	50	50	51
22	42	43	43	44	45	45	46	46	47	48	48	49	50	50	51	52
23	42	43	44	44	45	46	46	47	47	48	48	49	49	50	51	52
24	43	43	44	45	45	46	47	47	48	48	49	49	50	51	51	52
25	43	44	44	45	46	46	47	48	48	49	49	50	50	51	52	53
26	43	44	45	45	46	47	47	48	49	49	50	50	51	51	52	53
27	44	44	45	46	46	47	48	48	49	50	50	51	51	52	53	54
28	44	45	45	46	47	47	48	49	49	50	51	51	52	52	53	54
29	45	45	46	46	47	48	48	49	50	50	51	52	52	53	54	54
30	45	46	46	47	47	48	49	49	50	51	51	52	53	53	54	55
31	45	46	47	47	48	48	49	50	50	51	52	52	53	54	54	55
32	46	46	47	48	48	49	50	50	51	52	52	53	54	54	55	56
33	46	47	47	48	49	49	50	51	51	52	53	53	54	55	55	56
34	46	47	48	48	49	50	50	51	52	52	53	54	54	55	56	57
35	47	47	48	49	49	50	51	51	52	53	53	54	55	55	56	57
36	47	48	48	49	50	50	51	52	52	53	54	54	55	56	56	57
37	47	48	49	49	50	51	51	52	53	53	54	55	55	56	57	58
38	48	48	49	50	50	51	52	52	53	54	54	55	56	56	57	58
39	48	49	49	50	51	51	52	53	53	54	55	55	56	57	58	59
40	48	49	50	50	51	52	52	53	54	54	55	56	56	57	58	59
41	49	49	50	51	51	52	53	53	54	55	55	56	57	57	58	59
42	49	50	50	51	52	53	53	54	54	55	56	56	57	58	59	60
43	49	50	51	51	52	53	54	54	55	55	56	57	58	58	59	60
44	50	50	51	52	53	53	54	55	55	56	56	57	58	59	59	60
45	50	51	51	52	53	54	54	55	56	56	57	58	58	59	60	61
46	50	51	52	53	53	54	55	55	56	57	57	58	59	59	60	61
47	51	51	52	53	54	54	55	56	56	57	58	58	59	60	61	62
48	51	52	53	53	54	55	56	56	57	57	58	59	60	60	61	62
49	51	52	53	54	54	55	56	57	57	58	59	60	60	61	62	63
50	52	53	53	54	55	56	56	57	58	59	59	60	61	62	62	63

ITEMS WITH A "NET COST" OF FROM 42½¢ TO 50¢ PER UNIT

Net cost (per unit)	42½¢	43¢	43½¢	44¢	44½¢	45¢	45½¢	46¢	46½¢	47¢	47½¢	48¢	48½¢	49¢	49½¢	50¢
Mark-up (percent):	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents
6	45	46	46	47	47	48	48	49	49	50	50	51	51	52	52	53
7	45	46	47	47	48	48	49	49	50	50	51	51	52	52	53	54
8	46	46	47	48	48	49	49	50	50	51	51	52	52	53	53	54
9	46	47	47	48	49	49	50	50	51	51	52	52	53	53	54	55
10	47	47	48	48	49	50	50	51	51	52	52	53	53	54	54	55
11	47	48	48	49	49	50	51	51	52	52	53	53	54	54	55	56
12	48	48	49	49	50	50	51	52	52	53	53	54	54	55	55	56
13	48	49	49	50	50	51	51	52	53	53	54	54	55	55	56	57
14	48	49	50	50	51	51	52	52	53	54	54	55	55	56	56	57
15	49	49	50	51	51	52	52	53	53	54	55	55	56	56	57	58
16	49	50	50	51	52	52	53	53	54	54	55	56	56	57	57	58
17	50	50	51	51	52	53	53	54	54	55	55	56	57	57	58	59
18	50	51	51	52	52	53	54	54	55	55	56	57	57	58	58	59
19	51	51	52	52	53	54	54	55	55	56	56	57	58	58	59	60
20	51	52	52	53	53	54	55	55	56	56	57	58	58	59	59	60
21	51	52	53	53	54	54	55	56	56	57	57	58	59	59	60	61
22	52	52	53	54	54	55	56	56	57	57	58	59	59	60	60	61
23	52	53	54	54	55	55	56	57	57	58	58	59	60	60	61	62
24	53	53	54	55	55	56	56	57	58	58	59	60	60	61	61	62
25	53	54	54	55	56	56	57	58	58	59	59	60	61	61	62	63
26	54	54	55	55	56	57	57	58	59	59	60	61	61	62	62	63
27	54	55	55	56	57	57	58	58	59	60	60	61	62	62	63	64
28	54	55	56	56	57	58	58	59	60	60	61	62	62	63	63	64
29	55	55	56	57	57	58	59	59	60	61	61	62	63	63	64	65
30	55	56	57	57	58	59	59	60	60	61	62	62	63	64	64	65
31	56	56	57	58	58	59	60	60	61	62	62	63	64	64	65	66
32	56	57	57	58	59	60	61	61	62	63	63	64	64	65	66	66
33	57	57	58	59	59	60	61	61	62	63	63	64	65	65	66	67
34	57	58	58	59	60	60	61	62	62	63	64	64	65	66	66	67
35	57	58	59	59	60	61	61	62	63	64	64	65	66	66	67	68
36	58	58	59	60	61	61	62	63	63	64	65	65	66	67	67	68
37	58	59	60	60	61	62	62	63	64	64	65	66	66	67	68	69
38	59	59	60	61	61	62	63	63	64	65	66	66	67	68	68	69
39	59	60	60	61	62	63	63	64	65	65	66	67	67	68	69	70
40	60	60	61	62	62	63	64	64	65	66	67	67	68	69	69	70
41	60	61	61	62	63	63	64	65	66	66	67	68	68	69	70	71
42	60	61	62	62	63	64	65	65	66	67	67	68	69	70	70	71
43	61	61	62	63	64	64	65	66	66	67	68	69	69	70	71	72
44	61	62	63	63	64	65	66	66	67	68	68	69	70	71	71	72
45	62	62	63	64	65	65	66	67	67	68	69	69	70	71	72	73
46	62	63	64	64	65	66	66	67	68	68	69	70	71	72	72	73
47	62	63	64	65	65	66	67	68	68	69	70	71	72	72	73	74
48	63	64	64	65	66	67	67	68	69	69	70	71	72	73	74	74
49	63	64	65	66	66	67	68	69	69	70	71	72	73	74	74	75
50	64	65	65	66	67	68	68	69	70	71	71	72	73	74	75	75

TABLE D—RETAIL CEILING PRICES FOR FRESH FRUITS AND VEGETABLES OBTAINED BY APPLYING ANY GIVEN MARK-UP TO ANY GIVEN NET COST—Continued

Item with a net cost of from 2½¢ to 29½¢ per unit

Percentage mark-up	2½¢	24¢	25¢	25½¢	26¢	26½¢	27¢	27½¢	28¢	28½¢	29¢	29½¢
25	29½	30	31½	32	32½	33	34	34½	35	35½	36½	37
26	29½	30½	32	32½	33	34	34½	35	36	36½	37	38
27	30½	31	32½	33	34	34½	35	36	36½	37	38	38½
28	31½	32	33½	34	34½	35	36	36½	37	38	38½	39
29	31½	32½	33½	34	35	35½	36	37	37½	38	39	39½
30	32½	33½	34½	35	35½	36½	37	37½	38½	39	39½	40
31	33½	34½	35	36	36½	37	38	38½	39½	40	41	41½
32	33½	34½	35½	36	37	37½	38	39	39½	40	41	41½
33	34½	35½	36½	37	37½	38½	39	39½	40½	41	42	42½
34	35½	36½	37½	38	38½	39½	40	40½	41½	42	42½	43½
35	35½	36½	37½	38	39	39½	40	41	41½	42	43	43½
36	36½	37½	38½	39	39½	40½	41	41½	42½	43	43½	44½
37	36½	37½	38½	39	40	40½	41	42	42½	43	44	44½
38	37½	38½	39½	40	40½	41½	42	42½	43½	44	44½	45½
39	37½	38½	39½	40	41	41½	42½	43	43½	44½	45	45½
40	38½	39½	40½	41	41½	42½	43	43½	44½	45	45½	46½
41	38½	39½	40½	41½	42	42½	43½	44	44½	45½	46	46½
42	39½	40½	41½	42	42½	43½	44	44½	45½	46	46½	47½
43	39½	40½	41½	42½	43	43½	44½	45	45½	46½	47	47½

Item with a net cost of from 29½¢ to 34¢ per unit

Percentage mark-up	29½¢	30¢	30½¢	31¢	31½¢	32¢	32½¢	33¢	33½¢	34¢
25	37	37½	38	39	39½	40	40½	41½	42	42½
26	37	38½	39	39½	40½	41	41½	42	43	43½
27	37½	38½	39	40½	41	42	42½	43	44	44½
28	38½	39	40	41	41½	42	43	43½	44	45
29	38½	39½	40	40½	41½	42½	43	44	44½	45½
30	39½	40	40½	41	42	42½	43½	44	45	45½
31	40½	40½	41½	42	42½	43	44	44½	45½	46
32	40½	41	41½	42½	43	43½	44	45	45½	46½
33	41½	42	42½	43	43½	44	45	45½	46½	47
34	41½	42	43	43½	44½	45	45½	46½	47	48
35	42½	43	43½	44½	45	45½	46½	47	48	48½
36	42½	43½	44	45	45½	46½	47	48	48½	49½
37	43½	44	44½	45½	46	47	47½	48½	49	50
38	43½	44½	45	46	46½	47½	48	49	49½	50½
39	44½	45	45½	46½	47	48	48½	49½	50	51
40	44½	45½	46	46½	47½	48½	49	50	50½	51½
41	45½	46	46½	47½	48	49	49½	50½	51	52
42	45½	46½	47	47½	48½	49½	50	51	51½	52½
43	46½	47	47½	48½	49	50	50½	51½	52	53

Item with a net cost of from 34½¢ to 39½¢ per unit

Percentage mark-up	34½¢	35¢	35½¢	36¢	36½¢	37¢	37½¢	38¢	38½¢	39¢	39½¢
25	43	44	44½	45	45½	46½	47	47½	48	49	49½
26	44	45	45½	46	46½	47½	48	48½	49½	50	50½
27	44	45	46½	47	47½	48	49	50	50½	51	51½
28	45	46	47	47½	48	49	49½	50	50½	51½	52
29	46½	47	47½	48	48½	49½	50	50½	51	52	52½
30	47	47½	48	48½	49	50	50½	51	51½	52½	53
31	47½	48	48½	49	49½	50½	51	51½	52	53	53½
32	47½	48½	49	49½	50	50½	51½	52	52½	53½	54
33	48½	49	49½	50	50½	51½	52	52½	53	54	54½
34	48½	49½	50	50½	51½	52	52½	53	53½	54½	55
35	49½	50	50½	51	51½	52½	53	53½	54	55	55½
36	49½	50½	51	51½	52½	53	53½	54	54½	55½	56
37	50½	51	51½	52½	53	53½	54	54½	55½	56	56½
38	50½	51½	52½	53	53½	54½	55	55½	56	56½	57
39	51½	52½	53	53½	54½	55	55½	56	56½	57½	58
40	51½	52½	53½	54	54½	55½	56	56½	57½	58	58½
41	52½	53½	54	54½	55½	56	56½	57½	58	58½	59½
42	52½	53½	54½	55	55½	56½	57	57½	58½	59	59½
43	53½	54½	55	55½	56½	57	57½	58½	59	59½	60½

Item with a net cost of from 40¢ to 45¢ per unit

Percentage mark-up	40½¢	41¢	41½¢	42¢	42½¢	43¢	43½¢	44¢	44½¢	45¢
25	50	51	52	52½	53	54	54½	55	55½	56½
26	51	52	53	53½	54	55	55½	56	57	57½
27	52	53	54	54½	55	56	56½	57	58	58½
28	53	54	55	55½	56	57	57½	58	58½	59½
29	54	55	55½	56½	57	57½	58½	59	59½	60½
30	54	55½	56½	57	57½	58½	59	59½	60½	61
31	55	56	57	57½	58½	59	59½	60½	61	62
32	56	57	57½	58½	59	59½	60½	61	62	62½
33	57	57½	58½	59	59½	60½	61	62	62½	63½
34	57½	58½	59	59½	60½	61	62	62½	63½	64½
35	58½	59	59½	60½	61	62	62½	63½	64½	65
36	59	59½	60½	61	62	62½	63½	64½	65	66
37	59½	60½	61	62	62½	63½	64½	65	66	66½
38	60½	61	62	62½	63½	64½	65	66	66½	67½
39	61	62	62½	63½	64½	65	66	66½	67½	68
40	62	62½	63½	64½	65	66	66½	67½	68	68½
41	62½	63½	64½	65	66	66½	67½	68	68½	69½
42	63½	64½	65	66	66½	67½	68	68½	69½	70
43	64½	65	66	66½	67½	68	68½	69½	70	71

(b) *Table D: Retail ceiling prices, for items of fresh fruits and vegetables, obtained by applying any given percentage mark-up to any given net cost.*

TABLE D—RETAIL CEILING PRICES FOR FRESH FRUITS AND VEGETABLES OBTAINED BY APPLYING ANY GIVEN MARK-UP TO ANY GIVEN NET COST

Item with a net cost of from ½¢ to 6¢ per unit

Percentage mark-up	½¢	1¢	1½¢	2¢	2½¢	3¢	3½¢	4¢	4½¢	5¢	5½¢	6¢
25	1	1½	2	2½	3	4	4½	5	5½	6	6½	7½
26	1	1½	2	2½	3	4	4½	5	5½	6	6½	8
27	1	1½	2	2½	3½	4	4½	5	5½	6	6½	8
28	1	1½	2	2½	3½	4	4½	5	5½	6	6½	8
29	1	1½	2	2½	3½	4	4½	5	5½	6	6½	8
30	1	1½	2	2½	3½	4	4½	5	5½	6	6½	8
31	1	1½	2	2½	3½	4	4½	5	5½	6	6½	8
32	1	1½	2	2½	3½	4	4½	5	5½	6	6½	8
33	1	1½	2	2½	3½	4	4½	5	5½	6	6½	8
34	1	1½	2	2½	3½	4	4½	5	5½	6	6½	8
35	1	1½	2	2½	3½	4	4½	5	5½	6	6½	8
36	1	1½	2	2½	3½	4	4½	5	5½	6	6½	8
37	1	1½	2	2½	3½	4	4½	5	5½	6	6½	8
38	1	1½	2	2½	3½	4	4½	5	5½	6	6½	8
39	1	1½	2	2½	3½	4	4½	5	5½	6	6½	8
40	1	1½	2	2½	3½	4	4½	5	5½	6	6½	8
41	1	1½	2	2½	3½	4	4½	5	5½	6	6½	8
42	1	1½	2	2½	3½	4	4½	5	5½	6	6½	8
43	1	1½	2	2½	3½	4	4½	5	5½	6	6½	8

Item with a net cost of from 6½¢ to 12¢ per unit

Percentage mark-up	6½	7	7½	8	8½	9	9½	10	10½	11	11½	12
25	8	9	9½	10	10½	11½	12	12½	13	14	14½	15
26	8½	9	9½	10	11	11½	12	13	13½	14	14½	15½
27	8½	9½	10	10½	11	11½	12½	13	13½	14½	15	15½
28	8½	9½	10	10½	11	11½	12	13	13½	14	14½	15½
29	9	9½	10	11	11½	12	13	13½	14	14½	15	16
30	9	9½	10	11	11½	12	12½	13½	14	14½	15½	16½
31	9	9½	10½	11	12	12½	13	13½	14½	15	15½	16½
32	9½	10	10½	11½	12	12½	13½	14	14½	15	16	17
33	9½	10	10½	11½	12	13	13½	14½	15	16	16½	17½

Item with a net cost of from 12½¢ to 17½¢ per unit

Percentage mark-up	12½	13	13½	14	14½	15	15½	16	16½	17	17½
25	15½	16½	17	17½	18	19	19½	20	20½	21½	22
26	15½	17	17½	18	18½	19	19½	20	21	21½	22
27	16½	17	17½	18	18½	19	19½	20½	21	21½	22½
28	17	17½	18	18½	19	19½	20	20½	21	21½	22½
29	17	17½	18	18½	19	19½	20	20½	21	22	23
30	17½	18	18½	19	19½	20	20½	21	21½	22	23
31	18	18½	19	19½	20	20½	21	21½	22	23	23½
32	18½	19	19½	20	20½	21	21½	22	23	23½	24½
33	19	19½	20	20½	21	21½	22	23	23½	24½	25

Item with a net cost of from 18¢ to 23¢ per unit

Percentage mark-up	18	18½	19	19½	20	20½	21	21½	22	22½	23
25	22½	23	24	24½	25	25½	26	27	27½	28	28½
26	23	23½	24	24½	25	25½	26	27½	28	28½	29½
27	23½	24	24½	25	25½	26	26½	27	28	28½	29½
28	24	24½	25	25½	26	26½	27	27½	28	29	30
29	24½	25	25½	26	26½	27	27½	28	28½	29½	30½
30	25	25½	26	26½	27	27½	28	28½	29	30	31
31	25½	26	26½	27	27½	28	28½	29	29½	30½	31½
32	26	26½	27	27½	28	28½	29	29½	30	31	32
33	26½	27	27½	28	28½	29	29½	30	30½	31½	32

TABLE D—RETAIL CEILING PRICES FOR FRESH FRUITS AND VEGETABLES OBTAINED BY APPLYING ANY GIVEN MARK-UP TO ANY GIVEN NET COST—Continued

Item with a net cost of from 45½¢ to 80¢ per unit

Percentage mark-up	45½	46	46½	47	47½	48	48½	49	49½	50
25	57	57½	58	59	59½	60	60½	61½	62	62½
28	58	59	59½	60	61	61½	62	62½	63½	64
30	59	60	60½	61	62	62½	63	63½	64½	65
33	60½	61	62	62½	63	64	64½	65	66	66½
34	61	61½	62½	63	63½	64½	65	65½	66½	67
35	61½	62	63	63½	64	65	65½	66	67	67½
36	62	62½	63	64	64½	65½	66	66½	67½	68
39	63	64	64½	65½	66	66½	67½	68	69	69½
40	63½	64½	65	66	66½	67	68	68½	69½	70
43	65	66	66½	67	68	68½	69½	70	71	71½

[Paragraph (b) amended by Am. 15, 9 F.R. 4214, effective 4-27-44 and Am. 73, effective 6-15-46]

(c) *Instructions for use of Table A, Table B, Table C and Table D.* Tables A and B contain the mark-ups for all commodities in this regulation. Note that some mark-ups are percentage mark-ups and some are dollars-and-cents mark-ups. Table C and Table D are included to assist you in determining ceiling prices without burdensome calculations, where the mark-up given is a percentage mark-up. Table C is to be used for all items except fresh fruits and vegetables; Table D is to be used only in connection with fresh fruits and vegetables.

Table A lists by commodity groups the "dry groceries" covered by this regulation and the mark-ups to be used by Group 3 and Group 4 retailers in figuring their ceiling prices. Table B gives the same information for "perishables". However, in addition, Table B also lists the selling units, on the basis of which retailers must figure their net costs and ceiling prices for "perishables." For a detailed list of the items in each commodity group, see "Commodity definitions of dry groceries" printed immediately after Table A, and "Commodity definitions of perishables" printed immediately after Table B. After you have determined your "net cost" for an item in accordance with the method set up in this regulation, find your proper mark-up in the commodity group which includes the item you are pricing. Commodity groups are listed at the left of Table A and Table B. Directly opposite each commodity group you will find either a percentage mark-up or a dollars-and-cents mark-up for your group of retailers.

If a percentage mark-up is shown, and the item being priced is not a fresh fruit or vegetable, you get your ceiling price for the item by turning to table C, which shows the ceiling price for all items (except fresh fruits and vegetables) with per unit net costs ranging from ½¢ to 50¢. Percentage mark-ups over net cost are listed in the column at the extreme left of Table C, and "net cost" across the top of the table. "Net cost per unit" means, in the case of dry groceries, the "net cost" of a single unit (one can, one jar, etc). For perishables, it means the "net cost" of the selling unit listed in the last column of Table B.

To determine your ceiling price from Table C, find your net cost at the top of the table. Go down that column until you come to the figure (in that column) on the same line as your mark-up. The figure at that point is your ceiling price for the item.

If a percentage mark-up is shown for an item of fresh fruits or vegetables, you get your ceiling price for the item by turning to Table D, which shows the ceiling price for all items of fresh fruits and vegetables with per unit net costs ranging from ½¢ to 50¢. Percentage mark-ups are listed in the column at the extreme left of Table D, and "net cost" across the top of the table.

To determine your ceiling price from Table D, find your net cost at the top of the table. Go down that column until you come to the figure (in that column) on the same line as your mark-up. The figure at that point is your ceiling price for the item. If the ceiling price is stated in terms of a half-cent, you may charge the next higher cent in making a sale of the "selling unit."

If your net cost per unit is more than 50¢, you cannot use Table C or Table D to get your ceiling price. In those cases, you must (1) multiply your net cost by your percentage mark-up, (2) add the result to your net cost, and (3) round the sum to the nearest whole cent. For perishables, your net cost must be in terms of the selling unit specified in Table B.

If the mark-up specified for an item is a dollars-and-cents mark-up, you cannot use Table C or Table D to get your ceiling price. In those cases, you simply add the stated amount of mark-up to your "net cost." If your ceiling price so figured results in a fraction of a cent you may, in making sales of the "selling unit," charge the next higher cent.

Example (1). A Group 3 retailer wishes to figure a new ceiling price for "xx" Brand, No. 2 can tomatoes, 1942 pack, which he must put into effect by August 5, 1943, in accordance with section 3. His most recent purchase of a customary quantity of this item from a customary type of supplier delivered to his usual receiving point was a carload purchased from a packer and delivered at a cost of $2.00 a case (24 cans) on July 20, 1943. He must first figure, to the nearest half-cent, his "net cost" on a single unit basis (sec. 4 (a) (2)), that is, for a single can. He therefore divides the cost for the case, $2.00, by the number of single units in the case, 24, and gets a result of $0.0833, before rounding. Rounding to the nearest half-cent, this becomes $0.085. (If the figure had been $0.0821 before rounding, he would have rounded to $0.080.) He then turns to Table A to find the mark-up to be applied to his net cost. Going down the column at the left of Table A he will find a listing of the commodity group which includes the item he is pricing. For canned tomatoes this group is "Corn, green and wax beans, peas, tomatoes, and tomato juice, canned." Going across the page on that line, he will find his mark-up for the item in the column for Group 3 retailers. In this case, his mark-up is 21 percent. Having his mark-up and net cost, Table C will give him his ceiling price without further computations. Checking across the top of Table C, he will find a column headed by his net cost, $0.085. Going down this $0.085 column until he comes to the figure on the same line as his percentage mark-up of 21 percent listed in the column at the extreme left of Table C he will find his ceiling price for the item to be 10 cents per can.

Example (2). A Group 3 retailer wishes to figure a ceiling price for California yellow globe dry onions, U. S. #1, which he must use during the period October 25 (Thursday) to October 31, (Wednesday), inclusive. He must first find the net cost of his selling unit based on his largest purchase during the seven days preceding Thursday, October 25. During the preceding week he made a purchase of 250 bags of 50 pounds each of California yellow globe dry onions, U. S. #1, at a delivered cost of $2.98 per bag, a purchase of 150 bags of the same grade and from the same growing area at a delivered cost of $3.02 a bag, and another purchase of the same item of 200 bags at a delivered cost of $2.97 a bag. His largest purchase, therefore, was the purchase of the 250 bags. He must figure his net cost on the basis of the selling unit listed in Table B, which for onions is 1 pound. He divides his cost per 50-pound bag in his largest purchase, $2.98, by 50 (the figure specified in section 20 of the regulation for onions), to get a result of $0.0596. Since net cost is to be figured to the nearest half-cent, he would then round this figure to 6¢, which is his net cost per selling unit. He then turns to Table B to find his mark-up to be applied to net cost, which for onions is 40 percent. Having his mark-up and his net cost, Table D will give him his ceiling price without further computations. Checking across the top of Table D, he will find a column headed by his net cost, 6¢. Going down this 6¢ column until he comes to the figure on the same line as his percentage mark-up of 40 percent listed in the column at the extreme left of Table D, he will find his ceiling price for the item to be 8½¢. In selling one pound, he may charge 9 cents. However, if he sells 2 pounds, he may charge no more than 17 cents (2 x 8½¢).

Example (3). A Group 3 retailer wishes to figure his ceiling price for California green peas for the period May 4th through May 10th. His largest purchase during the preceding week was a purchase of ten bushel baskets at $4.05 per basket. His selling unit for green peas, given in Table B, is 1 pound. He therefore divides his cost per basket ($4.05) in his largest purchase during the preceding week, by 28 (the weight of a bushel basket of green peas as specified in section 20 of the regulation). This results in $0.144, which is rounded to 14½¢. He then looks in Table B for the mark-up for green peas, which is $0.050. This mark-up, 5 cents added to the net cost per selling unit of 1 pound, 14½ cents, gives him 19½ cents. Therefore his ceiling price per pound of California green peas for the period May 4th through May 10th is 19½ cents. In selling 1 pound, he may charge 20 cents. However, if he sells 2 pounds, he may charge no more than 39 cents (2 x 19½¢).

[Paragraph (c) added and section heading amended by Am. 73, effective 6-15-46]

Effective date. This regulation shall become effective on the 26th day of July 1943. [MPR 422 originally issued July 8, 1943]

[NOTE: Effective dates of amendments are shown in notes following the parts affected.]

NOTE: The record-keeping and reporting requirements of this regulation have been approved by the Bureau of the Budget in accordance with Federal Reports Act of 1942.

Issued this 10th day of June 1946.

PAUL A. PORTER,
Administrator.

[Am. 73 approved by N. E. Dodd, Under Secretary of Agriculture, on May 20, 1946]

[F. R. Doc. 46-9881; Filed, June 11, 1946; 11:28 a. m.]

PART 1346—BUILDING MATERIALS

[RMPR 206, Amdt. 20]

VITRIFIED CLAY SEWER PIPE AND ALLIED PRODUCTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation No. 206 is amended in the following respects:

1. Section 4.1 (a) (2) is amended to delete all references to the South Central Area, and section 9.1.

2. Section 4.1 (a) (2) (ii) is amended to delete all references to section 9.4.

3. Section 4.1 (a) (7) is redesignated section 4.1 (a) (8) and is amended to read as follows:

(8) Maximum prices for sales f. o. b. factory on a "pick-up basis" except within the St. Louis Metropolitan Area, and for "less-than-carload shipments by rail," of sewer pipe products not specifically covered by subparagraphs (1), (2), (3), (4), (5), (6) or (7) above, shall be a price not in excess of the highest price charged for delivery on a "pick-up basis" and for "less-than-carload shipments by rail" during the month of March 1942 for the same quality, kind, and quantity of sewer pipe products delivered to purchasers of the same class.

4. A new section 4.1 (a) (7) is added to read as follows:

(7) In the case of sales of sewer pipe products sold f. o. b. factory on a "pick-up basis" or for "less-than-carload shipments by rail" within the South Central Area, as defined in section 9.1, any manufacturer may increase his price in accordance with either of the following alternative pricing methods.

(i) By adding an amount not in excess of 16.7 percent to the highest prices charged by the manufacturer during the month of March 1942 for the same quality, kind and quantity of sewer pipe products delivered to purchasers of the same class.

(ii) By adding amounts not in excess of such amounts as may be required to maintain discount differentials between prices established under this paragraph and those established by section 9.4, at least as favorable as those existing during the month of March 1942 for the same quality, kind and quantity of sewer pipe products delivered to purchasers of the same class.

5. The table in section 9.3 is amended to read as follows:

Discount No.	Texas	Louisiana (west of the Mississippi River)
1	53	53
2	47	47
3	42	42
4	59	54
5	30	30
6	44	44

6. Chart I of section 9.4 is amended to read as follows:

Large sewer pipe ASTM specification C12-44T (inside diameter, inches)	Invoice weights (pounds) per foot	Texas	Louisiana (west of the Mississippi River)
27" #1 per foot	245	$3.00	$3.00
30" #1 per foot	300	3.65	3.65
33" #1 per foot	355	4.35	4.35
36" #1 per foot	395	4.90	4.90
27" #2 per foot	245	2.45	2.45
30" #2 per foot	300	2.95	2.95
33" #2 per foot	355	3.50	3.50
36" #2 per foot	395	4.15	4.15

7. Section 9.5 is amended to read as follows:

SEC. 9.5. *Maximum prices for resellers of sewer pipe products.* (a) Any person purchasing sewer pipe for resale in the same form may add to his maximum resale prices an amount not exceeding the actual dollars-and-cents increased cost to him resulting from the increase in maximum prices permitted manufacturers of sewer pipe products by sections 4.1, 9.3 and 9.4, as amended, of this regulation.

(b) Notwithstanding the provisions of (a) above, in any area where specific maximum prices are fixed by an area pricing order, such specific maximum prices shall apply in that area.

This amendment shall become effective June 10, 1946.

Issued this 10th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9833; Filed, June 10, 1946; 4:39 p. m.]

PART 1390—MACHINERY AND TRANSPORTATION EQUIPMENT

[RMPR 136, Amdt. 42]

MACHINES, PARTS AND INDUSTRIAL EQUIPMENT

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 136 is amended in the following respects:

1. Section 19 (a) is amended to read as follows:

(a) *Lead acid storage batteries, cells and plates; procedure where OPA establishes industry-wide increases in the price of lead.* (1) Manufacturers of lead acid storage batteries, cells or plates therefor, may, after June 3, 1946, the effective date of an amendment to Revised Price Schedule 69 raising the maximum price of lead, for each one cent per pound increase in the price of lead granted by that amendment, increase their maximum net prices which would be in effect for such products in the absence of this paragraph (a) by an amount equal to 1.25 cents multiplied by the number of pounds of lead in such battery, cell or plate. Should the increase in the price of lead be more or less than one cent per pound, the increase in the maximum net price for the above-mentioned products is to be adjusted proportionately. Manufacturers who were not engaged in the manufacture of these products on May 31, 1946, and who seek to establish maximum prices for those products, shall utilize the applicable portions of sections 9 and 10 of this regulation.

(2) Resellers, other than retailers, of the products described in the preceding subparagraph may increase their maximum net prices which would be in effect for such products in the absence of this paragraph (a) by the dollars-and-cents amounts by which their net invoiced costs have been increased as a result of this paragraph (a). If such resellers were not engaged in the business of reselling those products on May 31, 1946, and seek to establish maximum prices for those products, they shall utilize the applicable portions of Section 11 of this regulation.

(3) Increases in maximum net prices, obtained as a result of the provisions of this paragraph (a), shall be separately stated on the invoice furnished in transactions affected thereby.

This amendment shall become effective June 11, 1946.

Issued this 11th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9879; Filed, June 11, 1946; 11:28 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[MPR 423,[1] Incl. Amdts. 1–69]

CEILING PRICES OF CERTAIN FOODS SOLD AT RETAIL IN INDEPENDENT STORES DOING AN ANNUAL BUSINESS OF LESS THAN $250,000 (GROUP 1 AND GROUP 2 STORES)

This compilation of Maximum Price Regulation 423 includes Amendment 69, effective June 15, 1946. Additions, amendments and deletions by Amendment 69 are indicated by underscoring or notes.

A statement of the considerations involved in the issuance of this Maximum Price Regulation No. 423 has been issued simultaneously herewith and filed with the Division of the Federal Register.[2]

So far as practicable, the Price Administrator has advised and consulted with representative members of the industry which will be affected by this regulation. In the judgment of the Price Administrator, the ceiling prices established by this maximum price regulation are and will be generally fair and equitable and comply with the requirements of the Emergency Price Control Act of 1942, as amended, Executive Order No. 9250, and Executive Order No. 9328, and will effectuate the purposes of said act and Executive orders.

§ 1351.362 *Ceiling prices of certain foods sold at retail in independent stores doing an annual business of less than $250,000 (Group 1 and Group 2 stores).* Under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, Executive Order No. 9250, and Executive Order No. 9328, Maximum Price Regulation No. 423, which is annexed hereto and made a part hereof, is hereby issued.

ARTICLE I—GENERAL PROVISIONS

Sec.
1. What this regulation does.
2. How you find out whether your store is covered by this regulation and what group it is in.
3. How and when you figure your ceiling prices for "dry groceries."
4. Directions for applying the rule for "dry-groceries".
5. How you figure your ceiling prices for items of "dry groceries" not kept in stock.
6. When you may change a ceiling price.
6a. Dry groceries which you import.
7. How and when you figure your ceiling prices for "perishables".
8. Directions for applying the rule for "perishables".
9. Price which you must post.
10. Additions allowed for deliveries made by you to your customers.
11. Indirect price increases prohibited.
12. Sales slips and receipts.
13. Records.
14. Licensing.
15. Prohibitions.
16. Notice of dollars-and-cents ceiling prices.
17. Further provisions supplementing or explaining this regulation.

ARTICLE II—SPECIAL PRICING PROVISIONS

18. Sections in Maximum Price Regulation No. 422 which you must use if they apply to your method of doing business.
18a. How you figure ceiling prices for items if you are also a wholesaler and receive such items from a warehouse owned or controlled by you.
18b. Gift and holiday packages assembled by you.
18c. Special pricing provisions for manufacturers selling some commodities at retail.
18d. Special allowance for forwarding gift package to a donee in a foreign country.
18e. How you figure your ceiling price for head lettuce (other than Iceberg) bought untrimmed and sold trimmed.
18f. How you figure your net cost for fresh fruits and vegetables you receive in standard containers.

ARTICLE III—MISCELLANEOUS PROVISIONS

19. How certain stores, where necessary to assure an adequate supply of food in a locality, may apply for mark-up adjustments.
19a. Regional adjustment of poultry mark-ups.
20. How you find the "annual gross sales" of your store.
21. How you determine your group in certain special cases.
22. Taxes.
23. Transfer of business and stock in trade.
24 Relation to other regulations.
25. Definitions.
26 Geographical applicability.

ARTICLE IV—TABLES

27. Table of mark-ups for "dry groceries". (Table A)
28. Table of mark-ups for "perishables". (Table B)
29. Tables of ceiling prices based on any given "net cost" and mark-up. (Table C and D.)

AUTHORITY: § 1351.362 issued under 56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; Pub. Law 108, 79th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; E.O. 9599, 10 F.R. 10155; E.O. 9651, 10 F.R. 13487; E.O. 9697, 11 F.R. 1691.

ARTICLE I—GENERAL PROVISIONS

SECTION 1. *What this regulation does.* This regulation fixes new ceiling prices for the "dry groceries" listed in Table A and the "perishables" listed in Table B for all "independent" retail stores doing an annual business of under $250,000. These new ceiling prices are to be used instead of the ceiling prices figured under any other price regulation or order issued by the Office of Price Administration (hereinafter called OPA), except as otherwise provided in any order fixing dollars-and-cents ceiling prices which has been or which may be issued by the OPA pursuant to General Order No. 51.[3] All other retail stores (Group 3 and Group 4 stores) selling these food products are covered by Maximum Price Regulation No. 422.

SEC. 2. *How you find out whether your store is covered by this regulation and what group it is in*—(a) *What stores are covered.* Your store is covered by this regulation if it is a Group 1 or 2 store as defined below and if you are a retailer who buys and resells food products, generally without materially changing their form, for the most part to ultimate consumers who are not commercial, industrial or institutional users. For the purposes of this regulation, "Great Lakes marine suppliers" shall be considered as retailers. The provisions of this regulation apply to "retail route sellers" only with respect to fresh fruits and vegetables. This regulation does not apply, however, to automatic vending machines, farmers selling produce grown on their own farms, or to sales of "specially prepared dietetic foods" by "health food stores" or "health food departments."

[Paragraph (a) amended by Am. 16, 9 F.R. 4217, effective 4–27–44; Am. 48, 10 F.R. 9272, effective 8–2–45; and Am. 56, 10 F.R. 13074, effective 10–25–45]

(b) *What are Group 1 and 2 stores.* For the purpose of this regulation, Group 1 and 2 stores are defined as follows:

(1) *Group 1.* Your store is in Group 1 if it is an "independent" store with "annual gross sales" of less than $50,000. Your store is an "independent" store if it is not one of 4 or more stores under one ownership whose combined "annual gross sales" are $500,000 or more.

(2) *Group 2.* Your store is in Group 2 if it is an "independent" store with "annual gross sales" of $50,000 or more, but less than $250,000.

(If you are not sure what group your store is in, use the directions in section 20 for figuring the "annual gross sales" of your store. See section 25 for definitions of Group 3 and Group 4 retailers.)

(c) *How to post a sign of the group your store is in.* At all times, you must have the group your store is in under this regulation posted on a sign reading "OPA–1" or "OPA–2" whichever it is or on a sign which the OPA may furnish to you. The sign must be posted so that it can be clearly seen by your customers. (The word "Group" as used in this regulation means the same thing as the word "Class" meant in Revised Maximum Price Regulation No. 238,[4] and in Revised Maximum Price Regulation No. 268.[5]

(d) *When you may choose to treat your store as a Group 3 or 4 store.* You may choose to treat your store as either a Group 3 or Group 4 store under Maximum Price Regulation 422 and post a sign in your store as a member of such other group if you:

(1) Figure your ceiling prices for all the items listed in Tables A and B of this regulation as a member of the group you choose;

(2) Use the ceiling prices fixed for that group in Maximum Price Regulation No. 390[6] for all the household soaps and household cleansers it covers;

(3) Use the ceiling prices for "Group 3 and 4" stores fixed in Maximum Price Regulation Nos. 336[7] and 355[8] for all the meat items they cover;

(4) Use all the dollars-and-cents ceiling prices fixed under the OPA community price orders issued for stores in the group you choose; and

(5) Notify your nearest OPA District Office of these facts.

Dry Groceries

SEC. 3. *How and when you figure your ceiling prices for "dry groceries"*—(a) *General rule.* Your ceiling price for each item (that is for each kind, brand, grade, variety, container-type and container-size) of "dry groceries" listed in Table A shall be the total of (1) the "net cost" you have to pay for the first delivery to you of the item on or after August 5, 1943, plus (2) the mark-up given you for it in Table A.

(b) *When you must figure your ceiling prices for "dry groceries."* You must figure and put into effect a new ceiling price for each item of "dry groceries" listed in Table A not later than 5 days after receiving the first delivery of the item on or after August 5, 1943. Until then keep your present ceiling prices. Figure your new ceiling price by following the directions in section 4.

SEC. 4. *Directions for applying the rule for "dry groceries"*—(a) *Old prices.* Keep your old ceiling price until you put into effect your new ceiling price based on the first delivery of the item to you on or after August 5, 1943. Treat as a separate item each kind, brand, grade, variety, container-size and container-type of "dry groceries".

(b) *Net cost.* To figure your new ceiling price, first find the "net cost" of the item based on its first delivery to you on or after August 5, 1943. Your net cost will be the amount you pay your supplier less all discounts except the discount for prompt payment plus all transportation charges you pay except local trucking and local unloading.

(1) Your net cost must be figured on purchases of a customary quantity from a customary type of supplier delivered to your "usual receiving point" by a customary means of delivery. If the first delivery of an item to you on or after August 5, 1943, is not one of this type, you shall not use the net cost of that purchase as the basis for figuring your ceiling price. Instead, in that case, you must find out what your net cost would have been if that purchase had been of a customary quantity from your customary type of supplier delivered to your usual receiving point by a customary means of delivery, and use that figure as your net cost in figuring your ceiling price for the item. Of course, you must never figure your net cost on a purchase made at a price higher than your supplier's ceiling.

(2) Figure the net cost on a single unit basis (that is, per can, per pound, per package, per jar, etc.) to the nearest half-cent. Your invoice cost may be the cost of a carton, case or barrel for instance, and not the cost of the package, can, or other unit you sell. Find the net cost of the single unit you sell by dividing the cost for the carton, case or barrel by the number of units in the carton, case or barrel.

(c) *Mark-up.* Turn to Table A to find the mark-up for the item given your group of stores. Table A lists all the "dry groceries" covered by this regulation by commodity groups.

(d) *Ceiling prices.* Next turn to Table C. Using the directions given there, you will get your ceiling price for the item. You must not change this ceiling price unless OPA authorizes you to do so. (Section 6 tells you when you can change it.)

(e) *Invoices.* You must write your "net cost" per unit either on your invoice or other record of the price you paid for the item or on a separate slip of paper and attached to that invoice or other record. You must keep separate, or mark or tag plainly, all invoices or records showing the net cost per unit which you used in figuring your ceiling prices. These invoices and records you used in figuring your ceiling prices are your means of proving that your ceiling prices are right.

SEC. 5. *How you figure your ceiling prices for items of "dry groceries" not kept in stock.* If you have already figured a ceiling price under this regulation for an item of "dry groceries" which you have not had in stock for 60 days, you may, if you wish, figure a new ceiling price when next you purchase it. Do this by following directions in section 4, using, however, the "net cost" you had to pay for your new purchase.

SEC. 6. *When you may change a ceiling price*—(a) *Official notification.* If OPA changes a supplier's ceiling price for an item covered by this regulation, it may direct retailers to refigure their ceiling prices for the item. You may not refigure your ceiling price under this paragraph until you receive written notice requiring you to do so. Ordinarily a written notice telling you to refigure your ceiling price will come to you directly from your supplier or the manufacturer. You will find it inside or attached to the carton, case or barrel containing the item, or it will be sent to you with the invoice. After actually receiving the item for the first time with such a notice, you must, before selling the item, refigure your new ceiling price by following the directions in section 4, figuring your "net cost", however, on that first delivery. You must write this new ceiling price on the invoice covering that delivery. Be sure to keep this notice attached to your invoice or other record showing the price you paid for the item. Even though you received later shipments with the same notice you must not change your ceiling price again.

(b) *Special deals.* If your ceiling price for an item was based on a delivery to you at a "special deal" price, you may refigure your ceiling price when you receive your first delivery of that item after the termination of the "special deal". In refiguring your ceiling price you must follow the directions in section 4, figuring your "net cost", however, on the first delivery to you of the item after the termination of the "special deal".

A "special deal" price means a reduced price, in effect for an announced period of not more than 90 days, to all purchasers of the same class, which price was made for the purpose of introducing a new commodity not theretofore on the market, or resulting from offers of free goods or combination sales. No price resulting from a discount for quantity purchases shall be considered a "special deal" price.

[Sec. 6 amended by Am. 11, 8 F.R. 17371, effective 1–8–44, except that paragraph (b) shall be effective 12–29–43]

SEC. 6a. *Dry groceries which you import.* On and after September 11, 1944, this regulation shall not apply to you for sales of any dry grocery item purchased by you directly from a foreign seller or his agent (except as provided in section 18 (c) for certain items of packed pineapple and packed pineapple juice) for importation into the continental United States. Your ceiling price for such items shall be determined by you in accordance with Order No. 38 under the Maximum Import Price Regulation,[9] or the General Maximum Price Regulation[10] or any other applicable maximum price regulation covering the sale of the item by importers. If you have an existing ceiling price for any such item, you must, by the opening of business on September 11, 1944, refigure that ceiling price in accordance with the applicable maximum price regulation or order covering the sale of the item by importers.

[Sec. 6a added by Am. 26, 9 F.R. 10982, effective 9–11–44]

Perishables

SEC. 7. *How and when you figure your ceiling prices for "perishables"*—(a) *General rule.* Your ceiling price for each item (that is, for each kind, brand, variety, and grade) of "perishables" listed in Table B shall be the total of (1) the "net cost" of the largest delivery of the item to you during the week before, plus (2) the mark-up given you for it in Table B.

(b) *When you must figure your ceiling prices.* By the opening of business on August 5, 1943, you must have figured your ceiling price for each item of "perishables" listed in Table B which you have in stock at that time. These ceiling prices must be checked each week after August 5, 1943, and changed on Thursday of each week for any item if your "net cost" of that item has changed in the preceding seven days. Never

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[1] 10 F.R. 1523.

[2] Statements of consideration are also issued simultaneously with amendments. Copies may be obtained from the Office of Price Administration.

[3] Revised: 9 F.R. 408, 11982; 10 F.R. 9299.

[4] Revoked: 9 F.R. 12468.

[5] Revised: 8 F.R. 6129, 7116, 7661, 7592, 8682, 9365, 9299, 9460, 10568; 9 F.R. 14676; 10 F.R. 3554, 6514, 8656.

[6] 9 F.R. 7061; 10 F.R. 2311, 7578, 12923; 11 F.R. 245.

[7] 9 F.R. 2212, 3709, 4356, 5589, 8334, 9834, 12210; 10 F.R. 844, 2018, 2298, 2659, 4980, 7193, 7043, 11895, 12653, 13129, 14784, 15415, 11404; 11 F.R. 801, 3360, 3746, 4237.

[8] 9 F.R. 5504, 8794, 10585, 12128, 13636; 10 F.R. 846, 2017, 2400, 2659, 4981, 7195, 7044, 11935, 12653, 13129, 15378, 15466; 11 F.R. 801, 3397, 3679, 3667, 4237, 5541.

[9] 9 F.R. 10938, 14318; 10 F.R. 1985, 4554.

[10] 9 F.R. 1385, 5169, 6106, 8150, 10193, 11274.

change your ceiling price on any day but Thursday.[11]

For items which you receive for the first time, or which you have not had in stock for 7 days, you must figure and use a ceiling price at once using the net cost of that first delivery. On each Thursday after that, you must treat the item as you would any other item of perishables covered by this regulation.

[Above paragraph amended by Am. 69, effective 6-15-46]

SEC. 8. *Directions for applying the rule for "perishables"*—(a) *"Net cost"*. To figure your ceiling price, first find the "net cost" of the largest delivery to you of the item during the seven day period before the Thursday for which you are figuring your price. If you have received more than one delivery of the same largest quantity, use the most recent of these deliveries. Your net cost will be the amount you paid your supplier less all discounts except the discount for prompt payment, plus all transportation charges you paid, which may include costs for icing, refrigeration, and ventilation, but which may not include costs for local trucking and local unloading. Of course, you must never figure your net cost on a purchase made at price higher than your supplier's ceiling.

[Above paragraph amended by Am. 7, 8 F.R. 15252, effective 11-9-43]

(1) Your net cost must be based on purchases delivered to your usual receiving point.

(2) Figure the net cost on the basis of the "selling unit" (for example, 1 pound, 1 dozen, etc.,) listed in Table B for the commodity group which includes the item you are pricing. If you are pricing fresh fruits or vegetables that you bought in a standard container listed in section 18f, you must figure your net cost as though the weight prescribed in that section were the actual net weight of the container. Always figure net cost to the nearest half-cent.

[Subparagraph (2) amended and (3) deleted by Am. 69, effective 6-15-46]

(3) [Deleted.]

(b) *Mark-up.* Turn to Table B to find the mark-up for the item given for your group of store. Table B lists all the "perishables" covered by this regulation by commodity groups. Note that some mark-ups are percentage mark-ups, while others are dollars-and-cents additions per "selling unit" which you make to your net cost.

[Paragraph (b) amended by Am. 16, 9 F.R. 4217, effective 4-27-44]

(c) *Ceiling price*—(1) *Percentage mark-ups*—(i) *Perishable items other than fresh fruits and vegetables.* If the item has been given a percentage mark-up in Table B, turn to Table C. Using the directions given there, you will get your ceiling price for the item.

(ii) *Fresh fruits and vegetables.* If the item has been given a percentage mark-up in Table B, turn to Table D. Using the directions given there, you will get your ceiling price for the item.

(2) *Dollars and cents mark-ups.* If the item has been given a dollars-and-cents mark-up in Table B, instead of a percentage mark-up, do not use Table C or Table D to get your ceiling price. You will get your ceiling price for the item by adding the named dollars-and-cents mark-up in Table B to your "net cost." If your ceiling price so figured results in a fraction of a cent, you may, in making sales of the selling unit, charge the next higher cent.

(3) *Sales in other quantities.* You may sell an item in a quantity other than the "selling unit" given in Table B. If you sell an item in a quantity other than the selling unit given in Table B, you must reduce or increase your ceiling price proportionately. If figuring a price for a quantity different from the selling unit results in a fraction of a cent, you may charge the next higher cent. (For example, if your ceiling price for an item of white potatoes is 4½ cents for 1 pound, the "selling unit", and you make a sale of 7 pounds of these potatoes, multiply 4½ cents by 7, and the ceiling price for the 7 pounds is 32 cents.)

[Paragraph (c) amended by Am. 16, 9 F.R. 4217, effective 4-27-44 and Am. 69, effective 6-15-46]

SEC. 9. *Price which you must post.* At all times you must have your current selling price for each item of food covered by this regulation clearly shown on the item or at or near the place in your store where the item is offered for sale. Of course, this posted price must never exceed your ceiling price.

[Sec. 9 amended by Am. 18, 9 F. R. 5671, effective 5-25-44]

SEC. 10. *Additions allowed for deliveries made by you to your customers.* (a) If you deliver to your customers' homes or places of business any of the items covered by this regulation, you may add to the total value of the delivery, as a separate charge, whichever of the following amounts applies:

Value of delivery:	Addition allowed
$0.00–$1.99	No addition
$2.00–$2.99	10¢
$3.00–$4.49	15¢
$4.50–$5.49	20¢
Over $5.49	25¢

(b) If you make such deliveries and add such charges, you are required to keep for one month a copy of each sales slip or invoice, itemizing clearly your prices for the items delivered and the amount of the delivery charges permitted under the provisions of this section.

SEC. 11. *Indirect price increases prohibited.* You must not evade any of the provisions of this regulation or any order issued pursuant to it by any stratagem, scheme, or device. You must not, as a condition of selling any particular food, require a customer to buy anything else. Any such evasion is punishable as a violation of this regulation.

You must not use an unnecessarily high "net cost" in figuring a ceiling price under this regulation. If you make such a high cost purchase, you must find out what your net cost as used in section 4 or 8 would be and use that net cost to figure your ceiling price. You may never use the "net cost" of a purchase from another retailer to figure a ceiling price.

SEC. 12. *Sales slips and receipts.* If you have customarily given a purchaser a sales slip, receipt or similar evidence of purchase, you must continue to do so. Furthermore, regardless of your custom, you must give any customer who asks for it a receipt showing the date, your name and address, the quantity and name of each food item sold and the price you charged for it.

[Sec. 12 amended by Am. 24, 9 F.R. 9720, effective 8-14-44]

SEC. 13. *Records.* After August 5, 1943, you must keep for one year after you receive them all your invoices, freight bills, and other records showing the price you paid and the date you received delivery of each item covered by this regulation.

You are required to show all your invoices on request of any OPA representative and to furnish on request of any OPA representative a written record of your ceiling price in effect at any particular time or times for any or all of the items covered by this regulation. You must also keep available for inspection by an OPA representative the records you used in deciding what group your store is in.

SEC. 14. *Licensing.* The provisions of Licensing Order No. 1,[12] licensing all persons who make sales under price control, are applicable to all sellers subject to this regulation or schedule. A seller's license may be suspended for violations of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

[Sec. 14 amended by Supplementary Order No. 72, 8 F.R. 13244, effective 10-1-43]

SEC. 15. *Prohibitions.* On and after August 5, 1943, if you sell or deliver or offer to sell or deliver at a price higher than your ceiling price fixed by this regulation or any order issued pursuant to it, or if you otherwise violate any provisions of this regulation or any order issued pursuant to it, you are subject to the criminal penalties, civil enforcement actions, license suspension proceedings, and suits for treble damages provided for by the Emergency Price Control Act of 1942, as amended. Also, any person, who, in the course of trade or business, buys from you at a price higher than your ceiling price is subject to the criminal penalties and civil enforcement actions provided for by that act.

[11] However, for each item of butter, you may on or after November 1, 1945 figure a new ceiling price immediately upon receipt of a delivery at a "net cost" different from the "net cost" on which your existing ceiling price is based. On each Thursday thereafter, you must refigure your ceiling price in accordance with the rules in section 8.

[Footnote added by Am. 58, 10 F.R. 13504, effective 11-1-45]

[12] 8 F.R. 13240.

SEC. 16. *Notice of dollars-and-cents ceiling prices.* From time to time the OPA may, by order issued pursuant to General Order No. 51, fix in your region or community dollars-and-cents ceiling prices for some or all of the dry groceries or perishables under this regulation. When these dollars-and-cents prices are fixed, you may not thereafter sell at higher prices, and these orders may also provide that such prices take the place of the ceiling prices which you have under this regulation. If such orders do not provide that they replace your prices under this regulation, you must continue to figure your prices under this regulation. If the OPA has, before the effective date of this regulation, established a ceiling price for you for an item pursuant to such an order, you shall use that as your ceiling price and shall not figure a ceiling price under this regulation for the item.

SEC. 17. *Further provisions supplementing or explaining this regulation.* From time to time, the Price Administrator may, by amendment, issue further provisions which will supplement the provisions of this regulation or explain the rights and duties of buyers and sellers under it. These further provisions will become part of this regulation and may be added as paragraphs to this section.

(a) Whenever an amendment adds any food product to the list of items covered in Table A, you must figure your ceiling price for that food product in accordance with sections 3, 4 and 5. However, in doing so, you shall substitute the effective date of such amendment for the date August 5, 1943, whenever it appears in sections 3, 4 and 5.

(b) Whenever an amendment changes either a commodity definition in Table A by transferring a food product from one commodity group to another or the mark-up for your group of retailers, you must refigure your ceiling prices for the items affected by such amendment in accordance with section 4, basing your "net cost" on the first delivery to you of such items after the effective date of the amendment.

[Paragraph (a) and (b) added by Am. 7, 8 F.R. 15252, effective 11-9-43]

(c) You must refigure your "annual gross sales" on the basis of the year 1945 instead of the year 1944. If you find that your store is in a group different from the one it was in before, you must refigure all of your ceiling prices. Prices figured on the new basis will be your ceiling prices starting Thursday, January 31, 1946. For "dry grocery" items you must use as your "net cost" the same "net cost" you used in figuring your existing ceiling prices. For "perishable" items you must use as your "net cost" the same "net cost" you would have used in refiguring your ceiling prices on that Thursday under section 8 of this regulation (or under section 8 of Maximum Price Regulation No. 422 if you become a Group 3 or Group 4 store). If, under that section, you would not have been required to refigure your ceiling price for any "perishable" item on that Thursday, you must use as your "net cost" for that item the same "net cost" on which your existing ceiling price is based. Further, if any store becomes a Group 3 or Group 4 store, it is on and after January 31, 1946, subject to all other provisions of Maximum Price Regulation No. 422.

[Paragraph (c) added by Am. 18, 9 F.R. 5671, effective 5-25-44; amended by Am. 40, 10 F.R. 2296, effective 3-5-45, and Am. 61, 10 F.R. 15466, effective 1-2-46]

(d) If prior to August 14, 1944, your ceiling price for any item of "cookies, crackers, toast and crumbs", was based upon a delivery received from a "cookie and cracker wholesaler" as defined in Maximum Price Regulation No. 421,[13] and you still purchase such item from such a wholesaler, you must refigure your ceiling price for any such item in accordance with the rules in sections 3 and 4, basing your "net cost", however, on the first delivery to you of the item from such a wholesaler on and after August 14, 1944.

[Paragraph (d) added by Am. 24, 9 F.R. 9720, effective 8-14-44]

(e) *1944 pack of "canned" and frozen fruits and vegetables.* Each item of the 1944 pack of "canned" fruits and vegetables and frozen fruits and vegetables shall be considered a different item from the 1943 and earlier packs, and you shall figure a separate ceiling price for each item. You must figure your ceiling price for each such item in accordance with the provisions in sections 3, 4 and 5, basing your "net cost" on the first delivery to you of the item.

However, if that first delivery is received by you from a person other than a wholesaler pricing the item under Maximum Price Regulation No. 421, before the date on which maximum prices are established by the OPA for sales of the item by processors, and another delivery is received by you after that date, you shall refigure your ceiling price for such item, basing your "net cost" on the first delivery of the item to you after that date.

That first delivery may be from a wholesaler (pricing under Maximum Price Regulation No. 421), whose ceiling price for the item is figured on the basis of a delivery received by him before the date on which maximum prices are established by the OPA for sales of the item by processors. In that event, and if you receive a later delivery of the item, you must refigure your ceiling price for such item; you must base your "net cost" upon the first delivery to you from your supplier after he has figured his ceiling price for the item on the basis of a delivery received by him after the date on which maximum prices are established by the OPA for sales by processors of the 1944 pack of the item.

The receipt of any of the above items of the 1944 pack, at a price to be adjusted after delivery in accordance with action to be taken by the OPA shall not be deemed a delivery, for the purpose of this section, until the receipt of an invoice or other written notice from your supplier showing the price after adjustment. Until the receipt of such an invoice or notice, you may not sell or deliver or offer to sell or deliver at a price higher than your ceiling price for the same item of the 1943 pack.

[13] 11 F.R. 6081.

[Paragraph (e) added by Am. 29, 9 F.R. 11902, effective 9-27-44]

(f) On and after August 2, 1945, "health food stores" are made subject to this regulation for certain items in accordance with section 2 (a). If you are a "health food store," you must figure your ceiling price for each such item in accordance with sections 3 and 4, substituting the date August 2, 1945, for the date August 5, 1943, whenever it appears in sections 3 and 4.

[Paragraph (f) added by Am. 48, 10 F.R. 9272, effective 8-2-45]

(g) *1945 pack of "canned" fruits and vegetables, frozen fruits and vegetables and dried fruits.* Each item of the 1945 pack of "canned" fruits and vegetables, frozen fruits and vegetables and dried fruits, shall be considered a different item from the 1944 and earlier packs, and you shall figure a separate ceiling price for each item. You must figure your ceiling price for each such item in accordance with the provisions in sections 3, 4 and 5, basing your "net cost" on the first delivery to you of the item.

[Above paragraph amended by Am. 55, 10 F.R. 12992, effective 10-23-45 and Am. 63, 11 F.R. 842, effective 1-28-46]

However, if that first delivery is received by you from a person other than a wholesaler pricing the item under Maximum Price Regulation No. 421, before the date on which maximum prices are established by the Office of Price Administration for sales of the item by processors, and another delivery is received by you after that date, you shall refigure your ceiling price for such item, basing your "net cost" on the first delivery of the item to you after that date.

That first delivery may be from a wholesaler (pricing under Maximum Price Regulation No. 421), whose ceiling price for the item is figured on the basis of a delivery received by him before the date on which maximum prices are established by the Office of Price Administration for sales of the item by processors. In that event, and if you receive a later delivery of the item, you must refigure your ceiling price for such item; you must base your "net cost" upon the first delivery to you from your supplier after he has figured his ceiling price for the item on the basis of a delivery received by him after the date on which maximum prices are established by the Office of Price Administration for sales by processors of the 1945 pack of the item.

[Paragraph (g) added by Am. 51, 10 F.R. 11303, effective 9-10-45]

(h) On and after October 25, 1945, "Great Lakes marine suppliers" are made subject to this regulation in accordance with section 2 (a). If you are a "Great Lakes marine supplier" who is covered by this regulation, you must figure your ceiling price for each item of "dry groceries" in accordance with sections 3 and 4, and for each item of "perishables" in accordance with sections 7 and 8, substituting the date October 25, 1945, for the date August 5, 1943, whenever it appears in sections 3, 4, 7 and 8.

[Paragraph (h) added by Am. 56, 10 F.R. 13074, effective 10-25-45]

(i) From time to time, an item you sell may go back under price control after a period of suspension or exemption. When that happens, you must not sell the item until you have figured your ceiling price. Your ceiling price, in such a case, must be figured in the following way (whichever is applicable):

(1) If the item is a "dry grocery" item for which you have previously figured a ceiling price under this regulation, your ceiling price shall be the same as it was when the item was removed from price control.

(2) If the item is a "dry grocery" item for which you have not previously been required to figure a ceiling price under this regulation, and which you have in stock on the day price control is resumed, you must figure your ceiling price in accordance with the rules in sections 3 and 4, basing your "net cost," however, on the last delivery of the item received by you before price control is resumed. However, your "net cost" in such case may not exceed what it would have been if that delivery had been subject to price control and the purchase had been made at your supplier's ceiling price.

(3) If the item is a "perishable" item, you must figure your ceiling price in accordance with the rules of section 8, basing your "net cost," however, on the largest delivery received by you during the 7-day period before price control is resumed. On each Thursday thereafter you must refigure your ceiling price in accordance with the rules in section 8. However, your "net cost" in such case may not exceed what it would have been if that delivery had been subject to price control and the purchase had been made at your supplier's ceiling price.

[Paragraph (i) added by Am. 62, 11 F.R. 349, effective 1-4-46]

ARTICLE II—SPECIAL PRICING PROVISIONS

SEC. 18. *Sections in Maximum Price Regulation No. 422 which you must use if they apply to your method of doing business.* Maximum Price Regulation No. 422, which covers the same food items as this regulation, but for Group 3 and 4 stores, contains a number of special pricing provisions which you are required to follow if you perform the operations they cover. (You may obtain a copy of Maximum Price Regulation No. 422 from your nearest OPA District Office.) The sections of that regulation which you must follow if they apply to you are as follows:

(a) Section 18. *Additions for packaging.* (Applies to you if you package any item under this regulation (except spices, tea and gelatin) in cardboard containers, cotton bags, transparent bags, interlined coffee bags, or certain Kraft bags or similar type bags, or if you carton eggs.)

[Paragraph (a) amended by Am. 11, 8 F.R. 17371, effective 1-8-44; and Am. 42, 10 F.R. 5370, effective 5-17-45]

(b) Section 19. *Special limitations in figuring your "net cost" in certain cases.* (Applies to you if you purchase butter or cheese f. o. b. shipping point and not on a delivered basis, and if you buy fresh fruits and vegetables from others than wholesalers.)

(c) Section 20. *How you figure your "net cost" in certain cases.* (Applies to you if you import bananas or purchase green bananas from importers delivered at port of entry or at auction; if you package and print butter; if you candle and grade eggs; if you purchase white potatoes or dry onions ungraded and unsacked; if you purchase ungraded, unsized and unpacked citrus fruits and you grade, size and pack such citrus fruits; if you buy poultry live or dressed, and you sell it drawn; if you buy poultry or turkey live, dressed or drawn and sell it "cut-up" or in parts; if you import coconuts; if you import packed pineapple, or packed pineapple juice, other than pineapple and pineapple juice packed in the Territory of Hawaii or in Puerto Rico; if you buy frozen fruits, berries or vegetables from a seller pricing such items under the applicable supplement to Food Products Regulation No. 1; if you process smoked fish prior to offering it for sale; if you purchase carrots ungraded, unsized and unpacked, and you grade, size and pack such carrots; or if you purchase spinach unwashed, ungraded and unpacked, and you wash, grade and pack such spinach.)

[Paragraph (c) amended by Am. 1, 8 F.R. 10570, effective 8-5-43; Am. 4, 8 F.R. 12611, effective 9-11-43; Am. 7, 8 F.R. 15252, effective 11-9-43; Am. 11, 8 F.R. 17371, effective 1-8-44; Am. 13, 9 F.R. 3510, effective 4-6-44; Am. 16, 9 F.R. 4217, effective 4-27-44; Am. 18, 9 F.R. 5671, effective 5-25-44; Am. 25, 9 F.R. 10259, effective 8-26-44; Am. 34, 9 F.R. 14600, effective 12-21-44; Am. 39, 10 F.R. 2025, effective 2-22-45; and Am. 43, 10 F.R. 5578, effective 5-24-45; Am. 60, 10 F.R. 14447, effective 12-6-45; Am. 67, 11 F.R. 2449, effective 3-14-46 and Am. 68, 11 F.R. 5950, effective 6-5-46]

(d) Section 21. *Additional charges allowed for slaughtering and plucking poultry.* (Applies to you if you slaughter or pluck poultry for your customers.)

(e) Section 22. *Additions for delivery from your warehouse to your store.* (Applies to you if your usual receiving point is a warehouse over 125 miles from your store.)

(f) Section 23. *How you figure your ceiling prices for perishables on a weighted average basis.* (Allows you to apply to use a weekly weighted average as a basis for figuring net cost of perishables instead of the largest single delivery.)

(g) Section 25. *How you figure your ceiling prices for foods you "manufacture or otherwise process."* (Applies to you if you manufacture or process any of the foods covered by this regulation.)

(h) Section 26. *Mail order sales.* (Applies to you if you make mail order sales.)

(i) Section 34. *Export sales.* (Applies to you if you make export sales.)

(j) [Deleted.]

[Paragraph (j) added by Am. 12, 9 F.R. 95, effective 12-31-43; amended by Am. 41, 10 F.R. 3814, effective 4-12-45 and deleted by Am. 68, 11 F.R. 5950, effective 6-5-46]

(k) [Revoked]

[Paragraph (k) added by Am. 24, 9 F.R. 9720, effective 8-14-44 and revoked by Am. 34, 9 F.R. 14600, effective 12-21-44]

(l) Section 25b. *Ceiling prices for sales of poultry to other retailers.* (Applies to you if you sell any item of poultry to another retailer covered by Maximum Price Regulation Nos. 422 or 423.)

[Paragraph (l) added by Am. 35, 9 F.R. 14630, effective 12-21-44]

(m) Section 25d. *Ceiling prices for sales of butter if you own more than 1000 pounds on October 31, 1945.* (Applies to you if at the close of business on October 31, 1945 you own more than 1000 pounds of butter.)

[Paragraph (m) added by Am. 57, 10 F.R. 13594, effective 11-1-45]

(n) Section 25e. *Ceiling prices for sales of cheddar cheese if you own more than 1,000 pounds on January 31, 1946.* (Applies to you if at the close of business on January 31, 1946, you own more than 1,000 pounds of natural or processed cheddar cheese.)

[Paragraph (n) added by Am. 64, 11 F.R. 842, effective 2-1-46]

(o) *Ceiling prices for sales of "sugar" after February 9, 1946.* At the close of business on February 9, 1946, you must determine the number of pounds of each item of "sugar" that you own for resale at that time. You must make and keep a record of that inventory at your place of business. Do not include "sugar" which you obtained as an industrial user under Third Revised Ration Order 3[1] issued by the Office of Price Administration. In the case of stores under one ownership, the number of pounds owned shall be the total of the number of pounds in each such store and wherever else located. After that date you must continue to sell each item of "sugar" at no more than the ceiling price you had in effect on February 9, 1946 until you have sold an amount equal to your February 9, 1946 inventory of the item. When you have sold that amount, you shall refigure your ceiling price for the item in accordance with the rules in Section 6. However, if you receive a notification from your supplier to refigure your ceiling price for an item of "sugar," do not refigure your ceiling price until you have sold an amount equal to your February 9, 1946 inventory at no more than the ceiling price you had in effect on February 9, 1946.

If, at the close of business on February 9, 1946, you have an inventory of more than 10,000 pounds of all items of "sugar," you must, on or before February 25, 1946, file with the Wholesale-Retail and Fruit and Vegetable Branch of the Office of Price Administration, Washington, D. C., by registered mail, an affidavit showing the number of pounds of each item of "sugar" you own for resale at that time. You must keep a copy of this affidavit at your place of business.

[Paragraph (o) added by Am. 66, 11 F.R. 1468, 1593, effective 2-10-46]

SEC. 18a. *How you figure ceiling prices for items if you are also a wholesaler and receive such items from a warehouse owned or controlled by you.* (a) If, prior to March 1942, you owned or controlled a warehouse physically separate and apart from your retail store, and

[1] 11 F.R. 531, 532, 1298, 1469, 1212, 1734, 2276, 2512, 2824, 3365, 5106, 5296.

you acted as a wholesaler distributing from such warehouse, food products to independent retail stores not owned or controlled by you, and you still own or control such a warehouse, you may, in figuring your ceiling price for each item customarily obtained by you from such warehouse and sold by you from your retail store to the ultimate consumer other than commercial, industrial or institutional users, use as the basis of your "net costs", the net cost you used in figuring your ceiling prices for your wholesale sales under Maximum Price Regulation No. 421, plus the mark-up allowed in that regulation for a Class 1 (retailer-owned cooperative) wholesaler. To get your ceiling prices, reduce the resulting figure to the "net cost" of a single unit and apply the mark-up for your group of retailer as set forth in section 4.

(b) For any item so obtained for which you have already figured a ceiling price under this regulation, you must refigure your ceiling price on or before October 14, 1943, using as the basis of your "net cost" the same "net cost" you used in figuring your present ceiling prices for your wholesale sales under Maximum Price Regulation No. 421, plus the mark-up allowed in that regulation for a Class 1 (retailer-owned cooperative) wholesaler. To get your ceiling price, reduce the resulting figure to the "net cost" of a single unit and apply the mark-up for your group of retailer as set forth in section 4.

(c) Within 10 days after you first figure your prices in accordance with the provisions of this section, you must notify your nearest district office in writing that you have so figured your prices.

[Sec. 18a added by Am. 5, 8 F.R. 13294, effective 10-4-43]

SEC. 18b. *Gift and holiday packages assembled by you.* If you assemble into gift or holiday packages, any food items covered by this regulation, with or without any items not covered by this regulation, you must figure your ceiling price for such package under whichever of the following paragraphs applies:

(a) For packages assembled in cardboard, wooden, or other plain containers, your ceiling price will be the sum of the following, multiplied by 1.05:

(1) Your direct cost of each item included in the package multiplied by 1.40; plus

(2) Your direct cost of the packaging materials, including the container, used for the particular package.

(b) For packages assembled in permanent containers designed and constructed for re-use (including but not limited to trays, cedar boxes, hampers, teakwood chests, and fancy baskets), your ceiling price will be the sum of the following, multiplied by 1.15:

(1) Your direct cost of each item included in the package multiplied by 1.40; plus

(2) Your ceiling price for the container figured under the applicable maximum price regulation. (If you have no ceiling price for the container, you may multiply the direct cost of the container by 1.40); plus

(3) Your direct cost of the packaging materials used for the particular package.

"Direct cost" as used in the above subparagraphs, means your "net cost" for each item subject to this regulation. For items included in the package not otherwise subject to this regulation, it means the lawful amount you paid your supplier less all discounts except the discount for prompt payment, plus all transportation charges you paid.

[Sec. 18b added by Am. 27, 9 F.R. 11537, effective 9-16-44; amended by Am. 32, 9 F.R. 12746, effective 10-23-44; and Am. 54, 10 F.R. 12810, effective 10-18-45]

SEC. 18c. *Special pricing provisions for manufacturers selling some commodities at retail.* Any person, the larger part of whose business is the manufacturing or processing of foods, but

(a) His entire business in connection with a particular commodity consists of the purchase and resale of such commodity without materially changing its form, and

(b) The larger part of his sales of such commodity are made to ultimate consumers other than commercial, industrial or institutional users,

(c) Shall figure his ceiling prices for sales of such commodity to ultimate consumers other than commercial, industrial or institutional users in accordance with the provisions of this regulation, and shall, for such purposes, be considered a retailer covered by this regulation. In figuring his ceiling prices he shall substitute the date February 8, 1945, for the date August 5, 1943, wherever it appears in sections 3, 4 and 5.

[Sec. 18c added by Am. 38, 10 F.R. 1523, effective 2-8-45]

SEC. 18d. *Special allowance for forwarding gift package to a donee in a foreign country.* If you deliver a food package directly upon order of the purchaser to a donee (other than a member of the armed forces of the United States) in a foreign country outside of the North American continent, you may add to your ceiling price an amount not to exceed 50 cents for forwarding such package, plus the actual mailing and insurance charges.

This allowance may be applied only to the shipment and delivery of individual food gift packages and not of wholesale lots.

[Sec. 18d added by Am. 54, 10 F.R. 12810, effective 10-18-45]

SEC. 18e. *How you figure your ceiling price for head lettuce (other than Iceberg) bought untrimmed and sold trimmed.* If you buy head lettuce (other than Iceberg lettuce) untrimmed and sell it trimmed, you must multiply your "net cost" per "selling unit" by 1.28, rounding any resulting fraction to the nearest half-cent. To get your ceiling price, apply the mark-up for your group of retailer as set forth in section 8.

SEC. 18f. *How you figure your net cost for fresh fruits and vegetables you receive in standard containers.* In figuring your "net cost" per pound of an item of fresh fruits or vegetables you received in a standard container listed below, you must use as the net weight of the container the amount provided for by this paragraph. In general, the number of pounds shown in this paragraph for each container must be used as its net weight. However, Regional Administrators of the Office of Price Administration have authority to change the prescribed weights by order for areas in which such containers are received with net weights substantially different from those prescribed. Regional Administrators may delegate that authority to District Directors.

Fresh fruits	*Pounds*
1. *Apples*—Standard box or bushel	
Golden Delicious, Jonathan, King David, McIntosh, Ortely, Gravenstein and summer apples	41
Red Delicious, Rome, Black Ben and Grimes	48
Winesap, Newton, Stayman, Arkansas Black, York, Black Twig, Baldwin, Northern Spy and Greening	45
All other varieties	42
2. *Citrus fruits*—	
Oranges (except temples):	
1⅕ bushel standard container (California and Arizona)	70
1⅕ bushel standard container (Florida and Texas)	82
Grapefruit:	
1⅕ bushel standard container (California and Arizona)	61
1⅕ bushel standard container—Shipped from Florida or Isle of Pines	70
All others	72
Lemons—1⅕ bushel standard container	72
Tangerines (including clementines, king oranges, satsumas, tangalos, and temples):	
1⅕ bushel standard container (California and Arizona)	75
1⅕ bushel standard container (all others)	80
3. *Cranberries*—	
¼ barrel box	25
⅜ barrel box	37½
⅝ barrel box	44
4. *Grapes, table*—	
Those grown in Arizona or in Riverside or Imperial County or in the Borego Valley of San Diego County of California, per lug	24
All other table grapes produced in California, per lug	28
Imported table grapes, per lug	20
5. *Melons* (except watermelons)—	
Cantaloup and honeyball:	
Jumbo crate	77
Standard crate	65
Pony crate	55
Honeydew:	
Jumbo or standard honeydew crate	39
Jumbo cantaloup crate	58
Persian:	
Jumbo Persian crate	43
Standard Persian crate	37
Pony Persian crate	35
Casaba jumbo or standard crate	42
Cranshaw Jumbo or standard crate	40
6. *Peaches*—	
Standard bushel basket	48
Fruit box (WPB L-232 No. 35)	16
Fruit box (WPB L-232 No. 36)	19
Sanger lug box (WPB L-232 No. 46)	23
Standard ½ bushel basket	24
7. *Pears*—	
Standard Western pear box (WPB L-232 No. 54)	46
One-way pear lug (WPB L-232 No. 56)	46
Washington pear lug (WPB L-232 No. 36)	19
Standard half pear box (WPB L-232 No. 35)	23

Fresh vegetables—	*Pounds*
1. Beans, green and wax—bushel container	28
2. Iceberg Lettuce—L. A. or Salinas crate:	
Sold trimmed	52
Sold untrimmed	60
3. Onions, dry—50-pound bag	50
4. Peas, green—bushel container	28
5. Potatoes, sweet — bushel container:	
Uncured	50
Cured	45
6. Potatoes, white—100-pound bag	100
7. Spinach:	
Bushel container	18
½ crate (1¼ bushel)	22½

[Sections 18e and 18f added by Am. 69, effective 6-15-46]

ARTICLE III—MISCELLANEOUS PROVISIONS

SEC. 19. *How certain stores, where necessary to assure an adequate supply of food in a locality, may apply for mark-up adjustments.* (a) If your store is necessary to provide an adequate supply of food products in a locality; and by reason of remote location, long-term credit, short selling season, or other such unusual operating conditions, you find it impossible to operate under the mark-ups fixed by this regulation you may apply for an adjustment of such mark-ups by filing with your nearest District OPA office two copies of a signed statement giving for your store: (1) its name and address; (2) its group under this regulation; (3) its type (for example, cash-and-carry, service, delicatessen); (4) the approximate number of its food customers; (5) the total number of stores selling food in its community; (6) its distance from the nearest store selling food and the name and address of that store; and (7) the reasons why you are unable to operate under the mark-ups fixed by this regulation.

If you have more than one store you may file one application for all your stores which meet the conditions stated above. Your application must state separately for each store the specific information this section calls for.

(b) Any Regional Office of the OPA, or such offices as may be authorized by order issued by the appropriate Regional Office, may act on all applications for adjustment under the provisions of this regulation. Applications for adjustment are governed by Revised Procedural Regulation No. 1.[15]

SEC. 19a. *Regional adjustment of poultry mark-ups.* Each Regional Administrator of the OPA is hereby authorized to reduce the mark-ups listed in Table B in section 28 (a) for retailers in any area or locality within his jurisdiction for sales of any poultry items in connection with adjustments made pursuant to section 2.3 of Second Revised Maximum Price Regulation No. 269,[16] whenever such action is necessary to prevent an increase in the ceiling prices at which such poultry items may be sold by retailers.

[15] 9 F.R. 10476, 13715; 10 F.R. 11295.
[16] 10 F.R. 7684, 14026, 14146; 11 F.R. 175.

[Sec. 19a added by Am. 1, 8 F.R. 10570, effective 8-5-43, and amended by Am. 68, 11 F.R. 5950, effective 6-5-46]

SEC. 20. *How you find the "annual gross sales" of your store.* (a) To find your "annual gross sales," take your total sales for the calendar year 1945. Include all sales as shown on your books, except sales made by a restaurant operated in conjunction with your store. You can use your Federal Income Tax Return to get your gross sales for all or part of the calendar year 1945 which is covered by such return. If you own more than one store, figure the sales for each store separately, treating each as a separate retailer.

(b) If you were in business during only part of the year 1945, you must divide your total sales for 1945 by the number of weeks you were in business. This will give you your weekly average sales. Multiply this figure by 52 and the result is your "annual gross sales."

[Sec. 20 amended by Am. 18, 9 F.R. 5671, effective 5-25-44; Am. 40, 10 F.R. 2298, effective 3-5-45; and Am. 61, 10 F.R. 15466, effective 1-2-46]

SEC. 21. *How you determine your group in certain special cases*—(a) *Department stores.* If you operate a department store, that is, a store in which the greater volume of sales is general merchandise and not foods, and you sell foods in a separate department or departments, you must determine your group by using only the "annual gross sales" of your food department or departments.

(b) *Stores in which more than one retailer operates.* (1) If you sell food in a retail food store in which there are other food retailers, none of whom sells a complete line of the same general class of food, you must find your group by taking the combined "annual gross sales" of all the food retailers in that store. If you are unable to get the "annual gross sales" from the other food retailers in that store, you shall apply, in writing, to your nearest OPA District Office, for a determination of your group, stating your own "annual gross sales" figure for the applicable year. Each District Director is authorized to act on requests covering stores located within his district, and action taken shall be by order.

[Subparagraph (1) amended by Am. 53, 10 F.R. 12265, effective 10-4-45]

(2) If you sell foods in a retail store in which more than one retailer sells a complete line of the same general class of food, you will be considered as operating a separate retail store of your own, and you must determine your group by using only your own sales.

(c) *New stores.* If you open a retail store after January 1, 1946, you may consider yourself a Group 1 or Group 3 retailer, depending upon whether or not at that date your store is an "independent" store. You must figure your ceiling prices accordingly. (If you are a Group 3 store, you must figure your ceiling prices under Maximum Price Regulation No. 422.) However, after you have been in business for 3 months, you must determine again what group your store is in. To do this, take your total sales for the 3-month period and multiply by 4. Use the result as your "annual gross sales" in determining the group in which your store belongs.

[Above paragraph amended by Am. 40, 10 F.R. 2298, effective 3-5-45; and Am. 61, 10 F.R. 15466, effective 1-2-46]

Furthermore, if by reason of the new store you now are one of 4 or more stores under one ownership, you must at the end of the 3-month period refigure the combined "annual gross sales" for all your stores. If the combined "annual gross sales" are $500,000 or more, all of your stores must then be considered as Group 3 or Group 4 stores. You may continue to use the existing ceiling prices in each store until the second Thursday following the end of the 3-month period, by which time you must have refigured all of your ceiling prices in each store, using the mark-ups for its proper group.

If you find that only the new store should now be in another group, you may continue to use the Group 1 mark-ups until the second Thursday following the end of the 3-month period, by which time you must have refigured all your ceiling prices using the mark-ups for the new group in which this store falls.

In refiguring your ceiling prices as required above, for "dry grocery" items you must use as your "net cost" the same "net cost" you used in figuring your existing ceiling prices. For "perishable items", you must use as your "net cost" the same "net cost" which you would have used in refiguring your ceiling prices on that Thursday under section 8 of this regulation if a Group 1 store (or under section 8 of Maximum Price Regulation No. 422 if a Group 3 store). If, under that section, you would not have been required to refigure your ceiling price for any item on that Thursday, you shall use as your "net cost" for that item the same "net cost" on which your existing ceiling price at that time is based.

[Paragraph (c) amended by Am. 10, 8 F.R. 15608, effective 11-20-43; and Am. 18, 9 F.R. 5671, effective 5-25-44]

SEC. 22. *Taxes.* You may collect, in addition to your ceiling price, any tax upon or incident to a sale at retail of food covered by this regulation, if you state the tax separately, and if the tax statute or ordinance does not prohibit sellers from stating and collecting the tax separately from the price.

SEC. 23. *Transfer of business and stock in trade.* If, after August 5, 1943, you acquire in any way the business, assets, and stock in trade of any retail store covered by this regulation and you carry on the business, or continue to deal in the same type of food products in that same store, your ceiling prices shall be the same as those of the former owner if no transfer had taken place. You must keep all the records needed to verify your ceiling prices. The former owner must either preserve and make available to you, or give you, all the records of his transactions before you acquired the store which you need to comply with the record provisions of this regulation.

If the transfer changes the business from one group of retail store to another, your ceiling prices shall be those for the group of retailers to which you belong under this regulation.

SEC. 24. *Relation to other regulations.* The provisions of this Maximum Price Regulation No. 423, except as otherwise provided in this regulation, shall, on and after August 5, 1943, supersede the provisions of Revised Maximum Price Regulation No. 238, Maximum Price Regulation No. 250," Revised Maximum Price Regulation No. 256," Revised Maximum Price Regulation No. 268, the General Maximum Price Regulation, and any other applicable price regulation or order issued by the OPA except any order issued pursuant to General Order 51, with respect to sales and deliveries for which ceiling prices are established by this regulation.

SEC. 25. *Definitions*—(a) *Retail route seller.* A "retail route seller" is a retailer who distributes food products to ultimate consumers other than commercial, industrial or institutional users, either on a future delivery basis or otherwise, from an inventory stocked in trucks or other conveyances operated by driver-salesmen over regular routes. A retailer, most of whose business is the personal solicitation of orders by salesmen calling at the homes or places of business of ultimate consumers, who are not commercial, industrial or institutional users, shall also be considered a retail route seller. A retailer is a "retail route seller" only of the food products he sells in this way.

(b) *Health food stores.* A "health food store" or "health food department" is one whose sales to consumers consist principally of "specially prepared dietetic foods." For the purposes of this regulation a "health food department" is a separate and distinct department operated by separate and specially trained personnel and for which separate records and accounts are maintained.

"Specially prepared dietetic foods" are foods manufactured and sold for restricted diets and for special dietetic purposes, including but not limited to, specially prepared foods for diabetic or arthritic conditions, or high blood pressure; specially prepared weight building or tonic foods; and vitamin or mineral supplements.

[Paragraph (b) amended by Am. 48, 10 F.R. 9272, effective 8-2-45]

(c) *Delivery.* Delivery of an item covered by this regulation shall be considered to have occurred when the item has been received by you at your usual receiving point.

(d) *Usual receiving point.* Your usual receiving point will be either your retail store or your warehouse from which you supply your retail stores, depending upon where you normally receive the particular item you are pricing under this regulation.

(e) *Item.* You must determine a separate ceiling price for each item; that is, for each kind, brand, size, variety, grade, container-type, and container-size, except for fresh fruits and vegetables. Separate fresh fruit and vegetable items shall be those defined as separate in the definitions accompanying Table B.

(f) *Manufacture or otherwise process.* "Manufacture or otherwise process" shall mean blending, freezing, canning, preserving, bottling, milling, crushing, straining, roasting, centrifuging, cooking, distilling, purifying with heat, and other similar operations, and packaging of spices, tea and gelatin in the manner described in section 18.

Packaging as used in section 18, ripening of bananas, printing of butter, candling and grading of eggs and killing and dressing of poultry shall not be considered manufacturing or processing under this regulation.

[Paragraph (f) amended by Am. 42, 10 F.R. 5370, effective 5-17-45]

(g) *Group 3 retailer.* A retailer is in Group 3 if he has an "annual gross sales" of less than $250,000 and he is not an "independent" retailer.

(h) *Group 4 retailer.* A retailer is in Group 4, whether "independent" or not, if he has an "annual gross sales" of $250,000 or more.

(i) *Great Lakes marine supplier.* "Great Lakes marine supplier" means a person operating a selling establishment which buys and resells food products for the most part to "operators of a lake vessel or vessels," for consumption aboard such vessel or vessels, with delivery from shore locations by usé of truck or launch facilities. "Operator of a lake vessel or vessels" means any person who owns or operates a lake vessel or vessels, other than passenger boats, engaged in shipping upon the Great Lakes, and who in operating such vessels purchases or receives food products covered by this regulation from a Great Lakes marine supplier for consumption aboard such vessels. Excluded from this definition are hotel-supply houses as defined in Second Revised Maximum Price Regulation No. 269, hotel and restaurant supply houses as defined in Maximum Price Regulation No. 271,[18] and purveyors as defined in Maximum Price Regulation No. 426.

[Paragraph (i) added by Am. 56, 10 F.R. 13074, effective 10-25-45]

SEC. 26. *Geographical applicability.* The provisions of this regulation shall apply to the 48 states of the United States and to the District of Columbia.

ARTICLE IV—TABLES

SEC. 27. *Table of mark-ups for "dry groceries" (Table A)—(a) Table A: Mark-ups over "net cost" allowed to Group 1 & Group 2 retailers for dry groceries covered by this regulation by commodities.*

Food commodities	Allowed mark-ups over "net cost"	
	Independent retailers with annual volumes	
	Group 1—under $50,000	Group 2—$50,000 but less than $250,000
	Percent	*Percent*
1. Baby foods	25	23
2. Cereals, breakfast	22	20
3. Cocoa, chocolate, and cereal drink preparations	29	29
4. Coffee	17	17
5. Cookies, crackers, toast and crumbs	25	25
6. Corn meal and hominy	29	29
7. Dog and cat foods	27	27
8. Fish, processed	27	27
9. Flour and flour mixes	27	27
10. Fruits, berries and fruit juices (canned) except fruit cocktail, pineapple, peaches and pears	26	26
11* Fruit cocktail, pineapple, peaches and pears (canned) except juices	25	23
12. Fruits, dried and dehydrated	27	25
13. Frozen Foods	27	27
14. Gelatin and pudding mixtures	28	25
15. Jams, jellies, preserves, honey and peanut butter	32	32
16. Lard, pure	20	18
17. Macaroni and spaghetti products	32	32
18. Mayonnaise and salad dressing	24	24
19. Meat, canned	21	21
20. Milk, canned	20	20
21. Oils, cooking and salad	28	28
22. Oleomargarine	17	15
23. Pickles and relishes	32	32
24. Rice	28	28
25. Shortening, hydrogenated	9	9
26. Shortening, other	18	18
27. Soups, canned	27	26
28. Soups, dehydrated	34	34
29. Spices	46	46
30. Sugar	17	12
31. Syrups	28	28
32. Tea	26	26
33 Vegetables and vegetable juices (canned) except corn green and wax beans, peas, tomatoes and tomato juice	31	31
34. Corn, green and wax beans, peas, tomatoes and tomato juice (canned)	25	23
35. Vegetables, dried and dehydrated	36	36
36. Vinegar	39	34
37. Miscellaneous foods	40	40

[Table amended by Am. 2, 8 F.R. 10988, effective 8-5-43; Am. 7, 8 F.R. 15252, effective 11-24-43; and Am. 15, 9 F.R. 4017, effective 5-1-44.]

(b) *Commodity definitions.* These definitions apply to both domestic and imported items.

(1) "Baby foods" means "baby" or "junior" soups, fruits, vegetables, meats and mixtures thereof packed in hermetically sealed containers. Excluded are dry baby cereals.

(2) "Cereals, breakfast" means bulk or packaged cereal items of any size commonly used as breakfast foods, both un-cooked and ready-to-eat types including, but not limited to, bran flakes, farina, popped rice, and rolled oats. Excluded are barley, corn meal, corn grits, hominy grits and flakes, rice, wheat bran flour, wheat germ, and dry baby cereals. Also excluded are cereals mixed or coated with a confection, in the proportion of two thirds or more confection to one third cereal by weight.

[Subparagraph (2) amended by Am. 18, 9 F.R. 5671, effective 5-25-44]

[17] 7 F.R. 8705, 9898, 10014, 10994; 8 F.R. 2673, 10559.
[18] 7 F.R. 10473; 8 F.R. 1266, 2106, 2673, 3946, 5164, 7821.

[19] 11 F.R. 3864.

(3) "Cocoa, chocolate and cereal drink preparations" includes, but is not limited to, coffee substitutes or extenders, chicory, malted milk preparations containing less than 35 percent malted milk, chocolate syrup packed in consumer sizes, chocolate bits, cooking chocolate and packaged powdered skim milk (spray process). Excluded are chocolate confections, bittersweet bars, milk chocolate, chocolate syrup packed in No. 10 tins or larger or one gallon containers or larger, powdered whole milks, powdered skim milk packaged in tin in an inert gas, malted milk, and any preparation containing 35 percent or more malted milk.

[Subparagraph (3) amended by Am. 2, 8 F.R. 10988, effective 8–5–43; Am. 7, 8 F.R. 15252, effective 11–24–43; and Am. 38, 10 F.R. 1523, effective 2–8–45]

(4) "Coffee" means roasted coffee, whole or ground, decaffeinated coffee, coffee concentrates, and any mixtures of coffee with other products for beverage purposes.

(5) "Cookies, crackers, toast, and crumbs" includes, but is not limited to, biscuits, Christmas cookies, fig bars, graham crackers, pretzels, rye crackers, zwieback, melba toast, bread crumbs, cracker crumbs, cookies, matzo, matzo meal, and related matzo products. Excluded are bread, pies, cakes, doughnuts, coffee cakes, rolls, candies, Passover matzo, Passover matzo meal, related Passover matzo products, and any bakery products which you manufacture. Also excluded are any items which are bought by you in bulk and sold loose.

[Subparagraph (5) amended by Am. 2, 8 F.R. 10988, effective 8–5–43; and Am. 11, 8 F.R. 17371, effective 1–8–44]

(6) "Corn meal and hominy" means bulk or packaged (in any size) corn meal, corn grits, hominy, hominy grits, hominy flakes, and prepared hominy. Excluded is canned hominy which is in "Vegetables and vegetable juices, canned".

(7) "Dog and cat food" shall not include any item prepared by you for pet food, or any frozen dog or cat food.

(8) "Fish, processed" includes, but is not limited to, canned fish, canned sea food, and salted, pickled, smoked, dried or otherwise processed fish, such as fish cakes, roe, clam juice, and oyster puree. Excluded are fresh or frozen fish, fresh or frozen seafood, frozen food products in which fish or seafood are combined with other ingredients, and caviar.

[Subparagraphs (7) and (8) amended by Am. 7, 8 F.R. 15252, effective 11–24–43]

(9) "Flour and flour mixes" means all bulk or packaged (in any size) flour and flour mixes milled from wheat, semolina, farina, corn, rice, buckwheat, and potatoes, including, but not limited to, prepared pancake, cake, biscuit, pie crust and gingerbread mix.

(10) "Fruits, berries and fruit juices, canned" includes, but is not limited to apple sauce, apple cider, berry juices, concentrated fruit juices, citrus fruits and juices, cranberry jelly and sauce, fountain fruits, maraschino cherries, fruit nectars, bulk apple cider and pineapple juice. "Canned" means processed and packed in any container, whether or not hermetically sealed. Excluded are apple butter, fruit butters, jams, jellies, fruit preserves, cocoanut, olives, baby foods, dried fruits, dehydrated fruits, fruit cocktail, pineapple (except pineapple juice), peaches, pears, and frozen fruits.

[Subparagraph (10) amended by Am. 18, 9 F.R. 5671, effective 5–25–44; and Am. 25, 9 F.R. 10259, effective 8–26–44]

(11) "Fruit cocktail, pineapple, peaches, and pears (canned) except juices" shall include fruit salad. Excluded are frozen fruits. "Canned" means processed and packaged in any container, whether or not hermetically sealed.

[Subparagraph (11) amended by Am. 18, 9 F.R. 5671, effective 5–25–44]

(12) "Fruits, dried and dehydrated" (packaged or bulk) includes but is not limited to, stuffed dried fruits, dried dates and figs, pitted dates and macerated dates. Excluded are fruit confections, candied or glaced fruits and peels, fresh dates and date products.

NOTE: The 1943 pack of dried fruits shall be considered a different item from the 1942 pack of dried fruits, and you must figure separate ceiling prices for each item of the 1943 pack. The 1944 pack shall also be considered a different item from the 1943 and earlier packs, and you must figure separate ceiling prices for each item of the 1944 pack.

[Subparagraph (12) amended by Am. 10, 8 F.R. 15608, effective 11–20–43; Am. 14, 9 F.R. 3648, effective 4–8–44; Am. 29, 9 F.R. 11902, effective 9–27–44 and Am. 42, 10 F.R. 5370, effective 5–17–45]

(13) "Frozen foods" means packaged quick-frozen or cold-packed foods, sold from refrigerated cabinets or lockers, including but not limited to all fruits, berries, fruit or berry juices and mixtures (except any of the foregoing in containers of a capacity of more than 50 pounds), vegetables, vegetable juices and mixtures, including mushrooms, dog and cat food not prepared by you for pet food, apple sauce, macaroni and spaghetti products, chop suey, gravies, pork-and-beans, soups, food products in which meat, chicken, turkey, fish or seafood are combined with other ingredients, meat stews, and corned beef hash. Excluded are frozen pies and pastries, frozen meat, poultry, fish and seafood, ice cream, sherbet and frozen confections.

NOTE: The 1943 pack of canned fruits and frozen fruits shall be considered different items from the 1942 pack of fruits and you must figure separate ceiling prices for each item of the 1943 pack.

[Subparagraph (13) amended by Am. 7, 8 F.R. 15252, effective 11–24–43; corrected 8 F.R. 17371, effective 12–23–43; amended by Am. 25, 9 F.R. 10259, effective 8–26–44; Am. 28, 9 F.R. 11711, effective 9–21–44, and Am. 36, 9 F.R. 15048, effective 1–2–45]

(14) "Gelatin and pudding mixtures" includes, but is not limited to, gelatin, gelatin desserts, tapioca, arrowroot, consumer ice cream mixes, and rennet.

(15) "Jams, jellies, preserves, honey and peanut butter" includes, but is not limited to, tomato preserves, marmalade, fruit preserves, fruit butters, smooth or crunch-type nut butters, honey butter, and all extracted honey (including combinations of extracted and comb honey) packaged in containers of a capacity of 15 pounds or less. Excluded are cranberry jelly or sauce.

[Subparagraph (15) amended by Am. 14, 9 F.R. 3648, effective 4–8–44]

(16) "Lard, pure" (packaged or bulk) includes, but is not limited to, rendered pork fat. Excluded are lard compounds which are classed as "Shortenings, other".

(17) "Macaroni and spaghetti products" includes, but is not limited to, bows, egg alphabets, macaroni, spaghetti, vermicelli, "sea shells", noodles, macaroni dinners, and spaghetti dinners. Excluded are ravioli, tamales, dry noodle soup mixtures, spaghetti-and-meatballs, chicken-and-noodles, Chinese-style noodles, and frozen macaroni and spaghetti products.

[Subparagraph (17) amended by Am. 7, 8 F.R. 15252, effective 11–24–43]

(18) "Mayonnaise and salad dressing" includes, but is not limited to, tartar sauce, relish spreads, other mayonnaise spreads, and french dressing. Excluded are olive oil and meat spreads.

(19) "Meat, canned" includes, but is not limited to, canned or glassed chicken and turkey products, chicken-and-noodles, chili con carne, meat spreads, meat gravy, pickled meats, ravioli, spaghetti-and-meatballs, stews, tamales and tripe. Excluded are mincemeat, any canned meat which is removed from the can by the retailer and sold sliced in smaller amounts, frozen food products in which meat, chicken and turkey are combined with other ingredients, frozen meat gravies, and frozen meat stews.

[Subparagraph (19) amended by Am. 7, 8 F.R. 15252, effective 11–24–43]

(20) "Milk, canned" means evaporated or condensed cow milk, including, but not limited to, filled evaporated milk products. Excluded are fresh milk, cream, powdered milks, and goat milk.

(21) "Oils, cooking and salad" means all vegetable, fruit and leaf plant oils, cooking fats other than shortening, and pure olive oil packaged in containers of one-half gallon or more but not exceeding one gallon. Excluded are prepared dressings and pure olive oil packaged in containers of less than one-half gallon.

[Subparagraph (21) amended by Am. 38, 10 F.R. 1523, effective 2–8–45]

(22) "Oleomargarine" means any product labelled "oleomargarine."

(23) "Pickles and relishes" (packaged or bulk) includes, but is not limited to chow chow, pickled fruits, pickled onions, pickled peppers, pickled relishes, pickled rind, and pickled vegetables. Excluded are mayonnaise-relish spreads, and tartar sauce.

(24) "Rice" packaged or bulk, means all rice (including second heads) of the grades defined by the Department of Agriculture bulletin of Standards for Milled Rice (effective May 15, 1942). Excluded are rice flour, rice flakes, popped rice, wild rice, and screenings and brewers rice graded as Class XIII and Class XIV, respectively, by the above mentioned bulletin.

[Subparagraph (24) amended by Am. 11, 8 F.R. 17371, effective 1–8–44; Am. 25, 9 F.R. 10259, effective 8–26–44 and Am. 42, 10 F.R. 5370, effective 5–17–45]

(25) "Shortening, hydrogenated" means all fully hydrogenated shortenings.

(26) "Shortening, other" means shortenings other than fully hydrogenated shortening. Excluded are butter, lard, oleomargarine, and suet.

(27) "Soups, canned" includes all soups, broths and chowder. Excluded are meat stews, "baby" or "junior" soups, dehydrated soups, and frozen soups.

NOTE: The 1943 pack of canned vegetable soups shall be considered a different item from the 1942 pack of canned vegetable soups, and you must figure separate ceiling prices for each item of the 1943 pack.

[Subparagraph (27) amended by Am. 1, 8 F.R. 10570, effective 8–5–43; and Am. 7, 8 F.R. 15252, effective 11–24–43. Corrected, 8 F.R. 17371, effective 12–23–43]

(28) "Soups, dehydrated" means dry mixtures sold for soup-making, including, but not limited to, bouillon concentrates, and dry noodle soup mixtures. Excluded are other macaroni or noodle products, lentils, and dried peas.

(29) "Spices" includes, but is not limited to, bayleaves, caraway seed, dried peppers, dry chili, celery seed, celery salt, celery flakes, chili powder, garlic, garlic salt, dry mustard, onion salt, onion flakes, poultry seasoning, poppy seed, seasoned salt, sesame seed, thyme, and cream of tartar. Excluded are table salt, spice oils, candied ginger, raw spices and spice seeds in containers of the customary unit and weight in which they are imported into the United States, and wooden or other type trays designed as permanent kitchen furniture containing sets of assorted spices.

[Subparagraph (29) amended by Am. 25, 9 F.R. 10259, effective 8–26–44]

(30) "Sugar" means all bulk or packaged cane or beet sugar, including cinnamon sugar.

(31) "Syrups" means all malt, molasses, cane, maple, and table corn syrups and imitations and blends. Excluded are chocolate and ice cream sundae syrups, fruit syrups for making beverages, molasses sold for feed purposes, sorghum syrup and unmixed corn syrup.

[Subparagraph (31) amended by Am. 11, 8 F.R. 17371, effective 1–8–44; and Am. 24, 9 F.R. 9720, effective 8–14–44]

(32) "Tea" includes bulk or packaged tea, tea bags and matte. Excluded are sales of tea in containers of the customary unit and weight in which they are imported into the United States.

[Subparagraph (32) amended by Am. 42, 10 F.R. 5370, effective 5–17–45]

(33) "Vegetables and vegetable juices, canned" includes, but is not limited to, blackeye, crowder, cream and field peas, baked beans, sauerkraut, rhubarb, chili sauce, cocktail sauce, canned hominy, mushrooms, mushroom sauce, tomato catsup, tomato paste, tomato puree, pimientos, and Chinese-style foods including soy sauce and brown sauce. "Canned" means processed and packaged in any container, whether or not hermetically sealed. Excluded are vegetable soups, "baby" or "junior" foods, pickles, corn, green and wax beans, peas (except canned blackeye, crowder, cream and field peas), tomatoes, tomato juice, and frozen vegetables.

[Subparagraph (33) amended by Am. 10, 8 F.R. 15608, effective 11–20–43; and Am. 25, 9 F.R. 10259, effective 8–26–44]

(34) "Corn, green and wax beans, peas, tomatoes, and tomato juice (canned)." Excluded are frozen vegetables and canned blackeye, crowder, cream and field peas. "Canned" means processed and packaged in any container, whether or not hermetically sealed.

NOTE: The 1943 pack of canned vegetables and frozen vegetables shall be considered different items from the 1942 pack of vegetables and you must figure separate ceiling prices for each item of the 1943 pack.

[Subparagraph (34) amended by Am. 10, 8 F.R. 15608, effective 11–20–43]

(35) "Vegetables, dried and dehydrated" (packaged or bulk) includes, but is not limited to, dried beans, blackeye peas, dried mushrooms, dried peas, and lentils. Excluded are dry soup mixes, hominy, garlic, celery flakes, onion flakes, dried chili, and dried peppers.

(36) "Vinegar" (bottled or bulk) includes, but is not limited to, pure cider vinegar, distilled vinegar, malt vinegar, wine vinegar, and tarragon vinegar.

(37) "Miscellaneous foods" shall include all other dry grocery items except those specifically excluded in paragraph (c) of this section. Among the items included under this heading are the following:

Baking powder
Baking soda
Barley (pearl)
Caviar
Cocoanut, shredded, desiccated, or moist.
Cookies, crackers, toast, and crumbs bought by you in bulk and sold loose.
Corn starch, edible or gloss, packaged in containers of ten pounds or less (excluded are powdered prepared laundry starching compounds).
Date products
Egg nog (non-alcoholic), bottled
Extracts
Flavorings
Food colorings
Fruit pectins
Fruit syrups for making beverages. (Excluded are fruit syrups used by rectifiers, blenders, restaurants and bars for making alcoholic mixed drinks.)
Gift or holiday packages bought assembled, and containing one or more items covered by this regulation.
Glaced or candied fruits and peels
Ice cream sundae syrups, including chocolate syrup packed in No. 10 tins or larger or one gallon containers or larger.
Meat flavorings
Meat sauces, except catsup, cocktail sauce, and chili sauce.
Mincemeat
Mustard, prepared
Olives
Olive oil, pure (packaged in containers of less than one-half gallon).
Pie filling
Popcorn, not popped.
Potatoes, Julienne, packed in hermetically sealed containers.
Potatoes, shoestring, packed in hermetically sealed containers.
Pudding, date
Pudding, fig
Pudding, plum
Salt, table, packaged in cartons, bags or pockets containing 100 pounds or less, Kosher salt in cartons, and salt packaged in containers of 10 pounds or less and labeled by the manufacturer as ice cream salt (excluded are onion, celery or garlic salt, and meat-curing or smoked salt)
Spice oils.
Tom and Jerry batter, bottled.
Yeast.

[Subparagraph (37) amended by Am. 1, 8 F.R. 10570, effective 8–5–43; Am. 2, 8 F.R. 10988, effective 8–5–43; Am. 7, 8 F.R. 15252, effective 11–24–43; Am. 11, 8 F.R. 17371, effective 1–8–44; Am. 14, 9 F.R. 3648, effective 4–8–44; Am. 18, 9 F.R. 5671, effective 5–25–44; Am. 24, 9 F.R. 9720, effective 8–14–44; Am. 27, 9 F.R. 11537, effective 9–16–44; Am. 38, 10 F.R. 1523, effective 2–8–45; and Am. 42, 10 F.R. 5370, effective 5–17–45]

(c) *Commodities not included in this regulation.* Excluded from this regulation are:

Baked beans, prepared by the retailer.
Baked goods, fresh (except cookies, crackers, toast and crumbs).
Beer.
Bird seed and gravel.
Bread.
Buttermilk, fresh.
Candied ginger.
Candy.
Cereals mixed or coated with a confection in the proportion of ⅔ or more confection to ⅓ cereal by weight.
Comb honey.
Corn starch, edible or gloss (packaged in containers of more than ten pounds).
Corn sugar.
Corn syrup, unmixed.
Cream.
Dry baby cereals.
Feed, animal or poultry (other than pet food).
Fresh fruits and vegetables (except as included in Table B).
Frozen fish and seafood.
Frozen fruits, berries, fruit or berry juices, and mixtures, in containers of a capacity of more than 50 pounds.
Fruit cake.
Fruit and vegetable powders for making beverages.
Goat's milk, canned.
Green coffee in containers of the customary unit and weight in which they are imported into the United States.
Ice cream cones.
Ice cream, sherbets, and frozen confections.
Laundry starching compounds, powdered prepared.
Liquors.
Malted milk and any preparation containing 35% or more malted milk.
Maple sugar.
Meat and fish (except "Fish, processed" and "Meat, canned").
Milk, fresh.
Whole milk, powdered, and powdered skim milk packaged in tin in an inert gas.
Mineral oil.
Molasses sold for feeding purposes.

Nuts.
Olive oil, pure (packaged in containers of a capacity of more than one gallon).
Passover matzo, Passover matzo meal, and related Passover matzo products.
Peanuts.
Pet foods (except cat and dog foods or any frozen cat and dog foods).
Popcorn, popped.
Potato chips.
Powdered skim milk, bulk.
Raw spices and spice seeds in containers of the customary unit and weight in which they are imported into the United States.
Salads and relishes prepared by the retailer.
Salt not covered by section 27 (b) (37).
Soft drinks.
Sorghum syrup.
Spices in assorted sets contained in wooden or other type trays designed as permanent kitchen furniture.
Tamales, bulk.
Tea in containers of the customary unit and weight in which they are imported into the United States.
Tortillas.
Vitamin concentrates.
Wheat germ.
Wild rice and screenings and brewers rice.
Wine.

[Paragraph (c) amended by Am. 1, 8 F.R. 10570, effective 8–5–43; Am. 2, 8 F.R. 10988, effective 8–5–43; Am. 6, 8 F.R. 13294, effective 10–4–43; Am. 7, 8 F.R. 15252, effective 11–24–43; Am. 11, 8 F.R. 17371, effective 1–8–44; Am. 18, 9 F.R. 5671, effective 5–25–44; Am. 24, 9 F.R. 9720, effective 8–14–44; Am. 25, 9 F. R. 10259, effective 8–26–44; Am. 28, 9 F.R. 11711, effective 9–21–44; Am. 34, 9 F.R. 14600, effective 12–21–44; Am. 38, 10 F.R. 1523, effective 2–8–45; Am. 42, 10 F.R. 5370, effective 5–17–45; and Am. 68, 11 F.R. 5950, effective 6–5–46]

SEC. 28. *Table of mark-ups for "perishables" (Table B)—(a) Table B: Mark-ups over "net cost" allowed to Group 1 and Group 2 retailers for perishables covered by this regulation by commodities.*

TABLE B—MARK-UPS OVER "NET COST" ALLOWED TO GROUP 1 AND GROUP 2 RETAILERS FOR PERISHABLES COVERED BY THIS REGULATION BY COMMODITIES

I. Food commodities	Allowed mark-ups over net cost		"Selling unit" in which ceiling price must be calculated
	Independent retailers with annual volumes		
	Group 1. Under $50,000	Group 2. $50,000 but less than $250,000	
(1) Dairy products:	*Percent*	*Percent*	
Butter	10	10	1 pound.
Cheese	27	27	1 pound or 1 package.
Eggs, shell	17	15	1 dozen.
(2) Fresh fruits:			
Bananas, bought on the stem	43	43	1 pound.
Bananas, bought in hands	34	34	1 pound.
Berries	34	34	1 quart, 1 pint or 1 pound.
Citrus fruits	39	39	*1 pound or 1 dozen (grapefruit, 1 grapefruit or 1 pound).
Grapes, juice	15	15	1 lug or pound
Grapes, table	40	40	1 pound.
Red sour cherries	34	34	1 quart or 1 pound.
(3) Fresh vegetables:			
Lettuce	40	40	*1 pound.
Onions, dry	40	40	*1 pound.
Potatoes, sweet	40	40	*1 pound.
Potatoes, white	33	30	*1 pound.
Tomatoes	40	40	1 pound or 1 package.
Vegetables in unbroken packages	40	40	1 package.
(4) Poultry:			
Poultry (except turkey) sold as purchased: Bought live and sold live, bought dressed and sold dressed, bought drawn and sold drawn, bought frozen and sold frozen, bought kosher-killed and sold kosher-killed, bought kosher dressed and plucked and sold kosher dressed and plucked, bought split or cut-up and sold split or cut-up (boxed and other pack).	21	21	1 pound.
Poultry (including turkey) bought live and sold dressed weight basis. (Multiply live cost per pound by applicable figure in table. This establishes selling price per pound, dressed weight.)	38	38	1 pound.
Turkey bought live and sold live	21	21	1 pound.
Turkey bought dressed and sold dressed, bought kosher-killed and sold kosher-killed, bought kosher dressed and plucked and sold kosher dressed and plucked, bought drawn and sold drawn, bought frozen and sold frozen, bought split and sold split, bought cut-up and sold cut-up (boxed and other pack).	17	17	1 pound.

TABLE B—MARK-UPS OVER "NET COST" ALLOWED TO GROUP 1 AND GROUP 2 RETAILERS FOR PERISHABLES COVERED BY THIS REGULATION BY COMMODITIES—Continued.

II. Food commodities	Allowed dollars-and-cents mark-ups per "selling unit"		"Selling unit" in which ceiling price must be calculated
	Independent retailers with annual volumes		
	Group 1.—Under $50,000	Group 2.—$50,000 but less than $250,000	
(1) Dairy products:	*Cents*	*Cents*	
(2) Fresh fruits:			
Apples	3	3	1 pound.
Apricots	5	5	1 pound.
Cherries, sweet	9	9	1 pound.
Coconuts	2	2	1 pound.
Cranberries	8½	8½	1 pound.
Melons, except watermelons	2½	2½	1 pound.
Peaches	4	4	1 pound.
Pears	4½	4½	1 pound.
Plums	5	5	1 pound.
Prunes, Italian	3½	3½	1 pound.
Watermelons	1½	1½	1 pound.
(3) Fresh vegetables:			
Beans, green and wax.[1]	4½	4½	1 pound.
Carrots, bunched	2½	2½	1 bunch.
Carrots, other than bunched	2	2	1 pound.
Cucumbers, except hothouse cucumbers.[2]	2½	2½	1 pound.
Cucumbers, hothouse.[2]	7	7	1 pound.
Eggplant.[3]	3½	3½	1 pound.
Peas, green	5½	5½	1 pound.
Peppers, sweet.[4]	5	5	1 pound.
Spinach	3½	3½	1 pound.
(4) Poultry:			

[1] The mark-ups for green and wax beans are suspended from July 1, 1945 to October 4, 1945, and shall be automatically reinstated on October 4, 1945.
[2] The mark-ups for all cucumbers are suspended from August 1, 1945 to October 4, 1945, and shall be automatically reinstated on October 4, 1945.
[3] The mark-ups for eggplant are suspended from July 23, 1945 to January 3, 1946 and shall be automatically reinstated on January 3, 1946.
[4] The mark-ups for sweet peppers are suspended from July 23, 1945 to January 3, 1946, and shall be automatically reinstated on January 3, 1946.

[Table B amended by Am. 1, 8 F.R. 10570, effective 8–5–43; Am. 3, 8 F.R. 12443, effective 9–16–43; Am. 6, 8 F.R. 13294, effective 10–4–43; Am. 8, 8 F.R. 14854, effective 11–4–43; Am. 11, 8 F.R. 17371, effective 1–8–44; Am. 16, 9 F.R. 4217, effective 4–27–44; Am. 19, 9 F.R. 6829, effective 6–22–44; Am. 20, 9 F.R. 7340, effective 7–5–44; Am. 21, 9 F.R. 7520, effective 7–13–44; Am. 22, 9 F.R. 7937, effective 7–20–44; Am. 23, 9 F.R. 9354, effective 8–10–44; Am. 30, 9 F.R. 12340, effective 10–10–44; Am. 31, 9 F.R. 12593, effective 10–26–44; Am. 33, 9 F.R. 12972, effective 11–2–44; Am. 34, 9 F.R. 14600, effective 12–21–44; Am. 37, 10 F.R. 200, effective 1–11–45; Am. 43, 10 F.R. 5578, effective 5–24–45; Am. 44, 10 F.R. 6235, effective 5–31–45; Am. 45, 10 F.R. 6514, effective 6–6–45; Am. 46, 10 F.R. 8015, effective 7–5–45; Am. 47, 10 F.R. 8656, effective 7–1–45; Am. 49, 10 F.R. 9263, effective 7–23–45; Am. 52, 10 F.R. 12265, effective 10–4–45; and Am. 59, 10 F.R. 14147, effective 11–15–45. *Items amended by Am. 69, effective 6–15–46]

(b) *Commodity definitions.* These definitions apply to both domestic and imported items.

(1) *Dairy products.* "Butter" (packaged or bulk) means only butter from milk, including, but not limited to, processed, salted, unsalted, and whipped butter. Excluded are peanut, nut, fruit or honey butters.

[Above definition amended by Am. 14, 9 F.R. 3648, effective 4–8–44]

"Cheese" shall include all bulk or packaged cheese (natural or processed), cheese spreads and cheese foods.

[Above definition amended by Am. 42, 10 F.R. 5370, effective 5–17–45]

"Eggs, shell" means chicken eggs sold for human consumption. Ceiling prices shall be figured for each grade and size (or weight class) of eggs, and the grade and size (or weight class) shall be posted separately with the selling price, except that "ungraded eggs" are to be designated only as "ungraded eggs". Eggs shall be sold at retail only in the retail grades and sizes (or weight classes) specified in Maximum Price [Regulation No. 333,]* or as "ungraded eggs" which may contain no inedible eggs.

[Above definition amended by Am. 1, 8 F.R. 10570, effective 8–5–43]

(2) *Fresh fruits.* "Fresh fruits" means all the fresh fruits listed, packed or in bulk, which have not been frozen, dried, canned or otherwise processed. Wrapping, dipping, washing, or crating shall not be considered processing. Each item of fresh fruits which has been transported from the growing area principally by air and which has been individually identified at point of shipment by stamp or label as an air-borne fruit, or which has been wrapped at point of shipment in consumer packages so identified, shall be priced separately.

[Above definition amended by Am. 50, 10 F.R. 9431, effective 7–27–45]

"Apples" means all varieties of fresh apples including, but not limited to, Baldwin, Delicious, Grimes Golden, Winesap, Northern Spy, York Imperial, McIntosh and Rome Beauty. Each variety shall be considered a separate item and priced separately. Each variety of Northwestern grown and similar quality apples shall also be considered a separate item and priced separately.

[Above definition amended by Am. 38, 10 F.R. 1523, effective 2–8–45]

"Apricots" means all varieties of fresh apricots. All apricots shall be considered a single item and priced as such. Excluded are dried apricots.

[Above definition added by Am. 19, 9 F.R. 6829, effective 6–22–44]

"Bananas." Bananas, from different countries of origin such as, but not limited to, Costa Rica, Honduras, Guatemala, and Mexico, shall be considered different "kinds" of bananas, and must be priced separately. "Bananas, bought in hands," means those which have been sold after being cut away from the stem.

"Berries" means blackberries, boysenberries, gooseberries, loganberries, black raspberries, red raspberries, strawberries and youngberries. Each of these eight kinds of berries shall be treated as a separate item and priced separately. Whenever fresh berries are sold in quarts or pints, they must have a minimum net weight of 20 ounces per quart or 10 ounces per pint. If you purchase berries on the basis of a price per pound and sell them in pints or quarts, you must multiply your cost per pound by 20/16 to figure your "net cost" per quart, and by 10/16 to figure your "net cost" per pint.

[Above definition amended by Am. 17, 9 F.R. 4434, effective 4–27–44]

"Cherries, sweet" means all fresh cherries except "red sour cherries" and "ground cherries". Separate ceiling prices shall be figured for each variety. Varieties shall be Tartarian, Bing, Royal Ann, Lambert, and all other varieties.

[Above definition added by Am. 19, 9 F.R. 6829, effective 6–22–44]

"Citrus fruits" means all fresh citrus fruits including but not limited to, oranges, lemons, grapefruit and tangerines. Excluded are fresh limes. Separate ceiling prices shall be figured for each variety, each size, and for fruit from different areas. Separate ceiling prices shall also be figured for each container size of fruit purchased already packaged in consumer containers. Varieties shall be oranges, lemons, temple oranges, tangerines (including clementines, king oranges, satsumas and tangelos), white seeded grapefruit, pink seeded grapefruit, white seedless grapefruit, pink seedless grapefruit, and ruby-red grapefruit. Different areas are California, Arizona, Texas, Isle of Pines, Indian River Citrus Area of Florida, and the rest of the State of Florida.

[Above definition amended by Am. 69, effective 6–15–46]

"Coconuts" means all fresh whole coconuts, imported and domestic. Coconuts in husks and coconuts in shells shall be considered separate items and priced separately. "Coconuts in husks" means the fruit of the coco palm enclosed in thick, fibrous outer coats commonly called husks. "Coconuts in shells" means the fruit of the coco palm with the outer husks removed.

"Cranberries" means all varieties of fresh cranberries including, but not limited to, Early Blacks, Searls Jumbos and Howes. All varieties shall be considered a single item and priced as such. Cranberries bought and sold in cellophane-wrapped packages weighing one pound shall be considered a separate item and priced separately.

[Above definition added by Am. 31, 9 F.R. 12593, effective 10–26–44]

"Grapes, table" means all varieties of California, Arizona and imported fresh table grapes including, but not limited to, Almeria, Emperor, Red Malaga, White Malaga, Ribier, Thompson Seedless and Tokay. Each variety of domestic table grapes and each variety of imported table grapes shall be considered a separate item and priced separately. "Grapes, juice" means the following varieties of grapes: Alicante, Barberone, Aramon, Burger, Burgundy, Carignane, Chianti, Cinsaut, Gregano, Grenache, Malvoisie, Mataro, Mission, Muscat, Petite Bouschet, Petite Sirah, Valdepena, and Zinfandel. All varieties of juice grapes shall be considered as a single item and priced as such.

[Above definition added by Am. 46, 10 F.R. 8015, effective 7–5–45; amended by Am. 59, 10 F.R. 14147, effective 11–15–45, and Am. 65, 11 F.R. 996, effective 1–31–46]

"Melons, except watermelons" means all melons except watermelons and citron-melon. Separate ceiling prices shall be figured for each variety. Varieties shall be cantaloupes and muskmelons, Honeyball, Honey Dew, Persian, Casaba, Cranshaw, and all other varieties.

[Above definition added by Am. 20, 9 F.R. 7340, effective 7–5–44]

"Peaches" means all varieties of fresh peaches including, but not limited to, Carmen, Early Rose, Triumph, Cumberland, Elberta, Eclipse, and Salway. Each variety shall be considered a separate item and priced separately.

[Above definition added by Am. 22, 9 F.R. 7937, effective 7–20–44]

"Pears" means all varieties of fresh pears, including, but not limited to, Bartlett, Hardy, Keiffer, Comice, Anjou, Bosc, and Winter Nelis. Excluded are Forelle and Seckel varieties. Each variety shall be considered a separate item and priced separately.

[Above definition added by Am. 23, 9 F.R. 9354, effective 8–10–44]

"Plums" means all fresh plums, including damsons, green-gages, and fresh prunes. Excluded are fresh Italian prunes. Varieties include but are not limited to Santa Rosa, Tragedy, Duarte, President, Beauty, Kelsey, Wickson and Burbank. Each variety shall be considered a separate item and priced separately.

"Prunes, Italian" means all grades of fresh Italian prunes. All fresh Italian prunes shall be considered a single item and priced as such.

[Above two definitions added by Am. 19, 9 F.R. 6829, effective 6–22–44]

"Red sour cherries." All red sour cherries shall be considered one item. When you sell red sour cherries by the quart, they must have a minimum net weight of 20 ounces per quart. When you purchase red sour cherries on the

*9 F.R. 11514; 12216; 10 F.R. 1609, 2025, 8221 5523, 7343, 8372, 9926.

basis of a price per pound and sell them in quarts, you must multiply your cost per pound by 29/16 to figure your "net cost" per quart.

"Watermelons" means all grades, sizes, and varieties of watermelons. All grades, sizes, and varieties shall be considered a single item and priced as such. Excluded are citron-melons.

[Above definition added by Am. 21, 9 F.R. 7520, effective 7-13-44]

[Subparagraph (2) amended by Am. 1, 8 F.R. 10570, effective 8-5-43; Am. 3, 8 F.R. 12443, effective 9-16-43; Am. 9, 8 F.R. 15587, effective 11-19-43; Am. 16, 9 F.R. 4217, effective 4-27-44; and Am. 30, 9 F.R. 12340, effective 10-10-44, and as otherwise noted]

(3) *Fresh vegetables.* "Fresh vegetables" means all the fresh vegetables listed, packed or in bulk, which have not been frozen, dried, canned or otherwise processed. Wrapping, dipping, washing, shelling shall not be considered processing. Each item of fresh vegetables which has been transported from the growing area principally by air and which has been individually identified at point of shipment by stamp or label as an airborne vegetable, or which has been wrapped at point of shipment in consumer packages so identified, shall be priced separately.

[Above definition amended by Am. 50, 10 F.R. 9431, effective 7-27-45]

"Beans, green and wax" means all varieties of green and wax beans, but shall not include limas and English, Fava, and Italian broad beans. Green beans and wax beans shall be considered separate items and priced separately.

["Cabbage" deleted by Am. 45, 10 F.R. 6514, effective 6-6-45]

"Carrots, bunched" means all fresh carrots with tops, bought and sold in bunches weighing not less than one pound. California and similar quality bunched carrots shall be considered a separate item.

"Carrots, other than bunched" means clipped carrots (carrots with tops not more than 4 inches long), topped carrots (carrots without tops), and all other carrots including bunches weighing less than one pound. Separate ceiling prices shall be figured for each kind. Kinds of "carrots, other than bunched" shall be clipped carrots, topped carrots and all other carrots.

"Cucumbers" means all types and varieties of cucumbers. Field-grown cucumbers and gherkins shall be considered separate items and priced separately. Excluded are hothouse cucumbers.

[Above definition added by Am. 37, 10 F.R. 200, effective 1-11-45]

"Cucumbers, hothouse" means all hothouse cucumbers bought in containers labelled "hothouse", or cucumbers bought individually labelled "hothouse".

[Above definition added by Am. 20, 9 F.R. 7340, effective 7-5-44]

"Eggplants" means all varieties of eggplants. All eggplants shall be considered a single item and priced as such.

"Lettuce" means all head or leaf lettuce including, but not limited to Iceberg, Big Boston and Romaine. Excluded are escarole, chicory and endive. Head lettuce and leaf lettuce shall be considered separate items and priced separately. Each size of Iceberg shall be considered a separate item.

[Above definition amended by Am. 19, 9 F.R. 6829, effective 6-22-44; Am. 38, 10 F.R. 1523, effective 2-8-45; Am. 43, 10 F.R. 5578, effective 5-24-45; and Am. 69, effective 6-15-46]

"Onions, dry" means all dry onions used for human consumption. White onions shall be considered as a separate item and shall be priced as such. Separate ceiling prices shall also be figured for each grade and size and for onions from different growing areas described in Revised Maximum Price Regulation No. 271. Separate ceiling prices shall also be figured for each container size of onions purchased already packaged in consumer containers.

[Above definition amended by Am. 69, effective 6-15-46]

"Peas, green" shall not include Chinese peas. California and similar quality peas shall be considered a separate item and shall be priced as such.

"Peppers, sweet" means all grades and varieties of sweet peppers. All sweet peppers shall be considered a single item and priced as such. Excluded are hot peppers and pimientos.

[Above definition added by Am. 20, 9 F.R. 7340, effective 7-5-44]

"Potatoes, sweet" means all varieties of sweet potatoes. All dry flesh sweet potatoes shall be considered one item, and moist flesh sweet potatoes shall be considered a separate item, and priced separately. Dry flesh sweet potatoes include varieties such as Big Stem Jersey, Little Stem Jersey, and Triumph. Moist flesh sweet potatoes (sometimes called yams) include varieties such as Porto Rico and Nancy Hall.

"Potatoes, white" means all white potatoes used for human consumption or for seed (except foundation stock, certified and war-approved seed potatoes). Separate ceiling prices shall be figured for each grade and size and for potatoes from different growing areas described in Revised Maximum Price Regulation No. 271. Separate ceiling prices shall also be figured for each container size of potatoes purchased already packaged in consumer containers.

[Above definition amended by Am. 69, effective 6-15-46]

"Spinach" means all flat and curly leaf spinach, excluding New Zealand, or other greens. Also excluded is spinach bought "washed and packaged" and sold "washed and packaged". All spinach shall be considered a single item and priced as such.

[Above definition amended by Am. 20, 9 F.R. 7340, effective 7-5-44]

"Tomatoes." Hothouse, field-run and packaged tomatoes shall be considered separate items and priced separately.

"Vegetables in unbroken packages" means the fresh vegetables listed in Table B, excluding tomatoes, which are purchased and sold in packages not exceeding one pound net weight (and not exceeding five pounds net weight in the case of spinach), and which have been trimmed, cleaned, washed or otherwise prepared for sale to the consumer ready for consumption without further preparation other than cooking. Each such listed vegetable in unbroken packages and each size package shall be considered separate items and priced separately.

[Above definition added by Am. 20, 9 F.R. 7340, effective 7-5-44]

[Subparagraph (3) added by Am. 16, 9 F.R. 4217, effective 4-27-44; amended by Am. 33, 9 F.R. 12972, effective 11-2-44, and as otherwise noted. Former subparagraphs (3) and (4) redesignated (4) and (5)]

(4) *Poultry.* "Poultry" means all chickens, ducks, geese, and turkeys in any form, excluding "started" poultry sold for breeding purposes, canned poultry and cooked or smoked poultry. Poultry which is drawn by a retailer shall be priced in accordance with the provisions of section 20 (l) of Maximum Price Regulation 422. Poultry which is bought live, dressed or drawn and is sold by the retailer "cut-up" or in parts, shall be priced in accordance with the provisions of section 20 (j) of Maximum Price Regulation 422. The definition of "poultry" contained in section 3.5 (a) of Second Revised Maximum Price Regulation 269 (except the provisions of subparagraphs 1, 2, 3, 4, 20 and 21) shall apply to this regulation wherever applicable unless the context clearly requires otherwise. With respect to "frozen poultry" the first sentence of section 3.5 (a) (12) (ix) of Second Revised Maximum Price Regulation 269 shall not apply.

[Subparagraph (4), formerly (3), amended by Am. 8, 8 F.R. 14654, effective 11-4-43; Am. 11, 8 F.R. 17371, effective 1-8-44; Am. 13, 9 F.R. 3510, effective 4-6-44; and Am. 68, 11 F.R. 5950, effective 6-5-46]

(5) [Revoked.]

[Subparagraph (5) amended by Am. 24, 9 F.R. 9720, effective 8-14-44, and revoked by Am. 34, 9 F.R. 14600, effective 12-21-44]

SEC. 29. *Table of ceiling prices based on any given "net cost" and mark-up.* *(a) Table C: Retail ceiling prices for items except fresh fruits and vegetables obtained by applying any given percentage mark-up to any given net cost.*

TABLE C—RETAIL CEILING PRICES OBTAINED BY APPLYING ANY GIVEN MARK-UP TO ANY GIVEN NET COST

ITEMS WITH A "NET COST" OF FROM ½¢ TO 10¢ PER UNIT

Net cost (per unit)	½¢	1¢	1½¢	2¢	2½¢	3¢	3½¢	4¢	4½¢	5¢	5½¢	6¢	6½¢	7¢	7½¢	8¢	8½¢	9¢	9½¢	10¢
Mark-up (percent):	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents
6	1	2	2	3	3	4	4	5	5	6	6	7	7	8	8	9	9	10	10	11
7	1	2	2	3	3	4	4	5	5	6	6	7	7	8	8	9	9	10	10	11
8	1	2	2	3	3	4	4	5	5	6	6	7	7	8	8	9	9	10	10	11
9	1	2	2	3	3	4	4	5	5	6	6	7	7	8	8	9	9	10	10	11
10	1	2	2	3	3	4	4	5	5	6	6	7	7	8	8	9	9	10	10	11
11	1	2	2	3	3	4	4	5	5	6	6	7	7	8	8	9	9	10	11	11
12	1	2	2	3	3	4	4	5	5	6	6	7	7	8	8	9	10	10	11	11
13	1	2	2	3	3	4	4	5	5	6	6	7	7	8	8	9	10	10	11	11
14	1	2	2	3	3	4	4	5	5	6	6	7	7	8	9	9	10	10	11	11
15	1	2	2	3	3	4	4	5	5	6	6	7	7	8	9	9	10	10	11	12
16	1	2	2	3	3	4	4	5	5	6	6	7	8	8	9	9	10	10	11	12
17	1	2	2	3	3	4	4	5	5	6	6	7	8	8	9	9	10	11	11	12
18	1	2	2	3	3	4	4	5	5	6	6	7	8	8	9	9	10	11	11	12
19	1	2	2	3	3	4	4	5	5	6	7	7	8	8	9	10	10	11	11	12
20	1	2	2	3	3	4	4	5	5	6	7	7	8	8	9	10	10	11	11	12
21	1	2	2	3	3	4	4	5	5	6	7	7	8	8	9	10	10	11	11	12
22	1	2	2	3	3	4	4	5	5	6	7	7	8	9	9	10	10	11	12	12
23	1	2	2	3	3	4	4	5	6	6	7	7	8	9	9	10	10	11	12	12
24	1	2	2	3	3	4	4	5	6	6	7	7	8	9	9	10	11	11	12	12
25	1	2	2	3	3	4	4	5	6	6	7	8	8	9	9	10	11	11	12	13
26	1	2	2	3	3	4	4	5	6	6	7	8	8	9	9	10	11	11	12	13
27	1	2	2	3	3	4	4	5	6	6	7	8	8	9	10	10	11	11	12	13
28	1	2	2	3	3	4	4	5	6	6	7	8	8	9	10	10	11	12	12	13
29	1	2	2	3	3	4	5	5	6	6	7	8	8	9	10	10	11	12	12	13
30	1	2	2	3	3	4	5	5	6	7	7	8	8	9	10	10	11	12	12	13
31	1	2	2	3	3	4	5	5	6	7	7	8	9	9	10	10	11	12	12	13
32	1	2	2	3	3	4	5	5	6	7	7	8	9	9	10	11	11	12	13	13
33	1	2	2	3	3	4	5	5	6	7	7	8	9	9	10	11	11	12	13	13
34	1	2	2	3	3	4	5	5	6	7	7	8	9	9	10	11	11	12	13	13
35	1	2	2	3	3	4	5	5	6	7	7	8	9	9	10	11	11	12	13	14
36	1	2	2	3	3	4	5	5	6	7	7	8	9	10	10	11	12	12	13	14
37	1	2	2	3	3	4	5	6	6	7	8	8	9	10	10	11	12	12	13	14
38	1	2	2	3	3	4	5	6	6	7	8	8	9	10	10	11	12	12	13	14
39	1	2	2	3	3	4	5	6	6	7	8	8	9	10	10	11	12	13	13	14
40	1	2	2	3	4	4	5	6	6	7	8	8	9	10	11	11	12	13	13	14
41	1	2	2	3	4	4	5	6	6	7	8	8	9	10	11	11	12	13	13	14
42	1	2	2	3	4	4	5	6	6	7	8	9	9	10	11	11	12	13	13	14
43	1	2	2	3	4	4	5	6	6	7	8	9	9	10	11	11	12	13	14	14
44	1	2	2	3	4	4	5	6	6	7	8	9	9	10	11	12	12	13	14	14
45	1	2	2	3	4	4	5	6	7	7	8	9	9	10	11	12	12	13	14	15
46	1	2	2	3	4	4	5	6	7	7	8	9	9	10	11	12	12	13	14	15
47	1	2	2	3	4	4	5	6	7	7	8	9	10	10	11	12	12	13	14	15
48	1	2	2	3	4	4	5	6	7	7	8	9	10	10	11	12	13	13	14	15
49	1	2	2	3	4	4	5	6	7	7	8	9	10	10	11	12	13	13	14	15
50	1	2	2	3	4	5	5	6	7	8	8	9	10	11	11	12	13	14	14	15

ITEMS WITH A "NET COST" OF FROM 10½¢ TO 18¢ PER UNIT

Net cost (per unit)	10½¢	11¢	11½¢	12¢	12½¢	13¢	13½¢	14¢	14½¢	15¢	15½¢	16¢	16½¢	17¢	17½¢	18¢
Mark-up (percent):	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents
6	11	12	12	13	13	14	14	15	15	16	16	17	17	18	19	19
7	11	12	12	13	13	14	14	15	16	16	17	17	18	18	19	19
8	11	12	12	13	14	14	15	15	16	16	17	17	18	18	19	19
9	11	12	13	13	14	14	15	15	16	16	17	17	18	19	19	20
10	12	12	13	13	14	14	15	15	16	17	17	18	18	19	19	20
11	12	12	13	13	14	14	15	16	16	17	17	18	18	19	19	20
12	12	12	13	13	14	15	15	16	16	17	17	18	18	19	20	20
13	12	12	13	14	14	15	15	16	16	17	18	18	19	19	20	21
14	12	13	13	14	14	15	15	16	17	17	18	18	19	19	20	21
15	12	13	13	14	14	15	16	16	17	17	18	19	19	20	20	21
16	12	13	13	14	15	15	16	16	17	17	18	19	19	20	20	21
17	12	13	13	14	15	15	16	16	17	17	18	18	19	19	20	21
18	12	13	14	14	15	15	16	17	17	18	18	19	19	20	21	21
19	12	13	14	14	15	15	16	17	17	18	19	19	20	20	21	22
20	13	13	14	14	15	16	16	17	17	18	19	19	20	21	21	22
21	13	13	14	15	15	16	16	17	18	18	19	20	20	21	21	22
22	13	14	14	15	15	16	17	17	18	18	19	20	20	21	22	22
23	13	14	14	15	16	16	17	17	18	19	19	20	20	21	22	23
24	13	14	14	15	16	16	17	18	18	19	19	20	21	21	22	23
25	13	14	14	15	16	16	17	18	18	19	20	20	21	21	22	23
26	13	14	15	15	16	17	17	18	18	19	20	20	21	22	22	23
27	13	14	15	15	16	17	17	18	19	19	20	20	21	22	23	23
28	14	14	15	15	16	17	17	18	19	19	20	21	21	22	23	23
29	14	14	15	16	16	17	18	18	19	20	20	21	21	22	23	24
30	14	14	15	15	16	17	17	18	18	19	20	20	21	22	22	23
31	14	15	15	16	16	17	18	18	19	20	20	21	22	22	23	24
32	14	15	15	16	17	17	18	18	19	20	21	21	22	23	23	24
33	14	15	15	16	17	17	18	19	19	20	21	22	22	23	24	24
34	14	15	15	16	17	18	18	19	20	20	21	22	23	23	24	25
35	14	15	16	16	17	18	18	19	20	21	21	22	23	24	24	25
36	15	15	16	17	17	18	19	19	20	21	22	22	23	24	25	25
37	15	15	16	17	18	18	19	20	20	21	22	23	23	24	25	26
38	15	16	16	17	18	18	19	20	21	21	22	23	23	24	25	26
39	15	16	16	17	18	18	19	20	21	21	22	23	24	24	25	26
40	15	16	16	17	18	19	19	20	21	22	22	23	24	24	25	26
41	15	16	17	17	18	19	20	20	21	22	23	23	24	25	26	26
42	15	16	17	18	18	19	20	21	21	22	23	24	24	25	26	27
43	16	16	17	18	19	19	20	21	22	22	23	24	25	25	26	27
44	16	16	17	18	19	20	20	21	22	23	23	24	25	26	26	27
45	16	17	17	18	19	20	20	21	22	23	24	24	25	26	27	28

TABLE C—RETAIL CEILING PRICES OBTAINED BY APPLYING ANY GIVEN MARK-UP TO ANY GIVEN NET COST—Continued

ITEMS WITH A "NET COST" OF FROM 18½¢ TO 26¢ PER UNIT

Net cost (per unit)	18½¢	19¢	19½¢	20¢	20½¢	21¢	21½¢	22¢	22½¢	23¢	23½¢	24¢	24½¢	25¢	25½¢	26¢
Mark-up (percent):	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents
6	20	20	21	21	22	22	23	23	24	24	25	25	26	27	27	28
7	20	20	21	21	22	22	23	24	24	25	25	26	26	27	27	28
8	20	21	21	22	22	23	23	24	24	25	25	26	26	27	28	28
9	20	21	21	22	22	23	23	24	25	25	26	26	27	27	28	28
10	20	21	21	22	23	23	24	24	25	25	26	26	27	28	28	29
11	21	21	22	22	23	23	24	24	25	26	26	27	27	28	28	29
12	21	21	22	22	23	24	24	25	25	26	26	27	27	28	29	29
13	21	21	22	23	23	24	24	25	25	26	27	27	28	28	29	29
14	21	22	22	23	23	24	25	25	26	26	27	27	28	29	29	30
15	21	22	22	23	24	24	25	25	26	26	27	28	28	29	29	30
16	21	22	23	23	24	24	26	26	26	27	27	28	28	29	30	30
17	22	22	23	23	24	25	25	26	26	27	27	28	29	29	30	30
18	22	22	23	24	24	25	25	26	27	27	28	28	29	30	30	31
19	22	23	23	24	24	25	26	26	27	27	28	29	29	30	30	31
20	22	23	23	24	25	25	26	26	27	28	28	29	29	30	31	31
21	22	23	24	24	25	25	26	27	27	28	28	29	30	30	31	31
22	23	23	24	24	25	26	26	27	27	28	29	29	30	31	31	32
23	23	23	24	25	25	26	26	27	28	28	29	30	30	31	31	32
24	23	24	24	25	25	26	27	27	28	29	29	30	30	31	32	32
25	23	24	24	25	26	26	27	28	28	29	29	30	31	31	32	33
26	23	24	25	25	26	26	27	28	28	29	30	30	31	32	32	33
27	23	24	25	25	26	27	27	28	29	29	30	30	31	32	32	33
28	24	24	25	26	26	27	28	28	29	29	30	31	31	32	33	33
29	24	25	25	26	26	27	28	28	29	30	30	31	32	32	33	34
30	24	25	25	26	27	27	28	29	29	30	31	31	32	33	33	34
31	24	25	26	26	27	28	28	29	29	30	31	31	32	33	33	34
32	24	25	26	26	27	28	28	29	30	30	31	32	32	33	34	34
33	25	25	26	27	27	28	29	29	30	31	31	32	33	33	34	35
34	25	26	26	27	27	28	29	29	30	31	31	32	33	34	34	35
35	25	26	26	27	28	28	29	30	30	31	32	32	33	34	34	35
36	25	26	27	27	28	29	29	30	31	31	32	33	33	34	35	35
37	25	26	27	27	28	29	29	30	31	32	32	33	34	34	35	36
38	26	26	27	28	28	29	30	30	31	32	32	33	34	35	35	36
39	26	26	27	28	28	29	30	31	31	32	33	33	34	35	35	36
40	26	27	27	28	29	29	30	31	32	32	33	34	34	35	36	36
41	26	27	27	28	29	30	30	31	32	32	33	34	35	35	36	37
42	26	27	28	28	29	30	31	31	32	33	33	34	35	36	36	37
43	26	27	28	29	29	30	31	31	32	33	34	34	35	36	36	37
44	27	27	28	29	30	30	31	32	32	33	34	35	35	36	37	37
45	27	28	28	29	30	30	31	32	33	33	34	35	36	36	37	38
46	27	28	28	29	30	31	31	32	33	34	34	35	36	37	37	38
47	27	28	29	29	30	31	32	32	33	34	35	35	36	37	37	38
48	27	28	29	30	30	31	32	33	33	34	35	36	36	37	38	38
49	28	28	29	30	31	31	32	33	34	34	35	36	37	37	38	39
50	28	29	29	30	31	32	32	33	34	35	35	36	37	38	38	39

ITEMS WITH A "NET COST" OF FROM 26½¢ TO 34¢ PER UNIT

Net cost (per unit)	26½¢	27¢	27½¢	28¢	28½¢	29¢	29½¢	30¢	30½¢	31¢	31½¢	32¢	32½¢	33¢	33½¢	34¢
Mark-up (percent):	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents
6	28	29	29	30	30	31	31	32	32	33	33	34	34	35	36	36
7	28	29	29	30	30	31	32	32	33	33	34	34	35	35	36	36
8	29	29	30	30	31	31	32	32	33	33	34	35	35	36	36	37
9	29	29	30	31	31	32	32	33	33	34	34	35	35	36	37	37
10	29	30	30	31	31	32	32	33	34	34	35	35	36	36	37	37
11	29	30	31	31	32	32	33	33	34	34	35	36	36	37	37	38
12	30	30	31	31	32	32	33	34	34	35	35	36	36	37	38	38
13	30	31	31	32	32	33	33	34	34	35	36	36	37	37	38	38
14	30	31	31	32	32	33	34	34	35	35	36	36	37	38	38	39
15	30	31	32	32	33	33	34	35	35	36	36	37	37	38	39	39
16	31	31	32	32	33	34	34	35	35	36	37	37	38	38	39	39
17	31	32	32	33	33	34	35	35	36	36	37	37	38	39	39	40
18	31	32	32	33	34	34	35	35	36	37	37	38	38	39	40	40
19	32	32	33	33	34	35	35	36	36	37	37	38	39	39	40	40
20	32	32	33	34	34	35	35	36	37	37	38	38	39	40	40	41
21	32	33	33	34	34	35	36	36	37	38	38	39	39	40	41	41
22	32	33	34	34	35	35	36	37	37	38	38	39	40	40	41	41
23	33	33	34	34	35	36	36	37	38	38	39	39	40	41	41	42
24	33	33	34	35	35	36	37	37	38	38	39	40	40	41	42	42
25	33	34	34	35	36	36	37	38	38	39	39	40	41	41	42	42
26	33	34	35	35	36	37	37	38	38	39	40	40	41	42	42	43
27	34	34	35	36	36	37	37	38	39	39	40	41	41	42	43	43
28	34	35	35	36	36	37	38	38	39	40	40	41	42	42	43	44
29	34	35	35	36	37	37	38	39	39	40	41	41	42	43	43	44
30	34	35	36	36	37	38	38	39	40	40	41	42	42	43	44	44
31	35	35	36	37	37	38	39	39	40	41	41	42	43	43	44	45
32	35	36	36	37	38	38	39	40	40	41	42	42	43	44	44	45
33	35	36	37	37	38	39	39	40	41	41	42	43	43	44	45	45
34	36	36	37	38	38	39	40	40	41	42	42	43	44	44	45	46
35	36	36	37	38	38	39	40	41	41	42	43	43	44	45	45	46
36	36	37	37	38	39	39	40	41	41	42	43	44	44	45	46	46
37	36	37	38	38	39	40	40	41	42	42	43	44	45	45	46	47
38	37	37	38	39	39	40	41	41	42	43	43	44	45	46	46	47
39	37	38	38	39	40	40	41	42	42	43	44	44	45	46	47	47
40	37	38	39	39	40	41	41	42	43	43	44	45	46	46	47	48
41	37	38	39	39	40	41	42	42	43	44	44	45	46	47	47	48
42	38	38	39	40	40	41	42	43	43	44	45	45	46	47	48	48
43	38	39	39	40	41	41	42	43	44	44	45	46	46	47	48	49
44	38	39	40	40	41	42	42	43	44	45	45	46	47	48	48	49
45	38	39	40	41	41	42	43	44	44	45	46	46	47	48	49	49
46	39	39	40	41	42	42	43	44	45	45	46	47	47	48	49	50
47	39	40	40	41	42	43	43	44	45	46	46	47	48	49	49	50
48	39	40	41	41	42	43	44	44	45	46	47	47	48	49	50	50
49	39	40	41	42	42	43	44	45	45	46	47	47	48	49	50	51
50	40	41	41	42	43	44	44	45	46	47	47	48	49	50	50	51

TABLE C—RETAIL CEILING PRICES OBTAINED BY APPLYING ANY GIVEN MARK-UP TO ANY GIVEN NET COST—Continued

ITEMS WITH A "NET COST" OF FROM 34½¢ TO 42¢ PER UNIT

Net cost (per unit)	34½¢	35¢	35½¢	36¢	36½¢	37¢	37½¢	38¢	38½¢	39¢	39½¢	40¢	40½¢	41¢	41½¢	42¢
Markup (percent):	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents
6	37	37	38	38	39	39	40	40	41	41	42	42	43	43	44	45
7	37	37	38	39	39	40	40	41	41	42	42	43	43	44	44	45
8	37	38	38	39	39	40	41	41	42	42	43	43	44	44	45	45
9	38	38	39	39	40	40	41	41	42	43	43	44	44	45	45	46
10	38	39	39	40	40	41	41	42	42	43	43	44	45	45	46	46
11	38	39	39	40	41	41	42	42	43	43	44	44	45	45	46	47
12	39	39	40	40	41	41	42	43	43	44	44	45	45	46	46	47
13	39	40	40	41	41	42	42	43	44	44	45	45	46	46	47	47
14	39	40	40	41	42	42	43	43	44	44	45	46	46	47	47	48
15	40	40	41	41	42	43	43	44	44	45	45	46	47	47	48	48
16	40	41	41	42	42	43	44	44	45	45	46	46	47	48	48	49
17	40	41	42	42	43	43	44	44	45	46	46	47	47	48	49	49
18	41	41	42	42	43	44	44	45	45	46	47	47	48	48	49	50
19	41	42	42	43	43	44	45	45	46	46	47	48	48	49	49	50
20	41	42	43	43	44	44	45	46	46	47	47	48	49	49	50	50
21	42	42	43	44	44	45	45	46	47	47	48	48	49	50	50	51
22	42	43	43	44	45	45	46	46	47	48	48	49	49	50	51	51
23	42	43	44	44	45	46	46	47	47	48	49	49	50	50	51	52
24	43	43	44	45	45	46	47	47	48	48	49	50	50	51	51	52
25	43	44	44	45	46	46	47	48	48	49	49	50	51	51	52	53
26	43	44	45	45	46	47	47	48	49	49	50	50	51	52	52	53
27	44	44	45	46	46	47	48	48	49	50	50	51	51	52	53	53
28	44	45	45	46	47	47	48	49	49	50	51	51	52	52	53	54
29	45	45	46	46	47	48	48	49	50	50	51	52	52	53	54	54
30	45	46	46	47	47	48	49	49	50	51	51	52	53	53	54	55
31	45	46	47	47	48	48	49	50	50	51	52	52	53	54	54	55
32	46	46	47	48	48	49	50	50	51	51	52	53	53	54	55	55
33	46	47	47	48	49	49	50	51	51	52	53	53	54	55	55	56
34	47	47	48	48	49	50	50	51	52	52	53	54	54	55	56	56
35	47	47	48	49	49	50	51	51	52	53	53	54	55	55	56	57
36	47	48	48	49	50	50	51	52	52	53	54	54	55	56	56	57
37	47	48	49	49	50	51	51	52	53	53	54	55	55	56	57	58
38	48	48	49	50	50	51	52	52	53	54	54	55	56	56	57	58
39	48	49	49	50	51	51	52	53	54	54	55	56	56	57	58	58
40	48	49	50	50	51	52	53	53	54	55	55	56	57	57	58	59
41	49	49	50	51	51	52	53	54	54	55	56	56	57	58	59	59
42	49	50	50	51	52	53	53	54	55	55	56	57	58	58	59	60
43	49	50	51	51	52	53	54	54	55	56	56	57	58	59	59	60
44	50	50	51	52	52	53	54	55	55	56	57	58	58	59	60	60
45	50	51	51	52	53	54	54	55	56	57	57	58	59	59	60	61
46	50	51	52	53	53	54	55	55	56	57	58	58	59	60	61	61
47	51	51	52	53	54	54	55	56	57	57	58	59	60	60	61	62
48	51	52	53	53	54	55	56	56	57	58	58	59	60	61	61	62
49	51	52	53	54	54	55	56	57	57	58	59	60	60	61	62	63
50	52	53	53	54	55	56	56	57	58	59	59	60	61	62	62	63

ITEMS WITH A "NET COST" OF FROM 42½¢ TO 50¢ PER UNIT

Net cost (per unit)	42½¢	43¢	43½¢	44¢	44½¢	45¢	45½¢	46¢	46½¢	47¢	47½¢	48¢	48½¢	49¢	49½¢	50¢
Mark-up (percent):	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents	Cents
6	45	46	46	47	47	48	48	49	49	50	50	51	51	52	52	53
7	45	46	47	47	48	48	49	49	50	50	51	51	52	52	53	54
8	46	46	47	48	48	49	49	50	50	51	51	52	52	53	53	54
9	46	47	47	48	49	49	50	50	51	51	52	52	53	53	54	55
10	47	47	48	48	49	50	50	51	51	52	52	53	53	54	54	55
11	47	48	48	49	49	50	51	51	52	52	53	53	54	54	55	56
12	48	48	49	49	50	50	51	52	52	53	53	54	54	55	55	56
13	48	49	49	50	50	51	51	52	53	53	54	54	55	55	56	57
14	48	49	50	50	51	51	52	52	53	54	54	55	55	56	56	57
15	49	49	50	51	51	52	52	53	53	54	55	55	56	56	57	58
16	49	50	50	51	52	52	53	53	54	55	55	56	56	57	57	58
17	50	50	51	51	52	53	53	54	54	55	56	56	57	57	58	59
18	50	51	51	52	53	53	54	54	55	55	56	57	57	58	58	59
19	51	51	52	52	53	54	54	55	55	56	57	57	58	58	59	60
20	51	52	52	53	53	54	55	55	56	56	57	58	58	59	59	60
21	51	52	53	53	54	54	55	56	56	57	57	58	59	59	60	61
22	52	52	53	54	54	55	56	56	57	57	58	59	59	60	60	61
23	52	53	54	54	55	56	56	57	57	58	58	59	60	60	61	62
24	53	53	54	55	55	56	56	57	58	58	59	60	60	61	61	62
25	53	54	54	55	56	56	57	58	58	59	59	60	61	61	62	63
26	54	54	55	55	56	57	57	58	59	59	60	60	61	62	62	63
27	54	55	55	56	57	57	58	58	59	60	60	61	62	62	63	64
28	54	55	56	56	57	58	58	59	60	60	61	61	62	63	63	64
29	55	55	56	57	57	58	59	59	60	61	61	62	63	63	64	65
30	55	56	57	57	58	59	59	60	60	61	62	62	63	64	64	65
31	56	56	57	58	58	59	60	60	61	62	62	63	64	64	65	66
32	56	57	57	58	59	59	60	61	61	62	63	63	64	65	65	66
33	57	57	58	59	59	60	61	61	62	63	63	64	65	65	66	67
34	57	58	58	59	60	60	61	62	62	63	64	64	65	66	66	67
35	57	58	59	59	60	61	61	62	63	63	64	65	65	66	67	68
36	58	58	59	60	61	61	62	63	63	64	65	65	66	67	67	68
37	58	59	60	60	61	62	62	63	64	64	65	66	66	67	68	69
38	59	59	60	61	61	62	63	63	64	65	66	66	67	68	68	69
39	59	60	60	61	62	63	63	64	65	65	66	67	67	68	69	70
40	60	60	61	62	62	63	64	64	65	66	67	67	68	69	69	70
41	60	61	61	62	63	63	64	65	66	66	67	68	68	69	70	71
42	60	61	62	62	63	64	65	65	66	67	67	68	69	70	70	71
43	61	61	62	63	64	64	65	66	66	67	68	69	69	70	71	72
44	61	62	63	63	64	65	66	66	67	68	68	69	70	71	71	72
45	62	62	63	64	65	65	66	67	67	68	69	70	70	71	72	73
46	62	63	64	64	65	66	66	67	68	69	69	70	71	72	72	73
47	62	63	64	65	65	66	67	68	68	69	70	71	71	72	73	74
48	63	64	64	65	66	67	67	68	69	70	70	71	72	73	73	74
49	63	64	65	66	66	67	68	69	69	70	71	72	72	73	74	75
50	64	65	65	66	67	68	68	69	70	71	71	72	73	74	74	75

TABLE D—RETAIL CEILING PRICES FOR FRESH FRUITS AND VEGETABLES OBTAINED BY APPLYING ANY GIVEN MARK-UP TO ANY GIVEN NET COST—Continued

Item with a net cost of from 23½¢ to 28½¢ per unit

Percentage mark-up	23½	24	24½	25	25½	26	26½	27	27½	28	28½
25	29½	30	30½	31½	32	32½	33	34	34½	35	35½
28	30	30½	31	32	32½	33	34	34½	35	36	36½
30	30½	31	32	32½	33	34	34½	35	36	36½	37
33	31½	32	32½	33	34	34½	35	36	36½	37	38
34	31½	32	32½	33	34	34½	35	36	36½	37½	38
35	31½	32	32½	33½	34	34½	35	36	36½	37½	38½
36	32	32½	33	33½	34½	35	35½	36½	37	38	38½
39	32½	33	33½	34	34½	35½	36	37	38	38½	39
40	33	33½	34	34½	35	36	36½	37	38	39	40
43	33½	34½	35	36	36½	37	38	38½	39½	40	41

Item with a net cost of from 29¢ to 34¢ per unit

Percentage mark-up	29	29½	30	30½	31	31½	32	32½	33	33½	34	34½
25	37	37	37½	38	39	39½	40	40½	41½	42	42½	43½
28	37	38	38½	39	40	40½	41	41½	42	43	43½	44
30	37½	38½	39	40	40½	41	41½	42	43	43½	44	45
33	38½	39	39½	40	41	41½	42	43	43½	44	45	45½
34	38½	39	40	40½	41	42	42½	43	44	44½	45	46
35	38½	40	40½	41	41½	42	43	43½	44	45	45½	46½
36	39½	40	40½	41	42	42½	43	44	44½	45	46	46½
39	40½	41	41½	42	43	43½	44	45	45½	46	46½	47½
40	41½	42	42½	43	43½	44	45	45½	46½	47	47½	48½
43	42½	43	43½	44	45	45½	46	46½	47½	48	48½	49½

Item with a net cost of from 34½¢ to 39½¢ per unit

Percentage mark-up	34½	35	35½	36	36½	37	37½	38	38½	39	39½
25	43	44	44½	45	45½	46½	47	47½	48	49	49½
28	44	45	45½	46	46½	47½	48	48½	49	50	50½
30	45	45½	46	47	47½	48	49	49½	50	50½	51
33	46	46½	47	47½	48	49	49½	50	50½	51	52
34	46½	47	47½	48	48½	49	49½	50	51	51½	52
35	47	47½	48	48½	49	49½	50	51	51½	52	53
36	47½	48	48½	49	49½	50	51	51½	52	53	53½
39	49	49½	50	50½	51	51½	52	53	53½	54	55
40	49½	50	50½	51	51½	52	53	53½	54	55	55½
43	51	51½	52	52½	53	53½	54	55	55½	56	57

Item with a net cost of from 40¢ to 45¢ per unit

Percentage mark-up	40	40½	41	41½	42	42½	43	43½	44	44½	45
25	50	50½	51½	52	52½	53	54	54½	55	55½	56½
28	51	52	52½	53	54	54½	55	55½	56	57	57½
30	51½	52½	53	53½	54½	55	55½	56½	57	57½	58½
33	52½	53½	54	54½	55	56	56½	57½	58	58½	59½
34	53	53½	54½	55	55½	56½	57	57½	58½	59	60
35	53½	54½	55	55½	56½	57	57½	58½	59	60	60½
36	54	54½	55½	56	56½	57½	58	58½	59½	60	61
39	55½	56½	57	57½	58½	59	60	60½	61½	62	62½
40	56½	57	57½	58½	59	60	60½	61½	62	62½	63½
43	57½	58½	59	59½	60½	61½	62	62½	63½	64	64½

(b) *Table D: Retail ceiling prices for items of fresh fruits and vegetables obtained by applying any given percentage mark-up to any given net cost.*

TABLE D—RETAIL CEILING PRICES FOR FRESH FRUITS AND VEGETABLES OBTAINED BY APPLYING ANY GIVEN MARK-UP TO ANY GIVEN NET COST

Item with a net cost of from ½¢ to 6¢ per unit

Percentage mark-up	½	1	1½	2	2½	3	3½	4	4½	5	5½	6
25	1	1	1½	2	2½	3	3½	4	4½	5	5½	6
28	1	1	1½	2	2½	3	3½	4	4½	5	6	6½
30	1	1	1½	2	2½	3	3½	4	4½	5	6	6½
33	1	1	1½	2	2½	3	3½	4	4½	5	6	6½
34	1	1	1½	2	2½	3	3½	4	4½	5	6	6½
35	1	1	1½	2	2½	3	3½	4	4½	5	6	6½
36	1	1	1½	2	2½	3	3½	4	5	5	6	7
39	1	1	1½	2	2½	3	3½	4	5	5	6	7
40	1	1	1½	2	2½	3	3½	4	5	5½	6	7
43	1	1	1½	2	2½	3	3½	4½	5	5½	6½	7½

Item with a net cost of from 6½¢ to 12¢ per unit

Percentage mark-up	6½	7	7½	8	8½	9	9½	10	10½	11	11½	12
25	8	9	9½	10	10½	11½	12	12½	13	14	14½	15
28	8½	9	10	10½	11	11½	12	13	13½	14	14½	15½
30	8½	9	10	10½	11	11½	12	13	13½	14	15	15½
33	8½	9½	10	10½	11	12	12½	13	13½	14½	15	16
34	8½	9½	10	10½	11	12	12½	13	13½	14½	15	16
35	9	9½	10	10½	11½	12	12½	13	14	14½	15½	16½
36	9	9½	10	10½	11½	12	12½	13½	14	14½	15½	16½
39	9½	10	10½	11	11½	12½	13	13½	14½	15	16	17
40	9½	10	10½	11	11½	12½	13	13½	14½	15	16	17
43	10	10½	11	11½	12	13	13½	14½	15	16	17	18

Item with a net cost of from 12½¢ to 17½¢ per unit

Percentage mark-up	12½	13	13½	14	14½	15	15½	16	16½	17	17½
25	16	16½	17	17½	18	18½	19	19½	20	20½	21
28	16	16½	17	17½	18	18½	19	19½	20	21	21½
30	16½	17	17½	17½	18	19	19	19½	20	21	21½
33	17	17	17½	18	18½	19	19½	20	20½	21	22
34	17	17½	17½	18	18½	19	19½	20	21	21½	22
35	17½	17½	18	18½	19	19½	20	20½	21	21½	22½
36	17½	18	18	18½	19	19½	20	21	21½	22	23
39	18½	19	19½	19½	20	20½	21	21½	22½	23	24
40	18½	19	19½	20	20½	21	21½	22	23	23½	24½
43	19½	20	20½	21	21½	22	23	23½	24½	25	26

Item with a net cost of from 18¢ to 23¢ per unit

Percentage mark-up	18	18½	19	19½	20	20½	21	21½	22	22½	23
25	23	23½	24	24½	25	25½	26	26½	27½	28	28½
28	23½	24	24½	25	25½	26	26½	27½	28	28½	29½
30	24	24½	25	25½	26	26½	27½	28	28½	29½	30
33	24½	25	25½	26	26½	27½	28	28½	29½	30	31
34	24½	25	25½	26	27	27½	28	28½	29½	30½	31
35	25	25½	26	26½	27	27½	28½	29	29½	30½	31½
36	25½	26	26½	27	27½	28	28½	29½	30	30½	31½
39	26½	27	27½	28	28½	29½	30	30½	31½	32	33
40	26½	27½	28	28½	29½	30	30½	31½	32	33	34
43	28	28½	29½	30	30½	31½	32	33	33½	34½	35½

TABLE D—RETAIL CEILING PRICES FOR FRESH FRUITS AND VEGETABLES OBTAINED BY APPLYING ANY GIVEN MARK-UP TO ANY GIVEN NET COST—Continued

Item with a net cost of from 45½¢ to 50¢ per unit

Percentage mark-up	45½	46	46½	47	47½	48	48½	49	49½	50
25	57	57½	58	59	59½	60	60½	61½	62	62½
28	58	59	59½	60	61	61½	62	62½	63½	64
30	59	60	60½	61	62	62½	63	63½	64½	65
34	60½	61	62	62½	63	64	64½	65	66	66½
34	61	61½	62½	63	63½	64½	65	65½	66½	67
35	61½	62	63	63½	64	65	65½	66	67	67½
36	62	62½	63	64	64½	65½	66	66½	67½	68
39	63	64	64½	65½	66	66½	67½	68	69	69½
40	63½	64½	65	66	66½	67	68	68½	69½	70
43	65	66	66½	67	68	68½	69½	70	71	71½

[Paragraph (b) amended by Am. 16, 9 F.R. 4217, effective 4-27-44, and Am. 69, effective 6-15-46]

(c) *Instructions for use of Table A, Table B, Table C and Table D.* Tables A and B contain the mark-ups for all commodities in this regulation. Note that some mark-ups are percentage mark-ups and some are dollars-and-cents mark-ups. Table C and Table D are included to assist you in determining ceiling prices without burdensome calculations, where the mark-up given is a percentage mark-up. Table C is to be used for all items except fresh fruits and vegetables; Table D is to be used only in connection with fresh fruits and vegetables.

Table A lists by commodity groups the "dry groceries" covered by this regulation and the mark-ups to be used by Group 1 and Group 2 retailers in figuring their ceiling prices. Table B gives the same information for "perishables." However, in addition, Table B also lists the selling units, on the basis of which retailers must figure their net costs and ceiling prices for "perishables". For a detailed list of the items in each commodity group, see "Commodity definitions of dry groceries" printed immediately after Table A, and "commodity definitions of perishables" printed immediately after Table B. After you have determined your "net cost" for an item in accordance with the method set up in this regulation, find your proper mark-up in the commodity group which includes the item you are pricing. Commodity groups are listed at the left of Table A and Table B. Directly opposite each commodity group you will find either a percentage mark-up or a dollars-and-cents mark-up for your group of retailers.

If a percentage mark-up is shown, and the item being priced is not a fresh fruit or vegetable, you get your ceiling price for the item by turning to Table C, which shows the ceiling price for all items (except fresh fruits and vegetables) with per unit net costs ranging from ½¢ to 50¢. Percentage mark-ups over net costs are listed in the column at the extreme left of Table C, and "net cost" across the top of the table. "Net cost per unit" means, in the case of dry groceries, the "net cost" of a single unit (one can, one jar, etc.). For perishables, it means the "net cost" of the selling unit listed in the last column of Table B.

To determine your ceiling price from Table C, find your net cost at the top of the table. Go down that column until you come to the figure (in that column) on the same line as your mark-up. The figure at that point is your ceiling price for the item.

If a percentage mark-up is shown for an item of fresh fruits or vegetables, you get your ceiling price for the item by turning to Table D, which shows the ceiling price for all items of fresh fruits and vegetables with per unit net costs ranging from ½¢ to 50¢. Percentage mark-ups are listed in the column at the extreme left of Table D, and "net cost" across the top of the table.

To determine your ceiling price from Table D, find your net cost at the top of the table. Go down that column until you come to the figure (in that column) on the same line as your mark-up. The figure at that point is your ceiling price for the item. If the ceiling price is stated in terms of a half-cent, you may charge the next higher cent in making a sale of the "selling unit".

If your net cost per unit is more than 50¢, you cannot use Table C or Table D to get your ceiling price. In those cases, you must (1) multiply your net cost by your percentage mark-up, (2) add the result to your net cost, and (3) round the sum to the nearest whole cent. For perishables, your net cost must be in terms of the selling unit specified in Table B.

If the mark-up specified for an item is a dollars-and-cents mark-up, you cannot use Table C or Table D to get your ceiling price. In those cases, you simply add the stated amount of mark-up to your "net cost". If your ceiling price so figured results in a fraction of a cent, you may, in making sales of the "selling unit", charge the next higher cent.

Example 1. A Group 1 retailer wishes to figure a new ceiling price for "xx" Brand, No. 2 can, golden bantam cream style corn, 1942 pack. Section 3 requires a Group 1 or 2 retailer to keep his present ceiling price for a "dry grocery" item until he puts into effect a new ceiling price for the item based on the first delivery of the item to him after August 5, 1943. This new ceiling price must be put into effect not later than 5 days after receiving such delivery. In figuring this new ceiling price, his "net cost" must be based on a purchase of a customary quantity from a customary type of supplier delivered to his "usual receiving point" by a customary means of delivery. Therefore, if on August 7, 1943, a Group 1 retailer receives at his usual receiving point 5 cases of "xx" Brand, No. 2 can, golden bantam cream style corn, 1942 pack, which he has purchased from a wholesaler (his customary type of supplier), at a delivered cost of $2.37 a case (24 cans) he must under Sections 3 and 4 figure and put into effect a new ceiling price for the item by August 12, 1943. This is the first delivery of a customary quantity of the item he has received since August 5, 1943 (from his customary type of supplier delivered to his usual receiving point by a customary means of delivery). He must first figure, to the nearest half-cent, his "net cost" on a single unit basis, Sec. 4 (b) (2), that is, for a single can. He therefore divides the cost for the case, $2.37, by the number of single units in the case, 24, and gets a result of $0.0987, before rounding. Rounding to the nearest half-cent, this becomes $0.10. (If the figure had been $0.0967 before rounding, he would have rounded to $0.095.)

He then turns to Table A to find the mark-up to be applied to his net cost. Going down the column at the left of Table A he will find a listing of the commodity group which includes the item he is pricing. For canned corn, this group is "Corn, green and wax beans, peas, tomatoes, and tomato juice, canned". Going across the page on that line, he will find his mark-up for the item in the column for Group 1 retailers. In this case, his mark-up is 25%. Having his mark-up and net cost, Table C will give him his ceiling price without further computations. Checking across the top of Table C, he will find a column headed by his net cost, $0.10. Going down this $0.10 column until he comes to the figure on the same line as the 25% mark-up listed in the column at the extreme left of Table C, he will find his ceiling price for the item to be 13¢ per can.

Example 2. A Group 2 retailer wishes to figure a ceiling price for California Iceberg lettuce, which he must use during the period October 25 (Thursday) to October 31 (Wednesday), inclusive. He must first find the net cost of his selling unit based on his largest purchase during the seven days preceding Thursday, October 25. During the preceding week he made a purchase of 1 crate of California Iceberg lettuce at a delivered cost of $5.60 a crate, a purchase of 3 crates of this item at a delivered cost of $5.70 per crate, and another purchase of the same item of 2 crates at a delivered cost of $5.76. His largest purchase, therefore, was the purchase of 3 crates. He must figure his net cost on the basis of the selling unit listed in Table B, which for lettuce is 1 pound. He is selling the lettuce trimmed, and therefore divides his cost per crate in his largest purchase, $5.70, by 52 (the figure specified in section 18f of the regulation for L. A. crates of California Iceberg lettuce), to get a result of

$0.109. Since net cost is to be figured to the nearest half-cent, he would then round this figure to 11¢, which is his net cost per selling unit. He then turns to Table B to find his mark-up to be applied to net cost, which for lettuce is 40 percent. Having his mark-up and his net cost, Table D will give him his ceiling price per pound without further computations. Checking across the top of Table D, he will find a column headed by his net cost, 11¢. Going down this 11¢ column until he comes to the figure on the same line as his percentage mark-up of 40 percent listed in the column at the extreme left of Table D, he will find his ceiling price per pound for the item to be 15½¢. In selling one pound, he may charge 16¢. However, if he sells 2 pounds, he may charge no more than 31¢ (2 x 15½¢).

Example 3. A Group 1 retailer wishes to figure his ceiling price for California green peas for the period May 4th through May 10th. His largest purchase during the preceding week was a purchase of ten bushel baskets at $4.45 per basket. His selling unit for peas, given in Table B, is 1 pound. He therefore divides his cost per basket ($4.45) in his largest purchase during the preceding week, by 28 (the waight of a bushel basket of green peas as specified in section 18f of the regulation). This results in $0.158, which is rounded to 16 cents. He then looks in Table B for the mark-up for green peas, which is $0.05½. This mark-up, 5½ cents, added to the net cost per selling unit of 1 pound, 16 cents, gives him 21½ cents. Therefore, his ceiling price per pound of California green peas for the period May 4th through May 10th is 21½ cents. In selling 1 pound, he may charge 22 cents. However, if he sells 2 pounds, he may charge no more than 43 cents (2 x 21½¢).

[Paragraph (c) added and section heading amended by Am. 69, effective 6-15-46]

Effective date. This regulation shall become effective on the 5th day of August 1943. [MPR 423 originally issued July 8, 1943]

[Note: Effective dates of amendments are shown in notes following the parts affected]

NOTE: The record-keeping and reporting requirements of this regulation have been approved by the Bureau of the Budget in accordance with Federal Reports Act of 1942.

Issued this 10th day of June 1946.

PAUL A. PORTER,
Administrator.

[Am. 69 approved by N. E. Dodd, Under Secretary of Agriculture, on May 20, 1946]

[F. R. Doc. 46-9882: Filed, June 11, 1946; 11:29 a. m.]

PART 1389—APPAREL

[MPR 304, Incl. Amdts. 1-4 [1]]

SPECIFIED UTILITY SHIRTS

This compilation of Maximum Price Regulation 304 includes Amendment 4, effective June 17, 1946. Additions, amendments, deletions and redesignations by Amendment 4 are indicated by underscoring or notes.

[1] 8 F. R. 12315.

A statement of the considerations involved in the issuance of this regulation has been issued simultaneously herewith and filed with the Division of the Federal Register.[2] In the judgment of the Price Administrator, maximum prices established by this regulation are fair and equitable, and will effectuate the purposes of the Emergency Price Control Act of 1942, as amended. Such specifications and standards as are used in this regulation were, prior to such use, in general use in the trade or industry affected.

§ 1389.451 *Maximum prices for specified utility shirts.* Under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders No. 9250 and 9328, Revised Maximum Price Regulation 304 (Specified Utility Shirts), which is annexed hereto and made a part hereof, is hereby issued.

AUTHORITY: § 1389.451 issued under 56 Stat. 23, 765; 57 Stat. 566; Pub Law 383, 78th Cong.; Pub. Law 108, 79th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; E.O. 9599, 10 F. R. 10155; E. O. 9651, 10 F. R. 13487; E.O. 9697, 11 F.R.1691.

Sec.

1. Scope of this regulation.
2. How to find retail ceiling prices.
3. How to find wholesale ceiling prices.
4. How to find manufacturers' ceiling prices.
5. How to find prices in cases not otherwise provided for.
6. When taxes may be added.
7. Marking of goods.
8. Disclosure.
9. Records and reports.
10. Excessive prices forbidden.
11. Adjustable pricing agreements.
12. Licensing and enforcement.
13. Relation to other regulations.
14. How this regulation may be amended.
15. Explanations and definitions of terms.

Appendix A: Tables of manufacturers' ceiling prices.

Appendix B: Tables of wholesale ceiling prices.

Appendix C: Tables of retail ceiling prices.

SECTION 1. *Scope of this regulation*—(a) *What this regulation contains.* This regulation fixes maximum prices for cotton flannel shirts; it requires descriptive labeling and disclosure of certain information, and imposes other stated obligations. This revised regulation supersedes the provisions of Maximum Price Regulation 304 as originally issued.

(b) *Kinds of shirts covered.* This regulation covers all cotton flannel shirts in boys' sizes 6 and over, and in men's sizes 13 and over. Boys' shirts in size 4 are also covered when sold as part of a range including sizes 6 and over, but not when sold in a range of sizes below 6. Cotton flannel shirts for girls and women in corresponding sizes are covered if made by persons who manufacture principally men's and boys' garments. "Cotton flannel" is used here to mean all napped cotton fabrics, including those commonly known as flannels, plaids, domets, suedes and moleskins, except fabrics whose fiber content is less than 90% cotton (by weight).

[Paragraphs (a) and (b) amended by Am. 4, effective 6-17-46]

(c) *Shirts which are excluded.* Shirts of the following descriptions are not covered by this regulation:

(1) Used or second-hand shirts.

(2) Shirts tailored to individual measurements.

(3) Shirts of which a principal part is not made of cotton flannel (for example, a shirt with a corduroy back and flannel front and sleeves is excluded).

(d) *Kinds of sales covered.* Except as provided by section 13 (e), this regulation applies to all sales, including sales at retail, sales at wholesale, and sales by manufacturers. These kinds of sales are defined as follows:

[Above pargaraph amended by Am. 4, effective 6-17-46]

(1) *Sales at retail.* All sales to individual consumers are "sales at retail." Such sales may, of course, be made by someone who is primarily a wholesaler or manufacturer.

Sales to industrial, commercial, governmental and charitable institutions which do not resell are also considered "sales at retail" . made by a person who sells principally at retail, and only incidentally to institutions of these kinds. If not made by such a person, sales to these institutions are considered sales at wholesale, or sales by manufacturers.

(2) *Sales at wholesale.* A sale at wholesale is any sale which is neither a sale at retail as explained in (1) nor a sale by a manufacturer, as explained in (3). For example, a wholesaler who buys shirts from a manufacturer and resells them to retailers, is a seller "at wholesale". Sales from jobber to jobber, and from retailer to retailer are also "sales at wholesale", but are called "special sales", as explained in section 3.

(3) *Sales by a manufacturer.* A sale by a manufacturer is a sale of a garment by a person—

(i) Who fabricated the garment sold; or

(ii) Who sold or consigned to the fabricator of the garment any of the principal materials from which it was made; or

(iii) Who is under the same ownership and control as a person described in subdivision (i) or (ii). However, retail sales by manufacturers are governed by the provisions of this regulation relating to "sale at retail", rather than by the provisions of this regulation relating to manufacturers' sales.

[Subparagraph (iii) amended by Am 1, 10 F.R. 5039, effective 5-9-45]

(e) *Sales in different regions.* This regulation covers sales in the 48 states and the District of Columbia. In order to allow for differences in freight rates, sales are classified according to the point from which delivery is made, as follows:

(1) "East and Central" include all points which are in or east of Texas, Oklahoma, Kansas, Nebraska, and North and South Dakota.

[Subparagraph (1) amended by Am. 1]

[2] Statements of considerations are also issued simultaneously with amendments. Copies may be obtained from the Office of Price Administration.

(2) "Mountain and Pacific" include all points which are in or west of New Mexico, Colorado, Wyoming and Montana.

SEC. 2. *How to find retail ceiling prices.* (a) Ceiling prices for sales at retail must be found as provided in this section. Retailers should also pay particular attention to section 7 (marking of goods).

[Above text of section 2 amended by Am. 1, 10 F.R. 5039, effective 5-9-45 and Am. 4, effective 6-17-46]

(b) Retail ceiling prices for cotton flannel shirts are listed in Tables I, II and III of Appendix C. For shirts purchased from Group A factories or from wholesalers, retail ceilings on cotton suede and cotton moleskin shirts are found in Table I, and those on cotton plaid and cotton domet shirts are found in Table II. For shirts purchased from Group B factories, retail ceilings on all shirts are found in Table III.

[Above paragraph amended by Am. 3, 10 F.R. 14339, effective 11-21-45 and Am. 4, effective 6-17-46]

Accordingly, the retailer must first find which table applies to the garment he desires to price. The instructions in Appendix C will help him select the appropriate table.

Since the retail ceilings in each table are arranged according to each different supplier's net ceiling price rather than according to particular garment specifications, the retailer must next find his supplier's net ceiling price for the garment. He can find this by following the instructions given below.

When the retailer finds his supplier's net ceiling price for the garment, he should then look in column 1 of the appropriate table for the bracket which includes that price; the figure in column 2 opposite this bracket is his retail ceiling for the garment being priced.

[Above portion of paragraph (b) amended by Am. 1, 10 F.R. 5039, effective 5-9-45]

(1) *Where retailer does not know the supplier's ceiling price.* If the retailer does not know the ceiling price of the manufacturer or wholesaler who supplies him, he may inquire of the supplier, who is required to disclose his ceiling price. Moreover, if the garment to be priced is a standard model, the retailer can find the ceiling prices for manufacturers in Appendix A, and the ceiling prices for wholesalers in Appendix B.

(2) *Where retailer's suppliers have different ceiling prices.* Some manufacturers have two ceiling prices for the same number—a Class I ceiling and a Class II ceiling. If the retailer pays the Class I ceiling price (or less), he takes this ceiling to figure his retail price; but if he pays the manufacturer a higher price, he takes the Class II ceiling. If, however, he buys the identical style number at different prices, making one purchase at or below the Class I ceiling and another above the Class I ceiling, he must use the Class I ceiling to figure his retail price on all shirts of this style number. Moreover, if he buys the identical style number from a wholesaler and also from a manufacturer he must take the manufacturer's ceiling, not the wholesaler's ceiling, to figure his retail price for this number.

Example 1. Manufacturer Y, a Group A manufacturer, is obliged to sell at or below the Class I ceiling on part of his sales, but is permitted to make the rest of his sales at Class II prices. Y's Class I ceiling on style 499 (his 3.00 yard unshrunk plaid flannel) is $12.92 per dozen, and his Class II ceiling is $13.76½ per dozen. Y sells this number to retailer Z at $13.25 per dozen.

Since $13.25 is higher than Y's Class I ceiling for this flannel shirt, Z takes $13.76½ (the Class II ceiling) as his supplier's ceiling price, and turns to Table II (which contains retail ceilings for cotton flannel shirts bought from Group A manufacturers). In Table II, Z finds his retail ceiling to be $1.63.

Example 2. Manufacturer Y sells his style 499 to retailer X at the Class I ceiling of $12.92 per dozen, and later sells X another lot of the same style at the Class II ceiling of $13.76½.

X must take $12.92 as his supplier's ceiling price for both lots. Since this is a cotton flannel shirt purchased from a Group A manufacturer, the retail ceiling is found in Table II. X finds a retail ceiling of $1.45 for both lots of style number 499.

Example 3. Retailer B buys style number 499 from Y at Y's Class I ceiling of $12.92 and later gets more of Y's style number 499 from a wholesaler at the wholesaler's ceiling of $15.29.

In figuring his retail ceiling for style number 499, B takes $12.92 as his supplier's ceiling, and finds in Table II that his retail ceiling for both lots of this style number is $1.45 per garment.

[Example 1, 2 and 3 amended by Am. 3, 10 F.R. 14339, effective 11-21-45 and Am. 4, effective 6-17-46]

[Subparagraph (2) amended by Am. 1, 10 F.R. 5039, effective 5-9-45]

(3) *Where garment was bought at a "special sale".* Sales which are neither manufacturer's sales nor "regular sales" at wholesale are called "special sales". These include sales by retailers to retailers, sales by brokers, commission merchants, job-lot dealers or like persons, and sales of other types. The difference between "regular" and "special" sales is more fully explained in section 3.)

If the retailer has bought a garment at a "special sale", he does not figure his ceiling price by taking the price of his own supplier. Instead, he takes the ceiling price of the supplier of the person who made the "special sale" of this lot of goods. If a succession of special sales has been made, he takes the ceiling price of the supplier of the person who made the first of these special sales. Thus, the retail price of a shirt is the same as if the retailer had bought directly from the original supplier, without any special sale intervening.

Example 1. C, a retail chain, buys shirts from manufacturer Y at $12.92, Y's Class I ceiling. C sells them to D, another retail chain, at $13.07 (which is equal to C's cost plus freight actually paid by him).

In figuring his retail ceiling, D assumes his supplier's ceiling price to be $12.92 (the ceiling of C's supplier), not $13.07 (the price D actually paid). Consequently, D's retail ceiling, found in Table II is $1.45.

Example 2. E, an independent retailer, buys shirts from manufacturer M at M's Class II ceiling of $13.76½. E decides to liquidate, and sells them to an auctioneer at $13.25 per dozen. The auctioneer resells them to F, another retailer, for $13.93½ (this being the price paid by E, plus transportation charges incurred by the auctioneer).

In figuring his retail ceiling, F takes $13.76½ as his supplier's ceiling, so that his retail ceiling, found in Table II, is $1.63 (not $1.64).

[Examples 1 and 2 amended by Am. 1, Am. 3 and Am. 4, effective 6-17-46]

(4) *Where retailer and supplier are in different regions.* The prices given in Appendix C apply when the supplier and the retailer are both in the East and Central region, or both in the Mountain and Pacific region. (These regions are explained in section 1 (e).) If the retailer is in one region and delivery is made from the other region, the retailer may add 3 cents per garment to the price found in Column 2 of the tables in Appendix C. (This amount may not be added, however, if the retailer's supplier is a Group B manufacturer.) For example, if a retailer in the Mountain and Pacific region buys the 3.00 yard unshrunk cotton flannel plaid shirt from a manufacturer in the East and Central region at $12.92 per dozen (the Group A, Class I ceiling), the retail ceiling per shirt is $1.48, ($1.45, the price shown in Column 2 of Table II in Appendix C, plus 3 cents).

[Subparagraph (4) amended by Am. 1 and Am. 4, effective 6-17-46]

(5) *Where retail sale is made by manufacturer.* When a retail sale of a cotton flannel shirt is made by a manufacturer, the retail ceiling price is found from the tables in Appendix C, as in other cases. But since the manufacturer has no "supplier," he takes the Class I ceiling for manufacturers and uses this as his "supplier's ceiling price." For cotton flannels and cotton domets, Table II must be used; for cotton suedes and moleskins, Table I must be used.

In the case of men's shirts made in Group B factories (for which there is no separate Class I ceiling), the manufacturer's Group B ceiling is taken as the supplier's ceiling price, and Table III in Appendix C must be used.

[Subparagraph (5) amended by Am. 1, 10 F.R. 5039, effective 5-9-45 and Am. 3, 10 F.R. 14339, effective 11-21-45]

SEC. 3. *How to find wholesale ceiling prices.* Under this regulation, there are two kinds of sales at wholesale. They are called "regular sales" and "special sales", and are explained in this paragraph. Different methods of pricing are provided for these two kinds of sales.

(a) *Regular sales at wholesale*—(1) *What is a regular sale.* A "regular sale" is a sale at wholesale made by a wholesaler to a person who sells principally at retail, and whose business is not under the same ownership and control as the seller's. A "wholesaler" means a person

or business organization to which all the following statements apply:

(i) It sells goods to retailers in general, and not primarily to a single retailer, or to a group of retailers which are under common ownership.

(ii) It buys and sells goods in "wholesale quantities" as understood in the trade, and sells through traveling salesmen or circulated catalogues.

(iii) It carries at all times at its principal place of business a representative stock of wearing apparel, and during the 6 months immediately preceding any transaction made at least 50% of its deliveries from this stock.

(iv) It extends credit, and carries its own accounts. It may, of course, entrust or assign its delinquent accounts to others for collection.

(v) It is not (*a*) a buying office or other agency representing retailers, (*b*) a stock-carrying affiliate of retailers, (*c*) a central office or warehouse for stores which are commonly owned or controlled, (*d*) a drop shipper, (*e*) a broker, (*f*) a commission-merchant, (*g*) a selling agent, or (*h*) a job-lot dealer.

(2) *Ceiling prices for "regular sales at wholesale."* Ceiling prices for regular sales at wholesale of most shirts are given in Appendix B. However, there will be a few cases in which the shirt is priced in some other way. This is true of "carry-over stock," which is defined in section 4 (e), of extra sizes and slims, of seconds and imperfects, and also of any shirt which may be priced by individual order of the Office of Price Administration. In any such case the wholesaler figures his ceiling price by taking the manufacturer's Class I ceiling price and dividing this amount by .80. In the case of men's shirts made in Group B factories, and of any other shirts for which there is no separate Class I ceiling, the wholesaler's ceiling price is the same as the manufacturer's ceiling.

(b) *Special sales.* Sales at wholesale which are not "regular sales" as explained in paragraph (a) are "special sales." They include (but are not confined to) sales by wholesalers to wholesalers, sales by retailers to retailers, and all sales by brokers, commission merchants, job-lot dealers and like persons.

(1) *Ceiling prices for special sales.* The ceiling price for a "special sale" is the net price actually paid by the seller (not exceeding the ceiling price) plus any charges for transportation actually paid by him. Moreover, any person who buys at a special sale and resells at another special sale must figure his ceiling price by taking the price paid by the seller in the first special sale.

Example 1. J, a large retailer, buys shirts from a manufacturer at the Class I ceiling of $12.92, and pays 17¢ a dozen for freight. He now wants to resell them to K, another retailer.

J's ceiling price for this sale is $13.09, his cost plus freight.

Example 2. L, a wholesaler, buys shirts from a manufacturer at the Class I ceiling of $12.92. L now liquidates and resells the shirts to auctioneer M for $12.70 a dozen. Now M wants to resell the shirts to another wholesaler.

In figuring his price for this second special sale, M takes as his cost $12.92 (the price paid by L) and adds freight paid by him. If M pays 17¢ a dozen for freight, M's ceiling is $13.09.

[Examples 1 and 2 amended by Am. 1, 10 F.R. 5039, effective 5-9-45; Am. 3, 10 F.R. 14339, effective 11-21-45 and Am. 4, effective 6-17-46]

(2) *Disclosure in special sales.* In any special sale, the seller must mark the bill or invoice with the words "special sale", and must disclose any information required by the provisions of section 8 (a).

SEC. 4. *How to find manufacturer's ceiling prices.* This section tells how to find ceiling prices for sales by manufacturers.

(a) *In general.* Manufacturers' ceiling prices for most cotton flannel shirts are set forth in Appendix A, but before turning to the Appendix, a manufacturer should read paragraphs (b), (c), (d), (e), and (f) of this section. If a manufacturer cannot find his ceiling price after reading these paragraphs and the appendix, he should turn to section 5 ("How to find ceiling prices in cases not otherwise provided for").

[Paragraph (a) amended by Am. 4, effective 6-17-46]

(b) *Manufacturers required to sell a proportion of goods at Class I prices.* For most kinds of shirts, two manufacturers' ceiling prices are stated—a Class I ceiling and a Class II ceiling. Some manufacturers will use the Class I ceiling, some will use the Class II ceiling, and some will use both, according to the rules stated in this paragraph.

For men's shirts made in Group B factories, there are no separate class ceilings. This paragraph has no application to sales of these shirts.

[Above paragraph amended by Am. 4, effective 6-17-46]

(1) *How a manufacturer finds his "wholesale percentage".* In order to find what proportion of his sales must be made at Class I prices, a manufacturer must find the percent of his 1941 deliveries which were made at wholesale prices. This is called the manufacturer's "wholesale percentage".

A "wholesale price" means any price at or below which a manufacturer normally supplied wholesalers, or any other volume purchaser commonly known or regarded as "wholesale trade", during 1941. In determining whether certain sales were made at "wholesale prices", allowance must be made for differences in garments sold.

Example. A manufacturer sold a number to jobbers for $10.00 a dozen. He also sold to a chain store for $10.25 a dozen, a number which was similar except for an extra feature that was worth about 25¢ a dozen.

Both the $10.00 and the $10.25 sales would be considered sales at wholesale prices.

A manufacturer will figure his "wholesale percentage" as follows:

(i) Find the number of dozens of cotton flannel shirts delivered to all purchasers in 1941.

(ii) Find the number of these which were delivered at wholesale prices.

(iii) Divide the number delivered at wholesale prices by the total of all deliveries [divide (ii) by (i)]. The resulting figure, expressed as a percent, is the manufacturer's "wholesale percentage".

Example 1. E, a shirt manufacturer, delivered 10,000 dozen cotton flannel shirts in 1941. All these were delivered at prices generally charged to independent retailers, and none at wholesale prices.

E's "wholesale precentage" is zero.

Example 2. F, a shirt manufacturer, delivered 100,000 dozen cotton flannel shirts in 1941. All these deliveries were made at wholesale prices, and none at higher prices.

F's "wholesale percentage" is 100%.

Example 3. G, a shirt manufacturer, delivered 50,000 dozen cotton flannel shirts in 1941. 20,000 of these were delivered at wholesale prices, and 30,000 at higher prices.

G's "wholesale percentage" is 40% (20,000 divided by 50,000).

(2) *How to comply with the requirement.* Each manufacturer who delivered cotton flannel shirts at wholesale prices in 1941 is required to make a certain quota of his deliveries of cotton flannel shirts at Class I prices in 1943, and each subsequent year. This quota is a proportion to his total annual deliveries which is equal to the manufacturers "wholesale percentage," as found under (1). In calculating this proportion, follow the following instructions:

(i) *What deliveries are counted in finding the quota.* In figuring the quota of deliveries which should be made at Class I prices in 1943, the manufacturer takes all deliveries made from January 25, 1943, to December 31, 1943, inclusive, including deliveries already made. In any subsequent year, all deliveries for the entire calendar year will be included.

(ii) *What deliveries are subject to the quota.* However, only those deliveries are subject to the quota which are made under contracts entered into on or after September 4, 1943. Consequently, a manufacturer whose entire 1943 production was sold before that date is not required to make any of his 1943 deliveries at Class I prices. But a manufacturer who delivers goods which were not sold before that date must deliver at Class I prices to the extent necessary to fill his quota. If he fails to do so, he is exceeding his ceiling prices to the extent of the deficiency.

Example 1. In 1941 the A-B-C Company sold 40% of its cotton flannel shirts at wholesale prices and 60% at higher prices. Its "wholesale percentage" is 40%. Its 1943 deliveries, past and anticipated, are as follows:

Total anticipated deliveries 1-25-43 to 12-31-43	100,000 doz.
Already sold before 9-4-43:	
At Class I prices	22,000 doz.
At Class II prices	48,000 doz.
Total already sold	70,000 doz.
Remainder	30,000 doz.

The A-B-C Company will determine its obligation as follows:

Anticipated amount remaining unsold	30,000 doz.
Quota to be delivered at Class I prices (40% of 100,000)	40,000 doz.
Already sold at Class I prices	22,000 doz.
Remainder to be delivered at Class I prices	18,000 doz.
Remainder which may be sold at Class II prices	12,000 doz.

In order to comply with the quota, it would be advisable for the A-B-C Company to ship only at Class I prices until the ratio of deliveries at Class I prices to deliveries at Class II prices is 40 : 60 (that is, until it has shipped a total of 32,000 dozen at Class I prices as compared with the 48,000 dozen shipped at Class II prices), and thereafter to make shipments in the ratio of 40 dozen at Class I to each 60 dozen shipped at Class II prices.

(iii) *Sales to particular purchasers not required.* A manufacturer is not required to sell to any particular purchaser, or any particular class of purchasers. Moreover, a manufacturer who delivers the required proportion of his shirts at Class I prices may deliver as many more at Class I prices as he wishes.

(iv) *Calculating and filing the "wholesale percentage".* Every manufacturer of cotton flannel shirts must keep available for inspection by the Office of Price Administration the records and the tabulation or work sheets which he used in figuring his "wholesale percentage." He is also required to file a statement of his wholesale percentage, as provided in section 9 (c) (2). This requirement does not apply, of course, to manufacturers who make only shirts for which no separate class prices are stated.

(3) *New manufacturers.* Any manufacturer who sells cotton flannel shirts, but did not do so in 1941, may apply to the Office of Price Administration (Textiles, Leather and Apparel Price Division), Washington 25, D. C., for the authorization of a "wholesale percentage". Until this authorization is granted, the manufacturer must make all deliveries at or below Class I ceiling prices.

(c) *Groups of factories for men's shirts.* Different ceiling prices are fixed for men's shirts made in factories having different wage rates, as explained in this paragraph.

(1) *Base period wage.* In order to find in which group a factory belongs a manufacturer must find his "base period average hourly sewing wage" for this factory as follows:

(i) Take the total wages paid to sewing operators during the last payroll period in March 1942. Include "make-up" required by law or by wage agreement, but exclude payments for overtime and payments to learners. Divide this total by the number of hours worked by sewing operators (except learners) during this period.

(ii) If any wage increase was required by an agreement which (*a*) was entered into on or before April 27, 1942, and (*b*) provided for an unconditional increase in wages of a fixed amount or percent, then adjust the average found above to reflect these wage increases. This means increasing the amount paid in the March period for time or piece work, and decreasing the amount of make-up (if any) to the extent that the higher time and piece rates reduce the necessity for make-up payments under the new contract.

(2) *Group A factory.* A "Group A factory" means any manufacturing establishment with a base period average hourly wage sewing rate of less than 50 cents per hour, and any other manufacturing establishment which has not qualified as a Group B factory by filing the statement described in section 9 (c) (3).

[Subparagraph (2) amended by Am. 1, 10 F.R. 5039, effective 5-9-45]

(3) *Group B factory.* A "Group B factory" is a manufacturing establishment which had a base period average hourly sewing wage of 50 cents or more per hour, and which has filed a statement to this effect as required by Section 9 (c) (3). Until this statement is filed, a manufacturing establishment is not considered a "Group B factory".

(d) *Classification of factories for boys' shirts.* Boys' cotton flannel in-and-outer shirts are covered by this regulation only if made in a "work shirt factory" as defined below. Such shirts made in a "dress or sport shirt factory" are covered by Maximum Price Regulation 605.[2a]

(1) *Dress and sport shirt factories.* A "dress and sport shirt factory" is a manufacturing establishment which customarily makes shirts with the following features:

Single needle stitching on collars, cuffs and breast pockets.
Linings in collars and cuffs.
Hand pressing of entire shirt.

(2) *Work shirt factories.* Any factory which cannot qualify as a "dress and sport shirt factory" is considered a "work shirt factory."

[Paragraph (d) amended by Am. 4, effective 6-17-46]

(e) *Carry-over stock.* Certain kinds of cotton flannel shirts are considered "carry-over stock" if put into process before January 25, 1943 (the effective date of Maximum Price Regulation 304), and clearly marked "made before 1-25-43". (A shirt is "put into process" when the principal material is cut.) This provision applies only to shirts of the following kinds:

Men's in-and-outer shirts which are made with single needle stitching on collars, cuffs and breast pockets, and are hand-pressed throughout.

Shirts which contain slide fasteners double elbows or double backs (ordinary yokes are not included in "double backs").

A manufacturer's ceiling price for "carry-over stock" which he delivers before October 1, 1943, is his maximum price under the General Maximum Price Regulation, as modified by section 3.5 of Revised Supplementary Regulation 14 [now sec. 1.1 of SR 14E] (formerly § 1499.73 (a) (37) of Amendment 49 to Supplementary Regulation 14). On and after October 1, 1943, the manufacturers' ceiling price shall be reduced by 10%.

(f) *Special sizes and qualities.* Manufacturers' ceiling prices for special sizes and qualities are found by taking the ceiling price for the corresponding shirt of standard size and grade, and multiplying by the following percentages.

Men's extra sizes (17½ through 20) and "slims"	110%
Seconds and imperfects	90%

SEC. 5. *How to find prices in cases not otherwise provided for*—(a) *Shirts made of fabrics of odd weight or finish.* In any case where a shirt is made of a fabric of a weight or finish which is not specified in the Appendices, its ceiling price shall be the price stated for a shirt of the same type made of a fabric which is of the same type (flannel, domet, moleskin or suede), but which has a lower maximum price. The manufacturer may also, if he prefers, apply for the fixing of a price on the particular fabric he is using.

Example 1. A manufacturer makes a man's shirt of 2.85 yard gray suede, for which no price is stated. However, a price is stated for a 3.00 yard gray suede shirt. The ceiling price for 3.00 yard gray suede cloth is lower than the ceiling price for 2.85 gray suede cloth.

The ceiling price for the 2.85 yard shirt shall be the price stated for a 3.00 yard shirt.

Example 2. A work shirt manufacturer makes a 4.75 yard sanforized plaid boys' shirt. No price is stated for this fabric, but a price is stated for a 4.75 yard unshrunk plaid shirt. Sanforized cloth costs more than unshrunk cloth.

The ceiling price for the sanforized shirt shall be the ceiling stated for the unshrunk shirt.

(b) *When to apply for a price.* A seller may apply for the fixing of a ceiling price in any of the following cases:

(1) When the shirt is made of a fabric that is substantially different in type, weight or finish from any fabric specifically priced in the regulation.

(2) When the shirt does not conform to the definition of a "standard model" in section 15 (d) of this regulation.

(3) When the shirt is a men's in-and-outer, made with single-needle stitching on collars, cuffs and breast pockets, and hand pressing, by a manufacturer who has customarily made shirts of this type.

(4) When for any other reason the seller is unable to find a ceiling price which applies to a garment which he sells, or to the circumstances under which he sells a garment.

(c) *How to apply for a price.* An application for the fixing of a ceiling price must be filed with the Office of Price Administration (Textiles, Leather and Apparel Price Division), Washington 25, D. C., in three copies. It must show the type of shirt to be made, the specifications of the fabric used, the size range in which it is offered, the costs of manufacture or purchase, and the prices at which the applicant and representative competitors last sold similar shirts. It must be supplemented by any further information which may be requested by the Office of Price Administration.

Pending action on an application for the fixing of a ceiling price, a person must not sell or deliver the garment except in accordance with the provisions of section 11 ("Adjustable pricing agreements").

SEC. 6. *When taxes may be added.* When a tax on a particular sale or delivery is imposed by a statute or ordinance which permits stating the tax separately from the price, the tax may be separately charged or collected in addition to the ceiling price. This applies only to sales taxes, gross receipts or gross proceeds taxes, and compensating use taxes, and does not apply to any tax imposed on a prior sale or delivery.

[2a] 10 F.R. 15115; 11 F.R. 350.

SEC. 7. *Marking of goods*—(a) *Marking required at retail.* Every person is forbidden to sell or offer to sell at retail, or to display in a retail store, any cotton flannel shirt which is not marked as required by this section. The marking must contain the following elements, which are further explained in paragraph (c):

(1) Identification by name, trademark or registration number of the manufacturer or distributor.
(2) Lot number of the garment.
(3) Shrinkage.
(4) Weight of fabric.
(5) Defects (if any).
(6) Retail ceiling price.

If any part of the required marking has not been performed by the manufacturer it must be supplied by the retailer.

(b) *Marking required of manufacturers.* Every manufacturer is forbidden to deliver any cotton flannel shirt which does not contain all the markings listed in the preceding paragraph, except the retail ceiling price. The manufacturer must supply the retail ceiling price by one of the two following methods:

(1) *Attaching to the garment.* The manufacturer may attach the retail ceiling price to the garment itself.

(2) *Supplying a list.* If the manufacturer does not attach the retail ceiling price to the garment, he must supply each retail purchaser with a list of retail ceiling prices for shirts supplied by him. If the garments are distributed through wholesalers, the manufacturer must supply the wholesaler who must in turn supply each retailer. This list must be forwarded by the manufacturer or wholesaler not later than the first invoicing or billing of any garment, or before October 1, 1943 (whichever is later). The manufacturer and wholesaler must keep this list up to date thereafter by sending supplemental lists to each customer at the time of shipment of any new garments subsequently sold to him, or if the manufacturer's or wholesaler's net ceiling price is changed, by sending corrected lists with the first garments shipped after the price changes have been effective. The list must be in substantially the following form:

[Above paragraph amended by Am. 1, 10 F.R. 5039, effective 5–9–45]

RETAIL CEILING PRICE LIST

AS REQUIRED BY THE OFFICE OF PRICE ADMINISTRATION

[Ceiling prices for ABC Company cotton flannel shirts[1]—for shirts bought from manufacturers at Class II prices][2]

Garment, fabric, weight and shrinkage	East and Central[3]	Mountain and Pacific[3]
Lot 333 Men's Plaid, 3 yd. sanforized	$1.91	$1.94
Lot 337 Men's Plaid, 7 oz. unshrunk	1.96	1.99
Lot 431 Men's Suede finish, tan or gray, 3 yd. unshrunk	1.84	1.87
Lot 1000 Men's Moleskin finish, 1.83 yd., unshrunk	2.41	2.44

[1] The garments may be identified by trademark, by manufacturer's or distributor's name, or by manufacturer's registration number.
[2] In appropriate cases, the list would be entitled "for shirts bought from wholesalers", or "for shirts bought from manufacturers at Class I prices."
[3] Separate price lists may be prepared, at the manufacturer's option, for different regions.

NOTICE: Each shirt must be marked with the ceiling price. Shirts must not be sold above the ceiling price, but may be sold for less. This list must be promptly displayed to any person on request during regular business hours.

[Prices amended by Am. 4, effective 6–17–46]

(c) *Elements of marking.* The elements required to be marked are explained in this paragraph.

(1) *Identification of manufacturer or distributor.* Each garment must be marked with one of the following types of identification:

(i) The name of the manufacturer, or of the retail or wholesale distributor of the garment; or

(ii) A trademark registered with the U. S. Patent Office; or

(iii) A registration number which has been assigned to the manufacurer by the OPA.

Registration numbers may be obtained on request from the Textile, Leather and Apparel Price Division of the Office of Price Administration, Washington 25, D. C.

(2) *Lot number.* The lot number must be a different number for each garment having a different manufacturer's ceiling price.

(3) *Shrinkage.* If the garment is made of a "shrunk" fabric, this must be indicated by the words "pre-shrunk", "sanforized" or other words of like effect, together with the qualifying statements required by the Fair Trade Practice Rules for Shrinkage of Cotton Fabrics[1] issued by the Federal Trade Commission. If the fabric is not shrunk, the garment must be marked "unshrunk" or "allow for shrinkage".

(4) *Weight of fabric.* This must be given in accordance with the market designation of the fabric before shrinkage treatment, prorated to a 36" width basis. It may be stated either in yards per pound or in ounces per yard, to the nearest quarter ounce. For example, "3 yards per lb." or "5¼ oz. per yd."; "2.28 yds. per lb." or "7 oz. per yd."

(5) *Defects, if any.* If the garment is a "second" or "imperfect," it must be so marked on the neckband label.

(6) *Ceiling price.* This must be no higher than the correct ceiling price for the circumstances in which the garment is offered for sale at retail.

(d) *Manner of marking.* The required markings may be in one or more parts, and may be accompanied by other information, but all portions must be clearly visible to the purchaser. Markings required by this section must be attached by stitching, adhesive, pins or staples, except where some other method is specifically authorized.

EXAMPLES OF MARKING

(1) Label in separate parts; shirt purchased at manufacturer's Class II price, and offered for retail sale in East and Central region.

(First part—on neckband)

The ABC Company
Pre-shrunk
Will not shrink over 1%
Size 15
Lot 333 5¼ oz. per yd.

(Second part—on breast pocket)

Ceiling $1.85

[Price amended by Am. 4, effective 6–17–46]

[1] 3 F.R. 1583.

(2) Label in one part; shirt bought at manufacturer's Class I price, and retailed in all regions.

XXX Brand
Lot 904
Size 15 Allow for shrinkage
Wt.—3 yds. per lb.
Ceiling $1.45
Denver West, $1.48

[Subparagraph (2) amended by Am. 1, 10 F.R. 5039, effective 5–9–45 and Am. 3, 10 F.R. 14339, effective 11–21–45. Prices amended by Am. 4, effective 6–17–46]

(e) *Exemptions from marking.* The marking requirements of this section are modified by the exemptions stated in this paragraph.

(1) *"Carry-over stock" made before January 25, 1943.* "Carry-over stock," as defined in section 2 (e), which was put into process before January 25, 1943, does not have to be marked with any of the information required by this section, provided it is marked "made before 1–25–43". This marking may be made by button tag, string tag, or similar device, instead of by stitching, adhesive, pins or staples, and must be clearly visible to the consumer.

(2) *Shirts made before February 22, 1943.* Manufacturers are not required to mark shirts which were put into process before February 22, 1943, with fabric weight and shrinkage. But retailers must mark all shirts except "carry-over stock" with this information, which they may obtain on request from the manufacturer or wholesaler.

(3) *Shirts made before October 1, 1943.* Manufacturers and retailers are not required to mark shirts which were put into process before October 1, 1943, with an identification of the manufacturer or distributor, or with a lot number. But if shirts have been so marked, these markings must not be removed before sale to the ultimate consumer.

(4) *Shirts sold by mail order establishments.* In the case of sales at retail of cotton flannel shirts which are based on orders received by mail pursuant to a mail order catalog, the retail seller need not mark each garment with the retail ceiling price, as required in section 7 (a) (6), if he forwards with the garment a sales memorandum stating the retail purchase price (not exceeding the ceiling price).

[Subparagraph (4) added by Am. 1, 10 F.R. 5039, effective 5–9–45]

SEC. 8. *Disclosure*—(a) *Description of goods.* Any person who has sold for resale any specified utility shirts may be required to supply any subsequent buyer with any information needed by him for the marking and pricing of these shirts. This information must be furnished in writing promptly upon receipt of a written request from the buyer. Unless he has reason to believe it is erroneous, the buyer may rely on the information so furnished with respect to the finish, weight and shrinkage of the fabric, the kind of factory in which the garment was made, the date on which it was put into process, and the supplier's ceiling price. If the buyer does have reason to believe the information is erroneous, he may nevertheless act on it, providing he immediately sends to a district or state office of the Office of Price Administration a statement of the circumstances and a request for a determination of the facts.

(b) *Sales slips and receipts.* Any seller who has customarily given a purchaser a sales slip, receipt or similar evidence of purchase must continue to do so. Upon request from a purchaser any seller, regardless of previous custom, must give the purchaser a receipt showing the date, the name and address of the seller, the type of garment sold, and the price received for it.

(c) *Retail ceiling price list.* Any retailer who has received from his supplier a "retail ceiling price list" must display it promptly to any person who requests to see it during regular business hours. If the retailer sells through more than one department or selling establishment, a copy of the list must be made available in each separate unit where cotton flannel shirts are sold.

(d) *Invoices.* Every manufacturer selling cotton flannel shirts, and every person selling cotton flannel shirts at wholesale, must give the purchaser an invoice showing the lot number of the garment sold, and the price charged.

SEC. 9. *Records and reports*—(a) *Records to be kept by retailers.* Every person who sells shirts covered by this regulation at retail must keep the following records, and make them available on request, to the Office of Price Administration:

(1) Invoices and other documents received by the seller showing costs, descriptions and sources of shirts sold by him.

(2) Such records as he has customarily kept showing prices charged by him for shirts sold at retail.

(b) *Records to be kept and filed by persons selling at wholesale.* Every person who sells shirts covered by this regulation at wholesale must keep the following records, and make them available on request to the Office of Price Administration:

(1) Invoices and other documents received by the seller showing costs, descriptions and sources of shirts sold by him.

(2) Copies of invoices and other documents showing prices and identification by name, trademark, lot number, etc., of shirts sold by him at wholesale.

Moreover, every person who wishes to qualify as a "wholesaler" under section 3 (a) (1), but was not such a wholesaler in 1942, must file a statement before making any sales at wholesalers' prices. This statement must be filed with the Office of Price Administration (Textiles, Leather and Apparel Price Division), Washington 25, D. C. It must give the name and address of the wholesaler, and the date on which he commenced business as a whosesaler.

(c) *Records to be prepared, kept and filed by manufacturers.* This paragraph tells what records must be prepared and kept, and what statements filed by manufacturers. Statements required by this paragraph must be filed with the Textiles, Leather and Apparel Price Division of the Office of Price Administration, Washington 25, D. C.

(1) *Price list.* Every manufacturer of cotton flannel shirts must prepare a list of all numbers of cotton flannel shirts which he delivers or has delivered on or after January 25, 1943. This list must show the lot numbers of all shirts and, following each lot number, the finish, color or pattern, weight and shrinkage of the fabric, the size range in which the shirt is offered, and the manufacturer's ceiling price or prices. If this number is sold at Class I prices, the list must show whether it is sold to retailers or to wholesalers or to both. This record must be prepared on or before October 1, 1943 and must be kept up to date thereafter by adding any new numbers, or any changes in the description of old numbers. This list must be kept and made available on request to the Office of Price Administration, but does not need to be filed.

(2) *Records and statement of wholesale percentage.* Every manufacturer of cotton flannel shirts (excepting manufacturers who make only men's shirts in group B factories) must keep the records and work sheets from which he found his "wholesale percentage" as provided in section 4 (b) (1). These records must include a list showing what price the manufacturer took as his "wholesale price" for each number delivered during 1941; or, if he did not have a "wholesale price," the lowest figure at which he delivered each lot number during that year. The list must also specify, as accurately as available information permits, the fabric from which each lot number was made, and the type of shirt (that is, men's regular, men's in-and-outer, etc.). The records required by this subparagraph must be prepared on or before October 1, 1943, and thereafter must be kept and made available on request to the Office of Price Administration. Further, the manufacturer must file on or before October 1, 1943, a statement showing the total number of dozens of cotton flannel shirts delivered by him in 1941, the number delivered at wholesale prices, and the number delivered at higher prices.

(3) *Statement to be filed by Group B factories.* Every person who wishes to qualify as a manufacturer of men's shirts made in a group B factory, as defined in section 4 (c) (3), must file a statement showing:

(i) Total wages paid to sewing operators during last pay-roll period in March 1942, and the "make-up" required by law or by wage agreement, excluding payments for overtime and payments to learners;

(ii) The total number of hours worked by sewing operators employed during the last pay-roll period in March 1942;

(iii) The fixed amount or percent of any unconditional wage rate increase required by an agreement entered into on or before April 27, 1942, and the date of this agreement;

(iv) The calculation of the factory's "base period average hourly sewing wage", according to section 4 (c) (1);

(v) The names, trade-marks or other identifying marks under which he will sell the shirts made by him in group B factories.

(4) [Deleted.]

[Subparagraph (4) deleted by Am. 4, effective 6–17–46]

SEC. 10. *Excessive prices forbidden.* On and after September 10, 1943, the following practices are forbidden, regardless of any contract or other obligation:

(a) *Charging more than ceiling price.* Every person is forbidden to sell or deliver any specified utility shirt at a price higher than the ceiling price set by this regulation. Lower prices may, of course, be charged.

(b) *Buying for more than ceiling price.* Every person is forbidden to buy or receive any specified utility shirt, in the course of trade or business, at a price higher than the ceiling price set by this regulation.

(c) *Combination sales.* Every person is forbidden to require any purchaser to buy or agree to buy any other article, service, package or wrapper in connection with a sale or delivery of any specified utility shirt. But any seller at wholesale or manufacturer may refuse to sell less than a minimum quantity of any one style number, if this minimum has been customary in the trade.

(d) *Indirect price increases.* Every person is forbidden to do any other act which directly or indirectly increases above the ceiling price the consideration paid by the purchaser for any specified utility shirt. Any practice which is a device to secure the effect of a higher-than-ceiling price is as much a violation as an outright raising of the ceiling price. This applies to devices making use of commissions, services, transportation arrangements, premiums, discounts, special privileges, tying agreements, trade understandings and all similar practices.

(e) *Indirect violations.* Every person is forbidden to offer, attempt or agree to do any of the acts forbidden by this section.

(f) *Stating prices above the ceiling price.* Every person is forbidden to state a gross price above the ceiling price, except where the seller customarily allows a percentage discount on all sales to one or more classes of customers. To customers of these classes, a seller may state a price which gives the net ceiling price after deducting the percentage discount. Wherever such a gross price is stated, the seller must also state expressly the discount allowed, the net ceiling price and the retail ceiling price. The amount actually collected or paid must never exceed the net ceiling price.

Example: M. Company customarily grants terms of 3/10 E. O. M. to all its retail customers. In selling a shirt with a ceiling of $11.08, it may prepare the invoice as follows:

Terms: 3/10 E. O. M.

Lot No.	Quantity	Description	Price	Amount
888	20	Boy's flannel shirt. Net ceiling price $11.08. Retail ceiling price $1.40	$11.42	$228.40

SEC. 11. *Adjustable pricing agreements.* Adjustable pricing agreements may be entered into notwithstanding the provisions of section 10, to the extent permitted by this paragraph.

(a) *When regulation fixes a ceiling price.* In cases where this regulation fixes a ceiling price, any person may agree to sell at that ceiling price, subject

to an agreement with the buyer to charge a higher price if it becomes the legal ceiling price by the time delivery is made. But unless authorized by the Office of Price Administration, a person must not deliver or agree to deliver at a price which may be adjusted upward in accordance with action taken by the Office of Price Administration after delivery. This authorization may be given by the Administrator or by any official of the Office of Price Administration to whom the power to grant such authorization has been delegated, and will be given by order, except that it may be given by letter or amendment when an application for authorization of an individual ceiling price is pending. The authorzation will be given only where:

(1) A request for the fixing or changing of a ceiling price has been filed; and

(2) The authorization is necessary to promote distribution or production, and

(3) It will not interfere with the purposes of the Emergency Price Control Act of 1942, as amended.

(b) *Where the regulation does not fix a price.* In cases where a ceiling price is not fixed by the regulation, a person must not make any delivery until a price has been fixed by authorization or amendment, and must not make any contract of sale unless the price is expressly subject to adjustment in accordance with any action which may be taken by the Office of Price Administration. However, shirts which are not priced in the table can generally be priced under some other provision of the regulation, such as those relating to "carry-over stock" (section 4 (e)), to extra sizes, slims, seconds and imperfects (section 4 (f)) or to shirts made of fabrics of odd weight or finish (section 5 (a)).

(c) [Revoked]

[Paragraph (c) added by Am. 2, 10 F.R. 11149, effective 9-12-45 and revoked by Am. 3, 10 F.R. 14339, effective 11-21-45]

SEC. 12. *Licensing and enforcement*—(a) *Licensing.* The provisions of Licensing Order No. 1,[4] licensing all persons who make sales under price control, are applicable to all sellers subject to this regulation or schedule. A seller's license may be suspended for violations of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

[Paragraphs (a) amended and (b) deleted by Supplementary Order 72, 8 F.R. 13244, effective 10-1-43]

(b) [Deleted]

(c) *Penalties.* Any person who violates any provision of this regulation is subject to the criminal penalties, civil enforcement actions, suits for treble damages and proceedings for suspension of licenses provided by the Emergency Price Control Act of 1942, as amended.

SEC. 13. *Relation to other regulations*—(a) *Regulations superseded.* The coverage of Revised Maximum Price Regulation 304 is stated in section 1. Where this regulation applies, it supersedes the provisions of the following regulations (except as otherwise specifically provided in section 4 (e)).

(1) General Maximum Price Regulation.[5]

(2) Section 3.5 of Revised Supplementary Regulation No. 14 (now sec. 1.1 of SR 14E) (formerly § 1499.73 (a) (37) of Amendment 49 to Supplementary Regulation 14).

(3) Maximum Price Regulation 157[6]—Sales and Fabrication of Textiles, Apparel and Related Articles for Military Purposes.

(4) Maximum Price Regulation 208[7]—Staple Work Clothing.

(5) Maximum Price Regulation 210.[8]—Retail and Wholesale Prices for Fall and Winter Seasonal Commodities.

(b) *Contractors' Services.* This regulation does not apply to charges for contractors' services, which are governed by Maximum Price Regulation 172[9]—Charges of Contractors in the Apparel Industry. "Contractor" is defined in § 1389.52 of that regulation.

(c) *Export sales.* This regulation does not apply to export sales, which are governed by the Second Revised Maximum Export Price Regulation.[10]

(d) *Import sales.* The provisions of this regulation do not apply to deliveries made from points outside the 48 states and the District of Columbia. Such sales and deliveries are governed by the provisions of The General Maximum Price Regulation, and especially Revised Maximum Import Price Regulation.[11] This regulation does, however, apply to domestic sales, whether or not the articles sold were originally imported.

(e) *"Dress and sport shirts."* This regulation does not apply to boys' cotton flannel shirts made in "dress and sport shirt factories," as defined in section 4 (d) (1). Sales of such shirts are governed by Maximum Price Regulation 605—Manufacturers' Prices for Shirts, Shorts, Pajamas and Related Items.

[Paragraph (e) added by Am. 4, effective 6-17-46]

SEC. 14. *How this regulation may be amended.* (a) Any person who seeks a modification of any provision of this regulation may file a petition for an amendment of general applicability in accordance with Revised Procedural Regulation No. 1 [12] issued by the Office of Price Administration.

(b) Pending an amendment, a person must not sell or deliver shirts at prices other than those fixed in the regulation, except in accordance with the provisions of section 11 ("Adjustable pricing agreements").

[4] 8 F.R. 13240.

[5] 9 F.R. 1385, 5169, 6106, 8150, 10193, 11274.

[6] 7 F.R. 4273, 4541, 4618, 5180, 5716, 6004, 6424, 8048; 8 F.R. 3948, 7507.

[7] 7 F.R. 6649, 8940, 8948, 10015; 8 F.R. 4887.

[8] 7 F.R. 6789, 7318, 7173, 7912, 8651, 8930, 8937, 8948, 9614, 10109; 8 F.R. 973, 6359.

[9] 7 F.R. 4882, 6684, 8351, 8948, 10864; 8 F.R. 8063.

[10] 8 F.R. 4132, 5987, 7662, 9998, 15193; 9 F.R. 1036, 6435, 5923, 7201, 9835, 11273, 12919, 14436; 10 F.R. 863, 923, 2432, 6590, 8746, 8611, 9586, 10029, 15348; 11 F.R. 1297.

[11] 11 F.R. 2827, 5071.

[12] 9 F.R. 10476, 13715; 10 F.R. 11295.

SEC. 15. *Explanations and definitions of terms*—(a) *Kinds of fabric*—(1) *Shrinkage of fabric.* A fabric is "shrunk" if the residual shrinkage does not exceed 2%, measured by the test for shrinkage of cotton fabrics described in Commercial Standard CS 39-41, issued by the National Bureau of Standards. Any fabric which is not "shrunk" is "unshrunk" or "mill finish."

(2) *Weight of fabric* is measured in yards per pound, or in ounces per yard (to the nearest quarter-ounce), according to the market designation of the fabric before shrinkage treatment.

(b) *Kinds of shirts.* (1) "Regular shirts" are shirts with tails, designed to be worn inside the trousers.

(2) "In-and-outer shirts" are shirts without tails, designed to be worn either inside or outside the trousers.

(3) "Slims" are regular shirts with extra length in front, back and sleeves, according to the practice customarily followed by the manufacturer in 1941 with respect to garments so designated.

(4) "Seconds" and "imperfects" are shirts containing defects which the manufacturer customarily graded as such during 1941.

(5) "Extra sizes" are men's sizes 17½ to 20, inclusive.

(c) *Standard cotton flannel shirts.* Cotton flannel shirts are considered "standard" when they conform to the minimum specifications set forth in this paragraph, which have been in general use in the industry. Shirts which do not conform to these standards may be priced by application to the Office of Price Administration as provided in section 5 (b).

(1) *Minimum stitches per inch.* 12 on hems, 14 on seams and joinings, for boys' in-and-outers made in dress and sport shirt factories.

10 on hems, seams and joinings on all other shirts.

(2) *Tails on "regular" shirts.* Square type, not abnormally sloped or "fish-tailed."

(3) *Yardage and dimensions.* "Standard" shirts must conform to the following minimum standards in yardage or dimensions. Where minimum yardages are required this refers to the average yardage consumed per dozen shirts throughout the size range during any six months' period.

	Yards per dozen
Men's regular shirts made from unshrunk fabrics	29
Men's regular shirts made from shrunk fabrics	28
Men's in-and-outers made from unshrunk fabrics	28
Men's in-and-outers made from shrunk fabrics	27
Boys' regular shirts, all fabrics	20½
Boys' in-and-outer shirts made from unshrunk fabrics	17¾
Boys' in-and-outer shirts made from shrunk fabrics	17½

(4) *Size ranges.* "Standard" shirts must be offered in the following size ranges, except where one or more sizes in the range is indicated as "optional." In those cases, the optional sizes may be offered or not, at the seller's choice. A seller who stocks the full range is not, of course, required to keep it complete at all times.

Type of shirt:	*Range of sizes (all figures inclusive)*
Men's regular shirts	14½-17.
Men's extra sizes	17½-20.
Men's in-and-outer shirts	Small, medium and large.
Boys' regular shirts	6-12 (even sizes) and 12½-14 (half sizes); size 4 optional.
Boys' in-and-outer shirts	6-18 (even sizes), size 4 optional, or small, medium and large.

[1] All sizes optional.

[Subparagraphs (3) and (4) amended by Am. 4, effective 6-17-46]

[Paragraph (c), formerly (d), redesignated by Am. 4, effective 6-17-46. Former paragraph (c) deleted by Am. 4]

TABLE II—BOYS' REGULAR SHIRTS
(Sizes 6 to 14; size 4 optional)

Column 1	Column 2	Column 3	Column 4	Column 5	Column 6
Fabric finish	Color or pattern	Weight in yards per pound or ounces per yard	Shrinkage-shrunk or unshrunk	Class I ceiling	Class II ceiling
Flannel	Plaid	4.50 (3½ oz.)	Unshrunk	$8.44	$8.97
	do	3.50 (4½ oz.)	do	9.36	10.21
	do	3.00 (5¼ oz.)	do	10.55	11.51
	do	3.00 (5¼ oz.)	Shrunk	11.93½	12.83
	do	2.28 (7 oz.)	Unshrunk	12.10	12.97½
Woven domet	Plain	4.30 (3¾ oz.)	Shrunk	13.81	14.80
Suede	Tan or gray	3.00 (5¼ oz.)	Unshrunk	8.33	9.11
	do		Shrunk	11.35	12.14½

TABLE III—BOYS' IN-AND-OUTERS

Column 1	Column 2	Column 3	Column 4	Column 5	Column 6
Fabric finish	Color or pattern	Weight in yards per pound or ounces per yard	Shrinkage	Made in work shirt fabrics (sizes 6 to 18, 4 optional) or small, medium and large	
				Class I ceiling	Class II ceiling
Flannel	Plaid	4.75 (3¼ oz.)	Unshrunk	$7.73½	$8.25
	do	4.50 (3½ oz.)	do	8.42½	8.99
	do	3.50 (4½ oz.)	do	9.34	10.02½
	do	3.00 (5¼ oz.)	do	9.89½	10.55
	do	3.00 (5¼ oz.)	Shrunk	10.97½	11.78½
	do	2.28 (7 oz.)	Unshrunk	11.12	11.94
	do	2.28 (7 oz.)	Shrunk	12.54	13.47½

[Tables 1, 2 and 3 amended by Am. 1, 10 F.R. 5039, effective 5-9-45, Am. 3, 10 F.R. 14339, effective 11-21-45 and Am. 4, effective 6-17-46]

TABLE IV [Deleted]

[Table IV deleted by Am. 4, effective 6-17-46]

APPENDIX B—TABLES OF WHOLESALE CEILING PRICES

INSTRUCTIONS

1. In using the following tables you must bear in mind the rules for wholesale pricing in section 3. Notice especially that these prices apply only to "regular sales", not to "special sales."

2. Prices are stated per dozen garments, *f. o. b.* seller's place of business. If his place of business is in the East and Central region, he uses column 5; if his place of business is in the Mountain and Pacific region, he uses column 6. These different regions are explained in section 1 (e).

[Above paragraph amended by Am. 4, effective 6-17-46]

3. Terms for sales at wholesale are net 30 days. If the seller wishes, he may extend more favorable terms, or allow discounts from ceiling prices, or anticipation. A seller who wishes to allow less than 20 days may do so, but the ceiling price must then be discounted at the rate of 6% per annum for each day under 30 within which payment is required. For example, if the terms are "net 10 days," the ceiling price must be discounted ⅓ of 1%.

4. Prices are stated in the tables for manufacturers in the East and Central region. Ceiling prices for manufacturers in the Mountain and Pacific region are 25¢ per dozen higher, except that men's shirts made in Group B factories have the same ceiling price for all manufacturers, wherever located. These different regions are explained in section 1 (e).

MANUFACTURERS' CEILING PRICES

TABLE I—MEN'S SHIRTS

(Regular shirts—sizes 14½-17; in-and-outers—small, medium, and large)

Column 1	Column 2	Column 3	Column 4	Column 5	Column 6	Column 7	Column 8
Fabric finish	Color or pattern	Weight in yards per pound or ounces per yard	Shrinkage—Shrunk or unshrunk	Shirts made in group A factories		Shirts made in group B factories—transportation charges prepaid	
				Class I ceiling	Class II ceiling		
Flannel	Plaid	3.50 (4½ oz.)	Unshrunk	$12.13	$12.87	$15.79	$16.75
	do	3.00 (5¼ oz.)	do	12.92	13.70½	16.81	17.77
	do	3.00 (5¼ oz.)	Shrunk	14.94	15.84½	18.89	20.03
	do	2.66 (6 oz.)	do	15.38½	16.31½	20.39	21.62
	do	2.28 (7 oz.)	Unshrunk	17.71	18.93½	22.41	23.95
	do	2.28 (7 oz.)	Shrunk	18.78	20.03½	22.75	24.27
Woven domet	Plain	4.30 (3¾ oz.)	Unshrunk	10.67	11.32½	13.49	14.30
Twill domet	do	3.00 (5¼ oz.)	do	11.72	12.39½	16.39	17.39
	do	3.00 (5¼ oz.)	Shrunk	13.84	14.73½	17.45	18.49
	do	2.60 (6¾ oz.)	Unshrunk	14.56	15.53½	18.95½	20.09
	do	2.28 (7 oz.)	Shrunk	17.22½	17.92½	21.67	22.97
Suede	Tan or gray	3.45 (4¾ oz.)	Unshrunk	14.88	15.87½	19.19½	20.35
	do	3.00 (5¼ oz.)	do	13.53	14.39½	16.09	17.05½
	do	3.00 (5¼ oz.)	Shrunk	13.87	14.91	18.49	19.60
	Navy	3.00 (5¼ oz.)	do	14.47	15.53½	17.39	18.43½
	Printed	3.00 (5¼ oz.)	do	13.53	14.39½	19.79	20.98
	do	3.00 (5¼ oz.)	Unshrunk	15.73½	17.01½	19.79	20.98
	do	3.00 (5¼ oz.)	Shrunk	15.73½	16.89½	20.35	21.57
D.N. suede	All colors	2.33 (6¾ oz.) (10.7-50")	do	16.50½	17.49½	22.67	24.03
	do	2.00 (8 oz.)	do	18.72	19.47½	23.40	24.81
	Tan or gray	2.00 (8 oz.)	do	20.19	21.19	26.01	27.57
	Navy	1.69 (10 oz.)	do	21.16½	22.72	27.77	29.44
Moleskin	All colors	1.83 (8¾ oz.) (11.32-50")	do	17.02	18.49½	22.41	23.75
	do	1.68 (9½ oz.)	do	19.46	20.91	26.21	27.78

WHOLESALERS' CEILING PRICES—ALL REGIONS

TABLE I—MEN'S SHIRTS

(Regular shirts—sizes 14½–17; in-and-outers—small, medium and large)

Column 1	Column 2	Column 3	Column 4	Column 5	Column 6
Fabric finish	Color or pattern	Weight in yards per pound or ounces per yard	Shrinkage	Shirts made in group A factories	
				East and Central	Mountain and Pacific
Flannel	Plaid	3.50 (4½ oz.)	Unshrunk	$14.36	$14.61
	do	3.00 (5¼ oz.)	do	15.29	15.54
	do	3.00 (5¼ oz.)	Shrunk	17.64	17.89
	do	2.66 (6 oz.)	do	18.91	19.16
	do	2.28 (7 oz.)	Unshrunk	18.21	18.46
	do	2.28 (7 oz.)	Shrunk	20.96	21.21
	do	1.85 (8¾ oz.)	do	22.22	22.47
Woven domet	Plain	4.20 (3¾ oz.)	Unshrunk	11.92	12.17
Twill domet	do	3.00 (5¼ oz.)	do	15.08	15.33
	do	3.00 (5¼ oz.)	Shrunk	17.19	17.44
	do	2.40 (6¾ oz.)	Unshrunk	16.38	16.63
	do	2.28 (7 oz.)	do	17.23	17.48
	do	2.28 (7 oz.)	Shrunk	20.38	20.63
	do	2.00 (8 oz.)	Unshrunk	17.61	17.86
Suede	Tan or gray	3.45 (4¾ oz.)	do	14.62	14.87
	do	3.00 (5¼ oz.)	do	16.41	16.66
	Navy	3.00 (5¼ oz.)	do	17.12	17.37
	Printed	3.50 (4½ oz.)	do	16.01	16.26
	do	3.45 (4¾ oz.)	Shrunk	18.62	18.87
	do	3.00 (5¼ oz.)	Unshrunk	18.01	18.26
	do	3.00 (5¼ oz.)	Shrunk	19.60	19.85
	do	2.00 (8 oz.)	Unshrunk	22.21	22.46
D. N. suede	All colors	2.33 (6¾ oz.) (10.7–56")	do	21.37	21.62
	Tan or gray	2.00 (8 oz.)	do	22.15	22.40
	do	1.60 (10 oz.)	do	24.92	25.17
	Navy	1.60 (10 oz.)	do	26.79	27.04
Moleskin	All colors	1.83 (8¾ oz.) (1.32–50")	do	20.85	21.10
	do	1.68 (9½ oz.)	do	25.09	25.34

TABLE II—BOYS' REGULAR SHIRTS

(Sizes 6–14; 4 optional)

Column 1	Column 2	Column 3	Column 4	Column 5	Column 6
Fabric finish	Color or pattern	Weight in yards per pound or ounces per yard	Shrinkage	Shirts made in group A factories	
				East and Central	Mountain and Pacific
Flannel	Plaid	4.50 (3½ oz.)	Unshrunk	$ 9.99	$10.24
	do	3.50 (4½ oz.)	do	11.81	12.06
	do	3.00 (5¼ oz.)	do	12.49	12.74
	do	3.00 (5¼ oz.)	Shrunk	14.12	14.37
	do	2.28 (7 oz.)	Unshrunk	14.32	14.57
	do	2.28 (7 oz.)	Shrunk	16.34	16.59
Woven domet	Plain	4.20 (3¾ oz.)	Unshrunk	10.09	10.34
Suede	Tan or gray	3.00 (5¼ oz.)	do	13.43	13.68

TABLE III—BOYS' IN-AND-OUTERS

Column 1	Column 2	Column 3	Column 4	Column 5	Column 6
Fabric finish	Color or pattern	Weight in yards per pound or ounces per yard	Shrinkage	Made in work shirt factories, sizes 6–18 (4 optional) or small; medium and large	
				East and Central	Mountain and Pacific
Flannel	Plaid	4.75 (3½ oz.)	Unshrunk	$9.18	$ 9.43
	do	4.50 (3½ oz.)	do	9.37	9.62
	do	3.50 (4½ oz.)	do	11.06	11.31
	do	3.00 (5¼ oz.)	do	11.71	11.96
	do	3.00 (5¼ oz.)	Shrunk	12.99	13.24
	do	2.28 (7 oz.)	Unshrunk	13.16	13.41
	do	2.28 (7 oz.)	Shrunk	14.84	15.09

[Tables 1, 2 and 3 amended by Am. 1, 10 F.R. 5039, effective 5–9–45, Am. 3, 10 F.R. 14339, effective 11–21–45 and Am. 4, effective 6–17–46]

Table IV [Deleted]

[Table IV deleted by Am. 4, effective 6–17–46]

APPENDIX C—TABLES OF RETAIL CEILING PRICES

INSTRUCTIONS

(1) Retail ceilings for cotton flannel shirts are listed in Tables I, II and III. For shirts purchased from Group A factories or from wholesalers, retail ceilings on cotton suede and cotton moleskin shirts are found in Table I, and those on cotton plaid and cotton domet shirts are found in Table II. For shirts purchased from Group B factories, retail ceilings on all shirts are found in Table III. In each table, the ceiling is given according to your supplier's net ceiling price. This price must be found according to the rules in section 2 (b). Read this section before using the tables.

(2) When you have found your supplier's net ceiling price, look in Column 1 of the appropriate table for the bracket in which this price belongs. Then look at the figure opposite in Column 2; that is your ceiling price per garment.

For example, suppose you buy a 3.00 yard unshrunk plaid flannel shirt from a manufacturer at $12.92 (the Group A manufacturer's Class I ceiling). The heading to Table II states that your ceiling is determined under that table. Follow down Column 1 in Table II until you find the bracket $12.76–$12.95+. Opposite these figures, in Column 2, you find the retail ceiling of $1.45 ($12.95+ includes any fractional cent over $12.95).

[Instructions amended by Am. 4, effective 6–17–46]

TABLE I—RETAIL CEILING PRICES FOR COTTON-SUEDE AND COTTON MOLESKIN SHIRTS (EXCEPT WHEN PURCHASED FROM GROUP B FACTORIES)

Column 1	*Column 2*
Supplier's ceiling price (per dozen)	*Retail ceiling price (per garment)*
$7.00–$7.08+	$0.85
$7.09–$7.16+	.86
$7.17–$7.24+	.87
$7.25–$7.32+	.88
$7.33–$7.40+	.89
$7.41–$7.47+	.90
$7.48–$7.55+	.91
$7.56–$7.63+	.92
$7.64–$7.71+	.93
$7.72–$7.79+	.94
$7.80–$7.87+	.95
$7.88–$7.95+	.96
$7.96–$8.03+	.97
$8.04–$8.11+	.98
$8.12–$8.19+	.99
$8.20–$8.27+	1.00
$8.28–$8.35+	1.01
$8.36–$8.43+	1.02
$8.44–$8.50+	1.03
$8.51–$8.58+	1.04
$8.59–$8.66+	1.05
$8.67–$8.74+	1.06
$8.75–$8.82+	1.07
$8.83–$8.90+	1.08
$8.91–$8.98+	1.09
$8.99–$9.06+	1.10
$9.07–$9.14+	1.11
$9.15–$9.22+	1.12
$9.23–$9.30+	1.13
$9.31–$9.38+	1.14
$9.39–$9.45+	1.15
$9.46–$9.53+	1.16
$9.54–$9.61+	1.17
$9.62–$9.69+	1.18

TABLE I—Continued

Column 1	*Column 2*
Supplier's ceiling price (per dozen)	*Retail ceiling price (per garment)*
$9.70–$9.77+	$1.19
$9.78–$9.85+	1.20
$9.86–$9.93+	1.21
$9.94–$10.01+	1.22
$10.02–$10.09+	1.23
$10.10–$10.17+	1.24
$10.18–$10.25+	1.25
$10.26–$10.33+	1.26
$10.34–$10.41+	1.27
$10.42–$10.48+	1.28
$10.49–$10.56+	1.29
$10.57–$10.64+	1.30
$10.65–$10.72+	1.31
$10.73–$10.80+	1.32
$10.81–$10.88+	1.33
$10.89–$10.96+	1.34
$10.97–$11.04+	1.35
$11.05–$11.12+	1.36
$11.13–$11.20+	1.37
$11.21–$11.28+	1.38
$11.29–$11.36+	1.39
$11.37–$11.43+	1.40
$11.44–$11.51+	1.41
$11.52–$11.59+	1.42
$11.60–$11.67+	1.43
$11.68–$11.75+	1.44
$11.76–$11.83+	1.45
$11.84–$11.91+	1.46
$11.92–$11.99+	1.47
$12.00–$12.07+	1.48
$12.08–$12.15+	1.49
$12.16–$12.23+	1.50
$12.24–$12.31+	1.51
$12.32–$12.39+	1.52
$12.40–$12.46+	1.53
$12.47–$12.54+	1.54
$12.55–$12.62+	1.55
$12.63–$12.70+	1.56
$12.71–$12.78+	1.57
$12.79–$12.86+	1.58
$12.87–$12.94+	1.59
$12.95–$13.02+	1.60
$13.03–$13.10+	1.61
$13.11–$13.18+	1.62
$13.19–$13.26+	1.63
$13.27–$13.34+	1.64
$13.35–$13.41+	1.65
$13.42–$13.49+	1.66
$13.50–$13.57+	1.67
$13.58–$13.65+	1.68
$13.66–$13.73+	1.69
$13.74–$13.81+	1.70
$13.82–$13.89+	1.71
$13.90–$13.97+	1.72
$13.98–$14.05+	1.73
$14.06–$14.13+	1.74
$14.14–$14.21+	1.75
$14.22–$14.29+	1.76
$14.30–$14.37+	1.77
$14.38–$14.44+	1.78
$14.45–$14.52+	1.79
$14.53–$14.60+	1.80
$14.61–$14.68+	1.81
$14.69–$14.76+	1.82
$14.77–$14.84+	1.83
$14.85–$14.92+	1.84
$14.93–$15.00+	1.85
$15.01–$15.08+	1.86
$15.09–$15.16+	1.87
$15.17–$15.24+	1.88
$15.25–$15.32+	1.89
$15.33–$15.39+	1.90
$15.40–$15.47+	1.91
$15.48–$15.55+	1.92
$15.56–$15.63+	1.93
$15.64–$15.71+	1.94
$15.72–$15.79+	1.95
$15.80–$15.87+	1.96
$15.88–$15.95+	1.97
$15.96–$16.03+	1.98
$16.04–$16.11+	1.99
$16.12–$16.19+	2.00
$16.20–$16.27+	2.01
$16.28–$16.35+	2.02
$16.36–$16.42+	2.03
$16.43–$16.50+	2.04

TABLE I—Continued

Column 1	*Column 2*
Supplier's ceiling price (per dozen)	*Retail ceiling price (per garment)*
$16.51–$16.58+	$2.05
$16.59–$16.66+	2.06
$16.67–$16.74+	2.07
$16.75–$16.82+	2.08
$16.83–$16.90+	2.09
$16.91–$16.98+	2.10
$16.99–$17.06+	2.11
$17.07–$17.14+	2.12
$17.15–$17.22+	2.13
$17.23–$17.30+	2.14
$17.31–$17.37+	2.15
$17.38–$17.45+	2.16
$17.46–$17.53+	2.17
$17.54–$17.61+	2.18
$17.62–$17.69+	2.19
$17.70–$17.77+	2.20
$17.78–$17.85+	2.21
$17.86–$17.93+	2.22
$17.94–$18.01+	2.23
$18.02–$18.09+	2.24
$18.10–$18.17+	2.25
$18.18–$18.25+	2.26
$18.26–$18.33+	2.27
$18.34–$18.40+	2.28
$18.41–$18.48+	2.29
$18.49–$18.56+	2.30
$18.57–$18.64+	2.31
$18.65–$18.72+	2.32
$18.73–$18.80+	2.33
$18.81–$18.88+	2.34
$18.89–$18.96+	2.35
$18.97–$19.04+	2.36
$19.05–$19.12+	2.37
$19.13–$19.20+	2.38
$19.21–$19.28+	2.39
$19.29–$19.35+	2.40
$19.36–$19.43+	2.41
$19.44–$19.51+	2.42
$19.52–$19.59+	2.43
$19.60–$19.67+	2.44
$19.68–$19.75+	2.45
$19.76–$19.83+	2.46
$19.84–$19.91+	2.47
$19.92–$19.99+	2.48
$20.00–$20.07+	2.49
$20.08–$20.15+	2.50
$20.16–$20.23+	2.51
$20.24–$20.31+	2.52
$20.32–$20.38+	2.53
$20.39–$20.46+	2.54
$20.47–$20.54+	2.55
$20.55–$20.62+	2.56
$20.63–$20.70+	2.57
$20.71–$20.78+	2.58
$20.79–$20.86+	2.59
$20.87–$20.94+	2.60
$20.95–$21.02+	2.61
$21.03–$21.10+	2.62
$21.11–$21.18+	2.63
$21.19–$21.26+	2.64
$21.27–$21.33+	2.65
$21.34–$21.41+	2.66
$21.42–$21.49+	2.67
$21.50–$21.57+	2.68
$21.58–$21.65+	2.69
$21.66–$21.73+	2.70
$21.74–$21.81+	2.71
$21.82–$21.89+	2.72
$21.90–$21.97+	2.73
$21.98–$22.05+	2.74
$22.06–$22.13+	2.75
$22.14–$22.21+	2.76
$22.22–$22.28+	2.77
$22.29–$22.36+	2.78
$22.37–$22.44+	2.79
$22.45–$22.52+	2.80
$22.53–$22.60+	2.81
$22.61–$22.68+	2.82
$22.69–$22.76+	2.83
$22.77–$22.84+	2.84
$22.85–$22.92+	2.85
$22.93–$23.00+	2.86
$23.01–$23.08+	2.87
$23.09–$23.16+	2.88
$23.17–$23.24+	2.89
$23.25–$23.31+	2.90

TABLE I—Continued

Column 1	*Column 2*
Supplier's ceiling price (per dozen)	*Retail ceiling price (per garment)*
$23.32–$23.39+	$2.91
$23.40–$23.47+	2.92
$23.48–$23.55+	2.93
$23.56–$23.63+	2.94
$23.64–$23.71+	2.95
$23.72–$23.79+	2.96

[Table I heading amended by Am. 4, effective 6–17–46]

TABLE II—RETAIL CEILING PRICES FOR COTTON FLANNEL AND COTTON DOMET SHIRTS (EXCEPT WHEN PURCHASED FROM GROUP B FACTORIES)

Column 1	*Column 2*
Supplier's net ceiling price (per dozen)	*Retail ceiling price (per garment)*
$7.70–$7.90+	$0.87
$7.91–$8.20+	.89
$8.21–$8.40+	.94
$8.41–$8.50+	.95
$8.51–$8.60+	.96
$8.61–$8.70+	.98
$8.71–$8.80+	1.00
$8.81–$8.90+	1.03
$8.91–$9.00+	1.05
$9.01–$9.40+	1.08
$9.41–$9.50+	1.09
$9.51–$9.60+	1.10
$9.61–$9.80+	1.11
$9.81–$10.00+	1.13
$10.01–$10.10+	1.18
$10.11–$10.20+	1.19
$10.21–$10.30+	1.20
$10.31–$10.40+	1.21
$10.41–$10.55+	1.22
$10.56–$11.00+	1.26
$11.01–$11.10+	1.29
$11.11–$11.20+	1.32
$11.21–$11.30+	1.33
$11.31–$11.40+	1.35
$11.41–$11.50+	1.37
$11.51–$11.60+	1.39
$11.61–$11.70+	1.40
$11.71–$11.95+	1.41
$11.96–$12.05+	1.42
$12.06–$12.55+	1.43
$12.56–$12.75+	1.44
$12.76–$12.95+	1.45
$12.96–$13.20+	1.54
$13.21–$13.30+	1.57
$13.31–$13.40+	1.59
$13.41–$13.50+	1.61
$13.51–$13.65+	1.62
$13.66–$13.85+	1.63
$13.86–$13.95+	1.64
$13.96–$14.15+	1.65
$14.16–$14.25+	1.66
$14.26–$14.35+	1.67
$14.36–$14.45+	1.68
$14.46–$14.95+	1.69
$14.96–$15.05+	1.71
$15.06–$15.15+	1.73
$15.16–$15.25+	1.75
$15.26–$15.35+	1.77
$15.36–$15.45+	1.78
$15.46–$15.50+	1.81
$15.51–$15.60+	1.85
$15.61–$15.70+	1.86
$15.71–$15.80+	1.88
$15.81–$15.90+	1.89
$15.91–$16.00+	1.91
$16.01–$16.10+	1.92
$16.11–$16.30+	1.93
$16.31–$16.40+	1.94
$16.41–$17.00+	1.96
$17.01–$17.10+	1.98
$17.11–$17.20+	2.00
$17.21–$17.75+	2.01
$17.76–$17.85+	2.10
$17.86–$18.85+	2.18
$18.86–$19.00+	2.23
$19.01–$19.10+	2.24
$19.11–$19.20+	2.25
$19.21–$19.30+	2.26

TABLE II—Continued

Column 1 Supplier's ceiling price (per dozen)	*Column 2* Retail ceiling price (per dozen)
$19.31–$19.40+	2.27
$19.41–$19.50+	2.28
$19.51–$19.60+	2.29
$19.61–$19.70+	2.30
$19.71–$19.80+	2.32
$19.81–$19.90+	2.34
$19.91–$20.00+	2.36
$20.01–$20.10+	2.37
$20.11–$20.19+	2.39
$20.20–$20.28+	2.40
$20.29–$20.37+	2.41
$20.38–$20.46+	2.43
$20.47–$20.55+	2.45
$20.56–$20.64+	2.46
$20.65–$20.73+	2.47
$20.74–$20.82+	2.48
$20.83–$20.91+	2.49
$20.92–$21.00+	2.50
$21.01–$21.16+	2.52
$21.17–$21.32+	2.54
$21.33–$21.52+	2.56
$21.53–$21.72+	2.58
$21.73–$21.92+	2.60
$21.93–$22.12+	2.62
$22.13–$22.22+	2.64
$22.23–$22.28+	2.65
$22.29–$22.39+	2.66
$22.40–$22.50+	2.67

[Table II amended by Am. 4, effective 6–17–46]

TABLE III—RETAIL CEILING PRICES FOR ALL SHIRTS PURCHASED FROM GROUP B FACTORIES

Column 1 Supplier's ceiling price (per dozen)	*Column 2* Retail ceiling price (per garment)
$12.50–$12.75+	$1.36
$12.76–$13.00+	1.39
$13.01–$13.25+	1.42
$13.26–$13.50+	1.45
$13.51–$13.75+	1.48
$13.76–$14.00+	1.51
$14.01–$14.25+	1.55
$14.26–$14.50+	1.58
$14.51–$14.75+	1.61
$14.76–$15.00+	1.64
$15.01–$15.14+	1.67
$15.15–$15.23+	1.75
$15.24–$15.50+	1.76
$15.51–$15.95+	1.77
$15.96–$16.35+	1.78
$16.36–$16.55+	1.83
$16.56–$17.00+	1.89
$17.01–$17.50+	1.92
$17.51–$18.00+	1.96
$18.01–$18.50+	2.03
$18.51–$19.00+	2.11
$19.01–$19.50+	2.19
$19.51–$20.00+	2.23
$20.01–$20.11+	2.26
$20.12–$21.00+	2.36
$21.01–$23.00+	2.72
$23.01–$24.00+	2.78
$24.01–$25.00+	2.92

TABLE IV [Deleted]

[Table IV deleted by Am. 4, effective 6–17–46]
[Appendix C amended by Am. 1, 10 F.R. 5039, effective 5–9–45 and Am. 3, 10 F.R. 14339, effective 11–21–45]

This regulation shall become effective with respect to sales by manufacturers and sales at wholesale on September 10, 1943, and with respect to sales at retail on October 1, 1943. Prior to the effective date, any person may sell and deliver either at prices determined under existing regulations, or at prices determined under Revised Maximum Price Regulation 304.

[RMPR 304 originally issued September 4, 1943]

[Effective dates of amendments are shown in notes following the parts affected.]

NOTE: The records and reporting provisions of this regulation have been approved by the Bureau of the Budget under the Federal Reports Act of 1942.

Issued this 11th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9880; Filed, June 11, 1946; 11:28 a. m.]

PART 1426—WOOD PRESERVATION AND PRIMARY FOREST PRODUCTS

[MPR 555,[1] Amdt. 4]

WESTERN POLES AND PILING

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 555 is amended in the following respects:

1. Section 2 is amended to read:

SEC. 2. *Coverage of the regulation.* (a) *Products, species, and transactions covered.* This regulation covers all sales and purchases of untreated and non-pressure treated poles and piling (except Western Red Cedar) produced in "Western" territory. Sales of pressure treated poles and piling and sales of custom pressure treatment only are covered by Maximum Price Regulation 491. Sales of preservative treatment only, by non-pressure methods, are covered by Maximum Price Regulation 165. Western Red Cedar poles and piling are covered by Maximum Price Regulation 554.

"Western" territory is all that area within or west of the States of North Dakota, South Dakota, Wyoming, Colorado; the Oklahoma Panhandle (Cimarron, Texas, and Beaver Counties); and West Texas (all Texas Counties within or west of Lipscomb, Hemphill, Wheeler, Collingsworth, Childress, Cottle, King, Stonewall, Fisher, Nolan, Coke, Tom Green, Schleicher, Sutton, Edwards, Kinney, and Maverick Counties.) It includes Mexico and Canada, when the poles and piling are imported through ports of entry in the above territory.

(b) *Definition of territories.* (1) The term "Coast schedule" as used in section 14, Tables 1 through 8, refers to sales of treated poles, stubs or anchor logs shipped from treating plants or concentration yards located in California or in those parts of Oregon, Washington, and Canada west of the crest of the Cascade Mountains (regardless of the location of the original loading-out point), and to sales of untreated poles, stubs or anchor logs shipped from original loading-out points or from concentration yards in that same territory.

(2) The term "Idaho schedule", as used in section 14, Tables 1 through 8, refers to sales of treated poles, stubs or anchor logs shipped from treating plants or concentration yards located in those parts of Oregon, Washington and Canada east of the crest of the Cascade Mountains and in the States of Idaho and Montana, regardless of the location of the original loading-out point. It refers also to sales of untreated poles, stubs or anchor logs shipped from original loading-out points or from concentration yards in that same territory.

(3) The term "Colorado schedule" as used in section 14, Tables 1 through 8, refers to sales of treated poles, stubs or anchor logs shipped from treating plants or concentration yards located in the States of Utah, Wyoming and Colorado, regardless of the location of the original loading-out point. It refers also to sales of untreated poles, stubs or anchor logs shipped from original loading-out points or from concentration yards in that same territory.

2. Section 3 is amended to read:

SEC. 3. *Basic maximum prices.* The basic maximum prices for certain untreated poles and piling covered by this regulation are set out in Tables 1 to 8 inclusive. The basic additions for certain non-pressure type treatment which may be added to the maximum prices on a sale of non-pressure treated poles and piling are set out in Tables 9 to 12 inclusive. The basic additions for framing which may be added to the maximum prices on a sale of certain untreated or non-pressure treated poles and piling are set out in Table 13.

The maximum prices fixed by this regulation are all f. o. b. the railroad loading-out point or f. o. b. towable waters nearest the mill or point of production in the normal direction of delivery to the point of destination.

3. Section 4 is amended to read:

SEC. 4. *Transportation addition.* The transportation charges set forth below may be added to the maximum f. o. b. railroad loading-out point or towable water prices when the seller makes delivery to the destination. Transportation from the mill or point of production to the railroad loading-out point or booming and rafting ground must, in every instance, be provided on the seller's account. All additions for transportation must be shown separately on the invoice.

(a) *Common or contract carrier.* (1) When estimated weights or guaranteed mean diameters are used, the appropriate published rate times the estimated weight or mean diameter is the proper transportation charge, even though the estimated weights or diameters may be higher than actual. Estimated weights higher than those set forth in the tables may not be used. The estimated weight must be taken from the tables for the exact type of product actually ordered. To compute mean diameters add 1" to the top or butt diameter, whichever is the controlling factor, and increase or decrease that figure by 1" for each 10 lineal feet. Add the top and butt diameters thus determined and divide by two to find the mean diameter. The charge for transportation shall be evened out to the nearest quarter cent per lineal foot, or five cents per pole, whichever is applicable.

[1] 9 F.R. 10992, 12596, 14647; 10 F.R. 7054.

(2) When estimated weights are not used, the amount added for transportation must not be more than the amount actually paid to the common or contract carrier.

(b) *Private truck.* (1) When shipment is by truck owned or controlled by the seller, the maximum permissible addition (on hauls involving any point outside of metropolitan areas) shall be computed as 5 cents per 100 pounds for hauls of not over 10 miles, 7 cents per 100 pounds for hauls of more than 10 but not over 20 miles, 9 cents per 100 pounds for hauls of more than 20 but not over 30 miles, and for each mile over 30 miles, two tenths of a cent per 100 pounds to be added to the 30 mile charge. No addition is allowed for the return trip.

(2) A "metropolitan area" includes all territory within 10 miles of the city limits of any city having a population of 250,000 or more according to the Census of 1940. On shipment by private truck entirely within a metropolitan area, the amount added for transportation may not be more than the published motor common carrier rate for such haul times the estimated weight or other unit of measure used. If there is no published rate, then the actual cost of trucking may be added, that is, the seller's out-of-pocket expense in making delivery. If the order and shipment are for less than a truckload, a minimum charge for 10,000 pounds may be made.

(c) *Rail shipments of poles and piling.* (1) On eastbound shipments by rail the transportation addition for all shippers may be computed as the estimated weights shown in the appropriate table times the rail freight rate from the basing point specified in the heading of the table.

(2) On southbound shipments of poles and piling sold under the Coast schedule by rail or by combined water and rail in the case of poles and piling produced in Canada to destinations covered in Pacific Freight Tariff Bureau Tariff No. 80-H or appropriate intrastate tariffs the transportation addition may be computed as the estimated weights shown in the appropriate table times the rail freight rate arrived at as follows:

(i) When the published rail rate is greater than the Seattle, Washington rate, the Bellingham, Washington published rate may be used; on shipments of poles or piling produced in Canada the Bellingham rate may be used regardless of the location of rail shipping point.

(ii) When the published rail rate is greater than the Portland, Oregon rate but not greater than the Seattle, Washington published rate, the Seattle, Washington published rate may be used.

(iii) When the shipping point is north of the California-Oregon State line and takes a published rail rate not greater than the Portland rate, the Portland published rate may be used.

(iv) When the shipping point is in the State of California the published rate from Arcata, California may be used.

(3) Regardless of the foregoing provisions of this paragraph (c), if a treating-in-transit rate is applicable and results in a lower total cost of transportation, the treating-in-transit rate must be used.

(d) For other means of transportation, where there are no published rates the actual cost of such transportation may be charged, that is, the out-of-pocket cost to the seller, whether public or private means of transportation are used.

(e) *Averaging inbound transportation charges from multiple loading-out-points.* This addition for inbound transportation may be calculated by multiplying the estimated weight of the material by the local freight rate from the loading-out-point of the untreated poles or piling. If the untreated material is received from more than one loading-out-point, an average rate of all inbound freight may be used. The average must be determined by the following formula:

(1) The total inbound freight charges on all receipts during the preceding three months of the type and species of the item to be priced—divided by—

(2) The total weight of all receipts of such items during the three month period, regardless of whether inbound freight actually was involved, but excluding any material sold f. o. b. original loading-out-point.

This average rate may be used in computing the "inbound freight" addition on sales f. o. b. treating plant or concentration yard made during the quarter next following that on which the average is based. The average may also be used in selling on a delivered basis as provided in this section except that where treating-in-transit rates are available, the entire addition for transportation (including inbound) must be figured on the through rate from the loading-out-point indicated on the freight bills surrendered in connection with the outbound shipment. The transit charge itself may be added.

4. In section 6 (b), items (5) and (6) are added to read as follows:

(5) Making the less than carload quantity sales additions when the sale is by a producer who does not operate a yard, or when the sale is not made out of stock which has been handled through a concentration, treating plant, or distribution yard in the regular course of business.

(6) Splitting up a single transaction or order into a series of smaller transactions or orders, where the total quantity involved exceeds in price the maximum prices set forth in section 17, in order to receive the benefit of the less than carload quantity sales addition provided in that section.

5. Section 11 is amended to read:

SEC. 11. *Records and Reports.*—(a) *Records.* All sellers of Western poles and piling products must keep records which will show a complete description of the item sold, the name and address of the buyer, the date of the sale, and the price. Buyers must keep similar records, including the name and address of the seller. These records must be kept for any month in which the seller or buyer sold or bought $1,000.00 worth of Western poles and piling. These records must be kept for inspection by the Office of Price Administration for the duration of the Price Control Act or for two years, whichever is the shorter.

(b) *Reports.* Within seven months after June 15, 1946, all sellers of Western poles priced in Tables 4, 5 and 6, with or without treatments priced in Tables 10, 11 and 12 of this regulation, shall submit reports to the Lumber Branch, Office of Price Administration, Washington 25, D. C., concerning the poles sold, with or without treatments, which shall contain the following information:

(1) The itemized average stumpage, cutting and hauling costs incurred in pole production.

(2) The average retention of each preservative, stated in pounds per cubic foot, by each species treated as well as the average ground line penetration by each preservative of each species treated.

(3) The itemized average costs of treating the poles, including yard handling and preservative costs involved in treating, and the number of hours required for the entire treating cycle.

The required information shall be based on data pertaining to all poles and treatments in the category defined above which are sold by the reporting seller during the six months period after June 15, 1946.

6. In section 14, the heading of Table 1 is amended to read:

TABLE 1.—MAXIMUM PRICES ROUGH PEELED LODGEPOLE PINE POLES AND PILING

Basing point, Coast Schedule—Seattle, Wash.
Basing point, Idaho Schedule—Spokane, Wash.
Basing point, Colorado Schedule—Denver, Colo.

[Specifications: The maximum prices specified below apply to Lodgepole Pine poles manufactured in accordance with the specifications of the American Standards Association.]

7. In section 14, the heading of Table 2 is amended to read:

TABLE 2.—MAXIMUM PRICES CLEAN PEELED COAST TYPE DOUGLAS FIR POLES, AMERICAN STANDARDS ASSOCIATION SPECIFICATIONS

Basing point, Coast Schedule—Seattle, Wash.

[F. o. b. cars loading-out point or dumped, boomed, rafted, and prepared for towing in towable waters.]

8. In section 14 new Tables 4, 5, and 6 are added to read:

TABLE 4—MAXIMUM PRICES CLEAN PEELED DOUGLAS FIR POLES, OTHER THAN COAST TYPE, AMERICAN STANDARDS ASSOCIATION WAR STANDARD SPECIFICATIONS

Basing point, Idaho Schedule—Spokane, Wash.
Basing point, Colorado Schedule—Denver, Colo.

[F. o. b. cars loading-out point or dumped, boomed, rafted and prepared for towing in towable waters.]

Length in feet	Class	Weight in pounds	Price
		Each	*Each*
16	10	135	$1.30
	9	150	1.40
	8	175	1.45
	7	215	1.50
	6	240	1.60
	5	275	1.70
18	10	155	1.45
	9	170	1.55
	8	200	1.60
	7	240	1.70
	6	270	1.80
	5	310	1.90
20	10	170	1.60
	9	190	1.70
	8	225	1.80
	7	265	1.90
	6	300	2.00
	5	345	2.10

TABLE 4.—MAXIMUM PRICES CLEAN PEELED DOUGLAS FIR POLES, OTHER THAN COAST TYPE, AMERICAN STANDARDS ASSOCIATION WAR STANDARD SPECIFICATIONS—Continued

Basing point, Idaho Schedule—Spokane, Wash.
Basing point, Colorado Schedule—Denver, Colo.

[F. o. b. cars loading-out point or dumped, boomed, rafted and prepared for towlug in towable waters.]

Length in feet	Class	Weight in pounds	Price
		Each	*Each*
20	4	380	$2.20
	3	420	2.40
	2	455	2.60
	1	500	3.00
22	10	190	2.00
	9	225	2.10
	8	265	2.20
	7	305	2.30
	6	350	2.40
	5	395	2.65
	4	435	2.85
	3	455	3.10
	2	490	3.30
	1	530	3.75
25	10	215	2.25
	9	260	2.38
	8	300	2.50
	7	345	2.63
	6	400	2.75
	5	450	3.00
	4	498	3.25
	3	515	3.50
	2	560	3.75
	1	600	4.25
30	9	335	3.00
	8	385	3.15
	7	410	3.30
	6	440	3.60
	5	515	3.90
	4	595	4.20
	3	695	4.50
	2	800	5.10
	1	955	5.70
35	8	480	3.85
	7	510	4.20
	6	570	4.90
	5	660	5.25
	4	750	5.60
	3	935	6.30
	2	1,085	6.65
	1	1,235	7.70
40	7	585	4.20
	6	690	5.60
	5	790	6.40
	4	965	7.20
	3	1,135	8.80
	2	1,340	8.80
	1	1,515	9.20
45	7	695	6.30
	6	815	7.20
	5	965	8.10
	4	1,160	9.00
	3	1,355	9.45
	2	1,586	10.35
	1	1,780	11.25
50	6	945	8.00
	5	1,120	9.50
	4	1,375	10.50
	3	1,590	11.50
	2	1,850	12.50
	1	2,150	13.00
55	6	1,135	11.00
	5	1,325	11.53
	4	1,560	12.10
	3	1,845	13.20
	2	2,130	14.30
	1	2,460	14.80
60	5	1,495	13.20
	4	1,755	14.40
	3	2,115	15.60
	2	2,425	16.20
	1	2,890	16.80
65	5	1,735	14.95
	4	2,010	16.25
	3	2,405	17.55
	2	2,795	18.85
	1	3,300	19.50
70	5	1,925	16.80
	4	2,225	18.20
	3	2,650	19.60
	2	3,130	21.00
	1	3,730	21.70
75	4	2,515	20.25
	3	2,965	21.75
	2	3,485	23.25
	1	4,130	24.00
80	4	2,780	22.40
	3	3,235	24.00
	2	3,785	25.60
	1	4,505	26.40
85	3	3,580	27.20
	2	4,240	28.90
	1	4,970	29.75
90	3	4,255	30.60
	2	4,645	32.40
	1	5,420	33.30

TABLE 5—MAXIMUM PRICES CLEAN PEELED WESTERN LARCH POLES; AMERICAN STANDARDS ASSOCIATION WAR STANDARD SPECIFICATIONS

Basing point, Coast Schedule—Seattle, Wash.
Basing point, Idaho Schedule—Spokane, Wash.
Basing point, Colorado Schedule—Denver, Colo.

[F. o. b. cars loading-out point or dumped, boomed, rafted and prepared for towing in towable waters.]

Length in feet	Class	Weight in pounds	Price
		Each	*Each*
16	10	168	$1.30
	9	185	1.40
	8	215	1.45
	7	260	1.50
	6	295	1.60
	5	335	1.70
18	10	190	1.45
	9	205	1.55
	8	245	1.60
	7	295	1.70
	6	330	1.80
	5	380	1.90
20	10	210	1.60
	9	230	1.70
	8	275	1.80
	7	525	1.90
	6	365	2.00
	5	420	2.10
	4	460	2.20
	3	515	2.40
	2	553	2.60
	1	610	3.00
22	10	230	2.00
	9	275	2.10
	8	325	2.20
	7	370	2.30
	6	425	2.40
	5	485	2.65
	4	530	2.85
	3	555	3.10
	2	600	3.30
	1	645	3.75
25	10	260	2.25
	9	315	2.38
	8	365	2.50
	7	420	2.63
	6	485	2.75
	5	550	3.00
	4	605	3.25
	3	630	3.50
	2	680	3.75
	1	735	4.25
30	9	410	3.00
	8	470	3.15
	7	505	3.30
	6	535	3.60
	5	630	3.90
	4	725	4.20
	3	850	4.50
	2	975	5.10
	1	1,168	5.70
35	8	590	3.85
	7	625	4.20
	6	700	4.90
	5	810	5.25
	4	920	5.60
	3	1,140	6.30
	2	1,325	6.65
	1	1,505	7.70
40	7	715	5.20
	6	840	6.60
	5	965	6.40
	4	1,175	7.20
	3	1,388	8.00
	2	1,640	8.80
	1	1,870	9.20
45	7	850	6.30
	6	990	7.20
	5	1,180	8.10
	4	1,415	9.00
	3	1,655	9.45
	2	1,935	10.35
	1	2,175	11.25
50	6	1,155	8.00
	5	1,365	9.50
	4	1,680	10.50
	3	1,940	11.50
	2	2,255	12.50
	1	2,625	13.00
55	6	1,385	11.00
	5	1,615	11.53
	4	1,905	12.10
	3	2,250	13.20
	2	2,600	14.30
	1	3,005	14.80
60	5	1,825	13.20
	4	2,140	14.40
	3	2,585	15.60
	2	2,960	16.20
	1	3,530	16.80
65	6	2,115	14.95
	4	2,455	16.25
	3	2,935	17.55
	2	3,410	18.85
	1	4,025	19.50
70	5	2,350	16.80
	4	2,735	18.20
	3	3,235	19.60

TABLE 5—MAXIMUM PRICES CLEAN PEELED WESTERN LARCH POLES; AMERICAN STANDARDS ASSOCIATION WAR STANDARD SPECIFICATIONS—Continued

Basing point, Coast Schedule—Seattle, Wash.
Basing point, Idaho Schedule—Spokane, Wash.
Basing point, Colorado Schedule—Denver, Colo.

[F. o. b. cars loading-out point or dumped, boomed, rafted and prepared for towing in towable waters.]

Length in feet	Class	Weight in pounds	Price
		Each	*Each*
70	2	3,820	$21.00
	1	4,535	21.70
75	4	3,070	20.25
	3	3,620	21.75
	2	4,240	23.25
	1	5,040	24.00
80	4	3,390	22.40
	3	3,950	24.00
	2	4,620	25.60
	1	5,504	26.40
85	3	4,575	27.20
	2	5,175	28.90
	1	6,070	29.75
90	3	5,195	30.60
	2	5,670	32.40
	1	6,615	33.30

TABLE 6—MAXIMUM PRICES CLEAN PEELED WESTERN HEMLOCK POLES; AMERICAN STANDARDS ASSOCIATION WAR STANDARD SPECIFICATIONS

Basing point, Coast Schedule—Seattle, Wash.
Basing point, Idaho Schedule—Spokane, Wash.
Basing point, Colorado Schedule—Denver, Colo.

[F. o. b. cars loading-out point or dumped, boomed, rafted and prepared for towing in towable waters.]

Length in feet	Class	Weight in pounds	Price
		Each	*Each*
16	10	130	$1.30
	9	115	1.40
	8	165	1.45
	7	205	1.50
	6	230	1.60
	5	260	1.70
18	10	150	1.45
	9	160	1.55
	8	190	1.60
	7	230	1.70
	6	255	1.80
	5	295	1.90
20	10	165	1.60
	9	180	1.70
	8	215	1.80
	7	255	1.90
	6	285	2.00
	5	330	2.10
	4	360	2.20
	3	400	2.40
	2	435	2.60
	1	475	3.00
22	10	180	2.00
	9	215	2.10
	8	250	2.20
	7	290	2.30
	6	335	2.40
	5	380	2.65
	4	415	2.85
	3	435	3.10
	2	470	3.30
	1	505	3.75
25	10	205	2.25
	9	245	2.38
	8	285	2.50
	7	330	2.63
	6	380	2.75
	5	430	3.00
	4	470	3.25
	3	490	3.50
	2	525	3.75
	1	575	4.25
30	9	320	3.00
	8	370	3.15
	7	395	3.30
	6	420	3.60
	5	495	3.90
	4	565	4.20
	3	665	4.50
	2	765	5.10
	1	915	5.70
35	8	460	3.85
	7	490	4.20
	6	545	4.90
	5	635	5.25
	4	720	5.60
	3	890	6.30
	2	1,035	6.65
	1	1,185	7.70
40	7	685	5.20

Footnotes applying to tables 4, 5, and 6.

LENGTH SPECIFICATIONS

All additions allowed by the following footnotes must be shown separately on the invoice.

In all the specified length groups below the lengths shall be evenly distributed.

1. For specified length groups, 5 or more consecutive lengths in A. S. A. multiples: No addition.

2. For specified length groups, of 4 consecutive lengths in A. S. A. multiples: add $.005 per lin. ft.

3. For specified length groups, of 3 consecutive lengths in A. S. A. multiples: add $.01 per lin. ft.

4. For specified length groups, of 2 consecutive lengths in A. S. A. multiples: add $.015 per lin. ft.

5. For specified single lengths: add $.02 per lin. ft.

6. For random length orders when the purchaser specifies restricted loading, the seller may add ⅔ of the appropriate specified length addition above.

WINTER OR BARK STUCK PEELING

7. For clean peeled poles which are delivered during the winter peeling or bark stuck season (October 1 to February 28 or 29, inclusive): add $.02 per lin. ft.

TABLE 6—MAXIMUM PRICES CLEAN PEELED WESTERN HEMLOCK POLES; AMERICAN STANDARDS ASSOCIATION WAR STANDARD SPECIFICATIONS—Continued

Basing point, Coast Schedule—Seattle, Wash.
Basing point, Idaho Schedule—Spokane, Wash.
Basing point, Colorado Schedule—Denver, Colo.

[F. o. b. cars loading-out point or dumped, boomed, rafted and prepared for towing in towable waters.]

Length in feet	Class	Weight in pounds	Price
		Each	*Each*
40	6	655	$5.60
	5	755	6.40
	4	920	7.20
	3	1,080	8.00
	2	1,280	8.80
	1	1,445	9.20
45	7	665	6.30
	6	775	7.20
	5	920	8.10
	4	1,105	9.00
	3	1,290	9.45
	2	1,515	10.35
	1	1,695	11.25
50	6	900	8.00
	5	1,055	9.50
	4	1,310	10.50
	3	1,515	11.50
	2	1,765	12.50
	1	2,050	13.00
55	6	1,080	11.00
	5	1,265	11.53
	4	1,490	12.10
	3	1,760	13.20
	2	2,020	14.30
	1	2,345	14.80
60	5	1,425	13.20
	4	1,675	14.40
	3	2,015	15.60
	2	2,310	16.20
	1	2,755	16.80
65	5	1,650	14.95
	4	1,920	16.25
	3	2,290	17.55
	2	2,665	18.85
	1	3,145	19.50
70	5	1,835	16.80
	4	2,125	18.20
	3	2,525	19.60
	2	2,985	21.00
	1	3,560	21.70
75	4	2,400	20.25
	3	2,830	21.75
	2	3,320	23.25
	1	3,935	24.00
80	4	2,625	22.40
	3	3,085	24.00
	2	3,610	25.60
	1	4,285	26.40
85	3	3,415	27.20
	2	4,045	28.90
	1	4,740	29.75
90	3	4,060	30.60
	2	4,430	32.40
	1	5,165	33.30

8. For rough peeled poles which are delivered during the winter peeling or bark stuck season (October 1 to February 28 or 29, inclusive): add $.01 per lin. ft.

9. *Cut back allowance.* When requirements of the buyer exceed the available supply of the seller for one or more classes or lengths of poles for delivery required, the seller may cut back the most similar class pole in the five foot longer length and may charge the maximum price for the class and length pole actually used. The additions for transportation, treatment, processing, etc., on such cut back poles, shall be those additions applicable to the class and length pole ordered by the buyer, plus an addition for inbound freight computed at the difference in estimated weights times the freight rate to the concentration yard. No addition may be made for the labor included in such cutting-back operations. The seller shall keep a record of such sales and show this charge as a separate item on the invoice.

10. *Inspection service.* On shipments where the buyer requests special inspection service, furnished by an approved inspection agency, an addition may be made to cover the actual cost of such service. This charge must be shown separately on the invoice.

9. In section 14, Table 4 is redesignated Table 7 and is amended to read:

TABLE 7—MAXIMUM PRICES FOR CLEAN PEELED RE-INFORCING STUBS AND ANCHOR LOGS MADE OF DOUGLAS FIR, WESTERN LARCH OR WESTERN HEMLOCK

Basing point, Coast Schedule—Seattle, Wash.
Basing point, Idaho Schedule—Spokane, Wash.
Basing point, Colorado Schedule—Denver, Colo.

[F. o. b. cars loading-out point or dumped, boomed, rafted and prepared for towing in towable waters.]

Minimum diameter small end	Minimum circumference small end (inches)	Estimated weight in pounds per linear foot	Maximum price for each linear foot or fraction thereof	Maximum charge for roofing each piece
7 inch	22	10	$0.11½	$0.10
8 inch	25	15	.15	.12
9 inch	28	20	.18	.13
10 inch	31	25	.20	.15
11 inch	34	30	.21	.16
12 inch	38	35	.23	.18
13 inch	41	40	.25	.19
14 inch	44	45	.26	.21
15 inch	47	50	.28	.23
16 inch	50	55	.30	.25

10. In section 14, Table 8 is added to read:

TABLE 8—MAXIMUM PRICES FOR CLEAN PEELED RE-INFORCING STUBS AND ANCHOR LOGS MADE OF LODGEPOLE PINE

Basing point, Coast Schedule—Seattle, Wash.
Basing point, Idaho Schedule—Spokane, Wash.
Basing point, Colorado Schedule—Denver, Colo.

[F. o. b. cars loading-out point or dumped, boomed, rafted and prepared for towlug in towable waters.]

Minimum diameter small end	Minimum circumference small end (inches)	Estimated weight in pounds per linear foot	Maximum price for each linear foot or fraction thereof	Maximum charge for roofing each piece
5 inch	15	6	$0.07½	$0.08
6 inch	18½	8	.10	.09
7 inch	22	10	.11½	.10
8 inch	25	15	.15	.12
9 inch	28	20	.18	.13
10 inch	31	25	.20	.15
11 inch	34	30	.21	.16
12 inch	38	35	.23	.18
13 inch	41	40	.25	.19
14 inch	44	45	.26	.21
15 inch	47	50	.28	.23
16 inch	50	55	.30	.25

11. In section 15, Table 5 is redesignated Table 9 and new tables 10, 11 and 12 are added to read:

TABLE 10—MAXIMUM PRICE ADDITIONS FOR CERTAIN NONPRESSURE TYPE BUTT TREATMENT OF DOUGLAS FIR, WESTERN LARCH AND WESTERN HEMLOCK

[Incised ground line and butt treated to guaranteed ½" penetration[1] or complete sapwood treatment with hot and cold creosote or hot creosote and cold Pentachlorophenol 5% solution in petroleum or petroleum-creosote mixture to the specification of the buyer.]

Length (feet)	Class	Addition per pole	Length (feet)	Class	Addition per pole
16	5	$1.45	35	4	$2.90
	6	1.30		5	2.65
	7	1.15		6	2.25
	8	.95		7	2.05
	9	.80		8	2.05
	10	.85	40	1	4.45
18	3	2.00		2	4.00
	4	1.75		3	3.50
	5	1.50		4	3.25
	6	1.45		5	2.90
	7	1.25		6	2.55
	8	1.05		7	2.55
	9	.95	45	1	5.00
	10	.80		2	4.70
20	1	2.65		3	4.05
	2	2.40		4	3.70
	3	2.20		5	3.15
	4	1.90		6	3.15
	5	1.65	50	1	5.65
	6	1.45		2	5.30
	7	1.25		3	4.55
	8	1.05		4	4.15
	9	.95		5	3.40
	10	.80		6	3.40
22	1	2.95	55	1	6.30
	2	2.70		2	5.75
	3	2.45		3	5.15
	4	2.15		4	4.50
	5	1.90		5	4.15
	6	1.70	60	1	7.25
	7	1.65		2	6.40
	8	1.65		3	5.65
	9	1.45		4	4.95
	10	1.40	65	1	8.20
25	1	2.95		2	6.95
	2	2.70		3	6.30
	3	2.45		4	5.90
	4	2.15	70	1	8.90
	5	1.90		2	7.95
	6	1.70		3	7.25
	7	1.65		4	6.25
	8	1.65	75	1	10.00
	9	1.45		2	8.90
	10	1.40		3	8.20
30	1	3.30		4	7.00
	2	3.00	80	1	12.25
	3	2.75		2	10.05
	4	2.45		3	9.00
	5	2.20		4	7.25
	6	2.00	85	1	12.40
	7	1.90		2	11.00
	8	1.65		3	9.75
	9	1.65		4	9.15
35	1	3.90	90	1	13.65
	2	3.45		2	12.20
	3	3.15		3	10.75

1. Where non-incised poles are treated without guaranteed penetration deduct 20 percent from the above prices.

TABLE 11—MAXIMUM PRICE ADDITIONS FOR CERTAIN FULL-LENGTH NON-PRESSURE TYPE TREATMENT OF LODGEPOLE PINE POLES

Length (feet)	Class	Incised ground line area treated with hot and cold creosote or hot creosote and cold pentachlorophenol 5% solution in petroleum or in petroleum-creosote mixture to the specifications of the buyer. Ground line area penetration must be 0.75 inches and not less than 85% of sapwood if penetration is less than 1.40 inches	For sapwood reduction to less than ¾" above ground line area on buyer specification add the following to the full length treating addition
16	5	$2.50	$0.20
	6	2.20	.20
	7	2.10	.20
	8	1.95	.24
	9	1.85	.24
	10	1.65	.24
18	3	4.00	.14
	4	3.70	.32

TABLE 11—MAXIMUM PRICE ADDITIONS FOR CERTAIN FULL-LENGTH NON-PRESSURE TYPE TREATMENT OF LODGEPOLE PINE POLES—Con.

Length (feet)	Class	Incised ground line area treated with hot and cold creosote or hot creosote and cold pentachlorophenol 5% solution in petroleum or in petroleum-creosote mixture to the specifications of the buyer. Ground line area penetration must be 0.75 inches and not less than 85% of sapwood if penetration is less than 1.40 inches	For sapwood reduction to less than ¾" above ground line area on buyer specification add the following to the full length treating addition
18	5	$3.00	$0.32
	6	2.60	.32
	7	2.35	.32
	8	2.10	.27
	9	1.95	.27
	10	1.80	.17
20	1	5.45	.40
	2	4.70	.40
	3	4.35	.40
	4	3.90	.45
	5	3.40	.40
	6	3.20	.30
	7	2.85	.30
	8	2.55	.30
	9	2.35	.25
	10	2.00	.15
22	1	6.00	.46
	2	5.25	.46
	3	4.75	.31
	4	4.35	.43
	5	3.80	.38
	6	3.35	.28
	7	3.05	.28
	8	2.85	.28
	9	2.55	.28
	10	2.20	.28
25	1	6.80	.50
	2	6.05	.40
	3	5.25	.25
	4	4.85	.40
	5	4.25	.35
	6	3.85	.25
	7	3.45	.25
	8	3.35	.25
	9	3.10	.25
	10	2.75	.25
30	1	8.80	.60
	2	7.70	.50
	3	7.00	.35
	4	6.20	.50
	5	5.55	.50
	6	5.00	.45
	7	4.55	.40
	8	4.45	.35
	9	3.95	.35
35	1	10.65	.65
	2	9.35	.50
	3	8.35	.45
	4	7.55	.70
	5	6.80	.65
	6	6.05	.55
	7	5.45	.50
	8	5.20	.50
40	1	12.55	.80
	2	11.20	.75
	3	10.00	.60
	4	8.95	.90
	5	8.00	.80
	6	7.10	.75
	7	6.55	.70
45	1	15.65	1.00
	2	13.90	.90
	3	12.40	.75
	4	11.15	1.15
	5	10.00	1.00
	6	9.15	.85
	7	8.25	.60
50	1	18.05	1.10
	2	15.80	.95
	3	14.40	.90
	4	13.10	1.25
	5	11.75	1.15
	6	10.90	1.00
	7	9.90	.90
55	1	20.35	1.40
	2	18.00	1.25
	3	16.20	1.00
	4	14.70	1.45
	5	12.45	1.35
60	1	23.00	2.20
	2	20.30	2.00
	3	18.25	1.80
	4	16.65	2.30
	5	14.50	2.15

TABLE 12—MAXIMUM PRICE ADDITIONS FOR CERTAIN FULL-LENGTH NON-PRESSURE TYPE TREATMENT OF DOUGLAS FIR, WESTERN LARCH AND WESTERN HEMLOCK POLES

Length (feet)	Class	Incised ground line area treated with hot and cold creosote or hot creosote and cold pentachlorophenol 5% solution in petroleum or in petroleum-creosote mixture to the specifications of the buyer. Ground line area penetration must be ½" or full sapwood	For sapwood reduction to less than ¾" above the ground line area on buyer specification add the following to the full length treating addition.
16	10	$1.45	$0.05
	9	1.65	.05
	8	1.85	.05
	7	2.15	.10
	6	2.45	.10
18	5	2.75	.10
	10	1.65	.05
	9	1.85	.05
	8	2.05	.05
	7	2.40	.10
	6	2.70	.10
	5	3.00	.10
20	10	1.75	.05
	9	2.10	.05
	8	2.35	.10
	7	2.75	.10
	6	3.10	.10
	5	3.45	.20
	4	3.95	.25
	3	4.45	.40
	2	4.75	.40
	1	5.40	.40
22	10	2.45	.05
	9	2.65	.05
	8	2.95	.10
	7	3.15	.10
	6	3.35	.10
	5	3.75	.10
	4	4.30	.15
	3	4.70	.25
	2	5.20	.40
	1	5.90	.50
25	10	2.70	.05
	9	2.90	.05
	8	3.10	.10
	7	3.25	.10
	6	3.45	.10
	5	3.95	.10
	4	4.45	.15
	3	4.90	.25
	2	5.50	.40
	1	6.00	.50
30	9	3.60	.05
	8	3.80	.05
	7	4.15	.10
	6	4.40	.15
	5	4.80	.20
	4	5.30	.20
	3	5.90	.35
	2	6.40	.50
	1	7.05	.60
35	8	4.50	.15
	7	4.75	.15
	6	5.20	.20
	5	5.85	.30
	4	6.35	.35
	3	6.90	.45
	2	7.50	.50
	1	8.40	.65
40	7	5.80	.30
	6	5.95	.35
	5	6.70	.40
	4	7.45	.50
	3	8.05	.60
	2	8.95	.75
	1	9.80	.80
45	7	7.60	.40
	6	8.10	.50
	5	8.30	.55
	4	9.35	.70
	3	10.10	.75
	2	11.30	.90
	1	12.05	1.00
50	6	9.45	.60
	5	9.50	.65
	4	10.80	.75
	3	11.60	.90
	2	12.70	.95
	1	13.75	1.10
55	6	11.00	.70
	5	11.20	.80
	4	12.05	.90
	3	13.10	1.00
	2	14.20	1.25
	1	15.55	1.40

TABLE 12.—MAXIMUM PRICE ADDITIONS FOR CERTAIN FULL-LENGTH NON-PRESSURE TYPE TREATMENT OF DOUGLAS FIR, WESTERN LARCH AND WESTERN HEMLOCK POLES—Continued

Length (feet)	Class	Incised ground line area treated with hot and cold creosote or hot creosote and cold pentachlorophenol 5% solution in petroleum or in petroleum-creosote mixture to the specifications of the buyer. Ground line area penetration must be ½" or full sapwood	For sapwood reduction to less than ¾" above the ground line area on buyer specification add the following to the full length treating addition.
60	5	$13.15	$1.60
	4	13.45	1.70
	3	14.60	1.80
	2	16.05	2.60
	1	17.55	2.20
65	5	14.85	1.90
	4	15.35	2.00
	3	16.20	2.20
	2	17.45	2.40
	1	20.00	2.60
70	5	16.35	2.10
	4	16.85	2.15
	3	18.30	2.45
	2	19.75	2.70
	1	21.95	3.20
75	4	18.80	2.50
	3	20.50	2.70
	2	22.35	2.90
	1	24.60	3.40
80	4	20.50	2.65
	3	22.70	2.80
	2	24.90	3.30
	1	28.65	3.70
85	3	24.60	3.20
	2	26.95	3.60
	1	30.30	4.00
90	3	27.60	4.10
	2	30.40	4.40
	1	33.75	4.70

12. The first paragraph of section 16 is amended to read as follows:

SEC. 16. *Additions for certain services and workings.* When a sale is made either of untreated poles not to be pressure preservatively treated or of poles treated by non-pressure preservative methods, the additions listed in the table below may be made to the maximum prices for the item upon which the specified services or workings are performed.

13. In section 16 sub-paragraph (a) is deleted, Table 6 is redesignated Table 13 and its title is amended to read:

TABLE 13.—MAXIMUM PRICE ADDITIONS FOR CERTAIN FRAMING OF WESTERN POLES OF THE SPECIES PRICED IN TABLES 1, 2, 4, 5, AND 6

14. Section 17 is amended to read:

SEC. 17. *Addition for less than carload quantity sales.* (a) On sales by concentration yards, treating plant yards and distribution yards out of regular yard stock in less than carload quantities as established by railroad tariffs, where the invoice value at the maximum prices for the untreated poles or other round untreated materials does not exceed $175.00 on items 50 ft. and shorter, or $250.00 where 50 percent or more of the items are more than 50 ft. in length, the seller may add to the maximum prices set by this regulation a service charge of not more than 25 percent of the total invoice value of the untreated or non-pressure preservative treated material. This percentage addition may be made only to the maximum price of the item sold, including any non-pressure and framing additions. No percentage addition may be made to the permissible transportation charges, which must not exceed those permitted in section 4 for transportation from the point of origin to the concentration, distribution or treating yard from which the sale is made. The percentage addition may be made only on sales f. o. b. seller's yard, with outbound transportation for the buyer's account.

(b) The percentage addition provided in the preceding paragraph for less than carload sales may not be applied where the material is to be resold as a pressure treated product under the provisions of Maximum Price Regulation 491.

This amendment shall become effective June 15, 1946.

NOTE: All reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 11th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9883; Filed, June 11, 1946; 11:28 a. m.]

PART 1305—ADMINISTRATION

[SO 129, Amdt. 28]

TOBACCO FLUES AND TOBACCO BARN HEATING EQUIPMENT

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 12 (h) is amended by adding the following to the list of commodities thereunder:

Tobacco flues and tobacco barn heating equipment.

This amendment shall become effective June 10, 1946.

Issued this 10th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9839; Filed, June 10, 1946; 4:38 p. m.]

Chapter XVIII—Office of Economic Stabilization

[Directive 117]

PART 4003—SUBSIDIES; SUPPORT PRICES

1946 CROP WHEAT LOAN

The Secretary of Agriculture has requested my approval of a loan program with respect to wheat of the 1946 crop to be carried out by Commodity Credit Corporation, under which loans will be made at 90 per centum of the parity price of wheat as of July 1, 1946.

Pursuant to the authority vested in me by the Stabilization Act of 1942, as amended, and by Executive Order 9250 of October 3, 1942 (7 F.R. 7871), Executive Order 9328 of April 8, 1943 (8 F.R. 4681), Executive Order 9599 of August 18, 1945 (10 F.R. 10155), Executive Order 9651 of October 30, 1945 (10 F.R. 13487), Executive Order 9697 of February 14, 1946 (11 F.R. 1691), and Executive Order 9699 of February 21, 1946 (11 F.R. 1929); *It is hereby ordered:*

The Secretary of Agriculture is authorized and directed to carry out, through the Office of Grain Branch, Production and Marketing Administration, the 1946 wheat loan program described in the Secretary's letter of June 3, 1946, and the memorandum enclosed therewith.

Issued and effective this 6th day of June 1946.

CHESTER BOWLES,
Director.

[F. R. Doc. 46-9828; Filed, June 10, 1946; 2:47 p. m.]

[Directive 118]

PART 4003—SUBSIDIES; SUPPORT PRICES

ABSORPTION OF EXCESS FREIGHT COSTS ON MOVEMENTS OF 1946-CROP LOUISIANA RAW CANE SUGAR TO REFINERIES

The Secretary of Agriculture has submitted certain information and recommendations to me with respect to the movement of 1946-crop Louisiana raw cane sugar to refineries. It appears that orderly distribution of raw sugar and uniform operation of refining facilities requires allocation of the sugar among refineries. Commodity Credit Corporation will be obliged to absorb the increased freight costs involved in moving raw sugar from the producing mill to the refinery to which it is allocated rather than to the nearest refinery freightwise. The program will cost the Corporation approximately $300,000.

After careful consideration, I find that the program is necessary to insure the maximum necessary distribution of sugar from the 1946 crop of Louisiana sugarcane.

Accordingly, pursuant to the authority vested in me by the Stabilization Act of 1942, as amended, and by Executive Order 9250 of October 3, 1942 (7 F.R. 7871), Executive Order 9328 of April 8, 1943 (8 F.R. 4681), Executive Order 9599 of August 18, 1945 (10 F.R. 10155), Executive Order 9651 of February 14, 1946 (11 F.R. 1691), and Executive Order 9699 of February 21, 1946 (11 F.R. 1929); *It is hereby ordered:*

The Department of Agriculture is authorized and directed to carry out, through the Commodity Credit Corporation, the program described in the Secretary of Agriculture's letter and the memorandum enclosed therewith.

Issued and effective this 6th day of June 1946.

CHESTER BOWLES,
Director.

[F. R. Doc. 46-9829; Filed, June 10, 1946; 2:50 p. m.]

[Directive 119]

PART 4003—SUBSIDIES; SUPPORT PRICES

ADJUSTMENTS IN PREMIUM PRICE PLAN FOR COPPER, LEAD AND ZINC

The Office of Price Administration has taken action to increase the price of copper from 12 cents to 14⅜ cents per pound, and the price of lead from 6½ cents to 8¼ cents per pound, effective in most cases June 3, 1946. It becomes necessary, therefore, to adjust the Premium Price Plan for Copper, Lead and Zinc in the light of these general increases in the prices of copper and lead. Three general adjustments are necessary. First, since the total return per pound presently received by mine operators entitled to "A" premiums (17 cents for copper and 9¼ cents for lead) is generally adequate to maintain production, there is no reason to increase the total return per pound by continuing the present "A" premiums of 5 cents per pound for copper and 2¾ cents per pound for lead. Accordingly, it is necessary to reduce the amount of the "A" premiums for copper and lead by the amount of the general price increases authorized. Second, since the general price increases and "A" premium reductions will affect the total income of mine operators entitled to premium payments, it is necessary to revise the production quotas to correct so far as possible for any resulting income changes. Third, since mine operators, because of the lag between the time when premium payments are made or accrue and the time when the copper and lead is actually sold, may hold inventories of copper and lead either in finished form or in process in mills, smelters or refineries or in the form of copper and lead returnable to them from treatment plants, for which premium payments have been made or have accrued, and which they may now sell on the basis of the higher ceiling prices, it is necessary to recapture for the benefit of the Government the amount of the premium payments which would not have been paid but for such time lag. This amount is equivalent on a per pound basis to the difference between the old and the new per pound prices of copper and lead.

Accordingly, pursuant to the authority vested in me by the Stabilization Act of 1942, as amended, and by Executive Order 9250 of October 3, 1942 (7 F.R. 7871), Executive Order 9328 of April 8, 1943 (8 F.R. 4681), Executive Order 9599 of August 18, 1945 (10 F.R. 10155), Executive Order 9697 of February 14, 1946 (11 F.R. 1691), and Executive Order 9699 of February 21, 1946 (11 F.R. 1929), the Office of Price Administration, the Civilian Production Administration, the Reconstruction Finance Corporation and the Quota Committee for the Premium Price Plan for Copper, Lead and Zinc are authorized and directed:

1. To take action to reduce the "A" premium for lead from 2¾ cents to 1 cent per pound, effective June 3, 1946.

2. To take action to reduce the "A" premium for copper from 5 cents to 2⅝ cents per pound, effective as of the date

upon which the particular mine operator entitled to premium payments is authorized, under the applicable regulations of the Office of Price Administration, to sell his copper on the basis of the new ceiling price of 14⅜ cents per pound.

3. To take such action, in accordance with present administrative policies and procedures followed by the Government agencies concerned, to revise the quota of any mine operator, beginning June 1, 1946, to correct for any change in the total income of such mine operator that may result from the general increases in the prices of copper and lead authorized by the Office of Price Administration and authorized by the Office of Price Administration and from the "A" premium reductions authorized and directed by this Directive. Nothing in this paragraph, however, shall authorize the Government agencies concerned to pay any per pound premium exceeding present maximum per pound premiums.

4. To take such action as will enable the Reconstruction Finance Corporation to recapture from any mine operator who was eligible to receive premium payments at any time during the period from January 1, 1946 to June 3, 1946, 2⅜ cents per pound of copper, and 1¾ cents per pound of lead, for every pound of recoverable copper and recoverable lead which such mine operator held in his inventory unsold as of the date upon which he became authorized, under the applicable regulations of the Office of Price Administration, to sell his copper or lead on the basis of the new ceiling prices, and for which premium payments have been made or have accrued up to such date. Copper and lead shall be deemed to be in the inventory of a mine operator whether it is held by him in finished form, or in process in his mills, smelters or refineries, or in the form of copper and lead returnable to him from other treatment plants. All moneys so recaptured shall be credited to the funds set aside for the operation of the Premium Price Plan for Copper, Lead and Zinc.

5. To issue such rules and regulations as may be necessary to carry out the provisions of this directive.

Issued and effective this 7th day of June 1946.

CHESTER BOWLES,
Director.

[F. R. Doc. 46-9830; Filed, June 10, 1946; 2:47 p. m.]

[Directive 120]

PART 4004—PRICE STABILIZATION; MAXIMUM PRICES

MAXIMUM RAW MATERIAL COSTS; PACKED VEGETABLES, 1946

The Secretary of Agriculture and the Price Administrator, have submitted to me information with respect to establishing maximum raw material costs to be reflected in maximum prices for packed vegetables produced from designated vegetables. After careful consideration, I find that the measures hereinafter authorized and directed to be taken by the Secretary of Agriculture and the Price Administrator will effectuate the purposes of the Stabilization Program.

Accordingly, pursuant to the authority vested in me by the Stabilization Act of 1942, as amended, and by Executive Order 9250 of October 3, 1942 (7 F.R. 7871), Executive Order 9328 of April 8, 1943 (8 F.R. 4681), Executive Order 9599 of August 18, 1945 (10 F.R. 10155), Executive Order 9651 of October 30, 1945 (10 F.R. 13487), Executive Order 9697 of February 14, 1946 (11 F.R. 1691), and Executive Order 9699 of February 21, 1946 (11 F.R. 1929); *It is hereby ordered:*

The Office of Price Administration is authorized and directed to establish maximum prices for packed vegetables produced from any of the vegetables designated in Schedule A, attached hereto, which are computed on the basis of actual weighted average prices paid not in excess of the applicable raw material prices set forth in such Schedule A.

When used in this directive, the term "packed" means processed and enclosed in any container, whether or not hermetically sealed. However, the term does not include any product when processed by freezing, drying or dehydrating, nor does it include any of the packed products known as preserves, relishes or pickles packed from other than fresh vegetables.

Issued and effective this 7th day of June 1946.

CHESTER BOWLES,
Director.

SCHEDULE A

DESIGNATED AREA AVERAGE GROWER PRICES—VEGETABLES FOR PACKING FOR 1946

[Maximum raw material costs]

Commodity	State or area	Dollars per ton
1. Asparagus	Oregon and Washington	1942 price plus $40.[1]
	All other States	1942 price plus $30.[1]
2. Beans, fresh lima, other than Fordhook type (see item 6 for Fordhooks).	Washington, Oregon, California, and Idaho other than southeastern.[2]	$120.
	New York, New Jersey, Pennsylvania, Delaware, Maryland, Virginia (Eastern Shore),[3] Utah, Wyoming, and Idaho (southeastern).[2]	$105.
	All other States and areas	$100.
3. Mushrooms	All States	$1.50 per 3-lb. basket.
4. Peas, blackeye (in pods)	Maryland and Virginia	$60.
	All other States east of the Mississippi River	$55.
	All States west of the Mississippi River including all of Louisiana.	$65.
5. Peas, other field in pod (including crowder, cream, purple hulls and other similar varieties used for canning).	Maryland and Virginia	$55.
	All other States east of the Missippi River	$50.
	All States west of the Mississippi River including all of Louisiana.	$65.
6. Miscellaneous vegetables (including Fordhook lima beans and any other vegetables not designated in items 1-5 above but still under price control).		1942 price plus 20 percent.[1]

[1] These prices are on an individual-processor basis and are at the same levels as those designated in 1945.
[2] *Southeastern Idaho:* Franklin, Oneida, Bannock, and Bear Lake Counties.
[3] *Eastern Shore Virginia:* Accomac and Northampton Counties.

[F. R. Doc. 46-9831; Filed, June 10, 1946; 2:47 p. m.]

[Directive 121]

PART 4004—PRICE STABILIZATION: MAXIMUM PRICES

MAXIMUM RAW MATERIAL COSTS; FROZEN VEGETABLES, 1946

The Secretary of Agriculture and the Price Administrator have submitted to me information with respect to establishing maximum raw material costs to be reflected in maximum prices for frozen vegetables produced from designated vegetables. After careful consideration, I find that the measures hereinafter authorized and directed to be taken by the Secretary of Agriculture and the Price Administrator will effectuate the purposes of the Stabilization Program.

Accordingly, pursuant to the authority vested in me by the Stabilization Act of 1942, as amended, and by Executive Order 9250 of October 3, 1942 (7 F.R. 7871), Executive Order 9328 of April 8, 1943 (8 F.R. 4681), Executive Order 9599 of August 18, 1945 (10 F.R. 10155), Executive Order 9651 of October 30, 1945 (10 F.R. 13487), Executive Order 9697 of February 14, 1946 (11 F.R. 1691), and Executive Order 9699 of February 21, 1946 (11 F.R. 1929); *It is hereby ordered:*

The Office of Price Administration is authorized and directed to establish maximum prices for the 1946 pack of frozen vegetables produced from the vegetables designated in Schedule A, attached hereto, which are computed on the basis of actual weighted average prices paid not in excess of the applicable raw material prices set forth in Schedule A.

Issued and effective this 7th day of June 1946.

CHESTER BOWLES,
Director.

SCHEDULE A

DESIGNATED AREA AVERAGE GROWER PRICES—VEGETABLES FOR FREEZING—1946

[Maximum raw material costs]

Commodity	State or area	Dollars per ton
1. Asparagus	Oregon and Washington	1942 price plus $40.[1]
	All other States	1942 price plus $30.[1]
2. Beans, fresh lima other than Fordhook type (see item 3 for Fordhooks)	New Jersey	$138.
	Arkansas, Washington, Oregon, California, and Idaho other than southeastern.[2]	$120.
	New York, Pennsylvania, Delaware, Maryland, Virginia's Eastern Shore,[3] Utah, Wyoming, and Idaho southeast.[2]	$105.
	All other States and areas	$100.
3. Miscellaneous vegetables (including Fordhook lima beans, broccoli, cauliflower, and any other vegetable not designated in Items 1-2 above but still under price control).		1942 price plus 20 percent.[1]

[1] These prices are on an individual processor basis.
[2] Southeastern Idaho: Franklin, Oneida, Bannock, and Bear Lake Counties.
[3] Eastern Shore Virginia: Accomac and Northampton Counties.

[F. R. Doc. 46-9832; Filed, June 10, 1946; 2:47 p. m.]

[Directive 114, Amdt. 1]

PART 4004—PRICE STABILIZATION: MAXIMUM PRICES

DAIRY PRODUCTS

Pursuant to the authority vested in me by the Stabilization Act of 1942, as amended, and by Executive Order 9250 of October 3, 1942 (7 F.R. 7871), Executive Order 9328 of April 8, 1943 (8 F.R. 4681), Executive Order 9599 of August 18, 1945 (10 F.R. 10155), Executive Order 9651 of October 30, 1945 (10 F.R. 13487), Executive Order 9697 of February 14, 1946 (11 F.R. 1691), and Executive Order 9699 of February 21, 1946 (11 F.R. 1929), *It is hereby ordered:*

Section 1 (I) of the directive is revoked.

Issued and effective this 10th day of June 1946.

CHESTER BOWLES,
Director.

[F. R. Doc. 46-9851; Filed, June 11, 1946; 10:47 a. m.]

Chapter XXIII—War Assets Administration

[Reg. 2,[1] Order 2]

PART 8302—DISPOSAL OF SURPLUS PERSONAL PROPERTY TO PRIORITY CLAIMANTS

EXEMPTION OF OFFICE OF CIVILIAN DEFENSE PROPERTY LOANED TO STATE OR LOCAL GOVERNMENTS

Surplus Property Administration Regulation 2, Order 2, November 16, 1945, entitled, "Exemption of Office of Civilian Defense Property Loaned to State or Local Governments" (10 F.R. 14202), is hereby revised and amended as herein set forth as War Assets Administration Regulation 2, Order 2.

During the war, the Office of Civilian Defense loaned to the several States and to their political sub-divisions certain items of property for purposes of air raid protection. A large amount of this property remains in the custody of the States and the political subdivisions to which it was loaned, and it will entail heavy expense to the Government to require the preparation of inventories and reports and to offer this property to priority claimants in accordance with this part.

The War Assets Administrator finds that an exemption should be granted from the requirements of this part for all of this property, except motor vehicles and ambulances, on the ground that it is impracticable and uneconomical to require the disposal of this property, except motor vehicles and ambulances, according to such requirements.

Pursuant to the provisions of § 8302.3 (b) (4) of this part and the authority of the Surplus Property Act of 1944 (58 Stat. 765; 50 U.S.C. App. Supp. 1611), Public Law 181, 79th Congress, 1st Session (59 Stat. 533), Executive Order 9689 (11 F.R. 1265), and Public Law 375, 79th Congress, 2d Session, *It is hereby ordered,* That:

1. Except as to motor vehicles and ambulances, which shall continue to be disposed of in accordance with the requirements of this part, the War Assets Administration is hereby authorized to dispose of without regard for the provisions of this part any items of property originally loaned by the Office of Civilian Defense to the States and political sub-divisions thereof.

2. To the extent feasible the War Assets Administration should dispose of property concentrated in cities and large towns in accordance with the order of priorities established under § 8302.5 but without regard for the provisions of § 8302.6.

3. Where property is widely scattered in small towns and rural areas, it should be disposed of to State and local governments without a previous offering to other priority claimants.

4. Whenever property is offered to State and local governments, preference shall be given first to those communities which are now charged with the custody of the property and second to adjacent communities.

This revised order shall become effective June 7, 1946.

E. B. GREGORY,
Administrator.

JUNE 7, 1946.

[F. R. Doc. 46-9875; Filed, June 11, 1946; 11:33 a. m.]

[1] 11 F.R. 5125.

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter I—Interstate Commerce Commission

[Docket 3666]

PARTS 71–85—TRANSPORTATION OF EXPLOSIVES

MISCELLANEOUS AMENDMENTS

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 6th day of June, A. D., 1946.

It appearing that pursuant to section 233 of the Transportation of Explosives Act approved March 4, 1921 (41 Stat. 1445), and Part II of the Interstate Commerce Act, the Commission has formulated and published certain regulations for transportation of explosives and other dangerous articles:

It further appearing, that in application received we are asked to amend the aforesaid regulations as set forth in provisions made part hereof;

It is ordered, That the aforesaid regulations for transportation of explosives and other dangerous articles be, and are hereby, amended as follows:

Shippers

Amending paragraph (p) (14) section 303, order Aug. 16, 1940, as follows (add):

(p) (14) (m) Until further order of the Commission, Liquefied petroleum gas cylinders constructed in accordance with ICC specification 4B which became due for quinquennial retest between December 7, 1941, and December 31, 1945, must be removed from service on or before January 15, 1947, unless retested as required by section 303 (p) (13) (a), (b) and other pertinent sections of these regulations.

It is further ordered, That this order amending the aforesaid regulations shall be effective forthwith; and shall continue in effect until January 15, 1947, or the further order of the Commission;

And it is further ordered, That a copy of this order be served upon all parties of record herein; and that notice of this order shall be given the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

(41 Stat. 1445; 49 Stat. 546; 52 Stat. 1237; 54 Stat. 921; 56 Stat. 176; 59 Stat. 658; 18 U.S.C. 383, 49 U.S.C. 304)

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-9874; Filed, June 11, 1946; 11:29 a. m.]

Notices

DEPARTMENT OF THE INTERIOR.

General Land Office.

[Misc. 1983466]

MICHIGAN

RESTORATION ORDER 1170 UNDER FEDERAL POWER ACT

MAY 29, 1946.

By Executive order of January 30, 1915, creating Power Site Reserve No. 470, the following described land was withdrawn for power purposes:

MICHIGAN MERIDIAN

T. 26 N., R. 1 W.,
Sec. 2, NW¼SE¼.
The area described contains 40 acres.

Pursuant to the determination of the Federal Power Commission (DA–2, Michigan) and in accordance with Departmental Order No. 1799 of March 19, 1943, 8 F.R. 3743, the above described land is hereby opened to disposition under applicable public land laws, subject to the provisions of section 24 of the Federal Power Act of June 10, 1920 (41 Stat. 1063), as amended by the act of August 26, 1935 (49 Stat. 838, 846, 16 U.S.C. sec. 818).

FRED W. JOHNSON,
Commissioner.

[F. R. Doc. 46-9847; Filed, June 11, 1946; 10:43 a. m.]

[Misc. 2017347]

ALASKA

RESTORATION ORDER 1181 UNDER FEDERAL POWER ACT

JUNE 3, 1946.

Upon application for Power Project No. 119, filed December 9, 1920, the following described land within the Chugach National Forest was withdrawn for power purposes:

KENAI PENINSULA

Homesite No. 59, identified as Lot 8 of the Snug Harbor Group, U. S. Survey No. 2525 (homesite application of Andy John Patrick, Anchorage 010167).
The area described contains 3.42 acres.

Pursuant to the determination of the Federal Power Commission (DA–38, Alaska) and in accordance with Departmental Order No. 1799 of March 19, 1943, 8 F.R. 3743, the above described land is hereby opened to disposition under applicable land laws, subject to the provisions of section 24 of the Federal Power Act of June 10, 1920 (41 Stat. 1063), as amended by the act of August 26, 1935 (49 Stat. 838, 846, 16 U.S.C. sec. 818).

FRED W. JOHNSON,
Commissioner.

[F. R. Doc. 46-9848; Filed, June 11, 1946; 10:43 a. m.]

Office of Coal Mines Administrator.

[Order CMAN–2]

INTERIM SAFETY REQUIREMENTS FOR MINES IN GOVERNMENT POSSESSION

Interim safety requirements for mines in Government possession under Executive Order 9728 pending formulation of Federal Mine Safety Code pursuant to section 2 (a) of agreement between Coal Mines Administrator and United Mine Workers of America.

Under the provisions of section 2 (a) of the agreement between the Coal Mines Administrator and the United Mine Workers of America, dated May 29, 1946, the Director of the Bureau of Mines is required, after consultation with representatives of the United Mine Workers and such other persons as he deems appropriate, to issue as soon as practicable and not later than 30 days from May 29, 1946, a reasonable code of standards and rules pertaining to safety conditions and practices in the mines. The Coal Mines Administrator is required to put this code into effect at the mines in Government possession and control under Executive Order 9728.

The Director of the Bureau of Mines has appointed a committee to advise and assist him in the formulation of the mine safety code to be issued pursuant to section 2 (a) of the above described agreement. This committee comprises the following: Dr. R. R. Sayers, Director of the Bureau of Mines, who is the Chairman of the Committee; Mr. A. D. Lewis and Mr. Harrison Combs, representing the United Mine Workers of America; Mr. G. H. Sambrook and Mr. A. J. Bartlett, representing the coal operators; and Mr. John E. Jones, representing the Coal Mines Administrator.

The Safety Committee of the Director of the Bureau of Mines has recommended to the Coal Mines Administrator that, pending the formulation and placing into effect of the Federal Mine Safety Code to be issued pursuant to section 2 (a) of the aforementioned agreement, certain safety standards and rules which are recommended for observance from time to time at particular mining properties by inspectors of the United States Bureau of Mines should be made to apply to the mines in the possession of the Government under Executive Order 9728. It is the further opinion of the Committee that, in making any such recommendations with respect to individual mining properties in the possession of the United States, inspectors of the United States Bureau of Mines should be guided by the Inspection Standards for Bituminous-Coal and Lignite Mines contained in Information Circular 7333 of the Bureau of Mines, United States Department of the Interior (revised July, 1945).

Now, therefore, pursuant to authority granted to the undersigned by Executive Order 9728 (11 F.R. 5593) and the orders of the Secretary of the Interior, *It is hereby ordered and directed*, That, pending the formulation and placing into effect of the Federal Mine Safety Code to be issued pursuant to section 2 (a) of the aforementioned agreement, operating managers for the United States at any and all mines in Government possession under Executive Order 9728 shall observe such safety standards and rules which may be recommended for observance at any particular mining property by inspectors of the United States Bureau of Mines, and which are based upon the Inspection Standards for Bituminous-Coal and Lignite Mines contained in Information Circular 7333 of the Bureau of Mines, United States Department of the Interior (revised July, 1945). *Provided, however*, That if, in the opinion of any operating manager for the United States, any recommendation thus made by an inspector of the United States Bureau of Mines would interfere seriously with the operation of a mine or would result in the closing of a mine, the operating manager shall immediately submit a statement to the Coal Mines Administrator setting forth the reasons why such recommendation should not be placed into effect, and such recommendation shall not become effective except to the extent which the Coal Mines Administrator may thereafter specifically order. *Provided further*, That in those instances where an inspector of the United States Bureau of Mines finds that an imminent danger exists, he shall take immediate action to remove all workmen from the unsafe area until such danger is removed.

This order shall terminate as soon as the Federal Mine Safety Code to be issued pursuant to section 2 (a) of the agreement between the Coal Mines Administrator and the United Mine Workers of America dated May 29, 1946, is placed into effect by the Coal Mines Administrator. Nothing in this order, or any action taken by an inspector of the United States Bureau of Mines or the Coal Mines Administrator under this order, shall be construed to require the Director of the Bureau of Mines, in formulating the new Federal Mine Safety Code, to adopt or include in such code any action, recommendation or finding made pursuant to this order or any of the safety rules or standards of the United States Bureau of Mines whether referred to in this order or otherwise.

B. MOREELL,
Coal Mines Administrator.

JUNE 7, 1946.

[F. R. Doc. 46-9853; Filed, June 11, 1946; 10:39 a. m.]

DEPARTMENT OF LABOR.

Wage and Hour Division.

LEARNER EMPLOYMENT CERTIFICATES

ISSUANCE TO VARIOUS INDUSTRIES

Notice of issuance of special certificates for the employment of learners under the Fair Labor Standards Act of 1938.

Notice is hereby given that special certificates authorizing the employment of learners at hourly wages lower than the minimum rate applicable under section 6 of the Act are issued under section 14 thereof and § 522.5 (b) of the regulations issued thereunder (August 16, 1940, 5 F.R. 2862) to the employers listed below effective as of the date specified in each listed item below.

The employment of learners under these certificates is limited to the terms and conditions as designated opposite the employer's name. These certificates are issued upon the employers' representations that they are actually in need of learners at subminimum rates in order to prevent curtailment of opportunities for employment. The certificates may be cancelled in the manner provided for in the regulations and as indicated on the certificates. Any person aggrieved by the issuance of the certificates may seek a review or reconsideration thereof.

Name and Address of Firm, Industry, Learner Occupations, Number of Learners, Learning Period, Learner Wage, Effective and Expiration Dates

Forest Lake Academy, Maitland, Florida; Print shop; nine (9) learners, compositor, pressman, office worker and related operations, for a learning period of 1000 hours at 30 cents for the first 500 hours and 35 cents for the remaining 500 hours; effective May 1, 1946, expiring June 30, 1947.

Southwestern Junior College, Keene, Texas, as follows:

Furniture factory; fifty (50) learners, milliman, assembler and related operations, for a learning period of 480 hours at 30 cents for the first 300 hours and 35 cents for the remaining 180 hours.

Print shop; ten (10) learners, compositor, pressman and related operations, for a learning period of 1000 hours at 30 cents for the first 500 hours and 35 cents for the remaining 500 hours.

Chenille factory; fifteen (15) learners, serger, cutter, machine operator, trimmer and related operations, for a learning period of 600 hours at 30 cents for the first 400 hours and 35 cents for the remaining 200 hours.

Effective July 1, 1946, expiring June 30, 1947.

Signed at New York, New York, this 7th day of June 1946.

PAULINE C. GILBERT,
Authorized Representative of the Administrator.

[F. R. Doc. 46-9844; Filed, June 11, 1946; 10:42 a. m.]

CIVIL AERONAUTICS BOARD.

[Docket No. 337 et al.]

TEXAS-OKLAHOMA CASE

NOTICE OF ORAL ARGUMENT

In the matter of the applications for certificates and amendments of certificates of public convenience and necessity under section 401 of the Civil Aeronautics Act of 1938, as amended.

Notice is hereby given, pursuant to the Civil Aeronautics Act of 1938, as amended, particularly sections 401 and 1001 of said act, that oral argument in the above-entitled proceeding is assigned to be held on June 24, 1946, at 10 a. m. (eastern standard time) in Room 5044, Commerce Building, 14th Street and Constitution Avenue NW., Washington, D. C., before the Board.

Dated Washington, D. C., June 10, 1946.

By the Civil Aeronautics Board.

[SEAL] FRED A. TOOMBS,
Secretary.

[F. R. Doc. 46-9873; Filed, June 11, 1946; 11:22 a. m.]

FEDERAL COMMUNICATIONS COMMISSION.

AM STATION WBBW AND FM STATION WABW[1]

PUBLIC NOTICE CONCERNING PROPOSED ASSIGNMENT OF LICENSE

The Commission hereby gives notice that on April 16, 1946, there was filed an application (B4–AL–538) for consent under section 310 (b) of the Communications Act (47 U.S.C.A. 310) to the proposed assignment of the license of AM Station WBBW and FM Station WABW, Indianapolis, Indiana, from Associated Broadcasters, Incorporated, to Evansville On The Air, Incorporated, 519 Vine Street, Evansville 8, Indiana.

On April 5, 1946, the present licensee, in consideration of $750.00, granted an option to proposed assignee to transfer the equipment and properties of the above indicated AM and FM Stations subject to Commission approval. In return for the assets the licensee is to receive 1,350 shares, at $20.60 per share, of the Class A voting stock of Curtis Radiocasting Corporation. The option contains a provision permitting assignee to obtain all of the stock of licensee subject to payment of its debts, and in accordance with the terms of the option. Further details concerning the application and negotiations between the parties may be found with the application and papers on file at the offices of the Commission.

In the Commission's decision of September 6, 1945, granting the application for transfer of control of the Crosley Corporation (Docket No. 6767), it was announced that public hearings would be held to consider new rules and regulations for the handling of assignment and transfer applications including provision for public notice by the applicant and by the Commission of the filing of such applications and pertinent details in cases where a controlling interest is involved. Thereafter, on October 3, 1945, the Commission also gave public notice (10 F.R. 12926) that pending the issuance of such proposed new rules, hearing thereon, and final adoption, consideration of such applications would be deferred unless applicants desired to follow the procedure proposed in the Crosley decision and supplement their applications so as to come within the framework of the announced procedure, including the provision for public notice. Subsequently, on December 13, 1945, the Commission adopted tentatively a proposed rule of procedure to govern the handling of assignment and transfer applications including the character of notice required of applicants in such cases. Pursuant thereto, the Commission was advised on May 29, 1946, that beginning on May 30, 1946, notice of the proposed assignment would be published in the Indianapolis News in conformity with the provisions of the proposed Rules.

In accordance with the procedure proposed in the Crosley decision and that announced in the Commission's release, no action will be had in the instant application for a period of 60 days from May 30, 1946, within which time other persons desiring to apply for the facilities involved may do so upon the same terms and conditions as set forth in the above-described contract.

(Sec. 310 (b), 48 Stat. 1086; 47 U.S.C.A. 310 (b))

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-9840; Filed, June 11, 1946; 10:21 a. m.]

[1] Section 1.364, Part 1, Rules of Practice and Procedure.

STATION KMED MEDFORD, OREG.[1]

PUBLIC NOTICE CONCERNING PROPOSED ASSIGNMENT OF LICENSE

The Commission hereby gives notice that on May 16, 1946, there was filed with it an application (B5–AL–536) for its consent under section 310 (b) of the Communications Act (47 USCA 310) to the proposed assignment of license of Station KMED, Medford, Oregon from Mrs. W. J. Virgin to "Gibson Broadcasting," a California corporation, 516 Marin Street, Vallejo, California.

The proposed assignment is based upon a contract dated April 9, 1946, under which Blanch Virgin, also known as Mrs. W. J. Virgin, agrees to sell and Luther E. Gibson agrees to buy, in consideration of $250,000 (with right to transfer to Gibson Broadcasting) all of seller's radio broadcasting business including station KMED with real estate, improvements, equipment, and real estate upon which to locate an FM station. The purchase price is payable by a deposit of $10,000 in escrow, $52,500 upon approval of the Commission, and the balance of $187,500 at the rate of $2,000 a month beginning one year after approval by the Commission, with interest of 4% on the unpaid balance, payable monthly. Further details concerning the application and negotiations between the parties may be found with the application and papers on file at the offices of the Commission.

In the Commission's decision of September 6, 1945, granting the application for transfer of control of the Crosley Corporation (Docket No. 6767), it was announced that public hearings would

be held to consider new rules and regulations for the handling of assignment and transfer applications including provision for public notice by the applicant and by the Commission of the filing of such applications and pertinent details in cases where a controlling interest is involved. Thereafter, on October 3, 1945, the Commission also gave public notice (10 F.R. 12926) that pending the issuance of such proposed new rules, hearing thereon, and final adoption, consideration of such applications would be deferred unless applicants desired to follow the procedure proposed in the Crosley decision and supplement their applications so as to come within the framework of the announced procedure, including the provision for public notice. Subsequently, on December 13, 1945, the Commission adopted tentatively a proposed rule of procedure to govern the handling of assignment and transfer applications including the character of notice required of applicants in such cases. Pursuant thereto, the Commission was advised May 31, 1946, that beginning on May 20, 1946, notices of the proposed assignment were published in the Medford, Oregon Mail Tribune, in conformity with the provisions of the proposed Rules.

In accordance with the procedure proposed in the Crosley decision and that announced in the Commission's release, no action will be had in the instant application for a period of 60 days from May 10, 1946, within which time other persons desiring to apply for the facilities involved may do so upon the same terms and conditions as set forth in the above-described contract.

(Sec. 310 (b), 48 Stat. 1086; 47 U.S.C.A. 310 (b))

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-9841; Filed, June 11, 1946; 10:21 a. m.]

KSAM, HUNTSVILLE, TEX.[1]

PUBLIC NOTICE CONCERNING PROPOSED ASSIGNMENT OF LICENSE

The Commission hereby gives notice that on May 31, 1946 there was filed with it an application (B3-AL-539) for its consent under section 310 (b) of the Communications Act (47 U.S.C.A. 310) to the proposed assignment of license of standard broadcast station KSAM, Huntsville, Texas, from W. J. Harpole and J. C. Rothwell, a partnership, d/b as Radio Station KSAM, to J. G. Long, Bay City, Texas. The proposal to assign said license is based upon an agreement of April 26, 1946, between the present licensed partnership and J. G. Long, pursuant to which the former would sell to the latter Station KSAM and all the property and equipment thereof for a total purchase price of $42,500 of which $15,000 is placed in escrow with the Houston National Bank. According to the contract, adjustments will be made as of May 1, 1946, if the application is approved. Further details concerning the arrangements and as to the application may be found with the papers on file in the offices of the Commission.

In the Commission's decision of September 6, 1945, granting the application for transfer of control of the Crosley Corporation (Docket No. 6767), it was announced that public hearings would be held to consider proposed new rules and regulations for the handling of assignment and transfer applications including provision for public notice by the applicant and the Commission of the filing of such applications and pertinent details in cases where a controlling interest is involved. Thereafter on October 3, 1945, the Commission also gave public notice (10 F.R. 12926) that pending the issuance of such proposed new rules, hearing thereon, and final adoption, such applications would be deferred unless applicants desired to follow the procedure proposed in the Crosley decision and supplement their applications so as to come within the framework of the announced procedure including the provision for public notice. Pursuant thereto the Commission was advised on June 6, 1946, that notice as to the proposed assignment of the license and sale of the station would be inserted in a Houston, Texas, newspaper which has general circulation in Huntsville, Texas, at least twice a week for three weeks beginning June 10, 1946.

In accordance with the procedure proposed in the Crosley decision and that announced in the Commission's release no action will be had upon the KSAM application for a period of 60 days from June 10, 1946, within which time other persons desiring to apply for the facilities involved may do so upon the same terms and conditions as set forth in the above-described contracts.

(Sec. 310 (b), 48 Stat. 1086; 47 U.S.C. 310 (b))

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-9842; Filed, June 11, 1946; 10:21 a. m.]

[1] Section 1.364, Part I, Rules of practice and procedure.

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 6335]

RUDOLF SUHLEDER

In re: Estate of Rudolf Suhleder, deceased; File D-28-9672; E. T. sec. 13461.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Antonia Suhleder, Erwin Suhleder, Josef Suhleder, Karl Suhleder, Adolf Suhleder, Mrs. Anton Leidner, Mrs. Helena Brummer and Rudolf Volk and each of them, in and to the estate of Rudolf Suhleder, deceased,

is property payable or deliverable to, or claimed by nationals of a designated enemy country, Germany, namely:

Nationals and Last Known Address

Antonia Suhleder, Germany.
Erwin Suhleder, Germany.
Josef Suhleder, Germany.
Adolf Suhleder, Germany.
Karl Suhleder, Germany.
Mrs. Anton Leidner, Germany.
Mrs. Helena Brummer, Germany.
Rudolf Volk, Germany.

That such property is in the process of administration by Ludwina Suhleder, as Executrix of the Estate of Rudolf Suhleder, deceased, acting under the judicial supervision of the Surrogate's Court, Queens County, New York;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, Germany;

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 23, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-9756; Filed, June 10, 1946; 10:21 a. m.]

[Vesting Order 6343]

EMILIE MAI

In re: Bank account owned by Emilie Mai.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Emilie Mai, whose last known address is Abersfeld, Unterfranken, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to William J. Topken and/or Philip F. Farley, by The Chase National Bank of the City of New York, New York, New York, arising out of an inactive dollar checking account, entitled c/o William J. Topken and/or Philip F. Farley, attorneys in fact for Emilie Mai, maintained at the branch office of the aforesaid bank located at 115 Broadway, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Emilie Mai, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 24, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-9757; Filed, June 10, 1946; 10:21 a. m.]

[Vesing Order 6344]

EMILY MARTIN

In re: Bank account owned by Emily Martin.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Emily Martin, whose last known address is Potsdam, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Martin Lindsay, Trustee, by The First National Bank of Chicago, Chicago, Illinois, arising out of a Savings Account, Account Number 1,368,667, entitled Martin Lindsay, Trustee for Emily Martin u/w of Hedwig Barth, deceased, and any and all rights to demand, enforce and collect the same.

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Emily Martin, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 24, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-9758; Filed, June 10, 1946; 10:21 a. m.]

[Vesting Order 6351]

EMMA SCHLEICHER

In re: Bank account owned by Emma Schleicher.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Emma Schleicher, whose last known address is Abersfeld, Unterfranken, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to William J. Topken and/or Philip F. Farley, by The Chase National Bank of the City of New York, New York, New York,, arising out of an inactive dollar checking account, entitled c/o William J. Topken and/or Philip F. Farley, attorneys in fact for Emma Schleicher, maintained at the branch office of the aforesaid bank located at 115 Broadway, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Emma Schleicher, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated,

sold or otherwise dealth with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 24, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–9759; Filed, June 10, 1946; 10:21 a. m.]

[Vesting Order 6353]

FERDINAND SPIEGEL

In re: Bank account owned by Ferdinand Spiegel.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Ferdinand Spiegel, whose last known address is Ludwigshafen-Mundenheim, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to William J. Topken and/or Philip F. Farley, by The Chase National Bank of the City of New York, New York, New York, arising out of an inactive dollar checking account, entitled c/o William J. Topken and/or Philip F. Farley, attorneys in fact for Ferdinand Spiegel, maintained at the branch office of the aforesaid bank located at 115 Broadway, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Ferdinand Spiegel, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 24, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–9760; Filed, June 10, 1946; 10:21 a. m.]

[Vesting Order 6354]

LUDWIG SPIEGEL

In re: Bank account owned by Ludwig Spiegel.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Ludwig Spiegel, whose last known address is Frankenthal, Germany, is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to William J. Topken and/or Philip F. Farley, by The Chase National Bank of the City of New York, arising out of an inactive dollar checking account, entitled c/o William J. Topken and/or Philip F. Farley, attorneys in fact for Ludwig Spiegel, maintained at the branch office of the aforesaid bank located at 115 Broadway, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Ludwig Spiegel, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 24, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–9761; Filed, June 10, 1946; 10:21 a. m.]

[Vesting Order 6359]

HEINRICH ZITTEL

In re: Debt owing to Heinrich Zittel.

Under the authority of the Trading with the Enemy Act, as amended, and

Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Heinrich Zittel, whose last known address is Zell, Palatinate, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: All those debts or other obligations owing to Heinrich Zittel, by Richter & Kaiser, Inc., 186 Remsen Street, Brooklyn 2, New York, including particularly but not limited to a portion of the sum of money on deposit with Manufacturers Trust Company, 55 Broad Street, New York, New York, in a dollar account, entitled Richter & Kaiser, Inc. Special, Blocked as German Nationals, maintained at the branch office of the aforesaid bank located at 209 Montague Street, Brooklyn, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 24, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–9762; Filed, June 10, 1946; 10:21 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[Rev. SO 119, Amdt. 1 to Order 165]

RUTENBER ELECTRIC CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, *It is ordered:*

That Order No. 165 under Revised Supplementary Order No. 119 be amended in the following respect:

1. In paragraph (b) (1) and paragraph (b) (2) the model numbers are changed as follows:

Model No. 324 is changed to Model No. 524.
Model No. 324 with clock and timer is changed to Model No. 524 with clock and timer.
Model No. 345 is changed to Model No. 545.
Model No. 345 with clock and timer is changed to Model No. 545 with clock and timer.
Model No. 350 is changed to Model No. 550.
Model No. 350 with clock and timer is changed to Model No. 550 with clock and timer.

This amendment shall become effective on the 11th day of June 1946.

Issued this 10th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–9809; Filed, June 10, 1946; 11:51 a. m.]

[Rev. SO 119, Order 246]

ELLWOOD CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 246 under Revised Supplementary Order No. 119. Docket No. 6123–SO 119–131. Adjustments of maximum prices for enameled cast iron plumbing fixtures manufactured by Ellwood Co., Ellwood City, Pennsylvania.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 13 of Revised Supplementary Order No. 119; it is ordered:

(a) *Maximum prices for Ellwood Co., Ellwood City, Pa.* (1) The above manufacturer may determine his maximum prices for his line of enameled cast iron plumbing fixtures by increasing by 18.2 percent his prices on these items in effect on October 1, 1941 to each class of purchaser.

(2) Since the provisions of this order are not intended to reduce properly established maximum prices, the manufacturer may continue to use as his maximum prices to each class of purchaser his properly established prices in effect under Maximum Price Regulation No. 591 in the event that such prices exceed the prices in effect to each class of purchaser on October 1, 1941 plus the increase provided for in (1) above.

(3) The maximum prices set forth above shall be subject to discounts and allowances including transportation allowances and price differentials which are at least as favorable as those the manufacturer extended or rendered or would have extended or rendered to each class of purchaser on commodities in the same general category during March 1942.

(b) *Resellers' maximum prices.* All resellers of the commodities covered by this order (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their presently established maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted the manufacturer by this order.

(c) *Notification to all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment granted by this order is put into effect:

Order No. 246 under Revised Supplementary Order No. 119 authorizes an 18.2 percent increases in October 1, 1941 net prices for sales of enameled cast iron plumbing fixtures manufactured by this company.

Resellers (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their existing maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted by Order No. 246.

(d) All prayers for relief not granted herein are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective June 11, 1946.

Issued this 10th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–9810; Filed, June 10, 1946; 11:51 a. m.]

[Rev. SO 119, Order 247]

RELIANCE DISTRIBUTING CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 247 under Revised Supplementary Order No. 119. Docket No. 6123–SO 119–136, adjustments of maximum prices for aluminum and copper stove connectors manufactured by the Reliance Distributing Company, Cleveland, Ohio.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 13 of Revised Supplementary Order No. 119, it is ordered:

(a) *Maximum prices for Reliance Distributing Company, Cleveland, Ohio.*

(1) The above manufacturer may determine his maximum prices for his line of aluminum and copper stove connectors by increasing by 24.3 percent his prices on these items in effect on October 1, 1941 to each class of purchaser.

(2) Since the provisions of this order are not intended to reduce properly established maximum prices, the manufacturer may continue to use as his maximum prices to each class of purchaser his properly established prices in effect under Maximum Price Regulation No. 591 in the event that such prices exceed the prices in effect to each class of purchaser on October 1, 1941, plus the increase provided for in (1) above.

(3) The maximum prices set forth above shall be subject to discounts and allowances including transportation allowances and price differentials which are at least as favorable as those the manufacturer extended or rendered or would have extended or rendered to each class of purchaser on commodities in the same general category during March 1942.

(b) *Resellers' maximum prices.* All resellers of the commodities covered by this order (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their presently established maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted the manufacturer by this order.

(c) *Notification to all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment granted by this order is put into effect:

Order No. 647 under Revised Supplementary Order No. 119 authorizes a 24.3 percent increase in October 1, 1941 net prices for sales of aluminum and copper stove connectors manufactured by this company.

Resellers (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their existing maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted by Order No. 647.

(d) All prayers for relief not granted herein are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective June 11, 1946.

Issued this 10th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9811; Filed, June 10, 1946; 11:51 a. m.]

[SO 133, Rev. Order 16]

PETERSON ART FURNITURE CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 16 under Supplementary Order No. 133 is revised and amended to read as follows:

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to Supplementary Order No. 133; it is ordered:

(a) *Manufacturer's maximum prices.* Peterson Art Furniture Company, Faribault, Minn., may increase its maximum prices properly established under Maximum Price Regulation No. 188 (exclusive of any adjustment charges), for articles of household furniture which it manufactures by 13.6 percent of each such maximum price.

(b) *Resellers' ceiling prices.* Resellers of articles which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

(1) A retailer who must determine his ceiling price under Maximum Price Regulation No. 580 and a wholesaler who must determine his ceiling prices under Maximum Price Regulation No. 590, shall compute their ceiling prices in the manner provided by these regulations. However, if the supplier's invoice states both an "unadjusted maximum price" and a selling price, the reseller shall compute his ceiling prices under these regulations as they have been modified by Order No. 4800 under § 1499.159b of Maximum Price Regulation No. 188.

(2) A reseller who determines his maximum resale price under the General Maximum Price Regulation, and whose supplier's invoice states both an "unadjusted maximum price" and a selling price, shall compute his ceiling prices under that regulation as modified by Order No. 4800 under § 1499.159b of Maximum Price Regulation No. 188.

If his supplier's invoice does not state an "unadjusted maximum price", the reseller shall calculate his ceiling prices by adding to his invoice cost the same percentage mark-up which he had on the "most comparable article" for which he has a properly established ceiling price. For this purpose, the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of article to which, according to customary trade practices, an approximately uniform percentage mark-up is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method, the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(3) The provisions of Supplementary Order No. 153 shall not apply to the determination of ceiling prices for resales of articles covered by this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in effect during March 1942, or thereafter, properly established under Office of Price Administration regulations.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles. This notice may be given in any convenient form.

(e) The manufacturer shall file the report described in Section 5 of Supplementary Order No. 133 with the Office of Price Administration, Washington 25, D. C., and shall comply with the invoicing and reporting provisions of Order No. 4800 under Maximum Price Regulation No. 188.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective on the 10th day of June 1946.

Issued this 10th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9812; Filed, June 10, 1946; 11:49 a. m.]

[MPR 168, Order 503]

PACIFIC MFG. CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of the model 50 WA portable air conditioner manufactured by the Pacific Manufacturing Company, 5308 Blanche Avenue, Cleveland 4, Ohio.

(1) For all sales and deliveries to the following classes of purchasers by all sellers the maximum prices are those set forth below:

Article	Maximum prices to—			
	Wholesalers	Retailers		Ultimate consumers
		Class A	Class B	
Model 50 WA ½ H. P. self-contained air conditioner	$175	$189	$210	$350

The ceiling prices for sales by the manufacturer to persons other than consumers are f. o. b. factory. The ceiling prices for sales by wholesalers are f. o. b. seller's city.

The ceiling price for sales to ultimate consumers includes delivery, installation and a one year warranty against all defects in parts and workmanship, and a three-year warranty on the compressor unit and motor.

These maximum prices are for the articles described in the manufacturer's application dated April 30, 1946.

A Class A retailer is a retailer who also acts as a wholesaler in areas not served by wholesalers and who carries a stock of air conditioners in order to fill the needs of other retailers to whom he resells. A Class B retailer is any retailer not in Class A.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. These prices are subject to each seller's customary terms and conditions of sales on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. The tag or label shall contain the manufacturer's name, the model designation of the machine, its OPA retail ceiling price and a statement that the price includes delivery, installation and a one year warranty against all defects in parts and workmanship and a three year warranty on the compressor unit and motor, and a statement that the tag or label may not be removed until the air conditioner is sold to an ultimate consumer.

(c) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 11th day of June 1946.

Issued this 10th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9798; Filed, June 10, 1946; 11:44 a. m.]

[MPR 591, Order 587]

ZER-O-AIRE CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following Farmer Freezer manufactured by the Zer-O-Aire Company of Des Moines, Iowa and as described in the application dated April 17, 1946 which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
Model 17-FS; 17 cu. ft. ½ h. p. condensing unit	$297.50	$357.00	$595.00

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class of comparable sales of similar commodities in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Zer-O-Aire Company of Des Moines, Iowa shall stencil on the inside of lid or cover of the farm freezer covered by this order, substantially the following:

OPA Maximum Retail Price $595.00

Plus freight and crating as provided in Order No. 587 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 11, 1946.

Issued this 10th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9801; Filed, June 10, 1946; 11:50 a. m.]

[MPR 591, Order 588]

C. F. CHURCH MFG. CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 13 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment on sales by any person to plumbing and heating contractors, installers, commercial and industrial users for the following toilet seats manufactured by the C. F. Church Manufacturing Company of Holyoke, Mass., shall be:

Plate No.:	
800	$5.70
840	6.40
850	6.10
860	7.20
870	5.70
880	7.95
885	6.60
890	8.70
895	7.40

(b) The maximum net prices, f. o. b. point of manufacture, for sales by any person to plumbing and heating jobbers of the toilet seats covered by this order shall be the maximum prices set forth in (a) above less a discount of 20 percent.

(c) In addition to the discount provided for in (b) above, the maximum prices established by this order are subject to discounts, allowances including transportation allowances, and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(d) The maximum prices for sales on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(e) Each seller of the commodities covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order and the maximum prices established for such purchasers upon resale.

This order shall become effective June 11, 1946.

Issued this 10th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9802; Filed, June 10, 1946; 11:50 a. m.]

[MPR 591, Order 589]

NATIONAL MFG. CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum prices for sales by any person to consumers of the following water softeners manufactured by National Manufacturing Company of Van-

port City, Oreg., and described in its application dated April 16, 1946, shall be:

Twin unit, solo valve, water softener, 40,000 grains capacity, welded steel tanks---------- $209.00

(b) The maximum net price f. o. b. point of shipment for sales by any person shall be the maximum price specified in (a) above less the following discounts:

(1) On sales to dealers, a discount of 40 percent;

(2) On sales to jobbers, successive discounts of 40% and 20%.

(c) The maximum prices established by this order are subject to such further cash discounts, transportation allowances and price differentials at least as favorable as those which each seller extended or rendered or would have extended or rendered during March 1942 on sales of commodities in the same general category.

(d) The maximum prices on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(e) Each seller covered by this order, except on sales to consumers shall notify each of his purchasers, in writing at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers except dealers upon resale.

(f) National Manufacturing Company shall attach to each water softener covered by this order a tag containing the following:

OPA Maximum Retail Price—
Not Installed $------
(Do Not Detach)

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 11, 1946.

Issued this 10th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9803; Filed, June 10, 1946; 11:50 a. m.]

[MPR 599, Order 20]

GENERAL MOTORS CORP.

APPROVAL OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 11a of Maximum Price Regulation No. 599; *It is ordered:*

(a) This order establishes ceiling prices for sales of automobile radios sold by the Cadillac Motor Car Division of General Motors Corporation which are already installed or are to be installed in motor cars of its manufacture.

(b) The ceiling prices for sales of the Cadillac Motor Car Division of General Motors Corporation, its distributors and dealers, of the radios listed below are the prices set forth opposite the radio for sales to each class of purchaser under the terms and conditions of sale specified.

Article	Model No.	Ceiling prices to—					
		Distributors		Dealers		Consumers	
		Uninstalled	Installed	Uninstalled	Installed	Uninstalled	Installed
Auto radio	7253207	*Each* $42.09	*Each* $45.79	*Each* $46.60	*Each* $50.30	*Each* $66.44	*Each* $70.11

These ceiling prices are subject to the same terms and conditions of sale including provision for transportation charges to which ceiling prices of extra or optional equipment or accessories sold by the Cadillac Motor Car Division of General Motors Corporation, are subject under the provisions of Maximum Price Regulation 594, 452, 453 and orders thereunder. If those regulations or orders do not expressly cover a particular type of sale, these ceiling prices are subject to the seller's customary terms, discounts, allowances, and other differentials for such a sale. The ceiling prices on an installed basis include all allowable installation charges for the radio alone. The ceiling prices on an installed and uninstalled basis do not cover the cost of installation charges for the antenna.

(c) The ceiling prices fixed by this order are exclusive of Federal excise taxes. In addition to these ceiling prices each seller may collect the amount of the Federal excise taxes. State and local taxes may also be collected.

(d) Sellers of the radios covered by this order are not required to comply with the tagging requirements of Maximum Price Regulation No. 599 but at the time of or prior to the first invoice to a purchaser for resale of such radio each seller shall notify the purchaser of the ceiling prices, terms and conditions of sale established by the order.

(e) *Description.* (1) Auto radio, Model No. 7253207 is a 7 tube, battery power radio with an 8" permanent magnet type of speaker, all in a metal case, $9\frac{1}{8}$ x $9\frac{27}{32}$" x $8\frac{21}{32}$", designed for installation in an automobile manufactured by the Cadillac Motor Car Division of General Motors Corporation.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 10th of June 1946.

Issued this 10th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9806; Filed, June 10, 1946; 11:52 a. m.]

[SO 142, Order 134]

LANDIS MACHINE CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 134 under Supplementary Order 142. Adjustment provisions for sales of industrial machinery and equipment. Docket No. 6083-SO 142-136-444.

For the reasons set forth in an opinion issued simultaneously, herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142; *It is ordered:*

(a) The maximum prices for sales by Landis Machine Company, St. Louis, Mo., of all its products, which are covered by any of the regulations listed in Supplementary Order No. 142, shall be determined by increasing by 5.3% the maximum prices for these products in effect just prior to the issuance of this order.

(b) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the percentage by which his net invoiced cost has been increased by reason of this order.

(c) The Landis Machine Company, St. Louis, Mo., shall notify each purchaser, who buys the products listed in paragraph (a) above for resale of the percentage by which his order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington 25, D. C.

(d) All requests not granted herein are denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 11, 1946.

Issued this 10th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9813; Filed, June 10, 1946; 11:51 a. m.]

[Rev. SO 119, Order 249]

CHICAGO ELECTRIC MFG. CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* The Chicago Electric Manufacturing Company, 6333 West 65th Street, Chicago, Illinois, may compute its adjusted ceiling prices for all articles of its electric fan line which it manufactures, as follows:

(1) For an article in its line during June 1941, the adjusted ceiling price is the highest price charged during that month to each class of purchaser increased by 40 percent.

(2) For an article not in its line during June 1941, but which has a properly established ceiling price, in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by the percentage determined in accordance with "Note 3" in section 8 of Revised Supplementary Order No. 119.

(3) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188; and prices so fixed may not be increased under this order.

(4) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) *Ceiling prices of purchasers for resale.* Ceiling prices of purchasers for resale of electric fans whose ceiling prices were determined in accordance with paragraph (a) of this order shall be determined by Chicago Electric Manufacturing Company in accordance with Order No. 6 under § 1499.159e of Maximum Price Regulation No. 188.

(c) The provisions of Supplementary Order No. 153 shall have no application to any sale or delivery of any article whose manufacturer's ceiling price was established under this order.

(d) All requests contained in the application for price adjustment filed by Chicago Electric Manufacturing Company on February 14, 1946, and all amendments and additions thereto, not specifically granted by this order are hereby denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 10th day of June 1946.

Issued this 10th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9838; Filed, June 10, 1946; 4:39 p. m.]

[MPR 64, Rev. Order 286]

AMERICAN STOVE CO.

APPROVAL OF MAXIMUM PRICES

Order 286 under Maximum Price Regulation No. 64 is revised and amended to read as follows:

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 11 of Maximum Price Regulation No. 64; *It is ordered:*

(a) This order establishes maximum prices for sales of certain models of gas ranges manufactured by the American Stove Company, 4301 Perkins Avenue, Cleveland 3, Ohio.

(1) For sales in each zone by retail dealers to ultimate consumers the maximum prices, including the Federal excise tax but not including any State or local taxes imposed at the point of sale, are those set forth below:

Model and article	Maximum price for sales to ultimate consumers			
	Zone 1	Zone 2	Zone 3	Zone 4
37101-14 without covers—gas range	$178.50	$183.00	$185.00	$202.00
37201-14 without covers—gas range	190.50	198.25	197.25	214.50
37201-13 without covers—gas range	219.50	224.25	226.25	244.00
37201-44 without covers—gas range	202.50	207.00	209.25	226.50
37201-54 without covers—gas range	202.50	207.00	209.25	226.50
37201-53 without covers—gas range	231.50	236.25	238.25	255.50
37301-14 without covers—gas range	136.50	138.75	142.50	156.00
37301-13 without covers—gas range	166.00	167.75	172.00	185.25
7101-14 without covers—gas range	150.50	155.00	157.00	167.50
7201-14 without covers—gas range	162.50	167.25	169.25	180.25
7201-44 without covers—gas range	174.50	179.00	181.25	192.00
7301-14 without covers—gas range	122.50	124.75	128.50	135.75
8501-4 without covers—gas range	88.00	92.50	92.75	98.25
8701-4 without covers—gas range	101.50	106.50	107.00	107.75
8801-14 without covers—gas range	115.75	121.00	121.50	123.25
9001-0 without covers—bungalow	164.75	169.75	174.50	183.25
9166-11 without covers—combination	231.00	235.75	244.50	247.00
8266-0 without covers—combination	219.25	224.00	232.75	235.50

These prices include delivery and installation. If the retail dealer does not provide installation he shall compute his maximum price by subtracting $9.00 in the case of gas bungalow or combination ranges and $6.00 in the case of gas ranges not of the bungalow or combination type from his maximum price as shown above for sales on an installed basis. In all other respects these prices are subject to each seller's customary terms, discounts, allowances (other than trade-in allowances) and other price differentials in effect on sales of similar articles.

(b) The manufacturer shall, before delivering any range covered by this order, after the effective date thereof, attach securely to the inside oven door panel a label which plainly states the OPA retail ceiling prices established by this order for sales of the range to ultimate consumers in each zone together with a list of the States included in each zone. The label shall also state that the retail prices shown thereon include the Federal excise tax, delivery and installation, and that if the seller does not provide installation, the maximum price is $9.00 less than the price shown on the label if the range is of the bungalow or combination type and $6.00 less than the price shown on the label if the range is not of the bungalow or combination type.

(c) For purposes of this order Zones 1, 2, 3, and 4 comprise the following states:

Zone 1. Maine, New Hampshire, Vermont, Massachusetts, Connecticut, Rhode Island, New Jersey, New York, Pennsylvania, Maryland, Delaware, Virginia, West Virginia, Ohio, Indiana, Michigan, Kentucky, Illinois, Wisconsin, Iowa, Missouri and the District of Columbia.

Zone 2. North Carolina, South Carolina, Georgia, Florida, Tennessee, Alabama, Mississippi, Arkansas, Louisiana, Texas, Oklahoma, Kansas, Nebraska, South Dakota, North Dakota and Minnesota.

Zone 3. Montana, Idaho, Wyoming, Utah, Colorado and New Mexico.

Zone 4. Washington, Oregon, California, Nevada and Arizona.

(d) This revised order may be revoked or amended by the Price Administrator at any time.

(e) This revised order shall become effective on the 17th day of June, 1946.

Issued this 10th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9835; Filed, June 10, 1946; 4:38 p. m.]

[MPR 592, Amdt. 45 to Order 1]

VITRIFIED CLAY SEWER PIPE AND ALLIED PRODUCTS

ADJUSTMENT OF MAXIMUM PRICES

An opinion accompanying this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Order No. 1 is amended in the following respects:

1. Section 3.1 (c) is amended to delete all references to the state of Texas, and that part of Louisiana, West of the Mississippi River.

2. Section 3.1 (c) (2) is amended to delete all references to section 9.4 of Revised Maximum Price Regulation 206.

3. A new section 3.1 (d) is added to read as follows:

(d) *Maximum prices for manufacturers in the South Central Area.* A manufacturer's maximum prices for vitrified clay sewer pipe and allied products, except as covered by Revised Maximum Price Regulation 206, produced in the state of Texas, and that part of Louisiana, West of the Mississippi River, shall be increased in accordance with either of the following pricing methods.

(1) By adding an amount not in excess of 16.7 percent to the highest prices charged during the month of March 1942 for the same quality, kind and quantity of sewer pipe products, delivered to purchasers of the same class, or,

(2) By adding amounts not in excess of such amounts as may be required to maintain discount differentials between prices established under this subdivision and those established by section 9.4 of Revised Maximum Price Regulation No. 206, as amended, at least as favorable as those existing during the month of March 1942 for the same quality, kind and quantity of sewer pipe products delivered to producers of the same class.

This amendment shall become effective June 10, 1946.

Issued this 10th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9837; Filed, June 10, 1946; 4:38 p. m.]

[MPR 61, Order 13]

LEATHER PRODUCED FROM RAW GOAT OR RAW KID SKINS IMPORTED INTO THE CONTINENTAL UNITED STATES AND PURCHASED BY RECONSTRUCTION FINANCE CORPORATION UNDER A PUBLIC PURCHASE PLAN

ADJUSTMENT OF MAXIMUM PRICES

For reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 19 of Maximum Price Regulation 61, *It is ordered:*

(a) Except as provided in paragraph (2) of this order, the maximum prices of leather produced from raw goat or raw kid skins imported into the continental United States and purchased by the Reconstruction Finance Corporation under a public purchase plan, may be adjusted by adding a surcharge as follows:

(1) For all leather sold and delivered on or after June 7, 1946:

(i) A producer shall compute his adjusted maximum price in the following manner:

Step 1. Take his unit price not exceeding the maximum price established under section 4 or 11 of Maximum Price Regulation 61 and multiply it by the number of units sold to determine his invoice price for each item of such leather.

Step 2. Add all invoice prices of each item of such leather being sold and for which he is authorized to adjust his price pursuant to the terms of this order to determine his total invoice price for all of such items being sold.

Step 3. Add to the total invoice price determined under Step 2 an amount equal to 10% of such price.

To illustrate: *Example 1.*

Assume a sale by a producer of certain leather produced from raw goat or raw kid skins and other leather as follows:

Cowhide leather G	3,000 sq. ft. @ 30¢ ft	------	[1] $900
Calfskin leather H	2,000 sq. ft. @ 40¢ ft.	------	[1] $800
Kidskin leather X	5,000 sq. ft. @ 20¢ ft.	[2] 1,000	----
Kidskin leather Y	6,000 sq. ft. @ 25¢ ft.	[2] 1,500	----
Goatskin leather Z	1,000 sq. ft. @ 50¢ ft.	[2] 500	----
Total invoice price for adjustment		3,000	
OPA surcharge of 10 percent for raw goat and raw kid skin cost increase		300	3,300
Total		------	5,000

[1] No adjustment on these items.
[2] Invoice price for adjustment.

(ii) A seller (other than a producer) whose maximum price is established under section 6 (other than paragraph 6 (d)), 7 (other than paragraph 7 (a)), 9 or 11 of Maximum Price Regulation 61 may add an amount equal to 9% of his total invoice price for the leather covered by this order, determined in the same manner as specified in (i), above.

(iii) A seller who pursuant to section 6 (d) of Maximum Price Regulation 61 sells or delivers any leather covered by this order shall compute his adjusted maximum price in the following manner:

Step 1. Determine the net invoice cost of such leather before term discounts and exclusive of the surcharge permitted to his supplier under the provisions of this order. Net invoice cost shall not exceed his supplier's maximum price established under section 4 or 7 (d) of Maximum Price Regulation 61.

Step 2. Add to the amount determined under step 1 a markup of 1 cent per pound or per square foot of such leather or per pair of cut soles or 7½% of his invoice cost as determined in step 1 to get his total invoice price.

Step 3. Add to the amount determined under step 2 an amount equal to 9% of the total invoice price.

To illustrate: *Example 2.*

Assume that the leather in Example 1 was sold to a jobber who wishes to resell a portion of such leather at 7½% markup under section 6 (d) as follows:

[No adjustment on this item]		
Cowhide leather G 1000 sq. ft. @ 30¢/ft		$300.00
Markup of 7½%		22.50
Kidskin leather X 2000 sq. ft. @ 20¢/ft	$400.00	
(net invoice cost to jobber of leather on which adjustment is to be made)		
Markup of 7½%	30.00	
	430.00	
OPA surcharge of 9% for raw goat and raw kid skin cost increase	38.70	468.70
Total		791.20

(2) No seller may sell or deliver leather covered by this order at a maximum price adjusted under paragraph (a) (1), above, unless, in connection with each sale or delivery, the seller furnishes to the purchaser an invoice or similar document showing, in addition to all the information required by section 12, of Maximum Price Regulation 61, the following:

(i) The total invoice price exclusive of the surcharge authorized by this order.

(ii) The percentage by which he has increased the total invoice price in accordance with the terms of paragraph (1) of this order. This percentage must be designated on the invoice as: "OPA surcharge of —% for raw goat and raw kid skin cost increase" (the proper percentage shall be inserted in the blank space). Such percentage shall be stated at the foot of the invoice for the item, or, if there is more than one item, then for the entire group of items for which an adjustment is made, in which case the item or entire group of items increased by the same percentage shall be clearly indicated.

(iii) The dollar-and-cents amount of the surcharge added and stated as a separate item.

(3) Term discounts shall be deducted from the total amount of the adjusted invoice price.

(b) This order may be amended or revoked at any time by the Office of Price Administration.

(c) This Order No. 13 shall become effective June 7, 1946.

Issued this 7th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9718; Filed, June 7, 1946; 4:10 p. m.]

[RMPR 161, Order 54]

WEST COAST LOGS

ADJUSTABLE PRICING ORDER

The Housing Expediter has announced that a premium payment program will be put into effect during the month of June, 1946, for peeler grade logs of the species covered by RMPR 161 delivered to plywood manufacturers. The provisions of this program will be effective June 1, 1946. The Housing Expediter has advised the Price Administrator that there is a strong likelihood that this program will permit plywood manufacturers participating in this program to pay their peeler grade log suppliers a bonus over the presently existing maximum prices for this commodity. Peeler logs are urgently needed for construction under th emergency housing program. It appears that authorization to suppliers of peeler logs of species covered by RMPR 161 to use adjustable pricing, pending action by the Office of Price Administration amending RMPR 161 to provide a method by which maximum prices will be in line with the Housing Expediter's program, is necessary to promote the production and distribution of peeler grade logs to manufacturers of plywood. The granting of such authorization will not interfere with the purposes of the Emergency Price Control Act of 1942, as amended.

After due consideration of the foregoing and pursuant to § 1381.159 (b) of Revised Maximum Price Regulation 161 (West Coast Logs); *It is ordered:*

(a) Any person may sell and deliver peeler grade logs subject to RMPR 161 to plywood manufacturers who qualify under the Housing program and such plywood manufacturers may buy and receive such logs from such persons, at prices adjustable upward in accordance with action taken by the Office of Price Administration after delivery.

(b) Persons who make sales of peeler grade logs under this order may collect and plywood manufacturers may pay no higher than the maximum prices currently in effect for such logs pending action by the Office of Price Administration establishing new maximum prices.

(c) This order shall be automatically revoked upon the establishment by the Office of Price Administration of a provision in line with the Housing Expediter's program.

(d) This order may be amended or revoked by the Office of Price Administration at any time.

This order shall become effective as of June 1, 1946.

Issued this 10th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9836; Filed, June 10, 1946; 4:38 p. m.]

[MPR 220, Amdt. 1 to Rev. Order 117]

CERTAIN RUBBER COMMODITIES

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1315.1560c of Maximum Price Regulation 220, *It is ordered:*

Paragraph (c) (2) (i) (*a*) is amended to read as follows:

(*a*) The maximum prices for sales by the manufacturer shall be the prices specified for sales to the indicated classes of purchasers for the basic cap described in paragraph (b) above, plus the dollar-and-cents difference in the manufacturer's sales prices to each class of purchaser between that cap and the comparable basic cap as of March 1, 1942. For example, if the manufacturer on March 1, 1942, sold his basic aviator cap to chain stores at $2.50 per dozen and his specialty aviator cap to chain stores at $4.00 per dozen, his maximum price for sales to chain stores of the specialty aviator cap would be $1.50, plus $3.78, or $5.28.

Where the difference in current factory costs between the basic cap and the cap being priced is greater than the dollar-and-cents base period difference in the manufacturer's sales prices of the basic cap and the cap being priced, the manufacturer may, as an alternative to the above price determining method, compute his maximum price by adding the dollar-and-cents difference between the current factory costs of the basic cap and the cap being priced, to the maximum prices established for such basic cap to each class of purchaser.

In determining prices under this subdivision (*a*), the cap being priced must be compared with the same type basic cap, price-wise or cost-wise as the case may be. Thus if the cap being priced is an aviator cap, it must be compared with the basic aviator cap.

This order shall become effective June 11, 1946.

Issued this 11th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9890; Filed, June 11, 1946; 11:30 a. m.]

[MPR 594, Order 28]

CROSLEY MOTORS, INC.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 8 of Maximum Price Regulation 594, it is ordered:

(a) *Company sales to resellers.* Crosley Motors, Inc., Cincinnati, Ohio, hereinafter called "Company," is authorized to sell and deliver f. o. b. Marion, Indiana, to resellers, each new Crosley passenger automobile at a price not to exceed the total of the following applicable charges:

(1) *Charge for new automobile.* A charge for the new automobile not to exceed the applicable net wholesale price in the following schedule:

Description:	*Net wholesale price*
2-door Sedan	$607

(2) *Charge for freight.* A charge for freight when prepaid by the Company not to exceed the rail freight charge at carload rates (except that when truckaway is used the charge may be the truckaway charge at truckload rate) for the transportation of the new automobile from Marion, Indiana by the most direct route to the point at which delivery is made to the reseller including transportation tax at the current legal rate.

(3) *T & D expense.* A combination charge billed as "T & D" to cover Federal Excise Taxes and factory handling and delivery not to exceed $50.00.

(4) *Advertising.* A charge for advertising not to exceed $8.00.

(5) *Charge for retail drive-out servicing.* A charge not to exceed $5.00 when the new automobile is prepared and conditioned for delivery at the factory to the purchaser from a dealer at retail.

(6) *Charge for State and local taxes.* A charge not to exceed State and local taxes, if any, directly imposed on the sale or delivery of the new automobile.

(7) *Charge for gas, oil and anti-freeze.* A charge for gasoline, oil and anti-freeze when supplied with the new automobile not to exceed the applicable maximum prices.

(b) The Company is authorized to sell to users each new passenger automobile described in paragraph (c) below at a price not to exceed the maximum price that a reseller in the area in which Company makes delivery is permitted to charge under paragraph (c).

(c) *Sales by resellers in the continental United States.* A reseller may sell and deliver at its place of business each of the new Crosley passenger automobiles listed in subparagraph (1) below at a price not to exceed the total of the following charges:

(1) *Charge for new automobile.* A charge for the new automobile not to exceed the applicable list price in the following schedule:

Description:	*List price*
2-door Sedan	$749

(2) *Charge for freight*—(i) *When the transportation charge to reseller is prepaid.* A charge not to exceed the net invoice transportation charge for the new automobile including transportation tax at the curent legal rate; or

(ii) *When transportation charge to reseller is not prepaid*—(*a*) *When delivery is by truckaway for the greater part of distance to place of delivery.* A charge not to exceed either the rail freight charge permitted by paragraph (*b*) below or a charge not to exceed the truckaway charge, at truckload rates, for the transportation of the new automobile by the most direct route from Marion, Indiana to the place at which delivery is made to the purchaser including transportation tax at the current legal rate; or

(*b*) *All other methods of delivery.* A charge not to exceed the rail freight charge at carload rate for the transportation of the new automobile by the most direct route from Marion, Indiana to the place at which delivery is made to the purchaser including transportation tax at the current legal rate.

(3) *T & D expense.* A combination charge billed as "T & D" to cover Federal Excise Taxes and factory handling and delivery not to exceed $50.00.

(4) *Charge for preparing and conditioning.* A charge for preparing and conditioning the new automobile for delivery not to exceed $10.00.

(5) *Charge for State and local taxes.* A charge for State and local taxes not to exceed the reseller's expense for State and local taxes directly imposed on the sale and delivery of the new automobile.

(6) *Charge for gasoline, oil and anti-freeze.* A charge for gasoline, oil and anti-freeze supplied with the new automobile not to exceed applicable maximum prices.

(d) *Resellers in territories and possessions.* A reseller is authorized to sell each passenger automobile listed in paragraph (c) in a territory or possession of the United States at a price not to exceed the maximum price permitted by paragraph (c) for sales at retail, to which he may add a sum not to exceed the expense incurred by or charged to him for: Payment of territorial and insular taxes on the purchase, sale or introduction of the new automobile in the territory or possession, when not charged under paragraph (c); export premiums; boxing and crating for export purposes; assembly costs, if any; marine and war risk insurance; landing, wharfage and terminal operations; ocean freight; freight to port of embarkation, when not charged under paragraph (c); and inland territorial freight from port of debarkation to reseller's place of business by the most direct route.

(e) *Posting maximum prices and completing certificates of transfer.* In posting maximum prices in accordance with section 16 of Maximum Price Regulation 594, a reseller shall list a "Charge for T and D" (Federal Excise Taxes and factory handling and delivery) instead of a "Charge for Federal Excise Tax". In completing a certificate of transfer in accordance with section 15 of Maximum Price Regulation 594, a reseller shall insert in the space on that form reciting "Charge for Excise Tax", the charge for "T and D" (Federal Excise Taxes and factory handling and delivery) and shall substitute on the form in said space, the term "T and D" for the term "Excise Tax".

(f) All requests not granted herein are denied.

(g) This order may be amended or revoked by the Administrator at any time.

This order shall become effective June 11, 1946.

NOTE: All reporting and record keeping requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 11th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9897; Filed, June 11, 1946; 11:28 a. m.]

[MPR 580, Amdt. 3 to Order 71]

NORTH STAR WOOLEN MILL CO.

ESTABLISHMENT OF MAXIMUM PRICES

MPR 580, Amendment 3 to Order No. 71. Establishing ceiling prices at retail for certain articles. Docket No. 6063-580-13-685.

For the reasons set forth in the opinion issued simultaneously herewith, Order 71 issued under section 13 of Maximum Price Regulation 580 on application

of North Star Woolen Mill Company, Minneapolis, Minnesota, is amended in the following respect:

1. The style name of the North Star blanket listed in paragraph (a), as amended, is changed from "Yukon" to "Itasca", the retail ceiling price remaining unchanged.

This amendment shall become effective June 12, 1946.

Issued this 11th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9891; Filed, June 11, 1946; 11:30 a. m.]

[SO 94, Order 128]

USED BOOTS AND SHOES

SPECIAL MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and in accordance with section 11 of Supplementary Order 94, it is ordered:

(a) *What this order does.* This order establishes maximum prices at which the used boots and shoes hereinafter described may be sold and delivered by the War Assets Administration or any other United States Government agency, and by any subsequent reseller.

(b) *Maximum prices.* The maximum prices per pair (f. o. b. shipping point) for the boots and shoes herein described shall be:

Description	Price for all sales to wholesaler	Price for all sales to retailer	Price for all sales to consumers
Used service boots, combat, full length composition sole, rebuilt, 10¼" high, flesh cut leather, full rubber heel, natural color	$1.55	$1.95	$3.25
Used service shoes, class "O" rebuilt (prisoner of war type), welt construction, blucher pattern, ½ bellows tongue, outside counter pocket, full toe, vamp unlined, grain cut (Federal Stock No. 72-S-68)	1.80	2.25	3.75

(c) *Notification.* Any person who sells the boots or shoes described in paragraph (b) to a retailer shall furnish the retailer with an invoice of sale setting forth the maximum prices for sales at retail, and stating that the retailer is required by this order to attach to each pair of boots and shoes before sale a tag or label which plainly states a selling price not in excess of the appropriate ceiling price.

(d) *Tagging.* Any person who sells the boots or shoes described in paragraph (b) at retail shall attach to each pair of boots and shoes before sale a tag or label which plainly states a ceiling price not in excess of the appropriate ceiling price.

(e) *Relation to other regulations and orders.* This order with respect to the commodities it covers supersedes any other regulation or order previously issued by the Office of Price Administration.

(f) *Definitions.* (1) "Wholesaler" means any person who sells to purchasers for resale.

(2) "Retailer" means any person who sells to ultimate consumers.

(g) *Revocation and amendment.* This order may be revoked or amended at any time.

This order shall become effective June 12, 1946.

Issued this 11th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9898; Filed, June 11, 1946; 11:30 a. m.]

Regional and District Office Orders.

[Region II 2d Rev. Order G-15 Under RMPR 122, Amdt. 2]

SOLID FUELS IN BALTIMORE CITY AND BALTIMORE AND ANNE ARUNDEL COUNTIES, MD.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of the Office of Price Administration by §§ 1340.260 and 1340.259 (a) (1) of Revised Maximum Price Regulation No. 122; *It is hereby ordered:*

1. Paragraphs (d), (e) (1) and (e) (2) are amended by revising the schedule on prices for Briquettes to read as follows:

(d) *Schedule I: Sales on a "direct-delivery" basis.*

FOR SALES OF COAL OF THE KINDS AND SIZES, AND IN THE QUANTITIES SPECIFIED

Kind and size of coal	Per net ton	Per net ½ ton	Per 100 lbs. (for sales of 100 lbs. or more but less than ½ ton)
District VIII (high volatile)			
Briquettes (anthracite)	$13.05	$7.05	$0.75

Discounts and service charges remain the same.

(e) *Schedule II: "Yard sales". (1) Sales at dealer's yard to consumers:*

Kind and size of coal	Per net ton for sales of ½ ton or more	Per 100 lbs. (for sales of 100 lbs. or more but less than ½ ton)
District VIII (high volatile)		
Briquettes (anthracite)	$12.05	$0.70

Discounts and service charges remain the same.

2. *Sales at dealer's yard to other dealers for resale:*

Kind and size of coal	*Maximum price per net ton*
District VII (low volatile)	
Briquettes (anthracite)	$9.35

This Amendment No. 2 to Second Revised Order No. G-15 shall become effective as of May 17, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued May 22, 1946

LEO F. GENTNER,
Regional Administrator.

[F. R. Doc. 46-9739; Filed, June 7, 1946; 4:17 p. m.]

[Buffalo Adopting Order 41 Under Basic Order 1 Under Gen. Order 68]

BUILDING AND CONSTRUCTION MATERIALS IN ROCHESTER, N. Y., AREA

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and under the authority vested in the Regional Administrator of Region 2 by the Emergency Price Control Act of 1942 as amended, by General Order No. 68 as amended, and by Revised Procedural Regulation No. 1, which authority has been duly delegated by such Regional Administrator to the District Director, Buffalo District Office, it is hereby ordered:

SECTION 1. *What this order covers.* This adopting order under Basic Order No. 1 as amended, under General Order No. 68 as amended, covers sales by all persons to ultimate users or to purchasers for resale on an installed basis, of certain building materials listed in Schedule A hereto annexed and generally known as "hard mason materials". All provisions of Basic Order No. 1 as amended, under General Order 68 as amended, are adopted in this order and are just as much a part of this order as if specifically set forth herein. If Basic Order No. 1 as amended, is further amended in any respect, the provisions of said order as amended, shall likewise without further action, become part of this order. All persons subject to this adopting order are also subject to Basic Order No. 1 as amended under General Order 68 as amended, and should be familiar with the provisions of said order.

SEC. 2. *Territory covered by this order.* The geographical area covered by this order is the Rochester area consisting of the county of Monroe in the State of New York.

SEC. 3. *Maximum prices.* The maximum prices for the building materials covered by this order are set forth in Schedule A hereto annexed and made a part of this order. The prices fixed in Schedule A cover all sales in the territory covered by this order, regardless of the location of the place of business of the seller.

SEC. 4. *Discounts, allowances, and terms of sale.* Schedule A, annexed to and made a part of this order, fixes maximum yard prices and maximum delivered prices to purchasers for resale on an installed basis, and maximum delivered prices to ultimate users. All customary allowances, discounts, and differentials must be preserved.

SEC. 5. *Relationship of this order to Basic Order No. 1 as amended, under General Order No. 68 as amended, and to General Maximum Price Regulation, and other maximum price regulations.* As previously stated, all provisions of Basic Order No. 1 as amended, are adopted by this order. The maximum prices fixed by this order supersedes any maximum price or pricing method previously established by the General Maximum Price Regulation, or by any other applicable regulation or order. Except to the extent that they are inconsistent with the provisions of this order, all other provisions of the General Maximum Price Regulation, or of any other applicable regulation or order shall remain applicable to sales covered by this order.

SEC. 6. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of the list of maximum prices fixed by this order in each place of business within the area covered by this order.

SEC. 7. *Record and sales slips*—(a) *Required information.* The provisions of Section (e) of Basic Order No. 1 as amended, covering sales slips and records are adopted in and applicable to this order, as if specifically set forth herein, and also on any sale of $25 or more, each seller, regardless of previous custom, must keep records showing at least the following:

(1) Name and address of buyer.
(2) Date of transaction.
(3) Place of delivery.
(4) Complete description of each item sold and price charged.

(b) *Maximum prices for insufficiently described items.* Where the seller's records or sales slip upon a sale of any commodity covered by this order in the area covered by this order, do not contain a sufficiently complete description to identify the exact nature, type, size, or quantity of the commodity, and thus determine the maximum price fixed by Schedule A of this order, the maximum price applicable to such sale shall be the lowest maximum price which can be computed under Schedule A of this order in accordance with the incomplete description.

SEC. 8. *Revocation or amendment.* This order may be revised, amended, revoked or modified at any time by the Office of Price Administration.

This order shall become effective May 13, 1946.

Issued this 7th day of May 1946.

T. J. REESE,
District Director.

SCHEDULE A—MAXIMUM PRICES FOR CERTAIN BUILDING AND CONSTRUCTION MATERIALS IN THE ROCHESTER AREA CONSISTING OF THE COUNTY OF MONROE IN THE STATE OF NEW YORK, ON SALES BY ALL PERSONS TO ULTIMATE USERS OR TO PURCHASERS FOR RESALE ON AN INSTALLED BASIS

Items	Maximum prices to purchasers for resale on an installed basis. (This includes contractors)		Maximum delivered prices to ultimate users. (This includes consumers)
	Delivered prices	Yard prices	
1. Plaster, hard wall	($16.40 (ton) less 100 bags... $15.90 (ton) 100 bags and over.	$15.90 (ton)	$0.87 (bag 100 lb.).
2. Plaster, gauging	$1.62 (bag)	$1.62 (bag)	$1.62 (bag).
3. Plaster, modeling	$1.62 (bag)	$1.62 (bag)	$1.62 (bag).
4. Keene's cement	$2.37 (bag)	$2.37 (bag)	$2.37 (bag).
5. Gypsum lath ⅜-inch	$23.00 (per M ft.)	$23.00 (M ft.)	$0.75 (bundle 132 sq. ft.).
6. Finishing lime	$21.00 (ton)	$19.00 (ton)	$0.60 (bag 50 lb.).
7. Metal lath 2.25 pounds	$0.265 (yd.)	$0.265 (yd.)	$0.265 (yd.).
8. Metal lath 3.4 pound galvanized	$0.295 (sq. yd.)	$0.295 (sq. yd.)	$0.295 (sq. yd.).
9. Metal lath 3.4 lb. painted diamond mesh.	$0.29 (sq. yd.)	$0.29 (sq. yd.)	$0.29 (sq. yd.)
10. Metal lath 2.5 lb. painted diamond mesh.	$0.245 (sq. yd.)	$0.245 (sq. yd.)	$0.245 (sq. yd.)
11. Waterproof cement (gray)	$4.00 (bbl.)	$3.80 (bbl.)	$1.00 (94 lb.)
12. Mason's hydrated lime	$18.00 (ton)	$16.00 (ton)	$0.50 (50 lb. bag)
13. Masonry mortar (paper sacks).	$2.80 (bbl.)	$2.70 (bbl.)	$0.70 (bag 94 lb.)
14. Portland cement, standard	$3.20 (bbl.)	$3.00 (bbl.)	$0.80 (bag 94 lb.)
15. Metal lath corner bead	$0.05 (per ft.)	$0.05 (per ft.)	$0.05 (per ft.)
16. Gypsum block-partitions 3" hollow.	$0.09 (sq. ft.)	$0.09 (sq. ft.)	$0.09 (sq. ft.)
17. Gypsum block-partitions 4" hollow.	$0.095 (sq. ft.)	$0.095 (sq. ft.)	$0.095 (sq. ft.)
18. Clay Drain Tile—3"	$0.07 (ft.)	$0.07 (ft.)	$0.07 (ft.)
19. Clay Drain Tile—4"	$0.085 (ft.)	$0.085 (ft.)	$0.085 (ft.)
20. Clay Drain Tile—6"	$0.16 (per ft.)	$0.16 (per ft.)	$0.16 (per ft.)
21. Fire clay	$1.25 (bag 100 lb.)	$1.25 (bag 100 lb.)	$1.25 (bag 100 lb.)
22. Fire brick 9" straight	$85.00 (per M)	$85.00 (per M)	$0.09 (each)
23. Concrete block 8 x 8 x 16 (sand).	$0.15 (each)	$0.15 (each)	$0.15 (each)
24. Concrete block 8 x 8 x 16 (cinder).	$0.15 (each)	$0.15 (each)	$0.15 (each)
25. Flue lining 9 x 9	$0.71 (each) 2 ft. length	$0.71 (each) 2 ft. length	$0.71 (each) 2 ft. length.
26. Flue lining 9 x 13	$1.05 (each) 2 ft. length	$1.05 (each) 2 ft. length	$1.05 (each) 2 ft. length
27. Flue lining 13 x 13	$1.31 (each) 2 ft. length	$1.31 (each) 2 ft. length	$1.31 (each) 2 ft. length
28. Gypsum wallboard ⅜"	$40.00 (per M ft.)	$40.00 (per M ft.)	$40.00 (per M ft.)
29. Gypsum wallboard ½"	$42.00 (per M ft.)	$42.00 (per M ft.)	$42.00 (per M ft.)
30. Vitrified clay sewer pipe No. 158-6"	$0.175 (per ft.)	$0.175 (per ft.)	$0.175 (per ft.)
31. Vitrified clay sewer No. 158-6"	$0.265 (per ft.)	$0.265 (per ft.)	$0.265 (per ft.)
32. Fibre insulation board ½" lath and board.	$47.50 (per M ft.)	$47.50 (per M ft.)	$47.50 (per M ft.)
33. Thermal insulation batts (paper backed) 2" thick.	$42.00 (per M sq. ft.)	$42.00 (per M sq. ft.)	$42.00 (per M sq. ft.)
34. Thermal insulation batts (paper backed) full thick.	$58.00 (M sq. ft.)	$58.00 (M sq. ft.)	$58.00 (M sq. ft.)
35. Thermal insulation loose	$1.30 (bag 35-40#)	$1.30 (bag 35-40#)	$1.30 (bag 35-40#)

[F. R. Doc. 46-9737; Filed, June 7, 1946; 4:16 p. m.]

[Fort Worth SO 1 Under Gen. Order 68]

CERTAIN BUILDING MATERIALS IN FORT WORTH, TEX., DISTRICT

For the reasons set forth in the opinion issued simultaneously herewith and pursuant to the authority vested in the District Director of the Fort Worth District Office of the Office of Price Administration by General Order No. 68 and Regional Order of Delegation No. 126; *It is ordered:*

A. All persons making retail sales of certain commodities subject to general orders issued by the District Director of the Fort Worth District Office under General Order No. 68, which General Orders are listed in paragraph B of this order, may increase the maximum prices described in said order for commodities described in paragraph C of this order in the amount therein specified.

B. *Orders affected.* The provisions of this Supplementary Order shall apply to the following orders, as amended or revised, issued by the District Director of the Fort Worth District Office, such orders having been issued pursuant to the authority delegated by the Regional Administrator under General Order No. 68.

Order No. (revised):	*Area covered*
G-1	Tarrant County, Tex.
G-2	Tom Green, Coke, Runnels, Irion, and Sterling Counties, Tex.
G-3	Taylor County, Tex.
G-4	Potter County, Tex.
G-5	Brown County, Tex.
G-6	Lubbock County, Tex.

C. The following amounts may be added to maximum prices established for commodities hereinafter specified by general orders named in paragraph B.

Description of commodity and unit of sales	*Amount of increase which may be added*
Felt, 15-lb. asphalt or tarred; roll, 432 sq. ft	$0.22
Felt, 30-lb. asphalt or tarred; roll, 216 sq. ft	.22
Felt, 14-lb. asphalt or tarred; roll, 432 sq. ft	.22
Felt, 12-lb. asphalt or tarred; roll, 432 sq. ft	.19
Felt, 24-lb. asphalt or tarred; roll, 216 sq. ft	.19
Roofing, asphalt, mineral surface:	
90-lb. roll; roll, 108 sq. ft	.18
75-lb. roll; roll, 108 sq. ft	.08
Roofing, asphalt, black smooth surface:	
75-lbs.; roll, 108 sq. ft	.08
105-lbs.; roll, 108 sq. ft	.10
35-lbs.; roll, 108 sq. ft	.04
45-lbs.; roll, 108 sq. ft	.04
55-lbs.; roll, 108 sq. ft	.06
65-lbs.; roll, 108 sq. ft	.08
Shingles, asphalt, 167-lb., 2 or 3 tab hexagon; 167-lb. square	.16
Shingles, asphalt, 210-lb. to 220-lb. (3 in 1) thickbutt; 210–220 lbs. square	.20
Shingles, asphalt, 250-lb., 15", thickbutt strips; 250-lb. square	.23
Shingles, asphalt, 162-lb., Dutch lap, giant, with clips or staples; 162-lb. square	.16
Insulation board, fibre, 25/32" asphalt sheathing; 100 sq. ft	.40

D. Wherever applicable, the definition set forth in general orders, as amended or revised, described in paragraph B are incorporated by reference and made a part of this order.

This Supplementary Order No. 1 may be amended or revoked at any time.

This Supplementary Order No. 1 shall become effective on the 23d day of May 1946.

Issued at Fort Worth, Texas, this 23d day of May 1946.

E. B. HOLLOWAY,
District Director.

[F. R. Doc. 46-9340; Filed, June 7, 1946; 4:17 p. m.]

[Newark Order G-1 Under MPR 592 and Adopting Order 4-2 Under Basic Order 1 Under Gen. Order 68]

CONCRETE AND CINDER BLOCKS IN NORTHERN NEW JERSEY AREA

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and under the authority vested in the Regional Administrator of Region II by the Emergency Price Control Act of 1942 as amended, by General Order 68 as amended, by section 23 of MPR 592 and by Revised Procedural Regulation No. 1, which authority has been duly delegated by such Regional Administrater to the District Director, Newark District Office, it is hereby ordered:

SECTION 1. *What this order covers.* This adopting order under Basic Order No. 1 as amended under General Order 68 as amended covers sales by all persons to ultimate users or to purchasers for resale on an installed basis of concrete and cinder blocks. All provisions of Basic Order No. 1 as amended under General Order No. 68 as amended are adopted in this order and are just as much a part of this order as if specifically set forth herein. If said Basic Order No. 1 as amended is further amended in any respect the provisions of said order as amended shall likewise without further order become part of this order. All persons subject to this adopting order are also subject to Basic Order No. 1, as amended, under General Order 68 as amended and should be familiar with the provisions of said order. This order also covers sales by manufacturers of concrete and cinder blocks to resellers.

SEC. 2. *Territory covered by this order.* The geographical area covered by this order consists of the counties of Bergen, Essex, Hudson, Hunterdon, Middlesex, Morris, Passaic, Somerset, Sussex, Union and Warren, all in the State of New Jersey.

SEC. 3. *Maximum price.* The maximum prices for concrete and cinder blocks of the types and sizes specified therein are set forth in Schedule A hereto annexed and made a part of this order. The prices stated in this Schedule are applicable to all sales in the area covered by this order regardless of the location of the seller's place of business.

SEC. 4. *Discounts, allowances, and terms of sale.* The delivery condition, terms of sale, discounts and differentials are set forth in Schedule A hereto annexed.

SEC. 5. *Relationship of this order to Basic Order No. 1 as amended, under General Order 68 as amended, and to Maximum Price Regulation 592, the General Maximum Price Regulation and other maximum price regulations.* As to sales by all persons to ultimate users or to purchasers for resale on an installed basis, all provisions of Basic Order No. 1 as amended, are adopted by this order. The maximum prices fixed by this order supersede any maximum prices or pricing previously established by MPR 592, the General Maximum Price Regulation or any other applicable regulation. Except to the extent that they are inconsistent with the provisions of this order, all other provisions of MPR 592, the GMPR, or any other applicable regulation shall remain applicable to sales covered by this order.

SEC. 6. *Posting of maximum price.* Every seller making sales covered by this order shall post a copy of the applicable list of maximum prices fixed by this order in each of his places of business within any of the counties covered by this order.

SEC. 7. *Records and sales slips—(a) Required information.* The provisions of section 22 of Basic Order No. 1, as amended, covering sales slips and records are adopted in and applicable to this order as though specifically set forth herein, and also, on any sale of $25.00 or more, each seller, regardless of previous custom, must keep records showing at least the following:

(1) Name and address of buyer.
(2) Date of transaction.
(3) Place of delivery.
(4) Complete description of [illegible] and price charged.

(b) *Maximum prices for insufficiently described items.* Where the seller's records or sales slips upon a sale of concrete or cinder blocks covered by this order do not contain a sufficiently complete description to identify the size and type of block and thus determine the maximum price fixed by Schedule A of this order, the maximum price applicable to such sale shall be the maximum price of the lowest price, size and type of block listed in Schedule A, to which the incomplete description could apply. In the absence of any description, the maximum price shall be the lowest price that can be computed under Schedule A of this order.

SEC. 8. *Revocation or amendment.* This order may be revised, amended, revoked or modified at any time by the Office of Price Administration.

This order shall become effective June 10, 1946.

Issued this 23d day of May 1946.

R. J. TARRANT,
District Director.

[illegible]

[illegible]

[illegible]

APPENDIX A

Name of item	Sold in quantities of	Selling unit	Maximum price f. o. b. plant, yard, or store f. o. b. R. R. car in case of C. L. sales	Maximum price when delivered in city limits and within a 5-mile radius of place from which delivery is made
Asphalt roofing, 100-lb sack or ctn.	100 to 1,900 lbs	100-lb sack or ctn.	$2.35	$2.40
	1 ton or more	per ton	40.00	
Brick, face, textured or smooth, red to black, A–1 to A–8, CR 2, CR 3	1 to 4,999	1,000	48.20	51.20
	5M to 11,999	1,000	42.20	47.20
	C L or more	1,000	40.20	
Brick, face, textured or smooth, creams, buffs, grays and iron spots, B–1 to B–8, C–1 to C–3, D–1 to D–6	1 to 4,999	1,000	50.00	55.00
	5M to 11,999	1,000	44.00	49.00
	C L or more	1,000	42.00	
Brick, common	1 to 1,999	1,000	28.75	33.75
	5M to 11,999	1,000	24.75	29.75
	C L or more	1,000	22.00	
Brick, fire, 2700° everlast or equal	Any	1,000	90.00	95.00
Cement, Keene's, paper bags	L C L	100-lb. bag	2.90	2.95
	C L or more	Per ton	44.00	
Cement, masonry, trinity mix or equal	L C L	67-lb. sack	.75	.80
	C L or more	Bbl. (268 lbs.)	2.60	
Cement, portland, standard in paper bags	L C L	94-lb. bag	.90	.95
	C L or more	Bbl. (376 lbs.)	3.25	
Cement, quick set, paper bags	L C L	94-lb. sack	1.10	1.15
	C L or more	Bbl. (376 lbs.)	4.00	
Cement, white	L C L	94-lb. Bag	3.05	
	C L or more	Bbl. (376 lbs.)	10.10	
Clay, fire, 100-lb. bags	Any	100-lb. bag	1.75	1.80
Clay, building tile, 5" x 8" x 12"	Any	Each	.11	
Felt, asphalt or tarred: 15 lbs	Any	Roll, 432 sq. ft	3.00	3.05
30 lbs	Any	Roll, 216 sq. ft	3.00	3.05
Hardboard, all brands ¼" standard, 4 x 6 to 4 x 12	Any	100 sq. ft	9.00	9.15
Gray asbestos flexboard, ¼" 4' x 4' scored	Any	100 sq. ft	16.00	16.15
¼" tempered, 4' x 6' to 4' x 12', 4' x 8', 9' and 10'	Any	100 sq. ft	12.00	12.15
¼" tempered shorts, 1' x 2', 3' and 4'	Any	100 sq. ft	9.00	9.15
¼" tempered hardboard tile, all lengths, 4 x 12 and 4 x 10 and 4 x 8	Any	100 sq. ft	11.80	13.65
Gray asbestos flexboard, 5/16" x 4 x 8, plain	Any	100 sq. ft	10.00	10.15
Insulation, thermal, batts, paper backed, all brands: 2" thick	Any	100 sq. ft	5.95	6.10
4" thick	Any	100 sq. ft	7.75	7.90
Insulation board, fibre ½" standard lath and board	Any	100 sq. ft	4.50	4.65
½" standard lath and board	Any	100 sq. ft	6.00	6.15
25/32" asphalt sheathing	Any	100 sq. ft	8.00	8.15
Lime, Mason's hydrated, 50-lb. paper bags	L C L	50-lb. bag	.75	.80
	C/L	Per ton	22.50	
Lath, gypsum, ⅜" rock lath or equal	Any	100 sq. ft	2.75	2.90
Lath, metal, 2.5 lbs: Copper bearing, painted diamond mesh	Any	1 sq. yd	.32	.33
Lath, metal, 2.5 lbs—Con: Nonecopper bearing, painted diamond mesh	Any	1 sq. yd	.30	.31
Galvanized	Any	1 sq. yd	.34	
Plaster, hard wall	L C L	100-lb bag	1.30	1.40
	C L or more	Per ton	18.60	
Plaster, gauging	L C L	100-lbs	1.80	1.85
	C L or more	Per ton	31.70	
Plaster, moulding	L C L	100 lb	1.80	1.85
	C L or more	Per ton	30.75	
Roofing, asphalt: 75-lb. mineral surface	Any	75-lb roll	2.75	2.80
90-lb. mineral surface	Any	90-lb roll	3.00	3.05
Roofing, black, smooth surface: Third quality: 35 lbs	Any	Roll, 108 sq. ft	1.50	1.55
45 lbs	Any	Roll, 108 sq. ft	1.70	1.75
55 lbs	Any	Roll, 108 sq. ft	1.95	2.00
Second quality: 45 lbs	Any	Roll, 108 sq. ft	2.10	2.15
55 lbs	Any	Roll, 108 sq. ft	2.35	2.40
65 lbs	Any	Roll, 108 sq. ft	2.70	2.75
First quality: 45 lbs	Any	Roll, 108 sq. ft	2.20	2.25
55 lbs	Any	Roll, 108 sq. ft	2.45	2.50
65 lbs	Any	Roll, 108 sq. ft	3.00	3.05
Sheathing, gypsum, ½", plain gyplap or equal	Any	100 sq. ft	4.20	4.35
Shingles, asphalt, 167 lbs., 2 or 3 tab, 11¼" x 36", hexagon	Any	167-lb square	5.50	5.55
210 lbs. to 220 lbs (3 in 1), thickbutt	Any	210-lb. square	7.50	7.60
Siding, asbestos cement, 12 x 24 x 2/7" white or std. colors	Any	100 sq. ft	10.50	10.65
Stucco, 100-lb bag	Any	100-lb. bag	2.50	2.55
Tile, T & G or bevel lap tile, all brands, 5/16" x 32, 16 x 48, old ivory or variegated colors	Any	100 sq. ft	7.25	7.40
½" 6 x 12, 12 x 12, 16 x 16, 24 x 24	Any	100 sq. ft	7.60	7.75
Tile, T & G or bevel lap tile, all brands, ½" planking, 6" to 16" and 8" to 10"	Any	100 sq. ft	7.75	7.90
Wallboard, fibre, first quality, Atlas, Beaver, Cornell, Diatagon, Square Deal, or similar	Any	100 sq. ft	5.25	5.40
Wallboard, fibre, second quality, Commander, Bison, Economy, or similar	Any	100 sq. ft	4.50	4.65
Wallboard, ⅜", 4' x 8', 10' and 12', upson (blue center) or equal	Any	100 sq. ft	6.85	7.00
Wallboard, fibre, ¾", 4' x 8', 12' x 12', upson (blue center) or equal	Any	100 sq. ft	5.90	6.05
Wallboard, fibre, double thick, upson tile	Any	100 sq. ft	7.50	7.65
Wallboard, ¾" thick gypsum	Any	100 sq. ft	3.50	3.65
¾" thick, gypsum	Any	100 sq. ft	4.00	4.15
½" thick, gypsum	Any	100 sq. ft	4.50	4.65

1. *Terms of sale.* Maximum prices hereinabove established are subject to the following cash discounts:

(a) For sellers who were in business during March 1942, the same cash discount they had in effect during March 1942 for each quantity and type of sale made.

(b) For sellers who were not in business during March 1942, the cash discount which their most competitive seller who was in business during March 1942 is required to make under the provisions of this order.

2. *Additions for the extension of credit.* The following additions for the maximum prices hereinabove established may be made for the extension of credit beyond 30 days.

(a) Sellers who were in business during March 1942 are permitted to add to prices established hereinabove for the extension of credit beyond a period of 30 days the same additions that they had in effect during March 1942 for the same type and quantity of sale. If no extra charges were made for the extension of credit during March 1942, none may be added.

(b) Sellers who were not in business during March 1942, are permitted to make the same charge for the extension of credit which their most closely competitive seller is permitted to make under the provisions of this order.

3. *Delivery zone defined.* The delivery zone, as pertains to this order, and on which delivery charges may be made, as set forth in Appendix A, above, includes the city limits of the town or city, and a 5-mile radius from the point from which delivery is made.

When delivery is made outside of the town or city limits and a 5-mile radius from the point from which delivery is made, an additional charge may be made as follows: $.25 per truck mile, one way; mileage to be calculated from the outer perimeter of the above described zone; or $.05 per hundredweight, whichever results in the lesser charge.

[F. R. Doc. 46-9742; Filed, June 7, 1946, 4:18 p. m.]

[Fort Worth Order G-2 Under Gen. Order 68, Amdt. 1]

CERTAIN BUILDING MATERIALS IN TOM GREEN, COKE, RUNNELS, IRION, AND STERLING COUNTIES, TEX.

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order No. 68, it is ordered that page 5 of Appendix A of Order No. G-2 under General Order No. 68 be amended so that page 5 of Appendix A shall hereafter read as follows:

APPENDIX A

Name of Item	Sold in quantities of	Selling unit	Maximum prices when sold f. o. b. R. R. car	Maximum prices when delivered to job site in free delivery zone
Wallboard, gypsum, ⅜" thick	Any	Sq. ft		$0.04
Wallboard, gypsum, ½" thick	Any	Sq. ft		.045

ARTICLE I

$0.10 per 94 lb. bag or $0.40 per 376 lb. bbl. may be added to the price in Appendix A when sold in the cities of Robert Lee, Bronte, and Sterling City, for Cement—White.

$0.05 per 67 lb. bag or $0.20 per 268 lb. bbl. for Cement—Masonry, Trinity Mix or equal, may be added to the price in Appendix A when sold in Irion County.

$0.10 per bag (67 lb.) or $0.40 per 268 lb. bbl. for Cement—Masonry, Trinity Mix or equal, may be added to the price in Appendix A when sold in Sterling City, or Christoval.

$0.10 per 94 lb. bag or $0.40 per 376 lb. bbl. may be added to the price in Appendix A for Cement—Portland, Standard, when sold in Cooke or Sterling Counties.

$0.05 per 94 lb. bag or $0.20 per 376 lb. bbl. may be added to the price in Appendix A for Cement—Portland, Standard, when sold in the city of Christoval, Tom Green County, Texas.

$0.10 per 100 lb. bag or $0.40 per 400 lb. bbl. may be added to the price in Appendix A for Cement—Keene's, when sold in Sterling County.

$0.05 per 94 lb. bag, or $0.20 per 376 lb. bbl. may be added to the price listed in Appendix A for Cement—Portland, Standard, when sold in Irion County, Texas.

ARTICLE II

1. Free-delivery zone defined: The term "free-delivery zone", as used in this order, includes all points within a radius of five (5) miles from the place from which delivery is made and all points within corporate limits of San Angelo, Texas.

2. Dealers other than those in the city of San Angelo, which are covered by this order, may negotiate with and engage an independent non-affiliated contract carrier to make deliveries; the actual charges, not to exceed regular ceilings made by such carrier, must be stated as a separate item on the customer's invoice or sales slip.

3. For sellers who operate their own delivery equipment, a charge for delivery outside of the free-delivery zone, as defined in this order, may be made as follows: A maximum charge of $0.25 per truck-mile, one way; mileage to be calculated from the outer perimeter of the above described zone, or $0.05 per hundredweight of materials delivered—whichever results in the smaller charge.

This order may be amended or revoked at any time by the Office of Price Administration.

This order shall become effective May 15, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250; 7 F.R. 7871; and E.O. 9328, 8 F.R. 4681)

Issued at Fort Worth, Texas, this 15th day of May 1946.

E. B. HOLLOWAY,
District Director.

F. R. Doc. 46-9741; Filed, June 7, 1946; 4:17 p. m.]

[Fort Worth Order G-5 Under Gen. Order 68]

BUILDING MATERIALS IN BROWN COUNTY, TEX.

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order No. 68, it is hereby ordered:

SECTION I. *What this order does.* This order establishes maximum prices for all retail sales of certain building materials specifically described in Appendix A of this order when such sales are made in the geographical area comprising Brown County, Texas.

SEC. II. *Definitions.* (1) The term retail sale as used in this order means any sale of the building materials covered by this order to an ultimate user or to a contractor who will resell the same on an installed basis.

SEC. III. *Maximum prices.* Maximum prices for commodities subject to this order are those set forth in Appendix A, which is specifically made a part of this order, subject to the terms and conditions of sale and other limitations set forth therein.

SEC. IV. *The relation of this order to other regulations.* The maximum prices fixed by this order supersede any maximum prices or price determining method previously established by any other regulation or order issued by the Office of Price Administration for the commodities and sales covered by this order.

SEC. V. Each seller making sales subject to this order shall post a copy of Appendix A of this order plainly visible to all purchasers in each of his places of business located in the area covered by this order.

SEC. VI. *Invoices and notification.* Each seller making sales subject to this order shall, if requested by any purchaser of commodities subject hereto, make available to such purchaser for inspection a copy of this order. Each seller covered by this order is required to furnish each purchaser with an invoice at the time of sale, which must contain the following information:

1. Name and address of the purchaser.
2. A description of each commodity sold.
3. The quantity of each commodity sold.
4. The price charged for each commodity sold.
5. The type of sale, whether f. o. b. railroad car, f. o. b. seller's yard or store, or delivered to job site.
6. A statement of cash discounts allowed for prompt payment.
7. A separate statement of any amount added for the extension of credit.

Each seller is required to keep a duplicate of such invoice in his place of business, and make it available for inspection by the Office of Price Administration during regular business hours.

SEC. VII. *Addition of increase in supplier's prices prohibited.* The maximum prices set out by this order may not be increased by a dealer to reflect increases in purchase costs or in supplier's maximum prices occurring after the effective date hereof; but increases in the maximum prices set hereby to reflect such increases are within the discretion of the District Director.

SEC. VIII. *What this order prohibits.* Regardless of any obligation no person shall:

1. Sell, or in the course of trade or business, buy building materials at higher prices than the maximum prices set by this order; but less than the maximum prices may at any time be charged, paid or offered.

2. Obtain higher than maximum prices by:

(i) Making a charge higher for the extension of credit than was made in March 1942 under the same or similar conditions.

(ii) Failure to give the discounts as established by your March 1942 practices.

(iii) Using any tying agreement or requiring that the buyer purchase anything in addition to the building materials requested by him; or

(iv) Using any other device by which a higher than maximum price is obtained directly or indirectly.

SEC. IX. *Enforcement.* 1. Persons violating any provisions of this order are subject to civil and criminal penalties, including suits for treble damages, provided for by the Emergency Price Control Act of 1942, as amended.

2. Persons who have any evidence of any violation of this order are urged to communicate with the Fort Worth District Office of the Office of Price Administration.

SEC. X. *Building materials not covered by this order.* There are building materials sold and delivered in the area covered by this order which are not included in, and for which prices are not established in this order. The maximum prices for such building materials, when sold by any person covered by this order, shall continue to be determined under the applicable Maximum Price Regulation. Sellers who are in doubt as to the regulation applicable to such building materials should consult the Fort Worth District Office of the Office of Price Administration.

This order may be amended or revoked at any time by the Office of Price Administration.

This order shall become effective May 15, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250; 7 F.R. 7871; and E.O. 9328, 8 F.R. 4681)

Issued at Fort Worth, Texas, this 10th day of May 1946.

E. B. HOLLOWAY,
District Director.

APPENDIX A

Name of item	Sold in quantities of—	Selling unit	Maximum prices f. o. b. plant, yard or store (or f. o. b. railroad car in case of c/l sales)
Asphalt, roofing 100-lb. sack or carton.	100 to 1,900 lbs.	100-lb. sack or carton.	$2.50
	Ton	Ton	40.00
Cement, Keene's, paper bags	L.C.L.	100-lb. bag	2.50
	C/L or more.	Per ton	43.50
Cement, masonry, Trinity mix or equal.	L.C.L.	67-lb. bag	.75
	C/L or more.	Per bbl. (268 lbs.)	2.55
Cement, portland, paper bags	L.C.L.	94-lb. bag	.75
	C/L or more.	Per bbl. (376 lbs.)	2.70
Cement, quickset	L.C.L.	94-lb. bag	1.10
	C/L or more.	Per bbl. (376 lbs.)	4.20
Cement, white	L.C.L.	94-lb. sack	3.00
	C/L or more.	Bbl.	10.00
Fire clay, 100-lb. bag	Any	100-lb. bag	1.50
Felt, 15-lb. asphalt or tarred	Any	Roll (432 sq. ft.)	2.90
Felt, 30-lb. asphalt or tarred	Any	Roll (216 sq. ft.)	2.90
Hardboard, all brands, ¼" standard	Any	100 sq. ft.	8.50
Hardboard, all brands, ⅛" tempered	Any	100 sq. ft.	10.00
Hardboard, all brands, ⅛" tempered tile.	Any	100 sq. ft.	12.00
Hardboard, all brands, ¼" standard	Any	100 sq. ft.	12.00
Insulation board, fibre ⅜" (celotex or similar).	Any	100 sq. ft.	4.50
Insulation board, fibre ½" (celotex or similar).	Any	100 sq. ft.	5.60
Insulation tile ½", all sizes T & G	Any	100 sq. ft.	6.50
Insulation tile ½", planking T & G	Any	100 sq. ft.	7.00
Lath, metal, 2.5 lb. noncopper bearing, painted diamond mesh.	Any	1 sq. yd.	.29
Lath, metal, 2.5 lb. copper bearing, painted diamond mesh.	Any	1 sq. yd.	.30
Lath, metal, 2.5 lb. galvanized	Any	1 sq. yd.	.33
Lath, metal, 3.4 lb. copper bearing, painted diamond mesh.	Any	1 sq. yd.	.35
Lime, Mason's, hydrated, 10-lb. paper bags.	Any	10-lb. bag	.25
Lime, Mason's, hydrated, 50-lb. paper bags.	L.C.L.	50-lb. bag	.65
	C/L or more.	Per ton	20.90
Plaster, hard wall	L.C.L.	100-lb. bag	$1.10
	C/L or more.	Per ton	18.00
Plaster moulding	L.C.L.	100-lb. sack	1.50
	C/L or more.	Per ton	21.75
Roofing, asphalt mineral surface, 75-lb. roll.	Any	108 sq. ft.	2.75
Roofing, asphalt mineral surface, 90-lb. roll.	Any	108 sq. ft.	3.00
Roofing, asphalt, black, smooth surface, 35-lbs., 3d quality.	Any	108 sq. ft.	1.45
Roofing, asphalt, black, smooth surface, 45 lbs., 3d quality.	Any	108 sq. ft.	1.65
Roofing, asphalt, black, smooth surface, 55 lbs., 3d quality.	Any	108 sq. ft.	1.95
Roofing, asphalt, black, smooth surface, 45 lbs., 2d quality.	Any	108 sq. ft.	1.75
Roofing, asphalt, black, smooth surface, 55 lbs., 2d quality.	Any	108 sq. ft.	2.00
Roofing, asphalt, black, smooth surface, 65 lbs., 2d quality.	Any	108 sq. ft.	2.40
Roofing, asphalt, black, smooth surface, 55 lbs., 1st quality.	Any	108 sq. ft.	2.50
Roofing, asphalt, black, smooth surface, 65 lbs., 1st quality.	Any	108 sq. ft.	3.00
Sheathing, gypsum, water repellent, ½".	Any	Sq. ft.	.0425
Shingles, asphalt, thick-butt, 210 lbs.	Any	210 lb., sq.	6.40
Shingles, asphalt, hexagon 167-lb. 2 or 3 tab 11¼" x 36".	Any	167-lb. sq.	5.80
Stucco, 100-lb. bag	Any	100-lb. bag	2.50
Wallboard, fibre, ⅝", beaver, Armour or Bison.	Any	100 sq. ft.	4.80
Wallboard, fibre, ¼" beaver, Armour or Bison.	Any	100 sq. ft.	5.75
Wallboard, gypsum:			
¼"	Any	100 sq. ft.	3.60
⅜"	Any	100 sq. ft.	4.20
½"	Any	100 sq. ft.	4.50

1. *Terms of sale.* Maximum prices hereinabove established are subject to the following cash discount:

(a) For sellers who were in business during March 1942, the same cash discount they had in effect during March 1942 for each quantity and type of sale made.

(b) For sellers who were not in business during March 1942, the cash discount which their most competitive seller who was in business during March 1942 is required to make under the provisions of this order.

2. *Additions for the extension of credit.* The following additions for the maximum prices hereinabove established may be made for the extension of credit beyond 30 days.

(a) Sellers who were in business during March 1942 are permitted to add to prices established hereinabove for the extension of credit beyond a period of 30 days the same additions that they had in effect during March 1942 for the same type and quantity of sale. If no extra charges were made for the extension of credit during March 1942, none may be added.

(b) Sellers who were not in business during March 1942 are permitted to make the same charge for the extension of credit which their most closely competitive seller is permitted to make under the provisions of this order.

3. The seller may continue to negotiate with and engage a cartage company or other common carrier to make delivery of the commodities sold and may add as a separate item to customers' invoices the actual amount of cartage charged by the company so engaged to make delivery.

[F. R. Doc. 46-9743; Filed, June 7, 1946; 4:18 p. m.]

[Fort Worth Order G-6 Under Gen. Order 68]

BUILDING MATERIALS IN LUBBOCK COUNTY, TEX.

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order No. 68, it is hereby ordered:

SECTION I. *What this order does.* This order establishes maximum prices for all retail sales of certain building materials specifically described in Appendix A of this order when such sales are made in the geographical area comprising Lubbock County, Texas.

SEC. II. *Definitions.* 1. The term retail sale as used in this order means any sale of the building materials covered by this order to an ultimate user or to a contractor who will resell the same on an installed basis.

2. The term delivery zone as used in this order includes all points within a radius of ten miles from the place from which delivery is made and all points within the corporate limits of the city or town in which the seller is located.

SEC. III. *Maximum prices.* Maximum prices for commodities subject to this order are those set forth in Appendix A which is specifically made a part of this order, subject to the terms and conditions of sale and other limitations set forth therein.

SEC. IV. *The relation of this order to other regulations.* The maximum prices fixed by this order supersede any maximum prices or price determining method previously established by any other regulation or order issued by the Office of Price Administration for the commodities and sales covered by this order.

SEC. V. Each seller making sales subject to this order shall post a copy of Appendix A of this order plainly visible to all purchasers in each of his places of business located in the area covered by this order.

SEC. VI. *Invoices and notification.* Each seller making sales subject to this order shall, if requested by any purchaser of commodities subject hereto, make available to such purchaser for inspection a copy of this order. Each seller covered by this order is required to furnish each purchaser with an invoice at the time of sale, which must contain the following information:

1. Name and address of the purchaser.
2. A description of each commodity sold.
3. The quantity of each commodity sold.
4. The price charged for each commodity sold.
5. The type of sale, whether f. o. b. railroad car, f. o. b. seller's yard or store, delivered to job site in delivery area, or delivered outside delivery area.
6. If delivery is made outside the seller's delivery zone, the amount of any delivery charges made must be stated separately on the invoice.
7. A statement of cash discounts allowed for prompt payment.
8. A separate statement of any amount added for the extension of credit.

Each seller is required to keep a duplicate of such invoice in his place of business, and make it available for inspection by the Office of Price Administration during regular business hours.

SEC. VII. *Addition of increase in supplier's prices prohibited.* The maximum prices set out by this order may not be increased by a dealer to reflect increases in purchase costs or in supplier's maximum prices occurring after the effective date hereof; but increases in the maximum prices set hereby to reflect such increases are within the discretion of the District Director.

SEC. VIII. *What this order prohibits.* Regardless of any obligation no person shall:

1. Sell, or in the course of trade or business, buy building materials at higher prices than the maximum prices set by this order; but less than the maximum prices may at any time be charged, paid or offered.

2. Obtain higher than maximum prices by:

(i) Making a charge higher for the extension of credit than was made in March 1942 under the same or similar conditions.

(ii) Failure to give the discounts as established by your March 1942 practices.

(iii) Using any tying agreement or requiring that the buyer purchase anything in addition to the building materials requested by him; or

(iv) Using any other device by which a higher than maximum price is obtained directly or indirectly.

SEC. IX. *Enforcement.* 1. Persons violating any provisions of this order are subject to civil and criminal penalties, including suits for treble damages, provided for by the Emergency Price Control Act of 1942, as amended.

2. Persons who have any evidence of any violation of this order are urged to communicate with the Fort Worth District Office of the Office of Price Administration.

SEC. X. *Building materials not covered by this order.* There are building materials sold and delivered in the area covered by this order which are not included in, and for which prices are not established in this order. The maximum prices for such building materials, when sold by any person covered by this order, shall continue to be determined under the applicable Maximum Price Regulation. Sellers who are in doubt as to the regulation applicable to such building materials should consult the Fort Worth District Office of the Office of Price Administration.

This order may be amended or revoked at any time by the Office of Price Administration.

This order shall become effective May 20, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong., E. O. 9250; 7 F. R. 7871; and E. O. 9328, 8 F. R. 4681)

Issued at Fort Worth, Texas, this 15th day of May 1946.

E. B. HOLLOWAY,
District Director.

APPENDIX A

Recommended Maximum Prices for Retail Sales to Building Contractors and Ultimate Users of Specified Building Materials When Sold in Lubbock County, Texas

Name of item	Sold in quantities of—	Selling unit	Maximum price f. o. b. plant, yard, or store; f. o. b. R. R. car in case of C/L sales	Maximum price when delivered in city limits and within a 5-mile radius of place from which delivery is made
Asphalt roofing, 100-lb. sack or ctn.	100-lb sack	100-lb sack or carton.	$2.65	$2.70
Face brick, textured or smooth, red to black, A-1 to A-8, CB-2, CH-3.	1 to 4,999	1,000	46.25	51.25
	5M to 11,999	1,000	40.25	45.25
	C/L (12,000 or more).	1,000	38.25	43.25
Face brick, textured or smooth, creams, buffs, grays, and iron spots, B-1 to B-8, C-1 to C-3, D-1 to D-6.	1 to 4,999	1,000	47.25	52.25
	5M to 11,999	1,000	41.25	46.25
	C/L (12,000 or more).	1,000	39.25	
Brick, fire, 2700° everlast or equal.	Any	1,000	93.75	98.75
Brick, common	1 to 4,999	1,000	28.75	33.75
	5M to 11,999	1,000	24.75	29.75
	C/L (12,000 or more).	1,000	22.00	27.00
Cement, Keene's, paper bag	L.C.L.	100-lb. bag	2.00	2.05
	C/L or more	Per ton	33.00	
Cement, Masonry, Trinity Mix or equal.	L.C.L.	67-lb. sack	.75	.80
	C/L or more.	Per 268-lb. bbl.	2.60	
Cement, portland, standard, in paper bags.	L.C.L.	94-lb. bag	.80	.85
	C/L or more.	Per 376-lb. bbl.	2.87	
Cement, quickset, paper bags	L.C.L.	94-lb. bag	1.10	1.15
	C/L or more.	Per 376-lb. bbl.	3.90	
Cement, white	L.C.L.	94-lb. sack	3.00	3.05
	C/L or more.	Per 376-lb. bbl.	10.10	
Clay, fire, 100-lb. bag	Any	100-lb. bag	1.50	1.55
Felt, 15-lb. asphalt or tarred.	Any	Roll, 432 sq. ft	3.00	3.05
Felt, 30-lb. asphalt or tarred.	Any	Roll, 216 sq. ft.	3.00	3.05
Hardboard, all brands:				
¼" standard lengths 4' x 6'—4' x 12'.	Any	100 sq. ft.	8.00	8.15
¼" tempered 4' x 6' to 4' x 12'.	Any	100 sq. ft.	10.00	10.15
⅛" tempered 4' x 8', 9' and 10'.	Any	100 sq. ft.	10.00	10.15
⅛" tempered hardboard tile, 4' x 12', 4' x 16'.	Any	100 sq. ft.	12.50	12.65
⅛" tempered, hardboard tile, 4' x 8'.	Any	100 sq. ft.	12.50	12.65
Gray asbestos board, ¼" x 4' x 8' plain.	Any	100 sq. ft.	12.00	12.15
Gray asbestos flexboard, ¼" 4' x 4' square.	Any	100 sq. ft.	15.00	15.15
Insulation, batts, thermal, 4" full thick.	Any	100 sq. ft.	7.50	7.65
Insulation batts, paper backed, 2" thick.	Any	100 sq. ft.	5.50	5.65
Insulation board, fibre ⅜" standard lath and board.	Any	100 sq. ft.	4.50	4.65
Insulation lath, plaster base, 16" x 40" and 18" x 48", ½".	Any	100 sq. ft.	4.00	4.15
Lath, metal, 3.4 lbs. copper bearing, painted diamond mesh.	Any	Sq. yd.	.32	.33
Noncopper bearing painted diamond mesh.	Any	Sq. yd.	$0.31	$0.32
Lath, metal, 2.5 lbs. copper bearing, painted diamond mesh.	Any	Sq. yd.	.30	.31
Noncopper bearing painted diamond mesh.	Any	Sq. yd.	.29	.30
Lath, gypsum, ⅜"	Any	100 sq. ft.	3.00	3.15
Lime, Mason's hydrated	Any	10-lb. sack	.25	.25
	L.C.L.	50-lb. sack	.75	.80
Plaster, hard wall	L.C.L.	100-lb. bag	1.10	1.15
	C/L or more	Ton	18.00	19.00
Roofing, asphalt, black smooth surface:				
Third quality:				
35 lb	Any	Roll, 108 sq. ft.	1.35	1.40
45 lb	Any	Roll, 108 sq. ft	1.55	1.60
55 lb	Any	Roll, 108 sq. ft	1.80	1.85
Second quality:				
45 lb	Any	Roll, 108 sq. ft	2.00	2.05
55 lb	Any	Roll, 108 sq. ft	2.25	2.30
65 lb	Any	Roll, 108 sq. ft	2.65	2.70
First quality:				
55 lb	Any	Roll, 108 sq. ft	2.45	2.50
65 lb	Any	Roll, 108 sq. ft	2.85	2.90
Roofing, asphalt:				
75-lb. mineral surface	Any	Roll, 108 sq. ft	2.50	2.55
90-lb. mineral surface	Any	Roll, 108 sq. ft	2.75	2.80
Sheathing, gypsum, ½"	Any	100 sq. ft.	4.00	4.15
Shingles, asphalt:				
167-lb. 2 or 3 tab hexagon	Any	167-lb. square	5.20	5.25
210-lb. (3 in 1) thick butt	Any	210-lb. square	6.60	6.70
Siding, asbestos cement, 12" x 24" or 27" standard colors.	Any	100 sq. ft.	10.50	10.65
Stucco, 100-lb. bags	Any	100-lb. bag	2.50	2.55
Tile, T and G or bevel lap, all brands ½" planking 6" to 16" and 8' to 10'.	Any	100 sq. ft.	7.50	7.65
Tile, T and G or bevel lap, all brands, ½", 12" x 12", 16" x 16", 24" x 24", old ivory.	Any	100 sq. ft.	7.50	7.65
Tile, T and G or bevel lap, all brands, ½", 16" x 32", 16" x 48", old ivory or variegated colors.	Any	100 sq. ft.	7.50	7.65
Tile, clay building, 5" x 8" x 12".	Any	Each	.10	.11
Wallboard, fibre, 3/16", 4' x 6', 7', 8', 10' and 12'.	Any	100 sq. ft.	5.00	5.15
Wallboard, gypsum:				
¼"	Any	100 sq. ft.	3.00	3.15
⅜"	Any	100 sq. ft.	3.50	3.65
½"	Any	100 sq. ft.	4.00	4.15
Wallboard, fibre, double thick, upson tile.	Any	100 sq. ft.	7.50	7.65

1. *Terms of sale.* Maximum prices hereinabove established are subject to the following cash discount:

(a) For sellers who were in business in March 1942, the same cash discount they had in effect during March 1942 for each quantity and type of sale made.

(b) For sellers who were not in business during March 1942, the cash discount which their most competitive seller who was in business during March 1942 is required to make under the provisions of this order.

2. *Additions for the extension of credit.* The following additions for the maximum prices hereinabove established may be made for the extension of credit beyond 30 days.

(a) Sellers who were in business during March 1942 are permitted to add to prices established hereinabove for the extension of credit beyond a period of 30 days the same additions that they had in effect during March 1942 for the same type and quantity of sale. If no extra charges were made for the extension of credit during March 1942, none may be added.

(b) Sellers who were not in business during March 1942 are permitted to make the same charge for the extension of credit which their most closely competitive seller is permitted to make under the provisions of this order.

3. *Delivery zone defined.* The delivery zone, as pertains to this order, on which delivery charges may be made, as set forth in Appendix A above, includes the town or city limits and a 10-mile radius from the point from which delivery is made.

When delivery is made outside of the town or city limits and a 10-mile radius from the point from which delivery is made, an additional charge may be made as follows: $0.25 per truck mile, one way; mileage to be calculated from the outer perimeter of the above described zone, or $0.05 per hundredweight; whichever results in the lesser charge.

[F. R. Doc. 46-9744; Filed, June 7, 1946; 4:19 p. m.]

[San Antonio Order G-4 Under Gen. Order 68]

CERTAIN BUILDING MATERIALS IN EL PASO COUNTY, TEX.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to the provisions of General Order No. 68, it is hereby ordered:

SECTION I. *What this order does.* This order establishes maximum prices for all retail sales of certain building materials specifically described in Appendix A of this order when such sales are made in the geographical area comprising El Paso County, Texas.

SEC. II. *Definition of retail sales.* The term retail sale as used in this order means any sale of the building materials covered by this order to an ultimate user or to a contractor who will resell the same on an installed basis.

SEC. III. *Maximum prices.* Maximum prices for commodities subject to this order are those set forth in Appendix A, which is specifically made a part of this order, subject to the terms and conditions of sale and other limitations set forth therein. Receipt of notice of permitted increase from suppliers will not automatically authorize increases in ceiling prices set forth in Appendix A of this order. Such ceiling prices will only be changed by Amendment to this order issued by the District Director.

SEC. IV. *The relation of this order to other regulations.* The maximum prices fixed by this order supersede any maximum prices or price determining method previously established by any other regulation or order issued by the Office of Price Administration for the commodities covered by this order. Items and specifications not specifically priced in this order remain subject to the applicable maximum price regulations.

SEC. V. *Posting.* Each seller making sales subject to this order shall post a copy of Appendix A of this order plainly visible to all purchasers in each of his places of business located in the area covered by this order.

SEC. VI. *Invoices and notification.* Each seller making sales subject to this order shall, if requested by any purchaser of commodities subject hereto, make available to such purchaser for inspection a copy of this order. Each seller coverd by this order is required to furnish each purchaser with an invoice at the time of sale, which must contain the following information:

1. Name and address of the purchaser.
2. A description of each commodity sold.
3. The quantity of each commodity sold.
4. The price charged for each commodity sold.
5. The type of sale, whether f. o. b. railroad car, f. o. b. seller's yard or store, delivered to job site in free delivery area, or delivered outside free delivery area.
6. If delivery is made outside the seller's free delivery zone, the amount of any delivery charges made stated separately on the invoice.
7. A statement of cash discounts allowed for prompt payment.

Each seller is required to keep a duplicate of such invoice in his place of business, and make it available for inspection by the Office of Price Administration during regular business hours.

SEC. VII. *Evasion.* The price limitations set forth in this order shall not be evaded by direct or indirect methods in connection with an offer, solicitation, agreement, sale, delivery, purchase or receipt of any commodities covered by this order or by way of commissions, services, transportation or other charges, or by tying agreement or other trade understanding, or by making the terms and conditions of sale more onerous to buyers than they were during March 1942 (except as specifically permitted by this order).

SEC. VIII. *Enforcement and penalties.* Persons violating any provisions of this order are subject to the criminal penalties, civil enforcement actions, license suspension proceedings, and suits for treble damages provided for by the Emergency Price Control Act of 1942, as amended.

This order may be amended or revoked at any time by the Office of Price Administration.

This order shall become effective May 22, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; and E.O. 9328, 8 F.R. 4681)

Issued at San Antonio, Texas, this 15th day of May 1946.

C. T. GIESEN,
District Director.

APPENDIX A

Maximum prices for sales of specified items of Building Materials when such sales are made in El Paso County, Texas, to building contractors or other ultimate users.

Maximum Price F. O. B. Plant, Yard, Siding or Store, or Delivered in Free Delivery Zone

Name of item and basic unit	
Plaster, hard wall (in carload lots) ton	$17.00
Plaster, hard wall, bag (100-lb.)	.90
Plaster, gauging, bag (100-lb.)	1.50
Plaster, moulding, bag (100-lb.)	1.50
Keene's cement, bag (100-lb.)	2.00
Finishing lime, bag (50-lb.)	.65
Portland cement, paper bag (94-lb.)	.75
Portland cement (paper bags in carload lots), bbl	2.53
Portland cement, cloth bag (94-lb.)	.85
Waterproof cement (grey), bag	.95
Masonry mortar, bag	.75
Mason's hydrated lime, ton	20.00
Mason's hydrated lime, bag (50-lb.)	.65
Clay drain tile, 4", ft	.15
Vitrified clay sewer pipe, 4", 24" joint	.50
Rock lath, 16 x 48, 1,000 sq. ft	25.00
Gypsum wallboard, 3/8", 1,000 sq. ft	52.50
Gypsum wallboard, 1/2", 1,000 sq. ft	55.00
Gypsum exterior sheathing (waterproof), 1,000 sq. ft	50.00
Roof units, 1", 1,000 sq. ft	100.00
Asphalt roofing, mineral surface, 90-lbs., roll	3.00
Asphalt or tarred felt, 15-lbs., roll	3.00
Asphalt or tarred felt, 30-lbs., roll	3.00
Asphalt shingles, 210-lbs., (3 in 1), thickbutt, square	7.50
Asphalt shingles, 167-lbs., 2 tab hexagon, square	6.50
Asphalt roll roofing, smooth surface, 35-lbs., roll (first grade)	1.35
Asphalt roll roofing, smooth surface, 45-lbs., roll (first grade)	1.70
Asphalt roll roofing, smooth surface, 55-lbs., roll (first grade)	2.10
Asphalt roll roofing, smooth surface, 65 lbs., roll (first grade)	2.55
Fibre insulation board, 1/2" standard lath and board, 1,000 sq. ft	57.50
Fibre insulation board, 25/32", asphalt sheathing, 1,000 sq. ft	67.50
Standard density synthetic fibre board, 25/32", (4 x 8), 1,000 sq. ft	77.50
Standard density fibre board, 1/8" tempered, standard, 1,000 sq. ft	95.00
Thermal insulation blankets, paper backed, medium 2", 1,000 sq. ft	52.50
Thermal insulation blankets, (PB) full thick, 1,000 sq. ft	71.25
Thermal insulation, loose in bags, nodulated, 25-lb. bag	.88
Knotty pine, walnut and bleached mahogany gypsum wallboard, sq. ft	.08
Metal lath, black copper bearing 2.5-lb., sq. yd	.35
Metal lath, galvanized, 3.4-lb., sq yd.	.40
Gypsum lath, 3/8", 1,000 sq. ft	25.00
Metal lath, 2.2-lb. painted diamond mesh, sq. yd	.30
Metal lath, 2.5-lb. painted diamond mesh, sq. yd	.34
Metal lath, 2.5-lb., galvanized, sq. yd	.36
Metal lath, 3.4-lb. painted diamond mesh, sq. yd	.36
Metal lath, 3.4-lb., 3/8", high rate, painted, sq. yd	.43
Metal lath, corner bond, expanded type, sq. yd	.06

Name of item	Basic unit	Maximum price f. o. b. plant
Concrete Block:		
4 x 8 x 12	1,000	$71.50
6 x 8 x 12	1,000	63.30
8 x 8 x 12	1,000	47.50

1. *Terms of sale.* Terms of sale for all commodities covered by this Appendix shall be net 30 days.

2. *Free delivery zone.* The term "free delivery zone" as used in this order for items other than concrete blocks includes all points within the corporate limits of El Paso, Texas, and all points within a 5 mile radius of the place from which delivery is made. The free delivery zone described in this order does not apply to concrete blocks and no delivery charges are established in this order for concrete blocks.

3. The following delivery charges may be made when a delivery is made outside the free delivery zone hereinabove described for items other than concrete blocks:

(a) For sellers who were in business during March 1942, the same delivery charge they had in effect during March 1942, for each type and quantity of sale made.

(b) For sellers who were not in business during March 1942, the delivery charge which their most competitive seller, who was in business during March 1942, may make under the provisions of this order.

4. *Additions for the extension of credit.* The following additions to the maximum prices hereinabove established may be made for the extension of credit beyond 30 days in the case of all items covered by this Appendix:

(a) Sellers who were in business during March 1942, are permitted to add to prices established hereinabove for the extension of credit beyond a period of 30 days in the case of all items covered by this Appendix, the same additions that they had in effect during March 1942, for the same type and quantity of sale. If no extra charges were made for the extension of credit during March 1942, none may be added.

(b) Sellers who were not in business during March 1942, are permitted to make the same charge for the extension of credit which their most closely competitive seller is permitted to make under the provisions of this order.

5. *Maintenance of customary discounts.* (a) Sellers who were in business during March 1942, are required to maintain their customary discounts and allowances, such as cash discounts, contractor's discounts, and discounts for pickup by the customer as required by the maximum price regulations which were controlling for those commodities prior to the issuance of this order.

(b) Sellers who were not in business during March 1942, are required to adopt and maintain the customary yard, quantity, and class of purchaser discounts which their most closely competitive sellers had in effect during March 1942.

[F. R. Doc. 46-9745; Filed, June 7, 1946; 4:20 p. m.]

[Region VII 3d Rev. Order G-24 Under RMPR 122, Amdt. 16]

SOLID FUELS IN DENVER REGION

Third Revised Order No. G-24 under Revised Maximum Price Regulation No. 122, Amendment No. 16. Solid fuels sold and delivered by dealers. Adjustment of specific maximum prices of dealers in Region VII to compensate for increases in supplier's price under Amendment 74 to Maximum Price Regulation No. 120. Docket No. 7-122-260-19.

Pursuant to the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and § 1340.260 of Revised Maximum Price Regulation No. 122, and for the reasons set forth in the accompanying opinion, this Amendment No. 16 is issued.

1. Third Revised Order No. G-24, as amended, is hereby further amended by deleting from Amendment No. 4 thereto, issued August 7, 1945, all of Mine Price Categories (6), (8), (9), (10), (11), (12), (13) and (14).

2. *Effective date.* This Amendment No. 16 shall become effective as of May 24, 1946.

Issued this 23d day of May 1946.

RICHARD Y. BATTERTON,
Regional Administrator.

[F. R. Doc. 46-9734; Filed, June 7, 1946; 4:14 p. m.]

[Region VII Order G-65 Under 18 (c)]

CEMENT IN SALT LAKE CITY, UTAH, DISTRICT

Order No. G-65 under § 1499.18 (c) of the General Maximum Price Regulation, adjusted maximum prices for cement when sold at wholesale and at retail in the Salt Lake City, Utah, district. Docket No. 7-18 (c)-50.

Pursuant to the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and § 1499.18 (c) of the General Maximum Price Regulation, and for the reasons set forth in the accompanying opinion this Order No. G-65 is issued.

(a) *What this order does.* This Order No. G-65 adjusts the maximum prices for cement sold at wholesale and at retail in the Salt Lake City, Utah District which includes all counties in the State of Utah, and the north 5% of Coconino County, Arizona, the north 5% of Mohave County, Arizona, and all of Franklin County, Idaho.

(b) *Adjusted maximum prices.* On and after the effective date hereof, the maximum prices for cement sold in the Salt Lake City, Utah District shall be as follows:

(1) The maximum price for sales of cement made at wholesale shall be the seller's present duly established maximum price plus a transportation allowance equal to the difference between the cost of transportation from his normal source of supply and the cost of transportation from the source of supply to which he has been compelled to resort.

(2) The maximum prices for sales of cement made at retail shall be the seller's present duly established maximum price plus a transportation allowance equal to the difference between the cost of transportation from his normal source of supply and the cost of transportation from the source of supply to which he has been compelled to resort, but if the transportation allowance so determined is more than 5¢ per sack the seller may add to his present maximum price only the amount in excess of 5¢ per sack.

(c) *Established differentials and allowances must be maintained.* Both wholesalers and retailers must continue to maintain and allow all customary discounts and differentials and, as used in this order, "wholesale sale" includes sales to industrial users, contractors and builders who do not purchase the cement in question for the purpose of resale.

(d) *Applicability of other regulations.* Insofar as the same is contradictory or inconsistent therewith, this Order No. G-65 supersedes the General Maximum Price Regulation.

(e) *Records.* In addition to any other records required to be kept, dealers subject to this order shall keep records relating to the sale of cement covered by this order, showing for each sale the date thereof, the name and address of the purchaser, the quantity sold, the price charged, and the additional amount authorized to be charged under this order by reason of the fact that the amount so sold has been obtained from other than the normal source of supply.

(f) *Licensing.* The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this order. A seller's license may be suspended for violation of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

(g) *Right to revoke or amend.* This order may be revoked, modified or amended at any time by the Price Administrator or by the Regional Administrator.

Effective date. This Order No. G-65 shall become effective on the 23d day of May 1946.

Issued this 23d day of May 1946.

RICHARD Y. BATTERTON,
Regional Administrator.

[F. R. Doc. 46-9732; Filed, June 7, 1946; 4:14 p. m.]

[Region VII Order G-97 Under MPR 188, Amdt. 1]

WELCH INDUSTRIES, INC. ET AL.

AUTHORIZATION OF MAXIMUM PRICES

Order No. G-97 under Maximum Price Regulation No. 188, Amendment No. 1. Authorized maximum prices for certain durable goods manufactured by Welch Industries, Inc., Colorado Springs, Colo., when sold by the manufacturer and specified resellers. Docket No. 7-188-158-221.

Pursuant to the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and §§ 1499.158 and 1499.158a of Maximum Price Regulation No. 188, and for the reasons set forth in the accompanying opinion, this Amendment No. 1 is issued.

1. Paragraph (b) of Order No. G-97 under Maximum Price Regulation No. 188 is hereby amended by adding to the price categories therein set forth two new price categories, to read as follows:

	Model No.	When sold by—		
		Manufacturer to wholesaler or jobber	Manufacturer, wholesaler or jobber to retailer	Any seller to ultimate consumer
(12) Toilet paper holder	TPH-1	*Each* $1.08	*Each* $1.35	*Each* $2.25
(13) Glass shelf	GS-1	1.44	1.80	3.00

2. *Effective date.* This Amendment No. 1 shall become effective on the 21st day of May 1946.

Issued this 21st day of May 1946.

RICHARD Y. BATTERTON,
Regional Administrator.

[F. R. Doc. 46-9733; Filed, June 7, 1946; 4:14 p. m.]

[Region VIII Order G-8 Under MPR 592]

READY MIX CONCRETE IN SAN FRANCISCO REGION

For the reasons set forth in the accompanying opinion under the authority vested in the Regional Administrator of the Office of Price Administration by section 17 of Maximum Price Regulation No. 592; *It is hereby ordered:*

(a) The adjusted maximum prices for sales of ready-mix concrete by producers in the Counties of Los Angeles, San Bernardino, Riverside, Orange, and Kern, California, shall be the sum of such producers' present maximum prices plus an amount equal to 7½ cents for each sack of Portland Cement entering into the particular mix delivered on each job: *Provided, however,* That this allowance of 7½ cents per sack of cement shall apply only to the extent to which the acquisition cost of such cement has increased on or after October 14, 1944.

(b) This order may be amended, revoked, or corrected at any time.

This order shall become effective May 15, 1946.

Issued this 10th day of May 1946.

BEN C. DUNIWAY,
Regional Administrator.

[F. R. Doc. 46-9738; Filed, June 7, 1946; 4:16 p. m.]

LIST OF COMMUNITY PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register June 6, 1946.

REGION I

Hartford Order 5–F, Amendment 59, covering fresh fruits and vegetables in Waterbury and Watertown. Filed 10:12 a. m.

Hartford Order 6–F, Amendment 59, covering fresh fruits and vegetables in the Hartford area. Filed 10:12 a. m.

Hartford Order 7–F, Amendment 59, covering fresh fruits and vegetables in the New Haven area. Filed 10:12 a. m.

Hartford Order 8–F, Amendment 59, covering fresh fruits and vegetables in the Bridgeport area. Filed 10:12 a. m.

Hartford Order 1–M, Amendment 1, covering bottled beer and ale in the entire State of Connecticut. Filed 10:12 a. m.

REGION II

Pittsburgh Order 9–F, Amendment 19, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 10:11 a. m.

Pittsburgh Order 10–F, Amendment 18, covering fresh fruits and vegetables in Allegheny county, Pennsylvania. Filed 10:11 a. m.

Pittsburgh Order 11–F, Amendment 18, covering fresh fruits and vegetables in Erie and Warren county, Pennsylvania. Filed 10:11 a. m.

Pittsburgh Order 12–F, Amendment 18, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 10:12 a. m.

REGION III

Indianapolis Order 8–O, Amendment 3, covering eggs in certain counties in Indiana. Filed 10:10 a. m.

Indianapolis Order 9–O, Amendment 3, covering eggs in certain counties in Indiana. Filed 10:10 a. m.

Indianapolis Order 38, Amendment 11–A, covering dry groceries in certain areas in Indiana. Filed 10:12 a. m.

Indianapolis Order 39, Amendment 11–A, covering dry groceries in certain areas in Indiana. Filed 10:10 a. m.

Indianapolis Order 40, Amendment 12, covering dry groceries. Filed 10:10 a. m.

Indianapolis Order 19–W, Amendment 11–A, covering dry groceries in certain areas in Indiana. Filed 10:11 a. m.

Indianapolis Order 20–W, Amendment 11–A, covering dry groceries in certain areas in Indiana. Filed 10:09 a. m.

Indianapolis Order 20–W, Amendment 11–A, covering dry groceries in certain areas in Indiana. Filed 10:09 a. m.

REGION IV

Atlanta Order 21, Amendment 15, covering eggs in Zone 19. Filed 10:09 a. m.

REGION V

Fort Worth Order 13–F, Amendment 46, covering fresh fruits and vegetables in Tarrant county, Texas. Filed 10:19 a. m.

Fort Worth Order 13–F, Amendment 48, covering fresh fruits and vegetables in Tarrant county, Texas. Filed 10:20 a. m.

Fort Worth Order 19–F, Amendment 35, covering fresh fruits and vegetables in Taylor, Tom Green and Wichita counties, Texas. Filed 10:20 a. m.

Fort Worth Order 23–F, Amendment 4, covering fresh fruits and vegetables in certain counties in Texas. Filed 10:20 a. m.

Fort Worth Order 25–F, Amendment 4, covering fresh fruits and vegetables in Brown, Eastland, Haskell and Jones counties, Texas. Filed 10:20 a. m.

Fort Worth Order 26–F, Amendment 2, covering fresh fruits and vegetables. Filed 10:21 a. m.

Fort Worth Order 26–F, Amendment 4, covering fresh fruits and vegetables in certain counties in Texas. Filed 10:21 a. m.

Fort Worth Orders 5–C and 1–O, covering poultry and eggs in Tarrant county, Texas. Filed 10:21 a. m.

Houston Order 24, Amendment 1, covering dry groceries in certain areas in Texas. Filed 10:19 a. m.

St. Louis Orders 3–C and 2–O, covering poultry and eggs in the city of St. Louis and county of St. Louis, Missouri. Filed 10:10 a. m.

St. Louis Order 26, Amendment 2, covering dry groceries. Filed 10:09 a. m.

St. Louis Order 28, Amendment 2, covering dry groceries. Filed 10:09 a. m.

REGION VI

Chicago Order 2–F, Amendment 116, covering fresh fruits and vegetables in certain counties in Illinois and Lake county, Indiana. Filed 10:14 a. m.

Chicago Order 6–C, Amendment 19, covering poultry in Cook county, Illinois. Filed 10:14 a. m.

Chicago Orders 14 and 15, Amendments 6 and 3, covering dry groceries. Filed 10:14 a. m.

Chicago Order 6–W, Amendment 6, covering dry groceries. Filed 10:13 a. m.

Des Moines Order 4–F, Amendment 36, covering fresh fruits and vegetables in certain counties in Iowa and South Sioux City in Nebraska. Filed 10:13 a. m.

Des Moines Order 5–F, Amendment 36, covering fresh fruits and vegetables in certain areas in Iowa. Filed 10:13 a. m.

Des Moines Order 6–F, Amendment 36, covering fresh fruits and vegetables in certain counties in Iowa. Filed 10:13 a. m.

Des Moines Order 7–F, Amendment 36, covering fresh fruits and vegetables in certain counties in Iowa and the cities of Moline, East Moline, Rock Island, Silvis and Milan in Illinois. Filed 10:13 a. m.

Fargo Order 4–F, Amendment 3, covering fresh fruits and vegetables in Cass county, North Dakota and Clay county, Minnesota. Filed 10:14 a. m.

Green Bay Order 7–F, Amendments 33 and 34, covering fruits and vegetables in certain areas in Wisconsin. Filed 10:14 a. m. and 10:15 a. m.

Green Bay Order 8–F, Amendments 33 and 34, covering fresh fruits and vegetables in certain counties in Wisconsin. Filed 10:15 a. m.

Green Bay Order 9–F, Amendments 33 and 34, covering fresh fruits and vegetables in Florence, Forest and Marinette, counties, Wisconsin. Filed 10:15 a. m.

Green Bay Order 12–F, Amendments 19 and 20, covering fresh fruits and vegetables in certain areas in Wisconsin. Filed 10:15 a. m.

Green Bay Order 13–F, Amendments 4 and 5, covering fresh fruits and vegetables in certain counties in Wisconsin. Filed 10:16 a. m.

Milwaukee Order 14–F, Amendment 6, covering fresh fruits and vegetables in certain counties in Wisconsin. Filed 10:16 a. m.

Milwaukee Order 15–F, Amendment 6, covering fresh fruits and vegetables in certain counties in Wisconsin. Filed 10:16 a. m.

Milwaukee Order 16–F, Amendment 6, covering fresh fruits and vegetables in certain counties in Wisconsin. Filed 10:16 a. m.

Milwaukee Order 17–F, Amendment 6, covering fresh fruits and vegetables in certain counties in Wisconsin. Filed 10:16 a. m.

Milwaukee Order 7–W, Amendment 5, covering dry groceries in Milwaukee county and Racine and Kenosha cities, Wisconsin. Filed 10:16 a. m.

Omaha Order 15–F, Amendment 20, covering fresh fruits and vegetables in certain counties in Nebraska and the city of Council Bluffs, Iowa. Filed 10:17 a. m.

Omaha Order 16–F, Amendment 20, covering fresh fruits and vegetables in certain counties in Nebraska. Filed 10:17 a. m.

Omaha Order 17–F, Amendment 20, covering fresh fruits and vegetables in certain counties in Nebraska. Filed 10:17 a. m.

Omaha Order 37, Amendment 3, covering dry groceries sold by Groups 3 and 4 stores in the State of Nebraska. Filed 10:17 a. m.

Peoria Order 16–F, Amendment 18, covering fresh fruits and vegetables in certain counties in Illinois. Filed 10:17 a. m.

Peoria Order 17–F, Amendment 18, covering fresh fruits and vegetables in certain areas in Illinois. Filed 10:17 a. m.

Peoria Order 18–F, Amendment 18, covering fresh fruits and vegetables in certain counties in Illinois. Filed 10:17 a. m.

Peoria Order 19–F, Amendment 18, covering fresh fruits and vegetables in certain counties in Illinois. Filed 10:17 a. m.

Peoria Adopting Order 13, Amendment 3, covering dry groceries in certain counties in Illinois. Filed 10:18 a. m.

Peoria Orders 4–W and 21, Amendment 3, covering dry groceries in certain counties in Illinois. Filed 10:18 a. m.

Sioux Falls Order 5–F, Amendment 19, covering fresh fruits and vegetables in the county of Minnehaha, South Dakota. Filed 10:18 a. m.

Sioux Falls Order 9–W, Amendment 3, covering dry groceries in counties of South Dakota, Iowa and Minnesota. Filed 10:18 a. m.

Springfield Order 24–F, Amendment 13, covering fresh fruits and vegetables in certain counties in Illinois. Filed 10:18 a. m.

Springfield Order 62 and 35–W, Amendment 3, covering dry groceries. Filed 10:19 a. m.

REGION VIII

San Francisco Order 4–P, Amendment 2, covering fish in certain counties in California. Filed 10:14 a. m.

San Francisco Order 5–P, Amendment 2, covering fish in Monterey, San Benito, and Santa Cruz counties, California. Filed 10:20 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46-9792; Filed, June 10, 1946; 11:44 a. m.]

LIST OF COMMUNITY PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register June 7, 1946.

REGION I

Concord Order 17, Amendment 9, covering dry groceries in the State of New Hampshire. Filed 9:53 a. m.

Concord Order 4–W, Amendment 9, covering dry groceries in the State of New Hampshire. Filed 9:53 a. m.

New England Order 7–F, Amendment 58, covering fresh fruits and vegetables in the Boston area. Filed 9:52 a. m.

New England Order 8–F, Amendment 54, covering fresh fruits and vegetables in certain defined areas in Massachusetts. Filed 9:52 a. m.

New England Order 9–F, Amendment 55, covering fresh fruits and vegetables in certain defined areas in Massachusetts. Filed 9:52 a. m.

Concord Order 9–F, Amendment 59, covering fresh fruits and vegetables in certain areas in New Hampshire. Filed 9:53 a. m.

New England Order 10–F, Amendment 53, covering fresh fruits and vegetables in certain defined areas in Massachusetts. Filed 9:52 a. m.

New England Order 11–F, Amendment 54, covering fresh fruits and vegetables in certain defined areas in Massachusetts. Filed 9:52 a. m.

New England Order 13–F, Amendment 35, covering fresh fruits and vegetables in the Brockton area. Filed 9:52 a. m.

New England Order 14–F, Amendment 16, covering fresh fruits and vegetables in cities and towns of Barnstable county, Massachusetts. Filed 9:53 a. m.

Providence Order 3–W, Amendment 5, covering dry groceries in the State of Rhode Island except the town of New Shoreham. Filed 9:54 a. m.

REGION II

Newark Order 21, Amendment 4, covering dry groceries in certain counties in New Jersey. Filed 9:54 a. m.

Newark Order 22, Amendment 4, covering dry groceries in certain counties in New Jersey. Filed 9:54 a. m.

Newark Order 23, Amendment 4, covering dry groceries in certain counties in New Jersey. Filed 9:55 a. m.

Newark Order 24, Amendment 4, covering dry groceries in certain counties in New Jersey. Filed 9:55 a. m.

Newark Order 25, Amendment 4, covering dry groceries in certain counties in New Jersey. Filed 9:55 a. m.

Newark Order 26, Amendment 4, covering dry groceries in certain counties in New Jersey. Filed 9:55 a. m.

Newark Order 7–W, Amendment 4, covering dry groceries in certain counties in New Jersey. Filed 9:55 a. m.

Newark Order 8–W, Amendment 4, covering dry groceries in certain counties in New Jersey. Filed 9:56 a. m.

Scranton Order 21, Amendment 2, covering dry groceries in certain counties in Pennsylvania. Filed 9:51 a. m.

Scranton Order 22, Amendment 3, covering dry groceries in certain counties in Pennsylvania. Filed 9:51 a. m.

Scranton Order 23, Amendment 2, covering dry groceries in certain counties in Pennsylvania. Filed 9:51 a. m.

Scranton Orders 6–W and 24, Amendment 3, covering dry groceries in certain counties in Pennsylvania. Filed 9:50 and 9:51 a. m.

Scranton Orders 7–W and 25, Amendment 3, covering dry groceries in certain counties in Pennsylvania. Filed 9:50 and 9:52 a. m.

REGION II

Scranton Order 20, Amendment 3, covering dry groceries in certain counties in Pennsylvania. Filed 9:51 a. m.

Syracuse Order P–5, covering fresh fish sold at retail. Filed 9:50 a. m.

Wilmington Order 5–F, Amendment 18, covering fresh fruits and vegetables in the entire State of Delaware. Filed 9:50 a. m.

REGION III

Charleston Order 7–F, Amendment 64, covering fresh fruits and vegetables in certain areas in West Virginia. Filed 9:38 a. m.

Charleston Order 14–C, Amendment 6, covering poultry in all the counties in West Virginia. Filed 9:38 a. m.

Cincinnati Order 4–F, Amendment 52–A, covering fresh fruits and vegetables in Hamilton county, Ohio. Filed 9:38 a. m.

Cincinnati Order 8–F, Amendment 22, covering fresh fruits and vegetables in certain areas in Ohio. Filed 9:38 a. m.

Cincinnati Order 16–F, Amendment 3, covering fresh fruits and vegetables in certain counties in Ohio. Filed 9:38 a. m.

Cincinnati Orders 24 and 25, Amendment 5, covering dry groceries in the entire Cincinnati Ohio area. Filed 9:47 a. m.

Cincinnati Order 27, Amendment 3, covering dry groceries in certain areas in Ohio. Filed 9:42 a. m.

Cincinnati Order 29, Amendment 3, covering dry groceries in certain counties in Ohio. Filed 9:42 a. m.

Cincinnati Order 9–W, Amendment 5, covering dry groceries in the entire Cincinnati, Ohio area. Filed 9:43 a. m.

Cleveland Order 3–F, Amendment 50, covering fresh fruits and vegetables in certain counties and townships in Ohio. Filed 9:43 a. m.

Cleveland Order 6–F, Amendment 28, covering fresh fruits and vegetables in Cuyahoga county, Ohio. Filed 9:43 a. m.

Cleveland Order 7–F, Amendment 29, covering fresh fruits and vegetables in certain counties in Ohio. Filed 9:43 a. m.

Cleveland Order 8–F, Amendment 2, covering fresh fruits and vegetables in certain areas in Ohio. Filed 9:44 a. m.

Cleveland Order 5–W, Amendment 11, covering dry groceries in certain areas in Ohio. Filed 9:44 a. m.

Cleveland Order 6–W, Amendment 10, covering dry groceries in Cuyahoga county Ohio. Filed 9:45 a. m.

Cleveland Order 7–W, Amendment 3, covering dry groceries in certain areas in Ohio. Filed 9:45 a. m.

Cleveland Order 37, Amendment 10, covering dry groceries in Cuyahoga county Ohio. Filed 9:44 a. m.

Cleveland Order 38, Amendment 11, covering dry groceries in certain areas in Ohio. Filed 9:44 a. m.

Cleveland Order 39, Amendment 3, covering dry groceries in certain areas in Ohio. Filed 9:44 a. m.

Cleveland Order 40, Amendment 2, covering dry groceries in all counties in

the Cleveland, Ohio area. Filed 9:45 a. m.

Detroit Order 10–F, Amendment 55, covering fresh fruits and vegetables in Wayne and Macomb counties, Michigan. Filed 9:48 a. m.

Detroit Order 10–F, Amendment 56, covering fresh fruits and vegetables in certain counties in Michigan. Filed 9:48 a. m.

Detroit Order 10–F, Amendment 57, covering fresh fruits and vegetables in certain counties in Michigan. Filed 9:48 a. m.

Detroit Order 21–W, Amendment 3, covering dry groceries in certain counties in Michigan. Filed 9:49 a. m.

Detroit Order 22–W, Amendment 2, covering dry groceries in certain counties in Michigan. Filed 9:49 a. m.

Detroit Order 32, Amendment 3, covering dry groceries in certain counties in Michigan. Filed 9:48 a. m.

Detroit Order 32, Amendment 4, covering dry groceries in certain counties in Michigan. Filed 9:56 a. m.

Indianapolis Order 14–F, Amendment 70, covering fresh fruits and vegetables in Marion, Vigo, and Tippecanoe counties, Indiana. Filed 9:49 a. m.

REGION IV

Atlanta Order 9–O, Amendment 6, covering eggs in Zone 16. Filed 9:39 a. m.

Atlanta Order 10–O, Amendment 4, covering eggs in Zone 16. Filed 9:39 a. m.

Atlanta Order 11–O, Amendment 7, covering eggs in Zone 17. Filed 9:39 a. m.

Birmingham Order 7–W, Amendment 6, covering dry groceries in the Birmingham area. Filed 9:40 a. m.

Birmingham Order 8–W, Amendment 5, covering dry groceries in the Birmingham area. Filed 9:40 a. m.

Birmingham Order 26, Amendment 6, covering dry groceries in the Birmingham area. Filed 9:39 a. m.

Birmingham Order 28, Amendment 5, covering dry groceries in the Birmingham area. Filed 9:39 a. m.

Columbia Order 8–F, Amendments 30 and 31, covering fresh fruits and vegetables in the State of South Carolina. Filed 9:47 a. m.

Columbia Orders 21 and 22, Amendments 5 and 4, covering dry groceries in the South Carolina area. Filed 9:36 a. m.

Columbia Orders 23–C and 24–C, Amendment 7, covering poultry sold by Groups 1 and 2 and 3 and 4 stores in the South Carolina area. Filed 9:37 a. m.

Columbia Order 25–C and 26–C, Amendment 7, covering poultry sold by Groups 1 and 2 and 3 and 4 stores in the South Carolina area. Filed 9:37 a. m.

Columbia Order 7–W, Amendment 5, covering dry groceries in the South Carolina area. Filed 9: 36 a. m.

Jackson Orders 24 and 25, Amendment 4, covering dry groceries sold by Groups 1 and 2 and 3 and 4 stores in the Mississippi area. Filed 9:40 a. m.

Jackson Order 26, Amendment 4, covering dry groceries sold by Groups 3A and 4A stores in the Mississippi area. Filed 9:41 a. m.

Jackson Order 7–W, Amendment 3, covering dry groceries in the Mississippi area. Filed 9:41 a. m.

Jacksonville Order 14–F, Amendment 30, covering fresh fruits and vegetables in the city of Jacksonville, Florida. Filed 9:54 a. m.

Jacksonville Order 15–F, Amendment 5, covering fresh fruits and vegetables in the city of Pensacola, Florida. Filed 9:49 a. m.

Memphis Orders 29 and 30, Amendment 5, covering dry groceries sold by Groups 1 and 2 and 3 and 4 stores in the Memphis area. Filed 9:49 and 9:35 a. m.

Memphis Order 11–W, Amendment 4, covering dry groceries in the Memphis area. Filed 9:36 a. m.

Raleigh Order 13–F, Amendment 30, covering fresh fruits and vegetables in certain counties in North Carolina. Filed 9:36 a. m.

Raleigh Order 14–F, Amendment 18, covering fresh fruits and vegetables in certain counties in North Carolina. Filed 9:36 a. m.

Richmond Order 5–O, Amendments 1 and 5, covering eggs in Chesterfield, Hanover, Henrico and Powhatan counties in Richmond, Virginia. Filed 9:46 a. m.

Richmond Order 5–O, Amendments 4 and 6, and 8 covering eggs in Chesterfield, Hanover, Henrico and Powhatan counties, in Richmond, Virginia. Filed 9:46 a. m.

Richmond Order 6–O, Amendments 1 and 3, covering eggs in city of Roanoke and Roanoke county, Virginia. Filed 9:46 a. m.

Richmond Order 8–F, Amendment 32, covering fresh fruits and vegetables in certain cities, counties and towns in Virginia. Filed 9:54 a. m.

REGION V

New Orleans Order 7–O, Amendment 25, covering eggs sold by Groups 1 and 2 stores. Filed 9:54 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46–9834; Filed, June 10, 1946; 4:38 p. m.]

Reference

JUN 17 '46

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VOLUME 11 NUMBER 115

Washington, Thursday, June 13, 1946

The President

EXECUTIVE ORDER 9735

ESTABLISHING A CABINET COMMITTEE ON PALESTINE AND RELATED PROBLEMS

By virtue of the authority vested in me by the Constitution and the statutes, and as President of the United States and Commander in Chief of the Army and Navy, it is hereby ordered as follows:

1. In view of the urgency of the solution of various problems relating to the displaced Jews in Europe and to Palestine, there is hereby established under the Chairmanship of the Secretary of State, a Cabinet Committee on Palestine and Related Problems (hereinafter referred to as the Committee) composed of the Secretaries of State, War, and the Treasury. The functions and duties of the Committee shall be:

(a) To assist the President in the early consideration of the recommendations of the Anglo-American Committee of Inquiry (hereinafter referred to as the Anglo-American Committee) and of the views which may be submitted as a result of the consultations thereon, and in the determination of the steps to be taken by this Government in regard to Palestine and related problems.

(b) To propose the specific measures considered necessary or appropriate effectively to implement the decisions made by the President with regard to Palestine and related problems.

(c) So far as may be permitted by law, to implement and coordinate, either directly or through the appropriate departments and agencies of the United States Government, such policies or programs in respect of Palestine and related problems as may be approved and authorized by the President.

(d) To perform such other tasks in connection with the functions and duties described in subparagraphs (a), (b), and (c) above as the President may from time to time direct.

2. Each member of the Committee shall designate a fully deputized alternate to act for and in his behalf. The alternates thus selected shall function as the executive agency of the Committee and shall be known as the Board of Alternates, whose Chairman shall be the alternate for the Secretary of State. The Committee is hereby empowered:

(a) To fix its rules of conduct and procedures and the pattern of its internal organization.

(b) To employ a Secretariat to be headed by a Secretary-General with such deputies and assistants and such clerical and administrative personnel as may be necessary.

(c) To utilize to the maximum extent possible by way of loan or otherwise such personnel, facilities, and services of the State, War, and Treasury Departments as may be necessary or useful to the Committee in the accomplishment of its functions and duties.

(d) Subject to subparagraph (c) hereof and within the limits of funds which may be made available to it, to employ necessary technical personnel, consultants, or advisers without regard to the civil service laws and regulations, and to make provision for such supplies, facilities, and services as may be necessary fully to discharge the Committee's responsibilities.

(e) Whenever necessary, to call upon the heads of other departments and agencies of the Government to supply experts or technical advisers to the extent available to assist the Committee or its staff in connection with its objectives.

3. In the formulation of its policy recommendations as provided in paragraph 1 hereof and in the implementation of any policies and programs approved by the President, the Committee shall be empowered:

(a) To negotiate and consult, directly or through its representatives, with accredited representatives and agencies of other governments, with public or private international bodies, with States and municipalities and private and quasi-public organizations in the United States or abroad.

(b) Upon the written request of the Chairman, or his alternate, to procure from all departments and agencies of

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FEDERAL REGISTER

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the Government such records and documents in their possession as may be necessary, relevant, or useful to the Committee in the accomplishment of its objectives hereunder.

4. In carrying out its functions and duties, and within the limits of available funds, the members of the Committee and its personnel are authorized to engage in the necessary domestic and foreign travel. When permitted by law and otherwise practicable, the Secretary of War and the Secretary of the Navy shall provide appropriate travel assistance, including the furnishing of available Government-owned transportation and other facilities.

HARRY S. TRUMAN

THE WHITE HOUSE,
June 11, 1946.

[F. R. Doc. 46-9907; Filed, June 11, 1946; 2:15 p. m.]

Regulations

TITLE 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

[Docket No. 4939]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

CALIFORNIA LIMA BEAN GROWERS ASSN.

§ 3.45 (e) *Discriminating in price—Indirect discrimination—Brokerage payments.* In connection with the sale and distribution of lima beans and other food products in commerce, paying or granting, directly or indirectly, to any buyer anything of value as a commission or brokerage, or any compensation, allowance, or discount in lieu thereof, upon purchases made for such buyer's own account; prohibited. (Sec. 2 (c), 49 Stat. 1527; 15 U.S.C., sec. 13 (c)) [Cease and desist order, California Lima Bean Growers Association, Docket 4939, May 9, 1946]

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 9th day of May, A. D. 1946.

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission and the amended answer of the respondent, in which answer respondent admits all of the material allegations of fact set forth in the complaint and waives all intervening procedure, and the Commission having made its findings as to the facts and its conclusion that the respondent has violated the provisions of subsection (c) of section 2 of the act of Congress entitled "An Act to supplement existing laws against unlawful restraints and monopolies, and for other purposes," approved October 15, 1914 (the Clayton Act), as amended by the Robinson-Patman Act, approved June 19, 1936, (15 U.S.C., Sec. 13);

It is ordered, That the respondent California Lima Bean Growers Association, a corporation, and its officers, agents, representatives, and employees, directly or through any corporate or other device, in connection with the sale and distribution of lima beans and other food products in commerce, as "commerce" is defined in the aforesaid Clayton Act, do forthwith cease and desist from:

Paying or granting, directly or indirectly, to any buyer anything of value as a commission or brokerage, or any compensation, allowance, or discount in lieu thereof, upon purchases made for such buyer's own account.

It is further ordered, That the respondent shall, within sixty (60) days after service upon it of this order, file with the Commission a report in writing, setting forth in detail the manner and form in which it has complied with this order.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 46-9927; Filed, June 12, 1946; 10:52 a. m.]

[Docket No. 5334]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

ATHENSON & PASSIN, INC.

§ 3.6 (n) *Advertising falsely or misleadingly—Nature—Products:* § 3.66 (d) *Misbranding or Mislabeling—Nature:* § 3.96 (a) *Using misleading name—Goods—Nature.* In connection with the offering for sale, sale and distribution of fur products in commerce, using the word "Leopard", either alone or in conjunction with other words, to designate, describe, or refer to any product not made of leopard peltries; or otherwise representing, either through words or pictorial representations, that any product is made of leopard peltries when such is not the fact; prohibited. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U.S.C., sec. 45b) [Cease and desist order, Athenson & Passin, Inc., Docket 5334, May 10, 1946]

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 10th day of May, A. D. 1946.

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission and the answer of the respondent, in which answer respondent admits all of the material allegations of fact set forth in said complaint and states that it waives all intervening procedure and further hearing as to said facts, and the Commission having made its findings as to the facts and its conclusion that the respondent has violated the provisions of the Federal Trade Commission Act:

It is ordered, That the respondent, Athenson & Passin, Inc., a corporation, and its officers, representatives, agents and employees, directly or through any corporate or other device, in connection with the offering for sale, sale and distribution of fur products in commerce, as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from:

Using the word "Leopard", either alone or in conjunction with other words, to designate, describe, or refer to any product not made of leopard peltries; or otherwise representing, either through words or pictorial representations, that any product is made of leopard peltries when such is not the fact.

It is further ordered, That the respondent shall within sixty days after service upon it of this order, file with the Commission a report in writing setting forth in detail the manner and form in which it has complied with this order.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 46-9928; Filed, June 12, 1946; 10:52 a. m.]

TITLE 17—COMMODITY AND SECURITIES EXCHANGES

Chapter II—Securities and Exchange Commission

PART 270—RULES AND REGULATIONS, INVESTMENT COMPANY ACT OF 1940

INVESTMENT IN LOANS PARTIALLY OR WHOLLY GUARANTEED UNDER THE SERVICEMEN'S READJUSTMENT ACT OF 1944, AS AMENDED

The Securities and Exchange Commission, acting pursuant to authority conferred upon it by the Investment Company Act of 1940, particularly sections 28 (b) and 38 (a) thereof, and deeming such action necessary and appropriate in the public interest and for the protection of investors and necessary to carry out the provisions of the Act, hereby adopts § 270.28b–1 [Rule N–28B–1] to read as follows:

§ 270.28b–1 *Investment in loans partially or wholly guaranteed under the Servicemen's Readjustment Act of 1944, as amended.* (a) The term "qualified investments" as used in section 28 (b) of the Investment Company Act of 1940 shall include:

(1) Any loan, any portion of which is guaranteed under Title III of the Servicemen's Readjustment Act of 1944, as amended, and which is secured by a first lien on real estate: *Provided*, The amount of the loan not so guaranteed does not exceed 66⅔ per centum of the reasonable value of such real estate as determined by proper appraisal made by an appraiser designated by the Administrator of Veterans' Affairs;

(2) Any secondary loan the full amount of which is guaranteed under section 505 (a) of Title III of the above mentioned act and which is secured by a second lien on real estate:

Provided, however, That any such loan shall be deemed a qualified investment only so long as (i) insurance policies are required to be procured and maintained in an amount sufficient to protect the security against the risks or hazards to which it may be subjected to the extent customary in the locality, and (ii) the loan shall remain guaranteed under Title III of the Servicemen's Readjustment Act of 1944, as amended, to the extent specified in subparagraph (1) or (2) of this paragraph, as the case may be.

(b) Loans made pursuant to this section shall be valued at the original principal amount of the loan less all payments made thereon which have been applied to the reduction of such principal amount.

Rule N-28B-1 effective June 7, 1946.

(Sec. 28 (b), 54 Stat. 832; 15 U.S.C. 80a-28; Sec. 38, 54 Stat. 841; 15 U.S.C. 80a-38)

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-9012; Filed, June 11, 1946; 3:02 p. m.]

TITLE 29—LABOR

Chapter IX—Department of Agriculture (Agricultural Labor)

[Supp. 90]

PART 1110—SALARIES AND WAGES OF AGRICULTURAL LABOR IN THE STATE OF OREGON

WORKERS ENGAGED IN PERFORMING GENERAL FARM WORK OTHER THAN SHEARING SHEEP AND HARVESTING CRANBERRIES IN CURRY AND COOS COUNTIES, OREGON

§ 1110.13 *Wages and salaries of workers engaged in performing general farm work, other than shearing sheep and harvesting cranberries in Curry and Coos Counties, Oregon.* Pursuant to § 4001.7 of the regulations of the Economic Stabilization Director relating to salaries and wages issued August 28, 1943, as amended (8 F.R. 11960, 12139, 16702; 9 F.R. 6035, 14547; 10 F.R. 9478, 9628; 11 F.R. 2517) and to the regulations of the Secretary of Agriculture issued March 23, 1945 (10 F.R. 3177) entitled "Specific Wage Ceiling Regulations" and based upon a certification of the Oregon USDA Wage Board that a majority of the producers of each agricultural commodity in the area affected participating in hearings conducted for such purpose have requested the intervention of the Secretary of Agriculture, and based upon relevant facts submitted by the Oregon USDA Wage Board and obtained from other sources, it is hereby determined that:

(a) *Areas, crops and classes of workers.* Persons engaged in performing general farm work in Curry and Coos Counties, Oregon, are agricultural labor as defined in § 4001.1 (1) of the regulations of the Economic Stabilization Director issued on August 28, 1943, as amended (8 F.R. 11960, 12139, 16702; 9 F.R. 6035, 14547; 10 F.R. 9478, 9628; 11 F.R. 2517).

(b) *Maximum wage rates for general farm work, other than shearing sheep and harvesting cranberries.*

1. Monthly salary rates—$210 plus board and lodging.
2. Hourly wage rates—$1 per hour.

No perquisites may be paid in addition to the maximum wage rates specified above unless otherwise specifically provided for herein. Wages paid on any basis other than the above shall not exceed the equivalent of the highest ceiling wage provided for herein. This section shall not be construed as establishing maximum wage or salary rates for services performed by farm managers or farm superintendents.

(c) *Administration.* The Oregon USDA Wage Board, located at 701 Pittock Block, Portland, Oregon, will have charge of the administration of this section in accordance with the provisions of the specific wage ceiling regulations issued on March 23, 1945 (10 F.R. 3177).

(d) *Applicability of specific wage ceiling regulations.* This section shall be deemed to be a part of the specific wage ceiling regulations issued on March 23, 1945 (10 F.R. 3177) and the provisions of such regulations shall be applicable to this section and any violation of this section shall constitute a violation of such specific wage ceiling regulations.

(e) *Effective date.* This Supplement No. 90 shall become effective at 12:01 a. m., Pacific standard time, June 10, 1946.

(56 Stat. 765 (1942); 50 U.S.C. 961 et seq. (Supp. IV); 57 Stat. 63 (1943) 50 U.S.C. 964 (Supp. IV) 58 Stat. 632 (1944); Pub. Law 108, 79th Cong. E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681, E.O. 9577, 10 F.R. 8087; E.O. 9620, 10 F.R. 42023, E.O. 9651, 10 F.R. 13487; E.O. 9697, 11 F.R. 1691; regulations of the Economic Stabilization Director, 8 F.R. 11960, 12139, 16702; 9 F.R. 6035, 14547; 10 F.R. 9478, 9628; 11 F.R. 2517; regulations of the Secretary of Agriculture, 9 F.R. 655, 12117, 12611; 10 F.R. 7609, 9581; 9 F.R. 831, 12807, 14206, 10 F.R. 3177; 11 F.R. 5903)

Issued this 10th day of June 1946.

HOWARD A. PRESTON,
Acting Director, Labor Branch, Production and Marketing Administration.

[F. R. Doc. 46-9900; Filed, June 11, 1946; 11:54 a. m.]

TITLE 30—MINERAL RESOURCES

Chapter VI—Solid Fuels Administration for War

[SFAW Order 38]

PART 602—GENERAL ORDERS AND DIRECTIVES

ORDER EXCEPTING COAL PRODUCED IN DISTRICTS 14, 15, 16, 17, 18, 19, 20, 22 AND 23 FROM PROVISIONS OF INTERIM DIRECTION ISSUED MAY 31, 1946

It appears that with respect to bituminous coal produced in Districts 14, 15, 16, 17, 18, 19, 20, 22 and 23, no further necessity exists for the application of the provisions of the Notice of Interim Direction to Shippers of Bituminous Coal Produced in All Districts and to Lake and Tidewater Commercial Dock Operators and Retail Dealers, issued May 31, 1946. Accordingly, an exception is hereby granted from the provisions of said Interim Direction with respect to all bituminous coal produced in Districts 14, 15, 16, 17, 18, 19, 20, 22 and 23.

This order shall become effective immediately.

(E.O. 9332, 8 F.R. 5355; E.O. 9125, 7 F.R. 2719; sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 176, 58 Stat. 827 and 59 Stat. 658)

Issued this 11th day of June 1946.

OSCAR L. CHAPMAN,
Acting Solid Fuels Administrator for War.

[F. R. Doc. 46-9951; Filed, June 12, 1946; 11:01 a. m.]

PART 602—GENERAL ORDERS AND DIRECTIVES

NOTICE CANCELING UNFILLED SPECIFIC DIRECTIONS, ISSUED PRIOR TO JUNE 1, 1946, FOR SHIPMENT OF COAL FOR EXPORT

Notice is hereby given to all interested persons that all unfilled specific directions, issued prior to June 1, 1946, by Solid Fuels Administration for War, for the shipment of coal for export, are canceled and withdrawn. In event any producer is in the process of loading, or about to load any coal, in conformity with any such direction issued prior to June 1, 1946, he shall communicate immediately with the Area Distribution Manager for such further directions as may be necessary.

(E.O. 9332, 8 F.R. 5355; E.O. 9125, 7 F.R. 2719; Sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 176, 58 Stat. 827 and 59 Stat. 658)

Issued this 11th day of June 1946.

DAN H. WHEELER,
Deputy Solid Fuels Administrator for War.

[F. R. Doc. 46-9952; Filed, June 12, 1946; 11:01 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong.; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

PART 3294—IRON AND STEEL PRODUCTION

[General Preference Order M-21, Direction 12]

EMERGENCY DISTRIBUTION OF STEEL FOR PRODUCTION OF CERTAIN CRITICAL PRODUCTS

The following direction is issued pursuant to M-21:

(a) *What this direction does.* The cumulative loss in production of steel in the last several months caused by work stoppages in the steel and coal industries has created a severe shortage of steel for all purposes. There will not be a sufficient supply of steel to keep all of industry going at a reasonable rate for a number of months. It is, therefore, necessary that special assistance be given for the manufacture of certain highly critical products. These products are ones which are extremely short for the Veterans' Housing Program and certain items of farm machinery which are urgently required to harvest this year's crops and for famine relief. Failure to obtain immediate full production of these items will seriously delay the housing program and will result in a loss of food production. This direction provides for certified orders for steel needed during the third quarter of 1946 to make these critical items. This direction applies only to steel in the forms and shapes listed in Schedule I of Order M-21. It does not apply to wrought iron, iron castings, or pig iron. Distribution of iron to critical products will be made by other procedures.

(b) *Products for which steel can be obtained under this direction.* Manufacturers of the products which are listed on Schedule A at the end of this direction may place certified orders in the way described in this direction for the steel that they need for the product. In addition, manufacturers of other products may, in certain very extraordinary cases described in paragraph (m), be specifically authorized to place certified orders.

(c) *Who can place certified orders*—(1) *With a producer without authorization.* A manufacturer of a critical product listed on Schedule A may certify a purchase order which he has already placed with a steel producer on the date of this direction and on which, at any time after January 1, 1946, the producer promised delivery before October 1, 1946. No specific authorization by the Civilian Production Administration is required for such certification. However, a manufacturer may not without specific authorization by CPA certify orders for steel for use in a plant not in production because of work stoppages.

(2) A manufacturer who on June 12, does not have any purchase orders placed with a producer (whether certified or otherwise) for steel of any of the types which he uses in production of critical products on Schedule A may place a certified order on a warehouse. No authorization by the Civilian Production Administration is required for this type of order. However, a manufacturer may not without specific authorization by CPA certify orders for steel for use in a plant not in production because of work stoppages.

(3) *When authorization needed.* Except for the orders listed in paragraphs (c) (1) and (2), no certified purchase order may be placed without specific authorization by CPA. Paragraph (d) below states when applications for authorizations may be made.

(d) *Application for authorization to place certified orders*—(1) *Who may apply.* Any manufacturer of a critical product listed on Schedule A who is unable to certify enough purchase orders under the provisions of paragraph (c) above for the amount of steel which he will require to actually put into production in his critical products during any of the month of July, August, or September, may apply to the Civilian Production Administration for authority to certify new purchase orders.

(2) *How to apply.* Application for such authority should be made in triplicate on Form CPA-4466.

(3) The Civilian Production Administration may issue authority to place certified purchase orders where it determines that the steel will actually be needed for production of the critical product and that the steel is available for such purposes. Additional steel for inventories will be rarely authorized and then less than permitted by PR-32. Such authorization will permit a manufactuer to place a new purchase order on either a producer or a warehouse, but the CPA may limit the authorization to a named supplier.

(e) *Limit on amount which may be certified.* Except as specifically authorized a manufacturer must not certify a total number of purchase orders which will call for delivery in the third quarter of a greater amount of steel than he proposes to actually put into production in the manufacture of his critical product in that period. In addition, a manufacturer of farm machinery listed on Schedule A must not certify more steel than he will require to complete critical items which he will deliver before October 31, 1946. A manufacturer need not reduce the amount permitted because of steel in his inventory, within the limits of Priorities Regulation 32, but he may not, without specific authorization, use any of the amount certified in order to build up inventories to the permitted amount. Also he may not certify for delivery in any one month more than 40% of the steel he will put into production during the third quarter.

(f) *How to place a certified order.* A purchase order which has already been placed may be certified by sending a letter to the producer or warehouse, identifying the original purchase order and reciting in substantially the following form the following certification signed as provided in Priorities Regulation 7:

> I certify, subject to the penalties of section 35A of the United States Criminal Code, that I will use this steel only to make ---------- (specify one or more of the end products listed in Schedule A, or if specifically authorized for another product under paragraph (m), insert name of product and phrase "authorized under paragraph (m)" and that the tonnage covered by this order together with all tonnages placed with other producers and distributors for use in these products on similarly certified orders and uncertified orders is not in excess of the quantity of such steel which I am authorized to order under the provisions of Direction 12 to Order M-21.

The same certification is to be used when placing new purchase orders with warehouses or with producers when authorized by the Civilian Production Administration.

(g) *Period for which certified orders may be placed.* Orders may be certified for delivery only in July, August or September. A manufacturer must specify the months in which he requires delivery at the time he certifies his purchase order (or at the time he places a new certified purchase order).

(h) *Refusal of certified orders.* (1) A steel producer need not accept a certification on a previously accepted purchase order, or a new purchase order, which it receives after the first day of the month preceding the month in which delivery is requested. However, if delivery is requested in July, a producer must accept a certification under paragraph (c), if it is received on or before the 17th day of June, and need not accept it after the 17th day of June.

(2) A warehouse need not accept any certified order for a single product classification of steel in excess of 10,000 lbs. if delivery would deplete his stock to a point where his function in the distribution of steel would be seriously impaired. Schedule I of Order M-21 lists the "product classifications" of steel.

(3) In order to protect the requirements of small business, a warehouse must not accept any purchase order, whether certified or not, in excess of 10,000 pounds if delivery would deplete his stock to a point where his function in the distribution of steel would be impaired.

(i) *Certified orders must be treated as rated orders.* Certified orders must be scheduled for production in preference to all other orders for the same product classification, except for orders covered by specific written directives issued by the Civilian Production Administration, or (in the case of distributors) a rating of AAA issued after January 21, 1946. Any purchase order certified under this direction must be treated as a rated order under Priorities Regulation 1 and accepted, scheduled and delivered accordingly. The rules of Priorities Regulation 1 will apply, except to the extent that this direction is inconsistent with them. Steel obtained on certified orders must be used in accordance with § 944.11 of that regulation.

(j) *The effect on steel of certain other directions.* (1) Direction 13 to Priorities Regulation 1, which suspended preference ratings (except certain AAA ratings on distributors) on steel, remains in effect for the time being.

(2) Direction 9 to Order M-21, which provides certifications for tin mill products for food and pharmaceutical purposes, remains in effect. That direction explains how producers of tin mill products should schedule orders certified under either that direction or this one.

(k) *Other distribution of steel.* Steel producers and warehouses must distribute balance of steel production after filling certified orders as follows:

(1) *Warehouse stocks.* Producers must ship to warehouses during the third quarter of 1946 not less than the same proportion of total tonnage of steel produced by them in that quarter as they shipped to warehouses during the fourth quarter of 1945.

(2) *Equitable distribution to consumers.* Producers and warehouses must distribute remaining amounts of steel in a fair and equitable manner.

(l) *Reports.* Steel Producers and warehouses must furnish such reports as may be required by the Civilian Production Administration from time to time, subject to approval by the Budget Bureau pursuant to the Federal Reports Act of 1942.

(m) *Additional assistance in extraordinary circumstances*—(1) *Steel for governmental agency requirements.* The Civilian Production Administration may authorize the placing of certified orders to fill severely limited requirements of high urgency for the Army, Navy, Coast Guard, Maritime Commission, War Shipping Administration, Veterans' Administration, Federal Public Housing Administration, Canada or for export. No applications should be made for this authority by manufacturers unless specifically requested by the appropriate government agency.

(2) *Relief for other manufacturers cannot ordinarily be granted.* The shortage of steel during the third quarter will be so severe that most manufacturers may not be able to obtain enough steel to maintain minimum economic rates of operation. For this reason, the Civilian Production Administration will not be able to offer assistance to manufacturers to support minimum economic rates of production. Assistance may be given in extraordinary circumstances where a manufacturer will suffer extraordinary hardship which is not generally common to users of steel because of the shortage of steel or for requirements of public health and safety or other similarly urgent requirements. Application should be made by letter to the Steel Branch of CPA. CPA may give assistance by finding a supplier, or by authorization to place certified orders, or by issuance of directives if required.

Issued this 12th day of June 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

SCHEDULE A

Manufacturers of the following products are entitled to apply certifications as described in this direction.

(1) The following classes of farm machinery and equipment, as described in War Food Order 135 of the Department of Agriculture:
Combines (harvester-threshers)
Grain binders
Corn binders, excluding sled and wheel type
Corn pickers
Field ensilage harvester—row type
Potato diggers and pickers, excluding walking plow type
Bean cutters or pullers
Sugar beet and cane harvesting equipment
Peanut diggers
Farm haying machinery, excluding field bale loader
Ensilage cutters (silo fillers)
Corn shellers
Potato sorters and graders
Fruit and vegetable graders, washers, sackers and conveyors
Farm tractors, wheel type
Repair parts only for types of farm machinery listed above.

(2) The following items of residential type and manufactured for residential use:
Pressed steel bathtubs, sinks and lavatories
Warm air furnaces and floor furnaces
Convector radiation
Furnace pipe, fittings, and duct work
Steel registers and grills

(3) Railroad brake shoes.

(4) Dwelling units.

(Only orders for concrete reinforcing bars and mesh may be certified and only on producers or distributors who normally sell bars and mesh to contractors.)

[F. R. Doc. 46-9953; Filed, June 12, 1946; 11:26 a. m.]

Chapter XI—Office of Price Administration

PART 1305—ADMINISTRATION

[SO 129, Amdt. 27]

EXEMPTION AND SUSPENSION FROM PRICE CONTROL OF MACHINES, PARTS, INDUSTRIAL MATERIALS AND SERVICES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Order 129 is amended in the following respects:

1. Section 7 (a) is amended by adding the following to the list of commodities thereunder:

Bibs.
Paper and cellophane ribbon.
Printed dials for watches and clocks.

2. Section 8 (b) is amended by adding the following to the list of commodities thereunder:

Portable swimming pool liners.

3. Section 10 (a) is amended by adding the following to the list of commodities thereunder:

Basic refractory brick.
Crude and ground refractory fireclay.
Fireclay brick.
Hot tops.
Ladle brick.
Low temperature mortars.
Runner brick.
Silica brick.
Silica cement.
Sleeves and nozzles.
Super clay and high alumina refractories.

4. Section 10 (c) is amended by adding the following to the list of commodities thereunder:

New solid white oak beer barrels, new laminated wooden beer barrels, and the staves and heading of which these barrels are made.

5. Section 15 (a) is amended by adding the following to the list of commodities thereunder:

Dynamite shell paper sold to manufacturers for use in making dynamite.
Heeling board containing more than 85% leather fiber.

This amendment shall become effective June 12, 1946.

Issued this 12th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9970; Filed, June 12, 1946; 11:52 a. m.]

PART 1306—IRON AND STEEL

[RPS 6, Amdt. 17]

IRON AND STEEL PRODUCTS

A statement of the considerations involved in the issuance of this Amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Price Schedule No. 6 is amended in the following respects:

1. Section 1306.8 (h) (5) is amended to read as follows:

(5) Regardless of the provisions of (1) and (2) above, extras may be charged for drawing quality in uncoated or coated hot and cold rolled carbon steel sheets and strip. Such extras shall not exceed the following:

	Per 100 lbs.
12 gauge and heavier	$0.15
13 gauge to 21 gauge, inclusive	.25
22 gauge and lighter	.35

The extras established by this subparagraph (5) may be charged only when drawing quality, or physical test properties or values, beyond commercial bend tests are specified and required by the purchaser, and the producer assumes responsibility for performance within established limits. These extras may not be charged for tin mill products.

2. Section 1306.10 paragraph (h) is amended to read as follows:

(h) All customary or general privileges in effect as of April 16, 1941, including, without limiting the generality of the foregoing, delivery and other services of all kinds, credit or other terms of payment, functional discounts and allowances such as those customarily made to jobbers, dealers or other distributors and discounts and allowances, customarily made to specific classes of purchasers such as manufacturers of roofing materials, chain link fencing, culverts, etc., shall be continued without diminution or extra charge: *Provided*, That this paragraph shall not apply to any reductions in published or quoted base prices arising from specific competitive situations.

3. Section 1306.17 (a), sub-paragraph (15) is amended to read as follows:

(15) Nails and staples, all types and finishes except miscellaneous nails and brads priced on a list and discount basis—$0.85 per 100 lbs.

4. Section 1306.17 (b), subparagraph (5) is amended to read as follows:

(5) Miscellaneous nails and brads priced on a list and discount basis—add $0.85 per 100 to the applicable maximum delivered price otherwise established by this schedule.

5. Section 1306.17 (b) (1) is amended to read as follows:

(1) Pipe and oil country tubular goods:

(i) In the case of items customarily priced on a list and discount basis, the following modifications may be made:
Buttweld and lapweld—decrease applicable discounts by 3 points.
Electric weld and seamless—decrease applicable discounts by 2.5 points.

(ii) In the case of items customarily priced on any other basis, the following modifications may be made:
Buttweld and lapweld—increase the maximum price otherwise established by this schedule by $6.00 per net ton.
Electric weld and seamless—increase the maximum price otherwise established by this schedule by $5.00 per net ton.

6. Section 1306.17 (b) (6) is amended to read as follows:

(6) Steel screen wire cloth. The maximum basing point base prices of steel screen wire cloth, both black painted and galvanized, in standard length rolls of 100 lineal feet and in standard widths of 18" to 48" inclusive, shall be as follows:

[Net prices per 100 square feet]

	Shipments to jobbers' stocks		Direct shipments for jobbers' account	Shipments to retail dealers
	Carload	Less than carload		
Pacific coast				
12 mesh black	$2.07	$2.32	$2.54	$2.89
14 mesh black	2.37	2.63	2.92	3.33
16 or 18 by 14 mesh black	2.74	3.05	3.33	3.80
18 mesh black	3.12	3.48	3.87	4.41
12 mesh galvanized	2.21	2.50	2.75	3.14
14 mesh galvanized	2.53	2.79	3.09	3.53
16 or 18 by 14 mesh galvanized	2.92	3.21	3.50	4.00
18 mesh galvanized	3.28	3.65	4.01	4.61
Areas other than the Pacific coast				
Discount from list price	33⅓% and 20%	33⅓% and 17½%	33⅓% and 17½%	33⅓%

List prices	Black	Galvanized
12 mesh	$3.60	$3.90
14 mesh	4.10	4.45
16 or 18 by 14 mesh	4.70	5.00
18 mesh	5.40	5.70

7. Section 1306.17 (b) (2) is amended to read as follows:

(2) All alloy steel products except stainless—increase the applicable maximum price (base price plus extras) otherwise established by this schedule by 8.2 percent.

This amendment shall become effective this 11th day of June 1946.

Issued this 11th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9915; Filed, June 11, 1946; 4:29 p. m.]

PART 1315—RUBBER AND PRODUCTS AND MATERIALS OF WHICH RUBBER IS A COMPONENT

[RMPR 119, Amdt. 6]

ORIGINAL EQUIPMENT TIRES AND TUBES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 119 is amended in the following respects:

1. Section 2 (b) (1) is amended to read as follows:

(1) To sales by a seller of a particular type and size of original equipment tire, tube, or assembly or a particular buyer if that seller sold that item to that buyer at a price at least 5 percent less than the prices set forth in Appendix A for that size and type of original equipment assembly during January 1944 (or if no sale was made during January 1944 to that buyer, on the most recent date on which a sale was made between April 27, 1942, and January 1, 1944).

2. Section 2 (b) (2) is amended to read as follows:

(2) To sales of original equipment tires, tubes, and/or flaps unless the sale is of a complete assembly consisting of tire and tube as well as tire flap where the tire flap would be delivered with the tire under normal business practice.

3. Appendix A is amended to read as follows:

APPENDIX A—TABLES OF MAXIMUM PRICES FOR ORIGINAL EQUIPMENT ASSEMBLIES

Assemblies include tire, tube and/or flap, where flap would be delivered with tire in normal business practice. Assembly prices include only regular construction tubes. Special purpose tubes, such as puncture proof or dual type, must be priced specially under section 3.)

Size	Ply	Assembly
1. PASSENGER CAR ASSEMBLY		
Regular tread[1]		
4.50-12	4	$6.85
4.40/4.50-21	4	10.18
4.40/4.50-21	6	11.38
4.75/5.00-19	4	10.44
4.75/5.00-19	6	11.63
5.25/5.50-17	4	9.29
5.25/5.50-17	6	12.49
5.25/5.50-18	4	11.18
5.25/5.50-18	6	14.43
5.25/5.50-19	4	12.54
5.25-20	4	11.72
5.25-20	6	13.07
5.50-16	4	8.14
5.50-16	6	9.52
5.50-16	4	8.33
5.50-16	6	9.71
6.00-16	4	10.06
6.00-16	6	11.63
6.00-15	4	9.75
6.00-15	6	11.34
6.25/6.50-16	4	11.66
6.25/6.50-16	6	13.63

APPENDIX A—TABLES OF MAXIMUM PRICES FOR ORIGINAL EQUIPMENT ASSEMBLIES—Continued

Size	Ply	Assembly
1. PASSENGER CAR ASSEMBLY—con.		
Regular tread[1]—Continued		
6.00-17	6	$15.42
6.00-18	4	13.02
6.00-18	6	15.55
6.50-15	4	11.43
6.50-15	6	13.52
6.50-17	6	15.15
6.50-18	4	13.97
6.50-18	6	16.22
7.00-15	4	13.03
7.00-15	6	14.49
7.00-16	4	13.55
7.00-16	6	15.44
7.00-17	6	16.11
7.50-15	4	13.96
7.50-15	6	18.39
7.50-16	6	18.88
2. MOTORCYCLE		
3.00-18	4	5.18
3.50-18	4	5.96
4.00-18	2	6.36
4.00-18	4	6.86
4.50-18	2	6.78
4.50-18	4	7.33
3.25-19	4	6.05
5.00-16	4	7.56
3. TRUCK AND BUS		
Regular tread[1]		
6.00-16	6	13.05
6.00-17	6	13.96
6.00-20	6	14.77
6.00-20/30 x 5	8	18.98
6.50-10	6	13.78
6.50-16	6	13.57
6.50-17	6	17.74
6.50-20	6	18.79
6.50-20/32 x 6	8	21.88
7.00-15	6	13.58
7.00-15	8	17.82
7.00-16	6	16.19
7.00-16	8	18.21
7.00-17	6	19.60
7.00-17	8	22.66
7.00-18	8	23.72
7.00-20	8	24.05
7.00-20/32 x 6	10	29.90
32 x 6[2]	10	33.00
32 x 6[2]	12	36.00
36 x 6[2]	10	42.01
7.50-15[3]	4	15.05
7.50-16	4	17.60
7.50-16	6	19.39
7.50-16	6	20.41
7.50-16	8	21.45
7.50-16	8	22.57
7.50-17	8	23.63
7.50-18	8	30.56
7.50-20	8	29.48
7.50-20	8	30.63
7.50-20/34 x 7	10	37.32
7.50-20/34 x 7	12	42.54
7.50-24	8	31.46
7.50-24/38 x 7	10	42.77
8.25-15	10	37.69
8.25-20	10	41.57
8.25-20	12	45.61
8.25-24	10	48.18
9.00-13	4	19.16
9.00-13	6	21.22
9.00-13	6	22.21
9.00-16	8	38.61
9.00-16	8	40.63
9.00-16	10	44.57
9.00-18	10	44.72
9.00-18	12	50.75
9.00-20	10	46.75
9.00-20	10	49.21
9.00-20/36 x 8	12	53.06
9.00-22	10	48.54
9.00-24	10	52.70
9.00-24/40 x 8	12	60.77
10.00-18	12	60.84
10.00-20	12	61.29
10.00-20/38 x 9	14	70.48
10.00-22	12	65.07
10.00-24	12	68.29
10.00-24/42 x 9	14	87.37
10.50/11.00-16	6	50.47
10.50-16	8	54.92
10.50-16	10	59.81
10.50-16	12	64.72
10.50-16	12	68.13
10.50-16	14	75.50
10.50-18	10	64.72
11.00-18	10	64.72
11.00-18	12	68.13
11.00-20	12	68.82
11.00-20	14	79.16
11.00-22	12	73.44
11.00-22	14	84.38
11.00-24	12	77.90
11.00-24	14	89.60

APPENDIX A—TABLES OF MAXIMUM PRICES FOR ORIGINAL EQUIPMENT ASSEMBLIES—Continued

Size	Ply	Assembly
3. TRUCK AND BUS—continued		
Regular tread[1]—Continued		
12.00-20	14	$91.80
12.00-20	16	104.74
12.00-22	14	99.45
12.00-24	14	107.97
12.00-24/44 x 10	16	121.99
13.00-20	16	125.69
13.00-24	16	137.12
14.00-20	12	135.93
14.00-20	16	143.41
14.00-20	18	154.45
14.00-20	20	165.48
14.00-24	12	146.55
14.00-24	14	150.58
14.00-24	16	164.61
14.00-24	18	164.20
14.00-24	20	173.97
4. TRAILER SERVICE—LOW PLATFORM		
7.50-15	8	28.23
7.50-15	10	30.52
7.50-15	12	35.79
7.50-18	8	30.36
7.50-18/32 x 7	10	42.79
7.50-18/32 x 7	12	48.55
7.50-18/32 x 7	14	54.79
8.25-15	10	37.56
8.25-15	12	42.42
8.25-15	14	46.66
9.00-15	10	45.07
9.00-15	12	50.41
9.00-15	14	55.45
9.00-15	16	61.03
10.00-15	10	53.69
10.00-15	12	59.80
10.00-15	14	66.69
10.00-15	20	92.79
14.00-24	24	193.78
5. DESERT TYPE		
9.00-13	4	19.16
9.00-13	6	21.22
9.00-15	6	26.10
10.50-16	8	54.92
10.50-16	10	59.81
10.50-16	12	64.72
11.00-18	10	64.72
13.00/11.00-20	8	111.34
13.50/14.00-20	8	124.13
13.50/14.00-20	12	135.93
14.00-24	10	139.92
14.00-24	12	146.55
14.00-24	14	150.58
6. COMBAT		
6.00-16	6	21.35
6.00-20	8	34.81
8.00-16	8	41.34
8.25-20	12	80.40
9.00-16	8	67.11
9.00-20	12	90.85
7. OFF-THE-ROAD AND SPECIAL SERVICE		
7.00-15	12	35.01
7.00-20	10	31.57
7.50-15	10	32.13
7.50-15	12	37.56
8.25-15	12	44.64
8.25-18	10	39.74
8.25-20	10	43.84
8.25-20	12	48.09
9.00-15	12	53.07
9.00-18	10	47.12
9.00-20	10	49.25
9.00-20	12	55.91
9.00-24	12	63.97
10.00-15	12	62.95
10.00-15	14	70.20
10.00-15	16	78.27
10.00-15	18	87.27
10.00-20	12	64.52
10.00-20	14	78.17
10.00-22	12	68.49
10.00-22	14	78.77
10.00-24	12	71.88
11.00-20	12	72.44
11.00-20	14	83.33
11.00-22	12	77.31
11.00-22	14	88.82
11.00-24	12	82.00
11.00-24	14	94.32
12.00-20	14	96.73
12.00-20	16	109.20
12.00-24	14	113.65
12.00-24	16	128.41
13.00-20	16	132.31
13.00-24	14	118.65
13.00-24	16	144.34
13.00-24	18	162.96
14.00-20	16	150.98
14.00-24	12	103.03
14.00-24	16	162.75
14.00-24	18	177.20
14.00-24	20	183.13

See footnotes at end of table.

APPENDIX A—TABLES OF MAXIMUM PRICES FOR ORIGINAL EQUIPMENT ASSEMBLIES—Continued

Size	Ply	Assembly
7. OFF-THE-ROAD AND SPECIAL SERVICE—Continued		
16.00-24	10	$136.11
16.00-24	16	212.18
16.00-24	20	293.91
16.00-24	24	257.77
16.00-24	28	283.03
16.00-24	24	368.00
16.00-32	30	490.00
18.00-24	12	276.67
18.00-24	16	317.77
18.00-24	20	346.28
18.00-24	24	400.45
18.00-28	24	466.84
18.00-32	24	530.97
18.00-40	20	515.13
24.00-24-25	16	409.33
24.00-24-25	20	417.86
24.00-24-25	24	545.43
24.00-28-29	20	522.53
24.00-28-29	24	636.44
24.00-28-29	24	715.36
24.00-32-33	24	817.55
24.00-32-33	36	1,121.34
30.00-32-34	28	1,517.45
30.00-40	34	2,063.86
8. EARTHMOVER		
8.25-20	8	32.61
8.25-20	10	41.57
9.00-20	10	46.75
10.00-20	12	61.29
11.00-20	12	68.82
12.00-20	12	80.60
12.00-20	14	91.89
13.00-20	14	98.45
14.00-20	10	96.35
14.00-20	12	135.91
14.00-20	16	143.41
14.00-20	20	165.48
16.00-20	16	186.50
16.00-20	18	203.94
16.00-20	20	205.52
16.00-24	16	249.64
18.00-24	12	250.85
18.00-24	16	288.10
18.00-24	20	309.68
9. INDUSTRIAL & WHEELBARROW		
Straight side pneumatic		
2.50-4	2	2.20
2.50-4	4	2.77
3.00-5	2	2.40
3.00-5	4	3.00
3.00-7	2	2.78
3.00-7	4	3.42
3.00-8	4	7.09
3.50-6	2	2.96
3.50-6	4	3.77
4.00-4 [1]	2	4.31
4.00-4 [1]	4	5.27
4.00-4 [1]	6	5.73
4.00-7	2	3.61
4.00-7	4	4.36
4.00-8	4	5.52
4.00-8	6	6.48
4.00-12-20 x 4	4	6.03
4.00-12	6	6.67
4.25-12	4	6.67
4.50-7	2	4.04
4.50-7	4	4.66
4.50-12	4	10.39
4.50-12	6	12.09
5.00-4	4	15.02
5.00-4	6	16.71
6.00-6	2	6.85
6.00-6	4	7.03
6.00-9	4	11.27
6.00-9	6	12.54
6.00-9	8	14.34
6.00-9	10	16.93
6.50-10	8	19.46
7.00-12	12	37.58
7.50-10	4	19.12
7.50-10	6	21.02
7.50-10	10	27.84
7.50-10	16	49.79
9.00-10	8	32.63
9.00-10	10	43.21
9.00-10	16	64.21
Power lawn mower		
3.00-5	2	2.40
3.00-7	2	2.78
3.50-5	2	2.86
3.50-6	2	2.96
3.50-7	2	3.33
4.00-7	2	3.61
4.00-8	2	4.04
4.00-8	4	4.66
4.00-8	6	5.38
4.50-7	3	4.04
6.00-9	4	11.27
6.00-9	6	12.54
6.00-9	8	14.34
6.00-9	10	16.93

See footnotes at end of table.

APPENDIX A—TABLES OF MAXIMUM PRICES FOR ORIGINAL EQUIPMENT ASSEMBLIES—Continued

Size	Ply	Assembly
9. INDUSTRIAL & WHEELBARROW—continued		
Hand lawn mower		
10.50 x 1.75 [6]		$0.86
12¾ x 3	4	15.94
5.00-6 (13 x 5)	4	18.05
Wheelbarrow		
4.00-8	2	3.88
4.00-8	4	4.31
4.00-8	6	5.24
Jumbo, Jr.		
8"	2	2.20
8"	4	2.77
10"	2	2.40
10"	4	3.00
10"	6	3.62
12"	2	2.95
12"	4	3.77
12"	6	4.23
14"	2	3.61
14"	4	4.36
14"	6	5.42
16"	4	5.52
16"	6	6.48
18"	4	7.92
18"	6	9.37
20"	4	10.39
20"	6	12.09
Air Corps standard		
8 x 3.00-1	4	2.77
10 x 3.50-4	2	2.40
10 x 3.50-4	4	3.00
12 x 4.00-6	4	3.77
14 x 4.50-6	4	4.36
14 x 4.50-6	6	5.42
16 x 5.00-8	4	5.52
16 x 5.00-8	6	6.48
18 x 5.50-8	6	9.37
Single tube—Lug base		
6 x 2.00	2	1.77
6 x 2.00	4	2.42
8 x 2.00	4	2.61
10 x 2.00	4	2.79
12 x 2.00	2	2.13
16 x 2.00 [7]	2	1.77
8 x 2.50	4	2.75
10 x 2.50	2	1.94
10 x 2.75 [8]	2	1.11
10 x 2.75 [7]	2	1.41
10 x 3.00 [8]	2	2.31
10 x 3.00	4	3.00
12 x 3.00	2	2.77
12 x 3.00	4	3.41
12 x 3.25	4	3.33
12 x 3.50	2	2.90
12 x 3.50	4	3.70
14 x 4.00	2	2.61
14 x 4.00	4	4.35
16 x 4.00	2	4.03
16 x 4.00	4	4.66
16 x 4.00 [7]	2	3.86
16 x 4.00 [8]	4	4.50
18 x 4.00	4	5.83
18 x 4.00	2	5.58
20 x 4.00	2	5.51
20 x 4.00	4	6.23
Solid—Lug base type		
6 x 2.00		.84
10 x 2.00		.86
12 x 2.00		2.15
8 x 2.50		1.34
Cushion type—Lug base zero pressure		
6 x 2.00		.87
8 x 2.00		1.12
10 x 2.00		1.49
12 x 2.00		1.62
16 x 2.00		2.19
8 x 2.50		1.56
10 x 2.75		1.93
12 x 3.00		2.90
16 x 4.00		5.62
Heavy duty		
6 x 2.00		.93
8 x 2.00		1.26
10 x 2.00		1.65
12 x 2.00		1.74
16 x 2.00		2.45
8 x 2.50		1.67
10 x 2.75		2.45
12 x 3.00		3.33
10. SOLID INDUSTRIAL AND CUSHION		
Cured-on type [9]		
4 x 1¼		.73
5 x 1½		.80

APPENDIX A—TABLES OF MAXIMUM PRICES FOR ORIGINAL EQUIPMENT ASSEMBLIES—Continued

Size	Ply	Assembly
10. SOLID INDUSTRIAL AND CUSHION—continued		
Cured-on type [9]—Continued		
6 x 1½		.81
6 x 1¾		.91
7 x 1¾		1.01
7¾ x 1¾		1.06
5 x 1⅝		.91
6 x 1⅝		1.12
5 x 2		.94
6 x 2		1.12
7 x 2		1.30
8 x 2		1.33
9 x 2		1.61
12 x 2		2.12
4 x 2¼		.93
6 x 2¼		1.25
7 x 2¼		1.33
4 x 2½		1.01
5 x 2½		1.05
6 x 2½		1.18
7 x 2½		1.45
8 x 2½		1.57
9 x 2½		1.71
10 x 2½		1.87
11 x 2½		2.01
12 x 2½		2.18
14 x 2½		2.53
16 x 2½		3.09
18 x 2½		3.51
6 x 2¾		1.40
6 x 2¾		1.40
7 x 2¾		1.61
10 x 2¾		1.93
5 x 2⅞		1.56
6 x 3		1.41
7 x 3		1.62
8 x 3		1.78
9 x 3		1.89
10 x 3		1.82
11 x 3		2.18
12 x 3		2.24
14 x 3		2.87
16 x 3		3.06
18 x 3		3.82
20 x 3		4.15
24 x 3		5.10
12 x 3½		2.41
18 x 3½		4.47
28 x 3½		6.75
3¾ x 4		2.32
6 x 4		1.99
6½ x 4		2.61
8½ x 4		2.93
10 x 4		3.47
11 x 4		3.27
12 x 4		3.34
14 x 4		4.25
16 x 4		4.93
24 x 4		5.84
28 x 4		7.04
5½ x 4½		2.93
6 x 4½		2.71
6½ x 4½		3.27
8 x 4½		4.16
6 x 5		3.60
6½ x 5		3.78
7 x 5		4.01
8½ x 5		4.79
9 x 5		4.98
10 x 5		4.32
11 x 5		4.51
12 x 5		4.92
14 x 5		4.84
16 x 5		6.08
18 x 5		6.40
20 x 5		7.40
6 x 6		4.12
7 x 6		4.74
9 x 6		6.00
10 x 6		5.26
11 x 6		5.77
14 x 6		7.35
Pressed-on type [9]		
9 x 2½ x 6		.56
11 x 2½ x 8		.84
32 x 2½ x 28		2.17
34 x 2½ x 30		2.62
44 x 2½ x 40		3.68
9 x 3 x 6		1.24
10 x 3 x 6½		1.54
15 x 3 x 11¼		2.24
16 x 3 x 12		2.68
16 x 3 x 12½		2.70
18 x 3 x 14		3.66
20 x 3 x 16		4.48
24 x 3 x 20		5.94
32 x 3 x 26		8.69
10 x 3½ x 6		1.82
12 x 3½ x 8		2.41
14 x 3½ x 10		3.17
15 x 3½ x 11½		3.47

APPENDIX A—TABLES OF MAXIMUM PRICES FOR ORIGINAL EQUIPMENT ASSEMBLIES—Continued

Size	Ply	Assembly
10. SOLID INDUSTRIAL AND CUSHION—continued		
Pressed-on type [9]—Continued		
16 x 3½ x 12		$7.61
16 x 3½ x 12½		7.22
20 x 3½ x 15		10.33
20 x 3½ x 16		8.49
7¾ x 3¾ x 6¾		9.01
5 x 1⅝		9.39
6 x 1⅝		11.84
24 x 3½ x 18		10.02
21 x 4 x 20		10.73
24 x 4		9.50
25 x 4 x 18		10.98
25 x 4 x 22		13.25
28 x 4 x 22		9.82
28 x 4 x 24		16.78
30 x 4 x 24		6.07
8 x 4 x 4		7.41
10 x 4 x 5		7.13
12 x 4 x 5		7.64
14 x 4 x 10		8.45
16 x 4 x 11¼		8.46
18 x 4 x 12		8.50
16 x 4 x 12½		8.64
18 x 4 x 14		9.74
20 x 4 x 16		10.11
24 x 4 x 17½		10.43
21 x 4 x 20		11.45
28 x 4 x 24½		12.49
32 x 4 x 28		15.11
34 x 4 x 30		15.69
27 x 4½ x 23½		14.58
12 x 4½ x 8		8.35
16 x 4½ x 12		10.69
22 x 4½ x 17½		12.56
9 x 5 x 5		8.88
10 x 5 x 6		8.55
13 x 5 x 11½		9.51
17 x 5 x 12½		10.46
18 x 5 x 14		10.76
24 x 5 x 16		11.82
21 x 5 x 15		13.84
21 x 5 x 15½		13.88
24 x 5 x 18		16.52
24 x 5 x 20		14.93
29 x 5 x 23½		17.50
32 x 5 x 28		18.36
10 x 6 x 6½		9.84
10½ x 6 x 6½		10.02
15 x 6 x 11¼		12.50
17 x 6 x 12½		13.50
20 x 6 x 16		15.37
22 x 6 x 17½		15.66
10 x 7 x 6½		10.11
10½ x 7 x 6½		10.26
12 x 7 x 8		12.29
15 x 7 x 11¼		11.93
17 x 7 x 12½		15.68
18 x 7 x 14		17.37
20 x 7 x 16		18.22
22 x 7 x 17½		16.16
24 x 7 x 18		24.19
21 x 7 x 20		18.87
28 x 7 x 22		35.97
28 x 7 x 25½		21.65
15 x 8 x 11¼		16.95
20 x 8 x 16		29.28
22 x 8 x 16		28.48
22 x 8 x 17½		24.85
22 x 8 x 22		42.44
15 x 9 x 11		19.56
20 x 9 x 14		36.80
20 x 9 x 16		25.24
18 x 10 x 12½		24.22
20 x 10 x 16		31.81
22 x 10 x 16		49.55
22 x 10 x 17½		30.73
28 x 10 x 20		52.74
28 x 10 x 22		54.88
18 x 12 x 11		30.53
22 x 12 x 16		56.50
28 x 12 x 22		69.33
18 x 11 x 11		41.80
22 x 11 x 16		67.30
28 x 14 x 22		78.89
22 x 16 x 16		76.78
28 x 16 x 22		98.41
22 x 18 x 16		95.42
27 x 3		7.95
Solid truck		
32 x 3		10.98
32 x 4		21.04
34 x 4		22.75
36 x 4		23.88
32 x 5		28.13
34 x 5		30.08
36 x 5		31.72
40 x 5		34.98
36 x 6		38.34
40 x 6		42.32
36 x 7		48.28
40 x 7		52.18
34 x 8		52.20
36 x 8		54.68
40 x 8		60.08

APPENDIX A—TABLES OF MAXIMUM PRICES FOR ORIGINAL EQUIPMENT ASSEMBLIES—Continued

Size	Ply	Assembly
10. SOLID INDUSTRIAL AND CUSHION—continued		
Solid truck—Continued		
36 x 10		$70.08
40 x 10		53.52
40 x 10		76.78
36 x 12		87.54
40 x 12		95.99
40 x 14		117.52
40 x 16		160.56
Tractor trailer		
28 x 7		34.97
28 x 10		54.88
28 x 12		66.33
28 x 14		78.89
Zero pressure		
21 x 5		17.29
21 x 6		20.69
30 x 6		25.64
28 x 7		32.79
42 x 8		40.04
42 x 10		51.11
42 x 12		56.98
46 x 12		58.81
11. GRADER		
For flat base rims		
6.00-20	6	15.12
6.50-20	8	22.41
7.00-20	8	25.62
7.00-20 (32 x 6)	10	28.50
7.00-24	10	30.84
7.50-15	4	15.05
7.50-24	10	36.95
8.25-20	10	35.27
8.25-24	10	43.45
9.00-24	10	52.70
9.00-24	12	59.38
10.00-24	10	58.09
For drop center rims		
9.00-24	8	38.12
9.00-24	10	46.53
10.00-24	8	47.39
11.00-24	8	52.34
12.00-24	6	44.12
	8	56.68
	10	66.58
12.00-28	6	50.13
13.00-20	8	61.54
	10	65.59
13.00-24	6	54.13
	8	64.99
	10	69.24
13.00-28	6	60.48
	8	73.04
13.00-32	8	81.11
11.00-20	10	86.16
	12	97.02
14.00-24	8	68.83
	10	91.53
14.00-28	8	80.99
14.00-32	8	86.34
12. AGRICULTURAL		
Farm tractor		
3.00-12	2	4.52
3.50-12	2	4.99
4.00-8	4	4.50
4.00-12	2	5.45
4.00-15	4	6.24
4.00-18	2	5.76
4.00-19	4	7.23
5.00-12	2	6.57
5.00-15	4	7.59
5.00-16	2	6.69
	4	8.25
5.25-21	6	11.77
5.50-16	2	8.40
5.50-16	4	8.58
5.50-16	6	10.02
6.00-12	4	8.97
6.00-12	6	10.77
6.00-16	4	9.34
6.00-16	6	10.77
6.00-20	4	12.76
6.00-20	6	14.71
6.00-22	2	12.11
6.00-22	4	13.86
6.50-16	4	10.72
6.50-16	6	12.72
7.00-22	4	15.58
7.50-10	4	15.87
7.50-10	6	18.32
7.50-16	2	10.45
7.50-16	4	13.12
7.50-16	6	14.80
7.50-18	4	14.55
7.50-18	6	15.58

APPENDIX A—TABLES OF MAXIMUM PRICES FOR ORIGINAL EQUIPMENT ASSEMBLIES—Continued

Size	Ply	Assembly
12. AGRICULTURAL—continued		
Farm tractor—Continued		
7.50-20	4	$14.97
7.50-20	6	16.40
7.50-20	8	20.76
7.50-22	2	15.29
9.00-10	6	23.54
9.00-10	8	26.15
9.00-10	10	32.99
9.00-36 11-36	4	41.98
9.00-36 11-36	6	47.69
9.00-40 11-40	4	46.20
9.00-40 11-40	6	52.49
10.00-36/12-36	6	53.25
11.25-24/13-24	4	39.70
11.25-24/13-24	6	43.98
11.25-24/13-24	8	48.26
11.25-28/13-28	4	44.05
11.25-28/13-28	6	48.80
11.25-28/13-28	8	53.38
11.25-36/13-36	6	58.39
11.25-40/13-40	4	58.09
11.25-40/13-40	6	65.96
11.25-42/13-42	8	75.01
12.75-24/14-24	6	53.81
12.75-24/14-24	8	58.50
12.75-28/14-28	6	61.27
12.75-28/14-28	8	66.69
12.75-32/14-32	6	68.02
12.75-32/14-32	8	75.80
13.50-24/15-24	6	57.39
13.50-24/15-24	8	65.13
13.50-28/15-28	6	65.18
13.50-28/15-28	8	74.10
13.50-32/15-32	6	73.00
13.50-32/15-32	8	81.34
4-19	4	7.23
5-30	4	17.83
6-21	2	13.70
7-24	2	15.10
7-24	4	16.33
7-32	4	19.11
7-36	4	24.66
7-44	4	32.75
8-24	2	16.68
8 21 7.00-24	4	19.19
8-24 7.00-24	6	22.45
8-32	4	26.38
8-38	4	33.49
8-44	4	34.40
9-24 7.50-24	4	23.56
9-24 7.50-24	8	32.14
9-24 7.50-24	10	36.81
9-32	4	31.03
9-36 7.50-36	4	33.25
9-38	4	35.07
9-38	6	40.83
9-40 7.50-40	4	36.94
10-24	4	29.96
10-24	6	34.46
10-24	8	38.96
10-28	4	32.07
10-28	4	34.65
10-36	4	38.62
10-38	4	39.61
10-38	6	41.50
11-24 9.00-24	4	33.31
11-24 9.00-24	6	37.44
11-24 9.00-24	8	43.06
11-28	4	34.06
11-28 9.00-28	4	39.07
11-28 9.00-28	6	46.57
11-38	4	49.00
11-38	6	56.76
11-38	10	70.79
12-24	6	48.45
12-36	4	50.26
12-38	6	61.90
13-26	6	54.05
13-30	6	56.52
14-26	6	61.91
14-30	6	65.73
14-34	6	72.43
15-30	8	92.26
18-26	10	184.86
Industrial tractor front		
4.00-19	4	7.23
5.00-15	4	7.59
5.50-16	4	8.58
6.00-16	4	9.34
6.00-16	6	10.77
7.50-10	6	14.80
7.50-16	6	15.58
7.50-20	6	16.40
Rear		
7.00-22	4	15.58
8-24	4	19.19
9-24	4	23.56
10-24	4	29.96
10-24	6	34.46
10-28	4	33.65
12.00-24	6	43.98
12.00-24	8	48.26
12.00-28	6	48.80
12.00-28	8	53.38
13.00-24	6	53.81

See footnotes at end of table.

APPENDIX A—TABLES OF MAXIMUM PRICES FOR ORIGINAL EQUIPMENT ASSEMBLIES—Continued

Size	Ply	Assembly
12. AGRICULTURAL—continued		
Rear—Continued		
13.00-24	8	$58.50
13.00-28	6	61.27
13.00-28	8	66.69
13.00-32	6	68.02
13.00-32	8	75.80
14.00-24	6	57.39
14.00-24	8	65.13
14.00-28	6	65.18
14.00-28	8	74.01
14.00-32	6	72.99
14.00-32	8	81.34
Cane and rice tractor		
7.50-18	6	20.35
7.50-20	6	22.78
9.00-36; 11-36	6	66.29
10.00-36; 12-36	6	74.34
10-38	6	69.52
12-38	6	84.19
11.25-38	6	81.69
12.75-28	6	81.95
13.50-28	6	88.63
18-26	10	183.85
15-30	6	91.98
Implement		
3.50-12	4	5.86
4.00-7	4	4.65
4.00-9	4	5.74
4.00-12	4	5.89
4.00-12	6	6.53
4.00-15	4	6.12
4.00-18	2	5.15
4.00-18	4	6.21
4.00-18	4	14.87
4.00-36	4	6.85
5.00-15	4	7.48
5.00-16	4	7.65
5.00-21	2	7.65
5.00-21	4	8.75
5.00-36	4	16.82
5.00-36	6	18.97
5.50-16	4	7.47
5.50-16	6	9.22
6.00-9	4	10.09
6.00-9	6	12.45
6.00-9	8	13.00
6.00-16	4	7.97
6.00-16	6	9.44
6.00-20	4	10.53
6.00-20	6	12.85
6.50-16	4	8.03
6.50-16	6	9.65
6.50-16 [1]	6	11.70
6.50-16	8	11.21
6.50-36	4	18.50
6.50-36	6	20.97
7.00-16	4	9.67
7.00-16	6	11.10
7.50-16	4	10.67
7.50-16	6	12.27
7.50-16	8	13.54
7.50-18	4	11.80
7.50-18	6	13.29
7.50-18	8	14.61
7.50-24	4	17.93
7.50-24	6	21.25
7.50-24	8	24.85
7.50-28	4	23.60
7.50-28	6	27.71
7.50-36	4	27.74
7.50-36	6	31.92
7.50-36	8	36.65
8.25-24	4	25.11
9.00-16	10	26.78
9.00-24	6	29.37
9.00-24	8	32.56
9.00-36	4	34.98
9.00-36	6	40.06
9.00-36	8	45.13
9.00-36	10	49.92
9.00-36	12	57.35
9.00-40	8	51.46
9.00-40	6	38.43
11.25-24	8	42.71
11.25-24	10	49.45
11.25-28	8	42.63
11.25-28	8	47.14
11.25-28	10	51.65
11.25-36	10	72.02
12.75-32	8	66.25
Moderate traction implement		
4.00-30	6	15.36
4.00-36	6	16.84
5.00-21	4	9.40
5.00-36	6	19.06
5.00-40	6	20.24
Traction implement		
4.00-8	4	6.21
4.00-12	2	5.65
4.00-12	4	6.33
4.00-18	2	5.67
4.00-21	4	10.51
5.00-12	2	6.81

APPENDIX A—TABLES OF MAXIMUM PRICES FOR ORIGINAL EQUIPMENT ASSEMBLIES—Continued

Size	Ply	Assembly
12. AGRICULTURAL—continued		
Traction implement—Continued		
5.00-15	2	$6.89
5.00-15	4	7.35
5.00-16	2	6.92
5.00-21	4	9.40
5.50-16	2	7.59
5.50-16	4	8.42
5.50-28	4	18.42
6.00-16	4	8.75
6.00-16	6	10.15
6.00-22	2	12.26
6.00-22	4	14.35
7.50-16	2	10.95
7.50-16	4	11.73
7.50-16	6	13.50
7.50-18	4	12.08
7.50-18	6	14.28
7.50-20	4	15.04
7.50-20	8	20.84
7.50-22	2	21.11
7.50-22	4	19.27
7.50-24	8	24.72

[1] Special tread mud and snow: The maximum price for mud and snow tread shall be 105% of the assembly price of the regular tread of the same size.

[2] Auto rail.
[3] Road roller.
[4] Two cap.
[5] RMS tread.
[6] Semisolid.
[7] Wheelbarrow.
[8] Plain base.
[9] Neoprene solid industrial cured-on and pressed-on type tires shall be priced at 115% of regular construction tires.
[10] Dom A.
[11] A&K low.
[12] Semi-pneuf.
[13] Low section Trailer.
[14] Hillside combine.

This amendment shall become effective June 11, 1946.

Issued this 11th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9916; Filed, June 11, 1946; 4:29 p. m.]

PART 1305—ADMINISTRATION

[SO 129, Amdt. 26]

EXEMPTION AND SUSPENSION FROM PRICE CONTROL OF MACHINES, PARTS, INDUSTRIAL MATERIALS AND SERVICES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Order 129 is amended in the following respects:

1. Section 2 (c) is amended to read as follows:

(c) *Millwork as follows:*

Wooden picture frame mouldings.

2. Section 3 is amended to read as follows:

SEC. 3. *Lumber, primary forest products, and containers and accessories—*(a) *Miscellaneous forest products as follows:*

Domestically grown bamboo poles.
Florist foliage.
Imported briarwood.

(b) *Containers and accessories as follows:*

Wooden cooperage dowels.

3. In section 10, paragraph (c) is deleted and paragraphs (d) and (e) are redesignated (c) and (d), respectively.

4. Section 11 is amended to read as follows:

SEC. 11. *Lumber, primary forest products and containers and accessories—*(a) *Lumber and primary forest products as follows:*

Bourbon grade stave and heading bolts priced in section 12 of Maximum Price Regulation 535-6.
Sitka spruce cigar box lumber.

(b) *Containers and accessories as follows:*

Cigar boxes, wooden, or combination wood and paper.
Milk bottle crates of metal or metal and wood in combination, used for the delivery of milk in glass bottles and for the return of empty glass bottles to the dairy.
New white oak bourbon cooperage and new bourbon cooperage stock which meet the grade requirements specified in the "Grade Rules and Specifications" of the Associated Cooperage Industries of America, Inc., and are priced in Maximum Price Regulation 424 or the General Maximum Price Regulation.
Post and rail (hurdle type) fencing made from split or round locust, chestnut, Tennesse red cedar or white cedar.
Sitka spruce cigar box shook.

(c) *Services performed on primary forest products as follows:*

The dehydrating or artificial seasoning of any primary forest product by the Tenger process, also known as "Tengerizing".

5. Section 13 (a) is amended by adding the following to the list of commodities thereunder:

Chrome ores.
Cobalt.
Ferroalloys, metals and products covered by MPR 489.
Ferrochomium and chromium metal
Ferrosilicon and silicon metal.
Molybdenum.
Tungsten.
Vanadium.

This amendment shall become effective June 12, 1946.

Issued this 12th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9969; Filed, June 12, 1946; 11:52 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[FPR 2, Amdt. 12 to Supp. 4]

CORN

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

The second paragraph of Section 8 is amended to read as follows:

If you are a trucker-merchant under this definition, your maximum price per bushel, bulk, for the sale of any lot of corn is your supplier's maximum price on the sale and delivery to you plus your hauling allowance from the point where you received delivery from your supplier to the point of delivery to your customer: *Provided*, That if you deliver the corn to a terminal base point other than Cincinnati, Ohio or Louisville, Kentucky, or to a barge loading point your maximum price shall not exceed the base price at such terminal base point less 2½ cents per bushel, nor shall it exceed the base price at such barge loading point.

This amendment shall become effective June 17, 1946.

Issued this 12th day of June 1946.

PAUL A. PORTER,
Administrator.

Approved: June 3, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-9955; Filed, June 12, 1946; 11:53 a. m.]

PART 1373—PERSONAL AND HOUSEHOLD ACCESSORIES

[MPR 564, Amdt. 12]

FOUNTAIN PENS AND MECHANICAL PENCILS

A statement of the considerations involved in the issuance of this amendment issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 564 is amended in the following respects:

1. Section 23 is amended by adding the following retail ceiling prices for fountain pens and mechanical pencils to the lists of manufacturers already included in the regulation.

Name	Brand	Article	Model	Retail ceiling price
Academy Award Products, Inc	Academy Award	Ball point pen		$15.00
Avon Products Co		Mechanical pencil	60	3.00
J. Battino		Fountain pen	A-100	2.07
		do	F-100	1.36
A. G. Dalis		Mechanical pencil	400-A	1.09
Deist Manufacturing Co		do	5	2.00
Eagle Pencil Co		Ball point pen	1	12.50
		do	2	15.00
Globe Pencil Advertising Co		Mechanical pencil	7	1.00
Imperial Pen & Pencil Co		Fountain pen	57	1.01
Kwik-Kee Manufacturing Co		Ball point pen	1	4.00
Listo Pencil Corp		Mechanical pencil	1	.25
		do	3	.25
		do	1623	.35
		do	1625	.50
		do	5	.65
Mabury Pen Co		Fountain pen	60	4.95
Morrison Pen Co	Monogram	Mechanical pencil	74	2.00
Schlosser Pen Co		Fountain pen	73	4.50
		Pen and pencil set	73 and 74	6.00
Progressive Tool Works		Mechanical pencil and lighter	1	3.00
Sterall Pen Co		Mechanical pencil	40	.75
W. A. Sheaffer Pen Co	Stratowriter	Ball pen		18.00
	Fineline	Mechanical pencil		1.50

2. Section 23 is amended by changing the listing of the Eberhard Faber Corporation Model No. 400 to read as follows:

Name	Brand	Article	Model	Retail ceiling price
Eberhard Faber Corp		Ball pen	1	$15.00

This amendment shall become effective on the 12th day of June 1946.

Issued this 12th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9964; Filed, June 12, 1946; 11:53 a. m.]

PART 1400—TEXTILE FABRICS: COTTON, WOOL, SILK, SYNTHETIC AND ADMIXTURES

[MPR 39,[1] Amdt. 13]

WOVEN DECORATIVE FABRICS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

[1] 7 F.R. 5243, 5512, 6774, 8946; 8 F.R. 7822, 17426, 9 F.R. 458, 14067; 10 F.R. 1662, 11663, 14063, 14659.

Maximum Price Regulation No. 39 is amended in the following respects:

1. Section 1400.160 is amended in the following respects:

a. The heading is amended to read as follows:

§ 1400.160 *Petitions for amendment, adjustment, or exception.*

b. Paragraph (b) is amended to read as follows:

(b) Any reseller may petition the Office of Price Administration, Washington 25, D. C., for an exception from the provisions of § 1400.165 (c) (2). The petition shall be filed in the manner provided for filing petitions for adjustment under Revised Procedural Regulation No. 1.[1] An exception may be granted if, in addition to the information there called for, the petitioner shall state facts showing that:

(1) During the six month period ending April 11, 1941 he maintained a place of business geographically located and operated separately from the place of business of the supplier whom he controlled, was controlled by, or with whom he was under common control; and in that business he resold in the performance of a recognized distributive function and at prices competitive with those charged by independent resellers textile fabrics which he purchased from such supplier.

(2) His current relationship to his supplier is substantially the same as it was during the six months period ending April 11, 1941, and he currently maintains a separate place of business in which he resells textile fabrics in the performance of a recognized distributive function at prices competitive with those charged by independent resellers; and

(3) During the year immediately prior to December 2, 1944, he purchased woven decorative fabrics from such supplier and through the separate place of business resold them in the performance of a recognized distributive function at prices competitive with those charged by independent resellers.

2. Section 1400.165 (b) (5) (iii) is amended to read as follows:

(iii) Regardless of the other provisions of this subparagraph (5) a decorative service wholesaler shall reduce that portion of a percentage factor which is in excess of 100% by 20% if the sale is to a furniture manufacturer other than a custom furniture manufacturer and by 10% if the sale is of a full piece or more for stock to the piece goods department of a department store: *Provided*, That in no event need a decorative service wholesaler use a percentage factor of less than 140% in determining his maximum price under this subparagraph (5).

This amendment shall become effective June 12, 1946.

Issued this 12th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9959; Filed, June 12, 1946; 11:54 a. m.]

[1] 9 F.R. 10476.

PART 1439—UNPROCESSED AGRICULTURAL COMMODITIES

[RMPR 471, Amdt. 12]

LEGUME AND GRASS SEED

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 8 (a) (11) is amended to read as follows:

(11) "Noxious weed seeds" for which discounts must be made in this regulation are seeds of *Lepidium draba, Lepidum repens* (Schrenk) *Boiss, Hymenophysa Pubescens C. A., Mey.*, white top; *cirsium arvense Scop.*, Canada thistle; *Cuscuta spp.*, dodder; *Agropyron, repens Beauv.*, quackgrass; *Sorghum halcpense Pers.*, Johnson grass (*except when present in Huban sweetclover seeds*); *Convolvulus arvensis*, bindweed; *Centaurea picris Pall.*, Russian Knapweed; *Sonchus arvensis*, perennial sowthistle; *Eurphorbia esula*, leafy spurge: *Provided*, That these weed seeds are considered noxious and their rate of occurrence is such that labeling to show their presence is required by the laws and regulations of the State in which the legume or grass seeds in question are delivered (or by the Federal Seed Act, if delivered in the District of Columbia).

This amendment shall become effective June 17, 1946.

Issued this 12th day of June 1946.

PAUL A. PORTER,
Administrator.

Approved: June 3, 1946.

CLINTON P. ANDERSON,
U. S. Department of Agriculture.

[F. R. Doc. 46-9963; Filed, June 12, 1946; 11:53 a. m.]

PART 1439—UNPROCESSED AGRICULTURAL COMMODITIES

[MPR 426,[1] Amdt. 184]

FRESH FRUITS AND VEGETABLES FOR TABLE USE, SALES EXCEPT AT RETAIL

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

In Table 3 (Maximum Prices for Apples) of Appendix K in section 15 the indicated items in Columns 4 and 5 are amended to read as follows:

Column 1	Column 4	Column 5
Item No.	Season	Maximum prices for fruit loaded on car or truck at shipping point
1	Beginning of season—Aug. 31	$3.60
2	Sept. 1 to Oct. 31	3.08
12	Beginning of season—Aug. 31	10.80
13	Sept. 1 to Oct. 31	9.21
23	Beginning of season—Aug. 31	.080
24	Sept. 1 to Oct. 31	.068
34	Beginning of season—Aug. 31	.072
35	Sept. 1 to Oct. 31	.060
45	Beginning of season—Aug. 31	.066
46	Sept. 1 to Oct. 31	.051
54	Beginning of season—Aug. 31	.06
55	Sept. 1 to Oct. 31	.048

This amendment shall become effective June 12, 1946.

Issued this 12th day of June 1946.

PAUL A. PORTER,
Administrator.

Approved June 6, 1946.

N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 46-9962; Filed, June 12, 1946; 11:53 a. m.]

[1] 10 F.R. 8021, 7500, 7539, 7578, 7668, 7683, 7799, 8069, 8239, 8238, 8612, 8467, 8611, 8657, 8905, 8936, 9023, 9118, 9119, 9277, 9628, 9926, 10087, 10025, 10229, 10311, 10303, 11072, 12213, 12084, 12408, 12447, 12532, 12637, 12702, 12745, 12960, 13129, 13271, 13313, 13369, 13595, 13776, 14027, 15035, 15174; 11 F.R. 557, 608, 1102, 1356, 1213, 1526, 1818, 1819, 2931, 2771, 2822, 3158, 3029, 3300, 3600, 3793, 4292, 4295, 4390, 4973.

PART 1388—DEFENSE-RENTAL AREAS

[Hotels and Rooming Houses,[1] Corr. to Amdt. 80 (§ 1388.1231)]

HOTELS AND ROOMING HOUSES

Item 115c of the Rent Regulation for Hotels and Rooming Houses is corrected to read as follows:

(115c)	Emporia	Kansas	Lyon	July 1, 1945	May 1, 1946	June 1[illegible] 1946

Effective May 1, 1946.

Issued June 12, 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9966; Filed, June 12, 1946; 11:54 a. m.]

PART 1388—DEFENSE-RENTAL AREAS

[Housing,[2] Corr. to Amdt. 86 (§ 1388.1181)]

HOUSING

Item 115c of the Rent Regulation for Housing is corrected to read as follows:

(115c)	Emporia	Kansas	Lyon	July 1, 1945	May 1, 1946	June 15, 1946

Effective May 1, 1946.

Issued June 12, 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9967; Filed, June 12, 1946; 11:54 a. m.]

PART 1393—ICE

[MPR 154, Amdt. 16]

ICE

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

In section 12 (g), the following is added to the first undesignated paragraph:

Any Regional Administrator and any district director may take disposing action on such applications. Delegations of authority by any Regional Administrator to any district director within his region pursuant to § 1393.8 of this regulation shall be considered delegations of authority pursuant to this § 1393.12 (g).

This amendment shall be effective as of April 10, 1946.

Issued this 12th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9960; Filed, June 12, 1946; 11:53 a. m.]

PART 1499—COMMODITIES AND SERVICES

[RMPR 165, Amdt. 6 to Rev. Supp. Ser. Reg. 50]

AUTOMOTIVE SERVICES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

A new subparagraph (8) is added to § 1499.648 (c) to read as follows:

(8) The Regional Administrator for Region IV may issue area orders establishing maximum prices for automobile washing, greasing, polishing, tire changing, and battery services, in Region IV.

This amendment shall become effective June 17, 1946.

Issued this 12th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9961; Filed, June 12, 1946; 11:52 a. m.]

PART 1499—COMMODITIES AND SERVICES

[MPR 580,[1] Amdt. 14]

RETAIL CEILING PRICES FOR CERTAIN APPAREL AND HOUSE FURNISHINGS

A statement of the considerations involved in the issuance of this amendment issued simultaneously herewith has been filed with the Division of the Federal Register.

Maximum Price Regulation 580 is amended in the following respects:

1. Section 6 (b) is amended by changing the heading thereof to read as follows: "(b) *Amendment by OPA to reduce markups.*"

2. A new paragraph (c) is added to section 6 to read as follows:

(c) *Amendment by OPA, in special instance, to increase markups.* The OPA Regional Office for the region in which your OPA District Office is located may increase the markup for any cost line on your chart so as to bring it in line with the markups under the regulation when your markup for that cost line is abnormally low because the offering price stated on your chart for that cost line is a price which was conclusively found by the Office of Price Administration to have been reduced as a result of enforcement proceedings.

[1] 10 F.R. 3015.

[1] 11 F.R. 4000, 4163, 5482, 4730, 5542, 5945, 5823, 5951, 5952.

[2] 10 F.R. 13528, 13454, 14399; 11 F.R. 247, 248, 740, 1299, 1773, 2116, 2189, 2445, 3480, 4015, 4153, 4731.

3. Paragraph (a) of section 25 is amended to read as follows:

(a) Base date pricing charts and amendments thereto filed under section 2 or filed, permitted or required by section 6;

This amendment shall become effective June 17, 1946.

Issued this 12th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9965; Filed, June 12, 1946; 11:52 a. m.]

PART 1499—COMMODITIES AND SERVICES

[Rev. SR 14B, Amdt. 4]

BREAD AND BAKERY PRODUCTS

Statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

The description of the first area in the table in section 7 (a) (1) of Revised Supplementary Regulation 14B is amended to read as follows:

Areas	Baked weight per loaf (ounces)	Sales at wholesale (cents)	Sales at retail (cents)	Sales at retail by chain store private label (cents)
In the State of Utah	16 to 18	7½	8½	7½
In Uinta, Lincoln, Sweetwater, Sublette, Teton and Carbon Counties in the State of Wyoming	19 to 22	9	11	9
Mesa, Delta and Montrose Counties in the State of Colorado. Oneida, Franklin and Lake Counties in the State of Idaho. In Fargo, North Dakota and Moorhead, Minnesota	24 to 27	10	12	10

This amendment shall become effective June 17, 1946.

Issued this 12th day of June 1946.

PAUL A. PORTER,
Administrator.

Approved: June 3, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-9956; Filed, June 12, 1946; 11:52 a. m.]

PART 1499—COMMODITIES AND SERVICES

[Rev. SR 14B, Amdt. 5]

BREAD AND BAKERY PRODUCTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

A new section 13 is added to Revised Supplementary Regulation 14B to read as follows:

SEC. 13. *Emergency adjustment in maximum prices.* Maximum prices for sales by producers of bread and bread-type rolls other than rye bread and rye rolls, as defined in paragraph (c) of section 7 of this regulation, as determined under any other provision of this revised supplementary regulation or any other regulation or order, are hereby increased at the rate of one cent per pound in the case of bread and by one cent per dozen in the case of bread-type rolls. Each producer may apply such increases in the case of bread by adjustment in his maximum price per loaf, by adjustment of the weight of the loaf, or by a combination of both, so as to result in an increase of one cent per pound. Any decrease in weight pursuant to section 12 hereof shall be disregarded for purposes of this section. Whenever a producer increases or decreases his maximum price per loaf of bread or sales unit of bread-type rolls pursuant to this section, any reseller may increase or must decrease his maximum price by a like amount per loaf or unit. This section shall not be applicable to sales of bread or sales units of rolls where the weight has been increased and the price adjusted since March 15, 1946, under the provisions of section 2 of this regulation. However, any producer who has increased his weight and price under section 2 since March 15, 1946, may revert to his former weight and price and then take advantage of the provisions of this section 13.

NOTE: Under this section you are permitted to increase your maximum price of your bread 1 cent per pound either by an adjustment in price or by adjustment of the weight, or by a combination of both. In making your calculations you will proceed as follows:

Divide your present price of bread by your baked weight. The result will be your present price per ounce of bread. Since the section permits an increase of 1 cent per pound you are permitted an increase of 0.0625 cent per ounce. Now add 0.0625 cent to your present price per ounce of bread to arrive at your new price per ounce.

To your present price per loaf add 1 cent, and then divide your new price by your new price per ounce to arrive at your new baked weight where an adjustment in weight is required. There are listed below several examples of this procedure.

Example No. 1. A 14 ounce loaf with a maximum price of 7¢. The 7¢ price divided by 14 ounces gives you 0.5000¢ as your present price per ounce.

0.5000¢ present price per ounce plus
0.0625¢ permitted increase per ounce

0.5625¢ new price per ounce

7.0000¢ present price per loaf plus
1.0000¢ increase in price per loaf

8.0000¢ new price per loaf.

8.0000¢ divided by 0.5625¢ equals 14.22 new baked weight ounces. The result after adjustment is an 8¢ price and a baked weight of 14.22 ounces.

The same loaf of bread need not be increased in price but can be decreased in weight as follows:

7.0000¢ divided by 0.5625¢ gives you 12.44 new baked weight ounces. The result after adjustment is a 7¢ price and a baked weight of 12.44 ounces.

Example No. 2. An 18-ounce loaf with a maximum price of 10¢. Price 10¢ divided by 18 ounces gives you 0.5556¢ present price per ounce.

0.5556¢ present price per ounce plus
0.0625¢ permitted increase per ounce

0.6181¢ new price per ounce
10.0000¢ present price per loaf plus
1.0000¢ increase in price per loaf

11.0000¢ new price per loaf.

11.0000¢ divided by 0.6181¢ gives you 17.80 new baked weight ounces. The result after adjustment is 11¢ price and a baked weight of 17.80 ounces.

The same loaf of bread need not be increased in price but can be decreased in weight as follows:

10.0000¢ divided by 0.6181¢ gives you 16.18 new baked weight ounces. The result after adjustment is a 10¢ price and a baked weight of 16.18 ounces.

This amendment shall become effective June 12, 1946.

Issued this 12th day of June 1946.

PAUL A. PORTER,
Administrator.

Approved: June 6, 1946.

N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 46-9957; Filed, June 12, 1946; 11:52 a. m.]

PART 1499—COMMODITIES AND SERVICES

[SR 14E,[1] Amdt. 45]

MODIFICATIONS OF MAXIMUM PRICES ESTABLISHED BY GENERAL MAXIMUM PRICE REGULATION FOR CERTAIN TEXTILES, LEATHER AND APPAREL

A statement of the considerations involved in the issuance of this amendment issued simultaneously herewith has been filed with the Division of the Federal Register.

Paragraph (t) of section 2.7 is amended in the following respect:

1. Subdivision (i) of subparagraph (1) is amended to read as follows:

(i) Cotton rope and yarn (excluding dyed yarns), twine and cord (excluding cotton tire cord, tire cord fabric, and cord breaker fabric) made entirely (except for other material used in the core) of cotton and/or cotton waste, and carded cotton yarns[2] sold for use as wrapping twine or for resale for ultimate use as wrapping twine.

This amendment shall become effective June 12, 1946.

Issued this 12th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9958; Filed, June 12, 1946; 11:54 a. m.]

[1] 10 F.R. 1183, 2014, 4156, 7117, 7497, 7667, 9237, 9540, 9963, 10021, 11401, 12601, 12812, 13271, 13692, 13826, 14506, 14742, 15007, 15036, 15467; 11 F.R. 115, 348, 405, 407, 560, 677, 889, 949, 1405, 1594, 1350, 2042, 3090, 4163, 3090, 3158, 3366.

[2] Carded cotton yarns means those yarns priced under Maximum Price Regulation 33 at the producer level.

TITLE 43—PUBLIC LANDS: INTERIOR

Chapter II—Bureau of Reclamation, Department of the Interior

PART 402—ANNUAL WATER CHARGES

LUGERT-ALTUS IRRIGATION PROJECT, OKLAHOMA

CROSS REFERENCE: For addition to tabulation in § 402.2 see Bureau of Reclamation, Department of the Interior in Notices section.

TITLE 47—TELECOMMUNICATION

Chapter I—Federal Communications Commission

[Order 134]

PART 9—AVIATION SERVICES

NON-SCHEDULED AIRCRAFT STATION LICENSES

MAY 24, 1946.

At a meeting of the Federal Communications Commission held at its offices in Washington, D. C., on the 24th day of May 1946:

Whereas, the Commission is engaged in a general review of its regulations and procedures relating to non-scheduled aircraft station licenses including those affecting the term and expiration of aircraft station licenses;

It is ordered, That the license periods of all valid non-scheduled aircraft station licenses normally expiring August 1, 1946, and September 1, 1946, are hereby extended to July 1, 1947.

It is further ordered, That the requirement of § 9.52 of the Commission's rules and regulations, relating to the responsibility of licensees to submit their stations for inspection at least once during the license period, is hereby waived in respect to all non-scheduled aircraft stations until further order of the Commission.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-9923; Filed, June 12, 1946; 10:08 a. m.]

Notices

TREASURY DEPARTMENT.

Office of the Secretary.

[1946 Dept. Circ. 789]

$1,000,000 DENOMINATION OF TREASURY BONDS

ADDITION TO OUTSTANDING ISSUES

JUNE 10, 1946.

I. *Enumeration of Department circulars affected.* 1. The following listed Treasury Department circulars offered for subscription and set forth the terms of various issues of Treasury bonds in denominations ranging up to $100,000, in both bearer and registered form:

No.	
307, 352	—4¼ percent Treasury Bonds of 1947–52.
443	—3 percent Treasury Bonds of 1951–55.
526	—3⅛ percent Treasury Bonds of 1949–52.
531, 536, 546, 517, 548	—2⅞ percent Treasury Bonds of 1955–60.
557	—2¾ percent Treasury Bonds of 1948–51.
561	—2¾ percent Treasury Bonds of 1951–54.
567	—2¾ percent Treasury Bonds of 1956–59.
572, 574	—2½ percent Treasury Bonds of 1949–53.
581	—2½ percent Treasury Bonds of 1948.
584	—2¾ percent Treasury Bonds of 1958–63.
593, 604	—2½ percent Treasury Bonds of 1950–52.
593, 603	—2¾ percent Treasury Bonds of 1960–65.
599	—2 percent Treasury Bonds of 1947.
626	—2 percent Treasury Bonds of 1948–50 (dated Dec. 8, 1939).
627	—2¼ percent Treasury Bonds of 1951–53.
637	—2¼ percent Treasury Bonds of 1954–56.
041	—2 per cent Treasury Bonds of 1953–55.
649	—2 percent Treasury Bonds of 1948–50 (dated March 15, 1941).
651	—2½ percent Treasury Bonds of 1952–54.
661	—2½ percent Treasury Bonds of 1956–58.
670, 672	—2½ percent Treasury Bonds of 1967–72 (dated Oct. 20, 1941).
673	—2 percent Treasury Bonds of 1951–55.
676	—2 percent Treasury Bonds of 1949–51 (dated Jan. 15, 1942)
681	—2¼ percent Treasury Bonds of 1952–55
684	—2 percent Treasury Bonds of 1949–51 (dated May 15, 1942)
685, 692	—2½ percent Treasury Bonds of 1962–67
689	—2 percent Treasury Bonds of 1949–51 (dated July 15, 1942)
698	—2 percent Treasury Bonds of 1950–52 (dated Oct. 19, 1942)
701	—2½ percent Treasury Bonds of 1963–68—available in the $1,000,000 denomination, registered form.
702	—1¾ percent Treasury Bonds of 1948—available in the $1,000,000 denomination, registered form.

II. *Modification of circulars.* 1. Notice is hereby given that in addition to the denominations provided for in the above-mentioned circulars, bearer and registered bonds of the $1,000,000 denomination will be available for authorized transactions on and after July 1, 1946.

[SEAL] FRED M. VINSON, *Secretary of the Treasury.*

[F. R. Doc. 46-9926; Filed, June 12, 1946; 10:31 a. m.]

DEPARTMENT OF THE INTERIOR.

Bureau of Reclamation

[No. 1]

LUGERT-ALTUS IRRIGATION PROJECT, OKLAHOMA

ANNOUNCEMENT OF ANNUAL WATER RENTAL CHARGES [1]

MAY 27, 1946.

1. I have determined that it is factually impossible, in view of the provision for construction of distribution works by the United States under the contract with the Lugert-Altus Irrigation District dated January 12, 1942, to make water available for irrigation use during the season of 1946 as contemplated in article 7 of the contract of January 12, 1942.

2. *Water rental.* Pursuant to article 9 of the contract of January 12, 1942, irrigation water will be furnished, when available, upon a rental basis under approved applications for temporary water service during the irrigation season of 1946 where the progress of construction will permit, to the irrigable lands in the Lugert-Altus Irrigation District described below:

INDIAN MERIDIAN

T. 3 N., R. 20 W.,
Sec. 5, NE¼, SE¼, and S½SW¼;
Sec. 8, NE¼.
T. 4 N., R. 20 W.,
Sec. 8, SW¼;
Sec. 17, W½;
Sec. 20, E½NW¼ and SW¼;
Sec. 29, S½NE¼ and S½SE¼;
Sec. 32, S½NE¼, SE¼, and E½SW¼.

3. *Charges and terms of payment.* The water rental charge shall be $4.00 per acre-foot for each acre-foot of water requested. No application for the initial delivery of less than five acre-feet of water for each ownership will be received by the District. All charges shall be payable by the District to the United States in advance of the delivery of water.

4. Water will be delivered and measured by Government forces at the nearest available measuring device to the individual farm.

5. Individual applications for water on forms approved by the United States and the payments required for this announcement will be received at the office of the Secretary of the Lugert-Altus Irrigation District, Altus, Oklahoma. Requests by the District for water and payments by the District to the United States will be received at the office of the Bureau of Reclamation, Altus, Oklahoma. (Act of June 17, 1902, 32 Stat. 388 as amended or supplemented)

MICHAEL W. STRAUS, *Commissioner.*

[F. R. Doc. 46-9924; Filed, June 12, 1946; 10:10 a. m.]

[1] Affects § 402.2, Chapter II, Title 43.

COLUMBIA BASIN PROJECT, WASHINGTON

FIRST FORM RECLAMATION WITHDRAWAL

MAY 3, 1946.

THE SECRETARY OF THE INTERIOR.

SIR: In accordance with the authority vested in you by the act of June 26, 1936 (49 Stat. 1976), it is recommended that the following-described lands be withdrawn from public entry under the first form of withdrawal as provided by section 3 of the act of June 17, 1902 (32 Stat. 388).

COLUMBIA BASIN PROJECT

WILLIAMETTE MERIDIAN, WASHINGTON

T. 19 N., R. 27 E.,
sec. 2, S½N½ and S½.

Respectfully,

WILLIAM E. WARNE, *Acting Commissioner.*

I concur: May 14, 1946.

FRED W. JOHNSON, *Commissioner of the General Land Office.*

The foregoing recommendation is hereby approved, as recommended, and the Commissioner of the General Land Office will cause the records of his office and the district land office to be noted accordingly.

OSCAR L. CHAPMAN, *Under Secretary.*

MAY 20, 1946.

[F. R. Doc. 46-9925; Filed, June 12, 1946; 10:10 a. m.]

DEPARTMENT OF AGRICULTURE.

Production and Marketing Administration.

[P. & S. Docket No. 425]

SIOUX CITY STOCK YARDS CO.

NOTICE OF PETITION FOR MODIFICATION

Pursuant to the provisions of the Packers and Stockyards Act 1921, as amended (7 U. S. C. 181 et seq.), the Secretary of Agriculture on December 13, 1934, issued an order prescribing reasonable rates and charges for stockyard services rendered by the respondent. Upon petitions for modification filed by respondent, this order has been modified from time to time.

By an original and supplemental petition filed on May 23 and May 28, 1946, the respondent has requested that the proposed schedule of rates and charges set out in the data attached to respondent's petition be established at respondent's stockyard.

The effect of such proposed modification, if granted, would increase the rates and charges at respondent's stockyard, thus resulting in additional revenues to respondent, and, therefore, public notice should be given of the filing of such petition in order that all interested persons may have an opportunity to be heard in the matter.

Now, therefore, notice is hereby given to the public and to all interested persons of the filing of such petition for modification.

All interested persons who desire to be heard upon the matter requested in said petition for modification shall notify the Hearing Clerk, Office of the Solicitor, United States Department of Agriculture, Washington 25, D. C., within 15 days from the date of publication of this notice.

Copies hereof shall be served upon the respondents by registered mail or in person.

Done at Washington, D. C., this 7th day of June 1946.

E. A. MEYER, *Assistant Administrator.*

[F. R. Doc. 46-9913; Filed, June 11, 1946; 3:52 p. m.]

[P. & S. Docket No. 450]

DENVER UNION STOCK YARD CO.

NOTICE OF PETITION FOR MODIFICATION

By an order entered on February 17, 1937, pursuant to the provisions of the Packers and Stockyards Act, 1921, as amended (7 U. S. C. 181 et seq.), the Secretary of Agriculture prescribed reasonable rates and charges to be observed by the respondent. Except for minor modifications made during the years 1938 and 1939, this order remained in effect until April 1, 1940, when the order of February 17, 1937, was modified, and, as so modified, still remains in effect.

By a petition filed on May 31, 1946, the respondent has requested that the proposed schedule of rates and charges set out in Exhibit 2 attached to respondent's petition be established at respondent's stockyard.

The effect of such proposed modification, if granted, would increase the rates and charges at respondent's stockyard, thus resulting in additional revenues to respondent, and, therefore, public notice should be given of the filing of such petition in order that all interested persons may have an opportunity to be heard in the matter.

Now, therefore, notice is hereby given to the public and all interested persons of the filing of such petition for modification.

All interested persons who desire to be heard upon the matter requested in said petition for modification shall notify the Hearing Clerk, Office of the Solicitor, United States Department of Agriculture, Washington 25, D. C., within 15 days from the date of publication of this notice.

Copies hereof shall be served upon the respondents by registered mail or in person.

Done at Washington, D. C., this 7th day of June 1946.

E. A. MEYER, *Assistant Administrator.*

[F. R. Doc. 46-9914; Filed, June 11, 1946; 3:52 p. m.]

HANDLING OF MILK IN CLEVELAND, OHIO, MARKETING AREA

NOTICE OF REPORT AND OPPORTUNITY TO FILE WRITTEN EXCEPTIONS WITH RESPECT TO PROPOSED MARKETING AGREEMENT AND TO PROPOSED ORDER

Correction

In Federal Register Document 46-9770 appearing at page 6348 of the issue for Tuesday, June 11, 1946, the following changes should be made:

1. In the third column on page 6350, the price in the sixth line of the first paragraph should read "$0.85"; and in the twelfth line of the fourth paragraph the word "these" should read "those".

2. In footnote 10 "F.R." should read "H. R.".

3. In section 2 (c) (8) the word "silk" in the eighth line should read "milk".

4. In the list in section 3 (a) (2) (i) the ninth and eleventh items should read:

Woodville, Ohio, Soeder's Sons Co.
Beloit, Ohio, Telling-Belle Vernon Co.

5. In section 6 (c) (1) the price in the third line should read "$0.45".

6. In paragraph (a) of section 7 the nineteenth line should read "ers, has a utilization of skim milk or but-".

7. In section 8 (c) "Class II" should read "Class III".

FEDERAL COMMUNICATIONS COMMISSION.

SERVICE ALLOCATIONS FOR 920–940 AND 940–960 MEGACYCLE BANDS [1]

PUBLIC NOTICE

JUNE 3, 1946.

In the Commission's report of allocations from 25,000 kilocycles to 30,000,000 kilocycles (Docket 6651) dated May 25, 1945, the frequency band 920–940 megacycles was allocated to the experimental broadcast services, and the 940–960 megacycle band was allocated to fixed and experimental broadcast services, the latter band on a shared basis between broadcasting and low power fixed services such as police facsimile, control circuits, public service, special emergency automatic relays or repeaters, relay broadcast, and broadcast studio-to-transmitter links.

The Commission has received urgent inquiries as to the exact manner in which the various services mentioned above would be accommodated in the different bands provided. Potential manufacturers and users of FM studio-to-transmitter link equipment are particularly anxious to have the Commission indicate in detail the frequencies which are available to that service.

Accordingly, the following tentative service-allocation plan for the frequency bands 920–940 and 940–960 megacycles has been formulated for the various services which reflects the desire of the Commission that certain frequencies be made definitely available for the immediate use of specific services having a pressing need for them:

(1) Assignments to FM studio-to-transmitter links may be made in the upper portion of the 920–940 megacycle band in the event that future requirements indicate that insufficient space is available in the band of frequencies 940–952 megacycles.

(2) Assignments to Experimental Broadcasting Service in the 920–940 megacycle band may be made progressively upward from 920 megacycles.

(3) The band of frequencies 952–960 megacycles is to be used for fixed circuits such as police facsimile, control circuits, etc., with assignments progressing downward from 960 megacycles.

(4) The band of frequencies 940–952 megacycles is to be used for FM studio-to-transmitter links with assignments progressing upward from 940 megacycles.

(5) Assignments in the frequency bands 920–940 and 940–960 megacycles are to be on multiples of 100 kilocycles in order that a flexible channeling system may be provided. (The bandwidths

[1] Part 4—Rules governing broadcast services other than standard broadcast.
Part 5—Rules and regulations governing experimental radio service.

required by the different services concerned can be accommodated through the assignment of an appropriate number of adjacent channels to each station.)

(6) A frequency tolerance of .01% and a bandwidth of 500 kilocycles are advocated for FM studio-to-transmitter links.

The relatively narrow beams which may be employed by point-to-point stations in this region of the spectrum should make possible a high degree of frequency conservation by means of geographic separation as differentiated from frequency separation. It is contemplated that the authorization of FM studio-to-transmitter equipment will require the showing of a definite need for the use of a radio circuit instead of a wire circuit.

It is to be pointed out that general provisions have been made in the Commission's report of allocations from 25,000 kilocycles to 30,000,000 kilocycles (Docket 6651), dated May 25, 1945, for the operation of the above-mentioned services in bands other than 940–960 megacycles, and the policies proposed herein do not preclude such operation provided a proper need can be shown to exist. However, detailed allocation plans for such bands must necessarily be formulated around the over-all indicated requirements of all services to which the bands apply, with particular reference to the suitability of the bands for each of the services for which consideration must be given.

The Commission wishes to obtain the comments of all services which expect to use frequencies between 920 and 960 megacycles with regard to the above proposed policies and with particular attention to the following subjects:

(a) Distances to be covered and power considered necessary.

(b) Practical transmission bandwidth, frequency tolerance, and receiver selectivity data for each type of emission and comunication service contemplated.

(c) Whether frequency space allowed above for each service is considered adequate.

(d) Directive characteristics of antennas proposed for each type of service and the maximum degree of directivity believed practical.

It is requested that comments from those interested in this subject be submitted in writing to the Secretary of the Commission by June 15, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46–9920; Filed, June 12, 1946; 10:08 a. m.]

[Docket No. 6768]

FM BROADCASTING OTHER THAN NON-COMMERCIAL EDUCATIONAL BROADCAST SERVICE

ORDER PROVIDING OPPORTUNITY FOR ORAL ARGUMENT

In the matter of promulgation of rules and regulations and Standards of Good Engineering Practice for FM broadcasting other than non-commercial educational broadcast service. Docket No. 6768.

At a session of the Federal Communications Commission held in its offices in Washington, D. C. on the 24th day of May 1946;

Whereas, it appears that the public interest, convenience, and necessity may be served by the adoption of the attached proposed amendments to the Commission's rules and regulations, and Standards of Good Engineering Practice for FM broadcasting other than noncommercial educational broadcast service;

Now, therefore, *It is ordered*, That any persons desiring to submit written statements with respect to these proposed rules and regulations and standards, file such statements with the Commission on or before June 15, 1946; and any persons desiring the opportunity of oral argument file their requests with the Commission on or before June 15, 1946; and

It is further ordered, That in absence of protests on or before June 15, 1946, the proposed rules and regulations and standards will be promulgated.

§ 3.202 *Areas of the United States.* For the purpose of allocation the United States is divided into two areas. The first area—area I—includes southern New Hampshire; all of Massachusetts, Rhode Island, and Connecticut; southeastern New York as far north as Albany-Troy-Schenectady; all of New Jersey, Delaware, and the District of Columbia; Maryland as far west as Hagerstown; and eastern Pennsylvania as far west as Harrisburg.[1] The second area—area II—comprehends the remainder of the United States not included in area I.

§ 3.203 *Class A stations.* (a) A class A station is a station which operates on a Class A channel and is designed to render service primarily to a community or to a city or town other than the principal city of an area, and the surrounding rural area. The transmitter power and antenna height of a class A station shall normally be capable of coverage equivalent[2] to a minimum of 0.1 kw and a maximum of 1.0 kw effective radiated power at 250 feet antenna height, as determined by the methods prescribed in the Standards of Good Engineering Practice Concerning FM Broadcast Stations. Class A stations will not be authorized with more than 1 kw effective radiated power. Standard power ratings of transmitters used for Class A stations shall be not less than 250 watts nor more than 1000 watts. A normal minimum separation for class A stations of 50 miles will be provided on the same channel and 35 miles on adjacent channels.

(b) Twenty channels beginning with 104.1 mc and ending with 107.9 mc (channels 281 through 300) are designated as Class A channels. All of these channels are available for assignment in cities which are not the central city or cities of a metropolitan district. Ten of these channels are also available for assignment in central cities of metropolitan districts which have fewer than six class B stations.[3]

(c) The main studio of a class A station shall be located in the city served and the transmitter shall be located as near the center of the city as practicable.

§ 3.204 *Class B stations.* (a) A Class B station is a station which operates on a class B channel and is designed to render service primarily to a metropolitan district or principal city and the surrounding rural area, or to rural areas removed from large centers of population. The service area of a class B station will not be protected beyond the 1000 uv/m contour; however, class B assignments will be made in a manner to insure, insofar as possible, a maximum of service to all listeners, whether urban or rural, giving consideration to the minimum signal capable of providing service. Standard power ratings of transmitters used for class B stations shall normally be 1000 watts or greater. In the following subsections, antenna height above average terrain and effective radiated power are to be determined by the methods prescribed in the Standards of Good Engineering Practice Concerning FM Broadcast Stations.

(1) In area I, class B stations will be licensed to operate with a service area equivalent[2] to a minimum of 10 kw effective radiated power and antenna height of 300 feet above average terrain and a maximum of 20 kw effective radiated power and antenna height of 500 feet above average terrain.[4] In metropolitan districts in area I with a population greater than 250,000 the minimum service area shall be the equivalent[2] of 20 kw effective radiated power and an antenna height of 350 feet above average terrain. Class B stations in area I will not be licensed with an effective radiated power greater than 20 kw.

(2) In area II, class B stations will be licensed to operate with a service area equivalent[2] to a minimum of 2 kw effective radiated power and antenna height of 300 feet above average terrain and a normal maximum of 20 kw effective radiated power and antenna height of 500 feet above average terrain.[4] In area II, where it is shown that the public interest would be served by authorizing greater power or antenna height either to serve greater area or to provide a higher signal intensity within an area, the power, antenna height, and area will be determined on the merits of the case, with particular attention being given to rural areas which would not otherwise receive service.

(b) Sixty channels beginning at 92.1 mc and ending at 103.9 mc (channels 221 through 280) are designated as class B channels.

§ 3.205 *Station location.* (a) Each FM broadcast station shall be considered located in the state and city where the main studio is located.

(b) The transmitter of each FM broadcast station shall be so located that satisfactory service is delivered to the city where the main studio is located, in accordance with the Standards of Good Engineering Practice Concerning FM Broadcast Stations: *Provided, however*, Upon special showing of need, authorization may be granted to locate the transmitter so that adequate service is not rendered to this city, but in no event shall this city be beyond the 50 uv/m contour.

§ 3.206 *Main studio.* The term "main studio" means the studio from which the majority of local programs originate and/or from which a majority of station announcements are made of programs originating at remote points.

The following changes are proposed for the Standards of Good Engineering Practice Concerning FM Broadcast Stations.

2. *Engineering standards of allocation.*

A. Sections 3.202 to 3.206 inclusive of the rules and regulations describe the basis for allocation of FM Broadcast Stations, including the division of the United States into Areas I and II. Where reference is made in the rules to antenna heights of Class A stations, section 2 E (1) of these Standards should be consulted; for Class B stations, section 2 E (2) should be consulted.

B. In determining the predicted and measured field intensity contours of FM broadcast stations the following shall govern:

(1) Class A stations will normally not be required to determine their contours.

(2) Class B stations shall determine the extent of their 1000 uv/m and 50 uv/m contours.

The above contours shall be determined in accordance with the methods prescribed in these Standards.

C. Although some service is provided by tropospheric waves, the service area is considered to be only that served by the ground wave. The extent of the service is determined by the point at which the ground wave is no longer of sufficient intensity to provide satisfactory broadcast service. The field intensity considered necessary for service is as follows:

TABLE I

Area:	*Median field intensity*
City business or factory areas	1000 uv/m
Rural areas	50 uv/m

A medium field intensity of 3000 to 5000 uv/m should be placed over the principal city to be served, and a median field intensity of 1000 uv/m should be placed over the business district of cities of 10,000 or greater within the metropolitan district served. The location of the main studio of a class A station is specified in § 3.203 of the rules. A field intensity of 5000 uv/m should be provided over the main studio of a class B station except as otherwise provided in § 3.204 of the rules.

These figures are based upon the usual noise levels encountered in the several areas and upon the absence of interference from other FM stations.

D. A basis for allocation of satellite stations has not yet been determined. For the present, applications will be considered on their individual merits.

E. The service area is predicted as follows:

(1) *Class A stations.* A map, topographic where obtainable, shall be submitted for the area within 15 miles of the proposed antenna site. On this map shall be indicated the antenna location and a circle of 10 miles radius with the antenna location as center. Representative points shall be picked on this circle 15 degrees apart and the elevation of these points determined. The average elevation of these points will be considered the average elevation of the circle. The difference between the elevation of the center of the radiating system and the average elevation of this circle shall be considered the height of the antenna over the terrain 10 miles from the transmitter. In cases where the applicant believes this method to be grossly in error due to peculiarities of the terrain, this method shall be used for determining the antenna height but a showing may be made, if desired, determining the height by other means and describing the method used. Calculations of the service contours of Class A stations are not required.

(2) *Class B stations.* (No changes in present section 2 E (2)).

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46–9921; Filed, June 12, 1946; 10:08 a. m.]

[Docket No. 7610]

PEORIA BROADCASTING CO. (WMBD)

ORDER DESIGNATING REINSTATED APPLICATION FOR HEARING ON STATED ISSUES

In re application of Peoria Broadcasting Company (WMBD), Peoria, Ill., File No. B4–P–2717; Docket No. 7610; for construction permit.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 24th day of May 1946;

The Commission having under consideration the petition of Peoria Broadcasting Company (WMBD) requesting leave to amend its above-listed application for construction permit for increase in nighttime power to 5 kw. and to make changes in its vertical antenna for day use, and that the grant heretofore made be reinstated without a hearing;

It is ordered, That said application be, and it is hereby, reinstated as a new application as of this date, and that the petition be, and it is hereby, granted insofar as it requests leave to amend and in all other respects denied;

It is further ordered, That said application be, and it is hereby, designated for hearing upon the following issues:

1. To determine the technical, financial, and other qualifications of the applicant to construct and operate Station WMBD as proposed.

2. To determine the areas and populations which would gain or lose primary service through the operation of Station WMBD as proposed and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether such service would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of Station WMBD as proposed would involve objectionable interference with any existing broadcast service, and the nature and extent of any such interference, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the proposed operation of Station WMBD would involve objectionable interference with Station CFOS, Owen Sound, Ontario, and the nature and extent of any such interference.

6. To determine whether the operation of Station WMBD as proposed would involve interference with the pending applications of KRBC (File No. 33–B–2553), Booth Radio Stations, Inc., Grand Rapids, Michigan (File No. B2–P–4152), and Civic Broadcasting Corporation, Anderson, Indiana (File No. B4–P–4572), or with any other proposed broadcast service, and the nature and extent of any such interference, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

7. To determine whether the installation and operation of the station as proposed would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46–9922; Filed, June 12, 1946; 10:08 a. m.]

FEDERAL POWER COMMISSION.

[Docket No. G–734]

PENN-YORK NATURAL GAS CORP.

NOTICE OF APPLICATION

JUNE 10, 1946.

Notice is hereby given that on May 31, 1946, an application was filed with the

[1] In some of the territory contiguous to area I, the demand for frequencies requires that applications be given careful study and consideration to insure an equitable distribution of facilities throughout the region. This region includes the remainder of Maryland, Pennsylvania, and New York (except the northeastern corner) not included in area I; Virginia, West Virginia, North Carolina, South Carolina, Ohio, and Indiana; southern Michigan as far north as Saginaw; eastern Illinois as far west as Rockford-Decatur; and southeastern Wisconsin as far north as Sheboygan. Other regions may be added as required.

[2] For the purpose of determining equivalent coverage, the 1000 uv/m contour should be used.

[3] For the time being, until more FM broadcast stations are authorized, the Commission will not authorize class A stations in central cities of metropolitan districts having four or more standard broadcast stations.

[4] In the determination of appropriate coverage, consideration should be given to population distribution, terrain, service from other FM stations, trade area and other economic factors. Among the recognized trade area authorities are the following: J. Walter Thompson (Retail Shopping Areas), Hearst Magazines, Inc. (Consumer Trading areas), Rand McNally Map Co. (Trading Areas) and Hagstrom Map Co. (Four Color Retail Trading Area Map).

Federal Power Commission by Penn-York Natural Gas Corporation ("Applicant"), a corporation organized under the laws of the Commonwealth of Pennsylvania, with its principal place of business in Buffalo, New York, for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, to authorize the Applicant to construct and operate the facilities hereinafter described.

Applicant proposes to construct the following-described facilities:

(1) One additional 8" pipeline stream bed crossing at Cattaraugus Creek, parallel to, connected with, and approximately one hundred (100) feet distant from Applicant's presently existing 8" pipeline which crosses Cattaraugus Creek at a point on the Erie and Cattaraugus county line and which 8" pipeline extends from Applicant's Arcade Station in Wyoming County, New York, to its Sheridan Station, in Chautauqua County, New York, the Cattaraugus Creek crossing being located approximately twenty-five (25) miles west of said Arcade Station. The length of the proposed new pipeline crossing will be approximately one thousand (1,000) feet, and the two pipeline crossings will be joined with appropriate headers and valves to permit operation of either singly.

(2) Applicant also proposes to construct one steel building, 40' x 80', to be used as a garage, warehouse and workshop, and to be located in the Town of Arcade, Wyoming County, New York. Applicant submits that this proposed building will be located at a central point on the company's pipeline system and will provide centralized, more efficient and less costly operation of its system.

The application recites that Applicant owns and operates a pipeline which extends from Harrison Township, Potter County, Pennsylvania, to the distribution lines of Republic Light, Heat and Power Co., Inc., at two points known respectively as Billo Station, Town of Alden, Erie County, New York, and Sheridan Station, Town of Sheridan, Chautauqua County, New York. The application further states that Applicant presently has one producing gas well and that it purchases the bulk of the gas it transports and sells to Republic Light, Heat and Power Co., Inc. from New York State Natural Gas Corporation.

Applicant proposes by means of the proposed pipeline to assure maintenance of adequate service by elimination of the hazard involved, should a break occur in the one pipeline now crossing Cattaraugus Creek during flood and ice conditions. Applicant submits that the construction of the proposed pipeline will provide a much greater degree of safety and that it is in the public interest that this crossing be constructed. Applicant proposes by means of the proposed steel building to provide more centralized, more efficient and less costly operation of its system. Applicant states that it does not presently own any similar garage, warehouse and workshop facility at a central point on its system, and that its present facilities are not movable and are insufficient in size, in addition to being located in Pennsylvania at the extreme south end of its 10" pipeline.

The estimated over-all capital cost of constructing the proposed facilities is $20,000.

Any interested State Commission is requested to notify the Federal Power Commission whether the application should be considered under the cooperative provisions of Part 67 of the provisional rules of practice and regulations under the Natural Gas Act, and, if so, to advise the Federal Power Commission as to the nature of its interest in the matter and whether it desires a conference, the creation of a board, or a joint or concurrent hearing, together with the reasons for such request.

Any person desiring to be heard or to make any protest with reference to the application of Penn-York Natural Gas Corporation should file with the Federal Power Commission, Washington 25, D. C., not later than fifteen days from the date of this publication, a petition or protest in accordance with the Commission's provisional rules of practice and regulations under the Natural Gas Act.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-9954; Filed, June 12, 1946; 11:50 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 6387]

GUSTAV ADOLPH

In re: Bank account owned by Gustav Adolph, also known as Dr. Gustav Adolph. F-28-4312-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Gustav Adolph, also known as Dr. Gustav Adolph, whose last known address is Muenchen-Solln, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Gustav Adolph, also known as Dr. Gustav Adolph, by Manufacturers and Traders Trust Company, 284 Main Street, Buffalo 5, New York, arising out of a Trust Department Account, Account Number 2425, entitled Agent and Custodian for Gustav Adolph, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 3, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-9856; Filed, June 11, 1946; 11:16 a. m.]

[Vesting Order 6390]

M. BENKIRAN

In re: Bank account owned by M. Benkiran. F-39-255-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That M. Benkiran, whose last known address is 202 Nippon Bldg., 79 Kyomachi, Kobe, Japan, is a resident of Japan and a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to M. Benkiran, by Wells Fargo Bank and Union Trust Co., 4 Montgomery Street, San Francisco, Calif., arising out of a Checking Account, entitled M. Benkiran, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 3, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-9857; Filed, June 11, 1946; 11:16 a. m.]

[Vesting Order 6393]

MARTIN BREITENBACH

In re: Bank account owned by Martin Breitenbach. F-28-23806-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Martin Breitenbach, whose last known address is 4 Lichtenberg Platz, Hanover, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Martin Breitenbach, by Bonner County National Bank, Sandpoint, Idaho, arising out of a Checking Account, entitled Martin Breitenbach, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 3, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-9858; Filed, June 11, 1946; 11:16 a. m.]

[Vesting Order 6394]

BUNKA BOEKI SHO-SHA

In re: Debt owning to Bunka Boeki Sho-Sha, also known as Bunka Boeki Sho Sha. F-39-1409-C-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Bunka Boeki Sho-Sha, also known as Bunka Boeki Sho Sha, the last known address of which is Tokyo, Japan, is a corporation, organized under the laws of Japan, and which has or, since the effective date of Executive Order No. 8389, as amended, has had its principal place of business in Japan and is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Bunka Boeki Sho-Sha, also known as Bunka Boeki Sho Sha, by Kyoko Suzuki, 274 Murray Avenue, Larchmont, New York, in the amount of $19,468, as of December 31, 1945, together with any and all accruals thereto, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have

the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 3, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-9859; Filed, June 11, 1946; 11:17 a. m.]

[Vesting Order 6397]

ARTHUR EICHENGRUEN

In re: Debt owing to Arthur Eichengruen. F-28-7545-C-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Arthur Eichengruen, whose last known address is Hotel Regina, Muenchen, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: All those debts or other obligations owing to Arthur Eichengruen, by N. V. Algemeene Chemische & Technische My. "Achetem," 17 West 60th Street, New York 23, New York, including particularly but not limited to a portion of the sum of money on deposit with The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, in an account entitled "Achetem," and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt within the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 3, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F.R. Doc. 46-9860; Filed, June 11, 1946; 11:17 a. m.]

[Vesting Order 6398]

GUSSIE ERLICH

In re: Bank account owned by Gussie Erlich. File No.: F-28-21188 E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Gussie Erlich, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Gussie Erlich, by The Bronx Savings Bank, 429 East Tremont Avenue, New York, New York, arising out of a savings account, Account Number 154,178, entitled Beckyie Moskowitz, Trustees, deceased, Gussie Erlich, Niece, Beneficiary, maintained at the aforesaid bank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescene in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 3, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-9861; Filed, June 11, 1946; 11:17 a. m.]

[Vesting Order 6399]

STEFFI FRIEDMANN

In re: Bank account owned by Miss Steffi Friedmann. File No.: F-28-1202 E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Miss Steffi Friedmann, whose last known address is Berlin, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Miss Steffi Friedmann, by The Chase National Bank of the City of New York, 20 Pine Street, New York, New York, arising out of a suspense account, entitled Cash Travelers L/C Account, maintained at the aforesaid bank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 3, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-9862; Filed, June 11, 1946; 11:17 a. m.]

[Vesting Order 6400]

GUSTAV THOS REINHOLD HANSEN

In re: Stock and bank account owned by Gustav Thos Reinhold Hansen. File No. F-28-23820-D-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Gustav Thos Reinhold Hansen, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows:

a. Forty four shares of $10.00 par value preferred capital stock of Acme Brewing Company, 762 Fulton Street, San Francisco, California, a corporation organized under the laws of the State of California, evidenced by Certificate Number P-827, and registered in the name of Gustav Thos Reinhold Hansen, together with all declared and unpaid dividends thereon, and all rights, including redemption, derived thereunder, and

including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 3, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-9863; Filed, June 11, 1946; 11:17 a. m.]

b. That certain debt or other obligation owing to Acme Brewing Company, by the Bank of America National Trust & Savings Association, 1 Powell Street, San Francisco, California, arising out of a blocked account, Account Number 903, entitled Gustav Thos Reinhold Hansen, maintained at the branch office of the aforesaid bank located at McAllister and Fillmore Streets, San Francisco, California, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Gustav Thos Reinhold Hansen, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 3, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-9864; Filed, June 11, 1946; 11:17 a. m.]

[Vesting Order 6401]

JOHANNA MARGARETHA HANSEN

In re: Stock and bank account owned by Johanna Margaretha Hansen. File No.: F-28-23822-D-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Johanna Margaretha Hansen, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows:

a. Eighty seven shares of $10.00 par value preferred capital stock of Acme Brewing Company, 762 Fulton Street, San Francisco, California, a corporation organized under the laws of the State of California, evidenced by Certificate Number P-828, and registered in the name of Johanna Margaretha Hansen, together with all declared and unpaid dividends thereon, and all rights, including redemption, derived thereunder, and

b. That certain debt or other obligation owing to Acme Brewing Company, by the Bank of America National Trust & Savings Association, 1 Powell Street, San Francisco, California, arising out of a blocked account, Account Number 925, entitled Acme Brewing Co., Trustee for Johanna Margaretha Hansen, maintained at the branch office of the aforesaid bank located at McAllister and Fillmore Streets, San Francisco, California, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Johanna Margaretha Hansen, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return

such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 3, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–9864; Filed, June 11, 1946; 11:17 a. m.]

[Vesting Order 6402]

WILHELM HANSEN

In re: Stock and bank account owned by Wilhelm Hansen. File No.: F–28–23819–D–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Wilhelm Hansen, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows:

a. Forty-four shares of $10.00 par value preferred capital stock of Acme Brewing Company, 762 Fulton, Street, San Francisco, California, a corporation organized under the laws of the State of California, evidenced by Certificate Number P–829, and registered in the name of Wilhelm Hansen, together with all declared and unpaid dividends thereon, and all rights, including redemption, derived thereunder, and

b. That certain debt or other obligation owing to Acme Brewing Company, by the Bank of America National Trust & Savings Association, 1 Powell Street, San Francisco, California, arising out of a blocked account, Account Number 913, entitled Acme Brewing Co., Trustee for Wilhelm Hansen, maintained at the branch office of the aforesaid bank located at McAllister and Fillmore Streets, San Francisco, California, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Wilhelm Hansen, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 3, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–9865; Filed, June 11, 1946; 11:17 a. m.]

[Vesting Order 6404]

MATHIAS JOHANNSEN

In re: Bank account owned by Mathias Johannsen. F–28–23099–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Mathias Johannsen, whose last known address is Achtrup, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Mathias Johannsen, by Almira State Bank, Almira, Washington, arising out of a Blocked Checking Account, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 3, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–9866; Filed, June 11, 1946; 11:18 a. m.]

[Vesting Order 6406]

AUG. KIRCHMAN

In re: Bank account owned by Aug. Kirchman, also known as August Kirchman. F–28–6948–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Aug. Kirchman, also known as August Kirchman, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Aug. Kirchman, also known as August Kirchman, by Citizens State Bank of Joplin, 626 Main Street, Joplin, Missouri, arising out of a checking account, entitled Aug. Kirchman, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 3, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–9867; Filed, June 11, 1946; 11:18 a. m.]

[Vesting Order 6409]

HEINRICH LATZ

In re: Bank account owned by Heinrich Latz. F–28–4174–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Heinrich Latz, whose last known address is Berlin, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Heinrich Latz, by Union Bank & Trust Co. of Los Angeles, Los Angeles, California, arising out of a term savings account, Account Number 85687, entitled Heinrich Latz, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 4, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–9868; Filed, June 11, 1946; 11:18 a. m.]

[Vesting Order 6410]

FRAU MARIE MEHLHORN

In re: Bank account owned by Frau Marie Mehlhorn. F–28–7802–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Frau Marie Mehlhorn, whose last known address is Poessneck—Thur Neustader Str. 89, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Frau Marie Mehlhorn by The Hibernia Savings & Loan Society, Market, McAllister and Jones Streets, San Francisco, California, arising out of a savings account, Account Number 603 809, entitled Emil H. Zitzmann, dec'd., Trustee for Frau Marie Mehlhorn, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 4, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–9869; Filed June 11, 1946; 11:18 a. m.]

[Vesting Order 6412]

MRS. PAULA MEYER

In re: Debt owing to Mrs. Paula Meyer.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Mrs. Paula Meyer, whose last known address is Frankfurt/Main, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: $23,913.53 of that certain debt or other obligation of The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, in the amount of $52,414.49, arising out of an inactive dollar checking account, entitled Emmanuel Vles, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 4, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–9870; Filed, June 11, 1946; 11:18 a. m.]

[Vesting Order 6415]

DR. K. MURAKAMI AND SUYE MURAKAMI

In re: Bank account owned by Dr. K. Murakami and Suye Murakami. D–39–16792–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Dr. K. Murakami and Suye Murakami whose last known address is Japan, are residents of Japan and nationals of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Dr. K. Murakami and Suye Murakami, by Bank of America National Trust and Savings Association, 1 Powell Street, San Francisco, California, arising out of a savings account, Account Number 3738A, entitled Murakami, Dr. K. or Suye, maintained at the branch office of the aforesaid bank located at Salinas, California, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 4, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–9871; Filed, June 11, 1946; 11:18 a. m.]

[Vesting Order 6418]

ALBERT PIETZSCH

In re: Bank account owned by Albert Pietzsch. F–28–6642–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Albert Pietzsch, whose last known address is Hofbrunn Str. 11, Muenchen-Solln, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Albert Pietzsch, by Manufacturers and Traders Trust Company, 284 Main Street, Buffalo 5, New York, arising out of a Trust Department Account, Account Number 2427, entitled Agent and Custodian for Albert Pietzsch, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 4, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–9872; Filed, June 11, 1946; 11:19 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[MPR 120, Order 1679]

CHITTUM & WILKINSON ET AL.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120, *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton for the indicated uses and shipments as set forth herein. All are in District No. 3.

The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.214 and all other provisions of Maximum Price Regulation No. 120.

CHITTUM & WILKINSON, P. O. BOX 924, ELKINS, W. VA., SILVESTER NO. 2 MINE, H. V. KITTANNING SEAM, MINE INDEX NO. 2222, RANDOLPH COUNTY, W. VA., RAIL SHIPPING POINT: COALTON, W. VA., STRIP MINE, MAXIMUM TRUCK PRICE GROUP NO. 4

	Size group Nos.				
	1	2	3	4	5
Price classification	J	J	J	H	H
Rail shipment and railroad fuel	293	293	278	283	273
Truck shipment	318	313	283	278	298

HALL & BORROR COAL CO., 217 BRYAN AVE., CLARKSBURG, W. VA., HALL NO. 1 MINE, PITTSBURGH SEAM, MINE INDEX NO. 2219, HARRISON COUNTY, W. VA., RAIL SHIPPING POINT: BRYON, W. VA., DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 3

	F	F	F	F	F
Price classification					
Rail shipment and railroad fuel	308	308	288	283	273
Truck shipment	343	343	313	308	298

ROBERT SHATZER, PHILIPPI, W. VA., ROBERT SHATZER MINE, PITTSBURGH SEAM, MINE INDEX NO. 2223, BARBOUR COUNTY, W. VA., RAIL SHIPPING POINT: MERIDEN NO. 3 SIDING, W. VA., STRIP MINE, MAXIMUM TRUCK PRICE GROUP NO. 3

	F	F	F	F	F
Price classification					
Rail shipment and railroad fuel	308	308	288	283	273
Truck shipment	343	343	313	308	298

TAGA COAL CO., ZELIENOPLE, PA., EMPIRE MINE, H. V. FREEPORT SEAM, MINE INDEX NO. 2221, BARBOUR COUNTY, W. VA., RAIL SHIPPING POINT: CLEMENTS, W. VA., DEEP MINE, MAXIMUM TRUCK PRICE GROUP NO. 3

	F	F	F	F	F
Price classification					
Rail shipment and railroad fuel	308	308	288	283	273
Truck shipment	343	343	313	308	298

This order shall become effective June 12, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 11th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–9886; Filed, June 11, 1946; 11:31 a. m.]

[MPR 120, Order 1681]

WALTER BLEDSOE & CO. AND ENOS COAL MINING CO.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (a) (6) of Maximum Price Regulation No. 120; *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton for the indicated uses and shipments as set forth herein. All are in District No. 11. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad locomotive fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.222 and all other provisions of Maximum Price Regulation No. 120.

WALTER BLEDSOE & CO., MERCHANTS NATIONAL BANK BLDG., TERRE HAUTE, IND., WEIR MINE STORAGE PILE, 5TH VEIN SEAM, MINE INDEX NO. 20294, PIKE COUNTY, IND., RAIL SHIPPING POINT, PETERSBURG, IND., STORAGE PILE

Size group Nos	15
Rail shipment	1 179
Truck shipment	173

1 Previously established.

ENOS COAL MINING CO., 1405 MERCHANTS BANK BLDG., INDIANAPOLIS, IND., CANAL COAL CO., STORAGE PILE, NO. 5 SEAM, MINE INDEX NO. 2092, PIKE COUNTY, IND., RAIL SHIPPING POINT, LITTLE, IND., STORAGE PILE

	Size group Nos.	
	14	15
Rail Shipment	193	1 [illegible]

This order shall become effective June 12, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 11th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–9888; Filed, June 11, 1946; 11:30 a. m.]

[MPR 120, Order 1680]

DEE UMBRIA COAL CO. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an accompanying opinion, and in accordance with § 1340.210 (A) (6) of Maximum Price Regulation No. 120. *It is ordered:*

Producers identified herein operate named mines assigned the mine index numbers, the price classifications and the maximum prices in cents per net ton for the indicated uses and shipments as set forth herein. All are in District No. 15. The mine index numbers and the price classifications assigned are permanent but the maximum prices may be changed by an amendment issued after the effective date of this order. Where such an amendment is issued for the district in which the mines involved herein are located and where the amendment makes no particular reference to a mine or mines involved herein, the prices shall be the prices set forth in such amendment for the price classifications of the respective size groups. The location of each mine is given by county and state. The maximum prices stated to be for truck shipment are in cents per net ton f. o. b. the mine or preparation plant and when stated to be for rail shipment or for railroad locomotive fuel are in cents per net ton f. o. b. rail shipping point. In cases where mines ship coals by river the prices for such shipments are those established for rail shipment and are in cents per net ton f. o. b. river shipping point. However, producer is subject to the provisions of § 1340.226 and all other provisions of Maximum Price Regulation No. 120.

DEE UMBRIA COAL CO., MULBERRY, KANS., DEE UMBRIA NO. 7 MINE, CHEROKEE SEAM, MINE INDEX NO. 2046; CRAWFORD COUNTY, KANS., PRODUCTION GROUP NO. 1 FOR ALL METHODS OF SHIPMENT, RAIL SHIPPING POINT: MULBERRY, KANS., DEEP MINE

	Size group Nos.												
	1, 2, 3	4	5	6	7	8	9	10	11	12	13	14	15
By all methods of transportation including truck or wagon	430	430	405	390	375	380	390	365	340	325	325	305	295
Railroad locomotive fuel (any size)	365												

ELLIS COAL CO., IRONAUGH, MO., ELLIS COAL CO. MINE, UNNAMED SEAM, MINE INDEX NO. 607; 1 VERNON COUNTY, NO., PRODUCTION GROUP NO. 1 FOR RAIL SHIPMENT, RAIL SHIPPING POINT, IRONAUGH, MO., STRIP MINE

Rail shipment	333	333	338	318	313	288	283	283	283	268	213	183	153
Truck shipment[1]	348	348	323	308	293	298	308	283	258	243	243	223	123

[1] Previously established.

Railroad locomotive fuel:	
3" x ¼ unwashed 3" x 0 washed	27
2" x ¼ unwashed 2" x 0 washed	253
1¼" x 0 washed	248
Any other size not specifically listed	283
	3

JULIAN C. FOOTE, ROUTE NO. 1, AMORET, MO., FAITHFUL NO. 4 MINE, FOSTER SEAM, MINE INDEX NO. 2050, BATES, COUNTY, MO., PRODUCTION GROUP NO. 2 FOR ALL METHODS OF SHIPMENT, RAIL SHIPPING POINT, AMORET, MO., DEEP MINE

By all methods of shipment including truck or wagon	445	445	420	405	390	385	405	380	380	365	365	345	230
Railroad locomotive fuel (any size)	390												

This order shall become effective June 12, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250; 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 11th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9887; Filed June 11, 1946; 11:31 a. m.]

[MPR 120, Amdt. 6 to Order 1343]

BITUMINOUS COAL IN DISTRICT 8

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and in accordance with § 1340.207 (a) of Maximum Price Regulation No. 120; *It is ordered:*

Order No. 1343 under Maximum Price Regulation No. 120 is hereby amended in the following respects:

The maximum prices established in paragraph (1) for Carbon Fuel No. 3 Mine, Mine Index No. 86 and all references thereto are hereby deleted.

This amendment shall become effective June 16, 1946.

Issued this 11th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9884; Filed, June 11, 1946; 11:31 a. m.]

[Rev. SO 119, Order 251]

A. MARCHAND, INC.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* A. Marchand, Incorporated, 680 Fifth Avenue, New York, New York, may compute its adjusted ceiling prices for bathroom and closet fixtures of its manufacture by increasing by 15 percent the ceiling prices to each class of purchaser as established by Maximum Price Regulation No. 188.

As used in this paragraph "ceiling prices as established under Maximum Price Regulation No. 188", shall mean the ceiling prices established under that regulation without the inclusion in those ceiling prices either directly or indirectly of any adjustment, either individual or industry-wide.

(b) *Ceiling prices of purchasers for resale.* (1) A purchaser for resale, who had an established ceiling price prior to the effective date of this order for any article, whose manufacturer's ceiling price was adjusted in accordance with the provisions of this order, may increase that established ceiling price by 15 percent.

(2) A purchaser for resale who had no established ceiling price prior to the effective date of this order for any article whose ceiling price is subject to this order, shall determine his ceiling price by adding to his invoice cost the same percentage markup which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is one which meets all the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the resale ceiling price cannot be determined under the above method, the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts and allowances on sales to each class of purchaser in effect during March 1942, or thereafter, properly established under OPA regulations.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted ceiling prices for resales of the articles. This notice may be given in any convenient form.

(e) All requests contained in the application for price adjustment filed by A. Marchand, Incorporated, assigned OPA Docket No. 6069-SO-119-56C, not specifically granted by this order are hereby denied.

(f) The provisions of Supplementary Order No. 153 shall have no application to any sale or delivery of any article subject to this order.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 11th day of June 1946.

Issued this 11th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9919; Filed, June 11, 1946; 4:29 p. m.]

[MPR 188, Amdt. 2 to Order 5 Under Order 4418]

ERO MFG. CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to Order No. 4418 under § 1499.159b of Maximum Price Regulation No. 188; *It is ordered*, That Order No. 5 under Order No. 4418 under § 1499.159b of Maximum Price Regulation No. 188, be and it hereby is amended in the following respect:

1. The table of adjustment charges in paragraph (a) for Regular Fibre Universal Seat Covers is amended to read as follows:

Regular fibre Universal seat covers:	
Coupe A	$0.51
Coupe B	.51
Coupe C	.64
Coupe D	.76
Coupe H	.69
Coach A	1.11
Coach B	1.01
Coach C	1.00
Coach D	1.02
Coach E	1.09
Coach H-R	1.11
Coach K	.90
Sedan A	.75
Sedan B	.98
Sedan D	1.04
Sedan E	1.04
Sedan H-R	1.05
Sedan K	.87

This amendment shall become effective on June 11, 1946.

Issued this 11th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R Doc. 46-9917; Filed, June 11, 1946; 4:30 p. m.]

[MPR 120, Amdt. 22 Order 1548]

ELLIOT COAL MINING CO. ET AL.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and in accordance with § 1340.212 (c) of Maximum Price Regulation No. 120, *It is ordered:*

Order No. 1548 under Maximum Price Regulation No. 120 is hereby amended in the following respects:

Paragraph (a) is amended by adding thereto the following in the manner indicated:

Producer and address	Mine names	Mine index No.	Locality and name of preparation plant through which the coals are prepared.
Comfort Run Coal Co., Osceola Mills, Pa.	Comfort Run No. 8 Comfort Run No. 9	5728 5729	Cammas No. 1 preparation plant at Heverley, Pa., on the Penn RR.

This Amendment No. 22 to Order 1548 under Maximum Price Regulation No. 120 shall become effective June 12, 1946.

Issued this 11th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9885; Filed, June 11, 1946; 11:30 a. m.]

[MPR 599, Order 22]

GENERAL MOTORS CORP.

APPROVAL OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 11a of Maximum Price Regulation No. 599, *It is ordered:*

(a) This order establishes ceiling prices for sales of automobile radios sold by the Chevrolet Motor Division of General Motors Corporation which are designed to be installed in motor cars of its manufacture.

(b) The ceiling prices for sales by the Chevrolet Motor Division of General Motors Corporation and its dealers of the radios listed below, are the prices set forth opposite each radio for sales to each class of purchaser under the terms and conditions of sale specified.

Article	Model No.	Ceiling prices for sales to—	
		Dealers	Consumers
Radio	985793	$33.21	$51.85

These ceiling prices are subject to the terms and conditions of sale including provision for transportation charges to which ceiling prices of extra or optional equipment or accessories sold by the Chevrolet Motor Division of General Motors Corporation, are subject under the provisions of Maximum Price Regulation 594 and 453 and orders thereunder. If these regulations or orders do not expressly cover a particular type of sale, these ceiling prices are subject to the seller's customary terms, discounts, allowances and other price differentials for such a sale. These ceiling prices apply only to sales of these radios on an uninstalled basis and do not include the prices of any antenna.

(c) The ceiling prices fixed by this order are exclusive of Federal excise taxes. In addition to these ceiling prices each seller may collect the amount of the Federal excise taxes. State and local taxes may also be collected.

(d) Sellers of the radios covered by this order are not required to comply with the tagging requirements of Maximum Price Regulation No. 599, but at the time of or prior to the first invoice to a purchaser for resale of such radio the Chevrolet Motor Division of General Motors Corporation shall notify the purchaser of the ceiling prices, terms and conditions of sale established by this order.

(e) *Description.* (1) Radio, Model No. 985793 is a 6 tube, 1 band, battery power radio with a 6" x 9" electro-magnetic speaker, steel case, 9⅛ x 9$^{27}/_{32}$ x 7⅝, designed for installation in automobiles manufactured by the Chevrolet Motor Division of the General Motors Corporation.

This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 11th day of June 1946.

Issued this 11th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9918; Filed, June 11, 1946; 4:30 p. m.]

[MPR 591, Order 590]

MILWAUKEE FILTER & SOFTENER CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum prices for sales by any person to consumers of the following water softeners manufactured by Milwaukee Filter and Softener Company of Milwaukee, Wisconsin, and described in its nine applications dated April 4, 1946, shall be:

Model SBS-120 double unit water softener with solo valve, 20,000 grains capacity	$136.75
Model SBS-130 double unit water softener with solo valve, 30,000 grains capacity	151.00
Model SBS-140 double unit water softener with solo valve, 40,000 grains capacity	171.75
Model SB-120 double unit water with conventional valve arrangement, 20,000 grains capacity	100.75

Model SB–130 double unit water softener with conventional valve arrangement, 30,000 grains capacity	$115.00
Model SB–140 double unit water softener with conventional valve arrangement, 40,000 grains capacity	132.00
Model S–120 single unit water softener with conventional valve arrangement, 20,000 grains capacity	79.25
Model S–130 single unit water softener with conventional valve arrangement, 30,000 grains capacity	91.50
Model S–140 single unit water softener with conventional valve arrangement, 40,000 grains capacity	114.00

(b) The maximum net prices, f. o. b. point of shipment, for sales by any person shall be the maximum prices specified in (a) above less the following discounts:

1. On sales to a dealer, a discount of 25 percent.

2. On sales to a jobber, successive discounts of 25 and 25 percent.

(c) The maximum prices established by this order are subject to such further cash discounts, transportation allowances and price differentials at least as favorable as those which each seller extended or rendered or would have extended or rendered during March 1942 on sales of commodities in the same general category.

(d) The maximum prices on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(e) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers except dealers upon resale.

(f) Milwaukee Filter and Softener Company shall attach to each water softener covered by this order a tag containing the following:

OPA Maximum Retail Price—
Not Installed $------

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 12, 1946.

Issued this 11th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–9892; Filed, June 11, 1946; 11:32 a. m.]

[MPR 188, Order 5032]

PARAMOUNT LEATHER GOODS

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.157 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Paramount Leather Goods, 779 Towne Avenue, Los Angeles 21, California.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
Table lamp mahogany and slunk or unborn calf base and copper shade	701	*Each* $17.42	*Each* $20.49	*Each* $36.90
Table lamp mahogany and slunk or unborn calf base and parchment or rawhide shade	701A	18.84	22.17	39.90
Table lamp mahogany and slunk or unborn calf base and copper shade	703	18.80	22.12	39.80
Table lamp mahogany and slunk or unborn calf base with flower container and copper shade	702	18.74	22.05	39.70

These maximum prices are for the articles described in the manufacturer's application dated May 9, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumer they are f. o. b. factory, 2 percent 10 days, net 30. The maximum price to consumers is net delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number, ceiling price inserted and manufacturer's or brand name inserted in the blank spaces.

OPA Retail Ceiling Price Tag
The manufacturer's name or brand name
Model No. ------
OPA Retail Ceiling Price ------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobber's maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of Supplementary Regulation 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 12th day of June 1946.

Issued this 11th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–9889; Filed, June 11, 1946; 11:31 a. m.]

[MPR 591, Order 591]

WESTERN WATER SOFTENER CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum prices for sales by any person to consumers of the following water softeners manufactured by Western Water Softener Company of Downey, California, and described in its application dated April 23, 1946, shall be:

Single tank water softener with conventional valve arrangement:	
Model W2—25,000 grains capacity	$149.00
Model W3—37,500 grains capacity	186.00
Model W4—50,000 grains capacity	218.00
Model W6—75,000 grains capacity	314.00
Double tank water softener with solo valve:	
Model WSC2—25,000 grains capacity	210.00
Model WSC3—37,500 grains capacity	240.00
Model WSC4—50,000 grains capacity	285.00
Model WSC6—75,000 grains capacity	425.00

(b) The maximum net prices, f. o. b. point of shipment, for sales by any person shall be the maximum prices specified in (a) above less the following discounts:

1. On sales to a dealer, a discount of 40 percent.

2. On sales to a jobber, successive discounts of 40 and 20 percent.

(c) The maximum prices established by this order are subject to such further cash discounts, transportation allowances and price differentials at least as favorable as those which each seller extended or rendered or would have extended or rendered during March 1942 on sales of commodities in the same general category.

(d) The maximum prices on an installed basis of the commodities covered by this order are subject to such further cash discounts, transportation allowances and price differentials at least as favorable as those which each seller extended or rendered or would have extended or rendered during March 1942 on sales of commodities in the same general category.

(e) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers, except dealers, upon resale.

(f) Western Water Softener Company shall attach to each water softener covered by this order a tag containing the following:

OPA Maximum Retail Price, not Installed
$----------

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 12, 1946.

Issued this 11th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–9893; Filed, June 11, 1946; 11:32 a. m.]

[MPR 591, Order 592]

R C B MFG. CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum prices for sales by any person to plumbing and heating contractors, installers and commercial and industrial users, of the following mixing valves manufactured by The R C B Manufacturing Company of Pasadena, California, and described in its two applications dated March 11, 1946, shall be:

Model MV 100—mixing valve, brass and stainless steel plated, with integral shut off valve	$12.00
Models M 100, M 101, M 102—mixing valves, brass plated	6.00

(b) The maximum net prices f. o. b. point of shipment, for sales by any person to jobbers shall be the maximum prices determined in (a) above less successive discounts of 20% and 5%.

(c) The maximum prices established by this order are subject to such further cash discounts and transportation allowances and price differentials at least as favorable as those which each seller extended or rendered or would have extended or rendered during March 1942 on sales of commodities in the same general category.

(d) The maximum prices on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(e) Each seller covered by this order, except retailer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale.

(f) The maximum prices approved under this order include all price increases authorized by section 2.6 of Order 48 under Maximum Price Regulation No. 591 to date and may not be further increased pursuant to the provisions of that order as are now in effect as of the date of this order.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 12, 1946.

Issued this 11th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–9894; Filed, June 11, 1946; 11:32 a. m.]

[MPR 591, Order 593]

SEIDELHUBER IRON & BRONZE WORKS

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum prices, excluding Federal excise tax, for sales by any person to consumers of the following electric water heaters manufactured by Seidelhuber Iron and Bronze Works of Seattle, Washington, and described in its application dated March 15, 1946, shall be:

Model 68SG—68 gallon electric water heater, double element, 3/16" steel tank, galvanized and insulated with fibre glass, aluminum shell	$166.66

(b) The maximum net prices, f. o. b. point of shipment, excluding Federal excise tax, for sales by any person, shall be the maximum prices specified in (a) above less the following discounts:

1. On sales to a dealer in quantities less than five water heaters, a discount of 33⅓ percent.

2. On sales to a dealer in quantities of five or more water heaters, a discount of 40 percent.

3. On sales to a jobber, a discount of 50 percent.

(c) The maximum prices established by this order shall be subject to such further cash discounts, transportation allowances and price differentials at least as favorable as those which each seller extended or rendered or would have extended or rendered during March 1942 on sales of commodities in the same general category.

(d) The maximum prices on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(e) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers, except dealers, upon resale.

(f) Seidelhuber Iron and Bronze Works shall attach to each water heater covered by this order a tag containing the following:

OPA Maximum Retail Price, not installed including actual Federal excise tax paid at source $------.
(Do Not Detach)

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 12, 1946.

Issued this 11th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–9895; Filed, June 11, 1946; 11:32 a. m.]

[MPR 591, Order 594]

ATLANTIC BRASS WORKS, INC.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum price for sales by any person to plumbing and heating contractors, installers and commercial and industrial users of the following swing spout sink faucet manufactured by Atlantic Brass Works, Inc. of Chicago, Illinois, and described in its application dated January 22, 1946, shall be:

9" Swing Spout Sink Faucet, concealed hose and spray, deck mounted, chrome plated	$8.25

(b) The maximum net price, f. o. b. point of shipment, for sales by any person to dealers shall be the maximum price specified in (a) above less successive discounts of 20 and 5 percent.

(c) The maximum prices established by this order are subject to such further cash discounts, transportation allowances and price differentials at least as favorable as those which each seller extended or rendered or would have extended or rendered during March 1942 on sales of commodities in the same general category.

(d) The maximum prices on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(e) Each seller covered by this order, except a retailer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale.

(f) The maximum prices approved under this order include all price increases authorized by section 2.6 of Order 48 under Maximum Price Regulation No. 591 to date and may not be further increased pursuant to the provisions of that order as are now in effect as of the date of this order.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 12, 1946.

Issued this 11th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–9886; Filed, June 11, 1946; 11:33 a. m.]

[Rev. SO 119, Order 248]

IMPERIAL BRASS MFG. CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 248 Under Revised Supplementary Order No. 119. Dockets Nos. 6123–SO 119–142 and 6123–SO 119–127. Adjustment of maximum price for sale of flush valves manufactured by the Imperial Brass Manufacturing Company of Chicago, Ill.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 13 of Revised Supplementary Order No. 119, it is ordered:

(a) *Maximum prices for the Imperial Brass Manufacturing Co., Chicago, Ill.*

(1) The above manufacturer may determine his maximum prices for his line of flush valves by increasing by 24 percent his prices on these items in effect on October 1, 1941 to each class of purchaser.

(2) Since the provisions of this order are not intended to reduce properly established maximum prices, the manufacturer may continue to use as his maximum prices to each class of purchaser his properly established prices in effect under Maximum Price Regulation No. 591 in the event that such prices exceed the prices in effect to each class of purchaser on October 1, 1941 plus the increase provided for in (1) above

(3) The maximum prices set forth above shall be subject to discounts and allowances including transportation allowances and price differentials which are at least as favorable as those the manufacturer extended or rendered or would have extended or rendered to each class of purchaser on commodities in the same general category during March, 1942.

(h) *Resellers' maximum prices.* All resellers of the commodities covered by this order (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their presently established maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted the manufacturer by this order.

(c) *Notification of all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment granted by this order is put into effect:

Order No. 248 under Supplementary (Revised) Order No. 119 authorizes a 24 percent increase in October 1, 1941, prices net for sales of Flash Valves manufactured by this company.

Resellers (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their existing maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted by Order No. 248.

(d) All prayers for relief not granted herein are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective June 12, 1946.

Issued this 11th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9899; Filed, June 11, 1946; 11:33 a. m.]

[MPR 188, Amdt. 1 to Order 4029]

FORREST MFG. CO.

AUTHORIZATION OF MAXIMUM PRICES

Correction

In Federal Register Document 46-8048, appearing at page 5325 of the issue of Wednesday, May 15, 1946, the bracketed designation headnote should read as set forth above.

[SO 108, Special Order 16]

MEN'S AND BOYS' TAILORED CLOTHING

ADJUSTMENT OF SURCHARGES FOR MANUFACTURERS

An opinion accompanying this Special Order No. 16 under section 17 of Supplementary Order 108 has been issued simultaneously herewith and filed with the Division of the Federal Register.

SECTION 1. *Who is affected by this order.* This order applies to all manufacturers of men's and boys' tailored clothing who made deliveries of items at any time since January 1, 1943 at selling prices established under Maximum Price Regulation 177 and who are now making deliveries of items at selling prices established under Maximum Price Regulation 607 and who have a net surcharge on June 30, 1946.

SEC. 2. *Purpose of this order.* This order permits manufacturers of men's and boys' tailored clothing to recalculate the amount of their net surcharges existing on June 30, 1946 in the manner set forth in section 3.

SEC. 3. *How to recalculate a net surcharge.* If you have a net surcharge on June 30, 1946, you may deduct from that net surcharge an amount calculated as follows:

Step 1. Find the amount of your net surcharge existing on June 30, 1946.

Step 2. For each category separately, find all units which you delivered up to the close of business on June 30, 1946 at selling prices established under MPR 607.

Step 3. For each category separately, find the total net dollar amount charged for all units found in Step 2.

Step 4. For each category separately, determine the net ceiling price under MPR 177 for each unit found in Step 2.

Step 5. For each category separately, add together all of the net ceiling prices found under Step 4.

Step 6. Find the difference in each category between the amount found in Step 3 and the amount found in Step 5.

Step 7. Add together the amounts found in Step 6 for all categories in which the amount found in Step 5 was greater than the amount found in Step 3.

Step 8. Add together the amounts found in Step 6 for all categories in which the amount found in Step 3 was greater than the amount found in Step 5.

Step 9. If the amount found in Step 8 is greater than the amount found in Step 7, find the difference between the two. This is the amount you may deduct from your net surcharge existing on June 30, 1946.

SEC. 4. *Filing a report of the recalculation.* If you have recalculated a net surcharge as described in section 3 above, you must file with your OPA district office, on or before July 20, 1946, two signed copies of a statement showing all the calculations found in steps 1 through 9.

This special order shall become effective June 12, 1946.

NOTE: All reporting and record-keeping requirements of this special order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 12th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9968; Filed, June 12, 1946; 11:53 a. m.]

[MPR 64, Order 295]

EARLY FOUNDRY CO.

APPROVAL OF MAXIMUM PRICES

Correction

In the table in paragraph (b) of Federal Register Document 46-8046, appearing on page 5325 of the issue for Wednesday, May 15, 1946, the price for "Oil tank and sump" should read: "11.50".

Regional and District Office Orders.

[Region I Supp. Order 21 Under RMPR 122]

AMBRICOAL IN BOSTON REGION

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region I of the Office of Price Administration by §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122 and the Emergency Price Control Act of 1942, as amended; *It is hereby ordered,* That:

(a) Dealers making sales of ambricoal subject to the Region I orders under Revised Maximum Price Regulation No. 122 listed in paragraph (b) of this order, may increase the specific maximum prices therefor which are set forth in said orders by the following amounts:

Per net ton	25 cents.
Per ½ ton and ¼ ton.	Amounts arrived at by application of formulas originally used in the order for half- and quarter-ton prices to the new increased net-ton prices.
Units smaller than ¼ ton.	No increase.

(b) *Orders affected.* The provisions of paragraph (a) above shall apply to Region I orders under Revised Maximum Price Regulation No. 122, as follows:

Order No.:	Area
G-11	Lawrence, Mass.
G-12	Haverhill, Mass.
G-13	Lynn-Salem, Mass.
G-14	Lowell, Mass.
G-15	Manchester, N. H.
G-16	Brockton, Mass.
G-17	Taunton, Mass.
G-19	Concord, N. H.
G-21	Nashua, N. H.
G-22	Worcester, Mass.
G-23	Stoughton, Mass.
G-25	Portland, Maine.
G-26	Portsmouth-Kittery, N. H.
G-28	Bangor, Maine.
G-29	Lewiston-Auburn, Maine.
G-30	Augusta, Maine.
G-31	Brunswick, Maine.
G-32	Rockland, Maine.
G-33	Biddeford-Saco, Maine.
G-34	Bath, Maine.
G-36	Dover-Exeter, N. H.
G-39	Providence, R. I.
G-45	White River Junction, Vt.
G-46	Hartford, Conn.
G-48	Brattleboro-Keene, Vt.
G-56	Montpelier, Vt.
G-57	Norwich, Conn.
G-63	Woonsocket, R. I.
G-64	New Bedford, Mass.
G-65	Attleboro, Mass.
G-66	Fitchburg, Mass.
G-67	Gardner, Mass.
G-68	Fall River, Mass.
G-69	Southbridge, Mass.

Subparagraphs of paragraph (o) of G-70:

Appendix 1	Plymouth, N. H.
Appendix 2	Greenfield, Mass.
Appendix 3	Pittsfield, Mass.
Appendix 4	Springfield, Mass.
Appendix 5	Holyoke, Mass.
Appendix 8	Amherst, Mass.
Appendix 9	Metropolitan Boston.

This Supplementary Order No. 21 shall become effective as of May 6, 1946.

Issued this 14th day of May 1946.

H. RUSSELL CORT,
Acting Regional Administrator.

[F. R. Doc. 46-9827; Filed, June 10, 1946; 1:03 p. m.]

[Region I Order G-57 Under RMPR 122, Revocation]

SOLID FUELS IN NORWICH, CONN., AREA

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region I of the Office of Price Administration by §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122 and the Emergency Price Control Act of 1942, as amended; *It is hereby ordered:* That Region I Order No. G-57 under Revised Maximum Price Regulation No. 122 (Specified Solid Fuels—Norwich, Connecticut, Area) be, and it hereby is, revoked.

This order shall become effective May 24, 1946.

Issued this 15th day of May 1946.

H. RUSSELL CORT,
Acting Regional Administrator.

[F. R. Doc. 46-9826; Filed, June 10, 1946; 1:03 p. m.]

[Region I Rev. Order G-70 Under RMPR 122]

SOLID FUELS IN BOSTON REGION

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region I of the Office of Price Administration by §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122 and the Emergency Price Control Act of 1942, as amended, Region I Order No. G-70 is hereby amended to read as follows:

(a) *What this order does.* This is a revision of Region I Order No. G-70, which established specific maximum prices for certain solid fuels when sold in specified areas in Region I. The body of the order contains the general provisions which are applicable to all solid fuels in all of the areas covered by this order. The special provisions and specific prices applicable in particular areas are set forth in appendices, separately numbered, each of which has appeared as an amendment to the original order or will appear as an amendment to this revised order.

All appendices heretofore issued under Order No. G-70 (and effective thereunder on the effective date of this revised order) shall become appendices hereof and shall retain their present numbering: *Provided, further,* That the provisions, schedules and terms contained in any such appendix, as modified or affected by any Region I supplementary order which is outstanding and applicable thereto on the effective date of this revised order, shall continue in full force and effect as so modified in such appendix under this revised order until such appendix is revised by an amendment issued to this revised order, or until the provisions of any region I supplementary order, otherwise applicable thereto, have been revoked in respect to such appendix. If any special provision in an appendix is contrary to or inconsistent with any of the general provisions, the special provision shall be controlling in the area covered by that appendix. Any solid fuel for which specific prices are not provided will continue to be priced under the provisions of Revised Maximum Price Regulation No. 122.

Nothing contained in this order shall be so construed as to permit noncompliance with any statutes of the State or States within which any area covered by this order is located, or any rules or regulations promulgated under any such statutes, concerning sales or deliveries of solid fuels.

(b) *What this order prohibits.* Regardless of any contract or other obligation, no person shall:

(1) Sell, or in the course of trade or business, buy any solid fuel for which a specific price is established by this order at a price higher than the specific maximum price (but lower prices may be charged, paid or offered); or

(2) Obtain a higher than maximum price, directly or indirectly, by:

(a) Granting less than the discounts, allowances or price differentials which are specifically required;

(b) Charging for a service unless it is expressly requested by the buyer, charging more for a service than the amount authorized by this order, or charging for any service for which a charge is not specifically authorized by this order;

(c) Using any tying agreement or making any requirement that anything other than the fuel requested by the buyer be purchased by him, except that a dealer may comply with the requirements or standards with respect to deliveries which have been or may be issued by any agency of the United States government; or

(d) Using any other device by which a higher than maximum price is obtained.

(c) *Transportation tax.* Any dealer subject to this order may collect, in addition to the specified maximum prices established herein, provided he states it separately, the amount of the transportation tax imposed by section 620 of the Revenue Act of 1942 actually paid or incurred by him, or an amount equal to the amount of such tax paid by any of his prior suppliers and separately stated and collected from the dealer by his supplier; *Provided, however,* That no part of that tax may be collected in addition to the maximum price on sales of lesser quantities than one-quarter ton or any sales of any quantity of bagged fuel; and *Provided further,* That the dealer need not state separately from his selling price the amount of said tax on a sale to the United States or any agency thereof, any State government, or any political subdivision thereof.

(d) *Addition of increases in supplier's prices prohibited.* The maximum prices established by this order may not be increased by a dealer to reflect increases in purchase costs or in suppliers' maximum prices occurring after the effective date hereof, and need not be decreased to reflect decreases in such costs or maximum prices. Increases or decreases in the maximum prices established by this order to reflect such increases or decreases are within the discretion of the Regional Administrator.

(e) *Conditions upon sale of Pennsylvania Anthracites (and other solid fuels*—(1) *Quality standards and applicability of prices for Pennsylvania anthracite.* All anthracite sold subject to this order shall conform to OPA quality standards, except to the extent that any anthracite which fails to conform thereto is sold pursuant to the provisions of this subparagraph.

(a) The specific maximum prices set forth in this order (or in any appendix hereto) for broken, egg, stove, chestnut, pea, buckwheat and rice sizes of Pennsylvania Anthracite may be charged only for Pennsylvania Anthracite of those sizes the ash content of which does not exceed that specified in § 1340.200 (a) (6) of Maximum Price Regulation No. 112 for the particular size.

(b) Maximum prices for Pennsylvania Anthracite received by a dealer which has been identified by his supplier prior to its resale as anthracite with an ash content in excess of OPA quality standards shall be the maximum prices established under this area order, less the following amounts:

	Per net ton [1]
Broken, egg, stove and chestnut	$1.00
Pea	.80
Buckwheat No. 1	.60
Rice (buckwheat No. 2)	.50

[1] For sales of fractions of a net ton, the reduction shall be proportionate.

(c) Such anthracite shall be kept separate in storage and delivery from all other anthracite. Every dealer selling such anthracite must, in addition to the information required by the terms of any other invoicing requirement, place the following legend on the invoice, sales slip, or receipt:

Price reduced because of high ash content.

(2) *Higher priced anthracites.* A dealer selling anthracites under this order for which different maximum prices are established hereunder, shall segregate each such anthracite from other anthracite, except to the extent that any such anthracite is sold pursuant to the provisions of this subparagraph.

The specific dollars-and-cents prices set forth in any appendix to this Revised Order No. G-70 for any higher priced anthracite (i. e., for any anthracite other than Group I) may be charged only if the following conditions are observed:

(a) The particular coal is not mixed with any other coal, either in storage or delivery; *Provided, however,* That if a purchaser requests a delivery of a mix-

ture of two or more coals, the dealer may comply with such requests if the quantity of each is separately weighed, the price charged does not exceed the weighted average of the maximum prices for the individual coals, and the invoice or similar document delivered to the purchaser clearly states the quantity of each coal in the mixture, identified by the terms used herein; *And provided further*, That two or more coals may be mixed and sold at the price provided for that one which carries the lowest price, in which case the name used may be that of any coal in the mixture to which the lowest price would apply;

(b) An invoice or similar document is delivered to the purchaser which describes the coals by the names used in this order;

(c) The records kept by the dealer, pursuant to the record-keeping clause of this order, clearly identify the higher priced coals by the names used in this order, and are complete and accurate as to any mixtures permitted by subparagraph (a) above and as to the composition thereof and name or names used therefor; and

(d) The dealer preserves and keeps available for examination by the Office of Price Administration, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect, all invoices and other records of his purchases of higher priced coals.

(3) The maximum prices set forth in any price schedule established under this order for sales of solid fuels to consumers (whether for delivered sales, yard sales, or sales f. o. b. transportation facilities, at seller's yard, dock or other terminal facilities) are applicable, unless otherwise specified, only to sales of solid fuels to consumers in less than railroad carlots. In connection with every sale under this order to a consumer of any solid fuel sold in not less than railroad carlots, the maximum price set forth in the applicable price schedule for the particular solid fuel shall, unless said price is specifically applicable to consumer sales in quantities of railroad carlots or greater, be reduced ten cents per net ton.

(f) *Geographical applicability.* Specific maximum prices which are established by an appendix to this order for "yard sales," sales f. o. b. transportation facilities at a dealer's yard, dock or other terminal facility, or sales at retail stores and other fixed locations shall apply to all such sales at points located in the area covered by the particular appendix, regardless of the ultimate destination of the fuel. Specific maximum prices for sales on a delivered basis shall apply to all such sales to purchasers who receive delivery within the area covered by the appendix, regardless of whether the dealer is located within that area.

(g) *Adjustable pricing.* Any person may agree to sell at whatever maximum price is in effect at the time of delivery; but no person may deliver or agree to deliver at prices to be adjusted upward in accordance with action taken by the Office of Price Administration after delivery.

(h) *Applicability of other regulations.* (1) To the extent applicable, the provisions of this order supersede Revised Maximum Price Regulation No. 122, and dealers whose prices are established by this order are not required to file reports under § 1340.262 (c) thereof for those solid fuels for which specific maximum prices are established. However, Revised Maximum Price Regulation No. 122, as amended, shall continue to apply in all cases where specific maximum prices are not established by this or some other order, and as to all transactions prior to the date upon which specific maximum prices become effective, and all dealers shall continue to observe the requirements of § 1340.262 (a) concerning preservation of base period records.

(2) The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this order. A seller's license may be suspended for violation of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

(i) *Enforcement.* (1) Persons violating any provision of this order are subject to the criminal penalties, civil and enforcement actions, and suits for treble damages provided for by the Emergency Price Control Act of 1942, as amended.

(2) Persons who have any evidence of any violation of this order are urged to communicate with the District Office of the Office of Price Administration having jurisdiction over the area in which the violation occurred.

(j) *Posting of maximum prices; sales slips and receipts.* (1) Every dealer subject to this order shall post all of the maximum prices established hereby which apply to the types of sales made by him in his place of business in a manner plainly visible to and understandable by the purchasing public and shall keep a copy of this order available for examination by any person during ordinary business hours. In the case of a dealer who sells directly to consumers from a truck or wagon, the posting shall be done on the truck or wagon. All postings shall include the relevant terms of sale.

(2) Every dealer selling fuel for sales of which a maximum price is set by this order shall give to each purchaser an invoice or similar document showing:

(a) The date of the sale or delivery, the name and address of the dealer and of the buyer, the kind, size and quantity of the solid fuel sold, the price charged, and the terms of sale; and

(b) Separately stating any special services rendered and other charges made and the amount charged therefor.

This paragraph shall not apply to sales of quantities of less than one-quarter ton unless the dealer customarily gave such a statement of such sales, but in the case of bagged fuel, the invoice shall be given on all sales to dealers and retail stores, and it shall show both the price per bag and the total charge.

(3) In the case of all other sales, every dealer shall comply with the invoice requirements contained in § 1340.263 (b) of Revised Maximum Price Regulation No. 122, as amended.

(k) *Records.* Every person making a sale of solid fuel for which a maximum price is set by this order shall keep a record thereof, showing the date, the name and address of the buyer (if known), the per-net-ton price charged and the solid fuel sold. The solid fuel shall be identified in the manner in which it is described in this order. The record shall also separately state each service rendered and the charge made for it.

(l) *Definitions.* When used in this revised order, except where otherwise provided in an appendix hereto, the following terms shall have the following meanings. These definitions include only those terms which are used generally in this order and in a number of appendices. When necessary, other terms which are used in a particular appendix are specifically defined therein.

(1) "Person" includes an individual, corporation, partnership, association, or any other organized group of persons, or legal successor or representative of any of the foregoing, and includes the United States or any agency thereof, or any other government, or any of its political subdivisions, or any agency of any of the foregoing.

(2) "Dealer" means any person selling solid fuel except producers or distributors making sales at or from a mine, a preparation plant operated as an adjunct of any mine, a coke oven, or a briquette plant.

(3) "Sell" includes sell, supply, dispose, barter, exchange, lease, transfer, and deliver, and contracts and offers to do any of the foregoing. The terms "sale," "selling," "sold," "seller," "buy," "purchase," and "purchaser," shall be construed accordingly.

(4) "Direct delivery" means dumping or chuting the fuel from the seller's truck or wagon directly into the buyer's bin or storage space, but, if that is physically impossible, the term means discharging the fuel directly from the seller's truck at the point where this can be done which is nearest and most accessible to the buyer's bin or storage space.

(5) "Carry" and "wheel" refer to the movement of fuel to buyer's bin or storage space by wheelbarrow, barrel, bag, sack or otherwise from the dealer's truck or wagon, or from the point of discharge therefrom, to buyer's bin or storage space.

(6) "Yard sales" shall mean deliveries made by the dealer in his customary manner at his yard.

(7) "Unequipped dealer" means a seller who is engaged in the business of purchasing solid fuels for resale, and delivers the solid fuel resold by him to consumers from his supplier's place of business, without storing the same except in a truck or wagon, and who has no facilities customarily used for storing solid fuel other than a truck or wagon.

(8) "Anthracite" (or "Pennsylvania anthracite") means all coal produced in the Lehigh, Schuylkill and Wyoming regions in the Commonwealth of Pennsylvania.

(a) "Standard anthracite" shall mean anthracite which, prior to December 1, 1945, was priced at the mine under § 1340.200 (a) (1) of Maximum Price Regulation No. 112 (and, in the case of Area Orders, coal subject to schedules of prices headed, "Pennsylvania anthracite").

(b) Group I anthracite consists of anthracite of the following-named producers:

Glen Alden Coal Co.
Lehigh Valley Coal Co.
Lehigh Navigation Coal Co.
Jeddo Highland Coal Co.
Pennsylvania Coal Co.
Philadelphia and Reading Coal & Iron Co.
Susquehanna Collieries Co.
Stevens Coal Co.
Hudson Coal Co.

(c) Group II anthracite consists of anthracite of all other producers not within Group I.

(d) Anthracite specifically designated by name in this order, including "Premium anthracite," shall mean the following anthracites:

(i) "Jeddo Highland" means that Pennsylvania anthracite which is prepared at Jeddo #7 breaker and Highland #5 breaker of the Jeddo Highland Coal Company, Jeddo, Pennsylvania, and marketed by said company under the trade names, "Jeddo Coal," "Highland Coal," or "Hazle Brook Coal."

(ii) "Franklin" means that Anthracite which is prepared at the Williamstown breaker of the Franklin-Lykens Coal Company, Ashland, Pennsylvania, and marketed under the trade name, "The Only Genuine Franklin Coal of Lykens Valley."

(iii) "Greenwood" means that Anthracite which is produced by Lehigh Navigation Coal Company, Philadelphia, Pennsylvania, and marketed under the trade name, "Old Company's Lehigh-Greenwood Premium Anthracite."

(iv) "Delano" means that Anthracite produced by Delano Anthracite Collieries Company and prepared at its Delano and Park Breakers, located at Delano, Schuylkill County, Pennsylvania.

(v) "Liggetts Creek" means that Anthracite produced and prepared by Penn Anthracite Collieries Company, Scranton, Pennsylvania, which is taken from mines operated by that company in Lackawanna, County, Pennsylvania. This should not be confused with William Penn Colliery Company Anthracite.

(vi) "Orange Disc" means that Anthracite produced and prepared by the Payne Coal Company, Wilkes-Barre, Luzerne County, Pennsylvania, at its Exeter Colliery, and marketed under the trade name, "Orange Disc Anthracite."

(e) "Broken," "egg," "stove," etc., sizes of Pennsylvania Anthracite refer, except in the case of deliveries in the State of Rhode Island, and except in the case of deliveries in the Commonwealth of Massachusetts, of broken, egg, stove, chestnut and pea sizes, to the sizes of such coal prepared at the mines in accordance with standard sizing specifications adopted by the Anthracite Emergency Committee, effective December 15, 1941.

In the case of deliveries in the State of Rhode Island, said size designations refer to the legal standard sizes for United States anthracite offered for sale in the State of Rhode Island, effective January 9, 1940, as established by the Director of Labor pursuant to Chapter 367 of the Rhode Island General Laws, 1938, as amended by Chapter 733 of the Rhode Island Public Laws of 1939.

In the case of deliveries of broken, egg, stove, chestnut, and pea sizes in the Commonwealth of Massachusetts, the reference is to the legal standard sizes for anthracite offered for sale in the Commonwealth of Massachusetts, effective December 1, 1941, as established by the Director of Standards of the Division of Standards of the Department of Labor and Industries of the Commonwealth of Massachusetts pursuant to General Laws (Ter. Ed.) Chapter 94, Section 239A (Chapter 382, Acts of 1926).

(9) "New England coke" means that coke which is produced by New England Coke Company, or its affiliated producing company, at its plant in Everett, Massachusetts.

(10) "Koppers coke" means the by-product coke produced by the Koppers Coke Company at its plant in New Haven, Connecticut.

(11) "Providence coke" means the retort gas coke produced by the Providence Gas Company, Providence, Rhode Island.

(12) "Ambricoal" means anthracite briquettes manufactured by American Briquet Company at its plant at Lykens, Pennsylvania, and marketed under that trade name.

(13) "Chain store" means a retail outlet which is a unit of four or more retail outlets under one ownership.

(14) "Independent outlet" means a retail outlet which is not a unit of four or more retail outlets under one ownership.

(15) "Truck" includes a wagon or other vehicle used for the transportation of solid fuels.

(16) "Bituminous Coal Division" means the Bituminous Coal Division of the United States Department of the Interior as it existed under the Bituminous Coal Act of 1937, as amended, and all reference to terms defined by the Bituminous Coal Division (such as "Price Classifications") are to the definitions thereof which were in effect (or established) as of midnight August 23, 1943. All references to Producing Districts are to the geographical coal producing districts as defined in the Bituminous Coal Act of 1937, as amended, as they were in effect (or established) as of midnight August 23, 1943.

Except as otherwise provided herein or as the context may otherwise require, the definitions set forth in §§ 1340.198 and 1340.200 (a) of Maximum Price Regulation No. 112 and in § 1340.208 of Maximum Price Regulation No. 120 (as well as in orders, including letter orders, issued under said regulations) together with the definitions set forth in §§ 1340.255 and 1340.266 of Revised Maximum Price Regulation No. 122, shall apply to terms used herein.

(m) *Petitions for amendment.* Any person seeking an amendment of any provision of this order, including any provision of any appendix to this order, may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1, except that the petition shall be filed in the Boston Regional Office of the Office of Price Administration. No appeal from a denial in whole or in part of such petition by the Regional Administrator may be made to the Price Administrator.

(n) *Power to amend, revoke or correct.* This order, or any provision thereof, including all or any portion of any appendix hereto, may be revoked, amended or corrected at any time.

(o) *Appendices establishing specific maximum prices.*

This Revised Order No. G–70 shall become effective May 15, 1946.

Issued this 6th day of May 1946.

ELDON C. SHOUP,
Regional Administrator.

[F. R. Doc. 46–9825; Filed, June 10, 1946; 1:02 p. m.]

[Region I Rev. Order G–70 Under RMPR 122, Amdt. 1]

SOLID FUELS IN BOSTON REGION

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region I of the Office of Price Administration by §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122 and the Emergency Price Control Act of 1942, as amended, subparagraph (22) containing Appendix 22 (Specified solid fuels, Norwich, Connecticut) is hereby added to paragraph (o) of Region I Revised Order No. G–70 under Revised Maximum Price Regulation No. 122, to read as follows:

(o) *Appendices establishing specific maximum prices.*

APPENDIX 22—SPECIFIED SOLID FUELS, NORWICH, CONNECTICUT, AREA

(a) *Maximum prices established by this Appendix 22.* This Appendix 22 establishes specific maximum prices for sales of Pennsylvania anthracite, Koppers coke and ambricoal in the Norwich, Connecticut, Area by dealers, and for specified services rendered by dealers in connection with the sale and handling of said solid fuels.

Price Schedule I contains prices for sales on a delivered basis.

Price Schedule II contains prices for yard sales to consumers.

Price Schedule III contains prices for yard sales to dealers.

The Norwich, Connecticut, Area includes the following cities and towns in the State of Connecticut:

Bozrah, Colchester, Griswold, Franklin, Lisbon, Marlboro, Norwich, Preston, Salem, Sprague, and Voluntown.

(b) *Price Schedule I: Sales on a delivered basis.* (1) Price Schedule I sets forth maximum prices for sales of specified kinds, sizes and quantities of solid fuels on a "direct delivery" basis at any point in the Norwich, Connecticut, Area.

Kind and size	Net ton	½ ton	¼ ton	100 lbs.
Group I anthracite:				
Broken, egg, stove and chestnut	$17.85	$9.45	$5.00	$1.00
Pea	16.15	8.60	4.55	.95
Buckwheat	13.10	7.05	3.80	.75
Rice	12.25	6.65	3.60	.70
Yard screenings	4.35			
Koppers coke:				
Egg, stove and chestnut	16.00	8.50	4.50	.90
Ambricoal	16.40	8.70	4.60	.90

Provided, however, That for deliveries to consumers whose bins or storage facilities are located in Marlboro, the sum of 50 cents per ton, or 25 cents per half ton, or 15 cents per quarter ton, may be added to the foregoing prices.

(2) *Quantity discount.* The foregoing per-net-ton prices shall be reduced by 50 cents per ton on sales to consumers whose annual purchases amount to 50 tons or more. A consumer's annual purchases determine his classification whether or not he purchased all of his requirements from a single dealer.

(3) *Maximum authorized service and deposit charges.* (a) The maximum prices per 100 pounds include carrying or wheeling to buyer's bin or storage space. If the buyer requests such service of him, the dealer may make the following charges for carrying or wheeling of quarter-ton and larger quantities to the buyer's bin or storage space:

	Net ton	½ ton	¼ ton
For any carry or wheeling from a "direct delivery" point, exclusive of charges for carries up flights of stairs	$0.50	$0.25	$0.15
For any carry up flights of stairs, per flight	.50	.25	.15

(b) If the buyer requests that fuel delivered in burlap bags furnished by the dealer be left in the bags, the maximum amount which may be required by the dealer as a deposit on or as predetermined liquidated damages for failure to return the bags, shall be 25 cents per bag.

(c) *Price Schedule II—Yard sales to consumers.* (1) Price Schedule II sets forth maximum prices for sales of specified kinds, sizes and quantities of solid fuels delivered at the yard of any dealer in the Norwich, Connecticut, Area to consumers.

Kind and size	Net ton	½ ton	¼ ton	100 lbs.
Groupe I anthracite:				
Broken, egg, stove, and chestnut	$16.85	$ 8.45	$ 4.20	$0.90
Pea	15.15	7.60	3.80	.85
Buckwheat	12.10	6.05	3.00	.65
Rice	11.25	5.65	2.80	.60
Yard screenings	3.35			
Koppers coke:				
Egg, stove and chestnut	15.00	7.50	3.75	.80
Ambricoal	15.40	7.70	3.85	.80

(2) *Quantity discount.* The provisions of subparagraph (2) of paragraph (b) shall apply to the foregoing prices for yard sales to consumers.

(3) *Maximum authorized bagging and deposit charges.* (a) The maximum prices per 100 pounds are for 100 pounds bagged, but do not include the bag. If the buyer requests such service of him, the dealer may make the following charges for bagging quarter-ton and larger quantities, exclusive of any deposit charges on bags furnished by the dealer.

	Cents
Per net ton	50
Per half ton	25
Per quarter ton	15

(b) The maximum amount which may be required by the dealer as a deposit on or as predetermined liquidated damages for failure to return burlap bags furnished by the dealer, shall be 25 cents per bag.

(d) *Terms of sale—sales to consumers.* If payment is made by the buyer within 10 days after receipt of the fuel or of the invoice (or similar document required to be given therefor), whichever occurs later, the maximum prices set forth in paragraphs (b) and (c), including those prices as reduced in accordance with subparagraphs (b) (2), (c) (2) shall, except in the case of Pennsylvania Anthracite yard screenings, be reduced by $1.00 per ton, or by 50 cents per half ton, or by 25 cents per quarter ton, which reductions are "cash discounts." No further discount is required for cash on delivery, and no "cash discount" is required on sales of Pennsylvania Anthracite yard screenings or on any sales of less than a quarter ton. If payment is not required or made at the time of delivery or of invoice or (except in the cases of yard screenings and less than quarter-ton lots) within 10 days thereafter, terms shall be net thirty days.

(e) *Price Schedule III; yard sales to dealers.* (1) Price Schedule III sets forth maximum prices for sales of specified kinds, sizes and quantities of solid fuels delivered at the yard of any dealer in the Norwich, Connecticut, Area to dealers in fuels who resell them.

Kind and Size	Net ton	½ ton	¼ ton
Group I anthracite:			
Broken, egg, stove, and chestnut	$14.75	$7.40	$3.70
Pea	13.05	6.55	3.30
Buckwheat	10.00	5.00	2.50
Rice	9.15	4.60	2.30
Yard screenings	3.25		
Koppers coke: Egg, stove, and chestnut	12.90	6.45	3.25
Ambricoal	13.30	6.65	3.35

(2) *Terms of sale.* Terms of sale may be net cash, but no additional charge shall be made for the extension of credit terms of net 30 days, or net 10 days E. O. M.

(3) *Maximum authorized bagging and deposit charges.* (a) If the buyer requests such service of him, the seller may make the following charges for bagging, exclusive of any deposit charges on bags furnished by the seller.

	Cents
Per net ton	50
Per half ton	25
Per quarter ton	15

(b) The maximum amount which may be required by the seller as a deposit on or as predetermined liquidated damages for failure to return burlap bags furnished by the seller, shall be 25 cents per bag.

(f) *Higher priced anthracites (i. e., other than Group I Anthracite)—(1) Per-net-ton prices.* To the per-net-ton prices for Group I coals; in each of the Price Schedules set forth above, increases may be added for the coals specified below, as follows:

Size	Additional cents per ton
Group II coals:	
Broken, egg, stove, chestnut and pea	$0.50
Buckwheat	.45
Rice	.30
Barley	.30
Jeddo Highland:	
Broken, egg, stove, chestnut, pea and buckwheat	.25
Rice	.15
Franklin Lykens:	
Broken, egg and stove	None
Chestnut	.20
Pea	.50
Buckwheat	.45
Rice	.20
Barley	.30
Greenwood: Egg, stove, nut and pea	.25
Delano:	
Broken, egg, stove, chestnut and pea	.60
Buckwheat	.55
Rice	.30
Barley	None
Liggetts Creek:	
Broken, egg, stove, chestnut and pea	.75
Buckwheat	.80
Rice	.55
Barley	.30
Orange Disc:	
Broken, egg, stove, chestnut and pea	.55
Buckwheat	.60
Rice	.55
Barley	.30

(2) *Fractional ton prices.* Under Price Schedule I: The half-ton price is one half of the per-net-ton price plus 50 cents. The quarter-ton price is one half of the half-ton price plus 25 cents.

Under Price Schedules II and III: The half-ton price is one half of the per-net-ton price. The quarter-ton price is one half of the half-ton price.

(3) *100-pound prices.*

For Franklin Lykens—same as Group I 100-pound price.

For Group II, Orange Disc and Delano—add 3 cents to Group I 100-pound price.

For Liggetts Creek—add 5 cents to Group I 100-pound price.

This Amendment No. 1 shall become effective May 24, 1946.

Issued this 15th day of May 1946.

H. RUSSELL CORT,
Acting Regional Administrator.

[F. R. Doc. 46-9824; Filed, June 10, 1946; 1:02 p. m.]

[Syracuse Adopting Order 9 Under Basic Order 1 Under Gen. Order 68, Amdt. 1]

BUILDING AND CONSTRUCTION MATERIALS IN SYRACUSE, N. Y., DISTRICT

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and under the authority vested in the Regional Administrator of Region 2 by the Emergency Price Control Act of 1942 as amended, by General Order 68 as amended, and by Revised Procedural Regulation No. 1, which authority has been duly delegated by such Regional Administrator to the District Director, Syracuse District Office; *It is hereby ordered:*

1. Adopting Order No. 9 under Basic Order No. 1 as amended, under General Order No. 68 as amended, is hereby amended by striking out item 11 and items 14 to 17 inclusive in Schedule A annexed to said order, and inserting in place thereof the following:

11. Portland cement $0.90 (bag 94 lbs.) standard. $3.20 (bbl.)
14. Fire brick—9" $102.00 (M.) straight first quality.
15. Clay drain tile—3"--- $0.0664 (lin. ft.)
16. Clay drain tile—4"--- $0.0784 (lin. ft.)
17. Clay drain tile—6"--- $0.15 (lin. ft.)

2. Adopting Order No. 9 under Basic Order No. 1 as amended under General Order 68 as amended, is further amended by inserting after the words "section 7" in said order, the letter "(a)," and adding to section 7 of said order, a subparagraph designated (b), reading as follows:

(b) *Maximum prices for insufficiently described items.* Where the seller's records or sales slip upon a sale of any commodity covered by this order in the area covered by this order, do not contain a sufficiently complete description to identify the exact nature, type, size, or quantity of the commodity, and thus determine the maximum price fixed by Schedule A of this order, the maximum price applicable to such sale shall be the lowest maximum price which can be computed under Schedule A of this order in accordance with the incomplete description.

3. Except as hereby amended, Adopting Order No. 9 under Basic Order No. 1 as amended, under General Order 68 as amended, shall remain the same and all provisions thereof remain in full force, and effect.

4. This amendment shall become effective immediately.

Issued this 31st day of May 1946.

GEORGE G. MOORE,
District Director.

[F. R. Doc. 46-9905; Filed, June 11, 1946; 1:16 p. m.]

[Region II Order G-24 Under RMPR 165, Amdt. 4]

LAUNDRY SERVICES IN NEW YORK METROPOLITAN AREA

For the reasons set forth in the opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of Region II by section 16 (a) of Revised Maximum Price Regulation No. 165, as amended, and the Emergency Price Control Act of 1942, as amended, *it is hereby ordered:*

(1) That paragraph (3) of Order No. G-24, as amended, under section 16 (a) of Revised Maximum Price Regulation No. 165, as amended, be amended by adding thereto the following named laundry and the percentage amount set opposite thereto:

St. John's Self-Service Laundry, Inc., 1642 St. John's Place, Brooklyn, 33, New York: 9%.

(2) The above mentioned applicant shall otherwise be subject in all respects to all the provisions of said Order No. G-24, as amended, and except as therein or herein otherwise provided, shall remain in all respects subject to the provisions of Maximum Price Regulation No. 165, as amended—Services.

(3) This amendment may be revoked or amended by the Price Administrator or by the Regional Administrator of Region II through the issuance at any time hereafter of any regulation, order, amendment or supplement thereto.

(4) All of the other provisions of Order No. G-24 shall remain in full force and effect except as herein modified.

This amendment shall become effective immediately.

Issued the 31st day of May 1946.

LEO F. GENTNER,
Regional Administrator.

[F. R. Doc. 46-9903; Filed, June 11, 1946; 1:16 p. m.]

[Region II Rev. Order G-10 Under 18 (c), Amdt. 2]

CORDWOOD IN NEW YORK REGION

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1499.18 (c) of the General Maximum Price Regulation, Revised Order No. G-10 is amended in the following respect:

1. Paragraph (b) is amended to read as follows:

(b) The seller is permitted to add to the applicable maximum price above indicated a charge for stacking, subject to the following limitations: (1) The maximum charge which may thus be added for such stacking shall be $2.65 per cord, $1.35 per half cord, and 70¢ per quarter cord. (2) The additional charge made for stacking must in all cases be separately shown and separately stated on the invoice. (3) The additional charge for stacking may be made only in those cases wherein the purchaser voluntarily requests a performance of that service. It is not permissible for the seller to require, as a condition of any sales and/or delivery, that the purchaser use such seller's stacking services.

This Amendment No. 2 to Revised Order No. G-10 shall become effective May 27th, 1946.

(56 Stat. 23, 765; Pub. Law 383, 79th Cong., E.O. 9599, 7 F.R. 7871, and E.O. 9328, 8 F.R. 4681)

Issued: May 24th, 1946.

LEO F. GENTNER,
Regional Administrator.

[F. R. Doc. 46-9901; Filed, June 11, 1946; 1:16 p. m.]

[Region II Rev. Order G-53 Under RMPR 122, Amdt. 3]

PENNSYLVANIA ANTHRACITE IN NEW YORK REGION

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of the Office of Price Administration by §§ 1340.260 and 1340.259 (a) (1) of Revised Maximum Price Regulation No. 122, Revised Order No. G-53 is amended in the following respect:

1. Revised Appendix A is amended by adding a new item designated (8) immediately after item (6) to read as follows:

PERMITTED PER NET TON INCREASE ABOVE APPLICABLE AREA CEILING PRICE FOR ANTHRACITE, PURSUANT TO PARAGRAPH (b)

[For sales of fractions of a net ton, the increases shall be proportionate]

Kind	Broken	Egg	Stove	Nut
(8) "Hazleton Shaft" [1]	$0.25	$0.25	$0.25	$0.25

Kind	Pea	Buckwheat	Rice	Barley
(8) "Hazleton Shaft" [1]	$0.25	$0.25	$0.25	------

[1] This includes only anthracite produced and prepared by the Lehigh Valley Coal Co. at their Hazleton Shaft Operation for sales to destinations outside of anthracite producing region.

This Amendment No. 3 to Revised Order No. G-53 shall become effective May 22, 1946 except that for purposes of an application under paragraph (c) of Revised Order No. G-53 it shall not become effective until June 1, 1946.

(56 Stat. 23, 765, 57 Stat. 566, Pub. Law 383, 79th Cong., E.O. 9599, 7 F.R. 7871, E.O. 9328, 8 F.R. 4681)

Issued May 24, 1946.

LEO F. GENTNER,
Regional Administrator.

[F. R. Doc. 46-9902; Filed, June 11, 1946; 1:16 p. m.]

[Newark Adopting Order 5 Under Basic Order 1 Under Gen. Order 68, Amdt. 1]

HARD BUILDING MATERIALS IN NEWARK, N. J., DISTRICT

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and under the authority vested in the Regional Administrator of Region 2 by the Emergency Price Control Act of 1942 as amended, by General Order 68 as amended, and by Revised Procedural Regulation No. 1, which authority has been duly delegated by such Regional Administrator to the District Director, Newark District Office, *It is hereby ordered:*

1. Adopting Order No. 5 under Basic Order No. 1 as amended, under General Order No. 68 as amended, is hereby amended by striking out items 25 and 26 in Schedule A annexed to said order and inserting in place thereof the following:

25	Fire brick, 9", straight 1st Quality each		$0.089	$0.089
26	Fire clay	100-lb. bag	$1.45	$1.45

2. Adopting Order No. 5 under Basic Order No. 1 as amended, under General Order 68 as amended, is further amended by inserting after the words "section 7" in said order, the letter "(a)", and adding to section 7 of said order, a sub-

paragraph designated (b), reading as follows:

(b) *Maximum prices for insufficiently described items.* Where the seller's records or sales slip upon a sale of any commodity covered by this order in the area covered by this order, do not contain a sufficiently complete description to identify the exact nature, type, size, or quantity of the commodity, and thus determine the maximum price fixed by Schedule A of this order, the maximum price applicable to such sale shall be the lowest maximum price which can be computed under schedule A of this order in accordance with the incomplete description.

3. Except as hereby amended, Adopting Order No. 5 under Basic Order No. 1 as amended, under General Order 68 as amended, shall remain the same and all provisions thereof remain in full force and effect.

4. This amendment shall become effective immediately.

Issued this 5th day of June 1946.

R. J. TARRANT,
District Director.

[F. R. Doc. 46-9823; Filed, June 10, 1946; 1:02 p. m.]

[San Antonio Order G-2 Under Gen. Order 68, Amdt. 1]

BUILDING MATERIALS IN TRAVIS COUNTY, TEX.

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order No. 68 and Order No. G-2, *It is hereby ordered*, That Order No. G-2 under General Order No. 68 be amended in the following respects:

1. In the price list in Appendix A the items set forth below are amended to read as follows:

Name of item	Basic unit	Maximum price f. o. b. plant, yard, siding or store, or delivered in free delivery zone
Asphalt roofing, mineral surface.		
90-lb.	Roll (108 sq. ft.)	$3.18
90-lb.	Square	3.18
Asphalt or tarred felt:		
15-lb.	Roll	3.01
30-lb.	do	3.01
Asphalt shingles:		
210-lb. (3-in-1) thickbutt.	Square	6.69
167-lb., 2 tab hexagon	do	5.30
Asphalt roofing, smooth surface:		
55-lb.	do	2.52
45-lb.	do	2.01

This order shall become effective May 31, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; and E.O. 9328, 8 F.R. 4681)

Issued at San Antonio, Texas, this 28th day of May 1946.

C. T. GIESEN,
District Director.

[F. R. Doc. 46-9820; Filed, June 10, 1946; 1:01 p. m.]

[San Antonio Order G-3 Under Gen. Order 68, Amdt. 1]

BUILDING MATERIALS IN NUECES COUNTY, TEX.

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order No. 68 and Order No. G-3, *It is hereby ordered*, That Order No. G-3 under General Order No. 68 be amended in the following respects:

1. In the price list in Appendix A the items set forth below are amended to read as follows:

Name of Item and Basic Unit	Maximum price f. o. b. plant, yard, siding or store, or delivered in free delivery zone
Asphalt roofing, 90-lb., mineral surface: roll (108 sq. ft.)	$3.18
Asphalt or tarred felt:	
15-lb.: roll (432 sq. ft.)	2.96
30-lb.: roll (216 sq. ft.)	2.96
Asphalt roll roofing, smooth surface:	
First grade, 45-lb.: square	2.16
First grade, 55-lb.: square	2.47
First grade, 65-lb.: square	2.87
Asphalt shingles:	
210-lb. (3 in 1) thickbutt: square	6.69
167-lb., 2 tab hexagon: square	5.55

This order shall become effective May 27, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; and E.O. 9328, 8 F.R. 4681)

Issued at San Antonio, Texas, this 24th day of May 1946.

C. T. GIESEN,
District Director.

[F. R. Doc. 46-9819; Filed, June 10, 1946; 1:01 p. m.]

[Fort Worth Order G-7 Under Gen. Order 68]

BUILDING MATERIALS IN WICHITA FALLS, TEX.

For the reasons set forth in an opinion issued simutaneously herewith, and pursuant to the provisions of General Order No. 68, it is hereby ordered:

SECTION I. *What this order does.* This order establishes maximum prices for all retail sales of certain building materials specifically described in Appendix A of this order when such sales are made in the geographical area comprising the city of Wichita Falls, Texas.

SEC. II. *Definitions.* (1) The term retail sale as used in this order means any sale of the building materials covered by this order to an ultimate user or to a contractor who will resell the same on an installed basis.

(2) Free delivery zone. The term Free Delivery Zone as used in this order includes all points within a radius of 5 miles from the place from which delivery is made and all points within the corporate limits of the city of Wichita Falls, Texas.

SEC. III. *Maximum prices.* Maximum prices for commodities subject to this order are those set forth in Appendix A which is specifically made a part of this order, subject to the terms and conditions of sale and other limitations set forth therein.

SEC. IV. *The relation of this order to other regulations.* The maximum prices fixed by this order supersede any maximum prices or price determining method previously established by any other regulation or order issued by the Office of Price Administration for the commodities and sales covered by this order.

SEC. V. Each seller making sales subject to this order shall post a copy of Appendix A of this order plainly visible to all purchasers in each of his places of business located in the area covered by this order.

SEC. VI. *Invoices and notification.* Each seller making sales subject to this order shall, if requested by any purchaser of commodities subject hereto, make available to such purchaser for inspection a copy of this order. Each seller covered by this order is required to furnish each purchaser with an invoice at the time of sale, which must contain the following information.

1. Name and address of the purchaser.
2. A description of each commodity sold.
3. The quantity of each commodity sold.
4. The price charged for each commodity sold.
5. The type of sale, whether f. o. b. railroad car, f. o. b. seller's yard or store, delivered to job site in free delivery area, or delivered outside free delivery area.
6. If delivery is made outside the seller's free delivery zone, the amount of any delivery charges made stated separately on the invoice.
7. A statement of cash discounts allowed for prompt payment.
8. A separate statement of any amount added for the extension of credit.

Each seller is required to keep a duplicate of such invoice in his place of business, and make it available for inspection by the Office of Price Administration during regular business hours.

SEC. VII. *Addition of increase in supplier's prices prohibited.* The maximum prices set out by this order may not be increased by a dealer to reflect increases in purchase costs or in supplier's maximum prices occurring after the effective date hereof; but increases in the maximum prices set hereby to reflect such increases are within the discretion of the District Director.

SEC. VIII. *What this order prohibits.* Regardless of any obligation no person shall: (1) Sell, or in the course of trade or business, buy building materials at higher prices than the maximum prices set by this order; but less than the maximum prices may at any time be charged, paid or offered.

(2) Obtain higher than maximum prices by:

(i) Making a charge for delivery of building material items delivered within the free delivery zone hereinbefore defined:

(ii) Making a charge higher for the extension of credit than was made in March 1942 under the same or similar conditions.

(iii) Failure to give the discounts as established by your March 1942 practices.

(iv) Using any tying agreement or requiring that the buyer purchase anything in addition to the building materials requested by him; or

(v) Using any other device by which a higher than maximum price is obtained directly or indirectly.

SEC. IX. *Enforcement.* (1) Persons violating any provisions of this order are subject to civil and criminal penalties, including suits for treble damages, provided for by the Emergency Price Control Act of 1942, as amended.

(2) Persons who have any evidence of any violation of this Order are urged to communicate with the Fort Worth District Office of the Price Administration.

SEC. X. *Building materials not covered by this order.* There are building materials sold and delivered in the area covered by this order which are not included in, and for which prices are not established in this order. The maximum prices for such building materials, when sold by any person covered by this order, shall continue to be determined under the applicable Maximum Price Regulation. Sellers who are in doubt as to the regulation applicable to such building materials should consult the Fort Worth District Office of the Office of Price Administration.

This order may be amended or revoked at any time by the Office of Price Administration.

This order shall become effective June 1, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; and E.O 9328, 8 F.R. 4681)

Issued at Forth Worth, Texas, this 25th day of May 1946.

E. B. HOLLOWAY,
District Director.

Name and description of item	Sold in quantities of—	Selling unit	Maximum prices when sold at plant, yard, or store, or when delivered in city limits and a 5-mile radius of operator's plant, yard, or store, f. o. b. railroad car in case of C/L lots	Name and description of item	Sold in quantities of—	Selling unit	Maximum prices when sold at plant, yard, or store, or when delivered in city limits and a 5-mile radius of operator's plant, yard, or store, f. o. b. railroad car in case of C/L lots
Asphalt roofing, 100-lb sack or carton	100 lb. to 1900-lb.	100-lb. sack or carton.	$2.00	Metal lath:			
Brick, fire	Any	1,000 (each)	.10	2.5 lb. copper bearing, painted diamond mesh.	LCL	1 sq. yd	$0.30
	Any	1,000 (per M)	75.00	2.5 lb. galvanized	LCL	1 sq. yd	.32
Cement:				3.4 lb. copper bearing, painted diamond mesh.	LCL	1 sq. yd	.33
Keene's	LCL	100-lb. bag	2.25	3.4 lb. galvanized	LCL	1 sq. yd	.37
	C/L or more	Per ton	38.00	3.4 lb. 3/8" copper bearing high rib, painted.	LCL	1 sq. yd	.36
Masonry, Trinity mix or equal	LCL	67-lb. bag	.70	Lime:			
	C/L or more	268-lb. bbl	2.22	Mason's hydrated, 10 lb. paper bags.	LCL	50-lb. bag	.60
Portland, standard paper bags [1]	LCL	94-lb. bag	.75	Ohio finishing	LCL	50 lb. bag	.75
	C/L or more	376-lb. bbl	2.65		C/L or more	Per ton	24.10
Quikset	LCL	94-lb bag	1.05	Plaster:			
	C/L or more	376-lb. bbl	3.15	Hard wall	LCL	100 lb. bag	1.00
White	LCL	94-lb. bag	2.65		C/L or more	Per ton	16.80
	C/L or more	376-lb. bbl	8.70	Gauging	LCL	100-lb. bag	1.25
Clay, fire, 100-lb. bag	Any	100-lb. bag	1.45		C/L or more	Per ton	20.70
Drain tile, clay, 4"	Any	Linear ft	.10	Moulding	LCL	100-lb. bag	1.25
Felt:					C/L or more	Per ton	20.70
15-lb., asphalt or tarred	Any	Roll (432 sq. ft.)	2.97	Roofing, asphalt:			
30-lb.	Any	Roll (216 sq. ft.)	2.97	75-lb. mineral surface	Any	Roll (108 sq. ft.)	2.58
Hardboard, all brands:				90-lb.	Any	Roll (108 sq. ft.)	2.93
1/8" shorts, 4 x 2	Any	100 sq. ft	6.50	Black smooth surface:			
1/4" shorts, 4 x 3 to 4 x 4	Any	100 sq. ft	7.00	Lightweight, 35-lb.	Any	Roll (108 sq. ft.)	1.39
1/4" standard lengths 4 x 6 to 4 x 12	Any	100 sq. ft	8.00	Mediumweight, 45-lb	Any	Roll (108 sq. ft.)	1.64
1/4" tempered 4 x 6, 8, 9 10 and 12	Any	100 sq. ft	10.00	Heavyweight, 55-lb.	Any	Roll (108 sq. ft.)	2.16
1/8" shorts, 4 x 2, 3 x 4, tempered	Any	100 sq. ft	8.75	Extra heavyweight, 65-lb.	Any	Roll (108 sq. ft.)	2.68
3/8" shorts, 4 x 2, 3 x 4	Any	100 sq. ft	9.00	Sewer pipe, vitrified clay, 4"	Any	Linear ft	.20
3/8" standard lengths, 4 x 6 to 12	Any	100 sq. ft	10.00	Sheathing, gypsum, 1/2" plain Gyplap or equal.	Any	100 sq. ft	4.25
3/8" tempered, 4 x 6 to 4 x 12	Any	100 sq. ft	12.00	Shingles, asphalt:			
3/8" tempered shorts, 4 x 2, 4 x 3, 4 x 4.	Any	100 sq. ft	11.00	167-lb., 2 or 3 tab 11 1/2 x 36" hexagon	Any	167-lb. square	4.66
1/2" untempered, 4 x 12 only	Any	100 sq. ft	15.00	210-lb. to 220-lb. (3 in 1) thickbutt	Any	210–220-lb. sq	6.20
1/2" tempered, 4 x 12 only	Any	100 sq. ft	17.50	Siding, asbestos cement, 12" x 24" x 27" standard color.	Any	100 sq. ft	9.00
1/2" tempered, blackboard, 4 x 12 only.	Any	100 sq. ft	12.15	Tile, T and G or bevel lap, all brands:			
1/2" tempered, hardboard tile, 4 x 12 and 4 x 10, 4 x 8.	Any	100 sq. ft	12.50	1/2" 16" x 32", 16" x 48", old ivory or variegated colors.	Any	100 sq. ft	6.50
5/8" tempered, 4 x 12 only	Any	100 sq. ft	19.00	1/2" 6" x 12", 12" x 12", 16" x 16", 24" x 24", old ivory or variegated colors.	Any	100 sq. ft	7.00
Gray asbestos flexboard:				1/2" planking, 6" to 16" x 10', 8'	Any	100 sq. ft	7.00
1/8" x 4 x 8, plain	Any	100 sq. ft	12.00	Wallboard, fibre:			
1/8" x 4 x 4, scored	Any	100 sq. ft	16.50	First quality, Atlas Beaver, Cornell, Plastagon, Square Deal or similar, 3/16".	Any	100 sq. ft	5.00
Insulation batts, thermal, paper backed:				Second quality, Commander, Bison, Economy, or similar.	Any	100 sq. ft	4.15
2" thick, all brands	Any	100 sq. ft	5.80	3/16" 4 x 6, 7, 8, 10, and 12 Upson (blue center) or equal.	Any	100 sq. ft	5.00
4" full thick	Any	100 sq. ft	7.70	1/4", 4 x 8, 10 & 12	Any	100 sq. ft	5.95
Insulation, thermal, loose in paper bags.	Any	40-lb bags	1.50	3/8" 4 x 8, 10 & 12	Any	100 sq. ft	6.75
Insulation board, fiber:				Double thick, Upson tile	Any	100 sq. ft	7.50
1/2" standard lath and board	Any	100 sq. ft	4.55	Gypsum, 1/4"	Any	100 sq. ft	3.30
1/2" asphalt sheathing	Any	100 sq. ft	7.55	Gypsum, 3/8"	Any	100 sq. ft	3.80
Insulation board and lath, all brands:				Gypsum, 1/2"	Any	100 sq. ft	4.00
1/2" board and lath, 4 x 6 to 4 x 12	Any	100 sq. ft	6.00				
1" board and lath, 4 x 6 to 4 x 12	Any	100 sq. ft	10.00				
Insulating lath, plaster base:							
16 x 40 and 18 x 48, per sq. 1/2"	Any	100 sq. ft	5.75				
16 x 40 and 18 x 48 per sq. 1"/2	Any	100 sq. ft	11.00				
Gypsum lath, 3/8"	Any	100 sq. ft	2.80				

[1] 80.05 may be added to price listed above on Cement, portland, standard, when delivered in free delivery zone.

1. *Terms of sale.* Maximum prices hereinabove established are subject to the following cash discount:

(a) For sellers who were in business during March 1942, the same cash discount they had in effect during March 1942 for each quantity and type of sale made.

(b) For sellers who were not in business during March 1942, the cash discount which their most competitive seller who was in business during March 1942 is required to make under the provisions of this Order.

2. *Additions for the extension of credit.* The following additions for the maximum prices hereinabove established may be made for the extension of credit beyond 30 days.

(a) Sellers who were in business during March 1942 are permitted to add to prices established hereinabove for the extension of credit beyond a period of 30 days, the same additions that they had in effect during March 1942 for the same type and quantity of sale. If no extra charges were made for the extension of credit during March 1942, none may be added.

(b) Sellers who were not in business during March 1942 are permitted to make the same charge for the extension of credit which their most closely competitive seller

is permitted to make under the provisions of this Order.

3. *Free delivery zone defined.* The free delivery zone, as pertains to this Order, includes city limits and a 5-mile radius from the point from which delivery is made.

When delivery is made outside of the city limits and a 5-mile radius from the point from which delivery is made, an additional charge may be made as follows: $.25 per truck mile, one way; mileage to be calculated from the outer perimeter of the above-described zone, or $.05 per hundredweight; whichever results in the lesser charge.

[F. R. Doc. 46-9906; Filed, June 11, 1946; 1:17 p. m.]

[San Antonio Rev. Order G-1 Under Gen. Order 68, Amdt. 1]

BUILDING MATERIALS IN BEXAR COUNTY, TEX.

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order No. 68 and Revised Order No. G-1; *It is hereby ordered*, That Revised Order No. G-1 under General Order 68 be amended in the following respects:

1. In the price list in Appendix A the items set forth below are amended to read as follows:

Name of Item and Basic Unit	*Maximum price f. o. b. plant, yard, siding or store, or delivered in free delivery zone*
Asphalt roofing, mineral surface, 90-lb.: roll (108 sq. ft.)	$3.02
Asphalt or tarred felt:	
15-lb.: roll (4 sq. yds.)	2.90
30-lb.: roll (2 sq. yds.)	2.90
Asphalt shingles:	
210-lb. (3 in 1) thickbutt; square	6.80
167-lb.: 2 tab. hexagon: square	5.33
Asphalt roofing, smooth surface:	
55-lb (1st grade): square	2.33
45-lb. (1st grade): square	1.97
65-lb. (1st grade): square	2.65

2. In the price list in Appendix A delete the item "asphalt roofing, smooth surface, 35# (1st Grade), Square 1.40.

3. In the price list in Appendix A delete the item "Asbestos cement siding, white, 18 x 24 or 27" and add the following item:

Asbestos cement siding, white, 12 x 24 or 27: square	$9.75

4. The second numbered paragraph following the price list in Appendix A is amended to read as follows:

2. Terms of sale for all of the commodities covered by this appendix shall be net 30 days.

5. The sixth numbered paragraph following the price list in Appendix A is amended to read as follows:

6. *Maintenance of customary discounts.* (a) All customary discounts and allowances, such as discounts for pickup by the customer must be continued as required by the applicable maximum price regulations which were controlling prior to the issuance of this order.

(b) Sellers who were not in business during March 1942, are required to adopt and maintain the customary discounts and allowances such as discounts for pickup by the customer which their most closely competitive sellers had in effect in March, 1942.

This order shall become effective May 24, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; and E.O. 9328, 8 F.R. 4681)

Issued at San Antonio, Texas, this 23d day of May 1946.

C. T. GIESEN,
District Director.

[F. R. Doc. 46-9822; Filed, June 10, 1946; 1:01 p. m.]

[San Antonio Rev. Order G-1 Under Gen. Order 68, Amdt. 2]

BUILDING MATERIALS IN BEXAR COUNTY, TEX.

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order No. 68 and Revised Order No. G-1, *It is hereby ordered*, That Revised Order No. G-1 under General Order 68 be amended in the following respects:

1. A new paragraph is added to Appendix A to read as follows:

7. *Emergency freight.* On sales and deliveries of roofing on or before July 31, 1946, made pursuant to a AAA priority rating granted by the Civilian Production Administration, sellers may, in addition to the maximum price for roofing items listed in this Appendix A, charge and collect the exact dollars and cents amount of the additional freight cost to them per unit, which they are permitted to pay under the provisions of § 1364.63 of Revised Price Schedule 45 as amended by Amendment 9, *Provided*, the additional freight cost is stated separately on the invoice which sellers covered by this order are required to furnish their purchasers.

This order shall become effective May 29, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; and E.O. 9328, 8 F.R. 4681)

Issued at San Antonio, Texas, this 29th day of May 1946.

C. T. GIESEN,
District Director.

[F. R. Doc. 46-9821; Filed, June 10, 1946; 1:01 p. m.]

[Springfield Order G-8 Under Gen. Order 68]

HARD BUILDING MATERIALS IN SPRINGFIELD, ILL., DISTRICT

Order No. G-8 under General Order 68. Maximum prices for retail sales of selected hard building materials in Franklin, Hamilton, Jackson, Jefferson, Perry, Saline, Wayne, White and Williamson Counties, Ill., area. File No. 6SD-GO 68-8.

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order 68; *It is ordered:*

SECTION 1. *What this order covers.* This order covers all retail sales made by any seller, except the manufacturer, of commodities specified in Appendix A attached hereto delivered to the purchaser in the Franklin, Hamilton, Jackson, Jefferson, Perry, Saline, Wayne, White, and Williamson Counties, Illinois, area. The Franklin, Hamilton, Jackson, Jefferson, Perry, Saline, Wayne, White, and Williamson Counties area for the purposes of this order consists of the area within the limits of the Counties of Franklin, Hamilton, Jackson, Jefferson, Perry, Saline, Wayne, White, and Williamson, Illinois.

SEC. 2. *Definitions*—(a) *Retail sale.* For the purposes of this order, a retail sale means a sale to an ultimate user, or to any contractor: *Provided*, That for the purposes of this order, a "retail sale" shall not include any sale to the United States Government or any of its political subdivisions.

(b) *Contractor.* Any person who sells material or equipment, and in connection therewith, assumes responsibility for its incorporation into a building, structure, or construction project at a fixed site, by charging a single price for the commodity installed, by guaranteeing performance and use, or by other objective evidence, shall be considered a contractor.

(c) *Applicators.* Purchases by applicators, as herein defined, of asphalt and tarred roofing products and insulation are excluded from the coverage of this order. Applicators are herein defined as contractors engaged exclusively in the business of applying roofing and or siding and/or insulation to buildings.

SEC. 3. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order covering the commodities specified in the Appendix A. Except to the extent they are inconsistent with the provisions of this order, all other provisions of the regulation applicable to the commodities listed in Appendix A prior to the issuance of this order shall continue to apply to sales covered by this order.

SEC. 4. *Maximum price, discounts, and delivery practices.* On and after the date of this order, regardless of any contract, agreement or other obligation, no person covered by this order shall sell, offer to sell, or deliver at retail as herein defined, any of the items listed in Appendix A attached hereto, at prices higher than the maximum prices set forth in this appendix. All prices include free delivery within the limits of the city or town where the seller maintains a place of business, except that a delivery charge of 5 cents per bag may be made on sales of plaster cement in 100 pound bags or Portland Cement Std. in 94 pound paper sacks. For other deliveries outside the free delivery zone no charge may be made for deliveries in excess of the charges now legally in effect by such seller for a similar delivery.

SEC. 5. *Posting.* Every seller making sales covered by this order shall post a copy of the list of maximum prices for sales to all classes of purchasers as contained in Appendix A of this order in each of his places of business in the area covered by this order in a manner plainly visible to all purchasers. For the convenience of the seller there are attached to this order two copies of Appendix A containing the items covered with the respective maximum prices applicable. One copy of such list may be attached and used as a poster hereinbefore required to be posted.

SEC. 6. *Sales slips and records.* Every seller covered by this order must provide the purchaser, whether he requests it or not, with a sales slip, invoice, receipt, or other evidence of sale of which an exact and full copy shall be retained by the seller for the duration of the Emergency Price Control Act of 1942, as amended. The sales slip or other evidence of sale shall contain the following information with respect to items subject to this order:

1. Name and address of seller.
2. Date of sale.
3. Name and address of purchaser (necessary only on sales of items totaling $7.50 or more.)
4. Description of the item sold, including quantity, grade, and any other matter insofar as any of those matters may affect the price, in full detail necessary to permit the exact calculation of the applicable maximum price.
5. Charges, if any, for delivery beyond the free delivery zone to be separately listed from the price of the item.
6. The total price.

Each such seller shall also keep such records of each sale as he customarily kept.

SEC. 7. On and after the effective date of this order any person covered by this order who sells or offers to sell at a price higher than the ceiling price permitted by this order, or otherwise violates any of the provisions of this order, shall be subject to the criminal penalties, civil enforcement actions, license suspension proceeding and suits for treble damages as provided for by the Emergency Price Control Act of 1942, as amended.

No person subject to this order may evade any of the provisions of the order by any stratagem, scheme, or device.

No person subject to this order, may as a condition of selling any particular building material, require a customer to buy anything else. Any such evasion is punishable as a violation of this order.

This order may be modified, amended, or revoked at any time.

This order shall become effective June 5, 1946.

Issued this 29th day of May 1946.

CHAS. P. CASEY,
District Director.

APPENDIX A—PROVISIONS REGARDING DISCOUNTS, ALLOWANCES AND DELIVERY PRACTICES

1. *Cash discounts.* Sellers shall continue to allow all customary allowances and discounts or other price differentials as required by the regulation applicable to the commodity being sold.

2. *For all deliveries.* All prices include free delivery within the city or town where the seller maintains a place of business, except that a delivery charge of 5 cents per bag may be made on sales of plaster cement in 100-pound bags or Portland Cement Std. in 94-pound paper sacks. For deliveries outside the free delivery zone no charge may be made for delivery in excess of the charges now legally in effect by such seller for a similar delivery.

MAXIMUM PRICES TO ALL PURCHASERS

Item	*Area price*
Plaster cement, 100 lbs	$1.05
Plaster gauging white, 100 lbs	2.00
Plaster gauging common, 100 lbs	1.90
Plaster wood fiber, 10 lbs	.20
Plaster wood fiber, 50 lbs	.62
Plaster wood fiber, 100 lbs	1.10
Keenes cement, 100 lbs	2.50
Finishing lime, 50 lbs	.75
Gypsum lath 16 x 48	27.50
Metal lath 2.5 lb. C. A. painted diamond mesh	.325
Metal lath 3.4 lb. 3/8 C. A. high rib painted	.35
Portland cement std. (paper sacks) 94#	.77
Portland cement std. (high early) 94#	.95
Masonry cement (paper sacks) per sack	.68
Mason's hydrated lime, 50 lbs	.57
Waterproof cement (paper sacks) 94#	1.00
White cement, 94 lbs	2.50
Shale drain tile 4", per ft	.065
Shale drain tile 6", per ft	.095
Vitrified clay sewer pipe No. ISS 4"	.21
Vitrified clay sewer pipe No. ISS 6"	.31
Vitrified clay sewer pipe No. ISS 10"	.69
Vitrified clay sewer pipe No. ISS 12"	.92
Flue lining 9 x 13 per ft	.63
Flue lining 9 x 9	.45
Flue lining 13 x 13	.79
Gypsum wall board 1/4" sq. ft	.035
Asphalt roofing 90#, mineral surface, (per roll)	2.50
Asphalt or tarred felt roofing 15#	2.50
Asphalt or tarred felt roofing 30#	2.50
Asphalt shingles 165# (hexagon)	4.60
Fibre insulation board 3/4" std. M sq ft	42.50
Fibre insulation board 1/2" std. M sq. ft	50.00
Asphalt sheathing 25/32" M sq. ft	65.00
Asbestos cement siding 12 x 24 or 27 std. colors per sq	8.20
Asbestos cement siding 12 x 24 or 27 Glatex per sq	9.50
Vitrified clay sewer pipe No. ISS 8"	.49

[F. R. Doc. 46-9817; Filed, June 10, 1946; 1:00 p. m.]

[Region VI Order G-16 Under RMPR 122, Appendix 38]

SOLID FUELS IN NEENAH-MENASHA, WIS. AREA

(a) *Applicability.* This Appendix No. 38 applies to all delivered sales to consumers of solid fuels made by retail yards where the fuel is delivered to the purchaser within the area in the State of Wisconsin, including the cities of Neenah and Menasha, bounded on the west by Township Road BB from Township Road U to Wheeler Point Road, on the south by Wheeler Point Road from Township Road BB to Wheeler Point on Lake Winnebago, on the east by the West Bank of Lake Winnebago to Waverly Beach and then up U. S. Highway 10 to Township Road U, and on the north by Township Road U from U. S. Highway 10 to Township Road BB.

(b) *Price schedule.* (i) Immediately below and as part of this section (b) is a schedule which sets forth adjusted maximum prices before discounts for delivered sales of solid fuels of specified sizes, kinds, and quantities. All prices are stated on a net ton basis.

(i) On domestic delivered sales of less than one ton the price shall be proportional to the price per ton plus an additional charge of 50¢, but in no event shall the total price be in excess of that for a sale of one ton.

(ii) On domestic delivered sales of more than one ton for each fraction of a ton sold, the price shall be proportional to the price per ton.

PRICE SCHEDULE

	Domestic delivered, per ton
I. Low volatile bituminous coal from district No. 7 (southern West Virginia and northwestern and central Virginia):	
1. Egg size group No. 2, all double screened egg coal top size larger than 3", price classifications A and B:	
a. Screened	$14.80
b. Shovelled or car run	14.30
2. Stove size group No. 3, all double screened stove coal top size larger than 1¼" but not exceeding 3", price classification A:	
a. Screened	14.30
b. Shovelled or car run	13.80
3. Nut, size group No. 4, all double screened nut coal top size larger than ¾" but not exceeding 1¼", price classification A	13.80
4. Pea, size group No. 5, all double screened pea coal top size not exceeding ¾", price classification A	12.45
5. Screenings	9.40
II. High volatile bituminous coal from district No. 6 (eastern Kentucky, southwestern West Virginia, western Virginia, northern Tennessee and North Carolina):	
1. Egg:	
a. Premium Kentucky, including Millers Creek and Hi Splint seams	13.15
b. Elkhorn seam	12.65
c. Splint seams	12.30
2. Stove:	
a. Premium Kentucky including Millers Creek and Hi Splint seams	12.65
3. Domestic stoker: a. Premium Kentucky and Elkhorn seams	12.65
4. Screenings: a. Premium Kentucky and Elkhorn seams	12.10
III. High volatile bituminous coal from district No. 10 (Illinois):	
A. Southern subdistrict deep machine mines, price group Nos. 1, 2 and 8:	
1. Egg, size group No. 5, all egg coal bottom size larger than 1½", but not exceeding 2" and top size larger than 2" but not exceeding 4" washed or raw, including 3" x 2"	10.75
IV. Pennsylvania anthracite (ash content not in excess of OPA quality standards):	
1. Egg, stove, and nut	19.75
2. Pea	18.45
V. By product coke:	
1. Milwaukee Solvay and Ford	16.10
VI. Low volatile briquettes:	
1. Reiss, United and Berwind	14.65
VII. Package Pocahontas:	
1. Cliffs Coal Blox, manufactured by Cleveland Cliffs Iron Co	15.85

To the above maximum prices there may be added the Federal Transportation Tax of 4¢ per ton.

(c) *Charge for treatment of coal.* Whenever a dealer has been charged by his supplier for chemical or oil treatment of coal, he may add such treatment charge to the applicable maximum price established by this appendix: *Provided,*

That the treated coal is kept separate from and is not mixed with untreated coal. When a treatment charge is made pursuant to this section, the dealer need not separately state the amount of such service charge if he clearly indicates on the invoice that such coal is so treated.

(d) *Discounts.* The maximum prices set forth in section (b) above shall be subject to the following discounts from the net retail prices:

(i) If payment is made by the purchaser on delivery or within 10 days thereafter, $1.00 per ton.

(ii) For coal picked up at the yard by a domestic consumer, 50¢ per ton.

(iii) For deliveries of 20 tons or more at one time to one destination in load lots, 50¢ per ton.

(iv) Maximum prices for Pennsylvania Anthracite received by a dealer which has been identified by his supplier prior to its resale as anthracite with an ash content in excess of OPA quality standards shall be the maximum price established by this order less the following amounts:

	Per ton
Egg, stove, and nut	$1.00
Pea	.80

(e) *Additional charges.* Immediately below and a part of this paragraph (e) is a schedule of service charges which a dealer may make for the special services described when rendered in connection with sales of solid fuels covered by this appendix. These charges may be made only if the buyer requests the service and the dealer renders it pursuant to the request. The charges must be stated separately on the dealer's invoice.

SCHEDULE OF SERVICE CHARGES (PER TON)

	Coal	*Coke*
Carrying from curb to bin	$0.60	$0.90
Carrying up or down stairs	1.20	1.75

(f) *Commercial and steam sales.* Commercial and steam sales shall continue to be priced under the provisions of Revised Maximum Price Regulation No. 122.

(g) *Notification.* Every dealer subject to this order selling Pennsylvania anthracite which has been identified by his supplier prior to its resale as anthracite with an ash content in excess of OPA quality standards must place the following legend on the invoice, sales slip, or receipt: "Price reduced because of high ash content." Such anthracite must be kept separate in storage and delivery from all other anthracite.

(h) *Definitions.* (1) "Domestic sales" means all sales other than sales made to commercial and industrial users such as hotels, industrial plants, office buildings, large department store and institutional users such as hospitals, public institutions, and public buildings.

(2) The term "delivered" means dumping or chuting the fuel from the seller's trucks directly into the buyer's bin or storage space; but if this is physically impossible, the term means discharging the fuel directly from the seller's truck at the point nearest and most accessible to the buyer's bin or storage space.

(3 Except as otherwise provided herein or as the context may otherwise require, all terms used in this order shall bear the meaning given them in Revised Maximum Price Regulation No. 122 or in the Emergency Price Control Act of 1942, as amended; if not therein defined they shall be given their ordinary and popular trade meaning.

This order, designated as Appendix No. 38, as in the title above, shall be effective June 1, 1946, but it may be amended, modified, or revoked at any time.

Issued this 27th day of May 1946.

R. E. WALTERS,
Regional Administrator.

[F. R. Doc. 46-9818; Filed, June 10, 1946; 1:00 p. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File No. 1-1905]

SUBURBAN ELECTRIC SECURITIES CO.

ORDER GRANTING APPLICATION AND IMPOSING TERMS

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 6th day of June, A. D. 1946.

In the matter of Suburban Electric Securities Company, Common Stock, no par value, $4.00 Cumulative Second Preferred Stock, no par value; File No. 1-1905.

Suburban Electric Securities Company having filed an application, pursuant to section 12 (d) of the Securities Exchange Act of 1934 and Rule X-12D2-1 adopted thereunder, to withdraw its common and second preferred stock from listing and registration on the Boston Stock Exchange; a hearing having been held after appropriate notice, a trial examiner's report having been filed, exceptions thereto taken, and briefs filed, and the Commission being duly advised and having this day issued its findings and opinion herein;

On the basis of said findings and opinion and pursuant to section 12 (d) of said act; *It is hereby ordered*, That said application be and hereby is granted,

Provided, however, That withdrawal shall not become effective until 10 days after the date when the applicant shall have filed with the Commission a certificate showing:

(1) That within 30 days from the date of the issuance of this order, applicant has submitted the proposal to withdraw to the holders of record of its outstanding common stock and second preferred stock for their consent through solicitations which comply with section 14 of the act and the rules and regulations thereunder and setting forth in full Appendix I of this opinion; and

(2) That within 60 days from the date of the first mailing of such solicitations, not less than two-thirds of the holders of record of the common stock and not less than two-thirds of the holders of record of second preferred stock, and the holders of record of two-thirds of the shares of each class of such stock, have consented, either by vote (in person or by proxy) at a meeting, or in writing without a meeting, to the withdrawal of such stock from listing and registration;

And provided, That in the event the said securities are withdrawn from listing and registration, prior to the purchase of any of its shares, applicant shall furnish the seller:

(1) A statement stating that the applicant is the purchaser; the price at which the last repurchase was consummated and the date and number of shares involved in that transaction; the number of common and preferred shares (enumerated separately) originally issued, still outstanding and the number held by every trustee and officer of the applicant; and

(2) A balance sheet, itemized surplus statement, and profit and loss statement of the applicant and a consolidated balance sheet, itemized surplus statement, and profit and loss statement of the applicant and its subsidiaries, conforming to generally accepted accounting principles, as of the close of a time within twelve months of the date on which they are being furnished pursuant to this order;

And provided further, That applicant mail to the Commission a copy of the original statements intended to be furnished to security holders pursuant to this order no later than five days in advance of the use of said statements, and, no later than five days in advance of the use thereof, a copy of all amendments thereof.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-9910; Filed, June 11, 1946; 3:02 p. m.]

[File No. 70-1271]

COLUMBIA GAS & ELECTRIC CORP. AND DAYTON POWER AND LIGHT CO.

ORDER CLOSING RECORD AND RESERVING JURISDICTION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 7th day of June 1946.

Columbia Gas & Electric Corporation ("Columbia"), a registered holding company and a subsidiary of The United Corporation ("United"), also a registered holding company, and Columbia's public utility subsidiary, The Dayton Power and Light Company ("Dayton"), having filed a joint application-declaration and amendments thereto pursuant to the Public Utility Holding Company Act of 1935 with respect to, among other things, the sale by Columbia of 1,530,000 shares of common stock, $7 par value, of Dayton in accordance with the competitive bidding requirements of Rule U-50; and

The Commission having, by order dated May 23, 1946, granted the application and permitting the declaration to become effective, subject, however, to a reservation of jurisdiction over the price to be paid Columbia for the Dayton common stock and the underwriters' spread and its allocation and all legal fees and other expenses to be paid in connection with the proposed transactions; and

Applicant and declarant having, on June 6, 1946, filed a further amendment to the application-declaration stating that Columbia had offered the common stock of Dayton for sale, pursuant to the competitive bidding requirements of Rule U-50, and had received the following bids:

Bidder	*Price per share to company*
Blyth & Co., Inc., and Mellon Securities Corp.	$33.639
Morgan, Stanley & Co. and W. E. Hutton & Co.	30.6399

The amendment further stating that Columbia has accepted the bid of Blyth & Co., Inc., and Mellon Securities Corp. for the common stock of Dayton, as set out above, and that the stock will be offered for sale to the public at a price of $35.75 per share resulting in an underwriters' spread of $2.111 per share; and

The Commission having examined the amendment and having heard further testimony and oral argument with respect to the bids submitted and having on June 6, 1946, issued its memorandum opinion concluding that, in view of the difficult questions raised under the Public Utility Holding Company Act of 1935 and the further complications which might result if certain indicated violations of the Securities Act of 1933 were established, it would be inadvisable to enter a definitive order under the Public Utility Holding Company Act of 1935 prior to 8:00 p. m., e. d. s. t., of that date, the time of expiration of the underwriting contract; and

The Commission having this day been advised of an extension of the underwriting contract for a period of twenty-four hours until 8:00 p. m., e. d. s. t., June 7, 1946; and

The Commission having further examined the record in the proceedings under the Public Utility Holding Company Act of 1935 and now being satisfied that the applicable requirements of such Act have been met, and being further satisfied that any violations of the Securities Act of 1933 which may have occurred would not require denying the application or withholding effectiveness of the declaration filed under the Public Utility Holding Company Act of 1935;

It is ordered, That the record reopened by Commission's order dated June 6, 1946, be, and the same hereby is, closed except with respect to legal fees and other expenses to be paid in connection with the proposed transaction, as to which matters jurisdiction was heretofore reserved.

It is further ordered, That the jurisdiction heretofore reserved with respect to the price to be paid Columbia for the Dayton common stock and the underwriters' spread and its allocation be, and the same hereby is, released, and that said application and declaration, as amended, be, and hereby is, granted and permitted to become effective, respectively, subject, however, to the terms and conditions prescribed in Rule U-24.

No. 115——6

An opinion will issue in due course.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-9911; Filed, June 11, 1946; 3:02 p. m.]

[File No. 70-1299]

AMERICAN GAS AND ELECTRIC CO. AND OHIO POWER CO.

ORDER GRANTING APPLICATION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 7th day of June, A. D. 1946.

American Gas and Electric Company ("American"), a registered holding company, and its subsidiary, Ohio Power Company ("Ohio Power"), having filed an application and amendments thereto pursuant to the Public Utility Holding Company Act of 1935 and the Rules and Regulations promulgated thereunder with respect to the following transactions.

American is the owner of all the presently outstanding 4,792,952 shares of no par value common stock of Ohio Power. American proposes to purchase from Ohio Power and Ohio Power proposes to sell to American 200,000 shares of no par value common stock of Ohio Power for a cash purchase price of $4,000,000. Ohio Power proposes to apply the proceeds from the sale of said common stock together with treasury cash to the payment of its presently outstanding bank loans in the principal amount of $4,750,000. American, in effecting the proposed transactions, states that it intends to utilize $3,441,266 of the proceeds from the sale of its holdings of the common stock of The Scranton Electric Company together with $558,734.00 of its general corporate funds.

Ohio Power requests that the requirement to increase its earned surplus by $1,000,000 per year through the year 1948 contained in the Commission's order dated March 26, 1941, be removed concurrently with the payment of said bank loans. The application states the consummation of the proposed transactions is contingent upon the approval by the Commission of the above request by Ohio Power.

The application states that the Public Utilities Commission of Ohio which has jurisdiction over the proposed issuance and sale of common stock and the use of the proceeds thereof has approved the proposed transactions.

American has requested that the Commission enter an order reciting that the proposed use by American of $3,441,266 of the proceeds of the sale by American of the common stock of The Scranton Electric Company for the proposed purchase by American from Ohio Power of the said 200,000 shares of no par value common stock of Ohio Power for a cash purchase price of $4,000,000 is necessary and appropriate to the integration or simplification of the Holding Company System of which American is a member and necessary or appropriate to effectuate the provisions of section 11 (b) of the act, and that such order conform to the pertinent requirements of sections 371 and 1808 of the Internal Revenue Code, as amended, and contain the recitals, specifications and itemizations therein required.

Said application having been filed on May 17, 1946, and said amendments having been filed on May 22, 1946, and June 6, 1946, and notice of said filing having been duly given in the form and manner prescribed by Rule U-23 of said act and the Commission not having received a request for a hearing with respect to said application within the period specified in said notice, or otherwise, and not having ordered the hearing thereon; and

The Commission finding that the proposed transactions hereinabove mentioned satisfy the requirements of the provisions of the act and the rules thereunder, insofar as they are applicable, and that it is appropriate in the public interest and the interest of investors and consumers that said application be granted and that the effective date therein be advanced:

It is ordered, Pursuant to Rule U-23 and the applicable provisions of said act and subject to the terms and conditions prescribed in Rule U-24 that the aforesaid application be, and the same hereby is, granted.

It is further ordered, That, upon consummation of the proposed transactions, the dividend restriction with respect to the common stock of Ohio Power contained in the order of the Commission dated March 26, 1941 be modified to eliminate therefrom the requirement that Ohio Power increase its earned surplus by $1,000,000 per year for the years 1946–1948, inclusive.

It is further ordered and recited, That the use by American of the balance of $3,441,266 of the proceeds of the sale of the common stock of The Scranton Electric Company for the purchase of shares of the common stock of the Ohio Power Company is necessary and appropriate to the integration or simplification of the Holding Company System of which American is a member, and necessary and appropriate to effectuate the provisions of section 11 (b) of the Public Utility Holding Company Act of 1935.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-9909; Filed, June 11, 1946; 3:02 p. m.]

[File No. 70-1305]

AMERICAN GAS AND ELECTRIC CO.

ORDER PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 7th day of June, A. D. 1946.

American Gas and Electric Company, a registered holding company subsidiary of Electric Bond and Share Company, also a registered holding company, hav-

ing filed a declaration and an amendment thereto pursuant to section 12 (c) of the Public Utility Holding Company Act of 1935 and Rule U-42 thereunder regarding the following proposed transactions:

American Gas and Electric Company proposes to redeem 204,000 shares of its 4¾% Cumulative Preferred Stock at the redemption price of $110 per share, plus accrued dividends to the redemption date. Such redemption prices will total $22,440,000, exclusive of accrued dividends. The redemption provisions relating to such stock require 30 days' notice of the intention to redeem. American Gas and Electric Company, in effecting the proposed transactions, will employ a major portion of the $25,881,266 realized from the sale of its holdings of Common Stock of The Scranton Electric Company.

American Gas and Electric Company has requested that the Commission enter an order reciting that the proposed use of $22,440,000 of the proceeds from the sale of its holdings of Common Stock of The Scranton Electric Company to redeem 204,000 shares of its (American's) 4¾% Cumulative Preferred Stock at the redemption price of $110 per share is necessary and appropriate to the integration and simplification of the holding company system of which American is a member and necessary or appropriate to effectuate the provisions of Section 11 (b) of the act, and that such order conform to the pertinent requirements of sections 371 and 1808 of the Internal Revenue Code, as amended, and contain the recitals, specifications and itemizations therein required.

Said declaration having been filed on the 22nd day of May, 1946, and a notice of said filing having been duly given in the form and manner prescribed by Rule U-23 promulgated pursuant to said Act, and the Commission not having received a request for a hearing with respect to said declaration within the period specified in said notice, or otherwise, and not having ordered a hearing thereon; and

The Commission finding with respect to said declaration that the requirements of the applicable provisions of the Act and the rules thereunder are satisfied and deeming it appropriate in the public interest and the interest of investors and consumers that said declaration be permitted to become effective and that the effective date thereon be advanced:

It is hereby ordered, Pursuant to said Rule U-23 and the applicable provisions of said act and subject to the terms and conditions prescribed in Rule U-24, that the aforesaid declaration be, and the same hereby is, permitted to become effective forthwith.

It is further ordered and recited, That the use by American of $22,440,000 of the proceeds of the sale of the Common Stock of The Scranton Electric Company for the redemption of a part of American's publicly-held 4¾% Cumulative Preferred Stock is necessary and appropriate to the integration or simplification of the Holding Company System of which American is a member, and necessary and appropriate to effectuate the provisions of section 11 (b) of the Public Utility Holding Company Act of 1935.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-9908; Filed, June 11, 1946; 3:02 p. m.]

[File Nos. 54-67 and 59-64]

PEOPLES LIGHT AND POWER CO. ET AL.

SUPPLEMENTAL ORDER REVISING PROCEDURE

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 11th day of June, A. D. 1946.

In the matter of Peoples Light and Power Company and subsidiary companies, File No. 54-67; Peoples Light and Power Company, California Public Service Company, Texas Public Service Farm Company, Texas Public Service Company, West Coast Power Company, File No. 59-64.

The Commission having by order dated September 14, 1945 approved the plan of Peoples Light and Power Company ("Peoples"), filed pursuant to section 11 (e) of the Public Utility Holding Company Act of 1935, which plan, among other things, provided for holding a meeting of stockholders for the election of a new board of directors and outlined the procedure for the nomination and election of said directors;

The procedure outlined in the plan for the nomination and election of a new board of directors of Peoples having provided, in part, that within 20 days after the close of nominations, Peoples would fix a date for and issue a notice of meeting for election of directors;

The Commission having reserved jurisdiction to revise or to pass upon any revision of the procedure set forth in the plan for the nomination and election of a new board of directors;

Peoples having informed the Commission that nominations for directors closed on May 20, 1946, and having requested the Commission to extend the time within which the company will fix a date for and issue a notice of meeting for the election of directors, from within 20 days after the close of nominations to within 30 days after the close of nominations in order to enable Peoples to obtain certain information for inclusion in the Proxy Statement which will accompany the notice of meeting for election of directors; and

The Commission deeming it appropriate in the public interest and for the protection of investors and consumers to grant the request of Peoples:

It is ordered, That the procedure outlined in Peoples' plan for the nomination and election of a new board of directors be, and the same hereby is, revised to the extent that the time within which Peoples (now, by change of name, Texas Public Service Company) will fix a date for and issue a notice of meeting for the election of directors shall be extended to within 30 days after the close of nominations.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-9929; Filed, June 12, 1946; 10:54 a. m.]

[File No. 70-1279]

CENTRAL INDIANA GAS CO. AND CONSOLIDATED ELECTRIC AND GAS CO.

SUPPLEMENTAL ORDER GRANTING JOINT APPLICATION-DECLARATION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 11th day of June, A. D. 1946.

Consolidated Electric and Gas Company ("Consolidated"), a registered holding company, and Central Indiana Gas Company ("Central Indiana"), a gas utility subsidiary company of Consolidated having filed a joint application and declaration and amendments thereto, pursuant to the Public Utility Holding Company Act of 1935, regarding, among other things, the issuance and sale, pursuant to the competitive bidding requirements of Rule U-50, of $3,250,000 principal amount of first mortgage bonds, due May 1, 1971, the price to Central Indiana and the interest rate for such securities to be fixed by competitive bidding;

The Commission having by Order entered herein, under date of May 29, 1946, granted and permitted effectiveness to the application and declaration, as amended, regarding the issuance and sale of the aforesaid bonds subject, however, among other things, to the condition that the proposed issuance and sale should not be consummated until the results of competitive bidding held pursuant to Rule U-50 have been made a matter of record in this proceeding and a further order entered by this Commission in the light of the record so completed; Central Indiana now having filed an amendment to its application and declaration setting forth the action taken to comply with the requirements of Rule U-50 and stating that pursuant to the invitation for competitive bids, separate bids were received as follows:

Underwriter	Percent of principal amount	Coupon rate	Cost to Central Indiana
		Percent	
Kidder, Peabody & Co.	101.03	2¾	2.8173
Salomon Bros. & Hutzler	100.837	2¾	2.8268
Halsey Stuart & Co.	100.63	2¾	2.83681
White, Weld & Co. and Shields & Co.	100.149	2¾	2.8666
The First Boston Corp.	100.049	2¾	2.87229
Central Republic Co.	101.3999	3	2.92071

It further appearing that Central Indiana has accepted the bid of Kidder, Peabody & Co. that the bonds are to be resold to the public at 101.625% of the principal amount thereof plus accrued interest from May 1, 1946, to the date of delivery representing a spread to the underwriters of 0.595% on said bonds;

It is ordered, That said joint application and declaration, as amended be and the same hereby is granted and permitted to become effective forthwith subject to the terms and conditions prescribed by Rule U-24, and that the jurisdiction heretofore reserved over the payment of all legal fees and expenses in connection with the proposed transaction, consisting of a fee of $7,500 to Milbank, Tweed, Hope, Hadley & McCloy as counsel for Central Indiana, and a fee of $5,000 and expenses of $250 to Debevoise, Stevenson, Plimpton & Page, as counsel for the purchasers, be, and the same hereby is, released.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-9930; Filed, June 12, 1946; 10:54 a. m.]

[File Nos. 54-94 and 59-59]

AMERICAN STATES UTILITIES CORP. ET AL.

ORDER GRANTING REQUESTED FURTHER EXTENSION OF TIME TO FILE AMENDMENT

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 11th day of June A. D. 1946.

In the matters of American States Utilities Corporation, Edison Sault Electric Company, Southern California Water Company, Applicants, File No. 54-94; American States Utilities Corporation, et al., Respondents, File No. 59-59.

American States Utilities Corporation ("American States"), a registered holding company, and its subsidiaries, Edison Sault Electric Company ("Edison Sault") and Southern California Water Company ("Southern California"), having filed a plan herein pursuant to Section 11 (e) of the Public Utility Holding Company Act of 1935; and

The Commission, in its findings and opinion herein dated April 11, 1946, having found that said plan, if amended in certain respects, would be necessary to effectuate the provisions of section 11 (b) of the act and fair and equitable to the persons affected by said plan; and

The Commission having stated in said findings and opinion that if, within 30 days from the date thereof (or such additional time as may be applied for upon a proper showing), an amendment not inconsistent with said findings and opinion were not filed, an order would be entered disapproving said plan; and

The Commission having previously granted an extension of time to the applicants by order dated May 3, 1946, to June 10, 1946, within which to file an appropriate amendment to said plan; and

American States, Edison Sault and Southern California having filed on May 24, 1946, a motion applying for a further extension of time from June 10, 1946, to July 10, 1946, within which to file an appropriate amendment to said plan, for the reason that certain studies and investigations are necessary and appropriate at this time with respect to the possibility of selling the principal asset of American States, and that such studies and investigations will not enable the management to prepare and file an appropriate amendment prior to July 10, 1946;

The Commission having considered said application and it appearing that the requested extension of time may appropriately be granted;

It is ordered, That the application of American States, Edison Sault and Southern California for an extension of time to July 10, 1946, to file an appropriate amendment to their plan in accordance with the Commission's findings and opinion herein dated April 11, 1946, be, and it hereby is granted.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-9931; Filed, June 12, 1946; 10:54 a. m.]

[File Nos. 54-39, 54-69, 59-65]

LACLEDE GAS LIGHT CO. ET AL.

INTERIM ORDER WITH RESPECT TO PAYMENT OF FEES AND EXPENSES

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 10th day of June A. D. 1946.

In the matters of the Laclede Gas Light Company, Laclede Power & Light Company, Phoenix Light, Heat and Power Company, Ogden Corporation, File No. 54-39; Ogden Corporation and subsidiary companies, File No. 54-69; Ogden Corporation and subsidiary companies (Respondents), File No. 59-65.

Ogden Corporation ("Ogden"), a registered holding company, and its subsidiaries, The Laclede Gas Light Company ("Laclede Gas"), Laclede Power & Light Company ("Laclede Electric"), and Phoenix Light, Heat and Power Company, having filed applications and declarations and amendments thereto under section 11 (e) and other applicable sections of the Public Utility Holding Company Act of 1935, with respect to a plan providing, among other things, for the sale of the electric properties operated by Laclede Electric, the dissolution of Laclede Electric, the recapitalization of Laclede Gas, and the sale by Ogden of the new common stock of Laclede Gas received by Ogden under the provisions of the plan (File No. 54-39);

The Commission having entered orders on May 27, 1944, and December 2, 1944, approving said plan, as amended, subject to certain terms and conditions, including the condition that the applicants undertake to pay such fees and reimburse such expenses incurred or to be incurred in connection with said plan, the transactions incident thereto, and the consummation thereof, as are approved, allocated or awarded by further order or orders of the Commission;

Laclede Gas having filed a statement requesting that the Commission enter an order approving the payment of a bill for fees and expenses rendered by the firm of Deloitte, Plender, Griffiths & Co., in the amount of $15,700 for professional services rendered in connection with the Plan of Reorganization;

The Commission having considered the record, and finding that the aforesaid fees and expenses are not unreasonable in amount and may appropriately be paid by Laclede Gas, without prejudice however to the ultimate allocation of the cost as among Laclede Gas, Laclede Electric and Ogden;

It is ordered, That jurisdiction be, and it hereby is, released as to the reasonableness of the aforesaid fees and expenses and that payment thereof by Laclede Gas be, and it hereby is, approved.

It is further ordered, That jurisdiction heretofore reserved by the Commission with respect to allocation of fees and expenses incurred in connection with said plan be continued with respect to the ultimate allocation of the aforesaid fees and expenses.

It is further ordered, That jurisdiction be, and it hereby is, reserved with respect to the amount and allocation of all other fees and expenses incurred or to be incurred in connection with said plan.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-9932; Filed, June 12, 1946; 10:54 a. m.]

[File No. 70-1275]

PHILADELPHIA ELECTRIC POWER CO. AND THE SUSQUEHANNA POWER CO.

ORDER GRANTING APPLICATION AND PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 7th day of June 1946.

Philadelphia Electric Power Company (PE Power), a registered holding company and a subsidiary of Philadelphia Electric Company, and PE Power's subsidiary, The Susquehanna Power Company (Susquehanna), having filed a joint application and declaration under sections 6, 7 and 12 of the Public Utility Holding Company Act of 1935 and Rules U-42, U-43 and U-50 promulgated thereunder regarding (1) the issue and sale by PE Power of $30,000,000 principal amount of First Mortgage Bonds pursuant to the competitive bidding requirements of Rule U-50; $12,000,000 principal amount of serial notes maturing semi-annually in equal amounts from January 1, 1947, to July 1, 1956, inclusive, bearing interest at the rate of 1.68% per annum; a maximum of 120,000 shares of common stock, having an aggregate par value of $3,000,000 to Philadelphia Electric Company for cash at par value; and 242,000 shares of common stock, having an aggregate par value of $6,050,000, in exchange for $5,050,000 principal amount of 6% demand notes held by Philadelphia Electric Company; (2) Susquehanna's proposal to join with PE Power in the execution of the supplemental indenture securing the new is-

sue of bonds and to guarantee the payment of the principal and interest of the bonds and serial notes to be issued by PE Power; and (3) the use of the proceeds of the issue and sale of the bonds, notes and common stock by PE Power to redeem its outstanding First Mortgage Gold Bonds, 5½% Series, due 1972, in the principal amount of $29,731,000, at the redemption price of 105½% of the principal amount thereof plus accrued interest and to redeem its outstanding 480,000 shares of 8% Cumulative Preferred Stock, having a par value of $25 per share, at the redemption price of $28 per share plus accrued dividends; and

A public hearing having been held after appropriate notice and the Commission having considered the record and having made and filed its findings and opinion herein;

It is ordered, That said application and declaration be, and the same hereby are, granted and permitted to become effective, respectively, subject to the terms and conditions prescribed in Rule U-24 and subject to the further condition that the proposed issue and sale of the bonds shall not be consummated until the results of competitive bidding, pursuant to Rule U-50, shall have been made a matter of record in this proceeding and a further order shall have been entered by this Commission in the light of the record so completed, which order may contain such further terms and conditions as may then be deemed appropriate.

It is further ordered, That jurisdiction be, and hereby is, reserved over the payment of the financial adviser's fee and all fees and expenses of counsel in connection with the proposed transactions, including the fees and expenses of counsel for the bidders.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-9933; Filed, June 12, 1946; 10:54 a. m.]

[File Nos. 70-1246 and 54-128]

NY PA NJ UTILITIES CO. ET AL.

ORDER GRANTING APPLICATIONS AND PERMITTING DECLARATIONS TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 10th day of June 1946.

In the matters of NY PA NJ Utilities Company, Metropolitan Edison Company, File No. 70-1246; National Power & Light Company, Pennsylvania Power & Light Company, File No. 54-128 (Supplemental Application). (Public Utility Holding Company Act of 1935).

NY PA NJ Utilities Company, a registered holding company, and Metropolitan Edison Company ("Met Ed"), a subsidiary thereof, and National Power & Light Company, a registered holding company, and Pennsylvania Power & Light Company ("Pennsylvania"), a subsidiary thereof, having filed applications and declarations pursuant to sections 9 (a), 10 and 12 (d) of the Public Utility Holding Company Act of 1935 and Rule U-44 promulgated thereunder with respect to the acquisition by Met Ed of the outstanding capital stock and scrip of The Edison Illuminating Company of Eastern ("Edison") from Pennsylvania for a consideration of $298,179 plus a sum equal to the net assets of Edison at the date of closing.

Said applications and declarations having been consolidated and, after appropriate notice, a hearing having been held on such consolidated matters, the Commission having considered the record in this matter, and having made and filed its findings and opinion herein;

It is hereby ordered, That, pursuant to the applicable provisions of said Act, said applications and declarations be, and hereby are, granted and permitted to become effective forthwith, subject to the terms and conditions prescribed in Rule U-24 of the general rules and regulations under the act and to the further condition that Metropolitan Edison Company, upon acquisition of the capital stock and scrip of The Edison Illuminating Company of Easton, provide in its accounts a reserve equal to the amount of such excess of the purchase price over underlying book value as may exist at the closing date, or, in the alternative, write off such excess against its earned surplus account.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-9935; Filed, June 12, 1946; 10:55 a. m.]

[File No. 70-1307]

CAMBRIDGE ELECTRIC LIGHT CO. AND NEW ENGLAND GAS AND ELECTRIC ASSN.

NOTICE OF FILING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 10th day of June 1946.

Notice is hereby given that a joint application-declaration has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 by New England Gas and Electric Association (New England), a registered holding company, and its subsidiary, Cambridge Electric Light Company (Cambridge); and

Notice is further given that any interested person may, not later than June 21, 1946, at 5:30 p. m., e. d. s. t., request the Commission in writing that a hearing be held on such matter, stating the reason for such request and the nature of his interest, or may request that he be notified if the Commission should order a hearing thereon. At any time thereafter such application-declaration, as filed or as amended, may be granted or permitted to become effective as provided in Rule U-23 of the Rules and Regulations promulgated pursuant to said Act, or the Commission may exempt such transactions as provided in Rules U-20 (a) and U-100 thereof. Any such request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania.

All interested persons are referred to said application-declaration which is on file in the offices of said Commission, for a statement of the transactions therein proposed which are summarized below:

Cambridge proposes to issue its notes payable to The First National Bank of Boston in amounts not exceeding in the aggregate $3,338,000, all of such notes to be issued and dated prior to March 31, 1948, in such denominations as Cambridge shall elect at the time of issue to mature not later than December 31, 1951, and to bear interest at a rate not exceeding 2% per annum.

Cambridge has presently outstanding indebtedness aggregating $500,000 due The First National Bank of Boston, represented by notes maturing June 30, 1946. The new notes will be issued to retire said existing notes maturing June 30, 1946, and thereafter in such amounts as may be necessary to pay for proposed additions and betterments to the plant and property of Cambridge.

As soon as the loans made by The First National Bank of Boston shall aggregate $1,000,000 and completed fundable additions to plant are at least $1,000,000, Cambridge will issue and sell additional shares of its capital stock sufficient to provide $1,000,000, which cash will be applied to the reduction of its note indebtedness. Under the terms of the loan agreement with The First National Bank of Boston, New England will at that time purchase such additional capital stock when the same has been duly authorized and issued. It is the further intention of Cambridge that the remainder of the temporary borrowings will eventually be replaced by an issue of first mortgage bonds.

The application by Cambridge is filed pursuant to section 6 (b) for exemption from the provisions of section 6 (a) of the act of the issue and sale of the notes payable in the aggregate amount of $3,338,000. New England has joined in the filing under section 12 (f) of the act by reason of its participation in the loan agreement with The First National Bank of Boston; it agrees therein, subject to approvals required of regulatory authorities, to purchase the new additional shares of capital stock of Cambridge to be issued in the future.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-9934; Filed, June 12, 1946; 10:54 a. m.]

Reference

JUN 17 '46

THE NATIONAL ARCHIVES — LITTERA SCRIPTA MANET — OF THE UNITED STATES — 1934

FEDERAL REGISTER

VOLUME 11 NUMBER 116

Washington, Friday, June 14, 1946

Regulations

TITLE 7—AGRICULTURE

Subtitle A—Office of the Secretary of Agriculture

FRESH FRUITS AND VEGETABLES

INDEFINITE APPROVAL OF CERTAIN ACTIONS TAKEN BY THE OFFICE OF PRICE ADMINISTRATION

Approval is hereby given to orders issued by any regional or district office of the Office of Price Administration adjusting the weights retailers use in determining their ceiling prices for the fresh fruits and vegetables covered by Maximum Price Regulations 422 and 423, pursuant to authority delegated to them by section 18 (f) of MPR 423 and section 20 (f) of MPR 422. This approval is effective from June 12, 1946, until revoked.

[SEAL] N. E. DODD, *Acting Secretary.*

JUNE 12, 1946.

[F. R. Doc. 46-10078; Filed, June 13, 1946; 11:07 a. m.]

Chapter IX—Production and Marketing Administration (Marketing Agreements and Orders)

PART 912—MILK IN THE DUBUQUE, IOWA, MARKETING AREA

SUSPENSION OF CERTAIN PROVISION

Pursuant to the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), hereinafter referred to as the "act," and of the order, as amended, regulating the handling of milk in the Dubuque, Iowa, marketing area (7 CFR Cum. Supp. 912.0 et seq.), it is hereby determined that the provision of such order, as amended, which provides that the foundation price for Class I milk and Class II milk be based on the average of the basic or field prices ascertained to have been paid for milk of 3.5 percent butterfat content received during the period beginning with the 16th day of the previous delivery period, and ending with the 15th day of the then current month, is a provision which does not tend to effectuate the declared policy of the act during the period from 12:01 a. m., June 12, 1946, to 11:59 p. m. July 31, 1946.

It is therefore ordered, That the words, ". . . the period beginning with the 16th day of the previous month and ending with the 15th day of . . ." in § 912.6 (a) (5) of the order, as amended, regulating the handling of milk in the Dubuque, Iowa, marketing area, be and are hereby suspended for the period from 12:01 a. m. on June 12, 1946 to 11:59 p. m. on July 31, 1946.

Done at Washington, D. C. this 12th day of June 1946.

[SEAL] N. E. DODD, *Acting Secretary of Agriculture.*

[F. R. Doc. 46-10052; Filed, June 12, 1946; 4:05 p. m.]

PART 913—MILK IN THE GREATER KANSAS CITY MARKETING AREA

SUSPENSION OF CERTAIN PROVISION

Pursuant to the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), hereinafter referred to as the "act," and of the order, as amended, regulating the handling of milk in the Greater Kansas City marketing area (8 F.R. 2521, 8294; 11 F.R. 5469), it is hereby determined that the provision of such order, as amended, which provides that the basic formula price be based on the average of the basic or field prices ascertained to have been paid for milk of 3.5 percent butterfat content received during the immediately preceding delivery period at the listed plants is a provision which does not tend to effectuate the declared policy of the act during the period from 12:01 a. m. June 12, 1946, to 11:59 p. m. July 31, 1946.

It is therefore ordered, That the words, "immediately p r e c e d i n g," in § 913.7 (b) of the order, as amended regulating the handling of milk in the

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FEDERAL REGISTER

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Greater Kansas City marketing area be and are hereby suspended, wherever appearing, for the period from 12:01 a. m. June 12, 1946 to 11:59 p. m. July 31, 1946.

Done at Washington, D. C. this 12th day of June 1946.

[SEAL] N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 46-10056; Filed, June 12, 1946; 4:05 p. m.]

PART 944—MILK IN THE QUAD CITIES, IOWA, MARKETING AREA

SUSPENSION OF CERTAIN PROVISION

Pursuant to the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 USC 601 et seq.), hereinafter referred to as the "act," and of the order, as amended, regulating the handling of milk in the Quad Cities marketing area (9 F.R. 3278), it is hereby determined that the provision of such order, as amended, which provides that the Class III price for each delivery period be based on the average of the basic or field prices ascertained to have been paid for milk of 3.5 percent butterfat content at the listed plants during the period from the 16th day of the previous month to the 15th day of the then current month is a provision which does not tend to effectuate the declared policy of the act during the period from 12:01 a. m., June 12, 1946 to 11:59 p. m., July 31, 1946.

It is, therefore, ordered, That the words, "the period beginning with the 16th day of the previous month and ending with the 15th day of" in § 944.4 (a) (3) of the order, as amended, regulating the handling of milk in the Quad Cities marketing area be and are hereby suspended for the period from 12:01 a. m., June 12, 1946 to 11:59 p. m., July 31, 1946.

Done at Washington, D. C., this 12th day of June 1946.

[SEAL] N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 46-10055; Filed, June 12, 1946; 4:05 p. m.]

PART 968—MILK IN THE WICHITA, KANSAS, MARKETING AREA

SUSPENSION OF CERTAIN PROVISION

Pursuant to the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), hereinafter referred to as the "act," and of the order, as amended, regulating the handling of milk in the Wichita, Kansas, marketing area (9 F.R. 5761; 10 F.R. 13587), it is hereby determined that the provision of such order, as amended, which provides that the basic formula price be based on the average of the basic or field prices ascertained to have been paid for milk of 3.5 percent butterfat content received during the immediately preceding delivery period is a provision which does not tend to effectuate the declared policy of the act during the period from 12:01 a. m. June 12, 1946, to 11:59 p. m. July 31, 1946.

It is therefore ordered, That the words "immediately preceding," in § 968.4 (b) of the order, as amended, regulating the handling of milk in the Wichita, Kansas, marketing area be and are hereby suspended, wherever appearing for the period from 12:01 a. m. June 12, 1946 to 11:59 p. m. July 31, 1946.

Done at Washington, D. C., this 12th day of June 1946.

[SEAL] N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 46-10057; Filed, June 12, 1946; 4:06 p. m.]

PART 954—MILK IN THE DULUTH-SUPERIOR MARKETING AREA

SUSPENSION OF CERTAIN PROVISIONS

Pursuant to the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), hereinafter referred to as the "act," and of the order, as amended, regulating the handling of milk in the Duluth-Superior marketing area (6 F.R. 2246; 7 F.R. 595; 8 F.R. 8294, 9903) it is hereby determined that the provisions of such order, as amended, (1) which require the market administrator to compute and publicly announce, not later than the end of each delivery period, the prices for Class I milk and Class II milk and the butterfat differential to be effective for the following delivery period, and (2) which provide that the Class II price for each delivery period be based, in part, on the average of the daily prices per pound of 92 score butter at wholesale in the Chicago market for the period from the 25th day of the month second preceding such delivery period through the 24th day of the month immediately preceding such delivery period, are provisions which do not tend to effectuate the declared policy of the act during the period from 12:01 a. m., June 12, 1946, to 11:59 p. m., July 31, 1946.

It is, therefore, ordered, That the following provisions of the order, as amended, regulating the handling of milk in the Duluth-Superior marketing area be and are hereby suspended for the period from 12:01 a. m., June 12, 1946, to 11:59 p. m., July 31, 1946:

1. Section 954.2 (e) (1); and

2. In § 954.5 (a) (2) (i) the words "the period from the 25th day of the month second preceding such delivery period through the 24th day of the month immediately preceding."

Done at Washington, D. C., this 12th day of June 1946.

[SEAL] N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 46-10053; Filed, June 12, 1946; 4:05 p. m.]

PART 970—MILK IN THE CLINTON, IOWA, MARKETING AREA

SUSPENSION OF CERTAIN PROVISIONS

Pursuant to the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et sec.), hereinafter referred to as the "act," and of the order, as amended, regulating the handling of milk in the Clinton, Iowa, marketing area (9 F.R. 11830; 11 F.R. 2915), it is hereby determined that the provision of such order, as amended, which provides that the Class II price for each delivery period be based on the average of the basic or field prices ascertained to have been paid for milk of 3.5 percent butterfat content at the listed plants during the period from the 16th day of the previous month to the 15th day of the then current month is a provision which does not tend to effectuate the declared policy of the act during the period from 12:01 a. m., June 12, 1946, to 11:59 p. m., July 31, 1946.

It is, therefore, ordered, That the words ". . . the period beginning with the 16th day of the previous month and ending with the 15th day of . . ." in § 970.4 (a) (2) of the order, as amended, regulating the handling of milk in the Clinton, Iowa, marketing area be and are hereby suspended for the period from 12:01 a. m., June 12, 1946, to 11:59 p. m., July 31, 1946.

Done at Washington, D. C., this 12th day of June 1946.

[SEAL] N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 46-10054; Filed, June 12, 1946; 4:05 p. m.]

TITLE 14—CIVIL AVIATION

Chapter II—Administrator of Civil Aeronautics

[Amdt. 92]

PART 600—DESIGNATION OF CIVIL AIRWAYS

REDESIGNATION OF CIVIL AIRWAYS

MAY 28, 1946.

Acting pursuant to the authority vested in me by section 302 of the Civil Aeronautics Act of 1938, as amended, I hereby amend Part 600 of the Regulations of the Administrator of Civil Aeronautics as follows:

1. By amending § 600.10207 to read as follows:

§ 600.10207 *Red civil airway No. 8 (Altoona, Pa., to Wilkes-Barre, Pa.)* From the intersection of the center lines of the on course signals of the southwest leg of the Elmira, N. Y., radio range and the west leg of the Williamsport, Pa., radio range via the Williamsport, Pa., radio range station to the intersection of the center lines of the on course signals of the east leg of the Williamsport, Pa., radio range and the southwest leg of the Wilkes-Barre, Pa., radio range.

2. By striking in § 600.10209 *Red civil airway No. 10 (Trinidad, Colo., to Charleston, S. C.)* the words: "a point located at latitude 36°47' and longitude 102°15'30''."

3. By amending § 600.10225 *Red civil airway No. 26 (New York, N. Y. to Syracuse, N. Y.)* to read as follows:

§ 600.10225 *Red civil airway No. 26 (Syracuse, N. Y., to New York, N. Y.).* From the Syracuse, N. Y., radio range station via the Wilkes-Barre, Pa., radio range station to the Allentown, Pa., radio range station.

4. By amending § 600.10239 to read as follows:

§ 600.10239 *Red civil airway No. 40 (Shemya, Alaska to Homer, Alaska).* From the Shemya, Alaska, radio range station via the Amchitka, Alaska, radio range station and the intersection of the center lines of the on course signals of the east leg of the Amchitka, Alaska, radio range and southwest leg of the Adak, Alaska, radio range to the Adak, Alaska, radio range station. From the Kodiak, Alaska, radio range station to the Homer, Alaska, radio range station.

5. By amending § 600.10338 *Blue civil airway No. 39 (Knoxville, Tenn., to Pittsburgh, Pa.)* to read as follows:

§ 600.10338 *Blue civil airway No. 39 (Knoxville, Tenn., to Syracuse, N. Y.)* From the Tri-City, Tenn., radio range station via a point located at 37°20' north and 81°52'40'' west and the Charleston, W. Va., radio range station to the Pittsburgh, Pa., radio range station. From the intersection of the center lines of the on course signals of the southeast leg of the Pittsburgh, Pa., radio range and the south leg of the Altoona, Pa., radio range via the Altoona, Pa., radio range station to the intersection of the center lines of the on course signals of the northeast leg of the Altoona, Pa., radio range and the southwest leg of the Elmira, N. Y., radio range via the Elmira, N. Y., radio range station to the intersection of the center lines of the on course signals of the northeast leg of the Elmira, N. Y., radio range and the south leg of the Syracuse, N. Y., radio range.

This amendment shall become effective 0001 e. s. t., June 15, 1946.

T. P. WRIGHT,
Administrator of Civil Aeronautics.

[F. R. Doc. 46-10066; Filed, June 13, 1946; 9:47 a. m.]

[Amdt. 142]

PART 601—DESIGNATION OF AIRWAY TRAFFIC CONTROL AREAS, AIRPORT APPROACH ZONES, AIRPORT TRAFFIC ZONES AND RADIO FIXES

REDESIGNATION OF AIRWAY TRAFFIC CONTROL AREAS AND RADIO FIXES

MAY 28, 1946.

Acting pursuant to the authority vested in me by section 308 of the Civil Aeronautics Act of 1938, as amended, and Special Regulations No. 197 of the Civil Aeronautics Board, I hereby amend Part 601 of the Regulations of the Administrator of Civil Aeronautics as follows:

1. By amending § 601.10226 *Red civil airway No. 26 airway traffic control areas (New York, N. Y., to Syracuse, N. Y.)* to read as follows:

§ 601.10226 *Red civil airway No. 26 airway traffic control areas (Syracuse, N. Y., to New York, N. Y.)* All of Red civil airway No. 26.

2. By amending § 601.10339 *Blue civil airway No. 39 airway traffic control areas (Knoxville, Tenn., to Pittsburgh, Pa.)* to read as follows:

§ 601.10339 *Blue civil airway No. 39 airway traffic control areas (Knoxville, Tenn., to Syracuse, N. Y.).* All of Blue civil airway No. 39. From the Tri-City, Tenn., radio range station to a line extended at right angles across such airway through a point 25 miles northeast of the Tri-City, Tenn., radio range station; from a line extended at right angles across such airway through a point 25 miles south of the Charleston, W. Va., radio range to a point 25 miles northeast of the Charleston, W. Va., radio range station; from a line extended at right angles across such airway through a point 25 miles west of the Pittsburgh, Pa., radio range to the Pittsburgh, Pa., radio range station; from the intersection of the center lines of the on course signals of the southeast leg of the Pittsburgh, Pa., radio range and the south leg of the Altoona, Pa., radio range to the intersection of the center lines of the on course signals of the northeast leg of the Elmira, N. Y., radio range and the south leg of the Syracuse, N. Y., radio range.

3. By amending § 601.40240 to read as follows:

§ 601.40240 *Red civil airway No. 40 (Shemya, Alaska to Homer, Alaska),* Amchitka, Alaska radio range station; the intersection of the center lines of the on course signals of the southwest leg of the Adak, Alaska radio range and the southeast leg of the Tanaga, Alaska radio range; the Kodiak, Alaska radio range station.

4. By amending § 601.40325 to read as follows:

§ 601.40325 *Blue civil airway No. 25 (Cordova, Alaska to Big Delta, Alaska).* The intersection of the center lines of the on course signals of the northeast leg of the Cordova, Alaska radio range and the southeast leg of the Gulkana, Alaska radio range.

5. By amending § 601.40326 to read as follows:

§ 601.40326 *Blue civil airway No. 26 (Anchorage, Alaska to Fairbanks, Alaska).* Talkeetna, Alaska non-directional radio marker; Summit, Alaska radio range station; the intersection of the center lines of the on course signals of the northeast leg of the Summit, Alaska radio range and the southeast leg of the Nenana, Alaska radio range.

This amendment shall become effective 0001 e. s. t., June 15, 1946.

T. P. WRIGHT,
Administrator of Civil Aeronautics.

[F. R. Doc. 46-10067; Filed, June 13, 1946, 9:47 a. m.]

TITLE 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

[Docket No. 5399]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

I. PUKEL

§ 3.6 (i) *Advertising falsely or misleadingly—Free goods or services:* § 3.6 (r) *Advertising falsely or misleadingly—Prices—Exaggerated as regular and customary:* § 3.72 (e) *Offering deceptive inducements to purchase or deal—Free goods:* § 3.99 (b) *Using or selling lottery devices—In merchandising.* In connection with the offering for sale, sale, and distribution of vanity chests, toiletries, novelties, or any other articles of merchandise in commerce (1) supplying to, or placing in the hands of, others, push cards or other devices which are to be used or may be used in the sale and distribution of said merchandise to the public by means of a game of chance, gift enterprise, or lottery scheme; (2) shipping, mailing or transporting to agents or to distributors or to members of the purchasing public, push cards or other devices which are to be used or may be used in the sale and distribution of said merchandise to the public by means of a game of chance, gift enterprise, or lottery scheme; (3) selling or otherwise disposing of any merchandise by means of a game of chance, gift enterprise, or lottery scheme; (4) using the term "free" or "gift" or any other term of similar import and meaning to describe, designate, or refer to any merchandise which is furnished as compensation for services rendered or the price of which is included in the price of other merchandise; or (5) representing as the customary or regular price or value of respondent's merchandise, any price or value which is in excess of the price at which said merchandise is customarily offered for sale and sold in the normal and usual course of business; prohibited. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U. S. C., sec. 45b) [Cease and desist order, I. Pukel, Docket 5399, May 10, 1946]

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 10th day of May A. D. 1946.

In the Matter of Isadore Pukel, an Individual Trading as I. Pukel

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission and the substitute answer of respondent, in which answer respondent admits all of the material allegations of fact set forth in said complaint and states that he waives all intervening procedure and further hearing as to said facts, and the Commission having made its findings as to the facts and conclusion that said respondent has violated the provisions of the Federal Trade Commission Act:

It is ordered, That the respondent, Isadore Pukel, an individual, trading as I. Pukel or under any other trade name, and his representatives, agents, and employees, directly or through any corporate or other device in connection with the offering for sale, sale, and distribution of vanity chests, toiletries, novelties, or any other articles of merchandise in commerce as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from:

1. Supplying to, or placing in the hands of, others, push cards or other devices which are to be used or may be used in the sale and distribution of said merchandise to the public by means of a game of chance, gift enterprise, or lottery scheme.

2. Shipping, mailing or transporting to agents or to distributors or to members of the purchasing public, push cards or other devices which are to be used or may be used in the sale and distribution of said merchandise to the public by means of a game of chance, gift enterprise, or lottery scheme.

3. Selling or otherwise disposing of any merchandise by means of a game of chance, gift enterprise, or lottery scheme.

4. Using the term "free' or "gift" or any other term of similar import and meaning to describe, designate, or refer to any merchandise which is furnished as compensation for services rendered or the price of which is included in the price of other merchandise.

5. Representing as the customary or regular price or value of respondent's merchandise, any price or value which is in excess of the price at which said merchandise is customarily offered for sale and sold in the normal and usual course of business.

It is further ordered, That the respondent shall, within sixty (60) days after service upon him of this order, file with the Commission a report in writing, setting forth in detail the manner and form in which he has complied with this order.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 46-10074; Filed, June 13, 1946; 11:02 a. m.]

TITLE 26—INTERNAL REVENUE

Chapter I—Bureau of Internal Revenue

Subchapter A—Income and Excess Profits Taxes

[T. D. 5517]

PART 29—INCOME TAX; TAXABLE YEARS BEGINNING AFTER DECEMBER 31, 1941

MISCELLANEOUS AMENDMENTS

In order to conform Regulations 111 (26 CFR, Cum. Supp., Part 29) to sections 101, 102, 103, 121 (a), (c), and (d), 122 (g) and (h), 131 (a), and 152 of the Revenue Act of 1945 (Public Law 214, 79th Congress), approved November 8, 1945, such regulations are amended as follows:

PARAGRAPH 1. There is inserted immediately preceding § 29.11-1 the following:

SEC. 101. REDUCTION IN NORMAL TAX AND SURTAX ON INDIVIDUALS. (Revenue Act of 1945.)

(a) *Reduction in normal tax on individuals.* Section 11 (relating to the normal tax on individuals) is amended to read as follows:

SEC. 11. NORMAL TAX ON INDIVIDUALS.

There shall be levied, collected, and paid for each taxable year upon the net income of every individual a normal tax determined by computing a tentative normal tax of 3 per centum of the amount of the net income in excess of the credits against net income provided in section 25, and by reducing such tentative normal tax by 5 per centum thereof. For alternative tax which may be elected if adjusted gross income is less than $5,000, see Supplement T.

(d) *Taxable years to which applicable.* The amendments made by this section shall be applicable to taxable years beginning after December 31, 1945. For treatment of taxable years beginning in 1945 and ending in 1946, see section 131.

PAR. 2. Section 29.11-1, as amended by Treasury Decision 5458, approved June 15, 1945, is further amended by striking out the last sentence and inserting in lieu thereof the following:

For taxable years beginning after December 31, 1943, and before January 1, 1946, the normal tax on individuals is at the rate of 3 percent and is upon net income reduced by the amount of the normal tax exemption provided in section 25 (a) for such years and by the credits under section 25 (a) for interest on certain obligations of the United States and obligations of instrumentalities of the United States. For taxable years beginning after December 31, 1945, the normal tax on individuals is determined by computing a tentative normal tax of 3 percent of the amount of the net income in excess of the credits against net income provided in section 25 and by reducing such tentative normal tax by 5 percent thereof.

For treatment of taxable years beginning in 1945 and ending in 1946, see § 29.108-2.

PAR. 3. There is inserted immediately preceding § 29.12-1 the following:

SEC. 101. REDUCTION IN NORMAL TAX AND SURTAX ON INDIVIDUALS. (Revenue Act of 1945.)

* * * * * *

(b) *Reduction in surtax on individuals.* Section 12 (b) (relating to the rate of surtax on individuals) is amended to read as follows:

(b) *Rates of surtax.* There shall be levied, collected, and paid for each taxable year upon the surtax net income of every individual a surtax determined by computing a tentative surtax under the following table, and by reducing such tentative surtax by 5 per centum thereof:

If the surtax net income is:	The tentative surtax shall be:
Not over $2,000	17% of the surtax net income.
Over $2,000 but not over $4,000	$340, plus 19% of excess over $2,000.
Over $4,000 but not over $6,000	$720, plus 23% of excess over $4,000.
Over $6,000 but not over $8,000	$1,180, plus 27% of excess over $6,000.
Over $8,000 but not over $10,000	$1,720, plus 31% of excess over $8,000.
Over $10,000 but not over $12,000	$2,340, plus 35% of excess over $10,000
Over $12,000 but not over $14,000	$3,040, plus 40% of excess over $12,000.
Over $14,000 but not over $16,000	$3,840, plus 44% of excess over $14,000.
Over $16,000 but not over $18,000	$4,720, plus 47% of excess over $16,000.
Over $18,000 but not over $20,000	$5,660, plus 50% of excess over $18,000.
Over $20,000 but not over $22,000	$6,660, plus 53% of excess over $20,000.
Over $22,000 but not over $26,000	$7,720, plus 56% of excess over $22,000.
Over $26,000 but not over $32,000	$9,960, plus 59% of excess over $26,000.
Over $32,000 but not over $38,000	$13,500, plus 62% of excess over $32,000.
Over $38,000 but not over $44,000	$17,220, plus 66% of excess over $38,000.
Over $44,000 but not over $50,000	$21,180, plus 69% of excess over $44,000.
Over $50,000 but not over $60,000	$25,320, plus 72% of excess over $50,000.
Over $60,000 but not over $70,000	$32,520, plus 75% of excess over $60,000.
Over $70,000 but not over $80,000	$40,020, plus 78% of excess over $70,000.
Over $80,000 but not over $90,000	$47,820, plus 81% of excess over $80,000.
Over $90,000 but not over $100,000	$55,920, plus 84% of excess over $90,000.
Over $100,000 but not over $150,000	$64,320, plus 86% of excess over $100,000.
Over $150,000 but not over $200,000	$107,320, plus 87% of excess over $150,000.
Over $200,000	$150,820, plus 88% of excess over $200,000.

(c) *Limitation on tax.* Section 12 (g) (relating to the 90 per centum limitation) is amended by striking out "90 per centum" and inserting in lieu thereof "85½ per centum."

(d) *Taxable years to which applicable.* The amendments made by this section shall be applicable to taxable years beginning after December 31, 1945. For treatment of taxable years beginning in 1945 and ending in 1946, see section 131.

PAR. 4. Section 29.12–1, as amended by Treasury Decision 5425, approved December 29, 1944, is further amended by striking out that portion thereof designated as "(b)" and inserting in lieu thereof the following:

(b) *Taxable years beginning after December 31, 1943, and before January 1, 1946.* For taxable years beginning after December 31, 1943, and before January 1, 1946, there is imposed, in addition to the normal tax, a surtax at the rates specified in section 12 prior to its amendment by the Revenue Act of 1945, upon the surtax net income of every individual, resident or nonresident, except nonresident alien individuals subject to the tax imposed by section 211 (a). The surtax net income for such years is the net income minus the credits for surtax exemptions provided in section 25 (b) prior to its amendment by the Revenue Act of 1945.

(c) *Taxable years beginning after December 31, 1945.* For taxable years beginning after December 31, 1945, there is imposed, in addition to the normal tax, a surtax determined as specified in section 12, upon the surtax net income of every individual, resident or nonresident, except nonresident alien individuals subject to the tax imposed by section 211 (a). The surtax net income for such years is the net income minus the credits provided in section 25 (b). Section 12 specifies that the surtax is 5 percent less than the amount of the tentative surtax computed in accordance with the tentative surtax table contained therein.

For treatment of taxable years beginning in 1945 and ending in 1946, see § 29.108–2.

PAR. 5. Section 29.12–2, as amended by Treasury Decision 5425, is further amended as follows:

(A) By amending the first sentence to read as follows: "The following tables show the surtax (or, for taxable years beginning after December 31, 1945, the tentative surtax) due upon certain specified amounts of surtax net income."

(B) By amending the fourth sentence to read as follows: "The last column gives the total surtax (or total tentative surtax) on a surtax net income equal to the second figure in the surtax net income column."

(C) By changing the heading of the surtax table for taxable years beginning after December 31, 1943, added by Treasury Decision 5425, to read as follows: "Surtax Table—Taxable Years Beginning After December 31, 1943, and Before January 1, 1946".

(D) By inserting at the end thereof the following:

TENTATIVE SURTAX TABLE

TAXABLE YEARS BEGINNING AFTER DECEMBER 31, 1945

Surtax net income	Percent	Total tentative surtax
$0 to $2,000	17	$340
$2,000 to $4,000	19	720
$4,000 to $6,000	23	1,180
$6,000 to $8,000	27	1,720
$8,000 to $10,000	31	2,340
$10,000 to $12,000	35	3,040
$12,000 to $14,000	40	3,840
$14,000 to $16,000	44	4,720
$16,000 to $18,000	47	5,660
$18,000 to $20,000	50	6,660
$20,000 to $22,000	53	7,720
$22,000 to $26,000	56	9,960
$26,000 to $32,000	59	13,500
$32,000 to $38,000	62	17,220
$38,000 to $44,000	66	21,180
$44,000 to $50,000	69	25,320
$50,000 to $60,000	72	32,520
$60,000 to $70,000	75	40,020
$70,000 to $80,000	78	47,820
$80,000 to $90,000	81	55,920
$90,000 to $100,000	84	64,320
$100,000 to $150,000	86	107,320
$150,000 to $200,000	87	150,820
$200,000 up	88	

The tentative surtax for any amount of surtax net income not stated in round numbers in the tentative surtax table is computed by adding to the tentative surtax for the largest amount stated which is less than the surtax net income, the tentative surtax upon the excess over that amount at the rate indicated in the table. Accordingly, the tentative surtax upon a surtax net income of $63,128 would be $34,866, computed as follows:

Tentative surtax on $60,000 from table	$32,520
Tentative surtax on $3,128 at 75 percent	2,346
Total	34,866

Since section 12 specifies that the surtax is 5 percent less than the tentative surtax, the surtax upon a surtax net income of $63,128 would be $33,122.70, computed as follows:

Tentative surtax on $63,128	$34,866.00
Less: 5 percent of $34,866	1,743.30
Surtax	33,122.70

PAR. 6. Section 29.12–3, added by Treasury Decision 5425, is amended as follows:

(A) By inserting immediately after "For taxable years beginning after December 31, 1943," the words "and before January 1, 1946,".

(B) By inserting at the end thereof the following:

For taxable years beginning after December 31, 1945, the aggregate amount of the surtax and the normal tax, computed before the application thereto of the credit provided in section 31 (relating to the credit for foreign income tax), section 32 (relating to the credit for tax withheld at the source under section 143 or section 144), and section 35 (relating to the credit for tax withheld on wages), cannot exceed an amount equal to 85½ percent of the taxpayer's net income for the taxable year. For treatment of taxable years beginning in 1945 and ending in 1946, see § 29.108–2.

PAR. 7. There is inserted immediately preceding § 29.13–1 the following:

SEC. 122. REPEAL OF EXCESS PROFITS TAX IN 1946. (Revenue Act of 1945.)

* * * * *

(g) *Technical amendments.* Effective with respect to taxable years beginning after December 31, 1945—

* * * * *

(2) Section 13 (a) (2) (defining "normal tax net income") is amended by striking out "minus the credit income subject to the tax imposed by Subchapter E of Chapter 2 provided in section 26 (e) and".

* * * * *

(h) *Fiscal year taxpayers.* For taxable years beginning in 1945 and ending in 1946, see section 131.

PAR. 8. Section 29.13–1 is amended by striking out the second sentence of the second paragraph and inserting in lieu thereof the following:

The tax imposed by section 13 is computed upon the "normal-tax net income," that is, for taxable years beginning before January 1, 1946, the adjusted net income minus the credit provided in section 26 (e) for income subject to the excess profits tax imposed for such years by subchapter E of chapter 2 and minus the credit for dividends received provided in section 26 (b) prior to its amendment by the Revenue Act of 1945. For taxable years beginning after December 31, 1945, the normal-tax net income is the adjusted net income minus the credit for dividends received provided in section 26 (b). Section 26 (b) relates to dividends received from a domestic corporation which is subject to taxation under Chapter 1 (85 percent of dividends received). For taxable years beginning in 1945 and ending in 1946, see § 29.108–2.

PAR. 9. There is inserted immediately preceding § 29.15–1 the following:

SEC. 122. REPEAL OF EXCESS PROFITS TAX IN 1946. (Revenue Act of 1945.)

* * * * *

(g) *Technical amendments.* Effective with respect to taxable years beginning after December 31, 1945.

* * * * *

(3) Section 15 (a) (defining "corporation surtax net income") is amended (A) by striking out "minus the credit for income subject to the tax imposed by Subchapter E of Chapter 2 provided in section 26 (e) and"; and (B) by striking out "(computed by limiting such credit to 85 per centum of the net income reduced by the credit for income subject to the tax imposed by Subchapter E of Chapter 2 in lieu of 85 per centum of the adjusted net income so reduced),".

* * * * *

(h) *Fiscal year taxpayers.* For taxable years beginning in 1945 and ending in 1946, see section 131.

SEC. 121. DECREASE IN CORPORATION SURTAX. (Revenue Act of 1945.)

(a) *In general.* Section 15 (b) (relating to the corporation surtax) is amended to read as follows:

(b) *Imposition of tax.* There shall be levied, collected, and paid for each taxable year upon the corporation surtax net income of every corporation (except a Western Hemisphere trade corporation as defined in section 109, and except a corporation subject to a tax imposed by section 231 (a), Supplement G or Supplement Q) a surtax as follows:

(1) *Surtax net incomes not over $25,000.* Upon corporation surtax net incomes not over $25,000, 6 per centum of the amount thereof.

(2) *Surtax net incomes over $25,000 but not over $50,000.* Upon corporation surtax net incomes over $25,000, but not over $50,000, $1,500 plus 22 per centum of the amount of the corporation surtax net income over $25,000.

(3) *Surtax net incomes over $50,000.* Upon corporation surtax net incomes over $50,000, 14 per centum of the corporation surtax net income.

* * * * *

(d) *Taxable years to which applicable.* The amendments made by this section shall be applicable with respect to taxable years beginning after December 31, 1945. For treatment of taxable years beginning in 1945 and ending in 1946, see section 131.

PAR. 10. Section 29.15–1 is amended as follows:

(A) By striking out so much as follows the first paragraph and precedes the example and inserting in lieu thereof the following:

For taxable years beginning before January 1, 1946, the "corporation surtax net income" of a corporation is its net income minus (1) the credit provided in section 26 (e) for income subject to excess profits tax imposed by subchapter E of chapter 2, (2) the credit provided in section 26 (b) for dividends received, and (3) in the case of a public utility, the credit provided in section 26 (h) for dividends paid on its preferred stock. For the purposes of determining the corporation surtax net income, dividends received on the preferred stock of a public utility must be disregarded in computing the credit provided in section 26 (b) for dividends received. For the purposes of determining the corporation surtax net income for taxable years beginning before January 1, 1946, such credit is limited to 85 percent of the corporation's net income reduced by the credit provided in section 26 (e) for income subject to the excess profits tax imposed by subchapter E of chapter 2, rather than to 85 percent of the adjusted net income so reduced.

For taxable years beginning before January 1, 1946, the rates of corporation surtax are as follows:

(1) Upon corporation surtax net incomes of $25,000 or less, 10 percent of the amount thereof.

(2) Upon corporation surtax net incomes over $25,000 but not over $50,000, $2,500, plus 22 percent of the amount of such income in excess of $25,000.

(3) Upon corporation surtax net incomes of more than $50,000, 16 percent of the entire amount thereof.

For taxable years beginning after December 31, 1945, the "corporation surtax net income" of a corporation is its net income minus (1) the credit provided in section 26 (b) for dividends received and (2) in the case of a public utility, the credit provided in section 26 (h) for dividends paid on its preferred stock. For the purposes of determining the corporation surtax net income, dividends received on the preferred stock of a public utility must be disregarded in computing the credit provided in section 26 (b) for dividends received.

For taxable years beginning after December 31, 1945, the rates of corporation surtax are as follows:

(1) Upon corporation surtax net incomes of $25,000 or less, 6 percent of the amount thereof.

(2) Upon corporation surtax net incomes over $25,000 but not over $50,000, $1,500 plus 22 percent of the amount of such income in excess of $25,000.

(3) Upon corporation surtax net income of more than $50,000, 14 percent of the entire amount thereof.

The credit provided in section 26 (a) for interest received on obligations of the United States or its instrumentalities is not allowable in computing corporation surtax net income for any taxable year.

For treatment of taxable years beginning in 1945 and ending in 1946, see § 29.108–2.

The computation of the surtax on corporations may be illustrated by the following examples:

(B) By redesignating the example as Example (1) and inserting at the end thereof the following:

Example (2). The B Corporation, a domestic corporation which is not a public utility, has for the calendar year 1946 a net income of $75,000. The net income includes dividends received from a corporation which is not a public utility, in the amount of $5,000, and dividends received on the preferred stock of a public utility in the amount of $2,000. The B Corporation's surtax for the calendar year 1946 is $9,905, computed as follows:

Net income	$75,000
Less credit for dividends received (85 percent of $5,000)	4,250
Corporation surtax net income	70,750
Tax (14 percent of $70,750)	9,905

PAR. 11. There is inserted immediately preceding § 29.22 (b) (9)–1 the following:

SEC. 152. EXTENSION OF TREATMENT OF INCOME RESULTING FROM DISCHARGE OF INDEBTEDNESS. (Revenue Act of 1945, approved November 8, 1945.)

Section 22 (b) (9) and (10) (relating to the exclusion of income from the discharge of indebtedness) are amended by striking out "1945" in each of such paragraphs and inserting in lieu thereof "1946".

PAR. 12. Section 29.22 (b) (9)–1 is amended by striking from the first paragraph and from the third paragraph "January 1, 1946" and inserting in lieu thereof in each instance "January 1, 1947".

PAR. 13. There is inserted immediately preceding § 29.22 (b) (10)–1 the following:

SEC. 152. EXTENSION OF TREATMENT OF INCOME RESULTING FROM DISCHARGE OF INDEBTEDNESS. (Revenue Act of 1945, approved November 8, 1945.)

Section 22 (b) (9) and (10) (relating to the exclusion of income from the discharge of indebtedness) are amended by striking out "1945" in each of such paragraphs and inserting in lieu thereof "1946".

PAR. 14. Section 29.22 (b) (10)–1 is amended by striking from the first sentence and from the last sentence "January 1, 1946" and inserting in lieu thereof in each instance "January 1, 1947".

PAR. 15. There is inserted immediately preceding § 29.23 (x)–1 the following:

SEC. 102. *Allowance of same exemptions for normal tax as for surtax.* (Revenue Act of 1945.)

* * * * *

(b) Technical amendments. (1) Section 23 (x) (relating to the deduction for medical expenses) is amended by striking out "surtax" wherever appearing therein.

* * * * *

(c) *Taxable years to which applicable.* The amendments and repeals made by this section shall be applicable with respect to taxable years beginning after December 31, 1945. For treatment of taxable years beginning in 1945 and ending in 1946, see section 131.

PAR. 16. Section 29.23 (x)–1, as amended by Treasury Decision 5425, is further amended by striking from the third sentence of the fifth paragraph the expression "surtax exemption" which occurs twice therein and inserting in lieu of such expression in each instance "exemption under section 25 (b)".

PAR. 17. There is inserted immediately preceding § 29.25–1 the following:

SEC. 102. *Allowance of same exemptions for normal tax as for surtax.* (Revenue Act of 1945.)

(a) *In general.* So much of section 25 (b) (relating to credits for surtax) as precedes paragraph (2) thereof is amended to read as follows:

(b) *Credits for both normal tax and surtax.* (1) Credits. There shall be allowed for the purposes of both the normal tax and the surtax, the following credits against net income:

(A) An exemption of $500 for the taxpayer;

(B) An exemption of $500 for the spouse of the taxpayer if:

(i) a joint return is made by the taxpayer and his spouse under section 51, in which case the aggregate exemption of the spouses under subparagraph (A) and this subparagraph shall be $1,000, or

(ii) a separate return is made by the taxpayer, and his spouse has no gross income for the calendar year in which the taxable year of the taxpayer begins and is not the dependent of another taxpayer;

(C) An exemption of $500 for each dependent whose gross income for the calendar year in which the taxable year of the taxpayer begins is less than $500, except that the exemption shall not be allowed in respect of a dependent who has made a joint return with his spouse under section 51 for the taxable year beginning in such calendar year.

(b) *Technical amendments.*

* * * * *

(2) Section 25 (a) (3) (relating to the normal tax exemption) is repealed.

* * * * *

(c) *Taxable years to which applicable.* The amendments and repeals made by this section shall be applicable with respect to taxable years beginning after December 31, 1945. For treatment of taxable years beginning in 1945 and ending in 1946, see section 131.

PAR. 18. Section 29.25–1, as amended by Treasury Decision 5425, is further amended as follows:

(A) By inserting immediately preceding the period in the heading of (b) ", and before January 1, 1946".

(B) By inserting immediately preceding "the taxpayer's" in the first sentence of (b) "and before January 1, 1946,".

(C) By amending the last sentence of (b) to read as follows: "For such taxable years no exemption for dependents is allowed for normal tax purposes."

(D) By inserting at the end thereof the following:

(c) *Taxable years beginning after December 31, 1945.* For taxable years beginning after December 31, 1945, the tax-

payer's net income as determined pursuant to sections 21 to 24, inclusive, is reduced, for the purpose of computing the normal tax, by (1) the income exempt from normal tax only received upon certain obligations of the United States and upon certain obligations of corporations organized under Act of Congress which are instrumentalities of the United States, and (2) the credits for both normal tax and surtax under section 25 (b). See § 29.25–3.

PAR. 19. Section 29.25–3, as amended by Treasury Decision 5425, is further amended as follows:

(A) By striking out "*Personal exemption and surtax exemptions.*" and inserting in lieu thereof "*Personal exemption, surtax exemptions, and exemptions for both normal tax and surtax.*"

(B) By inserting immediately preceding the period in the heading of (b) "*, and before January 1, 1946*".

(C) By inserting immediately preceding "there are allowed" in the first sentence of (b) "and before January 1, 1946,".

(D) By inserting at the end thereof the following:

(c) *Taxable years beginning after December 31, 1945.* For the purpose of the normal tax and surtax on individuals for taxable years beginning after December 31, 1945, there are allowed as credits against net income the exemptions specified in section 25 (b). Except that such exemptions are not designated "surtax exemptions" for such years and that they are allowable for the purpose of the normal tax as well as the surtax for such years, the provisions of (b) above are applicable thereto.

PAR. 20. Section 29.25–5, as amended by Treasury Decision 5425, is further amended by striking out the last two sentences and inserting in lieu thereof the following:

For taxable years beginning after December 31, 1943, the personal exemption, as such, of married persons is not applicable. There are substituted therefor, in the case of taxable years beginning after December 31, 1943, and before January 1, 1946, the normal-tax exemption and the surtax exemptions. In the case of taxable years beginning after December 31, 1945, the exemptions under section 25 (b) for both normal tax and surtax are applicable. See § 29.25–3.

PAR. 21. Section 29.25–6, as amended by Treasury Decision 5425, is further amended by striking "surtax' from the last sentence thereof.

PAR. 22. There is inserted immediately preceding § 29.26–1 the following:

SEC. 122. REPEAL OF EXCESS PROFITS TAX IN 1946. (Revenue Act of 1945.)

* * * * * * *

(g) *Technical amendments.* Effective with respect to taxable years beginning after December 31, 1945—

(1) Section 26 (e) (relating to the credit for income subject to the excess profits tax) is repealed.

* * * * * * *

(4) Section 26 (b) (relating to the credit for dividends received) is amended by striking out "reduced by the credit for income subject to the tax imposed by Subchapter E of Chapter 2 provided in subsection (e).

* * * * * * *

(h) Fiscal year taxpayers. For taxable years beginning in 1945 and ending in 1946, see section 131.

PAR. 23. Section 29.26–4, as amended by Treasury Decision 5401, approved August 26, 1944, is further amended by striking out "A" at the beginning of the first sentence and inserting in lieu thereof "For taxable years beginning before January 1, 1946, a".

PAR. 24. There is inserted immediately preceding § 29.47–1 the following:

SEC. 102. ALLOWANCE OF SAME EXEMPTIONS FOR NORMAL TAX AS FOR SURTAX. (Revenue Act of 1945.)

* * * * * * *

(b) *Technical Amendments.*

* * * * * * *

(3) Section 47 (e) (relating to the reduction of certain credits against net income) is amended to read as follows:

(e) *Reduction of credits against net income.* In the case of a return made for a fractional part of a year under section 146 (a) (1), the exemptions provided in section 25 (b) shall be reduced to amounts which bear the same ratio to the full exemptions so provided as the number of months in the period for which return is made bears to twelve months.

* * * * * * *

(c) *Taxable years to which applicable.* The amendments and repeals made by this section shall be applicable with respect to taxable years beginning after December 31, 1945. For treatment of taxable years beginning in 1945 and ending in 1946. See section 131.

PAR. 25. Section 29.47–1, as amended by Treasury Decision 5458, is further amended by striking out the sixth sentence to the ninth sentence, inclusive, and inserting in lieu thereof the following:

If, for taxable years beginning after December 31, 1943, and before January 1, 1946, a return is made for a fractional part of a year resulting from the termination by the Commissioner under section 146 of the taxable period, the normal-tax exemption and the surtax exemptions shall be reduced to that proportion of the full normal-tax exemption (in the case of the normal tax) and the full surtax exemptions (in the case of the surtax) which the number of months in the period for which the return is made bears to 12 months, but such exemptions shall not be reduced for a fractional part of a year otherwise resulting. If, for taxable years beginning after December 31, 1945, such a return is made, the exemptions for normal tax and surtax shall be similarly reduced. A return is required in the case of every taxable year beginning before January 1, 1946, which is a period of less than 12 months, if the gross income for such taxable year is greater than the personal exemption or the normal-tax exemption, as the case may be, for such taxable year as so reduced. A return is required in the case of every taxable year beginning after December 31, 1945, which is a period of less than 12 months, if the gross income for such taxable year is greater than one exemption for normal tax and surtax as so reduced. In the case of a return by a corporation for a fractional part of a year the credit provided by section 26 (e) for the income of the corporation subject to excess profits tax, for taxable years beginning before January 1, 1944, is considered the amount of which the excess profits tax of the corporation imposed for the taxable year computed without regard to the tax deferment under section 710 (a) (5) is 90 percent, and for taxable years beginning after December 31, 1943, and before January 1, 1946, the amount of which such excess profits tax so computed is 95 percent. As to the definition of tax imposed for taxable years beginning before January 1, 1946, see section 26 (e). For treatment of taxable years beginning in 1945 and ending in 1946, see § 29.108–2.

PAR. 26. Section 29.47–2, as amended by Treasury Decision 5401, is further amended by inserting immediately after the words "for taxable years beginning after December 31, 1943," in the fifth sentence of the second paragraph of (a), the fifth sentence of the second paragraph of (b), and the third sentence of the fourth paragraph of (b) the words "and before January 1, 1946,".

PAR. 27. There is inserted immediately preceding § 29.58–1 the following:

SEC. 102. ALLOWANCE OF SAME EXEMPTIONS FOR NORMAL TAX AS FOR SURTAX. (Revenue Act of 1945.)

* * * * * * *

(b) *Technical amendments.*

* * * * * * *

(4) Section 58 (a) (1) (relating to the requirement of a declaration of estimated tax) is amended by striking out "surtax".

* * * * * * *

(c) *Taxable years to which applicable.* The amendments and repeals made by this section shall be applicable with respect to taxable years beginning after December 31, 1945. For treatment of taxable years beginning in 1945 and ending in 1946, see section 131.

PAR. 28. Section 29.58–2, added by Treasury Decision 5419, approved November 25, 1944, is amended by striking out the word "surtax" wherever occurring therein in the matter preceding Example (1).

PAR. 29. There is inserted immediately preceding 29.102–1 the following:

SEC. 122. REPEAL OF EXCESS PROFITS TAX IN 1946. (Revenue Act of 1945.)

* * * * * * *

(g) *Technical amendments.* Effective with respect to taxable years beginning after December 31, 1945—

* * * * * * *

(5) Section 102 (d) (1) (defining terms for the purposes of the tax imposed by section 102) is amended by striking out subparagraph (D) thereof.

* * * * * * *

(h) *Fiscal year taxpayers.* For taxable years beginning in 1945 and ending in 1946, see section 131.

PAR. 30. Section 29.102–4, as amended by Treasury Decision 5458, is further amended by inserting immediately after the second sentence the following: "For taxable years beginning after December 31, 1945, the excess profits tax imposed by subchapter E of chapter 2 is not applicable. For taxable years beginning in 1945 and ending in 1946, see § 29.108–2."

PAR. 31. There is inserted immediately preceding § 29.108–1 the following:

SEC. 131. FISCAL YEAR TAXPAYERS. (Revenue Act of 1945, approved November 8, 1945.)

(a) *Income taxes.* Section 108 of the Internal Revenue Code is amended by striking out "(c)" at the beginning of subsection (c) and inserting in lieu thereof "(d)", and by inserting after subsection (b) the following:

(c) *Taxable years beginning in 1945 and ending in 1946.* In the case of a taxable year beginning in 1945 and ending in 1946, the tax imposed by sections 11, 12, 13, 14, 15, and 400 shall be an amount equal to the sum of—

(1) That portion of a tentative tax, computed as if the law applicable to taxable years beginning on January 1, 1945, were applicable to such taxable year, which the number of days in such taxable year prior to January 1, 1946, bears to the total number of days in such taxable year, plus

(2) That portion of a tentative tax, computed as if the law applicable to years beginning on January 1, 1946, were applicable to such taxable year, which the number of days in such taxable year after December 31, 1945, bears to the total number of days in such taxable year.

* * * * * * *

PAR. 32. There is inserted immediately following § 29.108–1 the following:

§ 29.108–2 *Computation of tax for taxable years beginning in 1945 and ending in 1946.* For a taxable year beginning in 1945 and ending in 1946, the normal tax, surtax, and optional tax imposed by sections 11, 12, and 400 upon taxpayers other than corporations, and the normal tax and surtax imposed by sections 13, 14, and 15 upon corporations shall be computed as follows:

(a) That portion of a tentative tax computed under the law applicable to taxable years beginning on January 1, 1945, which the number of days prior to January 1, 1946, in the taxable year of the taxpayer bears to the total number of days in such taxable year, and

(b) That portion of a tentative tax computed under the law applicable to taxable years beginning on January 1, 1946, which the number of days after December 31, 1945, in the taxable year of the taxpayer bears to the total number of days in such taxable year.

The provisions of section 108 apply to estates, trusts, and nonresident alien individuals whose tax is computed under sections 11 and 12. The method of computation prescribed in section 108 is not applicable, however, to an insurance company subject to Supplement G, an investment company subject to Supplement Q, or a Western Hemisphere Trade Corporation as defined in section 109.

The provisions of section 108 apply to a taxable year beginning in 1945 and ending in 1946, whether or not such taxable year is one of less than 12 months. In the case of a taxpayer, whether a corporation or a taxpayer other than a corporation, which is subject to the provisions of section 108 (c) and which because of a change in accounting period has a taxable year of less than 12 months, the net income shall be placed on an annual basis under the provisions of section 47 (c) (1) for the purpose of both tentative tax computations under section 108 (c), or shall be computed under the exception in section 47 (c) (2) for the purpose of both such tentative tax computations. Regardless of the method adopted, the amounts of the tentative normal tax and surtax so computed upon the basis of 12 months' income shall be properly reduced under section 47 (c) in order to determine the tentative taxes under section 108 (c). However, in the case of a taxpayer, whether a corporation or a taxpayer other than a corporation, which is subject to the provisions of section 108 (c) and which because of any reason other than a change in accounting period has a taxable year of less than 12 months, the net income shall not be placed on an annual basis under section 47 (c) (1) and shall not be computed under the exception in section 47 (c) (2).

In any case in which the taxpayer, whether a corporation or a taxpayer other than a corporation, which is subject to the provisions of section 108 (c) has an excess of net long-term capital gains over net short-term capital losses, the alternative tax under section 117 (c) shall be an amount equal to the sum of the proper portions of the tentative taxes determined under section 108 (c), by computing each such tentative tax pursuant to the alternative tax computation provided in section 117 (c), regardless of whether either tentative tax so computed on the alternative basis is larger or smaller than the tentative tax computed without regard to section 117 (c).

Except as hereinafter provided, in the case of a corporation whose taxable year begins in 1945 and ends in 1946, the credit under section 26 (c) for income subject to the tax imposed by subchapter E of chapter 2 (the excess profits tax), for the purposes of the tentative tax computation provided in section 108 (c) (1), shall be the adjusted excess profits net income used in computing the tentative excess profits tax provided in section 710 (a) (7), and for the purposes of the tentative tax computation provided in section 108 (c) (2), no credit for income subject to the tax imposed by such subchapter E is allowable.

In the case of a taxable year of a corporation of less than 12 months, the credit under section 26 (e) for income subject to excess profits tax, for the purpose of the tentative tax under section 108 (c) (1), shall be an amount computed as provided in § 29.47–1 or § 29.47–2 (a) or (b), depending upon whether or not such taxable year is a year of less than 12 months because of a change in accounting period and upon whether the net income has been placed on an annual basis under section 47 (c) (1) or has been computed as the net income for a 12-month period under the exception contained in section 47 (c) (2).

In the case of a corporation computing its excess profits tax under section 721 (relating to abnormalities in income in the taxable period), section 726 (relating to corporations completing contracts under the Merchant Marine Act of 1936), section 731 (relating to corporations engaged in mining strategic minerals), or section 736 (b) (relating to corporations with income from long-term contracts), such credit for income subject to excess profits tax shall be, in the case of the tentative tax computed under section 108 (c) (1), the amount of which the tentative excess profits tax computed under the provisions of section 710 (a) (7) without regard to the 80 percent limitation provided in section 710 (a) (1) (B) is 95 percent.

With respect to the credit for income subject to excess profits tax imposed by Chapter 2E for taxable years beginning before January 1, 1946, in case the corporation is entitled to use the excess profits credit based upon a constructive average base period net income, see § 29.26–4.

In the case of a taxpayer, whether a corporation or a taxpayer other than a corporation, subject to the provisions of section 108 (c), any credit against the tax otherwise imposed by sections 11, 12, 13, 14, 15, and 400, such as the credit for taxes paid to a foreign country or possession of the United States under section 131, shall be deducted from, and any limitation in such credit shall be based upon, the tax computed under section 108 (c). However, in those instances in which an individual taxpayer computes a tentative tax under section 108 (c) by taking into account the optional standard deduction under section 23 (aa), the following credits shall not be allowed: all credits under section 131 with respect to taxes of foreign countries and possessions, and all credits with respect to taxes withheld at the source under section 143 (a), relating to interest on tax-free covenant bonds.

Example. Corporation A is a domestic manufacturing corporation which makes its income tax returns on the basis of a fiscal year ending March 31. For the fiscal year ended March 31, 1946, it had a gross income of $1,000,000, which did not include any dividends or interest. Its allowable deductions are $400,000, its excess profits credit is $200,000, and there are no adjustments to be made under section 711 in computing excess profits net income. Its adjusted excess profits net income for the purposes of the tentative excess profits tax computed under section 710 (a) (7) is $390,000. The normal tax and surtax of Corporation A for its fiscal year ended March 31, 1946, are $73,479.45 and $46,027.40, respectively, computed as follows:

(a) *Computation of tentative taxes provided in section 108 (c) (1).*

Normal tax and surtax	
1. Gross income	$1,000,000
2. Less deductions	400,000
3. Net income	600,000
4. Less credit under section 26 (e) for income subject to excess profits tax (adjusted net income for tentative excess profits tax under section 710 (a) (7))	390,000
5. Normal tax net income and corporation surtax net income	210,000
6. Normal tax (24 percent of item 5)	50,400
7. Surtax (16 percent of item 5)	33,600

(b) *Computation of tentative taxes provided in section 108 (c) (2).*

Normal tax and surtax	
8. Net income (item 3): Normal tax net income and corporation surtax net income	$600,000
9. Normal tax (24 percent of item 8)	144,000
10. Surtax (14 percent of item 8)	84,000

(c) *Computation of normal tax and surtax for fiscal year ended March 31, 1946.*

11. Number of days in taxable year prior to January 1, 1946		275
12. Number of days in taxable year after December 31, 1945		90
Normal tax		
13. Tentative normal tax computed in (a)	$50,400	
14. 275/365ths of $50,400		$37,972.60
15. Tentative normal tax computed in (b)	$144,000	
16. 90/365ths of $144,000		35,506.85
17. Total normal tax		73,479.45
Surtax		
18. Tentative surtax computed in (a)	$33,600	
19. 275/365ths of $33,600		$25,315.07
20. Tentative surtax computed in (b)	$84,000	
21. 90/365ths of $84,000		20,712.33
22. Total surtax		46,027.40

PAR. 33. There is inserted immediately preceding § 29.131–1 the following:

SEC. 122. REPEAL OF EXCESS PROFITS TAX IN 1946. (Revenue Act of 1945.)

* * * * *

(g) *Technical amendments.* Effective with respect to taxable years beginning after December 31, 1945.

* * * * *

(6) Section 131 (b) (prescribing certain limitations on the foreign-tax credit) is amended by striking out paragraph (3) thereof.

* * * * *

(h) *Fiscal year taxpayers.* For taxable years beginning in 1945 and ending in 1946, see section 131.

PAR. 34. Section 29.131–8, as amended by Treasury Decision 5452, approved April 19, 1945, is further amended by striking out "The" at the beginning of the paragraph which begins with the words "The normal-tax net income" and inserting in lieu thereof "For taxable years beginning before January 1, 1946, the".

PAR. 35. There is inserted immediately preceding section 29.143–1 the following:

SEC. 102. ALLOWANCE FOR SAME EXEMPTIONS FOR NORMAL TAX AS FOR SURTAX. (Revenue Act of 1945.)

* * * * *

(b) *Technical amendments.*

* * * * *

(5) Section 143 (a) (2) (relating to credits against net income in the case of interest on tax-free covenant bonds) is amended by striking out "normal tax exemption provided in section 25 (a) (3) and the surtax".

* * * * *

(c) *Taxable years to which applicable.* The amendments and repeals made by this section shall be applicable with respect to taxable years beginning after December 31, 1945. For treatment of taxable years beginning in 1945 and ending in 1946, see section 131.

PAR. 36. Section 29.143–3, as amended by Treasury Decision 5443, approved March 2, 1945, is further amended as follows:

(A) By inserting immediately after "December 31, 1943," in the second sentence "and before January 1, 1946,".

(B) By inserting immediately preceding the sentence which begins with the words "To avoid inconvenience" the following:

For taxable years beginning after December 31, 1945, such withholding shall not be required if there is filed with the withholding agent when presenting coupons for payment, or not later than February 1 of the following year, an ownership certificate on Form 1000 stating:

(1) In the case of a citizen or resident of the United States, that his net income does not exceed his exemptions under section 25 (b); and

(2) In the case of an estate or trust, that the net income does not exceed the credit allowed in section 163 (a) (1).

(C) By striking out the next to the last paragraph and inserting in lieu thereof the following:

A nonresident alien individual not engaged in trade or business within the United States at any time within the taxable year is subject to the tax imposed by section 211 (a) on gross income and is not entitled to any personal exemption or credit for dependents for taxable years beginning before January 1, 1944, to the normal-tax exemption or the surtax exemptions for taxable years beginning after December 31, 1943, and before January 1, 1946, or to the exemptions under section 25 (b) for taxable years beginning after December 31, 1945. A nonresident alien individual who is engaged in trade or business within the United States at any time during the taxable year is entitled to the personal exemption for taxable years beginning before January 1, 1944, and to the normal-tax exemption and the surtax exemption allowed by section 25 (b) (1) (A) for taxable years beginning after December 31, 1943, and before January 1, 1946, and to the exemption allowed by section 25 (b) (1) (A) for taxable years beginning after December 31, 1945. If such nonresident alien is a resident of Canada or Mexico, he is also entitled to the credit for dependents for taxable years beginning before January 1, 1944, and to the surtax exemptions or exemptions for both normal tax and surtax allowed by section 25 (b) (1) (B) and (C) for taxable years beginning after December 31, 1943. The benefit of such exemptions or credit for dependents may not be received by filing a claim therefor with the withholding agent. However, in the determination of the tax to be withheld at the source under section 143 (b) with respect to remuneration paid on or after July 1, 1943, for labor or personal services performed within the United States by a nonresident alien, the benefit of the personal exemption for taxable years beginning before January 1, 1944, or the normal-tax and surtax exemptions or exemption for both normal tax and surtax for taxable years beginning after December 31, 1943, shall be allowed, prorated upon the basis of $1.40 per day for the period of employment during any portion of which labor or personal services are performed within the United States by such alien. Thus if A, a nonresident alien seaman employed by the X Shipping Corporation, is paid upon the termination of the voyage and such voyage covers 100 days, and A performed personal services within the United States during, or incident to, such voyage, the amount of $140 will be allocated as the portion of the personal exemption, normal-tax and surtax exemptions, or exemption for normal tax and surtax to be allowed as a credit against the remuneration of A for personal services performed within the United States during such voyage, and withholding shall be applied against the balance, if any, of such remuneration. If, for example, the total remuneration paid to A for such voyage is $800, of which the amount of $120 is allocable to sources within the United States, there is no withholding. As to what constitutes remuneration for labor or personal services performed within the United States, see section 119 (a) (3) and § 29.119–4. The amount of the compensation allocable to labor or personal services performed within the United States together with the amount of the personal exemption, normal-tax and surtax exemptions, or exemption for both normal tax and surtax, prorated as set forth in this paragraph, shall be shown on the annual withholding return, Form 1042.

PAR. 37. There is inserted immediately preceding § 29.163–1 the following:

SEC. 102. ALLOWANCE OF SAME EXEMPTIONS FOR NORMAL TAX AS FOR SURTAX. (Revenue Act of 1945.)

* * * * *

(b) *Technical amendments.*

* * * * *

(6) Section 163 (a) (1) (relating to credits of estates and trusts against net income) is amended to read as follows:

(1) For the purpose of the normal tax and the surtax, an estate shall be allowed, in lieu of the exemptions under section 25 (b) (1), a credit of $500 against net income, and a trust shall be allowed, in lieu of the exemptions under section 25 (b) (1), a credit of $100 against net income.

* * * * *

(c) *Taxable years to which applicable.* The amendments and repeals made by this section shall be applicable with respect to taxable years beginning after December 31, 1945. For treatment of taxable years beginning in 1945, and ending in 1946, see section 131.

PAR. 38. Section 29.163–1, as amended by Treasury Decision 5425, is further amended by striking out the caption and the first two sentences of (b) and inserting in lieu thereof the following:

(b) *Exemption allowed estates and trusts for taxable years beginning after December 31, 1943.* For taxable years beginning after December 31, 1943, and before January 1, 1946, an estate is allowed the same normal tax exemption, namely, $500, as is allowed a single person under section 25 (a) (3) and the same surtax exemption, namely, $500, as is allowed an individual under section 25 (b) (1) (A). For taxable years beginning after December 31, 1945, an estate is allowed a credit of $500 against net income for both normal tax and surtax purposes. For proration of such exemptions in the case of a fractional part of a year resulting from termination by the Commissioner under section 146 of the taxable period, see § 29.47–1.

PAR. 39. There is inserted immediately preceding § 29.214–1 the following:

SEC. 102. ALLOWANCE OF SAME EXEMPTIONS FOR NORMAL TAX AS FOR SURTAX. (Revenue Act of 1945.)

* * * * *

(b) *Technical amendments.*

* * * * *

(7) Section 214 (relating to credits of nonresident aliens against net income) is amended to read as follows:

SEC. 214. CREDITS AGAINST NET INCOME.

In the case of a nonresident alien individual who is not a resident of a contiguous country, only one exemption under section 25 (b) shall be allowed.

* * * * *

(c) *Taxable years to which applicable.* The amendments and repeals made by this section shall be applicable with respect to taxable years beginning after December 31, 1945. For treatment of taxable years beginning in 1945 and ending in 1946, see section 131.

PAR. 40. Section 29.214–1, as amended by Treasury Decision 5425, is further amended by striking out the last two sentences and inserting in lieu thereof the following: In the case of a nonresident alien individual (except a resident of Canada or Mexico) who at any time during the taxable year was engaged in trade or business within the United States, the normal tax exemption allowed as a credit against net income by section 25 (a) (3) and the surtax exemption allowed as a credit against net income by section 25 (b) shall, for taxable years beginning after December 31, 1943, and before January 1, 1946, each be $500; and, for taxable years beginning after December 31, 1945, only one exemption under section 25 (b) for both normal tax and surtax purposes shall be allowed. In the case of a resident of Canada or Mexico, the same normal-tax exemption, surtax exemptions, and exemptions under section 25 (b) for both normal tax and surtax, as in the case of a citizen of the United States, shall apply.

PAR. 41. There is inserted immediately preceding § 29.215–1 the following:

SEC. 102. ALLOWANCE OF SAME EXEMPTIONS FOR NORMAL TAX AS FOR SURTAX. (Revenue Act of 1945.)

* * * * *

(b) *Technical amendments.*

* * * * *

(8) Section 215 (b) (relating to credits of nonresident aliens against net income in case of tax withheld at source) is amended by striking out the words "normal tax exemption and the surtax exemptions" and by inserting in lieu thereof "the exemptions under section 25 (b)".

* * * * *

(c) *Taxable years to which applicable.* The amendments and repeals made by this section shall be applicable with respect to taxable years beginning after December 31, 1945. For treatment of taxable years beginning in 1945 and ending in 1946, see section 131.

PAR. 42. There is inserted immediately preceding § 29.251–1 the following:

SEC. 102. ALLOWANCE OF SAME EXEMPTIONS FOR NORMAL TAX AS FOR SURTAX. (Revenue Act of 1945.)

* * * * *

(b) *Technical amendments.*

* * * * *

(9) Section 251 (f) (relating to credits against net income in the case of citizens entitled to the benefits of section 251) is amended to read as follows:

(f) *Credits against net income.* A citizen of the United States entitled to the benefits of this section shall be allowed only one exemption under section 25 (b).

* * * * *

(c) *Taxable years to which applicable.* The amendments and repeals made by this section shall be applicable with respect to taxable years beginning after December 31, 1945. For treatment of taxable years beginning in 1945 and ending in 1946, see section 131.

PAR. 43. There is inserted immediately preceding § 29.362–1 the following:

SEC. 121. DECREASE IN CORPORATION SURTAX. (Revenue Act of 1945.)

* * * * *

(c) *Regulated investment companies.* Section 362 (b) (4) (relating to the surtax on regulated investment companies) is amended by striking out "16 per centum" and inserting in lieu thereof "14 per centum".

(d) *Taxable years to which applicable.* The amendments made by this section shall be applicable with respect to taxable years beginning after December 31, 1945. For treatment of taxable years beginning in 1945 and ending in 1946, see section 131.

If the adjusted gross income is—		And the number of exemptions is—				If the adjusted gross income is—		And the number of exemptions is—								
At least	But less than	1	2	3	4 or more	At least	But less than	1	2	3	4	5	6	7	8	9 or more
		The tax shall be—						The tax shall be—								
$0	$550	$0	$0	$0	$0	$2,200	$2,225	$283	$188	$93	$0	$0	$0	$0	$0	$0
550	575	1	0	0	0	2,225	2,250	288	193	98	3	0	0	0	0	0
575	600	5	0	0	0	2,250	2,275	292	197	102	7	0	0	0	0	0
600	625	10	0	0	0	2,275	2,300	296	201	106	11	0	0	0	0	0
625	650	14	0	0	0	2,300	2,325	300	205	110	15	0	0	0	0	0
650	675	18	0	0	0	2,325	2,350	305	210	115	20	0	0	0	0	0
675	700	23	0	0	0	2,350	2,375	309	214	119	24	0	0	0	0	0
700	725	27	0	0	0	2,375	2,400	313	218	123	28	0	0	0	0	0
725	750	31	0	0	0	2,400	2,425	318	223	128	33	0	0	0	0	0
750	775	35	0	0	0	2,425	2,450	322	227	132	37	0	0	0	0	0
775	800	40	0	0	0	2,450	2,475	326	231	136	41	0	0	0	0	0
800	825	44	0	0	0	2,475	2,500	330	235	140	45	0	0	0	0	0
825	850	48	0	0	0	2,500	2,525	335	240	145	50	0	0	0	0	0
850	875	52	0	0	0	2,525	2,550	339	244	149	54	0	0	0	0	0
875	900	57	0	0	0	2,550	2,575	343	248	153	58	0	0	0	0	0
900	925	61	0	0	0	2,575	2,600	347	252	157	62	0	0	0	0	0
925	950	65	0	0	0	2,600	2,625	352	257	162	67	0	0	0	0	0
950	975	70	0	0	0	2,625	2,650	356	261	166	71	0	0	0	0	0
975	1,000	74	0	0	0	2,650	2,675	360	265	170	75	0	0	0	0	0
1,000	1,025	78	0	0	0	2,675	2,700	365	270	175	80	0	0	0	0	0
1,025	1,050	82	0	0	0	2,700	2,725	369	274	179	84	0	0	0	0	0
1,050	1,075	87	0	0	0	2,725	2,750	373	278	183	88	0	0	0	0	0
1,075	1,100	91	0	0	0	2,750	2,775	377	282	187	92	0	0	0	0	0
1,100	1,125	95	0	0	0	2,775	2,800	382	287	192	97	2	0	0	0	0
1,125	1,150	100	5	0	0	2,800	2,825	387	291	196	101	6	0	0	0	0
1,150	1,175	104	9	0	0	2,825	2,850	391	295	200	105	10	0	0	0	0
1,175	1,200	108	13	0	0	2,850	2,875	396	299	204	109	14	0	0	0	0
1,200	1,225	112	17	0	0	2,875	2,900	401	304	209	114	19	0	0	0	0
1,225	1,250	117	22	0	0	2,900	2,925	405	308	213	118	23	0	0	0	0
1,250	1,275	121	26	0	0	2,925	2,950	410	312	217	122	27	0	0	0	0
1,275	1,300	125	30	0	0	2,950	2,975	415	317	222	127	32	0	0	0	0
1,300	1,325	129	34	0	0	2,975	3,000	419	321	226	131	36	0	0	0	0
1,325	1,350	134	39	0	0	3,000	3,050	427	327	232	137	42	0	0	0	0
1,350	1,375	138	43	0	0	3,050	3,100	436	336	241	146	51	0	0	0	0
1,375	1,400	142	47	0	0	3,100	3,150	445	344	249	154	59	0	0	0	0
1,400	1,425	147	52	0	0	3,150	3,200	455	353	258	163	68	0	0	0	0
1,425	1,450	151	56	0	0	3,200	3,250	464	361	266	171	76	0	0	0	0
1,450	1,475	155	60	0	0	3,250	3,300	474	370	275	180	85	0	0	0	0
1,475	1,500	159	64	0	0	3,300	3,350	483	379	284	189	94	0	0	0	0
1,500	1,525	164	69	0	0	3,350	3,400	492	388	292	197	102	7	0	0	0
1,525	1,550	168	73	0	0	3,400	3,450	502	397	301	206	111	16	0	0	0
1,550	1,575	172	77	0	0	3,450	3,500	511	407	309	214	119	24	0	0	0
1,575	1,600	176	81	0	0	3,500	3,550	521	416	318	223	128	33	0	0	0
1,600	1,625	181	86	0	0	3,550	3,600	530	425	326	231	136	41	0	0	0
1,625	1,650	185	90	0	0	3,600	3,650	539	435	335	240	145	50	0	0	0
1,650	1,675	189	94	0	0	3,650	3,700	549	444	343	248	153	58	0	0	0
1,675	1,700	194	99	4	0	3,700	3,750	558	454	352	257	162	67	0	0	0
1,700	1,725	198	103	8	0	3,750	3,800	568	463	361	266	171	76	0	0	0
1,725	1,750	202	107	12	0	3,800	3,850	577	472	369	274	179	84	0	0	0
1,750	1,775	206	111	16	0	3,850	3,900	585	482	378	283	188	93	0	0	0
1,775	1,800	211	116	21	0	3,900	3,950	596	491	387	290	196	101	6	0	0
1,800	1,825	215	120	25	0	3,950	4,000	605	501	396	300	205	110	15	0	0
1,825	1,850	219	124	29	0	4,000	4,050	615	510	406	308	213	118	23	0	0
1,850	1,875	223	128	33	0	4,050	4,100	624	520	415	317	222	127	32	0	0
1,875	1,900	228	133	38	0	4,100	4,150	633	529	424	325	230	135	40	0	0
1,900	1,925	232	137	42	0	4,150	4,200	643	538	434	334	239	144	49	0	0
1,925	1,950	236	141	46	0	4,200	4,250	652	548	443	342	247	152	57	0	0
1,950	1,975	241	146	51	0	4,250	4,300	662	557	453	351	256	161	66	0	0
1,975	2,000	245	150	55	0	4,300	4,350	671	567	462	360	265	170	75	0	0
2,000	2,025	249	154	59	0	4,350	4,400	680	576	471	368	273	178	83	0	0
2,025	2,050	253	158	63	0	4,400	4,450	690	585	481	377	282	187	92	0	0
2,050	2,075	258	163	68	0	4,450	4,500	699	595	490	386	290	195	100	5	0
2,075	2,100	262	167	72	0	4,500	4,550	709	604	500	395	299	204	109	14	0
2,100	2,125	266	171	76	0	4,550	4,600	718	614	509	405	307	212	117	22	0
2,125	2,150	271	176	81	0	4,600	4,650	727	623	518	414	316	221	126	31	0
2,150	2,175	275	180	85	0	4,650	4,700	737	632	528	423	324	229	134	39	0
2,175	2,200	279	184	89	0	4,700	4,750	746	642	537	433	333	238	143	48	0
						4,750	4,800	756	651	547	442	342	247	152	57	0
						4,800	4,850	765	661	556	452	350	255	160	65	0
						4,850	4,900	774	670	565	461	359	264	169	74	0
						4,900	4,950	784	679	575	470	367	272	177	82	0
						4,950	5,000	793	689	584	480	376	281	186	91	0

PAR. 44. Section 29.362–2 is amended by inserting after "16 percent of the amount thereof" in the first sentence the following: "for taxable years beginning before January 1, 1946, and at the rate of 14 percent of the amount thereof for taxable years beginning after December 31, 1945".

PAR. 45. There is inserted immediately preceding § 29.400–1 the following:

SEC. 103. INDIVIDUALS WITH ADJUSTED GROSS INCOMES OF LESS THAN $5,000. (Revenue Act of 1945.)

(a) *In general.* The tax table (including the note at the foot of such table) in section 400 (relating to optional tax on individuals with adjusted gross incomes of less than $5,000) is amended to read as follows:

(b) *Taxable years to which applicable.* The amendment made by this section shall be applicable with respect to taxable years beginning after December 31, 1945. For treatment of taxable years beginning in 1945 and ending in 1946, see section 131.

PAR. 46. Section 29.400–1, as amended by Treasury Decision 5425, is further amended as follows:

(A) By striking out the first sentence of the paragraph in (b) which begins with the words "For the purposes" and inserting in lieu thereof the following:

For the purposes of determining whether a taxpayer may elect to pay the tax under Supplement T for taxable years beginning after December 31, 1943, the amount of the adjusted gross income is controlling, without reference to the number of exemptions or surtax exemptions, as the case may be, to which the taxpayer may be entitled.

(B) By striking out the paragraph in (b) which begins with the words "To determine" and inserting in lieu thereof the following:

To determine the amount of the tax for a taxable year beginning after December 31, 1943, the individual ascertains the amount of his adjusted gross income, refers to the schedule set forth in section 400 which is applicable to the taxable year, ascertains the income bracket into which such income falls, and, using the number of exemptions (or surtax exemptions) applicable to his case, finds the tax in the vertical column having at the top thereof a number corresponding to the number of exemptions (or surtax exemptions) to which the taxpayer is entitled. Thus, if for 1946 A has adjusted gross income of $4,415 and has three exemptions, including his own exemption, his tax is $481.

(C) By striking out the paragraph in (b) which begins with the words "In any case" and inserting in lieu thereof the following:

If, for a taxable year beginning after December 31, 1943, and before January 1, 1946, the taxpayer and his spouse elect to pay the tax imposed by Supplement T on the basis of a joint return and the return includes income of both husband and wife, the tax determined under the table shall be reduced by 3 percent of the smaller adjusted gross income but in an amount not in excess of $15.

PAR. 47. There is inserted immediately preceding § 29.401–1 the following:

SEC. 102. ALLOWANCE OF SAME EXEMPTIONS FOR NORMAL TAX AS FOR SURTAX. (Revenue Act of 1945.)

* * * * *

(b) *Technical amendments.*

* * * * *

(10) Section 401 (defining "surtax exemption" for the purposes of Supplement T) is amended to read as follows:

SEC. 401. DEFINITION OF "EXEMPTION." As used in the table in section 400, the term "number of exemptions" means the number of the exemptions allowed under section 25 (b) as credits against net income for the purpose of the normal tax and the surtax imposed by sections 11 and 12.

(c) *Taxable years to which applicable.* The amendments and repeals made by this section shall be applicable with respect to taxable years beginning after December 31, 1945. For treatment of taxable years beginning in 1945 and ending in 1946, see section 131.

PAR. 48. Section 29.401–1, as amended by Treasury Decision 5425, is further amended by inserting at the end of the first paragraph of (b) the following:

The term "number of exemptions", which, for taxable years beginning after December 31, 1945, is used instead of the term "number of surtax exemptions", means the number of exemptions allowed under section 25 (b) for such years as credits against net income for the purpose of the normal tax and the surtax imposed by sections 11 and 12. See § 29.25–3.

(Sec. 62 of the Internal Revenue Code (53 Stat. 32; 26 U. S. C. 62) and sections 101, 102, 103, 121 (a), (c), and (d), 122 (g) and (h), 131 (a), and 152 of the Revenue Act of 1945 (Pub. Law 214, 79th Congress))

[SEAL] WM. SHERWOOD,
Acting Commissioner of Internal Revenue.

Approved: June 12, 1946.

JOSEPH J. O'CONNELL, Jr.,
Acting Secretary of the Treasury.

[F. R. Doc. 46–10071; Filed, June 13, 1946; 10:55 a. m.]

Subchapter C—Miscellaneous Excise Taxes

[T. D. 5518]

PART 186—GAUGING MANUAL

MARKING AND BRANDING REQUIREMENTS

Pursuant to the provisions of sections 2808, 2878, 2884, and 3176, Internal Revenue Code, the Gauging Manual, approved November 21, 1938, is hereby amended by adding the following new sections:

§ 186.153 *Marks and brands on wooden packages of distilled spirits.* The marks and brands required to be placed on wooden packages of distilled spirits by §§ 186.20, 186.48, 186.56, 186.57, 186.58, 186.60, 186.75, 186.79, 186.82 and 186.145 shall, notwithstanding the particular methods specified therein, be plainly and durably burned, cut, imprinted, or stenciled on such packages.

§ 186.154 *Original proof gallons, proof and tare.* In lieu of the gauging data required to be placed on the staves of wooden packages and on the sides of metal packages by §§ 186.59, 186.75, 186.80, 186.82, 186.83, 186.85 and 186.92; the original proof gallons, the original proof, and the original tare, determined at the time of filing, and the proof and tare, determined at the time of withdrawal, shall be plainly and durably burned, cut, imprinted, or stenciled on the Government head of the packages, abbreviated respectively as follows: "O. P. G. _____; O. P. _____; O. T. _____; P. _____; T. _____." The original proof gallons, the original proof, and the original tare shall be placed on the head of the barrel to the left side opposite the designation of the spirits. The proof and tare shall be placed immediately below the date of withdrawal or taxpayment.

[SEAL] JOSEPH D. NUNAN, Jr.,
Commissioner of Internal Revenue.

Approved: June 12, 1946.

JOSEPH J. O'CONNELL, Jr.,
Acting Secretary of the Treasury.

[F. R. Doc. 46–10072; Filed, June 13, 1946; 10:55 a. m.]

TITLE 29—LABOR

Chapter IX—Department of Agriculture (Agricultural Labor)

[Supp. 91]

PART 1110—SALARIES AND WAGES OF AGRICURRY AND COOS COUNTIES, OREG.

WORKERS ENGAGED IN SHEARING SHEEP IN CURRY AND COOS COUNTIES, OREGON

§ 1110.14 *Workers engaged in shearing sheep in Curry and Coos Counties, State of Oregon.* Pursuant to § 4001.7 of Title 32, Chapter XVIII (regulations of the Economic Stabilization Director) relating to salaries and wages issued August 28, 1943, as amended (8 F.R. 11960, 12139, 16702; 9 F.R. 6035, 14547; 10 F.R. 9478, 9628) and to the regulations of the Secretary of Agriculture issued March 23, 1945 (10 F.R. 3177) entitled "Specific wage ceiling regulations" and based upon a certification of the Oregon USDA Wage Board that a majority of the producers of wool in the area affected participating in hearings conducted for such purpose have requested the intervention of the Secretary of Agriculture, and based upon relevant facts submitted by the Oregon USDA Wage Board and obtained from other sources, it is hereby determined that:

(a) *Areas, crops and classes of workers.* Persons engaged in shearing sheep in Curry and Coos Counties, Oregon, are agricultural labor as defined in § 4001.1 (1) (regulations of the Economic Stabilization Director) issued on August 28, 1943, as amended (8 F.R. 11960, 12139, 16702; 9 F.R. 6035, 14547; 10 F.R. 9478, 9628; 11 F.R. 2517).

(b) *Maximum wage rates for shearing sheep.* Shearing sheep piece rate basis—25¢ per head plus board and lodging. Wages paid on any other basis shall not exceed the equivalent of the above rate.

(c) *Administration.* The Oregon USDA Wage Board, the location of which is 701 Pittock Block, Portland, Oregon, will have charge of the administration of this section in accordance with the provisions of the specific wage ceiling regulations issued March 23, 1945 (10 F.R. 3177).

(d) *Applicability of specific wage ceiling regulations.* This section shall be deemed to be a part of the specific wage ceiling regulations issued on March 23, 1945 (10 F.R. 3177) and the provisions of such regulations shall be applicable to this section and any violation of this section shall constitute a violation of such specific wage ceiling regulations.

(e) *Effective date.* This section shall become effective at 12:01 a. m., Pacific Standard Time, June 12, 1946.

(56 Stat. 765 (1942); 50 U.S.C. 961 et seq. (Supp. IV); 57 Stat. 63 (1943) 50 U.S.C. 964 (Supp. IV) 58 Stat. 632 (1944); Pub. Law 108; 79th Cong. E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681, E.O. 9577, 10 F.R. 8087; E.O. 9620, 10 F.R. 12023, E.O. 9651, 10 F.R. 13487; E.O. 9697, 11 F.R. 1691; regulations of the Economic Stabilization Director, 8 F.R. 11960, 12139, 16702; 9 F.R. 6035, 14547; 10 F.R. 9478, 9628; 11 F.R. 2517; regulations of the Secretary of Agriculture, 9 F.R. 655, 12117, 12611; 10 F.R. 7609, 9581; 9 F.R. 831, 12807, 14206, 10 F.R. 3177; 11 F.R. 5903)

Issued this 12th day of June 1946.

[SEAL] HOWARD A. PRESTON,
Acting Director, Labor Branch, Production and Marketing Administration.

[F. R. Doc. 46–10051; Filed, June 12, 1946; 4:05 p. m.]

Chapter XI—National Railway Labor Panel

[Gen. Wage Approval 3]

PART 1301—GENERAL WAGE APPROVALS

RAILWAY CARRIERS

§ 1301.3 *General Wage Approval No. 3.* The President of the United States having found, on May 22, 1946, that wage or salary increases of 2½ cents per hour made in settlement of existing disputes between certain employees subject to the Railway Labor Act, represented by twenty separate labor organizations, and certain carriers subject to the Railway Labor Act, represented by three Conference Committees, would be consistent with the standards then in effect, under the stabilization laws, for the purpose of controlling inflationary tendencies; and the various carriers concerned in these disputes, representing the larger part of the railway industry, having agreed to put such wage or salary increases into effect; and other carriers subject to the Railway Labor Act, but not concerned in these disputes, having in the past followed the practice of increasing wages or salaries in accordance with increases made by the majority of the railway industry; therefore, it is hereby found that the provisions of this section are consistent with, and will aid in the effectuation of the stabilization laws.

Therefore, pursuant to the authority vested in me by Executive Order 9299 of February 4, 1943, Executive Order 9581 of June 30, 1945, section 3 (a) of Executive Order 9697 of February 14, 1946, and section 308 (c) of the Supplementary Wage and Salary Regulations issued by the Economic Stabilization Director on March 8, 1946; *It is hereby ordered:*

(a) Any wage or salary increase not in excess of 2½ cents per hour made on or after May 22, 1946, by any carrier (as "carrier" is defined in Section 1, First, of Title I of the Railway Labor Act, as amended), with respect to any of such carriers' employees who are subject to the jurisdiction of the Chairman, will be deemed approved.

(b) This section is not applicable to any carrier subject to the Railway Labor Act whose wage-setting practices follow the movements of any industry other than the railroad industry. In the case of organized employees with duly recognized bargaining representatives, the approval conveyed herein is applicable only in the event that the terms of the increase meet with the concurrence of such recognized representatives of the employees.

(c) This authorization is permissive in nature and shall not be construed as directing or ordering payment of such increases as are herein approved.

H. H. SCHWARTZ,
Chairman.

Approved:

CHESTER BOWLES,
Economic Stabilization Director.

[F. R. Doc. 46–10049; Filed, June 12, 1946; 3:11 p. m.]

TITLE 31—MONEY AND FINANCE: TREASURY

Chapter I—Monetary Offices, Department of the Treasury

PART 131—GENERAL LICENSES UNDER EXECUTIVE ORDER NO. 8389, APRIL 10, 1940, AS AMENDED, AND REGULATIONS ISSUED PURSUANT THERETO

PROPERTY CERTIFIED BY GOVERNMENTS OF SPECIFIED COUNTRIES

JUNE 7, 1946.

Amendment to General License No. 95 under Executive Order No. 8389, as amended, Executive Order 9193, as amended, section 5 (b) of the Trading with the Enemy Act, as amended by the First War Powers Act, 1941, relating to foreign funds control.

Paragraph (d) (1) of § 131.95 (General License No. 95) is hereby amended to read as follows:

§ 131.95 *Property certified by governments of specified countries.* * * *

(d) *Definitions.* * * *

(1) The term "country specified herein" means the following:

(i) France, effective October 5, 1945;

(ii) Belgium, effective November 20, 1945;

(iii) Norway, effective December 29, 1945;

(iv) Finland, effective December 29, 1945;

(v) The Netherlands, effective February 13, 1946;

(vi) Czechoslovakia, effective April 26, 1946;

(vii) Luxembourg, effective April 26, 1946;

(viii) Denmark, effective June 14, 1946;

and each country specified herein shall be deemed to include any colony or other territory subject to its jurisdiction.

(Sec. 5 (b), 40 Stat. 415 and 966; sec. 2, 48 Stat. 1; 54 Stat. 179; 55 Stat. 838; E.O. 8389, April 10, 1940, as amended by E.O. 8785, June 14, 1941, E.O. 8832, July 26, 1941, E.O. 8963, Dec. 9, 1941, and E.O. 8998, Dec. 26, 1941; E.O. 9193, July 6, 1942, as amended by E.O. 9567, June 8, 1945; Regulations, April 10, 1940, as amended June 14, 1941, July 26, 1941, and Feb. 19, 1946)

[SEAL] FRED M. VINSON,
Secretary of the Treasury.

[F. R. Doc. 46–10070; Filed, June 13, 1946; 10:55 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter VI—Selective Service System

[No. 320]

CERTIFICATE OF APPRECIATION

ORDER PRESCRIBING FORMS

Pursuant to authority contained in the Selective Training and Service Act of 1940, as amended, I hereby prescribe the following change in DSS Forms:

Addition of a new form designated as DSS Form 31–A, entitled "Certificate of Appreciation."[1]

The foregoing addition shall become a part of the Selective Service Regulations effective within the continental United States immediately upon the filing hereof with the Division of the Federal Register and effective outside the continental limits of the United States on the 30th day after the date of filing hereof with the Division of the Federal Register.

LEWIS B. HERSHEY,
Director.

MAY 20, 1946.

[F. R. Doc. 46–10050; Filed, June 12, 1946; 3:20 p. m.]

Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong.; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

PART 1010—SUSPENSION ORDERS

[Suspension Order S–937]

DAYLITE MARKETS, INC.

Daylite Markets, Inc., a corporation with offices located at 6423 Colgate Avenue, Los Angeles, California, is engaged in the operation of a chain of food markets. On April 4, 1946, without authorization from the Civilian Production Administration, the corporation began and thereafter continued the construction of a market building and five stores at 8331–8343 East 18th Street, Los Angeles, California, at an estimated cost of $52,000, which amount exceeded the limit of $1,000 permitted by Veterans Housing

[1] Filed with the Division of the Federal Register.

Program Order–1. The responsible officers of the corporation were familiar with the restrictions on construction and their actions constituted a wilful violation of Veterans Housing Program Order–1. This violation has diverted scarce materials to uses not authorized by the Civilian Production Administration. In view of the foregoing facts, it is hereby ordered that:

§ 1010.937 *Suspension Order No. S–937.* (a) Neither the Daylite Markets, Inc., its successors and assigns, nor any other person shall do any further construction on the market building and five stores located at 8331–8343 West Third Street, Los Angeles, including putting up, completing or altering the structures, unless hereafter authorized in writing by the Civilian Production Administration.

(b) Nothing contained in this order shall be deemed to relieve Daylite Markets, Inc., its successors or assigns, from any restriction, prohibition or provision contained in any other order or regulation of the Civilian Production Administration, except in so far as the same may be inconsistent with the provisions hereof.

Issued this 12th day of June 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46–10061; Filed, June 12, 1946; 4:33 p. m.]

Chapter XI—Office of Price Administration

PART 3290—TEXTILE, CLOTHING AND LEATHER

[Conservation Order M–310, as Amended June 13, 1946]

HIDES, SKINS AND LEATHER

The fulfillment of requirements for the defense of the United States has created shortages in hides, skins and leather for defense, for private account, and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

(a) General definitions.
(b) Provisions applying to all hides, skins, and leather.
(c) Untanned cattlehides, calfskins, and kips.
(d) Pickled sheepskins and slats.
(e) Regular reports.
(f) Plants without quotas.
(g) Appeals.
(h) Communications to the Civilian Production Administration.
(i) Violations.

§ 3290.196 *Conservation Order M–310*—(a) *General definitions.* (1) "Tanner" means a person in the business of tanning, dressing, or similarly processing hides or skins, who in any calendar month after April 1, 1940, processed or processes more than 500 hides or skins.

(2) "Contractor" means a person in the business of causing hides or skins to be tanned or dressed for his account in any tannery not owned or controlled by him.

(3) "Collector" means a person, including a dealer or importer, engaged in the business of acquiring from others untanned hides or skins for resale, or removing hides or skins from animals not slaughtered by him.

(4) "Producer" means a person in the business of slaughtering animals.

(5) "Military order" means an order for hides, skins or leather for delivery against a specific contract placed by any of the following, or for incorporation in any product to be delivered against such a contract:

The Army or Navy of the United States, the United States Maritime Commission, the War Shipping Administration.

(6) "Military specifications" or "military quality" means, except as herein otherwise specifically provided, the specifications applicable to military orders or the quality of material meeting such specifications.

(7) "Sole leather" means vegetable tanned sole leather unless otherwise specified.

(8) "Whole stock" means sides, crops, backs, bends, shoulders with heads on, shoulders with heads off, bellies and belly centers.

(b) *Provisions applying to all hides, skins and leather.* (1) No person shall process any hides, skins or leather contrary to any specific direction issued from time to time by the Civilian Production Administration relating to the processing or production of specific types of leather to meet military or designated civilian requirements.

(2) No producer, collector, tanner, contractor or cutter shall sell, deliver, accept delivery of, cut, use or incorporate in any product any hides skins or leather contrary to any specific direction issued from time to time by the Civilian Production Administration deemed necessary in order to fill military or designated civilian requirements.

(3) Notwithstanding the provisions of any regulation or order of the Civilian Production Administration, no preference rating shall be applied or extended for the delivery of hides, skins or leather, except:

(i) Leather for military orders (excluding sole leather whole stock and cattlehide splits in the blue, pickled, or lime state); or

(ii) When specifically authorized in writing by the Civilian Production Administration pursuant to this paragraph (b) (3) (ii).

(4) [Deleted May 13, 1946.]

(c) *Untanned cattlehides, calfskins and kips*—(1) *Definition.* "Cattlehide", "calfskin" and "kip" mean the hide or skin of a bull, steer, cow or buffalo, foreign or domestic (excluding slunks).

(2) No producer or collector shall put into process or cause to be put into process any untanned cattlehide, calfskin or kip, or portion thereof, other than splits and gluestock, except to the extent specifically authorized in writing by the Civilian Production Administration. Applications for such authorization may be made by letter setting forth the quantity of each kind of cattlehide; calfskin or kip, or portion thereof, which the applicant desires to put into process or cause to be put into process.

(3) No tanner or contractor shall purchase or accept delivery of any untanned cattlehide, calfskin or kip or portions of any of them for any purpose except in quantities specifically authorized in writing by the Civilian Production Administration. A tanner, however, may accept delivery of and tan hides for the account of a contractor who he knows has been specifically authorized in writing to purchase hides. No person shall make any sale or delivery which he knows or has reason to believe would be accepted in violation of this paragraph. Applications may be made on Form CPA–1325 for the purchase of domestic cattlehides, and on Form CPA–1322 for the purchase of domestic calfskins and kips. Authorization to purchase is granted on Form CPA–1323 except from the Reconstruction Finance Corporation which is granted on Form CPA–3507. Form CPA–1323 must be returned to CPA with information showing the applicant's use of the authorization in accordance with the terms of the form. The following transactions may be made without authorization:

(i) Transactions between collectors and between producers and collectors for purposes of resale or delivery within the continental United States;

(ii) The purchase and acceptance of delivery of less than 500 hides or skins in any calendar month by any person (other than a tanner) not specifically authorized to purchase or accept delivery of hides or skins.

(4) In acting under paragraph (c) (3), it will be the policy of the Civilian Production Administration, so far as is practicable, to grant authorizations so that contractors or tanners will obtain cattlehides, calfskins or kips in the proportions that their respective wettings of such skins computed separately during the calendar year 1942, bore to all wettings thereof during that year by all contractors and tanners producing the same type of leather, except that authorizations to tanners or contractors having more than a practicable minimum working inventory may be withheld or may be granted in reduced quantities.

(d) *Pickled sheepskins and slats*—(1) *Effect of paragraph and definitions.* The provisions of this paragraph (d) restrict deliveries of pickled sheepskins and slats as defined below. Imported skins may not be withdrawn from Customs without specific authorization from the Civilian Production Administration. In addition the Civilian Production Administration authorizes deliveries of both domestic and imported skins to tanners and contractors. For the purposes of this order pickled sheepskins and slats are defined as follows:

(i) "Pickled sheepskin" means a dewooled, untanned, unsplit skin which has been removed from a sheep or lamb, and has been either pickled or otherwise prepared for tanning. It does not include a hair sheepskin even after it has been dehaired or de-wooled, which has been imported from countries other than the following: Argentina, Uruguay, Chile, Peru, New Zealand, Australia, Iceland and Canada. A "hair sheepskin" is a skin from a sheep or lamb which is imported into the continental United States with the hair or wool on it of more than ¼" in length under Customs classification as free, or conditionally free under carpet wool bond, or subject to carpet wool duty.

(ii) "Slat" means a sheepskin imported into the continental United States in the dried, untanned condition which has no wool or hair on it or has wool or hair less than ¼" in length of no commercial value.

(2) *Restrictions on withdrawal from Customs.* No person shall withdraw any sheepskins, flesh splits of such skins, or slats from United States Customs within the continental United States except as specifically authorized in writing by the Civilian Production Administration. Before arrival of the sheepskins, flesh splits, or slats in the United States the importer shall notify the Civilian Production Administration, Hide and Leather Branch, Washington 25, D. C., Ref.: M–310, by letter specifying the quantity, type, country of origin, probable date of arrival, name of ship, if available, and the names of tanners or contractors, if any, to whom he prefers to sell pickled sheepskins or slats which he has no quota to receive as a tanner or contractor. The importer, or the tanner or contractor to whom he sells the skins, may be granted authorization by the Civilian Production Administration (on Form CPA–4403) to withdraw them from Customs, under the criteria in paragraphs (d) (5) or (f).

The provisions of this paragraph do not relieve the importer from complying with applicable provisions of General Imports Order M–63.

(3) *Restrictions on purchase and acceptance of delivery by a tanner or contractor.* (i) No tanner or contractor shall purchase or accept delivery of pickled sheepskins or slats for any purpose except in quantities specifically authorized in writing by the Civilian Production Administration. A tanner, however, may accept delivery of pickled sheepskins or slats for the account of a contractor who he knows has been specifically authorized in writing to have such skins tanned for his account either under this paragraph (d) (3) or under paragraph (d) (2). No person shall make any sale or delivery which he knows or has reason to believe would be accepted in violation of this paragraph. In the case of a tanner or contractor who performs the de-wooling operation or has it done for his account, the movement of pickled sheepskins after de-wooling to be tanned for him or for his account shall constitute an acceptance of delivery by him subject to this paragraph.

Application for authorization to purchase, accept delivery or have pickled sheepskins or slats tanned for the applicant's account must be made on Form CPA–4404.

(ii) However, this paragraph (d) (3) does not apply to any pickled sheepskins or slats before they are imported into the continental United States. Also, a tanner or contractor who has been designated in an authorization under paragraph (d) (2) to receive imported pickled sheepskins or slats, may receive them without restriction under this paragraph (d) (3) and without counting them against the total quantities specifically authorized under this paragraph (d) (3).

(4) No person shall split or frize the grain of any pickled sheepskins except as follows: a contractor or tanner may split or frize the grain of any skins (or have them split or frized for his account) which were in his possession before February 16, 1946, or which he has obtained under an authorization from CPA under paragraphs (d) (2) or (d) (3) above.

(5) *Policy.* In acting under paragraphs (d) (2) and (3), it will be the policy of the Civilian Production Administration, so far as is practicable, to grant authorizations so that:

(i) Each tanner and contractor will obtain pickled sheepskins and slats in the proportion that wettings for his own account of such skins during any calendar year 1941 to 1945, inclusive, bears to the total computed by adding together the wettings of such skins for his own account by each tanner and contractor during the calendar year from 1941 to 1945 which he selects.

(ii) Each tanner and contractor will obtain heavy foreign pickled sheepskins (averaging 45 pounds per dozen or heavier) in the proportion that his wettings of such skins during calendar year 1941 bore to the total thereof by all tanners and contractors during the same period.

Authorizations to tanners or contractors having more than a practicable minimum working inventory may be withheld or may be granted in reduced quantities.

(6) *Base period report.* Each tanner or contractor seeking to qualify under paragraph (d) (5) for authorizations under paragraphs (d) (2) or (3) shall file as soon as possible a one-time base period report on Form CPA–4405.

(e) *Regular reports.* Every person described below shall, on or before the 10th day of each month execute and file reports with the Civilian Production Administration, as directed on the respective forms mentioned below:

Tanners and contractors of cattle hides	CPA–1325
Tanners and contractors of calfskins and kips	CPA–1322
Tanners and contractors of pickled sheepskins and slats	CPA–4404

Failure to file any of the reports mentioned above or any other reports requested pursuant to approval by the Bureau of the Budget shall constitute a violation of this order.

(f) *Plants without quotas.* Any person who owns a plant equipped to process hides or skins but whose past operations do not qualify him under paragraphs (c) (4) or (d) (5), may apply for authorization under paragraphs (c) or (d) by letter. The letter should be addressed to the Civilian Production Administration, Hide and Leather Branch, Washington 25, D. C., and should indicate the name and address of the plant, type and quantity of leather raw material which the applicant wishes to process per month, and the quantity of each type which he has processed during the preceding four calendar months. Authorizations may be granted on an equitable basis to applicants who did not process a monthly average of more than 500 hides and skins of all kinds during the preceding four calendar months.

(g) *Appeals.* Any appeal from the provisions of this order shall be made by filing a letter in triplicate referring to the particular provision appealed from and stating fully the grounds of the appeal.

(h) *Communications to the Civilian Production Administration.* All reports, applications, forms, or communications required under or referred to in this order, and all communications concerning this order, shall, unless otherwise directed, be addressed to the Civilian Production Administration, Textile Division, Washington 25, D. C., Ref: M–310.

(i) *Violations.* Any person who wilfully violates any provision of this order, or who, in connection with this order, wilfully conceals a material fact or who furnishes false information to any department or agency of the United States is guilty of a crime, and, upon conviction, may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using material under priority control and may be deprived of priorities assistance.

NOTE: The reporting requirements of this order have been approved by the Bureau of the Budget pursuant to the Federal Reports Act of 1942.

Issued this 13th day of June 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

INTERPRETATION 1: Revoked Aug. 27, 1945.

INTERPRETATION 2: Revoked Jan. 17, 1946.

[F. R. Doc. 46–10079; Filed, June 13, 1946; 11:23 a.m.]

PART 1305—ADMINISTRATION

[SO 131,[1] Amdt. 28]

REVISED MAXIMUM PRICES FOR CERTAIN COTTON TEXTILES

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Supplementary Order No. 131 is amended in the following respects:

1. The second sentence in section 2 (b) is amended by inserting, after the words "had not qualified for", the words "or did not charge."

2. Paragraph 3a (d) is added to read as follows:

(d) The otherwise applicable maximum prices for 50% wool and 50% cotton merino yarns, carded or combed, spun on the cotton system, covered by § 1410.64 (e) (2) (i) of Revised Price Schedule 58,[2] are increased by 5 percent.

[1] 10 F.R. 11296, 11890, 12116, 13268, 13269, 13812, 14504, 14657, 14779, 15004, 15383; 11 F.R. 532, 1771 1888, 2635, 2972, 3599, 3744, 4037, 4329, 4584, 4533, 4867, 4972, 5224, 5224, 5599.

[2] 9 F.R. 11643, 14437; 10 F.R. 3086, 11307, 13638, 14394; 11 F.R. 1044.

This amendment shall become effective June 13, 1946.

Issued this 13th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10091; Filed, June 13, 1946; 11:30 a. m.]

PART 1340—FUEL

[MPR 88, Amdts. 43 and 44]

FUEL OIL

NOTE: Amendments to the statements of consideration involved in the issuance of Amendments 43 and 44 to Maximum Price Regulation No. 88 were filed with the Division of the Federal Register as Documents Nos. 46-9677 (NP) and 46-9678 (NP), respectively, on June 13, 1946, at 11:29 a. m.

PART 1340—FUEL

[MPR 88, Amdt. 45 (§ 1340.151)]

FUEL OIL

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 88 is amended in the following respects:

1. Sections 9.1 and 9.2 in the table of contents are amended to read as follows:

9.1 Kerosene, range oil, stove oil, Nos. 1, 2, 3 and 4 distillate fuel oil (including distillate diesel fuels and distillate gas oils) light and heavy tractor fuel and PS 100 and PS 200 fuel oil.

9.2 Nos. 4, 5 and 6 residual fuel oil, gas enrichment oil, heavy diesel oil, Navy special fuel oil, bunker "C" fuel oil, PS 300 and PS 400 fuel oil.

2. Section 2.36 (c) (1) is amended as follows:

(a) The line "Excepting: Township of Sandy------ 7.8" following Clearfield in the table of prices is revoked.

(b) The lines "Excepting townships of Chapman, East Keating, Leidy, Noyes, and West Keating------ 7.8" following Clinton in the table of prices is revoked.

(c) The price set forth for Erie County in the table of prices is amended as follows: "Erie------ 7.8".

(d) The price set forth for Lawrence County in the table of prices is amended as follows: "Lawrence------ 7.8".

3. Footnote 1 to section 3.5 is amended by adding the following thereto:

Price Area AA comprises Maine, New Hampshire, Vermont, Massachusetts, Rhode Island, Connecticut, New York (excluding, however, Counties of Chautauqua, Erie, Niagara, Cattaraugus, Allegany, Wyoming, Genesee and Orleans, Pennsylvania (excluding, however, Counties of Potter, Cameron, Clearfield, Cambria, Somerset and all other Pennsylvania Counties West thereof), New Jersey, Maryland, District of Columbia, Delaware, Virginia, North Carolina, South Carolina, Georgia, Florida, Alabama, Mississippi Gulf Coast Ports, Louisiana Gulf Coast Ports, Louisiana, Mississippi River ports up to and including Baton Rouge, and Texas Gulf ports, and on and after September 15, 1944, Puerto Rico and the Virgin Islands of the United States.

BB comprises Mississippi (excluding, however, Gulf Coast ports), Louisiana (excluding, however, Gulf Coast ports and Mississippi River ports up to and including Baton Rouge), Texas (excluding, however, Gulf Coast ports), Tennessee, Arkansas, New Mexico, Oklahoma, Kansas (excluding, however, the area within a radius of 25 miles of Kansas City, Missouri), Missouri (excluding, however, the areas within a radius of 25 miles of Kansas City, Missouri and St. Louis, Missouri), Iowa, Minnesota, Wisconsin, North Dakota, Nebraska, and Wyoming.

CC comprises the following counties of Illinois: Lake, Cook, DuPage and Will; the following counties of Indiana: Lake, Porter, LaPorte, Ohio (excluding, however, the following counties of Hamilton, Clermont, Brown, Adams, Scioto, Lawrence, Gallia, Meigs); the following counties of New York: Chautauqua, Erie, Niagara, Cattaraugus, Allegany, Wyoming, Genesee, Orleans; the following counties of Pennsylvania: Potter, Cameron, Clearfield, Cambria, Somerset, and all other counties of Pennsylvania west thereof: West Virginia and Michigan.

DD comprises that part of Missouri within a radius of 25 miles of St. Louis, Missouri; Illinois (excluding, however, the counties of Lake, Cook, DuPage, and Will); Indiana (excluding, however, the counties of Lake, Porter, and LaPorte); the following counties of Ohio: Hamilton, Clermont, Brown, Adams, Scioto, Lawrence, Gallia, and Meigs; Kentucky.

EE comprises Colorado.

FF comprises Eastern Montana which is defined hereby as a portion of Montana east of the western boundaries of the counties of Blaine, Fergus, Golden Valley, Stillwater and Carbon.

GG comprises Western Montana which is defined hereby as the portion of Montana west of the eastern boundaries of the counties of Hill, Chauteau, Judity Basin, Wheatland, Sweet Grass and Park, Idaho.

HH comprises Utah.

II comprises the area within a 25 mile radius of Kansas City, Missouri.

4. Section 4.35 (a) (1) (i) is amended by changing the prices for second structure gasoline in columns 1, 2, 3 and 4, in the table of prices to read as follows:

Second structure---	6.625	6.75	6.875	7.625

5. Section 4.45 (a) (1) (i) is amended by changing the prices for second structure gasoline in columns 1, 2, 3 and 4, in the table of prices to read as follows:

Second structure---	6.625	6.75	6.875	7.625

This amendment shall become effective as of April 10, 1946.

Issued this 13th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10083; Filed, June 13, 1946; 11:29 a. m.]

PART 1347—PAPER, PAPER PRODUCTS, RAW MATERIALS FOR PAPER AND PAPER PRODUCTS, PRINTING AND PUBLISHING

[MPR 400,[1] Amdt. 4]

MERCHANT'S PRICES FOR FINE PAPERS AND CERTAIN PAPERBOARDS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 400 is amended in the following respects:

1. The last paragraph of section 3 is amended to read as follows:

Nothing in this section, however, shall permit the use of a manufacturer's base price which exceeds the maximum price now or hereafter established by the Office of Price Administration for each classification of paper as set forth in the pertinent Appendix of this regulation; *Provided, however,* Where the kind of packing is not specifically set forth in that Appendix, the merchant shall use as the price to which to apply his mark-up, the price charged him by the manufacturer for the particular kind of packing in the sale.

2. Section 4 (d) is amended to read as follows:

(d) *Packing differentials.* In any shipment by the merchant to the customer or by the manufacturer to the customer for the account of the merchant, where an additional charge for the kind of packing specified in the pertinent Appendix would be permitted when sold to the merchant, the merchant may add the amount of this charge to the selling price after the application of his percentage mark-up. If the manufacturer's differential for packing takes the form of a deduction for the kind of packing specified in the pertinent Appendix, a deduction in the same amount must be made by the merchant and this may be done after the application of his percentage mark-up.

3. The last sentence of section 12 is amended to read as follows: "Such transactions shall be subject to the provisions of the Maximum Import Price Regulation."

4. In Appendix A, column 3, under "Manufacturer's base price unit and quantity of sale", relative to "Paper Classifications" A2: Groundwood Book is amended to read: "Base price per pound for a sale of 4 cases"; A4: Specialty cover papers and A5: Text papers, are both amended to read: "Base price per pound for a sale of 4 cartons".

5. In Appendix B, column 3, under "Manufacturer's base price unit and quantity of sale", relative to "Paper Classifications" B 1: Coated Blanks and Boards and B 2: Plain Blanks and Boards, are both amended to read: "Base price per 1000 sheets for a sale of 4 cartons"; B9: Groundwood papers is amended to read: "Base price per cwt. for a sale of 16 bundles".

6. In Appendix B, column 5 under "Sale of small quantities" relative to Paper Classifications" B6 is amended to read as follows:

For quantities less than those specified in Quantity Bracket No. 2, the following differentials may be applied:

[1] 8 F.R. 7556, 11503; 9 F.R. 2289.

Base cost	Less than package	1 package to less than 1 carton
All grades not containing rag content	Add 5¢ per lb. to the per lb. package price.	Add 5¢ per lb. to the per lb. carton price.
Rag content grades of less than 75% rag content.	Add 5¢ per lb. to the per lb. package price.	Add 6¢ per lb. to the per lb. carton price.
75% rag content and over	Add 5¢ per lb. to the per lb. package price.	Add 7¢ per lb. to the per lb. carton price.

7. In Appendix C, column 3, under "Manufacturer's base price unit and quantity of sale" relative to "Paper Classifications", C 1: Groundwood writing papers is amended to read: "Base price per cwt. for a sale of 16 bundles"; C 2: Chemical Woodpulp Writing papers and Rag Content Writing Papers of less than 75% Rag Content is amended to read: "Base price per cwt. for a sale of either 1 carton or 4 cartons as the manufacturer's practice may be"; and C 4: Opaque Circular is amended to read: "Base price per pound for a sale of 16 cartons."

8. In Appendix C, column 5, under "Sale of small quantities" relative to "Paper Classifications" C 1 is amended to read as follows:

For quantities less than those specified in Quantity Bracket No. 1, the following differentials may be applied:

Base cost	Less than package	1 package to less than 1 carton
All grades not containing rag content	Add 5¢ per lb. to the per lb. package price.	Add 5¢ per lb. to the per lb. carton price.
Rag content grades of less than 75% rag content.	Add 5¢ per lb. to the per lb. package price.	Add 6¢ per lb. to the per lb. carton price.
75% rag content and over	Add 5¢ per lb. to the per lb. package price.	Add 7¢ per lb. to the per lb. carton price.

9. In Appendix D, column 5 under "Sale of small quantities" relative to "Paper Classifications" D 1 is amended to read as follows:

For quantities less than those specified in Quantity Bracket No. 1, the following differentials may be applied:

Base cost	Less than package	1 package to less than 1 carton
All grades not containing rag content	Add 5¢ per lb. to the per lb. package price.	Add 5¢ per lb. to the per lb. carton price.
Rag content grades of less than 75% rag content.	Add 5¢ per lb. to the per lb. package price.	Add 6¢ per lb. to the per lb. carton price.
75% rag content and over	Add 5¢ per lb. to the per lb. package price.	Add 7¢ per lb. to the per lb. carton price.

10. In Appendix E 1, column 3 under "Manufacturer's base price unit and quantity of sale" is amended to read: Base price per ream or per cwt. for a sale of either 1 carton or 4 cartons, as the manufacturer's practice may be.

11. In Appendix E 2, column 3 under "Manufacturer's base price, unit and quantity of sale" is amended to read: Base price per ream or per cwt. or for a sale of either 1 carton or 4 cartons, as the manufacturer's practice may be.

12. In Appendix G, column 3, under "Manufacturer's base price, unit and quantity of sale" is amended to read: Base price per pound or per 1,000 sheets for a sale of 1 carton.

This amendment shall become effective June 20, 1946.

Issued this 13th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10085; Filed June 13, 1946; 11:30 a. m.]

PART 1372—SEASONAL COMMODITIES

[RMPR 298, Amdt. 1]

ROTENONE AND PYRETHRUM

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 298 is amended in the following respects:

1. Section 1 (a) is amended to read as follows:

(a) Except as provided in paragraph (b) of this section with reference to emergency sales to the United States and its agencies and paragraph (c) of this section with reference to export sales, this regulation shall apply to all sales and deliveries other than at retail of imported rotenone and pyrethrum and of imported and domestic rotenone and pyrethrum products within the United States and the District of Columbia, whether immediate or future, and to all purchases in the course of trade or business of rotenone and pyrethrum to be imported into the United States and the District of Columbia.

2. Section 8 (a) (23) is amended to read as follows:

(23) "Processor" means any person who purchases rotenone bearing roots, rotenone powder and pyrethrum flowers from an importer. A processor may also be a manufacturer.

3. Section 8 (a) (29) is added to read as follows:

(29) "Importer" means, with respect to a particular lot of rotenone roots or powder or pyrethrum flowers or powder, the first person who owns such lot after entry into the United States and who sells it in the United States or who uses it in any manner for industrial or manufacturing purposes. An importer may also be a processor or a manufacturer.

4. Section 8 (a) (30) is added to read as follows:

(30) "Retail route seller," for the purposes of this regulation, is a person other than a manufacturer who sells at retail the commodity being priced from an inventory stocked and carried in trucks or other conveyances operated by driver salesmen over regular routes.

5. Appendix A, *Maximum prices for rotenone and rotenone products* is amended to read as follows:

APPENDIX A—MAXIMUM PRICES FOR ROTENONE AND ROTENONE PRODUCTS

The maximum prices below are in general for the material in large containers. Where no specific provision is made for pricing sales in small containers, the seller may add, on such sales, his customary "small package" differentials.

(a) (1) *Maximum prices for purchases outside the continental United States of rotenone-bearing roots.* Twenty-one cents f. o. b. river ports and 21½ cents f. o. b. ocean ports per pound of root, basis 5 per cent crude rotenone content by weight and not over 12 per cent moisture content by weight, with 4¼ cents added per pound for each unit of 1 per cent of crude rotenone content in excess of 5 per cent and proportionately for each fraction of 1/10 of 1 per cent crude rotenone content over 5 per cent, and with a corresponding amount deducted for each 1/10 of 1 per cent crude rotenone content of less than 5 per cent, weight and analysis as determined upon landing at United States ports.

(2) *Maximum prices for purchases outside the continental United States of rotenone-bearing powder:* Twenty-six and one-half cents f. o. b. river ports and 27 cents f. o. b. ocean ports per pound of powder, basis 5 per cent crude rotenone content by weight and not over 12 per cent moisture content by weight, with 4¼ cents added per pound for each unit of 1 per cent of crude rotenone content in excess of 5 per cent and proportionally for each fraction of 1/10 of 1 per cent crude rotenone content over 5 per cent, and with a corresponding amount deducted for each 1/10 of 1 per cent crude rotenone content of less than 5 per cent, weight and analysis as determined upon landing at United States ports.

(b) (1) *Rotenone roots for sale to processors.* Five and six-tenths cents per unit of crude rotenone per pound of root, seller to pay all costs of freight, insurance, entry, analysis, weighing and the like, ex-dock at port of entry.

(2) *Rotenone powder for sale to processors.* Seven and eight-tenths cents per unit of pure rotenone per pound of powder, seller to pay all costs of freight, insurance, entry, analysis, weighing and the like, ex-dock at port of entry.

(c) *Unfinished rotenone products for sale by processors and distributors*—(1) *Rotenone powder.* Nine cents per unit of pure rotenone per pound of powder, f. o. b. cars at New York, New York, except there may be added, for sales in quantities of less than 200 pounds, 10 per cent.

(2) *Rotenone resin.* Thirteen cents per unit of pure rotenone per pound of resin, f. o. b. processor's plant.

(3) *Rotenone liquid extract.* $1.15 per unit of pure rotenone per gallon of extract plus the cost of one gallon of the solvent used for the extract, f. o. b. processor's plant.

(4) *Chemically pure rotenone.* $14.50 per pound, f. o. b. processor's plant.

(5) *Technically pure rotenone.* $12.05 per pound, f. o. b. processor's plant.

(6) *Rotenone solvate.* $9.65 per pound, f. o. b. processor's plant.

(7) *Other unfinished rotenone products.* The maximum price shall be determined by the seller after specific authorization from the Office of Price Administration. A seller who seeks an authorization to determine a paragraph shall file with the Agricultural Chemicals Section of the Office of Price Administration in Washington, D. C., an application setting forth:

(i) A description of the commodity for which a maximum price is sought,

(ii) A list of materials used in the manufacture of the commodity,

(iii) An outline of the manufacturing process,

(iv) The seller's cost of raw materials, packages, manufacturing and other expenses,

(v) Changes in the selling price since January 1, 1941, and

(vi) The seller's maximum price under the General Maximum Price Regulation. When such authorization is given, it will be accompanied by instruction as to the method for determining the maximum price. Within ten days after such price has been determined, the seller shall report the price to the Agricultural Chemicals Section of the Office of Price Administration in Washington, D. C. The price so reported shall be subject to adjustment at any time by the Office of Price Administration.

(d) *Finished rotenone insecticides for sale by manufacturers*—(1) *Finished rotenone insecticides for which a maximum price had been established prior to June 1, 1944.* The maximum price which the manufacturer might have charged for the insecticide on May 31, 1944 plus 3 cents per unit of pure rotenone per pound of the insecticide, except that on sales to all others than retail route sellers prices for the following finished insecticides may not exceed the prices listed therewith:

Dry finished insecticides for which rotenone powder is the base, in containers of ten pounds or more capacity, for sale to dealers, subject to customary wholesalers' discounts, f. o. b. manufacturer's plant, 16 cents per pound of finished insecticide guaranteed to contain 1 per cent pure rotenone, plus or minus, as the case may be, $1\frac{9}{10}$ cents per pound of finished insecticide for each variation in pure rotenone content of $\frac{1}{10}$ of 1 per cent (0.1%). For example, the maximum prices for dusts containing .5% and .75% pure rotenone shall be 10 cents and 13 cents per pound, respectively. In the event the insecticide contains active insecticidal ingredients in addition to rotenone, the above prices may be increased by the amount of the delivered cost to the manufacturer for each such additional active ingredients guaranteed in the finished insecticide. If the manufacturer of the finished rotenone insecticide is also the manufacturer of the additional active ingredient he may use his maximum price for a sale to another insecticide manufacturer as his own delivered cost of such additional active ingredient.

(2) *Finished rotenone insecticides for which no maximum price had been established prior to June 1, 1944.* (i) The price for the most closely similar insecticide for which a maximum price is established in subparagraph (1) above plus or minus, as the case may be, the difference between the total cost of all raw materials and packages used in the manufacture of the similar insecticide and the total cost of all raw materials and packages used in the manufacture of the insecticide being priced.

(ii) If a manufacture cannot otherwise determine his maximum price, he shall apply to the Office of Price Administration for authorization to establish a maximum price in accordance with the provisions of paragraph (c) (7) of this appendix

(e) *Finished rotenone insecticides for sale by wholesalers.* The maximum price which the manufacturer may charge the wholesaler, as established by this regulation, plus the wholesaler's customary margin on sales of such insecticides to retailers.

6. Appendix B (c) (2) (ii) is amended to read as follows:

(ii) If a manufacturer cannot otherwise determine his maximum price, he shall apply to the Office of Price Administration for authorization to establish a maximum price in accordance with the provisions of paragraph (c) (7) of Appendix A.

NOTE: All record keeping and reporting requirements of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

This amendment shall become effective June 18, 1946.

Issued this 13th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10084; Filed, June 13, 1946; 11:29 a. m.]

PART 1373—PERSONAL AND HOUSEHOLD ACCESSORIES

[MPR 576, Amdt. 3]

DRY BATTERIES

A statement of considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Maximum Price Regulation No. 576 is amended in the following respects:

1. The "Bright Star" listings of model numbers, descriptions and maximum retail prices of batteries in Schedule B of section 3 (a) (2) is amended to read as follows:

BRIGHT STAR

Model No.	Description	Maximum retail prices	
		East	West
30-60	45 V. heavy duty "B"	$2.60	$2.80
30-95	45 V. regular "B"	2.15	2.30
6-A	"A" battery	.50	.55

2. The "Bright Star" listings of model numbers, descriptions and maximum retail prices of batteries in Schedule D of section 3 (a) (3) is amended to read as follows:

Model No.	Description	Maximum retail prices	
		East	West
6	Ignition, general purpose	$0.45	$0.50
6	Telephone	.40	.45
6	Industrial and railroad	.50	.55
4	4-inch general purpose	.30	.35
146	4-cell 6 V. "Vitaspark"	2.25	2.55
156	4-cell 7½ V. "Vitaspark"	2.75	3.10
166	6-cell 9 V. "Vitaspark"	3.20	3.60
460	4-cell 6 V. railroad lantern battery	.55	.55

This amendment shall become effective on the 18th day of June 1946.

Issued this 13th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10087; Filed, June 13, 1946; 11:30 a. m.]

PART 1380—HOUSE AND SERVICE INDUSTRY MACHINES

[MPR 598, Amdt. 16]

POSTWAR HOUSEHOLD MECHANICAL REFRIGERATORS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 598 is amended in the following respects:

Section 24, *Appendix A* is amended by changing the listing therein of retail prices for the Firestone make of refrigerator to read as follows:

Make	Brand	Model No.	First zone [1]	Second zone [2]
Firestone Tire & Rubber Company.	Firestone.	5-A-8	$147.95	$157.95
		5-A-1	135.95	145.95
		5-A-2	193.95	203.95

[1] The 1st zone price is applicable to retail sales made within all parts of the United States not included in the area specified in footnote 2 below as being in the 2d zone.

[2] The 2d zone price is applicable to retail sales made within the following area:

Arizona; California; Idaho; Oregon; Utah; Wyoming; Washington; Montana, except the cities of Richey and Vida and except the counties of Daniels (exclusive of the towns of Carbert, Glulten, Ossette, Peerless and West Fork), Richland (exclusive of the towns of Burns and Savage), Roosevelt (exclusive ofthe towns of Lohmiller, Volt and Washa), Sheridan and Wilaux Colorado (except the city of Towner); Nevada; New Mexico, except the counties of Chaves, Curry, De Baca, Eddy, Harding, Lea, Quay, Roosevelt and Union; the following counties in Nebraska: Banner, Box Butte, Cherry (except the cities of Crookston, Valentine, Thatcher, Woodlake, Sparks and Arabia), Cheyenne, Dawes, Deuel, Garden, Grant, Hooker, Kimball, Morrill, Scottsbluff, Sheridan and Sioux; the town of Philip and the following counties in South Dakota: Bennett, Butte, Custer, Fall River, Jackson, Lawrence, Meade (except the town of Faith), Pennington, Shannon, Washington and Washabaugh; and the following counties in Texas: Brewster, Culberson, El Paso, Hudspeth, Jeff Davis, Loving, Pecos, Presidio, Reeves, and Terrell.

This amendment shall become effective on the 13th day of June 1946.

Issued this 13th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10088; Filed, June 13, 1946; 11:30 a. m.]

PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[Control Order 2,[1] Amdt. 1]

LIVESTOCK SLAUGHTER

A rationale for this amendment has been issued simultaneously herewith and has been filed with the Division of the Federal Register.

Control Order 2 is amended in the following respects:

1. Section 1 (a) is amended by deleting the word "primarily" appearing in the second sentence of the definition of "Class 3 slaughterer."

2. Section 2 (a) (5) is added to read as follows:

(5) No custom slaughterer may slaughter livestock for any Class 3 slaughterer unless he receives from such slaughterer a written statement containing the following information:

(i) The name and address of the Class 3 slaughterer.

(ii) The liveweight by species of the livestock he wishes custom slaughtered.

(iii) A statement certifying that he is permitted to have the livestock slaughtered for him pursuant to the provisions of Control Order 2 and that the transfer or sale of meat resulting from such custom slaughter will not exceed his quota under Section 6 of Control Order 2.

3. Section 3 (b) is amended by inserting after the words "slaughtering establishment" appearing in the first sentence, the parenthetical phrase "(including the place of business of a Class 2 slaughterer who has livestock custom slaughtered for him)."

4. Section 5 is amended by deleting the word "primarily" appearing in the heading and in the first sentence of paragraph (a).

5. Section 15 (a) is amended by deleting the words "on or before May 15, 1946" appearing in the second sentence.

6. Section 15 (a) (4) is amended by changing the date "April 28, 1946" to read "April 25, 1946".

7. Section 15 (c) is amended by inserting immediately following the date "April 25, 1946" appearing in the first sentence the words "and applied on OPA Form MC-11 on or before May 15, 1946".

8. Section 16 (b) is amended to read as follows:

(b) In addition, any veteran, as defined in Supplementary Order No. 143, may apply for a class 2 slaughterer's license and quota bases for the slaughter of livestock by him or the custom slaughter of livestock for him provided (1) that between September 1, 1945 and April 25, 1946, he had the controlling interest in and was the active head of a place of business from which he sold or transferred meat at wholesale or retail; and (2) that such wholesale or retail place of business was at a fixed address and had the necessary equipment, including storage space and cooling facilities, for the conduct of a wholesale or retail meat business; and (3) that between September 1, 1945, and April 25, 1946, the meat resulting from the slaughter of livestock by him or the custom slaughter of livestock for him was used for the sole purpose of supplying his wholesale or retail place of business. Application must be made on Form MC-9.

9. Section 19 is amended to read as follows:

SEC. 19. *Appeals and review.* (a) Any person directly affected by the action of a District Director or Regional Administrator, on any application or other matter, may appeal from the action. Such appeal shall be brought in accordance with the terms and provisions of this section.

(b) An appeal from the action of a District Director may be made to the Regional Administrator by the person entitled to bring such appeal by filing a statement of appeal in writing with the District Director. The statement of appeal shall state the basis of the appeal and any other facts deemed by the appellant to be pertinent. The specific section or sections of the order claimed to be inconsistent with the decision from which the appeal is taken need not be stated. The statement of appeal may be accompanied by documentary evidence supporting the appeal.

(1) Within five days of such filing, the District Director shall forward the statement of appeal together with his decision and all other pertinent records or papers to the Regional Administrator, unless the District Director, within such five-day period, upon reconsideration, reverses his decision.

(2) The Regional Administrator shall maintain an appeals docket and shall assign a number for each appeal when it reaches him, and shall enter such number, together with the name of the appellant, the name of the District Director, the action taken by the Regional Administrator, and the date on which a copy of the Regional Administrator's decision was mailed to the appellant.

(3) The Regional Administrator may require the appellant to present additional pertinent information.

(4) Appeals to the Regional Administrator shall be decided by the Regional Administrator who may affirm, modify or reverse the decision of the District Director. The decision shall be in writing and a copy of such decision shall be mailed to the appellant and to the District Director. The decision shall direct the District Director to take such action as may be necessary to give effect thereto.

(5) If no statement of appeal to the Washington Office is filed with the Regional Administrator within 30 days after the appellant has been notified of the Regional Administrator's decision, the record shall be closed and shall be returned to the District Office, where it shall remain on file. Thereafter, there shall be no right of appeal except as permitted in (d).

(c) An appeal to the Washington Office may be made from an adverse decision of the Regional Administrator by filing a statement of appeal in writing with the Regional Administrator. The statement of appeal shall state the basis for the appeal and any other facts deemed by the appellant to be pertinent. The specific section or sections of the order claimed to be inconsistent with the decision from which the appeal is taken need not be stated. The statement of appeal may be accompanied by documentary evidence supporting the appeal.

(1) Within five days of such filing, the Regional Administrator shall forward the statement of appeal together with his decision and all other pertinent records or papers to the Washington Office, unless the Regional Administrator shall, within such five-day period, upon reconsideration, reverse his decision.

(2) It shall be within the discretion of the Washington Office to pass upon or to refuse to pass upon an appeal. In either event, the Washington Office may require the appellant to furnish additional pertinent information.

(3) The Washington Office shall notify the appellant, the Regional Administrator and the District Director in writing, either of its refusal to pass upon the appeal or of its decision affirming, modifying or reversing the decision of the Regional Administrator. It shall, if it modified or reversed the decision, direct the District Director or Regional Administrator to take such action as may be necessary to give effect thereto.

(4) When the Washington Office has acted upon the appeal or has refused to act upon it, the record of the case shall be returned to the District Office where it is to be filed. Thereafter there shall be no further right of appeal.

(d) A District Office or Regional Office shall give notice of its action to the person who has the right of appeal or to his agent, at its office or by mail. The appeal must be received in its office within 30 days after such mailing or the giving of such other notice. However, if the appellant shows good cause for his failure to file his appeal within the time prescribed by this section, such thirty day period may be waived.

(e) The Administrator reserves the right to review any action taken by a District Director or Regional Administrator pursuant to this Order and may change or modify the same as he may deem appropriate.

11. Section 21 (c) (1) is amended by deleting the word "slaughter" appearing at the end of the sentence and substituting therefor the words "sale or transfer".

12. Section 21 (c) (2) is amended by deleting the semi-colon (;) at the end thereof and adding the words "including the dates of such sale or transfer".

This amendment shall become effective June 18, 1946.

NOTE: All reporting and record keeping requirements of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 13th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10082; Filed, June 13, 1946; 11:31 a. m.]

[1] 11 F.R. 4057.

PART 1416—COAL TAR PRODUCTS

[MPR 447, Amdt. 3]

COAL TAR

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Appendix A to Maximum Price Regulation 447 is amended in the following respects:

1. Paragraph (e) is redesignated (f) and the first sentence is amended as follows: "The maximum prices established by paragraphs (a), (b), (c), (d), and (e) apply to good clean coal tar in which the water content has been reduced to a maximum of 2% by volume."

2. A new paragraph (e) is added to read as follows:

(e) Where a plant is equipped to burn fuel oil or coal tar as a fuel, the maximum prices for the sale of coal tar established in (a), (b), (c), and (d) may be increased if it appears the producer may divert the coal tar from distiller-buyers for utilization as fuel. The price in-

crease may be granted upon application by the producer to the Rubber, Chemicals & Drugs Price Branch, Office of Price Administration, Washington 25, D. C. The application submitted shall contain the following items of information:

(1) The name and address of seller and location of the plant.

(2) The grade and delivered price per gallon of fuel oil for which coal tar has been substituted as a fuel.

(3) The proposed price for coal tar which shall not exceed the delivered price of fuel oil after appropriate adjustment for the difference in British Thermal Unit value and increased handling charges, computed as set forth below.

(i) Multiply the percentage relation of the British Thermal Unit value of coal tar per gallon to fuel oil per gallon by the delivered price of fuel oil per gallon.

(ii) Additional handling charges incurred per gallon of fuel oil and coal tar may be added.

(4) A statement of the British Thermal Unit value per gallon of fuel oil purchased and coal tar to be sold and the amount of handling charges per gallon, if any.

(5) A statement that the seller is currently equipped to burn liquid fuel for which coal tar may be substituted.

(6) A statement that the buyer will use the coal tar for distilling and not as a fuel.

Any decrease in the delivered price of fuel oil below that contained in the application shall be reported within 5 days after such decrease to the Rubber, Chemicals and Drugs Price Branch, Office of Price Administration, Washington 25, D. C.

The price increase may be granted by order if, in the judgment of the Administrator, it will result in the removal of an impediment to the distribution of coal tar for distilling purposes. Unless and until such an order is received signed by the Administrator, the existing maximum prices will continue to be the maximum prices. The maximum prices established by the order may be revoked or modified by the Administrator at any time.

This amendment shall become effective June 18, 1946.

NOTE: The reporting and record keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 13th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10086; Filed, June 13, 1946; 11:30 a. m.]

PART 1448—EATING AND DRINKING ESTABLISHMENTS

[Restaurant MPR 2, Amdt. 13]

FOOD AND DRINK SOLD FOR IMMEDIATE CONSUMPTION

A statement of the considerations involved in the issuance of this amendment to Restaurant Maximum Price Regulation 2 has been issued simultaneously herewith and filed with the Division of the Federal Register.

1. Section 1 (b) (2) is amended in the following manner: after the third sentence, ending with the words "during the week of April 4 to 10, 1943," strike the period and insert a comma and add the following words, "except where expressly authorized by this regulation."

2. Section 1 (c) is amended in the following manner: after the word "business" in the final paragraph, strike the period and insert a comma, and add the following "or without permission from the director of your district OPA Office."

3. Add subparagraph (5) to section 1 (d) to read as follows:

(5) You may, however, on and after June 13, 1946, as an exception to the basic rule as contained in section 1 (d) (1), charge higher than your "April 4 to 10, 1943," prices for that class, for a new food item, meal or beverage within that class, and/or for any food item, meal or beverage, the major ingredient of which is exempt from price control at all other levels: The price for such food items, meals or beverages shall be computed by using the pricing formula as contained in section 1 (b) (3). Margin as used in that formula shall mean the percentage mark-up over current raw food cost that is currently being realized in your establishment.

You must maintain the prices established under this subparagraph for a period of 60 days, at which time, if the costs for items so priced have changed, you may file new ceiling prices, in accordance with the instructions contained in this subparagraph.

You may take advantage of this subparagraph only if you continue to offer and make freely available meals, food items and beverages at and below the middle prices of the class in which the new item falls, in accordance with section 1 (g) (2), except when a particular class consists entirely of items which are not controlled by maximum price regulation at other levels.

Any prices computed under this subparagraph must be filed in duplicate with the local Price Control Board within six (6) days after it is first offered.

This filing must contain the following information:

(i) The meal, food item, or beverage being priced.

(ii) The class in which it belongs.

(iii) The price of the new meal, food item, or beverage, together with the method of computation, setting forth the current raw food costs and the margin for the item being priced.

You must keep available on your premises for OPA inspection records of your raw food costs and total sales, which will substantiate your filed prices.

4. Section 12 (b) (1) (ii) is amended by striking all after the word, "Notice," and insert in lieu thereof. "In co-operation with the Famine Emergency Program our usual April 4 to 10, 1943, offerings of wheat, fats and oil products, or a substitute therefor, will be served only upon request."

5. Section 15 (b) (1) is amended in the following manner: strike the period at the end of the paragraph and insert a comma and add the following, "without permission from the director of your District OPA Office."

6. Section 17 is amended to read as follows:

(a) Adjustments may be made under the following conditions:

(1) If your establishment is operating under financial hardship, OPA will adjust your ceiling prices to a level which will permit you to recover total accounting costs, including salary to management; or

(2) If your establishment is operating under financial hardship and has maximum ceiling prices below those of comparable establishments in the same area, OPA will adjust your ceiling prices either to a level which will permit you to recover total accounting costs, including salary to management, plus 3% of sales, or to the level of prices of comparable establishments in that same area, whichever is lower.

(b) If you are the proprietor of an eating or drinking establishment which satisfies the above requirements, you may apply for an adjustment of your maximum prices by submitting in duplicate to your OPA District Office a statement setting forth:

(1) Your name and address and the name and address of your establishment.

(2) A description of your eating establishment including: type of service rendered (such as cafeteria, table service, etc.), classes of meals offered (such as breakfast, lunch, and dinner), number of persons served per day during the most recent thirty-day period, and any other information which is necessary to describe your establishment and the nature and extent of your operation.

(3) The names and addresses of the three nearest eating places of the same type as yours.

(4) A list showing your present maximum prices and your requested, adjusted prices.

(5) A profit and loss statement for the establishment containing information as required by Bureau of Internal Revenue for (i) a three-months period which ended not earlier than ninety (90) days prior to the date of your application, (ii) the most recent twelve-months fiscal period of your operation.

(c) Applications for adjustment shall be filed in accordance with Revised Procedural Regulation No. 1.

This amendment shall become effective June 13, 1946.

NOTE: The reporting and record-keeping provisions of this amendment have been approved by the Bureau of the Budget, in accordance with the Federal Reports Act of 1942.

Issued this 13th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10089; Filed, June 13, 1946; 11:31 a. m.]

PART 1448—EATING AND DRINKING ESTABLISHMENTS

[Restaurant MPR 2, Amdt. 14]

FOOD AND DRINK SOLD FOR IMMEDIATE CONSUMPTION

A statement of the considerations involved in the issuance of this amendment to Restaurant Maximum Price Regulation 2 has been issued simultaneously herewith and filed with the Division of the Federal Register.

1. Section 9 (a) is amended to read as follows:

(a) If you own or operate more than one establishment, you must do everything required by this regulation for each place separately, except as set forth in paragraph (c) of this section.

2. Section 9 (c) is amended to read as follows:

(c) If you own or operate more than one establishment and want to establish the practice of uniform prices in all or certain of your establishments, you may apply for a uniform pricing order. You may also apply for an adjustment of your maximum prices for all or certain of your establishments with a single application.

Applications for uniform pricing orders and for an adjustment of the maximum prices for multiple units should contain the information required in revised S. O. 13 and section 17 of this regulation, respectively. Application under this subsection shall be filed and processed in:

(i) District OPA Office when all units are within the confines of a single district.

(ii) Regional OPA Office when all units are within the confines of a single region.

(iii) National OPA Office, Washington, D. C., when the several units are located within the confines of more than one region.

This amendment shall become effective June 13, 1946.

Issued this 13th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10090; Filed, June 13, 1946; 11:31 a. m.]

Chapter XVIII—Office of Economic Stabilization

[Directive 110, Amdt. 3]

PART 4003—SUBSIDIES; SUPPORT PRICES

GRAIN, FEED AND RELATED PRICES

Pursuant to the authority vested in me by the Stabilization Act of 1942, as amended, and by Executive Order 9250 of October 3, 1942 (7 F.R. 7871), Executive Order 9328 of April 8, 1943 (8 F.R. 4681), Executive Order 9599 of August 18, 1945 (10 F.R. 10155), Executive Order 9651 of October 30, 1945 (10 F.R. 13487), Executive Order 9697 of February 14, 1946 (11 F.R. 1691), and Executive Order 9699 of February 21, 1946 (11 F.R. 1929); *It is hereby ordered:*

Directive 110 (11 F.R. 5228) is amended in the following respects:

The following commodity shall be added to the list of commodities in section 3 of the directive.

Commodity	Applicable regulation	Maximum price increase
Pure bran for human consumption	GMPR	*Per ton* $10.00

Issued and effective this 11th day of June 1946.

CHESTER BOWLES,
Director.

[F. R. Doc. 46-10062; Filed, June 12, 1946; 4:44 p. m.]

Chapter XXIII—War Assets Administration

[Reg. 2, Amdt. 1]

PART 8302—DISPOSAL OF SURPLUS PERSONAL PROPERTY TO PRIORITY CLAIMANTS

Correction

In Exhibit A of Federal Register document 46-9655, appearing at page 6237 of the issue for Saturday, June 8, 1946, the second item under the heading "Construction, mining and excavating machinery" should read "Portable air compressors, truck or skid mounted, up to and including 500 CFM.

TITLE 33—NAVIGATION AND NAVIGABLE WATERS

Chapter II—Corps of Engineers, War Department

PART 207—NAVIGATION REGULATIONS

FOX RIVER, WISCONSIN

Pursuant to the provisions of section 7 of the River and Harbor Act of August 8, 1917 (40 Stat. 266; 33 U.S.C. 1), § 207.460, of the regulations governing the use, administration, and navigation of locks and canals in Fox River, Wisconsin, is hereby amended as follows:

§ 207.460 *Fox River, Wis.*—(a) *Use, administration, and navigation of locks and canals.* * * *

(8) *Draft of boats.* No boat shall enter the canal or locks whose actual draft exceeds the least depth of water in the channel of the canal as given by the lock tender.

(9) *Right of way.* Boats going downstream shall have the right of way over boats going upstream. Rafts must give to boats operated by power the side demanded by proper signal.

(i) Boats must not race or crowd alongside of each other while under way in the canal. If a boat meets a boat and tow on opposite sides of a lock and the boat with tow has the privilege of one lockage, the other boat shall have the next lockage.

(ii) When a boat and barge arrive at a lock and another boat overtakes them before the second of the two has entered the lock, the boat so overtaking shall have the privilege of the second lockage.

(10) *Boats and rafts without power.* No boat or raft without power shall be brought through the canal unless accompanied by a boat operated by power, except small boats controlled by sails or oars.

(Regs. 25 May 1946 (CE 800.215 (Fox River, Wis.)-SPEWR))

[SEAL] EDWARD F. WITSELL,
Major General,
The Adjutant General.

[F. R. Doc. 46-10073; Filed, June 13, 1946; 10:55 a. m.]

Notices

DEPARTMENT OF AGRICULTURE.

Production and Marketing Administration.

[Docket AO 23-A6]

GREATER KANSAS CITY MARKETING AREA

NOTICE OF HEARING ON HANDLING OF MILK

Proposed amendments to the tentatively approved marketing agreement and order, as amended, regulating the handling of milk in the Greater Kansas City Marketing Area.

Pursuant to the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), and in accordance with the applicable rules of practice and procedure, as amended (7 CFR, Cum. Supp. 900.1 et seq., 10 F.R. 11791), notice is hereby given of a public hearing to be held in District Court Room 409, Federal Building, Kansas City, Missouri, beginning at 10:00 a. m., c. s. t., June 18, 1946, with respect to proposed amendments to the tentatively approved marketing agreement and order, as amended, regulating the handling of milk in the Greater Kansas City Marketing Area (7 CFR, Cum. Supp. 913.2 et seq.; 7 CFR 1943 Supp. 913.16; 8 F.R. 2521, 3688, 8294; 11 F.R. 5468). These amendments have not received the approval of the Secretary of Agriculture.

This public hearing is for the purpose of receiving evidence with respect to economic or marketing conditions which relate to the amendments, or any modification thereof, which are hereinafter set forth.

The Pure Milk Producers Association of Greater Kansas City, Inc., has proposed the following amendments:

1. Delete § 913.3 (a) (3) and substitute therefor the following:

(3) "Producer" means any person who, with respect to the regulations applicable to milk to be used for consumption as milk or cream in the marketing area, (i) under supervision of the Health Department of Kansas City, Missouri, Independence, Missouri, Excelsior Springs, Missouri, Kansas City, Kansas, or Leavenworth, Kansas, or (ii) under a permit issued by the Missouri State Board of Health or under a permit issued by the State of Kansas authority charged with the inspection for fluid milk in other parts of the marketing area, produces milk which is purchased or received at an approved plant: *Provided*, That any delivery of milk or cream during the period by such person is made only to an approved plant. The phrase "purchased or received at an approved plant" shall also apply to the milk of a producer which a cooperative association causes to be diverted from the farm of such producer to the plant of a non-handler for the account of such cooperative association.

2. Delete § 913.3 (a) (4) and substitute therefor the following:

(4) "Handler" means (i) any person who operates an approved plant from which Class I milk or Class II milk is disposed of in the marketing area, or (ii)

any cooperative association with respect to milk of any producer which such cooperative association causes to be temporarily diverted from the farm of such producer to the plant of a handler or to the plant of a non-handler for the account of such cooperative association.

3. Delete § 913.3 (a) (7) and substitute therefor the following:

(7) "Other source milk" means milk or milk products received from sources other than producers or handlers who receive milk from producers.

4. Add as § 913.3 (a) (11) the following:

(11) "Producer milk" means all milk produced by a producer as defined in (3) of this paragraph and purchased or received by a handler, either directly from such producer or from another handler.

5. Add as § 913.3 (a) (12) the following:

(12) "Approved plant" means any milk plant approved by the applicable health authority for the handling of milk disposed of for fluid consumption as milk in the marketing area and currently used for any or all of the handling functions of receiving, weighing (or measuring), sampling, cooling, pasteurizing, bottling, or other preparation of milk delivered by producers, as defined in (3) of this paragraph, for fluid sales or disposition as milk or cream for fluid consumption in the marketing area.

6. Delete § 913.5 (a) (5) and substitute therefor the following:

(5) The receipts of other source milk and the butterfat content.

7. Delete § 913.6 (a) and substitute therefor the following:

(a) *Milk to be classified.* All milk and milk products purchased or received by each handler at his approved plant shall be classified by the market administrator in the classes set forth in (b) of this section.

8. Delete in § 913.6 (b) the phrase "paragraph (a) of this section," and substitute therefor the following: "paragraph (c) of this section,".

9. Reletter § 913.6 (c) as (d).

10. Add as § 913.6 (c) the following:

(c) *Transfers of milk and cream.* (1) Milk or skim milk sold or disposed of in fluid form by a handler to a plant of a non-handler who distributes fluid milk shall be Class I: *Provided*, That if the non-handlers' other receipts of milk were from qualified dairy farmers and if the market administrator is permitted to audit the records of such non-handler, such milk shall be classified as follows: (i) determine the use of all milk and milk products received at the plant of such non-handler and (ii) allocate the milk disposed of by the handler to such non-handler to the highest use remaining after subtracting, in series beginning with the highest use classification, the receipts of milk by such non-handler from qualified dairy farmers. This provision shall not apply if during any period the receipts of producer milk on the Greater Kansas City market are less than Class I and Class II sales.

(2) Cream sold or disposed of as fluid cream by a handler to a plant of a non-handler who distributes fluid cream shall be Class II: *Provided*, That if the non-handlers' other receipts of milk were from qualified dairy farmers and if the market administrator is permitted to audit the records of such non-handlers, such cream shall be classified as follows: (i) determine the use of all milk and milk products received at the plant of such non-handler, and (ii) allocate the cream disposed of by the handler to such non-handler to the highest use remaining after subtracting in series beginning with the highest use classification, the receipts of milk by such non-handler from qualified dairy farmers. This provision shall not apply if during any period the receipts of producer milk on the Greater Kansas City market are less than Class I and Class II sales.

(3) Milk, skim milk, or cream sold or disposed of by a handler to a plant of a non-handler who does not distribute fluid milk or cream shall be Class III, subject to verification by the market administrator.

(4) Milk or skim milk sold or disposed of in fluid form by a handler who purchases or receives milk from producers to another handler who purchases or receives milk from producers shall be Class I, and this shall also apply to the milk of producers diverted from producers' farms to the plant of the second handler for not more than five full days during the period: *Provided*, That if the amount of such milk so sold or disposed of is in excess of the amount classified as Class I in such purchasing handler's plant, such excess milk shall be classified in series beginning with the next highest class in which such purchasing handler has use: *Provided*, That if either or both handlers have purchased other source milk, such milk so sold or disposed of shall be classified so as to return to the producers at both plants the highest class utilization of producer milk: *And provided further*, That if such milk was sold or disposed of from a handler's plant located outside the marketing area to another handler who purchases or receives milk from producers, such milk shall be allocated to the lowest class usage of such purchasing handler.

(5) Cream sold or disposed of as fluid cream by a handler who purchases or receives milk from producers to another handler who purchases or receives milk from producers shall be Class II: *Provided*, That if the amount of such cream so sold or disposed of is in excess of the amount classified as Class II in such purchasing handler's plant, such excess cream shall be classified in the next highest class in which such purchasing handler has use: *Provided*, That if either or both handlers have purchased other source milk, such cream so sold or disposed of shall be classified so as to return to the producers at both plants the highest class utilization of producer milk: *And provided further*, That if such cream was sold or disposed of from a handler's plant located outside the marketing area to another handler who purchases or receives milk from producers, such milk shall be allocated to the lowest class usage of such purchasing handler.

(6) Milk or skim milk sold or disposed of in fluid form by a handler who purchases or receives milk from producers to a handler who purchases or receives no milk from producers shall be Class I.

(7) Cream sold or disposed of as fluid cream by a handler who purchases or receives milk from producers to a handler who purchases or receives no milk from producers shall be Class II.

11. Delete from § 913.6 (d) (6) (i) the phrase "pounds of milk" and substitute therefor the following: "pounds of producer milk".

12. Delete from § 913.6 (d) (6) (ii) the phrase "the pounds of milk which were received from sources other than producers, own farm production, and other handlers" and substitute therefor the phrase "the pounds of other source milk."

13. Delete § 913.6 (d) (6) (iii).

14. Reletter § 913.6 (d) as § 913.6 (g).

15. Reletter § 913.6 (e) as § 913.6 (h).

16. Add as § 913.6 (e) the following:

(e) *Allocation of producer milk.* (1) Producer milk received by a handler shall first be allocated to Class I but not to exceed the Class I pounds as determined pursuant to (d) (6) of this section.

(2) Producer milk received by a handler in excess of such Class I utilization shall be allocated to Class II but not to exceed the Class II pounds as determined pursuant to (d) (6) of this section.

(3) Producer milk received by a handler in excess of Class I and Class II utilization shall be Class III.

17. Add as § 913.6 (f) the following:

(f) *Allocation of other source milk.* Other source milk purchased or received at an approved plant of a handler who purchases or receives milk from producers shall be allocated to Class III, except that other source milk may be allocated to Class II to the extent that Class II use exceeds the amount of all producer milk less the amount of producer milk classified as Class I milk, and other source milk may be allocated to Class I only to the extent that the total amount of Class I milk exceeds the total amount of producer milk received.

18. Delete from § 913.7 (a) (1) the proviso.

19. Add to § 913.7 (a) (3) a proviso that will increase the price of Class III milk 25 cents per hundredweight for the delivery periods of September through March.

20. Delete § 913.8 (b).

21. Delete § 913. 8 (c).

22. Delete § 913.8 (d).

23. Delete from § 913.8 (e) the phrase "milk or butterfat from sources determined as other than producers, own farm production, or other handlers," and substitute therefor "other source milk".

24. Delete from § 913.8 (e) the last sentence and substitute therefor the following: "This provision shall not apply if the handler can prove to the market administrator that such other source milk was used only to the extent that producer milk was not available."

25. Reletter § 913.8 (e) as § 913.8 (b).

26. Delete from § 913.8 (f) the phrase "receipts from sources determined as other than producers, own farm production, or other handlers" and substitute therefor the following: "receipts of other source milk."

27. Reletter § 913.8 (f) as § 913.8 (c).

28. Reletter § 913.8 (g) as § 913.8 (d).

29. Add § 913.11 (j).

(j) *Statements to producers.* In making payments to producers as prescribed in (a) of this section, each handler shall furnish each producer with a supporting statement, in such form that it may be retained by the producer, which shall show:

(1) The delivery period and the identity of the handler and of the producer;

(2) The pounds per shipment, the total pounds, and the average butterfat test of milk delivered by the producer;

(3) The minimum rate or rates at which payment to the producer is required under the provisions of (a), (c), and (d) of this section;

(4) The rate which is used in making the payment, if such rate is other than the applicable minimum rate;

(5) The amount or the rate per hundredweight of each deduction claimed by the handler, including any deduction claimed under (b) of this section and § 913.12, together with a description of the respective deductions; and

(6) The net amount of payment to the producer.

30. Make such other changes as may be required to make the entire order conform with the proposals herewith submitted.

The Kansas City Milk Distributors Association has proposed the following amendments:

1. Delete the last two words in §913.6 (b) (3), namely, "from producers" and add to the sentence the words "less receipts from other handlers".

2. Delete in § 913.6 (d) (5) (iii) the two words "from producers" as they appear in the parenthesis mark and add to the sentence the words "less receipts from other handlers".

3. So clarify the computation section reference cost of milk to handler so that handler is not charged with differential fat twice.

4. So amend § 913.7 (d) and other sections pertaining to station differentials making possible application of present station differential credit to handlers on new stations required.

Additional proposals of the Pure Milk Producers Association of Greater Kansas City, Inc.

1. In § 913.7 (a) (1) delete the words, "75 cents", and substitute therefor the words "$1.15."

2. In § 913.7 (a) (2) delete the words, "50 cents", and substitute therefor the words "90 cents."

Copies of this notice of hearing and of the tentatively approved marketing agreement and order, now in effect, may be procured from the Hearing Clerk, Office of the Solicitor, United States Department of Agriculture, in Room 1331 South Building, Washington 25, D. C., or may be there inspected.

Dated: June 12, 1946.

[SEAL] E. A. MEYER,
Assistant Administrator for Regulatory and Marketing Service Matters, Production and Marketing Administration.

[F. R. Doc. 46-10076; Filed, June 13, 1946; 11:07 a. m.]

NEW YORK METROPOLITAN MARKETING AREA

NOTICE OF PROPOSED AMENDMENTS AND MARKETING AGREEMENTS

Notice of report and opportunity to file written exceptions on proposed amendments to the Order (No. 27), as amended, and to a proposed marketing agreement, regulating the handling of milk in the New York Metropolitan Milk Marketing Area.

Pursuant to the rules of practice and procedure governing proceedings to formulate marketing agreements and marketing orders (7 CFR, Cum. Supp., 900.1 et seq., 10 F.R. 11791), notice is hereby given of the filing of this report with respect to proposed amendments to the order, as amended, and to a marketing agreement, regulating the handling of milk in the New York metropolitan milk marketing area, to be made effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U. S. C. 601 et seq.). Interested parties may file exceptions to the report with the Hearing Clerk, Room 1331, United States Department of Agriculture, Washington 25, D. C., not later than the close of business on the 7th day after publication of this notice in the FEDERAL REGISTER. Exceptions should be filed in quadruplicate.

Pursuant to notice of hearing issued on January 9, 1946 (11 F. R. 534), the hearing was convened in Brooklyn, New York, on January 17, 1946, in Watertown, New York, on January 21, 1946, and at Syracuse, New York, on January 22, 1946. Thereafter, by notice issued April 18, 1946 (11 F.R. 4417), a hearing was held at Utica, New York, beginning on May 14, 1946, for further consideration of proposals considered at the prior hearing and for consideration of additional proposals.

The issues developed at the hearing, and relative to which proposed amendments were considered, relate principally to the following:

1. Revision of the minimum prices for the various classes of milk;

2. Revision of butterfat differentials on Class III and Class IV–B milk;

3. Elimination or modification of provisions relating to payments for milk or milk products from other than producer sources;

4. Revision of the definition of Class III milk to include "syruped malted milk";

5. The addition of a new provision imposing an additional charge in connection with past due payments to or from the producer settlement fund;

6. Revision of provisions relating to the suspension and cancellation of pool plant designations, particularly as to requirements or obligations of handlers in supplying milk and cream for the marketing area;

7. The addition of a new provision for allocation of available milk supplies among handlers;

8. Expansion of the area in which location differentials are applicable, and provision for the payment by handlers of all such differentials;

9. The basis of classification as to the period allowed for handling cold storage cream, the movement of frozen desserts or homogenized mixtures in New York City, and the prior assignment in the prescribed accounting procedure, of producers' milk to Class II–B products;

10. The establishment of limitations on the time within which handlers may make claims on the producer settlement fund and within which the market administrator may audit, reaudit or charge handlers;

11. Storage cream payments, particularly as to claims for such payments, reports on the storage of cream, and eligibility for payments;

12. The addition of provisions authorizing the market administrator to recommend to the Secretary amendments to the order, and requiring the market administrator to publicly disclose the name of any person failing to make payments for administrative expense; and

13. Revision and reorganization, primarily for clarification and without significant change in meaning, of provisions (a) requiring announcement of prices by the market administrator, (b) relating to transportation differentials, and (c) relating to the accounting for and classification of skim milk.

Conclusions. With respect to the foregoing issues it is concluded:

1. The Class I–A price provision should be amended by, (a) extending the table contained therein to provide prices beyond the top limits now provided, (b) increasing the price 5 cents per hundredweight during the months of July through March and reducing the price 15 cents per hundredweight during the months of April through June, and (c) providing for a fixed minimum price of not less than $4.15 during the months of July through December 1946.

2. Evidence in the record indicates that the Class I–B price should be increased, and in view of administrative complications involved in making the Class I–C price a floor under the Class I–B price as specifically proposed in the notice of hearing, it is concluded that the Class I–B price should be the same as the Class I–A price.

3. The Class II–A price provision should be amended by (a) extending the table contained therein to provide prices beyond the top limits now provided and (b) naming a fixed minimum price of not less than $3.00 per hundredweight during the month of July 1946.

4. The Class II–B price, in order to be more nearly competitive with alternative sources of butterfat, should be the Class II–E price plus 25 cents during the months of August through February and plus 20 cents during the months of March

through July, but not less than the Class II–D price.

5. The Class II–D and Class II–E prices, including the floor now provided, should not be changed, except for rewording to retain the present floor during all months. Deletion of the factor of 10 cents in the floor provisions is not justified without further evidence as to conditions resulting from such a change.

6. In order to maintain a relatively favorable outlet for milk during seasons of the year when adequate outlets returning a higher price to producers may not be available, the Class III price should be reduced 10 cents per hundredweight during the months of March through June and 2 cents during the months of January, February, July, August, and September, but by reason of no apparent necessity for utilizing milk during the months of October, November, and December so as to result in a return to producers lower than somewhat above the present Class III price, the price during such months should be increased 5 cents per hundredweight. Revision of the Class III butterfat differential as herein provided is equivalent to a further reduction in the price of Class III milk of approximately 4 cents per hundredweight on milk of average butterfat content.

7. The Class IV–A and IV–B prices, in order not to be lower than necessary to result in the utilization in these classes of milk for which a higher value use is not available, should remain at their present level except that during the months of relatively short supply (October through February) the Class IV–A price should not be less than the Class II–E price, and the Class IV–B price should not be less than the Class III price. Evidence in the record at this time does not justify adoption of the posting and auction plan" proposed relative to Class IV–A and Class IV–B milk.

8. The value of skim milk at the Class V–B price should be deducted from the Class III price before dividing by 35 in determining the Class III butterfat differential in order to more equitably adjust the cost to handlers of milk containing more or less than 3.5 percent butterfat.

9. The factor of "9.45" contained in the formula for determining the Class IV–B butterfat differential should be changed to "9.0" in order to correspond with an earlier change in the Class IV–B price formula.

10. The payments for cream and plain condensed milk from non-pool sources, upon a declaration by the market administrator of a temporary emergency should be reduced for such temporary period to an amount equal to the difference between the Class II–A or Class II–B price and the Class II–E price.

11. The term "other concentrated milk products" should be substituted, in the definition of Class III milk, for the terms "malted milk powder" and "ice cream powder" in order to facilitate the classification of new products.

12. Additional evidence is required before adding a new provision for adjustment of payments past due to or from the producers settlement fund.

13. In order to clarify the order as to the conditions under which pool plant designations may be suspended by the market administrator, and to more effectively and equitably provide for meeting the fluid milk and cream requirements of the market during the months of short supply, the provisions relative to the suspension and cancellation of pool plant designations should be amended to more specifically set forth the conditions under which the market administrator may suspend pool plant designations; to extend the period of August through December to the period of July through February during which pool plant designations may be suspended for failure to meet requirements; to establish varying monthly percentages of milk in certain classes, rather than the present figure of 75 percent, which, if met, will protect the handler from cancellation; and to restrict the classes of milk credited in meeting the percentage requirements during the months of November and December to Class I–A and Class I–C.

14. A new provision for the allocation of available milk supplies among handlers should not be included in the order.

15. Evidence in the record is not sufficient to justify a change at this time in the present provisions of the order relative to location differentials.

16. The order should be amended to permit classification in classes other than II–B of milk used in frozen desserts or homogenized mixtures which are moved from the plant where made to a second plant in New York City and then outside.

17. An amendment should be made setting forth the portion of the handling of cold storage cream required to be performed during the period of time allowed for establishing classification.

18. The provision setting forth the principles governing accounting procedure should be expanded to require assignment pool milk, cream, and plain condensed milk to Class II–B (in addition to Class I–A, II–A, and IV–A) prior to assignment of non-pool milk, cream, or plain condensed milk to Class II–B.

19. Further evidence should be obtained and consideration given the establishment of limitations on the time within which claims may be made by handlers on the producer settlement fund and within which the market administrator may charge handlers before such a provision is included in the order.

20. The order should be amended establishing a limitation on the time within which claims may be filed for storage cream payments; specifically requiring storage cream reports; and making handlers eligible for storage cream payments on butterfat used in Classes II–D, II–E, or II–F during the months of July to March (rather than October to March).

21. The order should be amended authorizing the market administrator to recommend to the Secretary amendments to the order, and requiring the market administrator to publicly disclose the name of any person failing to make the required payments for administrative expense.

22. That provision of the order requiring announcement of prices should be amended to require announcement of all product price quotations used in determining class prices; to include the term "nonfat dry milk solids"; to substitute the term "U. S. Grade A or U. S. 92-score butter" for the term "92-score butter"; to more specifically define the period within which price quotations for butter and nonfat dry milk solids are to be used in determining Class I–A and Class II–A prices; and to otherwise clarify the provision.

23. Provisions relating to transportation differentials should be amended to eliminate the 5-mile differential as between highway and mileage distances; to specifically designate the latest mileage guide issued by the Household Goods Carriers' Bureau for use in computing highway mileage distances; to designate Columbus Circle as the point in New York City from which mileage distances to plants are to be computed; and to otherwise coordinate the provision with the various class price amendments.

24. The order should be amended by bringing together in one section all provisions relating to the operation of the producer settlement fund, and by changing such provisions to provide for rendering once each month (rather than more frequently) to each handler a statement of his account.

25. The Class V–A and Class V–B definitions and other provisions relating to the classification of and accounting for skim milk should be amended merely for the purpose of clarification.

26. The provision on payments for administrative expense should be amended by changing the date on which such payments are due from the 20th to the 18th day of each month in order to coincide with the date on which producer settlement fund accounts are due, and also to provide for adjustment of errors in such payments.

Proposed amendments. The following amendments are set forth as the detailed means by which the foregoing recommended changes may be carried out. A proposed marketing agreement is not included in this report because the recommended provisions thereof would be the same as the provisions in the order, as amended and as recommended to be amended.

1. Amend § 927.2 (c) by adding the following provision:

(4) To recommend to the Secretary amendments to this order.

2. Amend § 927.2 (d) (5) by changing the last section reference therein from "§ 927.8" to "§§ 927.8, 927.9 or 927.10".

3. Amend § 927.2 (d) (8) by changing the section reference therein from "§ 927.9" to "§ 927.10".

4. Amend § 927.2 (e) (1) and (2) to read:

(e) *Announcement of prices.* The market administrator shall compute and publicly announce prices as follows:

(1) Not later than the 25th day of each month:

(i) The average, for the period beginning with the 25th of the immediately preceding month and ending with the 24th of the current month, of the highest prices reported daily by the United States Department of Agriculture for U. S. Grade A or U. S. 92-score butter at wholesale in the New York market.

(ii) The average, for the period beginning the 25th of the immediately preceding month and ending with the 24th of the current month, of the prices (using the midpoint of any range as one quotation) reported daily in "The Producers' Price-Current" for hot roller process dry skim milk or nonfat dry milk solids "other brands, human consumption, carlots, bags or barrels."

(iii) The average, for the period beginning with the 25th of the immediately preceding month and ending with the 24th of the current month, of the prices (using the midpoint of any range as one quotation) reported daily in "The Producers' Price-Current" for hot roller process dry skim milk or nonfat dry milk solids "other brands, animal feed, carlots, bags, or barrels."

(iv) The simple average of the averages computed pursuant to (ii) and (iii) of this paragraph.

(v) The preliminary Class I–A, Class II–A and Class V–A prices for the following month pursuant to § 927.5 (a).

(2) Not later than the 5th day of each month:

(i) The minimum class prices pursuant to § 927.5 (a) for the preceding month.

(ii) The butterfat differentials, pursuant to § 927.5 (b) and § 927.8 (c), for the preceding month.

(iii) The average, for the preceding month as reported by the United States Department of Agriculture, of all weekly market quotations (using the midpoint of any weekly range as one quotation) of prices for a 40-quart can of 40 percent sweet cream approved for Pennsylvania.

(iv) The average, for the preceding month as reported by the United States Department of Agriculture, of all weekly market quotations (using the midpoint of any weekly range as one quotation) of prices for a 40-quart can of 40 percent sweet cream approved for Pennsylvania, Newark and Lower Merion Township.

(v) The simple average of the averages computed pursuant to (iii) and (iv) of this paragraph.

(vi) The weighted average price, for the preceding month as reported by the United States Department of Agriculture, per 40-quart can of 40 percent bottling quality cream in the Boston market.

(vii) The average, for the preceding month as reported to the United States Department of Agriculture, of the prices paid to dairy farmers for 3.5 percent milk at the evaporated milk plants at places set forth in § 927.5 (a) (11).

(viii) The average of the highest prices reported daily during the preceding month by the United States Department of Agriculture for U. S. Grade A or U. S. 92-score butter at wholesale in the New York market.

(ix) The average of the weekly price quotations during the preceding month for cheddars or twins at the Wisconsin Cheese Exchange as set forth in § 927.5 (a) (13).

(x) The average, for the preceding month, of the prices (using the midpoint of any range as one quotation) reported daily in "The Producers' Price-Current" for hot roller process dry skim milk or nonfat dry milk solids "other brands, human consumption, carlots, bags or barrels."

(xi) The average, for the preceding month, of the prices (using the midpoint of any range as one quotation) reported daily in "The Producers' Price-Current" for hot roller process dry skim milk or nonfat dry milk solids "other brands, animal feed, carlots, bags or barrels."

(xii) The simple average of the averages computed pursuant to (x) and (xi) of this paragraph.

5. Amend § 927.3 (a) (4) (iv) by changing the months set forth in the first sentence from "August through December" to "July through February", and by adding the following just prior to (*a*): "No pool plant designation shall be suspended for failure to meet the requirement of (3) (i) of this paragraph unless the market administrator finds on the basis of available information that the handler operating a plant or the cooperative reporting a plant is failing to meet the percentages set forth in the table in (4) (iv) (*a*) of this paragraph: *Provided*, That during the period October 15 and December 31 a notice of suspension of the pool plant designation of any plant may be issued if the market administrator finds that the handler is using any milk received from producers in classes other than Class I–A and Class I–C in the area set forth in (4) (iv) (*a*) of this paragraph.

6. Amend § 927.3 (a) (4) (iv) (*a*) to read:

(*a*) No pool plant designation shall be cancelled for failure to meet the requirement of (3) (i) of this paragraph if the handler operating the plant, during the month in which the suspension by the market administrator was made effective, utilized the total milk he received from producers at all pool plants in accordance with the table set forth below: *Provided*, That the quantity of Class I–C milk used in the computation of the percentages set forth in such table shall be limited to milk ultimately distributed in the special cream area, in Fairfield County, Connecticut, or in Pennsylvania outside the counties of Allegheny, Beaver, Fayette, Greene, Washington and Westmoreland and shall not exceed 50 percent of the milk received by the handler from producers: *Provided further*, That the classes and the applicable percentages for any month for which the Secretary has found and declared an emergency to exist in the supplying of milk to the marketing area shall be established by the Secretary.

Month	Minimum percentage	Classes of milk for credit
July	60	Class I–A, I–C, II–A, and II–B.[1]
August	65	Do.
September	85	Do.
October	90	Do.
November	90	Class I–A and I–C.
December	90	Do.
January	90	Class I–A, I–C, II–A, and II–B.[1]
February	90	Do.

[1] Except cold storage cream.

No pool plant designation shall be cancelled if during the month in which the suspension is made effective the handler operating the plant utilized in the applicable classes for such month, as set forth in the table in this subparagraph, a percentage of the total milk he received from producers at all pool plants which percentage is not less than the percentage of the total milk reported by all handlers as received from producers during such month and which was reported to have been used in the applicable classes for such month.

7. Amend § 927.3 (a) (4) (iv) (c) to read:

(c) Cancellation of designations for failure to meet the requirements of (3) (i) of this paragraph shall be limited to those plants necessary to result in the utilization of milk received at the remaining pool plants operated by the handler, or reported by the cooperative, as the case may be, in accordance with the table set forth in (4) (iv), (*a*) of this paragraph or such other percentages and classes as has been established by the Secretary in declaring an emergency.

8. Amend § 927.4 (a) (2) by adding the following proviso: "*Provided*, That the holding of milk in the form of cream in a licensed cold storage warehouse at an average temperature below zero degrees Fahrenheit for at least 7 consecutive days shall constitute that portion of the handling of such cream, required pursuant to § 927.4 (c) (5), that is required to be performed during the month following its receipt from dairy farmers."

9. a. Amend § 927.4 (a) (3) by (a) changing the first sentence thereof to read: "Classification shall be determined at the plant where the milk is received from dairy farmers: *Provided*, That, if such milk is shipped in the form of milk, skim milk, cream, plain condensed milk, or frozen desserts or homogenized mixtures to another plant or other plants, it shall be classified, subject to the provisions of (i) through (vii) of this subparagraph, at the plant or plants to which it is shipped, and there shall be no limit on the number of interplant movements in the form of milk, skim milk, cream, plain condensed milk, or frozen desserts or homogenized mixtures prior to classification, except as set forth in (i) through (vii) of this subparagraph."

b. Section 927.4 (a) (3) is further amended by adding a new subdivision as follows:

(vii) If, pursuant to this subparagraph, classification of milk is to be based on butterfat leaving or on hand at a plant in the form of frozen desserts or homogenized mixtures, such classification shall be determined at the first plant at which the butterfat is held or from which the butterfat leaves in the form of frozen desserts or homogenized mixtures: *Provided*, That if the frozen desserts or homogenized mixtures are shipped from such first plant to a plant in New York City, the classification of the milk the butterfat from which is so shipped shall be determined at such New York City plant.

10. Amend § 927.4 (a) (5) (i) to read:

(i) Milk, cream, plain condensed milk, or skim milk received from pool plants or from producers shall be assigned as far as possible to Class I–A, Class II–A, Class II–B, or Class V–A, unless such classification is based on some product leaving or on hand at the plant in some form other than milk, cream, plain condensed milk, frozen desserts or homogenized mixtures, skim milk, or other than cultured or flavored milk drinks shipped or distributed in the marketing area.

11. Amend § 927.4 (c) (5) by changing the section reference therein from "§ 927.8 (j)" to "§ 927.9 (e)".

12. Amend § 927.4 (c) (10) by deleting the terms "malted milk powder" and "ice cream powder" and inserting in lieu thereof the term "other concentrated milk products".

13. Amend § 927.4 (c) (13) to read:

(13) Class V–A milk shall be the skim milk in all milk, which skim milk enters the marketing area in the form of fluid skim milk or cultured or flavored milk drinks containing less than 3 percent butterfat, or which is not accounted for in some product leaving or on hand at a plant.

14. Amend § 927.4 (c) (14) to read:

(14) Class V–B milk shall be the skim milk in all milk, which skim milk is not classified pursuant to (13) of this paragraph.

15. Amend § 927.5 by deleting the present provisions reading: "The prices for milk classified pursuant to (4), (5), (6), (7), (8), (9), and (11) of § 927.4 (c) shall represent the value of the 40 percent cream equivalent of the milk. The value of any excess skim milk in such milk shall be represented by either the Class V–A or the Class V–B price", and substituting therefor the following: "The prices for milk classified pursuant to (4), (5), (6), (7), (8), (9), and (11) of Sec. 927.4 (c) shall represent the value of the 40 percent cream equivalent of the milk. For purposes of this section, the quantity of skim milk to be priced at either the Class V–A or Class V–B price shall be 91.25 pounds (plus or minus 0.25 pounds for each point of butterfat in milk containing less or more than 3.5 percent butterfat) in each 100 pounds of milk classified pursuant to (4), (5), (6), (7), (8), (9), and (11) of § 927.4 (c): *Provided*, That if the quantity of Class V–A milk is greater than the quantity of skim milk to be so priced, the excess V–A skim milk shall be paid for at the difference between the Class V–A and Class V–B prices."

16. Amend § 927.5 (a) by changing subparagraph (1) thereof to read:

(1) For Class I–A milk the price per hundredweight during each month shall be as set forth in the table in this subparagraph: *Provided*, That the Class I–A price shall not be less than $4.15 per hundredweight during the months of July through December 1946:

[U. S. Grade A or U. S. 92-score butter, wholesale, at New York, average price per pound announced pursuant to §927.2 (e) (1) (i) for the period ending on the 24th of the preceding month, plus an amount calculated as follows: deduct 4 cents from the average dry skim milk or nonfat dry milk solids quotation per pound, announced pursuant to §927.2 (e) (i) (iv) for the period ending on the 24th of the preceding month, and multiply by 1.8]

Cents	Class I–A price	
	April through June	July through March
	Dollars per cwt.	*Dollars per cwt.*
Under 25	1.70	2.15
25 or over, but under 30	1.90	2.35
30 or over, but under 35	2.10	2.55
35 or over, but under 40	2.30	2.75
40 or over, but under 45	2.50	2.95
45 or over, but under 50	2.70	3.15
50 or over, but under 55	2.90	3.35
55 or over, but under 60	3.10	3.55
60 or over, but under 65	3.30	3.75
65 or over, but under 70	3.50	3.95
70 or over, but under 75	3.70	4.15
75 or over, but under 80	3.90	4.35

Should the butter-dry skim milk price combination set forth above be 80 cents or more, the Class I–A price shall be the price which would result from further extension of this table to cover such butter-dry skim milk price combination.

17. Amend § 927.5 (a) by deleting subparagraph (2) thereof.

18. Amend § 927.5 (a) (3) to read:

(3) For Class I–B milk the price during each month shall be the price for Class I–A milk.

19. Amend § 927.5 (a) (5) to read:

(5) For Class II–A milk the price during each month shall be as set forth in the following table: *Provided*, That the Class II–A price during the month of July 1946 shall not be less than $3.00 per hundredweight;

[U. S. Grade A or U. S. 92-score butter, wholesale, at New York, average price announced pursuant to §927.2 (e) (1) (i) for the period ending on the 24th of the preceding month]

Cents per pound	Class II–A price	
	March through July	August through February
	Dollars per cwt.	*Dollars per cwt.*
Under 21.5	1.35	1.50
21.5 or over, but under 25.0	1.50	1.65
25.0 or over, but under 28.5	1.65	1.80
28.5 or over, but under 32.0	1.80	1.95
32.0 or over, but under 35.5	1.95	2.10
35.5 or over, but under 39.0	2.10	2.25
39.0 or over, but under 42.5	2.25	2.40
42.5 or over, but under 46.0	2.40	2.55
46 or over, but under 49.5	2.55	2.70

Should the average butter price set forth above be 49.5 cents or more the Class II–A price shall be the price which would result from further extension of this table at the same rate to cover such average butter price.

20. Amend § 927.5 (a) (6) to read:

(6) For Class II–B milk, the price shall be the Class II–E price plus 25 cents during the months of August through February and plus 20 cents during the months of March through July: *Provided*, That in no event shall the Class II–B price be lower than the Class II–D price.

21. Amend § 927.5 (a) (8) by changing the proviso therein to read: "*Provided*, That in no event shall the Class II–D price be lower than an amount computed by the market administrator as follows: From the average of the highest prices reported daily during such month by the United States Department of Agriculture for U. S. Grade A or U. S. 92-score butter at wholesale in the New York market, deduct 4 cents, add 20 percent, multiply by 3.5, and add 10 cents."

22. Amend § 927.5 (a) (9) by changing the proviso therein to read: "*Provided*, That in no event shall the Class II–E price be lower than an amount computed by the market administrator as follows: From the average of the highest prices reported daily during such month by the United States Department of Agriculture for U. S. Grade A or U. S. 92-score butter at wholesale in the New York market, deduct 4 cents, add 20 percent, multiply by 3.5, and add 10 cents."

23. Amend § 927.5 (a) (11) by changing that portion preceding the proviso to read:

(11) For Class III milk the price during each month shall be the average, computed by the market administrator, of prices, as reported to the United States Department of Agriculture, paid during such month to farmers for 3.5 percent milk at evaporated milk plants at locations listed in this subparagraph: *Provided*, That the Class III price during the months of January, February, July, August, and September shall be such average plus 8 cents, and during the months of October, November and December shall be such average plus 15 cents.

24. Amend § 927.5 (a) (12) by changing the term "92-score butter" to "U. S. Grade A or U. S. 92-score" and by the following proviso: "*Provided*, That in no event shall the Class IV–A price during the months of October through February be less than the Class II–E price."

25. Amend § 927.5 (a) (13) by adding the following proviso: "*Provided further*, That in no event shall the Class IV–B price during the months of October through February be less than the Class III price."

26. Amend § 927.5 (a) (14) by deleting the proviso contained therein.

27. Amend § 927.5 (b) to read as follows:

(b) *Butterfat differentials.* The minimum price for Class I–A, I–B, and I–C milk shall be plus or minus 4 cents for each one-tenth of 1 percent of butterfat therein above or below 3.5 percent. The minimum price for Class III milk shall be plus or minus, for each one-tenth of 1 percent of butterfat therein above or below 3.5 percent, an amount computed as follows: Subtract from the Class III price an amount equal to 91.25 percent of the Class V–B price and divide by 35. The minimum price for Class IV–B milk shall be plus or minus, for each one-tenth of 1 percent of butterfat therein above or below 3.5 percent, an amount equal to the price set forth in subparagraph (13) of paragraph (a) of this section, divided by 9 and multiplied by 0.23. The minimum price for each of the other classes, except Classes V–A, and V–B, shall be plus or minus, for each one-tenth of 1 percent of butterfat therein above or below 3.5 percent, an amount equal to the respective prices set forth in paragraph (a) of this section, divided by 35.

28. Amend § 927.5 (c) as follows:

a. Change that portion of each of the subparagraphs (1), (2), and (3) thereof preceding the table in each of such subparagraphs to read:

(1) The market administrator shall, from time to time, determine and publicly announce for each pool plant the freight zone set forth in the following schedule. The freight zone for plants located in the marketing area shall be the 1–10 mile zone. The freight zones for plants outside the marketing area shall be based on the railroad mileage distance from the plant to New York City terminals of the nearest railway shipping point, or the shortest highway mileage distance from the plant to Columbus Circle, New York City, as computed from the latest mileage guide issued by the Household Goods Carriers' Bureau, Agent, Washington, D. C., whichever is shorter. The minimum prices set forth in (a) of this section shall be plus or minus the amounts as set forth in the following schedule:

(2) The market administrator shall, from time to time, determine and publicly announce for each pool plant a zone based on its shortest highway mileage distance from the City Hall in Philadelphia, Pennsylvania, as computed from the latest mileage guide issued by the Household Goods Carriers' Bureau, Agent, Washington, D. C. The minimum price for Class II–D shall be subject to the minus differentials set forth in the following table applicable to the location of the plant at which the milk was received from producers:

(3) The market administrator shall, from time to time, determine and publicly announce for each pool plant a zone based on its shortest highway mileage distance from the State House in Boston, Massachusetts, as computed from the latest mileage guide issued by the Household Goods Carriers' Bureau, Agent, Washington, D. C. The minimum prices for Class II–E, Class II–F, and during the months of October through February Class IV–A milk shall be subject to the minus differential set forth in the following table applicable to the location of the plant at which milk was received from producers:

b. Insert "I–B" in the heading of Column B of the table contained in subparagraph (1) thereof.

c. Change the proviso in subparagraph (2) thereof to read: "*Provided*, That in no case shall the amount subtracted reduce the Class II–D price at any plant below an amount computed by the market administrator as follows: From the average of the highest prices reported daily during such month by the United States Department of Agriculture for U. S. Grade A or U. S. 92-score butter at wholesale in the New York market, deduct 4 cents, add 20 percent, multiply by 3.5, and add 10 cents."

d. Change the proviso in subparagraph (3) thereof to read: "*Provided*, That in no case shall the amount subtracted reduce the Class II–E, the Class II–F or during the months of October through February the Class IV–A price at any plant below an amount computed by the market administrator as follows: From the average of the highest prices reported daily during such months by the United States Department of Agriculture for U. S. Grade A or U. S. 92-score butter at wholesale in the New York market, deduct 4 cents, add 20 percent, multiply by 3.5, and add 10 cents."

29. Amend § 927.6 a. By changing the section reference in the first sentence of paragraph (a) thereof from "§ 927.8 (e)" to "§ 927.9 (h),"

b. By changing paragraphs (c) and (d) thereof to (d) and (e) respectively,

c. By adding a new paragraph (c) as follows:

(c) *Storage cream reports.* On or before the last day of the period for establishing classification pursuant to § 927.4 (a) (2), or, if earlier, not later than 15 days prior to the date of final removal of the cream from storage, each handler shall report to the market administrator on forms prescribed by the market administrator information with respect to the storage of cream as a basis for Class II–B classification. Failure to make such report shall result in the disallowance of Class II–B classification.

d. By changing the section reference in subparagraph (4) of paragraph (d) (changed to paragraph (e)) from "§ 927.8 (d) and (f)" to "§ 927.9 (f) and (g)."

30. Amend § 927.7 by (a) changing, in the second sentence thereof, the words "in (d) and (g) of § 927.8, and in § 927.9" to "in (d) and (f) of § 927.9, and in § 927.10", and by (b) changing, in paragraph (b) thereof, the section references appearing therein from "§ 927.8 (g)", and "§ 927.8 (d)", and "§ 927.8 (e)" to "§ 927.9 (a)", "§ 927.9 (f)", and "§ 927.9 (h)", respectively.

31. Amend § 927.8 by:

a. Changing the title thereof to read: "*Payment by handlers directly to producers*".

b. Changing the title of paragraph (a) thereof to read: "(a) *Time and rate of payments*".

c. Adding the following sentence to the end of paragraph (a): "Whenever verification by the market administrator of the payment to any producer or cooperative association of producers for milk delivered to any handler discloses payment of less than is required by this order, the handler shall make up such payment to the producer or cooperative association of producers not later than the time of making payment next following such disclosure."

32. Change the numbers of §§ 927.9, 927.10, 927.11, and 927.12 to 927.10, 927.11, 927.12, and 927.13, respectively. Renumber paragraphs (d) and (e) of § 927.8 to paragraphs (f) and (h) of § 927.9. Delete paragraphs (f), (g), (h), (i), and (j) of § 927.8, and add new provisions of § 927.9 as follows:

§ 927.9 *Producer settlement fund and its operation.* The market administrator shall establish and maintain a separate fund known as "the producer settlement fund" into which he shall deposit all payments and out of which he shall make all payments pursuant to this section.

(a) *Handlers' accounts.* The market administrator shall establish an account for each handler who is required to make payments to the producer settlement fund or who received payments from the producer settlement fund. After computing the uniform price and each handler's pool debit or credit each month, and at such other times as he deems appropriate, the market administrator shall render each handler a statement of his account showing the debit or credit balance, together with all debits or credits entered on such handler's account since the previous statement was rendered.

(b) *Payment to the producer settlement fund.* On or before the 18th day of each month each handler shall make full payment of the debit balance, if any, of such handler shown on the last statement of account rendered pursuant to (a) of this section.

(c) *Payments out of producer settlement fund.* On or before the 20th day of each month the market administrator shall make payment to each handler of the credit balance, if any, of such handler shown on the last statement of account rendered pursuant to (a) of this section. If, at any such time, the balance in the producer settlement fund is insufficient to make full payment due to each handler, the market administrator shall reduce uniformly the payments to each handler and shall complete such payments as soon as the necessary funds are available. No handler who, on the 25th day of the month, has not received such payments in full from the market administrator shall be deemed to be in violation of § 927.8, if he reduces his total payments to producers for milk delivered by such producers during the proceeding month by not more than the amount of the reduction in payment from the producer settlement fund.

(d) *Handlers' pool debit or credit.* After computing the uniform price for each month, the market administrator shall compute each handler's pool debit or pool credit as follows:

(1) Add to each handler's net pool obligation the value of his Class I–C milk at the uniform price.

(2) Multiply the quantity of milk received by each handler from producers by the uniform price.

(3) If the result obtained in (2) of this paragraph is less than the result in (1), the difference shall be entered on the handler's producer settlement fund account as such handler's pool debit.

(4) If the result obtained in (2) of this paragraph is greater than the result in (1), the difference shall be entered on the handler's producer settlement fund account as such handler's pool credit.

(e) *Adjustments of errors in payments.* Whenever verification by the

market administrator of reports or payments of any handler discloses errors made in payments to or from the producer settlement fund, the market administrator shall debit the handler's producer settlement fund account for any unpaid amount. Whenever verification discloses that payment is due from the market administrator to any handler, the market administrator shall credit the handler's producer settlement fund account for any such amount.

(g) *Storage cream payments.* With respect to butterfat in frozen cream held in one or more licensed cold-storage warehouses for more than 28 days under the conditions set forth in § 927.4 (c) (5), the handler whose net pool obligations included such butterfat as Class II–B milk may make claim, on forms supplied by the market administrator, for payments out of the producer settlement fund, if such buterfat was received from producers during the months of April to September, inclusive, and was used in Classes II–D, II–E, or II–F during the months of July to March, inclusive, or in Class IV–A during the months of January to March, inclusive. The market administrator shall, after investigation and audit of such claim, make payment to such handler out of the producer settlement fund, or issue credit against balances due from such handler to the producer settlement fund, in an amount equal to the difference between the Class II–B price and the class price for such utilization in effect for the month during which the milk was received from producers. Claims pursuant to this paragraph shall be made not later than 30 days after the month during which such frozen cream is utilized: *Provided*, That if the reported utilization of such cream is found by the market administrator to be in error, claims may be made during a period ending not later than 30 days after notice by the market administrator of such error.

33. Amend § 927.8 (e) (herein renumbered § 927.9 (h) by:

a. Inserting in subdivision (2) (ii) thereof immediately following the words "Class V–B prices;" the following: "except as provided in (iv) of this subparagraph."

b. Adding to subparagraph (2) thereof the following:

(iv) If the market administrator finds that there is an inadequate supply of cream or plain condensed milk in the marketing area and that such products are available from non-pool sources, he may declare an emergency for a period ending not more than three months from the date of such declaration, in which case the payment during the period of such declared emergency shall be the difference between the value of the milk equivalent of such cream or plain condensed milk at the appropriate Class (II–A or II–B) price in the 201–210 mile zone and at the Class II–E price in the 0–250 mile zone from Boston.

c. Changing subparagraph (4) thereof to read:

(4) The amount due pursuant to this paragraph shall be entered on the handler's account as a debit immediately after the filing of the report pursuant to § 927.6 (a).

34. Amend § 927.9 (herein renumbered § 927.10) by changing the word "20th" to "18th" and by adding to the end thereof the following: "Whenever verification by the market administrator discloses an error in the payment made by any handler, such error shall be adjusted not later than the date next following such disclosure on which payments are due pursuant to this section."

This report filed at Washington, D. C., this 12th day of June 1946.

[SEAL] E. A. MEYER,
Assistant Administrator for Regulatory and Marketing Service Matters, Production and Marketing Administration.

[F. R. Doc. 46–10077; Filed, June 13, 1946; 11:07 a. m.]

CIVIL AERONAUTICS BOARD.

[Docket No. 2068]

AMERICAN AIRLINES, INC.

NOTICE OF ORAL ARGUMENT REGARDING ACQUISITION OF MID-CONTINENT AIRLINES, INC.

In the matter of the application of American Airlines, Inc., for acquisition of control of Mid-Continent Airlines, Inc., under section 408 of the Civil Aeronautics Act of 1938, as amended.

Notice is hereby given, pursuant to the Civil Aeronautics Act of 1938, as amended, particularly sections 408 and 1001 of said Act, that oral argument in the above-entitled proceeding is assigned to be held on July 8, 1946, 10 a. m. (eastern standard time), in Room 5042, Commerce Building, 14th Street and Constitution Avenue NW., Washington, D. C., before the Board.

Dated Washington, D. C., June 11, 1946.

By the Civil Aeronautics Board.

FRED A. TOOMBS,
Secretary.

[F. R. Doc. 46–10069; Filed, June 13, 1946; 10:39 a. m.]

FEDERAL POWER COMMISSION.

[Docket No. G–735]

NATURAL GAS PIPELINE CO. OF AMERICA

NOTICE OF APPLICATION

JUNE 11, 1946.

Notice is hereby given that on June 3, 1946, an application was filed with the Federal Power Commission by Natural Gas Pipeline Company of America ("Applicant"), a Delaware corporation with its principal place of business at Chicago, Illinois, for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, to authorize (1) the construction and operation of certain facilities in Ogle County, Illinois; and (2) the sale of natural gas to Rochelle Gas Company for resale for consumption in the City of Rochelle, Illinois, and its environs. Applicant, together with Texoma Natural Gas Company, owns and operates an integrated natural-gas transportation system which includes, among other facilities, a 24-inch main pipeline extending from the Panhandle Field in Texas in a general northeasterly direction across portions of Oklahoma, Kansas, Nebraska, Iowa and Illinois to a point near Joliet, Illinois; and a 20-inch lateral pipeline connecting with such main pipeline at Geneseo, Illinois, and extending therefrom in a northeasterly direction to a point approximately 29 miles south of the Wisconsin State line.

Applicant delivers natural gas for distribution in numerous communities in Illinois, Indiana, Iowa, Nebraska and Kansas.

The facilities which Applicant seeks authorization to construct and operate are described as follows:

A two-inch pipepline in Ogle County, Illinois, commencing at a point of connection with Applicant's aforementioned 20-inch lateral pipeline, in Township 41 North, Range 1 East, and extending therefrom in a southeasterly direction for a distance of approximately six miles to a point near the city limits of Rochelle, Illinois, connecting with a regulating and metering station to be there constructed; such station; and all necessary appurtenances thereto.

The application recites that Rochelle Gas Company has been manufacturing and distributing carbureted water gas in and in the vicinity of Rochelle, which in 1945 had an estimated population of 5,000; and that said company proposes to discontinue the manufacture of carbureted water gas and to substitute natural gas in lieu thereof.

The application further recites that it is contemplated that the pipeline system of Applicant will permit a pressure of 500 pounds per square inch at the point of commencement of such two-inch pipeline; that the capacity to deliver of such pipeline is estimated to be 1200 Mcf per day at a terminal pressure of 50 pounds per square inch; and that the requirements of Rochelle Gas Company will be supplied from gas reserves presently connected with the intake of Applicant's transportation system.

Any interested State commission is requested to notify the Federal Power Commission whether the application should be considered under the cooperative provisions of Part 67 of the provisional rules of practice and regulations under the Natural Gas Act, and if so, to advise the Federal Power Commission as to the nature of its interest in the matter and whether it desires a conference, the creation of a board, or a joint or concurrent hearing, together with the reasons for such request.

Any person desiring to be heard or to make any protest with reference to the application of Natural Gas Pipeline Company of America should file with the Federal Power Commission, Washington 25, D. C., not later than fifteen (15) days from the date of this publication, a petition or protest in accordance with the Commission's provisional rules of practice and regulations under the Natural Gas Act.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46–10068; Filed, June 13, 1946; 9:47 a. m.]

[Docket Nos. G–719, G–723, and G–724]

UNITED GAS PIPE LINE CO.

ORDER CONSOLIDATING PROCEEDINGS AND FIXING DATE OF HEARING

JUNE 11, 1946.

Upon consideration of the following applications filed by United Gas Pipe Line Company (Applicant) for certificates of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended:

(a) Application filed April 22, 1946, as amended May 6, 1946, Docket No. G–719, for authority to construct and operate approximately one mile of 2-inch natural gas transmission pipe line extending from a point on Applicant's existing Benton-Mobile line at approximately Milepost No. 135, said point being approximately 13 miles southeast of Applicant's Hattiesburg compressor station, located near the City of Hattiesburg, Mississippi, and extending in a northeastery direction approximately one mile from this point to near the city limits of the Town of Richton, together with a measuring and regulating station and appurtenant facilities, at an estimated cost of $7,294.

(b) Application filed May 6, 1946, Docket No. G–723, for authority to construct and operate the following described facilities:

(i) *Hayes gas field extension.* Approximately 16.6 miles of 12¾ inch O. D. natural gas transmission pipe line, and appurtenant facilities including measuring and regulating equipment and paralleling telephone line, beginning at the outlet side of a dehydration plant proposed to be constructed by Applicant in the Hayes Field in Calcasieu and Jefferson Davis Parishes, Louisiana, and extending in a northerly direction to Applicant's Iowa Compressor Station in Jefferson Davis Parish, Louisiana, at an estimated cost of $442,128.

(ii) *Iowa compressor station additions.* Installation of five 170 H. P. compressor units and appurtenant equipment, at an estimated cost of $193,277.

(c) Application filed May 6, 1946, Docket No. G–724, for authority to construct and operate the following described facilities:

(i) *Baxterville project.* Approximately 10.3 miles of 12¾ inch O. D. natural gas transmission pipe line and appurtenant facilities including measuring equipment, beginning at a point in the Baxterville field in Lamar and Marion Counties, Mississippi, and extending in a westerly direction to Applicant's Bogalusa main transmission line at approximately Milepost 51.4, at an estimated cost of $281,696.

(ii) *Gwinville project.* Approximately 13.6 miles of 10¾ inch O. D. natural gas transmission line and appurtenant facilities, including measuring equipment and a parralleling telephone line, beginning at the outlet side of a dehydration plant proposed to be constructed by Applicant in the Gwinville Field in Jefferson Davis County, Mississippi, and extending in a northeasterly direction to connect with Applicant's Benton Junction-Mobile 16-inch main gas transmission line at approximately Milepost 82, connecting the proposed line also with Applicant's Jackson-Hattiesburg 8-inch natural gas transmission pipe line at the point of their intersection, at an estimated cost of $263,018.

(iii) *Hattiesburg project.* Additional 1000 H. P. compressor unit in Hattiesburg Compressor Station, Perry County, Mississippi, at an estimated cost of $211,440.

(iv) *Laurel project.* Approximately 2.9 miles of 12¾ inch O. D. natural gas transmission pipe line, an extension to Applicant's present Laurel loop line in Jones County, Mississippi, at an estimated cost of $62,461.

It appears to the Commission that: Good cause exists for consolidating the above matters for purposes of hearing.

The Commission orders that:

(A) The proceedings in Docket Nos. G–719, G–723 and G–724 be and they are hereby consolidated for the purposes of hearing.

(B) A public hearing be held commencing on June 25, 1946, at 2:00 p. m. (e. s. t.) in the Hearing Room of the Federal Power Commission, 1800 Pennsylvania Avenue, N. W., Washington, D. C., respecting the matters involved and the issues presented in these proceedings; provided, that if no protest or petition to intervene has been filed or allowed prior to the date hereinbefore fixed for hearing, or if a protest or petition to intervene, in the judgment of the Commission, raises no issue of substance, the Commission may dispose of the application without contested hearing, by order upon the application and evidence filed or available to the Commission and such additional evidence as the Commission may require to be filed for its consideration.

(C) Interested State Commissions may participate in this hearing in accordance with § 67.4 of the provisional rules of practice and regulations under the Natural Gas Act.

By the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46–10075; Filed, June 13, 1946; 11:03 a. m.]

INTERSTATE COMMERCE COMMISSION.

[S. O. 529]

UNLOADING OF COAL AT NEWPORT NEWS, VA.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on 12th day of June A. D. 1946.

It appearing, that numerous cars containing coal at Newport News, Virginia, on The Chesapeake and Ohio Railway Company have been on hand for an unreasonable length of time and that the delay in unloading said cars is impeding their use; In the opinion of the Commission an emergency exists requiring immediate action: It is ordered, that:

Coal at Newport News, Virginia be unloaded. (a) The Chesapeake and Ohio Railway Company, its agents or employees, shall unload forthwith the following named 7 cars and 163 other cars now on hand at Newport News, Virginia, all containing coal unloaded from the Steamship *Ida Strauss*:

C&O --------	131910	C&O --------	128036
C&O --------	77235	C&O --------	49788
C&O --------	57134	C&O --------	50139
C&O --------	133599		

(b) *Notice and expiration.* Said carrier shall notify V. C. Clinger, Director, Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where and by whom such unloading was performed. Upon receipt of that notice this order shall expire. (40 Stat. 101, sec. 402; 41 Stat. 476, sec. 4; 54 Stat. 901, 911; 49 U.S.C. 1 (10)–(17), 15 (2))

It is further ordered, that this order shall become effective immediately; that a copy of this order and direction shall be served upon The Chesapeake and Ohio Railway Company, and upon the Association of American Railroads, Car Service Division, as Agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46–10080; Filed, June 13, 1946; 11:23 a. m.]

[S. O. 530]

REROUTING B & O LAKE CARGO COAL TO CANADA

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 12th day of June A. D. 1946.

It appearing that a dispute has arisen between the management and the employees on the lake cargo carriers operating under Canadian registry on the Great Lakes and that the vessels of said carriers plying between Charlotte Docks, Rochester, New York, and Canadian Ports have ceased operation stopping the transportation by lake vessel of coal in bulk from Charlotte Docks, Rochester, to Canadian destinations, that such cars loaded with coal are being delayed; that the delay to such cars is causing and has resulted in a serious shortage of coal cars for all roads and especially the Baltimore and Ohio Railroad; in the opinion of the Commission an emergency exists requiring immediate action to prevent a short-

age of coal cars in the coal regions in the Eastern part of the United States; it is ordered, that:

(a) *Rerouting coal from West Virginia.* Upon reconsignment by the owners of the coal from points of origin south of Fairmont, West Virginia, moving via the Baltimore and Ohio Railroad, now held at Charlotte Docks or in transit to Charlotte Docks, that carrier is hereby directed (1) to forward that coal by the way of Genesee Dock, Ontario Car Ferry to Cobourg, Ontario, so that it may move therefrom; or (2) in the event the said car ferry ceases operation, then via all-rail routes to junctions with Canadian railroads so that it may move therefrom to Canadian destinations.

(b) *Rates to be applied.* The rate applicable to traffic so forwarded shall be the lowest joint all-rail single factor rate which was applicable via any all-rail route from origin to final destination in tariffs lawfully on file with this Commission in effect on date of shipment.

(c) *Divisions.* That in executing the directions of the Commission contained in this order, the common carriers involved shall proceed without reference to contracts, agreements or arrangements now existing between them with reference to the division of rates of transportation applicable to said traffic; that such divisions shall be during the time this order remains in force, voluntarily agreed upon by and between said carriers, and that, upon failure of the carriers to so agree, said division shall hereinafter be fixed by the Commission in accordance with pertinent authority conferred upon it by the Interstate Commerce Act.

(d) *Application.* The provisions of this order shall apply only to foreign commerce. This order shall apply only to cars of coal shipped prior to the effective date of this order.

(e) *Regulations suspended—announcement required.* The operation of all rules and regulations insofar as they conflict with the provisions of this order is hereby suspended and each railroad subject to this order, or its agent, shall publish, file, and post a supplement to each of its tariffs affected hereby, in substantial accordance with the provisions of Rule 9 (k) of the Commission's Tariff Circular No. 20 (§ 141.9 (k) of this chapter) announcing such suspension.

(f) *Effective date.* This order shall become effective at 7:00 a. m., June 13, 1946.

(g) *Expiration date.* This order shall expire at 7:00 a. m., June 27, 1946, unless otherwise modified, changed, suspended, or annulled by order of this Commission. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901, 49 U.S.C. 1 (10)–(17), 15 (4))

It is further ordered, that copies of this order and direction shall be served upon the Baltimore and Ohio Railroad Company, The Ontario Car Ferry Company (Limited) and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 46–10081; Filed, June 13, 1946; 11:23 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[SR 14D, Order 9]

BLOCH BROS. TOBACCO CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1499.4 (a) (1) (ii) of Supplementary Regulation 14D to the General Maximum Price Regulation, *It is ordered,* That:

(a) The Bloch Brothers Tobacco Co., Wheeling, West Virginia (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive "Mail Pouch" sweetened scrap chewing tobacco, in 2 ounce packages at the maximum list price and maximum retail price set forth below:

Variety	Brand	Size of package (ounces)	Maximum list price per dozen packages	Maximum retail price per package
Sweetened	Mail Pouch	[1] 2	$1.35	*Cents* 14

[1] For delivery from applicant's California warehouse same maximum prices established for a 2-ounce size may be charged for 1⅞ ounces of this brand and variety.

(b) The manufacturer and wholesalers shall grant, with respect to their sales of the item of "Mail Pouch" sweetened scrap chewing tobacco for which maximum prices are established by this order, the discounts and allowances they customarily granted during March 1942 on their sales of such item of scrap chewing tobacco in 1¾-ounce packages to purchasers of the same class, unless a change therein results in a lower price.

(c) Every retailer shall maintain, with respect to his sales of the item of "Mail Pouch" sweetened scrap chewing tobacco, for which maximum prices are established by this order the customary price differential below the manufacturer's stated retail price allowed by him during March 1942 with respect to such brand and variety of scrap chewing tobacco in 1¾-ounce packages.

(d) The manufacturer and every other seller (except a retailer) of the item of "Mail Pouch," sweetened scrap chewing tobacco, for which maximum prices are established by this order, shall notify the purchaser of such maximum prices. The notice shall conform to and be given in the manner prescribed by § 1499.4 (e) of Supplementary Regulation 14D to the General Maximum Price Regulation.

(e) Unless the context otherwise requires, the provision of § 1499.4 (except paragraph (a) (2)) of Supplementary Regulation 14D to the General Maximum Price Regulation shall apply to sales for which ceiling prices are established by this order.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective as of June 3, 1946.

Issued this 12th day of June 1946.

PAUL A. PORTER, *Administrator.*

[F. R. Doc. 46-9972; Filed, June 12, 1946; 11:54 a. m.]

[Rev. SO 119, Order 250]

NATIONAL ENAMELING AND STAMPING CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* National Enameling and Stamping Company of Milwaukee, Wisconsin, may compute its adjusted ceiling prices for galvanized household utensils of its manufacture by increasing by 10.8 percent the ceiling prices to each class of purchaser as established by Maximum Price Regulation No. 188.

As used in this paragraph "ceiling prices as established under Maximum Price Regulation No. 188," shall mean the ceiling prices established under that regulation without the inclusion in those ceiling prices either directly or indirectly of any adjustment, either individual or industry wide.

(b) *Ceiling prices of purchasers for resale.* (1) A purchaser for resale, who had an established ceiling price prior to the effective date of this order for any article, whose manufacturer's ceiling price was adjusted in accordance with the provisions of this order, may increase that established ceiling price by 10.8 percent.

(2) A purchaser for resale who had no established ceiling price prior to the effective date of this order for any article whose ceiling price is subject to this order, shall determine his ceiling price by adding to his invoice cost the same percentage markup which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is one which meets all the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage mark-up is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration, however, each seller must keep complete records showing all the information called for by OPA Form 620–759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the resale ceiling price cannot be determined under the above method, the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts and allowances on sales to each class of purchaser in effect during March 1942, or thereafter, properly established under OPA regulations.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted ceiling prices for resales of the articles. This notice may be given in any convenient form.

(e) All requests contained in the application for price adjustment filed by National Enameling and Stamping Company, on March 21, 1946, and all amendments and additions thereto, not specifically granted by this order are hereby denied.

(f) The provisions of Supplementary Order No. 153 shall have no application to any sale or delivery of any article subject to this order.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 13th day of June 1946.

Issued this 12th day of June 1946.

PAUL A. PORTER, *Administrator.*

[F. R. Doc. 46–10001; Filed, June 12, 1946; 11:55 a. m.]

[SO 133, Order 47]

KING AXE AND TOOL CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Supplementary Order No. 133, it is ordered:

(a) *Manufacturer's maximum prices.* The King Axe and Tool Company, Oakland, Maine, may increase by 10 percent its current maximum prices (exclusive of any permitted increases), for sales of (axes) which it manufactures.

(b) *Maximum prices of purchasers for resale.* A reseller shall calculate his ceiling price by adding to his invoice cost the same percentage markup which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose, the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called by the OPA Form 620–759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method, the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's terms, allowances and other price differentials in effect during March 1942, or which have been properly established under the applicable OPA regulation.

(d) *Notification.* At the time of, or prior to, the first invoice to a purchaser for resale, showing a price adjusted in accordance with the terms of this order, the seller shall notify the purchaser in writing of the methods established in paragraph (b) of this order for determining adjusted maximum prices for resales of the articles covered by this order. This notice may be given in any convenient form.

(e) *Reports.* The manufacturer shall file the report described in section 5 of Supplementary Order No. 133 with the Office of Price Administration, Washington 25, D. C.

The provision of Supplementary Order No. 153 shall not apply to resale prices of articles covered by this order.

(f) *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

(g) *Effective date.* This order shall become effective on the 13th day of June 1946.

Issued this 12th day of June 1946.

PAUL A. PORTER, *Administrator.*

[F. R. Doc. 46–10002; Filed, June 12, 1946; 11:55 a. m.]

[SO 142, Order 135]

ROBBINS & MEYERS, INC.

DETERMINATION OF MAXIMUM PRICES

Order No. 135 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. Robbins & Meyers, Inc. Docket No. 6083–SO142–136–250.

For reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142, *It is ordered:*

(a) Order No. L–432 under Supplementary Order No. 142, issued May 8, 1946 is hereby revoked.

(b) The maximum prices for sales by Robbins & Meyers, Inc., Springfield, Ohio of its line of Moyne pumps shall be determined by increasing by 7.5% the maximum prices in effect just prior to the issuance of Order No. L–432.

(c) The maximum prices for sales by resellers of the products described in paragraph (b) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the percentage amount by which his net invoiced cost has been increased by reason of this order.

(d) Robbins & Meyers, Inc. shall notify each purchaser, who buys the products listed in paragraph (b) above for resale of the percentage amount by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington 25, D. C.

(e) All requests not granted herein are denied.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective immediately.

Issued this 12th day of June 1946.

PAUL A. PORTER, *Administrator.*

[F. R. Doc. 46–10003; Filed, June 12, 1946; 11:55 a. m.]

[SO 142, Order 136]

MILLER CO.

DETERMINATION OF MAXIMUM PRICES

Order No. 136 Under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. The Miller Company. Docket No. 6083–S. O. 142–136–694.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142; *It is ordered:*

(a) The maximum prices for sales by The Miller Company, Meriden, Connecticut, of all its products manufactured by its Illuminating Division, shall be determined as follows: The maximum prices

for any of the above-described products, having a base date price, shall be the applicable base date price increased by 7.5% of that price.

The phrase in this order "base date price" shall mean a price frozen under the provisions of section 7 of Revised Maximum Price Regulation No. 136 except that for every product covered by this order the base date to be used for establishing the frozen price shall be October 1, 1941. The phrase does not include any price adjusted upward by industry-wide or individual adjustment orders.

(b) For any products for which a price is established under section 8 of Revised Maximum Price Regulation No. 136, the maximum price shall be computed under that section using the price computed under paragraph (a) of this order for the frozen priced product before change or modification.

(c) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the percentage amount by which his net invoiced cost has been increased by reason of this order.

(d) The Miller Company shall notify each purchaser, who buys the products listed in paragraph (a) above for resale of the percentage amount by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(e) All requests not granted herein are denied.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 13, 1946.

Issued this 12th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–10004; Filed, June 12, 1946; 11:55 a. m.]

[SO 142, Order 138]

MANUFACTURERS BRUSH CO.

DETERMINATION OF MAXIMUM PRICES

Order No. 138 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. The Manufacturers Brush Company. Docket No. 6083–SO 142–136–616.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 2 of Supplementary Order No. 142; *It is ordered:*

(a) Order No. 138 supersedes Order No. 41, effective March 2, 1946.

(b) The maximum prices for sales by the Manufacturers Brush Company of all its products which are covered by any of the regulations listed in Supplementary Order No. 142, shall be determined by increasing by 18% the maximum prices for these products in effect just prior to March 2, 1946.

(c) The maximum prices for sales by resellers of the products described in paragraph (b) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to March 2, 1946, by the percentage by which his net invoiced cost has been increased by reason of this order.

(d) The Manufacturers Brush Company shall notify each purchaser who buys the products listed in paragraph (b) above for resale of the percentage by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(e) All requests not granted herein are denied.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective as of March 2, 1946.

Issued this 12th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–10006; Filed, June 12, 1946; 11:56 a. m.]

[SO 142, Order 137]

LELAND ELECTRIC CO.

DETERMINATION OF MAXIMUM PRICES

Order No. 137 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. The Leland Electric Company. Docket Nos. 6083–136.21–650, 6083–SO 142–136–284, 6083–SO 142–136–386 and 6083–SO 142–136–463.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142; *It is ordered:*

(a) The maximum prices for sales by The Leland Electric Company, Dayton, Ohio, of all its products, which are covered by any of the regulations listed in Supplementary Order No. 142, shall be determined as follows: The maximum prices for any of the above described products, having a base date price, shall be the applicable base date price increased by 29.5% of that price.

The phrase in this order "base date price" shall mean a price frozen under the applicable regulation (by reference to published list prices, and to sales made during a defined period of time prior to a base date), except that for every product covered by this order the base date to be used for establishing a frozen price shall be October 1, 1941. The phrase does not include any price adjusted upward by industry-wide or individual adjustment orders.

(b) For any products for which a price is established under section 8 of Revised Maximum Price Regulation No. 136; section 4 (d) (1) (i) of Maximum Price Regulation No. 67, § 1361.53 of Maximum Price Regulation No. 246, § 1390.205 (d) of Maximum Price Regulation No. 351; or section 9 of Maximum Price Regulation No. 82, the maximum price shall be computed under the appropriate provisions of the applicable regulation using the price computed under paragraph (a) of this order for the frozen priced product before change or modification.

(c) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the same percentage by which his net invoiced cost has been increased by reason of this order.

(d) The Leland Electric Company shall notify each purchaser, who buys the products listed in paragraph (a) above for resale of the percentage by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(e) The Leland Electric Company, Dayton, Ohio, shall file with the Machinery Branch, Office of Price Administration, Washington 25, D. C., a profit and loss statement including a detailed breakdown of factory overhead and general, selling and administrative expenses for each calendar quarter of the year 1946 not later than 30 days after the close of each quarter beginning with the second quarter of 1946.

(f) All requests not granted herein are denied.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 13, 1946.

Issued this 12th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–10005; Filed, June 12, 1946; 11:56 a. m.]

[SO 142, Order 139]

GRAY MARINE MOTOR CO.

DETERMINATION OF MAXIMUM PRICES

Order No. 139 Under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. Gray Marine Motor Company. Docket No. 6083–SO 142–136–659.

For reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 (c) of Supplementary Order No. 142, *It is ordered:*

(a) The maximum prices for sales by Gray Marine Motor Company, 6910 East Lafayette Avenue, Detroit 7, Michigan, of its marine engines shall be determined as follows:

The company shall increase the maximum list prices in effect just prior to the issuance of Order No. 107 issued May 13, 1946, under Supplementary Order No. 142, in accordance with the schedule set forth in Exhibit A and Exhibit B submitted with its letter of May 16, 1946, and shall deduct from those resultant maximum list prices all discounts, allowances, and other deductions in effect just prior to the issuance of Order No. 107.

(b) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of Order No. 107, by the percentage amount by which his net invoiced cost has been increased by reason of this order.

(c) The Gray Marine Motor Company shall notify each purchaser, who buys the products listed in paragraph (a) above for resale of the percentage amount by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(d) On or before December 15, 1946, the Gray Marine Motor Company shall file with the Machinery Branch, Office of Price Administration, Washington 25, D. C., a sales statement for the six months ended November 31, 1946, of the dollar volume of each item covered by this order at both the maximum price in effect just prior to the issuance of Order 107 and the maximum price determined under this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective immediately.

Issued this 12th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–10007, Filed, June 12, 1946; 11:56 a. m.]

[MPR 64, Amdt. 2 to Order 170]

TENNESSEE STOVE WORKS

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 11 of Maximum Price Regulation No. 64, *It is ordered,* That Order No. 170 under Maximum Price Regulation No. 64, be amended in the following respect:

1. Paragraph (c) is amended to read as follows:

(c) For purposes of this order Zones 1, 2, 3, and 4 comprise the following states:

Zone 1. Tennessee.

Zone 2. Kentucky, North Carolina, South Carolina, Georgia, Florida, Alabama, Mississippi, Maine, Massachusetts, Vermont, Connecticut, Rhode Island, New Hampshire, New Jersey, Arkansas, Louisiana, Wisconsin, Iowa, Minnesota, Missouri, New York, Michigan, Pennsylvania, Delaware, Illinois, Indiana, Ohio, West Virginia, Virginia, Maryland and the District of Columbia.

Zone 3. North Dakota, Wyoming, Nebraska, Colorado, Kansas, New Mexico, Texas, Oklahoma and South Dakota.

Zone 4. Washington, Oregon, Montana, Idaho, California, Nevada, Utah, and Arizona.

This amendment shall become effective on the 13th day of June 1946.

Issued this 12th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–9973; Filed, June 12, 1946; 11:58 a. m.]

[MPR 64, Amdt. 1 to Order 278]

TENNESSEE STOVE WORKS

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 11 of Maximum Price Regulation No. 64, *It is ordered,* That Order No. 278 under Maximum Price Regulation No. 64 be amended in the following respect:

1. Paragraph (c) is amended to read as follows:

(c) For purposes of this order Zones 1, 2, 3, and 4 comprise the following states:

Zone 1. Tennessee.

Zone 2. Kentucky, North Carolina, South Carolina, Georgia, Florida, Alabama, Mississippi, Maine, Massachusetts, Vermont, Connecticut, Rhode Island, New Hampshire, New Jersey, Arkansas, Louisiana, Wisconsin, Iowa, Minnesota, Missouri, New York, Michigan, Pennsylvania, Delaware, Illinois, Indiana, Ohio, West Virginia, Virginia, Maryland and the District of Columbia.

Zone 3. North Dakota, Wyoming, Nebraska, Colorado, Kansas, New Mexico, Texas, Oklahoma and South Dakota.

Zone 4. Washington, Oregon, Montana, Idaho, California, Nevada, Utah, and Arizona.

This amendment shall become effective on the 13th day of June 1946.

Issued this 12th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–9975; Filed, June 12, 1946; 11:58 a. m.]

[MPR 64, Amdt. 1 to Order 280]

TENNESSEE STOVE WORKS

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 11 of Maximum Price Regulation No. 64, *It is ordered,* That Order No. 280 under Maximum Price Regulation No. 64 be amended in the following respect:

1. Paragraph (d) is amended to read as follows:

(d) For purposes of this order Zones 1, 2, 3, and 4 comprise the following states:

Zone 1. Tennessee.

Zone 2. Kentucky, North Carolina, South Carolina, Georgia, Florida, Alabama, Mississippi, Maine, Massachusetts, Vermont, Connecticut, Rhode Island, New Hampshire, New Jersey, Arkansas, Louisiana, Wisconsin, Iowa, Minnesota, Missouri, New York, Michigan, Pennsylvania, Delaware, Illinois, Indiana, Ohio, West Virginia, Virginia, Maryland and the District of Columbia.

Zone 3. North Dakota, Wyoming, Nebraska, Colorado, Kansas, South Dakota, New Mexico, Texas, and Oklahoma.

Zone 4. Washington, Oregon, Montana, Idaho, California, Nevada, Utah, and Arizona.

This amendment shall become effective on the 13th day of June 1946.

Issued this 12th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–9976; Filed, June 12, 1946; 11:59 a. m.]

[MPR 64, Amdt. 1 to Order 246]

TENNESSEE STOVE WORKS

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 11 of Maximum Price Regulation No. 64, *It is ordered,* That Order No. 246 under Maximum Price Regulation No. 64 be amended in the following respect:

1. Paragraph (d) is amended to read as follows:

(d) For purposes of this order Zones 1, 2, 3, and 4 comprise the following states:

Zone 1. Tennessee.

Zone 2. Kentucky, North Carolina, South Carolina, Georgia, Florida, Alabama, Mississippi, Maine, Massachusetts, Vermont, Connecticut, Rhode Island, New Hampshire, New Jersey, Arkansas, Louisiana, Wisconsin, Iowa, Minnesota, Missouri, New York, Michigan, Pennsylvania, Delaware, Illinois, Indiana, Ohio, West Virginia, Virginia, Maryland and the District of Columbia.

Zone 3. North Dakota, Wyoming, Nebraska, Colorado, Kansas, South Dakota, New Mexico, Texas, and Oklahoma.

Zone 4. Washington, Oregon, Montana, Idaho, California, Nevada, Utah, and Arizona.

This amendment shall become effective on the 13th day of June 1946.

Issued this 12th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–9974; Filed, June 12, 1946; 11:59 a. m.]

[MPR 188, Amdt. 1 to Order 127 Under Order A–2]

ENTERPRISE PAINT MFG. CO.

ADJUSTMENT OF MAXIMUM PRICES

Amendment No. 1 to Order No. 127 under paragraph (a) (20) of Order A–2 under § 1499.159b of Maximum Price Regulation 188, Manufacturers' maximum prices for consumers' goods other than apparel. Enterprise Paint Manufacturing Company. Docket No. 6122.188.161–A–2–25.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to paragraph (a) (20) of Order A–2 under § 1499.159b of Maximum Price Regulation 188, *It is ordered,* That Order No. 127 under paragraph (a) (20) of Order A–2 under § 1499.159b of Maximum Price Regulation 188 is amended to delete all references to Enterprise Paint Manufacturing Company and Enterprise

Paint Company and to substitute in their places, Enterprise Paint Manufacturing Company and its wholly owned subsidiary, the Federal Varnish Company.

This amendment shall become effective June 13, 1946.

Issued this 12th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9978; Filed, June 12, 1946; 11:59 a. m.]

[MPR 188, Order 5034]

MERCURY INDUSTRIAL CORP.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Mercury Industrial Corporation of 50 Church Street, New York, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Maximum prices for sales by any seller to— Wholesalers (Jobbers)	Dropship jobbers	Department and chain stores	Other retailers	Consumers
		Each	*Each*	*Each*	*Each*	*Each*
Cream whipper...	None	$0.375	$0.395	$0.45	$0.50	$0.75

Description: A glass tumbler 8" high 2¾" top diameter; fitted with a dasher with 3 perforated discs of aluminum and a loose-fitting aluminum cap with a hole for the dasher.

These maximum prices are for the articles described in the manufacturer's application dated May 7, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory and subject to a cash discount of 1% for payment within 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement:

OPA Retail Ceiling Price—$0.75 Each
Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 13th day of June 1946.

Issued this 12th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9977; Filed, June 12, 1946; 11:59 a. m.]

[MPR 389, Order 69]

WALDOCK PACKING CO. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES

On May 6, 1946, The Waldock Packing Company, Sandusky, Ohio filed an application for the establishment of maximum prices on sales of the sausage product known as "Jellied Tongue Loaf" and made in accordance with the individual secret formula submitted by the applicant. That application was assigned Docket No. 6036-3389-2(a)-96.

Due consideration has been given to the application and an opinion in support of this order has been issued simultaneously herewith and filed with the Division of the Federal Register.

For the reasons set forth in the opinion, and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250 and 9328, and pursuant to the provisions of section 2 (a) (6) of Maximum Price Regulation No. 389; *It is ordered:*

(a) That the maximum prices other than at retail for the sausage product known as "Jellied Tongue Loaf" and made by The Waldock Packing Company in accordance with the individual formula submitted to the Office of Price Administration for this order except that "Tongues, canner cured" may be substituted as the tongue ingredient, if desired, shall be determined by the seller as follows:

(1) The base price for this product is established at the following amount per hundredweight: $33.50.

NOTE: If sold not boxed, 50 cents per cwt. must be deducted from the above price.

(2) To the base price should be added the proper zone differential provided in section 12 (b) of Maximum Price Regulation No. 389 for sausage which is not Kosher sausage, all beef sausage or sausage containing meat and meat by-products from swine only. In determining the proper zone differential to be added, the zone description provided in Section 14 of Maximum Price Regulation No. 389 shall be used.

(3) That to the sum of the base price plus the applicable zone differential the "*Permitted additions to base prices*" provided in section 12 (c) of Maximum Price Regulation No. 389 may be added when applicable.

(b) That with the first delivery of "Jellied Tongue Loaf" to a wholesaler, peddler-truck-seller, or intermediate distributor The Waldock Packing Company shall supply each such seller with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for "Jellied Tongue Loaf" have been established by the Office of Price Administration at the base price of $33.50 per hundredweight. To this may be added the zone differentials provided in section 12 (b) of MPR 389 (See section 14 for zone boundaries) plus the permitted additions of section 12 (c). We are required to inform you that if you are a wholesaler, a peddler-truck-seller, or an intermediate distributor you must figure your ceiling prices for this product pursuant to the same sections of Maximum Price Regulation No 389

(c) That with the first delivery of "Jellied Tongue Loaf" to a retailer the seller shall supply such retailer with a written notice in the following form:

(Insert date)

Our OPA ceiling prices for "Jellied Tongue Loaf" have been established by the Office of Price Administration. We are required to inform you that if you are a retailer, you must figure your ceiling price for this item in accordance with the provisions of Maximum Price Regulation No. 336.

(d) That all pertinent provisions of Maximum Price Regulation No. 389, including the descriptive labelling and invoicing provisions of section 4, the recording and reporting provisions of section 6, and the definitions of section 13, in addition to the pricing provisions of paragraphs (b) and (c) of section 12 shall be applicable to all sales made under this order.

(e) All prayers of this application not herein granted are denied.

(f) This Order No. 69 may be revoked or amended by the Price Administrator at any time.

This Order No. 69 shall become effective June 13, 1946.

Issued this 12th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9979; Filed, June 12, 1946; 11:59 a. m.]

[MPR 591, Order 595]

RYAN MFG. CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices for sales by any person to consumers of the following linoleum covered plywood sink and counter tops manufactured by Ryan Manufacturing Company of Ware, Massachusetts and as described in its application dated May 6, 1946, shall be:

	Per lineal foot
Linoleum covered plywood sink and counter tops—26" deep, 1½" thickness:	
Plain tops (no backsplash)	$5.50
Tops with 4" backsplash	7.00
Tops with 8" backsplash	7.35
Tops with 16" backsplash	8.00

(b) On sales to dealers by any person, the maximum net prices, f. o. b. point of shipment, shall be the maximum net prices specified in (a) above less a discount of 40 percent.

(c) On sales to jobbers by any person, the maximum net prices, f. o. b. point of shipment, shall be the maximum net prices specified in (a) above less successive discounts of 40 and 20 percent.

(d) The maximum net prices established by this order shall be subject to cash discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities within the same general category during March 1942.

(e) The maximum prices on an installed basis of the commodity covered by this order shall be determined in accordance with the provisions of Revised Maximum Price Regulation No. 251, as amended.

(f) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 13, 1946.

Issued this 12th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9980; Filed, June 12, 1946; 12:00 m.]

[MPR 591, Order 596]

INDUSTRIAL MFG. CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following deep freeze cabinet manufactured by Industrial Manufacturing Company, San Francisco, California, and as described in the application dated February 25, 1946, which is on file with the Mechanical Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to— Distributors	Dealers	Consumers
17 cu. ft. 1/3 hp. condensing unit	$300.00	$360.00	$600.00

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered, or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers including allowable transportation and crating charges.

(f) Industrial Manufacturing Company, San Francisco, California, shall stencil on the deep freeze cabinet covered by this order, substantially the following:

OPA Maximum Retail Price $------

Plus freight and crating as provided in Order No. 596 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 13, 1946.

Issued this 12th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9981; Filed, June 12, 1946; 12:00 m.]

[MPR 591, Order 597]

GEORGE R. MARVIN CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum prices, excluding Federal Excise Tax, for sales by any person of the following electric water heaters manufactured by George R. Marvin Company and described in its application dated December 19, 1945, shall be:

40 gallon automatic electric water heater, galvanized tank, insulated, double element	$99.00
52 gallon automatic electric water heater, galvanized tank, insulated, double element	$111.50

(b) The maximum net prices, f. o. b. point of shipment, excluding Federal Excise Tax, for sales by any person shall be the maximum prices specified in (a) above, less the following discounts:

1. On sales to dealers in quantities of less than 5 heaters, a discount of 33⅓ percent.

2. On sales to dealers in quantities of 5 or more heaters, a discount of 40 percent.

3. On sales to jobbers, a discount of 50 percent.

(c) The maximum prices established by this order are subject to such further cash discounts, transportation allowances and price differentials at least as favorable as those which each seller extended or rendered or would have extended or rendered during March 1942 on sales of commodities in the same general category.

(d) The maximum prices on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(e) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers except dealers upon resale.

(f) George R. Marvin Company shall attach to each water heater covered by this order, a tag containing the following:

OPA Maximum Retail Price not installed, including actual Federal Excise Tax paid at source—$------.
(Do Not Detach)

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 13, 1946.

Issued this 12th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9982; Filed, June 12, 1946; 12:01 p. m.]

[MPR 591, Order 599]

STANDLEY & CO., INC.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following Milk Coolers manufactured by Standley and Company, Inc., St. Louis, Missouri, and as described in

the application dated January 11, 1946, which is on file with the Mechanical Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Model	On sales to—		
	Distributors	Dealers	Consumers
MC-41-4 can with pump	$275.00	$345.00	$460.00
MC-61-6 can with pump	315.00	392.00	525.00
MC-81-8 can with pump	360.00	450.00	600.00

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) Standley and Company, Inc., of St. Louis, Missouri, shall stencil on the milk coolers covered by this order, substantially the following:

OPA Maximum Retail Price $------

Plus freight and crating as provided in Order No. 599 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 13, 1946.

Issued this 12th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9984; Filed, June 12, 1946; 12:01 p. m.]

[MPR 591, Order 600]

SHAW-PERKINS MFG. CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 600 under section 16 of Maximum Price Regulation No. 591. Specified mechanical building equipment. Adjustment of maximum prices for sales of convector radiators and transformer coolers manufactured by the Shaw-Perkins Manufacturing Company of Pittsburgh, Pennsylvania. Docket No. 6123-SO 133-7.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 16 of Maximum Price Regulation 591; it is ordered:

(a) *Adjustment of maximum prices for the Shaw-Perkins Manufacturing Company.* The Shaw-Perkins Manufacturing Company may increase its properly established maximum prices for its line of convector radiators and transformer coolers in effect on June 12, 1946, to each class of purchaser by 14.6 percent.

(b) *Maximum prices for resellers.* The maximum prices for sales by a reseller of any of the commodities for which adjustment is granted the Shaw-Perkins Manufacturing Company under this order shall be his maximum prices to each class of purchaser in effect on June 12, 1946, plus the actual dollars-and-cents increase in present acquisition costs resulting from the adjustment granted the Shaw-Perkins Manufacturing Company under this order.

(c) *Notification to all purchasers.* The Shaw-Perkins Manufacturing Company shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first billing after the adjustment granted by this order is put into effect:

Order No. 600 under Section 16 of Maximum Price Regulation No. 591 provides for increases in net prices for sales of convector radiators and transformer coolers manufactured by the Shaw-Perkins Manufacturing Company. Resellers may add the actual dollars-and-cents increase in their acquisition cost resulting from the adjustment granted the manufacturer to their existing maximum prices.

(d) All requests not granted in this order are denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This Order No. 600 shall become effective June 13, 1946.

Issued this 12th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9985; Filed, June 12, 1946; 12:01 p. m.]

[MPR 591, Order 601]

PALLEY MFG. CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, for sales by any person to consumers of the following Steel Wall and Base Cabinets manufactured by Palley Manufacturing Company, Pittsburgh, Pa. and as described in its application dated May 21, 1946, shall be:

18" x 30" steel wall cabinet, 1 door	$18.50
24" x 30" steel wall cabinet, 2 door	20.50
30" x 30" steel wall cabinet, 2 door	20.50
18" x 36" steel wall cabinet, 2 door	20.30
24 BC 24" base cabinet cupboard type with linoleum top	43.50
24 BD 24" base cabinet drawer type with linoleum top	48.50
30 BCD 30" base cabinet, drawer type with linoleum top	54.50

(b) On sales to dealers by any person the maximum net prices f. o. b. point of shipment shall be the maximum net prices specified in (a) above less a discount of 40 percent.

(c) On sales to jobbers by any person the maximum net prices f. o. b. point of shipment shall be the maximum net prices specified in (a) above less successive discounts of 40 and 20 percent.

(d) On sales to manufacturers by any person the maximum net price f. o. b. point of shipment shall be the maximum net prices specified in (a) above less successive discounts of 40, 20 and 10 percent.

(e) The maximum net prices established by this order shall be subject to further discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities within the same general category during March 1942.

(f) The maximum price on an installed basis of the commodities covered in this order shall be determined in accordance with the provisions of Revised Maximum Price Regulation No. 251, as amended.

(g) Each seller covered by this order, except on sales to consumers shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale.

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 13, 1946.

Issued this 12th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9986; Filed, June 12, 1946; 12:02 p. m.]

[MPR 591, Order 602]

CRANE CO.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 13 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum list prices for sales by any person to plumbing and heating contractors, installers, industrial and commercial users of the following brass plumbing fixture fittings and trimmings manufactured by the Crane Company of Chicago, Ill., and described in its application dated May 27, 1946, shall be:

Plate No.	Description	Maximum list price
S-17	Chrome plated Crestmont lavatory supply and waste fitting for 45° panel back lavatory with chrome plated cover plate, handles and waste knob.	$10.00
S-18	Chrome plated Crestmont lavatory supply fitting for panel back lavatories complete with chain and stopper, chrome plated cover plate and handles.	6.65
S-20	Chrome plated Crestmont lavatory supply fitting.	6.50
S-45	Chrome plated Crestmont direct lift pop-up waste for lavatory.	2.95
S-75	Chrome plated Temple 2-valve swing spout sink supply fitting.	10.95
S-76	Chrome plated Vantage 2-valve swing spout sink supply fitting.	*6.85
S-77	Chrome plated Crestmont deck type swing spout supply fitting with chrome plated metal cover plate and handles.	8.10
S-78	Chrome plated Crestmont deck type swing spout supply fitting with hose end and chrome plated cover metal and handle.	8.20
S-90	Vantage double laundry tub faucet for composition tub.	4.85
S-91	Vantage double laundry tub faucet for enameled iron tub.	4.75
S-600	19" chrome plated Temple towel bar for vitreous china lavatory.	3.80
S-605	19" chrome plated Crestmont towel bar for vitreous china lavatory.	2.80
S-606	14" chrome plated Crestmont towel bar for enameled iron lavatory.	2.50
S-607	16" chrome plated Crestmont towel bar for enameled iron lavatory.	2.55
S-706	Chrome plated Crestmont hexagon metal legs for enameled iron lavatory.	16.40
S-709	Chrome plated Crestmont round metal legs for enameled iron lavatory.	16.90
S-55	Chrome plated Temple concealed overrim bath supply fitting with ½" female union inlets.	*15.45
S-26	Chrome plated Temple concealed overrim bath supply fitting with ½" female inlets.	*14.55
S-31	Chrome plated Crestmont concealed overrim bath supply fitting with chrome plated cover plate and handles.	*13.85
S-40	Chrome plated Vantage double bath faucet with gooseneck spout, plastic cover plate and handles.	*5.20
S-58	Chrome plated Crestmont concealed waste and overflow for Criterion and Hygiene 16" deep baths.	4.15
S-62	Chrome plated Crestmont concealed waste and overflow for La Iloma 12" deep baths.	4.15
S-220	Chrome plated Economy ball joint shower head with Cranelon spray guide.	1.45
S-291	⅜" chrome plated bent shower arm with escutcheon.	.85
S-292	⅜" chrome plated bent shower arm with escutcheon and locknut.	.85
S-300	½" chrome plated Temple concealed bath and shower valve with union inlet	*4.25
S-301	½" chrome plated Temple concealed bath and shower valve with female inlet.	*4.00
S-225	Chrome plated Economy shower head.	*3.10
S-301	Chrome plated Crestmont bath and shower supply fitting with diverter spout, chrome plated cover plate and handles.	*17.75
S-350	Chrome plated Crestmont concealed shower supply fitting with plastic cover plate and handles.	*7.45
S-370	Chrome plated Temple concealed shower supply fitting with unions.	*18.10
S-371	Chrome plated Temple concealed shower supply fitting.	*16.90
S-385	Chrome plated Crestmont concealed shower supply fitting with plastic handles.	*7.10

[1] Per pair.

(b) The maximum list prices specified in (a) above shall be subject to the following discounts on sales to plumbing and heating jobbers and Crane Co. branches:

(1) On items marked with an asterisk, successive discounts of 25 and 5 percent.

(2) On items not marked with an asterisk, successive discounts of 20 and 5 percent.

(c) The maximum prices specified in (b) above shall be f. o. b. point of manufacture, with full freight allowed or shipments of 150 pounds or more.

(d) The maximum prices on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251, as amended.

(e) In addition to the discounts and allowances enumerated above, the maximum net prices established by this order shall be subject to such further discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(f) The maximum prices approved under this order include all price increases authorized by sections 2.6 and 2.7 of Order 48 under Maximum Price Regulation No. 591, to date, and may not be further increased pursuant to the provisions of that order as are in effect as of the date of this order.

(g) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale.

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 13, 1946.

Issued this 12th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9987; Filed, June 12, 1946; 12:02 p. m.]

[MPR 591, Order 604]

PACIFIC WIRE PRODUCTS CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, it is ordered:

(a) *Manufacturers' maximum prices.* The maximum net prices, f. o. b. point of shipment, for sales by the Pacific Wire Products Corporation of Alclad Aluminum Wire Insect Screen Cloth manufactured by it and as described in the applications dated April 9, 1946, which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	Per 100 sq. ft.
On sales in carloads	$5.83
On sales in less-than-carloads	6.60
On direct shipments	6.18

(b) *Jobbers' maximum prices.* The maximum delivered price for sales by jobbers of Alclad Aluminum Wire Insect Screen Cloth manufactured by the Pacific Wire Products Corporation, shall be: $7.50 per 100 square feet plus actual incoming freight paid to obtain delivery.

(c) *Retailers' maximum prices.* The maximum price for sales by retailers of Alclad Aluminum Wire Insect Screen Cloth manufactured by the Pacific Wire Products Corporation shall be:

	Cents per sq. ft.
On sales in 100 linear feet rolls	9
On sales in less than 100 linear feet rolls	10

(d) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(e) Each seller covered by this order, except a retailer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 13, 1946.

Issued this 12th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9989; Filed, June 12, 1946; 12:02 p. m.]

[MPR 591, Order 603]

SCHMIDGALL MFG. CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the "Holz-It" Clinker Tong manufactured by Schmidgall Manufacturing Company of Peoria, Ill., and as described in the application dated March 28, 1946, shall be:

	On sales to—		
	Distributors	Dealers	Consumers
"Holz-It" clinker tong	*Per doz.* $7.50	*Per doz* $9.98	*Each* $1.25

(b) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as fa-

vorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(c) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers, except dealers, upon resale.

(d) Schmidgall Manufacturing Company shall attach a tag to the item covered by this order, containing substantially the following information:

OPA Maximum Retail Price—$1.25

As provided in Order No. 603 under Maximum Price Regulation No. 591.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 13, 1946.

Issued this 12th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9988; Filed, June 12, 1946; 12:02 p. m.]

[MPR 591, Order 605]

MUNCIE BURNER MFG. CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, for sales by any person of the Model 1A Gas Conversion Burner manufactured by the Muncie Burner Manufacturing Company of 27293 Eureka Road, Romulus, Mich., and as described in the application which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

On sales to—		
Distributors or jobbers (uninstalled)	Dealers or retailers (uninstalled)	Consumers (installed—complete ready for operation)
$95.00	$130.00	$225.00

The maximum net prices above are f. o. b. point of shipment except on sales to consumers, which is a delivered price.

(b) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on commodities in the same general category during March 1942.

(c) The maximum prices established by this order include the industry-wide increase permitted under section 2.8 to Order 48 of Maximum Price Regulation 591 and may not be further increased as of the date of this order.

(d) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers except dealers upon resale.

(e) The Muncie Burner Manufacturing Company shall attach a tag to the gas conversion burner covered by this order, substantially stating the following:

OPA Maximum Retail Price $225.00 Installed
(Do Not Detach)

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 13, 1946.

Issued this 12th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9990; Filed, June 12, 1946; 12:03 p. m.]

[MPR 591, Order 606]

PAGLIUSO ENGINEERING CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum list price for sales by any person to plumbing and heating contractors, installers and commercial and industrial users of the following brass polished chrome shower head manufactured by Pagliuso Engineering Company of Glendale, Calif., and described in its application dated March 29, and letter of May 16, 1946, shall be:

1 9/16" brass polished chrome peco shower head—$3.25.

(b) On sales by any person to jobbers, the maximum net price, f. o. b. point of shipment, shall be the maximum list prices specified in (a) above less successive discounts of 20 and 5 percent.

(c) The maximum price specified in (a) and (b) above for sales by the Pagliuso Engineering Company shall be f. o. b. point of manufacture with freight allowance not exceeding $1.50 per cwt. on shipments of 100 pounds or over.

(d) The maximum net prices established by this order shall be subject to cash discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general category during March 1942.

(e) The maximum prices on an installed basis of the commodity covered in this order shall be determined in accordance with Revised Maximum Price Regulation No. 251, as amended.

(f) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers except dealers, upon resale.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 13, 1946.

Issued this 12th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9991; Filed, June 12, 1946; 12:03 p. m.]

[MPR 591, Order 607]

AQUA SPRAY LAWN SPRINKLER CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net price, for sales by any person to consumers of the following underground sprinkler head manufactured by Aqua Lawn Sprinkler Company of Detroit, Mich., and described in its application dated April 1, 1946, shall be:

Underground sprinkler head 2½" x 1" x 8" aluminum alloy—$2.98.

(b) On sales to dealers by any person, the maximum net price f. o. b. point of shipment, shall be the net price specified in (a) above less a discount of 40 percent.

(c) On sales to jobbers by any person, the maximum net price, f. o. b. point of shipment, shall be the net price specified in (a) above less successive discounts of 40 and 20 percent.

(d) In addition to the discounts specified in (b) and (c) above, the maximum net prices established by this order shall be subject to discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general category during March 1942.

(e) The maximum prices on an installed basis of the commodity covered in this order shall be determined in accordance with Revised Maximum Price Regulation No. 251, as amended.

(f) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers except dealers, upon resale.

(g) Aqua Spray Lawn Sprinkler Company shall attach to each lawn sprinkler head covered by this order a tag containing the following:

OPA Maximum Retail Price Uninstalled—$2.98

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 13, 1946.

Issued this 12th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9992; Filed, June 12, 1946; 11:56 a. m.]

[MPR 591, Order 608]

WILSON WELDING CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices for sales by any person to consumers of the following steel undersink cabinet units manufactured by Wilson Welding Company, Zanesville, Ohio, and as described in its application dated May 11, 1946, shall be:

Steel undersink cabinet units, linoleum on plywood top, deck type faucets and basket type strainer:	
42" cabinet	$90.00
54" cabinet	100.00
72" cabinet	120.00

(b) On sales to dealers by any person, the maximum net prices, f. o. b. point of shipment, shall be the net prices specified in (a) above less a discount of 20 percent.

(c) On sales to jobbers by any person, the maximum net prices, f. o. b. point of shipment, shall be the net prices specified in (a) above less a discount of 33⅓ percent.

(d) In addition to the discounts provided for in (b) and (c) above, the maximum net prices established by this order shall be subject to discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities within the same general category during March 1942.

(e) The maximum prices on an installed basis of the commodity covered in this order shall be determined in accordance with Revised Maximum Price Regulation No. 251, as amended.

(f) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers, except dealers, upon resale.

(g) Wilson Welding Company, Zanesville, Ohio, shall stencil on each cabinet sink unit covered by this order, substantially the following:

OPA Maximum Retail Price Uninstalled $____

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 13, 1946.

Issued this 12th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9993; Filed, June 12, 1946; 11:57 a. m.]

[MPR 591, Order 609]

FANNING CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum list prices for sales by any person to consumers of the following linoleum covered steel sink and counter tops, manufactured by Fanning Corporation, Blue Island, Ill., and described in its application dated February 26, 1946, shall be the list price per unit set forth in (f) below.

(b) On sales to dealers by any person, the maximum list prices f. o. b. point of shipment, shall be the list prices specified in (a) above less a discount of 50 percent.

(c) On sales to jobbers by any person, the maximum list prices f. o. b. point of shipment, shall be the list prices specified in (a) above less successive discounts of 50 to 20 percent.

(d) On sales to manufacturers by any person, the maximum list prices, f. o. b. point of shipment, shall be the list prices specified in (a) above less successive discounts of 50, 20 and 10 percent.

(e) In addition to the discounts provided for in (b) (c) and (d) above, the maximum net prices established by this order shall be subject to discounts and allowances including transportation allowances and the rendition of services which are at least favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general category during March 1942.

(f)

LINOLEUM SINK AND COUNTER TOPS ON STEEL CORE

[Depth: Up to and including 26" in 1⅛" increments]

Length	18½"	24½"	30½"	36½"	42½"	48½"	54½"	60½"	66½"
Cabinet top—No splashers	$21.70	$25.80	$29.80	$33.80	$38.30	$42.80	$47.30	$52.00	$56.50
Cabinet top with back splasher only, 1" or 1½" thick:									
4" back (1½" Minimum)	25.90	30.30	34.70	39.10	43.70	48.60	53.00	58.20	63.10
8" back	26.50	31.30	36.10	40.80	45.70	50.60	55.50	61.00	65.50
12" back	27.40	32.50	37.70	42.80	47.80	53.00	58.10	63.90	69.20
16" back	29.20	34.70	40.20	45.70	51.00	56.70	62.00	67.90	73.20
Cabinet top with back and one end splasher, 1" or 1½" thick:									
4" back and one 4" end	35.50	40.70	45.90	51.00	56.40	61.70	67.00	72.40	77.70
8" back and one 8" end	37.30	42.80	48.40	53.90	59.20	64.90	70.20	76.10	81.90
12" back and one 12" end	39.10	45.00	50.90	56.70	62.90	68.60	74.70	80.60	86.70
16" back and one 16" end	42.90	49.20	55.40	61.70	67.80	73.90	80.00	86.70	92.90
Cabinet top with back and two end splashers, 1" or 1½" thick:									
4" back and two 4" ends	44.60	49.90	55.80	61.70	67.30	73.10	78.80	85.10	90.80
8" back and two 8" ends	47.00	53.20	59.50	65.70	71.50	77.60	83.70	90.00	95.60
12" back and two 12" ends	50.30	57.00	63.60	70.20	76.80	82.90	89.40	96.10	102.20
16" back and two 16" end	54.50	61.50	68.50	75.50	82.50	89.40	96.00	103.10	110.00

For prices of cabinet tops between sizes above specified use next higher price.
All prices include crating and are f. o. b. factory.

LINOLEUM SINK ON STEEL CORE

[Depth: Up to and including 26" in 1⅛" increments. Length: Any length in 1⅛" increments]

Length	36½"	42½"	48½"	54½"	60½"	66½"	72½"	78½"	84½"	90½"
Cabinet top—No splasher	$33.80	$38.30	$42.80	$47.30	$52.00	$56.50	$61.00	$65.50	$70.00	$74.50
Cabinet sink with back splasher only, 1" or 1½" thick:										
4" back (1½" min.)	39.10	43.70	48.60	53.00	58.20	63.10	67.60	72.40	76.80	81.90
8" back	40.80	45.70	50.60	55.50	61.00	65.50	70.30	75.20	80.20	85.10
12" back	42.80	47.70	53.00	58.30	63.80	69.20	74.50	79.40	84.70	90.10
16" back	45.70	51.00	56.70	62.00	67.90	73.30	79.00	84.30	90.00	95.80
Cabinet sink with back and one end splasher, 1" or 1½" thick:										
4" back and one 4" end	51.00	56.40	61.60	66.90	72.40	77.70	83.00	88.40	93.70	99.00
8" back and one 8" end	53.90	59.20	64.90	70.20	76.10	81.90	87.10	92.90	98.20	103.90
12" back and one 12" end	56.70	62.80	68.60	74.70	80.60	86.70	92.50	98.60	104.30	110.40
16" back and one 16" end	61.60	67.80	73.90	80.00	86.70	92.90	99.00	105.60	111.70	117.80
Cabinet sink with back and two end splashers, 1" or 1½" thick:										
4" back and two 4" ends	61.60	67.30	73.10	78.80	85.10	90.80	96.60	102.20	108.00	113.71
8" back and two 8" ends	65.70	71.40	77.50	83.70	90.00	95.60	101.80	107.60	113.70	119.80
12" back with two 12" ends	70.20	76.70	82.80	89.40	96.20	102.20	108.80	114.90	121.50	127.60
16" back with two 16" ends	75.50	82.50	89.40	96.00	103.10	110.10	116.60	123.70	130.40	137.00

For prices of Cabinet Sinks between sizes specified use next higher price. All prices include Crating and are f. o. b. factory.

LINOLEUM SINK AND COUNTER TOPS ON STEEL CORE

[Depth: Up to and including 26" in ⅛" increments. Length: Any length in ⅛" increments]

Length	72½"	78½"	84½"	90½"	96½"	102½"	108½"	114½"	120½"	126½"	132½"	138½"	144½"	150½"	156½"
Cabinet top—no splashers	$61.00	$65.50	$70.00	$74.50	$79.50	$83.60	$88.10	$92.60	$97.10	$101.60	$106.10	$110.10	$114.60	$119.10	$123.60
Cabinet top with back splasher only, 1" or 1½" thick:															
4" back (1¾" min.)	67.60	72.40	76.90	81.90	86.90	91.80	96.30	101.10	105.60	110.60	115.00	120.00	124.80	129.80	134.60
8" back	70.40	75.30	80.20	85.10	90.50	95.50	100.30	105.20	110.10	115.00	120.00	124.80	129.80	134.60	139.50
12" back	74.50	79.40	84.70	90.00	95.80	101.10	106.50	111.80	116.70	122.00	127.30	132.60	137.00	142.90	148.20
16" back	79.00	84.30	90.00	95.80	101.60	107.30	112.60	118.30	123.70	129.30	134.60	140.40	145.70	151.40	157.10
Cabinet top with back and one end splasher 1" or 1½" thick:															
4" back and one 4" end	83.00	88.40	93.70	99.00	104.80	110.10	115.50	120.80	126.10	131.40	136.70	142.00	147.30	152.70	158.00
8" back and one 8" end	87.10	92.90	98.20	103.90	110.10	115.50	121.20	126.50	132.20	137.30	143.20	148.50	154.30	159.60	165.30
12" back and one 12" end	92.50	98.60	104.30	110.40	116.70	122.80	128.50	134.60	140.40	146.50	152.20	158.00	164.10	169.80	175.70
16" back and one 16" end	99.00	105.60	111.70	117.80	124.80	130.90	137.10	143.20	149.80	155.90	162.00	168.10	174.30	180.90	187.30
Cabinet top with back and two end splashers, 1" or 1½" thick:															
4" back and two 4" ends	96.60	102.20	108.00	113.70	120.00	125.60	131.40	137.10	143.20	149.00	154.60	160.40	166.10	171.80	177.50
8" back and two 8" ends	101.90	107.50	113.70	119.80	126.10	132.20	138.30	144.10	150.20	155.90	162.00	168.10	173.80	180.00	186.10
12" back and two 12" ends	108.80	114.90	121.50	127.60	134.60	141.20	147.30	153.80	159.90	166.50	172.70	179.10	185.30	191.80	198.40
16" back and two 16" ends	116.60	123.50	130.40	137.00	144.50	151.40	158.00	164.90	171.80	178.80	185.30	192.30	198.80	205.70	212.60

For prices of cabinet tops between sizes specified use next higher price.
All prices include crating and are f. o. b. factory.

LINOLEUM SINK ON STEEL CORE

[Depth: Up to and including 26" in ⅛" increments. Length: Any length in ⅛" increments]

Length	96½"	102½"	108½"	114½"	120½"	126½"	132½"	138½"	144½"	150½"	156½"
Cabinet sink—no splasher	$79.50	$83.60	$88.10	$92.60	$97.10	$101.60	$106.10	$110.10	$114.60	$119.10	$123.60
Cabinet sink with back splasher only 1" or 1½" thick:											
4" back (1¾" min.)	86.90	91.80	96.30	101.10	105.60	110.60	115.00	120.00	124.40	129.30	134.30
8" back	90.50	95.40	100.30	105.20	110.10	115.00	119.90	124.83	129.70	134.60	139.50
12" back	95.80	101.10	106.50	111.80	116.70	122.00	127.30	132.60	137.90	142.90	148.20
16" back	101.60	107.30	112.60	118.30	123.70	129.30	134.60	140.40	145.70	151.40	157.10
Cabinet sink with back and one end splasher, 1" or 1½" thick:											
4" back with one 4" end	104.80	110.10	115.50	120.80	126.10	131.40	136.70	142.00	147.30	152.70	158.00
8" back with one 8" end	110.10	115.50	121.20	126.50	132.20	137.30	143.20	148.50	154.30	159.60	165.30
12" back with one 12" end	116.70	122.70	128.50	134.60	140.30	146.40	152.20	158.00	164.10	169.80	175.70
16" back with one 16" end	124.80	130.90	137.10	143.20	149.80	155.90	162.00	168.10	174.30	180.90	187.30
Cabinet sink with back and two end splashers 1" or 1½" thick:											
4" back with two 4" ends	120.00	125.60	131.40	137.10	143.20	149.00	154.60	160.40	166.10	171.80	177.50
8" back with two 8" ends	126.10	132.20	138.30	144.10	150.20	155.90	162.00	168.10	173.80	180.00	186.10
12" back with two 12" ends	134.60	141.20	147.30	153.80	159.90	166.50	172.70	179.10	185.30	191.80	198.40
16" back with two 16" ends	144.50	151.40	158.00	164.90	171.80	178.80	185.30	192.30	198.80	205.70	212.60

For prices of cabinet sink tops between sizes above specified use next higher price.
All prices include crating and are f. o. b. factory.

LINOLEUM SINK & COUNTER TOPS ON STEEL CORE

Special features

L- and U-shaped tops:	
For each leg 72" or shorter (wall dimensions) add	$28.70
For each leg over 72" (wall dimensions) add	41.20
Low end	28.70
Short end	26.10
Partial pipe chase with splasher	57.80
Complete pipe chase with splasher	64.80
Partial window cut-out	24.30
Complete window cut-out	37.60
Partial pipe chase—no splasher	43.10
Complete pipe chase—no splasher	57.40
Corner angle—no splasher	28.70
Corner angle with splasher	43.10
Inside corner angle—add to price of L-shaped top	34.60
Cover strip—attached at factory	10.30
Cut-out for electric outlet	3.70
Drilling for Westinghouse dishwasher	3.75
Opening for G. E. dishwasher	28.70
Round corners and ends—counter tops, with flange F:	
Only 3" radius	24.00
Over 3" radius	32.00
Round end	42.70

For any feature not shown here—tops deeper than 26" splashers higher than 16" any dimensions out of line—Write for price, including sketch with inquiry. Drilling for faucet fixture. The fanning cabinet tops can be drilled for all standard faucet fixtures, wall or deck type. Manufacturer's name and catalogue number in most cases will give sufficient information for necessary drillings.

These prices do not include basin, and are based on two (2) standard colors, only, Black—Terra-cotta red. For special colors add 20% to all prices.

(g) The maximum price on an installed basis of the commodity covered in this order shall be determined in accordance with Revised Maximum Price Regulation No. 251, as amended.

(h) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, or the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale.

(i) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 13, 1946.

Issued this 12th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9994; Filed, June 12, 1946; 11:57 a. m.]

[MPR 591, Order 610]

HAMILTON MFG. CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by Hamilton Manufacturing Company to Sears, Roebuck and Company of Chicago, Illinois of the following steel kitchen cabinets manufactured by Hamilton Manufacturing Company of Two Rivers, Wis., and described in its application dated April 29, 1946, shall be:

No. 4144-21, 21" x 35¾" x 24", one door, one drawer, base cabinet, linoleum top	$14.07
No. 4146-30, 30" x 35¾" x 24", two door, base cabinet, linoleum top	17.51

(b) The maximum net prices, f. o. b. the point indicated below, for sales by Sears, Roebuck and Company of Chicago, Ill., to any person of the following steel kitchen cabinets manufactured by the Hamilton Manufacturing Company of Two Rivers, Wis., shall be:

	Unit price on sales through mail order catalog, f.o.b. Brooklyn, N. Y.	Unit price on sales through retail stores f.o.b. [illegible]
No. 4144-21, 21" x 35¾" x 24" base cabinet, one door, one drawer, linoleum top	$28.13	$31.[illegible]
No. 4146-30, 30" x 35¾" x 24" base cabinet, two door, linoleum top	35.01	38.90

(c) The Hamilton Manufacturing Company shall notify Sears, Roebuck and Company, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for Hamilton Manufacturing Company to Sears, Roebuck and Company as well as the maximum prices established for Sears, Roebuck and Company upon resale, including allowable transportation charges.

(d) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 13, 1946.

Issued this 12th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9995; Filed, June 12, 1946; 11:57 a. m.]

[MPR 591, Order 611]

SUPERIOR REFRIGERATOR MFG. CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following 15 cubic foot Freezer and Storage Cabinet manufactured by the Superior Refrigerator Manufacturing Company and as described in the application dated February 14, 1946 which is on file with the Mechanical Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
15 cu. ft.—½ hp. condensing unit	$265	$315	$530

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, including allowable transportation and crating charges.

(f) The Superior Refrigerator Manufacturing Company shall stencil on the food freezer and storage cabinet covered by this order, substantially the following:

OPA Maximum Retail Price—$530.00
Plus freight and crating as provided in Order No. 611 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 13, 1946.

Issued this 12th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9996; Filed, June 12, 1946; 11:58 a. m.]

[MPR 591, Order 612]

E. J. HORSMAN CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following Conversion Gas Burner manufactured by E. J. Horsman Company and as described in the application which is on file with the building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—				
	Exclusive company distributors	Public utility retailers	Distributors or jobbers	Dealers or retailers	Consumers
Model No. 50 conversion gas burner	$51.50	$66.22	$73.58	$97.86	$147.15

(b) The maximum net prices established in (a) above reflect the industry-wide increases over October 1, 1941 prices authorized by section 2.8 of Order No. 48 under Maximum Price Regulation No. 591.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(d) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale.

(e) Maximum prices for the commodities covered by this order when sold on an installed basis are subject to the provisions of Revised Maximum Price Regulation No. 251.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 13, 1946.

Issued this 12th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9997; Filed, June 12, 1946; 11:58 a. m.]

[MPR 591, Order 613]

TUMPANE CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices for sales by any person to plumbing and heating contractors, installers and commercial and industrial users of the following chrome plated deck type swing spout faucet manufactured by Tumpane Company of Long Island City, N. Y., and described in its application dated April 11, 1946, shall be:

No. 203, special chrome plated brass swing spout faucet with soap dish, deck type with replaceable brass valve cylinder	$9.60
No. 203, special chrome plated brass swing spout faucet without soap dish, deck type with replaceable brass valve cylinder	9.20

(b) On sales by any person to jobbers the maximum net prices, f. o. b. point of shipment, shall be the maximum list price specified in (a) above less successive discounts of 25 and 5 percent.

(c) The maximum prices specified in (a) and (b) above for sales by the Tumpane Company shall be f. o. b. point of manufacture with full freight allowed on shipments on 150 pounds or more.

(d) The maximum net prices established by this order shall be subject to further discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities within the same general category during March 1942.

(e) The maximum prices on an installed basis of the commodity covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251, as amended.

(f) The Tumpane Company shall notify each of its purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for sales by the Tumpane Company as well as the maximum prices established for purchasers upon resale.

(g) The maximum prices approved under this order include all price increases authorized by section 2.6 of Order 48 under Maximum Price Regulation No. 591 to date and may not be further increased pursuant to the provisions of that order as are in effect as of the date of this order.

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 13, 1946.

Issued this 12th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9998; Filed, June 12, 1946; 11:58 a. m.]

[MPR 592, Order 52]

MAPLETON CLAY PRODUCTS CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 52 under section 16 of Maximum Price Regulation No. 592. Mapleton Clay Products Company. Docket No. 6122-592.16-259.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 16 of Maximum Price Regulation 592; *It is ordered:*

(a) The maximum net prices for sales by the Mapleton Clay Products Company, Canton, Ohio, of glazed building brick and glazed facing tile to its various classes of purchasers may be increased by an amount not in excess of $3.00 per thousand for standard size brick equivalents or by an amount not in excess of $1.20 per ton for structural hollow tile.

(b) If the Mapleton Clay Products Company had an established differential in price during the month of March 1942 for nonstandard sizes of brick, it may convert the adjustment granted herein for standard size brick on the basis of the conversion factors or formulae in use by it during March 1942 in establishing price differentials between standard size brick and other sizes.

(c) Any person purchasing any of the products covered by this order produced by the Mapleton Clay Products Company for the purpose of resale in the same form may increase his presently established prices under the General Maximum Price Regulation by adding the dollars-and-cents increase in cost resulting from the increase permitted the manufacturer in (a) above. Notwithstanding the provisions of this paragraph, in any area where specific maximum prices are fixed by an area pricing order such specific maximum prices shall apply in that area.

(d) All requests of the application not granted herein are denied.

(e) This order may be amended or revoked by the Office of Price Administration at any time.

This Order No. 52 shall become effective June 13, 1946.

Issued this 12th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9999; Filed, June 12, 1946; 12:00 p. m.]

[MPR 592, Order 53]

UNITED STATES GYPSUM CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 53 under section 16 of Maximum Price Regulation No. 592. Specified construction materials and refractories. United States Gypsum Company, Docket No. 6122-592.16-118.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 16 of Maximum Price Regulation 592, *It is ordered:*

(a) The present maximum f. o. b. plant prices or delivered prices for sales of the following products by the United States Gypsum Company, Chicago, Ill., manufactured at its Piedmont, S. Dak. plant may be increased by amounts not in excess of the following:

	Per ton
Crushed gypsum rock	$0.45
Cement plaster	.40
Wood fibre plaster	.40
Gauging plaster	.40

(b) Any person purchasing any of the products described in paragraph (a) above from the United States Gypsum Company for the purpose of resale in the same form may increase his present maximum prices established under the General Maximum Price Regulation by a dollars-and-cents amount not exceeding his actual dollars-and-cents increase in costs resulting from the increase permitted the manufacturer in paragraph (a) above. However, notwithstanding the provisions of this paragraph (b), in any area where specific prices are fixed by an area pricing order, such specific maximum prices shall apply in that area.

(c) The maximum prices established herein shall be subject to cash, quantity and other discounts, transportation allowances, services and other terms and conditions of sale at least as favorable as the seller extended or rendered on comparable sales to purchasers of the same class during March 1942.

(d) The United States Gypsum Company shall furnish to each buyer purchasing any of the products described in (a), above, produced at its Piedmont, South Dakota plant, for resale in the same form on or before the date it makes delivery at the adjusted price a written statement as follows, filling in the appropriate product and adjustment therefor in the blank spaces:

The OPA has granted an adjustment of $------ per ------ in the maximum prices for ----------
You are permitted to add the actual amount of your increased cost resulting from the increase permitted the United States Gypsum Company to your existing maximum prices for this product purchased from them, except that in any area where specific maximum prices are fixed by an area pricing order, such specific maximum prices shall apply in that area.

(e) All provisions of Maximum Price Regulation 592 not inconsistent with this order shall apply to sales covered by this order.

(f) All requests of the application not granted herein are denied.

(g) This order may be amended or revoked by the Office of Price Administration at any time.

This order shall become effective June 13, 1946.

Issued this 12th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10000; Filed, June 12, 1946; 12:00 m.]

[Rev. SO 119, Order 253]

APEX ELECTRICAL MFG. CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* The Apex Electrical Manufacturing Company, 1070 E. 152d St., Cleveland, Ohio, shall increase its ceiling prices determined for each model, in the line of washing machines and ironing machines which it manufactures, in accordance with the provisions of sections 3 and 7 of Revised Maximum Price Regulation No. 86 (exclusive of any adjustments under Sections 5 or 5a of Revised Maximum Price Regulation No. 86) by 27.0 percent.

(b) *Distributors' ceiling prices.* Distributors shall redetermine or determine their ceiling prices for sales to dealers of each of the models listed in paragraph (c) below and purchased by them at ceiling prices which include the manufacturer's adjustment authorized by paragraph (a) of this order in accordance with the provisions of section 15 of Revised Maximum Price Regulation No. 86.

(c) *Dealers' ceiling prices.* The ceiling prices for sales in each zone, of the nine models of washing machines and ironing machines listed below, to ultimate consumers by dealers who have purchased the machines at ceiling prices determined in accordance with paragraph (a) or (b) are as follows:

Article	Model	Ceiling prices for sales to ultimate consumers		
		Zone 1	Zone 2	Zone 3
Wringer type washing machine	373	$85.00	$100.00	$114.75
	390	85.75	90.55	95.75
	392	73.25	77.25	79.10
	373P	105.00	110.00	112.75
	390P	95.75	100.55	102.55
	392P	83.25	87.25	89.00
	390G	111.00	115.80	117.80
Electric ironing machine	541C	113.25	120.05	122.05
	533	37.00	28.90	38.55

(d) *Zones.* For purposes of this order Zones 1, 2 and 3 comprise the following states:

Zone 1. Maine, New Hampshire, Vermont, Massachusetts, Connecticut, Rhode Island, Pennsylvania, New Jersey, Delaware, Maryland, District of Columbia, Virginia, West Virginia, Kentucky, Ohio, Indiana, Michigan, Wisconsin, Illinois, Minnesota, Iowa, Missouri, North Dakota, South Dakota, Nebraska, Kansas, New York.

Zone 2. North Carolina, South Carolina, Georgia, Florida, Tennessee, Alabama, Mississippi, Louisiana, Arkansas, Oklahoma, Texas.

Zone 3. Washington, Oregon, California, Nevada, Arizona, New Mexico, Utah, Colorado, Wyoming, Montana, Idaho.

(e) *Notification.* At the time of, or prior to, the first invoice to each distributor covering a washing machine or ironing machine sold by the manufacturer at a ceiling price determined under this order, the manufacturer shall notify him of the method of determining ceiling prices established by this order for resales by the distributor. This notice may be given in any convenient form.

(f) *Relationship to Revised Maximum Price Regulation No. 86.* The ceiling prices established by this order supersede those established by Order No. 42 under Maximum Price Regulation No. 86 with respect to any washing machines or ironing machines sold by the manufacturer at prices adjusted in accordance with this order. All the provisions of Revised Maximum Price Regulation No. 86 continue to apply to all sales and deliveries covered by this order, except to the extent that these provisions are modified by this order.

(g) *Definitions.* Unless the context requires otherwise, the definitions set forth in the various sections of Revised Maximum Price Regulation No. 86 shall apply to the terms used herein.

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 12th day of June 1946.

Issued this 12th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10058; Filed, June 12, 1946; 4:29 p. m.]

[MPR 591, Order 598]

KITCHEN MAID CORP.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 16, of Maximum Price Regulation 591, it is ordered:

(a) *Adjustment of maximum prices for the Kitchen Maid Corporation, Andrews, Indiana.* The Kitchen Maid Corporation of Andrews, Indiana, may increase its properly established maximum prices for its line of undersink cabinets in effect on June 12, 1946, to each class of purchaser by 6.6 percent.

(b) *Maximum prices for resellers.* The maximum prices for sales by a reseller of any of the commodities for which adjustment is granted the Kitchen Maid Corporation under this order shall be his maximum price to each class of purchaser in effect on June 12, 1946, plus the actual dollars-and-cents increase in present acquisition costs resulting from the adjustment granted the Kitchen Maid Corporation under this order.

(c) *Notification to all purchasers.* The Kitchen Maid Corporation of Andrews, Indiana, shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first billing after the adjustment granted by this order is put into effect:

Order No. 598 under section 16 of Maximum Price Regulation No. 591 provides for increases in net prices for sales of undersink cabinets manufactured by the Kitchen Maid Corporation of Andrews, Indiana. Resellers may add the actual dollars-and-cents increase in their acquisition cost resulting from the adjustment granted the manufacturer to their existing maximum prices.

(d) All requests not granted in this order are denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This Order No. 598 shall become effective June 13, 1946.

Issued this 12th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9983; Filed, June 12, 1946; 12:01 p. m.]

[SR 14D, Order 8]

P. LORILLARD CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1499.4 (a) (1) (ii) of Supplementary Regulation 14D to the General Maximum Price Regulation; *It is ordered,* That:

(a) P. Lorillard Company, 119 West 40th Street, New York 18, N. Y. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive "Beech-Nut" and "Bagpipe" sweetened scrap chewing tobacco, in 2⅜-ounce packages at the maximum list prices and maximum retail prices set forth below:

Variety	Brand	Size of package (ounces)	Maximum list price per dozen packages	Maximum retail price per package
				Cents
Sweetened	Beech-Nut	2⅜	$1.44	15
	Bagpipe	2⅜	1.44	15

(b) The manufacturer and wholesalers shall grant, with respect to their sales of the items of "Beech-Nut" and "Bagpipe" sweetened scrap chewing tobacco for which maximum prices are established by this order, the discounts and allowances they customarily granted during March 1942 on their sales of such items of scrap chewing tobacco in 2 ounce packages to purchasers of the same class, unless a change therein results in a lower price.

(c) Every retailer shall maintain, with respect to his sales of the items of "Beech-Nut" and "Bagpipe" sweetened scrap chewing tobacco, for which maximum prices are established by this order, the customary price differentials below the manufacturer's stated retail prices allowed by him during March 1942 with respect to such brands and variety of scrap chewing tobacco in 2 ounce packages.

(d) The manufacturer and every other seller (except a retailer) of the items of "Beech-Nut" and "Bagpipe" sweetened scrap chewing tobacco, for which maximum prices are established by this order, shall notify the purchaser of such maximum prices. The notice shall conform to and be given in the manner prescribed by § 1499.4 (e) of Supplementary Regulation 14D to the General Maximum Price Regulation.

(e) Unless the context otherwise requires, the provisions of § 1499.4 (except paragraph (a) (2) of Supplementary Regulation 14D to the General Maximum Price Regulation) shall apply to sales for which maximum prices are established by this order.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective as of June 3, 1946.

Issued this 12th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-9971; Filed, June 12, 1946; 11:54 a. m.]

Regional and District Office Orders.

[Region I Order G-6 Under Gen. Order 68, Amdt. 1]

HARD BUILDING MATERIALS IN MAINE

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order No. 68, as amended, Region I Order No. G-6 Under General Order No. 68 is amended in the following respects:

(1) Paragraph 1 of Appendix A, "Area Covered," is amended so as to exclude the township of Patten in Penobscott County and the township of Jackman in Somerset County from the area covered by Appendix A, so that this paragraph will read as follows:

1. *Area covered.* The State of Maine, with the exception of Aroostock County, Washington County, the townships of Millinockett, East Millinockett and Patten in Penobscott County, the townships of Milo, Guilford and Greenville in Piscataquis County, and the township of Jackman in Somerset County.

(2) The following items of Table I, Appendix A, are amended to read as follows:

Item No.	Description of commodity	Unit	Maximum price
16	Fire clay	100 lb. bag	$1.82
19	Asphalt roofing, 90 lb. mineral surface.	108 sq. ft. roll	2.78
20	Asphalt or tarred felt 15 lb.	432 ft. roll	2.82
21	Asphalt or tarred felt 30 lb.	216 ft. roll	2.82
22	Asphalt shingles (3-in-line) 210 lbs. thick butt.	Square	6.12
23	Asphalt shingles 165 lb. (standard hexagon).	Square	5.32
25	Fibre insulation board 25/32" asphalt sheathing.	1,000 sq. ft.	69.00

(3) Paragraph 1 of Appendix B, "Area Covered", is amended so as to include the townships of Patten in Penobscot County and the township of Jackman in Somerset County within the area covered by Appendix B, so that this paragraph will read as follows:

1. *Area covered.* The following Counties and Townships in the State of Maine:

Aroostook County,
Washington County,
The Townships of Millinocket, East Millinocket, and Patten in Penobscot County,
The Townships of Milo, Guilford and Greenville in Piscataquis County, and
The Township of Jackman in Somerset County.

(4) The following items of Table I, Appendix B, are amended to read as follows:

Item No.	Description of commodity	Unit	Maximum price
9	Fire clay	100 lb. bag	$3.07
11	Asphalt roofing, 90 lb. mineral surface.	108 sq. ft.	3.39
12	Asphalt or tarred felt 15 lb.	432' roll	3.24
13	Asphalt or tarred felt 30 lb.	216' roll	3.24
14	Asphalt shingles (3-in-line) 210 lbs. thick butt.	Square	6.22
15	Asphalt shingles 165 lb. (standard) hexagon.	Square	5.32
17	Fibre Insulation Board 25/32" asphalt sheathing.	1,000 sq. ft.	69.00

This amendment shall become effective June 3, 1946.

Issued this 3d day of June 1946.

ELDON C. SHOUP,
Regional Administrator.

[F. R. Doc. 46-10045; Filed, June 12, 1946; 1:40 p. m.]

[Region I Order G-2 Under Gen. Order 68, Amdt. 1]

HARD BUILDING MATERIALS IN MASSACHUSETTS

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order No. 68, as amended, Region I Order No. G-2 under General Order No. 68 is amended in the following respects:

(1) The following items of Table I, Appendix A, "Metropolitan Boston Area Maximum Prices", are amended to read as follows:

Item No.	Description of commodity	Unit	Large quantity sales $200 and over at one time	Small quantity sales under $200 at one time
17	Fire clay	100 lb. bag	$1.47	$1.52
20	Asphalt roofing, 90 lb. 36" 108 sq. ft. mineral surface	Roll	2.70	2.90
21	Asphalt or tarred felt 15 lb. 432 sq. ft.	Roll	2.64	2.74
22	Asphalt or tarred felt 30 lb. 216 sq. ft.	Roll	2.64	2.74
23	Asphalt shingles (3 in line) 210 lbs. thick butt	Square	5.72	5.97
25	Fibre insulation board 25/32" asphalt sheathing	1,000 sq. ft.	64.00	68.00

(2) The following items of Table I, Appendix B, "Central Massachusetts Area Maximum Prices", are amended to read as follows:

Item No.	Description of commodity	Unit	Maximum prices per unit
18	Fire clay	Bag (100 lbs.)	$1.67
20	90 lb. mineral surface asphalt roofing	Roll	2.88
21	Asphalt or tarred felt 15 lb. 432 sq. ft.	Roll	2.74
22	Asphalt or tarred felt 30 lb. 216 sq. ft.	Roll	2.74
23	Asphalt shingles (3 in line) 210 lbs. thick butt	Square	6.05

(3) The following items of Table I, Appendix C, "Western Massachusetts Area Maximum Prices", are amended to read as follows:

Item No.	Description of commodity	Unit	Maximum price
17	Fire clay	Bag (100 lb.)	$1.57
19	90 lb. mineral surface asphalt roofing	Roll	2.67
20	Asphalt or tarred felt 15 lb. 432 sq. ft	Roll	2.64
21	Asphalt or tarred felt 30 lb. 216 sq. ft.	Roll	2.64
22	Asphalt shingles (3 in line) 210 lbs. thick butt	Square	5.97

(4) The following items of Table I, Appendix D, "Northeastern Massachusetts Area Maximum Prices", are amended to read as follows:

Item No.	Description of commodity	Unit	Maximum price
13	Fire clay	100 lb. bag	$1.47
15	Asphalt roofing, 90 lb. mineral surface	Roll	2.65
16	Asphalt or tarred felt 15 lb. 432 sq. ft.	Roll	2.70
17	Asphalt or tarred felt 30 lb. 216 sq. ft.	Roll	2.70
18	Asphalt shingles (3 in line) 210 lb. thick butt	Square	5.72

(5) The following items of Table I, Appendix E, "Southeastern Massachusetts Area Maximum Prices", are amended to read as follows:

Item No.	Description of commodity	Unit	Maximum price
17	Fire clay	100-lb. bag	$1.57
19	Asphalt roofing, 90 lb. mineral surface 36" 108 sq. ft.	Roll	2.70
20	Asphalt or tarred felt 15 lb. 432 sq. ft.	Roll	2.56
21	Asphalt or tarred felt 30 lb. 216 sq. ft.	Roll	2.56
22	Asphalt shingles (3 in line) 210 lbs. thick butt	Square	5.72

(6) The following items of Table I, Appendix F, "Barnstable County Area Maximum Prices", are amended to read as follows:

Item No.	Description of commodity	Unit	Maximum price
14	Fire Clay	100 lb. bag	$1.52
		Lb	.02
16	Asphalt roofing, 90 lb. mineral surface, 36" 108 sq. ft	Roll	3.05
17	Asphalt or tarred felt 15 lb. 432 sq. ft	Roll	2.82
18	Asphalt or tarred felt 30 lb. 216 sq. ft.	Roll	2.82
19	Asphalt shingles (3 in line) 210 lbs. thick butt	Square	6.73

This amendment shall become effective May 29, 1946.

Issued this 29th day of May 1946.

ELDEN C. SHOUP,
Regional Administrator.

[F. R. Doc. 46-10046; Filed, June 12, 1946; 1:40 p. m.]

[Region I Order G-5 Under General Order 68, Amdt. 1]

HARD BUILDING MATERIALS IN RHODE ISLAND

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order No. 68, as amended, Region I Order No. G-5 under General Order No. 68 is amended in the following respects:

The following items of Appendix A, "Price List," are amended to read as follows:

Item No.	Description of commodity	Unit	Maximum prices for all sales covered by this order
19	Asphalt roofing 90 lb. mineral surface	108 sq. ft	$2.70
20	Asphalt or tarred felt 15 lbs	Roll	2.49
21	Asphalt or tarred felt 30 lbs	Roll	2.49
22	Asphalt shingles 210 lb. (3 in 1) thick butt	100 sq. ft	6.07
23	Asphalt shingles 165 lb. 2 tab, hexagon	100 sq. ft	4.67
24	Fire clay	100 lb	1.57
25	Fire clay, high tempered	100 lb	6.50
27	Fibre insulation board 25/32" (asphalt sheathing)	1,000 sq. ft	69.00

This amendment shall become effective June 3, 1946.

Issued this 3d day of June 1946.

ELDON C. SHOUP,
Regional Administrator.

[F. R. Doc. 46-10048; Filed, June 12, 1946; 1:40 p. m.]

[Columbia Order G-1 Under Gen. Order 68, Amdt. 4]

HARD BUILDING MATERIALS IN METROPOLITAN COLUMBIA, S. C., TRADE AREA

For the reasons set forth in the accompanying opinion, this Amendment No. 4 to Order No. G-1 under General Order No. 68 is issued.

Order No. G-1 under General Order No. 68 is amended in the following respects:

Table I in said order is amended by deleting therefrom the prices of the items set out below, and substituting therefor the following:

	Unit	Price
Mortar mix	Sack	$0.70
	Barrel	2.60
Asphalt shingles:		
140 lb	Square	4.26
Strip 12", 210 lb	Square	5.60
Hex strip, 11⅓" 167 lb	Square	4.48
Roll roofing		
45 lb	Roll	1.58
55 lb	Roll	2.01
65 lb	Roll	2.39
90 lb. mineral surfaced	Roll	2.65
Asphalt felt:		
15 lb	Roll	2.15
30 lb	Roll	2.15
Insulated brick asphalt siding	Square	13.00
Roll brick siding	Square	4.04

This amendment shall become effective on the 3d day of June 1946.

Issued this 28th day of May 1946.

EDWARD H. TALBERT,
District Director.

[F. R. Doc. 46-10042; Filed, June 12, 1946; 1:39 p. m.]

[Region VIII Order G-2 Under Gen. Order 68, Amdt. 2]

PONDEROSA PINE SCREEN DOORS IN SAN FRANCISCO REGION

An opinion accompanying this amendment has been issued simultaneously herewith. Order No. G-2 under General Order No. 68 is amended in the following respects:

Appendix A and Appendix B are amended to read as is set forth in Appendix A and Appendix B attached hereto.

This amendment to Order No. G-2 shall become effective June 7, 1946.

BEN C. DUNIWAY,
Regional Administrator.

APPENDIX A—CALIFORNIA

The following are maximum retail prices on sales of Ponderosa Pine Screen Doors in broken bundles, F. O. B. seller's place of business.

I. *Specifications.* 16 mesh galvanized or black wire. Sizes shown are regular door opening sizes stated in feet and inches. Doors are 1¾" thick, in the white.

(a) P-2: 4" stiles and top rail, 8" bottom rail. 3" cross rail.

(b) A-2: 4" stiles and top rail, 12" bottom rail.

II. *Maximum prices per door:*

Size	P-2 (No. 551)	A-2 (No. 652)
2/6 x 6/0	$4.91	$4.25
2/8 x 6/0	5.08	4.39
2/0 x 6/6	4.56	3.93
2/6 x 6/6	4.91	4.25
2/8 x 6/6	5.08	4.39
3/0 x 6/6	5.33	4.62
2/0 x 6/8	4.65	4.00
2/4 x 6/8	4.91	4.25
2/6 x 6/8	5.14	4.44
2/8 x 6/8	5.14	4.44
3/0 x 6/8	5.42	4.70
2/6 x 7/0	5.17	4.47
2/8 x 7/0	5.24	4.56
3/0 x 7/0	5.57	4.85

III. *Additions.* For 5" stiles and top rail add $.30 per door. For doors having 14 x 18 mesh galvanized wire screen add $.06 per door.

IV. *Deductions.* P-2 Door—For 6" bottom rail deduct $.14 per door.

APPENDIX B—WASHINGTON, OREGON, NEVADA, ARIZONA AND NORTHERN IDAHO

The following are maximum retail prices on sales of Ponderosa Pine Screen Doors in broken bundles, F. O. B. seller's place of business.

I. *Specifications.* 16 mesh galvanized or black wire. Sizes shown are regular door opening sizes stated in feet and inches. Doors are 1¾" thick, in the white.

(a) P-2: 4" stiles and top rail, 8" bottom rail, 3" cross rail.

(b) A-2: 4" stiles and top rail, 12" bottom rail.

II. *Maximum prices per door:*

Size	P-2 (No. 551)	A-2 (No. 652)
2/6 x 6/0	$5.20	$4.49
2/8 x 6/0	5.37	4.64
2/0 x 6/6	4.82	4.15
2/6 x 6/6	5.20	4.49
2/8 x 6/6	5.37	4.64
3/0 x 6/6	5.64	4.89
2/0 x 6/8	4.91	4.23
2/4 x 6/8	5.20	4.49
2/6 x 6/8	5.43	4.69
2/8 x 6/8	5.43	4.69
3/0 x 6/8	5.73	4.97
2/6 x 7/0	5.46	4.72
2/8 x 7/0	5.54	4.82
3/0 x 7/0	5.89	5.13

III. *Additions.* For 5" stiles and top rail add $0.30 per door. For doors having 14 x 18 mesh galvanized wire screen, add $0.06 per door.

IV. *Deductions.* P-2 Door—For 6" bottom rail deduct $0.14 per door.

[F. R. Doc. 46-10030; Filed, June 12, 1946; 1:35 p. m.]

[Region VIII Order G-19 Under RMPR 251]

ELECTRICAL SERVICES IN SPOKANE, WASH., AREA

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of the Office of Price Administration by sections 9 and 20 of Revised Maximum Price Regulation No. 251, it is hereby ordered:

(a) *What this order does.* This order establishes maximum prices for all "electrical services" performed in the Spokane Area, which comprises the following:

In the State of Idaho. The Counties of Benewah, Bonner, Boundary, Clearwater, Idaho, Kootenai, Latah, Lewis, Nez Perce, and Shoshone.

In the State of Washington. The Counties of Adams, Asotin, Benton, Columbia, Douglas, Perry, Franklin, Garfield, Grant, Lincoln, Pend Oreille, Spokane, Stevens, Walla Walla, and Whitman, and that portion of Okanogan County lying south of a line extending northeast from the most northerly point of Douglas County.

(b) *Maximum prices for jobs selling under $100.00.* The maximum price for "electrical services" selling for less than $100.00 shall be the sum of a charge for labor, a charge for the materials used, and such other charges as may be permitted by this order. The maximum charge for labor shall be the sum of separate charges determined by multiplying the number of hours of labor performed in each category by the maximum hourly rate provided for that category by subparagraph (b) (1). The maximum price of the materials used shall be as provided by subparagraph (b) (2).

(1) *Maximum labor charge:* (i) For sellers who employ one or more workmen. The maximum hourly rate for each workman shall be the "labor cost" per hour multiplied by 1.5 (rounded to the nearest 5 cents), but not in excess of $2.50.

(ii) For sellers who employ no workmen, but who perform their own work on the job, the maximum hourly rate shall be $2.25.

(iii) Measurement of hours. The total number of hours per workman chargeable against any job is to be computed from the time such workman leaves the seller's shop or field office or the previous job (whichever is later) until he completes the job (if he proceeds to another job) or until he returns to the shop or field office (if he proceeds there directly), excluding, however, any stops or delays in transit. Time in transit to and from any job may be charged only once each day. The man-hours for which charges may be made shall not exceed those actually paid for by the seller and shown in the seller's pay roll and on any records or invoices which this order may require the seller to prepare, issue, or keep.

(iv) Overtime work may be charged for at 1½ times the maximum hourly rate stated above, except that overtime may be charged at two times such rate whenever sellers are required by union contract to pay labor at such doubled rate: but an overtime rate may be charged only if overtime work is performed at the customer's written request and only if the employee (if any) is paid

on an overtime basis, and only if the work is performed on Saturday, Sunday, a legal holiday, or after the performance of a standard day's work on a given day and before 8:00 a. m. of the following day.

(v) *Minimum charge.* If a job requires less than one man-hour, there may be collected a minimum charge equal to the maximum charge for one hour.

(2) *Materials.* (i) The maximum price for any materials shall be the lower of the following:

(a) The highest price charged for such material by the seller during March 1942, plus any increase authorized by the Office of Price Administration.

(b) The price published as of the date of the issuance of this order in Moore's Electrical Goods Price Book published by Moore Price Services, Inc., Lloyd Bldg., Seattle, Washington; or, for materials not priced in such book, the maximum price provided by the appropriate maximum price regulation for uninstalled sales of such materials at retail or the seller's cost (not exceeding legal cost) plus 50%, whichever is lower.

(ii) Only materials actually and necessarily used on the job shall be charged to the customer.

(c) *Jobs selling for $100.00 or more.* (1) For any job selling for $100.00 or more, the maximum price shall be the sum of labor costs, material costs, other direct costs, and a margin not exceeding the following:

Total labor, material, and other direct costs:	Margin—Percent of cost
For the first $200 in costs	25
For the next $300 in costs	20
For costs over $500	15

Provided, That:

(i) For sellers in business during March 1942, the margin shall not exceed the margin used in the most comparable job in the period January 1, 1939, to March 31, 1942, or the margin stated above, whichever is lower; and

(ii) No margin may be added to the cost of subcontracts for "electrical services" and the margin to be added to the cost of subcontracts for other services incidental or supplemental to the main contract shall be 10% of costs; and, for the purpose of determining the margin applicable to other remaining costs, subcontract costs shall be treated as the first costs incurred on a job.

(2) Other Direct Costs include only the cost of subcontracts (subject to the limitations stated above), workmen's compensation insurance, Social Security tax, unemployment compensation tax, building permits and fees, and rentals of equipment covered by Maximum Price Regulation No. 134, the equipment rentals to be charged at prices not exceeding the maximum rental rates.

(3) Administrative and overhead costs, selling expenses, and those mileage and out-of-town expense allowances for which provision is made elsewhere in this order are not to be included as direct cost.

(d) *Estimates.* Where work is performed on a cost-plus job on the basis of an estimate submitted by the seller, the maximum price therefor shall be that provided by paragraph (b) or (c) of this order, whichever is applicable, but shall not exceed the estimated price by more than 15%, except to the extent permitted by paragraph (e) relating to extra work.

(e) *Other charges.*—(1) *Mileage.* For necessary travel to and from a job when the work is performed at a place more than 15 miles from the seller's nearest place of business, as measured along the most direct customary route, mileage may be charged at the rate of 6 cents per mile per day per job (both ways), but only for the excess over such distances.

(2) *Out-of-town expenses.* A seller shall be reimbursed for expenses paid by him for employees required to remain out of town for the purposes of the job, but not in excess of $5.00 per day per employee.

(3) *Extra work.* Any changes in plans or specifications made at the written request of the customer involving an increase in the cost of the work covered by the original estimate shall be charged for under the terms of paragraph (c); *Provided, however,* That the margin used shall not exceed 15%.

(4) *Authorization by customer.* The above items must be explained to and authorized by the customer prior to starting the work and invoiced properly as a separate item.

(f) *Lump-sum contract.* Where a seller offers to supply services of the kind covered by this order on the basis of a lump-sum contract, the seller agreeing to charge a fixed price, such price may exceed the maximum price computed in accordance with the terms of paragraph (c) of this order but not by more than 5%. With respect to such job the seller shall keep records as required by other paragraphs of this order, these records to be available for inspection by the Office of Price Administration.

(g) *Definitions.* (1) "Electrical services" means the installation, alteration, or repair of any electrical device, wiring, equipment, or materials in a building, structure, or construction project, or the sale of such articles on an installed basis.

(2) "Labor cost" means the wage rate in effect on October 3, 1942, or the wage rate which has been established by proper governmental agencies for the particular classification of labor and in the area in which the seller has his business address, but not more than the wage rate actually paid. In the case of a seller performing some of the direct work on a job himself, his "labor cost" therefor shall be deemed to be the wage rate prevailing in the area for journeyman electricians.

(3) A standard day's work shall consist of eight hours unless otherwise stipulated in a contract between labor union and seller.

(h) *Scope of this order.* (1) The maximum prices established by this order include all expenses, and no additional charge may be made for any other cost or incidental services.

(2) Lower prices than the maximum prices established by this order may be charged, demanded, offered, or paid.

(i) *Records and invoices.* Every person making sales subject to paragraphs (b) and (c) of this order shall furnish each customer an invoice or sales slip on which he has certified that the price charged does not exceed the price permitted by this Order No. G–19, and showing the time spent by each classification of employee on the job, the rate charged for each such classification, the materials for which charges are made and their quantities and the charges therefor, the names and addresses of the buyer and seller, the location of the job and the date of its completion, and an itemization of any other charges (such as for mileage or "other direct costs") authorized by this order. Such seller shall also keep records showing the same information, and in addition, the itemized cost of the labor and materials involved. These records and duplicates of such invoices or sales shall be kept by the seller at his place of business and shall be available for inspection by the Office of Price Administration.

(j) *Relation of this order to Revised Maximum Price Regulation No. 251.* Except as otherwise provided in this order, this order supersedes sections 6, 7, and 8 of Revised Maximum Price Regulation No. 251 with respect to sales covered by this order; however, all other sections of Revised Maximum Price Regulation No. 251, together with all amendments thereto that have been or may be issued, shall apply to sales covered by this order. As to such sales it also supersedes any other order issued under section 9 of Revised Maximum Price Regulation No. 251.

(k) This order may be revoked, amended, or corrected at any time.

This order shall become effective June 7, 1946.

Issued this 28th day of May 1946.

BEN C. DUNIWAY,
Regional Administrator.

[F. R. Doc. 46–10032; Filed, June 12, 1946; 1:36 p. m.]

[Region VIII, Order G–5 Under Supp Service Reg. 43 to RMPR 165, Amdt. 4]

EGGS IN SAN FRANCISCO REGION

An opinion accompanying this amendment has been issued simultaneously herewith. Order No. G–5 under Supplementary Service Regulation No. 43 to Revised Maximum Price Regulation No. 165 is amended in the following respects:

1. Paragraph (a) is amended to read as follows:

(a) The maximum prices in Region VIII for the services of custom processing and custom candling of shell eggs are as follows:

Type of Service:	Price per case
Processing	$0.30
Grading (including candling)	.60
Candling only	.30
Grading and processing	.75

The above prices include all incidental services, such as handling, repairing cases, providing fillers, and repacking in cases.

2. Paragraph (b) (2) is amended to read as follows:

(2) "Grading" means weighing, cleaning, and candling individual eggs to determine their interior quality and consumer grade and the segregation of those eggs by those standards.

3. Paragraph (b) (3) is renumbered paragraph (b) (4).

4. A new paragraph (b) (3) is hereby added to read as follows:

(3) "Candling" means individual examination of the interior of each egg by use of transmitted light as commonly practiced by the egg packing industry.

This amendment to Order No. G–5 shall become effective May 31, 1946.

Issued this 31st day of May 1946.

BEN C. DUNIWAY,
Regional Administrator.

[F. R. Doc. 46–10033; Filed, June 12, 1946; 1:37 p. m.]

[Region VIII Order G–4 Under SO 133]

FLETCHER AVIATION CORP.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and under authority vested in the Regional Administrator by section 6 of Supplementary Order No. 133; *It is hereby ordered:*

(a) Sellers at retail of Executive Desk, SP–21, manufactured by Fletcher Aviation Corporation, 190 West Colorado Street, Pasadena, California, are herewith authorized to adjust their present legal ceiling price for such desk upward by 52%. The resulting figure shall constitute the adjusted dollars-and-cents maximum price of the article.

(b) All prices established pursuant to this order shall be subject to discounts, allowances, and price differentials no less favorable than those customarily granted by the sellers.

(c) This order shall be subject to revocation or amendment at any time hereafter either by special order or by any price regulation issued hereafter or any supplement or amendment hereafter issued as to any price regulation the provisions of which may be contrary hereto.

(d) This order shall become effective June 7, 1946.

Issued this 28th day of May 1946.

BEN C. DUNIWAY,
Regional Administrator.

[F. R. Doc. 46–10031; Filed, June 12, 1946; 1:36 p. m.]

[Region VIII Rev. Order G–1 Under Order 68, Under MIPR, Amdt. 1]

IMPORTED BITUMINOUS CANADIAN COAL IN SAN FRANCISCO REGION

An opinion accompanying this amendment has been issued simultaneously herewith.

Revised Order No. G–1 under Order 68, as amended, of the Maximum Import Price Regulation is amended in the following respects:

1. The following item is added to Table V of the Appendix:

Size of coal	Column A	Column B
Slack ¾ x 0" and 1 x 0"	$1.90	$2.15

2. The following item is added to footnote to Table V of the Appendix:

Windatt Coal Company, Limited, Foothills Mine.

3. Table VII is added to the appendix, as follows:

TABLE VII—"MOUNTAIN PARK FIELD"

Size of coal	Column A	Column B
Minerun	$3.95	$4.20

NOTE: The producer to whose coals the above maximum prices apply is: Luscar Collieries, Ltd., Luscar, Alberta.

This amendment shall become effective June 7, 1946.

Issued this 28th day of May 1946.

BEN C. DUNIWAY,
Regional Administrator.

[F. R. Doc. 46–10029; Filed, June 12, 1946; 1:36 p. m.]

[Region VIII Order G–9 Under Gen. Order 68, Amdt. 1]

MILLWORK IN SOUTHERN CALIFORNIA

An opinion accompanying this amendment has been issued simultaneously herewith.

Order No. G–9 under General Order No. 68 is amended to the following respects:

Item	A Small sale Unit	A Small sale Price	B Large sale Unit	B Large sale Price	Cash discount
					Percent
Asphalt roofing 90-lb. (mineral surface)	Roll	$2.80	Customary discount		2
Asphalt or tarred felt 15-lb	Roll 432 ft	2.94	do		2
Asphalt or tarred felt 30-lb	Roll 216 ft	2.74	do		2
Asphalt shingles 210-lb. (3-in-1 thick butt)	Square	6.32	do		2
Asphalt shingles 165-lb. 2 tab hexagon	do	4.97	do		2
Fibre insulation board 25/32" asphalt sheathing	Sq. ft	.07	1,000 sq. ft	$66.00	2

This amendment shall become effective June 3, 1946.

Issued this 3d day of June 1946.

ELDON C. SHOUP,
Regional Administrator.

[F. R. Doc. 46–10047; Filed, June 12, 1946; 1:40 p. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register June 11, 1946.

Region I

Rhode Island Order 2–O, Amendment 5, covering eggs in Zone 15. Filed 3:09 p. m.

Rhode Island Order 3–O, Amendment 3, covering eggs in Zone 15. Filed 3:09 p. m.

Region II

Buffalo Order 9–F, Amendment 15, covering fresh fruits and vegetables in certain cities in New York. Filed 3:22 p. m.

Newark Order 8–F, Amendment 20, covering fresh fruits and vegetables in certain counties in New Jersey except the Borough of North Plainfield, New Jersey. Filed 3:10 p. m.

Newark Order 9–F, Amendment 19, covering fresh fruits and vegetables in certain counties in New Jersey and the Borough of North Plainfield, New Jersey. Filed 3:42 p. m.

New York Order 12–D, Amendment 1, covering butter and cheese in New York, New Jersey, Pennsylvania, Delaware, Maryland and the District of Columbia and in Arlington and Fairfax counties and the city of Alexandria in Virginia. Filed 3:09 p. m.

Philadelphia Order 13–F, Amendment 20, covering fresh fruits and vegetables

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[Region I Amendment No. 1 to Order G–1 Under Gen. Order 68, Amdt. 1]

HARD BUILDING MATERIALS IN VERMONT

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order No. 68, as amended, Region I Order No. G–1 under General Order No. 63 is amended in the following respects:

The following items of Table I, Appendix A, are amended to read as follows:

1. Appendix A is amended by adding thereto item IV, as follows:

IV. *Increases in price.* Each seller may add to the prices set forth in this Appendix A the actual dollars and cents increase charged him by his supplier pursuant to Amendment 16 to Revised Maximum Price Regulation No. 293, but only after he has reported the amount of such increase for each item to the District Office of the Office of Price Administration having jurisdiction over his selling establishment and from that office has received acknowledgment of his report. Such acknowledgment must be posted with the maximum prices established by this order as provided by paragraph (d) thereof.

This amendment to Order G–9 shall become effective May 24, 1946.

Issued this 29th day of May 1946.

BEN C. DUNIWAY,
Regional Administrator.

[F. R. Doc. 46–10028; Filed, June 12, 1946; 1:35 p. m.]

in certain counties in Pennsylvania. Filed 3:45 p. m.

Philadelphia Order 14–F, Amendment 19, covering fresh fruits and vegetables in the city and county of Philadelphia. Filed 3:45 p. m.

Philadelphia Order 15–F, Amendment 19, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 3:45 p. m.

Philadelphia Order 16–F, Amendment 19, covering fresh fruits and vegetables in the counties of Berks, Lehigh and Northampton, Pennsylvania. Filed 3:45 p. m.

Philadelphia Orders 37 and 38, Amendment 3, covering dry groceries in certain counties in Pennsylvania. Filed 3:46 p. m.

Philadelphia Order 39, Amendment 3, covering dry groceries in certain counties in Pennsylvania. Filed 3:46 p. m.

Scranton Order 5–F, Amendment 20, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 3:44 p. m.

Scranton Order 6–F, Amendment 19, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 3:44 p. m.

Syracuse Order 5–F, Amendment 20, covering fresh fruits and vegetables in certain counties in New York. Filed 3:43 p. m.

Syracuse Order 6–F, Amendment 20, covering fresh fruits and vegetables in the cities of Syracuse, Watertown, Utica and their Free Delivery Zones, New York. Filed 3:43 p. m.

Syracuse Order 7–F, Amendment 15, covering fresh fruits and vegetables in certain areas in New York. Filed 3:43 p. m.

Region IV

Atlanta Orders 8–W and 40, Amendment 7, covering dry groceries in the Savannah area. Filed 3:15 p. m.

Columbia Orders 24–O and 25–O, Amendment 6, covering eggs in the South Carolina area. Filed 3:40 p. m.

Columbia Order 26–O, Amendment 6, covering eggs in the South Carolina area. Filed 3:40 p. m.

Jackson Order 6–F, Amendment 10, covering fresh fruits and vegetables in certain counties in Mississippi. Filed 3:43 p. m.

Memphis Order 8–F, Amendment 31, covering fresh fruits and vegetables in the city of Memphis and the county of Shelby, Tennessee. Filed 3:42 p. m.

Memphis Orders 14–C and 15–C, Amendment 3, covering poultry in Zone 17 except Shelby County, in the Memphis area. Filed 3:42 p. m.

Memphis Order 21–C, Amendment 3, covering poultry in Zone 21 in the Memphis area. Filed 3:42 p. m.

Nashville Order 14–F, Amendments 33 and 34, covering fresh fruits and vegetables in certain counties in Tennessee and in Bristol, Virginia. Filed 3:38 p. m.

Nashville Orders 47–O and 48–O, Amendment 17, covering eggs in Hamilton, Knox, Roane, and Anderson counties, Tennessee. Filed 3:38 and 3:39 p. m.

Richmond Orders 23 and 24, Amendment 6, covering dry groceries in the Richmond area. Filed 3:39 p. m.

Richmond Orders 25 and 26, Amendment 4, covering dry groceries in the Richmond area. Filed 3:39 p. m.

Richmond Orders 7–W and 8–W, Amendment 5, covering dry groceries in the Richmond area. Filed 3:39 p. m.

Region V

Dallas Order 4–F, Amendment 45, covering fresh fruits and vegetables in Dallas County, Texas. Filed 3:40 p. m.

Dallas Order 6–F, Amendment 34, covering fresh fruits and vegetables in McLennan County, Texas. Filed 3:41 p. m.

Dallas Order 8–F, Amendment 3, covering fresh fruits and vegetables in certain counties in Texas. Filed 3:41 p. m.

Dallas Orders 4–C and 10–O, covering poultry in the cities of Dallas and University Park and town of Highland Park, Texas. Filed 3:41 p. m.

Dallas Order 31, Amendment 6, covering dry groceries. Filed 3:41 p. m.

Houston Order 4–F, Amendment 46, covering fresh fruits and vegetables in certain cities and towns of Texas. Filed 3:46 p. m.

Houston Order 7–F, Amendment 4, covering fresh fruits and vegetables in Chambers, Hardin, Jefferson, Liberty, and Orange counties, Texas. Filed 3:47 p. m.

Houston Order 8–F, Amendment 4, covering fresh fruits and vegetables in Jasper, Newton and Tyler counties, Texas. Filed 3:47 p. m.

Houston Order 9–F, Amendment 4, covering fresh fruits and vegetables in Galveston county, Texas. Filed 3:47 p. m.

Houston Order 10–F, Amendment 4, covering fresh fruits and vegetables in certain areas in Texas. Filed 3:47 p. m.

Houston Orders 2–C and 4–O, covering poultry and eggs in Harris county, Texas. Filed 3:47 and 3:48 p. m.

Houston Orders 3–C and 5–O, covering poultry and eggs in Orange and Jefferson counties, Texas. Filed 3:47 p. m.

Houston Orders 4–C and 6–O, covering poultry and eggs in Galveston county, Texas. Filed 3:47 p. m.

Little Rock Order 10–F, Amendment 47, covering fresh fruits and vegetables in Garland county, Arkansas. Filed 3:42 p. m.

Oklahoma City Order 13–F, Amendment 1, covering fresh fruits and vegetables in certain counties in Oklahoma. Filed 3:37 p. m.

Oklahoma City Orders 2–C and 1–O, covering poultry and eggs in Oklahoma, Tulsa, and Muskogee counties, Oklahoma. Filed 3:38 p. m.

Oklahoma City Orders 18 and 6–W, Amendment 3, covering dry groceries sold by Groups 1 and 2 stores. Filed 3:37 p. m.

Region VI

Omaha Order 40, covering dry groceries in certain areas in Nebraska. Filed 3:08 p. m.

Omaha Order 43, covering dry groceries in certain areas in Nebraska. Filed 3:09 p. m.

Omaha Order 44, covering dry groceries in certain counties in Nebraska. Filed 3:09 p. m.

Omaha Order 14–W, Amendment 39, covering dry groceries in certain areas in Nebraska. Filed 3:08 p. m.

Omaha Order 15–W, covering dry groceries in the city of North Platte, and McCook, Nebraska. Filed 3:08 p. m.

Omaha Order 16–W, covering dry groceries in the city of Crawford and the county of Scotts Bluff, Nebraska. Filed 3:08 p. m.

Sioux Falls Order 6–F, Amendment 3, covering fresh fruits and vegetables in certain counties in South Dakota, Minnesota and Lyon and Osceola counties in Iowa. Filed 3:43 p. m.

Sioux Falls Order 7–F, Amendment 3, covering fresh fruits and vegetables in certain counties in South Dakota. Filed 3:43 p. m.

Region VIII

Arizona Order 9–F, Amendment 41, covering fresh fruits and vegetables in the Phoenix area. Filed 3:43 p. m.

Arizona Order 10–F, Amendment 40, covering fresh fruits and vegetables in the Tucson area. Filed 3:43 p. m.

Arizona Order 11–F, Amendment 39, covering fresh fruits and vegetables in the Cochise area. Filed 3:43 p. m.

Nevada Order 11–F, Amendment 19–C, covering fresh fruits and vegetables in Reno and Sparks, Nevada. Filed 3:44 p. m.

Nevada Order 15–F, Amendment 19–C, covering fresh fruits and vegetables in certain areas in Nevada. Filed 3:44 p. m.

Seattle Order 16–F, Amendment 42, covering fresh fruits and vegetables in Seattle, Tacoma and Bremerton, Washington. Filed 3:44 p. m.

Seattle Order 17–F, Amendment 38, covering fresh fruits and vegetables in Bellingham and Everett, Washington. Filed 3:44 p. m.

Seattle Order 18–F, Amendment 39, covering fresh fruits and vegetables in Olympia, Aberdeen, Hoquiam, Centralia and Chehalis, Washington. Filed 3:45 p. m.

Seattle Order 19–F, Amendment 36, covering fresh fruits and vegetables in Yakima, Wenatchee, East Wenatchee, Washington. Filed 3:45 p. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46–10059; Filed, June 12 1946, 4:29 p. m.]

[Region VII Order G–66 Under 18 [illegible]]

FLUID MILK IN NEW MEXICO

Order No. G–66 under § 1499.18 (c) of the General Maximum Price Regulation. Adjusted maximum deposits for return of empty bottles that may be required of purchasers other than domestic consumers by sellers of fluid milk throughout the State of New Mexico. Docket No. 7–18 (c)–51.

Pursuant to the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and § 1499.18 (c) of the General Maximum Price Regulation, and for the reasons set forth in the accompanying opinion this Order No. G–66 is issued.

(a) *What this order does.* This Order No. G–66 increases from 3¢ to 5¢ per bottle the amount of the deposit which sellers of fluid milk in glass bottles may charge buyers other than domestic consumers to insure the return of empty bottles, in accordance with the long established historical practice of the trade.

(b) *Maximum deposit.* On and after the effective date of this Order No. G–66, the maximum deposit that may be required by a seller of fluid milk in glass bottles of the buyers other than domestic consumers to insure the prompt return of the empty bottles shall be 5¢ per bottle.

(c) *Geographical applicability.* This Order No. G–66 shall be applicable to sales of fluid milk in glass bottles only when delivered to the buyer within the State of New Mexico.

(d) *Right to revoke or amend.* This Order No. G–66 may be revoked, modified, or amended at any time by the Price Administrator or the Regional Administrator.

Effective date. This Order No. G–66 shall become effective on the 29th day of May, 1946.

Issued this 29th day of May 1946.

RICHARD Y. BATTERTON,
Regional Administrator.

[F. R. Doc. 46–9816; Filed, June 10, 1946; 1:00 p. m.]

[Region VIII Order G–18 Under RMPR 251, Amdt. 2]

RECORDS AND INVOICES IN SAN FRANCISCO, CALIF., DISTRICT

An opinion accompanying this amendment has been issued simultaneously herewith.

Order No. G–18 under Revised Maximum Price Regulation No. 251 is amended in the following respects:

1. In paragraphs (a), (b) and (c) the date May 12, 1946, is substituted for the date April 12, 1946.

This amendment to Order No. G–18 shall become effective April 12, 1946.

Issued this 30th day of April 1946.

BEN C. DUNIWAY,
Regional Administrator.

[F. R. Doc. 46–9815; Filed, June 10, 1946; 1:00 p. m.]

[Region II Order G–1 Under MPR 376, Amdt. 6]

CERTAIN FRESH FRUITS AND VEGETABLES IN NEW YORK REGION

For the reasons set forth in an opinion simultaneously herewith and under the authority vested in the Regional Administrator of Region II of the Office of Price Administration by section 4 (c) of Maximum Price Regulation No. 376; *It is hereby ordered*, That Order No. G–1 under Maximum Price Regulation 376 shall be and is hereby amended in the following respects:

1. In the Table in Schedule I the prices listed for hothouse tomatoes from all shipping points, packed in baskets having a minimum net weight of 8 pounds, are changed from $2.40 to $2.89.

2. A copy of this amendment has been filed with the Division of the Federal Register where it is open for inspection by the public.

3. This amendment shall become effective at 12:01 a. m. on June 3, 1946.

Issued this 3d day of June 1946.

LEO F. GENTNER,
Acting Regional Administrator.

Approved:

K. W. SCHAIBLE,
Chief, Northeast Marketing Field Office, Fruit and Vegetable Branch, Production and Marketing Administration, Department of Agriculture.

[F. R. Doc. 46–9904; Filed, June 11, 1946; 1:16 p. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File No. 70–1190]

THE UNITED CORP.

ORDER RELEASING JURISDICTION OVER LEGAL FEES AND EXPENSES

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 11th day of June 1946.

The Commission by order entered in these proceedings on December 26, 1945 having approved a declaration filed by The United Corporation pursuant to sections 6 (a) (2) and 7 of the Public Utility Holding Company Act of 1935 regarding the reduction in the number of The United Corporation's authorized shares of common and preference stock and the reclassification of such shares from no par value stock to par value stock, such approval being subject to a reservation of jurisdiction with respect to the payment of all legal fees and expenses of counsel; and

An amendment having been filed setting forth information regarding the nature and extent of the services rendered for The United Corporation in connection with said declaration by Whitman, Ransom, Coulson & Goetz, for which approval of a fee of $5,500 is requested and approval of reimbursement of expenses in the amount of $83.49 is requested; and said amendment also setting forth information regarding the nature and extent of the services rendered for the company by Southerland, Berl & Potter, for which approval of a fee of $500 is requested; and

It appearing to the Commission that such fees and expenses are not unreasonable;

It is ordered, That the jurisdiction heretofore reserved over the payment of all legal fees and expenses of counsel in connection with the proposed transactions be, and hereby is, released.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46–10063; Filed, June 13, 1946; 9:47 a. m.]

[File No. 7–837]

LEONARD OIL DEVELOPMENT CO.

ORDER GRANTING APPLICATION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 12th day of June A. D. 1946.

In the matter of application by the Pittsburgh Stock Exchange to extend unlisted trading privileges to Leonard Oil Development Company, Common Stock, $25 Par Value, File No. 7–837.

The Pittsburgh Stock Exchange having made application to the Commission pursuant to section 12 (f) (2) of the Securities Exchange Act of 1934 and Rule X-12F-1 for permission to extend unlisted trading privileges to the Common Stock, $25 Par Value, of Leonard Oil Development Company;

A public hearing having been held after appropriate notice;

The Commission, being duly advised finds:

(1) That the subject security is listed and registered on the New York Curb Exchange;

(2) That there are 2,000,000 shares of this security outstanding; that 21,200 shares are held by member firms for customers in the vicinity of the applicant exchange; and that 407 transactions involving 81,709 shares were effected by member firms during the twelve-month period ending August 31, 1945;

(3) That sufficient public distribution of and sufficient public trading activity in this security exists in the vicinity of the applicant exchange to render the extension of unlisted trading privileges thereto appropriate in the public interest and for the protection of investors; and

(4) That the extension of unlisted trading privileges is otherwise appropriate in the public interest and for the protection of investors.

Accordingly it is ordered, Pursuant to section 12 (f) (2) of the Securities Exchange Act of 1934, that the application of The Pittsburgh Stock Exchange for permission to extend unlisted trading privileges to the Common Stock, $25 Par Value, of Leonard Oil Development Company be, and the same is, hereby granted.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46–10064; Filed, June 13, 1946; 9:47 a. m.]

[File No. 70–1311]

VIRGINIA ELECTRIC AND POWER CO.

NOTICE REGARDING FILING

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 12th day of June A. D. 1946.

Notice is hereby given that an application has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 by Virginia Electric and Power Company (VEPCO), a public utility subsidiary of Engineers Public Service Company (Incorporated), registered holding company.

Notice is further given that any interested person may, not later than June 28, 1946, at 5:30 p. m., e. d. t., request the Commission in writing that a hearing be held on such matter, stating the reasons for such request and the nature of his interest, or may request that he be notified if the Commission should order a hearing thereon. At any time thereafter such application as filed or as amended may become effective or may be granted, as provided in Rule U-23 of the rules and regulations promulgated pursuant to said act, or the Commission may exempt said transactions as provided in Rules U-20 (a) and U-100 thereof. Any such request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania.

All interested persons are referred to said application, which is on file in the offices of said Commission, for a statement of the transactions therein proposed which are summarized below.

VEPCO proposes to issue and sell privately $6,500,000 aggregate principal amount of unsecured promissory notes ("New Notes") to mature serially from February 1, 1947 to August 1, 1956 and to bear interest at the rate of 1¾% per annum. The New Notes are to be issued to the following institutions, not for resale to the public, in the amounts set forth opposite their respective names:

	Principal sum
Bank of the Manhattan Company, New York	$1,800,000
Irving Trust Company, New York	1,800,000
First and Merchants National Bank of Richmond	450,000
State-Planters Bank and Trust Company, Richmond	550,000
The Central National Bank of Richmond	230,000
The Bank of Virginia, Richmond	150,000
Virginia Trust Company, Richmond	150,000
Bank of Commerce and Trusts, Richmond	120,000
National Bank of Commerce of Norfolk	220,000
The Seaboard Citizens National Bank of Norfolk	150,000
The Peoples National Bank, Charlottesville	105,000
The First National Bank of Newport News	75,000
First National Bank of Alexandria	55,000
Citizens Marine Jefferson Bank, Newport News	45,000
The Life Insurance Company of Virginia, Richmond	600,000
	6,500,000

Fees and expenses in connection with the issuance and sale of the New Notes are estimated by the company at $3,300 of which amount $2,000 represents estimated fees and expenses of counsel. After deducting fees and expenses, the net proceeds to VEPCO are estimated at $6,496,700. A part of such proceeds is to be used for the payment of the presently outstanding $5,195,000 principal amount of VEPCO's unsecured promissory 2¼% notes ("Old Notes") in accordance with their terms, which require the payment of accrued interest to the proposed date of payment, August 1, 1946, and a premium of $6,020 applicable to certain of the notes to be prepaid at that date. The balance of the proceeds from the issuance and sale of the New Notes is to be used for capital additions and improvements.

The issuance and sale of the New Notes have been authorized by the State Corporation Commission of Virginia, the commission of the State in which VEPCO is organized and doing business. VEPCO has filed an application for the authorization of such issuance and sale with the North Carolina Utilities Commission, the commission of a State in which VEPCO is also doing business. VEPCO considers that section 6 (b) of the act and Rules U-42 (b) (2) and U-50 (a) (2) thereunder are applicable to the proposed transactions.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-10065; Filed, June 13, 1946; 9:47 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 6330]

KATHERINE HATMAN

In re: Estate of Katherine Hatman, deceased. File No. D-28-9871; E. T. sec. 13931.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: Cash in the amount of $2,814.57 is property in the possession of the Alien Property Custodian;

That such property was held by Arthur G. Norman, Executor of the Estate of Katherine Hatman, and is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Willmar Mannus, Germany.
Maria Mannus, Germany.

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 23, 1946.

[SEAL] JAMES E. MARKHAM, *Alien Property Custodian.*

[F. R. Doc. 46-9936; Filed, June 12, 1946; 10:58 a. m.]

[Vesting Order 6332]

ROBERT LINDNER

In re: Estate of Robert Lindner, deceased File No. D-28-10065; E. T. sec. 14310.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: Cash in the amount of $1877.40, is property in the possession of the Alien Property Custodian;

That such property was held by Augusta Lindner, Administratrix of the Estate of Robert Lindner, deceased, and is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, nationals of a designated enemy country, Germany namely,

Nationals and Last Known Address

Hugo Lindner, Germany.
Margaretta Heuher, Germany.
Richard Lindner, Germany.
Anna Pfeiffer, Germany.

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 23, 1946.

[SEAL] JAMES E. MARKHAM, *Alien Property Custodian.*

[F. R. Doc. 46-9937; Filed, June 12, 1946; 10:58 a. m.]

[Vesting Order 6333]

GENOVEFA SCHNEIDER

In re: Estate of Genovefa Schneider, deceased. File D-66-1902; E. T. sec. 11048.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned after investigation, finding;

That the property described as follows: Cash in the amount of $254.00, is property in the possession of the Alien Property Custodian;

That such property was held by Arthur Schneider, Administrator w/w/a of the Estate of Genovefa Schneider and was property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which was evidence of ownership or control by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

Mrs. Ella Helmprecht, Germany.

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

This vesting order is issued nunc pro tunc to confirm and ratify the vesting of the said property in the Alien Property Custodian by acceptance thereof on November 26, 1945, pursuant to the Trading with the Enemy Act, as amended.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 23, 1946.

[SEAL] JAMES E. MARKHAM, *Alien Property Custodian.*

[F. R. Doc. 46-9938; Filed, June 12, 1946; 10:58 a. m.]

[Vesting Order 6419]

DEUTSCHE REICHSBANK

In re: Bank account owned by Deutsche Reichsbank, also known as Reichsbankdirektorium. File No. F-28-1282 E-10.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Deutsche Reichsbank, also known as Reichsbankdirektorium, the last known address of which is C111, Jaegerstrasse 34-36, Berlin, Germany, is a corporation, organized under the laws of Germany, and which has or, since the effective date of Executive Order No. 8389, as amended, has had its principal place of business in Germany and is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Deutsche Reichsbank, also known as Reichsbankdirektorium, by Continental Illinois National Bank and Trust Company of Chicago, 231 South LaSalle Street, Chicago, Illinois, arising out of a banking account, entitled Reichsbankdirektorium, maintained at the aforesaid bank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 4, 1946.

[SEAL] JAMES E. MARKHAM, *Alien Property Custodian.*

[F. R. Doc. 46-9939; Filed, June 12, 1946; 10:58 a. m.]

[Supp. Vesting Order 6431]

FUJII JUNICHI SHOTEN, LTD.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian, after investigation:

1. Having found and determined in Vesting Order Number 238, dated October 15, 1942, that Fujii Junichi Shoten, Limited, is a business enterprise within the United States and a national of a designated enemy country (Japan);

2. Finding that Junso Fujii has a claim against Fujii Junichi Shoten, Limited, which is represented on the books and records of Fujii Junichi Shoten, Limited, as an account payable in the amount of $705.14, as of December 31, 1945, subject to any accruals or deductions thereafter, and which represents an interest in Fujii Junichi Shoten, Limited;

3. Finding that Junso Fujii, whose last known address is Japan, is a resident of Japan and a national of a designated enemy country (Japan);

and determining:

4. That to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the interest of Junso Fujii in Fujii Junichi Shoten, Limited, more fully described in subparagraph 2 hereof, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-9940; Filed, June 12, 1946; 10:58 a. m.]

[Vesting Order 6443]

WILHELM BERNHARD

In re: Bank account owned by Wilhelm Bernhard. File No. F–28–9252–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Wilhelm Bernhard, whose last known address is Uslar, Hannover, Baustrasse, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Wilhelm Bernhard, by American Trust Company, 464 California Street, San Francisco, California, arising out of a Savings Account, Account Number 1971, entitled Wilhelm Bernhard, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-9941; Filed, June 12, 1946; 10:58 a. m.]

[Vesting Order 6444]

ROSE BEUTEL

In re: Bank accounts owned by Rose Beutel. File No. F–28–9265–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Rose Beutel, whose last known address is Muhlhausenan Der Wurm Bei Pforzheim, Baden, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: a. That certain debt or other obligation owing to Rose Beutel, by The Philadelphia Saving Fund Society, 700 Walnut Street, Philadelphia, Pennsylvania, arising out of a Savings Account, Account Number 1,989,910, entitled Rose Beutel, and any and all rights to demand, enforce and collect the same, and

b. That certain debt or other obligation owing to Emil Beutel, Trustee, by The Philadelphia Saving Fund Society, 700 Walnut Street, Philadelphia, Pennsylvania, arising out of a Savings Account, Account Number 2 001 000, entitled Emil Beutel in trust for Rose Beutel, and any and all rights to demand, enforce and collect the same.

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Rose Beutel the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken alll action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-9942; Filed, June 12, 1946; 10:58 a. m.]

[Vesting Order 6446]

JOSEPH EDELBLUT

In re: Bank account owned by Joseph Edelblut. File No. F–28–4081–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Joseph Edelblut, whose last known address is Merzmuhler, Alsace, Germany, is a resident of Germany and a national of a designated enemy country

2. That the property described as follows: That certain debt or other obligation owing to Joseph Edelblut, by Central Savings Bank in the City of New York, Broadway at 73rd Street, New York, N. Y., arising out of a savings account, Account Number 923,423, entitled Joseph Edelblut, maintained at the branch office of the aforesaid bank located at Fourteenth Street, New York, N. Y., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-9943; Filed, June 12, 1946; 10:58 a. m.]

[Vesting Order 6448]

ANNA JUNG

In re: Bank account owned by Anna Jung. File No. F–28–4967–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Anna Jung, whose last known address is Callenbergerstrasse 17, Coburg, Bayern, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Wolfgang T. Jung, by First-Stamford National Bank & Trust Company, One Atlantic Street, Stamford, Connecticut, arising out of a savings account, Account Number 15092, entitled Anna Jung, By Wolfgang T. Jung, Attorney, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Anna Jung, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-9944; Filed, June 12, 1946; 10:59 a. m.]

[Vesting Order 6449]

ANNA KOCH

In re: Bank account owned by Anna Koch. File No. F–28–23190–E–2.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Anna Koch, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Karoline Schmitz, Trustee, by The First National Bank, Allendale, New Jersey, arising out of a Savings Account, Account Number 3074, entitled Karoline Schmitz in trust for Anna Koch, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Anna Koch, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-9945; Filed, June 12, 1946; 10:59 a. m.]

[Vesting Order 6450]

KOMAKI SHOKAI

In re: Debt owing to Eitaro Komaki, doing business as Komaki Shokai. File No. F–39–1180–C–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation finding:

1. That Eitaro Komaki, doing business as Komaki Shokai, whose last known address is 221 Yamashitacho, Yokohama, Japan, is a resident of Japan and a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Eitaro Komaki, doing business as Komaki, Shokai, by Butler Brothers, 426 West Randolph Street, Chicago, Illinois, in the amount of $5,608.24, as of December 31, 1945, together with any and all accruals thereto, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-9946; Filed, June 12, 1946; 10:59 a. m.]

[Vesting Order 6451]

WERNER OFFT

In re: Bank account owned by Werner Offt, also known as B. Werner Offt and Werner Johannes Offt. File No. F–28–11882–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Werner Offt, also known as B. Werner Offt and Werner Johannes Offt, whose last known address is 8 Tiechstrasse, Kiel, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Werner Offt, also known as B. Werner Offt and Werner Johannes Offt, by the Security-First National Bank of Los Angeles, 6th and Spring Streets, Los Angeles, California, arising out of a term savings account, Account Number 393465, entitled Werner Offt, maintained at the branch office of the aforesaid bank located at 110 South Spring Street, Los Angeles 12, California, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-9947; Filed, June 12, 1946; 10:59 a. m.]

[Vesting Order 6453]

HEDWIG RAYKOWSKI

In re: Bank account owned by Hedwig Raykowski. File No. F–28–13293–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Hedwig Raykowski, whose last known address is Stettin, Muenzstrasse 17, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Hedwig Raykowski, by the Union Bank & Trust Co., of Los Angeles, 760 South Hill Street, Los Angeles, California, arising out of a term savings account, Account Number 84384, entitled Hedwig Raykowski, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-9948; Filed, June 12, 1946; 10:59 a. m.]

[Vesting Order 6454]

DEUTSCHE REICHSBANK

In re: Bank account owned by Deutsche Reichsbank, also known as Reichsbank. File No. F–28–1282 E–16.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Deutsche Reichsbank, also known as Reichsbank, the last known address of which is C111, Jaegerstrasse 34–36, Berlin, Germany, is a corporation, organized under the laws of Germany, and which has or, since the effective date of Executive Order No. 8389, as amended, has had its principal place of business in Germany and is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Deutsche Reichsbank, also known as Reichsbank, by City National Bank and Trust Company of Chicago, 208 South LaSalle Street, Chicago, Illinois, arising out of a checking account, entitled Reichsbank Berlin, maintained at the aforesaid bank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-9949; Filed, June 12, 1946; 10:59 a. m.]

[Vesting Order 6456]

CLARA STOLLENWERK

In re: Bank account owned by Clara Stollenwerk. File No. F–28–12343–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Clara Stollenwerk, whose last known address is Simmerath, Germany,

is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Clara Stollenwerk, by the Mississippi Valley Trust Company, 225 North Broadway, St. Louis 2, Missouri, arising out of a current account, entitled Clara Stollenwerk, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of the Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–9950; Filed, June 12, 1946; 11:00 a. m.]

TITLE 7—AGRICULTURE

Subtitle A—Office of the Secretary of Agriculture

PART 1—ADMINISTRATIVE REGULATIONS

DELEGATION OF AUTHORITY TO SECURE FREE ENTRY OF EMERGENCY PURCHASES OF WAR MATERIAL ABROAD

By virtue of the authority vested in me by Executive Order No. 9177, I hereby authorize the President and each of the Vice Presidents of Commodity Credit Corporation to execute for and on behalf of the Department of Agriculture, including all corporate agencies thereof, the necessary certificate required by Executive Order 9177 for the admission, duty free, of emergency purchases of war material made abroad by the Department of Agriculture, including its corporate agencies, or by other governmental instrumentalities for the Department of Agriculture. The President and each Vice President is further authorized to redelegate his authority to any person employed by the United States Department of Agriculture: *Provided*, That any such redelegation of authority shall specify by name and county of origin the commodities with respect to which such authority may be exercised and shall also specify the period of time during which such authority may be exercised with respect to each such commodity.

All prior delegations of authority to execute certificates pursuant to Executive Order No. 9177, including the delegation made by the War Food Administrator on April 11, 1945, are hereby terminated. Existing redelegations under such delegations shall continue in effect until the dates of expiration specified therein or until otherwise terminated.

[SEAL] CLINTON P. ANDERSON,
Secretary.

JUNE 13, 1946.

[F. R. Doc. 46–10179; Filed, June 14, 1946; 11:13 a. m.]

TITLE 14—CIVIL AVIATION

Chapter I—Civil Aeronautics Board

[Regs., Serial No. 369]

PART 40—AIR CARRIER OPERATING CERTIFICATION

PART 41—CERTIFICATION AND OPERATION RULES FOR SCHEDULED AIR CARRIER OPERATIONS OUTSIDE THE CONTINENTAL LIMITS OF THE UNITED STATES

ISSUANCE OF AIR CARRIER OPERATING CERTIFICATES TO PERSONS HOLDING TEMPORARY CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY

Adopted by the Civil Aeronautics Board at its office in Washington, D. C., on the 5th day of June 1946.

(Continued on p. 6583)

TITLE 5—ADMINISTRATIVE PERSONNEL

Chapter I—Civil Service Commission

PART 25—FORMAL EDUCATION REQUIREMENTS FOR APPOINTMENT TO CERTAIN SCIENTIFIC, TECHNICAL AND PROFESSIONAL POSITIONS

ADDITION TO LIST

For the reasons set forth in the accompanying justification [1] filed with the Division of the Federal Register, the following position is added to § 25.1 (a) (10 F.R. 7081, 12839, 15031; 11 F.R. 4225, 4287, 4443, 4909, 5466, 5777, 6127):

§ 25.1 *Positions for which formal education requirements prescribed.* (a) • • •

Bacteriologist, P–1, P–2, P–3 (option, agricultural)

(Sec. 5, Veterans' Preference Act of 1944, 58 Stat. 387)

By the United States Civil Service Commission.

[SEAL] H. B. MITCHELL,
President.

[F. R. Doc. 46–10152; Filed, June 13, 1946; 4:46 p. m.]

[1] Filed as part of the original document.

Reference

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Regulations

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FEDERAL REGISTER

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The following Special Civil Air Regulation is made and promulgated to become effective June 5, 1946:

An Air Carrier Operating Certificate may be issued by the Administrator to a person holding a temporary certificate of public convenience and necessity, issued by the Board, authorizing him to engage in scheduled air carrier operations, although the carrier does not fully comply with all the requirements prescribed by the applicable parts of the Civil Air Regulations for the issuance of an air carrier operating certificate if the Administrator finds that any of such requirements can be omitted or modified without adversely affecting safety. Such omissions or modifications, when approved by the Administrator, shall be listed in the Air Carrier Operating Certificate and the Administrator shall promptly notify the Board of the omissions or modifications approved by him and the reasons therefor.

This regulation shall terminate December 31, 1946.

(52 Stat. 984, 1007; 49 U.S.C. 425, 551)

By the Civil Aeronautics Board.

[SEAL] FRED A. TOOMBS, *Secretary.*

[F. R. Doc. 46-10175; Filed, June 14, 1946; 10:42 a. m.]

[Civil Air Regs., Amdt. 20-3]

PART 20—PILOT CERTIFICATES

CITIZENSHIP REQUIREMENTS

At a session of the Civil Aeronautics Board held at its office in Washington, D. C., on the 11th day of June 1946.

Effective June 11, 1946, Part 20 of the Civil Air Regulations is amended as follows:

By amending § 20.31 *Citizenship*, by striking the last sentence, which reads as follows: "A certificate may be issued to an applicant who is a citizen of a friendly foreign government which does not grant reciprocal privileges, but the effectiveness of such certificate shall in any event terminate 6 months after the war and may be terminated by the Administrator at any time without notice."

(52 Stat. 984, 1007; 49 U.S.C. 425, 551)

By the Civil Aeronautics Board.

[SEAL] FRED A. TOOMBS, *Secretary.*

[F. R. Doc. 46-10174; Filed, June 14, 1946; 10:42 a. m.]

[Civil Air Regs., Amdt. 53-1]

PART 53—MECHANIC SCHOOL RATING

MECHANIC SCHOOL CURRICULA

At a session of the Civil Aeronautics Board held at its office in Washington, D. C., on the 11th day of June 1946.

Effective June 11, 1946, Part 53 of the Civil Air Regulations is amended as follows:

1. By amending § 53.10 to read as follows:

§ 53.10 *Curriculum.* An applicant shall have at least one of the following curricula:

(a) An aircraft curriculum which shall include instruction in the theory and practice of construction, inspection, maintenance, overhaul, and repair of aircraft and their appliances, including the applicable provisions of the Civil Air Regulations. This curriculum shall include not less than 960 hours of instruction, shall be designed to be completed in not less than 20 weeks, and shall not require attendance for more than 8 hours in any one day, or for more than 6 days in any one week.

(b) An aircraft engine curriculum which shall include instruction in the theory and practice of construction, inspection, maintenance, overhaul, and repair of aircraft power plants, propellers, and their appliances, including the applicable provisions of the Civil Air Regulations. This curriculum shall include not less than 960 hours of instruction, shall be designed to be completed in not less than 20 weeks, and shall not require attendance for more than 8 hours in any one day, or for more than 6 days in any one week.

(c) A combined aircraft and engine curriculum which shall include at least 1,650 hours of instruction in the theory and practice of construction, inspection, maintenance, overhaul, and repair of aircraft, aircraft engines, propellers, and their appliances, and in the contents of the applicable Civil Air Regulations. This curriculum shall be designed to be completed in not less than 35 weeks and shall not require attendance for more than 8 hours in any one day, or for more than 6 days in any one week.

Each curriculum described in this section shall provide for instruction in all the subjects necessary to qualify the student to perform the duties and functions of the position for which he may seek an airman certificate.[1]

2. By amending § 53.13 *Facilities, equipment, and material*, as follows:

By deleting from paragraph (b) the words "shall be at least 10,000 square feet in area and".

(52 Stat. 984, 1007; 49 U.S.C. 425, 551)

By the Civil Aeronautics Board.

[SEAL] FRED A. TOOMBS, *Secretary.*

[F. R. Doc. 46-10172; Filed, June 14, 1946; 10:42 a. m.]

[Civil Air Regs., Amdt. 97-1]

PART 97—RULES OF PRACTICE GOVERNING SUSPENSION AND REVOCATION PROCEEDINGS BEFORE THE BOARD UNDER SECTION 609 OF THE CIVIL AERONAUTICS ACT OF 1938, AS AMENDED

LIMITATION OF ACTIONS

At a session of the Civil Aeronautics Board held at its office in Washington, D. C., on the 11th day of June 1946.

Effective June 11, 1946, Part 97 of the Civil Air Regulations is amended as follows:

By repealing § 97.20 *Limitation of actions.*

(52 Stat. 984, 1007; 49 U.S.C. 425, 551)

By the Civil Aeronautics Board.

[SEAL] FRED A. TOOMBS, *Secretary.*

[F. R. Doc. 46-10173; Filed, June 14, 1946; 10:42 a. m.]

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[1] The contents of the several curricula provided for are outlined in Manual 53, Mechanic School Rating.

[Regs., Serial No. 367]

PART 292—EXEMPTIONS AND CLASSIFICATIONS

NON-SCHEDULED OPERATIONS

Adopted by the Civil Aeronautics Board at its office in Washington, D. C. on the 17th day of May, 1946. (Amendment No. 2 of § 292.1 of the Economic Regulations.)

The Civil Aeronautics Board, acting pursuant to the Civil Aeronautics Act of 1938, as amended, particularly sections 205 (a) and 416 (b) thereof, and in accordance with certain findings and conclusions set forth in its opinion issued concurrently herewith in the Investigation of Non-Scheduled Air Services, Docket No. 1501, relating to non-scheduled air carriers; and finding that the present enforcement of all the provisions of Title IV of said act would be an undue burden on such class of air carriers by reason of the limited extent of, and the unusual circumstances affecting the operations of such class of air carriers, and would not be in the public interest; and deeming its action necessary and appropriate to carry out the provisions of said act, and to exercise and perform its powers and duties thereunder, hereby makes and promulgates the following regulation:

Effective June 15, 1946, § 292.1 of the Economic Regulations, as amended, is hereby amended in its entirety to read as follows:

§ 292.1 *Temporary exemption of non-scheduled operations from certain provisions of Title IV of the Civil Aeronautics Act of 1938, as amended*—(a) *Exemption.* Every air carrier which engages solely in non-scheduled operations shall be exempt from the provisions of section 401 and all other provisions of Title IV of the Civil Aeronautics Act of 1938, as amended (except as provided in paragraphs (b) and (c) of this section). Within the meaning of this section, any operation shall be deemed to be non-scheduled if the air carrier does not hold out to the public expressly or by a course of conduct that it operates one or more aircraft between any designated points regularly or with a reasonable degree of regularity upon which aircraft it accepts for transportation for compensation or hire, such members of the public as apply therefor or such express or other property as the public offers.

(b) *Provisions not covered.* The exemption provided by this section shall not be applicable to the provisions of section 401 (1), 407 (a), and 411 of the act: *Provided*, That no provisions of any rule, regulation or order that may be adopted by the Board requiring reports pursuant to section 407 of the act shall be deemed applicable to any non-scheduled air carrier unless such rule, regulation or order expressly provides that such provision is to be applicable to air carriers engaged solely in non-scheduled operations.

(c) *Indirect air carriers.* The exemption provided by this section shall extend only to non-scheduled air carriers directly engaged in the operation of aircraft in air transportation.

(d) *Reports required.* Every air carrier undertaking to engage solely in non-scheduled operations shall, within 30 days after the commencement of such operations (or if such air carrier is already engaging in such operations on the effective date of this section, within 30 days after the effective date of this section), file with the Secretary of the Board a statement under oath setting forth the following information:

(1) Name and address of the carrier, and location of principal operating base.

(2) If a corporation, information showing state of incorporation, and names, addresses and citizenship of the officers and directors and also of stockholders holding more than 10 per centum of the capital stock. If an individual or partnership, the names, addresses and citizenship of the owner or partners.

(3) As to both present and proposed services (i) points between which, or, if not operated between fixed points, the area or areas within which, service is operated; (ii) frequency of operations; and (iii) classes of traffic carried, whether passengers, property or both.

(4) Number and type of aircraft presently on hand and number and types of aircraft on order and approximate dates of delivery, showing type of service (passenger or property or both) in which used or to be used.

(5) A copy of the schedule of rates charged, and most recent announcement of service issued.

(6) Whether service is available to the general public or only to selected applicants under special contract.

(7) Date service inaugurated, and if service is in operation for two calendar months prior to date of report, the following data for such two-month period:

(i) Revenue plane-miles flown by types of aircraft;

(ii) Pounds and pound-miles of revenue cargo carried;

(iii) Revenue passengers and revenue passenger-miles carried;

(iv) Total revenue from all such traffic together with net operating profit or loss during such period; and

(v) The number of full-time employees at end of such period.

If any carrier has not been in operation for two calendar months prior to the date of the report, the foregoing data shall be submitted at the expiration of two calendar months after the inauguration of service.

(Sec. 205 (a), 52 Stat. 984, 49 U.S.C., 425 (a); sec. 416 (b), 52 Stat. 1005, 49 U.S.C., 496 (b))

By the Civil Aeronautics Board.

[SEAL] FRED A. TOOMBS, *Secretary.*

[F. R. Doc. 46-10176; Filed, June 14, 1946; 10:43 a. m.]

TITLE 20—EMPLOYEES' BENEFITS

Chapter II—Railroad Retirement Board

PART 325—REGISTRATION AND CLAIMS FOR BENEFITS

DAY OF REGISTRATION

Pursuant to the authority contained in section 12 of the act of June 25, 1938 (52 Stat. 1107; 45 U.S.C. 362 (1)), the regulations of the Railroad Retirement Board under such act (4 F.R. 1477) are amended, effective June 4, 1946, by Board Order 46–232 dated June 4, 1946, as follows:

1. Section 325.12 (c) (1) is amended so that the first sentence thereof shall read as follows: "Registration with respect to any day shall be made on such day or on any day not later than the fourth business day thereafter, except that, if such day is not a business day, an employee may register with respect thereto not later than the fifth business day thereafter."

2. Section 325.12 (c) (3) is amended to read as follows:

(3) If an employee does not register with respect to any day within the time hereinabove specified, because of his being in transit to or from a job, or his being held over or lying over after completing a job in anticipation of a possible call for other work, or his being employed, or his being sick, or his complying with instructions from the Board to apply for work, or because of any other circumstance or condition directly affecting him and not attributable to any lack of diligence on his part, he may register with respect to such day on any day not later than the tenth business day thereafter, and shall submit to an unemployment claims agent, to a duly authorized field representative of the Board, or to an office of the Board, a written statement explaining why he did not register with respect to such day within the time specified.

Dated: June 12, 1946.

By authority of the Board.

MARY B. LINKINS, *Secretary of the Board.*

[F. R, Doc. 46-10163; Filed, June 14, 1946; 9:55 a. m.]

TITLE 24—HOUSING CREDIT

Chapter VII—National Housing Agency

[NHA Regulation No. 60-13B][1]

PART 703—PUBLIC WAR HOUSING

DISPOSITION OF FEDERALLY OWNED WAR HOUSING PROJECTS

Sec.
703.20 Purpose.
703.21 Responsibility for disposition.
703.22 Consultation with local governments.
703.23 General policies regarding disposition.
703.24 General policies regarding permanent projects.
703.25 Terms and conditions of sale of permanent projects.
703.26 General policies regarding temporary projects.
703.27 Separate disposition of community or commercial facilities.
703.28 Land.
703.29 Preferential purchases.
703.30 Definition of veteran and serviceman.
703.31 Revocation.

AUTHORITY: §§ 703.20 to 703.31, inclusive, issued under 55 Stat. 838; E.O. 9070, 3 CFR Cum. Supp.; 54 Stat. 1125 as amended; 54 Stat. 872, 883 as amended; 55 Stat. 14; 55 Stat. 197, 198; and 55 Stat. 810, 818.

[1] NHA Reg. 60–13B is a revision of NHA Reg. 60–13A, 10 F.R. 9774–9775 and revokes NHA Reg. 60–11, 9 F.R. 2819, 2820.

§ 703.20 *Purposes.* (a) These §§ 703.20 to 703.31, inclusive, provide for the disposition of war housing developed under Public Laws 849 (Lanham Act), 781 (Naval Appropriation Act, 1941) and 9, 73, 353 (Temporary Shelter Acts), and other war housing transferred to the National Housing Agency under the Lanham Act.

(b) Sections 703.20 to 703.31, inclusive, are a revision of Regulation No. 60–13A. It is the purpose of this revision to prescribe the preference to be given veterans and their families and the families of servicemen in the disposition of permanent housing projects to be used for private residential purposes, as set forth in § 703.25 (a), and to otherwise clarify Regulation No. 60–13A. These §§ 703.20 to 703.31, inclusive, also revoke Regulation No. 60–11 (9 F.R. 2819, 2820).

§ 703.21 *Responsibility for disposition.* (a) The Office of the Administrator will determine when projects or parts thereof are no longer needed in the interest of the orderly demobilization of the war effort and will then terminate such projects or parts thereof and thereby: (i) Make temporary war housing available to the Federal Public Housing Authority for reuse for purposes of Title V of the Lanham Act as amended, or, if not reused, for disposition; and (ii) make permanent war housing available to FPHA for disposition.

(b) The Federal Public Housing Authority shall be responsible for the reuse or disposition of war housing projects or parts thereof upon their termination. The FPHA shall establish policies and procedures for disposition, obtain the recommendations of local governments and execute the disposition program, all in accordance with applicable laws and these §§ 703.20 to 703.31, inclusive.

§ 703.22 *Consultation with local governments.* (a) Formal discussions with representatives of local governments regarding disposition problems shall be initiated sufficiently in advance of the disposition of the war housing projects or parts thereof that local agencies will have adequate prior opportunity to study disposition problems, reach agreements within the community, and prepare recommendations regarding disposition programs.

(1) Where the disposition of public war housing involves problems that are acute or materially affect other housing in the community the Office of the Administrator, with the Federal Public Housing Authority, will initiate discussions with representatives designated by the elected head of the local government having jurisdiction over the area in which the housing is located.

(2) In other cases the Federal Public Housing Authority will be responsible for such discussions and will consult with representatives of local governments. In all cases the FPHA shall make available all necessary data regarding the projects available for disposition.

(3) Where more than one unit of local government is affected by the disposition, joint consultation shall be sought.

(b) The Federal Public Housing Authority shall receive the recommendations of the representatives of the local government and shall review them for legality, financial return to the government, and conformity with National Housing Agency policies regarding disposition.

§ 703.23 *General policies regarding disposition.* (a) The FPHA will follow, insofar as practicable, the recommendations of representatives of the local governments in the disposition of public war housing subject only to the provisions of applicable law, the policies stated in these §§ 703.20 to 703.31, inclusive, and considerations of an equitable return to the Federal Government.

(b) In the disposition of public war housing projects consideration shall be given to the improvement of the local housing supply, to minimizing adverse effects upon existing private housing and to encouraging future private construction. Recommendations and judgments of local governments on these factors will be accepted insofar as practicable, upon satisfactory showing that they have been analyzed and considered.

§ 703.24 *General policies regarding permanent projects.* (a) The term "permanent" includes all housing developed under the above laws, except housing determined "to be of a temporary character" pursuant to section 313 of the Lanham Act.

(b) Permanent public war housing projects, or parts thereof, shall be terminated as expeditiously as possible consistent with the housing needs still remaining for continuing war activities, in accordance with NHA General Order No. 11–19, and disposed of as expeditiously thereafter as in the public interest.

(c) In accordance with the Lanham Act, permanent war housing projects shall be sold for private residential purposes unless transferred or sold for residential use by other Federal agencies or unless transfers to local housing authorities for low-rent housing use as hereinafter provided are specifically authorized by the Congress.

(d) Where a local authority and the governing body of the community proposes that a project be utilized for public low-rent housing purposes, and the FPHA concurs, the FPHA will submit the proposal to the Administrator for his consideration and for submission to the Congress.

§ 703.25 *Terms and conditions of sale of permanent projects.* (a) The disposition by FPHA of terminated permanent projects or parts of projects to be used for private residential purposes shall be in accordance with the following:

(1) In all cases of sales of dwellings in such projects preference shall be given to actual occupants or prospective occupants, that is, those who are actually using or will themselves use the premises for residential purposes. Actual occupants will have preference over prospective occupants and as among prospective occupants, veterans, servicemen, or their families shall have first preference. Occupants and prospective occupants include individuals or mutual ownership corporations whose membership is comprised of occupants or prospective occupants.

(2) In case of sales to individuals, the dwelling units must be suitable for individual ownership and it should be considered feasible to dispose of substantially all of the dwellings in the project in this manner within a reasonable time. Furthermore, until January 1, 1948, or the date of termination of rent control under Federal authority (whichever is the later), no unit may be resold except at a price approved by the FPHA.

(3) No sale shall be made to a mutual ownership corporation unless there is a financially sound plan of purchase and its membership meets the requirements of the FPHA.

(4) All purchasers, their successors or assigns, shall agree that until January 1, 1948, or the date of termination of rent control under Federal authority (whichever is the later) they shall not: (i) Evict the present occupants of any unit except for causes recognized by courts of law as justifying an eviction because of breach of contract of tenancy; (ii) raise the rent of any tenant occupying the project at the time of sale above the rent in existence at the date of sale except that prior to January 1, 1948, the rent of any tenant who is paying an adjusted rent less than the scheduled rent because of distressed circumstances may be increased upward at any time in accordance with any increased ability to pay, but not to exceed the scheduled rent, and provided such increase is approved by the FPHA.

(5) All purchasers, their successors or assigns, shall agree that until January 1, 1948, first preference on resale or rental of individual units shall be given to veterans, servicemen, or their families. Such preference will not be deemed to be complied with if the unit is sold or rented within 30 days of the unit's availability to other than a veteran, serviceman, or his family, who is available and qualified.

(b) Prior to sales to occupants and prospective occupants, prices shall be publicly announced equal to their market values based on competent appraisal, in order that advantage not be taken of scarcity in the market to obtain inflated prices.

Prior to sales to other than occupants and prospective occupants, public notice shall be given and proposals solicited. Sales shall be consummated at prices conforming so far as practicable to appraised value, and the highest and best offer obtainable shall be accepted unless it shall be found in the public interest to accept a lower offer.

(c) Insofar as possible, sales for private residential purposes should be made for cash and such financing as is necessary obtained in the private financial market. Where such financing is not available, FPHA shall establish appropriate sale terms.

(d) When sold for on-site use, demountable dwelling structures shall be disposed of as permanent structures as outlined in preceding paragraphs. In the disposition of demountable dwelling structures, the community may recommend the removal of demountable family dwellings if there is no physical need for such structures in the community or if not appropriate to the site on which they are located. Community recom-

mendations for the removal of demountable family dwellings will be given every consideration by the FPHA, consistent with broad Federal policy and the protection of the Federal interest. The FPHA will carefully examine any commitments as to removal, either formal or implied and will faithfully carry out any such obligations. Appropriate terminated demountables, suitable for off-site sale shall be sold to meet veterans' needs in the following order of preference: (i) Federal agencies, (ii) educational institutions or local public bodies, or their representatives, (iii) individual veterans, servicemen, or their families, (iv) to others who will purchase the housing in marketable quantities and remove and resell or rent the housing to veterans, servicemen, or their families subject to appropriate restrictions on resale prices and rents. When sold for off-site use, the sale shall require that purchasers, successors and assigns shall agree that until January 1, 1948, they will give first preference to veterans, servicemen, or their families among qualified tenants or purchasers, in the rental of dwellings or their sale for owner occupancy, as the case may be, and at sales prices approved by the FPHA.

(e) Any sale to a Federal agency shall be subject to the conditions described in paragraph (a) (4) and (5) of this section.

§ 703.26 *General policies regarding temporary projects.* (a) The term "temporary housing" includes all housing developed under the above laws and determined "to be of a temporary character" pursuant to section 313 of the Lanham Act; except terminated trailers which, when surplus to the functions and needs of NHA, shall be declared surplus and turned over to the disposal agency designated by the War Assets Administration for disposal pursuant to the Surplus Property Act of 1944.

(b) Where feasible and in accordance with the policies of the Administrator, terminated temporary housing and trailers no longer needed on the original site for demobilization purposes shall be removed to other localities to provide housing for distressed veterans and distressed families of veterans and servicemen under Title V of the Lanham Act. Such temporary housing shall be removed, upon expiration of Title V need, in accordance with section 313 of the Lanham Act.

(c) Temporary housing not utilized in connection with paragraph (b) of this section, will be removed as promptly as may be practicable and in the public interest in accordance with section 313 of the Lanham Act. Deferments in the removal of temporary housing may be authorized when the Administrator, after consultation with local communities, finds that temporary housing is still needed in the interest of the orderly demobilization of the war effort for either residential or non-residential purposes.

(d) Temporary housing may be transferred to other Federal agencies for use on or off the present site, subject to the understanding in the case of on-site use that the transferee Federal agency will carry out the provisions of the Lanham Act and NHA regulations concerning the removal of temporary housing.

(e) Where temporary housing is sold or transferred for removal to other than a Federal agency, it shall not be removed in an intact or substantially intact condition, but shall be reduced to parts not greater than flat panels, unless it is to be removed for Title V use or is to be removed for non-residential use by a public, non-profit, or charitable institution, in which case it may be removed in an intact condition.

(f) In the disposition of surplus temporary war housing, Federal agencies shall have first preference, state and local governments shall have preference over other buyers, and non-profit institutions, such as charitable organizations and schools, shall have preference over private buyers.

§ 703.27 *Separate disposition of community or commercial facilities.* (a) Where community, commercial or other non-dwelling facilities are to be disposed of separately from the war housing to which they are appurtenant and are not transferred to landowners in connection with the termination and settlement of Government leasehold estates, the following order of preference shall be observed: First, to Federal agencies; second, to state or local governments; third, to non-profit institutions; fourth, to veterans for owner-operated small business or commercial purposes.

§ 703.28 *Land.* (a) Any owned land which is no longer needed shall be declared surplus to the War Assets Administration for appropriate disposal, and any leases or temporary uses of land which are no longer needed shall be terminated.

§ 703.29 *Preferential purchases.* (a) The preferences provided for in these §§ 703.20 to 703.31, inclusive, for the acquisition of the war housing property may only be exercised if the party having such preferences offers to purchase for his own use the property to be disposed of at the sales price established by FPHA, unless in the case of Federal agencies transfer without reimbursement is otherwise authorized by law.

§ 703.30 *Definition of veteran and serviceman.* As used in these §§ 703.20 to 703.31, inclusive, a veteran means a person who has served in the military or naval forces of the United States during World War II and who has been discharged or released therefrom under conditions other than dishonorable. Serviceman means any person who is serving in the military or naval forces of the United States.

§ 703.31 *Revocation.* NHA Regulation 60–11 is hereby revoked.

This regulation shall be effective immediately.

WILSON W. WYATT,
Administrator.

[F. R. Doc. 46–10171; Filed, June 14, 1946; 10:07 a. m.]

TITLE 29—LABOR

Chapter IX—Department of Agriculture (Agricultural Labor)

[Supp. 93]

PART 1110—SALARIES AND WAGES OF AGRICULTURAL LABOR IN THE STATE OF OREGON

WORKERS ENGAGED IN PICKING SWEET AND SOUR CHERRIES IN CERTAIN COUNTIES IN OREGON

§ 1110.16 *Workers engaged in picking sweet and sour cherries in Marion, Polk, and Yamhill Counties, State of Oregon.* Pursuant to § 4001.7 of the regulations of the Economic Stabilization Director relating to salaries and wages issued August 28, 1943, as amended (8 F.R. 11960, 12139, 16702; 9 F.R. 6035, 14547; 10 F.R. 9478, 9628; 11 F.R. 2517) and to the regulations of the Secretary of Agriculture issued March 23, 1945 (10 F.R. 3177) entitled "Specific Wage Ceiling Regulations" and based upon a certification of the Oregon USDA Wage Board that a majority of the producers of sweet and sour cherries in the areas affected participating in hearings conducted for such purpose have requested the intervention of the Secretary of Agriculture, and based upon relevant facts submitted by the Oregon USDA Wage Board and obtained from other sources, it is hereby determined that:

(a) *Areas, crops and classes of workers.* Persons engaged in picking sweet and sour cherries in Marion, Polk, and Yamhill Counties, Oregon, are agricultural labor as defined in § 4001.1 (i) of the regulations of the Economic Stabilization Director issued on August 28, 1943, as amended (8 F.R. 11960, 12139, 16702; 9 F.R. 6035, 14547; 10 F.R. 9478, 9628; 11 F.R. 2517).

(b) *Maximum wage rates for picking sweet and sour cherries.*

Picking sweet cherries—3½¢ per picked pound.

Picking sour cherries—2½¢ per picked pound.

No perquisites may be paid in addition to the maximum wage rates specified above unless otherwise specifically provided for herein. Wages paid on any basis other than the above shall not exceed the equivalent of the highest ceiling wage provided for herein.

(c) *Administration.* The Oregon USDA Wage Board, located at 701 Pittock Block, Portland, Oregon, will have charge of the administration of this section in accordance with the provisions of the specific wage ceiling regulations issued by the Secretary of Agriculture on March 23, 1945 (10 F.R. 3177).

(d) *Applicability of specific wage ceiling regulations.* This section shall be deemed to be a part of the specific wage ceiling regulations issued by the Secretary of Agriculture on March 23, 1945 (10 F.R. 3177) and the provisions of such regulations shall be applicable to this section and any violation of this section shall constitute a violation of such specific wage ceiling regulations.

(e) *Effective date.* This Supplement No. 93 shall become effective at 12:01 a. m., Pacific Standard Time, June 14, 1946.

(56 Stat. 765 (1942); 50 U.S.C. 961 et seq. (Supp. IV); 57 Stat. 63 (1943); 50 U.S.C. 964 (Supp. IV); 58 Stat. 632 (1944); Pub. Law 108, 79th Cong. E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; E.O. 9577, 10 F.R. 8087; E.O. 9620, 10 F.R. 12023; E.O. 9651, 10 F.R. 13487; E.O. 9697, 11 F.R. 1691; regulations of the Economic Stabilization Director, 8 F.R. 11960, 12139, 16702; 9 F.R. 6035, 14547; 10 F.R. 9478, 9628; 11 F.R. 2517; regulations of the Secretary of Agriculture, 9 F.R. 655, 12117, 12611; 10 F.R. 7609, 9581; 9 F.R. 831, 12807, 14206; 10 F.R. 3177; 11 F.R. 5903)

Issued this 13th day of June 1946.

[SEAL] HOWARD A. PRESTON,
Acting Director, Labor Branch, Production and Marketing Administration.

[F. R. Doc. 46–10177; Filed, June 14, 1946; 11:13 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter VIII—Office of International Trade, Department of Commerce

Subchapter B—Export Control

[Amdt. 199]

PART 801—GENERAL REGULATIONS

PROHIBITED EXPORTATIONS

Section 801.2 *Prohibited exportations* is hereby amended as follows:

The list of commodities set forth in paragraph (b) is amended by deleting therefrom the following commodities:

Dept. of Com. Sched. B No.	Commodity
	Cotton house furnishings, n. e. s.:[1]
318900	Bath mats, except terry-woven.
318900	Chenille mats.
318900	Chenille rugs.
318900	Floor coverings.
318900	Pads for table tops and leaves.
318900	Rug cushions.
318900	Rugs.
318900	Rugs, cotton and wool, mixed (cotton chief value).
318900	Tufted mats.
471200	Standard newsprint.

[1] All other house furnishings, n. e. s., Schedule B No. 318900, remain on the list of commodities.

This amendment shall become effective immediately except that with respect to the commodity "Standard newsprint" it shall become effective July 1, 1946.

(Sec. 6, 54 Stat. 714; 55 Stat. 206; 56 Stat. 463; 58 Stat. 671; 59 Stat. 270; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; E.O. 9630, 10 F.R. 12245; Order No. 390, 10 F.R. 13130)

Dated: June 10, 1946.

JOHN C. BORTON,
Director, Requirements and Supply Branch.

[F. R. Doc. 46–10160; Filed, June 14, 1946; 9:10 a. m.]

TIRES AND TUBES

REVOCATION OF CERTAIN EXPORT LICENSES

It is hereby ordered, That all outstanding individual export licenses validated prior to June 13, 1946 authorizing the exportation of tires and tubes classified under Department of Commerce Schedule B. Nos. 206000, 206200, 206300 and 206400 in the list of commodities set forth in paragraph (b) of § 801.2 of the Export Regulations are revoked, effective December 13, 1946 and shall be returned by the holder thereof to the Office of International Trade.

(Sec. 6, 54 Stat. 714; 55 Stat. 206; 56 Stat. 463; 58 Stat. 671; 59 Stat. 270; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; E.O. 9630, 10 F.R. 12245; Order No. 390, 10 F.R. 13130)

Dated: June 10, 1946.

JOHN C. BORTON,
Director, Requirements and Supply Branch.

[F. R. Doc. 46–10162; Filed, June 14, 1946; 9:10 a. m.]

[Amdt. 200]

PART 801—GENERAL REGULATIONS

PROHIBITED EXPORTATIONS

Section 801.2 *Prohibited exportations* is hereby amended as follows:

The list of commodities set forth in paragraph (b) is amended by deleting therefrom the following commodities:

Dept. of Com. Sched. B No.	Commodity
469805	Waste paper: Overissue news (all white, large size, overrun newspapers from newspaper offices, packed in securely tied bundles, small or large bales).
469809	Other waste paper.

(Sec. 6, 54 Stat. 714; 55 Stat. 206; 56 Stat. 463; 58 Stat. 671; 59 Stat. 270; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; E.O. 9630, 10 F.R. 12245; Order No. 390, 10 F.R. 13130)

Dated: June 11, 1946.

JOHN C. BORTON,
Director, Requirements and Supply Branch.

[F. R. Doc. 46–10161; Filed, June 14, 1946; 9:10 a. m.]

Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong.; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

PART 1010—SUSPENSION ORDERS

[Suspension Order S–939, as Amended May 29, 1946, Amdt. 1]

THEODORE G. MEYER

Theodore G. Meyer, 200 Quint Street, San Francisco, California, a contractor, engaged in the building of small family dwellings, was suspended by Suspension Order No. S–939, issued on May 20, 1946, and amended May 29, 1946. The respondent has appealed from the provisions of the order. The Chief Compliance Commissioner has reviewed the case, and has concluded that the amended suspension order, issued May 29, 1946, goes beyond the intent of the compliance commissioner's recommendation insofar as its effect is retrospective. It is therefore directed that the suspension order be amended by adding to paragraph (d) the following: "or to preference ratings placed or to be placed on orders for materials necessary to construct 19 houses authorized by FHA on May 10, 1946, project serial No. 66–121–09734, and 3 houses authorized by FHA on May 10, 1946, project Serial No. 66–121–09735, all located in Miraloma Park Subdivision, San Francisco, California."

In view of the foregoing it is hereby ordered, that: § 1010.939 *Suspension Order No. S–939,* as amended on May 29, 1946, and effective May 30, 1946, be, and hereby is, amended by the substitution of the following paragraph (d) for the present paragraph (d):

(d) The provisions of this order shall not apply to preference ratings placed or to be placed on orders for materials necessary to complete the construction of the 38 houses authorized on Form CPA–4386, project Serial No. 66–121–00098 and located in Miraloma Park Subdivision, San Francisco, California, or to preference ratings placed or to be placed on orders for materials necessary to construct 19 houses authorized by FHA on May 10, 1946, project Serial No. 66–121–09734, and 3 houses authorized by FHA on May 10, 1946, project Serial No. 66–121–09735, all located in Miraloma Park Subdivision, San Francisco, California.

Issued this 12th day of June 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By: J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46–10060; Filed, June 12, 1946; 4:33 p. m.]

PART 3290—TEXTILE, CLOTHING, AND LEATHER

[General Limitation Order L–85, Schedule I, as Amended June 14, 1946]

WOMEN'S, MISSES' AND JUNIOR MISSES' DRESSES

§ 3290.2 *Schedule I to General Limitation Order L–85*—(a) *Definitions.* For the purpose of this schedule:

(1) When descriptive of sizes:

(i) "Misses'" means sizes 10–20;

(ii) "Junior misses'" means sizes 9–17;

(iii) "Women's regular" means sizes 36–52;

(iv) "Little women's" means sizes 14½–28½;

(v) "Women's stout" means sizes 38½–52½;

(vi) "Women's odd" means sizes 35–51.

(2) "Evening dress" and "dinner dress" means a dress of floor or ankle length;

(3) "Suit dress" means an unlined two-piece outfit consisting of top and skirt, sold as one unit and commonly known to the trade as a two-piece dress. It shall be subject to all the regulations of this Schedule I governing dresses. However, if the top is lined, half lined, sleeve lined, partly or skeleton lined, it shall be deemed a suit and not a dress, and shall be subject to Schedule III governing suits;

(4) "Daytime dress" means any dress other than an evening or dinner dress;

(5) "Dress" includes an evening dress, dinner dress, suit dress, daytime dress, and maternity dress;

(6) "Body basic" means the front and back of the waist, the skirt, sleeves, inside shoulder pads, belt or sash, hem, an attached slip under a transparent fabric, normal facings, and 2" lap on an open front top;

(7) "Trimming allowance" means the material allowed to be used to trim a body basic;

(8) [Deleted Apr. 8, 1946.]

(9) "French facing" means a facing extending to the armhole or beyond;

(10) "Culotte" means a garment with a divided skirt;

(11) "Measurements" means, unless otherwise specified, maximum finished measurements in inches after all manufacturing operations have been completed and the dress is ready for shipment, as follows:

(i) "Sweep" means the maximum circumference of a skirt at any point parallel to the floor;

(ii) "Hipline" means the line 9 inches below the waistline;

(iii) "Sleeve length" means the maximum measurement from the side of the neck over the shoulder to the bottom of the sleeve;

(iv) "Sleeve circumference" means the maximum measurement at the bottom of the sleeve, or at the part attached to the cuff;

(v) Measurements of the length of a daytime dress and of a top of a suit dress shall be made from the nape of the neck to the bottom of the finished garment;

(vi) Measurements of the length of a suit dress skirt shall be made from the highest point of the skirt to the bottom of the finished garment;

(vii) Measurements of the length of an evening or dinner dress shall be made from the center of the hollow of the neck to the bottom of the finished garment.

(b) [Deleted Oct. 30, 1945.]

(c) *General restrictions on processing, manufacture and sale of women's, misses', and junior misses dresses.* (1) No person shall put into process, manufacture, sell or deliver any dress, including a jumper dress, with another garment or article at a unit price, except that the top and skirt of a suit dress may be sold as one unit at a unit price.

(2) No person shall put into process, manufacture, sell or deliver a dress with an attached hood, cape, fichu, vest, pants, handkerchief, or shawl.

(3) No person shall change any manufactured size marking to denote a different size or a different size range.

(4) None of the provisions of this schedule apply to nurses' uniforms and maids' uniforms except paragraphs (g) (5), (g) (6) and (g) (7).

(d) *General restrictions applying to the processing of a dress.* (1) No person shall put into process any material for the manufcture of a dress with:

(i) French facings;
(ii) [Deleted Oct. 30, 1945.]
(iii) [Deleted Oct. 30, 1945.]
(iv) [Deleted Oct. 30, 1945.]
(v) [Deleted Oct. 30, 1945.]
(vi) Culottes;
(vii) A skirt with pleating, tucking or shirring, except when the sweep before pleating, tucking or shirring does not exceed the prescribed sweep of that particular size;
(viii) An open front or fly front skirt which does not conform when open to the measurements prescribed for that particular size;
(ix) [Deleted Apr. 8, 1946.]
(x) [Deleted Oct. 30, 1945.]

(e) *General restrictions applying to the use of trimming allowance.* (1) No person shall put into process any material for trimming on a dress exceeding the following restrictions:

(i) Cuffs over 3" in width;
(ii) [Deleted Oct. 30, 1945.]
(iii) More than 1 ruffle on each sleeve;
(iv) [Deleted June 14, 1946.]
(v) More than 1 collar or revers. (A single collar or revers of 2 thicknesses with an inside lining is permitted);
(vi) A collar or ruffle over 5" wide;
(vii) More than 2 pockets, inside or out, or with any patch pocket exceeding 42 square inches of material before reduction;
(viii) [Deleted Apr. 8, 1946.]
(ix) Quilting in excess of 300 square inches;
(x) Pleating, tucking or shirring of any part or section above the waistline of a dress, increased by more than 10% of said part or section, except that the width of the complete front of a top of a dress may be increased by 8 inches of material.

Provided, That the use of cloth as allowed above shall be charged against the trimming allowance.

(f) *Body basic and trimming allowance.* (1) A dress shall consist only of cloth sufficient for the body basic and the trimming allowance. At any place on the body basic where there is more than 1 thickness of material, except for the belt or sash, normal facings, inside shoulder pads, hem, an attached slip under a transparent fabric, and a 2" lap on an open front top, all of which are considered part of the body basic, the extra thickness shall be deemed trimming and shall be charged against the trimming allowance.

(2) The body basic shall be limited to (See Fig. 1):

(i) The complete front and back of the waist up to the neckline, including normal fullness. In the case of a suit dress, the waist or top shall not exceed 25 inches in length for a size 16, other sizes to be graded in normal proportions;

(ii) The skirt, with the limitations of hip length, sweep, and hem, as provided in paragraph (g);

(iii) Short or full length sleeves with the limitations of length and circumference as provided in paragraph (g).

(iv) One belt or sash;
(v) Inside shoulder pads;
(vi) A 2" lap on an open front top;
(vii) Normal facings.
(viii) An attached slip under a transparent fabric.

(3) The trimming allowance shall be limited to:

(i) 700 square inches for nontransparent fabrics for all sizes if the hip measurement does not exceed the body basic hip measurement. However, if the hip measurement exceeds the allowable body basic hip measurement, and in no event may it exceed the allowable sweep, such trimming allowance shall be reduced to 525 square inches;

(ii) 1400 square inches for transparent fabrics for all sizes if the hip measurement does not exceed the body basic hip measurement. However, in the hip measurement exceeds the allowable body basic hip measurement, and in no event may it exceed the allowable sweep, such trimming allowance shall be reduced to 1050 square inches.

(g) *General restrictions on the measurements of dresses and nurses' uniforms and maids' uniforms.* Maximum measurements for all sizes and ranges other than those specified below shall be graded in normal trade proportions.

(1) *Daytime dresses.* Daytime dresses shall be of and graded from the following maximum measurements:

DAYTIME DRESSES

Type	Size	Skirt sweep other than wool & wool 9 oz. & under	Skirt sweep wool over 9 ounces	Basic body hip meas.	Dress length	Hem	Sleeve circum.	Sleeve length
Misses	16	72	64	56	43½	2	14	30
Jr. miss	15	72	64	56	42	2	14	29
Little wom. (short)	20½	76	70	62	44½	2	15½	31
Women's reg	40	76	70	62	46	2	15½	32
Women's stout	42½	78	72	64	47	2	16	31
Women's odd	41	80	74	64	47	2	16	31

(2) *Suit dresses.* The above maximum measurements relating to daytime dresses shall apply to suit dresses, in addition to which the following maximum measurements are also to be observed:

SUIT DRESSES

Type	Size	Top or waist length	Skirt lgth. including waistband
Misses	16	25	28
Jr. miss	15	25	27½
Little wom. (short)	20½	25½	27½
Women's reg	40	26½	29¼
Women's stout	42½	26½	30¼
Women's odd	41	26¾	30¼

(3) *Evening and dinner dresses.* (i) Sweeps on all sizes of evening and dinner dresses shall be limited, with respect to the following materials, to:

(a) 90 inches when made of crepes, crepe satins, and similar fabrics;

(b) 144 inches when made of taffeta, flat satins, and failles;

(c) 288 inches when made of transparent fabrics;

(d) 90 inches when made of any other material.

(ii) Lengths for evening and dinner dresses shall not exceed:

(a) 59½" for size 16, Misses' range;

(b) 58" for size 15, Junior Misses' range;

(c) 60½" for size 40, Women's range.

(iii) [Deleted Oct. 30, 1945.]

(iv) Except for measurements of length and sweep, all other measurements relating to daytime and suit dresses shall apply to evening and dinner dresses.

(v) Any dress shorter than ankle or floor length shall conform in all respects with the measurements prescribed for daytime and suit dresses.

(4) *Maternity dresses.* Maternity dresses shall be subject to all of the regulations and restrictions relating to daytime and suit dresses, except:

(i) A misses', size 16, may have a maximum sweep of 86 inches, unless it is of the wrap-around type in which case it may have a maximum sweep of 94 inches;

(ii) A junior misses', size 15, may have a maximum sweep of 86 inches, unless it is of the wrap-around type in which case it may have a maximum sweep of 94 inches;

(iii) A women's, size 40, may have a maximum sweep of 90 inches, unless it is of the wrap-around type in which case it may have a maximum sweep of 98 inches;

(iv) All sizes may be made 1 inch longer than lengths prescribed for daytime or suit dresses;

(v) The full trimming allowance may be used even when the hip measurement, which may in no case exceed the allowable sweep, exceeds the maximum hip measurements of the Body Basic.

(5) *Nurses' uniforms.* Nurses uniforms shall be of and graded from the following maximum measurements:

NURSES' UNIFORMS

Type	Size	Length pre-shrunk	Length non-shrunk	Hems	Sweep
Misses	16	44½	47	3	72
Junior miss	15	43	45½	3	72
Women's	40	46	48½	3	76

(6) *Maids' uniforms.* Maids' uniforms shall be of and graded from the following maximum measurements:

MAIDS' UNIFORMS

Type	Size	Length pre-shrunk	Length non-shrunk	Hems	Sweep
Misses'	16	43½	45½	2	60
Women's	40	45	47	2	66

(7) *Washable service apparel wrap-around dresses and Hoover aprons.* Washable service apparel wrap-around dresses and Hoover aprons (including such dresses and aprons when made as nurses' uniforms and maids' uniforms) shall be of and graded from the following maximum measurements:

WASHABLE SERVICE APPAREL

Type	Size	Length pre-shrunk	Length non-shrunk	Hems	Sweep
Misses'	16	43½	45½	3	78
Women's	40	45	47	3	84

(h) *Trimming records.* Every person who puts cloth into process for the manufacture of dresses shall make and retain, for not less than one year, a record of the number of square inches used for the trimming on each style of dress manufactured by him.

Issued this 14th day of June 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-10197; Filed, June 14, 1946; 11:35 a. m.]

PART 3290—TEXTILE, CLOTHING, AND LEATHER

[General Limitation Order L-85 as Amended June 14, 1946]

APPAREL FOR FEMININE WEAR

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of wool, silk, rayon, cotton, linen, and other materials for defense, for private account and for export: and the following order is deemed necessary and appropriate in the public interest and to promote the national defense.

§ 3290.1 *General Limitation Order L-85*—(a) *Applicability of regulations.* This order and all transactions affected thereby are subject to all applicable regulations of the Civilian Production Administration.

(b) *Definitions.* For the purpose of this order and its schedules:

(1) "Put into process" means the first cutting of material in the manufacture of any apparel for feminine wear.

(2) Unless otherwise specifically defined, all terms in this order and its schedules shall have their usual and customary trade meanings.

(c) *General restrictions.* (1) No person shall put into process or manufacture any apparel for feminine wear contrary to the restrictions in any schedule of this order.

This applies to all apparel for feminine wear made from any kind of material, including any synthetic material as well as yarn or knitted or woven fabric.

(2) No person shall sell or deliver for sale any apparel for feminine wear which he knows or has reason to believe was (i) put into process or manufactured in the United States, its territories or insular possessions contrary to the restrictions in this order or any schedule of this order, or was (ii) put into process or manufactured outside of the United States, its territories or insular possessions, and does not conform to the specifications and other restrictions in this order or any schedule of this order.

(d) *General exceptions.* The provisions of this order and its schedules shall not apply to:

(1) Apparel for feminine wear made in the home and not for remuneration;

(2) The sale of apparel, for feminine wear by a person who acquired the same for her own personal use;

(3) The sale of second hand apparel for feminine wear;

(4) The alteration of any apparel for feminine wear to fit a specific individual consumer;

(5) Apparel for feminine wear for persons of heights of 5' 7½" or over, of abnormal size, or with physical deformities, to the extent it is necessary to use in such apparel additional material for proportionate length, sweep or width. No manufacturer may make or deliver any garment under this provision for an individual, whether on direct order or through a retailer, unless he obtains the individual's measurements and uses them in cutting and making the garment.

(6) Bridal gowns;

(7) Burial gowns;

(8) Robes and vestments as required by the rules of religious orders and sects and the judiciary;

(9) Historical costumes for theatrical productions;

(10) Officially prescribed uniforms manufactured in accordance with the specifications of the applicable department or agency regulations for personnel of the United States Army, Navy, Marine Corps, Coast Guard, Maritime Commission, War Shipping Administration, and their auxiliaries, and cadet nurses of the Public Health Services;

(11) [Deleted Oct. 30, 1945.]

(e) [Deleted Oct. 30, 1945.]

(f) [Deleted Apr. 8, 1946.]

(g) *Appeals.* Any appeal from the provisions of this order shall be made by filing a letter in triplicate, referring to the particular provision appealed from and stating fully the grounds of the appeal.

(h) *Communications to the Civilian Production Administration.* All reports to be filed hereunder and all communications concerning this order shall, unless otherwise directed, be addressed to Civilian Production Administration, Textile Division, Washington 25, D. C., Ref. L-85.

(i) *Violations.* Any person who willfully violates any provision of this order, or who in connection with this order willfully conceals a material fact or furnishes false information to any department or agency of the United States is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries or from processing or using material under priority control and may be deprived of priorities assistance by the Civilian Production Administration.

Issued this 14th day of June 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

INTERPRETATION 1

[Superseded by paragraph (b) (10) of L–85, as amended May 25, 1943.]

INTERPRETATION 2: Revoked Oct. 30, 1945

[F. R. Doc. 46–10196: Filed, June 14, 1946; 11:35 a. m.]

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 32 as Amended June 14, 1946]

INVENTORIES

(a) What this regulation does.

General Restrictions

(b) Restriction on delivery.
(c) Restrictions on receipts.
(d) Restriction on ordering more than needed.
(e) Adjusting outstanding orders when requirements change
(f) Restriction on processing.

Exceptions

(g) In general.
(h) Receipts permitted after contract cancellations or cut-backs.

Miscellaneous Provisions

(i) Previous inventory authorizations.
(j) Separate inventories.
(k) Redistribution of excess inventories.
(l) Violations.
(m) Revisions of tables.
(n) Appeals, letters and questions.

§ 944.53 *Priorities Regulation 32—(a) What this regulation does.* This regulation contains the inventory rules formerly in § 944.14 of Priorities Regulation 1 and in CMP Regulation 2. Its purpose is to prevent excessive inventories by restricting ordering, deliveries, receipts and processing of materials in short supply. All kinds of materials are covered including raw or semi-fabricated materials, commodities, equipment, accessories, parts, assemblies or products of any kind, whether or not acquired with priorities assistance.

The general rule on receipts is in paragraph (c) (1), and this is controlling unless a more specific limitation or exception is indicated in Table 1 or 2 or a direction to this regulation, or unless Table 3 (formerly Order M–161) exempts the material entirely. Other exceptions to the inventory limitations are stated in paragraphs (g) and (h) and in directions to this regulation.

General Restrictions

(b) *Restriction on delivery.* No person may deliver any material if he knows or has reason to believe that acceptance of the delivery would be in violation of this regulation.

NOTE: For rule on making or delivering material earlier than required by customers, see Interpretation 3.

(c) *Restrictions on receipts—(1) General rule.* A person may not accept delivery of any material if his inventory of that material is, or will be, more than a practicable minimum working inventory reasonably necessary to meet his own deliveries or to supply his services on the basis of his current or scheduled method and rate of operation.

NOTE: For rule on when material is considered to be in inventory, see Interpretation 4; for rule as to seasonal industries, see Interpretation 1.

(2) *Special rules in Tables 1 and 2.* If Table 1 at the end of this regulation shows a special inventory limit on a particular material or product (either specifically or by reference to another CPA order or regulation), that limitation governs and the restrictions of paragraph (c) (1) above may be disregarded unless the applicable order or regulation (or a note in Table 1) also states that a practicable minimum working inventory may not be exceeded. The same is true with respect to particular classes of persons shown on Table 2. Where a specific period of time is shown on Table 1 or 2, no person affected may accept delivery of any material specified if his inventory of it is, or will be, more than he needs during the immediate period specified on the basis of his current or scheduled method and rate of operation. Even if an order or regulation is not listed on Table 1 or 2, any specific inventory limits imposed by it must be complied with. If an order or regulation listed on Table 1 or 2 is revoked or a listing removed from the tables all provisions of this regulation, including paragraph (c) (1), are automatically applicable.

(3) *Early delivery of steel, iron products, copper and copper base alloys.* Early delivery, up to 15 days before the requested delivery month, may be accepted from a producer of steel, iron products, copper or copper base alloys (in the forms listed on Table 1), but the producer may not make the early delivery if it would interfere with any rated orders. Other special rules on these materials are explained in Table 1.

(d) *Restriction on ordering more than needed.* (1) A person may not place any order, whether rated or unrated, for delivery of any material on earlier dates or in larger amounts than he would be permitted to receive under this regulation. Orders aggregating more than he is allowed to receive may not be placed with different suppliers even though he intends to cancel one or more of them before delivery. However, this restriction does not apply to materials listed on Table 3 of this regulation nor to purchases by ultimate consumers for personal or household use. The restriction does not forbid the placing of orders for delivery under the conditions explained in Interpretation 11 to Priorities Regulation 1, but such orders may not be scheduled for production as long as this restriction is effective.

(2) This restriction does not require immediate adjustment of orders placed before August 28, 1945. However, in view of its policy to prevent hoarding and speculative buying of materials in short supply, the CPA may direct adjustments or cancellations in individual cases where orders are in excess of reasonably anticipated needs especially where failure to do so might result in unbalanced distribution and curtail total production.

(3) If the inventory limits applying to any material are made more restrictive, whether by a change in Table 1 or otherwise, any person affected must immediately cancel, reduce or defer any order for the material to the extent that the scheduled delivery would result in an inventory greater than permitted by the new restriction and other applicable provisions of this regulation.

(e) *Adjusting outstanding orders when requirements change.* If because of a change in operations, slowing or stoppage of production, delayed delivery by a supplier, or any other change in requirements, a person who has ordered material for future delivery would, if he accepted delivery on the date specified, exceed the limits prescribed by this regulation, he must promptly adjust his outstanding orders, and, if necessary, postpone or cancel them. Paragraph (h) below describes what further deliveries may be accepted.

(f) *Restriction on processing.* No person may process, fabricate, alloy or otherwise alter the shape or form of any material if his inventory of the material in its processed, fabricated, alloyed or otherwise altered shape or form is, or will be, more than a practicable minimum working inventory. However, this does not restrict a person from altering the form of surplus materials by scrapping or reprocessing them, unless a CPA order specifically says otherwise. The CPA may issue directions to Priorities Regulation 32 or other orders that are more restrictive on processing than the general limitations of this paragraph. In such case, these more restrictive directions or orders control instead of the general restrictions of the paragraph.

Exceptions

(g) *In general.* This paragraph, paragraph (h) below, and certain directions to this regulation state general exceptions to the restrictions on acceptance of delivery described in paragraph (c) above, and to all other inventory restrictions on delivery and acceptance of delivery in CPA orders and regulations unless they contain specific provisions to the contrary. None of these or any other exceptions to CPA inventory restrictions on receipts permit a supplier to disregard any applicable CPA order or regulation which restricts production or delivery.

(1) *Exemption of Table 3 materials.* Materials listed on Table 3 at the end of this regulation may be delivered and accepted without regard to CPA inventory restrictions.

(2) *Materials bought under PR–13.* Priorities Regulation 13 provides a limited exemption from inventory restrictions in the case of items bought on special sales.

(3) *Imported materials.* A person may import any material without regard to CPA inventory restrictions, but if his inventory of it thereby becomes in excess of the amount permitted by this regulation, he may not receive further deliveries of it from domestic sources until his inventory is reduced to permitted levels. The inventory restrictions of this regulation do apply to any deliveries of the imported material he makes, and to the amount of it that any person accepting delivery from him may receive.

(4) *Advance stockpiling for civilian production.* A person may receive in anticipation of starting or resuming civilian production the minimum amount of material he would need during the first 30 days of such production, provided no priorities assistance is used to get the material. Records of such receipts and the basis on which they were computed must be preserved as required by § 944.15 of Priorities Regulation 1. This 30-day amount is a ceiling as far as advance stockpiling is concerned, and may not be considered as a "bonus" to be added to the amount of any material which a producer expects to have available for making his civilian product. Changes in this 30-day amount may be indicated for a particular material by a note in Table 1.

(5) *Minimum sale quantities.* Minimum sale quantities and production runs may be accepted to the extent permitted by Interpretation 2 to this Regulation. However, where Column 3 of Table 1 shows a specific amount of a particular material, that is considered to be the minimum sale quantity of it. Thus, if a person would be permitted under paragraph (c) to accept less than the amount shown, he may accept delivery of the full amount. In any event, after receiving a minimum sale quantity of any material, a person may not accept delivery of any additional quantities until his inventory of it is within applicable limits.

(6) *Small inventory exemption for particular materials.* If a note in Table 1 or 2 shows a specific amount of a particular material as a small inventory exemption a person may accept delivery of any quantities of it as long as his total inventory of it after acceptance is no more than the specified amount.

(h) *Receipts permitted after adjustment of orders.* Where a person has promptly adjusted his outstanding orders with his supplier as required by paragraph (e) and the supplier is not otherwise prohibited from producing or delivering any material involved, delivery of it may be made and accepted and the inventory restrictions of paragraph (c) exceeded to the following extent only:

(1) Delivery may be made and accepted if the supplier has shipped the material or loaded it for shipment before the receipt of the instruction to adjust; or

(2) Delivery may be made and accepted of any special item which the supplier actually has in stock or in production or special components or special materials which he has acquired for the purpose of filling that contract. A special item, as used above, means one that the supplier does not usually make, stock, or sell, and which cannot readily be disposed of to others; or

(3) Even if the material is not a special item, delivery may be made by and accepted from a producer if it has already been produced or is in production before receipt of the instruction to adjust, and it cannot be used to fill other orders on the producer's books. However, in the case of steel processed beyond the slab, billet or sheet bar stage before receipt of the instruction to adjust, producers are not required to examine other orders on their books. In this case, unless otherwise ordered by the CPA, deliveries may be made and accepted if the producer cannot readily dispose of the material to others without loss of production.

NOTE: For special rules on continuing receipts of special items after contract cut backs, see Direction 3 to this regulation; and as to transfers of idle materials after cancellations or cut backs, see Direction 1. For effect of reduction in consumption rate on permitted inventories, see Interpretation 5.

Miscellaneous Provisions

(i) *Previous inventory authorizations.* Any specific authorizations, exceptions, or grants of appeals issued under § 944.14 of Priorities Regulation 1 or CMP Regulation 2 remain in effect according to their terms unless individually modified or revoked.

(j) *Separate inventories.* (1) In figuring his inventory, a person must include all material in his possession and all material held for his account by another person, but not material held by him for the account of another person.

(2) In the case of a person who on August 28, 1945, has more than one operating unit and keeps separate inventory records for them, this regulation applies to each such operating unit or division independently. A person may not make any further separation or consolidation of such operating units without special written approval of the Civilian Production Administration, unless it is purely incidental to a separation or consolidation which is made primarily for other than inventory purposes.

(k) *Redistribution of excess inventories.* Excess inventories of materials and products, including inventories of materials which are in such form as to be unusable by the holder, are subject to redistribution to other persons by voluntary action pursuant to Priorities Regulation 13, or if necessary for national defense, through requisitioning by the Civilian Production Administration.

(l) *Violations.* Any person who willfully violates any provision of this regulation, or who, in connection with this regulation, wilfully conceals a material fact, or furnishes false information to any department or agency of the United States is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using, material under priority control and may be deprived of priorities assistance.

(m) *Revisions of tables.* Tables 1, 2 and 3, attached to this regulation will be revised from time to time. As materials and products become in more ample supply, it is expected that they will be listed on Table 3. In special cases, particular materials or products may also be removed from Table 3 or added to Table 1. It is, therefore, important to be familiar with the latest revision of the tables.

(n) *Appeals, letters and questions.* Any appeal or other question regarding any provision of this regulation should be sent by letter in duplicate to the Inventory Control Division, Civilian Production Administration, Washington 25, D. C., Ref.: PR 32, unless Table 1 or 2 attached to this regulation indicates otherwise with respect to particular materials or classes of persons.

Issued this 14th day of June 1946.

CIVILIAN PRODUCTION ADMINISTRATION.
By J. JOSEPH WHELAN,
Recording Secretary.

TABLE 1—MATERIALS AND PRODUCTS SUBJECT TO SPECIFIC INVENTORY PROVISIONS

Explanation. Materials or products listed in Column 1 are subject to the specific inventory provisions shown, as explained in paragraph (c) (2) of the regulation, except to the extent that different rules may apply as to certain classes of persons under Table 2.

Column 2 shows either the CPA order or regulation which controls inventories of the material, or if no order is specified, there is shown a period of time representing the maximum inventory permitted as explained in paragraph (c) (2). An asterisk (*) indicates that the practicable minimum working inventory limit of paragraph (c) (1) also applies, that is, if it would be less than the specific limit indicated.

If Column 2 shows a specific period of time (e. g., 30 days, 60 days, etc.) for a particular material or product, this restriction applies only to "users" of that material or product, i. e., persons, including Government operated consuming establishments, who use the material or product for production, operating supplies, maintenance and repair, or for construction whether for own account or for the account of another. In addition, the restriction applies only within the 48 States and the District of Columbia. In the case of persons who are not "users", such as persons buying for resale, paragraph (c) (1) applies instead of Column 2.

A figure in Column 3 shows the minimum sale quantity, that is, the amount of the particular material which a person may receive under the conditions stated in paragraph (g) (5), even if it is more than allowed under Column 2. If no figure is shown, the rule in Interpretation 2 must be followed.

Column 4 tells the Division or Office in the Civilian Production Administration to which should be sent any appeals or questions regarding the limitations described. However, if the applicable order says appeals are to be filed somewhere else, such as the nearest CPA field office, that provision controls.

Column 5 (Remarks) gives explanations, exemptions or other special rules applicable to the particular material or limitation.

NOTE: Table amended June 14 1946.

TABLE 1

Material (1)	Order or limitation (2)	Minimum sale quantity (3)	CPA division or office administering the control (4)	Remarks (5)
Aluminum. (See Table 3.)				
Antimony	M-112		Tin, lead and zinc	
Babbitt	M-43, Dir. 2		Tin, lead and zinc	
Brushes	120 days		Textiles	
Burlap	M-47		Textiles	
Cadmium, meaning all grades of metallic cadmium, cadmium oxide, or cadmium salts produced directly from ores, concentrates or other primary materials, or redistilled or remelted from cadmium scrap or any secondary cadmium-bearing material	30 days*	100 lbs	Tin, Lead and Zinc Branch	
Cascin	45 days*		Chemicals	
Castings, malleable iron. (See Steel, including iron products.)				
Coke	PR 32, Dir. 10		Steel	
Copper and copper base alloys: NOTE (1) The provisions of this regulation apply separately to each "item" of copper or copper base alloys in any class listed below which is different from all other items in that class by reason of one or more of its specifications, such as width, thickness, temper, alloy, finish, or method of manufacture. Differences in color of insulation do not differentiate items of wire mill products. (2) [Deleted Nov 23 1945]	(**)			**The specific limitations in Column 2 on receipts of copper and copper base alloys do not apply to producers who acquire copper or copper base alloys for the purpose of conversion into another listed form of those materials, but they are subject to paragraph (c) (1). Certain other classes of persons to whom these Column 2 limitations do not apply are shown on Table 2.
Copper:				
Refinery shapes, castings, scrap, etc.	45 days*		Copper	
Brass mill products, sheet, rod, tube.	45 days*		Copper	
Wire mill products, except magnet wire	45 days*		Copper	
Magnet wire	45 days*		Copper	
Copper base alloys:				
Ingot, castings, scrap, etc	45 days*		Copper	
Brass mill products; sheet, rod, tube.	45 days*		Copper	
Wire mill products, except magnet wire.	45 days*		Copper	
Magnet wire	45 days*		Copper	
Cotton yarns, combed and carded, weaving and knitting, singles, ply and twisted natural or colored	45 days*		Textiles	
Ethyl Amid	L-355		Chemicals	
Gloves, work	M-375		Textiles	
Glue	45 days*		Chemicals	
Gypsum board	30 days*		Inventory control	
Gypsum lath	30 days*		Inventory control	
Iron, pig	30 days*		Steel	
Iron products (see steel including iron products)				
Kapok	M-85		Textiles	
Lead, metallic lead, lead alloys contained or products (such as, but not limited to, sheet, pipe, [illegible] in which lead is the principal metal [illegible]	30 days*		Tin, lead and zinc	**The specific limitations in column (2) on receipts of lead do not apply to smelters and refiners who acquire lead for the purpose of conversion into another listed form of the material [illegible] subject to paragraph (c) (1) of Priorities Regulation 32

TABLE 1—Continued

Material (1)	Order or limitation (2)	Minimum sale quantity (3)	CPA division or office administering the control (4)	Remarks (5)
Lead chemicals	30 days*		Chemicals	
NOTE: The provisions of this regulation apply to each item of lead chemicals, and, in the case of chrome pigments, to each grade and type of pigment				
Lumber—Seasoned, green, rough, surfaced and/or worked to pattern (all kinds, sizes and grades)** NOTE: [Deleted Nov. 23, 1945]	60 days*		Lumber	**The limitations of Column 2 apply to the total amount of lumber in usable condition in the user's inventory rather than item by item. The Column 2 restrictions do not apply to green lumber which must be seasoned by the user before it is usable for the purpose for which it was purchased, but such receipts are subject to the restrictions of paragraph (c) (1) of the regulation. However, when such lumber is sufficiently seasoned for use it must be counted in determining whether or not the person is eligible to accept any further deliveries of lumber in usable condition under the limitations of this Table 1.
Mica:***				
Muscovite:				
Block & Film	45 days*	1 case	Metals and minerals	***Applies only to mica furnished from Government stocks, but does not apply to any mica that has been declared surplus and is sold by a disposal agency
Splittings	90 days*	5 cases		
Phlogopite.				
Block	45 days*	1 case		
Splittings	90 days*	5 case		
Motors.				
Fractional horsepower motors, alternating current under 1/20 h. p. except universal.	45 days*	1,000	General industrial equipment.	
Fractional horsepower motors, alternating current 1/20 h. p. or larger but less than 1/4 h. p. except universal.	45 days*	500	do	
Fractional horsepower motors, alternating current, 1/4 h. p. or larger but less than 1 h. p., except universal.	45 days*	250	do	
Single phase alternating current motors 1 h. p. and over except universal	45 days*	100	do	
Radiation, cast iron and convertor.	60 days*		Inventory control	
Rubber: Natural rubber; natural rubber latex or butyl; reclaimed rubber, chlorinated natural rubber.	R-1		Rubber	
Rubber: GR-S	30 days*		Rubber	
Solder	M-43, Dir. 2		Tin, lead and zinc	
Steel, including iron products NOTE (1) The provisions of this regulation apply separately to each "item" of steel or iron products in any class listed below which is different from all other items in that class by reason of one or more of its specifications, such as width, thickness, temper, alloy, finish or method of manufacture	(**)			**The specific limitations in Column 2 on receipts of steel, including iron products, do not apply to producers who acquire steel, including iron products, for the purpose of conversion into another listed form of those materials, but but they are subject to paragraph (c) (1). Certain other classes of persons to whom these Column 2 limitations do not apply are shown on Table 2

TABLE 1—Continued

Material (1)	Order or limitation (2)	Minimum sale quantity (3)	CPA division or office administering the control (4)	Remarks (5)
Steel, etc.—Continued. (2) So long as Direction 8 to Priorities Regulation 32 remains in effect, its provisions control users' inventories of iron and steel rather than the limits stated in Column 2.				
Iron products:				
Gray iron castings (rough as cast) (including soil pipe).	60 days*	(***)	Inventory control	***Receipts of less than 2,000 pounds from any one pattern or mold, or of a minimum production run as explained in Interpretation 2 are permitted under the conditions explained in paragraph (g) (5).
Malleable iron castings (rough as cast).	45 days*	(***)	do	
Steel:				
Carbon steel (including wrought iron):****				
Bars—Cold finished	60 days*	10,000 lbs	do	****Column 2 does not apply to certain special kinds of steel used in file and rasp production or piston production, as explained in table 2.
Bars—Hot rolled or forged.	60 days*	10,000 lbs	do	
Sheet and strip	60 days*	10,000 lbs	do	
Structural shapes and piling.**	60 days*		do	**Column 2 does not apply to persons who order structural steel for use in construction (including buildings, bridges and other structures of a like type) and who order it delivered cut to the specifications required for a specific project and who normally keep such steel segregated for the specific project. Instead, no such person may accept delivery of such steel more than 60 days before it is scheduled to be fabricated or, if it is not to be further fabricated, before it is scheduled to be assembled.
Tin plate, terne plate and tin mill black plate.	60 days*	10,000 lbs	do	
All other shapes and forms of carbon steel as described in Order M-21.	Par. (c) (1)		do	
Alloy steel (including stainless):				
Sheet and strip—silicon electrical only.	60 days*	10,000 lbs	do	
All other shapes and forms of alloy steel as described in Order M-21.	Par. (c) (1)		do	
Tapioca flour	M-333		Chemicals	
Textiles (finished material)	M-328B**		Textiles	**Persons buying textiles (finished material) who are not subject to M-328B are subject to paragraph (c) (1) of Priorities Regulation 32.
Tin:				
Pig tin	M-43		Tin, lead, and zinc	
Alloys, other than copper base alloys.	M-43, Dir. 2		do	
Tires and tubes	R-1		Rubber	
Titanium pigments	30 days*		Chemicals	
Turpentine	5 months		do	
Vegetable waxes	9 days		do	
Zinc: Special high grade and prime western grade and die cast alloy.	30 days*		Tin, lead and zinc	

*Or a practicable minimum working inventory, whichever is less.

TABLE 2—CLASSES OF PERSONS SUBJECT TO SPECIFIC INVENTORY PROVISIONS

Explanation. The classes of persons listed in Column 1 are subject to the specific inventory provisions shown, as explained in paragraph (c) (2) of the regulation.

Column 2 shows either the CPA order or regulation which controls the inventories of the particular class of persons, or if no order is specified, there is shown a period of time representing the maximum inventory permitted as explained in paragraph (c) (2). An asterisk (*) indicates that the practicable minimum working inventory limit of paragraph (c) (1) also applies, that is, if it would be less than the specific limit indicated.

Column 3 tells the Division or Office in the Civilian Production Administration to which should be sent any appeals or questions regarding the limitations described. However, if the applicable order says appeals are to be filed somewhere else, such as the nearest CPA field office, that provision controls.

Column 4 (Remarks) gives explanations, exemptions or other special rules applicable to the particular class of persons or limitation. Where this column specifies certain materials, the limitation or exemption for the particular class of person applies only to the materials specified.

Classes of persons (1)	Order or limitation (2)	CPA division or office administering the control (3)	Remarks (4)
Bag makers (cotton textiles)	M-221	Containers	
Brush manufacturers	120 days	Textiles	Bristles.
File and rasp manufacturers	120 days*	Inventory control	Applicable only to special high carbon steel in special forms and shapes needed to make files and rasps.
Jeweled watch manufacturers	None	Inventory control	No inventory restrictions apply to receipts of steel, iron products, copper and copper base alloys for making jeweled watches.
Merchants (consumers' goods inventories).	L-219	Wholesale and Retail Branch.	
Newspapers, publishers of	PR 32, Direction 7.	Printing and publishing.	Newsprint
Newsprint users, other than newspaper publishers.	PR 32, Direction 7.	Printing and publishing.	Newsprint.
Pipe nipple manufacturers	(**)	Inventory control	**All provisions of this regulation (and, so long as it is in effect, Direction 8 to this regulation) apply except that with respect to steel pipe the limitation on receipts applies to the total tonnage of pipe in the users inventory rather than item by item.
Piston ring manufacturers	90 days*	Inventory control	Applicable only to special heat treated, tempered, polished, and colored high carbon steel (known as segment or expander steel) for use in the production of piston rings.
Rubber and rubber product manufacturers.	R-1	Rubber	
Segregated structural steel for construction, persons using	(**)	Inventory control	**See special rule under "Steel" in table 1
Suppliers	L-63	Wholesale and Retail Branch.	
Telegraph operators	(**)	Inventory control	**All provisions of this regulation apply, except that with respect to steel, iron products, copper and copper base alloys such operators are subject to the rule of paragraph (c) (1) instead of the specific limitation in Column 2 of Table 1.
Telephone operators	(**)	Inventory control	

See footnotes at end of table.

TABLE 2—Continued

Classes of person (1)	Order or limitation (2)	CPA division or office administering the control (3)	Remarks (4)
Transportation systems, operators of (MRO supplies).	(***)	Inventory control.....	***All provisions of this regulation apply, except that with respect to the materials on Table I (other than lumber) such operators are subject to paragraph (c) (1) instead of the specific limitations in Column 2 of Table I. This does not prevent an operator from maintaining minimum stocks of material for emergency use, nor from acquiring reasonable stocks of ties and lumber for seasoning.
Utility producers (electric, power, gas, water and central steam heating).	(**)	Inventory control.....	**All provisions of this regulation apply, except that with respect to steel, iron products, copper and copper base alloys such producers are subject to the rule of paragraph (c) (1) instead of the specific limitation in Column 2 of Table I.

*Or a practicable minimum working inventory, whichever is less.

TABLE 3—EXEMPTED MATERIALS AND PRODUCTS

Explanation. The following materials and products are exempt from the inventory restrictions on receipts of this regulation and of all other CPA orders or regulations unless they specifically state otherwise.

Abrasive products—made from manufactured or natural abrasives, including all items under CMP code 720
Aluminum, all forms except sheet.
Asbestos, unmanufactured, all grades and types
Asbestos friction materials
Asbestos Tape .010–.025 thickness
Asbestos textiles
Batteries, dry cell
Bearings—ball and roller, including all items under CMP code 155
Bending machines for pipe, plate, roll, or structural shapes, including all items under CMP code 356
Bentonite
Capital equipment (other than that elsewhere listed on this table and other than wood poles, cross arms, domestic watt hour meters, power and distribution transformers, circuit breakers and switch gear)
Chains, except stud link anchor, cast steel, power transmission, but including all items under CMP code 712
China clay (English)
Cork, raw—corkwood, milling cork, grinding cork
Cotton: Baled, raw cotton
Cranes and hoists, including all items under CMP Codes 146, 303, 308 and 312.
Domestic andalusite
Domestic dumortierite
Fibrous glass products
Files and Rasps, including all items under CMP code 644
Forging Machines, including all items under CMP code 354
Foundry Machinery, Equipment and Supplies, including all items under CMP code 363
Furfural
Furnaces, metal melting, including all items under CMP code 422
Gages and Precision Measuring Tools, including all items under CMP code 658
Heat Treating Equipment, metal, including all items under CMP code 364
Ilmenite
Istle fiber and products
Jigs, dies and fixtures
Jute fiber and jute products except burlap
Kyanite (Indian)
Lamps, incandescent
Machine Tools, non-portable power driven, including all items under CMP code 350
Machine Tool and Metal Working Machine Attachments and Accessories, including all items under CMP code 361
Magnesium in all forms.
Mechanics Hand Service Tools, including all items under CMP code 647
Metal Cutting Tools, including all items under CMP code 362
Metal Working Machines and Tools, portable, power-driven, including all items under CMP code 365
Metal Working Presses, hydraulic and mechanical, including all items under CMP code 355
Mineral aggregates:
  Sand
  Gravel
  Crushed stone.
  Slag
Packings, Gaskets and Oil Seals
Pipe fittings (not bell, spigot, compression, flared or Parker type) including all items under CMP Codes 572 and 573 except grey cast iron and malleable iron fittings and unions.
Piping accessories: industrial, marine, under CMP Code 597.
Potter's flint
Pulpwood
Rolling Mill Stands and Attached Equipment, including all items under CMP code 357
Salt (sodium chloride) in bulk
Sediment separators
Shears, Punches and Nibblers, power-driven, including all items under CMP code 358
Sodium sulfate (salt cake)
Sodium sulfite
Stoneware clay
Sulphur
Valve handwheels
Valves, goggle
Valves, piping system (not airbrake equipment, aircraft, instrument, refrigeration, regulating, or plumbing fixture fittings and trim), including all items under CMP Codes 574 and 575 except brass.
Vermiculite
Waste paper
Wire Drawing Machinery, including all items under CMP code 359
Wood pulp
Wool: Raw wool

INTERPRETATION 1

INVENTORIES IN SEASONAL INDUSTRIES

Paragraph (c) (1) of Priorities Regulation 32 prohibits any person from accepting a delivery which will give him "more than a practicable minimum working inventory reasonably necessary to meet his own deliveries on the basis of his current or scheduled method and rate of operation". This does not prevent a person engaged in a seasonal industry who normally stocks up inventory in advance of the season from accepting delivery of his requirements of the inventory in question, provided (a) that he is not guilty of hoarding, and (b) that the deliveries accepted are no greater and no further in advance than those which he would normally accept in the ordinary course of his business to meet reasonably anticipated requirements. (Issued Aug. 28, 1945.)

INTERPRETATION 2

MINIMUM SALE QUANTITIES AND PRODUCTION RUNS

(a) *Applicable provisions of the regulations.* Priorities Regulation 32 forbids the making or acceptance of a delivery which will give the customer more than the "practicable minimum working inventory reasonably necessary" for him to make his own deliveries. A similar provision in paragraph (c) (2) of Priorities Regulation No. 3 says that a customer who is applying a rating for which no specific quantities have been authorized may use it only to get the "minimum amount needed."

(b) *Factors to be considered in determining how much can be ordered and delivered.* In determining a customer's minimum inventory "reasonably necessary" under Priorities Regulation 32 or his "minimum amount needed" under Priorities Regulation No. 3, it is proper in some cases to consider not only the immediate needs of the customer's plant but also whether the amount which he orders will be a minimum production run for his supplier. The customer may order and receive (and the supplier may deliver) the customer's requirements for a longer period in advance than he actually needs at the time of delivery if, but only if, it is not practicable for him to get the item from any supplier in the smaller quantities which he presently needs. The supplier may reject his customer's order if it is less than the minimum which he regularly sells or less than his minimum production run of a product which is mass produced under the conditions explained in Interpretation 3 of Priorities Regulation 1.

(c) *Relief in exceptional cases.* If the conditions stated in paragraph (b) above cannot be satisfied but the customer wants to order or accept delivery of more than his actual needs at the time of delivery, he should apply to the Civilian Production Administration for permission, stating the facts and why it is not practicable to satisfy the condition of paragraph (b).

(d) *Special provisions for certain materials.* Where a specific minimum sale quantity is shown in Column 3 of Table 1 of Priorities Regulation 32 with respect to any material or product, that quantity controls instead of the rule in this interpretation.

(e) *Specific limits on ratings may not be exceeded.* This interpretation does not apply to the use of a rating where a specific quantity is stated in the instrument assigning the rating. If a person is assigned a rating for a specific amount of material, he may not use it to get more. If he finds that he can only get the material in larger quantities, he should apply for a modification of the rating.

(f) *No effect on contractual rights.* The times and amounts in which deliveries are to be made are to be determined by agreement between the supplier and the customer. Nothing in this interpretation relieves a supplier from fulfilling a contract to make deliveries at specified times in specified amounts. For example, if a customer has agreed to buy and a supplier has agreed to furnish 100 units a month for six months, this interpretation does not obligate the buyer to accept 600 units delivered during the first month, although it permits him to do so under the conditions described in paragraph (b). (Issued Oct. 1, 1945.)

INTERPRETATION 3

MAKING OR DELIVERING MATERIAL EARLIER THAN REQUIRED BY CUSTOMERS

(a) Paragraph (b) of Priorities Regulation 32 prohibits a person from knowingly making a delivery which will give his customer more than the latter is permitted to receive under the regulation. Paragraph (f) of that regulation prohibits a person from processing or fabricating material if his inventory of the material in its processed or fabricated form will be more than a practicable minimum working inventory. These two restrictions should be borne in mind by any supplier who wants to make or deliver any material to his customer earlier or in greater quantities than required by the customer.

(b) For example: A supplier has accepted his customer's order of a product to be delivered at the rate of 100 a month for six months. The supplier would like to ship 200 a month for three months, or perhaps the entire 600 in the first month. Since the customer's requirements of 100 a month are presumably all he could accept within the inventory limitations of paragraph (c) of the regulation, the requirement that the supplier may not knowingly ship more than this would prevent him from delivering earlier than required by his customer, unless he received notice from his customer that the receipt of the larger amount would not cause him to have an excess inventory.

(c) Thus, before delivering a material or product substantially earlier or in greater quantities than is called for by his customer's order a supplier is requested to satisfy himself that the receipt by the customer of the changed quantities will be within the permissible inventory limitations applicable to the customer. The supplier may rely on any statement or notice to this effect from his customer, unless he knows or has reason to know that it is false.

(d) Similarly, assuming his customer would not be permitted to receive the larger quantities, the supplier should take this into account in his plans for processing the material or product so that he himself will not have an inventory greater than permitted by paragraph (f) of the regulation.

(e) This interpretation, of course, does not change the rule on delivery or acceptance of minimum sale quantities or production runs to the extent described in Interpretation 2 to this regulation, nor does it prevent earlier delivery of iron products, steel, copper and copper base alloys under the conditions described in paragraph (c) (3) of Priorities Regulation 32. Also, if any CPA order or regulation permits increased deliveries to the extent necessary to avoid shipping partly filled containers (such as paragraph (y) (4) of Order M-300), the rule in this interpretation does not prevent such deliveries. (Issued Oct. 1, 1945.)

INTERPRETATION 4

INVENTORY MATERIAL

(a) Paragraph (c) of Priorities Regulation 32 prohibits a person from accepting delivery of material if his inventory of it is, or will be, greater than the maximum prescribed. For the purpose of this regulation, material is considered to be inventory until it is actually put into process or is actually installed or assembled. Putting into process does not include minor initial operations, such as painting, and does not include any shearing, cutting, trimming or other operation unless such initial operations are part of a continuous fabricating or assembling operation. Nor does it include operations such as inspection, testing and ageing nor segregation or earmarking for a specific job or operation.

(b) For example, if a manufacturer who uses wire or rod cuts a sufficient quantity of it to length at one time to maintain his operations for a considerable period of time, the cut pieces remain as inventory until processed into another form or until assembled or installed.

(c) If a manufacturer purchases and stores steel castings in the form purchased, the steel castings are not put into process when the castings are painted and stored. Consequently, the inventory of castings includes those painted and stored.

(d) If a manufacturer shears steel sheet and stocks in sheared form, such stock is still part of his inventory, if the material does not continue in production. (Issued Aug. 28, 1945)

INTERPRETATION 5

EFFECT OF REDUCTION IN CONSUMPTION RATE ON PERMITTED INVENTORIES

(a) Paragraph (c) of Priorities Regulation 32 prohibits the acceptance of delivery of material if a person's inventory of it is, or will be, more than the amount permitted by the regulation. If material is acquired within these restrictions, the regulation does not prohibit the mere possession of an inventory if a change in circumstances makes it greater than the amount permitted. For instance, if based upon current rate of production a manufacturer's permitted inventory of one item of steel is 100 tons and he has in inventory 60 tons, he may receive a further delivery of 40 tons. If after receiving the delivery of 40 tons his rate of consumption, because of contract cancellation or the like, is reduced drastically, the mere fact that he has an inventory of 100 tons, although his permitted inventory may be only 10 tons, is not a violation of the regulation. He may not, of course, accept any further deliveries of that item of steel until his inventory has been reduced below 10 tons (except as provided in paragraph (h) of Priorities Regulation 32 and Direction 3 to that regulation, relating to material already shipped, special items, etc.)

(b) Similarly the regulation does not affect the liability of a customer for material in inventory when the customer cancels his contract. Such liability is controlled by the provisions of the contract between the customer and his supplier and by contract law. (Issued Aug. 28, 1945)

[F. R. Doc. 46-10204; Filed, June 14, 1946; 11:36 a. m.]

PART 3294—IRON AND STEEL PRODUCTION

[General Preference Order M-21, Direction 9, as Amended June 14, 1946]

SPECIAL RESTRICTIONS ON PRODUCTION AND DELIVERY OF TIN MILL PRODUCTS

The following amended direction is issued pursuant to General Preference Order M-21:

(a) *What this direction does.* The general work stoppages at steel plants have caused a serious curtailment in supplies of tin mill products. This direction requires producers of tin mill products to give special preference to certain certified orders.

The direction also contains special restrictions on the delivery of tin mill products.

(b) *Definitions.* As used in this direction:

(1) "Tin mill products" means tin plate, terne plate, or tin mill black plate.

(2) "Tin plate" means hot dipped or electrolytic tin plate including primes and seconds but not waste-waste or waste.

(3) "Terne plate" means steel sheets coated with terne metal including primes and seconds but not waste-waste or waste.

(4) "Tin mill black plate" means black plate produced on tin mill equipment in gauges No. 29 and lighter.

(5) "Can" means any unused container made in whole or in part of tin plate or terne plate, which is suitable for packing any product. The term includes any container which has a closure or fitting, made in whole or in part of tin plate or terne plate, but does not include a glass container having such a closure or fitting. The term does not include fluid milk shipping containers.

(6) "Closure" means any new sealing or covering device affixed or to be affixed to a glass container for the purpose of retaining the contents within the container. The term shall not include bulbs or droppers for medicinal bottles.

(c) *Sequence in scheduling orders for tin mill products.* (1) Where a producer of tin mill products is unable to schedule all orders for these products in the month for which delivery is requested, he should, in selecting the orders for these products to be placed on his production schedule, give preference to orders for tin mill products bearing either (i) a certificate in the following form, signed manually or as provided in Priorities Regulation 7 by an official duly authorized for that purpose:

> I certify, subject to the penalties of Section 35A of the United States Criminal Code, that I will use these tin mill products only to make cans for products designated with the letter A in Column 2 of Schedule I to Order M-81, or to make closures for glass containers used to pack foods, for human consumption (including milk, and vegetables and fruit juices, but not alcoholic or non-alcoholic beverages), drugs, medicinals or biologicals.

or (ii) in the case of a Canadian purchaser, a certificate in substantially the following form signed manually or as provided in Priorities Regulation 7 by an official duly authorized for that purpose:

> The undersigned purchaser certifies, subject to the penalties of Section 15 of the Canadian Wartime Industries Control Regulations, to the seller, to the Canadian Priorities Officer, and to the Civilian Production Administration that, to the best of his knowledge and belief, the undersigned is authorized, under applicable Canadian orders to place this delivery order, and to receive the item(s) ordered for the purpose for which ordered.

or (iii) a certificate authorized to be used under Direction 12 to M-21.

Any purchase order certified under this direction or Direction 12 to M-21 must be treated as a rated order under Priorities Regulation 1 and accepted accordingly. Where a conflict exists between certifications, preference is to be given to the certification first received (irrespective of when the purchase order was placed).

(2) No producer of tin mill products is required to schedule more than 85 percent of his total anticipated monthly production of tin mill products for orders bearing either of the certifications described in paragraph (c) (1) (i) or (c) (1) (ii).

(d) *Special restrictions on delivery of tin mill products.* No person shall deliver any tin mill products to fill uncertified orders, if doing so would interfere with his delivery of tin mill products to fill orders which he has on hand and which bear one of the certificates described in paragraph (c) (1).

(e) [Deleted June 14, 1946.]

(f) *Effect of certificates.* No person giving a certificate under this direction may receive, use or dispose of the materials obtained with the certificate contrary to its terms. The

standard certificate described in Priorities Regulation 7 may not be used in place of any of the certificates described in this direction.

(g) *Effect of other orders.* This direction does not authorize the use of tin mill products contrary to the provisions of Orders M-43 or M-81, or other applicable orders and regulations of the Civilian Production Administration.

Issued this 14th day of June 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-10203; Filed, June 14, 1946; 11:36 a. m.]

PART 3290—TEXTILES, CLOTHING AND LEATHER

[Limitation Order L-99, as Amended June 14, 1946]

OPERATION OF LOOMS FOR COTTON BROAD WOVEN FABRIC PRODUCTION

The fulfillment of requirements for the defense of the United States has created a shortage in the production of cotton broad woven fabrics and materials for making cotton broad woven fabrics for defense, for private account and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 3290.46 *Limitation Order L-99*—(a) *Operation of looms for cotton broad woven fabric production*—(1) *Purpose.* This order controls the operation of looms for the production of cotton woven fabrics of more than 12" in width.

(2) No person shall, regardless of the presentation of rated orders, operate looms contrary to the provisions in the schedules of this order.

(3) No person shall operate looms formerly operated in the production of cotton broad woven fabrics and which were acquired by him after June 30, 1944, except as specifically authorized in writing by the Civilian Production Administration. The term "acquired" refers not only to the direct purchase of looms but also to obtaining operating control over looms by obtaining control of the corporation which owns them. Application for authorization may be made by letter to the Civilian Production Administration, Textile Division, Washington 25, D. C., Ref.: L-99, stating all facts, including the type of fabric he wishes to produce, the name of the person who formerly owned or controlled the looms, and the fabric formerly produced on them.

(b) *Minimum quantities to be produced.* Each person in the business of producing in any calendar quarter after March 31, 1946 any broad woven cotton fabric item marked with an asterisk on Schedule A, or any item in the "May Produce Only" column of Schedule B, must produce in that quarter at least as much yardage of the items within the same group as the greater of the following:

(1) Ninety percent of the linear yardage of such items which he produced in the second quarter of 1944, increased or decreased in inverse proportion to any change in pick he has made since then, or

(2) The linear yardage which can be produced by operating each loom producing such items for at least as many hours as any other loom in his mill is operated.

(c) *Exemptions*—(1) *Special looms.* Jacquard and box looms, and looms which were Dobby head looms on March 8, 1946, are exempt from the provisions of paragraphs (a) and (b) of this order and from Schedules A and B.

(2) [Deleted June 14, 1946.]

(d) *Reports and records.* All persons operating looms for the production of cotton textiles of any kind shall file with the Civilian Production Administration at the times specified in the reporting forms, reports on Forms CPA-658-A, B, and C giving the information therein required. All persons affected by this order shall keep and preserve for a period of not less than two years, accurate and complete records concerning inventories, production and sales. The reporting requirements of this order have been approved by the Bureau of the Budget under the Federal Reports Act of 1942.

(e) *Appeals.* (1) Any appeal from the provisions of this order shall be made by filing a letter in triplicate addressed to the Civilian Production Administration, Textile Division, Washington 25, D. C., Ref.: L-99, referring to the particular provisions appealed from and stating fully the grounds of the appeal. Any person who wishes to produce Schedule B items but is not permitted to do so under the terms of Schedules A or B, need specify only the number of looms, the constructions currently produced on them, and the number of looms proposed to be transferred to each different Schedule B construction.

(2) All appeals granted under this order before March 8, 1946 have been revoked.

(3) In cases of appeal for suspension of the requirements of paragraphs (a) or (b) on the ground that compliance will result in production at a loss, an application for price relief on that ground must first be filed with the Secretary of the Office of Price Administration, Washington, D. C., and a copy filed with the CPA appeal. If the CPA appeal is granted, the requirement of these paragraphs for increases above current production will be suspended until the decision by the Office of Price Administration upon the application for price relief. This paragraph does not indicate or limit the extent or kind of price relief, if any, which may be granted by the Office of Price Administration.

(f) *Applicability of regulations.* This order and all transactions affected thereby are subject to all applicable regulations of the Civilian Production Administration, as amended from time to time.

(g) *Violations.* Any person who wilfully violated any provision of this order, wilfully conceals a material fact or furnishes false information to any department or agency of the United States, is guilty of a crime and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using material under priority control and may be deprived of priorities, assistance.

(h) *Communications to the Civilian Production Administration.* All reports required to be filed hereunder, and all communications concerning this order, shall, unless otherwise directed, be addressed to: Civilian Production Administration, Textile Division, Washington 25, D. C., Ref.: L-99.

Issued this 14th day of June 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

SCHEDULE A

NOTE: Group 56 modified, Group 57 added, paragraph (2) renumbered (3), and new paragraph (2) inserted, by June 14, 1946, amended.

(1) Looms which on March 8, 1946 (or the last prior date when the looms were in production) produced any item now listed in the "Did Produce" column of Schedule A, may produce only the following permitted items (items in the "Did Produce" column are keyed to the corresponding items in the "May Produce Only" column by means of common Group Numbers):

(i) If the items shown in the Schedule A "May Produce Only" column opposite the applicable Group Number are marked with an asterisk, only those items may be produced.

(ii) If the items shown in the Schedule A "May Produce Only" column are not marked with an asterisk, those items may be produced and also any item marked with an asterisk in Schedule A or any item listed in the "May Produce Only" column of Schedule B.

(2) If a loom is required as a result of any amendment to this order to shift to production of Schedule A constructions which differ from the construction last produced on the loom before the amendment, the loom need not shift until 30 days after the date of amendment if a change of pick or sley is necessary, or until 45 days after the date of amendment if a change of yarn number is necessary. In cases in which these run-out periods are insufficient, appeal may be filed under paragraph (e) (1) of the order.

(3) Jacquard, box and Dobby head looms are exempt to the extent specified in paragraph (c) (1) of the order.

Group No.	Did produce on March 8, 1946 (or the last prior date when the looms were in production)—	May produce only—
2	Leno bag fabrics	Leno bag fabrics 9 to 20 sley, 4 to 10 pick.
3	Special bag fabrics (except leno and seamless bag fabrics, Group No. 2 and 53).	Special bag fabrics 45 sley, 16 to 46 pick
4	Bale coverings	Bale coverings 10 to 48 sley, 6 to 40 pick.
7A	Class A sheetings 42" and wider, not pro rata with the items in schedule B "May Produce Only" column for groups 6, 8 and 9.	Class A sheetings, 42" and wider.
10A	Class B sheetings 42" and wider, not pro rata with the items in Schedule B "May produce only" column for Groups 6, 8 and 9.	Class B sheetings, 42" and wider.

SCHEDULE A—Continued

Group No.	Did produce on March 8, 1946 (or the last prior date when the looms were in production)—	May produce only—
1	(4) Jacquard, box and Dobby head looms are exempt to the extent specified in paragraph (c) (1) of the order.	
5	Osnaburgs. Soft filled sheetings and head linings: as follows or pro rata.	Osnaburgs. Soft filled sheetings and head linings: as follows or pro rata.
	40½" 1.60 to 1.70 yd.	40½" 1.60 to 1.70 yd.
	40½" 2.25 to 3.00 yd.	40½" 2.25 to 3.00 yd.
	40½" 3.25 to 4.10 yd.	40½" 3.25 to 4.10 yd.
	40½" 4.80 to 5.50 yd.	40½" 4.80 to 5.50 yd.
	50" 1.05 yd.	50" 1.05 yd.
	64" 1.23 yd.	64" 1.23 yd.
	71" 1.12 yd.	71" 1.12 yd.
6	Class A sheeting under 42"	36" 48 x 44 2.85 or pro rata.
		40" 48 x 44 2.85 or pro rata.
7B	Class A sheetings 42" and wider pro rata with items in Schedule B "May produce only" column for Groups 6, 8 and 9.	Class A, Class B, or Class C sheetings, pro rata with items in Schedule B "May produce only" column for Groups 6, 8, and 9; or any construction 72" or wider containing more than 56 picks per inch suitable for laundry use.
8	Class B sheetings:	
	40" 44 x 40 4.25 yd.	40" 44 x 40 4.25 yd. or pro rata.
9	Class B sheetings under 42":	40" 48 x 44 4.00 yd. or pro rata.
		40" 48 x 40 3.75 yd. or pro rata.
		37" 48 x 44 4.00 yd. or pro rata.
		40" 44 x 40 4.25 yd. or pro rata.
		31" 48 x 44 5.00 yd. or pro rata.
10B	Class B sheetings 42" and wider pro rata with items in Schedule B "May produce only" column for Groups 6, 8 and 9.	All Class A or Class B sheetings pro rata with items in this column (Group 56, Schedule B) or any construction 72" or wider of more than 56 picks per inch suitable for laundry use.
11B	Class C sheetings, average yarn numbers 21's and above.	Class C sheetings, average yarn numbers 21's and above, as follows or pro rata:
		36" 60 x 52 56 x 56 4.00 yd.
		36" 48 x 40 44 x 40 5.50 yd.
		36" 44 x 40 40 x 40 6.05 to 6.15 yd.
		40" 64 x 64 3.15 yd.
		40" 60 x 56 3.55 to 3.60 yd.
		40" 56 x 56 4.00 yd.
		40" 56 x 48 4.30 yd.
		40" 44 x 40 5.50 yd.
		40" 36 x 40 6.35 yd.
		40" 64 x 64 2.80 to 2.90 yd. (Meads Cloth).
12B	Army ninecat s eettngs bandoleer and Navy instress cover fabrics 42" and wider.	Sheetings as follows or 42" and wider pro rata:
		60" 48x48 2.15 yd.
		60" 48x48 3.30 yd.
		37" 56x56 4.10 yd.
13B	Insulating tubings.	Insulating tubings.
		27" 72x68 3.75 yd.
		39½" 68x72 2.35 yd.
14	Carded poplins (sheeting yarns) 3.75 yd. to 2.50 yd., inclusive.	Carded poplins (sheeting yarns)—3.75 yd. to 2.50 yd., inclusive.
15B	Three end pocketing twill (not of print cloth yarn).	Three end pocketing twill:
	Broken twills 42" and wider.	38"–39" 2.58 yd. to 3.35 yd. or pro rata
		Broken twills:
		58"—1.10 yd.
		58" 62" 1.00 yd.
	Soft filled twills.	Soft filled twills, 42" and wider pro rata:
		37" 80 x 40 2.00 yd. or pro rata
	Drills under 42" and abrasive drills.	Drills, as follows or pro rata:
		36" 2.50 to 3.25 yd.
		32" 2.25 to 4.00 yd.
		32" 2.25 to 4.65 4 pick, 2.58 yd.
	Drills 42" and wider.	Drills as follows or 42" or wider pro rata:
		59" 1.85 yd.
		59" 2.25 yd.
		42" 2.25 yd.
	Jeans:	Jeans, as follows or pro rata:
	38" or 39" 96 x 54 2.85 yd.	38" or 39" 96 x 54 2.85 yd.
	32" 96 x 64 3.25 yd.	32" 96 x 64 3.25 yd.
	41" 84 or 86 x 56 2.92 yd.	41" 84 or 86 x 56 2.92 yd.
	Warp and filling sateens (sheeting yarns)	Sateens as follows or pro rata:
		63" 1.32 yd.
		63" 1.32 yd.
		54" 1.05 yd.
		30½" 2.25 yd.
		34" 2.00 yd.
16B	Four leaf twills, as follows or pro rata:	Four leaf twills, as follows or pro rata:
	37"–86 or 88 sley, 40 to 46 picks, 3.00 yd. to 1.50 yd. inclusive.	37"–86 or 88 sley, 40 to 46 picks, 3.00 yd. to 1.50 yd. inclusive.

NOTE: The expression "pro rata" in connection with any listed fabric refers to other widths of the same construction (i. e., other widths having the same count and the same ratio of weight to width as the listed fabric).

SCHEDULE B

NOTE: Group 14 changed, paragraphs (1) (ii) and (3) deleted, paragraph (2) renumbered (3), and new paragraph (2) inserted, by June 14, 1946, amendment.

(1) Looms which at any time during the period March 1, 1942 through February 28, 1946, inclusive, produced any item listed in the "Did Produce" column of Schedule B, and did not produce any item now listed in the "Did Produce" column of Schedule A on March 8, 1946 (or the last prior date when the looms were in production), are subject to the following requirement:

(i) If the items shown in the Schedule B "May Produce Only" column opposite the applicable Group Number are marked with an asterisk, only those items may be produced.

(ii) If the items shown in the Schedule B "May Produce Only" column are not marked with an asterisk, those items may be produced and also any item marked with an asterisk in Schedule B or any item listed in the "May Produce Only" column of Schedule A.

(2) If a loom is required as a result of any amendment to this order to shift to production of Schedule B constructions which differ from the construction last produced on the loom before the amendment, the loom need not shift until 30 days after the date of amendment if a change of pick or sley is necessary, or until 45 days after the date of amendment if a change of yarn number is necessary. In cases in which these run-out periods are insufficient, appeal may be filed under paragraph (e) (1) of the order.

(3) If a loom was operated on fabrics listed in more than one Group Number during the base period, any such Group Number of Schedule B may be selected. A loom may be reassigned at any time from the production of the permitted item to the production of any other item permitted for that loom.

SCHEDULE B—Continued

Group No.	Did produce at any time between Mar. 1, 1942 and Feb. 28, 1946 inclusive—	May produce only—
19	Print cloths: 39" 80 x 80 4.00 yd. 39" 68 x 72 4.75 yd. 39" 68 x 64 4.85 yd. 38½" 64 x 60 5.35 yd. 38½" 64 x 56 5.50 yd. 38½" 60 x 48 6.25 (or 6.15) yd. 45" 64 x 56 4.80 yd. 40" 80 x 84 3.65 yd. 40" 80 x 92 3.50 yd.	Print cloths (except "fancy draw") as follows or pro rata: 39" 80 x 80 4.00 yd. 39" 68 x 72 4.75 yd. 39" 68 x 64 4.85 yd. 38½" 64 x 60 5.35 yd. 38½" 64 x 56 5.50 yd. 38½" 60 x 48 6.25 (or 6.15) yd. 45" 64 x 56 4.80 yd. 40" 80 x 84 3.65 yd. 40" 80 x 92 3.50 yd.
20B	Print cloths of 100 to 160 threads per square inch, except items in this column for Group 19.	Print cloths of 100 to 160 threads per square inch, (except "fancy draw"), or any item in this column for Group 19. 38½" 44 x 36 8.60 yd. 38½" 44 x 40 8.20 yd.
24	38½" 44 x 36 8.60 yd.	
25	Bandage cloth: 38½" 44 x 40 8.20 yd. 38½" 40 x 32 9.80 yd. 38½" 48 x 44 7.46 yd. 38½" 48 x 48 7.15 yd.	Bandage cloth as follows or pro rata. 38½" 44 x 40 8.20 yd. 38½" 40 x 32 9.80 yd. 38½" 48 x 44 7.46 yd. 38½" 48 x 48 7.15 yd.
26	Tobacco and cheese cloths—all widths and counts.	Any tobacco or cheese cloth woven of print cloth yarn or any item listed in this column for Group 25.
27	Carded broadcloths	Any width plain (not including slubbed yarn) carded broadcloth counting from 80 to 136 ends per inch and not in excess of 60 picks per inch woven from print cloth yarns counting 44's or less; or any item specified in this column for Group 19.
28	Carded poplins	Any width, plain (not including slubbed yarn except 3.75 yd. and heavier) carded poplin counting from 80 to 116 sley and not in excess of 56 picks woven from print cloth yarns counting 44's or less; or any item listed in this column for Group 19
29	Three leaf twills made from print cloth yarns	Three leaf twills made from print cloth yarns
30B	Work Clothing denims	Work clothing denims (plain colors, plain stripes and herringbones), as follows (widths 28" to 30") or pro rata: *Mill Finish* / *Sanforized* 3.00 yd. / 2.70 yd. 2.45 yd. / 2.20 yd. 2.20 yd / 8 oz. 8 oz. / 9 oz. 9 oz. / 10 oz. 10 oz. / 11 oz
31B	Whipcords and work pants coverts	Work pants coverts: 2.40 yd. Sanforized 2.00 yd. Sanforized 1.65 yd. Sanforized Whipcord: 30"—1.45 to 1.66 yd. Sanforized
33B	Work shirt chambrays and work shirt coverts	Work shirt chambrays: *Mill finish* / *Sanforized* 3.90 yd. fine yarn / 3.60 yd. fine yarn 3.20 yd. fine yarn / 2.90 yd. fine yarn Work shirt coverts. *Mill finish* / *Sanforized* 3.90 yd. fine yarn / 3.60 yd. fine yarn 3.20 yd. fine yarn and coarse yarn / 2.90 yd. fine yarn and coarse yarn
39	Workshirt flannels	*Mill finish* / *Sanforized* 3.00 yd. / 2.70 yd. (plain color) 2.28 yd. / 2.00 yd. (plain color) 3.00 yd / 2.70 yd. (plaids) 2.28 yd / 2.00 yd. (plaids) 3.50 yd. / 3.15 yd. (plaids)
40	Canton flannel (glove and mitten flannel only)	Canton flannel (glove and mitten flannel only): 6 oz., 8 oz., 10 oz., 12 oz., of 34" width or pro rata for other widths in unbleached, light yellow ground with blue stripe, golden fleece or stripes in "special" colors.
43B	Suedes (work clothing)	Suedes (work clothing) 40¾" 42 x 44 3.00 yd. mill finish colors of tan, blue gray only.
50	Chafer fabrics	Chafer fabrics of single or ply yarns.
54	Combed broadcloth or pro rata: 37" 136 x 60 and 37" 128 x 68	Combed broadcloth or pro rata: 37" 136 x 60 and 37" 128 x 68.

NOTE: The expression "pro rata" in connection with any listed fabric refers to other widths of the same construction (i. e., other widths having the same count and the same ratio of weight to width as the listed fabric)

[F. R. Doc. 46-10202; Filed, June 14, 1946; 11:35 a. m.]

PART 944—REGULATIONS APPLICABLE TO THE OPERATIONS OF THE PRIORITIES SYSTEM

[Priorities Reg. 33 as Amended June 14, 1946]

VETERANS' EMERGENCY HOUSING PROGRAM

§ 944.54 *Priorities Regulation 33*—(a) *What this regulation does—(1) General.* This regulation provides priorities assistance to carry out the Veterans' Emergency Housing Program which calls for the construction of moderate and low-cost housing accommodations to meet the needs of returning veterans and members of the Armed Forces. It also provides for giving specific authorization under the Civilian Production Administration Veterans' Housing Program Order 1 to persons wishing to construct, repair, make additions or alterations to, improve or convert, or install fixtures or mechanical equipment in housing accommodations. This regulation explains who may apply for such an authorization and for priorities assistance (an HH rating and the right to place certified orders, generally referred to in this regulation simply as HH ratings), the circumstances under which applications will be approved, the way in which the priorities assistance given under the regulation may be used, and the conditions which will be imposed on the builder and succeeding owners in selling or renting the accommodations as long as this regulation is in force. Schedule A to this regulation lists the materials for which priorities assistance given under the regulation may be used. If a person building housing accommodations needs priorities assistance for materials not listed on Schedule A he may apply under Priorities Regulation 28 if he qualifies under its provisions. Directions to the regulation contain additional provisions about using priorities assistance given under this regulation and also contain provisions restricting distributors and producers of the materials.

(2) *Housing accommodations covered by this regulation.* This paragraph tells what kinds of applications involving housing accommodations are covered by this regulation and are under the jurisdiction of the National Housing Agency. All applications covered by this regulation should be on Form CPA-4386 or other applicable form and should be filed as indicated in paragraph (b) (2) of the regulation. Applications which are not covered by the regulation are under the jurisdiction of the Civilian Production Administration and should be filed as indicated in Veterans' Housing Program Order 1 (if authorization under that order is necessary) or as indicated in Priorities Regulation 28 (if priorities assistance is necessary).

(i) Applications for priorities assistance under Priorities Regulation 33 or for authorization under VHP-1 or both which involve the following kinds of work are covered by this regulation and are under the jurisdiction of the National Housing Agency.

The construction of any building primarily for occupancy by families (i. e., in which 50% or more of the floor space involved is to be used for residential purposes), except military housing. This includes subsidiary buildings on residential property where used for residential purposes, such as private garages, tool sheds, piers, greenhouses and the like. This also includes farmhouses and other farm living accommodations and bunkhouses for transitory farm labor.

The construction of apartment hotels and rooming or boarding houses (not including hotels and other rooming accommodations primarily for transients and overnight guests).

The construction of dormitories and other group housing facilities by educational institutions or public organizations to provide accommodations for veterans or World War II or members of the Armed Forces

Additions, alterations or repairs to a building where 50% or more of the floor area involved in the proposed additions, alterations or repairs will be used for housing accommodations of the kinds described above.

(ii) All applications for priorities assistance under Priorities Regulation 28 are under the jurisdiction of the Civilian Production Administration and should be filed as indicated in that regulation. Applications for authorization under VHP-1 which involve construction, additions, alterations and repairs not covered by subdivision (i) above, or excepted from that paragraph, are not covered by Priorities Regulation 33 and are under the jurisdiction of the Civilian Production Administration. These include the following:

Military housing.

Institutional dormitories except those for veterans described above.

Summer or winter camps.

Hotels and tourist cabins designed primarily to accommodate transients and overnight guests.

Additions, alterations or repairs to a building where less than 50% of the floor area involved in the proposed additions, alterations or repairs will be used for housing accommodations of the kinds described in sub-paragraph (i) above.

If an application covered by this regulation involves construction of which more than 25% is non-residential in the case of applications for 1-family or 2-family dwellings or more than 15% in the case of other applications, a recommendation will be obtained from the Civilian Production Administration as to the essentiality of the non-residential portion of the construction.

(b) *Applications.* (1) Applications for authorization under Veterans' Housing Program Order 1 or for priorities assistance under this regulation or both may be made by the following:

(i) A veteran of World War II or a member of the Armed Forces who wishes to build, alter or repair a house for his own occupancy. A proposed sales price (except in cases of farmhouses) must be stated, if the application covers the construction of a house, to be applicable in case of sale of the house.

(ii) A person who wishes to build, complete or convert moderate or low-cost dwelling accommodations (either by new construction or by alterations or conversion resulting in the creation of an additional unit) to which veterans of World War II and members of the Armed Forces will be given preference in selling or renting. The maximum sales price for applications of this sort may not exceed $10,000 for a one-family dwelling or $17,000 for a two-family dwelling. The maximum shelter rent may not exceed $80 a month for each dwelling unit, except for conversion units for which rent need not be specified under paragraphs (g) (3) (i) and (g) (4) (i). Priorities assistance will not be granted except where at least 75% of the floor space in the case of 1 family or 2 family houses is devoted to residential purposes, or where at least 85% of the floor space is devoted to residential purposes, in the case of other dwellings. However, authorization under Order VHP-1 without priorities assistance may be granted in other cases.

(iii) A person who wishes priorities assistance to complete dwelling accommodations under construction on March 26, 1946 (and therefore exempt under Veterans' Housing Program Order 1), which cannot come within paragraph (b) (1) (ii) either because it will be impracticable because of commitments made or construction done to sell or rent them within the specified amounts or to give the initial preference to veterans or members of the Armed Forces called for by that paragraph. The governmental agency processing the application may waive the requirements stated in paragraph (b) (1) (ii) where appropriate in such cases. Except in unusual circumstances, applications of this sort will not be approved if the proposed sales price is over $15,000 or if the proposed shelter rent is over $120 a month.

(iv) A person who wishes to reconstruct or repair dwelling accommodations destroyed or damaged by fire, flood, tornado or other similar disaster, where the reconstruction or repair is necessary to eliminate hardship. If the proposed work involves rebuilding more than half of the building, maximum sales prices or rents must be given, and except where this would result in great hardship, these must be limited to $10,000 and $80 a month respectively.

(v) A person who wishes to make repairs or alterations to dwelling accommodations in order to maintain them in a habitable condition or to return them to a habitable condition or to provide space for additional persons. Authorizations will be given where necessary under Veterans' Housing Program Order 1, but no priorities assistance will be granted except for repairs necessary to return the dwelling to a habitable condition if it has been vacant for at least six months for lack of repairs.

(vi) A person who wishes to construct, repair or alter dwelling accommodations, where the construction or repairs are necessary to increase or maintain the production of a scarce material or product. Housing accommodations requested under this paragraph will be approved only on the recommendation of the Civilian Production Administration. Sales prices or rents must be stated. The maximum sales price for applications of this sort may not exceed $10,000 for a single family or $17,000 for a two-family dwelling. The maximum shelter rent may not exceed $80 a month for the dwelling or any apartment in it.

(vii) A person who wishes to construct, repair or alter a farm dwelling where the construction, repair or alteration is necessary to increase or maintain the production of essential food products. The construction of a farm dwelling requested under this paragraph will be approved only on the recommendation of the appropriate County Agricultural Conservation Committee. No sales price or rent need be stated in an application under this paragraph, but the cost of the construction of any such dwelling shall not exceed $10,000.

(viii) An educational institution or a public organization which wishes to construct, repair or alter a dormitory or other group housing facility for veterans or members of the Armed Forces. The application will not be approved if the maximum shelter rent proposed is more than the amount charged by the builder for similar accommodations in its other facilities.

(2) Applications under this regulation should be made on Form CPA-4386. Applications covering dwelling accommodations on a farm should be filed with the appropriate County Agricultural Conservation Committee. Applications by educational institutions or public organizations should be filed with the appropriate Regional Office of the Federal Public Housing Authority. Other applications under this regulation should be filed with the appropriate State or District Office of the Federal Housing Administration. Applications should not be filed unless the construction is already under way (in the case of construction started before the issuance of Veterans' Housing Program Order 1) or unless the builder plans to start actual construction within 90 days of the approval of the CPA-4386 (the priorities assistance and authorization under Veterans' Housing Program Order 1 will expire, and rated orders already placed must be unrated unless construction has started within 90 days of the approval of the CPA-4386 or unless an extension has been obtained from the agency which approved the CPA-4386). The application should not be filed unless the builder has already obtained effective control of the land involved, and gives evidence of readiness to start within 90 days (for example, by getting necessary building permits, getting assurance of financing, making arrangements for utilities and the like). The builder must also state the proposed sales prices or rents for the accommodations, where these are required.

(c) If the application satisfies the requirements indicated in paragraph (b) and any applicable regulations of the National Housing Agency, if the proposed accommodations meet the standards as to space, accommodations and the like which are customary in the community for year-round occupancy, if the proposed sales prices or rents (where required) are reasonably related to the proposed accommodations, and if the available supply of building materials reserved for the program or for the appropriate part of the program has not been fully committed, the application may be approved. One copy of the application will be returned to the builder, bearing a project serial number. A placard or placards will also be sent to the builder, stating that the housing accommodations are being built under the Veterans' Emergency Housing Program.

(1) If the application covers the construction of accommodations to be rented or sold to veterans or members of the Armed Forces under paragraph (b) (1) (ii) or paragraph (b) (1) (viii), the placard will contain a statement to this effect and will contain spaces for the maximum sales price or rent and the project serial number. The builder must insert in the placard or placards clearly, legibly and permanently the project serial number and the appropriate rent and

sales price, not in excess of those specified in the application as approved. The builder must set up a placard in front of each separate residential building on the project site in a conspicuous location within 5 days after the time construction has started (as defined in paragraph (d) (4), and must keep the placard there until completion of the building, and, unless all the accommodations in the building have been sold or rented to veterans or members of the Armed Forces in accordance with paragraph (h), for 30 days afterwards.

(2) If the application is not based on paragraph (b) (1) (ii) or paragraph (b) (1) (viii), the placard will contain a space for the project serial number which must be inserted by the builder. This placard must be set up in front of the building in a conspicuous location within 5 days after construction has started (as defined in paragraph (d) (4)), or after receipt of the placard in case of an application under (b) (1) (iii), and must be kept there until the work is completed.

(d) *Use and effect of HH ratings.* (1) The HH rating assigned for a project may be used only to get materials of the kinds listed on Schedule A of this regulation which are required for the project. The rating may be applied to a purchase order only by placing on the order the following certificate (the certificates set forth in Priorities Regulations 3 and 7 may not be substituted for this certificate):

VETERANS' EMERGENCY HOUSING PROGRAM
Project Serial Number ------
Rating: HH

I certify to the Civilian Production Administration that the materials covered by this order will be used only in a housing project being built under the Veterans' Emergency Housing Program at ---------- (give location of project), and that I will comply with the limitations on sales prices or rents and the preference to veterans provided in Priorities Regulation 33 and my approved application.

Builder

NOTE: If the application on Form CPA-4386 is not based on paragraph (b) (1) (ii) or paragraph (b) (1) (viii) and the placard described in paragraph (c) (2) above is sent to the applicant, he need only use the part of the certificate ending with the location of the project.

(2) The HH rating may be used to get materials by the builder, or by contractors or sub-contractors doing all or any part of the construction work for the builder. Contractors and sub-contractors using the rating must observe all provisions of this paragraph (d) applying to the use of HH ratings by builders. The builder must not use the rating or give others the right to use it before his application is approved. A contractor or sub-contractor may not use it or give others the right to use it unless he has received a statement in substantially the following form from a person who is himself authorized to use the rating (when a contractor or sub-contractor uses the HH rating under this provision, he need only use the part of the certificate in paragraph (d) (1) ending with the location of the project):

Veterans' Emergency Housing Program
Project Serial #------
Rating HH

You are hereby authorized to use the HH rating to get materials of the kinds listed on Schedule A of Priorities Regulation 33 which are required for the project. Your use of this rating is subject to the provisions of Priorities Regulation 33.

Builder

(3) The preference rating assigned may be used only to get the minimum quantities of the materials on Schedule A which are needed for the project. The builder must not specify delivery dates on purchase orders for rated materials more than 30 days before the time they are to be incorporated in the project. This provision applies to materials ordered with an HH rating, instead of the usual rule in Priorities Regulation 32. Furthermore, the builder must not place rated purchase orders for materials in which delivery is specified later than during the third full calendar month after the time when the purchase order is placed. In accordance with Priorities Regulation 1, materials obtained by using the HH rating must, if possible, be used in the construction of the project.

(4) The right to use the HH rating for a project expires 90 days after the issuance of the rating, unless the builder has begun construction on the project by physically incorporating at the site of the project materials which will be an integral part of the construction. If the builder has not begun construction within this time, he must unrate all orders for materials for the project to which he has applied the HH rating. If the application covers a number of different buildings, the right to use the rating for materials going into any individual building expires unless that particular building has been started within the 90 day period. However, before the expiration of the 90 day period, he may apply to the Federal Housing Administration for an extension of the starting date, showing why he was unable to begin construction in accordance with his original application and giving his revised starting date. Unless the request for an extension is denied, he need not unrate his orders but he must postpone the delivery dates so as to comply with paragraph (d) (2).

(5) [Deleted Apr. 12, 1946.]

(e) *Construction of the project.* A builder who constructs, converts, alters or repairs housing accommodations under this regulation must do the work in accordance with the description given in the application, except where he has obtained written approval for a change from the agency which approved the original application.

(f) *Reports.* All persons affected by this regulation shall file such reports as may be requested by the CPA, subject to the approval of the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(g) *Maximum sales prices and rents*—(1) *General.* The restrictions on sales prices and rents contained in this paragraph (g) must be observed so long as this regulation remains in effect. They apply to dwellings of the kinds described below when built or converted under this regulation. Approval of a proposed sales price or rent should be considered merely as a limit upon the price or rent to be charged. It should not be considered as a statement that the sales price or rent represents the value of the dwelling or the apartment for other purposes. In the case of remodelling or rehabilitation, the Office of Price Administration may reduce the maximum rent specified in the application, unless prior approval of the rent has been obtained from that agency.

(2) *One-family dwellings.* (i) An application to build or convert a one-family dwelling (a building designed for occupancy by one family and to be occupied, rented or sold as a unit, including a detached or semi-detached house or a row house but not including an apartment house or a two family "one-over-one" house) must contain a statement of the proposed maximum sales price, whether or not the builder proposes to sell the building except under the conditions described in paragraph (b) (1) (iv), or (b) (1) (vii). If the builder proposes to rent the building the application must also contain a statement of the proposed maximum rent and maximum shelter rent.

(ii) A builder must not sell a one-family dwelling built or converted under this regulation, including the land and all improvements (including garage if provided), for more than the maximum sales price specified in the application, as approved, including within this sales price the amount of any brokerage fees or commissions paid in connection with the sale, whether paid by the builder or by the purchaser.

(iii) No other person shall sell a one-family dwelling built or converted under this regulation, including the land and all improvements, for more than the maximum sales price specified in the application as approved, plus the amount of any normal and customary brokerage fees or commissions actually paid for services which have been rendered in connection with the sale being made, whether paid by the seller or the purchaser, plus normal and customary brokerage fees actually paid for services rendered in connection with previous sales of the dwelling (after the sale by the builder) whether paid by previous sellers or purchasers.

(iv) No person shall rent a one-family dwelling built or converted under this regulation for more than the maximum specified in the application as approved. If no rent is specified in the application, the person wishing to rent the dwelling may request the Federal Housing Administration to set a rent on the basis of information given in the original application and any supplemental information filed, and no person shall rent the dwelling for more than the amount set. A rent of more than $80 a month will not be approved except as a result of an appeal showing that unusual hardship would result.

(3) *Two-family dwellings.* (i) An application for a two-family dwelling (a building designed for occupancy by two families which will be sold as a unit, not including semi-detached or row houses covered by paragraph (g) (2)) must contain statements of both the proposed maximum sales price for the entire dwelling and the proposed maximum rent and maximum shelter rent for each apartment in the dwelling, whether the builder proposes to sell the dwelling or rent it or the apartments in it. However, if a person wishes to convert a one-family dwelling to a two-family dwelling and he or a continuing tenant is going to occupy part of the dwelling himself, he need not specify a proposed maximum sales price for the entire dwelling nor need he specify a proposed maximum shelter rent for the part of the dwelling he or a continuing tenant is to occupy.

(ii) A builder must not sell a two-family dwelling built or converted under this regulation, including land and all improvements (including garage if provided), for more than the maximum sales price specified in the application, as approved, including within this sales price the amount of any brokerage fees or commissions paid in connection with the sale, whether paid by the builder or the purchaser.

(iii) No other person shall sell a two-family dwelling built or converted under this regulation, including the land and all improvements, for more than the maximum sales price specified in the application as approved, plus the amount of any normal and customary brokerage fees or commissions actually paid for services which have been rendered in connection with the sale being made, whether paid by the seller or the purchaser, plus brokerage fees actually paid for services rendered in connection with previous sales of the dwelling (after the sale by the builder), whether paid by previous sellers or purchasers.

(iv) No person shall rent an apartment in a two-family dwelling built or converted under this regulation for more than the maximum rent specified for the apartment in the application as approved.

(4) *Multiple-family dwellings.* (i) An application for a multiple-family dwelling (a building containing three or more separate living accommodations for three or more families) must contain a statement of the proposed maximum rent and the proposed maximum shelter rent for each apartment or for each group of apartments having the same maximum rents However, if a person wishes to convert a one or two-family dwelling to a multiple-family dwelling and he or a continuing tenant is going to occupy part of the dwelling himself, he need not specify a proposed maximum shelter rent for the part of the dwelling he or a continuing tenant is to occupy.

(ii) No person shall rent an apartment in a multiple-family dwelling built or converted under this regulation for more than the maximum rent specified for the apartment in the application as approved.

(5) *Dormitories and group housing facilities.* (i) An application by an educational institution or public organization for a dormitory or group housing facility must contain a statement of the maximum shelter rent to be charged to each occupant.

(ii) As long as this regulation remains in effect, no person (whether the builder or any other person) shall rent accommodations in a dormitory or other group housing facility built under this regulation for more than the maximum shelter rent specified in the application as approved.

(6) *Definition of maximum rent and maximum shelter rent.* "Maximum rent" means the total consideration paid by the tenant for the accommodations including charges paid by the tenant for tenant services specified on the application and including charges paid by the tenant for garage as specified on the application, but excluding charges covering the actual cost on a pro rata basis for gas and electricity for the tenant's domestic purposes when the application specifies that such charges will be made. "Maximum shelter rent" means the maximum rent, less charges for tenant services and garage. The total charge for tenant services will not be approved if more than $3 per room per month. The charge for garage will not be approved if more than $10 per month and will be allowed only for multiple-family dwellings.

(7) *Requests for increases in sales prices and rents by builders.* A builder may apply to the Federal Housing Administration for an increase in the sales price or rent specified in the application before the house is sold (i. e. before title has passed) or initially rented. The application will not be approved unless he can show that he has incurred or will incur additional or increased costs in the construction over which he had, or has, no control, or if he can show that he will incur additional or increased costs in the operation of rented accommodations over which he has no control, and that these increased or additional costs will make it impracticable for him to sell or rent at the price or rent specified in the application. No increase in sales price or rent will be granted in excess of the increase in construction cost, or a proper proportion of it, or the increase in operating cost, as the case may be. However, no increase in sales price to an amount more than $10,000 (or $17,000 in the case of a two-family dwelling) will be granted and no increase in shelter rent to more than $80 a month will be granted except on appeal where unusual hardship would result.

(8) *Requests for increases in sales prices or rents by subsequent owners.* An owner of a dwelling built under this regulation, other than the builder, may apply to the Federal Housing Administration for an increase in the sales price or rent specified in the application if the subsequent owner has made improvements to the dwelling which would warrant an increase. No increase will be granted in excess of the cost of construction of the improvement, or a proper proportion of it in the case of a requested increase in rents. However, no increase in sales price to an amount more than $10,000 (or $17,000 in the case of a two-family dwelling) will be granted and no increase in shelter rent to more than $80 a month will be granted, except on appeal where unusual hardship would result. If an increase in rent is needed because of subsequent improvements, and the accommodations have previously been rented and are in a Defense Rental Area established by the Office of Price Administration, the owner should apply to the Area Rent Office of the Office of Price Administration for an increase (or in the District of Columbia to the Office of Administrator of Rent Control for the District of Columbia). If an increase is granted, one copy of the instrument granting the increase must be filed with the appropriate office of the Federal Housing Administration. Upon the filing of this copy with the Federal Housing Administration, the new rent granted becomes the maximum shelter rent under this regulation. (Note: Under Veterans' Housing Program Order 1 it may be necessary to get authorization to make these alterations.)

(h) *Preferences for veterans of World War II and members of the Armed Forces*—(1) *General.* This paragraph tells how preferences will be given under this regulation to veterans of World War II and members of the Armed Forces as long as this regulation remains in effect. As used in this regulation, "veterans of World War II and members of the Armed Forces" (sometimes referred to in this regulation as "veterans" or as "veterans of World War II") include the following: (i) A person who has been on active service in the U. S. Army, Navy, Coast Guard or Marine Corps or in the U. S. Merchant Marine during World War II (i. e., on or after September 16, 1940) and who was discharged or released under condtions other than dishonorable; (ii) a person who is serving in the U. S. Army, Navy, Coast Guard, Marine Corps or in the U. S. Merchant Marine; (iii) the spouse of a member of the Armed Forces who died in service during World War II or the spouse of a deceased veteran of World War II, if the spouse is living with a child or children of the deceased; or (iv) a citizen of the United States who served in the Armed Forces of an allied nation during World War II. Although the preference for veterans and members of the Armed Forces lasts during construction and for 30 days after completion, or for 30 days at the time of a later sale or rental, the restrictions of paragraph (g) on sales prices and rents continues as long as this regulation remains in effect. The preferences for veterans and members of the Armed Forces provided by this paragraph (h) do not apply to sales in the course of judicial proceedings. Sales subsequent to such judicial sales, however, are subject to the provisions of this paragraph. The provisions of paragraph (h) do not apply to dwellings for which neither a maximum sales price nor a maximum rent is established under this regulation and do not apply to dwellings approved on applications under (b) (1) (vi) or to the initial occupancy of a dwelling or an apartment in it approved under this regulation for the occupancy of the applicant or the continued occupancy of his tenant.

(2) *One-family dwellings.* (i) A builder who has built or converted a one-family dwelling under this regulation must, during construction and for 30 days after completion, publicly offer it for sale or for rent at or below the max-

imum sales price or the maximum rent specified in the application as approved to veterans of World War II or members of the Armed Forces for their own occupancy.

(ii) If a one-family dwelling built under this regulation is being offered for sale, the owner (whether the builder or any subsequent purchaser) must not sell or otherwise dispose of it to any person other than a veteran of World War II unless he has publicly offered it for sale to such veterans for at least 30 days (or during construction and for 30 days afterwards in the case of the builder) at or below the maximum sales price.

(iii) If a one-family dwelling built under this regulation is being offered for rent, the owner (whether the builder or any subsequent purchaser) must not rent it to any person other than a veteran of World War II unless he has publicly offered it for rent to such veterans for at least 30 days (or during construction and for 30 days afterwards in the case of the builder) at or below the maximum rent.

(3) *Two-family dwellings.* (i) A builder who has built or converted a two-family dwelling under this regulation must, during construction and for 30 days afterwards, publicly offer it for sale or the apartments in it for rent at or below the maximum sales price or the maximum rent specified in the application, as approved, to veterans of World War II and members of the Armed Forces for their own occupancy.

(ii) If a two-family dwelling built or converted under this regulation is being offered for sale, the owner, whether the builder or subsequent purchaser, must not sell or otherwise dispose of it to any other person than a veteran of World War II unless he has publicly offered it for sale to such veterans for at least 30 days (or during construction and for 30 days afterwards in the case of the builder) at or below the maximum sales price.

(iii) If an apartment in a two-family dwelling built or converted under this regulation is being offered for rent, the person offering it for rent must not rent it to any person other than a veteran of World War II unless he has publicly offered it for rent to such veterans for at least 30 days (or during construction and for 30 days afterwards in the case of the builder) at or below the maximum rent specified for the apartment in the application as approved.

(4) *Multiple-family dwellings.* (i) A builder who has built or converted a multiple-family dwelling under this regulation must, during construction and for 30 days after completion, publicly offer the apartments in it for rent to veterans of World War II and members of the Armed Forces for their own occupancy at or below the maximum rent given in the application as approved.

(ii) As long as this regulation remains in effect, no other person shall rent an apartment in a multiple-family dwelling built under this regulation to any person other than a veteran of World War II unless he has publicly offered the apartment for rent to such veterans for at least 30 days (or during construction and for 30 days after completion) at or below the maximum rent specified in the application as approved to veterans of World War II or members of the Armed Forces for their own occupancy.

(5) *Dormitories and group housing facilities.* A builder who has built or converted a dormitory or other group housing facility under this regulation must make the accommodations available exclusively for veterans of World War II and members of the Armed Forces otherwise eligible to occupy the accommodations, except that if an educational institution builds a dormitory under this program it may make available to non-veterans 40% of the accommodations in the dormitory if it makes available to veterans of World War II an equivalent number of similar or better accommodations in other dormitories at rents not larger than the rents specified in the application as approved.

(6) [Deleted Apr. 12, 1946]

(i) *Notices in advertisements and deeds.* (1) If the placard described in paragraph (c) (1) is sent to the applicant, as long as this regulation remains in effect a builder who has used the HH rating to get materials for a dwelling, or who could not, under Veterans' Housing Program Order 1, have built or converted the dwelling without approval under this regulation, and every other person who has acquired title to such a dwelling (whether completed or not) must include a statement in substantially the following form in any deed, conveyance or other instrument by which the dwelling is sold, transferred or mortgaged to any other person:

> The building on the premises hereby conveyed was built (converted) under Priorities Regulation 33 (Builder's Serial No. —). Under that regulation a limit is placed on either the sales price or the rent for the premises or both and preferences are given to veterans of World War II or members of the Armed Forces in selling or renting. As long as that regulation remains in effect, any violation of these restrictions by the grantee or by any subsequent purchaser will subject him to the penalties provided by law. The above is inserted only to give notice of the provisions of Priorities Regulation 33 and neither the insertion of the above nor the regulation is intended to affect the validity of the interest hereby conveyed.

(2) If the placard described in paragraph (c) (1) is sent to the applicant, as long as this regulation remains in effect the builder and every subsequent owner, and their agents and brokers, must include a statement in substantially the following form in any advertisement printed or published in which accommodations built under Priorities Regulation 33 are offered for sale or for rent:

> This house (apartment) is being (was) built under the Veterans' Emergency Housing Program for sale (for rent) at or below $---------- (insert maximum sales price or rent). It is offered for sale (for rent) only to veterans of World War II or members of the Armed Forces during construction and until 30 days after completion (for the next 30 days in the case of sale or rent after initial occupancy).

(j) *Transfer of ratings forbidden.* No person to whom an HH rating has been assigned shall transfer the rating to any other person (as distinguished from applying the rating to purchase orders) and any transfer attempted is void. If for any reason a builder wishes to abandon a project and another builder wishes to continue with the project, the new builder should apply to the appropriate FHA office, attaching to his application a letter from the former builder or the representatives of the former builder joining in the request for the assignment of ratings to the new builder.

(k) *Appeals.* Any person affected by this regulation or a direction to it who considers that compliance with its provisions would result in an exceptional and unreasonable hardship on him may appeal for relief. An appeal from any provision of this regulation except paragraph (d) should be filed with the appropriate local office of the Federal Housing Administration or other agency with which applications may be filed under this regulation, and the appeal shall be forwarded to the Washington office of that agency for consideration together with any recommendations made by the local office. An appeal from paragraph (d) of this regulation or a direction to this regulation, unless the direction expressly states otherwise, should be filed by letter in duplicate addressed to the Civilian Production Administration, Washington 25, D. C., Ref: Direction —— to PR–33.

(l) *Amendments and supplemental applications.* A builder may apply to the agency which approved his application for an amendment to it. If the amendment covers changes in the specifications of the proposed dwelling or dwellings or changes in the proposed sales price or rent (see paragraph (g) (6)), or a change in the construction schedule of a project involving several buildings, the request for an amendment may be made by letter in triplicate. If the request for an amendment is granted, the provisions of this regulation apply to the application as amended. If the request is for permission to use the rating for dwellings listed on the original application but not to be started within 90 days of issuance, the request should be filed on Form CPA–4387. If the request for an amendment requires additional buildings or dwelling units not included in the original application, a new application on CPA–4386 covering the new units should be filed.

(m) *Communications.* All communications about this regulation (except about paragraph (d), Schedule A or directions to the regulation) should be addressed to the appropriate State or District Office of the Federal Housing Administration or other appropriate agency indicated in paragraph (b) (2). Communications about paragraph (d), Schedule A or directions to the regulation should, unless specifically directed otherwise, be addressed to the Civilian Production Administration, Washington 25, D. C., or to the appropriate Civilian Production Administration Construction Field Office.

(n) *Violations.* Any person who wilfully violates any provision of this regulation or who, in connection with this regulation, wilfully conceals a material fact or furnishes false information to any Department or Agency of the United States is guilty of a crime and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining any further deliveries of, or from processing or using, material under priority control and may be deprived of priorities assistance.

(o) [Deleted Apr. 12, 1946.]

Issued this 14th day of June 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-10205; Filed, June 14, 1946; 11:36 a. m.]

PART 3290—APPAREL FOR FEMININE WEAR

[General Limitation Order L–85, Schedule II, as Amended June 14, 1946]

WOMEN'S, MISSES' AND JUNIOR MISSES' BLOUSES

§ 3290.3 *Schedule II to General Limitation Order L–85*—(a) *Definitions.* For the purpose of this schedule:

(1) "Blouse" means the outer garment for feminine wear commonly worn with a separate skirt or under a jacket, and shall include all kinds of blouses and shirts;

(2) [Deleted Apr. 8, 1946.]

(3) "French facing" means a facing extending to the armhole or beyond.

(b) [Deleted Oct. 30, 1945.]

(c) *General restrictions on processing, manufacture and sale of women's, misses', and junior misses' blouses.* (1) No person shall put into process, manufacture, sell or deliver a blouse with another garment or article (except a slack) at a unit price.

(2) No person shall put into process, manufacture, sell or deliver a blouse with an attached vestee, dickey, gilet, hood, capelet or handkerchief.

(3) No person shall change any manufactured size marking to denote a different size or a different size range.

(d) *General restrictions applying to the processing of a blouse.* (1) No person shall put into process any cloth for the manufacture of a blouse with:

(i) French facings;

(ii) Double yoke, except on knitted fabrics;

(iii) [Deleted Oct. 30, 1945.]

(iv) [Deleted Oct. 30, 1945.]

(v) [Deleted Apr. 8, 1946.]

(vi) Cuffs over 3 inches in width;

(vii) [Deleted Oct. 30, 1945.]

(viii) [Deleted Oct. 30, 1945.]

(ix) More than 1 ruffle on each sleeve;

(x) [Deleted June 14, 1946.]

(xi) More than 1 collar or revers. (A single collar or revers of 2 thicknesses is permitted);

(xii) A collar or revers over 5 inches wide;

(xiii) [Deleted Oct. 30, 1945.]

(xiv) More than 1 pocket, inside or out, or with any patch pocket exceeding 25 square inches of material before reduction;

(xv) [Deleted Apr. 8, 1946.]

(xvi) More than 2 separate trimming bows over 2 inches in width;

(xvii) Quilting in excess of 100 square inches.

(2) If a blouse is trimmed by any one of the following methods a combination of any such methods may not be used, and:

(i) If a blouse is ornamented by ruffles, frills, or a jabot, the entire trimming consumed by such ruffles, frills, or jabot may use material not to exceed 320 square inches. In no case may more than 1 ruffle, frill, or jabot over 5 inches wide be used on either or both sides of the center front, and the fullness may not be over 3 to 1;

(ii) If a blouse is ornamented by tucking or pleating on the front of the blouse, the entire width of the front of the blouse may not be increased by more than 4 inches of material;

(iii) If a blouse is ornamented by tucking or pleating on the collar, the cuffs, or both, the entire extra material contained in the collar, the cuffs, or both may not be more than 92 square inches.

(3) A blouse shall be of and graded from the following measurements for a size 36, all other sizes and ranges to be graded in normal trade proportions:

(i) 23 inches maximum overall length, including turn-up for hem;

(ii) 19½ inches for the maximum underarm sleeve length;

(iii) 15 inches for the maximum measurements at the bottom of the sleeve, or at the part attached to the cuff.

(e) *Trimming records.* Every person who puts cloth into process for the manufacture of blouses shall make and retain, for not less than one year, a record of the number of square inches used for the trimming of each style of blouse manufactured by him.

Issued this 14th day of June 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-10198; Filed, June 14, 1946; 11:35 a. m.]

PART 3290—TEXTILE, CLOTHING, AND LEATHER

[General Limitation Order L–85, Schedule III, as Amended June 14, 1946]

WOMEN'S, MISSES' AND JUNIOR MISSES' COATS, TOPPERS, SUITS, JACKETS, SKIRTS, SLACKS, OVERALLS, COVERALLS, PLAYSUITS AND SHORTS

§ 3290.4 *Schedule III to General Limitation Order L–85*—(a) *Definitions.* For the purpose of this schedule:

(1) "Coat" means any outer garment for feminine wear, usually worn over other outer apparel, including a cape, a raincoat, an evening coat, a reefer and a topper, but excluding a fur coat;

(2) [Deleted Oct. 30, 1945.]

(3) [Deleted Oct. 26, 1943]

(4) "Suit" means a garment consisting of a separate jacket and skirt of either matching or contrasting material, sold as one unit;

(5) [Deleted Apr. 8, 1946.]

(6) "Playsuit" means either a one-piece garment consisting of a top attached to a pair of shorts, or a two-piece garment consisting of a separate top and a pair of shorts.

(7) "Evening skirt" means a skirt of floor or ankle length;

(8) [Deleted Apr. 8, 1946.]

(9) "French facing" means a facing extending to the armhole or beyond;

(10) "Culotte" means a garment with a divided skirt;

(11) "Measurements" means, unless otherwise specified, maximum finished measurements in inches after all manufacturing operations have been completed and the garment is ready for shipment, as follows:

(i) Measurements of the length of coats, toppers, reefers, and jackets shall be made from the nape of the neck to the bottom of the finished garment;

(ii) Measurements of the length of skirts shall be made from the highest point of the skirt to the bottom of the finished garment;

(iii) "Sweep" means the maximum circumference of a skirt at any point parallel to the floor;

(iv) "Sleeve length" means the maximum measurement from the side of the neck over the shoulder to the bottom of the sleeve;

(v) "Sleeve circumference" means the maximum measurement at the bottom of the sleeve, or at the part attached to the cuff.

(b) [Deleted Oct. 30, 1945.]

(c) *General restrictions on processing, manufacture and sale of all women's, misses', junior misses' coats, suits, jackets, skirts, slacks, coveralls, overalls, play suits, shorts.* (1) No person shall put into process, manufacture, sell or deliver an article of apparel for feminine wear covered by this Schedule with another garment or article at a unit price, except that:

(i) A jacket may be sold with a skirt, or with a slack, or with ski pants as a two-piece outfit at a unit price;

(ii) A skirt may be sold with a one-piece short playsuit at a unit price; and

(iii) A slack may be sold with a blouse at a unit price.

(2) No person shall put into process, manufacture, sell or deliver an article of apparel for feminine wear covered by this schedule with an attached hood, cape, capelet, fichu, vest, cap, pants, handkerchief, shawl or scarf.

(3) No person shall change any manufactured size marking to denote a different size or a different size range.

(d) *General restrictions applying to the processing of apparel for feminine wear covered by this schedule.* (1) No person shall put into process any material for the manufacture of a coat with:

(i) French facings, except of wool cloth;

(ii) [Deleted Oct. 30, 1945.]

(iii) [Deleted Oct. 30, 1945.]

(iv) [Deleted Oct. 30, 1945.]

(v) [Deleted Oct. 30, 1945.]

(vi) More than one collar or revers. (Single collar or revers of 2 thicknesses with inside lining permitted);

(vii) [Deleted Oct. 30, 1945.]

(viii) More than two set-in pockets or with any patch pocket exceeding 64 square inches of material before reduction;

(ix) [Deleted Apr. 8, 1946.]

(x) Separate or attached vestees, dickeys, gilets, or scarfs.

(2) [Deleted Oct. 30, 1945.]

(3) No person shall put into process any cloth for the manufacture of a separate jacket or a jacket which is the top of a suit, a slack suit or a ski suit, with:

(i) French facings, except of wool cloth;

(ii) [Deleted Oct. 30, 1945.]

(iii) [Deleted Oct. 30, 1945.]

(iv) [Deleted Oct. 30, 1945.]

(v) [Deleted Oct. 30, 1945.]

(vi) More than 1 collar or revers. (Single collar or revers of 2 thicknesses with inside lining permitted);

(vii) A collar over 5 inches in width;

(viii) [Deleted Oct. 30, 1945.]

(ix) More than two set-in pockets or with any patch pocket exceeding 42 square inches of material before reduction;

(x) [Deleted Apr. 8, 1946.]

(xi) Separate or attached vestees, dickeys, gilets or scarfs;

(xii) Double breasted fronts;

(xiii) Quilting, except when used as a lining;

(xiv) Pleating, tucking or shirring of any part or section of a jacket which increases by more than 10% said part or section, except that the width of the complete front of a jacket may be increased by 8 inches of material.

(4) No person shall put into process any material for the manufacture of a separate skirt or a suit skirt or a play suit skirt, with:

(i) [Deleted Apr. 8, 1946.]

(ii) [Deleted June 14, 1946.]

(iii) [Deleted Oct. 30, 1945.]

(iv) [Deleted Oct. 30, 1945.]

(v) More than one set-in pocket or with any patch pocket exceeding 36 square inches of material before reduction.

(vi) [Deleted Apr. 8, 1946.]

(vii) Features making such skirts of the types known as culottes, reversible skirts, lined skirts, quilted skirts, or skating skirts;

(viii) Pleating, tucking, or shirring, except when the sweep before pleating, tucking or shirring does not exceed the prescribed sweep of that particular size.

(5) No person shall put into process any material for the manufacture of a slack, coverall, overall, short, play suit, or ski pants, with:

(i) [Deleted Apr. 8, 1946.]

(ii) [Deleted June 14, 1946.]

(iii) [Deleted Oct. 30, 1945.]

(iv) More than 2 pockets, inside or out, or with any patch pockets exceeding 36 square inches of material before reduction;

(v) [Deleted Apr. 8, 1946.]

(vi) [Deleted Oct. 30, 1945.]

(vii) A blouse or shirt top which exceeds the restrictions of Schedule II governing blouses.

(e) *General restrictions on the measurements of all apparel for feminine wear covered by this schedule.* Maximum measurements for all sizes and ranges other than those specified below shall be graded in normal trade proportions.

(1) *Coats.* Coats shall be of and graded from the following maximum measurements:

COATS

NOTE: Footnote and reference to footnote added June 14, 1946.

Type	Size	Hems	Outside sleeve measurements	Sleeve circumf.	Sweep		Length	
					Fit	Box[1]	Fit	Box
Misses'	16	2	30	16½	70	60	43	42
Jr. misses'	15	2	30	16½	70	60	41½	40½
Little women	20¼	2	29¼	16½	76	66	44	43
Women's reg	40	2	31½	16½	76	66	45½	44½
Women's stout	42½	2	32	16½	78	68	46½	45½
Women's odd	41	2	31½	16½	78	68	46½	45½

[1] Box coats between 35 inches and 36 inches in length may be made with the same sweep as designated for fitted coats.

(2) *Jackets.* Separate jackets and jackets which are the tops of suits, slack suits, and ski suits shall be of and graded from the following maximum measurements:

JACKETS

Type	Size	Jacket length	Sleeve length	Sleeve circumference	Hems
Misses'	16	25	30	14	1½
Jr. misses'	15	25	30	14	1½
Little women	20½	25½	31½	15½	1½
Women's reg	40	29¼	29	15½	1½
Women's stout	42½	26½	32	16	1½
Women's odd	41	26¾	31	16	1½

(3) *Separate skirts.* Separate skirts shall be of and graded from the following maximum measurements:

SEPARATE SKIRTS

Type	Size	Length inc. waistband	Hems	Sweeps	Wool sweeps over 9 oz.
Misses'	16	28	2	78	64
Jr. misses'	15	27	2	78	64
Women's reg	40	29½	2	82	70

(4) *Suit skirts.* Suit skirts shall be of and graded from the following maximum measurements:

SUIT SKIRTS

Type	Size	Length inc. waistband	Hems	Sweeps	Wool sweeps over 9 oz.
Misses'	16	28	2	72	64
Jr. misses'	15	27	2	72	64
Women's reg	40	29½	2	76	70

(5) *Evening and dinner skirts.* (i) Sweeps on all sizes of evening and dinner skirts shall be limited, with respect to the following materials, to:

(*a*) 90 inches when made of crepes, crepe satins, and similar fabrics;

(*b*) 144 inches when made of taffeta, flat satins, and failles;

(*c*) 288 inches when made of transparent fabrics;

(*d*) 90 inches when made of any other

(ii) Lengths for evening and dinner skirts shall not exceed:

(*a*) 45½" for size 16, Misses' range;

(*b*) 44" for size 15, Junior Misses' range;

(*c*) 46" for size 40, Women's range. material.

(iii) [Deleted Oct. 30, 1945.]

(iv) Any skirt shorter than ankle or floor length shall conform in all respects with the measurements prescribed for daytime and suit skirts.

(6) *Slacks, overalls and coveralls.* Slacks, overalls and coveralls from waist down shall be of and graded from the following maximum measurements:

SLACKS, OVERALLS AND COVERALLS

Type	Size	Bottom width	Length incl waistband and turn-up at bottom
Misses'	16	19½	45½
Jr. misses'	15	19½	44½
Women's reg	40	22½	46½

(7) *Ski pants.* Ski pants shall be of and graded from the following maximum measurements:

SKI PANTS

Type	Size	Bottom width	Length including waistband and turn-up at bottom
Misses'	16	15	42½
Jr. misses'	15	15	41½
Women's reg	40	17	44½

Issued this 14th day of June 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

INTERPRETATION 1: Obsolete.

[F. R. Doc. 46-10199; Filed, June 14, 1946; 11:35 a. m.]

PART 3290—TEXTILE, CLOTHING, AND LEATHER

[General Limitation Order L-85, Schedule V, as Amended June 14, 1946]

CHILDREN'S APPAREL FOR OUTER WEAR

§ 3290.6 *Schedule V to General Limitation Order L-85*—(a) *Definitions.* For the purpose of this schedule:

(1) "Outerwear" means all apparel for children, excluding underwear and lounging wear;

(2) "Children's apparel" means outerwear of the following size ranges:

(i) Toddler's range 1 to 4 for both sexes;

(ii) Children's range 3 to 6x for both sexes;

(iii) Girl's range 7 to 14;

(iv) Teen age range 10 to 16;

(v) Chubbie range 7½ to 14½ and 10½ to 16½.

(3) "Children's" means all ranges from 1 to 16½;

(4) "Coat" means any outer garment for children usually worn over other outer apparel, including a cape, a raincoat, a reefer and a topper, but excluding a jacket;

(5) "Playsuit" means either a one-piece garment consisting of a top attached to a pair of shorts, or a two-piece garment consisting of a separate top and a pair of shorts.

(6) "Suit" means a garment consisting of a separate jacket and skirt of either matching or contrasting material, sold as one unit;

(7) "Jacket" means a coat shorter than 33" in teen age and shorter than 24" in girls' range; (Note that paragraph (d) (2) (xvi) specifies the maximum permitted length for a jacket.)

(8) "Dress" includes a street dress, a suit dress and a party dress;

(9) "Street dress" means any dress other than a party dress;

(10) "Party dress" means a dress of floor or ankle length;

(11) "Suit dress" means an unlined two-piece outfit consisting of a top and skirt, sold as one unit and commonly known to the trade as a two-piece dress. It shall be subject to all the regulations of paragraph (d) (5) governing dresses. However, if the top is lined, half lined, sleeve lined, partly or skeleton lined, it shall be deemed a suit and not a dress and shall be subject to paragraphs (d) (2) and (d) (3) governing jackets and skirts.

(12) "Legging set" means a combination of coat and leggings or pants, of the type known as a double duty outfit;

(13) "Snow suit" or "ski suit" means a one-piece garment or a combination of a jacket and leggings or pants, made exclusively for outdoor wear;

(14) "French facing" means a facing extending to the armhole or beyond;

(15) "Culotte" means a garment with a divided skirt;

(16) "Measurements" means, unless otherwise specified, maximum finished measurements in inches after all manufacturing operations have been completed and the garment is ready for shipment, as follows:

(i) Measurement of the length of coats, toppers, dresses, and jackets shall be made from the nape of the neck to the bottom of the finished garment;

(ii) Measurements of the length of skirts shall be made from the highest point of the skirt to the bottom of the finished garment;

(iii) "Sweep" means the maximum circumference of a skirt or a dress at any point parallel to the floor.

(b) [Deleted Oct. 30, 1945.]

(c) *General restrictions on processing, manufacture and sale of all children's apparel.* (1) No person shall put into process, manufacture, sell or deliver any children's apparel, including a jumper or pinafore, with another garment or article at a unit price, except in the case of the following garments which may be sold as one unit:

(i) A skirt and a top may be sold as a dress;

(ii) A jacket may be sold with a skirt, or with slacks, or with ski pants, as a suit;

(iii) A coat may be sold with one pair of leggings up to and including size 14;

(iv) A one-piece play suit may be sold with a skirt.

(2) No person shall put into process, manufacture, sell or deliver any children's apparel with an attached cape, muff, scarf, bag, hat, cap, capelet, handkerchief or hood, except that a collarless raincoat and a collarless mackinaw or ski jacket may be sold with a permanently attached hood up to and including size 14.

(3) No person shall change any manufactured size marking to denote a different size or a different size range.

(d) *General restrictions applying to the processing of children's apparel.* (1) No person shall put into process any material for the manufacture of a Coat, Cape, or Raincoat, with:

(i) [Deleted Oct. 30, 1945.]

(ii) More than one collar or revers. (Single collar or revers of two thicknesses with inside lining permitted);

(iii) A collar over 5 inches wide;

(iv) Any patch pocket exceeding 36 square inches of material before reduction;

(v) [Deleted Apr. 8, 1946.]

(vi) [Deleted Apr. 8, 1946.]

(vii) [Deleted Oct. 30, 1945.]

(viii) French facings, except of wool cloth;

(ix) [Deleted Oct. 30, 1945.]

(x) [Deleted Oct. 30, 1945.]

(xi) [Deleted Oct. 30, 1945.]

(xii) Vestees, dickeys or gilets;

(xiii) [Deleted Oct. 30, 1945.]

(xiv) [Deleted Apr. 8, 1946.]

(xv) Measurements which are not of or graded from the following maximum measurements:

COATS, CAPES AND RAINCOATS

Type	Size	Length box coat	Sweep box coat	Length fitted	Sweep fitted	Hem	Sweep for coat sold with leggings
Toddlers'	4	19	46			2	48
Children's	6x	26	52½			2	54½
Girls'	14	36	53	36	63	2	64
Chubbie girls'	14½	36	60	36	70	2	
Teen age	16	40	59½	41	68	2	
Chubbie teen age	16½	40	63½	41	72	2	

Maximum measurements for all sizes other than those specified above shall be graded in normal trade proportions.

(2) No person shall put into process any material for the manufacture of a separate jacket or a jacket which is the top of a suit, a slack suit, a snow suit, or a ski suit, with:

(i) [Deleted Oct. 30, 1945.]

(ii) [Deleted Oct. 30, 1945.]

(iii) [Deleted Oct. 30, 1945.]

(iv) [Deleted Oct. 30, 1945.]

(v) More than 1 collar or revers. (Single collar or revers of 2 thicknesses with inside lining permitted);

(vi) Collar or revers over 5 inches in width;

(vii) Any patch pocket exceeding 36 square inches of material before reduction;

(viii) [Deleted Apr. 8, 1946.]

(ix) [Deleted Apr. 8, 1946.]

(x) [Deleted Oct. 30, 1945.]

(xi) French facings except of wool cloth;

(xii) Double breasted fronts in teen age sizes 10 to 16;

(xiii) Quilting, except when used as a lining;

(xiv) [Deleted Oct. 30, 1945.]

(xv) A dickey collar except on collarless jackets;

(xvi) Measurements which are not of or graded from the following maximum measurements:

JACKETS

Range	Size	Jacket length	Snow & ski suit jacket length	Hems
Toddlers'	3	14½	15½	1½
Children's	6x	16½	18	1½
Girls'	14	20½	22	1½
Chubbie girls'	14½	20½	22	1½
Teen age	16	23½	23½	1½
Chubbie teen age	16½	23½	23½	1½

Maximum measurements for all sizes and ranges other than those specified above shall be graded in normal trade proportions.

(3) No person shall put into process any material for the manufacture of a separate skirt or a suit skirt or a play suit skirt, with:

(i) [Deleted Apr. 8, 1946.]

(ii) [Deleted June 14, 1946.]

(iii) [Deleted Oct. 30, 1945.]

(iv) Any patch pocket exceeding 25 square inches of material before reduction;

(v) [Deleted Apr. 8, 1946.]

(vi) [Deleted Oct. 30, 1945.]

(vii) Features making such skirts of the types known as culottes, reversible skirts, lined skirts, quilted skirts, or skating skirts;

(viii) Over-all pleating, tucking or shirring, except when the sweep before pleating, tucking or shirring does not exceed the prescribed sweep of that particular size;

(ix) Measurements which are not of or graded from the following maximum measurements:

SKIRTS

Range	Size	Sweep	Length including waistband	Hems
Toddlers'	3	48	11½	2
Children's	6x	56	16¾	2
Girls'	14	68	24	2
Chubble girls'	14½	72	24	2
Teen age	16	76	26	2
Chubble teen age	16½	78	26	2

Maximum measurements for all sizes other than those specified above shall be graded in normal trade proportions.

(4) No person shall put into process any material for the manufacture of a slack, coverall, overall, short, play suit, snow suit or ski pants, with:

(i) [Deleted Apr. 8, 1946.]
(ii) [Deleted Oct. 30, 1945.]
(iii) [Deleted June 14, 1946.]
(iv) Any patch pocket exceeding 36 square inches of material before reduction;
(v) [Deleted Apr. 8, 1946.]
(vi) [Deleted Oct. 30, 1945.]
(vii) [Deleted Oct. 30, 1945.]
(viii) Measurements which are not of or graded from the following maximum measurements:

SLACKS, COVERALLS, OVERALLS, SHORTS, PLAY-SUITS, SNOW-SUITS AND SKI PANTS

NOTE: Table amended June 14, 1946.

Range	Size	Length ski pants	Max. length incl. turn-up slacks & coveralls & overalls from waist down	Circumference at bottom
Toddlers'	3	27	22½	15
Children's	6x	33	30	16
Girls'	14	42	40	18
Teen age	16	44	42¾	19

(5) No person shall put into process any material for the manufacture of children's dresses, with:

(i) [Deleted Oct. 30, 1945.]
(ii) French facings;
(iii) [Deleted Oct. 30, 1945.]
(iv) [Deleted June 14, 1946.]
(v) [Deleted June 14, 1946.]
(vi) Double yokes;
(vii) [Deleted Oct. 30, 1945.]
(viii) [Deleted Oct. 30, 1945.]
(ix) More than 1 collar or revers. (Single collar or revers of 2 thicknesses permitted);
(x) A collar or revers over 5 inches in width;
(xi) Any patch pocket exceeding 36 square inches of material before reduction;
(xii) [Deleted Apr. 8, 1946.]
(xiii) [Deleted Apr. 8, 1946.]
(xiv) Cuffs over 2 inches in width;
(xv) [Deleted Oct. 30, 1945.]
(xvi) [Deleted Oct. 30, 1945.]
(xvii) [Deleted Oct. 30, 1945.]
(xviii) Extra sleeves, attached or otherwise;
(xix) Vestees or gilets;
(xx) Quilting;
(xxi) More than 1 ruffle (not to exceed 2 inches in width) on a sleeve;
(xxii) Ruffles on skirt, except that ruffles may be used on or around skirt pockets;
(xxiii) A skirt pleated, tucked or shirred, except when the sweep before pleating, tucking or shirring does not exceed the prescribed sweep of that particular size;
(xxiv) Features making such dresses known as culottes and reversible dresses;
(xxv) More than two trimming bows;
(xxvi) Petticoat, apron, or overskirt;
(xxvii) A dickey collar except on a collarless dress. (The dickey collar shall be no longer than 15 inches from the center back of the neckline to the longest point in front for a size 16);
(xxviii) Measurements which are not of or graded from the following maximum measurements:

DRESSES

Range	Size	Street length	Street sweep	Street hems	Party length	Party sweep	Party hem	Length top two-piece dress
Toddlers'	3	17½	48	3				14½
Children's	6x	26	56	3	37	60	1	16½
Girls'	14	36	68	3	52	96	1	20½
Chubble girls'	14½	36	72	3	52	96	1	23½
Teen age	16	41	72	3	57	120	1	23½
Teen age chubbie	16½	41	78	3	57	120	1	23½

Maximum measurements for all sizes other than those specified above shall be graded in normal trade proportions.

Issued this 14th day of June 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-10201; Filed, June 14, 1946; 11:35 a. m.]

PART 3290—TEXTILE, CLOTHING, AND LEATHER

[General Limitation Order L-85, Schedule IV, as Amended June 14, 1946]

FEMININE NECKWEAR

§ 3290.5 *Schedule IV to General Limitation Order L-85*—(a) *Definitions.* For the purpose of this schedule:

(1) "Vestee" or "gilet" means a sleeveless and backless front;

(2) "Dickey" means a sleeveless front and back;

(3) "Revers" means neckwear in the shape of a lapel;

(4) "Bib" means a loose front collar;

(5) "Item of neckwear" means any article of feminine wear, including the foregoing, commonly known to the trade as neckwear.

(b) [Deleted Oct. 30, 1945.]

(c) *General restrictions on processing of feminine neckwear.* (1) No person shall put into process any material for the manufacture of feminine neckwear with:

(i) A cuff over 3 inches in width;
(ii) [Deleted Oct. 30, 1945.]
(iii) [Deleted Apr. 8, 1946.]
(iv) More than one collar or revers. (Single collar or revers of 2 thicknesses permitted);
(v) A collar over 5 inches wide;
(vi) More than 2 separate trimming bows;
(vii) All-over tucking or shirring;
(viii) Quilting in excess of 100 square inches;
(ix) Pleating, tucking or shirring which increases the front of a vestee, dickey or gilet by more than 4 inches of material: *Provided, however,* That if a front is so increased, no ruffle, jabot or frill may be used;
(x) [Deleted June 14, 1946.]
(xi) More than 1½ to 1 shirring on 1st and 2d width laces, or more than 2 to 1 on 3d and higher width laces.

(2) The following items of neckwear when made or sold as independent units shall not exceed the following restrictions:

(i) A jabot shall not consume more than 430 square inches of material;
(ii) Revers shall not be wider than 7 inches from the binding to the extreme edge, including trim;
(iii) A bib shall not be over 9 inches deep;
(iv) A collar of sheer material shall not contain more than 2 tiers of fabric, each tier not to exceed 5 inches in width.

(3) The following, when made or sold as an attachment to another item of neckwear, such as a vestee or gilet, shall not exceed the following restrictions:

(i) A jabot shall not contain more than 320 square inches of material;
(ii) A jabot shall not consist of more than 3 tiers, 5 inches wide;
(iii) Revers shall not be wider than 5 inches, including trim:
(iv) A frill or ruffle shall not be over 5 inches wide on either or both sides of the center front;
(v) A frill or ruffle shall not be made with fullness over 3 to 1.

(d) *Trimming records.* Every person who puts material into process for the manufacture of neckwear shall make and retain, for not less one year, a record of the number of square inches used for the trimming of each style of neckwear manufactured by him.

Issued this 14th day of June 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-10200; Filed, June 14, 1946; 11:35 a. m.]

Chapter XI—Office of Price Administration

PART 1305—ADMINISTRATION

[SO 132,[1] Amdt. 37]

FOODS, GRAINS AND CEREALS, FEEDS, TOBACCO AND TOBACCO PRODUCTS, AGRICULTURAL CHEMICALS, INSECTICIDES AND BEVERAGES

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

Supplementary Order 132 is amended in the following respects:

1. In section 1 (a) (1), the commodity "Crabmeat specialties, canned (imported and domestic). This includes, but is not limited to, cakes and cocktails" is amended to read: "Crabmeat specialties, canned and frozen (imported and domestic). This includes, but is not limited to, cakes and cocktails."

2. In section 1 (a) (2), the commodity "Peppers, brined (imported and domestic) (does not include pimientos)" is amended to read: "Peppers, brined (imported and domestic)"; the commodity "Peppers, fresh, canned" is amended to read "Peppers, fresh, canned (imported and domestic)"; the commodity "Garbanzo beans" is deleted; and the following items are added in alphabetical order:

Ripe olives, canned.
Peas, green, fresh.
Pickles, packed from fresh vegetables other than cucumbers.

3. In section 1 (a) (4), the following commodity is added in alphabetical order:

Rabbits, live, dressed or eviscerated, including frozen rabbits.

4. In section 1 (a) (5), the following commodities are added in alphabetical order:

Cocktail food accessories made from batter consisting of any two or more of the following ingredients: corn meal, flour, eggs, potatoes, rice, seasonings and flavored with cheese, peanut butter, or other flavorings. This batter may be shaped in various forms, raw, fried in deep fat or cooked by any other method.

Consomme, jellied, canned.

Tamales in hermetically sealed containers, made from poultry, rabbit, or any meat except beef, veal, pork, lamb or mutton.

5. In section 1 (a) (7), the following commodity is added in alphabetical order:

Malted Milk Crunch (small uneven particles resulting from breaking and screening the cake-like substance which results from manufacture of malted milk by vacuum-drum process).

6. In section 1 (e), the following commodity is added in alphabetical order:

Talc (Agricultural).

7. Section 2 (a) (4) is added to read as follows:

(4) Poultry and poultry products category, as follows:

	From—	Termination date
Poultry, canned or frozen cooked, solid pack and packing (imported and domestic).	June 13, 1946	Indefinite.
Poultry, roasted, smoked, or otherwise cooked and sold for consumption off the premises (imported and domestic).	June 13, 1946	Indefinite.

This amendment shall be effective June 13, 1946.

[1] 10 F.R. 14954, 15170; 11 F.R. 296, 297, 681, 1102, 1467, 2378, 2640, 2969, 2927, 3247, 3396, 4021, 4090, 4861, 5066, 5353, 5598, 5599, 5539.

Issued this 13th day of June 1946.

PAUL A. PORTER,
Administrator.

Approved: June 11, 1946.

N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 46-10136; Filed, June 13, 1946; 4:31 p. m.]

PART 1499—COMMODITIES AND SERVICES

[SR 14E,[1] Amdt. 47]

APPAREL AND MATERIALS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Article IV is added to Supplementary Regulation 14E to read as follows:

ARTICLE IV—ADJUSTED MAXIMUM PRICES FOR SPECIFIED MANUFACTURED ITEMS

SEC. 4.1 *Adjusted maximum prices for specified manufactured items*—(a) *What this section does.* This section provides a method for the adjustment of manufacturers' ceiling prices for specified commodities subject to the General Maximum Price Regulation by the addition of certain labor and material costs increases to such ceiling prices.

(b) *Scope of this section*—(1) *What commodities are covered.* This section applies to a sale of a commodity only if both of the following two tests are met:

(i) The commodity falls within a group which is listed in Appendix A; and

(ii) The ceiling price for a sale of the commodity to a purchaser of the same class is established under § 1499.2 (a) (1) [2] of the General Maximum Price Regulation.[3]

Example 1. During March 1942, a manufacturer delivered Style 543 nurses uniforms at $18.00 per dozen. He now produces Style 642 nurses uniforms which cannot be priced under § 1499.2 (a) (1) of the GMPR since it is not "the same" as any nurses uniforms which he delivered or offered for delivery during March 1942 but can be priced under § 1499.2 (a) (2) of the GMPR since it is "similar" to his Style 543. Therefore, although he may establish a ceiling price of $18.00 per dozen for his Style 642 under the GMPR since it is "similar" to his Style 543 which he delivered in March 1942, he may not adjust his $18.00 ceiling price for Style 642 under this section since it does not meet the second test set forth above.

Example 2. During March 1942, a manufacturer delivered mechanics' aprons but neither delivered nor offered for delivery butchers' aprons. In August of 1943, he began to produce and sell butchers' aprons whose ceiling price he established under § 1499.2 (b) of the GMPR by reference to a "similar" butchers' apron delivered during March 1942 by his most closely competitive seller of the same class. He may not adjust his ceiling price for his butchers' aprons under this section since the ceiling price for his butchers' aprons are not established under § 1499.2 (a) (1) of the GMPR.

Example 3. During March 1942, a manufacturer delivered Style 765 doctors' gowns to jobbers at $17.50 per dozen. He now wishes to sell doctors' gowns identical to his Style 765 to jobbers. Under this section, he may adjust his ceiling price of $17.50 per dozen for these doctors' gowns.

(2) *What sales are covered.* This section covers all manufacturers' sales of the commodities described in (1) above.

A "manufacturers' sale" is any sale of a commodity by the person who fabricated or processed the commodity or for whom it was fabricated or processed by a contractor or agent from basic materials owned or otherwise furnished by the principal. Manufacturers' sales includes sales to ultimate consumers, industrial, commercial and institutional users, as well as to persons who resell.

(c) *How to calculate permitted cost increases.* A seller may adjust his ceiling price in accordance with the instructions in paragraph (d) below, by adding the cost increases described in this paragraph.

(1) *Material cost increases.* Increases in the cost of each principal material consumed in manufacturing a commodity covered by this section may be added to the ceiling price.

NOTE: The term "principal material" is given a special meaning. As used here "principal material" means all fabrics used in the commodity which are identical in construction to the fabrics used in the body of the commodity. It also includes fabrics used in the lining and pocketing. It does not include thread, buttons, fasteners, zippers, pads, shields, elastic or any separate fabrics or other materials used for trimmings or decoration or embroidery (e. g. piping, braid, bindings, epaulets, emblems, bows, etc.). A separate fabric is a fabric which is not identical in construction to the fabric used in the body of the garment.

(i) *When the principal material falls within a group listed in Appendix B.* In the case of any principal material which falls within a group listed in Appendix B, the seller determines the permitted cost increases for that principal material as follows:

[1] 10 F.R. 1183, 2014, 4156, 7117, 7497, 7667, 9337, 9540, 9963, 10021, 11401, 12601, 12812, 13271.

[2] The ceiling price of a commodity may be established by a seller under § 1499.2 (a) (1) of the GMPR only if it is "the same" as a commodity which the seller delivered during March 1942 or offered for delivery during that month.

In general there are two cases in which two commodities will be considered the "same". (1) The usual case is where there is a physical identity of the two items (including construction of materials, finish, weight, size, color, physical outline, workmanship etc.) and anyone examining them objectively would have no doubt that they were identical. (2) Depending largely upon trade practice and consumer acceptance, two commodities which vary slightly in minute physical detail may also be "the same" under § 1499.2 (a) (1) of the GMPR if all four of the following conditions are met: (a) All basic elements of the two commodities are identical; (b) Both commodities must be made from the same constructions of materials; (c) Both commodities must be regarded as identical by the trade; (d) In actual practice, both commodities, when sold by the same seller, must have been invariably sold at the same price under the same conditions.

Sellers may apply to OPA for official interpretations in particular cases.

[3] 9 F.R. 1385, 5169, 6106, 8150, 10193, 11274; 10 F.R. 14965.

Step 1. Find the number of yards of that principal material consumed in manufacturing the commodity (per dozen or each).

Step 2. Multiply the number of yards of that principal material as found in Step 1 by the cost increase (in dollars and cents) listed in Column 2 of Appendix B for that material. This amount is the permitted cost increase for that principal material.

(ii) *When the principal material does not fall within a group listed in Appendix B.* In the case of any principal material which does not fall within a group listed in Appendix B,[3a] the seller determines the permitted cost increase for that principal material as follows:

Step 1. Find the base period average net cost per yard of that principal material as shown in all invoices from the seller's suppliers of that principal material bearing dates from January 1, 1942 to March 31, 1942.

Step 2. Find the current average net cost per yard of that principal material as shown on all invoices from the seller's suppliers of that principal material bearing dates from March 15, 1946 to June 13, 1946.

NOTE: As used here, "net cost" means the amount paid to the supplier for the material. In the event that the material is purchased in the greige, the net cost of finishing shall be included by the seller in calculating the "net cost" of material. Incoming transportation charges for shipment of the material by the supplier shall also be included in "net cost" of materials if paid by you. Average "net cost" is determined by totalling all "net costs" (as calculated above) for the particular material shown on all invoices for the specified period and dividing this total by the number of yards shown on all invoices. In finding "average net cost", any differences in width of fabric should be allowed for, so that both period average net cost and current average net cost are on an equivalent basis. In making the calculations in Step 1 and Step 2 above no material cost may be included at an amount higher than the legal ceiling price.

Step 3. Subtract the amount found in Step 1 from the amount found in Step 2.

Step 4. Calculate the amount which represents 90% of the figure found in Step 3. This amount is the permitted cost increase per yard for that principal material.

Step 5. Find the number of yards of that principal material used in manufacturing the commodity (per dozen or each).

Step 6. Multiply the number of yards found in Step 5 by the amount found in Step 4. This figure is the permitted cost increase for that principal material.

(2) *Direct labor cost increases.* A portion of the legal increases since January 1, 1942 in the "direct labor" cost of producing a commodity covered by this section may be added to the ceiling price. These increases must be based on "legal wage rates" as defined in paragraph (f) below. "Direct labor" includes only operations performed directly on the finished piece goods and trimmings which are necessary to make it into a finished end product covered by this section.[4] It does not include maintenance, supervisory or administrative labor or other overhead or make-up and overtime payments.

This increase in "direct labor" may be found as follows:[4]

(i) Where labor is paid on a "piecework" basis, subtract the piece rate paid by the seller (or his contractor) in January 1942 for each direct labor operation from the current legal piece rate for the same operation. 90% of the sum of the amounts so found for all operations on the commodity is the permitted increase in piece rate direct labor on the commodity.

(ii) Where labor is paid on a "time" basis (hourly, daily, weekly or monthly rate), find the length of time consumed in performance of each direct labor operation and subtract the amount paid by the seller (or his contractor) in January 1942 for such period of time from the current legal wage paid for the same period of time. 90% of the sum of the amounts found for all operations on the commodity is the permitted increase in time rate direct labor on the commodity.

(d) *Adjustment of maximum prices.* On and after June 13, 1946, any commodity covered by this section may be sold or delivered at the adjusted maximum price described in this paragraph. The adjusted maximum price under this paragraph for a sale to any class of purchasers is found as follows:

Step 1. Determine the maximum price of the commodity (per dozen or each) under § 1499.2 (a) (1) of the General Maximum Price Regulation for a sale to a purchaser of the same class.

Step 2. Find the amount of the permitted material cost increase for each principal material consumed in manufacturing the commodity (per dozen or each) in accordance with the instructions in (c) (1) (i) or (c) (1) (ii) above, whichever is appropriate.

Step 3. Add together the amounts found in Step 2 for all principal materials consumed in manufacturing the commodity (per dozen or each).

Step 4. Determine the amount (in dollars and cents) of the permitted "direct labor" cost increase (as described in paragraph (c) (2) above) of the commodity (per dozen or each).

Step 5. Add the amounts found in Step 3 and Step 4 to the maximum price found in Step 1. This total is the adjusted maximum price of the commodity to that class of purchasers.

NOTE: If the seller uses Step 1 a gross maximum price (i. e. before all discounts, allowances and other price differentials to that class) the adjusted maximum price found in Step 5 is subject to the seller's customary discounts, allowances and other price differentials. If the seller uses in Step 1 a net maximum price (i. e., after all discounts offered) the adjusted maximum price found in Step 5 is a net maximum price which may be converted to reflect customary discounts.

(e) *Records and reports.* — (1) *Records.* The records required by this paragraph must be maintained for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

Every person who makes a sale covered by this section must prepare and maintain the records required by the General Maximum Price Regulation, except that the adjusted maximum price established under this section shall be substituted for the original maximum price in all records of deliveries made or maximum prices established after the effective date of this order.

In addition, he must keep:

(i) In the case of all principal materials for which he calculates his permitted material cost increases under paragraph (c) (1) (ii) above, all invoices for such materials bearing dates between January 1, 1942 and March 31, 1942 and those bearing dates between March 15, 1946 and June 13, 1946.

(ii) A copy of the report required to be filed with OPA under (2) below.

(2) *Reports.* No person may deliver any commodity at an adjusted maximum price established under this section until he has received approval of the adjusted maximum price from the OPA, but the adjusted maximum reported to OPA by the seller shall be deemed approved on the twentieth day after he has mailed to the Apparel Price Branch, Office of Price Administration, Washington, D. C., the report required by this paragraph (and all additional information which may be requested by the OPA) unless within that time, the OPA notifies the seller that his reported adjusted maximum price has been disapproved. Under this paragraph, the seller must file two copies of a report signed by an owner, officer or principal and containing the following information:

(i) Date of report.

(ii) Seller's name and business address.

(iii) A list of the commodities whose maximum prices he wishes to adjust under this section, showing each style of each commodity separately.

(iv) A description of each style listed in (iii) including style number and specifications and number of yards (per dozen or each) of each principal material consumed in manufacturing of the commodity.

(v) An identification by style or lot number or other method of each style of the commodities which the seller delivered or offered for delivery during March 1942 and which is the same as a particular style listed in (iii).

(vi) The maximum price under § 1499.2 (a) (1) of the General Maximum Price Regulation to each class of purchaser to whom the seller is selling each style listed in (iii).

(vii) 90% of the amount (in dollars and cents) by which the cost of direct labor (at legal wage rates) on each style (per dozen or each) listed in (iii) has increased between January 1, 1942, and the date of this report. (If the contractor's labor is used, so specify.)

(viii) The amount of material cost increases (per dozen or each) permitted by this section for each style listed in (iii). Also specify for each principal material used in each style whether the material cost increase has been calculated under paragraph (c) (1) (i) or (c) (1) (ii).

(ix) Adjusted maximum price under this section of each style listed in (iii).

(x) A list of all legal wage increases made by the seller to his employees between January 1, 1942, and the date of the report, and, as to each such increase, the date such increase went into effect, and the authority under which it was made (e. g. Order of National or Regional War Labor Board or Wage Stabilization Board, etc.).

(3) *Form of report.* The report required by this section must be made in the following form:

REPORT UNDER PARAGRAPH (e) (2) OF SECTION 4.1 OF SR 14E

Date .....

Name .....

Address .....

(1) Commodity	(2) Description of each style of current commodity (including style no., specifications and number of yards (per dozen or each) of each principal material) consumed in manufacturing the commodity	(3) Style no. of each March 1942 commodity which is the same as the corresponding style listed in column (2) of this report	(4) Maximum price established under § 1499.2 (a) (1) to each class of purchaser (specify) to whom seller is selling	(5) Permitted amount of direct labor cost increase of each style (per dozen or each). (If contractor's labor is used, so specify)	(6) Permitted material cost increase (including separate statement of amount of increase (per dozen or each) for each principal material and total for all principal materials). Also specify for each principal material whether the increase was calculated under paragraph (c) (1) (i) or (c) (1) (ii)	(7) Adjusted maximum price (4) + (5) + (6)

Information concerning wage increases. (Specify here each legal wage increase since March 1, 1942, giving the amount of each such increase, the date on which it became effective and authority under which it was made.)

(Signed by) .....

(4) *Approval or modification of reported adjusted maximum prices.*—(i) *Approval.* The adjusted maximum prices reported under this section may be expressly approved in writing by the OPA, or, if no order disapproving or modifying such adjusted prices has been issued within 20 days after the mailing of the report required by (2) above (and all additional information which may be requested by the OPA) adjusted maximum prices reported are deemed to have been approved until issuance of an order disapproving or modifying them.

(f) *Definitions.* Unless the context otherwise required or unless specifically provided herein, the definitions set forth in § 1499.20 of the General Maximum Price Regulation shall apply to the terms used herein.

(1) *"Legal wage rates."* For purposes of this section "legal wage rates" are wage rates put into effect before September 16, 1942, or, if put into effect after that date, authorized by express order of the National or Regional War Labor Boards, or the Wage Stabilization Board, or permissible under any general order or directive issued by one of such boards, or wage rates deemed "approved" under Executive Order 9697, issued February 14, 1946.

This amendment shall become effective June 13, 1946.

NOTE: All record keeping and reporting requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 13th day of June 1946.

PAUL A. PORTER,
Administrator.

APPENDIX A—COMMODITY GROUPS

NOTE: Where a commodity listed below contains a price limitation as part of its description, the ceiling price for such commodity may be adjusted under this section only if the net ceiling price, established under § 1499.2 (a) (1) of the General Maximum Price Regulation, is at or below the price limitation specified for that commodity below.

1. The following items of washable service apparel made of cotton body material:

(a) Uniforms designed specially for nurses (including caps, collars, cuffs, aprons and bibs);

(b) Uniform dresses, gowns, smocks, frocks, coats, jackets and men's pants (but not including pants covered by RMPR 208) designed specially for doctors, dentists and internes, and hospital gowns for patients;

(c) Uniform dresses, gowns, smocks, frocks, coats, jackets, vests, aprons, caps (including shop caps) and men's pants (but not including pants covered by RMPR 209) designed specially for commercial, industrial and institutional use (e. g. for druggists, barbers, bakers, chefs, hospital workers, laundry workers, commercial food handlers, beauticians, waiters, waitresses, etc.)

2. Men's and boys' corduroy pants, including knickers.

3. Playsuits and sunsuits made of cotton body material, in sizes six months to 6x only, up to $5.50 net per dozen.

4. Boys' bathrobes, up to $3.35 net each when made of cotton body material; up to $3.53 net each when made of rayon body material; up to $7.52 net each when made of wool body material.

5. Men's bathrobes, up to $3.50 net each when made of cotton body material; up to $4.00 net each when made of rayon body material; up to $9.00 net each when made of wool body material.

APPENDIX B—MATERIAL COST INCREASES

NOTE: If a commodity is made of a material listed in Column 1 of this Appendix B for which the permitted cost increase in Column 2 is "None" then no material cost increase whatsoever is permitted to be made for that commodity under any of the provisions of this section.

[3a] Where a material is listed in Column 1 of Appendix B and the permitted cost increase specified for that material in Column 2 of Appendix B is "none" no cost increase whatsoever is permitted to be taken for that material.

[4] However, where the manufacturer of any commodity in which the principal material is wool or rayon is also the producer of the wool or rayon material, his "direct labor" under this paragraph may include all direct labor operations performed in producing the commodity.

[4] Where the manufacturer either in January 1942 or currently has paid, or is paying, different wage rates for the identical operation because the operation was, or is, performed in more than one plant or in both an inside and outside shop, he must use the following rules in computing his direct labor increase: (a) *Base period rates.* (1) If he had more than one inside shop in January 1942 he must use the lowest rate then paid by him. (2) If he had an inside shop and one or more outside shops in January 1942 he must use the rate paid in the inside shop. (3) If he had more than one outside shop in January 1942 and no inside shop he must use the lowest rate then paid by him. (b) *Current rates.* (1) If he has more than one inside shop he must use the lowest current rate now paid. (2) If he has one or more inside shops and one or more outside shops he must use the lowest current rate in his inside shops. (3) If he has more than one outside shop and no inside shop he must use the lowest current rate paid in his outside shop.

Materials and Permitted Cost Increase

Column 1	Column 2
Cotton: [6]	*Cents per yard*
Class A, print cloth:	
39" to 40" width, 80 x 92, 3.50 yds. per lb	3. 2
39" width, 80 x 80, 4.00 yds. per lb	2. 8
39" width, 68 x 72, 4.75 yds. per lb	2. 3
39" width, 68 x 64, 4.85 yds. per lb	2. 1
Any other construction with 125 threads per square inch and over	2. 3
Any other construction with 124 threads per square inch and under	2. 0
Carded broadcloth, plain and slub:	
36½" width, 80 x 60, 5.00 yds. per lb	2. 1
37" to 37½" width, 100 x 60, 4.10 yds. per lb	2. 6
All other carded broadcloth with 161 threads per square inch and over	2. 9
All other carded broadcloth with 160 threads per square inch and under	2. 3
Carded poplin, plain and slub, all constructions	2. 8
Class A sheetings	3. 7
Class B sheetings	2. 8
Class C sheetings	2. 6
Drills:	
37" width, 2.25 yds. per lb. and heavier	4. 9
37" width, 2.26 yds. per lb. to 2.75 yds. per lb	3. 9
37" width, 2.76 yds. per lb. and lighter	3. 3
Jeans, 38" width, 2.85 yds. per lb	3. 6
Four Leaf Carded Twills:	
37" width, 1.75 yds. per lb. and heavier	6. 6
37" width, 1.76 yds. per lb. to 2.25 yds. per lb	5. 0
37" width, 2.26 yds. per lb. to 2.85 yds. per lb	4. 3
37" width, 2.86 yds. per lb. and lighter	3. 5
Ducks, single and double filling enameling:	
38" width, 8–9 oz	4. 4
Denims	
Mill finished	6. 0
Sanforized	6. 9
Pants coverts: 2.00 yards per lb., sanforized	6. 0
Pinechecks: 36" width, 84 x 42, 2.40 yds. per lb., sanforized	4. 3
Whipcord	5. 1
Chambray: 3.60 yds. per lb. sanforized	5. 1
Corduroy	5. 8
Warp sateens	4. 7
Carded gabardine	4. 8
All-American cotton: Blanket robe cloth	12. 2
Combed broadcloths, all constructions	8. 8
Combed poplin:	
37" to 37½" width, 116 x 56, 3.25 yds. per lb	6. 3
37½" to 38" width, 102 x 48, 3.15 yds. per lb	10. 9
Combed lawns, all constructions	4. 2
Voile, 39" width, 60 x 52, 8.50 yds. per lb	3. 0
Wool.[6] All wool materials	None
Rayon.[6] All rayon materials	None

[6] As used in this Appendix B: "Cotton" material means a woven fabric containing 75% or more of cotton fiber. "Wool" material means a fabric woven on the worsted or woolen system containing 25% or more by weight of woolen fiber. "Rayon" material means a woven fabric containing less than 25% wool fiber by weight, but of which 50% or more, by weight, of the remaining fibers are rayon.

[F. R. Doc. 46-10132; Filed, June 13, 1946; 4:32 p. m.]

PART 1305—ADMINISTRATION

[Rev. SO 122]

RESALES OF CERTAIN COMMODITIES SOLD BY GOVERNMENT AGENCIES

Supplementary Order 122 is redesignated Revised Supplementary Order 122 and is revised and amended to read as follows:

A statement of the considerations involved in the issuance of this Revised Supplementary Order 122, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Sec.
1. What this supplementary order covers.
2. Where this supplementary order applies.
3. How to fix maximum prices.
4. Heterogeneous lots of commodities.
5. Maximum prices for cross-stream and up-stream sales.
6. New sellers and sales that cannot be priced under Section 3 or 4.
7. Application by Government agencies for special maximum resale prices or exemptions.
8. Records, invoices, notification.
9. Export sales.
10. Prohibited acts.
11. Licensing and enforcement.
12. Delegation to field offices.
13. Definitions.
14. Effective date.

Appendix A—Resales excluded from Supplementary Order 122.
Appendix B—Partial list of orders issued under Supplementary Order 94.
Appendix C—Mark-ups for resellers of certain commodities.

AUTHORITY: § 1305 issued under 56 Stat. 23, 765; 57 Stat. 566; Pub Law 383, 78th Cong.; Pub. Law 108, 79th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; E.O. 9599, 10 F.R. 10155; E.O. 9651, 10 F.R. 13487; E.O. 9697, 11 F.R. 1691.

SECTION 1. *What this revised supplementary order covers.* (a) This revised supplementary order fixes ceiling prices for resales in substantially the same form of commodities (except food) sold by Government agencies, including contractors or subcontractors subject to Supplementary Order 94 or Supplementary Order 130, except where:

(1) The resale is subject to any of the price regulations listed in Appendix A;

(2) The resale is subject to any order issued under Supplementary Order 94 (see Appendix B for partial list of Supplementary Order 94 Orders);

(3) The resale is of a new commodity by a manufacturer who regularly manufactures or produces the same commodity;

(4) The resale is of commodities designated by the Government agency as "salvage" (as defined in section 13): *Provided*, That any "salvage" which is purchased as a completed commodity and resold in substantially the same form shall be subject to this supplementary order. The term "completed commodity", as used herein, shall not include component parts, semi-processed and semi-fabricated material;

(5) The resale is exempt or suspended from price control under any existing price regulation or supplementary order.

SEC. 2. *Where this supplementary order applies.* The provisions of this supplementary order shall be applicable in the 48 States of the United States and the District of Columbia.

SEC. 3. *How to fix maximum prices.* Subject to the provisions of section 5 for cross-stream and up-stream sellers and buyers, maximum prices are determined as follows:

(a) *Calculation of mark-up.* (1) To fix your maximum price for any sale of a commodity governed by Maximum Price Regulation 580, Maximum Price Regulation 590, or Revised Maximum Price Regulation 330, you must first determine your category average percentage mark-up which is permitted by those regulations for the commodity you are selling.

Example. If you are a retailer and have bought some Government surplus U. S. Navy gray shirts, you would consult your base date pricing chart prepared according to the instructions in Maximum Price Regulation 580 for Category 117, Shirts. If your average percentage mark-up on cost for the category is 21%, that is the mark-up you would use for the surplus shirts.

(2) To fix your maximum price for any sale of a commodity of a class specified in Appendix C, and which commodity is not governed by any of the regulations listed in (1) above or is not listed in either Appendix A or B, you must first determine your applicable percentage mark-up from Appendix C.

(3) To fix your maximum price for any sale of any other commodity, you must first figure your percentage mark-up over net invoice cost for a comparable commodity, having the same general use, purchased by you from your normal commercial (non-government) sources of supply, which you sold to the same class of buyer during the year June 1, 1944–June 1, 1945. In figuring your percentage mark-up you must use a selling price for the comparable commodity which is no higher than your legally established maximum price. The comparable commodity must meet all of the following tests:

(i) It has been sold by you during the year June 1, 1944, to June 1, 1945, and a maximum price has been legally established;

(ii) It has been purchased by you from a regular commercial supplier and, to your knowledge, it has not been acquired directly or indirectly from the Government;

(iii) Both it and the commodity you are pricing must have the same general use and must belong to a class of commodities to which, according to your customary practice, you usually apply an approximately uniform initial percentage mark-up.

If you are selling a used commodity and did not sell a comparable used commodity in the year June 1, 1944, to June 1, 1945, you may use the mark-up on a comparable new commodity sold during such period. However, if you are selling a new commodity and did not sell a comparable new commodity in such period you may not use the mark-up on a comparable used commodity sold during such period.

Example. If the maximum price for the comparable commodity is $5.00 and the net invoice cost therefor is $4.00, you figure your percentage mark-up by dividing the margin (difference between maximum price and invoice cost) by the invoice cost as follows:

$5.00 maximum price—comparable commodity	
−4.00 invoice cost	
1.00 margin	

$1.00 ÷ $4.00 = 25% your percentage mark-up.[1]

(b) *Application of percentage mark-up to invoice cost.* Your next step is to figure your maximum price by multiplying the unit invoice cost of the commodity sold by the Government by the percentage mark-up over net unit invoice cost determined as specified above. Add the resulting figure to the unit invoice cost of the commodity you are pricing. Then add to this sum the incoming freight per unit.

Example

Percentage mark-up (step 1)—25%	
Unit invoice cost item being priced	$3. 50
Mark-up (25% of $3.50)	.87
	4. 37
Incoming freight ($4.00 for 100 units)	.04
Your maximum price	4. 41

If you purchased the same commodity from more than one Government or distributor source you may average the unit invoice cost by dividing the total invoice cost for the whole quantity purchased by the total quantity purchased, and you may average the unit incoming freight by dividing the total incoming freight by the total quantity purchased. However, if additional quantities of the same commodity are later purchased you must redetermine your maximum price by either of the following methods:

(1) You may fix a maximum price for each later purchase in the same manner that you originally fixed your maximum price. If you follow this method, you must keep your new stock separate from the old, where your maximum price for your new stock is different from that for the old stock. However, if both new and old stocks are sold at the same price at or below the lowest maximum price applicable to either the old or the new stock, stocks need not be kept separate.

(2) You may refigure the original maximum price by dividing the total cost of all purchases in stock by the total quantity of such purchases. You may then apply the percentage mark-up on the comparable commodity to the resulting average invoice cost for all purchases and determine your maximum price in the manner specified above.

(c) *Chain stores.* If the seller is a chain or has a number of selling outlets it may establish its maximum prices for each outlet separately or on the basis of central pricing, according to its lawful practice in determining maximum prices on comparable commodities.

(d) *Adjustment of unit invoice cost for commodities which are broken, deteriorated, damaged, reconditioned or repaired*—(1) *For broken, deteriorated or damaged commodities.* In fixing his maximum price under paragraph (b), the purchaser who buys directly from the Government (but not any subsequent purchaser who buys from the first purchaser) may adjust his unit invoice cost for the salable part of the quantity of the commodity purchased when part of the quantity purchased is broken, deteriorated or damaged to the extent of being unsalable, except as scrap, in the following manner:

(i) You may divide the total invoice cost (less the estimated scrap value of the portion not salable) by the quantity of commodities which you have determined as salable after inspection and segregation. The result will be your adjusted unit invoice cost. However, in the case of new commodities, the adjusted unit invoice cost must not exceed the Government ceiling price per unit; if it does, you must reduce the adjusted unit invoice cost to the Government unit ceiling price. In the case of used commodities, the adjusted unit invoice cost must not exceed one-half the Government unit ceiling price new; if it does, you must reduce the adjusted unit invoice cost to one-half the Government unit ceiling price new.[2]

Example. You have purchased "as is" 100 used metal bomb chests for $100.00 for the lot. The Government ceiling price new as furnished by the Government agency is $4.00 each. Twenty-five chests are found to be badly rusted and dented, and salable only as scrap. To obtain your adjusted unit invoice cost you may calculate the cost of the 75 salable chests as follows:

Price paid for 100	$100. 00
Scrap value of 25	2. 00
Cost of salable units	$98. 00

Adjusted unit cost = $98.00 ÷ 75 = $1.31

You may calculate your mark-up on $1.31 and add it to $1.31, just as though you had $1.31 for each chest.

NOTE: If the adjusted unit invoice cost exceeded $2 (½ Government ceiling price new), you would have had to reduce it to $2.

(2) *For reconditioned, repaired or repackaged commodities.* In fixing his maximum price under paragraph (b), the purchaser who buys directly from the Government (but not any subsequent purchaser who buys from the first purchaser), when he reconditions, repairs or repackages salable commodities, may adjust his unit invoice cost in the following manner:

(i) You may add to the total invoice cost (less the estimated scrap value of the portion not salable except as scrap), the actual cost incurred for labor and materials used in reconditioning, repairing or repackaging any of the commodities, or the price paid to a supplier for such services. You may then divide this total cost by the quantity of commodities which are salable other than as scrap. The result will be your adjusted unit invoice cost. However, in the case of new commodities the adjusted unit invoice cost must not exceed the Government ceiling price per unit; if it does, you must reduce the adjusted unit invoice cost to the Government unit ceiling price new; if it does, you must reduce the adjusted unit invoice cost to one-half the Government unit ceiling price new.[2]

If you make the adjustment provided in this subparagraph (2), you must use the percentage mark-up determined in accordance with paragraph (a) of this section, calculated, however, on your unit invoice cost before this adjustment but added, after such calculation, to your adjusted unit invoice cost as determined hereunder.

Example. You have purchased 100 used metal bomb chests for $100. The Government ceiling price new as furnished by the Government agency is $4.00 each. Twenty-five chests are scratched and rusted, but are salable after repainting. Cost of repainting is $1.25 for paint, and $5.00 for labor. You may calculate your unit invoice cost as follows:

Price paid for 100	$100. 00
Cost of reconditioning 25 chests:	
Labor	$5. 00
Material	1. 25
	6. 25
Adjusted total cost	$106. 25

Adjusted unit cost—$106.25 ÷ 100 = $1.06

You may calculate your mark-up on $1.00 and add it to $1.06.

NOTE: If the adjusted unit invoice cost exceeded $2 (½ Government ceiling price new), you would have had to reduce it to $2.00.

(3) If you adjust your unit invoice cost under this paragraph (d), you must, at least five days before you offer the commodities for sale, file with the Surplus Goods Price Coordinator of the District or Regional Office of the Office of Price Administration in the district or region in which you are located the following information:

(i) Your name, business address and type of business;

(ii) Description of the commodities purchased by you, and name of Government selling agency;

(iii) The Government ceiling price as furnished by the Government agency;

(iv) Quantity of broken, deteriorated or damaged commodities, if any, which are unsalable except as scrap;

(v) Quantity and total invoice cost of commodities purchased by you;

(vi) Estimated scrap value of portion not salable, if any;

(vii) Breakdown of labor and materials cost for reconditioning, repairing or repackaging, or price paid to a supplier for such services, including name and address of supplier;

(viii) Your adjusted unit invoice cost;

(ix) Your sales price.

(4) You may not apply the foregoing provisions of this paragraph (d) where the condition of the commodity is war-

[1] You may, if you wish, figure your percentage mark-ups as "mark-ups on selling price" instead of on your net cost, but you must use the same method in figuring all percentage mark-ups and in applying all percentage mark-ups.

[2] This adjustment may not be made unless the Government selling agency has furnished to you the Government ceiling price.

ranted or guaranteed by the Government agency.

(e) *Low price Government sales.* If you pay to the Government or to your supplier for a new commodity a price less than one-half the Government ceiling price for such new commodity, you may apply the percentage mark-up obtained under paragraph (a) above to one-half of the Government's ceiling price new instead of the actual unit invoice cost or the unit appraisal item cost determined in accordance with Section 4 of this order. If you pay to the Government or to your supplier a price less than one-fourth the Government ceiling price new for a used commodity, you may apply the percentage mark-up obtained under paragraph (a) above to one-fourth of the Government ceiling price new instead of the actual unit invoice or the unit appraisal item cost determined in accordance with Section 4 of this order. You then add the dollar-and-cents mark-up so obtained to the actual unit invoice cost in order to get your maximum price.[4] You may then add your incoming freight.

Example. If you buy a new commodity for $1.00 for which the Government ceiling price is $10.00 and your percentage mark-up according to Section 3 (a) is 25%, you may calculate your ceiling price as follows:

Mark-up on one-half Government ceiling (25% of $5.00)	$1.25
Purchase price paid Government	1.00
Total	2.25
Incoming freight	.04
Your maximum (ceiling) price	$2.29

(f) *Commodities same as regular stock.* If the commodity which you purchased directly or indirectly from the Government is the same as a commodity, not acquired directly or indirectly from the Government, which you have currently in stock and are offering for sale, and your regular stock commodity currently available for sale has a lawfully established maximum price higher than the maximum price established under the foregoing provisions, you may sell the commodity purchased directly or indirectly from the Government at the lawfully established maximum price for the same commodity currently in stock. Similarly, if the lawfully established maximum price for the commodity you have in stock is lower than the price which would be established under the foregoing provisions, such lawfully established price must remain in effect for the commodity acquired directly or indirectly from the Government.

SEC. 4. *Heterogeneous lots of commodities.* If you purchase a heterogeneous lot of commodities directly or indirectly from the Government and intend to resell the lot on an individual item basis, you must place an appraisal, not to exceed your actual or estimated replacement cost, upon each item in the lot, including items whose resale is not subject to this order. Such item appraisals must bear a reasonable relationship to the relative sales values of the items. The total of the individual appraisals must not exceed your original purchase cost of the entire lot plus incoming freight. If you recondition, repair or repackage any item, the actual labor and materials cost incurred for such reconditioning, repairing or repackaging, or the price paid to a supplier for such services, may be added to the individual item appraisal. In selling individual items which are subject to this Supplementary Order from the lot, fix your maximum price in accordance with section 3 except that the unit appraisal item cost (plus the actual labor and materials cost of reconditioning, repairing or repackaging where incurred or the price paid to a supplier for such services) will be substituted for the unit invoice cost.

A record must be kept of the individual item appraisals and must be made available for inspection by any authorized agent of the Office of Price Administration.

When you resell the entire lot to one purchaser, you fix your maximum price for the entire lot by adding to the invoice cost of the lot the percentage mark-up applying to the principal class of commodities (by value) in the lot. Then add to such sum the incoming freight.

SEC. 5. *Maximum prices for cross-stream and up-stream sales.* For the purposes of this supplementary order, the regular sequence of distribution is assumed to consist of three successive levels. These three levels are (i) sales by the Government to wholesalers, exporters, or retailers (ii) sales by wholesalers to industrial users or retailers and (iii) sales by retailers to consumers. A sale by one wholesaler to another or to an exporter, by one exporter to another, or by one retailer to another is a cross-stream sale. A sale by a retailer to a wholesaler or any other similar sale is an up-stream sale.

For the purposes of this section 5, a person is a retailer if a major portion of his sales of comparable commodities is to ultimate consumers; a person is a wholesaler if a major portion of his sales of comparable commodities is to persons other than ultimate consumers.

Maximum prices for cross-stream or up-stream sales shall be determined as follows:

(a) If the seller has a legally established practice of selling commodities comparable to those sold by the Government, to other sellers of his class, as defined herein and has legally established maximum prices to that class of buyer (that is, if he is a wholesaler and customarily sells to other wholesalers or to exporters, etc.), he may fix his maximum price in accordance with section 3: *Provided*, That he files with the Surplus Goods Price Coordinator of the District or Regional Office of the Office of Price Administration in whose district or region he is located, a statement in duplicate supplying the following information:

(1) His name, business address, and type of business;

(2) Each type of commodity which he normally sells to other sellers at the same level of distribution;

(3) For each type of commodity listed in (2) above, the names of at least three purchasers at the same level of distribution who normally purchased from the supplier;

(4) The precise method by which he established his maximum price for sales of the comparable commodity to the class of buyers to whom he proposes to sell. For example, if you regularly sold to this class of buyer in March 1942 and the commodity is priced under the General Maximum Price Regulation, or you have an order under the General Maximum Price Regulation, you should report this as your method.

Filing of this statement will permit cross-stream sales at maximum prices determined under section 3 or 4 of only those classes of commodities which the seller has customarily sold in such channels.

(b) If the seller cannot qualify under paragraph (a), he may fix his maximum price for cross-stream sales only by splitting his mark-up with the purchaser at the same level of distribution. He does this by determining the mark-up applicable on sales to the next succeeding level of distribution (e. g. if he is a wholesaler, the mark-up applicable to the same quantity for sales to a retailer). He may then make the cross-stream sale at any price below his maximum price for a sale to a purchaser at the next succeeding level: *Provided*, That he gives notice to the cross-stream buyer that the buyer's maximum price for sales to the next buyer is the original cross-stream seller's maximum price. The cross-stream buyer's maximum price shall be the maximum price of the cross-stream seller determined as specified. For example, if you are a wholesaler selling to another wholesaler and your maximum price for sales to retailers is $1.00 each, you may sell to another wholesaler at, say, 90¢ if you notify the buyer as follows: "Your maximum price for sales to retailers under section 5 (b) of Supplementary Order 122 is $1.00."

(1) If any cross-stream seller fails to furnish his buyer the notice required in (b) herein, his maximum price shall be the net invoice cost of the commodity to him plus incoming freight, regardless of the other pricing provisions of this Supplementary Order 122.

(c) Any other person who proposes to make cross-stream sales or any person who proposes to make up-stream sales who cannot qualify as a regular cross-stream or up-stream seller under paragraph (a) and who does not choose to sell under paragraph (b), must request authorization of maximum prices from the nearest District or Regional Office of the Office of Price Administration for cross-stream or up-stream sale. He may make application by writing a letter to the appropriate District or Regional Office of the Office of Price Administration, giving his name and business address, a complete description of the commodity which he proposes to sell to cross-stream or up-stream buyers, the reasons why he believes such selling would not add unnecessarily to the level of prices and the cost of distribution, his invoice cost and the mark-up which he proposes to take on the sale, and the basis for his computation of the mark-up proposed. Any such cross-stream or up-stream sale may not be made without the approval in writing from the Office of Price Administration.

(d) Any person who has purchased commodities sold by the Government from a seller other than a Government agency and who proposes to sell these commodities to an exporter for export sale shall be considered a cross-stream or up-stream seller.

(e) If any person makes a cross-stream or up-stream sale and does not qualify under paragraph (a), nor sell under paragraph (b), nor request authorization under paragraph (c), his maximum price shall be the net invoice cost of the commodity to him plus incoming freight, regardless of the other pricing provisions of this Supplementary Order 122.

SEC. 6. *New sellers and sales that cannot be priced under section 3 or 4.* (a) Any seller who proposes to make sales of commodities sold by the Government which cannot be priced under section 3 or 4 must file with the Regional or District Office in the region or district in which he is located, or with the National Office of the Office of Price Administration, an application to use applicable mark-ups or pricing methods for all classes of commodities and buyers to whom he expects to sell.

The application must contain the following information:

(1) Name and address of the seller, and a description of his facilities for conducting a business;

(2) The date on which the business was or will be established;

(3) The name of the owners of the firm, and a statement of their financial interest in any other firm engaged in distribution of commodities;

(4) The classes of buyers to whom the firm proposes to sell, e. g., retailers, consumers, exporters;

(5) The classes of commodities which the firm proposes to sell, e. g., builders hardware, surplus army apparel, etc.;

(6) The reasons why the pricing provisions of section 3 or 4 cannot be used;

(7) His proposed pricing method for each class of commodities listed under (5) for sales to each class of buyer listed under (4) and his justification of the method proposed. He may propose the mark-ups used by a competitor if he gives the name of the competitor;

(8) The name and address of two competitors whom he regards as being most closely competitive.

If the applicant does not hear from the Office of Price Administration to the contrary within 15 days after filing his application, and if the application contained all the information required, he may use the pricing method proposed. OPA may at any time adjust his prices or pricing method non-retroactively.

NOTE: Any mark-up obtained under section 6 may be used together with all the privileges contained in paragraphs (b), (c), (d), (e) and (f) of section 3.

SEC. 7. *Application by Government agencies for special maximum resale prices or exemptions.*—(a) *When Government agencies may apply.* Any Government agency prior to a sale by it may apply to the OPA for special maximum prices applicable to the resales of specific lots of commodities sold by it and subject to this supplementary order or for exemption from price control of such resales.

(b) *Special maximum prices to be applied for.*—(1) *Used commodities.* In the case of used commodities, the Government agency may apply for the establishment of a maximum price for sales at retail of the commodity in Class I and II condition. If the maximum price requested for a used commodity in Class I condition is no higher than the Government ceiling price for the commodity in new condition, and if the maximum price requested for a used commodity in Class II condition is no higher than 66⅔% of the Government ceiling price for the commodity in new condition, the requested retail ceiling prices will not be disapproved by the Office of Price Administration. Where the retail ceiling price is established hereunder, all resales except sales at retail or sales to exporters shall be exempt from price control: *Provided*, That every seller (except a retailer), including the Government agency, gives the buyer written notice in any convenient form of the retail ceiling price when he offers the commodity for sale, and *Provided further*, That the invoice of sale or equivalent document furnished to the buyer by the seller states the retail ceiling price.

(i) *Class I.* A commodity is in Class I condition if no part is missing which is necessary to make the commodity fully useful; the commodity is in good working condition; can be used by the consumer for the purpose intended without further repair; and the commodity is clean and its appearance is good.

(ii) *Class II.* A commodity is in Class II condition if it is not in Class I.

(2) *New commodities.* In the case of new commodities, the Government agency may apply for the establishment of maximum prices for sales of the commodity at wholesale and sales at retail or sales at any other normal level of distribution. The requested maximum prices may be expressed in terms of prices at retail with specified discounts, as mark-ups over Government selling price or in any other appropriate manner. If the maximum prices requested permit generally fair and equitable percentage margins for normal levels of distribution, and if the Government selling price to wholesalers or jobbers is no higher than the Government ceiling price, the requested maximum prices will not be disapproved by the Office of Price Administration.

(c) *When a requested maximum price may be deemed approved.* Any maximum price requested by a Government agency in accordance with the provisions of paragraph (b) herein shall be deemed approved unless OPA gives notice to the contrary within 7 days from the date the application is filed with the Office of Price Administration.

(d) *Actual notice of special resale maximum prices.*—(1) *Invoicing.* Every reseller, except a retailer, shall furnish his buyer with an invoice of sale setting forth the maximum prices for sales at each level of distribution established under this section 7.

(2) *Failure to furnish invoice.* If any reseller who has been furnished the resale maximum prices as provided herein fails to furnish his buyer the information required by subparagraph (1) herein, his maximum price for the sale shall be the net invoice cost of the commodity to him plus incoming freight, regardless of the other pricing provisions of this supplementary order.

(e) *Resale maximum prices applicable in absence of actual notice.* In the absence of receipt of actual notice by resellers of prices established or exemptions granted pursuant to this section, the resellers shall compute their maximum resale prices in accordance with the provisions of section 3.

(f) *Exemptions.* Where the Government agency applies for an exemption from price control of resales of specific lots of commodities, the Office of Price Administration may grant the requested exemption from price control of the particular resales when, in its opinion, inflationary consequences will not result from the exemption because of market conditions, the use to which the commodity may be put, or the fact that the prices that may be charged will not tend to increase the cost of living or other prices.

(g) *Applicability of special maximum resale prices and exemptions to resales of subsequent lots of the same commodities.* Unless the Government agency otherwise requests, and subject to the foregoing provisions of this section respecting notice, special maximum resale prices established under this section for specific lots of commodities shall be applicable to resales of subsequent lots of the same commodities: *Provided*, That the Government agency's selling price of the subsequent lots is no higher than its selling price of the lot for which special maximum resale prices were originally established. Similarly, exemptions requested and granted under this section shall apply to resales of subsequent lots of the same commodities.

SEC. 8. *Records, invoices, notification—Records.* The records required by this section must be kept for so long as the Emergency Price Control Act of 1942, as amended, remains in effect. All such records must be kept at your place of business.

(a) *Current records.*—(1) *Preserving invoices.* You must preserve the purchase invoices which you receive for all commodities purchased from your supplier. You must keep these invoices in alphabetical, numerical, or chronological order, or according to some other recognized filing system. Upon request of any authorized agent of the Office of Price Administration, you must permit him to examine your purchase invoices for any commodities covered by this Supplementary Order, for which such request is made.

(2) *"Wholesaling" or "Retailing" invoices.* Every reseller must "wholesale"

[4] This adjustment may not be made unless the Government selling agency has furnished to you or your supplier the Government ceiling price.

or "retail" his supplier's invoice. To "wholesale" or "retail" his supplier's invoice he must write on the invoice or upon a separate sheet (which must refer to the purchase invoice) one of the following, whichever is applicable: the appropriate category under Maximum Price Regulation 580, 590, or 330, the appropriate class of commodity, under Appendix C, or the name of the comparable commodity, and the percentage mark-up which this supplementary order allows. He must also show the calculations of his maximum price for the commodity sold by the Government by applying the permissible mark-up to the unit invoice cost (adjusted as permitted) of the commodity sold by the Government. Incoming freight, if added, must be shown separately. However, if the seller prices under section 3 (f) he need only write the name of the same commodity and its maximum price upon the invoice. If his price for a commodity is established under section 7, he is not required to "wholesale" or "retail" his invoice.

(b) *Base period records.* You must preserve for examination by the Office of Price Administration all existing records relating to the commodities which you purchased from your normal commercial sources of supply and which you sold during the year June 1, 1944–June 1, 1945.

(c) *Notification.* Every reseller of commodities sold by the Government who sells to anyone except an ultimate consumer must furnish the buyer an invoice identifying the commodity and setting forth the words "Government Surplus priced under Supplementary Order 122."

(d) *Marking and tagging.* Any person who sells at retail commodities subject to this Supplementary Order 122 must mark the maximum prices or selling prices of each commodity by either of the methods described in sub-paragraphs (1) and (2), in a manner plainly visible to, and understandable by, the purchasing public.

(1) *Marking.* He may mark the maximum price or the selling price on the shelf, bin, rack, or other holder or container upon or in which the commodity is kept provided all the commodities kept on or in the shelf, bin, rack, holder or container have the same maximum price or selling price.

(2) *Tagging.* If he does not wish to mark the prices as described in (1), he must mark the maximum price or the selling price on each commodity by writing the price directly on the commodity or by attaching to the commodity a tag or ticket stating the maximum price or selling price.

(3) *Ways to mark or tag maximum prices.* If he wishes to mark or tag the maximum prices, he may do so in either of the following ways:

(i) "Ceiling price $------," or

(ii) "Our ceiling $------."

(4) *How to mark or tag selling prices.* If he does not wish to mark or tag the maximum prices, he must mark or tag the selling price as follows:

OPA Price—$------

(5) *Posting.* If he wishes to mark or tag commodities with the selling price as described in (4), he must also post in a prominent and clearly visible position in his store, a sign stating the following:

The "OPA Price" marked or tagged on merchandise in this store is no higher than the OPA ceiling price of the articles.

SEC. 9. *Export sales.* The maximum price at which a seller may export any commodity sold by the Government shall be determined in accordance with the provisions of the Maximum Export Price Regulation, as revised.

SEC. 10. *Prohibited acts*—(1) *Charging more than maximum prices.* Every reseller who is subject to the provisions of this supplementary order is prohibited from selling or delivering any commodity at a price higher than the maximum price permitted by these provisions. A lower price may, of course, be charged.

(2) *Buying for more than maximum price.* Every person is prohibited from buying or receiving, in the course of trade or business, any commodity sold in violation of any of the provisions of this supplementary order.

SEC. 11. *Licensing and enforcement*—(a) *Licensing.* The provisions of Licensing Order No. 1, Licensing all persons who make sales under price control, are applicable to all sellers subject to this supplementary order. A seller's license may be suspended for violation of the license or of this supplementary order. A person whose license is suspended may not, during the period of suspension, make any sale for which this license has been suspended.

(b) *Penalties.* Any person who violates any provisions of this regulation is subject to the criminal penalties, civil enforcement actions, suits for treble damages, and proceedings for suspension of licenses provided by the Emergency Price Control Act of 1942, as amended.

SEC. 12. *Delegation to field offices.* The Administrator, any Regional Administrator or any District Director authorized by the appropriate Regional Administrator may approve, modify, adjust or deny maximum prices under the provisions of Sections 5, 6, and 7.

SEC. 13. *Definitions.* When used herein the following terms have the following meaning:

(a) "Government ceiling price" means the ceiling price applicable to sales by a Government agency to wholesalers or jobbers as provided by any of the provisions of Supplementary Order 94 or Supplementary Order 130, and, as furnished by the Government selling agency to the purchaser.

(b) "Person" means individual, corporation, partnership, association or any other organized group of persons, or legal successor or representative of any of the foregoing.

(c) "Price regulation," "regulation" mean a price schedule effective in accordance with the provisions of section 206 of the Emergency Price Control Act of 1942, as amended, a maximum price regulation or temporary maximum price regulation issued by the Office of Price Administration, or any order issued pursuant to any such regulation or schedule.

(d) "Sell" includes sell, supply, dispose, barter, exchange, transfer, and deliver, and contracts and offers to do any of the foregoing. The term "sale", "selling", "sold", "seller", "buy", "purchase" and "purchaser", shall be construed accordingly.

(e)) "Sale at retail" means a sale to an ultimate consumer.

(f) "Sale at wholesale" means a sale to any person other than an ultimate consumer.

(g) "New commodities" includes damaged or deteriorated commodities.

(h) "A commodity in substantially the same form" means a commodity which has not been intermingled or combined with other commodities to the extent that the commodity loses its identity or original basic construction, and includes, without limitation, a commodity which has been repaired, reconditioned, cleaned, washed, packaged, slit, cut, or painted.

(i) "Scrap" means property that has no reasonable prospect of sale except for its basic material content.

(j) "Salvage" means property that is in such a worn, damaged, deteriorated or incomplete condition, or is of such a specialized nature, that it has no reasonable prospect of sale as a unit, but has some value in excess of its basic material content because it may contain serviceable components. It should be noted that property is not salvage merely because it is worn, damaged, deteriorated, incomplete, or of a specialized nature.

(k) "Government agency," "Government." Except where the context otherwise requires, "Government agency" or "Government" means the United States Government or any department, agency, commission, corporation or other such instrumentality of the United States Government. For the purposes of this supplementary order, "Government agency" or "Government" includes any contractor or subcontractor whose contract has been terminated by a Government agency and who has been authorized or directed by the Government agency to sell commodities and where the proceeds are paid or credited to the Government agency, and also includes any contractor or subcontractor whose sale is subject to Supplementary Order 130.

(l) "Incoming freight" means the amount actually paid or incurred for freight, or other method of transportation, not to exceed, however, the lowest applicable common or contract carrier freight rate. "Including freight" also means, in any case where the purchaser for resale performs the transportation services himself, his actual costs of such services, not to exceed, however, the lowest applicable common or contract carrier freight rate.

NOTE: All reporting and record-keeping requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

SEC. 14. *Effective date.* This Revised Supplementary Order No. 122 shall become effective June 19, 1946.[5]

Issued this 14th day of June 1946.

PAUL A. PORTER,
Administrator.

[5] Supplementary Order 122 was issued July 23, 1945 and became effective September 10, 1945.

APPENDIX A—RESALES EXCLUDED FROM SUPPLEMENTARY ORDER 122

When the resale of a commodity is subject to any one of the regulations listed herein, the provisions of Supplementary Order 122 shall not apply to the resale, and the reseller remains subject to these applicable regulations.

PAPER AND PAPER PRODUCTS

Regulation No.	Short title	Levels of sale: Wholesaler or jobber	Levels of sale: Retailer
[illegible]	Wastepaper	X	
47	Waste rags, ropes and strings	X	
114	Woodpulp	X	X
129	Converted paper products (unprinted single weight crepe paper packaged in folds) Appendix B (b).		X
140	Newsprint paper	X	
180	Sanitary napkins and tampons	X	X
182	Kraft wrapping papers and certain bag papers	X	
267	Pulpwood produced in Minnesota, Michigan and Wisconsin.	X	
268	Certain tissue paper products	X	
307	Waxed papers	X	
344	New cotton, linen, underwear cutting	X	
349	Distributors' maximum prices for certain coarse paper products.	X	
379	Certain converted paper products	X	
411	Pulpwood produced in Maine, New Hampshire, New York, Vermont and Connecticut and Massachusetts west of the Connecticut River.	X	
415	Resale book matches	X	X
417	Pulpwood produced in Mississippi, South Carolina, Georgia, Florida, Tennessee, Alabama, and Louisiana east of the Mississippi River.	X	
460	Merchants' prices for fine papers and certain paperboards.	X	
470	Pulpwood produced in Arkansas, Texas and parts of Louisiana west of the Mississippi River.	X	X
433	Pulpwood produced in North Carolina and parts of Virginia.	X	
437	Pulpwood produced in eastern Virginia and Caswell in North Carolina.	X	
464	Pulpwood produced in Pennsylvania, Maryland, West Virginia, Kentucky, Indiana, Missouri, Illinois, and Ohio.	X	
484	Wiping cloths	X	
504	Certain cotton hooked rug materials	X	
522	Merchants' prices for fine papers and certain paperboards in seven western States.	X	
529	Second-hand paperboard shipping containers	X	X
530	Imported Canadian pulpwood	X	

CHEMICALS, DRUGS, PAINTS, AND PLASTICS

14F Sec. 2	Salt produced in Louisiana	X	X
14F Sec. 3	Shellac varnish	X	X
14F Sec. 8	"War grade" iron free aluminum sulphate	X	X
14F Sec. 10	Linseed replacement oil	X	X
14F Sec. 16	Tapioca products	X	X
14F Sec. 17	Boiled down soapstock	X	X
14F Sec. 23	Laboratory reagent specialty solutions	X	X
14F Sec. 24	White rye adhesives	X	X
14F Sec. 29	Retail sales of wallpaper cleaner		X
31	Formaldehyde	X	X
34	Acetic acid	X	X
34	Wood alcohol	X	X
36	Acetone	X	X
38	Glycerine	X	X
Rev. Order 51 of MIPR.	Tapioca	X	
68	Hide glue stock	X	X
76	Hide glue	X	
78	Oxalic acid	X	X
80	Lithopone	X	X
98	Titanium pigments	X	X
135	Fertilizers and fertilizer materials		X
170	Anti-freeze	X	X
171	Film scrap	X	X
179	Pine oil	X	X
180	Color pigments	X	X
191	Cotton linters	X	
192	Imported tar acids	X	X
203	Vitamin A natural oils and concentrates	X	X
245	Shellac	X	X
264	Vegetable waxes and beeswax	X	X
278	Totaquina	X	X
295	West Coast ethyl alcohol	X	X
297	Natural resins	X	X
298	Rotenone and pyrethrum	X	X
345	Thermoplastic scrap	X	X
362	Chestnut extract	X	
363	Certain fine chemicals	X	X
374	Copper sulfate	X	X
383	Prairie bones	X	
390	Household soaps and cleansers sold by retail food stores.		X
391	Household soaps and cleansers sold by manufacturers and certain wholesalers.	X	
392	Packaged drugs	X	X
393	Packaged cosmetics	X	X
406	Synthetic resins and plastic materials and substitute rubber (ester gum).	X	X

APPENDIX A—Continued

CHEMICALS, DRUGS, PAINTS, AND PLASTICS—continued

Regulation No.	Short title	Levels of sale: Wholesaler or jobber	Levels of sale: Retailer
431	Hardwood charcoal	X	
472	Certain essential oils	X	
474	Lanolin	X	
531	Imported vegetable tanning materials	X	X
543	Barium chemicals	X	X
575	Primary chromium chemicals	X	X

RUBBER AND RUBBER PRODUCTS

14–Sec. 2.4	Lumbermen's overs	X	X
56	Red tube reclaimed rubber	X	X
87	Scrap rubber	X	X
119	Original equipment tires and tubes	X	X
131	Camelback and tires and tube repair materials	X	
143	Wholesale prices for new tires and tubes	X	
200	Rubber heels in the shoe repair trade	X	X
220	Certain rubber commodities: Buna-S rubber bands.	X	X
220	Government reject raincoats	X	
229	Rubber and canvas footwear	X	X
301	Rubber drug sundries	X	X
435	Bicycle tires and tubes	X	X
477	Rubber heels and soles in the shoe factory and home replacement trades.		X
528	New tires and tubes		X
528	Used tires and tubes	X	X
528	Certain repair materials		X

FUEL, PETROLEUM PRODUCTS AND OTHER OILS

42	Paraffin wax	X	X
88	Fuel oil, gasoline and liquefied petroleum gas	X	X
120	Bituminous coal, delivered from mine or preparation plant.	X	
121	Miscellaneous solid fuels delivered from producing facilities.	X	
122	Solid fuels sold and delivered by dealers	X	X
137	Petroleum products sold at retail establishments		X
323	Asphalt and asphalt products	X	X
436	Crude petroleum, and natural and petroleum gas.	X	X
810	Lubricating oils, greases, and certain other petroleum products.	X	

MACHINERY, VEHICLES, TOOLS AND EQUIPMENT

1	Second-hand machine tools	X	X
14K–Sec. 1.3	Motorcycles manufactured for and sold to the United States by the Indian Motorcycle Company.	X	X
14K–Sec. 3.1	Rebuilt fractional horse power motors of ¾-power or less.	X	X
67	New machine tools	X	X
85	New passenger automobiles	X	X
133	Retail prices for farm equipment		X
136	Machines and parts	X	X
246	Manufacturers' and wholesale prices for farm equipment.	X	
341	Maximum prices for used commercial motor vehicles.	X	X
375	Sales of used industrial sewing machines	X	X
453	Wholesalers' and retailers' maximum prices for automotive parts.	X	X
465	Used pressure vessels and used enclosed atmospheric pressure vessels.	X	X
540	Used passenger automobiles	X	X
609	Used motorcycles	X	X

METALS AND MINERALS

[1. Iron and steel]

4	Iron and steel scrap	X	X
10	Pig iron	X	X
29	By-product and retort gas coke	X	X
43	Used steel drums, pails and containers and reconditioning of used steel drums.	X	X
46	Relaying rail, relaying girder rail and used track accessories.	X	X
49	Resale of iron or steel products	X	X
77	Beehive oven furnace coke	X	X
113	Iron ore	X	X
159	Fabricated concrete reinforcing bars	X	X
230	Reusable iron and steel pipe and used structural pipe.	X	X
235	Manganese steel castings and manganese steel casting products.	X	X
310	Reusable structural steel shapes and plates and shafting.	X	X
411	Reusable steel storage tanks (field assembled)	X	X

APPENDIX A—Continued

METALS AND MINERALS—continued

[2. Nonferrous metals]

Regulation No.	Short title	Levels of sale: Wholesaler or jobber	Levels of sale: Retailer
2	Aluminum scrap and secondary aluminum ingot	X	X
3	Zinc scrap materials and secondary slab zinc	X	X
8	Pure nickel scrap, monel metal scrap, stainless steel scrap, nickel steel scrap, etc.	X	X
12	Brass mill scrap	X	X
15	Copper	X	X
17	Tin (pig tin)	X	X
20	Copper scrap and copper alloy scrap	X	X
69	Primary lead	X	X
70	Lead scrap materials; secondary lead; battery lead scrap; and primary and secondary antimonial lead.	X	X
71	Primary and secondary cadmium	X	X
81	Primary slab zinc	X	
93	Mercury	X	
126	Fluorspar	X	X
138	Ferromanganese and manganese alloys and metals.	X	
166	Zinc oxides	X	X
198	Silver	X	X
202	Brass and bronze alloy ingot and shot	X	X
248	Metallurgical manganese ores, Sec. 1405.65 (a)	X	X
258	Chrome Ores	X	X
302	Magnesium scrap and remelt magnesium ingot	X	X
309	Platinum group metals of commercial purity, Sec. 1437.1 (a).	X	X
314	Magnesium and magnesium alloy ingot	X	X
316	Bonded abrasive wheel stubs, Sec. 1408.5(a)	X	X
327	Barite produced in Missouri, Sec. 14332 (b) (10)	X	X
379	Tool steel scrap	X	X
405	Ferrosilicon and silicon metal	X	
407	Ferrochromium and chromium metal	X	
408	Distributors' prices for brass mill products and services.	X	X
489	Tungsten, molybdenum, vanadium, cobalt, etc.	X	
497	Antimony metal, Sec. 3	X	X

FOREST PRODUCTS, LUMBER AND BUILDING MATERIALS

[1. Lumber]

Regulation No.	Short title	Levels of sale: Wholesaler or jobber	Levels of sale: Retailer
13	Softwood Plywood	X	X
14—Sec. 3.2	Shuttle blocks (dogwood and persimmon)	X	X
15—Sec. 3.3	Baled Southern pine wood excelsior	X	
14E—Sec. 3.10	Ginned Spanish moss	X	X
19	Southern pine lumber	X	
26	Douglas fir lumber	X	
Gen. Order 61	Authority to fix community dollars-and-cents ceiling prices on all sales of used lumber.	X	X
Rev. Gen. Order 65.	Fixed community dollar-and-cents ceiling prices for certain lumber products out of distribution yard stock.	X	X
94	Western pine lumber	X	
97	Southern hardwood lumber	X	
109	Aircraft spruce lumber	X	X
117	Used egg cases and used component parts	X	X
146	Appalachian hardwood lumber	X	
155	Central hardwood lumber	X	
161	West coast logs	X	
164	Red cedar shingles	X	
166	Industrial wooden boxes	X	
215	Distribution yard sales of softwood	X	X
266	Railroad ties	X	
317	Walnut gunstock blanks	X	
319	Northeastern softwood lumber	X	
322	Northern softwood lumber	X	
324	Northern hardwood lumber	X	
253	Redwood lumber and millwork	X	
281	Navy oak ship stock	X	X
290	Sitka spruce lumber	X	
314	Veneer logs	X	
320	Eastern and central wooden agricultural containers.	X	X
321	Northern white-cedar fence posts	X	X
348	Aircraft veneer	X	X
348	Red cedar logs	X	
365	Wood hatches	X	X
368	Northeastern hardwood lumber	X	
381	Stock screen goods	X	X
402	Western red cedar lumber	X	
412	Tidewater red cypress lumber	X	
421	Tight cooperage stock and sawed cooperage stock.	X	
432	Northern hardwood flooring	X	
444	Used fruit and vegetable containers	X	
454	Aromatic red cedar lumber	X	
458	Oak, peeramid miscellaneous hardwood flooring	X	
480	Western lumber	X	
487	Distribution yard sales of hardwood lumber	X	X
481	Slack cooperage and cooperage stock	X	
491	Pressure preservative treatment of forest products and pressure treated forest products.	X	
513	Yellow cypress lumber	X	
524	Used tight cooperage	X	X
533-1	Central logs	X	
533-2	Lake States logs	X	
533-3	Appalachian logs	X	
533-4	Southern logs	X	
533-5	Northeastern logs	X	
533-6	Florida logs	X	
534-1	Black walnut logs	X	

APPENDIX A—Continued

FOREST PRODUCTS, LUMBER AND BUILDING MATERIALS—continued

[1. Lumber—Continued]

Regulation No.	Short title	Levels of sale: Wholesaler or jobber	Levels of sale: Retailer
534-2	Hickory and ash logs and other specialty woods	X	
535-1	Insulation and felt cordwood and related products.	X	
535-2	Lake States cordwood	X	
535-3	Excelsior wood	X	
535-4	New England cordwood	X	
535-5	Chestnut cordwood	X	
535-6	Stave and heading bolts	X	
535-7	Chemical cordwood	X	
536	Western fence posts	X	X
538	Commercial veneer	X	X
554	Western red cedar poles	X	
555	Western poles and piling	X	
556	Western railroad ties and wooden mine materials	X	
558	Eastern woodien mine materials and industrial blocking.	X	
559	Eastern poles and piling	X	
560	Northern white cedar poles and piling	X	X
568	Hardwood plywood	X	X
593	Used shook cooperage	X	
601	Softwood moulditnes	X	
603	Surplus lumber	X	

[2. Building materials]

Regulation No.	Short title	Levels of sale: Wholesaler or jobber	Levels of sale: Retailer
14 Sec. 5.4	Wire nails and staples		X
Gen. Order 68	Authority to establish prices for sales of certain building and construction materials to ultimate users or to purchasers for resale on an installed basis.	X	X
96	Domestic fuel oil storage tanks	X	X
100	Cast iron soil pipe and fittings	X	
206	Vitrified clay sewer pipe and allied products	X	X
236	Special combustion conversion grate units		X
272	Cast-iron boilers and cast-iron radiation	X	X
317	Locks and lock sets	X	
413	Hinges and butt hinges	X	
406	Asbestos-cement building materials	X	X
544	Flameproof cotton insulation	X	
546	Used and reconditioned plumbing and heating equipment	X	
583	Prefabricated nondwelling structures	X	X

TEXTILES, LEATHER, FIBRE PRODUCTS AND APPAREL

[1. Textiles]

Regulation No.	Short title	Levels of sale: Wholesaler or jobber	Levels of sale: Retailer
7	Combed cotton yarns	X	
23	Rayon grey goods	X	X
23	Carded cotton yarns	X	
35	Woven bckings	X	
106	Domestic sheep wool	X	X
118	Cotton products (gem ducks, standard gauze diapers, nursery gauze pads and gauze bibs.)	X	X
127	Finished piece goods	X	
163	Wooden and worsted civilian apparel fabric	X	
167	Rayon yarn and staple fiber	X	
588	Rayon knit fabrics	X	

[2. Leather and fiber products]

Regulation No.	Short title	Levels of sale: Wholesaler or jobber	Levels of sale: Retailer
9	Hides, kips and calfskins	X	X
9	Bull hides at retail, sec. 1341.11 (f)		X
142 Sec. 3.1	Cured deer and elk skins	X	
142 Sec. 3.5	Cured domestic hogskins and pigskins	X	
142 Sec. 3.8	Tanned, colored and glazed alligator and crocodile skins.	X	X
142 Sec. 3.9	Imported dressed dog hairlips	X	X
142 Sec. 3.10	Ginned Spanish moss	X	X
18	Burlap	X	X
24	Washed cattle-tail hair and winter hog hair	X	X
75	Second-hand bags	X	X
59	Rapok	X	X
141	Domestic raw shearlings and tanned shearlings for the armed forces.	X	X
145	Pickled sheepskins	X	X
330	Jute and istle yarn, rove and rope	X	X
357	India, Iraq, and Iran tanned goat skins and sheepskins.	X	X
360	Binder twine	X	X
468	Broom corn	X	X
741	Raw, dressed and dyed fur and pelts	X	X
753	Australian and New Zealand rabbit skins and hatters' furs.	X	X

[3. Apparel]

Regulation No.	Short title	Levels of sale: Wholesaler or jobber	Levels of sale: Retailer
65	Women's Nylon Hosiery	X	X
208	Staple Work Clothing	X	X
274	Women's Silk Hosiery	X	X
304	Specified Utility Shirts	X	X
339	Women's Rayon Hosiery	X	X
385	Specified Military Uniforms	X	X
506	Prices for Staple Work Gloves	X	X
578	Certain Garments Produced with WPB Facilities.	X	X

APPENDIX A—Continued

DURABLE GOODS

Regulation No.	Short title	Levels of sale: Wholesaler or jobber	Levels of sale: Retailer
1 (1)-Sec 1.1	Remington "Envoy" portable typewriters		X
1 (1)-Sec 2.1	Insecticide sprayers of various companies	X	X
1 (1)-Sec 2.2	Electric irons manufactured by Dominion Electrical Mfg., Inc.	X	X
1 (1)-Sec 2.3	Electric irons	X	X
1 (1)-Sec 2.6	H. D. Dudson Mfg. Co. sprayers	X	X
1 (1)-Sec 3.1	Military salvage dry batteries	X	X
1 (1)-Sec 3.3	Radio receiver tubes	X	X
1 (1)-Sec 3.4	Ammunition	X	X
1 (1)-Sec 4.6	Mussel shells		X
1 (1)-Sec 5.2	Hand-hooked cotton rugs	X	X
1 (1)-Sec 6.1	Used feathers and down	X	X
8	New domestic washing machines and ironers		X
110	Resale of new household mechanical refrigerators.	X	X
111	New household vacuum cleaners		X
139	Used household mechanical refrigerators		X
138	Resale of war bicycles	X	X
162	Used typewriters	X	X
210	Electric portable heaters (Sec. 1372.113)		X
211	New coil and flat bedsprings		X
220	Approved stirrup pumps	X	X
224	Springfield firearms (Sec. 1579.1a (d))	X	X
263	New phonograph records and record scrap	X	X
294	Used household vacuum cleaners	X	X

APPENDIX A—Continued

DURABLE GOODS—continued

Regulation No.	Short title	Levels of sale: Wholesaler or jobber	Levels of sale: Retailer
318	Feathers and down	X	X
372	Used domestic washing machines	X	X
380	Used metal coil and flat bedsprings	X	X
399	New ice boxes	X	X
430	Assembled radios and phonographs	X	X
476	Luggage	X	X
499 Article III	Imported Swiss watches	X	X
516	Used photographic equipment		X
527	Used domestic gas cooking ranges	X	X
548	Metal upholstery springs	X	
564	Fountain pens and mechanical pencils	X	X
576	Dry batteries		X
584	Feather filled pillows and upholstery cushion inner casings	X	X
596	Used business machines	X	X
598	New household mechanical refrigerators		X
Order 351 under 188	War alarm clocks	X	X
Order 376 under 188	Enamel pressure cookers	X	X
Order 639 under 188	Domestic food dehydrators	X	X
Order 910 under 188	Cast-iron fireplace grates	X	X

APPENDIX B—PARTIAL LIST OF ORDERS ISSUED UNDER SUPPLEMENTARY ORDER 91

Order No.

6. Blitz cans and jerricans
9. Army service shoes
10. OCD helmets
11. Flashlight batteries
12. C-1 tires
13. Hand-operated sirens
14. 10 ton hydraulic jacks
15. M-1 30-calibre ammunition boxes
16. Double deck beds, cots, etc.
17. Gas hoods
18. Navy fuel tanks
19. Navy mosquito boots
20. New rubberized aprons
21. M-2 50-calibre ammunition boxes
23. Tool cabinets
24. Pajama suits
25. Surgeons' rubber gloves
26. Butcher frocks
27. Bath robes
28. Broiler, sauce pan and knife
29. Safety gasoline cans
30. Vehicular compasses
31. CCC type work shoes
32. Low white shoes
34. Army compasses
35. Linen damask napkins
36. Sheepskin lined coats
37. Used buoyancy type drums
38. Life floats
39. Bathroom scales
40. Certain watch movements
41. Gasoline or oil drums
42. Electric buzzers
43. Used flying shoes
45. Low black shoes
46. Light cargo carriers, T 15
47. Double open end engineer wrenches of alloy steel
48. Plastic foot tubs
49. Cooking boilers
50. Two-wheeled hand push carts
51. Military sand bags
53. Steel tool boxes
54. Double open end engineer wrenches of tempered steel
55. Impermeable aprons
56. Goose neck lamps
57. Clipper cutters
58. Gasoline and oil drums
59. Wooden trainer rifles
60. Panchromatic photographic film
61. Flexible brass tube nozzles
62. Navy life belts
63. First aid dressings
64. Tanned shearlings

APPENDIX B—Continued

Order No.

65. Metal canteens
66. New and used shotguns
67. Certain vitrified chinaware
68. Stirrup pumps
69. Used airplane tires
70. Gasoline-electric generating units
71. Rubber coated fabric patches
72. Certain hoists, winches and snatch blocks
73. Corrosive sublimate gauze
74. Certain plywood and veneers
75. Steel boxes
76. Saddles
77. Army flying suits
78. Butcher blocks
79. Navy raincoats
80. Navy pea jackets
81. Certain hand welded steel tubing
82. Certain industrial hand trucks
83. Newly recapped tires
84. Army helmets
85. Certain storage batteries
86. Certain battery chargers
87. Army mackinaw coats
88. Barbed wire
89. Reclaimed rubber made from gas mask scrap
91. Surplus rubber footwear
92. Used clothing
93. Mountain tents
94. Certain vacuum cleaners
95. Folding chairs
96. Sling-chains
97. Certain log and tow chains
98. New portable gasoline driven air supply units
99. Certain work clothes
101. Certain rucksacks
103. Certain fuses
104. Men's socks
105. New military vehicles
106. Electric bells, buzzers and push buttons
107. Ladders
108. Certain bake or roast pans
109. Wire cutters
111. Worn leather footwear
112. Fountain pens and mechanical pencils
113. Blankets
114. Certain non-renewable fuses
115. T-squares and straightedges
116. Scales
117. Eye shields
118. Certain office equipment
120. Rayon stockings
121. Wood student chairs
122. Loofa sponges

APPENDIX B—Continued

Order No.

123. Wire insect screen cloth
124. Bronze insect screen cloth
125. Special purpose pneumatic tire tubes
126. Rubber soles and heels
127. Welded steel tubing
128. Used boots and shoes

APPENDIX C—MARK-UPS FOR RESELLERS OF CERTAIN COMMODITIES SUBJECT TO SUPPLEMENTARY ORDER 122 AND NOT COVERED BY APPENDICES A AND B OR BY REGULATIONS SPECIFIED IN SECTION 3 (A) (1).

Class of commodity	Total mark-ups on net invoice cost at—: Wholesale	Retail
	Percent	*Percent*
Apparel:		
Men's and boys' outerwear	25	662/3
Men's and boys' furnishings except flannel shirts	29	66
Work clothing:		
Overalls	22	35
Dungarees and other work clothing and shirts	25	50
Women's underwear	331/3	60
Women's outerwear	25	662/3
Women's accessories (including cotton and wool hosiery)	25	72
Footwear (excluding rubber)	25	662/3
Linen and bedding:		
Sheets and pillow cases	19	47
Terry Products, towels and wash cloths, huck, bath, cotton blankets, etc	25	662/3
Bedspreads	162/3	662/3
Blankets—woolen	20	662/3
Comforts, cotton filled	21	662/3
Pillows, cotton filled	25	80
Hardware	331/3	50
Paints and Varnishes	19	87
Cafeteria equipment exclusive of steam tables, carts, etc	150	
Typewriters and other business machines	20	662/3
Furniture—new:		
Household	30	72
Office—wood	25	72
Office—metal	25	59
Furniture—used:		
Household	37	96
Office—wood	32	96
Office—metal	32	75
Wooden boxes—not standard	331/3	60
Asphalt paper	20	30
Roofing	20	30
Millwork; window frames, glazed sash and doors	45	45
Plumbing equipment	331/3	50

[1] To supply houses this is not a retail item.

[F. R. Doc. 46-10215; Filed, June 14, 1946; 11:40 a. m.]

PART 1426—WOOD PRESERVATION AND PRIMARY FOREST PRODUCTS

[MPR 559,[1] Amdt. 5]

EASTERN POLES AND PILING

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 559 is hereby amended in the following respects:

1. In Section 14, Tables 1, 2, 3, 5, 6 and 7 are amended to read as follows (All footnotes remain unchanged):

TABLE 1.—ROUGH PEELED YELLOW PINE PILING—PRODUCED IN THE NORTHEASTERN ZONE CONSISTING OF THAT PART OF THE UNITED STATES COVERED BY THIS REGULATION (SECTION 2 (C)) NORTH AND EAST OF THE MISSOURI RIVER, THE MISSISSIPPI RIVER, AND THE NORTHERN BOUNDARY OF THE STATES OF TENNESSEE AND NORTH CAROLINA—MAXIMUM PRICES AND WEIGHTS PER LINEAL FOOT: NAVY SPECIFICATIONS 39 P-14A CLASS 2

[F. o. b. cars producer's loading-out point or dumped, boomed, rafted and prepared for towing in towable waters]

Length	9" Minimum butt including 8'-1' to 8'-6'		10" Minimum butt including 9'-1' to 9'-6'		11" Minimum butt including 10'-1' to 10'-6'		12" Minimum butt including 11'-1' to 11'-6'		13" Minimum butt including 12'-1' to 12'-6'		14" Minimum butt including 13'-1' to 13'-6'		15" Minimum butt including 14'-1' to 14'-6'		16" Minimum butt including 15'-1' to 15'-6'		17" Minimum butt including 16'-1' to 16'-6'	
	Price	Weights	Price	Weights	Price	Weights	Price	Weights	Price	Weights	Price	Weights	Price	Weights	Price	Weights	Price	Weights
15' to 17' incl	$0.12	26	$0.13	31	$0.15	38	$0.19	45	$0.21	52	$0.24	61	$0.28	70	$0.32	79	$0.37	
18' to 22' incl	.12	24	.13	30	.15	36	.19	44	.21	51	.24	59	.28	68	.32	77	.37	
23' to 27' incl	.13	23	.14	29	.15	35	.19	41	.21	49	.24	57	.28	66	.32	74	.37	
28' to 32' incl	.13	22	.14	28	.15	33	.19	40	.21	47	.24	55	.28	63	.32	72	.37	
33' to 37' incl	.14	21	.15	26	.16	32	.19	38	.21	45	.24	53	.28	61	.32	70	.37	
38' to 42' incl	.14	20	.15	25	.16	30	.19	37	.21	44	.24	51	.28	59	.32	68	.37	
43' to 47' incl					.16	29	.19	35	.21	42	.24	49	.28	57	.32	66	.37	
48' to 52' incl					.16	28	.21	34	.23	40	.26	47	.29	55	.33	64	.38	
53' to 57' incl							.23	33	.25	39	.28	46	.31	53	.35	62	.40	
58' to 62' incl							.25	31	.27	38	.30	45	.33	52	.37	59	.42	
63' to 67' incl									.30	36	.33	43	.36	50	.40	58	.45	
68' to 72' incl									.34	35	.37	42	.40	49	.44	56	.49	
73' to 77' incl											.42	40	.45	47	.49	55	.54	
78' to 82' incl											.47	39	.50	45	.54	53	.59	
83' to 87' incl															.59	52	.64	
88' to 92' incl															.64	50	.69	
93' to 97' incl															.69	48	.74	
98' to 102' incl															.74	46	.79	

Lengths	18" minimum butt including 17'-1' to 17'-6'		19" minimum butt including 18'-1' to 18'-6'		20" minimum butt including 19'-1' to 19'-6'		21" minimum butt including 20'-1' to 20'-6'		22" minimum butt including 21'-1' to 21'-6'		23" minimum butt including 22'-1' to 22'-6'	
	Price	Weights	Price	Weights	Price	Weights	Price	Weights	Price	Weights	Price	Weights
15' to 17' incl	$0.42	99										
18' to 22' incl	.42	97										
23' to 27' incl	.42	95										
28' to 32' incl	.42	92										
33' to 37' incl	.42	90										
38' to 42' incl	.42	87										
43' to 47' incl	.42	85										
48' to 52' incl	.44	83	$0.50	94	$0.56	105						
53' to 57' incl	.46	80	.52	92	.58	102						
58' to 62' incl	.48	78	.54	89	.60	100	$0.66	111				
63' to 67' incl	.51	75	.57	87	.63	97	.69	109				
68' to 72' incl	.55	73	.61	84	.67	95	.73	106				
73' to 77' incl	.60	71	.66	82	.72	92	.78	103	$0.84	115	$0.90	126
78' to 82' incl	.65	70	.71	80	.77	90	.83	101	.89	112	.95	124
83' to 87' incl	.70	68	.76	78	.82	87	.88	98	.94	109	1.00	121
88' to 92' incl	.75	66	.81	76	.87	85	.93	96	.99	106	1.05	118
93' to 97' incl	.80	64	.86	73	.92	83	.98	93	1.04	104	1.10	115
98' to 102' incl	.85	62	.91	71	.97	81	1.03	91	1.09	101	1.16	112

TABLE 2.—ROUGH PEELED YELLOW PINE PILING—PRODUCED IN THE SOUTHEASTERN ZONE CONSISTING OF THAT PART OF THE UNITED STATES COVERED BY THIS REGULATION (SECTION 2 (C)) SOUTH AND WEST OF THE MISSOURI RIVER, THE MISSISSIPPI RIVER, AND THE NORTHERN BOUNDARIES OF THE STATES OF TENNESSEE AND NORTH CAROLINA—MAXIMUM PRICES AND WEIGHTS PER LINEAL FOOT: NAVY SPECIFICATIONS 39P-14A CLASS 2.

[F. O. B. cars producer's loading-out point or dumped, boomed, rafted and prepared for towing in towable waters]

Lengths	9" minimum butt including 8'-1' to 8'-6'		10" minimum butt including 9'-1' to 9'-6'		11" minimum butt including 10'-1' to 10'-6'		12" minimum butt including 11'-1' to 11'-6'		13" minimum butt including 12'-1' to 12'-6'		14" minimum butt including 13'-1' to 13'-6'		15" minimum butt including 14'-1' to 14'-6'		16" minimum butt including 15'-1' to 15'-6'	
	Price	Weights	Price	Weights	Price	Weights	Price	Weights	Price	Weights	Price	Weights	Price	Weights	Price	Weights
15' to 17' incl	$0.10	26	$0.11	31	$0.13	38	$0.16	45	$0.18	52	$0.21	61	$0.25	70	$0.29	
18' to 22' incl	.10	24	.11	30	.13	36	.16	44	.18	51	.21	59	.25	68	.29	
23' to 27' incl	.11	23	.12	29	.13	35	.16	41	.18	49	.21	57	.25	66	.29	
28' to 32' incl	.11	22	.12	28	.13	33	.16	40	.18	47	.21	55	.25	63	.29	
33' to 37' incl	.12	21	.13	26	.14	32	.16	38	.18	45	.21	53	.25	61	.29	
38' to 42' incl	.12	20	.13	25	.14	30	.16	37	.18	44	.21	51	.25	59	.29	
43' to 47' incl					.14	29	.16	35	.18	42	.21	49	.25	57	.29	
48' to 52' incl					.14	28	.18	34	.20	40	.23	47	.26	55	.30	
53' to 57' incl							.20	33	.22	39	.25	46	.28	53	.32	
58' to 62' incl							.22	31	.24	38	.27	45	.30	52	.34	
63' to 67' incl									.27	36	.30	43	.33	50	.37	
68' to 72' incl									.31	35	.34	42	.37	49	.41	
73' to 77' incl											.39	40	.42	47	.46	
78' to 82' incl											.44	39	.47	45	.51	
83' to 87' incl															.56	
88' to 92' incl															.61	
93' to 97' incl															.71	
98' to 102' incl																

[1] 9 F.R. 11706, 12596, 14853; 10 F.R. 13313.

TABLE 2.—ROUGH PEELED YELLOW PINE PILING—PRODUCED IN THE SOUTHEASTERN ZONE CONSISTING OF THAT PART OF THE UNITED STATES COVERED BY THIS REGULATION (SECTION 2 (C)) SOUTH AND WEST OF THE MISSOURI RIVER, THE MISSISSIPPI RIVER, AND THE NORTHERN BOUNDARIES OF THE STATES OF TENNESSEE AND NORTH CAROLINA—MAXIMUM PRICES AND WEIGHTS PER LINEAL FOOT: NAVY SPECIFICATIONS 39 P-14A CLASS 2.—Continued.

[F. o. b. cars producer's loading-out point or dumped, boomed, rafted, and prepared for towing in towable waters]

Lengths	17" minimum butt including 16'-1' to 16'-6'		18" minimum butt including 17'-1' to 17'-6'		19" minimum butt including 18'-1' to 18'-6'		20" minimum butt including 19'-1' to 19'-6'		21" minimum butt including 20'-1' to 20'-6'		22" minimum butt including 21'-1' to 21'-6'		23" minimum butt including 22'-1' to 22'-6'	
	Price	Weights	Price	Weights	Price	Weights	Price	Weights	Price	Weights	Price	Weights	Price	Weights
15' to 17' incl	$0.34	89	$0.39	99										
18' to 22' incl	.34	87	.39	97										
23' to 27' incl	.34	84	.39	95										
28' to 32' incl	.34	82	.39	92										
33' to 37' incl	.34	79	.39	90										
38' to 42' incl	.34	77	.39	87										
43' to 47' incl	.34	75	.39	85										
48' to 52' incl	.35	73	.41	83	$0.47	94	$0.53	105						
53' to 57' incl	.37	71	.43	80	.49	92	.55	102						
58' to 62' incl	.39	68	.45	78	.51	89	.57	100	$0.63	111				
63' to 67' incl	.42	67	.48	75	.54	87	.60	97	.66	109				
68' to 72' incl	.46	64	.52	73	.58	84	.64	95	.70	106				
73' to 77' incl	.51	63	.57	71	.63	82	.69	92	.75	103	$0.81	115	$0.87	126
78' to 82' incl	.56	62	.62	70	.68	80	.74	90	.80	101	.86	112	.92	124
83' to 87' incl	.61	60	.67	68	.73	78	.79	87	.85	98	.91	109	.97	121
88' to 92' incl	.66	58	.72	66	.78	76	.84	85	.90	96	.96	106	1.02	118
93' to 97' incl	.71	56	.77	64	.83	73	.89	83	.95	93	1.01	104	1.07	115
98' to 102' incl	.76	54	.82	62	.88	71	.94	81	1.00	91	1.06	101	1.12	112

TABLE 3.—ROUGH PEELED CYPRESS PILING—PRODUCED IN THE SOUTHEASTERN ZONE CONSISTING OF THAT PART OF THE UNITED STATES COVERED BY THIS REGULATION (SECTION 2 (C)) SOUTH AND WEST OF THE MISSOURI RIVER, THE MISSISSIPPI RIVER AND THE NORTHERN BOUNDARIES OF THE STATES OF TENNESSEE AND NORTH CAROLINA—MAXIMUM PRICES AND WEIGHTS PER LINEAL FOOT: NAVY SPECIFICATIONS 39 P-14A CLASS 2

[F. o. b. cars producer's loading-out point or dumped, boomed, rafted, and prepared for towing in towable waters]

Lengths	9" minimum butt including 8'-1' to 8'-6'		10" minimum butt including 9'-1' to 9'-6'		11" minimum butt including 10'-1' to 10'-6'		12" minimum butt including 11'-1' to 11'-6'		13" minimum butt including 12'-1' to 12'-6'		14" minimum butt including 13'-1' to 13'-6'		15" minimum butt including 14'-1' to 14'-6'		16" minimum butt including 15'-1' to 15'-6'	
	Price	Weights	Price	Weights	Price	Weights	Price	Weights	Price	Weights	Price	Weights	Price	Weights	Price	Weights
15' to 17' incl	$0.11	24	$0.13	26	$0.14	31	$0.15	37	$0.17	43	$0.20	50	$0.23	57	$0.27	65
18' to 22' incl	.11	20	.13	25	.14	30	.15	36	.17	41	.20	49	.23	55	.27	63
23' to 27' incl	.11	19	.13	24	.14	28	.15	34	.17	40	.20	46	.23	54	.27	61
28' to 32' incl	.11	18	.13	23	.14	27	.15	32	.17	39	.20	45	.23	52	.27	59
33' to 37' incl	.12	17	.13	21	.14	26	.15	31	.17	37	.20	43	.23	50	.27	57
38' to 42' incl	.12	16	.13	20	.14	25	.15	30	.17	36	.20	42	.23	49	.27	55
43' to 47' incl	.12	15	.13	19	.14	23	.15	29	.17	34	.20	40	.23	47	.27	54
48' to 52' incl	.12	14	.13	18	.14	22	.17	28	.19	33	.22	39	.25	45	.29	52
53' to 57' incl							.19	26	.21	32	.24	37	.27	44	.31	50
58' to 62' incl							.20	24	.22	30	.25	36	.28	42	.32	49
63' to 67' incl									.24	28	.27	34	.30	41	.34	47
68' to 72' incl									.26	27	.29	32	.32	39	.37	46
73' to 77' incl											.32	30	.35	37	.41	45
78' to 82' incl											.36	29	.39	36	.46	43

TABLE 5.—ROUGH PEELED WHITE OAK PILING—PRODUCED IN ALL "EASTERN" TERRITORY—MAXIMUM PRICES AND WEIGHTS PER LINEAL FOOT: NAVY SPECIFICATIONS 39 P-14A CLASS 2

[F. o. b. cars producer's loading-out point or dumped, boomed, rafted, and prepared for towing in towable waters]

Lengths	9" minimum butt including 8'-1' to 8'-6'		10" minimum butt including 9'-1' to 9'-6'		11" minimum butt including 10'-1' to 10'-6'		12" minimum butt including 11'-1' to 11'-6'		13" minimum butt including 12'-1' to 12'-6'		14" minimum butt including 13'-1' to 13'-6'		15" minimum butt including 14'-1' to 14'-6'		16" minimum butt including 15'-1' to 15'-6'	
	Price	Weights	Price	Weights	Price	Weights	Price	Weights	Price	Weights	Price	Weights	Price	Weights	Price	Weights
15' to 17' incl	$0.17	31	$0.18	37	$0.20	45	$0.23	53	$0.25	62	$0.28	72	$0.33	83	$0.38	93
18' to 22' incl	.17	29	.18	36	.20	43	.23	51	.25	60	.28	70	.33	80	.38	91
23' to 27' incl	.17	27	.18	34	.20	41	.23	49	.25	58	.28	67	.33	77	.38	88
28' to 32' incl	.17	26	.18	33	.20	39	.23	47	.25	56	.28	65	.33	75	.38	85
33' to 37' incl	.17	25	.18	31	.20	38	.23	45	.25	53	.28	62	.33	72	.38	83
38' to 42' incl	.18	23	.20	29	.23	36	.25	44	.27	51	.31	60	.35	70	.40	80
43' to 47' incl	.21	22	.23	28	.25	34	.28	42	.30	49	.33	59	.38	68	.43	78
48' to 52' incl	.26	21	.29	27	.31	33	.33	40	.36	48	.39	56	.44	66	.48	75
53' to 57' incl							.38	39	.40	47	.44	54	.48	63	.53	73
58' to 62' incl							.46	37	.48	45	.50	52	.57	61	.61	70
63' to 67' incl									.59	44	.62	51	.67	59	.71	68
68' to 72' incl													.77	58	.82	66

TABLE 6.—ROUGH PEELED MIXED OAK PILING—PRODUCED IN ALL "EASTERN" TERRITORY—MAXIMUM PRICES AND WEIGHTS PER LINEAL FOOT: NAVY SPECIFICATIONS 39 P-14A CLASS 2

[F. o. b. cars producer's loading-out point or dumped, boomed, rafted and prepared for towing in towable waters]

Lengths	9" minimum butt including 8'-1' to 8'-6'		10" minimum butt including 9'-1' to 9'-6'		11" minimum butt including 10'-1' to 10'-6'		12" minimum butt including 11'-1' to 11'-6'		13" minimum butt including 12'-1' to 12'-6'		14" minimum butt including 13'-1' to 13'-6'		15" minimum butt including 14'-1' to 14'-6'		16" minimum butt including 15'-1' to 15'-6'	
	Price	Weights	Price	Weights	Price	Weights	Price	Weights	Price	Weights	Price	Weights	Price	Weights	Price	Weights
15' to 17' incl	$0.15	31	$0.16	37	$0.18	45	$0.20	53	$0.22	62	$0.25	72	$0.29	83	$0.33	93
18' to 22' incl	.15	29	.16	36	.18	43	.20	51	.22	60	.25	70	.29	80	.33	91
23' to 27' incl	.15	27	.16	34	.18	41	.20	49	.22	58	.25	67	.29	77	.33	88
28' to 32' incl	.15	26	.16	33	.18	39	.20	47	.22	56	.25	65	.29	75	.33	85
33' to 37' incl	.15	25	.16	31	.18	38	.20	45	.22	53	.25	62	.29	72	.33	83
38' to 42' incl	.16	23	.18	29	.20	36	.22	44	.24	51	.27	60	.31	70	.35	80
43' to 47' incl	.18	22	.20	28	.22	34	.24	42	.26	49	.29	58	.33	68	.37	78
48' to 52' incl	.23	21	.25	27	.27	33	.29	40	.31	48	.34	56	.38	66	.42	75
53' to 57' incl							.33	39	.36	47	.38	54	.42	63	.46	73
58' to 62' incl							.40	37	.42	45	.45	52	.49	61	.53	70
63' to 67' incl									.51	44	.54	51	.58	59	.62	68
68' to 72' incl													.67	58	.71	66

TABLE 7—YELLOW PINE ROUGH PEELED POLES—AMERICAN STANDARDS ASSOCIATION SPECIFICATIONS

[Maximum prices and weights per pole, F. o. b. cars producer's loading-out point or dumped, boomed, rafted and prepared for towing in towable waters]

Length	Class	Weight per pole	Price per pole: Southeastern zone (see table No. 2)	Price per pole: Northeastern zone (see table No. 1)
16 feet	5	234	$1.05	$1.25
	6	202	.95	1.15
	7	165	.80	.95
	8	138	.90	1.05
	9	138	.80	.95
	10	110	.70	.85
18 feet	3	381	1.55	1.85
	4	325	1.40	1.70
	5	275	1.20	1.45
	6	234	1.10	1.30
	7	188	1.00	1.20
	8	211	1.05	1.25
	9	151	.95	1.15
	10	133	.85	1.00
20 feet	1	710	2.40	2.90
	2	564	2.15	2.40
	3	467	1.90	2.30
	4	394	1.70	2.10
	5	330	1.55	1.85
	6	284	1.40	1.65
	7	234	1.20	1.40
	8	261	1.20	1.40
	9	202	1.10	1.30
	10	161	1.00	1.20
22 feet	1	825	2.70	3.20
	2	674	2.45	2.95
	3	559	2.20	2.45
	4	463	2.05	2.35
	5	398	1.85	2.15
	6	330	1.70	1.95
	7	284	1.45	1.70
	8	307	1.60	1.90
	9	234	1.45	1.70
	10	188	1.30	1.50
25 feet	1	960	3.50	4.00
	2	811	3.00	3.50
	3	674	2.75	3.25
	4	553	2.50	3.00
	5	491	2.25	2.50
	6	422	2.00	2.50
	7	344	1.75	2.00
	8	389	1.85	2.10
	9	280	1.60	1.90
	10	234	1.40	1.60
30 feet	1	1,379	5.10	6.10
	2	1,082	4.35	5.10
	3	921	3.85	4.60
	4	784	3.60	4.10
	5	660	2.85	3.25
	6	550	2.60	3.10
	7	454	2.30	2.50
	8	514	2.35	2.60
	9	371	1.80	2.20
35 feet	1	1,568	6.20	7.20
	2	1,343	5.70	6.70
	3	1,155	4.95	5.70
	4	1,004	4.70	5.45
	5	892	3.95	4.70
	6	745	3.20	3.70
	7	646	2.95	3.45
	8	697	3.20	3.70
40 feet	1	1,884	7.50	9.00
	2	1,624	6.25	7.50
	3	1,401	5.75	7.00
	4	1,219	4.75	5.75
	5	1,059	4.00	4.75
	6	921	3.50	4.25
	7	807	3.00	3.50
45 feet	1	2,229	10.00	12.00
	2	1,911	8.25	10.00
	3	1,664	7.50	9.00
	4	1,444	6.25	7.50
	5	1,274	5.30	6.50
	6	1,114	4.75	5.75
	7	976	4.25	5.00
50 feet	1	2,785	12.25	13.50
	2	2,314	10.75	11.75
	3	1,927	9.00	10.00
	4	1,687	8.50	9.50
	5	1,494	7.00	7.75
	6	1,329	6.50	7.25
	7	1,169	5.50	6.00
55 feet	1	2,993	15.20	15.20
	2	2,567	13.45	13.45
	3	2,200	11.45	11.45
	4	1,934	10.45	10.45
	5	1,719	9.45	9.45
	6	1,763	7.70	7.70
60 feet	1	3,451	19.90	19.90
	2	2,943	16.90	16.90
	3	2,512	15.40	15.40
	4	2,186	14.40	14.40
	5	1,983	13.40	13.40
	6	1,801	12.40	12.40

TABLE 7—YELLOW PINE ROUGH PEELED POLES—AMERICAN STANDARDS ASSOCIATION SPECIFICATIONS—Continued

Length	Class	Weight per pole	Price per pole: Southeastern zone (see table No. 2)	Price per pole: Northeastern zone (see table No. 1)
65 feet	1	4,015	$25.60	$25.60
	2	3,341	21.85	21.85
	3	2,814	19.85	19.85
	4	2,457	16.25	16.85
	5	2,237	15.85	15.85
70 feet	1	4,620	33.05	33.05
	2	3,781	27.55	27.55
	3	3,144	25.55	25.55
	4	2,732	22.80	22.80
	5	2,488	20.55	20.55
75 feet	1	5,198	41.75	41.75
	2	4,235	35.50	35.50
	3	3,596	31.00	31.00
	4	3,021	29.75	29.75
80 feet	1	6,400	50.70	50.70
	2	5,170	43.95	43.95
	3	4,240	37.95	37.95
	4	3,615	34.95	34.95
85 feet	1	7,200	63.05	63.15
	2	5,745	55.15	55.15
	3	4,690	47.65	47.65
90 feet	1	8,140	74.85	74.85
	2	6,405	64.85	64.85
	3	5,190	55.10	55.10

2. In Section 14, Note 9 applying to Table 7 is amended to read as follows:

9 (a) *For clean peeled poles peeled by hand.*

Classes 1, 2, and 3 or top size equivalent, add $0.02 per lin. ft.

Classes 4 to 10 inclusive or top size equivalent add $0.01 per lin. ft.

(b) *For machine peeling of poles.* The following additions per pole for machine peeling, including cutting to length if required, may be made:

Lengths (feet)	Classes 1	2	3	4	5
16					$0.26
18			$0.35	$0.32	.29
20	$0.42	$0.39	.38	.35	.32
22	.47	.44	.42	.38	.35
25	.57	.54	.50	.48	.42
30	.72	.68	.62	.57	.54
35	.89	.84	.77	.71	.65
40	1.05	.98	.92	.83	.77
45	1.22	1.14	1.05	.98	.89
50	1.38	1.29	1.19	1.11	1.01
55	1.55	1.44	1.34	1.25	1.13
60	1.74	1.61	1.49	1.35	1.29
65	1.92	1.77	1.64	1.50	1.37
70	2.10	1.94	1.80	1.64	1.53
75	2.28	2.10	1.94	1.79	

Lengths (feet)	Classes 6	7	8	9	10
16	$0.24	$0.21	$0.24	$0.21	$0.18
18	.27	.24	.27	.24	.21
20	.30	.27	.30	.27	.23
22	.33	.30	.33	.30	.26
25	.39	.36	.39	.35	.29
30	.50	.45	.48	.42	
35	.60	.54	.59		
40	.68	.65			
45	.81	.75			
50	.96	.90			
55	1.04				
60	1.17				
65					
70					
75					

3. In Section 14, Note 15 is added to the notes applying to Table 7 to read as follows:

15. For branding and marking poles, except for manufacturer's brand and markings showing class or size, length and date, add $0.075 per brand or marking operation.

This amendment shall become effective June 19, 1946.

Issued this 14th day of June 1946.

PAUL A. PORTER
Administrator.

[F. R. Doc. 46-10214; Filed, June 14, 1946; 11:39 a. m.]

[3d Rev. RO 3, Amdt. 5 to Supp. 1]

PART 1305—ADMINISTRATION

SUGAR

Supplement No. 1 to Third Revised Ration Order 3 is amended in the following respect:

Section 2.1 is amended to read as follows:

SEC. 2.1 *Allotment percentage for industrial users.*

	Percentage of sugar base for the quarterly allotment period commencing Apr. 1, 1946	Percentage of sugar base for the quarterly allotment period commencing July 1, 1946
1. Bread and other bakery products	70	60
2. Baking mixes, including batters	70	60
3. Breakfast cereals, and cereal paste products such as spaghetti and macaroni	70	60
4. Ice cream, ices, sherbets; frozen custards and mixes used for these purposes	60	60
5. Condensed milk in containers of one gallon or less; cheese; other dairy products not included in other items; frozen eggs; and separed egg yolks	60	60
6. Bottled beverages (alcoholic and non-alcoholic); flavoring and coloring extracts; fountain syrups; drink mixes, brandied fruits; maraschino cherries; fountain fruits; pickled fruits and vegetables; relishes	60	60
7. Mayonnaise and salad dressing	60	60
8. Products fried in fat (except bakery products) such as nuts, potato chips	60	60
9. Candy; chocolate; cocoa; chewing gum	60	60
10. Sandwiches	60	60
11. Dehydrated and dried soup and soup mixes	60	50
12. Canned and bottled foods (not included in other items); table syrup	60	60
13. Experimental, educational demonstration and testing purposes	60	60
14. Pharmaceuticals (internal); allergy foods; vitamin oils; cough drops	120	120
15. Pharmaceuticals (external)	120	120
16. All other classes; food	60	60
17. All other classes; non-food	60	60
18. Jams, jellies, preserves, marmalades and fruit butters	85	85

This amendment shall become effective June 15, 1946.

Issued this 14th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10209; Filed, June 14, 1946; 11:37 a. m.]

PART 1346—BUILDING MATERIALS

[RPS 45, Amdt. 10]

ASPHALT AND TARRED ROOFING PRODUCTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 1346.65 is amended to read as follows:

§ 1346.65 *Maximum prices for sales and deliveries by jobbers and dealers*—(a) *Maximum prices for sales and deliveries by jobbers and dealers in the Eastern Area*—(1) *Distributors' maximum prices in the "Free shipping point zones."* The distributors' maximum prices to classes of purchasers customarily served by the manufacturer for sales and deliveries of asphalt or tarred roofing products in the "Free shipping point zones" of the Eastern Area shall be the same as the maximum prices established for manufacturers for their sales and deliveries of asphalt or tarred roofing products in the "Free shipping point zones" of the Eastern Area.

(2) *Distributors' maximum prices outside of the "Free shipping point zones."* The distributors' maximum prices to classes of purchasers customarily served by the manufacturer for sales and deliveries of asphalt or tarred roofing products to destinations outside of the "Free shipping point zones" of the Eastern Area shall be the same as the manufacturer's f. o. b. factory price for sales of like quantities of asphalt or tarred roofing products, plus the applicable carload freight established in Revised Price Schedule 45 where the distributor sells f. o. b. his warehouse, in the case of warehouse sales, or f. o. b. point of destination in the case of sales made for delivery by direct shipment from the factory.

(3) *Resellers' maximum prices to classes of purchasers not customarily served by manufacturers.* The resellers' maximum prices for sales and deliveries of asphalt and tarred roofing products to classes of purchasers not customarily served by the manufacturer shall be established in accordance with the provisions of §§1499.2, 1499.3 and 1499.18 of the General Maximum Price Regulation, except that any person purchasing asphalt or tarred roofing products for resale in the same form may add to his maximum price established on May 9, 1946, an amount not in excess of the actual dollars-and-cents increased cost resulting to him by reason of the increase permitted manufacturers under Amendment 8 to Revised Price Schedule 45. Notwithstanding the provisions of this section, in any area where specific maximum prices are fixed by an area pricing order, such specific maximum prices shall apply in that area.

(4) Notwithstanding the provisions of subdivisions (1), (2) and (3) of this paragraph, distributors who prior to June 19, 1946, have established higher maximum prices than those provided for in subdivisions (1), (2) and (3) of this section may continue to charge such prices.

(b) *Maximum prices for sales and deliveries by jobbers and dealers in the Western Area.* The maximum prices for sales and deliveries of asphalt and tarred roofing products by any person other than a manufacturer shall be established in accordance with the provisions of §§ 1499.2, 1499.3 and 1499.18 of the General Maximum Price Regulation, except that any person purchasing asphalt or tarred roofing products for resale in the same form may add to his maximum price established on May 9, 1946, an amount not in excess of the actual dollars-and-cents increased cost resulting to him by reason of the increase permitted manufacturers under Amendment 8 to Revised Price Schedule 45. Notwithstanding the provisions of this section, in any area where specific maximum prices are fixed by an area pricing order, such specific maximum prices shall apply in that area.

This amendment shall become effective June 19, 1946.

Issued this 14th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10207; Filed, June 14, 1946; 11:38 a. m.]

PART 1349—ELECTRICAL GENERATION, TRANSMISSION, CONVERSION AND DISTRIBUTION APPARATUS

[MPR 82, Amdt. 11]

WIRE AND CABLE

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith has been filed with the Division of the Federal Register.

Maximum Price Regulation 82 is amended in the following respects:

1. Subparagraph (1) of paragraph (a) of Section 16 is amended to read as follows:

(1) *Manufacturers' prices.* Subject to the provisions of subparagraph (4), the maximum manufacturer's price for the sale of armored cable shall be determined pursuant to the pertinent portions of the schedule of prices set forth in Appendix D to this regulation, subject to the same price differentials in effect to purchasers of the same class on May 7, 1946. Subject to the provisions of subparagraph (4), the manufacturer shall apply to the prices applicable to him, as set forth in Appendix D, all discounts (including the standard 5% cash discounts), and other conditions of sale which the manufacturer had in effect on that date. If the manufacturer was not selling armored cable on that date, he must determine his maximum prices under Section 10.

2. Subparagraph (2) of section 16 (a) is amended to read as follows:

(2) *Resellers' prices.* The maximum resellers' prices for armored cable shall be determined by adding to his maximum prices in effect on June 13, 1946, to which have been applied the discounts, allowances and other deductions in effect on that date to a purchaser of the same class, the corresponding and pertinent amount listed in the column entitled "Resellers to add", in the schedule set forth in Appendix D. If the reseller was not selling armored cable on that date, he must determine his maximum prices under Section 11.

3. Subparagraph (4) of section 16 (a) is amended to read as follows:

(4) The zones set forth in Appendix D are the standard geographical shipping zones uniformly recognized in the industry. Zone adjustments which increase the net delivered prices of armored cable are not permitted, except in the case of manufacturers who, on the base date (October 15, 1941) customarily sold armored cable to chain stores, wherever located, at Zone 1 prices. In that case, the maximum prices for sales by manufacturers to chain stores, wherever located, shall be the maximum prices for sales in Zone 1, provided the sales are made to those chain stores to which such sales were customarily made on the base date.

4. Appendix D is amended to read as follows:

ARMORED CABLE (BX CABLE)

SOLID WIRES—TWO CONDUCTORS

Schedule of manufacturer's prices to jobbers net f. o. b. per 1,000 feet delivered to jobbing points one order—one destination. (Together with a reseller's addition factor.) Shipments to other points made direct by factory are f. o. b. factory.

Size	Feet per coil	Zone 1-A	Zone 1	Zone 2	Zone 3	Resellers to add [1]
14/2	250	$39.00	$40.10	$42.30	$44.80	$3.80
14/2	100	39.60	40.70	42.90	45.50	3.80
14/2	50	40.20	41.30	43.50	46.00	3.80
14/2	25	41.40	42.50	41.70	47.20	3.80
14/2	15	42.00	43.10	45.30	47.80	3.80
SOLID WIRES—TWO CONDUCTORS						
12/2	250	$49.30	$50.60	$53.10	$55.90	$5.10
12/2	100	49.80	51.10	53.70	56.40	5.10
12/2	50	50.50	51.80	54.30	57.10	5.10
12/2	25	51.60	52.90	55.40	58.20	5.10
12/2	15	53.10	54.40	57.00	59.70	5.10
10/2	250	72.40	73.90	76.10	80.20	7.40
8/2	150	120.00	122.60	128.00	134.00	12.60
SOLID WIRES—THREE CONDUCTORS						
14/3	250	$53.10	$54.40	$57.00	$60.00	$5.60
14/3	100	53.70	55.00	57.70	60.50	5.60
14/3	50	54.30	55.60	58.20	61.10	5.60
14/3	25	55.50	56.80	59.40	62.30	5.60
14/3	15	57.00	58.30	61.00	63.80	5.60
12/3	250	67.30	68.90	72.00	75.70	7.70
10/3	250	94.70	96.60	100.20	104.30	11.60
8/3	150	158.80	162.00	168.30	175.40	18.70
SOLID WIRES—FOUR CONDUCTORS						
14/4	250	$86.90	$88.40	$91.50	$94.90	$7.80
12/4	250	106.70	108.60	112.20	116.40	10.40
10/4	150	139.60	141.70	147.00	152.90	15.70

[1] See section 16 (a) (2).

ARMORED CABLE—Continued

STRANDED WIRES—TWO CONDUCTORS

Size	Feet per coil	Zone 1-A	Zone 1	Zone 2	Zone 3	Re-sellers to add [1]
8/2	150	$121.90	$127.60	$133.00	$138.90	$13.50
6/2	100	171.30	174.40	180.50	187.50	19.10
4/2	100	262.30	265.10	273.60	282.00	26.80
2/2	100	291.40	296.40	306.20	317.30	38.00

STRANDED WIRES—THREE CONDUCTORS

8/3	150	$169.10	$172.30	$178.80	$185.10	$19.80
6/3	100	247.20	251.10	258.50	267.00	28.00
4/3	100	372.50	376.60	387.70	379.10	39.70
2/3	100	401.00	407.40	420.20	434.60	56.60

STRANDED WIRES—FOUR CONDUCTORS

8/4	100	$213.70	$217.90	$226.30	$235.70	$26.30
6/4	100	281.40	286.20	295.40	305.80	37.20
4/4	100	404.20	410.50	423.10	437.20	51.80

SOLID WIRES—SINGLE CONDUCTOR

8/1	250	$53.80	$55.00	$57.30	$59.30	$6.10
6/1	250	69.70	71.10	73.90	77.10	8.50

STRANDED WIRES—SINGLE CONDUCTOR

8/1	250	$61.40	$65.70	$68.40	$71.40	$6.60
6/1	250	83.50	85.00	88.20	91.90	9.70
4/1	250	137.30	139.30	143.20	147.70	13.70
2/1	250	163.40	165.90	170.80	176.30	19.60
1/1	100	201.50	205.30	212.80	221.10	26.30

ARMORED LAMP CORD

PLAIN TWISTED CONDUCTORS

18/2	250	$47.30	$48.20	$50.00	$52.00	$5.30
16/2	250	55.10	56.00	57.80	60.00	7.20
14/2	250	72.00	74.10	76.50	79.10	10.60

ARMORED LEADED CABLE

SOLID WIRES—TWO CONDUCTORS

14/2	250	$75.80	$77.80	$81.70	$86.10	$11.20
14/2	150	75.80	77.80	81.70	86.10	11.20
12/2	150	94.10	96.20	100.50	105.20	15.90
10/2	100	115.70	118.70	124.30	131.00	18.40

STRANDED WIRES—TWO CONDUCTORS

8/2	100	$187.20	$191.70	$200.60	$210.80	$29.60
6/2	100	237.10	242.60	253.40	265.70	41.20

SOLID WIRES—THREE CONDUCTORS

14/3	150	$112.20	$114.40	$119.00	$123.90	$22.60
12/3	150	134.80	138.20	144.90	152.40	26.20
10/3	100	162.70	166.20	173.30	181.40	30.70

STRANDED WIRES—THREE CONDUCTORS

8/3	100	$263.80	$269.80	$281.80	$295.30	$16.30
6/3	100	332.00	338.50	351.60	366.20	60.50
4/3	100	429.30	441.40	465.50	492.50	83.50

STRANDED WIRES—FOUR CONDUCTORS

14/4	150	$191.10	$193.70	$198.90	$204.70	$38.90

BARE ARMORED GROUND WIRE

SOLID

8/1	250	$36.30	$37.10	$38.20	$39.70	$3.20
6/1	250	48.30	49.40	51.20	53.20	4.90
4/1	250	69.40	70.80	73.10	76.00	7.60

STRANDED

8/1	250	$39.90	$40.70	$41.90	$43.60	$3.60
6/1	250	52.20	53.00	55.70	57.80	5.50
4/1	250	77.20	78.70	81.00	83.70	8.20

This amendment shall become effective June 14, 1946.

Issued this 14th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10210; Filed, June 14, 1946; 11:38 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[FPR 1, Amdt. 1 to Supp. 11 (§ 1351.472)]

BREAKFAST CEREALS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

In section 4 (a) (2), the items "Corn flakes," "Puffed rice" and "Puffed wheat" in the table are amended to read as follows:

Kind of breakfast cereals	Sales of breakfast cereals by processors and repackers (except to repackers)	Sales of breakfast cereals in bulk by processors to repackers
Corn flakes	$0.0358	$0.0341
Puffed rice	.0448	.0426
Puffed wheat	.0416	.0401

This amendment shall become effective June 14, 1946.

Issued this 14th day of June 1946.

PAUL A. PORTER,
Administrator.

Approved: June 6, 1946.

N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 46-10206; Filed, June 14, 1946; 11:37 a. m.]

PART 1362—CERAMIC PRODUCTS. STRUCTURAL CLAY PRODUCTS AND OTHER MASON MATERIALS

[MPR 116, Amdt. 11]

CHINA AND POTTERY

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 116 is amended in the following respects:

1. Section 1362.51 is amended by adding the following sentence: "In the case of rejects, manufacturers' maximum prices shall be determined in accordance with the provisions of § 1362.61, irrespective of any maximum price which may have been previously determined in the manner provided by Maximum Price Regulation No. 188."

2. Section 1362.60 (d) is amended to read as follows:

"China" and "pottery" mean any undecorated, decorated, vitreous or semi-vitreous china or earthenware, including rejects, commonly used for cooking, mixing, storing or service of food or beverages, with the exception of products customarily sold in the past by the manufacturer as "stoneware," and novelty and decorative items known as "art pottery."

This amendment shall become effective on the 13th day of June 1946.

Issued this 13th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10134; Filed, June 13, 1946; 4:31 p. m.]

PART 1367—FERTILIZERS

[RMPR 240, Amdt. 6]

PHOSPHATE ROCK

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 240 is amended in the following respects:

1. Appendix A is amended to read as follows:

APPENDIX A—MAXIMUM PRICES FOR FLORIDA LAND PEBBLE PHOSPHATE ROCK

The miner may charge any person for Florida land pebble phosphate rock upon the terms and conditions and for the grades and descriptions, the prices, all as set forth in the following schedule:

1. *Unground phosphate rock—Size.* Run of washer and flotation concentrates dried and unground.

Quality. Phosphate content equivalent to the per cent of bone phosphate of lime (B. P. L.) on a dry basis as specified under grades, not more than 4% combined oxide of iron and alumina (I. & A. determined separately on a dry basis) any excess adjusted basis 2 units B. P. L. for 1 unit I & A and not more than 3% moisture, any excess deducted from weight.

Price basis. Gross ton (2,240 pounds) f. o. b. cars at mines in carload lots and miner's customary terms of payment.

Grades

68/66% B. P. L.—$2.60 basis 68% B P L, 10¢ per unit rise to 70% maximum and 10¢ per unit fall to 64% minimum, fractions in proportion.

70/68% B. P. L.—$3.00 basis 70% B. P. L., 10¢ per unit rise to 72% maximum and 20¢ per unit fall to 68% minimum, fractions in proportion.

72/70% B. P. L.—$3.60 basis 72% B P L, 15¢ per unit rise to 74% maximum and 30¢ per unit fall to 70% minimum, fractions in proportion.

75/74% B. P. L.—$4.60 basis 75% B P L, 20¢ per unit rise to 76% maximum and 40¢ per unit fall to 74% minimum, fractions in proportion.

77/76% B. P. L.—$5.60 basis 77% B P L, 25¢ per unit rise to 80% maximum and 50¢ per unit fall to 76% minimum, fractions in proportion.

Special sizes. Add 50¢ per gross ton for all pebble rock without any flotation concentrates.

Screened rock after drying for furnace use. Add $1.00 per gross ton for all plus 5/8-inch screen size.

Wet rock. Deduct 50¢ per gross ton for wet rock not dried.

Calcining. Add $1.10 per gross ton for calcining basis 1500° Fahrenheit plus 5¢ per gross ton for each 100° Fahrenheit above 1500° or less 5¢ per gross ton for each 100° below 1500° guaranteed, no adjustment for less than 100°.

Grinding. Add 45¢ per gross ton for grinding 48 to 52% minus 200 mesh screen.

Add 55¢ per gross ton for grinding 58 to 62% minus 200 mesh screen.

Car door boards. Add $2.50 per car for boarding up box car doors.

Lining cars. Add 75¢ per car for lining doors. Add $1.75 per car for lining cars.

NOTE: Above prices without any guarantee as to oxide of iron and alumina apply to sales to ferrophosphorus and pig iron manufacturers.

2. *Finely ground phosphate rock—Price.* Basis net ton (2,000 pounds) f. o. b. cars at mines in carload lots in bulk.

Quality. Phosphorus pentoxide (P_2O_5) on a dry basis minimum grade guaranteed and not more than 3% moisture, no adjustment for excess grade or I. & A.

Ground not less than 85% minus 200 mesh.

Grades:	Per ton
29% P_2O_5	$3.10
30% P_2O_5	3.30
31% P_2O_5	3.50
32% P_2O_5	3.85
33% P_2O_5	4.40
34% P_2O_5	5.05
35% P_2O_5	5.95

No charge for car liners or car door boards. Add 50¢ per net ton for truckload shipments in bulk.

Bagged. Add $2.00 per net ton for bagging in 100-pound capacity multi-wall paper bags or 40¢ per net ton for bagging in valve bags which purchaser provides.

Coarser sizes. For a guarantee of 60% through 200 mesh instead of 85% through 200 mesh deduct 40¢ per net ton and for a guarantee of only 50% through 200 mesh deduct 50¢ per net ton from the finely ground phosphate rock prices.

Direct sales. Sales by miners or their agents direct to the farmer may be made at a price which would result in a delivered price no higher than the maximum delivered price of the most closely competitive dealer, who has purchased the same kind and guaranteed size of phosphate rock from a miner.

3. *Dust collector product.* $2.50 per net ton approximately 60% to 75%. B. P. L. and fineness of approximately 40 to 69%. Minus 200 mesh with no guarantee plus $3.25 per car for partial paper lining and car door boards.

2. Appendix B is amended to read as follows:

APPENDIX B—MAXIMUM PRICES FOR TENNESSEE BROWN PHOSPHATE ROCK

The miner may charge any person for Tennessee brown phosphate rock upon the terms and conditions, and for the grades and descriptions, the prices, all as set forth in the following schedule:

1. *Underground phosphate rock—Size.* Run of mine washed, dried and unground.

Quality. Phosphate content equivalent to the percent of bone phosphate of lime (B. P. L.) on a dry basis, combined oxide of iron and alumina adjustment basis 2 units B. P. L. for 1 unit I. & A. (I. & A. determined separately on a dry basis) as specified under grades and not more than 3% moisture, any excess deducted from weight.

Price basis. Gross ton (2,240 pounds) f. o. b. cars at mines in carload lots and miner's customary terms of payment.

Grades

68/66% B. P. L. 6% I. & A.—$5.00 per ton basis 68% B. P. L. 12½¢ per unit rise to 70% maximum and 15¢ per unit fall to 66% minimum, fractions in proportion; I. & A. basis 6% with 2 units B. P. L. for 1 unit I. & A. fractions in proportion, added when below or deducted when above.

70/68% B. P. L. 5½% I. & A.—$5.50 per ton basis 70% B. P. L. 15¢ per unit rise to 72% maximum and 20¢ per unit fall to 68% minimum, fractions in proportion; I. & A. basis 5½% with 2 units B. P. L. for 1 unit I. & A. fractions in proportion, added when below or deducted when above.

72/70% B. P. L. 5½% I. & A.—$6.00 per ton basis 72% B. P. L., 20¢ per unit rise to 75% maximum and 25¢ per unit fall to 70% minimum, fractions in proportion; I. & A. basis 5½% with 2 units B. P. L. for 1 unit I. & A. fractions in proportion, added when below or deducted when above.

Lump rock. Add 50¢ per gross ton for screened lump rock of not more than 8% moisture, and with no adjustment for I. & A.

Wet rock. Deduct 50¢ per gross ton for wet rock not dried.

Calcining. Add $1.00 per gross ton for calcining basis 1500° Fahrenheit plus 5¢ per gross ton for each even 100° Fahrenheit above 1500° or deduct 5¢ per gross ton for each 100° below 1500° guaranteed.

Grinding. Add 52½¢ per gross ton for grinding 48 to 52% minus 200 mesh. Add 70¢ per gross ton for grinding 58 to 62% minus 200 mesh.

Car door boards. Add $2.50 per car for boarding up car doors.

Lining cars. Add 75¢ per car for paper lining doors. Add $1.75 per car for paper lining car.

2. *Finely ground phosphate rock—Price.* Basis net ton (2,000 pounds) f. o. b. cars at mines in carload lots in bulk.

Quality. Phosphorus pentoxide (P_2O_5) on a dry basis minimum grade guaranteed and not more than 3% moisture, no adjustment for excess grade or I. & A.

Ground 90 to 95% minus 200 mesh.

Grades:	Per ton
29% P_2O_5	$5.15
30% P_2O_5	5.35
31% P_2O_5	5.45
32% P_2O_5	5.70
33% P_2O_5	6.20

No charge for car liners or car door boards. Add 30¢ per net ton for truckload shipments in bulk.

Bagged. Add $2.00 per net ton for bagging in 100-pound capacity multi-wall paper bags or 40¢ per net ton for bagging in valve bags which purchaser provides.

Guaranteed fineness. A charge of 25¢ per ton may be added for a guaranteed fineness of not less than 85% through a 300 mesh screen, when such guaranteed fineness is requested by the buyer.

Car bulkheads. A charge of $2.00 per car may be added for installing wooden bulkheads to separate bagged rock from unbagged rock, when such separation is requested by the buyer.

This amendment shall become effective June 19, 1946.

Issued this 14th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10213; Filed, June 14, 1946; 11:37 a. m.]

PART 1382—HARDWOOD LUMBER

[MPR 155, [1] Corr. to Amdt. 21]

CENTRAL HARDWOOD LUMBER

Amendment 21 to Maximum Price Regulation 155 is corrected as follows:

In Item 1 of the Amendment, the price for 2½" FAS Hackberry, shown in the table entitled "(17) Hackberry", and which now reads "$65.00" is corrected to read "$65.50."

This correction shall become effective June 14, 1946.

Issued this 14th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10211; Filed, June 14, 1946; 11:39 a. m.]

[1] 10 F.R. 12388, 14626; 11 F.R. 1210, 1436, 6005.

PART 1407—RATIONING OF FOOD AND FOOD PRODUCTS

[3d Rev. RO 3,[1] Amdt. 15]

SUGAR

A rationale for this amendment has been issued simultaneously herewith and has been filed with the Division of the Federal Register.

Section 1.9 is amended by adding a new paragraph (b) to read as follows:

(b) Spare Stamp No. 10 in War Ration Book IV and in the Sugar Ration Book authorizes a consumer to obtain five pounds of sugar, on or before October 31, 1946, to be used solely for the purpose of home canning and preserving of fruits, fruit juices or vegetables for use, and for making products such as pickles, relishes, catsup, mince meat and for curing meat (for use).

This amendment shall become effective July 1, 1946.

Issued this 14th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10208; Filed, June 14, 1946; 11:37 a. m.]

PART 1499—COMMODITIES AND SERVICES

[MPR 165, Supp. Service Reg. 37, Revocation]

CONTRACT SERVICES RENDERED IN CONNECTION WITH HARVESTING AND BALING OF ALFALFA HAY AND FLAX STRAW IN THE IMPERIAL VALLEY AREA

For the reasons set forth in the statement of considerations which is issued simultaneously herewith and filed with the Division of the Federal Register, *It is ordered:*

Supplementary Service Regulation 37—Contract services rendered in connection with harvesting and baling of alfalfa hay and flax straw in the Imperial Valley area (§ 1499.2272) is hereby revoked, Supplementary Order No. 40 applying to such revocation.

This order shall become effective June 14, 1946.

Issued this 14th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10212; Filed, June 14, 1946; 11:38 a. m.]

PART 1499—COMMODITIES AND SERVICES

[SR 14J, Amdt. 24]

UMBRELLA FRAMES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Federal Register.

Supplementary Regulation 14J to the General Maximum Price Regulation is amended in the following respects:

Section 4.3 is hereby revoked, subject to Supplementary Order 40.

A new paragraph (c) is added to section 4.4 to read as follows:

[1] 11 F.R. 134, 177.

(c) Paragraphs (a) and (b) shall apply only to the maximum prices for sales of women's 10-rib umbrella frames for which the maximum prices were established prior to the 15th day of May 1946. Maximum prices for sales by all frame manufacturers to umbrella manufacturers of all such frames for which a maximum price had not been established prior to May 15, 1946, shall be established according to the applicable provisions of the General Maximum Price Regulation.

This amendment shall become effective on the 13th day of June 1946.

Issued this 13th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10133; Filed, June 13, 1946; 4:31 p. m.]

PART 1439—UNPROCESSED AGRICULTURAL COMMODITIES

[MPR 426,[1] Amdt. 185]

FRESH FRUITS AND VEGETABLES FOR TABLE USE, SALES EXCEPT AT RETAIL

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

In Appendix K of section 15, a new paragraph (s) is added, to read as follows:

(s) *Miscellaneous adjustments for crop disaster*—(1) *Apples produced and sold in California.* During the period June 13, 1946, through June 30, 1946, and with respect to apples produced and sold in California, the prices set forth below shall be substituted for the prices set forth in Column 5 of Table 3.

Standard box (graded-packed)	$3.81
Per pound (graded in any container)	.0847
Per pound (graded in bulk)	.0767
Per pound (ungraded in any container)	.0707
Per pound (ungraded in bulk)	.0647

This amendment shall become effective June 13, 1946.

Issued this 13th day of June 1946.

PAUL A. PORTER,
Administrator.

Approved: June 12, 1946.

N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 46-10135; Filed, June 13, 1946; 4:32 p. m.]

[1] 10 F.R. 8021, 7500, 7539, 7578, 7663, 7683, 7799, 8039, 8239, 8238, 8612, 8467, 8611, 8657, 8905, 8936, 9023, 9118, 9119, 9277, 9447, 9628, 9928, 10067, 10025, 10229, 10311, 10363, 11072, 12213, 12084, 12468, 12447, 12532, 12637, 12702, 12745, 12960, 13129, 13271, 13313, 13369, 13595, 13776, 14027, 15035, 15174; 11 F.R. 557, 608, 1102, 1356, 1213, 1526, 1818, 2931, 2771, 2822, 3158, 3089, 3300, 3660, 3793, 4292, 4295, 4390, 4973, 5227, 5314, 5393, 5737, 5739, 5867.

TITLE 50—WILDLIFE

Chapter I—Fish and Wildlife Service, Department of the Interior

[General Direction 46 H 11A[1]]

PART 298—PRODUCTION OF FISHERY COMMODITIES OR PRODUCTS

PARTICIPANTS IN VOLUNTARY PROGRAM FOR ALLOCATION OF HALIBUT

Pursuant to Order No. 1956 of the Secretary of the Interior, as amended April 23, 1946, commonly referred to as the "Halibut Order", 50 CFR § 298.4 entitled "Allocation of Halibut", and in order to accomplish the purposes thereof, this General Direction No. 46 H 11A is issued.

1. The Area Coordinator has determined that the following persons in British Columbia are participants in and conform to a voluntary program for the allocation of halibut which is in accord with the purposes and policy of the Halibut Order:

B. C. Packers, Ltd.
Bacon Fisheries
Booth Fisheries Corporation
Whiz Fish Products Co.
New England Fish Co.
Royal Fish Co.
Rupert Fish Co.
San Juan Fishing & Packing Co.

2. In accordance with the Halibut Order, and particularly paragraph (d) (2) thereof, fishermen subject to the terms of that order may sell or deliver or arrange to sell or deliver halibut in British Columbia to the persons named above.

3. Notice is hereby given that any fisherman from a vessel of American registry who, acting for himself or through an agent, sells or delivers or arranges to sell or deliver halibut to any person in British Columbia other than a person named above, will be guilty of a violation of that order and subject to the penalties provided for violations of that order.

Issued this 8th day of June 1946.

H. W. TERHUNE,
Area Coordinator.

[F. R. Doc. 46-10165; Filed, June 14, 1946; 9:56 a. m.]

[1] Supersedes General Direction No. 46 H 11, 11 F.R. 5318.

Notices

DEPARTMENT OF AGRICULTURE.

Office of the Secretary.

McKINLEY-WINTER LIVESTOCK COMMISSION CO., INC.

NOTICE AS TO POSTED STOCKYARD

It has been ascertained that the Winter Livestock Commission Company, Dodge City, Kansas, posted on September 4, 1936, as coming within the jurisdiction of the Packers and Stockyards Act, 1921, as amended, is now owned and operated by The McKinley-Winter Livestock Commission Company, Inc., and that the name of the yard is now The McKinley-Winter Livestock Commission Company, Inc. Therefore, the posted name of the stockyard is changed to The McKinley-Winter Livestock Commission Company, Inc., and notice of such fact is given to its owner and to the public by filing notice with the Division of the Federal Register.

(7 U.S.C. 181 et seq.)

Done at Washington, D. C., this 13th day of June 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-10178; Filed, June 14, 1946; 11:13 a. m.]

Production and Marketing Administration.

[Docket No. AO 177-A2]

TRI-STATE MARKETING AREA

NOTICE OF HEARING ON HANDLING OF MILK WITH RESPECT TO PROPOSED AMENDMENTS

Proposed amendments to the tentatively approved marketing agreement and order regulating the handling of milk in the Tri-State Marketing Area.

Pursuant to the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), and in accordance with the applicable rules of practice and procedure, as amended (7 CFR. Cum. Supp. 900.1 et seq., 10 F.R. 11791), notice is hereby given of a public hearing to be held in the Lafayette Hotel, Gallipolis, Ohio, beginning at 10 a. m., e. s. t., June 24, 1946, with respect to the proposed amendments to the tentatively approved marketing agreement and order regulating the handling of milk in the Tri-State marketing area (10 F.R. 8642). These amendments have not received the approval of the Secretary of Agriculture.

This public hearing is for the purpose of receiving evidence with respect to economic or marketing conditions which relate to the proposed amendments which are hereinafter set forth.

The following amendments have been proposed:

a. In § 972.1:

By the Scioto County Cooperative Milk Producers Association, The Athens Milk Sales, Inc., The Marietta Cooperative Milk Producers Association, and the Huntington Inter-State Milk Producers Association (hereinafter referred to as the Scioto County Cooperative Milk Producers Association, et al.):

1. Delete the provisions of § 972.1 (b) and substitute therefor the following:

(b) "Secretary" means the Secretary of Agriculture or such other officer or employee of the United States authorized to exercise the powers or to perform the duties of the said Secretary of Agriculture.

2. Delete the provisions of § 972.1 (e) and substitute therefor the following:

(e) "Huntington District plant" means a fluid milk plant (1) located within the Huntington district from which Class I milk is disposed of in such district or (2) located outside the marketing area from which 50 percent or more of such plant's disposition of Class I milk in the marketing area within the delivery period is in the Huntington district.

3. Delete the provisions of § 972.1 (g) and substitute therefor the following:

(g) "Producer" means a person who produces milk: (1) Under a dairy farm permit issued by the appropriate health authorities in the marketing area whose milk is received as part of the dairy farm supply of a fluid milk plant, (2) which is received as part of the dairy farm supply of a fluid milk plant not required by the appropriate health authorities in the marketing area to obtain its dairy farm supply from milk produced under dairy farm permits, and (3) which is received by an association of producers in the manner described in (h) (2) this section (as proposed).

4. Delete the provisions of § 972.1 (h) and substitute therefor the following:

(h) "Handler" means (1) a person who operates a fluid milk plant; and (2) an association of producers with respect to milk of any person described in (1) and (2) of (g) of this section which is caused by such association of producers to be diverted on its account from a fluid milk plant to a plant other than a fluid milk plant. Milk so diverted shall be deemed to have been received by such association.

5. Delete the provisions of § 972.1 (j) and substitute therefor the following:

(j) "Delivery period" means the calendar month or the total portion thereof during which this order is in effect.

6. Delete the provisions of § 972.1 (k) and substitute therefor the following:

(k) "Other source milk" means all skim milk (including reconstituted skim milk and butterfat not derived from producer milk but (1) contained in milk, skim milk, or cream or (2) used to produce any milk product. Other source milk shall include but shall not be limited to milk, skim milk, cream or any milk product received at a fluid milk plant under an emergency permit issued by the appropriate health authorities in the marketing area.

7. Add at the end of § 972.1 the following paragraphs:

(m) "Fluid milk plant" means the premises and the portions of the building and facilities used in the receipt and processing or packaging of milk (1) all or a portion of which is disposed of on wholesale or retail routes (including plant stores) from such plant within the delivery period as Class I milk in the marketing area or (2) more than half of which is disposed of from such plant within the delivery period to a plant described in (1) of this paragraph. Such fluid milk plant described pursuant to (1) and (2) of this paragraph shall not include any portion of such building or facilities used for receiving or processing milk or any milk product required by the appropriate health authorities in the marketing area to be kept physically separate from the receiving and processing or packaging of milk for disposition as Class I milk in the marketing area.

(n) "Producer milk" means milk produced by one or more producers under the conditions set forth in (g) of this section.

By the Broughton's Farm Dairy, Inc., The Crystal Dairy Products Company and the Home Dairy Company (hereinafter referred to as Broughton's Farm Dairy, Inc. et al.):

8. Delete the provisions of § 972.1 (c) and substitute therefor the following:

(c) "Tri-State marketing area" hereinafter called the "marketing area" means the territory lying within the corporate limits of the cities of Ashland, Kentucky, Huntington, West Virginia, Ironton, and Gallipolis, Ohio, and all territory lying within Scioto County, Ohio, including but not limited to all municipal corporations in said county.

b. In § 972.2:

By the Scioto County Cooperative Milk Producers Association, et al.:

9. At the end of § 972.2 (c) (5) delete the term "§ 972.8" and substitute therefor the following: §§ 972.8, 972.9, 972.10 or 972.11.

By the Broughton's Farm Dairy, Inc., et al.:

10. Add as § 972.2 (c) (10), the following:

(10) At the end of each quarterly period, and on or before the tenth day after April, July, October, and January of each year for the quarter year immediately preceding, the administrator shall prepare and furnish to each handler in the area, a balance sheet and operating statement in detail, covering his operations under the order. Said financial statements shall contain a detailed accounting of receipts and expenditures and show the amounts of the salaries paid to the administrator and each of his assistants and agents. Annually, the administrator shall cause an audit to be made of his accounts as such administrator by a competent independent accountant, and furnish a copy thereof to each handler. The annual audit shall cover the calendar year.

c. In § 972.3:

By the Scioto County Cooperative Milk Producers Association, et al.:

11. Delete the provisions of § 972.3 (b) (1) and substitute therefor the following:

(1) On or before the day a handler receives other source milk, he shall report his intention to receive such milk.

12. Delete the provisions of § 972.3 (b) (2) and substitute therefor the following:

(2) Each producer handler shall make reports to the market administrator at such time and in such manner as the market administrator may request.

By the Broughton's Farm Dairy, Inc., et al.:

13. Delete the provisions of § 972.3 (a) and substitute therefor the following:

(a) *Monthly reports of receipts and utilization.* On or before the 5th day after the end of each delivery period each handler, except as otherwise provided in (b) (2) of this section, shall report to the market administrator for each plant, with respect to milk included in the computation of the blended price for the area received during such delivery period, in the detail and on forms prescribed by the administrator (1) the butterfat tests, quantities, and sources of all milk and emergency milk received; (2) the utilization thereof; and (3) such other information with respect to such receipts and utilization as the market administrator may request.

14. Delete the provisions of § 972.3 (b) and substitute therefor the following:

(b) *Other reports.* On or before the day a handler received emergency milk, he shall report his intention to receive such milk, however, such report shall be required only for the first day of such emergency.

15. Delete the provisions of § 972.3 (c) and substitute therefor the following:

(c) *Records and facilities.* Each handler shall maintain and make available for a period of two years to the market administrator or to his representative during the usual hours of business such accounts and records of his operations and such facilities as, in the opinion of the market administrator, are necessary to verify or to establish the correct data with respect to (1) the utilization in whatever form, of all milk included in the computation of the blended price for the area received; (2) the weights, samples, and tests for butterfat content of all milk included in the computation of the blended price for the area previously received or utilized or currently being received or utilized; and (3) payments to producers and associations of producers.

d. In § 972.4:

By the Scioto County Cooperative Milk Producers Association, et al.:

16. Delete the provisions of § 972.4 (a) and substitute therefor the following:

(a) *Basis of classification—Skim milk and butterfat to be classified.* Skim milk and butterfat contained in milk, skim milk, and cream, or used to produce milk products received from all sources within the delivery period by a handler at a fluid milk plant, and all producer milk received within the delivery period in the manner described in § 972.1 (h) (2) (as proposed) shall be classified by the market administrator pursuant to the following provisions of this section.

17. Delete the provisions of § 972.4 (c) and substitute therefor the following:

(c) *Responsibility of handlers and reclassification of milk.* (1) All skim milk and butterfat derived from producer milk contained in milk, skim milk, and cream, or used to produce any milk product, shall be Class I milk, unless the handler who first receives such skim milk or butterfat proves to the market administrator that such skim milk or butterfat should be classified otherwise.

(2) Any skim milk or butterfat classified (except that classified pursuant to (d) (1) (ii) of this section) in one class shall be reclassified if used or reused by

such handler or by another handler in another class.

18. Delete the provisions of § 972.4 (d) and substitute therefor the following:

(d) *Interhandler and nonhandler transfers.* Skim milk or butterfat transferred from a handler's fluid milk plant to any other plant shall be classified as Class I milk if so transferred as any item listed in (b) (1) (i) of this section and as Class II milk if so transferred as any item listed in (b) (2) of this section (1) to another fluid milk plant of a handler (except a producer-handler) unless utilization in another class is mutually indicated in writing to the market administrator by both handlers on or before the 5th day after the end of the delivery period within which such transfer was made: *Provided*, That the classifications of such skim milk or butterfat shall be subject to the allocation of skim milk and butterfat in the sequence set forth in (f) of this section (as proposed); (2) to a producer-handler; and (3) to a plant not a fluid milk plant unless (i) other utilization is mutually indicated in writing to the market administrator by both the buyer and seller on or before the 5th day after the end of the delivery period within which such transfer was made, (ii) the buyer maintains books and records showing utilization of all skim milk and butterfat at his plant which are made available to the market administrator for audit, and (iii) such buyer's plant had actually used not less than an equivalent amount of skim milk or butterfat in the use indicated in such statement: *Provided*, That if such buyer's plant had not actually used an equivalent amount of skim milk or butterfat in such indicated use, the remaining pounds shall be classified in the next lowest priced available class of utilization as if the classes of utilization set forth in (b) of this section were applicable to such buyer's plant.

19. Delete the provisions of § 972.4 (e) (9) and § 972.4 (e) (10) and substitute therefor the following as § 972.4 (f).

(f) *Allocation of milk classified.* (1) The pounds of milk remaining in each class after making the following computations shall be the pounds in such class allocated to producer milk:

(i) Subtract in series beginning with Class III milk, the pounds of milk and milk products received from sources other than producers, associations of producers, or other handlers;

(ii) Subtract from the remaining pounds in series beginning with Class III milk the pounds received from producer-handlers;

(iii) Subtract from the remaining pounds in each class, the pounds in each class the pounds received from other handlers and allocated to such class pursuant to (d) of this section; and

(iv) If the remaining pounds are greater than that which the handler reported having received from producers and from associations of producers, subtract, in series beginning with Class III milk, such excess.

(2) Allocate the butterfat classified to producer milk in a manner similar to that prescribed in (1) of this subparagraph for milk; and

(3) Determine the weighted average butterfat content of the remaining milk in each class computed pursuant to (1) of this subparagraph.

By the Broughton's Farm Dairy, Inc., et al.:

20. Delete the provisions of (1), (2) and (3) of § 972.4 (b) and substitute therefor the following:

(1) Class I milk shall be all milk and milk products (i) disposed of in fluid form (except that which has been dumped or disposed of for livestock feeding or skim milk sold for bulk wholesale) as (a) milk, including reconstituted milk and (b) bottled skim milk; and (ii) not specifically accounted for as Class II milk or Class III milk.

(2) Class II milk shall be all milk and milk product disposed of in fluid form (except buttermilk dumped or disposed of for livestock feeding) as: (i) cream; (ii) any mixture of cream and milk (or skim milk); (iii) buttermilk; and (iv) flavored milk or milk drinks.

(3) Class III milk shall be all milk in milk products specifically accounted for as:

(i) Used to produce, or disposed of, as a milk product other than any of those specified in (1) (i) or in (2) of this paragraph;

(ii) Having been dumped or disposed of for livestock feeding;

(iii) Sold as bulk skim milk; and

(iv) Plant shrinkage, but not in excess of 3 percent.

21. Delete the provisions of § 972.4 (c) and substitute therefor the following:

(1) *Responsibility of handlers and reclassification of milk.* In establishing the classification as required in (b) and (d) of this section, the burden rests upon the handler to account for all milk included in the computation of the blended price for the area, received by him and to prove to the market administrator that such milk should not be classified as Class I milk.

(2) Any milk or milk product classified in one class shall be reclassified if such milk or milk product (or product thereof) is later used or disposed of by any handler in another class, in accordance with such later use or disposition, provided, however, such classification shall only be made in case the milk or milk product is disposed of within 60 days from previous classification.

22. Delete the provisions of § 972.4 (d) and substitute therefor the following:

(d) *Transfers.* (1) Milk of producers or of associations of producers shall be classified as Class I milk when transferred in fluid form by a handler (i) to another handler or to a person who is not a handler but who distributes milk in fluid form: *Provided*, That if it is represented in written reports signed by both handlers or by the handler and a person who is not a handler, as aforesaid, and submitted to the market administrator on or before the 5th day after the end of the delivery period, that such milk or milk products was utilized in another class, it shall be classified accordingly, subject to verification by the market administrator; (ii) to a producer-handler; and (iii) to any other person not specifically described in subparagraph (3) of this paragraph.

(2) Milk of producers or of associations of producers shall be classified as Class II milk when transferred in fluid form as cream, as milk (or skim milk) and cream mixture, flavored milk or flavored milk drinks made therefrom or buttermilk by a handler to (i) another handler or to a person who is not a handler but who distributes milk in fluid form: *Provided*, That if it is represented in written reports signed by both handlers or by the handler and a person who is not a handler, as aforesaid, and submitted to the market administrator on or before the 5th day after the end of the delivery period, that such milk or milk products was utilized in another class, it shall be classified accordingly, subject to verification by the market administrator; (ii) to a producer-handler; and (iii) to any other person not specifically described in subparagraph (3) of this paragraph.

(3) Milk or milk products shall be classified as Class III milk when transferred in fluid form or otherwise (i) to the milk manufacturing plant of a person who is not a handler and who does not distribute milk or cream in fluid form; and (ii) to a person who is not a handler but who distributes milk or cream in fluid form: *Provided*, That if it is represented in written reports signed by both handlers or by the handler and a person who is not a handler, as aforesaid, and submitted to the market administrator on or before the 5th day after the end of the delivery period, that such milk or milk products was utilized in another class, it shall be classified accordingly, subject to verification by the market administrator; (ii) to a producer-handler; and (iii) to any other person not specifically described in subparagraph (3) of this paragraph.

23. Delete the provisions of § 972.4 (e) (9) and substitute therefor the following:

(9) Determine the classification of milk of producers and of associations of producers, as follows: (i) subtract in series beginning with Class III milk, the pounds of milk included in the computation of the blended price for the area, except emergency milk, received from sources other than producers, associations of producers, or other handlers; (ii) subtract from the remaining pounds of Class III milk the pounds received from producer-handlers, and any excess of such receipts over the remaining Class III milk, in series from Class II milk and Class I milk; (iii) subtract from the remaining pounds in each class, the pounds received from other handlers and allocated to such class in accordance with (d) of this section; (iv) subtract pro rata from the remaining pounds in each class, the total pounds of emergency milk received; and (v) if the remaining quantity is greater than that which the handler reported having received from producers and from associations of producers, subtract pro rata from the remaining pounds of milk in each class an amount equal to the difference;

e. In § 972.5: *By the Scioto County Cooperative Milk Producers Association, et al.:*

24. Delete the provisions of (a), (b), (c) and (d) of § 972.5 and substitute therefor the following as (a), (b), (c), (d) and (e):

(a) *Basic formula price to be used in determining class prices.* The basic formula price per hundredweight of milk to be used in determining the class prices provided by this section shall be the highest of the prices per hundredweight for milk of 3.5 percent butterfat content determined pursuant to (1), (2), or (3) of this paragraph.

(1) The average of the basic (or field) prices ascertained to have been paid per hundredweight for milk of 3.5 percent butterfat content received from farmers during the delivery period at the following plants or places for which prices have been reported to the market administrator or to the Department of Agriculture by the companies indicated below:

Present Operator and Location
Borden Co., Black Creek, Wis.
Borden Co., Greenville, Wis.
Borden Co., Mt. Pleasant, Mich.
Borden Co., New London, Wis.
Borden Co., Orfordville, Wis.
Carnation Co., Berlin, Wis.
Carnation Co., Jefferson, Wis.
Carnation Co., Chilton, Wis.
Carnation Co., Oconomowoc, Wis.
Carnation Co., Richland Center, Wis.
Carnation Co., Sparta, Mich.
Pet Milk Co., Belleville, Wis.
Pet Milk Co., Coopersville, Mich.
Pet Milk Co., Hudson, Mich.
Pet Milk Co., New Glarus, Wis.
Pet Milk Co., Wayland, Mich.
White House Milk Co., Manitowoc, Wis.
White House Milk Co., West Bend, Wis.

(2) The price per hundredweight computed by the market administrator as follows:

(i) Multiply by six the average wholesale price per pound of 92-score butter at Chicago as reported by the Department of Agriculture for the delivery period;

(ii) Add an amount equal to 2.4 times the average weekly prevailing price per pound of "Twins" during the delivery period on the Wisconsin Cheese Exchange at Plymouth, Wisconsin: *Provided*, That if the price of "Twins" is not quoted on the Wisconsin Cheese Exchange the weekly prevailing price per pound of "Cheddars" shall be used; and

(iii) Divide by seven, and add 30 percent thereof, and then multiply by 3.5.

(3) The price per hundredweight computed by the market administrator by adding together the plus values pursuant to (i) and (ii) of this subparagraph:

(i) From the average wholesale price per pound of 92-score butter at Chicago, as reported by the Department of Agriculture for the delivery period, subtract three cents, add 20 percent thereof, and then multiply by 3.5; and

(ii) From the average of the prices per pound of nonfat dry milk solids for human consumption, spray and roller process, f. o. b. manufacturing plants, as published for the Chicago area for the delivery period by the Department of Agriculture, including in such average the quotations published for any fractional part of the previous delivery period which were not published and available for the price determination of such nonfat dry milk solids for the previous delivery period, deduct 5.5 cents, multiply by 8.5, and then multiply by 0.965.

(b) *Class I milk prices.* Subject to the provisions of (e), (f), (g), and (h) of this section and of § 972.8, the minimum price per hundredweight to be paid by each handler f. o. b. the marketing area for milk of 3.5 percent butterfat content received from producers or from an association of producers, which is classified as Class I milk, shall be determined by the market administrator by multiplying the basic formula price computed pursuant to (a) of this section, by 1.6.

(c) *Class II milk prices.* Subject to the provisions of (e), (f), (g), and (h) of this section and of § 972.8, the minimum price per hundredweight to be paid by each handler f. o. b. the marketing area for milk of 3.5 percent butterfat content received from producers or from an association of producers, which is classified as Class II milk, shall be determined by the marketing administrator by multiplying the basic formula price computed pursuant to (a) of this section, by 1.45.

(d) *Class III milk prices.* Subject to the provisions of (e), (f), (g), and (h) of this section and § 972.8, the minimum price per hundredweight to be paid by each handler f. o. b. the marketing area for milk of 3.5 percent butterfat content received from producers or from an association of producers which is classified as Class III milk shall be computed by the market administrator by multiplying the basic formula price computed pursuant to (a) of this paragraph by 1.2.

(e) *Butterfat differentials to handlers.* If the weighted average butterfat test of that portion of milk received from producers or from an association of producers which is classified respectively in any class of utilization for any handler, is more or less than 3.5 percent, there shall be added to or subtracted from, as the case may be, the price for such class of utilization for each one-tenth of one percent that such weighted average butterfat test is above or below, respectively, 3.5 percent, an amount computed by the market administrator for each class of utilization as follows:

(1) The amount for Class I milk shall be computed by multiplying by 1.4 the average wholesale price per pound of 92-score butter at Chicago as reported by the Department of Agriculture for the delivery period and dividing the result by 10.

(2) The amount for Class II milk shall be computed by multiplying by 1.4 the average wholesale price per pound of 92-score butter at Chicago as reported by the Department of Agriculture for the delivery period and dividing the result by 13.

(3) The amount for Class III milk shall be computed by multiplying by 1.4 the average wholesale price per pound of 92-score butter at Chicago as reported by the Department of Agriculture for the delivery period and dividing the result by 12.

25. Renumber § 972.5 (e), (f), and (g) to read (f), (g), and (h).

f. In § 972.7:

By the Scioto County Cooperative Milk Producers Association, et al.:

26. Delete from § 972.7 (a) (1) the reference "§ 972.4 (e) (9)" and substitute therefor the reference "§ 972.4 (f)" (as proposed).

27. Delete from § 972.7 (a) (2) the reference "§ 972.4 (e) (9) (v)" and substitute therefor the reference "§ 972.4 (f) (1) (iv)" (as proposed).

28. Delete the provisions of (b), (c), and (d) of § 972.7 and substitute therefor the following as (b):

(b) *Notification of handlers.* On or before the 10th day after the end of each delivery period, the market administrator shall notify each handler of (1) the amount and value of milk purchased by him in each class as computed pursuant to § 972.4 (e) (9) and of (a) of this section, respectively, and this amount, less advance payments, is the amount payable by such handler to the market administrator.

By the Broughton's Farm Dairy, Inc., et al.:

29. Amend § 972.7 by substituting 4% butterfat for 3.5% butterfat wherever the same occurs and revise the formulas accordingly.

g. In § 972.8:

The Scioto County Cooperative Milk Producers Association, et al.:

30. Delete provisions of (a), (b), (c), (d), and (e) of § 972.8 and substitute therefor the following:

(a) On or before the 25th day of each delivery period each handler shall make payment to the market administrator at not less than the applicable uniform price of the preceding delivery period for the milk of each producer which was received by such handler during the first fifteen days of the current delivery period.

(b) On or before the 12th day after the expiration of each delivery period, each handler shall pay to the market administrator the amount of money which represents the value of milk billed to him for such delivery period pursuant to § 972.7 less the advance payments made to the market administrator on or before the 25th day of the preceding month and less the amount of deductions and charges which are itemized on the handlers' producer pay roll. All such deductions, advance payments, and final payment when added together shall not exceed the total value of the milk received from all producers by the handler.

(c) The market administrator shall maintain a separate fund, known as the "producer-settlement fund" in which he shall deposit all payments of handlers received pursuant to this section.

(d) *Payment out of producer-settlement fund—Calculation of payments for each producer.* For each delivery period the market administrator shall calculate the payment due each producer from whom milk was received during such delivery period by each handler who paid into the producer-settlement fund in accordance with this section, as follows:

(1) Multiply the hundredweight of milk received from each producer by the uniform price computed in accordance with § 972.7 (a): *Provided*, That if the milk of each producer was of a weighted average butterfat content other than 3.5 percent, there shall be added or subtracted for each one-tenth of one percent variance above or below 3.5 percent an amount computed by the market administrator as follows: Add 20 percent to the average wholesale price per pound of 92-score butter at Chicago as reported by the U. S. Department of Agriculture for the delivery period, and divide the resulting amount by 10.

(2) Subtract in each case the amount of the advance payments, charges, and deductions, if any, which are made under (b) of this section.

(e) *Payments.* (1) On or before the 28th day of each current delivery period and the 12th day after the end of each delivery period, the market administrator shall pay to each cooperative association authorized to receive payments due producers who market their milk through such cooperative association, the aggregate of payments calculated pursuant to (b) and (d) of this section for all producers and for each producer certified to the market administrator by such cooperative association as having authorized such cooperative association to receive such payments; and (2) On or before the 28th day of each current delivery period and the 12th day after the end of each delivery period, the market administrator shall pay direct to each producer who has not authorized a cooperative association to receive payments for such producer, the amount of the payment calculated for such producer pursuant to (b) and (d) of this section.

By the Broughton's Farm Dairy, Inc., et al.:

31. Amend § 972.8 by substituting 4 percent butterfat for 3.5 percent butterfat wherever the same appears.

h. In § 972.9:

By the Broughton's Farm Dairy, Inc., et al.:

32. Delete the provisions of § 972.9 and substitute therefor the following:

§ 972.9 As his prorata share of the expense which necessarily will be incurred in the maintenance and functioning of the office of the market administrator, and in the performance of the duties of the market administrator, each handler, with respect to all milk included in the computation of the blended price for the area (except receipts from other handlers) received by him during each delivery period, shall pay to the market administrator, on or before the 13th day after the end of such delivery period, that amount per hundredweight not to exceed 2 cents, which is determined (subject to review by the Secretary) and announced by the market administrator on or before the 10th day after the end of such delivery period: *Provided*, That an association of producers shall pay such prorata share of expense of administration on only that milk with respect to which it is a handler.

i. In § 972.10:

By the Scioto County Cooperative Milk Producers Association, et al.:

33. Delete the provisions of § 972.10 and substitute therefor the following:

§ 972.10 *Marketing service deductions.* The market administrator shall deduct an amount not exceeding six cents per hundredweight (the exact amount to be determined by the market administrator) from the payments made pursuant to § 972.8 with respect to the milk of all producers. All such deductions made from the milk of the members of properly certified cooperative marketing associations, which have qualified under the Capper-Volstead Act, shall be paid by the market administrator directly to such qualified associations. All such deductions from the milk of producers not members of a qualified cooperative marketing association shall be retained by the market administrator for the purpose of rendering to them marketing services comparable to those performed by the cooperative marketing associations, namely, checking weights, samples, making tests of milk received by handlers from producers or from associations of producers, and to provide them with marketing information, such service to be performed by the market administrator or by an agent engaged by and responsible to the market administrator.

By the Broughton's Farm Dairy, Inc., et al.:

34. Amend § 972.10 to exclude any and all claims that nonmembers of the associations pay any amount whatsoever to the administrator and to prohibit the administrator from employing as his agent or otherwise any member or employee, full time or part time, of a producer's association and also to prohibit the administrator from employing as his agent or otherwise any employee, full time or part time, of any handler within the area.

j. In § 972.11:

By the Scioto County Cooperative Milk Producers Association, et al.:

35. Add after § 972.10 as § 972.11 the following:

§ 972.11 *Adjustment of accounts*—(a) *Errors in payments.* Whenever audit by the market administrator of a handler's reports, books, records, or accounts discloses errors resulting in monies due (1) the market administrator from such handler, (2) such handler from the market administrator, or (3) any producer or association of producers from such handler, the market administrator shall promptly notify such handler of any such amount due; and payment thereof shall be made on or before the next date for making payment set forth in the provision under which such error occurred, following the 5th day after such notice.

(b) *Overdue accounts.* Any unpaid obligation of a handler or of the market administrator pursuant to §§ 972.8, 972.9, 972.10, or (a) of this section shall be increased one-half of one percent per month, on the first day of the calendar month next following the due date of such obligation and on the first day of each calendar month thereafter until such obligation is paid.

36. Change § 972.11 to § 972.12.
37. Change § 972.12 to § 972.13.
38. Change § 972.13 to § 972.14.
39. Make such other changes as are necessary to make other sections of the order conform to the amendments proposed in this notice of hearing.

Copies of this notice of hearing and of the tentatively approved marketing agreement and order now in effect may be procurred from the Hearing Clerk, Office of the Solicitor, United States Department of Agriculture in Room 1331 South Building, Washington 25, D. C., or may be there inspected.

Dated: June 14, 1946.

[SEAL] E. A. MEYER,
Assistant Administrator for Regulatory and Marketing Service Matters, Production and Marketing Administration.

[F. R. Doc. 46-10180; Filed, June 14 1946; 11:13 a. m.]

FEDERAL POWER COMMISSION.

[Docket No. IT-5915]

PENNSYLVANIA WATER & POWER CO.

ORDER POSTPONING HEARING

JUNE 13, 1946.

Upon consideration of the request of counsel for the Commission's staff for a postponement of hearing in the above-entitled matter from June 19, 1946, to September 4, 1946, and

It appearing to the Commission that:

(a) Counsel for the staff has been and will be unable to prepare for the resumption of the hearings in the above-entitled matter by June 19, 1946, by reason of his participation in other matters which have required his exclusive attention since May 7, 1946, the date when the hearings were recessed;

(b) Counsel for all participants have agreed to the requested postponement;

The Commission orders that:

The hearing in the above-entitled matter be and the same is hereby postponed to September 4, 1946, at 10:00 a. m. o'clock in the Commission's Hearing Room, 1800 Pennsylvania Avenue NW., Washington, D. C.

By the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-10164; Filed, June 14 1946; 9:56 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[MPR 260, Amdt. 1 to Order 66]

S. FRIEDER & SONS CO.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this amendment and pursuant to § 1358.102 (b) of Maximum Price Regulation 260, *It is ordered*, That:

The maximum prices for the "Habanello-Commodore" cigars set forth in paragraph (a) of Order No. 66 under Maximum Price Regulation No. 260, are amended to read as follows:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Habanello	Commodore[1]	50	*Per M* $75	*Cents* 10

[1] Prices apply only to cigars of this brand and frontmark of tobacco composition specified in amended application dated April 24, 1946.

This amendment shall become effective June 14, 1946.

Issued this 13th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10100; Filed, June 13, 1946; 11:33 a. m.]

[MPR 260, Amdt. 2 to Order 299]

S. FRIEDER & SONS CO.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this amendment and pursuant to § 1358.102 (b) of Maximum Price Regulation 260, *It is ordered*, That:

The maximum prices for the "Garcia Grande-Crowns" set forth in paragraph (a) of Order No. 299 under Maximum Price Regulation No. 260, are amended to read as follows:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Garcia Grande	Crowns	50	*Per M* $60	*Cents* 2 for 15

[1] Prices apply only to cigars of this brand and frontmark of tobacco composition specified in amended application dated April 24, 1946.

This amendment shall become effective June 14, 1946.

Issued this 13th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10101; Filed, June 13, 1946; 11:33 a. m.]

[MPR 392, Order 113]

KAHLENBERG LABORATORIES

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to section 23 of Maximum Price Regulation 392; *It is ordered:*

(a) Maximum prices for sales by Kahlenberg Laboratories, Main, Higel & Lodge Streets, Sarasota, Fla., or by its jobbers of the following drugs manufactured by the Kahlenberg Laboratories shall be the following:

BICHLORACETIC ACID KITS

[Consisting of ½ oz. bichloracetic acid and ½ oz. petrolatum with camels hair brush and applicators]

	Per kit	List price discounts
To wholesalers and surgical supply houses	$2.76	*Percent* 30 and 15
To retail druggists	3.25	30
To professional men (ultimate consumers)	4.65	

(b) The ceiling prices adjusted by this order are subject to the same freight and trade practices as prevailed immediately prior to the issuance of this order.

This order shall become effective June 14, 1946.

Issued this 13th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10102; Filed, June 13, 1946; 11:35 a. m.]

[MPR 392, Order 114]

DERMO-G, INC.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 11 (d) of Maximum Price Regulation 392; *It is ordered:*

(a) Maximum delivered prices for sales of Dermo-G Ointment in ½ ounce tubes, manufactured by Dermo-G, Inc., 30 Church Street, New York, N. Y., are established as follows:

On sales to—			
Wholesalers	Chain drug stores	Retailers	Consumers
Per doz. $3.33	*Per doz.* $3.33	*Per doz.* $4.00	*Each* $0.50

These prices are subject to the same trade practices as prevailed on sales of Dermo-G Ointment in 1 ounce jars.

(b) No extra charge may be made for containers.

(c) All sellers are required to comply with the provisions of Section 12 and 13 concerning notification and marking.

This order shall be effective this 14th day of June 1946.

Issued this 13th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10103; Filed, June 13, 1946; 11:36 a. m.]

[MPR 478, Order 177]

INMAN MILLS

AUTHORIZATION OF MAXIMUM PRICES

For reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 10 of Maximum Price Regulation 478, *It is ordered:*

(a) The maximum prices for sales by converters or wholesalers of the following coated fabrics converted by the Inman Mills, Inman, S. C., shall be as follows:

For Sales to Manufacturers

Commodity	*(Per linear yard)*
40'' 56 x 56 3.60 sheeting feeler motion, dyed red and coated with 5.2 dry ounces of pyroxylin coating, red or Spanish finish	$0.52427
40'' 56 x 56 3.60 sheeting feeler motion, dyed, coated with 5.5 dry ozs. of pyroxylin coating	.51802
40'' 56 x 56 3.60 sheeting feeler motion, dyed, coated with 5.2 dry ozs. of pyroxylin coating	.49927

(b) With or prior to the first delivery of the coated fabrics covered by this order, to a wholesaler, the seller shall notify such person in writing of the specific maximum price applicable to his resale of this coated fabric to manufacturers which is the maximum price set forth in paragraph (a) above.

(c) All provisions of Maximum Price Regulation 478 not inconsistent with this order shall apply to sales covered by this order.

(d) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 14, 1946.

Issued this 13th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10104; Filed, June 13, 1946; 11:36 a. m.]

[MPR 478, Order 178]

CLIFTON MFG. CO.

AUTHORIZATION OF MAXIMUM PRICES

For reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 10 of Maximum Price Regulation 478; *It is ordered:*

(a) The maximum prices for sales by converters or wholesalers of the following coated fabrics converted by the Clifton Manufacturing Company, Clifton, S. C., shall be as follows:

Commodity	*For sales to manufacturers (per linear yard)*
37½'' 76 x 54 2.00 drill, dyed, coated with 9 dry ozs. of vinylite coating	$0.98603
37½'' 76 x 54 2.00 drill, dyed red, coated with 9 dry ozs. of vinylite coating red or Spanish finish	1.04853
37½'' 76 x 54 2.00 drill, dyed, coated with 11.2 dry ozs. of pyroxylin coated, red Spanish finish	1.03292
37½'' 76 x 54 2.00 drill, dyed, coated with 11.2 dry ozs. of pyroxylin coating	.98292
37½'' 76 x 54 2.00 drill, dyed, coated with 8.4 dry ozs. of pyroxylin coating	.80792
37½'' 76 x 54 2.00 drill, dyed, coated with 8 dry ozs. of vinylite coating	.97042

(b) With or prior to the first delivery of the coated fabrics covered by this order, to a wholesaler, the seller shall notify such person in writing of the specific maximum price applicable to his resale of this coated fabric to manufacturers which is the maximum price set forth in paragraph (a) above.

(c) All provisions of Maximum Price Regulation 478 not inconsistent with this order shall apply to sales covered by this order.

(d) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 14, 1946.

Issued this 13th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10105; Filed, June 13, 1946; 11:36 a. m.]

[SR 14D, Order 10]

DAVID FORRY TOBACCO CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to section 4 (a) (1) (ii) of Supplementary Regulation 14D to the General Maximum Price Regulation, *It is ordered*, That:

(a) David Forry Tobacco Co., Columbia, Pa. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive "Silver Cup" sweetened scrap chewing tobacco, in 2¼-ounce packages at the maximum list price and maximum retail price set forth below:

Variety	Brand	Size of package	Maximum list price per doz. packages	Maximum retail price per package
Sweetened	Silver cup	*Ounces* 2¼	$1.35	*Cents* 14

(b) The manufacturer and wholesalers shall grant, with respect to their sales of the item of "Silver Cup" sweetened scrap chewing tobacco for which maximum prices are established by this order, the discounts and allowances they customarily granted during March 1942 on their sales of such item of scrap chewing tobacco in 2-ounce packages to purchasers of the same class, unless a change therein results in a lower price.

(c) Every retailer shall maintain, with respect to his sales of the item of "Silver Cup" sweetened scrap chewing tobacco, for which maximum prices are established by this order, the customary price differential below the manufacturer's stated retail price allowed by him during March 1942 with respect to such brand and variety of scrap chewing tobacco in 2-ounce packages.

(d) The manufacturer and every other seller (except a retailer) of the item of "Silver Cup" sweetened scrap chewing tobacco, for which maximum prices are established by this order, shall notify the purchaser of such maximum prices. The notice shall conform to and be given in the manner prescribed by section 4 (e) of Supplementary Regulation 14D to the General Maximum Price Regulation.

(e) Unless the context otherwise requires, the provisions of section 4 (except paragraph (a) (2)) of Supplementary Regulation 14D to the General Maximum Price Regulation shall apply to sales for which maximum prices are established by this order.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 14, 1946.

Issued this 13th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10094; Filed, June 13, 1946; 11:35 a. m.]

[SR 14D, Order 11]

J. C. WINTER & CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to section 4 (a) (1) (ii) of Supplementary Regulation 14D to the General Maximum Price Regulation, *It is ordered*, That:

(a) J. C. Winter & Co., Red Lion, Pa., (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive the following items of "Happy Jim" and "Winters Clippings" scrap chewing tobacco, at the maximum list price and maximum retail price set forth below:

Variety	Brand	Size of package	Maximum list price per dozen packages	Maximum retail price per package
Plain	Winters clippings.	*Ounces* 1¾	$1.15	$0.12
Sweetened	Happy Jim	3½	1.63	.17

(b) The manufacturer and wholesalers shall grant, with respect to their sales of the above items of scrap chewing tobacco for which maximum prices are established by this order, the discounts and allowances they customarily granted during March 1942 on their sales of such items of chewing tobacco in 2 ounce and 4 ounce packages, respectively, to purchasers of the same class, unless a change therein results in a lower price.

(c) Every retailer shall maintain, with respect to his sales of the items of "Winters Clippings" plain scrap chewing tobacco, and "Happy Jim" sweetened scrap chewing tobacco for which maximum prices are established by this order, the customary price differential below the manufacturer's stated retail price allowed by him during March 1942 with respect to such brand and variety of scrap chewing tobacco in 2 ounce packages, and 4 ounce packages, respectively.

(d) The manufacturer and every other seller (except a retailer) of the items of "Winters Clippings" plain scrap chewing tobacco, and "Happy Jim" sweetened scrap chewing tobacco for which maximum prices are established by this order, shall notify the purchaser of such maximum prices. The notice shall conform to and be given in the manner prescribed by section 4 (e) of Supplementary Regulation 14D to the General Maximum Price Regulation.

(e) Unless the context otherwise requires, the provisions of section 4 (except paragraph (a) (2)) of Supplementary Regulation 14D to the General Maximum Price Regulation shall apply to sales for which maximum prices are established by this order.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 14, 1946.

Issued this 13th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10095; Filed, June 13, 1946; 11:35 a. m.]

[RMPR 136, Order 646]

ROBERTS' TRAILER CO.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 9, 10 and 11 (c) of Revised Maximum Price Regulation 136, *It is ordered:*

(a) Roberts' Trailer Company, Dayton, Ohio, may sell, f. o. b. plant, each utility trailer described in subparagraph (1) below at a price not to exceed $57.94 plus federal excise tax, state and local taxes on the sale or delivery of the utility trailer and any cost of transporting it to the purchaser.

(1) *Description.*

Roberts, Model 2, two wheel, swivel, utility trailer, all steel body, dimensions 42" wide x 54" long x 12" high equipped with 4.00 x 8, 4-ply tires and other detailed specifications included in the report filed with this Office.

(b) Roberts' Trailer Company is authorized to suggest to resellers a resale price for the utility trailer described in paragraph (a) (1) consisting of the following:

(1) Suggested resale price: $82.77.

(2) Charges: (i) A charge for transportation, if any, not to exceed the actual rail freight charge from the factory at Dayton, Ohio, to the railroad freight receiving station nearest to the place of business of the reseller.

(ii) A charge equal to the charge made by Roberts' Trailer Company to cover federal excise taxes.

(iii) A charge equal to reseller's expense for payment of state and local taxes on the purchase, sale or delivery of the trailer.

(c) A reseller of Roberts' trailers in any of the territories or possessions of the United States is authorized to sell the trailer described in paragraph (a) at a price not to exceed the price established in paragraph (b) to which it may add a sum equal to the expense incurred or charged to it for payment of territorial and insular taxes, on the purchase, sale or introduction of the trailer; export premiums; boxing and crating for export purposes; marine and war risk insurance; and landing, wharfage and terminal operations.

(d) All requests not granted herein are denied.

(e) This order may be amended or revoked by the Administrator at any time.

NOTE: Where the manufacturer's invoice charge to the reseller is increased or decreased from the previous invoice charge because the manufacturer has a newly established price under section 8 of Revised Maximum Price Regulation 136, due to substantial changes in design, specification or equipment of the trailer, the reseller may add to its price under paragraph (b) the increase in price, plus its customary mark-up on such a cost increase, but in case of a decrease in the price, the reseller must reduce its price under paragraph (b) by the amount of the decrease and its customary mark-up on such an amount.

This order shall become effective June 14, 1946.

Issued this 13th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10096; Filed, June 13, 1946; 11:31 a. m.]

[Order 57 Under 3 (e), Amdt. 3]

GOODYEAR TIRE AND RUBBER CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to § 1499.3 (e) of the General Maximum Price Regulation, Order No. 57, § 1499.3 (e) of the General Maximum Price Regulation is amended as follows:

1. Paragraph (a) is amended to read as follows:

(a) *What this order does.* This order establishes maximum prices for sales in the shoe repair trade by the manufacturer thereof and by wholesalers of each of the heel and sole items bearing the brand name "Neolite" that is listed herein which is manufactured by the Goodyear Tire and Rubber Company, Akron, Ohio. It also establishes maximum prices for shoe repairmen's sales of unattached Neolite sole items listed herein and for shoe repairmen's sales of the attached and unattached Neolite heel and toplift items listed herein.

2. Paragraph (b) is amended to read as follows:

(b) *Maximum prices—(1) Manufacturers' and wholesalers' maximum prices for soles.* The manufacturers' and wholesalers' maximum prices for sales in the shoe repair trade of the Neolite soles listed below shall be as follows:

NEOLITE HALF SOLES

[Per pair]

Type	Iron	Size	To shoe repairmen, list	To wholesalers, net
Women's	6½	Standard	$0.26	$0.195
	6½	Large	.315	.235
Men's	9½	6	.425	.32
	9½	8	.465	.35
	9½	10	.50	.375
	9½	12	.56	.42
Boys'	10½	2	.335	.25
	10½	4	.425	.32
Men's	10½	6	.465	.35
	10½	8	.505	.38
	10½	10	.545	.41
	10½	12	.615	.46

NEOLITE FULL SOLE*

[Per pair]

Type	Iron	To shoe repairmen, list	To wholesalers, net
Men's	10½	$0.69	$0.52
Boys'	10½	.61	.46

(2) *Manufacturer's, wholesalers' and shoe repairmen's maximum prices for heels and toplift strips.* The manufacturer's and wholesalers' maximum prices for sales in the shoe repair trade and the shoe repairmen's maximum prices for sales attached of the toplifts cut from toplift strips and the heels listed below shall be as follows:

NEOLITE TOPLIFT STRIPS

Iron	Size	To shoe repairmen, list	To wholesalers, net	Shoe repairmen to consumers, (per pair) Attached	Shoe repairmen to consumers, (per pair) Unattached
9	12½" x 25"	$3.40	$2.55	$0.35	$0.14
10½	12½" x 25"	3.60	2.70	.35	.14
12	12½" x 25"	4.00	3.00	.35	.14

NEOLITE HEELS

[Per pair]

Type	Size	To shoe repairmen, list	To wholesalers, net	Shoe repairmen to consumers Attached	Shoe repairmen to consumers Unattached
Women's scoop heels.	A through 9.	$2.20	$1.65	$0.60	$0.24
Women's thin heels (with washers).	0–0 through 7.	1.50	1.125	.50	.20
Women's thin heels (without washers).	0–0 through 7	1.30	.975	.45	.18

The above maximum prices for sales to shoe repairmen shall be reduced by any cash discounts given by the seller to shoe repairmen of the same class during March 1942.

The above maximum prices for sales to wholesalers shall be decreased by 5% if the purchaser pays cash within 30 days after delivery.

The discount, transportation allowance and other provisions of paragraphs (e) (f) and (h) of § 1315.1424 of Maximum Price Regulation 200 shall apply to sales of the heels, soles and toplift strips covered by this order.

This amendment shall become effective June 14, 1946.

Issued this 13th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10093; Filed, June 13, 1946; 11:32 a. m.]

[MPR 188, Order 26 Under Order 6]

ECONOMASTER PRODUCTS CO., INC.

APPROVAL OF UNIFORM RETAIL CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 4 (a) of Order No. 6 under § 1499.159e of Maximum Price Regulation No. 188, *It is ordered:*

(a) This order establishes uniform retail ceiling prices in each zone for sales of Model D, 1320 watt, 110 volt, AC–DC electric heater manufactured by the Economaster Products Company, Inc., 128 Eighth Avenue, N., Nashville, Tenn., which is sold under the brand name "Economaster", as follows:

(1) The uniform retail ceiling price of the article covered by this order for sales in each zone should be the retail ceiling price that would be computed in accordance with the provisions of section 4 (b) (1) and 4 (b) (3) of Order No. 6.

(b) The manufacturer shall determine distributor's ceiling prices for sales of articles which the manufacturer sells at increased prices permitted by Order No. 6 under § 1499.159e of Maximum Price Regulation No. 188 in accordance with the provisions of that order on the basis of the uniform retail ceiling prices fixed by this order. In the case of an article for which the manufacturer does not increase his prices to distributors as permitted by Order No. 6 he shall determine distributors' ceiling prices which will reflect the same discounts from the retail ceiling price fixed by this order which the manufacturer customarily suggested for sales at wholesale as indicated by his wholesale price list in effect immediately prior to April 1, 1942.

(c) On and after the effective date of this order the manufacturer may not deliver to a purchaser for resale an article for which the uniform retail ceiling price is fixed by this order unless there is attached to it a retail price tag or label stating the manufacturer's name or brand name, the model number or designation and the uniform retail ceiling price fixed by this order.

(d) Except as modified by this order, all provisions of Order No. 6 under § 1499.159e of Maximum Price Regulation No. 188 apply to all persons and to all sales and deliveries of articles covered by this order.

This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 14th day of June 1946.

Issued this 13th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10097; Filed June 13, 1946; 11:33 a. m.]

[MPR 188, Order 5035]

ELECTRICAL INDUSTRIES

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Electrical Industries of Faribault, Minn.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Maximum prices for sales by any seller to—		
		Wholesalers (Jobbers)	Dealers	Consumers
Key fold (11 keys)	1000	*Each* $0.72	*Each* $0.96	*Each* $1.60

These maximum prices are for the articles described in the manufacturer's application dated March 9, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory and subject to a cash discount of 2% for payment on or before the 10th of the month following date of shipment; net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement:

OPA Retail Ceiling Price—$1.60 each
Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 14th day of June 1946.

Issued this 13th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10098; Filed, June 13, 1946; 11:32 a. m.]

[MPR 188, Order 5036]

SILVESTRI ART MFG. CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Silvestri Art Manufacturing Co., 710 W. Washington Blvd., Chicago, Ill.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobber	Retailer	
5' lacquered plaster floor lamp with paper parchment shade	2469	*Each* $15.91	*Each* $18.72	*Each* $33.70
Lacquered plaster table lamps in various styles and sizes, with paper parchment shades	D 2363	13.76	16.19	29.15
	D 2386			
	2471			
	D 2397	13.60	15.29	27.50
	D 2406			
	D 2468			
	2429			
	2475			
	2476			
	D 2364	11.62	13.67	24.60
	D 2365			
	D 2367			
	D 2388			
	D 2389			
	2366			
	2472			
	2473			
	D 2368	9.36	11.01	19.80
	2474			
	2477			
	2478			
	2362	8.93	10.51	18.90
	2362	5.53	6.51	11.70

These maximum prices are for the articles described in the manufacturer's application dated April 13, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 14th day of June 1946.

Issued this 13th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10099; Filed, June 13, 1946; 11:32 a. m.]

[RMPR 136, Order 645]

FANS AND BLOWERS

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion, issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to the provisions of section 31 of Revised Maximum Price Regulation 136, *It is Ordered:*

(a) For the purposes of this order, the phrase "power-operated fans and blowers" shall be defined to include only warm air furnace fans and blowers, and attic ventilating fans and exhaust fans and blowers, 24" standard diameter and smaller, designed to be built into a building, only when furnished complete with power unit. The phrase shall also include repair and replacement parts which are integral and functional parts when supplied by the manufacturer of the complete unit or his resellers.

(b) As used in this order, the phrase "base prices" shall mean the maximum prices established under section 7 or computed under sections 8, 9 or 10 of Revised Maximum Price Regulation 136, before the addition of any increase provided to an individual manufacturer by any individual adjustment under the provisions of Revised Maximum Price Regulation 136 or Supplementary Order No. 142.

(c) (1) The maximum prices for sales by manufacturers of new power-operated fans and blowers, as specified, furnished complete with a power unit of less than one horsepower shall be the base prices increased by 14%.

(2) The maximum prices for sales by manufacturers of new power-operated fans and blowers, as specified, furnished complete with a power unit of 1 horsepower and over shall be the base prices increased by 9%.

(d) The maximum prices for sales of power-operated fans and blowers, as specified, by resellers shall be the maximum prices in effect just prior to the issuance of this order increased by the dollar-and-cents amount by which their net invoiced cost has been increased by reason of the issuance of this order.

(e) All prices established under paragraphs (c) and (d) of this order shall be subject to the same discounts, deductions and other allowances in effect to any purchasers and classes of purchasers just prior to the issuance of this order.

(f) Every manufacturer of power-operated fans and blowers as specified shall give written notice to its resellers of the percentage amount by which this order permits the reseller to increase his maximum prices.

(g) Notwithstanding any of the provisions of this order, a manufacturer of power-operated fans and blowers as specified may charge and collect the maximum prices for sale of his products which he had in effect just prior to the issuance of this order.

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 14, 1946.

Issued this 14th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10216; Filed, June 14, 1946; 11:45 a. m.]

[MPR 591, Order 615]

WESTINGHOUSE ELECTRIC CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, for sales by any person to consumers of the following steel kitchen cabinet units manufactured by Westinghouse Electric Corporation, Mansfield, Ohio and as described in its application dated April 30, 1946, shall be:

WALL CABINETS

Model	Width	Height	Depth	Description	Price
W1818-L	18	18	13	1 door, L. H., 1 shelf	$13.00
W1818-R	18	18	13	do	13.00
W1530-L	15	30	13	1 door, L. H., 2 shelves	15.10
W1530-R	15	30	13	do	15.10
W1830-L	18	30	13	do	16.55
W1830-R	18	30	13	do	16.55
W2130	21	30	13	2 doors, 2 shelves	19.25
W2430	24	30	13	do	20.35
W3030	30	30	13	do	22.90
W3630	36	30	13	do	27.55
W2124	21	24	13	do	19.60
W2118	21	18	13	2 doors, 1 shelf	16.55
W2418	24	18	13	do	17.10
W3018	30	18	13	do	19.80

BASE CABINETS

BC-15R	15	34½	24⅝	Single door cabinet, R. H., 1 drawer, 1 shelf	$25.00
BC-15L	15	34½	24⅝	do	25.00
BC-18L	18	34½	24⅝	do	26.00
BC-18R	18	34½	24⅝	do	26.00
BC-21	21	34½	24⅝	Double door cabinet, 1 door, 1 shelf	29.85
BC-24	24	34½	24⅝	do	32.35
BC-30	30	34½	24⅝	do	37.00
BC-36	36	34½	24⅝	Double door cabinet, 2 door, 1 shelf	40.75
BD-15	15	34½	24⅝	3 drawers	32.20
BD-18	18	34½	24⅝	do	33.80
BD-24	24	34½	24⅝	do	36.60

COMBINATION BASE CABINET & LINOLEUM COUNTER TOP WITH 4" BACK SPLASHER

Model linoleum counter top	Model base cabinet	Width	Height	Depth	Price
		Inches	*Inches*	*Inches*	
LT-15	BC-15L	15	36	25	$35.85
LT-15	BC-15R	15	36	25	35.85
LT-18	BC-18L	18	36	25	38.35
LT-18	BC-18	18	36	25	38.35
LT-21	BC-21	21	36	25	43.30
LT-24	BC-24	24	36	25	46.50
LT-30	BC-30	30	36	25	54.35
LT-36	BC-36	36	36	25	60.95
LT-15	BD-15	15	36	25	42.50
LT-18	BD-18	18	36	25	45.50
LT-24	BD-24	24	36	25	50.75

COMBINATION BASE CABINET AND LINOLEUM COUNTER TOP LESS BACK SPLASHER

LT-15	BC-15L	15	36	25	$34.45
LT-15	BC-15R	15	36	25	34.45
LT-18	BC-18L	18	36	25	37.30
LT-18	BC-18R	18	36	25	37.30
LT-21	BC-21	21	36	25	41.95
LT-24	BC-24	24	36	25	44.70
LT-30	BC-30	30	36	25	51.40
LT-36	BC-36	36	36	25	57.85
LT-15	BD-15	15	36	25	41.10
LT-18	BD-18	18	36	25	44.05
LT-24	BD-24	24	36	25	48.95

LINOLEUM COUNTER TOP WITH 4" BACK SPLASHER

Model	Width	Height	Depth	Description	Price
	Inches	*Inches*	*Inches*		
LT15B	15	1½	25	Top for cabinet BD-15	$10.30
LT18B	18	1½	25	Top for cabinet BC-18 BD-18	11.50
LT21B	21	1½	25	Top for cabinet BC-21	12.60
LT24B	24	1½	25	Top for cabinet BD-24 BC-24	14.15
LT30B	30	1½	25	Top for cabinet BC-30 or group	17.35
LT36B	36	1½	25	Top for cabinet BC-36 or group	20.20
LT42B	42	1½	25	Top for group of cabinets	23.60
LT48B	48	1½	25	do	25.80
LT54B	54	1½	25	do	28.15
LT60B	60	1½	25	do	32.05
LT25B	25	1½	25	Corner top	16.35

LINOLEUM COUNTER TOP WITHOUT BACK SPLASHER

LT15	15	1½	25	Top for cabinet BD-15	$8.00
LT18	18	1½	25	Top for cabinet BC-18 BD18	10.85
LT21	21	1½	25	Top for cabinet BC-21	11.85
LT24	24	1½	25	Top for cabinet BD-24 BC24	12.75
LT30	30	1½	25	Top for cabinet BC30 or group	14.10
LT36	36	1½	25	Top for cabinet BC 36 or group	17.10
LT42	42	1½	25	Top for group of cabinets	19.60
LT48	48	1½	25	do	21.75
LT54	54	1½	25	do	24.50
LT60	60	1½	25	do	27.25
LT25	25	1½	25	Corner top	13.00

CORNER WALL CABINETS AND WALL CABINET FILLERS

Model	Width	Height	Depth	Description	Price
	Inches	*Inches*	*Inches*		
W2430R	25	30	25	1 RH door, 2 shelves	$29.30
WFC-1330	13	30	13	Corner wall filler	4.55
WF-130	1	30	13	Wall filler	3.05
WF-230	2	30	13	do	3.05
WF-330	3	30	13	do	3.05
WF-118	1	18	13	do	3.05
WF-218	2	18	13	do	3.05
WF-318	3	18	13	do	3.05

CORNER BASE CABINETS AND BASE FILLERS

BF-¾	¾	34½		For all square corner sink cabinets when used adjacent to base cabinets.	$1.50
BFC-1	1	34½		Corner filler for base cabinet	3.05
BF-1	1	34½		Base filler	3.05
BF-2	2	34½		do	3.05
BF-3	3	34½		do	3.05
BCC-50R	46¼	34½	21⅜	Corner base cabinet for R. H. corner	48.00
BCC-50L	46¼	34½	21⅜	Corner base cabinet for L. H. corner	48.00

SINK FRONTS

SF-21	21	34½	22	Sink front 2 doors	$16.20
SF-24	24	34½	22	do	17.00
SF-30	30	34½	22	do	18.90
SF-36	36	34½	22	do	21.45
SFE			21⅜	Sink end	5.70

CABINET ACCESSORIES

Model	Description	Price
A-10	Vegetable bin	$6.40
A-11	Towel rack	2.65
A-12	Door tray	1.20
A-16	Breadboard	1.50
A-26	Cutlery tray	1.90
A-70	Wire lid rack	1.00
A-71	Flour bin and sifter	9.20
A-72	Bread and cake box, sliding shelf	4.80
A-73	Adj. condiment rack	3.40
A-74	Two bulk storage bins	10.15

CABINET ACCESSORIES

Model	Size	Description	Price
A-76		Shelves for utility cabinet (packed 3 shelves to a set) for UC-1881R and UC-1881L).	$4.55
A-75L	9 x 13 x 30	Corner shelf unit	9.50
A-75R	9 x 13 x 30	do	9.50
SS-R		Stainless steel union strip	3.80
SS-L		do	3.80

(b) On sales to dealers by any person the maximum net prices f. o. b. point of shipment shall be the maximum net prices specified in (a) above less a discount of 40 percent.

(c) On sales to jobbers by any person the maximum net prices f. o. b. point of shipment shall be the maximum net prices specified in (a) above less successive discounts of 50 and 10 percent.

(d) The maximum net prices established by this order shall be subject to further discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities within the same general category during March 1942.

(e) The maximum price on an installed basis of the commodities covered in this order shall be determined in accordance with the provisions of Revised Maximum Price Regulation No. 251 as amended.

(f) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 14, 1946.

Issued this 13th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10107; Filed, June 13, 1946; 11:36 a. m.]

[MPR 591, Order 614]

PENNSYLVANIA WOVEN WIRE CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; it is ordered:

(a) *Manufacturers' maximum prices.* The maximum net prices, f. o. b. point of shipment, for sales by the Pennsylvania Woven Wire Company of Alclad Aluminum Wire Insect Screen Cloth manufactured by it and as described in the application dated February 16, 1946, which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	Per 100 sq. ft.
On sales in carloads	$5.83
On sales in less-than-carloads	6.00
On direct shipment	6.18

(b) *Jobbers' maximum prices.* The maximum delivered price for sales by jobbers of Alclad Aluminum Wire Insect Screen Cloth manufactured by the Pennsylvania Woven Wire Company, shall be: $7.50 per 100 square feet plus actual incoming freight paid to obtain delivery.

(c) *Retailers' maximum prices.* The maximum price for sales by retailers of Alclad Aluminum Wire Insect Screen Cloth manufactured by the Pennsylvania Woven Wire Company, shall be:

	Cents per square foot
On sales in 100 linear feet rolls	9
On sales in less than 100 linear feet rolls	10

(d) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(e) Each seller covered by this order, except a retailer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 14, 1946.

Issued this 13th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10106; Filed, June 13, 1946; 11:36 a. m.]

[MPR 591, Amdt. 18 to Order 48]

BRASS PLUMBING FIXTURE WASTE FITTINGS AND TRIMMINGS

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 22 of Maximum Price Regulation 591, *It is ordered:*

Section 2.7 of Order 48 under Maximum Price Regulation 591 is amended in the following respects:

1. In paragraph (a) for the phrase "9 percent" substitute the phrase "25 percent."

2. Paragraph (c) is amended to read as follows:

(c) Notwithstanding the provisions of this section, no person shall be thereby required to reduce a maximum price (i) which is a price adjusted in response to an application for individual price relief under Revised Supplementary Order No. 119, or (ii) which was properly established pursuant to Maximum Price Regulation 591 on or prior to January 20, 1946.

3. Paragraph (d) is amended to read as follows:

(d) *Notification by manufacturers.* Any manufacturer who applies the increase permitted under this section shall notify each purchaser, in writing, at or before the issuance of the first invoice after June 14, 1946, of any change in his selling price for each item of brass plumbing fixture waste fittings and trimmings and that reseller must determine their maximum price under paragraph (a) of this section.

4. Paragraph (e) (1) to (e) (6), inclusive, are redesignated (e) (2) to (e) (7), inclusive, respectively.

5. A new paragraph (e) (1) is added to read as follows:

(e) *Resellers maximum prices*—(1) *Sales by manufacturers acting as resellers.* The maximum price for sales by any manufacturer of any other commodity who resells any brass plumbing fixture waste fittings and trimmings and repair and service part therefor covered by this section shall be his supplier's properly established maximum prices on sales to plumbing and heating wholesalers.

6. Wherever the date "January 20, 1946" appears in paragraph (e) substitute the date "June 14, 1946."

7. Item 9 of paragraph (g) is amended to read as follows:

9. Shower wastes and shower drains.

This Amendment No. 18 shall become effective June 14, 1946.

Issued this 14th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10220; Filed, June 14, 1946; 11:39 a. m.]

[MPR 591, Order 616]

ACME METAL PRODUCTS CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, for sales by any person to consumers of the following steel kitchen and sink cabinet units manufactured by Acme Metal Products Corporation, Blue Island, Illinois and described in its application dated May 11, 1946, shall be:

WALL CABINETS 18" HIGH

[Complete with hanging brackets—shelves adjustable on 1" centers]

Model	Number of doors	Number of shelves	Width	Depth	Height	Consumer price
21-18	2	1	21	13	18	$16.40
24-18	2	1	24	13	18	17.50
30-18	2	1	30	13	18	19.85
36-18	2	1	36	13	18	22.25

WALL CABINETS 30" HIGH

[Complete with hanging brackets—shelves adjustable on 1" centers]

15-30 R. or L.	1	2	15	13	30	$16.10
18-30 R. or L.	1	2	18	13	30	17.05
21-30	2	2	21	13	30	20.98
24-30	2	2	24	13	30	21.92
30-30	2	2	30	13	30	24.42

CORNER WALL CABINET

[Complete with hanging bracket]

25½ x 25½ x 30 R. or L.	1	2	25½	24	30	$30.72

BASE CABINETS—CUPBOARD AND DRAWER

[Complete with 4" sub base]

Model	Number of doors	Number of shelves	Number of drawers	Width	Depth	Height	Consumer price
15 R or L	1	1	1	15	24½ or 21¾	34½	$25.00
18 R or L	1	1	1	18	24½ or 21¾	34½	26.00
21	2	1	1	21	24½ or 21¾	34½	30.18
24	2	1	1	24	24½ or 21¾	34½	32.50
30	2	1	1	30	24½ or 21¾	34½	37.00
36	2	2	2	36	24½ or 21¾	34½	41.80
42	4	2	2	42	24½ or 21¾	34½	56.98
48	4	2	2	48	24½ or 21¾	34½	60.20

Corner Base Cabinet Complete with 4" Sub Base

C. B. C		1		24½	24½	34½	$27.80

UTILITY SHELVES AND BACK SPLASHES

[For use under 18" high Wall Cabinets]

US 21				21	6		$2.10
US 24				24	6		2.15
US 30				30	6		2.74
US 36				36	6		3.28
US 42				42	6		3.85

LINOLEUM COVERED CABINET TOPS O: STEEL CORE

[1½" thick up to 26" Deep with 4" Back Splash]

Lineal foot							$8.60
Minimum price							16.00
End splashes							6.25

LINOLEUM COVERED CABINET FLAT TOPS ON STEEL

[Core 1½" Thick up to 26" deep]

Lineal foot							$6.17
Minimum price							12.30

SINK CABINETS

[With 4" sub base]

Model	Number of doors	Number of shelves	Number of drawers	Length	Depth	Height	Consumers' price
SC-36A-R. or L	2			36	24½	34½	$27.70
SC-42A-R. or L	4			42	24½	34½	36.20
SC-42C-R. or L	8	1	1	42	24½ or 21¾	34½	44.20
SC-48	4			48	24½	34½	49.20
SC-34	4	2	2	54	24½ or 21¾	34½	58.20
SC-60	4	2	2	60	24½ or 21¾	34½	63.40
SC-72	6	5	2	72	24½	34½	89.40
419K	2	1	1	42	19½	34½	35.10
503	2	1		42	24½	34½	28.15
802-3C	2	1		42	24½	34½	30.81
B-1961	4	2	2	60	24½	34½	61.80

SINK FRONTS WITH BOTTOM PLATES

[With 4" sub base]

Model	Number of doors	Number of shelves	Number of drawers	Length	Depth	Height	Consumer price
SF-18	1			18	24½	34½	$14.63
SF21	2			21	24½	34½	17.48
SF24	2			24	24½	34½	18.28
SF30	2			30	24½	34½	20.02
SF36	2			36	24½	34½	21.98

BASE CABINET SLIDING SHELVES

[With Shelf Slides]

Model	Width	Height	Consumers price	Model	Width	Height	Consumers price
15S	15		$2.42	24S	24		$2.97
18S	18		2.59	30S	30		3.25
21S	21		2.80				

BASE CABINET 4" DRAWERS WITH DRAWER SLIDES

15-4D	15	4	$3.54	24-4D	24	4	$4.16
18-4D	18	4	3.75	30-4D	30	4	4.48
21-4D	21	4	4.03				

BASE CABINET 9" DRAWERS, WITH DRAWER SLIDES

15-9D	15	9	$4.32	24-9D	24	9	$5.36
18-9D	18	9	4.70	30-9D	30	9	5.88
21-9D	21	9	5.12				

"PEERLESS" SINK TOPS

[Linoleum covered—steel cores—1½" thick. 4" backsplash—width 25". Prepared to receive flat rim sinks, sinks not included]

Size	42"	48"	54"	60"	66"	72"	84"	96"	108"	120"	144"
Price	$45.15	$48.80	$52.50	$56.00	$59.60	$63.10	$70.50	$77.40	$83.95	$90.50	$103.00
Shipping weight	60#	68#	76#	84#	90#	100#	118#	135#	152#	168#	202#

Prices above include installation of any size flat rim sink but do not include sink—sink to be furnished by you. Prices porcelain enamel flat rim sinks—no strainer included.

Single bowl:	
#1304—18 x 24 x 7 (bowl size 16 x 22 x 7) single bowl	$12.62
Faucet ledge type flat rim sinks, porcelain enamel steel:	
#1310—24 x 21 x 8 single bowl	13.50
#1311—32 x 21 x 8 double bowl	31.65

WALL FILLERS

[Sizes ½" to 4" in ¼" increments only]

Model No.	Description	Consumers price
WF wall filler	Channel wall filler 15"-30"-36" high.	$3.56

CORNER WALL PLATES

[Angles for cabinets 30" and 36" high]

CWA corner wall angle.	Wall angle	$1.72
CWP corner wall plate.	Wall plate	1.72

BASE FILLERS

[Sizes ¼" to 4" in ¼" increments only—complete with subbase filler piece]

BF	Base filler	$3.56
SBF	Scribing base filler	3.56

GERNER BASE ANGLE

[Complete with subbase filler piece]

CBA	Corner base angle	$3.56

ACCESSORIES AND SUPPLIES

Model No.	Description	Consumers price
WC-B. P	Wall cabinet bottom plates 24"-30".	$2.38
WC-B. P	Wall cabinet bottom plates 15"-18"-21".	2.38
CWC-B. P	Corner wall cabinet bottom plates.	2.97
FP	Large base filler panels—includes flanges per sq. ft.	1.07
BSP	Back splash panels—per sq. ft.	.48
	Moulding strip, each	3.86
	Steel ironing board cabinet.	32.06
	Furring filler strip, per ft.	.89

(b) On sales to dealers by any person the maximum net prices F. O. B. point of shipment shall be the maximum net prices specified in (a) above less a discount of 40 percent.

(c) On sales to jobbers by any person the maximum net prices F. O. B. point of shipment shall be the maximum net prices specified in (a) above less successive discounts of 40 and 20 percent.

(d) The maximum net prices established by this order shall be subject to further discounts and allowances including transportation allowances, and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities within the same general category during March 1942.

(e) The maximum prices on an installed basis of the commodities covered by this order shall be determined in accordance with the provisions of Revised General Maximum Price Regulation No. 251 as amended.

(f) Each seller covered by this order, except on rates to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 14, 1946.

Issued this 13th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10108; Filed, June 13, 1946; 11:37 a. m.]

[MPR 592, Order 54]

STARK BRICK CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 54 Under Section 16 of Maximum Price Regulation No. 592. Stark Brick Company. Docket No. 6122-592.16-170.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 16 of Maximum Price Regulation 592, *It is ordered:*

(a) The maximum net prices for sales by the Stark Brick Company, Canton, Ohio, of its products to its various classes of purchasers may be increased by an amount not in excess of the following:

(1) Glazed brick and facing tile—$2.50 per thousand for standard size brick equivalent.

(2) Unglazed building brick—$1.25 per thousand for standard size brick equivalent.

(3) Unglazed structural clay hollow tile—$0.50 per ton.

(b) If the Stark Brick Company had an established differential in price during the month of March 1942 for non standard sizes of brick, it may convert the adjustment granted herein for standard size brick on the basis of the conversion factors or formulas in use by it during March 1942 in establishing price differentials between standard size brick and other sizes.

(c) Any person purchasing any of the products covered by this order produced by the Stark Brick Company for the purpose of resale in the same form may increase his presently established prices under the General Maximum Price Regulation by adding the dollars-and-cents increase in cost resulting from the increase permitted the manufacturer in (a) above. Notwithstanding the provisions of this paragraph, in any area where specific maximum prices are fixed by an area pricing order such specific maximum prices shall apply in that area.

(d) All requests of the application not granted herein are denied.

(e) This order may be amended or revoked by the Office of Price Administration at any time.

This order No. 54 shall become effective June 14, 1946.

Issued this 13th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R Doc. 46-10109; Filed, June 13, 1946; 11:37 a. m.]

[Rev. SO 119, Order 252]

TROXEL MFG. CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* Troxel Manufacturing Company of Elyria, Ohio, may compute its adjusted ceiling prices for the bicycle and velocipede saddles which it manufactures, as follows:

(1) For an article in its line during October 1941, the adjusted ceiling price is the highest price charged during that month to each class of purchaser increased by 16 percent.

(2) For an article not in its line during October 1941, but which has a properly established ceiling price, in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by the percentage determined in accordance with "Note 3" in section 8 of Revised Supplementary Order No. 119.

(3) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188; and prices so fixed may not be increased under this order.

(4) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) *Resellers' ceiling prices.* A reseller of the bicycle and velocipede saddles covered by this order shall calculate his ceiling prices by adding to his invoice cost the same percentage markup which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is one which meets all of the following tests:

(1) It belongs to the narrowest trade category which includes the article being priced.

(2) Both it and the article being priced were purchased from the same class of supplier.

(3) Both it and the article being priced belong to a class of articles to which, according to customary trade practice, an approximately uniform percentage markup is applied.

(4) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in effect during March 1942, or thereafter properly established under OPA regulations.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles. This notice may be given in any convenient form.

(e) The provisions of Supplementary Order No. 153 shall not apply to sales covered by this order.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective on June 14, 1946.

Issued this 13th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10110; Filed, June 13, 1946; 11:33 a. m.]

[Rev. SO 119, Order 256]

PROGRESSIVE FURNITURE CO., INC.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* Progressive Furniture Company, Inc., 1709 Tulip Street, Philadelphia, Pa., may compute its adjusted ceiling prices for all articles of metal household furniture which it manufactures, as follows:

(1) For an article in its line during October 1941, the adjusted ceiling price is the highest price charged during that month to each class of purchaser increased by 25.6 percent.

(2) For an article not in its line during October 1941, but which has a properly established ceiling price, in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by the percentage determined in accordance with "Note 3" in section 8 of Revised Supplementary Order No. 119.

(3) For an article not in its line during October 1941, but which has a properly established ceiling price, in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by the percentage determined in accordance with "Note 3" in section 8 of Revised Supplementary Order No. 119.

(4) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188; and prices so fixed may not be increased under this order.

(4) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) *Resellers' ceiling prices.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

(1) A retailer who must determine his ceiling price under Maximum Price Regulation No. 580, and a wholesaler who must determine his ceiling price under Maximum Price Regulation No. 590, shall compute their ceiling prices in the manner provided by those regulations. However, if the supplier's invoice states both an "unadjusted maximum price" and a selling price, the reseller shall compute his ceiling prices under those regulations as they have been modified by Order No. 8 under § 1499.159e of Maximum Price Regulation No. 188.

(2) A reseller who determines his maximum resale prices under the General Maximum Price Regulation, and whose supplier's invoice states both an "unadjusted maximum price" and a selling price, shall compute his ceiling prices under that regulation as modified by Order No. 8 under § 1499.159e of Maximum Price Regulation No. 188.

If his supplier's invoice does not state an "unadjusted maximum price", the reseller shall calculate his ceiling price by adding to his invoice cost the same percentage mark-up which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose, the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of article to which, according to customary trade practices, an approximately uniform percentage mark-up is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however,

each seller must keep complete records showing all the information called for by OPA Form 620–759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method, the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(3) The provisions of Supplementary Order No. 153 shall not apply to the determination of ceiling prices for resales adjusted by this order are subject to each seller's terms, discounts, and allowances of articles covered by this order.

(c) *Terms of sale.* Ceiling prices on sales to each class of purchaser in effect during March 1942, or thereafter, properly established under OPA regulations.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles. This notice may be given in any convenient form.

(e) All requests for adjustment of maximum prices not specifically granted by this order are hereby denied.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective June 13, 1946.

Issued this 13th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–10111; Filed, June 13, 1946; 11:34 a. m.]

[Rev. SO 119, Order 257]

APEX ELECTRICAL MFG. CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119; it is ordered:

(a) *Manufacturer's ceiling prices.* The Holland-Rieger Division, Apex Electrical Manufacturing Company, Sandusky, Ohio, shall increase its ceiling prices determined for each model, in the line of washing machines which it manufactures, in accordance with the provisions of sections 3 and 7 of Revised Maximum Price Regulation No. 86 (exclusive of any adjustments under sections 5 or 5a of Revised Maximum Price Regulation No. 86) by 27.0 percent.

(b) *Distributors' ceiling prices.* Distributors shall redetermine or determine their ceiling prices for sales to dealers of each of the models listed in paragraph (c) below and purchased by them at ceiling prices which include the manufacturer's adjustment authorized by paragraph (a) of this order in accordance with the provisions of section 15 of Revised Maximum Price Regulation No. 86.

(c) *Dealers' ceiling prices.* The ceiling prices for sales in each zone, of the five models of washing machines listed below, to ultimate consumers by dealers who have purchased the machines at ceiling prices determined in accordance with paragraph (a) or (b) are as follows:

Article	Model	Ceiling prices for sales to ultimate consumers		
		Zone 1	Zone 2	Zone 3
Wringer-type washing machine	40	$73.25	$73.25	$74.25
	40P	83.25	83.25	84.25
	60	85.25	86.50	88.50
	60P	95.25	96.50	98.50
	60G	119.00	120.25	122.25

(d) *Zones.* For the purposes of this order Zones 1, 2 and 3 comprise the following states:

Zone 1. Maine, New Hampshire, Vermont, Massachusetts, Connecticut, Rhode Island, New York, New Jersey, Pennsylvania, Delaware, Maryland, Virginia, North Carolina, South Carolina, West Virginia, Ohio, Kentucky, Indiana, Michigan, Illinois, Wisconsin, Missouri, Iowa, Minnesota, Kansas, Nebraska, South Dakota, North Dakota, and the District of Columbia.

Zone 2. Georgia, Mississippi, Tennessee, Louisiana, Alabama, Florida, Arkansas and Oklahoma.

Zone 3. Washington, Oregon, California, Nevada, Montana, Idaho, Utah, Colorado, Wyoming, New Mexico, Arizona and Texas.

(e) *Notification.* At the time of, or prior to, the first invoice to each distributor covering a washing machine sold by the manufacturer at a ceiling price determined under this order, the manufacturer shall notify him of the method of determining ceiling prices established by this order for resales by the distributor. This notice may be given in any convenient form.

(f) *Relationship to Revised Maximum Price Regulation No. 86.* The ceiling prices established by this order supersede those established by Order No. 40 under Maximum Price Regulation No. 86 with respect to any washing machines sold by the manufacturer at prices adjusted in accordance with this order. All the provisions of Revised Maximum Price Regulation No. 86 continue to apply to all sales and deliveries covered by this order, except to the extent that those provisions are modified by this order.

(g) *Definitions.* Unless the context requires otherwise, the definitions set forth in the various sections of Revised Maximum Price Regulation No. 86 shall apply to the terms used herein.

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 13th day of June 1946.

Issued this 13th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–10112; Filed, June 13, 1946; 11:34 a. m.]

[Rev. SO 119, Order 258]

APPLIANCE MFG. CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119; it is ordered:

(a) *Manufacturer's ceiling prices.* The Appliance Manufacturing Company, Gaskill Road, Alliance, Ohio, shall increase its ceiling prices determined for each model, in the line of washing machines which it manufactures, in accordance with the provisions of sections 3 and 7 of Revised Maximum Price Regulation No. 86 (exclusive of any adjustments under sections 5 and 5a of Revised Maximum Price Regulation No. 86 or by any orders under Revised Supplementary Order No. 119) by 23.7 percent.

(b) *Distributors' ceiling prices.* Distributors shall redetermine or determine their ceiling prices for sales to dealers of each of the models listed in paragraph (c) below and purchased by them at ceiling prices which include the manufacturer's adjustment authorized by paragraph (a) of this order in accordance with the provisions of section 15 of Revised Maximum Price Regulation No. 86.

(c) *Dealers' ceiling prices.* The ceiling prices for sales in each zone, of the six models of washing machines listed below, to ultimate consumers by dealers who have purchased the machines at ceiling prices determined in accordance with paragraphs (a) or (b) are as follows:

Model	Ceiling prices for sales to ultimate consumers		
	Zone 1	Zone 2	Zone 3
6K	$72.25	$77.25	$82.25
6KP	82.25	87.25	92.25
6KG	101.50	106.50	111.50
8K	92.50	97.50	102.50
8KP	102.50	107.50	112.50
8KG	122.75	127.75	132.75

(d) *Zones.* For purposes of this order Zones 1, 2 and 3 comprise the following states:

Zone 1. New Hampshire, Vermont, Massachusetts, Connecticut, Rhode Island, New York, New Jersey, Pennsylvania, Maryland, Delaware, West Virginia, District of Columbia, Kentucky, Ohio, Indiana, Illinois, Michigan, Wisconsin, Minnesota, Iowa, Missouri, Kansas Nebraska, South Dakota, Virginia and Tennessee.

Zone 2. Maine, North Carolina, South Carolina, Georgia, Alabama, Mississippi, Arkansas, Louisiana, North Dakota and Oklahoma.

Zone 3. Washington, Oregon, California, Idaho, Nevada, Montana, Utah, Colorado, Arizona, New Mexico, Texas, Florida and Wyoming.

(e) *Notification.* At the time of, or prior to, the first invoice to each distributor covering a washing machine sold by the manufacturer at a ceiling price determined under this order, the manufacturer shall notify him of the method of determining ceiling prices established by this order for resales by the distributor. This notice may be given in any convenient form.

(f) *Relationship to Revised Maximum Price Regulation No. 86 and Order No. 96 under Supplementary Order No. 119.* The ceiling prices established by this order supersede those established by Order No. 96 under Supplementary Order No 119 or Order No. 37 under Maximum Price Regulation No. 86 with respect to any washing machines sold by the manufacturer at prices adjusted in accordance with this order. All the provisions of Revised Maximum Price Regulation No. 86 continue to apply to all sales and deliveries covered by this order, except to the extent that these provisions are modified by this order.

(g) *Definitions.* Unless the context requires otherwise, the definitions set forth in the various sections of Maximum Price Regulation No. 86 shall apply to the terms used herein.

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 13th day of June 1946.

Issued this 13th day of June 1946.

PAUL A. PORTER,
Administrator.

F R Doc. 46-10113; Filed, June 13, 1946; 11:34 a. m.]

[SO 133, Order 48]

APPLETON CHAIR CORP.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to Supplementary Order No. 133, it is ordered:

(a) *Manufacturer's maximum prices.* Appleton Chair Corporation, Appleton, Wisconsin, may increase its maximum prices properly established under Maximum Price Regulation No. 188, (exclusive of any adjustment charges) for chairs which it manufactures by 36.2 percent of each such maximum prices.

(b) *Resellers' ceiling prices.* Resellers of articles which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

(1) A retailer who must determine his ceiling price under Maximum Price Regulation No. 580 and a wholesaler who must determine his ceiling prices under Maximum Price Regulation No. 590, shall compute their ceiling prices in the manner provided by those regulations. However, if the supplier's invoice states both an "unadjusted maximum price" and a selling price, the reseller shall compute his ceiling prices under those regulations as they have been modified by Order No. 4800 under § 1499.159b of Maximum Price Regulation No. 188.

(2) A reseller who determines his maximum resale price under the General Maximum Price Regulation, and whose supplier's invoice states both an "unadjusted maximum price" and a selling price, shall compute his ceiling price under that regulation as modified by Order No. 4800 under § 1499.159b of Maximum Price Regulation No. 188.

If his supplier's invoice does not state an "unadjusted maximum price", the reseller shall calculate his ceiling prices by adding to his invoice cost the same percentage mark-up which he had on the "most comparable article" for which he has a properly established ceiling price. For this purpose, the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of article to which, according to customary trade practices, an approximately uniform percentage mark-up is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form No. 620–759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method, the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(3) The provisions of Supplementary Order No. 153 shall not apply to the determination of ceiling prices for resales of articles covered by this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in effect during March 1942, or, thereafter, properly established under Office of Price Administration regulations.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles. This notice may be given in any convenient form.

(e) The manufacturer shall file the report described in Section 5 of Supplementary Order No. 133 with the Office of Price Administration, Washington, 25, D. C., and shall comply with the invoicing and reporting provisions of Order No. 4800 under Maximum Price Regulation No. 188.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective on the 13th day of June 1946.

Issued this 13th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–10114; Filed, June 13, 1946; 11:34 a. m.]

[SO 142, Order 140]

LEADER ELECTRIC MFG. CORP.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 140 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. Leader Electric Mfg. Corp. Docket No. 6083–SO 142–136–649.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142; *It is ordered:*

(a) The maximum prices for sales by Leader Electric Mfg. Corp. of all its products, which are covered by any of the regulations listed in Supplementary Order No. 142, shall be determined by increasing by 17.4% the maximum prices for these products in effect just prior to the issuance of this order.

(b) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the same percentage by which his net invoiced cost has been increased by reason of this order.

(c) The Leader Electric Mfg. Corp. shall notify each purchaser who buys the products listed in paragraph (a) above for resale of the percentage amount by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(d) All requests not granted herein are denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 14, 1946.

Issued this 13th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–10115; Filed, June 13, 1946; 11:35 a. m.]

[Gen. Order 68, Amdt. 2 to Order 3]

KELLY-GYPSUM PLASTER LATH FOR WASHINGTON, D. C. TRADING AREA

ADJUSTMENT OF MAXIMUM PRICES

An opinion accompanying this Amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Table 1 of Order No. 3 under General Order No. 68 is hereby amended by in-

serting the following immediately following the item Gypsum Lath.

Item	Unit	Price	Prices for shipments originating in Alexandria, Va., sales yards	Cash discount, percent
Kelly-Gypsum plaster lath.....	M sq. ft.	$28.44	$26.94	5

This amendment shall become effective June 13, 1946.

Issued this 13th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10137; Filed, June 13, 1946; 4:33 p. m.]

[MPR 116, Order 14]

CHINA AND POTTERY

GENERAL ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to § 1362.59 (b) of Maximum Price Regulation No. 116, and section 6.4 of Second Revised Supplementary Regulation No. 14, *It is ordered:*

SECTION 1. *Purpose of this order.* This order specifies a price increase factor to be used by manufacturers of articles of semi-vitreous china and pottery; and it sets forth specific pricing provisions which all sellers are to follow in calculating their maximum prices for sales of the product.

SEC. 2. *Articles covered by this order.* This order covers all articles of semi-vitreous china and pottery which are covered in Maximum Price Regulation No. 116, as amended.

SEC. 3. *Manufacturers' maximum prices*—(a) *Determination of maximum prices.* The maximum price for sales of any of the articles of semi-vitreous china or pottery covered by this order by a manufacturer to a purchaser for resale shall be the higher of the applicable of the following:

(1) His maximum price properly established under Maximum Price Regulation No. 116 (exclusive of any permitted increase or adjustment) for sales to each class of purchaser for resale increased by no more than 7 percent.

(2) His maximum price as adjusted or established by an order under Supplementary Order No. 133; Supplementary Order No. 148; or any other order.

In the case of articles customarily sold on a pound sterling basis, the price may be increased to the price on the pound sterling price scale, which price scale, to the nearest quarter of a dollar pound sterling, equals 107 percent of the pound sterling price scale established under Maximum Price Regulation No. 116.

(b) *Determination of packing charges.* The maximum charge for packing for sales of any of the articles of semi-vitreous china or pottery covered by this order by a manufacturer to a purchaser for resale shall be the higher of the applicable of the following:

(i) His charge for packing for sales permitted under Maximum Price Regulation No. 116 (exclusive of any permitted increase or adjustment) increased by no more than 7 percent.

(ii) His charge for packing for sales as adjusted by any order issued by the Office of Price Administration.

SEC. 4. *Maximum prices for sales at wholesale.* (a) The maximum price for a sale by a wholesaler of any of the articles of semi-vitreous china or pottery covered by this order to a purchaser for resale shall be 98 percent of his supplier's invoice plus the same percentage markup which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is the one which meets all of the following tests:

(1) It belongs to the narrowest trade category which includes the article being priced.

(2) Both it and the article being priced were purchased from the same class of supplier.

(3) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(4) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a maximum price in this way need not be reported to the Office of Price Administration. However, each seller must keep complete records showing all the information called for on OPA Form 620-759, with regard to how he determines his maximum resale price. These records shall be kept available for inspection by the Office of Price Administration for as long as the Emergency Price Control Act of 1942, as amended remains in effect.

(b) If the wholesaler cannot determine his maximum price under (a) above, he shall apply to the Office of Price Administration for the establishment of his maximum price under § 1499.3 (c) of the General Maximum Price Regulation. A maximum price established in this way will be in line with maximum prices established generally under this order.

SEC. 5. *Maximum prices for sales at retail.* (a) The maximum price for a sale by a retailer of any of the articles of semi-vitreous china or pottery covered by this order shall be 95 percent of his supplier's invoice in the case of those articles which he has purchased from a wholesaler, and 93.5 percent of his supplier's invoice in the case of those articles which he has purchased directly from the manufacturer plus the same percentage markup which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose, the "most comparable article" is the one which meets all of the following tests:

(1) It belongs to the narrowest trade category which includes the article being priced.

(2) Both it and the article being priced were purchased from the same class of supplier.

(3) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(4) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a maximum price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended remains in effect.

(b) If a retailer cannot determine his maximum resale price under (a) above, he shall apply to the Office of Price Administration for the establishment of his maximum resale price under § 1499.3 (c) of the General Maximum Price Regulation. A retailer's maximum price established under this section will be in line with retailers' maximum prices established generally under this order.

SEC. 6. *Terms of sale.* Every seller of an article covered by this order must maintain all of his terms, discounts, allowances, and other price differentials in effect during March 1942, or which have been subsequently properly established under Office of Price Administration regulations or orders.

A wholesaler or retailer who did not sell semi-vitreous china or pottery during March 1942, or whose discounts, allowances, terms and other conditions of sale have not been thereafter established under OPA regulations, shall allow the same cash discounts, delivery terms, allowances, and other price differentials which his closest competitor, who was distributing semi-vitreous china or pottery during March 1942, is required to allow in accordance with the provisions of this order.

A wholesaler or retailer who cannot ascertain the cash discounts, delivery terms, etc., which his nearest competitor is required to allow, shall apply to the nearest District Office of the Office of Price Administration for an order under this section, establishing the conditions to which his ceiling prices are subject. Such application may be by letter and shall state the type of business he is operating (wholesaler, retailer), when he started to sell semi-vitreous china or pottery, and the class of purchasers to whom he sells. An order will be issued under this section establishing the terms, allowances and other price differentials and conditions of sale in line with the conditions of sale generally fixed by this order.

If a wholesaler or retailer who did not sell semi-vitreous china or pottery during March 1942 does not allow the same discounts, delivery terms and other price differentials allowed by his nearest competitor who did sell semi-vitreous china or pottery during March 1942, or does not file an application in accordance with the provisions of this section, or if he fails to provide any of the information required by this section, the Price Administrator may, on his own motion, issue orders under this section fixing discounts, allowances and other price differentials in line with such conditions of sale fixed by this order. Conditions of sale so established will apply to all sales and deliveries made on and after June 13, 1946.

SEC. 7. *Compliance with this order.*—(a) *No buying or selling at over ceiling prices.* Prices established by this order are ceiling prices. Prices lower than ceiling prices may be charged and collected at any time. However, regardless of any contract or other obligation, no person shall sell, offer to sell, or deliver, and in the course of trade or business, no person shall purchase or accept delivery of any semi-vitreous china or pottery at a price higher than the ceiling price fixed by this order or before the manufacturer has properly determined his ceiling price under this order.

If, in violation of this provision, a sale, offer to sell, or delivery of any semi-vitreous china or pottery is made before its ceiling price has been properly established in accordance with this order, the ceiling price applicable to the sale, offer to sell, or delivery shall be the correct ceiling price for such semi-vitreous china or pottery properly determined in accordance with this order.

(b) *Certain practices forbidden.* It shall be a violation of this order to charge a price above the applicable ceiling price in connection with any sale, of semi-vitreous china or pottery, either alone or in conjunction with any other consideration, even though the price increase appears only indirectly.

The following is illustrative of the things a seller is not permitted to do. A seller is not permitted to require the purchaser, as a condition of the sale or transfer of semi-vitreous china or pottery to make payment over a period of time; to require him to finance the purchaser through any particular lending agency; to require him to purchase any equipment, accessories, repairs, parts or services so as to increase the total compensation above the article's ceiling price; to require him to purchase any other commodity or service; or to require him to make payment in whole or in part by exchanging, transferring, or trading in any other semi-vitreous china or pottery or other commodity. Where there is an exchange, transfer or trade-in in connection with a sale, it is a violation for the seller to give the purchaser an allowance for the commodity exchanged, transferred or traded in, which is less than its reasonable value.

SEC. 8. *Credit charges on dealers sales.* Charges for the extension of credit may be added to the retail ceiling prices established by this order or by any order issued under this order unless otherwise provided. No such credit charge may exceed that permitted by this section.

(a) Dealers who in March 1942 collected a separately stated additional charge for the extension of credit on sales of semi-vitreous china or pottery, may collect a charge for the extension of credit on sales under this order, not exceeding such charge in March 1942 on a similar sale on similar terms to the same class of purchaser. Dealers who did not then so state and collect an additional charge, may collect a charge for the extension of credit only on installment plan sales; and the charge shall not exceed the separately stated additional charge collected for the extension of credit on a similar sale on similar terms to the same class of purchaser in March 1942 by dealer's closest competitor who made such a separately stated charge.

An installment plan sale as used in the above paragraph means a sale where the unpaid balance is to be paid in installments over a period of either (1) six weeks or more from the date of sale in the case of weekly installments, or (2) eight weeks or more in the case of other than weekly installments.

(b) All charges for the extension of credit shall be quoted and stated separately. Any charge which is not quoted and stated separately or which otherwise does not conform to this section shall for the purpose of this order, be considered to be part of the price charged for the article sold.

(c) No dealer may require as a condition of sale that the purchaser must buy on credit.

(d) "Dealer" refers to a person making sales at retail as defined in the General Maximum Price Regulation.

SEC. 9. *Notification to purchasers for resale.* At the time of, or prior to, the first invoice to a purchaser for resale showing a price adjusted in accordance with this order, the seller shall notify the purchaser in writing that:

(a) If he is a wholesaler, he must determine his maximum resale prices for articles covered by this order under section 4 of this order.

(b) If he is a retailer, he must determine his maximum resale prices for articles covered by this order under section 5 of this order.

SEC. 10. *Definition.* Unless otherwise defined herein or the context otherwise requires, the definitions contained in the General Maximum Price Regulation, and Maximum Price Regulation No. 116, whichever is applicable, shall apply to all terms used herein.

SEC. 11. *Relationship between this order and other orders and regulations.* The provisions of this order supersede the provisions of Supplementary Order No. 153 and the General Maximum Price Regulation, and of any other regulations or orders issued under that regulation, including orders issued under Supplementary Order No. 133, Supplementary Order No. 148, and Maximum Price Regulation No. 116, with respect to resellers' sales and deliveries for which ceiling prices are established by this order to the extent that they are inconsistent with the provisions of those regulations or orders.

SEC. 12. *Delegation of authority.* Any Regional Administrator or District Administrator authorized by the appropriate Regional Administrator, may issue orders under sections 4, 5 and 6 of this order.

SEC. 13. *Modification of the provisions of this order.* Any provisions of this order, as applicable to articles or persons subject thereto, may be modified by order of general applicability issued under this section.

NOTE: All reporting and record-keeping requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

This order shall become effective on the 13th day of June 1946.

Issued this 13th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10138; Filed, June 13, 1946; 4:31 p. m.]

[MPR 591, Amdt. 17 to Order 48]

BRASS PLUMBING FIXTURE SUPPLY FITTINGS AND TRIMMINGS

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 22 of Maximum Price Regulation No. 591, *It is ordered:*

Section 2.6 of Order 48 under Maximum Price Regulation No. 591 is amended in the following respects:

1. Paragraph (a) is amended to read as follows:

(a) *The manufacturers' adjusted maximum prices for items having an October 1, 1941 price.* On and after June 14, 1946, the maximum price for the sale by a manufacturer of an item of the following categories of brass plumbing fixture supply fittings and trimmings, and repair and service parts therefor, for which the manufacturer had a price in effect on October 1, 1941 shall be the lower of the prices determinable by the following methods:

(1) To the highest net price which was payable on October 1, 1941 by any class of plumbing and heating wholesaler, add the applicable percentage set forth in Column I of the table below, the resulting price to constitute the highest maximum price to that class of plumbing and heating wholesaler. The maximum price to any other class of purchaser shall be determined by applying thereto the differentials in discounts, allowances and rendition of services enjoyed by such other classes of purchasers on October 1, 1941; or

(2) The dollars-and-cents price when set forth in Column II below shall constitute the highest maximum price to the class of plumbing and heating wholesaler which paid the highest net price for the applicable item on October 1, 1941. The maximum price to any other class of purchaser shall be determined by applying to the price shown in Column II the differentials in discounts, allowances and rendition of services enjoyed by such other classes of purchasers on October 1, 1941; except, however, that a manufacturer who sells exclusively direct to plumbing and heating contractors or installers shall use such Column II price increased by 20 percent as his highest maximum price for the sale of the applicable item to plumbing and heating contractors or installers, subject to the dif-

ferentials to other classes of purchasers as provided above.

	Column I	Column II
	Percent	
1. Concealed two valve, tub filler, 6" or 8" centers, complete with escutcheons, spout and unions, with or without by-pass in valves. All exposed trim chrome plated	22½	$6.13
2. Concealed two valve shower fixture 8" or less centers, complete with escutcheons, unions, ball joint shower head, shower arm and wall flange, with or without by-pass in valves. All exposed trim chrome plated	22½	6.86
3. Same as (2) above but less ball joint shower head, shower arm and wall flange	22½	4.59
4. Concealed two valve combination tub and shower fixture, 6" or 8" centers, complete with automatic diverter valve in spout, escutcheons, unions, ball joint shower head, shower arm and wall flange, with or without by-pass in valves. All exposed trim chrome plated	22½	10.23
5. Same as (4) above less ball joint shower head, shower arm and wall flange	22½	7.96
6. Concealed three valve combination tub and shower fixture complete with diverter valve, escutcheons, spout, unions, ball joint shower head, shower arm, and wall flange, with or without by-pass in valves. All exposed trim chrome plated	22½	9.62
7. Same as (6) above less ball joint shower head, shower arm and wall flange	22½	7.35
8. Concealed four valve combination tub and shower fixture complete with escutcheons, spout, unions, ball joint shower head, shower arm, and wall flange, with or without by-pass in valves. All exposed trim chrome plated.		
(a) Valves on 6" or less centers	22½	10.53
(b) Valves on 8" centers	22½	13.55
9. Same as (8) above less ball joint shower head, shower arm, and wall flange.		
(a) Valves on 6" or less centers	22½	8.26
(b) Valves on 8" centers	22½	11.28
10. Chrome plated ball joint shower head, shower arm and wall flange set	22½	2.27
11. Chrome plated shower arm and wall flange	22½	.55
12. Chrome plated ball joint shower head	22½	1.72
13. Concealed two valve swing spout faucet for installation through deck of sink, with or without soap dish, without spray. All exposed trim chrome plated	22½	5.15
14. Same as (13) above but with spray	17½	7.29
15. Chrome plated exposed two valve swing spout faucet for installation through back of sink with soap dish	35	5.94
16. Same as (15) above but without soap dish	35	5.60
17. Chrome plated exposed swing spout faucet for installation through deck of sink with soap dish	35	5.32
18. Same as (17) above but without soap dish	35	5.00
19. Chrome plated combination lavatory supply fitting (4" centers only) complete with coupling nuts and tailpieces only	32½	4.24
20. Same as (19) above but with chain and stopper	32½	4.41
21. Same as (19) above but with chain, stopper, P. O. plug and tailpiece	32½	5.10
22. Same as (19) above but with pop-up drain	32½	6.23
23. Lavatory pop-up drain with tailpiece. All exposed trim chrome plated	32½	2.98
24. Chrome plated front handle bath faucet with shampoo tailpiece, less couplings	35	1.82
25. Chrome plated code pattern front handle bath faucet with gooseneck spout, less couplings	35	2.80
26. Chrome plated top handle bath faucet with shampoo tailpiece, less couplings	35	2.97
27. Bath faucet couplings with bent tailpiece—per pair	35	.48
28. Chrome plated offset bath faucet couplings—per pair	35	$1.13
29. Single elevated code pattern chrome plated lavatory faucet including coupling nuts and tailpieces	35	1.28
30. Rough or finished brass single sink faucet, male shoulder all types except self-closing and adjustable flange	35	-------
31. Single sink faucet, male shoulder all types and finishes except (1) self-closing and adjustable flange, (2) those covered by category 30 above	27½	-------
32. Single sink faucet, all types and finishes, except (1) self-closing and (2) those covered by categories 30 and 31 above	35	-------
33. Concealed mechanical 1½" bath drain (e. g. pop-up or trip lever type). All exposed trim chrome plated	27½	4.78
34. Combination laundry tray faucets with swinging spout, with or without unions, coupling nuts and soap dish	32½	2.65
35. Rough finished brass exposed (industrial) two valve shower fixture with or without head or riser	32½	-------
36. Chrome plated lavatory compression stop	35	-------
37. Rough finished brass compression stops, compression stop and wastes, boiler drains, sill cocks, sediment faucets, and lawn faucets both for iron and copper pipe connections	35	-------
38. All items of brass plumbing fixture supply fittings and trimmings not covered by categories 1-37 above	15	-------
39. Repair and service parts for brass plumbing fixture supply fittings and trimmings covered by categories 1-38, inclusive, above	15	-------

NOTE: When an item of brass plumbing fixture supply fittings and trimmings and an item of brass plumbing fixture waste fittings and trimmings are sold as a unit and for which unit the manufacturer on October 1, 1941 or subsequent to that date had a single price, for the purposes of this section, such units shall be considered as an item of brass plumbing fixture supply fittings and trimmings and the maximum price shall be determined in accordance with this paragraph of this section.

2. Paragraph (c) is amended to read as follows:

(c) Notwithstanding the provisions of this section, no person shall thereby be required to reduce a maximum price (i) which is a price adjusted in response to an application for individual price relief under Revised Supplementary Regulation No. 119, or (ii) which was properly established pursuant to Maximum Price Regulation No. 591 on or prior to January 20, 1946.

3. Paragraph (d) is amended to read as follows:

(d) *Notification by manufacturers.* Any manufacturer who applies the increase permitted under this section shall notify each purchaser, in writing, at or before the issuance of the first invoice after June 14, 1946, of any change in his selling price for each item of brass plumbing fixture supply fittings and trimmings and that resellers must determine their maximum prices under paragraph (e) of this section.

4. Paragraphs (e) (1) to (e) (6), inclusive, are redesignated (e) (2) to (e) (7), inclusive, respectively.

5. A new paragraph (e) (1) is added to read as follows:

(e) *Resellers maximum prices—(1) Sales by manufacturers acting as resellers.* The maximum price for sales by any manufacturer of any commodity who resells any brass plumbing fixture supply fittings and trimmings and repair and service part therefor covered by this section shall be his supplier's properly established maximum prices on sales to plumbing and heating wholesalers.

6. Wherever the date "January 20, 1946" appears in paragraph (e), substitute the date June 14, 1946.

This amendment shall become effective June 14, 1946.

Issued this 14th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10219; Filed, June 14, 1946; 11:39 a. m.]

[RMPR 136, Amdt. 1 to Order 634]

FORD MOTOR CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Revised Maximum Price Regulation 136 and section 3 (c) of Maximum Price Regulation 610, *It is ordered:*

Order No. 634 under Revised Maximum Price Regulation 136 is amended in the following respects:

The schedule in paragraph (a) (1) is amended by including therein the trucks and list prices set forth below:

Model	Description	List price
614T-S8	Truck, H. D. conventional chassis and cowl with windshield, 1½ ton nominal rating; 194" wheelbase; 8-cylinder, 90 hp. motor; 6 synthetic rubber tires in lieu of natural rubber tires; 1942 standard specifications and equipment	$1,098.8
614T-S1	Truck, H. D. conventional chassis and closed cab; 1½ ton nominal rating; 194" wheelbase; 8-cylinder, 90 hp. motor; 6 synthetic rubber tires in lieu of natural rubber tires; 1942 standard specifications and equipment	1,172.8

This amendment shall become effective June 13, 1946.

Issued this 13th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10139; Filed, June 13, 1946; 4:33 p. m.]

[MPR 591, Amdt. 19 to Order 48]

FERROUS WINDOWS

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 22 of Maximum Price Regulation No. 591, *It is ordered:* Order No. 48 under Maximum Price Regulation No. 591 is amended in the following respect:

1. A new section 2.12 is added to read as follows:

SEC. 2.12 *Ferrous windows*—(a) *Manufacturers' increase for items having an October 1, 1941, price.* On and after June 14, 1946, the maximum price for the sale by any manufacturer to any class of his purchasers of ferrous windows, or metal repair and service parts therefor, shall be determined by increasing the applicable maximum price which he had in effect to such purchaser on October 1, 1941, by 13 percent.

(b) *Manufacturers' increase for items not having an October 1, 1941, price.* A manufacturer may not increase his properly established maximum price for any ferrous window, or metal repair and service part therefor, for which he does not have an October 1, 1941, price without specific individual authorization from the Office of Price Administration.

A manufacturer desiring to modify his presently established maximum price for any ferrous window and metal repair and service part therefor for which he does not have an October 1, 1941, price shall file an application for such modification of his maximum price to reflect the adjusted price levels established for similar articles under (a) above, setting forth the following:

(1) Full description of the item. Cuts or detailed sketches should be supplied.

(2) Previously established maximum price for the item, and the section and regulation under which the maximum price was established.

(3) If possible, the name of competitors marketing a similar item for which such competitors had an October 1, 1941 price.

Such applications shall be filed with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C.

(c) *Optional use of this section.* Since the provisions of this section are not intended to reduce properly established maximum prices, any manufacturer whose price in effect to each class of purchaser on October 1, 1941, plus the increase provided for under (a) is less than his maximum price as established under Maximum Price Regulation No. 591, may continue to use as his maximum price, the maximum price properly established under that regulation.

(d) *Notification by manufacturers.* Any manufacturer who applies the increase permitted under this section shall notify each purchaser, in writing, at or before the issuance of the first invoice after June 14, 1946, of the actual dollar-and-cents increase for each type of ferrous window over his maximum price to that class of purchaser in effect on June 13, 1946.

(e) *Resellers' increase.* The maximum price of a reseller to any class of his purchasers shall be determined by adding to the maximum price which had in effect to such class of purchaser on June 13, 1946 the percentage by which his acquisition cost has been increased by his supplier pursuant to the provisions of this section.

(f) *Profit factor for use in connection with adjustments under section 1.2 (a) or (b).* Any manufacturer of the types of ferrous window or repair and service parts therefor covered by this section, filing an application for adjustment in accordance with section 1.2 (a) or (b) may use in connection with such an application the industry profit factor of 2.2 percent.

(g) *Definition.* For the purposes of this section a ferrous metal window shall mean a frame or framework, with or without movable sash or ventilators, fabricated from hot or cold formed, or hot or cold rolled ferrous metal shapes, sections or members, together with hardware, operating devices, anchors, erection fittings, subframes, surrounds, weatherstripping, stools, casings or any other accessories required to provide a complete window unit used to fill a window opening.

This amendment shall become effective June 14, 1946.

NOTE: All reporting requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 14th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10221; Filed, June 14, 1946; 11:44 a. m.]

Regional and District Office Orders.

[Columbia Order G-5 Under Gen. Order 68, Amdt. 3]

HARD BUILDING MATERIALS IN FLORENCE, S. C. AREA

For the reasons set forth in the accompanying opinion, this Amendment No. 3 to Order No. G-5 under General Order No. 68 is issued.

Order No. G-5 under General Order No. 68 is amended in the following respects:

Table I in said order is amended by deleting therefrom the prices of the items set out below, and substituting therefor the following:

Item and unit	*Price*
Mortar mix:	
Sack	$0.75
Barrel	2.60
Asphalt shingles:	
Strip 12" 210 lb., square	5.85
Hex strip 11⅓", 167 lb., square	4.78
Roll roofing, 45 lb., roll	1.60
Roll brick siding, square	8.71

This amendment shall become effective on the 3d day of June 1946.

Issued this 28th day of May 1946.

EDWARD H. TALBERT,
District Director.

[F. R. Doc. 46-10038; Filed, June 12, 1946; 1:38 p. m.]

[Memphis Order G-3 Under Gen. Order 50, Amdt. 3]

MALT AND CEREAL BEVERAGES IN MEMPHIS, TENN., DISTRICT

An opinion accompanying this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

District Order No. G-3 under Order No. 50 is amended in the following respects:

Appendix A of said District Order No. G-3 under General Order No. 50 is amended to read as follows:

APPENDIX A

GROUP 1-B

Brand or trade name	Maximum price per bottle	
	12-ounce	32-ounce
	Cents	*Cents*
Ballantine Ale	25	47
Bellentine-Brucks	25	47
Barbarossa	25	47
Buckingham Premium Ale	25	47
Budweiser	25	47
Canadian Ace Beer and Ale	25	47
Carta Blanca	25	47
Chesterton Beer	25	47
Doran's Export Beer and Ale	25	47
Embassy Club	25	47
Kingsbury Pale	25	47
Koller's Topaz	25	47
Miller's High-Life	25	47
Pabst Blue Ribbon	25	47
Peerless Amber	25	47
Red Top Ale	25	47
Ruby Beer	25	47
Schlitz	25	47
Silver Fox DeLuxe	25	47
Van Merritt	25	47
All other brands not listed above (including unlabeled bottles)	21	40

Draught beer		Michelob draft beer	
	Cents		*Cents*
8-oz. glass	09	8-oz. glass	12
10-oz. glass	12	10-oz. glass	15
12-oz. glass	15	12-oz. glass	18
14-oz. glass	17	14-oz. glass	21
16-oz. glass	19	16-oz. glass	24

Sellers who are required to pay a Federal Excise Tax on cabarets may add same to above prices if such tax is separately stated and collected. All other taxes are included.

GROUP 2-B

Brand or trade name	Maximum price per bottle	
	12-ounce	32-ounce
	Cents	*Cents*
Ballentine Ale	20	40
Ballentine—Brucks	20	40
Barbarossa	20	40
Buckingham Premium Ale	20	40
Budweiser	20	40
Canadian Ace Beer and Ale	20	40
Carta Blanca	20	40
Chesterton Beer	20	40
Doran's Export Beer and Ale	20	40
Embassy Club	20	40
Kingsbury Pale	20	40
Koller's Topaz	20	40
Miller's High-Life	20	40
Pabst Blue Ribbon	20	40
Peerless Amber	20	40
Red Top Ale	20	40
Ruby Beer	20	40
Schlitz	20	40
Silver Fox DeLuxe	20	40
Van Merritt	20	40
All other brands not listed above (including unlabeled bottles)	15	30

Draught beer		Michelob draft beer	
	Cents		*Cents*
8-oz. glass	8	8-oz. glass	12
10-oz. glass	10	10-oz. glass	15
12-oz. glass	12	12-oz. glass	18
14-oz. glass	14	14-oz. glass	21
16-oz. glass	16	16-oz. glass	24

Sellers who are required to pay a Federal Excise Tax on cabarets may add same to above prices if such tax is separately stated and collected. All other taxes are included.

GROUP 3-B

Brand or trade name	Maximum price per bottle	
	12-ounce	32-ounce
	Cents	*Cents*
Ballantine Ale	17	35
Ballantine—Brucks	17	35
Barbarossa	17	35
Buckingham Premium Ale	17	35
Budweiser	17	35
Canadian Ace Beer and Ale	17	35
Carta Blanca	17	35
Chesterfan Beer	17	35
Doran's Export Beer and Ale	17	35
Embassy Club	17	35
Kingsbury Pale	17	35
Koller's Topaz	17	35
Miller's High-Life	17	35
Pabst Blue Ribbon	17	35
Peerless Amber	17	35
Red Top Ale	17	35
Ruby Beer	17	35
Schlitz	17	35
Silver Fox DeLuxe	17	35
Van Merritt	17	35
All other brands not listed above (including unlabeled bottles)	13	30

Draught beer:	*Cents*
8-oz. glass	8
10-oz. glass	10
12-oz. glass	12
14-oz. glass	14
16-oz. glass	16

Sellers who are required to pay a Federal Excise Tax on cabarets may add same to above prices if such tax is separately stated and collected. All other taxes are included.

This order shall become effective May 23, 1946.

Issued this 23d day of May 1946.

M. B. STEWART,
District Director.

[F. R. Doc. 46-10043; Filed, June 12, 1946; 1:39 p. m.]

[Jacksonville Order G-2 Under Gen. Order 68]

HARD BUILDING MATERIALS IN SOUTH ESCAMBIA COUNTY, FLA., AREA

For the reasons set forth in the accompanying opinion and under the authority vested in the District Director of the Jacksonville, Florida District Office, Region IV, of the Office of Price Administration by General Order No. 68 issued by the Administrator of the Office of Price Administration Region IV, Delegation Order No. 93 issued November 5, 1945, it is hereby ordered:

SECTION 1. *What this order covers.* This order covers all "retail sales" by any seller of commodities specified in this order delivered to any purchaser located in the South Escambia County, Florida, Area. For the purposes of this order, the South Escambia County, Florida, Area consists of all that part of the County of Escambia in the State of Florida, lying South of the township line between Townships 2 and 3 North. This order does not apply to sales made to any person who customarily resells more than 10% of his purchases of the commodities specified herein through "retail sales", or to sales to applicators as hereinafter defined.

SEC. 2. *Definition of retail sales.* For the purposes of this order, a retail sale means a sale to an ultimate user including, among others, commercial users, industrial users and contractors, or to purchasers for resale on an installed basis, excluding applicators. For the purposes of this order, an applicator is defined as a contractor engaged exclusively in the business of applying roofing and/or siding and/or insulation to buildings.

SEC. 3. *Description of items covered by this order.* This order covers the list of "hard building materials" set forth in the annexed Table I, including certain cement, lime, plaster, masonry mix, gypsum board, gypsum base lath, standard prestwood, white asbestos siding, asphalt shingles, roll roofing, felt rockwool batts, insulation board, tile board, common brick, and gravel. Other related items may be added from time to time by amendment without reference being made to this section.

SEC. 4. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order. Except to the extent they are inconsistent with the provisions of this order, all other provisions of the General Maximum Price Regulation shall apply to sales covered by this order.

SEC. 5. *Maximum prices.* The maximum prices for building materials covered by this order are set forth in Table I which is annexed to and made a part of this order. Every seller making sales covered by this order shall maintain and preserve his usual and customary quantity and other discounts including discounts and differentials to different classes of purchasers.

SEC. 6. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of Table I which lists maximum prices fixed by this order in each of his places of business in South Escambia County, Florida, Area in a manner plainly visible to all purchasers.

SEC. 7. *Sales slips and records.* Every seller covered by this order who has customarily given his customers a sales slip or other evidence of purchase must continue to do so. Upon request from a customer such seller regardless of previous custom, shall give the purchaser a receipt showing the date, name and address of the seller, name and address of the buyer, the description and number or amount of each item sold and the price received for it. If he customarily prepared his sales slips in more than one copy, he must keep for at least twelve months after delivery a duplicate copy of each sales slip delivered by him pursuant to this section.

For any sale of $50.00 or more each seller regardless of previous custom, must keep records showing at least the following:

(1) Name and address of seller.
(2) Name and address of buyer.
(3) Date of transaction.
(4) Place of delivery.
(5) Complete description and number or amount of each item sold and price charged.

SEC. 8. *Amendment.* This order may be amended or revoked at any time by the Office of Price Administration.

This order No. G-2 shall become effective June 10, 1946.

Issued June 3, 1946.

STEWART C. MAXCY,
District Director.

TABLE I—MAXIMUM PRICES FOR RETAIL SALES OF CERTAIN HARD BUILDING MATERIALS IN THE SOUTH ESCAMBIA COUNTY, FLA., AREA

Item and selling unit	*Price*
Portland cement, 94-lb. bag	$0.80
Hydrated lime, 50-lb. bag	.50
Finish lime, 50-lb. bag	.75
Hardwall plaster, 100-lb. bag	1.12
Masonry Mix, 67-lb. bag	.73
Gypsum board—⅜" (sheetrock), per M sq. ft	40.00
Gypsum base lath, per M sq. ft	29.25
Standard prestwood (masonite) ⅛", per M sq. ft	80.00
White asbestos siding, 12 x 24, per sq	7.50
210-lb. thickbutt asphalt shingles, per sq	5.80
167-lb. Hex asphalt shingles, per sq	4.75
90-lb. mineral surfaced roll roofing, per roll	2.45
15- x 30-lb. felt, per roll	2.30
Rockwool standard batts, per M	75.00
½" insulation board, per M	50.00
16 x 32" tile board, per M	62.00
Standard common brick, all hard, per M	20.00
Gravel, per yard	5.00

[F. R. Doc. 46-10044; Filed, June 12, 1946; 1:39 p. m.]

[Kansas City Order G-2 Under Gen. Order 68]

CERTAIN BUILDING MATERIALS IN GREENE COUNTY, MO.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to the provisions of General Order No. 68; it is hereby ordered:

SECTION I. *What this order does.* This order establishes maximum prices for all retail sales of certain building materials specifically described in Appendix A of this order when such sales are made in Greene County, Missouri.

SEC. II. *Definitions.* 1. The term "retail sales" as used in this order means any sale of the building materials covered by this order to an ultimate user or to a contractor who will resell the same on an installed basis.

2. *Free delivery zones.* The term "free delivery zone" as used in this order includes all points within a radius of five miles from the place from which the delivery is made and any point within the corporate limits of the city of Springfield, Missouri, or within two miles of the corporate limits of said city.

SEC. III. *Maximum prices.* Maximum prices for commodities subject to this order are those set forth in Appendix A hereof, which is specifically made a part of this order, subject to the terms and conditions of sale and other limitations set forth herein.

SEC. IV. *The relation of this order to other regulations.* The maximum prices as fixed by this order supersede any maximum prices or prices determining method previously established by any other regulation or order issued by the Office of Price Administration for the commodities covered by this order.

SEC. V. Each seller making sales subject to this order shall post a copy of Appendix A of this order plainly visible to all purchasers in each of his places of business located in the area covered by this order.

SEC. VI. *Invoices and notification.* Each seller making a sale subject to this order shall, if requested by any purchaser of commodities subject hereto, make available to such purchaser for inspection a copy of this order. Each seller covered by this order is required to furnish each purchaser an invoice at the time of sale, which must contain the following information:

1. Name and address of the purchaser.
2. A description of each commodity sold.
3. The quantity of each commodity sold.
4. The price charged for each commodity sold.
5. The type of sale, whether f. o. b. railroad car, f. o. b. seller's yard or store, delivered to job site in free delivery area or delivered outside free delivery area.
6. If delivery is made outside the seller's free delivery zone, the amount of any delivery charges made stated separately on the invoice.
7. A statement of cash discounts allowed for prompt payment.
8. A separate statement of any amount added for the extension of credit.

Each seller is required to keep a duplicate of such invoice in his place of business, and make it available for inspection by the Office of Price Administration during regular business hours.

SEC. VII. *Addition of increase in supplier's prices prohibited.* The maximum prices set out by this order may not be increased by a dealer to reflect increases in purchase costs or in supplier's maximum prices occurring after the effective date hereof; but increases in the maximum prices established hereby to reflect such increases are within the discretion of the District Director.

SEC. VIII. *What this order prohibits.* Regardless of any obligation, contract or other agreement no person shall:

1. Sell, or in the course of trade or business buy, building materials at higher prices than the maximum prices fixed by this order; but less than the maximum prices may at any time be charged, paid or offered.

2. Obtain higher than maximum prices by:

(i) Making a charge for delivery of building material items delivered within the free delivery zone hereinafter defined;

(ii) Making a charge for delivery outside the free delivery zone in excess of that provided by this order;

(iii) Making a charge higher than this order authorizes for the extension of credit.

(iv) Failure to give the discounts required by this order for prompt payment;

(v) Using any tying agreement or requiring that the buyer purchase anything in addition to the building materials requested by him; or

(vi) Using any other device by which a higher than maximum price is obtained directly or indirectly.

SEC. IX. *Enforcement.* 1. Persons violating any provisions of this order are subject to civil and criminal penalties, including suits for treble damages provided for by the Emergency Price Control Act of 1942, as amended.

2. Persons who have any evidence of any violation of this order are urged to communicate with the Kansas City District Office of the Office of Price Administration.

SEC. X. *Building materials not covered by this order.* There are building materials sold and delivered in the area covered by this order which are not included in, and for which prices are not established in this order. The maximum prices for such building materials, when sold by any person covered by this order, shall continue to be determined under the applicable Maximum Price Regulation. Sellers who are in doubt as to the regulation applicable to such building materials should consult the Kansas City District Office of the Office of Price Administration.

This order may be amended or revoked at any time by the Office of Price Administration.

This order shall become effective April 16, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; and E.O. 9328, 8 F.R. 4681)

Issued at Kansas City, Missouri, this 16th day of April 1946.

J. G. CALLAWAY,
District Director.

APPENDIX A—MAXIMUM PRICES FOR RETAIL SALES OF CERTAIN BUILDING MATERIALS WHEN SUCH SALES ARE MADE IN GREENE COUNTY, MO.

Item	Maximum prices in dollars per selling unit			Item	Maximum prices in dollars per selling unit		
	When sold in quantities of—	Selling unit	Delivered in free delivery zone		When sold in quantities of—	Selling unit	Delivered in free delivery zone
Plaster, hard wall	LCL	100-lb. bag	$1.15	Waterproof cement, gray	1 bag or more	94-lb. bag	$0.95
	CL or more	Ton	19.90	Gypsum block partition, 3", hollow	LCL	Sq. ft	.115
Plaster, gauging	LCL	100-lb. bag	1.25		CL or more	Sq. ft	.105
	CL or more	Ton	21.50	Gypsum block, partition, 4", hollow	LCL	Sq. ft	.13
Plaster, moulding	LCL	100-lb. bag	1.25		CL or more	Sq. ft	.12
	CL or more	Ton	21.50	Gypsum block, partition, 6", hollow	LCL	Sq. ft	.21
Keen's cement	1 bag or more	100-lb. bag	1.75		CL or more	Sq. ft	.20
Finishing lime	LCL	50-lb. bag	.55	Masonite ⅛" tempered	Any amount	1,000 sq. ft	100.00
	LCL	100-lb. bag	.85	Masonite ⅛" untempered	Any amount	1,000 sq. ft	77.00
	CL or more	Ton	16.65	Fibre insulation, ½" standard lath and board	Any amount	1,000 sq. ft	48.00
Gypsum lath, ⅜"	Sq. ft. or more	Sq. ft	.03				
Metal lath, 2.5-lb. copper bearing painted diamond mesh	1 sq. yd. or more	Sq. yd	.297	Fire brick, 9", straight first quality	Less than 500	1,000	85.00
					500 or more	1,000	80.00
Metal lath, 2.5-lb. painted diamond mesh (not copper bearing)	1 sq. yd. or more	Sq. yd	.287	Fire clay	1 bag or more	100-lb. bag	1.50
				Clay drain tile, 4"	LCL	Linear ft	.08
Metal lath 3.4-lb. copper bearing painted diamond mesh	1 sq. yd. or more	Sq. yd	.31		CL or more	Linear ft	.065
				Clay drain tile, 6"	LCL	Linear ft	.12
Metal lath 3.4-lb. painted diamond mesh (not copper bearing)	1 sq. yd. or more	Sq. yd	.30		CL or more	Linear ft	.10
				Vitrified clay sewer pipe No. 1SS-4"	LCL	Linear ft	.20
					CL or more	Linear ft	.17
Metal lath, corner bead, expanded type	1 linear ft. or more	Linear ft	.04	Vitrified clay sewer pipe, No. 1SS-6"	LCL	Linear ft	.28
					CL or more	Linear ft	.225
Metal lath, corner bead, not expanded	1 linear ft. or more	Linear ft	.03	Flue-lining, 9" x 9"	1 ft. or more	Linear ft	.38
				Flue lining, 9" x 13"	1 ft. or more	Linear ft	.54
				Flue lining, 13" x 13"	1 ft. or more	Linear ft	.72
Portland cement standard paper bags	LCL	94-lb. bag	1.75	Gypsum wallboard, ¼"	1 sq. ft. or more	1,000 sq. ft	34.33
	CL or more	376-lb. bbl	2.75	Gypsum wall board, ⅜"	1 sq. ft. or more	1,000 sq. ft	40.00
Portland cement, standard cloth	LCL	94-lb. bag	1.80	Gypsum wallboard, ½"	1 sq. ft. or more	1,000 sq. ft	43.75
	CL or more	376-lb bbl	2.95	Gypsum sheathing, ½", water repellent	1 sq. ft. or more	1,000 sq. ft	49.40
Masonry cement, paper bags	LCL	67-lb. bag	.68				
	CL or more	268-lb. bbl	2.35	Gypsum sheathing, ½", not water repellent	1 sq. ft. or more	1,000 sq. ft	37.50
Masons hydrated lime	LCL	50-lb. bag	.45				
	CL or more	Ton	15.00				

[1] Credit refund to be given for the return of each empty bag in serviceable condition.

1. *Terms of sale.* Maximum prices hereinabove established are subject to the following cash discount:

(a) For sellers who were in business during March 1942, the same cash discount they had in effect during March 1942 for each quantity and type of sale made.

(b) For sellers who were not in business during March 1942, the cash discount which their most closely competitive seller who was in business during March 1942 is required to make under the provisions of this order.

2. *Additions for the extension of credit.* The following additions for the maximum prices hereinabove established may be made for the extension of credit beyond 30 days.

(a) Sellers who were in business during March 1942 are permitted to add to prices established hereinabove for the extension of credit beyond a period of 30 days the same additions that they had in effect dur-

ing March 1942 for the same type and quantity of sale. If no extra charges were made for the extension of credit during March 1942, none may be added.

(b) Sellers who were not in business during March 1942 are permitted to make the same charge for the extension of credit which their most closely competitive seller is permitted to make under the provisions of this order.

3. The following delivery charges may be made when delivery is made outside the free delivery zone hereinabove described of all commodities subject to this order.

(a) For sellers who were in business during March 1942, the same delivery charge they had in effect during March 1942 for each type and quantity of sale made.

(b) For sellers who were not in business during March 1942, the delivery charge which their most closely competitive seller, who was in business during March 1942, may make under the provisions of this order.

4. *State sales tax.* Sellers may add to the prices listed in this Appendix A any sales taxes required to be collected by state law. These taxes shall be separately stated in the dealer's invoice, sales slip or receipt.

[F. R. Doc. 46–10037; Filed, June 12, 1946; 1:38 p. m.]

[Twin Cities Order G-3 Under Gen. Order 68, Amdt. 2]

Hard Building Materials in Duluth, Minn., Area

For the reasons set forth in the accompanying opinion issued simultaneously herewith and pursuant to the provisions of General Order No. 68 and to the authority duly vested in the District Director of the Twin Cities District Office of the Office of Price Administration, *It is ordered:*

(a) Appendix A is hereby amended by deleting therefrom the following items:

Commodity and unit	*Maximum price*
Fire brick:	
First quality, 9" Empire or Morex, per thousand	$93
Ozark or similar grade, per thousand	85
B & H, or similar grade, per thousand	70

(b) This Amendment No. 2 shall become effective May 15, 1946.

Issued this 14th day of May 1946.

Carel C. Koch,
District Director.

[F. R. Doc. 46–10034; Filed, June 12, 1946; 1:37 p. m.]

[St. Louis Order G–1 Under Gen. Order 68, Amdt. 2]

Certain Building Materials in St. Louis, and St. Louis County, Mo.

An opinion accompanying this amendment has been issued simultaneously herewith. Order No. 1 under General Order 68 is amended in the following respects:

Appendix A is amended by (1) revoking the present table of prices listed under the heading "Maximum Prices for Ready Mixed Concrete" and immediately preceding paragraph numbered "1." of Appendix A; and (2) inserting a new table of prices under the heading "Maximum Prices for Ready Mixed Concrete" and immediately preceding paragraph numbered "1." of Appendix A, as follows:

Name of item	Basic unit	Maximum prices in dollars per basic unit— For small quantity sales (2–100 cu. yd.)	For intermediate quantity sales (101–300 cu. yd.)	For large quantity sales (over 300 cu. yd.)	Quantities less than 2 cu. yds.	Cu[illegible] free [illegible] livery [illegible]
Ready-mixed concrete:						
1–2–3 mix	Cu. yd.	$9.25	$8.75	$8.25	(1)	(
1–2–2½ mix	Cu. yd.	9.05	8.55	8.05	(1)	(
1–2–4 mix	Cu. yd.	8.70	8.20	7.70	(1)	(
1–3–5 mix	Cu. yd.	8.00	7.50	7.00	(1)	(
4 sacks per cu. yd.	Cu. yd.	7.95	7.45	6.95	(1)	(
5 sacks per cu. yd.	Cu. yd.	8.55	8.05	7.55	(1)	(
6 sacks per cu. yd.	Cu. yd.	9.15	8.65	8.15	(1)	(

[1] Add $1 drayage per load.

[2] Add $0.15 per yard per mile.

Additions and deductions. 1. Changes in cement content per cu. yd.:

a. For each sack of cement greater than 6 sacks per cubic yard, 60 cents per cubic yard may be added to maximum price of the "6 sacks per cu. yd." mix above listed.

b. For each sack of cement less than 4 sacks per cubic yard, 60 cents per cubic yard must be deducted from the maximum price of the "4 sacks per cu. yd." mix above listed.

2. Waiting time charges:

a. 15 minutes time per truckload is allowed for unloading.

b. $3.00 per hour or fraction thereof per truckload may be added to total amount charged for the truckload when the truckload contains three (3) cubic yards or less, after the expiration of the permitted 15 minutes unloading time.

c. $4.00 per hour or fraction thereof per truckload may be added to total amount charged for the truckload when the truckload contains more than three (3) cubic yards, after the expiration of the permitted 15 minutes unloading time.

This Amendment No. 2 to Order No. 1 under General Order 68 shall become effective June 1st, 1946.

Issued this 20th day of May 1946.

William H. Bryan,
District Director.

[F. R. Doc. 46–10036; Filed, June 12, 1946; 1:37 p. m.]

[Spokane Order 151B Under MPR 426]

Carrots in Kennewick, Wash.

For the reasons set forth in an opinion issued simultaneously herewith, and under authority vested in the District Director of the Spokane District Office by section 8 (a) (7) of Maximum Price Regulation No. 426, as amended, and by order of Delegation No. 35 issued under said section by the San Francisco Regional Office, Region VIII, of the Office of Price Administration, *It is hereby ordered:*

With respect to the commodity described in line (a) of Table X, there is set forth in said table in line (b), the basing point; in line (c), the wholesale receiving point; in line (d), the method of transportation which is hereby determined to be the cheapest method of transportation which is customary and generally available from said basing point to said wholesale receiving point; and in line (e), the freight rate per cwt. by said method (d) between points. With respect to the units of sale of said commodity set forth in the respective vertical columns of said Table X, there is also set forth in said table in line (f), the freight charge by said method (d) from said basing point to said wholesale receiving point; in line (g), the basing point cost; in line (h), the charge, if any, allowable for protective services in connection with such transportation; and in line (i), the maximum price chargeable for said commodity in said wholesale receiving point.

Table X

(a) Commodity: Carrots.
(b) Basing point: Salinas, Calif.
(c) Wholesale receiving point: Kennewick, Wash.
(d) Method of transportation: Carlot Portland—LCL Kennewick.
(e) Freight rate by method (d) from basing point to wholesale receiving point: $0.605 plus $0.51.

	Per unit of sale: Per 72 bunches of 72 lbs.	Per unit of sale: Per lb., topped
(f) Freight charge by method (d)	$1.01	
(g) Basing point cost	.20	
(h) Protective services	3.16	
(i) Maximum price in wholesale receiving point (sum of "f", "g" and "h")	4.27	$0.047

This order shall become effective June 1, 1946, and may be revoked, amended or corrected at any time.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 29th day of May 1946.

Jay J. Kalez,
Acting District Director.

[F. R. Doc. 46–10009; Filed, June 12, 1946; 1:32 p. m.]

[Spokane Order 152B Under MPR 426]

Carrots in Walla Walla, Wash.

For the reasons set forth in an opinion issued simultaneously herewith, and under authority vested in the District Director of the Spokane District Office by section 8 (a) (7) of Maximum Price Regulation No. 426, as amended, and by Order of Delegation No. 35 issued under said section by the San Francisco Regional Office, Region VIII, of the Office of Price Administration, *It is hereby ordered:*

With respect to the commodity described in line (a) of Table X, there is set forth in said table in line (b), the basing point; in line (c), the wholesale receiving point; in line (d), the method of transportation which is hereby determined to be the cheapest method of transportation which is customary and generally available from said basing point to said wholesale receiving point; and in line (e), the freight rate per cwt. by said method (d) between points. With respect to the units of sale of said commodity set forth in the respective vertical columns of said Table X, there is also set forth in said table in line (f), the freight charge by said method (d) from said basing point to said wholesale receiving point; in line (g), the basing point cost; in line (h), the charge, if any, allowable for protective services in connection with such transportation; and in line (i), the maximum price chargeable for said commodity in said wholesale receiving point.

Table X

(a) Commodity: Carrots.
(b) Basing point: Salinas, Calif.
(c) Wholesale receiving point: Walla Walla, Wash.
(d) Method of transportation: Carlot.
(e) Freight rate by method (d) from basing point to wholesale receiving point: $0.605 plus $0.71.

	Per unit of sale: Per 72 bunches of 72 lbs.	Per unit of sale: Per lb., topped
(f) Freight charge by method (d)	$1.17	
(g) Basing point cost	3.00	
(h) Protective services	.26	
(i) Maximum price in wholesale receiving point (sum of "f," "g," and "h")	4.43	$.0471

This order shall become effective June 1, 1946, and may be revoked, amended or corrected at any time.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 27th day of May 1946.

Jay J. Kalez,
Acting District Director.

[F. R. Doc. 46–10010; Filed, June 12, 1946; 1:32 p. m.]

[Spokane Order 153B Under MPR 426]

Carrots in Lewiston, Idaho

For the reasons set forth in an opinion issued simultaneously herewith, and under authority vested in the District Director of the Spokane District Office by section 8 (a) (7) of Maximum Price Regulation No. 426, as amended, and by order of Delegation No. 35 issued under said section by the San Francisco Regional Office, Region VIII, of the Office of Price Administration, *It is hereby ordered:*

With respect to the commodity described in line (a) of Table X, there is set forth in said table in line (b), the basing point; in line (c), the wholesale receiving point; in line (d), the method of transportation which is hereby determined to be the cheapest method of transportation which is customary and generally available from said basing point to said wholesale receiving point; and in line (e), the freight rate per cwt. by said method (d) between points. With respect to the units of sale of said commodity set forth in the respective vertical columns of said Table X, there is also set forth in said table in line (f), the freight charge by said method (d) from said basing point to said wholesale receiving point; in line (g), the basing point cost; in line (h), the charge, if any, allowable for protective services in connection with such transportation; and in line (i), the maximum price chargeable for said commodity in said wholesale receiving point.

Table X

(a) Commodity: Carrots.
(b) Basing point: Salinas, Calif.
(c) Wholesale receiving point: Lewiston, Idaho.
(d) Method of transportation: Carlot Portland—LCL Lewiston.
(e) Freight rate by method (d) from basing point to wholesale receiving point: $0.605 plus $0.98.

	Per unit of sale: Per 72 bunches of 72 lbs.	Per unit of sale: Per lb., topped
(f) Freight charge by method (d)	$1.41	
(g) Basing point cost	3.00	
(h) Protective services	.26	
(i) Maximum price in wholesale receiving point (sum of "f," "g," and "h")	4.67	$0.0499

This order shall become effective June 1, 1946, and may be revoked, amended or corrected at any time.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 29th day of May 1946.

Jay J. Kalez,
Acting District Director.

[F. R. Doc. 46–10011; Filed, June 12, 1946; 1:32 p. m.]

[Spokane Order 154B Under MPR 426]

Carrots in Wallace, Idaho, Area

For the reasons set forth in an opinion issued simultaneously herewith, and under authority vested in the District Director of the Spokane District Office by section 8 (a) (7) of Maximum Price Regulation No. 426, as amended, and by order of Delegation No. 35 issued under said section by the San Francisco Regional Office, Region VIII, of the Office of Price Administration, *It is hereby ordered:*

With respect to the commodity described in line (a) of Table X, there is set forth in said table in line (b), the basing point; in line (c), the wholesale receiving point; in line (d), the method of transportation which is hereby determined to be the cheapest method of transportation which is customary and generally available from said basing point to said wholesale receiving point; and in line (e), the freight rate per cwt. by said method (d) between points. With respect to the units of sale of said commodity set forth in the respective vertical columns of said Table X, there is also set forth in said table in line (f), the freight charge by said method (d) from said basing point to said wholesale receiving point; in line (g), the basing point cost; in line (h), the charge, if any, allowable for protective services in connection with such transportation; and in line (i), the maximum price chargeable for said commodity in said wholesale receiving point.

Table X

(a) Commodity: Carrots.
(b) Basing point: Salinas, Calif.
(c) Wholesale receiving point: Wallace, Idaho.
(d) Method of transportation: Carlot Spokane—LCL Wallace.
(e) Freight rate by method (d) from basing point to wholesale receiving point: $0.91 plus $0.51.

	Per unit of sale: Per 72 bunches of 72 lbs.	Per unit of sale: Per lb. topped
(f) Freight charge by method (d)	$1.24	
(g) Basing point cost	3.00	
(h) Protective services	.26	
(i) Maximum price in wholesale receiving point (sum of "f," "g" and "h")	4.50	$0.0479

This order shall become effective June 1, 1946, and may be revoked, amended or corrected at any time.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 29th day of May 1946.

Jay J. Kalez,
Acting District Director.

[F. R. Doc. 46–10012; Filed, June 12, 1946; 1:32 p. m.]

[Twin Cities Order G–1 Under Gen. Order 68, Amdt. 1]

Hard Building Materials in St. Paul, Minn., Area

For the reasons set forth in the accompanying opinion issued simultaneously herewith and pursuant to the provisions of General Order No. 68 and to the authority duly vested in the District Director of the Twin Cities District Office of the Office of Price Administration, *It is ordered:*

(a) Appendix A is hereby amended by deleting therefrom the following item:

Commodity and unit	*Maximum price*
Fire brick—Christy, per thousand	$85

(b) This Amendment 1 shall become effective May 15, 1946.

Issued this 14th day of May 1946.

Carel C. Koch,
District Director.

[F. R. Doc. 46—10035; Filed, June 12, 1946; 1:37 p. m.]

[Spokane Order 155B Under MPR 426]

Carrots in Pullman, Wash.

For the reasons set forth in an opinion issued simultaneously herewith, and under authority vested in the District Director of the Spokane District Office by section 8 (a) (7) of Maximum Price Regulation No. 426, as amended, and by order of Delegation No. 35 issued under said section by the San Francisco Regional Office, Region VIII, of the Office of Price Administration, *It is hereby ordered:*

With respect to the commodity described in line (a) of Table X, there is

set forth in said table in line (b), the basing point; in line (c), the wholesale receiving point; in line (d), the method of transportation which is hereby determined to be the cheapest method of transportation which is customary and generally available from said basing point to said wholesale receiving point; and in line (e), the freight rate per cwt. by said method (d) between points. With respect to the units of sale of said commodity set forth in the respective vertical columns of said Table X, there is also set forth in said table in line (f), the freight charge by said method (d) from said basing point to said wholesale receiving point; in line (g), the basing point cost; in line (h), the charge, if any, allowable for protective services in connection with such transportation; and in line (i), the maximum price chargeable for said commodity in said wholesale receiving point.

TABLE X

(a) Commodity: Carrots.
(b) Basing point: Salinas, Calif.
(c) Wholesale receiving point: Pullman, Wash.
(d) Method of transportation: Carlot Spokane—LCL Pullman.
(e) Freight rate by method (d) from basing point to wholesale receiving point: $0.91 plus $0.41.

	Per unit of sale	
	Per 72 bunches of 72 lbs.	Per lb. topped
(f) Freight charge by method (d)	$1.16	-------
(g) Basing point cost	3.00	-------
(h) Protective services	.26	-------
(i) Maximum price in wholesale receiving point (sum of "f", "g" and "h")	4.42	$0.0470

This order shall become effective June 1, 1946, and may be revoked, amended or corrected at any time.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 29th day of May, 1946.

JAY J. KALEZ,
Acting District Director.

[F. R. Doc. 46-10013; Filed, June 12, 1946; 1:32 p. m.]

[Spokane Order 156B Under MPR 426]

CARROTS IN SPOKANE, WASH.

For the reasons set forth in an opinion issued simultaneously herewith, and under authority vested in the District Director of the Spokane District Office by section 8 (a) (7) of Maximum Price Regulation No. 426, as amended, and by order of Delegation No. 35 issued under said section by the San Francisco Regional Office, Region VIII, of the Office of Price Administration, *It is hereby ordered:*

With respect to the commodity described in line (a) of Table X, there is set forth in said table in line (b), the basing point; in line (c), the wholesale receiving point; in line (d), the method of transportation which is hereby determined to be the cheapest method of transportation which is customary and generally available from said basing point to said wholesale receiving point; and in line (e), the freight rate per cwt. by said method (d) between points. With respect to the units of sale of said commodity set forth in the respective vertical columns of said Table X, there is also set forth in said table in line (f), the freight charge by said method (d) from said basing point to said wholesale receiving point; in line (g), the basing point cost; in line (h), the charge, if any, allowable for protective services in connection with such transportation; and in line (i), the maximum price chargeable for said commodity in said wholesale receiving point.

TABLE X

(a) Commodity: Carrots.
(b) Basing point: Salinas, Calif.
(c) Wholesale receiving point: Spokane, Wash.
(d) Method of transportation: Carlot.
(e) Freight rate by method (d) from basing point to wholesale receiving point: $0.91 per cwt.

	Per unit of sale	
	Per 72 bunches of 72 lbs.	Per lb., topped
(f) Freight charge by method (d)	$0.79	-------
(g) Basing point cost	3.00	-------
(h) Protective services	.26	-------
(i) Maximum price in wholesale receiving point (sum of "f", "g" and "h")	4.05	$0.0426

This order shall become effective June 1, 1946, and may be revoked, amended or corrected at any time.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 29th day of May, 1946.

JAY J. KALEZ,
Acting District Director.

[F. R. Doc. 46-10014; Filed, July 12, 1946; 1:33 p. m.]

[Spokane Order 157B Under MPR 426]

SNAP BEANS IN SPOKANE, WASH.

For the reasons set forth in an opinion issued simultaneously herewith, and under authority vested in the District Director of the Spokane District Office by section 8 (a) (7) of Maximum Price Regulation No. 426, as amended, and by order of Delegation No. 35 issued under said section by the San Francisco Regional Office, Region VIII, of the Office of Price Administration, *It is hereby ordered:*

With respect to the commodity described in line (a) of Table X, there is set forth in said table in line (b), the basing point; in line (c), the wholesale receiving point; in line (d), the method of transportation which is hereby determined to be the cheapest method of transportation which is customary and generally available from said basing point to said wholesale receiving point; and in line (e), the freight rate per cwt. by said method (d) between points. With respect to the units of sale of said commodity set forth in the respective vertical columns of said Table X, there is also set forth in said table in line (f), the freight charge by said method (d) from said basing point to said wholesale receiving point; in line (g), the basing point cost; in line (h), the charge, if any, allowable for protective services in connection with such transportation; and in line (i), the maximum price chargeable for said commodity in said wholesale receiving point.

TABLE X

(a) Commodity: Snap beans.
(b) Basing point: San Jose, Calif.
(c) Wholesale receiving point: Spokane, Wash.
(d) Method of transportation: Carlot Portland to Spokane.
(e) Freight rate by method (d) from basing point to wholesale receiving point: $1.53.

	Per unit of sale	
	Per bushel of 28 lbs.	Per lb.
(f) Freight charge by method (d)	$0.52	-------
(g) Basing point cost	2.80	-------
(h) Protective services	.10	-------
(i) Maximum price in wholesale receiving point (sum of "f", "g" and "h")	3.42	$0.0...

This order shall become effective June 1, 1946, and may be revoked, amended or corrected at any time.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 29th day of May 1946.

JAY J. KALEZ,
Acting District Director.

[F. R. Doc. 46-10015; Filed, June 12, 1946; 1:33 p. m.]

[Spokane Order 158B Under MPR 426]

LEMONS IN SPOKANE, WASH.

For the reasons set forth in an opinion issued simultaneously herewith, and under authority vested in the District Director of the Spokane District Office by section 8 (a) (7) of Maximum Price Regulation No. 426, as amended, and by order of Delegation No. 35 issued under said section by the San Francisco Regional Office, Region VIII, of the Office of Price Administration, *It is hereby ordered:*

With respect to the commodity described in line (a) of Table X, there is set forth in said table in line (b), the basing point; in line (c), the wholesale receiving point; in line (d), the method of transportation which is hereby determined to be the cheapest method of transportation which is customary and generally available from said basing point to said wholesale receiving point; and in line (e), the freight rate per cwt. by said method (d) between points. With respect to the units of sale of said commodity set forth in the respective vertical columns of said Table X, there is also set forth in said table in line (f), the freight charge by said method (d) from said basing point to said wholesale receiving point; in line (g), the basing point cost; in line (h), the charge, if any, allowable for protective services in connection with such transportation; and in line (i), the maximum price chargeable for said commodity in said wholesale receiving point.

TABLE X

(a) Commodity: Lemons.
(b) Basing Point: Pheonix, Ariz.
(c) Wholesale receiving point: Spokane, Wash.
(d) Method of transportation: Carlot.
(e) Freight rate by method (d) from basing point to wholesale receiving point: $0.88.

	Per unit of sale	
	Per case	Per lb.
(f) Freight charge by method (d)	$0.79	-------
(g) Basing Point cost	6.11	-------
(h) Protective services	.14	-------
(i) Maximum price in wholesale receiving point (sum of "f," "g" and "h")	7.04	-------

This order shall become effective May 27, 1946, and may be revoked, amended or corrected at any time.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 29th day of May 1946.

JAY J. KALEZ,
Acting District Director.

[F. R. Doc. 46-10016; Filed, June 12, 1946; 1:33 p. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register June 11, 1946.

Region I

Providence Order 3-F, Amendment 57, covering fresh fruits and vegetables in the Providence, Rhode Island, Metropolitan area. Filed 3:21 p. m.

Region II

Baltimore Order 11-F, Amendment 19, covering fresh fruits and vegetables in the Baltimore, Maryland area. Filed 3:18 p. m.

Baltimore Order 12-F, Amendment 19, covering fresh fruits and vegetables in the Baltimore, Maryland area. Filed 3:19 p. m.

Baltimore Order 53, Amendment 2, covering dry groceries in the counties of Allegany, Garrett and Washington, Maryland. Filed 3:19 p. m.

Baltimore Orders 57 and 20-W, Amendment 2, covering dry groceries in the counties of Allegany, Garrett and Washington, Maryland. Filed 3:19 p. m.

Buffalo Order 6-F, Amendment 19, covering fresh fruits and vegetables in Rochester, East Rochester, Fairport and Pittsford, New York. Filed 3:21 p. m.

Buffalo Order 8-F, Amendment 19, covering fresh fruits and vegetables in Allegany, Cattaraugus, Chautauqua counties, New York. Filed 3:22 p. m.

Buffalo Order 10-F, Amendment 11, covering fresh fruits and vegetables in certain areas in New York. Filed 3:18 p. m.

Philadelphia Orders 40 and 41, Amendment 3, covering dry groceries in certain counties in Pennsylvania. Filed 3:19 p. m.

Philadelphia Order 1-W, Amendment 3, covering dry groceries in certain counties in Pennsylvania. Filed 3:20 p. m.

Wilmington Order 5-F, Amendment 19, covering fresh fruits and vegetables in the State of Delaware. Filed 3:20 p. m.

Region III

Charleston Order 7-F, Amendment 65, covering fresh fruits and vegetables in certain areas in West Virginia. Filed 3:20 p. m.

Charleston Order 9-F, Amendment 65, covering fresh fruits and vegetables in Cabell county and the City of Huntington in Wayne county, West Virginia. Filed 3:20 p. m.

Charleston Order 10-F, Amendment 65, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 3:20 p. m.

Charleston Order 11-F, Amendment 65, covering fresh fruits and vegetables in Berkeley, Jefferson and Morgan counties, West Virginia. Filed 3:21 p. m.

Charleston Order 15-F, Amendment 62, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 3:21 p. m.

Charleston Order 16-F, Amendment 62, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 3:21 p. m.

Charleston Order 17-F, Amendment 61, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 3:21 p. m.

Cincinnati Orders 11-W and 28, Amendment 3, covering dry groceries in certain counties in Ohio. Filed 3:13 p. m.

Cleveland Order 6-O, Amendment 3, covering eggs in certain counties in Ohio. Filed 3:13 p. m.

Cleveland Order 7-O, Amendment 3, covering eggs in certain counties in Ohio. Filed 3:13 p. m.

Detroit Order 30, Amendment 3, covering dry groceries in all counties in the State of Michigan. Filed 3:13 p. m.

Indianapolis Order 38, Amendment 12, covering dry groceries in certain areas in Indiana. Filed 3:14 p. m.

Indianapolis Order 39, Amendment 12, covering dry groceries in certain areas in Indiana. Filed 3:14 p. m.

Indianapolis Order 40, Amendment 13, covering dry groceries in certain areas in Indiana. Filed 3:14 p. m.

Indianapolis Order 19-W, Amendment 12, covering dry groceries in certain areas in Indiana. Filed 3:15 p. m.

Indianapolis Order 20-W, Amendment 12, covering dry groceries in certain areas in Indiana. Filed 3:15 p. m.

Region IV

Atlanta Order 12-F, Amendment 26, covering fresh fruits and vegetables in the Atlanta-Decatur Metropolitan Trade area. Filed 3:22 p. m.

Atlanta Order 13-F, Amendment 26, covering fresh fruits and vegetables in certain counties outside of the Atlanta-Decatur Trade area. Filed 3:22 p. m.

Atlanta Order 14-F, Amendment 26, covering fresh fruits and vegetables in certain counties in Georgia. Filed 3:22 p. m.

Atlanta Order 15-F, Amendment 26, covering fresh fruits and vegetables in Bibb and Muscogee counties, Georgia and Phenix City, Alabama. Filed 3:22 p. m.

Atlanta Order 19-F, Amendment 9, covering fresh fruits and vegetables in certain counties in Georgia. Filed 3:23 p. m.

Atlanta Orders 7-W and 38, Amendment 8, covering dry groceries in the Atlanta area. Filed 3:15 p. m. and 3:16 p. m.

Atlanta Orders 8-W and 40, Amendment 7, covering dry groceries in the Savannah area. Filed 3:16 p. m.

Atlanta Order 39, Amendment 4, covering dry groceries in the Atlanta area. Filed 3:15 p. m.

Atlanta Order 41, Amendment 5, covering dry groceries in the Savannah area. Filed 3:15 p. m.

Birmingham Order 5-F, Amendment 34, covering fresh fruits and vegetables in Jefferson county. Filed 3:16 p. m.

Birmingham Order 26-F, Amendment 33, covering fresh fruits and vegetables in Mobile county. Filed 3:16 p. m.

Birmingham Order 27-F, Amendment 35, covering fresh fruits and vegetables in Montgomery county. Filed 3:17 p. m.

Birmingham Order 28-F, Amendment 33, covering fresh fruits and vegetables in Houston county. Filed 3:17 p. m.

Birmingham Order 29-F, Amendment 32, covering fresh fruits and vegetables in Dallas county. Filed 3:17 p. m.

Birmingham Order 2-C, Amendment 24, covering poultry in the State of Alabama except the counties of Baldwin, Jefferson, Mobile and Montgomery. Filed 3:17 p. m.

Birmingham Order 4-C, Amendment 6, covering poultry in Baldwin and Mobile counties, Alabama. Filed 3:17 p. m.

Birmingham Order 5-C, Amendment 4, covering poultry in Baldwin and Mobile counties, Alabama. Filed 3:18 p. m.

Birmingham Order 5-C, Amendment 5, covering poultry in Baldwin and Mobile counties, Alabama. Filed 3:18 p. m.

Columbia Order 23-O, Amendment 6, covering eggs in the South Carolina area. Filed 3:40 p. m.

Jackson Order 7-F, Amendment 34, covering fresh fruits and vegetables in certain counties in Mississippi. Filed 3:18 p. m.

Jackson Order 12-C, Amendment 3, covering poultry in Zone 17. Filed 3:10 p. m.

Jackson Order 14-C, Amendment 3, covering poultry in Zone 31. Filed 3:10 p. m.

Jackson Order 13-C, Amendment 3, covering poultry in Zone 18. Filed 3:10 p. m.

Jackson Order 15-C, Amendment 3, covering poultry in Zone 33. Filed 3:10 p. m.

Region V

Little Rock Order 12-F, Amendment 39, covering fresh fruits and vegetables in certain counties in Arkansas. Filed 3:23 p. m.

Little Rock Order 13-F, Amendment 39, covering fresh fruits and vegetables in certain counties in Arkansas and in Bowie county, Texas. Filed 3:23 p. m.

Little Rock Order 14-F, Amendment 39, covering fresh fruits and vegetables in certain counties in Arkansas. Filed 3:23 p. m.

Little Rock Order 15–F, Amendment 39, covering fresh fruits and vegetables in certain counties in Arkansas. Filed 3:23 p. m.

Little Rock Orders 4–C and 4–O, covering poultry and eggs in Pulaski county, Arkansas. Filed 3:37 p. m.

Oklahoma City Order 10–F, Amendment 1, covering fresh fruits and vegetables in Garfield, Oklahoma and Pottawatomie counties, Oklahoma. Filed 3:37 p. m.

Oklahoma City Order 11–F, Amendment 1, covering fresh fruits and vegetables in Muskogee and Tulsa counties, Oklahoma. Filed 3:37 p. m.

Oklahoma City Order 12–F, Amendment 1, covering fresh fruits and vegetables in certain counties in Oklahoma. Filed 3:37 p. m.

St. Louis Order 4–F, Amendment 46, covering fresh fruits and vegetables in the city of St. Louis and county of St. Louis, Missouri. Filed 3:36 p. m.

St. Louis Order 6–F, Amendment 1, covering fresh fruits and vegetables in certain counties in Missouri. Filed 3:36 p. m.

St. Louis Order 6–F, covering fresh fruits and vegetables in certain counties in Missouri. Filed 3:36 p. m.

St. Louis Orders 27 and 8–W, covering dry groceries. Filed 3:36 p. m.

Region VI

Green Bay Order 7–F, Amendment 35, covering fresh fruits and vegetables in certain areas in Wisconsin. Filed 3:10 p. m.

Green Bay Order 8–F, Amendment 35, covering fresh fruits and vegetables in certain counties in Wisconsin. Filed 3:21 p. m.

Green Bay Order 9–F, Amendment 35, covering fresh fruits and vegetables in Florence, Forest and Marinette counties, Wisconsin. Filed 3:21 p. m.

Green Bay Order 12–F, Amendment 21, covering fresh fruits and vegetables in certain areas in Wisconsin. Filed 3:10 p. m.

Green Bay Order 13–F, Amendment 6, covering fresh fruits and vegetables in certain counties in Wisconsin. Filed 3:11 p. m.

Milwaukee Order 33, Amendment 2, covering dry groceries in certain counties in Wisconsin. Filed 3:36 p. m.

Milwaukee Order 6–W, Amendment 2, covering dry groceries in certain areas in Wisconsin. Filed 3:36 p. m.

Milwaukee Order 14, Amendment 2, covering dry groceries in certain areas in Wisconsin. Filed 3:36 p. m.

Omaha Order 14–F, Amendment 9, covering fresh fruits and vegetables in certain areas in Nebraska. Filed 3:11 p. m.

Omaha Order 13–W, covering dry groceries in Douglas and Lancaster counties, Nebraska. Filed 3:11 p. m.

Omaha Order 14–W, covering dry groceries in certain areas in Nebraska. Filed 3:12 p. m.

Omaha Order 15–W, covering dry groceries in North Platte and McCook, Nebraska. Filed 3:12 p. m.

Omaha Order 16–W, covering dry groceries in city of Crawford and the county of Scotts Bluff, Nebraska. Filed 3:12 p. m.

Sioux Falls Orders 1–D and 2–D, covering butter and cheese in certain counties in South Dakota. Filed 3:12 p. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46–10092; Filed, June 13, 1946; 11:29 a. m.]

[Spokane Order 159B Under MPR 426]

LEMONS IN WALLACE, IDAHO

For the reasons set forth in an opinion issued simultaneously herewith, and under authority vested in the District Director of the Spokane District Office by section 8 (a) (7) of Maximum Price Regulation No. 426, as amended, and by order of Delegation No. 35 issued under said section by the San Francisco Regional Office, Region VIII, of the Office of Price Administration, *It is hereby ordered:*

With respect to the commodity described in line (a) of Table X, there is set forth in said table in line (b), the basing point; in line (c), the wholesale receiving point; in line (d), the method of transportation which is hereby determined to be the cheapest method of transportation which is customary and generally available from said basing point to said wholesale receiving point; and in line (e), the freight rate per cwt. by said method (d) between points. With respect to the units of sale of said commodity set forth in the respective vertical columns of said Table X, there is also set forth in said table in line (f), the freight charge by said method (d) from said basing point to said wholesale receiving point; in line (g), the basing point cost; in line (h), the charge, if any, allowable for protective services in connection with such transportation; and in line (i), the maximum price chargeable for said commodity in said wholesale receiving point.

TABLE X

(a) Commodity: Lemons.
(b) Basing point: Phoenix, Ariz.
(c) Wholesale receiving point: Wallace, Idaho.
(d) Method of transportation: Carlot Spokane—LCL Wallace.
(e) Freight rate by method (d) from basing point to wholesale receiving point: $0.88 plus $0.51.

	Per unit of sale	
	Per case	Per lb.
(f) Freight charge by method (d)	$1.25	
(g) Basing point cost	6.11	
(h) Protective services	.17	
(i) Maximum price in wholesale receiving point (sum of "f," "g," and "h")	7.53	

This order shall become effective May 27, 1946, and may be revoked, amended or corrected at any time.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 29th day of May 1946.

JAY J. KALEZ,
Acting District Director.

[F. R. Doc. 46–10017; Filed, June 12, 1946; 1:33 p. m.]

[Spokane Order 160B Under MPR 426]

LEMONS IN PULLMAN, WASH.

For the reasons set forth in an opinion issued simultaneously herewith, and under authority vested in the District Director of the Spokane District Office by section 8 (a) (7) of Maximum Price Regulation No. 426, as amended, and by order of Delegation No. 35 issued under said section by the San Francisco Regional Office, Region VIII, of the Office of Price Administration, *It is hereby ordered:*

With respect to the commodity described in line (a) of Table X, there is set forth in said table in line (b), the basing point; in line (c), the wholesale receiving point; in line (d), the method of transportation which is hereby determined to be the cheapest method of transportation which is customary and generally available from said basing point to said wholesale receiving point; and in line (e), the freight rate per cwt. by said method (d) between points. With respect to the units of sale of said commodity set forth in the respective vertical columns of said Table X, there is also set forth in said table in line (f), the freight charge by said method (d) from said basing point to said wholesale receiving point; in line (g), the basing point cost; in line (h), the charge, if any, allowable for protective services in connection with such transportation; and in line (i), the maximum price chargeable for said commodity in said wholesale receiving point.

TABLE X

(a) Commodity: Lemons.
(b) Basing point: Phoenix, Ariz.
(c) Wholesale receiving point: Pullman, Wash.
(d) Method of transportation: Carlot Spokane—LCL Pullman.
(e) Freight rate by method (d) from basing point to wholesale receiving point: $0.88 plus $0.41.

	Per unit of sale	
	Per case	Per lb.
(f) Freight charge by method (d)	$1.16	
(g) Basing point cost	6.11	
(h) Protective services	.17	
(i) Maximum price in wholesale receiving point (sum of "f," "g" and "h")	7.44	

This order shall become effective May 27, 1946, and may be revoked, amended or corrected at any time.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 29th day of May 1946.

JAY J. KALEZ,
Acting District Director.

[F. R. Doc. 46–10018; Filed, June 12 1946; 1:33 p. m.]

[Spokane Order 161B Under MPR 426]

LEMONS IN LEWISTON, IDAHO

For the reasons set forth in an opinion issued simultaneously herewith, and under authority vested in the District Director of the Spokane District Office by section 8 (a) (7) of Maximum Price Regulation No. 426, as amended, and by order of Delegation No. 35 issued under said section by the San Francisco Regional Office, Region VIII, of the Office of Price Administration, *It is hereby ordered:*

With respect to the commodity described in line (a) of Table X, there is set forth in said table in line (b), the basing point; in line (c), the wholesale receiving point; in line (d), the method of transportation which is hereby determined to be the cheapest method of transportation which is customary and generally available from said basing point to said wholesale receiving point; and in line (e), the freight rate per cwt. by said method (d) between points. With respect to the units of sale of said commodity set forth in the respective vertical columns of said Table X, there is also set forth in said table in line (f), the freight charge by said method (d) from said basing point to said wholesale receiving point; in line (g), the basing point cost; in line (h), the charge, if any, allowable for protective services in connection with such transportation; and in line (i), the maximum price chargeable for said commodity in said wholesale receiving point.

TABLE X

(a) Commodity: Lemons.
(b) Basing point: Phoenix, Ariz.
(c) Wholesale receiving point: Lewiston, Idaho.
(d) Method of transportation: Carlot Walla Walla—LCL Lewiston.
(e) Freight rate by method (d) from basing point to wholesale receiving point: $0.88 plus $0.54.

	Per unit of sale	
	Per case	Per lb.
(f) Freight charge by method (d)	$1.27	
(g) Basing point cost	6.11	
(h) Protective services	.17	
(i) Maximum price in wholesale receiving point (sum of "f," "g" and "h")	7.55	

This order shall become effective May 27, 1946, and may be revoked, amended or corrected at any time.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 29th day of May 1946.

JAY J. KALEZ,
Acting District Director.

[F. R. Doc. 46–10019; Filed, June 12, 1946; 1:34 p. m.]

[Spokane Order 162B Under MPR 426]

LEMONS IN WALLA WALLA, WASH.

For the reasons set forth in an opinion issued simultaneously herewith, and under authority vested in the District Director of the Spokane District Office by section 8 (a) (7) of Maximum Price Regulation No. 426, as amended, and by order of Delegation No. 35 issued under said section by the San Francisco Regional Office, Region VIII, of the Office of Price Administration, *It is hereby ordered:*

With respect to the commodity described in line (a) of Table X, there is set forth in said table in line (b), the basing point; in line (c), the wholesale receiving point; in line (d), the method of transportation which is hereby determined to be the cheapest method of transportation which is customary and generally available from said basing point to said wholesale receiving point; and in line (e), the freight rate per cwt. by said method (d) between points. With respect to the units of sale of said commodity set forth in the respective vertical columns of said Table X, there is also set forth in said table in line (f), the freight charge by said method (d) from said basing point to said wholesale receiving point; in line (g), the basing point cost; in line (h), the charge, if any, allowable for protective services in connection with such transportation; and in line (i), the maximum price chargeable for said commodity in said wholesale receiving point.

TABLE X

(a) Commodity: Lemons.
(b) Basing point: Phoenix, Ariz.
(c) Wholesale receiving point: Walla Walla, Wash.
(d) Method of transportation: Carlot.
(e) Freight rate by method (d) from basing point to wholesale receiving point: $0.88.

	Per unit of sale	
	Per case	Per lb.
(f) Freight charge by method (d)	$0.79	
(g) Basing point cost	6.11	
(h) Protective services	.14	
(i) Maximum price in wholesale receiving point (sum of "f," "g" and "h")	7.04	

This order shall become effective May 27, 1946, and may be revoked, amended or corrected at any time.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 29th day of May 1946.

JAY J. KALEZ,
Acting District Director.

[F. R. Doc. 46–10020; Filed, June 12, 1946; 1:34 p. m.]

[Spokane Order 163B Under MPR 426]

LEMONS IN KENNEWICK, WASH.

For the reasons set forth in an opinion issued simultaneously herewith, and under authority vested in the District Director of the Spokane District Office by section 8 (a) (7) of Maximum Price Regulation No. 426, as amended, and by order of delegation No. 35 issued under said section by the San Francisco Regional Office, Region VIII, of the Office of Price Administration, *It is hereby ordered:*

With respect to the commodity described in line (a) of Table X, there is set forth in said table in line (b), the basing point; in line (c), the wholesale receiving point; in line (d), the method of transportation which is hereby determined to be the cheapest method of transportation which is customary and generally available from said basing point to said wholesale receiving point; and in line (e), the freight rate per cwt. by said method (d) between points. With respect to the units of sale of said commodity set forth in the respective vertical columns of said Table X, there is also set forth in said table in line (f), the freight charge by said method (d) from said basing point to said wholesale receiving point; in line (g), the basing point cost; in line (h), the charge, if any, allowable for protective services in connection with such transportation; and in line (i), the maximum price chargeable for said commodity in said wholesale receiving point.

TABLE X

(a) Commodity: Lemons.
(b) Basing point: Phoenix, Ariz.
(c) Wholesale receiving point: Kennewick, Wash.
(d) Method of transportation: Carlot Walla Walla, LCL, Kennewick.
(e) Freight rate by method (d) from basing point to wholesale receiving point: $0.88 plus $0.54.

	Per unit of sale	
	Per case	Per lb.
(f) Freight charge by method (d)	$1.27	
(g) Basing point cost	6.11	
(h) Protective services	.17	
(i) Maximum price in wholesale receiving point (sum of "f," "g," and "h")	7.55	

This order shall become effective May 27, 1946, and may be revoked, amended or corrected at any time.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 29th day of May 1946.

JAY J. KALEZ,
Acting District Director.

[F. R. Doc. 46–10021; Filed, June 12, 1946; 1:34 p. m.]

[Spokane Order 164B Under MPR 426]

CANTALOUPES IN LEWISTON, IDAHO

For the reasons set forth in an opinion issued simultaneously herewith, and under authority vested in the District Director of the Spokane District Office by section 8 (a) (7) of Maximum Price Regulation No. 426, as amended, and by order of delegation No. 35 issued under said section by the San Francisco Regional Office, Region VIII, of the Office of Price Administration, *It is hereby ordered:*

With respect to the commodity described in line (a) of Table X, there is set forth in said table in line (b), the basing point; in line (c), the wholesale receiving point; in line (d), the method of transportation which is hereby determined to be the cheapest method of transportation which is customary and generally available from said basing point to said wholesale receiving point; and in line (e), the freight rate per cwt. by said method (d) between points. With respect to the units of sale of said commodity set forth in the respective vertical columns of said Table X, there is also set forth in said table in line (f), the freight charge by said method (d) from said basing point to said wholesale receiving point; in line (g), the basing point cost; in line (h), the charge, if any, allowable for protective services in connection with such transportation; and in line (i), the maximum price chargeable for said commodity in said wholesale receiving point.

TABLE X

(a) Commodity: Cantaloupes.
(b) Basing point: El Centro, Calif.
(c) Wholesale receiving point: Lewiston, Idaho.
(d) Method of transportation: Carlot to Portland—LCL Lewiston.
(e) Freight rate by method (d) from basing point to wholesale receiving point: $1.51.

	Per unit of sale	
	Standard crate of 65 lbs.	Per lb.
(f) Freight charge by method (d)	$1.12	-------
(g) Basing point cost	3.70	-------
(h) Protective services	.34	-------
(i) Maximum price in wholesale receiving point (sum of "f", "g" and "h")	5.16	-------

This order shall become effective May 29, 1946, and may be revoked, amended or corrected at any time.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 29th day of May 1946.

JAY J. KALEZ,
Acting District Director.

[F. R. Doc. 46-10022; Filed, June 12, 1946; 1:34 p. m.]

[Spokane Order 165B Under MPR 426]

CANTALOUPES IN WALLA WALLA, WASH.

For the reasons set forth in an opinion issued simultaneously herewith, and under authority vested in the District Director of the Spokane District Office by section 8 (a) (7) of Maximum Price Regulation No. 426, as amended, and by order of Delegation No. 35 issued under said section by the San Francisco Regional Office, Region VIII, of the Office of Price Administration, *It is hereby ordered:*

With respect to the commodity described in line (a) of Table X, there is set forth in said table in line (b), the basing point; in line (c), the wholesale receiving point; in line (d), the method of transportation which is hereby determined to be the cheapest method of transportation which is customary and generally available from said basing point to said wholesale receiving point; and in line (e), the freight rate per cwt. by said method (d) between points. With respect to the units of sale of said commodity set forth in the respective vertical columns of said Table X, there is also set forth in said table in line (f), the freight charge by said method (d) from said basing point to said wholesale receiving point; in line (g), the basing point cost; in line (h), the charge, if any, allowable for protective services in connection with such transportation; and in line (i), the maximum price chargeable for said commodity in said

TABLE X

(a) Commodity: Cantaloupes.
(b) Basing point: El Centro, Calif.
(c) Wholesale receiving point: Walla Walla, Wash.
(d) Method of transportation: Carlot.
(e) Freight rate by method (d) from basing point to wholesale receiving point: $0.[illegible] cwt.

	Per unit of sale	
	Standard crate of 65 lbs.	Per lb.
(f) Freight charge by method (d)	$0.73	-------
(g) Basing point cost	3.70	-------
(h) Protective services	.34	-------
(i) Maximum price in wholesale receiving point (sum of "f", "g" and "h")	4.77	-------

This order shall become effective May 29, 1946, and may be revoked, amended or corrected at any time.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 29th day of May 1946.

JAY J. KALEZ,
Acting District Director.

[F. R. Doc. 46-10023; Filed, June 12, 1946; 1:34 p. m.]

[Spokane Order 169B Under MPR 426]

CANTALOUPES IN SPOKANE, WASH.

For the reasons set forth in an opinion issued simultaneously herewith, and under authority vested in the District Director of the Spokane District Office by section 8 (a) (7) of Maximum Price Regulation No. 426, as amended, and by order of Delegation No. 35 issued under said section by the San Francisco Regional Office, Region VIII, of the Office of Price Administration, *It is hereby ordered:*

With respect to the commodity described in line (a) of Table X, there is set forth in said table (b), the basing point; in line (c), the wholesale receiving point; in line (d), the method of transportation which is hereby determined to be the cheapest method of transportation which is customary and generally available from said basing point to said wholesale receiving point; and in line (e), the freight rate per cwt. by said method (d) between points. With respect to the units of sale of said commodity set forth in the respective vertical columns of said Table X, there is also set forth in said table in line (f), the freight charge by said method (d) from said basing point to said wholesale receiving point; in line (g), the basing point cost; in line (h), the charge, if any, allowable for protective services in connection with such transportation; and in line (i), the maximum price chargeable for said commodity in said wholesale receiving point.

TABLE X

(a) Commodity: Cantaloupes.
(b) Basing point: El Centro, Calif.
(c) Wholesale receiving point: Spokane, Wash.
(d) Method of transportation: Carlot.
(e) Freight rate by method (d) from basing point to wholesale receiving point: $1.08.

	Per unit of sale	
	Standard crate of 65 lbs.	Per lb.
(f) Freight charge by method (d)	$0.73	-------
(g) Basing point cost	3.70	-------
(h) Protective services	.34	-------
(i) Maximum price in wholesale receiving point (sum of "f", "g" and "h")	4.77	-------

This order shall become effective May 29, 1946, and may be revoked, amended or corrected at any time.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 29th day of May 1946.

JAY J. KALEZ,
Acting District Director.

[F. R. Doc. 46-10027; Filed, June 12, 1946; 1:35 p. m.]

[Spokane Order 166B Under MPR 426]

CANTALOUPES IN KENNEWICK, WASH.

For the reasons set forth in an opinion issued simultaneously herewith, and under authority vested in the District Director of the Spokane District Office by section 8 (a) (7) of Maximum Price Regulation No. 426, as amended, and by order of Delegation No. 35 issued under said section by the San Francisco Regional Office, Region VIII, of the Office of Price Administration, *It is hereby ordered:*

With respect to the commodity described in line (a) of Table X, there is set forth in said table in line (b), the basing point; in line (c), the wholesale receiving point; in line (d), the method of transportation which is hereby determined to be the cheapest method of transportation which is customary and generally available from said basing point to said wholesale receiving point; and in line (e), the freight rate per cwt. by said method (d) between points. With respect to the units of sale of said commodity set forth in the respective vertical columns of said Table X, there is also set forth in said table in line (f), the freight charge by said method (d) from said basing point to said wholesale receiving point; in line (g), the basing point cost; in line (h), the charge, if any, allowable for protective services in connection with such transportation; and in line (i), the maximum price chargeable for said commodity in said wholesale receiving point.

TABLE X

(a) Commodity: Cantaloupes.
(b) Basing point: El Centro, Calif.
(c) Wholesale receiving point: Kennewick, W[illegible]
(d) Method of transportation: Carlot to Walla W[illegible] LCL Kennewick.
(e) Freight rate by method (d) from basing [illegible] wholesale receiving point: $1.08 plus $0.32.

	Per un[illegible]	
	Standard crate of 65 lbs.	Per lb.
(f) Freight charge by method (d)	$0.[illegible]	
(g) Basing point cost	3.70	
(h) Protective services	.34	
(i) Maximum price in wholesale receiving point (sum of "f", "g" and "h")	5.[illegible]	

This order shall become effective May 29, 1946, and may be revoked, amended or corrected at any time.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 29th day of May 1946.

JAY J. KALEZ,
Acting District Director.

[F. D. Doc. 46-10024; Filed, June 12, 1946; 1:34 p. m.]

[Spokane Order 167B Under MPR 426]

CANTELOUPES IN WALLACE, IDAHO

For the reasons set forth in an opinion issued simultaneously herewith, and under authority vested in the District Director of the Spokane District Office by section 8 (a) (7) of Maximum Price Regulation No. 426, as amended, and by order of Delegation No. 35 issued under said section by the San Francisco Regional Office, Region VIII, of the Office of Price Administration, *It is hereby ordered:*

With respect to the commodity described in line (a) of Table X, there is set forth in said table in line (b), the basing point; in line (c), the wholesale receiving point; in line (d), the method of transportation which is hereby determined to be the cheapest method of transportation which is customary and generally available from said basing point to said wholesale receiving point; and in line (e), the freight rate per cwt. by said method (d) between points. With respect to the units of sale of said commodity set forth in the respective vertical columns of said Table X, there is also set forth in said table in line (f), the freight charge by said method (d) from said basing point to said wholesale receiving point; in line (g), the basing point cost; in line (h), the charge, if any, allowable for protective services in connection with such transportation; and in line (i), the maximum price chargeable for said commodity in said wholesale receiving point.

TABLE X

(a) Commodity: Cantaloupes.
(b) Basing Point: El Centro, Calif.
(c) Wholesale receiving point: Wallace, Idaho.
(d) Method of transportation: Carlot to Spokane—LCL Wallace.
(e) Freight rate by method (d) from basing point to wholesale receiving point: $1.08 plus $0.51.

	Per unit of sale	
	Standard crate of 65 lbs.	Per lb.
(f) Freight charge by method (d)	$1.09	-------
(g) Basing point cost	3.70	-------
(h) Protective services	.34	-------
(i) Maximum price in wholesale receiving point (sum of "f", "g" and "h")	5.13	-------

This order shall become effective May 29, 1946, and may be revoked, amended or corrected at any time.

(56 Stat. 23, 765; Pub. Law 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 29th day of May 1946.

JAY J. KALEZ,
Acting District Director.

[F. R. Doc. 46-10025; Filed, June 12, 1946; 1:35 p. m.]

[Spokane Order 168B Under MPR 426]

CANTALOUPES IN PULLMAN, WASH.

For the reasons set forth in an opinion issued simultaneously herewith, and under authority vested in the District Director of the Spokane District Office by Section 8 (a) (7) of Maximum Price Regulation No. 426, as amended, and by order of Delegation No. 35 issued under said section by the San Francisco Regional Office, Region VIII, of the Office of Price Administration, *It is hereby ordered:*

With respect to the commodity described in line (a) of Table X, there is set forth in said table in line (b), the basing point; in line (c), the wholesale receiving point; in line (d), the method of transportation which is hereby determined to be the cheapest method of transportation which is customary and generally available from said basing point to said wholesale receiving point; and in line (e), the freight rate per cwt. by said method (d) between points. With respect to the units of sale of said commodity set forth in the respective vertical columns of said Table X, there is also set forth in said table in line (f), the freight charge by said method (d) from said basing point to said wholesale receiving point; in line (g), the basing point cost; in line (h), the charge, if any, allowable for protective services in connection with such transportation; and in line (i), the maximum price chargeable for said commodity in said wholesale receiving point.

TABLE X

(a) Commodity: Cantaloupes.
(b) Basing Point: El Centro, Calif.
(c) Wholesale receiving point: Pullman, Wash.
(d) Method of transportation: Carlot to Spokane, LCL, Pullman.
(e) Freight rate by method (d) from basing point to wholesale receiving point: $1.08 plus $0.41.

	Per unit of sale	
	Standard crate of 65 lbs.	Per lb.
(f) Freight charge by method (d)	$1.01	-------
(g) Basing point cost	3.70	-------
(h) Protective services	.34	-------
(i) Maximum price in wholesale receiving point (sum of "f", "g" and "h")	5.05	-------

This order shall become effective May 29, 1946, and may be revoked, amended or corrected at any time.

(56 Stat. 23, 765; Pub. La[illegible] 151, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681)

Issued this 29th day of May 1946.

JAY J. KALEZ,
Acting District Director.

[F. R. Doc. 46-10026; Filed, June 12, 1946; 1:35 p. m.]

[Columbia Order G-2 Under Gen. Order 68, Amdt. 3]

HARD BUILDING MATERIALS IN GREENVILLE COUNTY, S. C. AREA

For the reasons set forth in the accompanying opinion, this Amendment No. 3 to Order No. G-2 under General Order No. 68 is issued.

Order No. G-2 under General Order No. 68 is amended in the following respects:

Table I in said order is amended by deleting therefrom the prices of the items set out below, and substituting therefor the following:

Item and unit	*Price*
Mortar Mix:	
Sack	$0.70
Barrel	2.80
Asphalt shingles:	
Strip 12" 210 lb., square	6.35
Hex strip, 11⅓", 167 lb., square	5.28
Roll roofing:	
45 lb., roll	1.60
90 lb. mineral surfaced, roll	2.90
Roll brick siding, square	4.06

This amendment shall become effective on the 3d day of June 1946.

Issued this 28th day of May 1946.

EDWARD H. TALBERT,
District Director.

[F. R. Doc. 46-10041; Filed, June 12, 1946; 1:39 p. m.]

[Columbia Order G-3 Under Gen. Order 68, Amdt. 2]

HARD BUILDING MATERIALS IN SPARTANBURG COUNTY, S. C., AREA

For the reasons set forth in the accompanying opinion, this Amendment No. 2 to Order No. G-3 under General Order No. 68 is issued.

Order No. G-3 under General Order No. 68 is amended in the following respects:

Table I in said order is amended by deleting therefrom the prices of the items set out below, and substituting therefor the following:

Item and unit	*Price*
Mortar mix:	
Sack	$0.65
Barrel	2.80
Asphalt shingles:	
Strip 12" 210 lb., square	5.85
Hex Strip 11⅓" 167 lb., square	4.78
Roll roofing, 90 lb. mineral surfaced, roll	2.65
Roll brick siding, square	3.71

This amendment shall become effective on the 3d day of June 1946.

Issued this 28th day of May 1946.

EDWARD H. TALBERT,
District Director.

[F. R. Doc. 46-10040; Filed, June 12, 1946; 1:38 p. m.]

[Columbia Order G-4 Under Gen. Order 68, Amdt. 2]

HARD BUILDING MATERIALS IN METROPOLITAN CHARLESTON, S. C., AREA

For the reasons set forth in the accompanying opinion, this amendment No. 2 to Order No. G-4 under General Order No. 68 is issued.

Order No. G-4 under General Order No. 68 is amended in the following respects:

Table I in said order is amended by deleting therefrom the prices of the items set out below, and substituting therefor the following:

Item and unit	*Price*
Mortar mix:	
Sack	$0.80
Barrel	3.20
Asphalt shingles:	
140 lb., square	4.26
Strip 12" 210 lb., square	6.35
Hex strip 11⅓" 167 lb., square	5.28
Roll Roofing:	
45 lb., roll	1.65
55 lb., roll	2.12
90 lb. mineral surfaced, roll	2.90
Asphalt Felt:	
15 lb., roll	2.30
30 lb., roll	2.30
Insulated brick asphalt siding, square	13.00

This amendment shall become effective on the 3d day of June 1946.

Issued this 28th day of May 1946.

EDWARD H. TALBERT,
District Director.

[F. R. Doc. 46-10039; Filed, June 12, 1946; 1:38 p. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File No. 54-133]

ASSOCIATED GAS AND ELECTRIC CORP.

ORDER GRANTING EXTENSION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 13th day of June A. D. 1946.

In the matter of Stanley Clarke, Trustee of Associated Gas and Electric Company, Denis J. Driscoll and Willard L. Thorp, Trustees of Associated Gas and Electric Corporation, NY PA NJ Utilities Company, General Gas & Electric Corporation, General Public Utilities Corporation, Associated General Utilities Company, Metropolitan Edison Company, Gas & Electric Associates, File No. 54-133.

An application for approval of a plan filed pursuant to section 11 (e) of the Public Utility Holding Company Act of 1935 having been filed by Stanley Clarke, Trustee of Associated Gas and Electric Company, a registered holding company, Denis J. Driscoll and Willard L. Thorp, Trustees of Associated Gas and Electric Corporation, a registered holding company, and the following direct or indirect subsidiaries of the said two registered holding companies: NY PA NJ Utilities Company, General Gas & Electric Corporation, General Public Utilities Corporation (formerly Associated Utilities Corporation), and Gas & Electric Associates, each of which is a registered holding company, and Metropolitan Edison Company and Associated General Utilities Company; and the said plan proposing that various securities registered in the name of Day & Co., Dean & Co., Drake & Co., and Holland & Co., be transferred and delivered to the respective applicants above named, as beneficial owners of such securities, and that Day & Co., Dean & Co., Drake & Co., and Holland & Co., be dissolved; and

The Commission having on November 1, 1945, made and filed its findings and opinion and order (Holding Company Act Release No. 6180) and approved the plan subject to the conditions specified in Rule U-24 of the general rules and regulations promulgated pursuant to said act; and

The Commission having by orders dated December 28, 1945, February 15, 1946, and April 10, 1946, upon the request of applicants, extended the time for consummating the transactions proposed by said plan to and including June 15, 1946; and

Applicants having advised the Commission that, although most of the securities referred to in said plan have been transferred and that Dean & Co., Drake & Co., and Holland & Co. have been dissolved, the parties have been unable to consummate all of the transactions proposed by said plan, and having requested that the time for such consummation be extended to and including September 15, 1946; and

It appearing to the Commission that it is appropriate in the public interest and in the interest of investors and consumers that such extension of time be granted:

It is ordered, That the time for consummating such transactions be, and hereby is, extended to and including September 15, 1946.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-10170; Filed, June 14, 1946; 9:57 a. m.]

[File Nos. 59-10, 59-39, 54-50 and 54-82]

NORTH AMERICAN CO. ET AL.

ORDER DENYING MOTION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 11th day of June, A. D. 1946.

The North American Company ("North American"), a registered holding company, having moved for a separate hearing upon and determination of the question whether the properties of Illinois Power Company ("Illinois") integrate with the properties of Union Electric Company of Missouri under the standards of section 2 (a) (29) of the Public Utility Holding Company Act of 1935; and

North American having further moved that said integration issue be decided before further proceedings are had with respect to the liquidation of North American Light & Power Company or the recapitalization of Illinois; and

Oral argument having been held after appropriate public notice with respect to said motion and the Commission having considered said argument and having this day issued its opinion herein;

It is ordered, On the basis of said opinion that said motion be and it hereby is denied.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-10167, Filed, June 14, 1946; 9:56 a. m.]

[File No. 70-1296]

UNITED GAS CORP. AND UNITED GAS PIPE LINE CO.

NOTICE REGARDING FILING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 12th day of June, A. D., 1946.

Notice is hereby given that United Gas Corporation ("United"), a subsidiary of Electric Power & Light Corporation, a registered holding company, and United's wholly owned subsidiary, United Gas and Pipe Line pursuant to the Holding Company Act of 1935, designating sections 6 (a), 7, 9 (a) and 10 of the act thereof and Rules U-43 (a) thereunder as applicable to the proposed transactions.

Notice is further given that any interested person may, not later than June 24, 1946 at 5:30 p. m., e. d. s. t., request the Commission in writing that a hearing be held on such matter, stating the reasons for such request and the nature of his interest, or may request that he be notified if the Commission should order a hearing thereon. At any time thereafter said application may be granted as provided in Rule U-23 of the rules and regulations promulgated under said act, or the Commission may exempt such transaction as provided in Rules U-20 (a) and U-100 thereof. Any request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. All interested persons are referred to the application which is on file in this Commission for a statement of the transaction therein proposed which is summarized as follows:

United proposes to lend to Pipe Line and the latter proposes to borrow a total of $5,000,000 during the year 1946 in such installments and at such time as funds may be required to meet the construction program of Pipe Line for that year. The proposed loan will be evidenced by unsecured promissory notes issued by Pipe Line to United from time to time, payable on demand, bearing interest at the rate of 4% per annum payable semi-annually.

United proposes to retain the notes of Pipe Line in its investment portfolio, but will pledge with the Guaranty Trust Company of New York, the corporate trustee under United's Mortgage and Deed of Trust dated as of October 1, 1944, securing United's outstanding bonds, all of such notes in an aggregate principal amount in excess of $3,000,000 in accordance with the provisions of said Mortgage and Deed of Trust.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-10169; Filed, June 14, 1946; 9:57 a. m.]

[File No. 70-1231]

GULF STATES UTILITIES CO.

ORDER PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 12th day of June 1946.

Gulf States Utilities Company ("Gulf States"), a public utility subsidiary of Engineers Public Service Company, a registered public utility holding company, having filed a declaration and amendments thereto pursuant to sections 6 (a) and 7 of the Public Utility Holding Company Act of 1935, regarding the issuance and sale at competitive bidding, in accordance with sections (b) and (c) of Rule U-50, of $27,000,000 principal amount of First Mortgage Bonds __% Series, due 1976, and the issuance and private sale of $2,000,000 principal amount of 1¾% ten-year unsecured promissory notes, the proceeds, together with other funds of Gulf States, to be used to redeem the company's outstanding First Mortgage and Refunding Bonds, Series D, 3½%, due May 1, 1969; and

Gulf States having requested, in connection with the offering of the First Mortgage Bonds __% Series, due 1976, that the ten-day period for inviting bids required by Rule U-50 be shortened to not less than six days; and

A public hearing having been held after appropriate notice and the Commission having considered the record and having made and filed its findings and opinion herein:

It is ordered, That said declaration, as amended, be, and the same hereby is, permitted to become effective subject, however, to the terms and conditions contained in Rule U-24 and subject also to the following terms and conditions:

1. That the proposed issuance and sale of the bonds shall not be consummated until the results of the competitive bidding pursuant to Rule U-50 have been made a matter of record in this proceeding and a further order shall have been entered by this Commission in the light of the record as so completed, jurisdiction being reserved by the Commission to impose such terms and conditions as may then be appropriate, and to consider the price to be paid to Gulf States, the interest rate, and the underwriters' compensation and allocation thereof;

2. That jurisdiction be reserved with respect to all legal fees in connection with the proposed transactions.

It is further ordered, That the ten-day period for inviting bids as provided in Rule U-50 be, and the same hereby is, shortened to a period of not less than six days.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-10166; Filed, June 14, 1946; 9:56 a. m.]

[File No. 70-1314]

PENNSYLVANIA EDISON CO.

ORDER PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 12th day of June 1946.

Pennsylvania Edison Company, a subsidiary of a registered holding company, having filed a declaration pursuant to section 12 (c) of the Public Utility Holding Company Act of 1935 and the general rules and regulations promulgated thereunder, regarding the proposed declaration and payment to the holders of its outstanding 123,466 shares of $5 Series Cumulative Preferred Stock and 84,029 shares of $2.80 Series Cumulative Preferred Stock of the regular quarterly dividend, for the quarter ending June 30, 1946, on such $5 and $2.80 Series Cumulative Preferred Stock, in the respective amounts of $1.25 and 70 cents per share and aggregating $213,152.80; and

The company having stated that its books show a substantial earned surplus, but that preliminary original cost statements filed with the Pennsylvania Public Utility Commission and the Federal Power Commission indicate that the book value of the fixed capital of the company is about $13,460,000 in excess of the original cost of its plant and properties; that such excess has not been segregated between Account 100.5 (electric plant acquisition adjustments) and Account 107 (electric plant adjustments) nor have arrangements yet been made for the disposition of such excess over original cost; and the company having further stated that it is not clear at this time as to whether or not the company has an earned surplus available for dividends on its preferred stock; and

Said declaration having been filed on June 5, 1946, and notice of said filing having been duly given in the form and manner prescribed in Rule U-23, promulgated pursuant to said act, and the Commission not having received a request for a hearing with respect to said declaration within the period specified in said notice, or otherwise, and not having ordered a hearing thereon; and

The declarant having requested that the Commission advance the effective date of said declaration, and the Commission observing no basis for advance findings under section 12 (c) or any other applicable section of the act or rules promulgated thereunder, and deeming it appropriate to grant the declarant's request for an acceleration:

It is hereby ordered, Pursuant to Rule U-23, and the applicable provisions of the act and subject to the terms and conditions prescribed in Rule U-24 of the general rules and regulations, that the aforesaid declaration be, and hereby is, permitted to become effective forthwith, *Provided, however*, That this order shall not be construed as a determination as to whether or not the company has an earned surplus available for dividends on its preferred stock, nor whether or not such dividend payments are taxable to the recipient pursuant to the provisions of the Internal Revenue Code, and subject to the further condition that Pennsylvania Edison Company shall accompany the dividend checks with a statement to the effect (1) that the Commission has not determined whether or not such payments constitute, in whole or in part, liquidating dividends or are made out of earned surplus available for dividends on its preferred stock, and (2) that the Commission does not purport to determine whether such dividend payments are or are not taxable to the recipient pursuant to the provisions of the Internal Revenue Code.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-10168; Filed, June 14, 1946; 9:57 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 6389]

AUGUST BECKER AND PAULINE BECKER

In re: Bank accounts owned by August Becker and Pauline Becker. F-28-4854-E-1, F-28-4854-E-2, F-28-4854-E-3.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That August Becker and Pauline Becker, whose last known address is 55 Dietzen Strasse, Idar Oberstein O/d Nahe, Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That the property described as follows:

a. That certain debt or other obligation owing to August Becker and Pauline Becker, by The Cleveland Trust Company, Cleveland, Ohio, arising out of a savings account, Account Number 5871, entitled August Becker, Pauline Becker (Mrs. A), and any and all rights to demand, enforce and collect the same,

b. That certain debt or other obligation owing to August Becker and Pauline Becker, by Central National Bank of Cleveland, Cleveland 1, Ohio, arising out of a savings account, Account Number E-44305, entitled August or Pauline Becker, and any and all rights to demand, enforce and collect the same, and

c. That certain debt or other obligation owing to August Becker and Pauline Becker, by Society for Savings in the City of Cleveland, 127 Public Square, Cleveland, Ohio, arising out of a joint savings account, Account Number 244784, entitled Pauline Becker and husband August Becker, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 3, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10117; Filed, June 13, 1946; 11:38 a. m.]

[Vesting Order 6391]

LEONHARD BIRKLER AND MARIE BIRKLER

In re: Debt owing to Leonhard Birkler and Marie Birkler.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Leonhard Birkler and Marie Birkler, whose last known address is Luttereth Burg 30 11, Hamburg, Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That the property described as follows: All those debts or other obligations owing to Leonhard Birkler and Marie Birkler, by Richter & Kaiser, Inc., 186 Remsen Street, Brooklyn 2, New York, including particularly but not limited to a portion of the sum of money on deposit with Manufacturers Trust Company, 55 Broad Street, New York, New York, in a dollar account, entitled Richter & Kaiser, Inc., Special, Blocked as German Nationals, maintained at the branch office of the aforesaid bank located at 209 Montague Street, Brooklyn, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 3, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10118; Filed, June 13, 1946; 11:39 a. m.]

[Vesting Order 6392]

RICIVERT BOHN

In re: Debt owing to Ricivert Bohn.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Ricivert Bohn, whose last known address is Oldsum Insel Fohr, Schleswig Holstein, Germany, is a resident of Germany and a national of a designated enemy country, (Germany);

2. That the property described as follows: All those debts or other obligations owing to Ricivert Bohn, by Richter & Kaiser, Inc., 186 Remsen Street, Brooklyn 2, New York, including particularly but not limited to a portion of the sum of money on deposit with Manufacturers Trust Company, 55 Broad Street, New York, New York, in a dollar account, entitled Richter & Kaiser, Inc., Special, Blocked as German Nationals, maintained at the branch office of the aforesaid bank located at 209 Montague Street, Brooklyn, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a desinated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 3, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10119; Filed, June 13, 1946; 11:39 a. m.]

[Vesting Order 6395]

MARIECHEN S. DANTZER

In re: Debt owing to Mariechen S. Dantzer, also known as Mariechen S. Kuhlke.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Mariechen S. Dantzer, also known as Mariechen S. Kuhlke, whose last known address is Ottendorf, Niederelbe, Hanover, Germany, is a resident of Germany, and a national of a designated enemy country (Germany);

2. That the property described as follows: All those debts or other obligations owing to Mariechen S. Dantzer, also known as Mariechen S. Kuhlke, by Richter & Kaiser, Inc., 186 Remsen Street, Brooklyn, 2, New York, including particularly but not limited to a portion of the sum of money on deposit with Manufacturers Trust Company, 55 Broad Street, New York, New York, in a dollar account, entitled Richter & Kaiser, Inc. Special, Blocked as German Nationals, maintained at the branch office of the aforesaid bank located at 209 Montague Street, Brooklyn, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 3, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10120; Filed, June 13, 1946; 11:39 a. m.]

[Vesting Order 6403]

GEORGE HOENEMANN

In re: Bank accounts owned by George Hoenemann. F–28–1004–C–1, F–28–1004–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That George Hoenemann, whose last known address is Schlosswall 40, Osnabrueck, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows:

a. That certain debt or other obligation owing to George Hoenemann, by The Manhattan Savings Bank, 754 Broadway, New York, New York, arising out of a savings account, Account Number 147,-009, entitled George Hoenemann, and any and all rights to demand, enforce and collect the same,

b. That certain debt or other obligation owing to George Hoenemann, by Central Savings Bank in the City of New York, Broadway at 73rd Street, New York, New York, arising out of a savings account, Account Number 639,531, entitled George Hoenemann, maintained at the branch office of the aforesaid bank located at 14th Street and Fourth Avenue, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 3, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10121; Filed, June 13, 1946; 11:39 a. m.]

[Vesting Order 6405]

FANNY KEICHER

In re: Debt owing to the personal representatives, heirs, next of kin, legatees and distributees, names unknown, of Fanny Keicher, deceased.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That the personal representatives, heirs, next of kin, legatees and distributees, names unknown, of Fanny Keicher, deceased, whose last known addresses are Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That the property described as follows: All those debts or other obligations owing to the personal representatives, heirs, next of kin, legatees and distributees, names unknown, of Fanny Keicher, deceased, by Richter & Kaiser, Inc., 186 Remsen Street, Brooklyn, New York, including particularly but not limited to a portion of the sum of money on deposit with Manufacturers Trust Company, 55 Broad Street, New York, New York, in a dollar account, entitled Richter & Kaiser, Inc., Special, Blocked as German Nationals, maintained at the branch office of the aforesaid bank located at 209 Montague Street, Brooklyn, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claims arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 3, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10122; Filed, June 13, 1946; 11:39 a. m.]

[Vesting Order 6408]

KATHE LANBINGER

In re: Bank account owned by Kathe Lanbinger, also known as Kathe Laubinger. F–28–3467–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Kathe Lanbinger, also known as Kathe Laubinger, whose last known address is 7 Dingstaette, Pinneberg, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Joseph Kruger, Attorney, by United States Trust Co., 30 Court Street, Boston 1, Massachusetts, arising out of a Savings Account, Account Number 26905, entitled Joseph Kruger, Atty. for Kathe Lanbinger, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Kathe Lanbinger, also known as Kathe Laubinger, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 4, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10123; Filed, June 13, 1946; 11:40 a. m.]

[Vesting Order 6411]

JOHANN MEISNER AND ANNA MEISNER

In re: Debt owing to Johann Meisner and Anna Meisner.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Johann Meisner and Anna Meisner, whose last known address is Hanover, Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That the property described as follows: All those debts or other obligations owing to Johann Meisner and Anna Meisner, by Richter & Kaiser, Inc., 186 Remsen Street, Brooklyn, 2, New York, including particularly but not limited to a portion of the sum of money on deposit with Manufacturers Trust Company, 55 Broad Street, New York, New York, in a dollar account, entitled Richter & Kaiser, Inc. Special, Blocked as German Nationals, maintained at the branch office of the aforesaid bank located at 209 Montague Street, Brooklyn, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 4, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10124; Filed, June 13, 1946; 11:40 a. m.]

[Vesting Order 6413]

ANNIE HITZLER MEYERINK

In re: Bank account owned by Annie Hitzler Meyerink. F–28–4047–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Annie Hitzler Meyerink, whose last known address is Hamburg, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Annie Hitzler Meyerink, by The First National Bank, Allendale, New Jersey, arising out of a savings account, Account Number 3699, entitled Anna Hitzler Meyerink, Hanns P. Kniepkamp, Attorney in Fact, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 4, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10125; Filed, June 13, 1946; 11:40 a. m.]

[Vesting Order P 46]

GINGOOG LOGGING CORP.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian, after investigation:

1. Having determined in Vesting Order Number P–32, dated May 7, 1946, that Santa Clara Lumber Co., Inc., is a national of a designated enemy country (Japan);

2. Finding that Gingu Mokuzai Kaisha, Ltd., a corporation organized under the laws of and having its principal place of business in Japan, is a national of a designated enemy country (Japan);

3. Finding that of the total of 1,000 shares, issued and outstanding, of the ₱100 par value capital stock of Gingoog Logging Corporation, a corporation organized and doing business under the laws of the Commonwealth of the Philippines and a business enterprise within the United States, 300 shares (30%) registered in the names of Gingu Mokuzai Kaisha, Ltd., and/or K. Horita, are owned by Gingu Mokuzai Kaisha, Ltd., and together with the 700 shares owned by Santa Clara Lumber Co., Inc., are evidence of control of Gingoog Logging Corporation;

and determining:

4. That Gingoog Logging Corporation is controlled by Santa Clara Lumber Co., Inc., and Gingu Mokuzai Kaisha, Ltd., or is acting for or on behalf of a designated enemy country (Japan) or persons within such country and is a national of a designated enemy country (Japan);

5. That to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan);

and having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the 300 shares of ₱100 par value capital stock of Gingoog Logging Corporation, more fully described in subparagraph 3 hereof, together with all declared and unpaid dividends thereon, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States, and hereby undertakes the direction, management, supervision and control of said business enterprise and all property of any nature whatsoever situated in the United States owned or controlled by, payable or deliverable to, or held on behalf of or on account of, or owing to, said business enterprise, to the extent deemed necessary or advisable from time to time by the Alien Property Custodian.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to vary the extent of or terminate such direction, management, supervision or control, or return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 29, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10128; Filed, June 13, 1946; 11:38 a. m.]

[Vesting Order P 47]

YAMASABURO OGAWA AND HIDEKO OGAWA

In re: Real property owned by Yamasaburo Ogawa and Hideko Ogawa.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Yamasaburo Ogawa and Hideko Ogawa, subjects of Japan whose present whereabouts are unknown and who are believed to be residents of Japan, are nationals of a designated enemy country (Japan);

2. That the property described as follows: Real property situated in Civil Reservation No. 111 of Davao, City of Davao, Commonwealth of the Philippines, therein registered and particularly described in Exhibit A, attached hereto and by reference made a part hereof, together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described in subparagraph 2 hereof, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 29, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

TRANSCRIPT OF TRANSFER CERTIFICATE OF TITLE NO. 576–(T–612)

Office of the Register of Deeds for the Province of Davao

It is hereby certified that certain land situated in the City of Davao, bounded and described as follows: Un terreno, con la edificacion levantada en el mismo, comprendido dentro de la Reserva Civil No. 111 de Davao situado en el lado SE. de la Calle Legaspi, Townsite de Davao, Distrito de Davao. Linda por el NE. con el Lote No. 130. del Townsite de Davao; por el SE. con propiedad de Segundo Esperat; por el SO. con propiedad de Rafael Awad; y por el NO. con la Calle Legaspi . . . midiendo una extension superficial de dos mil quinientos sitenta y nueve metros cuadrados (2,579).

is registered in accordance with the provisions of the Land Registration Act in the name of Yamasaburo Ogawa, married to Hideko de Ogawa, of Davao, City of Davao, P. I. . . . as owner thereof in fee simple, subject to such of the incumbrances mentioned in Article 39 of said Act as may be subsisting.

It is further certified that said land was originally registered on the 12th day of April in the year nineteen hundred and twenty-six in the Registration Book of this Office Volume T–2, page 204, as Original Certificate of Title No. ———, pursuant to Decree No. ——— issued in G. L. R. O. ——— Record No. ———, Case No. 6861.

This certificate is a transfer from Transfer Certificate of Title No. 612, which is cancelled by virtue hereof as far as the above described land is concerned by reason of the records thereof to the Office of the Register of Deeds for the City of Davao, pursuant to the provisions of Section 23 (c) of Commonwealth Act No. 51.

Entered at the City of Davao, Province of Davao, Philippines, on the 18th day of June in the year nineteen hundred and thirty-eight, at 11:30 a.m.

No incumbrance.

[F. R. Doc. 46–16129; Filed, June 13 1946; 11:38 a.m.]

Reference

JUN 20 '46

THE NATIONAL ARCHIVES
LITTERA SCRIPTA MANET
1934
OF THE UNITED STATES

FEDERAL REGISTER

VOLUME 11 NUMBER 118

Washington, Tuesday, June 18, 1946

The President

EXECUTIVE ORDER 9736

POSSESSION, CONTROL, AND OPERATION OF THE TRANSPORTATION SYSTEM, PLANTS, AND FACILITIES OF THE MONONGAHELA CONNECTING RAILROAD COMPANY

WHEREAS after investigation I find and proclaim that as a result of a labor dispute there are interruptions of the operations of the transportation system, plants, and facilities of The Monongahela Connecting Railroad Company; that the war effort will be unduly impeded and delayed by such interruptions; that it has become necessary to take possession and assume control of the said transportation system, plants, and facilities for purposes that are needful or desirable in connection with the present wartime emergency; and that the exercise, as hereinafter specified, of the powers vested in me is necessary to insure in the national interest the operation of the said transportation system, plants, and facilities:

NOW, THEREFORE, by virtue of the power and authority vested in me by the Constitution and laws of the United States, including section 9 of the Selective Training and Service Act of 1940 as amended by section 3 of the War Labor Disputes Act (57 Stat. 164), the Act of August 29, 1916 (39 Stat. 619, 645), and the First War Powers Act, 1941 (55 Stat. 838), as President of the United States and Commander in Chief of the Army and Navy, it is hereby ordered as follows:

1 The Director of the Office of Defense Transportation is authorized and directed, through or with the aid of any public officers, Federal agencies, or other government instrumentalities that he may designate, to take possession and assume control of the transportation system, plants, and facilities owned or operated by The Monongahela Connecting Railroad Company, but such possession and control shall be limited to real and personal property and other assets used or useful in connection with the operation of the transportation system of said carrier.

2. The Director is directed to operate, or arrange for the operation of, the transportation system, plants, and facilities taken pursuant to this order in such manner as he deems necessary to assure to the fullest possible extent continuous and uninterrupted transportation service.

3. Subject to applicable provisions of existing law, including the orders of the Office of Defense Transportation issued pursuant to Executive Orders 8989, as amended, and 9729, the said transportation system, plants, and facilities shall be managed and operated under the terms and conditions of employment in effect at the time possession is taken under this order. The Director shall recognize the right of the workers to continue their membership in labor organizations, to bargain collectively through representatives of their own choosing with the representatives of the owners of the carrier, subject to the provisions of applicable statutes and Executive Orders, as to matters pertaining to wages to be paid or conditions to prevail after termination of possession and control under this order; and to engage in concerted activities for the purpose of such collective bargaining or for other mutual aid or protection, provided that in his opinion such concerted activities do not interfere with the operation of the transportation system, plants, and facilities taken pursuant hereto.

4. Except with the prior written consent of the Director, no attachment by mesne process, garnishment, execution, or otherwise shall be levied on or against any of the real or personal property or other assets, tangible or intangible, in the possession of the Director hereunder.

5. Possession, control, and operation of any plant or facility, or of the transportation system, or any part thereof, or any real or personal property, taken pursuant to this order shall be terminated by the Director when he determines that such possession, control, and operation are no longer necessary to carry out the provisions, and to accomplish the purposes, of this order.

6. For the purposes of paragraphs 1 to 5, inclusive, of this order, there are hereby transferred to the Director the functions, powers, and duties vested in

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FEDERAL REGISTER

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the Secretary of War by that part of section 1 of the said Act of August 29, 1916, reading as follows:

"The President, in time of war, is empowered, through the Secretary of War, to take possession and assume control of any system or systems of transportation, or any part thereof, and to utilize the same, to the exclusion as far as may be necessary of all other traffic thereon, for the transfer or transportation of troops, war material and equipment, or for such other purposes connected with the emergency as may be needful or desirable."

7. The Director of the Office of Defense Transportation may request the Secretary of War to furnish protection for persons employed or seeking employment in the plants, facilities, or transportation system of which possession is taken and to furnish protection for such plants, facilities, and transportation system, and may request the Secretary of War to furnish equipment, manpower, and other facilities or services deemed necessary by the Director to carry out the provisions, and to accomplish the purposes, of this order; and the Secretary of War is authorized and directed upon such request to take such action as he deems necessary to furnish such protection, equipment, manpower, or other facilities or services.

HARRY S. TRUMAN

THE WHITE HOUSE,
June 14, 1946.

[F. R. Doc. 46-10256; Filed, June 14, 1946; 1:49 p. m.]

Regulations

TITLE 6—AGRICULTURAL CREDIT

Chapter I—Farm Credit Administration

PART 5—SURPLUS PROPERTY DISPOSAL

PURCHASE OF SURPLUS PROPERTY BY OFFICERS, EMPLOYEES, OR AGENTS

Chapter I, Title 6, Code of Federal Regulations is hereby amended by the addition of new § 5.109–01 to read as follows:

§ 5.109–01 *Purchase of surplus property by officers, employees, or agents.* No officer, employee, or agent of the Farm Credit Administration, the Federal Farm Mortgage Corporation, or any institution under the supervision of the Farm Credit Administration shall, except in the exercise of a priority right pursuant to the Surplus Property Act of 1944, purchase any surplus property assigned for disposal to the Department of Agriculture as disposal agency for agricultural and forest property; and no sale of any such surplus property to any such officer, employee, or agent in the exercise of any such priority right shall be made except with the prior approval of the Farm Credit Administration.

The foregoing amendment has been approved by the Secretary of Agriculture.

(SPA Reg. 1; SPA Reg. 5, as amended; Surplus Property Act of 1944, 58 Stat. 765, 50 U.S.C. App. Supp. 1611)

[SEAL] A. T. ESGATE,
Acting Governor.

[F. R. Doc. 46-10314; Filed, June 17, 1946; 11:14 a. m.]

TITLE 7—AGRICULTURE

Chapter XI—Production and Marketing Administration (War Food Distribution Orders)

[WFO 75-2, Amdt. 40]

PART 1410—LIVESTOCK AND MEATS

CONVERSION FACTOR

War Food Order No. 75-2, as amended (11 F.R. 5993), is hereby further amended as follows:

1. By adding the following items and figures and the following paragraph immediately after the conversion weight table in paragraph (f) (1):

Corned beef hash	$0.70
Beef tushonka	1.80
Beef and pork products:	
XX	.60
OO	.60
Brawn	.60
Meat food products and gravy	.60

(With respect to the above items which contain both beef and pork, the conversion factor takes into account the beef content only. Credit for the pork content of these items should be taken under War Food Order No. 75-3.)

2. By deleting paragraph (f) (2) and substituting in lieu thereof the following:

(2) The conversion weight of beef of any type used in the preparation of sausage or in the preparation of canned meat, or any other beef product not specified above, shall be computed by determining, on the basis of the manufacturing formula, the net weight of the beef in such processing, and multiplying such net weight by 1.45. The net weight of beef which is cooked and used in the preparation of canned meat not specified above shall be the weight thereof before cooking.

This amendment shall become effective at 12:01 a. m., e. s. t., June 16, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 75-2, as amended, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or

other proceeding with respect to any such violation, right, liability or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087; W.F.O. 75, 10 F.R. 4649)

Issued this 14th day of June 1946.

[SEAL] E. A. MEYER,
Assistant Administrator, Production and Marketing Administration.

[F. R. Doc. 46-10315; Filed, June 17, 1946; 11:14 a. m.]

[WFO 75-3, Amdt. 34]

PART 1410—LIVESTOCK AND MEATS

CONVERSION FACTORS

War Food Order No. 75-3, as amended (11 F.R. 6273), is hereby further amended as follows:

1. By deleting the figure "1.00" which appears opposite the item "pork sausage" in the conversion weight table in paragraph (d) (1) and substituting in lieu thereof the figure "1.26".

2. By adding the following items and figures and the following paragraph immediately after the conversion weight table in paragraph (d) (1):

Pork and gravy	1.26
Beef and pork products:	
XX	.60
OO	.60
Liver spread	.60
Brawn	.60
Meat food products and gravy	.60

(With respect to the above items which contain both beef and pork, the conversion factor takes into account the pork content only. Credit for the beef content of these items should be taken under War Food Order No. 75-2).

3. By deleting paragraph (d) (2) and substituting in lieu thereof the following:

(2) The conversion weight of pork of any type used in the preparation of sausage, or in the preparation of canned meat, or any other meat product not specified above, shall be computed by determining, on the basis of the manufacturing formula, the net weight of the pork used in such processing, and multiplying such net weight by 1.28. The net weight of pork which is cooked and used in the preparation of canned meat not specified above shall be the weight thereof before cooking.

This amendment shall become effective at 12:01 a. m., e. s. t., June 16, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 75-3, as amended, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087; W.F.O. 75, 11 F.R. 4641)

Issued this 14th day of June 1946.

[SEAL] E. A. MEYER,
Assistant Administrator, Production and Marketing Administration.

[F. R. Doc. 46-10316; Filed June 17, 1946; 11:14 a. m.]

TITLE 21—FOOD AND DRUGS

Chapter I—Food and Drug Administration, Federal Security Agency

PART 141—TEST AND METHODS OF ASSAY FOR ANTIBIOTIC DRUGS

MISCELLANEOUS AMENDMENTS

By virtue of the authority vested in the Federal Security Administrator by the provisions of section 507 of the Federal Food, Drug, and Cosmetic Act (52 Stat. 1040 ff. 21 U.S.C. 301 et seq., as amended by Public Law 139, 79th Cong., 1st Sess., July 6, 1945), the regulations for tests and methods of assay for antibiotic drugs (10 F.R. 11478-11485), as amended, are hereby amended as indicated below:

1. Section 141.1 (e) is amended by striking out the second and third sentences and substituting therefor the following: "Distribute the agar evenly in the plates and allow it to harden. Use the plates the same day they are prepared."

2. Section 141.1 (e) is also amended by adding the following at the end of the first paragraph. "A suspension of the test organism may be used in place of the broth culture described above in preparing the inoculum for the seeding of plates. Prepare such suspension as follows: Wash the organisms from an agar slant which has been incubated for 24 hours at 37°C with 2.0 ml of sterile physiological saline onto a large agar surface such as that provided by a Roux bottle containing 300 ml of agar. Spread the suspension of organisms over the entire agar surface with the aid of sterile glass beads. Incubate 24 hours at 37° C. Wash the resulting growth from the agar surface with about 50 ml of sterile physiological saline. Standardize this suspension by determining the dilution which will permit 20% light transmission through a filter at 6500 Angstrom units in a photoelectric colorimeter. Add 1.5 to 2.0 ml of this resulting dilution to each 100 ml of agar which has been melted and cooled to 48° C to prepare the inoculum for the plates. The suspension may be used for one week."

3. Section 141.1 is amended by adding a new paragraph as follows:

(h) The potency of a sample may also be determined by the standard curve technique using a single dose of standard and unknown.

Dilute the sample to be tested to 1.0 unit per ml. (estimated) in 1% phosphate buffer pH 6.0 using the 50 unit (estimated) dilution prepared as described in § 141.1 (d). Place six cylinders on the inoculated agar surface so that they are at approximately 60° intervals on a 2.8 cm radius. Use three plates for each sample. Fill 3 cylinders on each plate with the 1.0 unit/ml standard and 3 cylinders with the 1.0 unit/ml (estimated) sample, alternating standard and sample. Incubate the plates for 16 to 18 hours at 37°C. and measure the diameter of each circle of inhibition. At the same time prepare a standard curve using concentrations of the standard of 0.6, 0.7, 0.8, 0.9, 1.0, 1.1, 1.2, 1.3, 1.4, and 1.5 units/ml in sterile 1% phosphate buffer pH 6.0. Use three plates for the determination of each point on the curve a total of 27 plates. On each of three plates fill 3 cylinders with the 1.0 unit/ml standard and the other 3 cylinders with the concentration under test. Thus there will be 81 one unit determinations and 9 determinations for each of the other points on the curve. After the plates have incubated read the diameters of the circles of inhibition. Average the readings of 1.0 unit/ml concentration and the readings of the point tested for each set of 3 plates and average also all 81 readings of the 1.0 unit/ml concentration. The average of the 81 readings of the 1.0 unit/ml concentration is the correction point for the curve. Correct the average value obtained for each point to the figure it would be if the 1.0 unit/ml reading for that set of three plates were the same as the correction point. Thus, if in correcting the 0.8 unit concentration, the average of the 81 readings of the 1 unit concentration is 20.0 mm, and the average of the one unit concentration of this set of 3 plates is 19.8 mm, the correction is 0.2 mm. If the average reading of the 0.8 unit concentration of these same 3 plates is 19.0 mm the corrected value is then 19.2 mm. Plot these corrected values including the average of the 1 unit/ml concentration on 2 cycle semi-log paper using the concentration in units per ml as the ordinate (the logarithmic scale) and the diameter of the zone of inhibition as the abscissa. Draw the standard curve through these points. The 10 points selected to determine the curve are arbitrary and should be so chosen that the limits of the curve will fill the needs of the laboratory. However the potency of the sample under test should fall in the interval of from 60% to 150% of the correction point of the standard curve.

To estimate the potency of the sample average the zone readings of the standard and the zone readings of the sample on the three plates used. If the sample gives a larger average zone size than the average of the standard, add the difference between them to the 1.0 unit zone size on the standard curve. If the average sample value is lower than the standard value, subtract the difference between them from the 1.0 unit value on the curve. From the curve read the potencies corresponding to these corrected values of zone sizes.

Dated: June 13, 1946.

[SEAL] MAURICE COLLINS,
Acting Administrator.

[F. R. Doc. 46-10284; Filed, June 17, 1946, 10:21 a. m.]

PART 146—CERTIFICATION OF BATCHES OF PENICILLIN CONTAINING DRUGS

MISCELLANEOUS AMENDMENTS

By virtue of the authority vested in the Federal Security Administrator by the provisions of Section 507 of the Federal Food, Drug, and Cosmetic Act (52 Stat. 1040 ff., 21 U.S.C. 301 et seq., as amended by Public Law 139, 79th Cong., July 6, 1945), the regulations for the certification of batches of penicillin-containing drugs (10 F.R. 11227), as amended, are hereby further amended as indicated below:

1. Section 146.22 (a) is amended by changing the seventh line of sentence one so as to read "of not less than ten million units".

2. Section 146.24 (c) (1) is amended by striking "and" at the end of subdivision (ii), changing the period to a semicolon at the end of subdivision (iii) and adding "and", and adding the following new subdivision:

(iv) The statement "For Manufacturing Use", "For Repacking" or "For Manufacturing Use or Repacking" when packaged for repacking or for use as an ingredient in the manufacture of another drug, as the case may be.

3. Section 146.25 (a) third sentence is amended so as to read "The content of white wax in the menstruum before the addition of the calcium penicillin is not less than 3 percent (w/v) if the potency is to be 100,000 units or 200,000 units per milliliter, and not less than 4.7 or more than 4.9 percent (w/v) if the potency is to be 300,000 units per milliliter."

4. Section 146.25 (a) sixth sentence is amended so as to read "The calcium penicillin used conforms to the standards prescribed therefor by § 146.24 (a) except subparagraph (7), but its potency is not less than 750 units per milligram if it is used in making the 100,000 unit or 200,000 unit strength, and not less than 900 units per milligram if it is used in making the 300,000 unit strength."

5. Section 146.26 (c) (2) (ii) is amended so as to read:

(ii) Unless it is intended solely for veterinary use and is conspicuously so labeled, the statement "Caution: To be dispensed only by or on the prescription of a _____", the blank being filled in with the word "physician" or "dentist" or "veterinarian" or with any combination of two or all of these words, as the case may be; and

6. Section 146.26 (c) (2) (iii) is amended by inserting the following phrase at the beginning thereof: "Unless the drug is intended solely for veterinary use and is so labeled", and by deleting the words "by physician" in line six and the words "to physicians" in line eleven.

7. Section 146.26 (c) is amended by adding the following new subparagraph:

(3) On the circular or other labeling within or attached to the package, if the drug is intended solely for veterinary use, directions and precautions adequate for the use of such ointment, including:

(i) Clinical indications;
(ii) Dosage and administration;
(iii) Contraindications; and
(iv) Untoward effects that may accompany administration.

8. Section 146.27 (c) (2) is amended so as to read:

(2) On the outside wrapper or container:

(i) The statement "Store in refrigerator not above 15° C. (59° F.)," or "Store below 15° C. (59° F.)."

(ii) Unless it is intended solely for veterinary use and is conspicuously so labeled, the statement "Caution: To be dispensed only by or on the prescription of a _____," the blank being filled in with the word "physician" or "dentist" or "veterinarian" or any combination of two or all of these words, as the case may be.

9. Section 146.27 (c) (3) is amended by deleting the words "by physicians" in line 5.

10. Section 146.28 is hereby repealed.

11. Section 146.29 (c) (3) (i) is amended so as to read:

(i) "Caution: To be dispensed only by or on the prescription of a _____," the blank being filled in with the word "physician" or 'dentist" or both, as the case may be; and.

12. Section 146.29 (c) (4) is amended by deleting the words "by physicians" in line 4.

13. Section 146.30 (c) (2) (ii) is amended to read:

(ii) The statement "Caution: To be dispensed only by or on the prescription of a _____," the blank being filled in with the word "physician" or "dentist" or both, as the case may be; and.

14. Section 146.30 (c) (iii) is amended by deleting the words "by physicians" in line six and the words "to physicians" in line eleven.

15. Section 146.31 (c) (2) (ii) is amended so as to read:

(ii) Unless it is intended solely for veterinary use and is conspicuously so labeled the statement "Caution: To be dispensed only by or on the prescription of a _____", the blank being filled in with the words "physician" or "dentist" or "veterinarian" or of any combination of two or all of these words, as the case may be; and

16. Section 146.31 (c) (2) (iii) is amended by inserting the following phrase at the beginning thereof: "Unless the drug is intended solely for veterinary use and is so labeled", and by deleting the words "by dentists and physicians" in lines six and seven and the words "to dentists and physicians" in lines eleven and twelve.

17. Section 146.31 (c) is amended by adding the following new subparagraph:

(4) On the circular or other labeling within or attached to the package, if the drug is intended solely for veterinary use, directions and precautions adequate for the use of such penicillin dental cones, including:

(i) Clinical indications;
(ii) Dosage and administration;
(iii) Contraindications; and
(iv) Untoward effects that may accompany administration.

If two or more such immediate containers are in such package the number of circulars or other labeling shall not be less than the number of such containers.

18. Section 146.32 (c) (2) (iv) is amended so as to read:

(iv) Unless it is intended solely for veterinary use and is conspicuously so labeled, the statement "Warning—Not for injection; to be administered only by a _____," or if it is represented for both human and veterinary use, the statement "Warning—Not for injection; to be administered to humans only by a _____", the blank in each such statement being filled in with the word "physician" or "dentist" or with any combination of these words as the case may be; and

19. Section 146.32 (c) (3) is amended so as to read:

(3) On the outside wrapper or container, unless it is intended solely for veterinary use and is conspicuously so labeled:

(i) The statement "Caution: To be dispensed only by or on the prescription of a _____", the blank being filled in with the word "physician" or "dentist" or "veterinarian" or with any combination of two or all of these words, as the case may be; and

(ii) A reference specifically identifying a readily available medical publication containing directions and precautions (including contraindications and possible sensitization) adequate for the use of penicillin with vasoconstrictor; or a reference to a brochure or other printed matter containing such directions and precautions, and a statement that such brochure and printed matter will be sent on request.

20. Section 146.32 (c) is amended by adding the following new subparagraph:

(4) If intended solely for veterinary use, directions and precautions adequate for the use of such penicillin with vasoconstrictor, including:

(i) Clinical indications;
(ii) Dosage and administration;
(iii) Contraindications; and
(iv) Untoward effects that may accomplish administration.

If two or more such immediate containers are in such package the number of circulars or other labeling shall not be less than the number of such containers.

21. Section 146.32 (d) (3) (i) is amended by deleting the figure "5" in line three and substituting the figure "10" therefor and by deleting the figure "12" in line four and substituting the figure "20" therefor.

22. Section 146.33 (c) (2) (iii) is amended so as to read:

(iii) Unless it is intended solely for veterinary use and is conspicuously so labeled, the statement "Caution: To be dispensed only by or on the prescription of a _____," the blank to be filled in with the word "physician" or "dentist" or "veterinarian" or with any combination of two or all of these words, as the case may be;

23. Section 146.33 (c) (2) (v) is amended by deleting the words "by physicians" in line seven and the words "to physicians" in line eleven.

24. Section 146.33 (c) is amended by adding the following new subparagraph:

(3) On the circular or other labeling within or attached to the package, if the drug is intended solely for veterinary use, directions and precautions adequate for the use of such penicillin for surface application, including:

(i) Clinical indications;

(ii) Dosage and administration;
(iii) Contraindications; and
(iv) Untoward effects that may accompany administration.

If two or more such immediate containers are in such package, the number of circulars or other labeling shall not be less than the number of such containers.

25. Section 146.34 (c) (2) is amended so as to read:

(2) On the outside wrapper or container:
(i) The statement "Store in refrigerator not above 15° C. (59° F.)" or "Store below 15° C. (59° F.)".
(ii) Unless it is intended solely for veterinary use and is conspicuously so labeled, the statement "Caution: To be dispensed only by or on the prescription of ----------", the blank being filled in with the word "physician" or "dentist" or "veterinarian" or with any combination of two or all of these words, as the case may be.

26. Section 146.34 (c) (3) is amended by deleting the words "by physicians" in line five.

The foregoing amendments shall become effective on the date of the publication of this order in the FEDERAL REGISTER.

(Sec. 507, 21 U.S.C. 301 et seq.)

Dated: June 13, 1946.

[SEAL] MAURICE COLLINS,
Acting Administrator.

[F. R. Doc. 46-10285; Filed, June 17, 1946; 10:21 a. m.]

TITLE 29—LABOR

Chapter IX—Department of Agriculture (Agricultural Labor)

[Supp. 94]

PART 1111—SALARIES AND WAGES OF AGRICULTURAL LABOR IN THE STATE OF WASHINGTON

WORKERS ENGAGED IN PICKING CHERRIES IN WALLA WALLA COUNTY, WASHINGTON

§ 1111.18 *Workers engaged in picking cherries in Walla Walla County, Washington.* Pursuant to § 4001.7 of Title 32, Chapter XVIII (regulations of the Economic Stabilization Director) relating to salaries and wages issued August 28, 1943, as amended (8 F.R. 11960, 12139, 16702; 9 F.R. 6035, 14547; 10 F.R. 9478, 9628; 11 F.R. 2517) and to the regulations of the Secretary of Agriculture issued March 23, 1945 (10 F.R. 3177) entitled "specific wage ceiling regulations" and based upon a certification of the Washington USDA Wage Board that a majority of the producers of cherries in the area affected participating in hearings conducted for such purpose have requested the intervention of the Secretary of Agriculture, and based upon relevant facts submitted by the Washington USDA Wage Board and obtained from other sources, it is hereby determined that:

(a) *Areas, crops and classes of workers.* Persons engaged in picking cherries in Walla Walla County, Washington, are agricultural labor as defined in § 4001.1 (1) of Title 32, Chapter XVIII (regulations of the Economic Stabilization Director) issued on August 28, 1943, as amended (8 F.R. 11960, 12139, 16702; 9 F.R. 6035, 14547; 10 F.R. 9478, 9628; 11 F.R. 2517).

(b) *Maximum wage rates for picking cherries.* Picking cherries—3½¢ per pound.

No perquisites may be paid in addition to the maximum wage rates specified above unless otherwise specifically provided for herein. Wages paid on any basis other than the above shall not exceed the equivalent of the rates specified herein.

(c) *Administration.* The Washington USDA Wage Board, located at 255 Liberty Building, Yakima, Washington, will have charge of the administration of this section in accordance with the provisions of the specific wage ceiling regulations issued by the Secretary of Agriculture on March 23, 1945 (10 F.R. 3177).

(d) *Applicability of specific wage ceiling regulations.* This section shall be deemed to be a part of the specific wage ceiling regulations issued by the Secretary of Agriculture on March 23, 1945 (10 F.R. 3177) and the provisions of such regulations shall be applicable to this section and any violation of this section shall constitute a violation of such specific wage ceiling regulations.

(e) *Effective date.* This section shall become effective at 12:01 a. m., Pacific Standard Time, June 14, 1946.

(56 Stat. 765 (1942); 50 U.S.C. 961 et seq. (Supp. IV); 57 Stat. 63 (1943); 50 U.S.C. 964 (Supp. IV); 58 Stat. 632 (1944); Pub. Law 108, 79th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; E.O. 9577, 10 F.R. 8037; E.O. 9620, 10 F.R. 12023; E.O. 9651, 10 F.R. 13487; E.O. 9697, 11 F.R. 1691; regulations of the Economic Stabilization Director, 8 F.R. 11960, 12139, 16702; 9 F.R. 6035, 14547; 10 F.R. 9478, 9628; 11 F.R. 2517; regulations of the Secretary of Agriculture, 9 F.R. 655, 12117, 12611; 10 F.R. 7609, 9581; 9 F.R. 831, 12807, 14206; 10 F.R. 3177; 11 F.R. 5903)

Issued this 14th day of June 1946.

[SEAL] HOWARD A. PRESTON,
Acting Director, Labor Branch, Production and Marketing Administration.

[F. R. Doc. 46-10313; Filed, June 17, 1946; 11:14 a. m.]

TITLE 30—MINERAL RESOURCES

Chapter VI—Solid Fuels Administration for War

PART 602—GENERAL ORDERS AND DIRECTIVES

ORDER EXCEPTING SURPLUS COAL PRODUCED IN DISTRICT 1 FROM PROVISIONS OF INTERIM DIRECTION ISSUED MAY 31, 1946

Certain producers at mines in District No. 1, because of a temporary curtailment of export and some lake shipments, have accumulated, and are accumulating surplus coal after fulfilling their obligations as prescribed by the Interim Direction issued May 31, 1946. Therefore, in order to permit the free movement of such surplus coal and to avoid any suspension or reduction of mining at such mines, the following order is issued pursuant to the provisions of Executive Order No. 9332 (8 F.R. 5355):

Exception to the provisions of the "Notice of Interim Direction to Shippers of Bituminous Coal Produced in All Districts and to Lake and Tidewater Commercial Dock Operators and Retail Dealers" issued May 31, 1946, is hereby granted with respect to all bituminous coal produced in District No. 1 as follows:

Notwithstanding the limitations imposed by the Stock Limitation Table prescribed by the Interim Direction issued May 31, 1946, shippers of bituminous coal produced in District No. 1 may ship, and consumers may receive, surplus coal remaining after fulfilment of the shippers' obligations as prescribed by Section 1 of said May 31 Interim Direction: *Provided*, That:

(a) The shipper shall have reported such surplus coal to the Area Distribution Manager in conformity with section 1 (e) of the May 31 Interim Direction.

(b) Any consumer receiving such surplus coal shall set forth on his order to the shipper, the information required by paragraph (b) of SFAW Order No. 32, as amended by Amendment No. 2 to SFAW Order No. 32, issued May 31, 1946, separately with respect to (1) the coal ordered in conformity with the provisions of the May 31 Interim Direction, and (2) the surplus coal ordered and obtained by virtue of this exception.

(The estimated days' supply of coal in each of the above categories shall be set forth.)

(c) Any shipper shipping such surplus coal shall report the information required by paragraph (a) of SFAW Order No. 32, as amended by Amendment No. 1 to SFAW Order No. 32, issued May 10, 1946, separately with respect to (1) the coal ordered in conformity with the provisions of the May 31 Interim Direction, and (2) the surplus coal ordered and shipped by virtue of this exception.

This order shall become effective immediately.

(E.O. 9332, 8 F.R. 5355; E.O. 9125, 7 F.R. 2719; sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 176, 58 Stat. 827 and 59 Stat. 658)

Issued this 14th day of June 1946.

OSCAR L. CHAPMAN,
Acting Solid Fuels Administrator for War.

[F. R. Doc. 46-10311; Filed, June 17, 1946; 10:56 a. m.]

[SFAW Order 39]

PART 602—GENERAL ORDERS AND DIRECTIVES

ORDER AMENDING NOTICE OF INTERIM DIRECTION, ISSUED MAY 31, 1946, SO AS TO MODIFY RESTRICTIONS AS TO RETAIL DEALER DELIVERIES TO DOMESTIC CONSUMERS

The resumption of mining has rendered it advisable to amend the first paragraph of section 1 (c) of the "Notice of Interim Direction to Shippers of Bituminous Coal Produced in All Districts and to Lake and Tidewater Commercial Dock Operators and Retail Dealers" issued May 31, 1946. Accordingly, the first paragraph of section 1 (c) of the Interim Direction, issued May 31, 1946, is hereby amended to read as follows:

(c) Third Preference is to be given to orders of domestic consumers to the limited extent necessary to supply such consumers with the amounts set out below:

(1) If any such consumer regularly stores coal, he may receive not in excess of 60% of the tonnage such consumer received from such retail dealer during the period April 1, 1945 to March 31, 1946, inclusive.

(2) If any such consumer does not regularly store coal, he may receive not more than 10 days' supply, or one truck load, or if he normally purchases coal in carload or barge lots, he may receive not more than one carload or barge load.

This order shall take effect immediately.

(E.O. 9332, 8 F.R. 5355; E.O. 9125, 7 F.R. 2719; sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 176, 58 Stat. 827 and 59 Stat. 658)

Issued this 14th day of June 1946.

OSCAR L. CHAPMAN,
Acting Solid Fuels Administrator for War.

[F. R. Doc. 46-10312; Filed, June 17, 1946; 10:56 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter VI—Selective Service System

[Service Order, Field No. 120-A]

PERSONNEL IN DISTRICT OF COLUMBIA

TRAVEL AT GOVERNMENT EXPENSE

Pursuant to the authority vested in me by § 608.41 (a) (1) of the Selective Service Regulations, as amended, Colonel Walter S. Welsh is hereby designated to authorize travel at Government expense in the execution of the selective service law of the personnel engaged in the administration of Selective Service in the District of Columbia; *Provided, however*, That the authority herein delegated may be terminated at any time at the will of the State Director of Selective Service for the District of Columbia or the Director of Selective Service; *And provided further*, That this delegation of authority shall be limited to the authorization of travel within the territorial limits of the Third Service Command, except upon the prior approval of the Director of Selective Service.

LEWIS B. HERSHEY,
Director.

JUNE 13, 1946.

[F. R. Doc. 46-10255; Filed, June 14, 1946; 12:07 p. m.]

Chapter XI—Office of Price Administration

PART 1305—ADMINISTRATION

[SO 162, Amdt. 1]

ADJUSTMENT OF MAXIMUM PRICES FOR MANUFACTURERS AND MANUFACTURING RETAILERS OF CERTAIN LOW PRICED FOOTWEAR

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Order 162 is amended in the following respects:

1. Section 3 is amended by inserting the word "net" before the words "maximum price of the item" when it first appears in Step 1.

2. Section 3 is amended by adding a new paragraph at the end thereof to read as follows:

An item of footwear covered by this order may be billed at a gross price provided the terms or discounts added are unconditional and that the net price, after discounts, does not exceed the net maximum price determined in Step 3, above.

3. The heading of Section 4 is amended to read as follows:

SEC. 4. *Records, reports and notification.*

4. Section 4 (b) is amended to add at the end of the first sentence of the second paragraph the following: "However, a manufacturing-retailer chain subject to a uniform pricing order shall file with the office which issued the uniform pricing order, or the office to which has been delegated the responsibility for the administration of the uniform pricing order."

5. Section 4 is amended by adding a new paragraph (c) to read as follows:

(c) *Notification.* In addition to any other notification requirements in other regulations affecting the sale of footwear covered by this order, each manufacturer shall, in connection with each sale of an item of such footwear, state on the invoice (or on a separate statement (1) which of the items being sold were priced under this order and (2) with respect to sales to wholesalers, for each such item the maximum price established under § 1499.2 (a) of the General Maximum Price Regulation, exclusive of all adjustments (this is the same maximum price as determined under Step 1 of section 3 of this order).

6. Section 7 is added to read as follows:

SEC. 7. *Delegation of authority.* Any Regional Administrator, and any District Director who has been authorized to act by the appropriate Regional Administrator, may at any time approve or revise maximum prices proposed or established under this order so as to conform such prices to the standards for adjustment set forth in this order, or may at any time disapprove maximum prices improperly proposed or established under this order.

7. Part B of OPA Form No. 6064-2847 in Appendix B is amended by adding a parenthetical phrase after the word "comparable" in the title of Part B to read as follows: "(To be 'comparable' the item of footwear must meet all of the tests described in section 2 (a) (2) of this Supplementary Order 162.)"

8. OPA Form No. 6064-2847 in Appendix B is amended to substitute for the sentence "Submit with this report a sample or samples (single shoe) of the shoes described in Parts A and B" under the heading "Samples and Patterns", which follows Part D, the following: "A sample or samples (single shoe) of the shoes described in Parts A and B may be required and shall be furnished on request from the Office of Price Administration."

This amendment 1 shall become effective June 14, 1946.

NOTE: The reporting and record-keeping provisions of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 14th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10267; Filed, June 14, 1946; 4:29 p. m.]

PART 1364—FRESH, CURED AND CANNED MEAT AND FISH PRODUCTS

[RMPR 169, Corr. to Amdt. 67 (§ 1364.401)]

BEEF AND VEAL CARCASSES AND WHOLESALE CUTS

In Amendment 67 to Revised Maximum Price Regulation No. 169 in the 7th paragraph the price for Kosher cooked or smoked peppered beef (pastrami), items grade AA, A and/or B in footnote 5 of § 1364.452 (p) (3) (ii) is erroneously stated to be $66.50. This price is corrected to read $67.75.

Issued this 14th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10266; Filed, June 14, 1946; 4:29 p. m.]

PART 1390—MACHINERY AND TRANSPORTATION EQUIPMENT

[RMPR 136, Amdt. 43]

MACHINES, PARTS AND INDUSTRIAL EQUIPMENT

A statement of considerations issued simultaneously herewith has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 136 is amended in the following respects:

1. Section 19 (k) (1) is amended by striking out the date "June 15, 1946" and substituting the date "July 15, 1946."

2. Section 19 (k) (2) is amended by striking out the date "June 15, 1946" and substituting the date "July 15, 1946."

This amendment shall become effective June 14, 1946.

Issued this 14th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10265; Filed, June 14, 1946; 4:29 p. m.]

PART 1499—COMMODITIES AND SERVICES

[SR 14D, Corr. to Amdt. 12 [1]]

SCRAP CHEWING TOBACCO

In Column 2 of Table A in section 4 (a) (2) the maximum list price of "$0.95" is corrected to read "$0.96".

Issued this 14th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10263; Filed, June 14, 1946; 4:29 p. m.]

PART 1401—SYNTHETIC TEXTILE PRODUCTS

[MPR 602,[1] Amdt. 3]

WOMEN'S NYLON HOSIERY

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 602 is amended in the following respects:

1. Section 2 (a) is amended to read as follows:

(a) *Sales at retail.* A sale at retail is a sale in compliance with the provisions of this regulation to an ultimate consumer, by a seller who regularly conducts a retail business. "Ultimate consumer" also includes industrial, commercial, and institutional users who do not buy for resale.

Appendix B provides specific prices for sales by "chain stores" and "mail order houses" as defined below.

(1) *"Chain stores"*—(i) *Who are "chain stores."* Certain sellers at retail are classified as "chain stores" and must sell women's nylon hosiery at no higher than the chain store ceiling prices set forth in Appendix B. As used in this regulation, a chain store means a store which is one of a group of five or more commonly owned or controlled retail stores. However, if half or more of the stores which comprise the group were in the business of selling women's full length hosiery prior to January 1, 1943 and these stores, considered together, had an "average percentage of initial markup" of more than 34% on women's full length hosiery during each of the calendar years 1939, 1940, 1941 and 1942 (or during each of these specified calendar years in which such stores were in business) then, upon filing the computation set forth in (ii) below, such group of stores will be exempt from the chain store classification.

(ii) *Computation of "average initial percentage markup."* To determine the average initial percentage markup for any given year under (i) above the group must:

(*a*) Compute the total of the initial retail prices at which all purchases of women's full length hosiery were marked during that year;

(*b*) Compute the total of all invoice charges on purchases of the hosiery during the same year (figured after all discount deductions and including all transportation costs);

(*c*) Subtract the total secured in (*b*) from the total secured in (*a*); and

(*d*) Divide the remainder by the total obtained in (*a*). Sellers who are eligible for exemption from the chain stores classification on the basis that they had an average percentage of initial mark-up of more than 34% in accordance with the provisions of (i) above should prepare the above computation for each of the calendar years 1939, 1940, 1941 and 1942 (or for each of these specified calendar years during which they were in business) and send this computation, signed by the seller or a responsible official of the seller, to Apparel Price Branch, Office of Price Administration, Washington 25, D. C., by registered mail. Until this computation is mailed to the Office of Price Administration, sales made by any store which is one of a group of five or more commonly owned or controlled retail stores shall be considered sales by a chain store and priced accordingly.

(iii) *Exception for certain chain store sales.* Any group of stores classified under this section as "chain stores" may file an application for permission to sell and deliver at the ceiling prices specified in column (g) of Table 1, Appendix B, such full-fashioned women's nylon hosiery as it purchases at the ceiling prices specified in column (d) of Table 1, Appendix B, from establishments making sales at wholesale, if it can establish that more than 50 percent (in dozens) of all the women's full-fashioned full length hosiery which was delivered to it during each of the years 1941, 1942, and 1943 (or during each of the years 1941, 1942, and 1943 in which it has been engaged in the business of selling women's full-fashioned full length hosiery) was purchased by it from establishments making sales at wholesale. Such application must be filed in writing with the Apparel Price Branch, Office of Price Administration, Washington 25, D. C., and shall contain the following information:

(*a*) The name and address of the applicant, and the number of stores in its group;

(*b*) The date on which applicant first engaged in the business of selling women's full-fashioned full length hosiery;

(*c*) Facts showing that the applicant is a "chain store" under the provisions of section 2 (a) (1) (i) of this regulation;

(*d*) The number of dozens of pairs of women's full-fashioned full length hosiery which were delivered to it during each of the years 1941, 1942, and 1943 (or during each of the years 1941, 1942, and 1943 in which it was in the business of selling women's full-fashioned, full-length hosiery);

(*e*) The number of dozens of pairs of women's full-fashioned hosiery as specified in subdivision (*d*) which were delivered to it by establishments making sales at wholesale and the number of dozens of pairs which were delivered to it by manufacturers during each of the years 1941, 1942, and 1943 (or during each of the years 1941, 1942, and 1943 in which it was in the business of selling full-fashioned full length hosiery);

(*f*) The name and address of each establishment making sales at wholesale which delivered women's full-fashioned full length hosiery to the applicant during each of the years 1941, 1942, and 1943 (or during each of the years 1941, 1942, and 1943 in which it was in the business of selling women's full-fashioned full length hosiery) and the number of dozens of pairs delivered to the applicant by each such establishment during each of those years.

No sales or deliveries may be made by "chain stores" at higher than the ceiling prices specified in column (e) of table 1 of Appendix B until specific authorization is granted in writing by the Office of Price Administration pursuant to this subdivision. An order by the Office of Price Administration granting permission to sell rayon hosiery at prices in column (g), Table 1, of 2d Revised Maximum Price Regulation 339 shall constitute authorization to sell, at prices in column (g), Table 1, of this regulation, nylon hosiery lawfully purchased (in a sale at wholesale) at ceiling prices in column (d), Table 1, of this regulation.

(2) *"Mail order houses."* A mail order house is an establishment making sales at retail which does a "mail order business" (i. e. makes offerings through retail catalogs or price lists and receives orders and delivers by mail to ultimate consumers). Such establishment must sell at or below "mail order house" prices. However, if the establishment was doing a mail order business prior to January 1, 1943 and had an average percentage of initial markup (computed in accordance with the provisions of subparagraph (1) (ii) above) of more than 34% on women's full length hosiery not produced by it during each of the calendar years 1939, 1940, 1941 or 1942 (or during each of these specified calendar years in which it was in the mail order business) that establishment, upon filing with the Apparel Price Branch, Office of Price Administration, Washington 25, D. C., by registered mail, the computation described in (ii) above (signed by an officer or principal) showing that its average percentage of initial markup was more than 34% in each of those calendar years, will be exempt from the "mail order house" classification.

2. Section 2 (c) (3) is amended to read as follows:

(3) *Limitation of distribution by manufacturers to persons other than sellers at retail and ultimate consumers*—(i) *As it affects manufacturers generally.* No manufacturer shall deliver to persons other than sellers-at-retail and ultimate consumers, in any calendar quarter year, a larger percentage of his total deliveries of women's nylon hosiery (including finished and greige goods) than his "wholesaler percentage." A manufacturer's "wholesaler percentage" is the percentage that his deliveries in 1941, of women's full length hosiery of all fibers (including finished and greige goods) to persons other than sellers-at-retail and ultimate consumers bore to his total deliveries in 1941 of women's full length hosiery of all fibers (including finished and greige goods). If a manufacturer did not deliver any women's full length hosiery in 1941, his wholesaler percentage will be based on the deliveries of women's full length hosiery made during the first calendar year after 1941 in which he delivered this hosiery. In the case of a manufacturer who first delivered women's full length hosiery in 1945, his wholesaler percentage will be based on deliveries of women's full length hosiery made between January 1, 1945 and November 1, 1945. Deliveries by a manufacturer's agent or selling representative are to be considered as deliveries by the manufacturer. Deliveries to retailers' buying agencies, such as buying syndicates and central buying offices are to be considered as deliveries to sellers-at-retail. Export sales are included in the term "deliveries" as used in this subparagraph.

If a manufacturer did not deliver any women's full length hosiery in 1941, but has, since January 1, 1942, succeeded to the ownership and operation of a manufacturing plant which did deliver such hosiery in 1941 his wholesaler percentage is based upon his predecessor's deliveries in that year.

(ii) *Special "wholesaler percentages" for circular knit hosiery.* Manufacturers of circular knit hosiery may apply to the Office of Price Administration for special wholesaler percentages for circular knit hosiery, separately for such hosiery having a needle count of 370 or higher and such hosiery having a needle count lower than 370. Such special circular knit hosiery wholesaler percentages will be based upon the manufacturer's deliveries during 1941, or if he made no deliveries of circular knit hosiery during that year, upon his deliveries of such hosiery during the first subsequent calendar year (or first quarter year) in which he did deliver such hosiery. Applications for special circular knit wholesaler percentages shall be filed with the Apparel Price Branch, Office of Price Administration, Washington 25, D. C., and shall contain all of the information required by section 2 (c) (4) (i) below, showing separately, deliveries of circular knit hosiery having a needle count of 370 or higher and deliveries of circular knit hosiery having a lower needle count.

In granting special circular knit wholesaler percentages under this section the Office of Price Administration may revise the manufacturer's wholesaler percentage established under (i) above.

3. The period at the end of the second sentence of section 5 (a), after the word "stated", is changed to a colon, and section 5 (a) (1) is amended to read as follows:

(1) The words "O. P. A. Ceiling" or "O. P. A. Ceiling Price", accompanied by the maximum price at retail under this regulation.

(i) Where the retail price established under the tables of Appendix B for the hosiery (unbranded) is a maximum price for sales by retailers "buying from wholesalers", then the letter "W" must precede the maximum price. No manufacturer may sell hosiery marked with a "W" to anyone other than a "qualified wholesaler" who has furnished the manufacturer with his OPA "Qualified wholesaler's registration number". No other person who first sells the hosiery in a finished state may mark hosiery with a "W" unless he is a qualified wholesaler under this regulation and has been issued a "Qualified wholesaler's registration number". No retailer may sell hosiery marked with a "W" unless he has purchased such hosiery from a "qualified wholesaler" and unless the qualified wholesaler's OPA registration number appears on the invoice delivered to the retailer for such hosiery in accordance with section 5 (c) (2) below.

(ii) If the hosiery meets the definition of "branded" as stated in this regulation and is permitted to be sold at branded ceiling prices, the letter "T" must precede the maximum price.

4. Section 5 (b) (2) is amended to read as follows:

(2) *Temporary marking provisions for hosiery finer than 30 denier.* For hosiery finer than 30 denier, the marking required under paragraph (a) above may be made by tag, insert or other device contained in or attached to the hosiery, *Provided*, That the hosiery so marked is delivered prior to July 1, 1946 by the person who first sells the hosiery in the finished state.

5. Appendix B is amended to read as follows:

[1] 11 F. R. 5783.

APPENDIX B—SCHEDULE OF MAXIMUM PRICES

TABLE 1—MAXIMUM PRICES FOR SALES OF FULL-FASHIONED CONTINUOUS FILAMENT NYLON HOSIERY [1]

[All prices are net f. o. b. point of shipment]

(a) *First quality*

(a)	(b) By manufacturers (per dozen)		(d) Wholesale (per dozen). Drop shipments 10% below these prices	(e) At retail (per pair)		
	Unbranded	Branded		Unbranded by chain and mail order houses	Of unbranded buying from manufacturers	Of branded or buying from wholesaler, also house to house
39-gauge:						
All nylon	$9.00	$9.50	$10.60	$1.10	$1.20	$1.30
Nylon leg	8.00	8.50	9.40	.95	1.05	1.15
42-gauge:						
All nylon	9.50	10.00	11.20	1.15	1.25	1.35
Nylon leg	8.50	9.00	10.00	1.00	1.15	1.20
45-gauge:						
All nylon	10.00	10.50	11.75	1.20	1.35	1.40
Nylon leg	9.00	9.50	10.60	1.10	1.20	1.30
48-gauge:						
All nylon	10.50	11.00	12.35	1.25	1.40	1.50
Nylon leg	9.50	10.00	11.20	1.15	1.25	1.35
51-gauge:						
(a) 30 denier and coarser:						
All nylon	11.00	11.65	12.95	1.35	1.45	1.55
Nylon leg	10.00	10.50	11.75	1.20	1.35	1.40
(b) Finer than 30 denier:						
All nylon	12.00	12.65	14.10	1.45	1.60	1.70
Nylon leg	11.00	11.65	12.95	1.35	1.45	1.55
54-gauge:						
(a) 30 denier and coarser:						
All nylon	12.50	13.15	14.70	1.50	1.65	1.80
Nylon leg	11.50	12.15	13.55	1.40	1.55	1.65
(b) Finer than 30 denier:						
All nylon	13.50	14.15	14.85	1.60	1.80	1.90
Nylon leg	12.50	13.15	14.70	1.50	1.65	1.80

See footnotes at end of table.

APPENDIX B—SCHEDULE OF MAXIMUM PRICES—Continued

TABLE 1—MAXIMUM PRICES FOR SALES OF FULL-FASHIONED CONTINUOUS FILAMENT NYLON HOSIERY [1]—continued

[All prices are net f. o. b. point of shipment]

(a) *First quality*

(a)	(b) By manufacturers (per dozen)		(d) Wholesale (per dozen). Drop shipments 10% below these prices	(e) At retail (per pair)		
	Unbranded	Branded		Unbranded by chain and mail order houses	Of unbranded buying from manufacturers	Of branded or buying from wholesaler, also house to house
57-gauge:						
(a) 30 denier and coarser:						
All nylon	$13.50	$14.15	$15.85	$1.60	$1.80	$1.90
Nylon leg	12.50	13.15	14.70	1.50	1.65	1.80
(b) Finer than 30 denier:						
All nylon	14.50	15.25	17.05	1.75	1.95	2.05
Nylon leg	13.50	14.15	15.85	1.60	1.80	1.90
60-gauge and higher:						
(a) 30 denier and coarser:						
All nylon	14.50	15.25	17.05	1.75	1.95	2.05
Nylon leg	13.50	14.15	15.85	1.60	1.80	1.90
(b) Finer than 30 denier:						
All nylon	15.50	16.15	18.25	1.85	2.05	2.15
Nylon leg	14.50	15.15	17.05	1.75	1.95	2.05

Permissible additions for special construetions of First Quality. Description will be found at end of this table

Extra lengths	$0.75	$0.75	$0.85	$0.10	$0.10	$0.10
Outsize—14 to 14½" head	.75	.75	.85	.10	.10	.10
Outsize—15 to 15½" head	1.50	1.50	1.75	.20	.20	.20
Outsize—16" and wider	2.25	2.25	2.65	.30	.30	.30
Nonrun	2.00	2.00	2.35	.25	.25	.25
Lace and mesh	1.50	1.50	1.75	.20	.20	.20
Jacquard	2.50	2.50	2.95	.30	.35	.35

APPENDIX B—SCHEDULE OF MAXIMUM PRICES—Continued

TABLE 1—MAXIMUM PRICES FOR SALES OF FULL-FASHIONED CONTINUOUS FILAMENT NYLON HOSIERY [1]—continued

[All prices are net f. o. b. point of shipment]

(b) *Irregulars*

(a)	(b) By manufacturers (per dozen) Unbranded	(c) By manufacturers (per dozen) Branded	(d) Wholesale (per dozen). Drop shipments 10% below these prices	(e) At retail (per pair) By chain and mail-order houses	(f) At retail (per pair) Buying from manufacturers	(g) At retail (per pair) Buying from wholesaler, also house to house
39-gauge:						
All nylon	$7.65		$9.00	$0.92	$1.02	$1.09
Nylon leg	6.80		8.60	.82	.91	.97
42-gauge:						
All nylon	8.10		9.55	.97	1.08	1.15
Nylon leg	7.20		8.45	.86	.96	1.02
45-gauge:						
All nylon	8.50		10.00	1.02	1.13	1.21
Nylon leg	7.65		9.00	.92	1.02	1.09
48-gauge:						
All nylon	8.90		10.45	1.07	1.19	1.26
Nylon leg	8.10		9.55	.97	1.08	1.15
51-gauge:						
(a) 30 denier and coarser:						
All nylon	9.35		11.00	1.12	1.25	1.33
Nylon leg	8.50		10.00	1.02	1.13	1.21
(b) finer than 30 denier:						
All nylon	10.20		12.00	1.23	1.36	1.44
Nylon leg	9.35		11.00	1.12	1.25	1.33
54-gauge:						
(a) 30 denier and coarser—						
All nylon	10.60		12.45	1.27	1.41	1.50
Nylon leg	9.80		11.55	1.17	1.31	1.39
(b) finer than 30 denier:						
All nylon	11.50		13.55	1.38	1.53	1.64
Nylon leg	10.60		12.45	1.27	1.41	1.50
57-gauge:						
(a) 30 denier and coarser:						
All nylon	11.50		13.55	1.38	1.53	1.64
Nylon leg	10.60		12.45	1.27	1.41	1.50
(b) finer than 30 denier:						
All nylon	12.35		14.50	1.48	1.65	1.75
Nylon leg	11.50		13.55	1.38	1.53	1.64
60-gauge and higher:						
(a) 30 denier and coarser:						
All nylon	12.35		14.50	1.48	1.65	1.75
Nylon leg	11.50		13.55	1.38	1.53	1.64
(b) finer than 30 denier:						
All nylon	13.20		15.55	1.59	1.76	1.87
Nylon leg	12.35		14.50	1.48	1.65	1.75

Permissible addition for special constructions of Irregulars. Description will be found at end of this table

Extra lengths	$0.64		$0.75	$0.08	$0.08	$0.09
Outsize—14" to 14½" head	.64		.75	.08	.08	.09
Outsize—15" to 15½" head	1.28		1.50	.15	.17	.18
Outsize 16" and wider	1.91		2.25	.23	.24	.27
Nonrun	1.70		2.00	.20	.23	.24
Lace and mesh	1.28		1.50	.15	.17	.18
Jacquard	2.10		2.50	.25	.28	.30

(c) *Seconds*

39-gauge:						
All nylon	$6.00		$7.05	$0.72	$0.80	$0.85
Nylon leg	5.35		6.30	.64	.71	.76
42-gauge:						
All nylon	6.35		7.45	.76	.85	.90
Nylon leg	5.65		6.65	.68	.75	.80
45-gauge:						
All nylon	6.65		7.80	.80	.89	.94
Nylon leg	6.00		7.05	.72	.80	.85
48-gauge:						
All nylon	7.00		8.25	.84	.93	1.00
Nylon leg	6.35		7.45	.76	.85	.90
51-gauge:						
(a) 30 denier and coarser						
All nylon	7.35		8.65	.88	.98	1.04
Nylon leg	6.65		7.80	.80	.89	.94
(b) finer than 30 denier:						
All nylon	8.00		9.40	.97	1.06	1.13
Nylon leg	7.35		8.65	.88	.98	1.04

APPENDIX B—SCHEDULE OF MAXIMUM PRICES—Continued

TABLE 1—MAXIMUM PRICES FOR SALES OF FULL-FASHIONED CONTINUOUS FILAMENT NYLON HOSIERY [1]—continued

[All prices are net f. o. b. point of shipment]

(c) *Seconds*

(a)	(b) By manufacturers (per dozen) Unbranded	(c) By manufacturers (per dozen) Branded	(d) Wholesale (per dozen). Drop shipments 10% below these prices	(e) At retail (per pair) By chain and mail-order houses	(f) At retail (per pair) Buying from manufacturers	(g) At retail (per pair) Buying from wholesaler, also house to house
54-gauge and higher:						
(a) 30 denier and coarser:						
All nylon	$8.35		$9.80	$1.00	$1.11	$1.19
Nylon leg	7.65		9.00	.92	1.02	1.09
(b) finer than 30 denier:						
All nylon	9.00		10.60	1.09	1.20	1.27
Nylon leg	8.35		9.80	1.00	1.11	1.19

Permissible additions for special constructions of Seconds. Description will be found at end of this table

Extra lengths	$0.50		$0.59	$0.06	$0.06	$0.07
Outsize—14 to 14½" head	.50		.59	.06	.06	.07
Outsize—15 to 15½" head	1.00		1.18	.12	.13	.14
Outsize—16" and wider	1.50		1.76	.18	.19	.20
Nonrun	1.33		1.56	.16	.18	.19
Lace and mesh	1.00		1.18	.12	.13	.14
Jacquard	1.67		1.96	.20	.22	.24

(d) *Thirds*

39-, 42- and 45-gauge (all deniers):						
All nylon	$4.50		$5.30	$0.54	$0.60	$0.64
Nylon leg	4.00		4.70	.48	.53	.57
48- and 51-gauge (all deniers):						
All nylon	5.25		6.20	.63	.70	.75
Nylon leg	4.75		5.60	.57	.63	.68
54-gauge and higher (all deniers):						
All nylon	6.25		7.35	.75	.83	.89
Nylon leg	5.75		6.75	.69	.77	.82

Notes to Tables

[1] *How to use tables.* "Chain stores" and "Mail order houses" will find the maximum prices at which they may sell nylon hosiery in column (e) above, except that they may sell "branded" hosiery at branded prices in a sale at retail. Other retailers who buy unbranded hosiery direct from manufacturers will find the maximum prices at which they may sell nylon hosiery in column (f) and they will find in column (g) the maximum prices at which they may sell branded hosiery purchased from a manufacturer or hosiery (branded or unbranded) which they bought from a "qualified wholesaler" in a sale at wholesale. Hosiery sold "house to house" may be sold at the prices shown in column (g). Only first quality hosiery may be sold at branded ceiling prices.

Drop shipments under sales at wholesale are sales which qualify as sales at wholesale and in addition involve delivery to the retailer either from a place of business other than that of the seller-at-wholesale, or shipment by such seller to the retailer in substantially the same shipping case, shipping container, or outer covering in which the seller received the hosiery.

Manufacturers who are not retailers have but two possible types of sales. When they sell "branded hosiery" (as that term is defined in section 3 of the regulation) they will find their ceilings in column (c). Their unbranded hosiery ceilings are found in column (b). Hosiery classed as irregulars, seconds, or thirds may not be sold at "branded" ceilings. Manufacturers should likewise note that no hosiery which they sell to wholesale establishments may be sold at prices higher than those shown in column (d). Manufacturers who are also retailers will find an explanation of their retail prices in section 2 (c).

Description of constructions referred to in Table 1.

(a) *Extra length stockings* are those with a minimum length of 32½" finished.

(b) *Lace and mesh stockings* are those with a distinctive lace or mesh pattern throughout the leg portion, knit with full lace or modified lace tackle on a full-fashioned knitting machine. No lace or mesh premium may be applied to gauges higher than 51 if such premium results in a price greater than the corresponding lace or mesh price for 51 gauge.

(c) *Outsize hosiery* 14" and 14½" outsize hosiery is hosiery which:

(i) Is knit on 14" and 14½" needle bar using the full needle bar (with tolerance of 4 needles);

(ii) Is knit with no fashionings or narrowings in the flare;

(iii) Is boarded on outsize forms in accordance with accepted trade practice. 15" and 16" outsize hosiery is hosiery which is knit on a full 15" or 16" needle bar (with a tolerance of 4 needles) and is boarded on outsize forms in accordance with accepted trade practice. No outsize premium may be applied to gauges higher than 51 if such premium results in a price greater than the corresponding price of 51 gauge.

(d) *Non-run stockings* are those which are knit throughout the leg portion by one of the generally accepted methods of knitting non-run fabric. No non-run premium may be applied to gauges higher than 51 if such premium results in a price greater than the corresponding non-run price for 51 gauge.

(e) *All nylon.* If hosiery is made entirely of continuous filament nylon thread, or if the entire stocking is made with continuous filament nylon thread and any part of the foot is reinforced with another fibre; the hosiery is considered all-nylon. In the case of outsize hosiery, if the stocking is made with a cotton welt and is otherwise all-nylon except for foot reinforcement it is considered all-nylon.

(f) *Nylon leg.* If the leg is knitted entirely of continuous filament nylon thread, but some other portion of the stocking is made of another fibre (except for foot reinforcement described in (e) and cotton welt in outsize hosiery), the stocking is considered "nylon leg."

(g) *Jacquard stockings* are those made with a distinctive ornamental pattern or design on a full-fashioned knitting machine using a full Jacquard premium tackle. No Jacquard premium may be applied to gauges finer than 51 if such premium results in a price greater than the corresponding price for 51 gauge Jacquard stocking.

(h) *When additions for special constructions are allowed.* Permissible additions for special constructions are applicable to "all-nylon" and to "nylon-leg" stockings if the welts are made entirely of cotton or combinations of cotton and nylon and the feet are nylon.

APPENDIX B—SCHEDULE OF MAXIMUM PRICES—Continued

TABLE 2—MAXIMUM PRICES FOR SALES OF CIRCULAR KNIT CONTINUOUS FILAMENT NYLON HOSIERY [1]

[All prices are net f.o.b. point of shipment]

(a) *First quality*

Construction	(b) By manufacturer (per dozen)	(c) At wholesale (per dozen), drop shipments 10% below these prices	(d) At retail (per pair) By retailers buying from manufacturers	(e) At retail (per pair) By retailers buying from wholesalers, also house to house
280 needles:				
All nylon	$6.75	$8.10	$0.85	$1.00
Nylon leg	5.75	6.90	.70	.85
300-320 needles:				
All nylon	7.50	8.95	.95	1.10
Nylon leg	6.50	7.75	.80	.95
340 needles:				
All nylon	8.25	9.85	1.05	1.20
Nylon leg	7.25	8.65	.90	1.05
360-380 needles:				
All nylon	8.75	10.45	1.10	1.25
Nylon leg	7.75	9.25	.95	1.10
400 needles and higher:				
(a) 30 denier and coarser:				
All nylon	9.50	11.35	1.20	1.35
Nylon leg	8.50	10.15	1.05	1.25
(b) finer than 30 denier:				
All nylon	10.50	12.55	1.35	1.50
Nylon leg	9.50	11.35	1.20	1.35

Permissible additions for special constructions of First Quality

Single end mesh	$0.50	$0.55	$0.05	$0.05
Double end mesh	.75	.85	.10	.10
Outsizes	.50	.60	.10	.10
Extra length	.75	.85	.10	.10

(b) *Irregulars*

280 needles:				
All nylon	$5.75	$6.90	$0.72	$0.84
Nylon leg	4.90	5.85	.61	.71
300-320 needles:				
All nylon	6.35	7.60	.79	.92
Nylon leg	5.50	6.60	.68	.80
340 needles:				
All nylon	7.00	8.40	.87	1.02
Nylon leg	6.15	7.35	.76	.89
360-380 needles:				
All nylon	7.45	8.90	.92	1.08
Nylon leg	6.60	7.90	.82	.96
400 needles and higher:				
(a) 30 denier and coarser:				
All nylon	8.05	9.65	1.00	1.17
Nylon leg	7.20	8.60	.89	1.05
(b) Finer than 30 denier:				
All nylon	8.90	10.65	1.11	1.29
Nylon leg	8.05	9.65	1.00	1.17

Permissible additions for special constructions of Irregulars

Single end mesh	$0.43	$0.51	$0.05	$0.06
Double end mesh	.64	.75	.08	.09
Outsizes	.43	.51	.05	.05
Extra length	.64	.75	.08	.09

(c) *Seconds*

280 needles:				
All nylon	$4.50	$5.40	$0.56	$0.66
Nylon leg	3.85	4.60	.48	.56
300-320 needles:				
All nylon	5.00	6.00	.62	.73
Nylon leg	4.35	5.20	.54	.63
340 needles:				
All nylon	5.50	6.60	.68	.80
Nylon leg	4.85	5.80	.60	.71
360-380 needles:				
All nylon	5.80	6.95	.72	.85
Nylon leg	5.15	6.15	.64	.76

APPENDIX B—SCHEDULE OF MAXIMUM PRICES—Continued

TABLE 2—MAXIMUM PRICES FOR SALES OF CIRCULAR KNIT CONTINUOUS FILAMENT NYLON HOSIERY [1]—continued

[All prices are net f. o. b. point of shipment]

(c) *Seconds*

Construction	(b) By manufacturer (per dozen)	(c) At wholesale (per dozen), drop shipments 10% below these prices	(d) At retail (per pair) By retailers buying from manufacturers	(e) At retail (per pair) By retailers buying from wholesalers, also house to house
400 needles and higher:				
(a) 30 denier and coarser:				
All nylon	$6.35	$7.60	$0.79	$0.92
Nylon leg	5.65	6.75	.70	.82
(b) Finer than 30 denier:				
All nylon	7.00	8.40	.87	1.02
Nylon leg	6.35	7.60	.79	.92

Permissible additions for special constructions of seconds

Single end mesh	$0.33	$0.39	$0.04	$0.05
Double end mesh	.50	.59	.06	.06
Outsizes	.33	.39	.04	.05
Extra length	.50	.59	.06	.06

(d) *Thirds* (all deniers)

280 needles:				
All nylon	$3.40	$4.05	$0.42	$0.49
Nylon leg	2.90	3.45	.36	.42
340 needles and higher:				
All nylon	4.10	4.95	.51	.60
Nylon leg	3.65	4.35	.45	.53

[1] All retailers who buy from manufacturers will find ceiling prices at which they may sell women's nylon hosiery in column (d) of this table. If the hosiery is bought by the retailer from a "qualified wholesaler" in a sale at wholesale he may use the ceiling prices shown in column (e).

When additions for special constructions are allowed. Permissible additions for special constructions are applicable to "all-nylons", and to "nylon-leg" stockings if the welts are made entirely of cotton or combinations of cotton and nylon and the feet are nylon.

TABLE 3—MAXIMUM PRICES FOR SALES OF SPECIAL CONSTRUCTIONS OF NYLON HOSIERY [1]

[All prices are net f. o. b. point of shipment]

Description	(b) By manufacturers (per dozen)	(c) At wholesale (per dozen). Drop shipments 10% below these prices [2]	(d) At retail (per pair) By chain and mail order houses	(e) At retail (per pair) By other retailers Buying from manufacturers	(f) At retail (per pair) By other retailers Buying from wholesalers
(1) Spun Nylon: [3]					
(i) Standard:					
First quality	$10.00	$11.75	$1.20	$1.35	$1.40
Irregulars	8.50	10.00	1.02	1.13	1.21
Seconds	6.65	7.80	.80	.89	.94
Thirds	5.00	6.90	.60	.67	.71
(2) Combination [4] or blended: [5]					
(i) Standard:					
First quality	9.00	10.60	1.10	1.20	1.30
Irregulars	7.65	9.00	.92	1.02	1.09
Seconds	6.00	7.05	.72	.80	.85
Thirds	4.50	5.30	.54	.60	.64
(ii) Outside:					
First quality	9.75	11.50	1.20	1.30	1.40
Irregulars	8.30	9.80	1.00	1.10	1.18
Seconds	6.80	7.95	.78	.87	.92
Thirds	4.90	5.75	.59	.65	.69
(3) Cut and sewn lace or mesh:					
(i) All nylon:					
First quality	14.00	16.45	1.70	1.85	2.00
Irregulars	11.90	14.00	1.43	1.55	1.69
Seconds	9.35	11.00	1.12	1.25	1.32
Thirds	7.00	8.25	.84	.93	.99
(ii) Nylon leg:					
First quality	13.00	15.30	1.55	1.75	1.85
Irregulars	11.05	13.00	1.33	1.47	1.56
Seconds	8.70	10.25	1.05	1.16	1.23
Thirds	6.50	7.65	.79	.87	.92

[1] "Chain stores" and "mail order houses" will find the maximum prices at which they may sell hosiery of the above listed special constructions in column (d). Other retailers who buy from manufacturers will find their ceiling prices in column (e), and they will find in column (f) maximum prices at which they may sell such hosiery bought from a "qualified wholesaler" in a sale at wholesale.

[2] Spun nylon hosiery is made entirely from yarn spun from 100 percent nylon staple fiber.

[3] Blended nylon hosiery is made entirely from yarn spun from blends or mixtures of nylon staple fibers and any other staple fibers.

[4] Combination nylon hosiery is made entirely of yarn composed of nylon yarn combined and twisted with any yarn other than nylon.

Effective date. This amendment shall become effective June 17, 1946.

NOTE: The record-keeping and reporting requirements of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 17th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10335; Filed, June 17, 1946; 11:36 a. m.]

PART 1305—ADMINISTRATION

[Rev. SO 127,[1] Incl. Amdts. 1 and 2]

EXEMPTION AND SUSPENSION OF CERTAIN COMMODITIES AND SERVICES FROM PRICE CONTROL IN TERRITORIES AND POSSESSIONS OF THE UNITED STATES

This compilation of Revised Supplementary Order 127 includes Amendment 2, effective June 22, 1946. Additions, amendments, redesignations and deletions by Amendment 2 are indicated by underscoring or notes.

A statement of the considerations involved in the issuance of this supplementary order, issued simultaneously herewith, has been filed with the Division of the Federal Register.[2]

ARTICLE I—EXEMPTION OF CERTAIN ARTICLES OF CONSUMER GOODS

Sec.
1.1 Articles exempted from price control.
1.2 Consumer durable goods articles.
1.3 Leather, fur and fibre articles.
1.4 Textile articles.

ARTICLE II—SUSPENSION OF CERTAIN ARTICLES OF CONSUMER GOODS

2.1 Articles suspended from price control.
2.2 Leather, fur and fibre articles.
2.3 Apparel articles.

ARTICLE III—EXEMPTION OF CERTAIN MACHINES, PARTS, INDUSTRIAL MATERIALS AND SERVICES, PAPER AND PAPER PRODUCTS, RUBBER, CHEMICALS AND DRUGS

3.1 Articles exempted from price control.
3.2 Building materials.
3.3 Lumber and primary forest products.
3.4 Machines and parts and machinery services.
3.5 Paper and paper products.
3.6 Rubber, chemicals and drugs.

ARTICLE IV—SUSPENSION OF CERTAIN MACHINES, PARTS, INDUSTRIAL MATERIALS AND SERVICES, PAPER AND PAPER PRODUCTS, RUBBER, CHEMICALS AND DRUGS

4.1 Articles suspended from price control.
4.2 Building materials.
4.3 Lumber and primary forest products.
4.4 Machines and parts and machinery services.
4.5 Metals.
4.6 Paper and paper products.
4.7 Rubber, chemicals and drugs.

ARTICLE V—EXEMPTION OF CERTAIN FOODS, GRAINS AND CEREALS, FEEDS, TOBACCO AND TOBACCO PRODUCTS, AGRICULTURAL CHEMICALS, INSECTICIDES AND BEVERAGES

5.1 Exemption from price control.

[1] 10 F.R. 14500.

[2] Statements of the Considerations are issued simultaneously with amendments. Copies may be obtained from the Office of Price Administration.

ARTICLE VI—SUSPENSION OF CERTAIN FOODS, GRAINS AND CEREALS, FEEDS, TOBACCO AND TOBACCO PRODUCTS, AGRICULTURAL CHEMICALS, INSECTICIDES AND BEVERAGES

Sec.
6.1 Commodities and services suspended from price control.
6.2 Beverages.

ARTICLE VII—GENERAL PROVISIONS

7.1 Articles not affected by this order.
7.2 Records.

ARTICLE VII—GENERAL PROVISIONS—Continued

7.3 Relationship between this order and other regulations.
7.4 Definitions for the purpose of this supplementary order.
7.5 Geographical applicability.

ARTICLE I—EXEMPTION OF CERTAIN ARTICLES OF CONSUMER GOODS

SECTION 1.1 *Articles exempted from price control.* Notwithstanding the provisions of any price regulation or order heretofore or hereafter issued (except an amendment of this order) by the Office of Price Administration, all purchases, sales and deliveries, unless otherwise stated below, of any articles of consumer goods listed in the sections appearing under this article are exempt from price control.

SEC. 1.2 *Consumer durable goods articles.* (a) The following articles of personal accessories:

Comb cleaners.
Comforter grippers.
Decorative combs designed for use exclusively as hair ornaments.
Hand fans.
Imitation, synthetic and semiprecious stones for jewelry purposes only.
Jewelry of the following types (including costume jewelry) except when sold with or as a part of any article subject to price control such as apparel and time pieces:
Bracelets.
Brooches.
Charms.
Compacts and vanity cases made of precious metals (not including articles plated with precious metals).
Cuff links.
Earrings.
Findings.
Insignia and emblems.
Lipstick holders made of precious metals (not including articles plated with precious metals).
Mountings.
Necklaces.
Pendants.
Pins.
Rings.
Watch bracelets.
Men's accessories, such as tie clips, money clips, key chains, watch chains, belt buckles, etc.
Shaving equipment made of precious metals (not including shaving equipment plated with precious metals).
Shoe horns.
Smoking equipment and accessories except tobacco, cigars, cigarettes, matches and apparel.
Tail, wing and pointer turkey feathers.
Wigs and toupees.
Wood hair curlers.

[Paragraph (a) amended by Am. 2, effective 6-22-46]

(b) The following articles of household accessories:

Artificial or preserved grass, plants, stems, buds, vines, fruits, flowers, petals, leaves and foods for decorative household use and store display purposes.
Beverage coasters.
Book ends.
Bookmarks (except paper).
Christmas decorations.
Christmas tree holders.
Christmas tree ornaments including electric light bulbs, cords and sets.
Chrome or chrome trimmed or silver plated carafes, jug sets or vacuum coffee servers sold for household or personal use.
Cigarette urns.
Cocktail shakers, ice bowls and buckets.
Figurines and ornamental statutary designed for ornamental use (not including articles which may be used for any other purpose).
Glass ice balls for "chilling without diluting" food and beverages.
Hand bells.
Hand painted pictures.
High lead content crystal glassware, completely hand fashioned without the use of moulds or rings.
Holloware made of precious metals or plated with precious metals.
Incense burners.
Miniature furniture used as containers for flowers, candy, cigarettes, etc. (except packaging supplied by seller of the packaged article).
Miniature size novelties made of glass, china, wood, plastic, plaster, etc., which have no tableware use and are made for collector's purposes only, including miniature size decorative glass bottles other than perfume bottles.
Mirror covered boxes when sold separately and not as part of a unit containing an article not exempt.
Mirror table plateaus.
Music boxes when sold separately and not as part of an article not exempt.
Napkin rings.
Novelty cigarette, cigar, and playing card boxes when sold separately and not as part of a set (except paper or paperboard articles and packaging supplied by a seller of the packaged article).
Novelty and decorated serving trays.
Novelty pouring and measuring caps for liquor bottles.
Novelties made of alabaster, marble, onyx, shell, bark, bone, horn, butterfly wings and gourds for decorative household use or made for collectors' purposes.
Novelty wall plaques, masks, and decorations designed solely for ornamental use, but not including articles which may be used for any purpose whatsoever other than ornamentation.
Paper weights.
Picture frames and framed pictures (except portrait photographs).
Pin cushions.
Party novelties made in part of candy, nuts or cosmetics.
Place card holders and place cards (except paper).
Poker chips and racks.
Portable door stops.
Reading racks (except typewriter copy holders).
Self-feeding baby bottle holders.
Shoe racks.
Tie racks.
Wood carved figures and animals.
Articles of glassware, china or pottery for decorative household use (except lamp bases and articles for the preparation, storage and service of food and beverages).

[Paragraph (b) amended by Am. 2, effective 6-22-46]

(c) The following articles of housewares:

Anti-splasher faucet attachments.
Barbeques for household use.
Barometers for household use.
Bird houses, feeders and baths.
Bird cages, stands and hooks.
Bottle cappers for household use.
Bowl covers and bags made of fabric or plastic for household use in preserving food and beverages.
Bread and meat boards for household use.
Brushes for applying lipstick or cosmetics.
Brushes, eyebrow.
Carpet and rug beaters.
Cedar chip and sawdust bags for use as moth repellents.
Clothesline props and reels.
Clothespins.
Coffee grinders, hand operated, for household use.
Corn poppers for household use.
Cutlery boxes.
Dehydrators, food, for household use.
Deodorizers for use in household ice boxes and refrigerators only.
Dinner bells and chimes.
Dog and cat beds, cushions, mattresses and diners.
Dog houses, kennels and exercise pens.
Fireplaces, (portable).
Fireplace equipment.
Fire escapes (portable), for attachment to residences.
Flag poles and staffs.
Garment bags, except paper bags.
Hat racks.
Housenumber markers and holders.
Hygrometers for household use.
Ice shavers for household use.
Ice cube tongs for household use.
Kitchenware items when sold to consumers for 30¢ or less.
Lamp shade covers.
Mantel pieces, ornamental.
Plastic flower boxes.
Portable household and picnic type ice chests.
Rubber bottle stoppers usually sold as liquor accessories.
Shopping carts.
Spoons, flat wooden, not sold to ultimate consumer.
Tooth picks.
Wood knife holders.
Wood log carriers.

[Paragraph (c) amended by Am. 2, effective 6-22-46]

(d) The following articles of hardware:

Aluminum horse shoes.
Dock rollers.
Foot scrapers.
Garden carts.
Garden hose reels.
Grass catchers.
Ice creepers.
Lawnmower sharpeners.
Nail strippers.
Safety air vents for wine fermentation.
Sawbucks.
Ship bells.
Sleigh bells
Traps and snares for animals.
Tree saver bands.

[Paragraph (d) amended by Am. 2, effective 6-22-46]

(e) The following articles of sporting goods:

Aquatic sporting goods other than apparel and shoes.
Archery equipment other than apparel.
Badminton equipment other than apparel and shoes.
Baseball equipment except shoes.
Basketball equipment except shoes.
Boats.
Bowling and billiard equipment and accessories except apparel and shoes.
Boxing, wrestling and striking bag equipment except apparel and shoes.
Canoes and accessories except sails.
Cartridge case trimmers, reloaders, swedgers and reshapers for use in hand loading ammunition.
Clay pigeons and traps for releasing clay pigeons.
Croquet sets and equipment.
Custom-built (uncatalogued), or rebuilt, enhanced guns.
Decoys, bird and game.
Exercise equipment (dumbbells, elastic chest pulls, grip developers, Indian clubs, medicine balls, steel spring exercisers, wands and home exercise machines).
Fencing equipment except shoes.
Field hockey equipment except shoes.
Fishing tackle.
Football equipment except shoes.
Game calls, bird and game.
Golf equipment except apparel and shoes.
Gymnasium apparatus.
Ice hockey equipment.
Ice skates and combination of shoes and skates, but not shoes without skates.
Paddle tennis equipment.
Playground apparatus.
Portable camp stoves designed for use with solidified gasoline as a fuel.
Roller skates and shoes and skate combinations, but not shoes.
Shuffleboard equipment.
Skis and skis equipment except apparel and shoes.
Snowshoes.
Soccer equipment except shoes.
Softball equipment except shoes.
Squash equipment other than apparel and shoes.
Table tennis equipment.
Tennis equipment except apparel and shoes.
Toboggans, bobsleds and equipment except apparel and shoes.
Track and field equipment (javelins, discus, athletic shot, toe boards, athletic hammer, vaulting poles, vaulting and jump standards).
Volley ball equipment except apparel and shoes.

[Paragraph (e) amended by Am. 2, effective 6-22-46]

(f) The following articles of photographic equipment:

Densitometers.
Diffusing Screens.
Film-hanger Racks.
Film Sheaths.
Film-slitters.
Lens caps.
Montage Kits.
Paper safes.
Plate drying racks.
Plate holders.
Print embossers.
Print paddles.
Print tongs.
Projector stands.
Retouching desks.
Slide changers.
Slide-film viewers.
Stirring rods.
Trimming-board guides.
Tripod tips.
Vignetters.

(g) The following articles of household furniture:

Cobblers' benches (for use as a living room novelty piece).
Costumers.
Folding screens.
Foot stools and hassocks except ottomans for matched sets.
Furniture made entirely of glass.
Furniture made wholly or predominantly of glass or mirrors.
Hall clocks (grandfather type) and cabinets.
Hand carved wood wall brackets, wall pockets and sconces. (This does not include shadow boxes, curio cabinets or other hanging wall cabinets.)
Hand decorated articles of furniture rebuilt from substantially different articles of used furniture.
Humidor smoking cabinets.
Magazine racks and baskets. (This does not include tables or combination units.)
Plant stands and ferneries.
Porch gates, when sold under the following conditions:
To consumers for $3.00 or less.
To dealers for $1.65 or less.
To jobbers for $1.40 or less.
Portable bars and back bars for household use.
Sewing cabinets (except cabinets for sewing machines).
Spinning wheels.
Tea wagons.
Umbrella stands.
Wall racks (all hanging, such as shadow boxes, corner shelves, knick-knack, whatnots, sconces, etc.).
Wood radiator enclosures.

[Paragraph (g) amended by Am. 2, effective 6-22-46]

(h) The following articles of floor coverings:

Custom made rugs (when made on a special order for an ultimate consumer according to special designs required by said ultimate consumer and when only one such rug of a particular pattern is produced in any one size rug).
Navajo rugs, genuine, woven by Indians.
Rugs, the wearing surface of which is made wholly of animal skins.

[Paragraph (h) amended by Am. 2, effective 6-22-46]

(i) The following articles of toys:

Magician's tricks.
Toys and games when sold under any of the following conditions:
To consumers for $.25 or less.
To retailers for $.15 or less.
To wholesalers for $.12 or less.

(j) The following articles of professional goods:

Artists' supplies such as, but not limited to, easels, pallets, drawing boards and water colors.
Bronze cinerary urns, sarcophagi.
Casket lowering devices.
Dental instruments, equipment and supplies for use by dentists, including but not limited to forceps, pliers, handpieces, scalers, elevators, impression compounds, etc., but not including office furniture and dentifrices.

Exercise machines and devices.
Ice cans for industrial ice making, machinery and equipment.
Laboratory apparatus built to specifications of the purchaser when no more than six identical items are manufactured (except scientific instruments covered by Revised Maximum Price Regulation No. 136).
Scientific instruments designed primarily for use in laboratories and hospitals (except those covered by RMPR No. 136).
Scientific optical instruments (except those covered by RMPR 136 and binoculars and monoculars, field glasses, photographic equipment and single lens hand magnifiers and readers).
Stearcograph machines.
Suntan face reflectors.
Surgical instruments or machines for use by physicians, surgeons or hospitals, including, but not limited to, forceps, clamps, surgical needles, knives, retractors, dilators, cardiographs, etc. But not including hospital or office furniture, or surgical supplies such as bandages, adhesive tape, etc.
Watch repair hand tools designed specifically for use in repair or assembling of watches or clocks such as case openers, movement holders, hand and pinion removers, jewel tools, balance poising calipers, and tools, etc. General purpose tools such as tweezers, pliers, saws, screw drivers are not exempt.

[Paragraph (j) amended by Am. 2, effective 6-22-46]

(k) The following articles of equipment and supplies:

Advertising novelties, other than paper (such as: pens, pencils, tooth picks, knives, cigarette lighters, leather backed calendar pads, writing kits, playing cards, thermometers, barometers, hydrometers) which are sold to an advertiser who gives them away for purposes of publicity without cost to the recipient. These articles must be imprinted with the name of the advertiser or the name of the recipient before delivery by the manufacturer.
Automatic rotary cookers.
Cemetery flower vases with invertible insert, and designed to be so placed into the ground that the top of the vase is flush with the ground level.
Coin operated machines such as, but not limited to, scales, vending machines, amusement machines, music machines, and cabinets manufactured exclusively for such machines, but not including domestic laundry equipment, electrical household appliances and business machines.
Commercial and institutional kitchen appliances and fixtures for use in hotels, restaurants, schools, hospitals, industrial and public cafeterias and similar establishments. This does not include articles which are customarily used both in stores and commercial and institutional kitchens such as slicing machines, food choppers, food grinders and coffee grinders.
Deodorizers, portable, mechanical and electrical.
Electrically operated map cases.
Florists' foliage, decorative and trimming products.
Metal bindings or slides for use on maps, map cases, charts, calendars, tariff sheets, advertising matter, etc.
Mineral, geological, botanical and zoological specimens and microscopic slides for educational purposes.
Miniature and scale model furniture sold for use in sales promotion.
Records or electrical transcriptions of special studio programs or of live commercial radio broadcast programs when sold to advertising agencies, advertisers, radio broadcast stations, commercial radio program producers, or participating artist, for rebroadcast, advertising, promotion, or reference purposes only, and not for sale to the general public.
Signs, advertising, street, etc.
Three dimensional sculptured or cast anatomical models (human, botanical, zoological) used for educational purposes.
Tax and payroll calculators, non-mechanical, which use charts to indicate or compute taxes and payrolls.
U. S. Post Office mail boxes for sale to U. S. Government.
Wire forms for floral wreaths and wire easels for floral displays.

[Paragraph (k) amended by Am. 2, effective 6-22-46]

(l) The following miscellaneous articles:

Automobile steering wheel covers.
Braille writers (portable).
Carbide lamps and lanterns.
Chess boxes and checker boards, handmade and inlaid.
Coir yarn mats.
Cow bells, bull rings, cattle leaders and bull snaps.
Crib blanket holders or quilt holders.
Decorative and memorial tablets and plaques.
Fish nets.
Gas masks, safety goggles and respirators.
Glider slip covers, glider replacement cushion sets, glider raincoats, beach chair replacement covers.
Handcuffs and billies.
Life buoys and preservers.
Life saving equipment.
Musical instruments except phonographs and radios.
Plaques and loving cups awarded as trophies for tournaments, athletic events, etc.
Portable camp and picnic type ice chests.
Rubber shapes and figures (inflated) used for display or advertising.
Tent supports.
Unglazed flower pots.
Wood, leather, metal, cloth, paper or pottery souvenirs on which have been printed, engraved, stamped, or burned the names or pictures of cities, towns, camp, resorts, or states which are sold only as souvenir items.

[Paragraph (l) amended by Am. 2, effective 6-22-46]

SEC. 1.3 *Leather, fur and fiber articles.*

Coir yarn.
Dressed badger hair.
Dressed palmetto fiber.
Dressed pony hair.
Hames.
Horse and cattle covers and blankets (other than utility and camp blankets), which are:
(a) Cut, shaped, fitted and fabricated from cotton, jute or wool fabric, with leather straps, hardware and other attachments; or
(b) Square unscoured blankets, 80" x 84" and larger, with reinforced leather straps.
Sisal plastering fiber and sisal plastering filling.

[Sec. 1.3 amended by Am. 1, 11 F.R. 1040, effective 12-20-45 and Am. 2, effective 6-22-46]

SEC. 1.4 *Textile articles.*

Cloak hanger covers.
Coaster jackets.
Coffee urn bags.
Decorative yarns when sold by the manufacturer in quantities which, except in unusual instances, do not aggregate more than 2,000 pounds of any one style to any one purchaser during any 6-month period. As used herein: "decorative yarns" means yarns designed for and used solely as decoration in those apparel fabrics which do not consist, apart from decoration, entirely of cotton; "style" refers to yarn of a particular count, color and twist.
Flags.
Fishing lines, including tarred fishing lines, composed in whole or in part of silk, rayon, nylon, linen or cotton.
Home appliance covers.
Lamp shade covers.
Novelty tinsel thread and yarn.
Raw silk (greige), pierced silk cocoons, and raw silk waste.
Sewing machine covers.
Shoe polisher mitts.
Soap mitts.
Washing machine covers.

[Sec. 1.4 amended by Am. 2, effective 6-22-46]

ARTICLE II—SUSPENSION OF CERTAIN ARTICLES OF CONSUMER GOODS

SEC. 2.1 *Articles suspended from price control.* Notwithstanding the provisions of any price regulation or order heretofore or hereafter issued (except an amendment of this order) by the Office of Price Administration, price control is suspended as to all purchases, sales and deliveries, unless otherwise stated below, of any articles of consumer goods listed in the sections appearing under this article. These suspensions are for an indefinite period of time except when it is otherwise specifically provided by the Administrator.

SEC. 2.2 *Leather and fur and fiber articles.* Furs, skins, and peltries other than the following:

Cat, Spotted, South American (including Brazilian and Mexican).
Deer.
Fox, Gray.
Hare.
Kid, African (Eritrean).
Kid, Indian.
Lamb, Indian "Bombay."
Lamb, Indian Moire (also known as Indian Broadtail).
Lamb, Lincoln.
Lamb, Mouton.
Marmot.
Muskrat.
Opossum, North American.
Pony.
Rabbit.
Raccoon.
Skunk.
Squirrel.
Wolf.

SEC. 2.3 *Apparel articles.* For garments (garments of which the entire external surface, except for trimming, is made of fur), fur shells or fur garments and fur trimmings and collars, other than such articles made from the following furs, skins and peltries:

Cat, Spotted, South American (including Brazilian and Mexican).
Deer.
Fox, Gray.

Hare.
Kid, African.
Lamb, Indian "Bombay."
Lamb, Indian Moire (also known as Indian Broadtail).
Lamb, Lincoln.
Lamb, Mouton.
Marmot.
Muskrat.
Opossum.
Pony.
Rabbit.
Raccoon.
Skunk.
Squirrel.
Wolf.

ARTICLE III—EXEMPTIONS OF CERTAIN MACHINES, PARTS, INDUSTRIAL MATERIALS AND SERVICES, PAPER AND PAPER PRODUCTS, RUBBER, CHEMICALS AND DRUGS

SEC. 3.1 *Articles exempted from price control.* Notwithstanding the provisions of any price regulation or order heretofore or hereafter issued (except an amendment of this order) by the Office of Price Administration, all purchases, sales and deliveries, unless otherwise stated below, of any of the commodities and services listed in the sections appearing under this Article III are exempted from price control. The exemption of a commodity does not, however, exempt installed sales or installation services in connection with such commodity unless it is specifically so provided.

[Sec. 3.1 amended by Am. 2, effective 6-22-46]

SEC. 3.2 *Building materials.* (a) Construction materials and refractories as follows:

Architectural terra cotta.

(b) Iron and steel products as follows:

Cast iron cornices.
Continuous stove wood pipe.
Machine-banded wood pressure pipe.
Ornamental iron brackets.
Prefabricated non-dwelling structures—limited to direct sales to users by manufacturers, other than retail lumber yard dealers or an agent or employee thereof, whose gross sales during any calendar year are $5000 or less.
Solid bored wood pressure pipe, machine-banded or wire-bound.
Steel and iron marquees.
Wire-bound wood pressure pipe.
Wood-lined pressure pipe.
Wrought iron balustrades.
Wrought iron fences.

[Paragraph (b) heading amended; items "Lightning rods" and "Weather vanes" deleted by Am. 2, effective 6-22-46]

(c) Millwork, containers and accessories as follows:

Wooden cooperage dowels.
Wooden picture frame mouldings.

(d) Miscellaneous as follows:

Weather vanes.

[Paragraphs (c) and (d) added by Am. 2, effective 6-22-46]

SEC. 3.3 *Lumber and primary forest products.* (a) Lumber products as follows:

Foundry riddle rims (knife cut or saw cut) made wholly or principally of wood.

(b) Miscellaneous primary forest products as follows:

Florist foliage.

SEC. 3.4 *Machines and parts and machinery services.* (a) Electrical equipment as follows:

Batteries, wet-cell electric storage, when sold by a manufacturer to a brand owner.
Bi-metallic strips.
Lightning fixtures, especially designed and built for individual installation, excluding modifications of standard items.
X-ray equipment and supplies, exclusive of X-ray tubes.
(1) Bells (including tubular tower bells) upon which musical selections are played and (2) Peals of bells or chimes of bells when designed for installation in the towers of religious, educational or similar institutions.
Radio tubes and parts when sold by a manufacturer to a brand owner for replacement purposes only.

(b) Miscellaneous equipment as follows:

Amusement riding devices (such as roller coaster, whip, caterpillar, kiddy rides, octopus, loop-o-plane, scooter, swings, ferris wheel, merry-go-round) when sold for installation in amusement parks, carnivals or for use in itinerant amusement enterprises, excluding power units and power transmission units for operating devices, highway vehicles and railroad cars for transporting the devices.
Gas meters, tin-cased.
Horseshow buggies and horserace sulkies.
Lightning rods.
The following machinery and equipment (exclusive of hand tools, hand jacks, trucks, tractors, tractor cranes, trailers and industrial trucks) when specifically designed and sold for use as ground handling and maintenance equipment for aircraft.
Handling equipment as follows:
Slings, cradles and stands.
Engine handling fixtures and equipment.
Landing gear handling fixtures and equipment.
Dollies.
Cranes.
Jacking equipment.
Service docks and personal service stands and ladders.
Mobile training units (for mechanics and other ground personnel).
Ramp equipment item as follows:
Passenger stairways.
Baggage and cargo handling equipment.
Refueling stands and refueling ladders.
Tow bars and adapters.
Wheel chocks.
Moorings.
Starting service equipment.
Demagnetizing equipment.
Protective covers and pads.
Voting machines, and parts.

[Paragraph (b) amended by Am. 2, effective 6-22-46]

(c) Processing machinery and parts as follows:

Broom sewing machines and parts.

(d) Transportation equipment and services as follows:

Repair to ships and boats when undertaken for a war procurement agency.
Sails and sailmaking.

[Paragraph (d) amended by Am. 2, effective 6-22-46]

SEC. 3.5 *Paper and paper products.* (a) Miscellaneous coarse papers and paperboard products as follows:

Stamped envelopes sold to and by the Post Office Department of the United States Government.

[Paragraph (a) heading amended by Am. 2, effective 6-22-46]

SEC. 3.6 *Rubber, chemicals and drugs.* (a) (1) Chemicals and drugs when sold for the purposes of scientific and medical research, for analytical and educational uses or for quality control of industrial products as follows:

Laboratory reagent specialty solutions.
Prepared culture media.
Reagent chemicals.

(2) Chemicals and drugs as follows:

Annatto seeds.
Aconitum heterophyllum.
Botanical drugs, domestic and imported, whether crude, milled, ground or powdered, and solid, fluid and powdered extracts of the foregoing.
Brucine sulphate.
Cochineal.
Commercial and display fireworks.
Crude botanical drugs imported from Canada.
Deodorizers for use in ice boxes and refrigerators only.
Emetine hydrochloride.
Floor sweeping compounds.
Guinea pig complement.
Gum Ghatti.
Meat tenderizers.
Quinidine and its salts in all forms.
Saffron.
Saponin (extract of soap bark).
Thallium sulphate.

[Subparagraph (2) amended by Am. 1, 11 F.R. 1040, effective 12-20-45 and Am. 2, effective 6-22-46]

(b) Miscellaneous commodities made in whole or in part of rubber, synthetic or substitute rubber and related services, as follows:

Advertising streamers made from coated fabrics.
Bust forms and fillers (other than surgical bust forms and fillers).
Fishnet bladders.
Items made from the covering of the caecum of a sheep or cow.
Seine buoys.
The service of recapping airplane tires with airplane types of tread.
The service of repairing airplane tires with types of repairs designed for airplane use.

[Paragraph (b) amended by Am. 2, effective 6-22-46]

ARTICLE IV—SUSPENSIONS OF CERTAIN MACHINES, PARTS, INDUSTRIAL MATERIALS AND SERVICES, PAPER AND PAPER PRODUCTS, RUBBER, CHEMICALS AND DRUGS

SEC. 4.1 *Articles suspended from price control.* Notwithstanding the provisions of any price regulation or order heretofore or hereafter issued (except an amendment of this order) by the Office of Price Administration, price control is suspended as to all purchases, sales and

deliveries, unless otherwise stated below, of any of the commodities and services listed in the sections appearing under this article. These suspensions are for an indefinite period of time except when it is otherwise specifically provided by the Administrator.

[Above paragraph designated as section 4.1 and amended by Am. 2, effective 6-22-46. Former sections 4.1 through 4.4 are renumbered as sections 4.2 through 4.5, respectively by Am. 2]

SEC. 4.2 *Building materials.* (a) Construction materials and refractories as follows:

Architectural dimension stone, monuments and memorials.
Chemical stoneware.
Talc, ground soapstone and pyrophyllite.

(b) Mechanical building equipment as follows:

(1) Hardware as follows:

Casket and casket shell hardware.
Mail chutes, except pneumatic.

(2) Miscellaneous cast and sheet metal building materials as follows:

Aluminum molding, binding and edging.
Caps, corners and cornices.
Cast iron risers manufactured in accordance with the specifications of applicable sanitary laws or regulations.
Coal chutes.
Flag poles and staffs.
Metal awnings.
Non-metallic air and fume conductor devices and accessories.
Stainless steel molding, binding and edging.
Tie rods and accessories, except inserts, especially designed for concrete form construction which become permanent parts of the structure.
Vault doors.
Walk gates, not including farm gates and fences.
Window guards.

(3) Valves and pipe fittings as follows:

Automatic regulating valves and float valves (i) Larger than 3" IPS regardless of pressure rating. (ii) All sizes designed to operate at pressures in excess of 125 pounds per square inch pressure and when used for the control of liquids, vapors and gases in industrial, marine and railroad installations.
Automatically and manually operated safety and relief valves (not including combination temperature pressure relief valves for hot water supply systems).
Bronze fittings and valves with ends for high temperature brazing but not including fittings or valves using solder materials for joining.
Forged steel fittings, screwed ends, flanged ends and welding ends, except steel welding fittings designed to operate at pressure less than 250 pounds per square inch pressure.
Iron, bronze or steel lubricated or asbestos packed plug valves.
Manually operated, motorized and motor operated valves designed to operate at pressure exceeding 250 pounds steam working pressure per square inch, regardless of size or material.
Pipe fittings manufactured from steel, carbon steel or alloy steel having screwed, flanged or welding ends regardless of size or pressure, except steel welding fittings and flanges designed to operate at pressure less than 250 pounds per square inch pressure.
Screwed end and flanged and pipe fittings and pipe unions designed to operate at pressure exceeding 250 pounds steam working pressure per square inch regardless of size.
Single pressure and multi-pressure 2, 3 and 4 way hydraulic and pneumatic valves.
Steel turbine valves.
Valves especially designed for paper and pulp mill services and so designated by the manufacturer.
Valves having copper alloy bodies larger than 4" IPS.
Valves having ferrous bodies larger than 8" IPS.
Valves having ferrous bodies with hub ends.
Valves having forged steel body.
Valves having steel, carbon steel or alloy steel body.

(4) Piping accessories as follows:

Cocks, ground key, plug type corporation, curb and service patterns as used by water and gas utilities for underground water and service connections.
Indicating pressure gauges:
(i) Having cast cases with dial faces 4½" diameter and larger.
(ii) Having pressed metal cases with dial faces 6½" and larger.
(iii) Having cast or phenolic plastic cases and made to any U. S. Navy specifications.
Indicating pressure test gauges, all types.
Perfection oil gates.
Post indicators.
Wood casing for pipe.

(5) Plumbing equipment and accessories as follows:

Cast iron pressure pipe and fittings.
C. N. I. Alloy cast iron thread pipe, couplings and nipples.
Fire hydrants of the dry and wet barrel type.
Liquid soap dispensing equipment, except portable or detachable self-contained units.
Manholes and covers.
Metal clad wooden plumbing fixtures.
Meter boxes (outside).
Oil separators, all types, except those covered by RMPR 136.
Plastic pipe and tubing manufactured from copolymer vinyl and vinylidene.
Repair clamps and couplings, except garden hose clamps and couplings.

[Paragraph (b) amended and (c) and (d) added by Am. 2, effective 6-22-46]

(c) Millwork, containers and accessories as follows:

Bourbon grade stave and heading bolts.
Cigar boxes, wooden, or combination wood and paper.
White oak bourbon cooperage and bourbon cooperage stock which meets the grade requirements specified in the "Grade Rules and Specifications" of the Associated Cooperage Industries of America, Inc.

(d) Miscellaneous as follows:

Flexible glass decorative materials.

SEC. 4.3 *Lumber and primary forest products.*

NOTE: This section and headnote have been inserted for reference only. No lumber or primary forest products are to be deemed suspended under this section.

SEC. 4.4 *Machines and parts and machinery services.* (a) Electrical equipment as follows:

Search lights, military, completely assembled.

(b) Machine tools and parts as follows:

Spring-winding and spring-forming machinery.
[Item "Spring-winding and wire forming machinery." deleted by Am. 2, effective 6-22-46]

(c) Miscellaneous equipment as follows:

Air preheaters, economizers and superheaters, designed and sold for use with steam generating equipment described in this paragraph (c).
Alarms, fire, which function entirely by mechanical means.
Blocks and sheaves, tackle.
Burners, gas, industrial, designed for use with products covered by RMPR 136.
Burners, oil, industrial and marine, burning No. 5 oil or heavier, except rotary and gun type burners under MPR 591.
Bushings, wood, subject to RMPR 136.
Bushings, combination wood and metal, subject to RMPR 136.
Casters, industrial.
Chains, tire.
Chain hoists (manually operated).
Clamps.
Clevises covered by RMPR 136.
Clockwork systems, used in connection with industrial mechanical recording, controlling and indicating instruments. (This does not include signalling devices and or systems).
Cloth, industrial woven metallic wire, including pulp and paper mill wire cloth, but not including insect screen cloth, hardware cloth, poultry netting, welded wire fabric and items subject to MPR 133 or MPR 246.
Controls, electric organ.
Controls, chair iron.
Conveyors and conveying systems, industrial of the stationary fixed type except those designed especially for mining use or use with construction plants, or attached to construction or mining machinery, and except portable conveyors and loaders.
Cranes, bridge, gantry, hammerhead, jib.
Dies, jigs, fixtures, molds and patterns, except sales by manufacturers of products in whose production such dies, jigs, fixtures, molds or patterns are used.
Engines, Army tank.
Engines, diesel normally operated at 1200 RPM or less, and with piston displacements in excess of 3000 cubic inches and having a continuous duty rating in excess of 400 horsepower.

Filters, filter elements and parts, industrial, subject to Revised Maximum Price Regulation 136.
Footwear patterns made exclusively for the use of footwear manufacturers, and made of any of the following materials or combinations of same: fibre, fibre board, plastic, press board, paper, and metal; and including metal patterns used for centers of clicking dies, and all technical and engineering services in connection with the making of foot-wear patterns.
Forgings, open or flat die, not including commercial drop forgings.
Furnaces and ovens, industrial and laboratory, except space heating, warm air furnaces, stoves, blast furnaces and industrial furnaces and ovens used solely for the manufacture of coke, pig iron and steel, or used for food processing.
Gauges, standard industrial and special purpose, such as plug, ring, snap, height, length and location gauges, but not testing machines.
Grinding balls, ferrous or non-ferrous.
Gaskets, packings and oil seals subject to Revised Maximum Price Regulation 136.
Gyroscopes.
Heating, melting, burning and thawing equipment, portable, for industrial and transportation uses, excluding fire pots and blow torches.
Hose and tubing, flexible, metallic, except electrical metallic tubing.
Industrial machinery covered by Revised Maximum Price Regulation 136 which is used in the extraction, production or processing of commodities and is not included in any of the categories of products specifically listed in Appendix A of Revised Maximum Price Regulation 136.
Ingot molds, spruces, sprue plates, fountains and runners, cast of pig iron, for use in steel making and pouring.
Instruments, industrial, designed and sold as automatic devices to control and/or measure physical and chemical variables in industrial processes (such as measurement and control of pressure, temperature, humidity, flow, motion, position, space, gravity, liquid level, chemical-physical variables, acidity, alkalinity, electrolytic conductivity, oxygen content, CO_2 content and other such gases, liquids and solids, excluding any instruments covered by Maximum Price Regulation 591, and instruments for measuring, testing, indicating or recording electrical quantities. These instruments are only those used in industrial processes for the purpose of control and/or measurement of the process and do not include the entire device, machine or equipment of which the instrument is only a component part.
Instruments, mechanical, for indicating, measuring, testing and/or recording (all types covered by Revised Maximum Price Regulation 136).
Liquid controlling and/or regulating devices, manually operated, designed and sold for use with machinery and equipment covered by Revised Maximum Price Regulation 136, but excluding standard general purpose valves and devices.
Marine instruments.
Meters, gas, iron and steel cased.
Meters, water.
Molds, generally made of sheet metal, used in commercial production for forming large blocks of ice.
Numbering and marking machines for use on metal, except office machines.
Optical processing machinery, manufacturers, except RX optical and laboratory machinery.
Pipe cleaning machinery designed and sold exclusively for the cleaning of underground pipe lines used in the commercial transportation of fluids and gases.
Pipe wrapping and coating machinery.
Presses, baling, except those subject to Maximum Price Regulation 133 or 246 (Farm Equipment).
Pulverizers, coal, including burners and auxiliary combustion equipment, installed for primary purpose of pulverizing solid fuel for firing any type of furnaces and which are required to be built to the National Bureau of Fire Underwriter Standards.
Regulators and dampers, power operated.
Reproduction machinery, architectural and engineering, such as blue printing, brown printing and white printing, but not photographic process machinery.
Rings, hot-top for ingot molds.
Rope fittings, manila and wire.
Scales, weighing, industrial and laboratory, except coin operated, household, office and store types.
Shanks, shoe.
Shims, metallic, when fabricated as machine parts.
Siren blowers, designed for air raid precautionary use.
Springs, mechanical precision.
Spinnerettes.
Soot blowers and tube cleaners, power operated, industrial and marine.
Steam cleaning and degreasing equipment and parts—washing and cleaning equipment, industrial, except commercial and domestic laundry and dry-cleaning equipment, dish and utensil washing and cleaning equipment.
Steam engines, except railroad locomotives.
Steam generating equipment, such as industrial power boilers 100 p. s. i. and higher, for stationary and marine use, including water tube boilers, horizontal return tubular boilers, refractory lined fire box boilers, but not including steel heating boilers as defined in Section IV A3ME Boiler Construction Code such as horizontal fire box boilers, Scotch type boilers for stationary use, vertical tube and tubeless boilers, oil country type boilers and miniature boilers.
Stokers, industrial and marine, with feeding capacity of 1200 pounds per hour or more.
Strainers and filters, pipe, industrial and marine.
Tanks and vessels (used) covered by Revised Maximum Price Regulation 136 and Maximum Price Regulation 465.
The following instruments when designed and used only for laboratory purposes, and parts and accessories upon which further fabrication need not be performed in order to complete their identification as parts or accessories specially designed for incorporation in or attachment to the following instruments: Chemical laboratory apparatus; laboratory testing instruments; bacteriological and pathological laboratory apparatus; physical-chemical apparatus; chemical-physics apparatus; physics apparatus; blowers; vacuum pumps; constant temperature apparatus, including ovens; balances, scales and weights; specific gravity density apparatus; acidity meters; gas analyzers; and biological, physiological and psychological instruments.
Thermostats, bi-metallic and bellows types, except those covered by Maximum Price Regulation 591 or 188.
Tools, hand-operated, especially designed for the manufacture, repair or maintenance of aircraft, military or naval vehicles and equipment.
Turnbuckles.
Welding and cutting equipment, gas, limited to torches, tips, regulators and generators.
Wheels, water.

[Paragraph (c) amended by Am. 2, effective 6-22-46]

(d) Transportation equipment and services as follows:

Heavier and lighter than air aircraft.
Parts for heavier and lighter than air aircraft, including any product upon which further fabrication need not be performed in order to complete its identification as a part specially designed for the production or repair of aircraft, but excluding specifically:
(1) Lumber requiring further fabrication.
(2) Any part whose end use cannot be determined by the seller.
(3) Airplane tires and tubes.
(4) Iron and steel castings covered by Revised Price Schedule 41 (Steel Castings and Railroad Specialties), Maximum Price Regulation 214 (High Alloy Castings), Maximum Price Regulation 235 (Manganese Steel Castings and Manganese Steel Castings Products), Maximum Price Regulation 241 (Malleable Iron Castings), or Maximum Price Regulation 244 (Gray Iron Castings).
(5) Nonferrous castings covered by Revised Maximum Price Regulation 125 (Nonferrous Castings).
(6) Plywood (except that molded specially for airplanes).
Marine equipment listed as such in RMPR 136.
Ships and boats, new or used, over twenty-five feet in length, excluding stock boats built to the manufacturer's specifications and selling at a price of not more than $3,000 to the user, and excluding parts, subassemblies or fittings for such ships and boats when sold separately.

(e) Processing machinery and parts as follows:

Knitting needles, industrial.

SEC. 4.5 *Metals.* (a) Non-ferrous metals and products as follows:

Aluminum castings subject to Revised Maximum Price Regulation 125 (Non-ferrous Castings).
Aluminum scrap.
Baddeleyite.
Barium.
Beryllium metal, alloys and oxide.
Bronze powder.
Calcium metal.
Cerium.
Columbium and ferrocolumbium.
Die castings subject to Maximum Price Regulation 377 (Die Castings).
Ferroboron and other boron alloys.

Ferrophosphorus.
Gallium.
Germanium.
Gold bullion, golf leaf, semi-fabricated gold other than dental gold, and rolled gold on base metal other than silver.
Illinium.
Indium.
Lanthanum.
Lead bullet rod.
Lithium metal and lithium compounds other than salts.
Magnesium and magnesium alloy ingot.
Magnesium castings subject to Revised Maximum Price Regulation 125 (Non-ferrous Castings).
Magnesium mill products, including but not limited to plate, sheet, strip, foil, rod, tube, wire, bar, shapes, forging stock, rerolling slabs and powder.
Magnesium scrap.
Masurium.
Mercury.
Mesothorium.
Monazite.
Neodymium.
Nickel scrap, monel metal scrap, stainless steel scrap and other scrap materials containing nickel, secondary monel ingot and shot, and secondary copper-nickel shot. (This suspension applies to all commodities covered by RPS 8.)
Non-ferrous forgings.
Non-ferrous nails, tacks, escutcheon pins and staples covered by the General Maximum Price Regulation before this suspension.
Praseodymium.
Primary aluminum ingot and pig.
Radium.
Remelt magnesium ingot.
Rhenium.
Samarium.
Secondary aluminum ingot.
Selenium.
Tantalum.
Tellurium.
Thallium.
Thorium.
Titanium metal and alloys.
Tool steel scrap.
Zircon.
Zirconium metal, oxide, alloys and compounds.

[Paragraph (a) amended by Am. 2, effective 6-22-46]

(b) Iron and steel and products as follows:

Armor, Navy and ordnance steel castings for which maximum prices are established by Tables 1, 2 and 3 of Appendix A of RPS 41.
Cut nails, cut spikes, cut tacks, and lead head nails and other nails or staples made of two or more materials. (This suspension does not include any nails covered by Revised Price Schedule No. 6 or any nails or tacks covered by Maximum Price Regulation 188).
Drawn steel manufacturers' wire (either carbon or steel alloy) covered by Revised Price Schedule 6, except such wire for which a base price of $3.35 or less (per 100 pounds) f. o. b. Pittsburgh, Pennsylvania, or $3.45 or less (per 100 pounds) f. o. b. Worcester, Massachusetts, is established by Revised Price Schedule 6.
Marine or ship castings subject to RPS 41 or RMPR 125 when specifically designed for ship or marine use, except castings in machinery and accessories used for ship propulsion.
Railroad specialties as defined in Sec. 1306.113 of RPS 41.
Reusable steel storage tanks subject to MPR 411.
Stainless steel (all forms, grades and analyses which are subject to RPS No. 6 when sold by a producer or are subject to RPS No. 49 when sold by a reseller).

[Paragraph (b) amended and (c) added by Am. 2, effective 6-22-46]

(c) Non-metallic minerals and products as follows:

Mica (all mica and mica products covered by MPR 347).

SEC. 4.6 *Paper and paper products.* (a) Miscellaneous related products as follows:

Shredded waste paper except when sold to any person who uses waste paper as a raw material in any manufacturing process. (Waste paper is defined as in MPR 30).
Unwashed and washed wiping cloths covered by MPR 484 prior to suspension. (This suspension does not include any new materials).

(b) Miscellaneous fine papers and printing as follows:

Appointment books.
Date books.
Diaries.
Christmas and New Year's non-personalized greetings cards.
Christmas and New Year's tags, seals and enclosures.
Christmas and New Year's printed gift wrapping papers.
Christmas and New Years' gift money holders.
Christmas and New Year's printed decorative paper ribbons and tapes.
Paper party favors.
Paper place cards.
Paper snapping mottoes.
Decorative paper nut cups.
Paper novelty hats.
Printed paper commodities listed in Appendix A and printing and other services listed in Appendix B of MPR 225, except such services that are performed by persons engaged in the business of typesetting, plate making or rendering related services or any combination thereof in connection with the manufacture and/or sales of all other paper and paperboard products covered by such maximum price regulations as 129, 187, 307, 459, 463, 480.
Social and commercial calendars.

SEC. 4.7 *Rubber, chemicals and drugs.* (a) Chemicals and drugs.

Beeswax comb foundations, Carnauba wax, ouricury wax, candelilla wax and beeswax, and the refined and bleached varieties of any of the foregoing.
Bicycle tire fluid.
Bluing, laundry.
Cutting compounds.
Deodorants, room.
Drawing compounds (metal and wire drawing).
Embalming fluids.
Fishscales.
Fluxes, foundry.
Hosiery wash preservations and nylon renovators.
Incense.
Ink eradicators.
Isinglass.
Jewelry and eyeglass cleaners.
Montan wax and I. G. waxes.
Nitre cake.
Pearl essence.
Silica gel.
Thebromine, refined.
Wallpaper cleaners.
Window anti-fogging components.

(b) Miscellaneous commodities made in whole or in part of rubber, synthetic or substitute rubber as follows:

Pneumatic life rafts.

(c) Cosmetic products as follows:

Cold wave solutions.
Cologne.
Cosmetic stockings.
Cuticle removers.
Eye mascaras and shadows.
Eyebrow dyes.
Eyebrow pencils.
Eyelash dyes.
Hair bleaches (except peroxide, so labeled)
Hair dyes.
Hair lacquers.
Liquid wave sets.
Perfume.
Permanent wave creams.
Permanent wave solutions and lotions.
Powdered wave sets.
Toilet water.

[Sections 4.6 and 4.7 added by Am. 2, effective 6-22-46]

ARTICLE V—EXEMPTION OF CERTAIN FOODS, GRAINS AND CEREALS, FEEDS, TOBACCO AND TOBACCO PRODUCTS, AGRICULTURAL CHEMICALS, INSECTICIDES AND BEVERAGES

SEC. 5.1 *Exemption from price control.* Notwithstanding the provisions of any price regulation or order heretofore or hereafter issued (except an amendment of this order) by the Office of Price Administration, all purchases, sales and deliveries, unless otherwise stated below, of the commodities listed in the sections appearing under this Article are exempt from price control.

(a) Foods listed under the categories named below. Unless otherwise stated, the list covers only domestic commodities. As used in this article "domestic" means produced or processed in the continental United States; "imported" means produced or processed outside the continental United States. However, the exemptions under this Article V shall not apply to any commodity produced or processed within a territory or possession and sold for consumption in such territory or possession.

[Above paragraph amended by Am. 2 effective 6-22-46]

(1) Fish, fats and oils category, as follows:

Abalone (Halotis species) canned in natural juice.
Carp, canned.
Caviar, canned (the salted roe of sturgeon, spoonbill, whitefish and salmon; domestic).
Caviar, canned (the salted roe of various large fish of the sturgeon genus; imported).
Clam chowder, canned.
Clam juice, canned.
Clams, canned (domestic and imported).
Clams, frozen.
Conchs, canned.
Eels, canned (imported and domestic).
Fish roe, canned.
Frog legs.
Lake Herring, salted.
Mussels, canned (domestic and imported).
Oysters, canned (domestic and imported).
Oysters, frozen.
Oyster stew, frozen.
Shark fins, dried (imported).
Snails, canned (imported).
Sponges processed from marine animals (domestic and imported).
Sturgeon, smoked, including smoked spoonbill.

(2) Fruits and vegetables, fresh or processed, category, as follows:

Apricots, whole unpitted, dried.
Artichokes, canned (domestic and imported).
Bamboo sprouts, canned and frozen.
Bean sprouts, canned and frozen.
Beet juice, canned.
Beets, frozen.
Black wine grapes, dried (includes all varieties of black wine grapes, including Zinfandel and Alicante).
Cabbage, canned.
Catawba Grape Juice.
Cauliflower, brined (imported and domestic).
Cauliflower, canned (imported).
Cherries and cherry stems, dried.
Citrus segment, frozen.
Coconut, fresh whole, frozen and desiccated.
Coconut, frozen.
Compressed dehydrated fruits, vegetables and berries.
Corn-on-the-cob, canned and frozen.
Crab Apples, canned.
Crab Apple Juice, canned.
Cucumbers, fresh.
Figs, frozen.
Horseradish, processed.
Horseradish Root.
Kale, frozen.
Lime juice, canned.
Melon, frozen.
Mushrooms, canned (imported).
Mushroom sauce, canned (does not include mushroom soup).
Nectarines, canned and frozen.
Onions, brined (domestic and imported).
Parsnips, canned.
Peaches, whole unpitted, dried.
Pears, frozen.
Peppers, brined (imported and domestic) (does not include pimientos).
Peppers, fresh, canned.
Pickled Onions, canned (imported).
Plums, halved pitted, dried.
Potatoes, frozen.
Potatoes, Irish, canned (does not include French fried, shoestring or Julienne potatoes).
Prunes, silver (Prunes made from sweet yellow plums), dried.
Rutabagas, canned.
Sauerkraut.
Sauerkraut juice, canned.
Sweet potatoes, canned.
Turnips, canned.
Vegetable greens, frozen (does not include frozen spinach).
Vegetables, dehydrated (does not include dried or dehydrated beans, dried or dehydrated peas, or dehydrated soups), bulk or packaged. For the purpose of this order, dehydrated vegetables are vegetables which have had their moisture content reduced by controlled artificial drying to such an extent that the moisture content of the finished product does not exceed 8% by weight.
Water Chestnuts, canned.
Watermelon, brined (imported and domestic).

[Subparagraphs (1) and (2) amended by Am. 1, 11 F.R. 1040, effective 12-20-45 and Am. 2, effective 6-22-46]

(3) Grocery products category, as follows:

Brown Buckwheat Groats (the product produced in further processing white buckwheat groats by toasting).
Oatmeal, Irish (imported).

(4) Meats and poultry category, as follows:

Meat gravy (including poultry gravy), packed in tin or glass).
Pate de Foie Gras, canned (a meat paste processed from the livers of fat geese; imported).
Turkey foie gras.
Turkey pate.
Turkey smoked, canned.
Wild Rabbits (rabbits which have not been produced, raised or fed in captivity).

[Subparagraphs (3) and (4) amended by Am. 2, effective 6-22-46]

(5) Miscellaneous category, as follows:

Anise.
Banana flakes, dehydrated (imported).
Bar le duc (a preserve consisting principally of whole white seeded currants, gooseberries, strawberries, or raspberries; imported).
Basil leaves
Bouillon cubes.
Bouillon, granulated.
Calf's foot jelly.
Capers (the flower bud of the caper bush; imported).
Chili pepper, ground.
Chili powder.
Chop suey, canned and frozen.
Chow mein, canned and frozen.
Chutney, sweet and sour
Cumin
Curry powder.
Dehydrated Garlic Powder.
Dill
Dough ready for baking, frozen
Fennel seed
Foenugreek seed
Garlic salt
Gravy mixes, dry
Imitation sago (red, made from potato flour).
Inactive yeast and inactive yeast derivatives, intended exclusively for human consumption.
Marjoram (Oregano)
Mint flakes
Mint leaves
Mustard, prepared.
Onion Powder and Onion Flakes.
Onion salt.
Prepared hard sauce containing distilled spirits
Rosemary leaves
Saffron
Sage
Savory
Savory salt
Sesame seed, hulled.
Thyme
Tom and Jerry batter (a mixture of eggs, powdered or fresh, sugar or sugar syrup and spices beaten together and used generally for mixing with liquors and hot water in the preparation of a beverage called "Tom and Jerry").
Tortillas, a maize product used as bread.
Truffles (imported).
Turmeric.
Wheat germ when packaged in packages of 2 pounds or less and sold for human consumption.

[Subparagraph (5) amended by Am. 1, 11 F.R. 1040, effective 12-20-45 and Am. 2, effective 6-22-46]

(b) The following items in the feeds category:

Ground peanut hay.
Whole crab and shrimp meal.

(c) The following items in the tobacco and tobacco products category:

Native or Island Twist Chewing Tobacco (twist chewing tobacco pressed flat and made of fire-cured or dark air-cured tobacco, or a combination of both, and treated with a casing mixture of molasses, syrup, glycerin, alcohol, and such flavorings as are normally used on twist tobacco consumed by the natives of New Guinea, the Solomon Islands and other islands in the Southwest Pacific area).

(d) The following items in the beverages category:

Bottled egg nog (a specialty holiday beverage, not containing any distilled spirits, made from fresh or powdered eggs, syrup, cream and milk).

(e) The following items in the agricultural chemicals and insecticide category:

Humus (a brown or black material formed by the partial decomposition of vegetable or animal matter. Commercially, the name is applied to Peat that has decayed to such an extent that "the structure of the fiber is no longer evident").
Muck (thoroughly decomposed organic deposits containing appreciable amounts of mineral matter, especially sand, silt and clay).
Sphagnum moss and peatmoss.

ARTICLE VI—SUSPENSIONS OF CERTAIN FOODS, GRAINS AND CEREALS, FEEDS, TOBACCO AND TOBACCO PRODUCTS, AGRICULTURAL CHEMICALS, INSECTICIDES AND BEVERAGES

SEC. 6.1 *Commodities and services suspended from price control.* Notwithstanding the provisions of any price regulation or order heretofore or hereafter issued (except an amendment of this order) by the Office of Price Administration, price control is suspended as to all purchases, sales and deliveries, unless otherwise stated below, of the commodities and services listed in the sections appearing under this article. These suspensions are for an indefinite period of time except when it is otherwise specifically provided by the Administrator.

[Section 6.1 amended by Am. 2, effective 6-22-46]

SEC. 6.2 *Beverages.* (a) All bulk and packaged distilled spirits and wines other than the following:

(1) All types of whiskies.
(2) Distilled spirits and wines produced in the continental United States.
(3) Distilled spirits and wines produced within a territory or possession and sold for consumption in such territory or possession.

(b) Services as follows:

Blending or bottling any of the distilled spirits and wines suspended from price control by the preceding paragraph (a) when performed in the Virgin Islands.

[Paragraph (b) added by Am. 2, effective 6-22-46]

ARTICLE VII—GENERAL PROVISIONS

SEC. 7.1 *Articles not affected by this order.* The provisions of this order do not exempt or suspend from price control articles which are not listed, although such articles may have incorporated in them or be sold with, articles which are exempted or suspended from price control.

SEC. 7.2 *Records.* Exemption or suspension from price control shall not affect the responsibility of a person to prepare and preserve records which, prior to exemption or suspension, were required to be kept under the provisions of the applicable price regulation or regulations. Records of individual transactions during the period of exemption or suspension need not be kept, unless the exemption or suspension action is accompanied by a provision requiring the keeping of such records.

SEC. 7.3 *Relationship between this order and other regulations.* The provisions of this supplementary order supersede the provisions of Supplementary Order 45 as to any commodity listed in this order.

Nothing in this order shall apply to sales of any commodities by an eating and drinking establishment for consumption on or about the premises. Such sales remain subject to the appropriate price regulations applicable in the Territories and Possessions.

SEC. 7.4 *Definitions for the purpose of this supplementary order.* (a) "Person" means an individual, corporation, partnership, association, government agency, or any other organized group of persons or legal successor or representative of any of the foregoing.

(b) "Price regulation" means a price schedule effective in accordance with the provisions of section 206 of the Emergency Price Control Act of 1942, as amended, a maximum price regulation or temporary maximum price regulation issued by the Office of Price Administration, or any order issued pursuant to any such regulation or schedule.

(c) "Canned" means processed and packed in any container whether or not hermetically sealed. It does not include any product when processed by freezing, drying or dehydrating, nor does it include any of the packed products known as preserves, relishes or pickles.

(d) "War procurement agency" means the War Department, the Department of the Navy, the United States Maritime Commission, the War Shipping Administration, the Lend-Lease Section of the Procurement Division of the Treasury Department, and any agency of any of the foregoing.

SEC. 7.5 *Geographical applicability.* The provisions of this order shall be applicable to purchases, sales and deliveries in the Territories and Possessions of the United States, but not in the Territory of Hawaii.

This Revised Supplementary Order No. 127 shall become effective as of December 3, 1945. [RSO 127 originally issued November 27, 1945]

[Effective dates of amendments are shown in notes following the parts affected]

Issued this 17th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10342; Filed, June 17, 1946; 11:38 a. m.]

PART 1499—COMMODITIES AND SERVICES

[SR 14E,[1] Amdt. 46]

MODIFICATION OF MAXIMUM PRICES ESTABLISHED BY GENERAL MAXIMUM PRICE REGULATION FOR CERTAIN TEXTILES, LEATHER AND APPAREL

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 3.13 of Supplementary Regulation 14E is amended in the following respects:

1. Section 3.13 (a) is amended to read as follows:

(a) Except as modified by paragraph (b), below, if the seller had properly established a maximum price for the particular item of footwear prior to January 5, 1946, his maximum price shall be the price so established, or as adjusted under Supplementary Order 162, increased by the amount permitted by paragraph (e) of this section.

2. Section 3.13 (c) is amended to read as follows:

(c) If the seller had not established a maximum price for the particular item of footwear prior to January 5, 1946, but the item of footwear could be priced by the seller under the provisions of section 2 (a)[2] of the General Maximum Price Regulation, his maximum price shall be the price thus determined under section 2 (a) or as adjusted under Supplementary Order 162, increased by the amount permitted by paragraph (e) of this section.

3. Item 3 of section 3.13 (e) is amended to read as follows:

(3) A description sufficient to identify each item sold. (This shall also include the information required by section 4 (c) of Supplementary Order 162.)

This amendment 46 shall become effective June 14, 1946.

Issued this 14th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10264; Filed, June 14, 1946; 4:30 p. m.]

[1] 10 F.R. 1183, 2014, 4156, 7117, 7497, 7667, 9337, 9540, 9963, 10021, 11401, 12601, 12812, 13271, 13692, 13826, 14506, 14742, 15007, 15036.

[2] Including the modification of section 2 (a) contained in section 3.1 (a) of this Supplementary Regulation 14E.

PART 1351—FOOD AND FOOD PRODUCTS

[FPR 3, Supp. 10]

OAT MILL BY-PRODUCTS

A statement of the considerations involved in the issuance of this supplement, issued simultaneously herewith, has been filed with the Division of the Federal Register.

ARTICLE I—GENERAL PROVISIONS

Sec.
1. Explanation of the relation of this supplement to Food Products Regulation No. 3.
2. Applicability.
3. Sales at other than maximum prices.
4. Definitions.
5. Other provisions of general applicability.

ARTICLE II—PRICING PROVISIONS

6. Base per ton prices for oat mill by-products.
7. Maximum prices for sales by processors.
8. Maximum prices for sales by trucker-merchants.
9. Maximum prices for sales by jobbers and car door sellers.
10. Maximum prices for sales by wholesalers and retailers.
11. Sacks and sackings.

AUTHORITY: Secs. 1 to 11, inclusive, (§ 1351.486) issued under 56 Stat. 23, 765; Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681.

ARTICLE I—GENERAL PROVISIONS

SECTION 1. *Explanation of the relation of this supplement to Food Products Regulation No. 3.* Not all of the provisions affecting maximum prices for sales of oat mill by-products are stated in this supplement. Those which are not specifically set forth here are stated in Food Products Regulation No. 3, and they are just as much a part of this supplement as if they were printed here.

The particular sections of Food Products Regulation which are applicable to this supplement are listed in appropriate places in the provisions which follow. When an applicable section of the regulation is amended, the amendment is also applicable to this supplement.

SEC. 2. *Applicability.* (a) Except for those sales exempted by paragraph (b) of this section, this supplement shall apply to all sales of domestic and imported oat mill by-products within the United States, and to all deliveries of such products, whether immediate or future.

(b) *Exempt sales*—(1) *Export sales.* Section 2.1 of Food Products Regulation No. 3, dealing with export sales, is applicable to this supplement.

(2) *Emergency purchases.* Section 2.2 of Food Products Regulation No. 3, dealing with emergency purchases, is applicable to this supplement.

(3) *Prior contracts.* This supplement shall not apply to sales and deliveries, where the sales contract has been entered into prior to the date of issuance of this supplement or to resales of any imported oat mill by-products held in the United States by any person for resale on the date of issuance of this supplement.

SEC. 3. *Sales at other than maximum prices.* (a) Regardless of any contract or obligation, no person shall sell or deliver, and no person shall, in the course of trade or business, buy or receive any commodity covered by this supplement at a price above the maximum price established by this supplement, nor shall any person agree, solicit, offer or attempt to do any of the foregoing: *Provided, however,* That certain agreements to raise prices are permissible, as provided for in paragraph (b) of this section.

(b) *Adjustable pricing.* Section 2.3 of Food Products Regulation No. 3, dealing with adjustable pricing, is applicable to this supplement.

(c) Prices lower than the maximum prices established by this supplement may, of course, be charged or paid.

SEC. 4. *Definitions*— (a) *Definitions appearing in Food Products Regulation No. 3.* Definitions of the following terms set forth in designated sections of Food Products Regulation No. 3 are applicable to all of the provisions of this supplement.

"Person": Sec. 1.1 of Food Products Regulation No. 3.
"United States": Sec. 1.2 of Food Products Regulation No. 3.
"Processor": Sec. 1.3 of Food Products Regulation No. 3.
"Store": Sec. 1.4 of Food Products Regulation No. 3.
"Retailer": Sec. 1.5 of Food Products Regulation No. 3.
"Car door seller": Sec. 1.6 of Food Products Regulation No. 3.
"Trucker-merchant": Sec. 1.7 of Food Products Regulation No. 3.
"Jobber": Sec. 1.8 of Food Products Regulation No. 3.
"Wholesaler": Sec. 1.9 of Food Products Regulation No. 3.
"Feeder": Sec. 1.10 of Food Products Regulation No. 3.
"Supplier": Sec. 1.11 of Food Products Regulation No. 3.
"Customer": Sec. 1.12 of Food Products Regulation No. 3.
"Importer": Sec. 1.13 of Food Products Regulation No. 3.
"Your supplier's maximum price on the sale to you": Sec. 1.14 of Food Products Regulation No. 3.
"Commodity": Sec. 1.15 of Food Products Regulation No. 3.
"Transportation cost": Sec. 1.20 of Food Products Regulation No. 3.
"Hauling allowance": Sec. 1.21 of Food Products Regulation No. 3.
"Carload shipment": Sec. 1.22 of Food Products Regulation No. 3.
"Pool car lot": Sec. 1.23 of Food Products Regulation No. 3.
"Less-than-carload lot": Sec. 1.24 of Food Products Regulation No. 3.
"Applicable supplement"; Sec. 1.26 of Food Products Regulation No. 3.

(b) *Additional definitions.* When used in this supplement the following terms shall have the following meaning:

"Oat mill by-products are by-products from the milling of oats which contain 15 percent or more of fibre and may be either ground or unground.

"Area A" includes all states of the United States other than those included in "Area B".

"Area B" includes the states of Idaho, Oregon, Washington, California, Nevada and Utah.

SEC. 5. Other provisions of general applicability. Provisions relating to the following matters are set forth in Food Products Regulation No. 3, and the sections of that regulation listed below are applicable to and made a part of this supplement as though set forth herein in full.

(a) *Evasion.* (Sec. 2.4 of Food Products Regulation No. 3.)
(b) *Enforcement.* (Sec. 2.5 of Food Products Regulation No. 3.)
(c) *Licensing.* (Sec. 2.6 of Food Products Regulation No. 3.)
(d) *Documents, records and reports.* (Sec. 2.7 of Food Products Regulation No. 3.)
(e) *Interpretations, protests and petitions for amendment.* (Sec. 2.8 of Food Products Regulation No. 3.)

ARTICLE II—PRICING PROVISIONS

SEC. 6. *Base per ton prices for oat mill by-products.* (a) Base per ton prices by location are as follows:

	20 percent or more fiber	15 percent or more but less than 20 percent
Minneapolis, Minn.	$17.50	$28.50
Seattle, Wash.	29.50	40.50

(b) In Area A. The maximum f. o. b. plant price and the maximum carload delivered price at any point in Area A not listed in paragraph (a) above shall be the basing point price at Minneapolis, Minn., plus the lowest proportional grain products railroad rate from Minneapolis, Minn., to the point where the plant is located or at which delivery is made, as the case may be.

(c) In Area B. The maximum f. o. b. plant price and the maximum carload delivered price at any point in Area B not listed in paragraph (a) above shall be the basing point price at Seattle, Wash., plus the lowest proportional grain products railroad rate from Seattle, Wash., to the point where the plant is located or at which delivery is made, as the case may be.

(d) The above maximum f. o. b. prices at processing plants may be increased by $1.00 per ton for less than carload lots.

In explanation of the above: The term "f. o. b. plant price" as used above in paragraphs (b) and (c) shall apply only to deliveries made within the switching limits of the railroad point at which the plant is located; for deliveries of carload lots or pool car lots to all other destinations in Areas A, or B, the maximum delivered price shall be used.

SEC. 7. *Maximum prices for sales by processors.* Section 3.1 of Food Products Regulation No. 3, which provides a pricing method for processors, is applicable to this supplement.

(a) *Base prices.* The base price referred to in section 3.1 is the appropriate base price found in section 6 of this supplement.

If you are the importer as well as the processor of the lot, your base price is the applicable base price for a plant located at the port of entry.

(b) *Maximum markup.* As a processor you are not permitted to add a maximum markup in figuring the maximum price for the sale of any lot unless you have unloaded such lot into a warehouse or store operated by you at a separate place of business not located at the production plant, and you sell from such warehouse or store. If, as to any lot, you comply with this requirement, you may add the appropriate one of the following markups per ton:

If you sell to a feeder from a store	$4.50
In all other cases	1.50

(c) *Transportation cost.* Sections 3.1 refers to "transportation cost". It is defined in section 1.20 of Food Products Regulation No. 3.

SEC. 8. *Maximum prices for sales by trucker-merchants.* Section 3.2 of Food Products Regulation No. 3, which provides a pricing method for trucker-merchants, is applicable to this supplement.

(a) *Your supplier's maximum price.* Section 3.2 refers to "your supplier's maximum price on the sale to you". It is defined in Section 1.14 of Food Products Regulation No. 3.

(b) *Hauling allowance.* Section 3.2 of Food Products Regulation No. 3 also refers to "hauling allowance". That term is defined in section 1.21 of Food Products Regulation No. 3.

SEC. 9. *Maximum prices for sales by jobbers and car door sellers.* Section 3.3 of Food Products Regulation No. 3, which provides a pricing method for jobbers and car door sellers, is applicable to this supplement.

(a) *Your supplier's maximum price.* Section 3.3 refers to "your supplier's maximum price on the sale to you". It is defined in section 1.14 of Food Products Regulation No. 3.

(b) *Maximum markup*—(1) *Jobbers.* If you are a jobber and no other jobber has already handled the same lot and taken his markup thereon, you may add $1.00 per ton for car lot or pool car shipments.

(2) *Car door sellers.* If you are a car door seller, you may add a maximum markup of $3.50 per ton.

SEC. 10. *Maximum prices for sales by wholesalers and retailers.* Section 3.4 of Food Products Regulation No. 3, which provides a pricing method for wholesalers and retailers, and section 3.5 of Food Products Regulation No. 3, which provides base prices for wholesalers and retailers, are applicable to this supplement.

(a) *Base prices.* Base prices referred to in section 3.4 are the base prices set

out in section 3.5 of Food Products Regulation No. 3.

(b) *Maximum markups.* This regulation aims to prevent the inclusion in any maximum price of more than one markup for any class of seller. As a retailer you can always add a retailer's maximum markup since a seller can qualify as a retailer only when he is selling a particular lot to a person who will use the lot and will not resell it. It is therefore impossible for two retailers to handle the same lot. As a wholesaler, however, you are permitted to add the maximum markup set out below in figuring the maximum price for the sale of any lot, only if and to the extent that any other wholesaler who has already handled the lot has not taken the markup. On this condition, the following maximum markups may be added:

Wholesalers	$2.50
Retailers	5.50

SEC. 11. *Charges for sacks and sacking.* Section 3.6 of Food Products Regulation No. 3, dealing with increases for sacks, and section 3.7, dealing with charges for sacking, are applicable to this supplement.

This supplement shall become effective on June 14, 1946.

NOTE: The record-keeping provisions of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 14th day of June 1946.

PAUL A. PORTER,
Administrator.

Approved: June 13, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-10262; Filed, June 14, 1946; 4:30 p. m.]

PART 1340—FUEL

[MPR 120, Corr. to Amdt. 138]

BITUMINOUS COAL DELIVERED FROM MINE OR PREPARATION PLANT

At the time of the issuance of Amendment No. 138 to Maximum Price Regulation No. 120, it appeared that Mine Index No. 209 of Eastern Coal Company, Bokoshe, Oklahoma, operated in the upper and lower Hartshorne Seams in District No. 14; consequently, its coals were classified under Production Group No. 7AA. Under the regulation, Production Group No. 7AA includes only those mines operating either in both the upper and lower Hartshorne Seams, or in the upper Hartshorne Seam only.

It now appears that the said mine operates only in the lower Hartshorne Seam, and that the producer thereof had submitted information to that effect, which was apparently misdirected or misplaced and failed, therefore, to be taken into consideration at the time of the issuance of the amendment. If such consideration had been given to this matter, Mine Index No. 209 would have appeared in a different production group. Therefore, the production group number appearing in § 1340.225 (b) (5) (i) for Mine Index No. 209 should be changed from 7AA to 7A, the appropriate production group number for mines operating in the lower Hartshorne Seam.

After due consideration of the foregoing, *It is ordered:*

Amendment No. 138 to Maximum Price Regulation No. 120 is hereby corrected in the following respects:

In § 1340.225 (b) (5) (i), the mine index number "209" appearing under Production Group No. 7AA is deleted from that production group, and is inserted in Production Group No. 7A, immediately above.

This correction shall become effective as of May 4, 1945.

Issued this 17th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10321; Filed, June 17, 1946; 11:36 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[MPR 305, Amdt. 16]

CORN MEAL, CORN FLOUR, CORN GRITS, HOMINY, HOMINY GRITS, BREWERS GRITS AND OTHER PRODUCTS MADE BY A DRY CORN MILLING PROCESS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 305 is amended in the following respects:

1. Paragraph (d) (2) of § 1351.1756 is amended to read as follows:

(2) To the price so determined, he shall add a sum equal to 90 cents per 100 pounds computed upon the net weight of the product in the case.

2. Paragraph (f) (2) of § 1351.1756 is amended to read as follows:

(2) To the price so determined, he shall add a sum equal to $1.03 per 100 pounds for corn meal or $1.08 per 100 pounds for corn grits, computed upon the net weight of the product in the case.

This amendment shall become effective June 17, 1946.

Issued this 17th day of June 1946.

PAUL A. PORTER,
Administrator.

Approved: June 11, 1946.

N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 46-10326; Filed, June 17, 1946; 11:36 a. m.]

PART 1370—ELECTRICAL APPLIANCES

[RMPR 111, Amdt. 9]

NEW HOUSEHOLD VACUUM CLEANERS AND ATTACHMENTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation No. 111 is amended in the following respect:

Section 25, *Appendix A* is amended by adding to the list of models and retail ceiling prices therein the following model vacuum cleaner to be inserted in alphabetical order:

Manufacturer	Model No.	Description	Retail prices	
			Retail stores	Mail order catalog 1946
Montgomery Ward.	604	Floor-type, motor-driven brush.	$45.75	$40.75

This amendment shall become effective on the 17th day of June 1946.

Issued this 17th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10320; Filed, June 17, 1946; 11:36 a. m.]

PART 1418—TERRITORIES AND POSSESSIONS

[Territorial Consumer Goods Reg. 1, Amdt. 4 to Supp. 1]

JEWELRY AND CERTAIN OTHER ITEMS IMPORTED INTO HAWAII

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 12 is amended by adding a new paragraph (g) to read as follows:

(g) Maximum retail prices for certain merchandise purchased at lower than the wholesale supplier's maximum price (section 2.9)

This amendment shall become effective as of March 4, 1946.

Issued this 17th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10344; Filed, June 17, 1946; 11:38 a. m.]

PART 1418—TERRITORIES AND POSSESSIONS

[Territorial Consumer Goods Reg. 1, Amdt. 2]

CERTAIN CONSUMER GOODS IN HAWAII

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Territorial Consumer Goods Regulation 1 is amended in the following respects:

1. A new section 2.9 is added to read as follows:

SEC. 2.9 *Maximum retail prices for certain merchandise purchased at lower than the wholesale supplier's maximum price.* In cases where the retailer purchases from a wholesaler and the wholesaler's invoice shows that his selling price is lower than his maximum wholesale price, the retailer may compute his maximum retail price in the following manner:

(a) Multiply the wholesale supplier's maximum wholesale price by the appropriate markup.

(b) Subtract the supplier's maximum wholesale price from the amount computed under paragraph (a) above.

(c) Add the amount computed under paragraph (b) above to the wholesale supplier's actual selling price. The resulting price will be the maximum retail price.

This amendment shall become effective as of March 4, 1946.

Issued this 17th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10343; Filed, June 17, 1946; 11:36 a. m.]

PART 1418—TERRITORIES AND POSSESSIONS

[Territorial Consumer Goods Reg. 1, Amdt. 4 to Supp. 4]

CERTAIN CHINA, GLASSWARE, WALLETS, TOYS AND MISCELLANEOUS PERSONAL AND HOUSEHOLD ACCESSORIES IMPORTED INTO HAWAII

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 7 is amended by adding a new paragraph (h) to read as follows:

(h) Maximum retail prices for certain merchandise purchased at lower than the wholesale supplier's maximum price. (section 2.9).

This amendment shall become effective as of March 4, 1946.

Issued this 17th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10345; Filed, June 17, 1946; 11:37 a. m.]

PART 1418—TERRITORIES AND POSSESSIONS

[RMPR 373, Amdt. 87 (§ 1418.151)]

GROCERY ITEMS IN HAWAII

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 40 of Revised Maximum Price Regulation 373 is amended in the following respects:

1. The following is added at the conclusion of paragraphs (b) (1) (vi), (c) (1) (ii), (d) (1) (ii), (e) (1) (i) (*b*), (e) (1) (i), (*d*), (e) (2) (ii), and (e) (2) (iv) after changing the period at the end of each such paragraph to a semicolon:

"; *and further provided*, That, notwithstanding the foregoing, if the merchandise is moved at the wholesaler's expense, cartage on the Island of Kauai shall be computed by each seller at the prevailing commercial rate between the port and the principal place of business of the seller."

2. Paragraph (n) (49) is amended to read as follows:

(49) "Quick-frozen fruits, vegetables and prepared grocery products". Quick-frozen fruits means all fruits, berries, fruit or berry juices, and mixtures which have been quick-frozen. Quick-frozen vegetables means all vegetables, vegetable juice, and mixtures which have been subjected to a quick-freezing process. Quick-frozen prepared grocery products means chicken a la king, seafood cocktails, prepared dinners, and other prepared packaged grocery items of meat, poultry, seafood or mixtures thereof which have been prepared, quickfrozen and are ready to heat and/or serve which are not covered specifically by any other section of Revised Maximum Price Regulation 373.

This amendment shall become effective as of April 30, 1946.

Issued this 17th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10326; Filed, June 17, 1946; 11:37 a. m.]

PART 1418—TERRITORIES AND POSSESSIONS

[RMPR 373, Amdt. 88 (§ 1418.151)]

PRICING PROVISIONS IN HAWAII

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 373 is amended in the following respects:

1. The title of Article IV is amended to read as follows:

Article IV—Pricing Provisions

2. Section 14 is revoked and a new section 14 is added to read as follows:

SEC. 14. *Maximum retail prices for certain merchandise purchased at lower than the wholesale supplier's maximum price.* In cases where the retailer purchases from a wholesaler and the wholesaler's invoice shows that his selling price is lower than his maximum wholesale price, the retailer may compute his maximum retail price in the following manner:

(a) Multiply the wholesale supplier's maximum wholesale price by the appropriate markup.

(b) Subtract the supplier's maximum wholesale price from the amount computed under paragraph (a) above.

(c) Add the amount computed under paragraph (b) above to the wholesale supplier's actual selling price. The resulting price will be the maximum retail price.

The provisions of this section 14 shall not apply to sales made by a retailer of commodities for which dollar-and-cent prices have been established by this regulation.

3. A new article V is added to be inserted immediately preceding section 15, to read as follows: *"Article V—Maximum prices."*

This amendment shall become effective as of March 4, 1946.

Issued this 17th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10329; Filed, June 17, 1946; 11:37 a. m.]

PART 1499—COMMODITIES AND SERVICES

[2d Rev. SR 14, Amdt. 30]

BROKERAGE

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Second Revised Supplementary Regulation No. 14 is amended in the following respects:

1. In section 1.2 (c) (1) the price in cents per pound for "Sheep pancreas glands (individually frozen)" is amended by inserting the figure "25" in place of "16".

2. Section 1.2 (e) is amended to read as follows:

(e) *Brokerage.* A payment by a buyer to a broker of not to exceed 5 percent in excess of the maximum prices herein established for pancreas glands and/or concentrated bile, and/or liquid bile for services rendered by the broker to the buyer in connection with sales of the said glands or bile, shall not be deemed an evasion, if the broker has no business affiliation with the seller and, if the total compensation received by the broker from both buyer and seller in connection with the sale does not exceed 5 percent of the applicable maximum price.

This amendment shall become effective June 22, 1946.

Issued this 17th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10319; Filed, June 17, 1946; 11:36 a. m.]

TITLE 38—PENSIONS, BONUSES AND VETERANS' RELIEF

Chapter I—Veterans' Administration

PART 36—REGULATIONS UNDER SERVICEMEN'S READJUSTMENT ACT OF 1944, AS AMENDED

ARMY SPECIALIZED TRAINING PROGRAM; NAVY COLLEGE TRAINING PROGRAM; CONSIDERATIONS FOR DETERMINING EFFECT OF STATUTORY PROVISIONS

Army Specialized Training Program; Navy College Training Program; considerations for determining effect of statutory provisions, "• • • exclusive of any period he was assigned for a course of education or training under the Army Specialized Training Program or the Navy College Training Program, which course was a continuation of his

civilian course and was pursued to completion, * * *". Title II.

In considering the application of the statute regarding the exclusion of periods of assignment for courses of education or training under the Army Specialized Training Program or the Navy College Training Program, determinations will be made in the individual cases in accordance with the following principles: (Subparagraphs (1), (2), (3) and (4) of paragraph (c), § 36.216, are hereby revoked and superseded as follows:)

§ 36.216 *Deduction in computing active service.* * * *

(c) * * *

(1) *"Continuation of his civilian course* * * *". (i) Any course in the ASTP or the NCTP (V–12) which was a continuation of the civilian course of education of a trainee prior to his entrance into the active service will meet the statutory definition "continuation of his civilian course". If the course in the ASTP or NCTP (V–12) was not in fact a continuation of the civilian course of the trainee but presented deviations therefrom by reason of the requirements of the Service Department, the rule is not for application and exclusion of the period represented by such course is not in order. However, a deviation from the civilian course shall not be considered to have occurred unless the ultimate educational objective was changed; that is, deviation merely by reason of acceleration of a course, or by inclusion of certain elective subjects, or other minor curricular changes for whatever purpose, will not remove the course from the definition "continuation of his civilian course" so long as the general educational objective is not altered or changed.

(ii) *Continuation by virtue of voluntary application.* The definition "continuation of his civilian course" shall have been met when education or training under the ASTP or NCTP (V–12) was applied for upon volition by the service person. In the absence of a showing to the contrary, there is a prima-facie presumption that education or training under the ASTP and the NCTP (V–12) was upon application of the service person and the burden of proof for overcoming this presumption will be upon the applicant, if he contends that such education or training was not voluntarily applied for. However, even where such presumption is overcome by the applicant, his case will still be subject to consideration under subdivision (i) of this subparagraph, as to whether the course was a continuation of his civilian course. (Attention is invited to the general directive issued personally by General Marshall in the spring of 1943, necessitating army-wide screening of personnel in continental United States for transfer to the ASTP as an assigned military duty. This may be considered for evidential development when indicated in the individual case.)

(2) *"And was pursued to completion"*—(i) *Pursued to completion—(a) Completion of curriculum to which assigned.* A course in either of the service programs was pursued to completion upon substantial fulfillment of the immediate educational objective, that is the completion of the terminal (or last) term of the curriculum of the civilian course. For example, a pre-medical course will have been pursued to completion upon completion of the final (5th) semester or term of the course approved during the war for admittance to a course in medicine. A course in medicine will have been completed upon the completion of the academic work required for an MD degree. A course in engineering will have been completed upon the completion of the final term of academic work ordinarily required for the granting of the first baccalaureate degree.

(b) Election of option to continue course as civilian. Where any course in the ASTP or NCTP (V–12) was terminated on election of the service person to be separated from the active service as a result of an offered option, to continue his course of education as a civilian, the case is within the definition "and was pursued to completion" (Administrator's Decision 595).

(ii) *Not pursued to completion.* A course in the ASTP or NCTP (V–12) will not be held to have been "pursued to completion" for the purposes of this act when in any case the course was terminated under the following conditions:

(a) Curtailment of ASTP, March and April, 1944. Separated from the ASTP as the result of the curtailment of the program during the period March and April, 1944, prior to completion of curriculum assigned.

(b) Termination of training for reasons other than specified in (a) and (b) under (2) (i) hereof. All cases of termination of education or training under ATSP or NCTP (V–12) prior to completion of the scheduled curriculum established by the ASTP or the NCTP under any conditions other than those specified in subdivision (i) *(a)* and *(b)* of this subparagraph (even where such training was within the definition "continuation of his civilian course" as defined in subparagraph (1) of this paragraph). For example:

(*i*) This paragraph would apply to a considerable number of ASTP trainees separated from the Program in March and April, 1944, for assignment to regular enlisted service and would also apply to another large group separated from the program at the end of 1945, when the ASTP engineering curriculum was terminated, and trainees were assigned to military duties prior to completion of the scheduled curriculum, to another group separated from the service on termination of the Navy V–12 Program in June, 1946, and to other groups of veterans who, upon exercise of an offered option, elected assignment to regular active duty rather than release from the active service, upon discontinuance of courses in medicine, dentistry, etc.

(*ii*) Also, cases of termination of education or training in either Program by reason of scholastic failure, lack of officer qualifications, physical disqualification, or "special graduates."

(*iii*) Cases of certain advanced course ROTC students who were assigned to the ASTP about August 1943, pending vacancies in Officer Candidate Schools.

(*iv*) NROTC students who were commissioned prior to the completion of the regular established schedules in March 1944.

(3) *Acquisition of service data.* (i) Determinative actions will not be taken upon incomplete service data. In all cases where additional service data are required they should be secured from the Service Department through a request prepared on the appropriate form of the 3101 series before a final determination is made. These requests will in every case be made in following exact form:

(a) Date of assignment to and release from college training program—including date of interim duty.

(b) Course pursued?

(c) Highest term completed?

(4) *Issuance of temporary certificate.* If the record establishes a period of active service of 90 days or more, exclusive of the time spent in the questioned course, a temporary certificate for one year should be issued. Upon the receipt of the complete evidence a finding of fact will be made as to whether the course was a continuation of the veteran's civilian course and was pursued to completion, after which a supplemental certification of the period of entitlement will be furnished the veteran.

(5) *General Observations (Army)*—(i) *Medicine, dentistry and veterinary medicine.* ASTP Training in medicine, dentistry and veterinary medicine is given in accredited professional schools in accordance with the regular curricula of those schools, and consists of the number of terms or semesters required to complete such regular curricula. Whether or not the veteran is selected for assignment to a medical, dental or veterinary school, the successful completion of the terminal (or last) term of the course in pre-medicine, pre-dentistry or pre-veterinary medicine, shall constitute the completion of the course within the meaning of the law.

(ii) *ROTC.* Where a degree was granted by an institution, time expended by an ROTC trainee in the ASTP prior to the granting of such degree shall be excluded in the computation of time in the determination of entitlement to educational or training benefits.

(iii) ASTP curricula of a special military nature which are not to be considered as the continuation of a civilian course within the meaning of the law are as follows:

(a) Foreign Area and Language, offered under the Advanced Phase of ASTP.

(b) United States Military Academy Preparatory Training Program; program of preparatory training for officers, warrant officers and enlisted men on active duty holding War Department letters of appointment as candidates for admission to the United States Military Academy.

(c) Army Specialized Training Reserve Program; program of training for qualified 17 year old members of the Enlisted Reserve Corps. This is inactive status, and not within the service provisions of the law.

(6) *General observations (Navy)*—(i) *Theological candidates.* Upon the successful completion of the eight terms the candidate was assigned to a theological seminary of his denomination and remained there the number of terms necessary to obtain a B. D. degree in the shortest possible time.

(ii) *Medical and dental candidates.* Upon the successful completion of the five terms, the candidate may have been selected for medical or dental training, in which case he was assigned to an appropriate medical or dental school, where he remained the number of terms necessary to complete that school's requirements for a degree in the shortest possible time. Whether or not selected for assignment to a medical or dental school, the successful completion of the five terms of pre-medical or pre-dental training shall constitute the completion of the course within the meaning of the law.

(iii) *Basic courses.* All basic courses were the same with the exception of the first two terms basic for pre-medicine and pre-dentistry.

(iv) *Navy training courses not considered within the Navy College Training Program within the meaning of the law.*

(a) Pre-midshipman training.

(b) Reserve midshipman schools.

(c) Hospital corpsmen duty. Assignment to U. S. Naval Hospitals, laboratories, or similar institutions, for the performance of hospital apprentice or corpsmen duties, following the completion of pre-medical or pre-dental curricula and pending further assignment to an approved medical or dental school, does not come within the meaning of a "continuation of his civilian course", and therefore time so expended while assigned to such interim duty may be included for the purpose of computation of active service.

(d) In-service training. In-service training schools such as Yeoman Schools, Diesel Engine Schools, Machinist Mate Schools, etc., which were conducted on college and university campuses for the purpose of the utilization of instructional staffs and physical equipment of the institutions, were not part of the Navy College Training Program within the meaning of the law.

(7) *Review.* (i) Regional Offices will immediately institute a review of the files of all cases for the application of the principles set out herein. First in the order of review will be the cases wherein Certificates of Eligibility and Entitlement have been returned showing commencement of education and training, and they will be reviewed with all possible dispatch. When necessary by reason of the application of these principles, a new Certificate of Eligibility and Entitlement will be issued to show the extent of education or training to which the veteran is entitled and the veteran will be notified of the necessity to present the Certificate of Eligibility and Entitlement for proper endorsement by the institution and return to the Veterans' Administration. The necessary actions will be taken to establish proper entries in the records in accordance with established procedure.

(ii) Following the completion of the review of cases above referred to, and without any interference with the expedition of current necessary actions, each case wherein a Certificate of Eligibility and Entitlement has been issued will be reviewed in the order in which such cases were processed and action will be taken in accordance with the foregoing to issue a new Certificate of Eligibility and Entitlement in each case when in order, recalling the certificate previously issued. (June 7, 1945)

(58 Stat. 284; 38 U.S.C. 693)

[SEAL] OMAR N. BRADLEY,
General, U. S. Army,
Administrator.

JUNE 7, 1946.

[F. R. Doc. 46–10283; Filed, June 14, 1946; 4:34 p. m.]

TITLE 47—TELECOMMUNICATION

Chapter I—Federal Communications Commission

[Order No. 75–E]

PART 12—RULES GOVERNING AMATEUR RADIO: STATIONS AND OPERATORS

PART 13—RULES GOVERNING COMMERCIAL RADIO OPERATORS

APPLICATION FOR LICENSE

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 5th day of June, 1946;

Whereas, By Order No. 75–D, dated January 23, 1946,[1] the Commission relaxed the requirements it had imposed at the beginning of the national emergency for proof of citizenship by applicants for or holders of commercial and amateur radio operator licenses but retained its requirement that fingerprints be submitted; and

Whereas, it now appears advisable to eliminate the requirement for submission of fingerprints;

It is hereby ordered, That Order No. 75–D be and it is hereby cancelled.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46–10239; Filed, June 14, 1946; 12:00 m.]

[Order No. 127–B]

PART 15—RULES AND REGULATIONS GOVERNING ALL RADIO STATIONS IN THE WAR EMERGENCY RADIO SERVICE

STATE GUARD STATIONS

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 6th day of June 1946;

Whereas, by Order No. 127[2] the Commission ordered that all War Emergency radio service station licenses, including State Guard stations, and all war emergency radio operator permits, and the rules and regulations governing the operation of stations and operators in this service, be cancelled effective November 15, 1945; and

Whereas, by Order No. 127–A[3] the Commission amended Order No. 127 to permit State Guard stations to operate on the frequencies 3655 and 3825 kilocycles until July 1, 1946, and to permit the rules and regulations governing the war emergency radio service, to the extent that they relate to State Guard stations, to remain in effect until July 1, 1946; and

Whereas, the War Department has requested the Commission to permit the continued operation of State Guard stations in the war emergency radio service for the proper training and functioning of State Guard organizations for a further temporary period pending reactivation of the National Guard; and

Whereas, the frequencies 3655 and 3825 kilocycles now authorized for use by State Guard stations have been assigned for use by amateur stations, and in lieu of these two frequencies the frequency 5500 kilocycles is available for assignment to State Guard stations; and

Whereas, it appears advisable to amend Order No. 127, as amended by Order No. 127–A, to provide for the continued operation of State Guard stations in the war emergency radio service for a further temporary period:

It is ordered, That: 1. State Guard station licenses, now in effect or granted subsequent to the date of this order, shall remain in effect until July 1, 1947 (3 a. m. Eastern Standard Time).

2. The rules and regulations governing the war emergency radio service (Part 15), to the extent that they relate to State Guard stations and to operators for State Guard stations, shall remain in effect until July 1, 1947 (3 a. m. eastern standard time): *Provided, however*, That such stations may be operated only on the frequency 5500 kilocycles. The use of this frequency will be on a shared basis with stations operated by the War Department.

3. The provisions of Order No. 127 to the extent that they are inconsistent with the provisions of this order are hereby revoked.

4. This order shall become effective on July 1, 1946 (3 a. m. Eastern Standard Time).

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46–10240; Filed, June 14, 1946; 12:00 m.]

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter I—Interstate Commerce Commission

PART 95—CAR SERVICE

[S. O. 531]

GRAIN PRIORITY FROM COUNTRY ELEVATORS TO TERMINAL ELEVATORS

At a session of the Interstate Commerce Commission, Division 3, held at

[1] 11 F.R. 1218.

[2] 10 F.R. 11157.

[3] 10 F.R. 14029.

its office in Washington, D. C., on the 14th day of June, A. D. 1946.

It appearing, that the President of the United States has instructed the appropriate agencies of the Government to put into effect a number of emergency measures designed to help meet critically urgent needs for food in foreign countries to the greatest possible extent in the shortest possible time and has directed that "specific preference will be given to the rail movement of wheat, corn, meat and other essential foods, in order promptly to export maximum quantities to the destinations where most needed," the Secretary of the Department of Agriculture has made representations regarding the program of the President to the Office of Defense Transportation most important of which is the depletion of grain stocks in terminal elevators; the Secretary has urged that such measures be taken as are necessary to maintain the terminal elevator stocks by according priority in the placement of cars for the loading of grains from country elevators destined to terminal elevators; the Office of Defense Transportation has likewise made similar representations to this Commission regarding the need for priority to this particular traffic; the Commission is of opinion that an emergency which requires immediate action exists in the western section of the country: It is ordered, that:

(a) *Definitions.* (1) The term "common carrier" as used herein means a common carrier by railroad subject to the Interstate Commerce Act;

(2) The term "terminal market" as used herein means a terminal or subterminal market or a sampling point named in Appendix A;

(3) The term "car order" as used herein means any order filed by a shipper or consignee with the carrier for a car or cars to be placed for loading;

(4) The term "grain" as used herein means wheat, corn, oats, rye, barley, flaxseed, soya beans, rice, sorghums, and grain screenings.

(b) *Transportation priority to be given certain traffic.* (1) Except as provided in paragraph (b) (2) herein each common carrier listed below shall give priority over all other car orders to filling orders for empty cars for grain loading to the extent of the daily loading ability of the shipper or consignor at a country elevator: *Provided*, The shipper or consignor thereof certifies on the car order that such car is to be loaded with grain for a terminal market, and such notation shall be shown on the bill of lading and waybill.

Chicago & Eastern Illinois Railroad Co.
Chicago & North Western Railway Co.
Chicago, Burlington & Quincy Railroad Co.
Chicago, Milwaukee, St. Paul & Pacific Railroad Co.
Chicago, Saint Paul, Minneapolis & Omaha Railway Co.
Great Northern Railway Co.
Illinois Central Railroad Co.
The Minneapolis & St. Louis Railway Co.
Minneapolis, St. Paul & Sault Ste. Marie Railroad Co.
Northern Pacific Railway Co.

(2) In the event a carrier has an order for a car accorded priority under this service order and an order for a car under Service Order No. 454 orders accorded preference under Service Order No. 454 shall be preferred over orders accorded priority under this order.

(c) *Diversion or reconsignment restricted.* Except as provided in paragraph (d) (2) (ii), no common carrier shall execute, or allow or permit to be executed, any order of reconsignment or diversion or permit rebilling or reshipping of grain shipped pursuant to this order.

(d) *Appointment of agent*—(1) *Designation.* Fred S. Keiser, Room 1966, 209 South Wells Street, Phone Andover 3600, Extension 593, Chicago, Illinois, is hereby designated and appointed as an agent of the Interstate Commerce Commission and is authorized to administer and execute the duties outlined in paragraph (d) (2) herein.

(2) *Outline of duties.* As agent, acting on instructions of the Director, Bureau of Service, Interstate Commerce Commission, he is authorized and vested with authority; (i) to regulate the quantity, kind and origin of grains accorded priority under this order upon a minimum of forty-eight (48) hours' formal notice to the common carrier; (ii) to issue permit authorizing departures from paragraph (c) herein; (iii) to organize advisory committee which shall advise and confer with him in the administration of the order.

(e) *Application.* The provisions of this order shall apply to intrastate and foreign commerce as well as interstate commerce.

(f) *Rules, regulations and practices suspended.* The operation of all rules, regulations and practices insofar as they conflict with the provisions of this order, is hereby suspended.

(g) *Service order suspended in part.* Second Revised Service Order No. 244 (10 F.R. 2252) as amended (10 F.R. 3094; 11 F.R. 1300, 2190) is suspended only insofar as it may conflict with this order.

(h) *Effective date.* This order shall become effective at 12:01 a. m., June 15, 1946.

(i) *Expiration date.* This order shall expire at 11:59 p. m., June 30, 1946, unless otherwise modified, changed, suspended or annulled by order of this commission. (40 Stat. 101, sec. 402, 418, 41 Stat. 476, 485, sec. 4, 10, 54 Stat. 901, 912; 49 U. S. C. 1 (10)–(17), 15 (4))

It is further ordered, that a copy of this order and direction shall be served upon the State railroad regulatory bodies and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL, *Secretary.*

APPENDIX A

Kentucky—Louisville.
Missouri—St. Louis, Kansas City, St. Joseph.
Iowa—Council Bluffs, Cedar Rapids, Des Moines, Sioux City.
Nebraska—Omaha, South Omaha, Fremont, Lincoln, Nebraska City.
Kansas—Kansas City.
Montana—Sampling points: Great Falls, Shelby, Lewistown, Harlowton, Billings.
Wisconsin—Superior, East End, Itasca, Milwaukee.
North Dakota—Grand Forks.
Minnesota—Minneapolis, St. Paul, Duluth and sampling points: Soo Line, Glenwood, Thief River Falls; Northern Pacific, Staples; Great Northern, Wilmar, St. Cloud; Chicago, Milwaukee, St. Paul & Pacific, Montevideo.
Illinois—Chicago, Peoria, Decatur, East St. Louis, Cairo.
Indiana—Indianapolis.
Ohio—Toledo, Cincinnati.
New York—Buffalo.

[F. R. Doc. 46-10354; Filed, June 17, 1946; 11:59 a. m.]

Notices

TREASURY DEPARTMENT.

Bureau of Customs.

[T. D. 51472]

TAXABLE STATUS OF COAL, COKE, AND BRIQUETS IMPORTED FROM CERTAIN COUNTRIES

JUNE 12, 1946.

Coal, coke made from coal, and coal or coke briquets imported from the following countries and entered for consumption or withdrawn from warehouse for consumption during the period from January 1 to December 31, 1946, inclusive, will not be subject to the tax of 10 cents per 100 pounds prescribed in the Internal Revenue Code, section 3423:

Australia Canada Chile

Coal, coke made from coal, and coal or coke briquets produced in the following countries, imported into the United States directly or indirectly therefrom and entered for consumption or withdrawn from warehouse for consumption during the calendar year 1946 will be exempt from the tax by virtue of the Internal Revenue Code, section 3420:

Colombia Spain
Mexico United Kingdom
Peru Union of Soviet Socialist Republics

Such fuels will be subject to the tax when imported from the following countries and entered or withdrawn for consumption during the calendar year 1946:

New Zeland Union of South Africa

The above list does not include countries from which there have been no importations of coal or allied fuels since January 1, 1944. Further information concerning the taxable status of such fuels imported during the calendar year 1946 will be furnished upon application therefor to the Bureau.

[SEAL] W. R. JOHNSON, *Commissioner of Customs.*

[F. R. Doc. 46-10259; Filed, June 14, 1946; 4:24 p. m.]

WAR DEPARTMENT.

[G. O. 50]

FORT BRAGG, NORTH CAROLINA

LIMITATION OF PROSTITUTION NEAR ARMY ESTABLISHMENT

Pursuant to the act of Congress approved July 11, 1941 (Public Law 163—77th Cong.; sec. I, WD Bul. 23, 1941), as amended by the act of Congress approved May 15, 1946 (Public Law 381—79th Cong.; sec. I, WD Bul. 13, 1946), the Secretary of War has determined that it is needful to the efficiency, health, and welfare of the Army to restrain and prevent commission of the offenses defined by said act, in an area within a reasonable distance of Fort Bragg, North Carolina, and hereby designates and describes said area as follows:

1. That area which lies within the following counties of the State of North Carolina—Bladen, Cumberland, Harnett, Hoke, Johnston, Lee, Moore, Richmond, Robeson, Sampson, Scotland, and Wake.

2. Section IV, WD General Orders 51, 1945, as published 10 F.R. 9480, July 31, 1945 is rescinded.

[SEAL] EDWARD F. WITSELL, *Major General, The Adjutant General.*

[F. R. Doc. 46-10258; Filed, June 14, 1946; 2:47 p. m.]

FEDERAL COMMUNICATIONS COMMISSION.

BUTTREY BROADCAST, INC. (KFBB) [1]

PUBLIC NOTICE CONCERNING PROPOSED TRANSFER OF CONTROL

The Commission hereby gives notice that on March 6, 1946, there was filed with it an application (B5-TC-481) for its consent under section 310 (b) of the Communications Act (47 USCA 310) to the proposed transfer of control of Buttrey Broadcast, Inc. (licensee of standard broadcast station KFBB, Great Falls, Montana) from F. A. Buttrey and seven other stockholders to Fred Birch, 314 Ford Building, Great Falls, Montana. The proposed transfer of control of the above licensee is based upon contracts, as follows: A contract entered into October 5, 1945, between F. A. Buttrey as seller and Fred Birch as purchaser, pursuant to which said seller agreed to sell all his 1469 shares of stock in the licensee of KFBB for $107 a share, or for $157,183. Separate contracts were entered into in October 1945 between the remaining seven stockholders and Birch under which they also agreed to sell their respective holdings (1331 shares in the aggregate) for $107 a share, or for a total of $142,417. There are in all 2800 shares outstanding all of which are proposed to be sold. The contracts provide that they shall terminate October 5, 1946, if the Commission fails to approve the sale by that time, in which event the down-payments will be returned. Further details as to the arrangements between the parties and pertaining to the application may be determined from an examination of the application and associated papers on file at the offices of the Commission.

In the Commission's decision of September 6, 1945, granting the application for transfer of control of the Crosley Corporation (Docket No. 6767), it was announced that public hearings would be held to consider proposed new rules and regulations for the handling of assignment and transfer applications including provision for public notice by the applicant and the Commission of the filing of such applications and pertinent details in cases where a controlling interest is involved. Thereafter, on October 3, 1945, the Commission also gave public notice (10 F.R. 12926) that pending the issuance of such proposed new rules, hearing thereon, and final adoption, consideration of such applications would be deferred unless applicants desired to follow the procedure proposed in the Crosley decision, and supplement their applications so as to come within the framework of the announced procedure including the provision for public notice. Subsequently, on December 13, 1945, the Commission adopted tentatively a proposed rule of procedure to govern the handling of assignment and transfer applications including the character of notice required of applicants in such cases. Pursuant thereto the Commission was advised on May 29, 1946 that beginning on said date notice would be inserted in a newspaper of general circulation published at Great Falls, Montana, concerning the proposed transfer of the controlling interest in the licensee.

In accordance with the procedure proposed in the Crosley decision and that announced in the Commission's release and the proposed rule, no action will be had on the application for a period of 60 days from May 29, 1946.

(Sec. 310 (b), 48 Stat. 1086; 47 U.S.C. 310 (b))

[SEAL] FEDERAL COMMUNICATIONS COMMISSION, T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-10254; Filed, June 14, 1946; 12:00 m.]

[Docket Nos. 2639, 6232, 6438]

POSTAL TELEGRAPH-CABLE CO. AND WESTERN UNION TELEGRAPH CO.

ORDER MAKING THESE PROCEEDINGS A PART OF GENERAL INVESTIGATION INSOFAR AS THEY RELATE TO "X" AND "RX" SERVICES

In the matter of Telegraph Division Order No. 12, "X" and "RX" Messages, T-9 (B), Docket No. 2639; Commercial news bulletin and quotation service tariffs of Postal Telegraph-Cable Company (New York) and The Western Union Telegraph Company, Docket No. 6232; The Western Union Telegraph Company, For New York Stock Exchange quotation bond and stock ticker services, Docket No. 6438.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 29th day of May 1946;

The Commission, having under consideration the records in Dockets Nos. 6232 and 6438, and also the record in Docket No. 2639, insofar as it relates to "X" and "RX" services; and

It appearing that there is pending before the Commission a proceeding involving a general investigation into the rates, charges, practices, classifications, and regulations of The Western Union Telegraph Company for and in connection with communication service subject to the Communications Act of 1934, as amended, Docket No. 7445, "In the Matter of The Western Union Telegraph Company petition for rate increase";

It is ordered, That the proceedings in Dockets Nos. 6232 and 6438, and, insofar as they relate to the matter of "X" and "RX" services, the proceedings in Docket No. 2639, be, and they are hereby terminated.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-10242; Filed, June 14, 1946; 12:00 m.]

[Docket No. 6052]

NORTHSIDE BROADCASTING CORP. (WGRC)

ORDER AMENDING ISSUES

In re application of Northside Broadcasting Corporation (WGRC), Louisville, Ky., for construction permit, Docket No. 6052; File No. B4-P-2782.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 24th day of May 1946;

The Commission having under consideration the petition filed October 19, 1945, of Northside Broadcasting Corporation (WGRC) requesting that its application for a construction permit to change facilities from 1,400 kc, 250 watts, unlimited time, to 790 kc, 5 kw day, 1 kw night, with a change in transmitter location, the installation of a new transmitter, and a directional antenna, designated for hearing in a consolidated proceeding with the application of Kingsport Broadcasting Company, Inc. (WKPT) (File No. B3-P-3308; Docket No. 6249), be removed from the hearing docket and granted without hearing;

It is ordered, That the petition be, and it is hereby denied, and;

It is further ordered, That the issues heretofore released for the hearing of the application of the Northside Broadcasting Corporation be, and they are hereby amended to read as follows:

1. To determine the technical, financial, and other qualifications of the applicant corporation, its officers, directors and stockholders to construct and operate station WGRC as proposed.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of station WGRC as proposed and the character of other broadcast service available to these areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the re-

[1] Section 1.364, Part I, Rules of Practice and Procedure.

quirements of the populations and areas proposed to be served.

4. To determine whether the operation of station WGRC as proposed would involve objectionable interference with stations WKPT, as proposed, WBBN, or with any other existing or proposed broadcast services and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of station WGRC as proposed would involve objectionable interference with stations CKSO, Sudbury, Ontario, CMCH, Havana, Cuba, or any other existing foreign broadcast station within the meaning of the North American Regional Broadcast Agreement.

6. To determine whether the installation and operation of station WGRC as proposed would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

7. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

8. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-10243; Filed, June 14, 1946; 11:58 a. m.]

[Docket No. 6249]

KINGSPORT BROADCASTING CO., INC. (WKPT)

ORDER AMENDING ISSUES

In re application of Kingsport Broadcasting Company, Inc. (WKPT), Kingsport, Tenn., for construction permit; Docket No. 6249; File No. B3-P-3308.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 24th day of May 1946;

The Commission having under consideration the petition filed October 22, 1945, of Kingsport Broadcasting Company, Inc., requesting that its application for a construction permit to change facilities from 1400 kc, 250 watts, unlimited time, to 790 kc, 1 kw, with a change in transmitter location and a directional antenna for night use, designated for hearing in a consolidated proceeding with the application of Northside Broadcasting Corporation (WGRC) (File No. B4-P-2782; Docket No. 6052), be removed from the hearing docket, and granted without hearing;

It is ordered, That the petition be, and it is hereby, denied, and

It is further ordered, That the issues heretofore released for the hearing of the application of the Kingsport Broadcasting Company, Inc., be, and they are hereby, amended to read as follows:

1. To determine the technical, financial, and other qualifications of the applicant corporation, its officers, directors and stockholders to construct and operate Station WKPT as proposed.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of Station WKPT as proposed and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of Station WKPT as proposed would involve objectionable interference with stations WGRC, WBBM, WMC, or with any other existing or proposed broadcast services and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of Station WKPT as proposed would involve objectionable interference with Stations CKSO, Sudbury, Ontario, CMCH, Havana, Cuba, or any other existing foreign broadcast station within the meaning of the North American Regional Broadcasting Agreement.

6. To determine whether the installation and operation of Station WKPT as proposed would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

8. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-10244; Filed, June 14, 1946; 11:58 a. m.]

[Docket No. 6768]

FM BROADCASTING OTHER THAN NON-COMMERCIAL EDUCATIONAL BROADCAST SERVICE

ORDER SETTING DATE FOR ORAL ARGUMENT ON STATED ISSUE

In the matter of promulgation of rules and regulations and Standards of Good Engineering Practice for FM broadcasting other than non-commercial educational broadcast service; Docket No. 6768.

At a session of the Federal Communications Commission held in its offices at Washington, D. C., on the 6th day of June 1946;

Whereas, on August 24, 1945, the Commission adopted a report announcing its decision with respect to certain suggested rules and regulations relating to FM broadcasting, and in connection with the issue of reservation of channels, stated therein as follows: "The Commission does not propose to reserve any FM channels from assignment at the present time"; and

Whereas, on December 19, 1945, the Commission issued an allocation plan indicating the tentative number of metropolitan FM channels which might be available for assignment in the various areas throughout the United States; and

Whereas, based upon its experience since such dates, the Commission is of the opinion that the purpose of section 307 (b) of the Communications Act of 1934, as amended, may be better effectuated and the public interest may be better served by a reservation of metropolitan FM channels under certain conditions;

Now, therefore, *It is ordered*, That oral argument be held before the Commission en banc on the 12th day of July 1946, upon the following issue:

1. To determine whether the public interest would be served by the reservation for the period of one year of every fifth channel tentatively indicated as available for the various areas in the Commission's news release of December 19, 1945.

It is further ordered, That any person or party desiring to participate in said oral argument file notice of intention to do so on or before the 9th day of July 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION, T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-10238; Filed, June 14 1946, 11:58 a. m.]

[Docket No. 6525]

PHOTO SERVICES BY WIRE OR BY RADIO

ORDER MAKING THESE PROCEEDINGS A PART OF GENERAL INVESTIGATION IN DOCKET 6569

In the matter of charges for photo service by wire or by radio; Docket No. 6525.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 24th day of May 1946;

The Commission, having under consideration the record of the proceedings herein; and,

It appearing, that photo service is now principally international and the matter of charges for photo service can now be adequately dealt with in the proceeding of general investigation in Docket No. 6569, in the matter of telegraph communication services between the United States and Foreign Points;

It is ordered, That the proceedings in Docket No. 6525 be, and they are hereby, terminated.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-10237; Filed, June 14, 1946, 11:58 a. m.]

[Docket No. 6755]

HEARST RADIO, INC., AND CROSLEY CORP.

ORDER REOPENING RECORD AND SCHEDULING FURTHER HEARING AND ORAL ARGUMENT

In the matter of Hearst Radio, Inc., Assignor, New York, N. Y., and The Crosley Corporation, Assignee, Cincinnati, Ohio; application for voluntary assignment of license and construction permit; B-237; Docket No. 6755; File No. B1-APL-19.

At a session of the Federal Communications Commission held at its offices in Washington, D. C. on the 6th day of June 1946;

The Commission having under consideration the joint petition filed June 3, 1946 by Hearst Radio, Inc., New York, N. Y., assignor, and The Crosley Corporation, Cincinnati, Ohio, assignee in the above-entitled matter, to reopen the record heretofore made on said application and to schedule the said application for further hearing;

It is ordered, That the said joint petition of Hearst Radio, Inc., and The Crosley Corporation be, and it is hereby granted; the record heretofore made on the above-entitled application be, and it is hereby, reopened, and further hearing and oral argument thereon be, and it is hereby, scheduled, for 10 o'clock a. m. Wednesday, June 19, 1946, before the Commission en banc.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION, T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-10245; Filed, June 14, 1946; 11:58 a. m.]

[Docket No. 6864]

HAZLEWOOD, INC. (WLOF)

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Hazlewood, Inc. (WLOF), Orlando, Fla., for construction permit; Docket No. 6864; File No. B3-P-3973.

At a session of the Federal Communications Commission held at its offices in Washington, D. C. on the 25th day of April 1946;

The Commission having under consideration the application of Hazlewood, Inc. (WLOF) as amended to January 25, 1946 (File No. B3-P-3973; Docket No. 6864) for a construction permit to change its operating facilities at Orlando, Florida, from 1230 kc, 250 watts, unlimited time to 950 kc, with power of 5 kilowatts, using a directional antenna, unlimited time; and the application of E. T. Wright for a construction permit to erect a new station at Orlando using the present facilities of WLOF, 1230 kc, 250 watts, unlimited (File No. B3-P-4268; Docket No. 7111);

It is ordered, That said application of Hazlewood, Inc. (Docket No. 6864) be, and it is hereby designated for hearing in a consolidated proceeding with the application of E. T. Wright (Docket No. 7111), on the following issues:

1. To determine the technical, financial, and other qualifications of the applicant and of its officers, directors, and stockholders to construct and operate Station WLOF as proposed.

2. To determine the areas and populations which may be expected to gain or lose primary service from the proposed operation of Station WLOF and the character of other broadcast services available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the proposed operation of Station WLOF would involve objectionable interference with any existing broadcast stations, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine, considering the mileage separation between Orlando, Florida and Valdosta, Georgia and the various modes of skywave transmission, the extent of mutual interference that would be involved in the simultaneous operation of the proposed station and either of the stations for Valdosta, Georgia proposed in the applications of Valdosta Broadcasting Company (Docket No. 6863) and E. D. Rivers (Docket No. 7112).

6. To determine whether the operation of WLOF as proposed would involve objectionable interference with any other pending applications for broadcast facilities, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

7. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

8. To determine whether, in view of the nighttime limitation that would be imposed by other stations operating on 950 kc, the nighttime interference-free service of WLOF as proposed would be in accordance with the allocation plan of the Commission's Standards of Good Engineering Practice.

9. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

It is further ordered, That Valdosta Broadcasting Company (Docket No. 6863) and E. D. Rivers (Docket No. 7112) be, and they are hereby, made parties to these within consolidated proceedings.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-10246; Filed, June 14, 1946; 11:58 a. m.]

[Docket No. 7111]

E. T. WRIGHT

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of E. T. Wright, Orlando, Fla., for construction permit; Docket No. 7111; File No. B3-P-4268.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 25th day of April 1946;

The Commission having under consideration the application of Hazlewood, Inc. (WLOF), as amended to January 25, 1946 (File No. B3-P-3973; Docket No. 6864), for a construction permit to change its operating facilities at Orlando, Florida, from 1230 kc, 250 watts, unlimited time, to 950 kc, with power of 5 kilowatts, using a directional antenna, unlimited time and the application of E. T. Wright for a construction permit to erect a new station at Orlando using the present facilities of WLOF, 1230 kc, 250 watts, unlimited (File No. B3-P-4268; Docket No. 7111);

It is ordered, That said application of E. T. Wright (Docket No. 7111) be, and it is hereby, designated for hearing in a consolidated proceeding with the application of Hazlewood, Inc. (Docket No. 6864), on the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant to construct and operate the proposed station.

2. To determine the type of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

3. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

4. To determine whether the operation of the proposed station would involve objectionable interference with any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

It is further ordered, That Valdosta Broadcasting Company (Docket No. 6863) and E. D. Rivers (Docket No. 7112) be, and they are hereby, made parties to these within consolidated proceedings.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-10247; Filed, June 14, 1946; 11:58 a. m.]

[Docket Nos. 7388, 6319, 5856]

METHODS OF DELIVERY OF TELEGRAMS

ORDER ENLARGING SCOPE OF INVESTIGATION

In the matter of methods of delivery of telegrams, Docket No. 7388; Filing of tariff schedules for private printer service by telegraph carriers, Docket No. 6319; The investigation of the "pick-up" and "delivery" services of the telegraph carriers, and the schedules, rules, regulations, facilities and practices in connection therewith, Docket No. 5856.

At a session of the Federal Communications Commission held at its offices in

Washington, D. C. on the 29th day of May 1946;

The Commission, having under consideration the record herein; and having also under consideration the records in Docket No. 5856, the investigation of the pick-up and delivery services of the telegraph carriers, and the schedules, rules, regulations, facilities and practices in connection therewith, and Docket No. 6319, filing of tariff schedules for private printer service by telegraph carriers; and

It appearing, that questions may exist as to the lawfulness under the Communications Act of 1934, as amended, of charges, classifications, regulations, and practices of the telegraph carriers subject to that Act, with respect to the "pick-up" and "delivery" of telegrams;

It is ordered, That the proceeding in Docket No. 7388 be, and it is hereby broadened in scope to include a general investigation into the matter of charges, classifications, regulations, and practices of all the telegraph carriers subject to the Communications Act of 1934, as amended, for and in connection with the pick-up and delivery of telegraph communications;

It is further ordered, That the proceedings in Dockets Nos. 5856 and 6319 be, and they are hereby terminated.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-10241; Filed, June 14, 1946; 12:00 m.]

[Docket No. 7600]

SAN DIEGO BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR HEARING ON STATED ISSUES

In re application of San Diego Broadcasting Co., San Diego, Calif., for construction permit; File No. B5-P-3744; Docket No. 7600.

At a session of the Federal Communications Commission held at its office in Washington, D. C., on the 24th day of May 1946;

The Commission having under consideration the above-entitled application for construction permit (File No. B5-P-3744, Docket No. 7600) of San Diego Broadcasting Company for a new standard broadcast station at San Diego, California, to operate on 1510 kc, with 5 kw power, unlimited time, using directional antenna, day and night.

It is ordered, That said application be, and is hereby, designated for hearing on the following issues:

1. To determine the legal, technical, financial and other qualifications of applicant corporation, its officers, directors and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing or proposed broadcast service and especially the service proposed in the application of Louis Wasmer (KGA) Spokane, Washington (File No. B5-P-4647) for an increase in power on 1510 kc to 50 kw with directional antenna used at night.

5. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine whether the erection of the proposed antenna system would be consistent with the requirements of the Civil Aeronautics Administration.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-10248; Filed, June 14, 1946; 11:59 a. m.]

[Docket Nos. 7602, 7603]

PILGRIM BROADCASTING CORP. AND NASHUA BROADCASTING CORP.

ORDER DESIGNATING APPLICATIONS FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of Pilgrim Broadcasting Corporation, Manchester, N. H., File No. B1-P-4658, Docket No. 7602; Nashua Broadcasting Corporation, Nashua, N. H., File No. B1-P-4746, Docket No. 7603; for construction permits.

At a session of the Federal Communications Commission held at its offices in Washington, D. C. on the 24th day of May 1946;

The Commission having under consideration the applications for construction permits of Pilgrim Broadcasting Corporation (File No. B1-P-4658; Docket No. 7602), for a new standard broadcast station to operate on the frequency 900 kc, with 1 kw power, daytime only, at Manchester, New Hampshire, and of Nashua Broadcasting Corporationo (File No. B1-P-4746; Docket No. 7603) for a new standard broadcast station to operate on the frequency 900 kc, with 1 kw power, daytime only;

It is ordered, That the applications of Pilgrim Broadcasting Corporation and Nashua Broadcasting Corporation, be, and they are hereby, designated for hearing in a consolidated proceeding upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporations, their officers, directors and stockholders to construct and operate the proposed stations.

2. To determine the areas and populations which would gain primary service through the operation of the proposed stations and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered by each of the applicants and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed stations would involve objectionable interference with the service of any existing or proposed broadcast service, the nature and extent of any such interference, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed stations would be in compliance with the Commission's Rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine on a comparative basis, which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-10249; Filed, June 14, 1946; 11:59 a. m.]

[Docket No. 7605]

CITY OF JACKSONVILLE (WJAX)

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of City of Jacksonville (WJAX), Jacksonville, Fla., for construction permit; Docket No. 7605; File No. B3-P-4271.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C. on the 24th day of May 1946;

The Commission having under consideration the above-entitled application for a construction permit to increase power from 1 KW, 5 KW-LS, unlimited time, to 5 KW with a directional antenna at night, unlimited time, on the frequency 930 kc, at Jacksonville, Florida, and the Commission also having under consideration the application of Florence Broadcasting Company Inc. (WOLS) (File No. B3-P-4538, Docket No. 7606) for a construction permit, to change facilities from 1230 kc, 250 W, unlimited time, to 930 kc, 1 KW, with a directional antenna at night, install new transmitter, and move transmitter, at Florence, South Carolina;

It is ordered, That the applications of City of Jacksonville (WJAX) and Florence Broadcasting Company, Inc. (WOLS) be, and they are hereby, designated for hearing in a consolidated proceeding upon the following issues:

1. To determine the technical, financial, and other qualifications of the applicant to construct and operate Station WJAX as proposed.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of Station WJAX as proposed, and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of Station WJAX as proposed would involve objectionable interference with any existing or proposed broadcast services and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of Station WJAA as proposed would be in compliance with the Commission's Rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

7. To determine on a comparative basis, which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-10250; Filed, June 14, 1946; 11:59 a. m.]

[Docket No. 7605]

FLORENCE BROADCASTING CO., INC. (WOLS)

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Florence Broadcasting Company, Inc. (WOLS), Florence, S. C., for construction permit; Docket No. 7605; File No. B3-P-4538.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 24th day of May 1946;

The Commission having under consideration the application of Florence Broadcasting Company, Inc. (WOLS), (File No. B3-P-4538, Docket No. 7606 for a construction permit to change facilities from 1230 kc, 250 W, unlimited time, to 930 kc, 1 KW, with directional antenna at night, installing a new transmitter and moving transmitter, at Florence, South Carolina; and

The Commission also having under consideration the application of City of Jacksonville (WJAX) (File No. B3-P-4271) for construction permit to change facilities from 930 kc, 1 KW, 5 KW-LS, unlimited time, to 930 kc, 5 KW, with directional antenna at night, unlimited time, at Jacksonville, Florida;

It is ordered, That the applications of Florence Broadcasting Company, Inc. (WOLS) and City of Jacksonville (WJAX) be, and they are hereby designated for hearing in a consolidated proceeding on the following issues:

1. To determine the technical, financial, and other qualifications of the applicant corporation, its officers, directors, and stockholders to construct and operate Station WOLS as proposed.

2. To determine the areas and populations which would gain or lose primary service through the operation of Station WOLS as proposed and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with Station WEGO or with any other existing or proposed broadcast service and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-10252; Filed, June 14, 1946; 11:59 a. m.]

[Docket No. 7607]

NEWS PUBLISHING CORP.

ORDER DESIGNATING APPLICATION FOR HEARING ON STATED ISSUES

In re application of, News Publishing Corporation, Charlotte, N. C., for construction permit; Docket No. 7607; file No. B3-P-3952.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 24th day of May 1946;

The Commission having under consideration the above-entitled application for a construction permit for a new standard broadcast station to operate on 1400 kc, with 250 watts power, unlimited time, at Charlotte, N. C.

It is ordered, That the said application of News Publishing Corporation be, and it is hereby, designated for hearing upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, its officers, directors and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with Station WEGO or with any other existing or proposed broadcast service and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-10252; Filed, June 14, 1946; 11:59 a. m.]

[Docket No. 7611]

ANNOUNCEMENT OF MECHANICAL RECORDS

ORDER PROVIDING OPPORTUNITY FOR ORAL ARGUMENT

In the matter of amendment to § 3.407 of the Commission's rules and regulations governing the announcement of mechanical records; Docket No. 7611.

At a meeting of the Federal Communications Commission held in its offices in Washington, D. C., on the 29th day of May 1946;

Whereas the Commission is of the opinion that public interest, convenience and necessity may be served by amending § 3.407 of the rules and regulations to read as follows:

§ 3.407 *Mechanical records.* (a) No recorded program consisting of a speech, news events, news commentator, forum, panel discussion, special event, or any other recorded program in which the element of time is of special significance and a presentation of which would create, whether intentionally or otherwise, the impression or belief on the part of the radio audience that the event or program being broadcast is in fact occurring simultaneously with the broadcast, shall be broadcast without an appropriate announcement being made at the beginning and conclusion of the broadcast that it is a recorded program: *Provided, however,* Any recorded program of one minute duration or less need only be announced at the beginning. The identifying announcement shall accurately describe the type of mechanical record used.

(b) Any other program consisting of a mechanical record or series of mechanical records need not be announced as provided in subsection (a), but the licensee shall not attempt affirmatively to create the impression that the program being so broadcast consists of live talent.

And, whereas the Commission is of the opinion that it will best conduce to the proper dispatch of business and to the ends of justice that all interested persons be given an opportunity to file statements or briefs and to appear before the Commission and argue orally why the

above proposal should not be adopted, or why it should not be adopted in the form proposed by this order;

Now, therefore, *It is hereby ordered*, That, upon the written request of any interested person, oral argument be held before the Commission en banc on a date to be specified in the future, as to why the proposed rule should not be adopted or why it should not be adopted in the form proposed by this order. Such requests for oral argument shall be filed by all persons desiring to appear on or before June 24, 1946, and each such request shall be accompanied by a brief.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-10236; Filed, June 14, 1946; 11:59 a. m.]

[Public Notice 93896]

RESERVATION OF FM CHANNELS[1]

NOTICE OF HEARING

JUNE 6, 1946.

The Commission today adopted an order[2] proposing to withhold for the period of one year the assignment of every fifth channel tentatively indicated as available for allocation to a given area, in the Commission's news release of December 19, 1945. Oral argument will be held on this proposed policy on the 12th day of July, 1946, and persons desiring to participate therein are required to file their appearances on or before the 9th day of July 1946.

Under the proposed policy, no reservation of channels would be made if a maximum of four channels was indicated for a particular area in the December 19, 1945, release. However, if at least five but no more than nine channels were indicated for an area, one channel would be withheld for the period of one year from the date of the adoption of this policy. Two channels would be withheld if 10–14 channels were listed; three, if 15–19 channels were listed; and four, if 20 were listed.

The object of this policy is to permit an equitable distribution of FM frequencies, pursuant to section 307 (b) of the Communications Act. If a policy of reserving every fifth channel were adopted, each area could have a maximum of four stations assigned to it at this time if four channels were indicated for it in the release of December 19, 1945; however, provision is made for the future consideration of an applicant for an FM station in an outlying city which has not applied at this time, if at least five channels are indicated for the area. The policy thus permits the establishment of FM service in every area and yet prevents an unequal distribution of FM channels among the various communities.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION, T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-10235; Filed, June 14, 1946; 12:00 m.]

[1] Part 3—Rules governing standard and high-frequency broadcast stations.

[2] See order of June 6, 1946, in Docket No. 6768.

[Docket No. 7608]

CHRONICLE PUBLISHING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of The Chronicle Publishing Company, San Francisco, Calif., for television construction permit; File No. B5-PCT-170; Docket No. 7608.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 24th day of May 1946;

The Commission having under consideration the petition of The Chronicle Publishing Company requesting that its application (File No. B5-PCT-170) for a television station in San Francisco, California, be heard with the other applications for television stations in the same area, which were designated for consolidated hearing on February 1, 1946, and said hearings now scheduled to begin on July 15, 1946;

It is ordered, That the above application of The Chronicle Publishing Company, be, and it is hereby, designated for consolidated hearing with the following applications for construction permits for television stations in San Francisco, California: American Broadcasting Co., Inc. (File No. B5-PCT-158); The Associated Broadcasters, Inc. (B5-PCT-46); Don Lee Broadcasting System (B5-PCT-22); Hughes Productions, Division of Hughes Tool Co. (B5-PCT-18); Television Productions, Inc. (B5-PCT-151); and Dorothy S. Thackrey (B5-PCT-164); upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant to operate and construct the proposed station.

2. To obtain full information with respect to the nature and character of the proposed program service.

3. To determine the areas and populations which may be expected to receive service from the proposed station.

4. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION, T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-10253; Filed, June 14, 1946; 11:59 a. m.]

FEDERAL POWER COMMISSION.

[Docket No. G-728]

WEST TEXAS GAS CO.

ORDER FIXING DATE OF HEARING

JUNE 14, 1946.

Upon consideration of the application filed on May 8, 1946, by West Texas Gas Company for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, to authorize the construction and operation of facilities to be used in connection with its transportation and sale of natural gas in interstate commerce for resale, comprised of installations of (1) a 135-horsepower boiler and a new stack and dismantling of two existing stacks at its Gasoline Plant in Potter County, Texas, (2) new pumping equipment in two water wells, one at its Gasoline Plant and one at its Compressor Station in Potter County, Texas, (3) a 400-B. H. P. compressor unit at its McSpadden Compressor Station in Randall County, Texas, (4) an 8⅝-inch reservoir drip on its McSpadden-Farwell branch line on the discharge side of its McSpadden Compressor Station, (5) an 8-inch series 30 orifice fitting near the off-take on its McSpadden-Farwell branch line, (6) a 15-inch reservoir drip in its McSpadden-Happy Section in Randall County, Texas, and two 10-inch reservoir drips in its Plainview-Hale Center Section in Hale County, Texas, (7) a 6-inch series 30 orfice fitting near the off-take on its Lubbock-Farwell branch line in Lubbock County, Texas, (8) improvement of the jacket water system at its Compressor Station in Potter County, Texas, and (9) drilling and equipping of a water well at its Plainview Compressor Station in Hale County, Texas;

The Commission orders that:

(A) A public hearing be held commencing on the 20th day of June, 1946, at 10:00 a. m. (e. s. t.) in the Hearing Room of the Federal Power Commission, 1800 Pennsylvania Avenue, NW., Washington, D. C., concerning the matters involved and the issues presented in the above-entitled proceedings: *Provided, however*, That if no protest or petition to intervene has been filed or allowed prior to the date hereinbefore fixed for hearing, or if a protest or petition to intervene, in the judgment of the Commission, raises no issue of substance, the Commission may dispose of the application without contested hearing, by order upon the application and evidence filed or available to the Commission and such additional evidence as the Commission may require to be filed for its consideration.

(B) Interested State commissions may participate as provided in § 67.4 of the provisional rules of practice and regulations under the Natural Gas Act.

By the Commission.

[SEAL] LEON M. FUQUAY, *Secretary.*

[F. R. Doc. 46-10317; Filed, June 17, 1946; 11:40 a. m.]

[Docket No. G-732]

MONTANA-DAKOTA UTILITIES CO.

ORDER FIXING DATE OF HEARING

JUNE 13, 1946.

Upon consideration of the application filed on May 27, 1946, by Montana-Dakota Utilities Co. ("Applicant") for a certificate of public convenience and necessity pursuant to Section 7 of the Natural Gas Act, as amended, to authorize the construction and operation of the following-described facilities in Valley County, Montana:

A 10¾-inch pipeline, 28.5 miles in length, extending from a point in the southeast quarter of Section 31, Township 30 North, Range 38 East, to a point in the southeast quarter of Section 28, Township 27 North, Range 41 East, all in Valley County, Montana;

The Commission orders that:

(A) A public hearing be held commencing on July 1, 1946, at 10:00 a. m. in Room No. 303, U. S. Post Office Building, Minneapolis, Minnesota, respecting the matters involved and the issues presented in this proceeding.

(B) Interested State commissions may participate in said hearing as provided in § 67.4 of the provisional rules of practice and regulations under the Natural Gas Act.

By the Commission.

[SEAL] LEON M. FUQUAY, *Secretary.*

[F. R. Doc. 46-10318; Filed, June 17, 1946; 11:40 a. m.]

OFFICE OF DEFENSE TRANSPORTATION.

MONONGAHELA CONNECTING RAILROAD CO.

POSSESSION, CONTROL, AND OPERATION OF TRANSPORTATION SYSTEM, PLANTS, AND FACILITIES

To the Monongahela Connecting Railroad Company, Pittsburgh, Pennsylvania:

1. You are hereby notified that, by order of the President of the United States (E.O. 9736, *supra*), possession and control of your transportation system, including all real and personal property, plants, facilities, and other assets, wherever situated, used or useful in connection with the operation of such system, are hereby taken and assumed by the Director of the Office of Defense Transportation as of 6:00 o'clock p. m., on the 14th day of June, 1946. Possession and control are not taken of any of your property, plants, facilities, or other assets, which are not used or useful in the operation of your transportation system.

2. The purpose of possession and control of your transportation system and properties by the United States pursuant to said Executive order is to assure to the fullest possible extent continuous and uninterrupted transportation service.

3. Effective this date, Homer C. King is hereby appointed Federal Manager of the transportation system and properties taken hereunder, with full authority, subject to my direction:

(a) To possess, control, and operate, or arrange for the operation of the system and properties taken hereunder in such manner as may be necessary to carry out the provisions, and to accomplish the purposes, of the Executive order, through or with the aid of such public or private instrumentalities or persons as he may designate;

(b) Subject to the provisions of the Executive order, to manage or operate, or arrange for the management or operation of, said system and properties under such terms and conditions of employment as he deems advisable and proper;

(c) From time to time, to return to you such real or personal property, or other assets, as he determines to be unnecessary to the operation of your transportation system; and

(d) To request the Secretary of War or such persons as he may designate, to furnish protection for persons employed or seeking employment on the transportation system of which possession is taken hereunder and the properties of such system, and to furnish equipment, manpower, and other facilities or services necessary to carry out the provisions, and to accomplish the purposes, of the Executive order of the President.

4. Copies of this notice and order shall be posted by you in your principal place of business, and in each office, terminal and station maintained in connection with the operation of your transportation system.

Issued at Washington, D. C., this 14th day of June, 1946.

J. M. JOHNSON, *Director, Office of Defense Transportation.*

[F. R. Doc. 46-10257; Filed, June 14, 1946; 1:57 p. m.]

OFFICE OF PRICE ADMINISTRATION.

[RMPR 136, Order 648]

GLIDER TRAILER CO.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 9, 10 and 11 (c) of Revised Maximum Price Regulation 136, *It is ordered:*

(a) Glider Trailer Company, 1824 West Kinzie Street, Chicago, Illinois, may sell, f. o. b. plant, each Glider house trailer described in subparagraph (1) below, at a price not to exceed $1290.76, plus federal excise tax, state and local taxes on the sale or delivery of the house trailer and any cost of transporting it to the purchaser.

(1) *Description.* Glider, Model 35 house trailer, over-all dimensions 22'6" long x 8' wide, equipped with 7.50 x 16, 8 ply synthetic tires and other detailed specifications included in the report filed with this Office.

(b) Glider Trailer Company is authorized to suggest to resellers a resale price for the house trailer described in paragraph (a) (1) consisting of the following:

(1) Suggested resale price: $1,775.00.

(2) *Charges.* (i) A charge for transportation, if any, not to exceed the actual rail freight charge from the factory at Chicago, Illinois, to the railroad freight receiving station nearest to the place of business of the reseller.

(ii) A charge equal to the charge made by Glider Trailer Company to cover federal excise taxes.

(iii) A charge equal to reseller's expense for payment of state and local taxes on the purchase, sale or delivery of the house trailer.

(c) A reseller of Glider house trailers in any of the territories or possessions of the United States is authorized to sell the house trailer described in paragraph (a) at a price not to exceed the price established in paragraph (b) to which it may add a sum equal to the expense incurred or charged to it for payment of territorial and insular taxes, on the purchase, sale or introduction of the house trailer; export premiums; boxing and crating for export purposes; marine and war risk insurance; and landing, wharfage and terminal operations.

(d) All requests not granted herein are denied.

(e) This order may be amended or revoked by the Administrator at any time.

NOTE: Where the manufacturer's invoice charge to the reseller is increased or decreased from the previous invoice charge because the manufacturer has a newly established price under section 8 of Revised Maximum Price Regulation 136, due to substantial changes in design, specification or equipment of the trailer, the reseller may add to its price under paragraph (b) the increase in price, plus its customary markup on such a cost increase, but in case of a decrease in the price, the reseller must reduce its price under paragraph (b) by the amount of the decrease and its customary markup on such an amount.

This order shall become effective June 15 1946.

Issued this 14th day of June, 1946.

PAUL A. PORTER, *Administrator.*

[F. R. Doc. 46-10217; Filed, June 14, 1946; 11:40 a. m.]

[MPR 188, Order 5037]

REINHARD-McCABE CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Reinhard-McCabe Company of 911 Hennepin Avenue, Minneapolis 3, Minnesota.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	Maximum prices for sales by any seller to—			
		Wholesalers (jobbers)	Mail order houses	Retailers	Consumers
Adjustable wrench	10	*Each* $1.20	*Each* $1.20	*Each* $1.60	*Each* $2.40

These maximum prices are for the articles described in the manufacturer's application dated May 9, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices are f. o. b. factory, and subject to a cash discount of 1% for payment within 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement:

OPA Retail Ceiling Price—$2.40 each.
Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 15th day of June 1946.

Issued this 14th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10218; Filed, June 14, 1946; 11:43 a. m.]

[MPR 591, Order 620]

IBIS MFG. CO., INC.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following beverage coolers manufactured by Ibis Manufacturing Company, Inc. of Dallas, Texas, and as described in the application dated March 21, 1941 which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—	
	Bottlers	Retailers
4 ft. dry beverage cooler	$170.00	$218.00

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general category on October 1, 1941.

(d) On sales by a bottler the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a retailer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Ibis Manufacturing Company shall stencil on the beverage cooler covered by this order, substantially the following:

OPA Maximum Retail Price $218.00

Plus freight and crating as provided in Order No. 620 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 15, 1946.

Issued this 14th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10225; Filed, June 14, 1946; 11:44 a. m.]

[MPR 591, Order 617]

L. J. MUELLER FURNACE CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of manufacture, for sales by the L. J. Mueller Furnace Company of the following gas conversion burner manufactured by it and as described in the application dated April 23, 1946, which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—			
	Mueller distributors	Utility jobbers	Dealers	Consumers
Gas conversion burners priced with Minneapolis-Honeywell motor valve Model 16 V-155A:				
Burner Complete With Lighter:				
Model 500-125	$68.58	$76.20	$95.25	$127.00
Model 500-175	70.20	78.00	97.50	130.00
Model 500-225	71.28	79.20	99.00	132.00
Burner Without Lighter:				
Model 500-125	64.26	71.40	89.25	119.00
Model 500-175	65.88	73.20	91.50	122.00
Model 500-225	66.96	74.40	93.00	124.00
Gas conversion burners with White-Rodgers diaphragm valve, model No. 2601				
Burner Complete With Lighter:				
Model 500-125	61.02	67.80	84.75	113.00
Model 500-175	63.18	70.20	87.75	117.00
Model 500-225	64.26	71.40	89.25	119.00
Burner without lighter:				
Model 500-125	56.70	63.00	78.75	105.00
Model 500-175	58.86	65.40	81.75	109.00
Model 500-225	59.94	66.60	83.25	111.00

(b) The maximum prices established by this order include the industry-wide increases over October 1, 1941 prices granted under section 2.8 (a) of Order 48 under Maximum Price Regulation No. 591.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(d) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale.

(e) Maximum prices for the commodities covered by the order when sold on an installed basis are subject to the provisions of Revised Maximum Price Regulation No. 251.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 15, 1946.

Issued this 14th day of June 1946.

PAUL A. PORTER.
Administrator.

[F. R. Doc. 46-10222; Filed, June 14, 1946; 11:42 a. m.]

[MPR 591, Order 618]

HOME PRODUCTS CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices for sales by any person to consumers of the following linoleum covered plywood cabinet and sink tops manufactured by Home Products Company of Los Angeles, California and as described in the application dated May 16, 1946 shall be:

CABINET TOP PRICES

[Up to 26" width]

Length (inches)	Without splashers	Splashers 4" high	Splashers 8" high	Splashers 12" high	Splashers 18" high
18½	$9.40	$13.25	$14.25	$14.75	$15.85
24½	10.60	14.80	15.90	16.55	17.80
30½	11.90	16.25	17.55	18.30	19.80
36½	13.15	17.80	19.20	20.25	21.90
42½	14.40	19.30	20.80	21.90	23.90
48½	15.65	20.80	22.50	23.80	26.00
54½	16.90	21.65	24.15	25.65	28.05
60½	18.15	23.80	25.80	27.50	30.00
66½	19.30	25.40	27.50	29.25	32.05
72½	22.45	30.80	33.05	35.00	38.05
78½	23.65	32.40	34.75	36.80	40.15
84½	24.90	33.80	36.40	38.65	42.15
90½	26.05	35.40	38.05	40.50	44.15
96½	27.30	37.00	39.75	42.20	46.25
102½	28.55	38.50	41.40	44.15	48.20
108½	29.80	40.00	43.05	45.90	50.30
114½	31.05	42.55	44.75	47.75	52.40
120½	33.80	46.65	50.00	53.15	58.05
126½	35.00	48.25	51.65	54.95	60.05
132½	36.25	49.75	53.30	56.80	62.05
138½	37.50	51.30	54.95	58.65	64.15
144½	38.75	52.80	56.65	60.45	66.55
150½	40.00	54.30	58.30	52.20	68.20
162½	41.35	55.80	59.95	64.05	70.30

Use next larger size for intermediate sizes.

SPECIAL CONDITIONS

1. Back splash cut-out, complete: $5.85.
2. Back splash cut-out, partial: $4.15.
3. Back splash pipe chase, complete: $6.85.
4. Back splash pipe chase, partial: $5.00.
5. Back splash diagonal corner: $3.35.
6. Deck pipe chase, complete: $5.85.
7. Deck pipe chase, partial: $4.15.
8. Deck outside diagonal cut: $2.50.
9. Deck inside diagonal cut: $3.35.
10. Electrical cut-out: $1.65.
11. Joining strip for L or U shape: $4.15.
12. One piece L; Price as two tops using wall dimension.
13. One piece U; Price as three tops using wall dimensions.
14. Side splashers: 4" high: $4.15 each; 8" high: $5.00 each; 12" high: $5.85 each; 18" high: $6.85 each.

CABINET SINKS

All above prices are for cabinet tops only. No preparation for sink is included.

For complete cabinet sinks, add as follows: Customer furnishes bowl, preparation includes: cut-out, moulding, bolts, clips and waterproof sealer:

(a) For sink bowls up to 24" long, incl. (customer attaches bowl): $8.35.

(b) For sink bowls up to 30" long, incl. (customer attaches bowl): $10.40.

(c) For sink bowls up to 42" long, incl. (customer attaches bowl): $12.50.

(b) On sales by any person to dealers the maximum net prices f. o. b. point of shipment shall be the maximum net prices specified in (a) above less a discount of 40 percent.

(c) On sales by any person to jobbers the maximum net prices f. o. b. point of shipment shall be the maximum net prices specified in (a) above less successive discounts of 40 and 20 percent.

(d) The maximum net prices established by this order shall be subject to cash discounts and allowances including transportation allowances at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers to the same class on comparable sales of commodities within the same general category during March 1942.

(e) The maximum prices on an installed basis of the commodity covered in this order shall be determined in accordance with the provisions of Revised Maximum Price Regulation No. 251 as amended.

(f) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 15th, 1946.

Issued this 14th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10223; Filed, June 14, 1946; 11:42 a. m.]

[MPR 591, Order 619]

BASELINE WOODCRAFT CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following home freezer manufactured by the Baseline Woodcraft Company of Portland, Oregon, and as described in the application dated December 29, 1945, which is on file with the Mechanical Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
12 cu. ft. home freezer ¼ hp. condensing unit	$215	$258	$430

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except a dealer, including allowable transportation and crating charges.

(f) The Baseline Woodcraft Company shall stencil on the inside of lid or cover of the home freezer covered by this order, substantially the following:

OPA Maximum Retail Price $430.00

Plus freight and crating as provided in Order No. 619 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 15th, 1946.

Issued this 14th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10224; Filed, June 14, 1946; 11:43 a. m.]

[MPR 591, Order 621]

E. DEMBEK

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following frozen food show cases and freezers manufactured by Mr. E. Dembek, of Newark, New Jersey, and as described in the application dated February 26, 1946, which is on file with the Mechanical Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
20 cu. ft. ¼ hp. condensing unit	$300	$360	$600
15 cu. ft. ¼ hp. condensing unit	240	288	480

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above.

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers including allowable transportation and crating charges.

(f) Mr. E. Dembek shall stencil on the show case and freezer covered by this order, substantially the following:

OPA Maximum Retail Price—$ ----

Plus freight and crating as provided in Order No. 621 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 15th, 1946.

Issued this 14th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10226; Filed, June 14, 1946; 11:44 a. m.]

[MPR 591, Order 622]

INMAN PRODUCTS

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum price excluding Federal excise tax for sales by any person to consumers of the following electric water heater manufactured by Inman Products of Miami, Florida and described in its application dated March 26, 1946 shall be:

Model 13, 15 Gallon table top, water heater, galvanized tank, insulated, single element ---------- $79.50

(b) The maximum net price f. o. b. point of shipment, excluding Federal excise tax, for sales by any person, shall be the maximum price specified in (a) above subject to the following discounts:

1. On sales to dealers in quantities of 4 heaters or less, a discount of 33⅓ percent.

2. On sales to dealers in quantities of 5 or more heaters, a discount of 40 percent.

3. On sales to jobbers, a discount of 50 percent.

(c) The maximum prices established by this order are subject to such further cash discounts, transportation allowances and price differentials at least as favorable as those which each seller extended or rendered or would have extended or rendered during March 1942 on commodities in the same general category.

(d) The maximum prices on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(e) Each seller covered by this order, except on sales to consumers shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers except dealers upon resale.

(f) Inman Products shall attach to each water heater covered by this order a tag containing the following:

OPA maximum retail price not installed, including actual Federal excise tax paid at source—$------.

(Do Not Detach)

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 15, 1946.

Issued this 14th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10227; Filed, June 14, 1946; 11:39 a. m.]

[MPR 591, Order 623]

NELSON BROS. AND STROM CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* U. S. Slicing Machine Company of La Porte, Indiana may compute its adjusted ceiling prices for all meat and bread slicing machines which it manufactures as follows:

(1) For an article in its line during October 1941, the adjusted ceiling price is the highest price charged during that month to each class of purchaser increased by 10.0 percent.

(2) For an article not in its line during October 1941, but which has a properly established ceiling price, in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by the percentage determined in accordance with "Note 3" in section 8 of Revised Supplementary Order No. 119.

(3) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 186; and prices so fixed may not be increased under this order.

(4) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

The adjustment charge determined in accordance with this order must be separately stated by the manufacturer on each invoice to a purchaser for resale.

(b) *Resellers' ceiling prices.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

A reseller who had a properly established maximum price in effect before this order was issued for an article covered by this order may add to that maximum price an adjustment charge in the same dollar-and-cents amount as the adjustment charge authorized by this order for, and which he has paid to his supplier.

If the reseller did not have a properly established maximum price for the article in effect before this order was issued he shall first determine a maximum price (exclusive of adjustment charges), and to that price he may add an adjustment charge in the same dollar-and-cents amount as the adjustment authorized by this order for, and which he has paid to, his supplier. To find his maximum price (exclusive of adjustment charges) for this purpose the reseller shall add to his invoice cost, less the adjustment charge stated on that invoice, the same percentage mark-up which he has on the "most comparable article" for which he has properly established ceiling prices. For this purpose the "most comparable article" is the one which meets all of the following tests:

(1) It belongs to the narrowest trade category which includes the article being priced.

(2) Both it and the article priced were purchased from the same class of supplier.

(3) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage mark-up is applied.

(4) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

The provisions of Supplementary Order No. 153 shall not apply to resale prices or articles covered by this order.

(c) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's terms, discounts, allowances and other price differentials in effect during March 1942, or which have been properly established under the applicable OPA regulation.

(d) *Modification.* At the time of, or prior to the first invoice to a purchaser for resale, showing a price adjusted in accordance with the terms of this order, the seller shall notify the purchaser in writing of the methods established in paragraph (b) of this order for determining adjusted maximum prices for resales of the articles covered by this order. This notice may be given in any convenient form.

(e) *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

(f) *Effective date.* This order shall become effective on the 15th day of June 1946.

Issued this 14th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10228; Filed, June 14, 1946; 11:42 a. m.]

	On sales to—		
	Distributors	Dealers	Consumers
Model No. 10-B-10, 20 pounds per hour capacity—Hopper type automatic coal stoker	$129.60	$151.20	$240.00
Model No. 30-C-14, 15-30 pounds per hour capacity—Hopper type automatic coal stoker	148.50	173.25	275.00

[Rev. SO 119, Order 254]

U. S. SLICING MACHINE CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* Heywood-Wakefield Company, Gardner, Massachusetts, may compute its adjusted ceiling prices for all tubular steel and wood school furniture which it manufactures as follows:

(1) For an article in its line during October 1941, the adjusted ceiling price is the highest price charged during that month to each class of purchaser increased by 18.57 percent.

(2) For an article not in its line during October 1941, but which has a properly established ceiling price, in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by the percentage determined in accordance with "Note 3" in section 8 of Revised Supplementary Order No. 119.

(3) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188; and prices so fixed may not be increased under this order.

(4) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

In all other respects, the provisions of Order No. 11 under § 1499.159e of Maximum Price Regulation No. 188, including invoicing and reporting provisions and determination of resellers' prices, apply to maximum prices of tubular steel school furniture adjusted in accordance with this order, and which falls within the definition of "metal commercial furniture" as set forth in that order.

The adjustment charge determined in accordance with this order must be separately stated by the manufacturer on each invoice to a purchaser for resale of articles of school furniture not covered by Order No. 11 under § 1499.159e of Maximum Price Regulation No. 188.

(b) *Resellers' ceiling prices.* Resellers of an article not covered by Order No. 11 which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

A reseller who had a properly established maximum price in effect before this order was issued for an article covered by this order may add to that maximum price an adjusted charge in the same dollar-and-cents amount as the adjustment charge authorized by this order for, and which he had paid to his supplier.

If the reseller did not have a properly established maximum price for the article in effect before this order was issued he shall first determine a maximum price (exclusive of adjustment charges), and to that price he may add an adjustment in the same dollar-and-cents amount as the adjustment authorized by this order for, and which he has paid to his supplier. To find his maximum price (exclusive of adjustment charges) for this purpose the reseller shall add to his invoice cost, less the adjustment charge stated on that invoice, the same percentage markup which he has on the "most comparable article" for which he has properly established ceiling prices. For this purpose the "most comparable article" is the one which meets all of the following tests:

(1) It belongs to the narrowest trade category which includes the article being priced.

(2) Both it and the article being priced were purchased from the same class of supplier.

(3) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

[Rev. SO 119, Order 255]

HEYWOOD-WAKEFIELD CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* Heywood-Wakefield Company, Gardner, Massachusetts, may compute its adjusted ceiling prices for all tubular steel and wood school furniture which it manufactures as follows:

(1) For an article in its line during October 1941, the adjusted ceiling price is the highest price charged during that month to each class of purchaser increased by 18.57 percent.

(2) For an article not in its line during October 1941, but which has a properly established ceiling price, in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by the percentage determined in accordance with "Note 3" in section 8 of Revised Supplementary Order No. 119.

(3) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188; and prices so fixed may not be increased under this order.

(4) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

In all other respects, the provisions of Order No. 11 under § 1499.159e of Maximum Price Regulation No. 188, including invoicing and reporting provisions and determination of resellers' prices, apply to maximum prices of tubular steel school furniture adjusted in accordance with this order, and which falls within the definition of "metal commercial furniture" as set forth in that order.

The adjustment charge determined in accordance with this order must be separately stated by the manufacturer on each invoice to a purchaser for resale of articles of school furniture not covered by Order No. 11 under § 1499.159e of Maximum Price Regulation No. 188.

(b) *Resellers' ceiling prices.* Resellers of an article not covered by Order No. 11 which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

A reseller who had a properly established maximum price in effect before this order was issued for an article covered by this order may add to that maximum price an adjusted charge in the same dollar-and-cents amount as the adjustment charge authorized by this order for, and which he had paid to his supplier.

If the reseller did not have a properly established maximum price for the article in effect before this order was issued he shall first determine a maximum price (exclusive of adjustment charges), and to that price he may add an adjustment in the same dollar-and-cents amount as the adjustment authorized by this order for, and which he has paid to his supplier. To find his maximum price (exclusive of adjustment charges) for this purpose the reseller shall add to his invoice cost, less the adjustment charge stated on that invoice, the same percentage markup which he has on the "most comparable article" for which he has properly established ceiling prices. For this purpose the "most comparable article" is the one which meets all of the following tests:

(1) It belongs to the narrowest trade category which includes the article being priced.

(2) Both it and the article being priced were purchased from the same class of supplier.

(3) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(4) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620–759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

The provisions of Supplementary Order No. 153 shall not apply to resale prices or articles covered by this order.

(c) *Terms of sale.* Maximum prices of articles adjusted by this order and which are not covered by Order No. 11 are subject to each seller's terms, allowances and other price differentials in effect during March 1942, or which have been properly established under the applicable OPA regulation.

(d) *Notification.* At the time of or prior to the first invoice to a purchaser for resale of articles not covered by Order No. 11, showing a price adjusted in accordance with the terms of this order, the seller shall notify the purchaser in writing of the methods established in paragraph (b) of this order for determining adjusted maximum prices for resales of the articles covered by this order. This notice may be given in any convenient form.

(e) *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

(f) *Effective date.* This order shall become effective on the 15th day of June, 1946.

Issued this 14th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–10230; Filed, June 14, 1946; 11:41 a. m.]

[SO 133, Order 49]

INDIAN SPLINT, INC.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to Supplementary Order No. 133, it is ordered:

(a) *Manufacturer's maximum prices.* Indian Splint, Inc., 56 Rutter Street, Rochester 6, New York, may increase its maximum prices properly established under Maximum Price Regulation No. 188 (exclusive of any adjustment charges) for articles of wood and upholstered furniture, which it manufactures by 9.5 percent of each such maximum price.

(b) *Resellers' ceiling prices.* Resellers of articles which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

(1) A retailer who must determine his ceiling price under Maximum Price Regulation No. 580 and a wholesaler who must determine his ceiling prices under Maximum Price Regulation No. 590, shall compute their ceiling prices in the manner provided by those regulations. However, if the supplier's invoice states both an "unadjusted maximum price" and a selling price, the reseller shall compute his ceiling prices under those regulations as they have been modified by Order No. 4800 under § 1499.159b of Maximum Price Regulation No. 188.

(2) A reseller who determines his maximum resale price under the General Maximum Price Regulation, and whose supplier's invoice states both an "unadjusted maximum price" and a selling price, shall compute his ceiling price under that regulation as modified by Order No. 4800 under § 1499.159b of Maximum Price Regulation No. 188.

If his supplier's invoice does not state an "unadjusted maximum price", the reseller shall calculate his ceiling prices by adding to his invoice cost the same percentage mark-up which he had on the "most comparable article" for which he has a properly established ceiling price. For this purpose, the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of article to which, according to customary trade practices, an approximately uniform percentage mark-up is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form No. 620–759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method, the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(3) The provisions of Supplementary Order No. 153 shall not apply to the determination of ceiling prices for resales of articles covered by this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in effect during March 1942, or, thereafter, property established under Office of Price Administration regulations.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles. This notice may be given in any convenient form.

(e) The manufacturer shall file the report described in section 5 of Supplementary Order No. 133 with the Office of Price Administration, Washington 25, D. C., and shall comply with the invoicing and reporting provisions of Order No. 4800 under Maximum Price Regulation No. 188.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective on the 15th day of June 1946.

Issued this 14th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–10231; Filed, June 14, 1946; 11:43 a. m.]

[SO 133, Order 50]

CENTRAL DESK MFG. CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Supplementary Order No. 133, it is ordered:

(a) *Manufacturer's maximum prices.* The Central Desk Manufacturing Company, 454–456 Armour Street, Chicago, Illinois, may increase by 5 per cent, its maximum prices in effect immediately prior to August 14, 1945, for sales of wood office furniture which it manufactures.

(b) *Maximum prices of purchasers for resale.* Resellers of any article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

A reseller who had a properly established maximum price in effect before this order was issued for an article covered by this order may add to that maximum price an adjustment charge in the same dollar-and-cents amount as the adjustment charge authorized by this order for, and which he has paid to, his supplier.

If the reseller did not have a properly established maximum price for the article in effect before this order was issued he shall first determine a maximum price (exclusive of adjustment charges), and to that price he may add an adjustment charge in the same dollar-and-cents amount as the adjustment authorized by this order for, and which he has paid, to his supplier. To find his maximum price (exclusive of adjustment charges) for this purpose the reseller shall add to his invoice cost, less an adjustment charge stated on that invoice, the same percentage markup which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is the one which meets all of the following tests:

(1) It belongs to the narrowest trade category which includes the article being priced.

(2) Both it and the article being priced were purchased from the same class of supplier.

(3) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(4) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620–759 with regard to how he determined his ceiling prices, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's terms, discounts, allowances, and other price differentials, in effect during March, 1942, or which have been properly established under the applicable OPA regulation.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale showing a maximum price adjusted in accordance with the terms of this order, the seller shall notify such purchaser in writing of the methods established in paragraph (b) for determining adjusted maximum prices for sales of the articles covered by this order. This notice may be given in any convenient form.

(e) *Reports.* The manufacturer shall file the report described in section 5 of Supplementary Order No. 133 with the Office of Price Administration, Washington 25, D. C.

(f) *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

(g) The provisions of Supplementary Order No. 153 shall not apply to resale prices of articles covered by this order.

(h) *Effective date.* This order shall become effective on the 15th day of June 1946.

Issued this 14th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–10232; Filed, June 14, 1946; 11:43 a. m.]

[SO 133, Order 51]

JOHNSON CHAIR CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Supplementary Order No. 133, it is ordered:

(a) *Manufacturer's maximum prices.* The Johnson Chair Company, 4401 W. North Avenue, Chicago, Illinois, may increase by 3.9 percent, its maximum prices in effect immediately prior to the issuance of this order, for sales of wood office chairs which it manufactures.

(b) *Maximum prices of purchasers for resale.* Resellers of any article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

A reseller who had a properly established maximum price in effect before this order was issued for an article covered by this order may add to that maximum price an adjustment charge in the same dollar-and-cents amount as the adjustment charge authorized by this order for, and which he has paid to, his supplier.

If the reseller did not have a properly established maximum price for the article in effect before this order was isued he shall first determine a maximum price (exclusive of adjustment charges), and to that price he may add an adjustment charge in the same dollar-and-cents amount as the adjustment authorized by this order for, and which he has paid, to his supplier. To find his maximum price (exclusive of adjustment charges) for this purpose the reseller shall add to his invoice cost, less an adjustment charge stated on that invoice, the same percentage markup which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is the one which meets all of the following tests:

(1) It belongs to the narrowest trade category which includes the article being priced.

(2) Both it and the article being priced were purchased from the same class of supplier.

(3) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(4) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620–759 with regard to how he determined his ceiling prices, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Offices of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's terms, discounts, allowances, and other price differentials, in effect during March 1942, or which have been properly established under the applicable OPA regulation.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale showing a maximum price adjusted in accordance with the terms of this order, the seller shall notify such purchaser in writing of the methods established in paragraph (b) for determining adjusted maximum prices for sales of the articles covered by this order. This notice may be given in any convenient form.

(e) *Reports.* The manufacturer shall file the report described in section 5 of Supplementary Order No. 133 with the Office of Price Administration, Washington 25, D. C.

(f) *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

(g) The provisions of Supplementary Order No. 153 shall not apply to resale prices of articles covered by this order.

(h) *Effective date.* This order shall become effective on the 15th day of June 1946.

Issued this 14th day of June 1946.

PAUL A. PORTER.
Administrator.

[F. R. Doc. 46–10233; Filed, June 14, 1946; 11:42 a. m.]

[SO 142, Order 141]

SCRIPPS MOTOR CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 141 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. Scripps Motor Company. Docket No. 6083–SO 142–136–514.

For reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142, *It is ordered:*

(a) The maximum prices for sales by Scripps Motor Company, 5817 Lincoln Avenue, Detroit 8, Michigan of all its products, which are covered by any of the regulations listed in Supplementary Order No. 142, shall be determined by increasing by 23.3% the maximum prices for these products in effect just prior to April 12, 1946.

(b) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the percentage amount by which his net invoiced cost has been increased by reason of this order.

(c) The Scripps Motor Company shall notify each purchaser, who buys the products listed in paragraph (a) above for resale of the percentage amount by which this order permits the reseller to increase his maximum net price. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(d) All requests not granted herein are denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 14th, 1946.

Issued this 14th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10234; Filed, June 14, 1946; 11:44 a. m.]

[MPR 599, Order 23]

GENERAL MOTORS CORP.

APPROVAL OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 11a of Maximum Price Regulation No. 599; *It is ordered:*

(a) This order establishes ceiling prices for sales of automobile radios sold by the Pontiac Motor Division of General Motors Corporation which are already installed or are to be installed in motor cars of its manufacture.

(b) The ceiling prices for sales by the Pontiac Motor Division of General Motors Corporation, its dealers and distributors, of the radios listed below, are the prices set forth opposite each radio for sales to each class of purchaser under the terms and conditions of sale specified.

Article and Model	Ceiling prices to—					
	Distributors		Dealers		Consumers	
	Uninstalled	Installed	Uninstalled	Installed	Uninstalled	Installed
Auto radio, No. 984171	$32.77	$37.28	$35.21	$40.03	$52.14	$59.86

These ceiling prices are subject to the same terms and conditions of sale including provision for transportation charges to which ceiling prices of extra or optional equipment or accessories sold by the Pontiac Motor Division of General Motors Corporation, are subject under the provisions of Maximum Price Regulations 594, 452, 453 and orders thereunder. If those regulations or orders do not expressly cover a particular type of sale, these ceiling prices are subject to the seller's customary terms, discounts, allowances, and other differentials for such a sale. The ceiling prices on an uninstalled basis do not include the prices of any antenna. The ceiling prices for sales on an installed basis cover the cost of the antenna and all allowable installation charges for the antenna as well as the radios.

(c) The ceiling prices fixed by this order are exclusive of Federal excise taxes. In addition to these ceiling prices each seller may collect the amount of the Federal excise taxes. State and local taxes may also be collected.

(d) Sellers of the radios covered by this order are not required to comply with the tagging requirements of Maximum Price Regulation No. 599 but at the time of or prior to the first invoice to a purchaser for resale of such radio each seller shall notify the purchaser of the ceiling prices, terms and conditions of sale established by the order.

(e) *Description.* (1) Auto radio, Model No. 984171 is a 7 tube, 1 band, battery power radio with an 8" speaker, metal case, $9\frac{1}{8}$ x $9\frac{27}{32}$ x $6\frac{11}{32}$, and antenna designed for installation in automobiles manufactured by the Pontiac Motor Division of General Motors Corporation.

This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 14th day of June 1946.

Issued this 14th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10271; Filed, June 14, 1946; 4:31 p. m.]

[Rev. SO 119, Order 261]

WHITE AIRCRAFT CORP.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Section 12 of Revised Supplementary Order No. 119, it is ordered:

(a) *Adjustment of ceiling prices.* The ceiling prices to each class of purchaser established by Order No. 4631 under § 1499.158 of Maximum Price Regulation No. 188 for carpet sweepers manufactured by the White Aircraft Corporation, Palmer, Massachusetts, may be increased by 10 percent.

The ceiling prices as adjusted by this order shall apply only to carpet sweepers which are delivered by White Aircraft Corporation on or after the effective date of this order, to a purchaser for resale.

(b) *Relation of this order to Order No. 4631.* All the provisions of Order No. 4631 under § 1499.158 of Maximum Price Regulation No. 188 not expressly inconsistent with this order shall continue to apply to all sales and deliveries by all types of sellers of articles whose ceiling prices are adjusted by this order.

(c) All requests contained in the application for price adjustment filed by the White Aircraft Corporation, and assigned OPA Docket No. 6069-SO 119-46c, not specifically granted by this order are hereby denied.

(d) The provisions of Supplementary Order No. 153 shall have no application to any sale or delivery of any article subject to this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 14th day of June, 1946.

Issued this 14th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10273; Filed, June 14, 1946; 4:31 p. m.]

[Rev SO 119, Order 1 Under Order 192]

AMERICAN IRONING MACHINE CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Order No. 192 under Revised Supplementary Order No. 119; it is ordered:

(a) *Manufacturer's ceiling prices.* The American Ironing Machine Company, Algonquin, Illinois, shall determine its ceiling price for each ironing machine of its manufacture which it sells on or after the effective date of this order, by increasing the price determined for the machine in accordance with the provisions of section 3 or 7 of Revised Maximum Price Regulation No. 86 (not including any adjustment under sections 5 or 5a of that regulation or under any order previously issued under Supplementary Order No. 119, as amended or revised) by 29.0 percent.

(b) *Distributors' ceiling prices.* Distributors shall redetermine or determine their ceiling prices for sales to dealers of each of the models listed in paragraph (c) below and purchased by them at ceiling prices which include the manufacturer's adjustment authorized by paragraph (a) of this order in accordance with the provisions of section 15 of Revised Maximum Price Regulation No. 86.

(c) *Dealers' ceiling prices.* The ceiling prices for sales in each zone to ultimate consumers of the five models of ironing machines listed below by dealers who have purchased the machines at ceiling prices determined in accordance with paragraph (a) or (b) of this order are as follows:

Model	Ceiling prices for sales to ultimate consumers		
	Zone 1	Zone 2	Zone 3
S 463	$35.75	$37.25	$38.75
S 464	46.50	49.00	51.50
S 467	81.25	86.25	91.25
S 469	108.25	113.25	118.25
S 469X	104.00	109.00	114.00

(d) For purposes of this order zones 1, 2 and 3 comprise the following states:

Zone 1. Minnesota, Iowa, Missouri, Wisconsin, Michigan, Ohio, Kentucky, Tennessee, West Virginia, Illinois, and Indiana.

Zone 2. North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, Arkansas, Louisiana, Mississippi, Alabama, Georgia, South Carolina, North Carolina, Virginia, Maryland, Delaware, Pennsylvania, New York, New Jersey, Connecticut, Rhode Island, Massachusetts, Vermont, New Hampshire and the District of Columbia.

Zone 3. Washington, Oregon, California, Arizona, Nevada, Utah, Idaho, Montana, Wyoming, Colorado, New Mexico, Texas, Florida, and Maine.

(e) *Notification.* At the time of, or prior to, the first invoice to each distributor covering an ironing machine sold by the manufacturer at ceiling prices determined under this order, the manufacturer shall notify him of the method of determining ceiling prices established by this order for resale by the distributors. This notice may be given in any convenient form.

(f) *Labelling.* The manufacturer shall comply with the labelling requirements of section 19 of Revised Maximum Price Regulation No. 86, except that he may attach the label required by that section to the porcelain table top on cabinet models, and on portable models he may attach the label to the base which supports the mechanism.

(g) *Relationship to Revised Maximum Price Regulation No. 86 and Order No. 66 under Revised Supplementary Order No. 119.* The ceiling prices established by this order supersede those established by Order No. 66 under Supplementary Order No. 119 or Order No. 10 under Maximum Price Regulation No. 86 with respect to any ironing machines sold by the manufacturer at prices adjusted in accordance with this order. All the provisions of Revised Maximum Price Regulation No. 86 continue to apply to all sales and deliveries covered by this order, except to the extent that these provisions are modified by this order.

(h) *Definitions.* Unless the context requires otherwise, the definitions set forth in the various sections of Maximum Price Regulation No. 86 shall apply to the terms used herein.

(i) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 14th day of June 1946.

This order shall cease to be effective 90 days from the effective date.

Issued this 14th day of June 1946.

PAUL A. PORTER,
Administrator.

[F R Doc. 46-10272; Filed, June 14, 1946; 4:32 p. m.]

[SO 142, Order 142]

EXECUTONE, INC.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 142 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. Executone, Incorporated. Docket No. 6083-S. O. 142-136-588.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to Section 2 of Supplementary Order No. 142; *It is ordered:*

(a) The maximum prices for sales by Executone, Incorporated of all its products, which are covered by any of the regulations listed in Supplementary Order No. 142 shall be determined by increasing by 24.0% the maximum prices for these products in effect on March 31, 1946.

(b) The maximum prices for sales by resellers of Executone, Incorporated Inter-communicating Units and parts thereof, and public address systems, and parts thereof, shall be determined as follows: The resellers shall increase their maximum net prices in effect just prior to the issuance of this order to a purchaser of the same class by the same percentage by which their net invoiced costs have been increased by reason of this order.

(c) The maximum prices for sales by resellers, other than retailers, of wire and cable purchased from Executone, Incorporated, shall be determined as follows: The resellers shall increase their maximum net prices in effect just prior to the issuance of this order to a purchaser of the same class by the same percentage by which their net invoiced costs have been increased by reason of this order.

(d) Executone, Incorporated, New York, New York, shall notify each purchaser who purchases any of the products described in paragraph (a) above for resale of the percentage amount by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington 25, D. C.

(e) All requests not granted herein are denied.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 14, 1946.

Issued this 14th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10274; Filed, June 14, 1946; 4:31 p. m.]

[RPS 40, Order 38]

BRONZE AND COPPER INSECT SCREEN CLOTH

ADJUSTABLE PRICING ORDER FOR CERTAIN SALES BY MANUFACTURERS

The Office of Price Administration has in progress an industry-wide survey of the prevailing cost-maximum price relationships for manufacturers' sales of bronze and copper insect screen cloth subject to Revised Price Schedule No. 40. At least 90 percent of the affected manufacturers also manufacture ferrous insect screen cloth. For their sales of the ferrous insect screen cloth, they have been authorized by the Office of Price Administration to operate under adjustable pricing. The industry requested that a similar authorization be extended to their sales of bronze and copper insect screen cloth as well.

The granting of such authorization is approached with caution by the Office of Price Administration where the bulk of commodities involved reach the ultimate consumer through varied and often complex channels of distribution, as is the case with most commodities subject to the control of the Mechanical Building Equipment Price Branch. However, such authorization, in the opinion of the Administrator, may be more safely granted in the case of industrial sales, i. e. on sales to purchasers who incorporate the affected commodity in commodities of their own manufacture.

In the opinion of the Price Administrator, pending final action on the industry-wide price increase proposal, this authorization is necessary at least to the extent stated above, in order to promote production of screen cloth, and under the circumstances so limited, will not interfere with the provisions of the Emergency Price Control Act of 1942, as amended.

After due consideration of the foregoing and pursuant to section 1346.2a of Revised Price Schedule No. 40—Builders' Hardware and Insect Screen Cloth, it is ordered:

(a) Manufacturers of bronze and copper insect screen cloth, on their sales of such cloth to manufacturers who incorporate it in other commodities, are authorized to sell, and such purchasers are authorized to buy, bronze and copper insect screen cloth at prices which may be adjusted upward after delivery in accordance with the action taken by the Office of Price Administration upon a pending review of the maximum prices currently in effect for the sales of bronze and copper insect screen cloth. This authorization shall not extend to sales to purchasers who buy the subject screen cloth for resale.

(b) Manufacturers who make sales in accordance with (2) above may collect and purchasers may pay no higher than the maximum prices currently in effect for bronze and copper screen cloth pending action by the Office of Price Administration. Any balance due may be collected upon establishment by the Office of Price Administration of the new maximum prices.

(c) This order shall be automatically revoked upon the establishment by the Office of Price Administration of new maximum prices for bronze and copper insect screen cloth subject to Revised Price Schedule 40.

(d) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective June 14, 1946.

Issued this 14th day of June, 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10268; Filed, June 14, 1946; 4:30 p. m.]

[MPR 188, Order 8 Under Rev. Order 1]

HOUSEHOLD ALUMINUM COOKING UTENSILS

UNIFORM RETAIL CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 7 (g) of Revised Order No. 1 under § 1499.159e of Maximum Price Regulation No. 188, herein-

after referred to as Revised Order No. 1, *It is ordered:*

(a) This order supersedes in part, the provisions of orders previously issued under section 5 (d) of Revised Order No. 1 fixing uniform retail ceiling prices for sales of certain household aluminum cooking utensils. It provides a new method by which manufacturers of articles for which uniform retail ceiling prices have previously been authorized shall use in determining new uniform retail ceiling prices of these articles. It applies only to those articles which the manufacturer sells on or after the effective date of Amendment No. 1 to Revised Order No. 1.

(b) The uniform retail ceiling price in each zone for an article covered by this order shall be the uniform retail ceiling price heretofore established for that article plus, 1½% thereof in the case of prices fixed for door to door sales of sheetware, or plus, 2.5% thereof in the case of prices for other types of sales of articles of sheetware.

(c) Wholesalers' ceiling prices shall be determined by the manufacturer in accordance with the provisions of Revised Order No. 1, based on the new retail ceiling prices computed in accordance with the provisions of this order.

(d) All terms used herein shall have the same meanings as in Revised Order No. 1, the General Maximum Price Regulation or Maximum Price Regulation No. 188, whichever may be applicable.

This order shall become effective on the 17th day of June 1946.

Issued this 17th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10323; Filed, June 17, 1946; 11:38 a. m.]

[MPR 188, Amdt. 1 to Rev. Order 1]

HOUSEHOLD ALUMINUM COOKING UTENSILS

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.159e of Maximum Price Regulation No. 188, *It is ordered,* That Revised Order No. 1 under § 1499.159e of Maximum Price Regulation No. 188 be amended in the following respects:

1. Section 3 is amended to read as follows:

SEC. 3. *Manufacturers' ceiling prices*—(a) *Sales to retailers and wholesalers.* A manufacturer's ceiling price for the sale of a household aluminum cooking utensil to each class of purchaser for resale is the highest price of the following:

(1) His f. o. b. factory price to the particular class of purchaser, in effect on January 1, 1941, plus 14% of each such price in the case of sheetware, or plus 9% of each such price in the case of castware.

(2) His f. o. b. factory ceiling price to the particular class of purchaser established for particular articles in accordance with the provisions of the first, second, third, or fourth pricing methods of Maximum Price Regulation No. 188, or by an order of the Office of Price Administration issued under § 1499.159c of that regulation, plus 14% of each such price in the case of sheetware, or plus 9% of each such price in the case of castware. In the case of articles priced under the first, second or third pricing methods of Maximum Price Regulation No. 188, the ceiling price may be calculated in this way only if the ceiling prices of the comparable articles were no higher than prices in effect on January 1, 1941, for sales to the same classes of purchasers.

(3) His f. o. b. factory ceiling price to the particular class of purchaser established for particular articles in accordance with the provisions of the first, second and third pricing methods of Maximum Price Regulation No. 188.

(4) His price to the particular class of purchaser as established by Order 3827 under Maximum Price Regulation No. 188.

Regardless of any higher price determined in this way, a manufacturer's ceiling price for sales to a retailer, other than a chain store or mail order house, shall be at least 30% less than the retailer's ceiling price fixed by this order.

(b) *Sales to ultimate consumers.* A manufacturer's ceiling price for the sale of a household aluminum cooking utensil to an ultimate consumer is the highest price of the following:

(1) His ceiling price for sales to an ultimate consumer in effect on January 1, 1941, plus 1½% of such price only in the case of sheetware.

(2) His ceiling price for sales to an ultimate consumer established for particular articles in accordance with the provisions of the first, second, third, or fourth pricing methods of Maximum Price Regulation No. 188 or by an order of the Office of Price Administration issued under § 1499.159c of that regulation, plus 1½% of each such price only in the case of sheetware.

(3) His price to the particular class of purchaser as established by Order 3827 under Maximum Price Regulation No. 188.

(c) *Terms.* A manufacturer's ceiling price fixed by this section is subject to his customary terms, conditions and allowances to each class of purchaser in effect on January 1, 1941, or thereafter properly established under Office of Price Administration regulations.

2. To the end of the first undesignated paragraph in section 5 is added the following sentence: "The retail ceiling price properly calculated at the time that the manufacturer delivers a household aluminum cooking utensil to a purchaser for resale shall be the retail ceiling price for a sale of that article to a consumer regardless of subsequent changes in the provisions of this section."

3. Paragraph (a) of section 5 is amended to read as follows:

(a) *Retail ceiling prices for retailers other than "Class I" sellers.* The retail ceiling price for a household aluminum cooking utensil sold by a retailer other than a Class I seller (as defined below), shall be determined by adding to the "manufacturer's price" an amount equal to 100% of such price in the case of both sheetware and castware.

For the purposes of this section, the "manufacturer's price" is the highest of the following f. o. b. factory prices for sales of the article to the class of wholesaler or chainstore to whom he sells articles covered by this order in the largest dollar volume.

(1) The price in effect on January 1, 1941, plus only in the case of sheetware 2½% of such price.

(2) The price established in accordance with the first, second, third, or fourth pricing methods of Maximum Price Regulation No. 188 (§§ 1499.155 through 1499.158) or by an order of the Office of Price Administration under § 1499.159c of that regulation, plus only in the case of sheetware 2½% of such price.

(3) The price established by Order No. 3827 under Maximum Price Regulation No. 188.

(4) The price established by an individual adjustment order under Supplementary Order Nos. 118, 133 or 148 or Revised Supplementary Order No. 119 or any other supplementary order which may provide for the individual adjustment of a manufacturer's ceiling prices less 11.5 percent of the highest of the following:

(i) The price in effect on January 1, 1941, or

(ii) The price established in accordance with the first, second, third or fourth pricing methods of Maximum Price Regulation No. 188 (§§ 1499.155 through 1499.158) or by an order of the Office of Price Administration under § 1499.159c of that regulation, without the inclusion in such price of any individual adjustment that might have been obtained by the manufacturer.

(iii) The price established by Order No. 3827 under Maximum Price Regulation No. 188.

4. To the end of the last sentence in the first unnumbered paragraph in paragraph (b) of section 5 is added the phrase, "plus only in the case of sheetware, 2½%."

5. Section 5 (d) (1) (iii) is amended to read as follows:

(iii) The price requested for the article is no higher than the level of retail ceiling prices for that article prevailing during March 1942, plus, only in the case of sheetware, 2½%.

6. Paragraph (a) of section 7 is amended to read as follows:

(a) *Terms, discounts and allowances.* Except as modified by the foregoing requirement that no ceiling price to a retailer may reduce the retailer's margin on the retail ceiling price below 30% of that price, every seller shall maintain all of his terms, discounts, allowances, and other price differentials in effect on January 1, 1941, in the case of a manufacturer, or during March 1942, in the case of a wholesaler or a retailer, or which have been thereafter properly established under OPA regulation.

A wholesaler or retailer who did not sell household aluminum cooking utensils during March 1942, or whose discounts, allowances, terms and other conditions of sale have not been thereafter established under OPA regulations, shall allow the same delivery terms, conditions of sale, terms, discounts and other price differentials which his closest competitor who did sell household aluminum cooking utensils during March 1942 is required to allow under the provisions of this order. A wholesaler or retailer who cannot ascertain the delivery terms, discounts, allowances, etc. which his nearest competitor is required to allow shall apply to the nearest District Office of the Office of Price Administration for an order under this section establishing the conditions to which his ceiling prices are subject. Such application may be by letter and shall state the type of business he is operating (wholesale or retail), when he started to sell the household aluminum cooking utensils which he desires to sell and the classes of purchasers to whom he sells. An order will be issued under this section establishing terms, allowances and other conditions of sale in line with the conditions of sale generally fixed by this order.

If a wholesaler or dealers who did not sell household aluminum cooking utensils during March 1942 does not allow the same discounts, delivery terms and other price differentials allowed by his nearest competitor who did sell household aluminum cooking utensils during March 1942, or does not file an application in accordance with the provisions of this section, or if he fails to provide any of the information required by this section, the Price Administrator may, on his own motion, issue orders under this section fixing discounts, allowances and other price differentials in line with such conditions of sale fixed by this order. Conditions of sale so established will apply to all sales and deliveries made on and after June 17, 1946.

7. A new paragraph (e) is added to section 7 to follow paragraph (d) and to read as follows:

(e) *Compliance with this order*—(1) *No buying or selling at over ceiling prices.* Prices established by this order are ceiling prices. Prices lower than ceiling prices may be charged and collected at any time. However, regardless of any contract or other obligation, no person shall sell, offer to sell, or deliver, and in the course of trade or business, no person shall purchase or accept delivery of any household aluminum cooking utensil at a price higher than the ceiling price fixed by this order or before the manufacturer has properly determined his ceiling price under this order.

If, in violation of this provision, a sale, offer to sell, or delivery of any household aluminum cooking utensil is made before its ceiling price has been properly established in accordance with this order, the ceiling price applicable to the sale, offer to sell or delivery shall be the correct ceiling price for the household aluminum cooking utensil properly determined in accordance with this order.

(2) *Certain practices forbidden.* It shall be a violation of this order to charge a price above the applicable ceiling price in connection with any sale of a household aluminum cooking utensil, either alone or in conjunction with any other consideration even though the price increase appears only indirectly.

The following is illustrative of the things a seller is not permitted to do. A seller is not permitted to require the purchasers, as a condition of the sale or transfer of a household aluminum cooking utensil, to make payment over a period of time; to require him to finance the purchase through any particular lending agency; to require him to purchase any equipment, accessories, repairs, parts or services so as to increase the total compensation above the article's ceiling price; to require him to purchase any other commodity, or service; or to require him to make payment in whole or in part by exchanging, transferring, or trading in any other household aluminum cooking utensil, product or commodity. Where there is an exchange, transfer, or trade-in in connection with a sale, it is a violation for the seller to give the purchaser an allowance for the household aluminum cooking utensil product or commodity exchanged, transferred or traded-in, which is less than its reasonable value.

8. A new paragraph (f) is added to section 7 to follow paragraph (e) and to read as follows:

(f) *Relationship of this order to Supplementary Orders 118, 148, Revised Supplementary Order 119 and other supplementary orders.* All resellers' ceiling prices for household aluminum cooking utensils approved or established by orders issued at any time under Supplementary Orders 118, 133, 148 or Revised Supplementary Order 119 shall not apply to any such articles which are delivered by the manufacturer on or after June 17, 1946. Resellers' ceiling prices for such articles shall be determined in accordance with the provisions of this order.

9. A new paragraph (g) is added to section 7 to follow paragraph (f) and to read as follows:

(g) *Orders of general applicability.* Orders issued under this paragraph may modify the provisions of this order or of any orders issued under any other paragraphs of this order.

10. A new section 8 is added to follow section 7 and to read as follows:

SEC. 8. *Delegation of authority.* Any Regional Administrator or District Administrator authorized by the appropriate Regional Administrator may issue orders under section 7 (a) of this order.

NOTE: The reporting provisions of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

This amendment shall become effective on the 17th day of June 1946.

Issued this 17th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10322; Filed, June 17, 1946; 11:39 a. m.]

[MPR 186, Amdt. 2 to Order 4875]

LINOLEUM AND FELT-BASE FLOOR COVERINGS

MAXIMUM PRICES FOR SALES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register; and pursuant to § 1499.159b of Maximum Price Regulation No. 188, *It is ordered,* That Order 4875 under § 1499.159b of Maximum Price Regulation No. 188 be, and it hereby is, amended in the following respects:

1. The words "except rug borders" are deleted from section 2.

2. Section 3a is added, to read as follows:

SEC. 3a. *Maximum resale prices for resales of "rug borders" purchased by rug manufacturers.* Each linoleum or felt-base floor covering manufacturer who purchases and resells a "rug border" shall determine his maximum price on his resale of such "rug border" by increasing his maximum price for such sale in effect on May 1, 1946 by the dollar-and-cents amount of the increase taken under section 3 by the manufacturer of the "rug border".

3. The following paragraph is added at the end of section 4 (a):

When used hereafter in this order the term "manufacturer" includes either the manufacturer of the article, or a linoleum or felt-base floor covering manufacturer reselling a "rug border", depending on the person from whom the purchaser for resale bought the article.

This amendment shall become effective on June 17, 1946.

Issued this 17th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10324; Filed, June 17, 1946; 11:39 a. m.]

[MPR 188, Amdt. 1 to Rev. Order 4992]

UPHOLSTERED FURNITURE COVERED WITH CERTAIN FABRICS

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register and pursuant to § 1499.159b of Maximum Price Regulation 188, *It is ordered:*

That Revised Order No. 4992 under Maximum Price Regulation No. 188 be amended in the following respects:

1. A new section 5 (c) is added to read as follows:

(c) *Grade designation.* Section 14 (b) (3) of Order No. 4800 under Maximum Price Regulation No. 188 requires that your sales invoice to a purchaser for resale must include your cover grade designation. With respect to an article covered by this order, that grade designation shall be your designation for the article when covered in a fabric having the same cost of the "prior ceiling price" shown on your purchase invoice (or that "prior ceiling price" as modified by sec-

tion 4 (b) above), to which you shall affix the following: "–2" (for example, Grade A–2, B–2; or, Grade 1–2, 2–2, etc.).

Effective date. This amendment shall become effective June 14, 1946.

NOTE: The reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 14th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–10269; Filed, June 14, 1946; 4:30 p. m.]

[MPR 188, Order 5033]

LOW-END WOOD SCHOOL FURNITURE

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.159b of Maximum Price Regulation No. 188, it is ordered:

SECTION 1. *Purpose of this order.* The purpose of this order is to remove price impedements to the continued supply of certain specified types of low-end wood school furniture.

SEC. 2. *Articles covered by this order.* This section contains a list of articles of wood school furniture together with a dollar-and-cents "cut-off point" for each type of article. All such articles for which the manufacturers' properly established maximum prices are below the appropriate cut-off points, are called "low-end" articles in this order. The cut-off prices listed are for sales by the manufacturer to jobbers, distributors or equivalent large volume classes of purchasers. Cut-off prices to other classes of purchasers shall be prices which reflect the manufacturer's customary or established differtials for sales to those other classes of purchasers. If, for any reason, the manufacturer has no such customary or established differentials the Office of Price Administration will, upon application, establish appropriate cut-off prices to any other classes of purchasers which reflect customary trade differentials.

Articles of wood [1] school furniture for which maximum prices may be adjusted in accordance with the provisions of this order

	Cut-off prices for sales to jobbers, distributors or equivalent large volume classes of purchasers (each)
Tablet arm chairs	$5.00
Side chairs (teachers' or pupils')	3.50
Tables:	
48" x 20" plain	8.00
48" x 20" two drawers	9.00
60" x 20" plain	9.00
60" x 20" three drawers	10.25
72" x 20" plain	10.75
72" x 20" four drawers	12.75

[1] As used in this order the term "wood" school furniture means the above articles of school furniture when made with wood which accounts for at least 50% of the cost of materials used exclusive of Joining Hardware.

SEC. 3. *Manufacturer's maximum prices.* A manufacturer may increase his properly established maximum price for an article of low-end wood school furniture listed in section 2 by 20% of that maximum price or the amount necessary to bring that maximum price up to the appropriate cut-off point, whichever is the lesser. No maximum price adjusted under this section may exceed the appropriate cut-off point as found in section 2 of this order.

SEC. 4. *Maximum prices of purchasers for resale.* All resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum price as follows:

(a) A reseller who sold or offered for sale the same article prior to the effective date of this order, shall calculate his new maximum price by adding to his invoice cost the same percentage markup which he had on that article prior to the effective date of this order.

(b) A reseller who did not sell or offer for sale the same article prior to the effective date of this order, shall calculate his maximum price by adding to his invoice cost the same percentage markup which he has on the "most comparable article" for which he has a properly established maximum price. For this purpose the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called by OPA Form 620–759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of that General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

SEC. 5. *Definition.* Unless otherwise defined herein, or the context requires otherwise, the definitions contained in § 1499.20 of the General Maximum Price Regulation and § 1499.163 of Maximum Price Regulation, whichever is applicable, shall apply to all terms used herein.

SEC. 6. *Relationship of the order to other orders or regulations.* The provisions of this order supersede the provisions of the General Maximum Price Regulation, of the Maximum Price Regulation No. 188, and of orders under those regulations only to the extent that they are inconsistent with the provisions of those regulations.

SEC. 7. *Modification of the provisions of the order.* The provisions of this order, as applicable to articles or persons subject hereto, may be modified by orders of general applicability issued under this section.

SEC. 8. *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

SEC. 9. *Effective date.* This order shall become effective on June 18, 1946.

NOTE: The reporting and record keeping provisions of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942, as amended.

Issued this 17th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–10325; Filed, June 17, 1946, 11:38 a. m.]

[RMPR 357, Order 14]

CERTAIN INDIA TANNED GOATSKINS AND SHEEPSKINS

MAXIMUM PRICES FOR IMPORTATION AND RESALE AFTER ARRIVAL IN UNITED STATES

For reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 6 of Revised Maximum Price Regulation 357, *It is ordered:*

(a) The maximum prices at which any person may purchase, sell or deliver LDRD, LDRC, DTDB, DCLD or DCD mark East India tanned goatskins (hereinafter listed in Column "A") shall be a price computed as though such mark listed in section 4, Table I of Revised Maximum Price Regulation 357 and shall be the applicable maximum prices for corresponding grades, weights and selections of the particular mark set opposite in Column "B".

Column "A" (new marks):	*Column "B" (equivalent mark listed in section 4 table I, RMPR 357)*
LDRD	RML
LDRC	RMLOC
DTDB	TBB
DCLD	SCL
DCD	OC

(b) The maximum prices at which any person may purchase, sell or deliver DHD, LDRD, DTDB, DCLD, DCD and KDJD mark East India tanned sheepskins, (hereinafter listed in Column "A",) shall be a price computed as though such mark were set forth in section 4, Table II of Revised Maximum Price Regulation 357 and shall be the applicable maximum prices for corresponding grades, weights and selections of the particular mark set opposite in Column "B".

Column "A" (new marks):	*Column "B" (equivalent mark listed in section 4, table II, RMPR 357)*
DHD	RHH
LDRD	RML
DTDB	TBB
DCLD	SCL
DCD	OC
KDJD	KJ

(c) The resale price of all marks enumerated in Column "A" in paragraph (a) or (b), above, shall be established in accordance with section 5 of Revised Maximum Price Regulation 357.

(d) This order may be amended or revoked at any time by the Office of Price Administration.

(e) This Order No. 14 shall be effective June 22, 1946.

Issued this 17th day of June 1946.

PAUL A. PORTER,
Administrator.

F R Doc. 46–10327; Filed, June 17, 1946; 11:41 a. m.]

[MPR 580, Amdt. 5 to Order 30]

COOPERS, INC.

ESTABLISHMENT OF MAXIMUM PRICES

Maximum Price Regulation 580, Amendment 5 to Order 30. Establishing ceiling prices at retail for certain articles; Docket No. 6063–580–13–704.

For the reasons set forth in the opinion issued simultaneously herewith, Order 30 issued under section 13 of Maximum Price Regulation 580 on application of Coopers Incorporated, Kenosha, Wisconsin, is amended in the following respects:

1. Paragraph (a) is amended to increase the retail ceiling prices established by the order for certain items of underwear having the brand name "Jockey." The new prices are as follows:

Manufacturer's selling price (per dozen)	*Ceiling Price at retail (per unit)*
$3.68	$0.47
4.97	.63
5.21	.66
14.61	1.85
6.97	.88
10.25	1.30
21.48	2.72
7.67	.97
7.99	1.01
5.39	.68
8.30	1.05
3.40	.43
4.62	.58
13.82	1.75
9.69	1.23
20.26	2.56
7.20	.91
7.43	.94

2. Paragraph (c) is amended by adding thereto the following undesignated paragraph:

Upon issuance of any amendment to this order which either adds an article to those already listed in paragraph (a) or changes the retail ceiling price of a listed article, the manufacturer or wholesaler, as to such article, must comply with the preticketing requirements of this paragraph within 30 days after the effective date of the amendment. After 60 days from the effective date, no retailer may offer or sell the article unless it is ticketed in accordance with the requirements of this paragraph. Prior to the expiration of the 60 day period, unless the article is so ticketed, the retailer shall comply with the marking, tagging and posting provisions of Maximum Price Regulation 580. However, the pricing provisions of this order or of any subsequent amendment thereto shall apply as of the effective date of the order or applicable amendment.

3. A new paragraph (i) is added to read as follows:

(i) The retail ceiling price of an article stated in paragraph (a) shall apply to any other article of the same type, having the same selling price to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this order.

This amendment shall become effective June 14, 1946.

Issued this 14th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–10270; Filed, June 14, 1946; 4:31 p. m.]

Regional and District Office Orders.

[Region II Rev. Adopting Order 21 Under Basic Order 1 Under Gen. Order 68]

WESTERN SOFTWOOD PLYWOOD FOR WESTERN NEW YORK AND NORTHWESTERN PENNSYLVANIA

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and under the authority vested in the Regional Administrator of Region II by the Emergency Price Control Act of 1942, as amended, by General Order 68 as amended, and by Revised Procedural Regulation No. 1, it is hereby ordered:

SECTION 1. *What this order covers.* This revised adopting order under Basic Order No. 1 as amended, under General Order 68 as amended, covers all retail sales of the sizes and types of plywood listed in the annexed price tables made by sellers located in the counties of Niagara, Erie, Chautauqua, and Cattaraugus in the State of New York, and the counties of Warren, Forest, Clarion, Armstrong, Westmoreland, Washington, Beaver, Butler, Allegheny, Lawrence, Mercer, Crawford, Erie, and Venango, in the State of Pennsylvania, which counties constitute the portion of the States of New York and Pennsylvania in which the carload freight rate of plywood from Seattle, Washington is 93¢ per CWT. All provisions of Basic Order No. 1 as amended, under General Order No. 68 as amended, are adopted in this order and are just as much a part of this order as if specifically set forth herein. If said Basic Order No. 1 is further amended in any respect the provisions of said order as amended shall likewise without further action become part of this order. All persons subject to this adopting order are also subject to Basic Order No. 1 as amended under General Order No. 68 as amended, and should be familiar with the provisions of said order. This revised adopting order supersedes Adopting Order No. 21 under Basic Order No. 1 under General Order 68 issued January 17, 1946, and effective February 1, 1946, and said Adopting Order No. 21 under Basic Order No. 1 under General Order No. 68 is revoked as of the effective date of this order.

SEC. 2. *Definition of retail sales.* A retail sale means any sale to the ultimate consumer, or to a contractor for installation rather than resale, except where the sale is made by a plywood manufacturer, or a plywood distribution plant who in 1941 received more than 20 percent of its dollar income from the sales of plywood or veneer of any kind. These latter types of sales remain subject to the provisions of 3d Rev. MPR 13.

SEC. 3. *Definition of construction items.* Construction items as the term is used in this order, means plywood items described as follows:

MOISTURE-RESISTANT TYPE

Plyscord (sheathing): 5/16", 3/8", 1/2" and 5/8" rough.

Wallboard: 5/16" S2S to 1/4", 7/16" S2S to 3/8".

Sound 1 Side: 5/16" S2S to 1/4", 7/16" S2S to 3/8".

Sound 2 Sides: 5/16" S2S to 1/4".

EXTERIOR TYPE

Sound 1 Side: 1/4" sanded, 5/16" unsanded: 3/8" sanded, 5/16" unsanded.

Sound 2 Sides: 1/4" sanded, 5/16" unsanded.

SEC. 4. *Maximum prices.* Maximum prices as herein set forth are different for each of two classes of retailers:

Class I retailers are those who since June 20, 1945, purchased or purchase at least one carload of plywood on direct mill shipment. Any shipment which comes directly from the mill without becoming an integral part of the stock of a distribution plant or a retail yard is a direct mill shipment no matter who the seller is.

Class II retailers are all other retail sellers, principally those who buy their plywood from distribution plants.

Maximum prices for class I retailers on construction items in quantities under 1,000 square feet are set forth in Table IA. Maximum prices for Class I retailers on all other items in quantities under 1,000 square feet are set forth in Table I–B. Maximum prices for Class I retailers on construction items in quantities of 1,000 square feet or over are set forth in column I–C. Maximum prices for Class I retailers on all other items in quantities of 1,000 square feet or over are set forth in Table I–D. Maximum prices for Class II retailers for construction items in quantities under 1,000 square feet are set forth in Table II–A. Maximum prices for class II retailers for all other items in quantities under 1,000 square feet are set forth in Table II–B. Maximum prices for Class II retailers for construction items in quantities of

1,000 square feet or over are set forth in Table II–C. Maximum prices for Class II retailers for all other items in quantities of 1,000 square feet or over are set forth in Table II–D. Tables I–A, I–B, I–C, I–D, II–A, II–B, II–C, and II–D, are hereto annexed and made a part of this order.

SEC. 5. *Additions for delivery.* The above prices include all charges and additions for delivery in the seller's free delivery zone as recognized by him during March 1942. No deduction need be made if the purchaser elects to do his own delivery. If delivery is made outside the free delivery zone, the seller may add for delivery as prescribed in sections 4 and 5 of 3d Rev. MPR 13, namely the amount computed by multiplying the estimated weights in section 22 of 3d Rev. MPR 13 by the applicable rail freight rate. Any addition for delivery must be shown separately on the invoice.

SEC. 6. *Discounts and allowances.* The maximum prices in this order include all commissions. All customary discounts for cash must be continued. Differentials in price based on quantity sold must be observed as set forth in the price tables.

SEC. 7. *Relationship of this order to Basic Order No. 1 as amended, under General Order No. 68 as amended and to 3d Rev. MPR 13.* As previously stated all provisions of Basic Order No. 1 as amended, are adopted by this order. The maximum prices fixed by this order supersede any maximum price or pricing method previously established by any other regulation or order and specifically by 3d Rev. MPR 13. Except to the extent that they are inconsistent with the provisions of this order all other provisions of 3d Rev. MPR 13 shall remain applicable to sales covered by this order.

SEC. 8. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of his list of maximum prices as fixed by this order in each of his places of business within the area covered by this order. Class I sellers shall post Tables I–A, I–B, I–C, I–D and Class II sellers shall post Tables II–A, II–B, II–C, II–D. Posting of Tables II–A, II–B, II–C, II–D, by Class I sellers is a violation of this order.

SEC. 9 (a). *Records and sales slips.* The provisions of section (e) of Basic Order No. 1 covering sales slips and records are adopted in and applicable to this order as though specifically set forth herein; and also on any sale of $50.00 or more each seller regardless of previous custom, must keep records showing at least the following:

(1) Name and Address of buyer.
(2) Date of transaction.
(3) Place of delivery.
(4) Complete description of each item sold and price charged.

(b) *Maximum prices for insufficiently described items.* Where the seller's records or sales slip upon a sale of any commodity covered by this order in the area covered by this order, do not contain a sufficiently complete description to identify the exact nature, type, size, or quantity of the commodity, and thus determine the maximum price fixed by the applicable table of this order, the maximum price applicable to such sale shall be the lowest maximum price which can be computed under the applicable table of this order in accordance with the incomplete description.

SEC. 10. *Revocation or amendment.* This order may be revised, amended, revoked or modified at any time by the Regional Administrator or the Price Administrator.

This order shall be effective as of March 30, 1946.

Issued this 27th day of May 1946.

LEO F. GENTNER,
Regional Administrator.

For sellers who purchase plywood in carload quantities, located in those portions of the States of New York and Pennsylvania where the carload freight rate on plywood from Seattle, Washington, is 93¢ per CWT. (See section 1 of order).

TABLE I-A—MAXIMUM PRICES FOR SALE OF CONSTRUCTION ITEMS OF DOUGLAS FIR PLYWOOD BY CLASS I RETAILERS

[For quantities sold under 1,000 square feet. Price per square foot]

Thickness—widths to 48" (except plypanel); [1] lengths to 96" [1]	Plyscord	Plywall	Plypanel [1]		Exterior grades	
			Sound 2 sides	Sound 1 side	Sound 2 sides	Sound 1 side
	Cents	*Cents*	*Cents*	*Cents*	*Cents*	*Cents*
1/4" 3-ply		7	8	7½	9¼	8½
5/16" 3-ply	6½					
3/8" 3-ply	7½	8¼		9¼		11
1/2" 3- or 5-ply	9¾					
5/8" 3- or 5-ply	12					

TABLE I-B—MAXIMUM PRICES FOR SALES OF ALL OTHER ITEMS OF DOUGLAS FIR PLYWOOD BY CLASS I RETAILERS

Thickness—Widths to 48" (except plypanel); [1] lengths to 96" [1]	Plywall	Plyform	Plypanel [1] sound 2 sides [2]	Exterior grades			
				Marine	Sound 2 sides	Industrial	Sound 1 side
	Cents	*Cents*	*Cents*	*Cents*	*Cents*	*Cents*	*Cents*
1/4" 3-ply		8		10¼		8½	
3/8" 3-ply			9	12½	11½	11	
1/2" 5-ply	10¾	14¼	12	13¾	16¼	13¾	15½
5/8" 5-ply		16¾	14¾	21¾	19	18¾	18½
3/4" 5-ply		18¾	16¾	24½	22½	22	21¾

[1] Plypanel prices are for widths over 36" through 48"; for widths over 24" through 36" deduct ¼¢ per square foot; for widths 24" and under deduct ½¢ per square foot.
[2] For plypanel Sound 1 side deduct from the Sound 2 sides price ½¢ per square foot except for 3/8" 3-ply.
[3] For widths over 48" through 60" (except plywall) add 1¾¢ per square foot; for lengths over 8' through 9' add 1¢ per square foot; for lengths over 9' through 10' add 1¾¢ per square foot; for lengths over 10' through 11' add 2¢ per square foot; for lengths over 11' through 12' add 2½¢ per square foot.

For sellers who purchase plywood in carload quantities, located in those portions of the States of New York and Pennsylvania where the carload freight rate on plywood from Seattle, Washington, is 93¢ per CWT. (See section 1 of order).

TABLE I-C—MAXIMUM PRICES FOR SALES OF CONSTRUCTION ITEMS OF DOUGLAS FIR PLYWOOD BY CLASS I RETAILERS

[For quantities sold 1,000 square feet and over. Price per 1,000 square feet]

Thickness—Widths to 48" (except plypanel); [1] lengths to 96" [1]	Plyscord	Plywall	Plypanel [1]		Exterior grades	
			Sound 2 sides	Sound 1 side	Sound 2 sides	Sound 1 side
1/4" 3-ply		$65.20	$73.60	$69.70	$85.20	$79.60
5/16" 3-ply	$59.80					
3/8" 3-ply	69.40	81.65		85.55		102.70
1/2" 3- or 5-ply	90.45					
5/8" 3- or 5-ply	110.95					

TABLE I-D—MAXIMUM PRICES FOR SALES OF ALL OTHER ITEMS OF DOUGLAS FIR PLYWOOD BY CLASS I RETAILERS

Thickness—Widths to 48" (except plypanel); [1] lengths to 96" [1]	Plywall	Plyform	Plypanel [1] sound 2 sides [2]	Exterior grades			
				Marine	Sound 2 sides	Industrial	Sound 1 side
1/4" 3-ply		$74.60		$94.55		$78.30	
3/8" 3-ply			$81.90	117.20	$103.85	100.90	$142.65
1/2" 5-ply	$99.40	131.10	109.05	168.50	148.55	145.70	169.25
5/8" 5-ply		148.70	129.95	195.15	175.10	172.20	200.00
3/4" 5-ply		166.75	148.55	225.95	205.90	202.95	

[1] Plypanel prices are for widths over 36" through 48"; for widths over 24" through 36" deduct $2.65 per M square feet; for widths through 24" and under, deduct $4 per M square feet.
[2] For plypanel Sound 1 side, deduct from the Sound 2 sides price $3.70 per M square feet except for 3/8" 3-ply.
[3] For widths over 48" through 60" except plywall add $11.75 per M square feet; for lengths over 8' through 9' add $7.75 per M square feet; for lengths over 9' through 10' add $11.75 per M square feet; for lengths over 10' through 11' add $19.45 per M square feet; for lengths over 11' through 12' add $23.45 per M square feet.

For sellers who purchase plywood in carload quantities, located in those portions of the States of New York and Pennsylvania where the carload freight rate on plywood from Seattle, Washington, is 93¢ per CWT. (See section 1 of order).

TABLE II-A—MAXIMUM PRICES FOR SALES OF CONSTRUCTION ITEMS OF DOUGLAS FIR PLYWOOD BY CLASS II RETAILERS

[For quantities sold under 1,000 square feet. Price per square foot]

Thickness—widths to 48" (except plypanel); [1] lengths to 96" [1]	Plyscord	Plywall	Plypanel [1]		Exterior grades	
			Sound 2 sides	Sound 1 side	Sound 2 sides	Sound 1 side
	Cents	*Cents*	*Cents*	*Cents*	*Cents*	*Cents*
1/4" 3-ply		7½	8½	8	9¼	9
5/16" 3-ply	6¾					
3/8" 3-ply	8	9¼		9¼		11¾
1/2" 3- or 5-ply	10¼					
5/8" 3- or 5-ply	12¾					

TABLE II-B—MAXIMUM PRICES FOR SALES OF ALL OTHER ITEMS OF DOUGLAS FIR PLYWOOD BY CLASS II RETAILERS

Thickness—Widths to 48" (except plypanel), [1] lengths to 96" [1]	Plywall	Plyform	Plypanel [1] sound 2 sides [2]	Exterior grades			
				Marine	Sound 2 sides	Industrial	Sound 1 side
	Cents	*Cents*	*Cents*	*Cents*	*Cents*	*Cents*	*Cents*
1/4" 3-ply		8¾		11		9	
3/8" 3-ply			9¼	13½	12	11¾	
1/2" 5-ply	11½	15¼	12¾	19¾	17¼	17	16¾
5/8" 5-ply		17¼	15	22¾	20¼	20	19¾
3/4" 5-ply		19¼	17¼	26¾	24	23½	23¾

[1] Plypanel prices are for widths over 36" through 48"; for widths over 24" through 36" deduct ¼¢ per square foot; for widths 24" and under deduct ½¢ per square foot.
[2] For plypanel Sound 1 side deduct from the Sound 2 sides price ½¢ per square foot except for 3/8" 3-ply.
[3] For widths over 48" through 60" (except plywall) add 1¾¢ per square foot; for lengths over 8' through 9' add 1¢ per square foot; for lengths over 9' through 10' add 1¾¢ per square foot; for lengths over 10' through 11' add 2¼¢ per square foot; for lengths over 11' through 12' add 2¾¢ per square foot.

For sellers who purchase plywood in carload quantities, located in those portions of the States of New York and Pennsylvania where the carload freight rate on plywood from Seattle, Washington, is 93¢ per CWT. (See section 1 of order).

TABLE II-C—MAXIMUM PRICES FOR SALES OF CONSTRUCTION ITEMS OF DOUGLAS FIR PLYWOOD BY CLASS II RETAILERS

[For quantities sold 1,000 square feet and over. Price per 1,000 square feet]

Thickness—Widths to 48" (except plypanel); [1] lengths to 96" [1]	Plyscord	Plywall	Plypanel [1]		Exterior grades	
			Sound 2 sides	Sound 1 side	Sound 2 sides	Sound 1 side
1/4" 3-ply		$70.25	$79.30	$75.15	$91.80	$85.55
5/16" 3-ply	$64.45					
3/8" 3-ply	74.80	88.00		92.15		110.25
1/2" 3- or 5-ply	97.45					
5/8" 3- or 5-ply	119.55					

TABLE II-D—MAXIMUM PRICES FOR SALES OF CONSTRUCTION ITEMS OF DOUGLAS FIR PLYWOOD BY CLASS II RETAILERS

Thickness—Widths to 48" (except plypanel); [1] lengths to 96" [1]	Plywall	Plyform	Plypanel [1] sound 2 sides [2]	Exterior grades			
				Marine	Sound 2 sides	Industrial	Sound 1 side
1/4" 3-ply		$81.15		$102.80		$85.15	
3/8" 3-ply			$89.05	127.45	$112.95	109.75	
1/2" 5-ply	$108.10	142.55	119.55	183.25	161.55	158.55	$155.15
5/8" 5-ply		161.70	141.30	212.25	190.45	187.25	184.05
3/4" 5-ply		181.35	161.55	245.70	223.90	220.70	217.50

[1] Plypanel prices are for widths over 36" through 48"; for widths over 24" through 36" deduct $2.90 per M square feet; for widths 24" and under deduct $4.35 per M square feet.
[2] For plypanel sound 1 side deduct from sound 2 side prices $4.00 per M square foot except for 3/8" 3-ply.
[3] For widths over 48" through 60" (except plywall) add $12.75 per M square feet; for lengths over 8' through 9' add $8.40 per M square feet; for lengths over 9' through 10' add $12.75 per M square feet; for lengths over 10' through 11' add $21.15 per M square feet; for lengths over 11' through 12' add $25.50 per M square feet.

[F. R. Doc. 46-10147; Filed, June 13, 1946; 4:36 p. m.]

[Syracuse Adopting Order 44 Under Basic Order 1 Under Gen. Order 68]

CERTAIN BUILDING AND CONSTRUCTION MATERIALS IN SYRACUSE, N. Y., DISTRICT

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and under the authority vested in the Regional Administrator of Region 2 by the Emergency Price Control Act of 1942 as amended, by General Order No. 68 as amended, and by Revised Procedural Regulation No. 1, which authority has been duly delegated by such Regional Administrator to the District Director, Syracuse District Office, it is hereby ordered:

SECTION 1. *What this order covers.* This adopting order under Basic Order No. 1 as amended, under General Order No. 68 as amended, covers sales by all persons to ultimate users or to purchasers for resale on an installed basis, of certain building materials listed in Schedule A hereto annexed and generally known as "hard mason materials". All provisions of Basic Order No. 1 as amended, under General Order 68 as amended, are adopted in this order and are just as much a part of this order as if specifically set forth herein. If Basic Order No. 1 as amended, is further amended in any respect, the provisions of said Order as amended, shall likewise without further action, become part of this order. All persons subject to this adopting order are also subject to Basic Order No. 1 as amended under General Order 68 as amended, and should be familiar with the provisions of said order.

SEC. 2. *Territory covered by this order.* The geographical area covered by this order is the Counties of Wayne, Ontario, Seneca, and Cayuga, and that part of Onondaga County not covered by Adopting Order No. 3 under Basic Order No. 1, all in the State of New York.

SEC. 3. *Maximum prices.* The maximum prices for the building materials covered by this order are set forth in Schedule A hereto annexed and made a part of this order. The prices fixed in Schedule A cover all sales in the territory covered by this order, regardless of the location of the place of business of the seller.

SEC. 4. *Discounts, allowances, and terms of sale.* The maximum delivered prices set forth in Schedule A apply to all delivered sales where the commodities delivered exceed the value of $50. On sales of less than $50 a delivery charge not in excess of $2 may be made. All customary allowances, discounts and differentials must be preserved.

SEC. 5. *Relationship of this order to Basic Order No. 1 as amended, under General Order No. 68 as amended, and to General Maximum Price Regulation, and other maximum price regulations.* As previously stated, all provisions of Basic Order No. 1 as amended, are adopted by this order. The maximum prices fixed by this order supersede any maximum price or pricing method previously established by the General Maximum Price Regulation, or by any other applicable regulation or order. Except to the extent that they are inconsistent with the provisions of this order, all other provisions of the general maximum price regulations, or of any other applicable regulation or order shall remain applicable to sales covered by this order.

SEC. 6. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of the list of maximum prices fixed by this order in each place of business within the area covered by this order.

SEC. 7. *Records and sales slips*—(a) *Required information.* The provisions of

section (e) of Basic Order No. 1 as amended, covering sales slips and records are adopted in and applicable to this order, as if specifically set forth herein, and also on any sale of $25 or more, each seller, regardless of previous custom, must keep records showing at least the following:

(1) Name and address of buyer.
(2) Date of transaction.
(3) Place of delivery.
(4) Complete description of each item sold and price charged.

(b) *Maximum prices for insufficiently described items.* Where the seller's records or sales slip upon a sale of any commodity covered by this order in the area covered by this order, do not contain a sufficiently complete description to identify the exact nature, type, size, or quantity of the commodity, and thus determine the maximum price fixed by Schedule A of this order, the maximum price applicable to such sale shall be the lowest maximum price which can be computed under Schedule A of this order in accordance with the incomplete description.

SEC. 8. *Revocation or amendment.* This order may be revised, amended, revoked or modified at any time by the Office of Price Administration.

This order shall become effective June 14, 1946.

Issued this 7th day of June 1946.

GEORGE G. MOORE,
District Director.

SCHEDULE A

Item and unit	Delivered price
1. Plaster, hardwall sanded, 100 lb. bag	$0.87
2. Plaster, hardwall neat, 100 lb. bag	1.12
3. Plaster, gauging, 100 lb. bag	2.12
4. Keene's cement, 100 lb. bag	2.37
5. Finishing lime, 50 lb. bag	.60
6. Gypsum lath ⅜", M sq. ft	26.00
7. Metal lath 3.4 lb. painted diamond mesh, sq. yd	.30
8. Portland cement std. (paper bags), 94 lb. bag	[1].80
9. Masonry mortar, 70 lb. bag	[2].75
10. Mason's hydrated lime, 50 lb. bag	.55
11. Fire brick 9" straight 1st quality, M	66.00
12. Fire clay, 100 lb. bag	1.00
13. Clay drain tile 3", per linear ft	.066
14. Clay drain tile 4", per linear ft	.084
15. Clay drain tile 6", per linear ft	.167
16. Vitrified clay sewer pipe 4", per 2 ft. length	.41
17. Vitrified clay sewer pipe 6", per 2 ft. length	.625
18. Flue lining 9" x 9", per 2 ft. length	.84
19. Flue lining 9" x 13", per 2 ft. length	1.25
20. Gypsum wallboard ⅜", M sq. ft	40.00
21. Asphalt roofing 90 lb. mineral surface, roll (108 sq. ft.)	2.55
22. Asphalt or tarred felt 15 lb., roll (432 sq. ft.)	2.45
23. Asphalt or tarred felt 30 lb., roll (216 sq. ft.)	2.45
24. Asphalt shingles 3" thick butt 210 lb., sq	6.25
25. Asphalt shingles 2 tab. hexagon 165 lb., sq	5.00
26. Fibre insulation board ½" std. lath, M sq. ft	50.00
27. Fibre insulation board 25/32" asphalt, sheathing, M sq. ft	66.15

[1] Yard price, 75 cents.
[2] Yard price, 70 cents.

Item and unit	Delivered price
28. Hard density synthetic fibre board tempered std., M sq. ft	90.00
29. Thermal insulation blankets (paper-backed) medium, M sq. ft	45.00
30. Thermal insulation blankets (paper-backed) thick, M sq. ft	65.00
31. Thermal insulation batts (paper-backed 2" thick, M sq. ft	45.00
32. Thermal insulation batts (paper-backed) full thick, M sq. ft	65.00
33. Thermal insulation loose (nodulated), 40 lb. bag	1.40

Maximum delivered prices fixed by this order apply to all delivered sales where the commodities exceed the value of $50. On sales of less than $50 a delivery charge not exceeding $2 may be made.

[F. R. Doc. 46-10148; Filed, June 13, 1946; 4:36 p. m.]

[Philadelphia Adopting Order 2 Under Basic Order 3 Under RMPR 251]

INSTALLED INSULATION IN EXISTING STRUCTURES AND RELATED AND INCIDENTAL CONSTRUCTION WORK IN HARRISBURG, PA., AREA

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and under the authority vested in the Regional Administrator of Region 2 by the Emergency Control Act of 1942 as amended by section 9 of Revised Maximum Price Regulation 251 as amended and by Revised Procedural Regulation No. 1, which authority has been duly delegated by such Regional Administrator to the District Director, Philadelphia District Office, it is hereby ordered that:

SECTION 1. *What this order covers.* This adopting order under Basic Order No. 3 under section 9 to Revised Maximum Price Regulation No. 251 as amended, covers all sales of installed insulation and related and incidental construction work in existing structures in the area hereinafter described. All provisions of the Basic Order No. 3 under section 9 of Revised Maximum Price Regulation No. 251 as amended are adopted in this order and are just as much a part of this order as if specifically set forth herein. If said Basic Order No. 3 is amended in any respect, the provisions of said order as amended, shall likewise without further action become part of this order. All persons subject to this adopting order are also subject to Basic Order No. 3 under section 9 of Revised Maximum Price Regulation No. 251, as amended, and should be familiar with the provisions of said basic order.

SEC. 2. *Territory covered by this order.* The geographical area covered by this order consists of the counties of Mifflin, Juniata, Perry, Dauphin, Lebanon, Lancaster, York, Adams, Franklin, and Cumberland, all in the State of Pennsylvania.

SEC. 3. *General provisions*—(1) *Related and incidental work.* The term "related and incidental" work, for the purposes of this order, shall mean any installation of building materials, or any work necessary for the actual installation of insulation and provided by the seller for which prices are not fixed by this order. Charges for such work shall be determined under RMPR 251, and shall be stated separately on all contracts or invoices.

(2) *Fire retarding.* Where fire retarding material and specified density are required by local building codes, or by any other local ordinance, the cost of doing this work shall be determined under RMPR 251.

(3) *Special insulation.* All types of insulation not expressly listed in the categories contained in this order, shall, for the purposes of this order, be treated as special insulation. Charges for such special insulation shall be determined under Revised Maximum Price Regulation 251, and such charges shall be separately stated on all contracts or invoices.

(4) *Bonded, tar, gravel and metal roofs.* Where it is necessary to preserve the guarantee of a bonded roof, the price of the opening and restoration of the roof to its original condition, in accordance with the guarantee, shall be determined under RMPR 251.

Where it is necessary to open a roof, the exterior of which is composed of tar, gravel, or metal the price of the opening and restoration of the roof to its original condition shall be determined under RMPR 251.

(5) *Access to areas to be insulated.* The maximum prices fixed by this order include scaffolding and other means for access commonly used by the industry for the installation of insulation.

Where unusual conditions are encountered which require special scaffolding or other special means of access to areas to be insulated, the price of this special work shall be determined under RMPR 251.

(6) *Retaining material.* The price of furnishing and installing retaining material other than the three standard types specified in this order shall be determined under RMPR 251.

(7) *Finished flooring.* The term finished flooring shall mean flooring strip or parquet up to three and one-quarter inches (3¼") wide, and other architecturally designed or antique flooring that has been sanded, filled, finished, waxed and pressure rubbed, or shellacked to form a finished product.

Where it is necessary to make openings in such floor for the insulation of areas under said floor, the price of the openings and restoration of the floor to its original condition shall be determined under RMPR 251.

(8) *Finished ceilings.* Where it is necessary to make openings in a ceiling, or overhang, finished with materials other than the three standard retaining materials specified in this order, for the insulation of areas above such ceiling, the price of the openings and restoration of the ceiling to its original condition shall be determined under RMPR 251.

(9) *Deliveries.* The maximum prices provided by this order shall apply to all installations of insulation made within a radius of ten miles of the seller's nearest place of business.

For installations of insulation at more distant points, one-half of one percent (½ of 1%) may be added to the total contract price for each mile in excess of 10 miles from the seller's nearest place of business.

SEC. 4. *Maximum prices.* The maximum prices for all sales of installed insulation in existing structures in the area covered by this order are set forth in Schedule A hereto annexed and made a part of this order. The prices fixed in this order apply to all sales in the area covered by this order regardless of the location of the seller's place of business.

SEC. 5. *Relationship of this order to other regulations and orders.* As previously stated, all provisions of Basic Order No. 3 are adopted by this order. The maximum prices fixed by this order supersede sections 6, 7 and 8 of Revised Maximum Price Regulation No. 251 as amended with respect to all sales of installed insulation in existing structures in the area covered by this order, unless otherwise provided by this order. All other provisions of Revised Maximum Price Regulation No. 251 as amended are applicable to transactions covered by this order unless otherwise specifically provided in this order.

SEC. 6. *Notification.* Every person making sales of insulation covered by this order shall furnish to the purchaser at or before the starting of the work, a copy of the agreement pursuant to which the work is to be done. This agreement shall set forth the name and address of the buyer and of the seller, the location of the work, and an adequate description of the areas to be insulated, the materials to be used, and the services to be performed, and the amount to be paid. If any work other than insulation, for which ceiling prices are fixed by this order is to be performed, the price of such work shall be separately stated.

SEC. 7. *Revocation or amendment.* This order may be revised, amended, revoked, or modified at any time by the Office of Price Administration.

This order shall become effective June 24, 1946.

Issued this 10th day of June 1946.

FRANK J. LOFTUS,
District Director.

SCHEDULE A

The prices listed below are per square foot, (4 inch thickness basis) for insulation wool as defined in paragraph (b) of Basic Order No. 3 under section 9 of RMPR 251.

FLAT AREAS

Exposed ceilings

	Prices per square ft.
1. Open attics with over 24" clearance to roof. No roof opening necessary, open blowing conditions. Drawing 1	$0.12
2. Under flat built up roofs (suspended ceiling) with over 24" clearance between roof and hung ceiling; open blowing conditions. (Price does not include cost of opening and closing.) Drawing 2	.13

Covered ceilings

3. Open attics with a single rough flooring (unfinished) and accessible. No roof opening necessary, (price includes cost of removing and replacing flooring)	.14

SCHEDULE A—Continued

FLAT AREAS—continued

Flat ceilings in closed spaces

(Prices do not include cost of opening and closing—items 4 to 9 inclusive)

	Prices per square ft.
4. Flat ceilings in closed spaces under pitched or sloping roofs where opening in roof is necessary, such as pocket areas behind knee walls, areas under roof ridges, or extensions which are practically flat. Drawing 6:	
(a) Open floors	$0.13
(b) Closed single rough flooring (unfinished)	.15
5. Ceilings in closed space under ridge of pitched roofs, where openings for the full length of ridge is necessary because of small clearance between ridge and ceiling area. Drawing 7	.13
6. Flat built up roof types including row house construction and commercial buildings. Drawings 2 and 8	.15
7. Garrison overhang. Drawing 10	.15
8. Dormer tops. Drawing 11:	
(a) Where no retainer material is necessary	.13
(b) Where retainer material is necessary (price includes installation of retainer material):	
Sisal kraft (includes belly band)	.17
Backer board	.17
Corrugated board	.18
9. Bay windows. Drawing 12:	
(a) Top	.13
(b) Bottom	.14

Floors

(Price includes cost of opening and closing)

10. Any exposed floors over garage ceilings, open porches or similar types of areas where the underside of the area to be insulated is closed and finished. Drawing 13	.15
11. Any expensed floors where the areas to be insulated are not closed and finished and where retaining materials are required. Drawing 14.	
Sisal kraft (includes belly band)	.17
Backer board	.18
Corrugated board	.17

Floors over unexcavated areas

12. Batts and blankets (full thick). Drawing 15:	
(a) Under 4 feet clearance	.18
(b) Over 4 feet clearance	.18
13. 4" fill over retaining material and lath retaining surface. (Price includes installation of retainer material). Drawing 16:	
(a) Under 4 feet clearance:	
Sisal kraft (includes belly band)	.20
Backer board	.21
Corrugated board	.20
(b) Over 4 feet clearance:	
Sisal kraft (includes belly band)	.20
Backer board	.21
Corrugated board	.20

SLOPING AREAS

14. All slopes where closed and finished on the interior side of the rafters. (Price does not include cost of opening and closing.) Drawing 17	.15
15. Open rafters and slopes where batts or blankets are used, such as pockets outside of knee walls where blow is impractical. (Price does not include cost of opening and closing.) Drawing 18	.16
16. Open rafters and slopes. Insulation held in place by retaining material. (Price includes installation of retainer material.) Drawing 19:	
(a) Blowing:	
Sisal kraft (includes belly band)	.19
Backer board	.20
Corrugated board	.19

SCHEDULE A—Continued

SLOPING AREAS—continued

	Prices per square ft.
(b) Batts and blankets (full thick):	
Sisal kraft (includes belly band)	$0.19
Backer board	.20
Corrugated board	.19

Knee walls and partitions

17. Interior plastered walls where no decoration is necessary except plaster patching. (Price includes opening and closing.) Drawing 20	.17
18. Knee walls adjacent to slopes and easily accessible (open studs), no openings required. (Price includes installation of retainer material.) Drawing 21:	
(a) Batts and blankets—no retainer material	.15
(b) Batts and blankets—retaining material (one side):	
Sisal kraft (includes belly band)	.19
Backer board	.20
Corrugated board	.19
(c) Blown—no retainer material	.15
(d) Blown—retaining material (both sides):	
Sisal kraft (includes belly band)	.23
Backer board	.25
Corrugated board	.23
19. Knee walls not accessible, requiring retaining material. (Price includes installation of retaining material but does not include opening and closing.) Drawing 22.	
Sisal kraft (includes belly band)	.19
Backer board	.20
Corrugated board	.19
20. Stairwells (price includes opening and closing). Drawing 23:	
(a) Soffits	.17
(b) Walls (measurement of walls may be taken as rectangle from floor to ceiling)	.17
(c) Weatherstrip attic door (felt stripping only) (flat price)	1.00
(d) Cover door with insulating board (insulation applied directly to door)	.21

Exterior walls

All prices on gross basis (prices include opening and closing)

21. Exterior walls (including gable and end walls) with inner finish whose outer surface is composed of:	
(a) Wood or asphalt shingles	.16
(b) Wood clapboard	.16
(c) Brick	.23
(d) Stucco	.22
(e) Asbestos-cement shingles	.20
(f) Insulated brick. Drawings 24, 25, 26, 27, and 30	.20
(g) Stone	.25
22. Gable and end walls without inner finish, requiring standard retaining material. (Price includes installation of retaining material.) Drawings 25, 26, and 27:	
Sisal kraft (includes belly band)	.19
Backer board	.20
Corrugated board	.19
22a. Batts and blankets not requiring retaining material	.19
23. Dormer cheeks and faces with inner finish, unit cost per dormer. Up to 5'0" in width. Over 5'0" in width—same unit price as exterior walls. Drawings 28 and 29 (flat price)	15.00
24. Dormer cheeks and faces without inner finish, requiring retaining material. (Price includes installation of retaining material.) Drawings 28 and 29.	
Sisal kraft (includes belly band)	.19
Backer board	.20
Corrugated board	.19

SCHEDULE A—Continued

25. Maximum prices for the following openings in types of roof indicated:

	Strip openings 12" wide per linear ft.)	Manhole openings (per opening)
Wood shingle	$0.35	$3.00
Asphalt or asbestos	.50	3.00
Slate	.60	3.00
Tile	.60	3.00
Roll Roofing	.50	3.00
Built-up Roofing	.50	3.00
Metal	.60	3.00

26. Maximum differentials per inch for thicknesses of insulation other than 4".

	Cents per sq. inch
(a) Above 4"	2
(b) Below 4"	1½

The maximum prices set forth above apply to installations of insulation made within a radius of ten miles of the seller's nearest place of business. In the case of installations of insulations at more distant points, one-half of one percent, (½ of 1%) per mile may be added to the total contract price for each mile in excess of 10 miles from the seller's nearest place of business. The drawings referred to by number in this schedule are hereto annexed and made a part of this schedule.[1]

[F. R. Doc. 46–10140; Filed, June 13, 1946; 4:34 p. m.]

[Region V Order G–3 Under MPR 592]

READY MIXED CONCRETE IN CLAY AND JACKSON COUNTIES, MO., AND WYANDOTTE AND JOHNSON COUNTIES, KANS.

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of the Office of Price Administration by section 17 of Maximum Price Regulation No. 592, it is hereby ordered:

SECTION 1. *What this order does.* This order establishes the maximum prices for all sales of ready mixed concrete when sold and delivered in the geographical area comprising Clay and Jackson Counties, Missouri, and Wyandotte and Johnson Counties, Kansas.

SEC. 2. *Relation to Maximum Price Regulation No. 592 and to individual adjustment orders issued thereunder.* Except as otherwise provided herein this order supersedes sections 5, 6, 7, 8, 9 and 10 of Maximum Price Regulation No. 592 with respect to sales and deliveries of ready mixed concrete covered by this order. All other sections of Maximum Price Regulation No. 592, together with all amendments thereto, that have been or may be issued, shall apply to all sales and deliveries covered by this order except to the extent that are inconsistent with the provisions of this order.

This order also supersedes all orders establishing the maximum price on ready mixed concrete for, and issued to, any individual business or person selling and delivering ready mixed concrete within geographical area covered by this order.

SEC. 3. *Maximum prices.* The maximum prices for the sale and delivery of ready mixed concrete covered by this order shall be as follows:

A. *Table of prices.*

Standard cement in mixtures of—	Maximum price per cubic yard for each delivery by truck in quantities of 2 cubic yards or more	Maximum price per cubic yard for each delivery by truck in quantities of less than 2 cubic yards
1-3-5	$8.07	$9.15
1-2-4	8.50	9.58
1-2-3½	8.88	9.96
1-2-3	9.20	10.28
1-3 grout	11.36	12.43
1-2 grout	12.27	13.35

B. *Table of prices.*

Early strength cement in mixtures of—	Maximum price per cubic yard for each delivery by truck in quantities of 2 cubic yards or more	Maximum price per cubic yard for each delivery by truck in quantities of less than 2 cubic yards
1-3-5	$9.15	$10.23
1-2-4	9.58	10.66
1-2-3½	9.96	11.03
1-2-3	10.28	11.36

SEC. 4. *Record keeping.* Each seller must keep, at his place of business, available for inspection by representatives of the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, remains in effect, records concerning each sale covered by this order, reflecting the following information:

1. Name and address of the purchaser.
2. Date of sale.
3. The quantity of ready mixed concrete delivered by each truck per trip to the purchaser's premises, including the type of mixture.
4. The price charged per cubic yard.
5. The total quantity sold and delivered.
6. The total amount charged.

SEC. 5. *Enforcement.* A. Persons violating any provision of this order are subject to the civil and criminal penalties including suits for triple damages provided for by the Emergency Price Control Act of 1942, as amended.

B. Persons who have any evidence of any violation of this order are urged to communicate with their nearest District Office of the Office of Price Administration.

SEC. 6. *Amendment and revocation.* This order may be amended or revoked at any time by the Office of Price Administration.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; and E.O. 9323, 8 F.R. 4681)

Issued at Dallas, Texas, this 4th day of June 1946.

Effective this 12th day of June 1946.

W. A. ORTH,
Regional Administrator.

[F. R. Doc. 46–10151; Filed, June 13, 1946; 4:40 p. m.]

[Memphis Order G–2 Under Gen. Order 68]

HARD BUILDING MATERIALS IN JACKSON, TENN., TRADING AREA

For the reasons set forth in the accompanying opinion and under the authority vested in the District Director of the Memphis District Office, Region IV, of the Office of Price Administration by General Order No. 68, as amended, and Delegation Order No. 93 issued November 5, 1945 by the Regional Administrator, Region IV, it is hereby ordered:

SECTION 1. *What this order covers.* This order covers all retail sales by any seller of the commodities specified in the Tables set forth in appendices A, B, C and D delivered to the purchaser in the Jackson, Tennessee, trading area. For the purposes of this order the Jackson, Tennessee, trading area consists of the City of Jackson and the area in Madison County within three miles distance of the corporate limits of the City of Jackson, Tennessee.

SEC. 2. *Definition of retail sales.* For the purposes of this order, a retail sale means a sale to an ultimate user, including among others, commercial users, industrial users and contractors, but not including applicators. Applicators are defined as contractors engaged exclusively in the business of applying roofing and/or siding and/or insulation to buildings.

SEC. 3. *Description of items covered by this order.* This order covers the list of "hard building materials" set forth in the annexed tables, including sand, gravel, crushed limestone, concrete blocks, common brick, Portland cement, lime, plaster, gypsum board, sheathing and lath, certain roofing materials, certain items of siding and farm tile. Other related items may be added from time to time by amendment without reference being made to this section.

SEC. 4. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order. Except to the extent they are inconsistent with the provisions of this order, all other provisions of the General Maximum Price Regulation shall apply to sales covered by this order.

SEC. 5. *Maximum prices.* The maximum prices for building materials covered by this order are set forth in the tables in Appendices A, B, C and D which are annexed to and made a part of this order.

SEC. 6. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of the Tables in appendices A, B, C and D, which list maximum prices fixed by this order, in each of his places of business within the city of Jackson and the area within three miles of the corporate limits of Jackson, Tennessee, in a manner plainly visible to all purchasers.

SEC. 7. *Sales slips and records.* Every seller covered by this order who has customarily given his customers a sales slip or other evidence of purchase must continue to do so. Upon request from a customer such seller regardless of previous custom, shall give the purchaser a receipt showing the date, name and address of the seller, the description of each item sold and the price received for it. If he customarily prepared his sales slips in more than one copy, he must keep for at least six months after delivery a duplicate copy of each sales slip delivered by him pursuant to this section.

For any sale of $50.00 or more each seller regardless of previous custom must keep records showing at least the following:

(1) Name and address of buyer.
(2) Date of transaction.
(3) Place of delivery.
(4) Complete description of each item sold and price charged.

SEC. 8. *Amendment.* This order may be amended or revoked at any time by the Office of Price Administration.

This order No. G–2 shall become effective May 31, 1946.

Issued this 29th day of May 1946.

CHARLES P. JESTER, Jr.,
Acting District Director.

APPENDIX A—MAXIMUM PRICES FOR SPECIFIED MASONRY MATERIALS (HARD BUILDING MATERIALS) MARCH 26, 1946

Description of commodity and size	Delivery unit	Maximum price, delivered direct from producers plant to job site in the city of Jackson, Tenn., and area within 3 miles of city limits of Jackson, Tenn.
Local sand (creek)	Yard	$2.00 per yard.
River sand	do	$3.50 per yard.
River gravel	do	$3.50 per yard.
Concrete blocks:		
8" x 8" x 16"	Truck load	$0.19 each.
12" x 8" x 16"	do	$0.27 each.
4" x 8" x 16"	do	$0.11½ each.
6" x 8" x 16"	do	$0.15½ each.
Common brick	do	$22.00 per m.

(1) Above maximum prices are based upon one delivery to job site of quantities shown as "Delivery Unit."
(2) All prices subject to 2% cash discount, 10th prox.

APPENDIX B—MAXIMUM PRICES FOR SPECIFIED MASONRY MATERIALS (HARD BUILDING MATERIALS) MARCH 26, 1946

Commodity	Unit weight	Delivery unit	Maximum price, delivered to job site in the city of Jackson, Tenn., and the area within 3 miles of Jackson, Tenn.
			Per sack
Portland cement	95-lb. sack	Any	$0.85
Hydrated lime (mason's lime)	50-lb. sack	Any	.50
Finishing lime	50-lb. sack	Any	.65
Plaster, wall bard	100-lb. sack	Any	1.20
Finishing plaster	100-lb. sack	Any	1.25

(1) Above maximum prices are based upon one delivery to the job site of quantities shown as "Delivery Unit".
(2) All prices are subject to 2% cash discount, 10th prox.

APPENDIX C—MAXIMUM PRICES FOR SPECIFIED HARD BUILDING MATERIALS

Description of commodity	Specifications	Quantity of which these prices apply	Maximum price, delivered to job site in the city of Jackson, Tenn., and the area within 3 miles of Jackson, Tenn.
			Per M sq. ft.
Gypsum board	½"	Any	$50.00
Gypsum sheathing treated	½"	Any	50.00
Gypsum lap sheathing	½"	Any	37.50
Plaster base lath	⅜"	Any	28.00
Gypsum board	⅜"	Any	45.00
			Per sq. yd.
Metal lath	2.5-lb. (painted)	Any	.28
	2.5-lb. (copper rearing)	Any	.30
	3.4-lb. (copper bearing)	Any	.35
Roofing materials			*Square*
Rolled roofing	90-lb mineral surfaced	Any	2.65
Strip shingles	210-lb–12"	Any	5.60
	167-lb.–11⅓ hexagon	Any	4.25
Smooth rolled roofing	45-lb.	Any	1.85
	55-lb. best grade	Any	2.10
	65-lb. best grade	Any	2.65
Asbestos siding	12" x 24" white	Any	9.15
	12" x 24" glazed	Any	9.50
Roll brick siding		Any	8.70

All prices are subject to 2% cash discount, 10th Prox.

APPENDIX D—MAXIMUM PRICES FOR SPECIFIED MASONRY MATERIALS (HARD BUILDING MATERIALS)

Maximum price, delivered to job site in the city of Jackson, Tenn., and the area within 3 miles of Jackson, Tenn.

Commodity:	
Crushed limestone (per ton)	$4.00
Farm drain tile (each)	.10

All prices are subject to 2% cash discount, 10th prox.

[F. R. Doc. 46–10149; Filed, June 13, 1946; 4:37 p. m.]

[San Antonio Order G–4 Under Gen. Order 68, Amdt. 1]

BUILDING MATERIALS IN EL PASO COUNTY, TEX.

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order No. 68 and Order No. G–4, *It is hereby ordered*, That Order No. G–4 under General Order No. 68 be amended in the following respects:

1. In the price list in Appendix A the items set forth below are amended to read as follows:

Name of item and basic unit	*Maximum price f. o. b. plant, yard, siding or store, or delivered in free delivery zone*
Asphalt roofing, mineral surface, 90 lb., roll	$3.18
Asphalt or tarred felt, 15 lb., roll	3.21
Asphalt or tarred felt, 30 lb., roll	3.21
Asphalt shingles, 210 lb. (3 in 1) thick-butt, square	7.69
Asphalt shingles, 167 lb., 2 tab hexagon, square	6.65
Asphalt rool roofing, smooth surface, 45 lb., roll (1st grade)	1.78
Asphalt roll roofing, smooth surface, 55 lb., roll (1st grade)	2.17
Asphalt roll roofing, smooth surface, 65 lb., roll (1st grade)	2.62

2. In the price list in Appendix A delete the item "Asphalt Roll Roofing, Smooth Surface, 35 lb., Roll (1st Grade), 1.35".

This order shall become effective May 29, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; and E.O. 9328, 8 F.R. 4681)

Issued at San Antonio, Texas, this 27th day of May 1946.

C. T. GIESEN,
District Director.

[F. R. Doc. 46–10150; Filed, June 13, 1946; 4:37 p. m.]

[Region VI Order G–16 Under RMPR 122, Appendix 39]

SOLID FUELS IN APPLETON, WIS., AREA

(a) *Applicability.* This Appendix No. 39 applies to all delivered sales to consumers of solid fuels made by retail dealers when the fuel is delivered to the purchaser within the area in the State of Wisconsin, including the City of Appleton, bounded on the north by U. S. High-

[1] Filed as a part of the original document.

way 41, on the east by French Road, on the south by the northern boundary of Calumet County and U. S. Highway 10 to Township Road U (or the northern boundary of the Neenah-Menasha Area covered by Appendix 38), and to the west by U. S. Highway 41.

(b) *Price schedule.* (1) Immediately below and as part of this section (b) is a schedule which sets forth adjusted maximum prices before discounts for delivered sales of solid fuels of specified sizes, kinds and quantities. All prices are stated on a net ton basis.

(i) On domestic delivered sales of less than one ton the price shall be proportional to the price per ton plus an additional charge of 50 cents, but in no event shall the total price be in excess of that for a sale of one ton.

(ii) On domestic delivered sales of more than one ton for each fraction of a ton sold, the price shall be proportional to the price per ton.

PRICE SCHEDULE

	Domestic delivered per ton
I. Low volatile bituminous coal from district No. 7 (southern West Virginia and northwestern and central Virginia):	
1. Egg and stove, size group Nos. 2 and 3, all double screened egg coal top size larger than 3", all double screened stove coal top size larger than 1¼" but not exceeding 3", price classification A:	
a. Screened	$14.45
b. Shovelled or bin run	13.95
2. Nut size group No. 4, all double screened nut coal top size larger than ¾" but not exceeding 1¼", price classification A	13.15
3. Pea or dedusted screenings, size group No. 5, all double screened pea coal top size not exceeding ¾", all dedusted screenings top size not exceeding ¾" and bottom size larger than 100 mesh but not exceeding 10 mesh, price classification A	11.30
4. Screenings	9.10
II. High volatile bituminous coal from district No. 8 (eastern Kentucky, southwestern West Virginia, western Virginia, northern Tennessee, and North Carolina):	
1. Egg:	
a. Elkhorn seam	12.15
b. Splint seams	11.85
2. Stove:	
a. Elkhorn seam	11.85
b. Hazard No. 4 seam	11.80
3. Stoker:	
a. Premium Kentucky and Elkhorn seams	12.05
III. Pennsylvania anthracite (ash content not in excess of OPA quality standards):	
1. Egg, stove, nut	19.15
2. Pea	17.95
IV. Byproduct coke (Milwaukee Solvay or Ford):	
1. Stove and nut	15.40
V. Briquettes:	
1. Low volatile United and Reiss	13.95
2. High volatile fire balls	11.80
VI. Package pocahontas:	
1. Cliffs Coal Blox manufactured by Cleveland Cliffs Iron Co	16.85
2. Manufactured by F. Hurlbut Co	17.35

To the above maximum prices there may be added the Federal transportation tax of 4 cents per ton.

(c) *Charge for treatment of coal.* Whenever a dealer has been charged by his supplier for chemical or oil treatment of coal, he may add such treatment charge to the applicable maximum price established by this appendix: *Provided,* That the treated coal is kept separate from and is not mixed with untreated coal. When a treatment charge is made pursuant to this section, the dealer need not separately state the amount of such service charge if he clearly indicates on the invoice that such coal is so treated.

(d) *Discounts.* The maximum prices set forth in section (b) above shall be subject to the following discounts from the net retail prices:

(i) If payment is made by the purchaser on delivery or within 15 days thereafter, $1.00 per ton.

(ii) For coal picked up at the yard by a domestic consumer, 50 cents per ton.

(iii) For deliveries of 20 tons or more at one time to one destination in load lots, 50 cents per ton.

(iv) Maximum prices for Pennsylvania Anthracite received by a dealer which has been identified by his supplier prior to its resale as anthracite with an ash content in excess of OPA quality standards shall be the maximum price established by this order less the following amounts:

	Per ton
Egg, stove, and nut	$1.00
Pea	.80

(e) Immediately below and a part of this section (e) is a schedule of service charges which a dealer may make for the special services described when rendered in connection with sales of solid fuels covered by this appendix. These charges may be made only if the buyer requests the service and the dealer renders it pursuant to the request. The charges must be stated separately on the dealer's invoice.

SCHEDULE OF SERVICE CHARGES

	Coal per ton	Coke per ton
Wheel or carry from curb	$0.75	$1.00
Carrying up or down stairs	1.00	1.25

(f) *Commercial and steam sales.* Commercial and steam sales shall continue to be priced under the provisions of Revised Maximum Price Regulation No. 122.

(g) *Notification.* Every dealer subject to this order selling Pennsylvania Anthracite which has been identified by his supplier prior to its resale as Anthracite with an ash content in excess of OPA quality standards must place the following legend on the invoice, sales slip, or receipt: "Price reduced because of high ash content." Such Anthracite must be kept separate in storage and delivery from all other Anthracite.

(h) *Definitions.* (1) "Domestic sales" means all sales other than sales made to commercial and industrial users such as hotels, industrial plants, office buildings, large department store and institutional users such as hospitals, public institutions, and public buildings.

(2) The term "delivered" means dumping or chuting the fuel from the seller's trucks directly into the buyer's bin or storage space; but if this is physically impossible, the term means discharging the fuel directly from the seller's truck at the point nearest and most accessible to the buyer's bin or storage space.

(3) Except as otherwise provided herein or as the context may otherwise require, all terms used in this order shall bear the meaning given them in Revised Maximum Price Regulation No. 122 or in the Emergency Price Control Act of 1942, as amended; if not therein defined they shall be given their ordinary and popular trade meaning.

This order, designated as Appendix No. 39 as in the title above, shall be effective June 1, 1946, but it may be amended, modified, or revoked at any time.

Issued this 27th day of May 1946.

EARL W. CLARK,
Acting Regional Administrator.

[F. R. Doc. 46-10141; Filed, June 13, 1946; 4:34 p. m.]

[Region VI Order G-16 Under RMPR 122, Appendix 40]

SOLID FUELS IN KAUKAUNA, KIMBERLY, AND LITTLE CHUTE, WIS., AREA

(a) *Applicability.* This Appendix No. 40 applies to all delivered sales to consumers of solid fuels made by retail dealers when the fuel is delivered to the purchaser within the area in the State of Wisconsin, including the cities or towns of Kaukauna, Kimberly and Little Chute, bounded on the north by County Road JJ, on the east by the eastern boundary of Brown County, on the south by the Northern boundary of Calumet County, and on the west by French Road.

(b) *Price schedule.* (1) Immediately below and as part of this section (b) is a schedule which sets forth adjusted maximum prices before discounts for delivered sales of solid fuels of specified sizes, kinds, and quantities. All prices are stated on a net ton basis.

(i) On domestic delivered sales of less than one ton the price shall be proportional to the price per ton plus an additional charge of 25c, but in no event shall the total price be in excess of that for a sale of one ton.

(ii) On domestic delivered sales of more than one ton for each fraction of a ton sold, the price shall be proportional to the price per ton.

PRICE SCHEDULE

	Domestic delivered per ton
I. Low volatile bituminous coal from district No. 7 (southern West Virginia and northwestern and central Virginia):	
1. Egg, size group No. 2, all double screened egg coal top size larger than 3", price classifications A and B:	
a. Screened	$12.35
b. Shovelled or bin run	12.85
2. Stove, size group No. 3, all double screened stove coal top size larger than 1¼" but not exceed 3", price classification A:	
a. Screened	12.70
b. Shovelled or bin run	12.20
3. Nut	12.45
4. Screenings	8.10

PRICE SCHEDULE—Continued

	Domestic delivered per ton
II. Low volatile bituminous coal from district No. 8 (eastern Kentucky, southwestern West Virginia, western Virginia, northern Tennessee and North Carolina):	
1. Nut size group No. 4, all double screened nut coal top size larger than ¾" but not exceeding 1¼", price classifications B through E	$11.40
III High volatile bituminous coal from district No. 8 (eastern Kentucky, southwestern West Virginia, western Virginia, northern Tennessee and North Carolina):	
1. Egg:	
a. Premium Kentucky and Elkhorn seams	11.40
b. Splint seams	11.05
2. Stoker:	
a. Premium Kentucky and Elkhorn seams	10.70
IV. Pennsylvania anthracite (ash content not in excess of OPA quality standards):	
1. Egg, stove and nut	17.85
2. Pea	16.50
V. Byproduct coke:	
1. Milwaukee Solvay or Ford	15.05
VI. Package Pocahontas:	
1. Manufactured by F. Hurlbut & Co	15.75
2. Cliffs Coal Blox, manufactured by Cleveland Cliffs Iron Co	15.25
VII. Briquettes:	
1. Low volatile United Reiss	12.60
2. High volatile fireballs	10.15

To the above maximum prices there may be added the Federal Transportation Tax of 4 cents per ton.

(c) *Charge for treatment of coal.* Whenever a dealer has been charged by his supplier for chemical or oil treatment of coal, he may add such treatment charge to the applicable maximum price established by this Appendix provided that the treated coal is kept separate from and is not mixed with untreated coal. When a treatment charge is made pursuant to this section, the dealer need not separately state the amount of such service charge if he clearly indicates on the invoice that such coal is so treated.

(d) *Discounts.* The maximum prices set forth in section (b) above shall be subject to the following discount from the net retail prices:

(i) For coal picked up at the yard by a domestic consumer, 50 cents per ton.

(ii) Maximum prices for Pennsylvania anthracite received by a dealer which has been identified by his supplier prior to its resale as anthracite with an ash content in excess of OPA quality standards shall be the maximum price established by this order less the following amounts:

	Per ton
Egg, stove, and nut	$1.00
Pea	.80

(e) *Additional charges.*

(i) Any dealer who added a charge for credit in the base period of December, 1941 may continue to add that same charge.

(ii) Immediately below and a part of this section (e) is a schedule of service charges which a dealer may make for the special services described when rendered in connection with sales of solid fuels covered by this appendix. These charges may be made only if the buyer requests the service and the dealer renders it pursuant to the request. The charges must be stated separately on the dealer's invoice.

SCHEDULE OF SERVICE CHARGES

	Per ton
Wheel or carry from curb	$0.50
Carrying up or down stairs	1.00

(f) *Commercial and steam sales.* Commercial and steam sales shall continue to be priced under the provisions of Revised Maximum Price Regulation No. 122.

(g) *Notification.* Every dealer subject to this order selling Pennsylvania anthracite which has been identified by his supplier prior to its resale as anthracite with an ash content in excess of OPA quality standards must place the following legend on the invoice, sales slip, or receipt: "Price reduced because of high ash content." Such anthracite must be kept separate in storage and delivery from all other anthracite.

(h) *Definitions.* (1) "Domestic sales" means all sales other than sales made to commercial and industrial users such as hotels, industrial plants, office buildings, large department store and institutional users such as hospitals, public institutions, and public buildings.

(2) The term "delivered" means dumping or chuting the fuel from the seller's trucks directly into the buyer's bin or storage space; but if this is physically impossible, the term means discharging the fuel directly from the seller's truck at the point nearest and most accessible to the buyer's bin or storage space.

(3) Except as otherwise provided herein or as the context may otherwise require, all terms used in this order shall bear the meaning given them in Revised Maximum Price Regulation No. 122, or in the Emergency Price Control Act of 1942, as amended; if not therein defined they shall be given their ordinary and popular trade meaning.

This order, designated as Appendix No. 40, as in the title above, shall be effective June 10, 1946, but it may be amended, modified, or revoked at any time.

Issued this 3d day of June 1946.

EARL W. CLARK,
Acting Regional Administrator.

[F. R. Doc. 46-10142; Filed, June 13, 1946; 4:34 p. m.]

[Region VI Order G-34 Under RMPR 122]

SOLID FUELS IN WAUKESHA, WIS., AREA

Under the authority vested in the Regional Administrator of the Office of Price Administration by § 1340.259 (a) (1) of Maximum Price Regulation No. 122 and for reasons set forth in an opinion issued simultaneously herewith, it is ordered:

(a) *What this order does.* This order adjusts the maximum prices heretofore established under Revised Maximum Price Regulation No. 122 for sales of specified solid fuels delivered from retail yards in the Waukesha, Wisconsin area.

(b) *Geographical applicability.* This order applies to all "delivered" sales of specified solid fuels made by all sellers from retail yards where the fuel is delivered to the purchaser in the area comprising the city limits of Waukesha, Wisconsin, and the normal area into which the subject dealers have customarily delivered at the same level of prices.

(c) (1) *Price schedule.* The maximum prices on all coal sold and delivered from retail yards in the area specified in (b) hereof be, and the same are hereby, increased 15 cents per ton.

(2) Nothing in this order shall preclude the continuing addition of the Federal transportation tax.

(d) *Definitions.* (1) The term "delivered" or "direct delivery" means a sale of solid fuel in which the delivery services are included in the price charged to the purchaser when the fuel is delivered to the purchaser's premises and dumped or chuted from the seller's trucks directly into the buyer's bin or storage space; but if this is physically impossible, the term means discharging the fuel directly from the seller's truck at the point nearest and most accessible to the buyer's bin or storage space.

(2) Except as otherwise provided herein or as the context may otherwise require, all terms used in this order shall bear the meaning given them in Revised Maximum Price Regulation No. 122 or in the Emergency Price Control Act of 1942, as amended; if not therein defined they shall be given their ordinary and popular trade meaning.

(e) *Effect of this order on Revised Maximum Price Regulation No. 122.* To the extent appplicable the provisions of this order supersede Revised Maximum Price Regulation No. 122. In so far as any provisions of this order may be inconsistent with any provision of Revised Maximum Price Regulation No. 122, the provision contained in this order shall be controlling. Except as herein otherwise provided, the provisions of Revised Maximum Price Regulation No. 122 shall remain in full force and effect.

(f) The increase established by this order does not reflect the increase of 10 cents per net ton authorized under § 1340.254 (e) (3) of Revised Maximum Price Regulation No. 122, as amended by Amendment No. 42. Sellers covered by this order may continue to include such increase of 10 cents per net ton.

Issued this 21st day of May 1946.

R. E. WALTERS,
Regional Administrator.

[F. R. Doc. 46-10143; Filed, June 13, 1946; 4:35 p. m.]

[San Francisco Order G-2 Under RMPR 259]

DOMESTIC MALT BEVERAGES IN SAN FRANCISCO, CALIF., DISTRICT

For the reasons set forth in the accompanying opinion, it is hereby ordered:

SECTION 1. *What the order does.* In accordance with the provisions of section 4.1 (c) of Revised Maximum Price Regulation 259, as amended, this order establishes a base delivery zone for wholesalers of bottled and canned domestic malt beverages by establishing a

common center point, or the geographic limits, or both, of such a zone.

SEC. 2. *Where this order applies.* This order covers the Counties of San Joaquin, Stanislaus, Merced, Kings, Tulare; the Cities of Yuba and Sacramento, in the State of California, and the areas measured by a radius of 20 miles from the City Hall of each of these cities; and the City of Coalinga in the State of California, but not beyond the city limits thereof.

SEC. 3. *Applicability*—(a) *Within the base delivery zone.* No wholesaler located within the base delivery zone described in section 2 of this order may charge for delivery within such described base delivery zone. Such sellers' ceiling prices for sales may not exceed the ceiling prices figured in accordance with the provisions of Revised Maximum Price Regulation 259, as amended.

(b) *Outside the base delivery zone.* Such sellers, with the exception of those located in the City of Coalinga (see paragraph (c) below), located in the base delivery zone defined in section 2 of this order, may charge in addition to their ceiling prices for bottled and canned malt beverages for delivery outside the area described in section 3 (a), in accordance with the applicable provisions of Revised Maximum Price Regulation 259, as amended. The charges which may be added are:

Distance beyond base delivery zone:	*Permitted delivery chg. (cents per case)*
20 miles or less	3
More than 20 miles but less than 40 miles	6
40 miles or more but less than 60 miles	9
60 miles or more but less than 80 miles	12
80 miles or more but less than 100 miles	15
100 miles or more but less than 120 miles	18
120 miles or more but less than 140 miles	21
140 miles or more	24

(c) This order applies only within the City limits of the City of Coalinga. The provisions of paragraph (b) above do not apply. Wholesalers located in the City of Coalinga by delivering outside the city limits thereof are governed by the provisions of Order No. G-3.

(d) *Wholesalers located outside the base delivery zone.* This order shall not apply to wholesalers located outside the area described in section 2 of this order.

SEC. 4. *Definitions.* Unless the context otherwise requires, the definitions set forth in section 302 of the Emergency Price Control Act of 1942, as amended, and in Revised Maximum Price Regulation 259, as amended, shall apply to the terms used herein.

This order shall become effective May 10, 1946.

Issued this 5th day of May 1946.

E. J. BENNETT,
District Director.

[F. R. Doc. 46-10145; Filed, June 13, 1946; 4:35 p. m.]

[Region VI Order G-11 Under Rev. SO 119]

ROLSCREEN CO.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in the accompanying opinion and under the authority vested in the Regional Administrator of Region VI of the Office of Price Administration under the provisions of section 16 of Revised Supplementary Order No. 119, this Order No. G-11 is issued:

(a) *What this order does.* This order establishes maximum prices for sales of Pella casement windows manufactured by the Rolscreen Company, Pella, Iowa (hereinafter referred to as the "manufacturer").

(b) *Manufacturer's maximum price.* The manufacturer's maximum price of Pella casement windows which have a wooden sash and steel frame with a steel rolling window screen and double glazing on and after the effective date of this order shall be the manufacturer's maximum price under Maximum Price Regulation No. 591 plus 7 per cent.

(c) *Resellers' maximum price.* Resellers may add to their presently established prices of Pella casement windows manufactured by the Rolscreen Company, the dollars-and-cents increase charged them by the manufacturer pursuant to Section (b) of this order.

(d) Manufacturer and resellers must maintain customary discounts, allowances, and handling and delivery charges.

(e) *Notification.* At the time of or prior to the first invoice to the purchaser for resale, the manufacturer shall furnish such purchaser with a copy of this order.

(f) *Definition.* Reseller means a person who buys and resells Pella casement windows manufactured by the manufacturer.

(g) *Applicability.* The maximum prices established by this order are applicable to all sales and deliveries of Pella casement windows, subject to this order, made in the continental United States.

(h) All requests not granted herein are denied.

(i) This order may be amended, modified, or revoked at any time.

(j) This order shall become effective immediately.

Issued this 27th day of May 1946.

R. E. WALTERS,
Regional Administrator.

[F. R. Doc. 46-10157; Filed, June 13, 1946; 4:37 p. m.]

[San Francisco Order G-3 Under RMPR 259]

DOMESTIC MALT BEVERAGES IN SAN FRANCISCO, CALIF., DISTRICT

For the reasons set forth in the accompanying opinion, it is hereby ordered:

SECTION 1. *What the order does.* In accordance with the provisions of section 4.1 (c) of Revised Maximum Price Regulation 259, as amended, this order establishes a base delivery zone for wholesalers of bottled and canned domestic malt beverages by establishing a common center point, or the geographic limits, or both, of such a zone.

SEC. 2. *Where this order applies.* This order covers the Counties of Fresno (except the cities or towns of Coalinga, Florence Lake, Cedar Crest, Lakeshore, Huntington Lake, Big Creek, Camp Sierra, Shaver Lake and Dinkey Creek) and Madera (except the cities or towns of Sugar Pine, Minarets and Bass Lake).

SEC. 3. *Applicability*—(a) *Within the base delivery zone.* No wholesaler located within the base delivery zone described in section 2 of this order may charge for delivery within such described base delivery zone. Such sellers' ceiling prices for sales may not exceed the ceiling prices figured in accordance with the provisions of Revised Maximum Price Regulation 259, as amended.

(b) *Outside the base delivery zone.* Such sellers, located in the base delivery zone defined in section 2 of this order, may charge in addition to their ceiling prices for bottled and canned malt beverages for delivery outside the area described in section 3 (a), in accordance with the applicable provisions of Revised Maximum Price Regulation 259, as amended. The charges which may be added are:

Distance beyond base delivery zone:	*Permitted delivery chg. (cents per case)*
20 miles or less	3
More than 20 miles but less than 40 miles	6
40 miles or more but less than 60 miles	9
60 miles or more but less than 80 miles	12
80 miles or more but less than 100 miles	15
100 miles or more but less than 120 miles	18
120 miles or more but less than 140 miles	21
140 miles or more	24

(c) *Wholesalers located outside the base delivery zone.* This order shall not apply to wholesalers located outside the area described in section 2 of this order.

SEC. 4. *Definitions.* Unless the context otherwise requires, the definitions set forth in section 302 of the Emergency Price Control Act of 1942, as amended, and in Revised Maximum Price Regulation 259, as amended, shall apply to the terms used herein.

This order shall become effective May 10, 1946.

Issued this 5th day of May 1946

E. J. BENNETT,
District Director.

[F. R. Doc. 46-10144; Filed, June 13, 1946; 4:35 p. m.]

[Region VII Order G-5 Under RMPR 251, Amdt. 1]

INSTALLED INSULATION IN NEW MEXICO

Order No. G-5 under Revised Maximum Price Regulation No. 251, Amendment 1. Construction services and sales of installed building materials. Docket No. 7-251-9-6 (a).

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to the authority vested in the Regional Administrator of Region VII of the Office of Price Administration by the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and by section 9 of Revised Maximum Price Regulation No. 251, Order No. G-5 under Revised Maximum Price Regulation No. 251, sales of installed insulation in the State of New Mexico, is hereby amended in the following respects:

1. In section 4 strike all of the tables showing maximum prices per square foot of area appearing as pages 3, 4, 5, 6 and 7 of the order and insert in lieu thereof the following:

MAXIMUM PRICES PER SQUARE FOOT OF AREA

Categories	Table 1 Mineral wool 4" depth	Table 2 Expanded mica and other mineralized materials containing minerals in excess of 50%—4" depth	Table 3 Loose materials containing chemicals in excess of 25% fire resistant not less than 1,200°	Table 4 Other loose materials 4" depth	Table 5 Batts or blankets 3" thickness or over
EXPOSED CEILINGS					
(1) Open attics with over 24" clearance to roof—drawing 1	$0.14	$0.12	$0.09	$0.06	$0.14
(2) Under flat built up roofs (suspended ceiling); open blowing conditions (price includes cost of opening and closing for area)—drawing 2	.15	.13	.10	.07	.15
COVERED CEILINGS (Prices include the cost of removing and replacing flooring)					
(3) Open attics with a single rough flooring and accessible—drawing 3	.15	.13	.10	.07	.15
(4) Open attics with finished single floors—drawing 4	.15	.13	.10	.07	.15
(5) Open attics with double floors, the top floor finished	.18	.16	.13	.10	.18
FLAT CEILINGS IN CLOSED SPACES					
(6) Flat ceilings in closed spaces under pitched or sloping roofs where opening in roof is necessary, such as pocket areas behind knee walls, areas under roof ridges or extensions which are practically flat—drawing 6:					
(a) Unfloored	.14	.12	.09	.06	.14
(b) Floored:					
(i) With single rough floor	.15	.13	.10	.07	.15
(ii) With single finished floor	.15	.13	.10	.07	.15
(iii) With double finished floor	.16	.14	.11	.08	.16
(7) Ceilings in closed space under ridge or pitched roofs, where openings for the full length of ridge are necessary because of small clearance between ridge and ceiling areas. Drawing 7.—Unfloored	.14	.12	.09	.06	.14
(8) Flat built up roof type including row house construction and commercial buildings.—Drawing 8	.14	.12	.09	.06	.14
(9) Flat roof decks covered with tin, copper or canvas.—Drawing 9	.15	.13	.10	.07	.15
(10) Overhang.—Drawing 10	.15	.13	.10	.07	.15
(11) Dormer tops.—Drawing 11	.14	.12	.09	.06	.14
(12) Bay window top or bottom.—Drawing 12:					
(a) Top	.14	.12	.09	.06	.14
(b) Bottom	.16	.14	.11	.08	.16
FLOORS (Prices do not include cost of opening and closing) (Prices do not include cost of retaining material)					
(13) Any exposed floors over garage ceilings, open porches or similar types of areas where the under side of the area to be insulated is closed and finished—Drawing 13	.16	.14	.11	.08	.16
(14) Any exposed floors where the areas to be insulated are not closed and finished and where retaining materials are required—Drawing 14	.15	.13	.10	.07	.15

Categories	Table 1 Mineral wool 4" depth	Table 2 Expanded mica and other mineralized materials containing minerals in excess of 50%—4" depth	Table 3 Loose materials containing chemicals in excess of 25% fire resistant not less than 1,200°	Table 4 Other loose materials 4" depth	Table 5 Batts or blankets 3" thickness or over
FLOORS OVER UNEXCAVATED AREAS (Prices do not include cost of retaining material)					
(15) Batts and blankets. Drawing 15					$0.18
(16) 4" fill blown in over retaining material—Drawing 16	$0.16	$0.14	$0.11	$0.08	.16
SLOPING AREAS (Prices do not include opening or closing)					
(17) All slopes where closed and finished on the interior side of the rafters—Drawing 17	.16	.14	.11	.08	.16
(18) Open rafters and slopes where batts or blankets are used, such as pocket outside of knee walls where blow is impracticable—Drawing 18					.17
(19) Open rafters and slopes. Application of batts or blankets.—Drawing 19. (No retainer used)					.17
KNEE WALLS, PARTITIONS, AND STAIRWELLS AND APPURTENANCES					
(20) Interior plastered walls where no decoration is necessary except plaster patching.—Drawing 20. (Price includes opening and closing of plastered walls)	.17	.15	.12	.09	.17
(21) Knee walls.—Drawing 21:					
(a) Batts and blankets					.16
(b) Blown	.14	.12	.09	.06	.14
(22) Knee walls not accessible.—Drawing 22	.20	.18	.15	.12	.20
(23) Stairwells and appurtenances. (Price include opening and closing of plastered wall):					
(a) Soffits.—Drawing 23	.19	.17	.14	.11	.19
(b) Walls (measurement of walls may be taken as rectangular from floor to ceiling)	.17	.15	.12	.09	.17
EXTERIOR WALLS (Prices include cost of opening and closing)					
(24) Exterior walls with inner finish whose outer surfaces are composed of.—(Drawing 24 to 30):					
(a) Wood or asphalt shingles	.19	.17	.14	.11	.19
(b) Wood clapboard	.24	.22	.19	.16	.24
(c) Brick or stone veneer	.24	.22	.19	.16	.24
(d) Stucco	.24	.22	.19	.16	.24
(e) Asbestos cement shingles	.22	.20	.17	.14	.22
(f) Insulated brick and stone novelty siding	.22	.20	.17	.14	.22
(25 and 26) Gable and end walls with inner finish—Drawings 25, 26, and 27. Apply the prices listed under Categories 24 (a) to 24 (f), inclusive, depending upon the type of outer finish.					
(27) Gable and end walls without inner finish—Drawings 25, 26, and 27—(batts or blankets)					.18
(28) Dormer cheeks and faces with inner finish—Drawings 28 and 29	.17	.15	.12	.09	.17
(29) Dormer cheeks and faces without inner finish—Drawings 28 and 29—(batts or blankets)					.18

NOTE: The maximum prices listed above in tables 1, 2, 3, and 4 are based upon an insulation thickness of 4 inches. For each inch of insulation over 4 inches, when ordered by the purchaser, the seller may make the following additional charges: 2¢ per square foot for flat areas, 2½¢ per square foot for vertical areas, and 2½¢ per square foot for sealed slopes, while for each inch of thickness under 4 inches, the seller shall deduct 1½¢ per square foot. A ¾ inch tolerance may be allowed with respect to any such measurements.

The maximum prices listed above in table 5 are based upon an insulation thickness of 3 inches and over. For each inch or fraction of an inch of thickness of batts and blankets under 3 inches, the seller shall deduct 1½¢ per square foot.

Where a machine or crew of two or more workers is used on installed insulation jobs, and the total charge as determined in accordance with the maximum prices listed in the tables set forth above is $40 or less, the seller may make an additional charge of $10 for the job.

2. This Amendment No. 1 to Order G-5 shall become effective June 7, 1946.

Issued this 28th day of May 1946.

ARTHUR S. BRODHEAD,
Acting Regional Administrator.

[F. R. Doc. 46-10154; Filed, June 13, 1946; 4:38 p. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register June 12, 1946.

Region III

Louisville Order 19-F, Amendment 32, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 10:07 a. m.

Louisville Order 28-F, Amendment 12, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 10:08 a. m.

Louisville Order 31-F, Amendment 2, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 10:09 a. m.

Louisville Order 32-F, Amendment 2, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 10:09 a. m.

Louisville Order 33-F, Amendment 2, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 10:10 a. m.

Louisville Orders 26 and 27, Amendments 12 and 13, covering dry groceries in Jefferson county, Kentucky and Clark and Floyd counties, Indiana. Filed 10:14 and 10:15 a. m.

Louisville Orders 4-W and 5-W, Amendments 12 and 11, covering dry groceries in Jefferson county, Kentucky and Clark and Floyd counties, Indiana. Filed 10:10 and 10:11 a. m.

Louisville Order 6-W, Amendment 12, covering dry groceries in certain counties in Kentucky. Filed 10:12 a. m.

Louisville Order 10-W, covering dry groceries in certain counties in Kentucky. Filed 10:13 a. m.

Region IV

Memphis Order 20-C, Amendment 3, covering poultry in the Memphis area, Zone 21. Filed 10:45 a. m.

Region V

Oklahoma City Orders 18 and 6-W, Amendment 4, covering dry groceries for Groups 1 and 2 stores. Filed 10:02 a. m.

Oklahoma City Orders 18 and 6-W, Amendment 5, covering dry groceries for Groups 1 and 2 stores. Filed 10:03 a. m.

Oklahoma City Orders 2-C and 1-O, covering poultry and eggs in Oklahoma, Tulsa and Muskogee counties, Oklahoma. Filed 10:02 a. m.

Region VI

Des Moines Order 4-F, Amendment 37, covering fresh fruits and vegetables in certain counties in Iowa and the city of South Sioux City, Nebraska. Filed 10:03 a. m.

Des Moines Order 5-F, Amendment 37, covering fresh fruits and vegetables in certain areas in Iowa. Filed 10:04 a. m.

Des Moines Order 6-F, Amendment 37, covering fresh fruits and vegetables in certain counties in Iowa. Filed 10:04 a. m.

Des Moines Order 7-F, Amendment 37, covering fresh fruits and vegetables in certain counties in Iowa and certain cities in Illinois. Filed 10:05 a. m.

Fargo Order 5-F, Amendment 1, covering fresh fruits and vegetables in certain counties in North Dakota. Filed 10:06 a. m.

Fargo Order 6-F, Amendment 1, covering fresh fruits and vegetables in certain areas in North Dakota. Filed 10:07 a. m.

Fargo Order 8-F, covering fresh fruits and vegetables in certain counties in North Dakota and the city of East Grand Forks in Polk county, Minnesota. Filed 9:59 a. m.

Fargo Order 39, Amendment 6, covering dry groceries in certain counties in North Dakota and Minnesota. Filed 10:00 a. m.

Omaha Order 7-C, Amendment 5, covering poultry in Omaha in Douglas county and Lincoln in Lancaster county, Nebraska. Filed 10:00 a. m.

Twin Cities Order 3-F, Amendment 36, covering fresh fruits and vegetables in Duluth and Proctor, Minnesota and Superior, Wisconsin. Filed 10:01 a. m.

Twin Cities Order 6-F, Amendment 7, covering fresh fruits and vegetables in certain areas in Minnesota. Filed 10:01 a. m.

Twin Cities Order 7-F, Amendment 20, covering fresh fruits and vegetables in certain counties in Minnesota. Filed 9:58 a. m.

Twin Cities Order 8-F, Amendment 19, covering fresh fruits and vegetables in certain counties in Minnesota. Filed 9:58 a. m.

Twin Cities Order 4-C, Amendment 9, covering poultry in cities of Duluth and Proctor in St. Louis county, Minnesota. Filed 9:57 a. m.

Twin Cities Order 3-C, Amendment 14, covering poultry in certain areas in Minnesota. Filed 9:57 a. m.

Twin Cities Order 3-O, Amendment 5, covering eggs in certain areas in Minnesota. Filed 9:56 a. m.

Region VIII

Portland Order 32-F, Amendment 31, covering fresh fruits and vegetables in certain areas in Oregon. Filed 9:55 a. m.

Portland Order 33-F, Amendment 31, covering fresh fruits and vegetables in Roseburg, Grants Pass, Ashland, Lakeview, Oregon area. Filed 9:55 a. m.

Portland Order 34-F, Amendment 30, covering fresh fruits and vegetables in Astoria, Coos Bay, Oregon area. Filed 9:54 a. m.

Portland Order 35-F, Amendment 31, covering fresh fruits and vegetables in Florence, Reedsport, Coquille, Oregon area. Filed 9:54 a. m.

Portland Order 36-F, Amendment 31, covering fresh fruits and vegetables in cities of Bend and Pendleton, Oregon. Filed 9:49 a. m.

Portland Order 37-F, Amendment 31, covering fresh fruits and vegetables in La Grande, Baker, Redmond, Heppner, Oregon area. Filed 9:49 a. m.

Portland Order 38-F, Amendment 31, covering fresh fruits and vegetables in Haines, Wallowa, Enterprise, Oregon area. Filed 9:50 a. m.

Portland Order 39-F, Amendment 31, covering fresh fruits and vegetables in Albany, Corvallis Eugene, Oregon area. Filed 9:50 a. m.

Portland Order 42-F, Amendment 32, covering fresh fruits and vegetables in certain cities in Oregon. Filed 9:50 a. m.

Portland Order 43-F, Amendment 11, covering fresh fruits and vegetables in Kelso, Salem, The Dalles, Clatskanie, Forest Grove, Oregon area. Filed 9:49 a. m.

Spokane Order 20-F, Amendment 19, covering fresh fruits and vegetables in certain areas of Spokane county, Washington and Kootenai county, Idaho. Filed 9:51 a. m.

Spokane Order 21-F, Amendment 19, covering fresh fruits and vegetables in certain areas of Shoshone and Kootenai counties, Idaho. Filed 9:52 a. m.

Spokane Order 22-F, Amendment 19, covering fresh fruits and vegetables in certain areas of Latah county, Idaho and Whitman county, Washington. Filed 9:52 a. m.

Spokane Order 23-F, Amendment 19, covering fresh fruits and vegetables in certain areas of Asotin county, Washington and Nez Perce county, Idaho. Filed 9:53 a. m.

Spokane Order 24-F, Amendment 19, covering fresh fruits and vegetables in certain areas of Columbia, Walla Walla, Benton and Franklin counties, Washington. Filed 9:54 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46-10260; Filed, June 14, 1946; 4:32 p. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register June 13, 1946.

Region I

Concord Order 9-F, Amendment 60, covering fresh fruits and vegetables in certain areas in New Hampshire. Filed 10:19 a. m.

Concord Order 10-F, Amendment 19, covering fresh fruits and vegetables in certain areas in New Hampshire. Filed 10:10 a. m.

Concord Order 11-F, Amendment 19, covering fresh fruits and vegetables in certain areas in New Hampshire. Filed 10:20 a. m.

Concord Order 12-F, Amendment 19, covering fresh fruits and vegetables in Coos county and certain towns in Grafton county. Filed 10:20 a. m.

Providence Order 3-F, Amendment 58, covering fresh fruits and vegetables in Providence, Rhode Island, Metropolitan area. Filed 10:21 a. m.

Providence Order 4-F, Amendment 22, covering fresh fruits and vegetables in Rhode Island excepting the Providence Metropolitan area and Town of New Shoreham. Filed 10:21 a. m.

Region II

New York Order 14-F, Amendment 18, covering fresh fruits and vegetables in the Five Boroughs of New York City. Filed 10:22 a. m.

New York Order 15-F, Amendment 18, covering fresh fruits and vegetables in Nassau and Westchester counties, New York. Filed 10:23 a. m.

New York Order 16-F, Amendment 18, covering fresh fruits and vegetables in Dutchess, Orange, Putnam, Rockland, Suffolk and Ulster, N. Y. Filed 10:23 a. m.

Region III

Detroit Order 10-F-Appendix A, Amendment 58, covering fresh fruits and vegetables in Wayne and Macomb counties, Michigan. Filed 10:24 a. m.

Detroit Order 10-F-Appendix B, Amendment 59, covering fresh fruits and vegetables in certain counties in Michigan. Filed 10:24 a. m.

Detroit Order 10-F-Appendix C, Amendment 60, covering fresh fruits and vegetables in certain counties in Michigan. Filed 10:25 a. m.

Louisville Order 12-F, Amendment 72, covering fresh fruits and vegetables in Jefferson county, Kentucky and Clark and Floyd counties, Indiana. Filed 10:25 a. m.

Louisville Order 17-F, Amendment 38, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 10:26 a. m.

Louisville Order 18-F, Amendment 32, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 10:27 a. m.

Louisville Orders 28 and 30, Amendments 11 and 12, covering dry groceries in certain counties in Kentucky. Filed 10:15 and 10:16 a. m.

Louisville Orders 32 and 36, Amendments 10 and 5, covering dry groceries in certain counties in Kentucky. Filed 10:16 and 10:17 a. m.

Louisville Order 37, covering dry groceries in certain counties in Kentucky. Filed 10:18 a. m.

Louisville Order 38, covering dry groceries in certain counties in Kentucky. Filed 10:18 a. m.

Region IV

Jacksonville Order 13-F, Amendment 9, covering fresh fruits and vegetables in certain areas in Florida. Filed 10:27 a. m.

Jacksonville Order 14-F, Amendment 31, covering fresh fruits and vegetables in the city of Jacksonville, Florida. Filed 10:28 a. m.

Jacksonville Order 15-F, Amendment 6, covering fresh fruits and vegetables in the city of Pensacola, Florida. Filed 10:28 a. m.

Region VI

Chicago Order 2-F, Amendment 117, 119 covering fresh fruits and vegetables in Cook, DuPage, Kane, Lake, McHenry counties, Illinois and Lake county, Indiana. Filed 10:29 a. m.

Chicago Order 6-C, Amendment 20, covering poultry in Cook county, Illinois. Filed 10:29 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46-10261; Filed, June 14, 1946; 4:29 p. m.]

[Region II 2d Rev. Adopting Order 1 Under Basic Order 1 Under Gen. Order 68]

WESTERN SOFTWOOD PLYWOOD IN NEW JERSEY, MARYLAND, DELAWARE, DISTRICT OF COLUMBIA, EASTERN PENNSYLVANIA, AND NEW YORK

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and under the authority vested in the Regional Administrator of Region II by the Emergency Price Control Act of 1942, as amended, by General Order 68 as amended, and by Revised Procedural Regulation No. 1, it is hereby ordered:

SECTION 1. *What this order covers.* This second revised adopting order under Basic Order No. 1 as amended, under General Order 68 as amended, covers all retail sales of the sizes and types of plywood listed in the annexed price tables made by sellers located in the States of Delaware, Maryland, and New Jersey, and the District of Columbia, and in the State of New York, except the counties of Niagara, Erie, Chautauqua and Cattaraugus, and the State of Pennsylvania except the counties of Warren, Forrest, Clarion, Armstrong, Westmoreland, Washington, Beaver, Butler, Allegheny, Lawrence, Mercer, Crawford, Erie and Venango. The territory covered by this Revised Adopting Order is that in which the carload freight rate on plywood from Seattle, Washington, is 94½¢ per cwt. All provisions of Basic Order No. 1 as amended, under General Order No. 68 as amended, are adopted in this order and are just as much a part of this order as if specifically set forth herein. If said Basic Order No. 1 is further amended in any respect the provisions of said order as amended shall likewise without further action become part of this order. All persons subject to this adopting order are also subject to Basic Order No. 1 as amended under General Order No. 68 as amended, and should be familiar with the provisions of said order. This second revised adopting order supersedes Revised Adopting Order No. 1 under Basic Order No. 1 under General Order 68 issued January 17, 1946, and effective February 1, 1946, and said Revised Adopting Order No. 1 under Basic Order No. 1 under General Order 68 is revoked as of the effective date of this order.

SEC. 2. *Definition of retail sales.* A retail sale means any sale to the ultimate consumer, or to a contractor for installation rather than resale, except where the sale is made by a plywood manufacturer, or a plywood distribution plant who in 1941 received more than 20 percent of its dollar income from the sales of plywood or veneer of any kind. These latter types of sales remain subject to the provisions of 3d Rev. MPR 13.

SEC. 3. *Definition of construction items.* Construction items as the term is used in this order, means plywood items described as follows:

Moisture-resistant type

Plyscord (sheathing): 5/16", 3/8", 1/2" and 5/8" rough.

Wallboard: 5/16" S2S to 1/4", 5/16" S2S to 3/8".

Sound 1 Side: 5/16" S2S to 1/4", 5/16" S2S to 3/8".

Sound 2 Sides: 5/16" S2S to 1/4".

Exterior type

Sound 1 Side: 1/4" sanded, 5/16" unsanded; 3/8" sanded, 5/16" unsanded.

Sound 2 Sides: 1/4" sanded, 5/16" unsanded.

SEC. 4. *Maximum prices.* Maximum prices as herein set forth are different for each of two classes of retailers:

Class I retailers are those who since June 20, 1945, purchased or purchase at least one carload of plywood on direct mill shipment. Any shipment which comes directly from the mill without becoming an integral part of the stock of a distribution plant or a retail yard is a direct mill shipment no matter who the seller is.

Class II retailers are all other retail sellers, principally those who buy their plywood from distribution plants.

Maximum prices for class I retailers on construction items in quantities under 1,000 square feet are set forth in Table I-A. Maximum prices for Class I retailers on all other items in quantities under 1,000 square feet are set forth in Table I-B. Maximum prices for Class I retailers on construction items in quantities of 1,000 square feet or over are set forth in column I-C. Maximum prices for Class I retailers on all other items in quantities of 1,000 square feet or over are set forth in Table I-D. Maximum prices for Class II retailers for construction items in quantities under 1,000 square feet are set forth in Table II-A. Maximum prices for Class II retailers for all other items in quantities under 1,000 square feet are set forth in Table II-B. Maximum prices for Class II retailers for construction items in quantities of 1,000 square feet or over are set forth in Table II-C. Maximum prices for Class II retailers for all other items in quantities of 1,000 square feet or over are set forth in Table II-D. Tables I-A, I-B, I-C, I-D, II-A, II-B, II-C, and II-D, are hereto annexed and made a part of this order.

SEC. 5. *Additions for delivery.* The above prices include all charges and additions for delivery in the seller's free delivery zone as recognized by him during March 1942. No deduction need be made if the purchaser elects to do his own delivery. If delivery is made outside the free delivery zone, the seller may add for delivery as prescribed in sections 4 and 5 of 3d Rev. MPR 13, namely the amount computed by multiplying the estimated weights in section 22 of 3d Rev. MPR 13 by the applicable rail freight rate. Any

addition for delivery must be shown separately on the invoice.

SEC. 6. *Discounts and allowances.* The maximum prices in this order include all commissions. All customary discounts for cash must be continued. Differentials in price based on quantity sold must be observed as set forth in the price tables.

SEC. 7. *Relationship of this order to Basic Order No. 1 as amended, under General Order No. 68 as amended and to 3d Rev MPR 13.* As previously stated all provisions of Basic Order No. 1 as amended, are adopted by this order. The maximum prices fixed by this order supersede any maximum price or pricing method previously established by any other regulation or order and specifically by 3d Rev. MPR 13. Except to the extent that they are inconsistent with the provisions of this order all other provisions of 3d Rev. MPR 13 shall remain applicable to sales covered by this order.

SEC. 8. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of his list of maximum prices as fixed by this order in each of his places of business within the area covered by this order. Class I sellers shall post Tables I–A, I–B, I–C, I–D and Class II sellers shall post Tables II–A, II–B, II–C, II–D. Posting of Tables II–A, II–B, II–C, II–D, by Class I sellers is a violation of this order.

SEC. 9 (a). *Records and sales slips.* The provisions of section (c) of Basic Order No. 1 covering sales slips and records are adopted in and applicable to this order as though specifically set forth herein; and also on any sale of $50.00 or more each seller, regardless of previous custom, must keep records showing at least the following:

(1) Name and address of buyer.
(2) Date of transaction.
(3) Place of delivery.
(4) Complete description of each item sold and price charged.

(b) *Maximum prices for insufficiently described items.* Where the seller's records or sales slip upon a sale of any commodity covered by this order in the area covered by this order, do not contain a sufficiently complete description to identify the exact nature, type, size, or quantity of the commodity, and thus determine the maximum price fixed by the applicable table of this order, the maximum price applicable to such sale shall be the lowest maximum price which can be computed under the applicable table of this order in accordance with the incomplete description.

SEC. 10. *Revocation or amendment.* This order may be revised, amended, revoked or modified at any time by the Regional Administrator or the Price Administrator.

This order shall be effective as of March 30, 1946.

Issued this 27th day of May 1946.

LEO F. GENTNER,
Regional Administrator.

For sellers who purchase plywood in carload quantities, located in the States of Delaware, Maryland, New Jersey, the District of Columbia, and those portions of the States of New York and Pennsylvania where the carload freight rate on plywood from Seattle, Washington, is 94½¢ per CWT. (See section 1 of order).

TABLE I-A—MAXIMUM PRICES FOR SALES OF CONSTRUCTION ITEMS OF DOUGLAS FIR PLYWOOD BY CLASS I RETAILERS

[For quantities sold under 1,000 square feet. Price per square foot]

Thickness—Widths to 48" (except plypanel); lengths to 96" [1]	Plyscord	Plywood	Plypanel [1]		Exterior grades	
			Sound 2 sides	Sound 1 side	Sound 2 sides	Sound 1 side
	Cents	*Cents*	*Cents*	*Cents*	*Cents*	*Cents*
¼" 3-ply	6½	7	8	7½	9¾	9½
5/16" 3-ply	7½	8¼		9¾		
⅜" 3-ply	9¾					
½" 3 or 5-ply	12					
⅝" 3 or 5-ply						

TABLE I-B—MAXIMUM PRICES FOR SALES OF ALL OTHER ITEMS OF DOUGLAS FIR PLYWOOD BY CLASS I RETAILERS

Thickness—Widths to 48" (except plypanel); [1] lengths to 96" [2]	Plywall	Plyform	Plypanel [1] sound 2 sides [2]	Exterior grades			
				Marine	Sound 2 sides	Industrial	Sound 1 side
	Cents	*Cents*	*Cents*	*Cents*	*Cents*	*Cents*	*Cents*
¼" 3-ply		8¼		10¼		8½	
5/16" 3-ply			9	12⅝	11¾	11	
⅜" 5-ply	10¾	14¼	12	18¾	16¾	16	14¾
½" 5-ply		16¾	14¼	21¾	19	18¾	17
⅝" 5-ply		18½	16¼	24½	22½	22¾	21¼

[1] Plypanel prices are for widths over 36" through 48"; for widths over 24" through 36" deduct ¼¢ per square foot; for widths 24" and under deduct ½¢ per square foot.
[2] For plypanel sound 1 side deduct from the Sound 2 side price ½¢ per square foot except for ⅜" 3-ply.
[3] For widths over 48" through 60" (except plywall) add 1¼¢ per square foot. For lengths over 8' through 9' add 1¢ per square foot. For lengths over 9' through 10' add 1¾¢ per square foot. For lengths over 10' through 11' add 2½¢ per square foot. For lengths over 11' through 12' add 2¾¢ per square foot.

For sellers who purchase plywood in carload quantities, located in the States of Delaware, Maryland, New Jersey, the District of Columbia, and those portions of the States of New York and Pennsylvania where the carload freight rate on plywood from Seattle, Washington, is 94½¢ per CWT. (See section 1 of order).

TABLE I-C—MAXIMUM PRICES FOR SALES OF CONSTRUCTION ITEMS OF DOUGLAS FIR PLYWOOD BY CLASS II RETAILERS

[For quantities sold 1,000 square feet or over. Price per 1,000 square feet]

Thickness—Widths to 48" (except plypanel); [1] lengths to 96" [2]	Plyscord	Plywall	Plypanel [1]		Exterior grades	
			Sound 2 sides	Sound 1 side	Sound 2 sides	Sound 1 side
¼" 3-ply		$65.40	$73.80	$69.90	$85.40	$81.50
5/16" 3-ply	$60.00					
⅜" 3-ply	69.00	81.85		85.70		
½" 3 or 5-ply	90.75					
⅝" 3 or 5-ply	111.25					

TABLE I-D—MAXIMUM PRICES FOR SALES OF ALL OTHER ITEMS OF DOUGLAS FIR PLYWOOD BY CLASS I RETAILERS

Thickness—Widths to 48" (except plypanel); [1] lengths to 96" [2]	Plywall	Plyform	Plypanel [1] sound 2 sides [2]	Exterior grades			
				Marine	Sound 2 sides	Industrial	Sound 1 side
¼" 3-ply		$74.80		$91.70		$78.50	
5/16" 3-ply			$82.15	117.40	$98.65	101.15	
½" 5-ply	$99.70	131.40	110.90	168.85	148.90	145.95	126.00
⅝" 5-ply		149.05	130.30	195.50	175.45	172.55	153.60
¾" 5-ply		167.20	149.00	226.40	206.35	201.40	181.45

[1] Plypanel prices are for widths over 36" through 48"; for widths over 24" through 36" deduct $2.40 per M square feet; for widths 24" and under, deduct $4 per M square feet.
[2] For plypanel sound 1 side, deduct from the sound 2 sides price $3.70 per M square feet except for ⅜" 3-ply.
[3] For widths over 48" through 60" (except plywall) add $11.75 per M square feet. For lengths over 8' through 9' add $7.75 per M square feet. For lengths over 9' through 10' add $11.75 per M square feet. For lengths over 10' through 11' add $19.45 per M square feet. For lengths over 11' through 12' add $23.45 per M square feet.

For sellers who purchase plywood in carload quantities, located in the States of Delaware, Maryland, New Jersey, the District of Columbia, and those portions of the States of New York and Pennsylvania where the carload freight rate on plywood from Seattle, Washington, is 94½¢ per CWT. (See section 1 of order).

TABLE II-A—MAXIMUM PRICES FOR SALES OF CONSTRUCTION ITEMS OF DOUGLAS FIR PLYWOOD BY CLASS II RETAILERS

[For quantities sold under 1,000 square feet. Price per square foot]

Thickness—Widths to 48" (except plypanel); [1] lengths to 96" [2]	Plyscord	Plywall	Plypanel [1]		Exterior grades	
			Sound 2 sides	Sound 1 side	Sound 2 sides	Sound 1 side
	Cents	*Cents*	*Cents*	*Cents*	*Cents*	*Cents*
¼" 3-ply	6¾	7½	7½	8	9¾	9
5/16" 3-ply	8	9¼		9¾		11¾
⅜" 3-ply	10¼					
½" 3 or 5-ply	12¾					

TABLE II-B—MAXIMUM PRICES FOR SALES OF ALL OTHER ITEMS OF DOUGLAS FIR PLYWOOD BY CLASS II RETAILERS

Thickness—Widths to 48" (except plypanel); [1] lengths to 96" [2]	Plywall	Plyform	Plypanel [1] sound 2 sides	Exterior grades			
				Marine	Sound 2 sides	Industrial	Sound 1 side
	Cents	*Cents*	*Cents*	*Cents*	*Cents*	*Cents*	*Cents*
¼" 3-ply		8¾		11		9	
5/16" 3-ply			9½	13¾	12	11¾	
⅜" 5-ply	11½	15¼	12¾	19¼	17¼	17	16½
½" 5-ply		17¾	15¼	22¾	20½	20	19¾
⅝" 5-ply		19½	17¼	26½	24	23¾	23¼

[1] Plypanel prices for widths over 36" through 45"; for widths over 24" through 36" deduct ¼¢ per square foot; for widths 24" and under deduct ½¢ per square foot.
[2] For plypanel Sound 1 side deduct from the Sound 2 sides price ½¢ per square foot except for ⅜" 3-ply.
[3] For widths over 48" through 60" (except plywall) add 1½¢ per square foot; for lengths over 8' through 9' add 1¢ per square foot; for lengths over 9' through 10' add 1½¢ per square foot; for lengths over 10' through 11' add 2¼¢ per square foot; for lengths over 11' through 12' add 2¾¢ per square foot.

For sellers who purchase plywood in carload quantities, located in the States of Delaware, Maryland, New Jersey, the District of Columbia, and those portions of the States of New York and Pennsylvania where the carload freight rate on plywood from Seattle, Washington, is 94½¢ per CWT. (See section 1 of order).

TABLE II-C—MAXIMUM PRICES FOR SALES OF CONSTRUCTION ITEMS OF DOUGLAS FIR PLYWOOD BY CLASS II RETAILERS

[For quantities sold 1,000 square feet or over. Price per 1,000 square feet]

Thickness—Widths to 48" (except plypanel); [1] lengths to 96" [2]	Plyscord	Plywall	Plypanel [1]		Exterior grades	
			Sound 2 sides	Sound 1 side	Sound 2 sides	Sound 1 side
¼" 3-ply		$70.45	$79.50	$75.35	$92.00	$85.75
5/16" 3-ply	$64.65					
⅜" 3-ply	75.00	88.20		92.35		110.45
½" 3 or 5-ply	97.80					
⅝" 3 or 5-ply	119.90					

TABLE II-D—MAXIMUM PRICES FOR SALES OF ALL OTHER ITEMS OF DOUGLAS FIR PLYWOOD BY CLASS II RETAILERS

Thickness—Widths to 48" (except plypanel); [1] lengths to 96" [2]	Plywall	Plyform	Plypanel [1] sound 2 sides [2]	Exterior grades			
				Marine	Sound 2 sides	Industrial	Sound 1 side
¼" 3-ply		$81.35		$103.00		$85.35	
5/16" 3-ply			$89.35	127.70	$113.15	110.00	
½" 5-ply	$108.45	142.90	119.95	183.60	161.90	158.70	$155.50
⅝" 5-ply		162.10	141.70	212.60	190.80	187.65	184.45
¾" 5-ply		181.85	162.05	246.20	224.40	221.20	218.00

[1] Plypanel prices are for widths over 36" through 48"; for widths over 24" through 36" deduct $2.90 per M square feet; for widths 24" and under deduct $4.35 per M square feet.
[2] For plypanel sound 1 side deduct from plypanel Sound 2 side prices $4.00 per M square feet except for ⅜" 3-ply.
[3] For widths over 48" through 60" (except plywall) add $12.75 per M square feet; for lengths over 8' through 9' add $8.50 per M square feet; for lengths over 9' through 10' add $12.75 per M square feet; for lengths over 10' through 11' add $21.15 per M square feet; for lengths over 11' through 12' add $25.50 per M square feet.

[F. R. Doc. 46-10146; Filed, June 13, 1946; 4:36 p. m.]

[Region VII Order G-1 Under RMPR 251, Amdt. 1]

RE-ROOFING MATERIALS IN COLORADO

Order No. G-1 under Revised Maximum Price Regulation No. 251, Amendment 1. Construction services and sales of installed building materials. Docket No. 7-251-9-2a.

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to the authority vested in the Regional Administrator of Region VII of the Office of Price Administration by the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and by section 9 of Revised Maximum Price Regulation No. 251, Order No. G-1 under Revised Maximum Price Regulation No. 251, sales of re-roofing materials on an installed basis in the Colorado Area is hereby amended in the following respects:

1. In section 4 strike all of Table I—re-roofing prices—as it appears on page 3 of the order and insert in lieu thereof the following:

(A) TABLE I—INSTALLED RE-ROOFING PRICES

	Per square
12" (3 tab) asphalt, 210–219 lbs	$13.25
15" (3 in. linethick butt), 210 lbs	13. 25
12½" hex asphalt shingle, 187 lbs	12. 25
11½" hex asphalt, 167 lbs	11. 75
Re-roofer type shingle, 160–162 lbs	11. 75
Split roll roofing, diamond point or stagger edge, etc., 105 lbs	9. 25
Roll roofing mineral surfaced, 90 lbs	7. 75
Asbestos shingles, 260–290 lbs	26. 50
Asbestos Dutch lap, 16" x 16"	25. 50
Standard individual composition shingles, 325 lbs	14. 25
Wood shingles 5/2–16" (unstained), No. 1	12. 75

The above prices include nails, mastic and flashing around chimneys and vents.

2. This Amendment No. 1 to Order No. G-1 shall become effective May 15, 1946.

Issued this 10th day of May 1946.

ARTHUR S. BRODHEAD,
Acting Regional Administrator.

[F. R. Doc. 46-10153; Filed, June 13, 1946; 4:37 p. m.]

[Region VII Order G-9 Under RMPR 251]

PLUMBING SERVICES AND SALES OF INSTALLED PLUMBING MATERIALS AND EQUIPMENT IN WYOMING

Revised Order No. G-9 under Revised Maximum Price Regulation No. 251. Construction services and sales of installed building materials. Docket No. 7-251-9-10 Rev.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to the authority vested in the Regional Administrator of Region VII of the Office of Price Administration by sections 9 and 20 of Revised Maximum Price Regulation No. 251, It is ordered:

SECTION 1. *What this order does.* (a) This order fixes maximum prices for plumbing services and sales of installed plumbing materials and equipment and certain other permitted charges by any person, hereinafter called the seller, to any person, hereinafter caller the purchaser, in connection with a residential building, at a fixed site in the State of Wyoming.

(b) *Definitions.* As used in this order, the term:

(1) "Plumbing" means water, steam, gas, and oil distribution and waste removal systems in a residential building at a fixed site.

(2) "Plumbing services" means the services required to install, alter, repair, maintain or remove plumbing materials or equipment in or from a residential building at a fixed site but not including the cleaning of cesspools, grease traps, and septic tanks which services are covered by Maximum Price Regulation No. 165.

(3) "Sales of installed plumbing materials and equipment" means a transaction in which the seller furnishes plumbing materials and equipment, together with the services required to incorporate such materials or equipment in a residential building at a fixed site.

(4) "Residential building" means any building or part thereof used entirely or principally for living or dwelling purposes (including houses, apartments, hotels, and all other properties used for living or dwelling purposes), and all other buildings or structures in connection therewith or adjacent thereto at the same site, such as garages, barns, milk houses, sheds, granaries, and other out-buildings.

(5) "Maximum labor charge" means the amount charged for labor of a specified type or class for plumbing services, made either at a flat rate per hour so as to include a margin for administrative and over-head costs and profit, or as a percentage of the seller's labor cost, which resulting maximum labor charge is also deemed to include a margin for administrative and over-head costs and profit.

(6) "Labor cost" means the seller's actual labor cost based on the wage rates in effect on October 3, 1942 for the same class of laborers, or the seller's actual labor cost based on the wage rates which have been subsequently approved by a Federal wage or stabilization agency. Additional payments for Federal old-age benefits, unemployment compensation taxes, workmen's compensation and public liability insurance shall be regarded as being part of such labor cost.

(7) "Master plumber" means any skilled person who, as owner or supervisor, renders plumbing services or who is licensed as such if any applicable municipal ordinance so requires.

(8) "Journeyman plumbers" means any skilled person who renders plumbing services or who is licensed as such if any applicable municipal ordinance so requires.

(9) "Apprentice plumber" means any person, other than a master plumber or a journeyman plumber, who pursuant to an apprenticeship agreement, is engaged in learning the plumbing trade and who as his principal occupation renders plumbing services; and

(10) "Helper", or "common laborer" means any person other than a master plumber, journeyman plumber or apprentice plumber who renders plumbing services.

SEC. 2. *Geographical applicability.* This Revised Order No. G-9 applies only to the State of Wyoming.

SEC. 3. Relationship of this order to Revised Maximum Price Regulation No. 251. This order supersedes sections 6, 7, and 8 of Revised Maximum Price Regulation No. 251 with respect to services and sales covered by this order and any maximum prices heretofore approved therefor by the Regional Administrator of Region VII or by the Wyoming District Director under section 6 (b) or sections 8 and 9 of Revised Maximum Price Regulation No. 251 are hereby terminated and superseded by this order. All other sections of Revised Maximum Price Regulation No. 251, together with all amendments thereto that have been or may be issued shall, except to the extent they are inconsistent with the provisions of this order, apply to all sales and services covered by this order.

SEC. 4. *Maximum prices of plumbing services and sales of installed plumbing materials and equipment and other permitted charges.* The maximum prices for plumbing services covered by this order shall be a maximum labor charge based on the hourly wage rates as set forth in sub-section I of this section, and the maximum prices for sales of installed plumbing materials and equipment covered by this order shall be the sum of the plumbing services involved and the maximum prices of the plumbing materials and equipment and certain other permitted charges as set forth in sub-section II of this section.

I. *Maximum labor charges for plumbing services.* (1) The maximum labor charges per hour straight time for plumbing services covered by this order, performed by master plumbers, journeyman plumbers, apprentice plumbers, helpers, common laborers, and others shall be the rates shown in Column B for the amount of labor cost (wages paid) shown in Column A.

MAXIMUM LABOR CHARGES PER HOUR STRAIGHT TIME

Column A	Column B
Labor cost per hour:	*Maximum labor charge per hour straight time*
$1.00 or less	(1)
$1.01 to $1.04	$1.55
$1.05 to $1.09	1.60
$1.10 to $1.14	1.70
$1.15 to $1.19	1.75
$1.20 to $1.24	1.85
$1.25 to $1.29	1.90
$1.30 to $1.34	2.00
$1.35 to $1.39	2.05
$1.40 to $1.44	2.15
$1.45 to $1.49	2.20
$1.50 to $1.54	2.30
$1.55 to $1.59	2.35
$1.60 to $1.64	2.45
$1.65 to $1.69	2.50
$1.70 to $1.74	2.60
$1.75 to $1.79	2.65
$1.80 to $1.84	2.75
$1.85 to $1.89	2.80
$1.90 to $1.94	2.90
$1.95 to $1.99	2.95
$2.00 to $2.04	3.05
$2.05 to $2.09	3.10
$2.10 to $2.14	3.20
$2.15 to $2.19	3.25
$2.20 to $2.24	3.35
$2.25 to $2.29	3.40
$2.30 to $2.34	3.50
$2.35 to $2.39	3.55
$2.40 to $2.44	3.65
$2.45 to $2.50	3.70
$2.51 or over	(1)

1 150% of actual labor cost.

(2) *Measurement of hours.* The number of hours which may be charged against any plumbing job consuming one day or less shall be counted from the time the workman leaves the seller's shop or the previous plumbing job (whichever time is later) until he completes the job or proceeds to another job or until he returns to the seller's shop if he proceeds there directly. Whenever any job extends into more than one day, the time in transit to or from the job may be charged only once. The hours for which charges are made shall not exceed those shown in the records which the seller is required to keep under section 9 of this order.

(3) *Overtime.* (a) When work is performed at the purchaser's request after 12:01 p. m. on Saturday and between the hours of 5 p. m. and 8 a. m. of any other day except Sundays, legal holidays, and on emergency night calls, the maximum labor charge per hour for work during such hours may not be in excess of 150% of the straight time rate authorized in this order.

(b) Where work is performed at the purchaser's request on Sundays, legal holidays designated by the laws of the State, and emergency night calls, the maximum labor charge may not be in excess of 200% of the straight time rate authorized by this order.

(4) *Minimum charges.* If a plumbing job requires less than one man hour the maximum labor charge may be for one man hour. If any plumbing job takes only three hours or less of any class of labor for completion of a job, a separate charge of not more than 25¢ may be made for the use of an employer's motor vehicle in going to and from the job.

(5) *Self-employed plumber.* A self-employed plumber who performs plumbing services himself, either alone or with his employees, may charge for his services not more than the hourly rate charged by him as of the effective date of this revised order but not in excess of the maximum labor charge which would be permissible to be charged for the services of a journeyman plumber in the local area where the services are being performed.

(6) *Maximum labor charges for combination work.* The maximum labor charge for any combination of master plumber, journeyman plumber, apprentice plumber, helper, common laborer, or other employee may not exceed the total of the maximum hourly rates of each of the types or classes of labor for which maximum charges are provided in this order.

II. *Maximum prices of plumbing materials and equipment and other permitted charges.* (1) The maximum prices which may be charged by any seller of plumbing materials and equipment, which for the purposes of this order also include all items known as plumbing fixtures and specialties, shall not be in excess of the seller's cost plus the percentage herein specified. (The seller's cost of materials and equipment shall be deemed to be the wholesale net price lawfully charged the plumbing trade for limited quantities of such materials and equipment by established wholesale plumbing supply firms nearest his place of business, based on their published price lists, together with the actual transportation charges paid therefor by the seller but not in excess of the common carrier rate from the nearest point of supply. If the materials and equipment being sold are marked by a manufacturer's label containing the approved OPA retail ceiling price for sales of the commodity by a seller, a seller of such materials and equipment under this order may charge the price marked on the label in lieu of the stated percentage markup herein specified but in no event may the seller charge more than the price marked on the label.

PERCENTAGE MARKUPS ON SALES OF INSTALLED PLUMBING MATERIALS AND EQUIPMENT

	Plumbing jobs of $350 or less [1]	Plumbing jobs of more than $350 and not over $750
(a) Plumbing equipment and fixtures including all items such as bath tubs, lavatories, water closets, kitchen and wash sinks, laundry tubs and other such items, excepting water heating equipment	*Percent* 40	*Percent* 33⅓
(b) Water heating equipment, including hot water tanks, electric, gas, and oil burning automatic, semi-automatic or manually operated water heaters	50	40
(c) Plumbing materials and specialties including all items used in repairing or installing plumbing equipment or fixtures or water heating equipment such as pipe, pipe fittings, valves, hangers, lead and similar materials and specialities	50	45

1 On plumbing jobs of $350 or less, whenever the unit cost of any plumbing materials or specialties (including pipe nipples in lengths of 12 inches or less) is not more than $1.00, a markup of not to exceed 100% may be made but this permitted markup shall not apply to pipe made of copper, steel, brass, lead, wrought iron or cast iron, clay or asbestos cement, or to cast iron soil pipe or soil pipe fittings.

(2) *Sub-contracted work.* Where work such as drain laying, excavating, pipe covering, sheet metal ducts, and similar work is sub-contracted by a seller under this order, the seller may charge the purchaser the cost of such sub-contracted work plus a markup of not more than 10% but the charge to the purchaser may not exceed the price which the seller may lawfully charge if he had done the work himself.

(3) *Power driven and other special plumbing equipment.* If, during March, 1942, the seller made an extra charge for the use of power driven and other special plumbing equipment, but not including the motor vehicle in which the equipment is transported, the maximum prices per hour for such use upon and after the effective date of this order shall not be in excess of the highest price per hour he charged therefor or other maximum charges during March, 1942. If the seller acquired such power driven and other special plumbing equipment after March 1942 but prior to the effective date of this order and thereafter established maximum prices per hour or other maximum charges for such uses under the applicable maximum price regulation, he may continue to charge such established prices. In either case, the seller must have records available to substantiate the charging of such prices and such prices must be filed with the District Office of Price Administration pursuant to Section 9 of this order. If a seller commences the use of power driven and other special plumbing equipment after the effective date of this order he shall establish his maximum hourly prices therefor or other maximum charges under the applicable maximum price regulation and file such prices with the District Office within 10 days.

(4) *Out of town travel expenses.* A seller who furnishes men on an out of town plumbing job covered by this order shall be reimbursed to the extent of the amount he shall have to pay for travel expense at not to exceed 5¢ per mile for travel beyond the city limits and subsistence where the job necessitates the men being away from their homes. This item shall be explained to the purchaser prior to commencing the job and shall be invoiced separately. Travel expenses and subsistence may not be collected unless the seller actually pays the employee therefor.

(5) *Transportation.* If a seller uses his truck to transport materials, equipment, and men to and from a job beyond the city limits he may charge not more than 8¢ per mile to and from the job for such travel and similarly if other means of transportation are used.

(6) *Charges for permits.* Whenever a seller subject to this order is required to pay a permit fee to a municipal or other authority with respect to services or installations under this order he may make an additional charge to the purchaser in an amount not more than the actual fee paid to the municipal or other authority.

SEC. 5. *Maximum prices of plumbing services and sales of installed plumbing materials and equipment in excess of $750.00.* The maximum prices of plumbing services and sales of installed plumbing materials and equipment for plumbing jobs in excess of $750.00 shall be calculated under section 7 of Revised Maximum Price Regulation No. 251.

SEC. 6. *Guaranteed price.* A seller may offer to sell a plumbing job covered by this order on the basis of a guaranteed price but such guaranteed price shall not be higher than the maximum price figured in accordance with the pricing methods and requirements of this order: *Provided, however,* That if the guaranteed price is offered with respect to a plumbing job of $350.00 or less then the guaranteed price shall not be more than 10% higher than the maximum price figured in accordance with the pricing methods and requirements of this order.

SEC. 7. *Related and incidental construction work.* If on any plumbing job any installed building materials are furnished or any construction services are performed by the seller for which maximum prices are not fixed by this order, such materials and services shall be separately priced and billed on all invoices and sales slips. The maximum prices for such related and incidental work shall be determined under Revised Maximum Price Regulation No. 251 or as fixed by any applicable area pricing order issued by the Regional Administrator of Region VII.

SEC. 8. *Notification.* (a) *Furnishing of statements.* Each seller making a sale covered by this order shall, upon completion of the work, furnish to the purchaser a statement and keep a copy thereof at his principal place of business showing the following:

(1) The names and addresses of the seller and purchaser.

(2) The location of the job.

(3) The date the job was completed.

(4) A description of the work performed and the total charged for the job, including plumbing services and sales of installed plumbing materials and equipment and other permitted charges, and a separate statement of the related and incidental construction work performed as provided in section 7 of this order.

(b) *Furnishing of further statements upon request.* If requested by the purchaser, the seller shall furnish the purchaser an itemized statement showing the information contained in subparagraphs (1), (2), and (3) of paragraph (a) of this section, together with an itemized statement showing the maximum labor charges for plumbing services for each type or class of labor performed and the hourly rates charged therefor, together with an itemized statement of the installed plumbing materials and equipment, and other permitted charges, and the quantities and prices of each, and a separate itemized statement of any related and incidental construction work performed, as provided in section 7 of this order. A copy of any such statements so furnished shall be kept by the seller at his principal place of business.

(c) *Order available for inspection.* Each seller making a sale covered by this order, if requested by the purchaser shall make available to the purchaser a copy of this order and a copy of Revised Maximum Price Regulation No. 251. Copies for this purpose may be obtained from the office of the Regional Administrator or from the District Office of the Office of Price Administration.

SEC. 9. *Records.* Each seller must keep and retain at his principal place of business so long as the Emergency Price Control Act of 1942, as amended, remains in effect, records concerning each sale covered by this order showing the following:

(1) The name and address of the purchaser.

(2) The location of the job.

(3) A copy of any and all contracts pertaining to each sale.

(4) The time the job was commenced and completed.

(5) A description of the plumbing services and installed plumbing materials and equipment involved, and other permitted charges, and the quantities and prices of each.

(6) The hours worked and labor charges by types and classes of labor.

(7) A separate itemized statement of any related and incidental construction work and the prices charged for such work.

SEC. 10. *Filing and reporting of maximum prices.* (a) Each seller subject to this order shall within 30 days after the effective date of this order, or within 10 day after any increase in labor cost is put into effect, or in the case of new sellers within 10 days after first entering business, file with the Cheyenne District

Office of the Office of Price Administration the following information.

(1) The "maximum labor charge" as that term is defined in section 1 (b) (5) of this order in terms of the straight time hourly rate to be charged the purchaser for plumbing services covered by this order for each class of workmen employed by him.

(2) The "labor cost" as that term is defined in section 1 (b) (6) of this order in terms of the straight time hourly rate applicable to each class of workmen by the seller.

(3) A statement that the prices charged by the seller for the sale of installed plumbing materials and equipment and the other permitted charges covered by this order will not exceed the maximum percentage markups and other charges permitted by section 4 of this order, and a statement that the maximum charge to the purchaser for plumbing services sub-contracted by the seller will not exceed the maximum price which the seller may lawfully charge under this order if he had rendered the services directly.

(4) A description and list of all power driven and other special plumbing equipment and the maximum hourly charges therefor which were in effect in March 1942 or which were thereafter established pursuant to the applicable maximum price regulation.

(5) The hourly rate charged by a self-employed plumber as of the effective date of this order pursuant to section 4 I (5) of this order or in the case of a new self-employed plumber the proposed hourly rate to be charged but not in excess of the maximum charge which would be permissible to be charged for the services of a journeyman plumber in the local area where the services are performed or are to be performed.

(b) Whenever a new seller files the information required by this section, the District Director may by order approve, disapprove or revise any maximum prices proposed so as to make it in line with the level of maximum prices established by this order. If the District Director fails to act within 20 days after the date of filing, the proposed prices shall be deemed to be in effect.

(c) If a seller subject to Order No. G-9, plumbing services and sales of installed plumbing materials and equipment in the State of Wyoming, issued December 10, 1945 and effective December 20, 1945, has complied with the provisions of section 10 (1) and (2) of that order and the same maximum labor charges and labor costs except for slight variances in the table given in section 4 II (1), of this order, are in effect as of the effective date of this Revised Order No. G-9, it shall be unnecessary for the seller to re-file or report under the provisions of this section. Each seller shall, however, comply with the provisions of this section with respect to its other filing and reporting provisions and also if there have been any changes in his maximum labor charges and labor costs not heretofore filed and reported to the Cheyenne Office.

SEC. 11. *Prohibitions against sales at higher than maximum prices.* On and after the effective date of this order, regardless of any contract or other obligation, no person shall sell or offer to sell plumbing services or plumbing materials and equipment on an installed basis, or both, covered by this order at higher prices than the maximum prices established by this order: *Provided*, That plumbing services performed or installations made not more than 30 days after the effective date of this order on bona fide contracts executed prior to the effective date of this order shall not be considered to be violations of this order.

SEC. 12. *Evasions.* (a) Any practice, scheme or device which results in a higher price to the purchaser of plumbing services or installed plumbing materials and equipment than is permitted by this order shall be deemed a violation of this order and subjects the seller to all the civil liabilities and the criminal penalties provided by the Emergency Price Control Act of 1942 as amended and extended.

(b) No seller shall as a part of the consideration or as a condition of a sale of any of the plumbing services or installed plumbing materials and equipment covered by this order, secretly or otherwise receive, either directly or indirectly any side payment, commission, fee, consideration or other thing of value whatsoever nor shall the seller, either directly or indirectly acquire or receive in addition to the maximum prices established by this order the benefit of any services, transportation agreements or other valuable thing, materials or property.

(c) No seller shall eliminate or reduce in any form or manner any maintenance or repair service customarily offered or performed as a part of plumbing services or installed plumbing materials and equipment nor shall the seller lower the quality of the materials and equipment below that called for by the specifications or agreement.

(d) No seller shall by any of the foregoing plans, schemes or devices, or by any other plan, scheme or device, receive or acquire or attempt to receive or acquire anything of value, service, valuable right, property or property right, money or other consideration whatsoever in addition to the maximum prices established in this order for the sale of any plumbing services or installed plumbing materials and equipment.

SEC. 13. *Less than maximum prices.* Prices lower than the maximum prices for sales covered by this order may, of course, be charged and paid.

SEC. 14. *Licensing.* The provisions of Licensing Order No. 1, licensing all persons who make sales under price control, are applicable to all sellers subject to this order. A seller's license may be suspended for violation of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

SEC. 15. *Revocation of Order No. G-9.* Order No. G-9, plumbing services and sales of installed plumbing materials and equipment in the State of Wyoming, issued December 10, 1945, and effective December 20, 1945, is hereby revoked.

SEC. 16. *Revocation or amendment.* This order may be revoked, modified or amended at any time by the Price Administrator or the Regional Administrator.

This Revised Order No. G-9 shall become effective May 20, 1946.

Issued this 6th day of May 1946.

ARTHUR S. BRODHEAD,
Acting Regional Administrator.

[F. R. Doc. 46-10155; Filed, June 13, 1946; 4:38 p. m.]

[Region VII Order G-10 Under RMPR 251, Amdt. 1]

INSTALLED INSULATION IN WYOMING

Order No. G-10 under Revised Maximum Price Regulation No. 251, Amendment 1. Construction services and sales of installed building materials. Docket No. 7-251-9-11 (a).

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to the authority vested in the Regional Administrator of Region VII of the Office of Price Administration by the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and by section 9 of Revised Maximum Price Regulation No. 251, Order No. G-10 under Revised Maximum Price Regulation No. 251, sales of installed insulation in the State of Wyoming, is hereby amended in the following respects:

1. In section 4 strike all of the tables showing maximum prices per square foot of area appearing as pages 3, 4, 5, and 6 of the order and insert in lieu thereof the following:

MAXIMUM PRICES PER SQUARE FOOT OF AREA

Categories	Table 1 Mineral wool 4" depth	Table 2 Expanded mica and other mineralized materials containing minerals in excess of 50%—4" depth	Table 3 Loose materials containing chemicals in excess of 25% fire resistant not less than 1,200°	Table 4 Other loose materials 4" depth	Table 5 Batts or blankets 3" thickness or over
EXPOSED CEILINGS					
(1) Open attics with over 24" clearance to roof—drawing 1	$0.14	$0.12	$0.09	$0.06	$0.14
(2) Under flat built up roofs (suspended ceiling); open blowing conditions (price includes cost of opening and closing for area)—drawing 2	.15	.13	.10	.07	.15
COVERED CEILINGS					
(Prices include the cost of removing and replacing flooring)					
(3) Open attics with a single rough flooring and accessible—drawing 3	.15	.13	.10	.07	.15
(4) Open attics with finished single floors—drawing 4	.15	.13	.10	.07	.15
(5) Open attics with double floors, the top floor finished	.18	.16	.13	.10	.18
FLAT CEILINGS IN CLOSED SPACES					
(6) Flat ceilings in closed spaces under pitched or sloping roofs where opening in roof is necessary, such as pocket areas behind knee walls, areas under roof ridges or extensions which are practically flat—drawing 6					
(a) Unfloored	.14	.12	.09	.06	.14
(b) Floored:					
(i) With single rough floor	.15	.13	.10	.07	.15
(ii) With single finished floor	.15	.13	.10	.07	.15
(iii) With double finished floor	.16	.14	.11	.08	.16
(7) Ceilings in closed space under ridge or pitched roofs, where openings for the full length of ridge are necessary because of small clearance between ridge and ceiling areas. Drawing 7.—Unfloored	.14	.12	.09	.06	.14
(8) Flat built up roof type including row house construction and commercial buildings.—Drawing 8	.14	.12	.09	.06	.14
(9) Flat roof decks covered with tin, copper or canvas.—Drawing 9	.15	.13	.10	.07	.15
(10) Overhang.—Drawing 10	.15	.13	.10	.07	.15
(11) Dormer tops.—Drawing 11	.14	.12	.09	.06	.14
(12) Bay window top or bottom.—Drawing 12:					
(a) Top	.14	.12	.09	.06	.14
(b) Bottom	.16	.14	.11	.08	.16
FLOORS					
(Prices do not include cost of opening and closing)					
(Prices do not include cost of retaining material)					
(13) Any exposed floors over garage ceilings, open porches or similar types of areas where the under side of the area to be insulated is closed and finished—Drawing 13	.16	.14	.11	.08	.16
(14) Any exposed floors where the areas to be insulated are not closed and finished and where retaining materials are required—Drawing 14	.15	.13	.10	.07	.15
FLOORS OVER UNEXCAVATED AREAS					
(Prices do not include cost of retaining material)					
(15) Batts and blankets—Drawing 15					$0.18
(16) 4" fill blown in over retaining material—Drawing 16	$0.16	$0.14	$0.11	$0.08	.16
SLOPING AREAS					
(Prices do not include opening or closing)					
(17) All slopes where closed and finished on the interior side of the rafters—Drawing 17	.16	.14	.11	.08	.16
(18) Open rafters and slopes where batts or blankets are used, such as pocket outside of knee walls where blow is impracticable—Drawing 18					.17
(19) Open rafters and slopes. Application of batts or blankets.—Drawing 19. (No retainer used)					.17
KNEE WALLS, PARTITIONS, AND STAIRWELLS AND APPURTENANCES					
(20) Interior plastered walls where no decoration is necessary except plaster patching—Drawing 20. (Price includes opening and closing of plastered walls)	.17	.15	.12	.09	.17
(21) Knee walls—Drawing 21:					
(a) Batts and blankets					.16
(b) Blown	.14	.12	.09	.06	.14
(22) Knee walls not accessible—Drawing 22	.20	.18	.15	.12	.20
(23) Stairwells and appurtenances. (Prices include opening and closing of plastered wall):					
(a) Soffits—Drawing 23	.19	.17	.14	.11	.19
(b) Walls (measurement of walls may be taken as rectangular from floor to ceiling)	.17	.15	.12	.09	.17
EXTERIOR WALLS					
(Prices include cost of opening and closing)					
(24) Exterior walls with inner finish whose outer surfaces are composed of (Drawings 24 to 30):					
(a) Wood or asphalt shingles	.19	.17	.14	.11	.19
(b) Wood clapboard	.24	.22	.19	.16	.24
(c) Brick or stone veneer	.24	.22	.19	.16	.24
(d) Stucco	.24	.22	.19	.16	.24
(e) Asbestos cement shingles	.22	.20	.17	.14	.22
(f) Insulated brick and stone novelty siding	.22	.20	.17	.14	.22
(25 and 26) Gable and end walls with inner finish—Drawings 25, 26, and 27. Apply the prices listed under Categories 24 (a) to 24 (f), inclusive, depending upon the type of outer finish.					
(27) Gable and end walls without inner finish—Drawings 25, 26, and 27—(batts or blankets)					.18
(28) Dormer cheeks and faces with inner finish—Drawings 28 and 29	.17	.15	.12	.09	.17
(29) Dormer cheeks and faces without inner finish—Drawings 28 and 29—(batts or blankets)					.18

NOTE: The maximum prices listed above in tables 1, 2, 3, and 4 are based upon an insulation thickness of 4 inches. For each inch of insulation over 4 inches, when ordered by the purchaser, the seller may make the following additional charges: 2¢ per square foot for flat areas, 2½¢ per square foot for vertical areas, and 2½¢ per square foot for sealed slopes, while for each inch of thickness under 4 inches, the seller shall deduct 1½¢ per square foot. A ¼ inch tolerance may be allowed with respect to any such measurements.

The maximum prices listed above in table 5 are based upon an insulation thickness of 3 inches and over. For each inch or fraction of an inch of thickness of batts and blankets under 3 inches, the seller shall deduct 1½¢ per square foot.

Where a machine or crew of two or more workers is used on installed insulation jobs, and the total charge as determined in accordance with the maximum prices listed in the tables set forth above is $40 or less, the seller may make an additional charge of $10 for the job.

2. This Amendment No. 1 to Order G-10 shall become effective June 7, 1946.

Issued this 28th day of May 1946.

ARTHUR S. BRODHEAD,
Acting Regional Administrator.

[F. R. Doc. 46-10156; Filed, June 13, 1946; 4:38 p. m.]

[Region VII Order G-21 Under RMPR 251, Amdt. 1]

INSTALLED INSULATION IN SALT LAKE CITY, UTAH, DISTRICT

Order No. G-21 under Revised Maximum Price Regulation No. 251, Amendment 1. Construction services and sales of installed building materials. Docket No. 7-251-9-23 (a).

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to the authority vested in the Regional Administrator of Region

VII of the Office of Price Administration by the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and by section 9 of Revised Maximum Price Regulation No. 251, Order No. G-21 under Revised Maximum Price Regulation No. 251, sales of installed insulation in the Salt Lake City District, is hereby amended in the following respects:

1. In section 4 strike all of the tables showing maximum prices per square foot of area appearing as pages 3, 4, 5, 6 and 7 of the order and insert in lieu thereof the following:

MAXIMUM PRICES PER SQUARE FOOT OF AREA

Categories	Table 1 Mineral wool 4" depth	Table 2 Expanded mica and other mineralized materials containing minerals in excess of 34%—4" depth	Table 3 Loose materials containing chemicals in excess of 25% fire resistant not less than 1,200°	Table 4 Other loose materials—4" depth	Table 5 Batts or blankets 3" thickness or over
EXPOSED CEILINGS					
(1) Open attics with over 24" clearance to roof—drawing 1	$0.14	$0.12	$0.09	$0.06	$0.14
(2) Under flat built-up roofs (suspended ceiling); open blowing conditions (price includes cost of opening and closing for area)—drawing 2	.15	.13	.10	.07	.15
COVERED CEILINGS					
(Prices include the cost of removing and replacing flooring)					
(3) Open attics with a single rough flooring and accessible—drawing 3	.15	.13	.10	.07	.15
(4) Open attics with finished single floors—drawing 4	.15	.13	.10	.07	.15
(5) Open attics with double floors, the top floor finished	.18	.16	.13	.10	.18
FLAT CEILINGS IN CLOSED SPACES					
(6) Flat ceilings in closed spaces under pitched or sloping roofs where opening in roof is necessary, such as pocket areas behind knee walls, areas under roof ridges or extensions which are practically flat—drawing 6.					
(a) Unfloored	.14	.12	.09	.06	.14
(b) Floored:					
(i) With single rough floor	.15	.13	.10	.07	.15
(ii) With single finished floor	.15	.13	.10	.07	.15
(iii) With double finished floor	.16	.14	.11	.08	.16
(7) Ceilings in closed space under ridge or pitched roofs, where openings for the full length of ridge are necessary because of small clearance between ridge and ceiling area. Drawing 7.—Unfloored	.14	.12	.09	.06	.14
(8) Flat built up roof type including row house construction and commercial buildings.—Drawing 8	.14	.12	.09	.06	.14
(9) Flat roof decks covered with tin, copper or canvas.—Drawing 9	.15	.13	.10	.07	.15
(10) Overhang.—Drawing 10	.15	.13	.10	.07	.15
(11) Dormer tops.—Drawing 11	.14	.12	.09	.06	14
(12) Bay window top or bottom.—Drawing 12					
(a) Top	.14	.12	.09	.06	.14
(b) Bottom	.16	.14	.11	.08	.16
FLOORS					
(Prices do not include cost of opening and closing)					
(Prices do not include cost of retaining material)					
(13) Any exposed floors over garage ceilings, open porches or similar types of areas where the under side of the area to be insulated is closed and finished. Drawing 13	.16	.14	.11	.08	.16
(14) Any exposed floors where the areas to be insulated are not closed and finished and where retaining materials are required. Drawing 14	.15	.13	.10	.07	.15
FLOORS OVER UNEXCAVATED AREAS					
(Prices do not include cost of retaining material)					
(15) Batts and blankets. Drawing 15					$0.18
(16) 4" fill blown in over retaining material. Drawing 16	$0.16	$0.14	$0.11	$0.08	.16
SLOPING AREAS					
(Prices do not include opening or closing)					
(17) All slopes where closed and finished on the interior side of the rafters. Drawing 17	.16	.14	.11	.08	.16
(18) Open rafters and slopes where batts or blankets are used, such as pocket outside of knee walls where blow is impracticable. Drawing 18					.17
(19) Open rafters and slopes. Application of batts or blankets.—Drawing 19. (No retainer used)					.17
KNEE WALLS, PARTITIONS, AND STAIRWELLS AND APPURTENANCES					
(20) Interior plastered walls where no decoration is necessary except plaster patching—Drawing 20. (Price includes opening and closing of plastered walls)	.17	.15	.12	.09	.17
(21) Knee walls—Drawing 21:					
(a) Batts and blankets					.16
(b) Blown	.14	.12	.09	.06	.14
(22) Knee walls not accessible—Drawing 22	.20	.18	.15	.12	.20
(23) Stairwells and appurtenances. (Prices include opening and closing of plastered wall):					
(a) Soffits—Drawing 23	.19	.17	.14	.11	.19
(b) Walls (measurement of walls may be taken as rectangular from floor to ceiling)	.17	.15	.12	.09	.17
EXTERIOR WALLS					
(Prices include cost of opening and closing)					
(24) Exterior walls with inner finish whose outer surfaces are composed of (Drawings 24 to 30):					
(a) Wood or asphalt shingles	.19	.17	.13	.10	.19
(b) Wood clapboard	.24	.23	.19	.15	.24
(c) Brick or stone veneer	.24	.23	.19	.15	.24
(d) Stucco	.24	.23	.19	.15	.24
(e) Asbestos cement shingles	.22	.20	.17	.13	.22
(f) Insulated brick and stone novelty siding	.22	.20	.17	.13	.22
(25 and 26) Gable and end walls with inner finish—Drawings 25, 26, and 27. Apply the prices listed under Categories 24 (a) to 24 (f), inclusive, depending upon the type of outer finish.					
(27) Gable and end walls without inner finish—Drawings 25, 26, and 27—(batts or blankets)					.17
(28) Dormer cheeks and faces with inner finish—Drawings 28 and 29	.17	.15	.12	.09	.17
(29) Dormer cheeks and faces without inner finish—Drawings 28 and 29—(batts or blankets)					.18

NOTE. The maximum prices listed above in tables 1, 2, 3, and 4 are based upon an insulation thickness of 4 inches. For each inch of insulation over 4 inches, when ordered by the purchaser, the seller may make the following additional charges: 2¢ per square foot for flat areas, 2½¢ per square foot for vertical areas, and 2½¢ per square foot for sealed slopes, while for each inch of thickness under 4 inches, the seller shall deduct 1½¢ per square foot. A ⅜ inch tolerance may be allowed with respect to any such measurements.

The maximum prices listed above in table 5 are based upon an insulation thickness of 3 inches and over. For each inch or fraction of an inch of thickness of batts and blankets under 3 inches, the seller shall deduct 1½¢ per square foot.

Where a machine or crew of two or more workers is used on installed insulation jobs, and the total charge as determined in accordance with the maximum prices listed in the table set forth above is $40 or less, the seller may make an additional charge of $10 for the job.

2. This Amendment No. 1 to Order G-21 shall become effective June 7, 1946.

Issued this 28th day of May 1946.

ARTHUR S. BRODHEAD,
Acting Regional Administrator.

[F. R. Doc. 46-10158; Filed, June 13, 1946; 4:39 p. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register June 11, 1946.

Region II

Baltimore Order 11–F, Amendment 18, covering fresh fruits and vegetables in the Baltimore, Maryland area. Filed 9:51 a. m.

Baltimore Order 12–F, Amendment 18, covering fresh fruits and vegetables in the Baltimore, Maryland area. Filed 9:50 a. m.

Baltimore Order 51, Amendment 3, covering dry groceries in the Baltimore, Maryland area. Filed 9:50 a. m.

Baltimore Orders 55 and 18–W, Amendment 2, covering dry groceries in the Baltimore, Maryland area. Filed 9:49 and 9:50 a. m.

Buffalo Order 6–F, Amendment 18, covering fresh fruits and vegetables in Rochester, East Rochester, Fairport and Pittsford, New York. Filed 9:53 a. m.

Buffalo Order 8–F, Amendment 18, covering fresh fruits and vegetables in Allegany, Cattaraugus, Chautauqua counties, New York. Filed 9:53 a. m.

Buffalo Order 9–F, Amendment 14, covering fresh fruits and vegetables in certain areas in New York. Filed 9:53 a. m.

Buffalo Order 10–F, Amendment 10, covering fresh fruits and vegetables in certain areas in New York. Filed 9:52 a. m.

District of Columbia Order 6–F, Amendment 18, covering fresh fruits and vegetables in the Washington, D. C. area. Filed 9:52 a. m.

District of Columbia Order 15, Amendment 7, covering dry groceries in the Washington, D. C. area. Filed 9:52 a. m.

District of Columbia Orders 7–W and 16, Amendment 9, covering dry groceries in the Washington, D. C. area. Filed 9:52 a. m.

Newark Order 8–F, Amendment 19, covering fresh fruits and vegetables in certain areas in New Jersey. Filed 9:49 a. m.

Newark Order 9–F, Amendment 18, covering fresh fruits and vegetables in certain counties and the Borough of North Plainfield in Somerset county, New Jersey. Filed 9:49 a. m.

Newark Orders 24 and 24, Amendment 3, covering dry groceries in certain counties in New Jersey. Filed 9:48 a. m.

Newark Order 26, Amendment 3, covering dry groceries in certain counties in New Jersey. Filed 9:48 a. m.

Philadelphia Order 13–F, Amendment 19, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 9:47 a. m.

Philadelphia Order 14–F, Amendment 18, covering fresh fruits and vegetables in the city and county of Philadelphia. Filed 9:47 a. m.

Philadelphia Order 15–F, Amendment 18, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 9:47 a. m.

Philadelphia Order 16–F, Amendment 18, covering fresh fruits and vegetables in Berks, Lehigh and Northampton counties, Pennsylvania. Filed 9:47 a. m.

Scranton Order 5–F, Amendment 19, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 9:46 a. m.

Scranton Order 6–F, Amendment 18, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 9:46 a. m.

Syracuse Order 5–F, Amendment 19, covering fresh fruits and vegetables in certain counties in New York. Filed 9:46 a. m.

Syracuse Order 6–F, Amendment 19, covering fresh fruits and vegetables in the cities of Syracuse, Watertown, Utica and their Free Delivery Zones, New York. Filed 9:44 a. m.

Syracuse Order 7–F, Amendment 14, covering fresh fruits and vegetables in certain areas in New York. Filed 9:44 a. m.

Region III

Detroit Order 33, Amendments 1 and 2, covering dry groceries in certain counties in Michigan. Filed 9:14 a. m.

Detroit Orders 9–O and 10–O, Amendments 19 and 11, covering eggs in certain designated counties in Michigan. Filed 9:14 and 9:40 a. m.

Detroit Orders 21–W and 22–W, Amendments 4 and 3; covering dry groceries in certain counties in Michigan. Filed 9:40 a. m.

Indianapolis Order 17–F, Amendment 70, covering fresh fruits and vegetables in the county of Vanderburgh. Filed 9:27 a. m.

Indianapolis Order 15–F, Amendment 70, covering fresh fruits and vegetables in the counties of Wayne, Delaware and Allen. Filed 9:20 a. m.

Indianapolis Order 16–F, Amendment 70, covering fresh fruits and vegetables in the county of St. Joseph. Filed 9:27 a. m.

Region IV

Atlanta Order 16, Amendment 17, covering eggs in Zone 15. Filed 9:22 a. m.

Atlanta Order 17, Amendment 15, covering eggs in Zone 15. Filed 9:22 a. m.

Atlanta Order 18, Amendment 17, covering eggs in Zone 18. Filed 9:21 a. m.

Atlanta Order 19, Amendment 15, covering eggs in Zone 15. Filed 9:21 a. m.

Atlanta Order 20, Amendment 17, covering eggs in Zone 19. Filed 9:21 a. m.

Miami Order 5–F, Amendment 35, covering fresh fruits and vegetables in certain areas in Florida. Filed 9:39 a. m.

Miami Order 6–F, Amendment 33, covering fresh fruits and vegetables in the Tampa, Florida area. Filed 4:50 p. m.

Richmond Order 13–F, Amendment 34, covering fresh fruits and vegetables in certain areas in the Richmond area. Filed 9:28 a. m.

Richmond Order 3–C, Amendment 10, covering poultry in Chesterfield, Hanover, Henrico and Powhatan counties, Virginia. Filed 9:28 a. m.

Richmond Order 5–C, Amendment 6, covering poultry in the city of Roanoke and Roanoke county, Virginia. Filed 9:28 a. m.

Region V

Houston Order 22, Amendment 1, covering dry groceries in Harris county, Texas. Filed 9:29 a. m.

Houston Orders 23 and 7–W, Amendment 1, covering dry groceries sold by Groups 1 and 2 stores. Filed 9:28 a. m.

Kansas City Order 4–F, Amendment 47, covering fresh fruits and vegetables in Johnson and Wyandotte counties, Kansas; Jackson county, Missouri and the city of North Kansas City, Missouri. Filed 9:43 a. m.

Kansas City Order 9–F, Amendment 31, covering fresh fruits and vegetables in Buchanan county, Missouri. Filed 9:42 a. m.

Kansas City Order 10–F, Amendment 31, covering fresh fruits and vegetables in Greene county, Missouri. Filed 9:42 a. m.

Kansas City Order 11–F, Amendment 31, covering fresh fruits and vegetables in Jasper county, Missouri. Filed 9:43 a. m.

Kansas City Order 12–F, Amendment 4, covering fresh fruits and vegetables in certain areas in Missouri. Filed 9:43 a. m.

Kansas City Orders 9–C and 11–O, covering poultry and eggs in Johnson and Wyandotte, Kansas; City of North Kansas City, Jackson and Buchanan counties, Missouri. Filed 9:43 a. m.

Kansas City Orders 10–C and 12–O, covering poultry and eggs in Greene and Jasper counties, Missouri. Filed 9:44 a. m.

New Orleans Order 3–F, Amendment 45, covering fresh fruits and vegetables in certain Parishes in Louisiana except Grand Isle. Filed 9:35 a. m.

New Orleans Order 5–F, Amendment 36, covering fresh fruits and vegetables in the cities of Shreveport, Bossier City, Monroe and West Monroe. Filed 9:35 a. m.

New Orleans Order 6–F, Amendment 36, covering fresh fruits and vegetables in certain Parishes of Louisiana. Filed 9:35 a. m.

New Orleans Orders 7–F and 8–F, Amendment 3, covering fresh fruits and vegetables in certain Parishes in Louisiana. Filed 9:34 a. m.

New Orleans Orders 33–C and 7–O, covering poultry and eggs in the city of New Orleans, Algiers, Gretna, Metairie, McDonoughville, and Arabi and Chalmette, Louisiana. Filed 9:33 and 9:32 a. m.

New Orleans Order 33–C, covering poultry in city of New Orleans, Algiers, Gretna, Metairie, McDonoughville, Arabi and Chalmette, La. Filed 9:44 a. m.

Oklahoma City Order 13–F, covering fresh fruits and vegetables in certain counties in Oklahoma. Filed 9:24 a. m.

Oklahoma City Order 12–F, covering fresh fruits and vegetables in certain counties in Oklahoma. Filed 9:24 a. m.

Oklahoma Order 11–F, covering fresh fruits and vegetables in Muskogee and Tulsa counties, Oklahoma. Filed 9:25 a. m.

Oklahoma City Order 10–F, covering fresh fruits and vegetables in Garfield, Oklahoma and Pottawatomie counties, Oklahoma. Filed 9:25 a. m.

San Antonio Order 6–F, Amendment 45, covering fresh fruits and vegetables in Bexar county, Texas. Filed 9:24 a. m.

San Antonio Order 8–F, Amendment 46, covering fresh fruits and vegetables in Corpus Christi, Texas. Filed 9:24 a. m.

San Antonio Order 9–F, Amendment 34, covering fresh fruits and vegetables in Culberson, El Paso, Hudspeth and Presidio counties, Texas. Filed 9:27 a. m.

San Antonio Order 11–F, Amendment 3, covering fresh fruits and vegetables in certain counties in Texas. Filed 9:27 a. m.

San Antonio Order 12–F, Amendment 3, covering fresh fruits and vegetables in Travis county, Texas. Filed 9:26 a. m.

San Antonio Orders 6–C and 3–O, covering poultry and eggs in Bexar county, Texas. Filed 9:26 a. m.

Wichita Order 13–F, Amendment 29, covering fresh fruits and vegetables in Sedgwick county, Kansas. Filed 9:26 a. m.

Wichita Order 14–F, Amendment 29, covering fresh fruits and vegetables in certain counties in Kansas. Filed 9:24 a. m.

Wichita Order 15–F, Amendment 29, covering fresh fruits and vegetables in certain counties in Kansas. Filed 9:23 a. m.

Wichita Order 16–F, Amendment 29, covering fresh fruits and vegetables in Reno county, Kansas. Filed 9:23 a. m.

Wichita Order 17–F, Amendment 29, covering fresh fruits and vegetables in Shawnee county, Kansas. Filed 9:23 a. m.

Wichita Orders 34 and 35, Amendment 3, covering dry groceries. Filed 9:23 a. m.

Wichita Orders 8–W and 9–W, Amendment 3, covering dry groceries. Filed 9:22 a. m.

Region VI

Fargo Order 41, Amendment 5, covering dry groceries in certain cities in North Dakota. Filed 9:32 a. m.

Fargo Order 42, Amendment 5, covering dry groceries in certain areas in North Dakota. Filed 9:32 a. m.

Fargo Order 43, Amendment 6, covering dry groceries in certain counties in North Dakota and Minnesota. Filed 9:32 a. m.

Fargo Order 44, Amendment 6, covering dry groceries in areas in North Dakota. Filed 9:31 a. m.

Fargo Order 7–W, Amendment 5, covering dry groceries in Bismarck, Mandan, and Minot cities, North Dakota. Filed 9:31 a. m.

Fargo Order 8–W, Amendment 5, covering dry groceries in Fargo and Grand Forks cities in North Dakota and Moorhead, Minnesota. Filed 9:31 a. m.

Twin Cities Order 3–F, Amendment 35, covering fresh fruits and vegetables in Duluth and Proctor, Minnesota and Superior, Wisconsin. Filed 9:31 a. m.

Twin Cities Order 7–F, Amendment 19, covering fresh fruits and vegetables in certain counties in Minnesota. Filed 9:30 a. m.

Twin Cities Order 8–F, Amendment 18, covering fresh fruits and vegetables in certain counties in Minnesota. Filed 9:30 a. m.

Twin Cities Order 3–C, Amendment 13, covering poultry in certain areas in Minnesota. Filed 9:30 a. m.

Twin Cities Order 4–C, Amendment 8, covering poultry in Duluth and Proctor cities in St. Louis County, Minnesota. Filed 9:30 a. m.

Twin Cities Order 3–O, Amendment 4, covering eggs in certain areas in Minnesota. Filed 9:29 a. m.

Region VIII

San Francisco Order 2–P, Amendment 1, covering fish in Del Norte, Humboldt and Mendocino counties. Filed 9:39 a. m.

San Francisco Order 3–P, Amendment 1, covering fish in certain areas in California. Filed 9:38 a. m.

San Francisco Order 4–P, Amendment 1, covering fish in certain areas in California. Filed 9:36 a. m.

San Francisco Order 5–P, Amendment 1, covering fish in Monterey, San Benito, and Santa Cruz counties, California. Filed 9:36 a. m.

San Francisco Order 6–P, covering fish and seafood in the Sacramento area. Filed 9:36 a. m.

San Francisco Order 7–P, covering fish in certain areas in California. Filed 9:36 a. m.

San Francisco Order 8–P, covering fish in Butte, Glenn, Plumas, and Nevada counties, California. Filed 9:36 a. m.

Copies of any of these orders may be obtained from the OPA office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46-10116; Filed, June 14, 1946; 11:37 a. m.]

[Region VII Order G–22 Under RMPR 251 Amdt. 1]

INSTALLED INSULATION IN MONTANA

Order No. G–22 under Revised Maximum Price Regulation No. 251, Amendment 1. Construction services and sales of installed building materials. Docket No. 7–251–9–25 (a).

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to the authority vested in the Regional Administrator of Region VII of the Office of Price Administration by the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and by section 9 of Revised Maximum Price Regulation No. 251, sales of installed insulation in the State of Montana, is hereby amended in the following respects:

1. In section 4 strike all of the tables showing maximum prices per square foot of area appearing as pages 3, 4, 5, 6, and 7 of the order and insert in lieu thereof the following:

MAXIMUM PRICES PER SQUARE FOOT OF AREA

Categories	Table 1 Mineral wool 4" depth	Table 2 Expanded mica and other mineralized materials containing minerals in excess of 50%—4" depth	Table 3 Loose materials containing chemicals in excess of 25% fire resistant not less than 1,200°	Table 4 Other loose materials 4" depth	Table 5 Batts or blankets 3" thickness or over
EXPOSED CEILINGS					
(1) Open attics with over 24" clearance to roof—drawing 1	$0.14	$0.12	$0.09	$0.06	$0.14
(2) Under flat built up roofs (suspended ceiling); open blowing conditions (price includes cost of opening and closing for area)—drawing 2	.15	.13	.10	.07	.15
COVERED CEILINGS (Prices include the cost of removing and replacing flooring)					
(3) Open attics with a single rough flooring and accessible—drawing 3	.15	.13	.10	.07	.15
(4) Open attics with finished single floors—drawing 4	.15	.13	.10	.07	.15
(5) Open attics with double floors, the top floor finished	.18	.16	.13	.10	.18
FLAT CEILINGS IN CLOSED SPACES					
(6) Flat ceilings in closed spaces under pitched or sloping roofs where opening in roof is necessary, such as pocket areas behind knee walls, areas under roof ridges or extensions which are practically flat—drawing 6.					
(a) Unfloored	.14	.12	.09	.06	.14
(b) Floored:					
(i) With single rough floor	.15	.13	.10	.07	.15
(ii) With single finished floor	.15	.13	.10	.07	.15
(iii) With double finished floor	.16	.14	.11	.08	.16
(7) Ceilings in closed space under ridge or pitched roofs, where openings for the full length of ridge are necessary because of small clearance between ridge and ceiling areas. Drawing 7.—Unfloored	.14	.12	.09	.06	.14
(8) Flat built up roof type including row house construction and commercial buildings.—Drawing 8	.14	.12	.09	.06	.14
(9) Flat roof decks covered with tin, copper or canvass.—Drawing 9	.15	.13	.10	.07	.15
(10) Overhang.—Drawing 10	.15	.13	.10	.07	.15
(11) Dormer tops.—Drawing 11	.14	.12	.09	.06	.14
(12) Bay window top or bottom.—Drawing 12:					
(a) Top	.14	.12	.09	.06	.14
(b) Bottom	.16	.14	.11	.08	.16
FLOORS (Prices do not include cost of opening and closing) (Prices do not include cost of retaining material)					
(13) Any exposed floors over garage ceilings, open porches or similar types of areas where the underside of the area to be insulated is closed and finished—Drawing 13	.16	.14	.11	.08	.16
(14) Any exposed floors where the areas to be insulated are not closed and finished and where retaining materials are required—Drawing 14	.15	.13	.10	.07	.15
FLOORS OVER UNEXCAVATED AREAS (Prices do not include cost of retaining material)					
(15) Batts and blankets. Drawing 15					$0.18
(16) 4" fill blown in over retaining material—Drawing 16	$0.16	$0.14	$0.11	$0.08	.16
SLOPING AREAS (Prices do not include opening or closing)					
(17) All slopes where closed and finished on the interior side of the rafters—Drawing 17	.16	.14	.11	.08	.16
(18) Open rafters and slopes where batts or blankets are used, such as pocket outside of knee walls where blow is impracticable—Drawing 18					.17
(19) Open rafters and slopes. Application of batts or blankets.—Drawing 19. (No retainer used)					.17
KNEE WALLS, PARTITIONS, AND STAIRWELLS AND APPURTENANCES					
(20) Interior plastered walls where no decoration is necessary except plaster patching—Drawing 20. (Price includes opening and closing of plastered walls)	.17	.15	.12	.09	.17
(21) Knee walls—Drawing 21:					
(a) Batts and blankets					.16
(b) Blown	.14	.12	.09	.06	.14
(22) Knee walls not accessible—Drawing 22	.20	.18	.15	.12	.20
(23) Stairwells and appurtenances. (Prices include opening and closing of plastered wall):					
(a) Soffits—Drawing 23	.19	.17	.14	.11	.19
(b) Walls (measurement of walls may be taken as rectangular from floor to ceiling)	.17	.15	.12	.09	.17
EXTERIOR WALLS (Prices include cost of opening and closing)					
(24) Exterior walls with inner finish whose outer surfaces are composed of—(Drawing 24 to 30):					
(a) Wood or asphalt shingles	.19	.17	.14	.11	.19
(b) Wood clapboard	.24	.22	.19	.16	.24
(c) Brick or stone veneer	.24	.22	.19	.16	.24
(d) Stucco	.24	.22	.19	.16	.24
(e) Asbestos cement shingles	.22	.20	.17	.14	.22
(f) Insulated brick and stone novelty siding	.22	.20	.17	.14	.22
(25 and 26) Gable and end walls with inner finish—Drawings 25, 26, and 27. Apply the prices listed under Categories 24 (a) to 24 (f), inclusive, depending upon the type of outer finish.					
(27) Gable and end walls without inner finish—Drawings 25, 26, and 27—(batts or blankets)					.18
(28) Dormer cheeks and faces with inner finish—Drawings 28 and 29	.17	.15	.12	.09	.17
(29) Dormer cheeks and faces without inner finish—Drawings 28 and 29—(batts or blankets)					.18

NOTE: The maximum prices listed above in tables 1, 2, 3, and 4 are based upon an insulation thickness of 4 inches. For each inch of insulation over 4 inches, when ordered by the purchaser, the seller may make the following additional charges: 2¢ per square foot for flat areas, 2½¢ per square foot for vertical areas, and 2½¢ per square foot for sealed slopes, while for each inch of thickness under 4 inches, the seller shall deduct 1½¢ per square foot. A ¾ inch tolerance may be allowed with respect to any such measurements.

The maximum prices listed above in table 5 are based upon an insulation thickness of 3 inches and over. For each inch or fraction of an inch of thickness of batts and blankets under 3 inches, the seller shall deduct 1½¢ per square foot.

Where a machine or crew of two or more workers is used on installed insulation jobs, and the total charge as determined in accordance with the maximum prices listed in the tables set forth above is $40 or less, the seller may make an additional charge of $10 for the job.

2. This Amendment No. 1 to Order G–22 shall become effective June 7, 1946.

Issued this 28th day of May 1946.

ARTHUR S. BRODHEAD,
Acting Regional Administrator.

[F. R. Doc. 46-10159; Filed, June 13, 1946; 3:40 p. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File No. 812-429]

MORRIS PLAN CORP. OF AMERICA ET AL.

NOTICE OF AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 14th day of June A. D. 1946.

Morris Plan Corporation of America, Philip Schaff, et al. File No. 812-429.

Morris Plan Corporation of America and the following individuals: Philip Schaff, William Jenkins, George S. Bishop, R. M. Welch, Walter Schaff, W. W. Thornton, W. E. Bliss, Robert W. Ramsdell, R. J. Money, Victor T. Bartholomy and Melvin R. Hazel, have filed an application pursuant to Section 17 (b) of the Investment Company Act of 1940 for an order exempting from the provisions of section 17 (a) of said act a proposed transaction in which Morris Plan Corporation of America will sell to the aforesaid individuals an aggregate amount of 1,000 shares of the capital stock of The Peoples Bank of Youngstown, Ohio for $80,000. American General Corporation, a registered investment company, controls Morris Plan Corporation of America which owns 25% of the outstanding stock of The Peoples Bank of Youngstown, Ohio. The aforesaid individuals are affiliated persons of The Peoples Bank of Youngstown, Ohio.

It is ordered, Pursuant to section 40 (a) of said act that a hearing on the aforesaid application be held on June 27, 1946 at 9:30 a. m., eastern daylight saving time, in Room 318 of the Securities and Exchange Commission Building, 18th and Locust Streets, Philadelphia 3, Pennsylvania.

It is further ordered, That William W. Swift, Esquire, or any other officer or officers of the Commission designated by it for that purpose shall preside at such hearing. The officer so designated is hereby authorized to exercise all the powers granted to the Commission under sections 41 and 42 (b) of the Investment Company Act of 1940 and to trial examiners under the Commission's rules of practice.

Notice of such hearing is hereby given to Morris Plan Corporation of America, the aforesaid individuals and to any other persons whose participation in such proceedings may be in the public interest or for the protection of investors.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant to the Secretary.

[F. R. Doc. 46-10304; Filed, June 17, 1946; 10:49 a. m.]

[File No. 70-1282]

SOUTHERN CALIFORNIA WATER CO.

NOTICE OF FILING AND NOTICE OF AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pennsylvania, on the 14th day of June, A. D. 1946.

Notice is hereby given that a declaration has been filed with this Commission under the Public Utility Holding Company Act of 1935 by Southern California Water Company ("Southern"), a subsidiary of American States Utilities Corporation, a registered holding company. All interested persons are referred to said declaration, which is on file in the offices of the Commission, for a statement of the transactions therein proposed, which are summarized as follows:

Southern proposes to issue and sell to a group of six institutional investors 32,000 shares of $25 par value Preferred Stock, 4% Series, at $26.66 per share. The proceeds of said sale are proposed to be used, to the extent of $300,000, for repayment of a ninety-day note, due July 8, 1946, issued to Harris Trust & Savings Bank of Chicago; $9,600 for payment of finders' fees, and the balance of approximately $530,000 to reimburse Southern's treasury for property additions made in the years 1940 to 1945 inclusive and to be applied by Southern toward construction expenditures in 1946, estimated at a total of $800,000.

Southern requests that the declaration be permitted to become effective pursuant to an exemption under section 6 (b) of the act, and also considers the proposed transaction exempt from the competitive bidding requirements of Rule U-50 by virtue of paragraph (a) (4) thereof.

It appearing to the Commission that it is appropriate in the public interest and in the interests of investors and consumers that a hearing be held with respect to said declaration, and that said declaration shall not become effective except pursuant to further order of the Commission:

It is ordered, That a hearing on said declaration be held on June 27, 1946, at 10:00 a. m., e. d. s. t., in the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. On such day, the hearing room clerk in Room 318 will advise as to the room in which such hearing will be held.

It is further ordered, That Willis E. Monty or any other officer or officers of the Commission designated by it for the purpose shall preside at the hearing. The officer so designated to preside at said hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of the act and to a trial examiner under the Commission's rules of practice.

It is further ordered, That without limiting the scope of the issues presented by said declaration particular attention will be directed at said hearing to the following matters and questions:

(1) Whether the proposed issue and sale of the new preferred stock of Southern are solely for the purpose of financing the business of Southern and have been expressly authorized by the State Commission of the State in which it is organized and doing business;

(2) Whether the terms and conditions of the proposed sale of preferred stock are detrimental to the public interest or the interests of investors or consumers;

(3) Whether the underwriting fees, finders' fees and legal fees to be paid in connection with the proposed transactions are fair and reasonable;

(4) Generally, whether the proposed transactions are in all respects in the public interest and in the interests of investors or consumers, and consistent with all applicable requirements of the Act and with the rules thereunder, and whether any terms and conditions should be imposed to satisfy the statutory standards.

It is further ordered, That notice of this hearing is hereby given to Southern and to all interested persons, said notice to be given to Southern by registered mail and to all other persons by a general release of this Commission which shall be distributed to the press and mailed to all persons on the mailing list for releases issued under the Public Utility Holding Company Act of 1935 and by publication of a copy of this notice and order in the FEDERAL REGISTER.

It is requested that any person desiring to be heard in these proceedings shall file with the Secretary of this Commission on or before June 25, 1946, an appropriate request or application to be heard as provided by Rule XVII of the Commission's rules of practice.

By the Commission.

[SEAL] NELLYE E. THORSEN,
Assistant to the Secretary.

[F. R. Doc. 46-10306; Filed, June 17, 1946; 10:49 a. m.]

[File Nos. 7-892—7-904]

BRANIFF AIRWAYS, INC., ET AL.

FINDINGS AND ORDER EXTENDING UNLISTED TRADING PRIVILEGES

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 12th day of June, A. D. 1946.

In the matter of Applications by the Boston Stock Exchange to extend unlisted trading privileges to: Braniff Airways, Incorporated, common stock, $2.50 par value, File No. 7-892; Chicago, Milwaukee, St. Paul and Pacific Railroad Company, VTCs for common stock, no par value, File No. 7-893; Commonwealth Edison Company, capital stock, $25 par value, File No. 7-894; General Public Utilities Corporation, common stock, $5 par value, File No. 7-895; Grumman Aircraft Engineering Corporation, common stock, $1 par value, File No. 7-896; Interlake Iron Corporation, common stock, no par value, File No. 7-897; Libby, McNeill and Libby, common stock, $7 par value, File No. 7-898; Manati Sugar Company, common stock, $1 par value, File No. 7-899; Pacific Gas & Electric Company, common stock, $25 par value, File No. 7-900; Philadelphia and Reading Coal and Iron Company, common stock, $1 par value, File No. 7-901; Philadelphia Electric Company, common stock, no par value, File No. 7-902; Radio-Keith-Orpheum Corporation (Del.), common stock, $1 par value, File No. 7-903; Symington-Gould Corporation, common stock, $1 par value, File No. 7-904.

The Boston Stock Exchange having made application to the Commission pursuant to section 12 (f) (2) of the Securities Exchange Act of 1934 and Rule X-12F-1 for permission to extend unlisted trading privileges to the above-mentioned securities;

A public hearing having been held after appropriate notice;

The Commission, being duly advised, finds:

(1) That the subject securities are listed and registered on the New York Stock Exchange. In addition, Chicago, Milwaukee, St. Paul and Pacific Railroad Company voting trust certificates are listed and registered on the Chicago Stock Exchange; Commonwealth Edison Company capital stock and Libby, McNeill and Libby common stock are listed and registered on the Chicago and San Francisco Stock Exchanges; Pacific Gas & Electric Company common stock is listed and registered on the Los Angeles and San Francisco Stock Exchanges; and Philadelphia Electric Company common stock is listed and registered on the Philadelphia Stock Exchange;

(2) That the number of shares of the subject securities outstanding, the distribution in the vicinity of the applicant exchange, and the volume of trading in said vicinity are set forth in the attached table;

(3) That sufficient public distribution of and sufficient public trading activity in these securities exist in the vicinity of the applicant exchange to render the extension of unlisted trading privileges thereto appropriate in the public interest and for the protection of investors; and

(4) That the extension of unlisted trading privileges is otherwise appropriate in the public interest and for the protection of investors.

Accordingly, *It is ordered*, Pursuant to section 12 (f) (2) of the Securities Exchange Act of 1934, that the applications of the Boston Stock Exchange for permission to extend unlisted trading privileges to:

Braniff Airways, Incorporated, common stock, $2.50 par value.

Chicago, Milwaukee, St. Paul and Pacific Railroad Company, voting trust certificates for common stock, no par value.

Commonwealth Edison Company, capital stock, $25 par value.

General Public Utilities Corporation, common stock, $5 par value.

Grumman Aircraft Engineering Corporation, common stock, $1 par value.

Interlake Iron Corporation, common stock, no par value.

Libby McNeill & Libby, common stock, $7 par value.

Manati Sugar Company, common stock, $1 par value.

Pacific Gas & Electric Company, common stock, $25 par value.

Philadelphia & Reading Coal & Iron Company, common stock, $1 par value.

Philadelphia Electric Company, common stock, no par value.

Radio-Keith-Orpheum Corporation (Del.), common stock, $1 par value.

Symington-Gould Corporation, common stock, $1 par value.

be, and the same are, hereby granted.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

SUMMARY PERTAINING TO APPLICATIONS BY THE BOSTON STOCK EXCHANGE TO EXTEND UNLISTED TRADING PRIVILEGES TO THIRTEEN (13) STOCKS

	Shares outstanding	Distribution in New England [1] (excluding Connecticut)		Distribution in Connecticut [1]		Trading in vicinity [2]	
		Shares	Holders	Shares	Holders	Shares	Transactions
Braniff Airways, Inc., common stock, $2.50 par value.	1,000,000	16,249	227 (as of 3-22-46)	5,619	88	17,637	257
Chicago, Milwaukee, St. Paul & Pacific R. R. Co., VTCs for common stock, no par value.	1,641,360	99,694	972 (as of 3-8-46)	16,086	160	81,231	[3] 972
Commonwealth Edison Co., capital stock, $25 par value.	13,021,036	1,133,648	8,193 (as of 12-31-45)	306,502	1,938	129,479	1,593
General Public Utilities Corp., common stock, $5 par value.	4,808,588	384,844	2,661 (as of 2-28-46)	27,543	350	113,156	912
Grumman Aircraft Engineering Corp., common stock, $1 par value.	508,060	13,228	189 (as of 3-4-46)	5,571	80	39,705	462
Interlake Iron Corp., Common stock, no par value.	2,000,000	133,405	631 (as of 12-7-45)	11,765	165	104,980	960
Libby, McNeill & Libby, common stock, $7 par value.	3,627,985	136,738	2,176 (as of 3-2-46)	34,641	827	69,415	746
Manati Sugar Co., common stock, $1 par value.	427,267	12,841	107 (as of 3-7-46)	6,876	37	24,281	205
Pacific Gas & Electric Co., common stock, $25 par value.	6,261,357	336,884	5,060 (as of 12-31-45)	75,458	1,183	114,219	3,170
Philadelphia & Reading Coal & Iron Co., common stock, $1 par value.	1,410,396	79,766	765 (as of 3-1-46)	10,340	78	112,466	1,014
Philadelphia Electric Co., common stock, no par value.	8,190,999	516,714	6,211 (as of 12-1-45)	184,016	2,196	106,226	1,398
Radio-Keith-Orpheum Corp. (Del.), common stock, $1 par value.	3,771,070	68,513	1,028 (as of 3-15-46)	35,183	377	127,467	1,078
Symington-Gould Corp., common stock, $1 par value.	1,008,894	41,750	463 (as of 2-28-46)	9,739	130	45,921	452

[1] Reported by issuers giving actual holdings.
[2] Reported by member firms of Boston Stock Exchange for 12-month period ending Feb. 28, 1946.
[3] Trading figures covered period of 5 months.

[F. R. Doc. 46-10305; Filed, June 17, 1946; 10:49 a. m.]

[File No. 70-1276]

SOUTHERN CALIFORNIA WATER CO.

ORDER GRANTING APPLICATION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 13th day of June A. D. 1946.

Southern California Water Company, a subsidiary of American States Utilities Corporation, a registered holding company, having filed an application and an amendment thereto pursuant to the Public Utility Holding Company Act of 1935 and the rules and regulations promulgated thereunder, relating to the proposal of Southern to purchase from Gardena Heights Water Company, certain physical properties constituting a small water system for the price of $7,000 cash, and to connect said properties with its system at a cost estimated at approximately $200, and further to expend approximately $2,200 improving the system so acquired; and

Said application having been filed on the 22d day of April 1946, and the last amendment thereto having been filed on the 9th day of May 1946, and notice of said filing having been duly given in the form and manner prescribed by Rule U-23 promulgated pursuant to said Act, and the Commission not having received a request for a hearing with respect to said application within the period specified in said notice or otherwise, and not having order a hearing thereon; and

The Commission finding that the proposed transactions are not in contravention of the act or any rules or regulations promulgated thereunder, that the proposed transactions satisfy the requirements of sections 9 (a) (1) and 10 of the act and the rules thereunder insofar as they are applicable, and that it is appropriate in the public interest and in the interests of investors and consumers that said application be granted;

It is hereby ordered, Pursuant to said Rule U-23 and the applicable provisions of said act and subject to the terms and conditions prescribed in Rule U-24, that the aforesaid application be, and the same hereby is, granted.

By the Commission.

[SEAL] ORVAL L. DUBOIS,
Secretary.

[F. R. Doc. 46-10307; Filed, June 17, 1946; 10:50 a. m.]

[File No. 812-430]

BANKERS SECURITIES CORP. ET AL.

NOTICE OF AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 14th day of June, A. D. 1946.

In the matter of Bankers Securities Corporation, City Stores Company, Richard Store Company, Oscar E. Dooly, Jr., Arthur A. Ungar; File No. 812-430.

Bankers Securities Corporation ("Bankers") a registered investment company and City Stores Company ("City") filed an application pursuant to section 17 (b) of the Investment Company Act of 1940 for an order of the Commission exempting from section 17 (a) of the act the following transactions:

Bankers propose to convert its present holdings of 10,000 shares of preferred stock of Richard Store Company ("Richard"), being the total amount of such preferred stock, into 2,500 shares of Richard common in connection with which it will receive in addition a total of $45,000 or $4.50 for each share of Richard preferred so converted. Bankers and all the other six owners of stock of Richard (of which Bankers now owns 10,000 shares of preferred and 6,663 of the outstanding 7,500 shares of common stock) propose to exchange their holdings of Richard common (of which Bankers after the aforesaid conversion of its Richard preferred stock will own 9,163 of the 10,000 shares then to be outstanding) for 80,000 shares of the common stock of City to be issued by City pursuant to the exchange offer.

Bankers presently controls both Richard and City; Oscar E. Dooly, Jr. and Arthur A. Ungar are directors of Richard and own 351 shares and 100 shares of Richard common, respectively, which are to be exchanged for City common pursuant to the exchange offer.

It is ordered, Pursuant to section 40 (a) of the said act that a hearing on the aforementioned application be held on June 25, 1946 at 10:00 a. m. eastern daylight time in Room 318, Securities and Exchange Commission Building, 18th and Locust Streets, Philadelphia 3, Pennsylvania; and

It is further ordered, That Willis E. Monty or any other officer or officers of the Commission designated by it for that purpose shall preside at such hearing. The officer so designated is hereby authorized to exercise all the powers granted to the Commission under sections 41 and 42 (b) of the Investment Company Act of 1940 and to trial examiners under the Commission's rules of practice.

Notice of such hearing is hereby given to Bankers Securities Corporation, City Stores Company, Richard Store Company, Dan D. Davenport, Luther M. Davenport, Oscar E. Dooly, Jr., Richard H. Hunt, W. Duncan Owens and Arthur A. Ungar, and to any other persons whose participation in such proceeding may be in the public interest or for the protection of investors.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant to the Secretary.

[F. R. Doc. 46-10308; Filed, June 17, 1946; 10:50 a. m.]

[File No. 59-86]

PUBLIC SERVICE CORP. OF NEW JERSEY ET AL.

NOTICE OF AND ORDER OF HEARING AND NOTICE OF TERMINATION OF EXEMPTION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 12th day of June 1946.

In the matter of Public Service Corporation of New Jersey and its subsidiary companies and The United Corporation; File No. 59-86.

The Commission having examined, pursuant to section 11 (a), 18 (a) and 18 (b) of the Public Utility Holding Company Act of 1935, the corporate structure of Public Service Corporation of New Jersey ("Public Service"), a holding company and a subsidiary of The United Corporation, a registered holding company, and of the several subsidiaries of Public Service, the relationship among the companies in said holding company system of Public Service, the character of the interests thereof and the property owned or controlled thereby, to determine the extent to which the corporate structure of such holding company system and the companies therein may be simplified, unnecessary complexities therein eliminated, voting power fairly and equitably distributed among the security holders thereof, and the property and business of such system confined to those necessary or appropriate in the operations of an integrated public utility system or systems under the standards of section 11 (b) of the act; and said examination having disclosed data establishing or tending to establish the following:

I. 1. United is a corporation organized under the laws of the State of Delaware and is a registered holding company. United owns 21.65% of the outstanding voting securities of Public Service.

Public Service, organized in 1903 under the laws of the State of New Jersey, is a holding company as defined in section 2 (a) (7) of the Public Utility Holding Company Act of 1935 ("act") and maintains its principal business office in Newark, New Jersey. Its principal assets are securities of other companies, cash and cash items.

2. The following tabulation shows the corporate relationship, indicated by indentation, between the various subsidiaries of Public Service, the percentage of their respective voting securities owned by Public Service and its direct subsidiary companies, the state of their incorporation and the nature of their business:

Name of Company	Percent of ownership	State of incorporation	Nature of business
Public Service Corp. of N. J.	...	N. J.	Holding Company.
Public Service Elec. & Gas Co.	99.99	N. J.	Electric and Gas.
Atlantic City Gas Co.	100.00	N. J.	Gas.
County Gas Co.	95.90	N. J.	Do.
Peoples Gas Co.	100.00	N. J.	Do.
Public Service Coor. Transport	99.99	N. J.	Holding company and transportation.
Pub. Serv. Interstate Transportation Co.	100.00	N. J.	Transportation.
Yellow Cab, Inc.	99.72	N. J.	Do.
Newark Plank Road Co.	100.00	N. J.	Inactive.
The Riverside & Fort Lee Ferry Co.[1]	100.00	N. Y.	Do.

[1] Company discontinued ferry operation on July 31, 1943, and certain of its property has been leased to a non-affiliated interest for a period of ten years.

3. The nature and locale of the operations of the electric and gas utility subsidiaries of Public Service are as follows:

(a) Public Service Electric and Gas Company (PEG) owns and operates facilities for the generation, transmission, distribution and sale of electric energy and the production, distribution and sale of manufactured gas. Its electric utility operations are conducted in approximately 200 municipalities in the State of New Jersey, having an estimated population in excess of 3,250,000 persons, including the Cities of Newark, Jersey City, Paterson, Trenton, Camden, Elizabeth, Bayonne, East Orange, Passaic, Union City and Irvington. During the year 1945 PEG generated 5,124,914,971 Kwh and purchased 2,696,000 Kwh; it received through interchange with non-system companies operating in Pennsylvania, New York and New Jersey 153,-848,100 Kwh and delivered in return 346,-588,000 Kwh. It sold 4,374,496,656 Kwh to over 1,054,000 customers.

PEG's gas utility operations are conducted in approximately 225 municipalities in the State of New Jersey having an estimated population in excess of 3,000,-000 including most of the above cities in which it renders electric service. During the year 1945 it manufactured 26,-792,859 Mcf, purchased 10,530,589 Mcf and sold 35,992,279 Mcf to over 814,000 customers.

(b) Atlantic City Gas Company ("Atlantic City") owns and operates facilities for the production, transmission and sale of manufactured gas in fourteen municipalities in Atlantic County, New Jersey, including Atlantic City, Pleasantville and Ventnor, estimated to have a population in excess of 110,000 persons. In the year 1945 it manufactured 1,-335,060 Mcf and sold 1,231,091 Mcf to 28,128 customers.

(c) County Gas Company ("County Gas") owns and operates facilities for the production, distribution and sale of gas in and around fifteen municipalities in Monmouth and Middlesex Counties, New Jersey, including Middletown, Freehold Borough, Keyport and Marlboro, having a population estimated to exceed 55,000 persons. During 1945 it produced 332,212 Mcf and sold 262,509 Mcf to 12,081 customers.

(d) Peoples Gas Company ("Peoples Gas") owns and operates facilities for the production, distribution and sale of manufactured gas in 49 municipalities located in Atlantic, Cumberland, Gloucester and Salem Counties, New Jersey, including Landis, Vineland, Pennsgrove and Hammonton, having an estimated population in excess of 150,000 persons. During the year 1945 it produced 628,571 Mcf of manufactured gas and sold 582,-892 Mcf to 17,201 customers.

4. The nature and locale of the operations of the non-utility direct and indirect subsidiaries of Public Service are as follows:

(a) Public Service Coordinated Transport ("Coordinated") is primarily engaged in the rendering of passenger and transportation service by street car, motor bus and all-service vehicle in over 375 municipalities in the State of New Jersey having a population estimated to exceed 3,800,000 persons. At December 31, 1945, Coordinated owned and operated throughout its territory 2,649 bus and all-service vehicles, 234 streetcars and facilities generally appurtenant to the foregoing. During the year 1945 it carried an aggregate of 533,179,538 passengers (473,296,961 by bus and all-service vehicles and 59,882,577 by street railway cars).

(b) Public Service Interstate Transportation Company ("Interstate") renders interstate passenger transportation service between New York City, Philadelphia and points in New Jersey, and intrastate service within the State of New Jersey; some chartered and special transportation service is rendered between various points in the United States and Canada. Its service area extends over 1,369 miles of routes on 54 lines through approximately 85 municipalities in New Jersey and to and from Philadelphia and New York City. During the year 1945 Interstate owned and operated 1,034 motor buses and 36 all-service vehicles, which in the aggregate transported 124,-832,290 passengers.

(c) Yellow Cab, Inc., owned and operated 43 taxicabs in and around the City of Newark, New Jersey, at December 31, 1945.

(d) Newark Plank Road Company is a non-operating street railway company, all of its properties being leased to Coordinated.

(e) The Riverside and Fort Lee Company owns certain ferry terminals, ferry operating rights and related properties. Substantially all of its properties are leased to a non-affiliated company.

5. The property accounts and applicable depreciation reserves of the subsidiaries of Public Service, at December 31, 1945, were as follows:

	Total utility plant	Reserve for depreciation	Percent of reserve to utility plant
PUBLIC UTILITY SUBSIDIARIES			
PEG:			
Electric plant	$298,818,950	$76,725,627	25.68
Gas plant	156,759,256	23,913,807	15.26
Common plant	11,841,539	435,625	2.94
Total	470,419,754	101,076,149	21.49
Atlantic City	8,950,824	1,419,898	15.86
County Gas	2,661,949	414,608	15.93
Peoples Gas	4,158,248	460,329	11.07
	Plant and equipment		Percent of reserve to plant and equipment
NON-UTILITY SUBSIDIARIES			
Coordinated	$96,005,770	28,120,461	29.29
Interstate	15,446,930	7,433,526	48.12
The Riverside & Fort Lee Ferry Co.	1,651,701	741,205	44.88
Yellow Cab, Inc.	154,478	63,604	41.21
Newark Plank Road Co.[1]	296,702		

[1] All of this company's properties are leased to Coordinated.

6. (a) Electric and common utility plant of PEG per books amounts to $313,660,498 and is stated to be recorded at original cost as determined by the Federal Power Commission and the Board of Public Utility Commissioners of the State of New Jersey.

(b) According to a report by the staff of the Board of Public Utility Commissioners of the State of New Jersey, the gross gas utility plant of PEG, amounting to $156,759,256 at December 31, 1945, includes an aggregate of $47,252,182 of excess over original cost, of which $16,-775,209 is alleged to be properly classifiable in Account 107 and $30,476,973 in Account 100.5. Reports by the company indicate that gross gas utility plant, as at December 31, 1937, includes an aggregate of $46,391,494 of excess over original cost, of which the company proposes to classify $44,267,528 in Account 100.5 and charge $1,865,290 to Reserve for Depreciation and $258,676 to Earned Surplus.

(c) Annual reports made to this Commission by Public Service indicate that the respective gross utility plants of Atlantic City, County Gas and Peoples Gas include amounts in excess of original cost as follows:

	To be classified in Acct. 100.5	To be charged to— Reserve for depreciation	To be charged to— Earned surplus	Total
Atlantic City	$2,161,765	$122,258	$49,589	$2,333,612
County Gas	116,324	35,758	16,941	169,023
Peoples	434,768	.....	14,808	449,576
Total	2,712,857	158,016	81,338	2,952,211

7. (a) The gross fixed capital account of Coordinated at December 31, 1945, was carried at $96,005,770 against which there was carried a reserve for depreciation of $28,120,461. Included in the gross fixed capital is $43,298,769 of fixed capital installed prior to January 1, 1911, and $13,562,806 of miscellaneous intangibles.

(b) The gross fixed capital of Interstate at December 31, 1945, was carried at $15,446,930 and includes $3,727,699 of "Other Intangible Capital".

8. The gross operating revenues of the subsidiaries of Public Service for the year ending December 31, 1945, are as follows:

Utility companies:	
PEG:	
Electric	$99,047,687
Gas	34,785,263
Total	133,832,950
Atlantic City	1,489,159
County Gas	497,678
Peoples Gas	829,486
Non-utility companies:	
Coordinated	30,870,764
Interstate	16,189,025
Yellow Cab, Inc.	237,005
Total	183,946,067

9. A condensed corporate balance sheet, including capitalization ratios, of Public Service at December 31, 1945, is as follows:

	Amount	Percent of capitalization
ASSETS AND OTHER DEBITS		
Total investments	$289,376,436	
Special funds	50,809	
Current and accrued assets	14,720,255	
Deferred debits	642	
Total assets and other debits	304,148,122	
LIABILITIES AND OTHER CREDITS		
Current and accrued liabilities	2,225,481	
Reserves (depreciation, taxes and misc.)	367,945	
Long-Term Debt: Perpetual interest-bearing certificates, rate 6 percent less sinking fund and reacquired certificates	19,087,455	6.33
Capital stock and surplus:		
Preferred stocks:		
8% Cum. pfd. stock ($100 par value) 214,-493 shares	21,449,300	7.11
7% Cum. pfd. stock ($100 par value), 289,-080 shares	28,908,000	9.59
6% Cum. pfd. stock ($100 par value) 598,-864 shares	59,886,400	19.86
$5 Cum. pfd. stock (no par value) 517,512 shares	49,424,198	16.39
Premium on capital stock	416,290	.14
Total preferred stock	160,084,128	53.09
Common stock and surplus:		
Common stock (no par value) 5,563,193 shares	111,933,694	37.12
Capital surplus	6,001	.....
Earned surplus	10,443,418	3.46
Total common stock and surplus	122,383,113	40.58
Total liabilities and other credits	304,148,122	100.00

10. Certain of the more important rights of the several classes of securities of Public Service are as follows:

(a) The Perpetual Interest Bearing Certificates have no maturity date, i. e., the face amount is not by the terms of the certificates due and payable at any time, and they are not subject to call or redemption at any time. The holders of such certificates are entitled to receive interest at the rate of 6% per annum on the face amount. In the event of default in payment of interest by Public Service, the holders of such certificates are entitled to the entire proceeds realized from the sale of certain stocks pledged under the indenture securing such certificates. The stocks pledged are, inter alia, 197,368 shares of the 7% preferred stock of PEG and 474,790 shares of the $6 Cumulative Preferred Stock of Coordinated. Public Service is obligated to pay annually to the indenture trustee the sum of $197,368. Payments made by Public Service to the indenture trustee are to be applied to the repurchase of certificates at no more than 110% of principal plus accrued interest, and if not so applied within 3 months from the date of payment, are to be repaid to Public Service. During the past eleven years the market price of the certificates has generally been in excess of 110% of the principal amount and no repurchases have been made.

(b) Each share of the preferred and common stock is entitled to one vote per

is $100 per share plus accrued dividends.

As long as no dividend arrears exist on the preferred stocks in the event of dividend arrearages.

All classes of preferred stock are non-callable and rank equally inter se, in their preference over the common stock in dividends and in voluntary or involuntary liquidation. The liquidation preference is $100 per share plus accrued dividends.

11. A summary of the investments of Public Service as carried on its books at December 31, 1945, is as follows:

	PEG	Coordinated	Other system companies	Total
Subsidiaries:				
Bonds	$7,157,113	$56,790,604	$103,448	$64,051,165
Preferred stock	305,094,265	316,094,265	1,434,918	322,963,848
Common stock	293,963,597	32,531,519	13,530,724	340,025,840
Total subsidiaries	306,129,450	76,796,408	15,140,090	398,065,948
Other investments				14
Total investments				398,065,962
Less reserves				10,689,527
Net investments				389,376,435

12. The following table presents the capitalization, including surplus, of the electric and gas utility subsidiaries of Public Service at December 31, 1945 per books without adjustment for excess costs and intangibles mentioned in paragraph 6.

[000 omitted]

	PEG		Atlantic City		County Gas		Peoples Gas	
	Amount	Percent	Amount	Percent	Amount	Percent	Amount	Percent
Long-term debt	$182,744	45.23	$4,633	55.90	[1] $751	33.71	$2,096	50.71
Preferred stock:								
7% noncumulative preferred	20,000	4.95	[2] 882	10.64				
$6 cumulative preferred					[3] 827	37.12		
$5 cumulative preferred	30,220	7.48						
Total preferred stock	50,220	12.43	882	10.64	827	37.12		
Common stock and surplus:								
Common stock	146,206	36.19	1,350	16.29	600	26.93	1,835	44.40
Capital surplus	17,134	4.25	242	2.92	55	1.12	302	4.89
Earned surplus	7,673	1.90	1,181	14.25				
Total common stock and surplus	171,063	42.34	2,773	33.46	600	28.17	2,037	49.29
Total capitalization and surplus	404,027	100.00	8,288	100.00	2,228	100.00	4,133	100.00

[1] Includes $175,246 principal amount of 5 percent income debentures of which $83,821 is publicly held. No interest has been earned or paid since 1942 on this issue.

[2] Unpaid dividend arrears at December 31, 1945, amounted to $231,525. Entire issue owned by Public Service.

[3] Unpaid dividend arrears at December 31, 1945, amounted to $603,960. Of 8,628 shares outstanding 7,400 shares are owned by Public Service.

13. The 7% preferred stock of PEG is non-callable and ranks equally with the $5 preferred stock of that company in preference over the common stock in dividends and in voluntary or involuntary liquidation. The liquidation preference is $100 per share plus accrued dividends. As long as no dividend arrears exist on the preferred stocks in the event of dividend arrearages. In the event of preferred stock dividend arrears equal to two or more quarterly dividends, the preferred stock is entitled to approximately 22.5% of the voting power.

14. Coordinated owns substantially all of the outstanding securities of its subsidiary companies.[1] The following table shows the consolidated capitalization, including surplus, of Coordinated at December 31, 1945 per books without adjustment for intangibles mentioned in paragraph 7.

	Debt		Preferred stock		
	Publicly held	Held by Public Service	Publicly held	Held by Public Service	Held by Coordinated
UTILITY SUBSIDIARIES					
PEG	$182,754,500		$30,165,900	$19,984,100	$370,000
Atlantic City	4,750,500	13,000		882,000	
County Gas	1,652,821	98,425	112,004	715,367	
Peoples Gas	2,034,000	42,000			
Total	$190,071,821	153,425	30,277,904	21,581,467	370,000
NONUTILITY SUBSIDIARIES					
Coordinated	11,549,965	7,720,100		36,900,925	
Total	201,621,786	7,873,525	30,277,904	58,142,392	370,000

	Total	Percent
Bonds	$10,270,965	21.17
Preferred stock (no par value) 487,470 shares	36,560,925	40.17
Common stock and surplus:		
Common stock (no par value) 7,212,500 shares	33,216,720	36.50
Earned surplus (since June 30, 1940)	1,965,493	2.16
Total common stock and surplus	35,184,213	38.66
Total capitalization and surplus	91,015,303	100.00

15. The following table presents the public and system holdings of the securities of the electric and gas utility subsidiaries of Public Service and of Coordinated at December 31, 1945:

	Publicly held	Held by Public Service	Held by Coordinated
Long-term debt:			
Public service	$18,195,610	3.96	
Operating subsidiaries	201,621,786	37.35	
Total long-term debt	219,817,396	40.61	
Preferred stocks:			
Public service 6% cum. pfd. stock	21,449,300	3.96	
Public service 7% cum. pfd. stock	28,898,000	5.34	
6% cumulative preferred stock	58,731,200	10.85	
$5 cumulative preferred stock	49,424,188	9.13	
Premium on capital stock	358,470	.07	
	158,871,158	29.35	
Operating subsidiaries	30,276,059	5.60	
Total preferred stocks	189,147,217	34.95	

[1] 107 shares out of 75,635 shares of common stock of Yellow Cab, Inc., are publicly owned.

	Gross income	Income deductions	Net income	Preferred stock dividend requirements	Balance or (deficiency) for common stock
UTILITY SUBSIDIARIES					
PEG	$28,711,454	$8,118,888	$20,592,596	$2,903,500	$17,689,096
Atlantic City	265,323	255,834	7,489	61,740	(54,251)
County Gas	27,401	35,843	(8,442)	52,416	(60,858)
Peoples Gas	140,656	113,601	27,055		27,055
NON-UTILITY SUBS.					
Coordinated and subsidiaries consolidated	4,372,709	[1] 3,983,261	389,448	2,924,874	(2,535,426)

[1] Includes an average of $2,700,000 charges for "Special Amortization of Fixed Capital."

18. Public Service has obtained substantially all of its income during the past seven years ending December 31, 1945, from PEG, as shown in the following table:

Year	Total income	Dividends		Interest (all system companies)	Other income
		PEG	Other system companies		
1945	$17,759,515	$17,316,781		$335,536	$107,198
1944	17,980,321	17,495,634		360,217	124,470
1943	18,412,225	17,942,769		366,151	103,308
1942	18,438,606	17,942,765	15,435	423,415	56,391
1941	24,004,993	23,308,349	81,091	445,499	169,454
1940	27,364,014	26,175,778	406,212	632,576	149,154
1939	27,610,836	25,913,276	740,545	837,513	128,500

19. The corporate and consolidated net income, the dividend requirements of the preferred stock of Public Service, the balance of net income applicable to its common stock on corporate and consolidated bases, and the common stock dividends paid for each year from 1939 to 1945 are shown in the following table:

Year	Net income		Dividends on pfd. stocks [2]
	Corporate	Consolidated [1]	
1945	$14,942,932	$15,995,081	$9,850,936
1944	15,127,059	15,690,684	9,850,936
1943	15,494,993	16,908,040	9,850,936
1942	15,482,562	16,547,479	9,850,936
1941	21,048,046	21,602,383	9,850,936
1940	23,327,294	23,198,425	9,850,936
1939	24,215,940	25,722,729	9,850,936

Year	Net income applicable to common		Common dividends paid
	Corporate	Consolidated	
1945	$5,092,016	$6,144,145	$4,952,874
1944	5,206,811	5,839,722	5,503,193
1943	5,565,745	6,057,104	5,503,193
1942	5,562,314	6,096,543	5,225,033
1941	11,127,798	11,211,447	10,781,220
1940	13,407,046	13,337,489	13,207,603
1939	14,295,692	15,871,793	13,757,982

[1] After eliminating $83,510.70 of interest applicable to $891,845 principal amount of Perpetual Interest Bearing Certificates of Public Service held by PEG.

[2] After eliminating $69,312 of dividends applicable to 11,552 shares of 6% Preferred Stock of Public Service held by PEG.

II. It appearing to the Commission upon the basis of the statement filed by Public Service on Form U-3 (a) (2) pursuant to Rule U-2 of the Commission's rules and regulations under the act, claiming exemption on behalf of itself as a holding company and on behalf of its subsidiary companies as such, and on the basis of other information in the files of the Commission regarding Public Service and its subsidiaries, that a substantial question exists as to whether the continued exemption of Public Service and its subsidiary companies as such, from any provision or provisions of said act may be detrimental to the public interest or the interests of investors or consumers;

Notice is hereby given pursuant to Rules U-6 and U-2 under the act, that any exemption presently available to Public Service and its subsidiary companies as such by reason of the provisions of Rule U-2 shall terminate within 30 days of the date of this Notice as provided in Rule U-6 without prejudice, however, to the right of Public Service as a holding company to file any appropriate application for an order granting it any exemption pursuant to the provisions of any applicable section of the act, and without prejudice to any temporary exemption provided in any provision of the act by reason of the filing of any such application in good faith.

III. It appearing to the Commission, on the basis of the allegations hereinbefore set forth, that the operations of Public Service and its subsidiaries may not be confined to a single integrated public utility system or to a single integrated public utility system together with such additional integrated public utility systems as meet the requirements of section 11 (b) (1) and to such other businesses as can be retained under the standards of section 11 (b) (1), and that proceedings should be instituted under section 11 (b) (1) with respect to the holding company system of Public Service; and

It further appearing to the Commission, on the basis of the allegations hereinbefore set forth, that the corporate structure of the holding company system of Public Service may be unduly and unnecessarily complicated, and that voting power may be unfairly and inequitably distributed among the security holders thereof, and that proceedings should be instituted under section 11 (b) (2) with respect to the holding company system of Public Service; and

It further appearing to the Commission that United, the owner of 21.65% of the voting securities of Public Service, should be made a party to such proceedings;

Wherefore, *It is ordered*, That proceedings be, and the same hereby are, instituted under sections 11 (b) (1) and 11 (b) (2) of the act with respect to Public Service and each of the subsidiaries of Public Service hereinbefore named, and that Public Service and each of its subsidiaries together with United are hereby made respondents in this proceeding, and said respondents shall file with the Secretary of the Commission, on or before the 5th day of July, 1946, joint or several answers in the form prescribed by Rule U-25, admitting, denying, or otherwise explaining their respective positions as to each of the allegations set forth in Paragraphs 1 through 19 hereof and in section II hereof. Such answer may also include a statement by the respondents of their views as to what constitutes the "single integrated public utility system of Public Service", if any, which may be retainable by Public Service, and as to what additional system and other business, if any, they believe can be retained with such system under the applicable standards of section 11 (b) (1). Such answers may also include a statement as to what steps respondents deem to be necessary or appropriate and are prepared to take for the purpose of limiting the operations of the holding company system of Public Service to a single integrated public utility system, together with such additional systems and other businesses as can be retained by Public Service under the standards of section 11 (b) (1) of the act. Such answers may also include a statement as to what steps respondents deem to be necessary or appropriate and are prepared to take to ensure that the corporate structure or continued existence of any company in the holding company system of Public Service does not unduly or unnecessarily complicate the structure, or unfairly and inequitably distribute voting power among security holders of the holding company system of Public Service or of United.

IV. *It is further ordered*, That a hearing under the applicable provisions of the act and the rules of the Commission be held on the 16th day of July 1946, at 11 a. m., e. d. s. t., in Room 318 of the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia, Pennsylvania, at which time the Commission will hear respondents and any other interested persons with respect to the matters and questions set forth below in sub-paragraphs (a) through (b), and as to any issues raised in and matters presented by the respondents' answers or regarding any other issues which may be present in this proceeding, and will consider the simplification of the issues, the facts and issues that appear to be without substantial basis of controversy, the order of presentation of evidence most conducive to an orderly and expeditious proceeding, and such other matters as may aid in the disposition of the proceeding:

(a) What steps are necessary to be taken by United, Public Service and the subsidiaries of Public Service to ensure that the corporate structure, or the continued existence of any company in the holding company system of Public Service does not unduly or unnecessarily complicate the structure, or unfairly and inequitably distribute the voting power among the security holders of the holding company system of Public Service or of United;

(b) What action is necessary to be taken by United, Public Service and/or its subsidiaries to limit their operations to a single integrated public utility system and such additional utility systems, or other businesses, as are retainable by Public Service under the standards of section 11 (b) (1) of the act;

It is further ordered, That any person desiring to be heard or otherwise wishing to participate herein shall file with the Secretary of the Commission, on or before the 5th day of July 1946, his request or application therefor, as prescribed by Rule XVII of the rules of practice of the Commission. Any such request may state the position of the applicant with respect to the matters hereinbefore set forth and with respect to what action is believed necessary to be taken by any of the respondents to comply with sections 11 (b) (1) and 11 (b) (2) of the act. Nothing herein contained shall be deemed to require any interested person to intervene as a prerequisite to being heard as to matters affecting his interest.

It is further ordered, That jurisdiction be, and hereby is, reserved to separate, either in whole or in part, or to dispose of, in whole or in part, any of the issues or questions which may arise in these proceedings, or to consolidated with these proceedings, or any portion thereof, any proceedings which may be subsequently instituted under the provisions of such act with respect to United, Public Service and the subsidiaries of Public Service, and to take such other action as may appear conducive to an orderly, prompt and economical disposition of the matters involved.

It is further ordered, That the Secretary of the Commission shall serve notice of the hearing aforesaid by mailing a copy of this notice and order for hearing to United, Public Service and the subsidiaries of Public Service named in paragraph (2), to the Board of Public Utility Commissioners of the State of New Jersey, the Public Service Commission of the State of New York, the Public Utility Commission of Pennsylvania, the Federal Power Commission and the Interstate Commerce Commission, not less than twenty days prior to the date hereinbefore fixed as the date of hearing; and that notice of said hearing is hereby given to United, to Public Service and its subsidiaries, to their security holders, and to all consumers of the subsidiaries of Public Service, to all states, municipalities and political subdivisions of states within which are located any of the physical assets of said companies or under the laws of which any of said companies is incorporated, all state commissions, state security commissions, and all agencies, authorities and instrumentalities of one or more state municipalities, or other political subdivisions having jurisdiction over United or over Public Service or its subsidiaries of any of the businesses, affairs, or operations of any of them; that such notice shall be given further by a general release of the Commission, distributed to the press and mailed to the mailing list for releases issued under the Public Utility Holding Company Act of 1935; and that further notice be given to all persons by publication of this notice and order in the FEDERAL REGISTER not later than twenty days prior to the date hereinbefore fixed as the date of hearing.

By the Commission.

[SEAL] ORVAL L. DUBOIS, *Secretary.*

[F. R. Doc. 46-10309; Filed, June 17, 1946; 10:50 a. m.]

[File No. 70-1241]

STANDARD GAS AND ELECTRIC CO.

SUPPLEMENTAL ORDER EXTENDING TIME FOR PROPOSED SALE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 14th day of June 1946.

The Commission on the 15th day of April 1946, having issued an order (Holding Company Act Release No. 6557) in the above matter permitting to become effective pursuant to Rule U-23 and subject to the terms and conditions prescribed by Rule U-24, the declaration filed therein by Standard Gas and Electric Company regarding the proposed sale by declarant of its entire investment in Empresa de Servicios Publicos de Los Estados Mexicanos, S. A., to Theodore E. Shepard, for $858,000 cash; and

Said Rule U-24 providing that such sale be consummated within 60 days from the date of such order, which period expires on June 15, 1946, and Standard Gas and Electric Company having filed an amendment to its declaration requesting an extension of the time within which the proposed sale may be consummated until June 22, 1946; and

The Commission having considered the matter and deeming it appropriate that such request be granted.

It is hereby ordered, That the time within which the proposed sale by Standard Gas and Electric Company of its investment in Empresa de Servicios Publicos de Los Estados Mexicanos, S. A. to Theodore E. Shepard, heretofore approved by order of the Commission dated April 15, 1946, be and the same is hereby extended to June 22, 1946, subject to the other terms and conditions prescribed by Rule U-24.

By the Commission.

[SEAL] NELLYE A. THORSEN, *Assistant to the Secretary.*

[F. R. Doc. 46-10310; Filed, June 17, 1946; 10.51 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 6447]

MARIE SOPHIE HOWALDT

In re: Bank account owned by Marie Sophie Howaldt, also known as Marie Howaldt. F-28-3660-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Marie Sophie Howaldt, also known as Marie Howaldt, whose last known address is Sedan Str. 3, Lubeck, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to I. F. Chapman or Tom F. Chapman, Trustees by Crocker First National Bank of San Francisco, One Montgomery Street, San Francisco, 20, California, arising out of a Savings Account, Account Number 7049, entitled I. F. Chapman or Tom F. Chapman, Trustees for Marie Sophie Howaldt, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Marie Sophie Howaldt, also known as Marie Howaldt, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 5, 1946.

[SEAL] JAMES E. MARKHAM, *Alien Property Custodian.*

[F. R. Doc. 46-10192; Filed, June 14, 1946; 11:18 a. m.]

[Vesting Order CE 290]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN CALIFORNIA COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 6, 1946.

[SEAL] JAMES E. MARKHAM, *Alien Property Custodian.*

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 1	
Meta Jensen	Denmark	Estate of James M. Johnson, deceased. Superior Court of the State of California in and for the County of Los Angeles, No. P-6119.	$17.00
		Item 2	
Henrick Jensen	Denmark	Same	17.00
		Item 3	
Marie Hjorth	Denmark	Same	17.00
		Item 4	
Olga Skov	Denmark	Same	17.00
		Item 5	
Minna Jensen	Denmark	Same	17.00
		Item 6	
Johannes Jensen	Denmark	Same	17.00
		Item 7	
Jenny Engholm	Denmark	Same	17.00
		Item 8	
Ignacia Perales	Philippine Islands	Estate of Pio J. Perales, deceased. Superior Court of the State of California in and for the County of Contra Costa. No. 12591.	52.00
		Item 9	
Rosalie Lioffre	France	Estate of Elise Faure, also known as Elise Grutz, deceased. Superior Court of the State of California, in and for the County of Los Angeles. No. 220973.	90.00
		Item 10	
Leonie Athenoux	France	Same	90.00
		Item 11	
Elie Davin	France	Same	30.00
		Item 12	
Marie Davin Troveneal	France	Same	30.00
		Item 13	
Joseph Davin	France	Same	30.00
		Item 14	
Marie Crevalin	France	Same	23.00
		Item 15	
Felecien Vollaire	France	Same	23.00
		Item 16	
Marie Louise Guerin	France	Same	45.00
		Item 17	
August Pellisier	France	Same	45.00
		Item 18	
Mary Rousseau	Belgium	Estate of Philomene Walsh, also known as Philomena Walsh, and as Philomina Walsh, dec'd. Superior Court of the State of California, in and for the County of San Francisco. No. 88474.	9.00
		Item 19	
Mathilde Gillet	Belgium	Same	5.00
		Item 20	
Edmont Flahaut	Belgium	Same	5.00
		Item 21	
Contesse De Lastic	France	Same	23.00

EXHIBIT A—Continued

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 22	
Dorothea Randolf	Denmark	Estate of Anders Randolf, deceased. Superior Court of the State of California, in and for the County of Los Angeles. No. 112769.	$74.00
		Item 23	
Karen Randolf	Denmark	Same	37.00
		Item 24	
Johanne Olsen	Norway	Estate of Valborg Johnson, deceased. Superior Court of the State of California, in and for the County of Alameda. No. 82848.	8.00
		Item 25	
Lydia Sorvig	Norway	Same	8.00
		Item 26	
Helga Halgersen	Norway	Same	8.00
		Item 27	
Bygmester Oline	Norway	Same	8.00
		Item 28	
The Old Peoples' Home	Denmark	Estate of Robert Minor, deceased. Superior Court of the State of California, in and for the County of Alameda No. 58167.	20.00
		Item 29	
Trustees of the Old Peoples' Home	Denmark	Same	20.00
		Item 30	
Town of Marstal	Denmark	Same	11.00
		Item 31	
Mrs. Sophie Frandsen	Denmark	Same	5.00
		Item 32	
Miss Anna Frandsen a/k/a Anna Svenonius	Denmark	Same	5.00
		Item 33	
Miss Lena Frandsen a/k/a Miss Eline Frandsen	Denmark	Same	2.00
		Item 34	
Miss Maris Frandsen a/k/a Miss Marie Frandsen	Denmark	Same	5.00

[F. R. Doc. 46–10127; Filed, June 13, 1946; 11:40 a. m.]

[Vesting Order P 48]

HARUICHI OYE AND UME OYE

In re: Real property owned by Haruichi Oye and Ume Oye.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Haruichi Oye and Ume Oye, subjects of Japan whose present whereabouts are unknown and who are believed to be residents of Japan, are nationals of a designated enemy country (Japan);

2. That the property described as follows: Real property situated in the Davao Townsite Survey, City of Davao, Commonwealth of the Philippines, therein registered and particularly described in Exhibit A, attached hereto and by reference made a part hereof, together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property,

is property payable within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described in subparagraph 2 hereof, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 29, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Book No. 6, Page 19

TRANSFER CERTIFICATE OF TITLE NO. 1269 OFFICE OF THE REGISTER OF DEEDS FOR THE CITY OF DAVAO

It is hereby certified that certain land situated in the Province of Davao, bounded and described as follows:

A parcel of land (Lot No. 28 of the Davao Townsite Survey) together with buildings and improvements thereon, situated on the NE line of Calle Escario, Municipality of Davao, District of Davao. Bounded on the NE by property of Placida Quirones; on the SE by properties of Estanislao Palma Gil, Lazaro Suazo, Jorge Saavedra and Ricardo Pelayo; on the SW, by Calle Escario; on the W. by properties of Juan Tobias and Domingo Guaberto . . . containing an area of eleven thousand one hundred and ninety square meters (11,190), more or less;

is registered in accordance with the provisions of the Land Registration Act in the name of

Haruichi Oye, married to Ume Oye, of the Municipality and Province of Davao, P. I., as owner thereof in fee simple, subject to such of the incumbrances mentioned in Article 39 of said Act as may be subsisting.

It is further certified that said land was originally registered on the 7th day of March, in the year nineteen hundred and thirteen, in the Registration Book of this office, Volume A–11, page 68, as Original Certificate of Title No. ------ pursuant to Case No. 7276, issued in G. L. R. O. ------ Record No. ------.

This certificate is a transfer from Transfer Certificate of Title No. 943 which is cancelled by virtue hereof as far as the above described land is concerned.

Entered at Davao, Davao, P. I., on the 8th day of October, in the year nineteen hundred and thirty-four at 9:55 a. m.

Attest:

(Sgd) MARGARITO PONGOS,
Act'g. Register of Deeds.

[F. R. Doc. 46–10130; Filed, June 13, 1946; 11:38 a. m.]

[Vesting Order CE 289]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN OREGON COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 1	
Ole P. Saltvick	Norway	Estate of J. A. Henricks, deceased, Circuit Court of the State of Oregon, in and for the County of Multnomah; No. 46603.	$16.00
		Item 2	
Henry P. Saltvick	Norway	Same	16.00
		Item 3	
Knute P. Saltvick	Norway	Same	5.00
		Item 4	
Hannah P. Aardal	Norway	Same	10.00
		Item 5	
Astre Stokkevaag	Norway	Same	10.00
		Item 6	
Laurits Stokkevaag	Norway	Same	10.00
		Item 7	
Old Peoples' Home at Asheim Sonmor	Norway	Same	10.00
		Item 8	
Mrs. Regna Olsen	Norway	Estate of Inga Mathilda Steen, also known as Inga M. Steen, deceased, Circuit Court of the State of Oregon, in and for the County of Oregon; Department of Probate No. 53336.	25.00
		Item 9	
Ludvik Anderson	Norway	Same	25.00
		Item 10	
Olaf Anderson	Norway	Same	25.00
		Item 11	
Anna S. Mellbert	Norway	Same	25.00
		Item 12	
Ballard Frederick Cash	France	Estate of William Frederick Cash, deceased, Circuit Court of the State of Oregon, in and for the County of Multnomah; No. 51680.	30.00
		Item 13	
Lods Jacob Jacobsen	Norway	Estate of Chrest Anton Andresen, deceased, Circuit Court of the State of Oregon, in and for the County of Multnomah; No. 49–913.	5.00
		Item 14	
Nephews and nieces of Chrest Anton Andresen, deceased.	Norway	Same	61.00
		Item 15	
Gerrit Vandenhuvel	Holland	Estate of Peter Vandenhuvel, deceased, County Court of the State of Oregon, in and for the County of Josephine.	103.00

[F. R. Doc. 46–10126; Filed, June 13, 1946; 11:40 a. m.]

[Vesting Order CE 291]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN OHIO AND MICHIGAN COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtained or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 1	
The Alliance Israelite Universalle of Paris, France	France	Estate of Henry Meis, deceased, Probate Court, Hamilton County, Ohio	$ [illegible]
		Item 2	
The Institution conducted as a Protestant Hospital and Home in Ingwiller, France.	France	Same	[illegible]
		Item 3	
Cora Well	France	Same	[illegible]
		Item 4	
Julie May	France	Same	[illegible]
		Item 5	
Ivonne Cerf	France	Same	[illegible]
		Item 6	
Flora Kern	France	Same	[illegible]
		Item 7	
Hermine Geissmann	France	Same	[illegible]
		Item 8	
Mihaile Gardich or Direct blood relatives, names unknown, of Mihaile Gardich or direct blood relatives, names unknown, of Milos Gardich, or the Toor in the town of Uzice, and vicinity.	Yugoslavia	Estate of Michael Gardich, also known as Mica Gardich, also known as Michele Gardich, deceased, Probate Court, Macomb County, Mich., No. 21,013.	[illegible]

[F. R. Doc. 46–10193; Filed, June 14, 1946; 11:18 a. m.]

[Vesting Order CE 293]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN CALIFORNIA COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alied Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 11, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 1	
Camille Bernard	France	Estate of Jozime Bernard, also known as Yazime Bernard, deceased, in the Superior Court of the State of California, in and for the County of Los Angeles; No. 192934.	$10.00
		Item 2	
Denise Bernard	France	Same	7.00
		Item 3	
Jean Bernard	France	Same	15.00
		Item 4	
Julien Bernard	France	Same	15.00
		Item 5	
Jules Bernard	France	Same	5.00
		Item 6	
Marie Pedelie	France	Estate of Francois Pedelie, also known as Frank Pedelie, deceased, in the Superior Court of the State of California, in and for the County of Los Angeles; No. 173086.	13.00
		Item 7	
Rose Pedelie	France	Same	13.00
		Item 8	
Marianne Peyrusque	France	Same	13.00
		Item 9	
Roger Pierre Pedelie	France	Same	13.00
		Item 10	
Charity Hospital	France	Estate of Lucien N. Brunswig, also known as L. N. Brunswig, deceased, in the Superior Court of the State of California, in and for the County of Los Angeles; No. 224875.	117.00
		Item 11	
Catherine Capdevielle	France	Estate of Eugene Capdevielle, deceased, in the Superior Court of the State of California, in and for the County of Alameda; No. 76236.	15.00
		Item 12	
Henriette Capdevielle	France	Same	15.00
		Item 13	
Therese Capdevielle	France	Same	15.00
		Item 14	
Louis Capdevielle	France	Same	15.00
		Item 15	
Emma Capdevielle	France	Same	15.00
		Item 16	
Mary Annclette, formerly Marie Narbebury	France	Estate of Jacques Narbebury, also known as J. Narbebury, deceased, in the Superior Court of the State of California, in and for the City and County of San Francisco; No. 92844.	20.00
		Item 17	
Pierre Narbebury	France	Same	20.00
		Item 18	
Jean Narbebury	France	Same	20.00
		Item 19	
Joseph [illegible] Brabers McDonough	Belgium	Estate of Dewer Wright McDonough, deceased, in the Superior Court of the State of California, in and for the City and County of San Francisco; No. 94427.	43.00
		Item 20	
Anica Kovakovic	Jugoslavia	Estate of Frank Medo, deceased, in the Superior Court of the State of California, in and for the County of Los Angeles; No. 214926.	70.00
		Item 21	
[illegible] Backhausen	Denmark	Estate of Mary Johnson, deceased, in the Superior Court of the State of California, in and for the County of San Diego; No. 28753.	5.00
		Item 22	
Kr. Backhausen	Denmark	Same	5.00
		Item 23	
Anr. Backhausen	Denmark	Same	5.00
		Item 24	
Edit [illegible] Jensen	Denmark	Same	5.00
		Item 25	
Chr. A. Backhausen	Denmark	Same	12.00
		Item 26	
Valborg [illegible] Backhausen	Denmark	Same	12.00
		Item 27	
Lauritz Rohstel	Denmark	Same	12.00
		Item 28	
[illegible] Backhausen	Denmark	Same	12.00

[F. R. Doc. 46–10195; Filed, June 14, 1946; 11:18 a. m.]

[Vesting Order CE 292]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN WASHINGTON COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 1	
Emilie Sophie Bank	Denmark	Estate of V. C. Rossing, deceased, in the Superior Court of the State of Washington, in and for the County of Lincoln; No. 3638.	$5.00
		Item 2	
Carl Bang	Denmark	Same	5.00
		Item 3	
Julie Harriet Bang	Denmark	Same	5.00
		Item 4	
Gerde Octavia Bang	Denmark	Same	5.00
		Item 5	
Inger Johanne Lonberg	Denmark	Same	5.00
		Item 6	
Erna Marie Mathilde Lonberg	Denmark	Same	5.00
		Item 7	
Carl Johan Lonberg	Denmark	Same	5.00
		Item 8	
Aage Lonberg	Denmark	Same	5.00
		Item 9	
Louis Chr Lonberg	Denmark	Same	5.00
		Item 10	
Heinrich Lonberg	Denmark	Same	5.00
		Item 11	
Ellen Axelie Fessel	Denmark	Same	5.00
		Item 12	
Svend Aage Rossing	Denmark	Same	5.00
		Item 13	
Ingeborg Ass	Norway	Estate of Swan Olson, deceased, in the Superior Court of the State of Washington, in and for the County of King; No. 9660.	25.00
		Item 14	
Bertha Kaarstad	Norway	Estate of Gulik Mathias Petersen, deceased, in the Superior Court of the State of Washington, in and for the County of King; No. 84720	50.00
		Item 15	
Johannes Moe	Norway	Estate of Hans Moe, deceased, in the Superior Court of the State of Washington, in and for the County of King; No. 86775	20.00
		Item 16	
Kari Moe	Norway	Same	20.00
		Item 17	
Anna Moe	Norway	Same	20.00
		Item 18	
Emile Maurel	France	Estate of Albert Maurel, deceased, in the Superior Court of the State of Washington, in and for the County of Walla Walla; No. 30088	43.00
		Item 19	
J. Damon	France	Same	43.00

[F. R. Doc. 46-10194; Filed, June 14, 1946; 11:18 a. m.]

[Vesting Order P 49]

HITO UNKOBU

In re: The Hito Unkobu, also known as The Philippine Marine Transportation Bureau.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That The Hito Unkobu, also known as The Philippine Marine Transportation Bureau, a corporation which was organized in the Commonwealth of the Philippines by order of, and acted directly or indirectly for the benefit or on behalf of, the Military Administration in the Philippines of the Imperial Japanese Government, is a business enterprise within the United States and is a national of a designated enemy country (Japan);

2. That the property described as follows:

a. Real property situated in Pasay, City of Manila, Commonwealth of the Philippines, therein registered and particularly described in Exhibit A, attached hereto and by reference made a part hereof, together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property, and

b. All other property of any nature whatsoever situated in the United States and owned or controlled by, payable or deliverable to, or held on behalf of or on account of, or owing to, The Hito Unkobu, also known as The Philippine Marine Trasportation Bureau,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

and determining:

3. That The Hito Unkobu, also known as the Philippine Marine Transportation Bureau, is controlled by or is acting for or on behalf of a designated enemy country (Japan) or persons within such country and is a national of a designated enemy country (Japan);

4. That to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan);

and having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described in subparagraph 2-a hereof, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, and hereby vests in the Alien Property Custodian the property described in subparagraph 2-b hereof,

All such property so vested to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States, and hereby undertakes the direction, management, supervision and control of said business enterprise and all property of any nature whatsoever situated in the United States, owned or controlled by, payable or deliverable to, or held on behalf of or on account of, or owing to said business enterprise, to the extent deemed necessary or advisable from time to time by the Alien Property Custodian.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to vary the extent of or terminate such direction, management, supervision or control, or return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 29, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A—DESCRIPTION OF REAL PROPERTY OWNED BY THE HITO UNKOBU

TRANSFER CERTIFICATE OF TITLE NO. 69135, BOOK T–235

A parcel of land (Lot No. 4059–Q of the consolidation and subdivision plan Pcs–319, being a portion of the consolidated lots Nos. 2045 and 3735 of the Cad. Survey of Pasay G. L. R. O. Cad. Record No. 13621), situated in the barrio of S. Isidro, municipality of Pasay, Rizal. Bounded on the NE by lot 4059–R; on the SE by lot 4059–S; on the SW by Calle Luna; and on the NW by Lot No. 4059–Q.

Area—570 square meters.

TRANSFER CERTIFICATE OF TITLE NO. 69136, BOOK T–235

A parcel of land (Lot No. 4059–R of the consolidation and subdivision plan Pcs–319, being a portion of the consolidated lots Nos. 2045 and 3735 of the Cad. survey of Pasay G. L. R. O. Cad. Record No. 1352) situated in S. Isidro, Pasay, Rizal. Bounded on the NE by Taft Ave.; on the SE by Lot No. 4059–G; on the SW by Lot No. 4059–Q; and on the NW by Lot No. 4059–P.

Area—739 square meters.

TRANSFER CERTIFICATE OF TITLE NO. 69137, BOOK T–235

A parcel of land (Lot 4059–S of the consolidation and subdivision Plan Pcs.–319, being a portion of the consolidated lots Nos. 2045 and 3735 of the Cad. Survey of Pasay G. L. R. O. Cad. Record No. 1352) situated in S. Isidro, Pasay, Rizal. Bounded on the NE. Lot 4059–T; on the SE. Lot 4059–U; on the SW. Calle Luna, and on the NW. Lot 4059–Q.

Area—557 square meters.

TRANSFER CERTIFICATE OF TITLE NO. 69138, BOOK T–235

A parcel of land (Lot No. 4059–T of the consolidation and subdivision plan Pcs.–319, being a portion of the consolidated lots Nos. 2045 and 3735 of Cad. Survey of Pasay G. L. R. O. Cad. Record No. 1352), situated in S. Isidro, Pasay, Rizal. Bounded on the NE by Taft Ave.; on the SE by lot 4059–V; on the SW by Lot 4059–S; and on the NW by Lot 4059–R.

Area—707 square meters.

TRANSFER CERTIFICATE OF TITLE NO. 69139, BOOK T–235

A parcel of land (Lot No. 4059–U of the consolidation and subdivision plan Pcs–1352, being a portion of the consolidated lots Nos. 2045 and 3735 of the Cad. Sur. of Pasay, G. L. R. O. Record No. 1352), situated in S. Isidro, Pasay, Rizal. Bounded on the NE Lot 4059–V; on the SE Lot 4059–W; and Calle Buendia; on the SW Calle Luna; and on the NW Lot 4059–S.

Area—543 square meters.

TRANSFER CERTIFICATE OF TITLE NO. 69140, BOOK T–235

A parcel of land (Lot No. 4059–V of the consolidation and subdivision plan Pcs–319, being a portion of the consolidated Lots Nos. 2045 and 3735 of the Cad. Survey of Pasay, G. L. R. O. Cad. Record No. 1352) situated in S. Isidro, Pasay, Rizal. Bounded on the NE by Taft Ave.; on the SE by Lot 4059–W; on the SW by Lot 4059–W; and on the NW by Lot 4059–T.

Area—656 square meters.

[F. R. Doc. 46–10131; Filed, June 13, 1946; 11:38 a. m.]

[Vesting Order 6416]

KINSEI NAKAGAWA

In re: Bank account owned by Kinsei Nakagawa. F–39–3174–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Kinsei Nakagawa, whose last known address is Japan, is a resident of Japan and a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Agnes Foyer, by The First National Bank of Boston, Boston, Massachusetts, arising out of a savings account, Account Number 9–51542, entitled Foyer, Agnes, Agent for Kinsei Nakagawa, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Kinsei Nakagawa, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires

that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 4, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-10181; Filed, June 14, 1946; 11:16 a. m.]

[Vesting Order 6417]

GERARD H. PFAFF

In re: Bank account owned by Gerard H. Pfaff. File No.: F-28-2985 E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Gerard H. Pfaff, whose last known address is Niehl Memelerstrasse 2, Cologne, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Joseph Kruger, by United States Trust Company, 30 Court Street, Boston 1, Massachusetts, arising out of a savings account, Account Number 26893, entitled Joseph Kruger, atty. for Gerard H. Pfaff, maintained at the aforesaid bank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Gerard H. Pfaff, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 4, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-10182; Filed, June 14, 1946; 11:16 a. m.]

[Vesting Order 6422]

FRANZISKA SCHNEIDER

In re: Debt owing to Franziska Schneider.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Franziska Schneider, whose last known address is Dreisen, Palatinate, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: All those debts or other obligations owing to Franziska Schneider, by Richter & Keiser, Inc., 186 Remsen Street, Brooklyn 2, New York, including particularly but not limited to a portion of the sum of money on deposit with Manufacturers Trust Company, 55 Broad Street, New York, New York, in a dollar account, entitled Richter & Kaiser, Inc., Special, Blocked as German Nationals, maintained at the branch office of the aforesaid bank located at 209 Montague Street, Brooklyn, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 4, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-10183; Filed, June 14, 1946; 11:16 a. m.]

[Vesting Order 6423]

NANY SCHROEDER

In re: Debt owing to Nany Schroeder.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Nany Schroeder, whose last known address is Norder Strasse 8, Neldorf, Holstein, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: All those debts or other obligations owing to Nany Schroeder, by Richter & Kaiser, Inc., 186 Remsen Street, Brooklyn, 2, New York, including particularly but not limited to a portion of the sum of money on deposit with Manufacturers Trust Company, 55 Broad Street, New York, New York, in a dollar account, entitled Richter & Kaiser, Inc. Special, Blocked as German Nationals, maintained at the branch office of the aforesaid bank located at 209 Montague Street, Brooklyn, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 4, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-10184; Filed, June 14, 1946; 11:16 a. m.]

[Vesting Order 6424]

ELISE SEILER

In re: Debt owing to Elise Seiler.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Elise Seiler, whose last known address is Deggendorf, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: All those debts or other obligations owing to Elise Seiler, by Richter & Kaiser, Inc., 186 Remsen Street, Brooklyn, 2, New York, including particularly but not limited to a portion of the sum of money on deposit with Manufacturers Trust Company, 55 Broad Street, New York, New York, in a dollar account, entitled Richter & Kaiser, Inc. Special, Blocked as German Nationals, maintained at the branch office of the aforesaid bank located at 209 Montague Street, Brooklyn, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 4, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-10185; Filed, June 14, 1946; 11:16 a. m.]

[Vesting Order 6425]

FRANZISKA SEILER

In re: Debt owing to Franziska Seiler.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Franziska Seiler, whose last known address is Deggendorf, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: All those debts or other obligations owing to Franziska Seiler, by Richter & Kaiser, Inc., 186 Remsen Street, Brooklyn, 2, New York, including particularly but not limited to a portion of the sum of money on deposit with Manufacturers Trust Company, 55 Broad Street, New York, New York, in a dollar account, entitled Richter & Kaiser, Inc. Special, Blocked as German Nationals, maintained as the branch office of the aforesaid bank located at 209 Montague Street, Brooklyn, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany):

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 4, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10186; Filed, June 14, 1946; 11:16 a. m.]

[Vesting Order 6426]

MARIE SEILER

In re: Debt owing to Marie Seiler, also known as Maria Seiler.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Marie Seiler, also known as Maria Seiler, whose last known address is Deggendorf, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: All those debts or other obligations owing to Marie Seiler, also known as Maria Seiler, by Richter & Kaiser, Inc., 136 Remsen Street, Brooklyn 2, New York, including particularly but not limited to a portion of the sum of money on deposit with Manufacturers Trust Company, 55 Broad Street, New York, New York, in a dollar account, entitled Richter & Kaiser, Inc. Special, Blocked as German Nationals, maintained at the branch office of the aforesaid bank located at 209 Montague Street, Brooklyn, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 4, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-10187; Filed, June 14, 1946; 11:17 a. m.]

[Vesting Order 6427]

ERNST WAGNER

In re: Debt owing to Ernst Wagner.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned after investigation, finding:

1. That Ernst Wagner, whose last known address is Schmidtgaesschen 5, Idar-Oberstein 2, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: All those debts or other obligations owing to Ernst Wagner, by Richter & Kaiser, Inc., 186 Remsen Street, Brooklyn, 2, New York, including particularly but not limited to a portion of the sum of money on deposit with Manufacturers Trust Company, 55 Broad Street, New York, New York, in a dollar account entitled Richter & Kaiser, Inc. Special, Blocked as German Nationals, maintained at the branch office of the aforesaid bank located at 209 Montague Street, Brooklyn, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 4, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10188; Filed, June 14, 1946; 11:17 a. m.]

[Vesting Order 6428]

MAMIE WURR

In re: Debt owing to Mamie Wurr.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Mamie Wurr, whose last known address is 144 Lange Strasse, Ottersberg, near Bremen, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: All those debts or other obligations owing to Mamie Wurr, by Richter & Kaiser, Inc., 186 Remsen Street, Brooklyn, 2, New York, including particularly but not limited to a portion of the sum of money on deposit with Manufacturers Trust Company, 55 Broad Street, New York, New York, in a dollar account, entitled Richter & Kaiser, Inc., Special, Blocked as German Nationals, maintained at the branch office of the aforesaid bank located at 209 Montague Street, Brooklyn, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 4, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10189; Filed, June 14, 1946; 11:17 a. m.]

[Vesting Order 6429]

GEORGE ZITTEL

In re: Debt owing to George Zittel.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That George Zittel, whose last known address is Russingen, Palatinate, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: All those debts or other obligations owing to George Zittel, by Richter & Kaiser, Inc., 186 Remsen Street, Brooklyn 2, New York, including particularly but not limited to a portion of the sum of money on deposit with Manufacturers Trust Company, 55 Broad Street New York, New York, in a dollar account, entitled Richter & Kaiser, Inc. Special, Blocked as German Nationals, maintained at the branch office of the aforesaid bank located at 209 Montague Street, Brooklyn, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 4, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10190; Filed, June 14, 1946; 11:17 a. m.]

[Vesting Order 6430]

WILHELM ZITTEL

In re: Debt owing to Wilhelm Zittel.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Wilhelm Zittel, whose last known address is Russingen, Palatinate, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: All those debts or other obligations owing to William Zittel, by Richter & Kaiser, Inc., 186 Remsen Street, Brooklyn, 2, New York, including particularly but not limited to a portion of the sum of money on deposit with Manufacturers Trust Company, 55 Broad Street, New York, New York, in a dollar account, entitled Richter & Kaiser, Inc. Special, Blocked as German Nationals, maintained at the branch office of the aforesaid bank located at 209 Montague Street, Brooklyn, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the

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aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 4, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-10191; Filed, June 14, 1946; 11:17 a. m.]

Regulations

TITLE 6—AGRICULTURAL CREDIT

Chapter II—Commodity Credit Corporation

PART 260—FLUID MILK PAYMENT PROGRAM

MODIFICATION OF OFFER IN FORT WAYNE, IND., MARKETING AREA, JULY 1945 THROUGH JUNE 1946

In accordance with § 260.60, paragraph 5, of the offer entitled "Offer of the Commodity Credit Corporation to make Fluid Milk Payments in the Fort Wayne, Indiana, Marketing area during the Period July 1945 through June 1946", § 260.60, paragraph 1 of the offer is modified, effective June 18, 1946, at 12:01 a. m., c. d. s. t., by deleting the last sentence of paragraph 1 and substituting therefor the following: "The rate of payment per hundredweight of milk shall be, in any calendar month except the period June 18, 1946 to June 30, 1946, computed as follows: From the Class I price determined for such month pursuant to Order No. 32 subtract $3.53. For the period June 18, 1946 to June 30, 1946, the rate of payment shall be identical with the rate of payment computed for May 1946."

Issued this 18th day of June 1946.

[SEAL] COMMODITY CREDIT CORPORATION,
N. I. TAYLOR,
Acting President.

Attest:

MARION M. CRUMPLER,
Assistant Secretary.

[F. R. Doc. 46-10426; Filed, June 18, 1946; 11:18 a. m.]

TITLE 7—AGRICULTURE

Chapter XI—Production and Marketing Administration (War Food Distribution Orders)

[WFO 9-19, Amdt. 6]

PART 1220—FEED

OILSEED MEAL SET ASIDE

War Food Order No. 9-19, as amended (11 F.R. 789, 1145, 2213, 3077, 4445, 5853), is hereby further amended by deleting paragraph (b) and substituting in lieu thereof the following:

(b) *Quantity to be set aside.* No processor shall deliver oilseed meal to any person unless, at each processing plant operated by him, he shall, during each calendar month, set aside and hold for delivery as directed by the Order Administrator 10 percent of his production of oilseed meal during such calendar month.

This amendment shall become effective at 12:01 a. m., e. s. t., July 1, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order 9-19, as amended, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087, W.F.O. 9, 11 F.R. 669)

Issued this 14th day of June 1946.

[SEAL] C. C. FARRINGTON,
Acting Administrator, Production and Marketing Administration.

[F. R. Doc. 46-10367; Filed, June 17, 1946; 4:12 p. m.]

Reference

JUN 24 '46

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1934
OF THE UNITED STATES

FEDERAL REGISTER

VOLUME 11 NUMBER 119

Washington, Wednesday, June 19, 1946

The President

EXECUTIVE ORDER 9737

REVOKING SECTION 3 OF EXECUTIVE ORDER 9328 OF APRIL 8, 1943, RELATING TO THE STABILIZATION OF WAGES, PRICES, AND SALARIES

By virtue of the authority vested in me by the Constitution and the statutes, including the First War Powers Act, 1941, as amended, and the Emergency Price Control Act of 1942, as amended, and as President of the United States, it is ordered that section 3 of Executive Order No. 9328 of April 8, 1943, relating to the authority of the Chairman of the War Manpower Commission in connection with the stabilization of wages, prices, and salaries, be, and it is hereby, revoked.

HARRY S. TRUMAN

THE WHITE HOUSE,
June 17, 1946.

[F. R. Doc. 46-10388; Filed, June 17, 1946; 5:27 p. m.]

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[1] See E.O. 9737.

[WFO 9, Amdt. 8]

PART 1220—FEED

RESTRICTIONS ON DELIVERY, RECEIPT, AND USE OF SOYBEANS

War Food Order No. 9, as amended (11 F.R. 669, 2215, 2436, 4383), is hereby further amended as follows:

1. By adding immediately after paragraph (a) (17) the following new paragraphs:

(18) "Soybean merchandiser" means any person, other than a country shipper, who buys and sells soybeans on his own account.

(19) "Soybean trucker-merchant" means any person who purchases soybeans at the farm from the producer and, without warehousing, delivers them to a buyer by truck.

(20) "Terminal elevator operator" means a person who owns or operates a grain elevator, warehouse, or barge loading or car loading facility, located at a terminal or subterminal market.

2. By deleting paragraph (d) (2) and substituting in lieu thereof the following:

(2) No person shall, during any calendar month, receive or direct the delivery of protein meal, or contract or offer to receive or direct the delivery thereof, whether by purchase and sale, trade, barter, gift, loan, exchange, or otherwise, in any quantity in excess of the total quantity of protein meal received by such person during the corresponding calendar month of 1945. In computing the maximum amount of protein meal which may be received or contracted for, or the delivery of which may be directed under this paragraph (d) (2), urea shall be counted as protein meal at the rate of six (6) tons of protein meal per ton of urea.

3. By deleting paragraph (h), and substituting in lieu thereof the following:

(h) *Restrictions on soybean purchases and inventories.* (1) No processor, soybean products manufacturer or seed dealer shall purchase or accept delivery of soybeans of the following crops, or contract to purchase or accept delivery thereof, in any quantity which will cause his inventory of soybeans of such crop, plus all quantities thereof with respect to which he has a contract to purchase, to exceed his manufacturing, processing or seed sales requirements for the following periods:

(i) 1945 crop soybeans—period ending October 10, 1946.

(ii) 1946 crop soybeans—period ending October 10, 1947.

(2) No country shipper, terminal elevator operator, soybean merchandiser, soybean trucker merchant, or other person engaged in buying and selling soybeans shall purchase or accept delivery of soybeans, or contract to purchase or accept delivery thereof, in any quantity which will cause his inventory of soybeans, plus all quantities thereof with respect to which he has a contract to purchase, to exceed his delivery requirements under existing contracts with processors, soybean products manufacturers, seed dealers and the Commodity Credit Corporation, plus 2,000 bushels.

(3) No person other than a processor, soybean products manufacturer, seed dealer, country shipper, soybean trucker-merchant, soybean merchandiser, or terminal elevator operator shall purchase or accept delivery of soybeans, or contract to purchase or accept delivery thereof, in any quantity which will cause his inventory of soybeans, plus all quantities thereof with respect to which he has a contract to purchase, to exceed his delivery requirements under existing contracts with the Commodity Credit Corporation, plus his planting requirements, plus his requirements for sales for human consumption.

This amendment shall become effective at 12:01 a. m., e. s. t., June 10, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 9, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violations, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087)

Issued this 10th day of June 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary.

[F. R. Doc. 46–10008; Filed, June 12, 1946; 1:31 p. m.]

[WFO 66, Amdt. 16]

PART 1468—GRAINS

GRAIN AND GRAIN PRODUCTS

War Food Order No. 66, as amended (11 F.R. 2215, 5105), is hereby further amended as follows:

1. By deleting the provisions of § 1468.2 (a) (3) and inserting, in lieu thereof, the following:

(3) "Grain" means all grain, whether malted or unmalted, including, but not being limited to, barley, wheat, rice, corn, sorghum grains, and soybeans, whether in the form of whole grain, or in the form of flakes, grits (except refined corn grits), or other starch material.

2. By deleting the provisions of § 1468.2 (a) (4) and inserting, in lieu thereof, the following:

(4) "Grain products" means (i) refined corn grits, and (ii) all sugars and syrups derived, in whole or in part, from grain.

3. By deleting the provisions of § 1468.2 (b) (6) and inserting, in lieu thereof, the following:

(6) Of the quantity of malt beverages manufactured by any brewer during any quota period, not more than 96 percent thereof shall contain in excess of 3.2 percent of alcohol by weight.

4. By deleting the provisions of § 1468.2 (b) (7) and inserting, in lieu thereof, the following:

(7) No brewer, unless authorized by the Administrator, shall sell or deliver, in any quota period, malt beverages having an alcoholic content of 3.2 percent, or less, by weight: *Provided*, That any brewer, without authorization from the Administrator, may sell or deliver, in any quota period, any malt beverages having an alcoholic content of 3.2 percent, or less, by weight, in excess of the quantity of malt beverages equal to 4 percent of all malt beverages manufactured by him in the same quota period.

The provisions of this amendment shall become effective as of 12:01 a. m., e. s. t., June 1, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken under said War Food Order No. 66, as amended, prior to the effective time of the provisions of this amendment, the provisions of the said War Food Order No. 66, as amended, in effect prior to the effective time of the provisions of this amendment shall be deemed to continue in full force and effect for the purpose of sustaining any proper suit, action, or other proceeding with regard to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087).

Issued this 10th day of June 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-9814; Filed, June 10, 1946; 12:52 p. m.]

[WFO 144, Amdt. 9]

PART 1468—GRAIN

WHEAT AND FLOUR

War Food Order No. 144, as amended (11 F. R. 2501, 3243, 3392, 4289, 4323, 4445, 5644) is hereby further amended to read as follows:

(a) *Definitions.* (1) "Wheat" means any grain which, before the removal of dockage, consists of 50 percent or more of wheat and not more than 10 percent of other grains for which standards have been established under the provisions of the United States Grain Standards Act (7 U.S.C. 71–87) and which, after the removal of dockage, contains not more than 50 percent of broken kernels of grain of any size. The term "wheat" includes whole wheat, ground wheat, cracked wheat, or wheat in any other form, but does not include wheat mill feeds, emmer, spelt, einkorn, Polish wheat, or poulard wheat.

(2) "Flour" means (i) flour from wheat, (ii) farina, or (iii) semolina, as defined in subparagraphs (6), (13), and (15) of section 16 (a) of Revised Maximum Price Regulation No. 296 of the Office of Price Administration, as amended, or as it may be amended or revised from time to time.

(3) "Mixed feed" means any feed manufactured for sale for the feeding of livestock or poultry.

(4) "Excess wheat" means all wheat in the inventory of a merchandiser or country shipper, over and above the quantity needed to make deliveries on export sales supported by export licenses issued by the Office of International Trade, Department of Commerce, or on sales supported by contracts with merchandisers, millers, mixed feed manufacturers, food manufacturers, or feeders.

(5) "Wheat mill feeds" means those by-products usually obtained in the commercial process of flour milling, commonly designated as wheat bran, wheat middlings, wheat shorts, wheat red dog, bran and middlings (mill run wheat feeds), and low grade feed flour.

(6) "Merchandiser" means any person, other than a country shipper or trucker merchant, who buys and sells wheat on his own account.

(7) "Trucker merchant" means any person who purchases wheat from producers and, without warehousing, delivers such wheat to a buyer by truck.

(8) "Country shipper" means any person who, at places other than terminal markets, is engaged in the business of purchasing wheat directly from farmers and storing and selling the same.

(9) "Producer" means any person who, at the time of harvest, owns or has a beneficial interest in wheat. The term "producer" includes but is not limited to a landlord, tenant, sharecropper, owner or operator of the land from which the wheat was harvested, or assignee or mortgagee of the crop.

(10) "Feeder" means any person who feeds grain or mixed feed to livestock or poultry.

(11) "Grain elevator" means any elevation facility for receiving, loading or unloading grain, or any warehouse or other type of storage structure, or any car loading or barge loading facility, which receives grain for storage or for resale or other disposition.

(12) "Distributor" means any person, including a blender, engaged in the business of buying and selling flour on his own account, except retail dealers who customarily handle less than one carload per month.

(13) "Miller" means any person engaged in the commercial manufacture of flour.

(14) "Mixed feed manufacturer" means any person engaged in the commercial manufacture of mixed feed.

(15) "Food manufacturer" means any person, other than a brewer or distiller, who uses wheat or flour in the commercial manufacture of edible products for human consumption, and includes but is not limited to, bakers, breakfast food manufacturers, and manufacturers of spaghetti, macaroni, and similar products, excluding, however, any food manufacturer as defined above who customarily uses less than one carload of wheat or flour, as the case may be, per month.

(16) "Inventory" means the total quantity of wheat or flour owned by any person, whether in store or in transit.

(17) "Director" means the Director, Grain Branch, Production and Marketing Administration, serving the Wheat Loan Program area in which the offering person is located. The various Wheat Loan Program areas and the addresses of the Directors serving each area are as follows:

Address of Director and Area

208 South LaSalle St., Chicago 4, Ill.; Connecticut, Delaware, Illinois, Indiana, Iowa, Kentucky, Maryland, Maine, Massachusetts, Michigan, New Hampshire, New Jersey, New York, North Carolina, Ohio, Pennsylvania, Rhode Island, Tennessee, Vermont, Virginia, West Virginia.

Dwight Bldg., 1004 Baltimore Ave., Kansas City 13, Mo.; Alabama, Arkansas, Colorado, Georgia, Florida, Kansas, Louisiana, Mississippi, Missouri, Nebraska, New Mexico, Oklahoma, South Carolina, Texas, Wyoming.

McKnight Bldg., Minneapolis 1, Minn.; Minnesota, Montana, North Dakota, South Dakota, Wisconsin.

304 Artisans Bldg., Portland 5, Oreg.; Arizona, California, Idaho, Nevada, Oregon, Utah, Washington.

(18) "Person" means any individual, partnership, association, business trust, corporation, or any organized group of persons whether incorporated or not.

(19) "Administrator" means the Administrator, Production and Marketing Administration, United States Department of Agriculture, or any employee of the United States Department of Agriculture to whom the Administrator has delegated, or may hereafter delegate, any or all of the authority vested in him by this order.

USE OF WHEAT

(b) *Use of wheat by mixed feed manufacturers.* (1) No mixed feed manufacturer shall, during any calendar month, use wheat in the manufacture of mixed feed, including grain base mixes, in excess of 60 percent of the average monthly quantity of wheat so used by such manufacturer during the period from December 1, 1945, to January 31, 1946, *Provided, however*, That any mixed feed manufacturer located in the States of Colorado, Idaho, Nevada, Oregon, Utah or Washington, or in that part of the State of Montana which is on or south of the main line of the Chicago-Milwaukee-St. Paul and Pacific Railroad or west of the continental divide may, to the extent that grains other than wheat are not available, use wheat in the manufacture of mixed feed in a quantity sufficient to bring his total monthly use of grain up to 80 percent of the quantity of all grains so used by such manufacturer during the corresponding calendar month of 1945.

(2) Wheat sold by a mixed feed manufacturer, wherever located, for use as feed shall be considered as wheat used in the manufacture of mixed feed within the meaning of this paragraph (b).

(c) *Use of wheat in grain mixtures.* No person shall use wheat in any form in making any mixture of grains for sale as an ingredient in the manufacture of mixed feed.

(d) *Use of wheat by millers.* Except for export purposes or for delivery to the Commodity Credit Corporation, no miller shall, during any calendar month, produce flour in excess of the following percentages of the average monthly quantity of flour distributed by such miller for domestic use or consumption during 1945:

Month:	Percentage
June 1946	75
July 1946 and following months	85

(e) *Extraction rate.* (1) Except as hereinafter provided, no miller shall produce any flour which consists of less than 80 percent by weight of the cleaned wheat from which such flour is produced.

(2) Flour sold and covered by export license for export to any port located between the Tropic of Cancer and the Tropic of Capricorn may consist of less than 80 percent by weight of the cleaned wheat from which such flour was produced, but shall not consist of less than 72 percent of such weight, except that no minimum extraction rate limit shall apply to flour sold for export to the West Coast of Africa.

(3) Any miller may produce farina subject to the following requirements:

(i) The quantity of farina produced shall not exceed five percent by weight of the straight run of flour from which such farina is separated;

(ii) The weight of such farina, when added to the weight of the remainder of the flour from which such farina was separated, shall equal not less than 80 percent of the weight of the cleaned wheat from which such products were produced.

(f) *Use of wheat by food manufacturers.* Except for export purposes or for delivery to the Commodity Credit Corporation, no food manufacturer shall, during any calendar month, use wheat in the manufacture of edible products for human consumption in excess of the following percentages of the average monthly quantity of wheat used by such manufacturer in the manufacture of edible products for domestic human consumption during 1945.

Month:	Percentage
June 1946	75
July 1946 and following months	85

WHEAT SET ASIDE

(g) *Wheat set aside.* (1) "Set aside type wheat," as used in this paragraph (g) means wheat grading number 3 or better, number 4 or 5 on test weight only, or grading tough, light garlicky, or garlicky, produced in the following States and counties:

(i) All counties in the following States:

Idaho.	Minnesota.	Ohio.
Illinois.	Missouri.	Oklahoma.
Indiana.	Montana.	Pennsylvania.
Iowa.	Nebraska.	South Dakota.
Kansas.	New York.	Texas.
Michigan.	North Dakota.	Wyoming.

(ii) The following counties in the State of Colorado: Adams, Arapahoe, Baca, Bent, Boulder, Cheyenne, Clear Creek, Crowley, Custer, Douglas, Elbert, El Paso, Fremont, Gilpin, Huerfano, Jefferson, Kiowa, Kit Carson, Larimer, Las Animas, Lincoln, Logan, Morgan, Otero, Park, Phillips, Prowers, Pueblo, Sedgwick, Teller, Washington, Weld, and Yuma.

(iii) The following counties in the State of Maryland: Allegany, Anne Arundel, Baltimore, Calvert, Carroll, Cecil, Charles, Fredrick, Garrett, Harford, Howard, Montgomery, Prince Georges, Saint Marys and Washington.

(iv) The following counties in the State of New Mexico: Chaves, Curry, Eddy, De Baca, Guadalupe, Lea, Lincoln, Otero, Quay, and Roosevelt.

(v) The following counties in the State of Oregon: Baker, Crook, Gilliam, Grant, Harney, Jefferson, Lake, Malheur, Morrow, Sherman, Umatilla, Union, Wallowa, Wasco and Wheeler.

(vi) The following counties in the State of Utah: Box Elder, Cache, and Weber.

(vii) The following counties in the State of Washington: Adams, Asotin, Benton, Chelan, Clark, Columbia, Cowiltz, Douglas, Ferry, Franklin, Garfield, Grant, King, Kittitas, Klickitat, Lewis, Lincoln, Okanogan, Pend Oreille, Pierce, Skagit, Skamania, Snohomish, Spokane, Stevens, Thurston, Walla Walla, Whitman and Yakima.

(2) No producer shall deliver set aside type wheat to a grain elevator for storage or any other purpose, unless, within 15 days from the time of such delivery, not less than one-half of all such wheat shall be sold to such elevator, or to another elevator, or to a merchandiser, miller or other processor: *Provided, however*, That this provision shall not apply to:

(i) Wheat delivered for the account of the Commodity Credit Corporation;

(ii) Wheat delivered to a grain elevator owned by a cooperative organization, the operations of which are confined to the storage of wheat for members only.

(3) No trucker merchant shall deliver set aside type wheat to a grain elevator for storage or for any other purpose unless, within 15 days from the time of such delivery, such wheat is sold to such elevator or to another elevator, or to a merchandiser, miller or other processor.

(4) No merchandiser, miller or other processor, and no owner or operator of a grain elevator, shall purchase or accept delivery or wheat unless he shall:

(i) Set aside, reserve and hold for delivery to the Commodity Credit Corporation not less than one-half of all set aside type wheat purchased by him from producers or trucker merchants;

(ii) Deliver to the Commodity Credit Corporation, in the form of either wheat or flour, all wheat set aside, reserved and held under paragraph (g) (4) (i) hereof, such delivery to be made as directed by the Commodity Credit Corporation.

DELIVERIES AND USE OF WHEAT MILL FEEDS AND FLOUR

(h) *Prohibited deliveries of wheat mill feeds and flour.* No miller shall sell or deliver wheat mill feeds to any person except feeders and persons regularly engaged in the business of manufacturing or distributing feed, nor flour to any person other than one regularly engaged in the business of distributing flour or processing the same into other products, or for home consumption by the recipient thereof.

(i) *Use of flour in mixed feed.* No person shall use flour in the manufacture of mixed feed unless such flour is unfit for human consumption.

INVENTORIES

(j) *Distributors' flour inventories.* No distributor shall, except for immediate resale for export, accept delivery of flour if, after such acceptance, his inventory of flour will exceed a 30-day supply based upon his average monthly deliveries of flour during the six preceding calendar months.

(k) *Food manufacturers' flour inventories.* No food manufacturer shall accept delivery of flour in any quantity if, after such acceptance, his inventory of flour will exceed his average monthly use of flour during 1945.

(l) *Exemption for carload lots.* Notwithstanding any other provision of this order, any person whose inventory of flour does not exceed the quantity permissible under the applicable provision of this order, may accept delivery of one carload lot.

OFFERS OF WHEAT TO COMMODITY CREDIT CORPORATION

(m) *Offers of excess wheat.* All excess wheat which a merchandiser or country shipper has on hand as of the close of market each week shall be offered to the Director before noon of the following Monday for sale and delivery to the Commodity Credit Corporation. A country shipper offering such wheat may indicate the merchandiser through whom he desires the transaction to be handled. All excess wheat so offered which has not been accepted within two days from the time of such offer shall be considered as having been refused by the Commodity Credit Corporation but shall remain subject to all other provisions of this order in the same manner as if such offer had not been made.

GENERAL PROVISIONS

(n) *Records and reports.* (1) All certificates executed under this order as heretofore in effect shall be retained for at least two years and shall, upon request, be submitted to the Administrator for examination. All statements contained in such certificates shall be deemed representations to an agency of the United States. No person shall be entitled to rely upon any such certificate if he knows or has reasonable cause to believe it to be false.

(2) The Administrator shall be entitled to obtain such information from and require such reports and the keeping of such records by, any person, as may be necessary or appropriate, in his discretion, to the enforcement or administration of the provisions of this order, subject to approval by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(3) Every person subject to this order shall, for at least two years or for such period of time as the Administrator may designate, maintain an accurate record of his milling of wheat, production of flour or mixed feed, and his transactions in these commodities.

(o) *Transfers between branches or departments.* The transfer of wheat or flour between units, departments, branches, plants, or companies owned, controlled, or directed by the same person but engaged in separate activities as merchandisers, trucker merchants, country shippers, millers, distributors, food manufacturers, or mixed feed manufacturers, shall constitute delivery and acceptance of delivery within the meaning of this order.

(p) *Existing contracts.* The restrictions of this order shall be observed without regard to existing contracts or any rights accrued or payments made thereunder.

(q) *Audits and inspections.* The Administrator shall be entitled to make such audits or inspections of the books, records and other writings, premises, or stocks of wheat and flour of any person, and to make such investigations as may be necessary or appropriate, in his discretion, to the enforcement or administration of the provisions of this order.

(r) *Petition for relief from hardship.* Any person affected by this order who considers that compliance herewith would work an exceptional or unreasonable hardship on him may file a petition for relief with the Order Administrator. Petitions shall be in writing and shall set forth all pertinent facts and the nature of the relief sought. The Order Administrator may take any action with reference to such petition which is consistent with the authority delegated to him by the Administrator. If the petitioner is dissatisfied with the action taken by the Order Administrator, he may, by request addressed to the Order Administrator, obtain a review of such action by the Administrator. After said review, the Administrator may take such action as he deems appropriate, which action shall be final.

(s) *Violations.* Any person who violates any provision of this order may, in accordance with the applicable procedure, be prohibited from receiving, delivering, or using wheat or flour. Any person who wilfully violates any provision of this order is guilty of a crime and may be prosecuted under any and all applicable laws. Civil action may also be instituted to enforce any liability or duty created by, or to enjoin any violation of, any provision of this order.

(t) *Delegation of authority.* The administration of this order and the powers vested in the Secretary of Agriculture insofar as such powers relate to the administration of this order, are hereby delegated to the Administrator. The Administrator is authorized to redelegate to any employee of the United States Department of Agriculture any or all of the authority vested in him by this order.

(u) *Communications.* All reports required to be filed hereunder and all communications concerning this order shall, unless otherwise provided, be addressed to the Order Administrator, War Food Order No. 144, Grain Branch, Production and Marketing Administration, United States Department of Agriculture, Washington 25, D. C.

(v) *Territorial scope.* This order shall apply within the 48 States and the District of Columbia.

(w) *Effective date.* This amendment shall become effective at 12:01 a. m., e. s. t., June 19, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 144, as amended, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

NOTE: All reporting and record-keeping requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087)

Issued this 18th day of June 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary.

[F. R. Doc. 46-10427; Filed, June 18, 1946; 11:18 a. m.]

TITLE 19—CUSTOMS DUTIES

Chapter I—Bureau of Customs

[T. D. 51473]

PART 52—REGULATIONS UNDER TRADING WITH THE ENEMY ACT

RESTRICTED IMPORTATIONS; ART OBJECTS

JUNE 13, 1946.

T. D. 51072 of June 8, 1944 (19 CFR, 1944 Supp., 52.12, 52.13, 52.14), which prescribed regulations under the authority of sections 3 (a) and 5 (b) of the Trading with the Enemy Act, as amended, with respect to the release of art objects from customs custody, is hereby revoked.

[SEAL] E. H. FOLEY, Jr.,
Acting Secretary of the Treasury.

[F. R. Doc. 46-10355; Filed, June 17, 1946; 1:29 p. m.]

TITLE 24—HOUSING CREDIT

Chapter VI—Federal Public Housing Authority, National Housing Agency

PART 601—URBAN LOW-RENT HOUSING AND SLUM CLEARANCE

MANAGEMENT POLICY, MANAGEMENT PROGRAMS, AND MANUAL OF OPERATIONS

JUNE 15, 1946.

Section 601.401 is amended to read as follows:

§ 601.401 *Statement of Management Policy, Management Programs, and Manual of Operations.* The local authority shall formalize its determinations on management policy and procedure and submit them to the FPHA for review and approval. The documents in which the local authority will present its determinations are the Statement of Management Policy applicable to all its low-rent housing and Management Programs applicable to the respective developments.

(a) *Statement of Management Policy.* The Statement of Management Policy comprises the underlying major policies adopted by the local authority for the administration of all developments undertaken by it with the financial aid of the FPHA. The Statement of Management Policy forms a part of each Development Program; it shall be submitted and approved with the first Development Program of a local authority as provided in section 204; and, in its most recently revised form, shall be incorporated by reference in all subsequent Development Programs.

(b) *Management program.* A Management Program is the statement of management determinations for a specific development. It includes the specific rents and dwelling utility allowances included therein, income limits, occupancy standards, and estimates of average annual income and expense and of required Federal annual contributions and other determinations which shall govern the administration of the development. The Management Program forms a part of the Development Program and shall be submitted and approved as provided in section 204.

(c) *Required revisions.* Within 30 days after the award of the main construction contract, the local authority shall submit such revision of the Management Program (and particularly of the estimate of average annual income and expense) as is necessitated by any changes made in the Development Program up to that date.

(d) *Subsequent revisions and additions.* If further changes become necessary in any of the policies or determinations incorporated in the Statement of Management Policy or in Management Programs, such changes shall be made through a formal revision of the appropriate documents, and shall be approved by the FPHA, and adopted by the local authority. These documents, as revised, shall at all times reflect the current policy in respect to all the low-rent housing of the local authority, and the specific determinations in respect to particular developments.

(e) *Manual of Operations.* Not later than 30 days after the award of the main construction contract, the local authority shall establish, adopt, and file with the FPHA a proposed Manual of Operations for each development. The Manual shall contain (1) specific recording, reporting, and other administrative procedures, (2) procedures, specimen forms and instructions for tenant selection and reexamination and proposed form of dwelling lease or other agreement, (3) procedures and standards for maintenance and operation of the physical plant, and (4) personnel and procurement policies. Such policies, procedures, standards, forms, and instructions shall be in accordance with the requirements set forth hereinafter and such other standards established by the FPHA.

(U. S. Housing Act of 1937, as amended (Pub. Law 412, 75th Cong.))

PHILIP M. KLUTZNICK,
Commissioner.

[F. R. Doc. 46-10397; Filed, June 18, 1946; 10:24 a. m.]

PART 601—URBAN LOW-RENT HOUSING AND SLUM CLEARANCE

PREVIOUS SUBSTANDARD HOUSING CONDITIONS

JUNE 15, 1946.

Section 601.404 (c) is amended to read as follows:

§ 601.404 *Conditions for tenant admission.* • • •

(c) *Previous substandard housing condition.* The tenant shall at the time of admission have been living in an unsafe, insanitary, or over-crowded dwelling, as defined by the local authority in its Statement of Management Policy, or have been displaced by a slum-clearance project or by off-site elimination in compliance with the equivalent elimination agreement.

The provisions of this paragraph shall not be applicable in the case of the family of any serviceman or the family of any veteran who has been discharged (other than dishonorably) from, or to the family of any serviceman who died in, the armed forces of the United States, where application for admission is made not later than July 1, 1950. The term "veterans" shall mean persons who have served in the military or naval forces of the United States during World War II. The term "servicemen" shall mean persons in the military or naval forces of the United States who served therein during World War II.

(U. S. Housing Act of 1937, as amended (Pub. Law 412, 75th Cong.))

PHILIP M. KLUTZNICK,
Commissioner.

[F. R. Doc. 46-10398; Filed, June 18, 1946; 10:24 a. m.]

PART 601—URBAN LOW-RENT HOUSING AND SLUM CLEARANCE

TENANT SELECTION

JUNE 15, 1946.

Section 601.405 is amended to read as follows:

§ 601.405 *Tenant selection.* The local authority shall select tenants on a uniform and objective basis, and in accordance with an established procedure which shall conform to the requirements of this section.

(a) *Preference.* Among eligible applicants within each income grade, preference shall be given first to families of servicemen and to families of veterans who have been discharged (other than dishonorably) from, and to families of servicemen who died in, the armed forces of the United States, where application for admission is made not later than July 1, 1950, and second, to families who have been displaced from the site of a slum clearance project or displaced by off-site elimination in compliance with the equivalent elimination agreement. Within each of the above categories of families and as among other eligible applicants, preference shall be given to those in the greatest need giving consideration to the degree of substandard housing conditions (or lack of housing in the case of families for whom the substandard housing requirements do not apply) and such other factors of need as the local authority shall determine.

(b) *Evidence of eligibility.* The local authority shall obtain a written statement from each family applying for admission setting forth the facts which relate to its eligibility. The local authority shall verify and certify to the accuracy of these statements for each family admitted.

(c) *Non-discrimination.* There shall be no discrimination in the selection of tenants because of religious, political, or other affiliations.

(d) *Lease required.* A responsible member of the tenant-family shall execute a written lease or other enforceable agreement containing, among other things, an agreement to furnish the local authority with information regarding its eligibility for continued occupancy and an agreement to vacate the dwelling if the tenant-family becomes ineligible for continued occupancy. Such lease or other agreement shall establish a sound landlord and tenant relationship with equitable standards of protection for the tenant and the local authority. Accordingly, such lease shall not contain any provision absolving the local authority from liability for its own negligence nor any provision under which the tenant agrees to confess judgment or to waive any other legal rights of the tenant.

(U. S. Housing Act of 1937, as amended (Pub. Law 412, 75th Cong.))

PHILIP M. KLUTZNICK,
Commissioner.

[F. R. Doc. 46-10399; Filed, June 18, 1946; 10:24 a. m.]

PART 601—URBAN LOW-RENT HOUSING AND SLUM CLEARANCE

ESTIMATE OF AVERAGE ANNUAL INCOME AND EXPENSE

JUNE 15, 1946.

Section 601.408 is amended to read as follows:

§ 601.408 *Estimate of Average Annual Income and Expense.* The Estimate of Average Annual Income and Expense is a forecast of the average yearly income and expense of the development over the life of the Contract for Financial Aid. It is designed to provide a long-term financial prospectus of the development, and to form the basis upon which reserves are established.

An Estimate of Average Annual Income and Expense for each development shall be included in the Management Program, and a revised Estimate, if necessary, shall be prepared within 30 days after the award of the main construction contract (see section 401 (b) and (c)). The Average Annual Estimate shall be based on the average income and expense anticipated during the first 10 years after the end of the initial operating period. It shall be supplemented by an estimate of the additional average annual expense for repairs, maintenance, and replacements anticipated after the first 10 years. No Contract for Financial Aid shall be approved if the Federal annual contributions estimated to be required for the project during the first 10 years exceed the maximum Federal annual contribution less the estimated additional average annual expense for repairs, maintenance, and replacements required for the developments comprising the project after the first 10 years.

The Estimate of Average Annual Income and Expense will be based upon the estimating factors developed by the FPHA with such adjustments as are required to adapt the factors to local conditions and operating plans. The local authority shall submit to the FPHA for review and approval a revised Estimate of Average Annual Income and Expense if a permanent change in the probable cost of project operation has occurred as a result of permanent changes in cost levels, financing, operating improvements, or other circumstances. Temporary changes in cost levels, however, do not justify revised Average Annual Estimates since these estimates are essentially long-term financial forecasts.

(U. S. Housing Act of 1937, as amended (Public Law 412, 75th Cong.))

PHILIP M. KLUTZNICK,
Commissioner.

[F. R. Doc. 46-10400; Filed, June 18, 1946; 10:24 a. m.]

PART 601—URBAN LOW-RENT HOUSING AND SLUM CLEARANCE

DOCUMENTS, RECORDS, AND REPORTS

JUNE 15, 1946.

Section 601.501 is amended to read as follows:

§ 601.501 *Documents, records, and reports.* The Local Authority shall maintain in accordance with standards established by FPHA basic records and up-to-date operating records and reports documenting the development and the administration of each development and project. The local authority shall submit such financial, operating, and statistical reports, records, statements, and documents on a uniform and consistent basis as may be required, periodically or on a one-time basis, by the FPHA.

(U. S. Housing Act of 1937, as amended (Public Law 412, 75th Cong.))

PHILIP M. KLUTZNICK,
Commissioner.

[F. R. Doc. 46-10401; Filed, June 18, 1946; 10:24 a. m.]

PART 601—URBAN LOW-RENT HOUSING AND SLUM CLEARANCE

LIABILITY FOR NEGLIGENCE

JUNE 15, 1946.

Sections 601.510, 601.511, and 601.512 are hereby renumbered §§ 601.511, 601.512, and 601.513, respectively, with the following new section inserted in the Requirements and numbered § 601.510.

§ 601.510 *Liability for negligence.* The local authority shall not plead, nor permit any insurance company with which it is insured to plead, governmental immunity in any suit brought against it for damages arising out of the alleged negligence of such local authority.

(U. S. Housing Act of 1937, as amended (Public Law 412, 75th Cong.))

PHILIP M. KLUTZNICK,
Commissioner.

[F. R. Doc. 46-10402; Filed, June 18, 1946; 10:24 a.m.]

TITLE 26—INTERNAL REVENUE

Chapter I—Bureau of Internal Revenue

Subchapter A—Income and Excess Profits Taxes

Subchapter D—Employment Taxes

[T. D. 5522]

PART 29—INCOME TAX; TAXABLE YEARS BEGINNING AFTER DECEMBER 31, 1941

PART 405—COLLECTION OF INCOME TAX AT SOURCE ON WAGES

MISCELLANEOUS AMENDMENTS

In order to conform Regulations 111 (26 C.F.R., Cum. Supp., Part 29) to sections 1, 4 (a), (b), and (i), 8, 9, and 10 of the International Organizations Immunities Act (Title I, Public Law 291, 79th Congress), approved December 29, 1945, and Regulations 116 (26 CFR, 1944 Supp., Part 405) to sections 1, 4 (c) and (i), and 10 of such International Organizations Immunities Act, such regulations are amended as follows:

PARAGRAPH 1. There is inserted immediately preceding § 29.116–1 the following:

SEC. 4. *International Organizations Immunities Act.* (Title I, Public Law 291, 79th Congress, approved December 29, 1945.)

The Internal Revenue Code is hereby amended as follows:

(a) Effective with respect to taxable years beginning after December 31, 1943, section 116 (c), relating to the exclusion from gross income of income of foreign governments, is amended to read as follows:

(c) *Income of foreign governments and of international organizations.* The income of foreign governments or international organizations received from investments in the United States in stocks, bonds, or other domestic securities, owned by such foreign governments or by international organizations, or from interest on deposits in banks in the United States of moneys belonging to such foreign governments or international organizations, or from any other source within the United States.

(b) Effective with respect to taxable years beginning after December 31, 1943, section 116 (h) (1), relating to the exclusion from gross income of amounts paid employees of foreign governments, is amended to read as follows:

(1) *Rule for exclusion.* Wages, fees, or salary of any employee of a foreign government or of an international organization or of the Commonwealth of the Philippines (including a consular or other officer, or a nondiplomatic representative), received as compensation for official services to such government, internatonal organization, or such Commonwealth:

(A) If such employee is not a citizen of the United States, or is a citizen of the Commonwealth of the Philippines (whether or not a citizen of the United States); and

(B) If, in the case of an employee of a foreign government or of the Commonwealth of the Philippines, the services are of a character similar to those performed by employees of the Government of the United States in foreign countries or in the Commonwealth of the Philippines, as the case may be; and

(C) If, in the case of an employee of a foreign government or the Commonwealth of the Philippines, the foreign government or the Commonwealth grants an equivalent exemption to employees of the Government of the United States performing similar services in such foreign country or such Commonwealth, as the case may be.

* * * * *

PAR. 2. Section 29.116–2, as amended by Treasury Decision 5326, approved January 8, 1944, is further amended as follows:

(A) By striking out the heading of such section and inserting in lieu thereof the following:

§ 29.116–2 *Income of foreign governments, international organizations, and their employees.*—(a) *Foreign governments and their employees.* * * *

(B) By inserting at the end of such section the following:

(b) *International organizations and their employees.* Subject to the provisions of section 1 of the International Organizations Immunities Act (the provisions of which section are hereinafter set forth), the income of an international organization (as defined in section 3797 (a) (18)) received from investments in the United States in stocks, bonds, or other domestic securities, owned by such international organization, or from interest on deposits in banks in the United States of moneys belonging to such international organization, or from any other source within the United States, is exempt from Federal income tax. An organization designated by the President through appropriate Executive order as entitled to enjoy the privileges, exemptions, and immunities provided in the International Organizations Immunities Act may enjoy the benefits of the exemption with respect to income of the prescribed character received by such organization prior to the date of the issuance of such Executive order, if (1) the Executive order does not provide otherwise and (2) the organization is a public international organization in which the United States participates, pursuant to a treaty or under the authority of an Act of Congress authorizing such participation or making an appropriation for such participation, at the time such income is received. The exemption is effective only with respect to taxable years beginning after December 31, 1943.

Subject to the provisions of sections 1, 8, and 9 of the International Organizations Immunities Act, wages, fees, or salary of any officer or employee of an international organization (as defined in section 3797 (a) (18)) received as compensation for official services to such international organizations is exempt from Federal income tax, if such officer or employee (1) is not a citizen of the United States or (2) is a citizen of the Commonwealth of the Philippines (whether or not a citizen of the United States). An individual of the prescribed class who receives wages, fees, or salary as compensation for official services to an organization designated by the President through appropriate Executive order as entitled to enjoy the privileges, exemptions, and immunities provided in the International Organizations Immunities Act and who has been duly notified to and accepted by the Secretary of State as an officer or employee of such organization, or who has been designated by the Secretary of State, prior to formal notification and acceptance, as a prospective officer or employee of such organization, may enjoy the benefits of the exemption with respect to compensation of the prescribed character earned by such individual either prior to the date of the issuance of such Executive order, or prior to the date of such acceptance or designation by the Secretary of State, for official services to such organization, if (1) the Executive order does not provide otherwise, (2) the organization is a public international organization in which the United States participates, pursuant to a treaty or under the authority of an Act of Congress authorizing such participation or making an appropriation for such participation, at the time such compensation is earned, and (3) the individual is an officer or employee of such organization at such time. The compensation of citizens of the United States (other than citizens of the Commonwealth of the Philippines who are officers or employees of an international organization is not exempt from income tax. (But see section 116 (a).) The exemption with respect to wages, fees, or salary, referred to above, is effective only with respect to taxable years beginning after December 31, 1943.

Sections 1, 8, and 9 of the International Organizations Immunities Act provide as follows:

SECTION 1. For the purposes of this title [International Organizations Immunities Act], the term "international organization" means a public international organization in which the United States participates pursuant to any treaty or under the authority of any Act of Congress authorizing such participation or making an appropriation for such participation, and which shall have been designated by the President through appropriate Executive order as being entitled to enjoy the privileges, exemptions, and immunities herein provided. The President shall be authorized, in the light of the functions performed by any such international organization, by appropriate Executive order to withhold or withdraw from any such organization or its officers or employees any of the privileges, exemptions, and immunities provided for in this title (including the amendments made by this title) or to condition or limit the enjoyment by any such organization or its officers or employees of any such privilege, exemption, or immunity. The President shall be authorized, if in his judgment such action should be justified by reason of the abuse by an international organization or its officers and employees of the privileges, exemptions, and immunities herein provided or for any other reason, at any time to revoke the designation of any international organization under this section, whereupon the international organization in question shall cease to be classed as an international organization for the purposes of this title.

* * * * *

SEC. 8. (a) No person shall be entitled to the benefits of this title [International Organizations Immunities Act] unless he (1) shall have been duly notified to and accepted by the Secretary of State as a * * * officer, or employee; or (2) shall have been designated by the Secretary of State, prior to formal notification and acceptance, as a prospective * * * officer, or employee; * * *.

(b) Should the Secretary of State determine that the continued presence in the United States of any person entitled to the benefits of this title is not desirable, he shall so inform the * * * international organization concerned * * *, and after such person shall have had a reasonable length of time, to be determined by the Secretary of State, to depart from the United States, he shall cease to be entitled to such benefits.

(c) No person shall, by reason of the provisions of this title, be considered as receiving diplomatic status or as receiving any of the privileges incident thereto other than such as are specifically set forth herein.

SEC. 9. The privileges, exemptions, and immunities of international organizations and of their officers and employees * * *, provided for in this title (International Organizations Immunities Act), shall be granted notwithstanding the fact that the similar privileges, exemptions, and immunities granted to a foreign government, its officers, or employees, may be conditioned upon the existence of reciprocity by that foreign government: *Provided*, That nothing contained in this title shall be construed as precluding the Secretary of State from withdrawing the privileges, exemptions, and immunities herein provided from persons who are nationals of any foreign country on the ground that such country is failing to accord corresponding privileges, exemptions, and immunities to citizens of the United States.

PAR. 3. There is inserted immediately preceding § 29.3797–1 the following:

SEC. 4. INTERNATIONAL ORGANIZATIONS IMMUNITIES ACT. (Title I, Public Law 291, 79th Congress, approved December 29, 1945)

The Internal Revenue Code is hereby amended as follows:

* * * * *

(i) Section 3797 (a), relating to definitions, is amended by adding at the end thereof a new paragraph as follows:

(18) *International organization.* The term "international organization" means a public international organization entitled to enjoy privileges, exemptions, and immunities as an international organization under the International Organizations Immunities Act.

PAR. 4. There is inserted immediately preceding the caption "Section 1426 (g) and (h) of the Internal Revenue Code" as set forth preceding § 405.101 the following:

SECTION 4 (c) OF THE INTERNATIONAL ORGANIZATIONS IMMUNITIES ACT (TITLE I, PUBLIC LAW 291, 79TH CONGRESS, APPROVED DECEMBER 29, 1945)

(The Internal Revenue Code is hereby amended as follows:)

(e) Section 1621 (a) (5), relating to the definition of "wages" for the purpose of collection of income tax at the source, is amended by inserting after the words "foreign government" the words "or an international organization".

PAR. 5. There is inserted immediately preceding § 405.101 the following:

SECTION 4 (i) OF THE INTERNATIONAL ORGANIZATIONS IMMUNITIES ACT (TITLE I, PUBLIC LAW 291, 79TH CONGRESS)

[The Internal Revenue Code is hereby amended as follows:]

(1) Section 3797 (a), relating to definitions, is amended by adding at the end thereof a new paragraph as follows:

(18) *International organization.* The term "international organization" means a public international organization entitled to enjoy privileges, exemptions, and immunities as an international organization under the International Organizations Immunities Act.

SECTION 1 OF THE INTERNATIONAL ORGANIZATIONS IMMUNITIES ACT (TITLE I, PUBLIC LAW 291, 79TH CONGRESS)

For the purposes of this title (International Organizations Immunities Act), the term "international organization" means a public international organization in which the United States participates pursuant to any treaty or under the authority of any Act of Congress authorizing such participation or making an appropriation for such participation, and which shall have been designated by the President through appropriate Executive order as being entitled to enjoy the privileges, exemptions, and immunities herein provided. The President shall be authorized, in the light of the functions performed by any such international organization, by appropriate Executive order to withhold or withdraw from any such organization or its officers or employees any of the privileges, exemptions, and immunities provided for in this title (including the amendments made by this title) or to condition or limit the enjoyment by any such organization or its officers or employees of any such privilege, exemption, or immunity. The President shall be authorized, if in his judgment such action should be justified by reason of the abuse by an international organization or its officers and employees of the privileges, exemptions, and immunities herein provided or for any other reason, at any time to revoke the designation of any international organization under this section, whereupon the international organization in question shall cease to be classed as an international organization for the purposes of this title.

PAR. 6. Section 405.102 (f) is amended as follows: (A) By striking out the heading thereof and inserting in lieu thereof the following:

(f) *Compensation paid by foreign government or international organization*—(1) *Services for foreign government.*

(B) By inserting at the end thereof the following:

(2) *Services for international organization.* Subject to the provisions of section 1 of the International Organizations Immunities Act, remuneration paid for services performed within or without the United States by an employee for an international organization as defined in section 3797 (a) (18) is excepted from the term "wages". The term "employee" as used in the preceding sentence includes not only an employee who is a citizen or resident of the United States but also an employee who is a nonresident alien individual. The term "employee" also includes an officer. An organization designated by the President through appropriate Executive order as entitled to enjoy the privileges, exemptions, and immunities provided in the International Organizations Immunities Act may enjoy the benefits of the exclusion from wages with respect to remuneration paid for services performed for such organization prior to the date of the issuance of such Executive order, if (1) the Executive order does not provide otherwise and (2) the organization is a public international organization in which the United States participates, pursuant to a treaty or under the authority of an Act of Congress authorizing such participation or making an appropriation for such participation, at the time such services are performed. The exclusion from wages is effective only with respect to remuneration of the prescribed character paid on or after December 29, 1945.

(Sec. 62 and 3791 of the Internal Revenue Code (53 Stat. 32, 467; 26 U.S.C., 1940 ed., 62, 3791), section 1621 (a) of the Internal Revenue Code (57 Stat. 126; 26 U.S.C., Supp. IV, 1621 (a)), and sections 1, 4 (a), (b), (e), and (i), 8, and 9 of the International Organizations Immunities Act (Title I, Public Law 291, 79th Congress), approved December 29, 1945)

[SEAL] JOSEPH D. NUNAN, Jr.,
Commissioner of Internal Revenue.

Approved: June 14, 1946.

JOSEPH J. O'CONNELL, Jr.,
Acting Secretary of the Treasury.

[F. R. Doc. 46-10359; Filed, June 17, 1946; 1:29 p. m.]

Subchapter C—Miscellaneous Excise Taxes

[T. D. 5521]

PART 130—TAXES ON SAFE DEPOSIT BOXES AND ON CERTAIN TRANSPORTATION AND COMMUNICATIONS SERVICES

EXEMPTIONS UNDER INTERNATIONAL ORGANIZATIONS IMMUNITIES ACT

In order to conform Regulations 42 (1942 edition) (26 CFR., Com. Supp., Part 130), relating to the taxes on safe deposit boxes, transportation of oil by pipe line, telephone, telegraph, radio and cable messages and services, and transportation of persons under the provisions of the Internal Revenue Code, to section 1 and section 4 (f), (g) and (i) of the International Organizations Immunities Act (Title I, Public Law 291, 79th Congress), approved December 29, 1945, such regulations are hereby amended as follows:

PARAGRAPH 1. Immediately preceding § 130.1 there is inserted the following:

SEC. 4. INTERNATIONAL ORGANIZATIONS IMMUNITIES ACT. (Title I, Public Law 291, 79th Congress, approved December 29, 1945)

The Internal Revenue Code is hereby amended as follows:

* * * * *

(i) Section 3797 (a), relating to definitions, is amended by adding at the end thereof a new paragraph as follows:

(18) *International organization.* The term "international organization" means a public international organization entitled to enjoy privileges, exemptions, and immunities as an international organization under the International Organizations Immunities Act.

SECTION 1. INTERNATIONAL ORGANIZATIONS IMMUNITIES ACT. (Title I, Public Law 291, 79th Congress, Approved December 29, 1945)

For the purposes of this title, the term "international organization" means a public international organization in which the United States participates pursuant to any treaty or under the authority of any Act of Congress authorizing such participation or making an appropriation for such participation, and which shall have been designated by the President through appropriate Executive order as being entitled to enjoy the privileges, exemptions, and immunities herein provided. The President shall be authorized, in the light of the functions performed by any such international organization, by appropriate Executive order to withhold or withdraw from any such organization or its officers or employees any of the privileges, exemptions, and immunities provided for in this title (including the amendments made by this title) or to condition or limit the enjoyment by any such organization or its officers or employees of any such privilege, exemption, or immunity. The President shall be authorized, if in his judgment such action should be justified by reason of the abuse by an international organization or its officers and employees of the privileges, exemptions, and immunities herein provided or for any other reason, at any time to revoke the designation of any international organization under this section, whereupon the international organization in question shall cease to be classed as an international organization for the purposes of this title.

PAR. 2. Section 130.1, as amended by Treasury Decision 5347, approved March 15, 1944, is further amended by adding at the end thereof the following:

(d) *International organization.* The term "international organization", when used in relation to exemption from a particular tax, means any public international organization in which the United States participates pursuant to any treaty, or under authority of an Act of Congress authorizing such participation or making an appropriation therefor, and which has been designated by the President through an Executive order or orders as being entitled to enjoy the privileges, exemptions and immunities provided by the International Organizations Immunities Act, or part thereof including exemption from the tax, and the designation of which has not been revoked by the President, or the privileges, exemptions and immunities of which, or part thereof, including exemption from the tax, have not been withdrawn by the President by appropriate Executive order.

PAR. 3. Immediately preceding § 130.44 there is inserted the following:

SEC. 4. (Public Law 291, 79th Congress.) The Internal Revenue Code is hereby amended as follows:

* * * * *

(f) Section 3466 (a), relating to exemption from communications taxes is amended by inserting immediately after the words "the District of Columbia" a comma and the words "or an international organization".

PAR. 4. Section 130.44, as amended by Treasury Decision 5347, is further amended as follows:

(A) By inserting immediately following the third paragraph thereof a new paragraph as follows:

By virtue of the amendments of the Internal Revenue Code made by, and provisions of, Public Law 291, 79th Congress (International Organizations Immunities Act), approved December 29, 1945, the taxes imposed by section 3465, as amended, do not apply to amounts paid for services or facilities furnished to an international organization. (See § 130.1 (d).) When such an organization has been designated by the President through appropriate Executive order as entitled to enjoy the privileges, exemptions, and immunities conferred by the Act, or part thereof including exemption from the tax, the exemption applies to amounts so paid on and after December 29, 1945, unless the President otherwise provides. The exemption is subject to withdrawal or revocation by the President. In case of withdrawal or revocation, unless otherwise provided by the President, the exemption is inapplicable to payments on or after the date of issuance of the order of withdrawal or the date of revocation.

(B) By adding to the parenthetical matter "State, etc., Government" indicating the manner of execution of the exemption certificate, wherever such matter appears, a comma, and the words "or International Organization, etc.".

PAR. 5. Immediately preceding § 130.61 there is inserted the following:

SEC. 4. (Public Law 291, 79th Congress.) The Internal Revenue Code is hereby amended as follows.

* * * * *

(g) Section 3469 (f) (1), relating to exemption from the tax on transportation of persons, is amended by inserting immediately after the words "the District of Columbia" a comma and the words "or an international organization".

PAR. 6. Section 130.61, as amended by Treasury Decision 5347, is further amended by inserting immediately following the third paragraph thereof a new paragraph as follows:

By virtue of the amendments of the Internal Revenue Code made by, and provisions of, Public Law 291, 79th Congress (International Organizations Immunities Act), approved December 29, 1945, the taxes imposed by section 3469, as amended, do not apply to amounts paid for transportation or facilities furnished to an international organization. (See § 130.1 (d).) When an organization has been designated by the President as entitled to enjoy the privileges, exemptions and immunities conferred by the Act, or part thereof including exemption from the tax, the exemption applies to amounts so paid on and after December 29, 1945, unless the President otherwise provides. The exemption is subject to withdrawal or revocation by the President. In case of withdrawal or revocation, unless otherwise provided by the President, the exemption is inapplicable to payments on or after the date of issuance of the order of withdrawal or the date of revocation.

(Secs. 3472 and 3791 of the Internal Revenue Code (53 Stat. 423, 467; 26 U.S.C., 1940 ed., 3472, 3791) and secs. 1 and 4 (f), (g) and (i) of the International Organizations Immunities Act (Title I, Public Law 291, 79th Congress))

[SEAL] JOSEPH D. NUNAN, JR.,
Commissioner of Internal Revenue.

Approved: June 14, 1946.

JOSEPH J. O'CONNELL, JR.,
Acting Secretary of the Treasury.

[F. R. Doc. 46-10358; Filed, June 17, 1946; 1:29 p. m.]

[T. D. 5520]

PART 143—TAX WITH RESPECT TO THE TRANSPORTATION OF PROPERTY

EXEMPTION UNDER INTERNATIONAL ORGANIZATIONS IMMUNITIES ACT

In order to conform Regulation 113 (1943 edition) (26 CFR., Cum. Supp., Part 143), relating to the tax on the amount paid for transportation of property, to sections 1 and 4 (h) and (i) of the International Organizations Immunities Act (Title I, Public Law 291, 79th Congress), approved December 29, 1945, such regulations are hereby amended as follows:

PARAGRAPH 1. Immediately preceding § 143.1 there is inserted the following:

SEC. 4. INTERNATIONAL ORGANIZATIONS IMMUNITIES ACT. (Title I, Public Law 291, 79th Congress, approved December 29, 1945)

The Internal Revenue Code is hereby amended as follows:

* * * * *

(i) Section 3797 (a), relating to definitions, is amended by adding at the end thereof a new paragraph as follows:

(18) *International organization.* The term "international organization" means a public international organization entitled to enjoy privileges, exemptions, and immunities as an international organization under the International Organizations Immunities Act.

SECTION 1. INTERNATIONAL ORGANIZATIONS IMMUNITIES ACT (Title I, Public Law 291, 79th Congress, approved December 29, 1945)

For the purposes of this title, the term "international organization" means a public international organization in which the United States participates pursuant to any treaty or under the authority of any Act of Congress authorizing such participation or making an appropriation for such participation, and which shall have been designated by the President through appropriate Executive order as being entitled to enjoy the privileges, exemptions, and immunities herein provided. The President shall be authorized, in the light of the functions performed by any such international organization, by appropriate Executive order to withhold or withdraw from any such organization or its officers or employees any of the privileges, exemptions, and immunities provided for in this title (including the amendments made by this title) or to condition or limit the enjoyment by any such organization or its officers or employees of any such privilege, exemption, or immunity. The President shall be authorized, if in his judgment such action should be justified by reason of the abuse by an international organization or its officers and employees of the privileges, exemptions, and immunities herein provided or for any other reason, at any time to revoke the designation of any international org nization under this section, whereupon the international organization in question shall cease to be classed as an international organization for the purposes of this title.

PAR. 2. Section 143.1, as amended by Treasury Decision 5284, approved July 13, 1943, is further amended by adding at the end thereof the following:

(h) *International organization.* The term "international organization", when used in relation to exemption from the tax, means any public international organization in which the United States participates pursuant to any treaty, or under authority of an Act of Congress authorizing such participation or making an appropriation therefor, and which has been designated by the President through an Executive order or orders as being entitled to enjoy the privileges, exemptions and immunities provided by the International Organizations Immunities Act, or part thereof including exemption from the tax, and the designation of which has not been revoked by the President, or the privileges, exemptions and immunities of which, or part thereof, including exemption from the tax, have not been withdrawn by the President by appropriate Executive order.

PAR. 3. Immediately preceding § 143.20 there is inserted the following:

SEC. 4. (Public Law 291, 79th Congress.) The Internal Revenue Code is hereby amended as follows:

* * * * *

(h) Section 3475 (b) (1), relating to exemption from the tax on transportation of property, is amended by inserting immediately after the words "the District of Columbia" a comma and the words "or an international organization".

PAR. 4. Immediately following § 143.24, as added by Treasury Decision 5354, approved April 1, 1944, there is inserted the following:

§ 143.25 *International organizations.* Subject to the provisions of section 1 of the International Organizations Immunities Act approved December 29, 1945, the tax imposed by section 3475 does not apply to amounts paid for the transportation of property to or from an international organization. (See § 143.1 (h).) When such an organization has been designated by the President through appropriate Executive order as entitled to enjoy the privileges, exemptions, and immunities conferred by the act, or part thereof including exemption from the tax, the exemption applies to an amount so paid on or after December 29, 1945, unless the President otherwise provides. The exemption may be withdrawn or the designation revoked, by the President. Unless otherwise provided by the President, the exemption is inapplicable to amounts paid on or after the date of issuance of the order of withdrawal or the date of revocation. Where the consignor or consignee shown by the shipping papers is an international organization entitled to exemption from the tax, the papers may be accepted by the carrier as proof of the exempt character of the shipment, and no exemption certificate is required.

PAR. 5. Section 143.25 is renumbered § 143.26, and "§§ 143.20 to 143.24, inclusive" appearing therein is changed to "§§ 143.20 to 143.25, inclusive".

(Sec. 3472 and 3791 of the Internal Revenue Code (53 Stat. 423, 467; 26 U.S.C., 1940 ed., 3472, 3791) and secs. 1 and 4 (h) and (i) of the International Organizations Immunities Act (Title I, Public Law 291, 79th Congress))

[SEAL] JOSEPH D. NUNAN, JR.,
Commissioner of Internal Revenue.

Approved: June 14, 1946.

JOSEPH J. O'CONNELL, JR.,
Acting Secretary of the Treasury.

[F. R. Doc. 46-10357; Filed, June 17, 1946; 1:29 p. m.]

Subchapter D—Employment Taxes

[T. D. 5519]

PART 402—EMPLOYEES' TAX AND EMPLOYERS' TAX UNDER THE FEDERAL INSURANCE CONTRIBUTIONS ACT

PART 403—EXCISE TAX ON EMPLOYERS UNDER THE FEDERAL UNEMPLOYMENT TAX ACT

MISCELLANEOUS AMENDMENTS

In order to conform Regulations 106 (26 CFR, Cum. Supp., Part 402), relating to the employees' tax and the employers' tax under the Federal Insurance Contributions Act (subchapter A, chapter 9, Internal Revenue Code), to sections 1, 4 (c) and (l), 5 (b), and 10 of the International Organizations Immunities Act (Title I, Public Law 291, 79th Congress), approved December 29, 1945, and Regulations 107 (26 CFR. Cum. Supp., Part 403), relating to the excise tax on employers under the Federal Unemployment Tax Act (subchapter C, chapter 9, Internal Revenue Code), to sections 1, 4 (d) and (l), 5 (b), and 10 of such International Organizations Immunities Act, such regulations are amended as follows:

PARAGRAPH 1. Section 402.101 (a) is amended by striking out the last sentence thereof, together with the parentheses.

PAR. 2. Immediately preceding the caption "Section 3797 (a) and (b) of the Internal Revenue Code" as set forth preceding § 402.201, the following is inserted:

SECTION 4 (c) OF THE INTERNATIONAL ORGANIZATION IMMUNITIES ACT

The Internal Revenue Code is hereby amended as follows:

(c) Effective January 1, 1946, section 1426 (b), defining the term "employment" for the purposes of the Federal Insurance Contributions Act, is amended (1) by striking out the word "or" at the end of paragraph (14), (2) by striking out the period at the end of paragraph (15) and inserting in lieu thereof a semicolon and the word "or", and (3) by inserting at the end of the subsection the following new paragraph:

(16) *Service performed in the employ of an international organization.*

PAR. 3. Immediately preceding § 402.201, the following is inserted:

SECTION 4 (l) OF THE INTERNATIONAL ORGANIZATIONS IMMUNITIES ACT

The Internal Revenue Code is hereby amended as follows:

(l) Section 3797 (a), relating to definitions, is amended by adding at the end thereof a new paragraph as follows:

(18) *International organization.* The term "international organization" means a public international organization entitled to enjoy privileges, exemptions, and immunities as an international organization under the International Organizations Immunities Act.

SECTION 10 OF PUBLIC LAW 291 (79TH CONGRESS), APPROVED DECEMBER 29, 1945

This title [title I] may be cited as the "International Organizations Immunities Act".

PAR. 4. *Immediately preceding* § 402.202, the following is inserted:

SECTION 5 (B) OF THE INTERNATIONAL ORGANIZATIONS IMMUNITIES ACT

No tax shall be collected * * * under the Federal Insurance Contributions Act * * * with respect to services rendered prior to January 1, 1946, which are described in paragraph (16) of sections 1426 (b) * * * of the Internal Revenue Code, as amended * * *.

PAR. 5. Section 402.202 is amended by striking out the last sentence of the second paragraph thereof and inserting in lieu thereof the following:

Section 5 (b) of the International Organizations Immunities Act provides, in effect, that no tax shall be collected under the Federal Insurance Contributions Act with respect to services rendered prior to January 1, 1940, which are described in paragraph (16) of section 1426 (b) of the Federal Insurance Contributions Act in force on and after January 1, 1946, relating to services in the employ of an international organization. (For provisions relating to services rendered after December 31, 1939, and prior to January 1, 1946, with respect to which the collection of tax is prohibited by such section 5 (b), see § 402.206.) The exemption from taxation provided under such section 5 (b) is subject to the provisions of section 1 of the International Organizations Immunities Act (see provisions of such section quoted immediately preceding § 402.226 (a). Notwithstanding the provisions of § 402.201 (a) and of this section, the term "employment", as used in this part, shall be deemed not to include services with respect to which the collection of tax is prohibited by such section 902 (f), such section 2, or such section 5 (b), as the application of the last-mentioned section may be modified pursuant to such section 1.

PAR. 6. Section 402.203 (a) is amended as follows:

(A) By striking out the period at the end of the first sentence thereof and inserting in lieu thereof "and as amended, effective January 1, 1946, by section 4 (c) of the International Organizations Immunities Act."

(B) By striking from the second sentence thereof "(relating to the several classes of excepted services)" and inserting in lieu thereof "(relating to certain classes of excepted services)".

(C) By inserting immediately after the second sentence thereof, the following:

Section 402.226a, relating to an additional class of excepted services, applies with respect only to services performed on or after January 1, 1946.

(D) By inserting immediately preceding the last sentence thereof, the following:

For provisions relating to the circumstances under which certain services with respect to which the collection of tax is prohibited are deemed not to be included within the term "employment" as used in this part, see § 402.206.

PAR. 7. Immediately preceding § 402.206, the following is inserted:

SECTION 5 (B) OF THE INTERNATIONAL ORGANIZATIONS IMMUNITIES ACT

No tax shall be collected • • • under the Federal Insurance Contributions Act • • • with respect to services rendered prior to January 1, 1946, which are described in paragraph (16) of sections 1426 (b) • • • of the Internal Revenue Code, as amended, and any such tax heretofore collected (including penalty and interest with respect thereto, if any) shall be refunded in accordance with the provisions of law applicable in the case of erroneous or illegal collection of the tax. No interest shall be allowed or paid on the amount of any such refund. • • •

PAR. 8. Section 402.206 is amended as follows:

(A) By striking out the period at the end of the first sentence thereof and inserting in lieu thereof "and as amended, effective January 1, 1946, by section 4 (c) of the International Organizations Immunities Act."

(B) By striking out the first sentence of the last paragraph thereof and inserting in lieu thereof the following:

This section, § 402.207 (relating to included and excluded services), and §§ 402.208 to 402.226, inclusive (relating to certain classes of excepted services), apply with respect only to services performed on or after January 1, 1940. Section 402.226a, relating to an additional class of excepted services, applies with respect only to services performed on or after January 1, 1946.

(C) By inserting at the end of such section, the following:

The collection of tax under the act with respect to certain services rendered prior to January 1, 1946, is prohibited although such services are not excepted by section 1426 (b) of the act in force prior to such date. Section 5 (b) of the International Organizations Immunities Act provides that no tax shall be collected under the Federal Insurance Contributions Act with respect to services rendered prior to January 1, 1946, which are described in paragraph (16) of section 1426 (b) of the Federal Insurance Contributions Act in force on and after such date, relating to services in the employ of an international organization. The exemption from taxation provided under such section 5 (b) is subject to the provisions of section 1 of the International Organizations Immunities Act (see provisions of such section quoted immediately preceding § 402.226a). Notwithstanding any other provision of this part services with respect to which the collection of tax is prohibited by such section 5 (b), as the application of such section may be modified pursuant to such section 1, shall be deemed not to be included within the term "employment" as used in this part.

PAR. 9. Immediately after § 402.226, the following is inserted:

SECTION 1426 (B) (16) OF THE ACT

The term "employment" means • • • any service, of whatever nature, performed after December 31, 1939, by an employee for the person employing him • • • except:

(16) Service performed in the employ of an international organization. (Sec. 1426 (b) (16), I.R.C., as added, effective Jan. 1, 1946, by sec. 4 (c), International Organizations Immunities Act.)

SECTION 3797 (A) (18) OF THE INTERNAL REVENUE CODE INTERNATIONAL ORGANIZATION

The term "international organization" means a public international organization entitled to enjoy privileges, exemptions, and immunities as an international organization under the International Organizations Immunities Act. (Sec. 3797 (a) (18), I.R.C., as added by sec. 4 (i), International Organizations Immunities Act)

SECTION 1 OF THE INTERNATIONAL ORGANIZATIONS IMMUNITIES ACT

For the purposes of this title (International Organizations Immunities Act), the term "international organization" means a public international organization in which the United States participates pursuant to any treaty or under the authority of any Act of Congress authorizing such participation or making an appropriation for such participation, and which shall have been designated by the President through appropriate Executive order as being entitled to enjoy the privileges, exemptions, and immunities herein provided. The President shall be authorized, in the light of the functions performed by any such international organization, by appropriate Executive order to withhold or withdraw from any such organization or its officers or employees any of the privileges, exemptions, and immunities provided for in this title (including the amendments made by this title) or to condition or limit the enjoyment by any such organization or its officers or employees of any such privilege, exemption, or immunity. The President shall be authorized, if in his judgment such action should be justified by reason of the abuse by an international organization or its officers and employees of the privileges, exemptions, and immunities herein provided or for any other reason, at any time to revoke the designation of any international organization under this section, whereupon the international organization in question shall cease to be classed as an international organization for the purposes of this title.

§ 402.226a *International organizations.* Subject to the provisions of section 1 of the International Organizations Immunities Act, services performed on or after January 1, 1946, in the employ of an international organization as defined in section 3797 (a) (18) of the Internal Revenue Code are excepted. For provisions relating to the circumstances under which services rendered prior to January 1, 1946, in the employ of an international organization are deemed not to be included within the term "employment" as used in this part, see § 402.206.

PAR. 10. Section 402.704 (h) is amended to read as follows:

(h) *Refunds under section 902 (f) of the Social Security Act amendments of 1939, section 2 of the act of August 11, 1939, and section 5 (b) of the International Organizations Immunities Act.* The provisions of this section shall apply in the case of claims for refund with respect to services described by section 902 (f) of the Social Security Act amendments of 1939, section 2 of the act of August 11, 1939 (53 Stat. 1420), and section 5 (b) of the International Organizations Immunities Act. (For provisions relating to such services, see §§ 402.202 and 402.206.)

PAR. 11. Immediately preceding the caption "Section 3797 (a) and (b) of the Internal Revenue Code" as set forth preceding § 403.201, the following is inserted:

SECTION 4 (d) OF THE INTERNATIONAL ORGANIZATIONS IMMUNITIES ACT

The Internal Revenue Code is hereby amended as follows:

(d) Effective January 1, 1946, section 1607 (c), defining the term "employment" for the purposes of the Federal Unemployment Tax Act, is amended (1) by striking out the word "or" at the end of paragraph (14), (2) by striking out the period at the end of paragraph (15) and inserting in lieu thereof a semicolon and the word "or", and (3) by inserting at the end of the subsection the following new paragraph:

(16) *Service performed in the employ of an international organization.*

PAR. 12. Immediately preceding § 403.201, the following is inserted:

SECTION 4 (i) OF THE INTERNATIONAL ORGANIZATIONS IMMUNITIES ACT

The Internal Revenue Code is hereby amended as follows:

(i) Section 3797 (a), relating to definitions, is amended by adding at the end thereof a new paragraph as follows:

(18) *International organization.* The term "international organization" means a public international organization entitled to enjoy privileges, exemptions, and immunities as an international organization under the International Organizations Immunities Act.

SECTION 10 OF PUBLIC LAW 291 (79TH CONGRESS). APPROVED DECEMBER 29, 1945

This title [title I] may be cited as the "International Organizations Immunities Act".

PAR. 13. Immediately preceding § 403.202, the following is inserted:

SECTION 5 (B) OF THE INTERNATIONAL ORGANIZATIONS IMMUNITIES ACT

No tax shall be collected • • • under • • • the Federal Unemployment Tax Act, with respect to services rendered prior to January 1, 1946, which are described in paragraph (16) of sections • • • 1607 (c) of the Internal Revenue Code, as amended • • •.

PAR. 14. Section 403.202 is amended by striking out the last sentence of the second paragraph thereof and inserting in lieu thereof the following:

Section 5 (b) of the International Organizations Immunities Act provides, in effect, that no tax shall be collected under the Federal Unemployment Tax Act with respect to services rendered prior to January 1, 1940, which are described in paragraph (16) of section 1607 (c) of the Federal Unemployment Tax Act in force on and after January 1, 1946, relating to services in the employ of an international organization. (For provisions relating to services rendered after December 31, 1939, and prior to January 1, 1946, with respect to which the collection of tax is prohibited by such section 5 (b), see § 403.206.) The exemption from taxation provided under such section 5 (b) is subject to the provisions of section 1 of the International Organizations Immunities Act (see provisions of such section quoted immediately preceding § 403.226a). Notwithstanding the provisions of § 403.201 (a) and of this section, the term "employment", as used in this part, shall be deemed not to include services with respect to which the collection of tax is prohibited by such section 902 (f), such section 2, or such section 5 (b), as the application of the last-mentioned section may be modified pursuant to such section 1.

PAR. 15. Section 403.203 (a), as amended by Treasury Decision 5502, approved March 18, 1946, is further amended as follows:

(A) By striking out the period at the end of the first sentence thereof and inserting in lieu thereof "and as amended, effective January 1, 1946, by section 4 (d) of the International Organizations Immunities Act."

(B) By striking from the second sentence thereof "(relating to the several classes of excepted services)" and inserting in lieu thereof "(relating to certain classes of excepted services)".

(C) By inserting immediately after the second sentence thereof, the following:

Section 403.226a, relating to an additional class of excepted services, applies with respect only to services performed on or after January 1, 1946.

(D) By inserting immediately preceding the last sentence of the first paragraph thereof, the following:

For provisions relating to the circumstances under which certain services with respect to which the collection of tax is prohibited are deemed not to be included within the term "employment" as used in this part, see § 403.206.

PAR. 16. Immediately preceding § 403.206, the following is inserted:

SECTION 5 (B) OF THE INTERNATIONAL ORGANIZATIONS IMMUNITIES ACT

No tax shall be collected • • • under • • • the Federal Unemployment Tax Act, with respect to services rendered prior to January 1, 1946, which are described in paragraph (16) of sections • • • 1607 (c) of the Internal Revenue Code, as amended, and any such tax heretofore collected (including penalty and interest with respect thereto, if any) shall be refunded in accordance with the provisions of law applicable in the case of erroneous or illegal collection of the tax. No interest shall be allowed or paid on the amount of any such refund. • • •

PAR. 17. Section 403.206 is amended as follows:

(A) By striking out the period at the end of the first sentence thereof and inserting in lieu thereof "and as amended, effective January 1, 1946, by section 4 (d) of the International Organizations Immunities Act."

(B) By striking out the first sentence of the last paragraph thereof and inserting in lieu thereof the following:

This section, § 403.207 (relating to included and excluded services), and §§ 403.208 to 403.226, inclusive (relating to certain classes of excepted services), apply with respect only to services performed on or after January 1, 1940. Section 403.226a, relating to an additional class of excepted services, applies with respect only to services performed on or after January 1, 1946.

(C) By inserting at the end of such section, the following:

The collection of tax under the act with respect to certain services rendered prior to January 1, 1946, is prohibited although such services are not excepted by section 1607 (c) of the act in force prior to such date. Section 5 (b) of the International Organizations Immunities Act provides that no tax shall be collected under the Federal Unemployment Tax Act with respect to services rendered prior to January 1, 1946, which are described in paragraph (16) of section 1607 (c) of the Federal Unemployment Tax Act in force on and after such date, relating to services in the employ of an international organization. The exemption from taxation provided under such section 5 (b) is subject to the provisions of section 1 of the International Organizations Immunities Act (see provisions of such section quoted immediately preceding § 403.226a). Notwithstanding any other provision of this part, services with respect to which the collection of tax is prohibited by such section 5 (b), as the application of such section may be modified pursuant to such section 1 shall be deemed not to be included within the term "employment" as used in this part (including section 403.205, relating to who are employers).

PAR. 18. Immediately after § 403.226, the following is inserted:

SECTION 1607 (c) (16) OF THE ACT

The term "employment" means • • • any service, of whatever nature, performed after December 31, 1939, within the United States by an employee for the person employing him • • • except:

(16) Service performed in the employ of an international organization. (Sec. 1607 (c) (16), I. R. C., as added, effective Jan. 1, 1946, by sec. 4 (d), International Organizations Immunities Act.)

SECTION 3797 (A) (18) OF THE INTERNAL REVENUE CODE INTERNATIONAL ORGANIZATION

The term "international organization" means a public international organization entitled to enjoy privileges, exemptions, and immunities as an international organization under the International Organizations Immunities Act. (Sec. 3797 (a) (18), I. R. C., as added by sec. 4 (i), International Organizations Immunities Act.)

SECTION 1 OF THE INTERNATIONAL ORGANIZATIONS IMMUNITIES ACT

For the purposes of this title [International Organizations Immunities Act], the term "international organization" means a public international organization in which the United States participates pursuant to any treaty or under the authority of any Act of Congress authorizing such participation or making an appropriation for such participation, and which shall have been designated by the President through appropriate Executive order as being entitled to enjoy the privileges, exemptions, and immunities herein provided. The President shall be authorized, in the light of the functions performed by any such international organization, by appropriate Executive order to withhold or withdraw from any such organization or its officers or employees any of the privileges, exemptions, and immunities provided for in this title (including the amendments made by this title) or to condition or limit the enjoyment by any such organization or its officers or employees of any such privilege, exemption, or immunity. The President shall be authorized, if in his judgment such action should be justified by reason of the abuse by an international organization or its officers and employees of the privileges, exemptions, and immunities herein provided or for any other reason, at any time to revoke the designation of any international organization under this section, whereupon the international organization in question shall cease to be classed as an international organization for the purposes of this title.

§ 403.226a *International organizations.* Subject to the provisions of section 1 of the International Organizations Immunities Act, services performed on or after January 1, 1946, in the employ of an international organization as defined in section 3797 (a) (18) of the Internal Revenue Code are excepted. For provisions relating to the circumstances under which services rendered prior to January 1, 1946, in the employ of an international organization are deemed not to be included within the term "employment" as used in this part, see § 403.206.

PAR. 19. Section 403.602, as amended by Treasury Decision 5383, approved June 28, 1944, is further amended by adding at the end thereof the following:

(k) *Refunds under section 5 (b) of the International Organizations Immunities Act.* The provisions of this section of this part shall apply in the case of claims for refund with respect to services described by section 5 (b) of the International Organizations Immunities Act. (For provisions relating to such services, see §§ 403.202 and 403.206.) No interest shall be allowed or paid by the Government on the amount of any such refund.

(Sec. 1429 and 1609 of the Internal Revenue Code (53 Stat. 178, 188; 26 U.S.C., 1429, 1609) and secs. 1, 4 (c), (d), and (i), 5 (b), and 10 of the International Organizations Immunities Act (Title I, Public Law 291, 79th Congress), approved December 29, 1945))

[SEAL] JOSEPH D. NUNAN, JR.,
Commissioner of Internal Revenue.

Approved: June 14, 1946.

JOSEPH J. O'CONNELL, JR.
Acting Secretary of the Treasury.

[F. R. Doc. 46-10356; Filed, June 17, 1946; 1:29 p. m.]

TITLE 32—NATIONAL DEFENSE

Chapter VI—Selective Service System

[Amdt. 384]

PART 605—GENERAL ADMINISTRATION

INFORMATION RELATIVE TO QUOTAS AND CALLS

Pursuant to authority contained in the Selective Training and Service Act of 1940, as amended, Selective Service Regulations, Second Edition, are hereby amended in the following respect:

Amend the regulations by deleting § 605.42 *Furnishing information relative to quotas and calls prohibited* in its entirety.

The foregoing amendments to the Selective Service Regulations shall be effec-

tive within the continental United States immediately upon the filing hereof with the Division of the Federal Register and shall be effective outside the continental limits of the United States on the 30th day after the date of filing hereof with the Division of the Federal Register.

LEWIS B. HERSHEY,
Director.

JUNE 14, 1946.

[F. R. Doc. 46-10363; Filed, June 17, 1946; 3:30 p. m.]

Chapter VIII—Office of International Trade, Department of Commerce

Subchapter B—Export Control

[Amdt. 201]

PART 801—GENERAL REGULATIONS

PROHIBITED EXPORTATIONS

Section 801.2 *Prohibited exportations*, is hereby amended as follows:

The list of commodities set forth in paragraph (b) is amended in the following particulars:

1. The following commodities are hereby added to the list of commodities:

Dept. of Com. Sched. B No.	Commodity	Unit	GLV dollar value limits, country group	
			K	E
839500 949708	Tear gas..... Tear gas guns and equipment.	Lb..... -----	1 1	1 1

2. The following commodities are hereby removed from the list of commodities:

Dept. of Com. Sched. B No.	*Commodity*
220919	Pyrethrum or insect flowers.
	Small hardwood dimension stock, other than squares:
413600	Picker stick blanks.
413600	Shuttle block blanks.
820530	Pyrethrum extract.
820590	Pyrethrum or insect flower powders.

Shipments of any of the above commodities removed from general license which were on dock, on lighter, laden aboard an exporting carrier, or in transit to a port of exit pursuant to an actual order for export prior to the effective date of this amendment may be exported under the previous general license provisions.

This amendment shall become effective immediately except that, with respect to commodities removed from general license, it shall become effective on June 24, 1946.

(Sec. 6, 54 Stat. 714; 55 Stat. 206; 56 Stat. 463; 58 Stat. 671; 59 Stat. 270; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; E.O. 9630, 10 F.R. 12245; Order No. 390, 10 F.R. 13130)

Dated: June 14, 1946.

JOHN C. BORTON,
Director,
Requirements and Supply Branch.

[F. R. Doc. 46-10424; Filed, June 18, 1946; 11:16 a. m.]

[Amdt. 202]

PART 812—LIMITED PRODUCTION LICENSES FOR PASSENGER AUTOMOBILES AND TRUCKS

PERIOD OF VALIDITY

Section 812.3 *Period of validity* is amended by striking out the date "July 31, 1946" and substituting in lieu thereof the date "October 31, 1946".

(Sec. 6, 54 Stat. 714; 55 Stat. 206; 56 Stat. 463; 58 Stat. 671; 59 Stat. 270, E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; E.O. 9630, 10 F.R. 12245; Order No. 390, 10 F.R. 13130)

Dated: June 10, 1946.

JOHN C. BORTON,
Director,
Requirements and Supply Branch.

[F. R. Doc. 46-10425; Filed, June 18, 1946; 11:16 a. m.]

Chapter XI—Office of Price Administration

PART 1499—COMMODITIES AND SERVICES

[RMPR 165, Supp. Service Reg. 71]

REPAIR SERVICES ON BUSINESS MACHINES

A statement of the considerations involved in the issuance of this supplementary service regulation, issued simultaneously herewith, has been filed with the Division of the Federal Register. For the reasons set forth in that statement and under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and Executive Orders Nos. 9250, 9328, 9599, and 9651, Supplementary Service Regulation No. 71 is hereby issued.

§ 1499.712 *Services covered.* (a) This regulation applies to any manufacturer of business machines who is also engaged in the repair or maintenance of such machines.

(b) *Applicability of other regulations.* Except as provided herein to the contrary, all provisions of RMPR 165 and any other applicable service regulation shall apply to the services subject to this regulation.

(c) *Maximum price determination.* A manufacturer of business machines who is also engaged in the repair or maintenance of such machines is authorized to adjust his customers' hourly rate in accordance with the results of his computations specified in the Computation Table below. In making the calculations, careful attention must be paid to subparagraphs (1), (2), (3), and (4) below, and also the definitions in paragraph (f).

COMPUTATION TABLE

Line		
1.	March 1942 customers' hourly rate	$----
2.	1941 hourly direct labor cost	----
3.	1941 gross margin (line 1 minus line 2)	----
4.	One-half of amount shown in line 1	----
5.	Line 3 or line 4, whichever is smaller	----
6.	Current hourly direct labor cost	----
7.	Line 5 plus line 6	----
8.	Permissible maximum hourly rate (line 7 rounded to nearest nickel)	----
9.	Permissible increase factor (line 8 divided by line 1; carry dividend to three decimal points)	----

(1) If a manufacturer has different customers' hourly rates for different classes of customers, he must insert in Line 1 of the table the weighted average customers' hourly rate charged for all work done on a time and materials basis during the identical period for which the current hourly direct labor cost in Line 6 is computed.

(2) If a manufacturer sells different services at varying rates, and a separate group of mechanics is employed for each, a computation must be made for each service. In such cases the figures in Lines 2 and 6 must reflect only the hourly direct labor cost of the particular service.

(3) If the figure in Line 8 is lower than the manufacturer's present hourly rate, no increase can be allowed.

(4) If the figure in Line 8 is the average adjusted customers' hourly rate (i. e. if the figure in Line 1 is an average rate) and is higher than the manufacturer's present average adjusted customers' hourly rate, the difference between the figures in Line 7 and Line 1 shall be added to each customers' hourly rate to obtain a new group of adjusted rates. These rates must be rounded to the nearest nickel.

(d) *Adjustment of fixed charges.* If a manufacturer has established fixed charges for certain services under RMPR 165, and has a "permissible increase factor" (as determined in Line 9), he may increase such fixed charges by his "permissible increase factor." The adjusted fixed charges must be rounded to the nearest nickel. A fixed charge means a charge not computed by means of a customer's hourly rate.

(e) *Filing.* Each manufacturer wishing to qualify for increases under this regulation must submit his computation table to the Service Trades Branch, Office of Price Administration, Washington, D. C., for approval. In addition, a statement shall be submitted with the computation table that the hourly direct labor cost figure shown in line 6 is based on wage rates in effect on February 14, 1946; or in case the figure reflects rates higher than those in effect on that date, a copy of the National Wage Stabilization Board's approval of the higher rates.

(1) Adjusted prices shall be considered approved 20 days after receipt of the filing unless the manufacturer is advised within that time of disapproval or a request is made for additional information.

(2) Upon approval of price adjustments, a statement shall be prepared by the manufacturer showing the new hourly rates, the adjusted schedule of flat charges, and a notation that such adjusted prices have been approved by the Service Trades Branch, Office of Price Administration, Washington, D. C., in accordance with the provisions of this regulation.

(3) Within 30 days of the approval of increased prices, a copy of the statement required in subparagraph (2) shall be filed with the Service Trades Branch, Office of Price Administration, Washington, D. C., and with each OPA District Office within the jurisdiction of which the manufacturer maintains a branch or service outlet.

(4) When new outlets are established, proper amendments to the original statement must be filed. If the outlet is in a District where a statement has not been previously filed, a complete statement must be filed within ten days after the opening of the outlet.

(f) *Definitions.* As used in this regulation the term:

"Business machine" means any machine listed in Appendix A.

"Customers' hourly rate" means the established maximum per hour charge for labor. The term as used in this regulation refers to the rate before adoption of overtime increases permitted by Supplementary Service Regulation 21, or any other previously authorized increases.

"Weighted average customers' hourly rate" means the figure derived by dividing total labor sales (i. e. services sold on a time and material basis) by the total hours sold.

"Hourly direct labor cost" means the weighted average straight-time hourly wage paid to productive mechanics regularly engaged in repair or maintenance work, including apprentices and trainees but excluding foremen, service managers, and other supervisory personnel.

"Gross margin" means the difference between the customers' hourly rate and the hourly direct labor cost.

"Dollar-and-cents increase in hourly direct labor cost" means the actual dollar-and-cents difference between hourly direct labor cost in the year 1941 and that in the most recent month preceding the effective date of this regulation, or any other current month which reflects the wage cost of approved wage rates.

APPENDIX A

1. *Accounting machines.* Office machines, other than punched card machines designed for book-keeping functions and capable of posting and accumulating.

2. *Adding and calculating machines.* Office machines, designed to add, or to subtract, multiply, divide or compute, whether listing or nonlisting; including adding machine cash drawer, combinations and payroll denomination machines.

3. *Addressing machines.* Office machines designed for imprinting envelopes or forms from prepared plates, stencils or cast type.

4. *Autographic registers.* Office or store machines for manifolding handwritten invoices or records by the use of carbon paper and continuous forms; including registers with cash drawers.

5. *Cash registers.* Store machines which indicate to customer amount of sales transaction; with or without recording, cash drawer, calculating or issuing functions.

6. *Check handling machines.* Office machines designed to sign in duplicate, or to shred, crimp, perforate, number, stamp, date, or protect checks or other forms; not including mailing machines.

7. *Coin handling machines.* Office machines without printing mechanism designed to sort, count or wrap coins.

8. *Dictating machines.* Office machines designed to record or reproduce the voice through use of cylinders or discs; including shaving machines and telephone recorders.

9. *Duplicating machines.* Office machines designed to reproduce copies by hectograph, spirit, stencil, offset, or cast type not including machines using photographic, blue print, photostatic, or carbon paper principle.

10. *Fare machines.* Registers and boxes handling fares or issuing tickets, (including taximeters).

11. *Mailing machines.* Office or post office machines for sealing, stamping, or opening envelopes; folding or inserting letters; cancelling stamps; handling metered postage.

12. *Tabulating machines.* Card punching, sorting, and accounting machines used for statistical work.

13. *Time recorders and stamps.* Office or factory machines for stamping or printing time records.

14. *Typewriters, including portable typewriters.*

15. *Writing machines.* Office machines, typewriter principal, with features for:

Electric or automatic duplication.
Handling or collating continuous forms.
Shorthand writing.
Embossing Braille characters.
Toll or telephone billing.
Proportional spacing.
Right-hand margin justification.
Front or vertical paper feed.
Composing through use of interchangeable type.

16. Any device of which any of the above machines are a component part.

This regulation shall become effective June 24, 1946.

NOTE: The record-keeping and reporting requirements of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 18th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10436; Filed, June 18, 1946; 11:37 a. m.]

PART 1337—RAYON

[MPR 168,[1] Amdt. 5]

CONVERTED RAYON YARN AND CONVERTING CHARGES

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Maximum Price Regulation No. 168 is amended in the following respects:

1. Tables III, IV, and V in § 1337.62 (a) are amended to read as follows:

TABLE III—CREPE TWISTING

(Unless otherwise indicated, prices are based on the use of graded yarns supplied in standard long skeins, with origina producers twist, delivery to be on spools)

Denier and process	Basic total turns twist	Price per pound	Differentials			
			If from doped cones or cakes	If inferior skeins used	If short skeins used [2]	Each turn over basic total turns twist
50 Viscose	60-65	$0.93	−$0.04	+$0.065	+$0.025	+$0.0065
50 Bemberg [1]	60-65	.99	−.04	+.065	+.025	+.0065
65 Bemberg [1]	52½-57½	.76	−.035	+.065	+.025	+.0065
75 Bemberg [1]	52½-57½	.60	−.03	+.065	+.025	+.0065
75 Viscose	52½-57½	.56	−.03	+.04	+.025	+.0065
100 Viscose	50-55	.40	−.02	+.04	+.02	+.005
125 Viscose	47-52	.34	−.02	+.025	+.02	+.004
150 Viscose	45-50	.315	−.02	+.025	+.015	+.004
200 Viscose	45-50	.275	−.02	+.02	+.015	+.025

[1] Based on no original producers twist.
[2] Under 7500 yards.

All delivered weights based on Standard 11% moisture regain.

TABLE IV—VOILE TWISTING

(Unless otherwise indicated, prices are based on the use of graded yarns supplied in standard long skeins, with original producers twist, delivery to be on spools)

Denier and process	Basic total turns twist	Price per pound	Differential				
			If from doped cones or cakes [1]	If inferior skeins used	If short skeins used [2]	Each turn over basic total turns twist	Each turn under basic total turns twist
65 Bemberg [3]	25-28	$0.50	−$0.035	+$0.065	+$0.025	+$0.0065	−$0.005
75 Bemberg [3]	25-28	.44	−.03	+.065	+.025	+.0065	−.005
75 Acetate	28-30	.35	−.00	+.045	+.025	+.0065	−.005
75 Viscose	28-30	.40	−.03	+.045	+.025	+.0065	−.005
75 Viscose	34-38	.43	−.03	+.045	+.025	+.0065	−.005
100 Acetate	25-28	.28	−.00	+.04	+.02	+.005	−.004
100 Viscose	25-28	.32	−.02	+.04	+.02	+.005	−.004
150 Acetate	20-22	.25	.00	+.025	+.015	+.004	−.003
150 Viscose	20-22	.24	−.02	+.025	+.015	+.004	−.003
200 Acetate	20-22	.22	.00	+.02	+.015	+.0025	−.002
300 Acetate	12-15	.18	.00	+.015	+.01	+.0025	−.002

[1] Original yarn supplied on cones, whether doped or not.
[2] Based on no original producers twist.
[3] Under 7,500 yards.

All delivered weights based on Standard 11% moisture regain for Bemberg and viscose process yarns, and 6.5% for acetate process.

[1] 7 F.R. 4663, 8193, 8948; 8 F.R. 373, 6673, 15368.

TABLE V—COMBINATION CREPE TWISTING

(Unless otherwise indicated, prices are based on the use of graded yards supplied in standard long skeins, with original producer's twist, delivery to be on spools)

Type of combination	Basic number turns in single yarn	Basic number turns in ply yard	Price per pound	Differentials			
				If supplied on pre-treated cones	If inferior skeins used	If short skeins used [1]	Each turn in ply over basic ply twist
50 Viscose	55–60	20–22	$0.90	−$0.02	+$0.035	+$0.015	+$0.0065
55 Acetate	Producers						
75 Viscose	55–60	12–15	.56	−.015	+.02	+.01	+.006
75 Acetate	Producers						
75 Viscose	55–60	12–15	.50	−.015	+.02	+.01	+.006
100 Acetate	Producers						
100 Viscose	52½–57½	12–15	.44	−.01	+.02	+.01	+.005
100 Acetate	Producers						
100 Viscose	52½–57½	12–15	.41	−.01	+.02	+.01	+.005
120 Acetate	Producers						
100 Viscose	52½–57½	12–15	.38	−.01	+.015	+.01	+.004
150 Acetate	Producers						
150 Viscose	45–50	8–10	.32	−.01	+.01	+.01	+.004
150 Acetate	Producers						
Cable crepe							
75 Viscose	50–55	15–20	.82	.03	+.045	+.025	+.0065
75 Viscose	50–55						
100 Viscose	50–55	12–16	.63	.02	+.045	+.02	+.005
100 Viscose	50–55						

[1] Under 7,500 yards.

All delivered weights are based by proportionate weight on Standard 11% regain for viscose process and 6.5% for acetate process.

2. Table VI in § 1337.62 (a) is amended by adding footnote 2 thereto to read as follows:

(50) Augusta, Ga. (192) Columbia S. C.	Georgia South Carolina	County of Richmond. Counties of Aiken, Calhoun, Florence, Lexington, Richland, and Sumter.

[2] This Table VI shall not be used for "inlining" twisted yarns with turns in excess of 14 for yarns finer than 100 denier or in excess of 12 for 100 denier and coarser.

This amendment shall become effective June 17, 1946.

Issued this 17th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–10372; Filed, June 17, 1946; 4:48 p. m.]

PART 1305—ADMINISTRATION

[SO 108, Corr. to Special Order 15]

SUSPENSION FROM SUPPLEMENTARY ORDER 108 OF CERTAIN FUR TRIMMED CLOTH COATS

Special Order 15 under Supplementary Order 108 is corrected by the insertion of the date "June 30, 1946" in section 6 (b) following the words "dated on or after" and preceding the word "stating".

Issued this 17th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–10386; Filed, June 17, 1946; 4:50 p. m.]

PART 1388—DEFENSE-RENTAL AREAS

[Designation and Rent Declaration 25,[1] Amdt. 40]

DESIGNATION OF CERTAIN AREAS AND RENT DECLARATIONS RELATING TO SUCH AREAS

Items 50 and 192 in paragraph 1388.-1201 of Designation and Rent Declaration 25 are amended to read as follows:

Issued and effective June 17, 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–10385; Filed, June 17, 1946; 4:48 p. m.]

PART 1305—ADMINISTRATION

[Rev. SO 113,[1] Amdt. 5]

MANUFACTURERS' MAXIMUM AVERAGE PRICE FOR WOOL CIVILIAN APPAREL FABRICS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Supplementary Order No. 113 is amended in the following respect:

Section 6 (d) is amended to read as follows:

(d) *Election and change of election.* A manufacturer's election of the class or category basis (and of the categories he desires to use, if he elects the latter basis) shall be indicated in his "new base period report" (see paragraph (a) of section 14) or in the "application by other manufacturers" (see paragraph (a) of section 8), whichever is applicable. A manufacturer who makes an election subsequent to December 31, 1945 must file such new election (together with an appropriately changed "new base period report" or "application by other manufacturers", whichever is applicable, and appropriately changed quarterly reports for all quarters subsequent to July 1, 1945 reflecting his new election) with the Office of Price Administration, Washington 25, D. C. Any new election made after December 31, 1945 shall become effective, but only for the purpose of establishing the seller's credit or surcharge position at the time of election, as of the beginning of the third quarter of 1945. If a manufacturer is subject to the makeup rule at the time of the filing of his new election, or was so subject at any time prior thereto, the filing of such new election shall not excuse or eliminate any violations of the makeup rule which occurred prior to the date of filing of such election. Furthermore, credits earned by a manufacturer previous to the date of his new election and as a result thereof are to be applied only against surcharges incurred before that date. However, only an election made on or subsequent to the effective date of this amendment is subject to this credit restriction.

This amendment shall become effective June 24, 1946.

NOTE: The reporting provisions of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 18th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–10468; Filed, June 18, 1946; 11:37 a. m.]

PART 1305—ADMINISTRATION

[SO 142, Amdt. 4]

ADJUSTMENT PROVISIONS FOR SALES OF INDUSTRIAL MACHINERY AND EQUIPMENT

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith has been filed with the Division of the Federal Register.

Supplementary Order No. 142 is amended in the following respects:

1. Section 2 (d) (3) of Supplementary Order No. 142 is amended by revising the parenthetical exception to read as follows: "(other than radio parts and those products covered by MPR 67, MPR 246, and MPR 453)".

2. Section 2 (d) is amended by adding the following subparagraph (4):

(4) *Maximum prices for radio parts.* The maximum prices for sales by resellers of radio parts shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class just prior to the issuance of the order granting an increase to his manufacturer, by the same percentage by which his net invoiced cost has been increased by reason of that order.

3. Section 1 is amended by adding to the first paragraph the following: "Maximum Price Regulation 134 (Construction and Road Maintenance Equipment, Rental Prices and Charges for Operating and Maintenance or Repair and Rebuilding Services)".

[1] 9 F.R. 5820, 11540, 11798, 12865, 12967, 14060; 10 F.R. 2407, 4714, 5576, 7854, 11294, 12446, 13545; 11 F.R. 248.

[2] 10 F.R. 9265, 14815; 11 F.R. 174.

This amendment shall become effective June 24, 1946.

Issued this 18th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–10472; Filed, June 18, 1946; 11:37 a. m.]

PART 1388—DEFENSE-RENTAL AREAS

[Hotels and Rooming Houses;[1] Amdt. 85 (§ 1388.1231)]

HOTELS AND ROOMING HOUSES

Items 71 and 278 of the Rent Regulation for Hotels and Rooming Houses are amended to read as follows:

(71) Augusta, Ga. (278) Columbia, S. C.	Georgia South Carolina	Richmond	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
		Aiken	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
		Calhoun, Lexington, and Richland.	Mar. 1, 1942	Nov. 1, 1942	Jan. 14, 1943
		Sumter	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
		Florence	Mar. 1, 1942	May 1, 1943	June 15, 1943

Issued and effective June 17, 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–10383; Filed, June 17, 1946; 4:48 p. m.]

PART 1388—DEFENSE-RENTAL AREAS

[Housing,[2] Amdt. 91 (§ 1388.1181)]

HOUSING

Items 71 and 278 of the Rent Regulation for Housing are amended to read as follows:

(71) Augusta, Ga. (278) Columbia, S. C.	Georgia South Carolina	Richmond	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
		Aiken	Mar. 1, 1942	Oct. 1, 1942	Nov. 15, 1942
		Calhoun, Lexington, and Richland.	Mar. 1, 1942	Nov. 1, 1942	Jan. 14, 1943
		Sumter	Mar. 1, 1942	Dec. 1, 1942	Jan. 15, 1943
		Florence	Mar. 1, 1942	May 1, 1943	June 15, 1943

Issued and effective June 17, 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–10384; Filed, June 17, 1946; 4:48 p. m.]

PART 1312—LUMBER AND LUMBER PRODUCTS

[MPR 535–1,[1] Amdt. 8]

INSULATION AND FELT CORDWOOD AND RELATED PRODUCTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 535–1 is amended in the following respects:

1. Section 11 (1) (4) is amended to read as follows:

(4) *Truck delivery provisions.* If wood produced in any part of Zone 464–VI except the state of Missouri is delivered to the mill by truck, $2.00 per cord may be added to the f. o. b. cars price. If wood produced in the state of Missouri is delivered to the mill by truck, the buyer and seller shall determine the total distance that wood has been hauled as well as the distance from the wood cutting operations to the nearest rail shipping point. The buyer may then add 5 cents per cord of 128 cubic feet for each load mile that the wood is hauled in excess of the distance to the nearest rail shipping point. (Thus, if wood is hauled 30 miles to a mill from a zone of operations which is 10 miles from a rail siding, the buyer may pay a trucking addition for the distance in excess of the distance to the rail siding or for 20 miles).

[1] 11 F.R. 4000, 4163, 4582, 4730, 5542, 5954, 5825, 5951, 5952.

[2] 10 F.R. 13528, 13454, 14399; 11 F.R. 247, 248, 740, 1299, 1773, 2116, 2189, 2445, 3460, 4015, 4153, 4731, 5396, 5824, 5952, 5953.

This amendment shall become effective June 24, 1946.

Issued this 18th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–10456; Filed, June 18, 1946; 11:40 a .m.]

PART 1347—PAPER AND PAPER PRODUCTS, RAW MATERIALS FOR PAPER AND PAPER PRODUCTS, PRINTING AND PUBLISHING

[MPR 344,[1] Amdt. 5]

NEW COTTON, LINEN AND UNDERWEAR CUTTINGS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 1347.755 is amended to read as follows:

§ 1347.755 *Imports.* This regulation does not apply to transactions in new cotton, linen and underwear cuttings as defined in § 1347.763 (a) (2), imported or to be imported into the continental United States. Such transactions shall be subject to the provisions of the Maximum Import Price Regulation.

This amendment shall become effective June 24, 1946.

Issued this 18th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–10448; Filed, June 18, 1946; 11:38 a. m.]

[1] 9 F.R. 5306; 10 F.R. 15958, 22625; 11 F.R. 1814.

[2] 7 F.R. 9722, 8 F.R. 3845, 6109, 7199, 7380, 7831, 13049, 17483; 9 F.R. 6107, 8058, 11108; 10 F.R. 1787.

PART 1347—PAPER, PAPER PRODUCTS AND RAW MATERIALS FOR PAPER AND PAPER PRODUCTS, PRINTING AND PUBLISHING

[RMPR 451,[1] Amdt. 5]

BOOK PAPER

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 451 is amended in the following respects:

A new paragraph (g) is added to Appendix B to read as follows:

(g) All other pertinent provisions of this Appendix B shall apply to contract sales of book paper to magazine publishers except that each manufacturer may increase his prices in effect on June 1, 1946 by an amount not to exceed $1.00 per cwt., *Provided*, (1) That no price may be increased above the following:

Quantities of 1 through 250 tons. Carload spot price.

Quantities of 251 through 1000 tons. Carload spot price less $0.15 per cwt.

Quantities of 1001 through 5000 tons. Carload spot price less $0.30 per cwt.

Quantities of 5001 tons or more. Carload spot price less $0.60 per cwt.

"Carload spot price" as used herein is the price which obtains for sales of the same or most similar grade to merchants in carload quantities under Appendix A.

(2) That if a manufacturer has been granted an individual adjustment in his maximum price by the Office of Price Administration, he may continue to charge the individually adjusted price, or he may charge the price arrived at by adding $1.00 per hundredweight to the maximum price in effect prior to such adjustment, whichever is the higher, but he shall in no event add the $1.00 per hundredweight to the individually adjusted price.

This amendment shall become effective June 17, 1946.

Issued this 17th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–10376; Filed, June 17, 1946; 4:49 p. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[MPR 422,[1] Amdt. 74]

CEILING PRICES OF CERTAIN FOODS SOLD AT RETAIL IN GROUP 3 AND GROUP 4 STORES

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

Maximum Price Regulation 422 is amended in the following respects:

A footnote 2 is added to the first paragraph of section 7 (b) to read as follows:

[2] However, for each item of butter and cheddar cheese you may on or after June 17, 1946, figure a new ceiling price immediately upon receipt of a delivery at a "net cost" different from the "net cost" on which

[1] 10 F.R. 8860, 10122, 13128; 11 F.R. 558, 5354.

your existing ceiling price is based. On each Thursday thereafter, you must refigure your ceiling price in accordance with the rules in Section 8. Cheddar cheese means both "cheddar cheese" and "processed cheddar cheese" as defined in 2d Revised Maximum Price Regulation No. 289.

This amendment shall become effective June 17, 1946.

Issued this 17th day of June 1946.

PAUL A. PORTER,
Administrator.

Approved: June 14, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-10374; Filed, June 17, 1946; 4:45 p. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[MPR 423,[1] Amdt. 70]

CEILING PRICES OF CERTAIN FOODS SOLD AT RETAIL IN GROUP 1 AND GROUP 2 STORES

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

Maximum Price Regulation 423 is amended in the following respects:

A footnote [2] is added to the first paragraph of section 7 (b) to read as follows:

[2] However, for each item of butter and cheddar cheese you may on or after June 17, 1946, figure a new ceiling price immediately upon receipt of a delivery at a "net cost" different from the "net cost" on which your existing ceiling is based. On each Thursday thereafter, you must refigure your ceiling price in accordance with the rules in section 8. Cheddar cheese means both "cheddar cheese" and "processed cheddar cheese" as defined in 2d Revised Maximum Price Regulation No. 289.

This amendment shall become effective June 17, 1946.

Issued this 17th day of June 1946.

PAUL A. PORTER,
Administrator.

Approved: June 14, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-10375; Filed, June 17, 1946; 4:45 p. m.]

PART 1305—ADMINISTRATION

[SO 148, Amdt. 4]

CHAIRS

A statement of the considerations involved in the issuance of this amendment, has been issued simultaneously herewith and filed with the Division of the Federal Register.

Supplementary Order No. 148 is amended in the following respect:

The following is added to the list of articles, cut-off prices, maximum percentage adjustments, and profit margin factors (percent) in Appendix A:

Article	Cut-off price (to retailers) [1]	Maximum percentage adjustment	Profit margin factor
Chairs, with minimum dimensions (tolerance of 1" in any dimension) and described as follows:			
Finished solid oak diner with round or square posts, 15" by 15" seat and 18" high back	$2.25	.....	1.6
Finished hardwood, 15" by 15" seat, and 18" high back	1.80	.....	1.6
Unfinished hardwood, 15" by 15" seat, and 18" high back	1.50	.....	1.6
Finished hardwood high chair, 14" by 12" seat and 15" high back	3.00	.....	1.6
Unfinished hardwood high chair, 14" by 12" seat and 15" high back	2.50	.....	1.6
Finished hardwood with straight slat seat 16" by 12" and 17" high back	1.35	.....	1.6
Unfinished hardwood with straight slat seat 16" by 12" and 17" high back	1.20	.....	1.6
Finished hardwood with bent slat seat 16" by 12" and 17" high back	1.50	.....	1.6
Unfinished hardwood with bent slat seat 16" by 12" and 17" high back	1.35	.....	1.6

This amendment shall become effective on the 24th day of June 1946.

Issued this 18th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10473; Filed, June 18, 1946; 11:37 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[MPR 612]

PURCHASES OF MILK FOR MANUFACTURING PURPOSES

A statement of the considerations involved in the issuance of this regulation has been issued and filed with the Division of the Federal Register.

ARTICLE I—SCOPE OF THE REGULATION: DEFINITIONS

Sec.
1. Explanation of the regulation.
2. Exempt sales.
3. Geographical applicability.
4. Definitions.

ARTICLE II—PRICING PROVISIONS

5. Maximum prices.
6. Customary discounts, allowances and practices.
7. Federal and State taxes.

ARTICLE III—GENERAL PROVISIONS

8. Records and reports.
9. Transfer of business or stock in trade.
10. Compliance with this regulation.
11. Petitions for amendment.
12. Adjustable pricing.

AUTHORITY: § 1351.1806 56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; Pub. Law 108, 79th Cong.; E. O. 9250, 7 F.R. 7871; E. O. 9328, 8 F.R. 4681, E. O. 9599, 10 F.R. 10155; E. O. 9651, 10 F.R. 13487.

ARTICLE I—SCOPE OF THE REGULATION

DEFINITIONS

SECTION 1. *Explanation of the regulation.* Except for those sales exempt under section 2, this regulation establishes maximum prices for purchases of "milk" from producers for use in (a) manufactured dairy and food products, and (b) commercial or industrial milk products.

SEC. 2. *Exempt transactions.* This regulation shall not apply to the following:

(a) Purchases of fluid milk from producers which are covered in Maximum Price Regulation 329.

(b) Sales and deliveries of fluid milk in glass or paper containers at wholesale or retail as defined and covered under the General Maximum Price Regulation or any regional order issued thereunder.

(c) Sales and deliveries of fluid milk in bulk at wholesale to stores, hotels, restaurants and institutions covered under Maximum Price Regulation No. 280.

SEC. 3. *Geographical applicability.* The provisions of this regulation apply to the 48 States of the United States of America and the District of Columbia.

SEC. 4. *Definitions.* When used in this regulation, the term:

(a) "Milk" means liquid cow's milk in a raw, unprocessed state, regardless of whether it meets local and municipal health standards for milk for human consumption in bottled form, purchased from producers in bulk for use in whole or in part in (1) any manufactured dairy or food product, including, but not limited to such products as butter, cheese, evaporated or condensed milk, powdered milk, casein, ice cream, and bakery products and candy, and for use in (2) commercial or industrial products.

(b) "Producer" means a farmer, or other person or representative who owns, superintends, manages, or otherwise controls the operation of a farm on which "milk" is produced. A farmers' cooperative is a producer with regard to all sales of "milk" except "milk" processed by it or for it in a milk receiving or processing plant, owned, leased, or contracted for by the cooperative.

(c) (1) "Purchaser" means any person who buys "milk" from a producer. Each branch, division, subsidiary, affiliate, or portion of a business organization, whether corporate or otherwise, purchasing "milk" from producers in a particular market, as distinguished from purchases or other operations in different markets, is a separate purchaser.

(2) For the purposes of this regulation, "purchaser" includes a farmers' cooperative, whether or not it takes title, with respect to "milk" received by it from a member or non-member producer, which "milk" is processed by it or for it in a milk receiving or processing plant, owned, leased, or contracted for by the cooperative.

(d) "Person" means an individual, corporation, partnership, association, or other organized group of persons, or any legal successor or representative of any of the foregoing, and includes the United States or any agency thereof, any other government, or any of its political subdivisions or agencies.

(e) Unless the context manifestly otherwise requires, the definitions set forth in section 302 of the Emergency Price Control Act of 1942, as amended, and the General Maximum Price Regulation, issued by the Office of Price Administration, shall apply to other terms herein.

ARTICLE II—PRICING PROVISIONS

SEC. 5. *Maximum prices.* (a) The maximum price for "milk" shall be the average paying price each purchaser of "milk" from a producer paid that producer during the month of November 1945 plus the following amounts:

Where a purchaser customarily buys on a:

(1) Per cwt. basis—40¢ per cwt. for "milk" of 3.5% butterfat content; in addition he may add 1¢ per point for butterfat to his existing butterfat differential over or under the butterfat base upon which he purchases "milk."

(2) Gallonage basis—4¢ per gallon.

(3) Butterfat basis—11.5¢ per lb. butterfat.

(b) If the minimum producer's price for "milk" has been increased under an applicable order, agreement or license issued pursuant to the Agricultural Marketing Agreement Act of 1937, as amended, that price shall become the maximum price which a purchaser may pay for "milk" under this regulation.

(c) The maximum prices established in paragraph (a) above are subject to the following provisions:

(1) For "milk" of 3.5% butterfat or its equivalent, if delivered in:

(i) Zone I, the purchaser need pay no less than $3.00 per cwt., and shall not pay more than $3.20 per cwt.

(ii) Zone II, the purchaser need pay no less than $3.10 per cwt., and shall not pay more than $3.30 per cwt.

(iii) Zone III, the purchaser need pay no less than $3.10 per cwt., and shall not pay more than the maximum price established under this regulation.

(2) The zones designated in subparagraph (1) above are:

Zone I: The states of Indiana, Kentucky, Michigan, Ohio, West Virginia, Illinois, Iowa, Minnesota, Nebraska, North Dakota, South Dakota, Wisconsin, Kansas, Missouri and the following counties in Colorado: Weld, Logan, Sedgwick, Morgan, Washington, Phillips, Yuma, Adams, Denver, Arapahoe, Douglas, Elbert, Lincoln, Kit Carson, Teller, El Paso, Cheyenne, Pueblo, Crowley, Kiowa, Otero, Rent, Prowers, Huerfano, Las Animas, and Baca; the following counties in Wyoming: Sheridan, Campbell, Crook, Weston, Johnson, Natrona, Converse, Niobrara, Carbon, Albany, Platte, Goshen, and Laramie; the following counties in Montana: Liberty, Hill, Blaine, Phillips, Valley, Daniels, Sheridan, Roosevelt, Chouteau, Fergus, McCone, Richland, Dawson, Wibaux, Prairie, Garfield, Petroleum, Judith Basin, Meagher, Broadwater, Wheatland, Golden Valley, Musselshell, Rosebud, Custer, Fallon, Carter, Powder River, Treasure, Big Horn, Yellowstone, Carbon, Stillwater, Sweet Grass, Park, Gallatin and Madison.

Zone II: The State of Utah, the remaining portion of Montana, Wyoming, and Colorado not included in Zone I, and the following counties in Idaho: Adams, Valley, Lemhi, Washington, Payette, Gem, Boise, Custer, Clark, Fremont, Teton, Madison, Jefferson, Butte, Blaine, Camas, Elmore, Ada, Canyon, Owyhee, Gooding, Lincoln, Jerome, Twin Falls, Cassia, Minidoka, Power, Oneida, Bannock, Franklin, Caribou, Bonneville, Bingham and Bear Lake.

Zone III: The remainder of the United States.

(d) If, during the month of November 1945, a purchaser bought milk meeting local and municipal health standards for human consumption in bottled form, and paid a producer for all such milk an amount equal to the maximum price for fluid milk as established under Maximum Price Regulation No. 329 (Purchases of Milk from Producers for Resale as Fluid Milk) regardless of its ultimate utilization, the purchaser may continue to pay that producer for all of his milk the maximum price established under Maximum Price Regulation No. 329, regardless of its ultimate utilization.

(e) If, during the month of November 1945, a purchaser bought milk meeting local and municipal health standards for human consumption in bottled form, and paid the same price to a producer for all such milk regardless of its ultimate utilization, but such price was below that established under Maximum Price Regulation No. 329, the purchaser shall apply to the Office of Price Administration, Washington, D. C., for a maximum price which he may now pay that producer for the proportion of such milk which is to be used for manufacturing purposes.

(f) If, during the twelve months preceding November 1945 a purchaser of "milk" paid a producer a customary differential or premium for such "milk", depending upon seasonal factors or otherwise, he may continue to pay that customary differential or premium.

(g) If a purchaser did not purchase "milk" from a particular producer during the base period of November 1945, but subsequently purchases from that producer, the maximum price he may pay shall be the average price which any purchaser paid that producer for milk received during the period November 1945, adjusted to reflect customary butterfat differentials plus 40¢ per cwt., or 4¢ per gallon, or 11.5¢ per pound butterfat depending on his customary method of purchase, and subject to the pricing provisions of section 5.

(h) In case a producer did not sell "milk" for use in manufactured dairy or food products or in commercial or industrial products during November 1945, but subsequently makes such sales, the purchaser's maximum price to that producer shall be the average purchasing price the purchaser paid for "milk" received at his plant in November 1945, adjusted to reflect customary butterfat differentials, plus 40¢ per cwt., or 4¢ per gallon, or 11.5¢, depending on his customary method of purchase, and subject to the pricing provisions of section 5.

NOTE: In the case of a purchaser who was not engaged in the business of purchasing "milk" for use in manufactured dairy or food products and commercial or industrial milk products during November 1945, and subsequently engages in such business without purchasing an existing establishment, the maximum price at which he may purchase "milk" from producers will be determined under paragraph (g) above in the case of purchases from producers engaged in the production during November 1945 of "milk" for use in manufactured dairy and food products and commercial or industrial milk products, and will be determined under paragraph (h) above in the case of purchases from producers not so engaged.

SEC. 6. *Customary discounts, allowances and practices.* (a) No purchaser shall participate in any change of customary allowances, discounts, price differentials or other trade practices applicable to purchasers made by him if such change results in his paying higher than the maximum price.

(b) No purchaser shall pay a larger proportion of transportation costs incurred in the delivery or supply of "milk" than he paid on deliveries during November 1945, from the particular producer.

SEC. 7. *Federal and State taxes.* Any tax incident to the sale, delivery or processing of any product covered by this regulation, imposed by statute or ordinance of the Federal government or of a State or any of its political subdivisions, shall be treated as follows in determining the maximum price for such product, and in preparing records and reports required by this regulation:

(a) *Transportation tax.* The purchaser may not pay the producer the increase of 3% provided for in the tax on transportation of property imposed by Section 620 of the Revenue Act of 1942, if the maximum price is established f. o. b. the purchaser's processing plant or receiving station, but where the maximum price is established f. o. b. producer's farm or ranch, the buyer may pay the increase of 3% in the tax. Where, however, a producer changes his sales from f. o. b. farm or ranch to f. o. b. processing plant or receiving station, the purchaser may pay the producer the increase of 3% in the tax, but where the change is from f. o. b. processing plant or receiving station to f. o. b. farm or ranch, the purchaser may not pay the producer an amount which exceeds the price f. o. b. processing plant or receiving station minus the full amount of the transportation charges, including the 3% increase in the tax.

(b) *Statement and collection of tax or tax increase.* (1) If a seller during November 1945, did not customarily state and collect the amount of tax separately from the purchase price, he may not now collect such amount in addition to the maximum price.

(2) In all other cases the purchaser may pay the producer the amount of any tax or tax increase which the producer actually pays, *Provided*, The producer separately states and collects it, and *Provided further*, That the statute or ordinance allows him to do so; except that an increase since November 1945, in a tax in effect during that period may be paid by a purchaser to a producer who did not separately state and collect it during November 1945, to the extent of the increase, *Provided*, The producer separately states and collects the amount of such increase, and *Provided further*, That the statute or ordinance allows him to do so.

ARTICLE III—GENERAL PROVISIONS

SEC. 8. *Records and reports*—(a) *Base period records.* Every person who purchases "milk" from a producer shall preserve for examination by the Office of Price Administration, so long as the Emergency Price Control Act of 1942, as

amended, remains in effect, all his existing records relating to prices paid for "milk" received during November 1943, together with the name and address of each producer, and shall prepare, on the basis of available information or records, and keep for examination by the Office of Price Administration a statement showing:

(1) The average price paid each producer for "milk" received during November 1945; and

(2) The customary allowances, discounts, and other price differentials applicable to his own purchases during November 1945.

(b) *Current records.* Every person who purchases "milk" from a producer shall keep and make available for examination by the Office of Price Administration, so long as the Emergency Price Control Act of 1942, as amended, remains in effect, records of the same kind that he customarily kept relating to prices which he paid to producers for "milk" received during and subsequent to November 1945.

(c) *Audit of reports.* The Administrator may approve or disapprove reports filed with him and require any purchaser to correct and resubmit a report which does not comply with reporting requirements.

SEC. 9. *Transfer of business or stock in trade*—(a) *Purchasers.* If the business, assets or stock in trade of any purchaser subject to this regulation are sold or otherwise transferred on or after November 1945, the maximum prices for purchases by the transferee shall be the same as those to which his transferor would have been subject if no transfer had occurred, and his obligation to keep records sufficient to verify such prices shall be the same. The transferor shall either preserve and make available, or turn over to the transferee all records of transaction prior to the transfer which are necessary to enable the latter to maintain records required by the regulation.

(b) *Producers.* If the business, stock in trade, or assets of any producer of "milk" are sold or otherwise transferred after November 1945, the maximum prices which a purchaser may pay the transferee shall be the same as the maximum prices which the purchaser could pay the transferor, as if no transfer had occurred.

SEC. 10. *Compliance with this regulation*—(a) *Buying above maximum prices.* On or after June 17, 1946, regardless of any contract or obligation, no purchaser in the course of trade or business, shall buy or receive "milk" from any producer at a price higher than the maximum price established in this regulation. Prices lower than the maximum may be paid.

(b) *Evasion.* No person shall evade the maximum prices established under this regulation directly or indirectly, in connection with any commission, service, transportation, or other charge or discount, premium or privilege, tying agreement or trade understanding, or change in any business or trade practice, or in any other way.

SEC. 11. *Petitions for amendment.* Any purchaser seeking a general modification of this regulation may file a petition for amendment in accordance with Revised Procedural Regulation No. 1, issued by the Office of Price Administration.

SEC. 12. *Adjustable pricing.* Any purchaser may agree to purchase at a price which may be increased up to the maximum price in effect at the time of delivery. But no person may, unless authorized by the Office of Price Administration, purchase or receive "milk" from producers at prices to be adjusted upwards in accordance with action taken by the Office of Price Administration after delivery.

This regulation shall become effective June 17, 1946.

NOTE: All record-keeping and reporting requirements of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 17th day of June 1946.

PAUL A. PORTER,
Administrator.

Approved: June 14, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-10381; Filed, June 17, 1946; 4:46 p. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[MPR 613]

CREAM FOR FLUID OR MANUFACTURING PURPOSES

A statement of the considerations involved in the issuance of this regulation has been issued and filed with the Division of the Federal Register.

ARTICLE I—SCOPE OF THE REGULATION: DEFINITIONS

Sec.
1. Explanation of the regulation.
2. Exempt sales.
3. Geographical applicability.
4. Definitions.

ARTICLE II—PRICING PROVISIONS

5. Maximum prices.
6. Where unable to price under section 5.
7. Customary discounts, allowances and practices.
8. Federal and State taxes.

ARTICLE III—GENERAL PROVISIONS

9. Records and reports.
10. Sales slips and receipts.
11. Transfer of business or stock in trade.
12. Filing of maximum prices.
13. Compliance with this regulation.
14. Petitions for amendment.

AUTHORITY: § 1351, 1807, 56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; Pub. Law 108, 79th Cong.; E.O. 9250, 7 G. T. 7871; E.O. 9328, 8 F.R. 4681; E.O. 9599, 10 F.R. 10155; E.O. 9651, 10 F.R. 13487.

ARTICLE I—SCOPE OF THE REGULATION: DEFINITIONS

SECTION 1. *Explanation of the regulation.* Except for those sales exempt under section 2, this regulation establishes maximum prices for bulk sales of commercially separated cream whether for fluid or manufacturing purposes, and for resales of farm separated cream to any purchaser, other than a butter manufacturer.

SEC. 2. *Exempt sales.* This regulation shall not apply to the following:

(a) Sales of cream for which maximum prices have heretofore been established under the General Maximum Price Regulation, Supplementary Regulation No. 14A to the General Maximum Price Regulation, Maximum Price Regulation No. 280, or under any authorized regional orders.

(b) Sales of bulk cream separated from whole fluid milk in a market where the fluid milk is subject to an order, agreement or license issued pursuant to the Agricultural Marketing Agreement Act of 1937, as amended.

(c) Sales of farm separated cream by the farmer who separates it.

(d) Sales of farm separated cream by a cream station to a manufacturer who processes such cream into butter. However, all other sales of farm separated cream by a cream station or other seller are covered by this regulation.

(e) Sales of cream at a price lower than 63¢ per pound butterfat f. o. b. seller's place of business.

SEC. 3. *Geographical applicability.* The provisions of this regulation apply to the 48 States of the United States of America and the District of Columbia.

SEC. 4. *Definitions.* (a) When used in this regulation, the term:

(1) "Cream" means the fatty liquid or semi-liquid or semi-solid substance whether it is raw, pasteurized or homogenized, separated from liquid cow's milk. It may or may not have been altered after original separation by freezing, by further separation, or by the addition of whole milk, skim milk, or cream. It contains not less than 8% butterfat by weight.

(2) "Same cream" means cream which serves the same general purpose and meets the same quality standards. It has the same general physical form (frozen or unfrozen) and is sold in the same size container.

(3) "Highest price charged during the base period" means the highest price which the seller charged for cream delivered by him during the period from May 1–15, 1946, inclusive, to a purchaser of the same class, or if the seller made no such delivery during such period, his highest offering price for delivery during that period to a purchaser of the same class.

(4) "Cream station" refers to a purchaser of farm separated cream who buys such cream directly from the farmer for resale. Such a purchaser does not process cream.

(5) A "butter manufacturer" is one who churns cream into butter.

(6) "A seller" includes any person (other than a farmer) or processing plant that separates butterfat and skim milk from whole milk and sells the cream thus separated for commercial or fluid purposes. It includes also any person or processing plant that resells commercially separated cream, whether or not the cream is separated by such person or processing plant. "A seller" also includes any person who resells farm separated cream, other than to a butter manufacturer.

ARTICLE II—PRICING PROVISIONS

SEC. 5. *Maximum prices; base period.* (a) the maximum price for sales of cream covered by this regulation, by a seller, is the highest price per pound butterfat charged by the seller during the base period May 1–15, 1946, inclusive, f. o. b. the seller's place of business, to a purchaser of the same class for the same cream.

(b) *Sales by a handler other than the first seller.* The maximum price for sales of cream by a handler, purchased by him from the first seller, shall be the actual price per lb. butterfat paid by such handler to the first seller, plus such handler's customary mark-up during the period May 1–15, 1946, on his sales to a purchaser of the same class for the same cream. The maximum price of all subsequent handlers shall be their suppliers' maximum price.

(c) *Sales in more than one container size.* Where a seller made base period sales in more than one container size, and the price per pound butterfat differed between container sizes, the seller shall maintain his base period price for each container size as his maximum price.

(d) The maximum prices established in paragraphs (a) and (c) above are subject to the provisions of Table A below:

TABLE A

(1) *Cream per pound of butterfat.* F. o. b. seller's place of business:

Lowest maximum price	*Overriding maximum price*
Zone I, 63 cents	77 cents
Zone II, 63 cents	77 cents plus carload freight differential from Chicago

(2) The zones designated in Table A of this section are:

Zone I—The states of Indiana, Kentucky, Michigan, Illinois, Iowa, Minnesota, Nebraska, North Dakota, South Dakota, Wisconsin, Kansas, Missouri and the following counties in Colorado: Weld, Logan, Sedgwick, Morgan, Washington, Phillips, Yuma, Adams, Denver, Arapahoe, Douglas, Elbert, Lincoln, Kit Carson, Teller, El Paso, Cheyenne, Pueblo, Crowley, Kiowa, Otero, Bent, Prowers, Huerfano, Las Animas, and Baca; the following counties in Wyoming: Sheridan, Campbell, Crook, Weston, Johnson, Natrona, Converse, Niobrara, Carbon, Albany, Platte, Goshen, and Laramie; the following counties in Montana: Liberty, Hill, Blain, Phillips, Valley, Daniels, Sheridan, Roosevelt, Chouteau, Fergus, McCone, Richland, Dawson, Wibaux, Prairie, Garfield, Petroleum, Judith Basin, Meagher, Broadwater, Wheatland, Golden Valley, Musselshell, Rosebud, Custer, Fallon, Carter, Powder River, Treasure, Big Horn, Yellowstone, Carbon, Stillwater, Sweet Grass, Park, Gallatin and Madison.

Zone II—The remainder of the United States.

SEC. 6. *When unable to price under section 5.* (a) Where a seller is unable to price under section 5 above, he shall file an application with the Office of Price Administration, Washington, D. C., requesting approval of a proposed maximum price. The Price Administrator may, by written order, disapprove or revise any proposed maximum price reported so as to bring it into line with the level of maximum prices otherwise established by this regulation.

(b) No sale of cream for which a maximum price is proposed under this paragraph may be made until the price has been approved by the Price Administrator. The proposed price shall be deemed to be approved 30 days after mailing the application subject to the pricing provisions of Table A in section 5 (d) above (or 30 days after mailing all information required to complete the application) unless, within that time, the Office of Price Administration notifies the seller that his proposed price has been disapproved or revised.

(c) The application shall set forth the following:

(1) Name and location of the applicant;

(2) Complete description of the cream to be priced, including a statement of the butterfat content; and a statement of the seller's method of business, i. e., whether he himself separates cream or is a handler.

(3) Description of the market or markets where the cream is to be sold and delivered.

(4) The method used in figuring the proposed maximum price; and

(5) Reasons why he believes the proposed maximum price is in line with the level of maximum prices otherwise established pursuant to this regulation.

(6) The Price Administrator may at any time modify, amend, or revoke subject to the prior written approval of the Secretary of Agriculture, when such approval is required by law, any maximum price for cream covered by this regulation established under this regulation.

SEC. 7. *Customary discounts, allowances and practices.* (a) No seller shall change any trade practice, or any customery discount, allowance or other price differential to a purchaser or class of purchasers, if the change results in a price higher than the maximum price established for that purchaser or class of purchasers.

(b) *Brokerage fees.* Each broker shall be considered as the agent of the seller and not the agent of the buyer. In each case, the amount paid by the buyer to the seller plus any amount paid by the buyer to the broker shall not exceed the seller's maximum price.

(c) No seller whose maximum price is f. o. b. purchased's plant shall charge a larger proportion for transportation costs incurred in the delivery of cream than he charged to a purchaser or class of purchasers during the base period.

SEC. 8. *Federal and State taxes.* Any tax incident to the sale, delivery or processing of any product covered by this regulation, imposed by statute or ordinance of the Federal government or of a State or any of its political subdivisions, shall be treated as follows: in determining the maximum price for such product, and in preparing records and reports required by this regulation:

(a) *Transportation tax.* The seller may not collect the increase of 3% provided for in the tax on transportation of property imposed by Section 620 of the Revenue Act of 1942, if his maximum price is established f. o. b. the purchaser's premises or place of business; but where the maximum price is established f. o. b. seller's place of business, the buyer may pay the increase of 3% in the tax. Where, however, a seller changes his sales from f. o. b. seller's place of business to f. o. b. purchaser's premises or place of business, he may collect the increase of 3% in the tax from the purchaser; but where he changes his sales from f. o. b. purchaser's premises or place of business to f. o. b. seller's place of business, he must deduct from his price f. o. b. purchaser's premises or place of business the full amount of transportation charges including the 3% increase in tax.

(b) *Statement and collection of tax or tax increase.* (1) If a seller during the base period did not customarily state and collect the amount of tax separately from the purchase price, he may not now collect such amount in addition to the maximum price.

(2) In all other cases any seller may collect the amount of any tax or tax increase which he actually pays, *Provided*, He separately states and collects it, and *Provided further*, That the statute or ordinance allows him to do so; except that an increase since the base period may be collected by a seller who did not separately state and collect it during the base period, to the extent of the increase, *Provided*, The seller separately states and collects the amount of such increase, and *Provided further*, That the statute or ordinance allows him to do so.

ARTICLE III—GENERAL PROVISIONS

SEC. 9. *Records and reports*—(a) *Base period records.* Each seller shall:

(1) Collect and thereafter keep for examination by the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, remains in effect, all his existing records relating to prices for cream delivered or offered for delivery during the period May 1–15, 1946 inclusive, and

(2) Prepare and thereafter keep for examination by any person during ordinary business hours (unless already prepared and kept for examination), for so long as the Emergency Price Control Act of 1942, as amended, remains in effect, a statement on the basis of available information and records showing:

(i) The highest prices which he charged for cream delivered or offered for delivery during the period May 1–15, 1946, inclusive, together with an appropriate description and identification of such cream, and

(ii) All his customary allowances, discounts, and other price differentials.

(3) Any person, instead of making the statement in subparagraph (2) above available to any person, may file it with the District Office of the Office of Price Administration within the geographical jurisdiction where the major portion of his sales of cream are made. The information will not be publicized or disclosed unless it is contrary to the purposes of this regulation to withhold it.

(b) *Current records.* Each seller shall make and preserve for examination by

the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, remains in effect, all records of the same kind as he customarily kept, relating to prices now being charged and those charged for cream during the period from May 1–15, 1946, inclusive, and, in addition, records showing as precisely as possible the basis upon which he determined such prices, together with an appropriate description and identification of such cream.

SEC. 10. *Sales of slips and receipts.* Any seller who has customarily given a purchaser a sales slip or similar receipt shall continue to do so. Upon request from the purchaser, any seller, regardless of previous custom, shall give the purchaser a receipt showing the date, the name and address of the seller, and amount of cream sold and the price received for it.

SEC. 11. *Transfer of business or stock in trade.* If the business, assets or stock in trade of a seller are sold or otherwise transferred after the base period, and the transferee carries on the business or continues to deal in cream in the same competitive area and in an establishment separate from any other establishment previously owned or operated by him, the maximum prices of the transferee for cream sold from such separate establishment shall be the same as those to which his transferor would have been subject if no such transfer had taken place, and his obligation to keep records sufficient to verify such prices shall be the same. The transferor shall either preserve and make available, or turn over to the transferee, all records of transactions prior to the transfer which are necessary to enable the transferee to comply with this regulation.

SEC. 12. *Filing of maximum prices.* Within 10 days after the first sale of cream covered by this regulation each seller shall file with the appropriate District Office a statement showing his maximum prices, the basis upon which he determined it, and an appropriate description and identification of his product, or products, including the trade name, if any.

SEC. 13. *Compliance with this regulation*—(a) *Selling or buying above maximum prices.* Regardless of any contract or obligation, no person shall sell or deliver, or buy or receive in the course of trade or business, cream at a price higher than the maximum price established under this regulation. Prices lower than the maximum price may be charged and paid. This paragraph shall not apply to purchases by war procurement agencies in the United States and others exempted under Supplementary Order No. 7, issued by the Office of Price Administration.

(b) *Evasion.* No person shall exceed a maximum price directly or indirectly, whether by commission, brokerage fees, service, transportation charges, or other charge or discount, premium or other privilege, tying agreement or other trade understanding, any business practice relating to labeling or packaging, or in any other way, including but not limited to:

(1) Reducing the quality of cream without a corresponding reduction in the established maximum price; or

(2) Compelling a person purchasing a given quantity of cream to accept delivery in the form of two or more smaller containers mixes at the higher prices applicable to such sizes.

(c) *Penalties; actions and suits; damages.* Any person violating a provision of this regulation is subject to the criminal penalties, civil enforcement actions, license suspension provisions, and suits for treble damages provided by the Emergency Price Control Act of 1942, as amended.

(d) *Licensing.* The provisions of Licensing Order No. 1,[1] licensing all persons who make sales under price control are, applicable to all sellers subject to this regulation. A seller's license may be suspended for violations of the license or one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

SEC. 14. *Petitions for amendment.* Any person seeking a general modification of this regulation may file a petition for amendment in accordance with Revised Procedural Regulation No. 1 issued by the Office of Price Administration.

Effective date. This Maximum Price Regulation No. 613 shall become effective June 17, 1946.

NOTE. All record-keeping and reporting requirements of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 17th day of June 1946.

PAUL A. PORTER,
Administrator.

Approved: June 14, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46–10382; Filed, June 17, 1946; 4:46 p. m.]

PART 1377—WOODEN CONTAINERS

[MPR 520, Amdt. 2]

WEST COAST COOPERAGE

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 520 is amended as follows:

1. Section 3, is amended to read as follows:

SEC. 3. *Maximum prices*—(a) *West Coast cooperage stocks.* The maximum prices, f. o. b. producing mill or railhead, for West Coast cooperage stock are those contained in the following tables:

[1] 8 F.R. 13240.

TABLE I—TIGHT STAVES, DRUM SAWN, KILN DRIED PLANED ONE SIDE, JOINTED, BUNDLED

[Per bilge inch—f. o. b. stave mill]

Length	31" thru 35"	26" to 31"	22" to 26"	18" to 22"	14" to 18"	Under 14"
Thickness:	*Dol.*	*Dol.*	*Dol.*	*Dol.*	*Dol.*	
1"	0.02338	------	------	------	------	------
7/8"	.02162	------	------	------	------	------
3/4"	.01980	------	------	------	------	------
11/16"	.01898	------	------	------	------	------
5/8"	.01810	0.01584	0.01232	------	------	------
9/16"	------	.01507	.01172	------	------	------
1/2"	------	------	.01109	0.01012	------	------
7/16"	------	------	.01045	------	0.00779	------
3/8"	------	------	------	------	------	------

TABLE II—TIGHT HEADING, KILN DRIED, PLANED ONE SIDE, JOINTED, DOWELLED AND FLAGGED, CIRCLED

[Per set f. o. b. heading mill]

Diameter	19" thru 21"	16" to 19"	13" to 16"	11" to 13"	8" to 11"
Thickness:					
15/16"	$0.713	------	------	------	------
7/8"	.692	$0.455	------	------	------
13/16"	.672	.441	------	------	------
3/4"	------	.427	------	------	------
11/16"	------	.413	$0.263	------	------
5/8"	------	------	.254	$0.221	$0.175
9/16"	------	.384	------	------	------
1/2"	------	------	------	------	.169

TABLE III—SLACK STAVES, DRUM SAWN, KILN DRIED, JOINTED, BUNDLED

[Per bilge inch—f. o. b. stave mill]

Number 1		Length	Number 2	
7/16"	3/8"		7/16"	3/8"
$0.01370	------	32" through 34"	$0.01001	------
.01287	$0.01161	29" to 32"	.00950	$0.00839

TABLE IV—SLACK HEADING, KILN DRIED, JOINTED, PLANED ONE SIDE, GLUED OR TONGUE AND GROOVED, CIRCLED, BUNDLED

[Per set—f. o. b. heading mill]

Size	20" thru 21"	10" to 20"	18" to 19"	17" to 18"
5/8"	$0.457	------	------	------
9/16"	------	$0.418	------	$0.389
1/2"	.413	.396	------	------
7/16"	------	.374	$0.363	------

(b) *West Coast cooperage.* (1) The maximum prices, f. o. b. producing mill or railhead, for West Coast cooperage produced in the states of Washington, Oregon and California shall be the sum of the following:

(i) Maximum f. o. b. mill price of staves and heads; and

(ii) Maximum prices for hoops and extra materials or services priced under this regulation. (See table below.)

(iii) Mark-ups as follows:

TIGHT COOPERAGE

40 to 55 gallon	$1.35
20 to 40 gallon	1.02
13 to 20 gallon	.74
8 to 13 gallon	.71
Under 8 gallon	.53

SLACK COOPERAGE

Staves 30" through 34" with heads 17" through 21"	.68

(2) Maximum prices for extra materials and services in coopering are as follows:

TABLE V—EXTRA CHARGES ON COOPERAGE

Hoops	Over 20 gal. through 50 gal., per hoop	20 gal. and under, per hoop
Tight cooperage:		
16 gauge	$0.087	$0.044
17 gauge and less	.076	.038
Galvanized, add	.044	.022

Hoops	Head size		
	17" thru 21"	13" to 17"	Under 13"
Slack cooperage:			
19 gauge and heavier (beaded and flat)	$0.054	$0.044	$0.033
20 gauge and lighter (beaded and flat)	.044	.033	.022
Wood hoops	.033	.033	.022

Linings	Over 20 gallon		20 gallon and under	
	First coat	Second coat (including hoop driving)	First coat	Second coat (including hoop driving)
Lining:				
Silicate of soda	$0.05	$0.15	$0.02½	$0.07½
Paraffin or asphalt	.15	.10	.07½	.05
Glue	.15	.25	.07½	.12½

Miscellaneous	Over 20 gallon	20 gallon and under
Varnishing barrels	$0.10	$0.05
Painting barrels, one color	.15	.07½
Painting barrels, two colors	.20	.10

	All size barrels
Varnishing hoops, per hoop	$0.00½
Vent holes, per barrel	.01½
Boring any holes other than one bung and vents:	
2" and less, per hole	.02
Over 2" through 3", per hole	.03
Over 3" through 4", per hole	.06
Over 4", per hole	.07½
Hoop fasteners (3 to each hoop), per barrel	.05
Branding (hot), per barrel	.05
Bung strap, each	.01

This amendment shall become effective on June 24, 1946.

Issued this 18th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–10455; Filed, June 18, 1946; 11:40 a. m.]

PART 1389—APPAREL

[MPR 605,[1] Amdt. 2]

MANUFACTURERS' PRICES FOR SHIRTS, SHORTS, PAJAMAS AND RELATED ITEMS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Maximum Price Regulation 605 is amended in the following respects:

1. The second undesignated paragraph of section 3 (a), preceding the "Form to be used in obtaining the general division factor (Form I)", is amended to read as follows:

The form below (Form I) and the accompanying instructions give you specific directions how to calculate a "general division factor" based upon your own past experience. From your 1943 profit and loss statement, you find a division factor for your items covered by this regulation. Then you increase this division factor by one-tenth of the difference between it and 100% (except that if 75% or more of your net sales during 1943 were made to individual ultimate consumers, you increase this division factor by one twenty-fifth of the difference between it and 100%). The resultant figure is your general division factor under the regulation.

2. An asterisk (*) is added before the numeral "5" in line 5 of Form I, which follows the second undesignated paragraph of section 3 (a).

3. The second paragraph of Instruction No. 2 to the form in section 3 (a) is amended to read as follows:

Materials and trimmings may be valued according to any accepted accounting method of inventory valuation you ordinarily use. (Enter your method of valuation at the top of the form.) Deduct all discounts received. If your operations in 1943 were integrated (i. e., if you fabricated or processed any materials used in the items which you manufactured) you must value such materials as follows:

(a) For wool or part-wool fabrics (containing 25% or more of wool fibre by weight), value such materials at the actual net cost of the elements which entered into their fabrication (e. g., wool or wool tops, dyeing, spinning, weaving).

(b) For all other fabrics:

(1) If you purchased the fabric in the greige and then finished it (or had it finished by another), value such materials at the actual invoice cost of the greige goods plus the actual finishing cost.

(2) If you fabricated the greige goods, value such material by adding the actual finishing cost to the maximum prices which you could have charged for the greige goods under the terms of the price schedules and maximum price regulations of the Office of Price Administration in effect on July 1, 1943.

4. In the instructions to Form I, which follows the second undesignated paragraph of section 3 (a), Instruction No. 5 is added after Instruction No. 2, to read as follows:

5. If during 1943 75% or more of your net sales of items covered by the regulation were made to individual ultimate consumers, take 1/95 of the entry in line 4 instead of 1/10.

5. The table in section 7 (c) is amended to read as follows:

Group No.	Temporary division factor for sales to wholesalers, chain stores,[1] and mail-order houses	Temporary division factor for sales to all other purchasers (except sales to individual ultimate consumers)	Temporary division factor for sales to individual ultimate consumers
1	0.781	0.721	0.511
2	.808	.748	.539
3	.762	.702	.500
4	.748	.688	.491
5	.781	.721	.511
6	.745	.685	.488
7	.767	.707	.503
8	.753	.693	.493
9	.793	.733	.519

[1] For purposes of this section a "chain store" is an organization of four or more stores owned and operated jointly, maintaining a centralized buying office, with total annual sales of $4,000,000 or more; or such an organization of eight or more stores regardless of the volume of sales.

6. A note is added to paragraph (e) of Appendix A following Group No. 9 to read as follows:

NOTE: Two-piece pajamas which have a knitted top are not covered by this regulation if sold by a person who knitted the top to shape.

7. In the third undesignated paragraph of paragraph (b) of Appendix D, Rule 2 is amended to read as follows:

Rule 2. For any group of items, the same construction and finish of material may not be listed on more than one Form III.

8. A sentence is added at the end of Step 1 (a) in paragraph (b) (1) of Appendix D to read as follows: "If you have on inventory materials received prior to October 1, 1945, include yardage of such materials."

9. The second paragraph of footnote 16, which relates to Step 1 (a) in paragraph (b) (1) of Appendix D, is amended to read as follows:

If your operations are integrated (i. e., if you fabricate or process any material used in the garments which you manufacture):

(1) For wool or part-wool fabrics (containing 25% or more of wool fibre by weight), net cost means the actual net cost of the elements which entered into the fabrication of the materials (e. g., wool or wool tops, dyeing, spinning, weaving). The cost of these elements must not exceed the net maximum prices established for them under the terms of the Office of Price Administration price schedules and maximum price regulations operative on the effective date of this regulation. Moreover, if your operations were integrated in 1943, the same elements of cost must be included in this valuation as were included in determining material cost under section 3.

(2) For all other fabrics:

(i) If you purchased the fabric in the greige and then finished it (or had it finished by another), net invoice cost means the sum of the actual finishing cost plus the invoice cost (after deducting all discounts available), for the greige goods (but in no event shall the invoice cost of the greige goods exceed the maximum price in effect on January 1, 1946).

(ii) If you fabricated the greige goods, net invoice cost means the sum of the actual finishing cost plus the net maximum price which you could have charged for such greige goods under the terms of the Office of Price Administration price schedules and maximum price regulations in effect on January 1, 1946, had you sold it to a converter.

10. Subdivision (iii) of paragraph (d) (2) of Appendix D is redesignated paragraph (d) (3) and is amended to read as follows:

(3) *Contractors' services.* For items fabricated by a contractor, figure as direct labor cost an amount equal to 80% of the contractor's net service charge for direct labor, markup on direct labor and trim furnished by the contractor. If the contractor's charge has been increased, to reflect a wage increase granted since August 18, 1945, you must subtract the amount attributable to the wage increase and take 80% of the reduced figure.

11. A new subparagraph (4) is added to paragraph (d) of Appendix D to read as follows:

(4) *"Same item" fabricated at different labor costs.* If the same item is fabricated both in your own plant and by a contractor, or is fabricated by two or more contractors, or is fabricated in two or more of your own plants, you may combine the direct labor

[1] 10 F.R. 15115; 11 F.R. 850.

costs of the item and obtain a weighted average cost. To do this, weight each direct labor cost by your estimated production from each source during the next three months period. At the end of that period you must reweight by your actual production during the period, and, if the actual weighted average direct labor cost is less than 98% of the estimated weighted average cost, you are in violation of the regulation The amount of overcharge is the difference between the total dollar amount which you actually charged and the total dollar amount which you could have charged had your maximum prices been based on the actual weighted average direct labor cost For each three months period, you must follow the same procedure.

This amendment shall become effective June 24, 1946.

Issued this 18th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10467; Filed, June 18, 1946; 11:41 a. m.]

PART 1418—TERRITORIES AND POSSESSIONS

[RMPR 373, Amdt. 89 (§ 1418.151)]

POULTRY AND MEAT IN HAWAII

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 373 is amended in the following respects:

1. Section 16 (a) is amended by adding a new subparagraph (3) to read as follows:

(3) *Exempt sales.* The following sales are exempt from the provisions of this section.

(i) All sales and purchases of "baby" or "started" chicks, ducklings, goslings and poults when sold for purposes other than present human consumption.

(ii) All sales and purchases of breeding poultry sold to any purchaser who certifies in writing to the seller that he is a farmer or producer, purchasing the poultry for breeding purposes only, or is a person engaged in the business of distributing breeding poultry to farmers or producers. The certificate must also contain the name and business address of the purchaser and date of the sale and shall be retained by the seller for inspection by the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(iii) All sales and purchases of female poultry sold to a farmer or producer who certifies in writing to the seller that he is a farmer or producer purchasing the poultry for the sole purpose of egg production, or is a person engaged in the business of distributing poultry to be used for egg production to farmers or producers. The certificate must also contain the name and business address of the purchaser and the date of the sale and shall be retained by the seller for inspection by the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

2. In section 16, Table A, is amended by changing item numbered (6) and by adding three new items numbered (25), (26) and (27) and footnote (5) to read as follows:

	Maximum margin on case lots, per lb. net wt.	Maximum margin on less than case lots, per lb. net wt.
(6) Fabricated beef cuts:		
(a) To purveyors of meals only	$0.03	$0.03
(b) To retailers	.02¼	.02¼
(25) Ground beef or hamburger (to retailers)	.02¼	.02¼
(26) Ground beef or hamburger (to purveyors of meals only)	.03	.03
(27) Locally prepared ground beef or hamburger made from mainland beef	(5)	(5)

[5] The maximum wholesale price for locally prepared ground beef or hamburger made from mainland beef shall be $0.31½ per lb.

3. Section 16 (m) is amended by adding a new subparagraph (4) to read as follows:

(4) The maximum prices for sales by producers of Island poultry, rabbits and eggs to any person other than an ultimate consumer shall be the maximum prices set forth in Tables P and Q of this section.

4. In section 16, Table O is amended by adding a new item to read as follows:

	Beef
Ground beef or hamburger	$0.27

5. In section 16, Tables P and Q are amended by changing the titles of such tables to read as follows:

TABLE P—MAXIMUM PRICES FOR ISLAND POULTRY AND RABBITS SOLD BY WHOLESALERS

TABLE Q—MAXIMUM PRICES FOR ISLAND EGGS SOLD BY WHOLESALERS

6. In section 17, paragraph (b) (1) is deleted, paragraph (b) (2), (3) and (4) are redesignated paragraph (b) (1), (2) and (3), respectively, and new paragraphs (h) and (i) are added to read as follows:

(h) The maximum prices for sales by producers to ultimate consumers of Island poultry, rabbits and eggs shall be the maximum prices set forth in Tables F and H of this section. Any producer making a sale to an ultimate consumer must furnish the purchaser with an invoice or receipt showing the date of sale; weight and/or number of product sold; the price charged or received; and the name and address of the purchaser. A duplicate of such invoice or receipt must be kept and made available for inspection by the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended remains in effect.

(i) *Exempt sales.* The following sales are exempt from the provisions of this section.

(1) All sales and purchases of "baby" or "started" chicks, ducklings, goslings and poults when sold for purposes other than present human consumption.

(2) All sales and purchases of breeding poultry sold to any purchaser who certifies in writing to the seller that he is a farmer or producer, purchasing the poultry for breeding purposes only, or is a person engaged in the business of distributing breeding poultry to farmers or producers. The certificate must also contain the name and business address of the purchaser and date of the sale and shall be retained by the seller for inspection by the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(3) All sales and purchases of female poultry sold to a farmer or producer who certifies in writing to the seller that he is a farmer or producer purchasing the poultry for the sole purpose of egg production, or is a person engaged in the business of distributing poultry to be used for egg production to farmers or producers. The certificate must also contain the name and business address of the purchaser and the date of the sale and shall be retained by the seller for inspection by the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

8. Section 18 (a) is amended by adding a new subparagraph (4) to read as follows:

(4) *Exempt sales.* The following sales are exempt from the provisions of this section.

(i) All sales and purchases of "baby" or "started" chicks, ducklings, goslings and poults when sold for purposes other than present human consumption.

(ii) All sales and purchases of breeding poultry sold to any purchaser who certifies in writing to the seller that he is a farmer or producer, purchasing the poultry for breeding purposes only, or is a person engaged in the business of distributing breeding poultry to farmers or producers. The certificate must also contain the name and business address of the purchaser and date of the sale and shall be retained by the seller for inspection by the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(iii) All sales and purchases of female poultry sold to a farmer or producer who certifies in writing to the seller that he is a farmer or producer purchasing the poultry for the sole purpose of egg production, or is a person engaged in the business of distributing poultry to be used for egg production to farmers or producers.

The certificate must also contain the name and business address of the purchaser and the date of the sale and shall be retained by the seller for inspection by the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

This amendment shall become effective as of April 10, 1946.

Issued this 18th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10449; Filed, June 18, 1946; 11:38 a. m.]

PART 1418—TERRITORIES AND POSSESSIONS

[RMPR 373, Amdt. 90 (§ 1418.151)]

SOFTWOOD IN HAWAII

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 50 (o) (1) is amended to read as follows:

(1) All changes in the f. o. b. mill ceiling prices (on which the prices established herein are built) shall become effective in the Territory of Hawaii sixty days after the effective date set forth in any amendment or revision of any maximum price regulation referred to in paragraph (a) of this section. For example, if the ceiling price of No. 1 Common 2 x 4—16' Douglas Fir under Revised Maximum Price Regulation 26 should be changed as of May 1, 1946, that changed price will be used in building up the distribution yard maximum price under this Section 50 for sales and deliveries commencing June 30, 1946.

This amendment shall become effective as of April 25, 1946.

Issued this 18th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10450; Filed, June 18, 1946; 11:38 a. m.]

PART 1418—TERRITORIES AND POSSESSIONS

[RMPR 373, Amdt. 91 (§ 1418.151)]

DRESSED POULTRY IN HAWAII

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

The definition of "Dressed Poultry" contained in Table F of section 17 of Revised Maximum Price Regulation 373 is amended to read as follows:

Definition. "Dressed Poultry" is poultry which has been killed, bled, and plucked. No additional charge shall be made for drawing or otherwise preparing dressed Island poultry.

This amendment shall become effective as of May 3, 1946.

Issued this 18th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10451; Filed, June 18, 1946; 11:39 a. m.]

PART 1418—TERRITORIES AND POSSESSIONS

[RMPR 373, Amdt. 93 (§ 1418.151)]

GROCERY ITEMS IN HAWAII

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Table A of section 39 of Revised Maximum Price Regulation 373 is amended in the following respects:

1. The prices listed for the items set forth below are revised to read as follows:

Comm. Class. No.	Grocery Item	Ceiling price
18	Prunes, Del Monte, medium, dried, 2 lbs.	$0.34
19	Apple cider, Martinelli, 1 gal.	1.13
	Apple cider, Martinelli, 1 qt.	.33
29	Sweet mixed pickles, Del Monte, 12 oz.	.32
31	Jane Peck apricot preserves, 1 lb. gl.	.33
	Jane Peck raspberry preserves, 1 lb. gl.	.36
40	Old Dutch cleanser, 14 oz. can	.10

2. In Commodity Classification No. 1, all items listed under the commodity heading "Heinz Baby Food, Strained, 4½ oz. can" are deleted and such commodity heading is amended to read as follows:

Heinz Baby Food, strained, all varieties, 4½ oz. can $0.09

3. The following items are deleted from Commodity Classification No. 4:

"Arm and Hammer Baking Soda, 1 lb." and "Arm and Hammer Baking Soda, ½ lb."

4. Commodity Classification No. 23 is amended to read as follows:

Comm. Class. No.	Grocery Item	Ceiling price
	Milk products	
23	Avoset light cream, ½ pt.	$0.27
	Eagle condensed milk, 14 oz. can	.25
	Evaporated milk, all brands:	
	48/14½ oz. cans	5.66
	1/14½ oz. can	.13
	96/6 oz. cans	.63
	4/6 oz. cans	.25
	1/6 oz. can	.07
	Klim powdered milk:	
	5 lb. can	3.46
	1 lb. can	.80

5. In Commodity Classification No. 32, the commodity heading "California Rice, all grades" is amended to read: "California Rice, all grades, white milled or brown, unprocessed."

6. Commodity Classification No. 50 is amended to read as follows:

Comm. Class. No.	Grocery Item	Ceiling price
	Shortening and lard	
50	Crisco, 3 lb. gl.	$0.88
	Crisco, 1 lb.	.31
	Snowdrift, 3 lb. gl.	.88
	Snowdrift, 1 lb.	.32
	Spry, 3 lb. tin	.84
	Spry, 1 lb.	.31

This amendment shall become effective as of May 31, 1946.

Issued this 18th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10453; Filed, June 18, 1946; 11:39 a.m.]

PART 1418—TERRITORIES AND POSSESSIONS

[RMPR 373, Amdt. 94 (§ 1418.151)]

EGGS IN HAWAII

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 373 is amended in the following respects:

1. Table Q of section 16 is amended to read as follows:

TABLE Q—MAXIMUM PRICES FOR ISLAND EGGS SOLD BY WHOLESALERS

ALL ISLANDS

	Minimum net weight per dozen (ounces)	Minimum net weight per 30 dozen (pounds)	Minimum net weight for individual eggs at rate per dozen (ounces)	Maximum price per dozen (cartoned)	Maximum price per dozen (loose)
Shell eggs:					
Large	24	45	23	$0.78	$0.76
Medium	21	40	20	.72	.70
Small	18	34	15	.55	.53

2. Table H of section 17 is amended to read as follows:

TABLE H—ISLAND EGGS AT RETAIL

ALL ISLANDS

Commodity	Minimum net weight per dozen (ounces)	Minimum net weight per 30 dozen (pounds)	Minimum net weight for individual eggs at rate per dozen (ounces)	Maximum price per dozen (cartoned)	Maximum price per dozen (loose)
Shell eggs:					
Large	24	45	23	$0.85	$0.83
Medium	21	40	20	.79	.77
Small	18	34	15	.61	.59

This amendment shall become effective as of May 15, 1946.

Issued this 18th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10454; Filed, June 18, 1946; 11:40 a. m.]

PART 1499—COMMODITIES AND SERVICES

[GMPR, Amdt. 67]

TIE-IN SALES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith has been filed with the Division of the Federal Register.

The General Maximum Price Regulation is amended in the following respect:

In section 2, under the center headnote "Highest Price Charged during March, 1942", a new sentence is added in the undesignated paragraph which now reads, "No seller shall evade any of the provisions of this General Maximum Price Regulation by changing his cus-

tomary allowances, discounts or other price differentials", as follows: "No seller shall require a buyer, as a condition of the sale of a commodity or service, to make an additional purchase except to the extent that the seller uniformly imposed the same condition (identical as to the commodities or services tied together and as to the relative amounts of the two commodities or services) during March 1942."

This amendment shall become effective on the 24th day of June 1946.

Issued this 18th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10430; Filed, June 18, 1946; 11:36 a. m.]

PART 1499—COMMODITIES AND SERVICES

[RMPR 165, Amdt. 7 to Supp. Service Reg. 50]

LAUNDRY AND DRY CLEANING SERVICES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 1499.648, paragraph (c) is amended in the following respect:

A new subparagraph (9) is added thereto to read as follows:

(9) The Regional Administrator for Region VIII, and any District Director authorized to act by the Regional Administrator having jurisdiction over his district, may issue general area orders establishing maximum prices for laundry and dry cleaning services. Orders under this subparagraph (9), (and any change in or revocation of such orders) by Regional Administrators or District Directors must be cleared with the Service Trades Branch, OPA, Washington, D. C., before issuance.

This amendment shall become effective June 24, 1946.

Issued this 18th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10435; Filed, June 18, 1946; 11:37 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[RMPR 289,[1] Amdt. 55]

DAIRY PRODUCTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 289 is amended in the following respects:

1. Section 15a is amended by adding a paragraph at the end thereof to read as follows:

Any manufacturer having a maximum base price established by letter order issued on or before June 17, 1946 under the provisions of this section 15a for a cheddar cheese product which would otherwise be priced under the provisions of section 19 may add 5 cents per pound to the maximum prices established by such letter order for sales of the cheddar cheese product.

2. Section 19 is amended in the following respects:

a. Paragraph (a) is amended by deleting therefrom Table B and substituting therefor the following:

TABLE B

	Maximum price (cents per pound)	
	For cheddars, twins and larger styles	For flats
33.2% or less	31.03	31.28
Over 33.2% but not over 33.7%	30.80	31.05
Over 33.7% but not over 34.2%	30.57	30.82
Over 34.2% but not over 34.7%	30.33	30.58
Over 34.7% but not over 35.2%	30.10	30.35
Over 35.2% but not over 35.7%	29.87	30.12
Over 35.7% but not over 36.2%	29.64	29.89
Over 36.2% but not over 36.7%	29.41	29.66
Over 36.7% but not over 37.2%	29.18	29.43
Over 37.2% but not over 37.7%	28.94	29.19

b. Paragraph (p) (1) is amended by deleting therefrom Table L and substituting therefor the following:

TABLE L

Moisture content	Maximum price (cents per pound)	
	For cheddars, twins and larger styles	For flats
33.2% or less	35.15	35.40
Over 33.2% but not over 33.7%	34.88	35.13
Over 33.7% but not over 34.2%	34.62	34.87
Over 34.2% but not over 34.7%	34.36	34.61
Over 34.7% but not over 35.2%	34.10	34.35
Over 35.2% but not over 35.7%	33.84	34.09
Over 35.7% but not over 36.2%	33.58	33.83
Over 36.2% but not over 36.7%	33.32	33.57
Over 36.7% but not over 37.2%	33.05	33.30
Over 37.2% but not over 37.7%	32.79	33.04

c. A new paragraph (q) is added to read as follows:

(q) *Additions to maximum prices for cheddar cheese.* The table prices established by the preceding paragraphs (a) through (p) of this section 19 are increased by 5 cents per pound except that sales of low-moisture cheddar cheese described in paragraph (a) (2) may be made at prices not to exceed those maximum prices set out in either Table B or Table L, whichever is applicable.

3. Section 20 is amended in the following respects:

a. A new paragraph is added to read as follows:

(p) *Monthly adjustments in maximum prices.* The table prices set out in paragraphs (a) (2) (i) through (xii) of this section 20 may be increased in the amounts set out below for deliveries of butter during the months named:

Month:	Increase, cents per pound
August	3/8
September	3/4
October	1 1/8
November	1 1/4
December	1 3/8
January	1 1/2

During the remaining six months of the year no such increases may be made.

b. A new paragraph (q) is added to read as follows:

(q) *Additions to maximum prices for butter.* The table prices established by paragraphs (a) (2) (i) through (xii) of this section 20 are increased by 10 cents per pound.

4. Section 21 is amended in the following respects:

a. Table A in paragraph (a) (1) (i) is amended to read as follows:

(*a*) To the United States Government or any agency thereof:

If delivered in—	Carton of 48 14½-oz. cans	Carton of 48 13-oz. cans	Carton of 48 6-oz. cans	Carton of 96 6-oz. cans	Carton of 6 6-lb. cans
	Per carton	Per carton	Per carton	Per carton	Per carton
Zone 1	$4.60	$4.35	$2.30	$4.60	$4.60
Zone 2	4.70	4.45	2.35	4.70	4.70
Zone 3	4.70	4.45	2.35	4.70	4.70

(*b*) To any person other than the United States Government or any agency thereof:

If delivered in—	Carton of 48 14½-oz. cans	Carton of 48 13-oz. cans	Carton of 48 6-oz. cans	Carton of 96 6-oz. cans	Carton of 6 6-lb. cans
	Per carton	Per carton	Per carton	Per carton	Per carton
Zone 1	$4.70	$4.45	$2.35	$4.70	$4.70
Zone 2	4.80	4.55	2.40	4.80	4.80
Zone 3	4.80	4.55	2.40	4.80	4.80

For cans of 14-ounce capacity the maximum price per carton of 48 shall be 11 cents less than the appropriate Table A prices for 14½-ounce cans; and for cans of 13½-ounce capacity the maximum price per carton of 48 shall be 22 cents less than the appropriate Table A prices for 14½-ounce cans.

b. Table B in paragraph (a) (1) (ii) is amended to read as follows:

TABLE B

(*a*) To the United States Government or any agency thereof:

If delivered in—	Carton of 48 14½-oz. cans	Carton of 48 6-oz. cans	Carton of 96 6-oz. cans	Carton of 6 6-lb. cans
	Per carton	Per carton	Per carton	Per carton
Zone 1	$5.10	$2.55	$5.10	$5.10
Zone 2	5.20	2.60	5.20	5.20
Zone 3	5.20	2.60	5.20	5.20

(*b*) To any person other than the United States Government or any agency thereof:

If delivered in—	Carton of 48 14½-oz. cans	Carton of 48 6-oz. cans	Carton of 96 6-oz. cans	Carton of 6 6-lb. cans
	Per carton	Per carton	Per carton	Per carton
Zone 1	$5.20	$2.60	$5.20	$5.20
Zone 2	5.30	2.65	5.30	5.30
Zone 3	5.30	2.65	5.30	5.30

c. The last paragraph of paragraph (b) is amended to read as follows:

For a period of 60 days after the effective date of the provision changing the maximum price, and with the first delivery after the 60-day period to each person who has not made a purchase within that time, the manufacturer shall include in each box, carton, or case containing the item the written notice set forth above. However, for sales directly to any retailer the manufacturer may supply the notice by attaching it to, or stating it on, the invoice covering the shipment instead of providing it with the item.

5. Section 35 is amended in the following respects:

a. A new paragraph (q) is added to read as follows:

(q) *Recomputation of maximum prices.* (1) Each manufacturer of a cheese food or cheese spread containing cheddar cheese, for which a maximum base price has been established by letter order under the provisions of section 35, may recompute his maximum price as follows: Multiply the percentage of cheddar cheese per pound of finished product by $0.05. Carry this computation out to four decimal points. Add this sum to the price per pound established by the letter order. The result must be reported by registered mail addressed to the Dairy Products Price Branch, Office of Price Administration, Washington 25, D. C., in an affidavit setting out the following:

(i) The number and date of each letter order in effect on the date of the affidavit and the items covered by it which contain cheddar cheese.

(ii) The detailed computation showing the amount of increase in the base price.

(iii) The new maximum base price.

Ten days after mailing this affidavit, each manufacturer may begin to sell at the new maximum prices so computed but until ten days have elapsed, after such affidavit has been mailed in accordance with the requirements of this paragraph (q), no sales shall be made at maximum prices in excess of those previously established by the letter orders then in effect. The Administrator may, by order, at any time, revise the maximum prices so established if he finds that they have been erroneously computed or that they are not in line with the general level of prices set by this regulation. Notification of any change in a manufacturer's base price shall be made to wholesalers and retailers in accordance with the provisions of paragraph (e) (5) of this section 35.

(2) Upon application by any manufacturer of cheese foods and cheese spreads whose prices have not been established by letter order, the Administrator may, by order, in conformity with the method described in paragraph (d) (2), establish a new maximum base price which will reflect the increased maximum price for cheddar cheese permitted under the provisions of section 19 (q). The price so established may be in excess of the maximum price determined under the provisions of § 1351.803 of Maximum Price Regulation 280 and may be modified to bring it in line with the level of prices otherwise established under this regulation.

This amendment shall become effective June 17, 1946.

NOTE: All reporting and record-keeping requirements of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 17th day of June 1946.

PAUL A. PORTER,
Administrator.

Approved: June 14, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-10373; Filed, June 17, 1946; 4:45 p. m.]

PART 1499—COMMODITIES AND SERVICES

[Rev. SR 11, Amdt. 86]

HAND PRINTING ON TEXTILES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 1499.46 of RSR 11 is amended in the following respect:

Paragraph (b) (160) thereof is deleted and amended to read as follows:

(160) [Revoked].

This amendment shall become effective June 24, 1946.

Issued this 18th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10432; Filed, June 18, 1946; 11:36 a. m.]

Chapter XV—Board of War Communications

[Order 87]

PART 1718—PROHIBITING THE LEASING OF COMMUNICATIONS CIRCUITS IN SUBMARINE CABLES WITHOUT PRIOR APPROVAL OF THE BOARD

REVOCATION OF DESIGNATED ORDER

Whereas, the Board of War Communications on October 22, 1942, adopted its Order No. 22 (7 F.R. 8748) entitled "Prohibiting the Leasing of Communications Circuits in Submarine Cables Without Prior Approval of the Board"; and

Whereas, it appears that the said Order No. 22 has served the purposes for which it was adopted and under present conditions is no longer required for such purposes;

Now, therefore, it is hereby ordered, That the said Order No. 22 of the Board of War Communications, dated October 22, 1942, be, and the same is hereby, cancelled, effective the date of this order.

BOARD OF WAR COMMUNICATIONS,
CHARLES R. DENNY,
Acting Chairman.

E. K. RHODES,
Acting Secretary,
Captain, U. S. Coast Guard.

MAY 27, 1946.

[F. R. Doc. 46-10364; Filed, June 17, 1946; 4:06 p. m.]

Chapter XVIII—Office of Economic Stabilization

PART 4003—SUBSIDIES: SUPPORT PRICES

[Dir. 122]

1946 EMERGENCY BARLEY PURCHASE PROGRAM

The Secretary of Agriculture has, by letter dated June 14, 1946, requested my approval of an emergency barley purchase program to be carried out by Commodity Credit Corporation. Barley will be purchased from grain merchandisers and malsters and allocated to feed deficit areas. To obtain an adequate supply of barley, it appears that it will be necessary to purchase approximately 1,200,000 bushels of barley at the malting barley price ceiling. Commodity Credit Corporation, in purchasing such barley at the malting barley price ceiling and selling it at the feed barley price ceiling, will be obliged to absorb a loss of 15 cents per bushel. The purchase program is more fully described in the copy of the memorandum from the Director, Grain Branch, Production and Marketing Administration, enclosed with the Secretary of Agriculture's letter.

Pursuant to the authority vested in me by the Stabilization Act of 1942, as amended, and by Executive Order 9250 of October 3, 1942 (7 F.R. 7871), Executive Order 9328 of April 8, 1943 (8 F.R. 4681), Executive Order 9599 of August 18, 1945 (10 F.R. 10155), Executive Order 9651 of October 30, 1945 (10 F.R. 13487), Executive Order 9697 of February 14, 1946 (11 F. R. 1691), and Executive Order 9699 of February 21, 1946 (11 F.R. 1929); *It is hereby ordered:*

The Department of Agriculture is authorized and directed to carry out, through the Commodity Credit Corporation, the program described in the Secretary of Agriculture's letter and the memorandum enclosed therewith.

Issued and effective this 17th day of June 1946.

CHESTER BOWLES,
Director.

[F. R. Doc. 46-10396; Filed, June 18, 1946; 10:26 a. m.]

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[1] 10 F.R. 2252, 2658, 2928, 3554, 3948, 3950, 5772, 6232, 7340, 7852, 9084, 11809, 12651, 12957, 12989, 13216, 13592 14737; 11 F.R. 175, 244, 712, 840, 1405, 1670, 2088, 2043, 2516, 2826, 3396, 3596, 4585, 4918, 5597.

Chapter XXIII—War Assets Administration

[Reg. 1,[1] Order 3]

PART 8301—DESIGNATION OF DISPOSAL AGENCIES AND PROCEDURES FOR REPORTING SURPLUS PROPERTY LOCATED WITHIN THE CONTINENTAL UNITED STATES, ITS TERRITORIES AND POSSESSIONS

FORMS FOR DECLARATION OF SURPLUS[2]

Surplus Property Administration Regulation 1, Order 3, November 10, 1945, entitled "Forms for Declaration of Surplus" (10 F.R. 14071) is hereby revised and amended as herein set forth.

Pursuant to the authority of the Surplus Property Act of 1944 (58 Stat. 765; 50 U.S.C. App. Sup. 1611), Public Law 181, 79th Congress, 1st Session (59 Stat. 533), Executive Order 9689 (11 F.R. 1265) and Public Law 375, 79th Congress, 2d Session, *It is hereby ordered*, That

1. Owning agencies shall declare surplus personal property located within the continental United States, its territories and possessions to the appropriate disposal agency designated under this part on WAA Form 1001 "Declaration of Surplus Personal Property to Disposal Agency" as attached hereto (formerly Form SPB–1) in accordance with the instructions accompanying such form. Where the owning agency also acts as the disposal agency the same procedure shall be followed. Corrections or withdrawals of prior declarations of surplus personal property shall be submitted to the appropriate disposal agency on WAA Form 1001.1 "Adjustment of Prior Declaration of Surplus Personal Property" as attached hereto (formerly Form SPB–1.1) in accordance with the instructions accompanying such form. Disposal agencies are authorized to correct or adjust a declaration on WAA Form 1001 after verification of the declaration and inspection of the property. When the disposal agency makes such correction or adjustment without the submission by the owning agency of a WAA Form 1001.1 covering such correction or adjustment the submission of such WAA Form 1001.1 by the owning agency shall not be required.

2. Each owning agency shall declare such personal property surplus to the War Assets Administrator on WAA Form 1002 "Summary of Declarations of Surplus Property", as attached hereto, (formerly Form SPB–2) in accordance with the instructions accompanying such form.

3. Owning agencies shall declare surplus real property located within the continental United States, its territories and possessions, to the War Assets Administrator on WAA Form 1005 "Declaration of Surplus Real Property", as attached hereto, (formerly Form SPB–5) in accordance with the instructions accompanying such form.

4. WAA Form 1001.2 "Declaration of Surplus Personal Property to Disposal Agency", as attached hereto, (formerly Form SPB–1.2) may be used by the War Department and the Navy Department as a substitute for WAA Form 1001 in declaring to the War Assets Administration surplus property located within the continental United States, its territories and possessions, resulting from contractor inventory. WAA Form 1001.3 "Listing Sheet", as attached hereto, (formerly Form SPB–1.3) may be used as the detailed listing sheet in support of WAA Form 1001.2 as a substitute for WAA Form 1001 "Continuation Sheet". WAA Forms 1001.2 and 1001.3 will be prepared in accordance with the instructions accompanying such forms.

5. The War Assets Administration may correct or adjust a declaration previously made on WAA Forms 1001.2 and 1001.3 by the War Department or the Navy Department to conform to the property thereafter delivered to or upon the order of the War Assets Administration. When the War Assets Administration makes such correction or adjustment without the submission by the owning agency of a WAA Form 1001.1 covering such correction or adjustment, the submission of such WAA Form 1001.1 may be omitted.

6. In making declarations of Government-owned personal property furnished contractors under a facilities contract, lease, rental agreement, or other contract or contract provision specifically governing the acquisition, use or disposition of such property, the Navy Department may use Navy Department Form S & A 269 and Office of Contract Settlement Form 5a for reporting items of machinery or equipment in the same major (2-digit) group of the Standard Commodity Classification at a single location. A WAA Form 1001 shall, however, be used as a cover sheet. A one line description shall be shown on WAA Form 1001 and continuation sheets for each Navy Department Form S & A 269 attached, and there shall be included on both the WAA Form 1001 and the Navy Department Form S & A 269 a proper cross-reference to identify each Navy Department Form S & A 269 with the related one line listing on WAA Form 1001. Not more than ninety-nine (99) Navy Department Forms S & A 269 or Office of Contract Settlement Forms 5a shall be attached to a single covering WAA Form 1001.

7. In making declarations of Government-owned personal property located in Government-owned plants operated by contractors under cost-plus-a-fixed-fee contracts, the War Department may use existing records including inventory listings and inventory cards, *Provided*, That a WAA Form 1001 or WAA Form 1001.2 is used as a cover sheet and *Provided further*, That all of the information required by the WAA Form 1001 or WAA Form 1001.2 is shown either on the WAA Form 1001 or WAA Form 1001.2 or on the supporting documents.

8. In making declarations of personal property located in complete Reconstruction Finance Corporation-owned plants the Reconstruction Finance Corporation may use existing records, including photostatic copies of the Asset Property Record covering such property, *Provided*, That a WAA Form 1001 is used as a cover sheet and *Provided further*, That all of the information required by the WAA Form 1001 is shown either on the form or on the supporting documents. Not more than ninety-nine (99) of such records shall be attached to a single covering WAA Form 1001.

9. WAA Forms 1001, 1001.1, 1001.2, 1001.3, 1002 and 1005 may be reproduced by the owning agencies, *Provided*, That the formats are identical with those on file with the Division of the Federal Register, sample copies of which may be obtained from the Administrator. WAA Forms 1001 and 1001.1 should allow for a 1" margin on the left. WAA Form 1001.1 should be reproduced on yellow paper so as to distinguish it readily from WAA Form 1001.

10. Owning agencies may continue to use Forms SPB–1, SPB–1.1, the continuation sheets for each of these forms, Forms SPB–1.2, SPB–1.3 and SPB–5 until their stocks of these forms are exhausted. Wherever in these forms or the instructions to the forms the words "Surplus Property Board" or "Board" appear, they shall be deemed to refer to the War Assets Administrator.

NOTE: All reporting requirements of this part have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

This order shall become effective June 18, 1946.

E. B. GREGORY,
Administrator.

JUNE 13, 1946.

[F. R. Doc. 46–10362; Filed, June 17, 1946; 2:12 p. m.]

[1] 10 F.R. 14064; 11 F.R. 2602, 3035.

[2] Forms filed with Division of the Federal Register.

TITLE 33—NAVIGATION AND NAVIGABLE WATERS

Chapter II—Corps of Engineers, War Department

PART 202—ANCHORAGE REGULATIONS

KILL VAN KULL ANCHORAGE, BAYONNE, N. J.

Pursuant to the provisions of section 7 of the River and Harbor Act of March 4, 1915 (38 Stat. 1053; 33 U.S.C. 471), the easterwardly section of Anchorage No. 29, in Kill Van Kull, Bayonne, New Jersey, is hereby eliminated, and the westwardly section of Anchorage No. 29 is hereby redefined, paragraph (a) of § 202.25, Title 33, CFR, being amended as follows:

§ 202.25 *The Port of New York.* (a) All azimuths • • •

KILL VAN KULL ANCHORAGES[1]

29. To the westward of the westerly rack of the Bergen Point Ferry at Bayonne, New Jersey; to the northward of a line ranging from the north end of Frank McWilliams, Inc., Pier No. 2, West New Brighton, Staten Island, New York, to the southwest corner of the pier at the foot of Hunpreys Avenue, Bayonne; to the northward of a line ranging 258° from the inshore end of the Bergen Point Ferry at Bayonne to a point due east of Bergen Point Light, and thence to Bergen Point Light; and to the southeastward of a line ranging 55° from Bergen Point Light to the shore. [Regs. 29 May 1946 (CE 800.212 (Kill Van Kull, N. J.)—SPEWR)]

[1] Chart filed with original document.

[SEAL] EDWARD F. WITSELL,
Major General,
The Adjutant General.

[F. R. Doc. 46–10369; Filed, June 17, 1946; 4:13 p. m.]

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter I—Interstate Commerce Commission

[S. O. 411, Amdt. 1]

PART 95—CAR SERVICE

ICING AT ROSEVILLE, SAN JOSE OR STOCKTON, CALIF.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 17th day of June, A. D. 1946.

Upon further consideration of Service Order No. 411 (10 F.R. 15271) and good cause appearing therefor: *It is ordered*, That:

Service Order No. 411 (10 F.R. 15271), be, and it is hereby, amended by substituting the following paragraph (d) in lieu of paragraph (d) thereof:

(d) *Expiration date.* This order shall expire at 11:59 p. m., September 30, 1946, unless otherwise modified, changed, suspended or annulled by order of this Commission. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901; 49 U.S.C. 1 (10)–(17))

It is further ordered, That this amendment shall become effective at 12:01 a. m., June 22, 1946; that a copy of this order shall be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washton, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46–10428; Filed, June 18, 1946; 11:28 a. m.]

Notices

TREASURY DEPARTMENT.

Fiscal Service: Bureau of the Public Debt.

[1946 Dept. Circ. 790]

7/8 PERCENT TREASURY CERTIFICATES OF INDEBTEDNESS OF SERIES F–1947

OFFERING OF CERTIFICATES

JUNE 14, 1946.

I. *Offering of certificates.* 1. The Secretary of the Treasury, pursuant to the authority of the Second Liberty Bond Act, as amended, invites subscriptions, at par, from the people of the United States for certificates of indebtedness of the United States, designated 7/8 percent Treasury Certificates of Indebtedness of Series F–1947, in exchange for Treasury Notes of Series D–1946, maturing July 1, 1946. Approximately $2,000,000,000 of the maturing notes will be retired on cash redemption.

II. *Description of certificates.* 1. The certificates will be dated July 1, 1946, and will bear interest from that date at the rate of 7/8 percent per annum, payable semiannually on January 1 and July 1, 1947. They will mature July 1, 1947, and will not be subject to call for redemption prior to maturity.

2. The income derived from the certificates shall be subject to all Federal taxes, now or hereafter imposed. The certificates shall be subject to estate, inheritance, gift or other excise taxes, whether Federal or State, but shall be exempt from all taxation now or hereafter imposed on the principal or interest thereof by any State, or any of the possessions of the United States, or by any local taxing authority.

3. The certificates will be acceptable to secure deposits of public moneys. They will not be acceptable in payment of taxes.

4. Bearer certificates with interest coupons attached will be issued in denominations of $1,000, $5,000, $10,000, $100,000 and $1,000,000. The certificates will not be issued in registered form.

5. The certificates will be subject to the general regulations of the Treasury Department, now or hereafter prescribed, governing United States certificates.

III. *Subscription and allotment.* 1. Subscriptions will be received at the Federal Reserve Banks and Branches and at the Treasury Department, Washington. Banking institutions generally may submit subscriptions for account of customers, but only the Federal Reserve Banks and the Treasury Department are authorized to act as official agencies.

2. The Secretary of the Treasury reserves the right to reject any subscription, in whole or in part, to allot less than the amount of certificates applied for, and to close the books as to any or all subscriptions at any time without notice; and any action he may take in these respects shall be final. Subject to these reservations, subscriptions for amounts up to and including $25,000 will be allotted in full, and subscriptions for amounts over $25,000 will be alloted to all holders on an equal percentage basis, but not less than $25,000 on any one subscription. The basis of the allotment will be publicly announced, and allotment notices will be sent out promptly upon allotment.

IV. *Payment.* 1. Payment at par for certificates allotted hereunder must be made on or before July 1, 1946, or on later allotment, and may be made only in Treasury Notes of Series D–1946, maturing July 1, 1946, which will be accepted at par, and should accompany the subscription.

V. *General provisions.* 1. As fiscal agents of the United States, Federal Reserve Banks are authorized and requested to receive subscriptions, to make allotments on the basis and up to the amounts indicated by the Secretary of the Treasury to the Federal Reserve Banks of the respective Districts, to issue allotment notices, to receive payment for certificates allotted, to make delivery of certificates on full-paid subscriptions allotted, and they may issue interim receipts pending delivery of the definitive certificates.

2. The Secretary of the Treasury may at any time, or from time to time, prescribe supplemental or amendatory rules and regulations governing the offering, which will be communicated promptly to the Federal Reserve Banks.

[SEAL] FRED M. VINSON,
Secretary of the Treasury.

[F. R. Doc. 46–10423; Filed, June 18, 1946; 11:06 a. m.]

DEPARTMENT OF AGRICULTURE.

Production and Marketing Administration.

[P. & S. Docket No. 308]

MARKET AGENCIES AT UNION STOCK YARDS, SIOUX CITY, IOWA

NOTICE OF PETITION FOR MODIFICATION

By an order entered on July 25, 1931, pursuant to the provisions of the Packers and Stockyards Act, 1921, as amended (7 U.S.C. 181 et seq.), the Acting Secretary of Agriculture prescribed rates and charges for the services of the respondent market agencies buying and selling livestock on a commission basis at the Sioux City Stock Yards, Sioux City, Iowa. Other orders have been entered from time to time, temporarily suspending and modifying the provisions of the order of July 25, 1931. The market agencies are now operating under an order dated December 26, 1945 (4 A. D. 991) which continued in effect the order of December 27, 1944 (3 A. D. 1070) as modified by the orders of September 19, 1945 (4 A. D. 739, 741), the order dated September 28, 1945 (4 A. D. 745) and the order dated December 12, 1945 (4 A. D. 977).

By petition the respondents now request that the provisions of the order of December 26, 1945, be continued in effect and that certain modifications in Supplement 3 of the existing schedule (Tariff No. 14) be authorized. The effect of such proposed modifications, if granted, would be to increase the selling charges for cattle and sheep and the buying charges for stocker and feeder cows and calves. Such increases in buying and selling charges would produce additional revenue to the respondents and, therefore, notice is hereby given to the public of the filing of the petition.

All interested persons who desire to be heard upon the matter requested in said petition for modification shall notify the Hearing Clerk, Office of the Solicitor, United States Department of Agriculture, Washington 25, D. C., within fifteen days from the date of the publication of this notice.

Copies hereof shall be served upon the respondents by registered mail or in person.

Done at Washington, D. C., this 14th day of June 1946.

[SEAL] E. A. MEYER,
Assistant Administrator, Production and Marketing Administration.

[F. R. Doc. 46-10366; Filed, June 17, 1946; 4:12 p. m.]

[P. & S. Docket No. 344]

UNION STOCK YARDS CO. OF OMAHA, LTD.

NOTICE OF PETITION FOR MODIFICATION

By a document filed on May 27, 1946, the respondent requested a modification of the rate schedule now in effect at its stockyard, which schedule was prescribed by an order dated March 1, 1933, as modified by supplemental orders dated October 6, 1937, and March 22, 1946.

Respondent seeks permission to publish and file with the Secretary an amendment to its tariff making effective the following extra service charge:

Driving livestock to railroad chutes for outbound shipment, the following charges will apply

Cattle and calves	$2.00 per car.
Hogs	$1.00 per deck.
Sheep or goats	$1.00 per deck.
Horses or mules	$2.00 per car.

NOTE: This charge will not apply to livestock stopped for feed, water, and rest, or to try the market and is forwarded without change of ownership.

Effect of proposed modification. The effect of such proposed modification, if granted, would result in additional revenue to the respondent and, accordingly, it appears that public notice should be given to all interested persons, including patrons of the respondent, so that they may have an opportunity to manifest their desire to be heard on this matter.

Therefore, notice is hereby given to the public and to all interested persons of the request of the respondent for a modification of the above orders and for the purpose of affording the respondent and all other interested persons, including patrons of the respondent, an opportunity to be heard on the matters covered in the petition for modification.

All persons who desire to be heard on this matter shall notify the Hearing Clerk, Office of Solicitor, United States Department of Agriculture, Washington 25, D. C., within fifteen days from the date of the publication of this order.

Copies hereof shall be served on the respondent by registered mail, or in person.

Done at Washington, D. C., this 14th day of June 1946.

[SEAL] E. A. MEYER,
Assistant Administrator, Production and Marketing Administration.

[F. R. Doc. 46-10365; Filed, June 17, 1946; 4:12 p. m.]

JOHN MINDER & SONS, INC.

ORDER DEBARRING FURTHER GRADING SERVICE ON EGGS

John Minder & Son, Inc., is a corporation which is engaged in the packaging and distribution of eggs for sale at its plant located at 101 Barclay Street, New York, New York, and has been receiving grading service on its eggs at such plant through the facilities of the United States Department of Agriculture.

On the basis of a stipulation as to the facts which was entered into on May 15, 1946, between Benjamin Heller for Kreutzer, Hauser and Selman, 32 Broadway, New York, New York, attorneys for such corporation, and James A. O'Donnell, 150 Broadway, New York, New York, an attorney for the United States Department of Agriculture, which stipulation was admitted in evidence and made a part of the record in a debarment hearing against such corporation which was held at 641 Washington Street, New York, New York, on May 16 and 17, 1946, as well as on the basis of other evidence adduced at the aforesaid hearing:

It is hereby found and determined, that, during October 1945, such corporation knowingly and wilfully violated certain provisions of the regulations (7 CFR, Cum. Supp., 55.1 et seq., as amended in 7 CFR, 1943 Supp., 55.19, 55.35, 55.37, 55.38, 55.39, 55.41—generally referred to as Service and Regulatory Announcements No. 137, as revised) issued under the authority contained in the so-called Farm Products Inspection Act (59 Stat. 136 (158), Pub. L. No. 52, 79th Cong., 1st Sess.) in that it, through one of its employees, Jacob Cooper, who was fully authorized by the corporation to act for it in the matter, did:

(a) On or about October 17, 1945, sell to the American Export Lines, Inc., New York, New York, in its capacity as general agent for the War Shipping Administration in the operation of certain vessels controlled by the latter, and deliver on board the S. S. Tagknot, one of such vessels, 20 cases of eggs, of which 5 cases were not the same eggs which had previously been inspected, graded, and passed by the United States Department of Agriculture, the contents of all such 5 cases of eggs also being below the minimum acceptable standards prescribed by the War Shipping Administration;

(b) On or about October 23, 1945, sell to the American Export Lines, Inc., New York, New York, in its capacity as general agent for the War Shipping Administration in the operation of certain vessels controlled by the latter, and deliver on board the S. S. Fairwind, another of such vessels, 20 cases of eggs which failed to meet the minimum acceptable standards prescribed by the War Shipping Administration, which eggs were delivered in substitution for 20 cases of eggs which were not, in fact, either inspected or approved by the United Department of Agriculture for that purpose at the premises of such corporation, or identified and earmarked by such corporation for delivery aboard such vessel until several hours after the actual delivery of the substituted cases of inferior eggs;

(c) On or about October 26, 1945, sell to the American Export Lines, Inc., New York, New York, in its capacity as general agent for the War Shipping Administration in the operation of certain vessels controlled by the latter, and deliver on board the S. S. Pontotoc Victory, another of such vessels, 127 cases of eggs, 15 of which bore no official United States Department of Agriculture inspection marks whatever, and 66 of which contained eggs which did not meet the minimum acceptable standards prescribed by the War Shipping Administration. Prior to the delivery of the aforesaid 127 cases of eggs, graders of the United States Department of Agriculture had inspected, stamped, and passed 127 cases of eggs which did meet the minimum acceptable requirements of the War Shipping Administration, and which were identified and earmarked for delivery to the said vessel on or about October 26, 1945; and

It is hereby further found and determined, that during October, 1945, all sales and deliveries of eggs to the American Export Lines, Inc., New York, New York, in its capacity as general agent for the War Shipping Administration in the operation of vessels controlled by the latter, were made subject to the terms and conditions of Food Control Regulation No. 14 (including Supplement No. 1 and Supplement No. 2 thereto), issued on behalf of the War Shipping Administration, a part of such terms and conditions being as follows: (1) such eggs must be at least of U. S. Grade "A" (Consumer) or of grades U. S. Procurement I or II; (2) such eggs must have been inspected, graded, and passed as meeting the requirements for grade and quality by the Office of Distribution, War Food Administration (now Production and Marketing Administration, United States Department of Agriculture); (3) cases containing such eggs delivered to the vessels as aforesaid must bear official Government grading stamps indicating that the contents had been officially inspected and graded, and the date of such inspection and grading; and (4) the seller must place a certificate on each invoice covering such a sale of eggs to the effect that the eggs delivered, and covered by such invoice, are a part of the same eggs covered by a specified Government inspection certificate executed as a result of an inspection of eggs for such delivery. James M. Rogers, the Secretary of the Corporation, and the official of such corporation who had general supervision and control over such corporation's egg business, has admitted: (i) all sales and deliveries of eggs which were made by the corporation to the American Export Lines, Inc., New York, New York, in its capacity as general agent for the War Shipping Administration, as aforesaid, including the sales and deliveries referred to in paragraphs (a), (b), and (c) above, were knowingly made subject to the terms and conditions referred to in the preceding sentence of this paragraph; and (ii) that payments to the corporation for such eggs were made on the basis, and at the rates prescribed for, the grades of eggs as shown on the official Government inspection certificates, whereas, as indicated in paragraphs (a), (b), and (c) above, some of such cases of eggs were actually of grades inferior to the grades indicated on such official Government certificates. While also admitting that the aforesaid wrongful acts were committed, Mr. James M. Rogers contended that the employee, Jacob Cooper, acted in the matter without his (Mr. Roger's) knowledge or consent. Even on the basis of such a contention, the corporation must still be held responsible for the violations on the grounds that Jacob Cooper was fully authorized by the corporation to act for it in the matter, and, Mr. James M. Rogers, Mr. Cooper's business supervisor, failed to exercise the degree of supervision and control over Mr. Cooper's business activities as might usually and normally be expected under such a relationship.

Obtaining inspections and certifications of farm products by disinterested graders is a privilege which is conferred by the United States Government, through the United States Department of Agriculture, in an effort to aid commerce by providing marks of quality upon which all may rely. Those who receive the service are benefited by the reliance placed on those marks by customers and prospective customers. Such benefits do not accrue without corresponding responsibilities. On those who are privileged to receive grading service, there is an obligation to see that they and all their officers, employees, and agents do nothing which might have the effect of lessening the faith which is justly placed in certificates of grade and quality issued by the United States Government.

In view of the foregoing, *It is hereby ordered*, That:

(1) During the period from May 6, 1946, to October 6, 1946, both inclusive, John Minder and Son, Inc., 101 Barclay Street, New York, New York, is debarred from having its eggs graded and certified as to grade by any official grader of the United States Department of Agriculture: *Provided*, That any restoring of such privilege to the said corporation on and after the latter date shall be subject to all official rules and regulations which are applicable in that connection; and

(2) A copy of this order shall be filed with the Federal Register Division, for publication.

(59 Stat. 136 (158), Pub. L. No. 52, 79th Cong., 1st Sess.)

Dated: June 17, 1946.

[SEAL] E. A. MEYER,
Assistant Administrator, Production and Marketing Administration.

[F. R. Doc. 46-10368; Filed, June 17, 1946; 4:12 p. m.]

FEDERAL POWER COMMISSION.

[Docket No. IT-5995]

NORTHWESTERN PUBLIC SERVICE CO.

NOTICE OF APPLICATION

JUNE 17, 1946.

Notice is hereby given that on June 13, 1946, an application was filed with the Federal Power Commission pursuant to section 204 of the Federal Power Act by Northwestern Public Service Company (hereinafter called "applicant"), a corporation organized under the laws of the State of Delaware and doing business in the States of Nebraska and South Dakota with its principal business office at Huron, South Dakota, seeking an order authorizing: (1) the issuance by applicant of first mortgage bonds, —% Series, due in 1976, in the aggregate principal amount of $5,275,000, for the purpose of refunding the now outstanding $5,276,000 principal amount of first mortgage bonds, Series A, 4%, due August 1, 1970; (2) the issuance of 26,000 shares of —% cumulative preferred stock of the par value of $100 per share, to retire by exchange, or to provide funds toward the redemption of, all of the issued and outstanding shares of the old preferred stock, aggregating $3,985,200 in par amount; (3) the change and reclassification of the presently issued and outstanding 52,150 shares of common stock without par value into 300,000 shares of new common stock of the par value of $3 per share; (4) the issuance of 100,000 shares of the new common stock, to provide funds (to the extent necessary) for the redemption of the old bonds and unexchanged shares of old preferred stock; the proceeds not required for such redemptions to be added to the working funds of the applicant; all as more fully appears in the application on file with the Commission. The $5,275,000 principal amount of new bonds, 26,000 shares of new preferred stock, and 100,000 shares of new common stock will be sold at competitive bidding, the sale of the new preferred stock to be subject to an exchange offer.

Any persons desiring to be heard or to make any protest with reference to said application should, on or before the 5th day of July 1946, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's rules of practice and regulations.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-10403; Filed, June 18, 1946; 10:51 a. m.]

INTERSTATE COMMERCE COMMISSION.

[No. 29493]

FREIGHT FORWARDERS; MOTOR COMMON CARRIERS, AGREEMENTS

NOTICE OF HEARING

JUNE 7, 1946.

Pursuant to the order of March 5, 1946, this proceeding is assigned for hearing before Examiner P. O. Carter and Examiner J. J. Williams at 9:30 o'clock a. m. on the dates and at the places listed below:

July 15, 1946, at Morrison Hotel, Chicago, Ill.

September 9, 1946 at 641 Washington St., New York, N. Y.

and such other times and places as subsequently may be found necessary.

Pursuant to notice to all concerned dated March 5, 1946, the respondents and interested parties were permitted to file with the Commission on or before April 15, 1946, subsequently postponed to May 15, 1946, memoranda or briefs containing their views as to the interpretation that should be placed upon any of the provisions of section 409 of the Interstate Commerce Act, as amended, including the form, substance, and character of the terms and conditions to be prescribed and any rules and regulations which should be made by the Commission under section 403 (a) of the act.

Certain respondents and other interested persons filed briefs or memoranda containing various proposals as indicated below:

PART I. *Proposal of Freight Forwarders Institute in behalf of 21 forwarders.* 1. And it further appearing, that the information described in the instruction and forms in the appendix hereto[1] is relevant and material in this investigation and should be required to be furnished to the Commission by the respondent freight forwarders prior to hearing;

It is ordered, That each of said respondent freight forwarders be, and it is hereby, required to furnish the information described by filing with the Interstate Commerce Commission, Washington 25, D. C., on or before August 12, 1946, statements in triplicate showing such information, as of March 1, 1946, in accordance with the forms and instructions appended hereto and made a part hereof.

And it is further ordered, That a copy of this order be served by mail upon each of said respondent freight forwarders, and that notice be given to the public by posting a copy of this order in the office of the Secretary of the Commission, at Washington, D. C., and by filing a copy thereof with the Director, Division of the Federal Register.

NOTE: The reporting requirement of this order has been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

By the Commission, Division 2.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-10346; Filed, June 17, 1946; 11:58 a. m.]

[No. 29493]

FREIGHT FORWARDERS; MOTOR COMMON CARRIERS, AGREEMENTS

NOTICE OF HEARING

JUNE 7, 1946.

Pursuant to the order of March 5, 1946, this proceeding is assigned for hearing before Examiner P. O. Carter and Examiner J. J. Williams at 9:30 o'clock a. m. on the dates and at the places listed below:

July 15, 1946, at Morrison Hotel, Chicago, Ill.

September 9, 1946 at 641 Washington St., New York, N. Y.

and such other times and places as subsequently may be found necessary.

Pursuant to notice to all concerned dated March 5, 1946, the respondents and interested parties were permitted to file with the Commission on or before April 15, 1946, subsequently postponed to May 15, 1946, memoranda or briefs containing their views as to the interpretation that should be placed upon any of the provisions of section 409 of the Interstate Commerce Act, as amended, including the form, substance, and character of the terms and conditions to be prescribed and any rules and regulations which should be made by the Commission under section 403 (a) of the act.

Certain respondents and other interested persons filed briefs or memoranda containing various proposals as indicated below:

PART I. *Proposal of Freight Forwarders Institute in behalf of 21 forwarders.* 1.

[1] Filed as part of the original document.

That the Commission prescribe by order that no charge be made by a motor carrier and paid by a forwarder for the utilization of the motor carrier service which shall be less than the motor carrier's full cost of providing that service, including overhead.

2. That the Commission prescribe a distance scale of prima facie reasonable minimum compensation for assembling and distribution service, placing the burden upon the forwarder and the motor carrier desiring to maintain a lower basis to show that such lower basis is just and reasonable, in view of the peculiar conditions surrounding the movement; and that a reasonable minimum scale would be the contemporaneous official territory third-class scale of rates per 100 pounds less in each instance one-half of the terminal portion of the rate or 11 cents per 100 pounds, resulting in the following proposed scale of compensation:

Miles:	*Cents*	Miles:	*Cents*
5	13	100	36
10	14	110	38
15	16	120	39
20	17	130	41
25	19	140	42
30	20	150	44
35	21	160	45
40	22	170	47
45	23	180	48
50	24	190	49
55	27	200	50
60	27	300	62
65	29	400	72
70	30	500	83
75	31	600	93
80	32	700	104
85	33	800	112
90	34	900	121
95	35	1,000	129

PART II. *Proposal of American Trucking Association, Inc.* 1. That any rules, regulations, or practices which the Commission may prescribe in this proceeding to govern the transportation by motor carriers of forwarder traffic should, among other things, provide:

(a) The amount of compensation to be received by the motor carriers for such transportation, and all other terms and conditions thereof, shall be filed with the Commission and open to public inspection.

(b) For the establishment and enforcement of consistent standards and practices by forwarders in connection with handling of loss and damage claims, payment of motor carrier settlement, claim liability, and similar matters.

2. That with respect to the basis of compensation to be paid by forwarders to motor carriers for either assembling or distribution service or for terminal-to-terminal service the lowest basis should reflect the difference in the cost to the motor common carriers rendering the service to the forwarders and to others but in no event should the basis of compensation be less than 85 percent of the motor common carrier's local rates.

PART III. *Proposal of the National Industrial Traffic League.* That under section 409 as amended:

1. The Commission may require that the compensation which forwarders pay motor carriers for their services shall be stated in tariff form rather than being reflected in divisions of published joint rates.

2. No motor carrier and no freight forwarder may be required to enter into joint rates; and any joint rates or terms of utilization of service other than the terms open to all shippers under the tariffs of motor carriers are only such as voluntarily may be agreed to by the motor carrier.

3. That in any and all particular situations, the bona fide benefits of forwarder service ought to be measured against or in connection with the costs incurred. Where there is a saving or improvement of service in the consolidation of shipments between the consolidating and the break-bulk point, such benefits should fairly be extended to traffic originating prior and terminating subsequent to such consolidating and break-bulk points, but this should be without need for concessions in the compensation by carriers for the assembling and distribution services which do not represent any operating economies of the carrier.

4. As a general principle, when freight forwarding is regarded as essentially a function of consolidating smaller shipments, the savings of underlying costs ought not to be augmented by carrier discounts below their proper rates not reflecting any savings in the costs of physical service. For this would be burdening other motor carrier traffic, at the ultimate cost of shippers by highway.

5. Arrangements by which motor carrier services are utilized by freight forwarders shall be uniform, and there shall be no discrimination therein as between or among freight forwarders or others.

PART IV. Various proposals of The New England Motor Rate Bureau, Inc., Detroit Board of Commerce, Middlewest Motor Freight Bureau, Chicago Suburban Motor Carriers Association, Inc., Chicago-Milwaukee Motor Carriers Conference, Southern Wisconsin Motor Carriers Conference, The Chicago Association of Commerce, Atlanta Freight Bureau, Central Package Car Company, Anderson Motor Service Company, Consolidated Forwarding Company, Inc., Husman & Loper Freight Lines, Inc., Lee Transportation Company, Western Trucking Company, Inc., Shein's Express, Overseas Transportation Co., Inc., and New York, New Brunswick Auto Express Co., Inc., may be briefly summarized as follows:

1. That the present arrangements between forwarders and motor common carriers should not be disturbed.

2. That all agreements respecting compensation, rules, regulations and practices between forwarders and motor common carriers be filed in tariff form with the Commission and (a) should be open to public inspection; (b) should not be open to public inspection; (c) should apply uniformly to all forwarders and motor common carriers so as to provide a uniform and equal treatment for motor common carriers in groups rather than permitting individual or different arrangements between individual forwarders and individual motor common carriers.

3. Bases of compensation to be paid by forwarders to motor common carriers: (a) should be left to agreements between the forwarders and motor common carriers; (b) should be left to agreements between forwarders and motor common carriers when the services are within commercial zones defined by the Commission; (c) should fully compensate the motor common carriers for the use of their facilities; (d) should be the full local rates of the motor common carriers; (e) should reflect the difference in cost to the motor common carriers rendering the service to the forwarders and others; (f) should be not less than 85 percent of the local rates of the motor common carriers; and (g) should be not less than 85 percent of the local rates of the motor common carriers between points that the traffic is physically transported but not less than the applicable fourth-class rate except when articles are rated or classified lower than fourth class, such lower rate or charge to be observed as maximum compensation for the motor common carrier.

PART V. The Commission desires that the respondent motor carriers and freight forwarders, or other interested parties, develop upon the record at the hearings as complete information as possible concerning differences if any in service performed by motor carriers for freight forwarders and that performed for others, and in the cost thereof, also variations in the service performed for freight forwarders, on (a) traffic handled in assembly or distribution service and (b) traffic handled in line-haul or terminal-to-terminal service in truckload lots, and any other facts pertinent to the question of the level of the compensation to be paid by freight forwarders to motor carriers; whether in prescribing terms and conditions, including terms and conditions governing the determination and fixing of the compensation to be paid by freight forwarders, the Commission should deal with forwarder-motor carrier relations on territorial bases, and if so what the territorial designations should be; and any other information pertinent to the above proposals or any other proposals which may be submitted.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-10347; Filed, June 17, 1946; 11:58 a. m.]

[No. 29555]

PICK-UP AND DELIVERY SERVICES BY RAILROADS

At a general session of the Interstate Commerce Commission, held at its office in Washington, D. C., on the 10th day of June A. D. 1946.

The Commission having under consideration the matter of pick-up and delivery services within terminal areas performed by, or for, common carriers by railroad subject to the Interstate Commerce Act, and

It appearing, that such services are now performed in connection with a substantial volume of traffic moving in interstate and foreign commerce from which the carriers by railroad obtain a large amount of revenue, and that in the performance of pick-up and delivery services such carriers expend substantial amounts to meet the costs of service and related expenses:

It is ordered, That an investigation be, and it is hereby, instituted upon the Commission's own motion into and concerning the reasonableness, and the lawfulness otherwise, of the rates and charges for, and the rules, regulations and practices governing or affecting, pick-up and delivery services within terminal areas performed by, or for, class I common carriers by railroad subject to the Interstate Commerce Act, in connection with, or incidental to, transportation in interstate or foreign commerce, including such services when performed by a railroad common carrier or by any person, whether as agent or under a contractual arrangement, for a common carrier by railroad, with a view to determining whether such rates and charges, rules, regulations and practices, or any of them, are in violation of any provision of the Interstate Commerce Act, and of making such findings and entering such order or orders, or taking any other action, as may be warranted by the record.

It is further ordered, That all class I common carriers by railroad subject to the Interstate Commerce Act be, and they are hereby, made respondents to this proceeding, that a copy of this order be served upon each of the said respondents, and that notice of this proceeding be given to the public by posting a copy of this order in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register, Washington, D. C.

And it is further ordered, That this proceeding be assigned for hearing at such times and places as the Commission may hereafter direct.

By the Commission.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-10349; Filed, June 17, 1946; 11:58 a. m.]

[No. 29556]

CHARGES ON SMALL SHIPMENTS BY RAILROADS

At a general session of the Interstate Commerce Commission, held at its office in Washington, D. C., on the 10th day of June A. D. 1946.

The Commission having under consideration the matter of rates, charges, rules, regulations, and practices in connection with small shipments by common carriers by railroad subject to the Interstate Commerce Act:

It is ordered, That an investigation be, and it is hereby, instituted upon the Commission's own motion into and concerning the reasonableness and the lawfulness otherwise, of the rates and charges for, and the rules, regulations, and practices governing or affecting, the transportation in interstate or foreign commerce by common carriers by railroad subject to the Interstate Commerce Act, of small shipments, particularly those subject to minimum charges, but exclusive of shipments weighing more than 300 pounds each, with a view to determining whether such rates and charges and rules, regulations, and practices, or any of them, are in violation of any provision of the Interstate Commerce Act, and of making such findings and entering such order or orders, or taking any other action, as may be warranted by the record.

It is further ordered, That all common carriers by railroad engaged in freight transportation subject to the Interstate Commerce Act be, and they are hereby, made respondents to this proceeding, that a copy of this order be served upon each of the said respondents and upon each State regulatory commission, and that notice of this proceeding be given to the public by posting a copy of this order in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of Federal Register, Washington, D. C.

And it is further ordered, That this proceeding be assigned for hearing at such times and places as the Commission may hereafter direct.

By the Commission.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-10348; Filed, June 17, 1946; 11:58 a. m.]

[No. MC-C-542]

PICK-UP AND DELIVERY SERVICES BY MOTOR CARRIERS

At a general session of the Interstate Commerce Commission, held at its office in Washington, D. C., on the 10th day of June, A. D. 1946.

The Commission having under consideration the matter of pick-up and delivery services within terminal areas performed by, or for, motor common carriers of property subject to the Interstate Commerce Act, and it appearing that such services are performed in connection with a substantial volume of freight moving in interstate or foreign commerce from which the said motor common carriers obtain a large amount of revenue, and that in the performance of pick-up and delivery services such carriers expend substantial amounts; and good cause appearing therefor:

It is ordered, That an investigation be, and it is hereby, instituted upon the Commission's own motion into and concerning the reasonableness, and lawfulness otherwise, of the rules, regulations, and practices of class I motor common carriers governing or affecting pick-up and delivery services on less-than-truckload freight and freight moving at any-quantity rates, and concerning the expense to the said carriers, including the compensation paid to others, for the performance of such services with a view to determining whether such rules, regulations, practices, and payments are in violation of any provision of the Interstate Commerce Act, and of making such findings in the premises and entering such order or orders, or taking any other action, as may be warranted by the record.

It is further ordered, That all class I motor common carriers of property subject to the Interstate Commerce Act be, and they are hereby, made respondents to this proceeding, that a copy of this order be served upon each of the said respondents and upon each State regulatory commission, and that notice of this proceeding be given to the public by posting a copy of this order in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of Federal Register, Washington, D. C.

And it is further ordered, That this proceeding be assigned for hearing at such times and places as the Commission may hereafter direct.

By the Commission.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-10351; Filed, June 17, 1946; 11:58 a. m.]

[No. MC-C-543]

CHARGES ON SMALL SHIPMENTS BY MOTOR CARRIERS

At a general session of the Interstate Commerce Commission, held at its office in Washington, D. C., on the 10th day of June A. D. 1946.

The Commission having under consideration the matter of rates, charges, rules, regulations, and practices in connection with small shipments by common carriers by motor vehicle subject to the Interstate Commerce Act:

It is ordered, That an investigation be, and it is hereby, instituted upon the Commission's own motion into and concerning the reasonableness and the lawfulness otherwise, of the rates and charges for, and the rules, regulations, and practices governing or affecting, the transportation in interstate or foreign commerce by common carriers by motor vehicle, except household goods carriers, subject to the Interstate Commerce Act, of small shipments, particularly those subject to minimum charges, but exclusive of shipments weighing more than 300 pounds each, with a view to determining whether such rates and charges and rules, regulations, and practices, or any of them, are in violation of any provision of the Interstate Commerce Act, and of making such findings and entering such order or orders, or taking any other action, as may be warranted by the record.

It is further ordered, That all common carriers of property by motor vehicle, except household goods carriers, subject to the Interstate Commerce Act be, and they are hereby, made respondents to

And it is further ordered, That this proceeding be assigned for hearing at such times and places as the Commission may hereafter direct.

By the Commission.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 46-10350; Filed, June 17, 1946; 11:58 a. m.]

[Nos. 29555, MC-C-542, 29556, MC-C-543]

PICK-UP AND DELIVERY SERVICES AND CHARGES ON SMALL SHIPMENTS BY RAILROADS AND MOTOR CARRIERS

JUNE 13, 1946.

At a general session on June 10, 1946, the Commission upon its own motion instituted investigations into the reasonableness and lawfulness otherwise of charges, rules, regulations, and practices of Class I common carriers by railroad and rules, regulations and practices of Class I common carriers by motor vehicle subject to the Interstate Commerce Act, affecting pick-up and delivery services in connection with transportation in interstate or foreign commerce by said carriers.

At the same time investigations were likewise instituted into the reasonableness and the lawfulness otherwise of the rates, charges, rules, regulations and practices affecting the transportation in interstate or foreign commerce by common carriers by railroad and by common carriers by motor vehicle subject to the Interstate Commerce Act of small shipments not exceeding 300 pounds each in weight.

For a more detailed statement of the issues in these proceedings reference is made to the orders of investigation.

Considered and denied at the same general session of the Commission were the petitions dated February 4, 1946, and March 9, 1946, respectively, of American Truck Associations, et al., "for investigation and order with respect to rail and forwarder less-carload and any-quantity exceptions ratings and commodity rates lower than classification bases and to corresponding motor common carrier exceptions ratings and commodity rates" and of Middlewest Motor Freight Bureau, et al., "For Rule to Show Cause" why certain pick-up and delivery rates should not be increased. It appeared that the matters covered in the first petition are now in major part under consideration in Ex Parte No. 162, Increased Railway Rates, Fares and Charges, 1946, and Docket No. 28310, Consolidated Freight Classification, and to some extent in the small shipments investigation mentioned above. It also appeared that the action sought by the second petition was taken in broader scope in the pick-up and delivery services investigations mentioned above.

Public hearings, in which State commissions will be invited to participate will be assigned in these proceedings at times and places to be hereafter announced.

In Nos. 29556 and MC-C-543 a prehearing conference will be held at the office of the Interstate Commerce Commission, Washington, D. C., on July 15, 1946, beginning at 10:00 o'clock a. m. Commissioner Alldredge will preside, assisted by Examiners H. G. Cummings, L. J. Kassel, and G. B. Vandiver. At that time proposals will be considered bearing upon times and places of the hearings, nature of evidence to be submitted, exchange of exhibits and all other matters pertinent to the investigations as described in Rule 68 of the General Rules of Practice.

By the Commission.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 46-10352; Filed, June 17, 1946; 11:58 a. m.]

[S. O. 396, Special Permit 42]

RECONSIGNMENT OF POTATOES AT KANSAS CITY, MO.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph of Service Order No. 396 (11 F.R. 2193), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 396 insofar as it applies to the reconsignment at Kansas City, Missouri, June 13, 1946, by Michael-Swanson-Brady Produce Company, of car URT 4962, potatoes, now on the A., T. & S. F. Railway, to Chicago, Illinois, (A., T. & S. F.).

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement: and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 13th day of June, 1946.

V. C. CLINGER, *Director, Bureau of Service.*

[F. R. Doc. 46-10353; Filed, June 17, 1946; 11:59 a. m.]

[S. O. 532]

UNLOADING OF COAL AT CONNELLSVILLE, PA.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 17th day of June, A. D. 1946.

It appearing, that numerous cars containing strip coal at Connellsville, Pa., on The Baltimore and Ohio Railroad Company, shipped by Rizzo Coal Company, Uniontown, Pa., have been on hand for an unreasonable length of time and that the delay in unloading said cars is impeding their use; in the opinion of the Commission an emergency exists requiring immediate action; it is ordered, That:

Coal at Connellsville, Pennsylvania, be unloaded. (a) The Baltimore and Ohio Railroad Company, its agents or employees, shall unload forthwith the following described cars containing coal consigned to Distributor Fuel Company, Connellsville Scales, Pa., now on hand at the scales at Connellsville, Pa.:

Origin	Cars
Eagle Mine----	B&O 331773, 330142, 329804, 335610, 330751 and 23 others.
Evelyn Mine--	B&O 425174, 323978, 532987, C&O 4222, B&O 422652 and 21 others.
Cornish Mine-	B&O 330166, 325628, 637092, B&O 726672, 434535 and 12 others.

(b) *Notice and expiration.* Said carrier shall notify V. C. Clinger, Director, Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where and by whom such unloading was performed. Upon receipt of that notice this order shall expire. (40 Stat. 101, sec. 402: 41 Stat. 476, sec. 4; 54 Stat. 901, 911; 49 U.S.C. 1 (10)-(17), 15 (2))

It is further ordered, that this order shall become effective immediately, and that a copy of this order and direction shall be served upon The Baltimore and Ohio Railroad Company and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 46-10429; Filed, June 18, 1946; 11:28 a. m.]

OFFICE OF PRICE ADMINISTRATION

[SO 133, Order 53]

MYRTLE DESK CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Supplementary Order No. 133, it is ordered:

(a) *Manufacturer's maximum prices.* The Myrtle Desk Company, High Point, North Carolina, may increase by 4.7 percent, its current maximum prices (exclusive of any permitted increases) for sales of wood office furniture which it manufactures.

(b) *Maximum prices of purchasers for resale.* Resellers of any article which the manufacturer has sold at an adjusted ceiling price determine under this order shall determine their maximum prices as follows:

A reseller who had a properly established maximum price in effect before this order was issued for an article covered by this order may add to that maximum price an adjustment charge in the same dollar-and-cents amount as the adjustment charge authorized by this order for, and which he has paid to, his supplier.

If the reseller did not have a properly established maximum price for the article in effect before this order was issued he shall first determine a maximum price (exclusive of adjustment charges), and to that price he may add an adjustment charge in the same dollar-and-cents amount as the adjustment authorized by this order for, and which he has paid, to his supplier. To find his maximum price (exclusive of adjustment charges) for this purpose the reseller shall add to his invoice cost, less an adjustment charge stated on that invoice, the same percentage markup which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is the one which meets all of the following tests:

(1) It belongs to the narrowest trade category which includes the article being priced.

(2) Both it and the article being priced were purchased from the same class of supplier.

(3) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(4) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his ceiling prices, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's terms, discounts, allowances, and other price differentials, in effect during March, 1942, or which have been properly established under the applicable OPA regulation.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale showing a maximum price adjusted in accordance with the terms of this order, the seller shall notify such purchaser in writing of the methods established in paragraph (b) for determining adjusted maximum prices for sales of the articles covered by this order. This notice may be given in any convenient form.

(e) *Reports.* The manufacturer shall file the report described in Section 5 of Supplementary Order No. 133 with the Office of Price Administration, Washington 25, D. C.

(f) *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

(g) The provisions of Supplementary Order No. 153 shall not apply to resale prices of articles covered by this order.

(h) *Effective date.* This order shall become effective on the 18th day of June 1496.

Issued this 17th day of June 1946.

PAUL A. PORTER, *Administrator.*

[F. R. Doc. 46 10341; Filed, June 17, 1946; 11:42 a. m.]

[MPR 188, Revocation of Order 2088]

CHANDLER-PALRUBA CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register; and pursuant to Maximum Price Regulation No. 188, *It is ordered*, That Order 2088 be, and it hereby is, revoked.

This order shall become effective on June 17, 1946.

Issued this 17th day of June 1946.

PAUL A. PORTER, *Administrator.*

[F. R. Doc. 46-10330; Filed, June 17, 1946; 11:42 a. m.]

[MPR 188, Order 5038]

BET-R-LITE PRODUCTS CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Bet-R-Lite Products Company, 1319 South Michigan Avenue, Chicago, Ill.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
		Each	*Each*	*Each*
Glass boudoir lamp.....	G-100	$1.30	$1.53	$2.75
Pottery boudoir lamp..	P-100	1.70	2.00	3.50
Glass boudoir lamp with wood base.	G-101	1.49	1.75	3.15
Glass boudoir lamp.....	G-102	1.31	1.53	2.75
	G-103	1.44	1.69	3.04
	G-104	1.12	1.32	2.38
	G-105	1.21	1.42	2.56
	G-106	1.22	1.44	2.59

These maximum prices are for the articles described in the manufacturer's application dated May 8, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 1% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model Number ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 18th day of June 1946.

Issued this 17th day of June 1946.

PAUL A. PORTER, *Administrator.*

[F. R. Doc. 46-10332; Filed, June 17, 1946; 11:40 a. m.]

[MPR 188, Amdt. 1 to 2d Rev. Order 3151]

COMMONWEALTH CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reason set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to § 1499.158 of Maximum Price Regulation No. 188, *It is ordered:*

Paragraph (d) of second revised Order No. 3151 under § 1499.158 of Maximum Price Regulation No. 188 is deleted.

Effective this 18th day of June 1946.

Issued this 17th day of June 1946.

PAUL A. PORTER, *Administrator.*

[F. R. Doc. 46-10331; Filed, June 17, 1946; 11:39 a. m.]

[MPR 188, Order 5039]

HI-LO LAMP MFG. CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Hi-Lo Lamp Manufacturing Company, 1636 North Marshall Street, Philadelphia, Pa.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Articles	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
14½" plastic vanity lamp with rayon swirl shade, velvet ribbon trimmed top and bottom	722	*Each* $7.91	*Each* $9.31	*Each* $16.75
13" plexiglass vanity lamp with rayon swirl shade, velvet ribbon trimmed top and bottom	723	9.58	11.27	20.30
54" bronze plated steel student floor lamp with rayon shade, braid trimmed top and bottom	1331-S	9.16	10.78	19.40
64" bronze plated steel torchiere with glass reflector	1331-T	9.58	11.27	20.30
62" bronze plated steel 6-way floor lamp with rayon shade braid trimmed top and bottom	1331-F	10.00	11.76	21.15

These maximum prices are for the articles described in the manufacturer's application dated April 11 and 26, May 17, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model Number ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 18th day of June 1946.

Issued this 17th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10333; Filed, June 17, 1946; 11:41 a. m.]

[MPR 188, Order 5040]

HEDI SCHOOP ART CREATIONS

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Hedi Schoop Art Creations, 10852 Burbank Blvd., North Hollywood, Calif.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
25" hand painted pottery figurine lamp with hand painted silk shade.	501, Roma.	*Each* $22.05	*Each* $25.94	*Each* $46.70
16" hand painted pottery figurine lamp with hand painted silk shade.	502, Bookgirl.	13.60	16.00	28.80
19½" hand painted pottery figurine lamp with hand painted silk shade.	503-504, Chinese.	14.45	17.00	30.60
21" hand painted pottery figurine lamp with hand painted silk shade.	505, Margie.	22.05	25.94	46.70

These maximum prices are for the articles described in the manufacturer's application dated April 23, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory 2% 10 days, net 30 days. The maximum price to consumers is net delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C. under the fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 18th day of June 1946.

Issued this 17th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10334; Filed, June 17, 1946; 11:41 a. m.]

[MPR 591, Order 624]

KALAMAZOO STOVE AND FURNACE CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net delivered prices, for sales by any person of the following cast iron coal fired furnaces manufactured by the Kalamazoo Stove and Furnace Company and as described in the application which is on file with the Mechanical Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Model No.	On sales to dealers	On sales to consumers
	Each	*Each*
40	$83.13	$118.73
44	87.75	125.35
48	98.07	140.10
52	108.99	155.70

(b) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general category during March 1942.

(c) Each seller covered by this order, except on sales to consumer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale.

(d) This order does not establish maximum prices for the furnaces in question when sold on an installed basis. Maximum prices for such installed sales must be determined under the provisions of Revised Maximum Price Regulation No. 251.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 18, 1946.

Issued this 17th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10337; Filed, June 17, 1946; 11:43 a. m.]

[MPR 591, Amdt. 1 to Order 429]

SOUTHERN AIRCRAFT CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, Order No. 429 under section 9 of Maximum Price Regulation No. 591 is amended in the following respect:

Paragraph (b) is amended to read as follows:

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $25.00.

This amendment shall become effective June 18, 1946.

Issued this 17th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10336; Filed, June 17, 1946; 11:42 a. m.]

[MPR 591, Order 625]

PARAGON UTILITIES CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 13 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum price, f. o. b. point of shipment, for sales by any person of the following kitchen sink cabinet unit complete with steel undersink cabinet, vitreous china sink and tray fixture with fittings and trimmings, manufactured by the Paragon Utilities Corporation and described in the application dated May 4, 1946, shall be:

(1) *On sales to consumers.*

Hostess 66---------- $221.18

(2) On sales to dealers the maximum net price, f. o. b. point of shipment shall be the list price specified in (a) (1) above less a discount of 40 percent with an additional discount of 5 percent granted on carload shipments.

(b) In addition to the discount provided for in (a) above the maximum prices established by this order shall be subject to discounts and allowances including transportation allowances, and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(c) The maximum prices on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(d) Each seller of the commodity covered by this order, except on sales to customers shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers except dealers upon resale.

(e) The Paragon Utilities Corporation shall stencil in a conspicuous place on each kitchen sink cabinet unit, covered by this order, the following:

OPA Maximum Consumer Price $221.18

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 18, 1946.

Issued this 17th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10338; Filed, June 17, 1946; 11:43 a. m.]

[RMPR 528, Order 119]

GOODYEAR TIRE AND RUBBER CO.

AUTHORIZATION OF MINIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 16 (d) of Revised Maximum Price Regulation 528, *It is ordered:*

(a) The maximum retail price for a 10.50 x 1.75 Semi-Solid Lawn Mower type tire manufactured by The Goodyear Tire & Rubber Company, Inc., Akron, Ohio, shall be $1.90 each.

(b) All provisions of RMPR 528 not inconsistent with this order shall apply to sales covered by this order.

(c) This order may be revoked or amended by the Office of Price Administration at any time.

This order shall become effective June 18, 1946.

Issued this 17th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10377; Filed, June 17, 1946; 4:50 p. m.]

[RMPR 528, Order 120]

FIRESTONE TIRE & RUBBER CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 16 (d) of Revised Maximum Price Regulation 528, *It is ordered:*

(a) The maximum retail prices for the following size Rock Grip Excavator type tire manufactured by The Firestone Tire & Rubber Company, Akron, Ohio, shall be:

Size	Ply	Maximum retail price, each	
		Rayon construction	Cotton construction
7.50-20	12	$82.10	$78.20

(b) All provisions of RMPR 528 not inconsistent with this order shall apply to sales covered by this order.

(c) This order may be revoked or amended by the Office of Price Administration at any time.

This order shall become effective June 18, 1946.

Issued this 17th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10378; Filed, June 17, 1946; 4:50 p. m.]

[RMPR 136, Order 647]

BAKERY MACHINERY AND EQUIPMENT

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion, issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 31 of Revised Maximum Price Regulation 136, *It is ordered:*

(a) As used in this order, the phrase "bakery machinery and equipment" means the following machinery, mechanical accessories (such as repair and replacement parts and interchangeable parts) and mechanical equipment when designed and sold primarily for use in the bakery trades for the preparation, processing or packaging of bakery products. The listings below are definitive and this order does not apply to any machinery or equipment not listed herein.

Aerating machines.
Air conditioning units only—dough rooms, proof boxes, cooling rooms.
Beaters, marshmallow.
Bins, flour dump.
Bins, flour storage.
Blenders, flour.
Bolting reels, flour.

Brakes, dough.
Cleaners, sack.
Cleaning machines, fruit.
Cookers, pretzel.
Cookie droppers, wire cut.
Coolers, bread, automatic.
Coolers, bread, rack type.
Cutters, cookie.
Cutters, die pastry table.
Cutters for cutting machines.
Cutters, noodle.
Cutting machines, biscuit, pretzel and crackers.
Depositors, cake batter.
Depositors, cookie batter.
Depositors, marshmallow.
Dividers.
Dryers, macaroni.
Dusters, roll board.
Elevators, flour.
Emulsifiers and homogenizers.
Extenders.
Fat melters.
Fillers, cake.
Filling machines.
Greasers, pan.
Hoist, trough.
Hoppers, dough reservoir.
Hoppers, flour, traveling.
Hoppers, flour, stationary.
Icing machines, cake.
Kneaders, macaroni.
Mixers.
Moulders.
Ovens.
Pans, baking, bread, cake, cookie, cracker, roll, bun, pies, roast, specialty, display, delivery, but not including any pans made of aluminum or stainless steel construction.
Pastry production equipment.
Pie machines.
Presses.
Proof boxes.
Proofers.
Racks, all.
Retarding equipment.
Rimmers, pie.
Rolling machines.
Rounders.
Rubbing and creaming machines.
Salting machines.
Sandwich machines.
Sheeters, dough.
Shelves, bread and proof.
Sifters.
Slicers, bread, cake and roll.
Spraying machines, oil.
Stackers.
Tables, bread sorting.
Tables, packing.
Tanks, pan and rack cleaning.
Tanks, water tempering, measuring.
Tanks, water tempering, weighing.
Topping machines, sugar.
Trays.
Trays, cooling.
Trimmers, pie.
Troughs.
Twisting machines, loaf.
Twisting machines, pretzel.
Unloaders, bowl.
Wafer machines, sugar.
Wrapping machines, bread, automatic.
Wrapping machines, bread, semi-automatic.
Wrapping machines, bread, hand.
Wrapping machines, cake.
Wrapping machines, pie.

All repair and replacement parts for the machinery and equipment listed above, except saw blades and knife blades.

Upon application by a manufacturer, OPA at Washington, D. C., may include in this definition additional machinery or equipment if it appears to be specifically designed for use in baking operations.

(b) As used in this order, the phrase "base prices" shall mean the maximum prices established under section 7 or computed under sections 8, 9 or 10 of Revised Maximum Price Regulation 136 before the addition of any increase provided to an individual manufacturer by individual adjustment under the provisions of Revised Maximum Price Regulation 136 or Supplementary Order No. 142.

(c) *Manufacturers' maximum prices.* The maximum prices for sales by manufacturers of bakery machinery and equipment shall be:

(1) The manufacturers' base prices as defined in (b) above, increased by 9%, except that,

(2) If the manufacturers' base prices are approved by OPA as "in-line" prices under section 9 (c) of Revised Maximum Price Regulation 136, subsequent to June 18, 1946, the maximum prices shall be the prices so approved.

(d) *Resellers' maximum prices.* The maximum prices for sales of any bakery machinery and equipment by a reseller shall be the maximum prices in effect just prior to the issuance of this order, increased by the dollars-and-cents amount by which his net invoiced cost has been increased by reason of this order.

(e) *Discounts, allowances, etc.* All prices established under paragraphs (c) and (d) shall be subject to the same discounts, deductions and other allowances in effect to any purchasers and classes of purchasers just prior to the issuance of this order.

(f) Every manufacturer of bakery machinery and equipment shall give written notice to his resellers of the dollars-and-cents amount by which this order permits the reseller to increase his maximum prices.

(g) Notwithstanding any of the provisions of this order, a manufacturer of bakery machinery and equipment may charge and collect the maximum prices for sales of his products which he had in effect just prior to the issuance of this order.

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 18, 1946.

Issued this 18th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10434; Filed, June 18, 1946; 11:42 a. m.]

[MPR 580, Am. 1 to Order 219]

BYER-ROLNICK CO.

ESTABLISHMENT OF MAXIMUM PRICES

Maximum Price Regulation 580, Amendment 1 to Order 219. Establishing ceiling prices at retail for certain articles: Docket No. 6063-580-13-693.

For the reasons set forth in the opinion issued simultaneously herewith, Order 219 issued under section 13 of Maximum Price Regulation 580 on application of Byer-Rolnick Company, Garland, Texas is amended in the following respects:

1. Paragraph (a) is amended by adding the following:

MEN'S HATS	
Manufacturer's selling price (per dozen)	*Ceiling price at retail (per unit)*
$84.00	$12.50
105.00	15.00
125.00	20.00

2. Paragraph (d) is amended by adding thereto the following undesignated paragraph:

Upon issuance of any amendment to this order which either adds an article to those already listed in paragraph (a) or changes the retail ceiling price of a listed article, the manufacturer or wholesaler, as to such article, must comply with the preticketing requirements of this paragraph within 30 days after the effective date of the amendment. After 60 days from the effective date, no retailer may offer or sell the article unless it is ticketed in accordance with the requirements of this paragraph. Prior to the expiration of the 60-day period, unless the article is so ticketed, the retailer shall comply with the marking, tagging and posting provisions of the regulation which would apply in the absence of this order. However, the pricing provisions of this order or of any subsequent amendment thereto shall apply as of the effective date of the order or applicable amendment.

3. Paragraph (e) is amended by adding thereto the following sentence: "The seller shall also send the purchaser a copy of each amendment at the time of or before the first delivery (subsequent to the effective date of the amendment) of any article the sale of which is affected in any manner by the amendment."

This amendment shall become effective June 19, 1946.

Issued this 18th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10458; Filed, June 18, 1946; 11:46 a. m.]

[MPR 580, Amdt. 2 to Order 283]

KLEINERT'S

ESTABLISHMENT OF MAXIMUM PRICES

Maximum Price Regulation 580, Amendment 2 to Order 283. Establishing ceiling prices at retail for certain articles; Docket No. 6063-580-13-698.

For the reasons set forth in the opinion issued simultaneously herewith, Order No. 283 issued under section 13 of Maximum Price Regulation 580 on application of Kleinert's, 485 Fifth Avenue, New York, New York, is amended in the following respect:

1. A new paragraph (h) is added to read as follows:

(h) Until July 14, 1946, the provisions of paragraph (d) are suspended insofar as Kleinert's is directed to preticket all dress shields for which a retail price is established in this order. However, the provisions of paragraph (d) are and shall remain in full force and effect insofar as they apply to purchasers for resale, who may not offer or sell such dress shields after July 14, 1946, unless they are ticketed in accordance with the requirements of paragraph (d).

This amendment shall become effective June 19, 1946.

Issued this 18th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10459; Filed, June 18, 1946; 11:46 a. m.]

[MPR 580, Amdt. 2 to Order 79]

LANE CO., INC.

ESTABLISHMENT OF MAXIMUM PRICES

Maximum Price Regulation 580, Amendment 2 to Order 79. Establishing ceiling prices at retail for certain articles; Docket No. 6063-580-13-690.

For the reasons set forth in the opinion issued simultaneously herewith, Order 79 issued under section 13 of Maximum Price Regulation 580 on application of The Lane Company, Inc., Altavista, Virginia, is amended in the following respects:

1. Paragraph (a) is amended by adding the following:

Article	Manufacturer's unadjusted selling price	Ceiling price at retail
Cedar chest	$31.35	$50.95

2. The heading to the fourth column in paragraph (a) is amended by deleting the words "Manufacturer's Price Line" and substituting therefor the words "Manufacturer's Unadjusted Selling Price."

3. The undesignated subparagraph in paragraph (a), added to paragraph (a) by Amendment 1 to this order, beginning with the words "The retail ceiling price" and ending with the words "other article in this paragraph (a)", is deleted and a new paragraph (g) substituted therefor, to read as follows:

The retail ceiling price of an article stated in paragraph (a) shall apply to any other article of the same type, having the same unadjusted selling price to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this order.

4. Paragraph (c) is amended by adding thereto the following undesignated paragraph:

Upon issuance of any amendment to this order which either adds an article to those already listed in paragraph (a) or changes the retail ceiling price of a listed article, the manufacturer or wholesaler, as to such article, must comply with the preticketing requirements of this paragraph within 30 days after the effective date of the amendment. After 60 days from the effective date, no retailer may offer or sell the article unless it is ticketed in accordance with the requirements of this paragraph. Prior to the expiration of the 60 day period, unless the article is so ticketed, the retailer shall comply with the marking, tagging and posting provisions of Maximum Price Regulation 580. However, the pricing provisions of this order or of any subsequent amendment thereto shall apply as of the effective date of the order or applicable amendment.

5. Paragraph (d) is amended by adding thereto the following sentence: "The seller shall also send the purchaser a copy of each amendment at the time of or before the first delivery (subsequent to the effective date of the amendment) of any article the sale of which is affected in any manner by the amendment."

This amendment shall become effective June 19, 1946.

Issued this 18th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10457; Filed, June 18, 1946; 11:45 a. m.]

[SO 133, Order 52]

ALMA DESK CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Supplementary Order No. 133, it is ordered:

(a) *Manufacturer's maximum prices.* The Alma Desk Company, High Point, North Carolina, may increase by 7.0 percent, its current maximum prices (exclusive of any permitted increases) for sales of wood office desks and tables which it manufactures.

(b) *Maximum prices of purchasers for resale.* Resellers of any article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

A reseller who had a properly established maximum price in effect before this order was issued for an article covered by this order may add to that maximum price an adjustment charge in the same dollar-and-cents amount as the adjustment charge authorized by this order for, and which he has paid to, his supplier.

If the reseller did not have a properly established maximum price for the article in effect before this order was issued he shall first determine a maximum price (exclusive of adjustment charges), and to that price he may add an adjustment charge in the same dollar-and-cents amount as the adjustment authorized by this order for, and which he has paid, to his supplier. To find his maximum price (exclusive of adjustment charges) for this purpose the reseller shall add to his invoice cost, less an adjustment charge stated on that invoice, the same percentage markup which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his ceiling prices, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's terms, discounts, allowances, and other price differentials, in effect during March 1942, or which have been properly established under the applicable OPA regulation.

(d) *Notification.* At the time of, or prior to, the first invoice to a purchaser for resale showing a maximum price adjusted in accordance with the terms of this order, the seller shall notify such purchaser in writing of the methods established in paragraph (b) for determining adjusted maximum prices for sales of the articles covered by this order. This notice may be given in any convenient form.

(e) *Reports.* The manufacturer shall file the report described in section 5 of Supplementary Order No. 133 with the Office of Price Administration, Washington 25, D. C.

(f) *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

(g) The provisions of Supplementary Order No. 153 shall not apply to resale prices of articles covered by this order.

(h) *Effective date.* This order shall become effective on the 18th day of June 1946.

Issued this 17th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10340; Filed, June 17, 1946; 11:42 a. m.]

[Rev. SO 119, Order 259]

SCOVILL MFG. CO.

DETERMINATION OF MAXIMUM PRICES

Order No. 259 Under Revised Supplementary Order No. 119. Scovill Manufacturing Company, Sturgis, Michigan. Docket No. 6123-RSO 119-112.

For the reasons set forth in an opinion issued simultaneously herewith and filed

with the Division of the Federal Register and pursuant to section 13 of Revised Supplementary Order No. 119; it is ordered:

(a) *Maximum prices for Scovill Manufacturing Company, Sturgis, Michigan.* (1) The above manufacturer may determine his maximum prices for his line of water closet tank fittings by increasing by 23.8 percent his prices on these items in effect on October 1, 1941 to each class of purchaser.

(2) Since the provisions of this order are not intended to reduce properly established maximum prices, the manufacturer may continue to use as his maximum prices to each class of purchaser his properly established prices in effect under Maximum Price Regulation No. 591 in the event that such prices exceed the prices in effect to each class of purchaser on October 1, 1941 plus the increase provided for in (1) above.

(3) The maximum prices set forth above shall be subject to discounts and allowances including transportation allowances and price differentials which are at least as favorable as those the manufacturer extended or rendered or would have extended or rendered to each class of purchaser on commodities in the same general category March 1942.

(b) *Resellers' maximum prices.* All resellers of the commodities covered by this order (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their presently established maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted the manufacturer by this order.

(c) *Notification to all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment granted by this order is put into effect:

Order No. 259 under Revised Supplementary Order No. 119 authorizes a 23.8 percent increase in October 1, 1941 net prices for sales of water closet tank fittings manufactured by this company.

Resellers (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their existing maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted by Order No. 259.

(d) All prayers for relief not granted herein are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective June 18, 1946.

Issued this 17th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10389; Filed, June 17, 1946; 11:41 a. m.]

[MPR 610, Order 1]

FEDERAL MOTOR TRUCK CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 8 of Maximum Price Regulation 610, *It is ordered:*

(a) Federal Motor Truck Company, Detroit, Michigan, hereinafter called the Company, is authorized to sell each Federal motor truck containing a chassis described in paragraph (1) below at a price not to exceed the total of the following charges:

(1) *Charge for the new truck chassis.* A charge for the new truck chassis not to exceed the applicable net wholesale price in the following schedule subject to the discounts, allowances, and terms of delivery in effect on January 1, 1941,

Model No.	Description	Net wholesale price	List price
16M	Chassis, truck, 13,000 pounds gross vehicle weight; 1942 standard specifications and equipment of Model 16, excepting the following modifications and additions: Hercules JXF engine instead of Hercules JXE engine; hand brake mounting on left side of chassis instead of on transmission; solid bushing and ground pin mounting instead of rubber bushing mounting; hydrovac booster and connections instead of BK pusher type booster; air cleaner—oil bath type; side cowl ventilators; brake—BK RF60 booster; oil filter—replaceable cartridge type; springs—oversize (3") rear including auxiliary; gas tank—side mounted; bumper—channel type front pointed instead of spring type; sealed beam headlamps with parking lamps and beam indicator, voltage regulator and 17 plate battery; oversize front springs; 7.50 x 20 8-ply front and dual rear synthetic tires on Dayton cast wheels instead of 6.00 x 20 6-ply front and single rear—(wheelbase):		
	135"	$1,054.98	$1,328
	146"	1,090.29	1,372
	155"	1,100.37	1,384
	167"	1,130.64	1,421
	180"	1,165.95	1,465
	194"	1,196.21	1,502
18M	Chassis, truck, 15,000 pounds gross vehicle weight; 1942 standard specifications and equipment of Model 18, excepting the following modifications and additions: counter-balanced crankshaft; hand brake mounting on left side of chassis instead of on transmission; solid bushing and ground pin mounting instead of rubber bushing mounting hydrovac booster and connections instead of BK pusher type booster; air cleaner—oil bath type; side cowl ventilators; gas tank—side mounted; sealed beam headlamps with parking lamps and indicator; bumper—channel type front instead of spring type; hydraulic lifting jack, 3 ton, instead of mechanical type; rear axle—5441 instead of 53308; 8.25 x 20 10-ply front and dual rear synthetic rubber tires instead of 6.00 x 20 6-ply front and dual rear natural rubber tires.		
	Wheelbase		
	135"	1,403.16	1,777
	146"	1,440.01	1,820
	155"	1,449.96	1,832
	167"	1,479.83	1,869
	180"	1,514.68	1,913
	194"	1,544.54	1,950
18M2	Chassis, truck, 15,000 pounds gross vehicle weight; standard specifications and equipment as shown for Model 18M, above, excepting the following modification: Timken 2-speed rear axle 94425 with vacuum shifting device instead of axle No. 5441L.		
	Wheelbase		
	135"	$1,532.88	$1,937
	146"	1,567.72	1,980
	155"	1,577.68	1,993
	167"	1,607.55	2,030
	180"	1,642.39	2,074
	194"	1,672.26	2,110

(2) *Charges for extra or optional equipment.* A charge for each item of extra or optional equipment, not to exceed 131.39 percent of the net wholesale price in effect on January 1, 1941 for each such item of extra or optional equipment to the applicable class of purchaser, subject to the discounts, allowances and terms of delivery in effect on that date.

The Company shall compute the net wholesale price for each item of extra or optional equipment by applying the above percentage to the net wholesale price in effect on January 1, 1941, and shall compute the list price of each item of extra or optional equipment by multiplying the adjusted net wholesale price by 122.06 percent. The Company shall file the dollar and cents net wholesale and list prices for each item of extra or optional equipment with the National OPA Office, Automotive Branch, within 48 hours after such adjusted prices are established. In the event the Company reduces any net wholesale price, it shall file the new net wholesale price so established within 48 hours after the reduced price is established and shall immediately comply with the provisions of section 8 (h) of Maximum Price Regulation 610.

(3) *Charge for freight.* A charge to cover freight expense computed in accordance with the method the Company had in effect on March 31, 1942, plus transportation tax at the current legal rate.

(4) *Charge for Federal excise taxes.* A charge to cover Federal excise taxes, at the current legal rate, computed in accordance with the method the Company had in effect on March 31, 1942.

(5) *Charge for factory handling and delivery.* A charge to cover factory handling and delivery computed by using the same rate and method the Company had in effect on March 31, 1942, except as provided in the following sentence: In the case of a sale to a user, the amount that may be included in the handling and delivery charge for preparing and conditioning operations shall be determined in accordance with section 10 (g) (3) of Maximum Price Regulation 610.

NOTE.—As required by section 12 of Maximum Price Regulation 610, the Company shall notify resellers of list prices for the vehicle of base specifications and extra or optional equipment and shall notify resellers that they must use such list prices in determining maximum prices in accordance with section 10.

(b) *Sales by resellers in the continental United States.* A reseller may sell and deliver at its place of business each of the new Federal motor trucks containing a chassis described in paragraph (a) (1) at a price not to exceed the total of the following applicable charges:

(1) *Charge for the new truck chassis.* A charge for the new truck chassis not to exceed the applicable list price set forth in paragraph (a) (1). The Company will notify all resellers of the list prices authorized in this order.

(2) *Charge for extra or optional equipment.* A charge for each item of extra or optional equipment not to exceed the list price which the Company shall determine in accordance with paragraph (a) (2). The Company will notify all resellers of the list prices authorized in this order.

(3) *Other charges.* Charges permitted by section 10 of Maximum Price Regulation 610 when applicable to the sale.

(c) *Sales by resellers in the territories and possessions of the United States.* A reseller may sell and deliver in a territory or possession of the United States each of the new Federal motor trucks containing a chassis described in paragraph (b) (1) at a price not to exceed the maximum price it may charge under paragraph (b), to which it may add a sum equal to the expense incurred by or charged to it for: Payment of territorial and insular taxes on the purchase, sale or introduction of the new truck and extra or optional equipment in the territory or possession, when not charged under paragraph (b); export premium; boxing and crating for export purposes; assembly costs, if any; marine and war risk insurance; landing, wharfage and terminal operations; ocean freight; freight to the port of embarkation when not charged under paragraph (b); and inland freight from the port of debarkation, by the most direct route to the reseller's place of business.

(d) All requests not granted herein are denied.

(e) This order may be amended or revoked by the Administrator at any time.

This order shall become effective June 17, 1946.

NOTE: All reporting and record-keeping requirements of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 17th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10379; Filed June 17, 1946; 4:49 p. m.]

[MPR 610, Order 2]

INDIAN MOTOCYCLE CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 8 of Maximum Price Regulation 610, *It is ordered:*

(a) Indian Motocycle Company, Springfield, Massachusetts, hereinafter called the Company is authorized to sell each Indian motocycle described in paragraph (1) below at a price not to exceed the total of the following charges:

(1) *Charge for the new motorcycle.* A charge for the new motorcycle not to exceed the net wholesale price in the following schedule subject to the discounts, allowances and terms of delivery in effect on January 1, 1941;

Model No.	Description	Net wholesale price	Retail list price
346B	Motorcycle, "74"; battery ignition; standard specifications and equipment of 1946 model	$444.50	$561.00
346M	Motorcycle, "74"; magneto ignition; standard specifications and equipment of 1946 model	459.50	580.00

(2) *Charges for extra or optional equipment.* A charge for each item of extra or optional equipment not to exceed the applicable net wholesale price in the following schedule subject to the discounts, allowances and terms of delivery in effect on January 1, 1941;

Model No.	Description	Net wholesale price	Retail list price
SCB-3	Sidecar (standard)	$131.93	$165.95
SCB-4	Sidecar (sport), chrome trim	137.00	172.35
VCB-3	Van without cover, complete with chassis.	116.70	146.80
VCB-4	Van with cover, complete with chassis.	137.00	172.35
VC-26	Chassis only	81.19	102.15
	Four-speed transmission	9.13	11.50
	Generators; heavy duty type; standard on factory installed radio machines	3.04	3.80
	Exhaust covers (chrome)	1.54	2.30
	Fire extinguisher—pyrene	16.24	20.45
	First aid kit, complete with contents.	8.63	10.85
	Handlebars (chrome), extra	4.06	5.10
	Handlebar cross bar (chrome)	2.64	3.80
	Legshields only for motorcycle	7.62	9.60
	Luggage carrier	4.40	6.35
	Pedal pads, set of 3; rubber	.81	1.25
	Rear view mirror; black	1.01	1.55
	Rear view mirror, chrome	2.23	3.45
	Reverse gear	13.71	17.25
	Saddle bags, streamline zipper style; tan or black.	13.14	16.55
	Saddle bags, deluxe; large size—new type; tan or black.	15.17	19.10
	Safety guard, front or rear	4.84	6.95
	Sidecar apron	5.07	6.40
	Sidecar fender light	2.21	3.20
	Sidecar tail light	2.54	3.20
	Siren—Indian Sterling	25.37	31.90
	Spare wheel carrier	7.10	8.95
	Speedometer—maximum hand and trip odometer, extra.	3.56	4.50
	Spotlight, chromium (white)	2.86	4.10
	Spotlight, chromium (red)	3.09	4.45
	Steering damper	4.36	6.25
	Tires, 4-ply, per pair extra	1.93	2.45
	Tires, 5.00 x 16; with rim, each, extra.	2.54	3.20
	Wheel rims (cadmium) each, extra.	1.01	1.25
	Wheel rims (chrome), each, extra.	4.06	5.10
	Wheel rings (chrome), set of four.	4.40	6.35
	Windshield and legshields complete (deluxe).	16.24	20.45
	Windshield and legshields combination (utility).	13.95	17.55
	Windshield only for motorcycle (deluxe).	11.16	14.05
	Windshield only for motorcycle (utility).	10.15	12.75
	Windshield, sport	6.60	8.30
	Windshield with jiffy-curtains for sidecar.	15.22	19.15

(3) *Charge for freight.* A charge to cover freight expense computed in accordance with the method the Company had in effect on March 31, 1942, plus transportation tax at the current legal rate.

(4) *Charge for Federal excise taxes.* A charge to cover Federal excise taxes, at the current legal rate, computed in accordance with the method the Company had in effect on March 31, 1942.

(5) *Charge for factory handling and delivery.* A charge to cover factory handling and delivery computed by using the same rate and method the Company had in effect on March 31, 1942, except as provided in the following sentence. In the case of a sale to a user, the amount that may be included in the handling and delivery charge for preparing and conditioning operations shall be determined in accordance with section 10 (g) (3) of Maximum Price Regulation 610.

NOTE: As required by section 12 of Maximum Price Regulation 610, the Company shall notify resellers of list prices for the vehicle of base specifications and extra or optional equipment and shall notify resellers that they must use such list prices in determining maximum prices in accordance with section 10.

(b) *Sales by resellers in the Continental United States.* A reseller may sell and deliver at its place of business each of the new Indian motorcycles described in paragraph (a) (1) at a price not to exceed the total of the following applicable charges:

(1) *Charge for the new motorcycle.* A charge for the new motorcycle not to exceed the applicable list price set forth in paragraph (a) (1).

(2) *Charge for extra or optional equipment.* A charge for each item of extra or optional equipment not to exceed the applicable list price set forth in paragraph (a) (2).

(3) *Other charges.* Other charges permitted by section 10 of Maximum Price Regulation 610 when applicable to the sale.

(c) *Sales by resellers in the territories and possessions of the United States.* A reseller may sell and deliver in a territory or possession of the United States each of the new Indian motorcycles containing a chassis described in paragraph (b) (1) at a price not to exceed the maximum price it may charge under paragraph (b), to which it may add a sum equal to the expense incurred by or charged to it for: Payment of territorial and insular taxes on the purchase, sale or introduction of the new truck and extra or optional equipment in the territory or possession, when not charged under paragraph (b); export premium; boxing and crating for export purposes; assembly costs, if any; marine and war risk insurance; landing, wharfage and terminal operations; ocean freight; freight to the port of embarkation when not charged under paragraph (b); and inland freight from the port of debarkation, by the most direct route to the reseller's place of business.

(d) All requests not granted herein are denied.

(e) This order may be amended or revoked by the Administrator at any time.

This order shall become effective June 17, 1946.

Issued this 17th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10380; Filed, June 17, 1946; 4:49 p. m.]

Regional and District Office Orders.

[Jackson Rev. Order G-1 Under Gen. Order 50, Amdt. 3]

MALT AND CEREAL BEVERAGES IN MISSISSIPPI AREA

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the District Director of the Jackson (Mississippi) District Office of Region IV of the Office of Price Administration by General Order No. 50, issued by the Administrator of the Office of Price Administration, and Regional Delegation Order No. 17; *It is hereby ordered:*

(1) Appendix A of said Revised Order No. G-1, as amended, is hereby amended so that the same shall read as follows instead of as originally written, to-wit:

APPENDIX A

BOTTLED BEERS AND ALES

Commodity and brand or trade name	Size of bottle	Maximum prices for groups		
		1B	2B	3B
	Ounces	*Cents*	*Cents*	*Cents*
Beer:				
Barbarosa	12	25	21	20
Bay State	12	25	21	20
Budweiser	12	25	21	20
Canadian Ace	12	25	21	20
Down's Arf and Arf	12	25	21	20
Dorquest	12	25	21	20
Embassy Club	12	25	21	20
Gold Coast	12	25	21	20
Gold Medal Tivoli	12	25	21	20
Holland Premium	12	25	21	20
Lambie	12	25	21	20
Old Brew	12	25	21	20
Oxford	12	25	21	20
Pabst Blue Ribbon	12	25	21	20
Peter Hand Extra Pale	12	25	21	20
Pioneer Victory	12	25	21	20
Ritz	12	25	21	20
Schlitz	12	25	21	20
Van Wyck	12	25	21	20
Ziegler's 520	12	25	21	20
Ale:				
Ballantine	12	25	21	20
Buckingham	12	25	21	20
Carling's Red Cap	12	25	21	20
New England	12	25	21	20
Red Lion	12	25	21	20
Red Top	12	25	21	20
Imported beer and ale:				
Carta Blanca Beer	12	35	32	30
Cerveza Victoria Beer (6⅝ oz. bottle)	-------	25	22	20
Corona Beer (11 oz. bottle)	-------	32	29	27
Doran's Export Beer	12	35	32	30
Doran's Export Ale	12	35	32	30
All other brands of domestic or imported beer and ale not listed above and not listed in Appendix "B" hereof, including unlabeled beer and ale	12	20	16	15
Draught beer and ale:				
8-ounce glass	-------	9	8	8
10-ounce glass	-------	11	10	10
12-ounce glass	-------	13	12	12
14-ounce glass	-------	15	14	14
16-ounce glass	-------	17	16	16

All Federal and State taxes are included in above prices except: Sellers who are required to pay a Federal Excise Tax on cabarets may add same to above price if such tax is separately stated and collected. All sellers may add to above price the Mississippi Sales Tax, if separately stated and collected. Only the exact amount of the tax may be added. To illustrate, only 5 mills (or tokens) may be added to a maximum listed price of 25¢; one cent or 10 mills (tokens) may be added to a maximum listed price of 51¢.

All sellers who are required to, and pay the Mississippi "black market" tax of 10% levied on commodities, the sales of which are prohibited by law, as provided by House Bill No. 892, enacted by the Legislature of the State of Mississippi at the regular 1944 Session thereof, may add same to the maximum price listed above, if separately stated and collected.

(2) Appendix B of said Revised Order No. G-1, as amended, is hereby amended so that the same shall read as follows instead of as originally written, to-wit:

APPENDIX B

NOTE: This Appendix B fixes maximum prices for all groups of sellers on certain so-called "intermediate priced" beers and ales. A seller may not establish his group on the basis of the prices given in Appendix B but must determine his group on the basis of the prices given for the other brands covered by Appendix A.

Commodity and brand or trade name	Size of bottle	Maximum prices for groups		
		1B	2B	3B
	Ounces	*Cents*	*Cents*	*Cents*
Beer:				
Barbarosa	32	51	47	42
Bay State	32	51	47	42
Budweiser	32	51	47	42
Canadian Ace	32	51	47	42
Down's Arf and Arf	32	51	47	42
Dorquest	32	51	47	42
Embassy Club	32	51	47	42
Gold Coast	32	51	47	42
Gold Medal Tivoli	32	51	47	42
Holland Premium	32	51	47	42
Lambie	32	51	47	42
Old Brew	32	51	47	42
Oxford	32	51	47	42
Pabst Blue Ribbon	32	51	47	42
Peter Hand Extra Pale	32	51	47	42
Pioneer Victory	32	51	47	42
Ritz	32	51	47	42
Schlitz	32	51	47	42
Van Wyck	32	51	47	42
Ziegler's 520	32	51	47	42
Ale:				
Ballantine	32	51	47	42
Buckingham	32	51	47	42
Carling's Red Cap	32	51	47	42
New England	32	51	47	42
Red Lion	32	51	47	42
Red Top	32	51	47	42
Imported beer and ale:				
Carta Blanca Beer	32	-------	-------	-------
Cerveza Victoria Beer (6⅝ oz. bottle)	-------	25	22	20
Corona Beer (11 oz. bottle)	-------	32	29	27
Doran's Export Beer	32	-------	-------	-------
Doran's Export Ale	32	-------	-------	-------
All other brands of domestic or imported beer and ale not listed above and not listed in Appendix "B" hereof, including unlabeled beer and ale	32	46	41	37
Draught beer and ale:				
8-ounce glass	-------	9	8	8
10-ounce glass	-------	11	10	10
12-ounce glass	-------	13	12	12
14-ounce glass	-------	15	14	14
16-ounce glass	-------	17	16	16

All Federal and State taxes are included in the above prices except:

Sellers who are required to pay a Federal Excise Tax on cabarets may add same to above price if such tax is separately stated and collected. All sellers may add to above price the Mississippi Sales Tax, if separately stated and collected. Only the exact amount of the tax may be added. To illustrate, only 5 mills (or tokens) may be added to a maximum listed price of 25¢; one cent or 10 mills (tokens) may be added to the listed maximum price of 51¢.

All sellers who are required to, and pay the Mississippi "black market" tax of 10% levied on commodities, the sales of which are prohibited by law, as provided by House Bill No. 892, enacted by the Legislature of the State of Mississippi at the regular 1944 session thereof, may add same to the maximum price listed above, if separately stated and collected.

This amendment becomes effective June 12, 1946.

(56 Stat. 23, 765; 57 Stat. 566, Pub. Law 383, 78th Cong., E.O. 9250, 7 F.R. 7871, E.O. 9328, 8 F.R. 4681; G.O. 50, 8 F.R. 4808)

Issued at Jackson, Mississippi, this 10th day of June 1946.

WILLIAM E. HOLCOMB,
District Director.

[F. R. Doc. 46-10280; Filed, June 14, 1946; 4:33 p. m.]

[Twin Cities Rev. Order G-2 Under Gen. Order 68]

HARD BUILDING MATERIALS IN THE MINNEAPOLIS, MINN., AREA

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order 68 and to the authority duly vested in the District Director of the Twin Cities District Office of the Office of Price Administration, it is ordered:

SECTION 1. *What this order covers.* This order covers all retail sales made by any seller, except the manufacturer, of commodities specified in Appendix A, attached hereto, delivered to the purchaser in the Minneapolis, Minnesota Area. The Minneapolis, Minnesota Area for the purpose of this order shall be and constitute the Cities of Minneapolis and Robbinsdale, the Villages of St. Louis Park, Richfield, Edina and Bloomington, in the County of Hennepin, and the City of Columbia Heights in the County of Anoka, all in the State of Minnesota.

SEC. 2. *Definitions*—(a) *Retail sales.* For the purpose of this order, a retail sale means a sale to an ultimate user, or to any contractor: *Provided*, That for the purpose of this order, a "retail sale" shall not include any sale to the United States Government or any of its political subdivisions.

(b) *Contractor.* Any person who sells material or equipment, and in connection therewith, assumes responsibility for its incorporation into a building, structure, or construction project at a fixed site, by charging a single price for the commodity installed, by guaranteeing performance and use, or by other objective evidence, shall be considered a contractor.

(c) *Applicators.* Purchases by applicators, as herein defined, of asphalt and tarred roofing products and insulation are excluded from the coverage of this order. Applicators are herein defined as contractors engaged exclusively in the business of applying roofing and/or siding and/or insulation to buildings.

SEC. 3. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order covering the commodities specified in Appendix A. Except to the extent they are inconsistent with the provisions of this order, all other provisions of the regulations applicable to the commodities listed in Appendix A prior to the issuance of this order shall continue to apply to sales covered by this order.

SEC. 4. *Maximum price, discounts and delivery practices.* On and after the date of this order, regardless of any contract, agreement or other obligation, no person covered by this order shall sell, offer to sell, or deliver at retail as herein defined, any of the items listed in Appendix A, attached hereto, at prices higher than the maximum prices set forth in this appendix. All prices are subject to all discounts, allowances, free deliveries, or other price differentials required to be maintained by the maximum price regulations covering the commodities listed in Appendix A prior to the issuance of this order.

SEC. 5. *Posting.* Every seller making sales covered by this order shall post a copy of the list of maximum prices for sales of the commodities contained in Appendix A of this order in each of his places of business in the area covered by this order in a manner plainly visible to all purchasers. In addition, he shall, if requested by any purchaser, make available to the purchaser for inspection his copy of this order including Appendix A containing the list of maximum prices. There is attached to this order for your convenience, two copies of its Appendix containing the items covered with respective maximum prices applicable. One such copy of such list may be detached and used as a poster hereinbefore required to be posted.

SEC. 6. *Sales slips and records.* Every seller covered by this order must provide the purchaser, whether he requests it or not, with a sales slip, invoice, receipt, or other evidence of sale of which an exact and full copy shall be retained by the seller for the duration of the Emergency Price Control Act of 1942, as amended. The sales slip or other evidence of sale shall contain the following information with respect to items subject to this order.

1. Name and address of seller.
2. Date of sale.
3. Name and address of purchaser (necessary only on sales of items totaling $7.50 or more).
4. Description of the item sold, including quantity, grade, and any other matter insofar as any of these matters may effect the price, in full detail necessary to permit the exact calculation of the applicable maximum price.
5. Charge, if any, for delivery beyond the free delivery zone (to be separately listed from the price of the item).
6. The total price.

Each such seller shall also keep such records of each sale as he customarily kept.

SEC. 7. On and after the effective date of this order any person covered by this order who sells or offers to sell at a price higher than the ceiling price permitted by this order, or otherwise violates any of the provisions of this order, shall be subject to the criminal penalties, civil enforcement actions, license suspension proceeding and suits for treble damages as provided for by the Emergency Price Control Act of 1942, as amended.

No person subject to this order may evade any of the provisions of the order struction services and sales of installed by any stratagem, scheme, or device. No person subject to this order, may as a condition of selling any particular building material, require a customer to buy anything else. Any such evasion is punishable as a violation of this order.

SEC. 8. *Revocation of Order No. 2 under General Order No. 68.* This order specifically revokes and supersedes in its entirety order No. 2 issued November 30, 1945, including Appendix attached thereto, and Amendment No. 1 to Order No. 2, issued January 11, 1946, under the authority of General Order No. 68.

SEC. 9. *Appendix A.* Appendix A, Maximum prices for retail sales of hard building materials in the Minneapolis, Minnesota Area, is attached hereto and made a part hereof.

This order may be modified, amended, or revoked at any time.

This order shall become effective May 10, 1946.

Issued this 10th day of May 1946.

CAREL C. KOCH,
District Director.

APPENDIX A—MAXIMUM DELIVERED OR F. O. B. YARD PRICES TO CONSUMERS AND CONTRACTORS

Item and unit	*Maximum prices*
Plaster, hard wall, paper sack	$0.95
Plaster, moulding, paper sack	1.20
Plaster, gauging, White Star or similar (white), per ton	24.00
Plaster, gauging, Fort Dodge or similar (gray), per bag	.95
Keene's Cement, paper sack	1.75
Portland Cement, paper sack	.84¼
Portland cement, white, paper sack	2.12½
Hi-Early cement, paper sack	.95½
Finishing lime, paper sack	.65
Masonry mortar, cloth bag	.69¼
Metal lath, 2.5-lb. painted, diamond mesh, 26 gauge, sq. yd	.23
Metal lath, 3.4-lb. painted, diamond mesh, 24 gauge, sq. yd	.26
Metal lath, 3.4-lb. galvanized, 24 gauge, sq. yd	.30
Metal lath, 3.4-lb. copper bearing, sq. yd	.27
Metal lath, corner bead, straight edges, per lineal ft	.03½
Metal lath, expanded type, per lineal ft	.04
Mason's hydrated lime, 50-lb. paper sack	.40
Gypsum lath, ⅜-lb., sq. yd	.20
Gypsum block—partitions, 3" hollow, sq. ft	.07
Gypsum block—partitions, 4" hollow, sq. ft	.10
Clay drain tile, 4", lin. ft	.08
Clay drain tile, 6", lin. ft	.10
Vitrified clay sewer pipe, 4", lin. ft	.23
Vitrified clay sewer pipe, 6", lin. ft	.26
Flue lining, 8 x 8, lin. ft	.40
Flue lining, 8 x 12 lin. ft	.54
Flue lining, 12 x 12 lin. ft	.70
Hollow building tile, partition, 4 x 12 x 12, per M	103.50
Hollow building tile, 5 x 8 x 12, load bearing, per M	103.50
Fire clay—paper bags, per bag	1.12

[F. R. Doc. 46-10282; Filed, June 14, 1946; 4:34 p. m.]

[Region VII Order G-16 Under RMPR 251, Amdt. 1]

INSTALLED INSULATION IN BOISE, IDAHO, DISTRICT

Order No. G-16 Under Revised Maximum Price Regulation No. 251. Construction services and sales of installed building materials. Amendment No. 1. Sales of Installed insulation in the Boise District. Docket No. 7-251-9-19 (a).

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register,

and pursuant to the authority vested in the Regional Administrator of Region VII of the Office of Price Administration by the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and by section 9 of Revised Maximum Price Regulation No. 251, Order No. G–16 under Revised Maximum Price Regulation No. 251, Sales of Installed Insulation in the Boise District, is hereby amended in the following respects:

1. In section 4 strike out all of the tables showing maximum prices per square foot of area appearing as pages 3, 4, 5, 6, 7, and the first two paragraphs on page 8 of the order and insert in lieu thereof the following:

MAXIMUM PRICES PER SQUARE FOOT OF AREA

Categories	Table 1 Mineral wool 4" depth	Table 2 Expanded mica and other mineralized materials containing minerals in excess of 50%—4" depth	Table 3 Loose materials containing chemicals in excess of 25% fire resistant not less than 1,200°	Table 4 Other loose materials 4" depth	Table 5 Batts or blankets 3" thickness or over
EXPOSED CEILINGS					
(1) Open attics with over 24" clearance to roof—Drawing 1	$0.14	$0.12	$0.09	$0.06	$0.14
(2) Under flat built up roofs (suspended ceiling); open blowing conditions (price includes cost of opening and closing for area)—Drawing 2	.16	.13	.10	.07	.15
COVERED CEILINGS					
(Prices include the cost of removing and replacing flooring)					
(3) Open attics with a single rough flooring and accessible—Drawing 3	.15	.13	.10	.07	.15
(4) Open attics with finished single floors—Drawing 4	.15	.13	.10	.07	.15
(5) Open attics with double floors, the top floor finished	.18	.16	.13	.10	.18
FLAT CEILINGS IN CLOSED SPACES					
(6) Flat ceilings in closed spaces under pitched or sloping roofs where opening in roof is necessary, such as pocket areas behind knee walls, areas under roof ridges or extensions which are practically flat—Drawing 6:					
(a) Unfloored	.14	.12	.09	.06	.14
(b) Floored:					
(i) With single rough floor	.16	.13	.10	.07	.15
(ii) With single finished floor	.16	.13	.10	.07	.15
(iii) With double finished floor	.16	.14	.11	.08	.16
(7) Ceilings in closed space under ridge or pitched roofs, where openings for the full length of ridge are necessary because of small clearance between ridge and ceiling areas.—Drawing 7—Unfloored	.14	.12	.09	.06	.14
(8) Flat built up roof type including row house construction and commercial buildings—Drawing 8	.14	.12	.09	.06	.14
(9) Flat roof decks covered with tin, copper or canvas—Drawing 9	.16	.13	.10	.07	.15
(10) Overhand—Drawing 10	.16	.13	.10	.07	.15
(11) Dormer tops.—Drawing 11	.14	.12	.09	.06	.14
(12) Bay window top or bottom—Drawing 12:					
(a) Top	.14	.12	.09	.06	.14
(b) Bottom	.16	.14	.11	.08	.16
FLOORS					
(Prices do not include cost of opening and closing)					
(Prices do not include cost of retaining material)					
(13) Any exposed floors over garage ceilings, open porches or similar types of areas where the under side of the area to be insulated is closed and finished—Drawing 13	.16	.14	.11	.08	.16
(14) Any exposed floors where the areas to be insulated are not closed and finished and where retaining materials are required—Drawing 14	.15	.13	.10	.07	.15
FLOORS OVER UNEXCAVATED AREAS					
(Prices do not include cost of retaining material)					
(15) Batts and blankets—Drawing 15					$0.18
(16) 4" fill blown in over retaining material—Drawing 16	$0.16	$0.14	$0.11	$0.08	.16
SLOPING AREAS					
(Prices do not include opening or closing)					
(17) All slopes where closed and finished on the interior side of the rafters—Drawing 17	.16	.14	.11	.08	.16
(18) Open rafters and slopes where batts or blankets are used, such as pocket outside of knee walls where blow is impracticable—Drawing 18					.17
(19) Open rafters and slopes. Application of batts or blankets—Drawing 19. (No retainer used)					.17
KNEE WALLS, PARTITIONS, AND STAIRWELLS AND APPURTENANCES					
(20) Interior plastered walls where no decoration is necessary except plaster patching—Drawing 20. (Price includes opening and closing of plastered walls)	.17	.15	.12	.09	.17
(21) Knee walls—Drawing 21:					.16
(a) Batts and blankets	.14	.12	.09	.06	.14
(b) Blown	.20	.18	.15	.12	.20
(22) Knee walls not accessible—Drawing 22					
(23) Stairwells and appurtenances. (Prices include opening and closing of plastered wall):					
(a) Soffitts—Drawing 23	.19	.17	.14	.11	.19
(b) Walls (measurement of walls may be taken as rectangular from floor to ceiling)	.17	.15	.12	.09	.17
EXTERIOR WALLS					
(Prices include cost of opening and closing)					
(24) Exterior walls with inner finish whose outer surfaces are composed of—(Drawings 24 to 30):					
(a) Wood or asphalt shingles	.19	.17	.14	.11	.19
(b) Wood clapboard	.24	.22	.19	.16	.24
(c) Brick or stone veneer	.24	.22	.19	.16	.24
(d) Stucco	.24	.22	.19	.16	.24
(e) Asbestos cement shingles	.22	.20	.17	.14	.22
(f) Insulated brick and stone novelty siding	.22	.20	.17	.14	.22
(25 and 26) Gable and end walls with inner finish—Drawings 25, 26, and 27. Apply the prices listed under Categories 24 (a) to 24 (f), inclusive, depending upon the type of outer finish:					
(27) Gable and end walls without inner finish—Drawings 25, 26, and 27—(batts or blankets)					.18
(28) Dormer cheeks and faces with inner finish—Drawings 28 and 29	.17	.15	.12	.09	.17
(29) Dormer cheeks and faces without inner finish—Drawings 28 and 29—(batts or blankets)					.18

NOTE: The maximum prices listed above in tables 1, 2, 3, and 4 are based upon an insulation thickness of 4 inches. For each inch of insulation over 4 inches, when ordered by the purchaser, the seller may make the following additional charges: 3¢ per square foot for flat areas, 2¼¢ per square foot for vertical areas, and 2¼¢ per square foot for sealed slopes, while for each inch of thickness under 4 inches, the seller shall deduct 1½¢ per square foot. A ¼ inch tolerance may be allowed with respect to any such measurements.

The maximum prices listed above in table 5 are based upon an insulation thickness of 3 inches and over. For each inch or fraction of an inch of thickness of batts and blankets under 3 inches, the seller shall deduct 1½¢ per square foot.

Where a machine or crew of two or more workers is used on installed insulation jobs, and the total charge as determined in accordance with the maximum prices listed in the tables set forth above is $40 or less, the seller may make an additional charge of $10 for the job.

2. This Amendment No. 1 to Order G–16 shall become effective June 7, 1946.

Issued this 28th day of May 1946.

ARTHUR S. BRODHEAD,
Acting Regional Administrator.

[F. R. Doc. 46–10275; Filed, June 13, 1946; 4:39 p. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register June 14, 1946.

Region I

Hartford Order 5–F, Amendment 60, covering fresh fruits and vegetables in Waterbury and Watertown. Filed 10:56 a. m.

Hartford Order 6–F, Amendment 60, covering fresh fruits and vegetables in Hartford area. Filed 10:56 a. m.

Hartford Order 7–F, Amendment 60, covering fresh fruits and vegetables in the New Haven area. Filed 10:56 a. m.

Hartford Order 8–F, Amendment 60, covering fresh fruits and vegetables in the Bridgeport area. Filed 10:56 a. m.

Hartford Order 9–F, Amendment 22–A, covering fresh fruits and vegetables in certain areas in Connecticut. Filed 10:56 a. m.

Region III

Indianapolis Orders 8–O and 9–O, Amendment 4, covering eggs in certain counties in Indiana. Filed 10:58 a. m.

Region IV

Birmingham Order 5–F, Amendment 35, covering fresh fruits and vegetables in Jefferson county, Alabama. Filed 10:58 a. m.

Birmingham Order 26–F, Amendment 34, covering fresh fruits and vegetables in Mobile county, Alabama. Filed 10:59 a. m.

Birmingham Order 27–F, Amendment 36, covering fresh fruits and vegetables in Montgomery county, Alabama. Filed 10:59 a. m.

Birmingham Order 28–F, Amendment 34, covering fresh fruits and vegetables in Houston county, Alabama. Filed 10:59 a. m.

Birmingham Order 29–F, Amendment 33, covering fresh fruits and vegetables in Dallas county, Alabama. Filed 10:59 a. m.

Jackson Order 7–F, Amendment 35, covering fresh fruits and vegetables in certain counties in Mississippi. Filed 10:53 a. m.

Jackson Order 11–C, Amendment 6, covering poultry in the city of Jackson, Mississippi. Filed 10:54 a. m.

Memphis Order 8–F, Amendment 32, covering fresh fruits and vegetables in the city of Memphis and the county of Shelby, Tennessee. Filed 10:59 a. m.

Memphis Order 13–C, Amendment 7, covering poultry in city of Memphis and Shelby county, Tennessee. Filed 11:00 a. m.

Region II

District of Columbia Order 6–F, Amendment 19, covering fresh fruits and vegetables in the Washington, D. C., area. Filed 10:54 a. m.

District of Columbia Orders 8–C and 3–O, covering poultry and eggs in the Washington, D. C., area. Filed 10:54 a. m.

District of Columbia Order 1–M, Amendment 1, covering bottled beer and ale in the Washington, D. C., area. Filed 10:54 a. m.

Philadelphia Orders 4–C and 27–O, covering poultry and eggs in certain counties in Pennsylvania and Camden county, New Jersey. Filed 10:55 and 10:53 a. m.

Pittsburgh Order 9–F, Amendment 20, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 10:56 a. m.

Pittsburgh Order 10–F, Amendment 19, covering fresh fruits and vegetables in Allegheny county, Pennsylvania. Filed 10:57 a. m.

Pittsburgh Order 11–F, Amendment 19, covering fresh fruits and vegetables in Erie and Warren county, Pennsylvania. Filed 10:57 a. m.

Pittsburgh Order 12–F, Amendment 19, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 10:57 a. m.

Pittsburgh Order 13–F, Amendment 5, covering fresh fruits and vegetables in Crawford, Forest and Venango counties, Pennsylvania. Filed 10:57 a. m.

Pittsburgh Orders 27 and 28, and 8–W, covering dry groceries in certain counties in Pennsylvania. Filed 10:57 and 10:58 a. m.

Newark Order 11–C, covering poultry in certain counties in New Jersey and the Borough of North Plainfield in Somerset county, New Jersey. Filed 10:55 a. m.

Raleigh Orders 24 and 26, Amendment 3, covering dry groceries in the North Carolina area. Filed 10:54 a. m.

Raleigh Order 7–W, Amendment 4, covering dry groceries in the Raleigh area. Filed 10:54 a. m.

Syracuse Order 4–C, Amendment 9, covering poultry in certain areas in New York. Filed 10:55 a. m.

Syracuse Orders 5–C and 4–O, covering poultry and eggs in Broome and Tioga counties, New York. Filed 10:55 and 10:53 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46–10360; Filed, June 17, 1946; 1:39 p. m.]

[Region III Order G–44 Under RMPR 122, Corr.]

SOLID FUELS IN BAY CITY, MICH., AREA

In the drafting of Revised Order No. G–44 under Revised Maximum Price Regulation No. 122, issued on October 4, 1945 as an adopting order under Regional Basic Order No. G–74 under Revised Maximum Price Regulation No. 122, an error was made in the maximum price established for Lump and Egg Coal, Size Groups Nos. 1 and 2, and mined in Producing District No. 7.

This error appears in Part III, A, of the price schedule contained in paragraph (e) (1) of the said Revised Order No. G–44. The maximum price is therein erroneously listed at $10.25. It was intended that the price be set forth as $11.25.

Accordingly, it is hereby ordered that the maximum price set forth in Part III, A, of the price schedule contained in paragraph (e) (1) of Revised Order No. G–44 under Revised Maximum Price Regulation No. 122 be corrected to read $11.25.

This correction shall become effective October 4, 1945.

Issued: December 7, 1945.

JOHN F. KESSEL,
Regional Administrator.

[F. R. Doc. 46–10277; Filed, June 14, 1946; 4:33 p. m.]

[Region II Order G 12–A Under SR 15 and MPR 280]

FLUID MILK IN NEW YORK

For the reasons set forth in an opinion issued and filed with the Federal Register and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1499.75 (a) (9) of Supplementary Regulation No. 15, and §§ 1351.807 and 1351.817a of Maximum Price Regulation No. 280, as amended, and upon the written authorization of the Price Administrator pursuant to a directive from the Economic Stabilization Director, it is hereby ordered:

SECTION 1. *Explanation of the order.* This order fixes adjusted maximum prices for sales at wholesale and retail of Grade A raw and pasteurized fluid milk and special or premium fluid milk, both bulk and packaged, in specified summer resort areas within the State of New York for the period June 15, 1946, through September 30, 1946. Previous coverage under the General Maximum Price Regulation and Regional Orders Nos. G–9 and G–12, issued under § 1499.75 (a) (9) of Supplementary Regulation No. 15 to the General Maximum Price Regulation and § 1351.807 of Maximum Price Regulation No. 280, as amended, are withdrawn simultaneously with the expiration date of this order.

The provisions of Supplementary Order 163 are incorporated in this order.

SEC. 2. *Definitions.* For the purposes of this order:

(a) "Fluid milk" means cow's milk, raw or processed, which is sold for human consumption in fluid form as whole milk. It shall not include condensed or evaporated milk.

(b) "Packaged" or "in packages" means contained in glass or paper containers.

(c) "Bulk" means contained in other than glass or paper containers.

(d) "Approved fluid milk" means fluid milk which at least satisfies the minimum butterfat content, sanitary and health standards established by the appropriate statutes, orders or regulations of the State of New York, unless such definitions are superseded by statutes, orders or regulations of that political subdivision of the State of New York within which such type of milk is sold and delivered.

(e) "Special fluid milk" means approved fluid milk, which in addition (i) complies with quality or production standards established by governmental authorities or non-governmental medical, farm or trade bodies, or (ii) contains high butterfat content, or (iii) is processed in addition to, or other than by, cooling, weighing, testing, pasteuri-

zation, reconstitution, packaging, or separation. For example, it includes certified, golden guernsey, high fat, homogenized, Vitamin D, Homogenized-Vitamin D, soft curd, skim, buttermilk (both cultured and churned) chocolate and chocolate drink.

(f) "Standard fluid milk" or "regular fluid milk" means approved fluid milk other than special fluid milk as defined above.

(g) "Grade A pasteurized fluid milk" and "Grade A Raw fluid milk" are standard or regular fluid milk and shall have the meanings prescribed for such types of milk by the appropriate statutes, orders or regulations of the State of New York unless such definitions are superseded by statutes, orders or regulations of that political subdivision of the State of New York within which such types of milk are sold and delivered.

(h) "Premium fluid milk" means special fluid milk (i) which was sold at a price differential above Grade A pasteurized fluid milk in a particular market during March 1942, or (ii) for which a price differential above Grade A pasteurized is established under the provisions of this order.

(i) "Subdealer" means any milk dealer handling Grade A pasteurized or raw fluid milk or any premium or special milk within the summer resort areas described herein who purchases such Grade A pasteurized or raw fluid milk or special or premium milk from processors or other milk dealers and who resells such milk in the same containers as those in which he purchased it.

(j) "Delivered" means delivered to the place of business of the purchaser or to the home of an ultimate consumer or to any place designated for the receipt of such Grade A pasteurized or raw fluid milk or special or premium milk by the purchaser, and shall not include sales at the handler's or dealer's own place of business.

(k) "F. o. b. the handler's receiving or processing plant" means a sale of Grade A pasteurized or raw fluid milk or special or premium milk, delivery of which is made to the purchaser at the handler's place of business.

(l) "At wholesale into-store", "at wholesale into-rooming house" and "at wholesale into-hotel and restaurant" mean a sale of Grade A pasteurized or raw fluid milk or special or premium milk delivered to the store, rooming house, hotel or restaurant as the case may be.

(m) "At retail out-of-store" and "at retail into-rooming house" mean a sale of Grade A pasteurized or raw fluid milk or special or premium milk at retail by a grocery store, meat market, dairy store, rooming house, or other establishment which delivers Grade A pasteurized or raw fluid milk or premium or special milk separately or together with other purchases and shall include a sale of Grade A pasteurized or raw fluid milk or premium or special milk at retail by a handler or subdealer at his plant or place of business.

(n) "At retail to-the-home" means a sale and delivery of Grade A pasteurized or raw fluid milk or special or premium milk at retail from an inventory stocked in trucks or other conveyances operated by driver-salesmen over regular routes and shall not include a sale of Grade A pasteurized or raw fluid milk or special or premium milk at retail by a grocery store, meat market, dairy store, rooming house or other establishment which delivers such milk separately or together with other purchases.

(o) "To subdealers" means the sale of Grade A pasteurized or raw fluid milk or special or premium milk in glass or paper containers delivered to a subdealer at his plant or place of business.

(p) "Handler" means any person who on his own behalf or on behalf of another purchases fluid milk from producers, associations of producers or from other handlers, and who sells such fluid milk at wholesale in other than glass or paper containers to other than stores, hotels, restaurants and institutions.

SEC. 3. *Maximum prices; Grade A pasteurized fluid milk* — (a) *Sales at wholesale and retail of Grade A pasteurized fluid milk in packages.* The maximum price for sales of Grade A pasteurized fluid milk in packages; to subdealers, at wholesale into-store, into-rooming house, into-restaurant and hotel, at retail out-of-store, out-of-rooming house and to-the-home, shall be the applicable adjusted maximum price listed in Appendix A of this order for the particular sale in the particular area.

(b) *Sales at wholesale of Grade A pasteurized fluid milk in bulk to stores, hotels, restaurants and institutions.* The maximum price for sales at wholesale of Grade A pasteurized fluid milk in bulk to stores, hotels, restaurants and institutions shall be the applicable adjusted maximum price listed in Appendix B of this order for the particular sale in the particular area.

(c) *Sales by handlers of Grade A pasteurized fluid milk in bulk.* The maximum prices for sales by handlers at wholesale of Grade A pasteurized fluid milk in bulk to purchasers other than stores, hotels, restaurants and institutions, delivered at a place designated by the purchaser within the summer resort areas listed in Appendix C of this order, shall be the applicable adjusted maximum price set forth in Appendix C for the particular sale in the particular area.

(2) In the event that a handler sells such Grade A pasteurized fluid milk to a purchaser, f. o. b. the handler's receiving or processing plant, he shall deduct ½¢ per quart from the applicable adjusted maximum price set forth in Appendix C of this order.

SEC. 4. *Maximum prices; Grade A raw fluid milk*—(a) *Sales at wholesale and retail of Grade A raw fluid milk in packages and in bulk.* The maximum price for sales of Grade A raw fluid milk in the summer resort areas listed in Appendices A and B of this order, in quart or pint packages; to subdealers, at wholesale into-store, into-rooming house, into-restaurant and hotel, at retail out-of-store, out-of-rooming house and to-the-home; in bulk, at wholesale to stores, hotels, restaurants and institutions, shall be the seller's maximum price in March 1942 for such milk for the same type of sale and delivery in the same type and size of container, plus the appropriate figure for his area set forth in Table A below.

TABLE A

	Per quart	Per pint
	Cents	*Cents*
Appendices A and B:		
Area I	1½	½
II	1½	½
III	1½	½
IV	1½	½
V	1½	½
VI	1½	½
VII	2	1
VIII	3	1½
IX	3	1½
X	2	1
Appendix B:		
Area XI	1	½
XII	1	½

SEC. 5. *Maximum prices; special pasteurized and raw fluid milk*—(a) *Sales of special, raw or pasteurized fluid milk by sellers who sold Grade A pasteurized fluid milk in March 1942.* The maximum price for sales of special raw or pasteurized fluid milk, in the summer resort areas listed in Appendices A and B of this order, in packages; to subdealers, at wholesale into-store, into-rooming house, into-restaurant and hotel, at retail out-of-store, out-of-rooming house and to-the-home; in bulk, at wholesale to stores, hotels, restaurants and institutions, shall be the seller's maximum price for the same type and size of container of special fluid milk in March 1942, plus an amount equal to the seller's absolute differential, if any, between his March 1942 price for Grade A pasteurized fluid milk and the applicable adjusted maximum price for the sale of Grade A pasteurized fluid milk listed in the appropriate area of Appendices A and B for the same type of sale in the same type and size of container.

(b) *Sales of special raw or pasteurized fluid milk by sellers who did not sell Grade A pasteurized fluid milk in March 1942*—(1) *Special pasteurized fluid milk with 4.2% butterfat content or higher.* The maximum price for sales of special fluid milk in the summer resort areas listed in Appendices A and B of this order in quart or pint packages; to subdealers, at wholesale into-store, into-rooming house, into-restaurant and hotel, at retail out-of-store, out-of-rooming house and to-the-home; in bulk, at wholesale to stores, hotels, restaurants and institutions, shall be the maximum prices set forth in Table B below.

TABLE B

Type and size of container:	Maximum price
In bulk or in quart packages	(1)
In pint packages	(2)

[1] The applicable maximum price specified for the sale of Grade A pasteurized fluid milk in the appropriate area of Appendices A and B for the same type of sale and delivery in the same type and size of container, plus ½ cent.

[2] The applicable maximum price specified for the sale of Grade A pasteurized fluid milk in the appropriate area of Appendices A and B, for the same type of sale and delivery in the same type and size of container.

(2) *Special raw fluid milk with 4.2% butterfat content or higher.* The maximum price for sales of special raw fluid milk with a butterfat content of 4.2% or higher in the summer resort areas listed in Appendices A and B of this order in quart or pint packages; to subdealers, at wholesale into-store, into-rooming house, into-restaurant and hotel, at retail out-of-store, out-of-rooming house and to-the-home; in bulk, at wholesale to stores, hotels, restaurants and institutions, shall be the seller's maximum price as specified in the appropriate area of Appendices A and B for sales of Grade A pasteurized fluid milk for the same type of sale and in the same type and size of container.

(3) *Special raw or special pasteurized fluid milk with less than 4.2% butterfat content.* The maximum price for sales of special raw or special pasteurized fluid milk with less than 4.2% butterfat content in the summer resort areas listed in Appendices A and B of this order in quart or pint packages; to subdealers, at wholesale into-store, into-rooming house, into-restaurant and hotel, at retail out-of store, out-of-rooming house and to-the home; in bulk, at wholesale to stores, hotels, restaurants and institutions, shall be the seller's maximum price in March 1942 for such milk for the same type of sale and delivery in the same type and size of container, plus the appropriate figure for his area set forth in Table A of Sec. 4.

SEC. 6. *Calculations.* Where the adjusted maximum price is a unit figure containing a fraction of a cent, the seller must multiply such fractional unit figure by the total number of units in each sale or series of sales for which a single collection is made. Where the resulting amount contains a fraction of a cent, or where only one unit is sold, the seller shall adjust the maximum price to the nearest full cent, except that if the fraction should be a half cent, the seller shall adjust the maximum price to the next higher full cent (for example, a maximum price of 4½¢ for one unit shall be adjusted to 5¢ for one unit, 9¢ for two units, 14¢ for three units, etc.).

SEC. 7. *Geographical applicability.* The provisions of this order shall apply to all sales and deliveries of Grade A pasteurized and raw fluid milk, special and premium fluid milk in packages in the summer resort areas described in Appendix A hereof; to all sales and deliveries of Grade A pasteurized and raw fluid milk, special and premium fluid milk in bulk in the summer resort areas described in Appendices B and C hereof.

SEC. 8. *Appendices.* Appendices A, B and C, are set forth on pages 8, 9 and 10, respectively, of this order.

Effective period. This Order No. G 12–A shall become effective June 15th, 1946, and shall terminate on September 30, 1946, unless earlier revoked.

This Order No. G–12A may be amended at any time.

Issued this 14th day of June 1946.

JAMES L. MEADER,
Regional Administrator.

Approved: June 14, 1946.

H. L. FOREST,
Acting Director, Dairy Branch, Production and Marketing Administration, United States Department of Agriculture.

For the reasons set forth in the accompanying opinion, and by virtue of the authority vested in me by the Emergency Price Control Act of 1942, as amended, and Executive Orders Nos. 9250, 9328, 9599 and 9697, I find that the issuance of Regional Order G 12–A under § 1499.75 (a) (9) of Supplementary Regulation No. 15 to the General Maximum Price Regulation, is necessary in the present emergency and will aid in the effective transition to a peacetime economy.

CHESTER BOWLES,
Director,
Office of Economic Stabilization.

APPENDIX A

[Adjusted maximum prices for sales and deliveries of grade A pasteurized fluid milk in packages]

Summer resort areas	To subdealer	At wholesale into store	At wholesale into rooming-house	At wholesale into hotel and restaurant	At retail out-of-store, out-of-rooming-house and to-the-home
	Cts.	*Cts.*	*Cts.*	*Cts.*	*Cts.*
I. Greene County:					
Per quart	12	14½	15	15½	16
Per pint	7	7½	7½	7½	8½
Per ½ pint	3¾	4¼	4¾	4¾	5¼
II. Sullivan County except the villages of Liberty and Monticello:					
Per quart	12½	15½	15½	15½	17
Per pint	7	7½	7½	7½	8½
Per ½ pint	4¼	4¾	4¾	4¾	5¼
III. Sullivan County in part: Villages of Liberty and Monticello only:					
Per quart	12½	14½	15	15½	16
Per pint	7	7½	7½	7½	8½
Per ½ pint	4¼	4¾	4¾	4¾	5¼
IV. Ulster County:					
Per quart	12½	14½	15	15½	16
Per pint	7	7½	7½	7½	8½
Per ½ pint	4¼	4¾	4¾	4¾	5¼
Per ⅓ quart	5½	----	----	5⅞	----
V. Orange County in part: Towns of Crawford, Deerpark, and Mount Hope only:					
Per quart	12½	14½	15	15½	16
Per pint	7	7½	7½	7½	8½
Per ½ pint	4½	4¾	4¾	4¾	5¼
VI. Columbia County:					
Per quart	12	14½	15	15½	16
Per pint	7	7½	7½	7½	8½
Per ½ pint	3¾	4¼	4¾	4¾	5¼
VII. Warren County:					
Per quart	12	14	15	15½	16
Per pint	7	7½	7½	7½	8½
Per ½ pint	3¾	4¼	4¾	4¾	5¼
Per ⅓ quart	4⅝	----	----	5⅞	----
VIII. Washington County in part: Towns of Putnam, Dresden, Fort Ann, Kingsbury, and Fort Edward only:					
Per quart	12	14	15	15½	16
Per pint	7	7½	7½	7½	8½
Per ½ pint	3¾	4¼	4¾	4¾	5¼
Per ⅓ quart	4⅝	----	----	5⅞	----
IX. Delaware County in part: Towns of Andes, Middletown, Roxbury, and Stamford only:					
Per quart	12	14½	15	15½	16
Per pint	7	7½	7½	7½	8½
Per ½ pint	3¾	4¼	4¾	4¾	5¼
X. Saratoga County in part: Town of Moreau only					
Per quart	12	14	15	15½	16
Per pint	7	7½	7½	7½	8½
Per ½ pint	3¾	4¼	4¾	4¾	5¼
Per ⅓ quart	4⅝	----	----	5⅞	----

[1] City of Kingston only.

APPENDIX B

[Adjusted maximum prices for sales and deliveries of grade A pasteurized fluid milk in bulk to stores, hotels, restaurants, and institutions]

Summer resort areas	Container	Per quart	Per can
		Cents	
I. Greene County	40-quart can	13	$5.20
	20-quart can	13½	2.70
II. Sullivan County except the villages of Liberty and Monticello.	40-quart can	14	5.60
	20-quart can	14½	2.90
III. Sullivan County in part: Villages of Liberty and Monticello only.	40-quart can	14	5.60
	20-quart can	14½	2.90
IV. Ulster County	40-quart can	14	5.60
	20-quart can	14½	2.90
V. Orange County in part: Towns of Crawford, Deerpark, and Mount Hope only.	40-quart can	14	5.60
	20-quart can	14½	2.90
VI. Columbia County	40-quart can	13	5.20
	20-quart can	13½	2.70
VII. Warren County	40-quart can	13	5.20
	20-quart can	13½	2.70
VIII. Washington County in part: Towns of Putnam, Dresden, Fort Ann, Kingsbury, and Fort Edward only.	40-quart can	13	5.20
	20-quart can	13½	2.70
IX. Delaware County in part: Towns of Andes, Middletown, Roxbury and Stamford only.	40-quart can	13	5.20
	20-quart can	13½	2.70
X. Saratoga County in part: Town of Moreau only.	40-quart can	13	5.20
	20-quart can	13½	2.70
XI. Dutchess County	40-quart can	12	4.80
	20-quart can	12½	2.50
XII. Putnam County	40-quart can	12	4.80
	20-quart can	12½	2.50

APPENDIX C

[Adjusted maximum prices for sales and deliveries of Grade A pasteurized fluid milk in bulk to purchasers other than stores, hotels, restaurants and institutions]

Summer resort areas	Container	Per quart	Per can
		Cents	
I. Greene County	40-quart can	11	$4.40
	20-quart can	11½	2.30
II. Sullivan County: Except the villages or Liberty and Monticello.	40-quart can	11¾	4.70
	20-quart can	12¼	2.45
III. Sullivan County in part: Villages of Liberty and Monticello only.	40 quart can	11¾	4.70
	20 quart can	12¼	2.45
IV. Ulster County	40 quart can	11¾	4.70
	20 quart can	12¼	2.45
V. Orange County in part: Towns of Crawford, Deerpark and Mount Hope only.	40 quart can	11¾	4.70
	20 quart can	12¼	2.45
VI. Columbia County	40 quart can	11	4.40
	20 quart can	11½	2.30
VII. Warren County	40 quart can	11	4.40
	20 quart can	11½	2.30
VIII. Washington County in part: Towns of Putnam, Dresden, Fort Ann, Kingsbury, and Fort Edward only.	40 quart can	11	4.40
	20 quart can	11½	2.30
IX. Delaware County in part: Towns of Andes, Middletown, Roxbury and Stamford only.	40 quart can	11	4.40
	20 quart can	11½	2.30
X. Saratoga County in part: Town of Moreau only.	40 quart can	11	4.40
	20 quart can	11½	2.30

[F. R. Doc. 46–10361; Filed, June 17, 1946 1:40 p. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register June 13, 1946.

Region III

Charleston Order 7–F, Amendment 66, covering fresh fruits and vegetables in certain areas in West Virginia. Filed 10:51 a. m.

Charleston Order 9–F, Amendment 66, covering fresh fruits and vegetables in Cabell county and the city of Huntington in Wayne county, West Virginia. Filed 10:52 a. m.

Charleston Order 10–F, Amendment 66, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 10:52 a. m.

Charleston Order 11–F, Amendment 66, covering fresh fruits and vegetables in Berkeley, Jefferson and Morgan counties, West Virginia. Filed 10:53 a. m.

Charleston Order 15–F, Amendment 63, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 10:53 a. m.

Charleston Order 16–F, Amendment 63, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 10:54 a. m.

Charleston Order 17–F, Amendment 62, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 10:54 a. m.

Detroit Order 31, Amendment 3, covering dry groceries in certain counties in Michigan. Filed 10:55 a. m.

Detroit Order 20–W, Amendment 3, covering dry groceries in certain counties in Michigan. Filed 10:56 a. m.

Louisville Order 2–O, Amendment 4, covering eggs in certain counties in Kentucky. Filed 10:57 a. m.

Region IV

Memphis Order 9–F, Amendment 11, covering fresh fruits and vegetables in certain counties in Tennessee. Filed 10:57 a. m.

Memphis Order 16–C and 17–C, Amendment 3, covering poultry in Zone 19 in the Memphis area. Filed 10:57 and 10:58 a. m.

Memphis Orders 18–C and 19–C, Amendment 3, covering poultry in Zone 20 in the Memphis area. Filed 10:58 and 10:44 a. m.

Memphis Order 3–O, Amendments 3 and 4, covering eggs in Zone 9 in the Memphis area. Filed 10:45 and 10:46 a. m.

Memphis Orders 5–O and 5–O, Amendment 3, covering eggs in Zone 19 and 20 in the Memphis area. Filed 10:46 a. m.

Memphis Order 6–O, covering eggs in Zone 22 in the Memphis area. Filed 10:47 a. m.

Raleigh Order 13–F, Amendment 31, covering fresh fruits and vegetables in certain counties in North Carolina. Filed 10:47 a. m.

Raleigh Order 14–F, Amendment 19, covering fresh fruits and vegetables in certain counties in North Carolina. Filed 10:48 a. m.

Raleigh Order 11–C, Amendment 13, covering poultry in certain counties in North Carolina. Filed 10:49 a. m.

Raleigh Order 12–C, Amendment 13, covering poultry in certain counties in North Carolina. Filed 10:49 a. m.

Region V

Dallas Order 4–F, Amendment 46, covering fresh fruits and vegetables in Dallas county, Texas. Filed 10:50 a. m.

Dallas Order 6–F, Amendment 35, covering fresh fruits and vegetables in McLennan county, Texas. Filed 10:50 a. m.

Dallas Order 8–F, Amendment 4, covering fresh fruits and vegetables in certain counties in Texas. Filed 10:51 a. m.

Dallas Orders 30 and 31, Amendments 8 and 5, covering dry groceries. Filed 10:44 a. m.

Dallas Orders 4–C and 10–O, covering poultry and eggs in cities of Dallas and University Park and Town or Highland Park, Texas. Filed 10:43 a. m.

Houston Orders 3–C and 5–O, covering poultry and eggs in Orange and Jefferson counties, Texas. Filed 10:33 a. m.

Houston Orders 4–C and 6–O, covering poultry and eggs in Galveston county, Texas. Filed 10:33 a. m.

Kansas City Order 14–F, covering fresh fruits and vegetables in certain areas in Missouri. Filed 10:34 a. m.

Kansas City Order 15–F, covering fresh fruits and vegetables in certain counties in Missouri. Filed 10:35 a. m.

Kansas City Order 16–F, covering fresh fruits and vegetables in certain counties in Missouri. Filed 10:36 a. m.

Oklahoma City Order 14–F, covering fresh fruits and vegetables in Garfield, Oklahoma and Pottawatomie counties, Oklahoma. Filed 10:37 a. m.

Oklahoma City Order 15–F, covering fresh fruits and vegetables in Muskogee and Tulsa counties, Oklahoma. Filed 10:38 a. m.

Oklahoma City Order 16–F, covering fresh fruits and vegetables in certain counties in Oklahoma. Filed 10:39 a. m.

Oklahoma City Order 17–F, covering fresh fruits and vegetables in certain counties in Oklahoma. Filed 10:40 a. m.

Oklahoma City Order 18–F, covering fresh fruits and vegetables in certain counties in Oklahoma. Filed 10:40 a. m.

Oklahoma City Order 19, Amendment 5, covering dry groceries sold by Groups 3 and 4 stores. Filed 10:41 a. m.

Oklahoma City Order 19, Amendment 6, covering dry groceries sold by Groups 3A and 4A stores. Filed 10:42 a. m.

Oklahoma City Orders 2–C and 1–O, covering poultry and eggs in Oklahoma, Tulsa and Muskogee counties, Oklahoma. Filed 10:42 a. m.

Region VI

Chicago Order 6–C, Amendment 21, covering poultry in Cook county, Illinois. Filed 10:30 a. m.

Sioux Falls Order 5–F, Amendment 20, covering fresh fruits and vegetables in the county of Minnehaha, South Dakota. Filed 10:30 a. m.

Region VIII

Seattle Order 17–F, Amendment 39, covering fresh fruits and vegetables in Bellingham and Everett, Washington. Filed 10:31 a. m.

Seattle Order 18–F, Amendment 40, covering fresh fruits and vegetables in Olympia, Baerdeen, Hoquiam, Centralia and Chehalis, Washington. Filed 10:32 a. m.

Seattle Order 19–F, Amendment 37, covering fresh fruits and vegetables in Yakima, Wenatchee and East Wenatchee, Washington. Filed 10:32 a .m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F R. Doc. 46–10370; Filed, June 17, 1946; 4:46 p. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register June 14, 1946.

Region I

Boston Order 7–F, Amendment 59, covering fresh fruits and vegetables in certain defined areas in Massachusetts. Filed 2:16 p. m.

Boston Order G–3, Amendment 11, covering dry groceries in certain defined areas in New England. Filed 2:16 p. m.

Concord Order 5–O, Amendment 3, covering eggs for the State of New Hampshire. Filed 2:16 p. m.

New England Order 7–F, Amendments 59A and 60, covering fresh fruits and vegetables in the Boston area. Filed 2:16 p. m.

New England Order 8–F, Amendments 55 and 56, covering fresh fruits and vegetables in certain defined areas in Massachusetts. Filed 2:09 and 2:10 p. m.

New England Order 9–F, Amendments 56 and 57, covering fresh fruits and vegetables in certain defined areas in Massachusetts. Filed 2:10 p. m.

New England Order 11–F, Amendments 55 and 56, covering fresh fruits and vegetables in certain defined areas in Massachusetts. Filed 2:10 and 2:11 p. m.

New England Order 12–F, Amendment 25, covering fresh fruits and vegetables in certain defined areas in Massachusetts. Filed 2:11 p. m.

New England 13–F, Amendment 36, covering fresh fruits and vegetables in the Brockton area. Filed 2:11 p. m.

New England Order 13–F, Amendment 37, covering fresh fruits and vegetables in the Brockton area. Filed 2:11 p. m.

New England Order 14–F, Amendments 17 and 18, covering fresh fruits and vegetables in cities and towns of Barnstable county, Massachusetts. Filed 2:11 p. m.

Region II

Philadelphia Order 38, Amendment 4, covering dry groceries in Bucks, Chester, Delaware, Montgomery and Philadelphia counties, Pennsylvania. Filed 2:17 p. m.

Philadelphia Order 39, Amendment 4, covering dry groceries in Berks, Lehigh, and Northampton counties, Pennsylvania. Filed 2:17 p. m.

Philadelphia Order 40, Amendment 4, covering dry groceries in certain counties in Pennsylvania. Filed 2:11 p. m.

Philadelphia Orders 1 and 41, Amendment 4, covering dry groceries in certain counties in Pennsylvania. Filed 2:12 p. m.

Philadelphia Orders 1–W and 41, Amendment 4, covering dry groceries in certain counties in Pennsylvania. Filed 2:12 p. m.

Newark Order 10–C, covering poultry in Mercer county, New Jersey. Filed 2:17 p. m.

New York Order 10–C, covering poultry in the city of New York and Nassau and Westchester counties, New York. Filed 2:18 p. m.

Region III

Cincinnati Order 12–F, Amendment 15, covering fresh fruits and vegetables in Franklin county, Ohio. Filed 2:12 p. m.

Cincinnati Order 16–F, Amendment 4, coverings fresh fruits and vegetables in certain counties in Ohio. Filed 2:12 p. m.

Cincinnati Order 17–F, Amendment 4, covering fresh fruits and vegetables in certain counties in Ohio. Filed 2:12 p. m.

Cincinnati Order 18–F, Amendment 4, covering fresh fruits and vegetables in Hamilton county, Ohio and certain counties in Kentucky. Filed 2:13 p. m.

Cincinnati Order 19–F, Amendment 4, covering fresh fruits and vegetables in certain counties in Ohio. Filed 2:13 p. m.

Cincinnati Order 26, Amendment 4, covering dry groceries in certain areas in Ohio. Filed 2:13 p. m.

Cincinnati Order 10–W, Amendment 4, covering dry groceries in certain areas in Ohio. Filed 2:13 p. m.

Cleveland Order 3–F, Amendment 51, covering fresh fruits and vegetables in certain counties and townships in Ohio. Filed 2:13 p. m.

Cleveland Order 6–F, Amendment 29, covering fresh fruits and vegetables in Cuyahoga county, Ohio. Filed 2:14 p. m.

Region IV

Columbia Order 8–F, Amendment 32, covering fresh fruits and vegetables in the State of South Carolina. Filed 2:18 p. m.

Memphis Order 2–O, Amendment 13, covering eggs in Memphis and Shelby county, Tennessee. Filed 2:14 p. m.

Columbia Order 27–C, Amendment 11, covering poultry in Richland and Lexington counties, South Carolina. Filed 2:18 p. m.

Raleigh Order 8–W, Amendment 4, covering dry groceries in certain counties in the Raleigh area. Filed 2:16 p. m.

Region V

Fort Worth Order 13–F, Amendment 49, covering fresh fruits and vegetables in Tarrant county, Texas. Filed 2:19 p. m.

Fort Worth Order 19–F, Amendment 36, covering fresh fruits and vegetables in Taylor, Tom Green and Wichita counties, Texas. Filed 2:19 p. m.

Fort Worth Order 23–F, Amendment 5, covering fresh fruits and vegetables in certain counties in Texas. Filed 2:19 p. m.

Fort Worth Order 25–F, Amendment 5, covering fresh fruits and vegetables in Brown, Eastland, Haskell and Jones counties, Texas. Filed 2:19 p. m.

Fort Worth Order 27–F, covering fresh fruits and vegetables in certain areas in Texas. Filed 2:19 p. m.

Fort Worth Orders 5–C and 1–O, covering poultry and eggs in Tarrant county, Texas. Filed 2:19 p. m.

Kansas City Order 4–F, Amendment 48, covering fresh fruits and vegetables in Johnson and Wyandotte counties, Kansas; Jackson county, Missouri and the city of North Kansas City, Missouri. Filed 2:17 p. m.

Kansas City Order 9–F, Amendment 32, covering fresh fruits and vegetables in Buchanan county, Missouri. Filed 2:17 p. m.

Kansas City Order 10–F, Amendment 32, covering fresh fruits and vegetables in Greene county, Missouri. Filed 2:18 p. m.

Kansas City Order 11–F, Amendment 32, covering fresh fruits and vegetables in Jasper county, Missouri. Filed 2:18 p. m.

Region VI

Springfield Order 24–F, Amendment 14, covering fresh fruits and vegetables in certain counties in Illinois. Filed 2:14 p. m.

Springfield Orders 60 and 61, Amendment 3, covering dry groceries. Filed 2:14 p. m.

Springfield Order 63, Amendment 4, covering dry groceries. Filed 2:15 p. m.

Springfield Orders 33–W and 34–W, Amendment 3, covering dry groceries. Filed 2:15 p. m.

Springfield Order 36–W, Amendment 4, covering dry groceries. Filed 2:15 p. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46–10371; Filed, June 17, 1946; 4:46 p. m.]

[Region IV Order G–16 Under SR 15, MPR 280, MPR 329, Amdt. 6]

FLUID MILK IN DADE AND BROWARD COUNTIES, FLA.

For the reasons set forth in the opinion issued simultaneously herewith and under the authority vested in the Regional Administrator, Region IV of the Office of Price Administration by § 1499.75 (a) (9) (ii) (c) of the General Maximum Price Regulation and § 1351.408 (g) of Maximum Price Regulation 329, as amended, *It is hereby ordered*, That Order G–16 be amended in the following respects:

Section 14 (d) is amended by adding Table 8B at the end of the present section 14 (d) to read as follows:

Any seller in Dade and Broward Counties may sell approved Grade A Pasteurized Milk with a minimum butterfat content of 4.5% in any type of container at the following maximum prices:

	Wholesale	Retail out-of-store	Retail home-delivered
Quarts	18	20	21
Pints	10	11	11
½ pints	5	7	7

This amendment shall become effective June 17, 1946.

Issued June 17, 1946.

ALEXANDER HARRIS,
Regional Administrator.

Approved: June 14, 1946.

H. L. FOREST,
Acting Director, Dairy Branch, Produce and Marketing Administration, U. S. Department of Agriculture.

[F. R. Doc. 46–10387; Filed, June 17, 1946; 4:47 p. m.]

[Chicago Order G–3 Under RMPR 259]

DOMESTIC MALT BEVERAGES IN CHICAGO, ILL., METROPOLITAN DISTRICT

SEC. 1. *What this order does.* In accordance with the provisions of section 5.2 (c) of RMPR 259, this order establishes uniform maximum deposit charges which may be imposed by retailers for containers in connection with sales of domestic malt beverages in bottles.

SEC. 2. *Where this order applies.* The provisions of this order apply to all retailers in McHenry, Lake, Kane, DuPage and Cook (except the city of Chicago) counties, Illinois.

SEC. 3. *Applicability.* No retailer located within the area where this order is applicable may require a deposit from purchasers in excess of the sum permitted by this order.

SEC. 4. *Deposit charges established by this order.* The maximum deposit charges for all sellers to which this order is applicable are as follows:

Containers	Cents
12-oz.	2
32-oz. bo	5
64-oz. bottle	10

SEC. 5. *Definitions.* Unless the context otherwise requires, the definitions set forth in section 302 of the Emergency Price Control Act of 1942, as amended, and in RMPR 259, as amended, shall apply to the terms used herein.

This order shall become effective June 8, 1946.

Issued this 27th day of May 1946.

JAMES F. RILEY,
District Director.

[F. R. Doc. 46–10281; Filed, June 14, 1946; 4:34 p. m.]

[Newark Adopting Order 45 Under Basic Order 1 Under Gen. Order 68]

READY-MIX CONCRETE IN NORTHERN NEW JERSEY AREA

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and under the authority vested in the Regional Administrator of Region II by the Emergency Price Control Act of 1942 as amended, by General Order No. 68, as amended, and by Revised Procedural Regulation No. 1, which authority has been duly delegated by such Regional Administrator to the District Director, Newark District Office, it is hereby ordered,

SECTION 1. *What this order covers.* This adopting order under Basic Order No. 1 as amended under General Order 68, as amended, covers sales by all persons to ultimate users or to purchasers for resale on an installed basis of Ready-Mix Concrete of the types and compositions set forth in Schedule A, hereto annexed. All provisions of Basic Order No. 1, as amended under General Order No. 68 as amended are adopted in this order and are just as much a part of this order as if specifically set forth herein. If said Basic Order No. 1 as amended is further amended in any respect the provisions

of said order, as amended, shall likewise without further action become part of this order. All persons subject to this adopting order are also subject to Basic Order No. 1, as amended, under General Order 68 as amended and should be familiar with the provisions of said order.

SEC. 2. *Territory covered by this order.* The geographical area covered by this order consists of the counties of Bergen, Essex, Hudson, Passaic, and Union, in the Northern New Jersey Area, all in the State of New Jersey.

SEC. 3. *Maximum prices.* The maximum prices for Ready-Mix Concrete covered by this order are set forth in Schedule A hereto annexed and made a part of this order.

SEC. 4. *Discounts, allowances, and terms of sale.* The delivery conditions, terms of sale, discounts, and differentials are set forth in Schedule A hereto annexed.

SEC. 5. *Relationship of this order to Basic Order No. 1, as amended, under General Order No. 68, as amended, and to General Maximum Price Regulation and other maximum price regulations.* As previously stated all provisions of Basic Order No. 1, as amended, are adopted by this order. The maximum prices fixed by this order supersede any maximum price or pricing method previously established by Maximum Price Regulation 592 or by any other applicable regulation or order. Except to the extent that they are inconsistent with the provisions of this order, all other provisions of Maximum Price Regulation 592 or any other applicable regulation or order shall remain applicable to sales covered by this order.

SEC. 6. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of the applicable list of maximum prices fixed by this order in each of his places of business within any of the counties covered by this order.

SEC. 7. *Records and sales slips*—(a) *Required information.* The provisions of section (e) of Basic Order No. 1, as amended, covering sales slips and records are adopted in and applicable to this order as though specifically set forth herein, and also, on any sale of $25.00 or more, each seller, regardless of previous custom, must keep records showing at least the following:

(1) Name and address of buyer.
(2) Date of transaction.
(3) Place of delivery.
(4) Complete description of each item sold and price charged, specifying the type of mix and the type of aggregate.

(b) *Maximum prices for insufficiently described items.* Where the seller's records or sales slip upon a sale of Ready-Mix Concrete in the area covered by this order, do not contain a sufficiently complete description to identify the type of mix and the nature of the aggregate and thus determine the maximum price fixed by the applicable schedule of the order, the maximum price applicable to such sale shall be the maximum price of the lowest priced type of mix and aggregate listed in the applicable schedule to which the incomplete description could apply. In the absence of any description, the maximum price shall be the lowest price that can be computed under the applicable schedule of this order.

SEC. 8. *Revocation or amendment.* This order may be revised, amended, revoked or modified at any time by the Office of Price Administration.

This order shall become effective June 17, 1946.

Issued this 12th day of June 1946.

R. J. TARRANT,
District Director.

SCHEDULE A

[Maximum delivered prices per cubic yard for Ready-Mix Concrete of the types listed below on sales in the counties of Bergen, Essex, Hudson, Passaic and Union, all in the State of New Jersey on sales by all persons to ultimate users or to purchasers for resale on an installed basis]

Mix	Gravel, grit or cinders	Crushed stone, dolomite or trap rock
1-1-1	$12.65	$12.90
1-1-1½	11.50	11.75
1-1½-3	9.45	9.70
1-1¾-3¼	9.00	9.25
1-1¾-3½	9.00	9.25
1-2-3	8.90	9.00
1-2-3½	8.70	8.80
1-2-4	8.55	8.65
1-2½-4	8.45	8.70
1-2½-4½	8.30	8.55
1-2-5	8.20	8.30
1-2½-5	8.20	8.45
1-3-5	8.00	8.25
1-3-6	7.95	8.05
1-4-8	7.20	7.75

CEMENT MORTARS OR "GROUT" MIXES

Mix:	Price
1-1	$17.30
1-1½	14.85
1-2	12.45
1-2½	11.85
1-3	11.30
1-3½	11.00

ADDITIONAL CHARGES FOR ADMIXTURES

Calcium chloride	$0.04 per lb.
Hydrated lime	$0.01 per lb.
"Hy-Block"	Present customary differentials.
Handling charge for other material supplied by contractor.	$0.25 per cu. yd.

The above prices are subject to the following delivery conditions:

Minimum unloading time	20 minutes.
Charge beyond minimum	$5.00 per hour.
Overtime charge regular workday and for Saturday.	$0.75 per cu. yd.
Customary practices for Sunday and Holiday overtime charges shall be maintained.	
Minimum load delivered	5 cubic yards.
Split Load charges:	
1 cu. yd	$5.00 per cu. yd.
2 cu. yds	$3.00 per cu. yd.
3 cu. yd	$2.00 per cu. yd.
4 cu. yds	$0.50 per cu. yd.
Discount. 2% ten days from date of invoice.	

[F. R. Doc. 46-10276; Filed, June 14, 1946; 4:32 p. m.]

[Region III Order G-1 Order MPR 592]

STANDARD READY MIXED CONCRETE IN CUYAHOGA COUNTY, OHIO

For the reasons set forth in an opinion issued simultaneously herewith, filed with the Division of the Federal Register and under the authority vested in the Regional Administrator of the Office of Price Administration by section 17 and section 23 of Maximum Price Regulation 592, it is ordered:

SECTION 1. *What this order does.* This order fixes maximum delivered prices for all sales of standard ready mixed concrete when sold by producers located in the Cuyahoga County area.

SEC. 2. *Definitions.* "Ready mixed concrete" is the product obtained by the mixing of cement, water and aggregates such as sand, gravel and crushed stone in the producer's plant and delivered in trucks or other conveyances for pouring at a job site.

"Standard ready mixed concrete" is ready mixed concrete whose component proportions are expressed in numerical symbols historically adopted in trade practice and limited to the kinds described in section 9.

"Zone I" includes the area inscribed by the arc with a radius of 4 miles in length originating at the Public Square, Cleveland, Ohio.

"Zone II" includes the area inscribed by the arc with a radius 7 miles in length originating at the Public Square, Cleveland, Ohio but excluding Zone I.

"Zone III" includes the area inscribed by the arc with a radius 10 miles in length originating at the Public Square, Cleveland, Ohio but excluding Zone I and Zone II.

"Zone IV" includes the area inscribed by the arc with a radius 13 miles in length originating at the Public Square, Cleveland, Ohio, but excluding Zones I, II, and III.

SEC. 3. *Geographical applicability.* This order applies to all sales of standard ready mixed concrete made by producers located in Cuyahoga County, Ohio and delivered in Zones I, II, III and IV.

SEC. 4. *Relation to MPR 592.* Except to the extent it is inconsistent with the provision of this order, MPR 592 together with all amendments and orders thereto that have been or may be issued shall apply to sales covered by this order.

SEC. 5. *Maximum prices.* The maximum prices for sales of standard ready mixed concrete covered by this order are provided in section 9 of this order.

SEC. 6. *Guaranteed price.* A seller may offer to sell ready mixed concrete covered by this order on the basis of a guaranteed price, but such guaranteed price must not be higher than the maximum price calculated in accordance with the pricing methods and requirements of this order.

SEC. 7. *Records.* Each seller must keep at his place of business, available for inspection by representatives of the Office of Price Administration, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect, records concerning each sale covered by this order, showing the following:

1. Name and address of purchaser.
2. Location of job.
3. Date of transactions.
4. Itemized description of the ready mixed concrete sold and the prices charged.

SEC. 8. *Notification.* Each seller making a sale covered by this order shall, if requested by the purchaser make available to the purchaser for inspection, a copy of this order and a copy of MPR 592. Upon completion of the sale, the seller shall if requested by the purchaser furnish to him a statement showing the following:

1. Names and addresses of the seller and the purchaser.
2. Location of the job.
3. The date the material was delivered.
4. An itemized description of the material delivered and prices charged.
5. The statement shall also include the following: "Prices authorized by Order G-1 of Section 17 and Section 23 of MPR 592."

SEC. 9. *Maximum prices, standard ready mixed concrete based on zone deliveries.*

BASING POINT PUBLIC SQUARE, CLEVELAND, OHIO

QUANTITY 50 CUBIC YARDS AND OVER

Type of mix	Zone I Up to 4 miles	Zone II 4-7 miles	Zone III 7-10 miles	Zone IV 10-13 miles
1-1-2	$9.90	$10.35	$10.80	$11.25
1-1½-3	8.90	9.35	9.80	10.25
1-2-3	8.55	9.00	9.45	9.90
1-2½-3	8.40	8.85	9.30	9.75
1-2½-3½	8.15	8.60	9.05	9.50
1-2-4	8.15	8.60	9.05	9.50
1-2½-4	7.95	8.40	8.85	9.30
1-3-4	7.80	8.25	8.70	9.15
1-2½-5	7.65	8.10	8.55	9.00
1-3-5	7.35	7.80	8.25	8.70
1-3-6	7.15	7.60	8.05	8.50
1-4-8	6.55	7.00	7.45	7.90
1-2 finish	11.80	12.35	12.80	13.25
1-2½ finish	10.95	11.40	11.85	12.30
1-3 finish	10.10	10.55	11.00	11.45

QUANTITY 4 TO 50 CUBIC YARDS

1-1-2	$10.85	$11.30	$11.75	$12.20
1-1½-3	9.90	10.35	10.80	11.25
1-2-3	9.55	10.00	10.45	10.90
1-2½-3	9.35	9.80	10.25	10.70
1-2½-3½	9.15	9.60	10.05	10.50
1-2-4	9.15	9.60	10.05	10.50
1-2½-4	8.90	9.35	9.80	10.25
1-3-4	8.75	9.20	9.65	10.10
1-2½-5	8.60	9.05	9.50	9.95
1-3-5	8.35	8.80	9.25	9.70
1-3-6	8.10	8.55	9.00	9.45
1-4-8	7.50	7.95	8.40	8.85
1-2 Finish	13.40	13.85	14.30	14.75
1-2½ "	12.45	12.90	13.35	13.80
1-3 "	11.60	12.05	12.50	12.95

UNDER 4 CUBIC YARDS

1-1-2	$12.45	$12.90	$13.35	$13.80
1-1½-3	11.50	11.95	12.40	12.85
1-2-3	11.20	11.65	12.10	12.55
1-2½-3	10.95	11.40	11.85	12.30
1-2½-3½	10.75	11.20	11.65	12.10
1-2-4	10.75	11.20	11.65	12.10
1-2½-4	10.55	11.00	11.45	11.90
1-3-4	10.35	10.80	11.25	11.70
1-2½-5	10.20	10.65	11.10	11.55
1-3-5	9.95	10.40	10.85	11.30
1-3-6	9.75	10.20	10.65	11.10
1-4-8	9.15	9.60	10.05	10.50
1-2 finish	15.55	16.00	16.45	16.90
1-2½ finish	14.60	15.05	15.50	15.95
1-3 finish	13.75	14.20	14.65	15.10

SEC. 10. *Resellers increases.* Resellers of standard ready mixed concrete may add to their presently established maximum selling prices, the actual dollar and cent increases permitted the producers under this order.

SEC. 11. *Ready mixed concrete not described in section 9.* Maximum prices for sales of ready mixed concrete not described in section 9 are provided for in Maximum Price Regulation 592, as amended, and orders issued thereunder.

SEC. 12. *Discounts, allowances and extra charges.* The sellers described in this area order must continue to maintain all discounts and allowances granted during March 1942 and are permitted to add to the maximum prices in section 9, charges for such extras customarily added during March 1942 as for example, special charges for fractional cubic yard deliveries, night and Sunday deliveries, and charges for requested additives or substitutions of component material parts.

SEC. 13. *Amendment.* This order may be amended or revoked at any time by the Office of Price Administration.

This order shall become effective December 3, 1945.

Issued this 27th day of November 1945.

JOHN F. KESSEL,
Regional Administrator.

[F. R. Doc. 46-10278; Filed, June 14, 1946; 4:33 p. m.]

[Region III Order G-2 Under MPR 592]

CINDER PRODUCTS, INC.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority granted to the Regional Administrator by section 16 of Maximum Price Regulation No. 592, it is hereby ordered:

(a) *What this order does.* This order authorizes an adjustment of the maximum prices established under Maximum Price Regulation No. 592 by Cinder Products, Incorporated, Este Avenue, Elmwood, Cincinnati, Ohio, for its sales of cinder blocks.

(b) *Maximum prices.* (1) The said Cinder Products, Incorporated is hereby authorized to increase its maximum prices for cinder blocks established under Maximum Price Regulation No. 592 by no more than 15%.

(2) Said percentage increase shall be applied to the maximum prices established by said Cinder Products, Incorporated for each class of purchaser of said commodity after allowance for customary discounts and other price differentials has been made.

(c) *Maximum prices for resellers.* The maximum prices for the commodities covered by paragraph (b) above on sales by any reseller to any class of purchaser shall be the price determined by increasing the maximum price which such reseller had in effect to such purchaser, just prior to the issuance of this order, by the actual dollar and cent increase by which such resellers' invoiced cost of such item is increased.

(d) *Notification.* At the time of, or prior to the first sale to a purchaser for resale on and after the effective date of this order, the seller shall notify the purchaser of the adjustment hereby granted and of the provisions of this order specifying determination of maximum prices for resellers. Such notice shall be given in any convenient form.

(e) *Definitions.* Except as the context otherwise requires, the definitions contained in Maximum Price Regulation No. 592 shall apply to all terms used herein.

(f) *Extent of grant of application.* All requests for adjustment of maximum prices not specifically granted hereby, are denied.

(g) *Revocataion or amendment.* This order may be modified, amended or revoked at any time by the Office of Price Administration.

(h) *Effective date.* This order shall become effective January 24, 1946.

Issued January 24, 1946.

JOHN F. KESSEL,
Regional Administrator.

[F. R. Doc. 46-10279; Filed June 14, 1946; 4:33 p. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File No. 70-1316]

EAST COAST PUBLIC SERVICE CO. AND VIRGINIA EAST COAST UTILITIES, INC.

NOTICE REGARDING FILING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 14th day of June A. D. 1946.

Notice is hereby given that a joint declaration has been filed with this Commission, pursuant to sections 7 and 12 (b) of the Public Utility Holding Company Act of 1935 and Rule U-45 promulgated thereunder, by East Coast Public Service Company, a registered holding company and its public utility subsidiary company Virginia East Coast Utilities, Incorporated.

Notice is further given that any interested person may, not later than June 24, 1946, at 5:30 p. m., e. d. s. t., request the Commission in writing that a hearing be held on such matter, stating the reasons for such request and the nature of his interest, or may request that he be notified if the Commission should order a hearing thereon. At any time thereafter such declaration, as filed or as amended, may be permitted to become effective as provided in Rule U-23 of the rules and regulations promulgated pursuant to said act, or the Commission may exempt the transactions therein proposed as provided in Rules U-20 (a) and U-100 thereof. Any such request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania.

All interested persons are referred to said declaration, which is on file in the offices of the Commission, for a statement of the transactions therein proposed, which are summarized below:

Virginia East Coast Utilities, Incorporated proposes to issue and sell to Baltimore National Bank of Baltimore, Maryland, its promissory note in the principal amount of $150 000, bearing interest at the rate of 2½% per annum, maturing six months after date of issue. The proceeds of such sale are to be used for the construction of property additions. East Coast Public Service Com-

pany proposes to guarantee the repayment of such note with interest to Baltimore National Bank.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant to the Secretary.

[F. R. Doc. 46-10389; Filed, June 18, 1946; 10:22 a. m.]

[File No. 70-1312]

STANDARD GAS AND ELECTRIC CO.

NOTICE REGARDING FILING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 14th day of June 1946.

Notice is hereby given that Standard Gas and Electric Company ("Standard"), a registered holding company, has filed a declaration pursuant to the Public Utility Holding Company Act of 1935 and the rules and regulations promulgated thereunder. Declarant designates section 12 (d) of the act and Rules U-44 and U-50 of the Commission as applicable to the proposed transaction.

Notice is further given that any interested person may, not later than June 25, 1946, at 5:30 p. m., e. d. s. t., request the Commission in writing that a hearing be held on such matter, stating the reasons for such request and the nature of his interest, or may request that he be notified if the Commission should order a hearing thereon. At any time thereafter said application may be granted as provided in Rule U-23 of the rules and regulations promulgated under said act, or the Commission may exempt such transaction as provided in Rules U-20 (a) and U-100 thereunder. Any request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania.

All interested persons are referred to the declaration which is on file with this Commission for a statement of the transactions therein proposed which is summarized as follows:

Standard proposes to sell, pursuant to the competitive bidding requirements of Rule U-50, 140,614 shares (representing 56.39% of the outstanding shares) of the presently outstanding 249,354.80 shares of common stock, without par value, of Mountain States Power Company, a Delaware corporation. Standard will apply the net proceeds of the aforesaid sale towards the payment of interest and principal on its promissory notes dated April 10, 1946, issued to banks under the Bank Loan Agreement of Standard dated December 31, 1945, as later amended (copies of which are now on file with this Commission, File No. 70-1211). It is represented that such sale is for the purpose of enabling Standard to comply with the provisions of subdivision (b) of section 11 of the Public Utility Holding Company Act of 1935 and with the order of the Commission dated August 8, 1941, issued pursuant thereto (File No. 59-9). Standard requests that in connection with this matter an order be entered finding that such sale is in accord with such section and previous order, so that there will be applicable to such sale the provisions of sections 371 (b), 371 (f), and 1808 (f) of the Internal Revenue Code.

Declarant has requested that the Commission enter its order not later than June 28, 1946, in order to facilitate the proposed sale at competitive bidding.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant to the Secretary.

[F. R. Doc. 46-10390; Filed, June 18, 1946; 10:22 a. m.]

[File No. 811-164]

NATIONAL UNION MORTGAGE CORP.

NOTICE OF AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 17th day of June A. D. 1946.

National Union Mortgage Corporation, a registered investment company, having filed an application pursuant to section 8 (f) of the Investment Company Act of 1940 for an order of the Commission declaring it has ceased to be an investment company within the meaning of the act;

It is ordered, Pursuant to section 40 (a) of the said act that a hearing on the aforementioned application be held on June 26, 1946 at 10:00 a. m. eastern daylight time in Room 318, Securities and Exchange Commission Building, 18th and Locust Streets, Philadelphia 3, Pennsylvania; and

It is further ordered, That Richard Townsend or any other officer or officers of the Commission designated by it for that purpose shall preside at such hearing. The officer so designated is hereby authorized to exercise all the powers granted to the Commission under sections 41 and 42 (b) of the Investment Company Act of 1940 and to trial examiners under the Commission's rules of practice.

Notice of such hearing is hereby given to National Union Mortgage Corporation and to any other persons whose participation in such proceeding may be in the public interest or for the protection of investors.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant to the Secretary.

[F. R. Doc. 46-10391; Filed, June 18, 1946; 10:22 a. m.]

[File No. 54-146]

PORTLAND GAS & COKE CO.

NOTICE OF FILING AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 14th day of June A. D. 1946.

Notice is hereby given that an application has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 by Portland Gas & Coke Company ("Portland"), a gas utility subsidiary of American Power & Light Company ("American"), a registered holding company subsidiary of Electric Bond and Share Company, also a registered holding company. The filing seeks approval, pursuant to section 11 (e) and other applicable sections of the act, of a program by Portland (1) to refund its presently outstanding mortgage bonds and provide $1,753,000 for new construction and (2) to reclassify its presently outstanding 6% and 7% preferred stocks, $100 par value, and no par value common stock into a new class of common stock.

All interested persons are referred to said document which is on file in the office of this Commission for a statement of the transactions therein proposed, which are summarized below.

Portland is an Oregon corporation principally engaged in the manufacture and distribution of gas in Oregon and Washington. It also sells by-products obtained in connection with the manufacture of gas.

Of the securities of Portland outstanding, American is the owner and holder of all of the common stock (with the exception of ten directors' qualifying shares); such common stock represents 83% of the voting power of the company.

As an initial step in carrying out the program described above, Portland proposes to issue and sell, pursuant to the competitive bidding requirements of Rule U-50, $10,000,000 principal amount of thirty-year-% First Mortgage Bonds to be dated July 1, 1946 and to be issued under a Mortgage and Deed of Trust. The interest rate of said bonds (to be a multiple of ⅛ of 1%) and the price to be received by Portland (to be not not less than 100% of principal amount and not in excess of 102¾% of such principal amount) are to be determined by competitive bidding. Portland also proposes to enter into a loan agreement with certain banks and, pursuant thereto, to borrow at 1¾% interest the sum of $500,000. Repayment of said loans will be made semi-annually in the amount of $50,000, the last payment to be made in 1951.

The proceeds from the sale of the First Mortgage Bonds and the proposed bank loans are to be used (1) to redeem Portland's First and Refunding Mortgage 5% Gold Bonds due 1940 (extended to January 1, 1950) outstanding in the principal amount of $5,751,000, at 100% of principal amount thereof and accrued interest; to redeem its First Lien and General Mortgage Gold Bonds, Series of "4½% due 1940" (extended to January 1, 1950) outstanding in the principal amount of $2,625,000, at 100% of principal amount thereof and accrued interest, and to retire Portland Gas Company's non-callable First Mortgage 5% Gold Bonds due 1951, assumed by Portland, at 100% of principal amount thereof ($371,000) plus interest to maturity, and (2) to provide additional funds for construction requirements and expansion of its facilities during 1946 and 1947.

Upon consummation of the initial step described above, and for the purpose of fairly and equitably distributing voting power among its security holders and to complete the simplification of its capital structure in order to meet the standards of section 11 (b) (2), Portland proposes to reclassify its outstanding 7% and 6% preferred stocks and common stock into a single class of common stock. The details of such reclassification of preferred and common stocks of Portland into a new class of common stock will be the subject of a subsequent amendment to the filing herein.

Portland requests that the order of the Commission herein contain recitals that the issuance of bonds and notes are necessary or appropriate to effectuate the provisions of section 11 (b) of the act in accordance with the meaning and requirements of the Internal Revenue Code, as amended, including section 1808 (f) and Supplement R thereof.

It appearing to the Commission that it is appropriate in the public interest and in the interest of investors and consumers that a hearing be held with respect to said application and that said application shall not be granted except pursuant to further order of the Commission:

It is ordered, That a hearing on said application under the applicable provisions of the Act and the Rules of the Commission thereunder be held on June 25, 1946 at 10:00 a. m., e. d. s. t., in the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. On such day the hearing room clerk in Room 318 will advise as to the room in which such hearing will be held. The applicants have designated sections 6 (b), 11 (b) and 11 (e) of the act and Rule U-42 thereunder as applicable to the proposed transactions.

It is further ordered, That Richard Townsend or any other officer or officers of the Commission designated by it for that purpose shall preside at such hearing. The officer so designated to preside at such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of said act and to a Trial Examiner under the Commission's rules of practice.

It is further ordered, That the hearing to be convened on June 25, 1946 be confined to a consideration of the proposed issue and sale of first mortgage bonds and note proposed to be issued and sold by the applicant. Thereafter, at such time as an amendment shall be filed with respect to the proposed reclassification of the outstanding preferred and common stocks of Portland, hearings will be reconvened and appropriate notice thereof will be duly given.

It is further ordered, That the Secretary of the Commission shall serve, by registered mail, a copy of this order on the applicant herein and on the Public Utility Commission of the State of Oregon and the Department of Public Utilities of the State of Washington; and that said notice of hearing be given to all other persons by publication of this order in the FEDERAL REGISTER. Any person desiring to be heard in connection with these proceedings, or proposing to intervene herein, shall file with the Secretary of the Commission on or before June 25, 1946 his request or application therefor, as provided by Rule XVII of the rules of practice of the Commission.

It is further ordered, That, without limiting the scope of issues presented by said application, particular attention will be directed at said hearing to the following matters and questions:

(1) Whether the proposed issue and sale of the new bonds and notes are solely for the purpose of financing the business of Portland and have been expressly authorized by the State regulatory authorities of the states in which it is organized and doing business.

(2) Whether the fees, commissions, or other remunerations to be paid in connection with the proposed transactions are for necessary services and are reasonable in amount.

(3) What terms or conditions, if any, with respect to the proposed transactions should be prescribed in the public interest or for the protection of investors or consumers.

(4) Generally, whether the proposed transactions comply with the applicable provisions of the act and the rules, regulations and orders promulgated thereunder.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant to the Secretary.

[F. R. Doc. 46-10392; Filed, June 18, 1946; 10:22 a. m.]

[File No. 70-1315]

AMERICAN POWER & LIGHT CO.

NOTICE REGARDING FILING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 17th day of June, A. D. 1946.

Notice is hereby given that a declaration has been filed by American Power & Light Company ("American"), a registered holding company subsidiary of Electric Bond and Share Company, also a registered holding company, pursuant to the applicable provisions of the Public Utility Holding Company Act of 1935 and the rules and regulations promulgated thereunder.

Notice is further given that any interested person may, not later than July 1, 1946 at 5:30 p. m., e. d. s. t., request the Commission in writing that a hearing be held on such matter, stating the reasons for such request and the nature of his interest, or may request that he be notified if the Commission should order a hearing thereon. At any time thereafter, such declaration as filed or as amended may be permitted to become effective pursuant to Rule U-23 of the rules and regulations promulgated pursuant to said act. Any such request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pa.

All interested persons are referred to said document which is on file in the office of this Commission, for a statement of the transactions, therein proposed, which are summarized as follows:

The Washington Water Power Company ("Washington"), a subsidiary of American has outstanding 2,541,800 shares of no par common stock having a stated value of $10 per share. Included in this figure are 2,430 shares issuable for 243 shares of $100 par value common stock. American owns approximately 99.7% of such stock and desires to acquire the minority interest in order to facilitate future steps it proposes to take to meet the requirements of section 11 of the Public Utility Holding Company Act of 1935. To this end American in May 1946, acting through a broker, undertook to purchase under the exemption afforded by paragraph (a) (6) of Rule U-40 of the Rules and Regulations promulgated pursuant to said act, such stock as was owned by the general public, offering $18 for each share of no par common stock and $180 for each share of common stock of the par value of $100 per share. Under this offer 3,230 shares have so far been acquired. In making such offer American agreed that if within 3 years from May 7, 1946 it should resell any shares purchased at prices in excess of the prices stated above or should purchase from any other holder of any such common stock any shares thereof at prices in excess of the prices stated above, the maximum excess over the above prices so received or paid by American would be paid to all sellers for each share purchased as a result of the offer, with appropriate adjustments for contributions, if any, made after May 7, 1946 by American to Washington. Any distribution of Washington's common stock to American's stockholders was not to be considered a sale within the meaning of the foregoing.

American is informed that 490 shares of no par common stock of such minority interest are owned by officers and directors of Washington and states that by reason of the positions held by such officers and directors they are, under the Public Utility Holding Company Act of 1935, affiliates of Washington. American states further that the acquisition by it of said shares of common stock of Washington from such officers and directors is not within the exemption provided by paragraph (a) (6) of Rule U-40. American accordingly requests authority, in the present filing to acquire such shares from such officers and directors for the consideration and on the basis set forth above. Such consideration would amount to a total of $8 820 for the 490 shares held by said officers and directors.

American has requested that the Commission enter an order permitting said declaration to become effective by July 6, 1946. The company has designated sections 9 (a), 10 and 12 (f) of the act as applicable to the proposed transactions.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant to the Secretary.

[F. R. Doc. 46-10393; Filed, June 18, 1946; 10:23 a. m.]

[File No. 54-51]

NATIONAL POWER & LIGHT CO.

NOTICE REGARDING FILING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 17th day of June, A. D. 1946.

Notice is hereby given that National Power & Light Company (National), a registered holding company and a subsidiary of Electric Bond and Share Company (Bond and Share), also a registered holding company, has filed an application-declaration pursuant to the Public Utility Holding Company Act of 1935; and

Notice is further given that any interested person may, not later than July 3, 1946 at 5:30 p. m., e. d. t., request the Commission in writing that a hearing be held on such matter, stating the reasons for such request and the nature of his interest, or may request that he be notified if the Commission should order a hearing thereon. At any time thereafter, said application-declaration may be granted as provided in Rule U-23 of the rules and regulations promulgated under said act, or the Commission may exempt such transaction as provided in Rules U-20 (a) and U-100 thereof. Any request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. All interested persons are referred to the application-declaration which is on file in this Commission for a statement of the transaction therein proposed which is summarized as follows:

National proposes, subject to requisite stockholder approval, to reduce the capital of National represented by the 5,468,927 shares of common stock of National issued and outstanding (including 12,827 shares held in the treasury) from $98,520,845 to $546,892.70 and to create thereby, after adjustment of treasury shares, capital surplus in the amount of $97,910,878.23. National states that the proposed reduction in capital is a preliminary step to the distribution of its assets in compliance with the order of dissolution of this Commission dated August 23, 1941, directed against National.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant to the Secretary.

[F. R. Doc. 46-10394; Filed, June 18, 1946; 10:23 a. m.]

[File No. 70-1310]

WEST TEXAS UTILITIES CO.

NOTICE OF FILING AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania on the 14th day of June 1946.

Notice is hereby given that a declaration has been filed with this Commission under the Public Utility Holding Company Act of 1935, and particularly under section 12 (d) and Rule U-44 promulgated thereunder, by West Texas Utilities Company (West Texas), a subsidiary of American Public Service Company (American), a registered holding company.

All interested persons are referred to said document which is on file in the offices of this Commission for a statement of the transactions therein proposed, which are summarized as follows:

The Commission, in its order of January 24, 1944, issued pursuant to section 11 (b) (1) of the act in the matter of The Middle West Corporation and its Subsidiary Companies (Holding Company Act Release No. 4846), directed American, among other things, to dispose of its interest in the electric, ice and water properties of West Texas Utilities Company in the Dalhart and Texline areas located in the counties of Ballam, Hartley, Sherman and Moore in the State of Texas. The Commission, in its findings, opinion and order of April 30, 1946, issued pursuant to section 11 (e) of the act in the matter of Central and South West Utilities Company, et al. (Holding Company Act Release No. 6606), approved, among other things, subject to an enforcement order by an appropriate court, the sale by American and the acquisition by West Texas of 25,643 shares of the preferred stock of West Texas at cost to American of $1,809,474, which is $70.564 per share.

West Texas, a public utility company, proposes to sell its electric, ice and water properties located in the Dalhart and Texline areas to Southwestern Public Service Company, a public utility company, for a base price of $2,135,000, of which $1,310,000 shall be for the electric properties, $650,000 for the water properties, and $175,000 for the ice properties. West Texas proposes to deposit the proceeds of the sale in the first instance with the Trustee under the company's mortgage dated August 1, 1943, and to withdraw such proceeds pursuant to the provisions of the mortgage. Thereupon, the proceeds, or an amount equivalent to such proceeds, will be expended for the purchase of the 25,643 shares of West Texas' preferred stock now owned by American, and the balance will be invested in electric utility plant or will be expended for such other purposes as are specified in section 372 of the Internal Revenue Code.

It appearing to the Commission that it is appropriate in the public interest and in the interest of investors and consumers that a hearing be held with respect to said declaration and that said declaration shall not be permitted to become effective except pursuant to further order of the Commission:

It is ordered, That a hearing on said declaration under the applicable provisions of the act and the rules of the Commission thereunder be held on July 2, 1946 at 10:30 a. m., e. d. s. t., in the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. On such day the hearing room clerk in Room 318 will advise as to the room in which such hearing will be held.

It is further ordered, That Richard Townsend, or any other officer or officers of the Commission designated by it for that purpose shall preside at such hearing. The officer so designated to preside at such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of said act and to a Trial Examiner under the Commission's Rules of Practice.

It is further ordered, That the Secretary of the Commission shall serve by registered mail copies of this order on the New Mexico Public Service Commission, the Federal Power Commission, and on the declarant herein; and that notice of said hearing be given to all other persons by publication of this order in the FEDERAL REGISTER. Any person desiring to be heard in connection with these proceedings, or otherwise to participate herein, shall file with the Secretary of the Commission, on or before June 27, 1946, his request or application therefor, as provided by Rule XVII of the rules of practice of the Commission.

It is further ordered, That, without limiting the scope of the issues presented by said declaration, particular attention will be directed at said hearing to the following matters and questions:

1. Whether the proposed sale by West Texas is in conformity with the standards and requirements of section 12 (d) of the act and the applicable rules and regulations promulgated thereunder, including maintenance of competitive conditions.

2. Whether State laws regarding the proposed sale have been complied with.

3. Whether the accounting entries proposed in connection with the proposed sale are appropriate and in accordance with sound accounting principles and practices.

4. Whether the terms and conditions of the proposed sale are detrimental to the public interest or the interest of investors or consumers.

5. Generally whether the proposed transactions comply with the applicable provisions of the act and the rules, regulations and orders promulgated thereunder.

By the Commission.

[SEAL] NELLYE A. THORSEN.
Assistant to the Secretary.

[F. R. Doc. 46-10395; Filed, June 18, 1946; 10:23 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 6315]

LOUIS ECKSTEIN

In re: Bank account owned by Louis Eckstein. F-28-17638-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Louis Eckstein, whose last known address is Turkee Str 23 Burgstienfurt, Westfalen, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Charles G. Frank, Trustee, by The Northern Trust Company, 50 South La Salle Street, Chicago, Illinois, arising out of a Checking Account, entitled Charles G. Frank, Trustee for Louis Eckstein, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Louis Eckstein, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof, in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 21, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-10286; Filed, June 17, 1946; 10:39 a. m.]

[Vesting Order 6339]

ALVINA KEUTEL

In re: Bank account owned by Alvina Keutel. File No. F-28-22587.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Alvina Keutel, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Alvina Keutel, by the Bank of America National Trust & Savings Association, 1 Powell Street, San Francisco, California, arising out of a savings account, Account Number 24163, entitled Alvina Keutel, maintained at the branch office of the aforesaid bank located at San Diego Main Office, 615 Broadway, San Diego, California, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 24, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-10287; Filed, June 17, 1946; 10:39 a. m.]

[Vesting Order 6396]

CHRISTINE DIEFENTHAL

In re: Bank account owned by Christine Diefenthal. File No. F-28-23748.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Christine Diefenthal, whose last known address is Cologne, Ehrenfeld, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Christine Diefenthal, by The First National Bank of Chicago, Dearborn, Monroe and Clark Streets, Chicago, Illinois, arising out of a savings account, Account Number 1,375,052, entitled Christine Diefenthal, maintained at the aforesaid bank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 3, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-10288; Filed, June 17, 1946; 10:39 a. m.]

[Vesting Order 6414]

T. MIZOGUCHI

In re: Bank account owned by T. Mizoguchi.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That T. Mizoguchi, whose last known address is Tokyo, Japan, is a resident of Japan and a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to T. Mizoguchi, by The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, arising out of a dollar checking account, entitled T. Mizoguchi, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 4, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-10289; Filed, June 17, 1946; 10:39 a. m.]

[Vesting Order 6420]

CHARLES RIEKER

In re: Bank account owned by Charles Rieker. File No. F-28-229 E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Charles Rieker, whose last known address is Oskar-Piepgrasstrasse 21, prt. 1, Hamburg-Horn, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owning to Karoline Rieker, by Central Savings Bank in the City of New York, Broadway at 73rd Street, New York, New York, arising out of a savings account, Account Number 1,241,314, entitled Karoline Rieker in trust for Charles Rieker, maintained at the branch office of the aforesaid bank located at 14th Street and 4th Avenue, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Charles Rieker, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 4, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46—10290; Filed, June 17, 1946; 10:39 a. m.]

[Vesting Order 6421]

DOROTHEA SCHATTMANN

In re: Bank account owned by Dorothea Schattmann. File No. F-28-3360-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Dorothea Schattmann, whose last known address is 19 Trarbacherstr, Berlin-Weissensee, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Dorothea Schattmann, by The Northern Trust Company, 50 South La Salle Street, Chicago 90, Illinois, arising out of a checking account, entitled Dorothea Schattmann, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 4, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-10291; Filed, June 17, 1946; 10:40 a. m.]

[Vesting Order 6452]

ERNST OSTHOFF

In re: Bank account owned by Ernst Osthoff. File No. F-28-11907-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Ernst Osthoff, whose last known address is 55 Meckenstecker Weg, Essen, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Ernst Osthoff, by the Cleveland Trust Company, Euclid and East 9th, Cleveland, Ohio, arising out of a savings account, Account Number 49570, entitled Ernst Osthoff by Emil Dencker, Agent, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-10292; Filed, June 17, 1946; 10:40 a. m.]

[Vesting Order 6455]

F. STELLOH

In re: Bank account owned by F. Stelloh. File No. F-28-12317-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That F. Stelloh, whose last known address is 110 Langenstrasse, Bremen, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Thos. J. Williams, also known as Thomas J. Williams, by The Lynchburg National Bank and Trust Company, Lynchburg, Virginia, arising out of a checking account, entitled Thos. J. Williams, Trustee for F. Stelloh, a National of Germany, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by F. Stelloh, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-10293; Filed, June 17, 1946; 10:40 a. m.]

[Vesting Order 6463]

CLARA ANDRE

In re: Bank account owned by Clara Andre. File No. F-28-2034-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and

Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Clara Andre, whose last known address is Hanau, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Clara Andre, by National State Bank of Newark, N. J., 810 Broad Street, Newark 2, New Jersey, arising out of a checking account, entitled Clara Andre, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges, or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10294; Filed, June 17, 1946; 10:40 a. m.]

[Vesting Order 6464]

GERTRUD CANTHAL

In re: Bank account owned by Gertrud Canthal. File No. F–28–22870–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Gertrud Canthal, whose last known address is Hanau, Germany, is a resident of Germany and a national of designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Gertrud Canthal, by National State Bank of Newark, N. J., 810 Broad Street, Newark 2, New Jersey, arising out of a checking account, entitled Gertrud Canthal, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10295; Filed, June 17, 1946; 10:40 a. m.]

[Vesting Order 6465]

WERNER CANTHAL

In re: Bank account owned by Werner Canthal. File No. F–28–2134–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

1. That Werner Canthal, whose last known address is Hanau, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Werner Canthal, by National State Bank of Newark, N. J., 810 Broad Street, Newark 2, New Jersey, arising out of a checking account, entitled Dr. W. Canthal, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10296; Filed, June 17, 1946; 10:41 a. m.]

[Vesting Order 6466]

ELIZABETH CONRING

In re: Bank account owned by Elizabeth Conring. File No. F–28–22856–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Elizabeth Conring, whose last known address is Hanau, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Elizabeth Conring, by National State Bank of Newark, N. J., 810 Broad Street, Newark 2, New Jersey, arising out of a checking account, entitled Elizabeth Conring, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10297; Filed, June 17, 1946; 10:41 a. m.]

[Vesting Order 6467]

PAULA EMGE

In re: Bank account owned by Paula Emge. File No. F–28–2230–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Paula Emge, whose last known address is Hanau, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Paula Emge, by National State Bank of Newark, N. J., 810 Broad Street, Newark 2, New Jersey, arising out of a checking account, entitled Paula Emge, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F R. Doc. 46–10298; Filed, June 17, 1946; 10:41 a. m.]

[Vesting Order 6468]

AUGUSTE HERAEUS

In re: Bank account owned by Auguste Heraeus. File No. F–28–2331–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Auguste Heraeus, whose last known address is Hanau, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Auguste Heraeus, by National State Bank of Newark, N. J., 810 Broad Street, Newark 2, New Jersey, arising out of a checking account, entitled Auguste Heraeus, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to

be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10299; Filed, June 17, 1946; 10:41 a. m.]

[Vesting Order 6469]

BERTHA HERAEUS

In re: Bank account owned by Bertha Heraeus. File No. F–28–2332–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Bertha Heraeus, whose last known address is Hanau, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Bertha Heraeus, by National State Bank of Newark, N. J., 810 Broad Street, Newark 2, New Jersey, arising out of a checking account, entitled Bertha Heraeus, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10300; Filed, June 17, 1946; 10:41 a. m.]

[Vesting Order 6470]

CARL HERAEUS

In re: Bank account owned by Carl Heraeus. File No. F–28–2333–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Carl Heraeus, whose last known address is Hanau, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Carl Heraeus, by National State Bank of Newark, N. J., 810 Broad Street, Newark 2, New Jersey, arising out of a checking account, entitled Carl Heraeus, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10301; Filed, June 17, 1946; 10:41 a. m.]

[Vesting Order 6471]

ELSE HERAEUS

In re: Bank account owned by Else Heraeus. Filed No. F–28–2334–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Else Heraeus, whose last known address is Hanau, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Else Heraeus, by National State Bank of Newark, N. J., 810 Broad Street, Newark 2, New Jersey, arising out of a checking account, entitled Else Heraeus, and any and all rights to demand, enforce, and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10302; Filed, June 17, 1946; 10:41 a. m.]

[Vesting Order 6544]

MARIE W. LUMMUS

In re: Estate of Marie W. Lummus, deceased; File D–28–10189; E. T. sec. 14584.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever, of Mrs. Herman Albers, Mrs. Dora Muller, Mrs. Johann Kastens, Heinrich Klinker, Johann Klinker, Friedrich Klinker and Mrs. Marie Smith, and each of them, in and to the Estate of Marie W. Lummus, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Mrs. Herman Albers, Germany.
Mrs. Dora Muller, Germany.
Mrs. Johann Kastens, Germany.
Heinrich Klinker, Germany.
Johann Klinker, Germany.
Friedrich Klinker, Germany.
Mrs. Marie Smith, Germany.

That such property is in the process of administration by Clyde W. Atkinson, as Executor, acting under the judicial supervision of The County Judge's Court, Leon County, Florida;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 13, 1946.

[SEAL] FRANCIS J. MCNAMARA,
Deputy Alien Property Custodian.

[F. R. Doc. 46–10303; Filed, June 17, 1946; 10:42 a. m.]

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JUN 24 '46

THE NATIONAL ARCHIVES
LITTERA SCRIPTA MANET
1934
OF THE UNITED STATES

FEDERAL REGISTER

VOLUME 11 NUMBER 120

Washington, Thursday, June 20, 1946

Regulations

TITLE 7—AGRICULTURE

Subtitle A—Office of the Secretary of Agriculture

PART 1—ADMINISTRATIVE REGULATIONS

DELEGATION OF AUTHORITY TO THE ADMINISTRATOR, OFFICE OF PRICE ADMINISTRATION

There is hereby delegated to the Administrator, Office of Price Administration, the execution of the provisions of Executive Order No. 9280 (7 F.R. 10179), and Executive Order No. 9577 (10 F.R. 8087), to restrict the gallonage of ice cream produced by those manufacturers who may hereafter reduce the butterfat content of the ice cream produced by them in accordance with regulations derived from paragraph 1 H of Directive 114, Office of Economic Stabilization (11 F.R. 5954).

This delegation shall be effective as of issuance on June 18th, 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-10494; Filed, June 18, 1946; 4:01 p. m.]

Chapter IV—Production and Marketing Administration (Crop Insurance)

PART 415—FLAX CROP INSURANCE

SUBPART—1947 REGULATIONS

The Federal Crop Insurance Program is part of the general program of the United States Department of Agriculture administered for the benefit of agriculture.

By virtue of the authority vested in the Federal Crop Insurance Corporation by the Federal Crop Insurance Act, as amended, these regulations are hereby published and prescribed to be in force and effect, with respect to the 1947 flax crop insurance program, until amended or superseded by regulations hereafter made.

MANNER OF OBTAINING INSURANCE

Sec.
415.101 Availability of flax crop insurance.
415.102 Application for insurance.
415.103 Acceptance of applications by the Corporation.

INSURANCE COVERAGE

415.104 Insurable and non-insurable farms.
415.105 Determination of insured acreage and interest.
415.106 Insurance period.
415.107 Insured production.
415.108 Causes of loss insured against.
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AUTHORITY: § 415.101 to § 415.142, inclusive, issued under secs. 506 (e), 507 (c), 508, 509, and 516 (b) of the Federal Crop Insurance Act, as amended: 52 Stat. 73, 52 Stat. 835, 58 Stat. 918; 7 U.S.C. 1506 (e), 1507 (c), 1508, 1509, 1516 (b).

MANNER OF OBTAINING INSURANCE

§ 415.101 *Availability of flax crop insurance.* (a) Flax crop insurance will be provided on the flax crop planted for harvest in 1947 in accordance with this subpart. Flax crop insurance against loss in yields will be offered only in States or counties where the Corporation determines that sufficient data are available to enable the Corporation to establish flax yields and premium rates. The coverage per acre of flax crop insurance shall not exceed 75 percent of the average yield of flax for the farm.

(b) Insurance will not be provided in any county unless written applications for insurance on crops authorized to be insured are filed, which, together with contracts in force, cover at least fifty farms, or one-third of the farms normally producing these crops, except that insurance may be provided for producers on farms situated in a local producing area bordering on a county with a crop insurance program.

§ 415.102 *Application for insurance.* Application for insurance, on a form entitled "Application for Flax Crop Insurance," may be made by any person to cover his interest as landlord, owner-operator, or tenant, in a flax crop. An application shall cover the applicant's interest in the flax crop on all insurance units considered for crop insurance purposes to be located in the county or, where applicable, on all insurance units in the local producing area, in which the applicant has an interest at the time of the seeding of the flax crop to be harvested in 1947: *Provided, however,* That an application executed by any person as an individual shall not cover his interest as a partner in a crop produced by a partnership. Applications shall be submitted to the office of the county association on or before the applicable closing date shown in § 415.141.

§ 415.103 *Acceptance of applications by the Corporation.* (a) Upon acceptance of an application by a duly authorized representative of the Corporation, the insurance contract shall be in effect, provided such application is submitted in accordance with this subpart. The applicant's copy of the accepted application shall be mailed to him.

(b) The Corporation reserves the right to reject any application for insurance with respect to any one or more of the insurance units covered by the application, or to limit the insurance on the applicant's interest in any insurance unit covered by the application to any available coverage per acre lower than the one applied for.

(c) Insurance contracts covering farms situated in a local producing area shall be handled in the office of the county association of an adjoining county with a crop insurance program.

INSURANCE COVERAGE

§ 415.104 *Insurable and non-insurable farms.* Any farm or part thereof which is designated on the crop insurance listing sheet as "non-insurable," because of the insurance risk involved, shall not be considered in any manner whatsoever under the insurance contract, except as provided in § 415.116 (b) and § 415.136. The Corporation may determine that a farm or part thereof is non-insurable and so designate it on the listing sheet at any time before the applicable calendar closing date for the filing of applications for insurance. Any farm or part thereof not so designated is insurable.

§ 415.105 *Determination of insured acreage and interest.* (a) Promptly after seeding a flax crop the insured shall submit to the Corporation, on a form entitled "Flax Crop Insurance Acreage Report," a report over his signature of the acreage seeded to flax on each insurance unit in which he has an interest at the time of seeding and his interest at the time of seeding in the flax seeded for harvest as seed. This report submitted by the insured shall be considered final and not subject to change by the insured.

(b) The insured acreage with respect to each insurance unit shall be the acreage of flax seeded for harvest as seed as reported by the insured or as determined by the Corporation, whichever the Corporation shall elect; *Provided, however,* That the Corporation reserves the right to limit the acreage to be insured: *Provided, further,* That insurance shall not attach with respect to any acreage seeded to flax which is destroyed or substantially destroyed and which can be reseeded before it is too late to reseed flax, as determined by the Corporation, and such acreage is not reseeded to flax.

(c) The insured interest with respect to each insurance unit shall be the insured's interest in the crop at the time of seeding as reported by the insured or the interest which the Corporation determines as the insured's actual interest at the time of seeding, whichever the Corporation shall elect: *Provided, however,* That for the purpose of determining loss, the insured interest shall not exceed the insured's actual interest at the time of loss.

§ 415.106 *Insurance period.* Insurance with respect to any insured acreage shall attach at the time the flax is seeded. Insurance shall cease with respect to any portion of the flax crop covered by the insurance contract upon threshing or removal from the insurance unit, but in no event shall the insurance remain in effect later than October 31, 1947, unless such time is extended in writing by the Corporation.

§ 415.107 *Insured production.* The insured production for each insurance unit under the contract shall be the number of bushels of flax determined by multiplying the insured acreage by the coverage per acre, and by the insured interest in the crop at the time of seeding. If different coverages per acre are applicable to parts of the insurance unit, the insured production shall be computed separately, using the applicable acreage for each coverage per acre, and the total of such computed amounts shall be the insured production for the insurance unit.

§ 415.108 *Causes of loss insured against.* The insurance contract shall cover loss in yield of flax due to unavoidable causes including drought, flood, hail, wind, frost, winter-kill, lightning, fire, excessive rain, snow, wildlife, hurricane, tornado, insect infestation, plant disease, and such other unavoidable causes as may be determined by the Board of Directors of the Corporation: *Provided, however,* That the Board of Directors may determine that for any county or area the insurance contract shall provide that loss in yield of flax due to any of the foregoing causes is not insured.

Where insurance is written on an irrigated basis, the insurance contract shall cover loss in yield due to failure of the water supply from natural causes that could not be prevented by the insured, lowering of the water level in pump wells adequate at the beginning of the growing season to the extent that either deepening the well or drilling a new well

would be necessary to obtain an adequate supply of water, failure of public power used for pumping or failure of an irrigation district or water company to deliver water where such failure is not within the control of the insured, or the collapse of casing in wells where such collapse could not have been foreseen and prevented by the insured.

§ 415.109 *Causes of loss not insured against.* The contract shall not cover damage to quality in any case, or loss in yield caused by:

(a) Neglect or malfeasance of the insured or of any person in his household or connected with the farm as tenant, or wage hand;

(b) Theft;

(c) Domestic animals or poultry;

(d) Poor farming practices, including but not limited to the use of defective or unadapted seed, overseeding or underseeding, failure properly to prepare the land for seeding and failure properly to seed, care for, or harvest and thresh the insured crop;

(e) Following different fertilizer or farming practices than those considered in establishing the average yield, or seeding on land of poorer average quality for the production of flax than the average quality of the land considered in establishing the average yield for the farm or part thereof;

(f) Failure to reseed the flax under circumstances where the Corporation determines it is practicable to reseed;

(g) Seeding flax under conditions of immediate hazard;

(h) Inability to obtain labor, seed, fertilizer, machinery, repairs or insect poisons;

(i) Breakdown of machinery or failure of equipment due to mechanical defects;

(j) Failure properly to apply irrigation water to flax in proportion to the amount of water available for all irrigated crops; or

(k) Failure to provide adequate casing or properly to adjust the pumping equipment in the event of a lowering of the water level in pump wells where such adjustments can be made without deepening the well.

PREMIUM FOR INSURANCE CONTRACT

§ 415.110 *Amount of premium.* The premium for each insurance unit under the contract shall be the number of bushels of flax determined by multiplying the insured acreage of flax for the insurance unit by the premium rate per acre and by the insured interest in the crop at the time of seeding. If more than one premium rate is applicable to the insurance unit, a premium shall be computed separately using the applicable acreage for each rate, and the total of the amounts so computed shall be the premium for the insurance unit. The premium for the insurance contract shall be the total of the premiums computed for the insured for all insurance units covered by the contract. The premium with respect to any insured acreage shall be regarded as earned when the flax crop on such acreage is seeded. The minimum premium payable by the insured with respect to any insurance contract shall be two bushels of flax.

§ 415.111 *Manner of payment of premium.* (a) By executing a form entitled "Application for Flax Crop Insurance", the applicant executes a premium note. This note represents a promise to pay to the Corporation, on or before the maturity date specified in § 415.142, the total premium for all insurance units covered by the insurance contract. Such note or unpaid portion thereof shall bear interest after maturity at the rate of one-half of one percent for each calendar month or fraction thereof, except that no interest shall be charged on any amount paid within two calendar months after maturity.

(b) Payment on any such note made before maturity may be made in flax or cash, or both. In connection with any such payment there shall be credited on the note the number of bushels of flax computed by dividing the payment made (the proceeds of the sale of flax if flax is paid) by the cash equivalent price per bushel for the date of payment. Later payments may be made only in cash. The cash equivalent of any premium or portion thereof which is not paid before maturity shall be established on the basis of the cash equivalent price in effect on the maturity date. Payments in cash shall be made by means of cash or by check, money order, or bank draft payable to the order of the Treasurer of the United States. All checks and drafts will be accepted subject to collection, and payments tendered shall not be regarded as paid unless collection is made. When a payment is made in flax, it shall be by means of a negotiable warehouse receipt or other instrument acceptable to the Corporation representing saleable flax.

(c) Any unpaid amount of any such note (either before or after the date of maturity) may be deducted from any indemnity payable under the contract by the Corporation, from the proceeds of any commodity loan to the insured, and from any payments made to the insured under the Soil Conservation and Domestic Allotment Act, as amended, or any other act of Congress or program administered by the United States Department of Agriculture. Where any such deduction is made before the date of maturity, the cash equivalent of the deduction will be based on the cash equivalent price used in computing the indemnity payment or the cash equivalent price determined by the Corporation to be in effect on the day the county committee approves such loan or other payment, whichever is applicable. Such price shall also be used in determining the number of bushels of flax to be credited on the note.

LOSS

§ 415.112 *Notice of loss or damage of flax crop.* Unless otherwise provided by the Corporation, if a loss is probable, notice in writing shall be given to the Corporation at the office of the county association immediately after any material damage to the insured crop and before the crop is harvested, removed, or any other use is made of it. Any such notice shall be given in time to allow the Corporation to make appropriate inspection.

§ 415.113 *Released acreage.* Any insured acreage on which the flax crop has been destroyed or substantially destroyed may be released by the Corporation for planting a substitute crop or to be put to another use. The flax crop shall be deemed to have been substantially destroyed if the Corporation determines that it has been so badly damaged that farmers generally in the area where the farm is located and on whose farms similar damage occurred would not further care for the crop or harvest any portion thereof.

Before any acreage is released it shall be inspected and an appraisal made of the yield that would be realized if the crop on such acreage remained for harvest. Any such appraisal shall be subject to the minimum set forth in § 415.116 (a).

On any acreage where the flax has been partially destroyed but not released by the Corporation, proper measures shall be taken to protect the crop from further damage. There shall be no abandonment of any crop or portion thereof to the Corporation.

§ 415.114 *Time of loss.* Loss, if any, shall be deemed to have occurred at the end of the insurance period as set forth in § 415.106, unless the Corporation determines that the flax crop was destroyed or substantially destroyed earlier, in which event the loss shall be deemed to have occurred on the date so determined by the Corporation.

§ 415.115 *Proof of loss.* If a loss is claimed, the insured shall submit to the Corporation a form entitled "Statement in Proof of Loss", containing such information regarding the manner and extent of the loss as may be required by the Corporation. The statement in proof of loss shall be submitted not later than 60 days after the time of loss, unless the time for submitting the claim is extended in writing by the Corporation. It shall be a condition precedent to any liability under the insurance contract that the insured establish that any loss for which claim is made has been directly caused by one or more of the hazards insured against by the insurance contract during the term of the contract, and that the insured further establish that the loss has not arisen from or been caused by, either directly or indirectly, any of the hazards not insured against by the insurance contract. If a loss is claimed, any flax acreage which is not to be harvested shall be left intact until the Corporation makes an inspection.

§ 415.116 *Amount of loss.* (a) The amount of loss with respect to any insurance unit will be the amount of the insured production under the contract for such insurance unit, less the product of the insured interest and the total production for such unit: *Provided, however*, That, if the seeded acreage on the insurance unit exceeds the insured acreage on such unit, as determined by the Corporation, the loss for which indemnity will be payable shall be computed by apportioning the production on the seeded acreage to determine the production applicable to the insured acreage: *Provided, further*, That, if separate yields or rates are established for parts of the insurance unit or if the insured has different shares in parts of the flax on the insurance unit, such apportionment may, if the Corporation so elects, be made on the basis of the ratio of the premium computed for the insured acreage to the premium computed for the seeded acreage. Such total production shall include:

(1) Flax produced from any acreage of the flax crop which was threshed;

(2) The appraised production for any acreage of the flax crop which is released by the Corporation and seeded to a substitute crop, but not less than the product of (i) such acreage and (ii) fifty percent of the coverage per acre (rounded after each computation in accordance with § 415.140);

(3) The appraised production for any acreage of flax that is not harvested (except the acreage covered in subparagraph (2) of this paragraph), but not less than the product of (i) such acreage and (ii) twenty percent of the coverage per acre (rounded after each computation in accordance with § 415.140);

(4) The appraised production for any portion of the insured flax acreage that is planted to a substitute crop or put to another use without the consent of the Corporation, but not less than the product of (i) such acreage and (ii) the coverage per acre (rounded in accordance with § 415.140);

(5) The appraised number of bushels by which production on any acreage has been reduced solely because of any cause not insured against, but not less than the product of (i) such acreage and (ii) the coverage per acre (rounded in accordance with § 415.140), minus any quantity of flax harvested from such acreage; and

(6) The appraised number of bushels by which production on any acreage has been reduced because of any cause not insured against, where damage on such acreage has resulted from a cause insured against and a cause not insured against.

Any damage to the flax crop caused by the seeding of perennial or biennial legumes or perennial grasses with the flax, or in the growing flax crop, shall be subject to an appraisal as a damage resulting from a cause not insured against. This appraisal shall be included under subparagraphs (5) or (6) of this paragraph, whichever is applicable.

(b) Where the insured fails to establish and maintain separate records, satisfactory to the Corporation, of acreage or production for the component parts of two or more insurance units or portions thereof, the insurance with respect to such units may be voided by the Corporation and the premium forfeited by the insured: *Provided, however*, That, if all the component parts of the combination are insured, the total of the insured production for the component parts shall be considered as the insured production for the combination, and any loss for such combination shall be determined as outlined in paragraph (a) of this section. Where the insured fails to establish and maintain separate records, satisfactory to the Corporation, of acreage or production for non-insurable acreage and for one or more insurance units or portions thereof, any production from the non-insurable acreage which is commingled with the production from the insured acreage shall be considered to have been produced on the insured acreage, or the insurance with respect to such unit(s) under the contract may be voided by the Corporation and the premium forfeited by the insured.

PAYMENT OF INDEMNITY

§ 415.117 *When indemnity payable.* The amount of loss for which the Corporation may be liable with respect to any insurance unit covered by the insurance contract shall be payable within 30 days after satisfactory proof of loss is approved by the Corporation. However, if payment of any indemnity is delayed for any reason beyond the time specified, the Corporation shall not be liable for interest or damages on account of such delay.

§ 415.118 *Indemnity payment.* (a) Any indemnity due under the insurance contract will be paid by the issuance of a certificate of indemnity which shall bear an expiration date. Settlement under such certificate will be made in cash or flax, as determined by the Corporation, in accordance with this subpart. Such certificate may also be used to obtain a loan from the Commodity Credit Corporation, if loans on certificates of indemnity are available.

(b) In case of a cash settlement under a certificate of indemnity, the cash equivalent of the indemnity shall be the number of bushels of flax specified in the certificate of indemnity multiplied by the cash equivalent price per bushel for the day the certificate of indemnity or other request of the insured for cash settlement or for determining the cash equivalent is received in the branch office of the Corporation, or the expiration date of the certificate, whichever occurs first. If the insured has not returned the certificate for cash settlement before the expiration date, the cash equivalent shall be established on the basis of the price in effect on the expiration date of the certificate and a check shall be issued in settlement of the indemnity claim, except where the certificate is used to secure a Commodity Credit Corporation loan. A cash settlement under a certificate of indemnity made more than 14 days after the issuance of the certificate shall be subject to a deduction for a reasonable charge for storage and handling and the schedule of such charges shall be shown on the certificate of indemnity.

(c) Any indemnity payable under an insurance contract shall be paid to, and settlement under the certificate of indemnity made with, the insured or such other person as may be entitled to the benefits of the insurance contract under the provisions of this subpart, notwithstanding any attachment, garnishment, receivership, trustee process, judgment, levy, equity or bankruptcy directed against the insured or such other person, or against any indemnity alleged to be due to such person; nor shall the Corporation or any officer, employee, or representative thereof be a proper party to any suit or action with reference to such indemnity or the proceeds thereof, nor be bound by any judgment, order, or decree rendered or entered therein. No officer, agent, or employee of the Corporation shall, because of any such process, order, or decree, pay or cause to be paid, to any person other than the insured or other person entitled to the benefits of the insurance contract, any indemnity payable, or any amount due in settlement of any certificate of indemnity in accordance with the provisions of the insurance contract. Nothing herein contained shall excuse any person entitled to the benefits of the insurance contract from full compliance with, or performance of, any lawful judgment, order, or decree with respect to the disposition of any sums paid thereunder as an indemnity.

(d) The Corporation shall provide for the posting annually in each county at the county courthouse of a list of indemnities paid for losses on farm in such county.

§ 415.119 *Adjustment in connection with indemnity payments.* Where an adjustment is made in the amount of an indemnity, settlement for such adjustment may be made on the basis of a cash equivalent price per bushel other than that used in making settlement under the certificate of indemnity originally issued.

§ 415.120 *Other insurance.* If the insured has or acquires any other insurance against substantially all the risks that are insured against by the Corporation under the insurance contract on the crop or portion thereof covered in whole or in part by such insurance contract, regardless of whether such other insurance is valid or collectible, the liability of the Corporation shall not be greater than its share would be if the amount of its obligations were divided equally between the Corporation and such other insurer. In any case where an indemnity is paid to the insured by another Government agency because of damage to the flax crop, the Corporation reserves the right to determine its liability under the insurance contract taking into consideration the amount paid by such other agency.

§ 415.121 *Subrogation.* The Corporation may require from the insured an assignment of all rights of recovery against any person(s) for loss or damage to the extent that payment therefor is made by the Corporation, and the insured shall execute all papers required and shall do everything that may be necessary to secure such rights.

§ 415.122 *Creditors.* An interest existing by virtue of a debt, lien, mortgage, garnishment, levy, execution, bankruptcy, or any other process shall not be considered an interest in an insured crop within the meaning of these regulations in this subpart.

PAYMENT OF INDEMNITY TO PERSONS OTHER THAN ORIGINAL INSURED

§ 415.123 *Indemnities subject to all provisions of insurance contract.* Indemnities payable to any person shall be subject to all provisions of the insurance contract, including the right of the Cor-

poration to deduct from any such indemnity the unpaid amount of the earned premium or any other obligation of the insured to the Corporation: *Provided, however*, That in case of a transfer of an interest in an insured crop, such deduction to be made from an indemnity payable to the transferee shall not exceed the premium due on the insurance unit or units involved in the transfer, plus the unpaid amount of any other obligation of the transferee to the Corporation. Any indemnity payable to any person other than the original insured as a result of a transfer, or otherwise, shall be subject to any collateral assignment of the insurance contract by the original insured.

§ 415.124 *Collateral assignment of right under insurance contract.* The right to an indemnity under an insurance contract may be assigned by the original insured as collateral security for a loan or other obligation of such insured. Such assignment shall be made by the execution of a form entitled "Collateral Assignment," and, upon approval thereof by the Corporation, the interest of the assignee will be recognized if an indemnity is payable under the insurance contract, to the extent of the amount determined to be the unpaid balance of the amount (including interest and other charges) for which such assignment was made as collateral security: *Provided, however*, That (a) payment of any indemnity will be subject to all conditions and provisions of the insurance contract and to any deductions authorized under § 415.123 and (b) payment of the indemnity may be made by check payable jointly to all persons entitled thereto and such payment shall constitute a complete discharge of the Corporation's obligation with respect to any loss under the insurance contract. The Corporation's approval of an assignment shall not create in the assignee any right other than that derived from the assignor. The Corporation shall in no case be bound to accept notice of any assignment of the insurance contract, and nothing contained in any assignment shall give any right against the Corporation to any person other than the insured, except to an assignee approved by the Corporation. Only one such assignment will be recognized, but if an assignment is released, a new assignment may be made.

§ 415.125 *Payment to transferee.* In the event of a transfer of all or a part of the insured interest in a flax crop before the beginning of harvest or the time of loss, whichever occurs first, the transferor shall immediately notify the Corporation thereof in writing at the office of the county association. The transferee under such a transfer shall be entitled to the benefits of the insurance contract with respect to the interest so transferred, subject to any assignment made by the original insured in accordance with § 415.124: *Provided, however*, That an involuntary transfer of an insured interest in a flax crop solely because of the existence of a debt, lien, mortgage, garnishment, levy, execution, bankruptcy, or other process shall not entitle any holder of any such interest to any benefits under the insurance contract: *Provided, further*, That the Corporation shall not be liable for a greater amount of indemnity in connection with the insured crop than would have been paid if the transfer had not taken place. If as a result of any such transfer, diverse interests appear with respect to any insurance unit, the indemnity, if any, payable with respect to such unit may be paid jointly to all persons having the insured interest in the crop at the time harvest is commenced or the time of loss, whichever occurs first, or to one of such persons on behalf of all such persons, and payment in any such manner shall constitute a complete discharge of the Corporation's liability with respect to such unit under the insurance contract.

§ 415.126 *Death, incompetence, or disappearance of insured.* (a) If the insured dies, is judicially declared incompetent, or disappears, before the time of loss, and his insured interest in a flax crop is a part of his estate at such time, or if the insured dies, is judicially declared incompetent, or disappears, subsequent to such time, the indemnity, if any, shall be paid to the legal representative of his estate, if one is appointed or is duly qualified. If no such representative is or will be so qualified, the indemnity shall be paid to the person(s) beneficially entitled to share in the insured's interest in the crop or to any one or more of such persons on behalf of all such persons: *Provided, however*, That if the indemnity represents a number of bushels of flax, the cash equivalent of which exceeds $500, the Corporation may withhold the payment of the indemnity until a legal representative of the insured's estate is duly qualified to receive such payment.

(b) If the insured dies, is judicially declared incompetent, or disappears before the time of loss, and his interest in the crop is not a part of his estate at such time, the indemnity, if any, shall be paid to the person(s) who succeeded to his interest in the crop in the manner provided for in § 415.125.

(c) If an applicant for insurance dies or is judicially declared incompetent less than 15 days before the applicable calendar closing date for the filing of applications but before any flax crop intended to be covered by insurance is seeded, whoever succeeds him on the farm with the right to seed the flax crop as his heir or heirs, administrator, executor, guardian, committee, or conservator shall be substituted for the original applicant upon filing with the office of the county association, within 15 days (unless such period is extended by the Corporation) after the date of such death or judicial declaration, or before the date of the beginning of seeding, whichever is earlier, a statement in writing in the form and manner prescribed by the Corporation, requesting such substitution and agreeing to assume the obligations of the original applicant arising out of such application. If no such statement is filed, as required by this paragraph, the original application shall be void.

(d) The insured shall be deemed to have disappeared within the meaning of this subpart if he fails to file with the county committee written notice of his new mailing address within 180 calendar days after any communication by or on behalf of the Corporation is returned undeliverable at the last known address of the insured.

§ 415.127 *Fiduciaries.* Any indemnity payable under an insurance contract, entered into in the name of a fiduciary who is no longer acting in such capacity at the time for the payment of indemnity, and settlement under the certificate of indemnity will be made to the succeeding fiduciary upon appropriate application and proof satisfactory to the Corporation of his incumbency. If there is no succeeding fiduciary, payment of the indemnity shall be made to, and settlement under the certificate of indemnity shall be made with, the persons beneficially entitled under this subpart to the insured interest in the crop, to the extent of their respective interests, upon proper application and proof of the facts: *Provided, however*, That the settlement may be made with any one or more of the persons so entitled, and payment may be made to such person or persons in behalf of all the persons so entitled, whether or not the person to whom payment is made has been authorized by the other interested persons to receive such payment.

§ 415.128 *Determination of person to whom indemnity shall be paid.* In any case where the insured has transferred his interest in all or a portion of the flax crop on any insurance unit, or has ceased to act as a fiduciary, or has died, has been judicially declared incompetent or has disappeared, payment in accordance with the provisions of these regulations in this subpart will be made only after the facts have been established to the satisfaction of the Corporation. The determination of the Corporation as to the existence or non-existence of a circumstance in the event of which payment may be made and of the person(s) to whom such payment will be made shall be final and conclusive. Payment of any indemnity under this section shall constitute a complete discharge of the Corporation's obligation with respect to the loss for which such indemnity is paid and settled and shall be a bar to recovery by any other person.

REFUNDS OF EXCESS NOTE PAYMENTS

§ 415.129 *Refunds of excess note payments.* The Corporation shall not be required to make a refund of any excess payment made on a note until the acreage planted to flax on all insurance units covered by the insurance contract has been determined. If a refund is to be made of any excess payment received before maturity the cash equivalent of such refund shall be determined on the basis of the number of bushels of flax to be refunded and the cash equivalent price for the appropriate grade of such flax effective for the date such payment was submitted to the Corporation. If more than one payment is made on the note, the payments shall be applied in the order of submittal to the Corporation. In computing the amount of any refund, the payments shall be considered in their inverse order and each such payment or portion thereof shall be regarded as a separate payment in determining the cash equivalent of the refund. Refunds of excess payments received on or after the maturity of the note shall be refunded in the actual amount of money paid to the Corporation in excess of that determined to be necessary to pay such note.

There shall be no refund of an amount less than $1.00, with respect to payments made either before or after the maturity of the note, unless written request for such refund is received by the Corporation within one year after the date of the maturity of the note.

§ 415.130 *Assignment or transfer of claims for refunds not permitted.* No claim for a refund, or any part or share thereof, or any interest therein, shall be assignable or transferable, notwithstanding any assignment of the insurance contract or any transfer of interest in any flax crop covered by the insurance contract. Refund of any excess note payment will be made only to the person who made such payment, except as provided in § 415.131.

§ 415.131 *Refund in case of death, incompetence, or disappearance.* In any case where a person who is entitled to a refund of a payment has died, has been judicially declared incompetent, or has disappeared, the provisions of § 415.126 with reference to the payment of indemnities in any such case shall be applicable with respect to the making of any such refund.

ESTABLISHMENT OF AVERAGE YIELDS AND PREMIUM RATES

§ 415.132 *Determination of farm average yields of flax per acre.* The Corporation shall establish average yields of flax for farms or parts of farms on the basis of the recorded or appraised yields for a representative period of years and shall, where necessary, adjust such yields so that the average yields for farms or parts of farms in the same area which are subject to the same conditions shall be fair and just.

§ 415.133 *Determination of premium rates.* The Corporation shall establish premium rates for all farms or parts of farms (except those which are designated on the crop insurance listing sheet as non-insurable) for which average yields are established and such rates shall be those deemed adequate to cover claims for flax crop losses and to provide a reasonable reserve against unforseen losses.

GENERAL

§ 415.134 *Meaning of terms.* For the purpose of the 1947 Flax Crop Insurance Program, the term:

(a) "Average yield" means the average yield of flax per acre established by the Corporation for each farm or part thereof as shown on the approved 1947 Crop Insurance listing sheet.

(b) "Cash equivalent price per bushel" means the net price per bushel of flax established by the Corporation for the area in which the insurance unit is located on the basis of the price of flax at the basic market designated by the Corporation for the area, with differentials, where applicable, for the location of the area in which the insurance unit is situated.

(c) "Corporation" means the Federal Crop Insurance Corporation.

(d) "County" means the area commonly designated as such, whether organized or not.

(e) "County association" means the County Agricultural Conservation Association in the county.

(f) "County committee" means the County Agricultural Conservation Committee for the county.

(g) "Coverage per acre" means the insured percentage (50 or 75 percent) of the average yield or a fixed number of bushels, whichever the contract provides for.

(h) "Crop insurance listing sheet" means the form prescribed by the Corporation for the purpose of maintaining a record of farms or parts thereof, average yields, premium rates, and any other related information with respect to such farms or parts thereof. The crop insurance listing sheet, when approved by the Corporation, shall be on file in the office of the county association and may be inspected by any producer whose farm is listed thereon.

(i) "Farm" means all adjacent or nearby farm land under the same ownership which is operated by one person, including also: (1) any other adjacent or nearby farm land which the county committee determines is operated by the same person as part of the same unit with respect to the rotation of crops and with workstock, farm machinery, and labor substantially separate from that for any other land; and (2) any field-rented tract (whether operated by the same or another person) which, together with any other land included in the farm constitutes a unit with respect to the rotation of crops: *Provided, however*, That, for the purpose of determining the minimum participation for a crop insurance program in any county, the term "farm" means that acreage of land which constitutes an insurance unit, except that where a landlord and all of his tenants file applications for insurance and all of the landlord's flax acreage is worked by tenants, the number of farms to be counted shall be one less than the number of insurance units.

A farm shall be regarded as located in the county if it is listed on the 1947 crop insurance listing sheet originally approved for such county. However, if a farm is not listed on the crop insurance listing sheet for a county before the applicable closing date for accepting applications in the county, the farm shall be regarded as located in the county in which the principal dwelling is situated, or, if there is no dwelling thereon, it shall be regarded as located in the county in which the major portion of the farm is located.

(j) "Flax crop" means all flax seeded for harvest as seed, but does not include (1) volunteer or self-seeded flax, (2) flax seeded with any other crop except perennial grasses or legumes other than vetch, and (3) flax seeded for purposes other than for harvest as seed.

(k) "Insurance contract" means the contract of insurance entered into between the applicant and the Corporation by virtue of the application for insurance and these regulations in this subpart and any amendments thereto.

(l) "Insurance unit" means all or that portion, as the case may be, of the farm (considered for the purpose of establishing the average yield(s) and premium rate(s)) in which the insured has an interest as a flax producer at the time of seeding, except that (1) any irrigable land on the farm to which irrigation water can be delivered from existing irrigation facilities and any contiguous small tracts shall constitute one insurance unit and the remainder shall constitute another insurance unit if so designated on the approved crop insurance listing sheet, (2) when separate yields and rates have been established for widely separated parts of a farm, such parts of the farm shall constitute separate insurance units: *Provided, however*, That all or any part of such land which is designated on the crop insurance listing sheet as "non-insurable" shall not constitute an insurance unit or any part thereof and shall not be considered in any manner whatsoever under the insurance contract, except as provided in § 415.116 (b) and 415.136.

(m) "Local producing area" means any area approved by the Corporation for the purposes of § 415.101 (b).

(n) "Person" means an individual, partnership, association, corporation, estate, or trust, or other business enterprise or other legal entity and, wherever applicable, a State, a political subdivision of a State, or any agency thereof.

(o) "Premium rate" means the premium rate per acre established by the Corporation for each farm or part thereof as shown on the approved crop insurance listing sheet.

(p) "State committee" means the State PMA Committee (formerly the State Agricultural Conservation Committee) for the State.

(q) "State Director" means the representative of the Corporation in the operation of the crop insurance program in the State.

(r) "Substitute crop" means any crop, except biennial and perennial legumes and perennial grasses, planted on released acreage before harvest of flax becomes general in the county as determined by the Corporation. Biennial and perennial legumes and perennial grasses seeded with the flax or with the growing flax crop shall not be considered a substitute crop.

(s) "Tenant" means a person who rents land from another person (for cash, a fixed commodity payment, or a share of the crop or proceeds therefrom), and is entitled under a written or oral lease or agreement to receive all or a share of the crop or proceeds therefrom produced on such land.

§ 415.135 *Restriction on purchase and sale of flax by the Corporation.* The restriction on the purchase and sale of flax, as provided in section 508 (d) of the Federal Crop Insurance Act, as amended, reads in part as follows:

Insofar as practicable, the Corporation shall purchase the agricultural commodity only at the rate and to a total amount equal to the payment of premiums in cash by

farmers or to replace promptly the agricultural commodity sold to prevent deterioration; and shall sell the agricultural commodity only to the extent necessary to cover payments of indemnities and to prevent deterioration: *Provided, however,* That nothing in this section shall prevent prompt offset purchases and sales of the agricultural commodity for convenience in handling. Nothing in this section shall prevent the Corporation from accepting, for the payment of premiums, notes payable in the commodity insured, or the cash equivalent, upon such security as may be determined pursuant to subsection (b) of this section, and from purchasing the quantity of the commodity represented by any of such notes not paid at maturity.

§ 415.136 *Records and access to farm.* For the purpose of enabling the Corporation to determine the loss, if any, that may have occurred under the insurance contract, the insured shall keep, or cause to be kept, for one year after the time of loss, records of the harvesting, storage, shipment, sale, or other disposition, of all flax produced on each insurance unit covered by the insurance contract, and on non-insurable acreage on each farm in the county in which he has an interest. Such records shall be made available for examination by the Corporation, and as often as may reasonably be required, any person or persons designated by the Corporation shall have access to the farm.

§ 415.137 *Review of determinations of State and county committees.* Any determination by a State or county committee shall be subject to review and approval or revision by duly authorized representatives of the Corporation.

§ 415.138 *Applicant's warranties; voidance for fraud.* In applying for insurance the applicant warrants that the information, data, and representations submitted by him in connection with the insurance contract are true and correct, and are made by him, or by his authority, and shall be taken as his act. The insurance contract may be voided and the premium forfeited to the Corporation without the Corporation's waiving any right or remedy, including its right to collect the amount of the note executed by the insured, whether before or after maturity, if at any time the insured has concealed any material fact or made any false or fraudulent statements relating to the insurance contract, the subject thereof, or his interest in the flax crop covered thereby, or if the insured shall neglect to use all reasonable means to produce, care for or save the flax crop covered thereby, whether before or after damage has occurred, or if the insured fails to give any notice, or otherwise fails to comply with the terms of the contract, including the note, at the time and in the manner prescribed.

§ 415.139 *Modification of insurance contract.* No notice to any county committee or representative of the Corporation or knowledge possessed by any such county committee or representative or by any other person shall be held to effect a waiver of or change in any part of the insurance contract or to estop the Corporation from asserting any right or power under such contract; nor shall the terms of such contract be waived or changed except as authorized in writing by a duly authorized offier or representative of the Corporation; nor shall any provision or condition of the insurance contract or any forfeiture be held to be waived by any delay or omission by the Corporation in exercising its rights and powers thereunder or by any requirement, act, or proceeding, on the part of the Corporation or of its representatives relating to appraisal or to any examination herein provided for.

§ 415.140 *Fractional units.* Fractions of yields per acre, coverages per acre, and premium rates shall be rounded to the nearest tenth of a bushel. Fractions of acres representing total acres of flax shall be rounded to the nearest tenth of an acre. Computations shall be carried to one digit beyond the digit that is to be rounded. If the extra digit computed is 1, 2, 3, or 4, the rounding shall be downward. If the extra digit computed is 6, 7, 8, or 9 the rounding shall be upward. If the extra digit computed is 5, the computation shall be carried to another digit. If the two extra digits are 50, the rounding shall be downward, and if the two extra digits are 51 or any higher figure, the rounding shall be upward.

§ 415.141 *Closing dates.* Closing dates for submission of applications to cover the 1947 flax crop shall be the earlier of: (a) The date of the beginning of seeding of the flax crop, or (b) September 28, 1946, for Texas; November 2, 1946 for Arizona and for Fresno, Imperial, Kern, Kings, Madera, Merced, Riverside, San Joaquin and Tulare Counties in California; February 15, 1947, for Oklahoma; March 15, 1947, for all other States and counties.

§ 415.142 *Maturity dates for payment of premium notes.* The maturity dates by States for the payment of premium notes shall be as follows: June 30, 1947, for Arizona, California, Oklahoma and Texas; July 31, 1947, for Iowa and Kansas; August 31, 1947, for all other States.

NOTE: The record keeping requirements of these regulations have been approved by, and subsequent reporting requirements will be subject to the approval of, the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Adopted by the Board of Directors on June 12, 1946.

[SEAL] E. D. BERKAW,
Secretary.
Federal Crop Insurance Corporation.

Approved: June 18, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-10493; Filed, June 18, 1946; 4:01 p. m.]

[Amdt. 1]

PART 418—WHEAT CROP INSURANCE

INSURANCE CONTRACTS COVERING 1947, 1948 AND 1949 CROP YEARS

Section 418.57 of the Wheat Crop Insurance Regulations for Insurance Contracts Covering the 1947, 1948 and 1949 Crop Years (11 F.R. 5531, 5645) is hereby amended to read as follows:

§ 418.57 *Determination of insured acreage.* (a) Promptly after seeding a wheat crop the insured shall submit to the Corporation, on a form entitled "Wheat Crop Insurance Acreage Report", a report of the acreage seeded to wheat on each insurance unit in which he has an interest at the time of seeding and his interest at the time of seeding in the wheat seeded for harvest as grain. The insured acreage with respect to each insurance unit shall be either the acreage of wheat seeded for harvest as grain as reported by the insured or as determined by the Corporation, whichever the Corporation shall elect: *Provided, however,* That the Corporation reserves the right to limit the acreage to be insured in any year: *Provided, further,* That insurance shall not attach with respect to any acreage seeded to wheat which is destroyed or substantially destroyed and which can be reseeded before it is too late to reseed to wheat, as determined by the Corporation, and such acreage is not reseeded to wheat.

(b) If the insured seeds only a part of his wheat for harvest as grain in any year of the contract he shall submit to the county committee with his acreage report of wheat seeded, a designation of any acreage seeded for purposes other than harvest as grain. Upon receipt of this designation and with the approval of the Corporation, the acreage used in computing the premium and insured production will not include such acreage. However, the total production from any wheat threshed from such acreage shall be considered as wheat produced on the insured acreage in determining a loss under the contract.

Adopted by the Board of Directors on June 12, 1946.

[SEAL] E. D. BERKAW,
Secretary.
Federal Crop Insurance Corporation.

Approved: June 18, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-10532; Filed, June 19 1946; 11:08 a. m.]

TITLE 9—ANIMALS AND ANIMAL PRODUCTS

Chapter I—Bureau of Animal Industry

[B. A. I. Order 330]

PART 72—TEXAS (SPLENETIC) FEVER IN CATTLE

QUARANTINE AREAS IN FLORIDA, TEXAS AND PUERTO RICO

Pursuant to authority conferred upon the Secretary of Agriculture by the act of Congress approved March 3, 1905, as amended and extended (21 U.S.C. 1940 ed. 123–128), the regulations in Title 9, Chapter I, Subchapter C, Part 72, of the Code of Federal Regulations, as amended, (9 C.F.R. 1943 Supp., Part 72) are hereby further amended as follows:

1. Section 72.2 is amended to read:

§ 72.2 *Splenetic or tick fever in cattle in described territory in Florida, Texas, and Puerto Rico; prohibiting interstate movement of cattle.* Notice is hereby given that the contagious and infectious disease known as splenetic or tick fever exists in cattle in portions of the States of Florida and Texas and in the Territory of Puerto Rico. Therefore, those portions of Florida and Texas and the Territory of Puerto Rico described in §§ 72.3, 72.4, and 72.5 are hereby quarantined, and the interstate movement of cattle therefrom shall be made only in accordance with the provisions of Parts 71 and 72 of this chapter. (Regs. 1 and 2, B. A. I. Order 309 as amended).

2. Section 72.3 is amended to read:

§ 72.3 *Area quarantined in Florida.* The following counties and portions of counties are quarantined: Glades, Highlands, and Okeechobee; that portion of Osceola County lying south of State Road No. 30; and that portion of Polk County lying east of State Road No. 8 running south from Frostproof to the Highlands County line, and south of State Road No. 30 running east from Frostproof to the Osceola County line.

3. Section 72.4 is amended to read:

§ 72.4 *Area quarantined in Puerto Rico.* The entire Territory is quarantined.

4. Section 72.5 is continued in force as follows:

§ 72.5 *Area quarantined in Texas.* The following portions of counties are quarantined:

(a) That part of Cameron County lying south of the following-described line:

Beginning at a point where the Brownsville ship channel enters the Gulf of Mexico; following said ship channel in a southwesterly direction to Port Brownsville, approximately 18 miles; thence in the same direction along the Port Brownsville-Brownsville Road to where it crosses Ranchito Viejo Resaca, approximately 2 miles; thence in a northwesterly direction following the Ranchito Viejo Resaca to the Sam Houston Boulevard Road, approximately 25 miles; thence in a southwesterly direction along this road to the intersection of the Rangerville-San Benito Road, approximately 3 miles; thence in a northwesterly direction along this road to the intersection of the Rangerville-Harlingen Road, approximately 5¾ miles; thence in a southerly direction along this road to where it intersects the San Benito & Rio Grande Valley Railway Co. (Missouri Pacific Railroad), approximately 7/10 mile; following this railroad in a westerly direction to the Cameron-Hidalgo County line, approximately 7½ miles.

(b) That part of Hidalgo County lying south and west of the following-described line:

Beginning at a point where the San Benito & Rio Grande Valley Railway Co. (Missouri Pacific Railroad) intersects the Hidalgo-Cameron County line; thence in a westerly direction along this railroad to where it intersects the East McAllen Road, approximately 23 miles; thence north along this road to where it intersects the South Mission Road, approximately 3 miles; thence in a southwesterly direction along this road to where it intersects the Stewart Road, approximately 5½ miles; thence north along this road to where it intersects Road No. 3, approximately 1 mile; thence west along this road to where it intersects the South Mission Road, 1 mile; thence north along the South Mission Road to where it intersects the Goodwin Road, 2 miles; thence west along this road to where it intersects the Inspiration Road, approximately 1¾ miles; thence north along the Inspiration Road to where it intersects Highway No. 83, 1 mile; thence in a northwesterly direction along this highway to the Hidalgo-Starr County line, about 15¼ miles.

(c) That part of Kinney County lying west of the following-described line:

Beginning at a point where the Kinney-Maverick County line intersects the Maverick County Water Control Improvement District Canal; thence in a northwesterly direction along said canal to a point where the Moody Ranch river fence intersects said canal, approximately 10 miles; thence along this river fence, which more or less follows the high watermark of the river to the Kinney-Val Verde County line.

(d) That part of Maverick County lying west of the following-described line:

Beginning at a point along the Webb-Maverick County line where the Laredo-Eagle Pass River road intersects the county line and following this road in a northwesterly direction to the northwest fence of the Cage-West Cattle Co. Ranch, approximately 15 miles; thence following the northwest fence in a westerly direction to where it intersects the L. L. Little Ranch fence, approximately 3 miles; thence following the latter fence in a northwesterly direction to where it intersects the Indio Cattle Co. fence, approximately 12 miles; thence following this fence in an easterly direction to where it intersects the Laredo-Eagle Pass River Road, approximately ½ mile; thence following this road in a northwesterly direction to where it intersects the north survey line of the Kifuri Overall Factory premises, approximately 16 miles; thence west along the north fence of these premises to where it intersects the Southern Pacific Railroad, approximately ¾ mile; thence in a northerly direction along this railroad to the north city limits of Eagle Pass, Tex., approximately 2 miles; thence west along the north city limits to Highway No. 85, approximately ½ mile; thence following Highway No. 85 in a northwesterly direction to where it intersects the Maverick County Water Control Improvement District Canal, approximately 11 miles; thence west along this canal to where it intersects the Quemado-Maverick County river fence, approximately ¼ mile; thence following this fence in a northwesterly direction to where it intersects the Ashbrook Ranch fence, approximately 11 miles; thence following the latter fence in a northwesterly direction to where it intersects the Maverick County Water Control Improvement District Canal, approximately 3 miles; thence following this canal in a northwesterly direction to the Maverick-Kinney County line, approximately 6 miles.

(e) That part of Starr County lying south and west of the following-described line:

Beginning at a point along the Hidalgo-Starr County line where Highway No. 83 intersects it; following this highway in a northwesterly direction to the Rio Grande Brick Factory property, approximately 10½ miles; thence west along the south fence of Will McMurray Ranch, approximately ¾ mile; thence north along Will McMurray Ranch fence to where it intersects Domingo Garza Ranch, approximately 10 miles; thence west along Domingo Garza Ranch fence to where it intersects Saginaw Ranch fence, approximately 3 miles; thence west along the Charco Blanco Road to where it intersects E. G. Gonzales fence, approximately 6 miles; thence north along this fence to Resendez Bros. fence, approximately 8 miles; thence west along this fence to where it intersects Garcona-Hebbronville Road, approximately 3 miles; thence south along this road to Las Ojas Filling Station, approximately 6 miles; thence west along Moreno Road to the west line of Porcion 73, approximately 5 miles; thence south along west fence of Porcion 73 to where Judge Garza's fence turns west, approximately 4 miles; thence west along this fence to where it intersects the Hebbronville-Roma Road, approximately 2 miles; thence south along this road to where it intersects Highway No. 83, approximately ½ mile; thence in a northwesterly direction along this highway to the northwest corner of H. P. Guerra pasture, approximately 3 miles; thence north along H. P. Guerra pasture fence to where it intersects M. Ramirez fence, approximately 4 miles; thence in a northwesterly direction along M. Ramirez, F. Hinajosa, and M. Canales fences to H. P. Guerra Sandia pasture fence, approximately 3 miles; thence in a southwesterly direction along this fence to Highway No. 83, approximately 6 miles; thence in a northwesterly direction along this highway to the Starr-Zapata County line, approximately 2½ miles.

(f) That part of Val Verde County lying south and west of the following-described line:

Beginning at a point where the Val Verde-Kinney County line is intersected by the Moody Ranch river fence; following this fence in a northwesterly direction to a corner post on the east boundary line of the South Loop Public Road; thence along the boundary line of said road in a northerly direction to a point where the road intersects the south boundary line of Del Rio, Tex., approximately 1.4 miles; thence in a westerly direction along the south boundary line of Del Rio, to the southwest corner of the city; thence in a northerly direction along the western boundary line of Del Rio to the northwest corner of the city; thence in an easterly direction along the northern boundary line of Del Rio to a point where said boundary line intersects U. S. Highway No. 90; thence on this highway in a northwesterly direction to the Devils River bridge, approximately 12 miles; thence in a southerly direction along the Devils River to a point where it empties into the Rio Grande River.

(g) That part of Webb County lying south and west of the following-described line:

Beginning at a point where Highway 83 intersects the Zapata-Webb County line; following this highway in a northwesterly direction to the La Pita Mangana Road, approximately 12 miles; thence east along this road to where it intersects the east fence of the Richter pasture, approximately ¾ mile; thence in a northeasterly direction along the Richter-Wormser-Clark fence to where it intersects the Laredo-Hebbronville Highway, approximately 4 miles; thence east along this highway to where it intersects the west fence of the A. M. Bruni Target Range pasture, approximately ⅛ mile; thence north along this fence to where it intersects the south line of the Rafeal Saenz Ranch, approximately 1¼ miles; thence east along this south fence to where it intersects the A. M. Bruni Ranch Colorado pasture west fence, approximately 2⅛ miles; thence north along this fence to where it intersects the L. R. Ortiz Ranch south fence, approximately 1½ miles; thence in a northwesterly direction along the latter fence to where it intersects the Rumsey Estate Ranch fence, approximately 3 miles; thence west along the south survey fence of the Rumsey Estate Ranch to the southwest corner of same, approximately

1 mile; thence in a northerly direction along the west fence of this ranch to the northwest corner of same, approximately 1 mile; thence in a northeasterly direction along the old San Antonio Road to where it intersects the L. R. Ortiz Ranch fence, approximately 1⅘ miles; thence in a southwesterly direction along the south fence of this ranch to the southwest corner of same, approximately 1⅕ miles; thence in a northeasterly direction along the west survey fence of this ranch to the south fence of the U. S. Target Range Farias pasture fence, approximately 1⅖ miles; thence in a southwesterly direction along this south fence to where it intersects the Laredo-San Antonio Highway, approximately 3 miles; thence in a northerly direction along this highway to where it intersects the south survey fence of the L. R. Ortiz Ranch, approximately 1⅗ miles; thence in a southwesterly direction along this survey fence to where it intersects the Rio Grande and Eagle Pass Railroad, approximately 1⅗ miles; following this railroad in a northwesterly direction to where it intersects the Laredo-Eagle Pass River Road, approximately 8 miles; thence following this road in a northwesterly direction to where it intersects the Webb-Maverick County line, approximately 59 miles.

(h) That part of Zapata County lying west of the following-described line:

Beginning at a point where Highway No. 83 intersects Starr-Zapata County line; thence in a northwesterly direction along Highway No. 83 to the Zapata-Webb County line, approximately 57 miles.

This rule 1, revision 41, which for purposes of identification is designated as B. A. I. Order 380, shall become effective on June 20, 1946, and shall supersede rule 1, revision 40 (B. A. I. Order 377).

INTERPRETATION

The effect of this order is as follows:

In Florida: Glades, Highlands, and Okeechobee Counties and parts of Osceola and Polk Counties are quarantined.

In Puerto Rico: The Territory of Puerto Rico is quarantined.

In Texas: The existing quarantine is continued.

Done at Washington, D. C., this 18th day of June 1946.

Witness my hand and the seal of the Department of Agriculture.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-10491; Filed, June 18, 1946; 4:01 p. m.]

TITLE 10—ARMY: WAR DEPARTMENT

Chapter VII—Personnel

PART 711—WOMEN'S ARMY CORPS

DUTIES OF DIRECTOR

Amend paragraph (c) of § 711.4 to read as follows:

§ 711.4 *Duties of director.* • • •

(c) Inspection of units, detachments, and individuals in the zone of interior and overseas. In the exercise of these responsibilities, the director is authorized to consult directly with the commanding generals concerned or their appropriate staff officers. (Act of 1 July 1943, Public Law 110, 78th Cong.) [W. D. Cir. 136, 11 May 1946 as amended by Cir. 174, 13 June 1946]

[SEAL] EDWARD F. WITSELL,
Major General,
The Adjutant General.

[F. R. Doc. 46-10530; Filed, June 19, 1946; 10:39 a. m.]

TITLE 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

[Docket No. 5109]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

SIMON ACKERMAN MANUFACTURERS & TAILORS, INC., ET AL.

§ 3.6 (a) *Advertising falsely or misleadingly—Business status, advantages or connections of advertiser—Manufacturing nature:* § 3.6 (r) *Advertising falsely or misleadingly—Prices—Forced or sacrifice sales:* § 3.6 (r) *Advertising falsely or misleadingly—Prices—Usual as reduced, special, etc.:* § 3.6 (dd) *Advertising falsely or misleadingly—Special or limited offers:* § 3.6 (ee) *Advertising falsely or misleadingly—Terms and conditions:* § 3.72 (d) *Offering deceptive inducements to purchase or deal—Forced sale and price concessions:* § 3.72 (n) *Offering deceptive inducements to purchase or deal—Special offers, savings and discounts:* § 3.72 (n10) *Offering deceptive inducements to purchase or deal—Terms and conditions.* In connection with the offering for sale, sale and distribution of clothing in commerce, representing directly or indirectly, (1) that respondents or any of them are discontinuing, retiring from, or going out of, the clothing business, unless the respondents referred to are in fact withdrawing from and severing all connection with such business; (2) that the prices at which respondents' merchandise is offered for sale and sold at retail are special or reduced prices, when such prices are in fact the usual and customary retail prices of such merchandise; or (3) that respondents are custom tailors, unless and until their garments are actually cut and made to the individual measurements of the purchasers thereof; prohibited. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U.S.C., sec. 45b) [Cease and desist order, Simon Ackerman Manufacturers & Tailors, Inc. et al., Docket 5109, May 15, 1946]

At a regular session of the Federal Trade Commission held at its office in the City of Washington, D. C., on the 15th day of May A. D. 1946.

In the Matter of Simon Ackerman Manufacturers & Tailors, Inc., a Corporation; Simon Ackerman; May Ackerman; Myron Ackerman; and Raymond Ackerman, Individually and as Officers and Directors of Simon Ackerman Manufacturers & Tailors, Inc., a Corporation

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission, the answer of the respondents, and a stipulation as to the facts entered into between counsel for respondents and Richard P. Whiteley, Assistant Chief Counsel for the Commission, which provided, among other things, that without further evidence or other intervening procedure the Commission might issue and serve upon the respondents findings as to the facts and conclusion based thereon and an order disposing of the proceeding; and the Commission having made its findings as to the facts and conclusion that the respondents have violated the provisions of the Federal Trade Commission Act:

It is ordered, That the respondents, Simon Ackerman Manufacturers & Tailors, Inc., a corporation (formerly doing business under the name Simon Ackerman Clothes, Inc.) and its officers, and Simon Ackerman, May Ackerman, Myron Ackerman and Raymond Ackerman, individually and as officers and directors of said corporation, and respondents' representatives, agents and employees, directly or through any corporate or other device in connection with the offering for sale, sale and distribution of clothing in commerce, as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from representing directly or indirectly:

(1) That respondents or any of them are discontinuing, retiring from, or going out of, the clothing business, unless the respondents referred to are in fact withdrawing from and severing all connection with such business.

(2) That the prices at which respondents' merchandise is offered for sale and sold at retail are special or reduced prices, when such prices are in fact the usual and customary retail prices of such merchandise.

(3) That respondents are custom tailors, unless and until their garments are actually cut and made to the individual measurements of the purchasers thereof.

It is further ordered, That the respondents shall within sixty (60) days from the date of service upon them of this order, file with the Commission a report in writing setting forth the manner and form in which they have complied with this order.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 46-10537; Filed, June 19, 1946; 11:25 a. m.]

[Docket No. 5125]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

LEVENTHAL & HURWITZ, ET AL.

§ 3.66 (a7) *Misbranding or mislabeling—Composition—Wool Products Labeling Act:* § 3.66 (k) *Misbranding or mislabeling—Source or origin—Wool Products Labeling Act:* § 3.71 (a) *Neglecting, unfairly or deceptively, to make material disclosure—Composition—Wool Products Labeling Act:* § 3.71 (c7) *Neglecting, unfairly or deceptively, to make material disclosure—Source or origin—Wool Products Labeling Act.* Selling and distributing in commerce women's coats and suits, or other "wool products" as defined in and subject to the Wool Products Labeling Act of 1939, which contain, purport to contain, or are represented as containing "wool", "reprocessed wool", or "reused wool", as those terms are defined in said act, and which products are misbranded in that they do not have affixed thereto a stamp, tag, label, or other means of identification showing in a clear and conspicuous manner: (a) The percentage of the total fiber weight of such wool products, exclusive of ornamentation not exceeding five percentum of said total fiber weight, of (1) wool, (2) reprocessed wool, (3) reused wool, (4) each fiber other than wool where said percentage by weight of such fiber is five percentum or more, and (5) the aggregate of all other fibers; (b) the maximum percentage of the total weight of such wool product of any nonfibrous loading, filling, or adulterating matter; (c) the name of the manufacturer of such wool product; or the manufacturer's registered identification number and the name of a seller of such wool product; or the name of one or more persons introducing such wool product into commerce, or engaged in the sale, transportation, or distribution thereof in commerce, as "commerce" is defined in the Federal Trade Commission Act and the Wool Products Labeling Act of 1939; prohibited, subject to the provision, however, that nothing contained in the order shall be construed as limiting any applicable provisions of the Wool Products Labeling Act of 1939 or the rules and regulations promulgated thereunder. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U.S.C., sec. 45b; 54 Stat. 1128; 15 U.S.C. sec. 68) [Cease and desist order, Leventhal & Hurwitz, et al., Docket 5125, May 14, 1946]

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 14th day of May A. D. 1946.

In the Matter of Edward Leventhal, and Jacob Hurwitz, Individually and as Copartners Trading and Doing Business as Leventhal & Hurwitz, and Harry Haber, an Individual Trading and Doing Business as Haber & Company

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission, the answers of the respondents, evidence in support of and in opposition to the complaint, report of the trial examiner upon the evidence, and briefs in support of and in opposition to the complaint (oral argument not having been requested); and the Commission having made its findings as to the facts and its conclusion that respondent Harry Haber has violated the provisions of the Federal Trade Commission Act and the Wool Products Labeling Act of 1939:

It is ordered, That respondent Harry Haber, individually and trading as Haber & Company, or trading under any other name, and his agents, representatives and employees, directly or through any corporate or other device, do forthwith cease and desist from selling and distributing in commerce, as "commerce" is defined in the aforesaid acts, women's coats and suits, or other "wool products" as defined in and subject to the Wool Products Labeling Act of 1939, which contain, purport to contain, or are represented as containing "wool", "reprocessed wool", or "reused wool", as those terms are defined in said act, and which products are misbranded in that they do not have affixed thereto a stamp, tag, label, or other means of identification showing in a clear and conspicuous manner:

(a) The percentage of the total fiber weight of such wool products, exclusive of ornamentation not exceeding five per centum of said total fiber weight, of (1) wool, (2) reprocessed wool, (3) reused wool, (4) each fiber other than wool where said percentage by weight of such fiber is five per centum or more, and (5) the aggregate of all other fibers.

(b) The maximum percentage of the total weight of such wool product of any nonfibrous loading, filling, or adulterating matter.

(c) The name of the manufacturer of such wool product; or the manufacturer's registered identification number and the name of a seller of such wool product; or the name of one or more persons introducing such wool product into commerce, or engaged in the sale, transportation, or distribution thereof in commerce, as "commerce" is defined in the Federal Trade Commission Act and the Wool Products Labeling Act of 1939.

Provided, That nothing contained in this order shall be construed as limiting any applicable provisions of the Wool Products Labeling Act of 1939 or the rules and regulations promulgated thereunder.

It is further ordered, That said respondent shall within 60 days after service upon him of this order file with the Commission a report in writing setting forth in detail the manner and form in which he has complied with this order.

It is further ordered, That the complaint in this proceeding be, and it hereby is, dismissed as to respondents Edward Leventhal and Jacob Hurwitz.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 46-10536; Filed, June 19, 1946; 11:25 a. m.]

[Docket No. 5174]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

CONSUMERS HOME EQUIPMENT CO. ET AL.

§ 3.24 (b) *Coercing and intimidating—Customers or prospective customers—To purchase or support product or service—By withholding customer's property or rights:* § 3.41 *Delaying or withholding corrections, adjustments or returns:* § 3.51 *Enforcing dealings or payments wrongfully:* § 3.69 (c) *Misrepresenting oneself and goods—Prices—Comparative:* § 3.69 (c) *Misrepresenting oneself and goods—Prices—Usual as reduced or to be increased:* § 3.72 (m10) *Offering deceptive inducements to purchase or deal—Sample, offer or order conformance:* § 3.72 (n) *Offering deceptive inducements to purchase or deal—Special offers, savings and discounts.* In connection with the offering for sale, and distribution of silverware, mattresses, blankets, radios, towels, and other articles of merchandise in commerce, (1) using any sales plan or method which involves the use or display of samples of merchandise of a kind or quality different from that which the respondents actually deliver; (2) representing, directly or by implication, that respondents are offering for sale merchandise of a kind or quality different from that which the respondents actually deliver; (3) representing, directly or by implication, that merchandise which is offered for sale at the usual and customary prices therefor is being sold at special or reduced prices; or in any other manner representing that a purchaser is receiving an advantage in price or other consideration not ordinarily available; (4) representing, directly or by implication, that respondents are making a special offer of a limited quantity of any particular merchandise when such offer is made available to purchasers generally and orders received are filled without limitation; (5) representing, directly or by implication, that the prices charged by respondents for their merchandise represent a savings from the usual and customary retail price when in fact such prices are equal to, or higher than, the usual or customary price charged for merchandise of like grade and quality by other retailers thereof; or, (6) coercing, or attempting to coerce, purchasers to accept merchandise of a kind or quality different from that ordered by refusing or delaying to make adjustment of complaints, or in any other manner; prohibited. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U.S.C., sec. 45b) [Cease and desist order, Consumers Home Equipment Company, et al., Docket 5174, May 10, 1946]

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 10th day of May A. D. 1946.

In the Matter of Consumers Home Equipment Company, a Corporation, and Avery B. Chereton, Harry H. Chereton, H. H. Gordon, and E. Mallison, Individually and as Officers and Directors of Consumers Home Equipment Company, and Mrs. Hannah Chereton, Individually and as a Director of Consumers Home Equipment Company.

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission, answer of the respondents, testimony and other evidence in support of the complaint and in opposition thereto taken before a trial examiner of the Commission theretofore duly designated by it, report of the trial examiner upon the evidence and exceptions filed thereto, and briefs filed in support of the complaint and in opposition thereto; and the Com-

mission having made its findings as to the facts and its conclusion that the respondents have violated the provisions of the Federal Trade Commission Act:

It is ordered, That the respondent Consumers Home Equipment Company, a corporation, and its officers, and the respondents Avery B. Chereton, Harry H. Chereton, H. H. Gordon, and E. Mallison, individuals, and their respective representatives, agents, and employees, directly or through any corporate or other device in connection with the offering for sale, sale, and distribution of silverware, mattresses, blankets, radios, towels, and other articles of merchandise in commerce as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from:

1. The use of any sales plan or method which involves the use or display of samples of merchandise of a kind or quality different from that which the respondents actually deliver.

2. Representing, directly or by implication, that respondents are offering for sale merchandise of a kind or quality different from that which the respondents actually deliver.

3. Representing, directly or by implication, that merchandise which is offered for sale at the usual and customary prices therefor are being sold at special or reduced prices; or in any other manner representing that a purchaser is receiving an advantage in price or other consideration not ordinarily available.

4. Representing, directly or by implication, that respondents are making a special offer of a limited quantity of any particular merchandise when such offer is made available to purchasers generally and orders received are filled without limitation.

5. Representing, directly or by implication, that the prices charged by respondents for their merchandise represent a savings from the usual and customary retail price when in fact such prices are equal to, or higher than, the usual or customary price charged for merchandise of like grade and quality by other retailers thereof.

6. Coercing, or attempting to coerce, purchasers to accept merchandise of a kind or quality different from that ordered by refusing or delaying to make adjustment of complaints, or in any other manner.

It is further ordered, That the complaint herein be, and the same hereby is, dismissed as to the respondent Mrs. Hannah Chereton.

It is further ordered, That the respondents shall, within sixty (60) days after service upon them of this order, file with the Commission a report in writing setting forth in detail the manner and form in which they have complied with this order.

By the Commission.

[SEAL] OTIS B. JOHNSON, *Secretary.*

[F. R. Doc. 46-10538; Filed, June 19, 1946; 11:25 a. m.]

TITLE 20—EMPLOYEES' BENEFITS

Chapter II—Railroad Retirement Board

PART 214—ANNUITY BEGINNING DATE

CLARIFICATION OR CHANGE OF BEGINNING DATE

Pursuant to the general authority contained in section 10 of the act of June 24, 1937 (Sec. 10, 50 Stat. 314; 45 U.S.C. 228j), § 214.4 of the regulations of the Railroad Retirement Board under such act (4 F.R. 1477) is amended, effective June 11, 1946, by Board Order 46-238 dated June 11, 1946, as follows:

Paragraph (b) of § 214.4 is hereby repealed, and paragraph (c) is hereby relettered (b).

By authority of the Board.

Dated: June 17, 1946.

[SEAL] MARY B. LINKINS, *Secretary of the Board.*

[F. R. Doc. 46-10528; Filed, June 19, 1946; 9:28 a. m.]

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter I—Interstate Commerce Commission

[S. O. 534]

PART 95—CAR SERVICE

MOVEMENT OF EMPTY BOX CARS; APPOINTMENT OF AGENT

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 18th day of June A. D. 1946.

It appearing, that the President of the United States has instructed the appropriate agencies of the Government to put into effect a number of emergency measures designed to help meet critically urgent needs for food in foreign countries to the greatest possible extent in the shortest possible time and has directed that "specific preference will be given to the rail movement of wheat, corn, meat and other essential foods in order promptly to export maximum quantities to the destinations where most needed"; that this Commission has issued Service Order No. 454 according preference for export wheat, corn, meat and other essential foods, and Service Order No. 531 according priority for grain from country elevators to terminal elevators; that the movement, supply and distribution of box cars is inadequate to meet the demands presented in all sections of the United States; the Commission is of opinion that an emergency requiring immediate action exists in all sections of the country; it is ordered, that:

(a) *Definitions.* (1) The term "common carrier" as used herein means a common carrier by railroad subject to the Interstate Commerce Act.

(2) The term "car" as used herein means an empty box car.

(b) (1) *Designation.* Warren C. Kendall, Chairman, Car Service Division, Association of American Railroads, Washington, D. C., is hereby designated and appointed as agent of the Interstate Commerce Commission and vested with authority to regulate the use, control, supply, movement, distribution, exchange and interchange of cars to, from or between common carriers in the United States.

(2) *Outline of duties.* As agent, acting on instructions of the Director, Bureau of Service, he is hereby authorized and directed to order any common carrier, to (1) accept, (2) deliver, (3) transport, (4) distribute, or (5) accept, deliver, transport, and distribute cars for the purpose of providing cars at points in the United States where necessary.

(c) *Execution of Agent's orders.* Each common carrier, as it may be affected by Agent Kendall's orders, shall perform the service required therein without delay.

(d) *Application.* The provisions of this order shall apply to cars moving in intrastate and foreign commerce as well as interstate commerce.

(e) *Rules, regulations and practices suspended.* The operation of all rules, regulations, and practices insofar as they conflict with the provisions of this order, is hereby suspended.

(f) *Effective date.* This order shall become effective at 12:01 a. m., June 21, 1946.

(g) *Expiration date.* This order shall expire at 11:59 p. m., December 20, 1946, unless otherwise modified, changed, suspended or annulled by order of this Commission. (40 Stat. 101, sec. 402, 418; 41 Stat. 476, 485, secs. 4, 10; 54 Stat. 901, 912; 49 U.S.C. 1 (10)–(17), 15 (4))

It is further ordered, that a copy of this order and direction shall be served upon each State railroad regulatory body, and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 46-10534; Filed, June 19, 1946; 11:20 a. m.]

TITLE 29—LABOR

Chapter IX—Department of Agriculture (Agricultural Labor)

[Supp. 93, Amdt. 1]

PART 1110—SALARIES AND WAGES OF AGRICULTURAL WORKERS IN THE STATE OF OREGON

WORKERS ENGAGED IN PICKING SWEET AND SOUR CHERRIES IN CERTAIN COUNTIES IN OREGON

Section 1110.16 is hereby amended by including within the area covered by this Supplement 93 the County of Lane in the State of Oregon.

This Amendment 1 to Supplement 93 shall become effective at 12:01 a. m., Pacific standard time, June 18, 1946.

(56 Stat. 765 (1942); 50 U.S.C. 961 et seq. (Supp. IV); 57 Stat. 63 (1943), 50 U.S.C. 964 (Supp. IV); 58 Stat. 632 (1944); Pub. Law 108, 79th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; E.O. 9577, 10 F.R. 8087; E.O. 9620, 10 F.R. 12023; E.O. 9651, 10 F.R. 13487; E.O. 9697, 11 F.R. 1691; regulations of the Economic Stabilization Director, 8 F.R. 11960, 12139, 16702; 9 F.R. 6035, 14547; 10 F.R. 9478, 9628; 11 F.R. 2517; regulations of the Secretary of Agriculture, 9 F.R. 655, 12117, 12611; 10 F.R. 7609, 9581; 9 F.R. 831, 12807, 14206; 10 F.R. 3177; 11 F.R. 5903)

Issued this 18th day of June 1946.

[SEAL] WILSON R. BUIE, *Director, Labor Branch, Production and Marketing Administration.*

[F. R. Doc. 46-10492; Filed, June 18, 1946; 4:01 p. m.]

TITLE 32—NATIONAL DEFENSE

Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong.; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

PART 3270—CONTAINERS

[Conservation Order M-81, as Amended June 19, 1946]

CANS

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of materials entering into the manufacture of cans for defense, for private account and for export, and the following order is deemed necessary and appropriate in the public interest and to promote the national defense.

§ 3270.31 *Conservation Order M-81*—(a) *What this order does.* This order establishes the sequence of manufacture and delivery, and limits the use of cans made of tinplate, terneplate or blackplate. The order lists in Schedule I the only products which may be packed in tinplate, terneplate, or blackplate cans. Certain exceptions are stated in paragraphs (h), (i), (j), and (k).

(b) *Definitions.* For the purpose of this order:

(1) "Can" means any unused container made in whole or in part of tinplate, terneplate, or blackplate, which is suitable for packing any product. The term includes any container which has a closure or fitting, made in whole or in part of tinplate, terneplate or blackplate, but does not include a glass container having such a closure or fitting. The term does not include fluid milk shipping containers.

(2) "Tinplate" means steel sheets coated with tin (including primes and seconds) and includes (i) electrolytic tinplate in which the tin coating is applied by electrolytic deposition, and (ii) hot dipped tinplate in which the tin coatings are applied by immersion in molten tin. The term includes hot dipped tinplate waste-waste, but not electrolytic tinplate waste-waste or tinplate waste.

(3) "Terneplate" means steel sheets coated with terne metal (including primes and seconds). The term does not include terneplate waste-waste or terneplate waste. "Terne metal" means the lead-tin alloy used as the coating for terneplate but does not include lead recovered from secondary sources which contains not more than 2½ percent residual tin.

(4) "SCMT" means special coated manufacturers' terneplate.

(5) "Waste" means scrap tinplate and terneplate (including strips and circles) produced in the ordinary course of manufacturing cans and tinplate and terneplate strips produced in the ordinary course of manufacturing tinplate and terneplate. The term also includes tinplate and terneplate parts recovered from used cans.

(6) "Waste-waste" means hot dipped or electrolytic tin-coated steel sheets or steel sheets coated with terne metal which have been rejected during processing by the producer because of imperfections which disqualify such sheets from sale as primes or seconds.

(7) "Blackplate" means steel sheets (other than tinplate or terneplate) 29 gauge or lighter. The term includes "blackplate rejects", chemically treated blackplate (CTB), electrolytic tinplate waste-waste, terneplate waste-waste, tinplate waste, and terneplate waste. The term does not include hot dipped tinplate waste-waste.

RESTRICTIONS ON CAN MANUFACTURERS

(c) *General restrictions on sale, manufacture and delivery.* No person shall sell, manufacture or deliver any cans which he knows, or has reason to believe, will be accepted or used in violation of any provision of this order.

(d) *Manufacturing and delivery preferences for certain types of cans.* (1) Can manufacturers must disregard preference ratings (except AAA) in accepting and filling orders for cans.

(2) Every can manufacturer must regard each of his requirements contracts as an order calling for delivery of cans in the quantities and at the times he reasonably anticipates will be requested under the contract, based on past experience under the same or similar contracts. (A "requirements contract" is a contract under which a purchaser of cans agrees to buy his entire requirements of cans from a certain can manufacturer for a stated period without specifying the delivery dates on which the cans will be required or the quantities which will be required.) So far as practicable every can manufacturer shall schedule his operations (including his ordering of tinplate, terneplate and blackplate) so as to permit delivery of cans in the quantities and at the times he reasonably anticipates will be requested. Where he is unable to schedule all orders for cans for delivery at the time he anticipates will be requested, he should schedule his operations and select the orders to be placed in his production schedule according to the following preference:

(i) Anticipated requirements for cans to pack products designated with the letter A in Column 2 of Schedule I, or cans for home canning made under paragraph (j).

(ii) Anticipated requirements for cans to pack products designated with the letter B in Column 2 of Schedule I.

(iii) Anticipated requirements for cans to pack products designated with the letter C in Column 2 of Schedule I.

(3) A can manufacturer must not wait until he receives actual delivery orders under his requirements contracts before giving those contracts the preferential treatment described in paragraph (d) (2). Also he must not fill any orders for cans with lower preference designations if by doing so he will make himself unable to meet deliveries which he reasonably anticipates will be requested for cans with a higher preference.

(e) *Completion and sale of outdated cans.* Whenever can material specifications for a product are changed by an amendment to this order, a can manufacturer must continue to sell, make and deliver cans for that product (subject to the preferences of paragraph (d)) in accordance with the former specifications and must not make any cans conforming to the new specifications as long as there is available to him tinplate, terneplate, or blackplate which was intended for use under the former specifications, and which was in process at the tin mill or in its inventory for his account, or in his own inventory on the date of the change.

(f) *Certificate for deliveries of cans.* No can manufacturer shall sell, make or deliver any cans unless he has received from the purchaser after March 1, 1946, a certificate signed manually or as provided in Priorities Regulation 7. This certificate shall be in substantially the following form and once filed by a purchaser with a supplier, covers all future deliveries from the supplier to that purchaser:

> The undersigned purchaser certifies, subject to criminal penalties for misrepresentation, that he is familiar with Order M-81 of the Civilian Production Administration, and that all purchases from you of items regulated by that order, and the use of the cans by the undersigned, will be in compliance with that order.

The standard certificate described in Priorities Regulation 7 may not be used in place of this certificate. Any person who has given a certificate under this order before March 1, 1946, need not file a new certificate until March 14, 1946.

RESTRICTIONS ON CAN USERS

(g) *General restrictions on use of cans.* No person may use a tinplate, terneplate, or blackplate can for any purpose other than for packing the products listed in Schedule I in accordance with the packing quota, size and material limitations set forth in that schedule. The only exceptions to this rule are set forth in paragraphs (h) through (k).

(h) *Exception for small users.* Any person whose total use of cans for packing in any calendar year requires less than 250 base boxes of tinplate and terneplate may use cans with the soldered parts made from 0.25 electrolytic tinplate for packing any product, except animal food (see paragraph (l)). If a Small User is packing a product listed in Schedule I of Order M–81, he may, if he prefers, use cans in accordance with can size and can material specifications listed for the respective products. Such small users are exempt from packing quotas for tinplate or terneplate cans.

(i) *Exception for persons without quotas.* Where a packing quota is established in Schedule I for a particular product, any person who did not pack that product during the base period stated may continue to pack it until March 14, 1946 without regard to the packing quota. If he wants to pack that product after that date, he must apply for a quota by filing a letter in duplicate with the Civilian Production Administration, Washington 25, D. C., Ref: M–81. This letter should state what product or products he wants to pack and what facilities he has for this purpose. Civilian Production Administration will assign a quota to him on an equitable basis in view of the quotas of other packers in the industry.

(j) *Exception for products which are not to be sold.* Cans may be used to pack any product which is not to be sold in the same or different form, but this does not permit the use of cans contrary to the other provisions of the order for the purpose of advertising or promoting the sale of a product.

As explained in paragraph (d) a can manufacturer shall schedule requirements of cans produced for home canning under this paragraph in accordance with preference "A". Any other cans produced under this paragraph shall be scheduled in accordance with preference "C".

(k) *Exception for cans permitted before an amendment.* Whenever can material specifications for a product are changed by an amendment to this order, any person may pack that product in any can which was permitted before the amendment if the can, or the tinplate, terneplate, or blackplate incorporated in it, was in his inventory, in the inventory of the can manufacturer, or in process or in inventory at a tin mill for the account of the can manufacturer on the date of the amendment. A packer must accept and use (within quota) any outdated cans for any product produced under paragraph (e) which the can manufacturer offers to him before using any cans for that product produced under the new specifications.

(l) *Prohibition against use of tinplate for cans for animal food.* No person shall use cans with any part made of tinplate, tinplate waste-waste, or tinplate waste, for packing any food which is not intended and suitable for human consumption. The use of such cans for animal and pet food is not permitted.

MISCELLANEOUS

(m) *Appeals.* Appeals from this order shall be filed by addressing a letter in triplicate to the Civilian Production Administration, Washington 25, D. C., Ref: M–81. The letter of appeal need not follow any particular form. It should state informally, but completely, the provisions appealed from, the precise relief desired, the reasons why denial of the appeal would result in undue and excessive hardship, and such other statistical and narrative information as may be pertinent.

(n) *Communications.* All communications concerning this order shall, unless otherwise directed, be addressed to: Civilian Production Administration, Washington 25, D. C., Ref: M–81.

(o) *Violations.* Any person who willfully violates any provision of this order or who, in connection with this order willfully conceals a material fact or furnishes false information to any department or agency of the United States is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further delivery of, or from processing or using, material under priority control and may be deprived of priorities assistance.

Issued this 19th day of June 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

SCHEDULE I

Column 1. Listed products. Listed in this column are the only products, which may be packed in cans. Certain exceptions are stated in paragraphs (h), (i), (j), and (k).

Column 2. Sequence of manufacture and delivery. This column indicates the sequence which a can manufacturer must follow in the manufacture and delivery of cans permitted by this order. (see paragraph (d)).

Column 3. Packing quotas. (a) This column indicates the permitted packing quotas for the respective listed products. The quotas for the respective products are not interchangeable unless so noted. Where the word "unlimited" appears in the column opposite a particular product this means that a packer may use the specified cans in an unlimited quantity to pack that particular product. Where the permitted packing quota is specified with a percentage only, as for example, "100%", this means that the packer's packing quota for the calendar year 1946 is 100% of the quantity, by area of measurement of tinplate, terneplate and blackplate used by him for packing the particular product during 1941 or 1945, whichever was greater. Where the percentage is followed by a year, as, for example, "100% of 1944" this means that the packer's packing quota for 1946 is 100% of the quantity, by area of measurement of tinplate, terneplate and blackplate used by him for packing the particular product during the base year specified. Cans used for packing any product for U. S. Army or Navy use are exempt from the quota restrictions, and, in determining the packing quota for any product, all cans packed for these agencies during the base period specified shall be excluded.

(b) In addition to the general quota restrictions described above, from March 1 to September 30, 1946, no packer may use or accept delivery in any calendar month, or order for delivery in any calendar month, more cans for a product with a packing quota than 10% of his 1946 quota for that product. This monthly limit does not apply to any product marked with an asterisk (*) in column 3 of Schedule I, or to any person whose total use of cans in 1946 does not exceed one carload. Also it does not require any person to order or accept delivery of cans in less than carload lots.

(c) For products designated with the letter "B" in Column 2 the quota restrictions apply to all cans for that product (including any cans made wholly of blackplate); except that any packer may order, accept delivery of, and use cans made wholly of blackplate in addition to his quota if the cans were completely fabricated on March 1, 1946, or if the packer notifies the can manufacturer in writing that the additional blackplate cans are to be scheduled in accordance with preference "C".

(d) For products designated with the letter "C" in Column 2, the quota restrictions do not apply to cans made wholly of blackplate.

Column 4, Can sizes. This column indicates the permitted sizes of cans, except that any person may use for packing any listed product a can which is larger than the largest listed size for packing that product. Wherever the can size is specified by weight, the weight referred to shall be net weight of the contents of the can. Other can sizes are described in the terminology common to the industry such as "cylinder", "picnic", "oval", "drawn", "tall", "2", "10", "8Z", etc.

Columns 5 and 6. Can materials. These columns specify the materials permitted for the soldered and nonsoldered parts of the cans for each of the listed products. Any person may also use for packing a listed product blackplate cans or cans with a tin coating lighter than that specified for that product. Hot-dipped tinplate waste-waste may be used wherever 0.50 or heavier tinplate is specified. Wherever "CTB" (chemically treated blackplate) is specified for food products 0.50 electrolytic tinplate may be substituted where such cans are to be delivered to the Army or the Navy for overseas use; however, where in such cases the cans are to pack listed meat products, 1.25 tinplate may be substituted. Wherever SCMT is specified, 0.25 electrolytic tinplate may be used. When only a figure is given in Column 5 or Column 6, this means that tinplate may be used for the part, and the figure given indicates the maximum weight of tin coating per single base box. Menders arising in the production of 0.50 electrolytic tinplate, which have been hot dipped with a maximum tin coating of 1.25 pounds per base box, may be used wherever 0.50 or heavier tinplate is specified in these columns. Menders arising in the production of 0.25 electrolytic tinplate which have been converted into SCMT may be used wherever 0.25 or heavier tinplate is specified in this order for nonfood cans. When a scored can is used to pack any of the meat products listed in this schedule, 1.25 tinplate may be used for the body of the can.

SCHEDULE I—Continued

NOTE: Items 18 and 61a amended June 19, 1946.

Product	Sequence of manufacture and delivery	Packing quota	Can sizes	Can materials: Soldered parts	Can materials: Nonsoldered parts
(1)	(2)	(3)	(4)	(5)	(6)
Fruit and Fruit Products					
1. Apples, including crab apples.	A	Unlimited	10	1.50	0.50
2. Apple butter	C	50%	10	1.50	1.50
3. Apple juice, enameled cans, plain bodies.	C	50%	2, 3 cyl., 10	1.50	1.50
4. Apple sauce, including sauce from crabapples.	A	Unlimited	2, 3 cyl., 10	1.50	.50
5. Apricots	A	Unlimited	2, 10	1.50	.50
6. Bananas	C	50%	2, 10	1.50	1.50
7. Berries	A	Unlimited	2, 2½, 10	1.50	1.50
8. Cherries	A	Unlimited	2, 2½, 10	1.50	1.50
9. Cherry juice	C	50%	2, 3 cyl. 10	1.50	1.50
10. Citrus concentrates	A	Unlimited	6Z, 1 picnic, 2, 2½, 10.	1.25	1.25
11. Citrus pulp and peel	A	Unlimited	5 gal	1.25	1.25
12. Cranberries	A	Unlimited	300	1.50	1.50
13. Currants	C	50%	2, 10	1.50	1.50
14. Dehydrated fruits, except prunes.	C	50%	2	.50	.50
15. Dehydrated prunes	C	50%	2	1.25	1.25
16. Figs	A	Unlimited	2½, 10	1.50	.50
17. Fruit cocktail	A	Unlimited	2½, 10	1.50	.50
18. Frozen fruits:					
a. Frozen fruits	A	Unlimited	30 lb	.50	.50
b. Frozen fruits	A	Unlimited	Any	Fibre	CTB
19. Fruits, mixed and for salad.	A	Unlimited	2½, 10	1.50	.50
20. Grape juice and grape pulp.	A	Unlimited	5 gal	1.50	1.50
21. Grapes	C	50%*	2, 2½, 10	1.50	1.50
22. Grapefruit juice	A	Unlimited	2, 3 cyl. 10	1.25	1.25
23. Grapefruit, orange or mixed segments.	A	Unlimited	2, 3 cyl. 10	1.25	1.25
24. Jams, jellies, marmalades, and preserves.	C	50%	10	1.50	1.50
25. Lemon juice	B	100%*	6Z, SZ tall, 2, 10	1.25	1.25
26. Lime juice	B	100%*	6Z, SZ tall, 2, 10	1.25	1.25
27. Nectars	C	50%	2, 3 cyl. 10	1.50	.50
28. Olives	A	Unlimited	1 tall, 2½, 10	1.50	1.50
29. Orange juice	A	Unlimited	2, 3 cyl. 10	1.25	1.25
30. Orange-grapefruit juice	A	Unlimited	2, 3 cyl. 10	1.25	1.25
31. Papayas and juice	C	50%	2, 3 cyl. 10	1.25	1.25
32. Peaches	A	Unlimited	2½, 10	1.50	.50
33. Pears	A	Unlimited	2½, 10	1.50	.50
34. Pectin	A	Unlimited	5 gal	1.50	1.50
35. Pineapple	A	Unlimited	1 flat, 2, 2½, 3 cyl. 10.	1.25	1.25
36. Pineapple juice	A	Unlimited	2, 3 cyl. 10	1.25	1.25
37. Plums	A	Unlimited	2½, 10	1.50	1.50
38. Prunes, dried in syrup	C	50%	2	1.50	1.50
39. Prunes, fresh	A	Unlimited	2½, 10	1.50	1.50
40. Prune juice	C	50%	2, 3 cyl. 10	1.50	1.50
41. Quinces	C	50%	2, 10	1.50	.50
Vegetables and Vegetable Products					
42. Artichokes	C	50%	2, 2½, 10	1.25	.50
43. Asparagus	A	Unlimited	2, 2½, 10	1.25	1.25
44. Beans, dried:					
a. with tomato sauce (for U. S. Army export or U. S. Navy offshore use only).	A	Unlimited	300	1.25	CTB
b. with tomato sauce (other than for U. S. Army export or U. S. Navy offshore use).	B	100%	300	1.50	CTB
c. without tomato sauce	B	100%	300	.50	CTB
45. Beans, green or wax	A	Unlimited	2, 2½, 10	1.25	.50
45a. Beans, fresh shelled	A	Unlimited	2, 2½, 10	.50	CTB
46. Bean and bamboo sprouts.	C	50%	2, 2½, 10	1.25	.50
47. Beets	A	Unlimited	2, 2½, 10	1.25	1.25
48. Broccoli	C	50%*	2, 2½, 10	1.25	.50
49. Brussels sprouts	C	50%*	2, 2½, 10	1.25	.50
50. Carrots	A	Unlimited	2, 2½, 10	1.25	.50
51. Carrot juice	C	50%*	2, 3 cyl. 10	1.25	.50
52. Cabbage	C	50%	2, 2½, 10	1.25	.50
53. Cauliflower	C	50%	2, 2½, 10	1.25	.50
54. Celery	C	50%	2, 2½, 10	1.25	.50
55. Celery juice	C	50%	2, 3 cyl. 10	1.25	.50
56. Chard	C	50%	2, 2½, 10	1.25	.50
57. Chili sauce	C	50%*	2, 2½, 10	1.25	1.25
58. Chow-chow	C	50%	2, 2½, 10	1.50	1.50
59. Corn	A	Unlimited	2, 2 vac. 10	.50	.50
60. Dehydrated vegetables:					
a. dehydrated onions and garlic.	A	100%*	Any	.50	CTB
b. all other (including dehydrated soups).	A	50%*	Any	.50	CTB
61a. Frozen vegetables	A	Unlimited	30 lb	.50	.50
61b. Frozen vegetables	A	Unlimited	Any	CTB	Fibre
62. Green leafy vegetables	A	Unlimited	2, 2½, 10	1.25	0.50
63. Hominy	C	50%	2, 2½, 10	.50	CTB
64. Lentils	C	50%	300	.50	CTB
65. Mixed vegetables, fresh	B	100%*	2, 2 vac, 2½, 10	1.25	.50
66. Mushrooms	A	100%*	2Z, 4Z, 8Z	1.25	.50
67. Okra	B	100%*	2, 2½, 10	1.25	.50
68. Onions	C	50%	2, 2½, 10	1.25	.50
69. Peas, green	A	Unlimited	2, 2 vac, 10	.50	.50
70. Peas & carrots	B	100%*	2, 2½, 10	1.25	.50
71. Pickles	C	50%*	10	1.50	1.50
72. Pimientos and peppers	A	Unlimited	2½, 10	1.25	.50
73. Potatoes, sweet	B	100%*	2½, 3 vac	1.25	.50
74. Pumpkin and squash	B	100%*	2½, 10	1.25	.50
75. Rhubarb	C	50%	2, 2½, 10	1.50	1.50
76. Sauerkraut	B	100%*	2½, 10	1.50	1.50
77. Sauerkraut juice	C	50%	2, 3 cyl. 10	1.50	1.50
78. Soups:					
a. Seasonal soups from fresh vegetables, asparagus, pea, spinach, tomato and mushroom.	A	Unlimited	1 picnic	1.25	.50
b. All other soups	B	100%	1 picnic	1.25	.50
79. Succotash	B	100%*	2, 2½, 10	.50	CTB
80. Tomatoes	A	Unlimited	2, 2½, 10	1.25	1.25
81. Tomatoes and okra	B	100%*	2, 2½, 10	1.25	1.25
82. Tomato catsup	A	Unlimited	2½, 3 cyl. 10	1.25	1.25
83. Tomato juice	A	Unlimited	2, 3 cyl. 10	1.25	.50
84. Tomato juice with other vegetable juices.	A	Unlimited	2, 3 cyl., 10	1.25	1.25
85. Tomato paste	A	Unlimited	6Z	1.25	1.25
86. Tomato pulp and puree	A	Unlimited	1 picnic	1.25	1.25
87. Tomato sauce, including spaghetti sauce.	A	Unlimited	8Z short, 1 picnic.	1.25	1.25
88. Turnips	C	50%	2, 2½ 10	1.25	.50
Fish and shellfish (processed and in hermetically sealed cans)					
89. Clams	A	Unlimited	½ flat, 211 x 304, 1 picnic.	.50	.50
90. Codfish cakes	C	50%	10 oz	.50	.50
91. Crabmeat	A	Unlimited	½ flat, 1 picnic	.50	.50
92. Crawfish	C	50%	1 picnic	.50	.50
93. Eels	C	50%	300	.50	.50
94. Finnan haddie	C	50%	300	.50	.50
95. Fish flakes	A	Unlimited	300, 2	.50	.50
96. Fish, ground	B	100%	300	.50	.50
97. Fish livers and fish liver oils.	A	Unlimited	5 gal	1.25	1.25
98. Fish roe	A	Unlimited	300, ½ oval	.50	.50
99. Herring, Atlantic Sea including sardines.	A	Unlimited	¼ drawn, ¾ drawn, ¾ three piece, 300.	.50	.50
			Round cans	.50	.50
			Oblong cans	1.25	.50
					(¾ body)
			Oval cans	1.25	1.25
100. Herring, Pacific Sea	A	Unlimited	1 tall	.50	.50
101. Herring, river, including alewives.	A	Unlimited	300, 2	.50	.50
102. Lobsters	C	50%	1 picnic	.50	.50
103. Mackerel	A	Unlimited	300	.50	.50
104. Menhaden	A	Unlimited	300	.50	.50
105. Mullet	A	Unlimited	300	.50	.50
106. Mussels	A	Unlimited	1 picnic, 2, 10	.50	.50
107. Oysters	A	Unlimited	1 picnic, 1 tall, 2	.50	.50
108. Pilchards, including sardines.	A	Unlimited	8Z short, ½ oblong, 300, 1 oval.	.50	.50
			Round cans	1.50	1.25
			Oblong cans	1.25	1.25
			Oval cans	1.25	.50
109. Salmon	A	Unlimited	½ flat, 1 flat, 1 tall.	1.25	.50
110. Shad	A	Unlimited	300	.50	.50
111. Shrimp	A	Unlimited	1 picnic, 5 (502 x 410).	.50	.50
112. Shrimp, fresh cooked Alaska refrigerated.	A	Unlimited	1 picnic	1.25	50
113. Squid	A	Unlimited	300	.50	.50
114. Tuna	A	Unlimited	½ tuna, 1 tuna, 4 lb. tuna.	.50	.50
115. Turtle	A	Unlimited	300	.50	.50
Dairy Products					
116a. Butter, preserved (for U. S. Army export or U. S. Navy offshore use only).	A	Unlimited	1 lb	.50	.50
116b. Butter and margarines	B	100%	1 lb	.50	.50
117. Cream, frozen	A	Unlimited	50 lb	1.25	1.25

SCHEDULE I—Continued

Product	Sequence of manufacture and delivery	Packing quota	Can sizes	Can materials: Soldered parts	Can materials: Nonsoldered parts
(1)	(2)	(3)	(4)	(5)	(6)
Dairy Products—Con.					
118. Ice cream and ice cream mix (wet).	C	50%[1]	1 qt	0.50	0.50
119. Liquid modifications of milk.	A	Unlimited	6 oz	.75	.75
120. Milk, condensed	A	Unlimited	14 oz	.75	.75
121. Milk, evaporated	A	Unlimited	6 oz 14½ oz	0.75 1.25	0.75 1.25
122. Milk, goat	A	Unlimited	14½ oz	1.25	1.25
123. Milk (skimmed) dry or powdered.	B	100%[1]	50 lb	.50	.50
124. Milk (whole) dry or powdered	A	Unlimited	1 lb., 2½ lb., 5 lb., 25 lb., 50 lb.	.50	CTB
Meat and meat products (processed and in hermetically sealed cans)					
125. Meat products as follows:					
a. Bacon	C	50%[1]	24 oz 14 lb	.50 1.25	CTB 1.25
b. Beef, veal and mutton or pork (corned, roast or boiled).	A	Unlimited			
Cans with all seams soldered.			Any	1.25	1.25
Cans with only side seam soldered.			Any	.50	CTB
c. Brains	(2)	100%[1]	10½ oz	.50	CTB
d. Chili con carne:					
1. Without beans	A	100%[1]	16 oz	.50[3]	.50
2. With beans	B	100%[1]	16 oz	.50	.50
e. Corned beef hash	B	100%[1]	16 oz	.50	CTB
f. Hamburger with or without onions.	C	50%[1]	12 oz	.50	.50
g. Hams, whole	B	100%[1]	Any	1.25	1.25
h. Luncheon meats	A	Unlimited	12 oz	.50	CTB
i. Meat and gravy including goulash.	C	50%[1]	12 oz	.50	.50
j. Meat loaf	B	100%[1]	7 oz	.50	CTB
k. Meat spreads	A	Unlimited	3 oz	.50	CTB
l. Pickled pigs feet	C	50%[1]	2	1.50	1.50
m. Pork and soya links	C	50%[1]	16 oz	.50	CTB
n. Potted meats	A	Unlimited	3¼ oz	.50	CTB
o. Sausage, bulk	B	100%[1]	24 oz	.50	CTB
p. Sausage in casings:			4 oz., 8 oz., 9 oz., 12 oz., 16 oz., 24 oz., 5, 10.		
1. Vienna sausage	A	100%[1]		.50	CTB
2. Frankfurters, pork sausage.	B	100%[1]		.50	CTB
3. Sausage in oil, lard or rendered pork fat.	B	100%[1]		.50	CTB
q. Scrapple	C	50%[1]	300	.50	CTB
r. Stews	C	50%[1]	16 oz	.50	.50
s. Tamales	C	50%[1]	300	.50	.50
t. Tongue	A	Unlimited	6 oz	.50	CTB
u. Tripe	C	50%[1]	24 oz	1.25	1.25
Poultry and Poultry Products (Processed and in Hermetically Sealed Cans)					
126. Chicken and veal with noodles.	C	50%[1]	300	.50	CTB
127. Chicken a la king	C	50%[1]	300	.50	CTB
128. Enchiladas	C	50%[1]	300	.50	.50
129. Turkey or chicken	B	100%[1]	6 oz	.50	CTB
130. Poultry spreads	C	50%[1]	6 oz	.50	CTB
Miscellaneous Food Products					
131. Baby foods—chopped and pureed.	A	Unlimited	202B F (202x214)	1.50	1.50
Liquid milk formula	A	Unlimited	14½ oz	1.25	1.25
Soybean milk, liquid	A	Unlimited	300	1.25	.50
Dry or powdered milk formula.	A	Unlimited	1 lb	.50	CTB
132. Bakery Products containing more than 12% moisture.	C	50%[1]	Any	.50	.50
133. Beer, packed for U. S. Army export or U. S Navy offshore use only.	A	Unlimited	12 oz	.50	.50
134. Cereal, for export only	B	100%[1]	1 lb	.50	CTB
135. Chop suey	C	50%[1]	2	1.25	.50
136. Chow mein	C	50%[1]	2	1.25	.50
137. Coconut, shredded	C	50%[1]	1 picnic	.50	CTB
138. Eggs, frozen	A	Unlimited	30 lb	.50	.50
139. Extracts and flavorings, liquid.	C	50%[1]	Any	1.25	1.25
140. Honey	A	Unlimited	2¼	1.25	1.25
141. Lima bean loaf	C	50%[1]	300	.50	CTB
142. Lobster Newburg	C	50%[1]	300	.50	.50
143. Macaroni with cheese or tomato sauce	C	50%[1]	300	1.25	.50
Miscellaneous Food Products—Con.					
144. Nuts, salted, for U. S. Army export or U. S. Navy offshore use only.	A	Unlimited	4 oz	.25	CTB
145. Oils liquid edible	B	100%[1]	5 gal 1 pt., 1 qt., 1 gal.	1.25 .50	1.25 .50
146. Pastes and condiments	C	50%[1]	Any	1.25	.50
147a. Peanut butter and other nut butters (for U. S. Army export or U. S Navy offshore use only.	A	Unlimited	25 lb	.50	CTB
147b. Peanut butter and other nut butters (other than for U. S. Army export or U. S. Navy offshore use).	C	50%[1]	25 lb	.50	CTB
148. Ravioli	C	50%[1]	300	1.25	.50
149. Soda fountain fruit and other acid syrups.	C	50%[1]	10	1.25	1.25
150. Spaghetti in sauce	C	50%[1]	300	1.25	.50
151. Special dietary foods	B	100%[1]	2, 2½, 10	.50	CTB
152. Syrups, cane, maple, molasses, corn, sorghum, and other non-acid syrups.	A	Unlimited	2½	1.25	1.25
153. Syrup, chocolate	B	100%[1]	1 lb	.50	.50
154. Syrup, malt	C	50%[1]	404 x 504	.50	.50
155. Yeast	C	50%[1]	Any	.50	.50
156. Any other food products for U. S. Army export or U. S. Navy offshore use only.	A	Unlimited	Any	Any	Any
157. All other food products	C	Unlimited	Any	CTB[3]	CTB[3]
Nonfood Products					
157a. Abrasives and valve grinding compounds.	B	100%[1]	Any	SCMT	CTB
158. Alcohol, pharmaceutical and chemically pure.	A	Unlimited	Any	1.25	1.25
159. Antifreeze	B	100%[1]	Any	SCMT	SCMT
160. Aniline	B	100%[1]	Any	1.25	1.25
161. Auto supplies only as follows:					
a. Radiator antirust compounds, liquid.	B	100%[1]	Any	SCMT	SCMT
b. Carbon removers	B	100%[1]	Any	SCMT	SCMT
c. Radiator stop-leak	B	100%[1]	Any	.50	CTB
162. Bee feeder cans for use in shipping bees.	B	100%[1]	Any	SCMT	SCMT
163. Benzol, toluene, naphtha, xylene.	A	Unlimited	Any	.50	CTB
164. Blood plasma	H	100%[1]	Any	SCMT	CTB
164a. Boiler sealing compound.	B	100%[1]	Any	SCMT	CTB
164b. Buffing compounds	B	100%[1]	Any	SCMT	SCMT
165. Carbon disulfide	B	100%[1]	Any	SCMT	CTB
165a. Caulking compound	B	100%[1]	Any	SCMT	CTB
166a. Cements, only as follows:					
a. Neoprene base, rubber cement.	B	100%[1]	Any	1.25	1.25
b. Other synthetic rubbers, natural rubber, linoleum, latex types.	B	100%[1]	Any	SCMT	SCMT
167. Chemicals (dry) only as follows:					
a. Phenols	B	100%[1]	Any	1.50	1.50
b. Ammonium salts	B	100%[1]	Any	1.25	1.25
c. Chloropicrin	B	100%[1]	Any	SCMT	SCMT
d. Bromoacetone	B	100%[1]	Any	SCMT	SCMT
e. Monochloroacetone	B	100%[1]	Any	SCMT	SCMT
f. Acrolein	H	100%[1]	Any	SCMT	CTB
g. Cyanide salts	H	100%[1]	Any	SCMT	CTB
h. Hypochlorite powders	B	100%[1]	Any	SCMT	CTB
168. Chemicals (liquid) only as follows:					
a. Alcohols, aldehyde and halogenated hydrocarbon.	B	100%[1]	Any	SCMT	SCMT
b. Sodium silicate	B	100%[1]	Any	.50	.50
169. Cleaners only as follows:					
a. Wallpaper	B	100%[1]	Any	SCMT	SCMT
b. Window spray	B	100%[1]	Any	SCMT	SCMT
c. Radiator liquid	B	100%[1]	Any	SCMT	SCMT
d. Cleaning fluids	B	100%[1]	Any	SCMT	CTB
170. Chloroform and ether	A	Unlimited	Any	1.25	1.25
171. Creosote and wood preservatives.	B	100%[1]	Any	SCMT	SCMT
172. Deodorizers	B	100%[1]	Any	1.25	1.25
173. Disinfectants and germicides.	B	100%[1]	Any	SCMT	CTB
174. Dyes (food)	B	100%[1]	Any	1.25	1.25
175. Fire extinguisher fluid or powders.	B	100%[1]	Any	SCMT	SCMT
175a. Gasket assembling compounds.	B	100%[1]	Any	SCMT	CTB
176. Glues and adhesives	B	100%[1]	Any	SCMT	SCMT
177. Glycerine	A	Unlimited	Any	1.50	1.50
178. Grain fumigant, liquid	B	100%[1]	Any	SCMT	SCMT
178a. Graphite, with liquid content.	B	100%[1]	Any	SCMT	CTB
178b. Greases, lubricating	B	100%[1]	Any	CTB	CTB
179. Hydraulic brake fluid	B	100%[1]	Any	SCMT	SCMT
180. Ink, spirit aniline and rotogravure.	B	100%[1]	Any	SCMT	SCMT
181. Inks, printing, duplicating and lithographing.	B	100%[1]	Any	CTB	CTB
182. Insecticides and fungicides (liquid).	B	100%[1]	Any	SCMT	CTB
183. Lubricating oils including motor oil.	B	100%[1]	Any	SCMT	CTB
184. Lye	B	100%[1]	Any	CTB	CTB
185. Nicotine sulphate	B	100%[1]	Any	1.50	1.50
186. Oils, essential distilled or cold pressed.	B	100%[1]	Any	1.25	1.25
187. Oils, transformer	B	100%[1]	Any	.50	.50
188. Ointments and salves	B	100%[1]	Any	CTB	CTB
189. Paints:	B	100%[1]			
a. aluminum paint	B	Products are interchangeable.	Any	SCMT	CTB
b. copper bottom or antifouling.	B		Any	1.25	1.25
c. lacquers and acquer thinners.	B		Any	SCMT	SCMT
d. paste water paints, including resin emulsion.	B		Any	SCMT	SCMT
e. Pigmented oil paints	B		Any	SCMT	CTB
f. Varnishes, oil stains, shingle stain.	B		Any	SCMT	CTB
190. Plastic wood	B	100%[1]	Any	1.25	1.25
191. Phosphorus	B	100%[1]	Any	1.25	1.25
192. Polishes and waxes	B	100%[1]	Any	SCMT	CTB
193. Potassium permanganate, reagent grade.	B	100%[1]	Any	1.25	1.25
194. Putty	B	100%[1]	Any	SCMT	CTB
195. Roof cements	B	100%[1]	Any	SCMT	CTB
196. Rust preventative	B	100%[1]	Any	SCMT	CTB
197. Shellac	B	100%[1]	Any	(4)	(4)
198. Soap, liquid	B	100%[1]	Any	1.25	1.25
198a. Soap, paste	B	100%[1]	Any	0.25	0.25
199. Sodium and potassium metals.	B	100%[1]	Any	1.25	1.25
200. Sodium peroxide	B	100%[1]	Any	.50	.50
200a. Soldering paste	B	100%[1]	Any	SCMT	CTB
201. Stamp pads	B	100%[1]	Any	(4)	(4)
202. Toilet bowl and drain cleansers.	B	100%[1]	Any	CTB	CTB
203. Turpentine	B	100%[1]	Any	.50	.50
204. Varnish and paint removers.	B	100%[1]	Any	.50	.50
204a. Welding Fluxes	B	100%[1]	Any	SCMT	SCMT
205. Worm killer, sheep and cattle dip, sheep and horse drench, roost paint, poultry remedies and other liquid disinfectants.	B	100%[1]	Any	1.25	1.25
206. Any nonfood product for U. S. Army or Navy use only.	A	Unlimited	Any	Any	Any
207. Any other nonfood product.	C	50%[1]	Any	SCMT	CTB

[1] 1.25 tinplate may be used for soldered parts, but to the extent he used 1.25 tinplate for these cans the packer must charge his quota with double the area of 1.25 tinplate used.
[2] See paragraph (1) for animal and pet food.
[3] A packer who used fibre body cans to pack paint in the base period may include the area of fibre used by him for that purpose in computing his use of tinplate, terneplate, and blackplate in the base period.
[4] 8-lb. terneplate.

SCHEDULE I—Continued

Product	Sequence of manufacture and delivery	Packing quota	Can sizes	Can materials: Soldered parts	Can materials: Nonsoldered parts
(1)	(2)	(3)	(4)	(5)	(6)
Nonfood Products—Con.					
177. Glycerine	A	Unlimited	Any	1.50	1.50
178. Grain fumigant, liquid	B	100%[1]	Any	SCMT	SCMT
178a. Graphite, with liquid content.	B	100%[1]	Any	SCMT	CTB
178b. Greases, lubricating	B	100%[1]	Any	CTB	CTB
179. Hydraulic brake fluid	B	100%[1]	Any	SCMT	SCMT
180. Ink, spirit aniline and rotogravure.	B	100%[1]	Any	SCMT	SCMT
181. Inks, printing, duplicating and lithographing.	B	100%[1]	Any	CTB	CTB
182. Insecticides and fungicides (liquid).	B	100%[1]	Any	SCMT	CTB
183. Lubricating oils including motor oil.	B	100%[1]	Any	SCMT	CTB
184. Lye	B	100%[1]	Any	CTB	CTB
185. Nicotine sulphate	B	100%[1]	Any	1.50	1.50
186. Oils, essential distilled or cold pressed.	B	100%[1]	Any	1.25	1.25
187. Oils, transformer	B	100%[1]	Any	.50	.50
188. Ointments and salves	B	100%[1]	Any	CTB	CTB
189. Paints:	B	100%[1]			
a. aluminum paint	B	Products are interchangeable.	Any	SCMT	CTB
b. copper bottom or antifouling.	B		Any	1.25	1.25
c. lacquers and acquer thinners.	B		Any	SCMT	SCMT
d. paste water paints, including resin emulsion.	B		Any	SCMT	SCMT
e. Pigmented oil paints	B		Any	SCMT	CTB
f. Varnishes, oil stains, shingle stain.	B		Any	SCMT	CTB
190. Plastic wood	B	100%[1]	Any	1.25	1.25
191. Phosphorus	B	100%[1]	Any	1.25	1.25
192. Polishes and waxes	B	100%[1]	Any	SCMT	CTB
193. Potassium permanganate, reagent grade.	B	100%[1]	Any	1.25	1.25
194. Putty	B	100%[1]	Any	SCMT	CTB
195. Roof cements	B	100%[1]	Any	SCMT	CTB
196. Rust preventative	B	100%[1]	Any	SCMT	CTB
197. Shellac	B	100%[1]	Any	(4)	(4)
198. Soap, liquid	B	100%[1]	Any	1.25	1.25
198a. Soap, paste	B	100%[1]	Any	0.25	0.25
199. Sodium and potassium metals.	B	100%[1]	Any	1.25	1.25
200. Sodium peroxide	B	100%[1]	Any	.50	.50
200a. Soldering paste	B	100%[1]	Any	SCMT	CTB
201. Stamp pads	B	100%[1]	Any	(4)	(4)
202. Toilet bowl and drain cleansers.	B	100%[1]	Any	CTB	CTB
203. Turpentine	B	100%[1]	Any	.50	.50
204. Varnish and paint removers.	B	100%[1]	Any	.50	.50
204a. Welding Fluxes	B	100%[1]	Any	SCMT	SCMT
205. Worm killer, sheep and cattle dip, sheep and horse drench, roost paint, poultry remedies and other liquid disinfectants.	B	100%[1]	Any	1.25	1.25
206. Any nonfood product for U. S. Army or Navy use only.	A	Unlimited	Any	Any	Any
207. Any other nonfood product.	C	50%[1]	Any	SCMT	CTB

[1] See paragraph (1) for animal and pet food.
[2] A packer who used fibre body cans to pack paint in the base period may include the area of fibre used by him for that purpose in computing his use of tinplate, terneplate, and blackplate in the base period.
[3] 8-lb. terneplate.

[F. R. Doc. 46-10540; Filed, June 19, 1946; 11:36 a. m.]

PART 3290—TEXTILE, CLOTHING AND LEATHER

[Conservation Order M-47, as Amended June 19, 1946]

BURLAP AND OTHER JUTE GOODS

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of burlap for defense, for private account and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 3290.256 *Conservation Order M-47*—(a) *What this order does.* This order contains restrictions on the sale, purchase and use of burlap produced in India. The order states the quantities of burlap which may be obtained for the manufacture of bags and for other purposes. It does not restrict the purchase or receipts of burlap by importers, and Order M-63 no longer controls such purchases or receipts, but this order requires that importers of burlap and other jute goods file reports. Other orders and regulations of the Civilian Production Administration contain provisions affecting burlap, in particular M-221 which restricts the manufacture and use of new burlap bags.

(b) *Kind of burlap covered by this order.* The restrictions of this order apply only to burlap cloth produced in India, plain woven of single yarns of jute, 32 inches or more wide and weighing more than 6 and not more than 16 ounces a yard of cloth 40 inches wide, but not including brattice cloth, linoleum cloth, damaged burlap which is not suitable for the purposes for which it was intended or processed items made from burlap cloth. Whenever the word "burlap" is used in this order, it means only this kind of cloth. This order places no restrictions on buying, selling or using processed items made from burlap cloth.

(c) *Buying and selling burlap.* No person shall buy or sell burlap unless the purchase order bears the certificate specified in paragraph (i).

(d) *Disposition of stockpiled burlap.* The Reconstruction Finance Corporation may sell burlap only to fill orders from bag manufacturers as provided in paragraph (e) except that the Civilian Production Administration may from time to time allocate the supply of stockpiled burlap and specifically direct the quantities, time and manner in which the Reconstruction Finance Corporation may make deliveries. The Civilian Production Administration may also direct or prohibit particular uses of burlap.

(e) *Burlap for the manufacture of bags*—(1) *Purchases of burlap other than stockpiled burlap.* Bag manufacturers may buy any quantity of burlap for use in making bags from persons other than the Reconstruction Finance Corporation or its authorized representatives on orders bearing the certificate specified in paragraph (i).

(2) *Purchase of stockpiled burlap by holders of burlap allocation certificates or other CPA burlap authorizations.* A bag manufacturer may buy burlap from the Reconstruction Finance Corporation to be used in the manufacture of bags in accordance with the following rules:

(i) If he received a sequence 17 burlap allocation certificate, he may buy for delivery in the period April through July 31, 1946 up to 37½% of the quantity specified in his sequence 17 certificate, or one carload, whichever is greater.

(ii) If he received a sequence 18 burlap allocation certificate, but no sequence 17 certificate, he may buy for delivery in the period April 1 through July 31, 1946 up to 37½% of the quantity specified in his sequence 18 certificate, or one carload, whichever is greater.

(iii) If he received a specific authorization from CPA for delivery in the first quarter of 1946, he may buy for delivery in the period April 1 through July 31, 1946 up to 37½% of the quantity specified in his authorization, or one carload, whichever is greater.

(3) *Bag manufacturers without certificates or other CPA burlap authorizations.* A manufacturer who did not receive a burlap allocation certificate or who has not received a CPA authorization under this order, may apply to the Civilian Production Administration for authorization to purchase from the Reconstruction Finance Corporation burlap for making bags for delivery in the pe-

riod April 1, through July 31, 1946. The application may be filed by letter stating the amount of burlap desired and should include a statement of the facilities available for the manufacture of textile bags, under the provisions of Order M-221. Authorizations will be granted on an equitable basis in view of the allocations given to other manufacturers.

(4) [Deleted Mar. 26, 1946.]

(5) [Deleted Mar. 26, 1946.]

(f) *Burlap for purposes other than the manufacture of bags*—(1) *Former users.* Any person, including a bag manufacturer, wanting burlap to use for a purpose other than to make bags (including a manufacturer of processed items other than bags which he will sell to others) may buy for delivery in any calendar month up to one-fortieth of the total quantity of burlap in bales used by him for all manufacturing purposes other than bag-making, in 1939 and 1940 or 5 bales whichever is greater.

(2) *New users.* Any person, including a bag manufacturer, wanting burlap to use for manufacturing purposes other than bag-making, but who did not use burlap for non-bag-making purposes in both 1939 and 1940, may buy not more than 5 bales of burlap a month for such purposes; if he wants to buy more than 5 bales of burlap a month, he may apply for an authorization by sending a letter to the Civilian Production Administration, Textile Division, Washington 25, D. C., Ref.: M-47. The letter should state the amount of burlap needed, the purpose for which it will be used, and the number of yards of burlap that the applicant is equipped to use in a month. Authorizations will be granted on an equitable basis in view of the allocations given to other manufacturers.

(3) *Acceptance of carload deliveries.* If a person is authorized under this paragraph (f) to buy in one month half a carload of burlap or more, but less than a full carload, he may buy a full carload, if his inventory before the delivery does not exceed a 30-day supply at his current or scheduled method and rate of operation.

(4) [Deleted Mar. 26, 1946.]

(g) *Dealers*—(1) *Purchases to fill orders already received.* Any person may buy burlap to fill orders already placed with him for bag making and other manufacturing purposes and bearing the certificate specified in paragraph (i), in addition to the quantities which he may buy under paragraphs (e) and (f).

(2) *Purchases of burlap to be held for resale.* Any person may buy burlap to be held for resale for bag making and other manufacturing purposes if the purchaser places on his purchase order the certificate specified in paragraph (i). Burlap may be bought under this paragraph in addition to the quantities which may be bought under paragraphs (e) and (f). However, no person may take delivery of burlap to be held for resale which will cause his inventory of burlap for resale to exceed 5 bales.

(3) [Deleted Mar. 26, 1946.]

(h) *Frozen burlap.* A person holding intact bales of burlap on December 11, 1945, which were not acquired under a burlap allocation certificate or an order bearing a preference rating may not sell or use the burlap except as permitted below:

(1) He may sell it to fill purchase orders bearing the certificate specified in paragraph (i) below.

(2) He may use it only in the quantity and for a purpose for which he is authorized to buy burlap under this order. If he does so, he must reduce the amount he may buy for delivery in any period by the amount of frozen burlap he uses in that period.

(i) *Certificate.* (1) Any person who places a purchase order for burlap must place on the purchase order the following certificate, signed manually or as provided in Priorities Regulation 7:

> The undersigned purchaser hereby certifies that he is familiar with Conservation Order M-47 as amended and that the burlap covered by this purchase order is being acquired in accordance with paragraph ( ) ( ) of Order M-47 and that the burlap so acquired will be used as provided in that paragraph.
>
> ---
> Name of purchaser
>
> By ---
> (Duly authorized officer)

The purchaser should insert after the word "paragraph" in the certificate the identifying letter and number of the paragraph under which he is authorized to buy the burlap he is ordering. The standard certificate set forth in Priorities Regulation 7 may not be used instead of this certificate.

(2) A person who has placed the certificate given above on a purchase order must not use the burlap received under the purchase order except for the purpose indicated in the paragraph stated.

(j) *Inventory restrictions.* No person may accept delivery of burlap if his inventory of burlap is, or will be, more than a practicable minimum working inventory reasonably necessary to meet his own deliveries on the basis of his current or scheduled method and rate of operation.

(k) *Reports.* (1) Any person importing any type of jute goods from India other than surplus sand-bags or sheets shall report monthly on Form CPA-4388, beginning with February 1946.

(2) The reporting requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(l) *Saving clause.* Quotas, certificates, directions, allocations and authorizations issued under this order before any amendment of it remain in effect after the amendment unless specifically revoked or amended.

(m) *Appeals.* An appeal from the provisions of this order may be made by sending a letter in triplicate to the Civilian Production Administration, Textile Division, Washington 25, D. C., Ref.: M-47, referring to the specific provisions from which relief is requested and stating fully the reasons for the appeal.

(n) *Applicability of regulations.* This order and all transactions affected by it are subject to all applicable regulations of the Civilian Production Administration.

(o) *Communications.* All communications concerning this order should be addressed to the Civilian Production Administration, Textile Division, Washington 25, D. C., Ref: M-47.

(p) *Violations.* Any person who wilfully violates any provision of this order, or who, in connection with this order wilfully conceals a material fact or furnishes false information to any department or agency of the United States is guilty of a crime, and upon conviction may be punished by fine or imprisonment. In addition, any such person may be prohibited from making or obtaining further deliveries of, or from processing or using, material under priority control and may be deprived of priorities assistance.

Issued this 19th day of June 1946.

CIVILIAN PRODUCTION ADMINISTRATION.
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-10539; Filed, June 19, 1946; 11:36 a. m.]

Chapter XI—Office of Price Administration

PART 1305—ADMINISTRATION

[SO 126,[1] Amdt. 41]

EXEMPTION AND SUSPENSION OF CERTAIN ARTICLES OF CONSUMER GOODS FROM PRICE CONTROL

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Supplementary Order No. 126 is amended in the following respects:

1. Section 9 (C) is added to read as follows:

(C) The following articles of apparel:

(1) Official Girl Scout uniforms and uniform parts (except footwear) including uniforms, caps and hats, berets, anklets, collars, ties, kerchiefs, and suits.

(2) Official Boy Scout uniforms and uniform parts (except footwear) including cloth hats, shirts, long trousers, knickers, outer shorts, stockings, handkerchiefs and belts.

2. Section 10 (j) is added to read as follows:

(j) The following articles manufactured from cotton fabric:

(1) Tents, and

(2) Waterproofed tarpaulins (4 ft. x 6 ft. and larger) hemmed on at least two sides and containing grommets.

3. Section 10 (k) is added to read as follows:

(k) (1) Woven decorative fabrics, both pile and flat, sold to industrial users for use in connection with the manufacture or repair of railroad cars, buses and airplanes; and

(2) Decorative fabrics woven 100% or paper, glass, or plastics (except cellulose acetate and nylon).

4. Section 10 (l) is added to read as follows:

[1] 10 F.R. 10200, 11348, 11512, 12919, 13110, 13071, 13776, 14396, 14634, 14735, 14899, 15346; 11 F.R. 712, 681, 1774, 2375, 2375, 2375, 2989, 3541, 3596, 3793, 4583, 4861, 5223, 5353, 5497, 5781, 5864.

(l) Pile fabrics produced by an electro-coating process.

This amendment shall become effective June 19, 1946.

Issued this 19th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10566; Filed, June 19, 1946; 11:41 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[FPR 1,[1] Supp. 19 (§ 1351.485)]

PACKED FRUITS, BERRIES AND VEGETABLES OF THE 1946 AND LATER PACKS

A statement of the considerations involved in the issuance of this supplement has been issued and filed with the Division of the Federal Register.

ARTICLE I—EXPLANATION OF THE SUPPLEMENT

Sec.
1. Explanation of the supplement.
2. Applicability of Food Products Regulation No. 1.
3. Definitions.

ARTICLE II—PRICING PROVISIONS

4. Explanation of pricing methods for processors.
5. Maximum prices for sales by processors—Pricing Method No. 1.
6. Maximum prices for sales by processors—Pricing Method No. 2.
7. Maximum prices for secondary processors and repackers.
8. Maximum prices for sales by processors of prior years' packs of listed products that have been sold to them by government procurement agencies.
9. Label and labor allowances.
10. Provisions of Article II of Food Products Regulation No. 1 applicable to this supplement.

ARTICLE III—MISCELLANEOUS PROVISIONS

11. Grades and invoices.
12. Reports which processors must file.
13. Individual adjustment of processors' maximum prices.
14. Provisions of Article III of Food Products Regulation No. 1 applicable to this supplement.

ARTICLE IV—PRICING APPENDICES

15. Appendices for packed vegetables priced under Pricing Method No. 1.
16. Appendices for packed fruits priced under Pricing Method No. 1.

AUTHORITY: § 1351-485 issued under 56 Stat. 23,765; 57 Stat. 566; Pub. Law 383, 78th Cong.; Pub. Law 108, 79th Cong., E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; E.O. 9599, 10 F.R. 10155; E.O. 9651, 10 F.R. 13487; E.O. 9697, 11 F.R. 1691.

ARTICLE I—EXPLANATION OF THE SUPPLEMENT

SECTION 1. *Explanation of the supplement*—(a) *What products are covered by this supplement.* In general this supplement establishes maximum prices for the 1946 and later packs of the canned fruits, berries and vegetables listed at the beginning of section 5 and 6 respectively, and others that may be added from time to time. It also covers other closely related packed food products. However, this supplement does not apply to any listed product that is packed and sold as "baby food", as "junior food" or as "soup". Generally, it covers the same products covered by Supplement 13 to Food Products Regulation No. 1.[2]

The general pricing provisions of this supplement for processors consist of two principal methods, respectively called "Pricing Method No. 1" (see section 5) and "Pricing Method No. 2" (see section 6). The products covered by each method are listed at the beginning of the applicable section.

The provisions of this supplement apply to products packed during the year 1946 and after. If the major portion of the pack of any product is packed during 1946 the product shall be considered to be of the 1946 pack.

In addition the supplement provides maximum prices for resales of earlier years' packs which have been purchased from the government (see section 8).

(b) *What sales are covered by this supplement.* This supplement applies to sales by all persons except wholesalers and retailers. However, the following sales and deliveries are not subject to the maximum prices or other requirements of this supplement or any other maximum price regulation:

(1) Sales and deliveries of products covered by this supplement by a processor in any calendar year in which his total volume of sales of the products does not exceed 1,500 quarts (or an equivalent amount in other container sizes).

(2) Sales and deliveries by a processor of any vegetable or mixture of vegetables that is processed only by such operations as chopping, shredding or grating and packaging in containers for sale as a salad or salad mix.

(c) *Where this supplement applies.* This supplement applies in the 48 States of the United States and the District of Columbia.

(d) *What this supplement supersedes.* This supplement supersedes the provisions of all other maximum price regulations as to the commodities and sellers covered.

However, all maximum prices authorized or approved by orders issued under section 10 (c) and 10 (d) of Supplement 7 and all prices automatically authorized or approved upon the expiration of the 30-day period specified in those provisions which were continued in effect as to the 1945 pack under the provisions of Supplement 13, and all maximum prices authorized by orders issued under section 10 (c) of Supplement 13 and all prices automatically authorized upon the expiration of the 30-day period specified in that provision, shall remain in effect as maximum prices for the 1946 and later packs under this supplement, unless changed by the Office of Price Administration by order or by this supplement.

(e) *When this supplement is effective.* This supplement becomes effective June 24, 1946. For a product that is included later, the supplement becomes applicable on the date when the product is included.

SEC. 2. *Applicability of Food Products Regulation No. 1.* Important: Not all of the provisions affecting the maximum prices of the listed packed food products are stated in this supplement. Those which are not specifically set forth here are stated in Food Products Regulation No. 1[3] and they are just as much a part of this supplement as if they were printed here. The "Explanation of the Regulation" is also a part of this supplement.

The particular sections of Food Products Regulation No. 1 which are applicable to this supplement are listed in appropriate places in the following sections (in each case, the section number set forth in parentheses is the appropriate section number of Food Products Regulation No. 1). When any applicable section of the regulation is amended, the amendment also is applicable to this supplement.

SEC. 3. *Definitions.* (a) When used in this supplement the term:

"Packed" means processed and enclosed in any container, whether or not hermetically sealed. However, the term does not include freezing, drying or dehydrating, nor does it refer to any of the packed products known as preserves.

"Fruit" means any specified fruit, mixture of specified fruits, or other specified fruit product. When a fruit is specified, its puree is included.

"Berry" means any specified berry, mixture of specified berries, or other specified berry product. When a berry is specified, its puree is included.

"Vegetable" means any specified vegetable, mixture of specified vegetables, or other specified vegetable products. When a vegetable is specified, its puree is included.

"Secondary processor" means a processor who purchases the kind of processed product being priced in bulk, barrels or other large containers and further processes and repacks it in containers other than the original container in which the commodity was shipped to him.

"Grower-processor" means a processor who grows all of the material he uses in making the product being priced. The term includes a grower-owned cooperative.

"Price range" means the range of prices named in the applicable appendix within which all gross maximum prices for processors of the item specified must fall.

"F. O. B. shipping point" means f. o. b. factory in cases where the processor sold the item being priced on an f. o. b. factory basis during the applicable base period. It means f. o. b. branch warehouse in cases where he sold it from branch warehouses during that period.

"Area", as used with reference to the products under Pricing Method No. 1, means the area in which the processor's factory is located, as shown in the applicable appendix.

"1941 pack" means that pack of the product the major portion of which was processed and packed during the calendar year 1941.

"Beginning of the 1941 pack" means the first day on which the processor began his 1941 pack of the particular product, as distinct from his pack of the particular item of the product, on the

[1] 9 F.R. 6711; 10 F.R. 11298, 12446; 11 F.R. 480.

[2] 11 F.R. 1935, 3864.

[3] 9 F.R. 6711; 10 F.R. 11298; 11 F.R. 480.

one hand, or his pack of the principal raw material used in the product, on the other. However, as to some of the products covered by section 5, the applicable appendices establish the beginning of the 1941 pack in each case as the day on which the processor first began his pack of the specified variety.

"Item" means a kind, variety, grade, brand, style of pack, sieve size, count, size and container type and size of a product. However, different subgrades of the same grade shall not constitute separate items.

"Grade" means the established grade as commercially understood (for example, in the case of canned peas, "standard" "extra-standard" or "fancy").

"Basic wage rate" means the single rate or established range of rates applicable to a given job classification for straight time, day operation as included in the basic wage rate schedule covering all job classifications in a factory.

"Mid-point of the range of rates" means the simple arithmetic average of the highest and lowest wage rates in effect for a given job classification for straight time, day operation as included in the basic wage rate schedule covering all job classifications in a factory.

(b) When used in this supplement, the container names listed below refer to containers of the dimensions or overflow capacity indicated.

METAL CONTAINERS

Name of container:	*Dimensions*
6 oz.—6 Z	202 x 308
8 oz.—8 Z short	211 x 300
No. 55	211 x 300
8 Z tall	211 x 304
No. 1 picnic	211 x 400
No. 211 cyl	211 x 414
No. 300	300 x 407
No. 300 cyl	300 x 509
No. 1 tall	301 x 411
No. 303	303 x 406
No. 303 cyl	303 x 509
No. 95 vacuum	307 x 400
No. 2 vacuum	307 x 306
No. 2	307 x 409
No. 2 cyl	307 x 510 or 307 x 512
No. 2½	401 x 411
No. 3 vacuum	404 x 307
No. 3 cyl	404 x 700
No. 10	603 x 700
No. 1 square	300 x 308 x 308
No. 2½ square	300 x 308 x 604

GLASS CONTAINERS

Size:	*Overflow capacity (oz.)*
No. 303	17
No. 2½	28.375
No. 10	105.6

(c) The definitions of the following terms, set forth in the designated sections of Food Products Regulation No. 1, are applicable to this supplement:

"Person" (sec. 1.1 of FPR 1).
"Processor" (sec. 1.2 of FPR 1).
"Distributor" (sec. 1.3 of FPR 1).
"Repacker" (sec. 1.4 of FPR 1).
"Primary distributor" (sec. 1.5 of FPR 1).
"Wholesaler" and "retailer" (sec. 1.6 of FPR 1).
"Ultimate consumer" (sec. 1.7 of FPR 1).
"Container type" (sec. 1.9 of FPR 1).
"Sale" (sec. 1.10 of FPR 1).
"Price" (sec. 1.11 of FPR 1).
"Net delivered cost" (sec. 1.12 of FPR 1).
"Records" (sec. 1.14 of FPR 1).

ARTICLE II—PRICING PROVISIONS

SEC. 4. *Explanation of pricing methods for processors*—(a) *Changes made by the supplement.* In general this supplement maintains the basic pricing methods of Pricing Method No. 1 and Pricing Method No. 2 as established by Supplement 13, subject to several modifications. In many cases processors' maximum prices figured under this supplement will be the same as their maximum prices under Supplement 13. The principal provisions added by this supplement which will result in different processors' maximum prices are the provisions for figuring maximum prices on the basis of actual prices paid for raw materials in 1946 (where not in excess of designated prices) and the provisions that set forth the circumstances under which processors adjust their maximum prices for approved increases in basic wage rates. In addition, miscellaneous changes of the following types will result in different processors' maximum prices: (1) In the case of fruits and certain vegetable products the provisions which are made for the reflection in processors' maximum prices of increased sugar costs; (2) miscellaneous changes in particular appendices, such as changes in permitted increases and price ranges for certain items in particular areas, and changes of can-size or grade differentials.

Under both Pricing Method No. 1 and Pricing Method No. 2, processors are directed to adjust for approved increases in basic wage rates. Factors are named for figuring the adjustment for each one cent increase per hour in approved basic wage rates incurred since January 1, 1944. The adjustments are figured on an individual processor basis and may be taken at any time during the packing season that the increase is actually incurred, providing 50% or more of the pack of the particular product is processed after the increase has been put into effect. In the case of Pricing Method No. 1, the adjustment factors are dollars-and-cents figures; in the case of Pricing Method No. 2, they are percentage figures.

(b) *Pricing Method No. 1.* Under Pricing Method No. 1, as set forth in section 5, the processor in most cases figures his maximum price by taking his weighted average selling price for the item being priced during the first 60 days after the beginning of the 1941 pack of the product (or other base period named in the applicable appendix) and adding a specified permitted increase. The resulting figure is the processor's "gross maximum price" (that is, the maximum price before subtraction of any direct subsidy payable per unit of the finished product): *Provided*, That it falls within the price range fixed for the item in the appendix. If it is higher than the highest price named in the price range, the processor's gross maximum price is the highest price named in the price range. Likewise, if it is lower than the lowest price named in the price range, the processor's gross maximum price is the lowest price named in the price range. As to many of the unsubsidized products, the processor then subtracts from his gross maximum price for the item the difference obtained by subtracting the weighted average price he paid for the raw material in 1946 from the raw material price reflected in the applicable price range. Methods for converting the price paid for raw material to units of the finished product are set forth in the appendices applicable to the products for which this adjustment is required.

In the case of fruits the processor then adds the factor named in the applicable appendix covering increases incurred in the cost of sugar.

In cases where there have been approved increases in basic wage rates, since January 1, 1944 the last step in figuring the maximum price is to add the amount of the labor adjustment which is figured in the manner specified in the applicable appendix.

If the processor sold the particular product during the base period, but only in a grade, style, or container type or size that is different from the one being priced, or for which no price range is provided, he figures his maximum price by the same general pricing method, supplemented by the use of conversion factors (for different container types and sizes, different styles, and different grades).

If the processor was not in business during 1941 or if he made no sales during the base period of goods produced in a particular factory, he takes as his gross maximum price for the item being priced the specific dollars-and-cents price named in the applicable appendix. (However, if he is subject to section 14 (g), covering transfers of business or stock in trade, he uses the base price of his transferor and figures a maximum price in the same manner as his transferor would have figured it.) In cases where a specific dollars-and-cents price is not provided for the item, he figures his gross maximum price by applying the appropriate conversion factors to the specific dollars-and-cents price named for the nearest container size of the product. As to many of the unsubsidized products, the processor then subtracts from his gross maximum price for the item the difference obtained by subtracting the weighted average price he paid for the raw material in 1946 from the raw material price reflected in the applicable dollars-and-cents price. In the case of fruits the processor adds the factor named in the applicable appendix covering increases incurred in the cost of sugar. If he has incurred an increase in basic wage rate, he also adds as the last step in figuring his maximum price the amount of the labor adjustment as figured in the manner specified in the applicable appendix.

For any item of a product on which a direct subsidy is payable, the processor figures his maximum price for sales to purchasers other than government procurement agencies by subtracting from his maximum price otherwise determined the amount of the subsidy payable per unit of the finished product, as set forth in the applicable appendix.

For sales to government procurement agencies, the processor figures his maximum price by taking 96% of his maximum price for sales to purchasers other than government procurement agencies, after it has been increased, in the case of subsidized commodities, by the amount of the direct subsidy payable per unit of the finished product.

(c) *Pricing Method No. 2.* Under Pricing Method No. 2, as set forth in section 6, the processor figures his maximum price by: (1) taking his 1945 maximum prices for sales of the item to purchasers other than government procurement agencies, as required to be figured under the pricing provisions of section 6 (a) of Supplement 13, (2) subtracting from this figure the total amount of any labor adjustments made under section 6 (a) (4) of Supplement 13, (3) subtracting from this figure his 1945 raw material cost; (4) adding his 1946 raw material cost, (5) figuring the adjustment for fruit packed in syrup, the density of which does not correspond to the grade of the fruit, (6) adding the increased sugar cost incurred in packing fruits, fruit juices and nectars, cranberries, cranberry juice and nectar and tomato catsup and chili sauce, and (7) making the appropriate labor adjustment. The resulting figure is the processor's maximum price for sales of the item to purchasers other than government procurement agencies. This general provision does not apply to the pricing of any item for which a maximum price was authorized or approved under section 10 (c) or 10 (d) of Supplement 7 or authorized under section 10 (c) of Supplement 13.

The processor who packed the item in 1945 but who did not establish a maximum price for it under Supplement 13 is required to determine what his maximum price would have been under that supplement and shall use it as a base from which to figure his maximum price under this supplement.

The maximum price in each case for sales to government procurement agencies is figured at 96 percent of the maximum price for sales to purchasers other than government procurement agencies, after it has been increased, in the case of subsidized commodities, by the difference between the Commodity Credit Corporation's 1943 resale price and the Department of Agriculture's 1946 designated average price for the applicable area.

Section 6 also has special provisions for pricing items in certain metal containers, for converting from tin to glass, for figuring raw material costs in certain cases and for adjusting maximum prices for certain items for which dollars-and-cents prices are named.

SEC. 5. *Maximum prices for sales by processors; Pricing Method No. 1.* The products covered by Pricing Method No. 1 are listed below, together with references to the applicable appendices containing special pricing provisions for these products. Other products will be added from time to time.

NOTE: Although this section contains certain pricing provisions relating to clingstone peaches produced in California, pears (California, Oregon and Washington), apricots (California), and light sweet cherries (California, Oregon and Washington), none of these products is covered by this supplement until a pricing appendix is added for the product.

Products	Appendix	Section
Asparagus	A	15
Peas (except blackeye, crowder, cream and field)	B	15
Tomatoes (except Italian pear shaped), but not including puree	C	15
Tomato juice	D	15
Corn	E	15

The processor shall figure a maximum price for each factory at which he processes the item being priced. (However, he may then elect to combine prices as provided in section 10 (e). When used in this section, the phrase "sold during the base period", or words of similar import, refers to sales of goods produced in a particular factory.

(a) *Maximum prices for sales by processors to purchasers other than government procurement agencies of products sold during the base period.* For products sold in any form during the base period, the processor figures his maximum price for sales to purchasers other than government procurement agencies under this paragraph (a), under the particular subparagraph listed below which is applicable to the item being priced:

To price items sold during the base period and for which price ranges are provided, see subparagraph (1) below.

To price items sold during the base period but for which price ranges are not provided, see subparagraph (2) below.

To price items not sold during the base period but for which price ranges are provided, see subparagraph (3) below.

To price items not sold during the base period and for which price ranges are not provided, see subparagraph (4) below.

The processor who performs the wholesale function with respect to the item being priced (that is, by warehousing and selling it in less-than-carload quantities, from a branch warehouse owned or controlled by him, to retailers or to commercial, industrial or institutional users) shall, in each case, figure his maximum price for sales in this manner under the general pricing methods of this paragraph (a). However, in determining his base price, he shall include only sales made in this manner in the base period. Furthermore, in each case before applying the limitations of the price range, he shall adjust the applicable price range by adding to the top and bottom prices the freight, if any, incurred from factory to branch warehouse and multiplying each of the resulting figures by the markup named in Maximum Price Regulation No. 421[4] for cash-and-carry wholesalers or for service wholesalers, depending on whether delivery is made in the particular sale to the buyer's place of business.

The processor who qualifies as a retailer under Maximum Price Regulation No. 422[5] or 423[6] shall not use the pricing methods of this section, but he shall apply to the Office of Price Administration, Washington, D. C., for authorization of a maximum price under section 10 (c).

(1) *To price items sold during the base period for which price ranges are provided.* For sales to purchasers other than government procurement agencies, the processor shall figure his maximum price per dozen containers or other unit, f. o. b. shipping point, of an item which he sold during the base period and for which a price range is provided, as follows. He shall:

(i) *Determine the basc price.* First, the processor shall figure his weighted average price per dozen containers or other unit, f. o. b. shipping point, for the item being priced during the first 60 days after the beginning of the 1941 pack of the product or other base period named in the appendix covering the particular product. (This weighted average price will be called the "base price"). "Weighted average price" means the total gross sales dollars charged for the item during the base period divided by the number of dozens of containers or other units of that item sold. All sales contracts made in the regular course of business during the base period shall be included, regardless of the year of pack or of the date of delivery. Sales contracts made at times other than during the base period shall not be included, even though delivery was made during the base period. However, the following sales contracts shall be excluded, even when made during the base period: Sales to the armed forces of the United States; sales by a processor to his employees, to growers who supplied the raw material, or to other processors of the product unless at least 33⅓ percent of his 1941 pack of the product was sold to other processors, all regardless of brand; sales of damaged goods or of goods packed for experimental purposes; and sales to retailers or institutional users in quantities of less than 25 cases (basis No. 2 cans for vegetables and basis No. 2½ cans for fruit) unless at least 10% of the processor's 1940 or 1941 pack of the product was sold in such lesser quantities.

The processor shall figure a separate weighted average price for each item, except as otherwise provided in a particular appendix, and except that a single weighted average price shall be figured for items which differ only in brand name. (Subgrades shall also be ignored.) In figuring weighted average prices during the base period, the processor may, if he wishes, figure a single weighted average for any group of factories located in the same pricing area. For this purpose, the processor shall include all sales contracts (as described above) made during the first 60 days

[4] 10 F.R. 1496, 5037, 5369, 7251, 11302, 12848, 12992, 13073; 11 F.R. 713, 842, 1467.

[5] 10 F.R. 1505, 2024, 2297, 3814, 5370, 5577, 6235, 6514, 7251, 8015, 8656, 9272, 9263, 9430, 11303, 12264, 12265, 12810, 12992, 13073, 13593, 14146, 14447, 15466; 11 F.R. 348, 842, 996, 1297, 1468, 2449, 2594.

[6] 10 F.R. 1523, 2025, 2298, 3814, 5370, 5578, 6235, 6514, 8015, 8656, 9272, 9263, 9431, 12303, 12265, 12810, 12992, 13074, 13594, 14147, 14447, 15466; 11 F.R. 349, 842, 996, 1468, 1593, 2449.

after the beginning of the 1941 pack of the product, or other applicable base period, at each factory included in the group.

(ii) *Add the permitted increase.* Next, the processor shall add to the base price the permitted increase named for the item in the applicable appendix. The resulting figure is the processor's "gross maximum price" per dozen containers or other unit, f. o. b. shipping point, for sales to purchasers other than government procurement agencies; *Provided*, That it falls within the applicable price range. However, if it is higher than the highest price named in the price range, the processor's gross maximum price is the highest price named in the price range. Likewise, if it is lower than the lowest price named in the price range, the processor's gross maximum price is the lowest price named in the price range.

(iii) *Adjust for raw material purchased at average price lower than that reflected in price range.* Next, as to any product for which such adjustment is indicated in the applicable appendix, the processor shall subtract from his gross maximum price the difference obtained by subtracting the weighted average price he paid for the raw material in 1946 from the Department of Agriculture's designated price for that raw material. This difference shall be converted to units of the finished product on the basis of the conversion factors set forth in the applicable appendix. However, no subtraction is required under this subparagraph unless the gross maximum price for the item is reduced by one percent or more. The weighted average price paid shall be figured on not less than the first 75% of his purchases of the raw material (exclusive of acquisition and hauling charges) used by him in processing the product.

In the case of clingstone peaches produced in California, pears (California, Oregon and Washington), apricots (California), and light sweet cherries (California, Oregon and Washington), the processor shall figure the amount to be subtracted from his gross maximum price as follows. He shall figure a "weighted average price actually paid" on the basis of the weighted price actually paid for each grade or district classification, not to exceed the price designated to be paid for that grade or district classification by the Department of Agriculture. The "weighted average price actually paid" shall then be subtracted from the average of the designated prices for those grades and district classifications figured by using the same weighting factors (i. e., the quantities he purchased of each grade and district classification).

Example: The designated fruit prices for the 1945 crop of light sweet cherries announced by the Department of Agriculture for Oregon and Washington last year were $217.00 per ton for Grade 1, and $157.00 per ton for Grade 2. The A Canning Company whose factory is located in Oregon, based on not less than the first 75% of its purchases, bought 90% Grade 1 and 10% Grade 2 cherries. A paid an average price of $227.00 per ton for No. 1 cherries and $140.00 per ton for No. 2 cherries. However since the $227.00 per ton price is in excess of the designated price of $217.00 per ton for Grade 1 cherries, he is required to use the designated price in figuring his "weighted average price actually paid". Using a price of $217.00 per ton for 90% of his purchases and $140.00 per ton for 10% of his purchases he figures a weighted average price actually paid of $209.30 per ton. Using the same weighting factors (90% and 10%) he figures an average designated price of $211.00 per ton. The weighted average price actually paid is then subtracted from this figure ($211.00 minus $209.30 equals $1.70). The resulting figure ($1.70) is the difference which must be converted to units of the finished product on the basis of the conversion factors set forth in the applicable appendix.

The grower-processor is not required to make the subtraction specified in this subdivision (iii), as to any product for which he grows all of the raw material used in processing the product.

(iv) *Add the increased sugar cost incurred in packing fruit items.* Next at such time as he has incurred an increase in the cost of sugar used in processing any fruit item, the processor shall add the increased cost of sugar converted to units of the finished product in the manner provided in the applicable appendix. A processor shall not be deemed to have incurred an increase in the cost of sugar until such time as he elects to make the payment to Commodity Credit Corporation in the manner provided in subdivision (*a*), below, or at such time as his inventory of sugar obtained as an industrial user under Third Revised Ration Order 3 [6a] issued by Office of Price Administration, and of finished items of any packed fruit, fruit juice, fruit nectar, cranberry, cranberry juice, cranberry nectar, tomato catsup, and chili sauce made from such sugar purchased or contracted for at or below maximum prices in effect prior to February 10, 1946, at all factories, is less than 50,000 pounds of sugar or its equivalent in sugar and finished items.

(*a*) *Election to make payment to Commodity Credit Corporation.* Any processor who on June 19, 1946 has an inventory of sugar at all factories in excess of 50,000 pounds which was purchased or contracted for at or below maximum prices in effect prior to February 10, 1946, and who elects to figure an increase in the cost of sugar used in processing any fruit item, at the time he first figures his maximum price under this supplement, shall make a statement to this effect and shall make payment to the Commodity Credit Corporation in an amount computed as follows. He shall:

(*i*) Determine the total number of pounds of sugar used by him at all factories in processing all commodities packed during the 1945 packing season (or the calendar year 1945 for any non-seasonal food items packed by him).

(*ii*) Determine the total number of pounds of sugar used by him at all factories in processing any of the following commodities packed by him during the 1945 packing season: all packed fruits, fruit juices and fruit nectars covered by Supplement 13, cranberries, cranberry juice and cranberry nectar, tomato catsup and chili sauce.

(*iii*) Divide the figure determined under (*ii*), by the figure determined under (*i*).

(*iv*) Multiply the number of pounds of sugar in excess of 50,000 pounds purchased or contracted for at or below maximum prices in effect prior to February 10, 1946, which he had on hand at all factories on June 19, 1946, by the percentage figure resulting from the calculation in (*iii*) above.

(*v*) Multiply the resulting figure by one-half cent per pound. The resulting figure is the amount which is payable to the Commodity Credit Corporation.

(*b*) *Filing of statement.* Each processor of any of the fruit items covered by this section shall file a statement with the Wholesale-Retail and Fruit and Vegetable Branch, Food Price Division, Office of Price Administration, Washington, D. C., on or before July 15, 1946 setting forth the following information:

(*i*) The total number of pounds of sugar purchased or contracted for at or below maximum prices in effect prior to February 10, 1946, which he had on hand at all factories on June 19, 1946.

(*ii*) A statement indicating whether or not he elects to make payment to Commodity Credit Corporation in the manner provided in subdivision (*a*), above, and if he elects to make payment a statement showing his calculation of the amount to be paid, determined in the manner provided in subdivision (*a*). (Only one statement should be filed covering all products covered by this supplement and but one payment should be made to Commodity Credit Corporation).

The processor who elects to make payment to Commodity Credit Corporation shall make payment on or before July 15, 1946 by check or money order payable to Commodity Credit Corporation, Washington, D. C., and shall submit with such payment a copy of the above statement. In the event of failure to make such payment the increase incurred in the cost of sugar used in packing any fruit item covered by this section shall be figured in the manner provided in subdivision (*c*) below.

(*c*) Figuring the increased cost for sugar by processors who have *an inventory in excess of 50,000 pounds and who do not elect to make payment to Commodity Credit Corporation.* Any processor who on June 19, 1946 had an inventory of sugar at all factories purchased, or contracted for, at or below maximum prices in effect prior to February 10, 1946, in excess of 50,000 pounds and who does not elect to make payment to Commodity Credit Corporation in the manner provided in subdivision (*a*), above, shall figure an increase for cost of sugar used in any fruit item covered by this section only at such time as he reduces his inventory of sugar at all factories purchased at or below maximum prices in effect prior to February 10, 1946 to 50,000 pounds or less, and sells and delivers all of that portion of all items of any packed fruit, fruit juice, fruit nectar, cranberry, cranberry juice, cranberry nectar, tomato catsup and chili sauce in excess of the number of units that could be processed from 50,000 pounds of sugar which was processed from sugar purchased or contracted for at or below maximum prices in effect prior to February 10, 1946. When the processor meets the conditions for figuring an increase in the cost of sugar after he has established a maximum price for the item in accordance with section 14 (h), he may refigure his maximum price (notifying his customers as required by section 14 (d)).

(*v*) *Subtract any direct subsidy payable per unit of the finished product.* Next, as to any product for which a subsidy is payable, the processor shall subtract from the resulting figure the amount of the direct subsidy payable per unit of the finished product.

(vi) *Adjust for approved increases in basic wage rate.* Finally, the processor shall add to the resulting figure the appropriate labor increase factor, figured in the manner provided in the applicable appendix, if he has incurred an increase in basic wage rate which is approved by the Wage Stabilization Board (or which is deemed approved under Executive Order 9697,[1] under the Supplementary Wage and Salary Regulations [1] issued by the Office of Economic Stabilization, or any official order issued pursuant thereto); if the increase becomes effective after January 1, 1944; and if 50% or more of his pack of the product is processed after the effective date of such approval of the wage rate increase. An increase in basic wage rate will be considered to have occurred only if the single rate (or mid-point of the range of rates) for unskilled female labor, paid on a straight-time basis, has been increased since January 1, 1944; or if the processor had no unskilled female labor paid on a straight-time basis, if the single rate (or mid-point of the range of rates) for that classification of labor for which he had the largest number of employees, paid on an hourly basis, on his pay roll for the pay period during the 1943 packing season for which he had the largest number of employees, has been increased since January 1, 1944. When the processor meets the conditions for an adjustment (or an additional adjustment) after he has established a maximum price for the item under section 14 (h), he may refigure his maximum price (notifying his customers as required by section 14 (d)).

The resulting figure is the processor's maximum price per dozen containers or other unit, f. o. b. shipping point, for sales to purchasers other than government procurement agencies.

Illustrations of how maximum prices are figured under subparagraph (1) for items sold during the base period and for which price ranges are provided. The permitted increase provided in Table 3 of Appendix C (section 15) for processors whose factories are located in Area 3 for fancy No. 2½ cans of tomatoes is $0.47. The range of prices in Table 3 for fancy tomatoes packed in No. 2½ cans in this area is $1.82 as the lower limit of the range and $1.92 as the upper limit.

Example 1: The X Canning Company, whose factory is located in Minnesota, has figured a weighted average price during the first 60 days after the beginning of the 1941 pack of $1.50 per dozen for fancy tomatoes packed in No. 2½ cans. To this figure the company adds $0.47, the permitted increase named in Appendix C ($1.50 plus $0.47 equals $1.97). Since this resulting figure of $1.97 is higher than the upper limit of the price range $1.92, the X Canning Company's gross maximum price is $1.92 per dozen. From this figure the company subtracts $0.24, the amount of the direct subsidy ($1.92 minus 0.24 equals $1.68). Subsequent to January 1, 1944 and prior to completion of 50% or more of its tomato pack, the company has incurred an approved increase in basic wage rate for unskilled female labor of $0.10 per hour. By reference to Table 9 in Appendix C, the company figures the adjustment for approved increases in basic wage rate by multiplying the factor named in Table 9 by 10, the number of unit increases of one cent each incurred (0.0094 times 10 equals $0.094 and then adds this figure to its price ($1.68 plus $0.094 equals $1.774). X's maximum price for sales to purchasers other than government procurement agencies is $1.77. (Sub-division (iii) is not applicable in this case.)

Example 2: The Y Canning Company whose factory is also located in Minnesota has figured a weighted average price during the first 60 days after the beginning of the 1941 pack of $1.32 per dozen for fancy tomatoes packed in No. 2½ cans. To this figure the company adds the permitted increase of $0.47 ($1.32 plus $0.47 equals $1.79). Since the resulting figure of $1.79 is lower than the lowest price named in the price range, the Y Canning Company's gross maximum price is $1.82 per dozen. From the figure the company substracts $0.24, the amount of the direct subsidy ($1.82 minus $0.24 equals $1.58). Prior to completion of 50% of its current tomato pack Y has incurred an approved increase in basic wage rate of $0.05 per hour. The company figures the adjustment for approved increases in basic wage rate by multiplying the factor named in Table 9 of Appendix C, by 5 the number of unit increases of one cent each incurred ($0.0094 times 5 equals $0.047) and then adds this figure to its price ($1.58 plus $0.047 equals $1.627). Y's maximum price for sales to purchasers other than government procurement agencies is $1.63 per dozen. (Subdivision (iii) is not applicable in this case.)

Example 3: The Z Canning Company whose factory is located in Minnesota has figured a weighted average price during the first 60 days after the beginning of the 1941 pack of $1.37 per dozen for No. 2½ cans of fancy tomatoes. To this figure the company adds $0.47 ($1.37 plus $0.47 equals $1.84). Since the resulting figure of $1.84 falls within the range of prices named for fancy tomatoes packed in No. 2½ cans in this area, the Z Canning Company's gross maximum price is $1.84 per dozen. From the figure $1.84 the company subtracts $0.24, the amount of the subsidy, and the resulting figure $1.60 is its maximum price for sales to purchasers other than government procurement agencies. The company has not incurred an increase in basic wage rates and subsidivision (vi) is accordingly not involved. (Subdivision (iii) is not applicable in this case.)

(2) *To price items sold during the base period but for which price ranges are not provided.* As a general rule, in figuring maximum prices under subparagraph (2), (3) or (4), steps are to be taken separately in the following order (in many cases not all of the steps are necessary). Any variation from this order will be explained in the applicable appendix.

(1) Construct base price (converting for container type and size).

(2) Add the appropriate permitted increase.

(3) Convert separately for variety, style, sieve size, syrup differential, and grade.

(4) Apply limitations of price range.

(5) Convert for syrup differential except in case of No. 303 glass containers.

(6) Convert for container type and size to get gross maximum price.

(7) Convert for syrup differential in case of No. 303 glass containers.

(8) Adjust for raw material purchased at average price lower than that reflected in price range.

(9) Add the increased sugar cost incurred in packing fruits.

(10) Subtract subsidy.

(11) Adjust for approved increases in basic wage rate.

When pricing substandard grade of any item under subparagraph (2) or (4), the conversion for grade ordinarily made under step 3, above, must be taken immediately following step 4 and before step 6, since no price ranges are provided for substandard grade.

In all cases conversions from metal containers to glass containers must be made in 1946 prices and not in base period prices, for the reason that permitted increases and price ranges are based on cost increases and base period price data for metal containers only. In each case of conversion from metal to glass, the processor must first construct a maximum price for the item when packed in metal and then add the appropriate conversion factor named in the applicable appendix for converting from tin to glass, even though he packed the item in glass during the base period.

For sales to purchasers other than government procurement agencies, the processor shall figure his maximum price per dozen containers or other unit, f. o. b. shipping point, of an item which he sold during the base period, but for which a price range is not provided, as follows.

He shall:

(i) *Construct a base price.* First, the processor shall figure his weighted average price per dozen containers or other unit, f. o. b. shipping point, for the item being priced in the manner provided in paragraph (a) (1) (i), above. He shall then convert this weighted average price (for container type and size, and in the case of fruits for syrup differential, in the order named), to a base price for the item (identical except for container size, and syrup density in the case of fruits), with an established price range, that is nearest in container size to the item being priced, by applying the conversion factors named in the applicable appendix.

(ii) *Add the permitted increase.* Next, the processor shall add to the constructed base price the permitted increase named in the applicable appendix for the item selected, and apply the limitations of the applicable price range.

(iii) *Convert to a gross maximum price for the item being priced.* Next, the processor shall convert the price so figured (for syrup differential in the case of fruits, and for container type and size, in the order named except in the case of No. 303 glass containers) to a gross maximum price for the item being priced by applying the conversion factors named in the applicable appendix. For No. 303 glass containers the conversion for con-

[6a] 11 F.R. 134, 177, 532, 1298, 1469, 1212, 1784, 2276, 2512, 2824, 3153, 3365, 5166.

[1] 11 F.R. 1691.

[1] 11 F.R. 2517.

price of $217.00 per ton for Grade 1 cherries, 2276, 2512, 2624, 3153, $365, 3766.

tainer type and size shall be made before the conversion for syrup differential.

(iv) *Adjust for raw material purchased at average price lower than that reflected in price range.* Next, as to any product for which such an adjustment is indicated in the applicable appendix, the processor shall subtract from his gross maximum price the difference obtained by subtracting the weighted average price he paid for the raw material in 1946 from the Department of Agriculture's designated price for that raw material. This difference shall be converted to units of the finished product on the basis of the conversion factors set forth in the applicable appendix. However, no subtraction is required under this subparagraph unless the gross maximum price for the item is reduced by one percent or more. The weighted average price paid shall be figured on not less than the first 75% of his purchases of the raw material (exclusive of acquisition and hauling charges) used by him in processing the product.

In the case of clingstone peaches produced in California, pears (California, Oregon and Washington), apricots (California), and light sweet cherries (California, Oregon and Washington), the processor shall figure the amount to be subtracted from his gross maximum price as follows. He shall figure a "weighted average price actually paid" on this basis of the weighted average price actually paid for each grade or district classification, not to exceed the price designated to be paid for that grade or district classification by the Department of Agriculture. The "weighted average price actually paid" shall then be subtracted from the average of the designated prices for those grades and district classifications figured by using the same weighting factors (i. e., the quantities he purchased of each grade and district classification). (See example in paragraph (a) (1) (iii), above.)

The grower-processor is not required to make the subtraction specified in this subdivision (iv), as to any product for which he grows all of the raw material used in processing the product.

(v) *Add the increased sugar cost incurred in packing fruit items.* Next, at such time as he has incurred an increase in the cost of sugar used in processing any fruit item, the processor shall add the increased cost of sugar figured in the manner and subject to the conditions set forth in paragraph (a) (1) (iv), above.

(vi) *Subtract any direct subsidy payable per unit of the finished product.* Next, as to any product for which a subsidy is payable, the processor shall subtract the amount of the direct subsidy payable per unit of the finished product.

(vii) *Adjust for approved increases in basic wage rate.* Finally, the processor shall add to the resulting figure the appropriate labor increase factor, figured in the manner provided in the applicable appendix, if he has incurred an increase in basic wage rate which is approved by the Wage Stabilization Board (or which is deemed approved under Executive Order 9697, under the Supplementary Wage and Salary Regulations issued by the Office of Economic Stabilization, or any official order issued pursuant thereto); if the increase becomes effective after January 1, 1944; and if 50% or more of his pack of the product is processed after the effective date of such approval of the wage rate increase. An increase in basic wage rate will be considered to have occurred only if the single rate (or mid-point of the range of rates) for unskilled female labor, paid on a straight time basis, has been increased since January 1, 1944; or if the processor had no unskilled female labor paid on a straight-time basis, if the single rate (or mid-point of the range of rates) for that classification of labor for which he had the largest number of employees, paid on an hourly basis, on his payroll for the pay period during the 1943 packing season for which he had the largest number of employees, has been increased since January 1, 1944. When the processor meets the conditions for an adjustment (or an additional adjustment) after he has established a maximum price for the item under section 14 (h), he may refigure his maximum price (notifying his customers as required by section 14 (d)).

The resulting figure is the processor's maximum price per dozen containers or other unit, f. o. b. shipping point, for sales to purchasers other than government procurement agencies.

Illustration of how maximum prices are figured under subparagraph (2) for items sold during the base period but for which price ranges are not provided.

Example 4. The B Canning Company, whose factory is located in New York sold fancy No. 3 sieve Sweet Peas in No. 303 cans during the base period. It is now pricing this item. Since Table 3 in Appendix B to Section 15 does not provide a permitted increase and price range for No. 303 cans, the company must convert its weighted average price for the No. 303 size cans of the product to a base price for the nearest container size for which a price range is provided, which in this case is the No. 2 cans. The company has figured a weighted average price during the base period for fancy No. 3 sieve Sweet Peas in No. 303 cans of $1.25. To convert this figure to a No. 2 size can, it multiplies it by 1.12, the conversion factor named in Table 5 of Appendix B ($1.25 times 1.15 equals $1.4375). To this figure the company adds $0.43, the permitted increase named in Table 3. ($1.4375 plus $0.43 equals $1.8675.) Since this figure is higher than the highest price named in the price range for No. 2 size cans of fancy No. 3 sieve Sweet Peas, the company uses $1.78, the highest price in the range, to continue its computations. It now converts the figure $1.78 to a gross maximum price for the No. 303 size can by multiplying it by .89, the conversion factor named in Table 5 for converting to a No. 303 size can ($1.78 times .89 equals $1.5842). From this gross maximum price the company subtracts the amount of the direct subsidy payable for this can size, which amount is figured by multiplying $0.20, the subsidy payable for No. 2 cans, by .89, the appropriate conversion factor named in Table 5. ($0.20 times .89 equals $0.178.) ($1.5842 less $0.178 equals $1.4062.) The company has not incurred an increase in basic wage rates and subdivision (vii) is accordingly not involved. The B Canning Company's maximum price for sales to purchasers other than government procurement agencies for No. 303 cans of fancy No. 3 sieve Sweet Peas is $1.405 per dozen. (Subdivision (iv) is not applicable in this case.)

(3) *To price items not sold during the base period but for which price ranges are provided.* (See note at beginning of subparagraph (2).) For sales to purchasers other than government procurement agencies, the processor shall figure his maximum price per dozen containers or other units, f. o. b. shipping point, of an item which he did not sell during the base period, but for which a price range is provided as follows. He shall:

(i) *Construct a base price.* First, the processor shall select from the items of the product which he sold in the base period that item nearest in container size to the item being priced and nearest in such other respects as may be specified in the applicable appendix and figure its weighted average price in the manner provided in paragraph (a) (1) (i), above. He shall then convert this weighted average price, for container type and size, to a base price, for the container size being priced, by applying the appropriate conversion factor in the applicable appendix.

(ii) *Add the permitted increase.* Next, the processor shall add to the constructed base price the appropriate permitted increase named in the applicable appendix for the variety, style, and grade sold in the base period.

(iii) *Convert to a gross maximum price for the item being priced.* Next, the processor shall convert the price so figured (for variety, style, sieve size, syrup differential, and grade, in the order named) as may be necessary to arrive at a gross maximum price for the item being priced, by applying the conversion factors named in the applicable appendix, and by applying to the resulting figure the limitations of the applicable price range.

(iv) *Adjust for raw material purchased at average price lower than that reflected in price range.* Next, as to any product for which such an adjustment is indicated in the applicable appendix, the processor shall subtract from his gross maximum price the difference obtained by subtracting the weighted average price he paid for the raw material in 1946 from the Department of Agriculture's designated price for that raw material. This difference shall be converted to units of the finished product on the basis of the conversion factors set forth in the applicable appendix. However, no subtraction is required under this subparagraph unless the gross maximum price for the item is reduced by one percent or more. The weighted average price paid shall be figured on not less than the first 75% of his purchases of the raw material (exclusive of acquisition and hauling charges) used by him in processing the product.

In the case of clingstone peaches produced in California, pears (California, Oregon and Washington), apricots (California), and light sweet cherries (California, Oregon and Washington), the processor shall figure the amount to be subtracted from his gross maximum price as follows. He shall figure a "weighted average price actually paid" on the basis of the weighted average price actually paid for each grade or district classification, not to exceed the price designated to be paid for that grade or district classification by the Department of Agriculture. The "weighted average price actually paid" shall then be subtracted from the average of the designated prices for those grades and district classifications figured by using the same weighting factors (i. e., the quantities he purchased of each grade and district classification). (See example in paragraph (a) (1) (iii), above.)

The grower-processor is not required to make the subtraction specified in this subdivision (iv), as to any product for which he grows all of the raw material used in processing the product.

(v) *Add the increased sugar cost incurred in packing fruit items.* Next, at such time as he has incurred an increase in the cost of sugar used in processing any fruit item, the processor shall add the increased cost of sugar figured in the manner and subject to the conditions set forth in paragraph (a) (1) (iv), above.

(vi) *Subtract any direct subsidy payable per unit of the finished product.* Next, as to any product for which a subsidy is payable, the processor shall subtract the amount of the direct subsidy payable per unit of the finished product.

(vii) *Adjust for approved increases in basic wage rate.* Finally, the processor shall add to the resulting figure the appropriate labor increase factor, figured in the manner provided in the applicable appendix, if he has incurred an increase in basic wage rate which is approved by the Wage Stabilization Board (or which is deemed approved under Executive Order 9697, under the Supplementary Wage and Salary Regulations issued by the Office of Economic Stabilization, or any official order issued pursuant thereto); if the increase becomes effective after January 1, 1944; and if 50% or more of his pack of the product is processed after the effective date of such approval of the wage rate increase. An increase in basic wage rate will be considered to have occurred only if the single rate (or mid-point of the range of rates) for unskilled female labor, paid on a straight time basis, has been increased since January 1, 1944; or if the processor had no unskilled female labor paid on a straight-time basis, if the single rate (or mid-point of the range of rates) for that classification of labor for which he had the largest number of employees, paid on an hourly basis, on his payroll for the pay period during the 1943 packing season for which he had the largest number of employees, has been increased since January 1, 1944. When the processor meets the conditions for an adjustment (or an additional adjustment) after he has established a maximum price for the item under section 14 (h), he may refigure his maximum price (notifying his customers as required by section 14 (d)).

The resulting figure is the processor's maximum price per dozen containers or other unit, f. o. b. shipping point, for sales to purchasers other than government procurement agencies.

Illustration of how maximum prices are figured under subparagraph (3) for items not sold during the base period but for which price ranges are provided.

Example 5. The C Canning Company, whose factory is located in Michigan, is now pricing No. 2 size cans of fancy large seeded sweet peas, ungraded as to sieve size. During the base period 1941 this company sold the following items of peas:

No. 303 cans, fancy No. 3 sieve sweet peas.
No. 2 cans, fancy No. 4 sieve sweet peas.
No. 10 cans, standard ungraded Alaska peas.
No. 2 cans, extra standard ungraded sweet peas.
No. 2 cans, extra standard 4 sieve Alaska peas.

The C Company selects as the base period item the No. 2 can extra standard ungraded sweet peas because it is nearest in container size and in other respects (as specified in Appendix B to section 15), and figures its weighted average price as $1.05. To this base price the company adds the permitted increase named in Part 2, Table 3 of Appendix B to Section 15 for extra standard ungraded sweet peas. ($1.05 plus $0.34 equals $1.39.) The company then converts this figure for variety to a price for extra standard large seeded sweet peas by adding to it the difference between the specific dollars-and-cents maximum prices named in Part 2 and 3 of Table 4 for the two items $1.56 minus $1.46 equals $0.10; $1.39 plus $0.10 equals $1.49). The resulting figure is then converted for grade to a gross maximum price for item being priced by adding to it the grade difference between fancy and extra standard specified in Table 8 ($1.49 plus $0.26 equals $1.75) and by applying the limitations of the price range to the resulting figure. Since the resulting figure $1.75 is within the price range, it is the processor's gross maximum price. From this figure the company subtracts $0.20, the amount of the direct subsidy payable ($1.75 minus $0.20 equals $1.55). The company has not incurred an increase in basic wage rates and subdivision (vii) is accordingly not involved. The resulting figure $1.55 is the C Company's maximum price for sales to purchasers other than government procurement agencies. (Subdivision (iv) is not applicable in this case.)

(4) *To price items not sold during the base period and for which price ranges are not provided.* (See note at beginning of subparagraph (2).)

Two different situations are involved when pricing under this subparagraph.

For sales to purchasers other than government procurement agencies, the processor shall figure his maximum price per dozen containers or other unit, f. o. b. shipping point, of an item not sold during the base period, and for which a price range is not provided, as follows:

First situation. If during the base period the processor sold any of the items (of the same product) for which price ranges are provided, he shall figure his maximum price per dozen containers or other unit, f. o. b. shipping point, for sales to purchasers other than government procurement agencies, as follows.

He shall:

(i) *Construct a base price.* First, the processor shall select from the items of the product sold during the base period that item for which a price range is provided nearest in container size to the item being priced and nearest in such other respects as may be specified in the applicable appendix and figure its weighted average price in the manner provided in paragraph (a) (1) (i), above.

(ii) *Add the permitted increase.* Next, the processor shall add to the constructed base price the permitted increase named in the applicable appendix for the variety, style, and grade sold in the base period.

(iii) *Convert to a gross maximum price for the item being priced.* Next, the processor shall convert the price so figured for the selected item (for variety, style, sieve size, and grade, in the order named) as may be necessary to arrive at a gross maximum price (except for container type and size, and syrup density in the case of fruits) for the item being priced, by applying the conversion factors named in the applicable appendix, and by applying to the resulting figure the limitations of the applicable price range. The price so figured shall then be converted (for syrup differential in the case of fruits, and for container type and size, in the order named except in the case of No. 303 glass containers) to a gross maximum price for the item being priced by applying the conversion factors named in the applicable appendix. For No. 303 glass containers the conversion for container type and size shall be made before the conversion for syrup differential.

(iv) *Adjust for raw material purchased at average price lower than that reflected in price range.* Next, as to any product for which such an adjustment is indicated in the applicable appendix, the processor shall subtract from his gross maximum price the difference obtained by subtracting the weighted average price he paid for the raw material in 1946 from the Department of Agriculture's designated price for that raw material. This difference shall be converted to units of the finished product on the basis of the conversion factors set forth in the applicable appendix. However, no subtraction is required under this subparagraph unless the gross maximum price for the item is reduced by one percent or more. The weighted average price paid shall be figured on not less than the first 75% of his purchases of the raw material (exclusive of acquisition and hauling charges) used by him in processing the product.

In the case of clingstone peaches produced in California, pears (California, Oregon and Washington), apricots (California), and light sweet cherries (California, Oregon and Washington), the processor shall figure the amount to be subtracted from his gross maximum price as follows. He shall figure a "weighted average price actually paid" on the basis of the weighted average price actually paid for each grade or district classification, not to exceed the price designated to be paid for that grade or district classification by the Department of Agriculture. The "weighted average price actually paid" shall then be subtracted from the average of the designated prices for those grades and district classifications figured by using the same weighting factors (i. e., the quantities he purchased of each grade and district classification). (See example in paragraph (a) (1) (iii), above.)

The grower-processor is not required to make the subtraction specified in this subdivision (iv), as to any product for which he grows all of the raw material used in processing the product.

(v) *Add the increased sugar cost incurred in packing fruit items.* Next, at such time as he has incurred an increase in the cost of sugar used in processing

any fruit item, the processor shall add the increased cost of sugar figured in the manner and subject to the conditions set forth in paragraph (a) (1) (iv), above.

(vi) *Subtract any direct subsidy payable per unit of the finished product.* Next, as to any product for which a subsidy is payable, the processor shall subtract from the resulting figure the amount of the direct subsidy payable per unit of the finished product.

(vii) *Adjust for approved increases in basic wage rate.* Finally, the processor shall add to the resulting figure the appropriate labor increase factor, figured in the manner provided in the applicable appendix, if he has incurred an increase in basic wage rate which is approved by the Wage Stabilization Board (or which is deemed approved under Executive Order 9697, under the Supplementary Wage and Salary Regulations issued by the Office of Economic Stabilization, or any official order issued pursuant thereto); if the increase becomes effective after January 1, 1944; and if 50% or more of his pack of the product is processed after the effective date of such approval of the wage rate increase. An increase in basic wage rate will be considered to have occurred only if the single rate (or midpoint of the range of rates) for unskilled female labor, paid on a straight time basis, has been increased since January 1, 1944; or if the processor had no unskilled female labor paid on a straight-time basis, if the single rate (or mid-point of the range of rates) for that classification of labor for which he had the largest number of employees, paid on an hourly basis, on his payroll for the pay period during the 1943 packing season for which he had the largest number of employees, has been increased since January 1, 1944. When the processor meets the conditions for an adjustment (or an additional adjustment) after he has established a maximum price for the item under section 14 (h), he may refigure his maximum price (notifying his customers as required by section 14 (d)).

The resulting figure is the processor's maximum price per dozen containers or other unit, f. o. b. shipping point, for sales to purchasers other than government procurement agencies.

Second situation: If during the base period the processor did not sell any of the items (of the same product) for which price ranges are provided, he shall figure his maximum price per dozen containers or other unit f. o. b. shipping point, for sales to purchasers other than government procurement agencies, as follows.

He shall:

(i) *Construct a base price.* First, the processor shall select from the items of the product sold in the base period that item nearest in container size to the item being priced and nearest in such other respects as may be specified in the applicable appendix and figure its weighted average price in the manner provided in paragraph (a) (1) (i), above. He shall then convert this weighted average price, for container type and size, to a base price for the item nearest in container size for which a price range is provided, by applying the conversion factors named in the applicable appendix.

(ii) *Add the permitted increase.* Next, the processor shall add to the constructed base price the appropriate permitted increase named in the applicable appendix for the variety, style, and grade sold in the base period.

(iii) *Convert to a gross maximum price for the item being priced.* Next, the processor shall convert the price so figured for the selected item (for variety, style, sieve size, and grade, in the order named) as may be necessary to arrive at a gross maximum price (except for container type and size, and syrup density in the case of fruits) for the item being priced, by applying the conversion factors named in the applicable appendix, and by applying to the resulting figure the limitations of the applicable price range. The price so figured shall then be converted (for syrup differential in the case of fruits and for container type and size, in the order named except in the case of No. 303 glass containers) to a gross maximum price for the item being priced by applying the conversion factors named in the applicable appendix. For No. 303 glass containers the conversion for container type and size shall be made before the conversion for syrup differential.

(iv) *Adjust for raw material purchased at average price lower than that reflected in price range.* Next, as to any product for which such an adjustment is indicated in the applicable appendix, the processor shall subtract from his gross maximum price the difference obtained by subtracting the weighted average price he paid for the raw material in 1946 from the Department of Agriculture's designated price for that raw material. This difference shall be converted to units of the finished product on the basis of the conversion factors set forth in the applicable appendix. However, no subtraction is required under this subparagraph unless the gross maximum price for the item is reduced by one percent or more. The weighted average price paid shall be figured on not less than the first 75% of his purchases of the raw material (exclusive of acquisition and hauling charges) used by him in processing the product.

In the case of clingstone peaches produced in California, pears (California, Oregon and Washington), apricots (California), and light sweet cherries (California, Oregon and Washington), the processor shall figure the amount to be subtracted from his gross maximum price as follows. He shall figure a "weighted average price actually paid" on the basis of the weighted average price actually paid for each grade or district classification not to exceed the price designated to be paid for that grade or district classification by the Department of Agriculture. The "weighted average price actually paid" shall then be subtracted from the average of the designated prices for those grades and district classifications figured by using the same weighting factors (i. e., the quantities he purchased of each grade and district classification). (See example in paragraph (a) (1) (iii), above.)

The grower-processor is not required to make the subtraction specified in this subdivision (iv), as to any product for which he grows all of the raw material used in processing the product.

(v) *Add the increased sugar cost incurred in packing fruit items.* Next, at such time as he has incurred an increase in the cost of sugar used in processing any fruit item, the processor shall add the increased cost of sugar figured in the manner and subject to the conditions set forth in paragraph (a) (1) (iv), above.

(vi) *Subtract any direct subsidy payable per unit of the finished product.* Next, as to any product for which a subsidy is payable, the processor shall subtract from the resulting figure the amount of the direct subsidy payable per unit of the finished product.

(vii) *Adjust for approved increases in basic wage rate.* Finally, the processor shall add to the resulting figure the appropriate labor increase factor, figured in the manner provided in the applicable appendix, if he has incurred an increase in basic wage rate which is approved by the Wage Stabilization Board (or which is deemed approved under Executive Order 9697, under the Supplementary Wage and Salary Regulations issued by the Office of Economic Stabilization, or any official order issued pursuant thereto); if the increase becomes effective after January 1, 1944; and if 50% or more of his pack of the product is processed after the effective date of such approval of the wage rate increase. An increase in basic wage rate will be considered to have occurred only if the single rate (or mid-point of the range of rates) for unskilled female labor, paid on a straight-time basis, has been increased since January 1, 1944; or if the processor had no unskilled female labor paid on a straight-time basis, if the single rate (or mid-point of the range of rates) for that classification of labor for which he had the largest number of employees, paid on an hourly basis, on his payroll for the pay period during the 1943 packing season for which he had the largest number of employees, has been increased since January 1, 1944. When the processor meets the conditions for an adjustment (or an additional adjustment) after he has established a maximum price for the item under section 14 (h), he may refigure his maximum price (notifying his customers as required by section 14 (d)).

The resulting figure is the processor's maximum price per dozen containers or other unit, f. o. b. shipping point, for sales to purchasers other than government procurement agencies, as follows.

Illustrations of how maximum prices are figured under subparagraph (4) for items not sold during the base period and for which price ranges are not provided.

FIRST SITUATION

Example 6. The E Canning Company, whose factory is located in Oregon is now pricing No. 1 (picnic) cans of standard 4 sieve sweet peas. During the base period 1941, this company sold peas of the following grades, and container types and sizes:

Fancy No. 4 sieve sweet peas packed in No. 2 cans.

Fancy No. 4 sieve sweet peas packed in No. 10 cans.

The E Company selects the No. 2 can because it is the nearest container size for which a price range is provided to the No. 1 (picnic) can being priced. It then figures the weighted average price for the No. 2 can as $1.05 per dozen. To this figure the company adds $0.36 the permitted increase named in Table 3, Appendix B, to section 15 ($1.05 plus $0.36 equals $1.41). The company then subtracts from this figure $0.26 the difference between fancy and standard grades of sweet peas named in Table 8 to Appendix B ($1.41 minus $0.26 equals $1.15), and applies to the resulting figure the limitations of the price range. Since this figure is lower than the lowest price named for standard 4 sieve sweet peas in No. 2 cans in Area 5, the company uses $1.16, the lowest price in the price range, to continue its computation. This figure is then converted to a gross maximum price for the No. 1 (picnic) can being priced by multiplying it by .66 the conversion factor named in Table 5, Appendix B, for converting from a No. 2 to a No. 1 (picnic) can ($1.16 times .66 equals $0.7656). From this figure ($0.7656) the company subtracts $0.1320, the amount of the subsidy. ($0.7656 minus $0.1320 equals $0.6336). The company has incurred an approved increase in basic wage rate of $0.10 per hour for unskilled female labor, subsequent to January 1, 1944 and before completion of 50% or more of its pack of peas. The company accordingly figures the adjustment for increase in basic wage rate by reference to Table 10. ($0.0026 times 10, the number of one cent unit increases incurred, equals $0.026; $0.026 times .66, the conversion factor for converting from a No. 2 can to a No. 1 (picnic) can, equals $0.0176). The company then adds this figure to $0.6336 and the resulting figure $0.6508 is its maximum price for sales to purchasers other than government procurement agencies for its No. 1 (picnic) cans of standard No. 4 sieve sweet peas. (Subdivision (iv) is not applicable in this case.)

SECOND SITUATION

Example 7. The D Canning Company whose factory is located in Oregon is now pricing 8-ounce cans of fancy No. 3 and 4 sieve sweet peas. During the base period the company sold peas of the following grades and container types and sizes:

Fancy No. 3 and 4 sieve sweet peas in No. 1 tall cans.

Standard No. 4 sieve sweet peas in No. 1 (picnic) cans.

The D company selects the No. 1 (picnic) can because it is nearest in container size to the 8-ounce can which is now being priced and figures its weighted average price as $0.57 per dozen. The company then converts this weighted average base price to a constructed base price for the No. 2 can by multiplying it by 1.52, the conversion factor named in Table 5, Appendix B to section 15, for converting from a No. 1 (picnic) can to a No. 2 can. ($0.57 times 1.52 equals $0.8664.) The company then adds $0.31, the permitted increase named in Table 3 for Area 5 ($0.8664 plus $0.31 equals $1.1764). To this figure the company adds $0.26, the difference between standard and fancy grades provided in Table 8 of Appendix B ($1.1764 plus $0.26 equals $1.4364). Since this figure ($1.4364) falls within the price range for fancy No. 4 sieve sweet peas in No. 2 cans, the company uses it to continue its computation. The company then converts this figure for the No. 2 size can to a gross maximum price for the 8-ounce can being priced by multiplying it by 0.56, the conversion factor named in Table 5 for converting a No. 2 can to an 8-ounce can ($1.4364 times 0.56 equals $0.8044). From this figure ($0.8044) the company subtracts $0.112, the subsidy payable for 8-ounce cans, and the resulting figure $0.6924 is its maximum price for sales to purchasers other than government procurement agencies since it has not incurred an increase in basic wage rate. (Subdivision (iv) is not applicable in this case.)

(b) *Products not sold during the base period.* For any product which was not sold in the base period, the processor shall figure his maximum price per dozen containers or other unit of the item, f. o. b. factory, for sales to purchasers other than government procurement agencies, in the following manner:

(1) *Grades, varieties, styles and container types and sizes for which specific dollars-and-cents prices are provided.* If the grade, variety, style and container type and size of the items being priced is one for which a specific dollars-and-cents price is provided, the processor shall in each case:

(i) *Ascertain the gross maximum price.* First, the processor shall take the specific dollars-and-cents price named for the item in the applicable appendix and use this figure as his gross maximum price, f. o. b. factory.

(ii) *Adjust for raw material purchased at average price lower than that reflected in dollars-and-cents price.* Next, as to any product for which such an adjustment is indicated in the applicable appendix, the processor shall subtract from his gross maximum price the difference obtained by subtracting the weighted average price he paid for the raw material in 1946 from the Department of Agriculture's designated price for that raw material. This difference shall be converted to units of the finished product on the basis of the conversion factors set forth in the applicable appendix. However, no subtraction is required under this subparagraph unless the gross maximum price for the item is reduced by one percent or more. The weighted average price paid shall be figured on not less than the first 75% of his purchases of the raw material (exclusive of acquisition and hauling charges) used by him in processing the product.

In the case of clingstone peaches produced in California, pears (California, Oregon and Washington), apricots (California), and light sweet cherries (California, Oregon and Washington), the processor shall figure the amount to be subtracted from his gross maximum price as follows. He shall figure a "weighted average price actually paid" on the basis of the weighted average price actually paid for each grade or district classification, not to exceed the price designated to be paid for that grade or district classification by the Department of Agriculture. The "weighted average price actually paid" shall then be subtracted from the average of the designated prices for those grades and district classifications figured by using the same weighting factors (i. e., the quantities he purchased of each grade and district classification). (See example in paragraph (a) (1) (iii), above.)

The grower-processor is not required to make the subtraction specified in this subdivision (ii), as to any product for which he grows all of the raw material used in processing the product.

(iii) *Add the increased sugar cost incurred in packing fruit items.* Next, at such time as he has incurred an increase in the cost of sugar used in processing any fruit item, the processor shall add the increased cost of sugar figured in the manner and subject to the conditions set forth in paragraph (a) (1) (iv), above.

(iv) *Subtract any direct subsidy payable per unit of the finished product.* Next, as to any product for which a subsidy is payable, the processor shall subtract from the resulting figure the amount of the direct subsidy payable per unit of the finished product.

(v) *Adjust for approved increases in basic wage rate.* Finally, the processor shall add to the resulting figure the appropriate labor increase factor, figured in the manner provided in the applicable appendix, if he has incurred an increase in basic wage rate which is approved by the wage Stabilization Board (or which is deemed approved under Executive Order, 9697, under the Supplementary Wage and Salary Regulations issued by the Office of Economic Stabilization, or any official order issued pursuant thereto); if the increase becomes effective after January 1, 1944; and if 50% or more of his pack of the product is processed after the effective date of such approval of the wage rate increase. An increase in basic wage rate will be considered to have occurred only if the single rate (or mid-point of the range of rates) for unskilled female labor, paid on a straight time basis, has been increased since January 1, 1944; or if the processor had no unskilled female labor paid on a straight time basis, if the single rate (or mid-point of the range of rates) for that classification of labor for which he had the largest number of employees, paid on an hourly basis, on his payroll for the pay period during the 1943 packing season for which he had the largest number of employees, has been increased since January 1, 1944. When the processor meets the conditions for an adjustment (or an additional adjustment) after he has established a maximum price for the item under section 14 (h), he may refigure his maximum price (notifying his customers as required by section 14 (d)).

If the processor was not in business during the 1943 packing season but started operations after January 1, 1944 (and is not a transferee within the meaning of section 14 (g) of a processor who was in business at that time), for the purpose of figuring the adjustment for approved increases in basic wage rate, he shall use the figure in the table below for the state in which his factory is located as the basic wage rate in effect on January 1, 1944 for unskilled female labor.

WEIGHTED AVERAGE WAGE RATES FOR UNSKILLED FEMALE LABOR JANUARY 1, 1944

State:	Wage rate
Alabama	$0.40
Arizona	.40
Arkansas	.40
California	.70
Colorado	.52
Connecticut	.46
Delaware	.45
Florida	.40
Georgia	.40
Idaho	.51
Illinois	.54

WEIGHTED AVERAGE WAGE RATES FOR UNSKILLED FEMALE LABOR JANUARY 1, 1944—Continued

State:	Wage rate
Indiana	$0.47
Iowa	.45
Kansas	.40
Kentucky	.40
Louisiana	.40
Maine	.46
Maryland	.43
Massachusetts	.46
Michigan	.48
Minnesota	.48
Mississippi	.40
Missouri	.40
Montana	.45
Nebraska	.43
Nevada	.52
New Hampshire	.46
New Jersey	.48
New Mexico	.40
New York	.47
North Carolina	.40
North Dakota	.43
Ohio	.48
Oklahoma	.40
Oregon	.64
Pennsylvania	.48
Rhode Island	.46
South Carolina	.40
South Dakota	.43
Tennessee	.40
Texas	.40
Utah	.52
Vermont	.46
Virginia	.40
Washington	.65
West Virginia	.40
Wisconsin	.45
Wyoming	.40

The resulting figure is the processor's maximum price per dozen containers or other unit, f. o. b. shipping point, for sales to purchasers other than government procurement agencies.

For the purpose of section 10 (b) this price shall be considered a "dollars-and-cents" maximum price for a processor who performs the wholesale function.

(2) *Grades, varieties, styles and container types and sizes for which specific dollars-and-cents prices are not provided.* If the grade, variety, style and container type and size of the item being priced is one for which a specific dollars-and-cents price is not provided, the processor shall in each case:

(i) *Ascertain the gross base price.* First, the processor shall take the specific dollars-and-cents price named in the applicable appendix for that container size (of the same product) which is nearest in size to the item being priced.

(ii) *Convert to a gross maximum price for the item being priced.* Next, the processor shall convert that figure (for style, syrup differential, grade and container type and size, in the order named except in the case of conversion for syrup differential for No. 303 glass containers) as may be necessary to arrive at a gross maximum price for the item being priced, by applying the conversion factors named in the applicable appendix. For No. 303 glass containers the conversion for container type and size shall be made before the conversion for syrup differential.

(iii) *Adjust for raw material purchased at average price lower than that reflected in dollars-and-cents price.* Next, as to any product for which such an adjustment is indicated in the applicable appendix, the processor shall subtract from his gross maximum price the difference obtained by subtracting the weighted average price he paid for the raw material in 1946 from the Department of Agriculture's designated price for that raw material. This difference shall be converted to units of the finished product on the basis of the conversion factors set forth in the applicable appendix. However, no subtraction is required under this subparagraph unless the gross maximum price for the item is reduced by one percent or more. The weighted average price paid shall be figured on not less than the first 75% of his purchases of the raw material (exclusive of acquisition and hauling charges) used by him in processing the product).

In the case of clingstone peaches produced in California, pears (California, Oregon and Washington), apricots (California), and light sweet cherries (California, Oregon and Washington), the processor shall figure the amount to be subtracted from his gross maximum price as follows. He shall figure a "weighted average price actually paid" on the basis of the weighted average price actually paid for each grade or district classification, not to exceed the price designated to be paid for that grade or district classification by the Department of Agriculture. The "weighted average price actually paid" shall then be subtracted from the average of the designated prices for those grades and district classifications figured by using the same weighting factors (i. e., the quantities he purchased of each grade and district classification). (See example in paragraph (a) (1) (iii), above.).

The grower-processor is not required to make the subtraction specified in this subdivision (iii), as to any product for which he grows all of the raw material used in processing the product.

(iv) *Add the increased sugar cost incurred in packing fruit items.* Next, at such time as he has incurred an increase in the cost of sugar used in processing any fruit item, the processor shall add the increased cost of sugar figured in the manner and subject to the conditions set forth in paragraph (a) (1) (iv), above.

(v) *Subtract any direct subsidy payable per unit of the finished product.* Next, as to any product for which a subsidy is payable, the processor shall subtract from the resulting figure the amount of the direct subsidy payable per unit of the finished product.

(vi) *Adjust for approved increases in basic wage rate.* Finally, the processor shall add to the resulting figure the appropriate labor increase factor, figured in the manner provided in the applicable appendix, if he has incurred an increase in basic wage rate which is approved by the Wage Stabilization Board (or which is deemed approved under Executive Order 9697, under the Supplementary Wage and Salary Regulations issued by the Office of Economic Stabilization, or any official order issued pursuant thereto); if the increase becomes effective after January 1, 1944; and if 50% or more of his pack of the product is processed after the effective date of such approval of the wage rate increase. An increase in basic wage rate will be considered to have occurred only if the single rate (or midpoint of the range of rates) for unskilled female labor, paid on a straight time basis, has been increased since January 1, 1944; or if the processor had no unskilled female labor paid on a straight time basis, if the single rate (or midpoint of the range of rates) for that classification of labor for which he had the largest number of employees, paid on an hourly basis, on his payroll for the pay period during the 1943 packing season for which he had the largest number of employees, has been increased since January 1, 1944. When the processor meets the conditions for an adjustment (or an additional adjustment) after he has established a maximum price for the item under section 14 (h), he may refigure his maximum price (notifying his customers as required by section 14 (d)).

If the processor was not in business during the 1943 packing season but started operations after January 1, 1944 (and is not a transferee within the meaning of section 14 (g) of a processor who was in business at that time), for the purpose of figuring the adjustment for approved increases in basic wage rate, he shall use the figure in the table in paragraph (b) (1) (v), above, for the state in which his factory is located as the basic wage rate in effect on January 1, 1944 for unskilled female labor.

The resulting figure is the processor's maximum price per dozen containers or other unit, f. o. b. shipping point, for sales to purchasers other than government procurement agencies.

For the purpose of section 10 (b) this price shall be considered a "dollars-and-cents" maximum price for a processor who performs the wholesale function.

(c) *Maximum prices figured on the basis of subgrades.* A processor who meets the conditions of this paragraph as to any item may, if he elects, figure maximum prices for the item on the basis of subgrades. "Subgrade" means a subdivision of a grade, determined in each case according to the regularly established way, during the base period, in which the particular processor reflected differences in quality (within that grade) in different selling prices for the item. Whether the processor had such a practice during the base period shall be determined from his invoices, and no processor who does not meet these conditions shall figure his maximum prices for the item on the basis of subgrades. If the particular processor's individual subgrade falls into more than one grade, as defined above, the individual subgrade shall be divided according to the commercial grades into which it falls.

The processor may make an election for one or more factories selected by him, *Provided*, That the maximum prices for the item at the selected factories are the same. However, any such election applies only to that part of the combined packs of those factories which he has not sold and delivered prior to the filing of the statement of his election. When he makes this election as to any item, the processor may sell it at whatever prices he pleases, subject to the following limitations:

(1) The maximum price for his entire pack of the item shall not be higher than his maximum price for the item figured without regard to subgrades multiplied by the number of units sold.

(2) No selling price for any subgrade of the item shall be higher than the top of the price range applicable to the item.

(3) The processor shall not sell on the basis of subgrades, at prices higher than his maximum price for the item figured without regard to subgrades, until he has filed with the Office of Price Administration, Washington, D. C., a statement of his election naming (i) each subgrade and the proportion of his pack of the item which he elects to sell under it, (ii) the highest price at which he elects to sell each subgrade, (iii) the actual or anticipated amount of his pack of the item, and (iv) his maximum price for the item figured without regard to subgrades. If he names an anticipated amount of pack, he shall file a supplementary statement showing his actual pack of the item, within 10 days after its completion.

(4) The number of units sold in the highest-priced subgrade shall not exceed the total number of units included in that subgrade in the seller's statement of election, and the maximum price for the entire subgrade shall be the price stated therein for that subgrade multiplied by the number of units sold. The number of units sold in the next highest-priced subgrade shall not exceed the total number of units included in that subgrade, in the seller's statement of election, plus the number of units, if any, included for the highest-priced subgrade which are sold at or below the price stated for the next highest-priced subgrade, and the maximum price for the entire subgrade, plus such additional units, if any, shall be the price stated for that subgrade multiplied by the number of units sold, plus such additional units, if any. The above rule shall apply to determine the total number of units which may be sold in any lower-priced subgrade and to determine the maximum price for any such subgrade.

SEC. 6. *Maximum prices for sales by processors; Pricing Method No. 2.* The products covered by Pricing Method No. 2 are listed below. (The "base period" applicable to each product is the first 60 days after the beginning of the 1941 pack except where otherwise specified.) Other products will be added from time to time.

NOTE: Although this section contains certain pricing provisions relating to packed fruits, these products are not covered by this supplement until the specific fruits are added to the products listed below.

Packed vegetables:
Fordhook lima beans.
Hominy.
Rhubarb.
Beans, fresh lima (other than Fordhook lima beans).
Tomato cocktail, catsup, chili sauce, puree, paste and sauce.
Italian pear shaped tomatoes.
Mushrooms—Base period: October 10, 1941 to December 10, 1941.
Peas, blackeye, crowder, cream, and field.
Mixed vegetables containing vegetables not otherwise specified.
Mixed vegetable juices containing vegetable juices not otherwise specified.

The processor who qualified as a retailer under Maximum Price Regulation No. 422 and 423 shall not use the pricing methods of this section but shall apply to the Office of Price Administration, Washington, D. C., for authorization of a maximum price under section 10 (c).

The processor shall figure a maximum price for each factory at which he processes the item being priced. (However, he may then elect to combine prices as provided in section 10 (e)).

(a) *General rule for pricing items where they or other items of the same product were sold during the base period and for which maximum prices were established under the provisions of section 6 (a) of Supplement 13.* In general, this paragraph applies to the pricing of items in those cases where the processor (including the grower-processor) sold some items of the product during the base period and for which he established maximum prices for the 1945 pack under the formula provisions of section 6 (a) of Supplement 13. It does not apply to items that were priced in 1945 or 1946 by individual authorization under section 10 (c) of Supplement 13, nor does it apply to items that were priced under section 6 (b) or 6 (e) of that supplement.

This section also applies to the pricing of items sold in 1945 but for which the processor did not establish maximum prices under Supplement 13 for the reason that he had sold his entire 1945 pack of the items at maximum prices figured under Supplement 7 prior to the effective date of the applicable pricing provision of Supplement 13.

For sales of an item to purchasers other than government procurement agencies, the processor shall figure his maximum price per dozen containers or other unit, f. o. b. shipping point, as follows. He shall:

(1) *Start with the 1945 maximum price.* The processor shall use as his starting point the maximum price for the item for sales to purchasers other than government procurement agencies, as required to be figured under section 6 (a) of Supplement 13. The processor who sold the item in 1945 but who did not establish a maximum price for it under that section of Supplement 13 shall determine what his maximum price for the item would have been under that section and shall use that price as his starting point under this paragraph.

(2) *Subtract the amount of 1945 adjustment for approved increases in basic wage rate.* Next, the processor shall subtract the amount of any adjustment for approved increase in basic wage rate which he figured under section 6 (a) (4) of Supplement 13.

(3) *Subtract the 1945 raw material cost.* Next, the processor shall subtract the 1945 raw material cost per dozen containers or other unit as required to be figured under that supplement. The deduction shall include any hauling and transportation charges reflected in his maximum price for the 1945 pack.

(4) *Add the 1946 raw material cost.* Next, the processor shall add to the resulting figure his 1946 weighted average raw material cost, converted to units of the finished product by applying the simple average of his 1941 and 1943 case (unit) yields and by adjusting for grade yield according to his customary practice. (If he did not pack the product in 1943, he shall use the average of his 1941 and 1942 yields.) The 1946 raw material cost shall be figured on the basis of not less than the first 75% of his purchases of the raw material used by him in processing the product. However, the processor's weighted average raw material cost shall be figured on the basis of a weighted average raw material price no higher than the appropriate average price designated for payment to growers by the Department of Agriculture, as set forth below, except that for the quantities of any fruit actually purchased by grade or district classification announced by the Department of Agriculture, a weighted average raw material price for those purchases shall be included in the weighted average raw material cost, figured on the basis of the weighted average price actually paid for each grade or district classification but not in excess of the price named below for that grade or district classification.

VEGETABLES—1946

Raw material	Area	Price [1]
Fordhook lima beans	All States	1942 raw material cost as required to be figured under MPR 122 plus 20 percent of that cost.
Hominy	do	Do.
Rhubarb	do	Do.
Beans, fresh lima (other than Fordhook lima beans).	Washington, Oregon, California and Idaho (other than Southeastern).	$120 per ton.
	New York, New Jersey, Pennsylvania, Delaware, Maryland, Virginia, (Accomac and Northampton Counties), Utah, Wyoming and Southeastern Idaho (Franklin, Oneida, Bannock, and Bear Lake Counties).	$105 per ton.
	All other States and areas	$100 per ton.
Tomatoes for all tomato products under Pricing Method No. 2 and Italian pear-shaped tomatoes.	All States	Commodity Credit Corporation's 1943 resale prices for the area in which the processor's customary receiving point is located.
Mushrooms	do	$1.50 per 3-lb. basket.
Peas, blackeye (in pods)	Maryland and Virginia	$60 per ton.
	All other States east of Mississippi River.	$55 per ton.
	All States west of the Mississippi River including all of Louisiana.	$65 per ton.
Peas, all other field (in pods)	Maryland and Virginia	$55 per ton.
	All other States east of Mississippi River.	$50 per ton.
	All other States west of Mississippi River including all of Louisiana.	$60 per ton.

See footnote at end of table.

[Dollars per dozen containers]

Fruit	Style of pack	Grade	No. 2½ cans	No. 10 cans
Apricots	Halves, unpeeled	Extra heavy (fancy) cut-out density of 25°–40° Brix	$0.27	$0.99
		Heavy (choice) cut-out density of 21°–25° Brix	.19	.67
		Light (standard) cut-out density of 16°–21° Brix	.11	.39
		Slightly sweetened water (substandard) cut-out density of less than 16° Brix	.04	----------
	Whole, unpeeled	Extra heavy (fancy) cut-out density of 25°–40° Brix	.31	1.03
		Heavy (choice) cut-out density of 21°–25° Brix	.22	.70
		Light (standard) cut-out density of 16°–21° Brix	.12	.41
		Slightly sweetened water (substandard) cut-out density of less than 16° Brix	.04	----------
	Whole, peeled	Extra heavy (fancy) cut-out density of 25°–35° Brix	.27	.96
		Heavy (choice) cut-out density of 21°–25° Brix	.19	.65
		Light (standard) cut-out density of 16°–21° Brix	.11	.38
		Slightly sweetened water (substandard) cut-out density of less than 16° Brix	.04	----------
All sweet cherries	Unpitted	Extra heavy (fancy) cut-out density of 20°–35° Brix	.19	.71
		Heavy (choice) cut-out density of 20°–25° Brix	.14	.51
		Light (standard) cut-out density of 16°–20° Brix	.09	.33
		Slightly sweetened water (substandard) cut-out density of less than 16° Brix	.04	----------

(ii) For all other fruit items covered by section 6 that are packed in syrup of which the density does not correspond to the grade of the fruit, the processor shall subtract from the resulting figure in subparagraph (4), above, the difference obtained by subtracting from his actual cost of sugar used in making syrup of a density corresponding to the grade of the fruit, the actual cost of sugar used in making the syrup in which he is packing the item.

(6) *Add the increased sugar cost incurred in packing fruit, fruit juices and nectars, cranberries, cranberry juice and nectar, tomato catsup and chili sauce.* Next, at such time as he has incurred an increase in the cost of sugar used in processing any packed fruit, fruit juice, fruit nectar, cranberry, cranberry juice, cranberry nectar, tomato catsup and chili sauce item, the processor shall add the increased cost of sugar converted to units of the finished product in the manner provided in subdivision (iv), below. A processor shall not be deemed to have incurred an increase in the cost of sugar until such time as he elects to make the payment to Commodity Credit Corporation in the manner provided in subdivision (i), below, or at such time as his inventory of sugar obtained as an industrial user under Third Revised Ration Order No. 3 issued by the Office of Price Administration and of finished items of the packed products listed above made from sugar purchased or contracted for at or below maximum prices in effect prior to February 10, 1946, at all factories is less than 50,000 pounds of sugar or its equivalent in sugar and finished items.

(i) *Election to make payment to Commodity Credit Corporation.* Any processor who on June 19, 1946 has an inventory of sugar at all factories in excess of 50,000 pounds which was purchased or contracted for at or below maximum prices in effect prior to February 10, 1946, which he had on hand at all factories on June 19, 1946, by the percentage figure resulting from the calculation in (c), above.

(c) Multiply the resulting figure by one-half cent per pound. The resulting figure is the amount which is payable to the Commodity Credit Corporation.

(ii) *Filing of statement.* Each processor of any packed fruit, fruit juice, fruit nectar, cranberry, cranberry juice, cranberry nectar, tomato catsup and chili sauce item covered by this section shall file a statement with the Wholesale-Retail and Fruit and Vegetable Branch, Food Price Division, Office of Price Administration, Washington, D. C., on or before July 15, 1946. setting forth the following information:

(a) Determine the total number of pounds of sugar used by him at all factories in processing any of the following commodities packed by him during the 1945 packing season: all packed fruits, fruit juices and fruit nectars covered by Supplement 13, cranberries, cranberry juice and cranberry nectar, tomato catsup and chili sauce.

(c) Divide the figure determined under (b), by the figure determined under (a).

(d) Multiply the number of pounds of sugar in excess of 50,000 pounds purchased or contracted for at or below maximum prices in effect prior to February 10, 1946, by the percentage figure resulting from the calculation in (c), above.

(e) Multiply the resulting figure by one-half cent per pound. The resulting figure is the amount which is payable to the Commodity Credit Corporation.

(iii) *Figuring the increased cost for sugar by processors who have an inventory in excess of 50,000 pounds and who do not elect to make payment to Commodity Credit Corporation.* Any processor who on June 19, 1946, had an inventory of sugar at all factories purchased, or contracted for, at or below maximum prices in effect prior to February 10, 1946, in excess of 50,000 pounds and who does not elect to make payment to Commodity Credit Corporation in the manner provided in subdivision (i), above, shall figure an increase for cost of sugar used in any packed fruit, fruit juice, fruit nectar, cranberry, cranberry juice, cranberry nectar, tomato catsup and chili sauce item only at such time as he reduces his inventory of sugar at all factories purchased at or below maximum prices in effect prior to February 10, 1946 to 50,000 pounds or less, and sells and delivers all of that portion of all items of such products in excess of the number of units that could be processed from 50,000 pounds of sugar which was processed from sugar purchased or contracted for at or below maximum prices in effect prior to February 10, 1946. The amount of the increase per unit of the finished product shall be determined in the manner provided in subdivision (iv), below.

(iv) *Amount of cost increase per unit of the finished product for one-half cent per pound increase in maximum price of sugar.* (a) The increase cost of sugar converted to units of the finished product to be added to the processor's price in figuring the adjustment under this subparagraph (6) is the appropriate amount named in the table below:

TABLE 1—ADJUSTMENT FOR INCREASES IN SUGAR COSTS

[Dollars per dozen containers for sugar cost increases of one-half cent]

Fruit	Style of pack	Grade	8-ounce cans	No. 303 and No. 1 tall glass or cans	No. 2 cans	No. 2½ glass or cans	No. 10 cans
Applesauce		All grades	$0.0028	$0.0057	$0.0070	$0.0102	$0.0373
Apricots	Halves, unpeeled	Extra heavy (fancy) cut-out density of 25°–40° Brix	.0068	.0141	.0174	.0272	.0996
		Heavy (choice) cut-out density of 21°–25° Brix	.0046	.0096	.0118	.0174	.0622
		Light (standard) cut-out density of 16°–21° Brix	.0027	.0056	.0069	.0100	.0365
		Slightly sweetened water (substandard) cut-out density of less than 16° Brix	.0010	.0021	.0026	.0038	----------
	Whole, unpeeled	Extra heavy (fancy) cut-out density of 25°–40° Brix	.0077	.0159	.0196	.0284	.0995
		Heavy (choice) cut-out density of 21°–25° Brix	.0052	.0108	.0133	.0193	.0699
		Light (standard) cut-out density of 16°–21° Brix	.0031	.0063	.0078	.0113	.0384
		Slightly sweetened water (substandard) cut-out density of less than 16° Brix	.0012	.0024	.0030	.0043	----------
	Whole, peeled	Extra heavy (fancy) cut-out density of 25°–40° Brix	.0067	.0139	.0172	.0249	.0887
		Heavy (choice) cut-out density of 21°–25° Brix	.0046	.0095	.0117	.0169	.0601
		Light (standard) cut-out density of 16°–21° Brix	.0027	.0055	.0068	.0099	.0353
		Slightly sweetened water (substandard) cut-out density of less than 16° Brix	.0010	.0021	.0026	.0038	----------
Cherries, Dark and Light Sweet	All styles	Extra heavy (fancy) cut-out density of 25°–35° Brix	.0041	.0084	.0104	.0150	.0539
		Heavy (choice) cut-out density of 20°–25° Brix	.0029	.0060	.0075	.0108	.0402
		Light (standard) cut-out density of 16°–20° Brix	.0019	.0039	.0048	.0069	.0257
		Slightly sweetened water (substandard) cut-out density of less than 16° Brix	.0009	.0018	.0023	.0033	----------
Fruit Cocktail		Extra heavy (fancy) cut-out density of 22°–35° Brix	.0050	.0104	.0097	.0185	.0701
		Heavy (choice) cut-out density of 18°–22° Brix	.0036	.0074	.0071	.0132	.0471
		Light (standard) cut-out density of 14°–18° Brix	.0021	.0049	.0044	.0088	.0327
Peaches, Clingstone		Extra heavy (fancy) cut-out density of 24°–35° Brix	.0059	.0122	.0150	.0228	.0860
		Heavy (choice) cut-out density of 19°–24° Brix	.0040	.0083	.0102	.0148	.0550
		Light (standard) cut-out density of 14°–19° Brix	.0023	.0049	.0060	.0087	.0321
		Slightly sweetened water (substandard) cut-out density of less than 14° Brix	.0009	.0018	.0023	.0033	----------
Peaches, Freestone		Extra heavy (fancy) syrup 55 percent sugar when packed	.0064	.0132	.0163	.0236	.0894
		Heavy (choice) syrup 40 percent sugar when packed	.0043	.0090	.0111	.0161	.0609
		Light (standard) syrup 25 percent sugar when packed	.0025	.0053	.0065	.0094	.0346
		Slightly sweetened water (seconds) syrup 10 percent sugar when packed	.0010	.0020	.0025	.0036	.0131
Pears, Bartlett		Extra heavy (fancy) cut-out density of 22°–35° Brix	.0053	.0109	.0135	.0195	.0709
		Heavy (choice) cut-out density of 18°–22° Brix	.0038	.0078	.0097	.0140	.0510
		Light (standard) cut-out density of 14°–18° Brix	.0024	.0050	.0061	.0089	.0327
		Slightly sweetened water (substandard) cut-out density of less than 14° Brix	.0012	.0024	.0030	.0043	----------
Plums		Extra heavy (fancy) syrup 55 percent sugar when packed	.0073	.0151	.0186	.0269	.0991
		Heavy (light) syrup 40 percent sugar when packed	.0049	.0102	.0126	.0183	.0673
		Light (standard) syrup 25 percent sugar when packed	.0029	.0060	.0074	.0107	.0395
		Slightly sweetened water (seconds) syrup 10 percent sugar when packed	.0011	.0023	.0028	.0041	.0150
Prunes, fresh		Extra heavy (fancy) syrup 40 percent sugar when packed	.0056	.0115	.0142	.0206	.0757
		Heavy (choice) syrup 30 percent sugar when packed	.0041	.0084	.0103	.0149	.0548
		Light (standard) syrup 20 percent sugar when packed	.0026	.0055	.0067	.0097	.0355
		Slightly sweetened water (substandard) syrup 10 percent sugar when packed	.0012	.0025	.0026	.0044	.0150

VEGETABLES—1946—Continued

Raw material	Area	Price[1]
Raw materials for all mixed vegetables and mixed juices	All States	For raw vegetables listed above except tomatoes used in mixed vegetables, price specified in table for each vegetable; for tomatoes, green peas and sweet corn used in mixed vegetable juices, current U. S. Department of Agriculture 5 weighted average designated price for area in which processor's customary receiving point is located; for all other vegetables price actually paid.

[1] The raw material prices named in the table above refer to designated prices delivered to the processor's customary receiving point, except in the case of blackeye pead and other field peas for which the prices include delivery to the factory. The actual current transportation charges incurred from his customary receiving point to his factory shall be added to the amount named at the customary receiving point. The location of the place where the raw material is grown is controlling in determining the applicable price and not the place where the raw material is purchased. If the processor purchases raw material in an area other than that in which his customary receiving point is located, the applicable price in the table is the price for the area in which the raw material is grown, and he shall add to this amount the current transportation charges that would have been incurred from his customary receiving point to his factory.

"Delivered to the customary receiving point" means delivered to the place where the processor received delivery of the raw material during 1941 or 1942 which is designated the "base period" referred to at the beginning of this section. If the processor had no customary receiving point during that period, "delivered to the customary receiving point" means delivered to the nearest place where processors of the same raw material, whose factories are located in the same producing area received delivery during that period.

(5) *Figure the adjustment for fruit packed in syrup the density of which does not correspond to the grade of the fruit.* Next, the processor who is pricing a fruit item packed in syrup of which the density does not correspond to the grade of the fruit and for which he did not establish a maximum price under Supplement 13, shall figure the adjustment for change in packing medium under the provisions of subdivision (i) or (ii), below, whichever is applicable to the item being priced.

[Dollars per dozen containers]

Fruit	Grade	No. 2 cans	No. 2½ cans	No. 10 cans
Peaches, freestone	Extra heavy (fancy) syrup 55 percent sugar when packed	$0.18	$0.27	$0.99
	Heavy (choice) syrup 40 percent sugar when packed	.13	.18	.67
	Light (standard) syrup 25 percent sugar when packed	.07	.11	.39
	Slightly sweetened water (seconds) syrup 10 percent sugar when packed	.03	.04	.15
Plums	Extra heavy (fancy) syrup 55 percent sugar when packed	.21	.31	1.12
	Heavy (choice) syrup 40 percent sugar when packed	.14	.21	.76
	Light (standard) syrup 25 percent sugar when packed	.08	.12	.45
	Slightly sweetened water (seconds) syrup 10 percent sugar when packed	.03	.05	.17
Fresh prunes	Extra heavy (fancy) syrup 40 percent sugar when packed	.16	.23	.86
	Heavy (choice) syrup 30 percent sugar when packed	.12	.17	.62
	Light (standard) syrup 20 percent sugar when packed	.08	.11	.41
	Slightly sweetened water (seconds) syrup 10 percent sugar when packed	.04	.05	.18

TABLE 2—ADJUSTMENT FOR INCREASES IN SUGAR COST —ALL GRADES

[Dollars per dozen containers for sugar cost increases of one-half cent]

Product	8-ounce glass	10-ounce glass	12-ounce glass	14-ounce glass	No. 10 cans	1-gallon glass	5-gallon glass
Catsup	$0.006	$0.007	$0.009	$0.010	$0.080	$0.104	$0.496

Product	8-ounce glass	11-ounce glass	12-ounce glass	16-ounce glass	No. 10 cans	1-gallon glass
Chili sauce	$0.007	$0.009	$0.010	$0.013	$0.100	$0.121

(*b*) For all other packed fruit, fruit juice, fruit nectar, cranberry, cranberry juice and cranberry nectar items the processor shall add his actual increased cost of sugar converted to cents per unit of the finished product for the sugar actually used by him but not to exceed one-half cent per pound for the sugar so used.

When the processor meets the conditions for figuring an increase in the cost of sugar after he has established a maximum price for the item in accordance with section 14 (h), he may refigure his maximum price (notifying his customers as required by section 14 (d)).

(7) *Adjust for approved increases in basic wage rate.* Finally, the processor whose factory is located in the state or area set forth in Table 1, below, shall figure the adjustment for approved increases in basic wage rate if he has incurred an increase in basic wage rate which is approved by the Wage Stabilization Board (or which is deemed approved under Executive Order 9697, under the Supplementary Wage and Salary Regulations issued by the Office of Economic Stabilization or under any official order issued pursuant thereto); if the increase becomes effective after January 1, 1944; and if 50% or more of his pack of the product is processed after the effective date of such approval of the wage rate increase. An increase in basic wage rate will be considered to have occurred only if the single rate (or mid-point of the range of rates) for unskilled female labor, paid on a straight time basis, has been increased since January 1, 1944; or if the processor had no unskilled female labor paid on a straight time basis, if the single rate (or mid-point of the range of rates) for that classification of labor for which he had the largest number of employees, paid on an hourly basis, on his payroll for the pay period during the 1943 packing season for which he had the largest number of employees, has been increased since January 1, 1944. To figure the amount of the adjustment he shall:

(i) *Determine the basic wage rate in effect on January 1, 1944.* First, the processor shall figure the amount of the basic wage rate for unskilled female labor in effect on January 1, 1944, by taking the hourly rate (or mid-point of range of rates) in effect for that class of labor during the pay period of the 1943 packing season for which he had the largest number of employees on his pay roll and adding to this figure the amount of any increase in basic wage rates for unskilled female labor which he put into effect on or before January 1, 1944. If the processor during that period had no unskilled female employees who were paid on a straight time hourly basis, he shall substitute for unskilled female labor that classification of labor for which he had the largest number of employees paid on an hourly basis during the period. The basic wage rate deemed to have been in effect on January 1, 1944, shall be the figure resulting from the above calculation, or 40 cents per hour, whichever is higher.

(ii) Next, the processor shall subtract the resulting figure from the hourly basic wage rate (or mid-point of range of rates) for unskilled female labor, paid on a straight time basis, in effect at the time he figures his maximum price under this supplement, or if he has no unskilled female employees paid on this basis he shall use the hourly basic wage rate (or mid-point of range of rates) for that class of employees for which he has the largest number of employees paid on a straight time hourly basis on his pay roll at the time he figures his maximum price under this supplement.

(iii) Next, the processor shall multiply the resulting figure by the appropriate labor increase factor set forth in Table 1, below.

(iv) Finally, the processor shall multiply the price resulting from the calculations in subparagraphs (1) through (6), above, by the factor obtained as a result of the multiplication in subdivision (iii), above, and add the result to the price obtained by the calculations in subparagraphs (1) through (6).

TABLE 1—ADJUSTMENT FACTORS FOR BASIC WAGE RATE INCREASES OF ONE CENT

Commodity	Area 1	Area 2	Area 3	Area 4
All fruits	0.0033	0.0060	0.0032	0.0024
All vegetables	.0030	.0059	.0029	.0022

Area 1: Maine, New Hampshire, Vermont, Massachusetts, Connecticut, Rhode Island, New York, New Jersey, Pennsylvania, Maryland, Delaware, West Virginia, Ohio, Indiana, Michigan, Wisconsin, Illinois, Minnesota, Iowa, North Dakota, South Dakota, Nebraska and Kansas.

Area 2: Texas, Oklahoma, Missouri, Arkansas, Louisiana, Mississippi, Alabama, Georgia, Florida, Virginia, North Carolina, South Carolina, Kentucky and Tennessee.

Area 3: Montana, Idaho, Wyoming, Nevada, Utah, Colorado, Arizona and New Mexico.

Area 4: Oregon, Washington and California.

If the processor was not in business during the 1943 packing season but started operations after January 1, 1944 (and is not a transferee within the meaning of section 14 (g) of a processor who was in business at that time), for the purpose of figuring the adjustment for approved increase in basic wage rate under this paragraph (7), he shall use the figure in Table 2, below, for the state in which his factory is located as the basic wage rate in effect on January 1, 1944, for unskilled female labor.

TABLE 2—WEIGHTED AVERAGE WAGE RATES FOR UNSKILLED FEMALE LABOR—JANUARY 1, 1944

State:	Wage rate
Alabama	$0.40
Arizona	.40
Arkansas	.40
California	.70
Colorado	.52
Connecticut	.46
Delaware	.45
Florida	.40
Georgia	.40
Idaho	$0.54
Illinois	.54
Indiana	.47
Iowa	.45
Kansas	.40
Kentucky	.40
Louisiana	.40
Maine	.46
Maryland	.43
Massachusetts	.46
Michigan	.43
Minnesota	.48
Mississippi	.40
Missouri	.40
Montana	.45
Nebraska	.43
Nevada	.52
New Hampshire	.46
New Jersey	.48
New Mexico	.40
New York	.47
North Carolina	.40
North Dakota	.43
Ohio	.48
Oklahoma	.40
Oregon	.64
Pennsylvania	.48
Rhode Island	.46
South Carolina	.40
South Dakota	.43
Tennessee	.50
Texas	.40
Utah	.52
Vermont	.46
Virginia	.40
Washington	.65
West Virginia	.40
Wisconsin	.45
Wyoming	.40

When the processor meets the condition for an adjustment (or an additional adjustment) after he has established a maximum price for the item under section 14 (h), he may refigure his maximum price (notifying his customers as required by section 14 (d)).

The resulting figure is the processor's maximum price per dozen containers or other unit, f. o. b. shipping point, for sales to purchasers other than government procurement agencies.

Illustrations of how adjustments for approved increases in basic wage rate are figured.

Example 1. The X Canning Company, whose factory is located in California, has figured a price prior to taking the adjustment for approved increases in basic wage rate of $1.52 per dozen for fancy tomato catsup 33% solids, packed in 14-ounce glass containers (the price resulting from the calculations in subparagraphs (1) through (6). During the 1943 packing season, X was paying his unskilled female employees $0.72 per hour. Prior to January 1, 1944, X put into effect $0.05 per hour increase for his unskilled female employees. X is now paying this class of employees a basic wage rate approved by the Wage Stabilization Board of $0.82 per hour. To figure the adjustment for approved increases in basic wage rate, X determines that the basic wage rate in effect for unskilled female labor on January 1, 1944 was $0.77 per hour ($0.72 plus $0.05 equal $0.77). X then subtracts this figure from his current basic wage rate of $0.82 per hour ($0.82 minus $0.77 equals $0.05). X has incurred an increase in basic wage rates for unskilled female labor of $0.05 per hour, or 5 unit increases of $0.01 each. It accordingly multiplies the conversion factor in Table 1 of section 6 (a) (7) for vegetables in area 4 by 5 (5 times .0022 equals .0110). X then multiplies his price (prior to labor adjustment) of $1.52 by this factor ($1.52 times .0110 equals $0.01672). The figure $0.01672 is added to $1.52 and the resulting figure (rounded to $1.54) is its maximum price for sales to purchasers other than government procurement agencies of fancy tomato catsup, 33% solids, packed in 14-ounce glass containers.

Example 2. The Y Canning Company, whose factory is located in New Jersey, is a new processor who was not in business during the 1943 packing season. It has never packed lima beans before but is now pricing No. 2 cans of fancy small (sieve 3) lima beans, and is accordingly required to use the dollar-and-cents price of $1.77 named in Part 1, of section 6 (f) as its price. Y is now paying unskilled female employees $0.55 per hour. (This wage rate is deemed approved under General Order 43, issued by the National Wage Stabilization Board on March 20, 1946 (11 F. R. 3024).) To determine whether it has had an increase in basic wage rates for unskilled female labor, Y refers to Table 2 in section 6 (a) (7) and finds that the weighted average wage rate for unskilled female labor in New Jersey in 1943 was $0.48 per hour. Y is now paying in excess of this amount and accordingly is deemed to have incurred an increase in basic wage rates. From its current basic wage rates of $0.55 per hour, Y subtracts $0.48, the figure named in Table 1 for New Jersey and the resulting figure, $0.07, is the amount of the increase in basic wage rates. Y then multiplies the adjustment figure in Table 1 of section 6 (a) (7) for vegetables in Area 1 by 7, the number of unit increase of $0.01 each incurred, (0.0030 times 7 equals 0.0210). Y then multiplies $1.77, the price from part 1, of section 6 (f), by this factor ($1.77 times .0210 equals .03717). Y then adds this figure to $1.77, ($1.77 plus .03717 equals $1.80717). Y's maximum price for sales to purchasers other than government procurement agencies of No. 2 cans of fancy small lima beans is $1.81 per dozen.

Column A	Column B								
To convert from a can size in this column	To a can size at the head of a column below, multiply by the appropriate conversion factor								
	6-oz.	No. 1 Picnic	No. 1 Tall	Pint	No. 2	No. 2½	Quart	No. 10	One 5-gallon can
Apples and applesauce:									
No. 2								4.83	
No. 10					0.21				
Peaches, freestone, east of Mississippi									
No. 2½								3.62	
No. 10						0.28			
West of Mississippi:									
No. 2½								3.29	
No. 10						.30			
Plums and fresh prunes:									
No. 2½								3.23	
No. 10						.31			
Figs:									
No. 10			0.18			.30			
No. 2½			.60					3.35	
1 Tall						1.66		5.51	
Grape juice:									
Pints							1.89		
Quarts				0.53					
Mixed vegetables:									
No. 2								4.82	
No. 10					.21				
Hominy, okra and tomatoes, rhubarb:									
No. 2						1.32		4.60	
No. 2½					.76			3.50	
No. 10					.22	.29			
Crowder peas, field peas, and blackeye peas:									
No. 2								4.80	
No. 10					.21				
Lima beans:									
No. 2								4.93	
No. 10					.20				
Tomato paste:									
No. 6-oz.								14.29	
No. 10	0.07								
Tomato puree:									
No. 1 picnic					1.69	2.38		7.69	
No. 2		0.59				1.41		4.55	
No. 2½		.42			.71			3.23	
No. 10		.13			.22	.31			
One 5-gallon can								2.08	0.48

(b) *Rule for pricing items in certain container types and sizes*—(1) *Metal containers; all products under Pricing Method No. 2.* If the processor cannot figure his maximum price under paragraph (a) for an item packed in one of the following metal container sizes, his maximum price per dozen containers or other unit, f. o. b. shipping point, for sales to purchasers other than government procurement agencies, shall be:

(i) For No. 303 cans, 85% of what his maximum price per unit, f. o. b. shipping point, is or would be under paragraph (a) for the item packed in No. 2 cans.

(ii) For No. 1 (picnic) cans, 70% of what his maximum price per unit, f. o. b. shipping point, is or would be under paragraph (a) for the item packed in No. 2 cans.

(iii) For 8-ounce cans, 55% of what his maximum price per unit, f. o. b. shipping point, is or would be under paragraph (a) for the item packed in No. 2 cans.

(2) *Metal containers; particular products.* If the processor cannot figure his maximum price under paragraph (a) for a product listed below when packed in a metal container size listed in Column B, his maximum price per dozen containers or other unit, f. o. b. shipping point, for sales to purchasers other than government procurement agencies shall be his maximum price (or one that he can figure) for the product and can size listed in Column A multiplied by the appropriate conversion factor listed in Column B.

(3) *Glass containers; all products under Pricing Method No. 2.* If the processor cannot figure his maximum price under paragraph (a) for an item packed in a glass container size listed below, his maximum price per dozen containers or other unit, f. o. b. shipping point, for sales to purchasers other than government procurement agencies, shall be 20 cents per dozen for packed fruits and berries, and 15 cents per dozen for packed vegetables, more than his maximum price is or would be under paragraph (a), for the item packed in the equivalent can size.

CONTAINER EQUIVALENTS

Name	Dimension	Overflow capacity	
		Metal	Glass
		Ounces	*Ounces*
No. 1 picnic	211 x 400	10.94	11½
No. 300	300 x 407	15.22	15¾
No. 1 tall	301 x 411	16.70	17
No. 303	303 x 406	16.88	17
No. 2	307 x 409	20.55	22.75
No. 2½	401 x 411	29.79	28.375
No. 3 cyl.	404 x 700	51.70	40

(c) *Basis for figuring raw material costs in certain cases*—(1) *Raw material costs for grower-processors.* The grower-processor when figuring a maximum price under paragraph (a) shall subtract and add the weighted average raw material costs of the same competitive processor he was required to use in figuring his raw material costs under Supplement 13. If that competitor does not pack the product in 1946 the grower-processor shall use the 1945 and 1946 weighted average raw material cost of his most closely competitive processor who purchases raw material for use in making the product.

The weighted average raw material costs shall be converted to units of the finished product by applying the simple average of his own 1941 and 1943 case (unit) yields and by adjusting for grade according to his customary practice. (If he did not pack the product in 1943, he shall use the simple average of his 1941 and 1942 yields.)

(2) *1946 raw material cost for mushrooms.* In figuring a maximum price under paragraph (a), a processor of mushrooms shall figure his 1946 weighted average cost of mushrooms on the basis of the total amount paid for mushrooms purchased and used in processing packed mushrooms during the first 15 days after the beginning of the 1946 fall pack.

(3) *Raw material costs for processors of maraschino and glace cherries who purchase brined cherries.* In figuring a maximum price under paragraph (a), a processor of maraschino or glace cherries who purchases brined cherries for use in processing those products shall subtract under subparagraph (3) his 1945 delivered cost for brined cherries as required to be figured under Supplement 13 and shall add under subparagraph (4) his 1946 weighted average delivered cost for the grade or grades of brined cherries used in the item, converted to units of the finished product by applying the simple average of his 1941 and 1943 case (unit) yields and by adjusting for grade of the finished prod-

uct according to his customary practice. The 1946 weighted average delivered cost for each grade of brined cherries shall be figured on the basis of not less than the first 75% of his purchases of that grade of brined cherries.

(d) *Rule for pricing items for which maximum prices were determined under section 6 (e) of Supplement 13 or for which maximum prices were authorized under section 10 (c) of that supplement or automatically authorized upon the expiration of the 30-day period specified in that provision.* In general this paragraph applies to the pricing of items for which maximum prices for the 1945 pack were determined under the provisions of section 6 (e) of Supplement 13 and to the pricing of items for which maximum prices were authorized by orders issued under section 10 (c) of Supplement 13 or automatically authorized upon the expiration of the 30-day period specified in that provision. However, it does not apply to the pricing of items, for which the maximum prices were obtained in this manner that are now priced by the dollars-and-cents prices provided in paragraph (f), below.

For sales to purchasers other than government procurement agencies and for sales to government procurement agencies, the processor shall figure his maximum price per dozen containers or other units, f. o. b. factory, as follows. (Section 10 (j) does not apply to items priced under this paragraph.) He shall:

(1) *Start with the price determined under section 6 (c) or authorized under section 10 (c) of Supplement 13.* The processor shall use as his starting point the maximum price for the item for sales to purchasers other than government procurement agencies (or the maximum price for sales to government procurement agencies, as the case may be) as required to be determined under section 6 (e) of Supplement 13 or as authorized under section 10 (c) of that supplement (or as subsequently changed by order).

(2) *Subtract amount of 1945 adjustment for approved increases in basic wage rate.* Next, the processor shall subtract the amount of any adjustment for approved increase in basic wage rate which he figured under section 6 (a) (4) of Supplement 13.

(3) Next as to any fruit, fruit juice, fruit nectar, cranberry, cranberry juice, cranberry nectar, tomato catsup and chili sauce item the processor who has incurred an increase in the cost of sugar used in processing the item and met the conditions for figuring the increase as set forth in paragraph (a) (6), above, shall add the increased cost of sugar figured in the manner and subject to the conditions set forth in that paragraph.

(4) *Adjust for approved increases in basic wage rate.* Finally, the processor whose factory is located in the state or area set forth in Table 1 in paragraph (a) (7), above, and who meets the conditions set forth in that paragraph, shall figure the adjustment for approved increases in basic wage rate in the manner provided in that paragraph.

The resulting figure is the processor's maximum price for sales to purchasers other than government procurement agencies or for sales to government procurement agencies, as the case may be.

(e) *Maximum prices in certain cases—*(1) *Tomato catsup packed in No. 10 cans.* For sales to purchasers other than government procurement agencies, the processor's maximum price per dozen containers or other unit, f. o. b. shipping point, for any grade of tomato catsup packed in No. 10 cans shall be his maximum price per dozen 14-ounce bottles of the same grade (as figured under paragraph (a)) multiplied by 6.9 for factories located in Ohio and Indiana and by 6.5 for those located in all other states, or his maximum price for the item packed in No. 10 cans (as figured under paragraph (a)), whichever is higher.

(2) *Tomato puree of a specific gravity not sold during the base period.* For sales to purchasers other than government procurement agencies, the processor shall figure his maximum price per dozen No. 10 cans, f. o. b. shipping point, for an item of tomato puree of a specific gravity not sold during the base period by adding to or subtracting from his maximum price for the item of tomato puree packed in No. 10 cans with a specific gravity nearest to that of the item being priced, as figured under paragraph (a) or (b) of this section, a factor of $0.09 per thousandth of a point difference in specific gravity. Where the processor has maximum prices for items differing equally in specific gravity from the item being priced, he shall use the one with the lower specific gravity. The processor shall figure his maximum price for any container size of the new specific gravity other than No. 10 cans by converting the maximum price he has or would have for the new specific gravity in No. 10 cans to the can size being priced by the appropriate conversion factor set forth in paragraph (b), above.

(3) *Extra standard, ungraded as to sieve size, lima beans.* (At least 50% green) containing a higher percentage of green beans than during base period. For sales to purchasers other than government procurement agencies, the processor shall figure his maximum price per dozen No. 2 cans, f. o. b. shipping point, for an item of extra standard, ungraded as to sieve size, lima beans (at least 50% green), containing a higher percentage of green beans than during the base period by adding to his maximum price for the item of extra standard ungraded as to sieve size, lima beans (at least 50% green), as figured in paragraph (a) or (b) of this section, 4 cents per dozen containers for each 10% of green lima beans that is added in excess of the percentage of green lima beans contained during the base period. The processor shall figure his maximum price for any container size other than No. 2 cans of extra standard, ungraded as to sieve size, lima beans containing a higher percentage of green beans than during the base period by converting the maximum price he has or would have for the new lima bean item in No. 2 cans to the can size being priced by the appropriate conversion factor set forth in paragraph (b), above.

(f) *Dollars-and-cents maximum prices for certain items for which maximum prices cannot otherwise be figured under this supplement.* If the processor cannot figure his maximum price, f. o. b. shipping point, under the foregoing rules of this section or under section 10 (a) for sales to purchasers other than government procurement agencies of any of the items listed below, his maximum price per dozen containers for sales to purchasers other than government procurement agencies (or for sales to government procurement agencies, as the case may be) shall be the price named in the table below, adjusted in the following manner where appropriate:

(1) If any item of the fruits listed in the table below is packed in syrup of which the density does not correspond to the grade of the fruit the processor shall first adjust the price in the manner provided in paragraph (a) (5), above.

(2) If as to any fruit and tomato catsup item the processor has incurred an increase in the cost of sugar used in processing the item and has met the conditions for figuring the increase as set forth in paragraph (a) (6), above, he shall add the increased cost of sugar figured in the manner and subject to the conditions set forth in that paragraph.

(3) If the processor has incurred an increase in basic wage rate and met the conditions set forth in paragraph (2) above, he shall figure the adjustment for approved increase in basic wage rate in the manner provided in that paragraph.

PART 1—LIMA BEANS

[No. 2 cans]

Area	Fancy Midget 28/64 (sieve 1)		Fancy Tiny 30/64 (sieve 2)		Fancy Small 34/64 (sieve 3)		Fancy Medium 38/64 (sieve 4)		Extra Standard [1] Ungraded (at least 50% green)		Standard Ungraded		[illegible] Ungraded	
	Civilian	Government	Civilian	Government	Civilian	Government	Civilian	Government	Civilian	Government	Civilian	Government	Civilian	[illegible]
I. Washington, Oregon, California, southwest Idaho [2]	$2.20	$2.11	$2.10	$2.02	$1.86	$1.79	$1.73	$1.66	$1.35	$1.30	$1.25	$1.20	$1.17	$1.11
II. Delaware, Virginia, Maryland, New York Utah, Wyoming, Idaho (portion of State not included in Area I)	2.15	2.07	2.05	1.97	1.79	1.72	1.61	1.55	1.30	1.25	1.20	1.15	1.13	1.09
III. All other States	2.12	2.04	2.01	1.93	1.77	1.70	1.64	1.58	1.26	1.21	1.16	1.11	1.09	1.02

[1] For all extra-standard lima beans graded as to sieve size subtract 15 cents from the fancy price of the required sieve size. This is a customary industry differential.

[2] Where percentage green is designated (i. e., 60 percent, 70 percent, or 80 percent) 4 cents for each 10 percent green is to be added to the prices listed in the extra-standard column.

[3] Southwest Idaho: Adams, Valley, Washington, Payette, Gem, Canyon, Boise, Elmore, Ada, Owyhee, Camas, Gooding, Lincoln, Jerome, Minidoka, Twin Falls, and Cassia Counties.

PART 2

Product	Area	Grade	6-oz. cans		No. 10 cans	
			Civilian	Government	Civilian	Government
Tomato paste	California	Fancy 26 percent solids	$0.68	$0.71	$9.73	$10.40
			14-oz. glass			
Tomato catsup	Maine, New Hampshire, Vermont, Massachusetts, Rhode Island, New York, northern Pennsylvania (Wayne, Susquehanna, Bradford, Tioga, Potter, McKean, Forest, Erie, Crawford and Venango Counties) and New Jersey.	Fancy 33 percent solids.	$1.64	$1.66	10.66	10.79
	Ohio, Indiana, Kentucky, Illinois, Michigan, Wisconsin, Minnesota, Nebraska, Kansas, Iowa, Tennessee, North Dakota, South Dakota, Oklahoma, Arkansas, Missouri.	do	1.40	1.45	9.66	10.00
	Montana, Idaho, Wyoming, Colorado, New Mexico, Utah, Arizona, Nevada, California, Oregon, Washington.	do	1.47	1.52	9.56	9.88
		do	1.49	1.51	9.68	9.82

PART 3—TOMATO PUREE

Area	Grade	No. 10 cans	
		Civilian	Government
Maine, New Hampshire, Vermont, Massachusetts, Rhode Island, New York, northern Pennsylvania (Wayne, Susquehanna, Bradford, Tioga, Potter, McKean, Warren, Forest, Erie, Crawford, and Venango Counties) New Jersey and Connecticut.	Fancy, 1.045 specific gravity	$5.49	$5.81
Virginia, Delaware, West Virginia, Pennsylvania (counties other than those named above) and Maryland.	do	5.49	5.81
Ohio, Indiana, Kentucky, Illinois, Michigan, Wisconsin, Minnesota, Nebraska, Kansas, Iowa, Tennessee, North Dakota, South Dakota, Oklahoma, Arkansas, Missouri.	do	4.94	5.34
Montana, Idaho, Wyoming, Colorado, Utah, New Mexico, Arizona, Nevada.	do	4.89	5.37
California, Oregon, and Washington	do	5.10	5.40
All other States or areas	do	5.04	5.34

The above maximum prices are for Fancy Puree, 1.045 specific gravity. Prices for other specific gravities shall be computed by adding or subtracting a factor of $0.09 per thousandth of a point in specific gravity for No. 10 cans. For example, in California where the price for 1.045 gravity is $5.10 for civilian sales, the canner adds $0.45 to this price to make a price of $5.55 for 1.050 specific gravity or subtracts $0.45 from this price to make $4.65 for 1.040 specific gravity. When computing a maximum price for other specific gravities for other than No. 10 cans always compute the new specific gravity first, then convert to the desired can size.

PART 4—BLACKEYE PEAS AND OTHER FIELD PEAS

Product	Area	Grade	No. 2 cans		No. 10 cans	
			Civilian	Government	Civilian	Government
Blackeye peas (fresh shelled).	Maryland and Virginia	Fancy	$1.50	$1.44	$7.20	$6.91
		Standard	1.26	1.21	6.05	5.81
	All other States east of Mississippi River except Louisiana.	Fancy	1.46	1.40	7.01	6.73
		Standard	1.22	1.17	5.86	5.63
	All States west of Mississippi River including all of Louisiana.	Fancy	1.55	1.49	7.44	7.14
		Standard	1.35	1.30	6.48	6.22
Other field peas (fresh shelled, and field peas with snaps (fresh shelled).	Maryland and Virginia	Fancy	1.52	1.46	7.30	7.01
		Standard	1.32	1.27	6.34	6.09
	All other States east of Mississippi River except Louisiana.	Fancy	1.50	1.44	7.20	6.91
		Standard	1.30	1.25	6.24	5.99
	All states west of Mississippi including all of Louisiana.	Fancy	1.55	1.49	7.41	7.14
		Standard	1.35	1.30	6.48	6.22

PART 5—HOMINY

Area	Grade	No. 2 cans		No. 2½ cans		No. 10 cans	
		Civilian	Government	Civilian	Government	Civilian	Government
All States	Fancy	$0.87	$0.8352	$1.16	$1.1004	$4.00	$3.8400

Part 6—Peaches, Freestone
(Prices to be announced)

Part 7—Prunes, packed from fresh prunes
(Price to be announced)

Part 8—Apricots
(Price to be announced)

The resulting figure is the processor's maximum price for sales to purchasers other than government procurement agencies or for sales to government procurement agencies, as the case may be. (Maximum prices for other container sizes shall be figured by use of the appropriate conversion factor set forth in paragraph (b), above.) Section 10 (j) does not apply to items priced under this paragraph.)

(g) *Items for which maximum prices cannot otherwise be figured under this section.* If the processor cannot figure a maximum price f. o. b. shipping point, under the foregoing rules of this section or under section 10 (a), for sales of any item to purchasers other than government procurement agencies, he shall apply to the Wholesale-Retail and Fruit and Vegetable Branch, Food Price Division, Washington, D. C., for authorization of a maximum price in accordance with section 10 (c).

SEC. 7. *Maximum prices for secondary processors and repackers.* The secondary processor or repacker shall figure his maximum prices per dozen containers or other units f. o. b. shipping point, for those products which are purchased by him in bulk, barrels or other large containers and further processed or repacked in other containers, in each case by adding to or subtracting from his maximum price for the item being priced, as established under section 7 to Supplement 13, the difference between his customary supplier's maximum price under that regulation and his maximum price for the item, f. o. b. shipping point, is figured under this supplement, converted to units of the finished product on the basis of the same case (unit) yield as used by him in figuring his maximum price under section 7 to Supplement 13 and adjusted where necessary to include incoming freight.

SEC. 8. *Maximum prices for sales by processors of prior years' packers of listed products which have been sold to them by government agencies.* (a) The maximum price for sales by a processor, to purchasers other than government procurement agencies, of that portion of an item of any product listed in Section 5 or 6 which was packed prior to 1946 and which has been sold to the processor by a government agency, shall be that processor's maximum price f. o. b. shipping point, as established under this supplement for the same item when packed in 1946. However, difference in brand shall be ignored.

(b) If he is a processor of the product but cannot figure his maximum price for the item purchased from a government agency under paragraph (a) because of a difference in variety, grade, style of pack, sieve size, size or container type and size, the processor shall figure his maximum price for the item by reference to the applicable conversion provisions

of this supplement provided for figuring such differentials.

SEC. 9. *Label and labor allowances.* (a) Label and labor allowances shall be made processors in the following circumstances and in the following amounts:

(1) When the processor sells any item covered by this supplement unlabeled or labeled with labels supplied by the purchasers, in containers no greater in content than a No. 10 can, the maximum price established under this supplement shall be reduced by: In metal containers $1.50 per thousand labels used and in glass containers $1.10 per thousand labels used (label allowances). The processor is, of course, free to make a greater allowance if he so desires.

(2) When any item covered by this supplement is sold unlabeled in containers no greater in content than a No. 10 can, the maximum price established under this supplement shall be reduced by one cent per case (labor allowance) in addition to the allowance provided in subparagraph (1), above. The processor is, of course, free to make a greater allowance if he so desires.

(b) In each sale to a purchaser other than a government procurement agency, where a processor makes an allowance for labels or labor under this section, he shall separately state the selling price and the amount and nature of the allowance on the invoice accompanying the sale.

SEC. 10. *Provisions of Article II of Food Products Regulation No. 1 applicable to this supplement.* The following provisions of Food Products Regulation No. 1 are applicable to this supplement:

(a) Maximum prices for products in new container types or sizes (sec. 2.2 of FPR 1). This section shall also apply to secondary processors.

(b) Adjustment of dollars-and-cents maximum prices for processors who perform the wholesale or retail function (sec. 2.3 of FPR 1). This section applies only to maximum prices determined under sections 5 (b) and 6 (f) of this supplement.

(c) Individual authorization of maximum prices (sec. 2.5 of FPR 1).

(d) When the seller must figure a delivered price (sec. 2.6 of FPR 1).

(e) Uniform prices where the processor or repacker has more than one factory (sec. 2.7 of FPR 1).

(f) Uniform delivered prices where the seller has customarily been selling on an f. o. b. shipping point basis (sec. 2.8 of FPR 1).

(g) Maximum prices for sales by primary distributors (sec. 2.9 of FPR 1). The maximum mark-up is 8%.

(h) Maximum prices for sales by distributors who are not primary distributors, wholesalers or retailers (sec. 2.10 of FPR 1).

(i) Payment of brokers (sec. 2.11 of FPR 1).

(j) Maximum prices for sales to government procurement agencies in certain cases (sec. 2.12 of FPR 1).

(k) Special packing expenses which may be reflected in maximum prices for sales to government procurement agencies (sec. 2.13 of FPR 1).

(l) Treatment of federal and state taxes (sec. 2.14 of FPR 1).

(m) Units of sale and fractions of a cent (sec. 2.15 of FPR 1).

(n) Maintenance of customary discounts and allowances (sec. 2.16 of FPR 1). This section shall not apply to the label and labor allowances required to be made by processors under section 9.

ARTICLE III—MISCELLANEOUS PROVISIONS

SEC. 11. *Grades and invoices.* This section applies to all sellers covered by this supplement.

(a) In each case, the seller shall furnish the purchaser, other than a government procurement agency, at or before the time of delivery, with an invoice describing the item sold and separately stating its grade and subgrade, if any. In addition he shall also show the syrup or packing medium of any fruits or berries sold.

(b) A seller other than the processor shall not be subject to any criminal penalty or civil enforcement action under the Emergency Price Control Act of 1942, as amended, in connection with the resale of any item for failure of the item to conform to the grade (and subgrade, if any), designated on the invoice, provided he can establish that he relied in good faith upon the grade designation on the invoice furnished him by his supplier.

(c) Nothing in this supplement shall be construed to change any of the requirements of the Federal Food, Drug and Cosmetic Act, or any regulation issued under it.

SEC. 12. *Reports which processors must file.* (To be announced.)

SEC. 13. *Individual adjustment of processors' maximum prices—(a) For sales to purchasers other than government procurement agencies—(1) When adjustments may be made.* Either on his own motion or upon application in accordance with Revised Procedural Regulation No. 1,[1] the Price Administrator may adjust a processor's maximum price for any item figured under section 5 (a) or section 6 (a) of this supplement (or figured under section 6 (b) or (c) or 10 (a) on the basis of a price figured under section 6 (a) for sales to purchasers other than government procurement agencies, where it appears that:

(i) The maximum price is (a) below the mid-point of the price range applicable to the item, in the case of a product covered by section 5, or (b) below the median price at which sales of the item (regardless of brand) may be made to purchasers other than government procurement agencies by processors located in the general processing area, in the case of a product covered by section 6;

(ii) The processor would be entitled to a price increase under the standards set forth in subparagraph (2), below; and

(iii) In the judgment of the Price Administrator, an increase in the processor's maximum price would be in furtherance of the purposes of the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and Executive Orders Nos. 9250, 9328, 9599, 9651 and 9697.

(2) *Amount of adjustment.* The maximum price, as adjusted under this section, shall in no event be higher than the mid-point of the price range applicable to the item, in the case of a product covered by section 5, or the medium price at which sales of the item (regardless of brand) may be made to purchasers other than government procurement agencies by processors located in the general processing area, in the case of a product covered by section 6. Subject to this limitation and the limitation of subparagraph (1) (iii), above, the adjusted maximum price shall not exceed the following amount (less the amount of any direct subsidy payment, payable per unit of the finished product, the amount of which has previously been announced by the Commodity Credit Corporation or other agency responsible for the administration of the subsidy and which is applicable to the particular goods):

(i) Processing costs for the item if the processor's percentage of net operating profits (before income and excess profits taxes) to net sales of packed fruits, berries and vegetables, during the most recent fiscal year, was 6 percent or higher; or

(ii) Total costs for the item, if the processor's percentage of net operating profits (before income and excess profits taxes) to net sales of packed fruits, berries and vegetables, during the most recent fiscal year, was less than 6 percent but no lower than 3 percent; or

(iii) Total costs for the item plus a profit equal to 3% of the adjusted maximum price, if the processor's percentage of net operating profits (before income and excess profits taxes) to net sales of packed fruits, berries and vegetables during the most recent fiscal year, was lower than 3 percent.

(b) *For sales to government procurement agencies—(1) When adjustments may be made.* Either on his own motion or upon application in accordance with Revised Procedural Regulation No. 1, the Price Administrator may adjust a processor's maximum price for sales to government procurement agencies of any item figured under section 5 (a) or section 6 (a) of this supplement (or figured under section 6 (b) (d) or (e) or 10 (a) on the basis of a price figured under section 6 (a) after application of the provisions of section 10 (j), when the processor has entered into or proposes to enter into a government contract or subcontract thereunder, where it appears that:

(i) The maximum prices is (a) below the mid-point of the price range applicable to the item (after application of the provisions of section 10 (j), in the case of a product covered by section 5, or below the median prices at which sales of the item (regardless of brand) may be made to government procurement agencies by processors located in the general processing area, in the case of a product covered by section 6;

(ii) The processor would be entitled to a price increase under the standards

[1] 9 F.R. 10476, 13715; 10 F.R. 11295.

set forth in subparagraph (2), below; and

(iii) In the judgment of the Price Administrator, an increase in the Processor's maximum price would be in furtherance of the purposes of the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and Executive Orders Nos. 9250, 9336, 9599, 9651 and 9697.

(2) *Amount of adjustment.* The maximum price, as adjusted under this section, shall in no event be higher than the mid-point of the price range applicable to the item (after application of the provisions of section 10 (j)), in the case of a product coverd by section 5, or the median price at which sales of the item (regardless of brand) may be made to government procurement agencies by processors located in the general processing area, in the case of a product covered by section 6. Subject to this limitation and the limitation of subparagraph (1) (iii), above, the adjusted maximum price shall not exceed the following amount:

(i) Processing costs for the item if the processor's percentage of net operating profits (before income and excess profits taxes) to net sales of packed fruits, berries and vegetables, during the most recent fiscal year, was 6 percent or higher; or

(ii) Total costs for the item if the processor's percentage of net operating profits (before income and excess profits taxes) to net sales of packed fruits, berries and vegetables, during the most recent fiscal year, was less than 6 percent but no lower than 3 percent; or

(iii) Total costs for the item plus a profit equal to 3 percent of the adjusted maximum price, if the processor's percentage of net operating profits (before income and excess profits taxes) to net sales of packed fruits, berries and vegetables, during the most recent fiscal year, was lower than 3 percent.

(3) *Contracts pending disposition of application for adjustment.* Upon the filing of an application for adjustment under this paragraph (b) or within 30 days prior thereto, and until final disposition of the application, contracts may be entered into or proposed and bids submitted at the price or prices requested in the application, and deliveries may be made under such contracts, except that the processor may not receive and the buyer may not pay the amount by which the price exceeds the maximum price unless and until an order granting a higher price has been issued. The processor shall include in any sale, contract to sell, or offer to sell at the price requested in an application the following:

(i) His maximum price for sales of the item to government procurement agencies.

(ii) A statement that the quoted price is subject to approval of the Office of Price Administration.

(iii) A statement that an appropriate application has been filed, or will be filed within 30 days, with the Office of Price Administration.

Any government agency may appear as an interested party in the case of any such application.

(c) *Time, form and place of filing application.* No application for adjustment shall be filed before the processor has completed at least 75% of his current pack of the product. Applications shall be filed with the Office of Price Administration, Washington, D. C., in duplicate on Office of Price Administration Form No. 6039–2526, and shall contain the information specified in that form. Copies may be obtained from any field office of the Office of Price Administration or from the Wholesale-Retail and Fruit and Vegetable Branch, Food Price Division, Office of Price Administration, Washington, D. C. The Office of Price Administration may request the processor to file any additional cost data based upon operating experience. If the applicant does not submit all additional information that may have been requested within 30 days after the request is mailed, his application shall be considered withdrawn and the docket closed. The docket will not be reopened upon later receipt of this information, and further consideration by the Office of Price Administration will not be given unless the application is refiled.

(d) *Determination of limitations on adjustment in certain cases—(1) Items covered by section 5 for which price ranges are not named.* In the case of a product covered by section 5, if no price range is named for the particular item, for the purpose of making adjustments the Price Administrator may determine a corresponding price range for that item by application of the appropriate conversion factors to the price range named for the nearest container type and size.

(2) *Items covered by section 6 which are not basic items.* In the case of a product covered by section 6, if the particular item (regardless of brand), is not the "basic item" of that product, for the purpose of making adjustments the Price Administrator may determine the applicable median price at which sales of the item (regardless of brand) may be made to the appropriate class of purchasers by processors located in the general processing area, by customary differential from the reported maximum prices for the basic item of the same product sold by processors in the same or nearest general processing area.

"Basic item" of any product means the item (regardless of brand) for which the greatest number of maximum prices have been reported.

(e) *Determination of adjustments for grower-processors and cooperative processors.* For the purposes of this section, "net operating profits (before income and excess profits taxes) to net sales of packed fruits, berries and vegetables" for a grower-processor or cooperative processor means the amount by which net sales of these products exceeded total costs computed on the basis of the raw material costs, for the crop year represented by its most recent fiscal year, which he was required to use in figuring his maximum prices under Supplement 13 to Food Products Regulation No. 1.

However, if the cooperative processor by agreement with its patrons accounts to such patrons for the amount received for a particular product (or products) through a "product pool", the term means the amount by which net sales of that product (or products) exceeded total costs computed on the basis of raw material costs figured in the manner described above.

In determining adjustments under this section, "processing costs for the item" or "total costs for the item" shall be computed in each case on the basis of the raw material cost which the grower-processor or cooperative processor is required under this supplement to include in the maximum price for the item.

(f) *Definitions.* When used in this section:

(1) "Net sales" means total sales less return sales of finished product.

(2) "Processing costs for the item" means current:

(i) Actual cost per unit on all ingredients (other than raw agricultural commodities) and of packaging materials, for which maximum prices have been established, figured at no more than the current maximum prices applying to the class of purchasers to which the processor belongs, or, if no maximum prices have been established, figured at no more than their current market prices;

(ii) Actual cost per unit of all raw agricultural ingredients, included in the Commodity Credit Corporation's purchase and resale program, figured at no more than the Commodity Credit Corporation's resale prices for the area in which the processor's customary receiving point is located, in the case of adjustments under paragraph (a), above, and figured at no more than the Commodity Credit Corporation's purchase prices for the area in which the processor's customary receiving point is located, in the case of adjustments, under paragraph (b), above.

(iii) Actual cost per unit of all other raw agricultural ingredients, for which maximum prices have been established, figured at no more than the current maximum prices applying to the class of purchasers to which the processor belongs;

(iv) Actual cost per unit of all other raw agricultural ingredients, for which no maximum prices have been established but for which the Department of Agriculture has announced prices recommended for payment to growers or support prices, figured at no more than these prices, or, if no recommended or support prices have been announced, figured at no more than their current market prices;

(v) Direct labor costs per unit, figured at no more than lawful current rates;

(vi) Transportation costs per unit by the usual mode of transportation, from the processor's customary supplier to his factory with respect to any cost used in (i), above, and from his customary receiving point to his factory with respect to any cost used in (ii), (iii), or (iv), above, if that cost is not a delivered cost and if these charges are customarily incurred; and

(vii) Other costs of processing per unit, such as indirect labor (figured at no more than lawful current rates), depreciation, factory rental, insurance, machinery repairs, and other cost factors generally pertaining to processing

operations but not including general administrative and selling expenses.

(3) "Total costs for the item" means processing costs plus current general administrative and selling expenses per unit.

(4) "Median price" means the middle price of a series of prices arranged in order of size, or, if the series consists of an even number of prices, the simple arithmetic average of the two middle prices.

(5) "Government contract" means any contract with the United States or any agency thereof or with the Government or any agency thereof of any country whose defense the President deems vital to the defense of the United States under the terms of the act of March 11, 1941, entitled "An Act To Promote the Defense of the United States."

(6) "Subcontract" means any purchase order or agreement to make or furnish any commodity needed for the performance of another Government contract or subcontract thereunder.

(g) *Effect of prior adjustments.* In determining adjustments under this section, changes in prices resulting from the granting of prior adjustments to other processors under this section shall, so far as practicable, be disregarded.

(h) *Relationship with Revised Supplementary Order No. 9.* No application for adjustment filed after June 24, 1946 under Revised Supplementary Order No. 9[1] with respect to maximum prices of processors for sales to government procurement agencies of commodities covered by this supplement will be granted.

SEC. 14. *Provisions of Article III of Food Products Regulation No. 1 applicable to this supplement.* The following provisions of Food Products Regulation No. 1 are applicable to this supplement:

(a) Restrictions on sales to primary distributors (sec. 3.1 of FPR 1).

(b) Storage (sec. 3.3 of FPR 1).

(c) Export sales (sec. 3.4 of FPR 1).

(d) Notification of new maximum price (sec. 3.5 of FPR 1). However, for the purpose of this section only, different subgrades of the same grade shall constitute separate items. The establishment for the first time of maximum prices or a pricing method for an item in this supplement does not require notification.

(e) Records which must be kept (sec. 3.6 of FPR 1).

(f) Sales slips and receipts (sec. 3.8 of FPR 1).

(g) Transfer of business or stock in trade (sec. 3.9 of FPR 1).

(h) How a figured maximum price is established and how an established maximum price may be changed (sec. 3.10 of FPR 1).

(i) Adjustable pricing (sec. 3.11 of FPR 1).

(j) Compliance with the applicable supplement (sec. 3.12 of FPR 1).

(k) Applications for adjustment by sellers who have been found to have violated the Robinson-Patman Act (sec. 3.14 of FPR 1).

(l) Petitions for amendment (sec. 3.16 of FPR 1).

[1] 8 F.R. 6175.

ARTICLE IV—PRICING APPENDICES

SEC. 15. *Appendices for packed vegetables priced under Pricing Method No. 1.*

APPENDIX A—ASPARAGUS

Explanation of how maximum prices for packed asparagus are figured—(a) *Pricing method where only substandard grade was sold during base period.* If the processor sold only substandard grade of the product during the base period he shall establish his maximum prices under section 5 (b).

(b) *Selection of base period item.* In figuring a maximum price for an item under the provisions of subparagraph (3) or (4) of section 5 (a), the processor shall select a base period item nearest in container size to item being priced and nearest in such other respects as may be specified in the applicable appendix. After the nearest container size of packed asparagus sold in the base period has been determined, the processor from that classification shall:

1. Select items of the same variety if available. If there are no such items, select any other variety.

2. From the selected classification: Select items of the same style and size if available. If there are no such items select as follows:

(i) When pricing whole spears, if any smaller size of whole spears is available, select items of the nearest such smaller size; if no smaller size is available, select items of the nearest larger size of whole spears; if none of these items is available, select items of any blend of spears containing the size of whole spears being priced, if none of these items is available, select any other blends of spears; if none of these items is available, select, in the order named, cut spears, soup cuts, center cuts and salad points.

(ii) When pricing blended spears, select items of any blend containing one of the sizes of spears in the blend being priced, if no such item is available, select items of the blend containing the nearest size of spears smaller than the smallest in the blend being priced; if no such blend is available, select items of the blend containing the nearest size of spears larger than the largest in the blend being priced; if no such item is available, select items of the smallest size of whole spears available, if none of these items is available, select, in the order named, cut spears, soup cuts, center cuts, and salad points.

(iii) When pricing cut spears, select items of the smallest size of whole spears available; if no items of whole spears is available, select items of the blend of smallest spears available; if none of these items is available, select, in order named, soup cuts, center cuts, and salad points.

(iv) When pricing center cuts, select items of soup cuts; if no items of soup cuts is available, select items of cut spears; if none of these items is available, select, in order named, items of the smallest size of whole spears available, blend of smallest spears available.

(v) When pricing soup cuts, select items of cuts spears; if no items of cut spears is available, select items of center cuts; if none of these items is available, select, in order named, items of smallest size of whole spears available, blend of smallest spears available.

(vi) When pricing salad points, select items of the largest size of whole spears available; if no items of whole spears is available, select items of the blend of largest spears available; if none of these items is available, select, in order named, cut spears, soup cuts, and center cuts.

3. From the selected classification, select an item of the same grade if available. If there is no item of the same grade select any other grade except substandard. In no case shall substandard grade be used as the base period item.

(c) *Conversions from one variety to another variety and from one style of pack or size to another style of pack or size of the same variety.* In each case of conversion from one variety to another variety or from one style of pack or size to another style of pack or size of the same variety, the processor shall figure the conversion by taking the difference between the specific dollars-and-cents maximum prices named in Table 4 for the two items and either adding it to or subtracting it from the constructed base price, as the situation requires. Whether the differential to be added or subtracted depends on whether the dollars-and-cents price named in Table 4 for the item being priced is higher or lower than that named for the item from which the conversion is being made. For example, the X Canning Company, whose factory is located in Area 1, during the base period sold fancy all green whole spears of the following sizes: colossal, large and medium, packed in No. 2 cans, but made no sales of blended spears. It is now pricing a blend of fancy, mammoth, large and medium spears packed in No. 2 cans. To figure the conversion for style of pack the company takes the difference between the dollars-and-cents price named in Part 1 of Table 4 for fancy, medium spears in No. 2 cans (the properly selected base period item) and the dollars-and-cents price named in that table for fancy, mammoth, large and medium blended spears. ($3.60 minus $3.41 equals $0.19.) Since the company is pricing an item with a higher dollars-and-cents price than that for the item from which the conversion is made, the $0.19 differential is added to its constructed base price in making the conversion for style of pack.

Adjustment for approved increases in basic wage rate. When the processor meets the conditions set forth in section 5, he shall figure the adjustment for approval increases in basic wage rates incurred since January 1, 1944. This adjustment is figured by reference to Table 7 which sets forth the amounts that each one cent increase in basic wage rate for unskilled female labor represents as a cost increase for each style of pack of asparagus packed in No. 2 or No. 10 cans. The amount of the adjustment for each one cent increase for other container sizes is figured by multiplying the appropriate figure in Table 7 by the appropriate conversion factor in Table 5. To figure the amount of the adjustment for approved increases in basic wage rate the processor shall:

(1) *Determine the basic wage rate in effect on January 1, 1944.* First, the processor shall figure the amount of basic wage rate for unskilled female labor in effect on January 1, 1944 by taking the hourly rate (or midpoint of range of rates) in effect for that class of labor during the pay period of the 1943 packing season for which he had the largest number of employees on his payroll and adding to this figure the amount of any increase in basic wage rates for unskilled female labor which he put into effect on or before January 1, 1944. If the processor during that period had no unskilled female employees who were paid on a straight time hourly basis, he shall substitute for unskilled female labor that classification of labor for which he had the largest number of employees paid on an hourly basis during the period. The basic wage rate deemed to have been in effect on January 1, 1944, shall be the figure resulting from the above calculation, or 40 cents per hour, whichever is higher.

If the processor was not in business during the 1943 packing season but started operations after January 1, 1944 (and is not a transferee within the meaning of section 14 (g) of a processor who was in business at that time), he shall use the figure in the table in section 5 (b) (1) (v) for the state in which his factory is located as his starting point in figuring the adjustment for approved increases in basic wage rate under this paragraph.

(2) *Next, the processor shall subtract the resulting figure from the hourly basic wage rate (or midpoint of range of rates) for unskilled female labor, paid on a straight time basis, in effect at the time he figures his maximum price under this supplement, or if he has no unskilled female employees paid on this basis he shall use the hourly basic wage rate (or mid-point of range of rates) for that class of employees for which he has the largest number of employees paid on a straight time hourly basis on his payroll at the time he figures his maximum price under this supplement.*

(3) *Finally, the processor shall multiply the resulting figure by the amount set forth in Table 7 (or the amount figured by reference to Table 5 for other container sizes) for his area for the variety, style and container size of asparagus being priced. The resulting figure is the amount which is added to his price in figuring the adjustment for approved increases in basic wage rate under the applicable provision of section 5.*

Example. The X Canning Company, whose factory is located in Washington, during the pay period of the 1943 packing season for which it had the largest number of employees on its payroll was paying unskilled female employees $0.60 per hour. Prior to January 1, 1944 X put into effect a $0.05 per hour increase in basic wage rates for unskilled female labor. The company is now packing asparagus and has in effect an approved basic wage rate for unskilled female labor of $0.70 per hour. The company is packing No. 2 cans of fancy mammoth asparagus spears. To figure the adjustment for approved increases in basic wage rate, X determines that the basic wage rate in effect for unskilled female labor on January 1, 1944 was $0.65 per hour. It then subtracts this figure from the current approved basic wage rate in effect at the time of figuring its price under this supplement. ($0.70 minus $0.65 equals $0.05). The company has incurred an increase of $0.05 per hour, or 5 unit increases of one cent each. It accordingly multiplies the figure in Table 7 for mammoth asparagus spears in No. 2 cans in Area 2 by 5 the number of unit increases incurred ($0.0079 times 5 equals $0.0395). The resulting figure $0.0395 is the amount which is added to its price in figuring the adjustment for approved increases in basic wage rate under the applicable provision of section 5.

TABLE 1—AREAS

1. California.
2. Washington and Oregon.
3. Illinois, Michigan, Minnesota, Iowa, Nebraska, Wisconsin, Ohio and Indiana.
4. New Jersey, Delaware and Maryland.
5. All other states.

TABLE 2—BASE PERIOD PRICES (ALL AREAS)

Weighted average selling price for the first 60 days after the beginning of the 1941 pack.

TABLE 3—PERMITTED INCREASES AND PRICE RANGES PER DOZEN CONTAINERS FOR PROCESSORS OF PACKED ASPARAGUS WHO MADE SALES DURING THE BASE PERIOD

PART 1—AREA 1

Item No. and variety	Style and size	No. 2 cans: Permitted increase	No. 2 cans: Price ranges: Fancy	No. 2 cans: Price ranges: Standard	No. 2½ cans: Permitted increase	No. 2½ cans: Price ranges: Fancy	No. 2½ cans: Price ranges: Standard	No. 10 cans: Permitted increase	No. 10 cans: Price ranges: Fancy	No. 10 cans: Price ranges: Standard
All green:	Whole Spears:									
1	Colossal	$0.80	$3.83-$4.84	$3.58-$3.64						
2	Mammoth	.80	3.60- 3.71	3.40- 3.50						
3	Large	.70	3.50- 3.60	3.30- 3.40						
4	Medium	.60	3.37- 3.45	3.17- 3.25						
5	Small	.50	3.18- 3.26	2.98- 3.06						
	Blended Spears:									
6	Colossal, Mammoth/Large	.80	3.60- 3.70	3.40- 3.50						
7	Large	.70	3.64- 3.74	3.44- 3.54						
8	Mammoth/Large	.70	3.48- 3.57	3.28- 3.37						
9	Large/Medium	.60	3.37- 3.45	3.17- 3.25						
10	Medium/Small	.50	3.20- 3.28	3.00- 3.08						
11	Cut Spears	.50	3.00- 3.08	2.80- 2.88				$2.70	$13.32-$15.72	$11.32-$14.72
12	Center Cuts	.10		1.25- 1.33				.24		2.65- 3.53
13	Soup Cuts	.40		2.74- 2.82				1.08		12.05- 13.33
14	Salad Points	.80		3.06				1.08	19.20- 19.60	18.20- 18.60

TABLE 3—PERMITTED INCREASES AND PRICE RANGES PER DOZEN CONTAINERS FOR PROCESSORS OF PACKED ASPARAGUS WHO MADE SALES DURING THE BASE PERIOD—Continued

PART 1—AREA 1—Continued

Item No. and variety	Style and size	No. 2 cans: Permitted increase	No. 2 cans: Price ranges: Fancy	No. 2 cans: Price ranges: Standard	No. 2½ cans: Permitted increase	No. 2½ cans: Price ranges: Fancy	No. 2½ cans: Price ranges: Standard	No. 10 cans: Permitted increase	No. 10 cans: Price ranges: Fancy	No. 10 cans: Price ranges: Standard
Other (hand green:	Whole Spears:									
16	Colossal	$0.80	$3.60-$4.02	$2.74- 2.82						
17	Mammoth	.80	3.60- 3.71	2.74- 2.82						
18	Large	.56	3.04- 3.02	2.74- 2.82						
19	Medium	.56	2.91- 2.99	2.71- 2.79						
20	Small	.56	2.74- 2.82	2.54- 2.62						
	Blended Spears:									
21	Mammoth/Large	.56	2.94- 3.02	2.74- 2.82						
22	Mammoth/Large/Medium	.56	2.93- 3.01	2.73- 2.81						
23	Large/Medium	.56	2.83- 3.01	2.73- 2.81						
24	Medium/Small	.56	2.83- 2.91	2.63- 2.71						
25	Cut Spears	.50	2.82- 2.90	2.62- 2.70				$2.50	$12.57- 12.91	$11.57- 11.91
26	Center Cuts	.15	1.05- 1.09	1.05- 1.09				.74	6.97- 7.15	6.97- 7.15
27	Soup Cuts	.45	2.91- 2.99	2.71- 2.79	$0.61		$2.38-$2.91	2.10	9.71- 9.97	9.71- 9.97
28	Salad Points	.85	3.05- 4.05	2.85- 3.85				3.60	18.35- 18.85	17.35- 17.85

PART 2—AREA 2

Item No. and variety	Style and size	No. 2 cans: Permitted increase	No. 2 cans: Price ranges: Fancy	No. 2 cans: Price ranges: Standard	No. 10 cans: Permitted increase	No. 10 cans: Price ranges: Fancy	No. 10 cans: Price ranges: Standard
All green:	Whole Spears:						
1	Colossal	$1.00	$3.51-$3.61	$3.31-$3.41			
2	Mammoth	.96	3.45- 3.55	3.25- 3.35			
3	Large	.92	3.36- 3.46	3.16- 3.26			
4	Medium	.88	3.30- 3.38	3.10- 3.18			
5	Small	.84	3.20- 3.28	3.00- 3.08			
	Blended Spears:						
6	Colossal, Mammoth/Large	.96	3.47- 3.57	3.27- 3.37			
7	Large	.88	3.49- 3.59	3.29- 3.39			
8	Mammoth/Large	.88	3.39- 3.49	3.19- 3.29			
9	Large/Medium	.84	3.26- 3.45	3.06- 3.25			
10	Medium/Small	.80	3.23- 3.31	3.03- 3.17			
11	Cut Spears	.92	3.14- 3.22	2.94- 3.02		$11.55-$14.55	$10.55-$13.84
12	Center Cuts	.17	3.02- 3.08	1.43- 1.49		2.13	6.53- 6.72
13	Soup Cuts	.60		2.09- 2.15		2.84	10.14- 10.42

PART 3—AREA 3

Item No. and variety	Style and size	No. 2 cans: Permitted increase	No. 2 cans: Price ranges: Fancy	No. 2 cans: Price ranges: Standard	No. 10 cans: Permitted increase	No. 10 cans: Price ranges: Fancy	No. 10 cans: Price ranges: Standard
All green:	Whole Spears:						
1	Colossal	$1.00	$3.90-$4.10	$3.70-$3.90			
2	Mammoth	.96	3.74- 3.88	3.54- 3.68			
3	Large	.92	3.56- 3.66	3.36- 3.46			
4	Medium	.88	3.40- 3.48	3.10- 3.26			
5	Small	.84	3.20- 3.28	3.00- 3.08			
	Blended Spears:						
6	Colossal, Mammoth/Large	.96	3.73- 3.87	3.53- 3.67			
7	Large	.88	3.64- 3.76	3.44- 3.56			
8	Mammoth/Large	.88	3.54- 3.66	3.34- 3.46			
9	Large/Medium	.84	3.45- 3.53	3.25- 3.33			
10	Medium/Small	.80	3.35- 3.45	3.05- 3.17			
11	Cut Spears	.87	3.25- 3.33	3.05- 3.13			
12	Center Cuts	.55	2.80- 2.86	2.60- 2.66	$0.35	$14.46-$13.18	$13.46-$13.18
13	Soup Cuts			2.12- 2.18	2.49		9.75- 10.04

PART 3—AREA 3

Item No. and variety	Style and size	No. 2 cans: Permitted increase	No. 2 cans: Price ranges: Fancy	No. 2 cans: Price ranges: Standard	No. 10 cans: Permitted increase	No. 10 cans: Price ranges: Fancy	No. 10 cans: Price ranges: Standard
All green:	Whole Spears:						
1	Colossal	$1.00	$3.90-$4.10	$3.70-$3.90			
2	Mammoth	.96	3.74- 3.88	3.54- 3.68			
3	Large	.92	3.56- 3.66	3.36- 3.46			
4	Medium	.88	3.40- 3.48	3.10- 3.26			
5	Small	.84	3.20- 3.28	3.00- 3.08			
	Blended Spears:						
6	Colossal, Mammoth/Large	.96	3.73- 3.87	3.53- 3.67			
7	Large	.88	3.64- 3.76	3.44- 3.56			
8	Mammoth/Large	.88	3.54- 3.66	3.34- 3.46			
9	Large/Medium	.84	3.45- 3.53	3.25- 3.33			
10	Medium/Small	.80	3.35- 3.45	3.05- 3.17			
11	Cut Spears	.87	3.25- 3.33	3.05- 3.13			
12	Center Cuts	.55	2.80- 2.86	2.60- 2.66	$0.35	$14.46-$13.18	$13.46-$13.18
13	Soup Cuts			2.12- 2.18	2.49		9.75- 10.04

TABLE 3—PERMITTED INCREASES AND PRICE RANGES PER DOZEN CONTAINERS FOR PROCESSORS OF PACKED ASPARAGUS WHO MADE SALES DURING THE BASE PERIOD—Continued

PART 4—AREA 4

Item No. and variety	Style and size	No. 2 cans			No. 10 cans		
		Permitted increase	Price ranges		Permitted increase	Price ranges	
			Fancy	Standard		Fancy	Standard
All green:	Whole Spears:						
1	Colossal	$1.14	$3.67–$3.81	$3.47–$3.61			
2	Mammoth	1.10	3.62– 3.76	3.42– 3.56			
3	Large	1.06	3.50– 3.60	3.30– 3.40			
4	Medium	1.02	3.38– 3.48	3.18– 3.28			
5	Small	.98	3.27– 3.35	3.07– 3.15			
	Blended Spears:						
6	Colossal/Mammoth/Large	1.10	3.62– 3.76	3.42– 3.56			
7	Mammoth/Large	1.08	3.56– 3.68	3.36– 3.48			
8	Mammoth/Large/Medium	1.06	3.50– 3.62	3.30– 3.42			
9	Large/Medium	1.04	3.44– 3.54	3.24– 3.34			
10	Large/Medium/Small	1.02	3.38– 3.48	3.18– 3.28			
11	Medium/Small	1.00	3.32– 3.42	3.12– 3.22			
12	Cut Spears	1.03	2.91– 2.97	2.71– 2.77	$5.15	$14.51–$14.78	$13.51–$13.78
13	Center Cuts	.62		1.72– 1.78	2.81		7.74– 8.02

PART 5—AREA 5

All green:	Whole Spears:						
1	Colossal	$0.89	$3.85–$3.99	$3.65–$3.79			
2	Mammoth	.85	3.63– 3.77	3.43– 3.57			
3	Large	.81	3.45– 3.55	3.25– 3.35			
4	Medium	.77	3.25– 3.35	3.05– 3.15			
5	Small	.73	3.09– 3.17	2.89– 2.97			
	Blended Spears:						
6	Colossal/Mammoth/Large	.83	3.63– 3.77	3.43– 3.57			
7	Mammoth/Large	.83	3.54– 3.66	3.34– 3.46			
8	Mammoth/Large/Medium	.81	3.44– 3.56	3.24– 3.36			
9	Large/Medium	.79	3.35– 3.45	3.15– 3.25			
10	Large/Medium/Small	.77	3.25– 3.35	3.05– 3.15			
11	Medium/Small	.75	3.17– 3.26	2.97– 3.06			
12	Cut Spears	.78	2.71– 2.77	2.31– 2.57	$3.90	$13.73–$14.01	$12.73–$13.01
13	Center Cuts	.50		2.07– 2.13	2.26		9.53–9.81

TABLE 4—SPECIFIC DOLLARS-AND-CENTS MAXIMUM PRICES PER DOZEN CONTAINERS FOR PROCESSORS WHO WERE NOT IN BUSINESS DURING 1941 OR WHO MADE NO SALES OF PACKED ASPARAGUS DURING THE BASE PERIOD

PART 1—AREA 1

Item No. and variety	Style and size	No. 2 cans		No. 2½ cans Standard	No. 10 cans	
		Fancy	Standard		Fancy	Standard
All green:	Whole spears:					
1	Colossal	$3.81	$3.61			
2	Mammoth	3.74	3.54			
3	Large	3.64	3.44			
4	Medium	3.41	3.24			
5	Small	3.22	3.02			
	Blended spears:					
6	Colossal/Mammoth/Large	3.74	3.54			
7	Mammoth/Large	3.69	3.49			
8	Mammoth/Large/Medium	3.60	3.40			
9	Large/Medium	3.53	3.33			
10	Large/Medium/Small	3.41	3.24			
11	Medium/Small	3.32	3.12			
12	Cut spears	3.01	2.81		$15.52	$14.52
13	Center cuts		1.91			6.10
14	Soup cuts		2.78			13.15
15	Salad points	4.29	4.09		19.10	18.10
Other than all green:	Whole spears:					
16	Colossal	2.98	2.78			
17	Mammoth	2.98	2.78			
18	Large	2.98	2.78			
19	Medium	2.93	2.75			
20	Small	2.78	2.58			

TABLE 4—SPECIFIC DOLLARS-AND-CENTS MAXIMUM PRICES PER DOZEN CONTAINERS FOR PROCESSORS WHO WERE NOT IN BUSINESS DURING 1941 OR WHO MADE NO SALES OF PACKED ASPARAGUS DURING THE BASE PERIOD—Continued

PART 1—AREA 1—continued

Item No. and variety	Style and size	No. 2 cans		No. 2½ cans Standard	No. 10 cans	
		Fancy	Standard		Fancy	Standard
Other than all green—Continued	Blended spears:					
21	Mammoth/Large	$2.98	$2.78			
22	Mammoth/Large/Medium	2.97	2.77			
23	Large/Medium	2.97	2.77			
24	Medium/Small	2.87	2.67			
25	Cut spears	2.56	2.36		$12.74	$11.74
26	Center cuts		.97			4.72
27	Soup cuts		2.13	$2.87		9.84
28	Salad points	4.01	3.81		18.60	17.60

PART 2—AREA 2

All green:	Whole spears:				
1	Colossal	$3.55	$3.36		
2	Mammoth	3.53	3.33		
3	Large	3.48	3.28		
4	Medium	3.34	3.14		
5	Small	3.03	2.83		
	Blended spears:				
6	Colossal/Mammoth/Large	3.52	3.32		
7	Mammoth/Large	3.50	3.30		
8	Mammoth/Large/Medium	3.44	3.24		
9	Large/Medium	3.41	3.21		
10	Large/Medium/Small	3.33	3.13		
11	Medium/Small	2.18	2.98		
12	Cut spears	3.05	2.85	$14.69	$13.69
13	Center cuts		1.46		6.63
14	Soup cuts		2.12		10.28

PART 3—AREA 3

All green:	Whole spears:				
1	Colossal	$4.03	$3.83		
2	Mammoth	3.81	3.61		
3	Large	3.61	3.41		
4	Medium	3.41	3.21		
5	Small	3.24	3.04		
	Blended spears:				
6	Colossal/Mammoth/Large	3.80	3.60		
7	Mammoth/Large	3.70	3.50		
8	Mammoth/Large/Medium	3.60	3.40		
9	Large/Medium	3.50	3.30		
10	Large/Medium/Small	3.40	3.20		
11	Medium/Small	3.32	3.12		
12	Cut spears	2.83	2.63	$14.32	$13.32
13	Center cuts				9.90

PART 4—AREA 4

Item No. and variety	Style and size	No. 2 cans		No. 10 cans	
		Fancy	Standard	Fancy	Standard
All green:	Whole spears:				
1	Colossal	$3.74	$3.54		
2	Mammoth	3.69	3.49		
3	Large	3.55	3.35		
4	Medium	3.43	3.23		
5	Small	3.31	3.11		
	Blended spears:				
6	Colossal/Mammoth/Large	3.69	3.49		
7	Mammoth/Large	3.62	3.42		
8	Mammoth/Large/Medium	3.56	3.36		
9	Large/Medium	3.49	3.29		
10	Large/Medium/Small	3.43	3.23		
11	Medium/Small	3.37	3.17		
12	Cut spears	2.99	2.74	$14.63	$13.63
13	Center cuts		1.75		7.88

TABLE 4—SPECIFIC DOLLARS-AND-CENTS MAXIMUM PRICES PER DOZEN CONTAINERS FOR PROCESSORS WHO WERE NOT IN BUSINESS DURING 1941 OR WHO MADE NO SALES OF PACKED ASPARAGUS DURING THE BASE PERIOD—Continued

PART 5—AREA 5

Item No. and variety	Style and size	No. 2 cans		No. 10 cans	
		Fancy	Standard	Fancy	Standard
All green:	Whole spears:				
1	Colossal	$3.92	$3.72		
2	Mammoth	3.70	3.50		
3	Large	3.50	3.30		
4	Medium	3.30	3.10		
5	Small	3.13	2.93		
	Blended spears:				
6	Colossal/Mammoth/Large	3.70	3.50		
7	Mammoth/Large	3.60	3.40		
8	Mammoth/Large/Medium	3.50	3.30		
9	Large/Medium	3.40	3.20		
10	Large/Medium/Small	3.30	3.10		
11	Medium/Small	3.22	3.02		
12	Cut spears	2.74	2.54	$13.87	$12.87
13	Center cuts		2.10		9.67

TABLE 5—CONVERSION FACTORS METAL CONTAINERS

PART 1—AREA 1

[All green variety]

To convert from a can size in this column—	To a can size listed at the head of a column below, multiply by the appropriate conversion factor—					
	8-oz.	No. 1 picnic	No. 1 tall	No. 2	No. 1 square	No. 10
Whole spears:						
No. 1 picnic				1.55	2.02	
No. 1 tall				1.32	1.71	
No. 2		0.64	0.76		1.30	
No. 1 square		.49	.58	.77		
Cut spears and soup cuts:						
8-ounce				2.23		10.31
No. 1 picnic				1.59		7.36
No. 2	0.45	.63		.20		5.00
No. 10	.10	.14				
Center cuts:						
No. 2				.20		4.95
No. 10						

[Other than all green variety]

To convert from a can size in this column—	To a can size listed at the head of a column below, multiply by the appropriate conversion factor—							
	8-oz.	No. 1 picnic	No. 1 tall	No. 2	No. 2½ square	No. 1 square	No. 2½ regular	No. 10
Whole spears:								
8-ounce				2.84				
No. 1 picnic				1.49				
No. 1 tall				1.36				
No. 2	0.35	0.67	0.73		1.21	1.25	1.38	
No. 2½ square				.83				
No. 1 square				.80				
No. 2½ regular				.73				
Cut spears and soup cuts:								
8-ounce				2.23				10.31
No. 1 picnic				1.59				7.36
No. 2	.45	.63		.20				5.00
No. 10	.10	.14						
Center cuts:								
No. 2				.20				4.95
No. 10								

PART 2—AREAS 2, 3, 4, AND 5

[All green variety]

To convert from a can size in this column—	To a can size listed at the head of a column below, multiply by the appropriate conversion factor—					
	8-oz.	No. 1 picnic	No. 300	No. 1 tall	No. 2	No. 10
Whole spears:						
No. 1 picnic					1.60	
No. 300					1.27	
No. 1 tall					1.18	
No. 2		0.62	0.78	0.84		
Cut spears and soup cuts:						
8-ounce					2.15	10.20
No. 1 picnic					1.61	7.63
No. 300					1.28	
No. 2	0.46	.62				4.71
No. 10	.10	.13			.21	
Center cuts:						
No. 300					1.28	5.80
No. 2			.78			5.00
No. 10			.17		.20	

TABLE 6—GRADE DIFFERENTIALS

[Differences between successive grades. (Per dozen containers.) All areas, all green and natural varieties, all styles]

	No. 2 cans	No. 10 cans
Fancy and standard	$0.20	$1.00
Standard and substandard	.10	.50

TABLE 7—ADJUSTMENT FOR BASIC WAGE RATE INCREASE, ALL GRADES

[Dollars per dozen containers for wage increases of one cent]

Variety and style	Area 1		Area 2		Area 3		Area 4		Area 5	
	No. 2 can	No. 10 can	No. 2 can	No. 10 can	No. 2 can	No. 10 can	No. 2 can	No. 10 can	No. 2 can	No. 10 can
All green:										
Whole Spears:										
Colossal	$0.0086	.....	$0.0072	.....	$0.0112	.....	$0.0084	.....	$0.0113	.....
Mammoth	.0088	.....	.0079	.....	.0123	.....	.0093	.....	.0125	.....
Large	.0090	.....	.0079	.....	.0123	.....	.0093	.....	.0125	.....
Medium	.0096	.....	.0087	.....	.0135	.....	.0102	.....	.0137	.....
Small	.0101	.....	.0087	.....	.0135	.....	.0102	.....	.0137	.....
Blended Spears:										
Col/Mam/Large	.0088	.....	.0079	.....	.0123	.....	.0093	.....	.0125	.....
Mam/Large	.0089	.....	.0079	.....	.0123	.....	.0093	.....	.0125	.....
Mam/Large/Medium	.0090	.....	.0079	.....	.0123	.....	.0093	.....	.0125	.....
Large/Medium	.0093	.....	.0083	.....	.0129	.....	.0098	.....	.0131	.....
Large/Medium/Small	.0096	.....	.0087	.....	.0135	.....	.0102	.....	.0137	.....
Medium/Small	.0099	.....	.0087	.....	.0135	.....	.0102	.....	.0137	.....
Cut Spears	.0098	$0.0301	.0062	$0.0198	.0096	$0.0308	.0073	$0.0233	.0098	$0.0312
Center Cuts	.0024	.0078	.....	.0194	.....	.0301	.....	.0228	.....	.0309
Soup Cuts	.0096	.0294	.....	.0157	.....	.0244	.....	.0184	.....	.0247
Salad Points	.0123	.0550	.....	.....	.....	.....	.....	.....	.....	.....
Other than all green:										
Whole Spears:										
Colossal	.0095	.....	.....	.....	.....	.....	.....	.....	.....	.....
Mammoth	.0096	.....	.....	.....	.....	.....	.....	.....	.....	.....
Large	.0070	.....	.....	.....	.....	.....	.....	.....	.....	.....
Medium	.0072	.....	.....	.....	.....	.....	.....	.....	.....	.....
Small	.0079	.....	.....	.....	.....	.....	.....	.....	.....	.....
Blended Spears:										
Mam/Large	.0098	.....	.....	.....	.....	.....	.....	.....	.....	.....
Mam/Large/Medium	.0070	.....	.....	.....	.....	.....	.....	.....	.....	.....
Large/Medium	.0071	.....	.....	.....	.....	.....	.....	.....	.....	.....
Medium/Small	.0074	.....	.....	.....	.....	.....	.....	.....	.....	.....
Cut Spears	.0033	.0237	.....	.....	.....	.....	.....	.....	.....	.....
Center Cuts	.0030	.0096	.....	.....	.....	.....	.....	.....	.....	.....
Soup Cuts[1]	.0051	.0229	.....	.....	.....	.....	.....	.....	.....	.....
Salad Points	.0089	.0396	.....	.....	.....	.....	.....	.....	.....	.....

[1] Area 1—other than all green, Soup Cuts, No. 2½ cans 0.0066. To figure amount of adjustment for other container sizes, multiply by the appropriate conversion factor in Table 5.

APPENDIX B—PEAS (EXCEPT BLACKEYE, CROWDER, CREAM AND FIELD)

Explanation of how maximum prices for packed peas are figured—(a) *Pricing method where only substandard grade was sold during base period.* If the processor sold only substandard grade of the product during the base period he shall establish his maximum price under section 5 (b).

(b) *Selection of base period item.* In figuring a maximum price under the provisions of subparagraph (3) or (4) of section 5 (a) the processor shall select a base period item nearest in container size to item being priced and nearest in such other respects as may be specified in the applicable appendix. After the nearest container size of packed peas sold in the base period has been determined, the processor from that classification shall:

(1) Select items of the same variety, if available. If there are no such items, select as follows: to price Alaska peas, select items of sweet peas before selecting large seeded sweets; to price sweet peas, select items of Alaska peas before selecting large seeded sweets; to price large seeded sweet peas, select items of sweet peas before selecting Alaska peas.

(2) From the selected classification:

(i) When pricing any single sieve size or blend of two sieve sizes select items of the same sieve size, if available. (For blends of two sieve sizes, consider only larger sieve size in blend.) If there are no such items, select as follows: if any larger sieve sizes are available, select items of the nearest such larger sieve size; if no larger sieve sizes are available, select items of the nearest smaller sieve size; if none of these items is available, select items ungraded as to sieve size, otherwise select items of any blend of more than two sieve sizes.

(ii) When pricing blends of more than two sieve sizes, select items of same blend if available. If there are no such items, select as follows: if any other blends of more than two sieve sizes are available, select items of any blend of more than two sieve sizes; if no such blends are available, select items of the largest sieve size in the blend; if no such items are available, select items of of the nearest sieve size to the largest sieve size declared in the blend; if no single sieve size is available, select items of ungraded as to sieve size.

(iii) When pricing peas ungraded as to sieve size, select items ungraded as to sieve size, if available. If there are no such items, select items of the largest sieve size available. If no single sieve size is available, select items of any blend of more than two sieve sizes.

(3) From the selected classification, select an item of the same grade, if available. If there is no such item, select as follows: to price fancy grade, select extra standard before standard; to price extra standard grade, select standard before fancy; to price standard grade, select extra standard before fancy; to price substandard grade, select standard before extra standard and extra standard before fancy. In no case shall substandard grade be used as the base period item.

(c) *Conversions from one variety to another variety and from or to a particular sieve size to or from a blend of more than two sieve sizes of the same variety.* In each case of conversion from one variety, grade and sieve size of peas to the same grade and sieve size of another variety, and in each case of conversion from or to a particular sieve size (including ungraded) to or from a blend of more than two sieve sizes of the same variety, the processor shall figure the conversion by taking the difference between the specified dollars-and-cents maximum prices named in Table 4 for the two items and either adding it to or subtracting it from the constructed base price as the situation requires. For this purpose large seeded sweets shall be considered a separate variety. Whether the differential is to be added or subtracted depends on whether the dollars-and-cents price named in Table 4 for the item being priced is higher or lower than that named for the item from or to which the conversion is being made. Where more than one conversion is required each must be figured separately and in the order specified in section 5 (a). Thus, if conversions for both variety and sieve size are involved, each must be figured separately. For example, X Canning Company whose factory is located in Area 1 sold Fancy Alaska peas, No. 3 sieve size, in No. 2 cans during the base period, but made no sales of sweet peas during that period. It is now pricing Fancy sweet peas, No. 3 sieve size, in No. 2 cans. To figure the conversion for variety the company takes the difference between the dollars-and-cents price named for the Alaska pea item in Part 1 of Table 4 and the dollars-and-cents price named in Part 2 of Table 4 for the sweet pea item ($1.68 minus $1.61 equals $0.07). Since the company is pricing an item with a higher dollars-and-cents price than that named for the item from which conversion is being made the $0.07 differential is added to its constructed base price of $1.58 in making the conversion for variety ($1.58 plus $0.07 equals $1.65). However, if X Canning Company were pricing Fancy sweet peas, No. 4 sieve size, in No. 2 cans, after figuring the conversion for variety as shown above it would figure the conversion for sieve size by multiplying the price for Fancy No. 3 sieve size sweet peas in No. 2 cans by the sieve size conversion factor named in Part 2 of Table 7 for converting from 3 sieve size to 4 sieve size ($1.65 times .95 equals $1.5675).

(d) *Figuring base period prices for two or more sieve sizes of peas that fall in same price range.* The processor shall figure a separate weighted average price for each item sold in the base period except that where the items differ in sieve size only and only one price range is provided, a single weighted average base period price shall be figured for all such items. For example, the X Canning Company, whose factory is located in Area 1, during the base period sold Fancy No. 2 cans of No. 5 sieve size sweet peas, and Fancy No. 6 sieve size sweet peas. Since both these sieves sizes of sweet peas are included in a single price range the X Canning Company figures a single weighted average price for both items.

(e) *Meaning of "ungraded" as used in this appendix and certain pricing provisions where sieve size is a factor.* The word "ungraded," when used in connection with peas, refers to the sieve size and means that the peas have been packed pod-run (that is without sieve size separation other than that which results from grading for quality by specific gravity) except that in the case of large seeded sweet peas, sieve sizes, 1, 2, and 6 and larger, or any of them, may have been removed.

In the case of large seeded sweet peas those sieve sizes which have been removed shall take the applicable prices for sweet peas other than large seeded sweets. (For example, if No. 6 sieve size or larger peas have been removed and packed separately, they shall take the applicable price for 5 and up sieve sizes of sweets, other than large seeded sweets.)

(f) *Adjustment for approved increases in basic wage rate.* When the processor meets the conditions set forth in section 5, he shall figure the adjustment for approved increases in basic wage rates incurred since January 1, 1944. This adjustment is figured by reference to Table 10 which sets forth the amounts that each one cent increase in basic wage rate for unskilled female labor represents as a cost increase for peas packed in No. 2 or No. 10 cans. The amount of the adjustment for each one cent increase for other container sizes is figured by multiplying the appropriate figure in Table 10 by the appropriate conversion factor in Table 5. To figure the amount of the adjustment for approved increases in basic wage rate the processor shall:

(1) *Determine the basic wage rate in effect on January 1, 1944.* First, the processor shall figure the amount of the basic wage rate for unskilled female labor in effect on January 1, 1944 by taking the hourly rate (or midpoint of range of rates) in effect for that class of labor during the pay period of the 1943 packing season for which he had the largest number of employees on his payroll and adding to this figure the amount of any increase in basic wage rates for unskilled female labor which he put into effect on or before January 1, 1944. If the processor during that period had no unskilled female employees who were paid on a straight time hourly basis, he shall substitute for unskilled female labor that classification of labor for which he had the largest number of employees paid on an hourly basis during the period. The basic wage rate deemed to have been in effect on January 1, 1944, shall be the figure resulting from the above calculation, or 40 cents per hour, whichever is higher.

If the processor was not in business during the 1943 packing season but started operations after January 1, 1944 (and is not a transferee within the meaning of section 14 (g) of a processor who was in business at that time), he shall use the figure in the table in section 5 (b) (1) (v) for the state in which his factory is located as his starting point in figuring the adjustment for approved increases in basic wage rate under this paragraph.

(2) Next, the processor shall subtract the resulting figure from the hourly basic wage rate (or mid-point of range of rates) for unskilled female labor, paid on a straight time basis in effect at the time he figures his maximum price under this supplement, or if he has no unskilled female employees paid on this basis he shall use the hourly basic wage rate (or mid-point of range of rates) for that class of employees for which he has the largest number of employees paid on a straight time hourly basis on his payroll at the time he figures his maximum price under this supplement.

(3) Finally, the processor shall multiply the resulting figure by the amount set forth in Table 10 (or the amount figured by reference to Table 5 for other container types and sizes) for his area for the container type and size of peas being priced. The resulting figure is the amount which is added to his price in figuring the adjustment for approved increases in basic wage rate under the applicable provision of section 5.

Example. The Z Canning Company, whose factory is located in Wisconsin, during the pay period of the 1943 packing season for which it had the largest number of employees on its payroll was paying unskilled female employees $0.45 per hour. Prior to January 1, 1944 Z put into effect a $0.05 per hour increase in basic wage rates for unskilled female labor. The company is now packing peas and has in effect an approved basic wage rate for unskilled female labor of $0.55 per hour. The company is pricing No. 2 cans of fancy No. 3 and 4 sieve sweet peas. To figure the adjustment for approved increases in basic wage rate, Z determines that the basic wage rate in effect for unskilled female labor on January 1, 1944 was $0.50 per hour. It then subtracts this figure from the current approved basic wage rate in effect at the time of figuring its price under this supplement. ($0.55 minus $0.50 equals $0.05.) The company has incurred an increase of $0.05 per hour, of 5 unit increases or one cent each. It accordingly multiplies the figure in Table 10 for No. 2 cans of peas in Area 3 by 5 the number of unit increases incurred ($.0034 times 5 equals $0.0170). The resulting figure $0.0170 is the amount which is added to its price in figuring the adjustment for approved increases in basic wage rate under the applicable provision of section 5.

(g) *Special pricing provisions applicable to Blair Process peas.* The maximum price for Blair Process peas of a variety, grade and sieze size (including blends and ungraded) packed in No. 303 cans shall be thirteen cents per dozen, and in No. 2 cans shall be fifteen cents per dozen, more than the maximum price for No. 2 cans of the same variety, grade and sieze size (including blends and ungraded) of peas which have not been subjected to the Blair Process.

"Blair Process peas" means packed peas which are subjected to the processing operation known as the "Blair Process," under license from the owner of the U. S. patent thereon, in which substantially the natural color of the peas is retained.

TABLE 1—AREAS

1. Connecticut, Delaware, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, New York, North Carolina, Pennsylvania, Rhode Island, Vermont, Virginia, West Virginia.

2. Indiana, Illinois, Ohio.

3. Alabama, Arkansas, Florida, Georgia, Iowa, Kansas, Kentucky, Louisiana, Michigan, Minnesota, Mississippi, Missouri, Nebraska, North Dakota, Oklahoma, South Carolina, South Dakota, Tennessee, Texas, Wisconsin.

4. Arizona, Colorado, Idaho (except those counties included in Area 5), Montana, New Mexico, Nevada, Utah, Wyoming.

5. California, Idaho (Boundary, Bonner, Kootenai, Shoshone, Benewah, Latah, Nez Perce, Clearwater, Lewis and Idaho counties), Oregon, Washington (except those counties included in Area 6).

6. Washington (Skagit, Snohomish, Whatcom, King, Pierce, Lewis, Skamania, Cowlitz, Clark, Wahkaikum, Pacific, Thurston, Grays Harbor, Mason, Kitsap, Jefferson, Clallam, Island and San Juan counties).

TABLE 2—BASE PERIOD PRICES

(ALL AREAS)

For Alaska Peas—Weighted average selling price for first 60 days after the beginning of the 1941 pack of Alaska peas.

For all sweet peas—Weighted average selling price for first 60 days after beginning of the 1941 pack of any sweet peas.

TABLE 3—PERMITTED INCREASES AND PRICE RANGES PER DOZEN CONTAINERS FOR PROCESSORS OF PACKED PEAS WHO MADE SALES DURING THE BASE PERIOD

PART 1—ALASKA PEAS

Item No.	Area	Sieve Size	No. 2 cans						No. 10 cans					
			Fancy		Ex. Standard		Standard		Fancy		Ex. Standard		Standard	
			Permitted increase	Price ranges	Permitted increase	Price ranges	Permitted increase	Price ranges	Permitted increase	Price ranges	Permitted increase	Price ranges	Permitted increase	Price ranges
1	1	No. 1	$0.40	$1.79–$2.05	$0.38	$1.63–$1.77	$0.36	$1.60–$1.68	$2.03	$9.09–$10.41	$1.93	$8.28–$8.99	$1.83	$8.13–$8.53
2		No. 2	.40	1.62– 1.88	.38	1.51– 1.65	.36	1.48– 1.56	2.03	8.25– 9.55	1.93	7.67– 8.38	1.83	7.52– 7.92
3		No. 3	.40	1.48– 1.74	.38	1.35– 1.49	.36	1.33– 1.41	2.03	7.52– 8.84	1.93	6.86– 7.57	1.83	6.76– 7.16
4		No. 4 and up	.40	1.38– 1.64	.38	1.25– 1.39	.36	1.23– 1.31	2.03	7.01– 8.33	1.93	6.35– 7.06	1.83	6.25– 6.65
5		Ungraded	.40	1.38– 1.64	.38	1.25– 1.39	.36	1.23– 1.31	2.03	7.01– 8.33	1.93	6.35– 7.06	1.83	6.25– 6.65
6	2	No. 1	.45	2.00– 2.10	.43	1.70– 1.84	.41	1.54– 1.66	2.29	10.16– 10.67	2.18	8.64– 9.35	2.08	7.82– 8.43
7		No. 2	.45	1.83– 1.93	.43	1.55– 1.69	.41	1.41– 1.53	2.29	9.30– 9.80	2.18	7.87– 8.58	2.08	7.16– 7.77
8		No. 3	.45	1.66– 1.76	.43	1.41– 1.55	.41	1.28– 1.40	2.29	8.43– 8.94	2.18	7.16– 7.87	2.08	6.50– 7.11
9		No. 4 and up	.45	1.54– 1.64	.43	1.30– 1.44	.41	1.18– 1.30	2.29	7.82– 8.33	2.18	6.60– 7.32	2.08	5.99– 6.60
10		Ungraded	.45	1.54– 1.64	.43	1.30– 1.44	.41	1.18– 1.30	2.29	7.82– 8.33	2.18	6.60– 7.32	2.08	5.99– 6.60
11	3	No. 1	.36	1.80– 2.00	.33	1.57– 1.71	.31	1.41– 1.53	1.83	9.14– 10.16	1.68	7.98– 8.69	1.57	7.16– 7.77
12		No. 2	.36	1.66– 1.86	.33	1.45– 1.59	.31	1.30– 1.42	1.83	8.43– 9.45	1.68	7.37– 8.08	1.57	6.60– 7.21
13		No. 3	.36	1.48– 1.68	.33	1.29– 1.43	.31	1.16– 1.28	1.83	7.52– 8.53	1.68	6.55– 7.26	1.57	5.89– 6.50
14		No. 4 and up	.36	1.35– 1.55	.33	1.18– 1.32	.31	1.07– 1.19	1.83	6.86– 7.87	1.68	5.99– 6.71	1.57	5.44– 6.04
15		Ungraded	.36	1.35– 1.55	.33	1.18– 1.32	.31	1.07– 1.19	1.83	6.86– 7.87	1.68	5.99– 6.71	1.57	5.44– 6.04
16	4	No. 1	.39	1.80– 1.92	.35	1.56– 1.66	.33	1.40– 1.48	1.98	9.14– 9.75	1.78	7.92– 8.43	1.68	7.11– 7.52
17		No. 2	.39	1.66– 1.78	.35	1.45– 1.55	.33	1.29– 1.37	1.98	8.43– 9.04	1.78	7.37– 7.87	1.68	6.55– 6.96
18		No. 3	.39	1.46– 1.58	.35	1.28– 1.38	.33	1.16– 1.24	1.98	7.42– 8.03	1.78	6.50– 7.01	1.68	5.89– 6.30
19		No. 4 and up	.39	1.36– 1.48	.35	1.18– 1.28	.33	1.07– 1.15	1.98	6.91– 7.52	1.78	5.99– 6.50	1.68	5.44– 5.84
20		Ungraded	.39	1.36– 1.48	.35	1.18– 1.28	.33	1.07– 1.15	1.98	6.91– 7.52	1.78	5.99– 6.50	1.68	5.44– 5.84
21	5	No. 1	.36	1.78– 1.99	.34	1.55– 1.71	.32	1.44– 1.58	1.83	9.09– 10.11	1.73	7.87– 8.69	1.63	7.32– 8.01
22		No. 2	.36	1.65– 1.85	.34	1.43– 1.59	.32	1.34– 1.48	1.83	8.38– 9.40	1.73	7.26– 8.08	1.63	6.81– 7.52
23		No. 3	.36	1.46– 1.66	.34	1.27– 1.43	.32	1.19– 1.33	1.83	7.42– 8.43	1.73	6.45– 7.26	1.63	6.04– 6.76
24		No. 4 and up	.36	1.34– 1.54	.34	1.16– 1.32	.32	1.10– 1.24	1.83	6.81– 7.82	1.73	5.89– 6.71	1.63	5.59– 6.30
25		Ungraded	.36	1.34– 1.54	.34	1.16– 1.32	.32	1.10– 1.24	1.83	6.81– 7.82	1.73	5.89– 6.71	1.63	5.59– 6.30
26	6	No. 1	.41	1.84– 2.04	.39	1.60– 1.76	.37	1.49– 1.63	2.08	9.34– 10.36	1.98	8.12– 8.94	1.88	7.56– 8.28
27		No. 2	.41	1.70– 1.90	.39	1.48– 1.64	.37	1.39– 1.53	2.08	8.63– 9.65	1.98	7.51– 8.33	1.88	7.05– 7.77
28		No. 3	.41	1.51– 1.71	.39	1.32– 1.48	.37	1.24– 1.38	2.08	7.66– 8.68	1.98	6.70– 7.52	1.88	6.30– 7.02
29		No. 4 and up	.41	1.39– 1.59	.39	1.21– 1.37	.37	1.15– 1.29	2.08	7.05– 8.07	1.98	6.14– 6.96	1.88	5.83– 6.55
30		Ungraded	.41	1.39– 1.59	.39	1.21– 1.37	.37	1.15– 1.29	2.08	7.05– 8.07	1.98	6.14– 6.96	1.88	5.83– 6.55

PART 2—SWEET PEAS

1	1	No. 1	$0.43	$1.79–$1.99	$0.41	$1.68–$1.84	$0.38	$1.59–$1.73	$2.18	$9.09–$10.11	$2.08	$8.53–$9.35	$1.93	$8.08–$8.70
2		No. 2	.43	1.76– 1.96	.41	1.65– 1.81	.38	1.57– 1.71	2.18	8.94– 9.96	2.08	8.38– 9.19	1.93	7.98– 8.69
3		No. 3	.43	1.58– 1.78	.41	1.48– 1.64	.38	1.41– 1.55	2.18	8.03– 9.04	2.08	7.52– 8.33	1.93	7.16– 7.87
4		No. 4	.43	1.50– 1.70	.41	1.41– 1.57	.38	1.34– 1.48	2.18	7.62– 8.64	2.08	7.16– 7.98	1.93	6.81– 7.52
5		No. 5 and up	.43	1.44– 1.64	.41	1.35– 1.51	.38	1.28– 1.42	2.18	7.32– 8.38	2.08	6.86– 7.67	1.93	6.50– 7.21
6		Ungraded	.43	1.53– 1.73	.41	1.34– 1.50	.38	1.27– 1.41	2.18	7.77– 8.79	2.08	6.81– 7.62	1.93	6.45– 7.16
7	2	No. 1	.36	1.71– 1.91	.34	1.60– 1.76	.32	1.39– 1.53	1.83	8.69– 9.70	1.73	8.13– 8.94	1.62	7.06– 7.77
8		No. 2	.36	1.68– 1.88	.34	1.57– 1.73	.32	1.36– 1.50	1.83	8.53– 9.55	1.73	7.98– 8.79	1.62	6.91– 7.62
9		No. 3	.36	1.52– 1.72	.34	1.42– 1.58	.32	1.23– 1.37	1.83	7.72– 8.74	1.73	7.21– 8.03	1.62	6.25– 6.96
10		No. 4	.36	1.44– 1.64	.34	1.35– 1.51	.32	1.17– 1.31	1.83	7.32– 8.33	1.73	6.86– 7.67	1.62	5.94– 6.65
11		No. 5 and up	.36	1.38– 1.58	.34	1.29– 1.45	.32	1.12– 1.26	1.83	7.01– 8.03	1.73	6.55– 7.37	1.62	5.69– 6.40
12		Ungraded	.36	1.47– 1.67	.34	1.38– 1.54	.32	1.20– 1.34	1.83	7.47– 8.48	1.73	7.01– 7.82	1.62	6.16– 6.81
13	3	No. 1	.36	1.71– 1.91	.31	1.60– 1.76	.32	1.39– 1.53	1.83	8.69– 9.70	1.73	8.13– 8.94	1.62	7.06– 7.77
14		No. 2	.36	1.68– 1.88	.34	1.57– 1.73	.32	1.36– 1.50	1.83	8.53– 9.55	1.73	7.98– 8.79	1.62	6.91– 7.62
15		No. 3	.36	1.52– 1.72	.34	1.42– 1.58	.32	1.23– 1.37	1.83	7.72– 8.74	1.73	7.21– 8.03	1.62	6.25– 6.96
16		No. 4	.36	1.44– 1.64	.34	1.35– 1.51	.32	1.17– 1.31	1.83	7.32– 8.33	1.73	6.86– 7.67	1.62	5.94– 6.65
17		No. 5 and up	.36	1.38– 1.58	.34	1.29– 1.45	.32	1.12– 1.26	1.83	7.01– 8.03	1.73	6.55– 7.37	1.62	5.69– 6.40
18		Ungraded	.36	1.47– 1.67	.34	1.38– 1.54	.32	1.20– 1.34	1.83	7.47– 8.48	1.73	7.01– 7.82	1.62	6.16– 6.81
19	4	No. 1	.35	1.67– 1.79	.31	1.54– 1.66	.29	1.32– 1.44	1.78	8.48– 9.09	1.57	7.82– 8.43	1.47	6.71– 7.32
20		No. 2	.35	1.64– 1.76	.31	1.52– 1.64	.29	1.29– 1.41	1.78	8.33– 8.94	1.57	7.72– 8.33	1.47	6.55– 7.16
21		No. 3	.35	1.46– 1.58	.31	1.36– 1.48	.29	1.17– 1.29	1.78	7.42– 8.03	1.57	6.91– 7.52	1.47	5.94– 6.55
22		No. 4	.35	1.41– 1.53	.31	1.30– 1.42	.29	1.11– 1.23	1.78	7.16– 7.77	1.57	6.60– 7.21	1.47	5.64– 6.25
23		No. 5 and up	.35	1.37– 1.49	.31	1.24– 1.36	.29	1.06–1.18	1.78	6.96– 7.57	1.57	6.30– 6.91	1.47	5.38– 5.99
24		Ungraded	.35	1.47– 1.59	.31	1.36– 1.48	.29	1.16– 1.28	1.78	7.47– 8.08	1.57	6.91– 7.52	1.47	5.89– 6.50
25	5	No. 1	.36	1.66– 1.86	.33	1.54– 1.70	.31	1.38– 1.52	1.83	8.43– 9.45	1.68	7.82– 8.64	1.57	7.01– 7.72
26		No. 2	.36	1.63– 1.83	.33	1.51– 1.67	.31	1.36– 1.50	1.83	8.28– 9.30	1.68	7.67– 8.48	1.57	6.91– 7.62
27		No. 3	.36	1.46– 1.66	.33	1.36– 1.52	.31	1.22– 1.36	1.83	7.42– 8.43	1.68	6.91– 7.72	1.57	6.20– 6.91
28		No. 4	.36	1.39– 1.59	.33	1.29– 1.45	.31	1.16– 1.30	1.83	7.06– 8.08	1.68	6.55– 7.37	1.57	5.89– 6.60
29		No. 5 and up	.36	1.33– 1.53	.33	1.24– 1.40	.31	1.11– 1.25	1.83	6.76– 7.77	1.68	6.30– 7.11	1.57	5.64– 6.35
30		Ungraded	.36	1.42– 1.62	.33	1.33– 1.49	.31	1.19– 1.33	1.83	7.21– 8.23	1.68	6.76– 7.57	1.57	6.04– 6.76
31	6	No. 1	.41	1.71– 1.91	.38	1.59– 1.75	.36	1.43– 1.57	2.08	8.68– 9.70	1.93	8.07– 8.89	1.83	7.26– 7.98
32		No. 2	.41	1.68– 1.88	.38	1.56– 1.72	.36	1.41– 1.55	2.08	8.53– 9.55	1.93	7.92– 8.74	1.83	7.16– 7.88
33		No. 3	.41	1.51– 1.71	.38	1.41– 1.57	.36	1.27– 1.41	2.08	7.67– 8.69	1.93	7.16– 7.98	1.83	6.45– 7.17
34		No. 4	.41	1.44– 1.64	.38	1.34– 1.50	.36	1.21– 1.35	2.08	7.31– 8.33	1.93	6.86– 7.62	1.83	6.15– 6.87
35		No. 5 and up	.41	1.38– 1.58	.38	1.29– 1.45	.36	1.16– 1.30	2.08	7.01– 8.03	1.93	6.55– 7.37	1.83	5.89– 6.61
36		Ungraded	.41	1.47– 1.67	.38	1.38– 1.54	.36	1.24– 1.38	2.08	7.46– 8.48	1.93	7.00– 7.82	1.83	6.30– 7.02

PART 3—LARGE SEEDED SWEETS (SUCH AS PRINCE OF WALES, LAXTONS AND PROFUSIONS)

1	1	Ungraded	$0.50	$1.73–$1.93	$0.46	$1.48–$1.64	$0.42	$1.35–$1.49	$2.54	$8.79–$9.80	$2.34	$7.52–$8.33	$2.13	$6.86–$7.57
2	2	Ungraded	.50	1.66– 1.98	.46	1.48– 1.64	.42	1.30– 1.44	2.54	8.43–10.06	2.34	7.52– 8.33	2.13	6.69– 7.32
3	3	Ungraded	.50	1.66– 1.98	.46	1.48– 1.64	.42	1.30– 1.44	2.54	8.43–10.06	2.34	7.52– 8.33	2.13	6.69– 7.32
4	4	Ungraded	.50	1.53– 1.85	.46	1.47– 1.63	.42	1.24– 1.38	2.54	7.77– 9.40	2.34	7.47– 8.28	2.13	6.30– 7.01
5	5	Ungraded	.50	1.53– 1.85	.46	1.47– 1.63	.42	1.24– 1.38	2.54	7.77– 9.40	2.34	7.47– 8.28	2.13	6.30– 7.01
6	6	Ungraded	.55	1.58– 1.90	.51	1.52– 1.68	.47	1.29– 1.43	2.79	8.05– 9.65	2.59	7.72– 8.53	2.39	6.55– 7.26

PART 4—BLENDS OF SIEVE SIZES

1. Blends of more than two sieve sizes.

Item No.	Area	Sieve Size	No. 2 cans						No. 10 cans					
			Fancy		Extra Standard		Standard		Fancy		Extra Standard		Standard	
			Permitted increase	Price ranges	Permitted increase	Price ranges	Permitted increase	Price ranges	Permitted increase	Price ranges	Permitted increase	Price ranges	Permitted increase	Price ranges
1	1	Alaska	$0.40	$1.40–$1.78	$0.38	$1.37–$1.61	$0.36	$1.33–$1.43	$2.03	$7.57–$8.89	$1.93	$6.93–$7.67	$1.83	$6.89–$7.26
2	2		.45	1.67– 1.77	.43	1.42– 1.56	.41	1.29– 1.41	2.29	8.48– 8.99	2.18	7.21– 7.92	2.08	6.55– 7.16
3	3		.36	1.50– 1.70	.33	1.31– 1.45	.31	1.16– 1.39	1.83	7.62– 8.64	1.68	6.65– 7.37	1.57	5.89– 6.60
4	4		.39	1.49– 1.61	.35	1.30– 1.40	.33	1.17– 1.25	1.98	7.57– 8.18	1.78	6.60– 7.11	1.68	5.94– 6.35
5	5		.36	1.48– 1.68	.34	1.29– 1.45	.32	1.21– 1.35	1.83	7.52– 8.53	1.73	6.55– 7.37	1.63	6.15– 6.86
6	6		.41	1.53– 1.73	.39	1.34– 1.50	.37	1.26– 1.40	2.08	7.77– 8.79	1.98	6.80– 7.62	1.88	6.41– 7.11
7	1	Sweet	.43	1.57– 1.77	.41	1.48– 1.62	.38	1.40– 1.54	2.18	7.98– 8.98	2.08	7.52– 8.23	1.93	7.11– 7.82
8	2		.36	1.50– 1.70	.34	1.41– 1.57	.32	1.22– 1.36	1.83	7.62– 8.64	1.73	7.16– 7.98	1.62	6.20– 6.91
9	3		.36	1.50– 1.70	.34	1.41– 1.57	.32	1.22– 1.36	1.83	7.62– 8.64	1.73	7.16– 7.98	1.62	6.20– 6.91
10	4		.35	1.50– 1.62	.31	1.39– 1.51	.29	1.19– 1.31	1.78	7.62– 8.23	1.68	7.06– 7.67	1.47	6.04– 6.65
11	5		.36	1.45– 1.65	.33	1.35– 1.51	.31	1.21– 1.35	1.83	7.37– 8.38	1.68	6.86– 7.67	1.57	6.15– 6.86
12	6		.41	1.50– 1.70	.38	1.40– 1.56	.36	1.26– 1.40	2.08	7.62– 8.64	1.93	7.10– 7.92	1.83	6.41– 7.11

However, the maximum price for a blend of three or more sieve sizes of sweet peas containing number six sieve size peas or larger, for any grade, shall be: In No. 2 cans, eleven cents per dozen, and in No. 10 cans, fifty-six cents per dozen, lower than the maximum price for blends of more than two sieve sizes of sweet peas not containing number six sieve size peas or larger of the same grade packed in the same container type and size.

"Blend of three or more sieve sizes" of a variety and grade of peas means a combination of three or more sieve sizes, which contains not more than 5 per cent by volume of peas which are larger than the largest sieve size declared in the blend, and not more than 1 per cent by volume of peas which are two or more sieve sizes larger than the largest sieve size declared in blend. No portion of the sieve sizes declared in the blend except the largest, shall have been removed from the pod-run thereof, except as a result of grading for quality by specific gravity.

In blends of three or more sieve sizes of sweet peas not containing number six sieve size peas or larger, and in all combinations of Alaska peas containing more than the specified percentage by volume of sieve sizes larger than the largest sieve size declared in the blend, the maximum price shall be the same as the maximum price for the sieve size next larger than the largest sieve size declared in the blend of the same variety and grade, packed in the same container type and size.

2. *Blends of two sieve sizes.* The maximum price for a blend of two sieve sizes of a variety and grade of peas shall be the same as the maximum price for the larger sieve size in the blend of the same variety and grade, packed in the same container type and size. No portion of the sieve size declared in the blend shall have been removed from the pod-run thereof except as a result of grading for quality by specific gravity.

"Blend of two sieve sizes" of a variety and grade of peas means a combination of two sieve sizes, which contains not more than 10 per cent by volume of peas which are larger than the larger sieve size declared in the blend, and not more than 2 per cent by volume of peas which are two or more sieve sizes larger than the larger sieve size declared in the blend.

If the combination contains more than the specified percentage by volume of sieve sizes larger than the larger sieve size declared in the blend, the maximum price shall be the same as the maximum price for the sieve size next larger than the largest sieve size declared in the blend of the same variety and grade, packed in the same container type and size.

TABLE 4—SPECIFIC DOLLARS-AND-CENTS MAXIMUM PRICES PER DOZEN CONTAINERS FOR PROCESSORS WHO WERE NOT IN BUSINESS DURING 1941 OR WHO MADE NO SALES OF PACKED PEAS DURING THE BASE PERIOD

PART 1—ALASKA PEAS

Item No.	Area	Sieve Size	No. 2 cans			No. 10 cans		
			Fancy	Extra Standard	Standard	Fancy	Extra Standard	Standard
1	1	No. 1	$1.92	$1.70	$1.64	$9.75	$8.64	$8.33
2		No. 2	1.75	1.58	1.52	8.89	8.03	7.72
3		No. 3	1.61	1.42	1.37	8.18	7.21	6.96
4		No. 4 and up	1.51	1.32	1.27	7.67	6.70	6.45
5		Ungraded	1.51	1.32	1.27	7.67	6.70	6.45
6	2	No. 1	2.05	1.77	1.60	10.41	8.99	8.13
7		No. 2	1.88	1.62	1.47	9.55	8.23	7.47
8		No. 3	1.71	1.48	1.34	8.69	7.52	6.81
9		No. 4 and up	1.59	1.37	1.24	8.08	6.96	6.30
10		Ungraded	1.59	1.37	1.24	8.08	6.96	6.30
11	3	No. 1	1.90	1.64	1.47	9.65	8.33	7.47
12		No. 2	1.76	1.52	1.36	8.94	7.72	6.91
13		No. 3	1.58	1.36	1.22	8.03	6.91	6.20
14		No. 4 and up	1.45	1.25	1.13	7.37	6.35	5.74
15		Ungraded	1.45	1.25	1.13	7.37	6.35	5.74
16	4	No. 1	1.86	1.61	1.44	9.45	8.18	7.32
17		No. 2	1.72	1.50	1.33	8.74	7.62	6.76
18		No. 3	1.52	1.33	1.20	7.72	6.76	6.10
19		No. 4 and up	1.42	1.23	1.11	7.21	6.25	5.64
20		Ungraded	1.42	1.23	1.11	7.21	6.25	5.64
21	5	No. 1	1.89	1.63	1.51	9.60	8.28	7.67
22		No. 2	1.75	1.51	1.41	8.89	7.67	7.16
23		No. 3	1.56	1.35	1.26	7.92	6.86	6.40
24		No. 4 and up	1.44	1.24	1.17	7.32	6.30	5.84
25		Ungraded	1.44	1.24	1.17	7.32	6.30	5.84
26	6	No. 1	1.94	1.68	1.56	9.85	8.53	7.92
27		No. 2	1.80	1.56	1.46	9.14	7.92	7.41
28		No. 3	1.61	1.40	1.31	8.17	7.11	6.66
29		No. 4 and up	1.49	1.29	1.22	7.56	6.55	6.19
30		Ungraded	1.49	1.29	1.22	7.56	6.55	6.19

PART 2—SWEET PEAS

1	1	No. 1	$1.89	$1.76	$1.66	$9.60	$8.94	$8.43
2		No. 2	1.86	1.73	1.64	9.45	8.79	8.33
3		No. 3	1.68	1.56	1.48	8.53	7.92	7.52
4		No. 4	1.60	1.49	1.41	8.13	7.57	7.16
5		No. 5 and up	1.54	1.43	1.35	7.82	7.26	6.86
6		Ungraded	1.63	1.42	1.34	8.28	7.21	6.81
7	2	No. 1	1.81	1.68	1.46	9.19	8.53	7.42
8		No. 2	1.78	1.65	1.43	9.04	8.38	7.26
9		No. 3	1.62	1.50	1.30	8.23	7.62	6.60
10		No. 4	1.54	1.43	1.24	7.82	7.26	6.30
11		No. 5 and up	1.48	1.37	1.19	7.52	6.96	6.04
12		Ungraded	1.57	1.46	1.27	7.98	7.42	6.45
13	3	No. 1	1.81	1.68	1.46	9.19	8.53	7.42
14		No. 2	1.78	1.65	1.43	9.04	8.38	7.26
15		No. 3	1.62	1.50	1.30	8.23	7.62	6.60
16		No. 4	1.54	1.43	1.24	7.82	7.26	6.30
17		No. 5 and up	1.48	1.37	1.19	7.52	6.96	6.04
18		Ungraded	1.57	1.46	1.27	7.98	7.42	6.45
19	4	No. 1	1.73	1.60	1.38	8.79	8.13	7.01
20		No. 2	1.70	1.58	1.35	8.64	8.03	6.86
21		No. 3	1.52	1.42	1.23	7.72	7.21	6.25
22		No. 4	1.47	1.36	1.17	7.47	6.91	5.94
23		No. 5 and up	1.43	1.30	1.12	7.26	6.60	5.69
24		Ungraded	1.53	1.42	1.22	7.77	7.21	6.20
25	5	No. 1	1.76	1.62	1.45	8.94	8.23	7.37
26		No. 2	1.73	1.59	1.43	8.79	8.08	7.25
27		No. 3	1.56	1.44	1.29	7.92	7.32	6.55
28		No. 4	1.49	1.37	1.23	7.57	6.96	6.25
29		No. 5 and up	1.43	1.32	1.18	7.26	6.70	5.99
30		Ungraded	1.52	1.41	1.26	7.72	7.16	6.40
31	6	No. 1	1.81	1.67	1.50	9.19	8.48	7.62
32		No. 2	1.78	1.64	1.48	9.04	8.33	7.52
33		No. 3	1.61	1.49	1.34	8.18	7.57	6.81
34		No. 4	1.54	1.42	1.28	7.82	7.21	6.44
35		No. 5 and up	1.48	1.37	1.23	7.52	6.96	6.25
36		Ungraded	1.57	1.46	1.31	7.97	7.41	6.66

TABLE 5—CONVERSION FACTORS—METAL CONTAINERS

ALL PEAS

To convert from a can size in this column	To a can size listed at the head of a column below, multiply by the appropriate conversion factor					
	8-oz.	1 pint	1 tall	303	2	10
8-oz.					1.79	
1 pint					1.52	
1 tall					1.42	
303		.56	0.70	0.89		5.08
2		.11	.13	.18	.20	
10						

The maximum price for a variety, sieve size (including blends) and grade of peas packed in 12 ounce vacuum cans, shall be 10 cents per dozen lower than the price for the same variety, sieve size, and grade packed in No. 2 cans.

TABLE 6—CONVERSIONS FROM TIN TO GLASS

ALL PEAS

[Dollars per dozen containers]

If you can figure a price for a can size in this column	To get a price for the glass container size at the head of a column, add the indicated amount	
		No. 303
No. 303		$0.15
No. 2		.30
No. 10		1.20

TABLE 7—SIEVE SIZE CONVERSION FACTORS

PART 1—ALASKA PEAS

To convert from a sieve size in this column	To a sieve size listed at the head of a column below, multiply by the appropriate conversion factor				
	1 sieve	2 sieve	3 sieve	4 sieve and up	Ungraded
1 sieve		0.93	0.83	0.78	0.78
2 sieve	1.08		.90	.84	.84
3 sieve	1.20	1.11		.93	.93
4 sieve and up	1.29	1.19	1.08		
Ungraded	1.29	1.19	1.08		

PART 2—SWEET PEAS

To convert from a sieve size in this column	To a sieve size listed at the head of a column below, multiply by the appropriate conversion factor					
	1 sieve	2 sieve	3 sieve	4 sieve	5 sieve and up	Ungraded
1 sieve		1.02	0.98	0.85	0.83	0.87
2 sieve	1.12		.91	.85	.82	.87
3 sieve	1.12	1.10		.95	.92	.97
4 sieve	1.18	1.16	1.05		.96	1.02
5 sieve and up	1.23	1.21	1.09	1.04		1.06
Ungraded	1.15	1.13	1.03	.98	.94	

TABLE 8—GRADE DIFFERENTIALS

PART 1—ALASKA PEAS

[Differences between successive grades (per dozen containers)]

Item No.	Area	Sieve Size	No. 2 cans			No. 10 cans		
			Fancy and Ex. Std.	Ex. Std. and Standard	Standard and Sub-Std.	Fancy and Ex. Std.	Ex. Std. and Standard	Standard and Sub-Std.
1	1	No. 1	$0.22	$0.06	$0.10	$1.12	$0.30	$0.51
2		No. 2	.17	.06	.10	.86	.30	.51
3		No. 3	.19	.05	.10	.96	.25	.51
4		No. 4 and up	.19	.05	.10	.96	.25	.51
5		Ungraded	.19	.05	.10	.96	.25	.51
6	2	No. 1	.28	.18	.10	1.42	.88	.51
7		No. 2	.26	.15	.10	1.32	.76	.51
8		No. 3	.23	.14	.10	1.17	.71	.51
9		No. 4 and up	.22	.13	.10	1.12	.66	.51
10		Ungraded	.22	.13	.10	1.12	.66	.51
11	3	No. 1	.24	.17	.10	1.22	.86	.51
12		No. 2	.24	.16	.10	1.22	.81	.51
13		No. 3	.22	.14	.10	1.12	.71	.51
14		No. 4 and up	.20	.12	.10	1.02	.61	.51
15		Ungraded	.20	.12	.10	1.02	.61	.51

PART 2—BLENDS OF SIEVE SIZES

1. Blends of more than two sieve sizes.

Item No.	Area	Sieve Size	No. 2 cans			No. 10 cans		
			Fancy	Extra Standard	Standard	Fancy	Extra Standard	Standard
1	1	Alaska	$1.62	$1.44	$1.28	$8.23	$7.30	$7.05
2			1.72	1.49	1.35	8.74	7.57	6.85
3			1.60	1.38	1.25	8.13	7.01	6.24
4			1.58	1.37	1.21	8.02	6.96	6.11
5			1.58	1.37	1.21	8.02	6.96	6.11
6			1.67	1.47	1.43	8.48	7.46	6.76
7	2		1.60	1.40	1.29	8.13	7.12	6.55
8			1.60	1.40	1.29	8.13	7.12	6.55
9		Sweet	1.58	1.43	1.28	7.97	7.26	6.80
10	4		1.55	1.45	1.33	8.13	7.51	6.76
11	5		1.60	1.48				
12	6							

However, the maximum price for a blend of three or more sieve sizes of sweet peas containing number six sieve size peas or larger, for any grade, shall be: In No. 2 cans, eleven cents per dozen, and in No. 10 cans, fifty-six cents per dozen, lower than the maximum price for blends of more than two sieve sizes of sweet peas not containing number six sieve size peas or larger of the same grade packed in the same container type and size.

"Blend of three or more sieve sizes" of a variety and grade of peas means a combination of three or more sieve sizes, which contains not more than 5 per cent by volume of peas which are larger than the largest sieve size declared in the blend, and not more than 1 per cent by volume of peas which are two or more sieve sizes larger than the largest sieve size declared in blend. No portion of the sieve sizes declared in the blend except the largest, shall have been removed from the pod-run thereof, except as a result of grading for quality by specific gravity.

In blends of three or more sieve sizes of sweet peas not containing number six sieve size peas or larger, and in all combinations of Alaska peas containing more than the specified percentage by volume of sieve sizes larger than the largest sieve size declared in the blend, the maximum price shall be the same as the maximum price for the sieve size next larger than the largest sieve size declared in the blend of the same variety and grade, packed in the same container type and size.

2. *Blends of two sieve sizes.* The maximum price for a blend of two sieve sizes of a variety and grade of peas shall be the same as the maximum price for the larger sieve size in the blend of the same variety and grade, packed in the same container type and size. No portion of the sieve size declared in the blend shall have been removed from the pod-run thereof, except as a result of grading for quality by specific gravity.

"Blend of two sieve sizes" of a variety and grade of peas means a combination of two sieve sizes, which contains not more than 10 percent by volume of peas which are larger than the larger sieve size declared in the blend, and not more than 2 per cent by volume of peas which are two or more sieve sizes larger than the larger sieve size declared in the blend of the same variety and grade packed in the same container type and size.

If the combination contains more than the specified percentage by volume of sieve sizes larger than the larger sieve size declared in the blend, the maximum price shall be the same as the maximum price for the sieve size next larger than the largest sieve size declared in the blend of the same variety and grade packed in the same container type and size.

TABLE 8—GRADE DIFFERENTIALS—Continued

PART 1—ALASKA PEAS—continued

[Differences between successive grades (per dozen containers)]

Item No.	Area	Sieve Size	No. 2 cans: Fancy and Ex. Std.	No. 2 cans: Ex. Std. and Standard	No. 2 cans: Standard and Sub-Std.	No. 10 cans: Fancy and Ex. Std.	No. 10 cans: Ex. Std. and Standard	No. 10 cans: Standard and Sub-Std.
16	1	No. 1	$0.25	$0.17	$0.10	$1.27	$0.86	$0.51
17		No. 2	.22	.17	.10	1.12	.86	.51
18		No. 3	.19	.13	.10	.96	.66	.51
19		No. 4 and up	.19	.12	.10	.96	.61	.51
20		Ungraded	.19	.12	.10	.96	.61	.51
21	2	No. 1	.26	.12	.10	1.32	.61	.51
22		No. 2	.24	.10	.10	1.22	.51	.51
23		No. 3	.21	.09	.10	1.07	.46	.51
24		No. 4 and up	.20	.07	.10	1.02	.36	.51
25		Ungraded	.20	.07	.10	1.02	.36	.51
26	3	No. 1	.26	.12	.10	1.32	.61	.51
27		No. 2	.24	.10	.10	1.22	.51	.51
28		No. 3	.21	.09	.10	1.01	.45	.51
29		No. 4 and up	.20	.07	.10	1.01	.36	.51
30		Ungraded	.20	.07	.10	1.01	.36	.51

PART 2—SWEET PEAS

1	1	No. 1	$0.13	$0.10	$0.10	$0.66	$0.51	$0.51
2		No. 2	.13	.09	.10	.66	.46	.51
3		No. 3	.12	.08	.10	.61	.41	.51
4		No. 4	.11	.08	.10	.56	.41	.51
5		No. 5 and up	.11	.08	.10	.56	.41	.51
6		Ungraded	.11	.08	.10	.56	.41	.51
7	2	No. 1	.13	.22	.10	.66	1.12	.51
8		No. 2	.13	.22	.10	.66	1.12	.51
9		No. 3	.12	.20	.10	.61	1.02	.51
10		No. 4	.11	.19	.10	.56	.96	.51
11		No. 5 and up	.11	.18	.10	.56	.91	.51
12		Ungraded	.11	.19	.10	.56	.96	.51
13	3	No. 1	.13	.22	.10	.66	1.12	.51
14		No. 2	.13	.22	.10	.66	1.12	.51
15		No. 3	.12	.20	.10	.61	1.02	.51
16		No. 4	.11	.19	.10	.56	.96	.51
17		No. 5 and up	.11	.18	.10	.56	.91	.51
18		Ungraded	.11	.19	.10	.56	.96	.51
19	4	No. 1	.13	.22	.10	.61	1.17	.51
20		No. 2	.12	.23	.10	.51	.96	.51
21		No. 3	.10	.19	.10	.51	.96	.51
22		No. 4	.11	.19	.10	.56	.96	.51
23		No. 5 and up	.13	.18	.10	.66	.91	.51
24		Ungraded	.11	.20	.10	.56	1.02	.51
25	5	No. 1	.14	.17	.10	.71	.81	.51
26		No. 2	.14	.16	.10	.71	.76	.51
27		No. 3	.12	.15	.10	.61	.76	.51
28		No. 4	.12	.14	.10	.61	.71	.51
29		No. 5 and up	.11	.14	.10	.56	.71	.51
30		Ungraded	.11	.15	.10	.56	.76	.51
31	6	No. 1	.14	.17	.10	.71	.86	.51
32		No. 2	.14	.16	.10	.71	.81	.51
33		No. 3	.12	.15	.10	.61	.76	.51
34		No. 4	.12	.14	.10	.61	.70	.51
35		No. 5 and up	.11	.14	.10	.56	.71	.51
36		Ungraded	.11	.15	.10	.56	.76	.51

PART 3—LARGE SEEDED SWEETS

(Such as Prince of Wales, Laxtons and Profusions)

1	1	Ungraded	$0.27	$0.14	$0.10	$1.37	$0.71	$0.51
2	2	Ungraded	.26	.19	.10	1.32	.96	.51
3	3	Ungraded	.26	.19	.10	1.32	.96	.51
4	4	Ungraded	.14	.24	.10	.71	1.22	.51
5	5	Ungraded	.14	.24	.10	.71	1.22	.51
6	6	Ungraded	.14	.24	.10	.72	1.22	.51

PART 4—BLENDS OF SIEVE SIZES

1. Blends of more than two sieve sizes.

[Differences between successive grades (per dozen containers)]

1	1	Alaska	$0.18	$0.06	$0.10	$0.93	$0.24	$0.51
2	2		.23	.14	.10	1.17	.72	.51
3	3		.22	.15	.10	1.12	.77	.51
4	4		.20	.14	.10	1.01	.72	.51
5	5		.21	.09	.10	1.06	.46	.51
6	6		.21	.09	.10	1.07	.45	.51
7	1	Sweet	.12	.08	.10	.60	.42	.51
8	2		.11	.20	.10	.56	1.02	.51
9	3		.11	.20	.10	.56	1.02	.51
10	4		.11	.20	.10	.56	1.02	.51
11	5		.12	.15	.10	.61	.76	.51
12	6		.12	.15	.10	.62	.45	.51

2. The grade differential for a blend of two sieve sizes of a variety of peas shall be the same as the grade differential of the larger sieve size in the blend.

TABLE 9—DIRECT SUBSIDY PAYABLE PER DOZEN CONTAINERS

(All areas, varieties, sieve sizes, and grades)

Amount of subsidy to be subtracted from gross maximum price per dozen containers in making sales to purchasers other than government procurement agencies.

No. 2 and No. 95 vacuum cans	No. 10 cans
$0.20	$1.02

To figure amount of subsidy for other container sizes, multiply the amount named above for No. 2 and No. 95 vacuum cans by the appropriate conversion factor in Table 5.

TABLE 10—ADJUSTMENT FOR BASIC WAGE RATE INCREASES ALL GRADES, VARIETIES AND SIEVE SIZES

[Dollars per dozen container for wage increases for one cent]

Area	No. 2 cans	No. 10 cans
1A	$0.0067	$0.0293
1B	.0039	.0172
2	.0035	.0155
3	.0034	.0150
4	.0033	.0147
5	.0026	.0115
6	.0029	.0115

1A—Connecticut, Maine, Massachusetts, New Hampshire, New York, Pennsylvania, Vermont, Rhode Island.

1B—Delaware, Maryland, New Jersey, North Carolina, Virginia, West Virginia.

To figure amount of adjustment for other container sizes multiply by appropriate conversion factor in Table 5 for metal container; for No. 303 glass multiply by conversion factor for No. 303 cans.

APPENDIX C—TOMATOES (EXCEPT ITALIAN PEAR SHAPED TOMATOES)

Explanation of how maximum prices are figured—(a) *Pricing method where only substandard grade was sold during base period.* If the processor sold only substandard grade of packed tomatoes during the base period he shall establish his maximum price under section 5 (b).

(b) *Selection of a base period item.* In figuring a maximum price for an item under the provisions of subparagraph (3) or (4) of section 5 (a) the processor shall select a base period item nearest in container size to item being priced and nearest in such other respects as may be specified in the applicable appendix. After the nearest container size of packed tomatoes sold in the base period has been determined, the processor from that classification shall:

Select an item of the same grade, if available. If there is no such item, select as follows: to price fancy grade, select extra standard before standard; to price extra standard grade, select standard before fancy, to price standard grade select extra standard before fancy; to price substandard grade, select standard before extra standard and extra standard before fancy. In no case shall substandard grade be used as a base period item.

(c) *Adjustment for approved increases in basic wage rate.* When the processor meets the conditions set forth in section 5, he shall figure the adjustment for approved increases in basic wage rates incurred since January 1, 1944. This adjustment is figured by reference to table 9 which sets forth the amounts that each one cent increase in basic wage rate for unskilled female labor represents as a cost increase for each grade of tomatoes packed in No. 2, No. 2½ and No. 10 cans. The amount of the adjustment for each one cent increase for other container sizes is figured by multiplying the appropriate figure in table 9 by the appropriate conversion factor in table 5, except for No. 2½ glass containers for which the amount of the adjustment is the same as for No. 2½ cans. To figure the amount of the adjustment for approved increases in basic wage rate the processor shall:

(1) *Determine the basic wage rate in effect on January 1, 1944.* First, the processor shall figure the amount of the basic wage rate for unskilled female labor in effect on January 1, 1944 by taking the hourly rate (or mid-point of range of rates) in effect for that class of labor during the pay period of 1943 packing season for which he had the largest number of employees on his payroll and adding to this figure the amount of any increase in basic wage rates for unskilled female labor which he put into effect on or before January 1, 1944. If the processor during that period had no unskilled female employees who were paid on a straight time hourly basis, he shall substitute for unskilled female labor that classification of labor for which he had the largest number of employees paid on an hourly basis during the period. The basic wage rate deemed to have been in effect on January 1, 1944, shall be the figure resulting from the above calculation, or 40 cents per hour, whichever is higher.

If the processor was not in business during the 1943 packing season but started operations after January 1, 1944 (and is not a transferee within the meaning of section 14 (g) of a processor who was in business at that time), he shall use the figure in the table in section 5 (b) (1) (v) for the state in which his factory is located as his starting point in figuring the adjustment for approved increases in basic wage rate under this paragraph.

(2) Next, the processor shall subtract the resulting figure from the hourly basic wage rate (or mid-point of range of rates) for unskilled female labor, paid on a straight time basis, in effect at the time he figures his maximum price under this supplement, or if he has no unskilled female employees paid on this basis he shall use the hourly basic wage rate (or mid-point of range of rates) for that class of employees for which he has the largest number of employees paid on a straight time hourly basis on his payroll at the time he figures his maximum price under this supplement.

(3) Finally, the processor shall multiply the resulting figure by the amount set forth in Table 9 (or the amount figured by reference to Table 5 for other container sizes) for his area for the grade and container type and size of tomatoes being priced. The resulting figure is the amount which is added to his price in figuring the adjustment for approved increases in basic wage rate under the applicable provision of section 5.

Example. The A Canning Company, whose factory is located in Maryland, during the pay period of the 1943 packing season for which it had the largest number of employees on its payroll was paying unskilled female employees $0.40 per hour. Prior to January 1, 1944, A put into effect a $0.07 per hour increase in basic wage rate for unskilled female labor. The company is now packing tomatoes and has in effect an approved basic wage rate for unskilled female labor of $0.55 per hour. The company is pricing No. 2 cans of fancy tomatoes. To figure the adjustment for approved increases in basic wage rate, A determines that the basic wage rate in effect for unskilled female labor on January 1, 1944 was $0.47 per hour. It then subtracts this figure from the current approved basic wage rate in effect at the time of figuring its price under this supplement ($0.55 minus $0.47 equals $0.08). The company has incurred an increase of $0.08 per hour, or 8 unit increases of one cent each. It accordingly multiplies the figure in Table 9 for No. 2 cans of fancy tomatoes in Area 2 by the number of unit increases incurred ($0.0057 times 8 equals $0.0456). The resulting figure, $0.0456 is the amount which is added to A's price in figuring the adjustment for approved increase in basic wage rate under the applicable provision of section 5.

TABLE 1—AREAS

1. Maine, New Hampshire, Vermont, Massachusetts, Rhode Island, Connecticut, New York, Northern Pennsylvania (Wayne, Susquehanna, Bradford, Tioga, Potter, McKean, Warren, Forest, Erie, Crawford and Venango Counties) and New Jersey.

2. Maryland, Delaware and Southern Pennsylvania (all of the State of Pennsylvania not included in Area 1).

3. Virginia.

4. West Virginia, Kentucky, Tennessee, Ohio, Indiana, Illinois, Michigan, Wisconsin, Minnesota, Iowa, North Dakota, South Dakota, Nebraska, Kansas and Missouri, Oklahoma (Washington, Howata, Craig, Ottawa, Tulsa, Rogers, Mayes, Delaware, Wagoner, Cherokee, Adair, Okmulgee, Muskogee, Sequoyah, McIntosh, Haskell and LaFlore counties), Arkansas, (Benton, Carroll, Boone, Baxter, Washington, Madison, Newton, Searcy, Stone, Crawford, Franklin, Johnson, Pope, Van Buren, Sebastian, Logan, Conway, Marion, Scott and Yell counties).

5. North Carolina, South Carolina, Georgia, Florida, Alabama, Mississippi, Louisiana, Oklahoma (except those counties included in Area 4), Texas and Arkansas (except those counties included in Area 4).

6. Montana, Idaho (except those counties included in Area 7), Wyoming, Colorado, Utah, New Mexico, Arizona and Nevada.

7. Oregon, Washington, Idaho (Boundary, Bonner, Kootenai, Shoshone, Benewah, Latah, Nez Perce, Clearwater, Lewis, Adams, Valley, Elmore, Washington, Idaho, Boise, Payette, Gem, Jerome, Minidoka, Twin Falls, Cassia, Canyon, Ada, Owyhee, Camas, Gooding and Lincoln Counties) and California.

TABLE 2—BASE PERIOD PRICES

All areas: Weighted average selling price for the first 60 days after the beginning of the 1941 pack.

TABLE 3—PERMITTED INCREASES AND PRICE RANGES PER DOZEN CONTAINERS FOR PROCESSORS OF PACKED TOMATOES WHO MADE SALES DURING THE BASE PERIOD

Area and grade	No. 2 cans: Permitted increase	No. 2 cans: Price ranges	No. 2½ cans: Permitted increase	No. 2½ cans: Price ranges	No. 10 cans: Permitted increase	No. 10 cans: Price ranges
Area 1:						
Fancy Whole	$0.49	$1.66–$1.76	$0.67	$2.13–$2.35	$2.30	$6.91–$7.61
Fancy	.48	1.58– 1.68	.65	2.02– 2.24	2.25	6.73– 7.23
Extra Standard	.44	1.31– 1.41	.60	1.72– 1.94	2.06	6.01– 6.51
Standard	.42	1.18– 1.28	.57	1.51– 1.73	1.97	5.20– 5.84
Area 2:						
Fancy Whole	.39	1.47– 1.59	.53	1.97– 2.17	1.83	6.57– 7.25
Fancy	.38	1.39– 1.51	.51	1.86– 2.06	1.78	6.19– 6.87
Extra Standard	.36	1.23– 1.37	.49	1.68– 1.80	1.69	5.60– 6.28
Standard	.35	1.11– 1.19	.47	1.54– 1.66	1.64	5.11– 5.79
Area 3:						
Fancy Whole	.36	1.39– 1.57	.49	1.93– 2.63	1.69	5.93– 6.63
Fancy	.35	1.31– 1.49	.47	1.82– 1.92	1.60	5.55– 6.25
Extra Standard	.33	1.18– 1.32	.45	1.65– 1.73	1.55	5.10– 5.80
Standard	.32	1.10– 1.16	.43	1.50– 1.58	1.50	4.63– 5.33
Area 4:						
Fancy Whole	.43	1.46– 1.64	.58	1.93– 2.15	2.02	6.46– 7.4
Fancy	.42	1.38– 1.56	.57	1.82– 2.04	1.97	6.08– 6.76
Extra Standard	.40	1.25– 1.39	.54	1.68– 1.86	1.88	5.67– 6.35
Standard	.39	1.17– 1.23	.53	1.58– 1.68	1.83	5.29– 5.97
Area 5:						
Fancy Whole	.38	1.42– 1.54	.52	1.89– 1.99	1.78	6.17– 6.87
Fancy	.37	1.34– 1.46	.50	1.78– 1.88	1.74	5.79– 6.49
Extra Standard	.35	1.21– 1.29	.47	1.64– 1.72	1.64	5.34– 6.04
Standard	.34	1.07– 1.15	.46	1.46– 1.54	1.60	4.85– 5.55
Area 6:						
Fancy Whole	.44	1.50– 1.62	.54	1.89– 1.99	1.78	6.37– 6.77
Fancy	.43	1.42– 1.54	.53	1.78– 1.88	1.74	5.99– 6.39
Extra Standard	.41	1.29– 1.37	.50	1.60– 1.70	1.66	5.58– 5.94
Standard	.40	1.23– 1.31	.49	1.54– 1.64	1.62	5.22– 5.72
Area 7:						
Fancy Whole	.49	1.70– 1.82	.60	2.14– 2.28	1.98	6.87– 7.31
Fancy	.47	1.62– 1.74	.58	2.03– 2.17	1.90	6.49– 6.93
Extra Standard	.43	1.48– 1.60	.53	1.81– 1.95	1.74	5.94– 6.60
Standard	.39	1.31– 1.37	.48	1.58– 1.66	1.58	5.12– 5.52

TABLE 4—SPECIFIC DOLLARS-AND-CENTS MAXIMUM PRICES PER DOZEN CONTAINERS FOR PROCESSORS WHO WERE NOT IN BUSINESS DURING 1941 OR WHO MADE NO SALES OF PACKED TOMATOES DURING THE BASE PERIOD

Area and grade	No. 2 cans	No. 2½ cans	No. 10 cans
Area 1:			
Fancy Whole	$1.71	$2.24	$7.26
Fancy	1.63	2.13	6.88
Extra Standard	1.36	1.83	6.26
Standard	1.23	1.62	5.52
Area 2:			
Fancy Whole	1.53	2.07	6.91
Fancy	1.45	1.96	6.53
Extra Standard	1.30	1.74	5.94
Standard	1.15	1.60	5.45
Area 3:			
Fancy Whole	1.48	1.98	6.28
Fancy	1.40	1.87	5.90
Extra Standard	1.25	1.69	5.45
Standard	1.13	1.54	4.98
Area 4:			
Fancy Whole	1.55	2.04	6.80
Fancy	1.47	1.93	6.42
Extra Standard	1.32	1.77	6.01

TABLE 4—SPECIFIC DOLLARS-AND-CENTS MAXIMUM PRICES PER DOZEN CONTAINERS FOR PROCESSORS WHO WERE NOT IN BUSINESS DURING 1941 OR WHO MADE NO SALES OF PACKED TOMATOES DURING THE BASE PERIOD—Continued

Area and grade	No. 2 cans	No. 2½ cans	No. 10 cans
Area 4—Continued.			
Standard	$1.20	$1.63	$5.63
Area 5:			
Fancy Whole	1.48	1.94	6.52
Fancy	1.40	1.83	6.14
Extra Standard	1.25	1.68	5.69
Standard	1.11	1.50	5.20
Area 6:			
Fancy Whole	1.56	1.94	6.57
Fancy	1.48	1.83	6.19
Extra Standard	1.33	1.65	5.76
Standard	1.27	1.59	5.47
Area 7:			
Fancy Whole	1.76	2.21	7.09
Fancy	1.68	2.10	6.71
Extra Standard	1.54	1.88	6.27
Standard	1.34	1.62	5.32

TABLE 5—CONVERSION FACTORS—METAL CONTAINERS

PART 1—AREAS 1-5, INCLUSIVE

To convert from a can size in this column	To a can size listed at the head of a column below, multiply by the appropriate conversion factor			
	No. 1 picnic	No. 2	No. 2½	No. 10
No. 1 picnic		1.56	2.12	7.33
No. 2	0.64		1.36	4.70
No. 2½	.47	.74		3.48
No. 10	.14	.21	.29	

PART 2—AREAS 6 AND 7

To convert from a can size in this column	To a can size listed at the head of a column below, multiply by the appropriate conversion factor				
	No. 1 tall	No. 303	No. 2	No. 2½	No. 10
No. 1 tall			1.20	1.49	4.87
No. 303			1.18	1.46	4.77
No. 2	0.83	0.85		1.24	4.05
No. 2½	.67	.69	.81		3.27
No. 10	.21	.21	.25	.31	

TABLE 6—CONVERSION FROM TIN TO GLASS

[Dollars per dozen containers]

If you can figure a price for a can size in this column	To get a price for a glass container size in this column
No. 2½ can	2½ glass—add $0.15 per dozen.
No. 2 can	303 glass—add $0.02 per dozen.

TABLE 7—GRADE DIFFERENTIALS

[Differences between successive grades (per dozen containers)]

Area	No. 2 cans	No. 2½ cans	No. 10 cans
Area 1:			
Fancy Whole and Fancy	$0.08	$0.11	$0.38
Fancy and Extra Standard	.27	.30	.62
Extra Standard and Standard	.13	.21	.74
Standard and Substandard	.10	.18	.50
Area 2:			
Fancy Whole and Fancy	.08	.11	.38
Fancy and Extra Standard	.15	.22	.50
Extra Standard and Standard	.15	.14	.49
Standard and Substandard	.10	.18	.50
Area 3:			
Fancy Whole and Fancy	.08	.11	.38
Fancy and Extra Standard	.15	.18	.45
Extra Standard and Standard	.12	.15	.47
Standard and Substandard	.10	.18	.50
Area 4:			
Fancy Whole and Fancy	.08	.11	.38
Fancy and Extra Standard	.15	.16	.41
Extra Standard and Standard	.12	.14	.38
Standard and Substandard	.10	.18	.50
Area 5:			
Fancy Whole and Fancy	.08	.11	.38
Fancy and Extra Standard	.15	.15	.45
Extra Standard and Standard	.14	.18	.43
Standard and Substandard	.10	.18	.50
Area 6:			
Fancy Whole and Fancy	.08	.11	.38
Fancy and Extra Standard	.15	.18	.43
Extra Standard and Standard	.06	.06	.20
Standard and Substandard	.10	.18	.50
Area 7:			
Fancy Whole and Fancy	.08	.11	.38
Fancy and Extra Standard	.14	.22	.44
Extra Standard and Standard	.20	.26	.95
Standard and Substandard	.10	.18	.50

TABLE 8—DIRECT SUBSIDY PAYABLE PER DOZEN CONTAINERS

[All areas and grades]

Amount of subsidy to be subtracted from gross maximum price per dozen containers in making sales to purchasers other than government procurement agencies

Container size	Amount to be subtracted
No. 1—Picnic	$0.12
No. 1—Tall	.15
No. 303	.15
No. 2 and No. 95 vacuum	.18
No. 2½	.24
No. 10	.81

TABLE 9—ADJUSTMENT FOR BASIC WAGE RATE INCREASE

[Dollars per dozen containers for wage increases of one cent]

Area	No. 2 cans			No. 2½ cans			No. 10 cans		
	Fancy	Extra standard	Standard and substandard	Fancy	Extra standard	Standard and substandard	Fancy	Extra standard	Standard and substandard
1	$0.0096	$0.0082	$0.0082	$0.0123	$0.0105	$0.0105	$0.0395	$0.0337	$0.0337
2	.0057	.0049	.0049	.0073	.0063	.0063	.0235	.0201	.0201
3	.0074	.0062	.0062	.0094	.0080	.0080	.0301	.0257	.0257
4	.0085	.0072	.0072	.0109	.0093	.0093	.0350	.0298	.0298
5	.0096	.0081	.0081	.0122	.0104	.0104	.0392	.0334	.0334
6	.0060	.0051	.0051	.0077	.0065	.0065	.0246	.0210	.0210
7	.0048	.0041	.0041	.0061	.0052	.0052	.0196	.0168	.0168

To figure amount of adjustment for other container sizes, multiply by the appropriate conversion factor in Table 7 for metal containers; for No. 303 glass multiply by conversion factor for No. 303 cans, for No. 2½ glass use amount named for No. 2½ cans.

APPENDIX D—TOMATO JUICE

Explanation of how maximum prices are figured—(a) *Pricing method where only substandard grade was sold during base period.* If the processor sold only substandard grade of packed tomato juice during the base period he shall establish his maximum price under section 5 (b).

(b) *Selection of a base period item.* In figuring a maximum price for an item under the provisions of subparagraph (3) or (4) of section 5 (a) the processor shall select a base period item nearest in container size to item being priced and nearest in such other respects as may be specified in the applicable appendix. After the nearest container size of packed tomato juice sold in the base period has been determined, the processor from that classification shall select an item of the same grade, if available. If there is no such item, select any other grade available except that in no case shall substandard grade be used as the base period item.

(c) *Adjustment for approved increases in basic wage rate.* When the processor meets the conditions set forth in section 5, he shall figure the adjustment for approved increases in basic wage rates incurred since January 1, 1944. This adjustment is figured by reference to Table 9 which sets forth the amounts that each one cent increase in basic wage rate for unskilled female labor represents as a cost increase for each grade of tomato juice packed in No. 2, No. 3 cylinders and No. 10 cans. The amount of the adjustment for each one cent increase for other container sizes is figured by multiplying the appropriate figure in Table 9 by the appropriate conversion factor in Table 5 for metal containers and by the appropriate conversion factor in Table 6 for glass containers. To figure the amount of the adjustment for approved increases in basic wage rate the processor shall:

(1) *Determine the basic wage rate in effect on January 1, 1944.* First, the processor shall figure the amount of the basic wage rate for unskilled female labor in effect on January 1, 1944 by taking the hourly rate (or mid-point of range of rates) in effect for that class of labor during the pay period of the 1943 packing season for which he had the largest number of employees on his payroll and adding to this figure the amount of any increase in basic wage rates for unskilled female labor which he put into effect on or before January 1, 1944. If the processor during that period had no unskilled female employees who were paid on a straight time hourly basis, he shall substitute for unskilled female labor that classification of labor for which he had the largest number of employees paid on an hourly basis during the period. The basic wage rate deemed to have been in effect on January 1, 1944, shall be the figure resulting from the above calculation, or 40 cents per hour, whichever is higher.

If the processor was not in business during the 1943 packing season but started operations after January 1, 1944 (and is not a transferee within the meaning of section 14 (g) of a processor who was in business at that time), he shall use the figure in the table in section 5 (b) (1) (v) for the state in which his factory is located as his starting point in figuring the adjustment for approved increases in basic wage rate under this paragraph.

(2) Next, the processor shall subtract the resulting figure from the hourly basic wage rate (or mid-point of range of rates) for unskilled female labor, paid on a straight time basis, in effect at the time he figures his maximum price under this supplement, or if he has no unskilled female employees paid on this basis he shall use the hourly basic wage rate (or mid-point of range of rates) for that class of employees for which he has the largest number of employees paid on a straight time hourly basis on his payroll at the time he figures his maximum price under this supplement.

(3) Finally, the processor shall multiply the resulting figure by the amount set forth in Table 9 (or the amount figured by reference to Table 5 or Table 6 for other container sizes) for his area for the grade and container type and size of tomato juice being priced. The resulting figure is the amount which is added to his price in figuring the adjustment for approved increases in basic wage rate under the applicable provisions of section 5.

Example. The X Canning Company, whose factory is located in Indiana, during the pay period of the 1943 packing season for which it had the largest number of employees on its payroll was paying unskilled female employees $0.40 per hour. Prior to January 1, 1944 X put into effect a $0.05 per hour increase in basic wage rates for unskilled female labor. The company is now packing tomato juice and has in effect an approved basic wage rate for unskilled female labor of $0.52 per hour. The company is pricing No. 2 cans of fancy tomato juice. To figure the adjustment for approved increases in basic wage rate, X determines that the basic wage rate in effect for unskilled female labor on January 1, 1944 was $0.45 per hour. It then subtracts this figure from the current approved basic wage rate in effect at the time of figuring its price under this supplement ($0.52 minus $0.45 equals $0.07). The company has incurred an increase of $0.07 per hour, or 7 unit increases of one cent each. It accordingly multiplies the figure in Table 9 for fancy tomato juice in No. 2 cans in Area 3 by 7 the number of unit increases incurred ($0.0023 times 7 equals $0.0161). The resulting figure $0.0161 is the amount which is added to its price in figuring the adjustment for approved increases in basic wage rate under the applicable provision of section 5.

TABLE 1—AREAS

1. Maine, New Hampshire, Vermont, Massachusetts, Rhode Island, Connecticut, New York, Northern Pennsylvania (Wayne, Susquehanna, Bradford, Tioga, Potter, McKean, Warren, Forest, Erie, Crawford and Venango Counties) and New Jersey.

2. Virginia, Delaware, Maryland, West Virginia, Pennsylvania (counties other than those in Area 1).

3. Ohio, Indiana, Kentucky, Illinois, Michigan, Wisconsin, Minnesota, Nebraska, Kansas, Iowa, Tennessee, North Dakota, South Dakota, Oklahoma, Arkansas and Missouri.

4. Montana, Idaho (except those counties included in Area 5), Wyoming, Colorado, Utah, New Mexico, Arizona and Nevada.

5. California, Idaho (Boundary, Bonner, Kootenai, Shoshone, Benewah, Latah, Nez Perce, Clearwater, Lewis, Adams, Valley, Elmore, Washington, Idaho, Boise, Payette, Gem, Jerome, Minidoka, Twin Falls, Cassia, Canyon, Ada, Owyhee, Camas, Gooding and Lincoln Counties), Oregon and Washington.

6. All other states or areas.

TABLE 2—BASE PERIOD PRICES

All areas: Weighted average selling price for the first 60 days after the beginning of the 1941 pack.

TABLE 3—PERMITTED INCREASES AND PRICE RANGES PER DOZEN CONTAINERS FOR PROCESSORS OF PACKED TOMATO JUICE WHO MADE SALES DURING THE BASE PERIOD

Area	No. 2 cans			No. 3 cylinder or 46-ounce cans			No. 10 cans		
	Permitted increase	Price ranges		Permitted increase	Price ranges		Permitted increase	Price ranges	
		Fancy	Standard		Fancy	Standard		Fancy	Standard
1	$0.18	$0.94–$1.06	$0.84–$0.96	$0.42	$2.06–$2.32	$1.81–$2.07	$0.88	$4.02–$4.40	$3.52–$3.90
2	.15	.93– 1.03	.83– .93	.36	2.03– 2.25	1.78– 2.00	.79	4.06– 4.48	3.56– 3.98
3	.23	.98– 1.10	.88– 1.00	.51	2.08– 2.26	1.83– 2.01	1.06	4.16– 4.58	3.66– 4.08
4	.20	.95– 1.03	.85– .93	.50	2.08– 2.26	1.83– 2.01	1.05	4.05– 4.27	3.55– 3.77
5	.20	.96– 1.06	.86– .96	.51	2.09– 2.35	1.84– 2.10	.96	4.12– 4.46	3.62– 3.96
6	.20	.96– 1.06	.86– .96	.47	2.07– 2.31	1.82– 2.06	.96	4.10– 4.48	3.60– 3.98

TABLE 4—SPECIFIC DOLLAR-AND-CENTS MAXIMUM PRICES PER DOZEN CONTAINERS FOR PROCESSORS WHO WERE NOT IN BUSINESS DURING 1941 OR WHO MADE NO SALES OF PACKED TOMATO JUICE DURING THE BASE PERIOD

Area	No. 2 cans		No. 3 cylinder or 46-ounce cans		No. 10 cans	
	Fancy	Standard	Fancy	Standard	Fancy	Standard
1	$1.00	$0.90	$2.19	$1.94	$4.21	$3.71
2	.98	.88	2.14	1.89	4.27	3.77
3	1.08	.94	2.17	1.92	4.37	3.87
4	.99	.89	2.17	1.92	4.16	3.66
5	1.01	.91	2.22	1.97	4.29	3.79
6	1.01	.91	2.19	1.94	4.29	3.79

TABLE 5—CONVERSION FACTORS—METAL CONTAINERS

ALL AREAS

To convert from a can size in this column	To a can size listed at the head of a column below, multiply by the appropriate conversion factor								
	No. 1 picnic	No. 211 cyl.	No. 300	No. 1 tall	No. 2	No. 303 cyl.	No. 2 cyl.	No. 3 cyl.	No. 10
No. 1 picnic					1.59				
No. 211 cyl.					1.38				
No. 300					1.32				
No. 1 tall					1.24				
No. 2	.63	.72	.76	.81		1.08	1.18	2.17	4.24
No. 303 cyl.					.93				
No. 2 cyl.					.85				
No. 3 cyl.					.46				1.96
No. 10					.24			.51	

TABLE 6—CONVERSION FROM TIN TO GLASS

ALL AREAS

If you can figure a price for a can size in this column	To get a price for a glass container in this column, multiply by the appropriate conversion factor.			
	6-oz.	16-oz.	26-oz.	32-oz.
No. 2	0.56	1.12	1.67	2.02
No. 3 cylinder	.26	.52	.77	.93

TABLE 7—GRADE DIFFERENTIALS

	Differences between grades (per dozen)		
	No. 2	No. 3 cyl.	No. 10
Fancy and standard	$0.10	$0.25	$0.59

TABLES 8—DIRECT SUBSIDY PAYABLE PER DOZEN CONTAINERS FOR TOMATO JUICE, ALL AREAS AND GRADES

Name	Dimensions	Amount of subsidy to be subtracted per dozen containers in making sales to purchasers other than government procurement agencies
No designation	211 x 200	$0.01
6z jitney	202 x 308	.02
8z short or 855	211 x 300	.02
8z tall	211 x 304	.03
No. 1 flat	307 x 203	.03
No designation	208 x 400	.03
No. 1 picnic or Eastern Oyster (E. O.)	211 x 400	.03
No. 211 cylinder or 12 oz.	211 x 414	.04
No. 1 short	301 x 400	.04
No. 1¼	401 x 207.5	.04
No. 2 vacuum	307 x 306	.04
No. 300	300 x 407	.04
No. 1 tall or 16 oz.	301 x 411	.05
No. 303	303 x 406	.05
No. 95	307 x 400	.05
No. 2	307 x 409	.06
No. 303 cylinder	303 x 509	.06
No. 3 vacuum	404 x 307	.07
No. 2 XT	307 x 506	.07
Jumbo	307 x 510	.08
No. 2 cylinder	307 x 512	.08
No. 2 tall	307 x 604	.08
No. 2½	401 x 411	.09
No. 3	404 x 414	.10
No. 3 cylinder or 46 oz.	404 x 700	.15
No. 3 tall	404 x 708	.16
No. 5	502 x 510	.17
No. 10	603 x 700	.32
No. 12	603 x 812	.40

To determine the rate of subsidy payable per dozen on container types and sizes not specified above multiply $.0029 by the total capacity of the container in avoirdupois ounces of water at 68° Fahrenheit.

TABLE 9—ADJUSTMENT FOR BASIC WAGE RATE INCREASE

[Dollars per dozen containers for wage increases of one cent]

Area	No. 2 cans		No. 3 cyl. cans		No. 10 cans	
	Fancy	Standard and substandard	Fancy	Standard and substandard	Fancy	Standard and substandard
1	$0.0029	$0.0024	$0.0063	$0.0052	$0.0123	$0.0102
2	.0035	.0029	.0076	.0063	.0149	.0124
3	.0023	.0020	.0050	.0042	.0099	.0083
4	.0023	.0019	.0048	.0040	.0095	.0079
5	.0014	.0012	.0031	.0026	.0061	.0051
6	.0028	.0023	.0059	.0049	.0116	.0097

To figure amount of adjustment for other container sizes multiply by appropriate conversion factor in Table 5 for metal containers and in Table 6 for glass containers.

APPENDIX E—CORN

Explanation of how maximum prices for packed corn are figured—(a) *What this appendix covers.* This appendix covers the pricing of packed corn. However, the tables in the appendix apply only to the pricing of sweet corn and if any field corn or mixtures of field and sweet corn are packed by the processor he must apply for an individual authorization of a maximum price in accordance with section 10 (c). If the processor sold only substandard grade of the packed sweet corn during the base period he shall establish his maximum prices under section 5 (b).

(b) *Selection of base period item.* In figuring a maximum price under the provisions of subparagraph (3) or (4) of section 5 (a) the processor shall select a base period item nearest in container size to item being priced and nearest in such other respects as may be specified in the applicable appendix. After the nearest container size of packed corn sold in the base period has been determined, the processor from that classification shall:

1. Select items of the same variety, if available. If there are no such items, select as follows: to price golden, select items of white other than Evergreen and narrow grain before selecting Evergreen and narrow grain; to price white other than Evergreen and narrow grain, select items of golden before selecting Evergreen and narrow grain; to price Evergreen and narrow grain, select items of white other than Evergreen and narrow grain before selecting golden.

2. From the selected classification, select items of the same style of pack, if available. If there is no such item, select any other style of pack.

3. From the selected classification, select an item of the same grade if available. If there is no such item, select as follows: to price fancy grade, select extra standard before standard; to price extra standard grade, select standard before fancy; to price standard grade, select extra standard before fancy; to price substandard select standard before extra standard, and extra standard before fancy. In no case shall substandard grade be used as a base period item.

(c) *Conversion from one variety and style of pack to another variety and style of pack and conversion from one style of pack to another style of pack of the same variety.* In each case of conversion from one variety and style of pack to another variety and style of pack, or from one style of pack to another style of pack of the same variety, the processor shall figure the conversion by taking the difference between the specific dollars-and-cents maximum prices named in Table 4 for the two items and adding to or subtracting it from the constructed base price, as the situation requires. Whether the differential is to be added or subtracted depends on whether the dollars-and-cents price named in Table 4 for the item being priced is higher or lower than that for the item from which the conversion is being made.

Example: the A Canning Company whose factory is located in Area 4 sold extra standard Evergreen cream style corn in No. 2 cans during the base period. It is now pricing extra standard Golden Whole Grain Corn in No. 2 cans. To figure the conversion for variety and style of pack the company takes the difference between the dollars-and-cents price named for the Evergreen cream style corn item in Table 4 and the dollars-and-cents price named for the Golden Whole Grain Corn item ($1.29 minus $1.11 equals $0.18). Since the whole grain corn dollars-and-cents prices are higher than those for cream style corn the $0.18 differential is added to its constructed base price in making the conversion for variety and style of pack.

(d) *Figuring maximum prices for whole grain corn.* Although but one price range is provided in each area for each can size of all varieties of whole grain corn, the processor shall figure separate maximum prices for each variety of whole grain corn.

(e) *Adjustment for approved increases in basic wage rate.* When the processor meets the conditions set forth in section 5, he shall figure the adjustment for approved increases in basic wage rates incurred since January 1, 1944. This adjustment is figured by reference to Part 1 or Part 2 of Table 9 which set forth the amounts that each one cent increase in basic wage rate for unskilled female labor represents as a cost increase for cream style corn packed in No. 2 or No. 10 cans and for whole kernel corn packed in No. 2, No. 10 or No. 2 vacuum cans. The amount of the adjustment for each one cent increase for other container sizes is figured by multiplying the appropriate figure in Part 1 or Part 2 of Table 9 by the appropriate conversion factor in Table 5. To figure the amount of the adjustment for approved increases in basic wage rate the processor shall:

(1) *Determine the basic wage rate in effect on January 1, 1944.* First, the processor shall figure the amount of the basic wage rate for unskilled female labor in effect on January 1, 1944, by taking the hourly rate (or mid-point of range of rates) in effect for that class of labor during the pay period of the 1943 packing season for which he had the largest number of employees on his pay roll and adding to this figure the amount of any increase in basic wage rates for unskilled female labor which he put into effect on or before January 1, 1944. If the processor during that period had no unskilled female employees who were paid on a straight time hourly basis, he shall substitute for unskilled female labor that classification of labor for which he had the largest number of employees paid on an hourly basis during the period. The basic wage rate deemed to have been in effect on January 1, 1944, shall be the figure resulting from the above calculation, or 40 cents per hour, whichever is higher.

If the processor was not in business during the 1943 packing season but started operations after January 1, 1944 (and is not a transferee within the meaning of section 14 (g) of a processor who was in business at that time), he shall use the figure in the table in section 5 (b) (1) (v) for the state in which his factory is located as his starting point in figuring the adjustment for approved increases in basic wage rate under this paragraph.

(2) Next, the processor shall subtract the resulting figure from the hourly basic wage rate (or mid-point of range of rates) for unskilled female labor, paid on a straight time basis, in effect at the time he figures his maximum price under this supplement, or if he has no unskilled female employee paid on this basis he shall use the hourly basic wage rate (or mid-point of range of rates) for that class of employees for which he has the largest number of employees paid on a straight time hourly basis on his payroll at the time he figures his maximum price under this supplement.

(3) Finally, the processor shall multiply the resulting figure by the amount set forth in Part 1 or Part 2 of Table 9 (or the amount figured by reference to Table 5 for other container types and sizes) for his area for the variety, style and container type and size of corn being priced. The resulting figure is the amount which is added to his price in figuring the adjustment for approved increases in basic wage rate under the applicable provision of section 5.

Example. The Y Canning Company, whose factory is located in Illinois, during the pay period of the 1943 packing season for which it had the largest number of employees on its payroll was paying unskilled female employees $0.50 per hour. Prior to January 1, 1944, Y put into effect a $0.05 per hour increase in basic wage rates for unskilled female labor. The company is now packing corn and has in effect an approved basic wage rate for unskilled female labor of $0.60 per hour. The company is pricing No. 2 cans of fancy cream style corn. To figure the adjustment for approved increases in basic wage rate, Y determines that the basic wage rate in effect for unskilled female labor on January 1, 1944 was $0.55 per hour. It then subtracts this figure from the current approved basic wage rate in effect at the time of figuring its price under this supplement ($0.60 minus $0.55 equals $0.05). The company has incurred an increase of $0.05 per hour on 5 unit increases of one cent each. It accordingly multiplies the figure in Part 2 of Table 9 for fancy cream style corn in No. 2 cans in Area 4 by 5 the number of unit increases incurred ($0.0045 times 5 equals $0.0225). The resulting figure $0.0225 is the amount which is added to its price in figuring the adjustment for approved increases in basic wage rate under the applicable provision of section 5.

TABLE 1—AREAS

1. Maine, Massachusetts, New Hampshire, Rhode Island, Vermont.

2. Delaware, Maryland, New Jersey New York, Virginia.

3. Indiana, Michigan, Minnesota, Ohio, Pennsylvania, Wisconsin.

4. Illinois, Iowa, Nebraska.

5. Idaho—following counties (Bonner Boundary, Kootenai, Benewah, Shoshone, Latah, Clearwater, Nez Perce, Lewis, Idaho, Adams, Valley, Washington, Payette, Gem, Canyon, Boise, Ada, Elmore, Owyhee, Camas, Gooding, Lincoln, Minidoka, Jerome, Twin Falls, and Cassia), Utah—following counties (Box Elder, Cache, Weber, Davis, Morgan, Salt Lake, and Utah), Oregon and Washington.

6. All other States and counties in Idaho and Utah not included in Area 5.

TABLE 2—BASE PERIOD PRICES

(ALL AREAS)

All Golden Corn: Weighted average selling price for first 60 days after the beginning of the 1941 pack of any style of pack of Golden Sweet Corn.

All White Corn: Weighted average selling price for first 60 days after the beginning of the 1941 pack of any style of pack of White Sweet Corn.

TABLE 3—PERMITTED INCREASES AND PRICE RANGES FOR PROCESSORS OF PACKED SWEET CORN WHO MADE SALES DURING THE BASE PERIOD

Item No.	Area	Variety	Style	No. 2 cans								No. 10 cans							
				Fancy		Extra standard		Standard		Fancy		Extra standard		Standard	
				Permitted increase	Price ranges	Permitted increase	Price ranges	Permitted increase	Price ranges	Permitted increase	Price ranges	Permitted increase	Price ranges	Permitted increase	Price ranges
1	1	(Golden	Cream	$0.30	$1.32–$1.42	$0.27	$1.21–$1.31	$0.24	$1.13–$1.21	$1.53	$6.81–$7.33	$1.39	$6.24–$6.76	$1.24	$5.83–$6.24
2		White, other than Evergreen and Narrow grain	Cream	.32	1.32–1.42	.29	1.21–1.31	.26	1.13–1.21	1.63	6.81–7.33	1.50	6.24–6.76	1.34	5.83–6.24
3		Evergreen and Narrow grain	Cream	.32	1.22–1.32	.29	1.16–1.26	.25	1.08–1.16	1.73	6.99–6.91	1.59	6.30–6.81	1.42	5.99–6.50
4		All Varieties	Whole grain	.33	1.41–1.47	.30	1.34–1.40	.26	1.25–1.32	1.83	7.13–7.83	1.68	6.82–7.13	1.47	6.72–6.82
5		(Golden	Cream	.32	1.28–1.44	.29	1.16–1.28	.25	1.08–1.16	1.65	6.60–7.42	1.51	6.08–6.60	1.30	5.62–6.08
6		White, other than Evergreen and Narrow grain	Cream	.34	1.28–1.44	.31	1.16–1.28	.29	1.09–1.21	1.75	6.60–7.42	1.60	6.08–6.60	1.40	5.62–6.08
7	2	Evergreen and Narrow grain	Cream	.34	1.18–1.34	.31	1.11–1.23	.29	1.04–1.16	1.73	6.99–6.91	1.59	5.73–6.55	1.50	5.37–5.99
8		All Varieties	Whole grain	.38	1.40–1.54	.35	1.31–1.41	.33	1.24–1.34	1.93	7.13–7.83	1.78	6.67–7.17	1.68	6.30–6.82
9		(Golden	Cream	.27	1.24–1.34	.24	1.12–1.22	.23	1.02–1.12	1.39	6.39–6.91	1.24	6.78–6.30	1.08	5.26–5.78
10		White, other than Evergreen and Narrow grain	Cream	.29	1.24–1.34	.26	1.12–1.22	.25	1.02–1.12	1.50	6.39–6.91	1.34	5.78–6.30	1.19	5.26–5.78
11	3	Evergreen and Narrow grain	Cream	.29	1.14–1.24	.26	1.07–1.17	.23	.97–1.07	1.50	5.88–6.40	1.34	5.52–6.04	1.19	5.09–5.62
12		All Varieties	Whole grain	.31	1.33–1.43	.29	1.20–1.30	.25	1.12–1.22	1.58	6.77–7.27	1.48	6.11–6.61	1.32	5.70–6.20
13		(Golden	Cream	.32	1.23–1.35	.28	1.12–1.20	.25	1.04–1.12	1.65	6.35–6.97	1.44	5.77–6.19	1.26	5.37–5.77
14		White, other than Evergreen and Narrow grain	Cream	.31	1.23–1.35	.30	1.12–1.20	.25	1.04–1.12	1.75	6.35–6.97	1.55	5.77–6.19	1.39	5.37–5.77
15	4	Evergreen and Narrow grain	Cream	.34	1.13–1.25	.30	1.03–1.15	.27	.99–1.07	1.73	5.83–6.45	1.55	5.52–5.93	1.39	5.10–5.52
16		All Varieties	Whole grain	.39	1.37–1.49	.35	1.25–1.33	.32	1.19–1.27	1.89	6.96–7.58	1.78	6.36–6.76	1.63	6.06–6.46
17		(Golden	Cream	.36	1.43–1.57	.33	1.24–1.44	.30	1.25–1.35	1.89	7.38–8.10	1.70	6.91–7.43	1.55	6.45–6.97
18		White, other than Evergreen and Narrow grain	Cream	.38	1.43–1.57	.35	1.34–1.44	.32	1.25–1.35	1.96	7.38–8.10	1.81	6.91–7.43	1.65	6.45–6.97
19	5	Evergreen and Narrow grain	Cream	.38	1.33–1.47	.35	1.29–1.39	.32	1.20–1.30	1.96	6.86–7.58	1.81	6.66–7.17	1.65	6.19–6.71
20		All Varieties	Whole grain	.46	1.57–1.67	.42	1.51–1.61	.39	1.46–1.56	2.29	7.99–8.49	2.14	7.69–8.19	1.99	7.43–7.93
21		(Golden	Cream	.27	1.24–1.34	.24	1.12–1.22	.21	1.02–1.12	1.69	6.39–6.91	1.24	5.78–6.30	1.08	5.26–5.78
22		White, other than Evergreen and Narrow grain	Cream	.29	1.24–1.34	.26	1.12–1.22	.23	1.02–1.12	1.50	6.39–6.91	1.34	5.78–6.30	1.19	5.26–5.78
23	6	Evergreen and Narrow grain	Cream	.29	1.14–1.24	.26	1.07–1.17	.23	.97–1.07	1.50	5.88–6.40	1.34	5.52–6.04	1.19	5.09–5.62
24		All Varieties	Whole grain	.31	1.33–1.43	.28	1.20–1.30	.25	1.12–1.22	1.58	6.77–7.27	1.48	6.11–6.61	1.32	5.70–6.20

TABLE 6—CONVERSIONS FROM TIN TO GLASS (DOLLARS PER DOZEN CONTAINERS)

ALL SWEET CORN

If you can figure a price for a can size in this column—	To get a price for the glass container size at the head of a column below, add the indicated amount
	No. 303
No. 303	$0.15

TABLE 7—GRADE DIFFERENTIALS

DIFFERENCES BETWEEN SUCCESSIVE GRADES (PER DOZEN CONTAINERS)

Item No.	Area	Variety	Style	No. 2 cans		No. 10 cans		No. 2 vacuum cans	
				Fancy and extra standard	Extra standard and standard	Fancy and extra standard	Extra standard and standard	Fancy and extra standard	Extra standard and standard
1	1	Golden	Cream	$0.11	$0.09	$0.37	$0.46		
2		White, other than Evergreen and Narrow grain.	Cream	.11	.09	.10	.10		
3	1	Evergreen and Narrow grain. All varieties	Cream	.06	.09	.31	.46	$0.06	$0.06
4		Golden	Whole grain	.07	.08	.36	.41	.08	.08
5	2	White, other than Evergreen and Narrow grain.	Cream	.14	.07	.72	.36	.16	.07
6			Whole grain	.14	.07	.72	.36	.16	.07
7	2	Evergreen and Narrow grain. All varieties	Cream	.09	.07	.46	.36	.10	.07
8		Golden	Whole grain	.11	.07	.56	.36	.10	.07
9	3	White, other than Evergreen and Narrow grain.	Cream	.11	.10	.61	.52	.12	.08
10			Whole grain	.12	.10	.61	.52	.12	.08
11	3	Evergreen and Narrow grain. All varieties	Cream	.07	.10	.36	.52	.12	.10
12		Golden	Whole grain	.13	.08	.66	.41	.15	.06
13	4	White, other than Evergreen and Narrow grain.	Cream	.13	.08	.68	.41	.15	.06
14			Whole grain	.13	.08	.68	.41	.15	.06
15	4	Evergreen and Narrow grain. All varieties	Cream	.08	.08	.41	.42	.10	.10
16		Golden	Whole grain	.11	.09	.71	.30	.15	.06
17	5	White, other than Evergreen and Narrow grain.	Cream	.11	.09	.57	.46	.15	.06
18			Whole grain	.09	.06	.30	.47	.21	.06
19	5	Evergreen and Narrow grain. All varieties	Cream	.10	.08	.50	.26	.10	.10
20		Golden	Whole grain	.10	.05	.61	.53	.15	.06
21	6	White, other than Evergreen and Narrow grain.	Cream	.12	.10	.61	.52	.15	.06
22			Whole grain	.12	.10	.61	.52	.15	.06
23	6	Evergreen and Narrow grain. All varieties	Cream	.07	.10	.36	.52	.12	.06
24			Whole grain	.13	.06	.66	.41	.15	.06

TABLE 8—DIRECT SUBSIDY PAYABLE PER DOZEN CONTAINERS

ALL AREAS, VARIETIES, STYLES AND GRADES

[Amount of subsidy to be subtracted from gross maximum price per dozen containers in making sales to purchasers other than Government procurement agencies]

Sets, cans	1 picnic cans	No. 303 cans	No. 2 vacuum cans	No. 2 and No. 2½ vacuum cans	No. 05 vacuum cans	No. 10 cans
$0.05	$0.05	$0.07	$0.05	$0.06	$0.05	$0.42

TABLE 4—SPECIFIC DOLLAR-AND-CENTS MAXIMUM PRICES PER DOZEN CONTAINERS FOR PROCESSORS WHO WERE NOT IN BUSINESS DURING 1941 OR MADE NO SALES OF PACKED SWEET CORN DURING THE BASE PERIOD

Item No.	Area	Variety	Style	No. 2 cans		No. 10 cans		No. 2 vacuum cans	
				Fancy	Extra standard	Standard	Fancy	Extra standard	Standard
1	1	Golden	Cream	$1.37	$1.25	$1.17	$7.07	$6.50	$6.04
2		White, other than Evergreen and Narrow grain.	do	1.37	1.25	1.17	7.07	6.50	6.04
3	1	Evergreen and Narrow grain. All varieties	do	1.27	1.21	1.12	6.55	6.24	5.78
4		Golden	Whole grain	1.44	1.37	1.29	7.33	6.97	6.56
5	2	White, other than Evergreen and narrow grain.	Cream	1.36	1.22	1.15	7.01	6.29	5.93
6			do	1.36	1.22	1.15	7.01	6.29	5.93
7	2	Evergreen and Narrow grain. All varieties	do	1.26	1.17	1.10	6.50	6.04	5.68
8		Golden	Whole grain	1.47	1.36	1.29	7.48	6.92	6.56
9	3	White, other than Evergreen and Narrow grain.	Cream	1.29	1.17	1.07	6.65	6.04	5.52
10			do	1.29	1.17	1.07	6.65	6.04	5.52
11	3	Evergreen and Narrow grain. All varieties	do	1.19	1.12	1.02	6.14	5.78	5.26
12		Golden	Whole grain	1.28	1.25	1.17	7.02	6.36	5.95
13	4	White, other than Evergreen and Narrow grain.	Cream	1.29	1.16	1.08	6.66	5.98	5.57
14			do	1.29	1.16	1.08	6.66	5.98	5.57
15	4	Evergreen and Narrow grain. All varieties	do	1.19	1.11	1.03	6.14	5.73	5.31
16		Golden	Whole grain	1.43	1.29	1.20	7.37	6.56	6.26
17	5	White, other than Evergreen and Narrow grain.	Cream	1.50	1.39	1.30	7.74	7.17	6.71
18			do	1.50	1.39	1.30	7.74	7.17	6.71
19	5	Evergreen and Narrow grain. All varieties	do	1.40	1.34	1.25	7.22	6.92	6.45
20		Golden	Whole grain	1.62	1.56	1.51	8.24	7.94	7.58
21	6	White, other than Evergreen and Narrow grain.	Cream	1.29	1.17	1.07	6.65	6.04	5.52
22			do	1.29	1.17	1.07	6.65	6.04	5.52
23	6	Evergreen and Narrow grain. All varieties	do	1.19	1.12	1.02	6.14	5.78	5.26
24			Whole grain	1.38	1.23	1.17	7.02	6.36	5.95

TABLE 5—CONVERSION FACTORS—METAL CONTAINERS

PART 1—ALL CREAM SWEET CORN

To convert from a can size in this column	To a can size listed at the head of a column below, multiply by the appropriate conversion factor				
	8-oz.	1 picnic	No. 303	No. 2	No. 10
8-oz.				1.09	8.72
1 picnic				1.15	5.78
No. 303		0.50		1.12	5.16
No. 2		.44	0.89		.19
No. 10		.11	.17		

PART 2—ALL WHOLE KERNEL CORN

To convert from a can size in this column	To a can size listed at the head of a column below, multiply by the appropriate conversion factor				
	8-oz.	1 picnic	No. 303	No. 2 vacuum	No. 10
8-oz.					9.26
1 picnic					5.40
No. 303					4.80
No. 2 vacuum					4.29
No. 10					

TABLE 9—ADJUSTMENT FOR BASIC WAGE RATE INCREASE

PART 1—ALL WHOLE KERNEL CORN

[Dollars per dozen containers for wage increases of one cent]

Area	No. 2 cans			No. 10 cans			No. 2 vacuum cans		
	Fancy	Extra standard	Standard and substandard	Fancy	Extra standard	Standard and substandard	Fancy	Extra standard	Standard and substandard
1	$0.0045	$0.0041	$0.0038	$0.0204	$0.0187	$0.0170	$0.0042	$0.0038	$0.0035
2	.0059	.0054	.0049	.0265	.0243	.0220	.0055	.0050	.0045
3	.0045	.0042	.0038	.0205	.0188	.0171	.0042	.0039	.0035
4	.0046	.0042	.0038	.0209	.0191	.0174	.0043	.0039	.0036
5	.0034	.0031	.0028	.0153	.0140	.0127	.0031	.0029	.0026
6	.0046	.0042	.0038	.0207	.0190	.0172	.0043	.0039	.0035

PART 2—ALL CREAM STYLE CORN

Area	No. 2 cans			No. 10 cans		
	Fancy	Extra standard	Standard and substandard	Fancy	Extra standard	Standard and substandard
1	$0.0041	$0.0038	$0.0034	$0.0187	$0.0171	$0.0155
2	.0053	.0048	.0044	.0239	.0219	.0199
3	.0043	.0040	.0036	.0196	.0180	.0164
4	.0045	.0042	.0038	.0205	.0188	.0171
5	.0034	.0031	.0028	.0153	.0140	.0127
6	.0043	.0040	.0036	.0196	.0180	.0163

To figure amount of adjustment for other container sizes, multiply by appropriate conversion factor in Table 5 for metal containers; for No. 303 glass multiply by conversion factor named for No. 303 cans.

SEC. 16. *Appendices for packed fruits priced under Pricing Method No. 1.* (Prices to be announced.)

Effective date. This supplement shall become effective June 24, 1946.

NOTE: All record-keeping and reporting requirements of this supplement have been approved by the Bureau of the Budget, in accordance with the Federal Reports Act of 1942.

Issued this 19th day of June 1946.

PAUL A. PORTER,
Administrator.

Approved: June 6, 1946.

N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 46–10541; Filed, June 19, 1946; 11:40 a. m.]

PART 1389—APPAREL

[MPR 157,[1] Amdt. 21]

SALES AND FABRICATION OF TEXTILES, APPAREL AND RELATED ARTICLES FOR MILITARY PURPOSES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 157 is amended in the following respect:

Appendix A, *Modification of Maximum Prices for Certain Commodities and Transactions*, is revoked and a new Appendix A, *Adjustment of Maximum Prices for Certain Knitted Articles*, is substituted therefor, to read as follows:

APPENDIX A—ADJUSTMENT OF MAXIMUM PRICES FOR CERTAIN KNITTED ARTICLES

(a) *What this appendix does.* This appendix provides a method for adjustment of manufacturers' ceiling prices established under § 1378.3 (a) of Maximum Price Regulation 157 for certain knitted commodities.

(b) *What commodities are covered.* This appendix applies only to the following knitted commodities:

(1) Men's knitted underwear made exclusively of either cotton or wool or made exclusively of a combination of cotton and wool.

(2) Men's knitted hosiery made exclusively of either cotton or wool or more exclusively of a combination of cotton and wool.

(c) *What sales are covered.* This appendix applies only to a manufacturer's sale to a war procurement agency of a commodity described in (b) above which is the same as a commodity which the manufacturer delivered in the period between April 1, 1941 and March 31, 1942, both inclusive.

(d) *Adjustment of maximum prices.* In the case of any sale described in (c) above, the seller determines his adjusted ceiling price as follows:

Step 1. Find the highest net price established for the same commodity under Section 1378.3 (a).

Step 2. Determine the type of yarn ("type of yarn" is defined in paragraph (g) below) and the weight in pounds of the cotton content of the yarn consumed in the commodity being priced ("weight in pounds of the cotton content of the yarn consumed" is defined in paragraph (g) below).

Step 3. Multiply the weight in pounds of the cotton content of the yarn used, as found in Step 2, by the cost increase (in dollars and cents) listed in column 2 of Appendix B of Revised Supplementary Order 154[2] for the appropriate type of yarn.

Step 4. Determine the amount (in dollars and cents) by which the cost of direct labor (at legal wage rates as defined in paragraph (g) below) on the commodity has increased since January 1, 1942.[3] "Direct labor" includes only operations performed directly on the commodity and necessary to make it into a finished product. It does not include supervisory or administrative labor or other overhead. This increase in direct labor cost may be found as follows:

(a) Where labor is paid on a "piecework" basis, subtract the piece rate paid by the seller in January 1942[3] for each direct labor operation on the commodity from the current legal piece rate for such operation. The sum of the amounts so found for all operations on the commodity being priced is the increase in piece rate direct labor on the commodity.

(b) Where labor is paid on a "time" basis (hourly, daily, weekly, or monthly rate), find the length of time consumed in performance of each direct labor operation on the commodity and subtract the amount paid by the seller in January 1942[3] for such period of time from the current legal wage paid for the same period of time. The sum of the amounts found for all operations on the commodity being priced is the increase in time rate direct labor on the commodity.

Step 5. Add the amounts found in Step 3 and Step 4 to the price found in Step 1. This total is the adjusted net maximum price of the commodity.

(e) *Reports.* No person may deliver any commodity at an adjusted maximum price established under this Appendix until he has either received written approval of his adjusted maximum price from the Office of Price Administration or until the twentieth day after he has mailed to the Apparel Price Branch, Office of Price Administration, Washington 25, D. C., the report required by this paragraph and all additional information which may be requested by the Office of Price Administration, whichever date is earlier. Under this paragraph the seller must file two copies of a report signed by an owner, officer or principal and containing the following information:

(1) Date of report.

(2) Seller's name and business address.

(3) A list of the commodities whose maximum prices he wishes to adjust under this order, showing each style of each commodity separately.

(4) A description of each commodity listed in (3), including each type of yarn, the weight in pounds of the cotton content of the yarn consumed in each style, and the finished weight of the commodity.

(5) A description, including each type of yarn, the weight in pounds of the cotton content of the yarn consumed, the finished weight of the commodity, and an identification (by style number, if possible) to the seller's commodity for which the maximum price was established under § 1378.3 (a) which was the same as each style listed in (3).

(6) The highest net price established for the commodity under § 1378.3 (a). If this price has been adjusted under subparagraphs (1) and (2) of that section show the amount of each such adjustment separately.

(7) The amount (in dollars and cents) by which the cost of direct labor (at legal wage rates) on each style listed in (3) has increased between January 1, 1942 (or such later date as might be required under footnote 3 to paragraph (d) above) and the date of the report.

(8) The amount of yarn cost increase permitted by this order for each style listed in (3) (amount shown in Column 2 of Appendix B of Revised Supplementary Order 154 for the appropriate type of yarn multiplied by the number of pounds of yarn listed for the style in (3)).

(9) Adjusted net maximum price under this order of each style listed in (3) (the price shown in (6) plus amount shown in (7) plus amount shown in (8)).

(1) A list of all legal wage increases made by the seller to his employees between January 1, 1942 and the date of the report, and, as to each such increase, the date such increase went into effect and the authority under which it was made (e. g., Order of National or Regional War Labor Board or

(f) *Approval or modification of reported adjusted maximum prices*—(1) *Approval.* The adjusted maximum prices reported under this Appendix may be expressly approved in writing by the Office of Price Administration, or, if no order disapproving or modi-

[1] 9 F.R. 11059; 10 F.R. 776, 1910, 6307, 8979.

[2] 11 F.R. 5066.

[3] However, if the maximum price established for the commodity under § 1378.3 (a) has been adjusted pursuant to subparagraph (2) thereof, to reflect increases in wage rates to a date later than January 1, 1942, the increase in direct labor cost is to be measured from that date rather than January 1, 1942. Wage Stabilization, etc.).

fying such adjusted prices has been issued within 20 days after the mailing of the report required by (e) above, and all additional information which may be requested by the Office of Price Administration, adjusted maximum prices reported are deemed to have been approved until issuance of an order disapproving or modifying them.

(2) *Modification or disapproval.* The Office of Price Administration may, at any time, disapprove or modify the adjusted maximum prices reported under (e) above if the adjustment has not been properly made in accordance with the provisions of this Appendix.

(g) *Definitions*—(1) *"The same commodity".* For purposes of this Appendix a commodity currently being sold is considered "the same" as a base period commodity only if it is identical with the base period commodity in all respects except that it may differ from the base period commodity to the following extent:

(i) The current commodity may have a finished weight of not less than 97% of the finished weight of the base period commodity.

(ii) The current commodity may be made with a substantially equal number of courses and needles per inch and with trimmings of substantially equal quality and serviceability to the base period commodity.

(iii) The current commodity may be of cotton yarn which varies from that of the base period commodity by not more than 2 counts (plus or minus). For example, a current commodity made of 26 count carded cotton yarn may be considered the same as a base period commodity made of 24 or 28 count carded cotton yarn. Note, however, that the amount of permitted yarn cost increases must be based on the actual count of yarn used in the current commodity. However, with respect to hosiery covered by this order, the yarn count of the current commodity may exceed that of the base period commodity by 4 counts or be less than that of the base period by 2 counts.

(2) *"Type of yarn."* For the purposes of this Appendix yarns are classified as follows:

(i) As to the fiber of which it is made (such as cotton or wool);

(ii) As to whether it is combed or carded;

(iii) As to count of yarn, such as 26's, 30's, etc.;

(iv) As to whether singles or plied.

Where a commodity is knitted of yarn which is a blend of one or more different fibers, or of a combination yarn (that is yarns of different fibers plied together) each fiber is treated separately for the purpose of calculating the permitted yarn cost increase as described in (3) below.

(3) *"Weight in pounds of the cotton content of the yarn consumed."* For purposes of this appendix the "weight in pounds of the cotton content of the yarn consumed" in a commodity is the number of pounds of cotton yarn required to knit the average size of the commodity, that is, the gross knitting weight. In calculating the yarn cost increase permitted for a commodity made of a blended yarn or of more than one type of yarn, the number of pounds of each type of cotton yarn consumed in the commodity must be multiplied separately by the increase factor listed for that type of yarn in Appendix B of Revised Supplementary Order 154.

(4) *"Legal wage rates."* For purposes of this appendix "legal wage rates" are wage rates put into effect before September 16, 1942, or, if put into effect after that date, authorized by express order of the National or Regional War Labor Boards, or the Wage Stabilization Board, or permissible under any general order or directive issued by one of such boards, or wage rates deemed "approved" under Executive Order 9697, issued February 14, 1946.

This amendment shall become effective June 19, 1946.

NOTE: All record keeping and reporting requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 19th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10550; Filed, June 19, 1946; 11:44 a. m.]

PART 1418—TERRITORIES AND POSSESSIONS

[RMPR 373, Amdt. 92 (§ 1418.151)]

MEAT IN HAWAII

A statement of the considerations involved in the issuance of this amendment issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 18 (h) of Revised Maximum Price Regulation 373 is amended in the following respects:

1. Table A is amended to read as follows:

TABLE A—MAINLAND BEEF AT RETAIL[1]

	Choice or Grade AA	Good or Grade A	Commercial or Grade B	Utility or Grade C
	Per lb.	*Per lb.*	*Per lb.*	*Per lb.*
Steaks:				
Porterhouse, T-bone or club	$0.65	$0.63	$0.59	$0.50
Rib, 7" cut	.52	.48	.46	.40
Rib, 10" cut	.48	.45	.43	.37
Sirloin or pin bone	.65	.63	.56	.48
Sirloin tip or butt (boneless)	.60	.55	.52	.48
Round (bone in) (full cut)	.57	.53	.50	.47
Round (boneless) top or bottom	.60	.55	.52	.48
Shoulder (round bone or blade)	.42	.40	.39	.37
Flank	.42	.40	.38	.36
Roasts:				
Tip or butt (boneless)	.56	.53	.48	.48
Rib standing 10" cut (chine bone in)	.48	.46	.43	.37
Rib standing 7" cut (chine bone in)	.52	.49	.46	.40
Rump (trimmed) (knuckle out)	.40	.39	.37	.34
Rump (boneless) (fresh or cured)	.58	.56	.51	.46
Chuck—pot roast (all cuts)	.40	.38	.37	.35
Chuck or shoulder (boneless)	.49	.47	.45	.42
Heel of round (boneless)	.40	.40	.38	.37
Stews and other cuts:				
Short ribs	.30	.30	.25	.25
Plate (bone in) fresh or cured	.27	.27	.23	.23
Plate (boneless) fresh or cured	.39	.39	.35	.35
Brisket (bone in) fresh or cured	.30	.30	.25	.25
Brisket (boneless) fresh or cured	.45	.45	.40	.40
Flank	.28	.28	.25	.25
Neck (bone in)	.34	.34	.30	.30
Neck (boneless)	.40	.40	.36	.36
Meaty skin or shank (bone in)	.20	.20	.16	.16
Knuckle bones (trimmed)	.05	.05	.05	.05
Suet	.05	.05	.05	.05
Ground beef or hamburger	.36	.36	.36	.36
Variety meats:				
Brains	.20			
Hearts	.30			
Kidneys	.28			
Liver A (unblemished)	.50			
Liver B (blemished)	.45			
Sweetbreads	.45			
Tails	.28			
Tongues	.45			
Tripe (cooked)	.28			
Tripe (fresh)	.15			
Smoked tongues	.53			

[1] The retailer must not sell any ground meat unless it is ground beef, ground veal or ground lamb as defined in paragraph (c) of this section, and he must not sell such ground meat at prices higher than those listed above. If a customer buys any retail cut of meat and wants it ground, the retailer may grind that cut of meat for the customer, but no additional charge may be made to the customer for grinding it.

2. Table B is amended to read as follows:

TABLE B—MAINLAND VEAL AT RETAIL[1]

	Choice or Grade AA	Good or Grade A	Commercial or Grade B	Utility or Grade C
	Per lb.	*Per lb.*	*Per lb.*	*Per lb.*
Steaks and chops:				
Loin chops (small) (without kidney)	$0.67	$0.58	$0.57	$0.55
Loin chops (large)	.67	.60	.59	.57
Rib chops	.60	.53	.53	.51
Shoulder chops (blade or arm)	.43	.40	.39	.37
Leg steaks (cutlets)	.70	.70	.65	.65
Sirloin steaks or chops	.60	.60	.55	.55
Roasts:				
Leg (whole)	.45	.40	.37	.37
Leg (shank half)	.45	.40	.37	.37
Rump or sirloin (bone in)	.50	.50	.49	.45
Rump or sirloin (boneless)	.65	.65	.62	.62
Chuck or shoulder (square cut)	.43	.40	.39	.37
Shoulder (boneless)	.50	.48	.46	.43
Loin (short cut)	.65	.60	.57	.55
Rib	.60	.55	.52	.52
Stews and other cuts:				
Breast	.22	.22	.19	.19
Neck (bone in)	.22	.22	.19	.19
Shank (hind or fore) (knee removed)	.23	.22	.19	.19
Trimmings	.30	.30	.30	.30
Ground veal or patties	.35	.35	.35	.35
Fabricated veal cuts:				
Shoulders (boned, rolled, and tied)	.53	.52	.49	.45
Legs (boned, rolled, and tied)	.60	.57	.52	.47
Legs (oven prepared)	.56	.53	.50	.41
Breast (boneless)	.35	.35	.35	.35
Variety Meats:				
Brains	.28			
Hearts	.30			
Kidneys	.37			
Liver (type A)	.85			
Liver (type B)	.80			
Sweetbreads	.68			
Tongues	.40			
Tails	.27			

[1] The retailer must not sell any ground meat unless it is ground beef, ground veal or ground lamb as defined in paragraph (c) of this section, and he must not sell such ground meat at prices higher than those listed above. If a customer buys any retail cut of meat and wants it ground, the retailer may grind that cut of meat for the customer, but no additional charge may be made to the customer for grinding it.

3. Table C is amended to read as follows:

TABLE C—MAINLAND PORK AT RETAIL[1]

	Cents per lb.
Steaks and chops:	
Leg steaks (center cut)	$0.51
Shoulder steaks (bone in)	.45
Shoulder steaks (boneless)	.50
Boston butts sliced (bone in)	.47
Boston butts sliced (boneless)	.50
Pork chops (semi-boneless)	.53
Pork chops (boneless)	.58
Pork chops (center cuts) (bone in)	.50
Pork chops (end cuts—rib or loin)	.41
Roasts:	
Leg (regular) (bone in) (whole or half)	.43
Leg (skinned) (bone in) (shank or butt end)	.47
Shoulder (bone in) (shank off)	.45
Shoulder (boneless)	.50
Pork loin (semi-boneless)	.53
Pork loin (boneless)	.41
Pork loin (whole, half or end cuts)	.50
Pork loin (center cuts) (bone in)	.47
Boston butts (bone in)	.42
Picnics (shank or whole)	.45
Picnics (shankless) (whole or half)	.33
Miscellaneous pork cuts:	
Spare ribs (fresh or cured)	.30
Pork shanks or hocks (pickled)	.26
Pork shanks or hocks (fresh)	.19
Pork backbones	.20
Pork neck bones	.25
Pigs feet (pickled)	.20
Pigs feet (fresh)	.25
Pork tails	.34
Pork bellies (fresh or cured)	.34

TABLE C—MAINLAND PORK AT RETAIL[1]—Con.

	Cents per lb.
Miscellaneous pork cuts—Con.	
Tenderloin	$0.60
Sausage (bulk) (type 2)	.40
Fat back (fresh or cured)	.25
Variety meats:	
Brains	.27
Hearts	.29
Kidneys	.27
Livers	.32
Tongues	.37

[1] Ceiling prices for sales of mainland smoked or ready-to-eat meat item are fixed in Table H.

4. Table D is amended to read as follows:

TABLE D—MAINLAND LAMB AT RETAIL[1]

	Choice or Grade AA	Good or Grade A	Commercial or Grade B	Utility or Grade C
	Per lb.	*Per lb.*	*Per lb.*	*Per lb.*
Chops:				
Loin chops (large)	$0.52	$0.50	$0.49	$0.45
Loin chops (small)	.65	.63	.60	.53
Leg or sirloin chops	.55	.52	.48	.45
Shoulder (blade or arm chops)	.52	.52	.48	.45
Rib chops	.55	.52	.48	.45
Roasts:				
Leg	.56	.55	.53	.50
Sirloin (bone in)	.52	.50	.49	.45
Rib	.55	.52	.48	.45
Yoke or triangle (bone in)	.30	.27	.25	.19
Yoke or triangle (boneless)	.43	.42	.38	.32
Chuck or shoulder (square cut) (bone in)	.48	.47	.42	.35
Stews and other cuts:				
Breast and flank	.19	.19	.17	.17
Neck (bone in)	.19	.19	.17	.17
Shanks	.19	.19	.17	.17
Ground lamb or mutton or patties	.35	.35	.35	.35
Variety meats:				
Brains	.27			
Hearts	.31			
Kidneys (fat removed)	.35			
Livers	.42			
Sweetbreads	.47			
Tongues	.35			

[1] The retailer must not sell any ground meat unless it is ground beef, ground veal or ground lamb as defined in paragraph (c) of this section, and he must not sell such ground meat at prices higher than those listed above. If a customer buys any retail cut of meat and wants it ground, the retailer may grind that cut of meat for the customer, but no additional charge may be made to the customer for grinding it.

5. Table E is amended to read as follows:

TABLE E—MAINLAND MUTTON AT RETAIL

	Grade S or Good	Grade M or Commercial	Grade R or Utility
	Per lb.	*Per lb.*	*Per lb.*
Chops:			
Loin chops (large)	$0.29	$0.28	$0.27
Loin chops (small)	.35	.32	.30
Leg or sirloin chops	.33	.30	.28
Shoulder (blade or arm)	.25	.25	.22
Rib	.33	.30	.28
Roasts:			
Leg	.29	.28	.27
Sirloin (bone in)	.25	.28	.27
Rib	.33	.30	.28
Yoke or triangle (bone in)	.19	.18	.17
Yoke or triangle (boneless)	.28	.27	.26
Chuck or shoulder (square cut) (bone in)	.25	.25	.22
Stews and other cuts:			
Breast and flank	.15	.15	.15
Neck (bone in)	.15	.15	.15
Shanks	.15	.15	.15
Ground lamb or mutton or patties	.35	.35	.35
Variety meats:			
Brains	.25		
Hearts	.30		
Kidneys (fat removed)	.30		
Livers	.42		
Sweetbreads	.45		
Tongues	.35		

6. Table H is amended to read as follows:

TABLE H—MAINLAND SMOKED OR READY-TO-EAT MEATS AT RETAIL

	Cents per lb.
Ham:	
Regular (whole or half) (shank or butt end) (bone in)	$0.48
Skinned (whole or half) (shank or butt end) (bone in)	.51
Center slices (skinned)	.71
Ready-to-eat (regular) (whole or half) (shank or butt end) (bone in)	.51
Ready-to-eat (skinned) (whole or half) (shank or butt end) (bone in)	.54
Ham hocks (less than 4 lbs.)	.31
Virginia ham (whole, half or part)	.66
Cooked or boiled ham (sliced)	.88
Cooked or boiled ham (whole, half, or by the piece)	.78
Ready-to-eat (center slices) (skinned)	.76
Picnics:	
Whole or half (bone in)	.47
Ready-to-eat (bone in)	.55
Boston butts (bone in)	.50
Boston butts (boneless)	.64
Canadian style bacon:	
Whole, half or part	.76
Sliced	.78
Bacon:	
Grade A (whole, half or part)	.49
Grade B (whole, half or part)	.47
Grade A (sliced, rind on)	.49
Grade B (sliced, rind on)	.47
Grade A (packaged or store sliced, de-rinded)	.57
Grade B (packaged or store sliced, de-rinded)	.54
Grade C (packaged or store sliced, de-rinded)	.50
Miscellaneous: All other ready-to-eat or delicatessen meat items: Typical items are: All meat loaves, bologna, liver sausage, fresh, smoked and cooked sausage, frankfurters, salami, spiced luncheon meats, etc.	(1)

[1] If your "net cost" of the item being priced is under 40¢ per lb. add 12¢ per lb. to the "net cost". If your "net cost" of such item is 40¢ per lb. or more, add 15¢ per lb. to your "net cost". "Net cost" is the amount you paid your supplier after deducting all discounts and allowances.

This amendment shall become effective as of May 13, 1946.

Issued this 18th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10452; Filed, June 18, 1946; 11:39 a. m.]

PART 1305—ADMINISTRATION

[SO 129, Amdt. 29]

EXEMPTION AND SUSPENSION FROM PRICE CONTROL OF MACHINES, PARTS, INDUSTRIAL MATERIALS AND SERVICES

A statement of the consideration involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Order 129 is amended in the following respect:

Section 10 (a) is amended by adding the following items:

Railroad ballast, defined as sand, gravel, crushed stone, and crushed slag sold to railroads for use solely for the purpose of supporting and stabilizing railroad beds and tracks, but not when purchased for resale in any form. Sales to railroads include sales to public and private railroads, street railways, interurban lines, and privately owned industrial plant railroad facilities.

Dead-burned dolomite for basic open-hearth dressing, and dead-burned magnesite for furnace use.

Raw dolomite for refractory uses, for fluxstone in blast furnaces, for glass stone, and for other similar furnace uses.

Fluxing limestone, for blast furnaces and open-hearth plants and for use in smelting of copper, gold, lead, and zinc, and for other similar metallurgical uses; and limestone for use as glass stone.

Lime silica and moulded amosite high temperature insulating materials.

85% Magnesia and diatomaceous silica insulating materials

This amendment shall become effective June 19, 1946.

Issued this 19th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10567; Filed, June 19, 1946; 11:41 a. m.]

PART 1305—ADMINISTRATION

[SO 132,[1] Amdt. 38]

POTATOES

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

In section 2 (a) (1) the termination date for the item "White flesh table stock potatoes (domestic and imported) except certified and War Approved seed potatoes as defined in Maximum Price Regulation 492" is amended to read June 27, 1946.

This amendment shall become effective June 19, 1946.

Issued this 19th day of June 1946.

PAUL A. PORTER,
Administrator.

Approved: June 11, 1946.

N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 46-10568; Filed, June 19, 1946; 11:42 a. m.]

PART 1305—ADMINISTRATION

[SO 132,[1] Amdt. 39]

GRAPES

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

Section 2 (a) (1) is amended by adding an item to read as follows:

[1] 10 F.R. 14954, 15170; 11 F.R. 296, 297, 881, 1102, 1467, 2378, 2640, 2989, 2927, 3247, 3396, 4021, 4090, 4861, 5066, 5353, 5598, 5599, 5539, 5650.

	From—	Termination date
Grapes, table and juice, domestic and imported, but not including Concord grapes sold for processing.	June 20, 1946.	Indefinite.

This amendment shall become effective at 12:01 a. m. June 20, 1946.

Issued this 19th day of June 1946.

PAUL A. PORTER.
Administrator.

Approved: June 17, 1946.

CHARLES T. BRANNAN,
Acting Secretary of Agriculture.

For the reasons set forth in the statement of considerations accompanying this amendment, I hereby approve the indefinite suspension from price control of domestic and imported table and juice grapes except Concord grapes sold for processing.

JAMES F. BROWNLEE,
Director, Office of Economic Stabilization.

[F. R. Doc 46-10569; Filed, June 19, 1946; 11:43 a. m.]

PART 1347—PAPER AND PAPER PRODUCTS AND RAW MATERIALS FOR PAPER AND PAPER PRODUCTS, PRINTING AND PUBLISHING

[MPR 30,[1] Amdt. 17]

WASTEPAPER

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 30 is amended in the following respects:

In § 1347.14 Appendix A (a) (1) footnote 25 is amended to read as follows:

25. "No. 1 groundwood fly leaf shavings" consist of the trim of magazines, catalogs and similar printed matter, not limited with respect to groundwood and may contain the bleed of cover and insert stock. The highest quality shall be free of solid color printing, coated stock or beater dyed papers. Lower qualities may contain solid color printing and coated stock in any quantity but shall not contain beater dyed papers in excess of 1%.

This amendment shall become effective June 19, 1946.

Issued this 19th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10545; Filed, June 19, 1946; 11:40 a. m.]

PART 1305—ADMINISTRATION

[SO 163,[2] Amdt. 1]

PERMITTED INCREASES IN PRICES OF FLUID MILK

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Order No. 163 is amended by adding a new paragraph (b) to section 6 to read as follows:

(b) Notwithstanding the provisions of paragraph (a), above, any seller of "fluid milk" in the Federal Milk Marketing Areas listed in Table A below may increase his maximum prices for such "fluid milk" above those existing on May 30, 1946, by the amounts specified in Table A below. The amount specified in Table A shall apply to quart containers. Proportionate increases may be made in the maximum prices for other size containers.

TABLE A

Column I	Column II	Column III
Federal milk marketing areas	Permitted increases per quart in maximum prices of "whole milk"	Permitted increases per quart for "fluid milk" products
	Cent	Cent
Chicago, Ill.	1½	1¼
Cincinnati, Ohio	1	1½
Clinton, Iowa	½	¼
Dubuque, Iowa	½	¼
Duluth-Superior, Minn.	1	¼
Fort Wayne, Ind.	½	¼
Kansas City, Mo.	½	¼
LaPorte, Ind.	½	¼
Louisville, Ky.	1	½
Minneapolis-St. Paul, Minn.	½	¼
New Orleans, La.	½	¼
Omaha, Nebr.	½	¼
St. Joseph, Ind.	½	¼
St. Louis, Mo.	½	¼
Sioux City, Iowa	½	¼
Sub-Chicago, Ill.	½	¼
Toledo, Ohio	½	¼
Quad Cities	½	¼
Tri-State, West Virginia, Kentucky, Ohio	½	¼
Wichita, Kans.	½	¼

[1] The increases permitted in Columns II and III of Table A opposite the areas entitled Cincinnati and New Orleans shall be deleted at 12:01 a. m. of the day when the amendments now being prepared by the United States Agriculture Department, changing the minimum producers' prices for Class I milk as defined in the applicable Marketing Order become effective. The increases permitted in Columns II and III of Table A opposite all marketing areas other than Cincinnati and New Orleans shall terminate at 12:01 a. m. of the day when the Marketing Administrator of each such marketing area computes and announces the minimum producers' price for Class I milk as defined in the applicable marketing order for the period ending June 30, 1946.

This amendment shall become effective June 18, 1946. It shall remain in effect until August 1, 1946.

Issued this 18th day of June 1946.

PAUL A. PORTER.
Administrator.

Approved: June 17, 1946.

CHARLES F. BRANNAN,
Acting Secretary of Agriculture.

[F. R. Doc. 46-10501; Filed, June 18, 1946; 4:30 p. m.]

PART 1315—RUBBER AND PRODUCTS AND MATERIALS OF WHICH RUBBER IS A COMPONENT

[RMPR 143, Amdt. 11]

WHOLESALE PRICES FOR NEW RUBBER TIRES AND TUBES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 143 is amended in the following respects:

1. In section 3 (b) (3) (iii), the phrase "6.4 percent" is substituted for the phrase "5 percent" where the latter appears.

2. In section 5 (b) (7), the phrase "55 percent" is substituted for the phrase "sixty percent" where the latter appears.

3. Tables 1 and 2 of Appendix I are amended to read as follows:

APPENDIX I—TABLES FOR DETERMINATION OF MAXIMUM WHOLESALE PRICE FOR PASSENGER CAR AND MOTORCYCLE TIRES SOLD BY MANUFACTURERS AND BRAND OWNERS UNDER SECTION 3

TABLE 1—PASSENGER CAR TIRES

Size[1]	4-ply tire[2] discount base	Maximum wholesale increase	6-ply tire[3] discount base	Maximum wholesale increase
4.00-15	$7.80	$0.50	----	----
4.25/4.50-12	9.10	.60	----	----
4.40/4.50/4.75/5.00-21[4]	11.04	.71	$13.40	$0.86
4.50/4.75/5.00-20[4]	12.25	.80	14.50	.95
4.75/5.00-19	11.05	.70	14.15	.90
5.00-15	10.70	.70	----	----
5.00-16	10.80	.70	----	----
5.00-17	11.70	.75	----	----
5.25-21	15.55	1.00	19.40	1.25
5.25/5.50-17	13.55	.85	16.90	1.10
5.25/5.50-18	12.35	.80	15.46	.99
5.25/5.50-19	15.65	1.00	18.80	1.20
5.25/5.50-20	16.75	1.05	20.45	1.30
5.50-15	12.48	.82	15.60	1.00
5.50-16	13.15	.85	16.45	1.05
6.00-15	14.40	.90	18.00	1.15
6.00-16	14.75	.95	18.45	1.20
6.00/6.25-16	14.75	.95	18.45	1.20
6.00/6.50-17	16.00	1.00	20.48	1.32
6.00/6.50-18	17.25	1.10	21.60	1.40
6.00/6.50-19	17.68	1.12	21.05	1.35
6.00/6.50-20	18.00	1.15	21.97	1.43
6.25-16	16.60	1.05	20.85	1.35
6.25/6.50-16	17.90	1.15	22.45	1.45
6.50-15	17.50	1.10	21.90	1.40
6.50-16	17.90	1.15	22.40	1.45
7.00-15	19.80	1.25	24.75	1.60
7.00-16	20.30	1.30	25.40	1.65
7.00-17	21.94	1.41	27.30	1.75
7.00/7.50-19	----	----	28.60	1.83
7.50-15	24.85	1.60	31.00	2.00
7.50-16	25.75	1.65	32.25	2.05
7.50-17	----	----	37.15	2.40
8.25-16	----	----	37.25	2.40
30 x 3½	9.39	.61	10.50	.65
14" Jumbo	----	----	33.20	2.15
15" Jumbo	----	----	36.15	2.35

[1] Tires with a single size marking must take discount base of that single size if listed. If not listed, they take the discount base of the combination size in which that single size appears.

[2] The discount base and maximum wholesale increase of a 5-ply tire shall be 115 percent of the discount base and maximum wholesale increase of a 4-ply tire of the same size.

[3] The discount base and maximum wholesale increase of a 7-ply tire shall be 107 percent of the discount base and maximum wholesale increase of a 6-ply tire of the same size.

[4] Any combination size not specifically listed but included in this combination size shall take the discount base shown for this combination.

TABLE 2—MOTORCYCLE TIRES

Size	2-ply tire discount base	Maximum wholesale increase	4-ply tire discount base	Maximum wholesale increase
3.30-18	$8.09	$0.51	$8.48	$0.53
3.50-18	----	----	8.88	.55
3.85-18	9.17	.58	9.61	.60
3.85-20	----	----	10.38	.65
4.00-18	9.40	.60	9.87	.60
4.00-19	9.88	.62	10.15	.70
4.50-18	10.15	.63	10.80	.71
4.50-19	10.53	.67	11.04	.75
5.00-16	11.40	.75	11.95	.75

4. Tables 1 and 2 of Appendix II are amended to read as follows:

APPENDIX II—MAXIMUM WHOLESALE PRICES FOR SYNTHETIC PASSENGER CAR AND MOTORCYCLE TIRES SOLD BY PERSONS OTHER THAN BRAND OWNERS UNDER SECTION 4

TABLE 1—SYNTHETIC RUBBER PASSENGER-CAR TIRES

Size[1]	4-ply tire price[2]	6-ply tire price[3]
4.00-15	$5.96	----
4.25/4.50-12	6.97	----
4.40/4.50/4.75/5.00-21[4]	8.44	$10.30
4.50/4.75/5.00-20[4]	9.38	11.10
4.75/5.00-19	8.44	10.81
5.00-15	8.19	----
5.00-16	8.26	----
5.00-17	8.94	----
5.25-21	11.89	14.83
5.25/5.50-17	10.34	12.93
5.25/5.50-18	9.45	11.81
5.25/5.50-19	11.96	14.36
5.25/5.50-20	12.78	15.12
5.50-15	9.56	11.92
5.50-16	10.06	12.57
6.00-15	10.98	13.75
6.00-16	11.28	14.12
6.00/6.25-16	11.28	14.12
6.00/6.50-17	12.20	15.66
6.00/6.50-18	13.18	16.52
6.00/6.50-19	13.50	16.09
6.00/6.50-20	13.75	16.81
6.25-16	12.67	15.95
6.25/6.50-16	13.68	17.17
6.50-15	13.35	16.73
6.50-16	13.68	17.17
7.00-15	15.11	18.93
7.00-16	15.51	19.43
7.00-17	16.77	20.86
7.00/7.50-19	----	21.87
7.50-15	19.00	23.70
7.50-16	19.68	24.63
7.50-17	----	28.41
8.25-16	----	28.48
30 x 3½	7.18	8.00
14" Jumbo	----	25.43
15" Jumbo	----	28.01

[1] Tires with a single size marking must take the maximum price of that single size if listed. If not listed, they take the maximum price of the combination size in which that single size appears.

[2] Maximum price of a 5-ply tire shall be 115% of the maximum price of a 4-ply tire of the same size.

[3] Maximum price of a 7-ply tire shall be 107% of the maximum price of a 6-ply tire of the same size.

[4] Any combination size not specifically listed but included in this combination size shall take the maximum price shown for this combination.

TABLE 2—SYNTHETIC RUBBER MOTORCYCLE TIRES

Size	2-ply tire price	4-ply tire price
3.30-18	$6.17	$6.46
3.50-18	----	6.79
3.85-18	7.00	7.32
3.85-20	----	7.94
4.00-18	7.18	7.55
4.00-19	7.33	7.76
4.50-18	7.76	8.26
4.50-19	8.04	8.44
5.00-16	8.73	9.12

This amendment shall become effective June 18, 1946.

Issued this 18th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R Doc. 46-10496; Filed, June 18, 1946; 4:31 p. m.]

PART 1499—COMMODITIES AND SERVICES

[Order 24 under 18 (c), Amdt. 2]

TOBACCO STICKS

For the reasons set forth in an opinion issued simultaneously herewith Order No. 24 under § 1499.18(c) as amended, of the General Maximum Price Regulation is amended as follows:

Paragraph (b) is amended to read as follows:

(b) *Maximum price for sales by manufacturers.* The maximum price for sales of tobacco sticks by manufacturers in the following sizes shall be as set forth below. These prices are f. o. b. mill.

Size:	*Per 1,000 pieces*
1" x 1"—52" or 54"	$20.00
¾" x 1"—52" or 54"	15.00

This amendment shall become effective June 24, 1946.

Issued this 19th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10542; Filed, June 19, 1946; 11:42 a. m.]

PART 1499—COMMODITIES AND SERVICES

[RMPR 539,[1] Amdt. 3]

CUSTOM MILLING AND KILN-DRYING OF WESTERN SOFTWOODS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 539 is amended in the following respects:

1. Section 10 is amended to read as follows:

SEC. 10. *Computing prices on the most economical basis.* Except where the specific pricing provisions in the tables or in the footnotes to the tables require otherwise, prices on combination milling such as ripping and resawing must be computed on the method of producing the end product which will result in the use of the fewest number of lines, regardless of how the custom milling actually produces such end product.

2. In section 13, Table 1, the column headed 1 x 12 is amended to read: 1 x 12" and wider.

In Table 2, the column headed 2 x 12 is amended to read: 2x12" and wider.

3. In section 13 the General Notes are amended to read as follows:

1 (a) Ripping and resawing are to be considered as separate operations. For the purpose of classifying these operations, resawing is described as sawing the stock through its widest dimension, and ripping as sawing the stock through its narrowest dimension. A first line is a rip or resaw through any given quantity of lumber producing double the number of pieces, the resulting footage of which is equal to the footage prior to the operation.

An additional line is identical with the first line except that it is second or subsequent rip or resaw through all or part of the footage resulting from the first or preceding line operation, as the case may be. First line operations on square pieces are defined as resaw lines.

(b) Charges for either resawing or ripping are to be based on the original size and the original footage of the stock being ripped or resawn.

(c) No charge may be made for ripping or resawing any stock thicker than 4" or wider than 12" except stock 2" thick and thinner in random width shipments.

(d) Not more than four lines of ripping or resawing or of any combination of ripping and resawing may be charged to the purchaser of lumber being custom-milled to 6/4" thickness or thinner, or to any combination of thicknesses containing lumber of 6/4" thickness or thinner and not more than three lines of ripping or resawing or of any combination of ripping and resawing may be charged for in remanufacturing to thicker than 6/4"; all such charges shall be in accordance with the provisions covering such services as set forth in tables 1, 2, 3 and 4 except that a custom mill may apply to the Lumber Branch, Office of Price Administration, Washington 25, D. C., for an exception to this limitation on services to be performed for the following:

(1) Purchasers requiring custom milling services on lumber held in stock by a Government Agency on or before June 24, 1946.

(ii) Purchasers of lumber requiring precision resawing to a thickness of ⅜" or thinner.

Excess lines of ripping or resawing (or trimming or any other work) may be charged to the producing mill, if mutually and satisfactorily arranged, provided that such charges may not be passed on to the customer and provided further that when stock thicker than 4" or wider than 12" is resawn or ripped for the account of a producing mill, such material must be regraded after such initial ripping or resawing and billed by the producing mill to the customer at the price of the size and grade produced by such initial milling done for the producing mill, but in no case may the size be larger than 4 x 12". This regrading must be performed at the expense of the producing mill by a grader who has been approved by the W. C. L. A. or the P. L. I. B., or by a grader employed by any grading agency approved by the Portland, Oregon, Office of the Office of Price Administration. The custom mill must satisfy itself that all of the provisions of this paragraph have been complied with before any charges for custom milling of such lumber may be passed on to the purchaser. The intent of this note is to discourage uneconomic custom milling operations, and to minimize the amount of degrade that the purchaser must absorb in reducing large sizes to smaller sizes.

Example (1). In resawing 6x6" to 1x6" the correct procedure would be as follows: The first line resaw produces one piece 4x6" and one piece 2x6", or two pieces 3x6" each. The charge for this first line resaw may be collected only from the producing mill, since the original thickness exceeded 4". The product resulting from the first line operation which reduces the thickness to 4" or thinner must then be regraded and sold by the producing mill at the price of the end product, both as to size and grade, resulting from the initial resawing operation. The cost of any subsequent operation performed on the lumber at the buyer's request, as well as any degrade resulting therefrom, shall be for the burer's account.

Example (2). Resawing 12 x 12" to 4 x 12":

The first line resaw produces one piece 4 x 12" and one piece 8 x 12". An additional line resaw on the 8 x 12" results in a total of three pieces of 4 x 12". The 4 x 12" pieces must then be regraded and sold by the producing mill at the price of the end product, both as to size and grade, resulting from the initial resawing operation. All milling and regrading expense up to this point must be borne by the producing mill. Since the lumber has now been reduced to not over 4" in thickness, is not over 12" in width and is regraded, any further operations performed on the lumber by the custom mill at the request of the buyer, as well as any degrade resulting from such further operation shall be for the buyer's account.

Example (3). Reducing 8 x 20" to 4 x 12" and 4 x 8": The first line resaw produces two pieces 4 x 20". The first line rip on 4 x 20" produces one piece 4 x 12" and one piece 4 x 8". The stock must then be regraded and sold by the producing mill at the price of the end product, both as to grade and size (in this instance two-fifths 4 x 8" and

[1] 10 F.R. 3224, 8617, 14147.

[1] 7 F.R. 9732; 8 F.R. 3845, 6109, 7199, 7350, 7821, 13049, 17483; 9 F.R. 6107, 8056, 11108; 10 F.R. 1787, 4103, 4492, 73358, 12809; 11 F.R. 532.

[2] 11 F.R. 6079.

three-fifths 4 x 12''), resulting from these initial resawing and ripping operations. All milling, degrade and regrading expense up to this point must be borne by the producing mill.

As in the examples above, the costs of any further refinement of the lumber at the buyer's request as well as any degrade resulting therefrom, shall be for the buyer's account.

2. Where surfacing is done following resawing and/or ripping, surfacing charges shall be based on size or sizes of stock resulting from the resawing and/or ripping operation. Where stock thinner than 1'' is surfaced, resawn, or ripped, charges may be computed on surface measure. Where the first line of resawing reduces thickness of the remaining piece to less than 1'', additional lines, where required, may be figured on surface measure, instead of original size as provided in note 1.

3. Fractional and odd thicknesses. For 6/4'' and thinner, use price of 1'' and compute footage on actual rough measure. For thicker than 6/4'' and less than 8/4'', use 2'' prices and compute footage on actual rough measure. For odd or fractional thicknesses thicker than 2'', use price of next thinner listed size and compute footage on actual rough measure.

4. Where stock is of fractional or odd widths not specified in table, use price of next listed width, either wider or narrower, whichever is lower. Compute on actual board measure.

5. Where stock is kiln dried prior to being milled a handling charge of $2.00 per M'BM may be added for handling between drying kiln and mill. When resawing and/or ripping is required before kiln drying in addition to other milling, a handling charge of $3.00 per M'BM instead of $2.00 per M'BM may be added. In either instance, when the above handling charges are made, the handling charge provided in the milling tables may not be used.

6. If customer does not furnish a reasonably accurate inbound piece tally, the custom mill may charge him an additional 50¢ per M'BM for tallying.

7. Where 50% or more of the lumber in any car is to be custom milled or kiln dried and the balance of the lumber in such car is required to be handled from car to car without processing, a flat handling charge of $3.00 per M'BM may be made on such balance.

8. Random width prices may be used only on random width shipments containing at least 4 widths when such widths fall under 2 or more specified width price brackets in tables. Shipments containing mixed widths, if piece tallied and segregated in the car, are not random widths. Subject to above conditions, the use of random width prices or specific width prices is optional with Custom mill.

9. When lumber is loaded on open cars and the buyer requires packaging in sling lots or otherwise, whereby the load is divided into individual parcels for the purpose of facilitating mechanical unloading, a charge of $6.50 per car in addition to the open car handling charge may be made. This charge shall include material and labor used in packaging.

This amendment shall become effective June 24, 1946.

NOTE: All reporting and record keeping requirements of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 19th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–10554; Filed, June 19, 1946; 11:44 a. m.]

PART 1499—COMMODITIES AND SERVICES

[MPR 539–B,[1] Amdt. 3]

CUSTOM MILLING AND KILN DRYING OF SOFTWOODS AND HARDWOODS IN SOUTHERN AREA

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 539–B is amended in the following respects:

1. Section 3 (a) is amended to read as follows:

SEC. 3. *What services are covered.* (a) This regulation covers "custom milling and kiln drying services" on all woods other than Western softwoods when performed in the States of Kentucky (except in Jefferson County), West Virginia, Virginia, Tennessee, North Carolina, South Carolina, Arkansas, Louisiana, Mississippi, Alabama, Georgia, and Florida.

This amendment shall become effective June 24, 1946.

Issued this 19th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–10555; Filed, June 19, 1946; 11:44 a. m.]

PART 1499—COMMODITIES AND SERVICES

[Rev. SR 11, Amdt. 87]

PUBLIC STREET LIGHTING EQUIPMENT

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 1499.46 of Revised Supplementary Regulation No. 11 is amended in the following respect:

A new subparagraph (163) is added to paragraph (b) to read as follows:

(163) Repair, rental and maintenance of public street lighting equipment, and services incidental thereto.

This amendment shall become effective June 19, 1946.

Issued this 19th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–10543; Filed, June 19, 1946; 11:45 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[MPR 329,[1] Amdt. 22]

PURCHASES OF MILK FROM PRODUCERS FOR RESALE AS FLUID MILK

A statement of considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

[1] 10 F. R. 8227, 5045, 8618.

Section 1351.402 (b) (1) is amended by adding a new subdivision (i) to read as follows:

(i) *Provided, however,* That the maximum prices which purchasers may pay producers for "milk" purchased for resale in the Federal Milk Marketing Areas listed in Table A below shall be the prices established pursuant to subparagraph 1, above, or the minimum producers' price established pursuant to an applicable order, agreement or license issued under the Agricultural Marketing Agreement Act of 1937 as amended, in effect on May 30, 1946, plus the amount per hundred weight listed in Table A below, whichever is higher.

TABLE A[1]

Column I Producers serving these federal marketing areas:	Column II *Amount to be added to minimum producers' price in effect on May 30, 1946, for "Milk"*
Chicago, Ill.	$0.22
Cincinnati, Ohio	.40
Clinton, Iowa	.26
Dubuque, Iowa	.26
Duluth-Superior, Minn.	.50
Fort Wayne, Ind.	.23
Kansas City, Mo.	.26
LaPorte, Ind.	.24
Louisville, Ky.	.48
New Orleans, La.	.15
Omaha, Nebr.	.28
St. Joseph, Ind.	.24
St. Louis, Mo.	.23
Sioux City, Iowa	.26
Sub-Chicago, Ill.	.22
Toledo, Ohio	.20
Quad Cities	.26
Tri-State, West Virginia, Kentucky, Ohio	.25
Wichita, Kans.	.26
Minneapolis-St. Paul	.30

[1] The increases permitted in Column II of Table A opposite the area entitled Cincinnati and New Orleans shall be deleted at 12:01 a. m. of the day when the amendments now being prepared by the United States Department of Agriculture, changing the minimum producers' prices for Class I milk as defined in the applicable Marketing Order become effective. The increases permitted in Column II of Table A opposite all marketing areas other than Cincinnati and New Orleans shall terminate at 10:01 a. m. of the day when the marketing administration of each such marketing area computes and announces the minimum producers' price for Class I milk as defined in the applicable Marketing order for the period ending June 30, 1946.

This amendment shall become effective June 18, 1946. It shall remain in effect until August 1, 1946.

Issued this 18th day of June 1946.

PAUL A. PORTER,
Administrator.

Approved: June 17, 1946.

CHARLES F. BRANNAN,
Acting Secretary of Agriculture.

[F. R. Doc. 46–10497; Filed, June 18, 1946; 4:30 p. m.]

[1] 8 F.R. 2038, 2874, 3252, 3621, 4726, 5933, 6907, 6737, 8063, 9884, 10731, 13721, 15704, 16296; 9 F.R. 611, 2007, 7852, 9677.

PART 1499—COMMODITIES AND SERVICES

[SR 14–H, Amdt. 12]

MODIFICATION OF MAXIMUM PRICES FOR CERTAIN TRANSPORTATION SERVICES BY MOTOR VEHICLE

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 19 is added to read as follows:

SEC. 19. *Transportation services performed by motor vehicle between Los Angeles and Los Angeles Harbor.* Carriers other than common carriers in California furnishing a transportation service between places in the Los Angeles Commercial Zone on the one hand and places in the Los Angeles Harbor Commercial Zone on the other hand which are subject to the order of the Interstate Commerce Commission in Ex Parte No. MC 24, *California Motor Carrier Rates*, 41 MCC 19, may charge as the maximum price for such service either (a) the minimum rate established by the Interstate Commerce Commission in said order, or (b) the maximum price established by the General Maximum Price Regulation or any Supplementary Regulation or Order issued by the Office of Price Administration.

This amendment shall become effective June 24, 1946.

Issued this 19th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–10544; Filed, June 19, 1946; 11:42 a. m.]

PART 1315—RUBBER AND PRODUCTS AND MATERIALS OF WHICH RUBBER IS A COMPONENT

[RMPR 528, Amdt. 7]

TIRES AND TUBES, RECAPPING AND REPAIRING, AND CERTAIN REPAIR MATERIALS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 528 is amended in the following respects:

1. Table A–I of section 16 is amended to read as follows:

TABLE A–I—MAXIMUM RETAIL PRICES FOR NEW SYNTHETIC RUBBER PASSENGER CAR TIRES AND TUBES

Tire[1] and tube[2] size	4-ply tire price[3]	6-ply tire price[4]	Tube price
4.00–15	$8.30	----------	$2.70
4.25/4.50–12	9.70	----------	2.60
4.40/4.50/4.75/5.00–21[5]	11.75	$14.35	2.80
4.50/4.75/5.00–20[5]	13.05	15.45	2.80
4.75/5.00–19	11.75	15.05	2.95
5.00–15	11.40	----------	2.65
5.00–16	11.50	----------	2.70
5.00–17	12.45	----------	2.75
5.25–21	16.55	20.65	3.95
5.25/5.50–17	14.40	18.00	3.30
5.25/5.50–18	13.15	16.45	2.75
5.25/5.50–19	16.65	20.00	3.50
5.25/5.50–20	17.80	21.75	3.90
5.50–15	13.30	16.60	3.00
5.50–16	14.00	17.50	3.05
5.50/6.00–18	----------	F. B.	3.30
6.00–15	15.30	19.15	3.60
6.00–16	15.70	19.65	3.65
6.00/6.25–16	15.70	19.65	3.65
6.00/6.50–17	17.00	21.80	3.30
6.00/6.50–18	18.35	23.00	3.30
6.00/6.50 19	18.80	22.40	3.50
6.00/6.50–20	19.15	23.40	3.90
6.25–16	17.65	22.20	3.65
6.25/6.50–16	19.05	23.90	4.20
6.50–15	18.60	23.30	4.25
6.50–16	19.05	23.90	4.20

See footnotes at end of table.

Tire[1] and tube[2] size	4-ply tire price[3]	6-ply tire price[4]	Tube price
7.00–15	$21.05	$26.35	$4.30
7.00–16	21.60	27.05	4.40
7.00–17	23.35	29.05	4.40
7.00/7.50–19	----------	30.45	4.55
7.50–15	26.45	33.00	5.00
7.50–16	27.40	34.30	5.20
7.50–17	----------	39.55	4.40
8.25–16	----------	39.65	6.75
30 x 3½	10.00	11.15	2.60
14'' Jumbo	----------	35.40	5.25
15'' Jumbo	----------	39.00	5.70

[1] Tires with a single size marking must take the price of that single size if listed. If not listed, they take the ceiling price of the combination size in which that single size appears. Tires with a combination size marking that is not listed, must be priced by application to the Office of Price Administration under section 16, paragraph (d).

[2] The maximum price of a combination size tube shall be the same as the maximum price of that size in the combination which has the highest maximum price as an individual size.

[3] The maximum price of a 5-ply tire shall be 115% of the maximum price of a 4-ply tire of the same size.

[4] The maximum price of a 7-ply tire shall be 107% of the maximum price of a 6-ply tire of the same size.

[5] Any combination size not specifically listed, but included in this combination size shall take the maximum prices shown for this combination.

2. Table A–II of section 16 is amended to read as follows:

TABLE A–II—MAXIMUM RETAIL PRICES FOR NEW SYNTHETIC RUBBER MOTORCYCLE TIRES AND TUBES

Tire and tube size[1]	2-ply tire price	4-ply tire price	Tube price
3.50–18	$8.60	$9.00	$1.85
3.50–18	----------	9.45	1.85
3.85–18	9.75	10.20	2.20
3.85–20	----------	11.05	2.20
4.00–18	10.00	10.50	2.20
4.00–19	10.20	10.80	2.20
4.50–18	10.80	11.50	2.20
4.50–19	11.20	11.75	2.20
5.00–16	12.15	12.70	2.30

[1] The maximum price of a combination size tube shall be the same as the maximum price of that size in the combination which has the highest maximum price as an individual size.

3. Table A–IV of section 16 is amended to read as follows:

TABLE A–IV—MAXIMUM RETAIL PRICES FOR NEW TRUCK AND BUS, AND MUD AND SNOW TRUCK TIRES AND TUBES

Tire and tube size[1]	Ply	Truck and bus tire price		Mud and snow tire price		Tube price
		Cotton	Rayon	Cotton	Rayon	
5.25/5.50–17	6	$18.70	$19.65	----------	----------	$3.30
6.00–16	6	20.95	22.00	$22.00	$23.10	3.65
6.00–17	6	23.25	24.40	----------	----------	3.80
6.00–20	6	24.00	25.20	25.20	26.45	4.15
6.00–20/30 x 5	8	27.70	29.10	29.05	30.50	4.15
6.50–16	6	24.20	25.40	25.45	26.70	4.20
6.50–17	6	26.40	27.70	----------	----------	3.80
6.50–18	6	28.00	29.40	----------	----------	4.80
6.50–20	6	28.00	29.40	29.40	30.85	5.10
6.70–20/32 x 6	8	35.30	37.05	37.00	38.85	5.10
7.00–15 (15'' Special)	6	27.45	28.80	28.80	30.25	4.50
7.00–15 (15'' Special)	8	30.40	31.90	31.90	33.50	4.50
7.00–16	6	29.00	30.45	30.50	32.05	4.65
7.00–16	8	31.90	33.50	33.50	35.20	4.65
7.00–17	6	32.95	34.60	34.55	36.30	4.75
7.00–17	8	35.55	37.35	37.30	39.15	4.75
7.00–18	8	35.80	37.60	----------	----------	5.00
7.00–20	8	36.40	38.20	38.25	40.15	6.30
7.00–20/32 x 6	10	47.50	49.90	49.80	52.30	6.30
7.00–20/32 x 6	12	54.90	57.65	58.10	61.00	6.30
7.00–24	8	----------	----------	47.30	49.65	6.80
7.00–24/36 x 6	10	55.10	57.85	----------	----------	6.80
7.50–15	6	34.00	35.70	----------	----------	6.75
7.50–15	8	37.30	39.15	----------	----------	6.75
7.50–15	10	55.35	58.10	----------	----------	6.75
7.50–16	4	----------	----------	26.50	27.85	6.95
7.50–16	6	36.25	38.05	38.00	39.90	6.95
7.50–16	8	39.90	41.90	41.90	44.00	6.95
7.50–17	8	43.30	45.45	45.45	47.70	4.75
7.50–18	8	46.25	48.55	48.70	51.15	8.45
7.50–18/32 x 7	10	62.10	65.20	----------	----------	8.45
7.50–20	8	$47.60	$50.00	$50.00	$52.50	$8.80
7.50–20/34 x 7	10	63.40	66.55	66.45	69.75	8.80
7.50–20	12	72.85	76.50	----------	----------	8.80
7.50–24	8	53.60	56.30	56.25	59.05	9.60
7.50–24/38 x 7	10	71.10	74.65	----------	----------	9.60
7.50–24	12	80.15	84.15	----------	----------	9.60
8.25–15	10	68.50	71.95	----------	----------	9.85
8.25–15	12	79.00	82.95	----------	----------	9.85
8.25–15	14	90.85	95.40	----------	----------	9.85
8.25–18	10	65.75	69.05	69.20	72.65	10.00
8.25–18	12	75.60	79.40	----------	----------	10.00
8.25–20	10	67.65	71.05	70.95	74.50	10.25
8.25–20	12	77.90	81.80	81.60	85.70	10.25
8.25–22	10	72.40	76.00	----------	----------	10.90
8.25–22	12	83.25	87.40	----------	----------	10.90
8.25–24	10	76.40	80.20	80.05	84.05	11.65
9.00–13	6	34.75	36.50	36.55	38.40	5.90
9.00–15	10	73.25	76.90	----------	----------	11.30
9.00–15	12	85.85	90.15	----------	----------	11.30
9.00–15	8	----------	----------	68.40	71.80	11.45
9.00–16	10	----------	----------	78.65	82.60	11.45
9.00–18	10	78.10	82.00	81.90	86.00	11.55
9.00–18	12	89.80	94.30	----------	----------	11.55
9.00–20	10	80.75	84.80	84.70	88.95	11.75
9.00–20/36x8	12	94.50	99.25	99.10	104.05	11.75
9.00–20/36x8	14	103.95	109.15	----------	----------	11.75
9.00–22	10	84.75	89.00	----------	----------	12.25
9.00–22	12	97.45	102.30	----------	----------	12.25
9.00–24	10	88.15	92.55	92.40	97.00	12.85
9.00–24/40x8	12	101.00	106.05	105.85	111.15	12.85
9.00–24/40x8	14	111.30	116.85	----------	----------	12.85
10.00–15	10	94.05	98.75	----------	----------	11.50

See footnotes at end of table.

TABLE A-IV—continued

Tire and tube size	Ply	Truck and bus tire price		Mud and snow tire price		Tube price
		Cotton	Rayon	Cotton	Rayon	
10.00-15	12	$96.90	$101.75			$11.90
10.00-15	14	102.75	107.90			11.90
10.00-18	10	74.80	80.05	$88.90	$93.35	12.25
10.00-18	12	99.65	104.65	104.60	109.85	12.25
10.00-18	14	117.10	122.95			12.25
10.00-18	10	87.10	91.45			12.60
10.00-20	12	102.35	107.45	107.50	112.90	12.60
10.00-20	14	123.20	129.35	129.10	135.55	12.60
10.00-20/38x9	12	107.85	113.25	113.25	118.90	12.95
10.00-22	14	129.05	135.50			12.95
10.00-22	12	110.85	116.40	116.35	122.15	13.40
10.00-24	14	133.30	139.95			13.40
10.00-24/42x9	12	100.50	105.55			12.40
10.50-16	10			105.55	110.85	
10.50-18	10			100.20	105.20	13.70
11.00-18	8			93.40	98.05	13.70
11.00-18	10	105.00	111.30	111.45	117.00	14.35
11.00-19	14	143.20	150.35			14.95
11.00-20	12	126.50	132.85	126.50	132.85	14.95
11.00-20	14	145.30	152.55	152.05	159.65	16.05
11.00-22	12	127.50	133.90	133.90	140.60	16.05
11.00-22	14	148.95	156.40			17.80
11.00-24	12	132.50	139.15	138.55	145.50	17.80
11.00-24	14	152.55	160.20	159.50	167.50	
12.00-18	14	$150.25	$157.75			
12.00-20	10			$119.80	$125.80	$20.60
12.00-20	12			142.85	150.00	20.60
12.00-20	14	158.15	166.05	165.85	174.15	20.60
12.00-20	16	183.25	192.40	190.75	200.30	20.60
12.00-20	20	221.55	232.65	230.40	241.90	20.60
12.00-22	14	164.15	172.35			21.60
12.00-24	14	169.30	177.75	177.30	186.15	22.30
12.00-24/44 x 10	16	196.75	206.60	206.05	216.35	22.30
13.00-20	16	219.00	229.95			26.50
13.00-24	16	239.25	251.20	251.20	263.75	29.70
14.00-20	12			186.60	195.95	30.80
14.00-20	16	241.40	253.45	253.45	266.10	30.80
14.00-20	18	265.55	278.85	278.55	292.50	30.80
14.00-20	20	292.10	306.70	306.40	321.70	30.80
14.00-24	16	256.15	268.95	273.95	287.65	35.05
14.00-24	18	281.60	295.70	295.70	310.50	35.05
14.00-24	20	309.75	325.25	324.28	340.40	35.05
14.00-24						75.00
16.00-32						131.90
21.00-28						137.00
24.00-28						312.00
30.00-32						

[1] The maximum price of a combination size tube shall be the same as the maximum price of that size in the combination which has the highest maximum price as an individual size.

This amendment shall become effective June 18, 1946.

Issued this 18th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10498; Filed, June 18, 1946; 4:31 p. m.]

PART 1499—COMMODITIES AND SERVICES

[MPR 539-C,[1] Amdt. 3]

CUSTOM MILLING AND KILN DRYING OF SOFTWOODS AND HARDWOODS IN MIDWEST AND GREAT LAKES STATES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 539-C is amended in the following respects:

1. Section 3 (a) is amended to read as follows:

SEC. 3. What services are covered.—(a) This regulation covers "custom milling and kiln drying services" when performed in the States of North Dakota, South Dakota, Nebraska, Kansas, Minnesota, Iowa, Missouri, Wisconsin, Illinois, Michigan, Indiana, Ohio and in Jefferson County, Kentucky.

2. Section 10 is amended to read as follows:

SEC. 10. *Computing prices on the most economical basis.* Except where the specific pricing provisions in the tables or in the footnotes to the tables require otherwise, prices on combination milling such as ripping and resawing must be computed on the method of producing the end product which will result in the use of the fewest number of lines, regardless of how the custom milling actually produces such end product.

[1] 10 F.R. 3229, 5045, 8619.

3. In section 13, Table 1, the column headed 1 x 12 is amended to read: 1 x 12" and wider.

In Table 2, the column headed 2 x 12 is amended to read: 2 x 12" and wider.

4. In section 13 the heading "General Notes" following the Tables is amended to read: General Notes—(*covering all woods other than Western Softwoods*).

5. In section 13 a new set of general notes covering Western Softwoods only is added after General Note 9, to read as follows:

GENERAL NOTES—(COVERING WESTERN SOFTWOODS ONLY)

"Western softwood lumber" under this regulation means any lumber which on sales by the sawmill is subject to RMPR 26 (Douglas Fir and Other West Coast Lumber), RMPR 94 (Western Pine and Associated Species of Lumber), MPR 253 (Redwood Lumber), RMPR 290 (Sitka Spruce Lumber), or RMPR 402 (Western Red Cedar Lumber).

1 (a) Ripping and resawing are to be considered as separate operations. For the purpose of clarifying these operations, resawing is described as sawing the stock through its widest dimensions, and ripping as sawing the stock through its narrowest dimension. A first line is a rip or resaw through any given quantity of lumber producing double the number of pieces, the resulting footage of which is equal to the footage prior to the operation.

An additional line is identical with the first line except that it is the second or subsequent rip or resaw through all or part of the footage resulting from the first or preceding line operation, as the case may be. First line operations on square pieces are defined as resaw lines.

(b) Charges for either resawing or ripping are to be based on the original size and the original footage of the stock being ripped or resawn.

(c) No charge may be made for ripping or resawing any stock thicker than 4" or wider than 12", except stock 2" thick and thinner in random width shipments.

(d) Not more than four lines of ripping or resawing or of any combination of ripping and resawing may be charged to the purchaser of lumber being custom-milled to 6/4" thickness or thinner, or to any combination of thickness containing lumber of 6/4" thickness or thinner and not more than three lines of ripping or resawing or of any combination of ripping and resawing may be charged for in remanufacturing to thicker than 6/4"; all such charges shall be in accordance with the provisions covering such services as set forth in tables 1, 2, 3 and 4 except that a custom mill may apply to the Lumber Branch, Office of Price Administration, Washington 25, D. C., for an exception to this limitation on services to be performed for the following:

(i) Purchasers requiring custom milling services on lumber held in stock by a Government agency on or before June 24, 1946.

(ii) Purchasers of lumber requiring precision resawing to a thickness of ⅛" or thinner.

Excess lines of ripping or resawing (or trimming or any other work) may be charged to the producing mill, if mutually and satisfactorily arranged, provided that such charges may not be passed on to the customer and provided further that when stock thicker than 4" or wider than 12" is resawn or ripped for the account of a producing mill, such material must be regraded after such initial ripping or resawing and billed by the producing mill to the customer at the price of the size and grade produced by such initial milling done for the producing mill, but in no case may the size be larger than 4 x 12". This regrading must be performed at the expense of the producing mill by a grader who has been approved by the W. C. L. A. or the P. L. I. B., or by a grader employed by any grading agency approved by the Portland Oregon office of the Office of Price Administration. The custom mill must satisfy itself that all of the provisions of this paragraph have been complied with before any charges for custom milling of such lumber may be passed on to the purchaser. The intent of this note is to discourage uneconomic custom milling operations and to minimize the amount of degrade that the purchaser must absorb in reducing large sizes to smaller sizes.

Example (1). In resawing 6 x 6" to 1 x 6 the correct procedure would be as follows: The first line resaw produces one piece 4 x 6 and one piece 2 x 6", or two pieces 3 x 6 each. The charge for this first line resaw may be collected only from the producing mill, since the original thickness exceeded 4". The product resulting from the first line operation which reduces the thickness 4

or thinner must then be regraded and sold by the producing mill at the price of the end product, both as to size and grade, resulting from the initial resawing operation. The cost of any subsequent operation performed on the lumber at the buyer's request, as well as any degrade resulting therefrom, shall be for the buyer's account.

Example (2). Resawing 12x12" to 4x12": The first line resaw produces one piece 4x12" and one piece 8x12". An additional line resaw on the 8x12" results in a total of three pieces of 4x12". The 4x12" pieces must then be regraded and sold by the producing mill at the price of the end product, both as to size and grade, resulting from the initial resawing operation. All milling and regrading expense up to this point must be borne by the producing mill. Since the lumber has now been reduced to not over 4" in thickness, is not over 12" in width and is regraded, any further operations performed on the lumber by the custom mill at the request of the buyer, as well as any degrade resulting from such further operation shall be for the buyer's account.

Example (3). Reducing 8x20" to 4x12" and 4x8": The first line resaw produces two pieces 4x20". The first line rip on 4x20" produces one piece 4x12" and one piece 4x8". The stock must then be regraded and sold by the producing mill at the price of the end product, both as to grade and size (in this instance two-fifths 4x8" and three-fifths 4x12"), resulting from these initial resawing and ripping operations. All milling, degrade and regrading expense up to this point must be borne by the producing mill.

As in the examples above, the costs of any further refinement of the lumber at the buyer's request as well as any degrade resulting therefrom, shall be for the buyer's account.

Lumber actually on hand in distribution yards in the area covered by Maximum Price Regulation 539 C, or actually in transit from producing mills on June 24, 1946, may for a period of 20 days on and after such date be excepted from the terms of this note and General Note 1 (c) above, provided a list of such lumber to be so manufactured is filed with the Lumber Branch, Office of Price Administration, Washington 25, D. C., within ten (10) days of June 24, 1946.

2. Where surfacing is done following resawing and/or ripping, surfacing charges shall be based on size or sizes of stock resulting from the resawing and/or ripping operation. Where stock thinner than 1" is surfaced, resawn, or ripped, charges may be computed on surface measure. Where the first line of resawing reduces thickness of the remaining piece to less than 1", additional lines, where required, may be figured on surface measure, instead of original size as provided in note 1.

3. Fractional and odd thicknesses. For 6/4" and thinner, use price of 1" and compute footage on actual rough measure. For thicker than 6/4" and less than 8/4", use 2" prices and compute footage on actual rough measure. For odd or fractional thicknesses thicker than 2", use price of next thinner listed size and compute footage on actual rough measure.

4 Where stock is of fractional or odd widths not specified in table, use price of next listed width, either wider or narrower, whichever is lower. Compute on actual board measure.

5. Where stock is kiln dried prior to being milled, a handling charge of $2.00 per M'BM may be added for handling between drying kiln and mill. When resawing and/or ripping is required before kiln drying in addition to other milling, a handling charge of $3.00 per M'BM instead of $2.00 per M'BM may be added. In either instance, when the above handling charges are made, the handling charge provided in the milling tables may not be used.

6. If customer does not furnish a reasonably accurate inbound piece tally, the custom mill may charge him an additional 50¢ per M'BM for tallying.

7. Where 50% or more of the lumber in any car is to be custom milled or kiln dried and the balance of the lumber in such car is required to be handled from car to car without processing, a flat handling charge of $3.00 per M'BM may be made on such balance.

8. Random width prices may be used only on random width shipments containing at least 4 widths when such widths fall under 2 or more specified width price brackets in tables. Shipments containing mixed widths, if piece tallied and segregated in the car, are not random widths. Subject to above conditions, the use of random width prices or specific width prices is optional with custom mill.

9. When lumber is loaded on open cars and the buyer requires packaging in sling lots or otherwise, whereby the load is divided into individual parcels for the purpose of facilitating mechanical unloading, a charge of $6.50 per car in addition to the open car handling charge may be made. This charge shall include material and labor used in packaging.

This amendment shall become effective June 24, 1946.

NOTE: All reporting and record keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 19th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10556; Filed, June 19, 1946; 11:45 a. m.]

Chapter XVIII—Office of Economic Stabilization

[Dir. 123]

PART 4003—SUPPORT PRICES: SUBSIDIES

ADJUSTMENTS IN PREMIUM PRICE PLAN FOR COPPER, LEAD AND ZINC

The purpose of this directive is intended further to carry out the policy announced in press release OES—34, dated Thursday March 28, 1946, to modify the Premium Price Plan for Copper, Lead and Zinc, in the light of the increased costs that will be incurred by mine operators in making wage adjustments under the Government's wage-price policy.

Because of the critically short supply of lead and the expectation that current wage increases will render nonprofitable a substantial production of marginal lead ores, an increase in the present "B" lead premiums is authorized where necessary. For similar reasons with respect to copper, the Reconstruction Finance Corporation is authorized to pay the larger mines in the country premiums in the Special Copper Class where necessary.

Accordingly, pursuant to the authority vested in me by the Stabilization Act of 1942, as amended, and by Executive Order 9250 of October 3, 1942 (7 F.R. 7871), Executive Order 9328 of April 8, 1943 (8 F.R. 4681), Executive Order 9599 of August 18, 1945 (10 F.R. 13487) Executive Order 9697 of February 14, 1946 (11 F.R. 1929), the Reconstruction Finance Corporation is authorized and directed:

1. Upon application by a mine operator and recommendation of the Quota Committee for the Premium Price Plan for Copper, Lead and Zinc, to specify with respect to any "B" lead quota, premium payments for each pound of lead of over-quota production within a range between 14¾ cents and the sum of the ceiling price of lead and the amount of the "A" lead premium. Any "B" lead quota as to which the premium is not specified in cents and tenths of a cent shall remain payable at 12 cents minus the sum of the ceiling price and the amount of the "A" lead premium, unless and until otherwise specified by the Reconstruction Finance Corporation, in accordance with the provisions of this paragraph.

2. Upon application by a mine operator and recommendation of the Quota Committee for the Premium Price Plan for Copper, Lead and Zinc, to pay to major copper mines, heretofor defined as mines which produced more than 2,000 tons of copper in 1942, premiums not exceeding the difference between 22 cents per pound and the ceiling price for copper.

Issued and effective this 18th day of June 1946.

CHESTER BOWLES,
Director.

[F. R. Doc. 46-10502; Filed, June 18, 1946; 4:33 p. m.]

[Dir. 109, Amdt. 1]

PART 4004—PRICE STABILIZATION: MAXIMUM PRICES

1946 CANNED VEGETABLES

Pursuant to the authority vested in me by the Stabilization Act of 1942, as amended, and by Executive Order 9250 of October 30, 1942 (7 F.R. 7871), Executive Order 9328 of April 8, 1943 (8 F.R. 4681), Executive Order 9599 of August 18, 1945 (10 F.R. 13487), Executive Order 9697 of February 14, 1946 (11 F.R. 1691), and Executive Order 9699 of February 21, 1946 (11 F.R. 1929), *It is hereby ordered:*

Directive 109 (11 F.R. 5315) is amended in the following respects:

Paragraph 2 (a) is amended as follows:

(a) Eligible sales to purchasers other than Government procurement agencies consummated from February 2, 1946, through June 30, 1946, or such later date as the Department of Agriculture may specify, of canned green peas, green pea soup, and sweet corn produced during the period February 2 through June 30, 1946, and eligible sales to purchasers other than Government procurement agencies consummated from March 1, 1946, through June 30, 1946, or such later date as the Department of Agriculture may specify, of canned tomatoes, tomato juice, tomato catsup, tomato paste, tomato puree, tomato sauces, tomato cocktail, tomato juice contained in canned mixed vegetable juices, and tomato soup produced during the period March 1, 1946, through June 30, 1946. Eligible

sales shall include sales by canners for shipment to Alaska, Hawaii, Puerto Rico, and the Virgin Islands (U. S.) but shall not include sales to any other territory or possession of the United States or to any foreign country.

Section 3 of Schedule A is amended by deletion of the reference to footnote 3 in relation to southeastern Idaho.

Schedule A is amended by the addition of a new footnote, No. 14, which reads as follows:

Southeastern Idaho. The counties in Idaho other than those listed in northern and southwestern Idaho.

Issued and effective this 17th day of June 1946.

CHESTER BOWLES,
Director.

[F. R. Doc., 46-10529; Filed, June 19, 1946; 10:38 a. m.]

Chapter XXIII—War Assets Administration

[Reg. 14,[1] Order 1]

PART 8314—DISPOSAL TO NONPROFIT INSTITUTIONS AND DISCOUNTS FOR EDUCATIONAL OR PUBLIC-HEALTH INSTITUTIONS OR INSTRUMENTALITIES

DISPOSAL OF UNIT LIBRARIES

The Armed Services and other owning agencies have in their possession a number of collections of books and related library equipment which were established for the use of members of the Services, defense workers, and others at camps, posts, recreation centers and other locations. These books and materials were selected for their general informational, educational, recreational, technical, or specialized nature, and represent a wide variety of subjects.

The War Assets Administrator deems that these collections are of far greater value if they are declared and disposed of as units, rather than after breaking them up into their individual types of property. The Federal Security Agency has recommended that these collections be made available at nominal prices to educational institutions and instrumentalities in the areas where there is a relative lack of present library facilities.

In view of these considerations, the War Assets Administrator finds that the benefit which will accrue to the United States from the use of such collections by such institutions and instrumentalities justifies disposal to such institutions and instrumentalities at a nominal price approximately sufficient to cover the costs of care, handling and disposition and further finds that such a nominal price should be 5% of the fair value.

Pursuant to the authority of the Surplus Property Act of 1944 (58 Stat. 765; 50 U.S.C. App. Sup. 1611), Public Law 181, 79th Congress, 1st Session (59 Stat. 533), Executive Order 9689 (11 F.R. 1265), and Public Law 375, 79th Congress, Second Session, it is hereby ordered, that:

1. *Definitions.* A "unit library" means a collection of books and related library equipment including charging desks, catalogue cards, book mending materials, library tables, library chairs, bulletin boards, charging trays, book trucks, movable shelving, periodical racks and similar materials and equipment. Unassorted surplus textbooks and educational pamphlets, instructional, technical, reference or specialized publications, and related library equipment which are not assembled as part of a library, shall not be treated as unit libraries unless practicable to do so or unless otherwise specifically directed by the War Assets Administration.

2. Owning agencies shall process all declarations of each unit library together and shall not dispose of any line items contained in any such declarations under their authority to dispose of small lots under Part 8309.[1] Wherever possible, a unit library shall be stored and maintained together.

3. Notwithstanding the provisions of § 8314.9, War Assets Administration as a disposal agency, after offering the unit libraries to priority claimants in accordance with the provisions of Part 8302,[2] is hereby authorized to sell such libraries to educational institutions and instrumentalities as defined in § 8314.1, at a price equivalent to 5% of the fair value thereof, f. o. b. location.

4. All such libraries remaining unsold after the orders of priority claimants have been filled shall be reserved for exclusive disposal to educational institutions and instrumentalities in accordance with the provisions of this order for a period of six (6) months after the date of offering to priority claimants.

5. In disposing of unit libraries, War Assets Administration as a disposal agency shall make offerings on a broad basis and shall dispose of them to educational institutions and instrumentalities whose orders have been approved by the Federal Security Agency or its designee and in accordance with the directions of the Federal Security Agency as to the proper allocation of such libraries within the United States and each State.

This order shall become effective June 19, 1946.

E. B. GREGORY,
Administrator.

JUNE 17, 1946.

[F. R. Doc. 46-10535; Filed, June 19, 1946; 11:30 a. m.]

[1] SPA Reg. 14 (10 F.R. 14028; 11 F.R. 2714, 4096).

[1] SPA Reg. 9 (10 F.R. 12961, 14966; 11 F.R. 3691).

[2] Reg. 2 (11 F.R. 5125, 6237, 6545).

Notices

DEPARTMENT OF LABOR.

Wage and Hour Division.

LEARNER EMPLOYMENT CERTIFICATES

ISSUANCE TO VARIOUS INDUSTRIES

Notice of issuance of special certificates for the employment of learners under the Fair Labor Standards Act of 1938.

Notice is hereby given that special certificates authorizing the employment of learners at hourly wage rates lower than the minimum wage rate applicable under section 6 of the act have been issued to the firms hereinafter mentioned under section 14 of the act, Part 522 of the regulations issued thereunder (August 16, 1940, 5 F.R. 2862, and as amended June 25, 1942, 7 F.R. 4725), and the determinations, orders and/or regulations hereinafter mentioned. The names and addresses of the firms to which certificates were issued, industry, products, number of learners, and effective and expiration dates of the certificates are as follows:

Single Pants, Shirts and Allied Garments, Women's Apparel, Sportswear, Rainwear, Robes and Leather and Sheep-Lined Garments Divisions of the Apparel Industry, Learner Regulations, July 20, 1942 (7 F.R. 4724), as amended by Administrative Order March 13, 1943 (8 F.R. 3079), and Administrative Order June 7, 1943 (8 F.R. 7890):

Hamilton Carhartt Overall Company, Irvine, Kentucky; Pants, overalls, coveralls, work shirts; ten (10) percent (T); effective June 11, 1946, expiring June 10, 1947.

Hosiery Learner Regulations, September 4, 1940 (5 F.R. 3530), as amended by Administrative Order March 13, 1943 (8 F.R. 3079):

Elizabeth City Hosiery Mills, Elizabeth City, North Carolina; Seamless hosiery; twenty (20) learners (EX); effective June 24, 1946, expiring December 23, 1946.

Glove Findings and Determination of February 20, 1940, as amended by Administrative Order September 20, 1940 (5 F.R. 3748) and as further amended by Administrative Order, March 13, 1943 (8 F.R. 3079):

Morris Manufacturing Company, Newbern, Tennessee; Work gloves; five (5) learners (T); effective June 14, 1946, expiring June 13, 1947.

Newton Glove Manufacturing Company, Newton, North Carolina; ten (10) percent (EX); Work gloves; effective June 15, 1946, expiring December 14, 1946.

Independent Telephone Learner Regulations, July 17, 1944 (9 F.R. 7125):

Central Iowa Telephone Company, Traer, Iowa; (T); effective June 12, 1946, expiring June 11, 1947.

Regulations, Part 522—Regulations Applicable to the Employment of Learners:

Peoples State Bank, Baytown, Texas; five (5) learners as Junior Bank Officers; for a learning period of 240 hours at 35 cents an hour; effective June 12, 1946, expiring August 12, 1946.

The employment of learners under these certificates is limited to the terms and conditions therein contained and is subject to the provisions of the applicable determinations, orders and/or regulations cited above. These certificates have been issued upon the employers' representations that experienced workers for the learner occupations are not available for employment and that they are actually in need of learners at subminimum rates in order to prevent curtailment of opportunities for employment. The certificates may be cancelled in the manner provided in the regulations and as indicated in the certificates.

Any person aggrieved by the issuance of any of these certificates may seek a review or reconsideration thereof within fifteen days after publication of this notice in the FEDERAL REGISTER pursuant to the provisions of regulations, Part 522.

Signed at New York, New York, this 14th day of June 1946.

PAULINE C. GILBERT,
Authorized Representative of the Administrator.

[F. R. Doc. 46-10474; Filed, June 18, 1946; 1:26 p. m.]

CIVIL AERONAUTICS BOARD.

[Docket Nos. 2216, 2277]

UNITED AIR LINES, INC., DETROIT-NEW YORK, DETROIT-ALLENTOWN NONSTOPS

NOTICE OF HEARING

In the matter of the applications of United Air Lines, Inc., for authority to inaugurate nonstop services between Detroit, Mich., and New York, N. Y., and Detroit, Mich., and Allentown, Pa., under § 238.3 of the Economic Regulations of the Board.

Notice is hereby given that the above-entitled matter is assigned to be heard on June 25, 1946, 10:00 a. m. (eastern standard time) in Room 1508, Commerce Building, 14th and Constitution Avenue, N. W., Washington, D. C., before Examiner James S. Keith.

Dated at Washington, D. C., June 17, 1946.

By the Civil Aeronautics Board.

[SEAL] FRED A. TOOMBS,
Secretary.

[F. R. Doc. 46-10531; Filed, June 19, 1946; 10:41 a. m.]

FEDERAL POWER COMMISSION.

[Docket No. G-644]

CONSOLIDATED GAS UTILITIES CORP.

ORDER FIXING DATE OF HEARING

JUNE 18, 1946

Upon consideration of application filed June 18, 1945, by Consolidated Gas Utilities Corporation ("Applicant"), a corporation organized under the laws of the State of Delaware and authorized to do business in the States of Texas, Oklahoma and Kansas with its principal place of business in Oklahoma City, Oklahoma, pursuant to section 7 of the Natural Gas Act, as amended, requesting:

(i) A certificate of public convenience and necessity authorizing the construction and operation of facilities consisting of a 14-inch O. D. gas pipe line approximately 3.05 miles in length to replace a 12¾-inch O. D. transmission pipe line in that portion of Applicant's interstate pipe line system beginning at or near the discharge of Applicant's Hunnewell compressor in the Southwest Quarter of the Southeast Quarter of Section 16, Township 35 South, Range 1 East, and extending thence in a Northwesterly direction across Sections 16, 9 and 4 to a point near the Northwest corner of the Northwest Quarter of Section 4, all in Township 35 South, Range 1 East, Sumner County, Kansas;

(ii) Permission and approval to abandon and discontinue service by means of the portion of its facilities consisting of the 12¾-inch O. D. transmission pipe line as above described;

The Commission orders that:

(a) A public hearing be held commencing on the 26th day of June, 1946, at 10:00 a. m. in the Hearing Room of the Federal Power Commission, 1800 Pennsylvania Avenue, N. W., Washington, D. C., concerning the matters involved and the issues presented in the above-entitled matter;

(b) Interested State commissions may participate in the hearing as provided in § 67.4 of the provisional rules of practice and regulations under the Natural Gas Act.

(c) In accordance with § 57.10 of the provisional rules of practice and regulations under the act, the Commission may, after a noncontested hearing, proceed by order to dispose of this application upon consideration of the evidence contained in and filed with the application and such additional evidence as the Commission may require to be filed for its consideration, all of which, together with the application, it is contemplated, will be incorporated in and will, in the absence of participation by any intervening parties, constitute substantially the record of hearing to be held on the date fixed by this order.

By the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-10571; Filed, June 19, 1946; 12:05 p. m.]

[Docket No. G-647]

MOUNTAIN FUEL SUPPLY CO.

ORDER FIXING DATE OF HEARING

JUNE 18, 1946.

Upon consideration of the application filed June 29, 1945, by Mountain Fuel Supply Company ("Applicant"), a corporation organized under the laws of the State of Utah, with its principal place of business at 36 South State Street, Salt Lake City, Utah, for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, for authority to construct and operate facilities in T. 11 and 12 N., R. 97 W., 6th p. m. at the Powder Wash gas and oil field in northwest Colorado, to-wit: facilities to dehydrate and cool 15,000 Mcf of natural gas per day, two 50 kw. gas engine driven electric generating units and one 300 hp. gas engine driven gas compressor unit and accessories;

The Commission orders that:

(a) A public hearing be held commencing on the 26th day of June, 1946, at 10:00 a. m. in the hearing room of the Federal Power Commission, 1800 Pennsylvania Avenue NW., Washington, D. C., concerning the matters involved and the issues presented in the above-entitled proceeding;

(b) Interested state commissions may participate as provided in § 67.4 of the provisional rules of practice and regulations under the Natural Gas Act;

(c) In accordance with § 57.10 of the provisional rules of practice and regulations under the act, the Commission may, after a noncontested hearing, proceed by order to dispose of this application upon consideration of the evidence contained in and filed with the application and such additional evidence as the Commission may require to be filed for its consideration, all of which, together with the application, it is contemplated, will be incorporated in and will, in the absence of participation by any intervening parties, constitute substantially the record of hearing to be held on the date fixed by this order.

By the Commission.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-10570; Filed, June 19, 1946; 12:06 p. m.]

[Docket No. G-650]

EL PASO NATURAL GAS CO.

ORDER FIXING DATE OF HEARING

JUNE 18, 1946.

Upon consideration of the application filed on July 13, 1945, the supplemental application filed on November 19, 1945, and the second supplemental application filed on May 13, 1946, by the El Paso Natural Gas Company ("Applicant") for a certificate of public convenience and necessity pursuant to Section 7 of the Natural Gas Act, as amended, to authorize the construction and operation of the following facilities:

(1) A 1,000-H. P. compressor unit at its Jal No. 2 Residue Gas Compressor Station, located four miles northeast of Jal, Lea County, New Mexico, increasing the installed capacity at said station from 7,800 H. P. to 8,800 H. P. and taking an additional 7,400 Mcf per day of residue gas from Applicant's gasoline absorption plant there located, also necessary equipment for cooling jacket water and for extension to engine room, pipe connections and accessories; and 8⅝ inch transmission line, 18.09 miles in length, beginning at a point approximately six-tenths of a mile northwest of Applicant's Morenci Compressor Station in Greenlee County, Arizona, and extending in a northwesterly direction to a point in Graham County, Arizona, replacing Applicant's 6⅝-inch transmission line between the aforementioned points; a 6⅝-inch loop line, 18.09 miles in length, in Graham County, beginning at a point approximately 18.69 miles northwest of the aforesaid Morenci compressor station and extending in a northwesterly direction parallel to its present 6⅝-inch line; a four-inch transmission line, 1,500 feet in length, in Gila County, Arizona, beginning at a point on Applicant's 6⅝-inch line near Miami, Arizona, and extending in a northwesterly direction to a point of connection with facilities of International Smelting and Refining Company at Inspiration, Arizona;

(2) One tap and a 500-B Positive Meter and Regulator, to be located on Applicant's 10¾-inch main pipe line between Tucson and Phoenix, Arizona, ap-

proximately one mile south of the Town of Eloy in Pinal County, Arizona;

(3) Approximately 9,800 feet of 2⅞-inch natural gas pipe line extending northwestward from a point on its existing six-inch line near Superior, Arizona;

The Commission orders that:

(a) A public hearing be held commencing on the 26th day of June 1946, at 10:00 a. m. (e. s. t.) in the Hearing Room of the Federal Power Commission, 1800 Pennsylvania Avenue, N. W., Washington, D. C., concerning the matters involved and the issues presented in this proceeding;

(b) Interested State commissions may participate in this hearing, as provided in § 67.4 of the provisional rules of practice and regulations under the Natural Gas Act;

(c) In accordance with § 57.10 of the provisional rules of practice and regulations under the act, the Commission may, after a noncontested hearing, proceed by order to dispose of this application upon consideration of the evidence contained in and filed with the application and such additional evidence as the Commission may require to be filed for its consideration, all of which, together with the application, it is contemplated, will be incorporated in and will, in the absence of participation by any intervening parties, constitute substantially the record of hearing to be held on the date fixed by this order.

By the Commission.

[SEAL] LEON M. FUQUAY, *Secretary.*

[F. R. Doc. 46-10572; Filed, June 19, 1946; 12:06 p. m.]

[Docket No. G-734]

PENN-YORK NATURAL GAS CORP.

ORDER FIXING DATE OF HEARING

JUNE 18, 1946.

Upon consideration of the application filed on May 31, 1946, by Penn-York Natural Gas Corporation (Applicant), for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, to authorize the construction and operation of the following described facilities:

(1) One additional 8" pipeline stream bed crossing at Cattaraugus Creek, parallel to, connected with and approximately one hundred (100) feet distant from Applicant's presently existing 8" pipeline which crosses Cattaraugus Creek at a point on the Erie and Cattaraugus County line and which 8" pipeline extends from Applicant's Arcade Station in Wyoming County, New York, to its Sheridan Station in Chautauqua County, New York, the Cattaraugus Creek crossing being located approximately twenty five (25) miles west of said Arcade Station. The length of the proposed new pipeline crossing will be approximately one thousand (1,000) feet, and the two pipeline crossings will be joined with appropriate headers and valves to permit operation of either singly.

(2) Applicant also proposes to construct one steel building, 40' x 80', to be used as a garage, warehouse and workshop, and to be located in the Town of Arcade, Wyoming County, New York. Applicant submits that this proposed building will be located at a central point on the company's pipeline system and will provide centralized, more efficient and less costly operation of its system.

The Commission orders that:

(a) A public hearing be held commencing on June 28, 1946, at 10:00 a. m. (e. s. t.), in the Hearing room of the Federal Power Commission, Hurley-Wright Building, 1800 Pennsylvania Avenue, N. W., Washington, D. C., respecting the matters involved and the issues presented in this proceeding: *Provided, however,* That if no protest or petition to intervene has been filed or allowed prior to the date hereinbefore fixed for hearing, or if a protest or petition to intervene, in the judgment of the Commission, raises no issue of substance, the Commission may dispose of the application without contested hearing, by order upon the application and evidence filed or available to the Commission and such additional evidence as the Commission may require to be filed for its consideration.

(b) Interested State commissions may participate in this hearing as provided in § 67.4 of the provisional rules of practice and regulations under the Natural Gas Act.

By the Commission.

[SEAL] LEON M. FUQUAY, *Secretary.*

[F. R. Doc. 46-10573; Filed, June 19, 1946; 12:04 p. m.]

INTERSTATE COMMERCE COMMISSION.

[S. O. 533]

UNLOADING OF COAL AT SOUTH AMBOY, N. J.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 18th day of June A. D. 1946.

It appearing, that numerous cars containing bituminous coal at South Amboy, New Jersey, on The Pennsylvania Railroad Company have been on hand for an unreasonable length of time and that the delay in unloading said cars is impeding their use; in the opinion of the Commission an emergency exists requiring immediate action. It is ordered, that:

Coal at South Amboy, New Jersey, be unloaded. (a) The Pennsylvania Railroad Company, its agents or employees, shall unload forthwith the following cars, loaded with bituminous coal, now on hand at South Amboy, New Jersey, consigned to the Foreston Coal Company.

PRR	743650	PRR	194618
PRR	191165	PRR	156809
PRR	677289	PRR	742663
PRR	174662	PRR	177091
PRR	192199	PRR	744676
PRR	196937	PRR	188355
PRR	150120		

(b) *Notice and expiration.* Said carrier shall notify V. C. Clinger, Director, Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where, and by whom such unloading was performed. Upon receipt of that notice this order shall expire. (40 Stat. 101, sec. 402; 41 Stat. 476, sec. 4; 54 Stat. 901, 911; 49 U.S.C. 1 (10)-(17), 15 (2))

It is further ordered that this order shall become effective immediately; that a copy of this order and direction shall be served upon The Pennsylvania Railroad Company, and upon the Association of American Railroads, Car Service Division, as Agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 46-10533; Filed, June 19, 1946; 11:20 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[Rev. Order 125 Under 3 (e)]

DECTO PRODUCTS CO.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to § 1499.3 (e) of the General Maximum Price Regulation, *It is ordered:*

Order No. 125 under § 1499.3 (e) of the General Maximum Price Regulation as amended is revised and amended to read as follows:

(a) Maximum delivered prices for sales of "Scratch-Fix", a furniture scratch eradicator, in a kit containing 4 wax pencils, manufactured by Decto Products Company, 76 North Street, Salem, Massachusetts, are established as follows:

On sales to (per kit)→		
Jobbers	Dealers	Consumers
$0.30	$0.40	$0.60

(b) No extra charge may be made for containers.

(c) With or prior to the first delivery of the aforesaid commodity to dealers, the manufacturers shall furnish such dealers with a written notice containing the schedule of maximum prices set out in paragraph (a) above and a statement that they have been established by the Office of Price Administration.

(d) Prior to making any delivery of such commodity after the effective date of this order, the manufacturers shall mark or cause to be marked thereon the following legend:

Maximum retail price---------- 60 cents

This revised order shall become effective June 19, 1946.

Issued this 18th day of June 1946.

PAUL A. PORTER, *Administrator.*

[F. R. Doc. 46-10431; Filed, June 18, 1946; 11:42 a. m.]

[Rev. SO 119, Order 260]

GOLDSMITH METAL LATH CO.

ESTABLISHMENT OF MAXIMUM PRICES

Order No. 260 Under Revised Supplementary Order No. 119. Docket No. 6123-SO 119-100. Goldsmith Metal Lath Company, Cincinnati, Ohio.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 13 of Revised Supplementary Order No. 119, it is ordered:

(a) *Maximum prices for the Goldsmith Metal Lath Company of Cincinnati, Ohio.* (1) The above manufacturer may determine his maximum prices for his line of metal roof deck and accessories; metal base; plastoform; no-tilt channel clips; and Shurebond products as follows: permanent flow forms, ends and bottoms, sleeper clips, Z supports, metal bucks, hanger inserts, hanger inserts junior type, clips, furring inserts with spacers and furring wires by increasing by 2.1 percent his prices on these items in effect on October 1, 1941 to each class of purchaser.

(2) Since the provisions of this order are not intended to reduce properly established maximum prices, the manufacturer may continue to use as his maximum prices to each class of purchaser his properly established prices in effect under Maximum Price Regulation No. 591 in the event that such prices exceed the prices in effect to each class of purchaser on October 1, 1941 plus the increase provided for in (1) above.

(3) The maximum prices set forth above shall be subject to discounts and allowances including transportation allowances and price differentials which are at least as favorable as those the manufacturer extended or rendered or would have extended or rendered to each class of purchaser on commodities in the same general category during March 1942.

(b) *Resellers' maximum prices.* All resellers of the commodities covered by this order (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their presently established maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted the manufacturer by this order.

(c) *Notification to all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment granted this order is put into effect:

Order No. 260 under Revised Supplementary Order No. 119 authorizes a 2.1 percent increase in October 1, 1941, net prices for sales of metal roof deck and accessories; metal base; plastoform; no-tilt channel clips; and Shurebond products as follows: permanent flow forms, ends and bottoms, sleeper clips, Z supports, metal bucks, hanger inserts, hanger inserts junior type, clips, furring inserts with spacers and furring wires manufactured by this company.

Resellers (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their existing maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted by Order No. 260.

(d) All prayers for relief not granted herein are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective June 19, 1946.

Issued this 18th day of June 1946.

PAUL A. PORTER, *Administrator.*

[F. R. Doc. 46-10470; Filed, June 18, 1946; 11:41 a. m.]

[MPR 599, Amdt. 2 to Order 1]

SALES OF SPECIAL BRAND RADIOS BY MAIL ORDER HOUSES

APPROVAL OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to Section 21 of Maximum Price Regulation No. 599, *It is ordered*, That Order No. 1 under Section 21 of Maximum Price Regulation No. 599 be amended to read as follows:

(a) Regardless of the provisions of Section 21 of Maximum Price Regulation No. 599, each mail order house shall determine the retail ceiling price of each "special brand" radio which it sells to a consumer as the total of the following, adjusted upward to the nearest five cents:

(1) The manufacturer's f. o. b. factory ceiling price for the sale of the radio to the mail order house determined under the provisions of Maximum Price Regulation No. 599 as in effect at the time that the manufacturer delivers the radio to the mail order house.

(2) The applicable one of the following:

(i) 42% of that ceiling price when it is less than $14.05, or

(ii) 50% of that ceiling price when it is more than $14.04 but less than $38.24, or

(iii) 56% of that ceiling price when it is more than $38.23.

(3) The amount of the Federal Excise Tax.

The retail ceiling price properly established at the time the manufacturer delivers a radio to the mail order house, shall be the retail ceiling price for a sale of that radio to a consumer regardless of subsequent changes in the provisions of this paragraph.

(b) Ceiling prices calculated in accordance with the foregoing provisions are for retail sales in Zone I. The retail ceiling price for a sale of a "special brand radio" by a "mail order house" in Zone II is the retail ceiling price in Zone I, increased by 5% and adjusted to the nearest five cents.

A retail sale of a "special brand" radio by a "mail order house" is made in Zone II if it is made by a mail order house which is located in Zone II.

(c) Retail ceiling prices determined in accordance with the provisions of this order are subject to each seller's customary terms, delivery charges and other price differentials on mail order sales of radios.

This order shall become effective on the 24th day of June 1946.

Issued this 19th day of June 1946.

PAUL A. PORTER, *Administrator.*

[F. R. Doc. 46-10565; Filed, June 19, 1946; 11:55 a. m.]

[SO 133, Order 54]

BAUSCH & LOMB OPTICAL CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Supplementary Order No. 133; it is ordered:

(a) *Manufacturer's maximum prices.* Bausch & Lomb Optical Company, 635 St. Paul Street, Rochester, New York, may increase its maximum prices established under Maximum Price Regulation No. 188 (exclusive of all permitted adjustments) by 34.6% in the case of lenses, and 6.5% in the case of optical frames for all sales to wholesalers.

(b) *Adjusted maximum prices of purchasers for resale.* Adjusted maximum prices of resellers of an article which the manufacturer sells at adjusted ceiling prices permitted by this order shall be determined by the manufacturer by increasing the prices set forth in the manufacturer's published price list in effect immediately prior to the date of this order for resellers' sales to each class of purchaser, under the terms and conditions of sales stated therein, by the dollar-and-cents amount of the increase in the manufacturer's ceiling price to wholesalers authorized by paragraph (a) of this order.

(c) *Terms of sale.* Maximum prices adjusted by this order are otherwise subject to each seller's terms, discounts, allowances, and other price differentials, in effect during March 1942, or which have been properly established under the applicable OPA Regulation.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale showing a maximum price adjusted in accordance with the terms of this order, each seller shall notify the purchaser in writing of the prices computed in accordance with paragraph (b) above for the purchaser's sales of the articles covered by this order. This notice may be given in any convenient form.

(e) *Resellers' margins.* Resellers' maximum prices adjusted in accordance with the provisions of this order are subject to further adjustments which may result from any general change in resellers' margins which may be effected by the Office of Price Administration to obtain absorption by resellers of any industry-

wide increase in manufacturers' maximum prices. The provisions of Supplementary Order No. 153 shall not apply to resale prices of articles covered by this order.

(f) *Reports.* The manufacturer shall file the report described in section 5 of Supplementary Order No. 133 with the Office of Price Administration, Washington 25, D. C.

(g) *Definitions.* The term resellers and wholesalers used in this order refers to the classes of persons making sales at wholesale or on a prescription basis as designated in the manufacturer's published price list in effect prior to the effective date of this order regardless of whether they further fabricate the articles covered by this order.

(h) *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 19th day of June 1946.

Issued this 18th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10471; Filed, June 18, 1946; 11:41 a. m.]

[RMPR 86, Order No. 63]

EMPIRE IRONER, INC.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to sections 9 and 14 of Revised Maximum Price Regulation No. 86, *It is ordered:*

(a) This order establishes ceiling prices for sales of the Model M 46 ironing machine manufactured by the Empire Ironer, Incorporated, of Cincinnati, Ohio. The ceiling prices established include the "additional OPA industry adjustment" and are not, therefore, subject to any further increase under Revised Maximum Price Regulation No. 86.

(1) The manufacturer's ceiling price for sales of the Model M 46 ironing machine to distributors is as follows:

	Ceiling price for sales to distributors
Model M 46	$17.95

This price is f. o. b. factory.

(2) Distributors' ceiling prices for sales of the Model M 46 ironing machine to dealers are as follows:

	Ceiling price for sales to dealers
Model M 46	$21.35

This price is subject to each seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(3) Dealers' ceiling prices for sales of the Model M 46 ironing machine to ultimate consumers are as follows:

	Ceiling price for sales to ultimate consumers
Model M 46	$32.75

This price includes delivery. In all other respects, it is subject to each seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(b) At the time of, or prior to, the first invoice to each distributor, the manufacturer shall notify him of the ceiling prices established by this order for resales by the distributor. This notice may be given in any convenient form.

(c) All of the provisions of Revised Maximum Price Regulation No. 86 continue to apply to all sales and deliveries of machines covered by this order, except to the extent that those provisions are modified by this order.

(d) Unless the context requires otherwise, the definitions set forth in the various sections of Revised Maximum Price Regulation No. 86 shall apply to the terms used herein.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 19th day of June 1946.

Issued this 18th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10433; Filed, June 18, 1946; 11:42 a. m.]

[MPR 188, Order 5042]

RECORD ACCESSORIES CORP.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Record Accessories Corporation, 314 West 52nd Street, New York, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Model No.	Brand name	Description	Ceiling price to—		
			Distributor	Dealer	Consumer
101	Record accessories	Acoustic table phono, spring wound motor, manual, nickle finish tone arm & reproducer, ½" clear pine flecked cabinet, 11" x 11" x 4½".	$7.56	$9.41	$16.50

Ceiling price to the consumer includes the Federal excise tax. Terms are 2% 10 days, net 30 days, f. o. b. factory.

These maximum prices are for the articles described in the manufacturer's application dated May 6, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement:

OPA Retail Ceiling Price—$16.50
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 19th day of June 1946.

Issued this 18th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10438; Filed, June 18, 1946; 11:43 a. m.]

[MPR 260, Order 2183]

SAN PEDRO CIGAR CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered,* That:

(a) Herman Rechlin, d/b/a San Pedro Cigar Co., 589 W. 30th St., San Pedro, Calif. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
Mi Tula	Straight	50	$72	9
	Queens	50	105	14

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 19, 1946.

Issued this 18th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10439; Filed, June 18, 1946; 11:43 a. m.]

[MPR 260, Order 2184]

CARDIFF CIGAR CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered,* That:

(a) Cardiff Cigar Co. Main Street, Cardiff, Md. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
Daily Habit	Babies	50	$48	6

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 19, 1946.

Issued this 18th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10440; Filed, June 18, 1946; 11:43 a. m.]

[MPR 188, Order 5 Under Order 7]

NATIONAL SEWING MACHINE CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Order No. 7 under § 1499.159e of Maximum Price Regulation No. 188, it is ordered:

(a) *Purpose of this order.* This order specifies a price increase factor by which the National Sewing Machine Company, Belvidere, Illinois may increase its ceiling prices for sales to persons other than ultimate consumers of the domestic sewing machines which it manufactures. It also specifies how wholesalers and retailers who resell these machines shall determine their ceiling prices for such sales.

(b) *Manufacturer's ceiling prices.* The National Sewing Machine Company shall increase its ceiling prices now in effect for sales of the domestic sewing machines it manufactures to persons other than consumers by 18.3%.

(c) *Ceiling prices of purchasers for resale at wholesale.* A purchaser for resale at wholesale of any domestic sewing machines manufactured by the National Sewing Machine Company shall determine his ceiling prices for resales to purchasers for resale by applying to his f. o. b. factory invoice cost for each machine (not to exceed the manufacturer's ceiling price to him as adjusted under this order), a markup factor of 1.28. The resulting ceiling price for sales by purchasers for resale at wholesale is f. o. b. Belvidere, Illinois.

(d) *Ceiling prices for sales to consumers—(1) Standard brands or private brands which differ from standard brands only by the brand designation.* The ceiling prices for all sales to consumers in each zone of the domestic sewing machines manufactured by the National Sewing Machine Company and sold under the manufacturer's brand name are as follows:

Model		Zone I	Zone II	Zone III
ELECTRIC MODELS				
Automatic				
1404	Walnut	$117 30	$119.30	$120.80
1408	Walnut	98.35	100.35	101 85
1419	Walnut	118.85	120.85	122.35
1431	Mahogany	93.35	95.35	96.85
1433	Walnut	93.35	95.35	96.85
1434	Walnut	107.90	109.90	111.40
1435	Walnut	93.35	95.35	96.85
1436	Walnut	92.30	94.30	95.80
1437	Walnut	102.50	104.50	106.00
1465	Walnut	121.40	123.40	124.90
1466	Mahogany	121.40	123.40	124.90
1467	Walnut	123.95	125.95	127.45
1467	Mahogany	123.95	125.95	127.45
1473	Walnut	97.40	99.40	100.90
1477	Walnut	95.40	97.40	98.90
1486	Walnut	97.40	99.40	100.90
1488	Walnut	97.30	99.30	100.80
1489	Walnut	99.15	101.15	102.65
1492	Walnut	97.40	99.40	100.90
1500	Maple	92.30	94.30	95.80
1502	Walnut	98.95	100.95	102.45
1503	Walnut	98.95	100.95	102.45
1504	Walnut	96.35	97.35	98.85
1507	Walnut	132.10	135.10	137.10
1510	Walnut	108.55	110.55	112.05
1515	Walnut	132.10	135.10	137.10
1516	Walnut	138.20	141.20	143.20
1516	Mahogany	143.50	146.30	148.30
1519	Walnut	147.40	150.40	152.40
1520	Walnut	112.20	114.20	115.70
1528	Walnut	135.65	138.65	140.65
1704	Walnut	90.25	92.25	93.75
1704	Walnut	110.55	112.55	114.05
1710	Walnut	92.70	94.70	96.20
1740	Walnut	106.40	108.40	109.90
1742	Walnut	104.45	106.45	107.95
1742	Mahogany	97.40	99.40	100.90
1743	Walnut	97.40	99.40	100.90
1747	Walnut	97.30	99.30	100.80
1748	Walnut	92.70	94.70	96.20
1751	Walnut	101.90	103.90	105.40
1753	Mahogany	95.35	97.35	98.85
1754	Mahogany	97.40	99.40	100.90
1755	Walnut	97.40	99.40	100.90
1763	Walnut	97.40	99.40	100.90
1764	Walnut	97.40	99.40	100.90
1769	Walnut	102.50	104.50	106.00
1770	Walnut	102.50	104.50	106.00
1935	Walnut	109.65	111.65	113.15
6038	Portable	86.70	87.70	88.70
1510	Maple	110.55	112.55	114.05
Model C Two Spool				
1404	Walnut	113.25	117.25	118.75
1408	Walnut	96.30	98.30	99.80
1419	Walnut	116.80	118.80	120.30
1431	Mahogany	91.30	93.30	94.80
1433	Walnut	91.30	93.30	94.80
1434	Walnut	105.90	107.90	109.40
1435	Walnut	91.30	93.30	94.80
1436	Walnut	90.25	92.25	93.75
1437	Walnut	100.45	102.45	103.95
1465	Walnut	119.35	121.35	122.85
1466	Mahogany	119.35	121.35	122.85
1467	Walnut	121.90	123.90	125.40
1467	Mahogany	121.90	123.90	125.40
1473	Walnut	95.35	97.35	98.85
1477	Walnut	93.35	95.35	96.85
1486	Walnut	95.35	97.35	98.85
1488	Walnut	95.25	97.25	98.75
1489	Walnut	97.10	99.10	100.60
1492	Walnut	95.35	97.35	98.85
1500	Maple	90.25	92.25	93.75
1502	Walnut	96.90	98.90	100.40
1503	Walnut	96.90	98.90	100.40
1504	Walnut	93.35	95.35	96.85
1507	Walnut	130.05	133.05	135.05
1510	Walnut	106.50	108.50	110.00
1510	Maple	108.55	110.55	112.05
1515	Walnut	130.05	133.05	135.05
1516	Walnut	136.15	139.15	141.15
1516	Mahogany	141.25	144.25	146.25
1519	Walnut	145.35	148.35	150.35
1520	Walnut	110.15	112.15	113.65
1528	Walnut	133.60	136.60	138.60
1704	Walnut	88.25	90.25	91.75
1710	Walnut	108.55	110.55	112.05
1740	Walnut	90.70	92.70	94.20
1742	Walnut	101.35	103.35	104.85
1742	Mahogany	102.40	104.40	105.90
1743	Walnut	95.35	97.35	98.85
1747	Walnut	95.25	97.25	98.75
1748	Walnut	90.70	92.70	94.20
1751	Walnut	99.85	101.85	103.35
1753	Mahogany	93.35	95.35	96.85
1754	Mahogany	95.35	97.35	98.85
1755	Walnut	91.30	93.30	94.80
1763	Walnut	95.35	97.35	98.85
1764	Walnut	95.35	97.35	98.85
1769	Walnut	100.45	102.45	103.95
1770	Walnut	100.45	102.45	103.95
1935	Walnut	107.60	109.60	111.10
1746	Walnut	75.90	76.90	77.90

Model		Zone I	Zone II	Zone III
ELECTRIC MODELS—con.				
R40				
1404	Walnut	$115.25	$117.25	$118.75
1408	Walnut	96.30	98.30	99.80
1419	Walnut	116.80	118.80	120.30
1431	Mahogany	91.30	93.30	94.80
1433	Walnut	91.30	93.30	94.80
1434	Walnut	105.90	107.90	109.40
1435	Walnut	91.30	93.30	94.80
1436	Walnut	90.25	92.25	93.75
1437	Walnut	100.45	102.45	103.95
1445	Walnut	119.35	121.35	122.85
1466	Mahogany	119.35	121.35	122.85
1467	Walnut	121.90	123.90	125.40
1467	Mahogany	121.90	123.90	125.40
1473	Walnut	95.35	97.35	98.85
1477	Walnut	93.35	95.35	96.85
1486	Walnut	95.35	97.35	98.85
1488	Walnut	95.25	97.25	98.75
1489	Walnut	97.10	99.10	100.60
1492	Walnut	95.35	97.35	98.85
1500	Maple	90.25	92.25	93.75
1502	Walnut	96.90	98.90	100.40
1503	Walnut	96.90	98.90	100.40
1504	Walnut	93.35	95.35	96.85
1507	Walnut	130.05	133.05	135.05
1510	Walnut	106.50	108.50	110.00
1510	Maple	108.55	110.55	112.05
1515	Walnut	130.05	133.05	135.05
1516	Walnut	136.15	139.15	141.15
1516	Mahogany	142.30	145.30	147.30
1519	Walnut	145.35	148.35	150.35
1520	Walnut	110.15	112.15	113.65
1528	Walnut	133.60	136.60	138.60
1704	Walnut	88.25	90.25	91.75
1710	Walnut	108.55	110.55	112.05
1735	Walnut	73.90	74.90	75.90
1740	Walnut	104.35	106.35	107.85
1742	Mahogany	102.40	104.40	105.90
1743	Walnut	95.75	97.75	99.25
1747	Walnut	95.25	97.25	98.75
1748	Walnut	90.70	92.70	94.20
1751	Walnut	99.85	101.85	103.35
1753	Mahogany	93.35	95.35	96.85
1754	Mahogany	95.35	97.35	98.85
1755	Walnut	91.30	93.30	94.80
1763	Walnut	93.25	95.25	96.75
1764	Walnut	95.35	97.35	98.85
1769	Walnut	100.45	102.45	103.95
1770	Walnut	100.45	102.45	103.95
1935	Walnut	107.60	109.60	111.10
1131	Walnut	77.95	78.95	79.95
1421	Walnut	84.05	86.05	87.55
R-52				
1404	Walnut	$113.20	$115.20	$116.70
1408	Walnut	94.25	96.25	97.75
1419	Walnut	114.75	116.75	118.25
1431	Mahogany	89.25	91.25	92.75
1433	Walnut	89.25	91.25	92.75
1434	Walnut	103.85	105.85	107.35
1435	Walnut	89.25	91.25	92.75
1436	Walnut	88.25	90.25	91.75
1437	Walnut	98.45	100.45	101.95
1465	Walnut	117.30	119.30	120.80
1466	Mahogany	117.30	119.30	120.80
1467	Walnut	119.85	121.85	123.35
1467	Mahogany	119.85	121.85	123.35
1473	Walnut	93.35	95.35	96.85
1477	Walnut	91.30	93.30	94.80
1486	Walnut	93.35	95.35	96.85
1488	Walnut	93.25	95.25	96.75
1489	Walnut	95.05	97.05	98.55
1492	Walnut	93.35	95.35	96.85
1500	Maple	88.25	90.25	91.75
1502	Walnut	94.85	96.85	98.35
1503	Walnut	94.85	96.85	98.35
1504	Walnut	91.30	93.30	94.80
1507	Walnut	128.00	131.00	133.00
1510	Walnut	104.45	106.45	107.95
1510	Maple	106.50	108.50	110.00
1515	Walnut	128.00	131.00	133.00
1516	Walnut	134.15	137.15	139.15
1516	Mahogany	139.25	142.25	144.25
1519	Walnut	143.30	146.30	148.30
1520	Walnut	106.10	108.10	109.60
1528	Walnut	131.60	134.60	136.60
1704	Walnut	86.20	88.20	89.70
1710	Walnut	106.50	108.50	110.00
1735	Walnut	73.85	74.85	75.85
1740	Walnut	88.65	90.65	92.15
1748	Walnut	88.65	90.65	92.15
1742	Walnut	102.30	104.30	105.80
1742	Mahogany	100.35	102.35	103.85
1743	Walnut	93.35	95.35	96.85
1747	Walnut	93.25	95.25	96.75
1751	Walnut	97.80	99.80	101.30
1753	Walnut	91.30	93.30	94.80
1754	Mahogany	93.35	95.35	96.85
1755	Walnut	89.25	91.25	92.75
1763	Walnut	93.35	95.35	96.85
1764	Walnut	93.33	95.35	96.85

Model		Zone I	Zone II	Zone III
ELECTRIC MODELS—con.				
R-52—Continued				
1769	Walnut	$98.45	$100.45	$101.95
1770	Walnut	105.55	107.55	109.05
1935	Walnut	73.85	74.85	75.85
1131	Walnut	75.90	76.90	77.90
R. B.				
1404	Walnut	108.10	110.10	111.60
1408	Walnut	89.15	91.15	92.65
1419	Walnut	109.65	111.65	113.15
1431	Mahogany	84.15	86.15	87.65
1433	Walnut	84.15	86.15	87.65
1434	Walnut	98.75	100.75	102.25
1435	Walnut	84.15	86.15	87.65
1436	Walnut	83.15	85.15	86.65
1437	Walnut	93.35	95.35	96.85
1465	Walnut	112.20	114.20	115.70
1466	Mahogany	112.20	114.20	115.70
1467	Walnut	114.75	116.75	118.25
1467	Mahogany	114.75	116.75	118.25
1473	Walnut	88.25	90.25	91.75
1477	Walnut	86.20	88.20	89.70
1486	Walnut	88.25	90.25	91.75
1488	Walnut	88.15	90.15	91.65
1489	Walnut	89.95	91.95	93.45
1492	Walnut	88.25	90.25	91.75
1500	Maple	83.15	85.15	86.65
1502	Walnut	89.75	91.75	93.25
1503	Walnut	89.75	91.75	93.25
1504	Walnut	86.20	88.20	89.70
1507	Walnut	122.90	125.90	127.90
1510	Walnut	99.35	101.35	102.85
1510	Maple	101.40	103.40	104.90
1515	Walnut	122.90	125.90	127.90
1516	Walnut	129.05	132.05	134.05
1516	Mahogany	134.15	137.15	139.15
1519	Walnut	138.20	141.20	143.20
1520	Walnut	103.00	105.00	106.50
1527	Walnut	107.50	109.50	111.00
1528	Walnut	126.50	129.50	131.50
1704	Walnut	81.10	83.10	84.60
1710	Walnut	101.40	103.40	104.90
1735	Walnut	68.75	69.75	70.75
1740	Walnut	83.55	85.55	87.05
1742	Walnut	97.20	99.20	100.70
1742	Mahogany	95.25	97.25	98.75
1743	Walnut	88.25	90.25	91.75
1747	Walnut	86.10	88.10	89.60
1748	Walnut	83.55	85.55	87.05
1751	Walnut	92.70	94.70	96.20
1753	Mahogany	86.20	88.20	89.70
1754	Mahogany	88.25	90.25	91.75
1755	Walnut	84.15	86.15	87.65
1763	Walnut	86.20	88.20	89.70
1764	Walnut	88.25	90.25	91.75
1769	Walnut	93.35	95.35	96.85
1770	Walnut	100.45	102.45	103.95
1985	Walnut	68.75	69.75	70.75
1131	Walnut	77.95	79.95	81.45
Rotary C				
1401	Walnut	106.10	108.10	109.60
1408	Walnut	87.10	89.10	90.60
1419	Walnut	107.60	109.60	111.10
1431	Mahogany	82.10	84.10	85.60
1433	Walnut	82.10	84.10	85.60
1434	Walnut	82.10	84.10	85.60
1435	Walnut	81.10	83.10	84.60
1436	Walnut	91.30	93.30	94.80
1465	Walnut	110.15	112.15	113.65
1466	Mahogany	110.15	112.15	113.65
1467	Walnut	112.70	114.70	116.20
1467	Mahogany	112.70	114.70	116.20
1473	Walnut	86.20	88.20	89.70
1477	Walnut	84.15	86.15	87.65
1488	Walnut	86.10	88.10	89.60
1489	Walnut	87.90	89.90	91.40
1492	Walnut	86.20	88.20	89.70
1500	Maple	81.10	83.10	84.60
1502	Walnut	87.70	89.70	91.20
1503	Walnut	87.70	89.70	91.20
1504	Walnut	84.15	86.15	87.65
1507	Walnut	120.85	123.85	125.85
1510	Walnut	97.30	99.30	100.80
1510	Maple	99.35	101.35	102.85
1515	Walnut	120.85	123.85	125.85
1516	Walnut	127.00	130.00	132.00
1516	Mahogany	132.10	135.10	137.10
1519	Walnut	136.15	139.15	141.15
1520	Walnut	101.00	103.00	104.50
1528	Walnut	124.45	127.45	129.45
1704	Walnut	79.05	81.05	82.55
1710	Walnut	99.35	101.35	102.85
1735	Walnut	66.70	67.70	68.70
1740	Walnut	81.50	83.50	84.95
1742	Walnut	95.15	97.15	98.65
1742	Mahogany	93.25	95.25	96.75

Model		Zone I	Zone II	Zone III
ELECTRIC MODELS—con.				
Rotary C—Continued				
1743	Walnut	$86.20	$88.20	$89.70
1747	Walnut	84.05	86.05	87.55
1748	Walnut	81.50	83.50	85.00
1751	Walnut	90.70	92.70	94.20
1753	Mahogany	84.15	86.15	87.65
1754	Mahogany	86.20	88.20	89.70
1755	Walnut	82.10	84.10	85.60
1763	Walnut	86.20	88.20	89.70
1764	Walnut	86.20	88.20	89.70
1769	Walnut	91.30	93.30	94.80
1770	Walnut	91.30	93.30	94.80
1935	Walnut	98.45	100.45	101.95
RAKL				
1421	Walnut	72.85	74.85	76.35
1425	Walnut	72.85	74.85	76.35
1768	Walnut	71.80	72.80	75.30
Reverew B				
1404	Walnut	104.05	106.05	107.55
1408	Walnut	85.05	87.05	88.55
1419	Walnut	105.55	107.55	109.05
1431	Mahogany	80.05	82.05	83.55
1433	Walnut	80.05	82.05	83.55
1434	Walnut	94.65	96.65	98.15
1435	Walnut	80.05	82.05	83.55
1436	Walnut	79.05	81.05	82.55
1437	Walnut	89.25	91.25	92.75
1465	Walnut	108.10	110.10	111.60
1466	Mahogany	108.10	110.10	111.60
1467	Walnut	110.65	112.65	114.15
1467	Mahogany	110.65	112.65	114.15
1473	Walnut	84.15	86.15	87.65
1477	Walnut	82.10	84.10	85.60
1486	Walnut	84.15	86.15	87.65
1488	Walnut	84.05	86.05	87.55
1489	Walnut	85.90	87.90	89.40
1492	Walnut	84.15	86.15	87.65
1500	Maple	79.05	81.05	82.55
1502	Walnut	85.70	87.70	89.20
1503	Walnut	85.70	87.70	89.20
1504	Walnut	82.10	84.10	85.60
1507	Walnut	118.85	121.85	123.85
1510	Walnut	95.25	97.25	98.75
1510	Maple	97.30	99.30	100.80
1515	Walnut	118.85	121.85	123.85
1516	Walnut	124.95	127.95	129.95
1516	Mahogany	130.05	133.05	135.05
1519	Walnut	134.15	137.15	139.15
1520	Walnut	98.95	100.95	102.45
1528	Walnut	103.45	105.45	106.95
1704	Walnut	77.00	79.00	80.50
1710	Walnut	97.30	99.30	100.80
1735	Walnut	64.65	65.65	66.65
1740	Walnut	79.45	81.45	82.95
1742	Walnut	93.15	95.15	96.65
1742	Mahogany	91.20	93.20	94.70
1743	Walnut	84.15	86.15	87.65
1747	Walnut	82.00	84.00	85.50
1748	Walnut	79.45	81.45	82.95
1751	Walnut	88.65	90.65	92.15
1753	Mahogany	82.10	84.10	85.60
1754	Mahogany	84.15	86.15	87.65
1755	Walnut	80.05	82.05	83.55
1763	Walnut	84.15	86.15	87.65
1764	Walnut	89.25	91.25	92.75
1769	Walnut	89.25	91.25	92.75
1935	Walnut	96.40	98.40	99.90
B. I. E. B.				
1404	Walnut	99.95	101 95	103.45
1408	Walnut	81.00	83.00	84.50
1419	Walnut	101.50	103.50	105.00
1431	Mahogany	76.00	78.00	79.50
1433	Walnut	76.00	78.00	79.50
1434	Walnut	90.60	92.60	94.10
1435	Walnut	76.00	78.00	79.50
1436	Walnut	74.95	76.95	78.45
1437	Walnut	85.15	87.15	88.65
1465	Walnut	104.05	106.05	107.55
1466	Mahogany	104.05	106.05	107.55
1467	Walnut	106.60	108.60	110.10
1467	Mahogany	106.60	108.60	110.10
1473	Walnut	80.05	82.05	83.55
1477	Walnut	78.05	80.05	81.55
1486	Walnut	80.05	82.05	83.55
1488	Walnut	79.95	81.95	83.45
1489	Walnut	81.80	83.80	85.30
1492	Walnut	80.05	82.05	83.55
1500	Maple	74.95	76.95	78.45
1502	Walnut	81.60	83.60	85.10
1503	Walnut	81.60	83.60	85.10
1504	Walnut	78.05	80.05	81.55
1507	Walnut	114.75	117.75	119.75
1510	Walnut	114.75	117.75	119.75
1515	Walnut	130.05	133.05	135.05
1516	Walnut	94.85	96.85	98.35
1516	Mahogany	99.85	101.35	102.85

Model		Zone I	Zone II	Zone III
ELECTRIC MODELS—con.				
B. I. E. B.—Continued				
1528	Walnut	$118.30	$121.30	$123.30
1510	Walnut	91.20	93.20	94.70
1510	Maple	93.25	95.25	96.75
1516	Walnut	120.85	123.85	125.85
1516	Mahogany	125.95	128.95	130.95
1704	Walnut	72.95	74.95	76.45
1710	Walnut	93.25	95.25	96.75
1735	Walnut	60.60	61.60	62.60
1740	Walnut	75.40	77.40	78.90
1742	Walnut	89.05	91.05	92.55
1742	Mahogany	87.10	89.10	90.60
1743	Walnut	80.05	82.05	83.55
1747	Walnut	77.95	79.95	81.45
1748	Walnut	75.40	77.40	78.90
1751	Walnut	84.55	86.55	88.05
1753	Mahogany	78.05	80.05	81.55
1754	Mahogany	80.05	82.05	83.55
1755	Walnut	76.00	78.00	79.50
1763	Walnut	80.05	82.05	83.55
1764	Walnut	80.05	82.05	83.55
1769	Walnut	85.15	87.15	88.65
1770	Walnut	85.15	87.15	88.65
1935	Walnut	93.35	95.35	96.8
B. V. C.				
1404	Walnut	98.45	100.45	101.95
1408	Walnut	79.45	81.45	82.95
1419	Walnut	99.95	101.95	103.45
1431	Mahogany	74.45	76.45	77.95
1433	Walnut	74.45	76.45	77.95
1434	Walnut	89.05	91.05	92.55
1435	Walnut	74.45	76.45	77.95
1436	Walnut	73.45	75.45	76.95
1437	Walnut	83.65	85.65	87.15
1465	Walnut	102.50	104.50	106.00
1466	Mahogany	102.50	104.50	106.00
1467	Walnut	105.05	107.05	108.55
1467	Mahogany	105.05	107.05	108.55
1473	Walnut	78.55	80.55	82.05
1477	Walnut	76.50	78.50	80.00
1486	Walnut	78.45	80.55	82.05
1488	Walnut	80.25	82.25	83.75
1489	Walnut	78.55	80.55	82.05
1492	Walnut	78.55	80.55	82.05
1500	Maple	73.45	75.45	76.95
1502	Walnut	80.05	82.05	83.55
1503	Walnut	80.05	82.05	83.55
1504	Walnut	76.50	78.50	80.00
1507	Walnut	97.80	99.80	101.30
1510	Walnut	116.80	119.80	121.80
1510	Maple	71.40	73.40	74.90
1515	Walnut	91.70	93.70	95.20
1516	Walnut	119.35	122.35	124.35
1516	Mahogany	124.45	127.45	129.45
1519	Walnut	128.50	131.50	133.50
1520	Walnut	93.35	95.35	96.85
1527	Walnut	97.80	99.80	101.30
1528	Walnut	116.80	119.80	121.80
1704	Walnut	71.40	73.40	74.90
1710	Walnut	91.70	93.70	95.20
1735	Walnut	59.05	60.05	61.05
1740	Walnut	73.85	75.55	77.25
1742	Walnut	87.50	89.50	91.00
1742	Mahogany	85.60	87.60	89.10
1743	Walnut	78.55	80.55	82.05
1747	Walnut	76.40	78.40	79.90
1748	Walnut	73.85	75.85	77.35
1751	Walnut	83.05	85.05	86.55
1753	Mahogany	76.50	78.50	80.00
1754	Mahogany	78.55	80.55	82.05
1755	Walnut	74.45	76.45	77.95
1763	Walnut	78.55	80.55	82.05
1764	Walnut	78.55	80.55	82.05
1769	Walnut	83.65	85.65	87.15
1770	Walnut	83.65	85.65	87.15
1935	Walnut	90.80	92.80	94.30
Rex				
672	Walnut	73.60	77.60	79.10
1502	Walnut	82.60	84.60	86.10
1120	Walnut	61.60	62.60	63.60
1126	Walnut	59.55	60.55	61.55
1503	Walnut	82.60	84.60	86.10
1744	Walnut	76.60	78.60	80.10
1487	Walnut	77.10	79.10	80.60
1130	Walnut	68.85	69.85	70.85
1132	Walnut	68.85	69.85	70.85
E. B. T.				
1423	Walnut	61.60	63.60	65.10
1424	Walnut	61.60	63.60	65.10
1744	Walnut	65.40	67.40	68.90
1768	Walnut	60.60	62.60	64.15
1120	Walnut	57.55	58.55	59.50
1122M	or			
1124W	Portable	55.50	56.50	57.50
1125	Walnut	52.45	53.45	54.45
E. B. D.				
1744	Walnut	61.80	63.80	64.80
1121	Walnut	46.40	47.40	48.40

Model		Zone I	Zone II	Zone III
ELECTRIC MODELS—con.				
Regal				
1423	Walnut	$57.55	$59.55	$61.05
1424	Walnut	57.55	59.55	61.05
1768	Walnut	56.50	58.50	60.00
1090O	Walnut	44.35	45.35	46.35
1091C	Walnut	45.30	46.30	47.30
S40				
1092	Walnut	46.40	47.40	48.40
1093	Walnut	52.45	53.45	54.45
TREADLE MODELS				
Automatic				
144	Oak	79.05	$1.06	$2.55
Two spool				
800	Walnut	88.45	91.45	93.45
714	Walnut	81.50	83.50	85.00
720	Oak	76.50	78.50	80.00
730	Oak	76.50	78.50	80.00
733	Oak	66.40	68.40	69.90
717	Walnut	80.50	82.50	84.00
R. A.				
800	Walnut	85.35	88.35	90.35
714	Walnut	78.45	80.45	81.95
713	Walnut	61.50	63.50	65.00
12A	Walnut	60.70	62.70	64.20
12	Walnut	58.15	60.15	61.65
12A	Oak	59.25	61.25	62.75
12	Oak	56.70	58.70	60.20
803	Walnut	93.15	96.15	98.15
806	Walnut	84.25	87.25	89.25
717	Walnut	77.40	79.40	80.90
720	Oak	73.45	75.45	76.95
730	Oak	63.35	65.35	66.85
733	Oak	70.90	72.90	74.40
661	Walnut	73.55	75.55	77.05
663	Walnut	60.20	62.10	63.60
19	Walnut	65.90	67.90	69.40
22A	Walnut			
Rer. A				
800	Walnut	81.30	84.30	86.30
714	Walnut	74.35	76.35	77.85

Model		Zone I	Zone II	Zone III
TREADLE MODELS—Continued				
V. S.—Continued				
12	Walnut	$48.45	$50.45	$51.95
12A	Oak	49.55	51.55	53.05
12	Oak	47.00	49.00	50.50
19	Walnut	50.40	52.40	53.90
21	Walnut	54.15	56.15	57.65
661	Walnut	61.20	63.20	64.70
F14	Oak	54.90	56.90	58.40
HAND MACHINES				
R. A. H.				
1100	Walnut	56.10	57.10	58.10
E. B. H.				
1080	Walnut	36.70	37.70	38.70
1070	Walnut	30.10	31.10	32.10
1090	Iron Base	24.50	25.50	26.50
Improved Pateway				
1050	Walnut	35.30	36.30	37.30
1040	Walnut	28.65	29.65	30.65
1030	Iron Base	23.05	24.05	25.05
Pateway				
1020	Walnut	34.15	35.15	36.15
1010	Walnut	27.55	28.55	29.55
1000	Iron Base	21.95	22.95	23.95

Ceiling prices for sales of private brands which differ from machines sold under the manufacturer's brand only by the brand designation, are the same as those shown above for the same model.

For the purpose of this sub-paragraph Zones I, II and III consist of the following states:

Zone I. Iowa, Missouri, Wisconsin, Illinois, Michigan, Indiana, Ohio, Kentucky, West Virginia, Maryland, Pennsylvania, District of Columbia.

Zone II. North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, Minnesota, Arkansas, Louisiana, Mississippi, Tennessee, Virginia, North Carolina, South Carolina, Georgia, Alabama, New York, New Jersey, Delaware, Connecticut, Massachusetts, Vermont, New Hampshire, Maine, Rhode Island.

Zone III. Washington, Oregon, California, Idaho, Nevada, Utah, Arizona, Montana, Wyoming, Colorado, New Mexico, Texas and Florida.

(2) *Sales by mail order houses of their private brands.* Prices may be established for sales by a mail order house of machines produced by the National Sewing Machine Company for sale under its private brand by orders issued under this section. Prices will be established by such orders in line with the level of retail ceiling prices established under this order.

(3) *Credit charges.* (i) Any person selling articles covered by this order to consumers, who, during the period of March 1942, collected a separately stated additional charge for the extension of credit on sales of such articles may collect a charge for the extension of credit under this order, not exceeding such charge during the period of March 1942, on a similar sale on similar terms to the same class of purchaser. Dealers who did not so state and collect an additional charge, may collect a charge for the extension of credit only on installment plan sales; and the charge shall not exceed the separately stated additional charge for the extension of credit on a similar sale on similar terms to the same class of purchaser during the period of March 1942, by the dealer's closest competitor who made a separately stated charge.

An installment-plan sale as used in the above paragraph means a sale where the unpaid balance is to be paid in installments over a period of either six weeks or more from the date of sale in the case of weekly installments, or eight weeks or more in the case of other than weekly installments.

(ii) All charges for the extension of credit shall be quoted and stated separately. Any charge which is not quoted and stated separately or which otherwise does not conform to this subsection, shall, for the purposes of this order be considered to be part of the price charged for the sewing machine sold.

(iii) No dealer may require as a condition of sale that the consumer must buy on credit.

(e) *Terms and conditions of sale.* Ceiling prices established under this order are subject to each seller's terms, discounts, allowances, and other price differentials no less favorable than those he had in effect for similar sales during the period of March 1942. If the seller made no such sales during the period of March 1942, his ceiling prices are subject to the terms, discounts, and allowances, no less favorable than those of his closest seller of the same class during the same period on sales of similar articles or which were thereafter properly established under applicable OPA regulations.

(f) *Notification.* At the time of, or prior to, the first invoice to a purchaser for resale showing a ceiling price established in accordance with the terms of this order, the seller shall notify the purchaser in writing of the method of determining ceiling prices or the dollar-and-cent ceiling prices established by this order for the purchaser's resales.

(h) *Labelling.* On and after the effective date of this order, no person, except a mail order seller, may sell at retail any machine covered by this order unless there is attached to the machine an OPA Ceiling Price Tag containing the OPA retail ceiling price for sales of the sewing machine by the particular retail seller. This tag or label may not be removed until after the sewing machine has been delivered to the ultimate consumer.

(i) *Sales invoices.* Every person who on or after 1946, sells a sewing machine covered by this order shall furnish every purchaser with an invoice showing the date of sale, the name and address of both the buyer and seller, the model number of each sewing machine he sold, the price charged, the quantity of each model sold, the terms of sale, and the nature and amount of any additional charges. Every seller must keep a copy of every sales invoice available for inspection by the Office of Price Administration for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(j) *Revocation and amendment.* This order may be revoked or amended by the Price Administrator at any time.

(k) *Effective date.* This order shall become effective on the 18th day of June 1946.

Issued this 18th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10437; Filed, June 18, 1946; 11:42 a. m.]

[MPR 260, Order 2185]

MOUNT ROSE CIGAR CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Mount Rose Cigar Co. 1014 Mount Rose, York, Penna. (hereinafter called "manufacturer"), and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
Daily Habit, Jr.	Queens	50	$38	5
Union Treaty	do	50	48	6
Daily Habit	do	50	75	10

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order, and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 19, 1946.

Issued this 18th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10441; Filed, June 18, 1946; 11:44 a. m.]

[MPR 260, Order 2186]

JOSE E. REYES & CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Jose E. Reyes & Co., P. O. Box 583, Quincy, Fla. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
Mexican Commerce	Perfectos	50	$60	2 for 15

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 19, 1946.

Issued this 18th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10442; Filed, June 18, 1946; 11:44 a. m.]

[MPR 260, Order 2187]

PASHIAN BROS.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Richard M. Pashian, d/b/a, Pashian Bros. 64 Plainfield St., Providence 9, R. I. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
Harmon Hall	Harmon Hall	50	$72	9

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 19, 1946.

Issued this 18th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46 10443; Filed, June 18, 1946; 11:44 a. m.]

[MPR 260, Order 2188]

JACOBS CIGAR CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Jacobs Cigar Co. Rear 43 Lancaster Ave., Red Lion, Pa. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
San Alto	Bon Ton	50	$36	7

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 19, 1946.

Issued this 18th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10444; Filed, June 18, 1946; 11:45 a. m.]

[MPR 260, Order 2189]

GARCIA-RICO CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Garcia-Rico Co., 411 Girod St., New Orleans, La. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
X Senator	Special	50	$60	2 for 15

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 19, 1946.

Issued this 18th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10445; Filed, June 18, 1946; 11:45 a. m.]

[MPR 260, Order 2190]

CLEAD FILLMORE AND W. WILSON FILLMORE

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Clead Fillmore & W. Wilson Fillmore, R. D. #1, Windsor, Pa. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
Cadillac Athletic Club	Cadillac A. C.	50	$36	7

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which

maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 19, 1946.

Issued this 18th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10446; Filed, June 18, 1946; 11:45 a. m.]

[MPR 260, Order 2191]

FLEMING-HALL TOBACCO CO., INC.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Fleming-Hall Tobacco Co., Inc., 5247 Grandy Ave., Detroit 11, Mich. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
Bano	Coronitas	50	$131.00	17
	Invincibles	50	161.50	21
Crusader	Perfectos	50	105.00	14

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 19, 1946.

Issued this 18th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10447; Filed, June 18, 1946; 11:45 a. m.]

[MPR 591, Order 626]

C. C. GALBRAITH AND SON, INC.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net delivered prices, for sales by any person to consumers of the following wall recessed electric heater manufactured by C. C. Galbraith and Son, Inc., of 450 Sixth Ave., N. Y., N. Y., and as described in the application dated May 24, 1946 which is on file with the Mechanical Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Model No.:	*On sales to consumers (each)*
1 FW	$22.00
2 FW	24.00
3 FW	32.00
4 FW	40.00

(b) The maximum list price f. o. b. point of shipment for sales by any person of the following wall recessed electric heaters manufactured by C. C. Galbraith and Son, Inc. shall be:

Model No.:	*Maximum list price (each)*
1 FW	$22.00
2 FW	24.00
3 FW	32.00
4 FW	40.00

The maximum list prices above shall be subject to the following functional discounts:

On sales to distributors or jobbers: 48 percent.

On sales to dealers or retailers: 35 percent in quantities of 6 or more.

On sales to dealers or retailers: 35 percent in quantities of less than 6.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general category during March 1942.

(d) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers except dealers or retailers upon resale.

(e) C. C. Galbraith and Son, Inc. shall attach tags to the heaters, covered by this order, which shall contain the following:

OPA Maximum Retail Price—$_____

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 19, 1946.

Issued this 18th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10460; Filed, June 18, 1946; 11:46 a. m.]

[MPR 591, Order 627]

PRECISION PARTS CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person to jobbers of the following brass closet floor flange manufactured by Precision Parts Corporation and as described in the application dated April 20, 1946 which is on file with the Mechanical Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	Per unit
Brass Closet Floor Flange 4" (16 oz.)	$0.30

(b) The maximum net prices for sales by resellers shall be the sum of the following:

(1) 30 cents.
(2) Margin as determined under the General Maximum Price Regulation.
(3) 5 cents.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general category during March 1942.

(e) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 19, 1946.

Issued this 18th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–10461; Filed, June 18, 1946; 11:46 a. m.]

[MPR 591, Order 628]

M. M. HEDGES MFG. CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum prices, excluding Federal Excise Tax, for sales by any person to consumers of the following table top electric water heaters manufactured by M. M. Hedges Manufacturing Company of Chattanooga, Tenn., and as described in its application dated February 12, 1946, shall be:

Model EL T–45, 45-gallon, table top electric water heater, double element, galvanized tank, insulated---	$165

(b) The maximum net price, f. o. b. point of shipment, excluding Federal Excise Tax, for sales by any person shall be the maximum prices specified in (a) above less the following discounts:

1. On sales to dealers in quantities less than 5 heaters, a discount of 33⅓ percent.
2. On sales to dealers in quantities of 5 or more heaters, a discount of 40 percent.
3. On sales to jobbers, a discount of 50 percent.

(c) The maximum prices established by this order are subject to such further cash discounts, transportation allowances and price differentials at least as favorable as those which each seller extended or rendered or would have extended or rendered during March 1942 on commodities in the same general category.

(d) The maximum prices on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(e) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers, except dealers, upon resale.

(f) M. M. Hedges Manufacturing Company shall attach to each waterheater covered by this order a tag containing the following:

OPA Maximum Retail Price not installed including actual Federal excise tax paid at source—$------
(Do Not Detach)

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 19, 1946.

Issued this 18th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–10462; Filed, June 18, 1946; 11:47 a. m.]

[MPR 592, Order 55]

SHEPFER & MOOMAW BROS.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 55 under section 16 of Maximum Price Regulation No. 592. Specified construction materials and refractories. Shepfer & Moomaw Brothers. Docket No. 6122–592.16–275.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 16 of Maximum Price Regulation No. 592, *It is ordered:*

(a) The maximum net prices for sales by the Shepfer & Moomaw Brothers, Sugarcreek, Ohio, of brick and structural tile to its various classes of purchasers may be increased by an amount not in excess of $1.25 per thousand for standard size brick equivalents or by an amount not in excess of $0.50 per ton for structural hollow tile.

(b) If the Shepfer & Moomaw Brothers, Sugarcreek, Ohio, had an established differential in price during the month of March 1942 for nonstandard sizes of brick it may convert the adjustment granted herein for standard size brick on the basis of the conversion factors or formulae in use by it during March 1942 in establishing price differentials between standard size brick and the other sizes.

(c) Any person purchasing any of the products covered by this order produced by the Shepfer & Moomaw Brothers for the purpose of resale in the same form may increase his presently established prices under the General Maximum Price Regulation by adding the dollars-and-cents increase in cost resulting from the increase permitted the manufacturer in (a) above. Notwithstanding the provisions of this paragraph, in any area where specific maximum prices are fixed by an area pricing order such specific maximum prices shall apply in that area.

(d) All requests of the application not granted herein are denied.

(e) This order may be amended or revoked by the Office of Price Administration at any time.

This order shall become effective June 19, 1946.

Issued this 18th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–10463; Filed, June 18, 1946; 11:47 a. m.]

[MPR 592, Order 56]

ALBION BRICK CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 56 under section 16 of Maximum Price Regulation No. 592. Specified construction materials and refractories. Albion Brick Company. Docket No. 6122–592.16–217.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 16 of Maximum Price Regulation No. 592, *It is ordered:*

(a) The maximum net prices for sales by the Albion Brick Company, Albion, Ill., of brick and structural tile to its various classes of purchasers may be increased by an amount not in excess of $2 per thousand for standard size brick equivalents or by an amount not in excess of $0.80 per ton for structural hollow tile.

(b) If the Albion Brick Company, Albion, Ill., had an established differential in price during the month of March 1942 for nonstandard sizes of brick it may convert the adjustment granted herein for standard size brick on the basis of the conversion factors or formulae in use by it during March 1942 in establishing price differentials between standard size brick and the other sizes.

(c) Any person purchasing any of the products covered by this order produced by the Albion Brick Co. for the purpose of resale in the same form may increase his presently established prices under the General Maximum Price Regulation by adding the dollars-and-cents increase in cost resulting from the increase permitted the manufacturer in (a) above. Notwithstanding the provisions of this paragraph, in any area where specific maximum prices are fixed by an area pricing order such specific maximum prices shall apply in that area.

(d) All requests of the application not granted herein are denied.

(e) This order may be amended or revoked by the Office of Price Administration at any time.

This order shall become effective June 19, 1946.

Issued this 18th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–10464; Filed, June 18, 1946; 11:47 a. m.]

[MPR 592, Order 57]

MONONGAHELA CLAY PRODUCTS CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 57 under section 16 of Maximum Price Regulation No. 592. Specified construction materials and refractories. Monongahela Clay Products Company. Docket No. 6122–592.16–260.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 16 of Maximum Price Regulation No. 592, *It is ordered:*

(a) The maximum net prices for sales by the Monongahela Clay Products Co., Monongahela, Pa., of brick and structural tile to its various classes of purchasers may be increased by an amount not in excess of $1.75 per thousand for standard size brick equivalents or by an amount not in excess of $0.70 per ton for structural hollow tile.

(b) If the Monongahela Clay Products Company had an established differential in price during the month of March 1942 for nonstandard sizes of brick it may convert the adjustment granted herein for standard size brick on the basis of the conversion factors or formulae in use by it during March 1942 in establishing price differentials between standard size brick and the other sizes.

(c) Any person purchasing any of the products covered by this order produced by the Monongahela Clay Products Company for the purpose of resale in the same form may increase his presently established prices under the General Maximum Price Regulation by adding the dollars-and-cents increase in cost resulting from the increase permitted the manufacturer in (a) above. Notwithstanding the provisions of this paragraph, in any area where specific maximum prices are fixed by an area pricing order such specific maximum prices shall apply in that area.

(d) All requests of the application not granted herein are denied.

(e) This order may be amended or revoked by the Office of Price Administration at any time.

This order shall become effective June 19, 1946.

Issued this 18th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–10465; Filed, June 18, 1946; 11:47 a. m.]

[MPR 592, Order 58]

McARTHUR BRICK CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 58 under Section 16 of Maximum Price Regulation No. 592. Specified construction materials and refractories. The McArthur Brick Company, Docket No. 6122–592.16–274.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 16 of Maximum Price Regulation No. 592, *It is ordered:*

(a) The maximum net prices for sales by the McArthur Brick Company, McArthur, Ohio, of brick and structural tile to its various classes of purchasers may be increased by an amount not in excess of $1.00 per thousand for standard size brick equivalents or by an amount not in excess of $0.40 per ton for structural hollow tile.

(b) If the McArthur Brick Company, McArthur, Ohio, had an established differential in price during the month of March 1942 for non standard sizes of brick it may convert the adjustment granted herein for standard size brick on the basis of the conversion factors or formulae in use by it during March 1942 in establishing price differentials between standard size brick and the other sizes.

(c) Any person purchasing any of the products covered by this order produced by the McArthur Brick Company for the purpose of resale in the same form may increase his presently established prices under the General Maximum Price Regulation by adding the dollars-and-cents increase in cost resulting from the increase permitted the manufacturer in (a) above. Notwithstanding the provisions of this paragraph, in any area where specific maximum prices are fixed by an area pricing order such specific maximum prices shall apply in that area.

(d) All requests of the application not granted herein are denied.

(e) This order may be amended or revoked by the Office of Price Administration at any time.

This order shall become effective June 19, 1946.

Issued this 18th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–10466; Filed, June 18, 1946; 11:48 a. m.]

[MPR 580, Amdt. 4 to Order 260]

DUOFOLD, INC.

ESTABLISHMENT OF MAXIMUM PRICES

Maximum Price Regulation 580, Amendment 4 to Order 260, Establishing ceiling prices at retail for certain articles; Docket No. 6063–580–13–668.

For the reasons set forth in the opinion issued simultaneously herewith, Order 260 issued under section 13 of Maximum Price Regulation 580 on application of Duofold, Inc., Mohawk, New York, is amended in the following respect:

1. Paragraph (a) is amended by substituting the following headings:

Manufacturer's selling price per doz. except in *Pacific States	Retail ceiling price except in *Pacific States	Manufacturer's selling price per doz. in *Pacific States	Retail ceiling price in *Pacific States

in place of the former headings:

Manufacturer's selling price except in California, Washington, and Oregon, per doz.	Retail ceiling price except in California, Washington, and Oregon, per unit	California, Washington, and Oregon	
		Manufacturer's selling price, per doz.	Retail ceiling price, per unit

2. Paragraph (a) is further amended by adding the following footnote:

*Pacific States include only the following: California, Oregon, Idaho, Nevada, Washington, Montana, Utah and Wyoming.

3. Paragraph (a) is amended to increase the retail ceiling prices established for the articles listed below:

"DUOFOLD" UNDERWEAR

Article	Manufacturer's ceiling price per doz. except in Pacific States		Retail ceiling price per unit except in Pacific States	
	Sizes	Sizes	Sizes	Sizes
DUOKAFT				
Drawers:	24–36	38–50	24–36	38–50
Briefs	$4.85	$5.60	$0.60	$0.70
¼ leg	4.95	5.70	.65	.70
Longs	7.60	8.85	.95	1.10
¼ leg	6.60	7.60	.85	.95
Longs	9.95	11.45	1.25	1.45
Pullover shirt:	36–46	48–50	36–46	48–50
S. S.	$6.85	$7.85	$0.85	$1.00
N. S.	4.55	5.30	.60	.65
Pullover shirt	6.65	7.65	.85	.95
Pullover shirt	9.55	11.05	1.20	1.40
DU-ONS	34–46	48–50	34–46	48–50
Du-Ons Uns. Ath	$10.20	$11.70	$1.30	$1.50
Du-Ons Uns. Ath	15.45	17.45	1.95	2.20

Article	Manufacturer's selling price per doz. in Pacific States		Retail ceiling price per unit in Pacific States	
Du-Ons Uns. Ath	$10.45	$11.95	$1.30	$1.50
Du-Ons Uns. Ath	15.70	17.70	2.00	2.25

This amendment shall become effective June 19, 1946.

Issued this 18th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–10499; Filed, June 18, 1946; 4:31 p. m.]

[MPR 580, Amdt. 1 to Order 303]

SELBY SHOE CO.

ESTABLISHMENT OF MAXIMUM PRICES

MPR No. 580, Amendment 1 to Order 303. Establishing ceiling prices at retail for certain articles; Docket No. 6063–580–13–702.

For the reasons set forth in the opinion issued simultaneously herewith, Order No. 303 issued under section 13 of Maximum Price Regulation 580 on application of The Selby Shoe Company, Portsmouth, Ohio, is amended in the following respect:

1. A new paragraph (h) is added to read as follows:

(h) Until July 1, 1946, the provisions of paragraph (d) are suspended insofar as The Selby Shoe Company is directed to preticket all women's shoes for which a retail price is established in this order. However, the provisions of paragraph (d) are and shall remain in full force and effect insofar as they apply to purchasers for resale, who may not offer or sell such women's shoes after June 30, 1946 unless they are ticketed in accordance with the requirements of paragraph (d).

This amendment shall become effective June 19, 1946.

Issued this 18th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10500; Filed, June 18, 1946; 4:32 p. m.]

[RMPR 136, Amdt. 1 to Order 605]

INDUSTRIAL POWER TRANSMISSION EQUIPMENT

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 3 of Revised Maximum Price Regulation 136, *It is ordered:*

Order No. 605 under Revised Maximum Price Regulation 136 is amended in the following respect:

In paragraph (c), strike out the figure "7.8%" and substitute therefor the figure "11.6%."

This amendment shall become effective June 19, 1946.

Issued this 19th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10547; Filed, June 19, 1946; 11:41 a. m.]

[MPR 151, Revocation of Order 1]

COTTON TEXTILE MATERIALS USED IN MANUFACTURE OF BAGS

ADJUSTMENT OF MAXIMUM PRICES

An opinion accompanying this order has been issued simultaneously herewith and filed with the Division of the Federal Register.

Order 1 to Maximum Price Regulation 151 is hereby revoked.

This order shall become effective June 19, 1946.

Issued this 19th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10549; Filed, June 19, 1946; 11:41 a. m.]

[RMPR 136, Amdt. 1 to Order 625]

INTERNAL COMBUSTION ENGINES AND EQUIPMENT

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 31 of Revised Maximum Price Regulation 136, *It is ordered:*

Order No. 625 under Revised Maximum Price Regulation 136 is amended in the following respects:

1. Paragraph (a) is amended to read as follows:

(a) For the purposes of this order, the term "internal combustion engines" shall mean all engines under 3000 cubic inch piston displacement, and with a continuous duty horsepower rating under 400, at its recommended normal operating speed, including accessories and parts which are integral and functional parts of such internal combustion engines.

2. The following paragraph (h) is added:

(h) Notwithstanding any of the provisions of this order, any seller of internal combustion engines may charge and collect the maximum prices for sales of internal combustion engines which he had in effect just prior to the issuance of this order.

This amendment shall become effective June 19, 1946.

Issued this 19th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10548; Filed, June 19, 1946; 11:41 a. m.]

[MPR 188, Amdt. 1 to Order 2]

WOOD RADIO CABINETS

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.159e of Maximum Price Regulation No. 188, *It is ordered,* That Order No. 2 under § 1499.159e of Maximum Price Regulation No. 188 be amended in the following respects:

1. Paragraph (a) of section 2 is amended by substituting the figure, "121%" for the figure, "118%", wherever the latter figure appears in that paragraph.

2. Paragraph (b) of section 2 is amended by substituting the figure "115%" for the figure "112%", wherever the latter figure appears in that paragraph.

3. At the end of section 2, a new section 2a is added to read as follows:

SEC. 2a. *Ceiling prices for certain radio cabinets whose ceiling prices were finally determined prior to June 19, 1946.* A manufacturer of any radio cabinet whose ceiling price had been "finally determined" under section 3, 4, or 6 of this order prior to June 19, 1946, may increase that ceiling price by 3 percent.

A ceiling price shall be deemed to have been "finally determined" prior to June 19, 1946, if that price has been established under section 3, 4, or 6 of this order by an order effective prior to June 19, 1946, or, if under section 3 of this order that price had been reported to the Office of Price Administration prior to June 19, 1946, and has not been disapproved, and there is no other reason specified in section 3 (b) of this order for treating the reported price as invalid for the purpose of establishing a manufacturer's ceiling price.

4. Section 3 (a) is amended by substituting the phrase, "section 2, 2a, 3, 4, or 6" for the phrase, "section 2 or 4" wherever the latter phrase appears in section 3a).

5. The definition of "comparable cabinet" set forth in paragraph (a) of section 3 is amended to read as follows:

"Comparable" cabinet means the one which is of the same type as the cabinet being priced (for example, table model, console model, combination radio phonograph, etc.) and which is closest to it in unit direct cost. A radio cabinet whose ceiling price is determined under section 2 shall be deemed a comparable cabinet only if the manufacturer does not have a radio cabinet which meets the requirements of the first sentence of this definition whose ceiling price was determined under sections 2a, 3, 4 or 6.

6. A new section 6a is added to follow section 6 and to read as follows:

SEC. 6a. *Ceiling prices for sample radio cabinets.* Anything in this order to the contrary notwithstanding, if a radio manufacturer requests in writing a radio cabinet manufacturer for sample models of radio cabinets, the cabinet manufacturer may charge such a radio manufacturer a price not in excess of either (a) the price he would arrive at by the use of the formula he had in effect between July 1, 1941 and October 31, 1941, for determining his price for sample models of radio cabinets of his manufacture, or (b) three and a half times his estimate of the ceiling price that would be determined for such a radio cabinet under this order without regard to this section, whichever is lower. The ceiling prices determined under this section shall apply to no more than three sample radio cabinets of any one model sold to any one radio manufacturer. The ceiling prices so determined need not be reported to the Office of Price Administration.

7. A new paragraph (d) is added to section 7 to follow paragraph (c) and to read as follows:

(d) *Relation of this order to Supplementary Orders 116, 133, 148 or Revised Supplementary Order 119 or other supplementary orders.* Ceiling prices established by this order are subject to adjustment by orders issued under Supplementary Orders Nos. 116, 133, 148, Revised Supplementary Order 119, and such other supplementary orders issued heretofore as may be applicable. However, if any radio cabinet manufacturer has secured an individual adjustment order, which is effective prior to June 19, 1946, and which authorizes him to increase the ceiling prices established by this order, the ceiling prices established by this order for the purposes of such an individual adjustment order, shall be the quotient obtained by dividing the ceiling prices currently established by this order by 103 percent.

This amendment shall become effective on the 19th day of June 1946.

Issued this 19th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10551; Filed, June 19, 1946; 11:55 a. m.]

[RMPR 436, Amdt. 17 to Order 37]

CRUDE PETROLEUM AND NATURAL AND PETROLEUM GAS

ADJUSTMENT OF MAXIMUM PRICES

An opinion accompanying this amendment issued simultaneously herewith has been filed with the Division of the Federal Register.

Paragraph (a) of Order No. 37 of Revised Maximum Price Regulation No. 436 is amended in the following respects:

1. The following pools with the designated increases are hereby added thereto:

Pool, County, and State:	*Amount of increase per 42-gallon barrel*
Friendsville, Wabash, Ill	0.35
Mt. Carmel, Wabash, Illinois, and Knox, Ind	.20
De Sota—Red River, De Sota—Red River Parish, La	0.30
Koopman, Jim Wells, Tex	.20

2. The increase for the Keensburg Consolidated Pool, Wabash County, Illinois, is revised in the indicated amount:

Pool, County, and State:	*Amount of increase per 42-gallon barrel*
Keensburg Consolidated, Wabash, Ill	0.25

3. The Zenia Pool, Clay County, Illinois, is redesignated Xenia Pool, Clay County, Illinois.

4. The Frankhouser Pool, Lyon and Greenwood Counties, Kansas, is redesignated the Fankhouser Pool, Lyon and Greenwood Counties, Kansas.

5. The Earlsboro Pool, Seminole County, Oklahoma, is redesignated the Earlsboro Pool, Seminole and Pottawatomie Counties, Texas.

6. The Glen Pool, Creek County, Oklahoma, is redesignated the Glenn Pool, Creek County, Oklahoma.

7. The Weleeka Pool, Okfuskee County, Oklahoma, is redesignated the Weleetka Pool, Okfuskee County, Oklahoma.

8. The Edwards Pool, Crane County, Texas, with the designated increase of 25¢ per barrel, is hereby deleted.

9. The Scuthton Pool, Bexar County, Texas, is redesignated the Southton Pool, Bexar County, Texas.

This amendment shall be effective as of June 1, 1946.

Issued this 19th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10552; Filed, June 19, 1946; 11:42 a. m.]

[RMPR 499, Amdt. 2 to Order 14]

GORDON ARTHUR SMITH, INC.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 14 of Revised Maximum Price Regulation No. 499, it is ordered that Order No. 14 under RMPR 499 be amended in the following respect:

The following items and their maximum prices are added to the list of items and maximum prices in paragraph (b):

Description	Maximum price to retailers	Maximum retail price including Federal excise tax
F20/2B Recta—15 jewel, 10½ ligne, EGP/sb, waterproof, incabloc, strap	$24.50	$57.50
G20/2B Recta—17 jewel, 8¾ ligne, RGP/sb, waterproof, incabloc, strap	25.00	57.50
C563/2B Recta—17 jewel, 8¾ ligne, RGP/sb, waterproof, incabloc, strap	24.00	57.50
G53/OA, G54/OA, G21/OA, G23/OA, FA2/OA—17 jewel, 12 ligne, Recta all steel, waterproof, incabloc, strap	21.50	47.50
G32/OA Recta—17 jewel, 12 ligne, all steel, waterproof, incabloc, strap	24.50	57.50
C567 Recta—17 jewel, 8¾ ligne, all steel, waterproof, incabloc, strap	22.50	47.50
Ardath—17 jewel, 10½ ligne, csb, flat, incabloc, Glucydur Balance, radium dial, sweep second, plasto flex strap	20.50	45.00
Home—15 jewel, 8¾ ligne, csb, flat, radium dial, sweep second, waterproof, automatic, strap	24.50	57.50
Home—17 jewel, 10½ ligne, csb, flat, sweep second, radium dial, waterproof, strap	20.00	45.00
Cord—15 jewel, 10½ ligne, all steel, radium dial, sweep second, antimagnetic, strap	19.00	42.50
Alfa—17 jewel, 10½ ligne, flat, radium dial, waterproof, sweep second, Proteco strap	21.00	57.50
Fortis—17 jewel, 10½ ligne, all steel, sweep second, radium dial, strap	22.50	49.50
Ardath—17 jewels 11½ ligne, all steel, waterproof, automatic, incabloc, antimagnetic, sweep second, radium dial, strap	24.50	57.50
Ardath—17 jewels, 8 x 9 ligne, all steel, waterproof, sweep second, strap	20.50	45.00
Ardath—17 jewel, 7¾ ligne, chrome steel back, waterproof, automatic, incabloc, antimagnetic, strap	28.50	65.00
Ardath—17 jewel 7¾ ligne, all steel, rectangular, strap	20.50	45.00
CHRONOGRAPHS		
17 jewel 13‴ and 14‴ ligne, chrome steel back, waterproof, incabloc, antimagnetic, 3 push buttons, strap	40.40	92.50
17 jewel, 13¾ and 14 ligne, chrome steel back, strap	27.00	65.00

The maximum prices to retailers are f. o. b. Omaha, Nebraska, and are net.

The maximum retail prices above are inclusive of the Federal excise tax, of 10% (20% in the case of watches selling at retail for more than $65.)

This amendment shall become effective June 20, 1946.

Issued this 19th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10553; Filed, June 19, 1946; 11:41 a. m.]

[MPR 580, Amdt. 7 to Order 21]

ROBERT REIS & CO.

ESTABLISHMENT OF MAXIMUM PRICES

Maximum Price Regulation 580, amendment 7 to order 21. Establishing ceiling prices at retail for certain articles; Docket No. 6063-580-13-683.

For the reasons set forth in the opinion issued simultaneously herewith, Order No. 21 issued under section 13 of Maximum Price Regulation 580 on application of Robert Reis & Co., 2 Park Avenue at 33d Street, New York, New York, is amended in the following respect:

1. A new paragraph (i) is added to read as follows:

(i) Until July 20, 1946, the provisions of paragraph (c) of this order are suspended insofar as Robert Reis & Co., is directed to preticket the following articles:

Article	Style No.	Manufacturer's selling price (per doz.)	Ceiling price at retail
Athletic shirt	42 JS	$4.55	$0.55
Brief short	Model O	4.40	.55

This amendment shall become effective June 20, 1946.

Issued this 19th day of June 1946.

PAUL A. PORTER,
Administration.

[F. R. Doc. 46-10557; Filed, June 19, 1946; 11:42 a. m.]

[MPR 580, Amdt. 3 to Order 98]

S. BUCHSBAUM & CO.

ESTABLISHMENT OF MAXIMUM PRICES

Maximum Price Regulation 580, amendment 3 to order 98. Establishing ceiling prices at retail for certain articles; Docket No. 6063-580-13-695.

For the reasons set forth in the opinion issued simultaneously herewith, Order No. 98 issued under section 13 of Maximum Price Regulation 580 on application of S. Buchsbaum & Co., 1737 South Michigan Avenue, Chicago 16, Illinois, is amended in the following respects:

1. Paragraph (a) is amended by adding the following:

MEN'S WATERPROOF JACKETS

Brand name	Manufacturer's selling price	Ceiling price at retail
Elasti-Glass	$61.68	$8.75
	36.00	5.00
LADIES' RAINCOATS		
Elasti-Glass	$86.40	$11.95

2. Paragraph (c) is amended by adding thereto the following undesignated paragraph:

Upon issuance of any amendment to this order which either adds an article to those already listed in paragraph (a) or changes the retail ceiling price of a listed article, the manufacturer or wholesaler, as to such articles, must comply with the preticketing requirements of this paragraph within 30 days after the effective date of the amendment. After 60 days from the effective date, no retailer may offer or sell the article unless

it is ticketed in accordance with the requirements of this paragraph. Prior to the expiration of the 60 day period, unless the article is so ticketed, the retailer shall comply with the marking, tagging and posting provisions of Maximum Price Regulation No. 580. However, the pricing provisions of this order or of any subsequent amendment thereto shall apply as of the effective date of the order or applicable amendment.

3. Paragraph (d) is amended by adding the following sentence: "The seller shall also send the purchaser a copy of each amendment at the time of or before the first delivery (subsequent to the effective date of the amendment) of any article the sale of which is affected in any manner by the amendment."

This amendment shall become effective June 20, 1946.

Issued this 19th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–10558; Filed, June 19, 1946; 11:49 a. m.]

[MPR 580, Amdt. 3 to Order 144]

AMERICAN MAID CO., INC.

ESTABLISHMENT OF MAXIMUM PRICES

Maximum Price Regulation 580, Amendment 3 to Order 144. Establishing ceiling prices at retail for certain articles; Docket No. 6063–580–13–681.

For the reasons set forth in the opinion issued simultaneously herewith, Order No. 144 issued under section 13 of Maximum Price Regulation 580 on application of American Maid Company, Inc., 847 West Jackson Boulevard, Chicago 7, Illinois, is amended in the following respects:

1. Paragraph (a) is amended by adding the following articles having the brand name "American Maid":

JERSEY PANTIES

Manufacturer's selling price (per dozen)	*Retail ceiling price (per unit)*
$7.00	$1.00
JERSEY GOWNS	
28.00	4.00
34.00	5.00
JERSEY SLIPS	
10.50	1.50
21.00	3.00

2. Paragraph (d) is amended by adding thereto the following undesignated paragraph:

Upon issuance of any amendment to this order which either adds an article to those already listed in paragraph (a) or changes the retail ceiling price of a listed article, the manufacturer or wholesaler, as to such article, must comply with the preticketing requirements of this paragraph within 30 days after the effective date of the amendment. After 60 days from the effective date, no retailer may offer or sell the article unless it is ticketed in accordance with the requirements of this paragraph. Prior to the expiration of the 60 day period, unless the article is so ticketed, the retailer shall comply with the marking, tagging and posting provisions of the regulation which would apply in the absence of this order. However, the pricing provisions of this order or of any subsequent amendment thereto shall apply as of the effective date of the order or applicable amendment.

This amendment shall become effective June 20, 1946.

Issued this 19th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–10559; Filed, June 19, 1946; 11:43 a. m.]

[MPR 580, Amdt. 5 to Order 208]

CLIMATIC RAINWEAR CO., INC.

ESTABLISHMENT OF MAXIMUM PRICES

Maximum Price Regulation 580, Amendment 2 to Order 208. Establishing ceiling prices at retail for certain articles; Docket No. 6063–580–13–699.

For the reasons set forth in the opinion issued simultaneously herewith, Order 208 issued under section 13 of Maximum Price Regulation 580 on application of Climatic Rainwear Co., Inc., 350 Fifth Avenue, New York, New York is amended in the following respects:

1. Paragraph (a) is amended by adding the following:

MEN'S RAINCOATS

Manufacturer's selling price	*Retail ceiling price*
$7.50	$12.50

2. Paragraph (d) is amended by adding thereto the following undesignated paragraph:

Upon issuance of any amendment to this order which either adds an article to those already listed in paragraph (a) or changes the retail ceiling price of a listed article, the manufacturer or wholesaler, as to such article, must comply with the preticketing requirements of this paragraph within 30 days after the effective date of the amendment. After 60 days from the effective date, no retailer may offer or sell the article unless it is ticketed in accordance with the requirements of this paragraph. Prior to the expiration of the 60-day period, unless the article is so ticketed, the retailer shall comply with the marking, tagging and posting provisions of the regulation which would apply in the absence of this order. However, the pricing provisions of this order or of any subsequent amendment thereto shall apply as of the effective date of the order or applicable amendment.

3. Paragraph (e) is amended by adding thereto the following sentence: "The seller shall also send the purchaser a copy of each amendment at the time of or before the first delivery (subsequent to the effective date of the amendment) of any article the sale of which is affected in any manner by the amendment."

This amendment shall become effective June 20, 1946.

Issued this 19th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–10560; Filed, June 19, 1946; 11:43 a. m.]

[MPR 580, Amdt. 2 to Order 214]

MOHAWK CARPET MILLS, INC.

ESTABLISHMENT OF MAXIMUM PRICES

Maximum Price Regulation 580, Amendment 2 to Order 214. Establishing ceiling prices at retail for certain articles; Docket No. 6063–580–13–701.

For the reasons set forth in the opinion issued simultaneously herewith, Order No. 214 issued under section 13 of Maximum Price Regulation 580 on application of Mohawk Carpet Mills, Inc., Amsterdam, New York, is amended in the following respects:

1. Paragraph (a) is amended by adding the following:

SEAMLESS CARPET

Brand name	Manufacturer's unadjusted selling price		Retail ceiling price			
			¾ yard (linear yard)		Broadloom (square yard)	
	¾ yard (linear yard)	Broadloom (square yard)	California, Oregon, Washington	Except in California, Oregon and Washington	California, Oregon, Washington	Except in California, Oregon and Washington
Nottingham...	$4.89	$6.85	$8.80	$8.60	$12.20	$11.9[illegible]

2. Paragraph (d) is amended by adding thereto the following undesignated paragraph:

Upon issuance of any amendment to this order which either adds an article to those already listed in paragraph (a) or changes the retail ceiling price of a listed article, the manufacturer or wholesaler, as to such article, must comply with the preticketing requirements of this paragraph within 30 days after the issuance of the amendment. After 60 days from the issuance date, no retailer may offer or sell the article unless it is ticketed in accordance with the requirements of this paragraph. Prior to the expiration of the 60-day period, unless the article is so ticketed, the retailer shall comply with the marking, tagging and posting provisions of the regulation which would apply in the absence of this order. However, the pricing provisions of this order or of any subsequent amendment thereto shall apply as of the effective date of the order or applicable amendment.

This amendment shall become effective June 20, 1946.

Issued this 19th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–10561; Filed, June 19 1946; 11:44 a. m.]

[MPR 580, Amdt. 1 to Order 292]

PETER PAN FOUNDATIONS, INC.

ESTABLISHMENT OF MAXIMUM PRICES

Maximum Price Regulation 530, Amendment 1 to Order 292. Establishing ceiling prices at retail for certain articles; Docket No. 6063–580–13–694.

For the reasons set forth in the opinion issued simultaneously herewith, Order No. 292 issued under section 13 of Maximum Price Regulation 580 on application of Peter Pan Foundations, Inc., 116 East 27th Street, New York 16, New York, is amended in the following respects:

1. Paragraph (a) is amended by adding the following:

BRASSIERE

Manufacturer's selling price (per dozen)	*Retail ceiling price (per unit)*
$21.00	$3.00

2. Paragraph (d) is amended by adding thereto the following undesignated paragraph:

Upon issuance of any amendment to this order which either adds an article to those already listed in paragraph (a) or changes the retail ceiling price of a listed article, the manufacturer or wholesaler, as to such article, must comply with the preticketing requirements of this paragraph within 30 days after the effective date of the amendment. After 60 days from the effective date, no retailer may offer or sell the article unless it is ticketed in accordance with the requirements of this paragraph. Prior to the expiration of the 60 day period, unless the article is so ticketed, the retailer shall comply with the marking, tagging and posting provisions of the regulation which would apply in the absence of this order. However, the pricing provisions of this order or of any subsequent amendment thereto shall apply as of the effective date of the order or applicable amendment.

This amendment shall become effective June 20, 1946.

Issued this 19th day June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–10563; Filed, June 19, 1946; 11:46 a. m.]

[MPR 592, Amdt. 47 to Order 1]

CRUDE GYPSUM

ADJUSTMENT OF MAXIMUM PRICES

An opinion accompanying this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

A new section 7.13 (b) (3) is added to read as follows:

(3) Crude gypsum sold for use in the manufacture of chemicals and insecticides.

This amendment shall become effective June 24, 1946.

Issued this 19th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–10564; Filed, June 19, 1946; 11:43 a. m.]

[Rev. SO 119, Amdt. 1 to Order 230]

CRANE CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to Revised Supplementary Order No. 119; *It is ordered:*

Order No. 230 under Revised Supplementary Order No. 119 is amended in the following respects:

a. In paragraph (a) for the maximum list price of "$5.54*" for plate number 8–12 substitute "$5.55*".

b. In paragraph (b) for the maximum net price of "$5.20" for plate number 8–12 substitute "$5.55".

1. Paragraph (a) is amended by adding the following:

WOMEN'S HANDBAGS

Manufacturer's selling price	*Retail ceiling price*
$2.00	$3.50
14.50	27.50
17.50	34.00
27.50	55.00
38.50	77.50

This amendment shall become effective June 19, 1946.

Issued this 18th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–10469; Filed, June 18, 1946; 11:41 a. m.]

Regional and District Office Orders.

[Region II Basic Order 1 Under Rev. Gen. Order 65]

LUMBER PRODUCTS IN NEW YORK REGION

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and under the authority vested in the Regional Administrator of the Office of Price Administration, Region II, by the Emergency Price Control Act of 1942 as amended, and by Revised General Order No. 65, it is hereby ordered:

(a) *What this order does.* This basic order puts into one document the provisions which will be common to all future orders establishing flat (dollars and cents) maximum prices for sales and deliveries of lumber products for which maximum prices are established under Second Revised Maximum Price Regulation 215, out of distribution yard stock by any lumber distribution yard located in any area or locality in Region II, such orders to be issued by the New York Regional Office, Region II, or by District Directors within Region II, pursuant to the authority contained in Revised General Order 65. The orders to be issued under this basic order are referred to herein, as adopting orders, and when issued, will expressly adopt the provisions of this basic order. The provisions of second revised Maximum Price Regulation 215, remain unaffected by this basic order, unless and until adopting orders are issued under this basic order. When such adopting orders are issued, the maximum prices fixed by such adopting orders will supersede the maximum prices or pricing methods previously fixed by Second Revised Maximum Price Regulation 215, as to the commodities covered by such adopting order on sales by yards located in the area covered by such adopting order. Except to the extent that they are inconsistent with the provisions of this order, all other provisions of Second Revised Maximum Price Regulation 215 applicable to the commodity or commodities covered by adopting orders shall apply to sales covered by such adopting orders.

(b) *Transactions covered by this order.* This order covers all sales and deliveries of lumber products for which maximum prices are established under Second Revised Maximum Price Regulation 215, out of distribution yard stock by any lumber distribution yard located in any area or locality in Region II.

(c) *Relationship of this order and all adopting orders under this basic order to Second Revised Maximum Price Regulation 215.* Adopting orders issued under this basic order, fixing maximum prices for sales of commodities named therein in areas described therein, shall supersede maximum prices or pricing method

previously established under Second Revised Maximum Price Regulation 215. All other provisions of Second Revised Maximum Price Regulation 215, shall continue to apply to sales covered by this order and by such adopting orders, except as provided in said orders.

(d) *Posting of maximum prices.* Every seller making sales or offering to make sales covered by any adopting order under this basic order, must obtain at least two copies of such adopting order, and of the appendices, schedules, or price tables contained therein or annexed thereto. One copy of such appendices, schedules or price tables, must be posted and maintained in a prominent place in the office of the distribution yard making the sale, so that it may easily be read by any purchaser, and one copy of such adopting order, including the appendices, schedules or price tables together with a copy of this basic order, shall be kept and made available in said office for inspection by any person.

(e) *Invoicing.* Every person making a sale covered by any adopting order, issued under this basic order, must provide the purchaser, whether he requests it or not, with an invoice, sales slip, or other evidence of sale, of which an exact copy shall be retained by the seller so long as the Emergency Price Control Act of 1942 remains in effect. Such invoice or sales slip shall contain at least the following:

1. Date of sale.
2. Name and address of seller.
3. Name and address of purchaser.
4. Complete description of items sold, including quantity, grade, length, size condition, special treatment, workings, or other features which may affect the price.
5. Charges for extras, workings or delivery listed separately.
6. The total price.

(f) *Maximum prices for lumber improperly invoiced.* Where an invoice or sales slip for a sale covered by any adopting order under this basic order, does not contain a sufficiently complete description to identify the exact nature, type, grade, length, size or condition of the commodity, or any special treatment, workings, or other feature affecting the price and thus determine the maximum prices fixed by such adopting order, the maximum price applicable to such sale shall be the lowest maximum price which can be computed under such adopting order in accordance with the incomplete description. In the absence of any description, the maximum price shall be the lowest maximum price fixed by the schedules or price tables of the adopting order.

(g) *Records.* Each seller making sales covered by any adopting order issued under this basic order shall keep, in addition to the copies of invoices, sales slips, or other evidences of sale as heretofore set forth, all records required by Second Revised Maximum Price Regulation 215, and make the same available for inspection by representatives of the Office of Price Administration so long as the Emergency Price Control Act of 1942 as amended, remains in effect.

(h) This basic order may be revised, amended, or modified at any time by the Office of Price Administration.

This order shall become effective immediately.

Issued this 14th day of June 1946.

JAMES L. MEADER,
Regional Administrator.

[F. R. Doc. 46-10485; Filed, June 18, 1946; 1:40 p. m.]

[Region II Order G-4 Under MPR 592]

READY MIXED CONCRETE IN PITTSBURGH, PA., AREA

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and under the authority vested in the Regional Administrator, Region II of the Office of Price Administration by the Emergency Price Control Act of 1942 as amended, by section 17 of MPR 592 as amended and by Revised Procedural Regulation No. 1, *It is ordered*, That:

(a) On and after the effective date of this order, the maximum prices of ready mixed concrete produced and sold in the Pittsburgh Metropolitan Area, consisting of the City of Pittsburgh and the entire counties of Allegheny, Beaver and Westmoreland, all in the State of Pennsylvania, are fixed and adjusted as set forth in Schedule A hereto annexed, and made a part of this order.

(b) Every seller making sales covered by this order shall post a copy of Schedule A annexed to this order in each of his places of business in the territory covered by this order.

(c) On any sale of $26 or more of ready mixed concrete covered by this order, each seller, regardless of previous custom, must give the purchaser a sales slip showing the date, name and address of the seller, a description of each item sold, and the price received for each item, and must preserve a duplicate of such sales slip at his place of business and make the same available for inspection by representatives of the Office of Price Administration so long as the Emergency Price Control Act of 1942 as amended, remains in effect.

(d) Where a sales slip, required under the provisions of paragraph (c) of this order does not contain a sufficiently complete description to identify the type of mix and the nature of the aggregate and thus determine the maximum price under Schedule A of this order, the maximum price applicable to such sale shall be the maximum price of the lowest priced type of mix and aggregate listed in said schedule, to which the incomplete description could apply. In the absence of any description, the maximum price shall be the lowest price that can be computed under Schedule A.

(e) A copy of this order has been filed with the Division of the Federal Register where it is open to inspection by the public.

(f) This order may be revoked or amended at any time by the Regional Administrator or the Price Administrator.

(g) All prayers of the applications not granted herein are denied.

This order shall become effective immediately.

Issued this 12th day of June 1946.

JAMES L. MEADER,
Regional Administrator.

SCHEDULE A

MORTAR MIXES

Cement sacks per cu. yd.	Vol. parts C. : A	Ceiling price delivered per cubic yard in quantities of 2 or more cubic yards in zones —								
		$1.85	$2.00	$2.15	$2.30	$2.45	$2.60	$2.75	$2.90	[illegible]
17½	1-1	$20.35	$20.60	$20.85	$21.15	$21.40	$21.65	$21.90	$22.15	[illegible]
12¼	1-1½	16.15	16.40	16.65	16.95	17.20	17.45	17.70	17.95	[illegible]
11¼	1-2	15.35	15.60	15.85	16.10	16.35	16.60	16.90	17.15	[illegible]
9¾	1-2½	14.40	14.65	14.90	15.15	15.45	15.70	15.95	16.20	[illegible]
9	1-3	13.50	13.75	14.05	14.30	14.55	14.80	15.05	15.35	[illegible]
8	1-3½	12.60	12.25	13.10	13.35	13.60	13.90	14.15	14.40	[illegible]
7¼	1-4	11.80	12.05	12.30	12.60	12.85	13.10	13.35	13.60	[illegible]

STANDARD CONCRETE MIXES

11¼	1-2	$15.35	$15.60	$15.85	$16.10	$16.35	$16.60	$16.90	$17.15	[illegible]
9¾	1-2½	14.40	14.65	14.90	15.15	15.45	15.70	15.95	16.20	[illegible]
8¾	1-3	13.50	13.75	14.05	14.30	14.55	14.80	15.05	15.35	[illegible]
7¼	1-4, 4½	11.80	11.65	11.90	12.15	12.40	12.65	12.90	13.15	[illegible]
6¾	1-4½, 7¼	10.40	10.65	10.95	11.20	11.45	11.70	11.95	12.20	[illegible]
6¼	1-5½, 8¾	10.15	10.40	10.65	10.95	11.20	11.45	11.70	11.95	[illegible]
5¾	1-6, 6½	9.90	10.15	10.40	10.65	10.95	11.20	11.45	11.70	[illegible]
4¾	1-6¾, 7¾	9.60	9.85	10.10	10.35	10.60	10.85	11.15	11.40	[illegible]
4 4½	1-8, 8¾	9.30	9.55	9.80	10.05	10.30	10.55	10.80	11.10	[illegible]
3 3¾	1-9, 12	9.00	9.25	9.55	9.80	10.05	10.30	10.55	10.80	11 [illegible]

SPECIFICATION CONCRETE MIXES

8	1-3½	$12.60	$12.85	$13.10	$13.35	$13.60	$13.90	$14.15	$14.40	[illegible]
6¾-7¼	1-4, 4½	10.80	11.05	11.30	11.55	11.80	12.05	12.30	12.60	[illegible]
6¼-6½	1-4½, 5	10.40	10.65	10.95	11.20	11.45	11.70	11.95	12.20	[illegible]
5¾-6	1-5, 5¾	10.15	10.40	10.65	10.95	11.20	11.45	11.70	11.95	[illegible]
5½-5¾	1-6, 6½	9.90	10.15	10.40	10.65	10.95	11.20	11.45	11.70	[illegible]
4¾-5	1-6¾, 7	9.60	9.85	10.10	10.35	10.60	10.85	11.15	11.40	[illegible]
3½-4½	1-8, 10¾	9.30	9.55	9.80	10.05	10.30	10.55	10.80	11.10	[illegible]
3-3¼	1-11, 12	9.00	9.25	9.55	9.80	10.05	10.30	10.55	10.80	11 [illegible]

C. Cement; A, Aggregate, Natural Sand and Gravel.

Volume Parts shown for Mortar Mixes represent the proportion by volume of cement to fine aggregate or sand, for Standard Concrete Mixes and Specification Concrete Mixes the proportion of cement by volume is to the total parts of fine aggregate (sand) and coarse aggregate (gravel).

Where a range of cement sacks such as (5¾–6) and aggregate parts such as (1-5½, 5¾) is shown opposite a price in the first zone, either the cement or aggregate or both are adjustable within the ranges shown.

[F. R. Doc. 46-10482; Filed, June 18, 1946; 1:39 p. m.]

[Region II Order G-5 Under MPR 592]

SAND AND GRAVEL IN PITTSBURGH, PA., AREA

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and under the authority vested in the Regional Administrator, Region II of the Office of Price Administration by the Emergency Price Control Act of 1942 as amended, by section 17 of MPR 592 as amended and by Revised Procedural Regulation No. 1, *It is ordered*, That:

(a) On and after the effective date of this order, the maximum prices of sand and gravel produced and sold in the Pittsburgh metropolitan area consisting of the City of Pittsburgh and the entire counties of Armstrong, Westmoreland, Allegheny and Beaver all in the State of Pennsylvania, are fixed and adjusted as set forth in Schedule A hereto annexed and made a part of this order. Said Schedule A also contains a description of the zones to which the prices set forth in Schedule A apply, and the discounts applicable to sales covered by this order.

(b) Every seller making sales covered by this order shall post a copy of Schedule A annexed to this order in each of his places of business in the territory covered by this order.

(c) On any sale of $25 or more of sand and gravel, covered by this order, each seller, regardless of previous custom, must give the purchaser a sales slip showing the date, name and address of the seller, a description of each item sold, and the price received for each item, and must preserve a duplicate of such sales slip at his place of business and make the same available for inspection by representatives of the Office of Price Administration so long as the Emergency Price Control Act of 1942 as amended, remains in effect.

(d) Where a sales slip required under the provisions of paragraph (c) of this order does not contain a sufficiently complete description to identify the type and nature of the commodity sold, and the zone in which it is delivered, and thus determine the maximum price under Schedule A of this order, the maximum price applicable to such sale shall be the lowest maximum price which can be computed under Schedule A of this order in accordance with the incomplete description. In the absence of any description, the maximum price shall be the lowest price that can be computed under Schedule A.

(e) A copy of this order has been filed with the Division of the Federal Register where it is open to inspection by the public.

(f) This order may be revoked or amended at any time by the Regional Administrator or the Price Administrator.

(g) All prayers of the applications not granted herein are denied.

This order shall become effective immediately.

Issued this 12th day of June 1946.

JAMES L. MEADER,
Regional Administrator.

SCHEDULE A

PART I—ADJUSTED MAXIMUM PRICES PER TON (2,000 POUNDS) NATURAL SAND AND GRAVEL DREDGED FROM THE BEDS OF THE ALLEGHENY AND OHIO RIVERS IN THE COUNTIES OF ARMSTRONG, WESTMORELAND, ALLEGHENY, AND BEAVER, PENNSYLVANIA

Buyer classifications

[Prices per ton (2,000 pounds)]

Location of service	Car lots		
	Sand	Gravel	Discount
Producer's plant	$1.55	$1.35	5 cents

Location of service	Truck lots		
	Sand	Gravel	Discount
Producer's plant	$1.65	$1.45	2 percent

Delivered to—	Truck lots		
	Sand	Gravel	Discount
			Percent
Zone 1.85	$2.00	$1.75	2
Zone 2.00	2.15	1.95	2
Zone 2.15	2.30	2.10	2
Zone 2.30	2.45	2.25	2
Zone 2.45	2.60	2.40	2
Zone 2.60	2.80	2.55	2
Zone 2.75	2.95	2.75	2
Zone 2.90	3.10	2.90	2
Zone 3.20	3.40	3.20	2

Dealers

	Barge lots		
Allegheny River: Pools 1-7	$1.25	$1.00	5 cents.
Monongahela River:			
Pool 1	1.30	1.05	2 percent.
2	1.45	1.25	2 percent.
3	1.60	1.40	2 percent.
Ohio River:			
Pool 1	1.10	.90	2 percent.
2	.75	.75	10 cents.
3	.85	.85	10 cents.
4	.95	.95	10 cents.
5	1.05	1.05	10 cents.
Pittsburgh Pool	1.20	.95	2 percent.

	Truck lots		
Producers' Hoist	$1.55	$1.35	2 percent.

Producers' Exchange

	Barge lots		
Dredge:			
Buyer's barge	$0.75	$0.75	0 percent.
Seller's barge	.85	.85	0 percent.
Pittsburgh pool:			
Buyer's barge	.85	.85	0 percent.
Seller's barge	.95	.95	0 percent.

PART II—RIVER POOL DELIVERY ZONES

Pool Identification Nos.	Descriptive location of pools
Allegheny River pool:	
1	Between Lock No.: 2, Highland Park,[1] and Lock No. 3 at Aemetonia.
2	3 and Lock No. 4 at Natrona.
3	4 and Lock No. 5 at Freeport.
4	5 and Lock No. 6 at Nicholson Island.
5	6 and Lock No. 7 at Kittanning.
6	7 and Lock No. 8 at Messgrove.
7	Beyond Lock No. 8 to any navigable unloading point.
Monongahela River pool:	
1	Between Lock No.: 2, Braddock and Lock No. 3 at West Elizabeth.
2	3 and Lock No. 4 at Charleroi.
3	4 and Lock No. 5 at Brownsville.
4	5 and Lock No. 6 at Rices Landing.
Ohio River pool:	
1	Between Emsworth Dam and Ohio-West Virginia State Line.
2	Between Ohio-West Virginia State Line and Lock No. 8, Newell, W. Va.
3	Between Lock No. 8 and Lock No. 9, New Cumberland, W. Va.
4	Between Lock No. 9 and Lock No. 10, Steubenville, Ohio.
5	Between Lock No. 10 and Lock No. 11, Below Brilliant, Ohio.
Pittsburgh pool	Between Emsworth Dam on the Ohio River, Lock No. 2 at Highland Park on the Allegheny River, and Lock No. 2 at Braddock on the Monongahela River.

[1] Pittsburgh.

A delivery at a lock or dam requiring lockage through the lock chamber is considered to be in the next river pool beyond the lock; one not requiring such lockage is considered as being in the pool immediately below the lock.

PART III—MARKETING ZONES

1.85 or Yellow Zone

Allegheny County, City of Pittsburgh.

(a) North Side Section: All of the area bounded as follows: Beginning at a point where the City-Bellevue Borough line intersects the right bank of the Ohio River, thence southeastwardly along the right bank of the Ohio River and northeastwardly along the right bank of the Allegheny River to the junction of the City line at the head of Herr's Island, including the latter, thence northwest to Ohio Street, southwest along Ohio Street to Vinial Street, northwest along Vinial Street to Spring Garden Avenue, thence west along Spring Garden and East North Avenues to Esplanade Street, north on Esplanade Street to Fountain Street, west on Fountain and Alpine Streets to Brighton Road, north on Brighton Road to Columbus Avenue, thence west to the Pennsylvania Railroad, northwest along said Railroad to the Junction of the City line and point of beginning.

(b) Lawrenceville, Point, Hazelwood Section: All of the area bounded as follows: Beginning at a point on the left bank of the Allegheny River, under the old Highland Park Bridge, thence west and southwest along the left bank of said River to the Point where the Allegheny and Monongahela Rivers converge, thence east and southeast along the right bank of the Monongahela River to a point opposite Saline Street at 4000 Second Avenue, thence northeast to Second Avenue, west along Second Avenue to Maurice Street, thence north to Beelan Street, east along Beelan Street, Deruard, and Colwell Streets to Fullerton Street, thence northwest along Fullerton crossing Bigelow Boulevard and the Pennsylvania Railroad to Liberty Avenue, northeast on Liberty Avenue to Howley Street, north on Howley Street to Carrol Street, east on Carrol Street to Edmond Street, north on said street to Penn Avenue, west on Penn Avenue to 45th Street, following the line of St. Mary's Cemetery to 47th Street, northwest on 47th Street to Butler Street, north and east on Butler Street to Hethe Avenue and the old Highland Park Bridge to point of beginning.

(c) West End, South Side Section: All of the area bounded as follows: Beginning at a point on the left bank of the Ohio River, under the Ohio connecting bridge of the Pennsylvania Railroad in the West End section of the City, south and west along the left bank of the Ohio River and the left bank of the Monongahela River to the City line opposite Beck's Run, west along the City line to the Pennsylvania Railroad, north and west along the said Railroad and Josephine Street to a point opposite West End Bridge, thence west and south along Main Street, Neptune Street and Wabash Avenue to Banksville Road, back along Woodville Avenue to Warden Street, Hoblestown Road and Steuben Street to Carson Street, northwest along Carson Street to the overhead Ohio River connecting bridge of the Pennsylvania Railroad and point of beginning.

Beaver County. Boroughs of Beaver, Bridgewater, Conway, Fallston, Freedom, Monaca, New Brighton, and Rochester.

2.00 or Red Zone

Allegheny County, City of Pittsburgh. (a) North Side Section: All of the area bounded as follows: Beginning at the northeast corner of the Highwood Cemetery, west along said cemetery and Bollman Street and Riverview Park to the southwest corner of said Park, north to Whitla Street, west along Whitla Street to Woods Run Avenue, southwest along Woods Run Avenue to the Pennsylvania Railroad, south and east along said railroad to Columbus Avenue, east along Columbus Avenue to Brighton Road, south on Brighton Road to Alpine Street, east along Alpine Street and Fountain Street to Esplanade Street, south on Esplanade Street to North Avenue, east on North Avenue to East Street, north on East Street to 3600 at Vinilay Street, back East Street to (Palasade) Charles Street, west on Charles Street to Palisade Lane, north on Palasade Lane to Highwood Cemetery, thence east and north along Highwood Cemetery to point of beginning.

(b) Hill, Oakland, and East Liberty Section: All of the area bounded as follows: Beginning at the City Line and left bank of the Allegheny River, west along left bank of the Allegheny River to the old Highland Park Bridge, south to Butler Street, west and south on Butler Street to 47th Street, up 47th Street to St. Marjss Cemetery, along said Cemetery to Penn Avenue, to Edmond Street, south to Carrol Street, west to Howley Street, west and south along Liberty Avenue to a point opposite Fullerton Street, south and east on Fullerton to Colwell Street, east along North Deruard Street and Beelan Street to Maurice Avenue, south to Second Avenue, east and south to 4000 Second Avenue, north and east on Saline Street to Whitaker Street, north on Boundary Street along the Baltimore and Ohio Railroad to Frew Avenue, east on Frew Avenue, Northumberland and Forbes Streets, to Dallas Avenue, north on Dallas Avenue to Pennsylvania Railroad, west on said railroad to 5th Avenue Extension and Washington Boulevard, north on Washington Boulevard to Allegheny River Boulevard, thence east to City line and point of beginning.

Beaver County: Cities, Boroughs: All of the area within the City of Beaver Falls and the Boroughs of Patterson Heights and Vanport.

2.15 or Blue Zone

Allegheny County, City of Pittsburgh. (a) North Side Section No. 1: All of the area bounded as follows: Beginning at the junction of Jacks Run Road and the Ohio River Boulevard, south and east along the Ohio River Boulevard to Woods Run Avenue, thence north and east along Woods Run Avenue to Whitla Street, east on Whitla Street to Riverview Park, thence south to Bollmar Street, east along Bollmar Street and Highwood Cemetery to northeast corner, south along the line of Highwood Cemetery to southeast corner, thence west to Palisade Lane, thence south to Charles Street, thence east on Charles Street to East Street, south on East Street and Perrysville Avenue to junction with City line beyond Perry View Street, thence westerly along City line to point of beginning.

(b) North Side Section No. 2: All of the area bounded as follows: Beginning at the junction of Ohio Street and City line at the head of Herr's Island, north and west along City line, thence south and west along City line to Wickline Street to Spring Garden Avenue, south and west to High Street to Iten Street, to Vinial Street, south and east along Vinial Street to Ohio Street, thence north and east along Ohio Street to City line and point of beginning.

(c) Lincoln, Brushton, Honewood Section: All of the area bounded as follows: Beginning at the junction of the City line with the Allegheny River Boulevard, west along the said boulevard to Washington Boulevard, south along Washington Bouleyard to Pennsylvania Railroad, east along said railroad to Dallas Avenue, south along Dallas Avenue to Forbes Street, west on Forbes Street to Schenley Park to Northumberland Avenue, Frew Avenue, to northwest corner of Schenley Park, thence south along park to Boundary Street to Saline Avenue, west on Saline Avenue to right bank of Monongahela River, opposite 4000 Second Avenue, south and east along right bank of Monongahela River and along City line to point where City line crosses river into Hays, thence south along City line to point, then east to Lebanon Avenue, north to City line, north along City line to right bank of Monongahela River, east along river bank of Monongahela River to City line opposite McClure Avenue, thence north following City line to Brushton, east along City line to easterly point on Laketon Road, thence north along City line to point, thence west along City line to Stranchan Street, thence north along City line to Allegheny River Boulevard, and point of beginning.

(d) West End Section: All of the area bounded as follows: Beginning at the City line where Chartiers Creek empties into the Ohio River, west along Chartiers Creek to Middletown Road, south and east along Middletown Road to Steuben Street, to Obey Street, to Magnus Street, Noblestown Road and McCartney Avenue, thence north along Kerr Street to Steuben Street, to Carson Street, thence north and west along Carson Street to Ohio Connecting Bridge of Pennsylvania Railroad, to Ohio River bank and north along Ohio River bank to City line and point of beginning.

(e) Duquesne Heights, South Side Section: All of the aren bounded as follows: Beginning in West End at Main Street and Carson, south and east along Independence Street, Wabash Avenue, Tropical Avenue, to Crane Avenue, east along Crane Avenue to Prospect Avenue and West Virginia Railroad to West Liberty Avenue, south on West Liberty Avenue to Stetson Street, east to Pioneer Avenue, north to Saw Mill Run Boulevard, south and east to Bonair Avenue to Beltzhoover Avenue, north on Beltzhoover Avenue to Bausman Street, east on Bausman Street to Mount Oliver Borough, north along Mount Oliver Borough and 18th Street to Josephine Street and Pennsylvania Railroad, west along said railroad and Carson Street to point of beginning.

(f) Mt. Oliver Section: All of the area bounded as follows: Beginning at a point on Arlington Avenue to Mount Oliver Borough line, south along Mount Oliver Borough line to Wagner Street to Mountain Avenue, thence north on Mountain Avenue to Arlington Avenue and point of beginning.

(g) Borough, Township, and Village Section: All of the area within: The Boroughs of Aspinwall, Braddock, Cornopolis, Edgewood, Edgeworth, Etna, Homestead, Leetsdale, Millvale, Mt. Oliver, Oakmont, Osborne, Rankin, Sewickley, Sharpsburg, Swissvale, Verona, West Homestead, and Wilkinsburg; the Townships of Leet, the portion of Moon Township adjacent to Narrows Run Road Extension from Cornopolis Borough to Stoops Ferry Station, Neville, and the portion of Robinson north of Cornopolis Boulevard; the Villages of Beacon, Robinson Township; and Pleasant Valley, O'Hara Township.

Beaver County. All of the area within the Boroughs of Aliquippa, Ambridge, and Baden, the Townships of Center, Economy, Harmony, Pulaski, Rochester, and the Village of West Mayfield.

2.30 or Green Zone

Allegheny County, City of Pittsburgh. (a) North Side Section: All of the area bounded as follows: Beginning at the junction of the City line and Perrysville Avenue, south along Perrysville Avenue to East Street, south on East Street to east North Avenue, east to Spring Garden Avenue, along Spring Garden Avenue to City line at Wickline Avenue, thence follow the City line north, west, south west, and north to Evergreen Road, thence west and south along City line to point of beginning.

(b) West End, Overbrook Section: All of the area bounded as follows: Beginning at junction of Chartiers Creek and City line at Middletown Road, along the City line west, thence south in Chartiers Creek to Swallow Avenue, south and east to Noblestown Road, along Noblestown Road and City line, north and east to point of Salerna Street, southwest along City line to McGonigal Road, following the City line east and north, southeast border or Dormont, east along Dorchester Road and City line to Library Road, along City line to Pennsylvania Railroad and Carson Street, north and west along Pennsylvania Railroad to Josephine and 18th Streets, up 18th Street to Mount Oliver Borough, east on Arlington Avenue to Mountain Avenue, south on Mountain Avenue to the southerly border of Mount Oliver Borough, west along Mount Oliver Borough to point on Brownsville Road, north on Brownsville Road to Bausman Street west on Bausman Street to Beltzhoover Avenue, south to Bonair, south to Abner Street west on Abner and Bonair to Saw Mill Run Boulevard, north to Pioneer Avenue, south to Stetson Street, west to West Liberty Avenue, north to Pittsburgh & West Virginia Railroad, west along railroad to Crane Avenue, west along Crane Avenue to Tropical Avenue, north on Tropical Avenue to Prospect Street and West Virginia Railroad along Woodville Avenue to McCartney Street, to Noblestown Road to Obey Street, to Middletown Road north to Chartiers Creek and City line to point of beginning.

(c) Lincoln Place Section: All of the area bounded on the north by Lebanon Avenue and Mooney Road, and bounded on the east, south, and west by the City line.

(d) Borough, Township, and Village Section: All of the area within: The Boroughs of Avalon, Bellevue, Ben Avon, Blawnox, Carnegie, Crafton, Churchill, Crafton, East Pittsburgh, Greentree, Ingram, McKees Rocks, Mount Oliver, North Braddock, Sewickley Heights and Turtle Creek; the Townships of Braddock, Crescent, Moon Township except that portion included in Zone 2.15, Penn, that portion of Robinson between Cornopolis Boulevard and Beaver Grade Road, that portion of Ross lying east of the Borough of Bellevue and south of the Cornell Avenue Bridge together with Jacks Run Road, Sewickley, Sewickley Heights, that portion of Shaler south of a line extending between Susey Road and the high tension power line, Stowe and Wilkins, the Villages of Camp Grounds, Leet Township: Carnot, Moon, and Stoops Ferry Moon Township; Parkview and Pleasant Valley in O'Hara Township; Bowerstown, Cabbage Hill, Cherry City, Millvale Acres, Reesevine, and Turkeyville in Shaler Township.

Beaver County. All of the area within the Borough of South Heights; the townships of Daugherty, Hopewell, New Sewickley, and Sewickley; and the villages of Five Points and Sunset Hills.

2.45 Zone

Allegheny County, Boroughs, Townships, Villages. All of the area within the boroughs of Ben Avon Heights, Brentwood, Carnegie, Castle Shannon, Dormont, East McKeesport, Emsworth, Forest Hills, Fox Chapel, Glenfield, Pitcairn, Roslyn Farms, Thornburg, Wall, Whitaker, and Wilmerding; the townships of Aleppe, Kennedy, Kilbuck, Mt. Lebanon, North Versailles, O'Hara except the villages of Parkview and Pleasant Valley, Ohio, and Reserve; the villages of Homeville, Homestead Park, and New Homestead, Mifflin Township; East Oakmont, Plum Township.

Beaver County, Boroughs, Townships, Villages. All of the area within the boroughs of Center, Industry, and Midland; the townships of Brighton, Chippewa, Moon, North Sewickley, Ohio, Potter, Racoon, and White; the villages of Eubuta, Ohioview, and Smiths Ferry.

2.60 or Orange Zone

Allegheny County, City of Pittsburgh. (a) Brunes Island: All of the Island.

(b) Cities, Boroughs, Townships, Villages: All of the area within: The City of Duquesne: the boroughs of Breckenridge, Cheswick, Heidelboro, Springdale, Tarentum, Trafford, and West View; the townships of Baldwin, Collier, East Deer, Fawn, Franklin, Frasier, Harnar, Harrison, Indiana, Marshall, Mifflin except the villages of Homeville, Homestead Park, and New Homestead, Patton, Plum, Ross except that portion within the 2.30 Zone, Scott, Shaler except that portion within the 2.30 Zone, Springdale, and West Deer.

Beaver County, Boroughs, Townships, Villages. All of the area within the borough of Koppel, the townships of Big Beaver, Darlington, Greene, and Independence.

Westmoreland County. The boroughs of Arnold and New Kensington.

2.75 Zone

Allegheny County, Cities, Boroughs, Townships. The cities of Clairton and McKeesport; the boroughs of Bradford Woods, Bridgeville, Bravesburg, Elizabeth, Liberty, Port Vue, Versailles, and West Elizabeth; the townships of Bethel, Hampton, Jefferson, McCandless, Pine, Richland, Snowden, South Fayette, Upper St. Clair, and that portion of Versailles north of White Oak Level Road.

Beaver County, Townships. All of the area within the townships of Franklin, Hanover, and Marion.

3.20 Zone

Allegheny County, Boroughs, Townships, Villages. All of the area within the boroughs of Glassport, McDonald, and Oakdale; the townships of Elizabeth, Findlay, Forward, Lincoln, North Fayette, South Versailles, and that portion of Versailles south of the White Oak Level Road; the villages of Gayly and Moon Run in Robinson Township.

Beaver County, Townships. All of the area within the township of South Beaver.

[F. R. Doc. 46-10483; Filed, June 18, 1946; 1:39 p. m.]

List of Community Ceiling Price Orders

The following orders under Revised General Order 51 were filed with the Division of the Federal Register June 17, 1946.

Region V

Kansas City Orders 9-C and 11-O, covering poultry and eggs in the counties of Johnson and Wyandotte, Kansas; City of North Kansas City, Jackson and Buchanan counties, Missouri. Filed 9:48 a. m.

Kansas City Orders 10-C and 12-O, covering poultry and eggs in Green and Jasper counties, Missouri. Filed 9:48 a. m.

Little Rock Orders 27 and 6-W, Amendments 4 and 5, covering dry groceries in the State of Arkansas and the City of Texarkana, Texas. Filed 9:48 a. m. and 9:43 a. m.

Little Rock Order 28, Amendment 2, covering dry groceries in the State of Arkansas except the City of Texarkana, Arkansas. Filed 9:44 a. m.

New Orleans Order 3-F, Amendment 48, covering fresh fruits and vegetables in the Parishes of Orleans, St. Bernard and Jefferson except Grand Isle, Louisiana. Filed 9:51 a. m.

New Orleans Order 5-F, Amendments 37A and 39, covering fresh fruits and vegetables in the cities of Bossier City, Monroe, Shreveport and West Monroe, Louisiana. Filed 9:51 a. m.

New Orleans Order 6-F, Amendment 38, covering fresh fruits and vegetables in certain Parishes of Louisiana except the cities of Bossier City, Monroe and West Monroe, Louisiana. Filed 9:52 a. m.

New Orleans Order 7-F, Amendment 4, covering fresh fruits and vegetables in certain Parishes in Louisiana. Filed 9:52 a. m.

New Orleans Order 7-F, Amendment 6, covering fresh fruits and vegetables in certain Parishes in Louisiana. Filed 9:52 a. m.

New Orleans Order 8-F, Amendments 4 and 6, covering fresh fruits and vegetables in certain Parishes in Louisiana. Filed 9:52 a. m.

San Antonio Order 6-F, Amendment 46, covering fresh fruits and vegetables in Bexar county, Texas. Filed 9:44 a. m.

San Antonio Order 8-F, Amendment 47, covering fresh fruits and vegetables in Corpus Christi, Texas. Filed 9:44 a. m.

San Antonio Order 9-F, Amendment 35, covering fresh fruits and vegetables in Culberson, El Paso, Hudspeth and Presidio counties, Texas. Filed 9:44 a. m.

San Antonio Order 11-F, Amendment 4, covering fresh fruits and vegetables in certain counties in Texas. Filed 9:45 a. m.

San Antonio Order 12-F, Amendment 4, covering fresh fruits and vegetables in Travis county, Texas. Filed 9:45 a. m.

San Antonio Order 13-F, covering fresh fruits and vegetables in certain areas in Texas. Filed 9:45 a. m.

San Antonio Orders 6-C and 3-O, covering poultry and eggs in Bexar county, Texas. Filed 9:39 a. m.

St. Louis Order 4-F, Amendment 47, covering fresh fruits and vegetables in the city of St. Louis and county of St. Louis, Missouri. Filed 9:44 a. m.

Region VI

Green Bay Order 7-F, Amendment 36, covering fresh fruits and vegetables in certain areas in Wisconsin. Filed 9:52 a. m.

Green Bay Order 8-F, Amendment 36, covering fresh fruits and vegetables in certain counties in Wisconsin. Filed 9:53 a. m.

Green Bay Order 9-F, Amendment 36, covering fresh fruits and vegetables in Florence, Forest and Marinette counties, Wisconsin. Filed 9:53 a. m.

Green Bay Order 12-F, Amendment 22, covering fresh fruits and vegetables in certain areas in Wisconsin. Filed 9:48 a. m.

Region VI

Green Bay Order 13-F, Amendment 7, covering fresh fruits and vegetables in certain counties in Wisconsin. Filed 9:48 a. m.

Green Bay Order 19, Amendment 2, covering dry groceries in certain areas in Wisconsin. Filed 9:48 a. m.

Green Bay Order 23, Amendment 2, covering dry groceries in certain counties in Wisconsin. Filed 9:49 a. m.

Chicago Order 14, Amendment 7, covering dry groceries in Cook, DuPage, Lake and McHenry counties, Illinois and Lake county, Indiana. Filed 9:49 a. m.

Chicago Order 6-W, Amendment 7, covering dry groceries in Cook, DuPage, Lake and McHenry counties, Illinois and Lake county, Indiana. Filed 9:49 a. m.

Omaha Order 15-F, Amendment 21, covering fresh fruits and vegetables in certain counties in Nebraska and the city of Council Bluffs, Iowa. Filed 9:40 a. m.

Omaha Order 16-F, Amendment 21, covering fresh fruits and vegetables in certain counties in Nebraska. Filed 9:40 a. m.

Omaha Order 17-F, Amendment 21, covering fresh fruits and vegetables in certain counties in Nebraska. Filed 9:40 a. m.

Region VII

Albuquerque Order 9-F, Amendment 26, covering fresh fruits and vegetables in The Gallup, Santa Fe, Las Vegas and Bernalillo area. Filed 9:39 a. m.

Albuquerque Order 10-F, Amendment 27, covering fresh fruits and vegetables in the New Mexico area. Filed 9:39 a. m.

Albuquerque Order 11-F, Amendment 28, covering fresh fruits and vegetables in the New Mexico area. Filed 9:39 a. m.

Albuquerque Order 12-F, Amendment 28, covering fresh fruits and vegetables in the New Mexico area. Filed 9:39 a. m.

Denver Order 82, Amendment 12, covering dry groceries in the Denver area. Filed 9:40 a. m.

Denver Order 83, Amendment 12, covering dry groceries in the Colorado Springs-Pueblo-Trinidad area. Filed 9:40 a. m.

Denver Order 84, Amendment 12, covering dry groceries in the Grand Junction area. Filed 9:41 a. m.

Denver Order 85, Amendment 13, covering dry groceries in the Canon City-Lamar-Rocky Ford-Salida area. Filed 9:41 a. m.

Denver Order 86, Amendment 12, covering dry groceries in the Craig-Leadville area. Filed 9:41 a. m.

Denver Order 87, Amendment 10, covering dry groceries in the Durango area. Filed 9:41 a. m.

Denver Order 88, Amendment 12, covering dry groceries in the Boulder-Fort Collins-Fort Morgan-Greeley area. Filed 9:41 a. m.

Denver Order 89, Amendment 12, covering dry groceries in the Burlington-Julesburg-Limon-Sterling area. Filed 9:41 a. m.

Denver Order 90, Amendment 12, covering dry groceries in the Gunnison-Meeker-Silverton area. Filed 9:41 a. m.

Denver Order 91, Amendment 12, covering dry groceries in the Delta-Montrose-Glenwood Springs area. Filed 9:42 a. m.

Denver Order 92, Amendment 12, covering dry groceries in the Alamosa-Creede-Monte Vista area. Filed 9:42 a. m.

Denver Order 93, Amendment 11, covering dry groceries sold by Group 4 stores in the Group 4 area No. 1. Filed 9:42 a. m.

Denver Order 94, Amendment 12, covering dry groceries sold by Group 4 stores in the Group 4 area No. 2. Filed 9:42 a. m.

Denver Order 12–W, Amendment 15, covering dry groceries in the Denver area. Filed 9:43 a. m.

Denver Order 13–W, Amendment 15, covering dry groceries in the Colorado Springs-Pueblo-Trinidad area. Filed 9:43 a. m.

Denver Order 14–W, Amendment 15, covering dry groceries in the Grand Junction area. Filed 9:37 a. m.

Denver Order 15–W, Amendment 13, covering dry groceries in the Durango area. Filed 9:38 a. m.

Region VIII

San Francisco Order 23–F, Amendment 21, covering fresh fruits and vegetables in certain cities, towns, and counties, in California. Filed 9:49 a. m.

San Francisco Order 26–F, Amendment 17, covering fresh fruits and vegetables in certain areas in California. Filed 9:49 a. m.

San Francisco Order 27–F, Amendment 17, covering fresh fruits and vegetables in certain areas in California. Filed 9:50 a. m.

San Francisco Order 20, Amendment 9, covering dry groceries in the city and county of San Francisco, counties of Alameda, Contra Costa, Marin and San Mateo. Filed 9:50 a. m.

San Francisco Order 23, Amendment 7, covering dry groceries. Filed 9:50 a. m.

San Francisco Order 38, Amendment 6, covering dry groceries in certain areas in California. Filed 9:50 a. m.

San Francisco Order 39, Amendment 4, covering dry groceries in certain areas in California. Filed 9:51 a. m.

San Francisco Order 40, Amendment 4, covering dry groceries in certain counties in California. Filed 9:51 a. m.

San Francisco Order 41, Amendments 4 and 5, covering dry groceries in certain areas in California. Filed 9:45 a. m.

San Francisco Order 42, Amendments 4 and 5, covering dry groceries in certain areas in California. Filed 9:45 and 9:46 a. m.

San Francisco Order 43, Amendment 4, covering dry groceries in certain counties in California. Filed 9:46 a. m.

San Francisco Order 47, Amendment 4, covering dry groceries. Filed 9:46 a. m.

San Francisco Order 48, Amendments 5 and 6, covering dry groceries in certain counties in California. Filed 9:46 and 9:47 a. m.

San Francisco Order 49, Amendment 3, covering dry groceries in certain counties in California. Filed 9:47 a. m.

San Francisco Orders 14 and W–1, Amendments 17 and 20, covering dry groceries. Filed 9:47 and 9:50 a. m.

San Francisco Order 4–W, Amendment 3, covering dry groceries in certain areas in California. Filed 9:47 a. m.

Spokane Order 1–O, Amendment 6, covering eggs in the Spokane area. Filed 9:47 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46-10495; Filed, June 18, 1946; 4:30 p. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 6230]

GERHARD STUBBE AND GERTRUD STUBBE

In re: Real property, property insurance policy, claims, securities, household furniture and personal effects owned by Gerhard Stubbe and Gertrud Stubbe, both also known as G. Stubbe.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Gernard Stubbe and Gertrud Stubbe, both of whom are also known as G. Stubbe, whose last known addresses are Germany, are residents of Germany, and nationals of a designated enemy country (Germany);

2. That the property described as follows:

a. Real property situated in the City of Houston, County of Harris, State of Texas, particularly described as Lot No. Twenty-six (26) in Block No. One (1), Southside Place, a Subdivision of the A. C. Reynolds Survey, in Harris, County, Texas, S. S. B. B., together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property,

b. All rights, title and interest of Gerhard Stubbe and Gertrud Stubbe, both of whom are also known as G. Stubbe, and each of them, in and to Fire and Extended Insurance Policy No. 45–6296, issued by the American Indemnity Company of Galveston, Texas, in the name of Alien Property Custodian, U. S. A., and Gerhard and Gertrud Stubbe (S. O. 181), as interest may appear, which policy insures the premises described in subparagraph 2–a hereof,

c. Three Empire Gas and Fuel Company 3½% Sinking Fund Debenture Bonds, particularly described, respectively, as Bond Number D–1968, dated January 1, 1942 for $500, and Bonds Numbers C–6241 and C–6242, dated January 1, 1942, for $100 each, held by the First National Bank in Houston, Houston, Texas, in Safekeeping Account, Account Number 11159, for the account of G. Stubbe, including but not limited to those bonds registered in the names of Gerhard Stubbe and/or Gertrud Stubbe, both of whom are also known as G. Stubbe, together with all declared and unpaid dividends thereon,

d. That certain debt or other obligation owing to Gerhard Stubbe and Gertrud Stubbe, both of whom are also known as G. Stubbe, by the First National in Houston, Houston, Texas, arising out of a bank account entitled Alien Property Custodian, Gerhard Stubbe and Gertrud Stubbe, and any and all right to demand, enforce and collect the same,

e. That certain debt or other obligation owing to Gerhard Stubbe and Gertrud Stubbe, both of whom are also known as G. Stubbe, by the First National Bank in Houston, Houston, Texas, arising out of a Special account, entitled Gerhard Stubbe and Gertrud Stubbe, and any and all rights to demand, enforce and collect the same, and,

f. All those household furnishings and personal effects owned by Gerhard Stubbe and Gertrud Stubbe, both of whom are also known as G. Stubbe, located on the premises 6519 Edloe Street, Houston, Texas, including but not limited to the property particularly described in Exhibit A, attached hereto and by reference made a part hereof,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country (Germany);

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described in subparagraph 2–a hereof, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, and hereby vests in the Alien Property Custodian the property described in subparagraph 2–b to 2–f, inclusive, hereof,

All such property so vested to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 30, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

1 wardrobe trunk 22 x 22 x 40"
1 trunk, 19 x 20 x 40"
1 baby buggy
2 oak chairs, straight leg, without arms
1 camp stool
1 table, oak 48 x 30"
1 scooter
1 leather case for monocular field glasses
1 baby tub, enamel
1 kiddy car
1 high chair
1 play pen
1 baby bath stand
2 hose reels with hose (garden hose)
1 baby bed
2 beach chairs, wood
1 step ladder, 6'
1 hedge clipper, sickle, hand; 3 small garden tools
1 lawn mower, Eagle
1 radio, Atwater Kent, old style, table model
1 rake, hoe, shovel, fork, grass cutter
1 phonograph, portable "Electrola", with about 70 good records, mostly classic
1 bridge table, metal
1 cabinet, clothes, baby, wood, pale green
1 bed, junior size, with mattress
1 cabinet, wood, no doors, 3 shelves, 4 x 4 x 1'
1 Electrolux Vacuum Cleaner, with accessories
1 lute in case (musical instrument)
1 rug, solid brown, 7 x 9'
1 sofa, convertible divan
1 wall lamp
1 suitcase, lightweight type
Various toys
1 bedroom suite, consisting of: 1 dressing table, with vanity bench, 1 high boy (set of drawers), twin beds with springs and mattress, 1 night lamp and night table, 1 bedroom chair, 3 throw rugs
1 desk, writing, maple, 3 drawers, right hand center drawer; 21 x 30½ x 42"
1 studio lamp, table model
1 floor lamp
1 magazine cabinet, 1 drawer; 27½ x 16 x 13½"
1 radio, Philco, table model, long and short wave, abt 1935 model
1 smoking stand, metal, walnut finish
1 table, folding, sun room, round 28", maple
2 chairs, sun room, maple finish, straight leg with arms
1 green rug with padding, 6 x 9'
1 set of book cases consisting of: 1 base with drawer 11 x 34"; 1 top 11 x 34"; 1 drawer 11 x 34 x 15½"; 3 drawers 11 x 34 x 13½"
1 aneroid barometer, wall type "Askania"
1 aneroid barometer, wall type "Ruhnke"
1 humidity indicator and thermometer, wall type
1 gas stove, four radiants
18 pictures, wall, various sizes and description
1 camera, Nagel "Pupill", Leitz Elmer #101323 F 50 mm; 1:3.5 with filter, medium yellow
1 exposure meter, electric type, Gossen "Ombrux" F–9
1 stove, gas radiant
1 clock, mechanical, chimes
1 floor lamp, three way
1 table, end, barrel-like
2 easy chairs
1 sofa
1 book case, 4 shelves, veneer maple, 15 x 32 x 44"
1 chest of drawers—same size as above book case, 3 large, 3 small drawers and compartment
1 set of elephants (5) ebony with ivory tusks, 1 large and 4 small
4 pillows
2 throw rugs, hand made
1 rug, 8 x 10'
1 vase and other nicknacks
1 humidor, wood
1 dining room suite, maple, consisting of:
1 rug, blue, 8 x 9' with padding
5 chairs, straight
1 arm chair
1 buffet, 20 x 35 x 50"
1 tea serving set, silver (1 sugar and 2 creams)
1 tea serving set, china, silver plated (1 sugar and 1 cream)
1 salad set of 3 bowls, 10 service plates, china, glass, several pieces
1 water set, china yellow, pitcher and 6 glasses
11 tea glasses
6 water glasses, cut glass
12 wine glasses, green tint, cut glass
12 wine glasses, cut glass
4 wine glasses, cut glass
3 wine glasses, cut glass
3 jigger glasses
6 jigger glasses, red trim
12 vases, etc.
6 metal and ten wood beer (or wine) glass bases
3 goblets, pink
3 wine glasses, small, pink
5 cocktail glasses
22 pieces of silver (napkin rings, knives, forks, spoons)
6 large and 6 small knives, Sheffield
3 spoons, silver, baby
1 tong, silver
1 cake lifter and 3 forks, silver with special handles
1 set of dishes, 90 pieces china, consisting of table service
1 chest of silver, consisting of:
6 large and 5 small knives, 12 teaspoons
6 forks, large; five forks, small
12 salad forks, 6 serv. spoons
6 small coffee spoons
1 gravy ladle
1 cream ladle
1 glass vase
1 silver service platter
1 cake service platter (china and silver)
1 pudding dish, china, brown
5 water glasses in wire rack
1 flower pot, black, china
1 Mexican tray (Jicara)
1 throw rug, Mexican-Indian style (on buffet)
Standard amount of pots, pans, cooking utensils, including cups, saucers, knives, forks and spoons, etc.
1 stove, Bristol, Universal; 4 burners and oven
1 refrigerator, electric, Frigidaire, 5 cb. ft.
1 kitchen table, enamel top 25" x 40"
2 kitchen chairs
1 toaster, double type, "Sunbeam" brooms, mop, etc.
1 sprinkling can
1 sledge hammer
2 hammers and 2 saws
1 handbag, old and 1 army cot
1 wooden box with handles, containing 14 books
3 small wooden boxes, Mexican
1 slide rule, 8" in leather case
1 shaving kit in leather case
1 set of jigger glasses, metal, silver in leather case (4 pieces)
1 auto timing device for cameras
1 bottle of cologne water
1 compass (caliper) in case
1 Zeiss baby camera in leather box
1 filter, medium
1 tripod with extension legs, metal
1 Voigtlander camera "Bessa," lens #1013689, 1:3.5 in leather everready case
3 sets of cuff links, gold and enamel
1 tie clip, gold
2 collar pins
1 set of studs
1 monocular field glass Zeiss 8 x 40, #15521153 in leather pouch
1 fever thermometer, in metal case
1 watch, Hamilton, R. R. 21 jewels, gold case with gold watch chain
1 toilet kit in leather case
1 ring, gold, with pearl; in box
3 broaches, 1 gold snake, gold and jeweled
2 pendants, antique (1 cross and 1 oval shaped jeweled)
1 chain, antique, with picture of grandparents
1 watch container, antique, silver
1 comb, antique, jeweled
1 bracelet in gold and enamel (Portuguese)
1 bracelet, silver (Kunstgewerbe)
1 bracelet, Mexican silver
1 bracelet, celluloid, Chinese
2 broaches (1 needle in silver, one flower in silver, Mexican style)
3 necklaces . . . 1 red and silver beads, 1 bar type chain with ivory discs, silver; 1 amber beads with silverballs
1 ring, gold with small pearls, diamond shape center
Various linen supplies, blankets, embroideries
409 books of various kinds and descriptions

[F. R. Doc. 46-10404; Filed, June 18, 1946; 11:02 a. m.]

[Vesting Order 6334]

CHARLES M. SCHURR

In re: Trust under the will of Charles M. Schurr, deceased. File D–28–9752; E. T. sec. 13664.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: Cash in the amount of $1267.02, is the property in the possession of the Alien Property Custodian;

That such property was held by Otto Müller and Louise Hoppe McClaughry, Trustees under the will of Charles M. Schurr, deceased, and is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Michael Schurr, Germany.
Johanna Bodenhoefer, Germany.

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 23, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10405; Filed, June 18, 1946; 11:02 a. m.]

[Vesting Order 6372]

ELSIE CAMMEL FRIEDLE

In re: Estate of Elsie Cammel Friedle, deceased. File D–28–9983; E. T. sec. 14169.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of John Friedle, in and to the Estate of Elsie Cammel Friedle, deceased,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

John Friedle, Germany.

That such property is in the process of administration by Arthur Grunbaum, as Administrator of the Estate of Elsie Cammel Friedle, acting under the judicial supervision of the Superior Court of the State of Washington, in and for the County of King;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 29, 1946.

[SEAL] JAMES E. MARKHAM.
Alien Property Custodian.

[F. R. Doc. 46–10406; Filed, June 18, 1946; 11:02 a. m.]

[Vesting Order 6472]

GERTRAUD HERAEUS

In re: Bank account owned by Gertraud Heraeus. File No. F–28–2335–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Gertraud Heraeus, whose last known address is Hanau, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Gertraud Heraeus, by National State Bank of Newark, N. J., 810 Broad Street, Newark 2, New Jersey, arising out of a checking account, entitled Gertraud Heraeus, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 6, 1946.

[SEAL] JAMES E. MARKHAM.
Alien Property Custodian.

[F. R. Doc. 46–10407; Filed, June 18, 1946; 11:02 a. m.]

[Vesting Order 6473]

REINHARD HERAEUS

In re: Bank account owned by Reinhard Heraeus. File No. F–28–2336–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

1. That Reinhard Heraeus, whose last known address is Hanau, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Reinhard Heraeus, by National State Bank of Newark, N. J., 810 Broad Street, Newark 2, New Jersey, arising out of a checking account, entitled Dr. Reinhard Heraeus, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10408; Filed, June 18, 1946; 11:03 a. m.]

[Vesting Order 6474]

W. C. HERAEUS, G. M. B. H.

In re: Bank account owned by W. C. Heraeus, G. m. b. H. File No. F–28–2337–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

1. That W. C. Heraeus, G. m. b. H., the last known address of which is Hanau, Germany, is a corporation, organized under the laws of Germany, and which has or, since the effective date of Executive Order No. 8389, as amended, has had its principal place of business in Germany and is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to W. C. Heraeus, G. m. b. H., by National State Bank of Newark, N. J., 810 Broad Street, Newark 2, New Jersey, arising out of a checking account, entitled W. C. Heraeus, G. m. b. H., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10409; Filed, June 18, 1946; 11:03 a. m.]

[Vesting Order 6475]

W. H. HERAEUS

In re: Bank account owned by W. H. Heraeus, also known as Wilhelm H. Heraeus. File No. F–28–19954–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That W. H. Heraeus, also known as Wilhelm H. Heraeus, whose last known address is Hanau, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to W. H. Heraeus, also known as Wilhelm H. Heraeus, by National State Bank of Newark, N. J., 810 Broad Street, Newark 2, New Jersey, arising out of a checking account, entitled Dr. W. H. Heraeus, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10409; Filed, June 18, 1946; 11:03 a. m.]

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-10410; Filed, June 18, 1946; 11:03 a. m.]

[Vesting Order 6476]

WILHELM HERAEUS

In re: Bank account owned by Wilhelm Heraeus. File No. F–28–2338–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Wilhelm Heraeus, whose last known address is Hanau, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Wilhelm Heraeus, by National State Bank of Newark, N. J., 810 Broad Street, Newark 2, New Jersey, arising out of a checking account, entitled Dr. Wilhelm Heraeus, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-10411; Filed, June 18, 1946; 11:03 a. m.]

[Vesting Order 6477]

HERTHA JEEP

In re: Bank account owned by Hertha Jeep. File No. F–28–2545–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Hertha Jeep, whose last known address is Hanau, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Hertha Jeep, by National State Bank of Newark, N. J., 810 Broad Street, Newark 2, New Jersey, arising out of a checking account, entitled Hertha Jeep, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-10412; Filed, June 18, 1946; 11:03 a. m.]

[Vesting Order 6478]

EMMA KRAEMER

In re: Bank account owned by Emma Kraemer. File No. F–28–2807–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Emma Kraemer, whose last known address is Hanau, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Emma Kraemer, by National State Bank of Newark, N. J., 810 Broad Street, Newark 2, New Jersey, arising out of a checking account, entitled Emma Kraemer, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-10413; Filed, June 18, 1946; 11:03 a. m.]

[Vesting Order 6479]

DR. F. KUECH

In re: Bank account owned by Dr. F. Kuech. File No. F–28–2788–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Dr. F. Kuech, whose last known address is Hanau, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Dr. F. Kuech, by National State Bank of Newark, N. J., 810 Broad Street, Newark 2, New Jersey, arising out of a checking account, entitled Dr. F. Kuech, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-10414; Filed, June 18, 1946; 11:03 a. m.]

[Vesting Order 6480]

ANNEMARIE NOLL

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Annemarie Noll, whose last known address is Hanau, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Annemarie Noll, by National State Bank of Newark, N. J., 810 Broad Street, Newark 2, New Jersey, arising out of a checking account, entitled Annemarie Noll, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-10415; Filed, June 18, 1946; 11:04 a. m.]

[Vesting Order 6481]

RUDOLF NOLL

In re: Bank account owned by Rudolf Noll, also known as Rudolph Noll. File No. F–28–2413–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Rudolf Noll, also known as Rudolph Noll, whose last known address is Hanau, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Rudolf Noll, also known as Rudolph Noll, by National State Bank of Newark, N. J., 810 Broad Street, Newark 2, New Jersey, arising out of a checking account, entitled Dr. Rudolf Noll, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10416; Filed, June 18, 1946; 11:04 a. m.]

[Vesting Order 6482]

KATHINKA PLATZHOFF

In re: Bank account owned by Kathinka Platzhoff. File No. F–28–2439–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Kathinka Platzhoff, whose last known address is Hanau, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Kathinka Platzhoff, by National State Bank of Newark, N. J., 810 Broad Street, Newark 2, New Jersey, arising out of a checking account, entitled Kathinka Platzhoff, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 6, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10417; Filed, June 18, 1946; 11:04 a. m.]

[Vesting Order 6483]

ELISE ANZINGER

In re: Bank account owned by Elise Anzinger, also known as Elsie Anzinger. File No. F–28–2035–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Elise Anzinger, also known as Elsie Anzinger, whose last known address is Pfroundorf u Rossenheim, Bavaria, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Elise Anzinger, also known as Elsie Anzinger, by Franklin Savings Bank, 656 Eighth Avenue, New York 18, New York, arising out of a savings account, Account Number 463286, entitled Elise Anzinger, or in the alternative, Elsie Anzinger, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 7, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10418; Filed, June 18, 1946; 11:04 a. m.]

[Vesting Order 6484]

WILLI BALSER

In re: Bank account owned by Willi Balser. File No. F–28–9174 E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Willi Balser, whose last known address is Pischofheim, near Maing, Hochheimer Street 4, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Willi Balser by Bank of America National Trust and Savings Association, 1 Powell Street, San Francisco, California, arising out of a Savings Account, Account Number 12046, entitled Willi Balser, maintained at the branch office of the aforesaid bank located at 350 Pine Avenue, Long Beach, California, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 7, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10419; Filed, June 18, 1946; 11:04 a. m.]

[Vesting Order 6487]

DAN BISSINGER

In re: Bank account owned by Dan Bissinger. File No. F–28–9289–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Dan Bissinger, whose last known address is Neu-Ulm, Bavaria, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Samuel Bissinger, by The First National Bank of Portland, 5th, 6th and Stark Streets, Portland, Oregon, arising out of a Savings Account, Account Number 17184, entitled Samuel Bissinger, Trustee for Dan Bissinger, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by Dan Bissinger, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 7, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10420; Filed, June 18, 1946; 11:05 a. m.]

[Vesting Order P 50]

LUNAO TIMBER EXPORTATION CO.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian, after investigation:

1. Having determined in Vesting Order Number P–32, dated May 7, 1946, that Santa Clara Lumber Co., Inc., is a national of a designated enemy country (Japan);

2. Finding that Gingu Mokuzai Kaisha, Ltd., a corporation organized under the laws of and having its principal place of business in Japan, is a national of a designated enemy country (Japan);

3. Finding that of the total of 700 shares, issued and outstanding, of the ₱100 par value capital stock of Lunao Timber Exportation Co., a corporation organized and doing business under the laws of the Commonwealth of the Philippines and a business enterprise within the United States, 210 shares (30%) registered in the names of Gingu Mokuzai Kaisha, Ltd., and/or Tagashi Yamaguchi, are owned by Gingu Mokuzai Kaisha, Ltd., and together with the 490

shares owned by Santa Clara Lumber Co., Inc., are evidence of control of Lunao Timber Exportation Co.;

and determining:

4. That Lunao Timber Exportation Co. is controlled by Santa Clara Lumber Co., Inc., and Gingu Mokuzai Kaisha, Ltd., or is acting for or on behalf of a designated enemy country (Japan) or persons within such country and is a national of a designated enemy country (Japan);

5. That to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan);

and having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the 210 shares of ₱100 par value capital stock of Lunao Timber Exportation Co., more fully described in subparagraph 3 hereof, together with all declared and unpaid dividends thereon, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States, and hereby undertakes the direction, management, supervision and control of said business enterprise and all property of any nature whatsoever situated in the United States owned or controlled by, payable or deliverable to, or held on behalf of or on account of, or owing to, said business enterprise, to the extent deemed necessary or advisable from time to time by the Alien Property Custodian.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to vary the extent of or terminate such direction, management, supervision or control, or return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national", "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 31, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10421; Filed, June 18, 1946; 11:05 a. m.]

[Vesting Order P 51]

PHILIPPINE NATIONAL BANK

In re: Cashier's Check No. 26367, of the Philippine National Bank, Manila, P. I., dated October 18, 1945, in the amount of ₱114,201.37.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That by command of Brigadier General B. G. Chynoweth, then regional commander of the United States Armed Forces in the Far East, herein referred to as USAFFE, certain individuals were appointed between December 24, 1941 and April, 1942, as Alien Property Custodian in the Province of Iloilo, Commonwealth of the Philippines, with instructions to take possession of all alien enemy owned property within the City and Province of Iloilo, to dispose of said property and to deposit the proceeds with the Philippine National Bank under a special account to be known as the "Alien Property Custodian";

2. That by authority of the USAFFE and in accordance with the instructions described in subparagraph 1 hereof, the aforesaid Alien Property Custodian took possession of property owned by persons found to be alien enemies, reduced said property to cash and deposited the proceeds thereof in the Philippine National Bank, Iloilo Branch, in a special account entitled "Alien Property Custodian," whereupon the Philippine National Bank, Manila, P. I., has issued its Cashier's Check No. 26367, in the amount of ₱114,201.37, dated October 18, 1945, payable to the order of "Enemy Alien Property Custodian (a/c Iloilo Branch)" which check is now held by the Enemy Property Custodian, United States Army, Manila, P. I.;

3. That the owners of the property described in subparagraph 2 hereof, citizens or subjects of Germany or Japan (designated enemy countries) whose names and whereabouts are unknown and who are believed to be residents of Germany or Japan, or who, on or since the effective date of Executive Order No. 8389, as amended, acted or purported to act directly or indirectly for the benefit or on behalf of nationals of Germany or Japan (designated enemy countries), are nationals of a designated enemy country (Germany or Japan);

4. That the property described as follows: The sum of ₱114,210.37, presently on deposit with the Philippine National Bank, Manila, P. I., evidenced by Cashier's Check No. 26367, payable to "Enemy Alien Property Custodian (a/c Iloilo Branch)" dated October 18, 1945 in like amount and representing the sum of money heretofore deposited with said Bank in an account entitled "Alien Property Custodians", together with the right to possession of any and all evidence of the indebtedness represented by said Cashier's Check and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of designated enemy countries;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of designated enemy countries;

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described in subparagraph 4 hereof, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 31, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10422; Filed, June 18, 1946; 11:05 a. m.]

Reference

JUN 25 '46

THE NATIONAL ARCHIVES
LITTERA SCRIPTA MANET
1934
OF THE UNITED STATES

FEDERAL REGISTER

VOLUME 11 NUMBER 121

Washington, Friday, June 21, 1946

The President.

EXECUTIVE ORDER 9738

RESTRICTING COMPETITION IN EXAMINATION FOR THE POSITION OF CORRECTIONAL OFFICER UNDER THE BUREAU OF PRISONS, DEPARTMENT OF JUSTICE

By virtue of the authority vested in me by the statutes, including section 2 of the Civil Service Act (22 Stat. 403), the Veterans' Preference Act of 1944, approved June 27, 1944 (58 Stat. 387), and section 1753 of the Revised Statutes of the United States (5 U.S.C. 631), it is hereby ordered as follows:

In civil-service examinations for the position of Correctional Officer under the Bureau of Prisons, Department of Justice, competition shall be restricted during the present war and for five years following the termination thereof to persons entitled to preference under the said Veterans' Preference Act of 1944, as long as persons entitled to preference are available: *Provided, however,* That for purposes of classification application for examination may be accepted by the Civil Service Commission from any person serving in such position in the classified service under an appointment not limited to one year or less, and the Commission is authorized to confer a classified (competitive) civil-service status or a probational status upon any such employee who qualifies in the examination for classification: *And provided further,* That in no event shall any person not entitled to preference under the Veterans' Preference Act of 1944 be granted a classified status under this order (1) unless he is recommended for this purpose by the Director of the Bureau of Prisons for outstandingly courageous or meritorious service and (2) until all preference eligibles who have the same or a higher rating in the examination have been appointed or have been given consideration in accordance with the Veterans' Preference Act of 1944.

Incumbents of positions to which this order is applicable who do not have a classified status and who fail to qualify for classification under this order shall be replaced by selection from the competitive register in accordance with regulations prescribed by the Civil Service Commission.

This order supersedes Executive Order No. 9662 of November 29, 1945.

HARRY S. TRUMAN

THE WHITE HOUSE,
June 19, 1946.

[F. R. Doc. 46–10636; Filed, June 19, 1946; 4:39 p. m.]

Regulations

TITLE 7—AGRICULTURE

Chapter IX—Production and Marketing Administration (Marketing Agreements and Orders)

PART 971—MILK IN THE DAYTON-SPRINGFIELD, OHIO, MARKETING AREA

ORDER REGULATING HANDLING OF MILK

Findings and determinations—(a) *Findings upon the basis of the hearing record.* Pursuant to the act and the rules of practice and procedure governing the formulation of marketing agreements and marketing orders (7 CFR, Cum. Supp., 900.1 et seq.; 10 F.R. 11791), a public hearing was held October 24 and 25, 1945, upon certain proposed amendments to the tentatively approved marketing agreement and to the order regulating the handling of milk in the Dayton-Springfield, Ohio, marketing area. It is hereby found upon the basis of the evidence introduced at such hearing, in addition to the other findings made prior to or at the time of the original issuance of said order (which findings are hereby ratified and affirmed, save only as such findings are in conflict with the findings hereinafter set forth), that:

(1) The order regulating the handling of milk in the said marketing area, as hereby amended, and all of the terms and conditions thereof, will tend to effectuate the declared policy of the act;

(2) The price calculated to give milk produced for sale in the Dayton-Springfield, Ohio, marketing area a purchasing power equivalent to the purchasing power of such milk, as determined pur-

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FEDERAL REGISTER

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[1] See E. O. 9738.

suant to sections 2 and 8 e of the act, are not reasonable in view of the price of feeds available supplies of feeds, and other economic conditions which affect market supplies of and demand for such milk, and the minimum prices set forth in the said order, as hereby amended, are such prices as will reflect the aforesaid factors, insure a sufficient quantity of pure and wholesome milk, and be in the public interest; and

(3) The said order, as hereby amended, regulates the handling of milk in the same manner, and is applicable only to persons in the respective classes of industrial and commercial activity specified in a marketing agreement upon which a hearing has been held.

(b) *Determinations.* It is hereby determined that handlers (excluding cooperative associations of producers who are not engaged in processing, distributing, or shipping the milk covered by this order) of at least 50 percent of the volume of milk covered by this order, which is marketed within the said marketing area, refused or failed to sign the tentatively approved marketing agreement regulating the handling of milk in the said marketing area; and it is hereby further determined that:

(1) The refusal or failure of such handlers to sign said tentatively approved marketing agreement tends to prevent the effectuation of the declared policy of the act;

(2) The issuance of the said order, as hereby amended, is the only practical means pursuant to the declared policy of the act of advancing the interests of producers of milk which is produced for sale in the said marketing area; and

(3) The issuance of this order, amending the aforesaid order, is approved or favored by at least two-thirds of the producers who participated in a referendum on the question of its approval and who, during the determined representative period (January 1946), were engaged in the production of milk for sale in the said marketing area.

Order Relative to Handling

It is hereby ordered, That such handling of milk in the Dayton-Springfield, Ohio, marketing area as is in the current of interstate commerce or as directly burdens, obstructs, or affects interstate commerce, shall from the effective date hereof be in compliance with the terms and conditions of the said order, as hereby amended, and the said order is hereby amended as follows:

1. Delete from § 971.5 (a) the phrase "shall be the higher of the prices per hundredweight of milk of 3.5 percent butterfat content determined pursuant to (1) or (2) of this paragraph:" and substitute therefor the following: "shall be the highest of the prices per hundredweight of milk of 3.5 percent butterfat content determined pursuant to (1), (2), or (3) of this paragraph:"

2. Add as § 971.5 (a) (3) the following:

(3) Multiply by 0.035 the price per hundredweight of butterfat made into butter as computed pursuant to paragraph (d) (2) of this section, and add thereto the price per hundredweight of skim milk computed pursuant to paragraph (d) (1) of this section multiplied by 0.965.

3. Delete from the price table in § 971.5 (b) the phrase "During a month when the higher of the prices pursuant to (a) (1) and (a) (2) of this section is" and substitute therefor the phrase "During a month when the highest of the prices pursuant to (a) (1), (a) (2), and (a) (3) of this section is."

Issued at Washington, D. C., this 24th day of April 1946, to be effective on and after the 1st day of July 1946.

(48 Stat. 31, 670, 675; 49 Stat. 750, 50 Stat. 246; 7 U.S.C. 601 et seq.)

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

Approved: June 18, 1946.

CHESTER BOWLES,
Economic Stabilization Director.

[F. R. Doc. 46-10676; Filed, June 20, 1946; 11:10 a. m.]

PART 904—MILK IN THE GREATER BOSTON MARKETING AREA

HANDLING OF MILK IN GREATER BOSTON, MASS., MARKETING AREA

Correction

In the Federal Register Document 46-9132, appearing at page 5897 of the issue for Saturday, June 1, 1946, in the table in paragraph 8 the April through June price for "60 or over, but under 65" should read "3.44".

TITLE 5—ADMINISTRATIVE PERSONNEL

Chapter I—Civil Service Commission

PART 91—EXECUTIVE ORDERS AFFECTING THE CIVIL SERVICE NOT OTHERWISE COVERED IN THIS CHAPTER

CORRECTIONAL OFFICERS, BUREAU OF PRISONS

CROSS REFERENCE: For modification of table in § 91.1 see Executive Order 9738, *supra*.

TITLE 22—FOREIGN RELATIONS

Chapter I—Department of State

PART 28—PAYMENTS TO AND ON BEHALF OF PARTICIPANTS IN THE CULTURAL-COOPERATION PROGRAM

GRANTS TO U. S. STUDENTS

Under the authority contained in R. S. 161 (5 U. S. C. 22), Part 28 of Title 22 of the Code of Federal Regulations which became effective on August 21, 1944 (22 CFR, 1944 Supp.) is hereby amended by the addition of the following new section:

§ 28.10 *Grants to United States students.* A citizen of the United States who has been awarded a grant to study at one or more foreign universities or institutions shall be entitled to the following, unless otherwise provided:

(a) Transportation and miscellaneous expenses in accordance with the provisions of the Standardized Government Travel Regulations and the Subsistence Expense Act of 1926 as amended when the funds used are subject to those provisions, including, but not by way of limitation, the following:

(1) *Transportation expenses.* Minimum first-class accommodations on steamship, airplane, railway, or other means of conveyance.

(2) *Per diem in lieu of subsistence shall be allowed.* (i) Per diem in lieu of subsistence at the maximum rates specified in the Standardized Government Travel Regulations and Appendix A thereto, unless otherwise specified in the travel order, for the country in which travel is performed, including the United States, and while proceeding from and returning to the United States, except for the period spent on sea-going vessels and while on authorized or emergency stop-overs, which status shall terminate upon arrival at the city or other place where he is to study as designated in the travel orders and shall re-commence upon departure from that place, or other place to which he has been authorized to go, to return to his home.

(ii) Per diem at $3.50 in lieu of subsistence and all incidental expenses while traveling on commercial sea-going vessels outside of the continental limits of the United States.

(iii) Per diem at $5.50 in lieu of subsistence and all incidental expenses while traveling on government-owned vessels, on which charges are made for meals, outside of the continental limits of the United States.

(iv) When travel is authorized via Washington, per diem at $6 while in Washington for consultation and/or instructions.

(3) *Baggage.* The cost of shipment, or reimbursement of shipping charges upon presentation of receipts, for baggage as follows:

(i) If travel is performed by air, for excess baggage not to exceed 50 pounds in weight, when shipped as excess baggage or by air express.

(ii) If travel is performed by means other than air, for a total of 250 pounds in weight, inclusive of all available free allowances.

(iii) For unaccompanied baggage not to exceed either 50 pounds in weight when shipped by air express or 250 pounds in weight when shipped by means other than air express.

(iv) Under either subdivisions (i), (ii) or (iii) of this subparagraph, for additional baggage necessary for the purpose of the trip, when authorized either by the Department or by the Officer in Charge of the appropriate American Diplomatic or Consular Office.

(4) *Advances of funds.* Advances of per diem upon request to the Department and filing bond, unless existing authority permits advance of money without regard to section 3648 of the Revised Statutes (31 U.S.C. 529), in which instance advances may be made as specifically authorized in each case.

(5) *Miscellaneous expenses.* The cost of passports, visas, photographs for either, affidavits, certificates of birth, health, or identity, inoculation, and all other expenditures authorized by the regulations incident to the preparation for travel and emergencies arising during travel, in an amount not to exceed $50. Receipts required if in excess of $1.00.

(6) *Taxi fares.* Taxi, street car, and similar means of conveyance incident to transportation such as going to or from station, wharf or other terminal.

(b) Transportation and miscellaneous expenses as provided in the travel order if the funds used are by law exempted from compliance with the Standardized Government Travel Regulations and the Subsistence Expense Act of 1926.

(c) Additional allowances when specifically authorized, payment of which will be made to or on behalf of the grantee by an authorized representative of the Department abroad, for the following:

(1) *Maintenance.* An allowance for maintenance at the rate specified in the award (usually not to exceed $150 per month) for a period not to exceed twelve (12) months of actual study or research, which may be renewable. The first installment is to become payable as of the date the student registers in a foreign university or institution or otherwise actually starts his program of study or research, or the date established to the satisfaction of the Department as that on which the student is prepared to begin his program. The grant may be subject to cancellation if the recipient does not maintain a satisfactory record of performance or otherwise demonstrates his unsuitability to receive assistance.

(2) *Books and equipment.* An allowance for books and other equipment and incidental expenses not to exceed $150 per year.

(3) *Tuition.* Tuition and related fees, when not available from other sources.

This section shall become effective immediately upon registration in the Division of the Federal Register.

[SEAL] DEAN ACHESON
Acting Secretary of State.

JUNE 19, 1946.

[F. R. Doc. 46-10705; Filed, June 20, 1946, 11:30 a. m.]

TITLE 24—HOUSING CREDIT

Chapter V—Federal Housing Administration

PART 502—THE REGULATIONS OF THE FEDERAL HOUSING COMMISSIONER GOVERNING CLASS 3 LOANS

ELIGIBLE OWNERS OF LESSEES

Section 502.3 (a), of the Regulations of the Federal Housing Commissioner governing Class 3 Loans, effective March 28, 1946, is amended to read as follows:

§ 502.3 *Eligible borrowers.* • • •

(a) *Eligible owners or lessees.* Shall be (1) the fee simple owner of unencumbered land upon which the new structure is to be built or (2) the lessee of such unencumbered land under a lease from the United States Government for a term of at least six months beyond the maturity of the loan or (3) the lessee of such unencumbered land under a lease for ninety-nine years which is renewable or under a lease which has fifty years to run from the date the mortgage is executed. Any lease other than a lease from the United States Government must provide for an annual rental not in excess of 6% of the valuation placed upon the unimproved land by the insured and shall contain a provision which will entitle the lessee to obtain a fee simple title to such land upon payment at any time after one month's written notice of a sum not in excess of such annual rental multiplied by 16⅔. If the parties so desire the lease may provide for the deferment of such right to obtain the fee simple title for a period not to exceed five years from the date of the mortgage.

(53 Stat. 804, 805; 55 Stat. 364, 56 Stat. 305; 12 U.S.C. and Supp., 1703)

The amendment contained herein is effective as to all loans made on or after June 19, 1946, and shall have the same force and effect as if included in and made a part of each Contract of Insurance.

Issued at Washington, D. C. June 19, 1946.

RAYMOND M. FOLEY,
Federal Housing Commissioner.

[F. R. Doc. 46-10670; Filed, June 20, 1946; 8:48 a. m.]

Chapter VII—National Housing Agency

[Premium Payments Reg. 1]

PART 714—PREMIUM PAYMENTS REGULATIONS UNDER VETERANS' EMERGENCY HOUSING ACT OF 1946

STRUCTURAL CLAY PRODUCTS

Purpose and findings. This general regulation is issued to stimulate additional production of structural clay products by providing for premium payments with respect to units of additional production above established quotas. It describes how quotas are established, and the methods, procedures and conditions under which such payments may be obtained. This regulation is issued pursuant to the authority of the Veterans' Emergency Housing Act of 1946.

All available means of increasing the supply of structural clay products for the veterans' emergency housing program and for other construction, maintenance and repair essential to the national well-being have been considered. Based on such consideration the Expediter finds that premium payments are temporarily necessary to increase the supply of such materials, and to stimulate additional production with greater rapidity, economy, and certainty than other available methods. The premium payments provided herein are applied at a uniform rate within the industry. In applying premium payments to necessary additional production in this industry, emphasis has been placed upon avoiding either economic dislocations or adverse effects upon established business.

Par.
(a) Definitions.
(b) Computation of production for quotas and claims.
(c) Establishment of quota.
(d) Application for quota.
(e) Rate and computation of premium payment.
(f) Claim for payment.
(g) Payment.
(h) Records.
(i) Official interpretations.
(j) Termination.
(k) Effective date.

§ 714.1 *Structural clay products*—(a) *Definitions.* As used in this section:

(1) "Producer" means a person who operates a plant in which clay products are produced.

(2) "Person" means an individual, corporation, partnership, association, or any other organized group of any of the foregoing, or legal successor or representative of any of the foregoing, but does not include the United States, any of its political subdivisions or any agency thereof, any other Government, any of its political subdivisions or any agency thereof.

(3) "Structural clay products" means what is commonly known to the industry as burned common and face clay brick—glazed and unglazed; structural clay tile—unglazed; and structural facing tile—glazed and unglazed. It does not include drain tile, roofing tile, flue lining, floor and wall tile, paving brick, fire-clay brick, sewer pipe, quarry tile or any other clay products.

(4) "Plant" means an integrated manufacturing establishment for the production of clay products (within the United States, its Territories, possessions or the District of Columbia) occupying a single site and, where consisting of several complete manufacturing units, using common shipping and storing facilities and common operating supervision.

(5) "Month" means calendar month.

(6) "Full operating month" means a month in which a plant operated at least twenty days except for February during which the plant must have operated at least eighteen days.

(7) "Claim" means a claim for payment filed pursuant to this regulation.

(8) "New producer" means, with respect to a plant which prior to the effective date of this section was not operated for the production of clay products a person who operates such a plant after the effective date of this section and who did not operate prior to the effective date of this section any plant for the production of clay products.

(9) "Expediter" means the Housing Expediter as defined in the Veterans' Emergency Housing Act of 1946 or his duly authorized representative.

(10) "OHE" means the Office of the Housing Expediter.

(b) *Computation of production for quotas and claims.* (1) For the purpose of determining the quota of a plant and for the purpose of determining the amount of a claim, production of a plant shall be computed according to the following instructions. Find the number of units of completely burned clay products produced in the month involved (whether or not removed from the kiln) and computed on the basis of standard size brick equivalents. For quantities removed from kiln during the month count only the products which are of a grade and character suitable for sale. For any completely burned quantities remaining in kilns make a reasonable deduction for breakage and wastage. Do not count quantities of clay products which are in the process of being burned.

(2) The following computations shall be used in converting to standard size brick equivalents:

(i) For unglazed hollow facing tile and glazed hollow facing tile, compute the brick equivalent on face area only. In computing equivalents for facing tile, count tile with a face 2¼" x 8" or 18 square inches as equal to one brick. In computing brick equivalents for facing tile on all sizes other than standard brick size, use 20 square inches as equivalent to one brick. For example, a tile with a 5 x 8 inch face equals 2 brick equivalent.

(ii) For structural clay tile a factor of 1.5 tons per thousand bricks shall be used in making the conversion.

(iii) For oversize brick, the producer shall convert to standard size brick equivalents using the conversion factor previously utilized by him in preparing reports to other Federal Government agencies.

(iv) For drain tile a factor of 1.5 tons per thousand bricks shall be used in making the conversion.

(v) For any other clay products not included above, the producer shall convert to standard size brick equivalents using the conversion factor, if any, previously utilized by him in preparing reports to other Federal Government agencies, or, if no such conversion factor has ever been so used, using the conversion factor, if any, he has customarily used in his business, or, if no such conversion factor has ever been so used, using such reasonable conversion factor (subject to re-determination by the Expediter) as is applicable in each case.

(c) *Establishment of quota.* (1) A separate quota shall be established for each and every plant of the producer as follows:

(i) With respect to a plant where clay products were produced for at least three full operating months during January through May 1946, the quota shall be the lower of the following: (*a*) The arithmetical average of the production of all clay products stated in terms of standard size brick equivalents for the two months of highest production during January through May 1946, or (*b*) 90 percent of the production of all clay products stated in terms of standard size brick equivalents for the month of highest production during January through May 1946.

(ii) With respect to a plant where clay products were produced less than three but at least two full operating months during January through May 1946, the quota shall be 90 percent of the production of all clay products stated in terms of standard size brick equivalents for the month of highest production during those two months.

(iii) With respect to a plant where clay products were produced prior to June 1, 1945, but where no clay products of any kind were produced during the year June 1, 1945, through May 31, 1946, the quota for each month shall be two-thirds of the production of "structural clay products" stated in terms of standard size brick equivalents during that month and premium payments will be made on the remaining one-third. In determining quotas under this paragraph clay products other than "structural clay products" shall not be included.

(iv) With respect to all other plants, a special quota shall be established by the Expediter: *Provided, however,* That no such quota shall be established for a new producer which would result in the application of premium payments to more than 50 percent of the value (in terms of the producer's selling price) of the total output of such producer.

(v) With respect to a plant having a quota established under the provisions above, a special quota adjusted for the months of November, December, January and February may be established by the Expediter (*a*) where clay products

were produced at any time during the year June 1, 1945 through May 31, 1946, and (b) where customarily, because of the effect of weather conditions on plant operations during November, December, January and February, the production of such products during these months was substantially less than in other periods of the year.

(2) In the case of a producer with two or more plants, if the production in any plant falls below the quota for that plant in any month, the Expediter may establish a combined quota for any or all plants if he determines that production has been shifted among such plants so as to increase the producers total claims without a corresponding increase in total output.

(d) *Application for quota.* (1) Every person who wishes to receive premium payments under this section shall file an application for quota on prescribed forms in accordance with instructions on the forms. A separate application shall be filed for each and every plant of the applicant.

(2) With respect to those plants whose quotas are established under paragraph (c) (1) (i), (ii) or (iii) of this section, the application forms may be obtained from any Reconstruction Finance Corporation Loan Agency and shall be filed with the first claim for payment.

(3) All applications for quotas under paragraph (c) (1) (i), (ii) or (iii) of this section shall be filed with the RFC at the Loan Agency for the district in which the plant is located except that a producer operating more than one plant shall simultaneously file the applications covering all his plants at the Loan Agency for the district in which his main office is located. A producer may find out in which RFC Loan Agency district he is located by consulting his bank.

(4) All applications for special quotas under paragraph (c) (1) (iv) or (v) of this section shall be filed with the Civilian Production Administration, Washington, D. C. The application forms may be obtained from any RFC Loan Agency.

(e) *Rate and computation of premium payment.* (1) A premium payment of $5 for each thousand units of production stated in terms of standard size brick equivalents in excess of established quotas will be made. The amount payable for each month will be computed by subtracting from the total number of units of production stated in terms of standard size brick equivalents during the month the amount of the established quota and multiplying the remainder by $5 per thousand units.

(2) In the case of a plant whose quota includes clay products other than structural clay products, the production for the month covered by the claim may include such other clay products up to but not exceeding the amount of other clay products in its quota. The other clay products in the quota may be found as follows:

(i) With respect to a plant whose quota is the arithmetic average of production in the two months of highest production, take the arithmetic average of the production of other clay products in these two months.

(ii) With respect to a plant whose quota is 90% of production in the month of highest production, take 90% of production of other clay products in that month.

EXAMPLE: A plant has a quota of 1,000 standard size brick equivalent, made up of 800 in structural clay products and 200 in other clay products. In August it produces 1,500 standard size brick equivalent of all clay products made up of 1,200 structural clay products and 300 other clay products. The claim for August should be for 400 standard size brick equivalents of production in excess of quota, computed as follows:

Structural clay products produced	1,200
Other clay products produced (but not in excess of amount in quota)	200
Total production in claim	1,400
Quota	1,000
Production in excess of quota	400

(f) *Claim for payment.* (1) Each claim for payment shall be filed on prescribed forms in accordance with instructions on the forms. These forms may be obtained from any RFC Loan Agency.

(2) Each claim for payment shall be filed on or before the last day of the month following the end of the month in which the production occurred and shall include all of the production of that month and no other.

(3) Each claim for payment shall be filed with RFC at the Loan Agency for the district in which the plant is located, except that a producer operating more than one plant shall simultaneously file the claims for all of his plants at the Loan Agency for the district in which his main office is located.

(4) No claim under this section shall be assignable except as a part of a bona fide transfer of the plant to a legal successor.

(g) *Payment*—(1) *Review by RFC.* In reviewing applications for quota and claims for payment, the RFC will determine whether such applications and claims appear to have been correctly and properly prepared.

(2) *Terms of payment.* If the claim or any part thereof is accepted by RFC subject to final verification, RFC will then pay the applicant that part of the claim so accepted: *Provided, however,* That with respect to claims for the months of April and May, 1947, RFC may require that bond be furnished in form and amount satisfactory to it before making payment thereon. Preliminary acceptance and payment of a claim shall not constitute final acceptance of the validity or amount of the claim. If, after review or audit, there is cause to question the validity of any claim, RFC may (i) Require that bond be furnished in form and amount satisfactory to it before making further payments, or, (ii) Suspend further payments.

(3) *Verification of claims.* (i) Upon receipt of applications for quota and claims for payment, RFC will forward copies to the Expediter for verification and such investigation or audit as may be deemed appropriate.

(ii) If the amount verified and approved by the Expediter is less than the amount previously paid, the claimant shall upon demand by RFC refund the overage to RFC together with interest thereon at the rate of 4 percent per annum calculated from the date of such overpayment to the date repayment is made to the RFC or such overage plus interest may be deducted from any accrued or subsequent claim for any payment by RFC to the claimant.

(iii) In the event that the Expediter establishes a combined quota under paragraph (c) (2) of this section, payment shall be made on the basis of the amount by which total production of those plants whose quotas have been combined exceeds the total quotas of these plants.

(4) *Invalidation of claims.* The Expediter shall have the right at any time to declare invalid any claim of a producer, and such producer shall upon demand refund to RFC any payment on such claim, if the Expediter finds that the producer has failed: (i) To comply with any of the requirements of this section, or (ii) To accept a rated order for structural clay products as required by the applicable priorities regulations of CPA or OHE or has sold structural clay products at prices in excess of the ceiling prices established by the applicable OPA regulations or orders.

(h) *Records.* Every producer shall prepare and preserve for inspection for a period of not less than two years after the date of termination of this section, all books, records and other documents which furnish information in support of his applications for quota and claims for payment. The Expediter or his designated agents shall have the right at any time to make such examinations and audits of these books, records and other documents as may be necessary to verify the representations in producer's applications for quota and claims for payment or as may be required by the Expediter.

(i) *Official interpretations.* Official interpretations of this section may be given only in writing by the General Counsel of the Office of the Expediter or his duly authorized representative. A request for an official interpretation must be filed in writing directly with the Expediter or the General Counsel.

(j) *Termination.* This section shall terminate on May 31, 1947. Such termination shall not preclude the filing of claims for payment during the month following such termination on account of production during the immediately preceding months. Such claims shall be dealt with in accordance with the provisions of this section in the same manner as if it had not been terminated. In the event that CPA price ceilings cease to be applicable to the sale of structural clay products, the Expediter may terminate this section on

such terms and conditions as he may deem proper.

(k) *Effective date.* This section shall become effective as of June 1, 1946.

NOTE: The reporting and record-keeping requirements of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(Pub. Law 388, 79th Cong.)

Issued this 19th day of June 1946.

WILSON W. WYATT,
Housing Expediter.

[F. R. Doc. 46-10706; Filed, June 20, 1946; 11:45 a. m.]

TITLE 25—INDIANS

Chapter I—Office of Indian Affairs, Department of the Interior

Subchapter A—Alaska

PART 1—ANNETTE ISLANDS RESERVE, ALASKA; METAKAHTLA INDIANS AND OTHER NATIVES

RULES OF PRACTICE FOR HEARINGS UPON POSSESSORY CLAIMS TO LANDS AND WATERS USED AND OCCUPIED BY NATIVES OF ALASKA

CROSS-REFERENCE: For rules of practice for hearings upon possessory claims to lands and waters used and occupied by natives of Alaska, see § 201.21b–1, Title 50, Chapter I, *infra.*

TITLE 31—MONEY AND FINANCE: TREASURY

Chapter I—Monetary Offices, Department of the Treasury

PART 131—GENERAL LICENSES UNDER EXECUTIVE ORDER NO. 8389, APRIL 10, 1940, AS AMENDED, AND REGULATIONS ISSUED PURSUANT THERETO

LIVING EXPENSE REMITTANCES TO ITALY, BULGARIA, HUNGARY, AND RUMANIA

General License No. 32A, as amended, under Executive Order No. 8389, as amended, Executive Order No. 9193, as amended, section 5 (b) of the Trading with the Enemy Act, as amended by the First War Powers Act, 1941, relating to foreign funds control.

General License No. 32A is hereby amended to read as follows:

§ 131.32a *Living expense remittances to Italy, Bulgaria, Hungary, and Rumania*—(a) *Certain remittances for living expenses authorized.* A general license is hereby granted authorizing remittances from blocked accounts by any person to any individual within Italy, Bulgaria, Hungary, or Rumania, *Provided,* That:

(1) Such remittances are made only for the necessary living expenses of the payee and his household, and are not made from an account other than an account in the name of, or in which the beneficial interest is held by, the payee or a member of his household; and

(2) Such remittances do not exceed $1000 in any one calendar month to any one household, except that in the case of individuals who are citizens or subjects of Italy, Bulgaria, Hungary, or Rumania, the amount does not exceed $100, plus an additional sum of not more than $25 for each member of the payee's household in addition to the payee, but in no event shall more than $200 per calendar month be remitted to any such individual and his household.

(b) *Refunds.* Any person in the United States receiving the amount of any remittance ordered pursuant to this section for transmittal to Italy, Bulgaria, Hungary, or Rumania may refund such account when advised that the remittance cannot be effected.

(c) *Definition.* As used in this section, the term "household" shall mean:

(1) Those individuals sharing a common dwelling as a family; or

(2) Any individual not sharing a common dwelling with others as a family.

(Sec. 5 (b), 40 Stat. 415 and 966; sec. 2, 48 Stat. 1; 54 Stat. 179; 55 Stat. 838; E.O. 8389, April 10, 1940, as amended by E.O. 8785, June 14, 1941, E.O. 8832, July 26, 1941, E.O. 8963, Dec. 9, 1941, and E.O. 8998, Dec. 26, 1941, E.O. 9193, July 6, 1942, as amended by E.O. 9567, June 8, 1945; Regulations, April 10, 1940, as amended June 14, 1941, July 26, 1941, and February 19, 1946)

[SEAL] E. H. FOLEY, Jr.,
Acting Secretary of the Treasury.

[F. R. Doc. 46-10674; Filed, June 20, 1946; 10:40 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter VIII—Office of International Trade, Department of Commerce

Subchapter B—Export Control

[Amdt. 203]

PART 804—INDIVIDUAL LICENSES

APPLICATIONS FILED BY VETERANS

Section 804.16 *Special provisions relating to applications filed by veterans* is hereby amended in the following particulars:

Paragraph (c) is amended to read as follows:

(4) *Procedure for establishing eligibility and filing applications under the Veterans Preference Plan*—(i) *How to qualify.* To establish eligibility to participate in the plan, the applicant will submit a letter addressed to the Requirements and Supply Branch, Office of International Trade, Washington 25, D. C., Attention: Veterans Preference Officer, containing the following information:

(a) Name and address of veteran or veterans.

(b) A photostatic or certified copy of the honorable discharge or certificate of service. The certification may be made by a commissioned officer of the Armed Forces or a notary public.

(c) A statement showing the name and address of the person, partnership or corporation for which Veterans Preference is being requested.

In the case of a veteran operating under his own name and on his own behalf, the veteran must state that he is the principal in the export transactions for which he asks preference; that he is acting solely on his own behalf, and that he will receive all profits, minus usual operating expenses, from the transaction.

In the case of a partnership, the statement must include a copy of the partnership agreement, which shows the percentage of veteran ownership interest in the firm, or, if there is no written agreement, a statement by all the partners which shows the ownership interest of each partner in the partnership.

In the case of a corporation, the secretary of the corporation must state the percentage of veteran ownership of capital stock in the corporation and the veteran must state that he owns the stock in good faith and has not pledged it.

(ii) *How to file applications.* All applications for export licenses submitted under this procedure shall be filed on the form or forms and in the manner prescribed for the filing of export license applications by the Department of Commerce, except that each application filed under this procedure shall contain the statement "veterans preference" conspicuously placed on the face of the application.

The use of the words "veterans preference" on applications filed under this procedure shall constitute a certification by the applicant that the eligibility requirements are currently met.

(iii) *Limitations.* In general, license applications filed by veterans under this procedure will not receive the benefits of the Veterans Preference Plan unless such applications are filed by the veteran for his own account or for the account of a firm or corporation in which he has at least a 50% ownership interest. No export license issued to a veteran under this procedure may be transferred except by written authorization of the Department of Commerce.

(Sec. 6, 54 Stat. 714; 55 Stat. 206; 56 Stat. 463; 58 Stat. 671; 59 Stat. 270; Pub. Law 389, 79th Cong.; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; E.O. 9630, 10 F.R. 12245; Order No. 390, 10 F.R. 13130)

Dated: June 19, 1946.

JOHN C. BORTON,
Director,
Requirements and Supply Branch.

[F. R. Doc. 46-10681; Filed, June 20, 1946; 11:15 a. m.]

Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th

Cong.; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

PART 944—REGULATIONS APPLICABLE TO THE OPERATION OF THE PRIORITIES SYSTEM

[Priorities Reg. 13, Direction 20]

DISPOSAL OF CERTAIN SURPLUS MATERIALS FOR USE IN MAKING MEN'S SUITS AND OVERCOATS

The following direction is issued pursuant to Priorities Regulation 13:

(a) *Purpose.* There is an urgent need for fabrics suitable for use in making men's suits and men's overcoats, since sufficient fabrics for this purpose are not readily obtainable in sufficient quantities from new production. The purpose of this direction is to make available certain surplus fabrics for use only in making men's suits or overcoats (in all sizes), for civilian sale. It does not permit the use of the fabrics for making suits, overcoats or topcoats in students, cadets or junior models, or for making separate trousers, or separate coats, or topcoats.

This direction controls the disposal of the quantities of fabrics held by the War Assets Administration as surplus property and listed on Schedule A to this direction. Additional quantities of fabrics may be added to Schedule A from time to time as they become available.

The direction permits sales of such fabrics to be made by WAA in either of these ways only: the fabrics may be sold to persons who will use them only to make men's suits or overcoats; or the fabrics may be sold to the Reconstruction Finance Corporation for resale to persons who will use the fabrics only to make such men's apparel for civilian sale.

Although this direction restricts sales to persons who will use or dispose of the fabrics for the purposes specified, it does not prohibit WAA from making sales, to the persons and for the purposes specified, upon such other terms and in such quantities as WAA may determine; and preference ratings have no effect upon any sales which may be made by WAA, either by way of obliging it to sell or by way of determining, as among the several buyers permitted by this direction, who shall get the materials from WAA.

(b) *Persons who may purchase.* No person may buy from WAA or from RFC any of the surplus fabrics listed in Schedule A, and WAA or RFC may not sell any of such fabrics, unless the purchaser will use the fabrics to make men's suits or overcoats for civilian sale. WAA may sell to the RFC for resale under the provisions of Section 18 of the Surplus Property Act of 1944, as amended, to persons who will use the fabrics to make men's suits or overcoats.

In order to buy materials under this direction, a purchaser from WAA or RFC must be in a position to have such materials completed into men's suits or overcoats within 120 days from the date he first receives such materials, and to dispose of the apparel promptly after completion in accordance with any ceiling or other prices which may be fixed or required by regulations of the Office of Price Administration.

(c) Any person purchasing any of the fabrics listed in Schedule A from WAA or RFC must give substantially the following certification with his purchase order to WAA or to RFC (as the case may be):

> The undersigned certifies to the seller and CPA, subject to the criminal penalties of section 35A of the United States Criminal Code, that he will use the fabric obtained under this purchase order only to make men's suits or overcoats, for civilian sale, in accordance with Direction 20 to Priorities Regulation 13 of the CPA.

The standard certification in Priorities Regulation 7 may not be used instead of this certificate.

(d) *Obligations of persons giving certificates.* Any person giving the certificate described above may obtain and use the fabric he gets with the certificate only in accordance with its terms.

SCHEDULE A

Declaration No.	Type of fabric[1]	Quantity[1]
3-15523	Serge, 3	23,736
2-19267	Wool covert, 14 oz., OD	206,502
6-23372	Melton, 18 oz., OD	87,405
3-21724	Covert, 16 oz., OD	36,495
2-19209	Wool Melton, spruce green: 20 oz	236,605
	30 oz	265,650
2-19210	Wool flannel, 20 oz	1,390,000
3-21779	Melton, black 36 oz	65,288
3-23385	Melton, black 36 oz	36,487
11-20103	Melton, OD, 20 oz	197,301
11-20018	Melton, OD, 20 oz	35,495
3-22909	Melton, OD, 20 oz	6,944
3-23703	Melton, OD, 20 oz	23,975
11-20017	Wool oxford, OD, 36 oz	317,494
11-20017	Melton, OD, 20 oz	636,815
11-20018	Melton, 36 oz. black	35,963
11-20017	Melton, 36 oz., black	169,299
11-20017	Melton, 34 oz., Grey	53,956
4-16840	Cotton Osnaburg, 5.4 oz., 54" unbleached	197,394
6-23304	Cotton Osnaburg, 5.4 oz. 54" unbleached	448,851
3-23589	Substandard drill, unbleached	150,760
2-19986	Poplin (Navy) 36", white 5 oz	40,000
1-09037	Cotton interlining, white 1.5 oz	505,542
2-23703	Arnzen cloth, 9.5 oz	1,240,261
3-23608	Cotton, fine twill, olive drab No. 3 type 2 (balloon cloth)	973,034
11-20017	Wool elastique, 18 oz. OD	49,470

[1] Weight, width, and yardage of fabrics are approximate.

Issued this 20th day of June 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-10682; Filed, June 20, 1946; 11:22 a. m.]

Chapter XI—Office of Price Administration

PART 1300—PROCEDURE

[Procedural Reg. 16, Amdt. 2]

APPLICATIONS FOR SPECIAL SUBSIDY PAYABLE TO SLAUGHTERERS

Section 1300.714 (d) is amended to read as follows:

(d) Payment of the subsidy to any slaughterer shall be predicated on a showing by the applicant either

(1) That his slaughter of sheep and lambs or calves during any fiscal year, commencing with 1946, is not more than 10 percent greater than his slaughter of sheep and lambs or calves in the first fiscal year which started on or after May 1, 1944; or

(2) That his slaughter of sheep and lambs or calves in any monthly accounting period commencing with the accounting period which included the greater part of May 1946 and until the close of the period for which relief is sought, is not more than 15 percent of the total live weight of all livestock slaughtered by such applicant during such monthly accounting period.

This amendment shall become effective June 20, 1946.

Issued this 20th day of June 1946.

PAUL A. PORTER,
Administrator.

Approved: June 14, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-10683; Filed, June 20, 1946, 11:24 a. m.]

PART 1346—BUILDING MATERIALS

[MPR 272, Amdt. 10]

CAST-IRON BOILERS AND CAST-IRON RADIATION

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 1346.268 (a) (2) (i) (*a*) of Maximum Price Regulation 272 is amended to read as follows:

(*a*) *Shipments of 200 pounds or more from point of manufacture.* On shipments of 200 pounds or over, the manufacturer shall bear all actual transportation charges from the point of manufacture to the delivery point at an amount up to but not exceeding the amount computed on the basis of the minimum railroad carload freight rate to the nearest point for which the carload freight rate is published, regardless of the type of carrier used, but not in excess of 60 cents per cwt. The actual cost of freight in excess of the amount so computed may be passed to and collected from the purchaser.

This amendment shall become effective this 25th day of June 1946.

Issued this 20th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10687; Filed, June 20, 1946, 11:24 a. m.]

Chapter XVIII—Office of Economic Stabilization

[Directive 124]

PART 4004—PRICE STABILIZATION: MAXIMUM PRICES

FROZEN VEGETABLES

The Secretary of Agriculture and the Price Administrator have submitted to me information with respect to payments of subsidies on the sale of the 1946 pack of certain frozen vegetables and on the utilization of certain frozen vegetables of the 1946 pack and with respect to the establishment of maximum prices for the 1946 pack of such commodities. I hereby find that the measures hereinafter authorized and directed to be taken by the Secretary of Agriculture and the Price Administrator will effectuate the purposes of the stabilization program.

Accordingly, pursuant to the authority vested in me by the Stabilization Act of 1942, as amended, and by Executive Order 9250 of October 3, 1942 (7 F.R. 7871), Executive Order 9328 of April 8, 1943 (8 F.R. 4681), Executive Order 9599 of August 18, 1945 (10 F.R. 10155), Executive Order 9651 of October 30, 1945 (10 F.R. 13487), Executive Order 9697 of February 14, 1946 (11 F.R. 1691), and Executive Order 9699 of February 21, 1946 (11 F.R. 1929), *It is hereby ordered:*

1. The Office of Price Administration is hereby authorized and directed:

a. To maintain or establish maximum prices for sales to purchasers other than Government procurement agencies of the 1946 pack of frozen sweet corn, except frozen corn on the cob, frozen green peas, and frozen mixed vegetables containing one or both of these two vegetables, which are computed on the basis of applicable resale prices of the 1943 purchase and resale program of the Commodity Credit Corporation; and

b. To maintain or establish maximum prices for sales to Government procurement agencies for the 1946 pack of frozen sweet corn, except frozen corn on the cob, frozen green peas, and frozen mixed vegetables containing one or both of these two vegetables which are computed on the basis of the applicable 1946 designated area average prices specified in Schedule A (attached hereto and by this reference made a part hereof) or the weighted average of the applicable actual prices paid by the respective freezer for sweet corn and green peas for freezing, whichever is the lesser.

2. The Department of Agriculture is hereby authorized and directed to make subsidy payments out of funds of the Commodity Credit Corporation on frozen sweet corn (except frozen corn on the cob), frozen green peas, and frozen mixed vegetables containing one or both of these two vegetables produced during the period February 2, 1946, through June 30, 1946, and eligibly sold to purchasers other than Government procurement agencies during the period February 2, 1946, through June 30, 1946, or such later date as the Department of Agriculture may specify, or used by the processor thereof in actually producing any other food product during the period of eligible sales. Rates of payment shall be based upon the amounts by which the applicable 1946 designated area average prices specified in Schedule A, which are the same as those announced by the U. S. Department of Agriculture for these vegetables for freezing, exceed the applicable 1943 resale price of the Commodity Credit Corporation: *Provided*, That subsidy payments shall be reduced on any item to a processor who pays less than the designated area average price specified in Schedule A.

If any product subsidized in accordance with this directive is suspended or exempted from price control, sales of such product to purchasers other than Government procurement agencies made after such suspension or exemption goes into effect shall not subsidized: *Provided*, That, this provision in no way prevents recapture of subsidy payments to avoid windfalls.

Issued and effective this 19th day of June 1946.

CHESTER BOWLES,
Director.

SCHEDULE A—DESIGNATED AREA AVERAGE GROWER PRICES—VEGETABLES FOR FREEZING—1946

(Maximum Raw Material Costs)

Commodity and state or area	*Per ton*
Corn, sweet:	
Maine and New Hampshire	$28.00
Washington, Oregon, Utah, and Idaho	23.00
Vermont	22.00
New York	21.00
Pennsylvania, New Jersey, Delaware, Maryland, Virginia, Indiana, Illinois, and Central and Eastern Iowa[1]	19.50
Michigan, Ohio, Wisconsin, Minnesota and Missouri	17.50
All other States and areas	17.50
Peas, green:	
New Jersey	111.00
Oregon, western[2]	98.00
Delaware and Maryland	91.00
Pennsylvania, New Hampshire, Vermont, Massachusetts, Rhode Island, and Connecticut	90.50
Virginia	89.50
Washington (western)[3] and Idaho	89.00
Maine and Utah	88.50
New York	88.00
Iowa other than southwestern,[4] West Virginia, North Carolina, Kentucky, and Tennessee	86.00
Illinois, and Wisconsin (southeastern)[5]	85.00
Minnesota, Wisconsin (northwestern),[6] Alabama, Florida, Georgia, Louisiana, Mississippi, and South Carolina	82.50
Arkansas	81.00
Ohio	80.50
Washington, other than western[3] and Oregon other than western[3] (except Malheur County)	79.00
Michigan and Texas	78.50
Indiana and Oregon (Malheur County)	77.50
Missouri, Iowa (southwestern),[4] Nebraska, Oklahoma, and Kansas	76.50
Arizona and Nevada	76.00
California, Colorado, and Montana	74.00
North Dakota and South Dakota	73.50
Wyoming	73.00
New Mexico	71.00

[1] Central and eastern Iowa: The area in Iowa south and east of and including the counties of Clayton, Fayette, Bremer, Butler, Franklin, Wright, Humboldt, Pocahontas, Buena Vista, Sac, Calhoun, Webster, Boone, Dallas, Madison, Union, and Ringgold.

[2] Western Oregon: Counties in Oregon west of and including Wasco, Marion, Linn, Lane, Douglas, and Jackson.

[3] Western Washington: Whatcom, Skagit, Snohomish, King, Pierce, Lewis, Skamania, Cowlitz, Clark, Wahkaikum, Pacific, Thurston, Grays Harbor, Mason, Kitsap, Jefferson, Clallam, Island, and San Juan Counties.

[4] Southeastern Iowa: Mills, Fremont, and Page Counties.

[5] Southeastern Wisconsin: All counties in Wisconsin south and east of and including the counties of Marinette, Oconto, Shawano, Waupaca, Waushara, Adams, Juneau, Sauk, Richland, and Crawford.

[6] Northwestern Wisconsin: All counties in Wisconsin north and west of those listed in footnote 5.

[F. R. Doc. 46-10671; Filed, June 20, 1946; 10:25 a. m.]

TITLE 43—PUBLIC LANDS: INTERIOR

Chapter I—General Land Office, Department of the Interior

Subchapter A—Alaska

PART 67—INDIANS AND ESKIMOS

RULES OF PRACTICE FOR HEARINGS UPON POSSESSORY CLAIMS TO LANDS AND WATERS USED AND OCCUPIED BY NATIVES OF ALASKA

CROSS REFERENCE: For text of regulations in § 67.18a, see § 201.21b-1, Title 50, Chapter I, *infra*.

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter I—Interstate Commerce Commission

[S. O. 95, Amdt. 5]

PART 95—CAR SERVICE

APPOINTMENT OF REFRIGERATOR CAR AGENTS

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 19th day of June A. D. 1946.

Upon further consideration of the provisions of Service Order No. 95 (7 F.R. 9257), as amended (8 F.R. 17428; 10 F.R. 15175, 15354; 11 F.R. 4038) and good cause appearing therefor: *It is ordered*, That:

Service Order No. 95, as amended, be, and it is hereby, further amended by substituting the following paragraph (d) of § 95.302, *Refrigerator car agent*, for paragraph (d) thereof:

(d) This order, as amended, shall expire at 11:59 p. m., December 31, 1946, unless otherwise modified, changed, suspended or annulled by order of this Commission. (40 Stat. 101, sec. 402; 41 Stat. 476, sec. 4; 54 Stat. 901; 49 U.S.C. 1 (10)-(17))

It is further ordered, That this amendment shall become effective at 12:01 a. m., June 29, 1946; that a copy of this order and direction be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-10677; Filed, June 20, 1946; 11:04 a. m.]

[2d Rev. S. O. 244, Amdt. 4]

PART 95—CAR SERVICE

DISTRIBUTION OF GRAIN CARS

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 19th day of June A. D. 1946.

Upon further consideration of the provisions of Second Revised Service Order No. 244 (10 F.R. 2252) as amended (10 F.R. 3094; 11 F.R. 1300, 2190), and good cause appearing therefor; *It is ordered*, That:

Second Revised Service Order No. 244, as amended, be, and it is hereby, further amended by adding the following subparagraph (iii) to paragraph (a) *Definitions* thereof:

(iii) For the purpose of this order, where a shipper owns, leases, operates or manages more than one grain loading facility served by one common carrier at a given station all such facilities shall be considered as a unit and the term "elevator" shall be construed accordingly.

It is further ordered, That this order shall become effective at 12:01 a. m., June 21, 1946; that a copy of this order and direction shall be served upon all State regulatory bodies regulating common carriers by railroad, and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-10678; Filed, June 20, 1946; 11:04 a. m.]

[S. O. 535]

PART 95—CAR SERVICE

DEMURRAGE ON COAL AT SODUS POINT AND CHARLOTTE DOCK, N. Y.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 19th day of June A. D. 1946.

It appearing, that there is a strike of employees on vessels of Canadian registry operating on the Great Lakes and such vessels have ceased operation, thereby causing an accumulation of cars loaded with lake cargo coal at Charlotte Dock, Rochester, N. Y., and Sodus Point, N. Y., destined to Canadian points; that the delay to such cars is aggravating the shortage of coal cars; in the opinion of the Commission an emergency exists requiring immediate action at Charlotte Dock, Rochester, N. Y. and Sodus Point, N. Y. and certain holding points for lake cargo coal; it is ordered, that:

(a) *Demurrage on coal modified at Sodus Point and Charlotte Dock.* Demurrage on coal at Sodus Point and Charlotte Dock, New York, also points described in Items Nos. 10, 30, 40 and 135, of the following named tariff, shall be computed in accordance with the provisions of Rules 2, 3 and 4 of Agent B. T. Jones' Tariff I. C. C. No. 3678, and supplements thereto, except the date and time of release of such cars from the provisions of said rules shall be the date and time reconsigning orders are received by the railroad's agent at the port to which the cars were originally destined.

(b) *Offsetting excess debits.* Any excess debits accruing at any point specified in paragraph (a) hereof, in the account of any particular consignee during the settlement period ending 7:00 a. m., July 31, 1946, which are not offset by credits accruing to the same consignee during the same period at the same point may be offset by excess credits accruing at the same point to the same consignee in the settlement period ending 7:00 a. m., January 2, 1947.

(c) *Application.* The provisions of this order shall apply to interstate and foreign commerce. The provisions of paragraph (a) shall apply only to coal shipped from mines prior to the effective date hereof and only when such cars of coal are reconsigned during the period June 20, 1946 to July 8, 1946.

(d) *Regulations suspended, announcement required.* The operation of all rules and regulations insofar as they conflict with the provisions of this order is hereby suspended and each railroad subject to this order, or its agent, shall publish, file, and post a supplement to each of its tariffs affected hereby, in substantial accordance with the provisions of Rule 9 (k) of the Commission's Tariff Circular No. 20 (§ 141.9 (k) of this chapter) announcing such suspension.

(e) *Effective date.* This order shall become effective at 7:00 a. m., June 20, 1946.

(f) *Expiration date.* This order shall expire at 7:00 a. m., January 2, 1947, unless otherwise modified, changed, suspended, or annulled by order of this Commission. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901, 49 U.S.C. 1 (10)–(17), 15 (4))

It is further ordered, that a copy of this order and direction shall be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-10680; Filed, June 20, 1946; 11:04 a. m.]

TITLE 50—WILDLIFE

Chapter I—Fish and Wildlife Service, Department of the Interior

Subchapter K—Alaska Wildlife Protection

PART 92—ALASKA GAME COMMISSION; GUIDES, POISONS, AND RESIDENT TRAPPING, HUNTING AND FISHING LICENSES

EMPLOYMENT OF GUIDES BY NONRESIDENTS AND ALIENS

Pursuant to the authority conferred on the Alaska Game Commission by subdivision D of Section 10 of the Alaska Game Law of July 1, 1943 (57 Stat. 301, 307) the following amendment of § 92.1 of the regulations of the Alaska Game Commission (50 CFR, Part 92) as adopted effective July 1, 1946:

Section 92.1 *Employment of guides by nonresidents and aliens* is amended by deleting therefrom the second paragraph and inserting in lieu thereof the following:

No guide may take any big game animals while guiding, except in cases of actual emergency when a bear is attacking or is about to escape after being wounded it shall be the duty of the guide to take such action as he deems necessary.

In testimony whereof, we have hereunto set our hands and caused the official seal of the Commission to be affixed in the City of Juneau, Alaska, this 31st day of May 1946.

[SEAL] EARL N. OHMER,
Commissioner, First Judicial District and Chairman.
FRANK P. WILLIAMS,
Commissioner Second Judicial District.
ANDREW A. SIMONS,
Commissioner Third Judicial District.
FRANK W. HYNES,
Executive Officer.

[F. R. Doc. 46-10644; Filed, June 20, 1946; 9:42 a. m.]

PART 92—ALASKA GAME COMMISSION; GUIDES, POISONS, AND RESIDENT TRAPPING, HUNTING AND FISHING LICENSES

ESTABLISHMENT OF KOYUKUK FUR MANAGEMENT AREA

Pursuant to the authority conferred upon the Alaska Game Commission by section 10, subdivision M of the Alaska Game Law of July 1, 1943 (57 Stat. 301, 310) the following regulation is hereby adopted effective July 1, 1946, to continue in effect from year to year until otherwise modified or rescinded.

§ 92.5 *Establishing the Koyukuk Fur Management Area.* There is hereby set aside an area that hereafter, and for the purpose of this section, shall be known as the Koyukuk Fur Management Area, more particularly described as follows:

The entire drainage of the Koyukuk River beginning at the mouth of the Huslia River extending upstream to and including the entire drainage of the Alatna River; thence crossing the Koyukuk River 10 statute airline miles up river from Alatna; thence crossing the Kanuti River 24 statute airline miles up river from the confluence of the Koyukuk and Kanuti Rivers; thence along the drainage of the Koyukuk River to the place of beginning.

The seasons and limits on fur animals as prescribed in the annual regulations of the Secretary of the Interior under the Alaska Game Law shall be effective on the Koyukuk Fur Management Area. In that part of the area located within Fur District 6 the seasons and limits as prescribed by the Secretary, and then in effect, for that District shall be applicable. In the remainder of the aforesaid area those seasons and limits as established for Fur District 7 shall prevail.

No fur animals may be taken except by the methods, means, and numbers provided in the general regulations of the Secretary of the Interior.

No person shall take any fur animal within the Koyukuk Fur Management Area without first being in possession of a valid subsisting Special License permitting the taking of such animals in this area.

A Special License permitting trapping in the Koyukuk Fur Management Area will be issued by the executive officer of the Commission to a qualified applicant for a fee of $1.00. Licenses will be issued in the order of receipt of applications in proper form. Not more than 160 special licenses will be issued in any one year.

In order to obtain the special license, herein provided for, to take fur animals in the Koyukuk Fur Management Area a person must:

(a) Have resided within the boundaries of this area continuously for not less than one year immediately preceding the date of application for said license; and

(b) Except as to native Indians, Eskimos and residents under 16 years of age be in possession of a current resident license to take fur animals in the Territory of Alaska at large.

In testimony whereof, we have set our hands and caused the official seal of the Commission to be affixed in the city of Juneau, Alaska, this 31st day of May 1946.

[SEAL] EARL N. OHMER,
Commissioner,
First Judicial District and Chairman.
FRANK P. WILLIAMS,
Commissioner, Second Judicial District.
ANDREW A. SIMONS,
Commissioner, Third Judicial District.
FRANK W. HYNES,
Executive Officer.

[F. R. Doc. 46-10643; Filed, June 20, 1946; 9:42 a. m.]

Subchapter Q—Alaska Commercial Fisheries

PART 201—ALASKA FISHERIES GENERAL REGULATIONS

RULES OF PRACTICE FOR HEARINGS UPON POSSESSORY CLAIMS TO LANDS AND WATERS USED AND OCCUPIED BY NATIVES OF ALASKA

By virtue of authority vested in the Secretary of the Interior by section 8 of the act of May 17, 1884 (23 Stat. 26), section 14 of the act of March 3, 1891 (26 Stat. 1101), act of May 14, 1898 (30 Stat. 409, 413), act of June 6, 1900 (31 Stat. 321, 330), act of June 6, 1924 (43 Stat. 464), and act of May 1, 1936 (49 Stat. 1250), and in order to carry out the powers vested in the Secretary by those acts, the following rules of procedure for hearings upon possessory claims of native groups to lands and waters are hereby promulgated:

§ 201.21b-1 *Rules of practice for hearings upon possessory claims to lands and waters used and occupied by natives of Alaska*—(a) *Petition of native groups.* Petitions of native groups of Alaska concerning possessory claims to lands and waters based upon any of the foregoing statutes or upon use or occupancy maintained from aboriginal times to the present day, but not evidenced by formal patent, deed, or Executive order, shall be filed with the Secretary of the Interior on or before December 31, 1949. No petition filed thereafter will be considered by the Department. A copy of any such petition shall be forthwith transmitted to the Commissioner of Indian Affairs and the Commissioner of the General Land Office for preliminary investigations and reports, and such reports shall be made a part of the record at the hearing.

(b) *Hearing and notice.* The Secretary of the Interior or such other presiding officer as may be designated by the Secretary of the Interior shall hold public hearings upon the possessory claims of native groups of Alaska. The Secretary will give notice of the hearings by publication of the time, place and subject matter of the hearing in the FEDERAL REGISTER. The Secretary will also cause a copy of the said notice to be mailed to the last known address of all parties who are shown by the preliminary investigations to have interests in the area concerned which may be adversely affected by the claims asserted. The hearing may be continued from time to time and adjourned to a later date or a different place without notice other than the announcement thereof by the presiding officer at the hearing.

(c) *Powers of presiding officer.* The hearing shall be conducted in an informal but an orderly manner in accordance with the rules of practice hereinafter set forth. Matters of procedure not covered by this section shall be determined by the presiding officer. He shall have power to: (1) Administer oaths; (2) rule upon motions and requests; (3) examine witnesses and receive evidence; (4) admit or exclude evidence and rule upon objections; (5) hear oral arguments and receive memoranda on facts and law in his discretion; (6) do all acts and take all measures necessary for the maintenance of order at the hearing and the official conduct of the proceeding.

At any stage of the hearing, the presiding officer may call for further evidence upon any matter. In the event that the hearing shall be reopened for the purpose of receiving further evidence, due and reasonable notice of the time and place for the taking of evidence shall be published in the FEDERAL REGISTER and sent to all parties who appeared at the hearing.

The presiding officer may take official notice of any generally recognized fact, any established technical or scientific fact, or any official public records.

(d) *Appearances.* Any interested person including any agency of the Department or other governmental agency shall be given an opportunity to appear either in person or through authorized counsel or other representation and to be heard with respect to matters relevant and material to the proceeding. Each such person or representative shall be required to inform the presiding officer of his name and address, the names, addresses and occupations of persons, if any, whom he represents and the position he takes with respect to the issues of the hearing. Where a person appears through counsel or representation, such counsel or representative shall before proceeding to testify or otherwise to participate in the hearing, state for the record his authority to act as such counsel or representative.

(e) *Evidence.* The evidence of the witnesses shall be given under oath. Witnesses may be questioned by the presiding officer or by any person who has entered an appearance for the purpose of assisting the presiding officer in ascertaining the material facts with respect to the subject matter of the hearing.

The evidence, including affidavits, records, documents and exhibits received at the hearing, shall be reported and a transcript thereof shall be made. In the discretion of the presiding officer, written evidence may be received without being read into the record. Every party shall be afforded adequate opportunity to cross-examine, rebut or offer contravening evidence. Evidence shall be received with respect to the matters specified in the notice of the hearing in such order as the presiding officer shall announce.

(f) *Rules of evidence.* All evidence having reasonable probative value shall be admitted, regardless of common law or statutory rules of evidence, but immaterial, irrelevant or unduly repetitious evidence shall be excluded.

(g) *Opinion evidence.* In the discretion of the presiding officer, opinion evidence by properly qualified witnesses may be admitted.

(h) *Stipulations.* In the discretion of the presiding officer, stipulations of facts signed by the parties or their representatives may be introduced.

(i) *Depositions.* The presiding officer may order evidence to be taken by deposition at any stage of the proceeding before any person designated by him and having the power to administer oaths or affirmations. Unless notice be waived, no deposition shall be taken except after reasonable notice to the parties. Any person desiring to take a deposition of a witness shall make application in writing setting out the reasons why such deposition should be taken and stating the time when, the place where, and the name and address of the person before whom it is desired the deposition should be taken, the name and address of the witness and the subject matter concern-

ing which the witness is expected to testify. If good reason be shown, the presiding officer will make and serve upon the parties or their attorneys an order naming the witness whose deposition is to be taken and specifying the time when, the place where, and the person before whom the witnes. is to testify. These may or may not be the same as those named in the application. The deponent shall be subject to cross-examination by all the parties appearing. In lieu of oral cross-examination, parties may transmit written cross-interrogations to the deponent. The testimony of the witness shall be reduced to writing by the officer before whom the deposition is taken, or under his direction, after which the deposition shall be subscribed by the witness and certified in the usual form by the officer. Such deposition, unless otherwise ordered by the presiding officer for good cause shown, shall be filed in the record in the proceeding and a copy thereof supplied to the party upon whose application said depositon was taken or his attorney.

(j) *Objections.* It shall not be necessary to make formal exceptions to adverse rulings of the presiding officer upon objections.

(k) *Oral argument and briefs.* Oral agruments may be permitted in the discretion of the presiding officer. Such arguments shall be made a part of the transcript, if the presiding officer so orders.

Briefs and proposed findings of fact and conclusions of law may not be filed after 30 days from the close of the hearing unless otherwise ordered by the presiding officer.

(l) *Filing the record of the hearing.* As soon as practicable after the close of the hearing the complete record shall be filed with the presiding officer. It shall consist of the transcript of the testimony and include exhibits and any written arguments that may have been filed. This record shall be the sole official record. No free copies of the record will be available in any proceeding under this section.

(m) *Action of presiding officer.* Within a reasonable time of the filing of the record of the hearing, the presiding officer shall file with the Secretary of the Interior a report upon the possessory claims of the petitioner which shall contain findings of fact and conclusions of law with respect to such claims. Unless final authority has been delegated by the Secretary to the presiding officer, the Secretary of the Interior will approve, disapprove or modify the findings and conclusions of the presiding officer. The determinations finally made shall be published in the FEDERAL REGISTER and a copy thereof shall be mailed to each party who appeared at the hearing or who received actual written notice of the hearing.

(n) *Rehearing.* Upon good cause shown within 30 days of the publication of the presiding officer's report, the Secretary in his discretion may order a rehearing.

(o) *Public notice of regulations.* Public notice of the issuance of the foregoing rules of practice for hearings shall be given by publishing the same in the FEDERAL REGISTER.

(p) *Revision of section.* This section may be revised by the Secretary of the Interior at any time without prior notice and such revision shall be published in the FEDERAL REGISTER.

OSCAR L. CHAPMAN,
Acting Secretary of the Interior.

JUNE 10, 1946.

[F. R. Doc. 46-10675; Filed, June 20, 1946; 9:41 a. m.]

Notices

TREASURY DEPARTMENT.

Bureau of Customs.

[T. D. 51476]

COUNTERVAILING DUTIES ON FORTIFIED WINES FROM AUSTRALIA

Notice of countervailing duties to be imposed under section 303, Tariff Act of 1930, by reason of the payment or bestowal of a bounty or grant upon the exportation of fortified wines from Australia. Collectors of customs instructed to suspend liquidation of entries of fortified wines from Australia except in certain cases.

The Bureau has before it information that Australian exporters of fortified wines receive a bounty from the Australian Government after shipment of the wines.

Accordingly, notice is hereby given that fortified wines imported directly or indirectly from Australia, if entered for consumption or withdrawn from warehouse for consumption after the expiration of 30 days after the publication of this decision in a weekly issue of the Treasury Decisions, will be subject to the payment of countervailing duties equal to the net amount of any bounty or grant determined or estimated to have been paid or bestowed upon their exportation from Australia, except in those cases where the invoices bear the statement, signed by an Australian collector of customs and dated, that "No bounty under the Wine Export Bounty Act 1939/40 in respect of this shipment has been or will be paid," or a statement of similar import so signed and dated, assurances having been given by the Australian Government that in such cases no bounty will be paid.

The liquidation of entries covering fortified wines within the purview of this decision shall be suspended and the facts shall be reported promptly to the Bureau, except in those cases where the invoices bear the above-mentioned statement signed by an Australian collector of customs.

[SEAL] W. R. JOHNSON,
Commissioner of Customs.

Approved: June 17, 1946.

JOSEPH J. O'CONNELL, Jr.,
Acting Secretary of the Treasury.

[F. R. Doc. 46-10673; Filed, June 20, 1946; 10:40 a. m.]

DEPARTMENT OF THE INTERIOR.

Office of Coal Mines Administrator.

[Order CMAN T-4]

CERTAIN BITUMINOUS COAL MINES

TERMINATION OF POSSESSION

On the basis of information available to the Coal Mines Administration and after consideration of all of the circumstances and in accordance with the provisions of Executive Order No. 9728 (11 F.R. 5593) and the War Labor Disputes Act (57 Stat. 163) I find that the possession by the government of certain of the coal mines now in the possession of the government pursuant to order of the Secretary of the Interior No. 2200, as amended, (11 F.R. 5603) should be terminated.

Accordingly, I order and direct that possession of the government of the coal mines which were not as of March 31, 1946, subject to the National Bituminous Coal Wage Agreement dated April 11, 1945, including any and all real and personal property, franchises, rights, facilities, funds and other assets used in connection with the operation of such mines, possession of which was taken pursuant to said Executive order and Order of the Secretary of the Interior, be, and it is hereby terminated. A list setting forth all companies known not to have operated under said Agreement and designated Appendix A is attached hereto and made a part hereof.[1] It is further ordered that there be conspicuously displayed at such mining properties copies of a poster to be supplied by the Coal Mines Administration and reading as follows:

NOTICE

Government possession and control of the coal mines of this mining company have been terminated by order of the Secretary of the Interior.

Nothing contained herein shall be deemed to preclude the government from requiring the submission of information relating to operations during the period of government possession, for the purpose of ascertaining the existence and amount of claims against the United States, if any, so that administration of provisions of Executive Order No. 9728, pursuant to which government possession was taken, may be concluded in an orderly manner.

This order shall become effective as of 12:01 a. m. Eastern Standard Time, June 3, 1946.

BEN MOREELL,
Deputy Coal Mines Administrator.

JUNE 2, 1946.

[F. R. Doc. 46-10672; Filed, June 20 1946; 10:34 a. m.]

CIVIL AERONAUTICS BOARD.

[Docket Nos. 1971, 2238]

EASTERN AIR LINES, INC., AND DELTA AIR LINES, INC.

NOTICE OF POSTPONEMENT OF HEARING

In the matter of the applications of Eastern Air Lines, Inc., and Delta Air Lines, Inc., for consolidation of routes under section 401 of the Civil Aeronautics Act of 1938, as amended.

Notice is hereby given pursuant to the Civil Aeronautics Act of 1938, as amended, particularly sections 401 and 1001 of said act, that the hearing in the above-entitled consolidated proceeding has been postponed from June 24, 1946, and is now assigned for July 8, 1946, at 10:00 a. m. (eastern standard time) in Conference Room A, Departmental Auditorium, Constitution Avenue between 12th and 14th Streets, Washington, D. C., before Examiner J. Earl Cox.

Dated at Washington, D. C., June 19, 1946.

By the Civil Aeronautics Board.

[SEAL] FRED A. TOOMBS,
Secretary.

[F R Doc. 46-10708; Filed June 20, 1946; 11:58 a. m.]

[1] Filed as part of the original document.

FEDERAL COMMUNICATIONS COMMISSION.

[Docket No. 7549]

CENTRAL BROADCASTING CORP.

ORDER DESIGNATING APPLICATION FOR HEARING ON STATED ISSUES

In re application of Central Broadcasting Corporation, Flint, Mich., for construction permit. File No. B2-P-4403; Docket No. 7549.

At a session of the Federal Communications Commission held at its offices in Washington, D. C. on the 25th day of April 1946;

The Commission having under consideration the above entitled application of Central Broadcasting Corporation for a construction permit for a new standard broadcast station to operate on 600 kilocycles, 500 watts power, directional antenna, unlimited time, at Flint, Michigan;

It is ordered, That this application be designated for hearing on the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant corporation, its officers, directors and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To obtain full information as to the interests of the stockholders of applicant in Stations WOOD, Grand Rapids, Michigan, and WXYZ, Detroit, Michigan, their plans with respect to transferring these interests and the reasons for such transfer.

5. To determine the overlap, if any, that will exist between the service areas of the proposed station and of WXYZ, Detroit, Michigan, the nature and extent thereof, and whether such overlap is in contravention of § 3.35 of the Commission's rules.

6. To determine whether the operation of the proposed station would involve objectionable interference with the service of any existing broadcast station, with particular reference to stations WSJS, Winston-Salem, North Carolina, and WICC, Bridgeport, Connecticut, the nature and extent of any such interference, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

7. To determine whether the operation of the proposed station would involve objectionable interference with the service of the station proposed in any pending application, the nature and extent of any such interference, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

8. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and standards of Good Engineering Practices concerning standard broadcast stations.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-10627; Filed, June 19, 1946; 3:57 p. m.]

[Docket No. 7554]

TRI-STATE BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR HEARING ON STATED ISSUES

In re application of The Tri-State Broadcasting Company, Cumberland, Maryland, for construction permit. File No. B1-P-4625; Docket No. 7554.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 26th day of April 1946;

The Commission having under consideration the above entitled application of The Tri-State Broadcasting Company for a construction permit for a new standard broadcast station to operate on 1340 kilocycles, 250 watts power, unlimited time, at Cumberland, Maryland;

It is ordered, That this application be designated for hearing on the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with the service of any existing broadcast station, the nature and extent of any such interference, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether operation of the proposed station would involve objectionable interference with the services of the station proposed in the pending applications of Berkeley Broadcasting Company (File No. B2-P-3865; Docket No. 6770) and Martinsburg Broadcasting Company (File No. B2-P-3859; Docket No. 6769), or in any other pending application for broadcast facilities, the nature and extent of any such interference, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-10628; Filed, June 19, 1946; 3:57 p. m.]

[Docket No. 7570]

RADIO-TELEVISION OF BALTIMORE, INC.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Radio-Television of Baltimore, Inc., Baltimore, Maryland, for construction permit. Docket No. 7570; File No. B1-P-4809.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 16th day of May 1946;.

The Commission having under consideration the above-entitled application requesting a construction permit for a new standard broadcast station to operate on the frequency 1010 kc. with 1000 watts power, daytime only, at Baltimore, Maryland;

It is ordered, That the said application be, and it is hereby, designated for hearing in a consolidated proceeding with the application of WHOW, Inc. (File No. B1-P-4443; Docket No. 7569) requesting a construction permit for a new standard broadcast station to operate on the frequency 1010 kc, with 250 watts power, daytime only, at Baltimore, Maryland, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, its officers, directors and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing or proposed broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-10629; Filed, June 19, 1946; 3:57 p. m.]

[Docket No. 7569]

WHOW, INC.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of WHOW, Inc., Baltimore, Maryland, for construction permit. Docket No. 7569; File No. B1-P-4443.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 16th day of May 1946;

The Commission having under consideration the above-entitled application requesting a construction permit for a new standard broadcast station to operate on the frequency 1010 kc, with 250 watts power, daytime only, at Baltimore, Maryland;

It is ordered, That the said application be, and it is hereby, designated for hearing in a consolidated proceeding with the application of Radio-Television of Baltimore, Inc. (File No. B1-P-4809, Docket No. 7570) requesting a construction permit for a new standard broadcast station to operate on the frequency 1010 kc, with 1000 watts power, daytime only, at Baltimore, Maryland, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, its officers, directors and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing or proposed broadcast station and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-10630; Filed, June 19, 1946; 3:57 p. m.]

[Docket Nos. 6045, 7594-7597]

PIEDMONT PUBLISHING CO., ET AL.

ORDER DESIGNATING APPLICATIONS FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of Piedmont Publishing Company, Winston-Salem, North Carolina, for construction permit, Docket No. 6045, Filed No. B3-PH-53; North Carolina Broadcasting Co., Inc., Greensboro, North Carolina, for construction permit, Docket No. 7594, File No. B3-PH-254; Greensboro Broadcasting Co., Inc., Greensboro, North Carolina, for construction permit, Docket No. 7595, File No. B3-PH-360; Burlington-Graham Broadcasting Co., Burlington, North Carolina, for construction permit, Docket No. 7596, File No. B3-PH-853; A. J. Fletcher, Greensboro, North Carolina, for construction permit. Docket No. 7597, File No. B3-PH-917.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 21st day of May 1946;

The Commission having under consideration the above-entitled applications for construction permit for new metropolitan FM broadcast stations in the Greensboro, Winston-Salem, Burlington and High Point, North Carolina area.

Whereas, it appears that a possible maximum of four metropolitan channels might be available in this area:

It is ordered, That the above-entitled applications be designated for consolidated hearing upon the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant to operate and construct the proposed station.

2. To obtain full information with respect to the nature and character of the proposed program service.

3. To determine the areas and populations which may be expected to receive service from the proposed station.

4. To determine on a comparative basis which if any of the applications in this consolidated proceeding should be granted.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION, T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-10631; Filed, June 19, 1946; 3:57 p. m.]

[Docket No. 7601]

TULARE-KINGS COUNTIES RADIO ASSOCIATES (KTKC)

ORDER DESIGNATING APPLICATION FOR HEARING ON STATED ISSUES

In re application of J. E. Richmond, Homer W. Wood, Percy M. Whiteside, Morley M. Maddox and Charles A. Whitmore, d/b as Tulare-Kings Counties Radio Associates (KTKC), Fresno, California, for construction permit. Docket No. 7601; File No. B5-P-3909.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 24th day of May 1946;

The Commission having under consideration the above-entitled application requesting a construction permit to change the transmitter site and studio location of station KTKC from Visalia, California, to Fresno, California;

It is ordered, That the said application be, and it is hereby, designated for hearing upon the following issues:

1. To determine the technical, financial, and other qualifications of the applicant partnership and its members to construct and operate station KTKC as proposed.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of station KTKC as proposed and the character of other broadcast service available to those areas and populations.

3. To determine on a comparative basis the need for the existing service of station KTKC at Visalia, California, and for the service of KTKC as proposed at Fresno, Calif.

4. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

5. To determine whether the operation of station KTKC as proposed would involve objectionable interference with any existing or proposed broadcast service and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast to such areas and populations.

7. To determine whether the installation and operation of station KTKC as proposed would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-10633; Filed, June 19 1946; 3:58 p. m.]

[Docket No. 7598]

RADIO STATION KTBS

ORDER DESIGNATING APPLICATION FOR HEARING OF STATED ISSUES

In re application of John C. McCormack, Allen D. Norris, P. E. Furlow and George D. Wray, d/b as Radio Station KTBS (KTBS) Shreveport, Louisiana, for construction permit. Docket No. 7598; File No. B3-P-4720.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 24th day of May 1946;

The Commission having under consideration the above application of John C. McCormack, Allen D. Norris, P. E. Furlow and George D. Wray, d/b as Radio Station KTBS for a construction permit to increase the power of Station KTBS from 1 kilowatt, non-directional, to 5 kw, using directional antenna at night, on 1480 kilocycles;

It is ordered, That the said application be designated for hearing on the following issues:

1. To determine the areas and populations which may be expected to gain or lose primary broadcast service from the operation of Station KTBS as proposed, and what other broadcast services are available to these areas and populations.

2. To determine the type and character of program service proposed to be rendered, and whether it would meet the requirements of the areas and populations gaining service by the proposed operation of Station KTBS.

3. To determine whether the operation of Station KTBS as proposed would involve objectionable interference with the service of Stations WRDW, Augusta, Georgia, WHBC, Canton, Ohio, and KGLU, Safford, Arizona or with the service of any other existing broadcast station, the nature and extent of any such interference, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

4. To determine whether the operation of Station KTBS as proposed would involve objectionable interference with the service of stations proposed in any pending applications, the nature and extent of any such interference, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of Station KTBS as proposed would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-10632; Filed, June 19, 1946; 3:57 p. m.]

[Docket No. 7604]

BEEVILLE BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of V. L. Rossi and John D. Rossi, d/b as Beeville Broadcasting Company, Beeville, Texas, for construction permit. Docket No. 7604; File No. B3-P-4369.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 24th day of May 1946;

The Commission having under consideration the above-entitled application for a construction permit for a new standard broadcast station to operate on 1490 kc with 250 w power, unlimited time, at Beeville, Texas, contingent upon a grant of the application of Earl C. Dunn, Charles W. Rossi, H. B. Lockhart and E. C. Hughes, d/b as Nueces Broadcasting Company (KEYS) (File No. B3-P-3999; Docket No. 7561), Corpus Christi, Texas, to change facilities from 1490 kc, 250 w, unlimited time, to 1440 kc, 5 kw day, 1 kw night, with directional antenna for night use, and to install a new antenna system and transmitter at a new location;

It appearing, that the application of Earl C. Dunn, Charles W. Rossi, H. B. Lockhard, and E. C. Hughes, d/b as Nueces Broadcasting Company (KEYS) was designated on May 2, 1946, for hearing in a consolidated proceeding with the applications for construction permits of Amarillo Broadcasting Corporation (KFDA) (File No. B3-P-4353; Docket No. 7559) to change facilities from 1230 kc, 250 w, unlimited time, to 1440 kc, 5 kw LS, 1 kw night, unlimited time, at Amarillo, Texas; S. H. Patterson, for a new standard broadcast station to operate on 1440 kc, 5 kw, employing a directional antenna for nighttime use, unlimited time, at Topeka, Kansas (File No. B4-P-4389; Docket No. 7560); and the application of S. H. Patterson (KVAK) to change facilities from 1450 kc, 250 w, unlimited time, to 1200 kc, 1 kw, daytime only, at Atchison, Kansas (File No. B4-P-4317; Docket No. 7563) (the granting of each said application of S. H. Patterson to be contingent upon the granting of the other such application);

It is ordered, That the application of V. L. Rossi and John D. Rossi, d/b as Beeville Broadcasting Company be, and it is hereby, designated for hearing in a consolidated proceeding with the above described applications, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of applicant partnership and the partners to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with the service of any existing or proposed broadcast station, the nature and extent of any such interference, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcasting stations.

6. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

It is further ordered, That the Bills of Particulars heretofore issued in these proceedings be, and the same are hereby, amended to include the application of V. L. Rossi and John D. Rossi, d/b as Beeville Broadcasting Company (File No. B3-P-4639, Docket No. 7604).

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-10634; Filed, June 19, 1946; 3:58 p. m.]

[Docket No. 7619]

AMERICAN BROADCASTING CO. INC., ET AL.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Geo. W. Trendle, John H. King, H. Allen Campbell, and Howard O. Pierce and American Broadcasting Company, Inc., for transfer of control of King-Trendle Broadcasting Corporation (WXYZ and WOOD); Docket No. 7619, File No. B2-TC-490.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C. on the 6th day of June 1946.

The Commission having under consideration the above-entitled application for transfer of control of King-Trendle Broadcasting Corporation, and

The Commission not being satisfied that it is in possession of full information with respect thereto, as required by the Communications Act of 1934, and that public interest would be served by a grant thereof,

It is ordered, That the application be, and the same is hereby, designated for hearing, before the Commission en banc, in a consolidated proceeding with the application (B1-TC-493) for transfer of control of American Broadcasting Company, Inc., to be held at 10 a. m. on the 9th day of July 1946, upon the following issues:

1. To obtain full information concerning the legal, technical, financial and other qualifications of American Broadcasting Company, Inc., to acquire control of King-Trendle Broadcasting Corporation (WXYZ and WOOD).

2. To obtain full information with reference to arrangements under which control of King-Trendle Broadcasting Corporation (WXYZ and WOOD) would be acquired by American Broadcasting Company, Inc., or any other applicant for said facilities, including the method and source of payment therefor.

3. To obtain full information with respect to any changes in facilities, personnel, services, and programs, or otherwise, which might arise out of the proposed transfer of King-Trendle Broadcasting Corporation (WXYZ and WOOD).

4. To obtain full information with respect to any plans for FM and television operations and any other changes or betterments which may be proposed if control of King-Trendle Broadcasting Corporation is transferred.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-10635; Filed, June 19, 1946; 3:58 p. m.]

FEDERAL POWER COMMISSION.

[Docket No. G-727]

WASHINGTON GAS LIGHT CO.

ORDER FIXING DATE OF HEARING

JUNE 18, 1946.

Upon consideration of the application filed on May 20, 1946, by Washington Gas Light Company (Applicant), for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, to authorize the construction and operation of the following described facilities:

(1) A 16" pipeline, extending from Applicant's West Station gas manufacturing plant at 26th and G Streets NW., in the City of Washington, D. C., to the point of connection with an existing 12" pipeline of Applicant at the North end of Key Bridge, a distance of approximately 5,000 feet, together with regulating and accessory equipment.

(2) Applicant proposes to use said facilities to supply natural gas to its exsiting customer, Rosslyn Gas Company, for resale in Arlington and Fairfax Counties, and Alexandria, Virginia.

The Commission orders that:

(A) A public hearing be held commencing on August 1, 1946, at 10:00 a. m. (e. s. t.), in the Hearing Room of the Federal Power Commission, Hurley-Wright Building, 1800 Pennsylvania Avenue, NW., Washington, D. C., respecting the matters involved and the issues presented in the above-entitled matter.

(B) Interested State commissions may participate in this hearing as provided in § 67.4 of the provisional rules of practice and regulations under the Natural Gas Act.

By the Commission.

[SEAL] LEON M. FUQUAY, *Secretary.*

[F. R. Doc. 46-10637; Filed, June 20, 1946; 9:40 a. m.]

INTERSTATE COMMERCE COMMISSION.

[Rev. S. O. 530]

REROUTING LAKE CARGO COAL TO CANADA

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 19th day of June A. D. 1946.

It appearing, that a dispute has arisen between the management and the employees on the lake cargo carriers operating under Canadian registry on the Great Lakes and that the vessels of said carriers plying between Charlotte Dock, Rochester, N. Y., Sodus Point, N. Y. and the Canadian ports have ceased operation stopping the transportation by lake vessel of coal in bulk from Charlotte Dock and Sodus Point, N. Y. to Canadian destinations; that such cars loaded with coal are being delayed; that the delay to such cars is causing and has resulted in a serious shortage of coal cars for all roads and especially the Baltimore and Ohio Railroad and The Pennsylvania Railroad, in the opinion of the Commission an emergency exists requiring immediate action to prevent a shortage of coal cars in the coal regions in the Eastern part of the United States. It is ordered, that:

(a) *Rerouting coal from Pennsylvania and West Virginia.* Upon reconsignment by the owners of the coal, from points of origin in the States of Pennsylvania and West Virginia, originating on the Baltimore and Ohio Railroad, The Pennsylvania Railroad and their short line connections moving via those carriers, now held at Charlotte Dock and Sodus Point, N. Y. or in transit thereto, those carriers are hereby directed to forward that coal via Genesee Dock, Ontario Car Ferry in connection with the Baltimore and Ohio Railroad, or via all-rail routes to junctions with the Canadian railroads so that it may move therefrom to Canadian destinations.

(b) *Rates to be applied.* The rate applicable to traffic so forwarded shall be the lowest all-rail rate which was applicable via any all-rail route from origin to final destination in tariffs lawfully on file with this Commission in effect on date of original shipment.

(c) *Divisions.* In executing the directions of the Commission contained in this order, the common carriers involved shall proceed without reference to contracts, agreements or arrangements now existing between them with reference to the divisions of rates of transportation applicable to said traffic; such divisions shall be, during the time this order remains in force, voluntarily agreed upon by and between said carriers, or upon failure of the carriers to so agree, said divisions shall hereinafter be fixed by the Commission in accordance with pertinent authority conferred upon it by the Interstate Commerce Act.

(d) *Application.* The provisions of this order shall apply only to foreign commerce, and only on cars of coal shipped from the mine prior to the effective date of this order.

(e) *Regulations suspended; announcement required.* The operation of all rules and regulations insofar as they conflict with the provisions of this order is hereby suspended and each railroad subject to this order, or its agent, shall publish, file and post a supplement to each of its tariffs affected hereby, in substantial accordance with the provisions of Rule 9 (k) of the Commission's Tariff Circular No. 20 (§ 141.9 (k) of this chapter) announcing such suspension.

(f) *Effective date.* This order shall become effective at 7:00 a. m., June 20, 1946.

(g) *Expiration date.* This order shall expire at 7:00 a. m., July 8, 1946, unless otherwise modified, changed, suspended, or annulled by order of this Commission. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901, 49 U.S.C. 1 (10)-(17), 15 (4))

It is further ordered, that copies of this order and direction shall be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 46-10679; Filed, June 20, 1946; 11:04 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[MPR 592, Order 63]

ARMSTRONG CORK CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 63 under section 16 of Maximum Price Regulation 592. Specified construction materials and refractories, Armstrong Cork Company, Lancaster, Pennsylvania. Docket No. 6075-592 16-78.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 16 of Maximum Price Regulation 592, *It is ordered:*

(a) The present maximum prices for sales by the Armstrong Cork Company, Lancaster, Pennsylvania, of Mineral Wool Board manufactured at its Beaver Falls, Pennsylvania, plant, may be increased by an amount not in excess of 33 percent.

(b) Any person purchasing Mineral Wool Board for the purpose of resale in the same form from the Armstrong Cork Company may increase his presently established maximum prices under the General Maximum Price Regulation by adding an amount not exceeding his actual dollars-and-cents increase in cost resulting from the increase permitted the manufacturer in (a) above.

(c) The maximum prices established herein shall be subject to all discounts, allowances, including transportation allowances, services, and other terms and conditions of sale at least as favorable as the seller extended or rendered on comparable sales to purchasers of the same class during March 1942.

(d) All requests of the application not granted herein are denied.

(e) This order may be amended or revoked by the Office of Price Administration at any time.

This order shall become effective June 20th, 1946.

Issued this 19th day of June 1946.

PAUL A. PORTER, *Administrator.*

[F. R. Doc. 46-10603; Filed, June 19, 1946; 11:51 a. m.]

[SR 15, Amdt. 1 to Order 44]

NATIONAL SHOE AND LEATHER CO., INC.

ADJUSTMENT OF MAXIMUM PRICES

Amendment 1 to Order No. 44 under § 1499.75 (a) (10) of Supplementary Regulation 15 to the General Maximum Price Regulation. National Shoe and Leather Co., Inc. Docket No. 6064-SR 15.75 (a) (10)-40.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to § 1499.75 (a) (10) of Supplementary Regulation 15 to the General Maximum Price Regulation, *It is ordered:*

Order No. 44 under § 1499.75 (a) (10) of Supplementary Regulation 15 to the General Maximum Price Regulation is amended in the following respects:

1. Paragraph (a) is amended to read as follows:

(a) *Maximum prices for sales of footwear manufactured by National Shoe and Leather Company, Inc.* (1) The maximum price at which National Shoe and Leather Company, Inc., of Epping, New Hampshire, may sell and deliver the styles of footwear specified below to wholesalers shall be $1.55 per pair, net.

Style No.	*Description*
750	Nurses' white elk, rubber sole, leather heel.
385	Old ladies' congress gaiter.
6676	Black kid imitation gypsy oxford.
6676X	White kid imitation gypsy oxford.
6390	Brown kid imitation gypsy oxford, leather heel.
6327	Misses' plain oxford, black kid, imitation tip.
6327X	Misses' plain oxford, white kid, imitation tip.
6622	Black Kid Gore Pump, Split Vamp, patent tip.
6622X	White kid gore pump, split vamp, white kid tip.
6846	Patent leather tip, black kid oxford.
6846X	White kid tip oxford.
6819	Black kid stetson tie oxford, leather heel.
6819X	White kid Stetson tie oxford, leather heel.
6525	Split vamp gypsy, in brown or black kid, patent leather tip.
6525X	White kid split vamp gypsy.
6478	Blue gabardine oxford, blue kid eyelet.
6828	Black kid gore pump.
6828X	White kid gore pump.
6799	Old ladies' bal oxford, black kid.
6110	Black gabardine oxford, patent leather tip, wood heel.
6790	Black kid gore saddle pump.
6790X	White kid gore saddle pump.

(2) *Discounts.* Any style of shoe listed in subparagraph (a) (1), above, may be billed at a gross price provided that the net price, after discount, does not exceed the applicable maximum price specified.

2. Paragraph (b) is amended to read as follows:

(b) *Maximum prices for sales at wholesale.* The maximum price for a sale at wholesale of any style of shoe listed in subparagraph (a) (1), above, shall be the wholesaler's maximum price properly established under the General Maximum Price Regulation prior to June 19, 1946, increased by 3.33%.

3. Paragraph (c) is amended by redesignating it paragraph (d) and a new paragraph (c) is added to read as follows:

(c) *Maximum prices for sales at retail*—(1) *Sales subject to the General Maximum Price Regulation.* The maximum price for a sale or delivery at retail of any shoe listed in subparagraph (a) (1), above, purchased from a wholesaler thereof, shall be the retailer's maximum price properly established under the General Maximum Price Regulation prior to June 19, 1946, increased by 3.33 per cent.

(2) *Sales subject to Maximum Price Regulation 580.* The maximum price for a sale or delivery of any shoe listed in subparagraph (a) (1), above, purchased from a wholesaler thereof, by a retailer whose prices are governed by Maximum Price Regulation 580 shall be determined by applying to the net invoice cost (not to exceed the wholesaler's net maximum price per pair adjusted in accordance with paragraph (b), above) the applicable pricing rule of section 7 of Maximum Price Regulation 580.

4. Paragraph (d) is amended to read as follows:

(c) *Notification.* At the time of (or prior to) the first delivery of any of the styles covered by this order to a purchaser for resale on and after June 19, 1946, the seller shall notify the purchaser in writing of the applicable pricing method established by paragraphs (b) and (c), above. This notice may be given in any convenient form.

The amendment may be amended or revoked by the Administrator at any time.

This amendment shall become effective immediately.

Issued this 19th day of June 1946.

PAUL A. PORTER, *Administrator.*

[F. R. Doc. 46-10575; Filed, June 19, 1946; 11:49 a. m.]

[Rev. SO 119, Amdt. 2 to Order 72]

A. O. SMITH CORP.

ADJUSTMENT OF MAXIMUM PRICES

Amendment No. 2 to Order No. 72 under Revised Supplementary Order No. 119. A. O. Smith Corporation, Milwaukee, Wisconsin; Docket No. 6123-SO 119-84.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to the provisions of Revised Supplementary Order No. 119, *It is ordered:*

That Order No. 72, as amended, under Revised Supplementary Order No. 119 be amended as follows:

1. Paragraph (a) is amended to read as follows:

(a) The A. O. Smith Corporation of Milwaukee, Wisconsin, shall determine its maximum prices for its following lines of electric fired storage water heaters and repair parts by increasing by the percentage indicated its prices in effect on October 1, 1941 to each class of purchaser:

E Line, Electric Fired Storage Water Heaters and Repair Parts—25 percent.

Smithway Line, Electric Fired Storage Water Heaters and Repair Parts—9.8 percent.

2. Paragraph (c) is amended to read as follows:

(c) *Notification to all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment granted by this Amendment is put into effect:

Amendment No. 2 to Order No. 72 under Revised Supplementary Order No. 119 authorizes the following increases in October 1, 1941 net prices for sales of electric fired storage water heaters and repair parts manufactured by this company.

E Line, electric fired storage water heaters and repair parts—25 percent.

Smithway Line, electric fired storage water heaters and repair parts—9.8 percent.

Resellers (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their existing maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted by Order No. 72, as amended.

This amendment shall become effective June 20, 1946.

Issued this 19th day of June 1946.

PAUL A. PORTER, *Administrator.*

[F. R. Doc. 46-10604; Filed, June 19, 1946; 11:47 a. m.]

[RPS 89, Revocation of Order 8]

SEARS, ROEBUCK AND CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in the opinion which has been issued simultaneously herewith and filed with the Division of the Federal Register, *It is hereby ordered:*

(a) Order No. 8 under § 1316.111 (d) (5) of Revised Price Schedule No. 89—Bed Linens, is hereby revoked.

(b) This order of revocation shall become effective June 20, 1946.

Issued this 19th day of June 1946.

PAUL A. PORTER, *Administrator.*

[F. R. Doc. 46-10574; Filed, June 19, 1946; 11:50 a. m.]

[Rev. SO 119, Order 262]

ROCKFORD FURNITURE CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* Rockford Furniture Company, 1009 West Jefferson Street, Rockford, Ill., may com-

pute its adjusted ceiling prices for all articles of wood household furniture which it manufactures, as follows:

(1) For an article in its line during October 1941, the adjusted ceiling price is the highest price charged during that month to each class of purchaser increased by 24.8 per cent.

(2) For an article not in its line during October 1941, but which has a properly established ceiling price, in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by the percentage determined in accordance with "Note 3" in section 8 of Revised Supplementary Order No. 119.

(3) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188; and prices so fixed may not be increased under this order.

(4) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) *Resellers' ceiling prices.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

(1) A retailer who must determine his ceiling price under Maximum Price Regulation No. 580 and a wholesaler who must determine his ceiling price under Maximum Price Regulation No. 590, shall calculate their ceiling prices in the manner provided by those regulations. However, if the supplier's invoice states both an "unadjusted maximum price" and a selling price, the reseller shall compute his ceiling prices under those regulations as they have been modified by Order No. 4800 under § 1499.159b of Maximum Price Regulation No. 188.

(2) A reseller who determines his maximum resale price under the General Maximum Price Regulation, and whose supplier's invoice states both an "unadjusted maximum price" and a selling price, shall compute his ceiling prices under that regulation as modified by Order No. 4800 under § 1499.159b of Maximum Price Regulation No. 188.

If his supplier's invoice does not state an "unadjusted maximum price" the reseller shall calculate his ceiling price by adding to his invoice cost the same percentage mark-up which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose, the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of article to which, according to customary trade practices, an approximately uniform percentage mark-up is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620–759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method, the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(3) The provisions of Supplementary Order No. 153 shall not apply to the determination of ceiling prices for resales of articles covered by this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in effect during March 1942, or thereafter, properly established under OPA regulations.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resales of the articles. This notice may be given in any convenient form.

(e) All requests for adjustment of maximum prices not specifically granted by this order are hereby denied.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 20, 1946.

Issued this 19th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–10605; Filed, June 19, 1946; 11:50 a. m.]

[SO 142, Order 143]

FOOD MACHINERY CORP.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 143 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment; Food Machinery Corporation; Docket No. 6083–S.O. 142–136–709.

For the reasons set forth in an opinion issued simultaneously and filed with the Division of the Federal Register and pursuant to section 2 (c) of Supplementary Order No. 142, *It is ordered:*

(a) The maximum prices for sales by the Food Machinery Corporation, San Jose, California for the following pumps and their repair parts shall be determined as follows: The company shall increase the maximum prices in effect on October 1, 1941 by the percentage listed opposite the indicated items and shall deduct from the maximum prices all discounts, allowances and other deductions that it had in effect to a purchaser of the same class on October 1, 1941:

Item	*Percent increase*
Turbine pump line	10
Turbine pump parts	12
Centrifugal pumps and parts:	
General line	10
Sewage and bracket	20
Jet systems	10
Axial-flow pumps and parts	20
Rotating positive displacement Moineau type pumps and parts	23
Miscellaneous pumps and parts but not including pumps and parts governed by Maximum Price Regulation 246	13½

(b) The maximum price for sales by resellers of these items listed in paragraph (a) above shall be determined as follows: The reseller shall increase or decrease the maximum net price he had in effect to a purchaser of the same class just prior to the issuance of this order by the percentage by which his net invoiced cost has been increased or decreased by this order.

(c) The Food Machinery Corporation, San Jose, California, shall notify each purchaser who buys the products listed in paragraph (a) above for resale of the percentage by which this order permits the reseller to increase or requires him to decrease his maximum net prices. A copy of each notice shall be filed with the Machinery Branch, Office of Price Administration, Washington 25, D. C.

(d) Order No. L–382 and Amendment 1 to Order No. L–382, effective April 29, 1946 are hereby revoked insofar as they apply to pumps.

(e) On or before September 30, 1946, the Food Machinery Corporation, San Jose, California, shall file with the Machinery Branch, Office of Price Administration, Washington 25, D. C., a statement of sales for the items listed in paragraph (a) and the dollar value of these sales at maximum prices in effect just prior to the issuance of this order.

All requests not granted herein are denied.

This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 20, 1946.

Issued this 19th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–10606; Filed, June 19, 1946; 11:47 a. m.]

[SO 142, Order 144]

BYERS MACHINE CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 144 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment; Byers Machine Company, Ravenna, Ohio; Docket No. 6083–SO 142–136–542.

For the reasons set forth in an opinion issuer simultaneously herewith and filed with the Division of the Federal Register and pursuant to Supplementary Order No. 142; *It is ordered:*

(a) The maximum price for sales by Byers Machine Company, Ravenna, Ohio, of all its products which are covered by any of the regulations listed in Supplementary Order No. 142, shall be determined by increasing by 16.7% the maximum prices for those products in effect just prior to September 28, 1945. Any prices increased as a result of this order may not be further increased by the amount of any increases authorized for construction machinery under section 19 (k) of Revised Maximum Price Regulation 136.

(b) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class just prior to the issuance of this order, by the same percentage by which his net invoiced cost has been increased by reason of this order.

(c) The Byers Machine Company, shall notify each purchaser who buys the products listed in paragraph (a) above for resale of the percentage by which this order permits the reseller to increase his maximum net prices for these products. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(d) All requests not granted herein are denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 20, 1946.

Issued this 19th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–10607; Filed, June 19, 1946; 11:47 a. m.]

[SO 142, Order 145]

STACKPOLE CARBON CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 145 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment; Stackpole Carbon Company; Docket No. 6083–SO 142–136–412.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142; *It is ordered:*

(a) The Stackpole Carbon Company, St. Marys, Pennsylvania, shall compute maximum prices for sales of its variable resistors and switches under the provisions of section 19 (i) (3) of Revised Maximum Price Regulation No. 136, substituting 24.5% for the figure 9.5%, which is set forth in that section.

(b) Except as provided in paragraph (c) herein, the Stackpole Carbon Company, St. Marys, Pennsylvania, shall compute maximum prices for sales of its fixed resistors under the provisions of section 19 (i) (3) of Revised Maximum Price Regulation No. 136, substituting 2.5% for the figure 9.5% which is set forth in that section.

(c) The maximum prices for sales of ½ watt fixed resistors by the Stackpole Carbon Company, St. Marys, Pennsylvania shall be the prices as stated in its CM 1/32 price schedule in effect on October 1, 1941, increased by 2.5%.

(d) The maximum prices for sales by resellers of the products described in paragraphs (a), (b) and (c) above shall be determined as follows: The reseller shall increase or decrease, as the case may be, the maximum net prices he had in effect to a purchaser of the same class just prior to the issuance of this order by the percentage amount by which his net invoiced costs have been increased or decreased by reason of this order.

(e) The Stackpole Carbon Company St. Marys, Pennsylvania shall notify each purchaser, who buys the products listed in paragraphs (a), (b) and (c) above for resale of the percentage amount by which this order permits the reseller to increase, or directs the reseller to decrease, his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(f) All requests not granted herein are denied.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 20, 1946.

Issued this 19th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–10608; Filed, June 19, 1946; 11:47 a. m.]

[SO 142, Order 146]

AMERICAN BRAKE SHOE CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 146 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment; American Brake Shoe Company, Kellogg Division; Docket No. 608–136.25a–163.

For reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142, *It is ordered:*

(a) Order No. 403, issued January 1, 1945, under Maximum Price Regulation No. 136, as amended, is hereby revoked.

(b) The maximum prices for sales by the American Brake Shoe Company, Kellogg Division, 97 Humbolt Street, Rochester 9, New York, of the products listed below shall be determined by increasing by the appropriate percentage shown below the maximum prices in effect as of December 31, 1941.

Item	*Increase (percent)*
Complete air compressors	9.5
Simple compressors	18.0

(c) The maximum prices for sales by resellers of the products described in paragraph (b) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class just prior to January 1, 1945, by the percentage amount by which his net invoiced cost has been increased by reason of this order.

(d) The American Brake Shoe Company, Kellogg Division, shall notify each purchaser, who buys the products listed in paragraph (b) above for resale of the percentage amount by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(e) All requests not granted herein are denied.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 20, 1946.

Issued this 19th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–10609; Filed, June 19, 1946; 11:54 a. m.]

[MPR 96, Order 2]

H. L. BAKER MFG. CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 4 of Maximum Price Regulation No. 96, *It is ordered:*

(a) The maximum prices for sales by any person to consumers of the following septic tank manufactured by H. L. Baker Manufacturing Company of Rankin, Pennsylvania, and described in its application dated March 21, 1946, shall be:

Model No. 500 septic tank, 500 gallon capacity, 14 gauge steel covered with asphaltum	$59.50

(b) The maximum net prices, f. o. b. point of shipment, for sales by any person shall be the maximum prices specified in (a) above less the following discounts:

1. On sales to a dealer, a discount of 25 percent.
2. On sales to a jobber, a discount of 40 percent.

(c) The maximum prices established by this order are subject to such further cash discounts, transportation allowances and price differentials at least as favorable as those which each seller extended or rendered or would have extended or rendered during March 1942 on sales of commodities in the same general category.

(d) The maximum prices on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(e) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers, except dealers, upon resale.

(f) The maximum prices approved under this order include all price increase authorized by section 4 (c) of Maximum Price Regulation No. 94 to date and may not be further increased pursuant to the provisions of the order as are now in effect as of the date of this order.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 20, 1946.

Issued this 19th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10576, Filed, June 19, 1946; 11:49 a. m.]

[RMPR 111, Order 9]

INTERSTATE AIRCRAFT AND ENGINEERING CORP.

APPROVAL OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 14 of Revised Maximum Price Regulation No. 111, *It is ordered:*

(a) This order establishes ceiling prices for sales by distributors to dealers of the "Compact" model tank type vacuum cleaner with nine piece attachment set manufactured by the Interstate Aircraft and Engineering Corporation, El Segundo, California, as follows:

	Ceiling price to dealers (each)
Model: "Compact"	$37.60

This ceiling price includes a nine piece attachment set and is subject to each seller's customary terms, discounts, allowances, and other price differentials in effect on sales of similar articles.

(b) At the time of, or prior to the first invoice to each distributor, the manufacturer shall notify him of the ceiling prices established by this order for distributors' resales. This notice may be given in any convenient form.

(c) All the provisions of Revised Maximum Price Regulation No. 111 continue to apply to all sales and deliveries of the vacuum cleaners covered by this order except to the extent that those provisions are modified by this order.

(d) Unless the context requires otherwise, the definitions set forth in Revised Maximum Price Regulation No. 111 shall apply to the terms used herein.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 19th day of June 1946.

Issued this 19th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10577; Filed, June 19, 1946; 11:49 a. m.]

[RMPR 111, Order 10]

TIMM INDUSTRIES, INC.

APPROVAL OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 14 of Revised Maximum Price Regulation No. 111, *It is ordered:*

(a) This order establishes ceiling prices for sales by distributors to dealers of the "Timm" model tank type vacuum cleaner with ten piece attachment set manufactured by the Timm Industries, Incorporated, 5221 West San Fernando Road, Los Angeles, California, as follows:

	Ceiling price to dealers
Model: "Timm"	$43.68

This ceiling price includes the ten piece attachment set and is subject to each seller's customary terms, discounts, allowances, and other price differentials in effect on sales of similar articles.

(b) At the time of, or prior to the first invoice to each distributor, the manufacturer shall notify him of the ceiling prices established by this order for distributors' resales. This notice may be given in any convenient form.

(c) All the provisions of Revised Maximum Price Regulation No. 111 continue to apply to all sales and deliveries of the vacuum cleaners covered by this order except to the extent that those provisions are modified by this order.

(d) Unless the context requires otherwise, the definitions set forth in Revised Maximum Price Regulation No. 111 shall apply to the terms used herein.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 19th day of June 1946.

Issued this 19th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10578; Filed, June 19, 1946; 11:49 a. m.]

[MPR 188, Rev. Order 4846]

WEST BEND ALUMINUM CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, *It is ordered:*

(a) This revised order establishes maximum prices for sales and deliveries of certain articles manufactured by West Bend Aluminum Company of West Bend, Wis.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

FOR SALES OF OUTBOARD MOTORS

By any seller to—	Maximum selling price for: Model No. [illegible] 1.3 h. p.	Model No. [illegible] 2 h. p.
Wholesalers (jobbers)	[illegible]	[illegible]
Retailers (dealers)	$42.00	[illegible]
Consumers—located in zone 1 (Minnesota, Iowa, Wisconsin, Illinois, and the upper peninsula of Michigan)	67.[illegible]	88.[illegible]
Consumers—located in zone 2 (North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, Missouri, Arkansas, Tennessee, Pennsylvania, Indiana, Ohio, Lower Michigan, West Virginia, Virginia, Kentucky, Maryland, Delaware, New Jersey, New York, Connecticut, Massachusetts, Rhode Island, District of Columbia, Vermont, and New Hampshire)	63.[illegible]	88.[illegible]
Consumers—located in zone 3 (Montana, Wyoming, Colorado, New Mexico, Texas, Louisiana, Mississippi, Alabama, Georgia, Florida, North Carolina, South Carolina, and Maine)	63.[illegible]	88.[illegible]
Consumers—located in zone 4 (Washington, Oregon, Idaho, Nevada, Utah, California, and Arizona)	[illegible]	89.20

These prices are for the articles described in the manufacturer's application dated January 23, 1946.

(2) Maximum prices to purchasers for resale are f. o. b. factory, and are subject to a cash discount of 2% for payment within 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Other than the conditions stated under (a) (2), those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales and no sales or deliveries may be made until maximum prices have been established by the Office of Price Administration.

(b) Manufacturer's maximum prices set forth in this order may be adjusted in accordance with the provisions of Order No. 15 under § 1499.159e of Maximum Price Regulation No. 188.

(c) Resellers of articles whose maximum prices have been adjusted by the manufacturer in accordance with Order No. 15 under § 1499.159e of Maximum Price Regulation No. 188 may determine their adjusted maximum prices on the basis of the prices set forth in this order.

(d) In all other respects the provisions of Order No. 15 under § 1499.159e of Maximum Price Regulation No. 188 apply to articles whose maximum prices are adjusted in accordance with paragraph (b) and (c) above.

This revised order may be revoked or amended by the Price Administrator at any time.

This revised order shall become effective on the 20th day of June 1946.

Issued this 19th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10579; Filed, June 19, 1946; 11:45 a. m.]

[MPR 591, Order 629]

SERVEL INC.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices for sales by any person to consumers of the following steel kitchen wall and base cabinets manufactured by Servel Inc., Evansville, Indiana, and as described in the application dated April 1, 1946, and letter of May 4, 1946, shall be:

Model or Part No. and description	*Price*
KSUA-4224, sink cabinet, 42" LH or RH, 3 drawers, 2 doors, porcelain sink with swing type faucet, spray and strainer	$100.20
KSUA-5424, sink cabinet, 54", 2 drawers, 4 doors, porcelain sink with swing type faucet, spray and strainer	118.65
KSUA-6624, sink cabinet, 66', 4 drawers, 3 doors, porcelain sink, double bowls with swing type faucet, spray and two strainers	167.58
KSTA-7225, linoleum sink top, 72" steel enameled double bowl sink with fixtures	117.56
KSTA-8425, lineoleum sink top, 84" steel enameled double bowl sink with fixtures	122.08
KSTA-9625, linoleum sink top, 96" steel enameled double bowl sink with fixtures	126.98
KSFA-2424, sink front—24"	17.50
KSFA-3624, sink front—36"	20.94
KBTA-1524L, base cabinet—with top, 1 door, 1 drawer	32.81
KBTA-1524R, base cabinet—with top, 1 door, 1 drawer	32.81
KBTA-1824L, base cabinet—with top, 1 door, 1 drawer	35.00
KBTA-1824R, base cabinet—with top, 1 door, 1 drawer	35.00
KBTA-D1824, base cabinet—with top, 3 drawers	41.77
KBTA-2124, base cabinet—with top, 2 doors, 1 drawer	38.96
KBTA-2424, base cabinet—with top, 2 doors, 1 drawer	41.56
KBTA-3024, base cabinet—with top, 2 doors, 1 drawer	45.94
KBA-1524L, base cabinet—without top, 1 door, 1 drawer	25.21
KBA-1524R, base cabinet—without top, 1 door, 1 drawer	25.21
KBA-1824L, base cabinet—without top, 1 door, 1 drawer	26.56
KBA-1824R, base cabinet—without top, 1 door, 1 drawer	26.56
KBA D1824, base cabinet—without top, 3 drawers	33.33
KBA-2124, base cabinet—without top, 2 doors, 1 drawer	29.79
KBA-2424, base cabinet—without top, 2 doors, 1 drawer	31.35
KBA-3024, base cabinet—without top, 2 doors, 1 drawer	34.17
KWA-2118, wall cabinet—18" high, 2 doors	15.62
KWA-2418, wall cabinet—18" high, 2 doors	$16.56
KWA-3018, wall cabinet—18" high, 2 doors	18.12
KWA-3618, wall cabinet—18" high, 2 doors	19.58
KWA-1535L, wall cabinet—35" high	22.71
KWA-1535R, wall cabinet—35" high	22.71
KWA-1835L, wall cabinet—35" high	24.17
KWA-1835R, wall cabinet—35" high	24.17
KWA-2135, wall cabinet—35" high	28.23
KWA-2435, wall cabinet—35" high	29.27
KWA-3035, wall cabinet—35" high	31.96
24062-5, finishing end panels 24" x 30½"	5.10
24062-1, finishing end panels 13" x 18"	3.02
24062-2, finishing end panels 13" x 30"	3.85
24062-3, finishing end panels 13" x 80"	7.50
24061-2, base corner section 3" x 3" x 34½"	3.12
24061-3, wall corner section 2" x 2" x 18"	4.27
24061-4, wall corner section 2" x 2" x 30"	4.90
24060-1, base scribing filler 3" x x 34½" (LH)	3.54
24060-7, base scribing filler 3" x 34½" (RH)	3.54
24060-2, wall scribing filler 3" x 13" x 18"	3.12
24060-3, wall scribing filler 3" x 13" x 30"	3.75
24060-4, utility scribing filler 3" x 13" x 80"	6.46
24069-1, ornamental corner shelves	10.00
24064-1, drawer partitions—15" wide	2.60
24064-2, drawer partitions—18" wide	3.23
24064-3, drawer partitions—21" wide	3.43
24064-4, drawer partitions—24" wide	3.85
24064-5, drawer partitions—30" wide	4.27
24066-1, cutlery tray	3.54
24066-1, cup hooks 15" wide	1.56
24068-2, cup hooks 18" wide	1.67
24068-3, cup hooks 21" wide	1.87
24068-4, cup hooks 24" wide	1.98
24068-5, cup hooks, 30" wide	2.40
24063-1, cutting board	2.92
24067-1, bread and cake box	5.94
KWTA-LC2727, 27" x 27" corner with linoleum and back	38.44
KWTA-LCT2727, 27" x 27" corner, steel, with linoleum, fully trimmed, no back	13.44
KWTA-WC2727, 27" x 27" corner, plywood, without linoleum, no back, front trimmed	13.75
KWTA-L9625, work top—96" x 24½" with linoleum and 4" back	67.80
KWTA-W9625, work top—96" x 24½" without linoleum, no back, front trimmed	29.79
24070-1, end trims—24½" long, with back—RH	4.17
24070-2, end trims—24½" long, with back—LH	4.17
24070-3, end trims—24½" long, without back—RH	2.19
24070-4, end trims—24½" long, without back—LH	2.19
24071-1, T sink joint sealing strips, lineoleum sink, with back	2.08
24071-2, T sink joint sealing strips, linoleum sink, without back	1.87
24071-3, T sink joint sealing strips, steel sink, with back—RH	2.40
24071-4, T sink joint sealing strips, steel sink, with back—LH	2.40
24071-5, T sink joint sealing strips, steel sink, without back—RH	2.19
24071-6, T sink joint sealing strips, steel sink, without back—LH	2.19
KVA-42, air control cabinets	$171.85
KWVA-3018, food conditioning cabinet—30" x 13" x 18"	19.06
KWVA-3618, food conditioning cabinet—36" x 13" x 18"	20.73
KAA-R4A, food conditioning cabinet adapter for R400A	7.50
KAA-R6A, food conditioning cabinet adapter for R600A	6.93
KAA-R6, food conditioning cabinet adapter for R600	7.71
KAA-R8A, food conditioning cabinet adapter for R800A	7.81
KAA-R8, food conditioning cabinet adapter for R800	7.81
24060-5, wall scribing radius filler (LH)	2.19
24060-6, wall scribing radius filler (RH)	2.19
24061-5, corner radius filler	1.56

(b) On sales to dealers by any person, the maximum net prices, f. o. b. point of shipment, shall be the maximum net prices specified in (a) above less a discount of 40 percent.

(c) On sales to jobbers by any person, the maximum net prices, f. o. b. point of shipment, shall be the maximum net prices specified in (a) above less successive discounts of 40 and 20 percent.

(d) The maximum net prices established by this order shall be subject to cash discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities within the same general category during March 1942.

(e) The maximum prices on an installed basis of the commodities covered in this order must be determined in accordance with the provisions of Revised Maximum Price Regulation No. 251, as amended.

(f) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers, upon resale.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 20, 1946.

Issued this 19th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10580; Filed, June 19, 1946; 11:45 a. m.]

[MPR 591, Order 630]

PREMIER BURNER CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net delivered prices, for sales by any person to consumers of the Premier Gas Conversion Burner manufactured by the Premier Burner Company of 1880 Carter Road, Cleveland, Ohio, and as described in the application which is on file with the Mechanical Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be: $167.00 each.

(b) The maximum list price f. o. b. point of shipment or sales by any person of the Premier Gas Conversion Burner manufactured by the Premier Burner Company of 1880 Carter Road, Cleveland, Ohio, shall be: $167.00 each.

The maximum list price is subject to the following functional discounts:

On sale to jobbers: 50–10%.
On sale to dealers: 40%.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities in the same general category during March 1942.

(d) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers except dealers upon resale.

(e) The Premier Burner Company shall attach a tag to the gas conversion burner covered by this order, stating substantially the following:

OPA Maximum Retail Price Uninstalled—$167.00
Do Not Detach

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 20, 1946.

Issued this 19th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10581; Filed, June 19, 1946; 11:51 a. m.]

[MPR 591, Order 631]

HARBEN SUPPLY CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591: *It is ordered:*

(a) The maximum net prices for sales by any person to consumers of the following linoleum covered counter and sink tops manufactured by Harben Supply Corporation, Brooklyn, N. Y., and described in its application dated May 29, 1946, shall be:

LINOLEUM COUNTER AND SINK TOPS ON ¾" PLYWOOD 25" WIDE

Length	No splash	To 4" splash	To 8" splash	To 12" splash
18½".....	$12.00	$15.85	$18.00	$18.60
24½".....	13.00	18.60	20.30	22.20
30½".....	15.25	21.30	23.00	24.10
36½".....	18.20	24.00	26.80	28.20
42½".....	19.90	26.90	29.00	30.60
48½".....	21.60	29.00	31.40	33.20
54½".....	23.90	31.20	33.60	35.70
60½".....	25.30	33.30	35.90	38.30
66½".....	26.90	35.40	38.30	40.60
72½".....	31.20	42.90	46.10	48.70
78½".....	32.90	45.20	48.40	51.30
84½".....	34.60	47.20	50.70	53.80
90½".....	36.30	49.30	53.10	56.40
96½".....	38.00	51.50	55.40	58.80
102½".....	39.80	53.60	52.70	61.50
108½".....	41.50	55.70	59.90	63.90
114½".....	43.30	57.90	62.30	66.50
120½".....	47.20	64.90	69.60	74.10

Counter cut out partial; back splash cut out partial	$5.00
Counter cut out complete; back splash cut out complete	6.90
Back splash chase completed	7.90
Back splash chase partial	5.50
Back splash diagonal corner	3.40
Outside diagonal cut	2.50
Inside diagonal cut	3.40
End splashers 4"	4.20
End splashers 8"	5.30
End splashers 12"	6.40
Sink bowl cut outs including needed sealer and hardware:	
Sinks to 24"	8.70
Sinks to 30"	11.60
Sinks to 42"	14.50

(b) On sales to dealers by any person the maximum net prices, f. o. b. point of shipment, shall be the maximum net prices specified in (a) above less a discount of 40 percent.

(c) On sales to jobbers by any person the maximum net prices, f. o. b. point of shipment, shall be the maximum net prices specified in (a) above less successive discounts of 40 and 20 percent.

(d) The maximum net prices established by this order shall be subject to cash discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities within the same general category during March 1942.

(e) The maximum prices on an installed basis of the commodity covered in this order must be determined in accordance with Revised Maximum Price Regulation No. 251 as amended.

(f) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 20, 1946.

Issued this 19th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10582; Filed, June 19, 1946; 11:54 a. m.]

[MPR 120, Amdt. 1 to Order 458]

BITUMINOUS COAL IN DISTRICT 9

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an opinion issued simultaneously herewith and in accordance with § 1340.207 (a) of Maximum Price Regulation No. 120; *It is ordered:*

Order No. 458 under Maximum Price Regulation No. 120 is hereby amended in the following respects:

The maximum prices established for Dawson Daylight No. 6 Mine Index No. 19, and all references thereto are hereby deleted.

This amendment shall become effective June 20, 1946.

Issued this 19th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10546; Filed, June 19, 1946; 11:46 a. m.]

[MPR 591, Order 634]

COLDIN CABINET CO., INC.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following Freezer No. 16, manufactured by the Coldin Cabinet Company, Inc., 1126 East Tremont Avenue, New York, New York, and as described in the application dated April 5, 1946, which is on file with the Mechanical Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
Freezer No. 16—½ hp. condensing unit	$285	$342	$[illegible]

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Coldin Cabinet Company shall stencil on the Freezer No. 16 covered by this order, substantially the following:

OPA Maximum Retail Price $570.00

Plus freight and crating as provided in Order No. 634 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 20, 1946.

Issued this 19th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10585; Filed, June 19, 1946; 11:54 a. m.]

[MPR 591, Order 632]

WADE BORING WORKS

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following home freezer manufactured by The Wade Boring Works of Detroit, Mich., and as described in the application dated December 15, 1945 which is on file with the Mechanical Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
13.8 cu. ft. condensing unit	$225	$270	$450

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities in the same general category as October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale except dealers including allowable transportation and crating charges.

(f) The Wade Boring Works of Detroit, Michigan, shall stencil on the inside of lid of the home freezer covered by this order, substantially the following:

OPA Maximum Retail Price $450

Plus freight and crating as provided in Order No. 632 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 20, 1946.

Issued this 19th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10583; Filed, June 19, 1946; 11:46 a. m.]

[MPR 591, Order 633]

WILLIAMS-WALLACE CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 633 under section 16 of Maximum Price Regulation No. 591. Docket No. 6123-591.16-120.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 16 of Maximum Price Regulation No. 591, it is ordered:

(a) *Adjustment of maximum prices for the Williams-Wallace Company, San Francisco, California.* (1) Williams-Wallace Company of San Francisco, California, is authorized to increase by 8.3 percent its properly established maximum net prices in effect on June 19, 1946, to each class of purchaser for that part of its line of stove pipe, fittings and accessories; conductor pipe, eaves troughs, roof trimmings and accessories; and gas vent, flue pipe, fittings and accessories which has not been suspended from price control by SO 129.

(2) The maximum net prices set forth in (a) (1) above are subject to discounts, allowances including transportation allowances and the rendition of services which are at least as favorable as those which the Williams-Wallace Company extended or rendered or would have extended or rendered to each class of purchaser during March 1942 on comparable sales of stove pipe, fittings and accessories; conductor pipe, eaves troughs, roof trimmings and accessories; and gas vents, flue pipe, fittings and accessories.

(b) *Maximum prices for resellers.* (1) All resellers of the commodities covered by this order (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their properly established maximum prices in effect on June 19, 1946, the actual dollars-and-cents increase in acquisition cost resulting from the adjustment granted the manufacturer by this order.

(c) *Notification to all purchasers.* The Williams-Wallace Company shall send the following notice to every purchaser of the commodities covered by the order at or before the first invoice after the effective date of this order.

Order No. 633 under section 16 of Maximum Price Regulation No. 591 provides for an 8.3 percent increase in maximum net prices in effect on June 19, 1946, for sales by the Williams-Wallace Company for its line of stove pipe, fittings and accessories; conductor pipe, eaves troughs, roof trimmings and accessories; and gas vent, flue pipe, fittings and accessories.

Resellers (but not manufacturers who purchase these items for use in the manufacture of other products) may add to their existing maximum prices the actual dollars-and-cents increases in cost resulting from the adjustment granted by Order No. 633.

(d) All prayers of the application of the Williams-Wallace Company of San Francisco, California, not herein granted are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective June 20, 1946.

Issued this 19th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10584; Filed, June 19, 1946; 11:47 a. m.]

[MPR 591, Order 635]

EAGLE AUTOMATIC SALES CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following frozen food display case manufactured by the Eagle Automatic Sales Corporation of Brooklyn, New York and as described in the application which is on file with the Mechanical Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
Self-service open type frozen food display case, 20 cu. ft. ¾ hp. condensing unit	$650	$780	$1,300

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of

purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Eagle Automatic Sales Corporation shall stencil on the frozen food display case covered by this order, substantially the following:

OPA Maximum Retail Price—$1300.00

Plus freight and crating as provided in Orded No. 635 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 20, 1946.

Issued this 19th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10586; Filed, June 19, 1946; 11:53 a. m.]

[MPR 591, Order 636]

EDISON GENERAL ELECTRIC APPLIANCE CO., INC.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices for sales by any person to consumers of the following steel kitchen cabinet units manufactured by Edison General Electric Appliance Company, Inc. and described in its application dated April 16, 1946 shall be:

Model 10 KTC 28-1: Corner counter top 28" x 25" x 3½" with back splash and one end	$24.75
Model 10 KBFC 3-4: Cabinet filler 3"	3.50
Linoleum counter tops on plywood 3½" backsplash	[1] 66

[1] Per lineal inch.

(b) On sales to dealers by any person the maximum net prices f. o. b. point of shipment shall be the maximum net prices specified in (a) above less a discount of 40 percent.

(c) On sales to jobbers by any person the maximum net prices f. o. b. point of shipment shall be the maximum net prices specified in (a) above less a discount of 50 percent.

(d) The maximum net prices established by this order shall be subject to further discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales or commodities within the same general category.

(e) The maximum price on an installed basis of the commodity covered in this order shall be determined in accordance with Revised Maximum Price Regulation No. 251 as amended.

(f) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 20, 1946.

Issued this 19th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10587; Filed, June 19, 1946; 11:53 a. m.]

[MPR 591, Order 637]

JAMESTOWN STEEL PARTITIONS INC.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following frozen food cabinets manufactured by Jamestown Steel Partitions Incorporated of Jamestown, N. Y., and as described in the application dated March 12, 1946, which is on file with the Mechanical Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
11 cu. ft. ¼ hp. condensing unit	$200	$240	$400

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) Jamestown Steel Partitions, Incorporated shall stencil on the frozen food cabinets covered by this order, substantially the following:

OPA Maximum Retail Price—$400.00

Plus freight and crating as provided in Order No. 637 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 20, 1946.

Issued this 19th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10588; Filed, June 19, 1946; 11:53 a. m.]

[MPR 591, Order 638]

UNITED STATES RADIATOR CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum list price, f. o. b. point of shipment, for sales by any person of the radiator bracket manufactured by United States Radiator Corporation of 1500 United Artists Building, Detroit, Michigan, and as described in the application dated May 27, 1946 which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be $1.30 each.

The maximum list price set forth above is subject to a discount of 25% on sales to distributors or jobbers.

(b) The maximum prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities within the same general category during March 1942.

(c) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale.

(d) The maximum prices established by this order, include the industry-wide increase authorized by section 5.5 of Order 1 under section 22 of Maximum Price Regulation No. 591 and may not be further increased.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 20, 1946.

Issued this 19th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10589; Filed, June 19, 1946; 11:54 a. m.]

[MPR 591, Order 639]

CROTTY MFG. CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is Ordered:*

(a) The maximum list price, f. o. b. point of shipment, for sales by any person of the Model S-24 Steel Heating Boiler manufactured by Crotty Manufacturing Corporation of 55 West 42nd Street, New York, New York and as described in the application dated May 29, 1946 which is on file with the Mechanical Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be: $236.75.

The maximum list price set forth above is subject to the following functional discounts:

On sales to distributor or jobber—15–10 percent.
On sales to dealer or retailer—10 percent.

(b) *Maximum price on sales to consumers.* The maximum net delivered price of the boiler set forth in (a) above on sales by any person to consumers shall be: $236.75.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities within the same general category during March 1942.

(d) The maximum prices established by this order include the industry-wide increase permitted by section 2.9 to Order 48 under section 22 of Maximum Price Regulation No. 591 and may not be further increased.

(e) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers except on sales to consumers upon resale.

(f) The Crotty Manufacturing Corporation shall stencil on the boiler or attach a tag to the boiler covered by this order which shall, substantially contain the following:

OPA Maximum Retail Price $236.75

(g) This order may be revoked on amended by the Price Administrator at any time.

This order shall become effective June 20th, 1946.

Issued this 19th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10590; Filed, June 19, 1946; 11:51 a. m.]

[MPR 591, Order 640]

CONSOLIDATED INDUSTRIES OF LAFAYETTE, IND.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, for sales by any person of the following Models of gas conversion burners manufactured by Consolidated Industries of Lafayette, Indiana and as described in the application dated May 27, 1946 which is on file with the Mechanical Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—	
	Dealers	Consumers
Gas conversion burners:		
150,000 B. t. u. capacity	$85	$102
300,000 B. t. u. capacity	88	104

The maximum net prices established above for sales to dealers are f. o. b. point of shipment and on sales to consumers are delivered prices.

(b) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities within the same general category during March 1942.

(c) The maximum prices established by this order include the industry-wide increase authorized by section 2.8 of Order 48 under Maximum Price Regulation No. 591 and may not be further increased.

(d) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers except on sales to consumers upon resale.

(e) The Consolidated Industries shall attach tags to the gas conversion burners covered by this order, which shall substantially contain the following:

OPA Maximum Retail Price $------
Do Not Detach

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 20, 1946.

Issued this 19th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10591; Filed, June 19, 1946; 11:51 a. m.]

[MPR 591, Order 641]

DAVIS SHEET METAL PRODUCTS CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following ice cream cabinet manufactured by the Davis Sheet Metal Products Company of Houston, Texas, and as described in the application dated March 15, 1946, which is on file with the Mechanical Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be;

	On sales to—	
	Jobber	Consumers
Ice cream freezer cabinet:		
6-hole	$235	$337
8-hole	278	400
12-hole	325	471

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a jobber, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except jobbers including allowable transportation and crating charges.

(f) The Davis Sheet Metal Products Company shall stencil on the ice cream cabinet covered by this order, substantially the following:

OPA Maximum Retail Price—$------

Plus freight and crating as provided in Order No. 641 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 20, 1946.

Issued this 19th day of June 1946.

PAUL A. PORTER.
Administrator.

[F. R. Doc. 46-10592; Filed, June 19, 1946; 11:50 a. m.]

[MPR 591, Order 642]

W. AND W. FIXTURE CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following electric beverage coolers manufactured by The W. and W. Fixture Company of Cleveland, Ohio and as described in the application dated February 4, 1946 which is on file with the Mechanical Building Equipment Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
8 ft. electric dry beverage cooler	$438	$525	$875
5 ft. electric dry beverage cooler	352	423	705

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The W. and W. Fixture Company shall stencil on the Electric Beverage Cooler covered by this order, substantially the following:

OPA Maximum Retail Price $------

Plus freight and crating as provided in Order No. 642 Under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 20, 1946.

Issued this 19th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10593; Filed, June 19, 1946; 11:50 a. m.]

[MPR 591, Order 643]

TRANE CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum list prices for sales by any person of the following hermetic packless radiator valves manufactured by The Trane Company of La Crosse, Wisconsin, and described in its application dated March 30, 1946, shall be:

Model #44 hermetic angle and globe type radiator valves as follows:	*List price*
½" globe valve	$4.26
¾" globe valve	4.46
1" globe valve	5.26
1¼" globe valve	7.50
1½" globe valve	9.00
1¼" angle valve	6.50
1½" angle valve	8.00

(b) The maximum net prices f. o. b. point of shipment, LCL for sales by any person shall be the maximum list prices specified in (a) above less the following discounts.

(1) On sales to plumbing and heating contractors, installers, commercial and industrial users and dealers a discount of 20 percent.

(2) On sales to jobbers successive discounts of 20 and 20 percent.

(c) The maximum prices established by this order are subject to such further cash discounts, transportation allowances and price differentials at least as favorable as those which each seller extended or rendered or would have extended or rendered during March 1942 on sales in the same general category.

(d) The maximum prices on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers except dealers upon resale.

(f) The maximum prices approved under this order include all price increases authorized by section 3.2 of Order 1 to Maximum Price Regulation No. 591 to date and may not be further increased pursuant to the provisions of the order as are now in effect as of the date of this order.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 20th, 1946.

Issued this 19th day of June 1946.

PAUL A. PORTER.
Administrator.

[F. R. Doc. 46-10594; Filed, June 19, 1946; 11:55 a. m.]

[MPR 591, Order 644]

ARMAN FROSTED FOODS

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following frozen food storage cabinet manufactured by Arman Frosted Foods of Arlington, Virginia, and as described in the application dated March 27, 1946, which is on file with the Mechanical Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Model	On sales to—		
	Distributors	Dealers	Consumers
H-6—6 cu. ft. ½ hp. condensing unit	$115	$174	$230

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating in actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Arman Frosted Foods shall stencil on the frozen food storage cabinet covered by this order, substantially the following:

OPA Maximum Retail Price—$290.00

Plus freight and crating as provided in Order No. 644 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 20, 1946.

Issued this 19th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10595; Filed, June 19, 1946; 11:53 a. m.]

[MPR 591, Order 646]

HOLMES-HEMPHILL CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion, issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following freezer chest, manufactured by the Holmes-Hemphill Company of Minneapolis, Minnesota, and as described in the application dated March 27, 1946, which is on file with the Mechanical Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
15 cu. ft. ¼ hp. condensing unit	$240	$288	$480

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Holmes-Hemphill Company shall stencil on the freeze chest covered by this order, substantially the following:

OPA Maximum Retail Price—$480.00

Plus freight and crating as provided in Order No. 646 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 20th, 1946.

Issued this 19th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10597; Filed, June 19, 1946; 11:52 a. m.]

[MPR 591, Order 645]

MARTIN REFRIGERATOR CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following home freezer locker manufactured by the Martin Refrigerator Company, 1016 Southeast Lincoln Street, Portland 2, Oregon, and as described in the application dated March 14, 1946, which is on file with the Mechanical Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Model	On sales to—		
	Distributors	Dealers	Consumers
632-A—8 cu. ft. ¼ hp. condensing unit	$220	$264	$440
1132-A—13 cu. ft. ¾ hp. condensing unit	300	350	600

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered to purchasers of the same class on comparable sales of similar commodities in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Martin Refrigerator Company shall stencil on the home freezer locker covered by this order, substantially the following:

OPA Maximum Retail Price—$------

Plus freight and crating as provided in Order No. 645 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 20, 1946.

Issued this 19th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10596; Filed, June 19, 1946; 11:52 a. m.]

[MPR 591, Order 647]

NORTHERN LABORATORIES, LTD.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following low temperature cabinet manufactured by Northern Laboratories, Limited, and as described in

the application which is on file with Mechanical Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
10½ cubic ft. 1½-hp. condensing unit	$240	$288	$480

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) Northern Laboratories, Limited shall stencil on the low temperature cabinet, covered by this order, substantially the following:

OPA Maximum Retail Price—$480.00

Plus freight and crating as provided in order No. 647 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 20, 1946.

Issued this 19th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10598; Filed, June 19, 1946; 11:52 a. m.]

[MPR 592, Order 59]

AKRON BRICK AND BLOCK CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 59 under Section 16 of Maximum Price Regulation No. 592. Specified construction materials and refractories. The Akron Brick and Block Company. Docket No. 6122-592.16-249.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 16 of Maximum Price Regulation No. 592, *it is ordered:*

(a) The maximum net prices for sales by the Akron Brick and Block Co., Mogadore, Ohio of brick and structural tile to its various classes of purchasers may be increased by an amount not in excess of $1.25 per thousand for standard size brick equivalents or by an amount not in excess of $0.50 per ton for structural hollow tile.

(b) If the Akron Brick and Block Company, Mogadore, Ohio, had an established differential in price during the month of March 1942 for non standard sizes of brick it may convert the adjustment granted herein for standard size brick on the basis of the conversion factors or formulae in use by it during March 1942 in establishing price differentials between standard size brick and the other sizes.

(c) Any person purchasing any of the products covered by this order produced by the Akron Brick & Block Company for the purpose of resale in the same form may increase his presently established prices under the General Maximum Price Regulation by adding the dollars-and-cents increase in cost resulting from the increase permitted the manufacturer in (a) above. Notwithstanding the provisions of this paragraph, in any area where specific maximum prices are fixed by an area pricing order such specific maximum prices shall apply in that area.

(d) All requests of the application not granted herein are denied.

(e) This order may be amended or revoked by the Office of Price Administration at any time.

This order shall become effective June 20, 1946.

Issued this 19th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10600; Filed, June 19, 1946; 11:48 a. m.]

[MPR 592, Order 61]

GALENA SHALE TILE & BRICK CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 61 under section 16 of Maximum Price Regulation No. 592. Specified construction materials and refractories. The Galena Shale Tile & Brick Co. Docket No. 6122-592.16-223.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 16 of Maximum Price Regulation No. 592, *It is ordered:*

(a) The maximum net prices for sales by the Galena Shale Tile & Brick Company, Galena, Ohio, of brick and structural tile to its various classes of purchasers may be increased by an amount not in excess of $1.25 per thousand for standard size brick equivalents or by an amount not in excess of $0.50 per ton for structural hollow tile.

(b) If the Galena Shale Tile & Brick Co., Galena, Ohio, had an established differential in price during the month of March 1942 for nonstandard sizes of brick it may convert the adjustment granted herein for standard size brick on the basis of the conversion factors or formulae in use by it during March 1942 in establishing price differentials between standard size brick and the other sizes.

(c) Any person purchasing any of the products covered by this order produced by the Galena Shale Tile & Brick Company for the purpose of resale in the same form may increase his presently established prices under the General Maximum Price Regulation by adding the dollars-and-cents increase in cost resulting from the increase permitted the manufacturer in (a) above. Notwithstanding the provisions of this paragraph, in any area where specific maximum prices are fixed by an area pricing order such specific maximum prices shall apply in that area.

(d) All requests of the application not granted herein are denied.

(e) This order may be amended or revoked by the Office of Price Administration at any time.

This order shall become effective June 20, 1946.

Issued this 19th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10599; Filed, June 19, 1946; 11:48 a. m.]

[MPR 592, Order 60]

JOHN A. MERCIER BRICK CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 60 under section 16 of Maximum Price Regulation No. 592. Specified construction materials and refractories. John A. Mercier Brick Company. Docket No. 6122-592.16-276.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to Section 16 of Maximum Price Regulation No. 592; *It is ordered:*

(a) The maximum net prices for sales by the John A. Mercier Brick Co., of 3895 Roule Avenue, Dearborn, Michigan, of brick and structural tile to its various classes of purchasers may be increased by an amount not in excess of $0.75 per thousand for standard size brick equivalents or by an amount not in excess of $0.30 per ton for structural hollow tile.

(b) If the John A. Mercier Brick Company, Dearborn, Mich., had an established differential in price during the month of March 1942 for nonstandard sizes of brick it may convert the adjustment granted herein for standard size brick on the basis of the conversion factors or formulae in use by it during March 1942 in establishing price differentials between standard size brick and the other sizes.

(c) Any person purchasing any of the products covered by this order produced by the John A. Mercier Brick Company for the purpose of resale in the same form may increase his presently established prices under the General Maximum Price Regulation by adding the dollars-and-cents increase in cost resulting from the increase permitted the manufacturer in (a) above. Notwithstanding the provisions of this paragraph, in any area where specific maximum prices are fixed by an area pricing order such specific maximum prices shall apply in that area.

(d) All requests of the application not granted herein are denied.

(e) This order may be amended or revoked by the Office of Price Administration at any time.

This order shall become effective June 20, 1946.

Issued this 19th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10601; Filed, June 9, 1946; 11:48 a. m.]

[MPR 592, Order 62]

GLEN VIEW BRICK CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 62 under Section 16 of Maximum Price Regulation No. 592. Specified construction materials and refractories. Glen View Brick Company. Docket No. 6122-592.16-235.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 16 of Maximum Price Regulation No. 592; *It is ordered:*

(a) The maximum net prices for sales by the Glen View Brick Company, Clarksburg, W. Virginia of brick and structural tile to its various classes of purchasers may be increased by an amount not in excess of $0.75 per thousand for standard size brick equivalents or by an amount not in excess of $0.30 per ton for structural hollow tile.

(b) If the Glen View Brick Co., Clarksburg, W. Virginia had an established differential in price during the month of March 1942 for nonstandard sizes of brick it may convert the adjustment granted herein for standard size brick on the basis of the conversion factors or formulae in use by it during March 1942 in establishing price differentials between standard size brick and the other sizes.

(c) Any person purchasing any of the products covered by this order produced by the Glen View Brick Company for the purpose of resale in the same form may increase his presently established prices under the General Maximum Price Regulation by adding the dollars-and-cents increase in cost resulting from the increase permitted the manufacturer in (a) above. Notwithstanding the provisions of this paragraph, in any area where specific maximum prices are fixed by an area pricing order such specific maximum prices shall apply in that area.

(d) All requests of the application not granted herein are denied.

(e) This order may be amended or revoked by the Office of Price Administration at any time.

This order shall become effective June 20, 1946.

Issued this 19th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10602; Filed, June 19, 1946; 11:46 a. m.]

[MPR 28, Order 69]

ETHYL ALCOHOL

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register and pursuant to § 1412.255 of Maximum Price Regulation 28, *It is ordered:*

Manufacturers may deliver or agree to deliver to jobbers or industrial users and jobbers may deliver or agree to deliver to industrial users ethyl alcohol, which is subject to Maximum Price Regulation 28, at a price to be adjusted upward in accordance with action that may hereafter be taken by the Office of Price Administration changing existing maximum prices for sales of this commodity. However, no seller shall receive payment of more than the presently established maximum price for his sales of ethyl alcohol unless and until the Office of Price Administration changes existing maximum prices.

This order may be amended or revoked by the Administrator at any time.

This order shall become effective June 20, 1946.

Issued this 20th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10684; Filed, June 20, 1946; 11:25 a. m.]

[RMPR 136, Order 650]

ELECTRICAL INDUSTRIAL CONTROL PRODUCTS

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 31 of Revised Maximum Price Regulation 136, *It is ordered:*

(a) For the purposes of this order, the term, "electrical industrial control products," shall be defined as in Order No. 601 under Revised Maximum Price Regulation 136.

(b) For the purposes of this order, the term, "base prices," shall mean the maximum prices established under section 7 or computed under sections 8, 9 or 10 of Revised Maximum Price Regulation 136, before addition of any increase provided a manufacturer by way of individual adjustments under the provisions of that regulation or Supplementary Order No. 142.

(c) The maximum prices for sales by manufacturers of electrical industrial control products shall be the base prices increased by 19%.

(d) The maximum prices for sales of electrical industrial control products by resellers shall be the maximum prices in effect just prior to the issuance of this order, increased by the percentage by which their net invoiced costs have been increased by reason of the issuance of this order.

(e) All prices established under paragraphs (c) and (d) of this order shall be subject to the same discounts, deductions and other allowances in effect to any purchasers or classes of purchasers just prior to the issuance of this order.

(f) Notwithstanding any of the provisions of this order, the maximum prices in effect prior to the issuance of this order may be charged and received.

(g) Every manufacturer of electrical industrial control products shall give written notice to his resellers of the percentage amount by which this order permits those resellers to increase their maximum prices.

(h) Order No. 601 under Revised Maximum Price Regulation 136 is hereby revoked.

(i) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 20, 1946.

Issued this 20th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10685; Filed, June 20, 1946; 11:25 a. m.]

[MPR 188, Amdt. 2 to Rev. Order 4332]

NEW SMALL-VOLUME MANUFACTURERS

RULES TO OBTAIN CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register; and pursuant to § 1499.159b of Maximum Price Regulation No. 188, *It is ordered,* That Revised Order No. 4332 under § 1499.159b of Maximum Price Regulation No. 188 be, and it hereby is, amended in the following respects:

1. The following items are added to the list in the second paragraph of section 2:

(17) Automobile seat covers.
(18) Lamp shades.

This amendment shall become effective on June 25, 1946.

Issued this 20th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10686; Filed, June 20, 1946; 11:25 a. m.]

[MPR 591, Amdt. 16 to Order 1]

CAST IRON RADIATION AND ACCESSORIES; BOILERS, BOILER REPAIR PARTS AND BOILER JACKETS

MODIFICATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this amendment, issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to section 22 of Maximum Price Regulation No. 591, *It is ordered:*

Order No. 1 under Maximum Price Regulation No. 591 is amended in the following respects:

1. In section 5.5, paragraph (a) is amended to read as follows:

(a) *Scope of this section.* This section applies to all manufacturers and resellers of the following types of cast-iron radiation and accessories covered by Maximum Price Regulation No. 591:

I. Cast-Iron Radiation:
Cast-Iron Convectors
Cast-Iron Convector Radiators
Cast-Iron Baseboard Radiators
Cast-Iron Bathroom Radiators
Cast-Iron Radiators for blower and ventilation systems
Cast-Iron Gas Fired Steam Radiators
II. Cast-Iron Radiation Accessories:
Cast-Iron Radiator Bushings
Cast-Iron Radiator Plugs
Cast-Iron Radiator Nipples
Cast-Iron Radiator Brackets
Cast-Iron Radiator Pedestals
Cast-Iron and Steel Radiator Chaplets

2. In section 5.5, a new paragraph (h) is added to read as follows:

(h) *Transportation and delivery charges for manufacturers.* The transportation and delivery charges of § 1346.268 (a) (2) of Maximum Price Regulation 272 is incorporated herein by reference and made a part hereof.

3. In section 9.2 paragraph (a) is amended to read as follows:

(a) *Scope of this section.* This section applies to all manufacturers and resellers of cast-iron gas fired heating boilers, cast-iron hot water supply boilers, cast-iron hot water supply boiler repair parts, cast-iron heating boiler repair parts for any cast-iron heating boiler regardless of type of fuel used, and boiler jackets.

4. In section 9.2 paragraph (e) is amended to read as follows:

(e) *Resellers' maximum prices.* On and after May 21, 1946 the maximum price for the sale by a reseller of any cast-iron boiler, cast-iron boiler repair part and boiler jacket covered by paragraph (a) above shall be determined by increasing his maximum price in effect to each class of purchaser on May 20, 1946 by the percentage amount by which the manufacturer has increased his maximum price pursuant to paragraph (b) of this section.

5. In section 9.2, a new paragraph (h) is added to read as follows:

(h) *Transportation and delivery charges for manufacturers.* The transportation and delivery charges of § 1346.268 (a) (2) of Maximum Price Regulation No. 272 is incorporated herein by reference and made a part hereof.

This amendment shall become effective this 25th day of June 1946.

Issued this 20th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10689; Filed, June 20, 1946; 11:27 a. m.]

[MPR 580, Amdt. 2 to Order 221]

BESTFORM FOUNDATIONS INC.

ESTABLISHMENT OF MAXIMUM PRICES

Maximum Price Regulation 580, Amendment 2 to Order 221. Establishing ceiling prices at retail for certain articles; Docket No. 6063-580-13-663.

For the reasons set forth in the opinion issued simultaneously herewith, Order No. 221 issued under section 13 of Maximum Price Regulation 580 on application of Bestform Foundations Inc., 64-74 West 23d Street, New York 10, New York, is amended in the following respects:

1. Paragraph (a) is amended by adding the following:

Article	Manufacturer's selling price (per dozen)	Retail ceiling price (per unit)
Girdle	$39.00	$5.95

2. Paragraph (d) is amended by adding thereto the following undesignated paragraph:

Upon issuance of any amendment to this amendment to this order which either adds an article to those already listed in paragraph (a) or changes the retail ceiling price of a listed article, the manufacturer or wholesaler, as to such article, must comply with the preticketing requirements of this paragraph within 30 days after the issuance of the amendment. After 60 days from the issuance date, no retailer may offer or sell the article unless it is preticketed in accordance with the requirements of this paragraph. Prior to the expiration of the 60 day period, unless the article is so preticketed, the retailer shall comply with the marking, tagging and posting provisions of the regulation which would apply in the absence of this order. However, the pricing provisions of this order or of any subsequent amendment thereto shall apply as of the effective date of the order or applicable amendment.

This amendment shall become effective June 21, 1946.

Issued this 20th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10688; Filed, June 20, 1946; 11:26 a. m.]

[MPR 591, Amdt. 17 to Order 1]

MANUFACTURERS ACTING AS RESELLERS

MAXIMUM PRICES FOR SALES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 22 of Maximum Price Regulation No. 591, *It is ordered:*

Order 1 under section 22 of Maximum Price Regulation No. 591 is amended in the following respects:

A new section 1.3 is added to read as follows:

SEC. 1.3 *Maximum prices for sales by manufacturers acting as resellers.* In the absence of any specific provision to the contrary, the maximum price for the sale by a manufacturer, acting as a reseller, of any commodity covered by this order shall be his supplier's maximum price, as determined under this order, to the corresponding class of purchaser. The term "reseller" as used hereinafter shall not be construed to include a manufacturer acting as a reseller unless such term is specifically defined to include such sellers.

This amendment shall become effective June 25, 1946.

Issued this 20th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10691; Filed, June 20 1946; 11:27 a. m.]

Regional and District Office Orders.

[Springfield Order G-2 Under Gen. Order 68, Amdt. 1]

HARD BUILDING MATERIALS IN DECATUR, ILL., AREA

An accompanying opinion has been filed with the Division of the Federal Register. The Appendix to Order No. G-2 is amended by deleting all of the items and the maximum prices for flu lining and vitrified clay sewer pipe and substituting therefor the following corrected maximum prices:

Item and unit of sale	Maximum price
Vitrified clay sewer pipe 4", ft.	$0.23
Vitrified clay sewer pipe 6", ft.	.35
Vitrified clay sewer pipe 8", ft.	.54
Vitrified clay sewer pipe 10", ft.	.79
Vitrified clay sewer pipe 12", ft.	.97

This amendment No. 1 becomes effective June 10, 1946.

Issued this 4th day of June 1946.

CHAS. P. CASEY,
District Director.

[F. R. Doc. 46-10480; Filed, June 18, 1946; 1:36 p. m.]

[Region IV Order G-18 Under RMPR 251]

PLUMBING SERVICES AND MATERIALS IN CHARLESTON, BERKELEY, BEAUFORT, COLLETON, AND DORCHESTER COUNTIES AND CHARLESTON, S. C.

For the reasons set forth in the accompanying opinion and under the authority conferred upon the Regional Administrator for Region IV of the Office of Price Administration by section 9 of Revised Maximum Price Regulation 251; *It is ordered:*

1. This adopting order establishes dollars-and-cents ceiling prices for plumbing services and installed plumbing and heating fixtures and materials which ceiling prices are set forth in the Appendix following section 3.

2. This order covers ceiling prices for plumbing services and installed plumbing and heating fixtures and materials in the City of Charleston, and Charleston, Berkeley, Beaufort, Colleton, and Dorchester Counties, South Carolina.

3. All the provisions of Order No. G-2 (Basic Order No. 1) for Region IV, under section 9 of Revised Maximum Price Regulation 251, are adopted in this order and are just as much a part of this order as if included herein. If Regional Order No. G-2 (Basic Order No. 1) under Section 9 of Revised Maximum Price Regulation 251 is amended in any respect, all the provisions as amended shall likewise, without further action, be a part of this order.

APPENDIX

Maximum prices of plumbing and heating services and sale of installed fixtures and materials. The maximum amount which may be charged for plumbing and allied services customarily performed in this area by plumbing and heating contractors shall be the "maximum hourly service rates" as provided in subparagraph (a) below, plus the maximum prices of plumbing fixtures, materials, and transportation as set forth in subparagraphs (b), (c) and (d) below:

(a) *The maximum hourly service rate.* The maximum hourly service charge for labor involved shall be determined as follows:

Maximum Hourly Service Rates (Straight Time Charge)

Legal wage rates paid (journeymen, apprentice, helpers or laborers):	
Up to $0.69	$1.00
$0.70 to $0.84	1.25
$0.85 to $0.94	1.50
$0.95 to $1.09	1.75
$1.10 to $1.24	2.00
$1.25 to $1.45	2.50
$1.46 to $1.60	2.75
$1.61 to $1.70	3.00
$1.71 to $1.85	3.25
$1.86 to $2.14	3.50

(b) *Maximum prices of plumbing and heating fixtures and materials—fixtures.* The maximum amount which may be charged for any fixtures involved in the process of repair or installation, as defined in this order, shall not exceed the invoiced cost f. o. b., the contractor's warehouse, plus a mark-up not in excess of 40% on cost. On any fixture marked with a label containing the legal O. P. A. retail ceiling price, the seller must use this price in lieu of the 40% mark-up on cost. Materials: The maximum amount which may be charged for any materials involved in the process of repairing or installing, as defined in this order, shall not exceed the invoiced cost f. o. b., the contractor's warehouse, plus a mark-up not in excess of 50% on cost. The maximum amount for any "plumbing specialty" priced at less than $1.00 shall not exceed invoiced cost plus a mark-up not to exceed 100%. Prices of items thus priced may be rounded to the nearest five cents (5¢).

(c) *Maximum prices of sub-contracted work.* The maximum amount which may be charged for any necessary sub-contracted work such as sheet metal work, pipe covering, plastering, painting, and electrical work, incidental to the installation or repair of plumbing and heating shall not exceed the actual cost of such sub-contracted work plus a markup not in excess of 25% on cost.

(d) *Transportation charges.* The seller may charge not more than 10¢ per mile for use of truck to transport men and materials to job site as measured from city limits of Charleston.

This order may be revised, amended, revoked or modified at any time by the Office of Price Administration.

This order shall become effective June 12, 1946.

Issued: June 4, 1946.

ALEXANDER HARRIS,
Regional Administrator.

[F. R. Doc. 46-10488; Filed, June 18, 1946; 1:41 p. m.]

[Milwaukee Rev. Order G-4 Under Gen. Order 68]

BUILDING AND CONSTRUCTION MATERIALS IN RACINE AND KENOSHA COUNTIES, WIS.

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order 68, it is ordered:

SECTION 1. *What this order covers.* This order covers all retail sales made by any seller, except the manufacturer, of commodities specified in Appendices A and B, attached hereto, delivered to the purchaser in the Counties of Racine and Kenosha, Wisconsin.

SEC. 2. *Definitions*—(a) *Retail sale.* For the purposes of this order, a retail sale means a sale to an ultimate user, or to any contractor: *Provided*, That for the purposes of this order, a "retail sale" shall not include any sale to the United States Government or any of its political subdivisions.

(b) *Contractor.* Any person who sells material or equipment, and in connection therewith, assumes responsibility for its incorporation into a building, structure, or construction project at a fixed site, by charging a single price for the commodity installed, by guaranteeing performance and use, or by other objective evidence, shall be considered a contractor.

(c) *Applicators.* Purchases by applicators, as herein defined, of asphalt and tarred roofing products and insulation are excluded from the coverage of this order. Applicators are herein defined as contractors engaged exclusively in the business of applying roofing and/or siding and/or insulation to buildings.

SEC. 3. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order covering the commodities specified in Appendices A and B. Except to the extent they are inconsistent with the provisions of this order, all other provisions of the regulations applicable to the commodities listed in Appendices A and B prior to the issuance of this order shall continue to apply to sales covered by this order.

SEC. 4. *Maximum price, discounts and delivery practices.* On and after the date of this order, regardless of any contract, agreement or other obligation, no person covered by this order shall sell, offer to sell, or deliver at retail as herein defined, any of the items listed in Appendices A and B, attached hereto, at prices higher than the maximum prices set forth in those Appendices. All sales are subject to discounts, differentials and delivery services as set forth in the appendices.

SEC. 5. *Posting.* Every seller making sales covered by this order shall post a copy of the list of maximum prices for sales to consumers contained in Appendix B of this order in each of his places of business in the area covered by this order in a manner plainly visible to all purchasers. In addition, he shall keep on file in an appropriate counter book or other such record in each of his places of business in the area covered by this order, a copy of the list of maximum prices for sales to contractors set out in Appendix A of this order and shall, if requested by any purchaser, make available to the purchaser for inspection his copy of this order including Appendix A containing the list of maximum prices applicable to that sale. There is attached to this order for your convenience two copies of its appendices containing the items covered with the respective maximum prices applicable. One such copy of Appendix B, list of maximum prices to consumers, may be detached and used as a poster hereinbefore required to be posted and one copy of Appendix A, list of maximum prices to contractors, may be detached and filed in seller's counter book or other such record as hereinbefore required.

SEC. 6. *Sales slips and records.* Every seller covered by this order must provide the purchaser, whether he requests it or not, with a sales slip, invoice, receipt, or other evidence of sale of which an exact and full copy shall be retained by the seller for the duration of the Emergency Price Control Act of 1942, as amended. The sales slip or other evidence of sale shall contain the following information with respect to items subject to this order:

1. Name and address of seller.
2. Date of sale.
3. Name and address of purchaser (necessary only on sales of items totaling $7.50 or more).
4. Description of the item sold, including quantity, grade, and any other matter insofar

as any of these matters may affect the price, in full detail necessary to permit the exact calculation of the applicable maximum price.

5. Charge, if any, for delivery beyond the free delivery zone (to be separately listed from the price of the item).

6. The total price.

Each such seller shall also keep such records of each sale as he customarily kept.

SEC. 7. On and after the effective date of this order any person covered by this order who sells or offers to sell at a price higher than the ceiling price permitted by this order, or otherwise violates any of the provisions of this order, shall be subject to the criminal penalties, civil enforcement actions, license suspension proceeding and suits for treble damages as provided for by the Emergency Price Control Act of 1942, as amended.

No person subject to this order may evade any of the provisions of the order by any stratagem, scheme, or device. No person subject to this order, may as a condition of selling any particular building material, require a customer to buy anything else. Any such evasion is punishable as a violation of this order.

SEC. 8. *Relationship between this order and previous orders.* Order G-4, effective March 20, 1946, as amended, issued under General Order 68, is hereby revoked.

Appendix. Appendix B, Maximum Prices to Consumers, and Appendix A, maximum prices to contractors, are attached hereto and made a part hereof.

This order may be modified, amended, or revoked at any time.

This order shall become effective June 7, 1946.

Issued this 6th day of June 1946.

H. T. SMITH,
District Director.

APPENDIX A—TABLE OF PRICES

PROVISIONS REGARDING DISCOUNTS, ALLOWANCES AND DELIVERY PRACTICES

1. Cash discounts: Contractors shall be allowed a discount of 5% for payment on or before the 10th day of the month following date of purchase.

2. If total order is less than $7.50, the consumer price may be used.

3. Small orders: Any seller who has established a customary practice of making an additional charge for deliveries, where the total amount of the order delivered is less than a certain minimum amount either monetary or by weight may add such established delivery charge to the prices established by this order where the total value or weight delivered is less than such established minimum amount and provided further that such seller shall indicate on the price list he is required to post under the provisions of this order both the established delivery charge and also the minimum amount, either monetary or by weight, to which delivery charges are applicable.

4. Free delivery area: All purchases shall be delivered free within a radius of not less than 10 miles from the yard of the seller.

5. For all deliveries made beyond the free delivery zone and within the counties of Racine and Kenosha, the retail seller shall charge no more than his customary charge, which was in effect in March 1942.

MAXIMUM PRICES TO CONTRACTORS

Description of materials and unit	*Maximum contractors' price*
Base coat plasters:	
1. Base coat plaster, neat, 100-lb bag	$1.00
Lime:	
2. Finishing lime, unfibered, 50-lb. bag	.55
3. Masons hydrated lime, 50-lb. bag	.50
Gypsum products:	
4. Plaster lath, 3/8" thick (rock lath), 1,000 sq. ft	25.00
5. Wallboard, gypsum, 3/8", 1,000 sq. ft	40.00
6. Sheathing, gypsum, water repellent, 1/2", 1,000 sq. ft	41.00
Cement products:	
7. Portland cement (std.), paper, 94-lb. bag	.80
8. Portland cement (std.), paper, per bbl	3.00
9. Portland cement (std.), cloth bag, (incl. bag) refund bag return 10¢, 94-lb. bag	.90
10. Portland cement (std.), cloth bag (incl. bag) refund bag return 10¢, per bbl	3.20
11. Masonry cement, paper bags (wgt. per bag 60–66 lb.), per bag	.65
Metal lath:	
12. 2.5 lb. painted diamond mesh, sq. yd	.26
13. 3.4 lb. painted diamond mesh, sq. yd	.29
14. Expanded wide flange corner bead, 1,000 lin. ft	48.00
15. Arched corner bead, 1,000 lin. ft.	40.00
16. Scalloped flange corner bead, 1,000 lin. ft	35.00
Clay products:	
17. Vitrified clay sewer pipe, No. 1 standard, SS 4", lin. ft	.21
18. Vitrified clay sewer pipe, No. 1 standard, SS 6", lin. ft	.29
19. Fire Clay flue lining, 9" x 9", lin. ft	.38
20. Fire Clay flue lining, 9" x 13", lin. ft	.58
21. Fire Clay flue lining, 13" x 13", lin. ft	.74
Wallboards:	
22. Fibre insulation standard lath and board—1/2", 1,000 sq. ft	50.00
23. Fibre insulation asphalt treat sheathing—25/32" (std.), 1,000 sq. ft	60.00
Roofing and siding:	
24. Asphalt roofing, mineral surface, 90 lb. w/nails and cement, class C label, per roll	2.64
25. Asphalt mineral surfaced, split roll, diamond point, block edge, shadow or similar roofing (class C label) 105–110 lb., per roll	3.41
26. Asphalt or tarred felt—15 lb., per roll	2.64
27. Asphalt or tarred felt—30 lb., per roll	2.64
28. Asphalt shingles, 210 lb., thick-butt (3 in 1) Std., per sq	6.62
29. Asphalt shingles, 165 lb., hexagon, 2 or 3 tab., std., per sq	5.15
30. Asbestos cement siding, 12 x 24 or 27", std. colors, per sq	8.80
31. Asbestos cement siding, 12 x 24 or 27", brilliant colors, per sq	8.80

APPENDIX B—TABLE OF PRICES

PROVISIONS REGARDING DISCOUNTS, ALLOWANCES, DELIVERY PRACTICES AND POSTING

1. Discounts: The retail seller shall continue to grant cash and quantity discounts with respect to all sales of commodities specified in this Appendix, which were in effect in March 1942.

2. Free delivery area: All purchases shall be delivered free within a radius of not less than 10 miles from the yard of the seller.

3. For all deliveries made beyond the free delivery zone and within the counties of Racine and Kenosha, the retail seller shall charge no more than his customary charge, which was in effect in March, 1942.

This price list must be posted in your place of business in a manner plainly visible to all purchasers. Contractors maximum price list available upon request.

MAXIMUM PRICES TO CONSUMERS

Description of materials and unit	*Maximum consumers' price*
Base coat plasters:	
1. Base coat plaster, neat, 100-lb. bag	$1.00
Lime:	
2. Finishing lime, unfibred, 50-lb. bag	.55
3. Masons hydrated lime, 50-lb. bag	.50
Gypsum products:	
4. Plaster lath, 3/8" thick (rock lath), 1,000 sq. ft	25.00
5. Wallboard, gypsum—3/8", 1,000 sq. ft	40.00
6. Sheating, gypsum, water repellent—1/2", 1,000 sq. ft	41.00
Cement products:	
7. Portland cement (std.), paper, 94-lb. bag	.80
8. Portland cement (std.), paper, per bbl	3.00
9. Portland cement (std.), cloth bag (incl. bag) refund bag return 10¢, 94-lb. bag	.90
10. Portland cement (std.), cloth bag (incl. bag) refund bag return 10¢, per bbl	3.20
11. Masonry cement, paper bags (wgt. per bag 60–66 lb.), per bag	.65
Metal lath:	
12. 2.5 lb. painted diamond mesh, sq. yd	.26
13. 3.4 lb. painted diamond mesh, sq. yd	.29
14. Expanded wide flange corner bead, 1,000 lin. ft	48.00
15. Arched corner bead, 1,000 lin. ft.	40.00
16. Scalloped flange corner bead, 1,000 lin. ft	35.00
Clay products:	
17. Vitrified clay sewer pipe, No. 1 standard, SS 4", lin. ft	.21
18. Vitrified clay sewer pipe, No. 1 standard, SS 6", lin. ft	.29
19. Fire clay flue lining, 9" x 9", lin. ft	.38
20. Fire clay flue lining, 9" x 13", lin. ft	.58
21. Fire clay flue lining, 13" x 13", lin. ft	.74
Wallboards:	
22. Fibre insulation standard lath and board—1/2", 1,000 sq. ft	50.00
23. Fibre insulation asphalt treated sheathing—25/32" (std.) 1,000 sq. ft	60.00
Roofing and siding:	
24. Asphalt roofing, mineral surface, 90 lb. w/nails and cement, class C label, per roll	2.64
25. Asphalt mineral surfaced, split roll, diamond point, block edge, shadow or similar roofing (class C label) 105–110 lbs., per roll	3.41
26. Asphalt or tarred felt—15 lbs., per roll	2.64
27. Asphalt or tarred felt—30 lbs., per roll	2.64
28. Asphalt shingles, 210 lbs., thick-butt (3 in 1) std., per sq	6.62
29. Asphalt shingles, 165 lbs., hexagon, 2 or 3 tab., std., per sq	5.15
30. Asbestos cement siding, 12 x 24 or 27", std. colors, per sq	8.80
31. Asbestos cement siding, 12 x 24 or 27", brilliant colors, per sq	8.80

[F. R. Doc. 46-10490; Filed, June 18, 1946; 1:42 p. m.]

[Region II Order G-6 Under MPR 592]

SAND AND GRAVEL IN CATTARAUGUS, ALLEGANY AND STEUBEN COUNTIES, N. Y.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and under the authority vested in the Regional Administrator of Region II of the Office of Price Administration by the Emergency Price Control Act of 1942 as amended, by section 17 of MPR 592 as amended, and by Revised Procedural Regulation 1; *It is ordered*, That:

(a) On and after the effective date of this order, producers of all types of sand and gravel in the Counties of Cattaraugus, Allegany and Steuben, in the State of New York, may increase their maximum prices of such sand and gravel by 7%. All customary allowances, discounts, and differentials must be preserved.

(b) Persons who buy sand and gravel produced in the area above mentioned, for resale, may add to their maximum prices the dollars and cents increase in cost to them resulting from the adjustment granted to the producer under paragraph (a) of this order. At or before the first sale after the effective date of this order to any reseller, the producer making such sale shall notify such reseller in writing, of the provisions of this paragraph, and shall state to such reseller, the amount of the dollars and cents increase in price which such reseller may add to his maximum price under the provisions of this paragraph.

(c) Not later than 30 days after the effective date of this order, each producer of sand and gravel in the area covered by this order, and each reseller of such sand and gravel, must file a report in duplicate with the Buffalo District Office of the Office of Price Administration, setting forth the maximum prices applicable to him on all types of sand and gravel sold by him.

(d) A copy of this order has been filed with the Division of the Federal Register where it is open to inspection by the public.

(e) This order may be revoked or amended at any time by the Regional Administrator or the Price Administrator.

(f) All prayers of the applications not granted herein are denied.

This order shall become effective immediately.

Issued this 14th day of June 1946.

JAMES L. MEADER,
Regional Administrator.

[F. R. Doc. 46-10484; Filed, June 18, 1946; 1:39 p. m.]

[Twin Cities Order G-5 Under Gen. Order 68]

HARD BUILDING MATERIALS IN CENTRAL MINNESOTA AREA

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order 68, it is ordered:

SECTION 1. *What this order covers.* This order covers all retail sales made by any seller, except the manufacturer, of commodities specified in the Appendix attached hereto, delivered to the purchaser in the Central Minnesota Area. The Central Minnesota area for the purposes of this order consists of the Counties of Stevens, Pope, Stearns, Benton, Sherburne, Wright, Carver, Sibley, McLeod, Meeker, Renville, Redwood, Kandiyohi, Chippewa, Swift, Todd, Morrison, Washington, Anoka, Mille Lacs, Chisago and Isanti, all in the State of Minnesota.

SEC. 2. *Definitions*—(a) *Retail sales.* For the purposes of this order, a retail sale means a sale to an ultimate user, or to any contractor: *Provided*, That for the purposes of this order, a "retail sale" shall not include any sale to the United States Government or any of its political subdivisions.

(b) *Contractor.* Any person who sells material or equipment, and in connection therewith, assumes responsibility for its incorporation into a building, structure, or construction project at a fixed site, by charging a single price for the commodity installed, by guaranteeing performance and use, or by other objective evidence, shall be considered a contractor.

(c) *Applicators.* Purchases by applicators, as herein defined, of asphalt and tarred roofing products and insulation are excluded from the coverage of this order. Applicators are herein defined as contractors engaged exclusively in the business of applying roofing and/or siding and/or insulation to buildings.

SEC. 3. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order covering the commodities specified in the appendix. Except to the extent they are inconsistent with the provisions of this order, all other provisions of the regulations applicable to the commodities listed in the appendix prior to the issuance of this order shall continue to apply to sales covered by this order.

SEC. 4. *Maximum price, discounts and delivery practices.* On and after the date of this order, regardless of any contract, agreement or other obligation, no person covered by this order shall sell, offer to sell, or deliver at retail as herein defined, any of the items listed in the appendix attached hereto, at prices higher than the maximum prices set forth in the appendix.

SEC. 5. *Posting.* Every seller making sales covered by this order shall post a copy of the list of maximum prices for sales to consumers contained in the appendix of this order in each of his places of business in the area covered by this order in a manner plainly visible to all purchasers. In addition, he shall keep on file in an appropriate counter book or other such record in each of his places of business in the area covered by this order, a copy of the list of maximum prices for sales to contractors set out in the appendix of this order and shall, if requested by any purchaser, make available to the purchaser for inspection his copy of this order including the appendix containing the list of maximum prices applicable to that sale. There is attached to this order for your convenience two copies of the appendix containing the items covered with the respective maximum prices applicable. One such copy of such list may be detached and used as a poster hereinbefore required to be posted and the list of maximum prices to contractors hereinbefore required to be filed in seller's counter book or other such record.

SEC. 6. *Sales slips and records.* Every seller covered by this order must provide the purchaser, whether he requests it or not, with a sales slip, invoice, receipt, or other evidence of sale of which an exact and full copy shall be retained by the seller for the duration of the Emergency Price Control Act of 1942, as amended. The sales slip or other evidence of sale shall contain the following information with respect to items subject to this order:

1. Name and address of seller.
2. Date of sale.
3. Name and address of purchaser (necessary only on sales of items totaling $7.50 or more).
4. Description of the item sold, including quantity, grade, and any other matter insofar as any of these matters may affect the price, in full detail necessary to permit the exact calculation of the applicable maximum price.
5. Charge, if any, for delivery beyond the free delivery zone to be separately listed from the price of the item.
6. The total price.

Each such seller shall also keep such records of each sale as he customarily kept.

SEC. 7. *Effective date.* On and after the effective date of this order any person covered by this order who sells or offers to sell at a price higher than the ceiling price permitted by this order, or otherwise violates any of the provisions of this order, shall be subject to the criminal penalties, civil enforcement actions, license suspension proceeding and suits for treble damages as provided for by the Emergency Price Control Act of 1942, as amended.

No person subject to this order may evade any of the provisions of the order by any stratagem, scheme, or device. No person subject to this order, may as a condition of selling any particular building material, require a customer to buy anything else. Any such evasion is punishable as a violation of this order.

This order may be modified, amended or revoked at any time,

This order shall become effective May 23, 1946.

Issued this 17th day of May 1946.

CAREL C. KOCH,
District Director.

APPENDIX

Commodity and unit	*Maximum prices*
Hardwall plaster, paper bag	$1.25
Plaster, gauging, paper bag	1.30
Plaster moulding, paper bag	1.65
Keene's cement, 100 lb. paper bag	2.75
Finishing lime, 50 lb. paper bag	.85
Gypsum lath, 3/8", sq. ft	.03
Metal lath, 2.5 lb. P. D. M. (26 ga), sq. yd	.29
Metal lath, 2.5 lb. Galv. (26 ga), sq. yd	.34
Metal lath, 3.4 lb. P. D. M. (24 ga), sq. yd	.34
Metal lath, 3.4 lb. Galv. (24 ga), sq. yd	.38
Metal lath, corner bead, straight edge, lin. ft	.05
Portland cement, paper bag	.79
Masonry mortar, paper bag	.72
Masons hydrated lime, 50 lb. paper bag	.65
Portland cement, white, paper bag	2.75
Fireclay, paper bag	2.00
Clay drain tile, 4", per ft	.06
Gypsum wallboard, 3/8", sq. ft	.045
Gypsum wallboard, 1/2", sq. ft	.05
Gypsum sheeting, 1/2", sq. ft	.045
Asphalt roofing, mineral surface, 90 lb., per roll	2.80
Asphalt or tarred felt, 15 lb., 442 sq. ft. roll, per roll	2.65
Asphalt or tarred felt, 30 lb., 216 sq. ft., per roll	2.65
Fibre insulation board, 1/2" std. lath and board, sq. ft	.055
Hard density synthetic fibre board, 1/8" tempered, std. size, sq. ft	.10
Thermal insulation blanket (paper backed) single (balsam wool), sq. ft	.05
Thermal insulation blanket (paper backed) medium (balsam wool), sq. ft	.055
Thermal insulation blanket (paper backed) thick (balsam wool), sq. ft	.07
Thermal insulation batts (paper backed) 2" thick, sq. ft	.05
Thermal insulation batts (paper backed) full, thick, sq. ft	.07
Thermal insulation (loose in bags) plain, 35 lb. bag	1.10

The above maximum prices are subject to all discounts, allowances, free deliveries or other price differentials required to be maintained by the maximum price regulations covering the items listed above prior to the issuance of this order.

[F. R. Doc. 46-10481; Filed, June 18, 1946; 1:36 p. m.]

[Milwaukee Rev. Order G-5 Under Gen. Order 68]

BUILDING AND CONSTRUCTION MATERIALS, DANE COUNTY, EXCEPT THE CITY OF MADISON, WIS.

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order 68; it is ordered:

SECTION 1. *What this order covers.* This order covers all retail sales made by any seller, except the manufacturer, of commodities specified in Appendix A, attached hereto, delivered to the purchaser in the County of Dane, except the city of Madison, Wisconsin.

SEC. 2. *Definitions*—(a) *Retail sale.* For the purposes of this order, a retail sale means a sale to an ultimate user, or to any contractor: *Provided.* That for the purposes of this order, a "retail sale" shall not include any sale to the United States Government or any of its political subdivisions.

(b) *Contractor.* Any person who sells material or equipment, and in connection therewith, assumes responsibility for its incorporation into a building, structure, or construction project at a fixed site, by charging a single price for the commodity installed, by guaranteeing performance and use, or by other objective evidence, shall be considered a contractor.

(c) *Applicators.* Purchases by applicators, as herein defined, of asphalt and tarred roofing products and insulation are excluded from the coverage of this order. Applicators are herein defined as contractors engaged exclusively in the business of applying roofing and/or siding and/or insulation to buildings.

SEC. 3. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order covering the commodities specified in Appendix A. Except to the extent they are inconsistent with the provisions of this order, all other provisions of the regulations applicable to the commodities listed in Appendix A prior to the issuance of this order shall continue to apply to sales covered by this order.

SEC. 4. *Maximum price, discounts and delivery practices.* On and after the date of this order, regardless of any contract, agreement or other obligation, no person covered by this order shall sell, offer to sell, or deliver at retail as herein defined, any of the items listed in Appendix A, attached hereto, at prices higher than the maximum prices set forth in Appendix A. All sales are subject to discounts, differentials and delivery services as set forth in Appendix A.

SEC. 5. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of the list of maximum prices fixed by this order in each of his places of business in the area covered by this order in a manner plainly visible to all purchasers. An additional copy of Appendix A is attached to this order for posting.

SEC. 6. *Sales slips and records.* Every seller covered by this order must provide the purchaser, whether he requests it or not, with a sales slip, invoice, receipt, or other evidence of sale of which an exact and full copy shall be retained by the seller for the duration of the Emergency Price Control Act of 1942, as amended. The sales slip or other evidence of sale shall contain the following information with respect to items subject to this order:

1. Name and address of seller.
2. Date of sale.
3. Name and address of purchaser (necessary only on sales of items totaling $7.50 or more).
4. Description of the item sold, including quantity, grade, and any other matter insofar as any of these matters may affect the price, in full detail necessary to permit the exact calculation of the applicable maximum price.
5. Charge, if any, for delivery beyond the free delivery zone (to be separately listed from the price of the item).
6. The total price.

Each such seller shall also keep such records of each sale as he customarily kept.

SEC. 7. On and after the effective date of this order any person covered by this order who sells or offers to sell at a price higher than the ceiling price permitted by this order, or otherwise violates any of the provisions of this order, shall be subject to the criminal penalties, civil enforcement actions, license suspension proceeding and suits for treble damages as provided for by the Emergency Price Control Act of 1942, as amended.

No person subject to this order may evade any of the provisions of the order by any stratagem, scheme, or device. No person subject to this order, may as a condition of selling any particular building material, require a customer to buy anything else. Any such evasion is punishable as a violation of this order.

SEC. 8. *Relationship between this order and previous orders.* Order G-5, effective April 15, 1946, issued under General Order 68, is hereby revoked.

Appendix. Appendix A, Maximum Prices, is attached hereto and made a part hereof.

This order may be modified, amended, or revoked at any time.

This order shall become effective June 10, 1946.

Issued this 10th day of June 1946.

HERBERT L. EBLING,
Acting District Director.

APPENDIX A—TABLE OF PRICES

PROVISIONS REGARDING DISCOUNTS, ALLOWANCES, DELIVERY PRACTICES AND POSTING

1. Discounts: The retail seller shall continue to grant cash and quantity discounts with respect to all sales of commodities specified in this Appendix, which were in effect in March, 1942.

2. Small orders: Any seller who has established a customary practice of making an additional charge for deliveries, where the total amount of the order delivered is less than a certain minimum amount either monetary or by weight may add such established delivery charge to the prices established by this order where the total value or weight delivered is less than such established minimum amount and provided further that such seller shall indicate on the price list he is required to post under the provisions of this order both the established delivery charge and also the minimum amount, either monetary or by weight, to which delivery charges are applicable.

3. Free delivery area: For all deliveries within a radius of 5 miles from the geographic center of the city, village or township, where the seller's yard is located and within the limits of Dane County (excluding the City of Madison in Dane County) Wisconsin.

4. For all deliveries made beyond the free delivery zone, the retail seller shall charge no more than his customary charge, which was in effect in March, 1942. All of the above provisions apply only to sales made in the area covered by this order. The area covered by this order includes all of Dane County (except the City of Madison in Dane County) Wisconsin.

This price list must be posted in your place of business in a manner plainly visible to all purchasers.

MAXIMUM F. O. B. YARD PRICES

Description of materials and unit	*Maximum f. o. b. yard prices*
Base coat plasters:	
1. Cement plaster, wood fibre, 100-lb. bag	$1.01
Prepared finish plasters:	
2. Trowel finish plaster, 100-lb. bag	1.75
3. Keene's cement, regular, 100-lb. bag	1.95
Lime:	
4. Finishing lime, 50-lb. bag	.65
5. Mason's hydrated lime, 50-lb. bag	.50
Gypsum products:	
6. Plaster lath, 3/8" thick (rock lath), 1,000 sq. ft	28.00
7. Wallboard, gypsum—3/8", 1,000 sq. ft	42.00
8. Wallboard, gypsum—1/2", 1,000 sq. ft	48.50
9. Sheathing, gypsum, water repellent—1/2", 1,000 sq. ft	45.00
Cement products:	
10. Portland cement (standard) paper, 94-lb. bag	.75
11. Portland cement (standard) paper, per bbl	3.00
12. Masonry cement, paper bags (weight per bag, 60-66 lb.), per bag	.70
Metal lath:	
13. 3.4 lb. painted diamond mesh, sq. yd	.32
14. 3.4 lb. galvanized, sq. yd	.34
15. Expanded wide flange corner bead, 1,000 lin. ft	50.00
16. Arched corner bead, 1,000 lin. ft	40.00
17. Scalloped flange corner bead, 1,000 lin. ft	45.00
Clay products:	
18. Vitrified clay sewer pipe, No. 1, std., SS 4", lin. ft	.222
19. Vitrified clay sewer pipe, No. 1 std., SS 6", lin. ft	.314
20. Fire clay flue lining, outside dimensions—8½" x 8½", lin. ft	.484
21. Fire clay flue lining, outside dimensions—8½" x 13", lin. ft	.626
22. Fire clay flue lining, outside dimensions—13" x 13", lin. ft	.761
23. Clay drain tile—4", per ft	.06
24. Clay drain tile—6", per ft	.095
Wallboards:	
25. Fibre insulation standard lath and board—½", 1,000 sq. ft	50.00
26. Fibre insulation asphalt treated sheating—25/32" (std.), 1,000 sq. ft	69.00
27. Standard density synthetic fibre board 3/16" (4 x 8), 1,000 sq. ft	95.00
28. Hard density synthetic fibre board 1/8" tempered (std.), 1,000 sq. ft	100.00
Roofing and siding:	
29. Asphalt roofing, smooth—35 lb., 2d quality, per roll	1.20
30. Asphalt roofing, smooth—45 lb., 2d quality, per roll	1.83
31. Asphalt roofing, smooth—55 lb., 1st quality, per roll	2.35
32. Asphalt roofing, smooth—65 lb., 1st quality, per roll	2.72

MAXIMUM F. O. B. YARD PRICES—Continued

Description of materials and unit	*Maximum f. o. b. yard prices*
Roofing and siding—Con.	
33. Asphalt roofing, mineral surface, 90 lb., w/nails and cement, class C, label, per roll	$2.74
34. Asphalt mineral surfaced, split roll, diamond point, block edge, shadow or similar roofing (Class C label), 105-110 lb., (1st quality), per roll	3.66
35. Asphalt or tarred felt—15 lb. (underwriters label), per roll	2.64
36. Asphalt or tarred felt—30 lb. (underwriters label), per roll	2.64
37. Asphalt shingles, 210 lb. thick butt (3 in 1) std., per square	6.57
38. Asphalt shingles, 165 lb. hexagon, 2 or 3 tab. std., per square	5.25
39. Asphalt shingles, 167 lb. hexagon, 2 or 3 tab. std., per square	5.25
40. Asphestos cement shingles, economy cut (J. M. or equal), per square	11.00
41. Asphestos cement shingles, dutch lap ind. shingles, per square	10.53
42. Asphestos cement siding 12 x 24 or 27" std. colors, per square	8.80

[F. R. Doc. 46-10476; Filed, June 18, 1946; 1:26 p. m.]

[Region III Order G-1 Under MPR 592]

KURTZ GRAVEL CO. ET AL.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 16 of Maximum Price Regulation No. 592 and the Emergency Price Control Act of 1942, as amended, it is hereby ordered:

(a) *What this order does.* This Order No. G-1 adjusts the existing maximum prices for the sale of mason sand produced by Clayton W. Kurtz, doing business as Kurtz Gravel Company, Flint, Michigan, hereinafter designated as the producer. The maximum prices for sales both by the producer and by resellers are adjusted herein.

(b) *Adjusted maximum prices.* The adjusted maximum prices granted by this order to the producer for his sale of mason sand to all purchasers are as follows:

Mason sand	*Adjusted maximum price per cubic yard*
(1) F. o. b. pit: (i) In all quantities	$0.85
(2) Delivered (within city limits of Flint or within 7 miles of pit):	
(i) In quantities of less than 3 cubic yards	2.00
(ii) In quantities of 3 cubic yards or more	1.60

Any reseller of the mason sand covered by this order may add $0.25 per cubic yard to its established maximum prices for such sand.

(c) *Discounts and allowances.* All sellers covered by this order must maintain their customary discounts, price differentials and allowances.

(d) *Notification of maximum prices.* At the time of or prior to the first invoice to each purchaser for resale, the manufacturer shall notify the reseller in writing of permitted price increases allowed by this order for sales by resellers. This notice may be given in any convenient form.

(e) *Revocation or amendment.* This order may be revoked or amended at any time by the Office of Price Administration.

This order shall become effective December 21, 1945.

Issued December 21, 1945.

J. F. KESSEL,
Regional Administrator.

[F. R. Doc. 46-10475; Filed, June 18, 1946; 1:26 p. m.]

[Peoria Rev. Order G-5 Under Gen. Order 68]

HARD BUILDING MATERIALS IN FREEPORT, ILL., AREA

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order No. 68, it is ordered:

SECTION 1. *What this order covers.* This order covers all retail sales made by any seller, except the manufacturer, of commodities specified in Appendix A attached hereto delivered to the purchaser in the Freeport area. The Freeport, Illinois, area covered by this order consists of the City of Freeport, Illinois, and that part of Stephenson County lying within one mile from the city limits of Freeport, Illinois, in any direction.

SEC. 2. *Definitions*—(a) *Retail sale.* For the purposes of this order, a retail sale means a sale to an ultimate user, or to any contractor provided that for the purposes of this order, a "Retail Sale" shall not include any sale to the United States Government or any of its political subdivisions.

(b) *Contractor.* Any person who sells material or equipment, and in connection therewith assumes responsibility for its incorporation into a building, structure, or construction project at a fixed site, by charging a single price for the commodity installed, by guaranteeing performance and use, or by other objective evidence, shall be considered a contractor.

(c) *Applicators.* Purchases by applicators, as herein defined, of asphalt and tarred roofing products and insulation are excluded from the coverage of this order. Applicators are herein defined as contractors engaged exclusively in the business of applying roofing and/or siding and/or insulation to buildings.

SEC. 3. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order covering the commodities specified in Appendix A. Except to the extent they are inconsistent with the provisions of this order, all other provisions of the regulations applicable to the commodities listed in Appendix A prior to the issuance of this order shall continue to apply to sales covered by this order.

SEC. 4. *Maximum price, discounts and delivery practices.* On and after the

date of this order, regardless of any contract, agreement or other obligation, no person covered by this order shall sell, offer to sell, or deliver at retail as herein defined, any of the items listed in Appendix A attached hereto, at prices higher than the maximum prices set forth in this appendix. All prices include free delivery within the area covered by this order. For deliveries outside the free delivery zone, no charge may be made for deliveries in excess of the charges now legally in effect by such seller for a similar delivery.

SEC. 5. *Posting.* Every seller making sales covered by this order shall post a copy of the list of maximum prices for all sales contained in Appendix A of this order in each of his places of business in the area covered by this order in a manner plainly visible to all purchasers. There is attached to this order for your convenience two copies of its appendix containing the items covered with the respective maximum prices applicable. One such copy of such list may be detached and used as a poster hereinbefore required to be posted.

SEC. 6. *Sales slips and records.* Every seller covered by this order must provide the purchaser, whether he requests it or not, with a sales slip, invoice, receipt, or other evidence of sale, of which an exact and full copy shall be retained by the seller for the duration of the Emergency Price Control Act of 1942, as amended. The sales slip or other evidence of sale shall contain the following information with respect to items subject to this order:

1. Name and address of seller.
2. Date of sale.
3. Name and address of purchaser (necessary only on sales of items totaling $7.50 or more.)
4. Description of the item sold, including quantity, grade, and any other matter insofar as any of these matters may affect the price, in full detail necessary to permit the exact calculation of the applicable maximum price.
5. The total price.

Each such seller shall also keep such records of each sale as he customarily kept.

SEC. 7. On and after the effective date of this order any person covered by this order who sells or offers to sell at a price higher than th ceiling price permitted by this order, or otherwise violates any of the provisions of this order, shall be subject to the criminal penalties, civil enforcement actions, license suspension proceedings and suits for treble damages as provided for by the Emergency Price Control Act of 1942, as amended.

No person subject to this order may evade any of the provisions of the order by any stratagem, scheme, or device. No person subject to this order may, as a condition of selling any particular building material, require a customer to buy anything else. Any such evasion is punishable as a violation of this order.

Appendix. The appendix containing the dollars-and-cents ceiling prices and the discounts and allowances, established by this order is attached hereto, marked Appendix "A" and made a part hereof.

This revised order may be modified, amended, or revoked at any time.

This revised order shall become effective June 18, 1946.

Issued this 13th day of June 1946.

KENNETH H. LEMMER,
District Director.

APPENDIX A—TABLE OF PRICES

PROVISIONS REGARDING DISCOUNTS, ALOWANCES AND DELIVERY PRACTICES

1. Cash discounts: To all purchasers two (2) percent for payment on or before the 10th day of the month following date of delivery.

2. For all deliveries made beyond the established free delivery area covered by this Order, the retail seller shall charge no more than his customary charge per ton mile which was in effect in March 1942.

MAXIMUM PRICES TO ALL PURCHASERS

Description of materials and unit	*Price*
Plaster:	
1. Plaster, hard wall, 50-lb. bag	$0.65
2. Plaster, hard wall, 100-lb. bag	1.10
3. Plaster, hard wall, per ton	22.00
4. Plaster, gauging, 100-lb. bag	1.10
5. Plaster, moulding, 100-lb. bag	2.00
6. Cement, Keene's, 100-lb. bag	2.05
Lime:	
7. Lime, finishing, 50-lb. bag	.70
8. Mason's hydrated lime, 50-lb. bag	.55
Gypsum products:	
9. Gypsum lath 3/8", sq. ft	.028
10. Gypsum wallboard 3/8", sq. ft	.05
11. Gypsum block partition 3" hollow, sq. ft	.085
12. Gypsum block partition 4" hollow, sq. ft	.105
Metal lath:	
13. Metal lath, 2.5 lb. painted, diamond mesh, sq. yd	.27
14. Metal lath, 3.4 lb. painted, diamond mesh, sq. yd	.35
15. Metal lath, corner bead, expanded type, lin. ft	.052
Cement products:	
16. Portland cement, standard, paper bags, 94 lb. bag	.80
17. Masonry mortar, paper bags, 70-lb. bag	.70
18. Waterproof cement (gray), 94-lb. bag	1.00
Clay products:	
19. Clay drain tile 4" lin. ft	.058
20. Clay drain tile 6", lin. ft	.0982
21. Vitrified clay sewer pipe No. 1SS 4", lin. ft	.222
22. Vitrified clay sewer pipe No. 1SS 6" lin. ft	.333
23. Flue lining 9 x 9, lin. ft	.439
24. Flue lining 9 x 13, lin. ft	.671
25. Flue lining 13 x 13, lin. ft	.8405
26. Fire clay, 100-lb. bag	1.10
Roofing:	
27. Asphalt roofing 90-lb mineral surface, per square	2.845
28. Asphalt or tarred felt 15-lb., 432 sq. ft., per roll	2.633
29. Asphalt or tarred felt, 80-lb., 216 sq. ft., per roll	2.633
Insulation material:	
30. Fiber insulation board 1/2" standard lath and board, sq. ft	.053
31. Fiber insulation board, 25/32", asphalt sheathing, sq. ft	.074
32. Standard density synthetic fiber board 1/8" 4 x 8, sq. ft.	.075
33. Hard density synthetic fiber board, 1/8" tempered (standard size), sq. ft	.095
34. Thermal insulation batts (paper backed) full thick, sq. ft	.065

[F. R. Doc. 46-10478; Filed, June 18, 1946; 1:28 p. m.]

[Peoria Rev. Order G-8 Under Gen. Order 68]

HARD BUILDING MATERIALS IN KANKAKEE, ILL. AREA

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order No. 68; it is ordered:

SECTION 1. *What this order covers.* This order covers all retail sales made by any seller, except the manufacturer, of commodities specified in Appendix A attached hereto delivered to the purchaser in the Kankakee area. The Kankakee, Illinois area covered by this order consists of the area within the city limits of the City of Kankakee, Illinois, and also the area in Kankakee County lying outside such city limits and within a radius of five (5) miles from the Kankakee County Court House located in Kankakee, Illinois.

SEC. 2. *Definitions*—(a) *Retail sale.* For the purpose of this order, a retail sale means a sale to an ultimate user, or to any contractor: *Provided*, That for the purposes of this order, a "retail sale" shall not include any sale to the United States Government or any of its political subdivisions.

(b) *Contractor.* Any person who sells material or equipment, and in connection therewith, assumes responsibility for its incorporation into a building, structure, or construction project at a fixed site, by charging a single price for the commodity installed, by guaranteeing performance and use or by other objective evidence, shall be considered a contractor.

(c) *Applicators.* Purchases by applicators, as herein defined, of asphalt and tarred roofing products and insulation are excluded from the coverage of this order. Applicators are herein defined as contractors engaged exclusively in the business of applying roofing and/or siding and/or insulation to buildings.

SEC. 3. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order covering the commodities specified in Appendix A. Except to the extent they are inconsistent with the provisions of this order, all other provisions of the regulations applicable to the commodities listed in Appendix A prior to the issuance of this order shall continue to apply to sales covered by this order.

SEC. 4. *Maximum price, discounts and delivery practices.* On and after the date of this order, regardless of any contract, agreement or other obligation, no person covered by this order shall sell, offer to sell, or deliver at retail as herein defined, any of the items listed in Appendix A attached hereto, at prices higher than the maximum prices set forth in this appendix. All prices include free delivery within the area covered by this order. For deliveries outside the free delivery zone, no charge may be made for deliveries in excess of the charges now legally in effect by such seller for a similar delivery.

SEC. 5. *Posting.* Every seller making sales covered by this order shall post a copy of the list of maximum prices for

all sales contained in Appendix A of this order in each of his places of business in the area covered by this order in a manner plainly visible to all purchasers. There is attached to this order for your convenience two copies of its appendix containing the items covered with the respective maximum prices applicable. One such copy of such list may be detached and used as a poster hereinbefore required to be posted.

SEC. 6. *Sales slips and records.* Every seller covered by this order must provide the purchaser, whether he requests it or not, with a sales slip, invoice, receipt, or other evidence of sale of which an exact and full copy shall be retained by the seller for the duration of the Emergency Price Control Act of 1942, as amended. The sales slip or other evidence of sale shall contain the following information with respect to items subject to this order:

1. Name and address of seller.
2. Date of sale.
3. Name and address of purchaser (necessary only on sales of items totaling $7.50 or more).
4. Description of the item sold, including quantity, grade, and any other matter insofar as any of these matters may affect the price, in full detail necessary to permit the exact calculation of the applicable maximum price.
5. Charge, if any, for delivery beyond the free delivery zone to be separately listed from the price of the item.
6. The total price.

Each such seller shall also keep such records of each sale as he customarily kept.

SEC. 7. On and after the effective date of this order any person covered by this order who sells or offers to sell at a price higher than the ceiling price permitted by this order, or otherwise violates any of the provisions of this order, shall be subject to the criminal penalties, civil enforcement actions, license suspension proceeding and suits for treble damages as provided for by the Emergency Price Control Act of 1942, as amended.

No person subject to this order may evade any of the provisions of the order by any stratagem, scheme, or device. No person subject to this order, may as a condition of selling any particular building material, require a customer to buy anything else. Any such evasion is punishable as a violation of this order.

Appendix. The appendix containing the dollars-and-cents ceiling prices and the discounts and allowances established by this order is attached hereto, marked "Exhibit A" and made a part hereof.

This revised order may be modified, amended, or revoked at any time.

This revised order shall become effective June 15, 1946.

Issued this 10th day of June 1946.

KENNETH H. LEMMER,
District Director.

APPENDIX A—TABLE OF PRICES

PROVISIONS REGARDING DISCOUNTS, ALLOWANCES, AND DELIVERY PRACTICES

1 For all deliveries made beyond the established free delivery area covered by this order, the retail seller shall charge no more than his customary charge per ton mile which was in effect in March 1942.

MAXIMUM PRICES TO ALL PURCHASERS

Description of materials and unit	*Price*
Plaster:	
1. Plaster, hard wall, 50-lb. bag	$0.65
2. Plaster, hard wall, 100-lb. bag	1.05
3. Plaster, hard wall, per ton	21.00
4. Plaster, gauging (local), 100-lb. bag	1.15
5. Cement, Keene's, 100-lb. bag	2.55
Lime:	
6. Lime, finishing, 50-lb. bag	.60
7. Mason's hydrated lime, 50-lb. bag	.55
Gypsum products:	
8. Gypsum lath, 3/8", sq. ft	.028
9. Gypsum wallboard 3/8", sq. ft	.04
Metal lath:	
10. Metal lath, standard, corner bead, not expanded, lin. ft	.04
Cement products:	
11. Portland cement, standard (paper bags), 94-lb. bag	.80
12. Portland cement, standard, per bbl	2.90
13. Masonry mortar (paper sacks), per bag	.75
14. Concrete block (sand), 8 x 8 x 16, each	.17
Clay products:	
15. Vitrified clay sewer pipe No. 1SS 4", lin. ft	.217
16. Vitrified clay sewer pipe No. 1SS 6", lin. ft	.313
17. Flue lining 9 x 9, lin. ft	.434
18. Flue lining 9 x 13, lin. ft	.631
19. Fire clay, 100-lb. bag	1.30
Insulation material:	
20. Fibre insulation board 1/2" std. lath and board, sq. ft	.055
21. Fibre insulation board 25/32" asphalt sheathing, sq. ft	.0715
22. Hard density synthetic fibre board 1/8" tempered (std. size), sq. ft	.095
23. Thermal insulation blankets (paper backed) full thick, kimsel, sq. ft	.055
24. Thermal insulation blankets (paper backed) double thick, balsam wool, sq. ft	.07
25. Thermal insulation batts (paper backed) rock wool 2" thick, sq. ft	.055
26. Thermal insulation batts (paper backed) rock wool, full thick, sq. ft	.07
27. Thermal insulation, loose in bags, rock wool (plain), 35-lb. bag	1.15

[F. R. Doc. 46-10479; Filed, June 18, 1946; 1:29 p. m.]

[Region IV Order G-15 Under RMPR 251]

INSTALLED MINERAL WOOL INSULATION IN RICHMOND, VA.

For the reasons set forth in the accompanying opinion and under the authority conferred upon the Regional Administrator for Region IV of the Office of Price Administration by section 9 of Revised Maximum Price Regulation 251; *It is ordered:*

1. This adopting order establishes dollars-and-cents ceiling prices for mineral wool insulation on an installed basis which ceiling prices are set forth in the Appendix following section 3.

2. This order covers ceiling prices for mineral wool insulation on an installed basis in the City of Richmond, Henrico and Chesterfield Counties, Virginia.

3. All the provisions of Order G-12 (Basic Order No. 2) for Region IV, under section 9 of Revised Maximum Price Regulation 251, are adopted in this order and are just as much a part of this order as if included herein. If Regional Order No. G-12 (Basic Order No. 2) under section 9 of Revised Maximum Price Regulation 251 is amended in any respect, all the provisions as amended shall likewise, without further action, be a part of this order.

APPENDIX

Maximum prices for sales of mineral wool insulation on an installed basis and incidental construction work. (a) The maximum prices which may be charged for installed insulation and incidental construction work performed in this area shall be those shown in Table I of this section. The prices listed apply to 4" thickness of all types of blown mineral wool, hand packed loose mineral wool, and to mineral wool batts and blankets.

(b) For each inch of insulation over the standard 4" thickness, when ordered by the buyer, the seller may add two and one-half cents ($0.025) to the listed per square foot price.

(c) For each inch of insulation less than the standard 4" thickness, the seller shall deduct one cent ($0.01) from the listed per square foot price.

(d) A three-eighths inch (3/8") tolerance may be allowed for thicknesses of four inches (4") or over, but no tolerance shall be allowed for thicknesses under four inches (4").

(e) Terms are established as net sales on a cash basis, unless FHA or loan basis is specified and arranged between seller and buyer.

(f) The drawings referred to in Table I are on file with the Division of the Federal Register, and are hereby made a part of this order. For the convenience of sellers and buyers, and in the interest of simplification, and clarity of description, copies of these drawings (known as Home Insulation Diagrams) may be obtained at the Office of Price Administration, Richmond, Virginia District Office, or Atlanta, Georgia Regional Office.

TABLE I—CATEGORIES

FLAT AREAS

	Prices per sq. ft. (4" thickness basis)
Exposed ceilings	
1. Open attics with over 24" clearance to roof, no roof opening necessary, open blowing conditions, drawing 1	$0.13
2. Under flat built up roofs (suspended ceiling) with over 24" clearance between roof and hung ceiling; open blowing conditions (price includes cost of opening and closing for area 500 square feet and over; price does not include opening and closing for areas under 500 square feet), drawing 2	.14
Covered ceilings (Prices include cost of removing and replacing flooring	
3. Open attics with a single rough flooring and accessible, no roof opening necessary, drawing 3	$0.15
4. Open attics with finished single floors, drawing 4	.17
5. Open attics with finished double floors, drawing 5	.21

TABLE I—CATEGORIES—Continued

FLAT AREAS—continued

Flat ceiling in closed spaces

(Prices do not include cost of opening and closing)

	Prices per sq. ft. (4" thickness basis)
6. Flat ceilings in closed spaces under pitched or sloping roofs where opening in roof is necessary, such as pocket areas behind knee walls, areas under roof ridges, or extensions which are practically flat, drawing 6	$0.17
7. Ceilings in closed space under ridge of pitched roofs, where openings for the full length of ridge is necessary because of small clearance between ridge and ceiling area, drawing 7	.18
8. Flat built up roof types including row house construction and commercial buildings, drawings 2 and 8	.19
9. Flat roof decks covered with tin, copper or canvas, drawing 9	.19
10. Overhang, drawing 10	.21
11. Dormer tops, drawing 11:	
(a) Where no retainer material is necessary	.18
(b) Where retainer material is necessary	.22
12. Bay window top or bottom, drawing 12	.18

Floors

(Prices include cost of opening and closing)

13. Any exposed floors over garage ceilings, open porches or similar types of areas where the underside of the area to be insulated is closed and finished, drawing 13	$0.18
14. Any exposed floors where the areas to be insulated are not closed and finished and where retaining materials are required, drawing 14	.19

Floors over unexcavated areas

15. Batts and blankets, drawing 15	$0.21
16. 4" fill over retaining material and lath retaining surface, drawing 16	.24

SLOPING AREAS

17. All slopes where closed and finished on the interior side of the rafters (price does not include cost of opening and closing), drawing 17	$0.18
18. Open rafters and slopes where batts or blankets are used, such as pockets outside of knee walls where blow is impractical (prices do not include cost of opening and closing), drawing 18	.20
19. Open rafters and slopes, insulation held in place by retaining material (price includes cost of usual retainer material), drawing 19	.21

Knee walls and partitions

20. Interior plastered walls where no decoration is necessary except plaster patching, drawing 20 (price includes opening and closing)	$0.21
21. Knee walls adjacent to slopes and easily accessible, no openings required (price includes cost of retaining material), drawing 21	.18
22. Knee walls not accessible, requiring retaining material (price includes cost of retaining materials but does not include opening and closing), drawing 22	.20
23. Stairwells (prices include opening and closing), drawing 23:	
(a) Soffits	.19
(b) Walls (measurement of walls may be taken as rectangle from floor to ceiling)	.20

TABLE I—CATEGORIES—Continued

SLOPING AREAS—continued[a]

Exterior walls

(Prices include cost of opening and closing)

	Prices per sq. ft. (4" thickness basis)
24. Exterior walls with inner finish whose outer surface is composed of (diagrams 24–30, inclusive):	
(a) Wood or asphalt shingles	$0.15
(b) Wood clapboard	.15
(c) Brick or stone veneer	.25
(d) Stucco	.23
(e) Asbestos cement shingles	.18
(f) Wood and asphalt shingles or shingles and clapboards or two or more such sidings	.18
25. Gable and end walls with inner finish; diagrams 25, 26, 27; the prices listed under categories 24 (a) to 24 (f) inclusive, depending upon the type of outer finish.	
26. Gable and end walls without inner finish; diagrams 25, 26 and 27	.18
27. Dormer cheeks and faces with inner finish, diagrams 28 and 29	.18
28. Dormer cheeks and faces without inner finish, diagrams 28 and 29	.19

Openings and closings. A separate additional charge may be made for openings and closings only in those cases where opening and closing are not specifically included in the price applicable to the category. The charges set forth below include payment for all labor and material including that used for replacement of material where necessary.

	Manholes size, each	Strip openings, per square foot
29. Common wood or asphalt shingles or rolled asphalt roofing	$5.00	.60
30. Slate, tile and asbestos shingles	6.00	1.00
31. Wood openings or openings through similar materials including beaded ceilings	2.00	.50
32. Metal roofs; tar and gravel roofs; maximum prices shall be determined under Revised Maximum Price Regulation 251.		

This order may be revised, amended, revoked or modified at any time by the Office of Price Administration.

This order shall become effective June 12, 1946.

Issued: June 4, 1946.

ALEXANDER HARRIS,
Regional Administrator.

[F. R. Doc. 46-10486; Filed, June 18, 1946; 1:41 p. m.]

[Peoria Rev. Order G-2 Under Gen. Order 68]

HARD BUILDING MATERIALS IN BLOOMINGTON, ILL., AREA

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order No. 68, it is ordered:

SECTION 1. *What this order covers.* This order covers all retail sales made by any seller, except the manufacturer, of commodities specified in Appendix A attached hereto delivered to the purchaser in the Bloomington area. The Bloomington area for the purpose of this order consists of the area within the city limits of the City of Bloomington, Illinois and also the area in McLean County, Illinois, lying outside such city limits and within a radius of six (6) miles from the County Court House located in Bloomington, Illinois, which area includes the City of Normal, Illinois.

SEC. 2. *Definitions*—(a) *Retail sale.* For the purpose of this order, a retail sale means a sale to an ultimate user, or to any contractor; *Provided*, That for the purposes of this order, a "retail sale" shall not include any sale to the United States Government or any of its political sub-divisions.

(b) *Contractor.* Any person who sells material or equipment, and in connection therewith, assumes responsibility for its incorporation into a building, structure, or construction project at a fixed site, by charging a single price for the commodity installed, by guaranteeing performance and use, or by other objective evidence, shall be considered a contractor.

(c) *Applicators.* Purchases by applicators, as herein defined, of asphalt and tarred roofing products and insulation are excluded from the coverage of this order. Applicators are herein defined as contractors engaged exclusively in the business of applying roofing and/or siding and/or insulation to buildings.

SEC. 3. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order covering the commodities specified in Appendix A. Except to the extent they are inconsistent with the provisions of this order, all other provisions of the regulations applicable to the commodities listed in Appendix A prior to the issuance of this order shall continue to apply to sales covered by this order.

SEC. 4. *Maximum price, discounts and delivery practices.* On and after the date of this order, regardless of any contract, agreement or other obligation, no person covered by this order shall sell, offer to sell, or deliver at retail as herein defined, any of the items listed in Appendix A attached hereto, at prices higher than the maximum prices set forth in this Appendix. All prices include free delivery within the area covered by this order. For deliveries outside the free delivery zone, no charge may be made for deliveries in excess of the charges now legally in effect by such seller for a similar delivery.

SEC. 5. *Posting.* Every seller making sales covered by this order shall post a copy of the list of maximum prices for all sales contained in Appendix A of this order in each of his places of business in the area covered by this order in a manner plainly visible to all purchasers. There is attached to this order for your convenience two copies of its Appendix containing the items covered with the respective maximum prices applicable. One such copy of such list may be detached and used as a poster hereinbefore required to be posted.

SEC. 6. *Sales slips and records.* Every seller covered by this order must provide the purchaser, whether he requests it or not, with a sales slip, invoice, receipt, or other evidence of sale of which an exact and full copy shall be retained by the seller for the duration of the Emergency Price Control Act of 1942, as amended. The sales slip or other evidence of sale shall contain the following information with respect to items subject to this order:

1. Name and address of seller.
2. Date of sale.
3. Name and address of purchaser (necessary only on sales of items totaling $7.50 or more.)
4. Description of the item sold, including quantity, grade, and any other matter insofar as any of these matters may affect the price, in full detail necessary to permit the exact calculation of the applicable maximum price.
5. Charge, if any, for delivery beyond the free delivery zone to be separately listed from the price of the item.
6. The total price.

Each such seller shall also keep such records of each sale as he customarily kept.

SEC. 7. On and after the effective date of this order any person covered by this order who sells or offers to sell at a price higher than the ceiling price permitted by this order, or otherwise violates any of the provisions of this order, shall be subject to the criminal penalties, civil enforcement actions, license suspension proceeding and suits for treble damages as provided for by the Emergency Price Control Act of 1942, as amended.

No person subject to this order may evade any of the provisions of the order by any stratagem, scheme, or device. No person subject to this order, may as a condition of selling any particular building material, require a customer to buy anything else. Any such evasion is punishable as a violation of this order.

Appendix. The Appendix containing the dollars-and-cents ceiling prices and the discounts and allowances established by this order is attached hereto, marked Exhibit A and made a part hereof.

This revised order may be modified, amended, or revoked at any time.

This revised order shall become effective June 12, 1946.

Issued this 7th day of June.

KENNETH H. LEMMER,
District Director.

APPENDIX A—TABLE OF PRICES

PROVISIONS REGARDING DISCOUNTS, ALLOWANCES AND DELIVERY PRACTICES

1. Cash discounts: Two (2) percent if paid within ten (10) days from date of sale.
2. For all deliveries made beyond the established free delivery area covered by this order, the retail seller shall charge no more than his customary charge per ton mile which was in effect in March 1942.

MAXIMUM PRICES TO ALL PURCHASERS

Description of Materials and Unit Price	
Plaster:	
1. Plaster, hard wall, 100-lb. bag	$1.10
2. Plaster, hard wall, 50-lb. bag	.65
3. Plaster, hard wall, per ton	20.00
4. Plaster, gauging (super white) 100-lb. bag	1.75
5. Plaster, gauging (local), 100-lb. bag	1.10
6. Plaster, moulding, 100-lb. bag	1.75
7. Cement, Keene's, 100-lb. bag	2.55

MAXIMUM PRICES TO ALL PURCHASERS—Con.

Description of Materials and Unit Price—Continued	
Lime:	
8. Lime, flushing, 50-lb. bag	$0.60
9. Mason's hydrated lime, 50-lb. bag	.60
Gypsum products:	
10. Gypsum lath, 3/8", sq. ft	.028
11. Gypsum wallboard, 3/8", sq. ft	.045
12. Gypsum sheathing, 1/2", sq. ft	.045
Metal lath:	
13. Metal lath, 2.2-lb. painted diamond mesh, sq. yd	.25
14. Metal lath, 2.5-lb. painted diamond mesh, sq. yd	.28
15. Metal lath, 3.4-lb. painted diamond mesh, sq. yd	.30
16. Metal lath, corner bead, expanded type, lin. ft	.05
Cement products:	
17. Portland cement, std. (paper bags), 94-lb. bag	.80
18. Masonry mortar (paper sacks), 70-lb. bag	.70
19. Waterproof cement (gray), 94-lb. bag	1.10
Clay products:	
20. Clay drain tile, 4", lin. ft	.06
21. Clay drain tile, 6", lin. ft	.11
22. Vitrified clay sewer pipe ISS 4", lin. ft	.222
23. Vitrified clay sewer pipe ISS 6", lin. ft	.333
24. Flue lining 8 x 8", lin. ft	.434
25. Flue lining 8 x 12", lin. ft	.661
26. Flue lining 12 x 12", lin. ft	.811
27. Virtrified tile 4" T's, L's, and Y's, each	.838
28. Vitrified tile 6" T's, L's, and Y's, each	1.332
29. Fire clay, 100-lb. bag	1.25
Roofing:	
30. Asphalt roofing, 90-lb. mineral surface, per sq	2.645
31. Asphalt or tarred felt, 15 lb., 432 sq. ft., per roll	2.683
32. Asphalt or tarred felt, 30 lb., 216 sq. ft., per roll	2.683
33. Asphalt shingles 210 lb. (3 in 1) thickbutt, per sq	6.46
34. Asphalt shingles 165 lb., 2 tab hexegon, per sq	5.15
Insulation material:	
35. Fibre insulation board 1/2" std. (lath and board), sq. ft	.055
36. Fibre insulation board 25/32" asphalt sheathing, sq. ft	.069
37. Standard density synthetic fibre board 1/8" tempered, std. size, sq. ft	.095
38. Thermal insulation blankets (paper backed) balsam wool, std., sq. ft	.05
39. Thermal insulation blankets (paper backed) balsam wool, double thick, sq. ft	.0725
40. Thermal insulation batts (paper backed) 2" thick, sq. ft	.05
41. Thermal insulation batts (paper backed) full thick, sq. ft	.07
42. Thermal insulation, loose in bags (plain), 35-lb. bag	1.00

[F. R. Doc. 46-10477; Filed, June 18, 1946; 1:27 p. m.]

[Milwaukee 2d Rev. Order G-2 Under Gen. Order 68]

CERTAIN BUILDING AND CONSTRUCTION MATERIALS IN MADISON, WIS.

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order 68, it is ordered:

SECTION 1. *What this order covers.* This order covers all retail sales made by any seller, except the manufacturer, of commodities specified in Appendix A, attached hereto, delivered to the purchaser in the City of Madison, Dane County, Wisconsin.

SEC. 2. *Definition*—(a) *Retail sale.* For the purposes of this order, a retail sale means a sale to an ultimate user, or to any contractor; *Provided*, That for the purposes of this order, a "retail sale" shall not include any sale to the United States Government or any of its political subdivisions.

(b) *Contractor.* Any person who sells material or equipment, and in connection therewith, assumes responsibility for its incorporation into a building, structure, or construction project at a fixed site, by charging a single price for the commodity installed, by guaranteeing performance and use, or by other objective evidence, shall be considered a contractor.

(c) *Applicators.* Purchases by applicators, as herein defined, of asphalt and tarred roofing products and insulation are excluded from the coverage of this order. Applicators are herein defined as contractors engaged exclusively in the business of applying roofing and/or siding and/or insulation to buildings.

SEC. 3. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order covering the commodities specified in Appendix A. Except to the extent they are inconsistent with the provisions of this order, all other provisions of the regulations applicable to the commodities listed in Appendix A prior to the issuance of this order shall continue to apply to sales covered by this order.

SEC. 4. *Maximum price, discounts and delivery practices.* On and after the date of this order, regardless of any contract, agreement or other obligation, no person covered by this order shall sell, offer to sell, or deliver at retail as herein defined, any of the items listed in Appendix A, attached hereto, at prices higher than the maximum prices set forth in Appendix A. All sales are subject to discounts, differentials and delivery services as set forth in Appendix A.

SEC. 5. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of the list of maximum prices fixed by this order in each of his places of business in the area covered by this order in a manner plainly visible to all purchasers. An additional copy of Appendix A is attached to this order for posting.

SEC. 6. *Sales slips and records.* Every seller covered by this order must provide the purchaser, whether he requests it or not, with a sales slip, invoice, receipt, or other evidence of sale of which an exact and full copy shall be retained by the seller for the duration of the Emergency Price Control Act of 1942, as amended. The sales slip or other evidence of sale shall contain the following information with respect to items subject to this order:

1. Name and address of seller.
2. Date of sale.

8. Name and address of purchaser (necessary only on sales of items totaling $7.50 or more).
4. Description of the item sold, including quantity, grade, and any other matter insofar as any of these matters may affect the price, in full detail necessary to permit the exact calculation of the applicable maximum price.
5. Charge, if any, for delivery beyond the free delivery zone (to be separately listed from the price of the item).
6. The total price.

Each such seller shall also keep such records of each sale as he customarily kept.

SEC. 7. On and after the effective date of this order any person covered by this order who sells or offers to sell at a price higher than the ceiling price permitted by this order, or otherwise violates any of the provisions of this order, shall be subject to the criminal penalties, civil enforcement actions, license suspension proceeding and suits for treble damages as provided for by the Emergency Price Control Act of 1942, as amended.

No person subject to this order may evade any of the provisions of the order by any stratagem, scheme, or device. No person subject to this order, may as a condition of selling any particular building material, require a customer to buy anything else. Any such evasion is punishable as a violation of this order.

SEC. 8. *Relationship between this order and previous orders.* Revised Order G–2, effective April 18, 1946, as amended, issued under General Order 68, is hereby revoked.

Appendix. Appendix A, Maximum Prices, is attached hereto and made a part hereof.

This order may be modified, amended, or revoked at any time.

This order shall become effective June 10, 1946.

Issued this 10th day of June 1946.

HERBERT L. EBLING,
Acting District Director.

APPENDIX A—TABLES OF PRICES

PROVISIONS REGARDING DISCOUNTS, ALLOWANCES, DELIVERY PRACTICES AND POSTING

1. *Discounts.* The retail seller shall continue to grant cash and quantity discounts with respect to all sales of commodities specified in this Appendix, which were in effect in March 1942.

2. *Small orders.* Any seller who has established a customary practice of making an additional charge for deliveries, where the total amount of the order delivered is less than a certain minimum amount either monetary or by weight may add such established delivery charge to the prices established by this order where the total value or weight delivered is less than such established minimum amount: *And provided further,* That such seller shall indicate on the price list he is required to post under the provisions of this order both the established delivery charge and also the minimum amount, either monetary or by weight, to which delivery charges are applicable.

3. *Delivery.* Except as provided in Item 2 above, sellers shall make free delivery within the limits of the City of Madison, which is the area covered by this order.

This price list must be posted in your place of business in a manner plainly visible to all purchasers.

MAXIMUM PRICES

Description of materials and unit	*Maximum prices*
Base coat plasters:	
1. Cement plaster, unfibred (neat hardwall), 100-lb. bag	$0.91
2. Cement plaster, wood fibre, 100-lb. bag	.91
Prepared finish plasters:	
3. Trowel finish plaster, 100-lb. bag	1.51
4. Moulding plaster, No. 1 white, 100-lb. bag	1.76
5. Gauging plaster, gray, 100-lb. bag	.96
6. Keene's cement, 100-lb. bag	1.76
7. Finishing plaster, unfibred, 100-lb. bag	.91
Lime:	
8. Finishing lime, fibred, 100-lb. bag	1.00
9. Mason's hydrated lime, per lb	.01
10. Ohio finish lime, 50-lb. bag	.60
11. Mason's quick lime, per lb	.01
Gypsum products:	
12. Plaster lath, ¾" thick (rock lath), 1,000 sq. ft	26.00
13. Wallboard, gypsum—⅜", 1,000 ft	36.00
14. Wallboard, gypsum—½", 1,000 ft	40.00
15. Sheathing, gypsum, water repellent—½", 1,000 ft	42.50
Cement products:	
16. Portland cement (std.), paper, 96-lb. bag	.75
17. Portland cement (std.), cloth bag (incl. bag), refund bag return 10¢, 96-lb. bag	.85
18. Masonry cement, paper bags (wgt. per bag 60–66 lb), per bag	.70
Metal lath:	
19. 2.5-lb. painted diamond mesh, sq. yd	.25
20. 3.4-lb. painted diamond mesh, sq. yd	.32
21. 3.4-lb. galvanized, sq. yd	.34
22. 2.75-lb. flat rib painted, sq. yd	.27
23 3.4-lb. painted high rib, ⅜", sq. yd	.30
24. Expanded wide flange corner bead, 1,000 lin. ft	45.00
25. Arched corner bead, 1,000 lin. ft	30.00
26. Scalloped flange corner bead, 1,000 lin. ft	35.00
Clay products:	
27. Vitrified clay sewer pipe, No. 1 std., SS 4", lin. ft	.183
28. Vitrified clay sewer pipe, No. 1 std., SS 6", lin. ft	.2745
29 Fire clay flue lining, outside dimensions—8½" x 8½", lin. ft.	.3840
30. Fire clay flue lining, outside dimensions—8½" x 13", lin. ft.	.5310
31. Fire clay flue lining, outside dimensions—13" x 13", lin. ft.	.6670
32. Clay drain tile 3", per ft	.06
33. Clay drain tile 4", per ft	.07
34. Clay drain tile 6", per ft	.105
Wallboards:	
35. Fibre insulation board ½", 1,000 ft	45.00
36. Fibre insulation asphalt treated sheathing ½" (std.), 1,000 ft	64.00
Roofing:	
37. Asphalt roofing, mineral surface, 90-lb., w/nails and cement, class C label, per roll	2.72
38. Asphalt or tarred felt—15 lb., per roll	2.64
39. Asphalt or tarred felt—30 lb., per roll	2.64
40. Asphalt shingles, 210 lb. thick-butt (3 in 1) std., per roll	6.57
41. Asphalt shingles, 165 lb. hexagon, 2 or 3 tab. std., per roll	4.75

[F. R. Doc. 46-10489; Filed, June 18, 1946; 1:42 p. m.]

[Region IV Order G-16 Under RMPR 251]

INSTALLED MINERAL WOOL INSULATION IN THE CITY OF MONTGOMERY, AND MONTGOMERY, ELMORE, AUTAUGA AND LOWNDES COUNTIES, ALA.

For the reasons set forth in the accompanying opinion and under the authority conferred upon the Regional Administrator for Region IV of the Office of Price Administration by section 9 of Revised Maximum Price Regulation 251, *It is ordered:*

1. This adopting order establishes dollars-and-cents ceiling prices for mineral wool insulation on an installed basis which ceiling prices are set forth in the Appendix following section 3.

2. This order covers ceiling prices for mineral wool insulation on an installed basis in the City of Montgomery, and Montgomery, Elmore, Autauga and Lowndes Counties, Alabama.

3. All the provisions of Order No. G-12 (Basic Order No. 2) for Region IV, under section 9 of Revised Maximum Price Regulation 251, are adopted in this order and are just as much a part of this order as if included herein. If Regional Order No. G–12 (Basic Order No. 2) under section 9 of Revised Maximum Price Regulation 251 is amended in any respect, all the provisions as amended shall likewise, without further action, be a part of this order.

APPENDIX

Maximum prices for sales of mineral wool insulation on an installed basis and incidental construction work. (a) The maximum prices which may be charged for installed insulation and incidental construction work performed in this area shall be those shown in Table I of this section. The prices listed apply to 4" thickness of all types of blown mineral wool, hand packed loose mineral wool, and to mineral wool batts and blankets.

(b) For each inch of insulation over the standard 4" thickness, when ordered by the buyer, the seller may add two and one-half cents ($0.025) to the listed per square foot price.

(c) For each inch of insulation less than the standard 4" thickness, the seller shall deduct one cent ($0.01) from the listed per square foot price.

(d) A three-eighths inch (⅜") tolerance may be allowed for the thicknesses of four inches (4") or over, but no tolerance shall be allowed for thicknesses under four inches (4").

(e) For work performed outside the city limits of Montgomery, Alabama, and within Montgomery, Elmore, Autauga, and Lowndes Counties the contractor may add one cent ($0.01) per square foot to offset the cost of transportation, materials, and workmen to the job site.

(f) Terms are established as net sales on a cash basis, unless FHA or loan basis is specified and arranged between seller and buyer.

(g) Maximum prices for categories of installed insulation and incidental construction work not specifically priced in this order shall be priced in accordance with Revised Maximum Price Regulation 251.

(h) The drawings referred to in Table I are on file with the Division of the Federal Register, and are hereby made a part of this order. For the convenience of sellers and buyers, and in the interest of simplification and clarity of description, copies of these drawings (known as Home Insulation Diagrams) may be obtained at the Office of Price Administration, Birmingham, Alabama, District Office, or Atlanta, Georgia, Regional Office.

TABLE I—CATEGORIES

FLAT AREAS

	Prices per sq. ft. (4" thickness basis)
Exposed ceilings	
1. Open attics with over 24" clearance to roof, no roof opening necessary, open blowing conditions, drawing 1	$0.11
2. Under flat built-up roofs (suspended ceilings) with over 24" clearance between roof and hung ceilings; open blowing conditions (Price includes cost of opening and closing for area 500 square feet and over, price does not include opening and closing for areas under 500 square feet), drawing 2	.10
Covered ceilings (Prices include cost of removing and replacing flooring)	
3. Open attics with a single rough flooring and accessible, drawing 3	$0.11
4. Open attics with finished single floors, drawing 4	.12
Flat ceilings in closed spaces (Prices do not include cost of opening and closing)	
5. Flat ceilings in closed spaces under pitched or sloping roofs where opening in roof is necessary, such as pocket areas behind knee walls, areas under roof ridges, or extensions which are practically flat, drawing 6	$0.11
6 Ceilings in closed space under ridge of pitched roofs, where openings for the full length of the ridge is necessary because of small clearance between ridge and ceiling area, drawing 7	.12
7 Overhang, drawing 10	.12
8 Dormer tops, drawing 11: (a) Where no retainer materials are necessary	.12
9 Bay window top or bottom, drawing 12	.12
Floors (Prices include cost of opening and closing)	
10 Any exposed floors over garage ceilings, open porches or similar types of areas where the underside of the area to be insulated is closed and finished, drawing 13	$0.12
11. Any exposed floors where the areas to be insulated are not closed and finished and where retaining materials are required, drawing 14	.12
Floors over unexcavated areas	
12 Batts and blankets, drawing 15	$0.12
SLOPING AREAS	
13 All slopes where closed and finished on the interior side of the rafters (price does not include cost of opening and closing), drawing 17	$0.12
14. Open rafters and slopes where batts or blankets are used, such as pockets outside of knee walls where blowing is impractical (prices do not include cost of opening and closing), drawing 18	.12
15. Knee walls adjacent to slopes and easily accessible, no openings required (price includes cost of retaining material), drawing 21	.12

This order may be revised, amended, revoked or modified at any time by the Office of Price Administration.

This order shall become effective June 12, 1946.

Issued June 4, 1946.

ALEXANDER HARRIS,
Regional Administrator.

[F. R. Doc. 46-10487; Filed, June 18, 1946; 1:41 p. m.]

[Raleigh Rev. Order G-1 Under Gen. Order 68]

HARD BUILDING MATERIALS IN RALEIGH, N. C., DISTRICT

For the reasons set forth in the accompanying opinion and under the authority vested in the District Director of the Raleigh, North Carolina District Office, Region IV, of the Office of Price Administration by General Order No. 68 issued by the Administrator of the Office of Price Administration in Region IV, Delegation Order No. 93 issued November 5, 1945, it is hereby ordered:

SECTION 1. *What this order covers.* This order covers all retail sales by any seller, except as hereinafter provided, of the commodities specified in this order delivered to a purchaser in the "Raleigh District Trade Area."

The "Raleigh District Trade Area" for the purpose of this order consists of the following area: That area located in the counties of Alamance, Alexander, Alleghany, Anson, Ashe, Avery, Beaufort, Bertie, Bladen, Brunswick, Burke, Cabarrus, Caldwell, Camden, Carteret, Caswell, Catawba, Chatham, Chowan, Cleveland, Columbus, Craven, Cumberland, Currituck, Dare, Davidson, Davie, Duplin, Durham, Edgecombe, Forsyth, Franklin, Gaston, Gates, Granville, Greene, Guilford, Halifax, Harnett, Hertford, Hoke, Hyde, Iredell, Johnston, Jones, Lee, Lenoir, Lincoln, Martin, McDowell, Mecklenburg, Montgomery, Moore, Nash, New Hanover, Northampton, Onslow, Orange, Pamlico, Pasquotank, Pender, Perquimans, Person, Pitt, Polk, Randolph, Richmond, Robeson, Rockingham, Rowan, Rutherford, Sampson, Scotland, Stanly, Stokes, Surry, Tyrrell, Union, Vance, Wake, Warren, Washington, Watauga, Wayne, Wilkes, Wilson and Yadkin, North Carolina (except the Townships of Kennekeet and Hatteras in Dare County and the Township of Ocracoke in Hyde County).

SEC. 2. *Definition of retail sales.* For the purpose of this order, a retail sale means a sale to an ultimate consumer or to any person for resale on an installed basis within the meaning of section I (b) of Revised Maxmium Price Regulation No. 251; except, this order shall not apply to a sale made by an "applicator." An applicator means a contractor engaged exclusively in the business of applying roofing and/or siding and/or insulation to buildings.

SEC. 3. *Description of items covered by this order.* This order covers the list of "hard building materials" set forth in the annexed Revised Table I. Other related items may be added from time to time by amendment without reference being made to this section.

SEC. 4. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order, except to the extent they are inconsistent with the provisions of this order, all other provisions of the General Maximum Price Regulation shall apply to sales covered by this order.

SEC. 5. *Maximum prices.* The maximum prices for hard building materials covered by this order are set forth in Revised Table I which is annexed to and made a part of this order. No person subject to this order may charge more than the maximum price herein provided. Lower prices may, of course, be charged. Such maximum prices are subject to provisions of section 6 of this order.

SEC. 6. *Discounts, allowances and delivery practices.* Each seller subject to this order must maintain his customary terms, discounts and allowances in sales to each class of purchaser which he had in effect during March, 1942.

SEC. 7. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of Revised Table I, as amended from time to time, which lists the maximum prices fixed by this order in each of his places of business in the area covered by this order in a manner plainly visible to all purchasers.

SEC. 8. *Sales slips and records.* Every seller covered by this order who has customarily given his customers a sales slip or other evidence of purchase must continue to do so. Upon request from a customer, such seller, regardless of previous custom, shall give the purchaser a receipt showing the date, name and address of the seller, the description of each item sold and the price received for it. If he customarily prepared his sales slips in more than one copy, he must keep for at least six months after delivery a duplicate copy of each sales slip delivered by him pursuant to this section.

For any sale of $50.00 or more each seller, regardless of previous custom, must keep records showing at least the following:

(1) Name and address of the buyer.
(2) Date of transaction.
(3) Place of delivery.
(4) Complete description of each item sold and price charged.

SEC. 9. *Enforcement provisions.* On and after the effective date of this order, any person covered by this order, who sells or offers to sell at a price higher than the ceiling price permitted by this order, or otherwise violates any of the provisions of this order, shall be subject to the criminal penalties, civil enforcement actions, license suspension proceedings and suits for treble damages as provided for by the Emergency Price Control Act of 1942, as amended. No person subject to this order may evade any of the provisions of the order by any stratagem, scheme or device. No person subject to this order may, as a condition of selling any particular building material item,

require a customer to buy anything else. Any such evasion is punishable as a violation of this order.

SEC. 10. *Petitions for amendment.* Any person seeking an amendment of any provision of this order may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1, a copy of which will be furnished upon request.

SEC. 11. *Amendment.* This order may be amended or revoked at any time by the Office of Price Administration.

This Revised Order No. G–1 shall become effective June 1, 1946.

Issued this 28th day of May 1946.

JOHN H. PAYLOR,
Acting District Director.

TABLE I—MAXIMUM PRICES FOR RETAIL SALES OF CERTAIN HARD BUILDING MATERIALS

(Subject to discounts, allowances, etc. as provided in section 6 of Order G–1)

No.	Description of commodity	Unit	Maximum delivered price (f. o. b. job)
1	Angle irons	Per lb	$0.10
2	Wallboard, fibered or pulp, 3/16" (except Upson board).	M sq. ft	35.00
3	Gypsum sheathing, ½"	M sq. ft	42.50
4	Gypsum or rock lath 3/8"	M sq. ft	27.25
5	Gypsum wallboard, 3/8"	M sq. ft	40.00
6	Gypsum wallboard, ½"	M sq. ft	50.00
7	Standard Presdwood, ¼" (4' x 12').	M sq. ft	75.00
8	Standard Presdwood, ¼" (1' x 12').	M sq. ft	110.00
9	Tempered Presdwood, ⅛" (4' x 12').	M sq. ft	100.00
10	Tempered Presdwood, 3/16" (4' x 12').	M sq. ft	110.00
11	Tempered Presdwood, ¼" (4' x 12').	M sq. ft	130.00
12	Keene's cement	100-lb. bag	2.58
13	Portland cement, standard (paper bags)	Std. bag	.85
14	Thermal insulation-mineral wool blankets (paper backed) single 1" thick, less than 2".	1 sq. ft	.05
15	Thermal insulated-mineral wool blankets (paper backed) medium 2" thick, less than 3".	1 sq. ft	.055
16	Thermal insulation—mineral wool blankets (paper backed), 3" thick and over.	1 sq. ft	.06
17	Thermal insulation—mineral wool batts (paper backed) full thick.	1 sq. ft	.06
18	Metal lath, diamond mesh, painted (copper alloy), 2.5 lbs.	sq. yard	.30
19	Metal lath, diamond mesh, painted (copper alloy), 3.4 lbs.	sq. yard	.32
20	Metal lath corner bead, expanded type.	Lin. ft	.05
21	Finishing lime	50-lb. bag	.65
22	Mason's hydrated lime	50-lb. bag	.52
23	Plaster, hard wall	100-lb. bag	1.12
24	Plaster, hard wall	Per ton	22.40
25	Plaster, gauging	100-lb. Bag	1.75
26	Plaster, gauging	Per ton	31.50
27	Asbestos cement siding, 12" x 24" or 27" standard white.	100 sq. ft	8.65
28	Asbestos cement siding, 12" x 24" or 27" standard gray.	100 sq. ft	7.84
29	Asbestos shingles	Per sq	10.68
30	Roll brick siding	Per sq	4.00
31	210-lb. 12" strip shingles (roofing).	Per sq	6.36
32	167-lb. 11½" hex strip shingles.	Per sq	4.92
33	90-lb. roll roofing mineral surfaced.	Per sq	2.75

[F. R. Doc. 46–10626; Filed, June 19, 1946; 1:27 p. m.]

[Region V Order G–1 Under Gen. Order 68, Amdt. 1]

STOCK SCREEN GOODS IN TEXAS

For the reasons set forth in the opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region V of the Office of Price Administration by General Order No. 68, *It is hereby ordered:*

Paragraph (d) of Order No. G–1 under General Order No. 68 is hereby amended in that each seller under this order may add to the prices set forth in such paragraph (d) 8½% for sales in full bundles, and 7½% for sales of broken bundles of one to five doors, pursuant to Amendment 7 to Maximum Price Regulation 381. The prices arrived at may be rounded off to the nearest 5¢.

Except as this order amends Order No. G–1 under General Order No. 68, issued the fourth day of February, 1946, the aforesaid Order No. G–1 shall remain in full force and effect.

(56 Stat. 23,765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; and E.O. 9328, 8 F.R. 4681)

Issued at Dallas, Texas, and effective this 5th day of June 1946.

W. A. ORTH,
Regional Administrator.

[F. R. Doc 46–10624; Filed, June 19, 1946; 1:26 p. m.]

[Dallas Order G–1 Under Gen. Order 68, Amdt. 1]

BUILDING MATERIALS IN DALLAS COUNTY, TEX.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to General Order No. 68, maximum prices for the following commodities set forth in Appendix A are amended to read as follows:

Name of item	Basic unit	When sold in quantities of	Carload, f. o. b. car	F. o. b. [illegible] yard or store or delivered in free delivery zone—Recommended [illegible]
Asphalt roofing:				
90-lb., mineral surface	Roll, 108 square feet	Any		
55-lb., smooth surface, 1st quality	do	do		
55-lb., smooth surface, 2d quality	do	do		
55-lb., smooth surface, 3d quality	do	do		
45-lb., smooth surface, 1st quality	do	do		
45-lb., smooth surface, 2d quality	do	do		
45-lb., smooth surface, 3d quality	do	do		
Asphalt or tarred felt:				
15-lb	Roll, 432 square feet	do		
30-lb	Roll, 216 square feet	do		
Asphalt shingles, 165-lb., 2-tab hexagon, 11 1/3".	100 square feet	do		

The maximum prices established by this amendment shall not be charged until the seller's net invoiced cost has been increased by its supplier.

Appendix A is amended by deleting the commodity concrete block, 8" x 8" x 16", and substituting therefor:

Name of item	Basic unit	When sold in quantities of—	Carload, f. o. b. car	F. o. b. [illegible] yard or store or delivered in free delivery zone—Recommended [illegible]
Concrete block, 7" x 8" x 12", delivered	1,000	Any		
F. o. b. plant, yard, store, or siding	1,000	do		

Issued May 31, 1946.

Effective May 31, 1946.

GUS W. THOMASSON,
District Director.

[F. R. Doc. 46–10622; Filed, June 19, 1946; 1:25 p. m.]

[Region V Order G–2 Under Gen. Order 68, Amdt. 1]

STOCK SCREEN GOODS IN ARKANSAS AND LOUISIANA

For the reasons set forth in the opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region V of the Office of Price Administration by General Order No. 68, *It is hereby ordered:*

Paragraph (d) of Order No. G–2 under General Order No. 68 is hereby amended in that each seller under this order may add to the prices set forth in subject paragraph (d) for Ponderosa Pine, 8½% for sales in full bundles and 7½% for sales of broken bundles of one to five doors; and for Southern Pine, 17% for sales in full bundles, and 16⅔% for sales in broken bundles of one to five doors, pursuant to Amendment 7 to Maximum Price Regulation 381. The prices arrived at may be rounded off to the nearest 5¢.

Except as this order amends Order No. G–2 under General Order No. 68, issued the 21st day of February, 1946, the aforesaid Order No. G–2 shall remain in full force and effect.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; and E.O. 9328, 8 F.R. 4681)

Issued at Dallas, Texas, and effective this 5th day of June 1946.

W. A. ORTH,
Regional Administrator.

[F. R. Doc. 46–10623; Filed, June 19, 1946; 1:25 p. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File No. 70–1303]

STANDARD GAS AND ELECTRIC CO.

ORDER PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 14th day of June 1946.

Standard Gas and Electric Company ("Standard"), a registered holding company, having filed a declaration and amendments thereto pursuant to section 12 (d) of the Public Utility Holding Company Act of 1935 and Rules U-44 and U-50 thereunder regarding the following proposed transaction:

Standard proposes to sell all of the 312,000 shares (being all of the presently issued and outstanding shares) of common stock, without par value, of The California Oregon Power Company ("Copco"), a California corporation. The sale of such shares of common stock is to be made at competitive bidding pursuant to Rule U-50 of this Commission. Standard will apply the net proceeds of the aforesaid sale toward the payment of interest and principal on its promissory notes dated April 10, 1946, issued to banks under the Bank Loan Agreement of Standard dated December 31, 1945, as later amended (copies of which are now on file with this Commission, File No. 70–1211). Standard represents that such sale is for the purpose of enabling it to comply with the provisions of subdivision (b) of section 11 of the Public Utility Holding Company Act of 1935 and with the order of the Commission dated August 8, 1941, issued pursuant thereto (File No. 59–9), and asks that the Commission in its order find that the proposed sale is necessary or appropriate to effectuate the provisions of section 11 (b) (1) of said act and make the specifications and itemizations necessary in order that sections 371 (b) (371 (f) and 1808 (f) of the Internal Revenue Code shall be applicable.

Said declaration having been filed on May 20, 1946, a notice of filing having been duly given in the manner and form prescribed by Rule U-23 under the act, and the Commission not having received a request for hearing with respect to the declaration within the period specified in such notice or otherwise and not having ordered a hearing thereon; and

The Commission deeming it appropriate in the public interest and in the interest of investors and consumers to permit said declaration to become effective and finding with respect to said declaration that the requirements of section 12 (d) are satisfied;

It is hereby ordered, That pursuant to Rule U-23 and the applicable provisions of the act said declaration be and the same is hereby permitted to become effective forthwith subject to the terms and conditions prescribed in Rule U-24 and subject to the further condition that the sale of the stock shall not be consummated until the results of the competitive bidding pursuant to Rule U-50 have been supplied by amendment and a further order shall have been entered, which order may contain such further terms and conditions as may then be deemed appropriate; jurisdiction is hereby reserved for the entry of such order and the imposition of such terms and conditions.

It is further ordered, And the Commission finds, that the proposed sale and transfer of 312,000 shares of common stock, without par value, of Copco now held by Standard Gas and Electric Company, is in accordance with and in obedience to the aforesaid order of the Commission dated August 8, 1941, which order found that the divestment by Standard Gas and Electric Company of its interest in Copco was necessary and appropriate for the purpose of bringing about compliance by Standard Gas and Electric Company with section 11 (b) (1) of said act; and the said 312,000 shares of common stock of Copco are hereby specified and itemized as being included in the holdings of securities named in said order dated August 8, 1941.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant to the Secretary.

[F. R. Doc. 46–10610; Filed, June 19, 1946; 12:34 p. m.]

[File No. 811–85]

GOODALL SECURITIES CORP.

NOTICE OF AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commision held at its office in the City of Philadelphia, Pa., on the 18th day of June, A. D. 1946.

An application has been filed by Goodall Securities Corporation, a registered investment company, pursuant to section 8 (f) of the Investment Company Act of 1940 for an order declaring that it has ceased to be an investment company.

It is ordered, Pursuant to section 40 (a) of said act that a hearing on the aforesaid application be held on July 2, 1946 at 9:30 a. m., eastern daylight saving time, in Room 318 of the Securities and Exchange Commission Building, 18th and Locust Streets, Philadelphia 3, Pennsylvania.

It is further ordered, That Willis E. Monty, Esquire, or any other officer or officers of the Commission designated by it for that purpose shall preside at such hearing. The officer so designated is hereby authorized to exercise all the powers granted to the Commission under sections 41 and 42 (b) of the Investment Company Act of 1940 and to trial examiners under the Commission's rules of practice.

Notice of such hearing is hereby given to Goodall Securities Corporation and to any other persons whose participation in such proceedings may be in the public interest or for the protection of investors.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant to the Secretary.

[F. R. Doc. 46–10611; Filed, June 19, 1946; 12:34 p. m.]

[File No. 812–432]

NATIONAL AVIATION CORP.

NOTICE OF AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 19th day of June, A. D. 1946.

National Aviation Corporation, a registered investment company, has filed an application pursuant to sections 10 (f) and 17 (b) of the Investment Company Act of 1940 for an order of exemption from the provisions of sections 10 (f) and 17 (a) of said act permitting the applicant to purchase from Hornblower and Weeks, 40 Wall Street, New York, New York, or any other underwriter of the voting trust certificates to be issued by Chicago and Southern Airlines, Inc., not in excess of 5,000 shares of such voting trust certificates at the public offering price thereof. A director of the applicant is an affiliated person of Hornblower and Weeks, a proposed underwriter of the voting trust certificates to be issued by Chicago and Southern Airlines, Inc.

It is ordered, Pursuant to section 40 (a) of said act, that a hearing on the aforesaid application be held on June 28, 1946 at 9:30 o'clock in the forenoon of that day in Room 318 of the Securities and Exchange Commission Building, 18th and Locust Streets, Philadelphia 3, Pennsylvania; and

It is further ordered, That Willis E. Monty, Esquire, or any other officer or officers of the Commission designated by it for that purpose shall preside at the hearing on such application. The officer so designated is hereby authorized to exercise all the powers granted to the Commission under sections 41 and 42 (b) of the Investment Company Act of 1940 and to trial examiners under the Commission's rules of practice.

Notice of such hearing is hereby given to the applicant and to any other persons whose participation in such proceedings may be in the public interest or for the protection of investors.

[SEAL] NELLYE A. THORSEN,
Assistant to the Secretary.

[F. R. Doc. 46–10642; Filed, June 20, 1946; 9:44 a. m.]

[File No. 70–1267]

OHIO EDISON CO.

ORDER DENYING MOTIONS AND PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 17th day of June, A. D. 1946.

Ohio Edison Company, a registered holding company and a public-utility subsidiary of The Commonwealth & Southern Corporation ("Commonwealth"), also a registered holding company, having filed an application and declaration and amendments thereto pursuant to applicable provisions of the Public Utility Holding Company Act of 1935, regarding the issue and sale, in accordance with the competitive bidding

requirements of Rule U-50, of 204,153 shares of common stock with a par value of $8 per shares, the proceeds to be used for the construction of property additions; and

A public hearing having been held on said application and declaration, as amended, after appropriate notice; and

Alfred J. Snyder, a representative of certain common stockholders of Commonwealth, having made a motion to defer action on said application and declaration until approval by the Commission of a plan of recapitalization of Commonwealth; and having also moved to intervene as a party instead of having limited participation as heretofore granted;

Briefs having been filed and oral argument heard with respect to said motions and on the merits of the application and declaration, and the Commission having considered such motions and the record having made its findings and opinion herein:

It is ordered, That the said motions be and they hereby are denied;

It is further ordered, That the declaration, as amended, be and the same is hereby permitted to become effective subject to the terms and conditions provided in Rule U-24 and to the following further terms and conditions:

1. That the proposed sale of the common stock of Ohio Edison Company shall not be consummated until the results of competitive bidding, pursuant to Rule U-50, shall have been made a matter of record in this proceeding and a further order shall have been entered by this Commission in the light thereof, jurisdiction being reserved for this purpose.

2. That jurisdiction be, and it is, hereby reserved over the payment of all fees and expenses of all counsel, incurred or to be incurred in connection with the proposed transactions.

It is further ordered, That the ten-day period for inviting bids as provided in Rule U-50 be and the same is hereby shortened to a period of not less than six days.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant to the Secretary.

[F. R. Doc. 46-10639; Filed, June 20, 1946; 9:43 a. m.]

[File No. 70-1275]

PHILADELPHIA ELECTRIC POWER CO. AND SUSQUEHANNA POWER CO.

SUPPLEMENTAL ORDER PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 18th day of June 1946.

Philadelphia Electric Power Company (PE Power), a registered holding company and a subsidiary of Philadelphia Electric Company, and The Susquehanna Power Company (Susquehanna), a subsidiary of PE Power, having filed applications and declarations pursuant to Sections 6, 7 and 12 of the Public Utility Holding Company Act of 1935, including, among other things, a declaration by PE Power regarding the issue and sale, pursuant to the competitive bidding requirements of Rule U-50, of $30,000,000 principal amount of First Mortgage Bonds; and

The Commission by order dated June 7, 1946, having, among other things, permitted said declaration to become effective subject to the condition that the proposed issue and sale of the bonds shall not be consummated until the results of competitive bidding, pursuant to Rule U-50, shall have been made a matter of record in this proceeding and a further order shall have been entered by this Commission in the light of the record so completed, which order may contain such further terms and conditions as may then be deemed appropriate; and

The Commission in said order having reserved jurisdiction over the payment of the financial adviser's fee and all fees and expenses of counsel in connection with the proposed transaction, including the fees and expenses of counsel for the bidders; and

PE Power having filed an amendment to its declaration herein setting forth the action taken to comply with the requirements of Rule U-50 and that pursuant to the invitation for competitive bids, bids for $30,000,000 principal amount of bonds were submitted by three groups of underwriters headed by Kidder, Peabody and Co., Inc., Morgan Stanley and Co. and Halsey, Stuart and Co., Inc., respectively, as follows:

Underwriting group	Coupon rate	Price to company (% of prin. amt.)	Annual cost to company
Kidder, Peabody & Co...	2¾	102.069	2.523
Morgan Stanley & Co...	2¾	102.04	2.525
Halsey, Stuart & Co., Inc	2¾	101.82	2.536

[1] Plus accrued interest.

Said amendment having further set forth that PE Power has accepted the bid of Kidder, Peabody and Co., Inc., for the bonds as set out above, and that the bonds will be offered for sale to the public at a price of 102.567% of the principal amount thereof plus accrued interest from July 1, 1946, resulting in an underwriter's spread equal to .478% of the principal amount of the bonds; and

The Commission having examined the record with respect to the nature of the legal and financial advisory services performed for PE Power and the legal services performed for the underwriters in connection with the transactions, together with a statement of fees to be paid by PE Power in the amounts of $30,000 to Morgan, Lewis and Bockius, $3,500 to Miles, Walsh, O'Brien and Morris, counsel for the company, and $10,000 to Drexel & Co., financial adviser, and a fee in the amount of $20,000 to be paid by the underwriters to Drinker, Biddle & Reath, counsel for the underwriters; and

The Commission having considered the record herein and finding no basis for imposing terms and conditions with respect to the price to be paid to the company, the interest rate on the bonds, the redemption price thereof, or the underwriters' spread and its allocation; and

It appearing to the Commission that the legal fees and fees of the financial adviser are not unreasonable and that jurisdiction over them should now be released;

It is ordered, That said declaration, as amended, be, and the same hereby is, permitted to become effective, subject to the terms and conditions prescribed in Rule U-24 and that jurisdiction heretofore reserved over the payment of the financial adviser's fee and all fees and expenses of counsel in connection with the proposed transactions, including the fees and expenses of counsel for the bidders, be, and the same hereby is, released.

By the Commission.

[SEAL] NELLYE A. THORSEN
Assistant to the Secretary.

[F. R. Doc. 46-10638; Filed, June 20, 1946; 9:44 a. m.]

[File No. 70-1281]

MONONGAHELA POWER CO. AND MARIETTA ELECTRIC CO.

ORDER GRANTING APPLICATION AND PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its offices in the City of Philadelphia, Pennsylvania, on the 18th day of June A. D. 1946.

Monongahela Power Company ("Monongahela"), a subsidiary of American Water Works and Electric Company, Incorporated, The West Penn Electric Company and West Penn Power Company, all registered holding companies, and its wholly owned subsidiary, The Marietta Electric Company ("Marietta"), have filed a joint application-declaration pursuant to sections 6 (a), 7, 9 (a), 10, 12 (c) and 12 (f) of the Public Utility Holding Company Act of 1935 and Rule U-43 thereunder, regarding the following proposed transaction: Monongahela is the owner of all (250 shares) of the presently outstanding $100 par value common stock of Marietta. Marietta proposes to issue and sell, and Monongahela proposes to acquire, 3,750 additional shares of the common stock of Marietta for $375,000 cash. Marietta proposes to use the proceeds from such sale to pay its open account indebtedness in the principal amount of $85,000 to Monongahela and to construct additions and improvements to its transmission and distribution system.

The Public Utilities Commission of Ohio and the Public Service Commission of West Virginia have approved the proposed issuance and sale by Marietta and the proposed acquisition of such additional common stock of Marietta by Monongahela.

Said application-declaration having been filed on the 29th day of April, 1946, and the notice of said filing having been duly given in the form and manner prescribed by Rule U-23 promulgated pursuant to said act, and the Commission not having received a request for a hearing with respect to said application-declaration within the period specified in said notice, or otherwise, and not having ordered a hearing thereon; and

The Commission finding with respect to said application-declaration that the requirements of the applicable provisions of the act and the rules thereunder are satisfied and deeming it appropriate in the public interest and in the interest of investors and consumers that said application-declaration be granted and permitted to become effective;

It is hereby ordered, Pursuant to said Rule U-23 and the applicable provisions of the act, and subject to the terms and conditions prescribed in Rule U-24, that said application-declaration be, and the same hereby is, granted and permitted to become effective forthwith.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant to the Secretary.

[F. R. Doc. 46-10640; Filed, June 20, 1946; 9:43 a. m.]

[File No. 70-1306]

WISCONSIN ELECTRIC POWER CO.

ORDER GRANTING APPLICATION AND PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 17th day of June, A. D. 1946.

Wisconsin Electric Power Company, a subsidiary of The North American Company, having filed an amended application and declaration pursuant to sections 6, 7, 12 (c) and Rules U-42 and U-50 regarding: (a) the issuance and sale, at competitive bidding, of 260,000 shares of new Serial Preferred Stock, --% Series, par value $100 per share; (b) the issuance and sale, at competitive bidding, of $50,000,000 of First Mortgage Bonds --% Series due 1976; (c) the issue and sale to commercial banks of $5,000,000 of serial notes; (d) the redemption for retirement of all of its outstanding 262,098 shares of Serial Preferred Stock, 4¾% Series; (e) the offer, in connection with such redemption of its preferred stock, to holders of shares of said preferred stock of the privilege of exchanging their shares for shares of the new Serial Preferred, upon terms more fully set forth in the declaration, subject to the preemptive right of the common stockholders to subscribe for shares of the new Serial Preferred Stock, on the basis as more fully set forth in the declaration; and (f) the redemption of its outstanding First Mortgage Bonds, 3½% Series due 1968; and

Wisconsin Electric Power Company, having agreed to a certain condition regarding a restriction upon the payment of common stock dividends; and

A public hearing having been held after appropriate notice upon said application and declaration, as amended, and the Commission having considered the record and having made and filed its findings and opinion herein:

It is ordered, That said declaration, as amended, be and the same is hereby, granted and permitted to become effective and said application is granted, subject to the terms and conditions of Rule U-24 and to the following terms and conditions:

1. That the issue and sale of the proposed new bonds and the new serial preferred stock shall not be consummated until the results of the competitive bidding, pursuant to Rule U-50, have been supplied by further amendment and a further order shall have been entered which order may contain such further terms and conditions as may then be deemed appropriate;

2. That so long as any shares of the Serial Preferred Stock of the Company are outstanding, and until further order of the Commission upon application by the Company, the Company shall not pay any dividends on its common stock (other than dividends payable in common stock) or make any distribution on, or purchase or otherwise acquire for value, any of the shares of its common stock (each and all of such actions being hereinafter embraced in the terms "payment of common stock dividends") except as follows:

(a) If and so long as the ratio of the capital represented by the common stock, including premiums on the common stock, of the Company plus the surplus accounts of the Company, to the total capital and surplus accounts of the Company at the end of the third calendar month immediately preceding the date of the proposed payment of common stock dividends adjusted to reflect the proposed payment of common stock dividends (which ratio is hereinafter referred to as the "capitalization ratio") is not less than 25%, the Company shall make no payment of common stock dividends which would reduce such capitalization ratio below 25% except to the extent permitted under paragraphs (b) and (c) below;

(b) If and so long as such capitalization ratio is 20% or more, but less than 25%, then the payment of common stock dividends including the proposed payment, during the twelve months' period ending with and including the date of the proposed payment shall not exceed 75% of the net income of the Company applicable to the common stock during the twelve calendar months ending with and including the third calendar month immediately preceding the date of the proposed payment of common stock dividends; and

(c) If and so long as such capitalization ratio is less than 20%, then the payment of common stock dividends, including the proposed payment, during the twelve months' period ending with and including the date of the proposed payment shall not exceed 50% of the net income of the Company applicable to the common stock during the twelve calendar months ending with and including the third calendar month immediately preceding the date of the proposed payment of comon stock dividends.

For the purpose of the foregoing provisions, the terms "total capital of the Company", "surplus accounts" and "net income" shall have the meanings set forth in the registration statement filed by Wisconsin Electric Power Company under the Securities Act of 1933, as amended.

It is further ordered, That the ten-day period for inviting bids as provided in Rule U-50 be and the same is hereby shortened to a period of not less than six days.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant to the Secretary.

[F. R. Doc. 46-10641; Filed, June 20, 1946; 9:42 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order C360]

JURGEN H. CHRISTIANSEN

In re: Estate of Jurgen H. Christiansen, also known as Jurgen Hansen Christiansen, deceased, and trust created under the will of Elizabeth Christiansen, deceased. File D-28-3942; E. T. sec. 6760.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows:

A. The sum of $12,597.83, and any and all accretions, distributable and payable in equal shares to Dorris Zum Hingst, Henry Eggers, Elizabeth Brandt, Albert Bohlmann, Elizabeth Hopp, Hans Hopp and Gertrude Hopp pursuant to an order of the Superior Court of the state of California in and for the County of Contra Costa, dated September 20, 1943, and entered in a proceeding entitled In the Matter of the Estate of Jurgen H. Christiansen, also known as Jurgen Hansen Christiansen, deceased,

B. All right, title, interest and claim of any kind or character whatsoever of Jacob Bagush, Hans Bagush, Erna Bagush and Mrs. Helene B. Reher, or their respective lawful issue, names unknown, Carl Christiansen, and each of them, in and to the Estate of Jurgen H. Christiansen, also known as Jurgen Hansen Christiansen, deceased, and trust created under the will of Jurgen H. Christiansen, also known as Jurgen Hansen Christiansen, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

National and Last Known Address

Hans Hopp, Germany.
Dorris Zum Hingst, Germany.
Henry Eggers, Germany.
Elizabeth Brandt, Germany.
Albert Bohlmann, Germany.
Elizabeth Hopp, Germany.
Gertrude Hopp, Germany.
Carl Christiansen, Germany.
Jacob Bagush, Germany.
Lawful issue, names unknown, of Jacob Bagush, Germany.
Hans Bagush, Germany.
Lawful issue, names unknown, of Hans Bagush, Germany.
Erna Bagush, Germany.
Lawful issue, names unknown, of Erna Bagush, Germany.
Mrs. Helene B. Reher, Germany.
Lawful issue, names unknown, of Mrs. Helene B. Reher, Germany.

That such property is in the process of administration by the San Francisco Bank, as Executor of the Estate of Jurgen H. Christiansen, also known as Jurgen Hansen Christiansen, deceased, acting under the judicial supervision of the Superior Court of the State of California, in and for the County of Contra Costa;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 24, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10503; Filed, June 19, 1946; 9:22 a. m.]

[Vesting Order 6361]

JOSINA HENRICHSEN

In re: Estate of Josina Henrichsen, deceased. File D–28–9729; E. T. sec. 13635.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Andine S. Petersen, John H. Petersen, Elena Henrichsen and Fridericka C. Jurgens, and each of them, in and to the Estate of Josina Henrichsen, deceased, is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Andine S. Petersen, Germany.
John H. Petersen, Germany.
Elena Henrichsen, Germany.
Fridericka C. Jurgens, Germany.

That such property is in the process of administration by E. O. Anders, as administrator of the Estate of Josina Henrichsen, acting under the judicial supervision of the Superior Court of the State of California, in and for the County of Los Angeles;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 24, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10504; Filed, June 19, 1946; 9:22 a. m.]

[Vesting Order CE 296]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN CALIFORNIA AND NEBRASKA COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095 as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 11, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Ernst Jensen	Denmark	Estate of Laurette Jensen, deceased, in the Superior Court of the State of California, in and for the County of Marin; No. 6058.	$470.08	Bank of America, National Trust & Saving Association, Executor of the Estate of Laurette Jensen, deceased, 300 Montgomery St., San Francisco, Calif.	$5
		Item 2	936.82	Same	5
Mina K. Tandesen	Denmark	Same			
		Item 3	470.08	Same	5
Johanna Rose Simonsen	Denmark	Same			
		Item 4	470.07	Same	5
Christian Jensen Melloni	Denmark	Same			
		Item 5	470.07	Same	5
Maria Jensen Melloni	Denmark	Same			
		Item 6	470.07	Same	5
Magda Melloni	Denmark	Same			
		Item 7	1,000.00	Same	5
Elly Thusted Holm	Denmark	Same			
		Item 8	500.00	Same	5
Estrid Thusted Andersen	Denmark	Same			
		Item 9	500.00	Same	5
Karen Hostbeck	Denmark	Same			
		Item 10	500.00	Same	5
Charles Billette	Denmark	Same			
		Item 11	500.00	Same	5
Gerda Laurette Jensen	Denmark	Same			
		Item 12	500.00	Same	5
Betty Jensen Christiansen	Denmark	Same			
		Item 13	1,000.00	Same	5
Martin Jensen Aaris	Denmark	Same			
		Item 14	500.00	Same	5
Andrea Jensen Aaris	Denmark	Same			
		Item 15	1,000.00	Same	5
Kaspar Jensen Petersen	Denmark	Same			
		Item 16	936.83	Same	5
Court Jensen	Denmark	Same			
		Item 17	470.07	Same	5
Lauritz Julian Rene	Denmark	Same			
		Item 18	936.83	Same	5
Margit Jensen Melloni	Denmark	Same			
		Item 19	470.08	Same	5
Andreas Jensen	Denmark	Same			
		Item 20	470.07	Same	5
Frida L. Margelsen	Denmark	Same			
		Item 21	1,000.00	Same	5
Arnold Thusted	Denmark	Same			
		Item 22	1,000.00	Same	5
Viggo Thusted	Denmark	Same			
		Item 23	500.00	Same	5
Mina Nielsen Stuer	Denmark	Same			
		Item 24	500.00	Same	5
Nadi Jensen Thusted Jensen	Denmark	Same			
		Item 25	1,000.00	Same	5
Mary A. Jensen	Denmark	Same			
		Item 26	500.00	Same	5
Christine Jensen Aaris	Denmark	Same			
		Item 27	500.00	Same	5
Peter Jensen Aaris	Denmark	Same			
		Item 28	500.00	Same	5
Christine Jensen Aaris	Denmark	Same			
		Item 29	500.00	Same	5
Vilhelm Aaris	Denmark	Same			
		Item 30	500.00	Same	5
Laurits Jensen Madsen	Denmark	Same			
		Item 31	839.59	Bank of America, National Trust & Saving Association, Guardian of the Estate of Henrik Henriksen, an incompetent person, 300 Montgomery St., San Francisco, Calif.	30
Henrik Henriksen	Denmark	Estate of Henrik Henriksen, an incompetent person, Superior Court of the State of California, in and for the City and County of San Francisco; No. 57157.			
		Item 32	4,630.22	Citizens Commercial Trust & Savings Bank of Pasadena, Colorado at Marengo St., Zone 20, Pasadena, Calif., Term Savings Account No. 24606 in the name of Mrs. Carrie Ann Owen.	60
Carrie Ann Owen	Philippine Islands	Estate of Oliver Spencer Matticks, deceased, in the Superior Court of the State of California, in and for the County of Los Angeles; No. Pasadena 4948.			

EXHIBIT A—Continued

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 33			
Carrie Ann Owen	Philippine Islands	William S. Mattieks, et al, versus Della Ferguson, et al, in the District Court of Hamilton County, Nebr.; No. 5079.	$1,264.12	J. T. Sullivan, Clerk of the District Court of Hamilton County, Aurora, Nebr., for the use of Carrie Ann Owen.	$1
		Item 34			
Thomas Phillips	France	Estate of Sallie J. Phillips, deceased, in the Superior Court of the State of California, in and for the County of Los Angeles; No. 182384.	(1)	Title Insurance & Trust Co., 433 South Spring St., Los Angeles, Calif., and Angelita Dennis, co-trustees, 836 South Rimpau Blvd., Los Angeles, Calif.	1
		Item 35			
John Richard Phillips	France	Same	(1)	Same	1
		Item 36			
Mrs. T. M. Genin	China	Estate of Albert C. Jewett, deceased, in the Superior Court of the State of California, in and for the County of Fresno; No. 9014.	(2)	Bank of America National Trust and Saving Association, Trustee, Fresno Main Office, Fresno, Calif.	9

[1] Income of $25 per month until 21 years of age under the Will of Sallie J. Phillips, deceased.
[2] Income from a Trust Fund under Will of Albert C. Jewett, deceased.

[F. R. Doc. 46-10526; Filed, June 19, 1946; 9:26 a. m.]

[Vesting Order 6503]

BARBARA GLUCK

In re: Bank account owned by Barbara Gluck. F-28-9866-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Barbara Gluck, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Barbara Gluck, by The Bridgehampton National Bank, Bridgehampton, New York, arising out of a savings account, entitled Barbara Gluck, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 7, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-10520; Filed, June 19, 1946; 9:25 a. m.]

[Vesting Order CE 294]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN CALIFORNIA COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 11, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 1	
Louis B. A. Sautier	France	Estate of Daniel Aimable Drain, also known as Daniel A. Drain, also known as Daniel Drain, deceased, in the Superior Court of the State of California, in and for the County of San Mateo, No. 8826.	$10
		Item 2	
Alice J. C. Sautier	France	Same	10
		Item 3	
Juliette E. D. LeLouz	France	Same	7
		Item 4	
Albert Domis	France	Same	7
		Item 5	
Louise Domis	France	Same	7
		Item 6	
Jean Louise (Jean Roux)	France	Estate of Jean Nicolas, deceased, in the Superior Court of the State of California, in and for the County of Riverside; No. 9302.	29
		Item 7	
Mary Louise (Mary Roux)	France	Same	29
		Item 8	
Elise Louise (Helene Roux Honore)	France	Same	29
		Item 9	
Jacques Moulie	France	Estate of Jacques Moulie, deceased, in the Superior Court of the State of California, in and for the City and County of San Francisco, No. 97269.	26
		Item 10	
Jacques Lafargue	France	Same	26
		Item 11	
Marie Laclergue	France	Estate of Jean Baptiste Laclergue, deceased, in the Superior Court of the State of California, in and for the City and County of San Francisco, No. 86033.	26
		Item 12	
Miss Dominica Urdaburee Aire	France	Estate of Fred Millet, deceased, in the Superior Court of the State of California, in and for the County of Santa Barbara; No. 31530.	103
		Item 13	
Knud Johnsen	Denmark	Estate of Alfred J. Olsen, also known as Alfred Julius Olsen, also known as A. J. Olsen, deceased, in the Superior Court of the State of California, in and for the County of Los Angeles; No. 201188.	38
		Item 14	
Carl Larsen	Denmark	Estate of John Larsen, deceased, in the Superior Court of the State of California, in and for the County of Los Angeles, No. 175405.	49
		Item 15	
Delia R. de Miraflor	Philippine Islands	Estate of Jose R. Regis, deceased, in the Superior Court of the State of California, in and for the County of Los Angeles, P-217173.	35

[F. R. Doc. 46-10524; Filed, June 19, 1946; 9:26 a. m.]

[Vesting Order 6502]

MICHAEL GEHRON

In re: Bank account owned by Michael Gehron, F-28-2247 E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Michael Gehron, whose last known address is Laudenbach Ad. Bertstrasse, Amt Meinheim, Baden, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Michael Gehron, by Jamaica Savings Bank, 161-02 Jamaica Avenue, Jamaica 2, New York, arising out of a Savings Account, Account Number 84168, entitled Michael Gehron, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 7, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-10519; Filed, June 19, 1946; 9:25 a. m.]

[Vesting Order CE 295]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW YORK COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 11, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 1	
Abraham Boma Epstein	France	Trust under the will of Morris Epstein, deceased, Surrogate's Court, Bronx County, N. Y.; Index No. 1005-P-1943.	$
		Item 2	
Sate Lupu	France	Same	
		Item 3	
Deborah (Dora) Pries	France	Same	
		Item 4	
Nathan Epstein	France	Same	
		Item 5	
Tauba Epstein	France	Same	
		Item 6	
Katlae Epstein	France	Same	
		Item 7	
Liba Epstein	France	Same	
		Item 8	
Isaac Epstein	France	Same	
		Item 9	
Mary McCrae Sebillotte	France	Estate of Wilhelmina D. C. Blatchford, deceased, Surrogate's Court, New York County, N. Y.; Index No. P-1118-1944.	
		Item 10	
Aimee M. Sarus or Michele Sarus	France	Trust under the Will of Byron L. Strasburger, deceased, Surrogate's Court, New York County, N. Y.; Index No. P-1342-1923.	
		Item 11	
Louise M. Fabius or Catherine Alice Fabius	France	Same	
		Item 12	
Anna Christina Bjornstad or Karin Bjornstad or Sigurd Bjornstad.	France	Estate of Adolf Aspegren, deceased, Surrogate's Court, New York County, N. Y.; No. P-1032-1943.	
		Item 13	
Elvera Johanson	Norway	Estate of Hjalmar Anderson, also known as Hjalmar Johanson, deceased, Surrogate's Court, Niagara County, N. Y.	
		Item 14	
Bernard Landerer	Poland	Trust under the Will of Solomon E. Welsel, deceased, Surrogate's Court, Westchester County, N. Y.; Index No. 1767-1944.	
		Item 15	
Nefale Landerer	Poland	Same	
		Item 16	
Celia Landerer	Poland	Same	
		Item 17	
Gella Kuhnreich	Poland	Same	
		Item 18	
Madeleine P. Van Den Eynde	Belgium	Estate of Charles Adolphe Mathieu, deceased, Surrogate's Court, Greene County, N. Y.	
		Item 19	
Jacques A. P. Van Den Eynde	Belgium	Same	

[F. R. Doc. 46-10525; Filed, June 19, 1946; 9:26 a. m.]

[Vesting Order CE 297]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW YORK AND NEW JERSEY COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 11, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Aristide Nicolai	Italy	Estate of Giovanni Nicolai, also known as John Nicolai, deceased, Surrogate's Court, Bronx County, N. Y., Docket No. 1089-A-1941.	$1,968.50	James W. Brown, Public Administrator, Bronx County, N. Y.	$46.00
		Item 2			
Marietta Nicolai	Italy	Same	1,968.50	Same	46.00
		Item 3			
Crocifissa Luciani Querqui	Italy	Estate of Michele Querquo, also known as Michael Querqui, deceased, Surrogate's Court, Bronx County, N. Y.; Index No. 438-A-1944.	218.64	Same	18.67
		Item 4			
Domenica Querqui Recine	Italy	Same	218.64	Same	18.67
		Item 5			
Maria Domenici Recine	Italy	Same	54.51	Same	4.67
		Item 6			
Francesco Recine	Italy	Same	54.51	Same	4.67
		Item 7			
Frigida A. Recine	Italy	Same	54.50	Same	4.66
		Item 8			
Armando Recine	Italy	Same	54.50	Same	4.66
		Item 9			
Mrs. Rosina Pittera	Italy	Estate of Saverio Astorino, deceased, Surrogate's Court, Bronx County, N. Y.; Index No. 1588-A-1942.	132.46	Thomas Astorino, Administrator, c/o John B. M. Peinetto, Esq., 501 East Tremont Ave., Bronx, N. Y.	20.00
		Item 10			
Mrs. Saverio Pileo	Italy	Same	132.46	Same	20.00
		Item 11			
Establissements B. M. Spiers and Son, S. A.	Belgium	Estate of Sidney S. Alberti, deceased, Surrogate's Court, New York County, N. Y.; Index No. P-2755-1941.	4,000.00	Hankers Trust Company, Executor of the Estate of Sidney S. Alberti, deceased, 16 Wall St., New York, N. Y.	60.00
		Item 12			
S. Keyser Thorne	France	Estate of William V. S. Thorne, deceased, Morris County Orphans' Court, Morris County Court House, Morristown, N. J.	(1)	Hankers Trust Company and Samuel Thorne, Trustees, 16 Wall St., New York, N. Y.	200.00

[1] Income and principal of trust under will of William V. S. Thorne, deceased.

[F. R. Doc. 46-10527; Filed, June 19, 1946; 9:26 a. m.]

[Vesting Order 6364]

ALBERTINE B. MERRIMAN

In re: Estate of Albertine B. Merriman, deceased. File D-28-10027; E. T. sec. 14225.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows:

All right, title, interest and claim of any kind or character whatsoever of Otto Dietlen, children, names unknown, of Otto Dietlen by his second wife, name unknown, and Ema Dietlen, and each of them, in and to the Estate of Albertine B. Merriman, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Otto Dietlen, Germany.
Children, names unknown, of Otto Dietlen by his second wife, name unknown, Germany.
Ema Dietlen, Germany.

That such property is in the process of administration by the Security First National Bank of Los Angeles, as Executor of the Estate of Albertine B. Merriman, acting under the judicial supervision of the Superior Court of the State of California, in and for the County of Orange;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 24, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10506; Filed, June 19, 1946; 9:22 a. m.]

[Vesting Order 6362]

CHARLES J. HESSE

In re: Estate of Charles J. Hesse, deceased. File No. D–28–8849; E. T. sec. 10920.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Henrietta Lubbers and Frieda Lubbers, also known as Frieda Lubbert, and each of them, in and to the Estate of Charles J. Hesse, deceased, is property payable or deliverable to, or claimed by nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Henrietta Lubbers, Germany.
Frieda Lubbers, also known as Frieda Lubbert, Germany.

That such property is in the process of administration by Marion Hesse and August Knatz as executors of the Estate of Charles J. Hesse, acting under the judicial supervision of the Surrogate's Court, Kings County, New York;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 24, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10505; Filed, June 19, 1946; 9:22 a. m.]

[Supp. Vesting Order 6383]

ANNA BECKER

In re: Stock and bond owned by Anna Becker.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian, after investigation:

1. Having found and determined in Vesting Order Number 1498, as amended, dated May 15, 1943, that Anna Becker, is a national of a designated enemy country (Germany);

2. Finding that the property described as follows:

a. Six and one-half shares of no par value common capital stock of 7814 Rockaway Boulevard Realty Corporation, 306 Reid Avenue, Brooklyn, New York, a corporation organized under the laws of the State of New York, evidenced by Certificate Number 18, dated August 13, 1940, and registered in the name of Anna Becker, together with all declared and unpaid dividends thereon, and

b. One ten year, 5%, $650.00, income debenture bond of 7814 Rockaway Boulevard Realty Corporation, 306 Reid Avenue, Brooklyn, New York, a corporation organized under the laws of the State of New York, evidenced by Debenture Certificate Number 18, dated August 13, 1940, due January 1, 1946, together with all rights thereunder and thereto,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 3, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10508; Filed, June 19, 1946; 9:23 a. m.]

[Vesting Order 6357]

ERMA SEIFRIED

In re: Estate of Erma Seifried, deceased. File No. D–28–10115; E.T. sec. 14388

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Margaretha O. Klein in and to the Estate of Erma Seifried, deceased, is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

Margaretha O. Klein, Germany.

That such property is in the process of administration by the Public Administrator of the County of New York, as administrator of the Estate of Erma Seifried, deceased, acting under the judicial supervision of the Surrogate's Court, New York County, New York;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 24, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10507; Filed, June 19, 1946; 9:22 a. m.]

[Vesting Order 6485]

CARL BANNOW AND MINNA BANNOW

In re: Bank account owned by Carl Bannow and Minna Bannow. F–28–160–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

1. That Carl Bannow and Minna Bannow, whose last known addresses are Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Carl Bannow and Minna Bannow, by The Greenwich Savings Bank, 1356 Broadway, New York 18, New York, arising out of a Savings Account, Account Number 714,350, entitled Carl Bannow, Minna Bannow, joint account payable to either or survivor, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges, or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 7, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10509; Filed, June 19, 1946; 9:23 a. m.]

[Vesting Order 6486]

BRUNE BEHLING

In re: Bank account owned by Brune Behling. F–28–9221 E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Brune Behling, whose last known address is 26 Daverden, District Verden, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Brune Behling, by American Trust Company, 464 California Street, San Francisco, California, arising out of Savings Account, Account Number 5337, entitled Brune Behling, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May June 7, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10510; Filed, June 19, 1946; 9:23 a. m.]

[Vesting Order 6491]

FRIEDRICK DEFIEBRE

In re: Bank account owned by Friedrick Defiebre, also known as Fred Defiebre. F–28–22865–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Friedrick Defiebre, also known as Fred Defiebre, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Friedrick Defiebre, also known as Fred Defiebre, by Hamburg Savings Bank, 1451–3 Myrtle Avenue, Brooklyn, New York, arising out of a savings account, Account Number 7851, entitled Friedrick Defiebre, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 7, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10511; Filed, June 19, 1946; 9:23 a. m.]

[Vesting Order 6492]

AUGUSTO DE FREITAS

In re: Bank account owned by Augusto de Freitas, Successors. F–28–1208–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law the undersigned, after investigation, finding:

1. That Augusto de Freitas, Successors, the last known address of which is 15 Alsterdamm, Hamburg, Germany, is a corporation, partnership, association or other organization, organized under the laws of Germany, and which has or, since the effective date of Executive Order No. 8369, as amended, has had its principal place of business in Germany and is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to George Schlange, Trustee, by Manufacturers Trust Company, 130 Fifth Avenue, New York, New York, arising out of a Checking Account, entitled George Schlange in Trust for Augusto de Freitas, Successors, Hamburg, Germany, and any and all rights to demand, enforce, and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Augusto de Freitas, Successors, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have

the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 7, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10512; Filed, June 19, 1946; 9:23 a. m.]

[Vesting Order 6493]

ARTHUR DE LORNE DE ST. ANGE

In re: Bank account owned by Arthur de Lorne de St. Ange. F–28–23662–C–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Arthur de Lorne de St. Ange, whose last known address is Regensburgerstrasse 3, Charlottenburg W 50, Berlin, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: a. That certain debt or other obligation owing to George M. Cushing, Trustee, by Milton Savings Bank, Milton, Massachusetts, arising out of a Savings Account, Account Number 12699, entitled George M. Cushing, Trustee for Arthur de Lorne de St. Ange, and any and all rights to demand, enforce and collect the same, and

b. That certain debt or other obligation owing to George M. Cushing, Trustee, by Massachusetts Savings Bank, 52 Congress Street, Boston, Massachusetts, arising out of a Savings Account, Account Number 68974, entitled George M. Cushing, Trustee for Arthur de Lorne de St. Ange, Blocked Account for duration, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Arthur de Lorne de St. Ange, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 7, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10513; Filed, June 19, 1946; 9:23 a. m.]

[Vesting Order 6495]

OSCAR DE LORNE DE ST. ANGE, JR.

In re, Bank account owned by Oscar de Lorne de St. Ange, Jr.; F–28–23664–C–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Oscar de Lorne de St. Ange, Jr., whose last known address is Geroltsstrasse 31, Munchen, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to George M. Cushing, Trustee, by Milton Savings Bank, Milton, Massachusetts, arising out of a Savings Account, Account Number 12695, entitled George M. Cushing, Trustee for Oscar de Lorne de St. Ange, Jr., and any and all rights to demand, enforce and collect the same,

is property within the United States, owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Oscar de Lorne de St. Ange, Jr., the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 7, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10514; Filed, June 19, 1946; 9:24 a. m.]

[Vesting Order 6498]

HERMANN I. A. DORNER

In re: Stock owned by Hermann I. A. Dorner, also known as Herman Dorner; D–66–2240–D–1, D–28–7854–D–1, D–28–7854–D–2.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Hermann I. A. Dorner, also known as Herman Dorner, whose last known address is Hindenburgstrasse 25, Hannover, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows:

a. One hundred (100) shares of no par value capital stock of The New York Central Railroad Company, 466 Lexington Avenue, New York, New York, a corporation organized under the laws of the States of New York, Ohio, Illinois, Indiana, Pennsylvania and Michigan, evidenced by Certificate Number H 3844, registered in the name of Hermann I. A. Dorner, and presently in the custody of The Chase National Bank of the City

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of New York, 18 Pine Street, New York, New York, together with all declared and unpaid dividends thereon.

b. Four hundred (400) shares of no par value common capital stock of Marshall Field & Company, 222 North Bank Drive, Chicago, Illinois, a corporation organized under the laws of the State of Illinois, evidenced by Certificates numbered 45948, 45949, 45950 and 45952, each for one hundred (100) shares, registered in the name of Hermann I. A. Dorner, and presently in the custody of The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, together with all declared and unpaid dividends thereon, and

c. One hundred (100) shares of no par value common capital stock of Bulova Watch Company, Inc., 630 Fifth Avenue, New York, New York, a corporation organized under the laws of the State of New York, evidenced by Certificate Number NC08030, registered in the name of Hermann I. A. Dorner, and presently in the custody of The Chase National Bank of the City of New York, 18 Pine Street, New York, New York, together with all declared and unpaid dividends thereon,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 7, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-10515; Filed, June 19, 1946; 9:24 a. m.]

[Vesting Order 6499]

GRETCHEN DREYER

In re: Bank account owned by Gretchen Dreyer; File No. F-28-23744 E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Gretchen Dreyer, whose last known address is Dusseldorf, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Gretchen Dreyer, by Mercantile Home Bank & Trust Co., 1119 Walnut Street, Kansas City, Missouri, arising out of a blocked account, carried in Trust Department Ledger, entitled Gretchen Dreyer, maintained at the aforesaid bank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 7, 1946.

[SEAL] JAMES E. MARKHAM
Alien Property Custodian.

[F. R. Doc. 46-10516; Filed, June 19, 1946; 9:24 a. m.]

JUN 25 '46

Reference

THE NATIONAL ARCHIVES
LITTERA SCRIPTA MANET
FEDERAL REGISTER
OF THE UNITED STATES 1934

VOLUME 11 NUMBER 122

Washington, Saturday, June 22, 1946

The President

EXECUTIVE ORDER 9739

PRESCRIBING REGULATIONS GOVERNING THE PAYMENT OF EXPENSES OF TRANSPORTATION OF CIVILIAN OFFICERS AND EMPLOYEES TRANSFERRED INCIDENT TO THE RETURN OF DEPARTMENTAL FUNCTIONS TO THE SEAT OF GOVERNMENT

By virtue of and pursuant to the authority vested in me by the Second Deficiency Appropriation Act, 1946, approved May 18, 1946 (Public Law 384—79th Congress), under the heading "Federal Works Agency—Public Buildings Administration," it is hereby ordered as follows:

SECTION 1. The provisions of Executive Order No. 8588 of November 7, 1940, as amended, prescribing regulations governing the payment of expenses of transportation of household goods and personal effects of certain civilian officers and employees of the United States, and the provisions of Part II of Executive Order No. 9587 of July 6, 1945, prescribing regulations governing the payment of expenses of transportation of the immediate families of certain civilian officers and employees of the Government, are hereby made applicable with respect to the payment of expenses of transportation of civilian officers and employees incident to the return of departmental functions to the seat of government as authorized by the said Second Deficiency Appropriation Act, 1946: *Provided*, That the weight limitation on household effects and other personal property of such officers and employees shall be 7,000 pounds gross if uncrated, instead of 5,000 pounds, and 8,750 pounds gross if crated, instead of 6,250 pounds.

SECTION 2. The maximum period for which the Government shall pay the expenses of temporary storage of such property shall be sixty days: *Provided*, That the temporary storage for which expenses may be paid by the Government shall be restricted to storage in one warehouse only: And *provided further*, That employees transferred to the seat of government in accordance with a designation of the President as provided by the said Second Deficiency Appropriation Act, 1946, but prior to approval thereof shall be paid, in addition to other expenses and allowances authorized by the said Act, the expenses for temporary storage of their household effects and personal effects, including the expenses incident to such storage, notwithstanding the fact that such expenses may have been incurred without competitive bidding.

SECTION 3. With respect to the said employees transferred to the seat of government prior to approval of the said Act, the provisions of the Act shall apply only to those whose positions were transferred to the seat of government subsequent to October 11, 1944.

This order shall be published in the FEDERAL REGISTER.

HARRY S. TRUMAN

THE WHITE HOUSE,
June 20, 1946.

[F. R. Doc. 46-10709; Filed, June 20, 1946; 2:10 p. m.]

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TITLE 5—ADMINISTRATIVE PERSONNEL

Chapter I—Civil Service Commission

PART 12—REMOVALS AND REDUCTION

RETENTION PREFERENCE REGULATIONS FOR USE IN REDUCTIONS IN FORCE

Section 12.313 *Appeals* (10 F.R. 12181) is amended to read as follows:

§ 12.313 *Appeals.* Any employee who feels that there has been a violation of his rights under §§ 12.301 to 12.314 inclusive may appeal to the appropriate office of the Civil Service Commission within 10 days from the date he received his notice of the action to be taken. This time limit may be extended only upon a showing by the employee that circumstances beyond his control prevented him from filing his appeal within the prescribed 10 days. In order that employees may be informed of the facts on which action is based they shall have the right to examine a copy of these regulations and to inspect the retention register and

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records on which their names appear, including statements of reasons for passing over employees with lower standing on the retention list. Each appeal should set forth whether it is based upon an error in the records, an incorrect efficiency rating, violation of the rules of selection, restriction of the competitive area or competitive level, disregard of a specified right under the law or regulations, or denial of right to examine regulations, retention register, or records.

The question of an incorrect efficiency rating presented in a reduction in force appeal will be considered by the Commission only where the employee has made use of such appellate procedures as were provided by his agency for the administrative review of the rating at issue during such time limits as these procedures were available, or in the case of an employee in a position subject to the Classification Act, as amended, where he appealed such rating to the appropriate board of review established under the authority of section 9 of such act. However, appeals will be accepted by the Commission in any case where adverse actions are proposed to be taken too soon to permit diligent use of efficiency rating appeal procedures, where because of the urgency of the case it is impracticable to await the decision under the administrative review or board of review procedures, where employees were misinformed as to their rights under such procedure, or where coercive measures were employed to prevent recourse to such procedures.

By the United States Civil Service Commission.

[SEAL] H. B. MITCHELL,
President.

[F. R. Doc. 46-10762; Filed, June 21, 1946; 10:56 a. m.]

PART 22—REGULATIONS GOVERNING APPEALS OF PREFERENCE ELIGIBLES UNDER THE VETERANS' PREFERENCE ACT OF 1944

MISCELLANEOUS AMENDMENTS

1. Section 22.1 (b) *Adverse decisions which may be appealed* (9 F.R. 13189) is revoked.

2. Section 22.2 (c) *Status of an employee during period of advance notice* (9 F.R. 13189, 10 F.R. 2169) is amended as follows:

(c) *Status of an employee during period of advance notice.* The advance written notice which is required when a proposed adverse action is sought by an employing agency shall be submitted to the employee at least thirty (30) days before the effective date of such proposed action, and during such thirty (30) day period the employee shall continue in an active duty status; but in cases of furlough without pay due to unforeseeable circumstances such as sudden breakdowns in equipment, acts of God or emergencies requiring immediate curtailment of activities, advance notice shall not be necessary.

In exceptional cases where the circumstances are such that the retention of the employee is an active duty status during the thirty (30) day period may result in damage to Government property, would be otherwise detrimental to the interests of the Government, or would be injurious to the employee, his fellow workers or the general public, and the employee cannot during such period be temporarily assigned to duties in which these conditions would not exist, he shall be placed on annual leave; *Provided*, He has sufficient annual leave to his credit to cover the required period, and otherwise, suspended for such period or periods during the thirty (30) days as the circumstances warrant; *Provided*, That a certificate is filed by the administrative officer in the records of the employing agency setting forth the specific circumstances in such exceptional cases. The reasonableness of such exceptions, including suspensions, will be considered in connection with the entire case in the event that the employee subsequently appeals from the final adverse decision reached by the administrative officer.

3. Section 22.4 *Appeals to the Commission* (9 F.R. 13189, 10 F.R. 2169) is amended by the addition of a paragraph as follows:

(c) *Appeals based solely on efficiency ratings.* Appeals from adverse actions based solely on efficiency ratings will be considered by the Commission only where the employees have made use of such appellate procedures as were provided by their agencies for the administrative review of the ratings at issue during such time limits as these procedures were available, or in the case of employees in positions subject to the Classification Act, as amended, where they appealed such ratings to appropriate boards of review established under the authority of section 9 of such act. However, appeals will be accepted by the Commission in any case where adverse actions are proposed to be taken too soon to permit diligent use of efficiency rating appeal procedures, where because of the urgency of the case it is impracticable to await the decision under the administrative review or board of review procedures, where employees were misinformed as to their rights under such procedures, or where coercive measures were employed to prevent recourse to such procedures.

By the United States Civil Service Commission.

[SEAL] H. B. MITCHELL,
President.

[F. R. Doc. 46-10761; Filed, June 21, 1946; 10:56 a. m.]

PART 27—TEMPORARY CIVIL SERVICE REGULATIONS

PROBATIONARY APPOINTMENT

Section 27.7 (d) (11 F.R. 1429) is amended as follows:

§ 27.7 *Certification* • • •

(d) *Probationary appointment.* A person selected for appointment shall be duly notified by the appointing officer and upon accepting and reporting for duty shall receive from such officer a notice of probationary appointment. The first year of service under this appointment shall be a probationary period: *Provided,* That employees who enter the military service during probation will, upon restoration to their civilian positions, be given credit toward completion of probation for time served in the military service: *Provided further,* That an employee appointed under this regulation or under § 27.8 (e), or classified under section 6 of Executive Order 9691 shall be credited, for purposes of completing probation, with all continuous service under war service indefinite appointment which was rendered immediately preceding probationary appointment or classification and which was in the same line of work and in the same agency as the position to which probationally appointed or in which classified. Under this section, continous service shall be defined as service without a break of 30 calendar days or more. If and when, after a full and fair trial, the conduct, capacity or efficiency of the probationer is not satisfactory to the appointing officer, the probationer shall, prior to the completion of his probationary period, be so notified in writing, with a statement of reasons, and this notice shall terminate his service.

A probationer voluntarily or involuntarily separated from the service without delinquency or misconduct may be restored to the register of eligibles for the remainder of any period of eligibility thereon whenever in the opinion of the Commission he is suitable and eligible for further Federal employment.

By the United States Civil Service Commission.

[SEAL] H. B. MITCHELL,
President.

[F. R. Doc. 46-10713; Filed, June 20, 1946; 4:15 p. m.]

TITLE 7—AGRICULTURE

Chapter III—Bureau of Entomology and Plant Quarantine

[Quarantine No. 63]

PART 301—DOMESTIC QUARANTINE NOTICES

WHITE-PINE BLISTER RUST QUARANTINE

Introductory note. This revision of the quarantine and regulations reduces the areas into which the interstate movement of five-leaved pines is regulated; provides for unrestricted interstate movement of gooseberry and currant plants, other than European black currants, into all portions of the United States outside of control areas (embracing five-leaved pine stands which are being safeguarded from infection by the white-pine blister rust disease) as designated in administrative instructions by the Chief of the Bureau of Entomology and Plant Quarantine; and eliminates the former requirement that gooseberry and currant plants be shipped in a dormant or defoliated condition, or be disinfected prior to shipment when consigned to certain States.

Notice of determination of the Secretary of Agriculture. The Secretary of Agriculture has determined that it is necessary further to revise the white-pine blister rust quarantine (7 CFR 301.63 [B. E. P. Q.-Q. 63]) and regulations supplemental thereto which were last revised effective July 1, 1938 (7 CFR Cum. Supp. 301.63-1 et seq.) in order to permit unrestricted interstate movement of gooseberry and currant plants, other than European black currants, into those portions of the United States not included in control areas; to provide for the designation of the control areas and stipulation of the conditions for interstate movement of gooseberry and currant plants thereto by the Chief of the Bureau of Entomology and Plant Quarantine through administrative instructions; and to make other modifications. The quarantine and regulations are therefore hereby revised to read as follows:

Sec.
301.63 Notice of quarantine.
301.63-1 Definitions.
301.63-2 Quarantined area.
301.63-3 Control areas.
301.63-4 Regulated articles.
301.63-5 Conditions governing interstate movement of regulated articles.
301.63-6 Conditions governing the issuance and use of white-pine certificates and control-area permits.
301.63-7 Cancellation of white-pine certificates and control-area permits.
301.63-8 Inspection and disposition.
301.63-9 Shipments for scientific or educational purposes.

AUTHORITY: §§ 301.63 to 301.63-9, inclusive, issued under sec. 8, 37 Stat. 318, 39 Stat. 1165, 44 Stat. 250; 7 U.S.C. 161.

§ 301.63 *Notice of quarantine.* The Secretary of Agriculture having given the public hearing required by law, quarantines each and every State of the continental United States and the District of Columbia, in order to prevent the further spread of the white-pine blister rust, a destructive disease of five-leaved pines caused by Cronartium ribicola Fischer, and for this purpose regulates the interstate movement of host plants of this disease, namely, five-leaved pines, gooseberries and currants. Hereafter no five-leaved pines (Pinus) or currants or gooseberries (Ribes or Grossularia), either wild or cultivated, shall be moved or allowed to be moved interstate from any State or from the District of Columbia into any other State, or from any State into the District of Columbia, except under conditions prescribed in regulations supplemental hereto, in amendments thereof, or in administrative instructions of the Chief of the Bureau of Entomology and Plant Quarantine as hereinafter provided: *Provided,* That as a condition to the regulation, under this quarantine, of the interstate movement into the noninfected portion of a partially infected State, of five-leaved pines which are not visibly infected with white-pine blister rust, or of the interstate movement of gooseberries or currants (other than European black currants), into any entire State, or portion thereof, which may be designated as a control-area, such State shall be required to provide for the control of the intrastate movement of the regulated articles under conditions comparable to those which apply to their interstate movement under provisions of the Federal quarantine regulations currently existing and to enforce such other control and sanitation measures with respect to such areas or portions thereof as, in the judgment of the Secretary of Agriculture, shall be deemed adequate for local control of the disease: *Provided further,* That whenever the Chief of the Bureau of Entomology and Plant Quarantine shall find that existing conditions as to the pest risk involved in the movement of the regulated articles to which the regulations supplemental hereto apply, make it safe to modify by making less stringent the restrictions contained in any such regulations, he shall set forth and publish such findings in administrative instructions, specifying the manner in which the applicable regulations shall be made less stringent, whereupon such modifications shall become effective for such period and for such quarantined or protected area or portions thereof as shall be specified in said administrative instructions, and every reasonable effort shall be made to give publicity to such administrative instructions throughout the affected areas.

§ 301.63-1 *Definitions.* For the purpose of this subpart the following words, names, and terms shall be construed, respectively to mean:

(a) *White-pine blister rust, or blister rust.* The fungus disease caused by Cronartium ribicola Fischer.

(b) *Five-leaved pines.* Plants of the following species belonging to the genus Pinus:

American species:
Ayacahuite pine (P. Ayacahuite Ehrenb.)
Bristlecone pine (P. aristata Engelm.)
Foxtail pine (P. balfouriana Murr.)
Limber pine (P. flexilis James)
Mexican white pine (P. strobiformis Engelm.)
Sugar pine (P. lambertiana Dougl.)
Western white or silver pine (P. monticola Dougl.)
Whitebark pine (P. albicaulis Engelm.)
Eastern white pine (P. strobus L.)
Foreign species:
Balkan pine (P. peauce Griseb.)
Chinese white pine (P. armanda Franch.)
Himalayan or Bhotan pine (P. excelsa Wall.)
Japanese white pine (P. parviflora Sieb. and Zucc.)
Korean pine (P. koraiensis Sieb. and Zucc.)
Swiss stone pine (P. cembra L.)

(c) *Gooseberry and currant plants.* Plants, cuttings, and seeds belonging to the genera Ribes and Grossularia, either wild or cultivated.

(d) *White-pine certificate.* An official form issued by the Bureau of Entomology and Plant Quarantine authorizing the interstate movement of five-leaved pines for reforestation purposes into noninfected States from nurseries in States outside thereof which are certified by the Bureau of Entomology and Plant Quarantine as being adequately protected from blister rust infection to provide noninfected planting stock.

(e) *Control-area permit.* An official form permitting the interstate movement of gooseberry and current plants for planting in approved locations in control areas, issued by a State officer authorized and designated by the United States Department of Agriculture.

(f) *Inspector.* An authorized inspector of the United States Department of Agriculture.

(g) *Administrative instructions.* Documents issued, under the provisions of this quarantine and regulations supplemental thereto, by the Chief of the Bureau of Entomology and Plant Quarantine.

(h) *Continental United States.* The States of the United States and the District of Columbia.

(i) *Moved interstate, interstate movement.* Shipped, offered for shipment to a common carrier, received for transportation or transported by a common carrier, or otherwise transported, moved, or allowed to be moved from any State or the District of Columbia into any other State or from any State into the District of Columbia.

§ 301.63-2 *Quarantined area.* The quarantined area comprises the entire continental United States.

§ 301.63-3 *Control areas.* Control areas shall comprise those States, or parts thereof, into which the movement of gooseberry and currant plants, other than European black currants, is regulated, as designated by the Chief of the Bureau of Entomology and Plant Quarantine in duly publicized administrative instructions issued pursuant to this quarantine, and modified when, in his judgment, the status or needs for control make such modifications necessary. The conditions and requirements of such administrative instructions shall carry full force and effect of this quarantine.

§ 301.63-4 *Regulated articles.* Regulated articles shall comprise gooseberry and currant plants, cuttings and seeds, and five-leaved pines and, if visibly infected with white-pine blister rust, portions of five-leaved pines.

§ 301.63-5 *Conditions governing interstate movement of regulated articles*—(a) *Five-leaved pines.* (1) Five-leaved pines may be moved interstate without restriction between the following noninfected States or parts thereof when they have originated therein, namely: Arizona, Colorado, Georgia, Kentucky, Nevada, New Mexico, South Carolina, Tennessee, Utah and the noninfected part of California comprising the counties of Calaveras, Contra Costa, Mono, San Francisco, San Joaquin, Tuolumne, and all those south thereof. Five-leaved pines may not be moved interstate into the above-described areas from any other part of the United States except when intended for reforestation purposes and when they have been grown into a nursery protected from blister rust infection and when accompanied by a white-pine certificate issued for such movement by the Bureau of Entomology and Plant Quarantine.

(2) There are no restrictions on the interstate movement of five-leaved pines and parts thereof into or within that part of the continental United States outside of the areas described in subparagraph (1) of this paragraph: *Provided,* That the interstate movement anywhere within the continental United States of five-leaved pines and parts thereof when visibly infected with blister rust is prohibited except when intended for scientific or educational purposes and when authorized, safeguarded, and labeled in accordance with § 301.63-9.

(b) *European black currants.* European black currant plants (Ribes nigrum L.) may be moved interstate without restriction into and between the States of Alabama, Arkansas, Florida, Kansas, Louisiana, Mississippi, Missouri, Nebraska, North Dakota, Oklahoma, South Dakota, and Texas. The interstate movement of such plants into any other State or the District of Columbia is prohibited except when intended for scientific or educational purposes and when authorized, safeguarded, and labeled in accordance with § 301.63-9.

(c) *Gooseberries and currants, other than European black currants.* (1) Gooseberry and currant plants other than European black currants, may be moved interstate without restriction, except into control-area States or parts thereof designated in administrative instructions by the Chief of the Bureau of Entomology and Plant Quarantine as hereinbefore provided. The conditions governing the movement into control areas will be prescribed in such administrative instructions.

§ 301.63-6 *Conditions governing the issuance and use of white-pine certificates and control-area permits*—(a) *White-pine certificates.* Certificates authorizing the interstate movement of white pine into the noninfected areas as designated in § 301.63-5 (a) (1) from points outside thereof may be issued for such pine when it is intended for reforestation purposes and when it has been grown in nurseries adequately protected from white-pine blister rust infection to provide noninfected planting stock as determined by the Bureau of Entomology and Plant Quarantine. Application for white-pine certificates shall be made to the Bureau of Entomology and Plant Quarantine, Washington 25, D. C.

(b) *Control-area permits.* Control-area permits may be issued for the interstate movement of gooseberry and currant plants, except for European black currants, into control areas as designated in administrative instructions of the Chief of the Bureau of Entomology and Plant Quarantine when the planting locations are not within infective distance of protected pine and movement thereto of such plants is not prohibited. Applications for control-area permits shall be made to the Federal representative in the State of destination as designated in the administrative instructions, giving names and addresses of consignee and consignor and kind and number of plants to be shipped.

(c) *Use of certificates and permits.* White-pine certificates or control-area permits, when required as a condition of interstate movement of regulated articles, must be securely attached to the outside of each container of regulated articles, except that for carload and other bulk shipments by rail, the certificate or permit shall accompany the vehicle and be surrendered to the consignee on delivery of the shipment.

§ 301.63-7 *Cancellation of white-pine certificates and control-area permits.* White-pine certificates and control-area permits issued under the provisions of this subpart may be withdrawn or cancelled by the Bureau of Entomology and Plant Quarantine for failure of compliance with the conditions of this part, or whenever the further use of such certificates or permits might result in the spread of the white-pine blister rust.

§ 301.63-8 *Inspection and disposition.* Any car or other conveyance, and any package or other container moving or having been moved interstate, which contains or which the inspector has probable cause to believe contains articles the movement of which is prohibited or regulated may be examined by an inspector at any time or place. When articles are found to be moving interstate in violation of this subpart the inspector may take such action as is authorized by the Plant Quarantine Act to the extent deemed necessary to eliminate the danger of spread of the disease.

§ 301.63-9 *Shipments for scientific or educational purposes.* Regulated articles may be moved interstate for scientific or educational purposes under such conditions and safeguards as may be prescribed by the Chief of the Bureau of Entomology and Plant Quarantine. The container of articles so moved shall bear securely attached to the outside thereof a special permit, issued for such movement by the Bureau of Entomology and Plant Quarantine.

This revision shall be effective on and after July 1, 1946, and shall on that date supersede the quarantine and regulations effective July 1, 1938.

Done at Washington, D. C., this 20th day of June 1946.

Witness my hand and the seal of the United States Department of Agriculture.

[SEAL] N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 46-10766; Filed, June 21, 1946; 11:13 a. m.]

Chapter VII—Production and Marketing Administration (Agricultural Adjustment)

[Bull. NSCP-1001, Supp. 1]

PART 706—NAVAL STORES CONSERVATION PROGRAM

SUBPART G—1946

1. *Section 706.704 Conditions of payment; performance required* is amended in the following respects:

a. Paragraph (a) (1) is amended to read as follows:

(1) No face shall be installed on any tree less than 9 inches d. b. h. and not more than one face shall be installed on any tree less than 14 inches d. b. h. These requirements shall not apply to any tree having a worked-out face (60 inches or more in height, or a dry face) which remains idle during the 1946 turpentine season. However, if faces are unintentionally installed on undersized trees, or were so installed during the 1945 season, the producer shall detach all cups and tins from the faces on such undersized trees within time limits established by the Forest Service, and there shall be deducted from his earned payment ½ cent per face for each face on proper sized trees in each drift (or in each tract which is not subdivided into drifts) in which faces on undersized trees were so installed unless such deduction was made under a previous program.

b. Paragraph (c) (2) is amended to read as follows:

(2) Areas being worked for naval stores may be burned but such burning shall be conducted in a manner that will prevent the destruction of established young growth and the escape of fire to adjacent land. On fee-owned land when the burning reduces the stand to less than 200 thrifty pine trees per acre or destroys established pine reproduction in stands having less than 200 pine trees per acre before burning, a deduction of $1.00 per acre will be made for each such acre in excess of 5 acres or 2% of the area burned whichever is the greater. On lands supporting trees leased and operated for naval stores when burning in any tract or drift reduces the stand to less than 200 thrifty pine trees per acre or destroys established pine reproduction in stands having less than 200 pine trees per acre before burning a deduction of 40% of the payment earned for the faces in the tract or drift will be made. When fire set by the producer is allowed to escape to adjacent forest land and effective suppression action is not taken a deduction of 50¢ per acre will be made for each acre burned on adjacent land.

c. Paragraph (c) (3) is amended to read as follows:

(3) On fee-owned land not being worked for naval stores, controlled (prescribed) burning may be practiced only on adequately stocked land (200 or more established pine trees per acre). When such burning reduces the stand to less than 200 thrifty pine trees per acre a deduction of $1.00 per acre will be made for each such acre in excess of 5 acres or 2% of the area burned whichever is greater. When inadequately stocked fee-owned land not being worked for naval stores is burned and there is no evidence that effective suppression action was taken a deduction of 10¢ per acre for each acre so burned will be made. When fire set by the producer is allowed to escape to adjacent land and effective suppression action is not taken a deduction of 50¢ per acre will be made for each acre burned on adjacent land.

d. Paragraph (d) (6) is amended to read as follows:

(6) When cutting operations in timber stands owned by the producer do not meet the above timber cutting requirements or are contrary to good forestry practice, a deduction of $5.00 per acre will be made for each acre of unsatisfactory cutting in excess of 5 acres or 1% of the cutover area whichever is the greater.

e. Paragraph (d) (8) is amended to read as follows:

(8) When any trees having faces worked under this program are cut, payment for all faces in the tract or drift may be denied if the Forest Service finds insufficient evidence at the time of inspection to determine the average number of streaks placed on the faces in the tract or drift from which the trees were cut.

f. Section 706.704 is further amended by striking out paragraph (e) (4).

2. Section 706.711 is amended to read as follows:

§ 706.711 *Administration.* The Forest Service shall have charge of the administration of this program and is hereby authorized to make such determinations and to prepare and issue such bulletins, instructions, and forms as may be required to administer this program (subject to the approval of the Bureau of the Budget pursuant to the Federal Reports Act of 1942) pursuant to the provisions hereof, and the field work shall be administered by the Forest Service through the office of the Regional Forester, United States Forest Service, Glenn Building, Atlanta, Georgia. The procedural requirements of §§ 706.704 and 706.705, such for example as those relating to notice of proposed action and consent thereto, may be waived by the Forest Service when in its judgment such waiver does not otherwise materially affect compliance with program practices. Information concerning this program may be secured from the Program Supervisor, Central Field Office of the Forest Service, Valdosta, Georgia, or from any local Inspector of the Forest Service.

(49 Stat. 1148, 1915; 50 Stat. 329; 52 Stat. 31, 202, 204, 205, 746; 53 Stat. 550, 573; 16 U.S.C. 590g–590q; 54 Stat. 216, 727; 55 Stat. 257, 860; 56 Stat. 51, 761; 58 Stat. 734; 59 Stat. 9)

Issued at Washington, D. C., this 20th day of June 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary.

[F. R. Doc. 46-10764; Filed, June 21, 1946; 11:12 a. m.]

Chapter XI—Production and Marketing Administration (War Food Distribution Orders)

[WFO 9, Amdt. 9]

PART 1220—FEED

PROTEIN MEAL QUOTAS.

War Food Order No. 9, as amended (11 F.R. 669, 2215, 2436, 4383), is further amended by deleting paragraphs (b) and (c), and substituting in lieu thereof the following:

(b) *Restrictions on mixed feed manufacturers.* No mixed feed manufacturer shall, during any calendar quarter, use protein meal in the manufacture of mixed feed in excess of a quota equal to the larger of the two following amounts:

(1) 85 percent of the quantity of protein meal used by such manufacturer in the manufacture of mixed feed during the corresponding calendar quarter of 1945;

(2) 25 tons.

No limitation shall be imposed with respect to the use of such quota as between the manufacture of poultry feed and the manufacture of livestock feed. In computing the quantity of protein meal which may be used under this paragraph (b), any urea used in the manufacture of mixed feed shall be counted as protein meal at the rate of six (6) tons of protein meal per ton of urea, *Provided, further,* That any concentrates acquired by a mixed feed manufacturer from cottonseed crushers located in the States of Oklahoma, Louisiana, or Texas (who were authorized to purchase northern soybeans for crushing and who have used such beans in the manufacture of such concentrates) shall be counted as protein meal at the rate of one ton of protein meal per ton of concentrate.

(c) *Restrictions on the use of protein meal in poultry feed by persons other than mixed feed manufacturers.* No person other than a mixed feed manufacturer shall, during any calendar month, use protein meal in the manufacture of poultry feed in excess of 85 percent of the amount of protein meal so used during the corresponding calendar month of 1945: *Provided, however,* That any concentrates acquired by such person from cottonseed crushers located in the States of Oklahoma, Louisiana, or Texas (who were authorized to purchase northern soybeans for crushing and who have used such beans in the manufacture of such concentrates) shall be counted as protein meal at the rate of one ton of protein meal per ton of concentrate.

This amendment shall become effective at 12:01 a. m., e. s. t., July 1, 1946. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 9, as amended, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087)

Issued this 20th day of June 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary.

[F. R. Doc. 46-10767; Filed, June 21, 1946; 11:12 a. m.]

TITLE 8—ALIENS AND NATIONALITY

Chapter I—Immigration and Naturalization Service

PART 60—FIELD SERVICE DISTRICTS AND OFFICERS

PART 110—PRIMARY INSPECTION AND DETENTION

UNITED STATES IMMIGRATION STATIONS IN CANADA, ST. JOHN, NEW BRUNSWICK, AND TORONTO, ONTARIO

MAY 27, 1946.

1. Section 60.1, Title 8, Chapter I, Code of Federal Regulations is hereby amended as follows:

a. In the definition of District No. 1 with headquarters at St. Albans, Vermont, the language following the last semicolon is amended to read as follows: "also jurisdiction over the United States immigration stations located in Canada at Halifax, Nova Scotia; St. John, New Brunswick; Montreal, Quebeck; and Quebec, Province of Quebec."

b. The definition of District No. 7 with headquarters at Buffalo, New York, is amended by changing the period at the end to a semicolon and adding the following: "also jurisdiction over the United States immigration station located in Canada at Toronto, Ontario."

2. Section 110.2, Title 8, Chapter I, Code of Federal Regulations is hereby amended to read as follows:

§ 110.2 *Immigration stations in Canada.* The following United States immigration stations are located in Canada: Halifax, Nova Scotia; St. John, New Brunswick; Montreal, Quebec; Quebec, Province of Quebec; Toronto, Ontario; Winnipeg, Manitoba; Victoria, British Columbia; Vancouver, British Columbia; and Sydney, British Columbia.

This order shall become effective on the date of its publication in the FEDERAL REGISTER.

(Sec. 23, 39 Stat. 892, sec. 24, 43 Stat. 166, sec. 37 (a), 54 Stat. 675; 8 U. S. C. 102, 222, 458; sec. 1, Reorg. Plan No. V (3 CFR, Cum. Supp., Ch. IV); 8 CFR, 1943 Supp., 90.1)

T. B. SHOEMAKER,
Acting Commissioner of Immigration and Naturalization.

Approved: June 20, 1946.

TOM C. CLARK,
Attorney General.

[F. R. Doc. 46-10768; Filed, June 21, 1946; 11:16 a. m.]

TITLE 12—BANKS AND BANKING

Chapter II—Board of Governors of the Federal Reserve System

PART 222—CONSUMER CREDIT

MISCELLANEOUS AMENDMENTS

Part 222 is hereby amended in the following respects, effective July 5, 1946:

1. Section 222.2 (e) is amended by inserting the words "in a principal amount of $1,500 or less" after the word "credit".

2. Section 222.8 (a) is amended by inserting at the end thereof after the word "structures" a comma and the following: "provided such repairs, alterations, or improvements do not incorporate any listed article".

3. Section 222.8 (c) is amended by revising subparagraph (1) thereof to read as follows:

(1) That the proceeds are to be used for bona fide educational, medical, hospital, dental, or funeral expenses, or to pay debts incurred for such expenses, and that such proceeds (unless they are to be used exclusively for educational expenses) are to be paid over in amounts specified in such statement to persons whose names, addresses, and occupations are stated therein;

4. Section 222.13 (a) is amended by striking out the names of the articles listed as items 4, 5, and 6 of Group A and inserting in lieu thereof the word "(Deleted)", and also by adding at the end of Group A a new item 42 reading as follows:

42. Combination units incorporating any listed article in classifications 12, 13, 18, 30, or 36 of this Group A.

(Sec. 5 (b), 40 Stat. 415, as amended by sec. 5, 40 Stat. 966, sec. 2, 48 Stat. 1, sec. 1, 54 Stat. 179; secs. 301 and 302, 55 Stat. 839, 840; 12 U.S.C. 95 (a) and Supp., 50 U.S.C. App. 616, 617, and Executive Order No. 8843, dated August 9, 1941)

Board of Governors of the Federal Reserve System.

[SEAL] S. R. CARPENTER,
Secretary.

[F. R. Doc. 46-10760; Filed, June 21, 1946; 10:54 a. m.]

TITLE 14—CIVIL AVIATION

Chapter I—Civil Aeronautics Board

[Amdt. 06-0]

PART 06—ROTORCRAFT AIRWORTHINESS

ROTORCRAFT AIRWORTHINESS

At a session of the Civil Aeronautics Board held at its office in Washington, D. C., on the 24th day of May 1946.

Effective May 24, 1946, the Civil Air Regulations are amended by adding a new Part 06 to read as follows:

Sec.
06.0 General.
06.1 Flight requirements.
06.2 Strength criteria.
06.3 Detail design and construction.
06.4 Power plant installation.
06.5 Equipment.
06.6 Operational data.

§ 06.0 *General.*

§ 06.00 *Scope.* In order to become eligible for type and airworthiness certificates, a rotorcraft shall be shown to comply with the airworthiness requirements set forth in this part and shall have no characteristic which, according to the findings of the Administrator, renders the rotorcraft unairworthy; *Provided,* That:

(a) If any of these requirements become inapplicable to a particular rotorcraft because of increased knowledge of aeronautics or of the development of unforeseen design features, the Administrator shall accept designs shown to provide an equivalent standard of safety.

(b) Requirements of the U. S. Army or Navy, with respect to airworthiness found by the Administrator to provide an equivalent standard of safety, may be accepted in lieu of the requirements set forth in this part.

Unless otherwise specified, compliance with any amendment to this part shall be mandatory only for rotorcraft for which application for a type certificate has been received subsequent to the effective date of such amendment.

§ 06.01 *Type certificate.* A type certificate will be issued when the following requirements are met:

§ 06.11 *Data required for NC and NR certification.* The applicant for a type certificate shall submit to the Administrator the following: Such descriptive data, test reports, and computations as are necessary to demonstrate that the rotorcraft complies with the airworthiness requirements. The descriptive data shall be known as the type design and shall consist of drawings and specifications disclosing the configuration of the rotorcraft and all design features covered in the airworthiness requirements as well as sufficient information on dimensions, materials, and processes to define the strength of the structure. The type design shall describe the rotorcraft in sufficient detail to permit the airworthiness of subsequent rotorcraft of the same type to be determined by comparison with the type design.

§ 06.012 *Inspection and tests for NC and NR certification.* The authorized representatives of the Administrator shall have access to the rotorcraft and may witness or conduct such inspections and tests as are necessary to determine compliance with the airworthiness requirements.

§ 06.0120 *Inspection.* Inspections and tests shall include all those found necessary by the Administrator to insure that the airplane conforms with the following:

(a) All materials and products are in accordance with the specification given in the type design.

(b) All parts of the rotorcraft are constructed in accordance with the drawings contained in the type design.

(c) All manufacturing processes, construction, and assembly are such that the design strength and safety contemplated by the type design will be realized in service.

§ 06.0121 *Flight tests.* Upon satisfactory completion of all necessary inspection and testing on the ground, and upon receipt from the applicant of a report of flight tests conducted by him, and satisfactory proof of the conformity of the rotorcraft with the type design, such official flight tests as the Administrator finds necessary to prove compliance with this part shall be conducted.

§ 06.02 *Airworthiness certificates.* Airworthiness certificates are classified as follows:

(a) *NC certificates.* In order to become eligible for an NC certificate the rotorcraft shall be shown to comply with all of the requirements contained in this part.

(b) *NR certificates.* NR certification is applicable to rotorcraft intended to be operated for restricted purposes not logically encompassed by the requirements of this part. In order to be eligible for an NR certificate, a rotorcraft must be shown to comply with all of the requirements of this part which are not rendered inapplicable by the nature of the special purpose involved, and shall be subject to suitable operating restrictions which the Administrator finds will provide a level of safety equivalent to that contemplated for normal purposes by the requirements of this part.

(c) *NX certificates.* A rotorcraft will become eligible for an NX certificate when the applicant presents satisfactory evidence that the rotorcraft is to be flown for experimental purposes and the Administrator finds that it may, with appropriate restrictions, be operated for that purpose in a manner which does not endanger the general public. Rotorcraft used in racing and exhibition flying may be issued NX certificates under the terms of this section. The applicant shall submit sufficient data such as photographs to identify the rotorcraft satisfactorily and upon inspection of the rotorcraft, any pertinent information found necessary by the Administrator to safeguard the general public.

A rotorcraft manufactured in accordance with a type certificate (see § 06.01) and conforming with the type design will become eligible for an NC airworthiness certificate when, upon inspection of the rotorcraft, the Administrator finds it so to conform and in a condition for safe operation. For each newly manufactured rotorcraft this finding shall include a flight check by the applicant.

For rotorcraft manufactured by holders of a production certificate the issuance of an NC airworthiness certificate shall be dependent upon the provisions of Part 02 of the Civil Air Regulations.

§ 06.03 *Changes.* Changes shall be substantiated to demonstrate compliance of the rotorcraft with the appropriate airworthiness requirements in effect when the particular rotorcraft was certificated as a type unless the applicant chooses to show compliance with the currently effective requirements subject to the approval of the Administrator, or unless the Administrator finds it necessary to require compliance with current airworthiness requirements.

§ 06.030 *Minor changes.* Minor changes to certificated rotorcraft which obviously do not impair the condition of the airplane for safe operation shall be approved by the authorized representatives of the Administrator prior to the submittal to the Administrator of any required revised drawings.

§ 06.031 *Major changes.* A major change is any change not covered by minor changes as defined in § 06.030.

§ 06.032 *Service experience changes.* When the Administrator finds that service experience indicates the need for design changes, the applicant shall submit for the approval of the Administrator engineering data describing and substantiating the necessary changes. The Administrator may in such cases withhold issuance of airworthiness certificates for additional rotorcraft of the type involved until satisfactory corrective measures have been taken. Upon approval by the Administrator, these changes shall be considered as a part of the type design, and descriptive data covering these changes shall be furnished by the applicant to all rotorcraft owners concerned.

§ 06.0320 In the case of rotorcraft approved as a type under the terms of earlier airworthiness requirements, the Administrator may require that a rotorcraft submitted for an original airworthiness certificate comply with such portions of the currently effective airworthiness requirements as may be necessary for safety.

§ 06.04 *Definitions.* The following definitions apply to the terms as used in this part.

§ 06.0400 *Rotorcraft.* Any aircraft deriving its principal lift from one or more rotors.

§ 06.0401 *Helicopter.* A rotorcraft which depends entirely for its support and motion in the air upon the lift generated by one or more power-driven rotors.

§ 06.0402 *Gyroplane.* A rotorcraft which depends principally for its support upon the lift generated by one or more rotors which are not power driven, except for initial starting, and which are caused to rotate by the action of the air when the rotorcraft is in motion.

§ 06.0403 *Main rotor(s).* The main system(s) of rotating airfoils providing sustentation for the rotorcraft.

§ 06.0404 *Antitorque rotor.* An auxiliary rotor which serves to counteract the effect of the main rotor torque on the rotorcraft.

§ 06.0405 *Control rotor.* An auxiliary rotor, other than an antitorque rotor, which serves as a device by means of which the rotorcraft can be controlled in flight.

§ 06.0406 *Plane of rotor disc.* A reference plane at right angles to the mechanical axis of rotation of the rotor.

§ 06.0407 *Tip speed ratio.* The ratio of the rotorplane flight velocity component in the plane of the rotor disc to the rotational tip speed of the rotor blades.

$$\mu=\frac{V\cos\alpha}{\Omega R}$$

V=airspeed of the rotorcraft along flight path (feet per second)
α=angle between flight path and plane of rotor disc
Ω=angular velocity of rotor (radians per second)
R=rotor radium (feet)

§ 06.0408 *Load factor, n.* The ratio of any specific load on the rotorcraft to the rotorcraft design weight. When the load in question represents the net external load acting on the aircraft in a given direction, n represents the acceleration in that direction.

§ 06.0409 *Limit load.* A load which it is assumed, or known, may be experienced but not exceeded in operation. From a design standpoint it is a load which the structure is capable of supporting without detrimental permanent deformations.

§ 06.0410 *Factor of safety.* A factor by which limit loads are multiplied to obtain ultimate loads.

06.0411 *Ultimate load.* A load which the structure is capable of carrying without failure. (Equal to the limit load multiplied by the factor of safety.)

§ 06.0412 *Primary structure.* Those portions of the aircraft the failure of which would seriously endanger the safety of the aircraft.

§ 06.0413 *Fittings.* Fittings are defined as parts such as end terminals used to connect one structural member to another (see Table 06–1).

§ 06.1 *Flight requirements.*

§ 06.10 *General.* All rotorcraft shall have such general performance and flight characteristics as to provide reasonable safety during the execution of any maneuver appropriate to, or necessary for, the aircraft and during steady flight at any weight, center of gravity position, speed, and power within the ranges for which the aircraft is certificated. Compliance with all performance requirements shall be demonstrated by suitable flight tests conducted by the applicant and witnessed by a representative of the Administrator of Civil Aeronautics or, at his discretion, conducted by that representative.

§ 06.11 *Landing.* It shall be possible to make a safe landing with all power off.

§ 06.12 *Ground handling.* The rotorcraft shall demonstrate satisfactory ground resonance characteristics.

§ 06.2 *Strength criteria.*

§ 06.20 *General.* The primary structure shall be capable of supporting the ultimate loads without failure and shall be capable of supporting the limit loads for a period of at least one minute without detrimental permanent deformations.

§ 06.200 *Ultimate loads.* Ultimate loads are those obtained by multiplying the limit loads by the required factor of safety. The factor of safety shall be 1.5, except in cases where an additional (multiplying) factor of safety is specified. In such cases the final factor of safety shall be equal to 1.5 times the additional factor of safety.

§ 06.201 *Additional (multiplying) factors of safety.* The additional factors of safety specified in Table 06–1 shall be used where applicable. When more than one additional factor is indicated only the largest need be used.

§ 06.202 *Proof of structure.* Structural analyses, load tests, flight tests, dynamic tests, or combinations thereof, shall be made for the purpose of providing proof of compliance with the strength criteria.

§ 06.2020 *Structural tests.* The following structural tests are required and shall be conducted in such manner as to substantiate clearly compliance with the strength criteria:

(a) Dynamic and endurance tests of rotors and rotor drives, including controls (see § 06.420).

(b) Control surface and system tests (limit load and operation tests).

(c) Vibration surveys (see §§ 06.22 and 06.240).

(d) Landing gear drop tests (see § 06.2130).

(e) Such additional tests as may be found necessary by the Administrator to substantiate new and unusual features of the design.

§ 06.21 *Structural loading conditions.*

§ 06.210 *General.* The airworthiness rating of a rotorcraft with respect to its strength will be based on the airspeeds, rotor speeds, and load factors which can safely be developed in combination. The simultaneous air and rotor speeds which can safely be developed in combination with the specified load factors shall be determined by the applicant and shall serve as a basis for structural loading conditions and, where found necessary by the Administrator, for restricting the operation of the rotorcraft in flight.

§ 06.211 *Design limitations.* The following values shall be established by the applicant for purposes of showing compliance with the structural requirements hereinafter specified:

(a) Maximum design weight, W.

(b) Main rotor maximum tip speed ratio, μm. (If the tip speed ratio for a helicopter in the autorotation phase exceeds that for power-driven conditions, then the former value shall be used).

(c) Main rotor(s) maximum design rpm, N.

(d) Auxiliary rotor(s) maximum design rpm. The limitation selected shall be such as to cover safely all normal operating ranges of the aircraft.

§ 06.212 *Flight loading condition.* The flight load factors specified hereunder will represent rotor load factors. The net load factor acting at the center of gravity of the aircraft shall be obtained by proper consideration of balancing loads acting in the specific flight conditions.

§ 06.2120 *Maneuvering flight conditions.* The rotorcraft structure shall be substantiated for a positive maneuvering limit load factor of 3.5 (resultant force on the rotor(s) equal to 3.5 times the rotorcraft design weight) and a negative maneuvering limit load factor of 1.0, except that lesser values may be used if the manufacturer can prove by analytical study and flight demonstrations that the values selected cannot be exceeded. In no case shall the limit load factors be less than 2.5 positive and 0.5 negative. The resultant force shall be assumed to be applied at the center(s) of the rotor hub(s) and to act in such directions as necessary to represent all critical maneuvering motions of the rotorcraft applicable to the particular type, including flight at the maximum design rotor tip speed ratio under power-on and power-off conditions.

§ 06.2121 *Gust conditions.* The structure affected shall be substantiated for the loading due to vertical gusts of ±30 feet per second velocity in conjunction with the critical rotorplane airspeeds, including hovering.

§ 06.213 *Ground loading conditions.* The structure shall be substantiated for the ground loading conditions specified in the current ANC–2 "Ground Loads Handbook," issued by the Army-Navy-Civil Committee on Aircraft Design Criteria, modified as necessary to suit the type of landing gear employed and character of landing operations undertaken by the rotorcraft. The structure shall be substantiated for a limit load factor not less than two-thirds of the value developed in energy absorption tests specified in § 06.2130.

§ 06.2130 *Energy absorption.* The landing gear shall be capable of absorbing the energy of a free drop from a height of not less than 20 inches measured from the bottom of the tires to the ground, except that a lesser height may be used if the value chosen can be shown to exceed that corresponding to the greatest probable sinking speed at ground contact in power-off landings likely to be made by pilots of average skill. In no case shall the drop height be less than 12 inches. The weight of the rotor blades may be neglected in the drop test. The maximum drop test acceleration developed at the c. g. shall be determined in the test.

§ 06.22 *Main rotor structure.* The requirements specified hereunder apply to the main rotor assembly(ies) including hub(s) and blades. The structure shall be substantiated for at least the following loading conditions:

(a) The hub(s), blades, blade attachments and blade controls which are under cyclic flexing or alternating stresses shall be substantiated to demonstrate the airworthiness of these parts under repeated loading conditions, associated with normal operation. The vibration stresses of critical metal parts shall be determined in flight and it shall be demonstrated that these stresses do not exceed safe values for continuous operation.

(b) The main rotor structure shall be substantiated for the critical flight condition loads specified in § 06.212. At least the maximum design tip speed ratio condition shall be considered in conjunction with these limit loadings.

(c) The main rotor structure shall be substantiated for the limit loads specified by § 06.212 under conditions of autorotation necessary for normal operation. The rotor r. p. m. used shall be such as to include the effects of altitude.

(d) The rotor blades, hub(s) and flapping hinges shall be substantiated for a loading condition simulating the force of blade impact against its stop during operation on the ground. A limit load acting at the center of gravity of the blade equal to the weight of the blade multiplied by a factor of 2.67 shall be used.

(e) The strength of the rotor assembly shall be substantiated for loadings simulating other critical conditions which may be encountered under normal operation. These shall include "jump-off", rotor "rev-up", and rotor "over-speed" conditions in flight.

§ 06.23 *Fuselage, landing gear, and rotor pylon structure.* The requirements specified hereunder apply to the fuselage, landing gear, and rotor pylon structure. The structure shall be substantiated for at least the following loading conditions:

(a) The structure shall be substantiated for the critical loads specified by § 06.212. The resultant rotor force may be represented as a single force applied at the hub attachment point. Consideration shall be given to the balancing and inertia loads occurring under the accelerated flight conditions. The thrust from auxiliary rotors shall also be considered.

(b) The structure shall be substantiated for the ground loads specified by § 06.213.

(c) The engine mount and adjacent fuselage structure shall be substantiated for loads occurring in the rotorcraft under the accelerated flight and landing conditions, including the effect of engine torque loads. In the case of engines having 5 or more cylinders, the limit torque shall be obtained by multiplying the mean torque by a factor of 1.5. For 4, 3, and 2 cylinder engines the factors shall be 2, 3, and 4, respectively.

§ 06.24 *Controls and control systems.* The structure of all auxiliary rotors (antitorque and control), fixed or movable stabilizing and control surfaces, and all systems operating any flight controls shall be substantiated in accordance with the provisions of §§ 06.240 through 06.243.

§ 06.240 *Auxiliary rotor assemblies.* Auxiliary rotor assemblies shall be tested in accordance with the provisions of § 06.420 for rotor drives. In addition, auxiliary rotor assemblies with detachable blades shall be tested for one hour at a speed equal to 1.4 times the speed at which the rotor is driven when the engine is operating at its maximum except take-off speed. In the case of auxiliary rotors with metal blades the vibration stresses shall be determined in flight and it shall be demonstrated that these stresses do not exceed safe values for continuous operation.

§ 06.241 *Auxiliary rotor attachment structure.* The attachment structure for the auxiliary rotors shall be substantiated for a limit load equal to the maximum balancing thrust of the rotor acting simultaneously with other loads on the structure occurring under critical maneuvering flight conditions.

The structure shall also be substantiated separately for a limit load equal to the maximum thrust of the rotor or rotors acting simultaneously with the maximum loads in the structure occurring under normal unaccelerated flight and landing conditions.

§ 06.242 *Stabilizing and control surfaces.* Stabilizing and control surfaces shall be substantiated for a minimum

limit load of 15 pounds per square foot, or for a load due to $C_n = 0.55$ at the maximum design speed, whichever is greater. The load distribution shall closely simulate actual pressure distribution conditions.

§ 06.243 *Primary control systems.* From the pilot's compartment to the point of their attachment to the rotor blades (or control areas) manual control systems shall be substantiated for the following minimum limit pilot forces:

(a) Foot type controls: 130 lbs.

(b) Stick type controls: 100 lbs. fore and aft, 67 lbs. laterally. (The forces need not be applied simultaneously.)

(c) Wheel type controls: 100 lbs. fore and aft, a couple equal to a 53 lb. pilot force applied on opposite sides of the control wheel.

§ 06.25 *Miscellaneous structures.* The strength of all structural items not specifically covered by preceding loading conditions shall be shown to be adequate for their intended purpose. In addition the following specific loading conditions shall be applied:

§ 06.250 *Seat loads.* The strength of seats and their attachments to the primary rotorplane structure shall be substantiated for passenger loads in the accelerated flight and landing conditions based on a standard passenger weight of 170 lbs.

§ 06.2500 *Safety belt loads.* Structures to which safety belts are attached shall be capable of withstanding an ultimate load of 1,000 lbs. per person applied through the safety belt and directed upward and forward at an angle of 45 degrees with the floor line.

§ 06.251 *Local loads.* The primary structure shall be designed to withstand local loads caused by dead weights and by control loads transmitted through attachments. Baggage compartments shall be designed to withstand loads corresponding to the maximum authorized capacity. The substantiation of the adequacy of the structure to withstand dead weight loads shall include a sufficient number of accelerated flight and landing conditions to insure that the most severe combinations have been investigated.

§ 06.3 *Detail design and construction.*

§ 06.30 *General.* The primary structure and all mechanisms essential for the safe operation of the rotorcraft shall not incorporate design details which on the basis of experience the Administrator has found to be unsafe. Certain design features which are essential to the airworthiness of a rotorcraft are hereinafter specified and shall be observed.

§ 06.300 *Materials and workmanship.* The primary structure shall be made from materials which experience or conclusive facts have proved to be uniform in quality and strength and to be otherwise suitable for rotorcraft construction. Workmanship shall be of sufficiently high grade as to insure proper functioning of all parts under reasonable service conditions.

§ 06.301 *Inspection provisions.* Means shall be provided to permit the examination of such parts of the rotorcraft as require periodic inspection.

§ 06.302 *Design of structural parts.* Structural parts shall be designed to avoid stress concentration which may affect adversely the strength of such parts in service, or which may introduce unknown factors into the stress analysis of the structure. Adequate fillets for this purpose shall be provided at all abrupt changes in section. Suitable allowances shall be made in the design for holes and for permissible variations in the location of holes. Joints which are likely to be subjected to appreciable wear shall be designed with replaceable bushings or allowances for oversize bolts or pins.

§ 06.31 *Main rotor blades.*

§ 06.310 *Pressure venting and drainage.* Internal pressure venting of the main rotor blades shall be provided. Drain holes shall be provided and, in addition, the blades shall be so designed as to preclude the possibility of water becoming trapped at any section of the blade.

§ 06.311 *Stops.* The rotor blades shall be provided with stops, as required for the particular design, to limit the travel of the blades about their various hinges.

NOTE: It is desirable that blades should never hit the droop stops except during starting and stopping the rotor.

§ 06.312 *Rotor and blade balance.* Rotors and blades shall be mass balanced to the degree necessary to prevent excessive vibrations and to safeguard against flutter at all speeds up to the maximum forward speed.

NOTE: Based on present design, practice blades should be mass balanced at each spanwise station to such a degree that an increase in blade section angle of attack will produce an increase in pitch reducing moment. (Additional general design information on this subject will be provided as experience with various rotorcraft designs is accumulated.)

§ 06.32 *Stabilizing and control surfaces.*

§ 06.320 *Dynamic and static balance.* All control surfaces shall be dynamically and statically balanced to the degree necessary to safeguard against flutter at all speeds up to the maximum forward speed.

§ 06.33 *Control systems.*

§ 06.330 *Installation.* All control systems shall be designed and installed to provide reasonable ease of operation by the crew and to preclude the probability of inadvertent operation, jamming, and interference by loose objects and passengers. All pulleys shall be provided with guards.

§ 06.331 *Stops.* All control systems shall be provided with stops which positively limit the range of motion of the pilot's controls. Stops shall be capable of withstanding the loads corresponding to the design conditions for the control system.

§ 06.332 *Autorotation control mechanism.* The main rotor blade pitch control mechanism shall be so arranged as to permit rapid entry into the autorotative regime of flight in the event of power failure.

§ 06.34 *Landing gear.* (See § 06.2130.)

§ 06.35 *Fuselage and cabins.*

§ 06.350 *Location of rotors.* All rotors shall be so located as not to endanger persons using passenger doors.

§ 06.351 *Pilots' compartment.* The pilots' compartment shall be so constructed as to afford adequate vision to the pilot under normal flying conditions. In cabin aircraft the windows shall be so arranged that they may be readily cleaned or easily opened in flight to provide forward and downward vision for the pilot.

§ 06.352 *Ventilation.* The ventilating system for the pilot and passenger compartments shall be so designed as to preclude the presence of excessive fuel fumes and carbon monoxide. The concentration of carbon monoxide shall not exceed 1 part in 20,000 parts of air under conditions of forward flight or hovering in zero wind. For other conditions of operation, if the carbon monoxide concentration exceeds this value, suitable operating restrictions shall be provided for the information of the crew.

§ 06.353 *Baggage compartments.* Each baggage and cargo compartment shall bear a placard stating the maximum allowable weight of contents, as determined by the structural strength of the compartment. Consideration shall be given to the effects of concentrated weights in the baggage compartments. Suitable means shall be provided to prevent the contents of cargo and baggage compartments from shifting.

§ 06.4 *Power plant installation.*

§ 06.40 *General.* The power plant installation is considered to include all components of the rotorcraft which are necessary for its propulsion, with the exception of the structure of the main and auxiliary rotors.

All components of the power plant installation shall be constructed and installed in such a manner as to assure safe operation of the rotorcraft and shall be provided with all the controls and accessories necessary to assure such operation. Adequate accessibility shall be provided to permit the inspection and maintenance necessary to assure the continued airworthiness of all components of the power plant installation. Fuel, oil, cooling, or other fluid systems shall be made of materials which, including their normal or inherent impurities, will not react chemically with any fuels, oils, or liquids that are likely to be placed in them.

§ 06.41 *Engine installation.*

§ 06.410 *Engines.* The engine shall be of a type which has been type certificated or otherwise found eligible for use in certificated aircraft. (See Part 13 of this chapter.)

§ 06.411 *Engine vibration.* The engine shall be installed in a manner to preclude harmful vibration of any engine parts or of components of the rotorcraft. It shall be demonstrated by means of a vibration investigation that the addition of the rotor and rotor drive system to the engine does not result in modification of engine vibration characteristics to the extent that the principal rotating portions of the engine are subjected to excessive vibratory stresses. It shall also be demonstrated that no portion of the rotor drive system is subjected to excessive vibratory stresses.

§ 06.42 *Rotor drive mechanism.* The rotor drive mechanism shall incorporate a unit which will automatically discharge the rotor drive and engine from the main and auxiliary rotors in the event of power failure. The rotor drive mechanism shall be so arranged that all rotors necessary for control of the rotorcraft in autorotative flight will continue to be driven by the main rotor (a) after disengagement of the engine and rotor drive from the main and auxiliary rotors.

§ 06.420 *Rotor drive and control mechanism endurance test.* The rotor drive and control mechanism shall be tested for not less than 100 hours. The test shall be conducted on the rotorcraft and the power shall be absorbed by the actual rotors to be installed, except that the use of other ground or flight test facilities with any other suitable method of power absorption will be considered satisfactory provided all conditions of support and vibration closely simulate the conditions that would exist during a test on the actual rotorcraft. The endurance test shall consist of the following:

(a) Sixty hours at not less than maximum continuous engine speed in conjunction with maximum continuous engine power. In this test, the main rotor controls shall be set in the position which will give maximum longitudinal cyclic pitch change to simulate forward flight. The auxiliary rotor controls shall be in the position for normal operation under the conditions of the test.

(b) Thirty hours at not less than 90 percent of maximum continuous engine speed and 75 percent of maximum continuous engine power. The main and auxiliary rotor controls during this test shall be in the same position as for paragraph (a) of this section.

(c) Ten hours at not less than take-off engine power and speed. The main and auxiliary rotor controls shall be in the normal position for vertical ascent during this test.

All of the tests described in paragraphs (a), (b), and (c) of this section may be conducted either on the ground or in flight. These tests shall be conducted for intervals of not less than 30 minutes except in the case of paragraph (c). The testing of paragraph (c) may be accomplished in intervals of 5 minutes or more if desired.

At intervals of not more than every 5 hours during the endurance tests the engine shall be stopped rapidly enough to allow the engine and rotor drive to be automatically disengaged from the rotors.

Five hundred complete cycles of lateral control and 500 complete cycles of longitudinal control of the main rotors shall be accomplished under the operating conditions as specified in paragraph (a) of this section. Five hundred complete cycles of control of all auxiliary rotors shall be accomplished under the operating conditions as specified in paragraph (a). A complete control cycle is considered to involve movement of the controls from the neutral position, through both extreme positions, back to neutral position. The control cycling may be accomplished during the testing prescribed in paragraph (a) or may be accomplished separately. The remainder of the testing prescribed in paragraphs (a) and (b) shall be accomplished with the main rotor controls in the position which will give maximum longitudinal cyclical pitch change to simulate forward flight and with the auxiliary rotor controls in the position for normal operation under the conditions of the test. The part of the endurance test specified in paragraph (c) shall be accomplished with the main rotor controls neutral and the auxiliary rotor controls in the position for normal operation in a vertical ascent under the power conditions of this portion of the test. Such additional dynamic, endurance, and operational tests or vibratory investigations shall be conducted as are found necessary by the Administrator to substantiate the airworthiness of the rotor drive mechanism.

§ 06.421 *Shafting critical speeds.* An investigation shall be made to determine that the critical speeds of all shafting lie outside the range of permissible engine speeds under idling, power-on, and autorotation conditions. It shall be demonstrated by actual operation that this condition is satisfied with the mechanism installed in the rotorcraft.

§ 06.43 *Fuel systems.*

§ 06.430 *Capacity and feed.* The fuel capacity shall be not less than 0.15 gallon per maximum (continuous) horsepower for which the rotorcraft is to be certificated. Air-pressure fuel systems shall not be used. Only gravity feed or mechanical pumping of fuel is permitted. The system shall be so arranged that, insofar as practicable, the entire fuel supply may be utilized in the steepest climb and at the best gliding angle and so that the feed ports will not be uncovered during normal maneuvers involving moderate rolling or sideslipping. The system shall also feed fuel promptly after one tank has run dry and another tank is turned on. If a mechanical pump is used, an emergency pump shall also be installed and shall be available for immediate use in case of a mechanical pump failure. Pumps of adequate capacity may also be used for pumping fuel from an auxiliary tank to a main fuel tank.

§ 06.431 *Tank installation.* Fuel tanks shall be separated from the engine compartment by a firewall. At least one-half inch clear air space shall be provided between the tank and firewall. Spaces adjacent to the surfaces of the tank shall be ventilated so that fumes cannot accumulate in the tank compartment in case of leakage. If two or more tanks have their outlets interconnected they shall be considered as one tank. The air spaces in such tanks shall be interconnected to prevent the flow of fuel from one tank to another as the result of a difference in pressure in the respective tank air spaces. Mechanical pump systems shall be so arranged that they cannot feed from more than one tank at a time.

§ 06.432 *Tank construction.* Each fuel tank shall incorporate a sump and drain located at the point in the tank which is lowest when the rotorcraft is in its normal ground position. The main fuel supply shall not be drawn from the bottom of this sump. All fuel tank outlets shall be provided with large-mesh finger strainers. Each tank shall be suitably vented from the top portion of the air space. Such air vents shall be arranged to minimize the possibility of stoppage by dirt or ice formation. Tanks of 10 gallons or more capacity shall be provided with internal baffles unless suitable external support is provided to resist surging.

§ 06.433 *Tank strength.* Fuel tanks shall be capable of withstanding, without failure or leakage, an internal pressure of either 3½ pounds per square inch, or the pressure developed during the maximum limit acceleration with fuel tanks, whichever is greater. Tanks shall be capable of withstanding, without leakage or failure, all vibration, inertia, and fluid loads to which they may be subjected in normal operation.

§ 06.434 *Fuel quantity gauge.* The fuel quantity gauge shall be so installed as to indicate readily to a pilot or a flight mechanic the quantity of fuel in each tank while in flight. When two or more tanks in a gravity feed system are closely interconnected and vented, and it is impossible to feed from each one separately, only one fuel quantity gauge need be installed. If a glass gauge is used, it shall be suitably protected against breakage.

§ 06.435 *Lines and fittings.* All fuel lines and fittings shall be of sufficient size so that the fuel flow, with the fuel being supplied to the carburetor at the minimum pressure for proper carburetor operation, is not less than the following:

(a) For gravity feed systems: double the normal flow required to operate the engine at take-off power;

(b) For pump systems: 1½ times the normal flow required to operate the engine at take-off power.

A test for proof of compliance with the applicable flow requirements shall be conducted.

All fuel lines shall be supported to prevent excessive vibration and should be located so that no structural loads can be applied. Bends of small radius or vertical humps in the lines shall be avoided. Copper fuel lines which have been bent shall be annealed before installation. Lines which are connected to components of the rotorcraft between which relative motion may exist shall incorporate provisions for flexibility. Flexible hose and fittings used in fuel line connections shall be of an approved type.

§ 06.436 *Strainers.* A strainer incorporating a sediment trap and drain

shall be installed in an accessible position between the fuel tanks and the engine and shall be installed in an accessible position. The screen shall be easily removable for cleaning. If an engine-driven fuel pump is provided, the strainer shall be located between the fuel tank and the pump.

§ 06.437 *Valves.* A positive and quick-acting valve that will shut off all fuel to each engine individually shall be provided. The control for this valve shall be within easy reach of appropriate flight personnel. In the case of rotorcraft employing more than one source of fuel supply, provision shall be made for independent feeding from each source. The shut-off valve shall not be located closer to the engine than the remote side of the firewall.

§ 06.438 *Drains.* One or more accessible drains shall be provided at the lowest point in the fuel system to drain completely all parts of the system when the rotorcraft is in its normal position on level ground. Such drains shall discharge clear of all parts of the rotorcraft and shall be equipped with suitable safety locks to prevent accidental opening.

§ 06.439 *Miscellaneous fuel system requirements.*

§ 06.4390 *Filler openings.* All fuel tank filler openings shall be plainly marked with the capacity, the word "fuel", and the minimum allowable fuel octane number for the engine installed. Provision shall be made to prevent fuel overflow from entering the compartments in which the fuel tanks are located.

§ 06.4391 *Carburetor de-icing and anti-icing provisions.* Provisions shall be incorporated for preventing the formation and for the elimination of ice in the engine air induction system in accordance with the following:

(a) Rotorcraft employing sea level engines with conventional venturi carburetors shall be equipped with a carburetor air preheater capable of providing a heat rise of not less than 90° F. when the engine is operating at 75 percent of its maximum continuous power in air at a temperature of 30° F.

(b) Rotorcraft employing altitude engines with conventional venturi carburetors shall be equipped with a carburetor air preheater capable of providing a heat rise of not less than 120° F. when the engine is operating at 75 percent of its maximum continuous power in air at a temperature of 30° F.

(c) Rotorcraft employing altitude engines with carburetors embodying features which tend to prevent ice formation in the induction system shall be equipped with either one of the following:

(1) A carburetor air preheater capable of providing a heat rise of not less than 100° F. when the engine is operating at 75 percent of its maximum continuous power in air at a temperature of 30° F., or

(2) A carburetor air preheater capable of providing a heat rise of not less than 40° F. when the engine is operating at 75 percent of its maximum continuous power in air at a temperature of 30° F., together with a fluid de-icing system.

§ 06.44 *Lubrication systems.*

§ 06.440 *General.* Each engine shall have an independent oil supply. The oil capacity of the system shall be not less than either one gallon for every 25 gallons of fuel or one gallon for each 100 maximum (continuous) rated horsepower of the engine or engines, whichever capacity is greater. When suitable provisions are made to transfer oil between engines in flight or when a suitable reserve supply is provided the use of a smaller capacity oil system may be permitted. The suitability of the lubrication system shall be demonstrated in flight tests in which engine temperature measurements are obtained. The system shall provide the engine with an ample quantity of oil at a temperature suitable for satisfactory engine operation.

§ 06.441 *Tank installation.* Oil tanks shall be vented and shall be provided with an expansion space which cannot be inadvertently filled with oil. The expansion space shall be at least 10 percent of the total tank volume, except that it shall in no case be less than one-half gallon.

§ 06.442 *Tank strength.* Oil tanks shall be capable of withstanding an internal test pressure of 5 pounds per square inch without failure or leakage. Tanks shall be capable of withstanding, without leakage or failure, all vibration, inertia and fluid loads to which they may be subjected in normal operation.

§ 06.443 *Quantity gauge.* A suitable means shall be provided to determine the amount of oil in the oil tanks during the filling operation.

§ 06.444 *Piping.* Oil piping shall have an inside diameter not less than the inside diameter of the engine inlet or outlet and shall have no splices between connections. All oil lines shall be so supported as to prevent excessive vibration and should be so located that no structural loads can be applied. Lines which are connected to components of the rotorcraft between which relative motion may exist shall incorporate provisions for flexibility. Flexible hose used in the oil system shall be of an approved type.

§ 06.445 *Drains.* One or more accessible drains shall be provided at the lowest point in the lubricating system to drain completely all parts of the system when the rotorcraft is in its normal position on level ground. Such drains shall discharge clear of all parts of the rotorcraft and shall be equipped with suitable safety locks to prevent accidental opening.

§ 06.446 *Oil temperature.* A suitable means shall be provided for measuring the oil temperature at the engine inlet during flight.

§ 06.447 *Filler openings.* All filler openings in the oil system shall be plainly marked with the capacity and the word "oil".

§ 06.45 *Cooling systems.*

§ 06.450 *General.* The cooling system shall be capable of maintaining engine temperatures within safe operating limits under all conditions of flight during a period at least equal to that established by the fuel capacity of the rotorcraft, assuming normal engine power and speeds. Compliance with this requirement shall be demonstrated in flight tests in which engine temperature measurements are obtained under critical flight conditions. Such tests shall be conducted in air at temperatures corresponding to the highest anticipated summer air temperatures as specified in § 06.451 or, if the flight tests are conducted at temperatures that deviate from these temperatures, the recorded engine temperatures shall be corrected in accordance with the following:

(a) Cylinder head temperatures of air-cooled engines and engine oil inlet temperatures shall be corrected by adding the difference between the highest anticipated summer air temperature and the average temperature of the ambient air at the time of the first occurrence of the maximum cylinder head or oil inlet temperature recorded.

(b) Cylinder barrel temperatures of air-cooled engines shall be corrected by adding seven-tenths of the difference between the highest anticipated summer air temperature and the average temperature of the ambient air at the time of the first occurrence of the maximum cylinder barrel temperature recorded.

§ 06.451 *Highest anticipated summer air temperatures.* The temperatures employed in correcting engine temperatures observed in flight tests conducted to show compliance with the requirements of § 06.450, shall be 109° F. at sea level and shall decrease from that value at the rate of 3.6° F. per thousand feet above sea level.

§ 06.452 *Radiators.* Radiators shall be so mounted as not to induce vibrations and strains causing distortion.

§ 06.453 *Piping.* Piping and connections shall conform to accepted standards and by their presence shall not induce vibration to the radiator or to the structure of the rotorcraft.

§ 06.454 *Drains.* One or more accessible drains shall be provided at the lowest point in any liquid cooling system to drain completely all parts of the system when the rotorcraft is in its normal position on level ground. Such drains shall discharge clear of all parts of the rotorcraft and shall be equipped with suitable safety locks to prevent accidental opening.

§ 06.455 *Filler openings.* All filler openings in the cooling system shall be plainly marked with the capacity of the system and the name of the proper cooling liquid.

§ 06.46 *Power plant instruments, controls, and accessories.*

§ 06.460 *Instruments.* The engine instruments required are specified in § 06.51.

§ 06.461 *Controls.* All power plant controls, including those of the fuel system, shall be plainly marked to show their function and method of operation.

§ 06.4610 *Throttle controls.* Throttle controls shall be easily accessible to both pilots and shall be so arranged as to afford a positive and immediately responsive means of controlling all engines both separately and simultaneously. Flexible throttle control systems shall be of an approved type. Throttle controls may be combined with the main pitch control if desired.

§ 06.4611 *Ignition switches.* Ignition switches shall be easily accessible to both pilots. A positive means for shutting off quickly all ignition of multi-engine rotorcraft, by grouping of switches or otherwise, shall be provided.

§ 06.47 *Manifolding, firewall, and cowling or engine compartment covering.*

§ 06.470 *General.* All manifolds, cowling, and firewalls shall be so designed and installed as to reduce to a minimum the possibility of fire either during flight or following an accident and shall comply with accepted practice in all details of installation not hereinafter specified.

§ 06.471 *Exhaust manifolds.* Exhaust manifolds shall be constructed of suitable materials, shall provide for expansion, and shall be so arranged and cooled that local hot points do not form. Exhaust gases shall be discharged clear of the cowling, rotorcraft structure, carburetor air intake, and fuel system parts or drains. Exhaust gases shall not discharge in a manner that will impair pilot vision at night due to glare. No exhaust manifolding shall be located immediately adjacent to or under the carburetor or fuel system parts unless such parts are properly protected against possible leakage.

§ 06.472 *Air intakes.* Carburetor air intakes shall be provided with suitable drains. Cold air intakes shall open completely outside the cowling unless the emergence of backfire flames is positively prevented. The air intake drain shall not discharge fuel in the possible path of exhaust flames.

§ 06.473 *Firewall.* The engine compartment shall be isolated from the remainder of the rotorcraft by means of fire-resistant bulkheads unless the engine is located in a nacelle which is remote from the remainder of the rotorcraft structure and contains no fuel tanks. The firewalls shall be constructed of one of the following materials, or of a material of equivalent fire-resistant qualities and strength characteristics:

(a) A single sheet of heat and corrosion-resistant steel not less than 0.012 inch thick;

(b) A single sheet of nickel-chromium-iron alloy not less than 0.015 inch thick;

(c) A single sheet of low carbon steel not less than 0.018 inch thick, coated with aluminum or otherwise protected against corrosion;

(d) A single sheet of monel metal not less than 0.018 inch thick;

(e) A single sheet of terneplate not less than 0.018 inch thick;

(f) Two sheets of aluminum alloy, each not less than 0.020 inch thick, which are separated by a sheet of asbestos millboard or asbestos fabric sheet not less than 0.125 inch thick, the entire assembly being adequately fastened together.

The firewall shall have all necessary openings provided with close-fitting, fire-resistant grommets, bushings, or firewall fittings. Adjacent inflammable structural members or other inflammable components of the rotorcraft shall be protected by asbestos or other fire-resistant material and provisions shall be made to prevent fuel and oil from permeating the insulation.

§ 06.474 *Engine cowling and engine compartment covering.* All cowling or engine compartment covering shall be made of noninflammable material and shall be so arranged that any accumulations of dirt, waste, fuel, or oil may be readily observed without complete removal of the cowling or engine compartment covering. The cowling or covering shall fit tightly to the firewall. However, openings may be provided if the surface of the aircraft within 15 inches of all such openings is protected with metal or other suitable fire-resistant material. The cowling or engine compartment shall be completely drainable in all operating attitudes of the rotorcraft. All drains shall discharge clear of the exhaust manifold, the path of the exhaust gases, and all parts of the rotorcraft.

§ 06.475 *Heating systems.* Heating systems involving the passage of cabin air over or in close proximity to engine exhaust manifolds shall not be used unless adequate precautions are incorporated in the design to prevent the introduction of carbon monoxide into the cabin or pilot's compartment. Heat exchangers shall be constructed of suitable materials, shall be cooled adequately under all conditions, and shall be susceptible to ready disassembly for inspection.

§ 06.48 *Fire protection.* The power plant installation shall be constructed and installed in such a manner as to preclude the possibility of fire.

§ 06.480 *Fire protection of flight controls.* All primary flight controls passing through the engine compartment shall be constructed of fire-resistant material, or shall be enclosed in a suitably ventilated and drained enclosure of 0.12 inch thick stainless steel, or material of equivalent fire-resistant qualities.

§ 06.5 *Equipment.*

§ 06.50 *General.* The equipment required shall be dependent upon the type of operation for which certification is desired. Basic minimum requirements are set forth below.

§ 06.500 *Accountability.* Equipment items for which certification is required shall be certificated in accordance with the provisions of Part 15 of this chapter. Other items of equipment shall be of a type and design found by the Administrator to be adequate for the purpose intended.

§ 06.51 *Minimum equipment.* All rotorcraft shall be equipped with at least the following:

(a) An airspeed indicator.

(b) An altimeter.

(c) A tachometer for the main rotor or for each main rotor, the speed of which can vary appreciably with respect to another main rotor. (See § 06.521.)

(d) A tachometer for each engine. (See § 06.521.)

(e) An engine oil-pressure gauge when the engine employs a pressure oil system.

(f) A coolant thermometer for each liquid-cooled engine.

(g) An oil inlet temperature thermometer.

(h) A manifold-pressure gauge for each altitude engine.

(i) A fuel quantity gauge. (See § 06.434 for requirements.)

(j) Certificated safety belts for all passengers and members of the crew. (See Part 15 of this chapter for belt requirements and § 06.2500 for installation strength requirements.)

(k) A device for measuring or indicating the amount of oil in the tanks. (See § 06.443 for requirements.)

§ 06.52 *Installation requirements.*

§ 06.520 *General.* The required equipment shall be so installed as to function dependably.

§ 06.521 *Rotor and engine tachometers.* The tachometers required by § 06.51 (c) and (d) may be combined in a single instrument; however, such an instrument shall indicate rotor rpm during autorotation.

§ 06.6 *Operational data.*

§ 06.60 *Operation limitations and information.* A flight manual shall be provided in the rotorcraft by which the operating personnel are informed of all operation limitations and information necessary for its safe operation. The manual shall include information essential to the proper maintenance of the rotorcraft.

§ 06.61 Identification plate. An identification plate shall be permanently affixed in a visible location in the pilot's compartment of each rotorcraft. This plate shall contain the manufacturer's name, the model designation of the rotorcraft, its date of manufacture, and the manufacturer's serial number.

TABLE 06-1

[Additional (multiplying) factors of safety. See § 06.201]

Item	Component	Additional factor of safety	May be covered by Item No.
1	Fittings (except control system fittings).[1]	1.15	2, 3, 4, 5, 6, 7.
2	Castings.[2]	2.00	3, 4, 5.
3	Rotor hubs and blade attachments.	See § 06.22 (d).	
4	Control system joints (plain bearings).[3]	6.67	
5	Control surface hinges (plain bearings).[3]	1.50	
6	Torque tubes in direct bearing used as hinges.	1.50	
7	Ball and roller bearings in primary systems.	(4)	

[1] Fittings are defined as parts used to connect one primary member to another and shall include the bearing of those parts on the members thus connected. Continuous joints in metal plating and welded joints between primary structural members are not classified as fittings.

[2] A lower value than 2 will be acceptable where radiographic inspection is employed in accordance with a process specification approved by the Administrator.

[3] For bearing stresses only.

[4] For ball or roller bearings the manufacturer's non-Brinell rating shall equal or exceed the *limit* load.

(52 Stat. 984, 1007; 49 U. S. C. 425, 551)

By the Civil Aeronautics Board.

FRED A. TOOMBS,
Secretary.

[F. R. Doc. 46-10707; Filed, June 20, 1946; 11:58 a. m.]

TITLE 21—FOOD AND DRUGS

Chapter I—Food and Drug Administration, Federal Security Agency

PART 135—COLOR CERTIFICATION FEES

By virtue of the authority vested in the Federal Security Administrator by the provisions of section 706 of the Federal Food, Drug, and Cosmetic Act (52 Stat. 1040 ff., 21 U.S.C. 301 et seq., as amended) and Reorganization Plan No. IV (54 Stat. 1234) the regulations for the certification of coal-tar colors (4 F.R. 1922), as amended, are hereby further amended as indicated below:

In § 135.15 (a) (1) 5 cents is changed to 6 cents; $6.00 is changed to $9.00; $25.00 is changed to $75.00.

In § 135.15 (a) (2) 5 cents is changed to 6 cents; $15.00 is changed to $25.00.

The foregoing amendments will become effective July 1, 1946.

(Sec. 706; 21 U.S.C. 301 et seq.)

Dated: June 20, 1946.

[SEAL] MAURICE COLLINS,
Acting Administrator.

[F. R. Doc. 46-10710; Filed, June 20, 1946; 4:00 p. m.]

PART 144—CERTIFICATION OF BATCHES OF DRUGS COMPOSED WHOLLY OR PARTLY OF INSULIN

MISCELLANEOUS AMENDMENTS

By virtue of the authority vested in the Federal Security Administrator by provisions of the Federal Food, Drug, and Cosmetic Act as amended (Sec. 506, 55 Stat. 851; 21 U.S.C. 356), each of the sections hereinafter specified of the regulations for the certification of batches of drugs composed wholly or partly of insulin (21 C.F.R. Cum. Supp., 144.1 to 144.13) is hereby amended as indicated below:

1. Section 144.2 is amended:

A. By amending paragraph (d) as follows:

(a) By deleting subparagraphs (3), (4), (6) and (10) and redesignating subparagraphs (7), (5), (9), (8), and (11), respectively, (3), (4), (5), (6), and (7).

(b) By changing the paragraph newly designated (d) (4) to read:

(4) If the batch is to be protamine zinc insulin, the lot of protamine used as an ingredient of the trial mixture referred to in subparagraph (3) of this paragraph; in a quantity of approximately 2 grams.

(c) By changing the paragraph newly designated (d) (6) to read:

(6) If the batch is to be globin insulin (with zinc), the lot of globin hydrochloride from which the globin is to be prepared for use as an ingredient of the trial mixture referred to in subparagraph (5) of this paragraph; in a quantity of approximately 5 grams.

B. By amending paragraph (e) as follows:

(a) By deleting subparagraphs (3), (4), (6), and (10) and redesignating subparagraphs (7), (5), (9), (8), and (11), respectively, (3), (4), (5), (6), and (7).

(b) By substituting "(3)" for "(7)" in the paragraph newly designated (e) (3).

(c) By substituting "(4)" for "(5)" in the paragraph newly designated (e) (4).

(d) By substituting "(5)" for "(9)" in the paragraph newly designated (e) (5).

(e) By substituting "(6)" for "(8)" in the paragraph newly designated (e) (6).

C. By amending paragraph (g) as follows:

(a) By changing subparagraph (1) to read:

(1) No sample referred to in paragraph (d) (1) to (6) of this section, inclusive, and no result referred to in paragraph (e) (1) to (6) of this section, inclusive, is required if such sample or result has been submitted in connection with a previous request for certification. No sample referred to in paragraph (d) (3) of this section and no result referred to in paragraph (e) (3) of this section is required if the batch is to be protamine zinc insulin of 80-unit strength, and the Commissioner has previously approved a trial mixture referred to in paragraph (d) (3) of this section of 40-unit strength, prepared from the same materials and in the same manner (except for adjustment of reaction of the buffer solution) as such batch of 80-unit strength is to be made. No sample referred to in paragraph (d) (5) of this section and no result referred to in paragraph (e) (5) of this section is required if the batch is to be globin insulin (with zinc) of 80-unit strength, and the Commissioner has previously approved a trial mixture referred to in paragraph (d) (5) of this section of 40-unit strength, prepared from the same materials and in the same manner as such batch of 80-unit strength is to be made.

(b) By substituting "(7)" for "(11)" in subparagraph (3).

(c) By substituting "(d) (2), (3), and (5)" for "(d) (2), (3), (4), (6), (7), (9), and (10)" in subparagraph (4) and deleting the last sentence of this subparagraph.

(d) By changing subparagraph (6) to read:

(6) The value for each of the components ash, nitrogen, and zinc submitted pursuant to subparagraphs (1) and (2) of paragraph (e) may be calculated from the result of a test therefor submitted pursuant to either subparagraph (1) or (2) of such paragraph. The result on potency required under subparagraph (1) of such paragraph may be calculated from the result of an assay therefor submitted pursuant to subparagraph (2) of such paragraph. The value of each of the components nitrogen and zinc, to the extent required under subparagraph (7) of such paragraph, may be calculated from the result of a test therefor submitted pursuant to either subparagraphs (3) or (5) of such paragraph or from the result of a test of the bulk dilution from which the batch was prepared. The value for each of the components ash, nitrogen, and zinc required under subparagraph (7) of such paragraph may, if the batch is insulin U. S. P., be calculated from the result of a test therefor submitted pursuant to subparagraphs (1) or (2) of such paragraph or from the result of a test of the bulk dilution from which the batch was prepared. Each calculated value shall be indicated as such.

(e) By changing subparagraph (7) to read:

(7) The information required under paragraph (c) (1), (2), and (3) of this section, and the samples and results of tests and assays required under paragraphs (d) (1) and (2) and (e) (1) and (2) of this section should be submitted before submission of the samples and results required in paragraphs (d) (3) to (6) of this section, inclusive, and (e) (3) to (6) of this section, inclusive; and the samples and results required under paragraphs (d) (3) to (6), inclusive, and (e) (3) to (6), inclusive, should be submitted before submission of the information, samples, and results required under paragraphs (c) (4) and (5), (d) (7), and (e) (7) of this section. All information, including results of tests and assays (except results of tests for sterility), required under this section should be submitted at the same time as the samples to which they relate are submitted.

D. By changing paragraph (k) to read as follows:

(k) In like manner, the Commissioner shall notify the person who submits samples pursuant to paragraph (d) (3) to (6) of this section, inclusive, of his approval or refusal to approve the use of the materials represented by such samples in completing the manufacture of the batch. In case of a refusal to approve, the Commissioner shall state his reasons therefor.

2. Section 144.10 is amended to read:

§ 144.10 *Fees.* (a) Fees for the services rendered under the regulations in this part shall be such as are necessary to provide, equip, and maintain an adequate certification service.

(b) The fees for the services rendered with respect to the samples submitted pursuant to § 144.2 (d) shall be:

(1) For each master lot or mixture of two or more master lots or parts thereof as follows:

(i) $50 if the master lot or mixture has not been previously approved by the Commissioner.

(ii) $25 if the master lot or mixture has been previously approved by the Commissioner in accordance with § 144.2 (j).

(2) For each trial dilution as follows:

(i) $50 if the results of an assay for potency of a trial dilution made by the laboratory referred to in § 144.3 (c) are submitted or are to be submitted.

(ii) The cost of the services rendered if the results referred to in subparagraph (2) (i) of this paragraph are not submitted and are not to be submitted.

(3) For each trial mixture of protamine zinc insulin as follows:

(i) $50 if the results of tests for biological reactions made by the laboratory referred to in § 144.3 (c) are submitted or are to be submitted.

(ii) The cost of the services rendered if the results referred to in subparagraph (3) (i) of this paragraph are not submitted and are not to be submitted.

(4) $50 for each lot of protamine.

(5) The cost of the services rendered for each trial mixture of globin insulin (with zinc).

(6) $50 for each lot of globin hydrochloride.

(7) $8.00 for each package in the sample of the finished batch.

Except as otherwise provided by paragraph (c) of this section, each request for certification submitted, or the initial sample or samples submitted in connection therewith pursuant to § 144.2 (d), whichever is sent first to the Commissioner, shall be accompanied by such fees as are prescribed in specific amounts for the samples submitted. When the fee is the cost of the services rendered, each sample referred to in subparagraph (2) (ii) of this paragraph shall be accompanied by an advance deposit of $1,200, each sample referred to in subparagraphs (3) (ii) and (5) of this paragraph shall be accompanied by an advance deposit of $500, and thereafter such additional advance deposits shall be made as the Commissioner estimates may be necessary to prevent arrears in the payment of such fee.

(c) A person requiring continuing certification services may maintain an advance deposit of the estimated costs of such services for a period of two months or more. Such deposits shall be debited with fees for services rendered, but shall not be debited for any fee the amount of which is not definitely specified in these regulations unless the depositor has previously requested the performance of the services to be covered by such fee. A monthly statement for each such advance deposit shall be rendered.

(d) The unearned portion of any advance deposit made pursuant to paragraph (b) or (c) of this section shall be refunded to the depositor upon his application.

(e) All advance deposits required by these regulations shall be paid by money order, bank draft, or certified check drawn to the order of the Treasurer of the United States, collectible at par, at Washington, D. C.

(f) All earned fees shall be deposited in the Treasury of the United States to the credit of Miscellaneous Receipts, Federal Security Agency.

Approved: June 20, 1946.

[SEAL] MAURICE COLLINS,
Acting Administrator.

[F. R. Doc. 46-10711; Filed, June 20, 1946; 4:00 p. m.]

PART 146—CERTIFICATION OF BATCHES OF PENICILLIN-CONTAINING DRUGS

MISCELLANEOUS AMENDMENTS

By virtue of the authority vested in the Federal Security Administrator by the provisions of section 507 of the Federal Food, Drug, and Cosmetic Act (52 Stat. 1040 ff., 21 U.S.C. 301 et seq., as amended by Public Law 139, 79th Cong., July 6, 1945), the regulations for the certification of batches of penicillin-containing drugs (10 F.R. 11227), as amended, are hereby further amended as indicated below:

In § 146.8 (b) $1.00 is changed to $2.00.

In § 146.24 (e) (1) $3.00 is changed to $4.00.

In § 146.25 (e) (1) $6.00 is changed to $8.00; $3.00 is changed to $4.00.

In § 146.26 (e) (1) $6.00 is changed to $8.00; $3.00 is changed to $4.00.

In § 146.27 (e) (1) $0.75 is changed to $1.00; $3.00 is changed to $4.00.

In § 146.29 (e) (1) $3.00 is changed to $4.00; $1.00 is changed to $1.50.

In § 146.30 (e) (1) $0.75 is changed to $1.00; $1.50 is changed to $2.00; $3.00 is changed to $4.00.

In § 146.31 (e) (1) $0.75 is changed to $1.00; $3.00 is changed to $4.00.

In § 146.32 (e) (1) $3.00 is changed to $4.00; $1.00 is changed to $1.50.

In § 146.33 (e) (1) $3.00 is changed to $4.00.

In § 146.34 (e) (1) $0.75 is changed to $1.00; $3.00 is changed to $4.00.

The foregoing amendments will become effective July 1, 1946.

(Sec. 507; 21 U.S.C. 301 et seq.)

Dated: June 20, 1946.

[SEAL] MAURICE COLLINS,
Acting Administrator.

[F. R. Doc. 46-10712; Filed, June 20, 1946; 4:00 p. m.]

TITLE 24—HOUSING CREDIT

Chapter VIII—National Housing Agency

[Premium Payments Reg. 2]

PART 714—PREMIUM PAYMENTS REGULATIONS UNDER VETERANS' EMERGENCY HOUSING ACT OF 1946

SOFTWOOD PLYWOOD

Purpose and findings. This general regulation is issued to stimulate additional production of softwood plywood by providing for premium payments with respect to peeler logs consumed in additional production of softwood plywood above established quotas. It describes how quotas are established, and the methods, procedures and conditions under which premium payments may be obtained. This regulation is issued pursuant to the authority of the "Veterans' Emergency Housing Act of 1946."

All available means of increasing the supply of softwood plywood for the veterans' emergency housing program and for other construction, maintenance and repair essential to the national well-being have been considered. Based on such consideration, the Expediter finds that premium payments with respect to peeler logs are temporarily necessary to increase the supply of softwood plywood and to stimulate such additional production with greater rapidity, economy and certainty than other available methods. The premium payments provided herein are applied at a uniform rate within the industry. In applying premium payments to necessary additional production in this industry emphasis has been placed upon avoiding either economic dislocations or adverse effects upon established business.

Par.
(a) Definitions.
(b) Eligibility.
(c) Establishment of quota.
(d) Application for quota.
(e) Rate and computation of premium payment.
(f) Claim for payment.
(g) Payment.
(h) Records.
(i) Official interpretations.
(j) Special provision for veneer mills.
(k) Termination.
(l) Effective date.

§ 714.2 *Softwood plywood*—(a) *Definitions.* As used in this section:

(1) "Plywood company" means any person who manufactures plywood at least 50 percent of which is in construction and door panel grades. For purposes of this section a "veneer mill" which is owned by a plywood company, or which has contracted to supply all of its output to a plywood company (or companies), shall be considered a part of the plywood company (or companies).

(2) "Veneer mill" means any person who manufactures wood veneer.

(3) "Log supplier" means any person who supplies peeler logs to a plywood company or veneer mill.

(4) "Person" means an individual, corporation, partnership, association, or any other organized group of any of the foregoing, or legal successor or representative of any of the foregoing, but does not include the United States, any of its political subdivisions or any agency thereof, any other Government, any of its political subdivisions or any agency thereof.

(5) "Plywood" means a panel of one or more veneers laminated by use of a bonding agent, made of any species of softwood (other than pine) produced west of the crest of the Cascade Mountains.

(6) "Peeler logs" means only the following species and grades of peeler logs: Douglas fir, Nos. 1, 2, and 3 peeler; Western hemlock and Western white fir, suitable for peeling; Sitka spruce, select; Noble fir, aircraft grade and suitable for peeling.

(7) "Plywood production" means the amount of plywood produced using as the unit of measurement one thousand square feet on a 3/8" rough basis.

(8) "New producer" means, with respect to a plant which prior to the effective date of this section was not operated for the production of plywood, a person who operates such plant after the effective date of this section, and who did not operate, prior to the effective date of this section, any plant for the production of plywood.

(9) "Claim" means a claim for premium payments filed pursuant to this section.

(10) "Expediter" means the Housing Expediter as defined in the Veterans' Emergency Housing Act of 1946, or his duly authorized representative.

(11) "OHE" means the Office of the Housing Expediter.

(b) *Eligibility.* Any plywood company may file claims for premium payments under this section if it meets both of the following conditions: (1) It produces plywood during the period covered by the

claim in excess of quota. This condition, however, does not apply to claims for premium payments for June 1946. (2) It (or such of its agents as are certified by Civilian Production Administration) pays its log suppliers a premium of $7.50 per thousand feet logscale for peeler logs delivered to it. For purposes of this section, a plywood company which produces its own logs shall be considered to have paid a premium of $7.50 per thousand feet logscale for all peeler logs it itself has produced and consumed in the manufacture of plywood.

(c) *Establishment of quota.* (1) With respect to a plywood company which produced plywood for at least three months during the period January through May, 1946, the quota shall be the lower of the following as approved and accepted by the Expediter: (i) Actual production during the first three months in the period from January through May, 1946, in which production was maintained for at least 15 operating days, or (ii) Productive capacity for the same three months computed on a two-shift six-day week basis. In the case of a company which produced plywood in more than one plant, the lower of (i) and (ii) above shall be found for each plant of the company and the quota shall be the total for all plants. (2) With respect to any other plywood company, the quota shall be determined by the Expediter; *Provided, however,* That no quota shall be established for a new producer which would result in the application of premium payments to more than 50 percent of the value (in terms of producer's selling price) of the total output of such producer. (3) Where the Expediter finds that production of a plywood company during a three month claim period has been interrupted due to unusual circumstances beyond the control of the company, the quota for such claim period may be adjusted by the Expediter.

(d) *Application for quota.* Every person who wishes to receive premium payments under this section shall file an application for quota on prescribed forms. All applications shall be filed with the Expediter, c/o CPA, Portland, Oregon, in accordance with instructions on the forms.

(e) *Rate and computation of premium payment*—(1) *For June 1946.* If a plywood company has been assigned a quota, the amount payable for production during June 1946, shall be $7.50 per thousand feet logscale for all peeler logs consumed in the manufacture of plywood during June 1946. If, however, the plywood company's production of plywood during the quarter commencing July 1, 1946, does not equal or exceed 125 percent of its quota, the amount payable for June 1946 will be recomputed by applying the reduced rate of premium payments applicable to the quarter beginning July 1, 1946. This rate will be determined in accordance with paragraph (e) (2) (ii) of this section. In such a case, the overpayment for June 1946 will be subject to recovery or set-off.

(2) *For three-month periods beginning July 1, 1946.* (i) If production of plywood during the quarter was 25 percent or more in excess of quota, plywood companies will be paid $7.50 per thousand feet logscale for peeler logs consumed in the manufacture of plywood during the quarter. (ii) If production of plywood during the quarter was in excess of quota, but less than 25 percent above it, plywood companies will be paid at the rate of $.30 for each 1-percent increase in plywood production above quota with respect to each thousand feet logscale of peeler logs consumed in the manufacture of plywood during the quarter.

EXAMPLE: The X Company produces 20 percent more plywood than its quota. In producing this plywood, the X Company consumes 2,000,000 feet logscale of peeler logs. Since the production of plywood is 20 percent above quota, the rate of payment would be $0.30 for each one percent or $6.00 per thousand feet logscale of peeler logs. Applying this $6.00 to the 2,000,000 feet logscale of peeler logs it is found that the amount of premium payments is $12,000.

(iii) If production of plywood during the quarter was not above quota, no payment will be made.

(3) *Liquidation settlement.* A liquidation payment, based upon the net increase in inventory of peeler logs between inventory on hand on June 1, 1946, and the inventory on hand on the termination date of this section, will be paid plywood companies at the rate of $7.50 per thousand feet logscale. If this section is terminated because OPA price ceilings are no longer applicable to the sale of plywood or peeler logs, this liquidation payment will be at such a rate and on such terms and conditions as the Expediter may deem proper. In the event there is a net decrease in inventory of peeler logs between the inventory on hand on June 1, 1946, and the inventory on hand on the termination date, an amount equal to $7.50 per thousand feet logscale of the net amount of such decrease shall be subject to recovery or set off.

(f) *Claim for payment.* Plywood companies shall file their claims for payment in the following manner. (1) Each claim for payment shall be filed on prescribed forms in accordance with instructions on the forms. These forms may be obtained from and shall be filed with the Reconstruction Finance Corporation Loan Agency at Portland, Oreg. (2) Claims for the month of June, 1946, shall be filed no later than October 31, 1946. (3) For the months beginning with July, 1946, plywood companies shall file each claim no later than the end of the month following the period covered by the claim. Such claims shall be filed on a monthly or quarterly basis. A claim for the first month of the quarterly period may be filed only if the production of the plywood company during the month has equaled or exceeded 125 percent of one-third of its quota; and a claim for the second month or for the first two months of the quarterly period may be filed only if the total production of the plywood company during the two months has equaled or exceeded 125 percent of two-thirds of its quota. (4) Any plywood company which files a claim for June, 1946, must file a quarterly claim for the quarter beginning July 1, 1946; and any plywood company which files a claim for any month or two-month period must file a claim for the quarter including such month or two-month period. (5) No claim under this section shall be assignable except as a part of a bona fide transfer of the plywood company to a legal successor.

(g) *Payment*—(1) *Review by RFC.* In reviewing claims for payment, the RFC will determine whether such claims appear to have been correctly and properly prepared.

(2) *Terms of payment.* If the claim or any part thereof is accepted by RFC subject to final verification, RFC will then pay the claimant that part of the claim so accepted: *Provided, however,* That with respect to claims for the months of January, February, and March 1947, RFC may require that bond be furnished in form and amount satisfactory to it before making payment thereon. Preliminary acceptance and payment of claim shall not constitute final acceptance of the validity or amount of the claim. If, after review or audit, there is cause to question the validity of any claim, RFC may (i) Require that bond be furnished in form and amount satisfactory to it before making further payments, or (ii) suspend further payments.

(3) *Verification of claims.* (i) Upon receipt of claims for payment, RFC will forward copies to the Expediter for verification and such investigation or audit as he may deem appropriate. (ii) If the amount verified and approved by the Expediter is less than the amount previously paid, the claimant shall, upon demand by RFC, refund the overage to RFC, together with interest thereon at the rate of 4 percent per annum calculated from the date of such overpayment to the date repayment is made to the RFC or such overage plus interest may be deducted from any accrued or subsequent claim for any payment by RFC to the claimant.

(4) *Monthly payments.* Any payments made by RFC on account of any month or two-month claim shall be considered an advance payment on the claim for the quarterly period including such months, and shall be subject to recovery or set-off in the event the amount found payable on the quarterly claim is less than the amount of such advance payment.

(5) *Invalidation of claims.* The Expediter shall have the right at any time to declare invalid any claim of a company, and such company shall upon demand refund to RFC any payment on such claim, if the Expediter finds that the company: (i) has failed to comply with any of the requirements of this section, or (ii) has failed to comply with directives, orders or regulations of CPA or OHE on plywood, or has sold plywood at prices in excess of the ceiling prices established by the applicable OPA regulations or orders, or (iii) has failed to maintain production of peeler logs from its own timber holdings at the level which obtained during the period on the basis of which the quota was established or the corresponding quarter of 1945, whichever is higher.

(h) *Records.* Every company shall prepare and preserve for inspection for a period of not less than two years after the date of termination of this section, all books, records and other documents which furnish information in support of its application for quota and claims for payment. The Expediter, or his designated agents shall have the right at any time to make such examinations and audits of the books, records and other documents as may be necessary to verify the representations in the company's application for quota and claims for payment, or as may be required by the Expediter.

(i) *Official interpretations.* Official interpretations of this section may be given only in writing by the General Counsel of OHE, or his duly authorized representative. A request for an official interpretation must be filed in writing directly with the Expediter or the General Counsel.

(j) *Special provisions for veneer mills.* (1) Any veneer mill which is neither owned by a plywood company nor is under contract to supply all of its output to a plywood company (or companies) may obtain premium payments under this regulation if it complies with all of the following conditions: (i) It obtains authorization from the CPA at Portland, Oregon, to pay its log suppliers a premium for peeler logs, and (ii) It delivers part of its peeler logs to a plywood company either in the form of veneer or as peeler logs, and (iii) After authorization from CPA, it pays its log suppliers for peeler logs a premium of $7.50 per thousand feet logscale, and (iv) Its current purchases of logs are in line with its purchases of logs during the corresponding months of 1945 and the proportion of peeler logs to total logs purchased does not exceed that obtaining during the first quarter of 1946. (2) The amount of premium payable to a veneer mill shall be $7.50 per thousand feet logscale for all peeler logs delivered to it with respect to which it has during the period of its authorization from CPA paid a premium of $7.50 per thousand feet logscale except that no premium shall be payable with respect to those peeler logs which the veneer mill has delivered to a plywood company. (3) Claims for payments shall be filed on prescribed forms in accordance with the instructions on the forms. Claims shall be filed on a monthly basis, no later than the end of the month following the period covered by the claim. (4) In addition to this paragraph, only the following provisions of this section shall apply to veneer mills: paragraphs (a), (f) (1), (f) (5), (g) (1), (g) (2), (g) (3), (g) (5), (h), (i), (k), and (l).

(k) *Termination.* This section shall terminate on March 31, 1947. Such termination shall not preclude the filing of claims for payment accrued on or before the date of termination. Such claims shall be dealt with in accordance with the provisions of this section in the same manner as if it had not been terminated. In the event that OPA price ceilings cease to be applicable to the sale of plywood or peeler logs, the Expediter may terminate this section on such terms and conditions as he may deem proper.

(l) *Effective date.* This section shall become effective as of June 1, 1946.

NOTE: The reporting and record keeping requirements of this regulation have been approved by the Bureau of the Budget, in accordance with the Federal Reports Act of 1942.

(Pub. Law 388, 79th Cong.)

Issued this 19th day of June 1946.

WILSON W. WYATT,
Housing Expediter.

[F. R. Doc. 46-10726; Filed, June 20, 1946; 4:18 p. m.]

TITLE 29—LABOR

Chapter IX—Department of Agriculture (Agricultural Labor)

[Supp. 2, Revision 1]

PART 1102—SALARIES AND WAGES OF AGRICULTURAL LABOR IN THE STATE OF CALIFORNIA

WORKERS ENGAGED IN HARVESTING ALFALFA HAY AND FLAX STRAW IN THE IMPERIAL VALLEY

Supplement 2, as amended (9 F.R. 3681; 11 F.R. 4724) is hereby amended and revised to read as follows:

§ 1102.2 *Wages of workers engaged in the mowing, raking, baling, hauling and piling, and hauling and loading into railroad cars of alfalfa hay, and mowing, raking and baling of flax straw in the Imperial Valley of Imperial County, State of California.* Pursuant to § 4001.7 of the regulations of the Economic Stabilization Director relating to salaries and wages issued August 28, 1943, as amended (8 F.R. 11960, 12139, 16702; 9 F.R. 6035, 14547; 10 F.R. 9478, 9628; 11 F.R. 2517) and to the regulations of the Secretary of Agriculture issued March 23, 1945 (10 F.R. 3177) entitled "Specific Wage Ceiling Regulations" and based upon a certification of the California USDA Wage Board that a majority of the producers of alfalfa hay and flax straw in the area affected participating in hearings conducted for such purpose have requested the intervention of the Secretary of Agriculture, and based upon relevant facts submitted by the California USDA Wage Board and obtained from other sources, it is hereby determined that:

(a) *Areas, crops and classes of workers.* Persons engaged in the mowing, raking, baling, hauling and piling, hauling and loading into railroad cars of alfalfa hay, and mowing, raking, and baling of flax straw in the Imperial Valley, Imperial County, California, are agricultural labor as defined in § 4001.1 (1) of the regulations of the Economic Stabilization Director issued on August 28, 1943, as amended (8 F.R. 11960, 12139, 16702; 9 F.R. 6035, 14547; 10 F.R. 9478, 9628; 11 F.R. 2517).

(b) *Wage rates; maximum wage rates for harvesting alfalfa hay and flax straw.*

1. Mowing alfalfa hay—40¢ per acre.
2. Raking alfalfa hay—45¢ per acre.
3. Baling alfalfa hay with 4-man crew—40¢ per ton for 3 men and 45¢ per ton for lead man.
4. Hauling and piling alfalfa hay with 2-man crew up to but not to exceed 9 bales high—3¢ per bale per man.
5. Hauling and piling alfalfa hay with 2-man crew where piling is in excess of 9 bales high and for hauling and loading alfalfa hay into railroad cars—3½¢ per bale per man.
6. Mowing flax straw—45¢ per acre.
7. Raking flax straw—50¢ per acre.
8. Baling flax straw with 4-man crew—50¢ per ton for 3 men and 55¢ per ton for lead man.

Wages paid on any basis other than the above shall not exceed the equivalent of the rates specified herein. No perquisites shall be paid in addition to the wage rates provided for herein.

(c) *Administration.* The California USDA Wage Board, located at 2181 Bancroft Way, Berkeley 4, California, will have charge of the administration of this section in accordance with the provisions of the specific wage ceiling regulations issued by the Secretary of Agriculture on March 23, 1945 (10 F.R. 3177).

(d) *Applicability of specific wage ceiling regulations.* This section shall be deemed to be a part of the specific wage ceiling regulations issued by the Secretary of Agriculture on March 23, 1945 (10 F.R. 3177) and the provisions of such regulations shall be applicable to this section, and any violation of this section shall constitute a violation of such specific wage ceiling regulations.

(e) *Effective date.* This section shall become effective at 12:01 a. m., Pacific standard time June 20, 1946.

(56 Stat. 765 (1942); 50 U.S.C. 961 et seq. (Supp. IV); 57 Stat. 63 (1943); 50 U.S.C. 964 (Supp. IV); 58 Stat. 632 (1944); Pub. Law 108, 79th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; E.O. 9577, 10 F.R. 8037; E.O. 9620, 10 F.R. 12023; E.O. 9651, 10 F.R. 13487; E.O. 9697, 11 F.R. 1691; regulations of the Economic Stabilization Director, 8 F.R. 11960, 12139, 16702; 9 F.R. 6035, 14547; 10 F.R. 9478, 9628; 11 F.R. 2517; regulations of the Secretary of Agriculture 9 F.R. 655, 12117, 12611; 10 F.R. 7609, 9581; 9 F.R. 831, 12807, 14206; 10 F.R. 3177; 11 F.R. 5903)

Issued this 20th day of June 1946.

[SEAL] WILSON R. BUIE,
Director, Labor Branch, Production and Marketing Administration.

[F. R. Doc. 46-10765; Filed, June 21, 1946; 11:12 a. m.]

TITLE 30—MINERAL RESOURCES

Chapter VI—Solid Fuels Administration for War

PART 602—GENERAL ORDERS AND DIRECTIVES

ORDER EXCEPTING COAL PRODUCED IN DISTRICTS 12 AND 13 FROM PROVISIONS OF INTERIM DIRECTION ISSUED MAY 31, 1946

It appears that with respect to bituminous coal produced in Districts 12 and 13, no further necessity exists for the application of the provisions of the Notice of Interim Direction to Shippers of Bituminous Coal Produced in All Districts and to Lake and Tidewater Com-

mercial Dock Operators and Retail Dealers, issued May 31, 1946. Accordingly, an exception is hereby granted from the provisions of said Interim Direction with respect to all bituminous coal produced in Districts 12 and 13.

This order shall become effective immediately.

(E.O. 9332, 8 F.R. 5355; E.O. 9125, 7 F.R. 2719; sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 176, 58 Stat. 827 and 59 Stat. 658)

Issued this 20th day of June 1946.

OSCAR L. CHAPMAN,
Acting Solid Fuels Administrator for War.

[F. R. Doc. 46-10763; Filed, June 21, 1946; 10:59 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter XI—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong.; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

PART 4600—RUBBER, SYNTHETIC RUBBER AND PRODUCTS THEREOF

[Rubber Order R-1, Appendix II, as Amended June 21, 1946]

APPENDIX II—MANUFACTURING REGULATIONS

Appendix II to Rubber Order R-1 establishes certain compounding proportions and manufacturing regulations for many of the products enumerated in Table B of Appendix I to Rubber Order R-1. These compounding proportions and manufacturing regulations are set out in the so-called lists appearing below:

(a) *Limitation on production of rubber products.* No person may manufacture any of the products covered by the lists set out in this Appendix II except in accordance with the restrictions and regulations in the list applicable to the product.

(b) *General provisions.* (1) The total rubber hydrocarbon (designated total RHC in this appendix) is the sum total of natural rubber, synthetic rubber and the rubber hydrocarbon value of reclaimed rubber. The rubber hydrocarbon value of reclaimed rubber shall be calculated from the rubber value of reclaimed rubber as certified by the manufacturer of the reclaimed rubber and shall be determined by the "difference, or indirect" method.

(2) References to Army, Navy, Federal, Railroad, etc., specifications by number mean the latest issue or amendment of the particular specifications.

TABLE OF LISTS INCLUDED IN APPENDIX II

Number	Title
2.	Tire and flap curing bags.
3.	Airplane tire tubes
5.	Rubber footwear.
6.	Manufacture and identification of tires and tire casings.
7.	Tire and tube repair materials.
8.	Tires and tire casings (except airplane tires).
9.	Tire tubes (except airplane tire tubes).
10.	Tire flaps.
12.	Airplane tires and tire casings.
13.	Retreading materials.
14.	Tank tracks and band tracks.
15.	Use of high tenacity rayon yarn or cord.
16.	Tire tube valves (except bicycle tire tube valves).

LIST 2—MANUFACTURE OF TIRE AND FLAP CURING BAGS

(a) *Manufacturing regulations.* The manufacture of tire and flap curing bags of all sizes and types is subject only to the following regulations:

The use of natural rubber in the manufacture of tire and flap curing bags shall be in conformity with Table A.

TABLE A

Size	Type	Maximum natural rubber, by weight, in curing bag, per tire cured, in percent of the total RHC of the tire cured[1]
All	Passenger	0.4
All	Motorcycle	.4
15" and 16" rim diameter.	Industrial	.4
All (except 15" and 16" rim diameter).	Industrial	2.0
15" and 16" rim diameter.	Farm tractor	.4
All (except 15" and 16" rim diameter).	Farm tractor	1.1
6.00 through 11.00, all rim diameters.	Truck	.4
12.00 and 13.00, all rim diameters.	do	1.0
14.00, all rim diameters	do	1.2
16.00 up, all rim diameters.	do	1.6
All 4 ply	Airplane	13.0
All 6 ply	do	8.0
All 8 ply	do	3.8
All 10 ply	do	2.9
All 12 ply	do	2.0
All 14 and 16 ply	do	1.5
All 18 ply up	do	.8
7.50 through 10.00, all rim diameters.	Grader	.5
11.00 through 14.00, all rim diameters.	do	1.2
All	Bicycle	[2] 1.0
All	Flap bags	[2] 1.0

[1] Additional natural rubber may be consumed in curing bags if such rubber is deducted from the allowable natural rubber permitted in the manufacture of the tire being cured, or from tires within the specific group in which said tire is grouped.

[2] Natural rubber and natural rubber latex permitted only in valves, valve adhesion pads, splicing gum strips and cements, and identification inks and cements.

(b) *Marking of synthetic curing bags.* All curing bags containing synthetic rubber shall have a permanent circumferential colored stripe at least three-eighths inch wide applied on the base section of the bag. The appropriate color shall be determined from paragraph (a) of List 6.

LIST 3—MANUFACTURE OF AIRPLANE TIRE TUBES

Manufacturing regulations. In the manufacture of airplane tire tubes, natural rubber may be consumed according to the following Table A:

TABLE A

Size	Type	Maximum percent natural rubber of total RHC by weight
All	All types	As required.

LIST 5—REGULATIONS FOR THE MANUFACTURE OF RUBBER FOOTWEAR

(a) *General provisions.* (1) The manufacture of rubber footwear and canvas rubber soled shoes shall be limited to the quantity of natural rubber shown in paragraphs (b) and (c) of this List 5, excepting

(2) That unlimited plus or minus variations from average weight of total natural rubber per pair is permitted: *Provided*, The over-all consumption of natural rubber does not exceed total permitted consumption on the basis of listed ceilings for all items manufactured.

(b) *Rubber footwear.*

[Average weight of natural rubber per pair maximum (not over 70% of which shall be natural rubber other than guayule on a net basis, or washed and dried wild rubber in lieu of guayule) (in pounds)]

Men's short boots—regulation height	0.76
Boys' short boots	.70
Youths' short boots	.60
Women's short boots (molded heel) service	.45
Boys' storm king boots	1.00
Youths' storm king boots	.70
Men's short boot (plain toe) occupational	1.00
Men's short boot (steel toe) occupational	1.07
Men's storm king boot (plain toe) occupational	1.25
Men's storm king boot (steel toe) occupational	1.32
Men's hip or thigh boot (plain toe) occupational	1.55
Men's hip or thigh boot (steel toe) occupational	1.62
Men's short boot (felt) fireman	1.15
Men's storm king boot (felt) fireman	1.35
Men's short boot (duck) fireman	1.30
Men's storm king boot (duck) fireman	1.50
Men's storm king boot—irrigation	1.40
Men's short boot (plain toe) heavy duty	1.58
Men's short boot (steel toe) heavy duty	1.65
Men's storm king boot (plain toe) heavy duty	1.96
Men's storm king boot (steel toe) heavy duty	2.03
Men's hip or thigh (plain toe) heavy duty	2.32
Men's hip or thigh (steel toe) heavy duty	2.39
Men's short legging boot	.85
Men's long legging boot	1.15
Men's fishing boot (thigh)	1.90
Women's fishing boot (thigh)	1.60
Men's short boot (snug ankle)	1.50
Men's thigh boot (snug ankle)	1.90
Men's thigh duck hunter	1.90
Women's short boot (dress)	.64
Misses' short boot	.40
Child's short boot	.35
Men's wading shoe, cleated sole, canvas top	.37
Men's wading shoe, molded felt sole, canvas top	.37
Men's rubber surface wader, stocking foot	1.47
Men's reversible wader, stocking foot	1.10
Men's rubber surface wader, boot foot	2.86
Men's jeans, covered pants and boots	2.35
Men's jeans, covered pants and rubber boot foot	2.75
Men's rubber surface body boot	2.70
Men's 15" lace pac (plain toe) occupational	1.00
Men's 15" lace pac (steel toe) occupational	1.07
Men's 15" lace pac (molded sole)	1.72
Men's laced over-the-shoe	1.02
Men's 10" mine pac (plain toe) occupational	.85
Men's 10" mine pac (steel toe) occupational	.92
Men's work shoe (plain toe) occupational	.75
Men's work shoe (steel toe) occupational	.82
Women's work shoe (plain toe) occupational	.75
Men's 16" top lace snug ankle	1.60
Men's 12" top lace snug ankle	1.40
Boy's top lace snug ankle	1.00
Youth's top lace snug ankle	.80
Men's 16" top lace (molded sole)	1.60
Men's 12" top lace (molded sole)	1.40
Men's 2 buckle perfection	.85
Men's 1 buckle perfection	.78
Men's lumber over	.55
Boy's lumber over	.40
Youth's lumber over	.33
Men's lumber over (molded sole)	1.00

(b) *Rubber footwear*—Continued.

Men's 5 buckle rubber mid-weight arctic	0.73
Men's 4 buckle rubber mid-weight arctic	.63
Men's 5 buckle rubber (net) farm-weight arctic	1.00
Men's 4 buckle rubber (net) farm-weight arctic	.91
Men's 4-buckle rubber (fleece) farm-weight arctic	.86
Boys' 4 buckle rubber (net) farm-weight arctic	.67
Men's 5 buckle rubber (blucher) farm-weight arctic	.95
Men's 4 buckle rubber (blucher) farm-weight arctic	.86
Men's 2 buckle rubber farm-weight arctic	.70
Men's 1 buckle snow excluder	.63
Men's 5 buckle rubber heavy duty arctic	1.00
Men's 4 buckle rubber heavy duty arctic	.91
Men's 4 buckle cloth farm-weight arctic	.50
Men's 4 buckle cloth heavy duty arctic	.58
Men's 1 buckle cloth farm-weight arctic	.41
Women's 1 buckle cloth farm-weight arctic	.20
Men's 5 buckle rubber medium weight arctic	.68
Men's 4 buckle rubber medium weight arctic	.60
Men's 4 buckle rubber light weight arctic	.50
Boys' 4 buckle rubber light weight arctic	.43
Youth's 4 buckle rubber light weight arctic	.39
Women's 4 buckle rubber light weight arctic	.39
Misses 4 buckle rubber light weight arctic	.35
Child's 4 buckle rubber light weight arctic	.30
Boy's 3 buckle rubber light-weight arctic	.36
Youth's 3 buckle rubber light-weight arctic	.35
Misses 3 buckle rubber light-weight arctic	.33
Child's 3 buckle rubber light-weight arctic	.28
Men's 4 buckle cloth light-weight arctic	.36
Men's 4 buckle cash, light-weight arctic	.36
Men's 1 buckle cloth light-weight arctic	.28
Men's high slide rubber light-weight arctic	.50
Boy's high slide rubber light-weight arctic	.43
Women's high slide rubber light-weight arctic	.39
Misses' high slide rubber light-weight arctic	.35
Child's high slide rubber light-weight arctic	.30
Men's low slide rubber light-weight arctic	.42
Men's high slide cloth, light-weight arctic	.40
Men's low slide cloth light-weight arctic	.34
Men's over-the-shoe rubber gaiter	.52
Women's over-the-shoe rubber gaiter	.39
Misses' over-the-shoe rubber gaiter	.35
Child's over-the-shoe rubber gaiter	.30
Women's over-the-shoe rubber slide gaiter	.59
Misses' over-the-shoe rubber slide gaiter	.35
Child's over-the-shoe rubber slide gaiter	.30
Women's low slide rubber gaiter	.18
Misses' low slide rubber gaiter	.18
Child's low slide rubber gaiter	.15
Women's snap rubber gaiter	.18
Misses' snap rubber gaiter	.18
Child's snap rubber gaiter	.15

(b) *Rubber footwear*—Continued.

Growing girls' strap rubber gaiter	0.34
Misses' strap rubber gaiter	.30
Child's strap rubber gaiter	.25
Women's velveteen gaiter (fur trimmed)	.30
Women's warm lined rubber (shearling cuff) gaiter	.59
Misses' warm lined rubber (shearling cuff) gaiter	.55
Men's 2 buckle work rubber	.42
Men's 2 buckle work rubber farm weight	.60
Men's 2 buckle work rubber heavy duty	.60
Men's storm and semi-storm work rubber	.38
Boy's storm work rubber	.33
Men's work rubber-farm weight	.60
Boy's work rubber, farm weight	.50
Men's work rubber, heavy duty	.60
Men's storm, cloth top, wool jersey	.20
Men's storm, cloth top, cotton jersey	.30
Men's rubber oxford (unlined)	.38
Women's rubber oxford (unlined)	.25
Women's rubber oxford (cloth lined)	.21
Men's sandal (molded)	.22
Men's clog (molded)	.19
Men's clog (unlined)	.33
Men's over (unlined)	.33
Women's over (unlined)	.24
Misses' over (unlined)	.23
Child's over (unlined)	.13
Women's toe rubbers (unlined)	.08
Men's dress rubbers, storm, over, clog (lined)	.24
Boy's dress rubbers, storm and over	.20
Youth's dress rubber, storm	.17
Growing girl's storm rubber	.17
Misses' storm rubber	.17
Women's over rubber	.17
Child's storm rubber	.14

(c) *Canvas rubber soled shoes of vulcanized construction.* Men's, boy's, youth's, little gent's, women's, misses' and child's average consumption of natural rubber limited to 0.37.

LIST 6—MANUFACTURE AND IDENTIFICATION OF TIRES AND TIRE CASINGS

(a) *Synthetic rubbers.* The identification of the various types of synthetic rubber is effected by designating each type by a letter and a color.

Letter	Color	Type of synthetic
S	Red	GR-S.
M	Yellow	GR-M (neoprene).
I	Light Blue	GR-I (butyl).

(b) *Synthetic tire constructions.* (1) The proportion of synthetic rubber to natural rubber in tires and tire casings is controlled by the following synthetic construction identification numbers:

Synthetic construction identification numbers:	Type of synthetic
S-3, S-4, S-5, etc	GR-S

The natural rubber may be distributed throughout the tire at the manufacturer's discretion except in items (4) and (10) below.

(2) S-3 denotes 100% GR-S tread on a 100% GR-S carcass, except that natural rubber shall not exceed, by weight, the percentage of the total RHC shown in List 8.

(3) S-4 denotes approximately 87% GR-S and 13% natural rubber, except that natural rubber shall not exceed, by weight, the percentage of the total RHC shown in List 8.

(4) S-5 denotes 100% GR-S tread on a natural rubber carcass, except that: natural rubber may be used only in cements, in tread and side-wall splice gum strips and in the tire body.

(5) S-6 denotes approximately 67% GR-S and 33% natural rubber, except that natural rubber shall not exceed, by weight, the percentage of the total RHC shown in List 8.

(6) S-7 denotes approximately 33% GR-S and 67% natural rubber, except that natural rubber shall not exceed, by weight, the percentage of the total RHC shown in List 8.

(7) S-8 denotes approximately 93% GR-S and 7% natural rubber, except that natural rubber shall not exceed, by weight, the percentage of the total RHC shown in List 8.

(8) S-9 denotes approximately 77% GR-S and 23% natural rubber, except that natural rubber shall not exceed, by weight, the percentage of the total RHC shown in List 8.

(9) S-10 denotes approximately 50% GR-S and 50% natural rubber, except that natural rubber shall not exceed, by weight, the percentage of the total RHC shown in List 8.

(10) S-11 denotes 100% GR-S side-wall on a tire having natural rubber carcass and tread. S-11 also denotes a minimum 6% of GR-S and a maximum 94% natural rubber.

LIST 7—MANUFACTURE OF TIRE AND TUBE REPAIR MATERIALS

(a) *Manufacturing regulations.* (1) Any tire or tube repair material may be manufactured: *Provided*, That no natural rubber or natural rubber latex is consumed in the manufacture of such items.

(2) The manufacture of tire and tube repair materials consuming natural rubber shall be limited to the items shown in this paragraph (a), (2), subject to the compounding regulations designated therefor.

Description of item	Maximum percent natural rubber of total RHC by weight
(i) Bulk tire repair materials:	
(a) Tread repair stock (1/16" max. ga.)	62.0.
(b) Repair cushion stock	As required.
(c) Cord repair friction (0.047 max. ga.)	Do.
(d) Sq. woven fabric friction	Do.
(e) Cements (cold cure)	([1])
(f) Cements (vulcanizing)	As required.
(ii) Tire patches:[2]	
(a) Uncured-vulcanizing type:	
Body	Do.
Facing	Do.
(b) Cured and semi-cured vulcanizing type:	
Body	0.0.
Facing	As required.
(c) Temporary emergency cold cure type (composite)	5.0.
(iii) Tube patches:	
(a) Combination tube repair gum (cured back, uncured face)	([3])
(b) Tube repair gum (uncured)	As required.
(c) Hot patch gum (uncured)	Do.
(d) Truck tube valve repair patches (composite)	Do.
(e) Tube replacement valve facing	Do.
(iv) Sectional bags	([4])

[1] Maximum 0.20 pounds natural rubber per gal.

[2] Natural rubber may be consumed in cements for adhesion purposes in manufacturing tire patches.

[3] Maximum 1.25 pounds natural rubber per square yard.

[4] Maximum of 80% natural rubber, by weight, of the total RHC.

(b) *Restrictions.* (1) In items (ii) (c), (iii) (a), and (iii) (d), different grades of compounds may be used in the cured and uncured portions of each: *Provided*, The total natural rubber content in the whole item does not exceed the percent represented by the compound grade specified.

(2) The use of cements as manufactured in accordance with (a) Manufacturing regulations (2) (i) (e) and (f) shall be limited to the reconditioning of tires and tubes.

(3) Item (2) (l) (e)—Cements (cold cure) may be packed only in containers of one quart or smaller.

LIST 8—MANUFACTURE OF TIRES AND TIRE CASINGS (EXCEPT AIRPLANE TIRES)

(a) *General Provisions.* (1) The natural rubber content of any tire or tire casing governed by this List 8 shall not include processing losses or natural rubber used in curing bags, or natural rubber latex used in cord treatment.

(2) Natural rubber latex may be consumed in the treatment of rayon and cotton cord at the manufacturer's discretion provided the overall average by weight of natural latex so consumed does not exceed 7.5 # per 1000 # (dry weight) of total rayon and cotton cord treated. Dispersions of natural rubber may be used for cord treatment and the amount of natural rubber solids so consumed shall be included in the maximum content natural rubber permitted for each tire.

(3) The use of rayon in the manufacture of tires and tire casings governed by this List 8 shall conform to the regulations set forth in List 15.

(4) The "ply rating" is defined by current Tire and Rim Association standards.

(5) All types of pneumatic tires shall be manufactured with black sidewalls only.

(6) Single marked high pressure type tires or single marked balloon type tires may be substituted for dual marked type tires.

(b) *Manufacturing regulations.* (1) Pneumatic tires of any size, ply and tread type may be manufactured *Provided*, That they conform to the regulations for S–3 synthetic construction tires in Table A of this List 8.

(2) Solid tires (except bogie, idler and support rollers), including cured-on solid tires, 4" x 1½" and up, and industrial (bonded and unbonded) type may be manufactured: *Provided*, That natural rubber is consumed only as follows:

Hard rubber base type except industrial—as required.

Tie-gum base (soft base) type except industrial—as required.

Other constructions—as required, except industrial.

Hard rubber base, industrial type. Natural rubber shall be consumed only in cements and or hard base and shall not exceed, by weight, 10 percent of the total RHC. Individual sizes may exceed the 10 percent maximum: *Provided*, That the average natural rubber content of all sizes does not exceed the 10 percent maximum.

Tie-gum base (soft base), industrial type. Natural rubber shall be consumed only in cements and or tie gum and shall not exceed by weight, 8 percent of the total RHC. Individual sizes may exceed the 8 percent maximum: *Provided*, That the average natural rubber content of all sizes does not exceed the 8 percent maximum.

Lug-base industrial (unbonded) type. Natural rubber shall be consumed only in cements and/or splicing gum and shall not exceed, by weight, .75 percent of the total RHC. Individual sizes may exceed .75 percent maximum: *Provided*, That the average natural rubber content of all sizes does not exceed the .75 percent maximum.

(3) The manufacture of tires and tire casings consuming more natural rubber than permitted in paragraph (b) (1) and (b) (2) of this List 8 shall be limited to the sizes, plies and tread types listed in this paragraph (b) (3), subject to the maximum natural rubber contents or construction designated therefor in Tables A and B below.

TABLE A—NONMILITARY PNEUMATIC TIRES EXCEPT SPECIAL PURPOSE

Size	Ply rating	Tread type (highway or mud & snow)	Marking or designation	Maximum percent natural rubber of total RHC by weight, rayon or cotton
7.00 down	6 and 8	Truck, bus and city mileage	S–4	[1] 13
7.50–16	6 and 8	do	S–6	[1] 33
7.50–17, 18 and 20	8	do	S–9	[1] 24
7.50 down	All others	do	S–9	[1] 24
7.50 down	All	Inter-city bus mileage	S	[1] 67
7.50 down	All	do	None	[1]
8.25 up	All		S	67
8.25 through 13.00	All	All other truck, bus and city mileage	S	[1] 67
All others	All	All other pneumatic tires, except as covered in tables B & C.	S3	[1] 12.5

(See footnotes below.)

TABLE B—NONMILITARY PNEUMATIC SPECIAL PURPOSE TIRES

Size	Ply rating	Tread type	Marking or designation	Maximum percent natural rubber of total RHC by weight rayon or cotton
21.00 up	All	Earthmover	None	[1]
All others	do	do	S	[1] 78
All	do	Rock service, logger	None	[1]
All	do	Highway or mud-snow	None	[1]
14.00 up	do	Low platform	S	67
All	do	Traction, ribbed and sand tires for flat base and drop center rims.	S–6	33
All other	do			

(See footnotes below.)

TABLE C—MILITARY PNEUMATIC TIRES

Size	Ply rating	Tread type	Marking or designation	Maximum percent natural rubber of total RHC by weight rayon or cotton
7.50 down	All	Mud-snow	S–8	17
9.00–16	8	do	S–8	17
11.00–18	10	do	S–6	33
7.50 down	All	Combat	S–3	[1] 50
8.00–16	All	do	S–4	13
8.25–20	All	do	S–6	33
9.00–20	All	do	S–6	33
14.00–20	All	do	None	[1]
All other	All	Mud-snow	S–4	13

[1] Individual sizes may exceed the indicated maximum percentage, provided the average natural rubber content of all sizes within the group as listed in these Tables A, B, and C does not exceed the indicated maximum percentage. No tire within the group shall be manufactured with a natural rubber content more than 5% greater than maximum allowable percentage of total RHC for tires in that group, for example an S–6 individual size may be 38%.

[2] See par. (b) (10) of list 6.

TABLE D—BOGIE, IDLER AND SUPPORT ROLLER

Description of product:	Maximum percent natural rubber of total RHC by weight
Bogie wheels:	
26 x 6	S
20¼ x 6¼	S
25¾ x 4¼	S
20 x 6 x 16	S
14 x 4½	S
12 x 4¾	S
20 x 3	S
8 x 13¼	S
20 x 9 x 16	[1]
12 x 7¼	[1]
Idler wheels:	
22 x 6¾	S
19 x 3	S
7 x 7¼	S
Support rollers:	
14 x 3	S
13½ x 3¾	S
10 x 5	S
11 x 3	S
9 x 6	S
7¼ x 11¼	S
24 x 7¼	[1]
All other	[1]

[1] As required.

(c) *Branding of synthetic tires.* (1) Pneumatic tires (except bicycle tires) containing less than 50% natural rubber shall be marked with the synthetic construction identification number as specified in Appendix II of R–1 dated June 21, 1946. Such marking shall be in the form of a distinct letter "S" and numeral of a minimum height of ⅝" on both sides of the tires.

(2) Such tires containing 50% or more natural rubber, but less than S–11 construction, shall be marked with a distinct letter "S" of a minimum height of ⅝" on both sides of the tires.

(3) Such tires with S–11 or higher rubber content need not bear any distinguishing mark.

(4) Synthetic solid tires, including bogie, idler and support roliers, shall be branded with a distinct letter "S" of a minimum height of ⅝" on both sides of the tires.

(d) *Definitions.* (1) Where used in this List 8, "Highway" as applied to tread types means regular skid-depth, 100 level, on-the-road type.

(2) Where used in this List 8 "Mud-snow" as applied to tread type means extra traction on-and-off the road type.

LIST 9—MANUFACTURE OF TIRE TUBES (EXCEPT AIRPLANE TIRE TUBES)

(a) *Manufacturing regulations.* (1) Tubes of any size and type may be manufactured, *Provided*, That:

(i) Natural rubber and natural rubber latex are consumed only in valves (where permitted in List 16), valve adhesion pads, splicing gum strips and cements, and identification inks and cements.

(ii) Passenger car tubes of all types shall contain not more than 0.02 pounds of natural rubber per tube.

(2) Natural rubber shall be consumed in the manufacture of tubes for Truck, Bus and Special Purpose tires of 8.25 cross section and larger. The manufacture of other tubes in

suming more natural rubber than permitted by paragraph (a) (1) (i) of this list 9 is prohibited.

(3) Manufacture of tubes from GR–I (Butyl) shall be permitted in all other sizes and types except bicycle.

(b) *Marking of synthetic tubes.* All tubes containing synthetic rubber shall have a permanent circumferential colored stripe at least ⅜" wide applied on the base section of the tube. The appropriate color shall be determined from paragraph (a) of List 6.

LIST 10—MANUFACTURE OF TIRE FLAPS

Manufacturing regulations—Flaps for all sizes and types of tires may be manufactured, provided that natural rubber is consumed only for splicing cements and for identification inks or cements.

LIST 12—MANUFACTURE OF AIRPLANE TIRES AND TIRE CASINGS

(a) *General provisions.* (1) The natural rubber content of any tire or tire casing governed by this List 12 shall not include processing losses, natural rubber used in curing bags or natural rubber latex used in the cord treatment. Natural rubber latex may be consumed in the treatment of nylon cord without limit. Natural rubber latex may also be consumed in the treatment of rayon cord as permitted by paragraph (a) (2) of List 8. Dispersions of natural rubber may be used for cord treatment and the amount of natural rubber solids so consumed shall be included in the maximum content natural rubber permitted for each tire.

(b) *Manufacturing regulations.* Airplane tires of any size, ply and tread type may be manufactured provided the natural rubber content is in conformity with Table A.

TABLE A—AIRPLANE TIRES

Size	Ply	Tread type	Marking or designation	Maximum percent natural rubber of total RHC by weight rayon or nylon
All	All	Solid auxiliary	None	[1]
12	All		None	[1]
All	All	Ice grip	None	[1]
All	All	All others	S	67

[1] As required.

[2] Individual sizes may exceed the indicated maximum percentage, provided the average natural rubber content of all sizes within the group as listed in this Table A does not exceed the indicated maximum percentage. No tire within the group shall be manufactured with a natural rubber content more than 5% greater than maximum allowable percentage of total RHC for tires in that group. For example, an S–7 individual size may be 72%.

(c) *Branding of synthetic airplane tires.* See paragraph (c) of List 8. Synthetic airplane tail wheel tire casing, pneumatic and solid, shall be marked distinctly with letters not less than ⅜ inch.

LIST 13—MANUFACTURE OF RETREADING MATERIALS INCLUDING CAMELBACK (WING-DIE), CAPPING STOCK (BEVEL-DIE), LUG STOCK, BASE STOCK, PADDING STOCK, STRIPPING STOCK, FILLER STRIP AND FULL CIRCLE CURING TUBES

(a) *General provisions.* Natural rubber may be consumed in cements for application of cushion gum and in inks or cements for identification purposes.

(b) *Manufacturing regulations.* (1) The manufacture of retreading materials shall be limited to camelback (wing-die), capping stock (bevel-die), lug stock, base stock, padding stock, stripping stock, filler strip and cushion gum for application by the manufacturer to camelback, capping stock, lug stock and base stock and full circle curing tubes.

(2) The compounds used in manufacturing the items permitted by paragraph (b) (1) of this List 13 shall conform to the regulations shown in the following table:

RETREADING MATERIALS

	Maximum percent natural rubber of total RHC by weight
Camelback for 14.00 and up, earthmover, rock service and logger tires	[2] X
All other camelback	[1] 0
Padding stock (maximum thickness 1/16")	[2] X
Stripping stock (maximum thickness ⅛")	62.0
Filling stock (maximum thickness ⅛")	50

See footnotes at end of table.

RETREADING MATERIALS—Continued

	Maximum percent natural rubber of total RHC by weight
Camelback cushion (maximum thickness 1/16")	[2] X
Full circle curing tubes	0.04

[1] Camelback is to be used and is graded as follows:

	Maximum percent GRS	Minimum percent GRS
(a) Grade A		*60
(b) Grade C	50	*40
(c) Grade F	0	

*No limitations on use.

[2] X means as required.

LIST 14—MANUFACTURE OF TANK TRACKS AND BAND TRACKS

Manufacturing regulations. The manufacture of tank tracks and band tracks is subject only to the regulations on the use of natural rubber shown in Table A below:

TABLE A—TANK TRACKS AND BAND TRACKS

Description of product	Maximum percent, by weight, of total RHC which may be natural rubber
Band tracks, tractor M–2	31
Band tracks, carrier, cargo, M–29, M–29C	60
Band tracks, half-track vehicles	30
Tank track blocks	8
Rubber backed tracks	8
Tank track pin bushings, and links	[1]
All other	[1]

[1] As required.

LIST 15—USE OF HIGH-TENACITY RAYON YARN OR CORD

(a) In the manufacture of rubber products, high-tenacity rayon yarn or cord may be used only in the following listed products:

ORDER OF PREFERENCE AND TYPE OF PRODUCT GROUP:

1. Airplane tires.
2. Self-sealing fuel cells.
3. Bullet-sealing hose.
4. Combat tires, including only cross-section 8.00 and larger.
5. Mileage contract bus tires:
   (a) Intercity bus tires.
   (b) City bus tires.
6. Synthetic special purpose tires, including:
   Tread types: Rock service, logger, earthmover and 18.00 and up mud-snow.
   Sizes: All.
7. Synthetic truck and bus tires, 10 plies and more.
8. Belts.
9. Tire repair materials.
10. Synthetic truck and bus tires, 6 and 8 ply.
11. Synthetic tires of the following types:
    Road grader: All tread types and all sizes.
    Tractor, implement and pneumatic industrial:
    All tread types and all sizes.
    Passenger: All tread types in 6.50 cross section and larger, including the 6.25/6.50 cured in the 6.50 mold.

(b) Any manufacturer using rayon must consume it in the order of preference in the above usage pattern, arranging to fulfill all requirements in the first group before any is used in the second group, and so on down the list.

LIST 16—MANUFACTURE OF TIRE TUBE VALVES (EXCEPT BICYCLE TIRE TUBE VALVES)

(a) *Manufacturing regulations.* The manufacture of tire tube valves (excepting bicycle tire tube valves), of all sizes and types is subject only to the regulations on the use of natural rubber or natural rubber latex shown in Table A below.

TABLE A

Size	Type	Maximum percent natural rubber, by weight, of total RHC
TR–13	All types	0
TR–14	do	0
TR–15	All types (except airplane)	0
TR–25	do	0
TR–35	do	0
TR–75	Truck	0
TR–76	do	0
TR–78	do	0
TR–79	do	0
TR–175	do	0
TR–177	do	0
TR–179	do	0
TR–215	Tractor	50
All others	All types	[1]

[1] As required.

(Sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236 and 56 Stat. 177; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9246, 7 F.R. 7379, as amended by E.O. 9475, 9 F.R. 10817; WPB Reg. 1 as amended Dec. 31, 1943, 9 F.R. 64)

Issued this 21st day of June 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46–10771; Filed, June 21, 1946; 11:22 a. m.]

PART 4700—VETERANS' EMERGENCY HOUSING PROGRAM

[Veterans' Emergency Housing Program 1, Direction 1, as Amended June 21, 1946]

RECONSTRUCTION IN HAWAII

The following direction is issued pursuant to Veterans' Emergency Housing Program 1:

It is not necessary to get authorization under Veterans' Emergency Housing Program Order 1 for reconstruction, repair or renovation jobs on buildings or other structures covered by that order in the Territory of Hawaii if the reconstruction, repair or renovation is made necessary by damage caused by the tidal wave which occurred April 1, 1946, and if the repair, reconstruction or renovation job is begun on or before September 30, 1946, and if

(1) the reconstruction, repair or renovation job is in a residential structure covered by paragraph (d) (1) (i) or by paragraph (d) (1) (ii) of VHP–1 or a farm structure covered by paragraph (d) (1) (iv) of VHP–1 and the total estimated cost of the job does not exceed $10,000; or

(2) If the reconstruction, repair or renovation job is in a building or structure used for commercial or service purposes covered by paragraph (d) (1) (iii) or a structure used for a church, hospital, educational or public purposes covered by paragraph (d) (1) (v) of VHP–1 and the total estimated cost of the job does not exceed $5,000.

Issued this 21st day of June 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46–10769; Filed, June 21, 1946; 11:22 a. m.]

PART 4600—RUBBER, SYNTHETIC RUBBER AND PRODUCTS THEREOF

[Rubber Order R–1, as Amended March 1, 1946, Amdt. 2]

CEMENT FOR MANUFACTURE OF NEW SHOES

Rubber Order R–1, as amended March 1, 1946, is hereby further amended as follows:

1. In § 4600.02, *Authorized consumption*, amend the subparagraph entitled "Cements for manufacture of new shoes" to read:

Cements for manufacture of new shoes. Natural rubber may be allotted for periods of three months or more to shoe manufacturers whose operations were formerly covered by CPA Conservation Order M–217, in accordance with Section 4600.11 below.

2. Section 4600.11, *Cement for manufacture of new shoes*, is changed to read as follows:

§ 4600.11 *Cement for manufacture of new shoes.* The Civilian Production Administration will issue a nontransferable certificate valid for a period of three months or more to each manufacturer of new shoes whose operations were formerly covered by CPA Conservation Order M–217. This certificate will specify the quantity in pounds, of natural rubber which each shoe manufacturer will be subsequently authorized to consume, if he manufactures his own rubber cement, or which a rubber cement manufacturer will be subsequently authorized to consume in the manufacture of shoe cement for the account of the shoe manufacturer. The quantity will be based pro rata on his actual production of shoes as reported to the United States Bureau of the Census. If any shoe manufacturer is also a manufacturer of shoe cement he shall, upon receipt of the certificate from the CPA, return it to the CPA attached to Form CPA–3662 requesting authorization to consume natural rubber in the amount specified on the certificate. If the shoe manufacturer is not a manufacturer of shoe cement, he shall forward the certificate to a manufacturer of shoe cement of his own selection. Such manufacturer of shoe cement shall attach the certificate to a request for authorization to consume natural rubber on Form CPA–3662 in the amount specified on the certificate. If any manufacturer of shoe cement receives certificates from more than one shoe manufacturer, he shall forward to the CPA all such certificates with a request on Form CPA–3662 to consume the aggregate amount of natural rubber specified on all the certificates for the period stated.

3. In Appendix I, *General permitted uses of raw materials and permitted products*, change Table B, *Permitted Products*, Codes 1 and 3 to read:

Code No.	Products	Percent natural rubber	Butyl[1]	Special restrictions or provisions
1	Pneumatic tires.			
1A	Airplane tires	.....	O	See list 12, App. II.
1B	Bicycle tires	.....	O	See list 8, App. II.
1C	Truck and bus tires.	.....	O	Do.
1D	All other	.....	O	Do.
(1)				
3	Tire tubes	.....	X	
3A	Airplane	.....	X	As required.
3B	Bicycle (including valves).	.....	O	See list 9, App. II.
3C	Truck and bus	.....	X	Do.
3D	All other	.....	X	Do.

[1] Code 2 remains unchanged.

5. In App. I, Code 13A, *Insulation compounds*, change the reference "Compounds for thin wall insulation (20 mils or less)" to read:

	Percent natural rubber	Butyl
Compounds for thin wall insulation (20 mils or less) except for building wire	68	O

6. In App. I, Code 13A, *Insulation compounds*, change the reference "Compounds for cable insulation for operation above 5,000 volts" to read:

Compounds for cable insulation for operation above 5,000 volts except automotive ignition cable.

(Sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236 and 56 Stat. 177; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9246, 7 F.R. 7379, as amended by E.O. 9475, 9 F.R. 10817; WPB Reg. 1 as amended Dec. 31, 1943, 9 F.R. 64)

Issued this 21st day of June 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46–10770; Filed, June 21, 1946, 11:22 a. m.]

Chapter XI—Office of Price Administration

PART 1314—RAW MATERIALS FOR SHOES AND OTHER LEATHER PRODUCTS

[RMPR 357, Amdt. 2]

INDIA, IRAQ, AND IRAN TANNED GOATSKINS AND SHEEPSKINS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 357 is amended in the following respects:

1. The bracketed text in Table I of section 4 which reads "[Prices per pound, c. and f., United States port of entry, on shipments from Bombay; on shipments from Madras those prices are to be reduced by $0.03 per pound. Shrinkage allowances in weight not to exceed 1% is permitted]" is amended to read as follows:

With respect to a contract of purchase entered into on or after June 19, 1946, each of the prices enumerated in this table may be increased by adding thereto an amount equal to 15% of such price.

The maximum prices herein enumerated are per pound, c. and f., United States port of entry, shipped from Bombay, India. Maximum prices for shipments from ports other than Bombay shall be reduced by 3 cents per pound. Shrinkage allowance in weight not to exceed 1% is permitted.

2. The bracketed text in Table II of section 4 which reads "[Prices per pound, c. and f., United States port of entry, on shipments from Bombay, on shipments from Madras these prices are to be reduced by $0.03 per pound. Shrinkage allowance in weight not to exceed 1% is permitted]" is amended to read as follows:

With respect to a contract of purchase entered into on or after June 19, 1946, each of the prices enumerated in this table may be increased by adding thereto an amount equal to 20% of such price.

The maximum prices herein enumerated are per pound, c. and f., United States port of entry, shipped from Bombay, India. Maximum prices for shipments from ports other than Bombay shall be reduced by 3 cents per pound. Shrinkage allowance in weight not to exceed 1% is permitted.

3. The bracketed text in Table III of section 4 which reads "[Prices per pound, c. and f., United States port of entry. Shrinkage allowance in weight not to exceed 1% is permitted]" is amended to read as follows:

With respect to a contract of purchase entered into on or after June 19, 1946, each of the prices enumerated in this table may be increased by adding thereto an amount equal to 15% of such price.

The maximum prices herein enumerated are per pound, c. and f., United States port of entry. Shrinkage allowance in weight not to exceed 1% is permitted.

4. The bracketed text in Table IV of section 4 which reads "[Price per pound, c. and f., United States port of entry. Shrinkage allowance in weight not to exceed 1% is permitted]" is amended to read as follows:

With respect to a contract of purchase entered into on or after June 19, 1946, each of the prices enumerated in this table may be increased by adding thereto an amount equal to 20% of such price.

The maximum prices herein enumerated are per pound, c. and f., United States port of entry. Shrinkage allowance in weight not to exceed 1% is permitted.

This amendment shall become effective June 20, 1946.

Issued this 20th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–10715; Filed, June 20, 1946; 4:22 p. m.]

PART 1340—FUEL

[RMPR 426, Amdt. 24]

CRUDE PETROLEUM, AND NATURAL AND PETROLEUM GAS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation No. 436 is amended in the following respects:

1. Section 8 (d) is added to read as follows:

(d) *Adjustment of resellers maximum price.* Any reseller of crude petroleum at a point other than at the receiving tank may file an application for an adjustment in his maximum price for delivery of crude oil at such point when:

(1) The resellers actual cost of purchasing and delivering crude oil to a purchaser at a particular point is in excess of his established maximum price, and

(2) The purchaser is unable to secure the delivery of crude petroleum at such point at a price equal to or lower than the sellers actual cost of purchase plus delivery, and

(3) That such adjustment will not create a need for increase in prices at another delivery point and will effectuate the purposes of the Emergency Price Control Act of 1942, as amended.

Any adjustment made under this section 8 (d) shall be limited to a maximum price equal to the cost of purchase plus actual cost of transportation plus any established marketing charge.

An application for adjustment under this section 8 (d) shall be filed in Washington, D. C., in accordance with Procedural Regulation No. 1.

2. Section 10 (b) (6) is added to read as follows:

(6) *Paloma and South Coles Levee.* The maximum price for stabilized crude condensate (debutanized condensate) produced from the Paloma and the South Coles Levee fields, Kern County, California, shall be $1.45 per barrel.

3. Section 10 (n) (30) is added to read as follows:

(30) The maximum price for crude condensate produced from the Opelika field, Henderson County, Texas, shall be $1.45 per barrel.

4. Section 13 (c) is hereby revoked.

5. Section 15 (c) is amended by inserting footnote [1] immediately following the phrase "same class of purchaser" in the fifth line of the first paragraph, such footnote [1] to read as follows:

[1] "For the purposes of this regulation channel carbon black manufacturers and pipe line purchasers of gas for ultimate use as heat, light or fuel, shall be considered to be purchasers of the same class".

This amendment shall be effective July 1, 1946.

Issued this 21st day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–10781; Filed, June 21, 1946; 11:38 a. m.]

PART 1305—ADMINISTRATION

[2d Rev. SO 13, Amdt. 1]

RETAIL SELLERS OPERATING OR INTENDING TO OPERATE MORE THAN ONE ESTABLISHMENT

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

2d Revised Supplementary Order 13 is amended in the following respects:

1. Paragraph (e) is amended to read as follows:

(e) *Previously issued orders.* All orders in effect under Supplementary Order 13, or Revised Supplementary Order 13, or under § 1499.4a of General Maximum Price Regulation, on July 6, 1946 shall remain in full force and effect under this 2d Revised Supplementary Order 13, *Provided, however*, That

(i) All orders of authorization issued prior to February 11, 1946 are amended to exclude therefrom any provision which requires periodic reporting of markups; and

(ii) No provision contained in any order in effect prior to July 6, 1946, which made the order applicable to outlets not specifically listed in the order, shall apply to outlets acquired on or after that date.

2. A new paragraph (f), is added, as follows:

(f) *Reports.* Every seller who, on July 6, 1946, operates a group of outlets under a uniform pricing order issued pursuant to the provisions of 2d Revised Supplementary Order 13 (or its predecessors, Revised Supplementary Order 13, Supplementary Order 13 and § 1499.4a of the General Maximum Price Regulation), shall submit in writing not later than July 26, 1946 to that Office of the Office of Price Administration which has jurisdiction over the administration of his order, a list of all the outlets covered by his order on July 6, 1946, together with the date of opening or acquisition of such of the outlets as were opened or acquired on or after February 14, 1946.

NOTE: The reporting and record-keeping requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

This amendment shall become effective July 6, 1946.

Issued this 21st day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–10785; Filed, June 21, 1946; 11:39 a. m.]

PART 1305—ADMINISTRATION

[SO 129, Corr. to Amdt. 27]

EXEMPTION AND SUSPENSION FROM PRICE CONTROL OF MACHINES, PARTS, INDUSTRIAL MATERIALS AND SERVICES

Item 4 of Amendment 27 to Supplementary Order 129 is corrected by changing the reference to "section 10 (c)" to read: "section 11 (b)".

Issued this 21st day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–10787; Filed, June 21, 1946; 11:39 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[FPR 1,[1] Amdt. 4 to Supp. 15 (§ 1351.480)]

CERTAIN FRUIT PRESERVES, JAMS AND JELLIES AND APPLE BUTTER

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

Supplement 15 to Food Products Regulation No. 1 is amended in the following respects:

1. In section 4 (a) the following flavors are added in alphabetical order:

Guava.
Quince.
Tomato.

2. The table in section 4 (b) (6) (i) (c) is amended by adding the following fruits in alphabetical order to read as follows:

Fruit	Area	Price
Crabapples	All States	Price actually paid
Guavas	do	Do.
Quinces	do	Do.
Tomatoes	do	Department of Agriculture's designated ceiling for the area in which the processor's customary receiving point is located.

[1] 9 F.R. 6711; 10 F.R. 11298, 12446.

3. The second sentence in the first undesignated paragraph of section 6 is amended to read as follows: "However the processor who qualifies as a retailer under Maximum Price Regulation 422[1] or 423[2] and the processor who performs the function of a wagon wholesaler shall not use the pricing method of this section, but he shall apply to the Office of Price Administration, Washington 25, D. C., for authorization of a maximum price under section 8 (c)."

This amendment shall become effective June 26, 1946.

NOTE: All record-keeping and reporting requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 21st day of June 1946.

PAUL A. PORTER,
Administrator.

Approved: June 13, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-10772; Filed, June 21, 1946; 11:39 a. m.]

PART 1371—IMPORT PRICES

[Rev. Max. Import Price Reg., Amdt. 2]

APPAREL

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Revised Maximum Import Price Regulation is amended in the following respects:

1. In section 24 the introductory sentences preceding paragraph (a) are amended to read as follows:

SEC. 24. *List of commodities excepted from section 3.* The commodities listed below are excepted from the pricing provisions of section 3 to the extent provided in section 23. Applications for maximum prices as required in section 23 shall be made for them according to section 6, and upon receipt of such applications maximum prices will be determined by the Price Administrator according to sections 5 and 6.

2. Section 24 (b) is amended to read as follows:

(b) Outerwear or underwear apparel commodities containing 25% or more by weight of cotton or containing 25% or more by weight of artificial fibre, but not including those

(1) Containing 70% or more by weight of linen, or

(2) Containing 25% or more by weight of wool, or

(3) Entirely hand-knitted, hand-crocheted, hand-embroidered, hand-woven or hand-loomed, or

(4) Designed for use as baby clothing.

[1] 10 F.R. 1505, 2024, 2297, 3814, 5370, 5577, 6235, 6514, 7251, 8015, 8656, 9272, 9263, 9430, 11303, 12264, 12265, 12810, 12992, 13073.

[2] 10 F.R. 1523, 2025, 2298, 3814, 5370, 5578, 6235, 6514, 8015, 8656, 9272, 9263, 9431, 11303, 12265, 12810, 12992, 13074.

This amendment shall become effective June 26, 1946.

Issued this 21st day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10776; Filed, June 21, 1946; 11:40 a. m.]

PART 1377—WOODEN CONTAINERS

[RMPR 186, Corr. to Amdt. 15]

WESTERN WOODEN AGRICULTURAL CONTAINERS

Amendment 15 to Revised Maximum Price Regulation 186 is corrected as follows:

1. In Table 2A—"Shook Used in Western Agricultural Containers"—the price for the item, "Bulkhead," in Group 2 under the general heading, "Bracing only when used in shipping western wooden agricultural containers covered by this regulation or metal agricultural containers," which now reads "$55.50" is corrected to read: "$50.50," and the price for the item, "4 foot celery—all species," in Group 8 under the general heading, "Car Strips—green," which now reads, "$65.53" is corrected to read: "$65.63."

2. In Table 3—"Covers for Western Agricultural Containers"—the figure for footage for item (25), "4 slat artichoke cover," which now reads ".49," is corrected to read ".46" and the figure for footage for item (67), "Special dry-pack (see specification below)," which now reads, ".59" is corrected to read, ".60".

This correction shall become effective June 26, 1946.

Issued this 21st day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10779; Filed, June 21, 1946; 11:38 a. m.]

PART 1377—WOODEN CONTAINERS

[MPR 593, Amdt. 1]

USED SLACK COOPERAGE

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 593 is amended in the following respects:

1. Section 3 is amended to read as follows:

SEC. 3. *Maximum prices*—(a) *Schedule of maximum prices.* The maximum prices for used slack cooperage are shown in the following table:

USED SLACK COOPERAGE

[Maximum prices]

Barrel size (head diameter)	Stave length	As they run, sales by		Dealers sales,[1] recoopered and/or reconditioned	
		Dumper or emptier[2]	Peddler[2]	Single head	Double heads
					Used head supplied
Large, 18⅛" and over	28½" and over	$0.30	$0.55	*$0.95	*$1.00
Medium 17¼" to 18" incl.	28½" and over	.25	.45	*.85	.90
Small, 12⅝" to 17" incl.	21" to 28" incl.	.20	.35	*.70	.75
Kegs, under 12⅝"	Under 23"	.06	.10	.22	.24

[1] Prices, f. o. b. conveyance.

[2] Prices include free delivery within a radius of 20 miles of the sellers place of business. For the purposes of this section loading on a freight car constitutes delivery. On deliveries to points in excess of 20 miles distant from the seller's place of business these prices are f. o. b. conveyance. Where such deliveries are made by common carrier, the actual charges paid or incurred by the seller in making delivery may be added to the f. o. b. conveyance price. However, if delivery is by truck owned or controlled by the seller, the addition may not exceed 80 percent of the common carrier truck charge for a similar delivery.

*Except that the following prices may be charged by dealers for recoopered and/or reconditioned barrels where the buyer receives physical delivery in seaport towns or cities in Maine, New Hampshire, Massachusetts, Rhode Island, or Connecticut: Large barrels-single head, $1.10, double head, used head supplied $1.10; medium barrels, single head, 90c, small barrels, single head, 75c.

NOTE 1: Dumpers or emptiers may charge peddlers' prices on transactions of 350 or more barrels on which free delivery is made and barrels are unloaded by the seller at the dealer's plant. Delivery in full on such transactions shall be made within a period of 48 hours after the first delivery subject to that transaction. If delivery in full is not completed in 48 hours after the first delivery no more than the dumper's price may be charged. In deliveries by rail or other common carrier, the barrels need not be unloaded by the seller at the purchasing dealer's plant.

NOTE 2: On sales by dealers to dealers out of the selling dealer's plant or warehouse prices not in excess of the indicated prices for recoopered and/or reconditioned barrels may be charged provided the price to the consumer does not exceed the maximum price established by this regulation.

On sales by a dealer to other dealers of as they run barrels on which delivery starts from a point other than his plant or warehouse, no more than the peddler's prices may be charged.

NOTE 3: For any barrel other than those meeting specifications listed in the above table the maximum price shall be the price for the barrel listed in the tables with the nearest gallonage content. The gallonage for large barrels is 35 or over, for medium barrels 31 and under 35, for small barrels, 12 and under 31 and for kegs under 12 gallons.

(b) *Extras.* Any dealer registered by the Office of Price Administration, desiring to charge an amount in addition to the maximum prices above provided for operations or extras on used slack barrels not covered by or contemplated by the definition of a recoopered and or reconditioned barrel in section 4 (e) below, shall make application to the Lumber Branch, Office of Price Administration, Washington 25, D. C., for permission to add such charge to the established maximum price. The application must contain the dealer's registration number, a complete description of operation to be performed or extra to be added, the applicant's March 1942 charge for the operation or extra if he made such charge at the time, his requested charge, the reason for the operation or the extra, and his method of arriving at the requested charge, including material, labor, transportation, or any other such factors affecting the requested charge.

Charges not disapproved within 30 days from the receipt of application containing the required information for establishing a charge are approved until specifically revoked.

2. In section 4, paragraph (e) is amended to read as follows:

(e) *"Recoopered and/or reconditioned."* Barrels repaired to such condition that they can without further servicing be used for the packaging and shipment by rail or otherwise, of the purchaser's commodities; broken staves replaced or reinforced, cleaned or washed, either by hose or by immersion, using water or chemical; head or heads sound or repaired and reinforced; hoops replaced or repaired to fit tightly; protruding nails, except those necessary to hold head hoop in place, removed; with complete set of hoops, and with extra hoops or headliners supplied, if required by purchaser; including any other service performed by the seller in March 1942 for which he did not make an extra charge.

This Amendment No. 1 shall become effective June 26, 1946.

NOTE: All reporting and record-keeping requirements of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942

Issued this 21st day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10784; Filed, June 21, 1946; 11:39 a. m.]

[Restaurant MPR 9-1,[1] Amdt. 3]

PART 1418—TERRITORIES AND POSSESSIONS

FOOD AND DRINK SOLD FOR IMMEDIATE CONSUMPTION IN ISLANDS OF OAHU, MAUI, AND HAWAII

A statement of the considerations involved in the issuance of this Amendment 3 to Restaurant Maximum Price Regulation 9-1 has been issued simultaneously herewith and filed with the Division of the Federal Register.

Restaurant Maximum Price Regulation 9-1 is amended in the following respects:

Section 10 is amended by adding a new subparagraph to read as follows:

(f) Although you may not drop food items from meals unless you reduce your price accordingly, you will not be considered to be evading the provisions of this regulation if, in cooperation with the Famine Emergency Committee, you omit or serve reduced portions of wheat, rice or oil products in your establishment: *Provided*, That you:

(1) Offer to supply at the request of the customer, such portions as will cause the amount actually served on request to be equal to the portions actually served during January 3 to January 16, 1943 (November, 1943 if you operate a boarding house).

(2) Print or write in ink prominently and legibly on (or attach to) each menu, bill of fare or price list, substantially the following notice, or conspicuously display same on a large poster in your place of business:

We, in cooperation with the Famine Emergency Committee program for feeding the starving people of the world, are endeavoring to conserve on the use of oil, rice and wheat.

We are required to offer the same portions as during January 3 to 16, 1943 (November, 1943, if you operate a boarding house). The following items which are normally served will be served to you only if you request it.

List here the reductions which are being made, such as—

1—Bread or crackers with each meal.
2—Basket of bread and rolls on each table.
3—Extra helping of oil salad dressing.
4—Extra helping of rice.
5—Etc., etc., etc.

(3) Reduce the price of the meal if you had an established practice during January 3 to 16, 1943 (November 1943, if you operate a boarding house) of reducing the price of the meal if you omitted an item at the customer's request.

This amendment shall become effective as of May 13, 1946.

Issued this 21st day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10821; Filed, June 21, 1946; 11:41 a. m.]

PART 1418—TERRITORIES AND POSSESSIONS

[SR 2,[1] To Amdt. 1]

CIGARETTES IN HAWAII

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

The following new section 3 is added:

SEC. 3. *Maximum prices for sales of cigarettes*—(a) *Wholesalers.* The maximum prices for sales at wholesale by any person shall be the seller's maximum prices established under the General Maximum Price Regulation for the Territory of Hawaii plus 25 cents per thousand cigarettes. For all cash and carry sales at wholesale, the wholesaler is required to give the retailer a discount which shall be the same as the percentage discount earned by the wholesaler for prompt payment.

(b) *Retailers.* The maximum price for a single package of popular cigarettes is the particular retailer's maximum price for a single package of such cigarettes as established under the General Maximum Price Regulation for the Territory of Hawaii and is therefore no higher after April 30, 1946 than it was before. For sales of two or more packages of cigarettes a retailer may add one-half cent per package to his former maximum price.

The maximum price for one or more packages of economy cigarettes shall be 13 cents per package.

The maximum price for a vending machine seller of popular cigarettes shall be his maximum price established under the General Maximum Price Regulation for the Territory of Hawaii plus one cent per package.

"Popular cigarettes" means so-called popular brands such as Camels, Chesterfields, Chelseas, Fleetwoods, Lucky Strikes, Old Golds, Pall Malls, Philip Morris and Raleighs and other brands selling for the same price on December 26, 1941.

This amendment shall become effective as of April 30, 1946.

Issued this 21st day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10773; Filed, June 21, 1946; 11:40 a. m.]

PART 1418—TERRITORIES AND POSSESIONS

[SR 2,[1] Amdt. 2]

SMOKING TOBACCO IN HAWAII

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

The following new section 4 is added:

SEC. 4. *Maximum prices for sales of smoking tobacco*—(a) *Wholesalers' discounts.* For all cash and carry sales of smoking tobacco at wholesale, the wholesaler is required to give the retailer a discount which shall be the same as the percentage discount earned by the wholesaler for prompt payment.

The amendment shall become effective as of May 8, 1946.

Issued this 21st day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10774; Filed, June 21, 1946; 11:40 a. m.]

PART 1418—TERRITORIES AND POSSESSIONS

[SR 2,[1] Amdt. 3]

WASHED HAWAIIAN SUGAR

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and has been filed with the Division of the Federal Register.

Supplementary Regulation 2 to the General Maximum Price Regulation for

[1] 9 F.R. 2478, 1076, 5737; 10 F.R. 2145.

[1] 11 F.R. 3528.

[1] 11 F.R. 3528.

the Territory of Hawaii is amended by adding a new section 5 to read as follows:

SEC. 5. *Maximum prices for sales by producers of washed Hawaiian sugar.* Maximum prices for sales by producers of washed Hawaiian sugar (sugar produced in the Territory of Hawaii polarizing between 98° and 99.5°) shall be as follows:

On the Island of Maui	[1] $4.70
On all other Islands	[2] 4.94

[1] Per 100 lbs. f. o. b. mill.
[2] Per 100 lbs. delivered to a point on the Island on which the producer's mill is located.

This amendment shall become effective as of May 3, 1946.

Issued this 21st day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10775; Filed, June 21, 1946; 11:41 a. m.]

PART 1426—WOOD PRESERVATION AND PRIMARY FOREST PRODUCTS

[MPR 460,[1] Amdt. 4]

WESTERN TIMBER

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

In Maximum Price Regulation 460, section 5 is amended to read as follows:

SEC. 5. *Maximum prices for publicly owned western timber.* The maximum prices for publicly owned timber shall be the total of the appraised valuation for each species (or species price group) offered for sale, plus the additions set forth below: "Appraised value" for the purpose of this regulation shall be based on the appraisal principles used by the public agency during 1941. Where those principles are based on a percentage of outturn of logs, lumber, or primary forest products, the established ceiling price on the product to which it is related shall be used as the basis for the appraisal.

Where appraised value per 1,000' log scale is:	*Addition per 1,000' log scale*
$1.50 and under	$0.40
$1.51 to $2.00	.50
$2.01 to $3.00	.70
$3.01 to $4.00	.90
$4.01 to $5.00	1.05
$5.01 to $7.50	1.35
$7.51 to $10.00	1.60
$10.00 and over	1.85

In the case of timber which is sold on a lineal foot basis or any other basis employing a method of measurement other than log scaling, the permissible addition shall be 20 percent of the appraised value.

This amendment shall become effective June 26, 1946.

Issued this 21st day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10782; Filed, June 21, 1946; 11:38 a. m.]

[1] 8 F.R. 11850, 13023; 9 F.R. 6457; 10 F.R. 8370.

PART 1449—CHARCOAL

[MPR 431, Amdt. 14]

CHARCOAL

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Paragraph (b) (2) (*i*) of Appendix A of Maximum Price Regulation 431 is amended by deleting therefrom the following: "*Provided, however,* That any increase in price occurring for the first time after March 15, 1946, shall not be added to the maximum price of the dealer established by the General Maximum Price Regulation."

This amendment shall become effective June 21, 1946.

Issued this 21st day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10780; Filed, June 21, 1946; 11:38 a. m.]

PART 1499—COMMODITIES AND SERVICES

[MPR 580,[1] Amdt. 15]

RETAIL CEILING PRICES FOR CERTAIN APPAREL AND HOUSE FURNISHINGS

A statement of the considerations involved in the issuance of this amendment issued simultaneously herewith has been filed with the Division of the Federal Register.

Maximum Price Regulation 580 is amended in the following respects:

Section 7 (g) is added to read as follows:

(g) *Rule 7: Special pricing rules for certain commodities prices of which have been increased by OPA*—(1) *Pricing shoes invoiced with Supplementary Order 162 adjustment.* Where you receive shoes the price of which has been increased by the OPA and the invoice shows that the increase in price is pursuant to Supplementary Order 162 you may price the shoes as follows:

(i) You may continue to follow the rules set forth in paragraphs (a) through (e) of this section; or

(ii) You may apply your category average markup to the "net cost" provided that if the price thus determined is within ten ($0.10) cents above a price on your chart, you must reduce the price so determined to that chart price.

(2) *Pricing an article other than shoes covered by Supplementary Order 162, the "net cost" of which has been increased by OPA.* Where you receive an article other than shoes covered by Supplementary Order 162, the "net cost" of which has been increased by OPA, you may price as follows:

(i) You may continue to follow the rules set forth in paragraphs (a) through (e) of this section; or

(ii) You may amend your chart for the category covering that article by striking out all of the costs, offering prices, and markups except the category average markup and thereafter use only your category average markup for every article in that category. If you elect to use this method you must notify your District Office in writing, specifying the category, and you may not price any article under this method until you have received a written acknowledgment from your District Office. Such an election once made is irrevocable.

This amendment shall become effective June 21, 1946.

NOTE: All record-keeping and reporting requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 21st day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10783; Filed, June 21, 1946; 11:38 a. m.]

[1] 11 F.R. 5475.

PART 1499—COMMODITIES AND SERVICES

[2d Rev. SR 14, Amdt. 31]

WHEAT BRAN FOR HUMAN CONSUMPTION

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Second Revised Supplementary Regulation 14 to the General Maximum Price Regulation is amended in the following respects:

Section 1.8 is added to read as follows:

SEC. 1.8 *Wheat bran for human consumption.* The maximum price for wheat bran for human consumption sold and delivered by any seller, whether producer, distributor or retailer, shall be determined by adding $10.00 per ton to the seller's maximum price as otherwise determined under the General Maximum Price Regulation. As used in this section, wheat bran for human consumption means wheat bran which is specially cleaned and prepared for use for human consumption.

This amendment shall become effective June 20, 1946.

Issued this 20th day of June 1946.

PAUL A. PORTER,
Administrator.

Approved: June 19, 1946.

CHARLES F. BRANNAN,
Acting Secretary of Agriculture.

[F. R. Doc. 46-10714; Filed, June 20 1946; 4:22 p. m.]

PART 1499—COMMODITIES AND SERVICES

[SR 14E,[1] Amdt. 48]

SALES OF FOOTWEAR AT WHOLESALE

A statement of the considerations involved in the issuance of this amendment simultaneously herewith has been filed with the Division of the Federal Register.

Supplementary Regulation 14E is amended in the following respect:

Section 3.14 is amended to read as follows:

SEC. 3.14 *Sales of footwear at wholesale.* Under this section, sellers making sales of footwear at wholesale are permitted certain adjustments in their ceiling prices. These adjustments are of two kinds: that permitted to be made for sales at wholesale of shoes priced by the manufacturer pursuant to Supplementary Order 162, and that permitted for sales at wholesale of shoes (whether or not priced by the manufacturer under Supplementary Order 162) on which an adjustment has been taken by the manufacturer pursuant to section 3.13 of this regulation.

(a) *Articles covered by this section.* "Footwear" as used in this section means any type of outside covering for the human foot, but does not include hosiery, footwear made entirely of wood, footwear made entirely of textiles, footwear containing no leather and designed to be worn over other shoes, or footwear which is subject to Maximum Price Regulation 132 (Certain Rubber Footwear).[1]

(b) *How to adjust prices for sales at wholesale.* The adjusted ceiling price for a sale of footwear at wholesale shall be computed by a seller as follows:

(1) *For sales of footwear priced pursuant to Supplementary Order 162.* If the shoe being priced is one which has been priced pursuant to Supplementary Order 162, and the seller has a statement in writing (such as an invoice) from his supplier which so indicates, the seller may ascertain from his price under the General Maximum Price Regulation (exclusive of any adjustment in that maximum price permitted under section 3.13 of Supplementary Regulation 14E, or any adjustment granted by order issued by OPA under § 1499.75 (a) (10) of Supplementary Regulation 15 or under Supplementary Order 133) his percentage markup over the manufacturer's price under § 1499.2 (a) of the General Maximum Price Regulation, exclusive of all adjustments, for that shoe (as shown on the invoice), and may apply that markup to the cost of the shoe priced under Supplementary Order 162, exclusive of any adjustment permitted by section 3.13 of this order.

(2) *For sales of footwear priced pursuant to section 3.13 of this regulation.* If the shoe being priced is one to which an adjustment permitted by section 3.13 has been added the seller shall compute his adjusted ceiling price as follows:

(i) The seller shall multiply the percentage of the supplier's increase found on the invoice for the footwear being priced by 56 percent.

(ii) The seller shall multiply his ceiling price under the General Maximum Price Regulation or the price found under subparagraph (1), whichever is applicable, by the percentage found in subdivision (i).

(iii) The seller shall add the amount found in subdivision (ii) to the General Maximum Price Regulation price or the price found under subparagraph (1), whichever is applicable. The result is the new adjusted ceiling price.

(c) *Notification.* (1) Each seller making sales at wholesale at adjusted ceiling prices permitted by paragraph (b) must furnish to the purchaser an invoice or similar document showing:

(i) The names and addresses of the purchaser and seller.

(ii) The date and terms of the sale.

(iii) A description sufficient to identify each item of footwear sold, clearly indicating which items were priced pursuant to Supplementary Order 162.

(iv) The quantity of each item sold.

(v) The price of each item not including any adjustments permitted by paragraph (b) (2).

(vi) For items adjusted under paragraph (b) (2) showing also:

(*a*) The percentage by which he increased his ceiling price inclusive of any adjustment under paragraph (b) (1) in accordance with paragraph (b) (2). This percentage must be designated an "OPA Adjustment Change" and may be stated for each item on the invoice, for any group of items for which the increase is uniform, or at the foot of the invoice if more than one item is increased by a uniform percentage and items which are increased by that percentage are clearly indicated.

(*b*) The dollars-and-cents amounts of the adjustments. These may be billed either separately for each item or for groups of items.

(2) In addition, the seller must send to his purchaser on the invoice or attached thereto the following notice:

NOTICE

We are directed by the Office of Price Administration to notify you that if your sales are governed by MPR 580 you may not include as part of your net cost any adjustment charge shown on this invoice (attached to this invoice).

If your sales are governed by the General Maximum Price Regulation you may not increase your ceiling price properly computed under that regulation. If your sales are governed by MPR 210 you must follow the provisions of § 1372.113 of that regulation.

This amendment shall become effective June 21, 1946.

Issued this 21st day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10777; Filed, June 21, 1946; 11:39 a. m.]

[1] 9 F.R. 2117; 10 F.R. 10431, 11033, 12923.

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter I—Interstate Commerce Commission

PART 95—CAR SERVICE

[S. O. 68, Amdt. 12]

FOLLOW-LOT RULE AND TWO-FOR-ONE RULE; EXPIRATION DATE

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 20th day of June A. D. 1946.

Upon further consideration of the provisions of Service Order No. 68 (codified as § 95.15 of Title 49 CFR) as amended (8 F.R. 8513, 14224, 16265; 9 F.R. 7206, 14306; 10 F.R. 6040, 8142, 9720, 12090; 11 F.R. 562) and good cause appearing therefor: *It is ordered*, That:

Service Order No. 68, as amended, be, and it is hereby further amended by substituting the following paragraph (e) for paragraph (e) thereof:

(e) *Expiration date.* This order as amended shall expire at 11:59 p. m., December 31, 1946, unless otherwise modified, changed, suspended or annulled by order of this Commission. (40 Stat. 101, sec. 402, 41 Stat. 476, sec. 4, 54 Stat. 901; 49 U.S.C. 1 (10)–(17))

It is further ordered, That this order shall become effective at 12:01 a. m., June 29, 1946; that a copy of this order and direction shall be served upon each State railroad regulatory body and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-10822; Filed, June 21, 1946; 11:50 a. m.]

PART 95—CAR SERVICE

[4th Rev. S. O. 180, Amdt. 5]

DEMURRAGE CHARGES ON REFRIGERATOR CARS

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 20th day of June A. D. 1946.

Upon further consideration of Fourth Revised Service Order No. 180 (10 F.R. 14970), as amended (11 F.R. 1627, 1991, 3605, 4038), and good cause appearing therefor: *It is ordered*, That:

Fourth Revised Service Order No. 180, as amended, be, and it is hereby, further amended by substituting the following paragraph (a) for paragraph (a) thereof:

Demurrage charges on refrigerator cars. (a) (1) After the expiration of the free time lawfully provided by tariffs (subject to modification by service orders), on a refrigerator car held for orders, bill of lading, payment of freight charges, reconsignment, diversion, reshipment, inspection, forwarding directions, loading or unloading, the demurrage charges shown in paragraph (a) (2) of this order shall be applicable in lieu of tariff charges.

(2) Demurrage charges shall be $2.20 per car per day or a fraction thereof for the first two (2) days; $5.50 per car per day or a fraction thereof for the third

day; $11.00 per car per day or a fraction thereof for the fourth day; $22.00 per car per day or a fraction thereof for the fifth day; and $44.00 per car per day or a fraction thereof for each succeeding day.

It is further ordered, That this amendment shall become effective at 7:00 a. m., July 1, 1946, and the provisions of this amendment shall apply only to cars on which the free time expires on or after the effective date hereof.

It is further ordered, That a copy of this order and direction shall be served upon each State Commission and upon the Association of American Railroads, Car Service Division, as Agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 46-10823; Filed, June 21, 1946; 11:50 a. m.]

PART 95—CAR SERVICE

[S. O. 531-A]

GRAIN PRIORITY FROM COUNTRY ELEVATORS TO TERMINAL ELEVATORS

At a Session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 20th day of June A. D. 1946.

Upon further consideration of Service Order No. 531 (11 F.R. 6685), and good cause appearing therefor; it is ordered, that:

Service Order No. 531, *Grain priority from country elevators to terminal elevators*, be, and it is hereby, vacated and set aside. (40 Stat. 101, Sec. 402; 41 Stat. 476, Sec. 4; 54 Stat. 901; 49 U.S.C. 1 (10)–(17))

It is further ordered, that this order shall become effective at 12:01 a. m., June 21, 1946; that a copy of this order shall be served upon the State railroad regulatory bodies of each State, and upon the Association of American Railroads, Car Service Division, as agent of all railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 46-10824; Filed, June 21, 1946; 11:50 a. m.]

Notices

DEPARTMENT OF AGRICULTURE.

Production and Marketing Administration.

HANDLING OF MILK IN CHICAGO, ILL., MARKETING AREA

NOTICE OF REPORT AND OPPORTUNITY TO FILE WRITTEN EXCEPTIONS TO A PROPOSED AMENDED ORDER AND TO PROPOSED MARKETING AGREEMENT

Pursuant to the rules of practice and procedure governing proceedings to formulate marketing agreements and orders, as amended (7 CFR, Cum. Supp., 900.1 et seq.; 10 F.R. 11791), notice is hereby given of the filing with the hearing clerk of the report of the Assistant Administrator for Regulatory and Marketing Service matters, Production and Marketing Administration, United States Department of Agriculture, with respect to a proposed amended order and to a marketing agreement regulating the handling of milk in the Chicago, Illinois, marketing area, to be made effective pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.). Interested parties may file exceptions to this report with the Hearing Clerk, Office of the Solicitor, Room 1331, South Building, United States Department of Agriculture, Washington 25, D. C., not later than the close of business on the 15th day after the publication of this report in the FEDERAL REGISTER. Exceptions should be filed in quadruplicate.

A public hearing was initiated by the Production and Marketing Administration, United States Department of Agriculture, following receipt of a petition filed by the Pure Milk Association, Inc. The hearing was convened at Chicago, Illinois, on February 19–22, 1946, following the issuance of notice on February 8, 1946 (11 F.R. 1568).

The issues developed at the hearing were primarily concerned with:

(1) An increase in producer returns through the seasonal adjustment of prices;

(2) Definitions of the terms "producer" and "milk";

(3) Powers of the market administrator;

(4) Method of determining classification;

(5) Elimination of special prices for Class I milk for "out of area" and "relief" use;

(6) Revision of the Class IV price formula;

(7) Revision of the plant location adjustment credit to handlers;

(8) Basis of the computation of the Class IV shrinkage allowance;

(9) Allocation of "other source milk" to a handler's lowest-priced class utilization; and

(10) Clarification of various provisions dealing with reports, price calculations, producer payments, and correction of errors.

The conclusions reached with respect to these issues are set forth below:

(1) The differentials over the basic formula price used in computing the Class I milk and Class II milk prices should not be changed at this time;

(2) The term "producer" should be redefined and a definition of the term "milk" should be included for the purpose of clarification of the order;

(3) The market administrator should be granted the authority to make rules and regulations to effectuate the terms and provisions of the order and to recommend amendments thereto;

(4) Buttermilk, fluid skim milk (disposed of through routes, stores, or vendors), flavored milk, and flavored milk drinks for consumption as such should be reclassified from Class II milk to Class I milk and certain products which have appeared in the market but which heretofore have not been specifically named, such as yoghurt, dry ice cream mix, and eggnog, should be classified as Class II milk. Also, the provisions covering certain types of interhandler and "non-handler" transfers should be revised;

(5) The provisions for special "out of area" prices on Class I milk and for a lower price on Class I milk for relief use should be deleted;

(6) The "butter-powder" price formula used to compute the Class IV milk price should be revised to reflect an increased powder yield and a smaller "making" allowance;

(7) The plant location adjustment credits to handlers with respect to milk and cream received at plants beyond 70 miles from the City Hall in Chicago should be revised;

(8) The basis on which the shrinkage allowance in Class IV milk is computed should be revised;

(9) Milk from sources other than producers or handlers should be subtracted from the lowest-priced classification of a handler in determining the classification of producer milk; and

(10) Minor changes and rearrangement of provisions should be made to effect clarification, of the substantive provisions of the order.

The following proposed amended order contains provisions recommended as the detailed means by which the above conclusions may be carried out. The proposed marketing agreement is not set forth in detail in this report because its substantive provisions would be identical to those set forth in the proposed amended order.

Proposed Amended Order

§ 941.1 *Definitions.* The following terms as used herein have the following meanings:

(a) "Act" means Public Act No. 10, 73d Congress, as amended and as reenacted and amended by the Agricultural Marketing Agreement Act of 1937, as amended (7 U. S. C. 1940 ed. 601 *et seq.*).

(b) "Secretary" means the Secretary of Agriculture or such other officer or employee of the United States authorized to exercise the powers and to perform the duties of the said Secretary of Agriculture.

(c) "Chicago, Illinois, marketing area," hereinafter called the "marketing area," means the territory lying within the corporate limits of the cities of Chicago and Evanston, and the territory lying within the corporate limits of the villages of Wilmette, Kenilworth, Winnetka, Glencoe, and Oak Park, all in the State of Illinois.

(d) "Person" means any individual, partnership, corporation, association, or any other business unit.

(e) "Approved plant" means any plant which is approved by any health authority for the receiving of milk which may be disposed of as Class I milk, as defined in § 941.4, in the marketing area.

(f) "Producer" means any person who produces milk which is (1) received at an approved plant directly from the farm where produced, or (2) qualified, upon satisfactory proof furnished to the market administrator, to be received at an approved plant, and is caused by a handler to be delivered for his account to a plant from which no Class I milk or Class II milk is disposed of in the marketing area.

(g) "Handler" means any person, who, on his own behalf or on behalf of others, purchases or receives milk from producers, associations of producers, other handlers, persons producing milk not qualified to be received at an approved plant, or persons operating an unapproved plant, all, or a portion, of which milk is disposed of as Class I milk or Class II milk in the marketing area; and who, on his own behalf or on behalf of others engages in such handling of milk, or cream therefrom, as is in the current of interstate commerce or which directly burdens, obstructs, or affects interstate commerce in milk and its products. This definition shall be deemed to include any person who receives milk from producers at an approved plant from which no Class I milk or Class II milk is disposed of in the marketing area, and any cooperative association or handler with respect to the milk of any producer which it causes to be delivered to a plant from which no Class I milk or Class II milk is disposed of in the marketing area, for the account of such cooperative association or handler.

(h) "Market administrator" means the agency which is described in § 941.2 for the administration hereof.

(i) "Delivery period" means the current marketing period from the first to the last day of each month, both inclusive.

(j) "Cooperative association" means any cooperative association of producers which the Secretary determines to have its entire activities under the control of its members, and to have and to be exercising full authority in the sale of milk of its members.

(k) "Frozen cream" means milk the butterfat from which is held in an approved cold storage warehouse at an average temperature below zero degrees Fahrenheit for seven (7) consecutive days, as shown by charts of a recording thermometer.

(l) "Milk" means whole milk, skim milk, cream, and all dairy products, unless the context manifests a different meaning.

§ 941.2 *Market administrator* — (a) *Selection, removal, and bond.* The agency for the administration hereof shall be a market administrator who shall be a person selected and subject to removal by the Secretary. The market administrator shall, within 45 days following the date upon which he enters upon his duties, execute and deliver to the Secretary a bond, conditioned upon the faithful performance of his duties, in an amount and with surety thereon satisfactory to the Secretary.

(b) *Compensation.* The market administrator shall be entitled to such reasonable compensation as shall be determined by the Secretary.

(c) *Powers.* The market administrator shall have the power to:

(1) Administer the terms and provisions hereof;

(2) Report to the Secretary complaints of violations hereof;

(3) Make rules and regulations to effectuate the terms and provisions hereof; and

(4) Recommend to the Secretary amendments hereto.

(d) *Duties.* The market administrator, in addition to the duties hereinafter described, shall:

(1) Keep such books and records as will clearly reflect the transactions provided for herein;

(2) Submit his books and records to examination by the Secretary at any and all times;

(3) Furnish such information and such verified reports as the Secretary may request;

(4) Obtain a bond with reasonable surety thereon covering each employee who handles funds entrusted to the market administrator;

(5) Publicly disclose, after reasonable notice, the name of any person who has not made reports pursuant to § 941.3, or made payments required by § 941.8;

(6) Prepare and disseminate, for the benefit of producers, consumers, and handlers, such statistics and information concerning the operation hereof as do not reveal confidential information;

(7) Employ and fix the compensation of such persons as may be necessary to enable him to administer the terms and provisions hereof; and

(8) Pay, out of the funds received pursuant to § 941.9, the cost of his bond and of the bonds of such of his employees as handle funds entrusted to the market administrator, his own compensation, and all other expenses which will necessarily be incurred by him for the maintenance and functioning of his office and the performance of his duties.

(e) *Announcement of prices.* The market administrator shall compute and publicly announce prices as follows:

(1) Not later than the 5th day after the end of each delivery period, the prices for all classes of milk pursuant to § 941.5 (b) and the differential pursuant to § 941.8 (c).

(2) Not later than the 14th day after the end of each delivery period, the uniform price computed pursuant to § 941.7 (b).

§ 941.3 *Reports of handlers.*—(a) *Submission of reports.* Each handler shall report to the market administrator, in the detail and on forms prescribed by the market administrator, as follows:

(1) On or before the 7th day after the end of each delivery period, the pounds of milk purchased or received from associations of producers and other handlers and the utilization of such milk classified pursuant to § 941.4 a copy of which report shall be submitted by the purchasing handler to the associations of producers or handlers from whom the milk was purchased.

(2) On or before the 10th day after the end of each delivery period:

(i) The pounds and butterfat test of and the butterfat pounds in, milk received from producers, other handlers, other sources, and own farm production, and

(ii) The utilization of all receipts of milk for the delivery period.

(3) On or before the 10th day after the end of each delivery period, the information required with respect to producer additions and producer withdrawals, and changes in the names of farm operators.

(4) On or before the 25th day after the end of each delivery period, his producer pay roll, which shall show for each producer:

(i) The total delivery of milk with the average butterfat test thereof,

(ii) The net amount of payment to such producer made pursuant to § 941.8,

(iii) Any deductions and charges made by the handler, and

(iv) Such other information with respect thereto as the market administrator may require.

(b) *Verification of reports and payments.* The market administrator shall verify all reports and payments of each handler by audit of such handler's records and of the records of any other handler or person upon whose disposition of milk such handler claims classification, and by such investigation as the market administrator deems necessary. Each handler shall keep adequate records of receipts and utilization of milk and shall, during the usual hours of business, make available to the market administrator such records and facilities as will enable him to:

(1) Verify the receipts and disposition of all milk required to be reported pursuant to this section, and, in case of errors or omissions, ascertain the correct figures;

(2) Weigh, sample, and test for butterfat content the milk received from producers and any product of milk upon which classification depend; and

(3) Verify the payments to producers prescribed in § 941.8.

§ 941.4 *Classification of milk.*—(a) *Basis of classification.* All milk purchased, received, or produced by a handler, or caused to be delivered by him in the manner described in § 941.1 (g), shall be reported by the handler in the classes set forth in (b) of this section: *Provided*, That (1) any milk moved as fluid milk from an approved plant to a plant at which the handling of milk is subject to pricing and payment under any marketing agreement or order issued pursuant to the act for any other fluid milk mar-

keting area shall be classified as Class I milk, and any milk so moved as fluid cream shall be classified as Class II milk. If satisfactory proof is furnished to the market administrator that such fluid milk or fluid cream was in excess of the total amount used in Class I milk or Class II milk, respectively (as defined in (b) of this section), at the latter plant, such excess shall be classified according to its utilization. If this subparagraph is applicable, then (2), (3), (4), and (5) hereof do not apply.

(2) Any milk moved as fluid milk from an approved plant to any point located outside the following area (hereinafter referred to as the "surplus milk manufacturing area"), shall be classified as Class I milk and any milk so moved as fluid cream shall be classified as Class II milk: the State of Wisconsin, the counties of Jo Daviess, Stephenson, Winnebago, Boone, McHenry, Lake, Carroll, Ogle, De Kalb, Kane, Cook, Du Page, Whiteside, Lee, Rock Island, Henry, Bureau, Putnam, La Salle, Kendall, Grundy, Will, Kankakee, Peoria, McLean, Champaign, and Shelby, in the State of Illinois, the counties of Lake, Newton, Porter, Jasper, La Porte, Starke, Pulaski, St. Joseph, Marshall, Fulton, Kosciusko, Wabash, and Elkhart, in the State of Indiana, and the counties of Ottawa, Kent, Allegan, Barry, Calhoun, St. Joseph, Van Buren, Kalamazoo, Cass, and Berrien, in the State of Michigan.

(3) Any milk moved as fluid milk or fluid cream from an approved plant to an unapproved plant located within the surplus milk manufacturing area, which manufactured during the delivery period butter, cheese (except cottage cheese), evaporated milk, condensed milk, whole milk powder, or ice cream powder shall be classified under (b) of this section according to its utilization at the latter plant.

(4) Any milk moved as fluid milk from an approved plant to any unapproved plant located within the surplus milk manufacturing area which did not manufacture any of the products named in (3) of this paragraph during the delivery period shall be classified as Class I milk, and any milk so moved as fluid cream shall be classified as Class II milk.

(5) Any milk moved from an approved plant to an approved plant of another handler shall be reported as Class I milk if moved as fluid milk or fluid skim milk, and shall be reported as Class II milk if moved as fluid cream, unless utilization in another class is indicated in writing to the market administrator by both handlers on or before the 10th day after the end of the delivery period within which such transfer was made, but in no event shall the amount so reported in any class exceed the total use in such class by the receiving handler.

(b) *Classes of utilization.* Subject to the conditions set forth in (a), (c), (d), (e), and (f) of this section, the classes of utilization of milk shall be as follows:

(1) Class I milk shall be (i) all milk disposed of as fluid milk, buttermilk, flavored milk or flavored milk drinks, (ii) all milk disposed of as fluid skim milk by handlers through routes, stores, or vendors, and (iii) all other milk not accounted for as Class II milk, Class III milk, or Class IV milk, except that this definition shall not include milk disposed of in bulk as any product mentioned in (i) or (ii) of this subparagraph to bakeries, soup companies, and candy manufacturing establishments, in their capacity as such.

(2) Class II milk shall be all milk the butterfat from which is contained in sweet or sour cream, any fluid cream products having more than 6 percent butterfat, butter cream, filled cream, frozen cream, eggnog, yoghurt, ice cream, ice cream mix (liquid or powder), cottage cheese, and any other milk product of composition and texture similar to any of the products named in this subparagraph, except that this definition shall not include butterfat in cream, fluid cream products, filled cream, and cottage cheese disposed of in bulk to bakeries, soup companies, and candy manufacturing establishments, in their capacity as such.

(3) Class III milk shall be all milk the butterfat from which is contained in a product other than those included in Class I milk, Class II milk, or Class IV milk, and all milk the butterfat from which is contained in products disposed of in bulk to bakeries, soup companies, and candy manufacturing establishments pursuant to the exceptions in (1) and (2) of this paragraph.

(4) Class IV milk shall be all milk the butterfat from which is:

(i) Contained in butter and cheese (except cottage cheese);

(ii) Contained in inventory variation; and

(iii) Actual shrinkage, but in an amount not to exceed one-half percent of the total pounds of butterfat received directly from producers plus 1½ percent of the total pounds of butterfat received from all sources which were not disposed of to an approved plant of another handler or to an unapproved plant: *Provided*, That such shrinkage shall be allowed in this class only if records of utilization satisfactory to the market administrator are available.

(c) *Responsibility of handlers.* In establishing classification the responsibility of handlers shall be as follows: Any milk received from producers shall be classified as Class I milk unless the handler who receives such milk directly from producers proves to the satisfaction of the market administrator that such milk should be classified in another class without regard to whether such milk has been used or disposed of (whether in original or other form) by such handler, by any other handler(s), or by any unapproved plant(s).

(d) *Correction of classification and reclassification of milk.* (1) The classification of any milk shall be corrected by the market administrator if upon his audit it is found that such classification was reported incorrectly or incompletely by the handler.

(2) Except as set forth in (1), (2), and (4) of (a) of this section, any milk reported by a handler as having been used or disposed of in any class which is found by the market administrator to have been reused or redisposed of (whether in original or other form) in a different class by such handler by any other handler(s), or by any unapproved plant(s), shall be reclassified by the market administrator in accordance with such latter use or disposition.

(3) If, in applying the provisions of (1) and (2) of this paragraph, the ultimate use or disposition of the affected milk was at a plant purchasing or receiving milk from more than one handler, the market administrator may assign the change or correction in classification to the milk of the major supplying handler(s), but not to an extent greater than the amount of milk furnished by such supplying handler(s).

(4) If the application of the provisions of (1) or (2) of this paragraph discloses a higher classification than that reported pursuant to § 941.3 (a) (1) with respect to milk purchased by a handler from a cooperative association, the market administrator shall notify the purchasing handler of such change and of the amount of money involved and such handler shall within five days after notification by the market administrator pay to such cooperative association the amount involved.

(e) *Computation of milk in each class.* For each delivery period, each handler shall compute, in the manner and on forms prescribed by the market administrator, the amount of milk in each class, as follows:

(1) Determine the total pounds of milk received from producers, his own farm production, other handlers, other sources, and add together the resulting amounts;

(2) Determine the total pounds of butterfat received as follows: multiply by its average butterfat test the weight of milk received from producers, his own farm production, other handlers, and other sources, and add together the resulting amounts;

(3) Determine the total pounds of milk in Class I as follows:

(i) Convert to pounds on the basis of 2.15 pounds per quart (in the case of flavored milk and flavored milk drinks 2 pounds per quart) the volume disposed of in each of the several items of Class I milk;

(ii) Multiply each of the resulting amounts by its average butterfat test; and add the results so obtained;

(iii) If the total pounds of butterfat so computed when added to the sum of the pounds of butterfat computed pursuant to (4) (ii), (5) (ii), and (6) (vii) of this paragraph are less than the total pounds of butterfat computed pursuant to (2) of this paragraph, divide the difference by 3.5 percent; and

(iv) Add together the results obtained pursuant to (i) and (iii) of this subparagraph;

(4) Determine the total pounds of milk in Class II as follows:

(i) Multiply the actual weight of each of the several items of Class I milk by its average butterfat test;

(ii) Add together the resulting amounts; and

(iii) Divide the result obtained in (ii) of this subparagraph by 3.5 percent;

(5) Determine the total pounds of milk in Class III as follows:

(i) Multiply the actual weight of each of the several items of Class III milk by its average butterfat test;

(ii) Add together the resulting amounts; and

(iii) Divide the result obtained in (ii) by this subparagraph by 3.5 percent;

(6) Determine the total pounds of milk in Class IV as follows:

(i) Multiply the actual weight of each of the several items of Class IV milk by its average butterfat test;

(ii) Determine the difference in pounds of butterfat contained in inventories at the beginning and end of the delivery period;

(iii) Add together the pounds of butterfat obtained in (i) and (ii) of this subparagraph;

(iv) Add the total pounds of butterfat in Class I milk, Class II milk, and Class III milk computed pursuant to (d) (3) (ii), (d) (4) (ii), and (d) (5) (ii) of this section to the total pounds of butterfat computed pursuant to (iii) of this subparagraph;

(v) Subtract the total pounds of butterfat computed pursuant to (iv) of this subparagraph from the total pounds of butterfat computed pursuant to (2) of this paragraph, and the difference between the two amounts so computed shall be the pounds of butterfat in actual shrinkage;

(vi) Determine the maximum number of pounds of butterfat shrinkage in Class IV milk by multiplying by 1½ percent the pounds of butterfat received from all sources which were not disposed of to other handlers or to unapproved plants, and adding such amount to the result obtained by multiplying by ½ percent the pounds of butterfat received directly from producers: *Provided*, That the pounds determined pursuant to this subdivision shall be zero if records of utilization satisfactory to the market administrator are not available;

(vii) Add to the amount computed pursuant to (iii) of this subparagraph the smaller of the amounts determined pursuant to (v) or (vi) of this subparagraph; and

(viii) Divide the pounds of butterfat obtained in (vii) of this subparagraph by 3.5 percent; and

(7) Determine the pounds of overrun as follows: In the event the pounds of butterfat computed pursuant to (6) (iv) of this paragraph are greater than the pounds of butterfat computed pursuant to (2) of this paragraph, subtract the smaller amount from the larger amount and divide the result by 3.5 percent.

(f) *Allocation of milk classified.* The pounds of milk remaining in each class after making the following computations shall be the pounds of "net pooled milk" in such class:

(1) Subtract from the pounds of milk in each class the pounds of milk received from other handlers and assigned to such class;

(2) Subtract from the remaining pounds of milk in each class, in series beginning with the lowest-priced class, the pounds of milk received from sources other than producers or handlers;

(3) Subtract from the remaining pounds of milk in each class, in series beginning with the lowest-priced class, the pounds of overrun; and

(4) In the event the total pounds of milk remaining in the several classes is greater, or less, than the pounds of milk received from producers (including the handler's own farm production), reconciliation shall be effected by respectively deducting such difference from, or adding such difference to, the pounds of milk in Class IV milk.

§ 941.5 *Minimum prices.* — (a) *Basic formula price.* For each delivery period the basic formula price to be used in determining the prices of Class I milk and Class II milk shall be the highest of the prices per hundredweight of milk of 3.5 percent butterfat content computed by the market administrator pursuant to (1), (2), and (3) of this paragraph:

(1) The average of the prices per hundredweight ascertained to have been paid during such delivery period to farmers for milk containing 3.5 percent butterfat at each of the following listed manufacturing plants or places for which prices are reported to the United States Department of Agriculture or to the market administrator:

Companies and Location
Borden Company: Black Creek, Wis.
Borden Company: Greenville, Wis.
Borden Company: Mt. Pleasant, Mich.
Borden Company: New London, Wis.
Borden Company: Orfordville, Wis.
Carnation Company: Berlin, Wis.
Carnation Company: Jefferson, Wis.
Carnation Company: Chilton, Wis.
Carnation Company: Oconomowoc, Wis.
Carnation Company: Richland Center, Wis.
Carnation Company: Sparta, Mich.
Pet Milk Company: Belleville, Wis.
Pet Milk Company: Coopersville, Mich.
Pet Milk Company: Hudson, Mich.
Pet Milk Company: New Glarus, Wis.
Pet Milk Company: Wayland, Mich.
White House Milk Company: Manitowoc, Wis.
White House Milk Company, West Bend, Wis.

(2) The price per hundredweight resulting from the following formula:

(i) Multiply the average wholesale price per pound of 92-score butter at Chicago for the delivery period as reported by the United States Department of Agriculture, by six (6);

(ii) Add 2.4 times the average weekly prevailing price per pound of "Twins" during the delivery period on the Wisconsin Cheese Exchange at Plymouth, Wisconsin: *Provided*, That if the price of "Twins" is not quoted on the Wisconsin Cheese Exchange the weekly prevailing price of "Cheddars" shall be deemed to be the prevailing price for "Twins" and shall be used in determining the price pursuant to this formula;

(iii) Divide by seven (7);

(iv) Add 80 percent thereof; and

(v) Multiply by 3.5.

(3) The price per hundredweight computed from the following formula: multiply by 3.5 the average price per pound of 92-score butter at wholesale in the Chicago market, as reported by the United States Department of Agriculture for the delivery period during which such milk was received, add 20 percent thereof, and make the following adjustment by adding 3¾ cents per hundredweight for each full one-half cent that the price of nonfat dry milk solids for human consumption is above 5 cents per pound, or subtracting 3¾ cents per hundredweight for each full one-half cent that the price of such nonfat dry milk solids is below 5 cents per pound. For purposes of determining this adjustment the price per pound of nonfat dry milk solids to be used shall be the average of the carlot prices for nonfat dry milk solids for human consumption, f. o. b. manufacturing plant, as published by the United States Department of Agriculture for a Chicago area during the delivery period, including in such average the quotations published for any fractional part of the previous delivery period which were not published and available for the price determination of such nonfat dry milk solids for the previous delivery period. In the event the United States Department of Agriculture does not publish carlot prices for nonfat dry milk solids for human consumption, f. o. b. manufacturing plant, the average of the carlot prices for nonfat dry milk solids for human consumption, delivered at Chicago, shall be used. In the latter event the following adjustment shall be made by adding 3¾ cents per hundredweight for each full one-half cent that the price of nonfat dry milk solids for human consumption, delivered at Chicago, is above 6 cents per pound, or subtracting 3¾ cents per hundredweight for each full one-half cent that such price of nonfat dry milk solids is below 6 cents per pound.

(b) *Class prices.* Subject to the appropriate location adjustment credit set forth in (c) of this section, each handler, at the time and in the manner set forth in § 941.8, shall pay per hundredweight of milk purchased or received during each delivery period from producers or from cooperative associations, not less than the prices set forth below in this paragraph:

(1) *Class I milk.* The price for Class I milk shall be the basic formula price plus 70 cents, except that during the delivery periods of May and June the price for Class I milk shall be the basic formula price plus 50 cents.

(2) *Class II milk.* The price for Class II milk shall be the basic formula price plus 32 cents, except that during the delivery periods of May and June the price for Class II milk shall be the basic formula price plus 20 cents.

(3) *Class III milk.* The price for Class III milk shall be the same as the basic formula price.

(4) *Class IV milk.* The price for Class IV milk shall be the same as the price computed pursuant to (a) (3) of this section.

(c) *Location adjustment credit to handlers.* (1) The location adjustment credit with respect to that portion of milk received directly from producers at an approved plant (i) which is moved in the form of fluid milk or fluid skim milk from such approved plant to a plant engaged in the bottling of fluid milk, which is located less than 70 miles from the City Hall in Chicago, or (ii) which is classified as Class I milk but did not move in the

manner described in (i) of this subparagraph or in (2) (i) of this paragraph, shall be 1½ cents per hundredweight for each 15 miles or fraction thereof that such approved plant is located more than 70 miles by rail or highway, whichever is shorter, from the City Hall in Chicago.

(2) The location adjustment credit with respect to that portion of milk received directly from producers at an approved plant (i) which is moved in the form of fluid cream from such approved plant to a plant, engaged in the bottling of fluid milk or fluid cream or in the manufacturing of ice cream or ice cream mix, which is located less than 70 miles from the City Hall in Chicago, or (ii) which is classified as Class II milk but did not move in the manner described in (1) (i) of this paragraph or in (i) of this subparagraph, shall be the rate per hundredweight specified in the following table:

Shorter Distance by Rail or Highway From Approved Plant to the City Hall in Chicago

	Cents per hundredweight of fluid cream
0 to 70 miles	0
70.1 to 85 miles	5
85.1 to 115 miles	10
115.1 to 175 miles	15
175.1 to 220 miles	20
220.1 to 250 miles	25
250.1 to 325 miles	30
325.1 or over	40

(3) The burden rests upon the handler who received the milk from producers to prove to the market administrator that the conditions required for the receiving of location adjustment credits have been fulfilled.

(d) *Adjustment of class prices by Secretary.* Whenever the Secretary finds and announces that the Class I or Class II price determined pursuant to this section is not in accord with the public interest, the applicable price for the delivery period shall be the same as the price for the same class for the delivery period immediately preceding.

(e) *Emergency price provision.* Whenever the provisions hereof require the market administrator to use a specific price (or prices) for milk or any milk product for the purpose of determining class prices or for any other purpose, the market administrator shall add to the specified price the amount of any subsidy, or other similar payment, being made by any Federal agency in connection with the milk, or product, associated with the price specified: *Provided,* That if for any reason the price specified is not reported or published as indicated, the market administrator shall use the applicable maximum uniform price established by regulations of any Federal agency plus the amount of any such subsidy or other similar payment: *Provided further,* That if the specified price is not reported or published and there is no applicable maximum uniform price, or if the specified price is not reported or published and the Secretary determines that the market price is below the applicable maximum uniform price, the market administrator shall use a price determined by the Secretary to be equivalent to or comparable with the price specified.

§ 941.6 *Application of provisions*—(a) *Handlers who are also producers.* No provision hereof shall apply to a handler whose sole sources of supply are receipts from his own production and from other handlers, except that such handlers shall make reports to the market administrator at such time and in such manner as the market administrator may request.

(b) *Payment for milk received from sources determined as other than from producers or other handlers.* The market administrator in computing the value of milk for each handler pursuant to § 941.7 shall add an amount determined by multiplying the pounds of milk purchased or received from sources determined as other than producers or other handlers by the difference between the value of such milk pursuant to its classification in § 941.4 (f) (2) and the value of such milk at the price for Class IV milk. This provision shall not apply if such handler can prove to the market administrator that such milk was used for purposes which did not violate any regulations issued by the various health authorities in the marketing area.

(c) *Payment for overrun.* The market administrator in computing the value of milk for each handler pursuant to § 941.7 shall add an amount determined by multiplying the pounds of overrun pursuant to § 941.4 (e) (7) by the appropriate price pursuant to its classification in § 941.4 (f) (3).

§ 941.7 *Determination of uniform price*—(a) *Net pool obligation of handlers.* The market administrator shall on or before the 14th day of each delivery period examine for mathematical correctness and obvious errors the report of receipts and utilization submitted by each handler for the preceding delivery period and shall make such corrections as such examination shall indicate to be appropriate. The net pool obligations of each handler for milk received from producers during each delivery period shall be a sum of money computed for such delivery period as follows:

(1) Multiply the net pooled milk in each class by the applicable class price and add together the resulting amounts;

(2) Add the amount of any payments required to be made pursuant to § 941.6; and

(3) Subtract the aggregate of the values of all location adjustment credits computed at the applicable rates set forth in § 941.5 (c).

(b) *Computation of the uniform price.* The market administrator shall compute the uniform price per hundredweight of milk for each delivery period in the following manner:

(1) Combine into one total the net pool obligation of all handlers, computed pursuant to (a) of this section;

(2) Add the aggregate of the values of all allowable location adjustments computed at the applicable rates as set forth in § 941.8 (b);

(3) Add the amount of cash balance in the producer-settlement fund;

(4) Divide the result by the total hundredweight of net pooled milk of all handlers whose net pool obligations are included pursuant to (1) of this paragraph; and

(5) Subtract not less than 4 cents nor more than 5 cents to provide against the contingency of errors in reports and payments or of delinquencies in payments by handlers. The result shall be known as the uniform price for milk containing 3.5 percent butterfat received from producers at plants located not more than 70 miles from the City Hall in Chicago.

§ 941.8 *Payment for milk*—(a) *Time and method of payment.* (1) On or before the 15th day after the end of each delivery period each handler shall pay to each cooperative association which is also a handler, for milk purchased or received from it during the delivery period, an amount of money representing not less than the total value of such milk computed by multiplying the pounds of such milk in each class by the applicable class price subject to the location adjustment credit pursuant to § 941.5 (c) and to a butterfat differential computed as in (c) of this section.

(2) On or before the 18th day after the end of each delivery period each handler shall pay to each producer, for milk purchased or received from him during such delivery period, an amount of money representing not less than the total value of such milk, at the uniform price per hundredweight, and subject to the appropriate location adjustments and butterfat differential set forth in this section: *Provided,* That if by such date such handler has not received full payment for such delivery period pursuant to (f) of this section, he may reduce such payments uniformly per hundredweight for all producers by an amount not in excess of the per hundredweight reduction in payment from the market administrator; however, the handler shall make such balance of payment to those producers to whom it is due on or before the date for making payments pursuant to this paragraph next following that on which such balance of payment was received from the market administrator.

(b) *Location adjustment to producers.* In making payment to producers pursuant to (a) (2) of this section, handlers shall deduct per hundredweight with respect to all milk purchased or received from producers, at a plant located more than 70 miles by rail or highway, whichever is the shorter, from the City Hall in Chicago, the amount specified as follows:

	Cents per hundredweight
Within 70.1 to 85 miles	2
Within 85.1 to 100 miles	4
Within 100.1 to 115 miles	6
Within 115.1 to 130 miles	8
Within 130.1 to 145 miles	10
Within 145.1 to 160 miles	12
Within 160.1 to 175 miles	14

For each 15 miles or part thereof beyond 175 miles from the City Hall in Chicago, an additional one-half cent per hundredweight.

(c) *Butterfat differential to producers.* For each one-tenth of 1 percent above or below 3.5 percent in average butterfat content of milk delivered by any producer during any delivery period, the uniform price paid to such producer shall be plus or minus, as the case may be, an amount computed as follows: to the average price per pound of 92-score butter at wholesale in the Chicago market, as reported by the United States Department of Agriculture for the delivery period during which the milk was received, add 20 percent, divide the result obtained by 10, and adjust to the nearest $\frac{1}{10}$ cent.

(d) *Producer-settlement fund.* The market administrator shall establish and maintain a separate fund known as the "producer-settlement fund" into which he shall deposit all payments made by handlers pursuant to (e) and (g) of this section and out of which he shall make all payments to handlers pursuant to (f) and (g) of this section: *Provided,* That the market administrator shall offset any such payment due to any handler against payments due from such handler. Immediately after computing the uniform price for each delivery period, the market administrator shall compute the amount by which each handler's net pool obligation is greater or less than the sum obtained by multiplying such handler's net pooled milk by the uniform price subject to the location adjustment pursuant to (b) of this section and shall enter such amount on such handler's account as a pool debit or pool credit, as the case may be, and shall render such handler a transcript of his account.

(e) *Payments to the producer-settlement fund.* On or before the 16th day after the end of each delivery period each handler shall make full payment to the market administrator of any pool debit balance shown on the account rendered, pursuant to (d) of this section, for the preceding delivery period.

(f) *Payments out of the producer-settlement fund.* On or before the 17th day after the end of each delivery period, the market administrator shall pay to each handler the pool credit balance shown on the account rendered, pursuant to (d) of this section, if any, for the preceding delivery period, less any unpaid obligations of the handler, pursuant to §§ 941.9 and 941.10 and (e) and (g) of this section. If at such time the balance in the producer-settlement fund is insufficient to make all payments pursuant to this paragraph, the market administrator shall reduce uniformly such payments and shall complete such payments as soon as the necessary funds are available.

§ 941.9 *Expense of administration*—(a) *Payments by handlers.* As his prorata share of the expense of administration hereof each handler shall pay to the market administrator, on or before the 18th day after the end of each delivery period, a sum not exceeding 2 cents per hundredweight with respect to all milk purchased or received by him during such delivery period from producers, from sources other than producers or other handlers, or from his own farm production the exact sum to be determined by the market administrator, subject to review by the Secretary: *Provided,* That each handler, which is a cooperative association shall pay such prorata share of expense of administration only on that milk of producers actually received at an approved plant of such cooperative association, or caused to be delivered by such cooperative association to a plant from which no fluid milk or fluid cream is disposed of in the marketing area.

(b) *Suits by market administrator.* The market administrator may maintain a suit in his own name against any handler for the collection of such handler's pro rata share of expense set forth in this section.

§ 941.10 *Marketing services*—(a) *Marketing service deduction.* In making payments to producers pursuant to § 941.8 (a) (2), each handler, with respect to all milk received from each producer during each delivery period, at a plant not operated by a cooperative association of which such producer is a member, shall, except as set forth in (b) of this section, deduct 3 cents per hundredweight, or such lesser amount as the market administrator shall determine to be sufficient, such determination to be subject to review by the Secretary, and shall, on or before the 18th day after the end of such delivery period, pay such deductions to the market administrator. Such monies shall be expended by the market administrator for verification of weights, samples, and tests of milk received from such producers and in providing for market information to such producers. The market administrator may contract with an association or associations of producers for the furnishing of the whole or any part of such services to, or with respect to, the milk received from such producers.

(b) *Marketing service deductions with respect to members of a producers' cooperative association.* In the case of producers whose milk is received at a plant not operated by a cooperative association of which such producers are members and for whom a cooperative association is actually performing the services set forth in (a) of this section, each handler shall, in lieu of the deductions specified in (a) of this section, make such deductions from payments made pursuant to § 941.8 (a) (2) as may be authorized by such producers, and pay over on or before the 18th day after the end of each delivery period such deductions to the associations rendering such service of which such producers are members.

§ 941.11 *Adjustment of accounts*—(a) *Payments.* (1) Whenever audit by the market administrator of any handler's reports, books, records, or accounts discloses adjustments to be made, for any reason, which result in monies due (i) the market administrator from such handler, (ii) such handler from the market administrator, or (iii) any producer or cooperative association from such handler, the market administrator shall promptly notify such handler of any such amount due.

(2) Payments resulting from adjustments under (1) of this paragraph shall be made on or before the next date for making payments to producers following notification by the market administrator or within 5 days following notification by the market administrator if payment is due (i) the market administrator from a handler, (ii) a handler from the market administrator, or (iii) any cooperative association which is a handler from another handler.

§ 941.12 *Market advisory committee.* (a) Subsequent to the effective date hereof, the market administrator may select a representative committee of the industry for purposes (1) of recommendation of amendments to this order, and (2) for conference, counsel, and advice.

§ 941.13 *Effective time, suspension, or termination of order*—(a) *Effective time.* The provisions hereof, or any amendment hereto, shall become effective at such time as the Secretary may declare and shall continue in force until suspended, or terminated, pursuant to paragraph (b) of this section.

(b) *Suspension or termination of order.* The Secretary may suspend or terminate this order or any provision hereof whenever he finds that this order or any provision hereof obstructs or does not tend to effectuate the declared policy of the act. This order shall, in any event, terminate whenever the provisions of the act authorizing it cease to be in effect.

(c) *Continuing power and duty of the market administrator.* If upon the suspension or termination of any or all provisions hereof, there are any obligations arising hereunder, the final accrual or ascertainment of which requires further acts by any handler, by the market administrator, or by any other person, the power and duty to perform such further acts shall continue notwithstanding such suspension or termination: *Provided,* That any such acts required to be performed by the market administrator shall, if the Secretary so directs, be performed by such other person, persons, or agency as the Secretary may designate.

(d) The market administrator, or such other person as the Secretary may designate, shall:

(i) Continue in such capacity until removed by the Secretary;

(ii) From time to time account for all receipts and disbursements, and when so directed by the Secretary deliver all funds on hand, together with the books and records of the market administrator or such person, to such person as the Secretary shall direct; and

(iii) If so directed by the Secretary, execute such assignments or other instruments necessary or appropriate to vest in such person full title to all funds, property, and claims vested in the market administrator or such person pursuant thereto.

(e) *Liquidation after suspension or termination.* Upon the suspension or termination of any or all provisions hereof the market administrator, or such person as the Secretary may designate, shall, if so directed by the Secretary, liquidate the business of the market administrator's office and dispose of all funds and property then in his possession or under his control, together with claims for any funds which are unpaid or owing at the time of such suspension or termination. Any funds collected pursuant to the provisions hereof, over and above the amounts necessary to meet

outstanding obligations and the expenses necessarily incurred by the market administrator or such person in liquidating and distributing such funds, shall be distributed to the contributing handlers and producers in an equitable manner.

§ 941.14 *Agents.* The Secretary may, by designation in writing, name any officer or employee of the United States, or name any bureau or division of the United States Department of Agriculture, to act as his agent or representative in connection with any of the provisions hereof.

This report filed at Washington, D. C., this 20th day of June 1946.

[SEAL] E. A. MEYER,
Assistant Administrator for Regulatory and Marketing Service Matters, Production and Marketing Administration.

[F. R. Doc. 46-10725; Filed, June 20, 1946; 4:42 p. m.]

FEDERAL COMMUNICATIONS COMMISSION.

[Docket No. 7356]

FOSTORIA BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Laurence W. Harry, tr/as Fostoria Broadcasting Company, Fostoria, Ohio, for construction permit; Docket No. 7356, File No. B2-P-P-4430.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 13th day of June 1946;

The Commission having under consideration the above-entitled application, as amended, requesting a construction permit for a new standard broadcasting station to operate on 1510 kc, with 250 w. power, daytime only, at Fostoria, Ohio;

It appearing, that the Commission on February 27, 1946, designated for hearing in a consolidated proceeding the applications of Mansfield Journal Company (File No. B2-P-4275; Docket No. 7417) requesting a construction permit for a new standard broadcast station to operate on 1510 kc, with 250 w. power, daytime only, at Mansfield, Ohio; and Lorain Journal Company (File No. B2-P-4276; Docket No. 7418) requesting a construction permit for a new standard broadcast station to operate on 1140 kc, with 250 w. power, daytime only, at Loraine, Ohio;

It is ordered, That the said application of Laurence W. Harry, tr/as Fostoria Broadcasting Company be, and it is hereby, designated for hearing in the above consolidated proceeding upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in the pending applications of Mansfield Journal Company (File No. B2-P-4275, Docket No. 7417) and Lorain Journal Company (File No. B2-P-4276, Docket No. 7418) or in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's Rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

7. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

It is further ordered, That the orders heretofore issued designating for hearing the applications of Mansfield Journal Company and Lorain Journal Company, be, and the same are hereby amended to include the application of Laurence W. Harry, tr/as Fostoria Broadcasting Company (File No. B2-P-4430, Docket No. 7356).

It is further ordered, That the said hearing be held on June 19, 1946, at Fostoria, Ohio.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-10756; Filed, June 21, 1946; 10:21 a. m.]

[Docket No. 7620]

EDWARD J. NOBLE AND AMERICAN BROADCASTING CO., INC.

ORDER DESICNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re: application of Edward J. Noble and American Broadcasting Company, Inc., for transfer of control; Docket No. 7620, File No. B1-TC-493.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 6th day of June 1946.

The Commission having under consideration the above-entitled application for transfer of control of American Broadcasting Company, Inc., and

The Commission not being satisfied that it is in possession of full information with respect thereto, as required by the Communications Act of 1934, and that public interest would be served by a grant thereof,

It is ordered, That the application be, and the same is hereby, designated for hearing, before the Commission en banc, in a consolidated proceeding with the application (B2-TC-490) for transfer of control of King-Trendle Broadcasting Corporation, to be held at 10 a. m. on the 9th day of July 1946, upon the following issues:

1. To obtain full information as to the effects of the proposed plan of recapitalization upon the finances, ownership, control, and existing operations and services of stations licensed to the American Broadcasting Company, Inc.

2. To determine the effects of the Company's plan of recapitalization on its future plans for FM, television and other projected betterments of facilities.

3. To determine whether any profits are expected to be derived from the plan by the licensee or its stockholders.

4. To obtain full information with respect to the proposed acquisition of control over King-Trendle Broadcasting Corporation (WXYZ and WOOD), plans for the sale of WOOD and what profits, if any, would be received therefrom.

5. To determine whether the sale of stock by the American Broadcasting Company, Inc. to stations affiliated therewith would tend to, or result in, an extension of such affiliation contracts beyond the period of two years, contrary to the intent of the Commission's network regulations (see Rule 3.103).

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-10757; Filed, June 21, 1946; 10:21 a. m.]

[Docket No. 7621]

SKY WAY BROADCASTING CORP.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Sky Way Broadcasting Corporation, Columbus, Ohio, for construction permit; Docket No. 7621, File No. B2-P-4824.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 6th day of June 1946;

The Commission having under consideration the above-entitled application requesting a construction permit for a new standard broadcast station to operate on the frequency 1150 kc, 5 kw day, 1 kw night, with directional antenna for both day and night use.

It appearing, that the Commission on March 27, 1946, designated for hearing in a consolidated proceeding the applications of WOOP, Inc. (File No. B2-P-3987; Docket No. 6824) requesting a construction permit for a new standard broadcast station to operate on the frequency 1150 kc, 5 kw, unlimited time, with a directional antenna, at Dayton, Ohio; KSAL, Inc. (KSAL) (File No B4-P-4361; Docket No. 7490) requesting a construction permit to increase power to 5 kw, and install new transmitter at changed location, operating on the frequency 1150 kc at Salina, Kansas; and

Northwestern Ohio Broadcasting Corporation (File No. B2-P-4447; Docket No. 7357) requesting a construction permit for a new standard broadcast station to operate on the frequency 1150 kc, 1 kw, unlimited time, with directional antenna, at Lima, Ohio;

It is ordered, That the said application of Sky Way Broadcasting Corporation be, and it is hereby, designated for hearing in the above consolidated proceeding upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, its officers, directors and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing or proposed broadcast services and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

6. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

7. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

It is further ordered, That the Bills of Particulars heretofore issued in connection with the applications of WOOP, Inc. (File No. B2-P-3987; Docket No. 6824), Fostoria Broadcasting Corporation (File No. B2-P-4430; Docket No. 7356), Northwest Ohio Broadcasting Corporation (File No. B2-P-4447; Docket No. 7357) and KSAL, Inc. (KSAL) (File No. B4-P-4364; Docket No. 7490) be, and the same are hereby amended to include the application of Sky Way Broadcasting Corporation (File No. B2-P-4824; Docket No. 7621).

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-10758; Filed, June 21, 1946; 10:21 a. m.]

[No. 93379]

SPECIAL TEMPORARY AUTHORIZATIONS

TIME FOR FILING REQUESTS

MAY 24, 1946.

The Commission has noted the large number of requests for special temporary authorizations filed the same day or the day before the proposed program. In this connection, the attention of station licensees is directed to § 1.365 (a) (1) of the Commission's rules which provides that such requests will not be considered unless: "It is received by the Commission at least 10 days previous to the date of proposed operation: *Provided, however*, That any such request received within less than 10 days may be accepted upon due showing of sufficient reasons for the delay in submitting such request."

The Commission recognizes the fact that licensees may not have much notice of a special event which they may desire to broadcast, and in its rules has provided for such contingencies. However, unless there is sufficient time for the Commission to act upon the request and for a reply to be received by a licensee, a late filing may make it impossible for the licensee to receive notice of authorization in the event of a grant. It is accordingly urged that in submitting their requests, licensees make due allowances for the time factors involved.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-10759; Filed, June 21, 1946; 10:21 a.m.]

OFFICE OF PRICE ADMINISTRATION.

[Rev. SO 119, Order 264]

REPUBLIC STEEL CORP.

ESTABLISHMENT OF MAXIMUM PRICES

Order No. 264 under Revised Supplementary Order No. 119. Republic Steel Corporation, Berger Manufacturing Division, Canton, Ohio. Docket No. 6123-SO 119-147.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 13 of Revised Supplementary Order No. 119, it is ordered:

(a) *Maximum prices for the Republic Steel Corporation, Berger Manufacturing Division of Canton, Ohio.* (1) The above manufacturer may determine his maximum prices for his lines of fabricated steel cabinets by increasing by the following percentages his prices on these items in effect on October 1, 1941 to each class of purchaser: fabricated steel kitchen cabinets, 20.7 percent; fabricated steel undersink cabinets, 20.3 percent.

(2) Since the provisions of this order are not intended to reduce properly established maximum prices, the manufacturer may continue to use as his maximum prices to each class of purchaser his properly established prices in effect under Maximum Price Regulation No. 591 in the event that such prices exceed the prices in effect to each class of purchaser on October 1, 1941 plus the increase provided for in (1) above.

(3) The maximum prices set forth above shall be subject to discounts and allowances including transportation allowances and price differentials which are at least as favorable as those the manufacturer extended or rendered or would have extended or rendered to each class of purchaser on commodities in the same general category during March 1942.

(b) *Resellers' maximum prices.* All resellers of the commodities covered by this order (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their presently established maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted the manufacturer by this order.

(c) *Notification to all purchasers.* The manufacturer shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first invoice after the adjustment granted by this order is put into effect:

Order No. 264 under Revised Supplementary order No. 119 authorizes the following percentage increase in October 1, 1941 net prices for sales of fabricated steel cabinets manufactured by this company: fabricated steel kitchen cabinets, 20.7 percent; fabricated steel undersink cabinets, 20.3 percent.

Resellers (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their existing maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted by Order No. 264.

(d) All prayers for relief not granted herein are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective June 21, 1946.

Issued this 20th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10701; Filed, June 20, 1946; 11:28 a. m.]

[SO 142, Order 147]

LINE MATERIAL CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 147 Under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. Line Material Company. Docket No. 6083-SO 142-136-648.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142; *It is ordered:*

(a) The maximum prices for sales by the Line Material Company, Milwaukee, Wisconsin, of all products purchased for resale shall be the prices in effect immediately prior to the issuance of Order No. 57 under Supplementary Order No. 142 effective March 26, 1946.

(b) The maximum prices for sales by the Line Material Company, Milwaukee, Wisconsin, of distribution transformers shall be determined by increasing by 12.5% the maximum prices for these

products in effect immediately prior to the issuance of Order No. 57 under Supplementary Order No. 142 effective March 26, 1946.

(c) The maximum prices for sales by the Line Material Company, Milwaukee, Wisconsin, of all other products covered by any regulation under Supplementary Order No. 142, except those products suspended from price control by Supplementary Order No. 129, shall be determined by increasing by 20.9% the maximum prices in effect immediately prior to the issuance of Order No. 57 under Supplementary Order No. 142 effective March 26, 1946.

(d) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be the maximum prices in effect just prior to the issuance of Order No. 57 under Supplementary Order No. 142, effective March 26, 1946.

(e) The maximum prices for sales by resellers of the products described in paragraphs (b) and (c) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the same percentage by which his net invoiced cost has been increased by reason of this order.

(f) The Line Material Company shall notify each purchaser, who buys the products listed in paragraphs (a), (b) and (c) above for resale of the percentage amount by which this order permits the reseller to increase and directs the reseller to decrease his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(g) On or before November 1, 1946, the Line Material Company shall file with the Machinery Branch, Office of Price Administration, Washington 25, D. C., a statement of sales of each of the items covered in this order for the three months period July through September 1946 and the dollar value of these sales at the company's maximum prices immediately prior to the issuance of this order.

(h) This order supersedes Order No. 57 under Supplementary Order No. 142 effective March 26, 1946.

(i) All requests not granted herein are denied.

(j) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 21, 1946.

Issued this 20th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10702; Filed, June 20, 1946; 11:29 a. m.]

[SO 142, Order 148]

AUTO COMPRESSOR CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 148 Under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. The Auto Compressor Company, Docket No. 6083-SO 142-136-82.

For reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142; *It is ordered:*

(a) Order No. L-200, issued March 29, 1946, under Supplementary Order No. 142, is hereby revoked.

(b) The maximum prices for sales by The Auto Compressor Company, Wilmington, Ohio, of all its products, which are covered by any of the regulations listed in Supplementary Order No. 142, shall be determined as follows: The maximum prices for any of the above described products, having a base date price, shall be the applicable base date price increased by 16.3% of that price.

The phrase in this order "base date price" shall mean a price frozen under the provisions of section 7 of Revised Maximum Price Regulation No. 136, except that for every product covered by this order the base date to be used for establishing the frozen price shall be October 1, 1941. The phrase does not include any price adjusted upward by industry-wide or individual orders.

(c) For any products for which a price is established under section 8 of Revised Maximum Price Regulation No. 136, the maximum price shall be computed under that section using the price computed under paragraph (a) of this order for the frozen priced product before change or modification.

(d) The maximum prices for sales by resellers of the products described in paragraph (b) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class just prior to March 29, 1946, by the percentage amount by which his net invoiced cost has been increased by reason of this order.

(e) The Auto Compressor Company shall notify each purchaser, who buys the products listed in paragraph (b) above for resale of the percentage amount by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(f) All requests not granted herein are denied.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 21, 1946.

Issued this 20th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10703; Filed, June 20, 1946; 11:29 a. m.]

[SO 142, Order 157]

GENERAL ELECTRIC CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142, *It is ordered:*

(a) The General Electric Company, 1285 Boston Avenue, Bridgeport 2, Connecticut, and its wholly owned subsidiaries the International General Electric Company and the International General Electric Company of Puerto Rico, hereinafter referred to as the manufacturer, are authorized to sell the refrigerator replacement units rebuilt or manufactured by it, to wholesale distributors at adjusted prices no higher than those set forth below opposite each model number:

Model:	Ceiling price for each unit	Model:	Ceiling price for each unit
CF1	$44.99	DRA2	$66.65
CF11	44.99	DRB3	88.28
CF2	48.42	D30	88.28
CF21	48.42	DRB31	88.28
CF22	51.85	D31	88.28
CF28	51.85	DR3	98.59
CH1	44.99	DRE3	98.59
CJ1	44.99	DR35	98.59
CJ2	48.42	D35	98.59
CE34	67.99	SD40	67.34
CE340	67.99	CB1	57.38
CE140	44.99	CB2	57.38
FBA1	44.99	CB3	57.38
CK1	50.51	CD1	57.38
CK15	50.51	CD2	57.38
CG1	50.51	CD3	57.38
CK2	57.38	CD11	57.38
CK26	57.38	CM1	57.38
CK28	57.38	CM2	57.38
CK30	60.81	CM32	53.60
CK35	81.42	CM311	53.60
DK1	50.51	CM312	53.60
CA1	53.60	CM33	53.60
CA2	62.53	CM34	74.55
LK1	74.55	CM35	74.55
LK2	74.55	FEA1	60.75
DR1	54.60	FEA2	75.55
D15	54.60	FEA35	111.44
DR2	66.65	FCA1	56.50
D2	66.65	FCA2	63.75

These adjusted ceiling prices include the Federal excise tax and delivery to the wholesale distributor.

(b) Wholesale distributors of General Electric refrigerator replacement units are authorized to sell such units to retail dealers at adjusted prices no higher than those set forth below opposite each model number:

Model:	Ceiling price for each unit	Model:	Ceiling price for each unit
CF1	$49.71	DRA2	$73.65
CF11	49.71	DRB3	97.55
CF2	53.50	D30	97.55
CF21	53.50	DRB31	97.55
CF22	57.29	D31	97.55
CF28	57.29	DR3	108.94
CH1	49.71	DRE3	108.94
CJ1	49.71	DR35	108.94
CJ2	53.50	D35	108.94
CE34	75.13	SD40	74.41
CE340	75.13	CB1	63.40
CE140	49.71	CB2	63.40
FBA1	49.71	CB3	63.40
CK1	55.81	CD1	63.40
CK15	55.81	CD2	63.40
CG1	55.81	CD3	63.40
CK2	63.40	CD11	63.40
CK26	63.40	CM1	63.40
CK28	63.40	CM2	63.40
CK30	67.20	CM32	59.23
CK35	89.97	CM311	59.23
DK1	55.81	CM312	59.23
CA1	59.23	CM33	59.23
CA2	69.10	CM34	82.38
LK1	82.38	CM35	82.38
LK2	82.38	FEA1	67.13
DR1	60.33	FEA2	83.48
D15	60.33	FEA35	123.14
DR2	73.65	FCA1	62.43
D2	73.65	FCA2	70.44

These adjusted ceiling prices include the Federal excise tax and also include delivery to retail dealers.

(c) Retail dealers may sell General Electric refrigerator replacement units at adjusted prices no higher than those set forth below opposite each model number:

Model:	Ceiling price for each unit	Model:	Ceiling price for each unit
CF1	$65.50	DRA2	$97.00
CF11	65.50	DRB3	128.50
CF2	70.50	D30	128.50
CF21	70.50	DRB31	128.50
CF22	75.50	D31	128.50
CF28	75.50	DR3	143.50
CH1	65.50	DRE3	143.50
CJ1	65.50	DR35	143.50
CJ2	70.50	D35	143.50
CE34	99.00	SD40	98.00
CE340	99.00	CB1	83.50
CE140	65.50	CB2	83.50
FBA1	65.50	CB3	83.50
CK1	73.50	CD1	83.50
CK15	73.50	CD2	83.50
CG1	73.50	CD3	83.50
CK2	83.50	CD11	83.50
CK26	83.50	CM1	83.50
CK28	83.50	CM2	83.50
CK30	88.50	CM32	78.00
CK35	118.50	CM311	78.00
DK1	73.50	CM312	78.00
CA1	78.00	CM33	78.00
CA2	91.00	CM34	108.50
LK1	108.50	CM35	108.50
LK2	108.50	FEA1	89.50
DR1	79.50	FEA2	110.00
D15	79.50	FEA35	164.50
DR2	97.00	FCA1	82.25
D2	97.00	FCA2	92.75

These adjusted ceiling prices include installation of the unit in the refrigerator of the consumer and the Federal excise tax.

(d) If any of the above units are sold by the manufacturer, by wholesale distributors, or by retail dealers with a four-year replacement contract, $5.00 may be added to the applicable ceiling price shown above.

(e) Any seller subject to this order who sells any of the refrigerator replacement units listed below to a purchaser located in Puerto Rico and receives from the purchaser the inoperative unit being replaced, may add to his ceiling price for the unit as established by this order an amount no greater than twice the amount set forth below opposite the particular model number. If he does not receive the inoperative unit from the purchaser he may add to his ceiling price no more than the amount set forth below opposite the particular model number:

Model:	Sales in Puerto Rico	Model:	Sales in Puerto Rico
CF1	$7.07	CK15, CK2, C K 2 6, CK28	$5.72
CF11	6.72	CK30	6.27
CF21, CF2, C F 2 2, CF28	7.83	CK35	6.42
CH1, CJ1	6.52	DR1, DR15	4.65
CE34, single evap	6.97	D2, DR2	5.74
CE34, double evap	6.69	DRA2	4.29
CK1	4.62	FEA1	4.43
		FEA2	6.09

(f) Any seller subject to this order may require, in connection with any sale under this order, the surrender by the buyer of the unit which the replacement unit is intended to replace. No allowance need be made by the seller for the surrendered unit.

(g) The ceiling prices established by this order supersede those established by Revised Order 88, as amended under Revised Maximum Price Regulation No. 136 with respect to replacement units sold by the manufacturer at ceiling prices adjusted under this order.

(h) This order may be revoked or amended by the Price Administrator at any time.

(i) This order shall become effective on the 20th day of June 1946.

Issued this 20th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10704; Filed, June 20, 1946; 11:29 a. m.]

[MPR 183, Order 5043]

HARRIS MFG. CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Harris Manufacturing Company, 2422 West 7th Street, Los Angeles, California.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Model No.	Description	Ceiling price to—Dealer	Ceiling price to—Consumer
Harris	Acoustic portable phonograph, spring wound motor, reproducer and tone arm imported from Switzerland, linen covered 3-ply wood case, 15" x 11" x 6", manual.	$18.65	$32.95

Ceiling price to the consumer includes the Federal excise tax. Terms are 2% 10 days, net 30 days, f. o. b. factory.

These maximum prices are for the articles described in the manufacturer's application dated May 2, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement:

OPA Retail Ceiling Price—$32.95
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 21st day of June 1946.

Issued this 20th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10692; Filed, June 20, 1946; 11:25 a. m.]

[MPR 188, Order 5044]

SUPERIOR PLASTIC CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Superior Plastic Company, 926 Miami Avenue, Miami, Fla.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—Jobbers	For sales by the manufacturer to—Retailers	For sales by any person to consumers
Plexiglass boudoir lamp with shade	1	*Each* $3.00	*Each* $3.53	*Each* $6.35

These maximum prices are for the articles described in the manufacturer's application dated April 30, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other

class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model Number ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 21st day of June 1946.

Issued this 20th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10693; Filed, June 20, 1946; 11:26 a. m.]

[MPR 188, Order 5045]

ZENITH OPTICAL CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Zenith Optical Company, 220 8th Street, Huntington, W. Va.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
		Each	*Each*	*Each*
Zenith filter rod	Zenith filter rod. 8-A	$0.26	$0.29	$0.50
8-cup Zenith glass coffee-maker, consisting of upper and lower bowls, handle, reversible filter rod.		1.92	2.25	4.25

These maximum prices are for the articles described in the manufacturer's application dated May 28, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30 days. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model Number ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 21st day of June 1946.

Issued this 20th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10694; Filed, June 20, 1946; 11:26 a. m.]

[MPR 188, Order 5046]

AMERICAN POTTERY CO., INC.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by American Pottery Company, Inc., 3132 East Washington Blvd., Los Angeles 23, Calif.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
		Each	*Each*	*Each*
18" glazed and hand decorated (8-colors, two firings) ceramic figurine juvenile lamps with rayon silk over paper parchment shades.	Donald Duck, Minnie and Mickey Mouse, Panchito, Joe Carioca.	$4.37	$5.14	$9.25

These maximum prices are for the articles described in the manufacturer's application dated May 9, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model Number ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 21st day of June 1946.

Issued this 20th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10695; Filed, June 20, 1946; 11:26 a. m.]

[MPR 188, Order 5047]

GOLIN MFG. CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain article manufactured by Golin Manufacturing Co., 2007 Upton Avenue N., Minneapolis 1, Minn.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
		Each	*Each*	*Each*
Metal wall pin-up lamp	3	$1.83	$2.15	$3.87
Metal corner pin-up lamp	4	1.70	2.00	3.60

These maximum prices are for the articles described in the manufacturer's application dated April 20, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model Number ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 21st day of June 1946.

Issued this 20th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10696; Filed, June 20, 1946; 11:26 a. m.]

[MPR 591, Order 648]

STANDARD HEATER CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by the Standard Heater Company of Detroit, Michigan, of the Model No. 90 Solar-Glo Gas Conversion Burner manufactured by it shall be:

Model	Maximum price on sales to—		
	Jobbers (uninstalled	Dealers (uninstalled	Consumers (installed)
No. 90 Solar-Glo gas conversion burner with manual control	$62.13	$77.66	$126.41
No. 90 Solar-Glo gas conversion burner with automatic control	103.55	119.90	174.90

(b) The maximum net prices on sales by any person other than the Standard Heater Company of Detroit, Michigan of the Model No. 90 Solar-Glo Gas Conversion Burner, shall be:

Model	Maximum net price on sales to—	
	Jobbers (uninstalled)	Dealers (uninstalled)
No. 90 Solar-Glo gas conversion burner with manual control	$62.13	$77.66
No. 90 Solar-Glo gas conversion burner with automatic control	103.55	119.90

(c) The maximum installed prices for sales by any person other than the Standard Heater Company of the commodities question shall be determined under Revised Maximum Price Regulation No. 251.

(d) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(e) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 21, 1946.

Issued this 20th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10697; Filed, June 20, 1946; 11:27 a. m.]

[MPR 591, Order 649]

PENNSYLVANIA FURNACE AND IRON CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the FEDERAL REGISTER and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following Gas Conversion Burners manufactured by Pennsylvania Furnace and Iron Company of Warren, Pennsylvania and as described in the application dated April 25, 1946 which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
(1) Burners supplied with solenoid electric valve:			
Model No. 8 gas conversion burner rated at 100,000 to 130,000 B. t. u. input per hour	$66.60	$83.25	$111.00
Model No. 10 gas conversion burner rated at 120,000 to 220,000 B. t. u. input per hour	78.00	97.50	130.00
Model No. 12 gas conversion burner rated at 200,000 to 300,000 B. t. u. input per hour	92.40	115.50	154.00
(2) When burners are supplied with a motorized valve in place of the solenoid electric valve, the following extra charges may be added:			
Model No. 8	15.00	15.00	15.00
Model No. 10	14.00	14.00	14.00
Model No. 12	16.00	16.00	16.00

(b) The Pennsylvania Furnace and Iron Company shall extend an additional 5 percent discount on sales to jobbers and dealers in quantities of 500 and over. Terms: 2 percent, 10 days.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(d) The maximum prices established by this order reflect the industry-wide increases over October 1, 1941 prices authorized by section 2.8 of Order 48 under Maximum Price Regulation No. 591.

(e) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale.

(f) Maximum prices for the commodities covered by this order when sold on an installed basis are subject to the provisions of Revised Maximum Price Regulation No. 251.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 21, 1946.

Issued this 20th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R Doc. 46-10698; Filed, June 20, 1946; 11:27 a. m.]

[RMPR 136, Amdt. 1 to Order 637]

MACHINES, PARTS AND INDUSTRIAL EQUIPMENT

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion, issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to the provisions of Revised Maximum Price Regulation 136, *It is ordered:*

Order No. 637 under Revised Maximum Price Regulation 136 is amended in the following respects:

1. Paragraph (a) is amended by adding the following sentence: "As used in this order, the word 'chains' means chains, of the type suitable for transmission of power, for conveying or for timing."

2. Subparagraph (2) of Paragraph (c) is amended to read as follows: "If the manufacturer's base prices for any gears, including gear motors, or chains are approved by the OPA as 'in-line' prices under section 9 (c) of RMPR 136 subsequent to May 27, 1946, the maximum prices shall be the prices so approved."

3. Paragraph (c) is amended by adding the following subparagraph (3):

(3) The maximum prices for sales by a manufacturer for any chains shall be the base prices increased by 13%.

This amendment shall become effective June 21, 1946.

Issued this 21st day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10803; Filed, June 21, 1946; 11:46 a. m.]

[MPR 591, Order 650]

GIBSON REFRIGERATOR CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales of the following farm freezer manufactured by the Gibson Refrigerator Company, 515 West Williams Street, Greenville, Michigan, and as described in the applications dated April 10, 1946, which are on file with the Mechanical Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

MANUFACTURER'S SELLING PRICES

Model 5A1	East zone 1	West zone 2
To: The Firestone Tire and Rubber Co., Firestone Park, Akron 17, Ohio:		
Base prices	$150.00	$156.00
5-year service protection plan	5.00	5.00
Crating charge	6.00	6.00
	167.00	167.00
The Firestone Tire & Rubber Co.'s selling prices to their dealers:		
Base prices	250.00	262.00
5-year service protection plan	5.00	5.00
Crating charge	6.00	6.00
	261.00	273.00
The Firestone Tire & Rubber Co.'s dealer's selling prices to consumers:		
Base prices	327.00	337.00
5-year service protection plan	5.00	5.00
Crating charge	6.00	6.00
	336.00	348.00

Model No. 44-7100	East Zone	West Zone	Rocky Mountain Zone
To: Gamble-Skogmo, Inc., 15 North 8th Street, Minneapolis, Minn., and Western Auto Supply Co., 1100 South Grand Ave., Los Angeles, Calif.:			
Base prices	$150.00	$156.00	$156.00
5-year service protection plan	5.00	5.00	5.00
Crating charge	6.00	6.00	6.00
	167.00	167.00	167.00
Gamble-Skogmo, Inc., and Western Auto Supply Co.'s selling prices to their dealers:			
Base prices	211.25	220.25	221.25
5-year service protection plan	5.00	5.00	5.00
Crating charge	6.00	6.00	6.00
	222.25	231.25	234.25
Gamble-Skogmo, Inc., and Western Auto Supply Co.'s dealer's selling prices to consumers:			
Base prices	325.00	331.00	337.00
5-year service protection plan	5.00	5.00	5.00
Crating charge	6.00	6.00	6.00
	336.00	342.00	348.00

MANUFACTURER'S SELLING PRICES—Continued

Model No. AF-616	Zone 1	Zone 2
To: Associated Merchandising Corp., 1440 Broadway, New York 18, N.Y.:		
Base prices	$156.00	$156.00
5-year service protection plan	5.00	5.00
Crating charge	6.00	6.00
	167.00	167.00
Associated Merchandising Corp.'s selling prices to their dealers:		
Base prices	187.80	187.80
5-year service protection plan	5.00	5.00
Crating charge	6.00	6.00
	198.80	198.80
Associated Merchandising Corp.'s dealer's selling prices to consumers:		
Base prices	327.00	337.00
5-year service protection plan	5.00	5.00
Crating charge	6.00	6.00
	339.00	348.00

Model No. AF-616	Zone 3	Zone 4	Zone 5
To: Associated Merchandising Corp., 1440 Broadway, New York 18, N. Y.:			
Base prices	$156.00	$156.00	$156.00
5-year service protection plan	5.00	5.00	5.00
Crating charge	6.00	6.00	6.00
	167.00	167.00	167.00
Associated Merchandising Corp.'s selling prices to their dealers:			
Base prices	191.80	194.20	197.80
5-year service protection plan	5.00	5.00	5.00
Crating charge	6.00	6.00	6.00
	202.80	205.80	208.80
Associated Merchandising Corp.'s dealer's selling prices to consumers:			
Base prices	331.00	334.00	337.00
5-year service protection plan	5.00	5.00	5.00
Crating charge	6.00	6.00	6.00
	342.00	345.00	348.00

Model No. CF-616

	Zone 1
Manufacturer's selling price to direct dealer: The Cussins & Fearn Co., 44 West Chestnut St., Columbus 15, Ohio:	
Base price	$156.00
5-year service protection plan	5.00
Crating charge	6.00
	167.00
The Cussins & Fearn Co.'s selling price to consumers:	
Base price	327.00
5-year service protection plan	5.00
Crating charge	6.00
	338.00
Manufacturer's selling price to direct dealer: Goldblatt Bros., Inc., 3rd South Iron St., Chicago 9, Ill.:	
Base price	$156.00
5-year service protection plan	5.00
Crating charge	6.00
	167.00
Goldblatt Bros., Inc., selling price to consumer:	
Base price	327.00
5-year service protection plan	5.00
Packing case	6.00
	338.00

(b) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities in the same general category on October 1, 1941.

(c) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(d) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation charges.

(e) The Gibson Refrigerator Company of Greenville, Michigan, shall stencil on the food freezers covered by this order, substantially the following:

OPA Maximum Retail Price—$------

Plus freight as provided for in Order No. 650 under Maximum Price Regulation No. 591.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 21, 1946.

Issued this 20th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10699; Filed, June 20, 1946; 11:28 a. m.]

[SO 142, Order 158]

EDISON GENERAL ELECTRIC APPLIANCE CO., INC.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142, *It is ordered:*

(a) The Edison General Electric Appliance Company, Inc., 5600 West Taylor Street, Chicago, Illinois, is authorized to sell the Hotpoint refrigerator replacement units rebuilt or manufactured by it to wholesale distributors at adjusted prices no higher than those set forth below opposite each model number:

Model:	Ceiling price for each unit	Model:	Ceiling price for each unit
CF1	$49.71	CD2	$63.40
CF11	49.71	CD3	63.40
CF2	53.50	CM1	63.40
CF21	53.50	CM2	63.40
CF22	57.29	CM32	59.23
CF28	57.29	CM33	59.23
CH1	49.71	CM34	82.38
CJ1	49.71	FCA1	62.43
CE24	53.50	FCA2	70.44
CE34	75.13	CE1	49.71
CE340	75.13	CE2	53.50
CE14	49.71	CE11	49.71
FBA1	49.71	CE14	49.71
LK1	82.38	CE21	53.50
LK2	82.38	CS22	57.29
CB1	63.40	CE24	53.50
CB2	63.40	CE28	57.29
CB3	63.40	CE34D	75.13
CD1	63.40	FBA1A	49.71

These adjusted ceiling prices include the Federal excise tax and delivery to the wholesale distributor. In all other respects they are subject to the seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(b) Wholesale distributors of Hotpoint refrigerator replacement units are authorized to sell such units to retail dealers at adjusted prices no higher than those set forth below opposite each model number:

Model:	Ceiling price for each unit	Model:	Ceiling price for each unit
CF1	$65.50	CD2	$83.50
CF11	65.50	CD3	83.50
CF2	70.50	CM1	83.50
CF21	70.50	CM2	83.50
CF22	75.50	CM32	78.00
CF28	75.50	CM33	78.00
CH1	65.50	CM34	108.50
CJ1	65.50	FCA1	82.25
CE24	70.50	FCA2	92.75
CE34	99.00	CE1	65.50
CE340	99.00	CE2	70.50
CE14	65.50	CE11	65.50
FBA1	65.50	CE14	65.50
LK1	108.50	CE21	70.50
LK2	108.50	CE22	75.50
CB1	83.50	CE24	70.50
CB2	83.50	CE28	75.50
CB3	83.50	CE34D	99.00
CD1	83.50	FBA1A	65.50

These adjusted ceiling prices include installation of the unit in the refrigerator of the consumer and the Federal excise tax.

(d) If any of the above units are sold by the manufacturer, by wholesale distributors, or by retail dealers with a four year replacement contract, $5.00 may be added to the applicable ceiling price shown above.

(e) Any seller subject to this order may require, in connection with any sale under this order, the surrender by the buyer of the unit which the replacement unit is intended to replace. No allowance need be made by the seller for the surrendered unit.

(f) The ceiling prices established by this order supersede those established by Revised Order 143, as amended, under Revised Maximum Price Regulation No. 136 with respect to replacement units sold by the manufacturer at ceiling prices adjusted under this order.

(g) This order may be revoked or amended by the Price Administrator at any time.

(h) This order shall become effective on the 20th day of June 1946.

Issued this 20th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10716; Filed, June 20, 1946; 4:22 p. m.]

[MPR 120, Order 1677]

HARLAND G. REAM ET AL.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

Correction

In Federal Register document 46-9678, appearing at page 6369 of the issue for Tuesday, June 11, 1946, in the first table the word "Mo." in the heading should read "Md." and the price under size group 1 for rail shipment should be "365." In the first table for R. W. Williams "Mine Index No. 5746" should read "Mine Index No. 5749."

[RMPR 136, Order 649]

PORTABLE ELECTRIC POWER DRIVEN TOOLS

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion, issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to the provisions of section 31 of Revised Maximum Price Regulation 136, *It is ordered:*

(a) For the purposes of this order, the phrase "portable electric power driven tools" shall mean tools, portable electric, power driven, which in normal use are held or guided by hand and not customarily attached to a permanent support as described in Appendix A of Revised Maximum Price Regulation 136. The phrase shall also include repair and replacement parts which are integral and functional parts when supplied by the manufacturer of the complete unit or his resellers.

(b) As used in this order, the phrase "base prices" shall mean the maximum prices established under section 7, or computed under sections 8, 9 or 10 of RMPR 136, before the addition of any increase provided to an individual manufacturer by any individual adjustment under the provisions of RMPR 136 or Supplementary Order 142.

(c) The maximum prices for sales by manufacturers of new portable electric power driven tools shall be the base prices increased by 15%.

(d) The maximum prices for sales of portable electric power driven tools, by

resellers, shall be the maximum prices in effect just prior to the issuance of this order increased by the same percentage by which their net invoiced cost has been increased by reason of the issuance of this order.

(e) All prices established under paragraphs (c) and (d) of this order shall be subject to the same discounts, deductions and other allowances in effect to any purchasers and classes of purchasers just prior to the issuance of this order.

(f) Every manufacturer of portable electric power driven tools shall give written notice to its resellers of the percentage amount by which this order permits the reseller to increase his maximum prices.

(g) Notwithstanding any of the provisions of this order, a manufacturer of portable electric power driven tools may charge and collect the maximum prices for sales of his products which he had in effect just prior to the issuance of this order.

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 21, 1946.

Issued this 21st day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10804; Filed, June 21, 1946; 11:46 a. m.]

[RMPR 94, Rev. Order 3]

WESTERN PINE AND ASSOCIATED SPECIES OF LUMBER

APPROVAL OF MAXIMUM PRICES FOR PONDEROSA PINE CUT STOCK

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Revised Maximum Price Regulation 94, Order 3 is redesignated Revised Order 3 and is amended and revised to read as follows: *It is ordered:*

(a) The maximum prices in Appendix A, attached hereto and made a part hereof, are the maximum prices for cut stock produced from Ponderosa pine or other species of lumber subject to Revised Maximum Price Regulation 94 (regardless of the location of the cut stock plant) on sales only by the following manufacturers:

Miller Bros. Klamath Falls, Oreg.
Kerns Box Co., of Oregon, Ltd., Pilot Rock, Oreg.
Ewaunn Box Co., Klamath Falls, Oreg.
Kinzua Pine Mills, Kinzua, Oreg.
C. M. Moulding Co., Reno, Nev.
Shevlin Pine Sales Co. Minneapolis, Minn.: Mills: McCloud, Calif., and Bend, Oreg.
Harris Pine Mills, Pendleton, Oreg.
White Pine Sash Co., Spokane, Wash.
Missoula White Pine Sash Co., Missoula, Mont.
Long Bell Lumber Co., Weed, Calif.
Spokane Pine Products Co., Spokane, Wash.
Prineville Box Co., Prineville, Oreg.
Leo G. Opzahl, Westwood, Calif.
Bridal Veil Lbr. & Box Co., Bridal Veil, Oreg.
Big Lake Box Co., Klamath Falls, Oreg.
Baker Wood Products, Baker, Oreg.
Oregon Woodwork Ltd., Portland, Oreg.
Winchester Box Co., Winchester, Idaho.
Deer Park Lbr. Co., Deer Park, Wash.
Oregon Trail Furniture Shops, Bend, Oreg.
Weyerhaeuser Sales Co., St. Paul, Minn.
Brooks-Scanlon Lbr. Co., Bend, Oreg.
Heppner Lumber Co., Heppner, Oreg.
Goose Lake Box Co.: Mills at Reno, Nev., and Lakeview, Oreg.
Keystone Frame Manufacturing Co., Spokane, Wash.
Oregon Lumber Co, Baker, Oreg.
Stoddard Lumber Co., Baker, Oreg.
Collins Pine Co., Chester, Calif.
Indian Head Lumber Co., Pittsville, Calif.
Setzer Box Co., Sacramento, Calif.
Bradford-Kennedy Co., Omaha, Nebr.
Brown's Tie and Lumber Co., McCall, Idaho.
Baird-Naundorf Lumber Co., Spokane, Wash.
Mount Emily Lumber Co., LaGrande Oreg.
Pondosa Pine Lumber Co., Elgin, Oreg.
Caldwell Box Manufacturing Co., Caldwell, Idaho.
Klamath Lake Moulding Co., Klamath Falls, Oreg.
Ralph L. Smith Lumber Co., Mills at Alturas, Calif., Klamath Falls, Oregon; and Denver, Colorado.
J. Nells Lumber Co., Klickitat, Wash.
Collins Pondosa Lumber Co., Pondosa, Oreg.
Graeagle Lumber Co., Graeagle, Calif.
Carr, Adams & Collier Co., Dubuque, Iowa.
Peshastin Lumber & Box Co., Peshastin, Wash.
Winton Lumber Co., Mills at Gibbs, Idaho and Martell, Calif.
Klickitat Pine Box Co., Goldendale, Wash.
Southwest Lumber Mills, Inc., McNary, Ariz.

(b) Producers of Ponderosa pine cut stock, wherever located, may have their names added to paragraph (a) by making application to the Lumber Branch, Office of Price Administration, Washington 25, D. C., supported by evidence that they have facilities for producing cut stock. Ordinarily, a letter from the producer certifying that he has the necessary facilities will be sufficient.

(c) Prior to January 15, 1947, the producers subject to this Order must submit to the Lumber Branch, Office of Price Administration, Washington, D. C., data covering costs of cut stock extras as shown in Table 4 of Appendix A, based on actual operation for a period of three months after the effective date of this Revised Order. Producers receiving authorization under paragraph (a) after October 1, 1946, must, within four months from date of such authorization, submit such data for a period of three months.

(d) Producers named in paragraph (a) may compute delivered prices for cut stock produced in plants located outside of the producing area covered by Revised Maximum Price Regulation 94, by using whichever of the following basing points that produces the lowest rate to destination:

Spokane, Washington.
Klamath Falls, Oregon.
Susanville, California.

(e) No extras listed in Table 4 may be charged unless specifically required in purchaser's written order.

(f) All provisions of Revised Maximum Price Regulation 94, not inconsistent with this order, apply to sales covered by this order.

(g) This order may be revoked or amended by the Office of Price Administration at any time.

This order shall become effective June 26, 1946.

NOTE: All reporting requirements of this order have been approved by the Bureau of the Budget.

Issued this 21st day of June 1946.

PAUL A. PORTER,
Administrator.

APPENDIX A

TABLE 1—PONDEROSA PINE CUT STOCK—F. O. B. MILL

[No. 1 cut stock]

	0/11 and shorter	1/0 to 1/11	2/0 to 2/11	3/0 to 3/11	4/0 to 4/7	4/8 to 5/11	6/0 to 7/11
4/4 S2S 25/32" (for 13/16" H/M, add $1):							
3½" and under	$62.50	$67.50	$77.50	$80.00	$87.50	$92.50	$97.50
4 to 4½"	62.50	67.50	77.50	82.50	90.00	95.00	102.50
5 to 5½"	65.00	70.00	82.50	87.50	97.50	107.50	115.00
6 to 6½"	67.50	72.50	85.00	92.50	102.50	112.50	122.50
7 to 7½"	70.00	75.00	87.50	95.00	107.50	117.50	127.50
8 to 10⅜"	75.00	77.50	92.50	102.50	-------	-------	-------
10½ to 11⅞"	80.00	82.50	102.50	107.50	-------	-------	-------
5/4 S2S to 1 3/32":							
2½" and under	72.00	75.50	79.00	79.00	82.25	87.50	99.75
3 to 3½"	72.00	75.50	79.00	79.00	82.25	87.50	110.75
4 to 4½"	72.00	75.50	79.00	79.00	86.50	94.25	121.50
5 to 5½"	73.25	76.75	80.25	82.50	97.50	108.25	129.25
6 to 6½"	79.50	83.25	83.25	88.75	102.75	113.75	132.75
7 to 7½"	83.50	87.50	87.50	98.00	108.25	119.25	138.00
8 to 10⅜"	84.75	88.75	88.75	98.50	-------	-------	-------
10½ to 11⅞"	97.00	101.75	101.75	109.25	-------	-------	-------
6/4 S2S to 1 13/32" and 7/4 S2S to 1 17/32":							
2½" and under	$70.00	$73.50	$77.00	$77.00	$80.25	$85.50	$97.75
3 to 3½"	70.00	73.50	77.00	77.00	80.25	85.50	108.75
4 to 4½"	70.00	73.50	77.08	77.00	84.50	92.25	119.50
5 to 5½"	71.25	74.75	78.25	80.50	95.50	106.25	127.25
6 to 6½"	77.50	81.25	81.25	86.75	100.75	111.75	136.00
8 to 10⅜"	81.50	85.50	85.50	91.00	106.25	117.25	136.00
10½ to 11⅞"	82.75	86.75	86.75	96.50	-------	-------	-------
8/4 S2S to 1 13/16":							
2½" and under	75.00	78.50	82.00	82.00	85.25	90.50	102.75
3 to 3½"	75.00	78.50	82.00	82.00	85.25	90.50	114.75
4 to 4½"	75.00	78.50	82.00	82.00	89.50	97.25	125.50
5 to 5½"	76.25	79.75	83.25	85.50	100.50	111.25	132.25
6 to 6½"	82.50	86.25	86.25	91.75	105.75	116.75	135.75
7 to 7½"	86.50	90.50	90.50	96.00	111.25	122.25	141.00
8 to 10⅜"	87.75	91.75	91.75	101.50	-------	-------	-------
10½ to 11⅞"	100.00	104.75	104.75	112.25	-------	-------	-------

APPENDIX A—Continued

TABLE 1-A—PONDEROSA PINE CUT STOCK—F. O. B. MILL

[No. 2 cut stock]

	0/11 and shorter	1/0 to 1/11	2/0 to 2/11	3/0 to 3/11	4/0 to 4/7	4/8 to 5/11	6/0 to 7/11
4/4 S2S 25/32" (for 13/16" H/M, add $1):							
3½" and under	$60.50	$65.50	$75.50	$78.00	$83.50	$86.50	$90.00
4 to 4½"	60.50	65.50	75.50	80.50	85.00	87.50	92.50
5 to 5½"	62.50	67.50	80.00	85.00	91.50	97.50	105.00
6 to 6½"	64.50	69.50	82.00	89.50	95.50	100.00	107.50
7 to 7½"	65.00	70.00	82.50	90.00	99.50	102.50	110.00
4/4 S2S 25/32" (for 13/16" H/M, add $1):							
8 to 10⅜"	69.00	71.50	86.50	96.50	-------	-------	-------
10½ to 11⅞"	73.00	75.50	95.50	100.50	-------	-------	-------
5/4 S2S to 1 3/32":							
2½" and under	70.00	73.50	77.00	77.00	78.75	82.50	93.75
3 to 3½"	70.00	73.50	77.00	77.00	82.50	86.75	111.50
4 to 4½"	70.00	73.50	77.00	77.00	86.75	94.50	114.25
5 to 5½"	70.75	74.25	77.25	79.50	92.50	98.25	114.25
6 to 6½"	76.50	80.25	79.75	85.25	96.75	101.25	115.25
7 to 7½"	78.50	82.50	81.50	87.00	101.25	104.25	118.00
8 to 10⅜"	78.75	82.75	82.75	91.50	-------	-------	-------
10½ to 11⅞"	90.00	94.75	94.75	101.25	-------	-------	-------
6/4 S2S to 1 13/32" and 7/4 S2S to 1 17/32":							
2½" and under	$69.00	$72.50	$76.00	$76.00	$77.25	$80.50	$90.25
3 to 3½"	69.00	72.50	76.00	76.00	77.25	80.50	98.75
4 to 4½"	69.00	72.50	76.00	76.00	80.50	84.75	107.00
5 to 5½"	69.75	73.25	76.75	78.50	90.50	96.25	112.25
6 to 6½"	75.00	78.75	78.75	83.75	94.75	99.25	113.25
7 to 7½"	76.50	80.50	80.50	85.00	99.25	102.25	113.50
8 to 10⅜"	76.75	80.75	80.75	89.50	-------	-------	-------
10½ to 11⅞"	88.00	92.75	92.75	99.25	-------	-------	-------
8/4 S2S to 1 13/16":							
2½" and under	72.00	75.50	79.00	79.00	80.25	83.00	87.75
3 to 3½"	72.00	75.50	79.00	79.00	80.25	83.00	96.25
4 to 4½"	72.00	75.50	79.00	79.00	83.50	84.75	104.50
5 to 5½"	72.25	75.75	79.25	81.50	93.00	93.75	107.25
6 to 6½"	76.50	80.25	80.25	85.75	98.75	94.25	108.25
7 to 7½"	79.00	83.00	83.00	88.50	98.75	99.75	108.50
8 to 10⅜"	79.25	83.25	83.25	93.00	-------	-------	-------
10½ to 11⅞"	90.00	94.75	94.75	102.25	-------	-------	-------

TABLE 2—CASING, JAMB, AND SILL STOCK S2S—NOT EQUALIZED

[Face and two edges not below No. 2 cut stock grade with sound back No. 2 cut stock is defined in paragraph 225 for No. 2 door cuttings in Western Pine Association Grading Rules of 1942]

4/4 x 3½" and under	$57.50	$61.50	$70.50	$72.75	$79.50	$84.00	$88.50	6/4 and 7/4 x 6 to 6¾"	$70.50	$72.75	$74.00	$79.00	$91.50	$101.50	$120.00
4/4 x 4 to 4½"	57.50	61.50	70.50	75.00	80.75	86.25	93.00	6/4 and 7/4 x 7 to 7¾"	74.50	76.75	78.00	83.00	96.50	106.50	125.00
4/4 x 5 to 5½"	59.25	62.75	75.00	79.50	88.50	97.50	106.50	6/4 and 7/4 x 8 to 10⅜"	75.50	77.75	79.00	89.00	111.50	126.50	145.00
5/4 x 3½" and under	65.50	68.50	72.00	74.00	75.75	82.25	92.00	8/4 x 3½" and under	60.50	64.50	73.50	75.75	82.50	87.00	91.50
5/4 x 4 to 4½"	65.50	68.50	72.00	74.00	81.00	87.50	110.00	8/4 x 4 to 4½"	60.50	64.50	73.50	78.00	83.75	89.25	96.00
5/4 x 5 to 5½"	67.50	69.75	73.00	75.00	88.50	98.50	117.00	8/4 x 5 to 5½"	62.25	65.75	78.00	82.50	91.50	100.50	109.50
6/4 and 7/4 x 3½" and under	63.50	66.50	70.00	72.00	73.75	80.25	90.00	8/4 x 6 to 6¾"	76.75	81.75	81.75	87.25	101.00	110.75	127.75
6/4 and 7/4 x 4 to 4½"	63.50	66.50	70.00	72.00	78.75	85.50	108.00	8/4 x 7 to 7¾"	81.75	86.75	86.75	97.25	113.50	125.75	152.75
6/4 and 7/4 x 5 to 5½"	65.50	67.75	71.00	73.00	86.50	96.50	115.00	8/4 x 8 to 10⅜"	89.25	94.25	94.25	109.75	128.50	145.75	187.75

Footnotes applicable to tables 1, 1-A, and 2.

Idaho white pine cut stock—add $5.00 to ponderosa pine prices. Sugar pine cut stock—add $5.00 to ponderosa pine prices. Douglas fir, white fir, and larch cut stock—deduct $3.00 from ponderosa pine prices. Additions for Idaho white pine or sugar pine may only be made for straight shipments of these species when ordered. If mixed species shipped, all species take price of lowest priced species in shipment.

Shop, roller squares rough. (Saw mill manufacture) (1" x 1" and larger). Deduct $30.00 from 4/4 No. 1 S2S cut stock price for width and length wanted. Compute footage on net rough width without saw kerf allowance.

Resawed face veneers. Add 10% to base price of 6/4 size wanted to allow for losses due to exposing hidden defects and to irregular resawing developing stock less than required ⅛" minimum thickness at any point. Add $17.50 for resawing 6/4—5 cuts at $3.50 per cut. Compute footage as 6 pieces from 6/4 to three places beyond decimal.

Delivered prices. Compute freight costs on applicable rate from mill to rail destination (to nearest 2¢) on following estimated shipping weights:

TABLE 2—continued

[M feet b. m. pounds]

	Pine and white fir	Douglas fir and larch
S1S and S2S	2,000	2,300
S1S and S1S2E with resawed back	1,800	2,100
Resawed face veneers	1,600	1,900
Run to pattern	1,600	1,900
Rough	2,300	2,800

TABLE 3—CUT STOCK FOOTAGE DETERMINATION

[Thicknesses: S2S, S4S, or run to pattern]

25/32" and under, 2 pcs from 4/4.
Over 25/32" to 29/32" incl., 2 pcs from 5/4.
Over 29/32" to 1 1/32" incl., 2 pcs from 6/4.
Over 1 1/32" to 1 5/32" incl., 1 pc from 4/4 (also 13/16" H/M).
Over 1 5/32" to 1 21/32" incl., 1 pc from 5/4.
Over 1 21/32" to 1 13/32" incl., 1 pc from 6/4.
Over 1 13/32" to 1 29/32" incl., 1 pc from 7/4.
Over 1 29/32" to 1 13/16" incl., 1 pc from 8/4.
Over 1 13/16" to 2 3/16" incl., 1 pc from 10/4.
Over 2 3/16" to 2 3/4" incl., 1 pc from 12/4.
Over 2 3/4" to 3 3/4" incl., 1 pc from 16/4.

[S1S, S1S1E, or S1S2E with resawed back]

2 1/4" and under, 3 pcs. from 4/4.
Over 2 1/4" to 3 1/4" incl., 4 pcs. from 6/4.
Over 3 1/4" to 4 1/32" incl., 2 pcs. from 4/4.
Over 4 1/32" to 4 1/2" incl., 2 pcs. from 5/4.
Over 4 1/2" to 5 5/32" incl., 2 pcs. from 6/4.
Over 5 5/32" to 6 21/32" incl., 2 pcs. from 8/4.

Widths S2S. Figured 1/8" over ripped width to allow for saw kerf, and on full 1/8". If width is 3 1/16" figure 3 1/16" over; or use Cut Stock Tariff No. 16 based on 1/8" ripped widths. This Tariff automatically includes 1/16" Saw Kerf. S4S, S1S2E, or run to pattern. Figured 3/8" over net finished width except 1/4" over on finished widths of 1 1/4" and under. Compute to third decimal place on items with less than .25 per piece. Where width allowance on S4S, S1S2E, or Pattern stock brings the width into the next higher price bracket, the higher price will apply.

TABLE 3—continued

	S2S	S1S2E and S4S
Glued-up stock:	*Add*	*Add*
To net widths 12" and under	1¼"	1½"
To net widths over 12" to 15"	1½"	1¾"
To net widths over 15" to 18"	2"	2¼"
To net widths over 18" to 22"	2¼"	2½"
To net widths over 22" to 25"	2¾"	3"
To net widths over 25" to 28"	3"	3¼"
To net widths over 28" to 32"	3½"	3¾"
To net widths over 32" to 35"	3¾"	4"
To net widths over 35" to 38"	4¼"	4½"
To net widths over 38" to 42"	4¾"	5"
To net widths over 42" to 45"	5"	5¼"
To net widths over 45" to 48"	5¼"	5¾"

Lengths. All items figured full inch. If in fractions, figure next full inch. If equalized or end worked, figure next full inch to allow for trimming. If fractional ½" or less (i. e., 24 to 24½") figure 25". If fractional over ½" (i. e., 24⅝" to 25") figure 26". For glued-up stock, compute same as equalized or end worked stock above.

TABLE 4—CUT STOCK EXTRAS

[For various milling operations the following extras apply respectively to S2S cut stock prices and are quoted subject to application of freight rate figures. Any change resulting from other rate classification to be for customer's account]

	Add to delivered list prices
S2S to special thickness (thinner than standard)	$5.00 per M ft.
S2S to special stock thinner than standard and resawn	$10.00 per M ft.
S2S and resawn	$5.00 per M ft.
Multiple resawing (except resawed face veneers)	[1] $5.00.
S2S standard, resawn, and S2S	$15.00 per M ft.
Sand: Machine sand flat face only 1 side	$6.25 per M ft.
Sand: Machine sand flat faces only 2 sides	$12.50 per M ft.

[1] Per M ft. for first cut and $1.50 for each additional cut.

TABLE 4—continued

	Add to delivered list prices
Equalize—square cut to exact length (allow cutting footage):	
Widths, 5 inches and under	$3.00 per M pcs.
Widths, over 5 inches to 15" incl	$5.00 per M pcs.
Widths over 15 inches	$7.50 per M pcs.
End slot, and bevel or tenon (allow cutting footage) use same charges as above for equalizing.	
Miter and table legs or skirts (allow cutting footage).	5¢ per cut.
Dade saw cut (except when done when equalizing).	5¢ per cut.
Dade V or square head cuts	1½¢ per cut.
Drawer cuts:	
Cut in from edge	2½¢ per op'g.
Cut within board	3½¢ per op'g.
Hole bore—Up to ¾" diameter with or without countersink for standard screws, countersinking for wing bolts or carriage bolts and boring stock thicker than ¾" or larger than ¾", secure special prices:	
End or angle bore	1½¢ per hole.
Side or edge bore	2½¢ per hole.
Mortise:	
Chain mortise hole ½ x 2¼" and under.	1½¢ per mortise.
Hollow chisel hole ½ x ⅝" and under.	1¾¢ per mortise.
Where two mortising operations are performed at once one charge to be made and that charge the major one only.)	
Bundling—Ordinary	No charge.
For Water Shipment Bundling, add $2.50 per M ft. for double or triple wire, strapping, or rope tying including covering for ends of stock when needed to keep bundles intact.	
Paper bundling under strings	$5.00 per M ft.
Paper wrapping	Apply for special price.
S4S:	*Add to f. o. b. mill prices*
Where unit gross footage is one foot or more per piece	$12.50 per M ft.
Where unit gross footage is 1/2 to 1 foot per piece	$18.75 per M ft.

TABLE 4—continued

S4S—Continued.	*Add to f. o. b. mill prices*
Where mill gross footage is ¼ to ½ foot per piece	$25.00 per M ft.
Where mill gross footage is less than ¼ foot per piece	$31.25 per M ft.
S1S2E with resawed bank—when required surfaced after resawing to obtain needed accuracy, use S4S charges.	
Run to pattern—where one or more sides or edges are bevelled, rounded or OG, add to above S4S charges	$6.25 per M ft.
Except on quantities of 5,000 or more pieces of one size and pattern, use S4S charges only.	
Resawed and S4S or run to pattern—add to above S4S or run to pattern charges	$5.00 per M ft.
	Add to delivered list prices
Turned legs:	
Quantities 4,000 pieces or less	75¢ each.
Quantities 4,001 to 10,000 pieces	5¢ each.
Quantities over 10,000 pieces	2½¢ each.
These charges for turning legs include cost of equalizing and cost of crating when required.	
Shaping ironing boards—add 1½¢ per lineal foot to actual length of board. Minimum charge 5¢ per ironing board.	
Shaping other items—per 1,000 lineal inches with grain	$1.00.
Per 1,000 pieces for cut to 6 inches long for return or end shaping	$17.50.
For stock over 6 inches long, for each additional inch	$1.25 per M pcs.
For stock 4-foot and longer, add 20%.	
Cutting corners on ironing boards (saw work only)	$18.75 per M pcs.
Glued-up stock—glued up and ripped or surfaced to width (add equalizing charge if desired cut square after glueing), add following charges to S2S cut stock 5/" to 5¾" width bracket:	

	Glued-up and resurfaced	Glued-up, resurfaced	
		S and 1S	S and 2S
4/4 to 8/4	$27.00	$30.00	$35.00

4/4 to be resurfaced to ¾" scant; 5/4 to 1¼" scant; 6/4 to 1⅝" scant; 7/4 to 1¾" scant; and 8/4 to 1¾" scant.

[F. R. Doc. 46-10778; Filed, June 21, 1946; 11:38 a. m.]

[RMPR 136, Order 651]

INDUSTRIAL SEWING MACHINES AND EQUIPMENT

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion, issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 31 of Revised Maximum Price Regulation 136, *It is ordered:*

(a) The phrase "industrial sewing machines and equipment" as used in this order, means the following machinery, accessories and equipment, including machine heads, mechanical attachments and accessories, repair and replacement parts, when designed and sold primarily for performing one or more component operations in the stitching, seaming, binding, bonding, or ornamenting of cloth, fabrics, fabric substitutes or leather, but not including stapling machinery, cloth cutting machinery or any electric motors sold separately. The listings below are definitive and this order does not apply to any machinery or equipment not listed herein:

SEWING MACHINES, INDUSTRIAL

I. General purpose machines:
Single needle.
Double needle.
Multiple needle.

II. Special purpose machines:
Bag closing and seaming.
Blindstitch.
Button sewing.
Buttonhole and eyelet.
Electronic plastic bonding machines.
Flatlock.
Fur sewing.
Overlock.
Shoe sewing machines, except "stitchers" of the type commonly classified as shoemaking or shoe repairing machines.
Special purpose sewing machines not elsewhere listed such as ornamental stitching machines for embroidering, hemstitching, picotting and fagoting.

III. *Accessories and Attachments.* All accessories and attachments for the machines and equipment listed above which are designed and sold primarily for use with industrial sewing machines, including work holding and positioning devices and rests, supporting tables and stands, tools (when sold with and included in the price of the machine, attachment or accessory but not including such tools when sold separately), and power mechanisms, excepting electric motors.

IV. *Repair and Replacement Parts.* All repair and replacement parts for the machines and equipment listed above, except saw blades, knife blades, electric motors and needles.

Upon application by a manufacturer, the Office of Price Administration may include in this definition additional machinery or equipment if it appears to be specifically designed for use as industrial sewing machinery or equipment as directed in this order.

(b) As used in this order, the phrase "base prices" shall mean the maximum prices established under section 7 or computed under sections 8, 9 or 10 of Revised Maximum Price Regulation 136 before the addition of any increase provided to an individual manufacturer by individual adjustment under the provisions of Revised Maximum Price Regulation 136 or Supplementary Order No. 142.

(c) *Manufacturers' maximum prices.* The maximum prices for sales by manufacturers of industrial sewing machines and equipment shall be:

(1) The manufacturers' base prices as defined in (b) above, increased by 7% except that,

(2) If the manufacturers' base prices are approved by the Office of Price Administration as "in-line" prices under section 9 (c) of Revised Maximum Price Regulation 136, subsequent to June 21, 1946, the maximum prices shall be the prices so approved.

(d) *Resellers' maximum prices.* The maximum prices for sales of any industrial sewing machines and equipment by a reseller shall be the maximum prices in effect just prior to the issuance of this order, increased by the same percentage amount by which his net invoiced cost has been increased by reason of this order.

(e) *Discounts, allowances, etc.* All prices established under paragraphs (c) and (d) shall be subject to the same discounts, deductions and other allowances in effect to any purchasers and classes of purchasers just prior to the issuance of this order.

(f) Every manufacturer of industrial sewing machines and equipment shall give written notice to his resellers of the dollars-and-cents amount by which this order permits the reseller to increase his maximum prices.

(g) Notwithstanding any of the provisions of this order a manufacturer of industrial sewing machines and equipment may charge and collect the maximum prices for sales of his products which he had in effect just prior to the issuance of this order.

(h) This order shall become effective June 21, 1946.

Issued this 21st day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10802; Filed, June 21, 1946; 11:45 a. m.]

HEAVY FORGED TOOLS AND MINING TOOLS

[MPR 188, Order 5041]

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.159b of Maximum Price Regulation No. 188, it is ordered:

SECTION 1. *Purpose of this order.* This order, issued under § 1499.159b specifies a price increase factor for heavy forged tools and mining tools and contains the specific pricing provisions which manufacturers and resellers are to follow in calculating their maximum prices for sales of the product.

SEC. 2. *What this order covers.* This order applies to all sales of "heavy forged tools and mining tools."

As used in this order, the term "heavy forged tools and mining tools" means the following manually operated tools which are covered by Maximum Price Regulation No. 188: Picks, mattocks, hose (heavy-eye type), bars, sledges, wedges, hammers, mauls, railroad track tools, blacksmith anvil tools, tongs, punches, bull points and drift pins. These tools are listed and identified in Simplified Practice Recommendation R-17-35 entitled "Forged Tools", issued by the United States Department of Commerce, May 1, 1935.

SEC. 3. *Manufacturers' maximum prices.* A manufacturer's adjusted maximum price for sales of heavy forged tools and mining tools in the higher of the following amounts:

(a) His highest price in effect between October 1 and 15, 1941, for sales to each class of purchaser, increased by 10 percent.

(b) His maximum price for sales to each class of purchaser established under §§ 1499.153 through 1499.158 or 1499.159c of Maximum Price Regulation No. 188, (exclusive of any adjustment charge heretofore granted), increased by 10 percent.

SEC. 4. *Maximum prices of purchasers for resale at wholesale.* Resellers at wholesale of an article which the manufacturer has sold at an adjusted maximum price determined under this order shall determine their maximum prices as follows:

(a) A reseller who had a properly established maximum price in effect before this order was issued for an article covered by this order may add to that maximum price an adjustment charge in the same dollar-and-cents amount as the adjustment charge authorized by this order for, and which he paid to his supplier.

(b) A reseller who did not have a properly established maximum price in effect before this order was issued, shall first determine such a maximum price (exclusive of any adjustment charges), and to that price he may add an adjustment charge in the same dollar-and-cents amount as the adjustment authorized by this order for, and which he has paid to, his supplier. To find his maximum price (exclusive of adjustment charges) for this purpose, the reseller shall add to his invoice cost, less the adjustment charge stated on that invoice, the same percentage markup which he has on the "most comparable article" for which he has a properly established maximum price. For this purpose, the "most comparable article" is one which meets all of the following tests:

(1) It belongs to the narrowest trade category which includes the article being priced.

(2) Both it and the article being priced were purchased from the same class of supplier.

(3) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(4) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a maximum price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his maximum price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(c) If the maximum resale price cannot be determined under the above methods the reseller shall apply to the Office of Price Administration for the establishment of a maximum price under § 1499.3 (c) of the General Maximum Price Regulation. Maximum prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

SEC. 5. *Maximum prices of purchasers for resale at retail.* The provisions of this order do not authorize an increase in retail maximum prices for articles covered by this order.

SEC. 6. *Invoices and price lists.* Every manufacturer or reseller at wholesale making a sale to a purchaser for resale at wholesale of an article at a maximum price which has been adjusted in accordance with sections 3 (a) or 3 (b) of this order in the case of a manufacturer, or in accordance with sections 4 (a) or 4 (b) in the case of any other seller, shall:

(a) Furnish an invoice for each sale on which the amount of the adjustment charge authorized by those sections is separately stated, or

(b) Furnish a price list which separately states both his unadjusted maximum prices and his adjusted maximum prices as authorized by this order.

SEC. 7. *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's customary terms, discounts, allowances and other price differentials on sales to each class of purchaser.

SEC. 8. *Relationship of this order to Maximum Price Regulation No. 188 and General Maximum Price Regulation.* The provisions of this order supersede the provisions of Maximum Price Regulation No. 188 and the General Maximum Price Regulation only to the extent that they are inconsistent with the provisions of those regulations.

SEC. 9. *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

Effective date. This order shall become effective on the 26th day of June 1946.

NOTE: All reporting requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 21st day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10807; Filed, June 21, 1946; 11:45 a. m.]

[MPR 592, Amdt. 48 to Order 1]

ELECTRIC FURNACE REFRACTORIES

MODIFICATION OF MAXIMUM PRICES

An opinion accompanying this Amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

A new section 5.8 is added to read as follows:

SEC. 5.8 *Modification of maximum prices for electric furnace refractories.* (a) The manufacturers' f. o. b. plant or delivered prices established pursuant to Maximum Price Regulation No. 592 for electric furnace refractories may be increased by an amount not in exess of 24.2 percent.

(b) For the purposes of this section, the term "electric furnace refractories" means refractory brick and specialties including cements and grain produced from highly refractory raw materials which are prepared by electrical fusion, such as silicon carbide, fused aluminum oxide, and fused magnesium oxide.

(c) Any reseller purchasing electric furnace refractories for resale from any manufacturer who has modified his maximum prices in accordance with paragraph (a) above, may increase his maximum prices by a dollars-and-cents increase in cost resulting from the increase permitted the manufacturer in paragraph (a) above.

(d) The maximum prices granted herein shall be subject to cash, quantity and other discounts, transportation allowances, services, and other terms and conditions of sale at least as favorable as the seller extended or rendered on comparable sales to purchasers of the same class during March 1942.

This amendment shall become effective June 26, 1946.

Issued this 21st day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10819; Filed, June 21, 1946; 11:49 a. m.]

[MPR 591, Order 570]

SECURITY CO.

AUTHORIZATION OF MAXIMUM PRICES

Correction

In the table under paragraph (d) of Federal Register document 46-9530, appearing at page 6195 of the issue for Friday, June 7, 1946, the unit price for window glass size 26 x 32 should read "23.98."

[RMPR 86, Order 62]

HORTON MFG. CO.

APPROVAL OF MAXIMUM PRICES

Correction

The last two paragraphs of Federal Register document 46-9059, appearing on page 5970 of the issue for Saturday, June 1, 1946, should read as follows:

This order shall become effective on the 31st day of May 1946.

Issued this 29th day of May 1946.

[Rev. SO 119, Order 263]

TORRINGTON CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* The Torrington Company, Torrington, Connecticut, may compute its adjusted ceiling prices for its sales of the bicycle accessories and parts which it manufactures, as follows:

(1) For an article which has a properly established ceiling price in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by 7.3 percent.

(2) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188; and prices so fixed may not be increased under this order.

(3) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) *Resellers' ceiling prices.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

A person who resells the bicycle accessories and parts covered by this order as bicycle parts and accessories shall calculate his ceiling prices by adding to his invoice cost the same percentage markup which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is one which meets all of the following tests:

(1) It belongs to the narrowest trade category which includes the article being priced.

(2) Both it and the article being priced were purchased from the same class of supplier.

(3) Both it and the article being priced belong to a class of articles to which, according to customary trade practice, an approximately uniform percentage markup is applied.

(4) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620–759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in effect during March 1942, or thereafter properly established under OPA regulations.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles. This notice may be given in any convenient form.

(e) The provisions of Supplementary Order No. 153 shall not apply to sales covered by this order.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective on the 21st day of June 1946.

Issued this 20th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–10700; Filed, June 20, 1946; 11:28 a. m.]

Regional and District Office Orders.

[Fort Worth Order G–8 Under Gen. Order 68]

BUILDING MATERIALS IN ECTOR AND ANDREWS COUNTIES, TEX.

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order No. 68, it is hereby ordered:

SEC. I. *What this order does.* This order establishes maximum prices for all retail sales of certain building materials specifically described in Appendix A of this order when such sales are made in the geographical area comprising Ector and Andrews Counties, Texas.

SEC. II. *Definitions.* 1. The term retail sale as used in this order means any sale of the building materials covered by this order to an ultimate user or to a contractor who will resell the same on an installed basis.

SEC. III. *Maximum prices.* Maximum prices for commodities subject to this order are those set forth in Appendix A, which is specifically made a part of this order, subject to the terms and conditions of sale and other limitations set forth therein.

SEC. IV. *The relation of this order to other regulations.* The maximum prices fixed by this order supersede any maximum prices or price determining method previously established by any other regulation or order issued by the Office of Price Administration for the commodities and sales covered by this order.

SEC. V. Each seller making sales subject to this order shall post a copy of Appendix A of this order plainly visible to all purchasers in each of his places of business located in the area covered by this order.

SEC. VI. *Invoices and notification.* Each seller making sales subject to this order shall, if requested by any purchaser of commodities subject hereto, make available to such purchaser for inspection a copy of this order. Each seller covered by this order is required to furnish each purchaser with an invoice at the time of sale, which must contain the following information:

1. Name and address of the purchaser.
2. A description of each commodity sold.
3. The quantity of each commodity sold.
4. The price charged for each commodity sold.
5. The type of sale, whether f. o. b. railroad car, f. o. b. seller's yard or store, or delivered to job site.
6. A statement of cash discounts allowed for prompt payment.
7. A separate statement of any amount added for the extension of credit.
8. The amount of drayage charged for making delivery.

Each seller is required to keep a duplicate of such invoice in his place of business, and make it available for inspection by the Office of Price Administration during regular business hours.

SEC. VII. *Addition of increase in supplier's prices prohibited.* The maximum prices set out by this order may not be increased by a dealer to reflect increases in purchase costs or in supplier's maximum prices occurring after the effective date hereof; but increases in the maximum prices set hereby to reflect such increases are within the discretion of the District Director.

SEC. VIII. *What this order prohibits.* Regardless of any obligation no person shall:

1. Sell, or in the course of trade or business, buy building materials at higher prices than the maximum prices set by this order; but less than the maximum prices may at any time be charged, paid or offered.

2. Obtain higher than maximum prices by:

(i) Making a charge higher for the extension of credit than was made in March 1942 under the same or similar conditions.

(ii) Failure to give the discounts as established by your March 1942 practices.

(iii) Using any tying agreement or requiring that the buyer purchase anything in addition to the building materials requested by him; or

(iv) Using any other device by which a higher than maximum price is obtained directly or indirectly.

SEC. IX. *Enforcement.* 1. Persons violating any provisions of this order are subject to civil and criminal penalties, including suits for treble damages, provided for by the Emergency Price Control Act of 1942, as amended.

2. Persons who have any evidence of any violation of this order are urged to communicate with the Fort Worth District Office of the Office of Price Administration.

SEC. X. *Building materials not covered by this order.* There are building materials sold and delivered in the area covered by this order which are not included in, and for which prices are not established in this order. The maximum prices for such building materials, when sold by any person covered by this order, shall continue to be determined under the applicable Maximum Price Regulation. Sellers who are in doubt as to the Regulation applicable to such building materials should consult the Fort Worth District Office of the Office of Price Administration.

This order may be amended or revoked at any time by the Office of Price Administration.

This order shall become effective June 15, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub Law 383, 78th Cong., E.O. 9250; 7 F.R. 7871; and E.O. 9328, 8 F.R. 4681)

Issued at Fort Worth, Texas, this 7th day of June 1946.

E. B. HOLLOWAY
District Director.

APPENDIX A

Name of item	Sold in quantities of—	Selling unit	Maximum price when sold f. o. b. plant, yard, store, or when sold f. o. b. railroad in C/L lots
Asphalt roofing, 100-lb sack or carton.	Any	100-lb. sack or carton.	$2.00
Brick, fire	Any	Per M	100.00
Cement, Keene's, paper bags	LCL	100-lb bag	2.25
	C/L or more	per ton	41.20
Cement, masonry, trinity mix or equal.	LCL	67-lb. bag	.75
	C/L or more	268-lb. bbl	2.75
Cement, portland, standard paper bags!	LCL	94-lb. bag	.80
	C/L or more	376-lb. bbl	2.87
Cement, quickset, premium grade, paper bags.	LCL	94-lb. bag	.95
	C/L or more	376-lb. bbl	3.37
Cement, quickset, standard paper bags.	LCL	94-lb. bag	.80
	C/L or more	376-lb. bbl	2.87
Cement, slowset, paper bags	LCL	94-lb. bag	.95
	C/L or more	376-lb. bbl	3.37
Cement, white	LCL	94-lb. bag	3.00
	C/L or more	376-lb. bbl	10.00
Clay, fire	Any	100-lb. bag	2.00
Felt:			
15 lbs., asphalt or tarred	Any	Roll (432 sq. ft.)	2.22
30 lbs.	Any	Roll (216 sq. ft.)	3.22
Gypsum, exterior board	Any	100 sq. ft	4.60
Gypsum, roof deck, 1"	Any	100 sq. ft	8.25
Hardboard, all brands:			
⅛" standard untempered all lengths.	Any	100 sq. ft	8.50
⅛" tempered, all lengths	Any	100 sq. ft	10.00
⅛" tempered tile, all lengths	Any	100 sq. ft	12.50
⅛" enamel surface, scored	Any	100 sq. ft	35.00
⅛" gray asbestos flexboard, plain.	Any	100 sq. ft	12.00
Insulation, batts, thermal:			
2" full thick paper backed	Any	100 sq. ft	5.50
4" full thick paper backed	Any	100 sq. ft	7.50
Insulation board, fibre:			
½" celotex or equal	Any	100 sq. ft	4.50
½" celotex or equal, 4' x 8'	Any	100 sq. ft	6.00
Insulation tile, fibre, ½" T & G or bevel lap, celotex or equal, 12" x 12", 16" x 16"	Any	100 sq. ft	7.50
Insulation tile, fibre, ½" celotex or equal, 16" x 32", 18" x 24"	Any	100 sq. ft	6.50
Insulation planing, fibre, ½" celotex or equal, 6" to 16", 8' to 10'	Any	100 sq. ft	7.50
Insulation board, fibre, 25/32" celotex or equal, asphalt sheathing.	Any	100 sq. ft	7.90
Insulation board, fibre, ¾" celosiding or equal.	Any	100 sq. ft	$13.50
Lath, metal, 2.5 lb. copper bearing, painted diamond mesh.	Any	1 sq. yd	.30
Lath, metal, 2.5 lb. noncopper bearing, painted diamond mesh.	Any	1 sq. yd	.29
Lime, mason's hydrated 10-lb. paper bag.	Any	10-lb bag	.25
Lime, mason's hydrated, 50-lb. paper bag.	Any	50-lb bag	.75
Paper, sisal craft, 500 sq. ft. roll.	Any	Roll	6.00
Plaster, hard wall	LCL	100-lb. bag	1.25
	C/L or more	Per ton	21.00
Plaster, gauging	LCL	100-lb. bag	1.50
	C/L or more	Per ton	24.75
Plaster, moulding	LCL	100-lb. bag	1.50
	C/L or more	Per ton	24.75
Roofing, asphalt, mineral surface, 90-lb. roll.	Any	Roll (108 sq. ft.)	4.18
Black smooth surface:			
35-lb	Any	Roll (108 sq. ft.)	1.60
45-lb	Any	Roll (108 sq. ft.)	2.29
55-lb	Any	Roll (108 sq. ft.)	3.06
Sheathing, felt, black, 25-lb	Any	Roll, 500 sq. ft	1.75
Shingles, asphalt, hexagon, 167-lb., 2 or 3 tab 11½" x 36" all colors.	Any	167-lb. sq	6.66
Shingles, asphalt, thickbutt, 210-lb.	Any	210-lb. sq	7.70
Siding, asbestos cement, 12 x 24 or 27" standard color.	Any	100 sq. ft	10.50
Siding, asphalt, roll, brick	Any	100 sq. ft	4.62
Stucco	Any	100-lb. bag	3.00
Wallboard, fibre:			
25/32":			
First quality	Any	100 sq. ft	4.50
Second quality	Any	100 sq. ft	4.00
½" upson board or similar	Any	100 sq. ft	4.50
3/16" upson board or similar, tile.	Any	100 sq. ft	5.50
Gypsum, wallboard:			
¼"	Any	100 sq. ft	4.00
⅜"	Any	100 sq. ft	4.50
½"	Any	100 sq. ft	5.00

[1] $0.07½ per bag or $0.30 per bbl. may be added to above price when sold in Andrews County, Tex.

1. *Terms of sale.* Maximum prices hereinabove established are subject to the following cash discounts:

(a) For sellers who were in business during March 1942, the same cash discount they had in effect during March 1942 for each quantity and type of sale made.

(b) For sellers who were not in business during March 1942, the cash discount which their most competitive seller who was in business during March 1942 is required to make under the provisions of this order.

2. *Additions for the extension of credit.* The following additions for the maximum prices hereinabove established may be made for the extension of credit beyond 30 days.

(a) Sellers who were in business during March 1942 are permitted to add to prices established hereinabove for the extension of credit beyond a period of 30 days, the same additions that they had in effect during March 1942 for the same type and quantity of sale. If no extra charges were made for the extension of credit during March 1942, none may be added.

(b) Sellers who were not in business during March 1942, are permitted to make the same charge for the extension of credit which their most closely competitive seller is permitted to make under the provisions of this order.

3. Sellers of hard building materials covered by this order may negotiate with and engage an independent, non-affiliated, contract carrier to make deliveries, the charges for such services not to exceed legal ceiling prices and such charges will be added, as a separate item, on the customer's invoice or sales slip.

[F. R. Doc. 46–10621; Filed, June 19, 1946; 1:25 p. m.]

[Fort Worth Order G–9 Under Gen. Order 68]

BUILDING MATERIALS IN HOWARD COUNTY, TEX.

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order No. 68, it is hereby ordered:

SECTION I. *What this order does.* This order establishes maximum prices for all retail sales of certain building materials specifically described in Appendix A of this order when such sales are made in the geographical area comprising Howard County, Texas.

SEC. II. *Definitions.* 1. The term retail sale as used in this order means any sale of the building materials covered by this order to an ultimate user or to a contractor who will resell the same on an installed basis.

SEC. III. *Maximum prices.* Maximum prices for commodities subject to this order are those set forth in Appendix A, which is specifically made a part of this order, subject to the terms and conditions of sale and other limitations set forth therein.

SEC. IV. *The relation of this order to other regulations.* The maximum prices fixed by this order supersede any maximum prices or price determining method previously established by any other regulation or order issued by the Office of Price Administration for the commodities and sales covered by this order.

SEC. V. Each seller making sales subject to this order shall post a copy of Appendix A of this order plainly visible to all purchasers in each of his places of business located in the area covered by this order.

SEC. VI. *Invoices and notification.* Each seller making sales subject to this order shall, if requested by any purchaser of commodities subject hereto, make available to such purchaser for inspection a copy of this order. Each seller covered by this order is required to furnish each purchaser with an invoice at the time of sale, which must contain the following information:

1. Name and address of the purchaser.
2. A description of each commodity sold.
3. The quantity of each commodity sold.
4. The price charged for each commodity sold.
5. The type of sale, whether f. o. b. railroad car, f. o. b. seller's yard or store, or delivered to job site.
6. A statement of cash discounts allowed for prompt payment.
7. A separate statement of any amount added for the extension of credit.
8. The amount of drayage charged for making delivery.

Each seller is required to keep a duplicate of such invoice in his place of business, and make it available for inspection by the Office of Price Administration during regular business hours.

SEC. VII. *Addition of increase in supplier's prices prohibited.* The maximum prices set out by this order may not be increased by a dealer to reflect increases in purchase costs or in supplier's maximum prices occurring after the effective date hereof; but increases in the maximum prices set hereby to reflect such increases are within the discretion of the District Director.

SEC. VIII. *What this order prohibits.* Regardless of any obligation no person shall:

1. Sell, or in the course of trade or Regardless of any obligation no person higher prices than the maximum prices set by this order; but less than the maximum prices may at any time be charged, paid or offered.

2. Obtain higher than maximum prices by:

(i) Making a charge higher for the extension of credit than was made in March 1942 under the same or similar conditions.

(ii) Failure to give the discounts as established by your March 1942 practices.

(iii) Using any tying agreement or requiring that the buyer purchase anything in addition to the building materials requested by him; or

(iv) Using any other device by which a higher than maximum price is obtained directly or indirectly.

SEC. IX. *Enforcement.* 1. Persons violating any provisions of this order are subject to civil and criminal penalties, including suits for treble damages, provided by the Emergency Price Control Act of 1942, as amended.

2. Persons who have any evidence of any violation of this order are urged to communicate with the Fort Worth District Office of the Office of Price Administration.

SEC. X. *Building materials not covered by this order.* There are building materials sold and delivered in the area covered by this order which are not included in, and for which prices are not established in this order. The maximum prices for such building materials, when sold by any person covered by this order, shall continue to be determined under the applicable Maximum Price Regulation. Sellers who are in doubt as to the Regulation applicable to such building materials should consult the Fort Worth District Office of the Office of Price Administration.

This order may be amended or revoked at any time by the Office of Price Administration.

This order shall become effective June 15, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong., E.O. 9250; 7 F.R. 7871; and E.O. 9328, 8 F.R. 4681)

Issued at Fort Worth, Texas, this 7th day of June 1946.

E. B. HOLLOWAY,
District Director.

APPENDIX A

Name of item	Sold in quantities of—	Selling unit	Maximum price f. o. b. plant, yard or store (f. o. b. railroad car in C/L lots)
Asphalt roofing, 100-lb. sack or carton.	Any	100-lb. sack or carton.	$ 2.60
Brick, face, textured or smooth, red to black, A–1 to A–8, CB–2, CB–3.	1 to 1,999	Per M	43.75
	2M to 11,999	Per M	37.75
	C/L or more	Per M	35.75
Brick, face, textured or smooth, creams, buffs, gray and iron spots, B–1 to B–8, C–1 to C–3, D–1 to D–6.	1 to 1,999	Per M	48.75
	2M to 11,999	Per M	41.75
	C/L or more	Per M	39.75
Brick, common	LCL	Per M	28.75
	C/L or more	Per M	23.75
Brick, fire, 2,700°	Any	Per M	86.00
Cement, Keene's, paper bags.	LCL	100-lb. bag	2.50
	C/L or more	Per ton	43.00
Cement, masonry, trinity mix or equal.	LCL	67-lb. bag	.75
	C/L or more	268-lb. bbl	2.45
Cement, portland, standard paper bags.	LCL	94-lb. bag	.80
	C/L or more	376-lb. bbl	2.85
Cement, quickset, premium grade.	LCL	94-lb. bag	.95
	C/L or more	376-lb. bbl	3.44
Cement, white	LCL	94-lb. bag	3.00
	C/L or more	376-lb. bbl	10.00
Clay, building tile:			
5 x 8 x 12	Any	1,000	109.16
5 x 8 x 6	Any	1,000	80.76
Clay, fire, 100-lb. bag	Any	100-lb bag	1.60
Felt:			
15-lb asphalt or tarred	Any	Roll, 432 sq. ft	2.97
30-lb	Any	Roll, 216 sq. ft	2.97
Felt, 25-lb., Slater's	Any	Roll	1.79
Gypsum, exterior board, ½''	Any	100 sq. ft	4.30
Gypsum, roof deck, 1''	Any	100 sq. ft	8.50
Hardboard, all brands:			
⅛'' standard untempered, all lengths.	Any	100 sq. ft	7.50
⅛'' tempered, all lengths	Any	100 sq. ft	9.45
⅛'' tempered tile, all lengths.	Any	100 sq. ft	12.50
¼'' std. gray asbestos flexboard, 4' x 4' scored.	Any	100 sq. ft	17.50
Insulation, batts, thermal, 2'', paper backed, full thick.	Any	100 sq. ft	6.50
Insulation, batts, thermal, 4'', paper backed, full thick.	Any	100 sq. ft	7.50
Insulation board, fibre, ¾'' celotex or equal.	Any	100 sq. ft	6.60
¾'' celotex or equal	Any	100 sq. ft	6.25
½'' planking	Any	100 sq. ft	7.80
½'' 16'' x 32'', 12'' x 12'', 16'' x 16''.	Any	100 sq. ft	7.80

Name of item	Sold in quantities of—	Selling unit	Maximum price f. o. b. plant, yard or store (f. o. b. railroad car in C/L lots)
Lath, metal, 2.5 lb. copper bearing painted diamond mesh.	Any	1 sq. yd	$ .30
Noncopper	Any	1 sq. yd	.28
Galvanized	Any	1 sq. yd	.30
Lath, metal, 3.4 lb. copper bearing painted diamond mesh.	Any	1 sq. yd	.32
Noncopper	Any	1 sq. yd	.29
Galvanized	Any	1 sq. yd	.33
Lime, Mason's hydrated:			
10-lb. sack	Any	10-lb. sack	.27
50-lb. sack	LCL	50-lb. sack	.90
	C/L or more	Per ton	17.90
Plaster, hard wall	LCL	100-lb. sack	1.90
	C/L or more	Per ton	16.80
Plaster, moulding	LCL	100-lb. sack	1.85
	C/L or more	Per ton	16.50
Paper, sisal craft, 500 sq. ft. roll.	Any	Roll	.85
Roofing, asphalt, mineral surface:			
75-lb. roll	Any	Roll (108 sq. ft.)	3.03
90-lb. roll	Any	Roll (108 sq. ft.)	3.43
Roofing, asphalt, Black smooth surface:			
35 lbs	Any	Roll (108 sq. ft.)	1.84
45 lbs	Any	Roll (108 sq. ft.)	2.04
55 lbs	Any	Roll (108 sq. ft.)	2.31
Shingles, asphalt, 167 lbs., 2 or 3 tab hexagon.	Any	167-lb. sq	6.56
210 lbs. to 220 lbs. (3 in 1) thickbutt.	Any	210–220-lb. sq	7.40
Siding, asbestos cement, 12 x 24 or 27'' standard color.	Any	100 sq. ft	11.80
Siding, asphalt roll, brick (105-lb. roll).	Any	100 sq. ft	4.47
Stucco	Any	100-lb. bag	2.50
Wallboard, fibre:			
First quality, 5/16'' Upson or equal.	Any	100 sq. ft	6.00
Second quality, Commander Bison or equal.	Any	100 sq. ft	4.00
¼'' Upson or equal	Any	100 sq. ft	7.35
5/16'' tile, Upson or equal	Any	100 sq. ft	6.80
Double thick, Upson tile or equal.	Any	100 sq. ft	7.00
Wallboard, gypsum:			
¼''	Any	100 sq. ft	3.80
⅜''	Any	100 sq. ft	4.00
½'' tile	Any	100 sq. ft	4.80
½''	Any	100 sq. ft	4.80

1. *Terms of sale.* Maximum prices hereinabove established are subject to the following cash discount:

(a) For sellers who were in business during March 1942, the same cash discount they had in effect during March 1942 for each quantity and type of sale made.

(b) For sellers who were not in business during March 1942, the cash discount which their most competitive seller who was in business during March 1942 is required to make under the provisions of this order.

2. *Additions for the extension of credit.* The following additions for the maximum prices hereinabove established may be made for the extension of credit beyond 30 days.

(a) Sellers who were in business during March 1942 are permitted to add to prices established hereinabove for the extension of credit beyond a period of 30 days the same additions that they had in effect during March 1942 for the same type and quantity of sale. If no extra charges were made for the extension of credit during March 1942, none may be added.

(b) Sellers who were not in business during March 1942 are permitted to make the same charge for the extension of credit which their most closely competitive seller is permitted to make under the provisions of this order.

3. Dealers may negotiate with and engage an independent, non-affiliated contract carrier to make deliveries; the actual charges not to exceed legal ceiling prices are to be added, as a separate item, on the customer's invoice or sales slip.

[F. R. Doc. 46–10620; Filed, June 19, 1946; 1:21 p. m.]

[Region V Order G–39 Under RMPR 251]

INSTALLED MINERAL WOOL INSULATION IN LOUISIANA

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of the Office of Price Administration by Section 9 of Revised Maximum Price Regulation No. 251, it is ordered:

SECTION 1. *What this order does.* This order establishes the maximum prices on sales of mineral wool insulation when sold on an installed basis in existing structures in the area comprising the State of Louisiana.

(a) "Mineral wool" means rock wool, slag wool and glass wool blown from molten materials and used to retain or exclude heat.

(b) "Existing structures" means any completed building or structure whether occupied or unoccupied and includes ordinary changes, improvements, remodeling or additions.

(c) "On on installed basis" means a transaction in which the seller furnishes mineral wool insulation together with the labor, services and materials required to incorporate such insulation into an existing structure. Installation may be performed by the pneumatic or blowing method, by the hand-packing method, or by the use of batts and blankets.

(d) "Incidental construction work" means work performed or services rendered with respect to a building or structure apart from the installation of mineral wool insulation. It also includes those materials and operations the cost of which are expressly described as not included in the prices of certain items listed in Table I of section 3 of this order.

SEC. 2. *Relation of this order to Revised Maximum Price Regulation No. 251 and to Orders No. 27 and No. 28 issued under section 9 of Revised Maximum Price Regulation No. 251.* (a) The provisions of this order supersede sections 6, 7, and 8 of Revised Maximum Price Regulation No. 251, except as otherwise provided in this order, with respect to sales of installed mineral wool insulation and incidental construction work. Except as otherwise provided herein, all transactions subject to this order shall remain subject to all provisions of Revised Maximum Price Regulation No. 251, together with all amendments that have been or hereinafter may be issued.

(b) The provisions of this order revoke and supersede Orders No. 27 and 28 issued under section 9 of Revised Maximum Price Regulation No. 251. All transactions and sales of installed mineral wool covered by those orders shall, after the effective date of this order, be subject to the terms and provisions of this order.

(c) On and after the effective date of this order, regardless of any contract or other obligation, no person shall sell, offer to sell, or deliver mineral wool insulation on an installed basis or incidental construction work as herein defined, in the State of Louisiana, at prices higher than the maximum prices established by this order.

SEC. 3. *Maximum prices.* (a) The maximum prices for sales of mineral wool insulation on an installed basis shall be those shown in Table I of this section. Prices apply to all types and thicknesses of blown mineral wool and to all types and thicknesses of hand-packed loose mineral wool and to batts and blankets. The prices listed in Table I are based upon an insulation thickness of 4 inches. For each inch or fraction of an inch of insulation over 4 inches, when ordered by the buyer, the seller may make an additional charge of 2¢ per inch per square foot. For each inch of thickness under 4 inches the seller shall deduct 1¢ per inch per square foot. A ¾ inch tolerance may be allowed without change in maximum price.

(b) The drawings referred to in Table I are on file with the Division of the Federal Register, and are hereby made a part of this order. For the convenience of sellers and buyers, and in the interest of simplification and clarity of description, copies of these drawings are attached to this order and distributed by the Office of Price Administration.

(c) Where a machine or a crew of two or more workers is used on mineral wool insulation jobs and the total charge as determined in accordance with the maximum prices listed in Table I is $40 or less, the seller may add $10 to such charge.

(d) In cases where the seller must transport the mineral wool to an installation job site outside the Parish wherein the insulation is kept or stored, the seller may add 1¢ per square foot of insulation for each 25 miles, or fraction thereof, it is transported beyond the Parish line, to the total charge computed under the provisions of Table I of section 3 of this order. This transportation charge within the meaning of this paragraph must be computed by using the distance of the most direct and practical route from the Parish line to the insulation job site.

(e) Table of prices.

TABLE I—MAXIMUM PRICES

FLAT AREAS

Exposed ceilings

	Price per sq. ft. (4'' thickness basis)
1. Open attics with over 24'' clearance to roof. No roof opening necessary, open blowing conditions, drawing 1	$0.13
2. Under flat built up roofs (suspended ceiling) with over 24'' clearance between roof and hung ceiling, open blowing conditions. (Price includes cost of opening and closing for area 500 square feet and over, price does not include opening and closing for areas under 500 square feet), drawing 2	.13

Covered ceilings

(Prices include cost of removing and replacing flooring)

3. Open attics with a single rough flooring and accessible, no roof opening necessary, drawing 3	$0.15
4. Open attics with finished single floors, drawing 4	.16
5. Open attics with finished double floors, drawing 5	.16½

Flat ceilings in closed spaces

(Prices do not include cost of opening and closing)

6. Flat ceilings in closed spaces under pitched or sloping roofs where opening in roof is necessary, such as pocket areas behind knee walls, areas under roof ridges, or extensions which are practically flat, drawing 6	$0.13
7. Ceilings in closed space under ridge of pitched roofs, where openings for the full length of ridge is necessary because of small clearance between ridge and ceiling area, drawing 7	.13
8. Flat built up roof types including row house construction and commercial buildings (plus cost of opening), drawings 2 and 8	.15
9. Flat roof decks covered with tin, copper or canvas (plus cost of opening), drawing 9	.15
10. Overhang, drawing 10	.17
11. Dormer tops, drawing 11:	
(a) Where no retainer material is necessary	.14
(b) Where retainer material is necessary	.18
12. Bay window, top or bottom, drawing 12	.16

Floors

(Prices include cost of opening and closing)

13. Any exposed floors over garage ceilings, open porches or similar types of areas where the underside of the area to be insulated is closed and finished. Drawing 13	$0.18
14. Any exposed floors where the areas to be insulated are not closed and finished and where retaining materials are required. Drawing 14	.19

Floor over unexcavated areas

(Prices do not include cost of retaining materials)

15. Batts and blankets, drawing 15	$0.19
16. 4'' fill over retaining material and lath retaining surface, drawing 16	.17

TABLE I—MAXIMUM PRICES—Continued

SLOPING AREAS

	Price per sq. ft. (4" thickness basis)
17. All slopes where closed and finished on the interior side of the rafters (price does not include cost of opening and closing), drawing 17	$0.16
18. Open rafters and slopes where batts or blankets are used, such as pockets outside of knee walls where blow is impractical (price does not include cost of opening and closing), drawing 18	.17
19. Open rafters and slopes. Insulation held in place by retaining material (price includes cost of retainer material, if used), drawing 19	.20
Knee walls and partitions	
20. Interior plastered walls where no decoration is necessary except plaster patching (price includes opening and closing), drawing 20	$0.19
21. Knee walls adjacent to slopes and easily accessible, no openings required (price includes cost of retaining material), drawing 21	.22
22. Knee walls not accessible, requiring retaining material (price includes cost of retaining material but does not include opening and closing), drawing 22	.20
23 Stairwells (prices include opening and closing), drawing 23:	
(a) Soffits	.20
(b) Walls (measurement of walls may be taken as rectangle from floor to ceiling)	.20
Exterior walls	
(Prices include cost of opening and closing)	
24. Exterior walls with inner finish whose outer surface is composed of:	
(a) Wood or asphalt shingles	$0.18
(b) Wood clapboard	.18
(c) Brick or stone veneer	.23
(d) Stucco	.22
(e) Asbestos-cement shingles	.20
(f) Insulated brick, drawings 24 and 30	.20
25 and 26. Gable and end walls with inner finish:	
(a) Wood or asphalt shingles	.18
(b) Wood clapboard	.18
(c) Brick or stone veneer	.23
(d) Stucco	.22
(e) Asbestos-cement shingles	.20
(f) Insulated brick, drawings 25, 26, and 27	.20
27. Gable and end walls without inner finish, requiring standard retaining material (price includes cost of retaining material), drawings 25, 26, and 27	.17
28. Dormer cheeks and faces with inner finish, drawings 28 and 29:	
(a) Wood or asphalt shingles	.18
(b) Wood clapboard	.18
(c) Brick or stone veneer	.23
(d) Stucco	.22
(e) Asbestos-cement	.20
(f) Insulated brick	.20
29. Dormer cheeks and faces without inner finish, requiring retaining material (prices include cost of retaining material), drawings 28 and 29	.22
(a) Louveres (per unit)	11.00

Openings and closings. A separate additional charge may be made for openings and closings only in those cases where opening and closing are not specifically included in the price applicable to the category. The charge includes payment for all labor and material including that used for replacement of material where necessary. This charge applies only to work performed by the installer in connection with installation of mineral wool insulation.

The above prices shall be cash prices. If the seller customarily made an extra charge for credit extended for 30 days or longer, during his base period, he may now make this charge so long as such charge is no higher than his base period credit charge.

(f) *Measurements.* It shall be the seller's responsibility to ascertain that all measurements are accurate. Measurements for exterior walls are to be taken over-all, with no deduction for openings, except for sun porch walls, store fronts or similar areas where windows and door areas must be deducted. In the case of elevator wells, ventilators, skylights, monitors and penthouses on flat roofs the entire such area must be deducted where they are more than 16 square feet in area and extend through the flat ceiling area to be insulated. For attic floors outside gross dimensions may be taken. In measuring the height of knee walls, to the height between floors, joists and rafters add one foot for floor seal piling of granulated insulation. For slope add six inches to length of clean span for capping intersecting surfaces. For flat ceilings which intersect slopes add one foot to length of span taken at right angles to intersecting slopes. For stairwell walls measurement may be taken as a rectangle from floor to ceiling and not as triangles.

In determining the total of the square foot area for each category of insulation installed a tolerance of 5 percent will be recognized.

SEC. 4. *Lump sum or guaranteed price.* (a) A seller may offer to or make sales covered by this order on the basis of a lump sum or guaranteed price, but such lump sum or guaranteed price must not be higher than the maximum price figured in accordance with the pricing methods and requirements of this order.

(b) *Recomputation.* Within 30 days from the completion of any service covered by this order for which a price was charged on the basis of a lump sum or guaranteed price, the seller shall check his price by reviewing the categories and other factors used in his estimate on the basis of the actual services rendered and material furnished and shall determine whether the price quoted, charged or collected is higher than the maximum price computed under this order. In the event that the price quoted, charged or collected is higher than the maximum price computed under the terms of this order the seller shall reduce his price to the proper maximum price and shall refund to the buyer within such period of 30 days after the completion of the service any excess which may have been collected, or, if no excess has been collected, then, by written notice to the buyer, shall cancel the indebtedness of the buyer for any such excess, or both, as the case may require. Such a charge or collection in an amount in excess of the maximum price properly computed in accordance with this order shall not be considered to be in violation of this order if the amount thereof is refunded or credited to the buyer in accordance with this paragraph.

SEC. 5. *Maximum prices for special insulation and related work and incidental construction.* If, in connection with any sale covered by this order, any sales are made of special insulation work or related work or incidental construction work for which no separate dollars-and-cents price has been established in section 3 of this order, such sales shall be separately priced and billed on all invoices and sales slips. The maximum prices for all such other sales shall be computed under Revised Maximum Price Regulation No. 251 or other applicable price regulations or orders.

SEC. 6. *Records and invoices.* (a) Every seller of mineral wood insulation on an installed basis, whether the sale is made as a part of a general contract calling for installation of other commodities or not, shall:

1. Preserve records showing the information given in compliance with subparagraphs (i) to (vii) of this section.

2. Upon completion of the work or within a reasonable time thereafter, if requested by the purchaser, give to the purchaser an invoice or similar document reflecting the following information:

(i) The date on which the installation was completed.

(ii) The name and address of the seller and buyer.

(iii) The number of square feet and type of insulation installed, the thickness of insulation material, and the areas in which such insulation material was installed.

(iv) The price charged for each separate category exactly as stated in Table I including category number and drawing number.

(v) The terms of sale.

(vi) If a charge is made for transporting the mineral wool insulation, as provided in paragraph D of section 3 of this order, such delivery charge must be separately itemized reflecting the number of miles for which a delivery charge was made and the total charge therefor.

(vii) A statement to the effect that the "prices charged are at or below ceiling prices set forth by OPA Regional Order No. G–39 under RMPR 251."

(b) Every person making sales subject to this order shall notify the purchaser of the existence of this order, and if requested, show the purchaser a copy of this order and Revised Maximum Price Regulation No. 251.

SEC. 7. *Enforcement.* (a) Persons violating any provision of this order are subject to the civil and criminal penalties, including suits for triple damages provided for by the Emergency Price Control Act of 1942, as amended.

(b) Persons who have any evidence of any violation of this order are urged to communicate with the New Orleans, Louisiana, District Office of Price Administration.

SEC. 8. *Amendment or revocation.* This order may be amended or revoked at any time by a specific action taken by the Regional Administrator, Region V, or the issuance of any price regulation or amendment by the Price Administrator, the provisions of which are contrary to this order,

Lower than maximum prices may be charged, paid or received.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871; and E.O. 9328, 8 F.R. 4681)

Effective this 13th day of June 1946.

Issued at Dallas, Texas, this 7th day of June 1946.

W. A. ORTH,
Regional Administrator.

[F. R. Doc. 46–10625; Filed, June 19, 1946; 1:27 p. m.]

[Region VIII Order G–1 Under Gen. Order 68, Amdt. 2]

MILLWORK IN CENTRAL CALIFORNIA

An opinion accompanying this amendment has been issued simultaneously herewith. Order No. G–1 under General Order No. 68 is amended in the following respects:

1. Appendix A is amended by adding thereto Item IV, as follows:

IV. *Increases in prices.* Each seller may add to the prices set forth in this Appendix A the actual dollars-and-cents increase charged him by his supplier pursuant to Amendment 16 to Revised Maximum Price Regulation No. 293, but only after he has reported the amount of such increase for each item to the District Office of the Office of Price Administration having jurisdiction over his selling establishment and from that office has received acknowledgment of his report. Such acknowledgment must be posted with the maximum prices established by this order as provided by paragraph (d) thereof.

This amendment to Order No. G–1 under General Order No. 68 shall become effective June 17, 1946.

Issued this 7th day of June 1946.

BEN C. DUNIWAY,
Regional Administrator.

[F. R. Doc. 46–10614; Filed, June 19, 1946; 1:18 p. m.]

[Region VIII Order G–5 Under Gen. Order 68, Amdt. 1]

PONDEROSA PINE DOORS IN SAN FRANCISCO BAY, CALIF., AREA

An opinion accompanying this amendment has been issued simultaneously herewith.

Order No. G–5 under General Order No. 68 is amended in the following respects:

1. Appendix A is amended by adding thereto Item III, as follows:

III. *Increases in price.* Each seller may add to the prices set forth in this Appendix A the actual dollars-and-cents increase charged him by his supplier pursuant to Amendment 16 to Revised Maximum Price Regulation No. 293, but only after he has reported the amount of such increase for each item to the District Office of Price Administration having jurisdiction over his selling establishment and from that office has received acknowledgment of his report. Such acknowledgment must be posted with the maximum prices established by this order as provided by paragraph (d) thereof.

This amendment to Order No. G–5 under General Order No. 68 shall become effective June 17, 1946.

Issued this 7th day of June 1946.

BEN C. DUNIWAY,
Regional Administrator.

[F. R. Doc. 46–10613; Filed, June 19, 1946; 1:17 p. m.]

[Region VIII Order G–3 Under MPR 592, Amdt. 1]

ROOFING TILE IN LOS ANGELES COUNTY, CALIF.

An opinion accompanying this amendment has been issued simultaneously herewith.

Order No. G–3 under Maximum Price Regulation No. 592 is amended by changing the expiration date thereof to July 31, 1946.

This amendment to order No. G–3 shall become effective June 15, 1946.

Issued this 5th day of June 1946.

BEN C. DUNIWAY,
Regional Administrator.

[F. R. Doc. 46–10618; Filed, June 19, 1946; 1:19 p. m.]

[Region VIII Rev. Order G–11 Under RMPR 251, Amdt. 2]

INSTALLED ROOFING AND SIDING IN SOUTHERN CALIFORNIA

An opinion accompanying this amendment has been issued simultaneously herewith.

Revised Order No. G–11 under Revised Maximum Price Regulation No. 251 is amended in the following respects:

1. Subparagraph (c) A (ii) is amended to read as follows:

(ii) Wood Shingle Roofing:

1. No. 1 red cedar or redwood shingles applied to expose not more than 5" of 16" shingle or not more than 5½" of 18" shingle	$15.75
2. No. 2 red cedar or redwood shingles applied to expose not more than 4½" of shingle	15.25
3. No. 3 red cedar or redwood shingle applied to expose not more than 4" of shingle	14.75

This amendment to Revised Order No. G–11 shall become effective June 14, 1946.

Issued this 4th day of June 1946.

BEN C. DUNIWAY,
Regional Administrator.

[F. R. Doc. 46–10616; Filed, June 19, 1946; 1:18 p. m.]

[Region VIII Order G–17 Under RMPR 251, Amdt. 1]

INSTALLED BUILDING MATERIALS IN SAN FRANCISCO REGION

An opinion accompanying this amendment has been issued simultaneously herewith.

Order No. G–17 under Revised Maximum Price Regulation No. 251 is amended by changing subparagraph (b) (2) (i) to read as follows:

(i) The maximum price of any new material shall be the lower of the following:

(*a*) The highest price charged for such material by the seller during March, 1942, plus any increase allowed by the Office of Price Administration, or

(*b*) The price published as of the date of issuance of this order, in Moore's Price Service, published by Moore's Price Service, Inc., Lloyd Building, Seattle 1, Washington.

This amendment to Order No. G–17 shall become effective June 17, 1946.

Issued this 7th day of June 1946.

BEN C. DUNIWAY,
Regional Administrator.

[F. R. Doc. 46–10515; Filed, June 19, 1946; 1:18 p. m.]

[Region VIII Order G–24 Under SO 94, Amdt. 1]

FLAMEPROOF CANVAS TENTS IN SAN FRANCISCO REGION

For the reasons set forth in the accompanying opinion and pursuant to authority vested in the Regional Administrator by sections 11 and 13 of Supplementary Order No. 94, as amended, *It is hereby ordered*, That subparagraph (a) of Order No. G–24 issued thereunder be amended to read as follows:

(a) The maximum prices for sales of new flameproof canvas tents, including poles, pins and stakes, purchased from War Assets Corporation shall be:

Item	Maximum price to retailers	Maximum price to consumers
16 x 16 feet—pyramidal, no fly	$31.25	$50.00
14 x 14 feet—wall type, with fly	37.50	60.00
17 x 20 feet—wall type, with fly	75.00	90.00

This amendment shall become effective June 17, 1946.

Issued this 7th day of June 1946.

BEN C. DUNIWAY,
Regional Administrator.

[F. R. Doc. 46–10617; Filed, June 19, 1946; 1:19 p. m.]

[Region VIII Order G–46 Under 3 (e)]

ALLEN MFG. CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of the Office of Price Administration by § 1499.3 (e) (2) of the General Maximum Price Regulation, *It is hereby ordered:*

(a) The maximum retail list prices for sales of Allen Oil Circulating Heaters, Model Numbers 4410 and 4428, manufactured by Allen Manufacturing Company, Nashville, Tennessee, by sellers subject

to the General Maximum Price Regulation who cannot determine their maximum prices under § 1499.2 of the General Maximum Price Regulation, shall be as follows:

Item	Maximum retail list price (each)
Allen oil circulating heater, model No. 4410	$79.50
Allen oil circulating heater, model No. 4428	107.50

(b) This order shall apply to sales in the State of Washington.

(c) This order shall be subject to revocation or amendment at any time hereafter, either by special order or by any price regulation issued hereafter, or by any supplement or amendment hereafter issued as to any price regulation, provisions of which may be contrary hereto.

(d) This order shall become effective June 14, 1946.

(e) Issued this 14th day of June 1946.

BEN C. DUNIWAY,
Regional Administrator.

[F. R. Doc. 46-10612; Filed, June 19, 1946; 1:17 p. m.]

[Region VIII Order G-84 Under 18 (c), Amdt. 1]

TRANSPORTATION SERVICES IN CALIFORNIA

An opinion accompanying this amendment has been issued simultaneously herewith. Order No. G-84 under § 1499.18 (c), as amended, of the General Maximum Price Regulation is amended as follows:

(1) Paragraph (b). The term "minimum rate established by the Railroad Commission of the State of California" means the applicable minimum rate determined under any decision in the case numbers listed below in effect at the date set opposite such case number, issued by the Railroad Commission of the State of California or issued by the said Commission pursuant to any application for permission to charge rates lower than those specified in any such decision.

4084, 4108, 4121, 4246, 4293 and 4434	Dec. 28, 1943
4808	June 10, 1946

This amendment shall become effective June 10, 1946.

Issued this 4th day of June 1946.

BEN C. DUNIWAY,
Regional Administrator.

[F. R. Doc. 46-10619; Filed, June 19, 1946; 1:19 p. m.]

[Region VI Order G-1 Under Gen. Order 68]

WINDOWS, SASH, DOORS, FRAMES AND MOULDINGS IN CHICAGO REGION

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to the provisions of General Order No. 68, it is ordered:

SECTION 1. *What this order covers.* This order covers all "over-the-counter" sales of millwork items in any area specified in any of the appendices attached hereto when such sales are made from retail lumber yards and other retail distributors in Region VI in the area specified in any of the appendices attached hereto. The body of this order contains the general provisions which are applicable to all of the appendices hereto. The special provisions and specific prices applicable in particular areas will be set forth in the respective appendices, each of which will be issued as a part of this order. Insofar as any provision contained in any appendix may be inconsistent with any provision contained in the body of this order, the provision contained in the appendix shall be controlling in the area governed by that appendix.

SEC. 2. *Definitions*—(a) *"Over-the-counter" sales.* "Over-the-counter" sales are all sales made to the consumer or contractor other than those sales which are "contract" sales.

(b) *"Contract" sale.* A "contract" sale is a sale, wherein the seller offers to furnish millwork from plans or specifications or from the customer's list, or quotes a flat price for all or for only a portion of the job, whether or not he supplies the material at a price to be determined at a later date, and whether or not the seller agrees to supply all millwork to complete the job.

(c) *Retail lumber yard and other retail distributors.* For the purpose of this order a "retail lumber yard or other retail distributor" is an establishment or person, except a manufacturer, who buys millwork from manufacturers or jobbers and sells to the ultimate consumer or contractor. This order applies to, but is not limited to, such establishments as retail distribution yards, as defined in Maximum Price Regulation No. 215, department stores, builders' supply yards, etc.

SEC. 3. *Millwork items covered by this order.* The tables appended hereto, including maximum prices and the millwork items set forth therein, together with additions and deductions, are hereby made a part of this order.[1]

SEC. 4. *Relationship to other regulations.* The maximum prices for sales of any items of millwork not specifically covered by this order remain subject to Maximum Price Regulation No. 44, revised Maximum Price Regulation No. 293, Maximum Price Regulation No. 381, General Maximum Price Regulation, or any other applicable regulation. The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order. Except to the extent that they are inconsistent with the provisions of this order, all other regulations applicable to the commodities listed in the appendices hereto shall continue to apply to sales covered by this order.

SEC. 5. *Grades and specifications.* The grades and specifications of the millwork items covered by this order shall be as provided for in Maximum Price Regulation No. 44, Revised Maximum Price Regulation No. 293, Maximum Price Regulation No. 381, Maximum Price Regulation No. 589, and Maximum Price Regulation No. 601.

SEC. 6. *Discounts and allowances.* All discounts and allowances granted by the seller in March, 1942, such as cash discounts, contractors' discounts, quantity discounts, etc., must be maintained.

SEC. 7. *Delivery charges.* No delivery charges may be made for sales of millwork items by this Order for delivery within a radius of 25 miles from the sellers' place of business.

When millwork is delivered beyond the 25-mile radius, actual cost may be charged for delivery in the area beyond the 25-mile radius. When the portion of the load is lumber and a charge of 10 cents per MBM per mile is charged for the delivery of lumber by truck, the delivery charge for the lumber must be deducted from the actual cost of delivery before a delivery charge may be assessed to the millwork.

If a buyer picks up the millwork in the yard, no delivery reduction is required; however, this is not to be construed as a waiver of responsibility for making other customary discounts and allowances provided for in section 6 above.

SEC. 8. *Prohibited practices.* Any practice which is a device to get the effect of a higher-than-ceiling price without actually raising the dollars-and-cents price is as much a violation of this order as an outright over-ceiling price. This applies to devices making use of commissions sale of lower-than-standard materials, services, transportation arrangements, tying-agreements, trade understandings, changes in discount practices, and the like.

SEC. 9. *Posting.* Every seller making a sale covered by this order shall either post a copy of the list of maximum prices fixed by this order, as set forth in the applicable appendix hereto, in a manner plainly visible to all purchasers, or make available to his purchasers a counter copy of this order. Extra copies of this order are available for this purpose at offices of the Office of Price Administration.

SEC. 10. *Invoicing and records.* Every person making sales covered by this order must provide the purchaser, whether he request it or not, with an invoice, sales slip, receipt, or other evidence of sale of which an exact and full copy shall be retained by the seller for the duration of the Emergency Price Control Act of 1942, as amended. The invoice or other evidence of sale shall contain the following information with respect to items subject to this order:

1. Name and address of seller.
2. Date of sale.
3. Name and address of purchaser (necessary only on sales of items totalling $7.50 or more.)
4. Description of the item sold, including quantity, size, special treatment, workings, and any other matter insofar as any of these matters may affect the price, in full detail necessary to permit the exact calculation of the applicable maximum price.
5. Charge for delivery beyond the free delivery zone.
6. The total price.

[1] Filed as part of the original document.

SEC. 11. *Penalties.* On and after the effective date of this order any establishment or person covered by this order who sells or offers to sell at a price higher than the selling price permitted by this order, or otherwise violates the provisions of this order, shall be subject to criminal penalties, civil enforcement actions, license suspension proceedings, and suits for treble damages, as provided for by the Emergency Price Control Act of 1942, as amended. No person subject to this order may evade any of the provisions of this order by any stratagem, scheme, or device. No person subject to this order may, as a condition of selling any millwork items covered by this order, require a customer to buy anything else. Any such evasion is punishable as a violation of this order.

SEC. 12. *Petitions for amendment.* Any person seeking an amendment to this order may file a petition for amendment in accordance with the provisions of Procedural Regulation No. 1, except that the petition shall be filed with the Regional Administrator of the Chicago Regional Office of the Office of Price Administration.

SEC. 13. *Revocation or amendment.* This order may be revised, amended, revoked or modified at any time by the Office of Price Administration.

This order shall become effective March 15, 1946.

Issued this 5th day of March 1946.

R. E. WALTERS,
Regional Administrator.

[F. R. Doc. 46-10724; Filed, June 20, 1946; 4:25 p. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File No. 70-1291]

GULF STATES UTILITIES CO.

SUPPLEMENTAL ORDER RELEASING JURISDICTION AND PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 19th day of June A. D. 1946.

Gulf States Utilities Company ("Gulf States"), a public utility subsidiary of Engineers Public Service Company, a registered holding company, having filed a declaration, and amendments thereto, pursuant to sections 6 (a) and 7 of the Public Utility Holding Company Act of 1935, regarding the issuance and sale at competitive bidding, in accordance with sections (b) and (c) of Rule U-50, of $27,000,000 principal amount of First Mortgage Bonds __% Series, due 1976, and the issuance and private sale of $2,000,000 principal amount of 1¾% unsecured promissory notes, the proceeds, together with other funds of Gulf States, to be used to redeem the company's outstanding First Mortgage and Refunding Bonds, Series D, 3½%, due May 1, 1969; and

The Commission having, by order dated June 12, 1946 permitted said declaration, as amended, to become effective and shortening the ten day period for inviting bids provided by Rule U-50 to six days, subject, however, to the terms and conditions contained in Rule U-24 and subject to the further terms and conditions that (1) the proposed issuance and sale of bonds not be consummated until the results of the competitive bidding pursuant to Rule U-50 had been made a matter of record, and a further order entered by this Commission in the light of the record as so completed, jurisdiction being reserved to consider the price to be paid Gulf States, the interest rate, and the underwriters' compensation and allocation thereof, and (2) that jurisdiction be reserved with respect to all legal fees in connection with the proposed transactions; and

Gulf States having filed a further amendment to its declaration in which it is stated that in accordance with the permission granted by said order of the Commission dated June 12, 1946, it offered said bonds for sale pursuant to the competitive bidding requirements of Rule U-50 and received the following bids:

Bidding group headed by—	Price to company	Coupon rate	Annual cost to company
	Percent	*Per cent*	*Percent*
Halsey, Stuart & Co., Inc.	100.767	2⅝	2.588139
Stone & Webster Securities Corp.	102.527	2¾	2.6278

It being further stated in the amendment that Gulf States has accepted the bid of Halsey, Stuart & Co., Inc., as representative of and on behalf of a group of underwriters, as set out above, and that said bonds will be offered for sale to the public at an initial price of 101.490%, resulting in a spread of 0.723%; and

The Commission having examined said amendment and having considered the record herein and finding no basis for imposing terms and conditions with respect to the price to be paid for said bonds, the interest rate thereon, and the underwriters' spread and its allocation; and

It appearing to the Commission from an examination of the amendment and of the record of the hearing thereon that the legal fees proposed to be paid in connection with the transactions are not unreasonable and that jurisdiction with respect to such fees should be released:

It is ordered, That jurisdiction heretofore reserved over the price to be paid for said bonds, the interest rate thereon, and the underwriters' compensation and its allocation, and all legal fees proposed to be paid, be, and the same hereby is, released and said declaration be, and the same hereby is, permitted to become effective, subject, however, to the terms and conditions contained in Rule U-24.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant to the Secretary.

[F. R. Doc. 46-10752; Filed, June 21, 1946; 9:47 a. m.]

[File No. 70-1309]

MINNESOTA POWER & LIGHT CO.

ORDER PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 19th day of June A. D. 1946.

Minnesota Power & Light Company, a subsidiary of American Power & Light Company, a registered holding company subsidiary of Electric Bond and Share Company, also a registered holding company, having filed a declaration and an amendment thereto pursuant to section 12 (c) of the Public Utility Holding Company Act of 1935 and Rule U-42 thereunder regarding the following proposed transactions:

Minnesota Power & Light Company proposes to call for redemption 24,040 shares of a total of 149,040 shares outstanding, of its 5% preferred stock at the redemption price of $104.50 per share, plus accrued dividends to the redemption date. Treasury funds in the amount of $2,512,180, plus the amount of accrued dividends, will be utilized for this purpose. The shares of stock proposed to be redeemed are to be selected by lot, and upon acquisition, are to be cancelled. The redemption provisions relating to such stock require 30 days' notice of the intention to redeem.

Said declaration having been filed on the 28th day of May 1946 and a notice of said filing having issued on the 6th day of June 1946, and notice of said filing having been duly given in the form and manner prescribed by Rule U-23 promulgated pursuant to said act, and an amendment having been filed on June 6, 1946, and the Commission not having received a request for a hearing with respect to said declaration within the period specified in said notice, or otherwise, and not having ordered a hearing thereon; and

The Commission finding with respect to said declaration, as amended, that the requirements of the applicable provisions of the act and the rules thereunder are satisfied and deeming it appropriate in the public interest and in the interest of investors and consumers that said declaration, as amended, be permitted to become effective and that the effective date thereof be advanced:

It is hereby ordered, Pursuant to said Rule U-23 and the applicable provisions of said act and subject to the terms and conditions prescribed in Rule U-24, that the aforesaid declaration, as amended, be, and the same hereby is, permitted to become effective forthwith.

By the Commission.

[SEAL] NELLYE A. THORSEN.
Assistant to the Secretary.

[F. R. Doc. 46-10753; Filed, June 21, 1946; 9:47 a. m.]

[File No. 70-1313]

MOUNTAIN STATES POWER CO.

NOTICE OF FILING

At a regular session of the Securities and Exchange Commission, held at its

office in the City of Philadelphia, Pa., on the 19th day of June, 1946.

Notice is hereby given that Mountain States Power Company, a subsidiary of Standard Gas and Electric Company, a registered holding company, has filed a declaration pursuant to sections 6 and 7 of the Public Utility Holding Company Act of 1935.

Notice is further given that any person may, not later than June 27, 1946 at 5:30 p. m., e. d. s. t., request the Commission in writing that a hearing be held on such matter, stating the reasons for such request and the nature of his interest, or may request that he be notified if the Commission should order a hearing thereon. At any time thereafter said declaration may be granted as provided in Rule U-23 of the rules and regulations promulgated under said act, or the Commission may exempt such transactions as provided in Rules U-20 (a) and U-100 thereof. Any request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. All interested persons are referred to the declaration which is on file in this Commission for a statement of the transactions therein proposed which is summarized as follows:

Mountain States Power Company proposes to issue and sell to commercial banks and not for resale to the public $2,200,000 principal amount of Serial Notes, payable in sixteen semi-annual installments of $137,500 each commencing two and one-half years after date of issue. Mountain States Power Company proposes to use the proceeds thereof; (1) to reimburse, in part, its treasury for expenditures heretofore made for property additions, (2) to refund its short term notes maturing September 30, 1946, in the principal amount of $500,000, and (3) to finance, in part, its proposed construction program to December 31, 1947. Declarant contemplates that the interest rate on said notes will not exceed 2% per annum.

Declarant states that application for approval of the transactions will be made to the Public Utilities Commissioner of Oregon and the Director of Public Utilities of Washington, the State commissions having jurisdiction over the proposed transactions.

Declarant requests that the Commission issue its order herein on or about June 28, 1946, to enable the Company to obtain cash requisite to the continuation of its construction program.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant to the Secretary.

[F. R. Doc. 46-10754; Filed, June 21, 1946; 9:47 a. m.]

[File Nos. 70-1250, 59-85]

PENNSYLVANIA EDISON CO. ET AL.

ORDER APPROVING PLAN AND APPLICATIONS AND PERMITTING DECLARATIONS TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 19th day of June 1946.

In the matters of Pennsylvania Edison Company, Pennsylvania Electric Company, Associated Electric Company, File No. 70-1250; Pennsylvania Edison Company, Associated Electric Company, File No. 59-85.

Associated Electric Company, a registered holding company, and two of its public-utility subsidiaries, Pennsylvania Electric Company and Pennsylvania Edison Company, having jointly filed an application pursuant to section 11 (e) of the Public Utility Holding Company Act of 1935 for approval of a plan of liquidation of Pennsylvania Edison Company and applications-declarations, as amended, for the issuance of certain securities by Pennsylvania Electric Company and the acquisition of certain securities by Associated Electric Company; and

The Commission having instituted proceedings under section 11 (b) (2) and other sections of the act with respect to Pennsylvania Edison Company and Associated Electric Company; and

The Commission having consolidated the proceedings with respect to the plan and the applications-declarations, as amended, with the proceedings instituted under section 11 (b) (2) and other sections of the act; and

Applicants-declarants having requested that the Commission enter an order finding that the proposed transactions are necessary or appropriate to effectuate the provisions of section 11 (b) of the act and that such order conform to the pertinent provisions of the Internal Revenue Code, as amended, including sections 371 and 1808 (f) thereof, and contain the recitals, specifications and itemizations therein required; and

A public hearing having been held on such matters after appropriate public notice, the Commission having considered the record in the matter and having made and filed its findings and opinion herein;

It is hereby ordered, That the said plan be, and the same hereby is, approved, and that said applications, as amended, are approved and the said declarations, as amended, are permitted to become effective, subject, however, to the conditions specified in Rule U-24 and to the further condition that the subsequent presentation and determination of the issue, as to which jurisdiction is reserved herein, regarding the appropriate additional amounts, if any, to be paid to the preferred shareholders of Pennsylvania Edison Company shall in no way be affected by the immediate consummation of the proposed transactions.

It is further ordered, That jurisdiction be, and hereby is, reserved over (1) all fees and expenses to be paid in connection with the proposed transactions, (2) the definitive terms of the escrow agreement to be entered into between Associated Electric Company and the depositary, and (3) the issue of what amounts, if any, the preferred shareholders of Pennsylvania Edison Company shall receive in excess of their liquidation preferences.

It is further ordered, That the proposed issue and sale by Pennsylvania Electric Company of the $23,500,000 principal amount of its first mortgage bonds --% series due 1976 and the 101,000 shares of its --% $100 par value series C cumulative preferred stock shall not be consummated until the results of the competitive bidding pursuant to Rule U-50 have been made a matter of record in this proceeding and a further order shall have been entered by this Commission in the light of the record so completed, which order may contain further terms and conditions as may then be deemed appropriate, jurisdiction being reserved with respect to the imposition thereof in connection with such proposed transactions.

It is further ordered, That the ten (10) day period for inviting bids as provided by Rule U-50 be, and the same hereby is, shortened so as to permit the opening of bids on June 26, 1946.

It is further ordered, That Pennsylvania Electric Company divest itself of all direct and indirect interest in and control over any and all gas properties of Pennsylvania Edison Company to be acquired by Pennsylvania Electric Company in connection with the proposed transactions in any appropriate manner not in contravention of the applicable provisions of the act and the rules and regulations thereunder within one year from the acquisition of such properties or within such longer period (not to exceed one additional year) as may be permitted for good cause pursuant to section 11 (c) of the act.

It is further ordered, That jurisdiction be and hereby is reserved to the Commission to entertain such further proceedings, to make such supplemental findings, and to take such further action as it may deem appropriate in connection with the plan, the transactions incident thereto and the consummation thereof and, in the event the plan be not consummated, to enter such further orders as it may deem appropriate under section 11 (b) (2) and the other applicable sections of the act.

It is further ordered, That the following transactions are necessary or appropriate to effectuate the provisions of section 11 (b) of the Public Utility Holding Company Act of 1935:

1. The transfer by Pennsylvania Edison Company of all its assets to Pennsylvania Electric Company, the assumption by Pennsylvania Electric Company of certain liabilities of Pennsylvania Edison Company, and the payment by Pennsylvania Electric Company to Pennsylvania Edison Company of the sum of $42,451,400 in cash.

2. The issuance, sale and transfer by Pennsylvania Electric Company, at competitive bidding, of $23,500,000 principal amount of its first mortgage bonds, --% series, due 1976, and 101,000 shares of its cumulative preferred stock, --% series C, par value $100.

3. The issuance, sale and transfer by Pennsylvania Electric Company to Associated Electric Company of 68,843 shares of Pennsylvania Electric Company's common stock, $20 par value, and the payment therefor by Associated Electric Company to Pennsylvania Electric Company of $1,376,860 in cash.

4. The redemption by Pennsylvania Edison Company of its $27,875,000 principal amount of first mortgage bonds, at the call price of 104, and the retirement by Pennsylvania Edison Company of its 123,466 shares of $5 series, cumulative preferred stock, and its 84,029 shares of $2.80 series, cumulative preferred stock.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant to the Secretary.

[F. R. Doc. 46-10755; Filed, June 21, 1946; 9:47 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 2392 [1]]

E. A. M. BIERING

NOTICE OF INTENTION TO RETURN

Claim No. 1377; Claimant, E. A. M. Biering: Residence—Danish Legation, Bucharest, Rumania.

Pursuant to determination made under section 32 of the Trading with the Enemy Act, as amended, I hereby give notice (as required by subsection (f) of that section) of intention to return to the above claimant, on or after thirty days from the date of publication hereof, the amount of $67,066.55, less any authorized deductions, being the proceeds of property vested by the above vesting order; which amount is deposited in the United States Treasury, Washington, D. C.

Dated: June 18, 1946.

[SEAL] JAMES E. MARKHAM.
Alien Property Custodian.

[F. R. Doc. 46-10645; Filed, June 20, 1946; 10:02 a. m.]

[Vesting Order 6363]

ELIZABETH JELINEK

In re: Estate of Elizabeth Jelinek, also known as Elizabeth Jelineck, Elizabeth Yelinek, Elizabeth H. Jelinek and Elisabeth Jelinek, deceased. File No. D-66-1591; E. T. sec. 9946.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Mary Schmits, in and to the estate of Elizabeth Jelinek, also known as Elizabeth Jelineck, Elizabeth Yelinek, Elizabeth H. Jelinek and Elisabeth Jelinek, deceased, is property payable or delivered to, or claimed by, a national of a designated enemy country, Hungary, namely,

National and Last Known Address

Mary Schmits, Hungary.

That such property is in the process of administration by the Treasurer of the City of New York, as depositary, acting under the judicial supervision of the Surrogate's Court of New York County, New York;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Hungary);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 24, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-10646; Filed, June 20, 1946; 10:02 a. m.]

[Vesting Order 6365]

LEONA RUSSELL

In re: Estate of Leona Russell, also known as Leona K. Richer, also known as Leona K. Russell, deceased. File D-28-10145; E. T. sec. 14447.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind of character whatsoever of Sophie Pelzer, Luise Nierman and Sophie Klusener, and each of them, in and to the Estate of Leona Russell, also known as Leona K. Richer, also known as Leona K. Russell, deceased,

is property payable or deliverable to, or claimed by nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Sophie Pelzer, Germany.
Luise Nierman, Germany.
Sophie Klusener, Germany.

That such property is in the process of administration by the Bank of America National Trust and Savings Association, as Executor of the estate of Leona Russell, also known as Leona K. Richer, also known as Leona K. Russell, acting under the judicial supervision of the Superior Court of the State of California, in and for the County of Los Angeles;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 24, 1946.

[SEAL] JAMES E. MARKHAM.
Alien Property Custodian.

[F. R. Doc. 46-10647; Filed, June 20, 1946; 10:02 a. m.]

[Vesting Order 6368]

ELSIE G. THOMAS

In re: Estate of Elsie G. Thomas, deceased. File D-28-10131; E. T. sec. 14421.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended,

[1] 8 F.R. 14637.

and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Emma Schroeder in and to the Estate of Elsie G. Thomas, deceased,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely;

National and Last Known Address

Emma Schroeder, Germany.

That such property is in the process of administration by Ben H. Brown, as Administrator of the Estate of Elsie G. Thomas, acting under the judicial supervision of the Superior Court of the State of California, in and for the County of Los Angeles;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 24, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10648; Filed, June 20, 1946; 10:02 a. m.]

[Vesting Order 6497]

ANNA DOBMANN

In re: Bank account owned by Anna Dobmann. F–28–14504–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Anna Dobmann, whose last known address is Weissenburg Str. 24, Munich, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Anna Dobmann, by Central Savings Bank in the City of New York, Broadway at 73d Street, New York, New York, arising out of a Savings Account, Account Number 1,231,671, entitled Anna Dobmann, maintained at the office of the aforesaid bank located at 4th Avenue 14th Street, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 7, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10654; Filed, June 20, 1946; 10:03 a. m.]

[Vesting Order 6498]

AGNES BOXLER

In re: Bank account owned by Agnes Boxler. F–28–9347–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Agnes Boxler, whose last known address is Steinhausen, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Agnes Boxler, by The San Francisco Bank, 526 California Street, San Francisco 4, California, arising out of a savings account, Account Number 763094, entitled Agnes Boxler, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 7, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10651; Filed, June 20, 1946; 10:03 a. m.]

[Vesting Order 6496]

META DITTMER

In re: Bank account owned by Meta Dittmer. F–28–9552–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

1. That Meta Dittmer, whose last known address is 21 Gruenberg Strasse, Bremen, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Meta Dittmer, by American Trust Company, 464 California Street, San Francisco, California, arising out of a savings account, Account Number 5758, entitled Meta Dittmer, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 7, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10652; Filed, June 20, 1946; 10:03 a. m.]

[Vesting Order 6506]

AUGUSTE HANSEN

In re: Stock and bank account owned by Auguste Hansen. File No. F–28–23818 D–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Auguste Hansen, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows:

a. Two hundred and sixty-one shares of $10.00 par value preferred capital stock of Acme Brewing Company, 762 Fulton Street, San Francisco, California, a corporation organized under the laws of the State of California, evidenced by Certificate Number P–824, and registered in the name of Auguste Hansen, together with all declared and unpaid dividends thereon, and all rights, including redemption, derived thereunder, and

b. That certain debt or other obligation owing to Acme Brewing Company, by the Bank of America National Trust & Savings Association, 1 Powell Street, San Francisco, California, arising out of a blocked account, Account Number 929, entitled Acme Brewing Co., Trustee for Auguste Hansen, maintained at the branch office of the aforesaid bank located at McAllister and Fillmore Streets, San Francisco, California, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Auguste Hansen, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 7, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10653; Filed, June 20, 1946; 10:03 a. m.]

[Vesting Order 6507]

AUGUSTE MARIE LUISE HANSEN

In re: Stock and bank account owned by Auguste Marie Luise Hansen. File No. F–28–23818–D–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Auguste Marie Luise Hansen, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows:

a. Forty four shares of $10.00 par value preferred capital stock of Acme Brewing Company, 762 Fulton Street, San Francisco, California, a corporation organized under the laws of the State of California, evidenced by Certificate Number P–825, and registered in the name of Auguste Marie Luise Hansen, together with all declared and unpaid dividends thereon, and all rights, including redemption, derived thereunder, and

b. That certain debt or other obligation owing to Acme Brewing Company, by the Bank of America National Trust & Savings Association, 1 Powell Street, San Francisco, California, arising out of a blocked account, Account Number 927, entitled Acme Brewing Co., Trustee for Auguste Marie Luise Hansen, maintained at the branch office of the aforesaid bank located at McAllister and Fillmore Streets, San Francisco, California, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Auguste Marie Luise Hansen, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 7, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10656; Filed, June 20, 1946; 10:04 a. m.]

[Vesting Order 6509]

PETER HANSEN

In re: Bank account owned by Peter Hansen. F–28–6281–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Peter Hansen, whose last known address is Merl am Mosel, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Peter Hansen by First Trust and Deposit Company, 201 South Warren Street, Syracuse, New York, arising out of a demand certificate of deposit, Number A347, entitled Peter Hansen, Germany, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 7, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10657; Filed, June 20, 1946; 10:04 a. m.]

[Vesting Order 6510]

MRS. MARY HAUSER

In re: Bank account owned by Mrs. Mary Hauser. File No. F–28–8211–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

1. That Mrs. Mary Hauser, whose last known address is Bismarck Str. 1, Lemgo, Lippe, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Mrs. Mary Hauser, by the Bank of America National Trust & Savings Association, 1 Powell Street, San Francisco, California, arising out of a savings account, Account Number 14, entitled Mrs. Mary Hauser, maintained at the branch office of the aforesaid bank located at 1100 First Street, Napa, California, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 7, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10658; Filed, June 20, 1946; 10:04 a. m.]

[Vesting Order 6535]

DORA KOHLMANN

In re: Bank account owned by Dora Kohlmann. F–28–11692–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Dora Kohlmann, whose last known address is St. Jurgenstrasse 142, Bremen, Germany, is a resident of Germany, and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Dora Kohlmann, by American Trust Company, 464 California Street, San Francisco, California arising out of a Savings Account, Account Number 6326, entitled, Dora Kohlmann, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of or acquiescence in, or licensing of, any set-offs, charge or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 7, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10659; Filed, June 20, 1946; 10:04 a. m.]

[Vesting Order 6536]

MICHAEL KORNELL

In re: Bank account owned by Michael Kornell. F–28–17547–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Michael Kornell, whose last known address is Bavaria, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Michael Kornell, by The San Francisco Bank, 526 California Street, San Francisco 4, California, arising out of a savings account, Account Number 761800, entitled Michael Kornell, and any and all rights to demand, enforce and collect the same.

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 12, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10744; Filed, June 21, 1946; 9:42 a. m.]

[Vesting Order 6538]

PETER KROLL

In re: Bank account owned by Peter Kroll. F–28–11742–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Peter Kroll, whose last known address is Hamburg, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Peter Kroll, by The First National Bank of Chicago, Chicago, Illinois, arising out of a savings account, Account Number 1,373,951, entitled Peter Kroll, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 12, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10746; Filed, June 21, 1946; 9:42 a. m.]

[Vesting Order 6540]

MARIA LEMMERZ

In re: Bank account owned by Maria Lemmerz. F–28–23170–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Maria Lemmerz, whose last known address is Koenigswinter, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Maria Lemmerz, by First Wisconsin National Bank, 743 N. Water Street, Milwaukee 1, Wisconsin, arising out of a Demand Deposit Account, entitled Maria Lemmerz, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 12, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10747; Filed, June 21, 1946; 9:42 a. m.]

[Vesting Order 6541]

PAUL MATTHES

In re: Bank account owned by Paul Matthes. F–28–23244 E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Paul Matthes, whose last known address is 14 Gneisenau Street, Dresden, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Paul Matthes by First Wisconsin National Bank, 743 N. Water Street, Milwaukee 1, Wisconsin, arising out of a Demand Deposit Account, entitled Paul Matthes, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 12, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10748; Filed, June 21, 1946; 9:43 a. m.]

[Vesting Order 6542]

EMMA MEIER

In re: Bank account owned by Emma Meier. F–28–219 E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Emma Meier, whose last known address is Eibstr. 17 Rugenvalde, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Emma Meier by The Greenwich Savings Bank, 1356 Broadway, New York 18, New York, arising out of a Savings Account, Account Number 675,-988, entitled Emma Meier, and any and all rights to demand, enforce and collect the same,

is property within the United States owned and controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 12, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10749; Filed, June 21, 1946; 9:43 a. m.]

[Vesting Order 6549]

WILHELM PETERKA

In re: Bank account owned by Wilhelm Peterka. F–28–6675–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Wilhelm Peterka, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Wilhelm Peterka, by The Philadelphia Saving Fund Society, 700 Walnut Street, Philadelphia, Pennsylvania, arising out of a savings account, Account Number 2,118,279, entitled Wilhelm Peterka, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 13, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10750; Filed, June 21, 1946; 9:43 a. m.]

[Vesting Order CE 299]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN CALIFORNIA COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A, the sums

stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 12, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 1	
Frantisek Sukup, also known as Frank Sukup	Czechoslovakia	Estate of Mary Bambalere, deceased in the Superior Court of the State of California, in and for the County of San Bernardino; No. 9632.	$5.00
		Item 2	
Amalia Klassova, also known as Amalie Sukup	Czechoslovakia	Same	5.00
		Item 3	
Anton Sukup	Czechoslovakia	Same	5.00
		Item 4	
Joseph Sukup	Czechoslovakia	Same	5.00
		Item 5	
Anna Natusova, also known as Anna Sukup	Czechoslovakia	Same	5.00
		Item 6	
Jan Sukup, also known as John Sukup	Czechoslovakia	Same	11.00
		Item 7	
Frantiska Matusinecova, also known as Frances Matusinec.	Czechoslovakia	Same	11.00
		Item 8	
Jan Sukup, also known as John Sukup	Czechoslovakia	Same	5.00
		Item 9	
Josef Sukup, also known as Joseph Sukup	Czechoslovakia	Same	5.00
		Item 10	
Amalie Machova, also known as Amalie Sukup	Czechoslovakia	Same	5.00
		Item 11	
Katerine Demetrious Provis or her heirs	Greece	Estate of Vallanos D. Keffalinos, also known as Valls Keffalinos, deceased, in the Superior Court of the State of California, in and for the city and county of San Francisco; No. 9083l.	61.00
		Item 12	
Helen G. Vervoniotl	Greece	Estate of Harry Christopulos, also known as Harry Christopoulos, also known as Haralampos John Christopulos, also known as Haralampos John Plateas, deceased, in the Superior Court of the State of California, in and for the city and county of San Francisco; No. 93698.	8.00
		Item 13	
Despo J. Karamitou	Greece	Same	5.00
		Item 14	
Panagiotis M. Christopoulos	Greece	Same	8.00
		Item 15	
John N. Christopoulos	Greece	Same	8.00
		Item 16	
Froslni N. Christopoulos, also known as Froslni N. Plateas.	Greece	Same	10.00
		Item 17	
Eleni K. Pandu	Greece	Estate of Trifon Pandu, also known as Trifon Pandon, also known as Trifton Pandru, also known as Tafon Panton, deceased, in the Superior Court of the State of California, in and for the city and county of San Francisco; No. 93145.	11.00
		Item 18	
Argiris Pandu	Greece	Same	11.00
		Item 19	
Hariclia Pandu	Greece	Same	11.00
		Item 20	
Meropi Gianaka or Basillos Kouchelis, or his issue.	Greece	Estate of George Gelagotis, also known as G. Gelagotis, also known as G. Gelagotes, deceased, in the Superior Court of the State of California, in and for the city and county of San Francisco; No. 91911.	7.00
		Item 21	
Stavroula G. Zisopoulou	Greece	Estate of George D. Minoulis, also known as George Minoulis, deceased, in the Superior Court of the State of California, in and for the city and county of San Francisco; No. 95938.	34.00
		Item 22	
Plutarchos Mitsodakis	Greece	Estate of George Mitsodakis, also known as George Mack, deceased, in the Superior Court of the State of California, in and for the county of Santa Clara; No. 28955.	55.00
		Item 23	
Evelyn Dova Exner Hart	France	Estate of Benno Hart, Jr., deceased, in the Superior Court of the State of California, in and for the city and county of San Francisco; No. 83701.	28.00

[F. R. Doc. 46–10667; Filed, June 20, 1946; 10:06 p. m.]

[Vesting Order CE 301]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW JERSEY COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 18, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 1	
Toba Skolnik	Poland	Estate of Fannie Gottlieb, deceased, Essex County Orphans' Court, Newark, N. J.	$5.00
		Item 2	
Nathan Schneider	Poland	Same	29.00
		Item 3	
Isaac Schneider	Poland	Same	29.00
		Item 4	
Children of Mechel Schneider, deceased, living at death of testatrix.	Poland	Same	13.00
		Item 5	
Children of Gershon Schneider, deceased, living at death of testatrix.	Poland	Same	12.00
		Item 6	
Kazimierz Krasocki	Poland	Estate of Walter Krasoczko a/k/a Waldimir Krasocki, deceased. Essex County Surrogate's Court, N. J.	38.00
		Item 7	
Michael Rajnik	Czechoslovakia	Estate of John Rainick, a/k/a John Rajnik, deceased, Essex County Orphans Court, Essex County Courthouse, Newark, N. J.	13.00
		Item 8	
Maria Rajnik	Czechoslovakia	Same	13.00
		Item 9	
Alice Muszkatblit	Poland	Estate of Carl Muscatt, deceased, Monmouth County Orphans' Court, Monmouth County Courthouse, Freehold, N. J.	35.00
		Item 10	
Roman Muszkatblit	Poland	Same	35.00
		Item 11	
Wladyslaw Zeliszewski	Poland	Estate of Wawrzyniec Zeliszewski, a/k/a Lawrence Zeliszewski, deceased, Essex County Orphans' Court, Essex County Courthouse, Newark, N. J.	35.00
		Item 12	
Mary Zeliszewski	Poland	Same	35.00

[F. R. Doc. 46–10669; Filed, June 20, 1946; 10:07 a. m.]

[Vesting Order CE 298]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN COLORADO AND IDAHO COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Cus-

todian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 11, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vesting
		Item 1	
Soren Rasmussen	Denmark	Estate of Martin Robertson, also known as Marten Robertson, deceased, County Court of the City and County of Denver, State of Colorado; No. 74486.	$21 00
		Item 2	
Christopher Rasmussen	Denmark	Same	21 00
		Item 3	
Christine Rassmussen-Moeller	Denmark	Same	21 00
		Item 4	
Ane Jorgensen	Denmark	Estate of Louis Fell, deceased, County Court of the City and County of Denver, State of Colorado; No. P–6426.	3 00
		Item 5	
Axel Jorgensen	Denmark	Same	3 00
		Item 6	
Carrie Anderson	Denmark	Estate of James Hansen, deceased, County Court, Morgan County, State of Colorado; No. 1844.	48 00
		Item 7	
Anna Anderson	Denmark	Same	48 00
		Item 8	
Ella Grundfor	Denmark	Estate of Marcus Grundfor, deceased, Probate Court, Bannock County, State of Idaho.	17 00
		Item 9	
Betty Grundfor	Denmark	Same	17 00
		Item 10	
Camille Verheyen	Belgium	Estate of Mary Matilda Petersen, also known as Mary Peterson, also known as Mary Petersen, deceased, County Court, State of Colorado, Boulder County; No. 5972.	7 00

[F. R. Doc. 46–10666; Filed, June 20, 1946; 10:06 a. m.]

[Vesting Order 6375]

JOHANNES SPOHN

In re: Interest in real property owned by Johannes Spohn.

Under the authority of the Trading with the Enemy Act, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Johannes Spohn, whose last known address is Waldstettan Wertinburg, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: An undivided one-half interest, identified as the interest which was inherited from Martin Spohn, deceased, in and to the real property situated in the City and County of Philadelphia, State of Pennsylvania, particularly described in Exhibits A, B and C, attached hereto and by reference made a part hereof, together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany);

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described in subparagraph 2 hereof, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 29, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

All that certain lot or piece of ground with the Buildings and Improvements thereon erected. Situate on the East side of Hollywood Street in the Thirty-sixth Ward of the said City of Philadelphia. Commencing at the distance of Sixteen feet Southward from the South side of Dickinson Street. Containing in front of breadth of the said Hollywood Street Fifteen feet and extending in length or depth Eastward of that width between parallel lines at right angles to said Hollywood Street Forty-seven feet to a certain Three feet wide alley which extends Northward and Southward from said Dickinson Street to Tasker Street, and being more particularly known and designated as No. 1503 So. Hollywood Street. Being the same premises which John C. Hee et ux. by Indenture bearing date the Tenth day of September A. D. 1915, and recorded at Philadelphia in Deed Book E. L. T. No. 529 page 275 &c., granted and conveyed unto the said Joseph Kohm et ux. in fee. Together with the free and common use right liberty and privilege of the said alley as and for a passage way and water course at all times hereafter forever.

EXHIBIT B

All that certain lot or piece of ground with the two story brick messuage or tenement thereon erected. Situate on the Northeast side of Paxon Street at the distance of two hundred and forty-three feet Northwestwardly from the Northwesterly side of Greenway Avenue in the Fortieth ward of the said City of Philadelphia. Containing in front or breadth on the said Paxon Street fourteen feet three inches and extending of that width in length or depth Northeastward between parallel lines at right angles to the said Paxon Street sixty feet to a twelve feet wide alley. Together with the free and common use right liberty and privilege of the aforesaid alley as and for a passage way and water course at all times hereafter forever.

EXHIBIT C

All that certain lot or piece of ground with the Buildings and Improvements thereon erected Situate on the Westerly side of Myrtlewood Street, at the distance of Seventy-two feet Eleven inches Northwardly from the Northerly side of Cumberland Street, in the Twenty-eighth Ward of the City of Philadelphia. Containing in front or breadth on the said Myrtlewood Street Fourteen feet Two inches and extending of that width in length or depth Westwardly between parallel lines at right angles with the said Myrtlewood Street, Fifty-one feet six inches to a certain Three feet wide alley extending Northwardly and Southwardly from said Cumberland Street to Huntingdon Street.

Together with the free and common use, right, liberty and privilege of the aforesaid Three feet wide alley as and for a passageway and watercourse at all times, hereafter, forever.

[F. R. Doc. 46–10650; Filed, June 20, 1946; 10:02 a. m.]

[Vesting Order 6369]

ROSE K. VON SCHERTEL

In re: Estate of Rose K. von Schertel, deceased. File No. D–28–10064 E. T. sec. 14309.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Kurt Schertel von Burtenbach and Hanns Schertel von Burtenbach, and each of them, in and to the estate of Rose K. von Schertel, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Kurt Schertel von Burtenbach, Germany.
Hanns Schertel von Burtenbach, Germany.

That such property is in the process of administration by Arthur J. Peck, as Ancillary Executor of the Estate of Rose K. von Schertel, acting under the judicial supervision of the Surrogate's Court, New York County, New York;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 24, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10649; Filed, June 20, 1946; 10:02 a. m.]

[Vesting Order 6490]

ANNA DAMMEL AND WILHELM DAMMEL

In re: Bank account owned by Anna Dammel or Wilhelm Dammel. F–28–2154–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Anna Dammel and Wilhelm Dammel, whose last known address is Stuttgart, Wuerttemberg, Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Anna Dammel or Wilhelm Dammel, by Dollar Savings Bank of the City of New York, 2792 Third Avenue, Bronx 55, N. Y., arising out of a savings account, Account Number 469.902, entitled Anna Dammel or Wilhelm Dammel, maintained at the aforesaid bank, any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095 as amended.

Executed at Washington, D. C., on June 7, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10652; Filed, June 20, 1946; 10:03 a. m.]

[Vesting Order 6500]

EXPORTKREDITBANK, A. G.

In re: Bank account owned by Exportkreditbank, A. G., also known as Exportkreditbank Aktiengesellschaft; F-28-180-E-17.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Exportkreditbank, A. G., also known as Exportkreditbank Aktiengesellschaft, the last known address of which is Kanonierstrasse 17-20, Berlin, W 8, Germany, is a corporation organized under the laws of Germany, and which has or, since the effective date of Executive Order No. 8389, as amended, has had its principal place of business in Germany and is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Exportkreditbank, A. G., also known as Exportkreditbank Aktiengesellschaft by Citizens National Trust & Savings Bank of Los Angeles, 457 South Spring Street, Los Angeles, California, arising out of a checking account, entitled Exportkreditbank Aktiengesellschaft, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 7, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-10517 Filed, June 19, 1946; 9:24 a. m.]

[Vesting Order 6501]

CHRIST FRANZ

In re: Bank account owned by Christ Franz; F-28-22923-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Christ Franz, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Christ Franz, by Cleveland Trust Company, Cleveland, Ohio, arising out of a savings account, Account Number 33365, entitled Christ Franz, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 7, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-10518; Filed, June 19, 1946; 9:25 a. m.]

[Vesting Order 6504]

JULIUS GOEBERT

In re: Bank account owned by Julius Goebert. F-28-23843-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Julius Goebert, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Julius Goebert, by The First National Bank of Chicago, Dearborn, Monroe and Clark Streets, Chicago, Illinois, arising out of a Savings Account, Account Number 1,339,319, entitled Julius Goebert, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 7, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-10521; Filed, June 19, 1946; 9:25 a. m.]

[Vesting Order 6505]

JOHANNA P. GOERNER

In re: Bank account owned by Johanna P. Goerner. F-28-6060-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Johanna P. Goerner, whose last known address is Hohe Strasse 37, Altenburg, Thuringen, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Johanna P. Goerner, by The Philadelphia Saving Fund Society, 700 Walnut Street, Philadelphia, Pennsylvania, arising out of a savings account, Account Number 1,866,335, entitled Johanna P. Goerner, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 7, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-10522; Filed, June 19, 1946; 9:25 a. m.]

[Vesting Order 6508]

JOSEPH HANSEN

In re: Bank account owned by Joseph Hansen. F-28-6279-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Joseph Hansen, whose last known address is Merl am Mosel, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Joseph Hansen, by First Trust and Deposit Company, 201 South Warren Street, Syracuse, New York, arising out of a demand certificate of deposit, Number A 346, entitled Joseph Hansen, Germany, and any and all

rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 7, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-10523; Filed, June 19, 1946; 9:25 a. m.]

[Vesting Order 6522]

EUGEN HEIM

In re: Bank account owned by Eugen Heim. F-28-22664 E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Eugen Heim, whose last known address is Bahnhof 74, Neuhausen a/R,

Dittlig, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Eugen Heim by Central Savings Bank in the City of New York, Broadway at 73rd Street, New York, New York, arising out of a Savings Account, Account Number 928,177, entitled Eugen Heim, maintained at the office of the aforesaid bank located at 14th Street and 4th Avenue, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 12, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-10659; Filed, June 20, 1946; 10:05 a. m.]

[Vesting Order 6523]

GEORGE HERRLEIN AND LIZZIE HERRLEIN

In re: Bank account owned by George Herrlein and Lizzie Herrlein. File No. F-28-196-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That George Herrlein and Lizzie Herrlein, whose last known addresses are Dechbettener Strasse 13, Regensburg, Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to George Herrlein and Lizzie Herrlein, by Central Savings Bank in the City of New York, 2100 Broadway, New York, New York, arising out of a savings account, Account Number 965,156, entitled George Herrlein and Lizzie Herrlein, or either or survivor, maintained at the branch office of the aforesaid bank located at 14th Street and 4th Avenue, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 12, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-10660; Filed, June 20, 1946; 10:05 a. m.]

[Vesting Order 6524]

FRANK HESSLINGER AND SOPHIE HESSLINGER

In re: Bank account owned by Frank Hesslinger or Sophie Hesslinger. F-28-8295-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Frank Hesslinger and Sophie Hesslinger, whose last known address is Heddesheim Manchaim, Baden, Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Frank Hesslinger or Sophie Hesslinger, by Bank of America National Trust & Savings Association, 1 Powell Street, San Francisco, California, arising out of a Joint Checking Account, entitled Frank or Sophie Hesslinger, maintained at the branch office of the aforesaid bank located at Ventura, California, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 12, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-10661; Filed, June 20, 1946; 10:05 a. m.]

[Vesting Order 6525]

HANS HOFFMAN

In re: Bank account owned by Hans Hoffman. F-28-11434-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Hans Hoffman, whose last known address is Berlin, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Hans Hoffman, by The Northern Trust Company, 50 South La Salle Street, Chicago 90, Illinois, arising out of a Checking Account, entitled Hans Hoffman, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 12, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-10662; Filed, June 20, 1946; 10:05 a. m.]

[Vesting Order 6526]

MARGARETHA HOFFMAN

In re: Bank account owned by Margaretha Hoffman. F-28-11435-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Margaretha Hoffman, whose last known address is Frieburg, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Margaretha Hoffman, by The Northern Trust Company, 50 South La Salle Street, Chicago 90, Illinois, arising out of a Checking Account, entitled Margaretha Hoffman, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 12, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-10663; Filed, June 20, 1946; 10:05 a. m.]

[Vesting Order 6527]

LEO IKEDA

In re: Bank account owned by Leo Ikeda. F-39-4761-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Leo Ikeda, whose last known address is Japan, is a resident of Japan and a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Leo Ikeda, by Security-First National Bank of Los Angeles, 6th and Spring Streets, Los Angeles, California, arising out of a savings account, Account Number 15474, entitled Leo Ikedo, maintained at the branch office of

the aforesaid bank located at Guadalupe, California, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June June 12, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10664; Filed, June 20, 1946; 10:06 a. m.]

[Vesting Order 6529]

LOUIS KILGER AND LENA KILGER

In re: Bank account owned by Louis Kilger and Lena Kilger. F–28–310–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Louis Kilger and Lena Kilger, whose last known addresses are Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Louis Kilger and Lena Kilger, by Farmers Deposit National Bank of Pittsburgh, Pittsburgh, Pennsylvania, arising out of a savings account, Account Number 30575, entitled Louis Kilger or Lena Kilger, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 12, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10665; Filed, June 20, 1946; 10:06 a. m.]

[Vesting Order CE 300]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN PENNSYLVANIA COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 18, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Interest	Column 5 Depositary	Column 6 Sum vested
		Item 1			
Angelina Dipietro	Italy	Estate of Gaetano V. Damiano, deceased, in the Orphans' Court of Luzerne County, Luzerne County, Pa.; No. 432 of 1945.	$4,941.77	Clerk of the Orphans' Court of Luzerne County, Wilkes-Barre, Pa., Depositary.	$8.00
		Item 2			
Agnese Iuni	Italy	Same	4,118.14	Same	7.00
		Item 3			
Vito Iuni	Italy	Same	4,118.14	Same	7.00
		Item 4			
Luigi Iuni	Italy	Same	4,118.14	Same	7.00
		Item 5			
Maria Iuni	Italy	Same	4,118.14	Same	7.00
		Item 6			
Rocco Iuni	Italy	Same	4,118.14	Same	7.00
		Item 7			
Anna Iuni	Italy	Same	4,118.14	Same	7.00
		Item 8			
Angelo Rollo	Italy	Estate of John Rollo, deceased, in the Orphans' Court of Philadelphia County, Philadelphia County, Pa.; No. 381 of 1946.	202.83	Mariano Rollo, Administrator of the Estate of John Rollo, deceased, 2922 South Ninth St., Philadelphia, Pa.	15.00
		Item 9			
Lena Marchesse	Italy	Same	202.83	Same	15.00
		Item 10			
Giovanni Funare	Italy	Estate of Salvatore Funare, deceased, in the Orphans' Court of Fayette County, Fayette County, Pa.; No. 20, March Term, 1944.	94.40	Clerk of the Orphans' Court of Fayette County, Uniontown, Pa.; Trustee.	13.00
		Item 11			
Francesco Funare	Italy	Same	94.40	Same	13.00
		Item 12			
Gaetano Plidori	Italy	Estate of Nicola Pelidori, deceased, in the Orphan's Court of Philadelphia County, Philadelphia County, Pa., No. 610 of 1945.	284.04	Thomas J. Vasey, Administrator of the Estate of Nicola Pilodori, deceased, 701-06 Fox Bldg., Philadelphia, Pa.	6.00
		Item 13			
Rosaria Polidori	Italy	Same	568.08	Same	12.00
		Item 14			
Mrs. Lucci	Italy	Same	568.08	Same	12.00
		Item 15			
Angiolina Polidori	Italy	Same	284.04	Same	6.00
		Item 16			
Ercolino Polidori	Italy	Same	284.04	Same	6.00
		Item 17			
Bernardino Polidori	Italy	Same	284.04	Same	6.00
		Item 18			
Order of Corpus Christi Domine.	Italy	Estate of Ella T. Margerre, deceased, in the Orphans' Court of Philadelphia County, Philadelphia County, Pa.; No. 1422 of 1933.	9,443.86	The Pennsylvania Co. for Insurances on Lives and Granting Annuities, Trustee, 15th and Chestnut Sts., Philadelphia, Pa.	54.00
		Item 19			
Abraham Lerner	Poland	Estate of Nathan Lerner, deceased, in the Orphans' Court of Philadelphia County, Philadelphia County, Pa.; No. 46 of 1943.	144.66	Samuel Cohen, Surviving Executor of the Estate of Nathan Lerner, deceased, 424 East Rockland St., Philadelphia, Pa.	23.00
		Item 20			
Malke Lerner	Poland	Same	144.66	Same	23.00
		Item 21			
Hyziel Lerner	Poland	Same	144.66	Same	23.00
		Item 22			
Fanny Lerner	Poland	Same	144.66	Same	23.00

[F. R. Doc. 46–10668; Filed, June 20, 1946; 10:06 a. m.]

[Vesting Order 6550]

ERNEST PFEIFFER

In re: Bank account owned by Ernest Pfeiffer. F–28–9017–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Ernest Pfeiffer, whose last known address is Hanover, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Ernest Pfeiffer, by First National Bank of Saint Paul, Saint Paul 1, Minnesota, arising out of a savings account, Account Number 24329, entitled Ernest Pfeiffer, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law,

including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 13, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10751; Filed, June 21, 1946; 9:43 a. m.]

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LITTERA SCRIPTA MANET
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1934
OF THE UNITED STATES

VOLUME 11 NUMBER 123

Washington, Tuesday, June 25, 1946

The President

EXECUTIVE ORDER 9740

AMENDMENT OF EXECUTIVE ORDER NO. 1888 OF FEBRUARY 2, 1914, AS AMENDED, RELATING TO CONDITIONS OF EMPLOYMENT IN THE SERVICE OF THE PANAMA CANAL AND THE PANAMA RAILROAD COMPANY ON THE ISTHMUS OF PANAMA

By virtue of the authority vested in me by section 81 of title 2 of the Canal Zone Code, as amended by section 3 of the act of July 9, 1937, 50 Stat. 487, it is hereby ordered as follows:

SEC. 1. Sections 20 to 42 of Executive Order No. 1888 of February 2, 1914, as amended, are amended to comprise sections 20 to 40, reading as follows:

"LEAVE OF ABSENCE GENERALLY

"20. *What employees entitled to leave privileges under sections 20 to 38.* All full-time employees, with the exception of alien employees who are paid in accordance with local native prevailing wage rates for the area including the Canal Zone and adjacent territory, shall be entitled to leave priveleges under sections 20 to 38 of this order: *Provided*, That this amendment shall not operate to deprive of leave privileges under sections 20 to 38 of this order any alien employee receiving comparable privileges on the date of this order, and that the right of any such employee to a continuation of privileges under sections 20 to 38 of this order shall be determined as though this amendment had not been prescribed.

"21. *Classes of leave.* Leave with pay shall be divided into two classes, namely, annual leave and travel leave, the former to serve both as vacation leave and sick leave.

"The provisions of sections 21 to 30 of this order, insofar as concerns their application to policemen and firemen, and to teachers, shall be subject to the special provisions contained in sections 37 and 38 of this order, respectively.

"22. *Accrual of leave.* An employee shall be entitled to 324 hours of annual leave each service year, which shall accrue and be credited in such manner as the Governor shall by regulations prescribe. An employee's service year shall begin on the date, or anniversary thereof, whereon his pay in the organization began or shall begin. Leave shall accrue to an employee while in a leave-with-pay status provided he returns to duty, but shall not accrue to an employee while on terminal leave whether by separation or termination.

"23. *Reduction of leave credits for absences in nonpay status.* For each aggregate period of 80 hours during which an employee is absent in a nonpay status, including suspensions, during his service year, his leave credits shall be reduced 13 hours. For the purposes of this section absences shall be regarded only if they occur during the hours prescribed as the basic workweek and during service months for which leave has been or is being credited to the employee.

"24. *Accumulation of leave.* Annual leave accruing to an employee during his service year and not taken by him before the beginning of his succeeding service year shall be accumulated for use in succeeding service years until it totals not exceeding 720 hours: *Provided*, That, in order to permit an orderly transition to the new leave system established by this order, the limitation on accumulation contained in this section shall be suspended as to each employee until he has completed one full service year under such new system.

"25. *What absences chargeable to leave.* Leave shall be charged only for absences occurring during the hours prescribed as the basic workweek and shall be exclusive of holidays: *Provided*, That when a holiday is declared by general administrative order to be a work day, an employee who absents himself from work without permission on that day shall be subject to a deduction of one day's pay. The minimum charge for leave shall be such as the Governor shall by regulation prescribe.

"26. *When leave may be granted.* After leave has accrued it may be granted at such times, in the interests of the service, as the Governor may prescribe.

"27. *Absences for illness or injury.* Absences on account of illness or injury may be charged to leave subject to such regulations as the Governor may prescribe. Such regulations may also au-

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FEDERAL REGISTER

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[1] See E. O. 9740.

thorize a reasonable advance of leave for illness or injury to cover which no leave exists or remains to an employee's credit.

"28. *Commutation of leave upon separation.* When an employee is separated from the service, including separation by transfer to an agency under a different leave system as covered by section 3 of the act of December 21, 1944 (5 U.S. Code, section 61 d), he shall be paid compensation in a lump sum for all accumulated and current accrued leave to which he is entitled under this order: *Provided*, That if such employee is reemployed prior to the expiration of the period covered by such leave payment, he shall refund an amount equal to the compensation covering the period between the date of reemployment and the expiration of such leave period, and the amount of leave represented by such refund shall be credited to him: *Provided, further*, That the lump-sum payment herein authorized shall not be regarded, except for purposes of taxation, as salary or compensation and shall not be subject to retirement deductions.

"29. *Commutation of leave upon death.* Upon the death of an employee compensation for all of his accumulated and current accrued leave shall be paid in a lump sum, upon the establishment of a valid claim therefor, to the estate of such deceased employee.

"30. *Travel leave.* An employee who, while in a leave-with-pay status, travels to points outside the tropics and remains thereat for a period of 30 calendar days or more, inclusive of the time required for travel to and from such points, shall be entitled to 40 hours of travel leave with pay; but such leave shall not be credited to an employee more often than twice in any two successive service years, and shall not be credited unless the employee returns to duty.

"31. *Limitation on amount of leave granted.* The maximum amount of leave with pay, inclusive of travel leave, which may be granted at any one time shall be 720 hours: *Provided*, That this limitation may be waived in case of serious illness or disability of an employee, established to the satisfaction of the Governor or such officers as he may designate.

"32. *Rate of pay for leave.* Payment for leave, whether taken by the employee or commuted into a lump-sum payment, shall be at the same rate as that which the employee would have received had he remained on duty during the period of leave: *Provided*, That the Governor may by regulation provide that in making payment for extended leave in the case of an employee having more than one rate of pay, including night pay differential, the current rate of pay for the class of work upon which the employee was preponderantly employed for a substantial prescribed period preceding the taking or commutation of leave shall be deemed to be the rate which the employee would have received had he remained on duty.

"33. *Reporting from leave.* An employee who fails to report from authorized leave within one week after the expiration of such leave shall be subject either to disciplinary action or termination unless it is determined that the delay was not reasonably avoidable and was therefore excusable.

"34. *Leave without pay.* Leave of absence without pay may be granted subject to such regulations as may be prescribed by the Governor.

"35. *Conversion of present leave credit.* As of the effective date of this order, the leave credit of each employee shall be adjusted and converted in the manner provided in this section for the purpose of establishing the employee's new leave credit. Each employee shall have added to his leave credit a proportionate share of the allowance for annual and cumulative leave for the whole of his current service year, under the regulations in force prior to the effective date of this order, in lieu of any other credit for such allowance, and consisting of one-twelfth of such allowance for each complete month of service performed by the employee during such service year, less such number of days' leave as have previously been charged against such allowance. Each employee's leave credit thus determined shall thereupon be converted by multiplying the number of days' leave credit by five-sevenths in the case of an employee whose cumulative-leave allowance was thirty days per year or by six-sevenths in the case of an employee whose cumulative-leave allowance was twenty days per year, to conform to the new method of charging leave, and by multiplying the product in all cases by eight in order to express the new credit in terms of hours: *Provided*, That when an employee, who on the effective date of this order has completed ten months of his current service year, is separated from the service prior to the completion of such service year, the leave credit of such employee shall be readjusted as of the time of his separation so that his leave credit for conversion in the manner hereinbefore provided shall in no event be less than the leave which would have been due him on separation had this amendatory order not been promulgated.

"36. *Regulations of Governor.* The Governor is granted continuing authority to make such additional regulations, not inconsistent with the provisions of this order, as he shall deem necessary for the completion, operation and administration of the leave system established by this order.

"37. *Leave of policemen and firemen.* The provisions of sections 21 to 36 of this order shall apply to and govern the leave of policemen and firemen, except that in view of the longer workweeks of such employees and the consequent greater charge for absences of such employees on leave, the Governor shall by regulations applicable to such employees, respectively, modify the provisions of said sections 21 to 36 to such extent as may be necessary to accord to such employees the same leave privileges, as nearly as is reasonably practicable, as are accorded to other employees. To that end the Governor may in such regulations establish and adjust the amount of leave to which such employees shall be entitled, the reduction of their leave credits for absences in a nonpay status, their maximum accumulation of leave, the absences chargeable to leave, the advance of leave for illness or injury, the travel leave, the limitation on the amount of leave which may be granted at any one time, the method of conversion of their present leave credits, and any other element of their leave the adjustment of which is necessary.

"The Governor is further authorized to provide for the adjustment and conversion, consistently with the provisions of this order, of the leave credits of an employee as of the effective date of the transfer of such employee between the police and fire forces, or between either of such forces and any other class of employment in the organization.

"38. *Sick leave of teachers.* A teacher employed only during the school year may be granted not to exceed 15 days of leave with pay during the school year to cover illness or injury, but shall not be entitled to any other leave with pay. Such leave shall be chargeable only for absence upon days during which the employee would otherwise work and receive pay, shall be exclusive of holidays, and shall be paid for at the rate prescribed in section 32 of this order. Such leave which is unused at the end of a school year shall be accumulated for use in succeeding school years until it totals not exceeding 45 days. Such leave shall be accorded and administered as prescribed in such regulations, not inconsistent with this section, as may be prescribed by the Governor.

"LEAVE FOR EXCEPTED ALIEN EMPLOYEES

"39. *Sick and rest leave for excepted alien employees.* The Governor is authorized to grant, under such regulations as he may prescribe, sick and rest leave to such alien employees as are excepted by section 20 of this order from entitlement to leave privileges under sections 20 to 38 of this order: *Provided*, That the combined sick and rest leave which may be granted to any such employee shall not exceed 24 days in any one year, and that such leave shall not be cumulative in excess of 60 days.

"OFFICE HOURS AND HOURS OF LABOR

"40. *Office hours and hours of labor.* Office hours and hours of labor shall be fixed by the Governor within the limits prescribed by law."

SEC. 2. Executive Order No. 9039 of January 24, 1942, as amended by section 1 of Executive Order No. 9497 of November 6, 1944, authorizing sick and rest leave for alien employees of The Panama Canal and the Panama Railroad Company, is revoked.

SEC. 3. This order shall take effect immediately.

HARRY S. TRUMAN

THE WHITE HOUSE,
June 20, 1946.

[F. R. Doc. 46-10825; Filed, June 21, 1946; 2:47 p. m.]

Regulations

TITLE 10—ARMY: WAR DEPARTMENT

Chapter III—Claims and Accounts

PART 306—CLAIMS AGAINST THE UNITED STATES

MUSTERING-OUT PAYMENTS

Section 306.75 (a) is rescinded and the following substituted therefor:

§ 306.75 *Mustering-out payments*—(a) *To whom payable*—(1) *General.* Except as provided in paragraph (b) of this section, each member of the armed forces who shall have been engaged in active service in the present war, and who is discharged or relieved from active service under honorable conditions on or after December 7, 1941, shall be eligible to receive mustering-out payment.

(2) *Philippine scouts.* (i) After the date of enactment of this act, Philippine scouts enlisted under the provisions of section 14 of the act approved October 6, 1945 (Public Law 190—79th Cong.) are entitled to mustering-out payment, except that for the purpose of computing such payments for service in the Philippine Scouts, service wholly performed in the Philippine Islands shall be compensated on the same basis as service wholly performed within the United States.

(ii) Payment made under the provisions of subparagraph (2) (i) of this paragraph, shall be paid at the rate of one Philippine peso for each dollar authorized by the Mustering-out Payment Act of 1944. (58 Stat. 8; 38 U.S.C., Sup. IV, 691a) [AR 35-2490, Feb. 20, 1946, as amended by C2, June 11, 1946]

[SEAL] EDWARD F. WITSELL,
Major General,
The Adjutant General.

[F. R. Doc. 46-10826; Filed, June 21, 1946; 3:18 p. m.]

TITLE 14—CIVIL AVIATION

Chapter I—Civil Aeronautics Board

[Civil Air Regs., Amdt. 02-0]

PART 02—TYPE AND PRODUCTION CERTIFICATES

At a session of the Civil Aeronautics Board held at its office in Washington, D. C., on the 11th day of June 1946.

Effective July 1, 1946, the Civil Air Regulations are amended by adding a new Part 02 to read as follows:

Explanatory statement concerning suspension and revocation of certificates issued under this part. The Civil Aeronautics Board is authorized under section 609 of the Civil Aeronautics Act of 1938 to suspend or revoke type and production certificates. The Administrator, under the same section of the act, is authorized in cases of emergency to suspend such certificates in whole or in part for a limited period. In so doing he is required to notify immediately the holder and file a complaint with the Board, in which proceeding the holder is entitled to a hearing.

Certificates may be suspended if the interest of the public so requires, or may be revoked for any cause which at the time of revocation would justify the Administrator in refusing to issue to the holder a like certificate. Any deliberate misrepresentation in the application or in the submission of any information accompanying the application, or in any statement or report required of a certificate holder under these regulations, may be grounds for the suspension or revocation of a certificate.

In addition to the above grounds, production certificates may be suspended or revoked for any of the following reasons:

1. Willful violation on the part of the manufacturer of any portion of the Civil Aeronautics Act or any regulation promulgated thereunder relating to the production of articles authorized by the production certificate.

2. Demonstration of incompetency, carelessness or negligence, or the willful use of inferior or improper materials in the manufacture of articles covered by the certificate.

3. Failure of the manufacturer to maintain adequate facilities and personnel to assure the airworthiness and conformity of articles produced.

4. Refusal of the manufacturer to submit to inspection upon proper demand by a representative of the Administrator, or to render any reasonable assistance in connection therewith.

Sec.
02.0 General.
02.1 Type certificates.
02.2 Production certificates.
02.3 Type and production certificate rules.

AUTHORITY: §§ 02.0 to 02.3 inclusive, issued under 52 Stat. 984, 1007; 49 U.S.C. 425, 551.

§ 02.0 *General.*

§ 02.00 *Definition.* The term "product" as used in this part shall mean:
(a) An aircraft,
(b) An aircraft engine,
(c) A propeller, or
(d) Any appliance specified in the Civil Air Regulations as eligible for a type or production certificate.

§ 02.1 *Type certificates.*

§ 02.10 *Application.* The application for a type certificate for a specified product shall be made upon a form prescribed and furnished by the Administrator.

§ 02.11 *Requirements for issuance.* The applicant shall submit with the application, or within a reasonable time thereafter, such drawings and other technical data concerning the design, material, specifications, construction, and performance of the product as may be required by the Administrator to show compliance with the pertinent parts of the Civil Air Regulations.

A product or components thereof shall be subjected to such tests as the Administrator may prescribe, consistent with the pertinent parts of the Civil Air Regulations.

One article of the product shall be completed prior to the issuance of a type certificate, and shall meet such standards as are required by the pertinent parts of the Civil Air Regulations.

§ 02.12 *Duration.* A type certificate shall remain in effect until such time as it is cancelled, suspended, revoked, or a termination date is fixed by the Board.

§ 02.13 *Transferability and licensing.* A type certificate is transferable, and the benefits of such certificate may be extended by licensing arrangements. In the event of any transfer or licensing arrangement the person making the transfer or granting the license shall immediately notify the Administrator in writing. Upon the termination of any licensing arrangement the grantor of the license shall immediately notify the Administrator in writing.

§ 02.2 *Production certificates.*

§ 02.20 *Application.* The application for a production certificate shall be made upon a form prescribed and furnished by the Administrator and shall specify only a product for which a type certificate has been issued.

The application shall be accompanied by a report which will include at least the following:

(a) A description of the manufacturing lay-out and production flow.

(b) A listing and description of any special processes required by the design of the product to be manufactured,

(c) A description of the established quality control organization, its functions and responsibilities, and

(d) If the application is for the manufacture of an aircraft, a description of the flight test procedure established by the manufacturer for the testing of production aircraft and a copy of the flight test check list to be used.

§ 02.21 *Requirements for issuance.* The applicant shall hold a currently effective type certificate for the product to be manufactured, or shall hold a current right to the benefits of such certificate under a licensing arrangement.

Upon receipt of the application with supporting information, and after an inspection of the applicant's organization and production facilities, the Administrator shall issue a production certificate if he finds that the applicant is adequately prepared to manufacture the product and to control its quality to the extent that each article will conform with the design provisions of the pertinent type certificate.

§ 02.210 *Production limitation record.* The benefits of a production certificate shall be available only with respect to the type certificate or certificates set forth in the currently effective production limitation record, prescribed and issued by the Administrator, which shall constitute a part of the production certificate.

§ 02.22 *Duration.* A production certificate shall remain in effect until such time as it is cancelled, suspended, revoked, a termination date is fixed by the Board, or the location of the manufacturing facilities is changed.

§ 02.220 *Changes.* The holder of a production certificate shall immediately notify the Administrator in writing of changes in the basic organization, methods, procedures, facilities, or location of the facilities which may affect the conformity of quality control of the product manufactured.

§ 02.23 *Transferability.* A production certificate is not transferable.

§ 02.24 *Amendments.* The holder of a production certificate desiring the addition of another type certificate to the production certificate shall submit an application on a form provided by the Administrator for that purpose.

The application shall be accompanied by a report describing clearly all additional facilities, methods, or processes required by the particular design of the product to be manufactured under the type certificate to be added.

When, on the basis of the procedure specified in § 02.21, the Administrator finds the facilities, methods, and processes adequate he shall include the additional type certificate in the production limitation record.

§ 02.3 *Type and production certificate rules.*

§ 02.30 *Display.* Type certificates shall be made available for examination by representatives of the Administrator or the Board. Production certificates shall be prominently displayed in the main office of the factory.

§ 02.31 *Cancellation.* Type and production certificates may be cancelled upon the written request of the holder thereof.

§ 02.32 *Surrender.* Upon the cancellation, suspension, revocation, or termination of a type or production certificate, the holder thereof shall, upon request, surrender such certificate to an authorized representative of the Administrator.

§ 02.33 *Inspection.* A product manufactured under a type certificate only shall, and a product manufactured under both type and production certificates may, be required to undergo inspection by a representative of, or a person designated by the Administrator, to determine whether individual products conform with the provisions of the pertinent type certificate.

A representative of the Administrator shall be permitted to make such inspections as may be necessary to determine compliance with the requirements of this part of the Civil Air Regulations.

§ 02.34 *Statement of conformity.* The holder of a type certificate or of a current right to the benefits of a type certificate under a licensing arrangement, upon the initial transfer by him of the ownership of any aircraft manufactured under such type certificate, shall furnish to a duly authorized representative of the Administrator a statement of conformity for such aircraft on a form prescribed and furnished by the Administrator, except that a statement of conformity shall not be required if the aircraft is manufactured for United States registry under the terms of a production certificate.

§ 02.35 *Production reports.* On the first day of January and July each year, and at such other times as the Administrator may require, every holder of a production certificate, a type certificate, or a current right to the benefits of a type certificate under a licensing arrangement, shall transmit to the Administrator a detailed production report on a form prescribed and furnished by the Administrator. Such reports shall be transmitted whether or not any product has been manufactured during the period covered by the report.

§ 02.36 *Identification.* Each article manufactured under the terms of a type or production certificate shall display permanently such data as may be required to show its identity. Such data shall include at least the following items where applicable:
(a) Manufacturer's name,
(b) Type certificate number.
(c) Production certificate number.
(d) Model designation.
(e) Manufacturer's serial number when article is serially numbered, or the date of manufacture, except where both are specifically required.
(f) Capacity or rating.

By the Civil Aeronautics Board.

[SEAL] FRED A. TOOMBS,
Secretary.

[F. R. Doc. 46-10872; Filed, June 24, 1946; 11:21 a. m.]

[Civil Air Regs., Amdt. 26-1]

PART 26—AIR-TRAFFIC CONTROL-TOWER OPERATOR CERTIFICATES

CONTROL-TOWER OPERATOR CERTIFICATES

At a session of the Civil Aeronautics Board held at its office in Washington, D. C., on the 14th day of June 1946.

Effective June 14, 1946, § 26.1 of the Civil Air Regulations is amended by striking paragraph (a) and inserting in lieu thereof the following:

§ 26.1 *General.* * * * .

(a) At least 21 years of age; or, if serving as a member of the military services of the United States, at least 18 years of age: *Provided,* That certificates issued to members of the military services who are less than 21 years of age shall, until the holder thereof reaches the age of 21, be valid only when the holder is serving as a member of the military services in a control tower operated by such services.

(52 Stat. 984, 1007; 49 U.S.C. 425, 551)

By the Civil Aeronautics Board.

[SEAL] FRED A. TOOMBS,
Secretary.

[F. R. Doc. 46-10870; Filed, June 24, 1946; 11:21 a. m.]

[Civil Air Regs., Amdt. 40-8]

PART 40—AIR CARRIER OPERATING CERTIFICATION

ROUTE AND DEFINITION OF ROUTE

Adopted by the Civil Aeronautics Board at its office in Washington, D. C., on the 14th day of June 1946.

Effective May 17, 1946, Part 40 of the Civil Air Regulations is amended as follows:

1. By amending § 40.11 to read as follows:

§ 40.11 *Route.* Application shall show that the route over which it proposes to operate is, or prior to operation will be, equipped with such navigational facilities (including terminal and intermediate airports, emergency landing fields, and ground aids to air navigation) as determined by the Administrator to be necessary for safe operation as related to the service offered.

(52 Stat. 984, 1007; 49 U.S.C. 425, 551)

By the Civil Aeronautics Board.

[SEAL] FRED A. TOOMBS,
Secretary.

[F. R. Doc. 46-10869; Filed, June 24, 1946; 11:21 a. m.]

[Regs., Serial No. 361-A]

PART 40—AIR CARRIER OPERATING CERTIFICATION

PART 60—AIR TRAFFIC RULES

PART 61—SCHEDULED AIR CARRIER RULES

LONG-DISTANCE DOMESTIC SCHEDULED AIR-CARRIER OPERATIONS

At a session of the Civil Aeronautics Board held at its office in Washington, D. C., on the 14th day of June 1946.

The following Special Civil Air Regulation is made and promulgated to become effective June 15, 1946.

Flights of scheduled air carriers while at altitudes in excess of 12,500 feet above sea level east of Longitude 100° W. and 14,500 feet above sea level west of Longitude 100° west shall comply with the applicable provisions of the Civil Air Regulations except as follows:

(a) Such flights need not comply with the requirements of § 60.22 *Right-side traffic,* § 61.731 *Deviation from airway,* or any other sections of Parts 40 and 61 concerning civil airways.

(b) Such flights need not comply with the requirements of § 60.252 *Traffic clearance,* § 60.253 *Communication contacts,* and § 61.602 (c) *Weather reports,* except to the extent which the Administrator may prescribe.

(c) Each first pilot engaged in these operations shall be qualified for the route if he is qualified for operations over any regular authorized route for the air carrier involved between the regular terminals for such operation.

(d) Each dispatcher who dispatches aircraft on flights authorized by this regulation shall be qualified under § 61.553 of the Civil Air Regulations for operation over an authorized route for the air carrier involved between the regular terminals of such operations: *Provided,* That when he is qualified only on a portion of such route he may dispatch aircraft only after coordinating the dispatch with dispatchers who are qualified for the other portions of the route between the points to be served.

This regulation shall terminate December 15, 1946.

(52 Stat. 984, 1007; 49 U.S.C. 425, 551)

By the Civil Aeronautics Board.

[SEAL] FRED A. TOOMBS, *Secretary.*

[F. R. Doc. 46-10868; Filed, June 24, 1946; 11:21 a. m.]

TITLE 24—HOUSING CREDIT

Chapter VI—Federal Public Housing Authority

PART 601—URBAN LOW-RENT HOUSING AND SLUM CLEARANCE

FUNDS

JUNE 20, 1946.

Section 601.306 is amended to read as follows:

§ 601.306 *Funds*—(a) *Establishment of funds.* The local authority shall enter into a Development Fund Agreement and a separate Administration Fund Agreement, satisfactory to the FPHA, with one or more banks selected as the depositary for each fund. Each such bank or any bank in which any moneys of the Local Authority are deposited shall be a member of the Federal Deposit Insurance Corporation and shall be acceptable to the FPHA. Separate Development Fund bank accounts and separate Administration Fund bank accounts shall be maintained for each project.

(b) *Development Fund.* The local authority shall place in the Development Fund all moneys received from the proceeds of preliminary loans, advance loans, temporary loans, sale of bonds, refunds on development cost, and all other moneys received pertaining to the development of the project, including all rents and revenues derived from the operation of the project up to the date of the Series A and B Bonds. Disbursements from the Development Fund shall be limited to eligible development costs.

(c) *Administration Fund.* The local authority shall place in the Administration Fund any working capital (see section 206 (a) (10)) transferred from the Development Funds and all moneys received from the operation of the project after the date of Series A and B Bonds. The Administration Fund shall also include all moneys set aside for reserves (such as reserves for repairs, maintenance, and replacements, or for vacancy and collection losses) except as otherwise provided in outstanding contracts. Disbursements shall be limited to eligible administration costs and investments (see sec. 307).

(U. S. Housing Act of 1937, as amended (Pub. Law 412, 75th Cong.))

PHILIP M. KLUTZNICK, *Commissioner.*

[F. R. Doc. 46-10835; Filed, June 24, 1946; 9:51 a. m.]

PART 601—URBAN LOW-RENT HOUSING AND SLUM CLEARANCE

INVESTMENT OF RESERVES

JUNE 20, 1946.

Sections 601.307, 601.308, and 601.309 are hereby renumbered §§ 601.308, 601.309, and 601.310, respectively, with the following new section inserted in the Requirements and numbered § 601.307.

§ 601.307 *Investment of reserves.* Moneys in the Administration Fund which have been set aside for reserves may be invested with the approval of FPHA by the local authority in bonds or other securities. Interest earned or increment in value of securities shall be treated as miscellaneous project income and deposited, when received, in the Administration Fund except as otherwise specifically provided in outstanding contracts.

(U. S. Housing Act of 1937, as amended (Pub. Law 412, 75th Cong.))

PHILIP M. KLUTZNICK, *Commissioner.*

[F. R. Doc. 46-10836; Filed, June 24, 1946; 9:52 a. m.]

PART 601—URBAN LOW-RENT HOUSING AND SLUM CLEARANCE

BUDGETS

JUNE 20, 1946.

Section 601.409, paragraphs (c) and (d), is amended to read as follows:

§ 601.409 *Budgets.* • • •

(c) *Annual project budgets.* The local authority shall prepare for each project an annual budget for each fiscal year beginning with the second, and shall submit such budget 60 days before the beginning of such fiscal year. Such budget will show income and expense by major account classification for the developments comprising the project, the debt service, the payment in lieu of taxes, and the Federal annual contribution to be required. Upon approval by the FPHA, each annual project budget shall be formally adopted by the local authority. No annual project budget will be required for the first fiscal year.

(d) *Control of expenditures.* The local authority shall conduct the administration of all developments and projects in accordance with the budgets which it has adopted.

The local authority shall incur no expenses in connection with the administration of a development after the end of the initial operating period until a budget covering such expenses has been approved by the FPHA and adopted by the local authority.

For any development the local authority shall not in any quarter incur expenses under any major account classification (as established by the FPHA) which, together with expenses incurred in prior quarters of the same fiscal year, exceed the amounts budgeted for such quarter and prior quarters, unless it has previously submitted and received FPHA approval of a revised budget showing such increased amounts; except that the local authority may, without FPHA approval, increase the amount budgeted (up to and including the quarter in question) for any major account classification by 10% or $200 (whichever is greater) if at least equal reductions are made in the amounts budgeted for other major account classifications which will keep the total operating expenses within the budget approved by the FPHA.

(U. S. Housing Act of 1937, as amended (Pub. Law 412, 75th Cong.))

PHILIP M. KLUTZNICK, *Commissioner.*

[F. R. Doc. 46-10837; Filed, June 24, 1946; 9:52 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter VIII—Office of International Trade, Department of Commerce

Subchapter B—Export Control

[Amdt. 204]

PART 817—LIMITED DISTRIBUTION LICENSES FOR NEW PASSENGER CAR, TRUCK AND BUS TIRES

Sec.
817.1 General provisions.
817.2 Clearance for export.
817.3 Period of validity.

AUTHORITY: § 817.1 to § 817.3, inclusive, issued under sec. 6, 54 Stat. 714; 55 Stat. 206; 56 Stat. 463; 58 Stat. 671; 59 Stat. 270; Pub. Law 389, 79th Congress; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; E.O. 9630, 10 F.R. 12245; Order No. 390, 10 F.R. 13130.

§ 817.1 *General provisions.* (a) There is hereby established a limited distribution license designated "LDL" authorizing, subject to the other provisions of this part and subject to the conditions contained in the license issued by the Department of Commerce, the exportation of new passenger car, truck and bus tires, Department of Commerce Schedule B Nos. 206000 and 206200, including factory "seconds" but not including military surplus, factory reject, used and recapped tires.

(b) Applications under this procedure may be made only by manufacturers of tires or by "traditional" exporters, i. e., those persons who have exported from the United States a minimum of 1,500 such tires per year on the average during a three-year base period established by the Department of Commerce. This procedure shall be used to the exclusion of any other application procedure by the manufacturers and "traditional" exporters. Applications shall be filed with the Requirements and Supply Branch, Office of International Trade, Department of Commerce, Washington 25, D. C. on Forms FEA 48 (Application for Limited Distribution License) and IT 554 (Limited Distribution Schedule for Tires). All of the terms, conditions, provisions and instructions contained in such forms are hereby incorporated in and made a part of the regulations in this subchapter.

(c) Any person to whom a limited distribution license to export tires has been issued by the Department of Commerce may, during the period of the validity of the license, export under such license to each country or group of countries listed in the distribution schedule attached to the license not more than the quantity of tires approved by the Department of Commerce for export to such country or group of countries in said distribution schedule, together with an equivalent number of tubes.

(d) Limited distribution licenses for such tires may be amended by the Department of Commerce upon application of the holder of such license in a letter addressed to the Requirements and Supply Branch, Office of International Trade, Department of Commerce, Washington 25, D. C. Amendments will be issued in a letter which shall be considered a part of the license to which the amendment is applicable.

§ 817.2 *Clearance for export.* (a) The provisions of § 801.7 of this subchapter shall not apply to exportations under any limited distribution license for new passenger car, bus and truck tires. In lieu of the presentation of the export license an exporter making an exportation of such tires under the Limited Distribution License shall present to the United States Collector of Customs at the port of exit a Shipper's Export Declaration bearing the symbol "LDL", and the number of the limited distribution license pursuant to which such exportation is being made.

(b) The use by any exporter of the symbol "LDL" on a Shipper's Export Declaration for the purpose of clearing an exportation of tires constitutes a certification by the exporter (1) that the exportation of the commodities described in such Shipper's Export Declaration is authorized under the limited distribution license therein identified to the destination specified; (2) that the type and quantity of such commodities to be exported to a particular country or group of countries are within the limitations for exportation to that particular country or group of countries set by the distribution schedule relating to such license; (3) that the tires and tubes are being sold in accordance with the provisions of the Second Revised Maximum Export Price Regulation of the Office of Price Administration; and (4) that all of the other provisions and conditions of the license have been met.

§ 817.3 *Period of validity.* Limited distribution licenses for tires shall be valid during the calendar quarter in which the license is issued plus the succeeding calendar quarter unless the period of validity is reduced or extended by the Department of Commerce, or is otherwise indicated on the license. All limited distribution licenses for tires are subject to revocation or revision at any time by the Department of Commerce.

Dated: June 21, 1946.

[SEAL] JOHN C. BORTON, *Director, Requirements and Supply Branch.*

[F. R. Doc. 46-10865; Filed, June 24, 1946; 10:31 a. m.]

[Amdt. 205]

PART 820—LIMITED DISTRIBUTION LICENSES FOR PENICILLIN

Sec.
820.1 General provisions.
820.2 Clearance for export.
820.3 Period of validity.

AUTHORITY: § 820.1 to § 820.3 inclusive, issued under Sec. 6, 54 Stat. 714; 55 Stat. 206; 56 Stat. 463; 58 Stat. 671; 59 Stat. 270; Pub. Law 389, 79th Congress; E.O. 8900, 6 F.R. 4795; E.O. 9361; 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; E.O. 9630, 10 F.R. 12245; Order No. 390, 10 F.R. 13130.

§ 820.1 *General provisions.* (a) There is hereby established a limited distribution license designated "LDL" authorizing, subject to the other provisions of this part and subject to the conditions contained in the license issued by the Department of Commerce, the exportation of penicillin and penicillin products.

(b) Applications under this procedure may be made only by manufacturers of penicillin or by persons who have been specially authorized to make application by the Department of Commerce. This procedure shall be used to the exclusion of an other application procedure by manufacturers of penicillin. Applications shall be filed with the Requirements and Supply Branch, Office of International Trade, Department of Commerce, Washington 25, D. C., on Forms FEA 48 (Application for Limited Distribution License) and IT 555 (Limited Distribution Schedule) in the manner and only for such penicillin or penicillin products as shall be prescribed by the Department of Commerce. All of the terms, conditions, provisions and instructions contained in such forms are hereby incorporated in and made a part of the regulations in this subchapter.

(c) Any person to whom a limited distribution license to export penicillin has been issued by the Department of Commerce may, during the period of the validity of the license, export under such license to each country listed in the distribution schedule attached to the license not more than the quantity of penicillin approved by the Department of Commerce for export to such country in said distribution schedule.

(d) Limited distribution licenses for penicillin may be amended by the Department of Commerce upon application of the holder of such license in a letter addressed to the Requirements and Supply Branch, Office of International Trade, Department of Commerce, Washington 25, D. C. Amendments will be issued in a letter which shall be considered a part of the license to which the amendment is applicable.

§ 820.2 *Clearance for export.* (a) The provisions of § 801.7 of this subchapter shall not apply to exportations under any limited distribution license for penicillin. In lieu of the presentation of the export license an exporter making an exportation of penicillin under the Limited Distribution License shall present to the United States Collector of Customs at the port of exit a Shipper's Export Declaration bearing the symbol "LDL", and the number of the limited distribution license pursuant to which such exportation is being made.

(b) The use by any exporter of the symbol "LDL" on a Shipper's Export Declaration for the purpose of clearing an exportation of penicillin constitutes a certification by the exporter (1) that the exportation of the commodities described in such Shipper's Export Declaration is authorized under the limited distribution license therein identified to the destination specified; (2) that the type and quantity of such commodities to be exported to a particular country or group of countries are within the limitations for exportation to that particular country or group of countries set by the distribution schedule relating to such license; (3) that the penicillin is being sold in accordance with the provisions of the Second Revised Maximum Export Price Regulation of the Office of Price Administration; and (4) that all of the other provisions and conditions of the license have been met.

§ 820.3 *Period of validity.* Limited distribution licenses for penicillin shall be valid for a period of sixty (60) days from the date of validation unless the period of validity is reduced or extended by the Department of Commerce, or is otherwise indicated on the license. All limited distribution licenses for penicillin are subject to revocation or revision at any time by the Department of Commerce.

Dated: June 21, 1946.

JOHN C. BORTON, *Director, Requirements and Supply Branch.*

[F. R. Doc. 46-10866; Filed, June 24, 1946; 10:31 a. m.]

Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong.; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

PART 1010—SUSPENSION ORDERS

[Suspension Order S-928]

OLTMANS CONSTRUCTION COMPANY

Oltmans Construction Company, a corporation also known as J. O. Oltmans and Son with offices at 818 East 18th Street, Los Angeles, California, is engaged in the general construction business. On April 4, 1946, without authorization from the Civilian Production Administration, the company began as the contractor for Daylite Markets, Inc., the construction of a market building and five stores at 8331–8343 East 18th Street, Los Angeles, California, at an estimated cost of $52,000, which amount exceeded the $1,000 limit permitted by Veterans Housing Program Order No. 1. The responsible officers of the company were aware of the restrictions on construction and its actions constituted a wilful violation of Veterans Housing Program Order No. 1.

This violation has diverted scarce materials to uses not authorized by the Ci-

vilian Production Administration. In view of the foregoing facts, it is hereby ordered that:

§ 1010.928 *Suspension Order No. S–928.* (a) For a period of three months from the effective date of this order, no authorization shall be granted Oltmans Construction Company to do construction, nor shall it during such period apply or extend any preference ratings, regardless of the delivery date named in any purchase order to which such ratings may be applied or extended.

(b) Oltmans Construction shall cancel immediately all preference ratings which it had applied or extended to orders which have not yet been filled, except that if it has extended a customer's rating to get an item for delivery without change in form to that customer (as distinct from replacing it in inventory), it need not cancel the rating, provided the item when received is promptly delivered to the customer whose rating was extended.

(c) All preference ratings, allotments and allocations presently outstanding in connection with orders for delivery of materials to Oltmans Construction Company or placed prior to the termination date of this order are void and shall not be given any effect by suppliers of Oltmans Construction Company or any other person. This does not apply to material already delivered or in transit for delivery to it on the effective date of this order.

(d) The provisions of this order shall not apply to the completion of any construction jobs heretofore authorized under the Veterans' Housing Program on which construction has already begun, or to prohibit the placing of rated orders for materials necessary to complete the construction of any such project under the Veterans' Housing Program.

(e) Oltmans Construction Company shall refer to this order in any application or appeal which it may file with the Civilian Production Administration or the Federal Housing Administration for priorities assistance or for authorization to carry on construction.

(f) Nothing contained in this order shall be deemed to relieve Oltmans Construction Company from any restriction, prohibition, or provision contained in any other order or regulation of the Civilian Production Administration, except insofar as the same may be inconsistent with the provisions hereof.

(g) The restrictions and prohibitions contained herein shall apply to Oltmans Construction Company, also doing business as J. O. Oltmans and Son, or under any other name, its successors and assigns or persons acting on its behalf. Prohibitions against the taking of any action include the taking indirectly as well as directly of any such action.

(h) This order shall take effect on the 22d day of June 1946.

Issued this 12th day of June 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46–10833; Filed, June 21, 1946; 4:23 p. m.]

Chapter XI—Office of Price Administration

PART 1305—ADMINISTRATION

[Rev. SO 119, Amdt. 12]

INDIVIDUAL ADJUSTMENTS FOR RECONVERTING MANUFACTURERS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Supplementary Order 119 is amended in the following respect:

Section 7 (a) (3) is amended by adding the following paragraph at the end thereof:

OPA will revise the materials increase factors from time to time to reflect increases in ceiling prices which it has allowed with respect to the materials covered by the factors. OPA may use a higher materials increase factor than that shown in Appendix D when an action has been taking increasing the ceiling price of a particular material or when such an action has been definitely determined upon.

This amendment shall become effective on the 29th day of June.

Issued this 24th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–10890; Filed, June 24, 1946; 11:46 a. m.]

PART 1305—ADMINISTRATION

[SO 129, Corr. to Amdt. 28]

EXEMPTION AND SUSPENSION FROM PRICE CONTROL OF MACHINES, PARTS, INDUSTRIAL MATERIALS AND SERVICES

Amendment No. 28 under Supplementary Order No. 129 is corrected in the following respect:

Section 12 (h) referred to in the amendment is corrected to read section 12 (c).

Issued this 24th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–10891; Filed, June 24, 1946; 11:45 a. m.]

PART 1334—SUGAR

[MPR 60,[1] Amdt. 3]

DIRECT CONSUMPTION SUGAR

A statement of the considerations involved in the issuance of this amendment issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 2 (a) (1) is amended to read as follows:

(1) The maximum basis prices for the following direct-consumption sugars per one hundred pounds, f. o. b. United States seaboard cane sugar refinery nearest freightwise to the point of delivery, shall be as follows:

(i) For sales of fine granulated cane sugar refined in continental United States, $5.60.

(ii) For sales of fine granulated beet sugar processed in continental United States, $6.00.

(iii) For sales of fine granulated cane sugar from off-shore areas, domestic or foreign, duty paid, $5.55.

(iv) For sales of turbinado, washed white or similar sugar from off-shore areas, domestic or foreign, for direct consumption, $5.25.

(v) For sales of direct-consumption sugars other than those provided for above, in this section, processed from United States mainland sugar cane including but not limited to turbinado, plantation white and high-washed sugars, $5.40.

This amendment shall become effective June 24, 1946.

Issued this 24th day of June 1946.

PAUL A. PORTER,
Administrator.

Approved: June 19, 1946.

CHARLES F. BRANNAN,
Acting Secretary of Agriculture.

[F. R. Doc. 46–10876; Filed, June 24, 1946; 11:45 a. m.]

[1] 10 F.R. 14816; 11 F.R. 1434, 3299.

PART 1370—ELECTRICAL APPLIANCES

[RMPR 111, Amdt. 11]

NEW HOUSEHOLD VACUUM CLEANERS AND ATTACHMENTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation No. 111 is amended in the following respects:

Section 25, *Appendix A* is amended by adding thereto in the proper alphabetical order the following model of vacuum cleaner and its retail ceiling price:

Manufacturer	Model No.	Description	Retail ceiling price
Timm Industries, Inc.	"Timm"	Cylinder type—Included 10-piece attachment set.	$84.50

This amendment shall become effective on the 24th day of June 1946.

Issued this 24th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–10878; Filed, June 24, 1946; 11:46 a. m.]

PART 1370—ELECTRICAL APPLIANCES

[RMPR 111, Amdt. 12]

NEW HOUSEHOLD VACUUM CLEANERS AND ATTACHMENTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation No. 111 is amended in the following respects:

Section 25, *Appendix A* is amended by adding the following model and attachment set in proper alphabetical order to the list of vacuum cleaner models therein:

Manufacturer	Model No.	Description	Retail ceiling price
Electro - Hygiene.	Electro-Hygiene.	Floor type—Included 12-piece attachment set.	$79.50
	....do.....	Floor polisher.....	15.00

This amendment shall become effective on the 24th day of June 1946.

Issued this 24th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–10879; Filed, June 24, 1946; 11:46 a. m.]

PART 1426—WOOD PRESERVATION AND PRIMARY FOREST PRODUCTS

[MPR 554,[1] Amdt. 4]

WESTERN RED CEDAR POLES AND PILING

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 554 is amended in the following respects:

In section 15, Tables 1 through 7 are amended to read as follows:

TABLE 1—MAXIMUM PRICES FOR WESTERN RED CEDAR POLES—WESTERN SCHEDULE

(See section 6 (a) f. o. b. cars loading-out point or dumped, boomed, rafted and prepared for towing in towable waters)

A. S. A. Length (feet)	A. S. A. Class	Estimated weight in pounds (per pole)	Maximum price (each)
25	1	750	$6.50
	2	635	6.05
	3	530	5.55
	4	425	5.25
	5	350	4.80
	6	280	3.85
	7▲	220	3.60
	8	205	2.75
	9	180	2.10
	10	120	2.05
30	H. D	1,285	14.30
30" top	1	1,120	12.25
	1	880	7.70
30" top	2	960	11.85
	2	750	7.45
	3	645	7.10
	4	540	6.70
	5	440	6.40
	6	370	5.90
	7	310	5.45
	8	265	5.35
	9	225	4.50
35	H. D	1,490	17.35
30" top	1	1,385	14.30
	1	1,055	10.40
30" top	2	1,180	13.65
	2	880	10.05
	3	750	9.65
	4	660	9.25
	5	570	8.40
	6	495	7.70
	7	415	6.55
	8	445	6.45
40	H. D	1,725	26.80
30" top	1	1,560	17.55
	1	1,320	12.25
30" top	2	1,400	15.95
	2	1,145	11.85
	3	970	11.10
	4	790	10.50
	5	705	9.50
	6	615	8.85
	7	615	8.70
45	H. D	1,990	31.25
30" top	1	1,825	26.80
	1	1,585	14.30
30" top	2	1,575	22.90
	2	1,365	13.65
	3	1,145	12.65
	4	1,010	11.85
	5	880	10.90
	6	880	10.65
50	H. D	2,515	40.10
30" top	1	2,090	31.25
	1	1,760	17.55
30" top	2	1,750	28.45
	2	1,585	15.95
	3	1,365	14.60
	4	1,250	13.40
	5	1,145	12.05
	6	1,145	12.05
55	H. D	2,870	47.85
30" top	1	2,615	40.10
	1	2,025	26.80
30" top	2	2,015	33.40
	2	1,760	22.90
	3	1,540	17.35
	4	1,410	14.05
	5	1,410	13.40
60	H. D	3,395	53.35
30" top	1	2,970	47.85
	1	2,290	31.25
30" top	2	2,455	41.70
	2	1,935	28.45
	3	1,760	22.35
	4	1,670	17.95
65	H. D	4,100	71.10
30" top	1	3,495	53.35
	1	2,815	40.10
30" top	2	2,985	48.40
	2	2,200	33.40
	3	2,025	28.15
	4	1,935	23.15
70	H. D	4,540	90.90
30" top	1	4,300	71.10
	1	3,170	47.85
30" top	2	3,510	63.85
	2	2,640	41.70
	3	2,375	34.55
	4	2,290	29.75
75	1	3,695	53.35
	2	3,170	48.40
	3	2,730	42.00
	4	2,640	36.15
80	1	4,400	71.10
	2	3,695	63.85
	3	3,170	55.85
	4	3,080	51.05
85	1	4,840	90.90
	2	3,960	79.85
	3	3,520	67.65
	4	3,520	66.50
90	1	5,810	110.75
	2	4,930	105.15
	3	4,225	99.65

TABLE 2—MAXIMUM PRICES WESTERN RED CEDAR POLES—EASTERN SCHEDULE

(See section 6 (b) f. o. b. cars loading-out point or dumped, boomed, rafted and prepared for towing in towable waters)

A. S. A. Length (feet)	A. S. A. Class	Estimated weight in pounds (per pole)	Maximum price (each)
16	5	230	$3.30
	6	190	2.40
	7	135	2.00
	8	135	1.85
	9	105	1.45
	10	85	1.15
18	3	440	5.05
	4	350	4.25
	5	265	3.50
	6	185	2.55
	7	175	2.15
	8	160	2.05
	9	120	1.60
	10	90	1.25
20	1	615	6.20
	2	530	5.95
	3	440	5.45
	4	350	4.50
	5	265	3.70
	6	200	2.70
	7	175	2.55
	8	160	2.05
	9	120	1.60
	10	90	1.40
22	1	750	6.50
	2	635	6.05
	3	530	5.55
	4	425	5.25
	5	350	4.80
	6	280	3.85
	7	220	3.60
	8	205	2.75
	9	180	2.10
	10	120	2.05

[1] 9 F.R. 10986; 10 F.R. 4100; 11 F.R. 945.

TABLE 2—MAXIMUM PRICES WESTERN RED CEDAR POLES—EASTERN SCHEDULE—Con.

A. S. A. Length (feet)	Class	Estimated weight in pounds (per pole)	Maximum price (each)
60	H. D	2,880	$53.35
30" top	1	2,680	47.85
	2	2,080	31.25
30" top	1	2,215	41.70
	2	1,760	28.45
	3	1,600	22.35
	4	1,520	17.95
65	H. D	3,360	71.10
30" top	1	3,160	53.35
	2	2,560	40.10
30" top	1	2,695	48.40
	2	2,000	33.40
	3	1,840	28.15
	4	1,760	23.15
70	H. D	4,000	90.90
30" top	1	3,800	71.10
	2	2,880	47.85
30" top	1	3,175	63.85
	2	2,400	41.70
	3	2,160	34.55
	4	2,080	29.75
75	1	3,360	53.35
	2	2,880	48.40
	3	2,480	42.00
	4	2,400	36.15
80	1	4,000	71.10
	2	3,360	63.85
	3	2,880	55.85
	4	2,800	51.05
85	1	4,400	90.90
	2	3,600	79.85
	3	3,200	67.65
	4	3,200	66.50
90	1	5,280	110.75
	2	4,480	105.15
	3	3,840	99.00

TABLE 3—MAXIMUM PRICES EASTERN AND WESTERN SCHEDULE FOR LONG POLES

(F. o. b. cars loading-out point or dumped, boomed, rafted and prepared for towing in towable waters)

(A. S. A. quality with minimum butt circumference as specified in table)

Length (feet)	Class	Minimum circumference 6' ft. from butt (inches)	Estimated weight pounds per pole	Maximum price (each)
95	1	65	6,750	$120.00
	2	61½	5,950	115.00
	3	57½	5,250	110.00
100	1	67	7,500	130.00
	2	63½	6,550	125.00
	3	59	5,750	120.00
105	1	68½	8,250	145.00
	2	65	7,100	140.00
	3	61	6,300	130.00
110	1	70	9,000	155.00
	2	66½	7,750	150.00
	3	62½	6,850	145.00
115	1	71½	9,750	165.00
	2	68½	8,350	160.00
	3	64½	7,500	155.00
120	1	73½	10,500	175.00
	2	70	9,050	165.00
	3	66	8,100	165.00
125	1	75½	11,350	220.00
	2	71½	9,800	200.00
	3	67½	8,750	195.00

TABLE 4—MAXIMUM PRICES FOR WESTERN RED CEDAR REINFORCING STUBS, ANCHOR LOGS, SHORT ROUND MATERIAL, PROCESSING AND NONPRESSURE TYPE PRESERVATIVE TREATMENT OF SAME—EASTERN OR WESTERN SCHEDULE

(F. o. b. cars loading out point or dumped, boomed, rafted and prepared for towing in towable waters)

Minimum diameter small end (inches)	Minimum circumference small end (inches)	Estimated weight in pounds per linear foot	Maximum price for each linear foot or fraction thereof	Maximum charge for roofing each piece	Maximum charges for preservative treatment specifications ½ inch penetration: 5-foot butt treatment	Maximum charges for preservative treatment specifications ½ inch penetration: Each additional foot or fraction thereof
7	22	10	$0.12½	$0.11	$2.15	$0.19½
8	25	15	.16½	.13	2.50	.25
9	28	20	.20	.14	2.75	.30½
10	31	25	.22	.17	3.30	.34
11	34	30	.23	.18	3.75	.39½
12	38	35	.25½	.20	4.70	.44
13	41	40	.28½	.21	5.55	.50½
14	44	45	.28½	.23	6.55	.60
15	47	50	.31	.25	7.30	.80
16	50	55	.33	.28	8.40	.80

TABLE 5—MAXIMUM PRICE ADDITIONS TO POLE PRICES FOR NONPRESSURE TYPE TREATMENT AND PROCESSING WESTERN RED CEDAR POLES

A. S. A. Length (feet)	Class	Butt-treated, inciseed, ½ inch guaranteed penetration creosote treatment [1]	Full length creosote or other preservative without separate butt-treatment: Inciseed ground line area and treated over 2 hours and under 8 hours, hot or cold [2]	Full length creosote or other preservative without separate butt-treatment: Inciseed ground line area and 8 hours minimum hot followed by cold treatment [2] [3]	Roof only	Roof and one gain	Each additional gain	Staining or painting	Machine or hand shave, full length	Reduced sapwood addition to shaving price [4]
16	5	$1.60	$1.10	$1.50	$0.12	$0.21	$0.09	$0.85	$0.45	$0.05
	6	1.45	1.00	1.30	.12	.21	.09	.75	.45	.05
	7	1.25	.90	1.15	.12	.21	.09	.75	.45	.05
	8	1.05	.85	1.05	.12	.21	.09	.75	.40	.05
	9	.90	.70	1.00	.08	.17	.09	.70	.40	.05
	10	.70	.65	.95	.08	.17	.09	.50	.40	.05
18	3	2.20	1.80	2.40	.17	.24	.09	1.20	.85	.05
	4	1.95	1.70	2.25	.12	.21	.09	1.15	.65	.05
	5	1.65	1.30	1.75	.12	.21	.09	.95	.60	.05
	6	1.60	1.10	1.45	.12	.21	.09	.85	.50	.05
	7	1.40	1.00	1.30	.12	.21	.09	.85	.50	.05
	8	1.15	.90	1.15	.12	.21	.09	.85	.50	.05
	9	1.05	.85	1.05	.08	.17	.09	.75	.45	.05
	10	.90	.70	1.00	.08	.17	.09	.55	.35	.05
20	1	2.90	2.30	3.20	.17	.24	.09	1.25	.85	.05
	2	2.55	2.05	2.75	.17	.24	.09	1.25	.85	.05
	3	2.40	1.95	2.60	.17	.24	.09	1.25	.85	.05
	4	2.10	1.75	2.35	.12	.21	.09	1.10	.65	.05
	5	1.80	1.55	2.10	.12	.21	.09	1.00	.60	.05
	6	1.60	1.45	1.95	.12	.21	.09	.90	.50	.05
	7	1.40	1.30	1.75	.12	.21	.09	.90	.50	.05
	8	1.15	1.10	1.50	.12	.21	.09	.85	.45	.05
	9	1.05	1.00	1.30	.08	.17	.09	.85	.45	.05
	10	.90	.85	1.10	.08	.17	.09	.60	.35	.05
22	1	3.25	2.50	3.35	.20	.29	.09	1.30	.95	.05
	2	2.90	2.20	2.95	.20	.29	.09	1.30	.75	.05
	3	2.70	2.05	2.75	.17	.25	.09	1.20	.75	.05
	4	2.35	1.95	2.60	.17	.25	.09	1.10	.65	.05
	5	2.10	1.65	2.25	.12	.21	.09	1.00	.60	.05
	6	1.85	1.55	2.05	.12	.21	.09	.95	.50	.05
	7	1.80	1.40	1.85	.12	.21	.09	.90	.50	.05
	8	1.80	1.20	1.60	.12	.21	.09	.85	.50	.05
	9	1.60	1.20	1.45	.08	.17	.09	.85	.50	.05
	10	1.55	1.00	1.25	.08	.17	.09	.85	.50	.05
25	1	3.25	2.65	3.50	.20	.29	.09	1.30	.95	.05
	2	2.95	2.40	3.25	.17	.25	.09	1.20	.75	.05
	3	2.70	2.15	2.85	.17	.25	.09	1.10	.65	.05
	4	2.35	2.05	2.70	.17	.25	.09	1.00	.60	.05
	5	2.10	1.75	2.35	.12	.21	.09	.95	.50	.05
	6	1.85	1.60	2.15	.12	.21	.09	.90	.50	.05
25	7	$1.80	$1.50	$2.00	$0.12	$0.21	$0.09	$0.90	$0.50	$0.05
	8	1.80	1.40	1.80	.12	.21	.09	.85	.50	.05
	9	1.60	1.30	1.75	.08	.17	.09	.85	.50	.05
	10	1.55	1.20	1.60	.08	.17	.09	.80	.50	.05
30	H. D.	5.50	3.90	5.15	.33	.45	.12	2.00	1.50	.40
	1	4.60	3.40	4.55	.29	.41	.12	1.85	1.30	.35
	2	3.65	3.25	4.35	.24	.33	.09	1.60	1.10	.15
	3	4.40	3.15	4.15	.29	.41	.12	1.75	1.25	.10
	4	3.30	2.95	3.95	.24	.33	.09	1.40	.95	.10
	5	3.05	2.80	3.70	.20	.29	.09	1.20	.75	.10
	6	2.70	2.50	3.30	.17	.25	.09	1.10	.70	.10
	7	2.40	2.25	3.05	.12	.21	.09	1.10	.70	.10
	8	2.20	2.10	2.80	.12	.21	.09	1.05	.70	.10
	9	2.10	1.95	2.60	.12	.21	.09	1.00	.60	.10
	10	1.80	1.85	2.50	.12	.21	.09	.95	.60	.10
35	H. D.	6.20	4.65	6.10	.33	.45	.12	2.15	1.65	.45
	1	5.50	4.15	5.45	.33	.45	.12	2.00	1.50	.45
	2	4.30	3.90	5.25	.29	.41	.12	1.95	1.45	.45
	3	5.15	3.70	4.95	.29	.41	.12	1.95	1.45	.45
	4	3.80	3.50	4.70	.29	.37	.09	1.60	1.15	.45
	5	3.45	3.25	4.35	.24	.33	.09	1.50	1.10	.15
	6	3.20	3.05	4.00	.20	.29	.09	1.45	1.00	.15
	7	2.90	2.75	3.70	.20	.29	.09	1.30	.95	.15
	8	2.50	2.55	3.40	.17	.25	.09	1.25	.85	.15
	9	2.25	2.30	3.15	.17	.25	.09	1.25	.75	.15
	10	2.25	2.15	2.85	.17	.25	.09	1.25	.75	.15
40	H. D.	6.95	5.60	7.50	.37	.50	.12	2.30	1.95	.45
	1	6.20	4.90	6.55	.33	.45	.12	2.15	1.65	.45
	2	4.90	4.70	6.20	.29	.41	.12	1.85	1.30	.45
	3	5.85	4.70	6.20	.33	.45	.12	2.10	1.65	.45
	4	4.40	4.30	5.70	.29	.41	.12	1.75	1.25	.40
	5	3.85	3.95	5.30	.25	.37	.12	1.60	1.15	.35
	6	3.60	3.65	4.85	.21	.33	.12	1.55	1.10	.30
	7	3.20	3.30	4.40	.21	.33	.12	1.45	1.05	.30
	8	2.80	2.95	3.95	.21	.33	.12	1.45	1.05	.30
	9	2.80	2.85	3.80	.21	.33	.12	1.45	1.05	.30
45	H. D.	8.00	7.35	9.85	.37	.50	.12	2.50	2.10	.65
	1	6.95	6.50	8.65	.37	.50	.12	2.30	1.95	.60
	2	5.50	6.15	8.20	.33	.45	.12	2.00	1.50	.45
	3	6.35	6.00	8.05	.33	.45	.12	2.20	1.85	.45

TABLE 5—MAXIMUM PRICE ADDITIONS TO POLE PRICES FOR NONPRESSURE TYPE TREATMENT AND PROCESSING WESTERN RED CEDAR POLES—Continued

A. S. A. Length (feet)	Class	Butt-treated, inciseed, ½ inch guaranteed penetration creosote treatment [1]	Full length creosote or other preservative without separate butt-treatment: Inciseed ground line area and treated over 2 hours and under 8 hours, hot or cold [2]	Full length creosote or other preservative without separate butt-treatment: Inciseed ground line area and 8 hours minimum hot followed by cold treatment [2] [3]	Roof only	Roof and one gain	Each additional gain	Staining or painting	Machine or hand shave, full length	Reduced sapwood addition to shaving price [4]
45	2	$5.15	$4.70	$7.65	$0.29	$0.41	$0.12	$1.95	$1.45	$0.55
	3	4.45	5.25	7.00	.25	.37	.12	1.75	1.40	.45
	4	4.05	4.90	6.55	.25	.37	.12	1.75	1.30	.45
	5	3.45	4.47	5.95	.25	.37	.12	1.75	1.25	.35
	6	3.45	4.30	5.70	.25	.37	.12	1.75	1.25	.30
50	H. D.	9.00	8.45	11.30	.37	.50	.12	2.65	2.60	1.30
30" top	1	8.00	7.35	9.85	.37	.50	.12	2.50	2.10	.95
	1	6.20	7.05	9.40	.33	.45	.12	2.15	1.75	.55
30" top	2	7.05	6.95	9.25	.33	.45	.12	2.25	2.10	.50
	2	5.85	6.60	8.60	.33	.45	.12	2.10	1.65	.50
	3	5.00	6.10	8.15	.29	.41	.12	1.95	1.65	.45
	4	4.55	5.80	7.70	.29	.41	.12	1.85	1.50	.45
	5	3.75	5.25	7.10	.29	.41	.12	1.85	1.40	.45
	6	3.75	5.25	7.00	.29	.41	.12	1.85	1.30	.45
55	H. D.	9.80	9.05	12.85	.37	.50	.12	2.80	2.60	2.05
30" top	1	9.00	8.40	11.20	.37	.50	.12	2.65	2.10	1.30
	1	6.95	8.05	10.75	.37	.50	.12	2.30	1.95	.85
30" top	2	7.65	7.75	10.40	.33	.45	.12	2.40	2.55	1.30
	2	6.35	7.45	9.90	.33	.45	.12	2.20	1.85	.70
	3	5.65	6.90	9.20	.29	.41	.12	2.05	1.80	.50
	4	4.95	6.50	8.65	.29	.41	.12	2.00	1.70	.50
	5	4.55	6.15	8.20	.29	.41	.12	2.00	1.60	.50
60	H. D.	11.00	10.80	14.35	.37	.50	.12	2.95	3.20	1.85
30" top	1	9.80	9.40	12.55	.37	.50	.12	2.80	2.80	1.60
	1	8.00	8.95	11.95	.37	.50	.12	2.50	2.40	1.30
30" top	2	8.75	8.70	11.60	.33	.45	.12	2.90	2.60	1.65
	2	7.05	8.35	11.15	.33	.45	.12	2.25	2.50	1.20
	3	6.20	7.75	10.35	.29	.41	.12	2.15	2.20	1.10
	4	5.45	7.35	9.85	.29	.41	.12	2.15	2.10	1.10
65	H. D.	$13.50	$12.30	$16.45	$0.37	$0.50	$0.12	$3.15	$3.40	$1.85
30" top	1	11.00	10.80	14.40	.37	.50	.12	2.95	3.10	2.00
	1	9.00	10.30	13.70	.37	.50	.12	2.65	2.65	1.65
30" top	2	9.80	9.55	12.80	.37	.50	.12	2.80	2.85	2.00
	2	7.65	9.15	12.15	.33	.45	.12	2.40	2.55	1.55
	3	6.95	8.55	11.50	.29	.41	.12	2.30	2.40	1.45
	4	6.50	8.20	10.95	.29	.41	.12	2.30	2.30	1.30
70	H. D.	13.65	12.50	16.65	.37	.50	.12	3.30	3.50	2.30
30" top	1	13.50	11.90	15.85	.37	.50	.12	3.15	3.40	2.00
	1	9.80	11.35	15.15	.37	.50	.12	2.80	2.90	2.15
30" top	2	11.05	10.75	14.30	.37	.50	.12	2.95	3.10	2.00
	2	8.75	10.25	13.65	.33	.45	.12	2.60	2.60	1.95
	3	8.00	9.45	12.80	.29	.41	.12	2.50	2.40	1.80
	4	6.90	9.20	12.25	.29	.41	.12	2.50	2.30	1.60
75	1	11.00	12.65	16.90	.37	.50	.12	2.95	3.20	2.20
	2	9.80	11.65	15.55	.37	.50	.12	2.80	2.75	2.10
	3	9.00	11.65	14.25	.37	.50	.12	2.65	2.65	2.00
	4	7.70	10.25	13.65	.37	.50	.12	2.65	2.55	1.85
80	1	13.50	14.25	19.00	.37	.50	.12	3.15	3.40	2.40
	2	11.05	12.95	17.20	.37	.50	.12	2.95	3.10	2.30
	3	9.90	11.90	15.85	.37	.50	.12	2.80	2.65	2.20
	4	8.60	11.50	15.35	.37	.50	.12	2.80	2.50	2.20
85	1	13.65	15.55	20.75	.37	.50	.12	3.30	3.50	2.55
	2	12.10	13.85	18.50	.37	.50	.12	3.15	3.30	2.55
	3	10.75	12.95	17.20	.37	.50	.12	2.95	3.10	2.30
	4	10.05	12.80	17.10	.37	.50	.12	2.95	2.85	2.30
90	1	15.00	17.45	23.25	.37	.50	.12	3.45	3.95	3.20
	2	13.40	15.80	21.05	.37	.50	.12	3.30	3.75	3.10
	3	11.85	14.65	19.55	.37	.50	.12	3.15	3.50	2.95

TABLE 6—MAXIMUM PRICE ADDITIONS TO TABLE 3 POLE PRICES FOR NONPRESSURE TYPE TREATMENT AND PROCESSING LONG WESTERN RED CEDAR POLES

Length in feet	Class	Butt-treated, inciseed, ½ inch guaranteed penetration creosote treatment [1]	Full length creosote or other preservative without separate butt-treatment: Inciseed ground line area and treated over 2 hours and under 8 hours hot or cold [2]	Full length creosote or other preservative without separate butt-treatment: Inciseed ground line area and 8 hours minimum hot followed by cold treatment [2] [3]	Roof only	Roof and one gain	Each additional gain	Staining or painting	Machine or hand shave full length	Reduced sapwood addition to shaving price [4]
95	1	$16.40	$18.45	$24.50	$0.44	$0.61	$0.17	$3.70	$4.40	$3.50
	2	14.80	17.45	23.20	.44	.61	.17	3.50	4.20	3.35
	3	13.20	15.80	21.00	.44	.61	.17	3.35	3.95	3.20
100	1	17.75	19.05	25.30	.44	.61	.17	4.15	4.95	3.95
	2	16.15	18.15	24.15	.44	.61	.17	3.85	4.70	3.75
	3	14.60	17.00	22.60	.44	.61	.17	3.60	4.40	3.50
105	1	19.15	20.30	27.00	.55	.72	.17	4.50	5.60	4.50
	2	17.55	19.10	25.35	.55	.72	.17	4.20	5.35	4.30
	3	15.95	17.75	23.60	.55	.72	.17	3.85	4.85	3.85
110	1	20.50	21.60	28.75	.55	.72	.17	5.25	6.15	4.95
	2	18.90	20.35	27.05	.55	.72	.17	4.70	5.90	4.75
	3	17.35	18.90	25.15	.55	.72	.17	4.50	5.40	4.30
115	1	21.90	22.90	30.40	.55	.72	.17	6.05	7.00	5.60
	2	20.30	21.65	28.80	.55	.72	.17	5.50	6.70	5.40
	3	18.70	20.35	27.05	.55	.72	.17	4.95	6.20	4.95
120	1	23.25	24.30	32.55	.55	.72	.17	6.90	8.10	6.50
	2	21.65	22.95	30.55	.55	.72	.17	6.15	7.80	6.25
	3	20.10	21.45	28.55	.55	.72	.17	5.50	7.30	5.85
125	1	24.65	25.90	34.45	.55	.72	.17	7.70	9.35	7.50
	2	23.05	24.35	32.40	.55	.72	.17	7.05	9.10	7.25
	3	21.45	22.70	30.20	.55	.72	.17	6.35	8.70	6.95

TABLE 7—PEELED WESTERN RED CEDAR PILING

American Standards Association specifications (f. o. b. cars loading-out point or dumped, boomed, rafted and prepared for towing in towable waters)

Length (feet)	10″ minimum butt including 9′-1′ to 9″-6′		11′ minimum butt including 10″-1′ to 10″-6′		12″ minimum butt including 11″-1′ to 11″-6′		13″ minimum butt including 12″-1′ to 12″-6′		14″ minimum butt including 13″-1′ to 13″-6′		15″ minimum butt including 14″-1′ to 14″-6′		16″ minimum butt including 15″-1′ to 15″-6′		17″ minimum butt including 16″-1′ to 16″-6′		18″ minimum butt including 17″-1′ to 17″-6′		19″ minimum butt including 18″-1′ to 18″-6′		20″ minimum butt including 19″-1′ to 19″-6′	
	Weight, pounds per lin. ft.	Price per lin. ft.	Weight, pounds per lin. ft.	Price per lin. ft.	Weight, pounds per lin. ft.	Price per lin. ft.	Weight, pounds per lin. ft.	Price per lin. ft.	Weight, pounds per lin. ft.	Price per lin. ft.	Weight, pounds per lin. ft.	Price per lin. ft.	Weight, pounds per lin. ft.	Price per lin. ft.	Weight, pounds per lin. ft.	Price per lin. ft.	Weight, pounds per lin. ft.	Price per lin. ft.	Weight, pounds per lin. ft.	Price per lin. ft.	Weight, pounds per lin. ft.	Price per lin. ft.
20	20	$0.21	24	$0.23	29	$0.29	34	$0.30	39	$0.32	46	$0.33	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----
25	19	.21	23	.23	28	.26	32	.29	38	.31	44	.33	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----
30	-----	-----	23	.23	26	.26	31	.28	36	.31	42	.33	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----
35	-----	-----	-----	-----	25	.26	29	.28	34	.30	40	.32	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----
40	-----	-----	-----	-----	24	.26	28	.28	33	.30	38	.32	44	$0.32	-----	-----	-----	-----	-----	-----	-----	-----
45	-----	-----	-----	-----	23	.26	27	.28	31	.30	37	.32	43	.33	47	$0.40	-----	-----	-----	-----	-----	-----
50	-----	-----	-----	-----	22	.26	26	.29	30	.30	35	.32	41	.34	45	.40	51	$0.50	-----	-----	-----	-----
55	-----	-----	-----	-----	-----	-----	25	.29	29	.31	33	.33	39	.36	43	.47	49	.54	56	$0.59	-----	-----
60	-----	-----	-----	-----	-----	-----	24	.29	28	.32	32	.34	37	.39	42	.52	48	.58	54	.64	61	$0.69
65	-----	-----	-----	-----	-----	-----	-----	-----	27	.33	31	.35	36	.43	40	.56	46	.63	52	.69	59	.74
70	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	30	.40	35	.47	39	.61	44	.67	50	.73	56	.79
75	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	34	.52	38	.66	42	.73	48	.78	54	.86
80	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	33	.56	36	.72	41	.80	47	.89	53	.99
85	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	39	.91	45	1.03	51	1.13
90	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	43	1.12	49	1.22
95	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	42	1.21	48	1.31
100	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----	-----

This amendment shall become effective June 29, 1946.

Issued this 24th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10886; Filed, June 24, 1946; 11:46 a. m.]

PART 1335—CHEMICALS

[MPR 354, Amdt. 8]

COPPER SULPHATE

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 354 is amended in the following respects:

1. The table in paragraph (a) (1) (i) (a) of § 1335.1011, Appendix A, is amended to read as follows:

Amounts	*Per cwt., f. o. b. works bags or barrels*
36,000 lbs. or more	$5.65
7,200 lbs. to but not including 36,000 lbs	5.80
2,700 lbs. to but not including 7,200 lbs	5.90
100 lbs. to but not including 2,700 lbs.	6.15

2. The table in paragraph (a) (1) (i) (d) of § 1335.1011, Appendix A, is amended to read as follows:

Container	Per cwt. freight paid to Missouri River and to Mississippi River south of St. Louis, Mo.	
	36,000 pounds or more	Less than 36,000 pounds
200 lb. drums	$10.10	$10.85
12½ lb. bags in 200 lb. drums	11.10	11.85

3. The table in paragraph (a) (1) (ii) (a) of § 1335.1011, Appendix A, is amended to read as follows:

Amounts	Per cwt., f. o. b. works		
	100-pound bags	20-pound bags	Barrels (400 or 500 pounds)
15 tons or more	$5.65	$6.15	$5.85
10 tons to but not including 15 tons	5.75	6.25	5.95
5 tons to but not including 10 tons	5.85	6.35	6.05
2 tons to but not including 5 tons	5.95	6.45	6.15
400 lbs. to but not including 4,000 lbs.	6.05	6.55	6.25
100 lbs. to but not including 400 lbs.	6.15	6.65	6.35

4. The table in paragraph (a) (1) (ii) (c) of § 1335.1011, Appendix A, is amended to read as follows:

Cartons	99 percent crystals and snow crystals	Powdered
5 lb. cartons, per case of 10	$9.65	$10.15
1 lb. cartons, per case of 50	13.65	14.15

5. The table in paragraph (a) (1) (ii) (d) of § 1335.1011, Appendix A, is amended to read as follows:

Containers	Per cwt., f. o. b. works	
	30,000 pounds or more	Less than 30,000 pounds
100-lb drums	$10.10	$9.70
200-lb drums	9.85	9.45
400-lb drums	9.60	9.20

6. Paragraph (b) (1) (i) of § 1335.1011, Appendix A, is amended to read as follows:

(i) *Where seller determined maximum prices for such sales under the General Maximum Price Regulation prior to April 3, 1943.* The maximum price for sales to any class of purchasers shall be the seller's maximum price for sales to a purchaser of the same class as determined under the General Maximum Price Regulation prior to April 3, 1943, plus 90 cents per 100 pounds for the monohydrated grade and 50 cents per 100 pounds for other grades.

7. Paragraph (b) (2) (i) of § 1335.1011, Appendix A, is amended to read as follows:

(i) *Where seller determined maximum prices for such sales under the General Maximum Price Regulation prior to April 3, 1943.* The maximum price per unit for sales to any class of purchasers shall be the seller's maximum price per unit for sales to a purchaser of the same class as determined under the General Maximum Price Regulation prior to April 3, 1943, plus the amount by which his present replacement cost per unit for such copper sulphate exceeds the seller's cost of acquisition per unit for the copper sulphate for which he determined a maximum price under the General Maximum Price Regulation.

This amendment shall become effective June 21, 1946.

Issued this 21st day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10830; Filed, June 21, 1946; 4:22 p. m.]

PART 1340—FUEL

[MPR 120, Amdt. 158]

BITUMINOUS COAL DELIVERED FROM MINE OR PREPARATION PLANT

A statement of considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register:

Maximum Price Regulation No. 120 is amended in the following respects:

Section 1340.210 (a) (16) is amended by adding thereto subdivisions (i) and (ii), to read as follows:

(i) The maximum prices established by §§ 1340.212 through 1340.233, as increased by the amounts set forth in § 1340.210 (a) (16) above, as amended, or by orders of adjustment issued on or before June 21, 1946, and in effect on that date may be increased by the following amounts, except that mines declared by the Office of Price Administration not to be operating on a six-day workweek must reduce the amount of such increase by 12 cents per net ton.

District No.	*Cents per net ton*
1 Deep [1]	57
Strip:	
Prepared strip [2]	22
Unprepared strip	00
2 Deep	51
Strip:	
Prepared strip [2]	25
Unprepared strip	00
3 All	30
4 Deep [3]	37
Strip	11
5 All	144
6 All	35
7 All	58
8 All	46
9 Hand	30
Other	19
10 Hand:	
Size groups 1 through 8	45
Size groups 9 through 29	25
Machine:	
Size groups 1 through 8	25
Size groups 9 through 29	35
Strip:	
Size groups 1 through 8	10
Size groups 9 through 29	20
11 All	35
12 Deep	147
Strip	10
13 Deep	77
Strip	00
14 Deep	105
Strip	55
15 Deep	50
Strip	18
16 All	23
17 All	59
18 All	108
19 All	18
20 All	21
22 All	86
23 All	109

[1] Includes all strip mines blending their coals with at least 25% deep-mined coal, which have been authorized to charge the deep-mine maximum price by Revised Order No. 1438 and Mine Index Nos. 76, 329, 433, 368, and 5390, included in Order No. L-703.

[2] Limited to strip mines adjusted under § 1340.212 (c), as amended by Order No. 1548 under Maximum Price Regulation No. 120 and § 1340.213 (e), as amended.

[3] Includes all strip mines blending their coals with at least 25% deep-mined coal which have been authorized to charge the deep mine maximum price by orders issued under § 1340.215 (c) of this regulation.

(ii) Strip mines in District Nos. 2 and 13 which are operated in conjunction with deep mines and (*a*) the strip coals are blended in preparation with the deep-mine coals and (*b*) the mixture of deep-mine and strip-mine coals contains not less than approximately 25% of deep-mine coals, may charge the deep-mine maximum price, provided the producer notifies the Solid Fuels Price Branch of the Office of Price Administration, Washington 25, D. C., by telegram on or before June 28, 1946, that he is charging the deep-mine price and that he is prepared to show that his coals meet the standards set forth above.

This amendment shall become effective June 21, 1946.

NOTE: All record-keeping and reporting requirements of this amendment have been approved by the Bureau of the Budget in accordance with Federal Reports Act of 1942.

Issued this 21st day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10828; Filed, June 21, 1946; 4:22 p. m.]

PART 1370—ELECTRICAL APPLIANCES

[RMPR 111, Amdt. 10]

NEW HOUSEHOLD VACUUM CLEANERS AND ATTACHMENTS

A statement of the considerations involved in the issuance of this amendment issued simultaneously herewith has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation No. 111 is amended in the following respects:

Section 25, *Appendix A* is amended by adding thereto in the proper alphabetical order the following model of vacuum cleaner and its retail ceiling price:

Manufacturer	Model No.	Description	Retail ceiling price
Interstate Aircraft and Engineering Corp.	"Compact".	Cylinder type—Included 9-piece attachment set.	$69.95

This amendment shall become effective on the 24th day of June 1946.

Issued this 24th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10877; Filed, June 24, 1946; 11:46 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[MPR 422, Amdt. 75]

CEILING PRICES OF CERTAIN FOODS SOLD AT RETAIL IN GROUP 3 AND GROUP 4 STORES

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

Maximum Price Regulation 422 is amended in the following respects:

1. In section 2 (a) the next to the last sentence is amended by adding the words "and frozen foods".

2. In section 16 (h) the heading and the text are amended by changing the figure "1945" to read "1946", wherever it appears, and by changing the figure "1944" to read "1945", wherever it appears.

This amendment shall become effective June 29, 1946.

Issued this 24th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10882; Filed, June 24, 1946; 11:47 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[MPR 423, Amdt. 71]

CEILING PRICES OF CERTAIN FOODS SOLD AT RETAIL IN INDEPENDENT STORES DOING AN ANNUAL BUSINESS OF LESS THAN $25,000 (GROUP 1 AND GROUP 2 STORES)

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

Maximum Price Regulation 423 is amended in the following respects:

1. In section 2 (a) the next to the last sentence is amended by adding the words "and frozen foods."

2. In section 17 (g) the heading and the text are amended by changing the figure "1945" to read "1946", wherever it appears, and by changing the figure "1944" to read "1945", wherever it appears.

This amendment shall become effective June 29, 1946.

Issued this 24th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10883; Filed, June 24, 1946; 11:47 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[MPR 421 [1], Amdt. 32]

CEILING PRICES OF CERTAIN FOODS SOLD AT WHOLESALE

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

In section 13(e) the heading and the text are amended by changing the figure "1945" to read "1946", wherever it appears, and by changing the figure "1944" to read "1945", wherever it appears.

This amendment shall become effective June 29, 1946.

Issued this 24th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10881; Filed, June 24, 1946; 11:46 a. m.]

PART 1389—APPAREL

[RMPR 287, [2] Amdt. 8]

MANUFACTURERS' PRICES FOR WOMEN'S, GIRLS', CHILDREN'S AND TODDLERS' OUTERWEAR GARMENTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 287 is amended in the following respects:

[1] 10 F.R. 1496, 5037, 5369, 7251, 11305, 12848, 12993, 13073; 11 F.R. 713, 842, 1467.

[2] 9 F.R. 974, 12590; 10 F.R. 5720, 13449.

1. The table in section 33 (a), Appendix G, is amended to read as follows:

Category No.	Garments	Selling price line: Pile fabric or fabric containing 25 percent or more wool	Selling price line: Cotton fabrics	Selling price line: All other fabrics
	COATS			
1	Women's	$12.75	$6.75	$10.75
2	Misses' and Jr. misses'	12.75	6.75	10.75
3	Teen age	9.75	4.75	8.75
4	Girls'	7.75	4.75	6.75
5	Children's	5.75	2.50	4.75
5a	Toddlers'	4.75	2.00	4.75
	SUITS			
6	Women's	11.75	3.75	10.75
7	Misses' and Jr. misses'	11.75	3.75	10.75
8	Teen age	9.75	2.75	8.75
9	Girls'	7.75	2.75	6.75
10	Children's	5.75	2.00	5.75
10a	Toddlers'	4.75	1.75	3.75
	JACKETS			
11	Women's	5.25	1.87½	2.50
12	Misses' and Jr. misses'	5.25	1.87½	2.50
13	Teen age	5.25	1.87½	1.87½
14	Girls'	4.75	1.87½	1.87½
15	Children's	3.75	1.31¼	1.31¼
15a	Toddlers'	3.50	1.31¼	1.31¼
	SKIRTS			
16	Women's	3.50	1.87½	1.87½
17	Misses' and Jr. Misses'	3.50	1.87½	1.87½
18	Teen age	2.50	1.31¼	1.31¼
19	Girls'	2.50	1.31¼	1.31¼
20	Children's	1.87½	1.31¼	1.31¼
20a	Toddlers'	1.87½	1.31¼	1.31¼
	DRESSES			
21	Women's	$5.50	$1.87½	$3.50
22	Misses', Jr. Misses'	5.50	1.87½	3.50
23	Teen age	3.75	1.31¼	2.50
24	Girls'	3.00	1.31¼	2.50
25	Children's	1.87½	1.31¼	1.87½
25a	Toddlers'	1.87½	1.31¼	1.31¼
	BLOUSES			
26	Sizes 30 and up	1.87½	1.31¼	1.87½
26a	Sizes 7 to 16	1.31¼	1.31¼	1.31¼
26b	Sizes 1 to 6	1.05	1.05	1.05
	SNOW SUITS			
27	Sizes 1 to 6	6.75	4.75	4.75
28	Sizes 7 to 16	7.75	5.75	5.75
29	Legging sets (size 1 to 14)	7.75	5.75	5.75
30	Separate leggings (sizes 1 to 14)	4.00	2.50	2.50
31	Ski-pants (sizes 1 to 16)	4.00	3.50	3.50
	SLACKS			
32	Women's	2.50	1.50	2.00
33	Misses' and Jr. misses'	2.50	1.50	2.00
34	Teen age and girls'	2.00	1.25	1.50
35	Children's and toddlers'	1.40	.87½	1.25
	SLACK SUITS			
36	Women's	4.75	2.50	3.75
37	Misses' and Jr. misses'	4.75	2.50	3.75
38	Teen age and girls'	3.75	2.25	2.75
39	Children's and toddlers'	2.50	1.25	2.50

2. The table in section 33 (b), (Appendix G), is amended to read as follows:

	COATS			
1	Women's	$20.00	$11.00	$17.00
2	Misses' and Jr. misses'	20.00	11.00	17.00
3	Teen age	16.00	8.00	15.00
4	Girls'	12.00	8.00	11.00
5	Children's	9.00	4.00	8.00
5a	Toddlers'	8.00	3.50	8.00
	SUITS			
6	Woman's	18.00	6.00	17.00
7	Misses' and Jr. misses'	18.00	6.00	17.00
8	Teen age	16.00	4.50	15.00
9	Girls'	12.00	4.50	11.00
10	Children's	9.00	3.50	10.00
10a	Toddlers'	8.00	3.00	6.00
	JACKETS			
11	Women's	8.50	3.00	4.00
12	Miss and Jr. misses'	8.50	3.00	4.00
13	Teen age	8.50	3.00	3.00
14	Girls'	8.00	3.00	3.00
15	Children's	6.00	2.00	2.00
15a	Toddlers'	5.00	2.00	2.00
	SKIRTS			
16	Women's	5.00	3.00	3.00
17	Misses' and Jr. misses'	5.00	3.00	3.00
18	Teen age	4.00	2.00	2.00
19	Girls'	4.00	2.00	2.00
20	Children's	3.00	2.00	2.00
20a	Toddlers'	3.00	2.00	2.00
	DRESSES			
21	Women's	$9.00	$3.00	$5.00
22	Misses' and Jr. misses'	9.00	3.00	5.00
23	Teen age	6.00	2.00	4.00
24	Girls'	5.00	2.00	4.00
25	Children's	3.00	2.00	3.00
25a	Toddlers'	3.00	2.00	2.00
	BLOUSES			
26	Sizes 30 and up	3.00	2.00	3.00
26a	Sizes 7 to 16	2.00	2.00	2.00
26b	Sizes 1 to 6	1.50	1.50	1.50
	SNOW SUITS			
27	Sizes 1 to 6	11.00	8.00	8.00
28	Sizes 7 to 16	12.00	10.00	10.00
29	Legging Sets (sizes 1 to 14)	12.00	10.00	10.00
30	Separate leggings (sizes 1 to 14)	6.50	4.00	4.00
31	Skipants (sizes 1 to 16)	6.50	5.00	5.00
	SLACKS			
32	Women's	4.00	2.50	3.75
33	Misses' and Jr. misses'	4.00	2.50	3.75
34	Teen age and girls'	3.50	1.75	2.50
35	Children's and toddlers'	2.00	1.25	1.50
	SLACK SUITS			
36	Women's	8.00	4.00	6.00
37	Misses' and Jr. misses'	8.00	4.00	6.00
38	Teen age and girls'	6.00	3.75	4.50
39	Children's and toddlers'	4.00	1.50	4.00

This amendment shall become effective June 29, 1946.

Issued this 24th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10880; Filed, June 24, 1946; 11:45 a. m.]

Chapter XVIII—Office of Economic Stabilization

[Dir. 41, Amdt. 5]

PART 4003—SUPPORT PRICES: SUBSIDIES

LIVESTOCK SLAUGHTER PAYMENTS

Under War Food Orders 75-2, 75-3, and 75-4, certain designated livestock slaughterers are required to set aside and deliver to the Government specified percentages of each week's production of beef, pork, and veal, respectively. A substantial proportion of the products procured in this way are exported to starvation areas in Europe and the rest of the world, in accordance with allocations made by the Combined Food Board. Recently, the Department of Agriculture amended these orders to facilitate prompt delivery to the Government of all quantities of meats and meat products required to be set aside. This action was made necessary by the increasing seriousness of the famine emergency abroad. Compliance with the new delivery provisions of the War Food Orders is essential, particularly in the next few weeks, in order to avert starvation on a large scale. It is expected that on the whole there will be voluntary compliance with these provisions. Nevertheless, it is felt necessary that the Government exercise its full powers to assure compliance.

Heretofore, it has been the practice of the Reconstruction Finance Corporation to withhold subsidy payments from a slaughterer, if the Secretary of Agriculture certifies to the Reconstruction Finance Corporation that he has wilfully violated the provisions of the set-aside orders. It is now intended to extend withholding to any case in which a slaughterer's own report, filed with the Secretary of Agriculture, indicates that he has failed to set aside or deliver in accordance with the applicable War Food Orders.

Accordingly pursuant to the authority vested in me by the Stabilization Act of 1942, as amended, and by Executive Order 9250 of October 3, 1942 (7 F.R. 7871), Executive Order 9328 of April 8, 1943 (8 F.R. 4681), Executive Order 9599 of August 18, 1945 (10 F.R. 13487) Executive Order 9697 of February 14, 1946 (11 F.R. 1691), and Executive Order 9699 of February 21, 1946 (11 F.R. 1929), paragraph (e) of section 7 of Directive No. 41 issued by this Office, is hereby amended to read as follows:

(e) (1) Reconstruction Finance Corporation is also directed to withhold payment of subsidy claims upon certification by a District Director of the Office of Price Administration or the Secretary of Agriculture (or his duly authorized representative) that the slaughterer's report, after correction for errors, filed with the Office of Price Administration or the Department of Agriculture pursuant to Control Order 2 or War Food Order No. 75-7, shows that he has slaughtered livestock in excess of his authorized quota.

(2) The Reconstruction Finance Corporation is further directed to withhold payment of subsidy claims upon certification by the Secretary of Agriculture (or his duly authorized representative) that the slaughterer's report, after correction for errors, filed with the Department of Agriculture pursuant to War Food Orders Nos. 75-2, 75-3, or 75-4, shows that he has failed to set aside for Government procurement, or has failed to deliver to the Government, such quantities of beef, pork, or veal as are required to be set aside for and delivered to the Government under the terms of the said War Food Orders.

(3) The withholding provided for in this paragraph (7) (e) shall apply to the cattle subsidy (exclusive of extra-compensation payments), calf subsidy or hog subsidy (depending upon which species of livestock the slaughterer has slaughtered in excess of his authorized quota, or which type of meat the slaughterer has failed to set aside or deliver) due the slaughterer on the particular species of livestock slaughtered at the particular establishment during the accounting period involved.

(4) In a case involving slaughter in excess of the authorized quota, the appropriate District Director of the Office of Price Administration, or the Secretary of Agriculture (or his duly authorized representative) shall, as promptly as possible, certify to the Reconstruction Finance Corporation:

(i) The name of any slaughterer whose report, after correction for errors, filed pursuant to Control Order No. 2 or War Food Order No. 75-7, shows a slaughter of any species of livestock in excess of his authorized quota for such species of livestock; and

(ii) The address of the establishment and the accounting or quota period for which the report is filed; and

(iii) The species of livestock for which the slaughterer's report shows slaughter in excess of his authorized quota.

(5) In a case involving failure to set aside or deliver under War Food Orders Nos. 75-2, 75-3, or 75-4, the Secretary of Agriculture (or his duly authorized representative) shall, as promptly as possible, certify to the Reconstruction Finance Corporation:

(i) The name of any slaughterer whose report, after correction for errors, filed pursuant to War Food Orders Nos. 75-2, 75-3, or 75-4, shows a failure to set aside or deliver the quantities of meat or meat products required to be set aside and delivered under the said War Food Orders; and

(ii) The address of the establishment and the accounting or quota period for which the report is filed; and

(iii) The type of meat or meat product which, as shown by the slaughterer's report, the slaughterer has failed to set aside or deliver as required.

(6) If a slaughterer has exceeded his authorized quota by an amount which is not in excess of 3 percent of such quota or 2000 pounds, live weight, whichever is larger, or if a slaughterer has failed to set aside or deliver meat or meat products by an amount which is not in excess of 3 percent of the quantity of meat or meat products required to be set aside and delivered, he may apply to the Secretary of Agriculture or the Price Administrator at Washington, D. C., depending upon whether his report was filed with the Department of Agriculture or the Office of Price Administration, for a release of the subsidy withheld pursuant to this paragraph (e). Upon a finding by the Secretary of Agriculture (or his duly authorized representative) or the Price Administrator, that the slaughterer's excess slaughter or failure to set aside or deliver was due to extenuating circumstances and that the release of the subsidy withheld will not be inconsistent with the stabilization program or the Government procurement program, the Secretary of Agriculture or his duly authorized representative or the Price Administrator may so certify to the Reconstruction Finance Corporation, and thereupon the subsidy withheld shall be payable forthwith.

This amendment shall become effective June 21, 1946.

Issued this 21st day of June 1946.

CHESTER BOWLES,
Director.

[F. R. Doc. 46-10827; Filed, June 21, 1946; 4:12 p. m.]

[Directive 41, Amdt. 6]

PART 4003—SUPPORT PRICES: SUBSIDIES

LIVESTOCK SLAUGHTER PAYMENTS

Pursuant to the authority vested in me by the Stabilization Act of 1942, as amended, and by Executive Order 9250 of October 3, 1942 (7 F.R. 7871), Executive Order 9328 of April 8, 1945 (8 F.R. 4681), Executive Order 9599 of August 18, 1945 (10 F.R. 10155), Executive Order 9651 of October 30, 1945 (10 F.R. 13487), Executive Order 9697 of February 14, 1946 (11 F.R. 1691), and Executive Order 9699 of February 21, 1946 (11 F.R. 1929), *It is hereby ordered:*

Section 7 (a) of Directive 41 is amended to read as follows:

(a) Upon certification by the Price Administrator to the Reconstruction Finance Corporation that a slaughterer has refused or failed to furnish any information requested by the Office of Price Administration or has refused to permit the inspection and examination of his slaughtering operations by the Office of Price Administration, Reconstruction Finance Corporation shall withhold payment of all accrued and future payments to such slaughterer until the Price Administrator certifies to Reconstruction Finance Corporation that such slaughterer has furnished the information requested or permitted the inspection and examination of his slaughtering operations. Upon this latter certification, Reconstruction Finance Corporation shall then pay to such slaughterer the amount of subsidy to which such slaughterer would otherwise be entitled. Issued and effective this 20th day of June 1946.

CHESTER BOWLES,
Director.

[F. R. Doc. 46-10867; Filed, June 24, 1946; 11:33 a. m.]

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter I—Interstate Commerce Commission

[Rev. S. O. 188, Amdt. 5]

PART 95—CAR SERVICE

REFRIGERATOR CAR DEMURRAGE ON STATE BELT RAILROAD OF CALIFORNIA

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 21st day of June A. D. 1946.

Upon further consideration of Revised Service Order No. 188 (10 F.R. 15175) as amended (11 F.R. 1626, 1992, 3605, 4038) and good cause appearing therefor: *It is ordered*, That:

Revised Service Order No. 188, as amended, be, and it is hereby, further amended by substituting the following paragraph (a) for paragraph (a) thereof:

(a) *Demurrage charges to be applied on refrigerator cars engaged in intraterminal transportation.* (1) The State Belt Railroad of California shall apply the demurrage charges shown in paragraph (a) (2) to any refrigerator car used for transporting any commodity to, from, or between industries, plants, or piers located at points or places named in Districts A and/or B as described in Item No. 15 of Tariff I. C. C. No. 5 of the State Belt Railroad operated by the State of California.

(2) After the expiration of forty-eight (48) hours' free time after a refrigerator car is first placed for loading and until shipping instructions covering such car are tendered to said carrier's agent and/or after forty-eight (48) hours' free time after a refrigerator car is first placed for unloading and until such car is unloaded and released, the demurrage charges shall be $2.20 per car per day or fraction thereof for the first two (2) days; $5.50 per car per day or fraction thereof for the third day; $11 per car per day or fraction thereof for the fourth day; $22 per car per day or fraction thereof for the fifth day; and $44 per car

per day or fraction thereof for each succeeding day.

NOTE: After a refrigerator car is loaded and released for movement by the tender of shipping instructions to said carrier's agent, if the car is not actually placed for unloading for any reason within forty-eight (48) hours after such car is released for movement, but is held by the carrier short of place of delivery for unloading, such car will be considered as constructively placed at the expiration of the said forty-eight (48) hours and demurrage time shall be computed from the expiration of the said forty-eight (48) hours until said car is unloaded and released.

It is further ordered, That this amendment shall become effective at 7:00 a. m., July 1, 1946; that a copy of this order and direction shall be served upon the California State Railroad Commission and upon the State Belt Railroad of California; and that notice of this order be given to the general public by depositing a copy in the Office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-10875; Filed, June 24, 1946; 11:39 a. m.]

Notices

DEPARTMENT OF THE INTERIOR.

National Park Service.

[D. C. Sign Order 5]

DISTRICT OF COLUMBIA

ADOPTION AND DESIGNATION OF OFFICIAL SIGNS

JUNE 21, 1946.

Pursuant to the National Capital Parks Regulations (36 CFR 3.4 (f), 3.33) issued by the Secretary of the Interior, effective September 15, 1945, the lists of official signs adopted and designated by Sign Order No. 4 (11 F.R. 3692) are hereby made a part of this order and amended and supplemented as follows:

ANACOSTIA PARK

Substitute under this heading the attached page 2[1] in lieu of page 2 attached to Sign Order No. 4.

EAST POTOMAC PARK

Substitute under this heading the attached page 4[1] in lieu of page 4 attached to Sign Order No. 4.

WEST POTOMAC PARK

Insert new page 5-a[1] under this heading.

The signs contained and described on the attached lists[1] are hereby adopted and designated as official signs.

This order shall become effective as of June 25, 1946.

IRVING C. ROOT,
Superintendent.

[F. R. Doc. 46-10842; Filed, June 24, 1946; 10:06 a. m.]

[1] Filed as part of the original document.

DEPARTMENT OF AGRICULTURE.

Production and Marketing Administration.

SUGARCANE

NOTICE OF HEARING AND DESIGNATION OF PRESIDING OFFICERS

Pursuant to the authority contained in subsection (b) and (d) of section 301 and section 511 of the Sugar Act of 1937 (Public, No. 414, 75th Congress), as amended, notice is hereby given that a public hearing will be held at New Iberia, Louisiana, in the Court Room of the New Court House, on July 1, 1946, at 9:30 a. m.

The purpose of such hearing is to receive evidence likely to be of assistance to the Secretary in determining (1), pursuant to the provisions of section 301 (b) of the said act, fair and reasonable wages for persons employed in the harvesting of sugarcane during the period from September 1, 1946, to June 30, 1947, and the planting and cultivating of sugarcane during the calendar year 1947 on farms with respect to which applications for payments under the said act are made, and (2), pursuant to the provisions of section 301 (d) of the said act, fair and reasonable prices for the 1946 crop of sugarcane to be paid, under either purchase or toll agreements, by processors who as producers apply for payments under the said act; and to receive evidence likely to be of assistance to the Secretary in making recommendations, pursuant to the provisions of section 511 of the said act, with respect to the terms and conditions of contracts between producers and processors of sugarcane and with respect to the terms and conditions of contracts between laborers and producers of sugarcane.

This hearing, after being called to order at the time and place mentioned herein, may be continued from day to day within the discretion of the presiding officers, and may be adjourned to a later day or to a different place without notice other than the announcement thereof at the hearing by the presiding officers.

C. M. Nicholson, H. H. Simpson, W. S. Stevenson, and F. T. Gradeville are hereby designated as presiding officers to conduct, either jointly or severally, the foregoing hearing.

Issued this 21st day of June 1946.

[SEAL] CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-10873; Filed, June 24, 1946; 11:12 a. m.]

DEPARTMENT OF LABOR.

Wage and Hour Division.

LEARNER EMPLOYMENT CERTIFICATES

ISSUANCE TO VARIOUS INDUSTRIES

Notice of issuance of special certificates for the employment of learners under the Fair Labor Standards Act of 1938.

Notice is hereby given that special certificates authorizing the employment of learners at hourly wage rates lower than the minimum wage rate applicable under section 6 of the act have been issued to the firms hereinafter mentioned under section 14 of the act, Part 522 of the regulations issued thereunder (August 16, 1940, 5 F.R. 2862, and as amended June 25, 1942, 7 F.R. 4725), and the determinations, orders and/or regulations hereinafter mentioned. The names and addresses of the firms to which certificates were issued, industry, products, number of learners, and effective and expiration dates of the certificates are as follows:

Single Pants, Shirts and Allied Garments, Women's Apparel, Sportswear, Rainwear, Robes and Leather and Sheep-Lined Garments Divisions of the Apparel Industry, Learner Regulations, July 20, 1942 (7 F.R. 4724), as amended by Administrative Order March 13, 1943 (8 F.R. 3079), and Administrative Order, June 7, 1943 (8 F.R. 7890).

Elder Manufacturing Company, 7025 Pennsylvania Avenue, St. Louis, Missouri; Dress Shirts, collars, etc.; ten (10) percent (T); effective June 23, 1946, expiring June 22, 1947.

Hosiery Learner Regulations, September 4, 1940 (5 F.R. 3530), as amended by Administrative Order March 13, 1943 (8 F.R. 3079).

Lanning Hosiery Mill, Aquadale, North Carolina; Seamless hosiery; five (5) learners (T); effective June 19, 1946, expiring June 18, 1947.

Apparel Industry Learner Regulations, September 7, 1940 (5 F.R. 3591), as amended by Administrator Order March 13, 1943 (8 F.R. 3079).

Parkton Manufacturing Company, Parkton, North Carolina, Men's and boys' underwear; Twenty-eight (28) learners (EX); effective July 1, 1946, expiring December 31, 1946.

Independent Telephone Learner Regulations, July 17, 1944, (9 F.R. 7125).

Central Iowa Telephone Company, Cedar Rapids, Iowa; (T); effective June 27, 1946, expiring June 26, 1947.

Monroe Telephone Company, Monroe, Iowa; (T); effective June 18, 1946, expiring June 17, 1947.

Regulations, Part 522—Regulations Applicable to the Employment of Learners.

Farber Electric Company, Inc., San Juan, Puerto Rico; Electrical contracting; eight (8) learners; in the operations of motor rewinding and electrical installation (4 learners at motor rewinding and 4 learners at electrical installation) at not less than 28 cents an hour for a period of 1040 hours, and for every hour thereafter not less than the minimum required by the applicable wage order that may be in effect at the time of the termination of learning period; effective June 14, 1946, expiring June 13, 1947.

The employment of learners under these certificates is limited to the terms and conditions therein contained and is subject to the provisions of the applicable determinations, orders and/or regulations cited above. These certificates have been issued upon the employers' representations that experienced workers for the learner occupations are not available for employment and that they are actually in need of learners at subminimum rates in order to prevent curtailment of opportunities for employment. The certificates may be cancelled in the manner provided in the regulations and as indicated in the certificates. Any person aggrieved by the issuance of any of these certificates may seek a review or reconsideration thereof within fifteen days after publication of this notice in the FEDERAL REGISTER pursuant to the provisions of regulations, Part 522.

Signed at New York, New York, this 20th day of June 1946.

PAULINE C. GILBERT,
Authorized Representative of the Administrator.

[F. R. Doc. 46-10874; Filed, June 24, 1946; 11:13 a. m.]

CIVIL AERONAUTICS BOARD.

[Docket No. 2068]

AMERICAN AIRLINES, INC., AND MID-CONTINENT AIRLINES, INC.

NOTICE OF POSTPONEMENT OF ORAL ARGUMENT

In the matter of the application of American Airlines, Inc., for acquisition of control of Mid-Continent Airlines, Inc., under section 408 of the Civil Aeronautics Act of 1938, as amended.

Notice is hereby given, pursuant to the Civil Aeronautics Act of 1938, as amended, particularly sections 408 and 1001 of said act, that oral argument in the above-entitled proceeding heretofore assigned to be held on July 8, 1946, has been postponed and is now assigned to be held on July 9, 1946, 10:00 a. m. (eastern standard time), in Room 5042, Commerce Building, 14th Street and Constitution Avenue NW., Washington, D. C., before the Board.

Dated Washington, D. C., June 24, 1946.

By the Civil Aeronautics Board.

[SEAL] FRED A. TOOMBS,
Secretary.

[F. R. Doc. 46-10871; Filed, June 24, 1946; 11:21 a. m.]

FEDERAL POWER COMMISSION.

[Docket No. IT-5969]

BONNEVILLE PROJECT, COLUMBIA RIVER, OREGON-WASHINGTON

NOTICE OF REQUEST FOR APPROVAL OF RATES AND CHARGES FOR SALE OF POWER FROM BONNEVILLE PROJECT

JUNE 21, 1946.

Notice is hereby given that the Administrator of the Bonneville Project has filed with the Federal Power Commission for confirmation and approval, pursuant to the provisions of the Booneville Act (50 Stat. 731), as amended, a revision of its proposed wholesale power Rate Schedule R-1. Notice of the original filing of the proposed schedule was published in the FEDERAL REGISTER November 8, 1945, Volume 10, No. 220, Page 13758.

The revised schedule reads as follows:

Availability. This schedule applies to at-site and transmission system firm power made available by the Government to railroads and other purchasers for direct consumption under appropriate contracts providing for the purchase in each billing period during the hours of midnight to 6:00 a. m. of not less than 25 per cent of the number of kilowatt-hours used in other hours of the day, and during the period May to September, inclusive of each year of not less than 65 per cent of the number of kilowatt-hours purchased in the preceding period of October to April, inclusive. The points of delivery shall be so located that the capacity required for the estimated load at each point of delivery shall be not less than 7,500 kva, unless in any particular case the Administrator shall determine that it would be to the inetrest of the Government to supply a lower capacity.

Rate. Energy shall be sold under this schedule at four mills per kilowatt-hour of net energy supplied adjusted for power factor as set forth below. Such net energy before adjustment for power factor will be determined as the aggregate number of kilowatt-hours delivered to the purchaser's system at all points of delivery less the number of kilowatt-hours resulting from regenerative braking received by the Government from the purchaser's system. The energy flowing in both directions will be metered separately as of each point of delivery.

Minimum charge. The net minimum charge under this schedule shall be $0.50 per month times the aggregate kva capacity of all the points of delivery.

Power factor adjustment. The net energy before adjustment for power factor will be increased 1% for each 1% or major fraction thereof by which the average power factor is less than .95 lagging. This adjustment may be waived in whole or in part to the extent that the Administrator determines that a power factor of less than .95 would in any particular case be advantageous to the Government. Unless specifically otherwise agreed, the Administrator shall not be obligated to deliver power at any time at a power factor below .75.

General provisions. Sales of power under this schedule shall be subject to the provisions of the Bonneville Project Act and to the general rate schedule provisions effective . . .

Any person desiring to make representations with respect to the foregoing should submit the same on or before July 10, 1946, to the Federal Power Commission, Washington 25, D. C.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-10834; Filed, June 24, 1946; 9:51 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[SO 119, 2d Rev. Order 35]

WALD MFG. CO., INC.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119; *It is ordered:*

Revised Order No. 35, issued on April 8, 1946, under Supplementary Order No. 119, is amended, revised and redesignated Second Revised Order No. 35 under Revised Supplementary Order No. 119, to read as follows:

(a) *Manufacturer's ceiling prices.* Wald Manufacturing Company, Incorporated, of Maysville, Kentucky, may compute its adjusted ceiling prices for all bicycle parts and accessories, which it manufacturers, as follows:

(1) For an article in its line during October 1941, the adjusted ceiling price is the highest price charged during that month to each class of purchaser increased by 20 per cent.

(2) For an article not in its line during October 1941, but which has a properly established ceiling price, in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by the percentage determined in accordance with "Note 3" in section 8 of Revised Supplementary Order No. 119.

(3) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188; and prices so fixed may not be increased under this order.

(4) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) *Ceiling prices of purchasers for resale.* Purchasers for resale of such articles in substantially the same form which the manufacturer has sold at adjusted maximum prices shall determine their ceiling prices as follows:

(1) A purchaser for resale who delivered or offered for delivery during March 1942, an article which meets the definition of "most comparable article" contained in § 1499.3 (a) of the General Maximum Price Regulation, except that it need not be currently offered for sale shall calculate his ceiling price by adding to his invoice cost the same markup which he had on that comparable article, according to the method and procedure set forth in that section.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(2) If a purchaser for resale cannot determine his ceiling price under the above method, he shall apply to the Office of Price Administration for the establishment of his ceiling price under

§ 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices adjusted in accordance with this order.

(c) Ceiling prices adjusted by this order, are subject to each seller's customary terms, discounts, allowances and other price differentials on sales to each class of purchaser in effect during March 1942, or established under any applicable OPA regulation.

(d) The provisions of Supplementary Order No. 153 shall not apply to resales of articles covered by this second revised order.

(e) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale, showing a ceiling price adjusted in accordance with the terms of this order, the seller shall notify each purchaser in writing of the adjusted ceiling prices for resales of the articles covered by this order. This notice may be given in any convenient form.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) *Effective date.* This order shall become effective on the 22d day of June 1946.

Issued this 21st day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10786; Filed, June 21, 1946; 11:41 a. m.]

[SO 142, Amdt. 1 to Order 99]

BENJAMIN ELECTRIC MFG. CO.

ADJUSTMENT OF MAXIMUM PRICES

Amendment No. 1 to Order No. 99 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. Benjamin Electric Manufacturing Company, Docket No. 6083-SO 142-136-398.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 2 of Supplementary Order No. 142; *It is ordered:*

1. Paragraph (a) of Order No. 99 under Supplementary Order No. 142 is amended to read as follows:

(a) Except as provided in paragraph (b) herein, the maximum prices for sales by Benjamin Electric Manufacturing Company, Des Plaines, Illinois, of all its products which are covered by any of the regulations listed in Supplementary Order No. 142, shall be determined by increasing by 12% the maximum prices for these products in effect just prior to the issuance of this order.

2. Paragraphs (b), (c), (d) and (e) of Order No. 99 under Supplementary Order No. 142 are redesignated paragraphs (c), (d), (e) and (f) respectively.

3. The following paragraph (b) is added to Order No. 99 under Supplementary Order No. 142:

(b) The maximum prices for sales by Benjamin Electric Manufacturing Company, Des Plaines, Illinois, of fluorescent lighting equipment, shall be determined by 19.5% the maximum prices for these products in effect just prior to the issuance of this order.

This amendment shall become effective June 22, 1946.

Issued this 21st day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10788; Filed, June 21, 1946; 11:42 a. m.]

[SO 142, Order 149]

ATHEY PRODUCTS CORP.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 149 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. Athey Products Corporation, Chicago, Ill. Docket No. 6083-SO 142-136-706.

For the reasons set forth in an opinion, issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Supplementary Order No. 142; *It is ordered:*

(a) The maximum prices for sales by Athey Products Corporation, 5631 West 65th Street, Chicago 38, Illinois, of all its products which are covered by any of the regulations listed in Supplementary Order No. 142, shall be determined by increasing by 7.3% the maximum prices for these products in effect just prior to September 28, 1945. Any prices increased as a result of this order may not be further increased by the amount of any increases authorized for construction machinery under section 19k of RMPR 136.

(b) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class just prior to the issuance of this order, by the same percentage by which his net invoiced cost has been increased by reason of this order.

(c) The Athey Products Corporation shall notify each purchaser who buys the products listed in paragraph (a) above for resale of the percentage by which this order permits the reseller to increase his maximum net prices for these products. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(d) Notwithstanding any provisions of this order, Athey Products Corporation may continue to charge and collect the maximum prices in effect just prior to the issuance of this order.

(e) All requests not granted herein are denied.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 22, 1946.

Issued this 21st day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10789; Filed, June 21, 1946; 11:41 a. m.]

[SO 142, Order 150]

INTERNATIONAL RESISTANCE CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 150 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. International Resistance Company. Docket No. 6083-SO 142-136-601.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142; *It is ordered:*

(a) The International Resistance Company, Philadelphia, Pennsylvania shall compute maximum prices for sales of its line of "MW" wire-wound fixed resistors under the provisions of section 19 (i) (3) of Revised Maximum Price Regulation No. 136 substituting the figure 46.6% for the percentage applicable to the part being priced.

(b) The International Resistance Company, Philadelphia, Pennsylvania shall compute maximum prices for sales of its line of "W" wire-wound volume controls and switches under the provisions of section 19 (i) (3) of Revised Maximum Price Regulation No. 136 substituting the figure 60% for sales in quantities of less than 5000 and 46.6% for sales in quantities of 5000 and over for the percentage applicable to the part being priced.

(c) The International Resistance Company, Philadelphia, Pennsylvania shall compute maximum prices for sales of its line of "C, CS, D and DS" composition volume controls and switches under the provisions of section 19 (i) (3) of Revised Maximum Price Regulation No. 136 substituting the figure 34.4% for sales in quantities of less than 5000 and 23.2% for sales in quantities of 5000 and over for the percentage applicable to the part being priced.

(d) The maximum prices for sales by the International Resistance Company, Philadelphia, Pennsylvania of all other products except those for which maximum prices were established by Order No. L-781 under Revised Maximum Price Regulation No. 136, shall be the maximum prices in effect on October 10, 1945.

(e) The maximum prices for sales by resellers of the products described in paragraphs (a), (b) and (c) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the same percentage by which his net invoiced cost has been increased by reason of this order.

(f) The maximum prices for sales by resellers of the products described in paragraph (d) above shall be the maximum prices in effect on October 10, 1945.

(g) The International Resistance Company shall notify each purchaser, who buys the products listed in paragraphs (a), (b), (c) and (d) above for resale of the percentage amount by which this order permits the reseller to increase and directs the reseller to decrease his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(h) On or before November 1, 1946, the International Resistance Company shall file with the Machinery Branch, Office of Price Administration, Washington 25, D. C. a statement of sales of each of the items described in paragraphs (a), (b) and (c) of this order for the three months period, July through September 1946, and the dollar value of those sales at the company's maximum prices immediately prior to the issuance of this order.

(i) All requests not granted herein are denied.

(j) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 22, 1946.

Issued this 21st day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10790; Filed, June 21, 1946; 11:42 a. m.]

[SO 142, Order 151]

BRIGGS AND STRATTON CORP.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 151 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. Briggs and Stratton Corporation. Docket No. 6083-SO 142-136-756.

For reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 (c) of Supplementary Order No. 142, *It is ordered:*

(a) The maximum prices for sales by the Briggs and Stratton Corporation, Milwaukee 1, Wisconsin, of the products listed below shall be the prices shown subject to the discounts, allowances and other deductions in effect just prior to the issuance of this order.

Item:	*Maximum price*
Basic Model WMB	$18.00
Basic Model WI	21.00
Basic Model I	26.50
Basic Model N	24.80
Basic Model A	41.85
Basic Model B	51.00
Basic Model ZZ	65.00

(b) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase or decrease the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the percentage amount by which his net invoiced cost has been increased or decreased by reason of this order.

(c) The Briggs and Stratton Corporation shall notify each purchaser who buys the products listed in paragraph (a) above for resale of the percentage amount by which this order permits the reseller to increase or requires the reseller to decrease his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington 25, D. C.

(d) On or before October 15, 1946, the Briggs and Stratton Corporation shall file with the Machinery Branch, Office of Price Administration, Washington 25, D. C., a statement of sales for the three months ending September 30, 1946, of the items listed in paragraph (a) above, setting forth the dollar volume of these sales at maximum prices in effect just prior to the issuance of this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 22, 1946.

Issued this 21st day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10791; Filed, June 21, 1946; 11:42 a. m.]

[SO 142, Order 152]

PERMOFLUX CORP.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 152 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. Permuflux Corporation. Docket No. 6083-SO 142-136-701.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142, *It is ordered:*

(a) The Permoflux Corporation, Chicago, Illinois, shall compute maximum prices for sales of its products under the provisions of section 19 (i) (3) of Revised Maximum Price Regulation No. 136 substituting the figure 41.7% for the percentage applicable to the part being priced which is set forth in that section.

(b) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the same percentage by which his net invoiced cost has been increased by reason of this order.

(c) The Permoflux Corporation shall notify each purchaser who buys the products listed in paragraph (a) above for resale of the percentage amount by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington 25, D. C.

(d) All requests not granted herein are denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 22, 1946.

Issued this 21st day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10792; Filed, June 21, 1946; 11:42 a. m.]

[SO 142, Order 153]

PRECISION APPARATUS CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 153 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. Precision Apparatus Company. Docket No. 6083-SO 142-136-653.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Supplementary Order No. 142, *It is ordered:*

(a) The maximum prices for sales by Precision Apparatus Company, Elmhurst, Long Island, New York, of all its products, which are covered by any of the regulations listed in Supplementary Order No. 142, shall be determined by increasing by 4.8% the maximum prices for these products in effect just prior to the issuance of this order.

(b) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the percentage amount by which his net invoiced cost has been increased by reason of this order.

(c) The Precision Apparatus Company shall notify each purchaser, who buys the products listed in paragraph (a) above for resale of the percentage amount by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(d) All requests not granted herein are denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 22, 1946.

Issued this 21st day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10793; Filed, June 21, 1946; 11:43 a. m.]

[SO 142, Order 154]

SUPER ELECTRIC PRODUCTS CORP.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 154 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. Super Electric Products Corporation. Docket No. 6083-SO 142-136-528.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142, *It is ordered:*

(a) The Super Electric Products Corporation, Jersey City, New Jersey, shall compute maximum prices for sales of its line of Fluorescent Ballasts under the

provisions of section (b) (1) of Order No. 572 to Revised Maximum Price Regulation No. 136 substituting the figure 32.8% for the applicable percentage set forth in that section for fluorescent transformers.

(b) The Super Electric Products Corporation, Jersey City, New Jersey, shall compute maximum prices for sales of its line of Ignition Transformers under the provisions of section (b) (1) of Order No. 572 to Revised Maximum Price Regulation No. 136 substituting the figure 42.8% for the applicable percentage set forth in that section for specialty transformers other than fluorescent transformers.

(c) The maximum prices for sales by resellers of the products described in paragraphs (a) and (b) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the same percentage by which his net invoiced cost has been increased by reason of this order.

(d) The Super Electric Products Corporation shall notify each purchaser who buys the products listed in paragraphs (a) and (b) above for resale of the percentage amount by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington 25, D. C.

(e) All requests not granted herein are denied.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 22, 1946.

Issued this 21st day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10794; Filed, June 21, 1946; 11:43 a. m.]

[SO 142, Order 155]

AMERICAN PHENOLIC CORP.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 155 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. American Phenolic Corporation. Docket Nos. 6083-SO 142-136-586, 6083-SO 142-82-29, 6083-SO 142-523-21.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142, *It is ordered:*

(a) The American Phenolic Corporation, Chicago, Illinois, shall compute maximum prices for sales of its radio products under the provisions of section 19 (i) (3) of Revised Maximum Price Regulation No. 136 substituting the figure 42.4% for the percentage applicable to the part being priced.

(b) The American Phenolic Corporation, Chicago, Illinois, shall continue to compute maximum prices for sales of wire and cable under the provisions of section 16 (b) (2) of Maximum Price Regulation No. 82.

(c) The maximum prices for sales by American Phenolic Corporation of all its other products which are covered by any of the regulations listed in Supplementary Order No. 142, shall be determined by increasing by 30% the maximum prices for those products in effect just prior to the issuance of this order.

(d) The maximum prices for sales by resellers of the products described in paragraphs (a) (b) and (c) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the same percentage by which his net invoiced cost has been increased by reason of this order.

(e) The American Phenolic Corporation shall notify each purchaser, who buys the products listed in paragraphs (a) (b) and (c) above for resale of the percentage amount by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(f) All requests not granted herein are denied.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 22, 1946.

Issued this 21st day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46 10795; Filed, June 21, 1946; 11:43 a. m.]

[SO 142, Order 156]

JEFFERSON ELECTRIC CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 156 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. Jefferson Electric Company. Docket No. 6083-SO 142-136-715.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 (c) of Supplementary Order No. 142, *It is ordered:*

(a) The Jefferson Electric Company, Bellwood, Illinois, shall compute maximum prices for sales of Radio Transformers under the provisions of section 19 (i) (3) of Revised Maximum Price Regulation No. 136 substituting the figure 47% for the percentage applicable to the part being priced which is set forth in that section.

(b) The Jefferson Electric Company, Bellwood, Illinois, shall compute maximum prices for sales of its Specialty Transformers under the provisions of section (b) (1) of Order No. 572 to Revised Maximum Price Regulation No. 136 substituting the following percentages for the percentage applicable to the part being priced which is set forth in that section:

Item	Percentage increase
Luminous tube transformers	25
Door bell and signal	38
General purpose	38
Power circuit	38
Lighting	38
Fluorescent 40w and above	24
Fluorescent below 40w	47
Toy transformers	38
Ignition transformers	38
Control transformers	47

(c) The maximum prices for the sales of Fuses (except Plug Type) by Jefferson Electric Company, Bellwood, Illinois, shall be their maximum prices in effect on October 1, 1941, which prices shall not include any adjustment granted by industry-wide or individual adjustment orders.

(d) The maximum price for sales by resellers of the products described in paragraphs (a) (b) and (c) above shall be determined as follows: The reseller shall increase or decrease, as the case may be, the maximum net prices he had in effect to a purchaser of the same class, just prior to the issuance of this order, by the same percentage by which his net invoiced costs have been increased or decreased by reason of this order.

(e) The Jefferson Electric Company shall notify each purchaser who buys the products listed in paragraphs (a) (b) and (c) above for resale of the percentage amount by which this order directs the reseller to increase or decrease his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington 25, D. C.

(f) On or before October 31, 1946, Jefferson Electric Company shall file with the Machinery Branch, Office of Price Administration, Washington 25, D. C., a statement of sales of all the products covered in this order for the three months immediately following the effective date of this order and the dollar value of these sales at maximum prices in effect just prior to the issuance of this order.

(g) All requests not granted herein are denied.

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 22, 1946.

Issued this 21st day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10796; Filed, June 21, 1946; 11:43 a. m.]

[SR 15 Amdt. 1 to Order 50]

MARGOLIN SHOE CO.

ADJUSTMENT OF MAXIMUM PRICES

Amendment 1 to Order No. 50 under § 1499.75 (a) (10) of Supplementary Regulation 15 to the General Maximum Price Regulation. Margolin Shoe Company. Docket No. 6064-SR 15.75 (a) (10)-38.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to § 1499.75 (a) (10) of Supplementary Regulation 15 to the General Maximum Price Regulation, *It is ordered:*

Order No. 50 under § 1499.75 (a) (10) of Supplementary Regulation 15 to the General Maximum Price Regulation is amended in the following respects:

1. Paragraph (a) is amended to read as follows:

(a) *Maximum prices for sales of footwear by Margolin Shoe Company*—(1) *Maximum prices.* On or after August 7, 1945, the maximum price at which Margolin Shoe Company, 227 West Huron Street, Chicago, Illinois, may sell and deliver each style of footwear described below to chain stores, department stores and all other retailers shall be $3.44 per pair, 2%—10—E. O. M.

Style No.:	Description
4619	Brown kid pump.
4719	Brown kid pump.
4730	Brown kid pump.
4763	Brown kid oxford.
41600	Brown calf blucher oxford.
46619	Brown calf pump.
43625	Brown nuroco oxford.
8600	Black kid oxford.
8619	Black kid pump.
8719	Black kid pump.
8730	Black kid pump.
8745	Black kid oxford.
8753	Black kid oxford.
81600	Black calf oxford.
81619	Black calf pump.
84730	Black gabardine pump.
84763	Black gabardine oxford.
87560	Black kid oxford.
87745	Black kid oxford.
87772	Black kid oxford.
87775	Black kid-gypsy oxford.
8764	Black kid u-throat oxford.
8795	Black kid cut-out pump.
84764	Black gabardine oxford, patent trim.
85619	Patent pump.
85719	Patent pump.
85763	Patent oxford.

2. Paragraph (b) is amended to read as follows:

(b) *Maximum prices for sales at retail*—(1) *Sales subject to the General Maximum Price Regulations.* The maximum price for a sale or delivery at retail of any shoe listed in paragraph (a), above, shall be the retailer's maximum price properly established under the General Maximum Price Regulation prior to June 21, 1946, increased by an amount equal to 2½% of that price.

(2) *Sales subject to Maximum Price Regulation 580.* The maximum price for a sale or delivery of any shoe listed in paragraph (a), above, by a retailer whose prices are governed by Maximum Price Regulation 580 shall be determined by applying to his net invoice cost (not to exceed the adjusted net maximum price per pair listed in paragraph (a), above), the applicable pricing rule of section 7 of Maximum Price Regulation 580.

3. Paragraph (c) is amended to read as follows:

(c) *Notification.* At the time of (or prior to) the first delivery of any of the styles covered by this order to a retailer on and after June 21, 1946, at a price adjusted in accordance with the terms of this order, Margolin Shoe Company shall notify the purchaser in writing of the provisions of paragraph (b), above. This notice may be given in any convenient form.

This amendment shall become effective June 21, 1946.

Issued this 21st day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46—10797; Filed, June 21, 1946; 11:44 a. m.]

[SR 15, Amdt. 1 to Order 51]

SPALSBURY STEIS DEEVERS SHOE CO.

ESTABLISHMENT OF MAXIMUM PRICES

Amendment 1 to Order No. 51 under § 1499.75 (a) (10) of Supplementary Regulation 15 to the General Maximum Price Regulation. Spalsbury Steis Deevers Shoe Co. WLB Case No. 7-24756, 7-25628; OPA Docket No. SO-28-8680, 6064-SR 15.75 (a) (10)-52.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to § 1499.75 (a) (10) of Supplementary Regulation 15 to the General Maximum Price Regulation, *It is ordered:*

Order No. 51 under § 1499.75 (a) (10) of Supplementary Regulation 15 to the General Maximum Price Regulation is amended in the following respects:

1. Paragraph (a) is amended to read as follows:

(a) *Maximum prices for sales of footwear manufactured by Spalsbury Steis Deevers Shoe Co.* (1) The maximum prices at which Spalsbury Steis Deevers Shoe Co. of Fredericktown, Missouri, may sell and deliver the following described styles of footwear shall be:

SALES TO ALL RETAILERS OTHER THAN CHAIN STORES

Style No.	Pattern name	Description	Adjusted maximum prices (per pair) (net)
4081	Flexcraft	Elk blucher moccasin oxford	$2.91
4050	do	Anlyn blucher moccasin oxford	3.27
4113X	Master	Crushed kid and calf saddle oxford	3.27
4113	do	Crushed kid and elk saddle oxford	2.91
4123X	do	Elk saddle oxford	2.91
4065X	do	Doeback and elk saddle oxford	3.27
4112X	Fraf	Crushed kid and calf saddle oxford	3.27
4112	do	Crushed kid and elk saddle oxford	2.91
4121	do	Elk saddle oxford	2.91
4128	do	Doeback and elk saddle oxford	2.91
4119	Shuffler	Elk loafer type moccasin	3.27
4127X	do	Calf loafer type moccasin	2.91
4143	Soreuto	Elk oxford S/S heel	3.24
4143X	do	Crushed kid oxford S/S heel	3.24
4011X	do	Calf oxford S/S heel	3.24
4129	Knockabout	Crushed kid high riding pump	3.24
4150	do	Calf high riding pump	3.24
4061	do	Anlyn high riding pump	3.24
4062	Betsy	Crushed kid blucher oxford 12/8 heel	3.27
4200	do	Calf blucher oxford	2.91
4200X	do	Elk blucher oxford	3.27
3712	Service	Calf bluchter oxford	3.27
4008	do	Calf blucher oxford	3.27
4058	Strut	Calf blucher oxford	3.24
4059X	Nancy	Crushed kid oxford	3.24
4158	do	Calf oxford	2.91
4158X	do	Elk oxford	3.24
30-V955-1	Lesell	Anlyn oxford	2.92
30-V915-1	Flexcraft	Elk blucher oxford 11/8 heel	2.59
V923	do	Elk blucher moccasin oxford	2.51
V911	Master	Pig blucher moccasin oxford	2.67
		Pig saddle oxford	2.67

(2) *Discounts.* Any shoe listed in paragraph (a) (1); above, may be billed at a gross price: *Provided*, That the net price, after discounts, does not exceed the applicable maximum price specified.

2. Paragraph (b) is amended to read as follows:

(b) *Maximum prices for sales at retail*—(1) *Sales subject to the General Maximum Price Regulation.* The maximum price for a sale or delivery at retail of any shoe listed in paragraph (a) (1), above, shall be the retailer's maximum price properly established under the General Maximum Price Regulation prior to June 21, 1946, increased by an amount equal to the applicable percentage of such price listed below:

Style No.:	Percentage	Style No.:	Percentage
4081	2	4121	2
4050	2	4128	2
4113X	2	4119	2
4113	2	4127X	2
4123X	2	4143	2
4065X	2	4143X	2
4112X	2	4021X	2
4112	2	4129	2

Style No.:	Percentage	Style No.:	Percentage
4150	2	4058	2
4061	2	4059X	2
4062	2	4158	2
4200	2	4158X	2
4200X	2	30-V955-1	2½
3712	2	30-V915-1	2½
4008	2	V923	2½
4003	2	V911	2½

(2) *Sales subject to Maximum Price Regulation 580.* The maximum price for a sale or delivery at retail of any shoe listed in subparagraph (a) (1), above, by a retailer whose prices are governed by Maximum Price Regulation 580 shall be determined by applying to his net invoice cost (not to exceed the adjusted net maximum price per pair listed in paragraph (a) (1), above), the applicable pricing rule of section 7 of Maximum Price Regulation 580.

3. Paragraph (c) is amended to read as follows:

(c) *Notification.* At the time of (or prior to) the first delivery of any of the styles covered by this order to a retailer and after June 21, 1946, Spalsburg Steis

Deevers Shoe Co., shall notify the retailer in writing of the applicable retail pricing method established by paragraph (b), above. This notice may be given in any convenient form.

This amendment shall become effective June 21, 1946.

Issued this 21st day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10798; Filed, June 21, 1946; 11:44 a. m.]

[RMPR 86, Order 64]

CONLON CORP.

APPROVAL OF MAXIMUM PRICES

For reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to sections 7 and 14 of Revised Maximum Price Regulation No. 86; *It is ordered:*

(a) This order establishes ceiling prices for sales of the four models of ironing machines manufactured by the Conlon Corporation of Chicago, Illinois and listed in subparagraphs (1) and (2) below. The ceiling prices established by this order include the "additional OPA industry adjustment" and are not, therefore, subject to any further increase under Revised Maximum Price Regulation No. 86.

(1) Distributors' ceiling prices for sales in each zone to dealers of the four models of ironing machines listed below are as follows:

Model	Ceiling prices for sales by distributors to dealers		
	Zone 1	Zone 2	Zone 3
	Each	*Each*	*Each*
P15 ironer	$71.63	$76.63	$81.03
P14 ironer	68.78	73.78	78.78
P12 ironer	65.24	70.24	75.24
C298 ironer	59.30	64.30	69.30

These prices are subject to each seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(2) Ceiling prices for all sales in each zone by dealers to ultimate consumers of the four models of ironing machines listed below are as follows:

Model	Ceiling prices for sales to consumers		
	Zone 1	Zone 2	Zone 3
	Each	*Each*	*Each*
P15 ironer	$109.75	$114.75	$119.75
P14 ironer	105.95	110.95	115.95
P12 ironer	100.50	105.50	110.50
C298 ironer	86.00	91.00	96.00

These prices are subject to each seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(b) For purposes of this order Zones 1, 2 and 3 are composed as follows:

Zone 1: South Dakota, Nebraska, Kansas, Minnesota, Iowa, Missouri, Wisconsin, Illinois, Kentucky, Tennessee, Indiana, Ohio, West Virginia, Virginia, Maryland, Delaware, New Jersey, Pennsylvania, New York, Vermont, New Hampshire, Massachusetts, Connecticut, Rhode Island, Maine, Michigan and the District of Columbia.

Zone 2: North Dakota, Oklahoma, Arkansas, Louisiana, Mississippi, Alabama, Georgia, South Carolina and North Carolina.

Zone 3: Washington, Oregon, California, Nevada, Idaho, Montana, Wyoming, Utah, Colorado, Arizona, New Mexico, Texas and Florida.

(c) At the time of, or prior to, the first invoice to each distributor, the manufacturer shall notify him of the ceiling prices established by this order for resales by the distributor. This notice may be given in any convenient form.

(d) All the provisions of Revised Maximum Price Regulation No. 86 continue to apply to all sales and deliveries of machines covered by this order, except to the extent that those provisions are modified by this order.

(e) Unless the context requires otherwise, the definitions set forth in the various sections of Revised Maximum Price Regulation No. 86 shall apply to the terms used herein.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 22d day of June 1946.

Issued this 21st day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10800; Filed, June 21, 1946; 11:45 a. m.]

[RMPR 111, Order 11]

KERWAY CORP.

APPROVAL OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 14 of Revised Maximum Price Regulation No. 111; *It is ordered:*

(a) This order establishes ceiling prices for sales by distributors to dealers of the "Kerway" model tank type vacuum cleaner with ten piece attachment set manufactured by the Kerway Corporation, 1135 National Bank Building, Detroit, Michigan, as follows:

Model:	*Ceiling price to dealers*
"Kerway"	$33.35

This ceiling price includes the ten piece attachment set and is subject to each seller's customary terms, discounts, allowances, and other price differentials in effect on sales of similar articles.

(b) At the time of, or prior to the first invoice to each distributor, the manufacturer shall notify him of the ceiling prices established by this order for distributors' resales. This notice may be given in any convenient form.

(c) All the provisions of Revised Maximum Price Regulation No. 111 continue to apply to all sales and deliveries of the vacuum cleaners covered by this order except to the extent that those provisions are modified by this order.

(d) Unless the context requires otherwise, the definitions set forth in Revised Maximum Price Regulation No. 111 shall apply to the terms used herein.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 21st day of June 1946.

Issued this 21st day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10801; Filed, June 21, 1946; 11:45 a. m.]

[MPR 120, Amdt. 1 to Rev. Order 1438]

ALLEGHENY RIVER COAL MINING CO. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

For the reasons set forth in an opinion issued simultaneously herewith and in accordance with § 1340.212 (c) (2) of Maximum Price Regulation No. 120, *It is ordered:*

Revised Order No. 1438 under Maximum Price Regulation No. 120 is hereby amended in the following respects:

Paragraph (1) is amended by adding thereto the following in the manner indicated:

Producers	*Mine Index No*
Consolidated Fuel Co.	110, 111
Rochester & Pittsburgh Coal Co.	536
Moshannon Smithing Coal Co.	159

This Amendment No. 1 to Order No. 1438 under Maximum Price Regulation No. 120 shall become effective June 22, 1946.

Issued this 21st day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10799; Filed, June 21, 1946; 11:44 a. m.]

[RMPR 136, Order 652]

R. & H. MACHINE CO.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 9, 10 and 11 (c) of Revised Maximum Price Regulation 136, *It is ordered:*

(a) The R. & H. Machine Company, 1825 Stephenson Highway, Royal Oak, Michigan, may sell, f. o. b. plant, each "G. E. S. Trailer" described in subparagraph (1) below at a price not to exceed $156.96, plus federal excise tax, state and local taxes on the sale or delivery of the trailer and any cost of transporting it to the purchaser.

(1) *Description.*

Model 1 "G. E. S." two wheel utility trailer, all steel construction, one ton carrying capacity, body dimensions 4' wide x 6' long x 2' high, equipped with 6.50 x 16. 4 ply synthetic tires and tubes, tarpaulin cover with tubular supports and other detailed specifications included in the report filed with this Office.

(b) The R. & H. Machine Company is authorized to suggest to resellers a resale price for the trailers described in paragraph (a) (1) consisting of the following:

(1) Suggested resale price: $209.28.

(2) Charges: (i) A charge for transportation, if any, not to exceed the actual rail freight charge from the factory at Royal Oak, Michigan, to the railroad freight receiving station nearest to the place of business of the reseller.

(ii) A charge equal to the charge made by R. & H. Machine Company to cover federal excise taxes.

(iii) A charge equal to reseller's expense for payment of state and local taxes on the purchase, sale or delivery of the trailer.

(c) A reseller of "G. E. S." trailers in any of the territories or possessions of the United States is authorized to sell the trailer described in paragraph (a) at a price not to exceed the price established in paragraph (b) to which it may add a sum equal to the expense incurred or charged to it for payment of territorial and insular taxes, on the purchase, sale or introduction of the trailer; export premiums; boxing and crating for export purposes; marine and war risk insurance; and landing, wharfage and terminal operations.

(d) The R. & H. Machine Company shall report to this Office no later than December 31, 1946, cost data covering the trailer based on actual operations for June, July, August, September, October and November 1946 but computed in accordance with the limitations of section 10 of Revised Maximum Price Regulation 136.

(e) All requests not granted herein are denied.

(f) This order may be amended or revoked by the Administrator at any time.

NOTE: Where the manufacturer's invoice charge to the reseller is increased or decreased from the previous invoice charge because the manufacturer has a newly established price under section 8 of Revised Maximum Price Regulation 136, due to substantial changes in design, specification or equipment of the trailer, the reseller may add to its price under paragraph (b) the increase in price, plus its customary markup on such a cost increase, but in case of a decrease in the price, the reseller must reduce its price under paragraph (b) by the amount of the decrease and its customary markup on such an amount.

This order shall become effective June 22, 1946.

Issued this 21st day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10805; Filed, June 21, 1946; 11:46 a. m.]

[MPR 188, Amdt. 1 to Order 4970]

COLONIAL BRASS CRAFTSMAN

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, *It is ordered:* Order No. 4970 under Maximum Price Regulation No. 188 be amended in the following respect:

In paragraph (a) (1) the maximum prices for sale of Model No. 1160-B are changed as follows:

$11.05 each for sale by manufacturer to jobber.
$13.00 each for sale by manufacturer to retailer.
$23.40 each for sale by any person to consumer.

This amendment may be revoked or amended by the Price Administrator at any time.

This amendment shall become effective immediately.

Issued this 21st day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10806; Filed, June 21, 1946; 11:46 a. m.]

[MPR 188, Order 5048]

LAKE SPECIALTY CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Lake Specialty Company, 711 West Lake Street, Chicago 6, Ill.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
15½" wrinkle finish steel fluorescent bed lamp with adjustable shade	1601	*Each* $3.72	*Each* $4.38	*Each* $7.90

These maximum prices are for the articles described in the manufacturer's application dated April 23, 1946.

(2) For sales by the manufacturer the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2% 10 days, net 30. The maximum price to consumers is net, delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model Number ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 22d day of June 1946.

Issued this 21st day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10811; Filed, June 21, 1946; 11:47 a. m.]

[MPR 260, Order 2192]

AMORITA CIGAR CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Amorita Cigar Co., Inc., 1900 E. Baltimore Street, Baltimore 31, Maryland (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
Prima Lucia	De Luxe	50	$93.75	2 for 25
El Principal	Perlas	50	93.75	2 for 25

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufac-

turer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 22, 1946.

Issued this 21st day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10808; Filed, June 21, 1946; 11:47 a. m.]

[MPR 260, Order 2193]

V. C. ECKENRODE

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) V. C. Eckenrode, d/b/a Victor Cigar Co., 168 E. Cottage Place, York, Pa. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
Master De Luxe	1154	50	$60	2 for 15

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 22, 1946.

Issued this 21st day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10809; Filed, June 21, 1946; 11:47 a. m.]

[MPR 260, Order 2194]

STAR THOMPSON TOBACCO CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered*, That:

(a) Star Thompson Tobacco Company, 1607 17th St., Tampa, Fla. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
			Per M	*Cents*
Andres Diaz	Demi-Tasse	50	$40.00	5

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 22, 1946.

Issued this 21st day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10810; Filed, June 21, 1946; 11:47 a. m.]

[MPR 478, Order 179]

D. E. CONVERSE CO.

AUTHORIZATION OF MAXIMUM PRICES

For reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 10 of Maximum Price Regulation 478, *It is ordered:*

(a) The maximum prices for sales by converters or wholesalers of the following coated fabrics converted by the D. E. Converse Co., Glendale, S. C., shall be as follows:

FOR SALES TO MANUFACTURERS

Commodity	*Per linear yard*
37" 63 x 40 3.95 drill, dyed, coated with 5.4 dry ounces of red pyroxylin coating	$0.52152
40" 68 x 60 5.15 print cloth, dyed, coated with 5.2 dry ounces of pyroxylin coating	.46385
37" 68 x 40 3.95 drill, dyed, coated with 5.4 dry ounces of pyroxylin coating	.49652
37" 68 x 40 3.95 drill, dyed, coated with 6 dry ounces of vinylite, single color print	.70277

(b) With or prior to the first delivery of the coated fabrics covered by this order to a wholesaler, the seller shall notify such person in writing of the specific maximum price applicable to his resale of this coated fabric to manufacturers which is the maximum price set forth in paragraph (a) above.

(c) All provisions of Maximum Price Regulation 478 not inconsistent with this order shall apply to sales covered by this order.

(d) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 22, 1946.

Issued this 21st day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10812; Filed, June 21, 1946; 11:48 a. m.]

[MPR 591, Corr. to Order 478]

GENERAL BRONZ CORP.

AUTHORIZATION OF MAXIMUM PRICES

Paragraph (a) is corrected to include in addition to its present contents, the following:

Maximum Price on Sales to Consumers

Extras:	*Per window*
Mullions—150	$1.60
Mullions—135° and 90°	4.71

This correction shall become effective June 22, 1946.

Issued this 21st day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10818; Filed, June 21, 1946; 11:49 a. m.]

[MPR 591 Order 651]

DOMESTIC THERMOSTAT CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 651 under section 16 of Maximum Price Regulation No. 591. Docket No. 6123-591.16-193.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 16 of Maximum Price Regulation 591, it is ordered:

(a) *Adjustment of maximum prices for the Domestic Thermostat Company, Los Angeles, California.* The Domestic Thermostat Company may increase its properly established maximum prices for its line of thermostats and safety pilots for gas water heaters in effect on June 21, to each class of purchaser by 17 percent.

(b) *Maximum prices for resellers.* The maximum prices for sales by a reseller of any of the commodities for which adjustment is granted the Domestic Thermostat Company under this order shall be his maximum price to each class of purchaser in effect on June 21, 1946, plus the actual dollars-and-cents increase in present acquisition costs resulting from the adjustment granted the Domestic Thermostat Company under this order.

(c) *Notification to all purchasers.* The Domestic Thermostat Company, Los Angeles, California, shall send the following notice to every purchaser of the commodities covered by this order at or before the time of the first billing after the adjustment granted by this order is put into effect:

Order No. 651 under section 16 of Maximum Price Regulation No. 591 provides for increases in net prices for sales of thermostats and safety pilots for gas water heaters manufactured by the Domestic Thermostat Company. Resellers may add the actual dollars-and-cents increase in their acquisition cost resulting from the adjustment granted the manufacturer to their existing maximum prices.

(d) All requests not granted in this order are denied.

(e) This order may be revoked or amended by the Price Administrator at any time.

This Order No. 651 shall become effective June 22, 1946.

Issued this 21st day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10813; Filed, June 21, 1946; 11:48 a. m.]

[MPR 591, Order 652]

WHITE HORSE CABINET CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following frozen food cabinets manufactured by The White Horse Cabinet Company, Main Street, Harleysville, Pennsylvania, and as described in the application dated April 20, 1946, which is on file with the Mechanical Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
P 24—24 cu. ft. less compressor	$282.50	$339.00	$395.00
P S C 16—16 cu. ft. ½ hp. condensing unit	285.00	342.00	570.00
P C 16—16 cu. ft. less condensing unit	200.00	240.00	400.00

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the Maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers including allowable transportation and crating charges.

(f) The White Horse Cabinet Company shall stencil on the frozen food cabinets covered by this order, substantially the following:

OPA Maximum Retail Price—$_____

Plus freight and crating as provided in Order No. 652 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 22, 1946.

Issued this 21st day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10814; Filed, June 21, 1946; 11:48 a. m.]

[MPR 591, Order 653]

COLDIN CABINET CO., INC.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following freezer, manufactured by the Coldin Cabinet Company, 1126 East Tremont Avenue, Bronx 60, New York, New York, and as described in the application dated March 22, 1946, which is on file with the Mechanical Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
No. 21—21 cu ft., ½-hp. condensing unit	$356.00	$427.00	$712.00

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Coldin Cabinet Company, Inc. shall stencil on the inside of the lid or cover of the freezer covered by this order, substantially the following:

OPA Maximum Retail Price—$712.00

Plus freight and crating as provided in Order No. 653 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 22, 1946.

Issued this 21st day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10815; Filed, June 21, 1946; 11:48 a. m.]

[MPR 591, Order 654]

WESTINGHOUSE ELECTRIC CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued and simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum LCL prices for sales by any person to consumers of the following garbage disposal units manufactured by Westinghouse Electric Corporation of Mansfield, Ohio and described in its application dated April 24, 1946 shall be:

"Waste-Away" garbage disposal unit complete with electric motor and water flow control valve	$99 50

(b) The maximum net LCL price f. o. b. point of manufacture, for sales by any person shall be the maximum price specified in (a) above less the following discounts:

1. On sales to dealers, a discount of 40 percent.

2. On sales to jobbers, a discount of 50 percent.

(c) The maximum net prices established by this order are subject to such further cash discounts, transportation allowances and price differentials at least as favorable as those which each seller extended or rendered or would have extended or rendered during March 1942 on sales of commodities in the same general category.

(d) The maximum prices on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(e) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each seller as well as the maximum prices established for purchasers except dealers upon resale.

(f) Westinghouse Electric Corporation shall attach to each garbage disposal unit covered by this order a tag containing the following:

OPA Maximum Retail Price Not Installed—$------
Do Not Detach

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 22, 1946.

Issued this 21st day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10816; Filed, June 21, 1946; 11:49 a. m.]

[MPR 591, Order 655]

HABER & SALZ

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices for sales by any person to consumers of the following shower enclosures manufactured by Haber and Salz of San Francisco, California and described in their application dated April 20, 1946, shall be:

Model		
105	Aluminum shower enclosure—60" x 72" x 60" x 1¼"----	$131
106	Aluminum shower enclosure for Neo angle tub—60" x 1¼"----	149
107	Aluminum shower enclosure for Neo angle tub—60" x 1¼"----	165
108	Aluminum corner shower stall, 1 panel and door—2'7" x 2'8" x 72"----	96

(b) The maximum net prices, f. o. b. point of shipment, for sales by any person to dealers shall be the maximum net prices specified in (a) above less a discount of 50 percent.

(c) The maximum net prices, f. o. b. point of shipment, for sales by any person to jobbers shall be the maximum net prices specified in (a) above less successive discounts of 50 and 10 percent.

(d) The maximum net prices established by this order shall be subject to cash discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities within the same general category during March 1942.

(e) The maximum prices on an installed basis of the commodity covered by this order shall be determined in accordance with the provisions of Revised Maximum Price Regulation No. 251, as amended.

(f) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 22, 1946.

Issued this 21st day of June 1946.

PAUL A PORTER,
Administrator.

[F R Doc. 46-10817, Filed, June 21, 1946; 11:49 a. m.]

[MPR 599, Amdt. 2 to Order 15]

GENERAL MOTORS CORP.

APPROVAL OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 11 of Maximum Price Regulation No. 599; *It is ordered,* That Order No. 15 under section 11 of Maximum Price Regulation No. 599 be amended in the following respects:

1. Paragraph (e) is amended to read as follows:

(e) Description. (1) Auto radio, Model No. 726, is a 5 tube, 1 band, battery power radio with a 6" speaker, all in a metal case 9" x 9" x 5" and antenna, designed for installation in automobiles manufactured by the Pontiac Motor Division of General Motors Corporation.

(2) Auto radio, Model No. RR 638, is an 8 tube, 1 band, battery power radio with a 9" speaker, all in a metal case 9" x 9¾" x 6¹⁵⁄₁₆" and antenna, designed for installation in automobiles manufactured by the Pontiac Motor Division of General Motors Corporation.

This amendment shall become effective on the 22d day of June 1946.

Issued this 21st day of June 1946.

PAUL A. PORTER,
Administrator.

[F R. Doc. 46-10820; Filed, June 21, 1946; 11:49 a. m.]

[RMPR 136, Amdt. 3 to Order 506]

GASOLINE DISPENSING PUMPS

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion, issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 30 of Revised Maximum Price Regulation 136, *It is ordered:*

Order No. 506 under Revised Maximum Price Regulation 136 is amended in the following respects:

1. Paragraph (a) (1) of Order No. 506 under Revised Maximum Price Regulation 136 is hereby amended to read as follows:

(a) (1) For any gasoline dispensing pumps, computing and non-computing, which are power operated for which the manufacturer had a published list price in effect on October 1, 1941, or an established price in effect on the base date, the maximum prices shall be the published price in effect on October 1, 1941, or the established price in effect on the base date, increased by 16.1%.

2. Paragraph (f) is added to read as follows:

(f) No maximum prices computed in accordance with the provisions of paragraph (a) (1) of this order shall include any increase established by any individual adjustment granted to any manufacturer under the provisions of Revised Maximum Price Regulation 136, Supplementary Order 142, or any increase established under the provisions of Order No. 640 of Revised Maximum Price Regulation 136.

3. Paragraph (g) is added to read as follows:

(g) Notwithstanding any of the provisions of this order, a manufacturer of gasoline dispensing pumps, computing and non-computing, which are power operated, may charge and collect the maximum prices for sales of his products which he had in effect just prior to the issuance of this order.

This amendment shall become effective June 21, 1946.

Issued this 21st day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10829; Filed, June 21, 1946; 4:22 p. m.]

[SO 133, Order 55]

CONTINENTAL FURNITURE CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Supplementary Order No. 133, it is ordered:

(a) *Manufacturer's maximum prices.* Continental Furniture Company, High Point, North Carolina, may increase its maximum prices properly established under Maximum Price Regulation No. 188 (exclusive of any adjustment charges), for articles of wood bedroom furniture, which it manufactures by 12.3 percent of each such maximum price.

(b) *Resellers' ceiling prices.* Resellers of articles which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

(1) A retailer who must determine his ceiling price under Maximum Price Reguation No. 580, and a wholesaler who must determine his ceiling prices under Maximum Price Regulation No. 590, shall compute their ceiling prices in the manner provided by those regulations. However, if the supplier's invoice states both an "unadjusted maximum price" and a selling price, the reseller shall compute his ceiling prices under those regulations as they have been modified by Order No. 4800 under § 1499.159b of Maximum Price Regulation No. 188.

(2) A reseller who determines his maximum resale price under the General Maximum Price Regulation, and whose supplier's invoice states both an "unadjusted maximum price" and a selling price, shall compute his ceiling price under that regulation as modified by Order No. 4800 under § 1499.159b of Maximum Price Regulation No. 188.

If his suppliers invoice does not state an "unadjusted maximum price" the reseller shall calculate his ceiling prices by adding to his invoice cost the same percentage mark-up which he had on the "most comparable article" for which he has a properly established ceiling price. For this purpose, the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of article to which, according to customary trade practices, an approximately uniform percentage mark-up is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620–759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method, the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section shall reflect the supplier's prices as adjusted in accordance with this order.

(3) The provisions of Supplementary Order No. 153 shall not apply to the determination of ceiling prices for resales of articles covered by this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in effect during March 1942, or, thereafter, properly established under Office of Price Administration regulations.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles. This notice may be given in any convenient form.

(e) The manufacturer shall file the report described in section 5 of Supplementary Order No. 133 with the Office of Price Administration, Washington 25, D. C., and shall comply with the invoicing and reporting provisions of Order No. 4800 under Maximum Price Regulation No. 188.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective on the 21st day of June 1946.

Issued this 21st day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10831; Filed, June 21, 1946; 4:23 p. m.]

[SO 94, Revocation of Order 119]

CERTAIN INSECTICIDE AEROSOL BOMBS

SPECIAL MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and in accordance with section 11 of Supplementary Order 94, it is ordered:

(a) *Revocation of Order 119, as amended.* Order No. 119, as amended, under Supplementary Order 94 be and is hereby revoked.

This order of revocation shall become effective June 24, 1946.

Issued this 24th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10889; Filed, June 24, 1946; 11:45 a. m.]

[RMPR 528, Order 121]

K & W TIRE AND PARTS CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 16 (d) of Revised Maximum Price Regulation 528, *It is ordered:*

(a) The maximum retail price for a new 5.50-18 bullet-proof type tube, shall be $7.75 each.

(b) All provisions of RMPR 528 not inconsistent with this order shall apply to sales covered by this order.

(c) This order may be revoked or amended by the Office of Price Administration at any time.

This order shall become effective June 25, 1946.

Issued this 24th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10884; Filed, June 24, 1946; 11:48 a. m.]

[MPR 580, Order 311]

STYLEPARK HATS, INC.

ESTABLISHMENT OF MAXIMUM PRICES

Maximum Price Regulation 580, Order 311. Establishing ceiling prices at retail for certain articles; Docket No. 6063-580-13-691.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 13 of Maximum Price Regulation No. 580, *It is ordered:*

(a) The following ceiling prices are established for sales by any seller at retail of the following articles manufactured by Stylepark Hats, Inc., 2550 Reed Street, Philadelphia 46, Pennsylvania, having the brand name "Stylepark Templeform Hats" or "Glen Royal Templeform Hats," and described in the manufacturer's application dated May 23, 1946:

MEN'S HATS

Manufacturer's selling price (per dozen)	*Ceiling price at retail (per unit)*
$46.50	$6.50
54.00	7.50
69.00	10.00
108.00	15.00
144.00	20.00

(b) The retail ceiling price of an article stated in paragraph (a) shall apply to any other article of the same type, having the same selling price to the retailer, the same brand or company name, and first sold by the manufacturer after the effective date of this order.

(c) The retail ceiling prices contained in paragraph (a) shall apply in place of the ceiling prices which have been or would otherwise be established under this or any other regulation.

(d) On and after July 25, 1946, Stylepark Hats, Inc. must mark each article listed in paragraph (a) with the retail ceiling price under this order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

(Sec. 13, MPR 580)
OPA Price—$_____

On and after August 25, 1946, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to August 25, 1946, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging and posting provisions of the applicable regulation.

Upon issuance of any amendment to this order which either adds an article to those already listed in paragraph (a) or changes the retail ceiling price of a listed article, the manufacturer or wholesaler, as to such article, must comply with the ticketing requirements of this paragraph within 30 days after the effective date of the amendment. After 60 days from the effective date, no retailer may offer or sell the article unless it is ticketed in accordance with the requirements of this paragraph. Prior to the expiration of the 60 day period, unless the article is so ticketed, the retailer shall comply with the marking, tagging and posting provisions of the regulation which would apply in the absence of this order. However, the pricing provisions of this order or of any subsequent amendment thereto shall apply as of the effective date of the order or applicable amendment.

(e) At the time of or before the first delivery to any purchaser for resale of any article listed in paragraph (a), the seller shall send the purchaser a copy of this order. The seller shall also send the purchaser a copy of any subsequent amendment to this order at the time of or before the first delivery (subsequent to the effective date of the amendment) of any article the sale of which is affected in any manner by the amendment.

(f) Unless the context otherwise requires, the provisions of the applicable regulation shall apply to sales for which retail ceiling prices are established by this order.

(g) This order or any provision thereof may be revoked, suspended, or amended by the Price Administrator at any time.

This order shall become effective June 25, 1946.

Issued this 24th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10868; Filed, June 24, 1946; 11:45 a. m.]

Regional and District Office Orders.

[Montpelier Order G-1 Under MPR 426]

FRESH FRUITS AND VEGETABLES IN MONTPELIER, VT., DISTRICT

For the reasons set forth in an opinion issued simultaneously herewith, and by the authority vested in the District Director of the Montpelier, Vermont, District Office of the Office of Price Administration under section 8 (a) (7) of Maximum Price Regulation No. 426, and Region I Second Revised General Order No. 32, it is ordered:

SECTION 1. *Freight allowances authorized.* The maximum amounts for freight, protective services, and the transportation tax imposed by section 620 of the Revenue Act of 1942 which may be added to the maximum basing point prices of certain fresh fruits and vegetables as listed in Appendix, Table A, which table is hereby made a part of this order, for the determination of the maximum selling prices of these commodities in the State of Vermont shall be the appropriate amounts set forth in the Appendix, at Table A.

SEC. 2. *Car lot freight allowance.* Those intermediate sellers who actually receive any of the listed commodities in car lots shall add the amounts set forth in the Appendix, Table A, for car lots for those commodities, and where no such figure is set forth, the maximum amount that may be added to the maximum basing-point price shall be the carload rate from the basing point to the wholesale receiving point including freight, protective service, and the transportation tax imposed by section 620 of the Revenue Act of 1942.

SEC. 3. *Definitions.* The terms used in this order are to be understood as defined in Maximum Price Regulation No. 426, section 8.

SEC. 4. *Revocation, revision or amendment.* This order may be revoked, revised, or amended at any time by the Office of Price Administration.

This order shall become effective April 22, 1946.

Issued this 15th day of April 1946.

JAMES J. CARNEY,
District Director.

APPENDIX

TABLE A—MAXIMUM ALLOWANCE FOR FREIGHT, TRANSPORTATION TAX AND PROTECTIVE SERVICE TO THE FOLLOWING VERMONT WHOLESALE RECEIVING POINTS ON CARLOT PURCHASES DIRECT FROM THE BASING POINT AND ON PURCHASES MADE THROUGH BOSTON, MASS., ALBANY AND NEW YORK CITY, N. Y.

COMMODITY	Carlots purchased direct	Purchases through Boston, Mass., market	Purchases through Albany, N. Y., market	Purchases through New York City
BEANS, SNAP (GREEN OR WAX)				
Bushel (net weight, 28 lbs.)				
Basing point, Pompano, Fla.				
Nov. 1 through June 30:				
Barre	-----	$0.85	$1.13	$0.85
Bellows Falls	-----	.84	1.07	.84
Bennington	-----	.89	.98	.81
Brattleboro	-----	.81	1.04	.83
Burlington	$0.58	.87	1.09	.90
Newport	-----	.89	1.16	.93
Rutland	.58	.85	1.03	.86
St. Albans	-----	.96	1.12	.94
St. Johnsbury	-----	.85	1.14	.91
White River Junction	.58	.82	1.10	.88
July 1 through Oct. 30:				
Barre	-----	(1)	1.13	.85
Bellows Falls	-----	(1)	1.07	.84
Bennington	-----	(1)	.98	.81
Brattleboro	-----	(1)	1.04	.83
Burlington	.58	(1)	1.09	.90
Newport	-----	(1)	1.16	.93
Rutland	.58	(1)	1.03	.86
St. Johnsbury	-----	(1)	1.12	.91
White River Junction	.58	(1)	1.14	.91
CARROTS BUNCHED			1.10	.88
1 1/2 crate, 72 bunches				
Basing point, El Centro, Calif.				
July 16 through Mar. 31:				
Barre	-----	2.03	2.27	2.32
Bellows Falls	-----	2.01	2.13	2.30
Bennington	-----	2.13	1.90	2.22
Brattleboro	-----	2.01	2.07	2.26
Burlington	1.49	2.07	2.18	2.43
Newport	-----	2.14	2.35	2.52
Rutland	1.49	2.03	2.03	2.34
St. Albans	-----	2.29	2.24	2.53
St. Johnsbury	-----	2.03	2.29	2.46
White River Junction	1.49	1.96	2.20	2.38
Apr. 1 through May 31:				
Barre	-----	2.13	2.37	2.42
Bellows Falls	-----	2.11	2.23	2.40
Bennington	-----	2.23	2.00	2.32
Brattleboro	-----	2.11	2.17	2.36
Burlington	1.59	2.17	2.28	2.53
Newport	-----	2.21	2.45	2.62
Rutland	1.59	2.13	2.13	2.44
St. Albans	-----	2.39	2.34	2.63
St. Johnsbury	-----	2.13	2.39	2.56
White River Junction	1.59	2.06	2.30	2.48
Basing point, Salinas, Calif.				
June 1 through Nov. 30:				
Barre	-----	2.21	2.46	2.51
Bellows Falls	-----	2.19	2.32	2.49
Bennington	-----	2.31	2.09	2.41
Brattleboro	-----	2.19	2.28	2.45
Burlington	1.69	2.25	2.37	2.62
Newport	-----	2.32	2.54	2.71
Rutland	1.69	2.21	2.22	2.53
St. Albans	-----	2.47	2.43	2.72
St. Johnsbury	-----	2.21	2.48	2.65
White River Junction	1.69	2.14	2.39	2.57
Dec. 1 through Jan. 15:				
Barre	-----	2.11	2.36	2.41
Bellows Falls	-----	2.09	2.22	2.39
Bennington	-----	2.21	1.99	2.31
Brattleboro	-----	2.09	2.16	2.35
Burlington	1.59	2.15	2.27	2.52
Newport	-----	2.22	2.44	2.61
Rutland	1.59	2.11	2.12	2.43
St. Albans	-----	2.37	2.33	2.62
St. Johnsbury	-----	2.11	2.38	2.55
White River Junction	1.59	2.01	2.29	2.47

(1) Actual.

TABLE A—MAXIMUM ALLOWANCE FOR FREIGHT, TRANSPORTATION TAX AND PROTECTIVE SERVICE TO THE FOLLOWING VERMONT WHOLESALE RECEIVING POINTS ON CARLOT PURCHASES DIRECT FROM THE BASING POINT AND ON PURCHASES MADE THROUGH BOSTON, MASS., ALBANY AND NEW YORK CITY, N. Y.—Continued

COMMODITY	Carlots purchased direct	Purchases through Boston, Mass., market	Purchases through Albany, N. Y., market	Purchases through New York City
LETTUCE, ICEBERG				
L. A. or salinas crate (net weight—60 lbs.)				
Basing point, El Centro, Calif.				
Jan. 1 through Feb. 29:				
Barre	-----	$2.06	$2.09	$2.13
Bellows Falls	-----	2.00	1.97	2.12
Bennington	-----	2.05	1.82	2.07
Brattleboro	-----	1.99	1.95	2.20
Burlington	$1.52	2.10	2.01	2.20
Newport	-----	2.15	2.14	2.27
Rutland	1.52	2.06	1.92	2.14
St. Albans	-----	2.19	2.07	2.29
St. Johnsbury	-----	2.06	2.11	2.23
White River Junction	1.52	2.00	2.02	2.17
Mar. 1 through Mar. 20 and Dec. 1 through Dec. 31				
Barre	-----	2.10	2.13	2.17
Bellows Falls	-----	2.04	2.01	2.16
Bennington	-----	2.09	1.86	2.11
Brattleboro	-----	2.03	1.99	2.13
Burlington	1.56	2.14	2.05	2.21
Newport	-----	2.19	2.18	2.31
Rutland	1.56	2.12	1.96	2.18
St. Albans	-----	2.23	2.11	2.31
St. Johnsbury	-----	2.10	2.15	2.27
White River Junction	1.56	2.04	2.06	2.21
Basing point, Salinas, Calif.				
Apr. 1 through Apr. 20 and Oct. 15 through Nov. 30				
Barre	-----	2.10	2.21	2.25
Bellows Falls	-----	2.04	2.09	2.21
Bennington	-----	2.09	1.94	2.19
Brattleboro	-----	2.03	2.07	2.21
Burlington	1.64	2.14	2.13	2.32
Newport	-----	2.19	2.25	2.39
Rutland	1.64	2.10	2.04	2.26
St. Albans	-----	2.23	2.19	2.41
St. Johnsbury	-----	2.10	2.23	2.35
White River Junction	1.64	2.04	2.14	2.29
May 1 through May 31:				
Barre	-----	2.15	2.25	2.30
Bellows Falls	-----	2.09	2.14	2.29
Bennington	-----	2.14	1.99	2.24
Brattleboro	-----	2.08	2.12	2.26
Burlington	1.69	2.19	2.18	2.37
Newport	-----	2.24	2.31	2.44
Rutland	1.69	2.15	2.09	2.31
St. Albans	-----	2.28	2.24	2.46
St. Johnsbury	-----	2.15	2.28	2.40
White River Junction	1.69	2.09	2.19	2.34
June 1 through Oct. 15:				
Barre	-----	2.25	2.36	2.40
Bellows Falls	-----	2.19	2.24	2.39
Bennington	-----	2.24	2.09	2.34
Brattleboro	-----	2.18	2.22	2.36
Burlington	1.79	2.29	2.28	2.47
Newport	-----	2.34	2.41	2.54
Rutland	1.79	2.25	2.19	2.41
St. Albans	-----	2.38	2.34	2.56
St. Johnsbury	-----	2.25	2.38	2.50
White River Junction	1.79	2.19	2.29	2.44
PEAS, GREEN				
Bushel (net weight, 28 lbs.)				
Basing point, Calipatria, Calif.				
Sept. 1 through Mar. 31:				
Barre	(1)	.92	1.23	1.02
Bellows Falls	(1)	.91	1.17	1.02
Bennington	(1)	.95	1.09	.99
Brattleboro	(1)	.91	1.15	1.01
Burlington	(1)	.93	1.19	1.06
Newport	(1)	.96	1.25	1.10
Rutland	(1)	.92	1.14	1.03
St. Albans	(1)	1.01	1.21	1.10
St. Johnsbury	(1)	.92	1.23	1.08
White River Junction	(1)	.89	1.20	1.05
Basing point, Santa Barbara Calif.				
Apr. 1 through Aug. 31:				
Barre	(1)	1.60	1.31	1.10
Bellows Falls	(1)	.99	1.25	1.10

TABLE A—MAXIMUM ALLOWANCE FOR FREIGHT, TRANSPORTATION TAX AND PROTECTIVE SERVICE TO THE FOLLOWING VERMONT WHOLESALE RECEIVING POINTS ON CARLOT PURCHASES DIRECT FROM THE BASING POINT AND ON PURCHASES MADE THROUGH BOSTON, MASS., ALBANY AND NEW YORK CITY, N. Y.—Continued

COMMODITY	Carlots purchased direct	Purchases through Boston, Mass., market	Purchases through Albany, N. Y., market	Purchases through New York City
PEAS, GREEN—continued				
Bushel (net weight, 28 lbs.)—Con.				
Basing point, Santa Barbara, Calif.—Continued				
Apr. 1 through Aug. 31—Con.				
Bennington	(1)	$1.03	$1.17	$1.07
Brattleboro	(1)	.99	1.23	1.09
Burlington	(1)	1.01	1.27	1.14
Newport	(1)	1.04	1.33	1.18
Rutland	(1)	1.00	1.22	1.11
St. Albans	(1)	1.09	1.29	1.18
St. Johnsbury	(1)	1.00	1.31	1.16
White River Junction	(1)	.97	1.28	1.13
SWEETPOTATOES				
Bushel (50 lb. green) (45 lb. cured)				
Basing point, Sunset, La.				
All year:				
Barre	(1)	.83	.89	.91
Bellows Falls	(1)	.78	.81	.91
Bennington	(1)	.82	.71	.87
Brattleboro	(1)	.78	.79	.89
Burlington	(1)	.85	.83	.96
Newport	(1)	.89	.92	1.01
Rutland	(1)	.83	.77	.92
St. Albans	(1)	.91	.88	1.02
St. Johnsbury	(1)	.83	.99	.98
White River Junction	(1)	.79	.81	.94
SPINACH				
Bushel (18 lbs. net)				
Basing point, Crystal City, Tex.				
Aug. 1 through June 30:				
Barre	-----	.59	.65	.66
Bellows Falls	-----	.62	.60	.66
Bennington	-----	.64	.54	.64
Brattleboro	-----	.62	.59	.65
Burlington	$0.46	.60	.62	.70
Newport	-----	.61	.67	.73
Rutland	.46	.59	.58	.67
St. Albans	-----	.70	.65	.74
St. Johnsbury	-----	.59	.66	.71
White River Junction	.46	.57	.63	.69
APRICOTS				
Brentwood lug				
Basing point, Sacramento or Yakima				
All season:				
Barre	-----	.73	.87	.88
Bellows Falls	-----	.78	.81	.88
Bennington	-----	.81	.72	.85
Brattleboro	-----	.77	.79	.87
Burlington	.60	.74	.83	.93
Newport	-----	.76	.90	.97
Rutland	.60	.73	.80	.90
St. Albans	-----	.88	.86	.98
St. Johnsbury	-----	.73	.87	.95
White River Junction	.60	.71	.84	.92
Northwest lug				
Basing point, Sacramento or Yakima				
All season:				
Barre	-----	.46	.58	.59
Bellows Falls	-----	.49	.54	.59
Bennington	-----	.51	.49	.57
Brattleboro	-----	.49	.53	.58
Burlington	.38	.47	.55	.62
Newport	-----	.48	.60	.64
Rutland	.38	.46	.52	.60
St. Albans	-----	.55	.57	.65
St. Johnsbury	-----	.46	.58	.62
White River Junction	.38	.45	.56	.61

(1) Actual. See sec. 2.

TABLE A—MAXIMUM ALLOWANCE FOR FREIGHT, TRANSPORTATION TAX AND PROTECTIVE SERVICE TO THE FOLLOWING VERMONT WHOLESALE RECEIVING POINTS ON CARLOT PURCHASES DIRECT FROM THE BASING POINT AND ON PURCHASES MADE THROUGH BOSTON, MASS., ALBANY AND NEW YORK CITY, N. Y.—continued

COMMODITY	Carlots purchased direct	Purchases through Boston, Mass., market	Purchases through Albany, N. Y., market	Purchases through New York City
GRAPES, TABLE				
Lug (8 lbs. net)				
Basing point, Bakersfield, Calif.				
All season:				
Barre	-----	(1)	$0.91	$0.93
Bellows Falls	-----	(1)	.85	.93
Bennington	-----	(1)	.76	.89
Brattleboro	-----	(1)	.83	.91
Burlington	$0.71	(1)	.87	.98
Newport	-----	(1)	.94	1.01
Rutland	.71	(1)	.81	.94
St. Albans	-----	(1)	.90	1.02
St. Johnsbury	-----	(1)	.92	.99
White River Junction	.71	(1)	.88	.96
GRAPEFRUIT, WHITE				
California or Arizona, 1⅗ bu.				
Basing point, Los Angeles, Calif.				
Nov. 1 through Apr. 30:				
Barre	-----	$1.66	1.77	1.81
Bellows Falls	-----	1.60	1.65	1.80
Bennington	-----	1.65	1.50	1.75
Brattleboro	-----	1.59	1.63	1.77
Burlington	$1.20	1.70	1.69	1.88
Newport	-----	1.75	1.82	1.95
Rutland	1.20	1.66	1.60	1.82
St. Albans	-----	1.70	1.75	1.97
St. Johnsbury	-----	1.66	1.70	1.91
White River Junction	1.20	1.60	1.70	1.85
May 1 through Oct. 31:				
Barre	-----	1.73	1.84	1.88
Bellows Falls	-----	1.67	1.72	1.87
Bennington	-----	1.72	1.57	1.82
Brattleboro	-----	1.66	1.70	1.84
Burlington	1.27	1.77	1.76	1.95
Newport	-----	1.82	1.89	2.03
Rutland	1.27	1.73	1.67	1.89
St. Albans	-----	1.86	1.82	2.04
St. Johnsbury	-----	1.73	1.80	1.98
White River Junction	1.27	1.67	1.77	1.92
Florida (including Indian River), 1⅗ bu.				
Basing point, Homestead, Fla.				
All season:				
Barre	-----	1.54	1.62	1.56
Bellows Falls	-----	1.46	1.49	1.56
Bennington	-----	1.52	1.32	1.50
Brattleboro	-----	1.45	1.46	1.52
Burlington	1.10	1.58	1.53	1.65
Newport	-----	1.63	1.68	1.72
Rutland	1.07	1.54	1.43	1.58
St. Albans	-----	1.54	1.64	1.67
St. Johnsbury	-----	1.54	1.64	1.67
White River	1.07	1.47	1.55	1.61
Texas, 1⅗ bu.				
Basing point, Weslaco, Tex.				
All season:				
Barre	-----	1.67	1.92	1.84
Bellows Falls	-----	1.59	1.78	1.83
Bennington	-----	1.65	1.61	1.77
Brattleboro	-----	1.58	1.76	1.79
Burlington	1.31	1.71	1.85	1.92
Newport	-----	1.78	1.99	2.00
Rutland	1.31	1.67	1.72	1.85
St. Albans	-----	1.81	1.91	2.02
St. Johnsbury	-----	1.67	1.94	1.95
White River	1.31	1.60	1.84	1.88
GRAPEFRUIT, PINK				
California or Arizona, 1⅗ bu.				
Basing point, Los Angeles, Calif.				
Nov. 1 through Apr. 30:				
Barre	-----	1.61	1.77	1.81
Bellows Falls	-----	1.64	1.65	1.80
Bennington	-----	1.66	1.50	1.75
Brattleboro	-----	1.60	1.63	1.77
Burlington	1.20	1.71	1.69	1.88
Newport	-----	1.76	1.82	1.96
Rutland	1.20	1.61	1.60	1.82

[1] Actual.

TABLE A—MAXIMUM ALLOWANCE FOR FREIGHT, TRANSPORTATION TAX AND PROTECTIVE SERVICE TO THE FOLLOWING VERMONT WHOLESALE RECEIVING POINTS ON CARLOT PURCHASES DIRECT FROM THE BASING POINT AND ON PURCHASES MADE THROUGH BOSTON, MASS., ALBANY AND NEW YORK CITY, N. Y.—continued

COMMODITY	Carlots purchased direct	Purchases through Boston, Mass., market	Purchases through Albany, N. Y., market	Purchases through New York City
GRAPEFRUIT, PINK—con.				
California or Arizona, 1⅗ bu.—Continued				
Basing point, Los Angeles, Calif.—Continued				
Nov. 1 through Apr. 30:				
St. Albans	-----	$1.80	$1.75	$1.97
St. Johnsbury	-----	1.61	1.79	1.91
White River	$1.20	1.61	1.70	1.85
May 1 through Oct. 31:				
Barre	-----	1.73	1.84	1.88
Bellows Falls	-----	1.67	1.72	1.87
Bennington	-----	1.72	1.57	1.82
Brattleboro	-----	1.66	1.70	1.84
Burlington	1.27	1.77	1.76	1.95
Newport	-----	1.82	1.89	2.03
Rutland	1.27	1.73	1.67	1.89
St. Albans	-----	1.86	1.82	2.04
St. Johnsbury	-----	1.73	1.86	1.98
White River	1.27	1.67	1.77	1.92
Other than California and Arizona, 1⅗ bu.				
Basing point, Weslaco, Tex.				
All season				
Barre	-----	1.67	1.92	1.84
Bellows Falls	-----	1.59	1.78	1.83
Bennington	-----	1.65	1.61	1.77
Brattleboro	-----	1.58	1.76	1.79
Burlington	1.31	1.71	1.85	1.92
Newport	-----	1.78	1.99	2.00
Rutland	1.31	1.67	1.72	1.85
St. Albans	-----	1.81	1.91	2.02
St. Johnsbury	-----	1.67	1.94	1.95
White River	1.31	1.60	1.84	1.88
LEMONS				
(All 1⅗ bu.)				
Basing point, Los Angeles, Calif.				
Nov. 1 through Apr. 30:				
Barre	-----	1.77	1.89	1.94
Bellows Falls	-----	1.69	1.75	1.93
Bennington	-----	1.75	1.68	1.87
Brattleboro	-----	1.68	1.73	1.89
Burlington	1.24	1.81	1.80	2.02
Newport	-----	1.88	1.95	2.10
Rutland	1.24	1.77	1.69	1.93
St. Albans	-----	1.91	1.88	2.12
St. Johnsbury	-----	1.77	1.91	2.05
White River	1.24	1.70	1.81	1.98
May 1 through Oct. 31:				
Barre	-----	1.91	(1)	2.08
Bellows Falls	-----	1.83	(1)	2.07
Bennington	-----	1.89	(1)	2.01
Brattleboro	-----	1.82	(1)	2.03
Burlington	1.38	1.95	(1)	2.16
Newport	-----	2.02	(1)	2.24
Rutland	1.38	1.91	(1)	2.09
St. Albans	-----	2.05	(1)	2.26
St. Johnsbury	-----	1.91	(1)	2.19
White River	1.38	1.81	(1)	2.02
MELONS—CANTALOUPE AND HONEYBALL				
Jumbo crate (85 lbs. net)				
Basing point, El Centro, Calif.				
Jan. 1 through July 25:				
Barre	-----	(1)	2.64	2.70
Bellows Falls	-----	(1)	2.49	2.68
Bennington	-----	(1)	2.25	2.60
Brattleboro	-----	(1)	2.43	2.64
Burlington	2.05	(1)	2.54	2.81
Newport	-----	(1)	2.72	2.90
Rutland	2.05	(1)	2.59	2.72
St. Albans	-----	(1)	2.61	2.92
St. Johnsbury	-----	(1)	2.66	2.85
White River	2.05	(1)	2.56	2.76
Basing point, Mendota, Calif.				
July 26 through Dec. 31:				
Barre	-----	2.47	2.72	2.78
Bellows Falls	-----	2.40	2.67	2.76
Bennington	-----	2.37	2.33	2.66

TABLE A—MAXIMUM ALLOWANCE FOR FREIGHT, TRANSPORTATION TAX AND PROTECTIVE SERVICE TO THE FOLLOWING VERMONT WHOLESALE RECEIVING POINTS ON CARLOT PURCHASES DIRECT FROM THE BASING POINT AND ON PURCHASES MADE THROUGH BOSTON, MASS., ALBANY AND NEW YORK CITY, N. Y.—continued

COMMODITY	Carlots purchased direct	Purchases through Boston, Mass., market	Purchases through Albany, N. Y., market	Purchases through New York City
MELONS—CANTALOUPE AND HONEYBALL—continued				
Jumbo crate (85 lbs. net)—Con.				
Basing point, Mendota, Calif.—Continued				
July 26 through Dec. 31:				
Brattleboro	$2.15	$2.71	$2.62	$2.77
Burlington	-----	2.58	2.80	2.93
Newport	-----	2.47	2.47	2.58
Rutland	2.15	2.47	2.69	2.80
St. Albans	-----	2.74	2.69	2.93
St. Johnsbury	-----	2.74	2.96	2.93
White River	2.15	2.40	2.64	2.75
Standard crate (75 lbs. net)				
Basing point, El Centro, Calif.				
Jan. 1 through July 25:				
Barre	-----	(1)	2.27	2.33
Bellows Falls	-----	(1)	2.14	2.31
Bennington	-----	(1)	1.97	2.25
Brattleboro	-----	(1)	2.10	2.25
Burlington	1.72	(1)	2.18	2.33
Newport	-----	(1)	2.34	2.47
Rutland	1.72	(1)	2.16	2.33
St. Albans	-----	(1)	2.24	2.47
St. Johnsbury	-----	(1)	2.28	2.33
White River	1.72	(1)	2.20	2.33
Basing point, Mendota, Calif.				
July 26 through Dec. 31:				
Barre	-----	2.13	2.34	2.39
Bellows Falls	-----	2.11	2.31	2.47
Bennington	-----	2.11	2.62	2.47
Brattleboro	-----	2.11	2.16	2.39
Burlington	1.81	2.17	2.25	2.47
Newport	-----	2.22	2.41	2.58
Rutland	1.81	2.13	2.17	2.31
St. Albans	-----	2.45	2.31	2.58
St. Johnsbury	-----	2.12	2.35	2.39
White River	1.81	2.07	2.27	2.31
Pony crate (37 lbs. net)				
Basing point, El Centro, Calif.				
All season:				
Barre	-----	(1)	1.90	1.96
Bellows Falls	-----	(1)	1.79	1.96
Bennington	-----	(1)	1.63	1.96
Brattleboro	-----	(1)	1.77	1.96
Burlington	1.45	(1)	1.83	2.00
Newport	-----	(1)	1.96	2.00
Rutland	1.45	(1)	1.72	1.96
St. Albans	-----	(1)	1.88	2.00
St. Johnsbury	-----	(1)	1.91	2.00
White River	1.45	(1)	1.81	1.96
HONEYDEW MELONS				
Jumbo or Standard honeydew crate (30 lbs. net)				
Basing point, El Centro, Calif.				
Jan. 1 through July 25:				
Barre	-----	(1)	1.44	1.56
Bellows Falls	-----	(1)	1.99	1.97
Bennington	-----	(1)	1.25	1.56
Brattleboro	-----	(1)	1.34	1.56
Burlington	1.08	(1)	1.39	1.56
Newport	-----	(1)	1.48	1.56
Rutland	1.08	(1)	1.32	1.56
St. Albans	-----	(1)	1.42	1.56
St. Johnsbury	-----	(1)	1.45	1.56
White River	1.08	(1)	1.40	1.56
Basing point, Mendota, Calif.				
July 26 through Dec. 31:				
Barre	-----	1.37	1.49	1.56
Bellows Falls	-----	1.35	1.41	1.56
Bennington	-----	1.42	1.30	1.56
Brattleboro	-----	1.37	1.39	1.56
Burlington	1.09	1.40	1.44	1.56
Newport	-----	1.49	1.53	1.56
Rutland	1.09	1.37	1.35	1.56
St. Albans	-----	1.51	1.47	1.56
St. Johnsbury	-----	1.37	1.50	1.56
White River	1.09	1.34	1.45	1.56

TABLE A—MAXIMUM ALLOWANCE FOR FREIGHT, TRANSPORTATION TAX AND PROTECTIVE SERVICE TO THE FOLLOWING VERMONT WHOLESALE RECEIVING POINTS ON CARLOT PURCHASES DIRECT FROM THE BASING POINT AND ON PURCHASES MADE THROUGH BOSTON, MASS., ALBANY AND NEW YORK CITY, N. Y.—continued

COMMODITY	Carlots purchased direct	Purchases through Boston, Mass., market	Purchases through Albany, N. Y., market	Purchases through New York City
HONEYDEW MELONS—con.				
Jumbo cantaloupe crates (68 lbs. net)				
Basing point, El Centro, Calif.				
Jan. 1 through July 25:				
Barre	-----	(1)	$2.18	$2.22
Bellows Falls	-----	(1)	2.07	2.20
Bennington	-----	(1)	1.90	2.15
Brattleboro	-----	(1)	2.03	2.18
Burlington	$1.60	(1)	2.11	2.30
Newport	-----	(1)	2.24	2.37
Rutland	1.60	(1)	2.00	2.25
St. Albans	-----	(1)	2.15	2.38
St. Johnsbury	-----	(1)	2.19	2.33
White River	1.60	(1)	2.12	2.26
Basing point, Mendota, Calif.				
July 26 through Dec. 31:				
Barre	-----	(1)	2.25	2.22
Bellows Falls	-----	(1)	2.14	2.27
Bennington	-----	(1)	1.97	2.22
Brattleboro	-----	(1)	2.10	2.25
Burlington	1.68	(1)	2.18	2.37
Newport	-----	(1)	2.31	2.44
Rutland	1.68	(1)	2.07	2.31
St. Albans	-----	(1)	2.22	2.45
St. Johnsbury	-----	(1)	2.26	2.40
White River	1.68	(1)	2.19	2.33
PERSIAN MELONS				
Jumbo crate (43 lbs. net)				
Basing point, Mendota, Calif.				
July 26 through Nov. 26:				
Barre	-----	$1.60	1.53	1.56
Bellows Falls	-----	1.59	1.44	1.55
Bennington	-----	1.66	1.32	1.50
Brattleboro	-----	1.59	1.41	1.53
Burlington	1.16	1.63	1.47	1.62
Newport	-----	1.66	1.57	1.67
Rutland	1.16	1.60	1.39	1.57
St. Albans	-----	1.75	1.51	1.68
St. Johnsbury	-----	1.60	1.54	1.61
White River	1.16	1.56	1.48	1.60
Standard crate (37 lbs. net)				
June 26 through Nov. 26:				
Barre	-----	1.32	1.38	1.41
Bellows Falls	-----	1.31	1.31	1.40
Bennington	-----	1.36	1.20	1.36
Brattleboro	-----	1.31	1.28	1.38
Burlington	1.03	1.34	1.34	1.46
Newport	-----	1.37	1.42	1.51
Rutland	1.03	1.32	1.27	1.42
St. Albans	-----	1.44	1.37	1.51
St. Johnsbury	-----	1.32	1.38	1.48
White River	1.03	1.28	1.35	1.44
Pony crate (25 lbs. net)				
June 26 through Nov. 26:				
Barre	-----	1.11	1.25	1.27
Bellows Falls	-----	1.11	1.18	1.26
Bennington	-----	1.16	1.07	1.23
Brattleboro	-----	1.11	1.15	1.23
Burlington	.99	1.13	1.20	1.32
Newport	-----	1.16	1.28	1.36
Rutland	.99	1.11	1.14	1.28
St. Albans	-----	1.23	1.23	1.37
St. Johnsbury	-----	1.11	1.25	1.34
White River	.99	1.08	1.21	1.30
CASABA MELONS				
Jumbo or standard crates (42 lbs. net)				
Basing point, Mendota, Calif.				
July 26 through Nov. 26:				
Barre	-----	1.39	1.52	1.55
Bellows Falls	-----	1.38	1.44	1.54
Bennington	-----	1.44	1.32	1.49
Brattleboro	-----	1.38	1.41	1.52
Burlington	1.14	1.43	1.47	1.61
Newport	-----	1.44	1.56	1.65

[1] Actual.

TABLE A—MAXIMUM ALLOWANCE FOR FREIGHT, TRANSPORTATION TAX AND PROTECTIVE SERVICE TO THE FOLLOWING VERMONT WHOLESALE RECEIVING POINTS ON CARLOT PURCHASES DIRECT FROM THE BASING POINT AND ON PURCHASES MADE THROUGH BOSTON, MASS., ALBANY AND NEW YORK CITY, N. Y.—continued

COMMODITY	Carlots purchased direct	Purchases through Boston, Mass., market	Purchases through Albany, N. Y., market	Purchases through New York City
CASABA MELONS—con.				
Jumbo or standard crates (42 lbs. net)—Con.				
Basing point, Mendota, Calif.—Con.				
July 26 through Nov. 26:				
Rutland	$1.14	$1.39	$1.39	$1.56
St. Albans	-----	1.53	1.50	1.66
St. Johnsbury	-----	1.39	1.53	1.63
White River	1.14	1.35	1.48	1.58
CRANSHAW MELONS				
Jumbo or standard crates (40 lbs. net)				
Basing point, Mendota, Calif.				
All season:				
Barre	-----	1.37	1.50	1.53
Bellows Falls	-----	1.37	1.42	1.52
Bennington	-----	1.42	1.31	1.48
Brattleboro	-----	1.37	1.39	1.50
Burlington	1.11	1.40	1.45	1.58
Newport	-----	1.43	1.54	1.63
Rutland	1.11	1.37	1.37	1.54
St. Albans	-----	1.51	1.48	1.64
St. Johnsbury	-----	1.37	1.51	1.60
White River	1.11	1.34	1.46	1.56
ORANGES				
California or Arizona (1⅗ bu.)				
Basing point, Los Angeles, Calif.				
Nov. 16 through Apr. 30:				
Barre	-----	1.85	1.95	2.01
Bellows Falls	-----	1.83	1.82	2.00
Bennington	-----	1.94	1.65	1.94
Brattleboro	-----	1.83	1.80	1.96
Burlington	1.32	1.89	1.87	2.10
Newport	-----	1.95	2.02	2.17
Rutland	1.32	1.85	1.76	2.03
St. Albans	-----	2.10	1.94	2.19
St. Johnsbury	-----	1.85	1.97	2.12
White River	1.32	1.78	1.88	2.05
May 1 through Nov. 15:				
Barre	-----	1.92	1.98	2.08
Bellows Falls	-----	1.90	1.85	2.07
Bennington	-----	2.01	1.68	2.01
Brattleboro	-----	1.90	1.83	2.03
Burlington	1.39	1.96	1.90	2.17
Newport	-----	2.02	2.05	2.24
Rutland	1.39	1.92	1.79	2.10
St. Albans	-----	2.17	1.97	2.26
St. Johnsbury	-----	1.92	2.00	2.19
White River	1.39	1.85	1.91	2.12
Florida and Texas, including Indian River (1⅗ bu.)				
Basing point, Homestead, Fla.				
All year:				
Barre	-----	1.64	1.77	1.70
Bellows Falls	-----	1.55	1.61	1.69
Bennington	-----	1.62	1.41	1.62
Brattleboro	-----	1.54	1.58	1.65
Burlington	1.31	1.69	1.66	1.80
Newport	-----	1.76	1.84	1.89
Rutland	1.27	1.64	1.54	1.72
St. Albans	-----	1.80	1.75	1.91
St. Johnsbury	-----	1.64	1.79	1.83
White River	1.27	1.56	1.68	1.75
PEARS				
Western pear box, 44 to 48 lbs.				
Basing point, Sacramento, Calif.				
All year:				
Barre	-----	1.21	1.35	1.38
Bellows Falls	-----	1.20	1.26	1.27
Bennington	-----	1.26	1.13	1.32
Brattleboro	-----	1.20	1.23	1.35
Burlington	.90	1.23	1.29	1.44
Newport	-----	1.27	1.39	1.49
Rutland	.90	1.21	1.21	1.38
St. Albans	-----	1.36	1.33	1.50
St. Johnsbury	-----	1.21	1.36	1.46
White River	.90	1.17	1.30	1.41

TABLE A—MAXIMUM ALLOWANCE FOR FREIGHT, TRANSPORTATION TAX AND PROTECTIVE SERVICE TO THE FOLLOWING VERMONT WHOLESALE RECEIVING POINTS ON CARLOT PURCHASES DIRECT FROM THE BASING POINT AND ON PURCHASES MADE THROUGH BOSTON, MASS., ALBANY AND NEW YORK CITY, N. Y.—continued

COMMODITY	Carlots purchased direct	Purchases through Boston, Mass., market	Purchases through Albany, N. Y., market	Purchases through New York City
PEARS—continued				
Western pear box, (40 to 60 lbs.)				
Basing point, Sacramento, Calif.—Continued				
All year:				
Barre	-----	$1.22	$1.36	$1.39
Bellows Falls	-----	1.21	1.28	1.38
Bennington	-----	1.28	1.14	1.34
Brattleboro	-----	1.21	1.24	1.36
Burlington	$0.92	1.25	1.31	1.46
Newport	-----	1.28	1.41	1.51
Rutland	.92	1.22	1.22	1.41
St. Albans	-----	1.37	1.34	1.52
St. Johnsbury	-----	1.22	1.37	1.48
White River	.92	1.18	1.32	1.43
PLUMS				
4 basket crate, size 5 x 4 or 5 x 4 x 4				
Basing point, Sacramento, Calif.				
All year:				
Barre	-----	.89	.98	1.00
Bellows Falls	-----	.88	.93	1.00
Bennington	-----	.93	.84	.97
Brattleboro	-----	.88	.91	.98
Burlington	.69	.91	.95	1.03
Newport	-----	.92	1.01	1.08
Rutland	.69	.89	.89	1.01
St. Albans	-----	.99	.97	1.09
St. Johnsbury	-----	.89	.99	1.03
White River	.69	.86	.95	1.03
4 basket crate, size 5 x 4 x 4				
All year:				
Barre	-----	.86	.95	.97
Bellows Falls	-----	.85	.90	.97
Bennington	-----	.90	.81	.91
Brattleboro	-----	.85	.88	.97
Burlington	.69	.92	.92	1.02
Newport	-----	.89	.98	1.07
Rutland	.69	.86	.86	.98
St. Albans	-----	.93	.91	1.05
St. Johnsbury	.69	.86	.95	1.04
White River	-----	.83	.92	1.00
4 basket crate, size 5 x 4 x 5				
All year:				
Barre	-----	.86	.89	.90
Bellows Falls	-----	.85	.83	.90
Bennington	-----	.89	.75	.87
Brattleboro	-----	.85	.81	.89
Burlington	.68	.87	.85	.94
Newport	-----	.89	.91	.98
Rutland	.68	.86	.80	.94
St. Albans	-----	.95	.87	.98
St. Johnsbury	-----	.86	.89	.96
White River	.68	.83	.86	.93
4 basket crate, size 4 x 5				
All year:				
Barre	-----	.80	.87	.88
Bellows Falls	-----	.76	.81	.88
Bennington	-----	.84	.73	.85
Brattleboro	-----	.79	.79	.87
Burlington	.68	.81	.85	.92
Newport	-----	.83	.89	.96
Rutland	.68	.80	.78	.89
St. Albans	-----	.89	.85	.96
St. Johnsbury	-----	.80	.87	.94
White River	.68	.77	.84	.91
4 basket crate, size 5 x 6 or 5 x 6 or 6 x 5				
All year:				
Barre	-----	.76	.83	.87
Bellows Falls	-----	.76	.79	.86
Bennington	-----	.80	.72	.83
Brattleboro	-----	.76	.78	.85
Burlington	.64	.78	.81	.90
Newport	-----	.80	.88	.93
Rutland	.64	.76	.76	.88
St. Albans	-----	.85	.83	.94
St. Johnsbury	-----	.76	.85	.92
White River	.64	.74	.82	.89

TABLE A—MAXIMUM ALLOWANCE FOR FREIGHT, TRANSPORTATION TAX AND PROTECTIVE SERVICE TO THE FOLLOWING VERMONT WHOLESALE RECEIVING POINTS ON CARLOT PURCHASES DIRECT FROM THE BASING POINT AND ON PURCHASES MADE THROUGH BOSTON, MASS., ALBANY AND NEW YORK CITY, N. Y.—continued

COMMODITY	Carlots purchased direct	Purchases through Boston, Mass., market	Purchases through Albany, N. Y., market	Purchases through New York City
PRUNES, ITALIAN				
½ bushel (26 to 2 lbs. net)				
Basing point, Yakima Wash.				
All year:				
Barre	------	$0.85	$0.94	$0.9[illegible]
Bellows Falls	------	.84	.88	.9[illegible]
Bennington	------	.88	.80	.9[illegible]
Brattleboro	------	.84	.86	.9[illegible]
Burlington	$0.71	.86	.90	1.0[illegible]
Newport	------	.89	.97	1.0[illegible]
Rutland	.71	.85	.85	.9[illegible]
St. Albans	------	.95	.93	1.0[illegible]
St. Johnsbury	------	.85	.95	1.0[illegible]
White River	.71	.82	.91	.9[illegible]
Standard prune box (15 to 17 lbs. net)				
All year:				
Barre	------	.51	.55	.5[illegible]
Bellows Falls	------	.51	.52	.5[illegible]
Bennington	------	.53	.47	.5[illegible]
Brattleboro	------	.51	.51	.5[illegible]
Burlington	.39	.52	.53	.5[illegible]
Newport	------	.53	.57	.5[illegible]
Rutland	.39	.51	.50	.5[illegible]
St. Albans	------	.56	.54	.5[illegible]
St. Johnsbury	------	.51	.55	.5[illegible]
White River	.39	.50	.53	.5[illegible]
TANGERINES				
Except California and Arizona, 1⅗ bu.				
Basing point, Homestead, Fla.				
Barre	------	1.67	1.82	1.[illegible]
Bellows Falls	------	1.58	1.66	1.[illegible]
Bennington	------	1.65	1.45	1.[illegible]
Brattleboro	------	1.57	1.63	1.[illegible]
Burlington	1.35	1.72	1.71	1.[illegible]
Newport	------	1.79	1.89	1.[illegible]
Rutland	1.30	1.67	1.59	1.[illegible]
St. Albans	------	1.83	1.80	1.[illegible]
St. Johnsbury	------	1.67	1.84	1.[illegible]
White River	1.30	1.59	1.73	1.[illegible]

[F. R. Doc. 46–10717; Filed, June 20, 1946; 4:22 p. m.]

[Region I Order G–12 Under RMPR 122, Amdt. 6]

SOLID FUELS IN HAVERHILL, MASS. AREA

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region I of the Office of Price Administration by § 1340.260 of Revised Maximum Price Regulation No. 122 and the Emergency Price Control Act of 1942, as amended, Region I Order No. G–12, under Revised Maximum Price Regulation No. 122, is amended in the following respects:

1. Paragraph (o) is added to read as follows:

(o) *Maximum prices for Philadelphia and Reading briquets in 25-pound paper bags—(1) Price Schedule V; prices in cents per bag) for Philadelphia and Reading briquets in 52-pound paper bags:*

	Cents
Sales to dealers (including retail stores), f. o. b. buyer's trucks at dealer's yard	19½
Sales to ultimate consumers at dealer's yard	21½
Delivered to retail stores	22
Sales to ultimate consumers from dealer's truck, delivered	24½
Sales at retail stores—chain stores	25½
Independent outlet	26½

(2) Terms of sale may be net cash, but no additional charge shall be made for the extension of credit terms of net 30 days, or net 10 days E. O. M.

(3) *Fraction of a cent.* The provisions of subparagraph (2) of paragraph (d) shall be applicable to the prices established by Price Schedule V.

2. Subparagraph (17) is added to paragraph (g) to read as follows:

(g) *Definitions.* When used in this Order No. G–12, the term: * * *

(17) Philadelphia and Reading (or P and R) briquets shall include the following anthracite briquets: (a) "Locust Summit Briquets," produced by Reading Briquet Company at its plant located at Locust Summit, Pennsylvania; and (b) "Ecco briquets" (formerly called "Reading briquets")', produced by Ecco Manufacturing Company at its plant located at Pine Grove, Pennsylvania.

This Amendment No. 6 shall become effective June 12, 1946.

Issued this 5th day of June 1946.

ELDON C. SHOUP,
Regional Administrator.

[F. R. Doc. 46–10718; Filed, June 20, 1946; 4:23 p. m.]

[Region I Order G–17 Under RMPR 122, Amdt. 6]

SOLID FUELS IN TAUNTON, MASS., AREA

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region I of the Office of Price Administration by § 1340.260 of Revised Maximum Price Regulation No. 122 and the Emergency Price Control Act of 1942, as amended, Region I Order No. G–17, under Revised Maximum Price Regulation No. 122, is amended in the following respects:

1. Following paragraph (d), two new paragraphs, (dd) and (ddd) are inserted to read as follows:

(dd) *Maximum prices for Philadelphia and Reading briquets in 25-pound paper bags—(1) Price Schedule IV; prices (in cents per bag) for Philadelphia and Reading briquets in 25-pound paper bags:*

	Cents
Sales to dealers f. o. b. buyer's truck at dealer's yard	19½
Sales to ultimate consumers at dealer's yard	21½
Sales to ultimate consumers from dealer's truck, delivered	24½

(2) Terms of sale may be net cash, but no additional charge shall be made for the extension of credit terms of net 30 days, or net 10 days E. O. M.

(ddd) *Fractions of a cent.* Whenever a price established by subparagraph (dd) (1) of this order ends in one-half of a cent, the fraction shall be treated as follows:

(1) In the case of sales to dealers, f. o. b. buyer's trucks, at dealers' yard, the total amount charged shall be adjusted to the next lower cent if an odd number of units is sold.

(2) In all other sales, including the sale of a single unit, the total amount charged may be adjusted to the next higher cent if an odd number of units is sold: *Provided, however,* That the seller shall allow the purchaser to buy an even number of units to the extent that the available supply is adequate.

2. Subparagraph (14) is added to paragraph (g) to read as follows:

(g) *Definitions.* When used in this Order No. G–17, the term: * * *

(14) "Philadelphia and Reading (or P and R) briquets" shall include the following anthracite briquets: (a) "Locust Summit Briquets," produced by Reading Briquet Company at its plant located at Locust Summit, Pennsylvania; and (b) "Ecco briquets" (formerly called "Reading briquets"), produced by Ecco Manufacturing Company at its plant located at Pine Grove, Pennsylvania.

This Amendment No. 6 shall become effective May 29, 1946.

Issued this 17th day of May 1946.

ELDON C. SHOUP,
Regional Administrator.

[F. R. Doc. 46–10719; Filed, June 20, 1946; 4:23 p. m.]

[Region I SO 21 Under RMPR 122, Amdt. 1]

SOLID FUELS IN BOSTON REGION

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region I of the Office of Price Administration by §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122 and the Emergency Price Control Act of 1942, as amended, Region I Supplementary Order No. 21 is amended in the following respects:

1. In paragraph (a), the increase per net ton, set forth in the table, is amended to read as follows:

Per net ton: 65 cents.[1]	

2. In Paragraph (a), a note is added (after the table contained therein) to read as follows:

[1] Except that the increase per net ton shall be 40 cents in respect to anthracite coal prices set forth in Appendix 22—Norwich, Connecticut, Area.

3. In paragraph (b), the reference "G–57—Norwich, Connecticut" is deleted from the list of areas having order numbers, and in lieu thereof, there is added to the list of subparagraphs of paragraph (o) of G–70 (as now revised) the following reference:

Appendix 22—Norwich, Connecticut: (see note in paragraph (a) above)

This Amendment No. 1 to Supplementary Order No. 21 shall become effective as of May 17, 1946.

Issued this 29th day of May 1946.

ELDON C. SHOUP,
Regional Administrator.

[F. R. Doc. 46–10720; Filed, June 20, 1946; 4:24 p. m.]

[Region I Order G–49 Under RMPR 122, Amdt. 2]

SOLID FUELS IN MIDDLETOWN, CONN., AREA

For the reasons set forth in an Opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region I of the Office of Price Administration by §§ 1340.259 (a) (1) and 1340.260 of Revised Maximum Price Regulation No. 122, and the Emergency Price Control Act of 1942, as amended, Region I Order No. G–49 under Revised Maximum Price Regulation No. 122 is hereby amended in the following respects:

1. A new provision is inserted as paragraph (j) to read as follows:

(j) *Pennsylvania anthracite coal in 12-pound and 50-pound paper bags—(1) Price Schedule IV, chestnut and/or stove.*

	12-lb. bags	50-lb. bags
Delivered to retail stores	$0.16	$0.55
Sales at retail stores—independent outlet	.19	.63

NOTE: Two cents per bag may be added to the above prices for sales of bagged anthracite in 50-pound paper bags consisting wholly of Group II anthracite. Group II anthracite consists of anthracite of all producers not within Group I. Group I anthracite consists of anthracite of the following-named producers:

Glenn Alden Coal Co.
Lehigh Valley Coal Co.
Lehigh Navigation Coal Co.
Jeddo Highland Coal Co.
Pennsylvania Coal Co.
Philadelphia & Reading Coal & Iron Co.
Susquehanna Collieries Co.
Stevens Coal Co.
Hudson Coal Co.

(2) Terms of sale may be net cash, but no additional charge shall be made for the extension of credit terms of net 30 days, or net 10 days E. O. M.

This Amendment No. 2 shall become effective June 12, 1946.

Issued this 5th day of June 1946.

ELDON C. SHOUP,
Regional Administrator.

[F. R. Doc. 46–10721; Filed, June 20, 1946; 4:24 p. m.]

[Region III Order G–3 Under RMPR 592]

CONCRETE AND CINDER BLOCKS IN THE CINCINNATI, OHIO, AREA

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator by section 17 and section 23 of Maximum Price Regulation No. 592, it is hereby ordered:

(a) *What this order does.* This order establishes adjusted maximum prices for sales of concrete and cinder blocks made in the Cincinnati area (hereinafter defined in paragraph (g) hereof) by producers located in said area. It also provides a method by which resellers of such blocks may redetermine their maximum prices therefor, when such sales are made in said Cincinnati area.

(b) *Maximum prices of producers.* The maximum prices of concrete and cinder blocks on sales made in said Cincinnati area by the producers thereof located in said area shall be those set forth in Appendix A, attached hereto, and made a part hereof.

(c) *Maximum prices of resellers.* The maximum prices for the commodities covered by paragraph (b) hereof on sales made in the Cicinnati area by any reseller shall be his maximum net price to each class of purchaser in effect just prior to the issuance of this order, plus the actual dollars-and-cents increase in his net invoiced cost due to the adjustment granted by this order to the Cincinnati area producers.

(d) *Notification.* At the time of, or prior to, the first invoice to each purchaser for resale, each producer covered by this order shall notify the reseller of the adjusted maximum prices authorized hereby and of the permitted price increases allowed for sales by resellers. Such notice shall be given in any convenient form.

(e) *Discounts.* All sellers covered hereby shall maintain all discounts, allowances and price differentials which they had in effect just prior to the issuance of this order.

(f) *Relation to Maximum Price Regulation No. 592.* Except as herein specifically provided otherwise, the provisions of Maximum Price Regulation No. 592 shall apply to all sales and deliveries of concrete and cinder blocks covered hereby.

(g) *Definitions.* (1) "Cincinnati Area" as used herein includes the County of Hamilton in the State of Ohio and the Counties of Kenton and Campbell in the State of Kentucky.

(2) "Concrete and cinder blocks" shall include all concrete, cinder and waylite blocks, also known as lightweight and heavy weight blocks, of the types and sizes set forth in Appendix A.

(3) Except as the context otherwise requires, the definitions contained in Maximum Price Regulation No. 592 shall apply to all other terms used herein.

(h) *Amendment and revocation.* This order may be amended, modified or revoked at any time by the Office of Price Administration.

This order shall become effective March 4, 1946.

Issued March 4, 1946.

J. F. KESSEL,
Regional Administrator.

PROCESSED LIGHTWEIGHT UNITS

Dealers' terms: 10 percent trade discount on the *f. o. b.* yard price, on all sales to dealers.
Discounts: Previous discounts shall be maintained.

	Present price	Adjusted maximum price	Delivered greater Cincinnati
4-inch block:			
4 x 8 x 16 tile	$66.00	$77.50	$84.50
4 x 8 x 16 slabs	[1]92.00	120.00	[1]140.00
4 x 8 x 12 slabs	[1]76.50	[1]90.00	[1]105.00
4 x 8 x 8 slabs	[1]51.00	[1]60.00	[1]70.00
4 x 8 x 4 slab or plug	[1]25.50	[1]30.00	[1]35.00
6-inch block:			
8 x 8 x 16—2 or 3 hole	.14½	.16½	.18
8 x 8 x 16 corners	.14½	.17	.18½
8 x 8 x 16 slots	.14½	.17	.18½
8 x 8 x 16 double corners	.16	.18½	.20
8 x 8 x 16 header block	.14½	.17	.18½
8 x 8 x 16 angle-iron block	.14½	.17	.18½
8 x 8 x 12 slots	.11	.13	.14
8 x 8 x 12 corners	.11	.13	.14
8 x 8 x 8 slots	.07¼	.08½	.09¼
8 x 8 x 8 corners	.07¼	.08½	.09¼
8 x 8 x 4 slots	.04	.05	.06
8 x 8 x 4 corners	.04	.05	.06
12-inch block:			
8 x 12 x 16	.21	.24½	.27½
8 x 12 x 16 corners	.21	.24½	.27½
8 x 12 x 16 double corners	.23	.27	.30
8 x 12 x 16 slots	.21	.24½	.27½
8 x 12 x 12 slots	.16	.19	.21
8 x 12 x 12 corners	.16	.19	.21
8 x 12 x 8 corners	.10½	.12½	.14
8 x 12 x 8 slots	.10½	.12½	.14
8 x 12 x 4 slots	.05¼	.06	.07
8 x 12 x 4 corners	.05¼	.06	.07
Illinose block:			
8 x 8 x 16 corners	.15½	.17½	.19
8 x 8 x 16 slots	.15½	.18	.19½
8 x 8 x 12 corners	.12	.14	.15
8 x 8 x 12 slots	.12	.14	.15
8 x 8 x 8 corners	.07½	.09	.10
8 x 8 x 8 slots	.07½	.09	.10
8 x 8 x 4 corners	.04	.05	.06
8 x 8 x 4 slots	.04	.05	.06
8 x 8 x 16 double slots	.15½	.18	.19½
8 x 8 x 1 double slots	.12	.14	.15
8 x 8 x 8 double slots	.07½	.09	.10
8 x 8 x 4 double slots	.04	.05	.06
Standard Waylite brick, stacked	16.00	[1]18.75	[1]20.75
Solid double brick, stacked	29.25	[1]34.50	28.50
Standard Waylite brick, dumped	16.00	[1]18.75	[1]20.25
Solid double brick, dumped	29.25	[1]34.50	[1]37.50
Reinforced lintels:			
4 x 8 per ft	.25	.29½	.31½
4 x 12 per ft	.38	.45	.52
6 x 8 per ft	.38	.45	.52

[1] Per M.

HEAVYWEIGHT UNITS

Unit	Present price	Adjusted maximum price
6-inch block:		
8 x 6 x 16	$0.11	$0.13
8 x 6 x 8	.05½	.06½
8 x 6 x 16 corners	.11	.13
8 x 6 x 8 half-corners	.05½	.06½
8-inch block:		
8 x 8 x 16	.11	.13
8 x 8 x 12 three-quarters	.10	.11½
8 x 8 x 8 one-half	.05½	.06½
8 x 8 x 4 one-quarter	.05	.06
8 x 8 x 16 window	.11	.13
8 x 8 x 8 half-window	.05½	.06½
8 x 8 x 16 corners	.11	.13
8 x 8 x 8 half-corner	.05½	.06½
8 x 8 x 16 double corner	.11	.13
8 x 4 x 16 hollow	.09	.10½
4 x 8 x 16 slab	.11	.13
4 x 8 x 8 half-slab	.05½	.06½
10-inch block:		
8 x 10 x 16	.15	.17½
8 x 10 x 8 half	.07½	.09
8 x 10 x 16 window	.15	.17½
8 x 8 x 8 half-window	.07½	.09
8 x 10 x 16 corner	.15	.17½
8 x 10 x 8 half-corner	.07½	.09
12-inch block:		
8 x 12 x 16	.17	.20
8 x 12 x 8 half	.08½	.10

HEAVYWEIGHT UNITS—Continued

Unit	Present price	Adjusted maximum price
12-inch block—Continued.		
8 x 12 x 16 Window	$0.17	$0.20
8 x 12 x 8 half-window	.08½	.10
8 x 12 x 16 corner	.17	.20
8 x 12 x 8 half-corner	.08½	.10
Pier blocks:		
8 x 12 x 12	.20	.23
8 x 16 x 16	.30	.35
8 x 8 x 8	.15	.17

Delivered: For delivery to points in Greater Cincinnati, 2 cents (2¢) per unit may be added.
Dealers terms: 10 percent trade discount on the f. o. b. yard price, on all sales to dealers.
Discounts: Previous discounts shall be maintained.

[F. R. Doc. 46-10723; Filed, June 20, 1946; 4:24 p. m.]

[Region VI Order G-7 Under Rev. SO 119, Amdt. 1]

AMERICAN PLYWOOD CORP.

ESTABLISHMENT OF MAXIMUM PRICES

An opinion accompanying this amendment has been issued simultaneously herewith. Order No. G-7 under Revised Supplementary Order No. 119 is amended in the following respects:

Paragraph (b), *Manufacturer's maximum prices*, is amended to read as follows:

(b) *Manufacturer's maximum prices.* For sales covered by Maximum Price Regulation No. 293, the manufacturer's maximum prices of flush doors which have hollow cores of insulating board of any species of lumber (except fir, larch, spruce, or hemlock) and which have veneer faces of any species listed in section 26 (d) of Revised Maximum Price Regulation No. 293 shall be the manufacturer's maximum price as of October 1941, plus 25 per cent: *Provided, however*, That all increases allowed pursuant to the provisions of Revised Maximum Price Regulation No. 293 shall be offset against the 25 per cent increase.

Paragraph (c) is amended to read as follows:

(3) *Jobbers' maximum prices.* All jobbers of hollow core doors manufactured by the American Plywood Corporation covered by this order shall determine their maximum prices in accordance with the provisions of Maximum Price Regulation No. 525.

Paragraph (g) *Definitions*, is amended to read as follows:

(g) *Definitions.* (1) Jobber means any person, except a retailer or an ultimate consumer, who buys hollow core doors subject to this order for resale out of his warehouse.

(2) Retailer is any person who purchases hollow core doors subject to this order and sells them to an ultimate consumer.

The manufacturer shall furnish each purchaser a copy of this amendment.

This amendment may be modified, amended, or revoked at any time.

This Amendment No. 1 to Order No. G-7 shall become effective immediately.

Issued this 14th day of June 1946.

R. E. WALTERS,
Regional Administrator.

[F. R. Doc. 46-10722; Filed, June 20, 1946; 4:24 p. m.]

[Region VI Order G-115 Under SR 15 and MPR 280]

FLUID MILK AND CREAM IN MINNEAPOLIS-ST. PAUL, MINN., AREA

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator of the Office of Price Administration by §§ 1499.75 (a) (9) (ii) (c) and 1499.75 (a) (9b) (i) (d) of Supplementary Regulation No. 15 to the General Maximum Price Regulation and by § 1351.807 (b) of Maximum Price Regulation No. 280, it is ordered:

(a) *Maximum distributor prices for fluid milk and cream.* The maximum prices for the sale and delivery of fluid milk and fluid cream at wholesale and retail, in the Minneapolis-St. Paul, Minnesota area shall be the maximum prices determined under the General Maximum Price Regulation, Supplementary Regulation No. 14A to the General Maximum Price Regulation, or Maximum Price Regulation No. 280, whichever is applicable, or the following prices, whichever shall be the higher:

	Wholesale	Dairy store	Out of retail store except dairy store	Home delivery
Standard milk				
Gallon	$0.44			
½ gallon, single unit	.23	$0.23	$0.25	$0.26
½ gallon, additional unit home delivery sales				.25
Quart, single unit	.11	.11½	.12½	.13½
Quart, additional unit home delivery sales				.12½
Pint	.07			.07½
½ pint	.03½			.05
High butterfat content milk				
Gallon	.50	.52		
½ gallon, single unit	.25	.26	.28	.30
½ gallon, additional unit home delivery sales				.28
Quart, single unit	.13	.13½	.14½	.15½
Quart, additional unit home delivery sales				.14½
Pint	.08			.08½
½ pint	.04			.05½
Vitamin D-homogenized milk				
Quart, single unit	.12½		.13½	.14½
Quart, additional unit, home delivery sales				.13½
Pint	.07			.08
½ pint	.03½			.05
Chocolate drink				
Gallon	.45			
Quart	.12½	.12½	.13½	.14½
Pint	.07	.07½		.08
½ pint	.03½			.05
Buttermilk				
Gallon	.25			
Quart	.07¼	.08	.08	.08½
Pint	.04			.06
½ pint	.03			.05
Skim milk				
Gallon	$0.26			
Quart	.08			
12 percent butterfat cream				
Gallon	1.21			
Quart	.28			
Pint	.14½	$0.16	$0.16	.16
½ pint	.07½			.09
15 percent butterfat cream				
Gallon	1.42			
Quart	.36			.40
Pint	.18			.22
½ pint	.10½			.12
20 percent butterfat cream				
Gallon	1.74			
Quart	.44	.44		.48
Pint	.22	.22	.25	.25
½ pint	.12½	.14	.15	.14
30 percent butterfat cream				
Gallon	2.04			
Quart	.53			.61
Pint	.28½			.34
½ pint	.15½			.18

When the maximum price set forth is expressed in terms of ½ cent, the price charged for a single unit sale at retail may be increased to the next even cent. An opportunity must, however, be given to each buyer to purchase two units for which the maximum price will be twice the single unit price. All sales at wholesale shall be considered multiple unit sales.

On home delivered sales each delivery of two or more units at one time shall be considered as a single sale. The maximum price for such sales shall be the total of the unit prices set forth above. When the total of the unit prices results in a price expressed in terms of ½ cent, and collection is made for each delivery, the price may be increased to the next even cent. However, if collection is made at one time for more than one delivery, the amount to be paid shall be the total of the maximum prices for each of the deliveries; if this total is expressed in terms of ½ cent, it may be increased to the next even cent.

(b) *Maximum distributor prices for sales to the Army and Navy.* The maximum price for the sale and delivery of fluid milk to the Army and Navy shall be the price at wholesale computed under paragraph (a) of this order for the particular size and type of container, plus whichever of the following provisions is the higher:

(1) One-half cent per quart or a proportionate amount for a part of a quart.

(2) The actual transportation costs from the seller's plant to the point of delivery at the lowest common carrier rate.

(c) *Applicability of distributor prices.* For the purpose of paragraph (a) of this order, sales and deliveries within the Minneapolis-St. Paul, Minnesota area shall mean:

(1) All sales made within the Minneapolis-St. Paul, Minnesota area and all sales at or from an establishment located in the Minneapolis-St. Paul, Minnesota area, and

(2) All sales of fluid milk by any seller at retail at or from an establishment obtaining a major portion of its supply of milk from a seller at wholesale located in the Minneapolis-St. Paul, Minnesota area.

(d) *Definitions.* (1) Sales at wholesale shall include all sales to retail stores, restaurants, army camps, prisons, schools, hospitals and other institutions.

(2) Standard milk means cow's milk having a butterfat content of not less than 3.5% or the legal minimum established by statute or municipal ordinance and distributed and sold for consumption in fluid form as whole milk.

(3) High butterfat content milk means cow's milk having a butterfat content of not less than 4.5%.

(4) "Minneapolis-St. Paul, Minnesota Area" means the area included within the counties of Hennepin and Ramsey; that portion of the county of Anoka lying south of the northern boundaries of the townships of Ramsey, Crow, Ham Lake, and Columbus; that portion of the county of Washington lying north of the southern boundaries of the townships of Lincoln, Grant, and Stillwater; that portion of the county of Dakota lying west of the Mississippi River, and the western boundaries of the townships of Miniger, Vermillion, Hampton, and Randolph; and that portion of the county of Rice included within the City of Northfield, all in the State of Minnesota.

(5) Dairy store means a retail establishment, the principal business of which is the sale of dairy products and related items. No seller at retail operating a store whose business at the establishment in dairy products, such as milk, cream, butter, cheese and ice cream, did not during the calender year 1942 exceed 75% of his total gross dollar volume is to be regarded as a dairy store.

(6) Unless the context otherwise requires, the definitions set forth in the General Maximum Price Regulation and in Maximum Price Regulation 280 and the Emergency Price Control Act of 1942, as amended, shall be applicable to the terms used herein.

(e) *Relation to Office of Price Administration regulations.* Except as otherwise herein provided, the provisions of General Maximum Price Regulation and Maximum Price Regulation No. 280 shall remain in full force and effect and shall not be evaded by any change in the customary delivery, business or trade practices in effect during the base periods established by those regulations.

(f) *Revocability.* This order may be revoked, amended or corrected at any time.

This order has been approved by the Secretary of Agriculture.

This order shall become effective June 21 1946.

Issued this 21st day of June 1946.

RAE E. WALTERS,
Regional Administrator.

Approved: June 21, 1946.

H. L. FOREST,
Acting Director, Dairy Branch, Production and Marketing Administration, U. S. Department of Agriculture.

[F. R. Doc. 46-10832; Filed, June 21, 1946; 4:21 p. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File Nos. 59-39, 54-50, 59-10, 54-82]

NORTH AMERICAN LIGHT & POWER CO. HOLDING-COMPANY SYSTEM, ET AL.

ORDER EXTENDING TIME FOR FILING REQUESTED FINDINGS AND BRIEFS CONCERNING CLAIMS AND CLAIM-OVER

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 20th day of June 1946.

In the matter of North American Light & Power Company Holding-Company System and The North American Company, File No. 59-39; North American Light & Power Company, File No. 54-50; The North American Company, et al., File No. 59-10; The North American Company, File No. 54-82.

The Commission having on May 10, 1946, issued its order in these consolidated proceedings fixing the time for filing requested findings and briefs concerning various claims asserted by Illinois Power Company, a registered holding company, against its direct and indirect parents, respectively, North American Light & Power Company and The North American Company, both registered holding companies, and concerning certain claims and a claim-over with respect to the claims of Illinois Power Company, asserted by certain preferred stockholders of North American Light & Power Company (known as the Walters Group) on behalf of North American Light & Power Company, against the North American Company; and

Counsel for Illinois Power Company having requested the Commission that the time heretofore fixed for filing, requested findings and briefs be extended from June 24, 1946, to July 15, 1946, and that the time heretofore fixed for filing reply briefs be extended from July 9, 1946, to July 29, 1946; and

Counsel for all other parties having been apprised of the aforesaid request made by counsel for Illinois Power Company and all of such counsel for all other parties having informally indicated their concurrence in the said request; and

It appearing appropriate, in view of the magnitude of the record and the pendency of other proceedings in which counsel are engaged, that said request be granted;

It is ordered, That the date heretofore fixed for filing requested findings and briefs be, and it hereby is, extended from June 24, 1946 to July 15, 1946, and the date heretofore fixed for reply briefs be, and it hereby is, extended from July 9, 1946 to July 29, 1946.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant to the Secretary.

[F. R. Doc. 46-10840; Filed, June 24, 1946; 9:53 a. m.]

[File No. 70-1296]

UNITED GAS CORP. AND UNITED GAS PIPE LINE CO.

NOTICE REGARDING FILING OF AMENDMENT TO JOINT APPLICATION AND DECLARATION

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 20th day of June A. D. 1946.

The Commission having on June 12, 1946 issued its Notice of Filing with respect to a joint application and declaration filed by United Gas Corporation ("United"), and its wholly-owned subsidiary, United Gas Pipe Line Company ("Pipe Line"), for approval of a loan by United to Pipe Line of a total of $5,000,000 during the year 1946 in such installments and at such times as the funds may be required to meet the construction program of Pipe Line for that year; the proposed loan to be evidenced by unsecured promissory notes issued by Pipe Line to United from time to time, payable on demand, bearing interest at the rate of 4% per annum payable semiannually;

Notice is hereby given that an amendment has been filed to the joint application and declaration described above, which modifies the transactions therein proposed as follows:

The proposed loan by United to Pipe Line of a total of $5,000,000 during the year 1946 will be evidenced by unsecured promissory notes issued by Pipe Line to United from time to time, payable on or before six years from the date of the respective notes, bearing interest at the rate of 3% per annum payable semi-annually on January 1st and July 1st of each year.

Notice is further given that any interested party may, not later than June 28, 1946, at 5:30 p. m., e. d. s. t., request the Commission in writing that a hearing be held on such matter, stating the reasons for such request and the nature of his interest, or may request that he be notified if the Commission should order a hearing thereon.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant to the Secretary.

[F. R. Doc. 46-10839; Filed, June 24, 1946; 9:53 a. m.]

[File No. 70-1304]

UNITED GAS IMPROVEMENT CO.

ORDER GRANTING APPLICATION AND PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 20th day of June 1946.

The United Gas Improvement Company (UGI), a registered holding company, having filed an application and declaration, and an amendment thereto, pursuant to sections 10 and 12 of the Public Utility Holding Company Act of 1935 and Rule U-45 promulgated thereunder, regarding the following proposed transactions:

UGI proposes to advance not in excess of $650,000, with interest at 3% per annum, to Philadelphia Gas Works Company, its wholly owned subsidiary. Philadelphia Gas Works Company, in turn, proposes to utilize such $650,000, together with $1,850,000 of other cash, available under the lease arrangement, whereby Philadelphia Gas Works Company operates the municipal gas properties and facilities owned by the City of Philadelphia, to construct additions to existing plant and distribution facilities required to meet the increased demand for gas. The amount of $650,000 so advanced with interest at 3% per annum will be included in the expenses of operation of the Municipal Gas Works and will be repaid to Philadelphia Gas Works Company and, in turn, to UGI by charging the same to the cost of gas. Philadelphia Gas Works Company estimates that the revenue from additional sales, made possible by increasing the plant capacity, will be sufficient to allow the recovery of the amount advanced plus interest within five years without increasing the present gas rates; and

Said application and declaration having been filed on May 20, 1946 and an amendment thereto having been filed on June 14, 1946, and notice of said filing having been given in the form and manner prescribed by Rule U-23 promulgated pursuant to said act and the Commission not having received a request for hearing with respect thereto within the period specified in said notice, or otherwise, and not having ordered a hearing thereon; and

It appearing to the Commission that, insofar as applicable, no adverse findings are necessary under sections 10 (b) and 10 (c) (1) of the act, and that the proposed transaction has the tendency required by section 10 (c) (2); and

The Commission deeming it appropriate in the public interest and in the interests of investors and consumers to permit said declaration, pursuant to sections 12 (b), 12 (f) and Rule U-45 promulgated thereunder, to become effective:

It is hereby ordered, Pursuant to Rule U-23 and the applicable provisions of said act and subject to the terms and conditions prescribed in Rule U-24, that the aforesaid application, as amended, be, and the same hereby is, granted forthwith, and that the aforesaid declaration, as amended, be, and the same hereby is, permitted to become effective forthwith; however, neither the granting of this application nor permitting the declaration to become effective shall be construed as prejudicing any action the Commission may deem appreciate or necessary to take in respect of the future status under section 11 of the act of the Philadelphia Gas Works Company in The United Gas Improvement Company holding company system, including the guaranty by UGI of the lease arrangement between Philadelphia Gas Works Company and the City of Philadelphia.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant to the Secretary.

[F. R. Doc. 46-10841; Filed, June 24, 1946; 9:53 a. m.]

[File No. 70-1321]

KITTERY ELECTRIC LIGHT CO. AND NEW ENGLAND GAS AND ELECTRIC ASSN.

NOTICE OF FILING

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 20th day of June 1946.

Notice is hereby given that a joint application-declaration has been filed with this Commission pursuant to the Public Utility Holding Company Act of 1935 by New England Gas and Electric Association (New England), a registered holding company, and its subsidiary, Kittery Electric Light Company (Kittery); and

Notice is further given that any interested person may, not later than July 10, 1946, at 5:30 p. m., e. d. s. t., request the Commission in writing that a hearing be held on such matter, stating the reason for such request and the nature of his interest or may request that he be notified if the Commission should order a hearing thereon. At any time thereafter such application-declaration, as filed or as amended, may be granted or permitted to become effective as provided in Rule U-23 of the rules and regulations promulgated pursuant to said act, or the Commission may exempt such transactions as provided in Rule U-20 (a) and U-100 thereof. Any such request should be addressed: Secretary, Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania.

All interested persons are referred to said application-declaration, which is on file in the offices of said Commission, for a statement of the transactions therein proposed which are summarized below:

New England presently owns all of the outstanding common stock of Kittery. Kittery proposes to issue and sell to New England an additional 1,500 shares of common stock of the par value of $50 per share, at a price of $50 a share, or an aggregate of $75,000. The proceeds from the proposed sale, together with available company funds, will be used by Kittery to redeem presently outstanding 3½% serial notes due February 1, 1966 in the principal amount of $150,000 at par plus a premium of 4¼% and accrued interest to date of redemption in accordance with the terms of the notes.

The application by Kittery is filed pursuant to section 6 (b) of the act for exemption from the provisions of section 6 (a) of the act of the issue and sale of the 1,500 shares of common stock, such issue and sale having been expressly authorized by the Public Utilities Commission of the State of Maine by order dated May 24, 1946. New England has joined in the filing under sections 9 (a), 10 and 12 (f) of the act in respect to its acquisition of the additional shares of common stock of Kittery.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant to the Secretary.

[F. R. Doc. 46-10838; Filed, June 24, 1946; 9:52 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 5080]

IMOTO BROS., INC.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That all of the issued and outstanding capital stock of Imoto Bros., Inc., a corporation organized under the laws of the State of New York and a business enterprise within the United States, consisting of 485 shares of $100 par value capital stock, is registered in the names of and is owned by the persons listed below in the number appearing opposite each name and is evidence of control of said business enterprise:

Name and Number of Shares	
Tamesaburo Imoto	220
Nobukichi Ito	80
Tatsuo Tawada	50
Eizo Iwatsuka	25
Otoichi Kato	10
Eitaro Hasegawa	100
Total	485

2. That the following persons have claims against Imoto Bros., Inc., in the amounts appearing opposite each name which are represented as accounts and loans payable in the aggregate amount of $10,998.41, as of February 15, 1941, subject, however, to any accruals or deductions thereafter, and which represent interests in Imoto Bros., Inc.:

Accounts payable:	
T. Imoto & Co., Ltd.	$3 4 2 63
T. Imoto, also known as Tamesaburo Imoto	1 66 41
Nagoya Borki Assenjo	9 62
	5,077 66
Loans payable:	
H. Sao	1 20 00
T. Imoto, also known as Tamesaburo Imoto	1 978 84
E. Hasegawa, also known as Eitaro Hasegawa	572 38
T. Tawada, also known as Tatsuo Tawada	48 28
N. Ito, also known as Nobukichi Ito	1 [illegible] 05
E. Iwatsuka, also known as Eizo Iwatsuka	21 14
O. Kato, also known as Otoichi Kato	96 06
	5 92 75
Total	10,998 41

3. That the persons listed in subparagraphs 1 and 2 above, whose last known addresses are Japan, are residents of Japan and are nationals of a designated enemy country (Japan);

and determining:

4. That Imoto Bros., Inc., is controlled by the persons listed in subparagraph 1 above, or is acting for or on behalf of a designated enemy country (Japan) or persons within such country and is a national of a designated enemy country (Japan);

5. That to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan);

and having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the 485 shares of capital stock of Imoto Bros., Inc., more fully described in subparagraph 1 above, and the claims against Imoto Bros., Inc., more fully described in subparagraph 2 above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States, and hereby undertakes the direction, management, supervision and control of said business enterprise and all property of any nature whatsoever situated in the United States, owned or controlled by, payable or deliverable to, or held on behalf of or on account of, or owing to said business enterprise, to the extent deemed necessary or advisable from time to time by the Alien Property Custodian.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to vary the extent of or terminate such direction, management, supervision or control, or return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national," "designated enemy country" and "business enterprise within the United States" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on July 10, 1945.

[SEAL] FRANCIS J. MCNAMARA,
Deputy Alien Property Custodian.

[F. R. Doc. 46-10727; Filed, June 21, 1946; 9:39 a. m.]

[Vesting Order 5176]

NOBURO TSUDA AND SUSUMI HASUIKE

In re: Securities owned by Noburo Tsuda and Susumi Hasuike.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Noburo Tsuda and Susumi Hasuike, whose last known addresses are Japan, are residents of Japan and nationals of a designated enemy country (Japan);

2. That the persons named in subparagraph 1 hereof are the owners of the property described in subparagraph 3 hereof;

3. That the property described as follows: Twelve shares of the capital stock of Nichibei Kinema Company, Inc., a corporation organized under the laws of the State of California, having a par value of $500 a share, ten of which are registered in the name of Susumi Hasuike and two of which are registered in the name of Noburo Tsuda,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, nationals of a designated enemy country (Japan);

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described in subparagraph 3 hereof, together with any declared and unpaid dividends thereon, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall this order be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on August 7, 1945.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-10728; Filed, June 21, 1946; 9:39 a. m.]

[Vesting Order 5184]

EUNICE HARRAH MICHAHELLES

In re: Securities owned by Eunice Harrah Michahelles.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Eunice Harrah Michahelles, whose last known address is 1 Nonnensteig, Hamburg, Germany, is a national of a designated enemy country (Germany);

2. That Eunice Harrah Michahelles is the owner of the property described in subparagraph 3 hereof;

3. That the property described as follows: 50 shares of the capital stock of 740 Madison Avenue Corporation, a corporation organized under the laws of the State of New York, which shares are registered in the name of Eunice Harrah Michahelles, and are evidenced by Certificate No. 11,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, a national of a designated enemy country (Germany);

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the 50 shares of the capital stock of 740 Madison Avenue Corporation described in subparagraph 3 hereof, together with any declared and unpaid dividends thereon, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending

further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall this order be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on August 21, 1945.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-10729; Filed, June 21, 1946; 9:39 a. m.]

[Vesting Order 5272]

E. C. CARAFOLI

In re: Claim owned by E. C. Carafoli.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That the last known address of E. C. Carafoli is Bucharest, Roumania, and that he is a resident of Roumania and a national of a designated enemy country (Roumania);

2. That E. C. Carafoli is the owner of the property described in subparagraph 3 hereof;

3. That the property described as follows: All right, title, interest and claim of any name or nature whatsoever of E. C. Carafoli in and to any and all obligations, contingent or otherwise and whether or not matured, owing to E. C. Carafoli by the United States Ordnance Engineers, Inc., Cleveland, Ohio, and any and all security rights in and to any and all collateral for any and all such obligations, and the right to enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, a national of a designated enemy country (Roumania);

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Roumania);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described in subparagraph 3 hereof, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall this order be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on October 10, 1945.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-10730; Filed, June 21, 1946; 9:39 a. m.]

[Vesting Order 5663]

ERWIN KOESTER

In re: Thirteen dies owned by Erwin Koester.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned after investigation, finding:

1. That Erwin Koester, whose last known address is Bergneustadt, Rhineland, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That Erwin Koester is the owner of the property described in subparagraph 3 hereof;

3. That the property described as follows: Thirteen dies for use in the manufacture of the egg-timing device described in United States Letters Patent Number 2,064,759, issued to Erwin Koester, which dies are in the possession of Nicholas W. Wagner and Charles Krieg, doing business as Royal Enterprises, 317 Elton Street, Brooklyn, New York,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or is evidence of ownership or control by, a national of a designated enemy country (Germany);

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described in subparagraph 3 hereof, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall this order be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on January 16, 1946.

[SEAL] JAMES E. MARKHAM
Alien Property Custodian.

[F. R. Doc. 46-10731; Filed, June 21 1946; 9:39 a. m.]

[Vesting Order 6280]

HERBERT HINRICHS

In re: Part Interest of Herbert Hinrichs in Patent No. 2,044,530.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Herbert Hinrichs is a resident of Germany and is a national of a foreign country (Germany);

2. That the property described in subparagraph 3 hereof is property of Herbert Hinrichs;

3. That the property described as follows: The undivided one third (33⅓%) interest, which stands of record in the United States Patent Office in the name of Herbert Hinrichs, in and to the following United States letters patent:

Patent No.	Date of issue	Inventor	Title
2,044,530	6-16-36	Hugo Kammel	Code-writing machine.

including all accrued royalties and all damages and profits recoverable at law or in equity from any person, firm, corporation or government for past infringement thereof, to which the owner of such interest is entitled,

is property of a national of a foreign country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 10, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-10732; Filed, June 21, 1946; 9:40 a. m.]

[Vesting Order 6281]

FIRMA PAUL LECHLER

In re: Patent 1,867,984 owned by Firma Paul Lechler.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. Firma Paul Lechler is a business organization organized under the laws of and having its principal place of business in Germany and is a national of a foreign country (Germany);

2. That the property described in subparagraph 3 hereof is property of Firma Paul Lechler;

3. That the property described as follows: All right, title and interest, including all accrued royalties and all damages and profits recoverable at law or in equity from any person, firm, corporation or government for past infringement thereof, in and to the following United States Letters Patent:

Patent No.	Date of issue	Inventor	Title
1,867,984	7-19-32	Adolph F. Pistor	Pipe-line covering.

is property of a national of a foreign country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 10, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-10733; Filed, June 21, 1946; 9:40 a. m.]

[Vesting Order 6306]

CHEMISCHE WERKE MARIENFELDE A. G. AND CHEMISCHE WERKE MARIENFELDE RICHARD BOSCHE

In re: Trade-mark and interests in certain agreements of Chemische Werke Marienfelde A. G. and/or Chemische Werke Marienfelde Richard Bosche, Germany.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Chemische Werke Marienfelde A. G. is a corporation organized under the laws of Germany and is a national of a foreign country (Germany);

2. That Chemische Werke Marienfelde Richard Bosche is a company organized under the laws of Germany and is a national of a foreign country (Germany);

3. That the property described in subparagraph 5 (a) hereof is property of Chemische Werke Marienfelde Richard Bosche;

4. That the property described in subparagraph 5 (b) hereof is property of Chemische Werke Marienfelde A. G. and/or Chemische Werke Marienfelde Richard Bosche;

5. That the property described as follows:

(a) The trade-mark registered in the United States Patent Office and the registration thereof identified as follows:

Reg. No.	Date	Registrant	Character of goods
332,716	2-25-36	Chemische Werke Marienfelde A. G.	Clearing materials for use in the beverage industry.

together with

(i) the respective good will of the business in the United States and all its possessions to which said trade-mark is appurtenant,

(ii) any and all indicia of such good will (including but not limited to formulae whether secret or not, secret processes, methods of manufacture and procedure, customers' lists, labels, machines and other equipment),

(iii) any interests of any nature whatsoever in and any rights and claims of every character and description to said business, good will and trade-mark and registration thereof;

(iv) all accrued royalties payable or held with respect to such trade-mark and all damages and profits recoverable at law or in equity from any person, firm, corporation or government for past infringement thereof.

(b) All interests and rights (including all royalties and other monies payable or held with respect to such interests and rights and all damages for the breach of the agreement hereinafter described, together with the right to sue therefor) created in Chemische Werke Marienfelde A. G. and/or Chemische Werke Marienfelde Richard Bosche by virtue of an agreement between Chemische Werke Marienfelde A. G. and/or Chemische Werke Marienfelde Richard Bosche and A. Gusmer, Inc., together with Ange Gusmer dated March 4, 1933, including all modifications of and supplements to such agreement, including, but not limited to, a supplementary agreement between said parties dated March 25, 1933 and a further supplementary agreement between said parties dated May 31, 1935, which agreement relates, among other things, to trade-mark Registration No. 74,854, dated August 17, 1909 and renewed,

is property of, or is property payable or held with respect to trade-marks or rights related thereto in which interests are held by, and such property itself constitutes interests held therein by, nationals of a foreign country (Germany),

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–31 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 20, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10734; Filed, June 21, 1946; 9:40 a. m.]

[Vesting Order 6336]

ELIZABETH WILLER

In re: Estate of Elizabeth Willer, deceased. File No. D–28–10029; E.T. sec. 14227).

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned after investigation, finding;

That the property described as follows: Cash in the amount of $1,000.00

is property in the possession of the Alien Property Custodian;

That such property was held by Julius J. Seiden, Administrator of the Estate of Elizabeth Willer, and is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

The sons of Analie Brenner, deceased, whose first names are unknown, Germany.

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 23, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10735; Filed, June 21, 1946; 9:40 a. m.]

[Vesting Order 6373]

ANNA T. KELLNER

In re: Estate of Anna T. Kellner, deceased. File No. O17–19843.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Dr. "Otto" Kellner in and to the Estate of Anna T. Kellner, deceased,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

Dr. "Otto" Kellner, Germany.

That such property is in the process of administration by John H. S. Putnam, and Bradford Butler as temporary Administrators of the Estate of Anna T. Kellner, deceased, acting under the judicial supervision of the Surrogate's Court, Kings County, New York;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 29, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10736; Filed, June 21, 1946; 9:40 a. m.]

JUL 2 '46

FEDERAL REGISTER

VOLUME 11 NUMBER 124

Washington, Wednesday, June 26, 1946

Regulations

TITLE 5—ADMINISTRATIVE PERSONNEL

Chapter I—Civil Service Commission

PART 27—TEMPORARY CIVIL SERVICE REGULATIONS

EXEMPTIONS FROM CLASSIFICATION

The following positions are added to the list of exempted positions in the final paragraph of § 27.2 (c) (2) *Exemptions from classification* (11 F.R. 1424, 3469, 4323, 4853, 4909, 5438, 5665, 5895).

Position and Effective Date

Civilian deans and professors at the Army Air Forces Institute of Technology, Wright Field, Dayton, Ohio, June 26, 1946.

By the United States Civil Service Commission.

[SEAL] H. B. MITCHELL,
President.

[F. R. Doc. 46–10934; Filed, June 25, 1946; 11:14 a. m.]

TITLE 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

PART 2—RULES OF PRACTICE

The Commission, on May 22, 1946, amended its rules of practice (§§ 2.1 to 2.28, inclusive), so that said rules of practice (Part 2—Rules of practice) shall read as follows, effective July 1, 1946.

Sec.
2.1 The Commission.
2.2 The Secretary.
2.3 Hearings on investigations.
2.4 Applications for complaint.
2.5 Complaints.
2.6 Service.
2.7 Appearance.
2.8 Answers.
2.9 Intervention.
2.10 Motions.
2.11 Continuances and extensions of time.
2.12 Documents.
2.13 Admission as to facts and documents.
2.14 Trial examiners.
2.15 Hearings in formal proceedings.
2.16 Subpoenas.
2.17 Witnesses.
2.18 Evidence.
2.19 Depositions.
2.20 Appeals to the Commission from rulings of trial examiners.
2.21 Arguments before trial examiners and counsel's suggestions for findings and orders.
2.22 Trial examiner's report.
2.23 Exceptions.
2.24 Briefs and oral arguments before the Commission.
2.25 Reports showing compliance with orders and with stipulations.
2.26 Reopening proceedings.
2.27 Trade practice conference procedure.
2.28 Public information.

AUTHORITY: §§ 2.1 to 2.28 inclusive, issued under sec. 6, 38 Stat. 721; 15 U.S.C. sec. 46.

NOTE: In §§ 2.1 to 2.28, inclusive, the numbers to the right of the decimal point correspond with the respective rule numbers (I to XXVIII) in the rules of practice, Federal Trade Commission, July 1, 1946.

§ 2.1 *The Commission*[1]—(a) *Offices.* The principal office of the Commission is at Washington, D. C.

All communications to the Commission must be addressed to: Federal Trade Commission, Washington, D. C., unless otherwise specifically directed.

Branch offices are maintained at New York, Chicago, San Francisco, Seattle, and New Orleans.

Their addresses are: Federal Trade Commission, room 501, 45 Broadway, New York, N. Y.; Federal Trade Commission, 1118 New Post Office Building, 433 West Van-Buren Street, Chicago, Ill.; Federal Trade Commission, Third Floor, Sharon Building, 55 Montgomery Street, San Francisco, Calif.; Federal Trade Commission, 801 Federal Building, Seattle, Wash.; Federal Trade Commission, 1107 Pere Marquette Building, 150 Baronne Street, New Orleans, La.

(b) *Hours.* Offices are open on each business day from 8:30 a. m. to 5 p. m.

[1] A separate statement as to the organization and the functions of the various divisions of the Federal Trade Commission and as to the general course and method by which those functions are channeled and determined, in compliance with section 3 (a) of the Administrative Procedure Act, will be published in an early issue of the FEDERAL REGISTER.

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FEDERAL REGISTER

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NOW AVAILABLE

Code of Federal Regulations

1945 Supplement

Book 1: Titles 1 through 9, including, in Title 3, Presidential documents in full text with appropriate reference tables.

Book 2: Titles 10 through 14.

These books may be obtained from the Superintendent of Documents, Government Printing Office, at $3 each.

A limited sales stock of the 1944 Supplement (3 books) is still available at $3 a book.

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CODIFICATION GUIDE

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(c) *Sessions.* The Commission may meet and exercise all its powers at any place, and may, by one or more of its members, or by such examiners as it may designate, prosecute any inquiry necessary to its duties in any part of the United States.

Sessions of the Commission for hearings will be held as ordered by the Commission.

Sessions of the Commission for the purpose of making orders and for transaction of other business, unless otherwise ordered, will be held at the principal office of the Commission at Pennsylvania Avenue at Sixth Street, Washington, D. C., on each business day at 10 a. m.

(d) *Quorum.* A majority of the members of the Commission shall constitute a quorum for the transaction of business.

(e) *Public information.* All requests, whether for information or otherwise, and submittals shall be addressed to the principal office of the Commission.

§ 2.2 *The Secretary.* The Secretary is the executive officer of the Commission and shall have the legal custody of its seal, papers, records and property; and all orders of the Commission shall be signed by the Secretary or such other person as may be authorized by the Commission.

§ 2.3 *Hearings on investigations.* Hearings on investigations other than those arising from formal complaints issued by the Commission may be referred to a Commissioner or other designated representative of the Commission for conducting conferences or hearings on submitted subjects, giving timely and reasonable notice of time and place thereof, and making such reports thereon as the Commission may direct.

Every person compelled to submit data or evidence shall be entitled to retain or, on payment of lawfully prescribed costs, procure a copy or transcript thereof, except that in a non-public investigatory proceeding the witness may for good cause be limited to inspection of the official transcript of his testimony.

§ 2.4 *Applications for complaint.* Any person, partnership, corporation, or association may apply to the Commission to institute a proceeding in respect to any violation of law over which the Commission has jurisdiction.

Such application for complaint shall be in writing, signed by or in behalf of the applicant, and shall contain a short and simple statement of the facts constituting the alleged violation of law and the name and address of the applicant and of the party complained of.

§ 2.5 *Complaints.* Whenever the Commission shall have reason to believe that there is a violation of law over which the Commission has jurisdiction, and, in case of violation of the Federal Trade Commission Act, if it shall appear to the Commission that a proceeding by it in respect thereof would be to the interest of the public, the Commission shall issue and serve upon the party complained of a complaint stating its charges and containing a notice of a hearing upon a day and at the place therein fixed, at least thirty (30) days after the service of said complaint.

§ 2.6 *Service.* Complaints, orders, and other processes of the Commission, and briefs in support of the complaint, will be served by the secretary of the Commission by registered mail, except when service by other method shall be specifically ordered by the Commission, by registering and mailing a copy thereof addressed to the person, partnership, or corporation to be served at his or its principal office or place of business. When proceeding under the Federal Trade Commission Act service may also be made at the residence of the person, partnership, or corporation to be served.

When service is not accomplished by registered mail, complaints, orders, or other processes of the Commission, and briefs in support of the complaint, may be served by anyone duly authorized by the Commission, or by any examiner of the Commission:

(a) By delivering a copy of the document to the person to be served, or to a member of the partnership to be served, or to the president, secretary, or other executive officer or a director of the corporation to be served; or

(b) By leaving a copy thereof at the principal office or place of business of such person, partnership, or corporation. When proceeding under the Federal Trade Commission Act service may also be made at the residence of the person, partnership, or corporation to be served.

The return post-office receipt for said complaint, order, or other process or brief registered and mailed as aforesaid, or the verified return by the person serving such complaint, order, or other process or brief, setting forth the manner of said service, shall be proof of the service of the document.

§ 2.7 *Appearance.* Any individual or member of a partnership which is a party to any proceeding before the Commission may appear for himself or such partnership upon adequate identification, and a corporation or association may be represented by a bona fide officer of such corporation or association upon a showing of adequate authorization therefor.

A party may also appear by an attorney at law possessing the requisite qualifications, as hereinafter set forth, to practice before the Commission.

Attorneys at law who are admitted to practice before the Supreme Court of the United States, or the highest court of any State or Territory of the United States, or the United States Court of Appeals for the District of Columbia, or the District Court of the United States for the District of Columbia, may practice before the Commission.

No register of attorneys who may practice before the Commission is maintained. No application for admission to practice before the Commission is required. A written notice of appearance on behalf of a specific party or parties in the particular proceeding should be submitted by attorneys desiring to appear for such specific party or parties, which notice shall contain a statement that the attorney is eligible under the provisions of this section. Any attorney practicing before the Commission or desiring so to practice may, for good cause shown, be disbarred or suspended from practicing before the Commission, but only after he has been afforded an opportunity to be heard in the matter.

No former officer, examiner, attorney, clerk, or other former employee of this Commission shall appear as attorney or counsel for or represent any party in any proceeding resulting from any investigation, the files of which came to the personal attention of such former officer, examiner, attorney, clerk, or other former employee during the term of his service or employment with the Commission.

§ 2.8 *Answers.* In case of desire to contest the proceeding the respondent shall, within twenty (20) days from the service of the complaint, file with the Commission an answer to the complaint. Such answer shall contain a concise statement of the facts which constitute the ground of defense. Respondent shall specifically admit or deny or explain each of the facts alleged in the complaint, unless respondent is without knowledge, in which case respondent shall so state.

Ten (10) copies of answers shall be furnished. The original of all answers shall be signed in ink, by the respondent or by his attorney at law. Corporations or associations shall file answer through a bona fide officer or by an attorney at law. Answers shall show the office and postoffice address of the signer.

Failure of the respondent to file answer within the time above provided and failure to appear at the time and place fixed for hearing shall be deemed to authorize the Commission, without further notice to respondent, to proceed in regular course on the charges set forth in the complaint.

If respondent desires to waive hearing on the allegations of fact set forth in the complaint and not to contest the facts, the answer may consist of a statement that respondent admits all the material allegations of fact charged in the complaint to be true. Respondent by such answer shall be deemed to have waived a hearing on the allegations of fact set forth in said complaint and to have authorized the Commission, without further evidence, or other intervening procedure, to find such facts to be true.

Contemporaneously with the filing of such answer the respondent may give notice in writing that he desires to be heard on the question as to whether the admitted facts constitute the violation of law charged in the complaint. Pursuant to such notice, the respondent may file a brief, directed solely to that question, in accordance with § 2.24.

§ 2.9 *Intervention.* So far as the responsible conduct of public business shall permit, any interested person, after leave granted, may appear before the Commission, or its delegated responsible officer, for the presentation, adjustment, or determination of any issue, request, or controversy in any proceeding or in connection with any function of the Commission.

Any person, partnership, corporation, or association desiring to intervene in a contested proceeding shall make application in writing, setting out the grounds on which he or it claims to be interested.

The Commission may, by order, permit intervention by counsel or in person to such extent and upon such terms as it shall deem proper.

§ 2.10 *Motions.* Motions before the Commission or the trial examiner shall state briefly the purpose thereof and all supporting affidavits, records, and other papers, except such as have been previously filed, shall be filed with such motions and clearly referred to therein.

Motions in any proceeding before a trial examiner which relate to the introduction or striking of evidence, or with respect to procedure during the course of hearings, shall be made to the trial examiner and shall be ruled on by him.

Exception to any such ruling must be noted before the trial examiner in order to be urged before the Commission. All other motions in any proceeding before a trial examiner, except as otherwise provided in this part shall be addressed to and shall be ruled upon by the Commission.

Ten (10) copies of the motion, the original signed in ink, shall be filed, one copy of which shall be retained by or furnished to the trial examiner.

Prompt notice shall be given of the granting or denial, in whole or in part, of any written application; petition, or other request of any interested person made in connection with any formal pro-

ceeding. Except in affirming a prior denial or where the denial is self-explanatory, such notice shall be accompanied by a simple statement of grounds.

§ 2.11 *Continuances and extensions of time.* Except as otherwise expressly provided by law, the Commission, for cause shown, may extend any time limits prescribed for filling any papers, and may continue or adjourn any hearing. A hearing before a trial examiner shall begin at the time and place ordered by the Commission, but thereafter may be adjourned from time to time by the trial examiner or the Commission.

Applications for continuances and extensions of time should be made prior to the expiration of time prescribed by this part.

§ 2.12 *Documents*—(a) *Filing.* All documents required to be filed with the Commission in any proceeding shall be filed with the Secretary of the Commission.

(b) *Title.* Documents shall clearly show the docket number and title of the proceeding.

(c) *Copies.* Documents, other than correspondence, shall be filed in triplicate, except as otherwise specifically required by this part.

(d) *Form.* Documents not printed shall be typewritten, on one side of paper only; letter size, eight (8) inches by ten and one-half (10½) inches, left margin, one and one-half (1½) inches; right margin, one (1) inch.

Documents may be printed, in ten (10) or twelve (12) point type, on good, unglazed paper, of the dimensions and with the margins above specified.

Documents shall be bound at left side only.

The originals of all answers, briefs, motions, and other documents shall be signed in ink, by the respondent or his duly authorized attorney. Where the respondent is an individual or a partnership, the originals of said documents shall be signed by said individual or by one of the partners, or by his or its attorney. Where the respondent is a corporation, the originals of said documents shall be signed under the corporate name by a duly authorized official of such corporation, or by its attorney. Where the respondent is an association, the originals of said documents shall be signed under the association name for said association by a duly authorized official of such association, or by its attorney.

One copy of a brief or other document required to be printed may be signed as the original.

§ 2.13 *Admission as to facts and documents.* At any time after answer has been filed counsel or parties in any controversy may serve upon the opposing side a written request for the admission of the genuineness and authenticity of any relevant documents described in and exhibited with the request or the admission of the truth of any relevant matters of fact set forth in such documents.

Copies of the documents shall be delivered with the request unless copies have already been furnished. Each of the matters on which an admission is so requested shall be deemed admitted unless, within a period designated within the request, not less than ten days after service thereof or within such further time as the Commission or the trial examiner may allow on motion and notice, the party so served serves upon the party making the request, a sworn statement either denying specifically the matters of which an admission is requested, or setting forth in detail the reasons why he can neither truthfully admit nor deny those matters. Service required hereunder may be made upon a respondent either by registering and mailing or by delivering a copy of the documents to be served to the respondent or his attorney, or by leaving a copy at the principal office or place of business of either. Service upon the attorney supporting the complaint may be either by registering and mailing or by delivering a copy of the documents to be served to such attorney.

§ 2.14 *Trial examiners.* When evidence is to be taken in a proceeding upon complaint issued by the Commission, a trial examiner may be designated for that purpose by the Commission.

Trial examiners shall have the authority, subject to the published rules of the Commission and within its powers as follows:

(a) To administer oaths and affirmations.

(b) To rule upon offers of proof and receive relevant evidence.

(c) To regulate the course of the hearings.

(d) To hold conferences, before or during the trial, for the settlement or simplification of issues, by consent of the parties.

(e) To dispose of procedural requests or similar matters.

(f) Within his discretion or upon the direction of the Commission to certify any question to the Commission for its consideration and disposition.

(g) To submit to the Commission his recommended findings, conclusions and form of order in accordance with § 2.22.

(h) To take any other action consistent with law and the rules of the Commisson.

Trial examiners shall perform no duties inconsistent with their duties and responsibilities as such. Save to the extent required for the disposition of ex parte matters as authorized by law, no trial examiner shall consult any person or party as to any fact in issue unless upon notice and opportunity for all parties to participate.

Trial examiners shall not be responsible to, or subject to the supervision or direction of any officer, employee, or agent engaged in the performance of investigative or prosecuting functions for the Commission.

The trial examiner is charged with the duty of conducting a fair and impartial hearing and of maintaining order in form and manner consistent with the dignity of the Commission. He will note on the record any disregard by counsel of his rulings on matters of order and procedure and where he deems it necessary shall make special written report thereof to the Commission. In the event that counsel supporting the complaint or counsel for any respondent shall be guilty of disrespectful, disorderly, or contumacious language or conduct in connection with any hearing, the trial examiner may suspend the proceeding and submit to the Commission his report thereon, together with his recommendations as to whether any rule should be issued to show cause why such counsel should not be suspended or disbarred pursuant to § 2.7 or subjected to other appropriate action in respect thereto. A copy of such trial examiner's report shall be furnished to any counsel upon whose language or conduct such report is made, and the Commission will take disciplinary action only after an opportunity for hearing has been accorded such counsel.

§ 2.15 *Hearings in formal proceedings.* All hearings pursuant to formal complaint shall be public unless otherwise ordered by the Commission, and such hearings shall be subject to the following conditions and requirements:

(a) Every party respondent shall have the right of due notice, cross examination, presentation of evidence, objection, exception, motion, argument, appeal and all other fundamental rights.

(b) The taking of evidence and subsequent proceedings shall proceed with all reasonable diligence and with the least practicable delay.

(c) Not less than five (5) days notice of the time and place of any indefinitely postponed hearing shall be given to counsel of record or to parties, but in appointing such hearings due regard shall be had for the convenience and necessity of all parties or their representatives.

(d) The trial examiner may withdraw from a case when he deems himself disqualified, or he may be withdrawn by the Commission after timely affidavits alleging personal bias or other disqualification have been filed and the matter has been heard by the Commission or by a trial examiner whom it has delegated to investigate and report.

(e) Hearings shall be stenographically reported by the official reporter of the Commission under supervision of the presiding trial examiner. A transcript of said report shall be a part of the record and the sole official transcript of the proceeding. Transcripts will be supplied to respondents and to the public by the official reporter at rates not to exceed the maximum rates fixed by contract between the Commission and the reporter.

(f) All matters officially noticed by the presiding trial examiner shall appear on the record.

(g) Changes in the official transcript may be made only when they involve errors affecting substance and then only in the manner herein provided. No physical changes shall be made in or upon the official record or copies thereof in the custody of the Commission. Lists of changes agreed to in writing by opposing counsel may be incorporated into the record, if any when approved by the trial examiner, at the close of evidence in support of the complaint, or at the final hearing before the trial examiner, or at any time thereafter before he files his report, and at no other times. If any changes are ordered by the trial examiner without such written agreement between opposing counsel they shall be subject to objection in the same manner as provided under §§ 2.20 and 2.24.

§ 2.16 *Subpoenas.* Subpoenas requiring the attendance of witnesses from any place in the United States, at any designated place of hearing, may be issued by any member of the Commission. Application therefor may be made either to the Secretary or to the presiding trial examiner.

Subpoenas for the production of documentary evidence will be issued only upon application in writing to the Commission. The application must specify, as exactly as possible, the documents desired, and show their competency, relevancy, and materiality. An application by a respondent shall be verified by oath or affirmation.

§ 2.17 *Witnesses.* Witnesses shall be examined orally, except that for good and exceptional cause for departing from the general rule the Commission may permit their testimony to be taken by deposition.

Witnesses summoned by the Commission shall be paid the same fees and mileage as are paid witnesses in the courts of the United States.

Witnesses whose depositions are taken, and the persons taking such depositions, shall severally be entitled to the same fees as are paid for like services in the courts of the United States.

Witness fees and mileage, and fees for depositions, shall be paid by the party at whose instance witnesses appear.

§ 2.18 *Evidence*—(a) *In general.* Counsel supporting the complaint shall have the general burden of proof and the proponents of any factual proposition shall be required to sustain the burden of proof with reference thereto. All findings, conclusions and recommendations by trial examiners shall be based on the greater weight of the evidence. (The Commission also bases its findings and decisions on the greater weight of the evidence.) The trial examiner, subject to appeal to the Commission as provided in § 2.20, shall admit relevant, material and competent evidence, but shall exclude irrelevant, immaterial and unduly repetitious evidence. No order shall be recommended except upon consideration of the whole record, and except as it may be supported by and in accordance with reliable, competent and substantial evidence.

(b) *Documentary.* Where relevant and material matter offered in evidence is embraced in a document containing other matter not material or relevant and not intended to be put in evidence, such immaterial or irrelevant parts shall be excluded, and shall be segregated insofar as practicable.

(c) *Official notice of facts.* Where any recommended order of the trial examiner or any decision of the Commission, or part thereof, rests upon the taking of official notice of a material fact not appearing in the evidence in the record, any party shall, on timely motion, be afforded an opportunity to show the contrary.

(d) *Objections.* Objections to the evidence before a trial examiner, a Commissioner or the Commission shall be in short form, stating the grounds of objections relied upon, and the transcript shall not include argument or debate thereon except as ordered by the trial examiner, a Commissioner or the Commission. Rulings on such objections shall be a part of the transcript. An objection not urged or argued in the brief will be deemed to have been abandoned.

§ 2.19 *Depositions.* The Commission may order evidence to be taken by deposition in any proceeding or investigation pending at any stage of such proceeding or investigation. Such depositions may be taken before any person designated by the Commission and having power to administer oaths.

Unless notice be waived, no deposition shall be taken except after at least five (5) days' notice to the parties within the United States, and fifteen (15) days' notice when deposition is to be taken elsewhere.

Any party desiring to take the deposition of a witness shall make application in writing, setting out the reasons why such deposition should be taken, and stating the time when, the place where, and the name and post-office address of the person before whom it is desired the deposition be taken, the name and post-office address of the witness, and the subject matter or matters concerning which the witness is expected to testify. If good cause be shown, the Commission will make and serve upon the parties, or their attorneys, an order wherein the Commission shall name the witness whose deposition is to be taken and specify the time when, the place where, and the person before whom the witness is to testify, but such time and place, and the person before whom the deposition is to be taken, so specified in the Commission's order, may or may not be the same as those named in said application to the Commission.

The testimony of the witness shall be reduced to writing by the officer before whom the deposition is taken, or under his direction, after which the deposition shall be subscribed by the witness and certified in usual form by the officer. After the deposition has been so certified, it shall, together with three additional copies thereof made by such officer or under his direction, be forwarded by such officer under seal in an envelope addressed to the Commission at its office in Washington, D. C. Such deposition, unless otherwise ordered by the Commission for good cause shown, shall be filed in the record in said proceeding and a copy thereof supplied to the party upon whose application said deposition was taken, or his attorney.

Depositions shall be typewritten, on one side of paper only; letter size, eight (8) inches by ten and one-half (10½) inches; left margin, one and one-half (1½) inches; right margin, one (1) inch.

Depositions shall be bound at left side only.

§ 2.20 *Appeals to the Commission from rulings of trial examiners.* Parties shall not have the right to prosecute appeals from rulings of trial examiners during the course of hearings unless it be shown that the prompt decision of such appeal is necessary to prevent undue expenditure of time and expense in the event the examiner's ruling were later reversed, or for similar good cause. In all other situations appeals may be taken to the Commission only as follows:

At the close of the taking of the evidence in any proceeding any party may notify the trial examiner that he will move the Commission to reverse or modify one or more of the trial examiner's rulings to which timely exception has been taken. In such event the hearings for the reception of evidence in any such case shall not be deemed to have been concluded until, either the reception of further evidence under direction of the Commission shall have been completed, or the Commission shall have communicated its decision that no further evidence shall be taken. If any party shall elect to make such motion or motions, the same shall be filed within ten (10) days after the transcript of the entire record shall be filed. In such motions each exception shall be separately set out, with exact citations to each portion of the record involved and references to the principal authorities relied upon. Any matters not thus laid before the Commission shall be deemed waived.

§ 2.21 *Arguments before trial examiners and counsel's suggestions for findings and orders.* When, in the opinion of the trial examiner presiding in any proceeding upon complaint issued by the Commission, the size of the transcript or the complication or importance of the issues involved warrants, he may, either of his own motion or at the request of a party, announce at or before the close of the taking of testimony that he requests the presentation of oral argument at a time stated.

Whether oral argument be heard by the trial examiner or not, the parties within such time not exceeding fifteen (15) days after the closing of the taking of the evidence, as may be fixed by the trial examiner, shall if they desire, present statements in writing to the trial examiner setting forth, in concise outline, such forms of proposed findings and conclusions and, if desired, the reasons therefor, and such proposed forms of order as they may deem requisite in view of the facts, the law and the public interest.

Neither waivers of the right to submit said statements nor the election to file them shall change the time prescribed in § 2.22 for the filing of report by the trial examiner. A copy of any such statement of proposed findings, conclusions and order shall be furnished to all other parties by each party submitting the same, shall be certified to the Commission by the trial examiner, and shall be included in the record certified to the Commission.

§ 2.22 *Trial examiner's report.* The trial examiner, as soon as practicable and not later than thirty (30) days after receipt by him of the complete stenographic transcript of all testimony and all exhibits in the proceeding, shall make

and file his report, consisting of his report upon the facts, conclusions of fact, conclusions of law, and his recommended order. All such reports shall be advisory only as the Commission reserves to itself the decision in all cases brought before it.

Except where he shall have become unavailable to the Commission, the said report shall be made by the trial examiner who presided at the hearing.

No officer, employee or agent, engaged in the performance of investigative or prosecuting functions for the Commission in any case shall, in that or a factually related case, participate or advise as to the findings, conclusions or order to be recommended by the trial examiner, except as a witness or as counsel in public proceedings.

The trial examiners' reports shall become a part of the record.

The trial examiner shall recommend only such findings as he shall deem supported by the weight of the evidence (including facts of which he may take official notice pursuant to § 2.18), and he shall recommend no finding which is not supported by relevant, reliable and probative evidence.

A copy of the trial examiner's report shall be served upon each party, legal counsel or other representative who has appeared pursuant to § 2.7.

§ 2.23 *Exceptions.* Any party may, within ten (10) days after receipt of a copy of the trial examiner's report, file his exceptions thereto. Exceptions to the trial examiner's recommended findings as to the facts and to his recommended conclusions of fact shall specify the particular statements or parts thereof to which exception is taken; shall designate, by specific references, the portions of the record relied upon in support of such exceptions; shall set out specific findings and conclusions of fact proposed in lieu thereof and may propose findings and conclusions of fact additional to those recommended by the trial examiner. Exceptions to the trial examiner's recommended conclusions of law shall be specific, shall briefly cite the statutory provisions or the principal authorities relied upon, shall set forth conclusions suggested in lieu thereof and may propose additional conclusions. Exceptions both to recommended findings and recommended conclusions may if desired include the reasons therefor. Exceptions to the trial examiner's recommended form of order shall specify the portions thereof excepted to and set forth a form of order suggested in lieu of that recommended by the trial examiner.

Ten (10) copies of the exceptions, signed, in ink, shall be filed.

A copy of such exceptions shall forthwith be served upon each of the other attorneys and respondents who were served with a copy of the trial examiner's report.

If exceptions are to be argued, they shall be argued at the time of final argument upon the merits.

§ 2.24 *Briefs and oral arguments before the Commission*—(a) *Questions for presentation.* Questions which may be considered and decided by the Commission and presented include the following:

(1) Whether the findings and conclusions of fact recommended by the trial examiner are relevant to the issue and are supported by substantial probative evidence and by a preponderance of evidence.

(2) Whether additional findings, not recommended by the trial examiner, should be made either with or without sending the case back to the trial examiner for the reception of further evidence.

(3) Whether the trial examiner was justified in having taken official notice of any fact under § 2.18 and whether the Commission should take official notice of any other fact.

(4) Whether due process was observed and whether parties are estopped from urging any irregularity in procedure.

(5) Whether the facts show a violation of law and of the public interest lawfully amenable to redress by the Commission and what conclusions of law are justified and requisite in the premises; and

(6) Whether an order to cease and desist, an order of dismissal, or other order, should be entered and issued, and the substance and form thereof.

(b) *Briefs*—(1) *Filing.* Any party to a proceeding may file a brief with the Secretary of the Commission, in support of his contentions, within the time limits fixed by this part.

Briefs not filed on or before the time fixed in this part will be received only by special permission of the Commission.

Appearance of additional counsel in a case will not constitute grounds for extending time for filing briefs.

(2) *Time.* Opening brief shall be filed by the attorney supporting the complaint within twenty (20) days after service upon him of a copy of the report of the trial examiner.

Brief on behalf of respondent shall be filed within twenty (20) days after service upon respondent or respondent's attorney of copy of brief in support of the complaint.

Where respondent shall have filed an answer admitting all material allegations of fact, the time so limited shall begin to run at the time of filing such answer.

In the event permission is granted for filing reply brief in support of the complaint, it shall be filed within ten (10) days after filing of brief on behalf of respondent. No further reply brief on behalf of respondent shall be filed.

(3) *Number.* Twenty (20) copies of each brief shall be filed.

(4) *Contents.* Briefs, except the reply brief in support of the complaint, shall contain, in the following order:

(i) A concise abstract or statement of the case.

(ii) A brief of the argument, exhibiting a clear statement of the points of fact or law to be discussed, with references to the pages of the record and the authorities relied upon in support of each point.

(iii) The exceptions, if any, to the report of the trial examiner.

(5) *Index.* Briefs comprising more than ten (10) pages shall contain on their top fly leaves a subject index with page references. The subject index shall be supplemented by an alphabetical list of all cases referred to, with references to pages where references are cited.

(6) *Form.* Briefs shall be printed, multigraphed, or otherwise neatly processed on good unglazed white paper in type not smaller than ten (10) point double leaded, citations and quotations single leaded; footnotes not less than eight (8) point single leaded. Type page shall not be more than twenty-nine (29) picas wide by approximately forty-eight (48) picas deep and trimmed page shall be seven (7) inches by ten (10) inches, with an inside margin of not less than one (1) inch.

(7) *Signing.* At least one copy of each brief shall be signed in ink, by the respondent or his duly authorized attorney, as prescribed in § 2.12.

(c) *Oral arguments.* Oral arguments before the Commission shall be had as ordered, on written application of the chief counsel of the Commission, or of the respondent, or of attorney for respondent, filed within fifteen (15) days after filing of brief on behalf of respondent.

Appearance of additional counsel in a case will not constitute grounds for enlarging time for oral argument.

Oral arguments before the Commission shall be reported stenographically unless otherwise ordered by the Commission.

§ 2.25 *Reports showing compliance with orders and with stipulations.* In every case where an order to cease and desist is issued by the Commission for the purpose of preventing violations of law and in every instance where the Commission approves and accepts a stipulation in which a party agrees to cease and desist from the unlawful methods, acts, or practices involved, the respondents named in such orders and the parties so stipulating shall file with the Commission, within sixty days of the service of such order and within sixty days of the approval of such stipulation, a report, in writing, setting forth in detail the manner and form in which they have complied with said order or with said stipulation; *Provided, however,* That if within the said sixty (60) day period respondent shall file petition for review in a circuit court of appeals, the time for filing report of compliance will begin to run de novo from the final judicial determination; *And provided further,* That where the order prevents the use of a false advertisement of a food, drug, device, or cosmetic, which may be injurious to health because of results from such use under the conditions prescribed in the advertisement, or under such conditions as are customary or usual, or if the use of such advertisement is with intent to defraud or mislead, an interim report stating whether and how respondents intend to comply shall be filed within ten days.

Within its sound discretion, the Commission may require any respondent upon whom such order has been served and any party entering into such stipulation, to file with the Commission, from time to time thereafter, further reports in writing, setting forth in detail the manner and form in which they are complying with said order or with said stipulation.

Reports of compliance shall be signed in ink by respondents or by the parties stipulating.

§ 2.26 *Reopening proceedings.* In any case where an order to cease and desist or an order dismissing a proceeding has been issued by the Commission, the Comission may (a) in the case of an order to cease and desist, at any time until the transcript of the record in the proceeding has been filed in a circuit court of appeals of the United States upon a petition for review or enforcement, or after the expiration of the statutory time for filing of a petition for review where no such petition has been filed, or (b) in the case of an order dismissing a proceeding at any time thereafter, give reasonable notice to all respondents and to all intervenors, if any, of a hearing as to whether the said proceeding should be reopened. If after said hearing the Commission shall have reason to believe that conditions of fact or of law have so changed since the said order was made as to require, or that the public interest requires, the reopening of such proceeding, the Commission will issue an order for the reopening of the same.

§ 2.27 *Trade practice conference procedure*—(a) *Purpose.* The trade practice conference procedure has for its purpose the establishment, by the Commission, of trade practice rules in the interest of industry and the purchasing public. This procedure affords opportunity for voluntary participation by industry groups or other interested parties in the formulation of rules to provide for elimination or pevention of unfair methods of competition, unfair or deceptive acts or practices and other illegal trade practices. They may also include provisions to foster and promote fair competitive conditions and to establish standards of ethical business practices in harmony with public policy. No provision or rule, however, may be approved by the Commission which sanctions a practice contrary to law or which may aid or abet a practice contrary to law.

(b) *When authorized.* Trade practice conference proceedings may be authorized by the Commission upon its own motion or upon application therefor whenever such proceedings appear to the Commission to be in the interest of the public. In authorizing proceedings, the Commission may consider whether such proceedings appear to have possibilities (1) of constructively advancing the best interests of industry on sound competitive principles in consonance with public policy, or (2) of bringing about more adequate or equitable observance of laws under which the Commission has jurisdiction, or (3) of otherwise protecting or advancing the public interest.

(c) *Application.* Application for a trade practice conference may be filed with the Commission by any interested person, party or group. Such application shall be in writing and be signed by the applicant or the duly authorized representative of the applicant or group desiring such conference. The following information, to the extent known to the applicant, shall be furnished with such application or in a supplement thereto:

(1) A brief description of the industry, trade, or subject to be treated.

(2) The kind and character of the products involved.

(3) The size or extent and the divisions of the industry or trade groups concerned.

(4) The estimated total annual volume of production or sales of the commodities involved.

(5) List of membership of the industry or trade groups concerned in the matter.

(6) A brief statement of the acts, practices, methods of competition or other trade practices desired to be considered, or drafts of suggested trade practice rules.

(d) *Informal discussions with members of the Commission's staff.* Any interested person or group may, upon request, be granted opportunity to confer in respect to any proposed trade practice conference with the Commission's trade practice conference division, either prior or subsequent to the filing of any such application. They may also submit any pertinent data or information which they desire to have considered. Such submission shall be made during such period of time as the Commission or its duly authorized official may designate.

(e) *Industry conferences.* Reasonable public notice of the time and place of any such authorized conference shall be issued by the Commission. A member of the Commission or of its staff shall have charge of the conference and shall conduct the conference pursuant to direction of the Commission and in such manner as will facilitate the proceeding and afford appropriate consideration of matters properly coming before the conference. A transcript of the conference proceedings shall be made, which, together with all rules, resolutions, modifications, amendments or other matters offered, shall be filed in the office of the Commission and submitted for its consideration.

(f) *Public hearing on proposed rules.* Before final approval by the Commission of rules for an industry, and upon such reasonable public notice as to the Commission seems appropriate, further opportunity shall be afforded by the Commission to all interested persons, corporations or other organizations, including consumers, to submit in writing relevant suggestions or objections and to appear and be heard at a designated time and place.

(g) *Promulgation of rules.* When trade practice rules shall have been finally approved and received by the Commission, they shall be promulgated by official order of the Commission and published, pursuant to law, in the FEDERAL REGISTER. Said rules shall become operative thirty (30) days from date of promulgation or at such other time as may be specified by the Commission. Copies of the final rules shall be made available at the office of the Commission. Under the procedure of Commission a copy of the trade practice rules as promulgated by the Commission is sent to each member of the industry whose name and address is available, together with an acceptance form providing opportunity to such member to signify his intention to observe the rules in the conduct of his business.

(h) *Violations.* Complaints as to the use, by any person, corporation or other organization, of any act, practice or method inhibited by the rules may be made to the Commission by any person having information thereof. Such complaints, if warranted by the facts and the law, will receive the attention of the Commission in accordance with the law. In addition, the Commission may act upon its own motion in proceeding against the use of any act, practice or method contrary to law.

§ 2.28 *Public information.* The rules of practice of the Commission, and such amendments as may be made thereto, shall be published in the FEDERAL REGISTER and may be obtained from the Commission upon application.

The findings, conclusions of law, and final orders of the Commission in respective formal proceedings and a digest of accepted stipulations to desist from unlawful practices shall be published in the official reports of the Commission.

Trade practice conference rules for respective industries, issued under § 2.27 may be obtained upon application to the Commission and shall be published in the FEDERAL REGISTER.

Information concerning the activities of the Commission will be released from time to time under the direction or pursuant to the authority of the Commission.

In proceedings instituted by the issuance of formal complaint, the pleadings, transcript of testimony, exhibits, and all documents received in evidence or made a part of the record therein shall be available for inspection and copying by the public at the convenience of the Commission.

Documents, records, and reports made public by the Commission, including stipulations to cease and desist, certain trade practice conference records, and certain papers filed under the Wool Products Labeling Act, shall be available for inspection and copying at the convenience of the Commission.

The records and files of the Commission, and all documents, memoranda, correspondence, exhibits, and information of whatever nature, other than the documentary matters above described, coming into the possession or within the knowledge of the Commission or any of its officers or employees in the discharge of their official duties, are confidential, and none of such material or information may be disclosed, divulged, or produced for inspection or copying except under the following circumstances:

Upon good cause shown, the Commission may by order direct that certain records, files, papers, or information be disclosed to a particular applicant.

(a) Application by a member of the public for such disclosure shall be in writing, under oath, setting forth (1) the interest of the applicant in the subject matter; (2) a description of the specific information, files, documents, or other material inspection of which is requested; (3) whether copies are desired; and (4) the purpose for which the information or material, or copies, will be

used if the application is granted. Upon receipt of such an application the Commission will take such action thereupon as it shall deem expedient in the public interest.

(b) In the event that confidential material is desired for inspection, copying, or use by some agency of the Federal or a State Government, a request therefor may be made by the administrative head of such agency. Such request shall be in writing, and shall describe the information or material desired, its relevancy to the work and function of such agency and, if the production of documents or records or the taking of copies thereof is asked, the use which is intended to be made of them. The Commission will consider and act upon such requests, having due regard to the public interest and questions of expediency.

In cases in which an officer or employee of the Commission has been lawfully served with a subpoena duces tecum, material designated herein as confidential shall be produced only when and as authorized by the Commission. Service of such a subpoena shall immediately be reported to the Commission with a statement of all relevant facts. The Commission will thereupon enter such order or give such instructions as it shall deem advisable in the premises. If the officer or employee so served has not received instructions from the Commission prior to the return date of the subpoena, he shall appear in response thereto and respectfully decline to produce the documents or records subpoenaed (pointing out that he is not permitted to do so under this rule), and request a continuance pending action by or instructions from the Commission. If, notwithstanding, the court or other body orders the production of any of the material subpoenaed, the officer or employee shall immediately report the facts to the Commission.

Promulgated as of this date in pursuance of the action of the Federal Trade Commission under date of May 22, 1946, effective July 1, 1946.

By direction of the Commission.

OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 46-10932; Filed, June 25, 1946; 11:09 a. m.]

[Docket No. 5189]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

E. H. HAMLIN CO.

§ 3.45 (c) *Discriminating in price—Indirect discrimination—Brokerage payments.* In connection with the sale and distribution of canned salmon and other sea-food products in commerce, paying or granting, directly or indirectly, to any buyer, anything of value as a commission or brokerage, or any compensation, allowance, or discount in lieu thereof, upon purchases made for such buyer's own account; prohibited. (Sec. 2 (c), 49 Stat. 1527; 15 U.S.C., sec. 13 (c)) [Cease and desist order, E. H. Hamlin Company, Docket 5189, May 16, 1946]

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 16th day of May A. D. 1946.

In the Matter of Edward H. Hamlin, Doing Business as E. H. Hamlin Company, a Corporation

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission and supplemental answer of the respondent, which supplemental answer admits all the material allegations of fact set forth in said complaint and waives all intervening procedure and further hearing as to said facts, and the Commission having made its findings as to the facts and its conclusion that said respondent has violated the provisions of subsection (c) of section 2 of the act of Congress entitled, "An act to supplement existing laws against unlawful restraints and monopolies, and for other purposes," approved October 15, 1914 (the Clayton Act), as amended by an Act of Congress approved June 19, 1936 (Robinson-Patman Act):

It is ordered, That the respondent, Edward H. Hamlin, an individual trading as E. H. Hamlin Company, a corporation, and his agents, representatives, and employees, directly or through any corporate or other device in connection with the sale and distribution of canned salmon and other seafood products in commerce as "commerce" is defined in the aforesaid Clayton Act, do forthwith cease and desist from:

Paying or granting, directly or indirectly, to any buyer, anything of value as a commission or brokerage, or any compensation, allowance, or discount in lieu thereof, upon purchases made for such buyer's own account.

It is further ordered, That the respondent shall, within sixty (60) days after service upon him of this order, file with the Commission a report in writing, setting forth in detail the manner and form in which he has complied with this order.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 46-10933; Filed June 25, 1946; 11:09 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter VIII—Office of International Trade, Department of Commerce

Subchapter B—Export Control

[Amdt. 206]

PART 802—GENERAL LICENSES

GENERAL IN TRANSIT LICENSE

Section 802.9 *General in transit license "GIT"* is hereby amended to read as follows:

§ 802.9 *General in transit license "GIT"*—(a) *General provisions.* There is hereby granted a general license designated "GIT" authorizing, subject to the other provisions of this section, the exportation from the United States of commodities which originate in and are destined to any foreign country except Germany and Japan, moving in transit through the United States for which no formal or informal consumption entry has been made at a United States Customshouse.

(b) *Excepted commodity list.* The following commodities may not be exported to any destination under this general license:

Commodity	Schedule B No.	Schedule 1, No.
Aircraft parts, equipment, and accessories other than those listed in the President's Proclamation of April 9, 1942	All	
Monazite sands	664598	685
Thorium metals and alloys	664998	685
Uranium ores and concentrates	664598	685
Radium metal, radium content	664950	685
Polonium metal	664998	685
Radium salts and compounds for medical use (state radium content)	813500	815
Radon (radium emanations)	813500	815
Actinium-bearing salts and compounds	839900	830
Beryllium salts and compounds including beryllium carbonate and beryllium oxide	839900	830
Chemicals containing artificial radioactive isotopes	839900	830
Polonium-bearing salts and compounds	839900	830
Radium ore concentrates	839900	830
Radium salts and compounds (state radium content)	839900	830
Thorium salts and compounds, including thorium oxide and thorium nitrate	839900	830
Uranium acetate	839900	830
Uranium salts and compounds	839900	830
Motor trucks, busses, and chassis (new)	7901-790500	780
Passenger cars and chassis (new)	790700-791000	783
Passenger cars and chassis (second-hand)	791100	783

(c) *Special provisions for certain countries.* (1) The provisions of this section apply only to in-transit shipments which originate in or are destined to any of the following countries:

Eire.
Portugal.
Portuguese Atlantic Islands.
Portuguese Guinea.
Spain (including Fernando Po and Balearic Islands).
Spanish Atlantic Islands.
Spanish Morocco.
Tangier.
Sweden.
Switzerland.

(2) In-transit shipments originating in or destined to any of the countries set forth in subparagraph (1) of this paragraph (c) of commodities otherwise exportable to the country of ultimate destination under the country group general license set forth in § 802.7 of this part may be exported under this general license without regard to the provisions contained in subparagraphs (3) and (4) of this paragraph (c).

(3) In-transit shipments originating in the British Empire and destined to one of the countries listed in subparagraph (1) of this paragraph (c) of commodities which are not exportable to that country under the country group general license set forth in § 802.7 of this part except those commodities set forth in paragraph (b) of this section may be exported under this general license: *Provided,* That such shipment is accompanied by an export permit or license issued by the British authorities in the country of origin and such certificate is surrendered to a United States Collector of Customs at the last port of exit from the United States.

(4) In-transit shipments originating in any country other than a country of the British Empire, or one of those listed in subparagraph (1) of this paragraph (c), and destined to a country listed in subparagraph (1) of this paragraph (c) of commodities which are not exportable to that country under the country group general license set forth in § 802.7 of this part except those commodities set forth in paragraph (b) of this section may be exported to that country under this general license: *Provided,* That such shipment is accompanied by a British navicert issued pursuant to directions of the Joint Anglo-American Blockade Committee and such navicert is surrendered to a United States Collector of Customs at the last port of exit from the United States.

This amendment shall become effective on July 1, 1946.

(Sec. 6, 54 Stat. 714; 55 Stat. 206; 56 Stat. 463; 58 Stat. 671; 59 Stat. 270; Pub. Law 389, 79th Cong.; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; E.O. 9630, 10 F.R. 12245; Order No. 390, 10 F.R. 13130)

Dated: June 20, 1946.

JOHN C. BORTON,
Director,
Requirements and Supply Branch.

[F. R. Doc. 46-10928; Filed, June 25, 1946; 10:30 a. m.]

[Amdt. 207]

PART 802—GENERAL LICENSES

PERSONAL BAGGAGE AND EFFECTS

Section 802.11 *Personal baggage and personal effects* is hereby amended in the following particulars:

Subparagraph (3) of paragraph (b) is amended to read as follows:

(3) *Motor vehicles.* (i) A person who has resided in the United States for at least twelve (12) months immediately preceding departure may export a motor vehicle under this general license if the vehicle to be exported was acquired by such person not less than six months prior to the date of export, and is intended solely for the use of such person or his family.

In emergency cases of demonstrated hardship involving persons departing temporarily from the United States the Collector may, at his discretion, authorize the exportation of a vehicle under this general license even though the exporter has not owned the vehicle for the required six months period if the Collector is satisfied that the exportation is to be of short duration.

(ii) A non-resident who has brought a motor vehicle into the United States may export such motor vehicle under this general license only to the country from which it entered the United States.

(Sec. 6, 54 Stat. 714; 55 Stat. 206; 56 Stat. 463; 58 Stat. 671; 59 Stat. 270; Pub. Law 389, 79th Congress; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; E.O. 9630, 10 F.R. 12245; Order No. 390, 10 F.R. 13130)

Dated: June 21, 1946.

JOHN C. BORTON,
Director,
Requirements and Supply Branch.

[F. R. Doc. 46-10929; Filed, June 25, 1946; 10:30 a. m.]

[Amdt. 208]

PART 819—CONSOLIDATED LICENSE FOR EXPORTATION OF CERTAIN BUILDING MATERIALS

GENERAL PROVISIONS

§ 819.1 *General provisions.* (a) "Consolidated license for exportation of certain building materials" shall mean a document issued by the Department of Commerce authorizing the exportation by the licensee of the commodities described in such document to any country or countries included in Group K as set forth in paragraph (a) of § 802.3 of this subchapter.

(b) Applications for a Consolidated License for Exportation of Certain Building Materials shall be made on the form or forms and in such manner and only for such building materials as shall be prescribed by the Department of Commerce.

(c) Insofar as consistent with the provisions of this part, all of the provisions of Parts 801 and 804 of this subchapter shall apply equally to applications for and licenses issued under the provisions of this part.

(Sec. 6, 54 Stat. 714; 55 Stat. 206; 56 Stat. 463; 58 Stat. 671; 59 Stat. 270; Pub. Law 389, 79th Cong.; E.O. 8900, 6 F.R. 4795; E.O. 9361, 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; E.O. 9630, 10 F.R. 12245; Order No. 390, 10 F.R. 13130)

Dated: June 20, 1946.

JOHN C. BORTON,
Director,
Requirements and Supply Branch.

[F. R. Doc. 46-10930; Filed, June 25, 1946; 10:30 a. m.]

Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong.; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

PART 1010—SUSPENSION ORDERS

[Suspension Order S-941]

MILTON SEELIG

Milton Seelig of 3300 Netherland Avenue, Riverdale, Bronx, New York, is a civil engineer and is engaged in building construction on his own account. On or after March 27, 1946, without authorization from National Housing Administration or the Civilian Production Administration, he began the construction of a family residence located at Netherland Avenue between 252d and 254th Streets, Riverdale, Bronx, New York, at an estimated cost of $17,000, which amount exceeded the $400 limit permitted by Veterans Housing Program Order No. 1. The beginning and carrying on of this construction without authorization constituted a violation of Veterans Housing Program Order No. 1.

This violation has diverted critical materials to uses not authorized by the Civilian Production Administration. In view of the foregoing facts, it is hereby ordered that:

§ 1010.941 *Suspension Order No. S-941.* (a) Neither Milton Seelig, his successors and assigns, nor any other person shall do any further construction on the premises located on Netherland Avenue between 252d and 254th Streets, Riverdale, Bronx, New York, including putting up, completing or altering the structure, unless hereafter specifically authorized in writing by the Civilian Production Administration.

(b) Nothing contained in this order shall be deemed to relieve Milton Seelig, his successors or assigns, from any restriction, prohibition or provision contained in any order of the Civilian Production Administration except insofar as the same may be consistent with the provisions hereof.

Issued this 24th day of June 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-10910; Filed, June 24, 1946; 4:34 p. m.]

PART 1010—SUSPENSION ORDERS

[Suspension Order S-942]

CHOICE LIQUOR, INC.

Choice Liquor, Inc., is a corporation engaged in the sale and dispensing of liquor, with its present place of business at 3512 Westfield Avenue, Camden, New Jersey. Benjamin Asbell is the President and Rubin Ginsberg is the Secretary and Treasurer of the corporation. E. S. Phillips is a building contractor engaged principally in the construction of buildings in Camden, New Jersey and vicinity. On March 28, 1946, without authorization from the Civilian Production Administration, E. S. Phillips, on behalf of the Choice Liquor, Inc., began the construction of a cafe at the southeast corner of 36th Street and Westfield Avenue, Camden, New Jersey, at an estimated cost of $30,000, which amount exceeded the limit permitted by Order Veterans' Housing Program Order No. 1 for such construction. The beginning and carrying on of this construction without authorization from the Civilian Production Administration constituted a violation of the Veterans' Housing Program Order No. 1.

This violation has diverted critical material to uses not authorized by the Civilian Production Administration. In view of the foregoing, it is hereby ordered that:

§ 1010.942 *Suspension Order No. S–942.* (a) Neither Choice Liquor, Inc., Benjamin Asbell, Rubin Ginsberg, E. S. Phillips, their successors or assigns, nor any other person, shall do any construction on the premises located at the southeast corner of 36th Street and Westfield Avenue, Camden, New Jersey, including completing, putting up or the altering of any structure on the premises, unless hereafter specifically authorized in writing by the Civilian Production Administration.

(b) Nothing contained in this order shall be deemed to relieve Choice Liquor, Inc., Benjamin Asbell, Rubin Ginsberg, E. S. Phillips, their successors or assigns, from any restriction, prohibition, or provision contained in any other order or regulation of the Civilian Production Administration, except insofar as the same may be inconsistent with the provisions hereof.

Issued this 24th day of June 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46–10911; Filed, June 24, 1946; 4:34 p. m.]

PART 944—REGULATIONS APPLICABLE TO THE OPERATIONS OF THE PRIORITIES SYSTEM

[Priorities Reg. 28, as Amended June 25, 1946]

RESTRICTED PRIORITIES ASSISTANCE FOR NON-MILITARY PURPOSES

§ 944.49 *Priorities Regulation 28*—(a) *Background and purpose of this regulation.* With the exception of certain areas of critical shortages, such as the housing and apparel fields, the increased supply of many materials resulting from reduction in military procurement is generally adequate to meet demands. It is the declared policy of the Civilian Production Administration to remove priority controls as quickly as possible. In view of this situation and policy, the issuance of preference ratings by the CPA will be restricted to a minimum. Outside the areas of critical shortages mentioned above, limited priorities assistance may be given for non-military purposes only in specific instances where the need is clearly demonstrated as necessary to assist reconversion or insure the continued fulfillment of essential civilian or export needs. This regulation describes the conditions under which CC ratings will be assigned in such cases, except for textile fabrics or yarns for use in the United States which are covered by Priorities Regulation 28A.

Paragraph (b) below lists other regulations and orders which explain the assignment and use of preference ratings for purposes not covered by this regulation. Paragraph (c) states how applications should be filed under this regulation for use in this country. Paragraph (d) gives the general rules governing the assignment of such ratings, and paragraphs (e) through (h) cover the special situations where these ratings may be granted. Paragraph (i) explains how CC ratings are granted for export.

(b) *Other procedures for assigning ratings.* Priorities Regulation 1 explains in general the rating system, including the sequence of ratings and the purposes for which AAA and MM ratings are assigned. In addition, Priorities Regulation 28A, and certain orders in the M–317 and M–328 series, explain the assignment of CC ratings for certain textiles and related items, and Priorities Regulation 33 explains the assignment of HH ratings for housing.

(c) *How to apply for a CC rating.* Applications for a CC rating under this regulation for uses in the United States, its territories and possessions, should be made on Form CPA–541A addressed to the Civilian Production Administration, Washington 25, D. C., Ref: PR–28. Applications for textile yarns and fabrics covered by Priorities Regulation 28A should be made in accordance with that regulation, and applications for other textiles and related items for certain end uses should be made as explained in orders in the M–317 and M–328 series.

(d) *When the Civilian Production Administration will assign a CC rating under this regulation.* (1) When effective assistance of other kinds is not practicable (CPA may locate sources able to ship without ratings), CC ratings may be granted for specific items and quantities of materials in the limited classes of cases described in paragraphs (e) through (h) below, upon determination in each instance that all the following conditions are met:

(i) The use of substitute and less scarce materials is not practicable;

(ii) Reasonable efforts have been made to get the required item without a rating; and

(iii) A rating is required to obtain the item by the latest date and in the minimum quantity practicable after taking into consideration material in inventory and material available without a rating.

(2) In the case of production materials and operating supplies, the CPA will not generally assign ratings for more than a 60-day supply of the item in question. This 60-day limitation does not preclude later applications.

(3) Preference ratings will not be assigned for the procurement of items which will be resold without change in form.

(4) The CPA will not grant a CC rating under this regulation where it would preempt an undue proportion of the limited amounts of material available. If the material is in such short supply that it is generally hard to obtain the CPA may provide other procedures rather than a rating under this regulation.

(5) CC ratings will be denied where it appears that the item for which the rating is requested is available under different terms of sale or from a supplier other than the applicant's customary one.

(6) In certain cases, the assignment of CC ratings is governed by or forbidden by other orders of CPA. Thus, no CC ratings will be assigned for items on List A of Priorities Regulation 3, or for iron or steel during the effective period of Direction 13 to Priorities Regulation 1. However, CPA may in a few circumstances authorize the placing of a "certified order" for steel as explained in Direction 12 to Order M–21.

(7) Where it appears that a CC rating assigned under this regulation will have an undue impact on a single source of supply, the Civilian Production Administration may limit the amount of materials or equipment that may be ordered with the rating from a single source or ordered for delivery during one period of time.

(e) *Critical products.* The CPA may assign a CC rating as explained in Schedule I to this regulation to get material which is needed to sustain or increase production of an item or service listed on that Schedule which the CPA has determined to be in such tight supply that it is a serious threat to the economy.

(f) *Production materials, capital equipment and MRO.* Under the conditions stated in paragraph (d), the CPA may grant a CC rating to get production materials, capital equipment or maintenance, repair, and operating supplies (MRO) in the following cases:

(1) The CPA may assign a CC rating to get a "bottleneck" item where a great majority of the materials or of the equipment needed is on hand or is obtainable without priorities assistance and it is demonstrated that failure to receive it in the quantity and on the date requested will prevent an entire plant from beginning, resuming or maintaining operations at the minimum economic rate. The "minimum economic rate" of operation means the rate of operation at which the plant as a whole must operate to avoid incurring a financial loss, without regard to any particular product if the plant makes more than one. If a plant is currently operating at less than capacity without incurring a financial loss, the minimum economic rate of operation will not be considered a higher rate than the current one, even though some of the plant's regular products are not currently being produced.

(2) Special consideration, not limited to bottleneck items, will be given to the needs of small business and to the business needs of World War II Veterans up to the minimum economic rate of operation. For this purpose "small business" generally means a business in which not more than 250 persons are actively employed. A veteran who wants to get farm machinery or equipment listed in War Food Order 135 of the Department of Agriculture for use on a farm should apply under that order for a veterans' preference certificate. No farmer should apply under this regulation for such farm machinery or equipment unless he qualifies under paragraph (h) (4) below.

NOTE: Subparagraph (3) formerly subparagraph (4), redesignated June 25, 1946. Former subparagraph (3) deleted June 25, 1946.

(3) CC ratings, however, will not be ordinarily assigned under this paragraph (f) for specialized machinery or equipment designed and made solely for the production of a critical product listed in Schedule I to this regulation. CC ratings for such machinery and equipment will be assigned only under the criteria stated in paragraph (h) below, as it is considered that such specialized machinery or equipment will be used to better advantage for maximum production of critical products if it is sold through normal channels of distribution to the greatest extent possible.

(g) *Construction.* Under the conditions stated in paragraph (d), the CPA may assign CC ratings to get construction material and equipment in the following cases:

(1) A bottleneck item which is needed to complete non-housing construction, and which is to be physically incorporated in the structure. CC ratings will not be assigned under this paragraph (g) (1) for any materials listed on Schedule A to Priorities Regulation 33.

(2) An item of material not listed on Schedule A to Priorities Regulation 33 which will be physically incorporated in a dwelling and is needed to make the dwelling habitable.

(3) A person applying for a CC rating to get construction materials or equipment must show on his application Form CPA–541A that approval for the project has been granted on Form CPA–4386 or CPA–4423, or that the construction is exempt under Veterans Housing Program Order No. 1.

(h) *Additional assistance in special cases.* Paragraphs (e) through (g) state the provisions under which CC ratings will be given in most situations with the special restrictions and considerations applicable to those situations. In addition, under the conditions in paragraph (d) but without regard to special conditions in paragraphs (e) through (g), the CPA may grant a CC rating under this regulation to get material in the following cases:

(1) The item is needed to prevent a delay in the completion on time of military procurement, production or construction; or

(2) The item is needed for incorporation into a product to be delivered on a CC or HH rating, and the item is not on hand or available on order; or

(3) The item is needed for use by the applicant to eliminate serious hazard to the life, health or safety of a large number of people, or to maintain or establish essential public or other community service; or

(4) The item is essential to replace one which has been destroyed by flood, fire, tornado or other act of God, and the item (i) is to be used on a farm, or (ii) is essential to the continued operation of a plant, facility or service at the minimum economic rate; or

(5) The item is essential to the continued operation of a plant, facility or service at the minimum economic rate and is shown to fall in one of the following cases:

(i) It is needed in an emergency to replace equipment which has actually broken down and cannot be repaired; or

(ii) It is needed to replace equipment which is subject to recurring mechanical breakdowns and is out of service so frequently as to impede operations; or

(iii) It is needed to replace equipment which has been condemned as unsafe or illegal by public authority or insurance underwriters and which cannot be repaired and must be replaced under requirements of law or insurance contracts; or

(6) The item is needed as a repair part to prevent imminent breakdown of machinery or equipment; or

(7) Failure to obtain delivery of the item would result in exceptional community hardship or in unreasonable and exceptional hardship not suffered generally by others in the same industry or activity.

(8) The item is needed for emergency requirements for veterans educational facilities.

(9) The item is required to complete construction or equipment of a plant required for industrial food manufacturing, processing, packaging preservation and storage (except soft drinks, alcoholic beverages and chewing gum). CC ratings will ordinarily be granted for this purpose only where vital for famine relief, or processing or storage of this year's crops. Restaurants, hotels, retail stores and farms are not included in this category.

(i) *CC Ratings for export*—(1) *General.* In the case of materials for export (other than certain textiles and related items referred to in paragraph (i) (2) below), applications from Canada should be filed with the Priorities Officer of Canada, and will be handled on the same basis as United States applications. In the case of other exports, upon demonstration that a rating is required, a CC rating may be assigned for procurement in this country of materials for export to prevent serious injury to the minimum essential civilian economies of friendly foreign nations; or to aid in the restoration, development and maintenance of foreign sources of supplies vitally needed in this country; or for other reasons of public policy. Applications for such ratings should be made to the Office of International Trade, Department of Commerce on the forms prescribed by that agency.

(2) *Certain textiles and related items.* For exports, including shipments to Canada, of cotton broad woven fabrics for which set-asides are provided in the distribution schedules of Order M–317A, seine twine, fish netting, and cotton yarn, CC ratings may be granted, on specific applications only, to the extent of the export programs fixed by the CPA. Applications for such ratings should be made to the Office of International Trade, Department of Commerce, on the forms prescribed by that Agency; except that for shipments to Canada, applications should be filed with the Cotton Administrator of the Wartime Prices and Trade Board and will be acted on by the CPA.

Issued this 25th day of June 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46–10938; Filed, June 25, 1946; 11:25 a. m.]

PART 3270—CONTAINERS

[Conservation Order M–81, as amended June 19, 1946, Amdt. 1]

MEAT PRODUCTS

Section 3270.31 *Conservation Order M–81* is hereby amended in the following respects:

I. Item 125. Meat Products on Schedule I is hereby amended by inserting the following new Item 125v. after Item 125u. "Tripe".

(1)	(2)	(3)	(4)	(5)	(6)
125v. Meat products for purchase by the Department of Agriculture.	A	Unlimited	10½-oz.	0.50	0.50

Issued this 25th day of June 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46–10936; Filed, June 25, 1946; 11:25 a. m.]

PART 4500—UTILITIES

[Utilities Order U-11, Revocation]

TO PROVIDE FOR THE INTEGRATION OF ELECTRIC POWER IN THE UNITED STATES

Section 4500.67 *Utilities Order U-11* is hereby revoked. This revocation does not affect any liabilities incurred for violation of the order or of actions taken by the Civilian Production Administration under the order.

Issued this 25th day of June 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46–10937; Filed, June 25, 1946; 11:25 a. m.]

PART 4500—UTILITIES

[Utilities Order U-12, Revocation]

CONSERVATION OF COAL BY MANUFACTURED AND MIXED GAS UTILITIES

Section 4500.68 *Utilities Order U-12* is hereby revoked. This revocation does not affect any liabilities incurred for violation of the order or of actions taken by the Civilian Production Administration under the order.

Issued this 25th day of June 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46–10935; Filed, June 25, 1946; 11:25 a. m.]

Chapter XI—Office of Price Administration

PART 1346—BUILDING MATERIALS

[MPR 591, Amdt. 5]

SPECIFIED MECHANICAL BUILDING EQUIPMENT

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 591 is amended in the following respect:

Items 29 and 30 of Article IX in paragraph (b) of section 25 are hereby deleted.

This amendment shall become effective July 1, 1946.

Issued this 25th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10998; Filed, June 25, 1946; 11:43 a. m.]

PART 1369—METAL ORES

[RMPR 113, Amdt. 3]

IRON ORE PRODUCED IN MINNESOTA, WISCONSIN OR MICHIGAN

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Article II is amended to read as follows:

ARTICLE II—MAXIMUM PRICES AND ADJUSTMENTS

SEC. 7. *Maximum prices.* The maximum prices set forth herein may be charged for ore shipped on and after June 24, 1946, and for ore covered by adjustable pricing agreements authorized by Order No. 8 under Revised Maximum Price Regulation No. 113.

(a) *Standard ores*—(1) *Mesabi non-Bessemer.* The maximum Lake Erie price for Mesabi non-Bessemer ore having an iron content, natural, of 51.50% shall be $5.05 per gross ton delivered at Lower Lake ports.

(2) *Other standard ores.* The maximum Lake Erie prices per gross ton for standard ores, other than Mesabi non-Bessemer, having an iron content, natural of 51.50% and delivered at lower Lake ports shall be:

Mesabi Bessemer	$5.20
Old range non-Bessemer	5.30
Old range Bessemer	5.45
High phosphorus	5.05

(3) The maximum prices established in this paragraph (a) shall be adjusted for variations in iron, phosphorus and silica content in accordance with the provisions of section 8.

(b) *Special ores*—(1) *Manganiferous ore.* The maximum Lake Erie price per gross ton for manganiferous ore delivered at Lower Lake ports shall be the sum obtained by multiplying the combined natural iron and manganese analyses of such ore by the single Old Range non-Bessemer unit value of $0.10291 and adding thereto $0.15 for each unit of natural manganese in excess of 5%.

(2) *Siliceous ore.* The maximum price for siliceous ore shall be $3.20 per gross ton delivered at Lower Lake ports. Adjustments for low phosphorus content shall be made in accordance with section 8 (b).

(3) *Lump ore.* The maximum Lake Erie price for lump ore having an iron content, natural, of 51.50% shall be $5.30, plus $0.90 for lump quality, per gross ton delivered at Lower Lake ports. Adjustments for variations in iron content shall be made upon the basis of unit value of $0.12039.

(4) *Other special ores.* Such ores include off-grade and premium ores not specifically named in this paragraph (b). The maximum prices for each such ore shall be:

(i) The sum of:

(*a*) The seller's 1941 weighted average spot price for the ore or the price which was approved by the Office of Price Administration before the issuance of this regulation, plus

(*b*) The difference between the seller's 1941 weighted average spot price for standard ore and the maximum price established by this regulation for such standard ore.

(ii) If a maximum price cannot be determined under (i), the price established by the Office of Price Administration upon application by the seller. Such application may be made by letter addressed to the Metals Price Branch, Office of Price Admnistration, Washington, D. C., and shall contain a full description and analysis of the ore for which a maximum price is requested. The maximum price established by the Office of Price Administration pursuant to such application shall be in line with the maximum prices established by this regulation for other ores.

(c) *Ore sold for delivery other than at Lower Lake ports.* (1) When ore is sold for delivery at the mine, railroad weights shall govern and there shall be deducted from the maximum prices established by this regulation an amount equal to the total of:

(i) Upper Lake rail freight at the established rate for the mode of transportation customarily employed;

(ii) Lake freight to Lower Lake ports at the established rate for the mode of transportation customarily employed: *Provided,* That increases in such rates occurring in 1943 shall not be included unless actually paid;

(iii) A sum equal to the transportation tax computed on such Upper Lake rail and Lake freight; and

(iv) The sum of $0.05 per gross ton.

(2) When ore is sold for delivery at Upper Lake ports, vessel bill of lading weights shall govern and there shall be deducted from the maximum prices established by this regulation an amount equal to the total of:

(i) Lake freight to Lower Lake ports at the established rate for the mode of transportation customarily employed: *Provided,* That increases in such rates occurring in 1943 shall not be included unless actually paid;

(ii) A sum equal to the transportation tax computed on such Lake freight; and

(iii) The sum of $0.03 per gross ton: *Provided, however,* That in the case of lump ore, railroad weights minus 0.5 shall govern and an amount equal to the total of (i), (ii) and (iii) shall be deducted from the maximum prices established by this regulation.

(d) *Exchanges.* Exchanges of iron ore between producers, or between consumers, shall not be considered as sales under Revised Maximum Price Regulation No. 113. Producers making exchanges with consumers shall keep for a period of two years records showing: the names and addresses of the persons making the exchanges; the tonnages, names and classifications or grades; full analyses and guarantees (if any); the period within which the exchange is to be completed; the places and terms of delivery; and, if the exchange is on a basis of dollars value, the prices of the ores exchanged calculated to a Lower Lake Erie base.

(e) *Escalation clauses.* Provisions in contracts for the sale and delivery of iron ore which permit escalation or increases in prices shall be operative only to the extent that the prices so determined do not exceed the maximum prices established by this regulation.

SEC. 8. *Adjustments*—(a) *Differentials for variations in iron content.* The differentials for adjusting prices for variations in iron content, natural, of standard ores shall be the established unit values determined by dividing the maximum Lake Erie price for the particular standard ore by 51.50. The following table sets forth the unit values for the respective standard ores:

	Maximum Lake Erie price per gross ton	Unit value
Mesabi non-Bessemer	$5.05	0.0980
Mesabi Bessemer	5.20	.1007
Old range non-Bessemer	5.30	.1029
Old range Bessemer	5.45	.1058
High phosphorus	5.05	.0980

(1) When less than 51.50% and not less than 50.00% iron, deduct from the maximum Lake Erie price at the rate of one unit value for each unit or fraction thereof.

(2) When less than 50.00% and not less than 49.00% iron: from the price computed for 50.00% iron deduct at the rate of one and half times the unit value for the unit or fraction of a unit less than 50.00%.

(3) When less than 49.00% iron, deduct from the price computed for 49.00% iron at the rate of two times the unit value for each unit or fraction of a unit or iron less than 49.00%.

(4) When iron content exceeds 51.50%, add to the maximum Lake Erie price at the rate of one unit value for each unit or fraction of a unit of iron above 51.50%.

(b) *Premiums for low phosphorus content.* Bessemer ore is ore which contains not more than 0.045% phosphorus, dry. Premiums for phosphorus content less than 0.045% shall not exceed those set forth in the following standard phosphorus table:

Percent of phosphorus	Rate of progression	Phosphorus values
0.045	0.0000	0.0000
0.044	.0080	.0080
0.043	.0085	.0165
0.042	.0090	.0255
0.041	.0095	.0350
0.040	.0100	.0450
0.039	.0105	.0555
0.038	.0110	.0665
0.037	.0115	.0780
0.036	.0120	.0900
0.035	.0125	.1025
0.034	.0130	.1155
0.033	.0135	.1290
0.032	.0140	.1430
0.031	.0145	.1575
0.030	.0150	.1725
0.029	.0155	.1880
0.028	.0160	.2040
0.027	.0165	.2205
0.026	.0170	.2375
0.025	.0175	.2550
0.024	.0180	.2730
0.023	.0185	.2915
0.022	.0190	.3105
0.021	.0195	.3300
0.020	.0200	.3500
0.019	.0205	.3705
0.018	.0210	.3915
0.017	.0215	.4130
0.016	.0220	.4350
0.015	.0225	.4575
0.014	.0230	.4805
0.013	.0235	.5040
0.012	.0240	.5280
0.011	.0245	.5525
0.010	.0250	.5775
0.009	.0255	.6030
0.008	.0260	.6290
0.007	.0265	.6555
0.006	.0270	.6825
0.005	.0275	.7100
0.004	.0280	.7380
0.003	.0285	.7665
0.002	.0290	.7955
0.001	.0295	.8250

(c) *Other differentials*—(1) *Differentials for silica and phosphorus.* The differentials for silica and phosphorus (other than standard high phosphorus ores), which each seller allowed during the 1941 season shall be deducted from the maximum prices established in section 7 (a).

(d) *Premiums for less than cargo lots.* In the case of shipments in less than cargo lots, each seller may add to such prices the premiums which he had in effect during the 1941 season.

This amendment shall become effective June 24, 1946.

Issued this 24th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10901; Filed, June 24, 1946; 4:32 p. m.]

PART 1346—BUILDING MATERIALS

[MPR 592, Amdt. 7]

SPECIFIED CONSTRUCTION MATERIALS AND REFRACTORIES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 592 is amended in the following respects:

1. The first sentence of section 8 (b) is amended to read as follows:

(b) *Reports and approval of maximum prices.* Before offering for sale or delivery a commodity for which maximum prices must be determined under this second pricing method, the manufacturer must file a report in duplicate with the Building and Construction Price Division, Office of Price Administration, Washington 25, D. C. (except that reports for approval of maximum prices for concrete masonry units (concrete block and brick) must be filed with the District Office in which is located the manufacturer's principal place of business), setting forth the information required by the form in section 29.

2. The first sentence in section 9 (b) is amended to read as follows:

(b) *Reports and approval of maximum prices.* Before offering for sale or delivery a commodity for which maximum prices are determined under this third pricing method, the manufacturer must file a report in duplicate with the Building and Construction Price Division, Office of Price Administration, Washington 25, D. C. (except that reports for approval of maximum prices for concrete masonry units (concrete block and brick) must be filed with the District Office in which is located the manufacturer's principal place of business), setting forth the information required by the form in section 29.

3. The first sentence in section 10 (c) is amended to read as follows:

(c) *Reports and approval of maximum prices.* Before offering the commodity for sale the applicant must file an application in duplicate with the Building and Construction Price Division, Office of Price Administration, Washington 25, D. C., for specific authorization of a price or pricing method (except that applications for establishment of maximum prices for concrete masonry units (concrete block and brick) must be filed with the District Office in which is located the manufacturer's principal place of business), setting forth the information required by the form in section 29.

This amendment shall become effective June 24, 1946.

NOTE: All reporting and record-keeping provisions of this supplementary order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 24th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10904; Filed June 24, 1946; 4:33 p. m.]

PART 1347—PAPER, PAPER PRODUCTS, RAW MATERIALS FOR PAPER AND PAPER PRODUCTS, PRINTING AND PUBLISHING

[RMPR 187,[1] Amdt. 8 (§ 1347.401)]

CERTAIN PAPERBOARD PRODUCTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 187 is amended in the following respects:

1. In section 1 (c) (1) a sentence is added at the end of subdivision (iii) to read as follows: "The provisions of this subdivision (iii) are not applicable where a manufacturer is computing his maximum price for corrugated fibre sheets, corrugated fibre boxes, solid fibre sheets, solid fibre boxes, pads, partitions and other corrugated and solid fibre paperboard products manufactured on the same converting equipment.

2. In section 1 (c) (3), a new subdivision (x) is added to read as follows:

(x) Notwithstanding the provisions of subdivisions (i) to (ix), inclusive, of this subparagraph (3), a manufacturer of corrugated fibre sheets, corrugated fibre boxes, solid fibre sheets, solid fibre boxes, pads, partitions and other corrugated and solid fibre paperboard products manufactured on the same converting equipment shall compute margin as defined in section 11 of RMPR 187 in the following manner:

(*a*) The manufacturer shall list separately all transactions in which the commodity was contracted to be sold during either March, 1946 or the first quarter of 1946, at his option, in order of the total square footage of each transaction, commencing with the transaction involving the largest square footage: *Provided, however,* That the listing shall not include any sales of commodities from a price list pursuant to Appendix A of this regulation. For the purposes of this subdivision a manufacturer shall determine what sales constitute separate transactions in accordance with the same practice he used in March 1946 or the first quarter of 1946 for computing margins on sales. For example, if he computed margin on each item in an invoice, each may be considered a separate transaction; or if he computed margin on several items invoiced as a unit, the sale of the unit is to be considered a separate transaction.

(*b*) After the transactions have been listed in the manner set forth in (*a*) above, the manufacturer shall list opposite the square footage of each transaction in separate columns, (*1*) the corresponding dollar-and-cent margin used, and (2) the cost of the raw materials used in estimating and the conversion charges applied, expressed in dollars and cents. If in the past margins have been computed on a percentage basis, the dollar value of the margins should be computed for each transaction for the purpose of this subdivision.

(*c*) After completing the listing in the manner prescribed in (*a*) and (*b*) above, the manufacturer shall separate the transactions into three categories of square footage by dividing the total square footage involved by three. Each of the resulting categories shall contain approximately the same square footage except that if the square footage in either of the two transactions at the dividing points in the list of transactions falls into two categories, it shall be permissible to include the total square footage of that transaction in the category in which a majority of its square footage falls.

(*d*) In each category of transactions the applicable margins and the costs of raw materials used in estimating and

[1] 8 F.R. 14, 395, 17367; 9 F.R. 1320, 2464, 4782; 10 F.R. 7851, 12446.

conversion charges applied shall be totaled separately.

(e) To obtain the per cent of margin to be applied to all the transactions falling within the square footage classification of the particular category, the manufacturer shall divide the total dollar value of the margins used in that category by the total cost of the raw materials used in estimating and the conversion charges applied. Thereafter, the manufacturer may use a margin factor which does not exceed the appropriate percentage obtained by this method in computing the margin on all sales of the commodity which fall within each of the classifications as determined by the square footage involved in the transaction.

(f) If, after computing margins pursuant to subdivisions (a) to (e), inclusive, the manufacturer finds that the use of such margins will cause him to suffer substantial administrative hardship in their application to his transactions because of the unusual character of the quantitative distribution of the commodity among his customers or other unusual circumstances, he shall file with the Paper and Paper Products Branch, Office of Price Administration, Washington 25, D. C., an application for approval of a method of averaging margins which takes into consideration such unusual circumstances and is as nearly similar to the method set forth in subdivisions (a) to (e) as possible.

3. In section 6(b), a new subdivision (iii) is added to subparagraph (1) to read as follows:

(iii) Within 15 days from July 1, 1946, every manufacturer of corrugated fibre sheets, corrugated fibre boxes, solid fibre sheets, solid fibre boxes, pads, partitions and other corrugated and solid fibre paperboard products manufactured on the same converting equipment shall file with the Paper and Paper Products Branch, Office of Price Administration, Washington 25, D. C., his margins as calculated pursuant to section 1 (c) (3) (x) of this regulation and complete data with respect to the computation of the margins as well as the method used in determining a transaction to supplement his pricing formula already on file with the Office of Price Administration. The manufacturer may use such margins as soon as he files them, but until such margins have been approved by the Office of Price Administration, all prices charged which have been based on such margins shall be billed by the manufacturer subject to adjustment by him to conform with the margins established by the Office of Price Administration. Unless the Office of Price Administration or a duly authorized representative thereof shall, by letter order mailed to the applicant within 21 days from the filing of the margins approve, reject, adjust, amend, or extend the time within which to do any of the foregoing, such margins shall be deemed to have been approved subject to nonretroactive written rejection or adjustment at any later time by the Office of Price Administration.

4. In Appendix A a new paragraph (d) is added to read as follows:

(d) A manufacturer of corrugated fibre sheets, corrugated fibre boxes, solid fibre sheets, solid fibre boxes, pads, partitions and other corrugated and solid fibre paperboard products manufactured on the same converting equipment may add to a price established pursuant to paragraphs (a), (b) or (c) on or before June 30, 1946, an amount not in excess of 10% of such price.

5. In Appendix B (a) (1) the table of prices is amended to read as follows:

Style:	*Per box*
P. P.	$0.12
Single	.13
30–2	.19
30–3	.20
30–4	.21
30–6	.24
30–9	.28
30–12	.36
36–2	.20
36–3	.21
36–4	.24
36–6	.26
36–9	.30
42–4	.30
42–6	.32
42–9	.35
42–12	.46

This amendment shall become effective July 1, 1946.

NOTE: The reporting provisions of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 25th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–10993; Filed, June 25, 1946; 11:41 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[FPR 2, Amdt. 9 to Rev. Supp. 3]

BARLEY

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

The first two undesignated paragraphs of section 9 are amended to read as follows.

SEC. 9. *Maximum prices for sales by country shippers.* "Country shipper" is defined in section 5 (b) (7) as a person who purchases and receives the barley from a producer at any point, other than a terminal base point, in any quantity, before any movement by rail or barge, and delivers it to his customer at a point which is neither on the farm where grown, nor at roadside near such farm, and delivers it in any manner other than as a trucker-merchant or a retailer.

This section sets forth the maximum prices for the ordinary "country shipper" marketing transactions. If, however, your transaction is a sale and delivery of malting barley or pearling barley, you may add 1¼ cents per bushel to the maximum price which would otherwise apply under this section, but in that case you are subject to all the rules and restrictions set forth in section 2.7 of Food Products Regulation No. 2. This extra markup for malting barley and pearling barley is not subject to the limitation on mark-ups provided in section 12 of this supplement. To the prices determined under this section, you may be entitled to add various charges which you may incur, or allowances for special handling of the barley, under the rules provided in section 13. Subject to such additions, the maximum prices per bushel, bulk, for sales by a country shipper, are as follows:

This amendment shall become effective July 1, 1946.

Issued this 25th day of June 1946.

PAUL A. PORTER,
Administrator.

Approved June 14, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46–10996; Filed, June 25, 1946; 11:42 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[RPS 91,[1] Amdt. 8]

TEA

A statement of the considerations involved in the issuance of this amendment issued simultaneously herewith has been filed with the Division of the Federal Register.

Revised Price Schedule No. 91 is amended in the following respects:

1. Section 1351.261 (a) (1) is amended by deleting the phrase "(iii) May through December and (iv) January through April, inclusive" after the phrase "For teas grown in Northern India, the months of" and inserting in lieu thereof the phrase "(iii) July 15 through April 15, inclusive and (iv) April 16 through July 14, inclusive."

2. Section 1351.261 (b) (3) is amended by deleting the word "cents" appearing in the heading of the table contained therein and substituting in lieu thereof the word "dollars".

3. Section 1351.261 (h) is amended as follows:

(h) Any person making a sale and delivery of tea of ten chests or less may add to the maximum price for that sale an amount which shall not exceed 10% of such maximum price. However, such sales shall not exceed a total of 30 chests to any one buyer during a calendar month.

This amendment shall become effective July 1, 1946.

Issued this 25th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–10990; Filed, June 25, 1946; 11:40 a. m.]

PART 1361—FARM EQUIPMENT

[MPR 246, Amdt. 17]

MANUFACTURERS' AND WHOLESALE PRICES FOR FARM EQUIPMENT

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 246 is amended in the following respects:

1. Section 1361.52 (a) (2) is amended so that the third sentence shall read as follows: "If the manufacturer has received an individual adjustment under the provisions of § 1361.64a, or in accordance with the provisions of Supplementary Order No. 142, which has resulted in an increase of his suggested retail price of any part 10% or less of the price filed with the OPA under the provisions of §§ 1361.53, 1361.54, 1361.54a or the price in effect on March 31, 1942, he must, nevertheless, establish the new suggested retail price of that part as provided by this paragraph.

2. Section 1361.52 (a) is amended by adding a new paragraph (4) to read as follows:

(4) The provisions of this paragraph shall not apply to any price established under the provisions of § 1361.54a after June 25, 1946.

3. Section 1361.52 (b) is amended to read as follows:

(b) *Manufacturers price (except for products without a suggested retail price).* This paragraph is applicable to all products covered by this regulation for which the manufacturer has filed a suggested retail price with the OPA. The maximum price for the sale by a manufacturer of any product covered by this paragraph, except sales to wholesale distributors, shall be the suggested retail price (either established under the preceding paragraph (a) or hereafter filed with the OPA under the provisions of this regulation including a suggested retail price established by an individual adjustment under § 1361.64a of Supplementary Order No. 142) less the trade discount provided by this paragraph to a purchaser of the same class on May 9, 1946. To this price the manufacturer may add any extra charges and shall deduct all allowances (except trade discounts, but including cash discounts) in effect to a purchaser of the same class on May 9, 1946. The trade discount which shall be applicable to the sales of products covered by this paragraph shall be ⅘ of the percentage discount in effect to a purchaser of the same class on May 9, 1946.

4. Section 1361.52 (d) is amended by adding a new subparagraph (3) to read as follows:

(3) Nothing contained in this paragraph shall require a seller to charge and receive a lesser price for complete items of farm equipment without suggested retail prices than he had in effect on May 9, 1946.

5. Section 1361.52 (e) is amended by adding a new subdivision (i) to read as follows:

(i) Nothing contained in this paragraph shall require a seller to charge and receive a lesser price for complete items of farm equipment without suggested retail prices than he had in effect on May 9, 1946.

6. Section 1361.52 (f) is amended to read as follows:

(f) *Wholesale distributors sales of products for which the manufacturer has a suggested retail price.* This paragraph is applicable to sales by wholesale distributors of products for which a manufacturer has a suggested retail price. The maximum price for sales by wholesale distributors of the products covered by this paragraph shall be the suggested retail price of the manufacturer filed with the CPA less ⅘ of the percentage trade discount which the distributor had in effect to a purchaser of the same class on May 9, 1946. To the price thus computed, the wholesale distributor may add the actual cost of freight. No addition may be made for transfer, handling or other extra charges.

7. Section 1361.64 (1) is deleted.

8. Section 1361.67 (b) (5) is amended to read as follows:

Manufacturer	Items	Prices
Cheney Weeder Company, Cheney, Wash., and wholesale distributors.	Heavy duty reversible reel	$14.70 per foot, less 4⅘ of the trade discounts in effect Mar. 31, 1942.
	Farm equipment repair parts	Prices in effect Apr. 10, 1942, 4⅘ of the last trade discounts in effect Mar. 31, 1942.
Ford Motor Company, Dearborn, Mich.	Ford agricultural tractor (Ferguson system) equipped with steel wheels.	Prices in effect in March 1942, plus $264.61.
Harry Ferguson, Inc., Dearborn, Mich.	do	List price $966.21, less 16⅔% discount to retail dealers, less 8.4% to wholesale distributors.

The foregoing maximum prices shall be used as base prices in determining maximum prices for modifications of the above items pursuant to § 1361.53.

11. Section 1361.52 (g) is added to read as follows:

(g) *Wholesale distributors sales to manufacturers or wholesalers.* Notwithstanding any other provisions of § 1361.52 of this regulation, this paragraph is applicable to sales by wholesale distributors of products to persons whose maximum prices for sales of these products are established by this regulation. The maximum price for sales by wholesale distributors of the products covered by this paragraph shall be established in the same manner as manufacturers' maximum prices are established pursuant to the provisions of paragraphs (c) and (d) of the section for sales to wholesalers.

This amendment shall become effective June 25, 1946.

Issued this 25th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–10995; Filed, June 25, 1946; 11:42 a. m.]

PART 1418—TERRITORIES AND POSSESSIONS

[Restaurant MPR 9–1,[1] Amdt. 4]

MAXIMUM PRICES FOR FOOD AND DRINK SOLD FOR IMMEDIATE CONSUMPTION IN ISLANDS OF OAHU, MAUI AND HAWAII

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 16 of Restaurant Maximum Price Regulation 9–1 is amended by adding a new paragraph (h) to read as follows:

(h) Eating and drinking places located on military installations which are owned and operated by the United States or any agency thereof primarily for the use of civilians employed on such military installations: *Provided*, That:

(1) Food items and meals are sold on a nonprofit basis; and

(2) The general level of prices is no higher than that of similar commercial establishments.

This amendment shall become effective as of June 3, 1946.

Issued this 25th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–10999; Filed, June 25, 1946; 11:43 a. m.]

PART 1370—ELECTRICAL APPLIANCES

[RMPR 111, Amdt. 14]

NEW HOUSEHOLD VACUUM CLEANERS AND ATTACHMENTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation No. 111 is amended in the following respects:

Section 25, *Appendix A* is amended by adding thereto in the proper alphabetical order the following model of vacuum cleaner and its retail ceiling price:

[1] 8 F.R. 1981, 3178.

[2] 9 F.R. 2478.

Manufacturer	Model No.	Description	Retail ceiling price
Super-Vack	Super-Vack	Cylinder type, included 9 piece attachment set	$74.95

This amendment shall become effective on the 25th day of June 1946.

Issued this 25th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10992; Filed, June 25, 1946; 11:41 a. m.]

PART 1420—BREWERY, DISTILLERY AND WINERY PRODUCTS

[RMPR 259,[1] Amdt. 13]

MALT BEVERAGES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Amendment No. 12 to Revised Maximum Price Regulation 259 is amended in the following respect:

The effective date shall be June 25, 1946 instead of July 1, 1946.

Manufacturer	Model No.	Description	Retail ceiling price
Kerway Corp.	"Kerway"	Cylinder type, included 10-piece attachment set	$64.50

This amendment shall become effective on the 25th day of June 1946.

Issued this 25th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10991; Filed, June 25, 1946; 11:41 a. m.]

PART 1418—TERRITORIES AND POSSESSIONS

[Territorial Consumer Goods Reg. 1, Supp. 5 (§ 1418.171)]

MAXIMUM PRICES FOR RADIO RECEIVERS AND PHONOGRAPHS

A statement of the considerations involved in the issuance of this supplement, issued simultaneously herewith, has been filed with the Division of the Federal Register.

ARTICLE I—EXPLANATION OF THE SUPPLEMENT

Sec.
1. Explanation of the supplement.
2. Applicability of Territorial Consumer Goods Regulation No. 1.
3. Definitions.
4. Revocation of certain maximum prices.

ARTICLE II—PRICING PROVISIONS

5. Maximum prices for sales by distributors.
6. Maximum prices for sales by dealers.
7. Provisions of Article II of Territorial Consumer Goods Regulation No. 1 applicable to this supplement.

ARTICLE III—MISCELLANEOUS PROVISIONS

8. Sales invoices.
9. Certain practices forbidden.

[1] 10 F.R. 10212, 11905, 14901; 11 F.R. 1212, 1526.

Sec.
10. Modification of provisions of this regulation.
11. Provisions of Article III of Territorial Consumer Goods Regulation No. 1 applicable to this supplement.

ARTICLE I—EXPLANATION OF THE SUPPLEMENT

SECTION 1. *Explanation of the supplement.* (a) This supplement covers all new consumer type radio receivers and electric phonographs. This includes, among others, articles such as household, portable, and automobile receivers (including television receivers); electrically amplified phonographs, wired or wireless record players, sound recording and reproducing devices, alone or in combination with a radio receiver; as well as chassis for those articles. The articles covered by this supplement are referred to as "radios."

SEC. 2. *Applicability of Territorial Consumer Goods Regulation No. 1.* (a) The provisions of Territorial Consumer Goods Regulation No. 1 which are applicable to this supplement are listed by section number in appropriate places in the following provisions and they are just as much a part of this supplement as if they were printed here in full. In addition, the "explanation of the regulation" contained in Territorial Consumer Goods Regulation No. 1 is also a part of this supplement. When any applicable section of Territorial Consumer Goods Regulation No. 1 is amended, the amendment also is applicable to this supplement.

If a particular section of Territorial Consumer Goods Regulation No. 1 is not listed by section number in the following provisions as being applicable to this supplement, it, of course, has no effect here.

SEC. 3. *Definitions.* (a) When used in this supplement, the term:

(1) "Manufacturer" means the person who makes the first sale of radio, including any person who ordinarily operates as a distributor or dealer.

(2) "Distributor" means any person who buys radios and resells them in the same form to persons other than consumers.

(3) "Dealer" means a person who buys radios and resells them in the same form to consumers. Dealers who purchase from a Hawaiian distributor are classified in two groups:

(i) Group I—dealers to whom the distributor sells in the largest dollar volume and who belong to the class which enjoyed the maximum discount in customary pre-war practice.

(ii) Group II—includes all dealers who do not fall in Group I.

(4) "Person" includes an individual, corporation, or any other organized group, their legal successors or representatives.

(5) "Factory price to distributors" is the manufacturer's maximum price f. o. b. factory to distributors (exclusive of Federal Tax).

(6) "Classes of radios" are radios which are grouped according to their factory price to distributors or their retail ceiling price as follows:

(i) Radios grouped according to their factory price to distributors f. o. b. factory (exclusive of Federal tax);

Class I—Where the factory price is less than $41.01.

Class II—Where the factory price is more than $41.00 but less than $31.01.

Class III—Where the factory price is more than $31.00.

(ii) Radios grouped according to their retail ceiling price (including Federal Tax) when bought through a distributor:

Class I—Where the retail ceiling price in Zone I is less than $20.25 and in Zone II less than $21.26.

Class II—Where the retail ceiling price in Zone I is more than $20.24 but less than $60.77 and in Zone II, more than $21.25 but less than $63.81.

Class III—Where the retail ceiling price in Zone I is more than $60.76 and in Zone II more than $63.80.

(iii) Radios grouped according to their retail ceiling price (including Federal Tax) when bought by a dealer direct from a manufacturer:

Class I—Where the retail ceiling price in Zone I is less than $20.25 and in Zone II less than $21.26.

Class II—Where the retail ceiling price in Zone I is more than $20.24 but less than $60.77, and in Zone II more than $21.25 but less than $63.81.

Class III (a)—Where the retail ceiling price in Zone I is more than $60.76 and less than $270.01 and in Zone II is more than $63.80 and less than $283.51.

Class III (b)—Where the retail ceiling price in Zone I is more than $270.00 and in Zone II more than $283.50.

(7) "Landing costs" include the amounts permitted in the following subdivisions, when actually incurred by the purchaser. (If any of the amounts or any part thereof, specified in any of these subdivisions has already been included in another subdivision, it may not again be added.)

(i) An amount equal to the transportation charges for transportation from the factory to the mainland port of shipment (including Federal Transportation tax and terminal charges) not in excess of public (common or contract) carrier rates.

(ii) An amount equal to mainland storage charges and insurance in connection therewith, not in excess of three months' charges.

(iii) An amount equal to cartage charges for cartage from warehouse to dock in port of shipment, not in excess of public (common or contract) carrier rates.

(iv) An amount equal to charges for ocean freight, war risk and marine insurance and there may be included in this amount Territorial tolls and tonnage tax as shown on the bill of lading.

(v) An amount equal to cartage charges for cartage from dock to the establishment of purchaser, not in excess of public (common or contract) carrier rate or rates established by any applicable price regulation: *Provided;* That the commodity is moved from the dock at the purchaser's expense.

In cases where the article has been shipped from one island to another in the Territory of Hawaii, the transportation costs incurred in shipment from the establishment of the seller to the establishment of the buyer may be added to the maximum distributor's and dealer's prices as computed under sections 5 and 6 of this supplement. The transportation costs incurred for one inter-island shipment only may be added to the maximum price and not for any subsequent inter-island shipment.

(8) Zone I is that area of the following two in which the radio is manufactured. Zone II is that area of the following two in which the radio is *not* manufactured.

(i) One area consists of the states of Arizona, New Mexico, California, Washington, Oregon, Idaho, Nevada, Utah, Colorado, Wyoming, Montana and the following counties in Texas: El Paso, Hudspeth, Culberson, Jeff Davis, Presidio, Brewster, Terrell, Pecos and Reeves.

(ii) The other area consists of the remaining counties of Texas, all the other states in the United States and the District of Columbia.

SEC. 4. *Revocation of certain maximum prices.* Regardless of any provisions of the General Maximum Price Regulation for the Territory of Hawaii, Revised Maximum Price Regulation 373, or any written approval or order previously issued thereunder by the Office of Price Administration, all maximum prices established prior to the effective date of this supplement for radios are hereby revoked. New maximum prices for sales and deliveries of these commodities on and after the effective date of this supplement must be established in accordance with the applicable sections of this supplement.

ARTICLE II—PRICING PROVISIONS

SEC. 5. *Maximum prices for sales by distributors.* (a) The distributor's maximum prices for the sale of radios in the Territory of Hawaii, f. o. b. distributor's warehouse, are calculated as follows (for meaning "factory price to distributors" see sec. 3 (a) (5)):

(1) For sales to Group I dealers, multiply the sum of the factory price to distributors (exclusive of Federal Tax) plus the "landing costs" by the following multiplication factors, and then add to the result the Federal Tax deducted above:

(i) For Class I by 1.20.
(ii) For Class II by 1.23.
(iii) For Class III by 1.27.

(2) For sales to Group II dealers, multiply the sum of the factory price to distributors (exclusive of Federal Tax) plus the "landing costs" by the following multiplication factors, and then add to the result the Federal Tax deducted above.

(i) For Class I by 1.25.
(ii) For Class II by 1.27.
(iii) For Class III by 1.33.

(3) Where a maximum price at wholesale has been established under this supplement for a shipment of radios and where "landing costs" on a subsequent shipment do not vary more than 2% up or down, a new price need not be established. Where the "landing costs" vary more than 2% up or down, new prices must be established.

(4) If the distributor furnishes any delivery to the dealer, he may bill the dealer in a separate item on the invoice for such delivery charges not in excess of public (common or contract) carrier rates or rates established by any applicable price regulation.

SEC. 6. *Maximum prices for sales by dealers.* (a) Dealers' maximum prices for the sale of radios bought from a distributor must be furnished by the distributor and are calculated as follows:

(1) Add to the mainland Zone I retail ceiling price which is tagged on the radio the following amounts:

(i) For Class I—Landing costs multiplied by 1.74.
(ii) For Class II—Landing costs multiplied by 1.86.
(iii) For Class III—Landing costs multiplied by 2.05.

(b) Dealers' maximum prices for the sale of radios bought from a manufacturer are calculated as follows:

(1) Add to the mainland Zone I retail ceiling price which is tagged on the radios the following amounts:

(i) For Class I—Landing costs multiplied by 1.49.
(ii) For Class II—Landing costs multiplied by 1.62.
(iii) For Class III (a)—Landing costs multiplied by 1.70.
(iv) For Class III (b)—Landing costs multiplied by 1.90.

(c) If a Zone II retail ceiling price only is tagged on the radio, limit the "landing costs" to subdivisions (iii), (iv) and (v) of section 3 (a) (7) to apply the above multiplication factors.

(d) The Territorial gross income tax may be added to the maximum retail price computed under (a), (b) and (c) above.

(e) To the maximum retail price computed under (a), (b), (c) and (d) above may be added any delivery charge appearing on the wholesaler's invoice and actually charged the retailer. Subject to the limitations contained in section 11 below, there may also be added any charge actually incurred by the retailer for delivery to a customer at a rate not in excess of the public (common or contract) carrier rate or rates established by any applicable price regulation.

SEC. 7. *Provisions of Article II of Territorial Consumer Goods Regulation No. 1, applicable to this supplement.* The following provisions of Territorial Consumer Goods Regulation No. 1 are applicable to this supplement:

(a) Maximum prices for commodities covered by an applicable supplement which cannot be priced because of the seller's inability to determine his maximum price under the applicable pricing provision contained in such supplement. (Section 2.2)

(b) Treatment of Federal and Territorial Taxes. (Section 2.7)

ARTICLE III—MISCELLANEOUS PROVISIONS

SEC. 8. *Sales invoices.* (a) Every distributor must furnish each purchaser of radios for resale with an invoice or similar written evidence of purchase showing the following:

(1) Name of seller and purchaser and date of sale.

(2) Model number or other identification of each radio sold.

(3) Hawaiian distributor's maximum price (including Federal Excise Tax).

(4) Any delivery charges to retail establishment charged by the distributor not in excess of public (common or contract) carrier rates, as permitted under section 3 (a) (7) (v) above.

SEC. 9. *Certain practices forbidden.* It shall be a violation of this supplement to charge a price above the applicable maximum price in connection with any sale of a radio, either alone or in conjunction with any other consideration even though the price increase appears only indirectly.

The following is illustrative of the things a seller is not permitted to do. A seller is not permitted to require the purchaser, as a condition of the sale or transfer of a radio, to make payment over a period of time; to require him to finance the purchase through any particular lending agency; to require him to purchase any equipment, accessories, repairs, parts, or services so as to increase the total compensation above the radio's ceiling price; to require him to purchase any other commodity or service; or to require him to make payment in whole or in part by exchanging, transferring, or trading in any other radio, product or commodity. Where there is an exchange transfer or trade-in in connection with a sale, it is a violation for the seller to give the purchaser an allowance for the radio, product or commodity exchange, transferred, or traded in, which is less than its reasonable value.

PART 1370—ELECTRICAL APPLIANCES

[RMPR 111, Amdt. 13]

NEW HOUSEHOLD VACUUM CLEANERS AND ATTACHMENTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation No. 111 is amended in the following respects:

Section 25, *Appendix A* is amended by adding thereto in the proper alphabetical order the following model of vacuum cleaner and its retail ceiling price:

Manufacturer	Model No.	Description	Retail ceiling price
Kerway Corp.	"Kerway"	Cylinder type, included 10-piece attachment set	$64.50

This amendment shall become effective June 25, 1946.

Issued this 25th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11023; Filed, June 25, 1946; 11:42 a. m.]

SEC. 10. *Modification or provisions of this supplement.* The provisions of this supplement as applied to articles or persons subject thereto may be modified by orders of general applicability issued under this section:

SEC. 11. *Delivery charges.* (a) No charges for delivery by a dealer may be made for the following deliveries:

(1) Within the city limits of Honolulu.

(2) Within a radius of five miles of the seller's place of business on the Island of Oahu or any other island.

However, dealers are not required to make free delivery within the above free delivery zones if it was their practice, during April 1942, to make charges for delivery in these zones.

SEC. 12. *Tagging.* (a) No person may sell any radio covered by this supplement unless there is attached to the radio a tag or label containing the following:

(1) Brand name of radio.

(2) Model designation.

(3) OPA retail ceiling price including any delivery charges permitted under this regulation.

The mainland pretricketed price of the radio may be removed.

SEC. 13. *Provisions of Article III of Territorial Consumer Goods Regulation No. 1, applicable to this supplement.* The following provisions of Territorial Consumer Goods Regulation No. 1 are applicable to this supplement:

(a) Compliance with applicable supplement. (Section 3.1)

(b) Fractional prices for articles sold at retail. (Section 3.3)

(c) Records which must be kept. (Section 3.4)

(d) Sales slips and receipts. (Section 3.5)

(e) Transfers of business or stock in trade. (Section 3.6)

(f) Adjustable pricing. (Section 3.7)

(g) Petitions for amendment. (Section 3.8)

(h) Applications for adjustment. (Section 3.9)

This amendment shall become effective as of May 20, 1946.

Issued this 25th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–11000; Filed, June 25, 1946; 11:43 a. m.]

PART 1420—BREWERY, DISTILLERY AND WINERY PRODUCTS

[RMPR 259,[1] Amdt. 12]

MALT BEVERAGES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 259 is amended in the following respects:

1. Tables I and II are amended to read as follows:

TABLE I—INCREASES PERMITTED WHEN PRICING BY REFERENCE TO THE OCTOBER 1 TO 15, 1941, BASE PERIOD

NOTE: Do not use this table when pricing by reference to a March 1942 base period.

Brand	Size	Unit of pack	Permitted increase	
			Per barrel or case	Per bottle or can
				Cents
(When using this table as part of notification given under Sec. 2.3 insert here brand of domestic malt Beverage.)	Barrel	Barrel	$3.7700 per barrel	----
	½ barrel	½ barrel	$1.8850 per ½ bbl	----
	¼ barrel	¼ barrel	$0.9425 per ¼ bbl	----
	⅛ barrel	⅛ barrel	$0.4713 per ⅛ bbl	----
	64 oz. contrs	Case of 6 contrs	$0.3648 per case	6
	32 oz. contrs	Case of 12 contrs	$0.3648 per case	3
	16 oz. contrs	Case of 24 contrs	$0.3648 per case	1½
	12 oz. contrs	Case of 24 contrs	$0.2736 per case	1
	11 oz. contrs	Case of 24 contrs	$0.2508 per case	1
	8 oz. contrs	Case of 48 contrs	$0.3648 per case	¾
	7 oz. contrs	Case of 48 contrs	$0.3192 per case	¾
	8 oz. contrs	Case of 24 contrs	$0.1824 per case	¾
	7 oz. contrs	Case of 24 contrs	$0.1596 per case	¾
	6½ oz. contrs	Case of 24 contrs	$0.1482 per case	½
	6 oz. contrs	Case of 24 contrs	$0.1368 per case	½

TABLE II—INCREASES PERMITTED WHEN PRICING BY REFERENCE TO THE MARCH 1942 BASE PERIOD

NOTE: Do not use this table when pricing by reference to an October 1 to 15, 1941 base period.

Brand	Size	Unit of pack	Permitted increase	
			Per barrel or case	Per bottle or can
				Cents
(When using this table as part of notification given under Sec. 2.3 insert here brand of domestic malt beverage.)	Barrel	Barrel	$3.2700 per bbl	----
	½ barrel	½ barrel	$1.6350 per ½ bbl	----
	¼ barrel	¼ barrel	$0.8175 per ¼ bbl	----
	⅛ barrel	⅛ barrel	$0.4088 per ⅛ bbl	----
	64-oz. contrs	Case of 6 contrs	$0.3165 per case	5½
	32-oz. contrs	Case of 12 contrs	$0.3165 per case	2¾
	16-oz. contrs	Case of 24 contrs	$0.3165 per case	1⅓
	12-oz. contrs	Case of 24 contrs	$0.2373 per case	1
	11-oz. contrs	Case of 24 contrs	$0.2176 per case	1
	8-oz. contrs	Case of 48 contrs	$0.3165 per case	¾
	7-oz. contrs	Case of 48 contrs	$0.2769 per case	¾
	8-oz. contrs	Case of 24 contrs	$0.1582 per case	¾
	7-oz. contrs	Case of 24 contrs	$0.1384 per case	¾
	6½-oz. contrs	Case of 24 contrs	$0.1286 per case	½
	6-oz. contrs	Case of 24 contrs	$0.1187 per case	½

2. The second paragraph of the statement appearing in section 2.3 (a) is amended to read as follows:

These maximum prices are based on the highest price we charged to each class of purchasers during the period October 1 to 15, 1941, plus an increase of $1.77 per barrel for reduced volume, approved wage increases, and increased raw material costs, and $2 per barrel for excise tax charges. They include all Federal taxes and (specify State and local taxes, if any, included). The Office of Price Administration requires you to keep this notice for examination.

3. The second paragraph of the statement appearing in section 2.3 (b) is amended to read as follows:

These maximum prices are based on the highest price we charged to each class of purchasers during March 1942, plus an increase of $1.27 per barrel for reduced volume, approved wage increases, and increased raw material costs, and $2 per barrel for excise tax charges. They include all Federal taxes and (specify State and local taxes, if any, included). The Office of Price Administration requires you to keep this notice for examination.

4. Table III is amended to read as follows:

TABLE III—BREWER'S BASIC PRICES[1]

	Beer		Ale		Porter		Stout		Half and half	
	Sales to wholesaler	Sales to retailer	Sales to wholesaler	Sales to retailer	Sales to wholesaler	Sales to retailer	Sales to wholesaler	Sales to retailer	Sales to wholesaler	Sales to retailer
Barrel	$16.17	$18.59	$16.47	$18.91	$16.47	$18.91	$16.47	$18.91	$16.47	$18.91
½ barrel	8.09	9.30	8.24	9.46	8.24	9.46	8.24	9.46	8.24	9.46
¼ barrel	4.05	4.65	4.11	4.72	4.11	4.72	4.11	4.72	4.11	4.72
⅛ barrel	2.13	2.43	2.16	2.47	2.16	2.47	2.16	2.47	2.16	2.47
Case of—										
48/7 oz	2.21	2.71	2.24	2.74	2.24	2.74	2.24	2.74	2.24	2.74
48/8 oz	2.43	2.88	2.46	2.91	2.46	2.91	2.46	2.91	2.46	2.91
24/11 oz	1.51	1.81	1.54	1.84	1.54	1.84	1.54	1.84	1.54	1.84
24/12 oz	1.52	1.82	1.55	1.85	1.55	1.85	1.55	1.85	1.55	1.85
24/16 oz	2.00	2.18	2.03	2.21	2.03	2.21	2.03	2.21	2.03	2.21
12/24 oz	1.61	1.94	1.64	1.97	1.64	1.97	1.64	1.97	1.64	1.97
12/32 oz	1.92	2.24	1.95	2.27	1.95	2.27	1.95	2.27	1.95	2.27
6/64 oz	1.80	2.09	1.83	2.12	1.83	2.12	1.83	2.12	1.83	2.12

[1] Prices listed in this table for sales to wholesalers are f. o. b. brewery platform and for sales to retailers are delivered prices. They include all Federal taxes, and brewer's cost for containers and case furnished by the brewer but to be returned by the purchaser. They do not include state and local taxes, the exact amount of which may be added if paid by the brewer, or the repurchase price of or deposits to assure return of containers and case which may be charged as provided in section 5.2.

[1] 10 F.R. 10212, 11905, 14901; 11 F.R. 1212, 1526, 5442.

5. Section 2.9 is amended by adding the following paragraph:

(e) If a seller's maximum price is established by order issued under section 2.9, he may add to such maximum price the applicable increase set forth below:

Size	Unit of pack	Permitted increase (per bbl. or case)
Barrel	Barrel	$1.27
½ barrel	½ barrel	$0.6350
¼ barrel	¼ barrel	$0.3125
⅛ barrel	⅛ barrel	$0.1613
64 oz. contrs	Case of 6 contrs	$0.1248
32 oz. contrs	Case of 12 contrs	$0.1248
16 oz. contrs	Case of 24 contrs	$0.1248
12 oz. contrs	Case of 24 contrs	$0.0936
11 oz. contrs	Case of 24 contrs	$0.0936
8 oz. contrs	Case of 48 contrs	$0.1248
7 oz. contrs	Case of 48 contrs	$0.1092
8 oz. contrs	Case of 24 contrs	$0.0624
7 oz. contrs	Case of 24 contrs	$0.0546
6½ oz. contrs	Case of 24 contrs	$0.0499
6 oz. contrs	Case of 24 contrs	$0.0461

6. Section 2.10 is amended by adding the following paragraph:

(g) *Increases to maximum prices established under section 2.10.* If a seller's maximum price is established under section 2.10, he may add to such maximum price the applicable increase set forth below:

Size	Unit of pack	Permitted increase (per bbl. or case)
Barrel	Barrel	$1.27
½ barrel	½ barrel	$0.6350
¼ barrel	¼ barrel	$0.3125
⅛ barrel	⅛ barrel	$0.1613
64 oz. contrs	Case of 6 contrs	$0.1248
32 oz. contrs	Case of 12 contrs	$0.1248
16 oz. contrs	Case of 24 contrs	$0.1248
12 oz. contrs	Case of 24 contrs	$0.0936
11 oz. contrs	Case of 24 contrs	$0.0868
8 oz. contrs	Case of 48 contrs	$0.1248
7 oz. contrs	Case of 48 contrs	$0.1092
8 oz. contrs	Case of 24 contrs	$0.0624
7 oz. contrs	Case of 24 contrs	$0.0546
6½ oz. contrs	Case of 24 contrs	$0.0499
6 oz. contrs	Case of 24 contrs	$0.0461

This amendment shall become effective July 1, 1946.[1]

Issued this 25th day of June 1946.

PAUL A. PORTER,
Administrator.

Approved: June 17, 1946.

CHARLES F. BRANNAN,
Acting Secretary of Agriculture.

[F. R. Doc. 46–10997; Filed, June 25, 1946; 11:42 a. m.]

PART 1362—CERAMIC PRODUCTS

[RMPR 206, Amdt. 21]

VITRIFIED CLAY SEWER PIPE AND ALLIED PRODUCTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 206 is amended in the following respects:

1. In the table in section 5.3 the percentage discounts for discounts numbers 6 and 14 are amended to read as follows:

PERCENTAGE DISCOUNTS

Discount No.	1-10 cents	11-13 cents	14-16 cents	17-19 cents	20-22 cents	23-25 cents	26-28 cents	29-31 cents	32-34 cents	35-37 cents	38-40 cents	41-43 cents	44-46 cents	47-49 cents	50-52 cents
6	52	51	50	49	48	47	46	45	44	43	42	41	40	39	38
14	40	39	37	36	34	33	31	30	28	27	25	24	22	21	19

2. In Table 20 of section 5.5 the prices for 36" nominal diameter is amended to read as follows:

Akron rail freight rate		1-10 cents	11-13 cents	14-16 cents	17-19 cents	20-22 cents	23-25 cents	26-28 cents	29-31 cents	32-34 cents	35-37 cents	38-40 cents	41-43 cents	44-46 cents	47-49 cents
Nominal diameter (inches)	List weight per foot (pounds)	Schedule No.													
		1	2	3	4	5	6	7	8	9	10	11	12	13	14
36	550	11.4158	11.5874	11.7590	11.9036	12.1022	12.2738	12.4454	12.6170	12.7886	12.9602	13.1318	13.3034	13.4750	13.6466

This amendment shall become effective July 1, 1946.

Issued this 25th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–10994; Filed, June 25, 1946; 11:41 a. m.]

TITLE 46—SHIPPING

Chapter III—War Shipping Administration.

[G.O. 29, Revocation]

PART 341—SHIP WARRANT RULES AND REGULATIONS

SUBPART I—SUSPENSION OF RATE CEILINGS

General Order 29 (§ 341.75) and supplements 1 to 11 inclusive (8 F.R. 1597, 2605, 4525, 9230, 10910, 13514, 16298; 9 F.R. 2415, 6114, 9916, 13532; 10 F.R. 2448) are hereby revoked.

[SEAL] GRANVILLE CONWAY,
Administrator.

JUNE 24, 1946.

[F. R. Doc. 46–10988; Filed, June 25, 1946; 11:37 a. m.]

[1] See RMPR 259, Amdt. 13, *supra.*

Notices

DEPARTMENT OF AGRICULTURE.

Rural Electrification Administration.

[Administrative Order 1051]

ALLOCATION OF FUNDS FOR LOANS

MAY 1, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	*Amount*
Florida 15K Lafayette	$428,000
Georgia 31G Upson	129,000
Missouri 42L Caldwell	199,000
Missouri 55H Cedar	268,000
North Dakota 32A Oliver	500,000
Tennessee 37D Hawkins	465,000
Texas 23L McCulloch	180,000
Texas 30U Upshur	230,000
Virginia 29S Nelson	75,000
Wisconsin 40N Barron	100,000

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 46–10951; Filed, June 25, 1946; 11:15 a. m.]

[Administrative Order 1057]

ALLOCATION OF FUNDS FOR LOANS

MAY 8, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	*Amount*
Alabama 28F Chambers	$695,000
Georgia 95E Clinch	234,000
Iowa 3H Plymouth	50,000
Iowa 59G Woodbury	90,000
Kentucky 18H Meade	180,000
Kentucky 51D Hardin	490,000
Montana 15F Fergus	420,000
Montana 21G Big Horn	50,000
North Carolina 16H Edgecombe	50,000
North Carolina 39K Union	193,000
North Carolina 49G Surry	289,000
North Carolina 51E Hoke	410,000
Oklahoma 28F Pawnee	390,000
South Carolina 34E Newberry	147,000
South Carolina 37K Lexington	50,000
Texas 60H Lynn	150,000
Washington 35F Pend Oreille	130,000
Wisconsin 35L Richland	70,000
Wisconsin 60G Waushara	72,000

[SEAL] CARL HAMILTON,
Acting Administrator.

[F. R. Doc. 46–10957; Filed, June 25, 1946; 11:19 a. m.]

[Administrative Order 1040]

ALLOCATION OF FUNDS FOR LOANS

APRIL 11, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	*Amount*
Alabama 27F Conecuh	$510,000
Georgia 74N Jefferson	50,000
Missouri 22G Howard	105,000
Missouri 44H Grundy	252,000
Montana 25C Sheridan	50,000
North Carolina 33G Martin	225,000
North Dakota 31A Burke	600,000
Oklahoma 10M Cleveland	264,000
Wisconsin 47L Jackson	50,000

[SEAL] WILLIAM J. NEAL,
Acting Administrator.

[F. R. Doc. 46-10940; Filed, June 25, 1946; 11:17 a. m.]

[Administrative Order 1041]

ALLOCATION OF FUNDS FOR LOANS

APRIL 12, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	*Amount*
Arkansas 9P Craighead	$580,500
Indiana 100D Newton	40,000
Louisiana 9N Lafayette	108,000
Missouri 30S Lawrence	302,000
Missouri 47K Cooper	323,000
Oklahoma 15N Tillman	229,000
Oregon 14L Umatilla	40,000
Pennsylvania 15S Bradford	70,000
Tennessee 32C Hickman	376,000
Wisconsin 41G Vernon	130,000

[SEAL] WILLIAM J. NEAL,
Acting Administrator.

[F. R. Doc. 46-10941; Filed, June 25, 1946; 11:17 a. m.]

[Administrative Order 1042]

ALLOCATION OF FUNDS FOR LOANS

APRIL 12, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	*Amount*
Arkansas 10N Pulaski	$39,000
Idaho 15E Idaho	183,000
Missouri 45F Osage	218,000
North Carolina 47F Wake	319,000
Oklahoma 2N Kay	263,000
Tennessee 31C McNairy	570,000
Virginia 11X Rockingham	840,000

[SEAL] WILLIAM J. NEAL,
Acting Administrator.

[F. R. Doc. 46-10942; Filed, June 25, 1946; 11:17 a. m.]

[Administrative Order 1043]

ALLOCATION OF FUNDS FOR LOANS

APRIL 15, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	*Amount*
Indiana 35D Jasper	$40,000
Mississippi 41N Pike	510,000
Texas 56K Lubbock	293,000
Virginia 30M Bath	250,000

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 46-10943; Filed, June 25, 1946; 11:16 a. m.]

[Administrative Order 1044]

ALLOCATION OF FUNDS FOR LOANS

APRIL 16, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for a loan for the project and in the amount as set forth in the following schedule:

Project designation:	*Amount*
North Dakota 39A P. G.	$612,500

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 46-10944; Filed, June 25, 1946; 11:16 a. m.]

[Administrative Order 1045]

ALLOCATION OF FUNDS FOR LOANS

APRIL 17, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amount as set forth in the following schedule:

Project designation:	*Amount*
Minnesota 1S Kanabec	$1,737,000
Minnesota 25H McLeod	55,000
Minnesota 35H Brown	17,000
Minnesota 48N Anoka	202,000
Minnesota 63S Scott	115,000
Minnesota 70G Hennepin	1,151,500
Minnesota 71H Blue Earth	52,000
Minnesota 81F Aitkin	150,000
Minnesota 89H Pine	215,000

WILLIAM J. NEAL,
Acting Administrator.

[F. R. Doc 46-10945; Filed, June 25, 1946; 11:16 a. m.]

[Administrative Order 1046]

ALLOCATION OF FUNDS FOR LOANS

APRIL 18, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	*Amount*
Alabama 21G Cherokee	$350,000
Alabama 26H Barbour	400,000
Indiana 7H Whitley	65,000
South Carolina 29E Sumter	177,000
Wisconsin 19M Chippewa	150,000
Wisconsin 52G Crawford	67,000
Wisconsin 54H Polk-Burnett	105,000
Wyoming 3H Fremont	86,000

WILLIAM J. NEAL,
Acting Administrator.

[F. R. Doc. 46-10946; Filed, June 25, 1946; 11:16 a. m.]

[Administrative Order 1047]

ALLOCATION OF FUNDS FOR LOANS

APRIL 18, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	*Amount*
Georgia 65M Irwin	$465,000
Minnesota 82G Becker	360,000
Mississippi 36R Marion	596,000
Montana 27B Glasgow	275,000
Oklahoma 23F Okmulgee	352,000
South Carolina 35H Abbeville	206,550
Texas 93L DeWitt	240,000

[SEAL] WILLIAM J. NEAL,
Acting Administrator.

[F. R. Doc. 46-10947; Filed, June 25, 1946; 11:15 a. m.]

[Administrative Order 1048]

ALLOCATION OF FUNDS FOR LOANS

APRIL 23, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	*Amount*
Arkansas 28C Conway	$230,000
Indiana 83F Dubois	65,000
Minnesota 34M Stearns	325,000
Missouri 28N Barton	79,000
Nebraska 93A Valley	389,000
North Carolina 58D Lee	50,000
Oklahoma 22R Cotton	290,000
South Dakota 28A McCook	300,000
Texas 114F Tom Green	160,000

[SEAL] WILLIAM J. NEAL,
Acting Administrator.

[F. R. Doc. 46-10948; Filed, June 25, 1946; 11:18 a. m.]

[Administrative Order 1049]

ALLOCATION OF FUNDS FOR LOANS

APRIL 26, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	*Amount*
Arkansas 18N Carroll	$620,000
Minnesota 66H Nobles	315,000
Nebraska 76W Southern Nebraska District Public	360,000
Nebraska 77AB Norris District Public	325,000
North Dakota 13F Foster	660,000
Ohio 59G Morrow	50,000
Tennessee 46 E Warren*	250,000
Texas 94 K Gonzales	25,000

CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 46-10949; Filed, June 25, 1946; 11:19 a. m.]

[Administrative Order 1050]

ALLOCATION OF FUNDS FOR LOANS

MAY 1, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	*Amount*
Mississippi 22H Leake	$454,000
Montana 24C Blaine	25,000
North Carolina 35H Davidson	323,000
Oklahoma 21K Washita	61,000
Oklahoma 24K Lincoln	115,000
Oklahoma 31F Woodward	422,000
South Dakota 30A Kingsbury	400,000
Texas 104F Mitchell	230,000
Wisconsin 49M Dunn	125,000

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 46-10950; Filed, June 25, 1946; 11:15 a. m.]

[Administrative Order 1052]

ALLOCATION OF FUNDS FOR LOANS

MAY 2, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	*Amount*
Kentucky 37K Owen	$610,000
Kentucky 45F Anderson	360,000
Kentucky 55N Henderson-Union	560,000
Mississippi 1G Monroe	360,000
Missouri 40L Pettis	348,000

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 46-10952; Filed, June 25, 1946; 11:15 a. m.]

[Administrative Order 1053]

ALLOCATION OF FUNDS FOR LOANS

MAY 2, 1946.

By virtue of the authority vested in me by the provisions of section 5 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	*Amount*
Texas 54U Wood	$10,000
Texas 126C Gregg	10,000
Texas 138B Camp	5,000

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 46-10953; Filed, June 25, 1946; 11:15 a. m.]

[Administrative Order 1054]

ALLOCATION OF FUNDS FOR LOANS

MAY 3, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	*Amount*
Iowa 60K Emmet-Dickinson	$275,000
Iowa 77H Davis	270,000
Louisiana 11G Bossier	180,000
Louisiana 19F Jefferson Davis	82,000
Maine 8F Aroostook	94,000
Texas 144A Kinney	253,000

[SEAL] WILLIAM J. NEAL,
Acting Administrator.

[F. R. Doc. 46-10954; Filed, June 25, 1946; 11:15 a. m.]

[Administrative Order 1055]

ALLOCATION OF FUNDS FOR LOANS

MAY 6, 1946.

I hereby amend:

(a) Administrative Order No. 612, dated August 4, 1941, by reducing the allocation of $175,000 therein made for "Indiana 2102A1 Clay*" by $169,705 so that the reduced allocation shall be $5,295; and

(b) Administrative Order No. 616, dated August 30, 1941, by reducing the allocation of $12,000 therein made for "Tennessee 2037A2 Hawkins" by $5,252.99 so that the reduced allocation shall be $6,747.01.

[SEAL] CARL HAMILTON,
Acting Administrator.

[F. R. Doc. 46-10955; Filed, June 25, 1946; 11:15 a. m.]

[Administrative Order 1060]

ALLOCATION OF FUNDS FOR LOANS

MAY 8, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	*Amount*
Oklahoma 32B Comanche	$427,000
Texas 100L Washington	300,000

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 46-10960; Filed, June 25, 1946; 11:19 a. m.]

[Administrative Order 1056]

ALLOCATION OF FUNDS FOR LOANS

MAY 7, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	*Amount*
Florida 17M Jackson	$135,000
Illinois 39L Fulton	198,000
Mississippi 38K Warren	495,000
Nebraska 91A Franklin	443,000
Virginia 27T Nottoway	407,000

[SEAL] CARL HAMILTON,
Acting Administrator.

[F. R. Doc. 46-10956; Filed, June 25, 1946; 11:20 a. m.]

[Administrative Order 1058]

ALLOCATION OF FUNDS FOR LOANS

MAY 8, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	*Amount*
Colorado 33G Dolores	$190,000
Michigan 33L Charlevoix	175,000
Missouri 56G Sullivan	281,000
Oklahoma 27H Bryan	71,000
South Carolina 26K Darlington	198,000
Wisconsin 29H Clark	175,000

[SEAL] CARL HAMILTON,
Acting Administrator.

[F. R. Doc. 46-10958; Filed, June 25, 1946; 11:15 a. m.]

[Administrative Order 1059]

ALLOCATION OF FUNDS FOR LOANS

MAY 8, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	*Amount*
Iowa 2G Sioux	$98,000
Kansas 34K Barton	295,000
Mississippi 34H Leflore	620,000
Texas 89F Houston	200,000
Texas 118D Henderson	50,000
Wisconsin 57L Rusk	148,000

[SEAL] CARL HAMILTON,
Acting Administrator.

[F. R. Doc. 46-10959; Filed, June 25, 1946; 11:17 a. m.]

[Administrative Order 1061]

ALLOCATION OF FUNDS FOR LOANS

MAY 10, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums author-

ized by said act, funds for a loan for the project and in the amount as set forth in the following schedule:

Project designation:	*Amount*
Kentucky 38L Fulton	$331,000

[SEAL] WILLIAM J. NEAL,
Acting Administrator.

[F. R. Doc. 46-10961; Filed, June 25, 1946; 11:19 a. m.]

[Administrative Order 1063]

ALLOCATION OF FUNDS FOR LOANS

MAY 15, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	*Amount*
Florida 23G Levy	$173,000
Illinois 36G Jasper	465,000
Indiana 35E Jasper	235,000
Kansas 39H Pottawatomie	238,000
Kentucky 3L Jackson	670,000
Louisiana 12P Franklin	55,000
Louisiana 17M Claiborne	470,000
Maine 12D Washington	44,000
Missouri 27G Andrew	270,000
Missouri 51G Nodaway	220,000
Montana 12G Missoula	180,000
Montana 17F Rosebud	20,000
North Carolina 32G Person	92,000

[SEAL] CARL HAMILTON,
Acting Administrator.

[F. R. Doc. 46-10963; Filed, June 25, 1946; 11:21 a. m.]

[Administrative Order 1062]

ALLOCATION OF FUNDS FOR LOANS

MAY 10, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the project and in the amount as set forth in the following schedule:

Project designation:	*Amount*
Iowa 47H Franklin	$1,100,000

[SEAL] WILLIAM J. NEAL,
Acting Administrator.

[F. R. Doc. 46-10962; Filed, June 25, 1946; 11:21 a. m.]

[Administrative Order 1070]

ALLOCATION OF FUNDS FOR LOANS

MAY 23, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for a loan for the project and in the amount as set forth in the following schedule:

Project designation:	*Amount*
Wisconsin 64Y La Crosse	$3,380,000

[SEAL] WILLIAM J. NEAL,
Acting Administrator.

[F. R. Doc. 46-10968; Filed, June 25, 1946; 11:20 a. m.]

[Administrative Order 1064]

ALLOCATION OF FUNDS FOR LOANS

MAY 15, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	*Amount*
Illinois 12M Bureau	$160,000
Indiana 46D Miami	95,000
Iowa 34 U Jones	255,000
Kentucky 27K Boyle	624,000
Montana 19F Stillwater	140,000
Nebraska 64E York District Public	361,600
Nebraska 65F Wayne District Public	187,000
New York 21C Steuben	50,000
North Dakota 11T Cass	400,000
Ohio 93L Washington	40,000
Oregon 17H Douglas	90,000
Pennsylvania 4P Crawford	125,000
Pennsylvania 14C Clearfield	32,000
South Carolina 21L Lancaster	50,000
South Carolina 31H Horry	240,000
Tennessee 9T Macon	82,000
Tennessee 38C Jefferson	350,000
Texas 54V Wood	100,000
Texas 59K Lamb	100,000
Texas 99H Jones	200,000
Texas 106F Taylor	223,000
Texas 108G Swisher	155,000
Texas 115F Grimes	255,000
Virginia 31M Mecklenburg	576,000
Washington 8N Benton	350,000
Wisconsin 58E Price	328,000

[SEAL] CARL HAMILTON,
Acting Administrator.

[F. R. Doc. 46-10964; Filed, June 25, 1946; 11:21 a. m.]

[Administrative Order 1067]

ALLOCATION OF FUNDS FOR LOANS

MAY 17, 1946.

By virtue of the authority vested in me by the provisions of section 5 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	*Amount*
Indiana 103B Corydon	$12,000
North Carolina 23U Caldwell	50,000
North Carolina 49H Surry	50,000

[SEAL] CARL HAMILTON,
Acting Administrator.

[F. R. Doc. 46-10965; Filed, June 25, 1946; 11:20 a. m.]

[Administrative Order 1069]

ALLOCATION OF FUNDS FOR LOANS

MAY 20, 1946.

I hereby amend:

(a) Administrative Order No. 976, dated October 19, 1945, by rescinding the allocation of $110,000 therein made for "California 30A Butte."

[SEAL] WILLIAM J. NEAL,
Acting Administrator.

[F. R. Doc. 46-10967; Filed, June 25, 1946; 11:20 a. m.]

[Administrative Order 1068]

ALLOCATION OF FUNDS FOR LOANS

MAY 17, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	*Amount*
Kansas 27K Morris	$265,000
Nebraska 59H Butler District Public	255,000
Texas 55L Floyd	105,000
Texas 87L Karnes	260,000
Wisconsin 63G Bayfield	140,000

CARL HAMILTON,
Acting Administrator.

[F. R. Doc. 46-10966; Filed, June 25, 1946; 11:20 a. m.]

[Administrative Order 1072]

ALLOCATION OF FUNDS FOR LOANS

MAY 23, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	*Amount*
Florida 16M Sumter	$494,000
Louisiana 9P Lafayette	204,000
Michigan 26W Ingham	72,000
Missouri 43L Laclede	83,000
Nebraska 83B Custer District Public	176,000
North Carolina 31K Halifax	490,000
North Carolina 43M Jones	44,000
North Carolina 52F Cumberland	50,000
North Dakota 33A Stark	500,000
Oklahoma 20H Garvin	315,000
Oklahoma 29G Hughes	129,000
South Dakota 7H Lincoln	75,000
South Dakota 11F Pennington	80,000
Virginia 35K Madison	80,000

[SEAL] WILLIAM J. NEAL,
Acting Administrator.

[F. R. Doc. 46-10970; Filed, June 25, 1946; 11:17 a. m.]

[Administrative Order 1083]

ALLOCATION OF FUNDS FOR LOANS

JUNE 5, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	*Amount*
Kentucky 35N Warren	$270,000
North Carolina 23V Caldwell	360,000
Pennsylvania 17N Armstrong	269,000
Texas 75H Wharton	115,000
Washington 36E Adams	215,000
Wisconsin 14P Oconto	150,000

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 46-10979; Filed, June 25, 1946; 11:19 a. m.]

[Administrative Order 1071]

ALLOCATION OF FUNDS FOR LOANS

MAY 23, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for a loan for the project and in the amount as set forth in the following schedule:

Project designation:	*Amount*
Minnesota 10H Carlton	$670,000

[SEAL] WILLIAM J. NEAL,
Acting Administrator.

[F. R. Doc. 46-10969; Filed, June 25, 1946; 11:19 a. m.]

[Administrative Order 1074]

ALLOCATION OF FUNDS FOR LOANS

MAY 24, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	*Amount*
Illinois 2L Wayne	$570,000
Missouri 37K Bates	287,000
Missouri 69A Barry	177,000
Oregon 32B Columbia	190,000
Texas 61K Coleman	287,000
Texas 96N Victoria	117,000
Wisconsin 55L Adams	230,000
Wyoming 12D Park	40,000

[SEAL] WILLIAM J. NEAL,
Acting Administrator.

[F. R. Doc. 46-10972; Filed, June 25, 1946; 11:18 a. m.]

[Administrative Order 1075]

ALLOCATION OF FUNDS FOR LOANS

MAY 24, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	*Amount*
Colorado 14L Alamosa	$288,000
Georgia 74P Jefferson	245,000
Kansas 14E Sumner-Cowley	360,000
Kansas 28E Norton	301,000
Louisiana 7G Grant	585,000
Missouri 23L Lewis	64,000
Missouri 33K Butler	221,000
Missouri 50L Lafayette	150,000
Washington 46B Ferry District Public	90,000

[SEAL] WILLIAM J. NEAL,
Acting Administrator.

[F. R. Doc. 46-10973; Filed, June 25, 1946; 11:21 a. m.]

[Administrative Order 1073]

ALLOCATION OF FUNDS FOR LOANS

MAY 23, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	*Amount*
Alabama 32L Geneva	$635,000
Alabama 33D St. Clair	355,000
Arkansas 31F Ashley	190,000
Colorado 15K Morgan	540,000
Colorado 22K Boulder	393,000
Georgia 35M Walton	341,000
Georgia 51L Newton	221,000
Georgia 58K Butts	507,000
Illinois 18Z Pike	175,000
Illinois 21U Menard	500,000
Illinois 27F Edgar	325,000
Illinois 34H Jackson	280,000
Iowa 16G Monona	80,000
Kansas 15K Dickinson	411,000
Louisiana 6H St. Mary	77,000
Mississippi 39N Jackson	685,000
Missouri 48H Newton	266,000
North Carolina 21P Sampson	73,000
North Carolina 34H Anson	441,000
Ohio 94E Adams	233,000
Oklahoma 18H Beckham	138,000
South Carolina 14U Aiken	342,000
Tennessee 20H Gibson	500,000
Tennessee 35D Marion	545,000
Texas 21H Milam	145,000
Wisconsin 43L Grant	290,000

[SEAL] WILLIAM J. NEAL,
Acting Administrator.

[F. R. Doc. 46-10971; Filed, June 25, 1946; 11:21 a. m.]

[Administrative Order 1076]

ALLOCATION OF FUNDS FOR LOANS

MAY 24, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for a loan for the project and in the amount as set forth in in the following schedule:

Project designation:	*Amount*
North Dakota 19R Grand Forks	$550,000

[SEAL] WILLIAM J. NEAL,
Acting Administrator.

[F. R. Doc. 46-10974; Filed, June 25, 1946; 11:21 a. m.]

[Administrative Order 1087]

ALLOCATION OF FUNDS FOR LOANS

JUNE 6, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	*Amount*
Minnesota 57T Ottertail	$125,000
New Mexico 4U Eddy	365,000
Texas 85G Wise	100,000
Wyoming 23C Shoshone	112,000

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 46-10982; Filed, June 25, 1946; 11:18 a. m.]

[Administrative Order 1079]

ALLOCATION OF FUNDS FOR LOANS

MAY 31, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for a loan for the project and in the amount as set forth in the following schedule:

Project designation:	*Amount*
California 32A San Bernardino	$270,000

[SEAL] CARL HAMILTON,
Acting Administrator.

[F. R. Doc. 46-10976; Filed, June 25, 1946; 11:18 a. m.]

[Administrative Order 1078]

ALLOCATION OF FUNDS FOR LOANS

MAY 24, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	*Amount*
Georgia 67N Bacon	$436,000
Georgia 103A Coweta	352,000
Kansas 33F Pratt	353,000
Kentucky 26L Todd	545,000
Mississippi 26G Panola	500,000
Montana 9M Yellowstone	55,000
Texas 45E Limestone	102,000
Texas 80K Collingsworth	100,000
Texas 88G Nueces	275,000
Texas 107L Martin	150,000
Washington 30G Stevens	110,000
Wisconsin 59C Washington Island	102,870

[SEAL] WILLIAM J. NEAL,
Acting Administrator.

[F. R. Doc. 46-10975; Filed, June 25, 1946; 11:18 a. m.]

[Administrative Order 1081]

ALLOCATION OF FUNDS FOR LOANS

MAY 31, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	*Amount*
Georgia 39G Hart	$264,000
Kentucky 57F Bell	478,000
Michigan 45AB Cass	20,000
Mississippi 45M Clarke-Lauderdale	525,000
Missouri 35H Adair	334,000
Missouri 41M Platte	291,000
Nebraska 92A Sheridan	459,000
Oklahoma 14H Love	46,000
South Dakota 33B Beadle	585,000
Texas 48H Hidalgo	187,000
Wyoming 10F Platte	260,000

[SEAL] CARL HAMILTON,
Acting Administrator.

[F. R. Doc. 46-10977; Filed, June 25, 1946; 11:19 a. m.]

[Administrative Order 1082]

ALLOCATION OF FUNDS FOR LOANS

JUNE 5, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	*Amount*
Alabama 36F DeKalb	$525,000
Florida 29F Gadsden	165,000
Kansas 31K Crawford	427,000
Minnesota 89K Pine	300,000
Tennessee 24F Montgomery	600,000
Texas 111H Austin	190,000
Virginia 22T Caroline	69,000
Virginia 28N Lancaster	52,000
Wisconsin 32M Pierce	55,000

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 46-10978; Filed, June 25, 1946; 11:19 a. m.]

[Administrative Order 1084]

ALLOCATION OF FUNDS FOR LOANS

JUNE 5, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	*Amount*
Florida 23G Hardee	$77,000
Iowa 49M Hardin	110,000
Iowa 57F Mitchell	94,000
Maryland 7P Caroline	687,000
South Carolina 28K Williamsburg	508,000
Texas 53H McLennan	182,000
Texas 118E Henderson	395,000
Virginia 37G Nansemond	169,000
Wisconsin 47M Jackson	275,000
Wisconsin 58F Price	47,000

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 46-10980; Filed, June 25, 1946; 11:19 a. m.]

[Administrative Order 1086]

ALLOCATION OF FUNDS FOR LOANS

JUNE 6, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	*Amount*
Arkansas 23G Mississippi	$123,000
Arkansas 30D Arkansas	190,000
Idaho 17K Fremont	200,000
Mississippi 28R Hancock	470,000
Pennsylvania 14H Clearfield	272,000
Utah 10B Iron	24,000
Wisconsin 64Z LaCrosse	500,000
Wyoming 16D Hot Springs	60,000

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 46-10981; Filed, June 25, 1946; 11:18 a. m.]

[Administrative Order 1088]

ALLOCATION OF FUNDS FOR LOANS

JUNE 7, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	*Amount*
Georgia 78F Habersham	$209,000
Illinois 48E Clay	200,000
Missouri 31H Mississippi	296,000
Montana 26C Valley	115,000
South Carolina 38G Oconee	160,000
Texas 11H Kaufman	40,000
Virginia 2L Craig	91,000

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 46-10983; Filed, June 25, 1946; 11:18 a. m.]

[Administrative Order 1089]

ALLOCATION OF FUNDS FOR LOANS

JUNE 10, 1946.

I hereby amend:

(a) Administrative Order No. 998, dated December 14, 1945, by reducing the allocation of $385,000 therein made for "Alabama 43B Marshall" by $200,000 so that the reduced allocation shall be $185,000.

CLAUDE R. WICKARD,
[SEAL] *Administrator.*

[F. R. Doc. 46-10984; Filed, June 25, 1946; 11:17 a. m.]

[Administrative Order 1090]

ALLOCATION OF FUNDS FOR LOANS

JUNE 7, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for a loan for the project and in the amount as set forth in the following schedule:

Project designation:	*Amount*
Texas 121E Brazos	$5,200,000

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 46-10985; Filed, June 25, 1946; 11:17 a. m.]

[Administrative Order 1091]

ALLOCATION OF FUNDS FOR LOANS

JUNE 11, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	*Amount*
Kansas 36B Linn	$635,000
North Carolina 55F Craven	25,000
Virginia 41N Prince William	296,000

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 46-10986; Filed, June 25, 1946; 11:17 a. m.]

CIVIL AERONAUTICS BOARD.

[Docket No. SA-118]

ACCIDENT OCCURRING AT WILLIMANTIC, CONN.

NOTICE OF HEARING

In the matter of investigation of accident involving aircraft of United States registry NC 88858 which occurred at Willimantic, Connecticut, on June 18, 1946.

Notice is hereby given, pursuant to the Civil Aeronautics Act of 1938, as amended, particularly section 702 of said act, in the above-entitled proceeding that hearing is hereby assigned to be held on Friday, June 28, 1946 at 9:30 a. m. (local time), in Parlor G, New Yorker Hotel, New York, New York.

Dated at Washington, D. C., June 25, 1946.

[SEAL] ROBERT W. CHRISP,
Presiding Officer.

[F. R. Doc. 46-10987; Filed, June 25, 1946; 11:31 a. m.]

FEDERAL TRADE COMMISSION.

[Docket No. 5446]

JACQUES KREISLER MFG. CORP.

NOTICE OF HEARING

In the matter of Jacques Kreisler Manufacturing Corporation, a corporation, Jacques Kreisler, President, and Tobias Stern, Secretary and Treasurer, of Jacques Kreisler Manufacturing Corporation.

Complaint. The Federal Trade Commission, having reason to believe that the parties respondent named in the caption hereof, and hereinafter more particularly designated and described, since June 19, 1936 have violated and are now violating the provisions of subsection (a), section 2 of the Clayton Act, as amended by the Robinson-Patman Act, approved June 19, 1936 (U.S.C. Title 15, Sec. 13), hereby issues its complaint, stating its charges with respect thereto as follows:

PARAGRAPH 1. Respondent, Jacques Kreisler Manufacturing Corporation, is a corporation organized and existing under the laws of the State of New Jersey with principal office and place of business located at 9015 Bergenline Avenue, North Bergen, New Jersey.

PAR. 2. Respondent, Jacques Kreisler, is the president, and respondent, Tobias Stern, is the secretary and treasurer of the respondent, Jacques Kreisler Manufacturing Corporation.

PAR. 3. Respondents are now, and have been since prior to June 19, 1936, engaged in the business of manufacturing jewelry products which they distribute and sell to retail jewelers located throughout the various states of the United States other than the State of New Jersey, causing said jewelry products, when sold, to be transported from the place of manufacture within said State of New Jersey to the purchasers thereof located in states other than the State of New Jersey. There is, and has been at all times herein

mentioned, a continuous current of trade and commerce in said jewelry products across state lines between respondents' factory and the purchasers of such products. Said jewelry products are distributed and sold for use, consumption and resale within the various states of the United States and the District of Columbia.

PAR. 4. Respondents, in the course and conduct of their business since June 19, 1936, have been and are now in substantial competition with other corporations, individuals, partnerships and firms engaged in the business of manufacturing, distributing, and selling jewelry products in commerce between and among the various states of the United States and the District of Columbia. Respondents' sales of jewelry products in 1945 amounted to approximately $2,500,000.

PAR. 5. In the course and conduct of their business, as aforesaid, since June 19, 1936, respondents have been, and are now, discriminating in price between different purchasers of their jewelry products of like grade and quality, which products are sold by respondents for use, consumption and resale within the various states of the United States, in that respondents have been, and are now, selling such products to some of their purchasers at lower prices than the prices given or allowed by respondents to other purchasers competitively engaged with the favored customers.

Respondents' discriminations in prices have included the granting and allowing certain purchasers larger discounts from list prices in the form of cash or credit invoices than those given or allowed by respondents to other purchasers. The extent of said discriminations in prices varies from differentials of 2½% to 25% from the list prices.

PAR. 6. Respondents, in early 1939, initiated and made effective their so-called "Kreisler Retro-Active Quantity Discount Plan". Under said Plan, customers of respondents were given and allowed a retroactive quantity discount based upon their total purchases of jewelry products during the calendar year as follows:

	Percent
$500	2½
$750	5
$1,000	7½
$1,500	10
$2,500	12½
$3,500	15
$5,500	17½
$7,500	20
$11,250	22½
$15,000 or over	25

Many of respondents' customers do not qualify to earn any retroactive quantity discounts; other customers qualify to earn a retroactive quantity discount from 2½% to 25%. Whether a customer qualifies to earn such a discount or not, respondents' methods in soliciting and receiving orders from all customers is the same. Respondents' salesmen customarily call on the customers at their respective and geographically separated places of business throughout the country and solicit and receive orders; such orders are transmitted to respondents who invoice and ship the merchandise to the purchasers at their respective places of business.

Many of respondents' customers are members of or affiliated with so-called chain organizations or other group buying organizations; even though such customers are separate, distinct and independent legal and business entities, doing business with respondents as aforesaid, respondents treat all the purchasers who are members of or affiliated with each such chain or group buying organization collectively, as constituting the purchases of a single customer, and grant to each of said customers the retroactive quantity discount which respondents have determined are applicable to a single purchaser who purchases the amount purchased by all collective members of each of the respective chain or group buying organization.

Respondents, on all purchases of solid gold jewelry, limit the customer to a maximum cumulative discount of 10% even though the total purchases of such products would place the customer in a higher discount bracket. However, the customer's purchases of solid gold jewelry are figured into the customer's total annual purchases of all jewelry products and thus the customer will receive a higher cumulative discount on the non-solid gold products.

Respondents, under their said retroactive discount plan, pay said discounts at the end of a calendar year in the form of a check or a letter of credit. One half of the discount earned is paid by the respondents, the other half is borne by the salesman covering the territory in which the customer is located. In 1945 approximately $141,510.82 was paid out under the said retroactive discount plan. Respondents made a special exception in connection with the purchases of three large retail customers by allowing the discount to be deducted from each purchase, viz., Kay Jewelry Stores, Washington, D. C. was allowed to deduct a discount of 25% from each invoice; Busch Credit Jewelers, Pittsburgh, Pa. and Finlay Strauss Stores, New York, N. Y., were allowed respectively to deduct a discount of 20% from each invoice. Under this special arrangement an adjustment would be made at the end of the calendar year if the said customers were entitled to a greater or a lesser discount. In the year 1945: Kay Jewelry Stores and Finlay Strauss Stores earned the discounts so deducted; Busch Credit Jewelers earned a discount of 25% and an adjustment was so made.

The following are representative of respondents' customers who received a retroactive discount for 1944, the percent of discount allowed and the actual amount of discount paid:

Name, City and State, Percent and Discount	
Lewis Jewelry Co., Cleveland, Ohio, 15	$588.68
Checel Jewelry Co., Cleveland, Ohio, 7½	107.49
Associated Barr Stores, Philadelphia, Pa., 17½	1,071.78
J. E. Caldwell Co., Philadelphia, Pa., 2½	13.20
R. Harris & Co., Washington, D. C., 5	494.59
Benson Jewelry Co., Washington, D. C., 5	40.90
Roberts Credit Jewelers, Inc., Baltimore, Md., 15	620.09
Reliable Store Corp., Baltimore, Md., 20	1,690.45
George Gerber Co., Providence, R. I., 15	699.92
Baird-North, Inc., Providence, R. I., 7½	77.24
Markson Bros., Boston, Mass., 15	807.20
Homer's, Inc., Boston, Mass., 7½	83.48
B. Spector & Bros., Inc., New Haven, Conn., 17½	1,010.55
Sykes & Libby, New Haven, Conn., 5	44.90
Moses Dyckman, New York, N. Y., 22½	1,542.13
Home Jewelry Co., New York, N. Y., 10	167.94

PAR. 7. The effect of the discriminations in prices as hereinabove set forth may be substantially to lessen competition in the sale and distribution of jewelry products in the respective lines of commerce in which respondents and their customers are engaged, and has been, and may be, to injure, destroy or prevent competition in the sale and distribution of said products with the respondents and with their customers who receive the benefits of such discriminatory prices.

Such discriminatory prices by the respondents between different purchasers of jewelry products of like grade and quality in interstate commerce in the manner and form aforesaid are in violation of the provisions of subsection (a) of section 2 of the Clayton Act described in the preamble hereof.

Wherefore, the premises considered, the Federal Trade Commission on this 17th day of June A. D. 1946, issued its complaint against said respondent.

Notice. Notice is hereby given you, Jacques Kreisler Manufacturing Corporation, a corporation, Jacques Kreisler, President, and Tobias Stern, Secretary and Treasurer, of Jacques Kreisler Manufacturing Corporation, respondents herein, that the 26th day of July, A. D. 1946, at 2 o'clock in the afternoon, is hereby fixed as the time, and the offices of the Federal Trade Commission in the City of Washington, D. C., as the place, when and where a hearing will be had on the charges set forth in this complaint, at which time and place you will have the right, under said act, to appear and show cause why an order should not be entered by said Commission requiring you to cease and desist from the violations of the law charged in the complaint.

You are notified and required, on or before the twentieth day after service upon you of this complaint, to file with the Commission an answer to the complaint. If answer is filed and if your appearance at the place and on the date above stated be not required, due notice to that effect will be given you. The rules of practice adopted by the Commission with respect to answers or failure to appear or answer (Rule IX) provides as follows:

In case of desire to contest the proceeding the respondent shall, within twenty (20) days from the service of the complaint, file with the Commission an answer to the complaint. Such answer shall contain a concise statement of the facts which con-

stitute the ground of defense. Respondent shall specifically admit or deny or explain each of the facts alleged in the complaint, unless respondent is without knowledge, in which case respondent shall so state.

* * * * *

Failure of the respondent to file answer within the time above provided and failure to appear at the time and place fixed for hearing shall be deemed to authorize the Commission, without further notice to respondent, to proceed in regular course on the charges set forth in the complaint.

If respondent desires to waive hearing on the allegations of fact set forth in the complaint and not to contest the facts, the answer may consist of a statement that respondent admits all the material allegations of fact charged in the complaint to be true. Respondent by such answer shall be deemed to have waived a hearing on the allegations of fact set forth in said complaint and to have authorized the Commission, without further evidence, or other intervening procedure, to find such facts to be true.

Contemporaneously with the filing of such answer the respondent may give notice in writing that he desires to be heard on the question as to whether the admitted facts constitute the violation of law charged in the complaint. Pursuant to such notice, the respondent may file a brief, directed solely to that question, in accordance with Rule XXIII.

In witness whereof, the Federal Trade Commission has caused this, its complaint, to be signed by its Secretary, and its official seal to be hereto affixed, at Washington, D. C., this 17th day of June, A. D. 1946.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 46-10931; Filed, June 25, 1946; 11:09 a. m.]

INTERSTATE COMMERCE COMMISSION.

[S. O. 536]

UNLOADING OF COMMODITIES AT MINNEAPOLIS, MINN.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 24th day of June A. D. 1946.

It appearing, that numerous cars containing various commodities at Minneapolis, Minnesota, on the Northern Pacific Railway Company, have been on hand for unreasonable lengths of time and that the delay in unloading said cars is impeding their use; in the opinion of the Commission an emergency exists requiring immediate action. It is ordered that:

Commodities at Minneapolis, Minnesota, on Nor. Pac. Ry. be unloaded. (a) The Northern Pacific Railway Company, its agents or employees, shall unload forthwith the following cars, now on hand at Minneapolis, Minnesota, consigned to the Carr Cullen Company.

Initial and No.	*Contents*
C&O, 3359	Lumber
Rdx., 102231	Glass
NYC, 199007	Lumber
NP, 13627	"
P.RR, 103258	Glass
P.RR, 122131	Lumber

(b) *Notice and expiration.* Said carrier shall notify V. C. Clinger, Director, Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where, and by whom such unloading was performed. Upon receipt of that notice this order shall expire. (40 Stat. 101, sec. 402; 41 Stat. 476, sec. 4; 54 Stat. 901, 911; 49 U.S.C. 1 (10)-(17), 15 (2))

It is further ordered, that this order shall become effective immediately; that a copy of this order and direction shall be served upon the Northern Pacific Railway Company, and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-10939; Filed, June 25, 1946; 11:25 a.m.]

OFFICE OF PRICE ADMINISTRATION.

[Rev. SO 119, Order 265]

STIMPSON COMPUTING SCALE CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* Stimpson Computing Scale Company, Logan and Breckinridge Streets, Louisville 4, Ky., may compute its adjusted ceiling prices for the meat choppers, mail scales and counter computing scales which it manufactures, as follows:

(1) For mail scale in its line during October 1941, the adjusted ceiling price is the highest price charged during that month to each class of purchaser increased by 15.0%.

(2) For meat choppers and counter computing scales in its line during October 1941, the adjusted ceiling price is the highest price charged during that month to each class of purchaser increased by 15.2%.

(3) For a meat chopper, mail scale or counter computing scale not in its line during October 1941, but which has a properly established ceiling price, in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular scale (exclusive of all permitted increases or adjustment charges) increased by the percentage determined in accordance with "Note 3" in section 8 of Revised Supplementary Order No. 119.

(4) For a meat chopper, mail scale or counter computing scale which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188; and prices so fixed may not be increased under this order.

(5) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

The adjustment charge determined in accordance with this order must be separately stated by the manufacturer on each invoice to a purchaser for resale.

(b) *Resellers' ceiling prices.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

A reseller who had a properly established maximum price in effect before this order was issued for an article covered by this order may add to that maximum price an adjusted charge in the same dollar-and-cents amount as the adjustment charge authorized by this order for, and which he had paid to his supplier.

If the reseller did not have a properly established maximum price for the article in effect before this order was issued he shall first determine a maximum price (exclusive of adjustment charges), and to that price he may add an adjustment charge in the same dollar-and-cents amount as the adjustment authorized by this order for, and which he has paid to, his supplier. To find his maximum price (exclusive of adjustment charges) for this purpose the reseller shall add to his invoice cost, less an adjustment charge stated on that invoice, the same percentage markup which he has on the "most comparable article" for which he has properly established ceiling price. For this purpose the "most comparable article" is the one which meets all of the following tests:

(1) It belongs to the narrowest trade category which includes the article being priced.

(2) Both it and the article being priced were purchased from the same class of supplier.

(3) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(4) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under Section 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

The provisions of Supplementary Order No. 153 shall not apply to resale prices determined under this order.

(c) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's terms, allowances and other price differentials in effect during March 1942, or which have been properly established under the applicable OPA regulation.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale, showing a price adjusted in accordance with the terms of this order, the seller shall notify the purchaser in writing of the methods established in paragraph (b) of this order for determining adjusted maximum prices for resales of the articles covered by this order. This notice may be given in any convenient form.

(e) *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

(f) *Effective date.* This order shall become effective on the 25th day of June 1946.

Issued this 24th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10899; Filed, June 24, 1946; 11:50 a. m.]

[Order 766 Under 3 (b)]

MARTIN STEEL PRODUCTS CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.3 (b) (2) of the General Maximum Price Regulation, *It is ordered:*

(a) The maximum prices f. o. b. Mansfield, Ohio, for sales to resellers by Martin Steel Products Corporation, Mansfield, Ohio, of prefabricated dwelling structures predominantly of metal, uninstalled, manufactured by Martin Steel Products Corporation, and as described in application dated April 9, 1946 which is on file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, Washington, D. C., shall be the sum of the following:

(1) Cost of direct materials, including fabricated products, at not exceeding maximum prices.

(2) Cost of direct labor, at rates not exceeding prevailing wage rates authorized by proper government agency.

(3) Other direct costs, including subcontracts.

(4) A percentage margin of the sum of (1), (2) and (3) above, amounting to 36 percent.

Direct cost, both labor and material, as used in this paragraph, do not include the following: salaries of plant supervisors, wages of watchmen, guards or inspectors, light, heat and power plant office expenses, fire and theft insurance, plant repair and maintenance, workmen's compensation, payroll taxes, property taxes, depreciation, welfare, safety vacation expenses, overtime, factory supplies and rent.

(b) On sales direct to the user, there may be added an additional markup of 10 percent of the maximum price computed under (a) above.

(c) On or before September 30, 1946, Martin Steel Products Corporation shall file with the Prefabrication and Building Equipment Price Branch, Office of Price Administration, a report giving the following information:

(1) Profit and loss statement covering prefabricated dwelling operations, showing complete analysis of cost of goods sold, and general administrative and selling costs for the four month period ending August 31, 1946.

(2) Profit and loss statement, balance sheets, and analysis of surplus covering over-all operations for the four month period ending August 31, 1946.

(d) Maximum prices for uninstalled sales by resellers.

(1) The maximum price f. o. b. the reseller's point of shipment for an uninstalled sale by a reseller of metal prefabricated dwelling structures manufactured by Martin Steel Products Corporation shall not exceed the sum of the following:

(i) The manufacturer's maximum f. o. b. plant price of which the reseller is notified in writing by the manufacturer.

(ii) A markup not in excess of 10 percent of the manufacturer's maximum f. o. b. plant price.

(iii) Inbound transportation expense.

(2) To the maximum price computed under (1), there may be added actual transportation expense to the destination specified by the purchaser. If shipment is made direct from factory to purchaser, the charge for transportation expense shall be computed on that basis.

(e) The maximum price on an installed basis of the items covered by this order, shall be determined in accordance with Revised Maximum Price Regulation 251.

(f) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective June 25, 1946.

Issued this 24th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10892; Filed, June 24, 1946; 11:47 a. m.]

[RMPR 136, Order 653]

AMERICAN BANTAM CAR CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 9, 10 and 11 (c) of Revised Maximum Price Regulation 136, *It is ordered:*

(a) American Bantam Car Company, Butler, Pa., is authorized to sell, f. o. b. plant, each Bantam trailer and optional extras described in subparagraphs (1) and (2) below, to resellers and purchasers at retail, at a price not to exceed those listed in subparagraph (2) below, plus Federal excise tax, state and local taxes on the sale or delivery of the trailer and extras and any cost of transporting it to the purchaser.

(1) *Description:*

Basic Trailer, Bantam, Supercargo, Model SV24, closed van, semi trailer, rated capacity 3 tons, payload 30,000 pounds, 24' long x 7' high, equipped with 9.00 x 20, 10 ply tires and tubes and other detailed specifications included in the report filed with this Office.

Additional 2' lengths, Designated as Models SV26, SV28, SV30 and SV32.

(2) *List prices.* The following applicable list prices, f. o. b. factory, to which shall be applied the seller's discount contained in subparagraph (i).

Basic trailer, Model SV24	$2,633.45
Additional 2 ft. lengths	64.22
Air brakes, 16½ x 6	68.22
22" wheels and rims	23.52
Special paint	76.29
Red and green paint	57.75
Double side doors	68.78
Winch tire carrier	19.23
Basket tire carrier	22.72

(i) Discounts off list prices:

	Percent
Dealers	30
Distributors	36
Additional quantity discounts (applicable to purchasers within the calendar year):	
50 to 99 units	½
100 to 149 units	1
150 to 199 units	1½
200 and over	2

(b) American Bantam Car Company is authorized to suggest to resellers a resale price for the trailers and optional extras contained in paragraph (a) (1) and (2) consisting of the list prices contained in paragraph (2) and those prices less 30% of list on sales from distributors to dealers.

(1) *Charges.* (i) A charge for transportation, if any, not to exceed the actual rail freight charge from the factory at Butler, Pennsylvania, to the railroad freight receiving station nearest to the place of business of the reseller.

(ii) A charge equal to the charge made by American Bantam Car Company to cover federal excise taxes.

(iii) A charge equal to reseller's expense for payment of state and local taxes on the purchase, sale or delivery of the trailer.

(c) A reseller of Bantam trailers in any of the territories or possessions of the United States is authorized to sell the trailer described in paragraph (a) at a price not to exceed the price established in paragraph (b) to which it may add a sum equal to the expense incurred or charged to it for payment of territorial and insular taxes, on the purchase, sale or introduction of the trailer; export premiums; boxing and crating for export purposes; marine and war risk insurance; and landing, wharfage and terminal operations.

(d) American Bantam Car Company shall report to this Office no later than December 31, 1946, cost data covering these trailers based on actual operations

for June, July, August, September, October and November 1946 but computed in accordance with the limitations of section 10 of Revised Maximum Price Regulation 136.

(e) All requests not granted herein are denied.

(f) This order may be amended or revoked by the Administrator at any time.

NOTE: Where the manufacturer's invoice charge to the reseller is increased or decreased from the previous invoice charge because the manufacturer has a newly established price under section 8 of Revised Maximum Price Regulation 136, due to substantial changes in design, specification or equipment of the trailer, the reseller may add to its price under paragraph (b) the increase in price, plus its customary markup on such a cost increase, but in case of a decrease in the price, the reseller must reduce its price under paragraph (b) by the amount of the decrease and its customary markup on such an amount.

This order shall become effective June 25, 1946.

Issued this 24th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10893; Filed, June 24, 1946; 11:47 a. m.]

[MPR 188, Order 132 Under Order A-2]

KELLY MFG. CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to paragraph 6 of Order A-2 under § 1499.159b of Maximum Price Regulation No. 188, it is ordered:

(a) *Manufacturer's maximum prices.* Kelly Manufacturing Company, of Rumney, N. H., may add the following adjustment charges to its maximum prices for sales to jobbers of the following articles which it manufactures, and which are fully described in its application dated May 31, 1946, resulting in the following adjusted maximum prices:

Article	Adjustment charge permitted by this order	Adjusted maximum price to jobbers
"Kelly Kwality" Grade AAA split wood crutches	*Per dozen* $0.90	*Per dozen* $10.20

The adjustment charges provided herein may be made and collected only when each is stated on each invoice.

The adjusted maximum prices are subject to the manufacturer's customary terms, discounts, allowances, and other price differentials in effect during March 1942 on sales to each class of purchaser.

(b) *Resellers' ceiling prices.* A reseller shall calculate his ceiling prices by adding to his invoice cost the same percentage markup which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is one which meets all of the following tests:

(1) It belongs to the narrowest trade category which includes the article being priced.

(2) Both it and the article being priced were purchased from the same class of supplier.

(3) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(4) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in effect during March 1942, or thereafter properly established under OPA regulations.

(d) *Notification.* On each sale and delivery at an adjusted price permitted by this order, Kelly Manufacturing Company, shall furnish any purchaser listed in paragraph (a) with an invoice containing the following notice:

NOTICE OF OPA ADJUSTMENT

We are permitted to make the adjustment charge appearing on this invoice by Order No. 132 under Order A-2 under MPR 188. You may determine your resale prices in accordance with the terms of that order.

(e) All requests not specifically granted by this order are hereby denied.

(f) The provisions of Supplementary Order No. 153 do not apply to resales of articles covered by this order.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 25th day of June 1946.

Issued this 24th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10894; Filed, June 24, 1946; 11:48 a. m.]

[RMPR 506, Amdt. 2 to Order 4]

BROOKVILLE GLOVE CO.

AUTHORIZATION OF MAXIMUM PRICES

Amendment No. 2 to Order No. 4 under section 4 (b) of Revised Maximum Price Regulation 506.

Maximum prices for staple work gloves. Granting maximum prices to the Brookville Glove Company, Brookville, Pa. Docket No. N6657-506-12-7.

For the reasons set forth in an opinion issued simultaneously herewith, *It is ordered:*

1. That Order No. 4 be, and it hereby is, amended in the following respects:

(a) The figure listed in the table under column A of paragraph (a), opposite the style numbers listed below, are amended to read as follows:

Style No.	Column A Manufacturer's prices	
	Group I Ceiling	Group II Ceiling
79	$3.82	$4.04
79TN	3.87	4.09
59X	3.87	4.09
59XTN	3.92	4.14
5958XNOTN	4.09	4.33

(b) A new item is added to paragraph (a) to read as follows:

Style No.	Glove description	Column A Manufacturer's prices	
		Group I Ceiling	Group II Ceiling
979	Men's 20 oz. quilted double palm, 12 oz. single thickness white back flannel, double safety cuff	$3.32	$3.54

2. That the Brookville Glove Company take such action as is required by paragraph (d) of Order No. 4 with respect to the maximum prices established by this amendment.

This amendment may be revoked or amended by the Price Administrator at any time.

A copy of this amendment has been filed today with the Secretary of the Office of Price Administration at Washington, D. C., where it is open to inspection by the public.

This amendment shall become effective June 25, 1946.

Issued June 24, 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10895; Filed, June 24, 1946; 11:48 a. m.]

[RMPR 528, Order 122]

FIRESTONE TIRE & RUBBER CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 16 (d) of Revised Maximum Price Regulation 528, *It is ordered:*

(a) The maximum prices for the following sizes and types of new tires manufactured by The Firestone Tire and Rubber Company, Akron, Ohio, shall be:

Indianapolis racing equipment

Size	Ply	Tread type	Maximum tire	Price each tube
		Indianapolis:		
5.50-18	6	DC	$14.41	$3.10
6.00-16	6	DC	14.88	3.25
6.00-18	6	FB	16.04	3.30
6.00-19	6		17.20	3.45
6.00-20	6	FB	17.50	3.45
6.50-16	6	DC	17.08	3.75
6.50-18	6	FB	18.44	4.00
6.50-19	6	DC	19.07	4.15
6.50-20	6	FB	19.32	4.25
7.00-16	6	DC	19.76	4.00
7.00-18	6	FB	21.38	4.09
7.00-20	6		23.50	4.25
7.50-16	6	DC	20.54	4.50
7.50-18	6	FB	25.50	4.75
7.50-20	6		26.50	5.25
8.25-18	6	FB	41.40	8.00
8.25-22	6	FB	49.50	8.25
5.25-17	6	DC	13.60	2.95
7.00-19	6	DC	22.44	4.15

Dirt-track racing equipment

5.00-16	4	Champion	$6.50	$1.25
		Champion:		
5.50-16	4	Super speed	7.25	1.40
6.50-16	4	A. N. S.	8.50	1.70
7.00-16	4	A. N. S.	10.50	2.00
7.00-16	4	Super speed	10.50	2.00
7.50-16	4	A. N. S.	14.00	2.00
7.50-17	4	A. N. S.	16.00	2.25
7.50-18	4	A. N. S.	17.00	2.40
5.25-18	4	Champion	7.00	1.35
5.50-18				
7.50-19	4	Roosevelt	18.00	2.60

(b) All provisions of RMPR 528 not inconsistent with this order shall apply to sales covered by this order.

(c) This order may be revoked or amended by the Office of Price Administration at any time.

This order shall become effective June 25, 1946.

Issued this 24th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10885; Filed, June 24, 1946; 11:48 a. m.]

[MPR 580, Amdt. 6 to Order 267]

TEXTRON INC.

ESTABLISHMENT OF CEILING PRICES

Maximum Price Regulation 580, Amendment 6 to Order 267. Establishing ceiling prices at retail for certain articles; Docket No. 6063-580-13-696.

For the reasons set forth in the opinion issued simultaneously herewith, Order No. 267 issued under section 13 of Maximum Price Regulation 580 on application of Textron Incorporated, 350 Fifth Avenue, New York 1, New York is amended in the following respects:

1. Paragraph (a) is amended by adding the following:

BED JACKETS	
Manufacturer's Selling Price	*Retail Ceiling Price*
$4.75	$7.95
BRIEF COATS	
7.75	12.95

2. Paragraph (a) is further amended by deleting therefrom the following article:

Item	Item No.	Manufacturer's selling price (per dozen)	Retail ceiling price (per unit)
Tailored satin gown	26	$24.00	$3.25

This article shall be priced at retail in accordance with the provisions of the regulation applicable in the absence of this order.

3. A new paragraph (h) is added to read as follows:

(h) On or before July 20, 1946, Textron Incorporated shall send a copy of Amendment 6 to every purchaser for resale to whom it delivered the following article subsequent to the issuance of this order.

Item	Item No.	Manufacturer's selling price (per dozen)	Retail ceiling price (per unit)
Tailored satin gown	26	$24.00	$3.25

This amendment shall become effective June 25, 1946.

Issued this 24th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10887; Filed, June 24, 1946; 11:48 a. m.]

[MPR 591, Order 656]

H. P. RANDALL MFG. CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following beverage coolers manufactured by the H. P. Randall Manufacturing Company, Demopolis, Ala., and as described in the application dated March 21, 1946, which is on file with the Mechanical Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
8 ft. beverage cooler	$265.00	$318.00	$530.00
6 ft. beverage cooler	199.00	238.80	398.00

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The H. P. Randall Manufacturing Company of Demopolis, Alabama, shall stencil on the beverage cooler covered by this order, substantially the following:

OPA Maximum Retail Price—$_____
Plus freight and crating as provided in Order No. 656 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 25, 1946.

Issued this 24th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10896; Filed, June 24, 1946; 11:49 a. m.]

[MPR 592, Amdt. 1 to Order 51]

UNITED STATES GYPSUM CO.

ADJUSTMENT OF MAXIMUM PRICES

Amendment No. 1 to Order No. 51 under section 16 of Maximum Price Regulation No. 592. Specified construction materials and refractories. United States Gypsum Company. Docket No. 6122-592.16-119.

For the reasons set forth in opinion issued simultaneously herewith and pursuant to section 16 of Maximum Price Regulation No. 592, *It is ordered,* That paragraph (a) of Order No. 51 be amended to read as follows:

(a) The maximum prices for sales by the United States Gypsum Company, Chicago, Ill., of painters' and patching plaster produced at its South Gate, California; Charleston, Massachusetts; New Brighton, New York; Gypsum, Ohio; Philadelphia, Pennsylvania; and Milwaukee, Wisconsin, plants may be increased in an amount not in excess of 17.4 percent.

This amendment shall become effective June 25, 1946.

Issued this 24th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10897; Filed, June 24, 1946 11:49 a. m.]

[Rev. SO 119, 2d Rev. Order 51]

DURHAM MFG. CO.

ADJUSTMENT OF MAXIMUM PRICES

Revised Order No. 51 under Revised Supplementary Order No. 119 is revised and amended to read as follows:

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* Durham Manufacturing Company, Muncie, Ind., may compute its adjusted ceiling prices for all articles of metal household furniture which it manufactures, as follows:

(1) For an article in its line during October 1941, the adjusted ceiling price is the highest price charged during that month to each class of purchaser increased by 4.3 percent.

(2) For an article not in its line during October 1941, but which has a properly established ceiling price, in effect before the effective date of this revised order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by the percentage determined in accordance with "Note 3" in section 8 of Revised Supplementary Order No. 119.

(3) For an article which is first offered for sale after the effective date of this revised order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188; and prices so fixed may not be increased under this revised order.

(4) The manufacturer's adjusted ceiling price fixed in accordance with this revised order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) *Resellers' ceiling prices.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this revised order shall determine their maximum prices as follows:

(1) A retailer who must determine his ceiling price under Maximum Price Regulation No. 580, and a wholesaler who must determine his ceiling price under Maximum Price Regulation No. 590, shall compute their ceiling prices in the manner provided by those regulations. However, if the supplier's invoice states both an "unadjusted maximum price" and a selling price, the reseller shall compute his ceiling prices under those regulations as they have been modified by Order No. 8 under § 1499.159e of Maximum Price Regulation No. 188.

(2) A reseller who determines his maximum resale price under the General Maximum Price Regulation, and whose supplier's invoice states both an "unadjusted maximum price" and a selling price, shall compute his ceiling prices under that regulation as modified by Order No. 8 under § 1499.159e of Maximum Price Regulation No. 188.

If his supplier's invoice does not state an "unadjusted maximum price" the reseller shall calculate his ceiling price by adding to his invoice cost the same percentage mark-up which he had on the "most comparable article" for which he has a properly established ceiling price. For this purpose, the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced belong to a class of article to which, according to customary trade practices, an approximately uniform percentage mark-up is applied.

(iii) Both it and the article being priced were purchased from the same class of supplier.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620–759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method, the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this revised order.

(3) The provisions of Supplementary Order No. 153 shall not apply to the determination of ceiling prices for resales of articles covered by this revised order.

(c) *Terms of sale.* Ceiling prices adjusted by this revised order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in effect during March 1942, or thereafter, properly established under OPA regulations.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale, on and after the effective date of this revised order showing prices adjusted in accordance with this revised order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this revised order for determining adjusted maximum prices for resale of the articles. This notice may be given in any convenient form.

(e) All requests for adjustment of maximum prices not specifically granted by this revised order are hereby denied.

(f) This revised order may be revoked or amended by the Price Administrator at any time.

(g) This revised order shall become effective June 24, 1946.

Issued this 24th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10906; Filed, June 24, 1946; 4:33 p. m.]

[MPR 592, Order 64]

NATIONAL FIREPROOFING CORP.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 64 under section 16 of Maximum Price Regulation No. 592. Specified construction materials and refractories. National Fireproofing Corporation. Docket No. 6122–592.16–246, Docket No. 6122–592.16–162.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 16 of Maximum Price Regulation 592, *It is ordered:*

(a) The maximum net prices for sales to its various classes of purchasers of the following commodities manufactured at the plants of the National Fireproofing Corporation, Pittsburgh, Pa., listed below, may be increased by an amount not in excess of the following:

(1) Vulcan Plant, N. Birmingham, Alabama—$0.75 per ton for red facing and structural hollow tile.

(2) East Palestine, Ohio—$1.70 per ton for red facing tile.

(3) East Canton, Ohio—$1.80 per ton for glazed ware.

(4) Haydenville, Ohio—$1.30 per ton for electrical clay conduit; $2.25 per ton for unglazed structural tile and segment tile and $1.25 per ton for glazed facing tile.

(5) Standard Plant, Perth Amboy, New Jersey—$0.65 per ton for red facing and structural hollow tile.

(b) If the National Fireproofing Corporation had an established differential in price during the month of March 1942 for non-standard sizes of glazed brick and facing tile it may convert the adjustment granted herein for standard size brick and tile on the basis of the conversion factors or formulae in use by it during March 1942 in establishing price differentials between standard size brick and tile and the other sizes.

(c) Any person purchasing any of the products covered by this order produced by the National Fireproofing Corporation for the purpose of resale in the same form may increase his presently established prices under the General Maximum Price Regulation by adding the dollar-and-cents increase in costs resulting from the increase permitted the manufacturer in (a) and (b) above. Notwithstanding the provisions of this paragraph, in any area where specific maximum prices are fixed by an area pricing order such specific maximum prices shall apply in that area.

(d) All requests of the application not granted herein are denied.

(e) This order may be amended or revoked by the Office of Price Administration at any time.

This order shall become effective June 25, 1946.

Issued this 24th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10898; Filed, June 24, 1946; 11:49 a. m.]

[MPR 64, Order 304]

PRIZER-PAINTER STOVE WORKS

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 11 of Maximum Price Regulation No. 64; *It is ordered:*

(a) This order establishes maximum prices for sales at retail of certain models of gas combination ranges listed below manufactured by the Prizer-Painter Stove Works, Arlington and Orrton Streets, Reading, Pa. For sales in each zone by retail dealers to ultimate consumers, the maximum prices, including the Federal excise tax, but not including any state or local taxes imposed at the point of sale are those set forth below:

Model	Maximum prices for sales to ultimate consumers			
	Zone 1	Zone 2	Zone 3	Zone 4
841 D with low guard	$218.75	$225.00	$231.75	$236.50
841 D with No. 40 shelf	229.00	229.25	236.00	240.50
841 C with low guard	222.00	228.50	235.25	240.25
841 C with No. 40 shelf	226.00	232.50	239.50	244.50
181 D with low guard	189.00	194.75	200.75	204.75
181 D with No. 40 shelf	193.25	198.75	204.75	209.00

These prices include delivery and installation. If the retail dealer does not provide installation, he shall compute his maximum price by deducting $9.00 from the maximum price shown above for his sales on an installed basis. If the retailer sells a stove equipped with any of the items listed below, he may add to the applicable ceiling price for the stove shown above an amount no greater than that set forth below opposite that item of equipment:

Item of equipment:	*Amount which may be added*
Heat control	$14.25
Cover-all	8.75
Oil burner	33.75

In all other respects these prices are subject to each seller's customary terms, discounts, allowances (other than trade-in allowances) and other price differentials in effect on sales of similar articles.

(b) The manufacturer shall, before delivering any range covered by this order, after the effective date thereof, attach securely to the inside oven door panel a label which plainly states the applicable OPA retail maximum prices established by this order for sales of the range to ultimate consumers in each zone together with a list of the states included in each zone. The label shall also state that the retail prices shown thereon include the Federal excise tax, delivery and installation, and that if the seller does not provide installation, the maximum price is $9.00 less than the price shown on the label.

(c) For purposes of this order Zones 1, 2, 3, and 4 comprise the following states:

Zone 1. Pennsylvania, New Jersey, Delaware, Maryland and the District of Columbia.

Zone 2. Maine, New Hampshire, Vermont, Massachusetts, Connecticut, Rhode Island, New York, Virginia, West Virginia, Kentucky, Wisconsin, Michigan, Illinois, Ohio, Indiana, Tennessee, North Carolina, South Carolina, Mississippi, Alabama, Georgia and Florida.

Zone 3. Minnesota, Iowa, Missouri, Arkansas, Louisiana, North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, Texas, Wyoming, Colorado and New Mexico.

Zone 4. Montana, Idaho, Utah, Arizona, Nevada, Washington, Oregon and California.

(d) All the provisions of Maximum Price Regulation No. 64 continue to apply to sales of articles covered by this order, except to the extent that they are modified by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 24th day of June 1946.

Issued this 24th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–10900; Filed, June 24, 1946; 4:32 p. m.]

[RMPR 136, Order 656]

BUFF AND POLISHING WHEELS

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion, issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 31 of Revised Maximum Price Regulation 136, *It is ordered:*

(a) For the purpose of this order, the term "buff and polishing wheels" shall mean all buff and polishing wheels as defined in section 19 (f) of Revised Maximum Price Regulation 136.

(b) As used in this order, the phrase "manufacturer's current prices" shall mean the maximum prices established in accordance with the provisions of section 19 (f) (1) of Revised Maximum Price Regulation 136, before the addition of any increase provided by an individual manufacturer by way of individual adjustment under the provisions of Revised Maximum Price Regulation 136 or Supplementary Order 142.

(c) The maximum prices for sales of buff and polishing wheels by manufacturers shall be the current price increased by 17.4%.

(d) The maximum price for sales by resellers of buff and polishing wheels shall be the maximum prices in effect just prior to the issuance of this order, increased by the dollar-and-cents amount by which their net invoiced cost has been increased as a result of this order.

(e) Notwithstanding any of the provisions of this order, maximum prices in effect just prior to this order may be charged and collected.

(f) Every manufacturer of buff and polishing wheels shall give written notice to his resellers of the dollar-and-cents amount by which this order permits such resellers to increase their maximum prices.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 24, 1946.

Issued this 24th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–10903; Filed, June 24, 1946; 4:32 p. m.]

[MPR 598, Order 18]

NATIONAL COOPERATIVES INC.

APPROVAL OF CEILING PRICES

For the reasons set forth in the opinion issued simultaneously herewith; and filed with the Division of the Federal Register and pursuant to sections 9 and 13 of Maximum Price Regulation No. 598; *It is ordered:*

(a) This order establishes ceiling prices for resales of the Co-op brand Model 469 CPA household mechanical refrigerator manufactured for resale under the private brand of National Cooperatives Inc., of Chicago, Ill.

(1) The ceiling price for sales by National Cooperatives Inc., to its regional cooperatives of the Model 469 CPA refrigerator is $150.75 each. This ceiling price is f. o. b. factory and includes the Federal excise tax, the charge for the five year warranty and the OPA industry increase granted manufacturers by section 5 (b) of Maximum Price Regulation No. 598.

(2) The ceiling prices for sales in each zone by each regional cooperative to any local cooperative are as follows:

Model No.	Resale ceiling price for sales to local cooperatives			
	Zone 1	Zone 2	Zone 3	Zone 4
469 CPA	$170.85	$172.85	$175.85	$178.85

These ceiling prices include the Federal excise tax and the charge for the five year warranty and the OPA industry increase granted manufacturers under section 5 (b) of Maximum Price Regulation No. 598. In all other respects the ceiling prices are subject to each seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(b) For the purpose of this order zones 1, 2, 3, and 4 comprise the following states:

Zone 1. Michigan, Illinois, Indiana, and Ohio.

Zone 2. Minnesota, South Dakota, Nebraska, Iowa, Kansas, Missouri, Tennessee, Kentucky, West Virginia, Virginia, Maryland, Delaware, District of Columbia, Pennsylvania, New Jersey, New York, Rhode Island, Connecticut, Massachusetts, New Hampshire, Vermont, Maine.

Zone 3. Oklahoma, Arkansas, Louisiana, Mississippi, Alabama, Georgia, South Carolina, North Carolina and Florida.

Zone 4. Washington, Oregon, California, Arizona, New Mexico, Texas, Colorado, Utah, Nevada, Wyoming, Idaho, Montana and North Dakota.

(c) At the time of, or prior to, the first invoice to each purchaser for resale National Cooperatives Inc., shall notify the purchaser of the ceiling prices established by this order for his resales. This notice may be given in any convenient form.

(d) National Cooperatives, Inc. shall cause to be attached to each refrigerator covered by this order, prior to its being offered for sale to ultimate consumers, a label which states the OPA ceiling price of the refrigerator, a statement that the price includes delivery, a five year war-

ranty, the Federal excise tax and installation to facilities to be provided by the consumer and a statement that the label may not be removed until after the refrigerator is delivered to the ultimate consumer.

(e) All the provisions of Maximum Price Regulation No. 598 continue to apply to all sales and deliveries of refrigerators covered by this order except to the extent that those provisions are modified by this order.

(f) Unless the context requires otherwise, the definitions set forth in Maximum Price Regulation No. 598 shall apply to the terms used herein.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 24th day of June 1946.

Issued this 24th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10905; Filed, June 24, 1946; 4:33 p. m.]

[MPR 580, Amdt. 2 to Order 157]

JANTZEN KNITTING MILLS

ESTABLISHMENT OF MAXIMUM PRICES

Maximum Price Regulation 580, Amendment 2 to Order 157. Establishing ceiling prices at retail for certain articles; (Docket No. 6063-580-13-683).

For the reasons set forth in the opinion issued simultaneously herewith, Order No. 157 issued under section 13 of Maximum Price Regulation 580 on application of Jantzen Knitting Mills, Portland 14, Oregon, is amended in the following respects:

1. Paragraph (a) is amended by adding the following:

WOMEN'S SPORTS JACKETS

Manufacturer's selling price	*Ceiling price at retail*
$5.75	$10.25
8.40	14.95
MEN'S SPORTS JACKETS	
$6.75	$11.85
9.40	16.50
13.00	22.85
10.75	18.85
15.75	28.00
11.25	19.75
12.25	21.50
WOMEN'S SKI MITTENS	
$3.15	$5.50

2. Paragraph (e) is amended by adding thereto the following sentence: "The seller shall also send the purchaser a copy of each amendment at the time of or before the first delivery (subsequent to the effective date of the amendment) of any article the sale of which is affected in any manner by the amendment."

This amendment shall become effective June 26, 1946.

Issued this 25th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11006; Filed, June 25, 1946; 11:45 a. m.]

[RMPR 122, Amdt. 3 to 2d Rev. Order 47]

SOLID FUELS IN WASHINGTON AREA AND ALEXANDRIA, VA.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and in accordance with § 1340.260 of Revised Maximum Price Regulation No. 122, *It is ordered*, That 2d Revised Order No. 47 under Revised Maximum Price Regulation No. 122 be amended in the following respects:

1. Paragraph (C), *Price Schedule I: Sales on a "direct delivery" basis*, is amended to read as follows:

(C) *Price Schedule I: Sales on a "direct delivery" basis.* (1) Price Schedule I sets forth maximum prices for retail sales of specified sizes, kinds and quantities of solid fuels delivered to consumers at any point in the Washington, D. C., Metropolitan Area. Deliveries of the fuels for which maximum prices for yard sales to consumers in 50 to 500 pound quantities are specified in paragraph (D) may be made at the maximum price specified for such quantities of the fuel plus 5 cents for each bag or basket containing not less than 50 pounds.

Kind and size	Per ton net 2,000 lb.	Per ½ ton net 1,000 lb.
Pennsylvania anthracite:		
Egg, stove, nut	$14.57	$7.79
Pea	12.72	6.86
Buckwheat No. 1	10.48	5.74
Rice (buckwheat No. 2)	9.62	5.31
Barley (buckwheat No. 3)	8.24	4.62
Virginia anthracite:		
Egg, stove, nut	11.17	6.09
Pea	9.51	5.26
Buckwheat No. 1	7.93	4.47
High volatile bituminous coal from districts Nos. 1, 2, 3, 7, and 8:		
Egg, stove, and nut	9.45	5.23
Domestic run-of-mine	8.56	4.78
Low volatile bituminous coal from district No. 8:		
Domestic run-of-mine	9.07	5.04
Domestic run-of-mine in quantities of two tons or less	9.60	5.01
Low volatile bituminous coal from district No. 7:		
Egg	11.97	6.49
Stove	11.80	6.40
Nut	10.86	5.93
Specially prepared mixture of pea, stove and nut coal, sold for hot water heating	10.34	5.67
Pea	9.28	5.14
Domestic run-of-mine	9.39	5.20
Domestic run-of-mine in quantities of two tons or less	9.92	5.20
Nut and slack	8.85	4.93
Low and medium volatile bituminous coal from district No. 1 or district No. 3 in price classification A:		
Egg	10.47	5.74
Stove	10.21	5.61
1¼" to 2½" lump	9.28	5.14
Domestic run-of-mine	8.77	4.89
Domestic run-of-mine in quantities of 2 tons or less	9.15	4.89
Nut and slack	8.66	4.83
Briquettes:		
Glen Rogers briquettes	11.02	6.01
Berwind briquettes	10.82	5.91
Ambricoal	12.00	6.50
Canned coal from district No. 8: Lump	16.09	8.55
Splint coal from district No. 8: Lump	13.41	7.21
Coke	14.00	7.50
Reclaimed coke:		
Nut	12.30	6.65
Pea	10.55	5.78

(2) *Maximum authorized service charges.* If the buyer requests service of him, the dealer may, upon rendering such service, or where it is rendered by an independent serviceman to whom the dealer advances payment for the service, charge an amount not in excess of 90 cents per net ton for carry or wheel service, except that no service charge may be made on deliveries of less than one-quarter ton or of any quantity of bagged coal.

2. Paragraph (D), *Price Schedule II: "Yard sales"*, is amended to read as follows:

(D) *Price Schedule II: "Yard sales".* Price Schedule II sets forth maximum prices for sales of specified sizes, kinds and quantities of solid fuels delivered at the yard of any dealer in the Washington, D. C., Metropolitan Area. The first column of prices apples to yard sales to consumers and the last column of prices applies to yard sales to dealers. The second column of consumer prices applies to yard sales of fuels measured in bags or baskets containing not less than 50 pounds; but this column of prices shall not apply to sales of more than 500 lbs.

Kind and size	Consumer prices		Dealer prices (net ton 2,000 lb.)
	Net ton 2,000 lb.	Per 100 lb.	
Pennsylvania anthracite:			
Egg, stove, nut	$13.68	$0.90	$12.19
Pea	11.83	.82	10.39
Buckwheat No. 1	9.59		8.24
Rice (buckwheat No. 2)	8.73		7.33
Barley (buckwheat No. 3)			6.93
Virginia anthracite:			
Egg, stove, nut	10.27	.76	8.81
Pea	8.62	.68	7.31
Buckwheat No. 1	7.04		5.91
High volatile bituminous coal from districts Nos. 1, 2, 3, 7 or 8:			
Egg, stove, nut	8.56	.68	7.16
Domestic run-of-mine	7.80	.67	7.12
Low volatile bituminous coal from district No. 8:			
Domestic run-of-mine	8.17	.72	7.89
Low volatile bituminous coal from district No. 7:			
Egg	11.08	.80	9.60
Stove	10.90	.80	9.45
Nut	9.96	.75	8.57
Specially prepared mixture of pea, stove and nut coal, sold for hot water heating	9.44		8.68
Pea	8.39	.70	8.06
Domestic run-of-mine	8.49	.72	8.12
Nut and slack	7.95		7.34
Low and medium volatile bituminous coal from district No. 1 or District No. 3 in price classification A:			
Egg	9.60	.74	9.34
Stove	9.33	.74	8.11
1¼" to 2½" lump	8.41		7.50
Domestic run-of-mine	7.90	.69	7.35
Nut and slack			7.55
Briquettes:			
Glen Rogers briquettes	10.13		
Berwind briquettes	9.93		
Ambricoal	11.11		
Canned coal from district No. 8: Lump	15.20		
Splint coal from district No. 8: Lump	12.52		
Coke	13.00		12.00
Reclaimed coke:			
Nut	11.30		10.30
Pea	9.55	.80	8.55

3. Paragraph (E), *Price Schedule III: Bagged coal*, is amended to read as follows:

(E) *Price Schedule III: Bagged coal.* Price Schedule III sets forth maximum per bag prices for sales made at or to any point in the Washington, D. C., Metropolitan Area of coal in paper bags of 15 pounds each. These are prices for the nut size.

(1) *"Yard sales" to consumers.*

Kind	*Price*
Pennsylvania anthracite	$0.10½
Virginia anthracite	.07½
Bituminous coal	.07½

(2) *"Direct delivery" sales to persons reselling bagged coal.*

Kind	*Price*
Pennsylvania anthracite	$0.14½
Virginia anthracite	.12
Bituminous coal	.12

The prices for direct delivery sales to persons reselling bagged coal shall be reduced by one cent, respectively, when sales of the same bagged coals are made at the dealer's yard to persons reselling bagged coal.

(3) *"Sales to consumers not made at a yard."*

Kind	*Price*
Pennsylvania anthracite	$0.17½
Virginia anthracite	.15
Bituminous coal	.15

4. Paragraph (F), *Price Schedule IV: Alexandria Va.*, is amended to read as follows:

(F) *Price Schedule IV: Alexandria, Va.* Price Schedule IV sets forth maximum prices for "direct delivery" sales to consumers in Alexandria, Virginia, and for sales made at the yard of any dealer in Alexandria, Virginia. These prices are for sales of net tons (2000 pounds) when payment is not made by the buyer within 15 days after receipt of the fuel.

If cash payments are made by the buyer within 15 days after receipt of the fuel, the maximum prices set forth shall be reduced by 50 cents per ton or by 25 cents per half-ton, which reduction is a "cash discount".

If delivery is made to a non-domestic buyer taking deliveries of 25 or more tons per annum at one point, the maximum prices set forth shall be reduced by 50 cents per ton or by 25 cents per half-ton and, if cash payment is made, also by the "cash discount".

If delivery is made at the dealer's yard, the maximum prices set forth shall be reduced by $1.00 per ton or by 50 cents per half-ton and, if cash payment is made, also by the "cash discount".

If the buyer requests such service of him, the dealer may charge no more than 50 cents per ton for "carry" or "wheel" service except that no service charge may be made on sales of less than one-quarter ton or of any quantity of bagged coal. This provision applies only when the dealer renders the service.

Kind and size	Quantity	
	Per ton	Per ½ ton
Pennsylvania anthracite:		
Egg, stove, nut	$15.05	$8.03
Pea	13.35	7.18
Buckwheat No. 1	11.00	6.00
Rice (buckwheat No. 2)	10.30	5.65
Low volatile bituminous coal from district No. 7 (or Pocahontas or New River):		
Egg	12.43	6.72
Stove	12.28	6.64
Nut	11.08	6.01
Run	9.68	5.49
Domestic run-of-mine	9.88	5.44
Nut and slack	9.48	5.24

Kind and size	Quantity	
	Per ton	Per ½ ton
Low volatile bituminous coal from district No. 8:		
Egg, stove	$11.96	$6.48
High volatile bituminous coal from district No. 8:		
Block	12.06	6.53
Egg (larger than 5" x 2")	9.96	5.48
Stove	9.91	5.46
Nut	10.16	5.58
Screenings (larger than 5" x 0)	8.71	4.86
Canned coal from district No. 8	16.61	8.81
Coke	14.50	7.75
Reclaimed coke:		
Nut	12.80	6.90
Pea	11.05	6.03

This amendment shall become effective as of June 21, 1946.

Issued this 24th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-10902; Filed, June 24, 1946; 4:32 p. m.]

Regional and District Office Orders.

[Region VII 2d Rev. Order G-7 Under SR 15, Amdt. 10]

FLUID MILK IN COLORADO

2d Revised Order No. G-7 under Supplementary Regulation 15 to the General Maximum Price Regulation, including Amendments 1 to 8, Amendment No. 10. Docket No. 7-SR 15-75 (a) (9)-28, 29 and 30.

Pursuant to the Emergency Price Control Act of 1942, as amended, the Stabilization Act of 1942, as amended, and Supplementary Regulation 15 to the General Maximum Price Regulation, and for the reasons set forth in the accompanying opinion, this Amendment No. 10 to 2d Revised Order No. G-7, as compiled to include Amendment No. 8, is issued.

1. The price schedule as established for "Area 9" and set forth in paragraph (b) of 2d Revised Order No. G-7 as compiled to include Amendment No. 8 is repeated hereinbelow:

Area	½ pint	Pint	Quart	½ gallon	Gallon
Area 9:					
Wholesale delivered	------	------	11½¢	------	------
Retail out of store	------	------	13½¢	------	------

2. A new area, "Area 12", is added to paragraph (b), to read as follows:

Area	½ pint	Pint	Quart	½ gallon	Gallon
Area 12:					
Wholesale delivered	------	------	12¢	------	------
Retail out of store	------	------	14¢	------	------

3. Subparagraph (3) of paragraph (c), "Area 1", as amended by Amendment No. 9, is hereby further amended to read as follows:

(3) "Area 1" means all that area in the State of Colorado contained within the Counties of Baca, Bent, Boulder, Clear Creek, Delta (except the communities of Paonia and Bowie), Fremont, Gilpin, Hinsdale, Las Animas (except that portion contained in Area 9), Larimer, Mesa (except that portion contained in Area 12), Mineral, Moffat, Montrose (except that portion contained in Area 4), Otero, Ouray, Pitkin, Prowers, Summit (except that portion contained in Area 6), the municipality of Crested Butte in Gunnison County and a distance of five miles beyond the corporate limits thereof at all points; the Towns of Oak Creek, Phippsburg, Pinnacle, Haybro, Routt, and Oak Hills in Routt County, and the mining camp of Climax in Lake County.

4. Subparagraph (4) of paragraph (c), "Area 2", as amended by Amendment No. 9, is hereby further amended to read as follows:

(4) "Area 2" means all that area in the State of Colorado contained within the Counties of Alamosa (except the municipality of Alamosa and a distance of five miles beyond the corporate limits thereof at all points), Chaffee, Cheyenne, Conejos, Costilla, Crowley (except the Town of Ordway and a distance of three miles beyond the corporate limits thereof at all points), Custer, Dolores (except that portion contained in Area 7), Eagle (except that portion contained in Area 6), Elbert, El Paso (except the Colorado Springs Area), Garfield, Grand (except the Town of Grand Lake and a distance of five miles beyond the corporate limits thereof at all points), Gunnison (except that portion contained in Area 6), Jackson, Kit Carson, Kiowa, Lincoln, Morgan, Park Phillips, Pueblo (except the Pueblo Area, and except the hamlet of Rye in Pueblo County and all that area lying within a radius of five miles thereof), Rio Blanca, Rio Grande (except the municipality of Del Norte), Routt (except that portion contained in Area 1), Saguache (except the municipality of Center and a distance of two miles from the corporate limits thereof), San Miguel (except that portion contained in Area 4), Washington, and Yuma.

5. Subparagraph (5) of paragraph (c), "Area 3," is hereby amended to read as follows:

(5) "Area 3" means all that area in the State of Colorado contained within the Counties of Adams (except that portion covered by Amendment 7 to Supplementary Regulation 14A as issued by the Washington Office), Arapahoe (except that portion covered by Amendment 7 to Supplementary Regulation 14A as issued by the Washington Office), Archuleta, Douglas, Jefferson (except that portion covered by Amendment 7 to Supplementary Regulation 14A as issued by the Washington Office), Huerfano (except that portion contained in Area 9), La Plata, Logan, Montezuma, Teller, Sedgwick, and Weld.

6. Subparagraph (11) of paragraph (c), "Area 9," is hereby amended to read as follows:

(11) "Area 9" means all that area contained within the municipality of Del Norte, Colorado, the municipality of Center and a distance of two miles from the corporate limits thereof, the municipality of Aguilar, and the mining camps of Pryor, Tioga, Del Carbon and Butte Valley.

7. A new subparagraph (16) is added to paragraph (c) to read as follows:

(16) "Area 12" means the municipality of De Beque, Colorado.

8. Any price established by this amendment is increased by the amount such price would have been increased if this amendment had been in effect prior to June 7, 1946.

Effective date. This Amendment No. 10 shall become effective on the 24th day of June 1946.

Issued this 24th day of June 1946.

ARTHUR S. BRODHEAD,
Regional Administrator.

Approved: June 21, 1946.

H. L. FOREST,
Acting Director, Dairy Branch, Production and Marketing Administration, U. S. Department of Agriculture.

[F. R. Doc. 46-10907; Filed, June 24, 1946; 4:33 p. m.]

COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register June 18, 1946.

Region I

Providence Order 3–F, Amendment 59, covering fresh fruits and vegetables in the Providence, Rhode Island, Metropolitan area. Filed 10:18 a. m.

Region II

Buffalo Order 6–F, Amendment 20, covering fresh fruits and vegetables in Rochester, East Rochester, Fairport and Pittsford, N. Y. Filed 10:18 a. m.

Buffalo Order 8–F, Amendment 20, covering fresh fruits and vegetables in Allegany, Cattaraugus, Chautauqua counties, New York. Filed 10:18 a. m.

Buffalo Order 9–F, Amendment 16, covering fresh fruits and vegetables in certain areas in New York. Filed 10:17 a. m.

Buffalo Order 10–F, Amendment 12, covering fresh fruits and vegetables in certain areas in New York. Filed 10:17 a. m.

Newark Order 8–F, Amendment 21, covering fresh fruits and vegetables in certain counties in New Jersey except the Borough of North Plainfield, New Jersey. Filed 10:04 a. m.

Newark Order 9–F, Amendment 20, covering fresh fruits and vegetables in certain counties in New Jersey and the Borough of North Plainfield in Somerset county, New Jersey. Filed 10:17 a. m.

Wilmington Order 5–F, Amendment 20, covering fresh fruits and vegetables in the State of Delaware. Filed 10:04 a. m.

Region III

Louisville Order 33–F, Amendment 3, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 10:21 a. m.

Louisville Order 1–O, Amendment 8, covering eggs in Jefferson county, Kentucky and Clark and Floyd counties, Indiana. Filed 10:21 a. m.

Louisville Order 2–O, Amendment 5, covering eggs in certain counties in Kentucky. Filed 10:21 a. m.

Region IV

Atlanta Order 21–F, Amendment 3, covering fresh fruits and vegetables in certain counties in Georgia. Filed 10:17 a. m.

Atlanta Orders 12–C and 13–C, Amendment 6, covering poultry in Zone 26. Filed 10:07 and 10:06 a. m.

Atlanta Orders 30–C and 31–C, Amendment 11, covering poultry in Zone 22. Filed 10:21 and 10:20 a. m.

Atlanta Orders 32–C and 33–C, Amendment 11, covering poultry in Zone 23. Filed 10:20 a. m.

Atlanta Orders 34–C and 35–C, Amendment 11, covering poultry in Zone 25. Filed 10:19 a. m.

Miami Orders 5–W and 9, Amendment 4, covering dry groceries in Dade, Broward, Hillsborough and Pinellas counties. Filed 10:19 a. m.

Region V

Little Rock Order 16–F, covering fresh fruits and vegetables in certain counties in Arkansas. Filed 10:16 a. m.

Little Rock Order 17–F, covering fresh fruits and vegetables in certain counties in Arkansas. Filed 10:16 a. m.

Little Rock Order 18–F, covering fresh fruits and vegetables in certain counties in Arkansas. Filed 10:08 a. m.

Little Rock Order 19–F, covering fresh fruits and vegetables in certain counties in Arkansas and in Bowie county, Texas. Filed 10:08 a. m.

Little Rock Order 20–F, covering fresh fruits and vegetables in Garland, Montgomery and Pike counties, Arkansas. Filed 10:08 a. m.

Little Rock Order 21–F, covering fresh fruits and vegetables in certain counties in Arkansas. Filed 10:08 a. m.

Region VII

Boise Order 5–F, Amendments 32 and 33, covering fresh fruits and vegetables in the Boise City area. Filed 10:04 a. m.

Boise Order 5–F, Amendments 39 and 40, covering fresh fruits and vegetables in the Boise City area. Filed 10:04 and 10:05 a. m.

Boise Order 5–F, Amendments 41 and 42, covering fresh fruits and vegetables in the Boise City area. Filed 10:05 a. m.

Boise Order 5–F, Amendments 43 and 44, covering fresh fruits and vegetables in the Boise City area. Filed 10:05 and 10:03 a. m.

Salt Lake City Orders 14–F and 15–F, Amendment 13, covering fresh fruits and vegetables. Filed 9:58 a. m.

Salt Lake City Order 16–F, Amendment 13, covering fresh fruits and vegetables. Filed 9:58 a. m.

Region VIII

Arizona Order 9–F, Amendment 45, covering fresh fruits and vegetables in the Phoenix area. Filed 10:05 a. m.

Arizona Order 10–F, Amendment 41, covering fresh fruits and vegetables in the Tucson area. Filed 10:05 a. m.

Arizona Order 11–F, Amendment 40, covering fresh fruits and vegetables in the Cochise area. Filed 10:05 a. m.

Arizona Order 22, Amendment 7, covering dry groceries in the Kingman and Central Navajo-Apache area. Filed 9:58 a. m.

Arizona Order 23, Amendment 6, covering dry groceries in the Eastern Arizona area. Filed 10:06 a. m.

Arizona Order 24, Amendment 9, covering dry groceries in the Southern Arizona area. Filed 10:06 a. m.

Arizona Order 25, Amendment 4, covering dry groceries in the Northwestern Arizona area. Filed 10:06 a. m.

Nevada Order 11–F, Amendment 20, covering fresh fruits and vegetables in the Reno and Sparks, Nevada, area. Filed 10:03 a. m.

Nevada Order 12–F, Amendment 20, covering fresh fruits and vegetables in certain areas in Nevada. Filed 10:03 a. m.

Nevada Order 13–F, Amendment 20, covering fresh fruits and vegetables in certain areas in Nevada. Filed 10:03 a. m.

Nevada Order 14–F, Amendment 20, covering fresh fruits and vegetables in Baker, East Ely, Ely, Kimberly, Lund, McGill, Preston, Reiptown and Ruth, Nevada. Filed 10:02 a. m.

Nevada Order 15–F, Amendment 20, covering fresh fruits and vegetables in certain areas in Nevada. Filed 10:02 a. m.

Nevada Orders 32 and 33, Amendment 8, covering dry groceries. Filed 10:02 a. m.

Nevada Orders 34 and 35, Amendments 8 and 7, covering dry groceries. Filed 10:02 a. m.

Nevada Orders 37 and 38, Amendments 6 and 4, coverng dry groceries. Filed 10:01 a. m.

Nevada Order 39, Amendment 4, covering dry groceries. Filed 10:01 a. m.

Nevada Orders 8–O and 9–O, Amendments 18 and 9, covering eggs in certain counties in Nevada. Filed 10:01 a. m.

Nevada Orders 10–O and 11–O, Amendments 18 and 9, covering eggs in Elko, Eureka, Lincoln and White Pine counties, Nevada. Filed 10:00 a. m.

Nevada Orders 12–O and 13–O, Amendments 18 and 9, covering eggs in Clark county. Filed 10:00 a. m.

Phoenix Order 22, Amendment 7, covering dry groceries in Kingman and Central Navajo-Apache area. Filed 9:58 a. m.

Phoenix Orders 24 and 25, Amendments 10 and 5, covering dry groceries. Filed 10:06 and 10:00 a. m.

Phoenix Orders 22–W and 23–W, Amendments 9 and 10, covering dry groceries. Filed 9:59 a. m.

Phoenix Orders 24–W and 25–W, Amendments 10 and 8, covering dry groceries. Filed 9:59 a. m.

Phoenix Order 26–W, Amendment 8, covering dry groceries. Filed 9:59 a. m.

San Francisco Order 2–D, Amendment 5, covering butter and cheese in the San Francisco District area. Filed 10:07 a. m.

San Francisco Order W–1, Amendment 19, covering dry groceries in certain counties in California. Filed 10:07 a. m.

Spokane Order 20–F, Amendment 20, covering fresh fruits and vegetables in certain areas of Spokane county, Washington and Kootenai county, Idaho. Filed 9:57 a. m.

Spokane Order 21–F, Amendment 20, covering fresh fruits and vegetables in certain areas of Shoshone and Kootenai counties, Idaho. Filed 9:57 a. m.

Spokane Order 22–F, Amendment 20, covering fresh fruits and vegetables in certain areas of Latah county, Idaho and Whitman county, Washington. Filed 9:57 a. m.

Spokane Order 23–F, Amendment 20, covering fresh fruits and vegetables in certain areas of Asotin county, Washington and Nez Perce county, Idaho. Filed 9:57 a. m.

Spokane Order 24–F, Amendment 20, covering fresh fruits and vegetables in certain areas of Columbia, Walla Walla, Benton and Franklin counties, Washington. Filed 9:57 a. m.

Spokane Order 51, Amendment 3, covering dry groceries in certain counties in Washington. Filed 9:56 a. m.

Spokane Order 52, Amendment 3, covering dry groceries in certain counties in Washington. Filed 9:56 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46-10908; Filed, June 23, 1946; 4:33 p. m.]

COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register June 19, 1946.

Region I

Augusta Order 3–F, Amendments 55, 56 and 57, covering fresh fruits and vegetables in Portland, South Portland and Westbrook. Filed 10:27 a. m.

Augusta Order 5–F, Amendments 54, 55 and 56, covering fresh fruits and vegetables in Bangor and Brewer. Filed 10:27 and 10:28 a. m.

Augusta Order 19, Amendment 12, covering dry groceries. Filed 10:28 a. m.

Augusta Order 2–W, Amendment 11, covering dry groceries. Filed 10:28 a. m.

Concord Order 9–F, Amendment 61, covering fresh fruits and vegetables in certain areas in New Hampshire. Filed 10:29 a. m.

Hartford Order 5–F, Amendment 61, covering fresh fruits and vegetables in Waterbury and Watertown. Filed 10:28 a. m.

Hartford Order 6–F, Amendment 61, covering fresh fruits and vegetables in the Hartford area. Filed 10:28 a. m.

Hartford Order 7–F, Amendment 61, covering fresh fruits and vegetables in the New Haven area. Filed 10:29 a. m.

Hartford Order 8–F, Amendment 61, covering fresh fruits and vegetables in the Bridgeport area. Filed 10:29 a. m.

Region II

Albany Order 11–F, Amendment 13, covering fresh fruits and vegetables in certain counties in New York. Filed 10:29 a. m.

Albany Order 12–F, Amendment 13, covering fresh fruits and vegetables in Clinton, Essex, Franklin and Hamilton, counties. Filed 10:29 a. m.

Albany Order 13–F, Amendments 18, 19, and 20, covering fresh fruits and vegetables in certain cities in New York and the Town of Green Island, New York. Filed 10:29 and 10:30 a. m.

Baltimore Order 11–F, Amendment 20, covering fresh fruits and vegetables in the Baltimore, Maryland area. Filed 10:30 a. m.

Baltimore Order 12–F, Amendment 20, covering fresh fruits and vegetables in certain areas in Maryland. Filed 10:30 a. m.

Baltimore Orders 3–C and 8–O, covering poultry and eggs in the Baltimore, Maryland area. Filed 10:26 and 10:30 a. m.

New York Order 14–F, Amendment 19, covering fresh fruits and vegetables in the Five Boroughs of New York City. Filed 10:37 a. m.

New York Order 15–F, Amendment 19, covering fresh fruits and vegetables in Nassau and Westchester counties, New York. Filed 10:37 a. m.

New York Order 16–F, Amendment 19, covering fresh fruits and vegetables in the counties of Dutchess, Orange, Putnam, Rockland, Suffolk and Ulster, New York. Filed 10:37 a. m.

New York Orders 10–C and 23–O, covering poultry and eggs in the city of New York and Nassau and Westchester counties, New York. Filed 10:26 a. m.

Pittsburgh Order 9–F, Amendment 21, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 10:26 a. m.

Pittsburgh Order 10–F, Amendment 20, covering fresh fruits and vegetables in Allegheny county, Pennsylvania. Filed 10:26 a. m.

Pittsburgh Order 11–F, Amendment 20, covering fresh fruits and vegetables in Erie and Warren county, Pennsylvania. Filed 10:27 a. m.

Pittsburgh Order 12–F, Amendment 20, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 10:25 a. m.

Pittsburgh Orders 4–C and 22–O, covering poultry and eggs in Allegheny county, Pennsylvania. Filed 10:25 a. m.

Syracuse Order 5–F, Amendment 21, covering fresh fruits and vegetables in certain counties in New York. Filed 10:25 a. m.

Syracuse Order 6–F, Amendment 21, covering fresh fruits and vegetables in the cities of Syracuse, Watertown, Utica and their Free Delivery Zones, N. Y. Filed 10:25 a. m.

New York Order 13–D, Amendment 1, covering cheese in certain areas in New York, New Jersey, Pennsylvania, Delaware, Maryland, District of Columbia and Arlington and Fairfax counties, and the City of Alexandria, Va. Filed 10:41 a. m.

Region III

Charleston Order 7–F, Amendment 67, covering fresh fruits and vegetables in certain areas in West Virginia. Filed 10:41 a. m.

Charleston Order 9–F, Amendment 67, covering fresh fruits and vegetables in Cabell county and the city of Huntington, in Wayne county, West Virginia. Filed 10:45 a. m.

Charleston Order 10–F, Amendment 67, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 10:36 a. m.

Charleston Order 11–F, Amendment 67, covering fresh fruits and vegetables in Berkeley, Jefferson & Morgan counties, West Virginia. Filed 10:36 a. m.

Charleston Order 14–F, Amendment 22, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 10:36 a. m.

Charleston Order 15–F, Amendment 64, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 10:37 a. m.

Charleston Order 16–F, Amendment 64, covering fresh fruits and vegetables in Boone, Fayette, Kanawha, Putnam and Raleigh counties, West Virginia. Filed 10:37 a.m.

Charleston Order 17–F, Amendment 63, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 10:37 a. m.

Charleston Order 14–C, Amendment 7, covering poultry in all counties in the State of West Virginia. Filed 10:37 a. m.

Charleston Order 13, Amendment 14, covering dry groceries in all counties in the State of West Virginia. Filed 10:45 a. m.

Charleston Order 10–W, Amendment 14, covering dry groceries in all counties in the State of West Virginia. Filed 10:45 a. m.

Cleveland Order 3–F, Amendment 52, covering fresh fruits and vegetables in certain counties in Ohio. Filed 10:25 a. m.

Cleveland Order 6–F, Amendment 30, covering fresh fruits and vegetables in Cuyahoga county, Ohio. Filed 10:30 a. m.

Cleveland Order 7–F, Amendment 31, covering fresh fruits and vegetables in certain counties in Ohio. Filed 10:31 a. m.

Cleveland Order 8–F, Amendment 4, covering fresh fruits and vegetables in certain areas in Ohio. Filed 10:31 a. m.

Cleveland Orders 6–O and 7–O, Amendment 5, covering eggs in certain counties in Ohio. Filed 10:31 a. m.

Detroit Order 10–F, Amendment 61, covering fresh fruits and vegetables in Wayne, and Macomb counties, Michigan. Filed 10:32 a. m.

Detroit Order 10–F, Amendment 62, covering fresh fruits and vegetables in certain counties in Michigan. Filed 10:32 a. m.

Detroit Order 10–F, Amendment 63, covering fresh fruits and vegetables in certain counties in Michigan. Filed 10:32 a. m.

Detroit Order 5–C, Amendment 4, covering poultry in Wayne county, Michigan. Filed 10:45 a. m.

Detroit Order 6–C, Amendment 3, covering poultry in all counties in Michigan except Wayne county, Michigan. Filed 10:46 a. m.

Louisville Order 12–F, Amendment 73, covering fresh fruits and vegetables in Jefferson county, Kentucky and Clark and Floyd counties, Kentucky. Filed 10:46 a. m.

Louisville Order 17–F, Amendment 39, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 10:47 a. m.

Louisville Order 18–F, Amendment 33, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 10:47 a. m.

Louisville Order 19–F, Amendment 33, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 10:47 a. m.

Louisville Order 28–F, Amendment 13, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 10:47 a. m.

Louisville Order 31–F, Amendment 3, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 10:48 a. m.

Louisville Order 32–F, Amendment 3, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 10:48 a. m.

Region IV

Atlanta Order 11–F, Amendment 10, covering fresh fruits and vegetables in certain counties in Georgia. Filed 10:33 a. m.

Jackson Order 7–F, Amendment 36, covering fresh fruits and vegetables in certain counties in Mississippi. Filed 10:33 a. m.

Memphis Order 8–F, Amendment 33, covering fresh fruits and vegetables in the city and county of Shelby, Tennessee. Filed 10:34 a. m.

Memphis Order 2–O, Amendment 14, covering eggs in Memphis and Shelby county, Tennessee. Filed 10:34 a. m.

Raleigh Order 13–F, Amendment 32, covering fresh fruits and vegetables in certain counties in North Carolina. Filed 10:33 a. m.

Raleigh Order 14–F, Amendment 20, covering fresh fruits and vegetables in certain areas in North Carolina. Filed 10:33 a. m.

Raleigh Order 13–O, covering eggs in certain areas in North Carolina. Filed 10:33 a. m.

Raleigh Order 14–O, covering eggs in certain counties in North Carolina. Filed 10:32 a. m.

Raleigh Order 15–O, covering eggs in certain counties in North Carolina. Filed 10:34 a. m.

Region VIII

Arizona Order 19, Amendment 9, covering dry groceries in the South Central Arizona area. Filed 10:36 a. m.

Arizona Order 20, Amendment 8, covering dry groceries in the Coconino-Yavapai and Southeastern Arizona area. Filed 10:35 a. m.

Phoenix Order 18, Amendment 7, covering dry groceries in the Yuma county, area. Filed 10:34 a. m.

Phoenix Order 21, Amendment 6, covering dry groceries in the Mohave and Southern Navajo–Apache area. Filed 10:36 a. m.

San Francisco Order 23–F, Amendments 19 and 20, covering fresh fruits and vegetables in certain cities, towns and counties in California. Filed 10:34 a. m.

San Francisco Order 26–F, Amendments 15 and 16, covering fresh fruits and vegetables in certain areas in California. Filed 10:34 and 10:35 a. m.

San Francisco Order 27–F, Amendments 15 and 16, covering fresh fruits and vegetables in certain areas in California. Filed 10:35 a. m.

Spokane Order 53, Amendment 3, covering dry groceries in certain counties in Washington. Filed 10:35 a. m.

Spokane Order 54, Amendment 3, covering dry groceries in certain areas in Washington. Filed 10:35 a. m.

Spokane Order 55, Amendment 3, covering dry groceries in the cities of Moscow, Idaho and Pullman, Washington. Filed 10:35 a. m.

Copies of any of these orders may be obtained from the OPA office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46–10909; Filed, June 24, 1946; 4:34 p. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 6546]

MARKUS OFFT

In re: Bank account owned by Markus Offt. F–28–9074–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Markus Offt, whose last known address is Treibweg 13, Husum, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Markus Offt, by Security First National Bank of Los Angeles, Sixth and Spring Streets, Los Angeles, California, arising out of a Term Savings Account, Account Number 393597, entitled Markus Offt, maintained at the branch office of the aforesaid bank located at 110 South Spring Street, Los Angeles 12, California, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescene in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 13, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10916 Filed, June 25, 1946; 9:26 a. m.]

[Vesting Order 6551]

DR. ALEXANDER PFLUEGER AND SOPHIE PFLUEGER

In re: Bank account owned by Dr. Alexander Pflueger and/or Sophie Pflueger. F–28–23616–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Dr. Alexander Pflueger and Sophie Pflueger, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Dr. Alexander Pflueger and/or Sophie Pflueger, by Harris Trust and Savings Bank, 115 W. Monroe Street, Chicago, Illinois, arising out of a Joint Checking Account, entitled Dr. Alexander Pflueger and/or Sophie Pflueger, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 13, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R Doc. 46–10917; Filed, June 25, 1946; 9:26 a. m.]

[Vesting Order 6552]

WM. POESS AND LINA POESS

In re: Bank account owned by Wm. Poess and Lina Poess. F–28–22727–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Wm. Poess and Lina Poess, whose last known addresses are Flur Str. 12, Idar Oberstein II, Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Wm. Poess and Lina Poess, by Central Savings Bank in the City of New York, Broadway at 73rd Street, New York, New York, arising out of a savings account, Account Number 1,099,736, entitled Wm. Poess and Lina Poess or either or survivor, maintained at the branch office of the aforesaid bank located at Fourteenth Street, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 13, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10918; Filed, June 25, 1946; 9:26 a. m.]

[Vesting Order 6553]

DEUTSCHE REICHSBANK

In re: Bank account owned by Deutsche Reichsbank. File No. F–28–1282–E–14.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Deutsche Reichsbank, the last known address of which is C111, Jaegerstrasse 34–36, Berlin, Germany, is a corporation, organized under the laws of Germany, and which has or, since the effective date of Executive Order No. 8389, as amended, has had its principal place of business in Germany and is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Deutsche Reichsbank, by Bank of America National Trust and Savings Association, 1 Powell Street, San Francisco, California, arising out of a collection account, entitled Due to Brokers No. 2, maintained at the branch office of the aforesaid bank located at 300 Montgomery Street, San Francisco, California, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall

have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 13, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-10919; Filed, June 25, 1946; 9:26 a. m.]

[Vesting Order 6559]

MARGARETHA REUTHER

In re Bank account owned by Margaretha Reuther. F-28-13336-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

1. That Margaretha Reuther, whose last known address is Stublang, Germany is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Margaretha Reuther, by The First National Bank of Chicago, Chicago, Illinois, arising out of a Savings Account, Account Number 1,340,505, entitled Margaretha Reuther, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 13, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-10920; Filed, June 25, 1946; 9:27 a. m.]

[Vesting Order 6560]

ANTONIE ROTHMANN

In re: Bank account owned by Antonie Rothmann, also known as Antonia Rothmann. F-28-11839-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Antonie Rothmann, also known as Antonia Rothmann, whose last known address is Aulendorf, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Antonie Rothmann, also known as Antonia Rothmann, by The San Francisco Bank, 526 California Street, San Francisco 4, California, arising out of a savings account, Account Number 763092, entitled Antonie Rothmann, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 13, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-10921; Filed, June 25, 1946; 9:27 a. m.]

[Vesting Order 6561]

EMMA ROTHSCHILD

In re: Bank account owned by Emma Rothschild. F-28-11841-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Exective Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Emma Rothschild, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Emma Rothschild, by Fort Wayne National Bank, 127 W. Berry St., Fort Wayne, Indiana, arising out of a blocked bank account, entitled Emma Rothschild, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and

certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 13, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-10922; Filed, June 25, 1946; 9:27 a. m.]

[Vesting Order 6569]

MAX SCHMIDT AND FRIDA SCHMIDT

In re: Bank account owned by Max Schmidt and Frida Schmidt. F-28-12092-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Max Schmidt and Frida Schmidt, whose last known addresses are Fregestr. 38, Berlin, Steglitz, Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Max Schmidt and Frida Schmidt, by Central Savings Bank in the City of New York, Broadway at 13th Street, New York, New York, arising out of a Savings Account, Account Number 1007562, entitled Max Schmidt & Frida Schmidt, or either or survivor, maintained at the branch office of the aforesaid bank located at Fourteenth Street and Fourth Avenue, New York, New York, and any and all rights to demand, enforce and collect the same.

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 14, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-10923; Filed, June 25, 1946; 9:27 a. m.]

[Vesting Order 6585]

HARRY BERGEN AND MRS. MARIE BERGEN

In re: Bank account owned by Henry Bergen and Mrs. Marie Bergen. F-28-4890-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Henry Bergen and Mrs. Marie Bergen, whose last known address is Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Henry Bergen and Mrs. Marie Bergen, by Plainfield Savings Bank, Plainfield, New Jersey, arising out of a savings account, Account Number 32825, entitled Henry Bergen or Mrs. Marie Bergen, Joint Tenants with right of survivorship, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country, (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 17, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-10924; Filed, June 25, 1946; 9:27 a. m.]

[Vesting Order 6587]

CHARLIE DIRR

In re: Bank account owned by Charlie Dirr, also known as Charles Dirr. F-28-7739-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Charlie Dirr, also known as Charles Dirr, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Charlie Dirr, also known as Charles Dirr, by Little River Bank and Trust Company, Miami, Florida, arising out of a Savings Account, Account Number 1283, entitled Charles Dirr, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 17, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-10925; Filed, June 25, 1946; 9:27 a. m.]

[Vesting Order 6590]

EXPORTKREDITBANK A. G.

In re: Bank account owned by Exportkreditbank A. G. F-28-180-E-15.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Exportkreditbank, A. G., the last known address of which is Kanonier Strasse 17-20, Berlin, W8, Germany, is a corporation, organized under the laws of Germany, and which has or, since the effective date of Executive Order No. 8389, as amended, has had its principal place of business in Germany and is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Exportkreditbank A. G., by Bank of the Manhattan Company, 40 Wall Street, New York, New York, arising out of a checking account, entitled Exportkreditbank A. G., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany),

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 17, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-10926; Filed, June 25, 1946; 9:28 a. m.]

[Vesting Order 6595]

HORACE KAYANO

In re: Bank account owned by Horace Kayano.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

1. That Horace Kayano, whose last known address is Japan, is a resident of Japan and a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Horace Kayano, by The Old National Bank of Spokane, Spokane, Washington arising out of a checking account, entitled Horace Kayano, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions,

nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 17, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-10927; Filed, June 25, 1946; 9:28 a. m.]

[Vesting Order 6598]

GERDA KRAMER

In re: Bank account owned by Gerda Kramer. F-28-17768-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Gerda Kramer, whose last known address is Muenchen, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation of Manufacturers and Traders Trust Company, 284 Main Street, Buffalo 5, New York, arising out of a trust department account, Account Number 2436, entitled Agent and Custodian for Gerda Kramer, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Gerda Kramer, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 17, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-10861; Filed, June 24, 1946; 10:02 a. m.]

[Vesting Order 6599]

MRS. SUZU MIYASAKI

In re: Stock owned by Mrs. Suzu Miyasaki and others.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That the individuals listed in subparagraph 2, whose last known addresses are Japan are residents of Japan and nationals of a designated enemy country (Japan);

2. That the property described as follows: 290 shares of $3.00 par value common capital stock of Honolulu Junk Company, Ltd., 836 South King Street, Honolulu, T. H., a corporation organized under the laws of the Territory of Hawaii, evidenced by the certificates listed below, registered in the names of and owned by the persons listed below in the amounts appearing opposite each name as follows:

Registered owner	Certificate No.	Number of shares
Mrs. Suzu Miyasaki	126	57
Ichibei Matsuoka	5	50
Katsuo Horiuchi	18	40
	100	36
	132	11
Sanjuro Hiyama	21	15
Otokichi Shimahara	39	27
Kanou Kubota	98	10
Yoichi Horiuchi	31	33
Tsunakichi Ueda	29	11
Total		290

together with all declared and unpaid dividends thereon,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 17, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-10862; Filed, June 24, 1946; 10:02 a. m.]

[Vesting Order CE 302]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN MASSACHUSETTS COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended,

and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A, the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 18, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 1	
Gertrude A. Schreiber	Islands of Guernsey	Estate of Thomas F. Hurley, deceased, Essex County Probate Court, Mass. No. 207650.	$26.00
		Item 2	
J. H. Wentworth Sawyer	France	Estate of Emily Ladd Sawyer, deceased, Norfolk County Probate Court, No. 101950 Mass.	253.00
		Item 3	
Conservatoire de Musique de Paris	France	Estate of Elizabeth S. Rackemann, deceased, Norfolk County Probate Court, No. 64535.	29.00
		Item 4	
Ecole Feminine de Graveure de Musique de Paris	France	Same	29.00
		Item 5	
Vasiliki S. Geas, a/k/a Vasiliki S. Tjias	Albania	Trust u/w of Peter T. Geas a/k/a Sotirios Tjias, Peter Thomas, Peter Thomas Geas, Peter Thomas Tjias, deceased, Suffolk County Probate Court, Mass. No. 316268.	141.00
		Item 6	
Eftalia S. Goodea, a/k/a Eftalia S. Goodas	Albania	Same	70.00
		Item 7	
Irene S. Goodea, a/k/a Irene S. Goodas	Albania	Same	18.00
		Item 8	
Thomas S. Goodea, a/k/a Thomas S. Goodas	Albania	Same	18.00
		Item 9	
Elizabeth Geas	Albania	Same	5.00
		Item 10	
Village Church in Sofratikla	Albania	Same	7.00
		Item 11	
Anna L. Philip, Dori T. Philip, and Thomaida Toli Quirici	Albania	Estate of John Tiko Philip, deceased, Suffolk County Probate No. 298854, Mass.	42.00

[F. R. Doc. 46–10863; Filed, June 24, 1946; 10:02 a. m.]

[Vesting Order CE 303]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW YORK COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 4 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property which each of the persons named in said Column 1 of said Exhibit A obtains or is determined to have as a result of the action or proceeding described in said Column 3 of said Exhibit A, the sums stated in said Column 4 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim together with a request for a hearing thereon, on Form APC–1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 18, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Column 1 Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 1	
Charlotte Frederica Lotterhand	Germany	Estate of Algernon DeVivier Tassin, deceased, Surrogate's Court, New York County, N. Y., Index No. P–2465–1941.	$244.00
		Item 2	
Gitel Szultz	Poland	Estate of Morris Schultz, Surrogate's Court, New York County, N. Y., Docket P–1914–1943.	5.00
		Item 3	
Ruda Kapata	Poland	Same	5.00
		Item 4	
Rivka Alter	Poland	Same	8.00
		Item 5	
Sheina Pszerolka	Poland	Same	8.00
		Item 6	
Zelig Schultz	Poland	Same	8.00
		Item 7	
Abram Schultz	Poland	Same	8.00
		Item 8	
Rene Salmon	France	Estate of Edward I. Loeb, Surrogate's Court, New York County, N. Y., Index No. P1519–1944.	10.00
		Item 9	
Laure Bugel	France	Same	8.00
		Item 10	
Berthe Kanner	France	Same	8.00
		Item 11	
Andre Salmon	France	Same	10.00
		Item 12	
George Salmon	France	Same	10.00
		Item 13	
Jeanne R. Kahn	France	Same	5.00
		Item 14	
Lucie Mamelsdorf	France	Trust u/w of Edward Mamelsdorf, deceased, Surrogate's Court, New York County, State of New York, Index No. P–1333/43.	13.62
		Item 15	
Andre Mamelsdorf	France	Same	13.62
		Item 16	
Renee Hirsch	France	Same	13.62
		Item 17	
Alliance Israelite Universelle	France	Same	8.52
		Item 18	
Alice Mamelsdorf	France	Same	13.62
		Item 19	
Marguerite Block	France	Estate of Adelaide F. Netter, deceased, Surrogate's Court, New York County, N. Y., Index No. P–658/1944.	6.00
		Item 20	
Marcel Netter	France	Same	6.00
		Item 21	
Lucie Brin	France	Same	5.00
		Item 22	
Pringia Netter	France	Same	10.00
		Item 23	
Martha Vancura	Czechoslovakia	Estate of Charles O. Fendrych, Surrogate's Court, Nassau County, N. Y.	38.00
		Item 24	
Berthe Kanner	France	Estate of Charles G. Loeb, deceased, Surrogate's Court, New York County, N. Y., Index No. P–815/1944.	8.00
		Item 25	
Rene Salmon	France	Same	8.00
		Item 26	
George Salmon	France	Same	8.00
		Item 27	
Andre Salmon	France	Same	8.00
		Item 28	
Alice Bugel Plean	France	Same	8.00
		Item 29	
Jeanne R. Kahn, a/k/a Mme. Rene Kahn	France	Same	8.00
		Item 30	
Mrs. Louis Borsch	France	Same	5.00
		Item 31	
Isabelle Lacase	France	Same	5.00
		Item 32	
Germaine Ziegelmeyer	France	Same	9.00

EXHIBIT A—Continued

Column 1. Name	Column 2 Country or territory	Column 3 Action or proceeding	Column 4 Sum vested
		Item 33	
Augustin Casteran	France	Estate of Marie Casteran, deceased, Surrogate's Court, County of New York, State of New York, Index No. P-2692-1944	
		Item 34	
Theodore Casteran	France	Same	
		Item 35	
Matilde Casteran	France	Same	
		Item 36	
Rose Kopatsky	Poland	Estate of Lazarus Bekowitz, deceased, Surrogate's Court, Kings County, N. Y., Index No. 7115/1943.	
		Item 37	
Morris Kopatsky	Poland	Same	
		Item 38	
Sarah Kopatsky	Poland	Same	
		Item 39	
Tony Schmidleben	Latvia	Estate of Alice Jackstin, deceased, Surrogate's Court, New York County, N. Y., Index No. P 1956/1944.	
		Item 40	
Leah Furman	Latvia	Estate of Julius Krane, deceased, Surrogate's Court, New York County, N. Y., Index No. P-2402/1943.	

[F. R. Doc. 46-10864; Filed, June 24, 1946; 10:02 a. m.]

[Vesting Order 6378]

ISIDOR GARY

In re: Estate of Isidor Gary, deceased. File D-28-10401; E. T. sec. 14799.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Joseph Gary in and to the Estate of Isidor Gary, deceased,

is property payable or deliverable to, or claimed by a national of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Joseph Gary, Germany.

That such property is in the process of administration by P. J. Roche, as Executor of the Estate of Isidor Gary, acting under the judicial supervision of the County Judge's Court in and for Dade County, Florida;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 31, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-10813; Filed, June 24, 1946; 9:58 a. m.]

[Vesting Order 6379]

HENRY HOFFMAN

In re: Estate of Henry Hoffman, also known as Henry Theodor Hoffman, deceased. File D-28-9866; E. T. sec. 13915.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Frau Franz Abbing and her surviving children, and each of them, in and to the Estate of Henry Hoffman, also known as Henry Theodor Hoffman, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Frau Franz Abbing and her surviving children, Germany.

That such property is in the process of administration by the San Francisco Bank, as Executor of the Estate of Henry Hoffman, also known as Henry Theodor Hoffman, acting under the judicial supervision of the Superior Court of the State of California, in and for the City and County of San Francisco;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 31, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-10844; Filed, June 24, 1946; 9:58 a. m.]

[Vesting Order 6380]

TESSIE LABANZ

In re: Estate of Tessie Labanz, deceased. File No. 017-19949.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Argyilan Vasziliu, and her heirs, names unknown, in and to the estate of Tessie Labanz, deceased,

is property payable or deliverable to, or claimed by nationals of a designated enemy country, Rumania, namely,

National and Last Known Address

Argyilan Vasziliu, and her heirs, names unknown, Rumania.

That such property is in the process of administration by Frances Repka, as Executrix of the Estate of Tessie Labanz, deceased, acting under the judicial supervision of the Surrogate's Court, New York County, New York,

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Rumania);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 31, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-10845; Filed, June 24, 1946; 9:58 a. m.]

[Vesting Order 6494]

FRANCOIS DE LORNE DE ST. ANGE

In re: Bank account owned by Francois de Lorne de St. Ange. F-28-23663-C-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Francois de Lorne de St. Ange, whose last known address is Holbeinstrasse 4, Mannheim, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to George M. Cushing, Trustee, by Milton Savings Bank, Milton, Massachusetts, arising out of a Savings Account, Account Number 12696, entitled George M. Cushing, Trustee for Francois de Lorne de St. Ange, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Francois de Lorne de St. Ange, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 7, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-10846; Filed, June 24, 1946; 9:58 a. m.]

[Vesting Order 6519]

T. JINJURO YAMANAKA AND T. MIZUTANI

In re: Real property and claim owned by T. Jinjuro Yamanaka and T. Mizutani, and farming implements owned by T. Jinjuro Yamanaka.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That T. Jinjuro Yamanaka, whose last known address is Japan, is a resident of Japan and a national of a designated enemy country (Japan);

2. That T. Mizutani, a subject of Japan, whose present whereabouts are unknown and who is believed to be a resident of Japan, is a national of a designated enemy country (Japan);

3. That T. Jinjuro Yamanaka and T. Mizutani are the owners of the property described in subparagraphs 4-a and 4-b hereof, and that T. Jinjuro Yamanaka is the owner of the property described in subparagraph 4-c hereof:

4. That the property described as follows:

a. Real property situated in the County of Los Angeles, State of California, particularly described in Exhibit A, attached

hereto and by reference made a part hereof, together with all hereditaments, fixtures, improvements and appurtenances thereto, and any and all claims for rents, refunds, benefits or other payments arising from the ownership of such property,

b. All right, title, interest and claim of any name or nature whatsoever of T. Jinjuro Yamanaka and T. Mizutani, in and to any and all obligations, contingent or otherwise and whether or not matured, owing to them by Saburo Roy Sakaguchi, including particularly but not limited to that sum arising by reason of rental due for the real property described in subparagraph 4–a hereof, and any and all security rights in and to any and all collateral for any and all such obligations and the right to enforce and collect the same, and

c. Certain farming implements, particularly described in Exhibit B, attached hereto, and by reference made a part hereof,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, nationals of a designated enemy country (Japan);

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described in subparagraph 4–a hereof, subject to recorded liens, encumbrances and other rights of record held by or for persons who are not nationals of designated enemy countries, and hereby vests in the Alien Property Custodian the property described in subparagraphs 4–b and 4–c hereof,

All such property so vested to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 11, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

The South 60 acres of the North 120 acres of the Southwest quarter of Secton 11, Township 8 North Range 13 West, S. B. M. in the County of Los Angeles, State of California.

EXHIBIT B

1 Adriance mower.
1 rake.
1 harrow.
1 disc.
1 6 ft. horse disc.
1 heavy double disc.
Other miscellaneous items.

[F. R. Doc. 46–10847; Filed, June 24, 1946; 9:58 a. m.]

[Vesting Order 6547]

ONE HUNDREDTH BANK LTD.

In re: Bank account owned by The One Hundredth Bank Ltd. F–39–650–E–6.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That The One Hundredth Bank Ltd., the last known address of which is Tokyo, Japan, is a corporation, organized under the laws of Japan, and which has or, since the effective date of Executive Order No. 8389, as amended, has had its principal place of business in Japan and is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to The One Hundredth Bank Ltd., by Industrial Trust Company, 111 Westminster Street, Providence, Rhode Island, arising out of a checking account, entitled The One Hundredth Bank Limited, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 13, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10848; Filed, June 24, 1946; 9:59 a. m.]

[Vesting Order 6554]

DEUTSCHE REICHSBANK

In re: Bank account owned by Deutsche Reichsbank, also known as Reichsbank Direktorium. File No. F–28–1282–E–15.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. Deutsche Reichsbank, also known as Reichsbank Direktorium, the last known address of which is C111, Jaegerstrasse 34–36, Berlin, Germany, is a corporation, organized under the laws of Germany, and which has or, since the effective date of Executive Order No. 8389, as amended, has had its principal place of business in Germany and is a national of a designated enemy country (Germany);

2. That the property described as follows:

a. That certain debt or other obligation owing to Deutsche Reichsbank, also known as Reichsbank Direktorium, by Bank of the Manhattan Company, 40 Wall Street, New York, New York, arising out of a checking account, entitled Reichsbank Direktorium, maintained at the aforesaid bank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 13, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10849; Filed, June 24, 1946; 9:59 a. m.]

ing out of a checking account, entitled Reichsbank Direktorium, maintained at the aforesaid bank, and any and all rights to demand, enforce and collect the same, and

b. That certain debt or other obligation owing to Deutsche Reichsbank, also known as Reichsbank Direktorium, by Bank of the Manhattan Company, 40 Wall Street, New York, New York, arising out of a collection account, entitled Accounts Payable Foreign Exchange, maintained at the aforesaid bank, and any and all rights to demand, enforce and collect the same.

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 13, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10850; Filed, June 24, 1946; 9:59 a. m.]

[Vesting Order 6555]

DEUTSCHE REICHSBANK

In re: Bank account owned by Deutsche Reichsbank, also known as Reichsbank Direktorium. File No. F–28–1282 E–13.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Deutsche Reichsbank, also known as Reichsbank Direktorium, the last known address of which is C111, Jaegerstrasse 34–36, Berlin, Germany, is a corporation, organized under the laws of Germany, and which has or, since the effective date of Executive Order No. 8389, as amended, has had its principal place of business in Germany and is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Deutsche Reichsbank, also known as Reichsbank Direktorium, by The First National Bank of Boston, 67 Milk Street, Boston, Massachusetts, arising out of a checking account, entitled Reichsbank Direktorium, maintained at the aforesaid bank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 13, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10851; Filed, June 24, 1946; 9:59 a. m.]

[Vesting Order 6556]

DEUTSCHE REICHSBANK

In re: Bank account owned by Deutsche Reichsbank, also known as Reichsbank Direktorium. File No. F–28–1282 E–4.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Deutsche Reichsbank, also known as Reichsbank Direktorium, the last known address of which is C111, Jaegerstrasse 34–36, Berlin, Germany, is a corporation, organized under the laws of Germany, and which has or, since the effective date of Executive Order No. 8389, as amended, has had its principal place of business in Germany and is a national of a designated enemy country (Germany);

2. That the property described as follows:

a. That certain debt or other obligation owing to Deutsche Reichsbank, also known as Reichsbank Direktorium, by The New York Trust Company, 100 Broadway, New York, New York, arising out of a checking account, entitled Reichsbank Direktorium, maintained at the aforesaid bank, and any and all rights to demand, enforce and collect the same, and

b. That certain debt or other obligation owing to Deutsche Reichsbank, also known as Reichsbank Direktorium, by The New York Trust Company, 100 Broadway, New York, New York, arising out of a checking account, entitled Reichsbank Direktorium Pre-war account, maintained at the aforesaid bank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and cer-

tification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 13, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10851; Filed, June 24, 1946; 9:59 a. m.]

[Vesting Order 6566]

HUGO SALG

In re: Bank account owned by Hugo Salg. F–28–533–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Hugo Salg, whose last known address is Gailbach, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Hugo Salg, by Bristol Savings Bank, Bristol, Connecticut, arising out of a savings account, Account Number 40556, entitled Hugo Salg, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 14, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10852; Filed, June 24, 1946; 10:00 a. m.]

[Vesting Order 6568]

M. MATHILDE SCHMIDT

In re: Bank account owned by M. Mathilde Schmidt. F–28–5168–C–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That M. Mathilde Schmidt, whose last known address is Nepperberg 8, Wuertenberg, Schwaeb Gmuend, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to M. Mathilde Schmidt, by Asbury Park National Bank and Trust Company, Asbury Park, New Jersey, arising out of a Savings Account, Account Number 31910, entitled M. Mathilde Schmidt, by W. R. Bamman, Attorney, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt within the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 14, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10853; Filed, June 24 1946; 10:00 a. m.]

[Vesting Order 6583]

ERICH WOLFF

In re: Bank account owned by Erich Wolff. F–28–12791–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Erich Wolff, whose last known address is Berlin-Lichterfelde, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Erich Wolff, by Bank of America National Trust and Savings Association, 1 Powell Street, San Francisco, California, arising out of a Savings Account, Account Number 6769, entitled Erich Wolff, maintained at the branch office of the aforesaid bank located at 198 North 2nd Avenue, Upland, California, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 14, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10854; Filed, June 24, 1946; 10:00 a. m.]

[Vesting Order 6588]

KARL EBNET

In re: Bank account owned by Karl Ebnet. F–28–9602–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Karl Ebnet, whose last known address is Tetzelgasse 19, Nuernberg, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Karl Ebnet, by The First National Bank of Chicago, Chicago, Illinois, arising out of a savings account, Account Number 1,354,034, entitled Karl Ebnet, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 17, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10855; Filed, June 24, 1946; 10:01 a. m.]

[Vesting Order 6589]

LUDWIG EBNET

In re: Bank account owned by Ludwig Ebnet. F–28–9603–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Ludwig Ebnet, whose last known address is Fuerth, Bavaria, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Ludwig Ebnet, by The First National Bank of Chicago, Chicago, Illinois, arising out of a savings account, Account Number 1,354,032, entitled Ludwig Ebnet, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to re-

turn such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 17, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10856; Filed, June 24, 1946; 10:01 a. m.]

[Vesting Order 6592]

ANNA HELMSCHROTT

In re: Bank account owned by Anna Helmschrott. F–28–22004–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Anna Helmschrott, whose last known address is 13 Laurenzi St., Bamberg, Bavaria, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Anna Helmschrott, by The Philadelphia Saving Fund Society, 700 Walnut Street, Philadelphia, Pennsylvania, arising out of a savings account, Account Number 1,912,034, entitled Anna Helmschrott, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095 as amended.

Executed at Washington, D. C., on June 17, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10857; Filed, June 24, 1946; 10:01 a. m.]

[Vesting Order 6593]

FRIEDRICH HORZ

In re: Bank account owned by Friedrich Horz, also known as Frederick Horz. F–28–11473 E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Friedrich Horz, also known as Frederick Horz, whose last known address is Württemberg, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Friedrich Horz, also known as Frederick Horz, by Union Bank & Trust Co. of Los Angeles, 760 South Hill Street, Los Angeles, California, arising out of a term savings account, Account No. 86318, entitled Friedrich Horz, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 17, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10858; Filed, June 24, 1946; 10:01 a. m.]

[Vesting Order 6596]

MRS. TOMOE KIYONO

In re: Bank Account owned by Mrs. Tomoe Kiyono, also known as Mrs. T. Kiyono and Mrs. Tsukusa Kiyono. F–39–4785–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Mrs. Tomoe Kiyono, also known as Mrs. T. Kiyono and Mrs. Tsukusa Kiyono, whose last known address is 170 Nichome, Haryiku, Shibuiya, Tokyo, Japan, is a resident of Japan and a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Mrs. Tomoe Kiyono, also known as Mrs. T. Kiyono and Mrs. Tsukusa Kiyono, by The First National Bank of Mobile, 13 North Royal Street, Mobile 4, Alabama, arising out of a savings account, entitled Mrs. T. Kiyono, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 17, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10859; Filed, June 24, 1946; 10:01 a. m.]

[Vesting Order 6597]

GERTRUDE KOHLMANN

In re: Bank account owned by Gertrude Kohlmann. F–28–23803–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Gertrude Kohlmann, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Gertrude Kohlmann, by Seaboard Trust Company, 95 River Street, Hoboken, New Jersey, arising out of a Savings Account, Account Number 27298, entitled Gertrude Kohlmann, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 17, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10860; Filed, June 24, 1946; 10:01 a. m.]

[Vesting Order 6445]

ERICH BONNESS ET AL.

In re: Bank Accounts owned by Erich Bonness, Martha Goeldner, Elizabeth Hoffmiller and Emil Bonness. File D–28–9521; E. T. sec. 12919.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Erich Bonness, Martha Goeldner, Elizabeth Hoffmiller, and Emil Bonness whose last known addresses are Germany, are nationals of a designated enemy country (Germany);

2. That the property described as follows: Those certain debts or other obligations owing to Erich Bonness, Martha Goeldner, Elizabeth Hoffmiller, and Emil Bonness, by Amoskeag Savings Bank, Manchester, New Hampshire, arising out of Savings Accounts, Account Numbers 227825, 227827, 227828, and 227826 entitled Erich Bonness, Martha Goeldner, Elizabeth Hoffmiller and Emil Bonness respectively, maintained at the aforesaid bank located at Manchester, New Hampshire, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request

for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-10738; Filed, June 21, 1946; 9:41 a. m.]

[Vesting Order 6374]

ALMA C. STREITLEIN

In re: Estate of Alma C. Streitlein, deceased. File No. D-28-9511; E. T. sec. No. 12884.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: Cash in the amount of $900.60
is property in the possession of the Alien Property Custodian;

That such property was held by The Second National Bank of New Haven, Executor of the Estate of Alma C. Streitlein, deceased, and is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Freiderich von Stromer Reichenbach, Germany.
Wolfgang Reichenbach, Germany.
Ulman Reichenbach, Germany.
Gerhard Reichenbach, Germany.

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 29, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-10737; Filed, June 21, 1946; 9:40 a. m.]

[Vesting Order 6533]

HEDWIG KLEIN

In re: Bank account owned by Hedwig Klein. F-28-23186-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Hedwig Klein, whose last known address is 11 Rhinehart Avenue, Dresden, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Hedwig Klein, by National Bank of Detroit, 660 Woodward Avenue, Detroit 32, Michigan, arising out of a savings account, Account Number 30065, entitled Hedwig Klein, maintained at the Livernois-Puritan branch office of the aforesaid bank located at 16101 Livernois Avenue, Detroit, Michigan, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 12, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-10742; Filed, June 21, 1946; 9:41 a. m.]

[Vesting Order 6534]

JOHANNA KOBERSTEIN AND KARL KOBERSTEIN

In re: Bank account owned by Johanna Koberstein and Karl Koberstein. File No. F-28-4E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Johanna Koberstein and Karl Koberstein, whose last known addresses are Grenzstrasse 1, Hamburg, Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Johanna Koberstein and Karl Koberstein, by Central Savings Bank in the City of New York, 2100 Broadway, New York, New York, arising out of a savings account, Account Number 164,322, entitled Johanna and Karl Koberstein, maintained at the aforesaid bank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 12, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-10743; Filed, June 21, 1946; 9:42 a. m.]

[Vesting Order 6489]

HEINRICH CREUTZ AND LOUISE CREUTZ

In re: Bank account owned by Heinrich Creutz and Louise Creutz. F-28-845-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Heinrich Creutz and Louise Creutz, whose last known address is Steinau, Kries, Schlüchten, Hessen Nassau, Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Heinrich Creutz and Louise Creutz, by The Lincoln Savings Bank of Brooklyn, 531 Broadway, Brooklyn, New York, arising out of a savings account, Account Number C-963, entitled Heinrich or Louise Creutz, as Joint Tenants, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 7, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-10739; Filed, June 21, 1946; 9:41 a. m.]

[Vesting Order 6530]

YOSKIO KITAGAWA

In re: Bank account owned by Yoskio Kitagawa, also known as Yoshio Kitagawa. F-39-4760-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law the undersigned, after investigation, finding:

1. That Yoskio Kitagawa, also known as Yoshio Kitagawa, whose last known address is Japan, is a resident of Japan and a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to Yoskio Kitagawa, also known as Yoshio Kitagawa, by Security-First National Bank of Los Angeles, 6th and Spring Streets, Los Angeles, California, arising out of a savings account, Account Number 4191, entitled Yoshio Kitagawa, maintained at the branch office of the aforesaid bank located at Guadalupe, California, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have

the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 12, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10740; Filed, June 21, 1946; 9:41 a. m.]

[Vesting Order 6532]

M. EVA KLAUS

In re: Bank account owned by M. Eva Klaus. F–28–5315–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That M. Eva Klaus, whose last known address is Merl am Mosel, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to M. Eva Klaus, by First Trust and Deposit Company, 201 South Warren Street, Syracuse, New York, arising out of a demand certificate of deposit, Number A 343, entitled M. Eva Klaus, Germany, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 12, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10741; Filed, June 21, 1946; 9:41 a. m.]

[Vesting Order 6214]

ITARU TACHIBANA

In re: Personal property and cash owned by Itaru Tachibana, also known as Itaru Tatibana, as Mr. Yamada, and as Mr. Yamato.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Itaru Tachibana, also known as Itaru Tatibana, as Mr. Yamada, and as Mr. Yamato, whose last known address is Japan, is a resident of Japan and a national of a designated enemy country (Japan);

2. That the property described as follows:

a. United States currency and coins in the sum of $67.05, in the custody of the Federal Bureau of Investigation, United States Department of Justice, at Los Angeles, California, and

b. Personal property in the custody of the Federal Bureau of Investigation, United States Department of Justice, at Los Angeles, California, particularly described in Exhibit A attached hereto and by reference made a part hereof,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described in subparagraph 2 hereof, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on April 23, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

1 3-Section bookcase and 15 books
1 4-Drawer filing cabinet (green metal) Miller Desk & Safe Co.
1 Brown leather suitcase and clothing contained therein
1 Brown leather suitcase
1 Clock, "Westclock"
1 Motion picture camera, "Revere" Model 88, 8 mm, Serial #59752, and leather case
Misc. Phonograph records and black leather case
1 Motion picture screen, "DaLile Challenger"
1 25 Caliber Colt Automatic Pistol, Serial #26306
1 38 Caliber Colt Police Special revolver, Serial No. 604137, and leather holster
1 Pr. Binoculars, 8x, "Colmont" and leather case
1 Typewriter, Corona Standard

[F. R. Doc. 46–10912; Filed, June 25, 1946; 9:25 a. m.]

[Vesting Order 6381]

KATHERINE MULLER

In re: Estate of Katherine Muller, deceased. File No. 017–19935.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Franz Muller, Elise Luginsland, Anna Muller, Maria Muller and Ferdinand Muller, and each of them in and to the estate of Katherine Muller, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely:

Nationals and Last Known Address

Franz Muller, Germany.
Elise Luginsland, Germany.
Anna Muller, Germany.
Maria Muller, Germany.
Ferdinand Muller, Germany.

That such property is in the process of administration by the Leo House for German Catholic Emigrants, as Executor of the Estate of Katherine Muller, acting under the judicial supervision of the Surrogate's Court, New York County, New York;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 31, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10913; Filed, June 25, 1946; 9:25 a. m.]

[Vesting Order 6539]

KARL L. LANNINGER

In re: Bank account owned by Karl L. Lanninger. F–28–4165–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Karl L. Lanninger, whose last known address is Auf der Infel 16, Frankfort A. M. Rodelheim, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Karl L. Lanninger, by Bank of the Manhattan Company, 40 Wall Street, New York 15, New York, arising out of an Escrow Account, entitled Karl L. Lanninger Escrow Account pursuant to letter of instructions dated May 25, 1937, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 12, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–10914; Filed, June 25, 1946; 9:25 a. m.]

[Vesting Order 6545]

S. NII

In re: Bank Account owned by S. Nii. D–39–8311–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That S. Nii, whose last known address is Japan, is a resident of Japan and a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to S. Nii, by Bank of America National Trust and Savings Association, 1 Powell Street, San Francisco, California, arising out of a Savings Account, Account Number 629, entitled S. Nii, maintained at the branch office of the aforesaid bank located at 951 F. Street, Fresno, California, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a desinated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 13, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 36–10915; Filed, June 25, 1946; 9:25 a. m.]

JUL 2 '46

FEDERAL REGISTER

VOLUME 11 NUMBER 125

Washington, Thursday, June 27, 1946

The President

EXECUTIVE ORDER 9741

EXTENDING THE EXISTENCE OF THE QUÉTICO-SUPERIOR COMMITTEE, CREATED BY EXECUTIVE ORDER NO. 6783 OF JUNE 30, 1934

By virtue of the authority vested in me as President of the United States, I hereby extend the existence of the Quetico-Superior Committee, created by Executive Order No. 6783 of June 30, 1934, for a period of four years from June 30, 1946, to June 30, 1950.

HARRY S. TRUMAN

THE WHITE HOUSE,
June 25, 1946.

[F. R. Doc. 46-11109; Filed, June 26, 1946; 10:42 a. m.]

EXECUTIVE ORDER 9742

TERMINATION AND LIQUIDATION OF THE WAR RELOCATION AUTHORITY

By virtue of the authority vested in me by the Constitution and statutes, including Title I of the First War Powers Act, 1941 (55 Stat. 838), and as President of the United States, it is hereby ordered as follows:

The War Relocation Authority, established by Executive Order No. 9102 of March 18, 1942,[1] and transferred to the Department of the Interior by Executive Order No. 9423 of February 16, 1944,[2] is terminated as an organizational entity within the Department of the Interior, and the office of Director of the War Relocation Authority is abolished.

The Secretary of the Interior, acting through such agency or agencies of the Department of the Interior as he shall designate, is authorized and directed to wind up the affairs of the Authority, and to utilize for such purpose so much of the personnel, records, property, and funds of the Authority as may be necessary. The powers conferred upon the Secretary of the Interior by Executive Order No. 9102 as modified by Executive Order No. 9423 may be exercised by the Secretary of the Interior to the extent necessary for the effective liquidation of the affairs of the Authority.

All provisions of prior Executive orders which are in conflict with this order are amended accordingly.

This order shall become effective at the close of business on June 30, 1946.

HARRY S. TRUMAN

THE WHITE HOUSE,
June 25, 1946.

[F. R. Doc. 46-11110; Filed, June 26, 1946; 10:42 a. m.]

[1] 3 CFR, Cum. Supp.
[2] 3 CFR, 1944 Supp.

Regulations

TITLE 7—AGRICULTURE

Chapter XI—Production and Marketing Administration (War Food Distribution Orders)

[WFO 148, 2]

PART 1401—DAIRY PRODUCTS

EVAPORATED MILK REPORTS REQUIRED

Pursuant to the authority vested in me by War Food Order No. 148, effective May 31, 1946 (11 F.R. 5995), and in order to effectuate the purposes of such order, it is hereby ordered as follows:

§ 1401.209 *Reports* — (a) *Definitions.* Each term defined in War Food Order No. 148 shall, when used herein, have the same meaning as set forth for such term in said War Food Order No. 148.

(b) *Reporting requirements.* Each person who, during June 1946 or any subsequent calendar month, has in his possession or is obligated to have in his possession any evaporated milk required to be set aside pursuant to the provisions of War Food Order No. 148 shall correctly complete form "Dairy Products Report No. 7—Evaporated Milk Set-Aside Report" for each such calendar month. Each such completed form shall be mailed to the United States Department of Agriculture, Division of Agricultural Statistics, Bureau of Agricultural Economics, Washington 25, D. C., Ref. WFO 148, not later than the tenth day of the calendar month next succeeding the month for which such report is made.

(Continued on p. 7127)

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FEDERAL REGISTER

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1945 Supplement

Book 1: Titles 1 through 9, including, in Title 3, Presidential documents in full text with appropriate reference tables.

Book 2: Titles 10 through 14.

These books may be obtained from the Superintendent of Documents, Government Printing Office, at $3 each.

A limited sales stock of the 1944 Supplement (3 books) is still available at $3 a book.

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(c) *Effective date.* This order shall become effective at 12:01 a. m. e. s. t., June 25, 1946.

NOTE: All reporting requirements of this order have been approved by, and subsequent reporting and record-keeping requirements will be subject to the approval of, Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087; WFO 148, 11 F.R. 5995)

Issued this 25th day of June 1946.

[SEAL] WILLIAM C. CROW,
Acting Assistant Administrator, Production and Marketing Administration.

[F. R. Doc. 46-11068; Filed, June 25, 1946; 4:31 p. m.]

Chapter IV—Production and Marketing Administration (Crop Insurance)

PART 415—FLAX CROP INSURANCE

SUBPART—1947 REGULATIONS

Correction

In Federal Register document 46-10493, appearing at page 6809 of the issue for Thursday, June 20, 1946, paragraph (a) of § 415.109 should read as follows:

(a) Neglect or malfeasance of the insured or of any person in his household or employment or connected with the farm as tenant, or wage hand;

TITLE 8—ALIENS AND NATIONALITY

Chapter I—Immigration and Naturalization Service

PART 172—IMMIGRATION, EXCLUSION, AND DEPORTATION OF FILIPINOS UNDER THE PROVISIONS OF THE PHILIPPINE REHABILITATION ACT OF 1946 AND THE PHILIPPINE TRADE ACT OF 1946

FILIPINOS ENTERING UNITED STATES TEMPORARILY FOR TRAINING

JUNE 20, 1946.

Part 172, Title 8, Chapter I, Code of Federal Regulations, which part is entitled "Immigration, Exclusion, and Deportation of Certain Filipinos", is hereby revoked and a new Part 172, having the title shown above is hereby assigned in its place. In such new Part 172, § 172.1 is hereby prescribed at this time.

§ 172.1 *Trainees.* Any Filipino admitted temporarily to the United States for training or instruction under the provisions of subsection (d) of section 311 of the Philippine Rehabilitation Act of 1946 (Public Law 370, 79th Congress) shall depart from the United States within 60 days after the date on which such training or instruction is terminated. Such a person shall not be admitted to the United States for a specific period of time but shall be admitted for the duration of his existing status, and the immigration officer in charge at the port where the admission occurs shall make arrangements to receive, from the bureau or agency under whose supervision or control the training or instruction is given, notification of the termination of the training or instruction.

(Sec. 23, 39 Stat. 892, sec. 24, 43 Stat. 166, sec. 37 (a), 54 Stat. 675; 8 U.S.C. 102, 222, 458; sec. 1, Reorg. Plan No. V (3 CFR, Cum. Supp., Chap. IV); 8 CFR, 1943, Supp., 90.1)

This order shall become effective on July 4, 1946: *Provided, however,* That the revocation of Part 172, Title 8, Chapter I, Code of Federal Regulations, which has previously been in effect shall not affect any proceedings or parts of proceedings which take place prior to July 4, 1946.

UGO CARUSI,
Commissioner of Immigration and Naturalization.

Approved: June 25, 1946.

TOM C. CLARK,
Attorney General.

[F. R. Doc. 46-11113; Filed, June 26, 1946; 11:03 a. m.]

TITLE 10—ARMY: WAR DEPARTMENT

Chapter III—Claims and Accounts

PART 306—CLAIMS AGAINST THE UNITED STATES

BURIAL EXPENSES

Paragraph (f) of § 306.51 is rescinded and the following substituted therefor:

§ 306.51 *Expenses allowable.* • • •

(f) *For military prisoners.* For persons coming under § 306.50 (d) (military prisoners sentenced to discharge or dismissal, where the execution thereof has not been suspended), expenses are limited to the following:

(1) Preparation of remains.

(2) Interment at place of death; or, interment expenses not to exceed $50 to include the following only:

(i) Hearse hire for remains.

(ii) Transportation for immediate relatives.

(iii) Ministerial services.

(iv) Necessary undertaking service incident to subdivisions (i) and (ii) of this subparagraph. (52 Stat. 398; 10 U.S.C. 916–916d) (See also act June 15, 1936 (49 Stat. 1507; 10 U.S.C. 455a, 455b, 455c, and 455d; 32 U.S.C. 164a, 164b, and 164c); act July 8, 1940 (54 Stat. 743) and E.O. 8557, September 30, 1940; act May 14, 1942 (56 Stat. 281); act July 1, 1943, Pub. Law 110, 78th Cong.) [AR 30–1830, Oct. 13, 1944, as amended by C3, June 18, 1946]

[SEAL] EDWARD F. WITSELL,
Major General, The Adjutant General.

[F. R. Doc. 46-11112; Filed, June 26, 1946; 10:47 a. m.]

TITLE 19—CUSTOMS DUTIES

Chapter I—Bureau of Customs

[T. D. 51479]

ORGANIZATION OF BUREAU OF CUSTOMS

JUNE 24, 1946.

T. D. 50192, of July 12, 1940 (5 F.R. 2573), relating to the organization of the Bureau of Customs, the rights and privileges, powers and duties of the Commissioner of Customs, and the duties of the personnel of the Bureau of Customs, is hereby amended as follows:

Subdivision I (1) is amended as follows:

The words "or any other law" are inserted after "Tariff Act of 1930, as amended," in paragraph (1); a comma and "Tariff Act of 1930" are inserted after "section 303" in paragraph (1) (d), after "section 511" in paragraph (1) (e), after "section 318" in paragraph (1) (g), and after "section 619" in paragraph (1) (h).

Paragraph (1) (f) is amended by deleting "$5,000" and substituting therefor "$20,000".

Paragraph (1) (i) is amended by deleting "$600" and substituting therefor "$1,500".

Paragraph (1) (j) is amended by deleting "not exceeding $10" and substituting therefor "aggregating less than $100".

Subdivision I is amended by adding thereto a new paragraph reading as follows:

(3) There is hereby conferred and imposed upon the Commissioner of Customs, subject to the general supervision and direction of the Secretary of the Treasury, the authority vested in the Secretary by section 36 of the Act of June 22, 1936 (49 Stat. 1816, 48 U.S.C. 1406i), to make rules and regulations for the administration of the customs laws in the Virgin Islands, but the authority so conferred and imposed shall be subject to the same limitations as those contained in paragraph 1 (b) hereof.

(Secs. 1, 2, 3, 44 Stat. 1381, 1382, sec. 8, 46 Stat. 430, 46 Stat. 1009, secs. 643, 650, 46 Stat. 761, 762, sec. 1a, E.O. 6639; 5 U.S.C. 281, 281a, 281b, 19 U.S.C. 1643)

[SEAL] E. H. FOLEY, Jr.,
Acting Secretary of the Treasury.

[F. R. Doc. 46-11124; Filed, June 26, 1946; 11:47 a. m.]

[T. D. 51480]

PART 23—ENFORCEMENT OF CUSTOMS AND NAVIGATION LAWS

FINES AND PENALTIES

Section 23.25 (a), Customs Regulations of 1943, amended to authorize collectors of customs to remit or mitigate fines or other pecuniary penalties for violations of customs laws aggregating less than $100.

Section 23.25 (a), Customs Regulations of 1943 (19 CFR, Cum. Supp., 23.25 (a)), is hereby amended by deleting "not exceeding $10 in the aggregate" and substituting therefor "aggregating less than $100."

(Sec. 3, 44 Stat. 1382, R.S. 251, secs. 624, 643, 46 Stat. 759, 761; 5 U.S.C. 281 b, 19 U.S.C. 66, 1624, 1643)

[SEAL] W. R. JOHNSON,
Commissioner of Customs.

Approved: June 24, 1946.

G. W. FOLEY, Jr.,
Acting Secretary of the Treasury.

[F. R. Doc. 46-11125; Filed, June 26, 1946; 11:46 a. m.]

TITLE 30—MINERAL RESOURCES

Chapter VI—Solid Fuels Administration for War

PART 602—GENERAL ORDERS AND DIRECTIVES

STATEMENT OF POLICY RELATING TO AUTHORIZATION BY SFAW FOR SHIPMENT OF BITUMINOUS COAL ON THE U. S. TREASURY DEPARTMENT'S EXPORT PROGRAM

It is the policy of the Solid Fuels Administration for War to authorize shipment of bituminous coal on the U. S. Treasury Department's export program only from those mines which have demonstrated to the satisfaction of SFAW that the coal loaded at such mines is of a merchantable quality.

Any person who has or will have surplus coal available for export may submit an offer to the Solid Fuels Administration for War, Washington 25, D. C., on or before the 20th day of the month preceding each month in which he desires to make such shipment, together with the information hereinafter set forth.

Each direction issued by SFAW authorizing any such shipments shall, among other things, specify the period within which the authorized shipments must be made, and any person receiving such an authorization shall immediately upon the expiration of such period report to the Solid Fuels Administration for War, Washington 25, D. C., the total tonnage shipped from each mine on the authorization during the period.

No change of or departure from the terms of any authorization may be made, except upon written approval of the Washington Office of SFAW.

The furnishing of any false or misleading information in connection with the submission of any offer, or the shipment of coal found not to be in substantial conformity with the representations made, may result in the immediate cancellation of any unfilled portions of the authorization, the rejection of the shipment before dumping into vessels, and the withholding of any future authorizations.

Any offer submitted will be given consideration only if it is accompanied by the following information:

1. Name and address of person offering coal for export.

2. The tonnage, by sizes, by mines and by districts of origin, of the coal offered.

3. The following information with respect to each mine at which the coal to be supplied will be produced:

(a) Name and address of producer.

(b) Name, location of mine, the number of the producing district in which it is located, and the name of the railroad, if any, on which it is located.

(c) Name of seam.

(d) Is mine a deep or strip mine?

(e) Is mine a truck-rail or rail mine?

(f) Is mine equipped with screening facilities?

(g) What is the maximum f. o. b. mine price of the coal produced?

(h) What are the freight rates from mine to loading ports?

(i) Estimated monthly production.

(j) A proximate analysis (moisture, volatile matter, fixed carbon, ash, sulphur, B. t. u.) representative of the coal that will be supplied, as loaded into transportation facilities at the mine.

(k) The rate at which shipments will be made upon the granted authorization.

Issued this 24th day of June 1946.

DAN H. WHEELER,
Deputy Solid Fuels Administrator for War.

[F. R. Doc. 46-11111; Filed, June 26, 1946; 10:40 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter I—War Relocation Authority, Department of the Interior

TERMINATION AND LIQUIDATION

CROSS REFERENCE: For termination and liquidation of War Relocation Authority, see Executive Order 9742, *supra*.

Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong.; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

PART 944—REGULATIONS APPLICABLE TO THE OPERATIONS OF THE PRIORITIES SYSTEM

[Priorities Reg. 33, Direction 6, as Amended June 26, 1946]

USE OF HH RATINGS FOR COMMON AND FACE BRICK AND COMMON AND FACE STRUCTURAL TILE IN THE VETERANS' EMERGENCY HOUSING PROGRAM

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of building materials and building supplies for defense, for private account and for export; and the following direction is deemed necessary and appropriate in the public interest and to promote the national defense:

(a) *Purpose of this direction.* Priorities Regulation 33 provides for the assignment to builders of HH preference ratings to secure materials listed on Schedule A of that regulation, which are required for use in the Veterans' Emergency Housing Program. Among these are common and face brick and common and face structural tile. This direction explains the use of the HH rating and also what the restrictions are in connection with the shipment of brick and tile by producers and dealers.

(b) *Definitions.* For the purpose of this direction:

(1) "Brick" means common and face clay brick of any size or type. Refractory brick is not included.

(2) "Tile" means common and face structural tile.

(3) "Producer" means a person owning or operating facilities in which brick or tile are manufactured.

(4) "Dealer" means a person who buys brick or tile for resale as such.

(c) *Extendibility of HH ratings.* A person, other than a producer, who receives an HH rated order for brick or tile may extend the rating to get the brick or tile which he will deliver on that order. A producer who receives an HH rated order for brick or tile may not extend the rating.

(d) *Producers to ship 60% of production against HH orders.* (1) A producer must accept and fill rated orders (AAA, MM, CC and HH) for brick and tile in accordance with the provisions of Priorities Regulation 1, subject to the following rule: A producer must accept during any calendar month, in preference to all other rated orders, except AAA, all HH rated orders which he receives before the 20th day of the month calling for shipment during that month up to 60% of his scheduled production of brick and 60% of his scheduled production of tile for that month. No producer, however, is required to accept HH rated orders for more than this percentage of his production of brick or tile in any month. This Direction does not require any set-aside of brick or tile by a producer.

(2) If an HH rated order is received after the 20th day of the month in which shipment is required, or if at least 60% of that month's scheduled production has been shipped or is scheduled for shipment on HH orders, then the producer need not accept the HH order. But he must promptly notify his customer telling him approximately when he could make the shipment, based on the requirement of paragraph (d) (1) above.

(e) *Producers and dealers may refuse HH orders from purchasers outside their areas.* A producer or dealer may refuse to accept an order for brick or tile bearing an HH rating offered to him for use on Veterans' Emergency Housing projects in any area to which he has not delivered brick or tile in the five years preceding receipt of that order. A new producer or dealer may not apply this basis for refusal to accept HH rated orders for use in his local trading area.

(f) *Dealers' handling of HH rated orders.* A dealer must accept and fill rated orders (AAA, MM, CC and HH) for brick and tile in accordance with Priorities Regulation 1. However, if he receives a supply of brick or tile for which he did not extend ratings and if he places that supply in his yard inventory, he need not use more than 20% of that supply to fill HH rated orders. HH ratings on orders filled from that supply must not be extended by the dealer to get replacements.

(g) *Exclusive sales arrangements.* A producer who has an arrangement, made before June 26, 1946, for the sale of all, or substantially all, of his production of brick or tile to a single dealer, may sell pursuant to that arrangement and without regard to paragraph (d) of this direction. However, in such a case, the dealer becomes subject to the producers' provisions in this direction, just as if he were a producer.

(h) *Calculations of quantities.* Quantities of brick should be figured in thousands. Quantities of tile should be figured in short tons.

Issued this 26th day of June 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-11117; Filed, June 26, 1946; 11:28 a. m.]

PART 944—REGULATIONS APPLICABLE TO THE OPERATIONS OF THE PRIORITIES SYSTEM

[Priorities Reg. 33, Direction 7, as Amended June 26, 1946]

USE OF HH RATINGS FOR CONCRETE BLOCKS IN THE VETERANS' EMERGENCY HOUSING PROGRAM

The fulfillment of requirements for the defense of the United States has created a shortage in the supply of building materials and building supplies for defense, for private account and for export; and the following direction is deemed necessary and appropriate in the public interest and to promote the national defense.

(a) *Purpose of this direction.* Priorities Regulation 33 provides for the assignment to builders of HH preference ratings to secure materials listed on Schedule A of that regulation, which are required for use in the Veterans' Emergency Housing Program. Among these are concrete blocks. This direction explains the use of the HH rating and also what the restrictions are in connection with the shipment of concrete blocks by producers and dealers.

(b) *Definitions.* For the purposes of this direction:

(1) "Producer" means a person owning or operating facilities in which concrete blocks are manufactured.

(2) "Dealer" means a person who buys concrete blocks for resale as such.

NOTE: Subparagraph (3) formerly subparagraph (2) redesignated June 26, 1946.

(3) "Concrete blocks" means light weight and heavy weight aggregate concrete blocks. Light weight aggregate includes such materials as cinders, burned clay or shale, and blast furnace slag. Heavy weight aggregate includes such materials as sand, gravel, and crushed stone.

(c) *Extendibility of HH ratings.* A person, other than a producer, who receives an HH rated order for concrete blocks may extend the rating to get the concrete blocks which he will deliver on that order. A producer who receives an HH rated order for concrete blocks may not extend the rating.

(d) *Producers to ship 60% of production against HH orders.* (1) A producer must accept and fill rated orders (AAA, MM, CC and HH) for concrete blocks in accordance with the provisions of Priorities Regulation 1, subject to the following rule: A producer must accept during any calendar month, in preference to all other rated orders, except AAA, all TT rated orders which he receives before the 20th day of the month calling for shipment during that month up to 60% of his scheduled production of concrete blocks for that month. No producer, however, is required to accept HH rated orders for more than this percentage of his production of concrete blocks in any month. This direction does not require any set-aside of concrete blocks by a producer.

(2) If an HH rated order is received after the 20th day of the month in which shipment is required, or if at least 60% of that month's scheduled production has been shipped or is scheduled for shipment on HH orders, then the producer need not accept the HH order. But he must promptly notify his customer telling him approximately when he could make the shipment, based on the requirement of paragraph (d) (1) above.

(e) *Producers and dealers may refuse HH orders from purchasers outside their areas.* A producer or dealer may refuse to accept an order for concrete blocks bearing an HH rating offered to him for use on Veterans' Emergency Housing projects in any area to which he has not delivered concrete blocks in the five years preceding receipt of that order. A new producer or dealer may not apply this basis for refusal to accept HH rated orders for use in his local trading area.

(f) *Dealers' handling of HH rated orders.* A dealer must accept and fill rated orders (AAA, MM, CC and HH) for concrete blocks in accordance with Priorities Regulation 1. However, if he receives a supply of concrete blocks for which he did not extend ratings and if he places that supply in his yard inventory, he need not use more than 20% of that supply to fill HH rated orders. HH ratings on orders filled from that supply must not be extended by the dealer to get replacements.

(g) *Exclusive sales arrangements.* A producer who has an arrangement, made before June 26, 1946, for the sale of all, or substantially all, of his production of concrete blocks to a single dealer, may sell pursuant to that arrangement and without regard to paragraph (d) of this direction. However, in such a case, the dealer becomes subject to the producers' provisions in this direction, just as if he were a producer.

(h) *Calculations of quantities.* Quantities of concrete blocks should be figured in thousands (8 x 8 x 16 equivalent).

Issued this 26th day of June 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-11118; Filed, June 26, 1946; 11:27 a. m.]

Chapter XI—Office of Price Administration

PART 1340—FUEL

[MPR 112, Amdt. 23]

PENNSYLVANIA ANTHRACITE

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 112 is hereby amended in the following respects:

1. In § 1340.200 (a) (1) and (2), Tables I and II are amended to read as follows:

(1) *Table I: Maximum prices for Group I producers.*

Size	Price per net ton
Broken, egg, stove and chestnut	$10.15
Pea	8.30
Buckwheat No. 1	5.95
Rice (buckwheat No. 2)	4.90
Barley (buckwheat No. 3)	3.55
All sizes smaller than barley (buckwheat No. 3) if sold for fuel or sintering use, or for use in the manufacture of calcium carbide, graphite or activated carbon, including (specifically but not exclusively), buckwheat No. 4, river or dredge barley, and smaller sizes	2.65

(2) *Table II: Maximum prices for Group II producers.*

Size	Price per net ton
Broken, egg, stove and nut	$10.65
Pea	8.80
Buckwheat No. 1	6.40
Rice (buckwheat No. 2)	5.20
Barley (buckwheat No. 3)	3.85
All sizes smaller than barley (buckwheat No. 3) if sold for fuel or sintering use, or for use in the manufacture of calcium carbide, graphite or activated carbon, including (specifically but not exclusively), buckwheat No. 4, river or dredge barley, and smaller sizes	2.65

2. Section 1340.200 (a) (5) is amended to read as follows:

(5) Exceptions.[1]

Producer	Colliery or breaker and/or trade name	Prices per net ton								
		Broken	Egg	Stove	Chestnut	Pea	Buckwheat No. 1	Rice (buckwheat No. 2)	Barley (buckwheat No. 3)	All sizes smaller than barley
Jeddo Highland Coal Co.	Prepared at Jeddo No. 7 and Highland No. 5 breakers. Sold under trade name "Jeddo Coal", "Highland Coal" of "Hazel Brook Coal."	$10.40	$10.40	$10.40	$10.40	$8.55	$6.20	$5.05	$3.55	$2.65
Franklin-Lykens Coal Co.	Prepared at Williamstown breaker. Sold under trade name "The Only Genuine Franklin Coal of Lykens Valley."	10.90	11.15	11.40	10.65	8.80	6.35	5.20	3.85	2.65
Lehigh Navigation Coal Co.	Sold under trade name "Old Company's Lehigh Greenwood Premium Anthracite".	10.15	10.40	10.40	10.40	8.55	5.95	4.90	3.55	2.65

The prices set forth in subparagraph (5) of this paragraph shall be the maximum prices for this anthracite for so long as premium quality and preparation standards are maintained; otherwise, the maximum prices shall be those established by subparagraphs (1), (2) or (6) (ii) of this paragraph, as the case may be.

3. Section 1340.200 (a) (6) (ii) is amended to read as follows:

(ii) The maximum prices for anthracite (including anthracite for which a maximum price has been established by order under § 1340.197 (a) of this regulation), which exceeds the maximum allowable percentage of ash content set forth in subdivision (i) of this paragraph, shall be the applicable maximum price set forth in paragraph (a) of this § 1340.200, less the following amounts per net ton for the sizes indicated:

	Per net ton
Broken, egg, stove and nut	$1.15
Pea	.95
Buckwheat No. 1	.75
Rice (buckwheat No. 2)	.65

4. Section 1340.200 (a) (7) is added to read as follows:

(7) There may be added to the maximum prices established by Orders Nos. L–1, L–2, as amended, L–35, and L–88 issued under § 1340.197 of this regulation amounts not in excess of the following per ton for the respective sizes

	Per net ton
Broken, egg, stove and chestnut	$1.15
Pea	1.00
Buckwheat No. 1	.70
Rice (buckwheat No. 2)	.60
Barley (buckwheat No. 3)	.50
Other sizes	.40

This amendment shall become effective June 25, 1946.

Issued this 25th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11071; Filed, June 25, 1946; 4:32 p. m.]

[1] Premium anthracite price established by amendment to regulation.

PART 1418—TERRITORIES AND POSSESSIONS

[MPR 373 (§ 1418.151)]

MAXIMUM PRICES IN HAWAII

NOTE: A supplementary statement of considerations to Revised Maximum Price Regulation 373 was filed with the Division of the Federal Register on June 25, 1946, as Document N. P. 46–10743, at 11:43 a. m.

PART 1300—PROCEDURE

[Procedural Reg. 14, Amdt. 1]

APPEARANCE OF OFFICE OF PRICE ADMINISTRATION EMPLOYEES AND FORMER EMPLOYEES BEFORE THE OFFICE OF PRICE ADMINISTRATION

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Paragraph (b) (2) of Procedural Regulation No. 14 is amended to read as follows:

(2) No member of a Price Control Board shall, within six months after the termination of his official connection with the office of Price Administration, be permitted to act as agent, attorney or representative of any person in connection with any administrative proceeding before any hearing commissioner, presiding officer, special hearing officer, or Price Control Board.

This amendment shall become effective June 26, 1946.

Issued this 26th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–11129; Filed, June 26, 1946; 11:40 a. m.]

PART 1300—PROCEDURE

[Procedural Reg. 14, Amdt. 2]

APPEARANCE OF OFFICE OF PRICE ADMINISTRATION EMPLOYEES AND FORMER EMPLOYEES BEFORE THE OFFICE OF PRICE ADMINISTRATION

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Section 1300.701 (c) of Procedural Regulation No. 14 is amended to read as follows:

(c) *Saving clauses.* (1) Paragraph (b) (1) (i) of this regulation shall not prevent any uncompensated fulltime employee appointed by the Office of Price Administration prior to the effective date of this regulation from representing a party in any administrative proceeding relating to any rent regulation or order, if such proceeding was not pending before the Office of Price Administration during his period of employment.

(2) Paragraph (b) (1) (ii) of this regulation shall not prevent any part-time compensated or uncompensated employee from representing a party in any administrative proceeding, because of his employment by the Office of Price Administration solely as a consultant to the History Branch of the agency and whose duties are confined to examining, compiling, and analyzing its historical records for the purpose of preparation, review, and publication of historical reports.

This amendment shall become effective June 26, 1946.

Issued this 26th day of June 1946

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11130; Filed, June 26, 1946; 11:40 a. m.]

PART 1314—RAW MATERIALS FOR SHOES AND OTHER LEATHER PRODUCTS

[MPR 141, Amdt. 5]

RAW SHEARLINGS AND TANNED SHEARLINGS FOR THE ARMED FORCES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 1314.113 is amended by deleting from "Table III—Raw Shearlings Produced in Australia" all reference to type, description, wool length and prices in cents per pound for each grade of the following types: 8, 8A, 24, 24A, 29, 33A, 34, 34A, 46A, 47, 47A, 47B, 47X, 47XA, 49, 49A, 51, 51A, 51B, 54, 54A, 60, 60A, 60B, 61, 61A, 61B, 62, 62A, 65, 65A, 69 and 69A and inserting in place thereof in Table III the following:

Type	Description	Wool length	Cents per pound		
			Sound	Light ribby seedy	Heavy ribby
		Inches			
8	Super, good, Merino	½–1	12¾	11¾	9
8A	Ordinary, Merino	½–1	9	8	7½
24	Super, 56/58's	1–1¼	15¾		
24A	Good, 56/58's	1–1¼	14		
29	Super, 50/58's	½–1		12¾	
33A	Good, 46/50's	1–2			10½
34	Super and good, 46/50's and under.	½–1			8½
34A	Ordinary, 46/50's and under.	½–1			7¼
46A	Good, 60/64's	1½–2			15½
47	Super, 60/64's	1–1½			15
47A	Good, 60/64's	1–1½			13½
47B	Ordinary, 60/64's	1 –1½		12¼	11¾
47X	Super and good, 60/64's.	½–1			9¼
47XA	Ordinary 60/64's	½–1	9¾	9	8
49	Super and good, 58/60's.	½–2	15¾	14¾	13
49A	Ordinary, 58/60's	½–2	13½	12¾	11½
51	Super, 50/58's	½–2	17	15½	14¼
51A	Good, 50/58's	½–2	15¾	14¼	13
51B	Ordinary, 50/58's	½–2	14	12¾	11½
54	Super, good, 46/50's	½–2	16½	15¼	14¼
54A	Ordinary, 46/50's	½–2	15¼	14	13
60	Super, 50/58's	1½–2			15½
60A	Good, 50/58's	1½–2		15¼	14¼
60B	Ordinary, 50/58's	1½–2			13½
61	Super, 50/58's	1 –1½	17¾	16½	15
61A	Good, 50/58's	1 –1½	16½	15¼	13¾
61B	Ordinary, 50/58's	1 –1½	14	12¾	11½
62	Super, good, 50/58's	½–1	16	14½	13
62A	Ordinary, 50/58's	½–1	13	11½	10¼
65	Super good, 46/50's	½–2	16½	15¼	13½
65A	Ordinary, 46/50's	½–2	15¾	14	12¼
69	Super and good, 44's and under.	½–2			12¼
69A	Ordinary, 44's and under.	½–2	13½	12¼	11

This amendment shall become effective July 1, 1946.

Issued this 26th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–11135; Filed, June 26, 1946; 11:42 a. m.]

PART 1306—ADMINISTRATION

[SO 129, Amdt. 30]

EXEMPTION AND SUSPENSION FROM PRICE CONTROL OF MACHINES, PARTS, INDUSTRIAL MATERIALS AND SERVICES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Order 129 is amended in the following respects:

1. Section 10 (b) (1) is amended by adding:

Padlocks

2. Section 10 (b) (2) is amended by deleting:

Non-metallic air and fume conductor devices and accessories

3. Section 10 (b) (2) is amended by adding:

Air and fume conductor devices and accessories
Iron and steel gratings and floorings
Metal caisson tubing and piping
Rainwater disposal devices and accessories
Roof deck

4. Section 10 (b) (4) is amended by adding:

Floor stands (for valves)
Valve boxes

5. A new section 10 (b) (6) is added as follows:

(6) *Mechanically operated commercial refrigeration and summer air conditioning equipment and accessories as follows.*

Beer cooling and dispensing equipment
Coils and fan coils designed for cooling purposes only
Insulated cold storage doors

This amendment shall become effective June 26, 1946.

Issued this 26th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–11141; Filed, June 26, 1946; 11:41 a. m.]

PART 1390—MACHINERY AND TRANSPORTATION EQUIPMENT

[RMPR 136, Amdt. 44]

MACHINES, PARTS AND INDUSTRIAL EQUIPMENT

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 136 is amended in the following respects:

1. The group of items listed under the heading, "Products", in Appendix A, beginning with the words, "Dies, jigs, and fixtures", is amended to read as follows:

Dies, jigs, and fixtures, except those under Maximum Price Regulation 523 or Maximum Price Regulation 581.

2. The group of items listed under the heading, "Products", in Appendix A, beginning with the words, "Molds and patterns", is amended to read as follows:

Molds and patterns, except those under Maximum Price Regulation 523 or Maximum Price Regulation 581.

This amendment shall become effective July 1, 1946.

Issued this 26th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–11134; Filed, June 26, 1946; 11:42 a. m.]

PART 1347—PAPER AND PAPER PRODUCTS, RAW MATERIALS FOR PAPER AND PAPER PRODUCTS, PRINTING AND PUBLISHING

[RMPR 129, Amdt. 9]

CONVERTED PAPER PRODUCTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 129 is amended in the following respects:

1. In Appendix A, paragraph (g) is added to read as follows:

(g) *Differentials for finishing and packing Kraft Envelope and Manila Envelope papers.* (1) The following applicable differentials may be added to a manufacturer's base price for jumbo rolls of Kraft Envelope and Manila Envelope papers covered by item (10) in the list of products in Appendix A. This base price for jumbo rolls is determined by deducting $.25 per cwt. from the maximum price of sheets, untrimmed, in bundles, for quantities of four cases or the equivalent, prevailing prior to July 1, 1946.

	Per cwt.
(1) Sheeting (374 sq. inches or over)	$0.45
Trimming (1 or 2 sides)	.20
Trimming (3 or 4 sides)	.30
Sealing standard package	.25
Packing in bundles (chipboard top or bottom)	.30
Packing in cartons or frames	.40
Packing in cases	.75
Packing in skids	.30

This amendment shall become effective July 1, 1946.

Issued this 26th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–11133; Filed, June 26, 1946; 11:42 a. m.]

PART 1349—ELECTRICAL GENERATION, TRANSMISSION, CONVERSION AND DISTRIBUTION APPARATUS

[MPR 82, Amdt. 12]

WIRE AND CABLE

A statement of the considerations involved in the issuance of this amendment has been filed with the Division of the Federal Register.

The example in section 16 (h) (1) is amended to read as follows:

Example: Assume that on June 3, 1946, the OPA effectuates an industry-wide increase of 3¢ per pound in the price of lead. Assume that the maximum net price of the applicable lead covered cable would be 1,000 dollars for each 1,000 feet without considering the provisions of this paragraph, and further assume the inside diameter of the lead sheath to be one inch, with the thickness of the lead sheath being one-fourth of an inch. The amount the manufacturer may add to the aforesaid net price would be obtained as follows:

$177 \times (\frac{1}{4} \pm 1) \times \frac{1}{4} \times 3$, or $165.93, which, when rounded out to the nearest ten cents, becomes $165.90.

The new maximum net price therefore becomes $1,165.90 for the thousand feet.

This amendment shall become effective July 1, 1946.

Issued this 26th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–11131; Filed, June 26, 1946; 11:42 a. m.]

PART 1439—UNPROCESSED AGRICULTURAL COMMODITIES

[MPR 518, Amdt. 10]

ROUGH RICE

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 4 (e) is added to Maximum Price Regulation 518 to read as follows:

(e) (1) Every lot of rough rice produced in any state except California must be sampled and tested at the time of sale or delivery by or under the supervision of the Grain Branch, Production and Marketing Administration of the United States Department of Agriculture, for variety and for percentage of moisture content in terms of the United States Standards for Rough Rice. No payment may be made for rough rice except upon the basis of a federal or federal-state certificate attesting to the variety and percentage of moisture content of the rough rice.

(2) The actual cost of the inspection service required by subparagraph (1) above shall be borne by the buyer.

This amendment shall become effective July 15, 1946.

Issued this 26th day of June 1946.

PAUL A. PORTER,
Administrator.

Approved: June 11, 1946.

N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 46-11137; Filed, June 26, 1946; 11:43 a. m.]

PART 1418—TERRITORIES AND POSSESSIONS

[RMPR 373, Amdt. 95 (§ 1418.151)]

GROCERY ITEMS IN HAWAII

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 21 of Revised Maximum Price Regulation 373 is amended in the following respects:

1. Table A is amended by deleting the following items and prices listed for such items:

Carrots.	Lettuce.
Celery.	Oranges.
Lemons.	Tomatoes.

2. Table A is amended by adding a new paragraph (d) to read as follows:

(d) *Maximum prices for celery, lemons, lettuce, oranges, tomatoes and carrots.* Dollars-and-cents maximum prices for sales at wholesale and retail of celery, lemons, lettuce, oranges, tomatoes and carrots produced in the Territory of Hawaii shall be established by Community Pricing Orders which are issued from time to time by the Territorial Director in accordance with the provisions of General Order 71. Maximum prices established by these orders shall be computed in the following manner:

(1) *Grade A and commercial grade.* The maximum wholesale and retail prices for Grade A and Commercial Grade produce shall be the same as maximum wholesale and retail prices which are established by Community Pricing Orders for celery, lemons, lettuce, oranges, tomatoes and carrots imported from the mainland.

(2) *Grade B.* Maximum wholesale and retail prices for Grade B produce shall be 25% less than the maximum wholesale and retail prices established for Grade A and Commercial Grade produce.

(3) *Grade MQ.* Maximum wholesale and retail prices for Grade MQ produce shall be 40% less than the maximum wholesale and retail prices established for Grade A and Commercial Grade produce.

3. Table A is amended by adding in alphabetical order two new items and prices therefor to read as follows:

Item	Grade	Max. producer's price	Max. price at wholesale	Max. price at retail
Cabbage, head in standard crates, Feb. 1 to June 30...	A	$0.0475	$0.055	$0.07
Cabbage, head in standard crates, July 1 to Jan. 31....	A	.056	.065	.085

This amendment shall become effective as of May 14, 1946.

Issued this 26th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11140; Filed, June 26, 1946; 11:43 a. m.]

PART 1413—SOFTWOOD LUMBER PRODUCTS

[MPR 483, Amdt. 4]

"GENERAL MANAGER TYPE" GRAIN DOORS AND TEMPORARY COAL DOORS FOR BOX CARS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 483 is amended in the following respects:

1. The table in section 10 (a) is amended to read as follows:

"General manager type" grain doors (size)	Hemlock or other northern softwoods	Northern hardwoods	All western softwoods	Southern pine	Cypress, basswood or other eastern or southern softwoods or hardwoods
7' x 20" x 1⅜".....	$1.56	$1.38	$1.395	$1.555	$1.41
7' x 10" x 1⅜".....	.94	.88	.84	.93	.85

2. The table in section 11 (a) is amended to read as follows:

Temporary coal doors for box cars:

Size:	*Hemlock or northern softwoods and hardwoods (each)*
7' 0" x 24".....	$0.855
6' 0" x 24".....	.755

This amendment shall become effective July 1, 1946.

Issued this 26th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11136; Filed, June 26, 1946; 11:43 a. m.]

PART 1400—TEXTILE FABRICS, COTTON, WOOL, SILK, SYNTHETICS AND ADMIXTURES

[MPR 118,[1] Amdt. 41]

COTTON PRODUCTS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Maximum Price Regulation 118 is amended in the following respects:

1. Section 1400.112 (c) is added to read as follows:

(c) The revised maximum prices established by sections 4 (jj) and 4 (kk) of Supplementary Order 131[2] for cotton bedspreads and table napery, respectively, may not be charged unless the seller sends to each purchaser to whom he ships these goods the following statement:

STATEMENT OF OPA ADJUSTMENT CHARGE

The Office of Price Administration has granted us adjustments on the following items, one or more of which are billed on the attached invoice.

Style	Previous ceiling price	Producer's OPA adjustment charge	New ceiling price

When you price under Maximum Price Regulation No. 580 you may *not* include the above stated "producers' OPA adjustment charge" as part of your "net cost".

In the foregoing statement, in the column headed "producer's OPA adjustment charge," the seller shall state in dollars and cents the full amount of the increase permitted by Supplementary Order 131, except when it exceeds 20% of the previous ceiling price. In the latter case, an amount equal to 20% of the previous ceiling price shall be stated. As used herein, the phrase "previous ceiling price" shall have the same meaning that is given to it in section 4 (jj) and 4 (kk) of Supplementary Order 131.

2. In § 1400.101 the text of paragraph (f) is redesignated (f) (1) and paragraph (f) (2) is added to read as follows:

(2) The maximum price established by (1) above for pound goods less than one yard in length is increased by 25%.

3. In § 1400.118 (d) (29) (iv) (b) the figure "10" is changed to "21.50".

[1] 8 F.R. 12186, 12934; 9 F.R. 401, 1008, 10925, 14211, 14383, 14676; 10 F.R. 705, 857, 1492, 2025, 3875, 8134, 8979, 10310, 14063, 15472; 11 F.R. 4329, 4667, 5314.

[2] 10 F.R. 11296, 11890, 12116, 13269, 13812, 14504, 14657, 14779, 15004, 15383; 11 F.R. 532, 1771, 1888, 2635, 2972, 3599, 3744, 4037, 4329, 4533, 4584, 4867, 4972, 5224, 5917, 6015, 6539.

This amendment shall become effective June 26, 1946.

Issued this 26th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11132; Filed, June 26, 1946; 11:42 a. m.]

PART 1439—UNPROCESSED AGRICULTURAL COMMODITIES

[MPR 518, Amdt. 11]

ROUGH RICE

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Sections 4 (a) and 4 (b) of Maximum Price Regulation 518 are amended to read as follows:

SEC. 4. *Maximum prices for the sale or delivery of rough rice grown in any State except California.* (a) The maximum prices for the sale and delivery of rough rice, bulk, not grown in the State of California, containing 17 percent moisture, at the country shipping point nearest (by the most usually travelled route) to the point of production, shall be as follows:

Varieties (or class)	Maximum price	
	Per barrel	Per bushel
Rexoro	$7.30	$2.028
Texas Patna	7.30	2.028
Bluebonnet	7.30	2.028
Nira	7.00	1.944
Fortuna	6.40	1.778
Edith	6.40	1.778
Blue Rose	6.15	1.708
Kamrose	6.15	1.708
Magnolia	6.15	1.708
Southern Pearl	6.15	1.708
Lady Wright	6.00	1.667
Zenith	6.15	1.708
Early Prolific	5.60	1.556
Prelude	6.10	1.694
Ark-Rose	6.15	1.708
All other varieties	5.60	1.556
Mixed rough rice	(1)	(1)

[1] Multiply the percentage of each variety contained in the mixture by its respective maximum price as above set forth and total the results.

(b) (1) The maximum prices specified in paragraph (a) above shall be decreased 2 cents per barrel (or 0.55 cents per bushel) for each one-tenth of 1 percent or fraction thereof of moisture content in the lot over 17 percent.

(2) The maximum prices specified in paragraph (a) above shall be increased 2 cents per barrel (or 0.55 cents per bushel) for each one-tenth of 1 percent of moisture content in the lot below 17 percent and down to 14 percent.

This amendment shall become effective July 15, 1946.

Issued this 26th day of June 1946.

PAUL A. PORTER,
Administrator.

Approved: June 13, 1946.

CLINTON P. ANDERSON,
Secretary of Agriculture.

[F. R. Doc. 46-11138; Filed, June 26, 1946; 11:43 a. m.]

No. 125——2

Chapter XXIII—War Assets Administration

[SPA Rev. Reg. 5, Amdt. 3]

PART 8305—SURPLUS NONINDUSTRIAL REAL PROPERTY

Surplus Property Administration Revised Regulation 5, March 6, 1946, entitled "Surplus Nonindustrial Real Property", as amended through April 10, 1946 (11 F. R. 2644, 3301, 4096), is hereby further amended in the following respects:

1. The first three sentences of § 8305.10 (b) are amended to read as follows:

(b) *Care and handling.* When any surplus real property is assigned to a disposal agency or to an appropriate regional office of the War Assets Administration, the disposal agency or the regional office, as the case may be, shall, upon receipt of a declaration of surplus real property, immediately contact the owning agency to work out mutually satisfactory arrangements for the assumption of the care and handling of the property covered by such declaration. Where the declaration is assigned to the regional office such assignment shall be deemed to be the assignment to the disposal agency, and notice thereof, as in other assignments, shall be given to the owning agency. The assumption of care and handling of the property shall be completed within sixty (60) days after the assignment to a disposal agency or to the regional office, or within such additional time as may be granted by the Administrator, except in those cases (1) where the surplus nonindustrial real property is included in a declaration covering an airport, in which event assumption shall be in accordance with § 8316.14 (a) (1)[1]; or (2) where the surplus nonindustrial real property is covered by a declaration which includes surplus industrial real property or transportation property, in which event assumption shall be in accordance with § 8310.4 (b) (1)[2].

2. Section 8305.11 (a) (1) is amended to read as follows:

(1) Government agencies shall be accorded first priority to acquire all classes of surplus real property for their own use. Reconstruction Finance Corporation, successor to Smaller War Plants Corporation, shall have a second priority to acquire any such surplus property for resale, as provided in section 18 (e) of the Surplus Property Act of 1944.

3. Section 8305.11 (a) (2) is amended by deleting the word "second" in the second line and substituting in its place the word "third".

4. Section 8305.11 (a) (3) is amended by deleting the word "third" in the second line and substituting in its place the word "fourth".

5. Section 8305.11 (a) (4) is amended by deleting the word "fourth" in the sixth line and substituting in its place the word "fifth".

6. The first sentence of § 8305.11 (d) is deleted and the following substituted in lieu thereof:

(d) *Time and method of exercise.* The time for the exercise of priorities by Government agencies shall be twenty (20) days following the mailing of notice provided for in § 8305.12 (c) (3) of this part. The time for exercise of other priorities shall be a period of ninety (90) days after the date notice of availability is first published, as required by § 8305.12 (c) (2) of this part, or such additional period as the Administrator may allow when necessary or appropriate to facilitate a sale of the property to a former owner entitled to priority; *Provided, however,* That the property may be disposed of prior to the expiration of such periods pursuant to the provisions of §§ 8305.12 (e) or 8305.12 (n) hereof.

7. Section 8305.12 (n) (2) is amended by the addition of the following at the end thereof:

Such structures or improvements may be disposed of intact separate from the land after giving ten (10) days' notice of availability to all Government agencies listed in Exhibit B, and ten (10) days' notice in a newspaper published or having general circulation in the county in which the property is located. Acceptable offers from priority holders shall be accepted in their order of priority; and, in the absence of an acceptable offer from a priority holder, acceptable offers from other persons may be accepted. The price shall be in accordance with the provisions of § 8305.12 (h) (1) of this part.

This amendment shall become effective June 21, 1946.

E. B. GREGORY,
Administrator.

JUNE 21, 1946.

[F. R. Doc. 46-11116; Filed, June 26, 1946; 11:18 a. m.]

[Reg. 20,[1] Order 1]

PART 8320—SURPLUS MARINE INDUSTRIAL REAL PROPERTY

APPROVING DELEGATION OF DISPOSAL AUTHORITY TO NAVY DEPARTMENT WITH RESPECT TO SHIPYARDS AT SEATTLE, WASH., AND AUTHORIZING EXCHANGE OF INTERESTS WITH TODD SHIPYARDS CORPORATION IN SHIPYARDS AT TACOMA, WASH.

It is represented by the Bureau of Ships, Navy Department, that under facilities contract designated NObs-48 the Government has heretofore provided certain ship-repair facilities having a total estimated cost of $5,887,750 as additions to a shipyard owned and operated by Todd Shipyards Corporation, at Seattle, Washington. Such facilities so provided include two floating drydocks, a parcel of land, and buildings, machinery, and equipment located partly on contractor-owned land, and partly on the Government-owned land.

It is further represented that pursuant to another facilities contract designated

[1] SPA Reg. 16 (10 F.R. 14204, 14628, 14866; 11 F.R. 2603, 4164, 4585).

[2] SPA Rev. Reg. 10 (11 F.R. 949, 2713, 3302, 4868).

[1] SPA Reg. 20 (11 F.R. 162, 561, 3302).

NObs–779, the Government has provided certain shipbuilding facilities having a total estimated cost of $14,374,747 as additions to a shipyard owned and operated by Todd Shipyards Corporation and its wholly-owned subsidiary, Todd Pacific Shipyards, at Tacoma, Washington. The latter facilities include eight parcels of land, and building ways, piers, buildings, machinery, and equipment located partly on contractor-owned land and partly on the Government-owned land.

It is further represented by the Bureau of Ships that the Todd Shipyards Corporation, under its contract with the Government, has a valid option to acquire the Government's interest on all of the installations at the Seattle shipyard, except the drydocks, and has indicated its intention of exercising its option. The Bureau of Ships desires to acquire the interest of Todd Shipyards Corporation at Tacoma in order that the Navy Department may have the full ownership of that installation as a permanent naval establishment. The Bureau of Ships does not desire to retain the Government's interest in the Seattle property.

Negotiations heretofore carried on between the representatives of the Bureau of Ships and the Todd Shipyards Corporation indicate that an exchange of interests may be effected by negotiation, which will afford the Government full ownership of the Tacoma shipyards, and the Todd Shipyards Corporation the full ownership of the Seattle shipyards; and the Bureau of Ships has requested that authority be given to effectuate the same.

Pursuant to the authority of the Surplus Property Act of 1944 (58 Stat. 765; 50 U. S. C. App. Sup. 1611), Public Law 181, 79th Congress, 1st Session (59 Stat. 533), Executive Order 9689 (11 F.R. 1265), and Public Law 375, 79th Congress, 2d Session, *It is hereby ordered*, That:

1. Upon a declaration of surplus by the Navy Department of the Government's interest in the Seattle shipyards, subject to the option in favor of the Todd Shipyards Corporation; and upon notice by the Todd Shipyards Corporation of its election to exercise its option to acquire the Government's interest therein, approval is hereby given to War Assets Administration to delegate the disposal functions with respect to said Government's interest in said shipyards to the Navy Department.

2. Upon a delegation made by the War Assets Administration to the Navy Department of a disposal authority with respect to the Seattle shipyards, the Navy Department shall establish its estimate of the fair value of the Government's interest in the Seattle shipyards, and also its estimate of the fair value of the interest of the Todd Shipyards Corporation in the Tacoma shipyards, which estimates shall be reported to the War Assets Administration for approval.

3. The Navy Department, under its delegation from the War Assets Administration, if it determines that the Todd Shipyards Corporation has a valid option on said property, may dispose of the Government's interest in the Seattle shipyards to said corporation in pursuance of the terms of its option; and, pursuant to the provisions of section 15 of the Surplus Property Act of 1944, if it deems it to be in the interest of the Government, is authorized to accept in exchange for said property the interest of the Todd Shipyards Corporation in the Tacoma shipyards, with an appropriate adjustment for any difference in the fair values of said properties, so that the Government will receive the fair value of its property in the Seattle shipyards, the Todd Shipyards Corporation paying in cash any sum by which the fair value of the Government's interest in the Seattle shipyards exceeds the fair value of the Todd Shipyards Corporation's interest in the Tacoma shipyards.

4. After acquiring the interest of the Todd Shipyards Corporation in the Tacoma shipyards, the Navy Department, under the delegation of authority, may effect a transfer of said property to the Navy Department upon its payment of the fair value thereof to the War Assets Administration.

5. Any cash payment by Todd Shipyards Corporation representing the excess value as provided by paragraph 3 hereof, and funds representing the fair value of the interest acquired by the Navy Department in the Tacoma shipyards, shall be deposited in the War Assets Administration Special Fund Account in the Treasury of the United States.

6. A complete statement of the proposed disposal of the Government's interest in the Seattle shipyards to the Todd Shipyards Corporation shall be made available to the Attorney General before the transaction is completed in compliance with the provisions of section 20 of the act.

7. When the transaction is completed the Navy Department shall make a full report thereof to the War Assets Administration.

This order shall become effective June 21, 1946.

E. B. GREGORY,
Administrator.

JUNE 21, 1946.

[F. R. Doc. 46–11114; Filed, June 26, 1946; 11:17 a. m.]

[Reg. 21]

PART 8321—PRICING AND DISTRIBUTION POLICY FOR PRODUCTION MATERIALS AND PRODUCTION EQUIPMENT

Sec.

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Exhibit A: List of production equipment in short supply.

AUTHORITY: §§ 8321.1 to 8321.13, inclusive, issued under the Surplus Property Act of 1944 (58 Stat. 765; 50 U.S.C. App. Sup. 1611), Public Law 181, 79th Cong., 1st Sess. (59 Stat. 533), Executive Order 9689 (11 F.R. 1265), and Pub. Law 375, 79th Cong., 2d Sess.

§ 8321.1 *Definitions*—(a) *Terms defined in act.* Terms not defined in paragraph (b) of this section which are defined in the Surplus Property Act of 1944 shall in this part have the meaning given to them in the act.

(b) *Other terms.* (1) "Production materials" as used in this part means those raw or semi-finished materials which are themselves generally employed in the fabrication of end products or incorporated therein. Such materials customarily move from a manufacturer to an industrial user or distributor whose function combines that of a wholesaler and retailer. "Production materials" does not include finished products which may be incorporated in end products but customarily move to the consumer through wholesalers and retailers. These latter products are governed by the pricing and distribution policy provided for in Revised Special Order 24.[1]

(2) "Production equipment" means machine tools, plant equipment and attachments thereto except land and buildings, whether located in Government-owned or privately owned plants or property.

(3) "Facilities contract" means a lease, rental agreement, or other contract or contract provision, specifically governing the acquisition, use, or disposition of Government-owned machinery, tools, building installations, or other property furnished to or acquired by a war contractor for any war production purpose except incorporation in end products.

(4) "Small business" means any commercial, industrial, or manufacturing enterprise or group of enterprises, under common ownership and control, which does not on the date of acquisition of any property pursuant to this part have more than five hundred (500) employees, or any such enterprise which by reason of its relative size and position in a particular industry is determined by the War Assets Administration to be a small business.

(5) "Integrated plant" means land, buildings, and production equipment capable of operation as a complete unit.

§ 8321.2 *Scope.* This part applies to disposals of production materials and production equipment as contractor inventory, or pursuant to the provisions of other applicable regulations of the Administrator, located in the continental United States, its territories and possessions, except disposals to priority claimants as provided in Part 8302[2] and nonprofit institutions and instrumentalities as provided in Part 8314.[3]

§ 8321.3 *Basic policy.* The Congressional policy announced by the Surplus Property Act of 1944 is to discourage monopolistic practices, to foster wide distribution of surplus commodities to consumers at fair prices, and to strengthen and preserve the competitive position of small business concerns by utilizing normal channels of trade to the extent consistent with efficient and economical distribution of property. This part is intended to implement that policy by providing a method for the pricing and distribution of production materials and production equipment as defined herein, and in the case of production equipment in short supply, to limit effectively inequitable distribution which may occur by reason of advantages now enjoyed by war contractors in possession of such production equipment under facilities contracts containing options or other purchase rights by which such contractors may acquire title to production equipment on specified terms or on terms to be negotiated, including the right of first refusal as well as the right to acquire production equipment in short supply as contractor inventory.

§ 8321.4 *Methods of sale.* (a) Generally, fixed price sales shall be used for national programs, regional sales projects, and sales at the site in preference to all other methods. The fixed price method of sale shall be used when property is in new condition, is available in inventory in large quantities, and is either a standard commercial item or is readily marketable; and may be used whenever property, either new or used, can best be moved by this method. Production equipment which is subject to the fixed price formula provided for in Part 8313[4] shall be disposed of pursuant to the provisions of such part.

(b) Other methods of sale may be used when it is not practicable to use the fixed price method of sale. The following additional standards shall be used as a guide in the choice of these other methods:

(1) *Sealed bid.* The sealed bid method shall be used where the property is a nonstandard commercial item, or is of unknown marketability, or is available only in mixed lots or small quantities.

(2) *Spot sale.* The spot sale method shall be used when rapid clearance of a site is necessary, or when the experience of the disposal agency has shown this to be the best method of disposing of the specific type of property involved. In conducting such sales, fixed prices, competitive bids, or public auction may be used.

(3) *Negotiated sale.* Negotiated sales shall be used:

(i) When the proposed purchaser can perform certain functions necessary to make the property salable, such as repairing, rehabilitating, sorting, grading, or testing, more economically and effectively than the disposal agency or others;

(ii) When the property is non-standard and has no apparent civilian use;

(iii) When the property is such a hazard to health and property as to require immediate disposition;

(iv) When the property will spoil or deteriorate so rapidly as to jeopardize any disposal unless immediately sold;

(v) When another method of sale has proved unsuccessful; or,

(vi) When the property is to be sold to a foreign government at the request of the State Department.

§ 8321.5 *Prices and pricing methods.* In the fixed price method of sale, prices shall be established as close to the current market price as practicable, recognizing that they must be attractive enough to move the property in volume and compensate for any unusual features of the property which may add to the difficulty of reselling. Methods of distributing both production materials and production equipment vary in accordance with the nature of the property and the established commercial practices applicable to different types of property. As a consequence, pricing methods must likewise conform to such trade practices and distribution methods.

(a) *Production materials.* (1) In general, sales of production materials are governed by fixed prices both to ultimate users and to distributors. In the case of most such commodities, the price to the distributor and the user is the same for a specified minimum quantity at which the property may be economically disposed. Consequently, such commodities will be disposed of at one price for one minimum quantity, and only one level of trade shall be applicable. (Examples: commodities which are disposed of in bulk, such as toluene, gasoline and sulfuric acid.)

(2) Certain production materials follow a trade practice whereby the manufacturer sells in a minimum quantity to both the distributor and the user, allowing a discount to the distributor. In such cases a similar discount will be allowed the distributor by the disposal agency. (Example: steel pipe.)

(3) It is recognized that packaging may be a determinant as to whether any particular material is adaptable for sale to ultimate users through the normal channels of trade including wholesalers and retailers, or for sale to industrial users and distributors. For example, turpentine in tank cars is customarily sold to industrial users and distributors while the same material in five (5) gallon containers is customarily sold through wholesalers and retailers. The disposal agency shall determine, in accordance with customary trade practice, and its packaging, whether any particular material is to be disposed of as a production material pursuant to the provisions of this part or as consumer goods under Revised Special Order 24.

(b) *Production equipment.* (1) Sales of production equipment are likewise governed by fixed prices, a substantial portion being subject to the fixed pricing formula provided for in Part 8313. Production equipment subject to such fixed pricing formula normally moves predominantly from the manufacturer to an ultimate user or distributor at a uniform price without a discount.

(2) Production equipment which is not subject to the pricing formula provided for in Part 8313 is governed by fixed prices to ultimate users or distributors as follows:

(i) Much production equipment generally moves from the manufacturer to an industrial user without the intermediate distributive function of a distributor. Such equipment shall be disposed of at a single price for one minimum quantity and without a discount. (Example: large industrial equipment such as furnaces, mills.)

(ii) Certain production equipment is sold by manufacturers in accordance with a trade practice to industrial users and distributors, allowing a discount to the distributor.

(iii) Finally, some industrial equipment is sold by manufacturers only through the regular and established channels of trade. As a consequence, discounts will be permitted to each level of trade for the distributive function performed. (Example: small industrial tools.)

§ 8321.6 *Minimum quantities.* The minimum quantity, i. e., the minimum lot size, which should be offered for sale by the disposal agency should to the extent feasible be a quantity which will enable small independent purchasers to participate. Such minimum quantities may be larger when (a) large quantities of merchandise are packaged in military cartons or in bulk containers and it would be uneconomical to repackage the property to provide for sales in smaller quantities, or (b) it is necessary to consolidate several packages in order to assure an equitable or appropriate distribution of the property to each purchaser.

§ 8321.7 *Precedence for small purchasers.* In any fixed price method of sale when the total supply of a commodity is less than the amount ordered, consideration shall be given to the needs of other purchasers before large quantities are sold to one or a few purchasers. Precedence shall be given to orders received from small purchasers and from distributors who serve small independent purchasers.

§ 8321.8 *Classes of purchasers.* The following conditions shall be observed for the classes of purchasers specified below:

(a) Sales may be made exclusively to the original producer of the surplus property only when the original producer can perform certain necessary functions, such as repairing, rehabilitating, sorting, grading, or testing, more effectively than the disposal agency or others.

(b) Commercial exporters and purchasing commissions representing foreign governments shall be permitted to participate in sales of production materials and production equipment, except that items in critically short supply in the domestic economy may be considered for export only in accordance with the objectives of the act, and made available only when determined to meet such objectives by the Administrator or such other person as he may designate.

(c) Purchasing agents (including resident buyers, commission men, brokers, and other agents) who perform the purchasing function for the principals they represent, shall be permitted to participate in disposals of surplus property. Sales made through these agents shall be made only in the name of the

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[1] 11 F.R. 8075.
[2] Reg. 2 (11 F.R. 5125, 6237, 6545).
[3] SPA Reg. 14 (10 F.R. 14028; 11 F.R. 2714, 4096).
[4] SPA Rev. Reg. 13 (11 F.R. 2381, 3691).

principal they represent and in program sales and sales at the site, at the level of distribution of the principal. Such agents may be required to present a written authorization from the principal for each purchase.

(d) All purchasers who may participate in program sales shall also be eligible to acquire property offered by any other method.

(e) Ultimate consumers (persons who buy for their own personal use) are not ordinarily expected to purchase surplus property directly from the disposal agency except when such property is offered in suitable lots or units under circumstances which will not complicate the work of disposal; or where sales to ultimate consumers, for example, through rural farm auctions, would be more effective than offerings by other methods.

§ 8321.9 *Disposals of production equipment in short supply by owning agencies.* Production equipment which the Administrator has determined to be in short supply is listed in Exhibit A of this part. Such exhibit may be amended from time to time to reflect changing circumstances in the supply of production equipment. To assure equitable distribution of this type of property, disposal thereof shall be made only pursuant to the conditions prescribed herein.

(a) *Sales to contractors in possession under facilities contracts.* Owning agencies empowered to dispose of plant equipment as contractor inventory to contractors in possession pursuant to the provisions of Part 8306,[5] shall make such disposals only in accord with the following:

(1) No item of production equipment in short supply may be disposed of to a contractor in possession unless at the time of sale, or previously thereto, such contractor has released and waived any and all options or other purchase rights to any and all production equipment, including any rights of first refusal provided for by the particular facilities contract.

(2) Subject only to the provisions of paragraph (a) (3) of this section, a contractor may acquire no more than twenty-five (25) percent in number of each item of production equipment in short supply listed in Exhibit A of this part. In computing such allowance, the base upon which such percentage shall be computed shall include all the items which at the time of sale are owned by the Government under the particular facilities contract, and which are located in the war contractor's plant.

(3) A contractor in possession who is engaged in a small business as defined herein and who desires to acquire for his own use and not for resale production equipment from an owning agency may acquire the production equipment covered by the particular facilities contract without limitations as to short supply items, *Provided*, That the total cost to the Government of the production equipment covered by that particular facilities contract does not exceed $300,000.

(b) *Retention as contractor inventory.* In those cases where contractors, by pretermination agreements or otherwise, have indicated an intention to retain any production equipment pursuant to the provisions of Part 8309[6] and listed in Exhibit A of this part, then in such event, owning agencies shall be governed by the provisions of paragraph (a) of this section notwithstanding that options or other purchase rights do not exist, when such retention is for the use of such equipment by the contractor, *Provided, however*, That retentions for resale by the contractor of any item of production equipment in short supply is not authorized hereunder, and instead such property shall be declared surplus to the appropriate disposal agency pursuant to the applicable regulations of the Administrator.

§ 8321.10 *Disposals of production equipment in short supply by disposal agencies.* (a) In those cases where a contractor seeks to acquire from the disposal agency only a portion of the production equipment acquired by the Government under a facilities contract which provides for options or other purchase rights in the contract, then in such event, and in return for a full release and waiver of any and all options or other purchase rights to any and all production equipment, including the right of first refusal as to all the production equipment covered by such facilities contract, the disposal agency may dispose of not more than twenty-five (25) percent in number of each item of production equipment in short supply as listed in Exhibit A of this part and which are owned by the Government at the time of sale under the particular facilities contract.

(b) In the case of purchasers or lessees of land and buildings being disposed of as industrial or transportation real property pursuant to the provisions of Part 8310,[7] or as airport property pursuant to Part 8316,[8] or as marine industrial real property pursuant to the provisions of Part 8320,[9] and who desire to acquire only a portion of any production equipment located on the premises or used in the operation of any plant situated on such premises, the disposal agency may dispose of production equipment in short supply as listed in Exhibit A of this part and situated on such premises only upon a written representation from the purchaser that he intends to use such equipment in connection with the productive operation of the land and buildings and that he is not purchasing the production equipment in short supply for the purpose of reselling it, directly or indirectly, at a profit.

§ 8321.11 *Disposals of integrated plants.* Whenever an integrated plant is disposed of pursuant to the provisions of Part 8310 or Part 8320, such disposal may include all items of production equipment in short supply which are a part of the integrated plant and located therein, *Provided*, That the purchaser makes a representation in writing that he intends to use such equipment in an integrated plan of operation and that he is not acquiring the production equipment for the purpose of selling it, directly or indirectly, at a profit.

§ 8321.12 *Leases and donations of production equipment in short supply.* Surplus production equipment in short supply as listed in Exhibit A of this part may not be leased by the disposal agency or donated by owning and disposal agencies under the Surplus Property Act, or any other law, for other than instructional purposes without the approval of the Administrator or such other person as he may designate.

§ 8321.13 *Interpretation of fractions.* When determining the number of items of production equipment in short supply hereunder by application of a fixed percentage, fractions shall be disregarded and not included in the amount authorized for any purchaser.

This part shall become effective June 27, 1946.

E. B. GREGORY,
Administrator.

JUNE 18, 1946.

EXHIBIT A—PRODUCTION EQUIPMENT IN SHORT SUPPLY

MAJOR GROUP 25—FABRICATED METAL BASIC PRODUCTS

Standard commodity classification [10]	Description
25-3200 through 25-3290	Land power boilers.

MAJOR GROUP 31—GENERAL PURPOSE INDUSTRIAL MACHINERY AND EQUIPMENT

31-4600 through 31-4690	Overhead conveyors.
31-5100 through 31-5190	Cranes, railroad.
31-5200 through 31-5290	Overhead traveling cranes (except gantry and monorail).
31-9100 through 31-9190	Presses (except printing, garment, agricultural and metal-working).

MAJOR GROUP 32—ELECTRICAL MACHINERY AND APPARATUS

32-1311	Electric motors, fractional horsepower (less than one horsepower) A. C. only.
32-1321	Electric motors (1 to 5 horsepower, inclusive) A. C. only.
32-2210	Transformers, power and distribution, all types, 1 to 25 KVA inclusive.

MAJOR GROUP 33—SPECIAL INDUSTRY MACHINERY

33-2500 through 33-2529	Sewing machinery, industrial.
33-3100 through 33-3190	Pulp mill machinery.
33-3200 through 33-3290	Paper mill machinery.
33-3300 through 33-3390	Paper converting machinery.
33-4000 through 33-4090	Printing trade machinery and equipment.
33-5100 through 33-5190	Rubber processing machinery.
33-5200 through 33-5299	Rubber fabricating machinery.
33-5300	Rubber reclaiming machinery.
33-6000 through 33-6090	Woodworking machinery.
33-7220	Moulding machines.
33-7250	Blast cleaning equipment (wheelabrators only).
33-7260	Die casting machines.

[5] SPA Reg. 6 (10 F.R. 14521; 11 F.R. 1893).

[6] SPA Reg. 9 (10 F.R. 12961, 14966; 11 F.R. 3691).

TITLE 36—PARKS AND FORESTS

Chapter II—Forest Service, Department of Agriculture

PART 201—NATIONAL FORESTS

CHUGACH AND TONGASS NATIONAL FORESTS, ALASKA

CROSS REFERENCE: For addition to tabulation in § 201.1, see Public Land Order 321, under Title 43, Chapter I, *infra*.

TITLE 43—PUBLIC LANDS: INTERIOR

Chapter I—General Land Office, Department of the Interior

Appendix—Public Land Orders

[Public Land Order 320]

UTAH

REVOKING PUBLIC LAND ORDERS NOS. 33 AND 150, WITHDRAWING PUBLIC LANDS FOR USE IN CONNECTION WITH THE PROSECUTION OF THE WAR

By virtue of the authority vested in the President and pursuant to Executive Order No. 9337 of April 24, 1943; it is ordered, as follows:

Public Land Order No. 33 of August 20, 1942, and Public Land Order No. 150 of July 17, 1943, withdrawing certain public lands from all forms of appropriation under the public land laws, and reserving such lands for use in connection with the prosecution of the war, are hereby revoked.

This order shall become effective immediately so as to permit the issuance of a coal lease to the Reconstruction Finance Corporation under the provisions of the act of February 25, 1920 (41 Stat. 438, 30 U.S.C. sec. 201), but shall not otherwise become effective to change the status of the lands until 10:00 a. m. on the 63d day from the date on which it is signed. At that time the land shall, subject to valid existing rights, and the provisions of existing withdrawals, become subject to application, petition, location, or selection as follows:

(a) For a period of 90 days, commencing on the day and at the hour named above, the public land affected by this order shall be subject to (1) application under the homestead or the desert land laws, or the small tract act of June 1, 1938 (52 Stat. 609, 43 U. S. C. sec. 682a), by qualified veterans of World War II, for whose service recognition is granted by the act of September 27, 1944 (58 Stat. 747, 43 U. S. C. sec. 282), subject to the requirements of applicable law, and (2) application under any applicable public land law, based on prior existing valid settlement rights and preference rights conferred by existing laws or equitable claims subject to allowance and confirmation. Applications by such veterans shall be subject to claims of the classes described in subdivision (2).

(b) For a period of 20 days immediately prior to the beginning of such 90-day period, such veterans and persons claiming preference rights superior to those of such veterans, may present their applications, and all such applications, together with those presented at 10:00 a. m. on the first day of the 90-day period, shall be treated as simultaneously filed.

(c) Commencing at 10:00 a. m. on the 91st day after the land becomes subject to application, as hereinabove provided, any of the land remaining unappropriated shall become subject to such application, petition, location, or selection by the public generally as may be authorized by the public land laws.

(d) Applications by the general public may be presented during the 20-day period immediately preceding such 91st day, and all such applications, together with those presented at 10:00 a. m. on that day, shall be treated as simultaneously filed.

Veterans shall accompany their applications with certified copies of their certificates of discharge, or other satisfactory evidence of their military or naval service. Persons asserting preference rights, through settlement or otherwise, and those having equitable claims, shall accompany their applications by duly corroborated affidavits in support thereof, setting forth in detail all facts relevant to their claims.

Applications for this land, which shall be filed in the District Land Office at Salt Lake City, Utah, shall be acted upon in accordance with the regulations contained in § 295.8 of Title 43 of the Code of Federal Regulations (Circ. 324, May 22, 1914, 43 L. D. 254), and Part 296 of that title, to the extent that such regulations are applicable. Applications under the homestead laws shall be governed by the regulations contained in Subchapter I of Title 43 of the Code of Federal Regulations.

EXHIBIT A—PRODUCTION EQUIPMENT IN SHORT SUPPLY—Continued

MAJOR GROUP 34—METALWORKING MACHINERY

Standard commodity classification	Description	Directory of metalworking machinery classification [11]
34-1100 through 34-11119	Horiz. boring, drilling and milling machines (Lucas, Giddings, and Lewis; Sellers).	3411-11-00 through 3411-11-72.
34-11201 through 34-11249	Vertical boring mills over 6'.	3411-21-40 through 3411-22-30.
34-11401 through 34-11409	Jig borers	3411-42-10 through 3411-42-60.
34-13420 through 34-13490	Radial drills 4' up to 10'	3413-41-30 through 3413-41-72.
34-15700 through 34-15709	Tool and cutter grinders, universal	3415-71-10 through 3415-71-30.
34-16110 through 34-16722	Automatic screw machines B & S under 1" bar capacity.	3416-71-10 through 3416-75-10.
34-17720	Die sinking machines	3417-700.
34-17220 through 34-17239	Universal milling machines	3417-22-20 through 3417-22-30.
34-17800 through 34-17809	Hand type jig and fixture borers	3417-80-10 through 3417-80-40.
34-17710 through 34-17729	Engraving pantograph duplicators (Gorton).	3417-94-10 through 3417-94-90.
34-18100 through 34-18109	Double housing planers	3418-1100 through 3418-1722.
34-18200 through 34-18209	Open side planers	3418-2110 through 3418-2223.
34-18300	Crank planers	3418-2410 through 3418-2441.
34-18400	Plate planers	3418-2510 through 3418-2523.
34-18900	Edge only planers	3418-3000.
34-18920	Edging and scarfing planers	3418-3200.
34-19111 through 34-19119	Nibblers, hot punching machines	3419-3800 through 3419-19-30.
34-19110 through 34-195130	Nibblers, hot punching machines	3419-3800.
34-19520 through 34-19523	Power hack saws	3419-4110 through 3419-4290.
34-19700 through 34-19740	Contour band saws	3419-51-10 through 3419-53-40.
34-19200 through 34-19209	Threading mach's, bolt and pipe	3419-7100 through 3419-7433.
34-19010 through 34-3100	Keyseating machines	3419-92-10 through 3419-92-33.
34-3210	Wire drawing machines, rod equipment	
34-3220 through 34-3229	Draw benches (seamless steel tube)	
34-3290	Toggle pointers (tube mill)	
34-3430	Steel and ordinary metal forming) and straighteners (bar and tube).	
34-3900		
34-11100 through 34-11490	Rolls 8" and over	3441-11-10 through 3441-11-93.
34-11300 through 34-11329	Press brakes	3441-41-21 through 3441-41-55.
34-121130 through 34-121170	Vertical hydraulic presses	3442-43-00 through 3442-43-60.
	Forging presses, mech.	3442-13-00 through 3442-13-90.
34-12300 through 34-12429	Open back inclinable presses	3443-11-10 through 3443-11-90.
34-13000 through 34-13645	Double crank presses	3443-2210 through 3443-2290.
34-13200 through 34-13223	Squaring shears, power 700 lbs. and over	3445-15-30 through 3445-15-75.
34-14400 through 34-14429	Steam forging hammers	3445-13-10 through 3446-13-80.
34-151210 through 34-151290	Pneumatic hammers from 700 lbs. and up	3446-12-20 through 3446-12-70.
34-151310 through 34-151390	Steam forging hammers	3445-13-10 through 3446-13-80.
34-151110 through 34-151190	Pneumatic hammers from 700 lbs. and up	3446-16-20 through 3446-16-40.
34-15142 through 34-15144	Board drop hammers, 700 lbs. and over	3446-23-30 through 3446-23-70.
34-16100 through 34-16400	Wire forming machines	3446-71-10 through 3446-83-80.
34-16100 through 34-16400	Wire forming machines	3447-1110 through 3447-9900.
34-191100 through 34-19190	Thread rolling machines	3449-1110 through 3449-1900.
34-623000	X-Ray machines	
34-631000	Static balancing machines	
34-632000	Dynamic balancing machines	
34-720001	Electroplating and anodizing motor generator sets.	

MAJOR GROUP 44—RAILROAD TRANSPORTATION EQUIPMENT

44-1131 through 44-1192	Line type locomotives Diesel electric—all gauges.	
44-1231 through 44-1292	Switching type locomotives Diesel electric—all gauges.	
44-1331 through 44-1343	Industrial type locomotives Diesel electric—all gauges.	

[7] SPA Reg. No. 10 (11 F.R. 949, 2713, 3392, 4568).

[8] SPA Reg. 16 (10 F.R. 14024, 14028, 14866; 11 F.R. 2608, 4164, 4860).

[9] SPA Reg. 20 (11 F.R. 182, 561, 3502).

[10] The Standard Commodity Classification is more definitive than the description in those cases where the classification numbers are inclusive. In such cases each individual classification is covered by the description of the inclusive group, the description is controlling.

References are to Volume I, May, 1943, Standard Commodity Classification.

[11] These references are intended to facilitate identification and are taken from the Directory of Metalworking Machinery (1946) compiled under the supervision of the Committee on Metalworking Machinery of the Technical Committee on Standard Commodity Classification. In determining Exhibit A items under Major Group 34, this classification shall be used when specified.

[F. R. Doc. 46-11115; Filed, June 26, 1946; 11:17 a. m.]

tions and applications under the desert land laws and the small tract act of June 1, 1938, shall be governed by the regulations contained in Parts 232 and 257, respectively, of that title.

OSCAR L. CHAPMAN,
Acting Secretary of the Interior.

MAY 23, 1946.

[F. R. Doc. 46-11104; Filed, June 26, 1946; 10:28 a. m.]

[Public Land Order 321]

ALASKA

EXCLUDING CERTAIN TRACTS OF LAND FROM THE CHUGACH AND TONGASS NATIONAL FORESTS AND RESTORING THEM TO ENTRY

By virtue of the authority vested in the President by the act of June 4, 1897, 30 Stat. 11, 36 (U.S.C., title 16, sec. 473), and pursuant to Executive Order No. 9337 of April 24, 1943; it is ordered, as follows:

The following-described tracts of public land in Alaska, occupied as home and business sites, and identified by surveys of which plats and field notes are on file in the General Land Office, Washington, D. C., are hereby excluded from the Chugach and Tongass National Forests as hereinafter indicated, and restored, subject to valid existing rights, including rights based on occupancy by the natives of Alaska, to entry under the applicable public-land laws:

CHUGACH NATIONAL FOREST

U. S. Survey No. 2522, lot 35, 4.47 acres; latitude 60°30'09" N., longitude 149°47'00" W. (Homesite No. 35, Slaughter Creek Group);

U. S. Survey No. 2530, lot "D", 1.78 acres; latitude 60°20'00" N., longitude 149°22'00" W. (Homesite No. 62, Primrose Group).

TONGASS NATIONAL FOREST

U. S. Survey No. 2389, lot "E", 3.64 acres; latitude 58°22'45" N., longitude 134°42'00" W. (Homesite No. 111, Auke Bay Group);

U. S. Survey No. 2392, lot "N", 4.77 acres; latitude 58°23'30" N., longitude 134°38'00" W. (Homesite No. 411, Auke Lake Group);

U. S. Survey No. 2402, lot "YY", 2.07 acres; latitude 55°18'00" N., longitude 131°32'00" W. (Homesite No. 638, Mountain Point Group);

U. S. Survey No. 2402, lot "O." 1.89 acres; latitude 55°18'00" N., longitude 131°32'00" W. (Homesite No. 678, Mountain Point Group);

U. S. Survey No. 2404, lot 76, 2 acres; latitude 55°19'20" N., longitude 131°30'00" W. (Homesite No. 606, Herring Bay Group);

U. S. Survey No. 2463, lot "J," 4.92 acres; latitude 56°45'00" N., longitude 132°56'30" W. (Homesite No. 685, Scow Bay Group);

At the head of the south arm of Tee Harbor, approximately 19 miles northwest of Juneau, 0.975 acre; approximate latitude 58°24'30" N., longitude 134°45'30" W. (Homesite No. 798, lot "J," Tee Harbor Group);

On the East shore of Wrangell Narrows within the boundaries of lot 1 sec. 14, T. 60 S., R. 79 E., C. R. M., 3.34 acres; latitude 56°41'00" N., longitude 132°54'22" W. (Homesite No. 825);

On the East shore of Lisianski Inlet, 4.14 acres; latitude 57°57'30" N., longitude 136°18'00" W. (cold storage site of the Pelican Cold Storage Company).

OSCAR L. CHAPMAN,
Acting Secretary of the Interior.

JUNE 18, 1946.

[F. R. Doc. 46-11105; Filed, June 26, 1946; 10:28 a. m.]

Notices

TREASURY DEPARTMENT.

Office of the Secretary.

VALIDITY OF CHECKS BEARING FACSIMILE SIGNATURE OF FORMER SECRETARY

JUNE 25, 1946.

It is hereby ordered that any checks bearing the facsimile signature of former Secretary of the Treasury Fred M. Vinson, which may be issued in payment of the July 1, 1946, interest on United States Savings Bonds of Series G, shall be valid and binding interest checks.

[SEAL] JOHN W. SNYDER,
Secretary of the Treasury.

[F. R. Doc. 46-11122; Filed, June 26, 1946; 11:46 a. m.]

VALIDITY OF BONDS AND NOTES BEARING FACSIMILE SIGNATURE OF FORMER SECRETARY

JUNE 25, 1946.

It is hereby ordered:

1. That the sale and issue of United States Savings Bonds of Series E, F, and G, pursuant to Department Circulars Nos. 653, Second Revision, as supplemented, and 654, Second Revision, as amended, continue as heretofore and that the stock on hand in the Treasury Department and at the various issuing agents, including Federal Reserve Banks and Branches, continue to be used notwithstanding the fact that the bonds bear the facsimile signature of a former Secretary of the Treasury. All savings bonds issued or reissued pursuant to said Department Circulars or applicable regulations, by the Treasury directly or through authorized issuing agents, shall be valid and binding obligations notwithstanding they bear the facsimile signature of a former Secretary.

2. That the sale and issue of Treasury Savings Notes, Series C, pursuant to Department Circular No. 696, First Revision, continue as heretofore and that the stock on hand in the Treasury Department and the Federal Reserve Banks and Branches continue to be used notwithstanding the fact that the notes bear the facsimile signature of a former Secretary of the Treasury. All Treasury Savings Notes, Series C, issued or reissued pursuant to said Department Circular or applicable regulations, by the Treasury or by the Federal Reserve Banks or Branches, shall be valid and binding obligations notwithstanding they bear the facsimile signature of a former Secretary.

3. That the sale and issue of 2 Percent Depositary Bonds under the provisions of Department Circular No. 660, dated May 23, 1941, and 2 Percent Depositary Bonds, Second Series, issued under the provisions of the First Supplement to that circular, dated June 29, 1943, continue as heretofore and that the stock on hand in the Treasury Department and the Federal Reserve Banks and Branches continue to be used notwithstanding the fact that the bonds bear the facsimile signature of a former Secretary of the Treasury. All 2 Percent Depositary Bonds, and all 2 Percent Depositary Bonds, Second Series, issued or reissued pursuant to said Department Circular and supplement or applicable regulations shall be valid and binding obligations notwithstanding that they bear the facsimile signature of a former Secretary.

[SEAL] JOHN W. SNYDER,
Secretary of the Treasury.

[F. R. Doc. 46-11123; Filed, June 26, 1946; 11:46 a. m.]

CIVIL AERONAUTICS BOARD.

[Docket No. 2057]

PIONEER AIR LINES, INC.

NOTICE OF HEARING

In the matter of the application of Pioneer Air Lines, Inc., for amendment of certificate for Route No. 64.

Notice is hereby given pursuant to the Civil Aeronautics Act of 1938, as amended, particularly sections 401 and 1001 of said act, that the above-entitled proceeding is assigned for hearing on July 2, 1946, at 10:00 a. m. (eastern standard time) in Room 1508, Commerce Building, 14th and Constitution Avenue NW., Washington, D. C., before Examiner F. Merritt Ruhlen.

Dated at Washington, D. C., June 25, 1946.

By the Civil Aeronautics Board.

FRED A. TOOMBS,
Secretary.

[F. R. Doc. 46-11102; Filed, June 26, 1946; 10:17 a. m.]

FEDERAL POWER COMMISSION.

[Docket No. IT-5996]

OTTER TAIL POWER CO.

NOTICE OF APPLICATION

JUNE 24, 1946.

Notice is hereby given that on June 21, 1946, an application was filed with the Federal Power Commission pursuant to section 204 of the Federal Power Act by Otter Tail Power Company (hereinafter called "Otter Tail"), a corporation organized under the laws of the State of Minnesota and doing business in the States of Minnesota, North Dakota, and South Dakota, with its principal business office at Fergus Falls, Minnesota, seeking an order authorizing it to issue 60,000 shares of Cumulative Preferred stock, without par value, at a price not less than $98.50 per share, to be established through competitive bidding, and at a dividend rate not to exceed $3.50 per annum, in exchange, share for share, for its outstanding 50,000 shares of Preferred stock, and to sell those shares not exchanged publicly for cash, and to issue 51,216 shares of Common stock par value $10 each, to be offered to its common stockholders and or to be sold publicly for cash at a price not less than $50 per share, to be established through competitive bidding; all as more fully appears in the application on file with the Commission.

Any persons desiring to be heard or to make any protest with reference to said application should, on or before the 11th day of July 1946, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's rules of practice and regulations.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-11103; Filed, June 26, 1946; 10:27 a. m.]

INTERSTATE COMMERCE COMMISSION.

[S. O. 396, Special Permit 43]

RECONSIGNMENT OF ONIONS AT KANSAS CITY, KANS.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph of Service Order No. 396 (11 F.R. 2193), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 396 insofar as it applies to the reconsignment at Kansas City, Kansas, June 20, 1946, by Cochrane Brokerage Company, of car PFE 50168, onions, now on the A., T. & S. F. RR., to Chicago, Illinois (Mo. Pac.-C. G. W.).

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 20th day of June 1946.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 46-11119; Filed, June 26, 1946; 11:38 a. m.]

[S. O. 396, Special Permit 44]

RECONSIGNMENT OF ONIONS AT CHICAGO, ILL.

Pursuant to the authority vested in me by paragraph (f) of the first ordering paragraph of Service Order No. 396 (10 F.R. 15008), permission is granted for any common carrier by railroad subject to the Interstate Commerce Act:

To disregard entirely the provisions of Service Order No. 396 insofar as it applies to the reconsignment at Chicago, Illinois, June 14, 1946, by Wesco Foods Company, of A. Schrier & Sons of cars PFE 42230 and PFE 97340, onions, on the Chicago Produce Terminal, to A. Schrier & Sons, Detroit, Michigan.

The waybill shall show reference to this special permit.

A copy of this special permit has been served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and notice of this permit shall be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

Issued at Washington, D. C., this 14th day of June 1946.

V. C. CLINGER,
Director,
Bureau of Service.

[F. R. Doc. 46-11120; Filed, June 26, 1946; 11:38 a. m.]

[S. O. 537]

UNLOADING OF COMMODITIES AT POUGHKEEPSIE, N. Y.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 25th day of June A. D. 1946.

It appearing, that numerous cars containing various commodities at Poughkeepsie, N. Y., on The New York, New Haven and Hartford Railroad Company (Howard S. Palmer, James Lee Loomis and Henry B. Sawyer, Trustees), have been on hand for an unreasonable length of time and that the delay in unloading said cars is impeding their use; in the opinion of the Commission an emergency exists requiring immediate action: it is ordered, that:

Commodities at Poughkeepsie, New York, be unloaded. (a) The New York, New Haven and Hartford Railroad Company (Howard S. Palmer, James Lee Loomis and Henry B. Sawyer, Trustees), its agents or employees, shall unload forthwith the following cars loaded with various commodities now on hand at Poughkeepsie, N. Y., for delivery to Schatz Manufacturing Company or Federal Bearing Company:

Initials and No.:	*Contents*
UP, 182147	Sand.
CS&PMO, 33500	Steel tubing.
B&O, 277925	Bar steel.
PRR, 101528	Steel tubing.
PRR, 505295	Do.
NYC, 195106	Steel bars.
OSL, 189607	Do.
NW, 42249	Steel tubing.
CBQ, 32646	Bar steel.
Milw, 718704	Steel.
Wab, 147101	Steel tubing.
Milw, 718327	Steel.
ATSF, 140227	Steel bars.
CBQ, 133762	Bar steel.

(b) *Notice and expiration.* Said carrier shall notify V. C. Clinger, Director, Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where, and by whom such unloading was performed. Upon receipt of that notice this order shall expire. (40 Stat. 101, sec. 402; 41 Stat. 476, sec. 4; 54 Stat. 901, 911; 49 U.S.C. 1 (10)-(17), 15 (2))

It is further ordered, That this order shall become effective immediately; that a copy of this order and direction shall be served upon The New York, New Haven and Hartford Railroad Company (Howard S. Palmer, James Lee Loomis and Henry B. Sawyer, Trustees), and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-11121; Filed, June 26, 1946; 11:38 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[Rev. SO 119, Order 267]

BOETSCH BROS.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* Boetsch Brothers, 221 East 144th Street, New York 51, N. Y., may compute its adjusted ceiling prices for portable acoustic phonographs of its manufacture by increasing by 9 percent the ceiling prices to each class of purchaser as established by Maximum Price Regulation No. 188.

As used in this paragraph "ceiling prices as established under Maximum Price Regulation No. 188", shall mean the ceiling prices established under that regulation without the inclusion in those ceiling prices either directly or indirectly of any adjustment, either individual or industry-wide.

(b) *Ceiling prices of purchasers for resale.* (1) A purchaser for resale, who had an established ceiling price prior to the effective date of this order for any article, whose manufacturer's ceiling price was adjusted in accordance with the provisions of this order, may increase that established ceiling price by 9 percent.

(2) A purchaser for resale who had no established ceiling price prior to the effective date of this order for any article whose ceiling price is subject to this order, shall determine his ceiling price by adding to his invoice cost the same percentage markup which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is one which meets all the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration, however, each seller must keep complete records showing all the information called for by OPA Form 620–759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the resale ceiling price cannot be determined under the above method, the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts and allowances on sales to each class of purchaser in effect during March 1942, or thereafter, properly established under OPA regulations.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted ceiling prices for resales of the articles. This notice may be given in any convenient form.

(e) All requests contained in the application for price adjustment filed by Boetsch Brothers, assigned OPA Docket No. 6069–SO 119–76c, not specifically granted by this order are hereby denied.

(f) The provisions of Supplementary Order No. 153 shall have no application to any sale or delivery of any article subject to this order.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 26th day of June 1946.

Issued this 25th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 4–11017; Filed, June 25, 1946; 11:48 a. m.]

[SO 142, Order 159]

HEIL CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 159 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. The Heil Company, Docket No. 6083–SO 142–136–781.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142; *It is ordered:*

(a) The maximum prices for sales by the Heil Company, Milwaukee, Wisconsin, of Hi-Speed Wheel Tractor-Scraper and Dump Wagons and Cable Power Control Units shall be as follows, subject to the discounts, allowances and other deductions in effect just prior to the issuance of this order.

Item	*Maximum price per unit*
Hi-speed wheel tractor and dump wagons:	
Model C F 600 and C T–15	$14,500.00
Model C F 600 and T W–19	14,200.00
Cable power control units:	
Model L D–1	405.60
Model L D–2	663.00
Model S–1	491.40
Model S–2	756.60

(b) The maximum price for sales by resellers of these items listed in paragraph (a) above shall be determined as follows: The reseller shall increase or decrease the maximum net price he had in effect to a purchaser of the same class just prior to the issuance of Order L–65 under Supplementary Order No. 142, effective March 30, 1946, by the percentage by which his net invoiced cost has been increased or decreased by this order.

(c) The Heil Company shall notify each purchaser who buys the products listed in paragraph (a) above for resale of the percentage by which this order permits the reseller to increase or requires him to decrease his maximum net prices. A copy of each notice shall be filed with the Machinery Branch, Office of Price Administration, Washington 25, D. C.

(d) Order L–600 under Supplementary Order No. 142, effective June 10, 1946, is hereby revoked insofar as it applies to items listed in paragraph (a) above.

On or before September 1, 1946, the Heil Company, Milwaukee, Wisconsin, shall file with the Machinery Branch, Office of Price Administration, Washington 25, D. C., a statement of sales for the items listed in paragraph (a) and the dollar value of these sales at maximum prices in effect just prior to the issuance of this order.

This order may be revoked or amended by the Price Administration at any time.

This order shall become effective June 26, 1946.

Issued this 25th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–11021; Filed, June 25, 1946; 11:49 a. m.]

[SO 133, Order 56]

DURO METAL PRODUCTS CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Supplementary Order No. 133, it is ordered:

(a) *Manufacturer's maximum prices.* The Duro Metal Products Co., 2649–59 N. Kildare Avenue, Chicago, Ill., may increase by 8.3 percent its current maximum prices (exclusive of any permitted increase) for sales of hand tools which it manufactures.

(b) *Maximum prices of purchasers for resale.* A reseller shall calculate his ceiling price by adding to his invoice cost the same percentage mark-up which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose, the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage mark-up is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing with the information called by the OPA Form 620–759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method, the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's terms, allowances and other price differentials in effect during March 1942, or which have been properly established under the applicable OPA regulation.

(d) *Notification.* At the time of, or prior to, the first invoice to a purchaser for resale, showing a price adjusted in accordance with the terms of this order, the seller shall notify the purchaser in writing of the methods established in paragraph (b) of this order for determining adjusted maximum prices for resales of the articles covered by this order. This notice may be given in any convenient form.

(e) *Reports.* The manufacturer shall file the report described in section 5 of Supplementary Order No. 133 with the Office of Price Administration, Washington 25, D. C.

The provision of Supplementary Order No. 153 shall not apply to resale prices of articles covered by this order.

(f) *Revocation or amendment.* This order may be revoked or amended by the Price Administrator at any time.

(g) *Effective date.* This order shall become effective on the 26th day of June 1946.

Issued this 25th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–11018; Filed, June 25, 1946; 11:48 a. m.]

[SO 142, Order 160]

G & W ELECTRIC SPECIALTY CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 160 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment. G & W Electric Specialty Company. Docket No. 6083–SO 142–136–585.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 2 of Supplementary Order No. 142, *It is ordered:*

(a) The maximum prices for sales by G & W Electric Specialty Company of all its products which are covered by any regulation under Supplementary Order No. 142, shall be determined by increasing by 21.1% the maximum prices for these products in effect just prior to the issuance of this order.

(b) The prices determined by applying the provisions of paragraph (a) above shall be "FOB Chicago."

(c) The maximum prices for sales by resellers of the products described in paragraph (a) above shall be determined as follows: The reseller shall increase the maximum net prices he had in effect to a purchaser of the same class just prior to the issuance of this order by the same percentage by which his net invoiced cost has been increased by reason of this order.

(d) The G & W Electric Specialty Company shall notify each purchaser, who buys the products listed in paragraph (a) above for resale of the percentage amount by which this order permits the reseller to increase his maximum net prices. A copy of each such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington, D. C.

(e) All requests not granted herein are denied.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 26, 1946.

Issued this 25th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–11022; Filed, June 25, 1946; 11:49 a. m.]

[SO 148, Order 16]

GEYER MFG. CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 5 of Supplementary Order No. 148; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of Model No. 850 Hand Cultivator, manufactured by The Geyer Manufacturing Company, 200 E. Third Street, Rock Falls, Ill.

(1) For all sales and deliveries of the following articles by the manufacturer to the class of purchaser specified below, the adjusted maximum prices are as follows:

Article and Model No.:	*Adjusted maximum price to jobbers (each)*
Hand Cultivator, 850	$2.40

(2) For sales and deliveries by the manufacturer to all other classes of purchasers the maximum prices are the adjusted maximum prices set forth in paragraph (a) (1), adjusted to reflect the manufacturer's customary differentials for sales to those other classes of purchasers.

(b) Resellers of articles which the manufacturers has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

A reseller who determines his maximum resale price under the General Maximum Price Regulation shall calculate his ceiling price by adding to his invoice cost the same percentage markup which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose, the "most comparable article" is the one which meets all of the following tests:

(1) It belongs to the narrowest trade category which includes the article being priced.

(2) Both it and the article being priced were purchased from the same class of supplier.

(3) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(4) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620–759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts and allowances on sales to each class of purchaser in effect during March 1942, or thereafter properly established under OPA regulations.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles. This notice may be given in any convenient form.

(e) The provisions of Supplementary Order No. 153 shall not apply to the determination of ceiling prices for resales of articles covered by this order.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 26th day of June 1946.

Issued this 25th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–11019; Filed, June 25, 1946; 11:48 a. m.]

[SO 148, Order 17]

CONTINENTAL CASKET CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simltaneously herewith and filed with the Division of the Federal Register, and pursuant to section 5 of Supplementary Order No. 148, *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain caskets manufactured by the Continental Casket Company, 3737 So. Michigan Avenue, Chicago 15, Ill.

(1) For all sales and deliveries of the following caskets by the manufacturer to the class of purchaser indicated below, the adjusted maximum prices are as follows:

Article and Model No.:	*Maximum price to funeral director (each)*
Casket, 1246	$19.93
Casket, 1249	23.55
Casket, 2483	26.21
Casket, 2486	31.50
Casket, 3666–D	32.50

(2) For sales and deliveries by the manufacturer to all other classes of purchasers, the maximum prices are the adjusted maximum prices set forth in paragraph (a) (1), adjusted to reflect the manufacturers' customary differentials for sales to those other classes of purchasers.

(b) *Resellers' ceiling prices.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

(1) A reseller who had a properly established maximum price in effect before this order was issued for an article covered by this order may add to that maximum price an adjustment charge in the same dollar-and-cents amount as the adjustment charge authorized by this order for, and which he has paid to, his supplier.

(2) If the reseller did not have a properly established maximum price for the article in effect before this order was issued he shall first determine a maximum price (exclusive of adjustment charges), and to that price he may add an adjustment charge in the same dollar-and-cents amount as the adjustment authorized by this order for, and which he has paid to his supplier. To find his maximum price (exclusive of adjustment charges) for this purpose the reseller shall add to his invoice cost, less an adjustment charge stated on that invoice, the same percentage mark-up which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage mark-up is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620–759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(3) If the maximum resale price cannot be determined under the above method the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(4) The provisions of Supplementary Order No. 153 shall not apply to the determination of ceiling prices for resales of the article covered by this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in effect during March 1942, or thereafter properly established under OPA regulations.

(d) *Change in resellers' margins.* Resellers' maximum prices adjusted in accordance with this order are subject to further adjustments which may result from any change in resellers' margins which may be effected by the Office of Price Administration to obtain absorption by resellers of any industry-wide increase in manufacturers' maximum prices.

(e) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles. This notice may be given in any convenient form.

The amount of the adjustment in maximum prices granted by this order must be stated separately on invoices to all classes of purchasers, except for sales at retail.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective on the 26th day of June 1946.

Issued this 25th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11020; Filed, June 25, 1946; 11:49 a. m.]

[RMPR 136, Order 654]

GLIDER TRAILER CO.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 8 of Revised Maximum Price Regulation 136, *It is ordered:*

(a) Glider Trailer Company, 1824 West Kinzie Street, Chicago, Illinois, is authorized to charge a net price not to exceed the applicable net price in subparagraph (1) adjusted as provided in that subparagraph, plus the applicable charges set forth in subparagraph (2).

(1) *Maximum net price.* The following net price f. o. b. factory, subject to the discounts in effect on March 31, 1942, to the applicable class of purchasers:

Model	Description	Net price f. o. b. factory
75A and 75B	three-room house trailer, 25'6" overall length x 8' width, equipped with aluminum covered exterior and hardwood finish interior and additional detailed specifications included in the report filed with this Office	$1,475
77A and 77B	three-room house trailer, 26'6" overall length x 8' width, tandem axle, equipped with aluminum covered exterior and hardwood finish interior and additional detailed specifications included in the report filed with this Office	1,665

(2) *Charges*—(i) *Transportation expense.* A charge to cover transportation expense from Chicago, Ill., to the point at which delivery is made to the purchaser, computed in accordance with the manufacturer's method in effect on March 31, 1942, plus transportation tax at the current legal rate;

(ii) *Taxes.* A charge at current legal rates to cover Federal excise taxes on the trailers, computed in accordance with the method the company had in effect on March 31, 1942, and also State and local taxes on the sale or delivery of the trailers.

(b) All requests not granted herein are denied.

(c) This order may be amended or revoked at any time.

This order shall become effective June 26, 1946.

Issued this 25th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11001; Filed, June 25, 1946; 11:44 a. m.]

[RMPR 136, Order 655]

LUNDELL AND SON

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 9, 10 and 11 (c) of Revised Maximum Price Regulation 136, *It is ordered:*

(a) Lundell and Son, Meriden, Iowa, is authorized to charge a price not to exceed the applicable list price in subparagraph (1) adjusted as provided in that subparagraph, plus the applicable charges set forth in subparagraph (2).

(1) *List price.* The following list price, f. o. b. factory, subject to a discount of 30%:

Description	List price f. o. b. factory
Two-wheel commercial trailer chassis; all steel welded; 7' wide x 12' long; equipped with 7.50 x 20 10-ply synthetic tire assemblies	$221.35

(2) *Charges*—(i) *Extra or optional equipment.* A charge for extra and optional equipment, affixed to or shipped with the trailer chassis as original equipment, which shall not exceed the following applicable list price subject to a discount of 30%:

Description	List price f. o. b. factory
Body, wood, 7' wide x 3' high x 12' long	$93.50
Hydraulic hoist	169.85

(ii) *Transportation expense.* A charge to cover transportation expense, if any, not to exceed the actual rail freight charge from the factory at Meriden, Iowa, to the railroad freight station nearest to the place of business of the reseller, plus transportation tax at the current legal rate.

(iii) *Taxes.* A charge at current legal rates to cover Federal excise taxes on the trailer and extra or optional equipment and also State and local taxes on the sale or delivery of the trailer and extra or optional equipment.

(b) A reseller may sell each Lundell trailer chassis described in subparagraph (1) of paragraph (a) at a price not to exceed the total of the applicable list price in that subparagraph and the following applicable charges in subparagraph (1) below (less the discounts the reseller had in effect on March 31, 1942):

(1) *Charges*—(i) *Extra or optional equipment.* A charge for extra or optional equipment, affixed to or shipped with the trailer as original equipment, which shall not exceed the applicable list price contained in subparagraph (2) of paragraph (a);

(ii) *Transportation expense.* A charge for transportation, if any, which shall not exceed the actual rail freight charge Lundell and Son would make for the transportation of the trailer chassis and extra or optional equipment from the factory to the railroad freight receiving station nearest to the place of business of the reseller, plus transportation tax at the current legal rate.

(iii) *Taxes.* A charge equal to the charge made by Lundell and Son to cover Federal taxes on tires and tubes and other Federal excise taxes and a charge equal to the reseller's expense for payment of state and local taxes on the purchase, sale or delivery of the trailer chassis and extra or optional equipment.

(c) A reseller is authorized to sell each of the trailer chassis listed in paragraph (a) (1) in a territory or possession of the United States at a price not to exceed the maximum price permitted by paragraph (b) to which he may add a sum equal to the expense incurred by or charged to him for: payment of territorial and insular taxes on the purchase, sale or introduction of the trailer chassis in the territory or possession; export premiums; boxing and crating for export purposes; assembly costs, if any; marine and war risk insurance; landing, wharfage and terminal operations; ocean freight; freight to port of embarkation; and inland freight from the port of debarkation to the point where delivery is made to the purchaser by the most direct route.

(d) All requests not granted herein are denied.

(e) This order may be amended or revoked by the Administrator at any time.

NOTE: Where the manufacturer's invoice charge is increased or decreased from the previous invoice charge because the manufacturer has a newly established price under Section 8 of Revised Maximum Price Regulation 136, due to substantial changes in design, specifications or equipment of the trailer chassis, or for extra or optional equipment sold as original equipment with the trailer chassis, the reseller may add to its price under paragraph (b) the increase in price, plus its customary markup on such a cost increase, but in the case of a decrease in the price, the reseller must reduce its price under paragraph (b) by the amount of the decrease and its customary markup on such an amount.

This order shall become effective June 26, 1946.

Issued this 25th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11002; Filed, June 25, 1946; 11:44 a.m.]

[MPR 188, Rev. Order 4881]

K. H. GREIDER MFG. CO., INC.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:* Order No. 4881 under Maximum Price Regulation No. 188 is revised and amended to read as set forth herein.

(a) This revised order establishes maximum prices for sales and deliveries of certain articles manufactured by K. H. Greider Manufacturing Company, Incorporated, 830 Mason Street, Springfield, Ohio.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sale by manufacturer to— Jobbers	For sale by manufacturer to— Retailers	For sale by any person to consumers
Fluorescent Table Lamp (no shade)	1001	*Each* $4.25	*Each* $5.00	*Each* $9.00

These maximum prices are for the articles described in the manufacturer's application dated March 16, 1946.

(2) For sales by all persons the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(3) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this revised order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this revised order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobber's maximum prices for sales of the articles covered by this revised order shall be established under the provisions of section 4.5 of SR 14 J.

(e) This revised order may be revoked or amended by the Price Administrator at any time.

(f) This revised order shall become effective on the 26th day of June 1946.

Issued this 25th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11003; Filed, June 25, 1946; 11:44 a. m.]

[RMPR 229, Revocation of Order 4]

GEM RUBBER CO.

REVOCATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 6a of Revised Maximum Price Regulation 229, *It is ordered:*

Order No. 4 under Revised Maximum Price Regulation 229 is hereby revoked.

This order of revocation shall become effective June 26, 1946.

Issued this 25th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11004; Filed, June 25, 1946; 11:44 a. m.]

[MPR 260, Order 2195]

HANOVER CIGAR CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to § 1358.102 (b) of Maximum Price Regulation No. 260; *It is ordered,* That:

(a) Hanover Cigar Co., 225 Jefferson Street, Perth Amboy, N. J., (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive each brand and size or frontmark, and packing of the following domestic cigars at the appropriate maximum list price and maximum retail price set forth below:

Brand	Size or frontmark	Packing	Maximum list price	Maximum retail price
Flor de Cumbal	Streamliner	50	*Per M* $115	*Cents* 15

(b) The manufacturer and wholesalers shall grant, with respect to their sales of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the discounts they customarily granted in March 1942 on their sales of domestic cigars of the same price class to purchasers of the same class, unless a change therein results in a lower price. Packing differentials charged by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class may be charged on corresponding sales of each brand and size or frontmark of cigars priced by this order, but shall not be increased. Packing differentials allowed by the manufacturer or a wholesaler in March 1942 on sales of domestic cigars of the same price class to purchasers of the same class shall be allowed on corresponding sales of each brand and size or frontmark of cigars priced by this order and shall not be reduced. If a brand and size or frontmark of domestic cigars for which maximum prices are established by this order is of a price class not sold by the manufacturer or the particular wholesaler in March 1942, he shall, with respect to his sales thereof, grant the discounts and may charge and shall allow the packing differentials customarily granted, charged or allowed (as the case may be) in March 1942 by his most closely competitive seller of the same class on sales of domestic cigars of the same March 1942 price class to purchasers of the same class.

(c) On or before the first delivery to any purchaser of each brand and size or frontmark of domestic cigars for which maximum prices are established by this order, the manufacturer and every other seller (except a retailer) shall notify the purchaser of the maximum list price and the maximum retail price established by this order for such brand and size or frontmark of domestic cigars. The notice shall conform to and be given in the manner prescribed by § 1358.113 of Maximum Price Regulation No. 260.

(d) Unless the context otherwise requires, appropriate provisions of Maximum Price Regulation No. 260, shall apply to sales for which maximum prices are established by this order.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 26, 1946.

Issued this 25th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11005; Filed, June 25, 1946; 11:44 a. m.]

[MPR 591, Order 657]

PINNACLE EQUIPMENT CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following display cases manufactured by the Pinnacle Equipment Corporation, of Fleetwood, Pennsylvania and as described in the application dated June 10, 1946, which is on file with the Mechanical Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Model	On sales to—		
	Distributors	Dealers	Consumers
DD-466	$344.00	$382.00	$765.00
DD-468	490.00	441.00	980.00
DD-4610	595.00	535.00	1,190.00
DV-4656	420.00	378.00	840.00
DV-468	650.00	585.00	1,300.00

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Pinnacle Equipment Corporation shall stencil on the display cases covered by this order, substantially the following:

OPA Maximum Retail Price $------

Plus freight and crating as provided in Order No. 657 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 26, 1946.

Issued this 25th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11007; Filed, June 25, 1946; 11:45 a. m.]

[MPR 591, Order 658]

TECUMSEH PRODUCTS CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 658 under section 16 (b) (1) of Maximum Price Regulation No. 591. Docket No. 6123-591.16-81. Adjustment of maximum prices for sales of specified compressor and condensing units manufactured by the Tecumseh Products Company, Tecumseh, Michigan.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 16 (b) (1) of Maximum Price Regulation No. 591, it is ordered:

(a) *Adjustment of maximum prices for the Tecumseh Products Company, Tecumseh, Michigan.* (1) This order permits the Tecumseh Products Company to increase by 18.1 percent its properly established maximum net prices in effect on June 25, 1946 to each class of purchaser for the following items:

CONVENTIONAL COMPRESSOR

Model No.:
BM 307 500 Series.
BM 308 1000 Series.
BM 309 1200 Series.
BM 310 1300 Series.
BM 311 1400 Series.
BM 312 1500 Series.
BM 313 1800 Series.
BM 314 2300 Series.
BM 417 1800 Series.

HERMETIC MOTOR COMPRESSOR

Model No.:
BM 528 S Series.
BM 550 UM Series.
BM 550 UI Series.
BM 550 UI Series.
BM 550 UR Series.
BM 550 RU Series.

(2) The maximum net prices set forth in (a) (1) above are subject to discounts, allowances including transportation allowances and the rendition of services which are at least as favorable as those which the Tecumseh Products Company extended or rendered or would have extended or rendered to each class of purchaser during March 1942 on comparable sales of compressor and condensing units.

(b) *Maximum prices for resellers.* (1) All resellers of the commodities covered by this order (but not manufacturers who purchase such items for use in the manufacture of other products) may add to their properly established maximum prices in effect on June 25, 1946 the actual dollars-and-cents increase in acquisition cost resulting from the adjustment granted the manufacturer by this order.

(c) *Notification to all purchasers.* The Tecumseh Products Company shall send the following notice to every purchaser of the commodities covered by the order at or before the first invoice after the effective date of this order.

Order No. 658 under section 16 (b) (1) of Maximum Price Regulation No. 591 provides for an 18.1 percent increase in maximum net prices in effect on June 25, 1946 for sales by the Tecumseh Products Company for the following items:

CONVENTIONAL COMPRESSOR

Model No.:
BM 307 500 Series.
BM 308 1000 Series.
BM 309 1200 Series.
BM 310 1300 Series.
BM 311 1400 Series.
BM 312 1500 Series.
BM 313 1800 Series.
BM 314 2300 Series.
BM 417 1800 Series.

HERMETIC MOTOR COMPRESSOR

Model No.:
BM 528 S Series.
BM 550 UM Series.
BM 550 UI Series.
BM 550 UI Series.
BM 550 UR Series.
BM 550 RU Series.

Resellers (but not manufacturers who purchase these items for use in the manufacture of other products) may add to their existing maximum price the actual dollars-and-cents increase in cost resulting from the adjustment granted by Order No. 658.

(d) All prayers of the application of the Tecumseh Products Company of Tecumseh, Michigan, not herein granted are denied.

(e) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective June 26, 1946.

Issued this 25th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11008; Filed, June 25, 1946; 11:45 a. m.]

[MPR 591, Order 659]

VALLEY MFG. CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following Deep Freeze Chests manufactured by Valley Manufacturing Company of Fargo, North Dakota, and as described in the application dated April 22, 1946, which is on file with the Mechanical Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
12 cubic feet	$240.00	$288.00	$480.00
18 cubic feet	310.00	372.00	620.00

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) Valley Manufacturing Company, Fargo, North Dakota, shall stencil on the Deep Freeze Chests covered by this order, substantially the following:

OPA Maximum Retail Price $------

Plus freight and crating as provided in Order No. 659 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 26, 1946.

Issued this 25th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11009; Filed, June 25, 1946; 11:46 a. m.]

[MPR 591, Order 660]

GENERAL ELECTRIC CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following home freezer manufactured by the General Electric Company, Bridgeport, Connecticut, and as described in the application dated May 13, 1946, which is on file with the Mechanical Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Model	On sales to distributors	On sales to servicing dealers	On sales to non-servicing dealers	On sales to consumers
NA-4, 4 cu. ft., ½ hp. condensing unit	$112.00	$134.90	$144.90	$199.95

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The General Electric Company of Bridgeport, Connecticut, shall attach a tag to the home freezer on which is printed substantially the following:

OPA Maximum Retail Price $199.95

Plus freight and crating as provided in Order No. 660 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 26, 1946.

Issued this 25th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11010; Filed, June 25, 1946; 11:46 a. m.]

[MPR 591, Order 661]

CARL-CRAFT CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following freezers manufactured by Carl-Craft Company of Los Angeles, California, and as described in the application which is on file with the Mechanical Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
105 LT, 5 cu ft	$155.00	$186.00	$310.00
125 DDL, 25 cu. ft	585.00	702.00	1,170.00
108 LT, 8 cu. ft	190.00	288.00	380.00

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) Carl-Craft Company of Los Angeles, California shall stencil on the freezers covered by this order, substantially the following:

OPA Maximum Retail Price—$------

Plus freight and crating as provided in Order No. 661 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 26, 1946.

Issued this 25th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11011; Filed, June 25, 1946; 11:46 a. m.]

[MPR 591, Order 662]

PORCELAIN METALS CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum prices for sales by any person to consumers of the following bathroom medicine cabinets manufactured by Porcelain Metals Corporation of Louisville, Kentucky, and described in its application dated April 22, 1946, shall be:

	Each
Model M–1622 medicine cabinet with 16" x 22" beveled edge mirror	$25.35
Model MF–1622 medicine cabinet with 16" x 22" framed mirror	26.40
Model M–1624 medicine cabinet with 16" x 24" beveled edge mirror	26.30
Model MF–1624 medicine cabinet with 16" x 24" framed mirror	28.05

(b) The maximum net LCL prices, f. o. b. point of shipment for sales by any person, shall be the maximum prices specified in (a) above less the following discounts:

(1) On sales to a dealer, a discount of 35 percent.

(2) On sales to a jobber, successive discounts of 50, 10 and 5 percent.

(c) The maximum prices established by this order are subject to such further cash discounts, transportation allowances and price differentials at least as favorable as those which each seller extended or rendered or would have extended or rendered during March 1942 on sales of commodities in the same general category.

(d) The maximum prices on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(e) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers, except dealers, upon resale.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 26, 1946.

Issued this 25th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–11012; Filed, June 25, 1946; 11:46 a. m.]

[MPR 591, Order 663]

RAINIER FAST FREEZE, INC.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following deep freeze mechanical refrigerator manufactured by Rainier Fast Freeze, Inc. (subsidiary of Pacific Electrical & Mechanical Power Company), of Seattle 9, Washington, and as described in the application dated March 29, 1946, which is on file with the Mechanical Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Model	On sales to—		
	Distributors	Dealers	Consumers
PF #2, 8 cu. ft. ¼ hp. condensing unit	$170.00	$204.00	$340.00

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) Rainier Fast Freeze, Inc. (subsidiary of Pacific Electrical & Mechanical Power Company, Inc.), shall stencil on the deep freeze mechanical refrigerator covered by this order, substantially the following:

OPA Maximum Retail Price $340

Plus freight and crating as provided in Order No. 663 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 26, 1946.

Issued this 25th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–11013; Filed, June 25, 1946; 11:46 a. m.]

[MPR 591, Order 664]

TRUE MFG. CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following Tru-Freeze home freezer manufactured by True Manufacturing Company, St. Louis 14, Missouri and as described in the application dated March 14, 1946 which is on file with the Mechanical Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
12 cu. ft. ½ hp. condensing unit	$255.00	$306.00	$510.00

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar catagory on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) True Manufacturing Company, St. Louis 14, Missouri, shall stencil on the Tru-Freeze home freezer covered by this Order, substantially the following:

OPA Maximum Retail Price—$510

Plus freight and crating as provided in Order No. 664 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 26, 1946.

Issued this 25th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–11014; Filed, June 25, 1946; 11:47 a. m.]

[RMPR 499, Order 35]

OLLENDORF WATCH CO.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 14 of Revised Maximum Price Regulation 499, it is ordered:

(a) *Effect of this order.* This order establishes maximum prices for sales of the imported watches specified below imported by the Ollendorf Watch Company, 20 West 47th Street, New York 19, New York, hereinafter called the "importer".

(b) *Maximum prices for sales to retailers and at retail.* The maximum prices for sales by the importer to retailers and at retail of the Gotham watches identified below are as follows:

Series No.	Style	Description	Maximum price to retailers		Maximum retail price inclusive of Federal excise tax	
			Cord	Bracelet	Cord	Bracelet
		Ladies watches				
00405	K, L, M, N, P, S, T.	14K, 5L, 17J	$29.75	.....	$69.50	.....
00405	R	14K, 5L, 17J	30.25	.....	71.50	.....
00405	U, W	14K, 5L, 17J	30.95	.....	71.50	.....
00405	X, Y, Z	14K, 5L, 17J	31.95	.....	71.50	.....
00406	A, B, L, N, P, T, U	14K, 5L, 17J	30.95	.....	71.50	.....
00406	C, D, H	14K, 5L, 17J	29.75	.....	69.50	.....
00406	F, G, K, M, R, S	14K, 5L, 17J	31.95	.....	71.50	.....
10319	D	RGP, 6 x 8, 17J, c/s	16.80	$18.90	39.75	$39.75
10323	ALL	RGP, 6 x 8, 7J	12.35	13.85	33.75	33.75
10326	A	RGP, 6 x 8, 7J	.....	11.55	.....	29.75
10327	ALL	RGP, 6 x 8, 7J	11.55	13.05	29.75	29.75
10328	ALL	RGP, 6 x 8, 7J, Cabachon crystal.	13.35	14.85	33.75	33.75
10329	ALL	RGP, 6 x 8, 7J	11.15	12.65	29.75	29.75
10330	ALL	RGP, 6 x 8, 7J	10.55	12.05	24.75	24.75
10331	A, B	RGP, 6 x 8, 7J	10.55	12.05	27.50	27.50
10332	B	RGP, 6 x 8, 7J, two rubies heart shape.	13.85	15.35	33.75	33.75
10332	C	RGP, 6 x 8, 7J two rubies	.....	13.45	.....	33.75
10333	A	RGP, 6 x 8, 7J, Cabachon crystal two rubies.	13.85	15.35	33.75	33.75
10334	ALL	RGP, 6 x 8, J7	11.55	13.05	29.75	29.75
10335	A, B	RGP, 6 x 8, 7J, Cabachon crystal.	.....	13.85	.....	33.75
10336	A, B, C, D	RGP, 6 x 8, 7J, Cabachon crystal.	.....	13.85	.....	33.75
10337	ALL	RGP, 6 x 8, 7J	10.95	12.20	27.50	29.75
10339	ALL	RGP, 6 x 8, 17J	15.10	16.60	39.75	39.75
10327	ALL	RGP, 6 x 8, 17J	14.30	15.80	37.50	37.50
10328	ALL	RGP, 6 x 8, 17J, Cabachon crystal.	16.10	17.60	42.50	42.50
10329	ALL	RGP, 6 x 8, 17J	13.90	15.45	37.50	37.50
10330	A to E	RGP, 6 x 8, 17J	13.30	14.80	29.75	29.75
10331	A, B	RGP, 6 x 8, 17J	13.30	14.80	33.75	33.75
10332	B	RGP, 6 x 8, 17J, two rubies, heart shape.	16.60	18.10	39.75	39.75
10332	C	RGP, 6 x 8, 17J, two rubies	.....	16.20	.....	39.75
10333	A	RGP, 6 x 8, 17J, two rubies, cabachon crystal.	16.60	18.10	39.75	39.75
10334	ALL	RGP, 6 x 8, 17J	14.30	15.80	37.50	39.75
10335	A, B	RGP, 6 x 8, 17J, Cabachon crystal.	.....	16.60	.....	42.50
10336	A, B, C, D	RGP, 6 x 8, 17J, Cabachon crystal.	.....	16.60	.....	42.50
10337	ALL	RGP, 6 x 8, 17J	$13.70	$14.95	$33.75	$37.50
10400	T, U, W	14K, 6 x 8, 17J	17.80	19.30	42.50	42.50
10400	X, Y	14K, 6 x 8, 17J	21.55	23.05	52.50	52.50
10401	C	14K, 6 x 8, 17J	22.55	.....	52.50	.....
10401	D, E, H	14K, 6 x 8, 17J	24.10	25.60	62.50	62.50
10401	F	14K, 6 x 8, 17J, two rubies	31.60	33.10	89.50	89.50
10401	G	14K, 6 x 8, 17J, expansion bracelet	.....	27.00	.....	71.50
10401	K	14K, 6 x 8, 17J	.....	25.75	.....	65.00
10403	A, B, C	14K, 6 x 8, 17J	18.40	19.30	47.50	47.50
10403	D	14K, 6 x 8, 17J	23.80	.....	69.50	.....
10403	G, H	14K, 6 x 8, 17J	21.80	23.30	49.50	49.50
10403	K	14K, 6 x 8, 17J, two rubies	28.35	29.85	69.50	69.50
10403	L, M	14K, 6 x 8, 17J	19.80	21.30	45.00	45.00
10403	N, P, R	14K, 6 x 8, 17J	24.45	25.45	57.50	57.50
10403	S, U, W	14K, 6 x 8, 17J	24.95	25.95	62.50	62.50
10403	T	14K, 6 x 8, 17J	24.95	26.45	65.00	65.00
10404	A	14K, 6 x 8, 17J, c/s (strap)	28.10	.....	71.50	.....
10404	B	14K, 6 x 8, 17J, c/s	28.10	.....	71.50	.....
10405	A, B	14K, 6 x 8, 17J	26.95	.....	71.50	.....
10405	C, D	14K, 6 x 8, 17J	27.00	.....	71.50	.....
10405	E	14K, 6 x 8, 17J	21.45	22.95	49.50	49.50
10405	F, G, H	14K, 6 x 8, 17J	22.35	24.85	57.50	57.50
10405	K, L	14K, 6 x 8, 17J	.....	24.75	.....	56.50
10600	A, B, C	GF, 6 x 8, 17J	19.45	20.95	49.50	49.50
10600	E	GF, 6 x 8, 17J (strap)	19.45	.....	49.50	.....
10601	A	GF, 6 x 8, 17J, c/s	20.80	22.30	49.50	49.50
10601	B	GF, 6 x 8, 17J, c/s (strap)	20.80	.....	49.50	.....
10601	C	GF, 6 x 8, 17J, c/s	.....	21.95	.....	49.50
HE431		17J, 8 x 9, 14K gold—14K fancy link bracelet.	215.00	.....	450.00	.....
HE439	Strap with 14K buckle.	17J, 8 x 9, 14K gold—14K fancy link bracelet.	68.50	.....	165.00	.....
HD444	LD 102	17J, 6 x 8, 14K gold—14K fancy link bracelet.	56.00	.....	150.00	.....
HD445	LD 103	17J, 6 x 8, 14K gold—14K fancy link bracelet.	58.00	.....	150.00	.....
HD446	LD 104	17J, 6 x 8, 14K gold—14K fancy link bracelet.	68.00	.....	165.00	.....
HD447	LD 105	17J, 6 x 8, 14K gold—14K fancy link bracelet.	72.00	.....	165.00	.....
HD448	LD 106	17J, 6 x 8, 14K gold—14K fancy link bracelet.	41.25	.....	100.00	.....
HD449	LD 107	17J, 6 x 8, 14K gold—14K fancy link bracelet.	41.25	.....	100.00	.....

Series No.	Style and description	Jewel	Size	To retailer, maximum price	At retail, maximum price
HD450	LD, 108, 14K—14K fancy link bracelet.	17	6 x 8	$41.25	$100.00
HD451	LD, 109, 14K—14K fancy link bracelet.	17	6 x 8	41.25	100.00
HA434	LA, 100, 14K—14K fancy link bracelet.	17	5L	143.00	325.00
HA452	....do	17	5L	250.00	500.00
HA455	....do	17	5L	140.00	300.00
HA456	....do	17	5L	140.00	300.00
HA457	....do	17	5L	135.00	300.00
HA458	....do	17	5L	135.00	300.00
HA460	LA, 110, 14K—14K fancy link bracelet.	17	5L	115.00	250.00
HA461	LA, 111, 14K—14K fancy link bracelet.	17	5L	115.00	250.00
HA463	....do	17	5L	165.00	350.00
HA464	LA, 112, 14K—14K fancy link bracelet.	17	5L	150.00	325.00
HA465	....do	17	5L	205.00	425.00
HA470	....do	17	5L	205.00	425.00
HA466	....do	17	5L	225.00	475.00
HA467	....do	17	5L	235.00	500.00
HA471	....do	17	5L	170.00	375.00
DB101	Fancy RGP, bezel and bracelet attached.	7	7¾	19.70	39.75
DC117	Fancy RGP, bezel and bracelet attached.	7	8¾	$25.00	$57.50
DC118	....do	7	8¾	26.95	62.50
DD111	....do	7	8¾	26.95	62.50
	Fancy RGP, ruby and rhinestone bezel and bracelet attached.	7	6 x 8	25.20	62.50
DD116	Fancy RGP, square case, with bracelet, domed crystal.	7	6 x 8	17.70	39.75
DD117	Novelty RGP, mesh bracelet attached.	7	6 x 8	19.70	45.00
DD119	Fancy RGP—RGP, bracelet attached.	7	6 x 8	19.70	45.00
DD118	Novelty RGP and ruby, domed crystal, RGP bracelet.	7	6 x 8	22.70	49.50
DD120	RGP fancy link, RGP bracelet attached.	7	6 x 8	24.70	57.50
DD122	Novelty RGP, mesh bracelet attached.	7	6 x 8	24.70	57.50
DB101	Fancy RGP, bezel and bracelet attached.	17	7¾	22.45	45.00
DD111	Fancy RGP, ruby and rhinestone bezel and bracelet attached.	17	6 x 8	27.95	69.50
DD116	Fancy RGP square case, with bracelet, domed crystal.	17	6 x 8	20.45	45.00
DD117	Novelty RGP, mesh bracelet attached.	17	6 x 8	22.45	52.50

Series No.	Style and description	Jewel	Size	To retailer, maximum price	At retail, maximum price
DD119	Novelty RGP, mesh bracelet attached.	17	6 x 8	$22.20	$52.50
DD118	Novelty RGP and ruby, domed crystal, RGP bracelet.	17	6 x 8	25.45	37.50
DD120	RGP fancy link, RGP bracelet attached.	17	6 x 8	27.45	65.00
DD122	Novelty RGP, mesh bracelet attached.	17	6 x 8	27.45	62.50
	Pendant Watches				
FB116, 117	RGP and rhinestone square case	7	7¾	15.80	37.50
FB121	Fancy RGP tallored	7	7¾	16.80	37.50
FB122, 123	Do	7	7¾	17.95	42.50
FC292	Ice cube RGP, fancy pin	7	8¾	15.70	37.50
FC296	Fancy round RGP	7	8¾	14.70	33.75
FC304, 305	Silver with marcasite	7	8¾	17.70	42.50
FC306	do	7	8¾	15.70	37.50
FC307	do	7	8¾	12.70	29.75
FC308	do	7	8¾	14.70	33.75
FC363	do	7	8¾	17.70	42.50
FC333, 334, 330, 338	do	7	8¾	15.70	37.50
FC337	RGP tallored design bar straight	7	8¾	13.20	33.75
FC339, 341	RGP large spray two tone	7	8¾	17.70	39.75
FC345	RGP tallored design square case	7	8¾	15.20	37.50
FC348	RGP fancy, round case	7	8¾	15.20	37.50
FC350	RGP fancy pin, sqnare case	7	8¾	16.70	39.75
FC 351, 352, 353, 354	RGP and rhinestone	7	8¾	15.70	37.50
FC355	do	7	8¾	14.70	33.75
FC356	Silver and rhinestone	7	8¾	16.70	39.75
FC358	RGP fancy, round case	7	8¾	15.20	37.50
FC366	RGP tallored, round case	7	8¾	13.70	29.75
FC367, 368, 370, 371, 373, 374, 376, 377, 378, 379, 380, 381, 382, 387.	RGP tallored, square case	7	8¾	15.70	37.50
FC369	RGP fancy, round case	7	8¾	14.70	33.75
FC372	RGP fancy, round case	7	8¾	17.20	39.75
FC374	do	7	8¾	19.20	49.50
FC376, 378	RGP tallored, square case	7	8¾	15.70	37.50
FC377	RGP fancy, round case	7	8¾	15.70	37.50
FC379, 380, 381, 382	RGP fancy, round case	7	8¾	15.70	37.50
FC384, 385	Silver and rhinestone, square case	7	8¾	18.50	42.50
FC386	Silver and rhinestone, round case	7	8¾	18.50	42.50
FC388, 389	RGP tallored, round case	7	8¾	15.70	37.50
FC390	RGP tallored with rhinestones square case.	7	8¾	15.75	37.50
FC396	RGP tallored with rhinestones	7	8¾	15.75	37.50
FC392	RGP tallored, square case	7	8¾	16.10	37.50
FC391	RGP tallored with rhinestones	7	8¾	16.10	37.50
FC393, 394	Square case, RGP tallored with rhinestones.	7	8¾	18.75	45.00
FC397, 398	RGP tallored, square case	7	8¾	15.75	37.50
FC399	RGP fancy, round case	7	8¾	15.75	37.50
FC401, 503	do	7	8¾	16.50	37.50
FC505, 508	RGP fancy, square case	7	8¾	15.75	37.50
FC502, 509	RGP fancy, round case	7	8¾	15.75	37.50
FC506	RGP fancy, square case	7	8¾	15.75	37.50
FC510	RGP fancy fob	7	8¾	14.95	37.50
FC504	RGP fancy, square case	7	8¾	15.95	37.50
FC507	RGP, fancy, round case	7	8¾	17.95	42.50
FC511	Silver and rhinestones square case.	7	8¾	17.95	42.50
FC512	Silver and rhinestones round case	7	8¾	18.75	45.00
FC513	do	7	8¾	19.95	47.50
FC514, 515	do	7	8¾	20.95	49.50
FC516	RGP tallored, round case	7	8¾	21.95	49.50
FC517	RGP tallored, square case	7	8¾	17.55	39.75
FC518	do	7	8¾	17.55	39.75
FC519	RGP tallored, round case	7	8¾	15.75	37.50
FC520	do	7	8¾	15.75	37.50
FC521	RGP tallored, square case	7	8¾	17.20	39.75
FC522	do	7	8¾	15.75	37.50
FC523	do	7	8¾	18.75	45.00
FC524	RGP tallored, round case	7	8¾	17.55	39.75
FC525, 527	do	7	8¾	17.20	39.75
FC526	do	7	8¾	17.95	42.50
FC528, 529	do	7	8¾	20.95	49.50
FC530	do	7	8¾	$17.95	$42.50
FC531	RGP tallored, square case	7	8¾	17.95	42.50
FC532	RGP tallored, round case	7	8¾	15.75	37.50
FC533, 541	do	7	8¾	17.95	42.50
FC540	do	7	8¾	16.50	37.50
FC542	Silver and rhinestones	7	8¾	19.95	47.50
FD118	RGP fancy with rubies	7	6 x 8	18.80	45.00
FD119, 120	RGP fancy with rect. case	7	6 x 8	15.80	37.50
FD121	RGP tallored pin rect. case	7	6 x 8	16.80	39.75
FD125, 126, 127, 129.	do	7	6 x 8	17.80	42.50
FD130	RGP fancy pin, rect. case	7	6 x 8	21.80	49.50
FD131	do	7	6 x 8	18.35	45.00
FD132	do	7	6 x 8	19.95	47.50
FD133	do	7	6 x 8	21.00	47.50
FD134	RGP tallored pin, rect. case	7	6 x 8	17.50	39.75
FD136	RGP fancy pin, rect. case	7	6 x 8	17.50	39.75
FD135	do	7	6 x 8	17.25	39.75
FD137	RGP tallored pin, rect. case	7	6 x 8	15.95	37.50
FD138	RGP fancy pin, rect. case	7	6 x 8	18.25	42.50
FD139	do	7	6 x 8	16.95	39.75
FD140	RGP tallored pin, rect. case	7	6 x 8	17.75	45.00
FD141	RGP with rhinestones, rect. case	7	6 x 8	18.25	45.00
FB116, 117	RGP and rhinestone, square case	17	7¾	18.55	42.50
FB121	Fancy RGP, tallored	17	7¾	19.55	45.00
FB122	do	17	7¾	20.70	49.50
FB123	do	17	7¾	18.25	42.50
FB124	do	17	7¾	22.95	49.50
FB125	do	17	7¾	18.45	42.50
FC292	Ice cube RGP fancy pin	17	8¾	17.45	39.75
FC296	Fancy round RGP	17	8¾	20.45	49.75
FC304, 305	Silver with marcasite	17	8¾	20.45	45.00
FC306	do	17	8¾	18.45	42.50
FC307	do	17	8¾	15.45	37.50
FC308	do	17	8¾	17.45	39.75
FC383	do	17	8¾	20.45	49.75
FC333	RGP tallored design	17	8¾	18.45	42.50
FC337	RGP tallored design bar straight	17	8¾	15.95	39.75
FC339	RGP large spray two tone	17	8¾	20.45	45.00
FC345	RGP tallored design square case	17	8¾	17.95	42.50
FC348	RGP fancy, round case	17	8¾	17.95	42.50
FC350	RGP fancy, pin, square case	17	8¾	19.45	45.00
FC351	RGP and rhinestone	17	8¾	18.45	42.50
FC355	do	17	8¾	17.45	39.75
FC356	Silver and rhinestone	17	8¾	19.45	45.00
FC358	RGP fancy, round case	17	8¾	17.95	42.50
FC366	RGP tallored, round case	17	8¾	16.45	37.50
FC367	RGP tallored square case	17	8¾	18.45	42.50
FC369	RGP fancy, round case	17	8¾	17.45	39.75
FC372	do	17	8¾	19.05	42.50
FC375	do	17	8¾	21.95	47.50
FC376, 377	RGP tallored, square case	17	8¾	18.45	42.50
FC378, 379	RGP tallored, square case	17	8¾	18.45	42.50
FC380, 387	RGP fancy, round case	17	8¾	18.45	42.50
FC381, 382	RGP tallored, round case	17	8¾	18.45	42.50
FC384	Silver and rhinestone square case	17	8¾	21.25	49.75
FC385	Silver and rhinestone, square case	17	8¾	21.25	49.75
FC386	Silver and rhinestone, round case	17	8¾	21.25	49.75
FC390 R	RGP tallored with rhinestones	17	8¾	18.50	42.50
FC391	RGP tallored with rhinestones, square case.	17	8¾	18.85	42.50
FC393	RGP tallored with rhinestones	17	8¾	21.50	49.75
FC394	do	17	8¾	21.00	49.75
FC396	do	17	8¾	18.50	42.50
FC397, 398	RGP tallored, square case	17	8¾	18.50	42.50
FC399	RGP fancy, round case	17	8¾	18.50	42.50
FC504	RGP fancy, square case	17	8¾	17.70	42.50
FC507	RGP fancy, round case	17	8¾	18.70	42.50
FC511	Silver and rhinestones, square case	17	8¾	20.70	47.50
FC512	Silver and rhinestones, round case	17	8¾	20.70	47.50
FC513	do	17	8¾	21.50	49.50
FC514, 515	do	17	8¾	22.70	52.50
FD428	Fancy pins with 14K case	17	6 x 8	48.00	125.00
FD466	do	17	6 x 8	43.00	100.00
FD467, 468	do	17	6 x 8	43.00	100.00
FD470	do	17	6 x 8	49.00	125.00
FD487	do	17	6 x 8	49.00	125.00
FD488	do	17	6 x 8	45.00	100.00
FD489	do	17	6 x 8	47.00	120.00
FD491	do	17	6 x 8	70.00	165.00
FD492, 493	do	17	6 x 8	45.00	100.00
FD494	do	17	6 x 8	50.00	125.00
FD495	do	17	6 x 8	48.00	125.00

Series No.	Style	Description	To retailer, maximum price			At retail, maximum price		
			Cord	Bracelet	Strap	Cord	Bracelet	Strap
21103–04	ALL	RGP, 8 x 9, 17J			$15.50			$39.75
21300	A, C, D, E, F, H, U, S, T, X.	GF, 8 x 9, 17J			18.20			49.50
21300	B	do			17.20			42.50
21300	K, L, M, N, P, R.	do			19.70			49.50
21301	A, B, O	do			20.95			49.50
		Men's Watches—14K buckle						
21400	L, U	14K, 8 x 9, 17J			41.90			100.00
21400	M, P	do			39.40			100.00
21400	N, Q, R, S, T.	do			37.40			89.50
21400	W	14K, 8 x 9, 17J			$38.50			$100.00
21401	A	do			60.40			140.00
21401	B	do			55.40			140.00
21401	C	do			50.40			125.00
21401	E, F	do			40.50			100.00
21401	G, H, P	do			42.25			100.00
21401	K, N	do			45.75			115.00
21401	L, M	do			44.00			110.00
21401	T	14K, 8 x 9, 17J, peg relief dial.			60.00			150.00
21402	A	do			53.50			135.00
21402	B	do			56.50			140.00
21402	C	do			56.50			150.00

Series No.	Style	Description	To retailer maximum price			At retail maximum price		
			Cord	Bracelet	Strap	Cord	Bracelet	Strap
		Men's Watches 14 K buckle—Con.						
21402	D	14 K, 8 x 9, 17J, peg relief dial.			$58.50			$150.00
21402	K	do			48.00			125.00
21403	A, B	14K, 8 x 9, 17J, rhinestone dial.			40.00			110.00
21403	C, E	do			46.25			125.00
21403	D	do			62.50			165.00
21403	F, G	do			60.85			165.00
22400	A, B	14K, 8 x 9, 17J, peg relief.			55.00			140.00
22400	C	14K, 8 x 9, 17J			45.00			115.00
23400	A	14K, 11½, 17J			45.00			100.00
22102	A, B, C	RGP, 10½, 7J, c/s.			11.90			33.75
22103	ALL	RGP, 10½, 7J			12.10			29.75
22105	ALL	do			12.10			29.75
22600	A, B	GF, 10½, 7J, c/s.			16.95			42.50
0124	A	RGP, 10½, c/s.			11.55			29.75
23101	A, B	RGP, 11¼, 7J, c/s.			11.45			33.75
23102	ALL	RGP, 11¼, 7J			10.95			27.50
23103	ALL	RGP, 11½, 17J			10.45			27.50
3114	ALL	RGP, 11¾, 17J			10.85			27.50
3115	ALL	RGP, 11¾, 7J			11.85			27.50
3115	ALL	RGP, 11¾, 7J			9.20			19.95
8350	B, C, E, F, G, H, K, L, M, N, R, S, T.	RGP, 8¾, 7J			12.95			33.75
8350	P	do			13.95			37.50
		Men's Watches 14 K buckle—Con.						
8351	A	RGP, 8¾, 7J, c/s.	$11.35	$12.60		$27.50	$27.50	
8351	B, C	do			$11.35			$27.50
8351	D	do			12.35			33.75
8351	D	RGP, 8¾, 17J, c/s.			15.10			42.50
8352	ALL	RGP, 8¾, 7J			12.95			33.75
8353	A	do	9.65			22.95		
8353	B	do	9.95			22.95		
8353	C, D, E, F, G, H.	do		10.95			24.75	
3114	ALL	RGP, 11¾, 17J			13.50			37.50
22102	A, B, C	RGP, 10½, 17J, c/s			14.40			37.50
22103	ALL	RGP, 10½, 17J			14.60			37.50
22105	ALL	RGP, 10½, 17J			14.60			37.50
22600	A, B	GF, 10½, 17J, c/s.			20.05			49.50
23101	A, B	RGP, 11¼, 17J, c/s			14.10			37.50
23102	ALL	RGP, 11½, 17J			13.60			37.50
23103	ALL	RGP, 10½, 17J			13.10			37.50
23600	A	GF, 11¼, 17J			19.70			49.50
0124	A	RGP, 11½, 17J, c/s			14.05			37.50
8400	A	14K, 8¾, 17J			37.40			100.00
8404	B, C	14K, 8¾, 17J, 14K buckle (peg relief dial).			55.00			135.00
8405	A, B, C, D	14K, 8¾, 17J, c/s.			24.45			62.50
8405	E	14K, 8¾, 17J, inc. c/s.			26.15			65.00
8405	F, G	14K, 8¾, 17J, inc. c/s.			27.00			65.00

Series No.	Description	Size	Jewel	To retailer, maximum price (strap)	At retail, maximum price (strap)
AB500	Steel import case, auto. wind	7¾	15	$25.50	$62.50
AR900	CSB, import case, auto. wind	13L	17	22.95	52.50
AN501	Steel import case, auto. wind	10½	17	21.30	47.50
AN505	do	10½	17	23.95	57.50
AN606	Steel import case, gold filled top	10½	17	29.45	71.50
BC805	Domestic case, silver c/s	8¾	7	15.55	37.50
BC806	do	8¾	17	18.30	45.00
BC810	do	8¾	7	14.95	39.75
BC804	Sb import case, nickel chrome	8¾	7	16.30	37.50
BC808	Sb import case, nickel chrome, incabloc	8¾	17	18.45	49.50
BC912	Incabloc, steel back, import chrome, WP.	8¾	7	15.95	42.50
BF417, 418	Domestic case c/s 14K	10½	17	55.00	140.00
BF419	Domestic case, 14K, rep. sec	10½	17	55.00	140.00
BF420	do	10½	17	55.00	140.00
BF422	do	10½	17	45.00	115.00
BF809	Silver Domestic case c/s	10½	7	14.30	37.50
BF800	Import case, steel back chrome	10½	7	12.30	29.75
BF801	do	10½	17	14.80	37.50
BF802	Import case, steel back chrome c/s	10½	7	15.30	37.50
BF803	do	10½	17	17.80	49.50
BF923	Import case, steel back chrome incabloc	10½	17	18.80	49.50
BG507	Import case, csb	10½	17	14.30	37.50
BG912	do	10½	7	11.30	27.50
BG919	csb c/s import case, nonmag	10½	15	16.00	42.50
BH904	Nickel chrome domestic case	11¾	7	11.45	27.50
BH905	Nickel chrome domestic case, c/s	11¾	7	14.55	29.75
BH906	Nickel chrome domestic case, rec	11¾	17	14.10	33.75
BH907	Nickel chrome domestic case, c/s	11¾	17	15.05	37.50
BH919	Csb import case c/s	11¾	17	$16.80	$42.50
BH925	do	11¾	7	14.95	37.50
BH926	Csb domestic case c/s	11¾	17	14.10	33.75
BH928	Incabloc chrome steel back WP import case c/s.	11½	17	17.80	45.00
BJ902	Csb domestic case	13¾	7	11.45	27.50
PK302	Domestic case RGP	17L	7	11.35	22.95
PK903	Import case nickel chrome plain black	17L	7	9.35	22.95
PK904	Import case nickel chrome engraved back.	17L	7	9.35	22.95
PM104–A, C	Domestic case RGP	17L	7	11.35	24.75
PM105–A, C	do	17L	17	14.55	37.50
PM302–A, C	do	17L	7	11.35	24.75
PM407	Domestic case, 14K	17L	17	37.60	89.50
PM606	Domestic case, GF	17L	17	17.05	42.50
PM608	GF domestic case, c/s	17L	17	17.75	45.00
PM900	Nickel chrome domestic case	17L	7	9.15	19.95
PM901	Nickel chrome, pink center bow	17L	7	11.35	24.75
RE900	Csb c/s import case	8 x 9	17	20.45	47.50
BE500	Steel WP import case c/s	8 x 9	17	23.25	52.50
C508	Incabloc steel case two-pusher chronograph.	13L	17	40.50	95.00
C509	Incabloc steel case WP two-pusher chronograph.	13L	17	48.00	115.00
T111	Nickel bunting, blind man's import case	19L	7	10.05	22.95
T112	do	19L	17	13.85	29.75
T113	Silver, nun's chatelaine import case c/s	11½	17	14.55	33.75
T114	do	11½	7	12.05	29.75

The maximum retail prices listed above are inclusive of the Federal excise tax of 10%, 20% in the case of watches whose retail price is more than $65.00.

No charge may be added to the above maximum retail prices for the extension of credit except under the conditions specified and to the extent permitted by Section 12a of Revised Maximum Price Regulation No. 499.

(c) *Notification.* Any person who sells the watches identified above to a retailer shall furnish the purchaser with a copy of this order or a price list incorporating the above prices and containing a certification that they are maximum prices established by the Office of Price Administration. In addition, he shall include on every invoice covering a sale of these watches, the following statement:

OPA Order No. 35 under Revised Maximum Price Regulation 499 establishes the maximum prices at which you may sell these watches.

This notification requirement supersedes the notification requirement in section 12 (a) of Revised Maximum Price Regulation No. 499 with respect to the watches covered by this order.

(d) *Tagging.* The importer shall include with every watch covered by this order delivered to a retailer after its effective date, a tag or label setting forth the number of the particular watch. This tag or label must not be removed until the watch is sold to an ultimate consumer.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) Unless the context otherwise requires, the definitions set forth in section 2 of Revised Maximum Price Regulation No. 499 shall apply to the terms used herein.

This order shall become effective June 26, 1946.

Issued this 25th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–11073; Filed, June 25, 1946; 4:31 p. m.]

[Rev. SO 119, Order 268]

APEX ELECTRICAL MFG. CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* The Apex Electrical Manufacturing Com-

pany, 1070 East 152nd Street, Cleveland, Ohio shall determine its adjusted ceiling prices under this order for each model in the line of vacuum cleaners which it manufactures by increasing by 21 percent its ceiling prices for each model determined in accordance with the provisions of sections 4 or 7 of Revised Maximum Price Regulation No. 111 (exclusive of any adjustments under sections 5 or 5a of that regulation).

(b) *Distributors' ceiling prices.* Distributors shall redetermine or determine their ceiling prices for sales to dealers of each of the models listed in paragraph (c) below and purchased by them at ceiling prices which include the manufacturer's adjustment authorized by paragraph (a) of this order, in accordance with the provisions of section 15 of Revised Maximum Price Regulation No. 111.

(c) *Dealers' ceiling prices.* The ceiling prices for sales in the forty-eight states and the District of Columbia for the six models of vacuum cleaners listed below, to ultimate consumers by dealers who have purchased the machines at ceiling prices determined in accordance with paragraph (a) or (b) are as follows:

Article	Model	Ceiling prices for sales to ultimate consumers
Cylinder-type vacuum cleaner	124	$69.95
	140	59.95
Floor-type vacuum cleaner	131	59.95
	600	49.50
	601	69.00
	603	73.95

(d) *Notification.* At the time of, or prior to, the first invoice to each distributor covering a vacuum cleaner sold by the manufacturer at a ceiling price determined under this order, the manufacturer shall notify him of the method of determining ceiling prices established by this order for resales by the distributor. This notice may be given in any convenient form.

(e) *Relationship to Revised Maximum Price Regulation No. 111.* The ceiling prices established by this order supersede those established by Revised Maximum Price Regulation No. 111, with respect to any vacuum cleaners sold by the manufacturer at prices adjusted in accordance with this order. All the provisions of Revised Maximum Price Regulation No. 111 continue to apply to all sales and deliveries covered by this order, except to the extent that those provisions are modified by this order.

(f) *Definitions.* Unless the context requires otherwise, the definitions set forth in Revised Maximum Price Regulation No. 111 shall apply to the terms used herein.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 25th day of June 1946.

Issued this 25th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11074; Filed, June 25, 1946; 4:32 p. m.]

[SO 133, Order 57]

FORBERT CORP.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Supplementary Order No. 133, it is ordered:

(a) *Manufacturer's maximum prices.* Forbert Corporation, McGaheysville, Virginia, may increase its maximum prices properly established under Maximum Price Regulation No. 188 (exclusive of any adjustment charges) for articles of wood furniture which it manufactures by 20.5 percent of each such maximum price.

(b) *Resellers' ceiling prices.* Resellers of articles which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

(1) A retailer who must determine his ceiling price under Maximum Price Regulation No. 580, and a wholesaler who must determine his ceiling prices under Maximum Price Regulation No. 590, shall compute their ceiling prices in the manner provided by those regulations. However, if the supplier's invoice states both an "unadjusted maximum price" and a selling price, the reseller shall compute his ceiling prices under those regulations as they have been modified by Order No. 4800 under § 1499.159b of Maximum Price Regulation No. 188.

(2) A reseller who determines his maximum resale price under the General Maximum Price Regulation, and whose supplier's invoice states both an "unadjusted maximum price" and a selling price, shall compute his ceiling price under that regulation as modified by Order No. 4800 under § 1499.159b of Maximum Price Regulation No. 188.

If his supplier's invoice does not state an "unadjusted maximum price" the reseller shall calculate his ceiling prices by adding to his invoice cost the same percentage mark-up which he had on the "most comparable article" for which he has a properly established ceiling price. For this purpose, the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of article to which, according to customary trade practices, an approximately uniform percentage mark-up is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method, the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section shall reflect the supplier's prices as adjusted in accordance with this order.

(3) The provisions of Supplementary Order No. 153 shall not apply to the determination of ceiling prices for resales of articles covered by this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in effect during March 1942, or, thereafter, properly established under Office of Price Administration regulations.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles. This notice may be given in any convenient form.

(e) The manufacturer shall file the report described in section 5 of Supplementary Order No. 133 (which shall include a beginning and ending physical inventory) with the Office of Price Administration, Washington 25, D. C., and shall comply with the invoicing and reporting provisions of Order No. 4800 under Maximum Price Regulation No. 188.

(f) This order may be revoked or amended by the Price Administrator at any time.

(g) This order shall become effective on the 25th day of June 1946.

Issued this 25th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11075; Filed, June 25, 1946; 4:32 p. m.]

[RMPR 357, Order 15]

CERTAIN INDIA TANNED GOATSKINS AND SHEEPSKINS

MAXIMUM PRICES FOR IMPORTATION AND RESALE AFTER ARRIVAL IN THE UNITED STATES

For reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 6 of Revised Maximum Price Regulation 357, *It is ordered:*

(a) The maximum prices at which any person may purchase, sell or deliver the following grades, weights and selections of mark "Saliah" East India tanned goatskins enumerated below shall be prices computed as though such grades, weights and selections were listed in section 4, Table I, of Revised Maximum Price Regulation 357 as follows:

Mark	Selection		Average weight in lbs. per dozen skins	Price
	Grades	Percent in each grade		
Saliah..	I-II-III-IV.	10-20-35-35..	5½-6	$1.075
	I-II-III-IV.	10-20-35-35..	8-9	1.0075
	I-II-III-IV.	10-20-35-35..	11-12	.9275
	I-II-III-IV.	10-20-35-35..	13-14	.91

(b) The maximum prices at which any person may purchase, sell or deliver the following grades, weights and selections of mark "Saliah" East India tanned sheepskins enumerated below shall be prices computed as though such grades, weights and selections were listed in section 4, Table II of Revised Maximum Price Regulation 357 as follows:

Mark	Selection		Average weight in lbs. per dozen skins	Price
	Grades	Percent in each grade		
Saliah..	I-II-III-IV.	15-25-30-30..	6-7	$1.225
	I-II-III-IV.	15-25-30-30..	8-10	1.11

(c) The resale price of the various selections of the mark enumerated in paragraphs (a) or (b), above, shall be established pursuant to section 5 of Revised maximum Price Regulation 357.

(d) This order may be amended or revoked by the Office of Price Administration at any time.

(e) This order No. 15 shall be effective July 15, 1946.

Issued this 26th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11139; Filed, June 26, 1946; 11:43 a. m.]

[Rev. Gen. Order 32,[1] Amdt. 23]

REGIONAL ADMINISTRATORS

DELEGATION OF AUTHORITY TO ACT FOR THE PRICE ADMINISTRATOR

Revised General Order 32 is amended in the following respects:

1. Paragraph (a) (3) is amended by inserting the series of figures "10A (a), 10A (b), 10A (c), 10A (d)," after the figure "9 (c)," in the series of figures immediately preceding the words "of Revised Maximum Price Regulation 287".

2. Paragraph (b) (3) is amended by inserting the series of figures "10A (a), 10A (b), 10A (c), 10A (d)," after the figure "9 (c)," in the series of figures immediately preceding the words "of Revised Maximum Price Regulation 287".

This amendment shall become effective as of May 15, 1946.

Issued this 26th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11127; Filed, June 26, 1946; 11:41 a. m.]

[Gen. Order 73]

DELEGATION OF AUTHORITY BY CERTAIN OFFICIALS TO ACTING OFFICIALS

Pursuant to the authority conferred upon the Price Administrator by the Emergency Price Control Act of 1942, as amended, the Second War Powers Act, 1942, as amended, applicable Executive Orders and Directives, *It is hereby ordered:*

(a) Whenever any official of the Office of Price Administration authorized to issue orders, subpoenas or other process, license warning notices, official interpretations, and any other official document, is to be or shall be absent from his office for more than one business day, he may designate in writing a member of his office staff by name as acting official (using the appropriate title) who shall thereupon have full authority to act for him in his absence in all matters not expressly reserved in the written delegation, of which a copy shall be kept permanently on file.

(b) This order shall not affect any delegation to acting officials heretofore made.

This order shall become effective June 26, 1946.

Issued this 26th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11128; Filed, June 26, 1946; 11:41 a. m.]

[Rev. SO 119, Amdt. 1 to Rev. Order 105]

VICTOR ADDING MACHINE CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, *It is ordered:*

Revised Order No. 105, issued on the 18th day of March 1946, under Supplementary Order No. 119, is amended in the following respect:

1. Paragraph (a) (1) is amended to read as follows:

(1) For an article which has a properly established ceiling price in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by 17 percent.

In all other respects Revised Order No. 105, issued under Revised Supplementary Order No. 119, remains in full force and effect.

This amendment may be revoked or amended by the Price Administrator at any time.

This amendment shall become effective on the 26th day of June 1946.

Issued this 25th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11015; Filed June 25, 1946; 11:47 a. m.]

[Rev. SO 119, Order 266]

NATIONAL ENAMELING AND STAMPING CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* National Enameling and Stamping Company, Milwaukee, Wis., may compute its adjusted ceiling prices for all articles of its lithographed household utensils line which it manufactures, as follows:

(1) For an article in its line during October 1941, the adjusted ceiling price is the highest price charged during that month to each class of purchaser increased by 10.9 percent.

(2) For an article not in its line during October 1941, but which has a properly established ceiling price, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by the percentage determined in accordance with "Note 3" in section 8 of Revised Supplementary Order No. 119.

(3) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) *Ceiling prices of purchasers for resale.* (1) A purchaser for resale, who had an established ceiling price prior to the effective date of this order for any article, whose manufacturer's ceiling price was adjusted in accordance with the provisions of this order, may increase that established ceiling price by 10.9 percent.

(2) A purchaser for resale who had no established ceiling price prior to the effective date of this order for any article whose ceiling price is subject to this order, shall determine his ceiling price by adding to his invoice cost the same percentage markup which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is one which meets all the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration, however, each seller must keep complete records showing all the information called for by OPA Form 620-759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the resale ceiling price cannot be determined under the above method, the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that sec-

[1] 8 F.R. 1769, 2902, 2906, 4143, 5417, 7054, 10685, 14413, 15341, 16569; 9 F.R. 3112, 5826.

tion will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts and allowances on sales to each class of purchaser in effect during March 1942, or thereafter, properly established under OPA regulations.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted ceiling prices for resales of the articles. This notice may be given in any convenient form.

(e) All requests contained in the application for price adjustment filed by National Enameling and Stamping Company, assigned OPA Docket No. 6069–SO 119–61c, not specifically granted by this order are hereby denied.

(f) The provisions of Supplementary Order No. 153 shall have no application to any sale or delivery of any article subject to this order.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 26th day of June 1946.

Issued this 25th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–11016; Filed, June 25, 1946; 11:47 a. m.]

Regional and District Office Orders.

[Region III Order G–26 Under MPR 592]

SAND AND GRAVEL IN LOUISVILLE, KY., AREA

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 17 of Maximum Price Regulation No. 592 and the Emergency Price Control Act of 1942, as amended, it is hereby ordered:

(a) *What this order does.* This order provides for an adjustment of the maximum prices of sand and gravel produced by producers located in the Louisville, Kentucky, Area. The maximum prices of resellers are also adjusted herein.

(b) *Area covered.* The Louisville, Kentucky, Area as used herein, contains all that territory located within Jefferson County, Kentucky, and Floyd County, Indiana.

(c) *Adjustment of producers' maximum prices.* All producers located in the Louisville, Kentucky, Area are hereby authorized to increase their maximum prices in effect immediately prior to the effective date of this order, to each class of purchaser, by 50 cents per ton on all sand and gravel produced by them.

(d) *Adjusted maximum prices of resellers.* Adjusted maximum prices of resellers of sand and gravel produced in the Louisville, Kentucky, Area shall be determined by adding to the maximum net prices in effect immediately prior to the effective date of this order, to each class of purchaser, the actual dollars-and-cents amount of increase in their net invoiced cost resulting from the adjustment granted the producers by this order.

(f) *Discounts, allowances and extra charges.* All sellers described in this order must continue to maintain discounts, allowances and other price differentials, to each class of purchaser, at least as favorable as those which were in effect immediately prior to the effective date of this order and are permitted to add to their maximum prices, as adjusted herein, such charges for extras as were customarily added immediately prior to the effective date of this order.

(f) *Notification.* The producers described herein, at or prior to the first billing reflecting the adjustment herein granted, shall send to each purchaser who resells the products covered by this order, a notice of the adjustment authorized by this order. Such notice shall contain substantially the following:

Order No. G–26 under section 17 of the Maximum Price Regulation No. 592 provides for an adjustment of the maximum prices of sand and gravel produced by producers located in the Louisville, Kentucky, Area. Resellers may add to their maximum net prices in effect immediately prior to the effective date of this order, to each class of purchaser, the actual dollars-and-cents amount of any increase in their net invoiced cost resulting from the adjustment granted the producers in this order.

(g) *Amendment and revocation.* This order may be modified, amended or revoked at any time by the Office of Price Administration.

This order shall become effective June 13, 1946.

Issued: June 13, 1946.

JOHN F. KESSEL,
Regional Administrator.

[F. R. Doc. 46–11032; Filed, June 25, 1946; 1:37 p. m.]

[Region III Order G–1 Under Gen. Order 68, Revocation]

STOCK SCREEN GOODS AND COMBINATION SCREEN AND STORM DOORS IN TOLEDO, OHIO, AREA

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order No. 68, as amended, *It is ordered*, That, subject to the provisions of Supplementary Order No. 40 (General Saving Clause), Order No. G–1 under General Order No. 68 be and is hereby revoked.

This order of revocation shall become effective May 28, 1946.

Issued: May 28, 1946.

JOHN F. KESSEL,
Regional Administrator.

[F. R. Doc. 46–11045; Filed, June 25, 1946; 1:48 p. m.]

[Region III Order G–8 Under SO 119, Amdt. 2]

GRAND RAPIDS CHAIR CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 15 of Revised Supplementary Order No. 119, *It is ordered:*

(1) That Order No. G–8 issued by this Regional Office on January 21, 1946 and amended on February 15, 1946 be amended in the following respects:

(a) Paragraph (b) entitled "Maximum Prices" is hereby amended to read as follows:

(b) *Maximum prices.* The manufacturer is hereby authorized to increase by not more than 22.7% its maximum prices established under Maximum Price Regulation No. 188 for the wood furniture products which it manufactures.

In all other respects, the order remains unchanged.

This Amendment No. 2 shall become effective April 25, 1946.

Issued April 25, 1946.

JOHN F. KESSEL,
Regional Administrator.

[F. R. Doc. 46–11051; Filed, June 25, 1946; 1:53 p. m.]

[Region III Order G–25 Under MPR 592]

CONCRETE BLOCK AND READY-MIXED CONCRETE PRODUCED IN PARKERSBURG, W. VA., AREA

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 17 of Maximum Price Regulation No. 592 and the Emergency Price Control Act of 1942, as amended, it is hereby ordered:

(a) *What this order does.* This order provides for an adjustment of the maximum prices of concrete block and ready mixed concrete produced in the Parkersburg, West Virginia, Area.

(b) *Area covered.* The Parkersburg, West Virginia, Area, as used herein includes all that territory located within the corporate limits of Parkersburg, West Virginia.

(c) *Adjusted maximum prices of producers.* All producers located in the Parkersburg, West Virginia, Area are hereby authorized to increase their maximum net prices in effect immediately prior to the effective date of this order, to each class of purchaser, by 5% on all concrete block and ready mixed concrete produced by them.

(d) *Discounts, allowances and extra charges.* All producers described in this order must continue to maintain all discounts, allowances and other price differentials, to each class of purchaser, at least as favorable as those which were in effect immediately prior to the effective date of this order, and are permitted to add to the adjusted maximum prices provided herein such charges for extras as were customarily added immediately prior to the effective date of this order.

(e) *Amendment and revocation.* This order may be modified, amended or revoked at any time by the Office of Price Administration.

This order shall become effective June 13, 1946.

Issued: June 13, 1946.

JOHN F. KESSEL,
Regional Administrator.

[F. R. Doc. 46–11033; Filed, June 25, 1946; 1:37 p. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register June 20, 1946.

Region II

New York Order 14–F, Amendment 20, covering fresh fruits and vegetables in the Five Boroughs of New York City. Filed 10:38 a. m.

New York Order 15–F, Amendment 20, covering fresh fruits and vegetables in Nassau and Westchester counties, New York. Filed 10:39 a. m.

New York Order 16–F, Amendment 20, covering fresh fruits and vegetables in certain counties in New York. Filed, 10:39 a. m.

Philadelphia Order 13–F, Amendment 21, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 10:39 a. m.

Philadelphia Order 14–F, Amendment 20, covering fresh fruits and vegetables in the city and county of Philadelphia. Filed 10:38 a. m.

Philadelphia Order 15–F, Amendment 20, covering fresh fruits and vegetables in Bucks, Chester, Delaware and Montgomery counties, Pennsylvania. Filed 10:37 a. m.

Scranton Order 5–F, Amendment 21, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 10:38 a. m.

Scranton Order 6–F, Amendment 20, covering fresh fruits and vegetables in certain counties in Pennsylvania. Filed 10:38 a. m.

Region IV

Columbia Order 8–F, Amendment 33, covering fresh fruits and vegetables in the State of South Carolina. Filed 10:36 a. m.

Columbia Order 27–C, Amendment 12, covering poultry in Richland and Lexington counties, South Carolina. Filed 10:36 a. m.

Columbia Order 27–O, Amendment 15, covering eggs in Richland and Lexington counties, South Carolina. Filed 10:36 a. m.

Region V

Dallas Order 4–F, Amendment 47, covering fresh fruits and vegetables in Dallas county, Texas. Filed 10:30 a. m.

Dallas Order 6–F, Amendment 36, covering fresh fruits and vegetables in McLennan county, Texas. Filed 10:30 a. m.

Dallas Order 8–F, Amendment 5, covering fresh fruits and vegetables in certain counties in Texas. Filed 10:29 a .m.

Dallas Orders 4–C and 10–O, covering poultry and eggs in the cities of Dallas and University Park and town of Highland Park, Texas. Filed 10:42 a. m.

Dallas Order 31, Amendment 7, covering dry groceries sold by Groups 3 and 4 stores. Filed 10:42 a. m.

Dallas Order 8–W, Amendment 4, covering dry groceries sold by Groups 1 and 2 stores. Filed 10:42 a. m.

Fort Worth Order 13–F, Amendment 50, covering fresh fruits and vegetables in Tarrant county, Texas. Filed 10:43 a. m.

Fort Worth Order 19–F, Amendment 37, covering fresh fruits and vegetables in Taylor, Tom Green and Wichita counties, Texas. Filed 10:42 a. m.

Fort Worth Order 23–F, Amendment 6, covering fresh fruits and vegetables in certain counties in Texas. Filed 10:42 a. m.

Fort Worth Order 25–F, Amendment 6, covering fresh fruits and vegetables in Brown, Eastland, Haskell and Jones counties, Texas. Filed 10:42 a. m.

Fort Worth Order 26–F, Amendment 6, covering fresh fruits and vegetables in certain counties in Texas. Filed 10:43 a. m.

Fort Worth Orders 5–C and 1–O, covering poultry and eggs in Tarrant county, Texas. Filed 10:43 a. m.

Houston Order 21, Amendments 1 and 2, covering dry groceries in Harris County, Texas. Filed 10:29 a. m.

Houston Order 22, Amendment 2, covering dry groceries in Harris county, Texas. Filed 10:28 a. m.

Houston Order 23, Amendments 2 and 3, covering dry groceries in certain counties in Texas. Filed 10:28 a. m.

Houston Order 24, Amendments 2, 3, and 4, covering dry groceries in certain areas in Texas. Filed 10:27 and 10:36 a. m.

Houston Order 6–W, Amendments 1–A, 2, and 3, covering dry groceries in Harris county, Texas. Filed 10:35, 10:36 and 10:39 a. m.

Houston Order 7–W, Amendments 2 and 3, covering dry groceries sold for Groups 1 and 2 and 3 and 4 stores in certian areas in Texas. Filed 10:33 and 10:32 a. m.

Dallas Order 30, Amendment 4 covering dry groceries. Filed 10:29 a. m.

Kansas City Order 4–F, Amendment 49, covering fresh fruits and vegetables in Johnson and Wyandotte counties, Kansas; Jackson county, Missouri and the City of North Kansas City, Missouri. Filed 10:27 a. m.

Kansas City Order 9–F, Amendment 33, covering fresh fruits and vegetables in Buchanan county, Missouri. Filed 10:26 a. m.

Kansas City Order 12–F, Amendment 5, covering fresh fruits and vegetables. Filed 10:42 a. m.

Kansas City Order 14–F, Amendment 1, covering fresh fruits and vegetables in certain areas in Missouri. Filed 10:24 a. m.

Kansas City Order 15–F, Amendment 1, covering fresh fruits and vegetables in certain counties in Missouri. Filed 10:24 a. m.

Kansas City Order 16–F, Amendment 1, covering fresh fruits and vegetables in certain counties in Missouri. Filed 10:24 a. m.

Kansas City Orders 9–C and 11–O, covering poultry and eggs in Johnson and Wyandotte, Kansas; City of North Kansas City, Jackson and Buchanan counties, Missouri. Filed 10:23 a. m.

Kansas City Order 10–C, Amendment 12–O, covering poultry and eggs in Greene and Jasper counties, Missouri. Filed 10:23 a. m.

Little Rock Order 16–F, Amendment 1, covering fresh fruits and vegetables in certain counties in Arkansas. Filed 10:23 a. m.

Little Rock Order 17–F, Amendment 1, covering fresh fruits and vegetables in certain counties in Arkansas. Filed 10:23 a. m.

Little Rock Order 18–F, Amendment 1, covering fresh fruits and vegetables in certain counties in Arkansas. Filed 10:23 a. m.

Little Rock Order 19–F, Amendment 1, covering fresh fruits and vegetables in certain counties and in Bowie county, Texas. Filed 10:22 a. m.

Little Rock Order 20–F, Amendment 1, covering fresh fruits and vegetables in Garland, Montgomery and Pike counties, Arkansas. Filed 10:22 a. m.

Little Rock Orders 4–C and 4–O, covering poultry and eggs in Pulaski county, Arkansas. Filed 10:21 and 10:22 a. m.

Region VII

Salt Lake City Order 14–F, Amendment 14, covering fresh fruits and vegetables in Salt Lake, Davis and Weber. Filed 10:32 a. m.

Salt Lake City Order 15–F, Amendment 14, covering fresh fruits and vegetables in Cache, Carbon and Emery. Filed 10:32 a. m.

Salt Lake City Order 16–F, Amendment 14, covering fresh fruits and vegetables in Rich and Daggett. Filed 10:32 a. m.

Region VIII

Nevada Order 11–F, Amendment 20–A, covering fresh fruits and vegetables in Reno and Sparks, Nevada. Filed 10:32 a. m.

Nevada Order 15–F, Amendment 20–A, covering fresh fruits and vegetables in certain areas in Nevada. Filed 10:31 a. m.

Nevada Orders 8–O and 9–O, Amendments 19 and 10, covering eggs in certain counties in Nevada. Filed 10:31 a. m.

Region VIII

Nevada Orders 10–O and 11–O, Amendments 19 and 10, covering eggs in Elko, Eureka, Lincoln and White Pine counties. Filed 10:31 and 10:30 a. m.

Nevada Orders 12–O and 13–O, Amendments 19 and 10, covering eggs in Clark county. Filed 10:30 a. m.

Phoenix Order 9–F, Amendment 46, covering fresh fruits and vegetables in the Phoenix area. Filed 10:41 a. m.

Phoenix Order 18–O, Amendment 5, covering eggs in certain areas in Arizona. Filed 10:30 a. m.

San Francisco Order 14, Amendment 16, covering dry groceries in certain areas in California and the city and county of San Francisco. Filed 10:37 a. m.

San Francisco Order 9–C, Amendment 14, covering poultry in certain areas in California. Filed 10:37 a. m.

San Francisco Order 7–P, Amendment 2, covering fish in certain areas in California. Filed 10:37 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46–10989; Filed, June 25, 1946; 11:40 a. m.]

[Region III Order G-3 Under Supp. Service Reg. 47 to RMPR 165]

RETAIL SHOE REPAIR SERVICES IN DETROIT, MICH., AREA

For the reasons set forth in an opinion, issued simultaneously herewith, and under the authority vested in the Regional Administrator by § 1499.680 (a) of the Supplementary Service Regulation No. 47 to Revised Maximum Price Regulation No. 165, It is ordered:

SECTION 1. *Retail shoe repair services in the Detroit Area* — (a) *Maximum prices.* On and after the effective date of this order, and notwithstanding the pricing provisions of Revised Maximum Price Regulation No. 165, and regardless of any previous regulation, order (including an order authorizing a price adjustment), or approval, no seller in the Detroit Area of the retail shoe repair services listed in Table 1, below, shall charge prices higher than the maximum prices set forth in said Table 1 for such services.

TABLE 1—MAXIMUM PRICES FOR RETAIL SHOE REPAIR SERVICES IN THE DETROIT AREA

	Men's shoes and boys' shoes larger than size 3½	Boys' shoes, sizes 13½ through 3½	Women's shoes and girls' shoes larger than size 13	Children's shoes smaller than size 13½
LEATHER HALF-SOLE SERVICES	*Per pair*	*Per pair*	*Per pair*	*Per pair*
Men's and boys' 4 inch or lighter leather or equal	$1.50	$1.25		
Men's and boys' with 4½ inch or heavier leather or equal	1.75	1.50		
Women's, girls' and children's nailed, in all weights of leather			$1.25	$1.20
Women's, girls' and children's sewed, in all weights of leather			1.50	1.25
Women's, girls' and children's cemented, in all weights of leather			1.60	1.35
LEATHER FULL SOLE SERVICES SEWED (WITHOUT HEELS)				
Men's and boys' 4 inch or lighter leather or equal	2.50	2.25		
Men's and boys' with 4½ to 5½ inch leather or equal	2.75	2.50		
Men's and boys' with 6 inch or heavier or equal	3.00	2.75		
Women's, girls' or children's in all weights of leather			2.75	2.25
Additional charges in the following amounts may be added for premium leather—which must be stamped with one of the following terms: Prime, Fine, S. B. Prime, X-Fine, Extra-Fine, X-Prime, Y-Fine, Prime-F, Fine-F, Prime-X, Fine-E, Government Selection, Military Selection, or Army Selection (When an additional charge is made for Premium Leather, the seller must give sales slip, or otherwise identify by a special marker, denoting that a premium grade leather has been used in a half-soling service)	.25	.25	.15	.15
Men's and large boys' finished leather half-soles wider than 4¾ linear inches, measured any place on the sole at right angles to the length; or longer than 6¼ linear inches, measured from the center of the shank to the center of the toe; or both	.25			
Women's and girls' finished leather half-soles wider than 3¼ linear inches, measured any place on the sole at right angles to the length; or longer than 6¼ linear inches measured from the center of the shank to the center of the toe; or both			.15	
COMPOSITION, RUBBER, OR FIBER HALF-SOLE SERVICES				
Competitive grade, 10¼ iron	1.40	1.15	1.15	1.00
Standard grade, 10½ iron	1.50	1.25	1.25	1.10
Super grade, 10⅝ iron	1.60	1.35	1.35	1.20
Flat cord grade, 10½ iron	1.70	1.45	1.45	1.30
Cord-on-end and cord insert grades, 10½ iron	1.80	1.55	1.55	1.35
Note: Deductions in the following amounts must be made for 9 iron	.10	.10	None	.10
Additional charges in the following amounts may be made for:				
Heavy (12 iron) in above grades	.10	.10	.10	.10
Extra heavy (14 iron) in above grades	.20	None	None	None
Size 12 tap, or larger in above grades	.15	.15	.15	.15
Brown in above grades	.15	.15	.15	.15
Full soles in above grades (without heels)	.65	.55	.50	.40
COMPRO-DRESS HALF-SOLE SERVICES				
Group "A" grades, half-soles men's and boys'	2.00	1.75		
Women's, girls' and children's nailed			1.40	1.35
Sewed			1.65	1.40
Cemented			1.75	1.50
LEATHER HEEL SERVICES				
Large-broad, low type; one full lift, with or without block, wedge, or skiving, equal to one lift	.75	.60	.50	.40
Medium-cuban type; one full lift			.40	.35
Small-spike type; one full lift			.35	
Additional charges in the following amounts may be added for leveling women's covered heels			.10	
(Prices for leather heels services not listed above are the maximum prices charged by the seller in March 1942.)				
LEATHER TOE TIP SERVICES				
Nailed	.55	.45	.45	.45
Sewed	.60	.50	.50	.45
Cemented	.65	.55	.55	.55

SEC. 2. *Definitions.* (a) The definitions set forth in paragraph (h) of Supplementary Service Regulation No. 47 to Revised Maximum Price Regulation No. 165 also apply to this order except insofar as modified herein below.

(b) "Half-sole service" means the attachment of all half-soles to footwear as defined in paragraph (c) of this section, regardless of the method used. The term includes all operations, materials and preparatory services for a half-sole job including the following for which no additional charges may be made: Replacing and renewing all filler material and friction strips; repairing or replacing only a part of an innersole; repositioning loosened covered arch support; reseating or tightening shank piece; attaching a loose welt by tacking; reattaching an upper pulled loose from a nonwelt shoe; patching upper at the sole line, when not in the toe box area; reattaching any loose portion of a sole in the shank area; picking stitches; any bottom finish; invisible shank; reattaching loose heel breasting; resetting old sock lining; treating of leather.

The following shall not be considered parts of a half-sole service: Repairing or replacing Goodyear Welt; or attaching a pulled loose welt by sewing; inserting a new full innersole; repairing a broken shank piece, or inserting a new shank piece; repairing or replacing toe box.

(c) "Shoe repair services" means the repair of footwear designed for general street or outdoor use, heavy work shoes, and any other types of footwear specified in this order. The term does not include the special repair services required for occupational footwear, such as cowboys' boots, loggers' shoes, safety shoes, etc.

(d) "Group 'A' Grades" half-soles mean Neolite brand soles manufactured by the Goodyear Tire and Rubber Company; Panolene brand manufactured by Panther-Panco Rubber Company; and men's molded brown and leather color plastic half-soles manufactured by the O'Sullivan Rubber Company.

(e) "Detroit area" as used herein means the counties of Wayne, Oakland and Macomb in the State of Michigan.

SEC. 3. *Applicability of other regulations.* (a) Except as herein provided to the contrary all provisions of Supplementary Service Regulation No. 47 and Revised Maximum Price Regulation No. 165 shall apply to all persons who supply the service of repairing shoes at retail. Shoe repair services which are not listed in this order remain subject to the provisions of Revised Maximum Price Regulation No. 165 (Services) and Maximum Price Regulation No. 200 (Rubber Heels and Soles in the Shoe Repair Trade) whichever is applicable.

(b) On and after the effective date of this order, all individual orders of adjustment granted to sellers covered hereby under the provisions of Maximum Price Regulation No. 165 or Revised Maximum Price Regulation No. 165, or any other maximum price regulation or order, are hereby revoked.

SEC. 4. *Posting.* Every person subject to this area order who supplies the service of shoe repairing at retail in the Detroit area shall, within fifteen days after the issuance of this order, post at his place of business, in a location plainly visible to his customers, a poster, to be supplied by the Office of Price Administration, setting forth the maximum prices established by such order.

SEC. 5. *Amendment and revocation.* This order may be amended, modified or revoked at any time by the Regional Administrator of Region III.

This order shall become effective on the 17th day of June 1946.

Issued: May 27, 1946.

JOHN F. KESSEL,
Regional Administrator.

[F. R. Doc. 46-11039; Filed, June 25, 1946; 1:42 p. m.]

[Region III Rev. Order G-3 Under MPR 592]

CONCRETE AND CINDER BLOCKS IN CINCINNATI, OHIO, AREA

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to the authority vested in the Regional Administrator by section 17 and section 23 of Maximum Price Regulation No. 592, this order is issued:

SECTION 1. *Transactions covered by this order.* This order establishes adjusted maximum prices for sales of concrete and cinder blocks by any and all producers and resellers in the Cincinnati, Ohio, area. For the purposes of this order, the Cincinnati, Ohio, area consists of the County of Hamilton in the State of Ohio and the counties of Kenton and Campbell in the State of Kentucky.

SEC. 2. *Maximum prices for producers.* The maximum prices for sales of concrete and cinder blocks covered by this order by any and all producers located in the Cincinnati, Ohio, area shall be those prices set forth in Appendix A hereof. A discount of not less than 10% on the f. o. b. yard price established hereby shall be granted on all sales to resellers of concrete and cinder blocks. The producers' maximum prices are subject further to the provisions of section 5 hereof.

SEC. 3. *Maximum prices for resellers.* The maximum prices for sales of concrete and cinder blocks covered by this order by any and all resellers located in the Cincinnati, Ohio area shall be those prices set forth in Appendix A hereof, subject to the provisions of section 5 hereof.

SEC. 4. *Notification.* At the time of or prior to the first sale of concrete and cinder blocks covered by the order subsequent to March 3, 1946 to a purchaser for resale, each producer covered by this order shall notify such reseller of the adjusted maximum prices authorized by Order No. G-3 and Revised Order No. G-3 and of the permitted price increases allowed by such orders for sales by resellers. Such notice shall be given in any convenient form.

SEC. 5. *Discount.* No producer or reseller covered by this order shall discontinue or reduce any of the discounts, allowances, and price differentials for different classes of customers which he had in effect in March 1942.

SEC. 6. *Relation of this order to other price regulations.* Except as herein specifically provided otherwise, the provisions of Maximum Price Regulation No. 592 and all other applicable regulations shall apply to all sales and deliveries of concrete and cinder blocks covered by this order.

SEC. 7. *Definitions.* (1) "Concrete and cinder blocks covered by this order" shall include all concrete, cinder, and "Waylite" blocks, also known as lightweight and heavyweight blocks, of the types and sizes set forth in Appendix A, hereof.

(2) Except as the context otherwise requires, the definitions contained in Maximum Price Regulation No. 592 and in the General Maximum Price Regulation shall apply to all other terms used herein.

SEC. 8. *Invoices.* Each seller subject to this order shall furnish to every buyer, of any items covered by this order, an invoice containing a sufficiently complete description of the concrete and cinder block items sold to show whether or not the price is at or below the established maximum price. Items covered by the order shall be invoiced by the same description as listed in the attached price list.

SEC. 9. *Prohibitions and evasions.* (a) No person shall sell, and no person shall buy in the course of trade or business at prices greater than the maximum prices established by this order.

(b) The price limitations set forth in this order shall not be evaded by direct or indirect methods, in connection with an offer, solicitation, agreement, sale, delivery, purchase or receipt of any of the commodities covered by this order, whether alone or in conjunction with any other commodity, or by way of commissions, services, transportation or other charges, discounts, premiums, or other privileges or by tying agreement or other understanding or by making the terms and conditions of sale more onerous to buyers than they were during March, 1942 (except as specifically permitted by this order or applicable regulations).

SEC. 10. *Posting.* Every seller making sales covered by this order shall post a copy of said order in each of his places of business in the Cincinnati, Ohio Area in a manner plainly visible to and accessible by all customers.

SEC. 11. *Revocation of Order No. G-3.* Subject to the provisions of Supplementary Order No. 40, Order No. G-3, under section 17 and section 23 of Maximum Price Regulation No. 592, issued on March 4, 1946, is hereby revoked and repealed as of the effective date of this revised order.

SEC. 12. *Amendment and revocation.* This order may be amended, modified, or revoked at any time by the Office of Price Administration.

This order shall become effective June 6, 1946.

Issued: May 23, 1946.

J. F. KESSEL,
Regional Administrator.

APPENDIX A

PROCESSED LIGHTWEIGHT UNITS

Item	Maximum price f. o. b. seller's yard	Maximum price delivered in the Cincinnati, Ohio, area
Four inch block:	*Per 1,000*	*Per 1,000*
4 x 8 x 16 tile	$77.50	$84.50
4 x 8 x 16 slabs	120.00	140.00
4 x 8 x 12 slabs	90.00	105.00
4 x 8 x 8 slabs	60.00	70.00
4 x 8 x 4 slab or plug	30.00	35.00
Eight inch block:	*Each*	*Each*
8 x 8 x 16, 2 or 3 hole	.16½	.18
8 x 8 x 16 corners	.17	.18½
8 x 8 x 16 slots	.17	.18½
8 x 8 x 16 double corners	.18½	.20
8 x 8 x 16 header block	.17	.18½
8 x 8 x 16 angle iron block	.17	.18½
8 x 8 x 12 slots	.13	.14
8 x 8 x 12 corners	.13	.14
Eight inch block:		
8 x 8 x 8 slots	.08½	.09¼
8 x 8 x 8 corners	.08½	.09¼
8 x 8 x 4 slots	.05	.06
8 x 8 x 4 corners	.05	.06
Twelve inch block:		
8 x 12 x 16	.24½	.27½
8 x 12 x 16 corners	.24½	.27½
8 x 12 x 16 double corners	.27	.30
8 x 12 x 16 slots	.24½	.27½
8 x 12 x 12 slots	.19	.21
8 x 12 x 12 corners	.19	.21
8 x 12 x 8 corners	.12½	.14
8 x 12 x 8 slots	.12½	.14
8 x 12 x 4 slots	.06	.07
8 x 12 x 4 corners	.06	.07
Bull nose block:		
8 in. x 8 in. x 16 in. corners	.17½	.19
8 in. x 8 in. x 16 in. slots	.18	.19½
8 in. x 8 in. x 12 in. corners	.14	.15
8 in. x 8 in. x 12 in. slots	.14	.15
8 in. x 8 in. x 8 in. corners	.09	.10
8 in. x 8 in. x 8 in. slots	.09	.10
8 in. x 8 in. x 4 in. corners	.05	.06
8 in. x 8 in. x 4 in. slots	.05	.06
8 in. x 8 in. x 16 in. double slots	.18	.19½
8 in. x 8 in. x 12 in. double slots	.14	.15
8 in. x 8 in. x 8 in. double slots	.09	.10
8 in. x 8 in. x 4 in. double slots	.05	.06
	Per 1000	*Per 1000*
Standard Waylite Brick stacked	18.75	20.75
Solid double brick stacked	34.50	38.50
Standard waylite brick dumped	18.75	20.25
Solid double brick dumped	34.50	37.50
	Per ft.	*Per ft.*
Reinforced lintels:		
4 in. x 8 in	.29½	.34½
4 in. x 12 in	.45	.52
6 in. x 8 in	.45	.52

Dealer's terms: 10% trade discount on the f. o. b. yard price, on all sales to dealers.
Discounts: In accordance with section 5 of this order.

HEAVY WEIGHT UNITS

Item	*Maximum price f. o. b. seller's yard (each)*
Six inch block:	
8 x 6 x 16	$0.13
8 x 6 x 8	.06½
8 x 6 x 16 corners	.13
8 x 6 x 8 half corners	.06½
Eight inch block:	
8 x 8 x 16	.13
8 x 8 x 12 three quarters	.11½
8 x 8 x 8 one half	.06½
8 x 8 x 4 one quarter	.06
8 x 8 x 16 window	.13
8 x 8 x 8 half window	.06½
8 x 8 x 16 corners	.13
8 x 8 x 8 half corner	.06½
8 x 8 x 16 double corner	.13
8 x 4 x 16 hollow	.10½
4 x 8 x 16 slab	.13
4 x 8 x 8 half slab	.06½
Ten inch block:	
8 x 10 x 16	.17½
8 x 10 x 8 half	.09
8 x 8 x 8 half window	.09
8 x 10 x 16 corner	.17½
8 x 10 x 8 half corner	.09
Twelve inch block:	
8 x 12 x 16	.20
8 x 12 x 8 half	.10
8 x 12 x 16 window	.20
8 x 12 x 8 half window	.10
8 x 12 x 16 corner	.20
8 x 12 x 8 half corner	.10

APPENDIX A—Continued

HEAVYWEIGHT UNITS—continued

Item	Maximum price f. o. b. seller's yard (each)
Pier blocks:	
8 in. x 12 in. x 12 in.	$0.23
8 in. x 16 in. x 16 in.	.35
8 in. x 8 in. x 8 in.	.17

Delivered: For delivery of heavy weight units to points in the Cincinnati, Ohio Area, two cents (2¢) per unit may be added.

Dealer's terms: 10% trade discount on the F. O. B. yard price, on all sales to dealers.

Discounts: In accordance with section 5 of this order.

[F. R. Doc. 46–11035; Filed, June 25, 1946; 1:39 p. m.]

[Syracuse Adopting Order 3 Under Basic Order 1 Under Gen. Order 68, Amdt. 2]

HARD MASON MATERIALS IN SYRACUSE, N. Y., AREA

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and under the authority vested in the Regional Administrator of Region 2 by the Emergency Price Control Act of 1942 as amended, by General Order 68 as amended, and by Revised Procedural Regulation No. 1, which authority has been duly delegated by such Regional Administrator to the District Director, Syracuse District Office, *It is hereby ordered:*

1. Adopting Order No. 3 under Basic Order No. 1 as amended, under General Order No. 68 as amended, is hereby amended by striking out items 35, 36, 37, 38, 39, and 41, and inserting in place thereof the following:

35. Asphalt roofing—90 lbs. mineral surface, $2.45 100 sq. ft. roll.
36. Asphalt or tarred felt—15 lbs., $2.39 432 sq. ft. roll.
37. Asphalt or tarred felt—30 lbs., $2.39 216 sq. ft. roll.
38. Asphalt shingles—210 lbs. thickbutt 3", $6.28 100 sq. ft.
39. Asphalt shingles—165 lbs. 2 tab hexagon, $4.75 100 sq. ft.
41. Fiber insulation board, $2\frac{1}{32}$", asphalt sheathing (under M sq. ft.), $64.00 M sq. ft.
41a. Fiber insulation board, $2\frac{3}{32}$", asphalt sheathing (M sq. ft. and more), $61.00 M sq. ft.

2. Except as hereby amended, Adopting Order No. 3 under Basic Order No. 1 as amended, under General Order No. 68 as amended, shall remain the same and all provisions thereof remain in full force and effect.

3. This amendment shall become effective immediately.

Issued this 17th day of June 1946.

GEORGE G. MOORE,
District Director.

[F. R. Doc. 46–11026; Filed, June 25, 1946; 1:34 p. m.]

[Region III Order G–4 Under Supp. Service Reg. 47 to RMPR 165]

RETAIL SHOE REPAIR SERVICES IN OHIO, KENTUCKY, INDIANA, AND MICHIGAN

For the reasons set forth in an opinion, issued simultaneously herewith, and under the authority vested in the Regional Administrator by § 1499.680 (a) of the Supplementary Service Regulation No. 47 to Revised Maximum Price Regulation No. 165, it is ordered:

SECTION 1. *Retail shoe repair services in the states of Ohio, Kentucky, Indiana (except in the county of Lake), and Michigan (except in the Detroit Area which is limited to Wayne, Oakland and Macomb Counties, Michigan*—(a) *Maximum prices.* On and after the effective date of this order, and notwithstanding the pricing provisions of Revised Maximum Price Regulation No. 165, and regardless of any previous regulation, order (including an order authorizing a price adjustment), or approval, no seller in the states of Ohio, Kentucky, Indiana (except in the county of Lake) and Michigan (except in the Detroit Area which is limited to Wayne, Oakland and Macomb Counties, Michigan), of the retail shoe repair services listed in Table 1 below shall charge prices higher than the maximum prices set forth in said Table 1 for such services.

TABLE 1—MAXIMUM PRICES FOR RETAIL SHOE REPAIR SERVICES IN THE STATES OF OHIO, KENTUCKY, INDIANA (EXCEPT IN THE COUNTY OF LAKE), AND MICHIGAN (EXCEPT IN THE DETROIT AREA WHICH IS LIMITED TO WAYNE, OAKLAND AND MACOMB COUNTIES, MICHIGAN)

	Men's shoes and boys' shoes larger than size 3½	Boys' shoes, sizes 13½ through 3½	Women's shoes and girls' shoes larger than size 13	Children's shoes smaller than size 13½
LEATHER HALF-SOLE SERVICES	*Per pair*	*Per pair*	*Per pair*	*Per pair*
Men's and boys' 4 inch or lighter leather or equal	$1.25	$1.00		
Men's and boys' with 4½ inch or heavier leather or equal	1.50	1.25		
Women's, girls' and children's nailed, in all weights of leather			$1.00	$0.9[illegible]
Women's, girls' and children's sewed, in all weights of leather			1.25	1.0[illegible]
Women's, girls' and children's cemented, in all weights of leather			1.35	1.1[illegible]
LEATHER FULL SOLE SERVICES SEWED (WITHOUT HEELS)				
Men's and boys' 4 inch or lighter leather or equal	2.25	2.00		
Men's and boys' with 4½ to 5½ inch leather or equal	2.50	2.25		
Men's and boys' with 6 inch or heavier or equal	2.75	2.50		
Women's, girls' or children's in all weights of leather			2.60	2.[illegible]
Additional charges in the following amounts may be added for:				
Premium leather—which must be stamped with one of the following terms: Prime, Fine, S. B. Prime, X-Fine, Extra-Fine, X-Prime, Y-Fine, Prime-F, Fine-F, Prime-X, Fine-E, Government Selection, Military Selection, or Army Selection (When an additional charge is made for Premium Leather, the seller must give sales slip, or otherwise identify by a special marker, denoting that a premium grade leather has been used in a half-soling service)	.25	.25	.15	.15
Men's and large boys' finished leather half-soles wider than 4½ linear inches, measured any place on the sole at right angles to the length; or longer than 6¼ linear inches, measured from the center of the shank to the center of the toe; or both	.25			
Women's and girls' finished leather half-soles wider than 3¼ linear inches, measured any place on the sole at right angles to the length; or longer than 6¼ linear inches measured from the center of the shank to the center of the toe; or both			.15	
COMPOSITION, RUBBER, OR FIBER HALF-SOLE SERVICES				
Competitive grade, 10½ iron	1.15	.90	.90	.7[illegible]
Standard grade, 10½ iron	1.25	1.00	1.00	.8[illegible]
Super grade, 10½ iron	1.35	1.10	1.10	.9[illegible]
Flat cord grade, 10½ iron	1.45	1.20	1.20	1.05
Cord-on-end and cord insert grades, 10½ iron	1.55	1.30	1.30	1.10
Note: Deductions in the following amounts must be made for 9 iron	.10	.10	None	.1[illegible]
Additional charges in the following amounts may be made for:				
Heavy (12 iron) in above grades	.10	.10	.10	.10
Extra heavy (14 iron) in above grades	.20	None	None	None
Size 12 tap, or larger in above grades	.15	.15	.15	.1[illegible]
Brown in above grades	.15	.15	.15	.1[illegible]
Full soles in above grades (without heels)	.65	.55	.50	.4[illegible]
COMPO-DRESS HALF-SOLE SERVICES				
Group "A" grades, half-soles men's and boys'	1.75	1.50		1.[illegible]
Women's, girls' and children's nailed			1.15	1.1[illegible]
Sewed			1.40	1.[illegible]
Cemented			1.50	1.[illegible]
LEATHER HEEL SERVICES				
Large-broad, low type; one full lift, with or without block, wedge, or skiving, equal to one lift	.65	.50	.50	.4[illegible]
Medium-cuban type; one full lift			.40	.3[illegible]
Small-spike type; one full lift			.30	
Additional charges in the following amounts may be added for leveling women's covered heels			.10	
Prices for leather heels services not listed above are the maximum prices charged by the seller in March 1942.				
LEATHER TOE TIP SERVICES				
Nailed	.50	.40	.35	.2[illegible]
Sewed	.55	.45	.40	.3[illegible]
Cemented	.60	.50	.45	.4[illegible]

SEC. 2. *Definitions.* (a) The definitions set forth in Paragraph (h) of Supplementary Service Regulation No. 47 to Revised Maximum Price Regulation No. 165 also apply to this order except insofar as modified herein below.

(b) "Half-sole service" means the attachment of all half-soles to footwear as defined in Paragraph (c) of this section, regardless of the method used. The term includes all operations, materials and preparatory services for a half-sole job including the following for which no additional charges may be made: replacing and renewing all filler material and friction strips; repairing or replacing only a part of an innersole; repositioning loosened covered arch support; reseating or tightening shank piece; attaching a loose welt by tacking; re-attaching an upper pulled loose from a non-welt shoe; patching upper at the sole line, when not in the toe box area; re-attaching any loose portion of a sole in the shank area; picking stitches; any bottom finish; invisible shank; re-attaching loose heel breasting; re-setting old sock lining; treating of leather.

The following shall not be considered parts of a half-sole service: repairing or replacing Goodyear Welt; or attaching a pulled loose welt by sewing; inserting a new full innersole; repairing a broken shank piece, or inserting a new shank piece; repairing or replacing toe box.

(c) "Shoe repair services" means the repair of footwear designed for general street or outdoor use, heavy work shoes, and any other types of footwear specified in this order. The term does not include the special repair services required for occupational footwear, such as cowboys' boots, loggers' shoes, safety shoes, etc.

(d) "Group 'A' Grades" half-soles mean Neolite brand soles manufactured by the Goodyear Tire and Rubber Company; Panolene brand, manufactured by Panther-Panco Rubber Company; and men's molded brown and leather color plastic half-soles, manufactured by the O'Sullivan Rubber Company.

SEC. 3. *Applicability of other regulations.* (a) Except as herein provided to the contrary all provisions of Supplementary Service Regulation No. 47 and Revised Maximum Price Regulation No. 165 shall apply to all persons who supply the service of repairing shoes at retail. Shoe repair services which are not listed in this order remain subject to the provisions of Revised Maximum Price Regulation No. 165 (Services) and Maximum Price Regulation No. 200 (Rubber Heels and Soles in the Shoe Repair Trade) whichever is applicable.

(b) On and after the effective date of this order, all individual orders of adjustment granted to sellers covered hereby under the provisions of Maximum Price Regulation No. 165 or Revised Maximum Price Regulation No. 165, or any other Maximum Price Regulation or order, are hereby revoked.

SEC. 4. *Posting.* Every person subject to this area order who supplies the service of shoe repairing at retail in the states of Ohio, Kentucky, Indiana (except in the county of Lake), and Michigan (except in the Detroit Area which is limited to Wayne, Oakland and Macomb Counties, Michigan), shall, within fifteen days after the issuance of this order, post at his place of business, in a location plainly visible to his customers, a poster to be supplied by the Office of Price Administration, setting forth the maximum prices established by such order.

SEC. 5. *Amendment and revocation.* This order may be amended, modified or revoked at any time by the Regional Administrator of Region III.

This order shall become effective on the 17th day of June 1946.

Issued: May 27, 1946.

JOHN F. KESSEL,
Regional Administrator.

[F. R. Doc. 46–11038; Filed, June 25, 1946; 1:41 p. m.]

[Region III Order G–36 Under RMPR 251]

INSTALLED RESIDING IN SAGINAW, MICH., AREA

For the reasons set forth in an accompanying opinion issued simultaneously herewith and pursuant to the authority vested in the Regional Administrator by Section 9 of Revised Maximum Price Regulation No. 251 this order is issued:

SECTION 1. *Transactions covered by this order.* This order covers (a) sales of certain types of composition siding when installed over the permanent exterior side covering of buildings or structures or on buildings or structures from which the permanent exterior side covering has been removed, (b) construction services preparatory to such installations, and (c) incidental services unrelated to such installations.

SEC. 2. *Definitions.* (a) "Installed basis" means a transaction in which the seller furnishes composition siding and related materials and/or the services required to incorporate such siding into a building or structure.

(b) "Related materials and/or services" means the furnishing and installation of leveling strips, felt, felt strips, backerboard, corner beads, caulking, mouldings, nails, and other materials, labor costs, other job costs (such as hauling, cleaning up, cost of permit) which are directly related to and necessary to such siding installations, and commissions or brokerage fees.

(c) "Construction services preparatory to such installations" means all services which are necessary to place a structure in repair prior to installation. (Example—boxing in of concrete, cement block, natural stone, or brick basement walls, construction of new dormer, etc.)

(d) "Incidental services unrelated to such installations" means separate work or services which may be performed apart from siding installations (for example, roof repairs, painting, construction of a new porch, etc.) and not directly necessary for such siding installation.

(e) A "square" means 100 square feet of surface.

SEC. 3. *Relationship of this order to Revised Maximum Regulation No. 251.* (a) The provisions of this order supersede sections 6, 7, and 8 of Revised Maximum Price Regulation No. 251, except as otherwise provided in this order, with respect to sales of composition siding on an installed basis.

(b) To the extent that they are consistent with the provisions of this order, the provisions of Revised Maximum Price Regulation No. 251, as amended, shall remain applicable to all transactions covered by this order.

SEC. 4. *Geographical applicability.* Subject to section 1 and 5 hereof, this order shall apply to sales of composition siding when applied to buildings or structures in the Saginaw, Michigan Area, more particularly defined as the Counties of Alcona, Alpena, Arenac, Bay, Cheboygan, Clare, Crawford, Genesee, Gladwin, Gratiot, Huron, Iosco, Isabella, Lapeer, Midland, Montmorency, Ogemaw, Oscoda, Otsego, Presque Isle, Roscommon, Saginaw, Shiawassee, Sanilac and Tuscola in the State of Michigan.

SEC. 5. *Maximum prices for sales of siding on an installed basis.* The maximum prices for sales of composition siding on an installed basis covered by this order shall be as shown in the following table in this section, and shall be upon a price per square basis for the kinds and sizes of composition siding described. Such prices include:

(a) The cost of siding materials delivered to the site where the installation is to be performed.

(b) The cost of related materials and/or services used in the installation of the siding.

(c) Labor costs, including Federal old age benefit unemployment, compensation taxes and workmen's compensation and public liability insurance.

(d) Other job costs, including trucking, removal of rubbish, rental of scaffold or other equipment (if any).

(e) Margin, which includes commission or brokerage.

The maximum prices are as follows:

	Installed over backer board	Installed without backer board
Asbestos-cement siding of standard surface hardness	*Per square* $27.00	*Per square* $26.00
Asbestos-cement siding of extra surface hardness	27.50	26.50
Insulated brick or stone siding		27.00

For installation of the above types of siding at a site located more than ten miles, by the most direct route, from the applicator's place of business, the above prices may be increased by an amount not to exceed 10 cents per square for each mile in excess of ten between the two locations but not to exceed a total of $1.00 per square.

SEC. 6. *Measurements.* It shall be the seller's responsibility to ascertain that all measurements of the area to be covered are accurate. A measurement of reasonable accuracy shall be considered to have been made if it does not exceed by more than three per cent, the actual measurement.

SEC. 7. *Maximum prices for preparatory and incidental construction services*—(a) *Construction services preparatory to siding installations.* The maximum prices that may be charged by sellers covered hereby for construction services preparatory to siding installations shall be the maximum prices established in accordance with Revised Maximum Price Regulation No. 251.

(b) *Incidental services unrelated to siding installations.* The maximum prices that may be charged by sellers covered hereby for incidental services unrelated to siding installations shall be the maximum prices established in accordance with Revised Maximum Price Regulation No. 251.

SEC. 8. *Lump sum or guaranteed prices.* (a) A seller may offer to or make sales covered by this order on the basis of a lump sum or guaranteed price but such lump sum or guaranteed price must not be higher than the maximum price calculated in accordance with the pricing methods and requirements of this order.

(b) *Recomputation.* Within 30 days from the completion of the sale of any material and/or service covered by this order for which a price was charged on the basis described in paragraph (a) above, the seller shall check his price by reviewing the categories and other factors used in his estimate on the basis of the actual services rendered and material furnished and shall determine whether the price quoted, charged or collected is higher than the maximum price computed under this order. In the event that the price quoted, charged or collected is higher than the maximum price computed under the terms of this order, the seller shall reduce his price to the proper maximum price and shall refund to the buyer within such period of 30 days after the completion of the service, any excess which may have been collected or, if no excess has been collected, then, by written notice to the buyer, shall cancel the indebtedness of the buyer for any such excess, or both, as the case may require. Such a charge or collection in an amount in excess of the maximum price properly computed in accordance with this order shall not be considered to be a violation of this order if the amount thereof is refunded or credited to the buyer in accordance with this paragraph.

SEC. 9. *Notification to purchaser.* Every person making sales subject to this order shall, if requested by the purchaser, make available to the purchaser a copy of this order and a copy of Revised Maximum Price Regulation No. 251.

Upon completion of any contract for installed re-siding and/or incidental or preparatory construction work, the seller must furnish to the purchaser, whether or not the purchaser requests it, an itemized statement showing the number of squares covered, the maximum price per square of re-siding installed, and a separate statement of any preparatory or incidental construction work, other than installed re-siding, giving a description of such work and an itemized statement of the prices thereof. The seller shall also include in such statement the date on which the installation was completed, the names and addresses of the sellers and buyers, job site and terms of sale.

SEC. 10. *Records.* Each seller must keep and retain at his principal place of business, records concerning each sale covered by this order, showing the following:

(1) The name and address of the purchaser.
(2) The location of the job.
(3) A copy of any and all contracts pertaining to each sale.
(4) The date the work was completed.
(5) A description of the materials and services involved.
(6) The number of squares covered and the price charged per square of material.
(7) A separate itemized statement of any preparatory and incidental construction work in addition to the re-roofing and the prices charged for such work.

All such records shall be kept and made available for inspection by representatives of the Office of Price Administration so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

SEC. 11. *Prohibitions and evasions.* (a) No person shall sell and no person shall buy, in the course of trade or business, any of the commodities or services covered by this order, at prices greater than the maximum prices established by this order.

(b) The price limitations set forth in this order shall not be evaded by direct or indirect methods, in connection with an offer, solicitation, agreement, sale, delivery, purchase or receipt of any of the commodities or services covered by this order, whether alone or in conjunction with any other commodity or by way of commissions, services, transportation or other charges, discounts, premiums, or other privileges or by tying agreement or other understanding or by making the terms and conditions of sale more onerous to buyers than they were during March 1942 (except as specifically permitted by this order or applicable regulations).

SEC. 12. *Revocation.* This order may be amended or revoked at any time by the Office of Price Administration.

This Order No. G-36 shall become effective June 10, 1946.

Issued: May 27, 1946.

J. F. KESSEL,
Regional Administrator.

[F. R. Doc. 46-11036; Filed, June 25, 1946; 1:39 p. m.]

[Region III Order G-45 Under Gen. Order 68]

HARD BUILDING MATERIALS IN BLUEFIELD, WEST VA., AREA

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to the provisions of General Order No. 68, this order is issued:

SECTION 1. *Transactions covered by this order.* This order covers all retail sales of the commodities specified in Table I, made at or from a point located within the Bluefield, West Virginia Area. For the purposes of this order, the "Bluefield, West Virginia Area" consists of the Counties of Boone, Logan, Mercer, McDowell, Mingo, and Wyoming in the State of West Virginia.

SEC. 2. *Definition of retail sales.* For the purposes of this order, a "retail sale" means a sale to an ultimate user or to a purchaser for resale on an installed basis: *Provided, however,* That this order shall not apply to sales by manufacturers or jobbers of any asphalt, tarred, asbestos cement or other composition siding or roofing materials or of thermal insulation such as mineral wool, vermiculite, etc., to bona fide applicators of roofing and/or siding and/or insulation.

For the purposes of this order, an "applicator of roofing and/or siding and/or insulation" is a contractor engaged generally in the business of furnishing labor and/or composition roofing and/or siding and/or insulation materials for the purpose of installing such roofing, siding or insulation materials in or on building or structures.

SEC. 3. *Description of items covered by this order.* This order covers the list of "hard building materials" set forth in the annexed price list, designated Table I and made a part hereof, including, but not limited to, plaster, lath, lime, cement, fire brick, fire clay, flue lining, clay drain tile, composition siding and roofing, and insulation. Other related items may be added from time to time.

SEC. 4. *Relation to other regulations.* The maximum prices established by this order supersede any maximum price or pricing method previously fixed by any other regulations or orders. Except to the extent that they are inconsistent with the provisions of this order, the provisions of the General Maximum Price Regulation (except sections 18, 19, and 19a) and of other applicable regulations and orders, shall apply to sales covered by this order.

SEC. 5. *Maximum prices; delivery.* (a) The maximum prices for hard building materials covered by this order are set forth in Table I, which is annexed to and made a part of this order. Prices lower than the maximum prices may, of course, be charged or paid.

(b) *Delivery.* (1) The prices set forth in Table I, hereof, include free delivery to any point within a radius of ten miles of the seller's place of business.

(2) Delivery of items covered hereby to points beyond the seller's free delivery zone, described in (1) above, shall be at rates not exceeding the rates charged by the seller for the same or similar delivery service in March, 1942.

(3) No deduction need be made from the prices set forth in Table I, where the purchaser elects to make his own delivery.

SEC. 6. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of this order in each of his places of business in the Bluefield, West Virginia, Area.

SEC. 7. *Sales slips and records.* Every seller covered by this order, regardless of previous custom, shall give the purchaser a receipt showing the date, name and address of the seller, the description of the item sold and the price received for it. If the seller customarily prepared his sales slips in more than one copy, he must keep, for at least one year after delivery, a duplicate copy of each sales slip delivered by him pursuant to this section.

For any sale of $10.00 or more, each seller, regardless of previous custom, must keep records showing at least the following:

(1) Name and address of buyer
(2) Date of transaction
(3) Place of delivery
(4) Complete description of each item sold and the price charged

All such records shall be kept and made available for inspection by authorized representatives of the Office of Price Administration so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

SEC. 8. *Prohibitions and evasions.* (a) No person shall sell and no person shall buy, in the course of trade or business, any of the commodities covered by this order, at prices greater than the maximum prices established by this order.

(b) The price limitations set forth in this order shall not be evaded by direct or indirect methods, in connection with an offer, solicitation, agreement, sale, delivery, purchase or receipt of any of the commodities covered by this order, whether alone or in conjunction with any other commodity or by way of commissions, services, transportation or other charges, discounts, premiums, or other privileges or by tying agreement or other understanding or by making the terms and conditions of sale more onerous to buyers than they were during March 1942 (except as specifically permitted by this order or applicable regulations).

SEC. 9. *Amendment.* This order may be amended or revoked at any time by the Office of Price Administration.

This Order No. G-45 shall become effective June 11, 1946.

Issued: May 28, 1946.

J. F. KESSEL,
Regional Administrator.

TABLE I

Commodity and unit	*Maximum price*
Plaster, hard wall, ton	$22.40
Plaster, hard wall, 100-lb. bag	1.15
Plaster, gauging white, ton	50.00
Plaster, gauging white, 100-lb. bag	2.55
Plaster, moulding, ton	50.00
Plaster, moulding, 100-lb. bag	2.55
Keene's cement, 100-lb. bag	3.00
Lime, finishing, 50-lb. bag	.65
Gypsum lath ⅜ in., 1,000 sq. ft	28.00
Metal lath 2.2 lb. painted diamond mesh, sq. yard	.23
Metal Lath 2.5 lb. Painted Diamond Mesh, sq. yard	.25
Metal Lath 3.4 lb. Painted Diamond Mesh, sq. yard	.28
Metal Lath 2.75 lb. Flat Rib Painted, sq. yard	.28
Metal Lath 3.4 lb. ⅜ in. High rib Painted, sq. yard	.33⅓
Metal Lath Corner Bead—Expanded Type, lineal ft	.04
Portland Cement—Paper bag, 94-lb. bag	.85
Masonry Mortar—Paper sacks, 70-lb. bag	.74
Mason's Hydrated Lime, 50-lb. bag	.50
Fire Brick 9 in. Straight 1st Quality, Each	.08
Fire Clay, 100-lb. bag	1.25
Clay Drain Tile 3 in., lineal ft	.0772
Clay Drain Tile 4 in., lineal ft	.0933
Clay Drain Tile 6 in., lineal ft	.1616
Vitrified Clay Sewer No. 1SS—4 in. Pipe, lineal ft	.183
Vitrified Clay Sewer No. 1SS—6 in. Pipe, lineal ft	.2695
Flue Lining 9 in. x 9 in., lineal ft	$0.386
Flue Lining 9 in. x 13 in., lineal ft	.579
Flue Lining 13 in. x 13 in., lineal ft	.734
Gypsum Wallboard ⅜ in., 1,000 sq. ft	38.00
Gypsum Wallboard ½ in., 1,000 sq. ft	43.00
Gypsum Sheathing ½ in., 1,000 sq. ft	40.50
Asphalt Roofing 90 lb. Mineral Surface, roll 108 sq. ft	2.70
Asphalt or Tarred Felt 15 lb., roll 432 sq. ft	2.45
Asphalt or Tarred Felt 30 lb., roll 216 sq. ft	2.45
Thermal Insulation Blankets (paper backed) Medium, 1,000 sq. ft	51.75
Thermal Insulation Blankets (paper backed) Thick, 1,000 sq. ft	65.00
Thermal Insulation Batts (paper backed) 2 in. Thick, 1,000 sq. ft	50.00
Thermal insulation batts (paper backed) full thick, 1,000 sq. ft	65.00
Asphalt shingles 210 lb. (3 in 1) thick butt, 100 sq. ft	6.50
Asphalt shingles 165 lb. 2 tab hexagon, 100 sq. ft	5.10
Fibre Insulation board 25/32 in. asphalt sheathing, 1,000 sq. ft	60.00
Fibre insulation board ½ in. standard, 1,000 sq. ft	48.00
Asbestos cement siding 12 x 24 or 27 in. standard colors, 100 sq. ft	8.40
Hard density synthetic fibre board ⅛ in. tempered, 1,000 sq. ft	95.00
Hard density synthetic fibre board ⅛ in. tempered, sq. ft	.115

Delivery:

(1) The prices set forth in Table 1, above, include free delivery to any point within a radius of ten miles of the seller's place of business.

(2) Delivery of items covered hereby to points beyond the seller's free delivery zone, described in (1) above, shall be at rates not exceeding the rates charged by the seller for the same or similar delivery service in March 1942.

(3) No deduction need be made from the prices set forth in Table I, above, where the purchaser elects to make his own delivery.

[F. R. Doc. 46-11041; Filed, June 25, 1946; 1:43 p. m.]

[Region III Order G-47 Under Gen. Order 68]

HARD BUILDING MATERIALS IN MIDDLETOWN, OHIO, AREA

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to the provisions of General Order No. 68, this order is issued:

SECTION 1. *Transactions covered by this order.* This order covers all retail sales of any of the commodities covered by this order delivered to a purchaser in the Middletown, Ohio, Area.

The Middletown, Ohio, Area, for the purposes of this order, consists of the Counties of Butler and Warren in the State of Ohio.

SEC. 2. *Definition of retail sales.* For the purposes of this order, a "retail sale" means a sale to an ultimate user or to a purchaser for resale on an installed basis, *Provided, however,* That this order shall not apply to sales by manufacturers or jobbers of any asphalt, tarred, asbestos cement or other composition siding or roofing materials or of thermal insulation such as mineral wood, vermiculite, etc., to bona fide applicators of roofing and/or siding and/or insulation.

For the purposes of this order, an "applicator of roofing and/or siding and/or insulation" is a contractor engaged generally in the business of furnishing labor and/or composition roofing and/or siding and/or insulation materials for the purpose of installing such roofing, siding or insulation materials in or on buildings or structures.

SEC. 3. *Description of items covered by this order.* This order covers the "hard building materials" set forth in the annexed table, including, but not limited to, plaster, lath, lime, cement, clay drain tile, flue lining, roofing and insulation. Other related items may be added from time to time.

SEC. 4. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum prices or pricing methods previously fixed by any other regulations or orders. Except to the extent that they are inconsistent with the provisions of this order, the provisions of the General Maximum Price Regulation (except sections 18, 19, and 19a) and of other applicable regulations or orders, shall apply to sales covered by this order.

SEC. 5. *Maximum prices.* (a) The maximum prices for building materials covered by this order are set forth in Table I, which is annexed to and made a part of this order.

(b) *Discounts.* All sellers covered hereby shall grant a discount of not less than two percent on the prices set forth in Table I hereof, if payment is made before the tenth day of the month following the month in which the purchase was made.

Sellers covered by this order shall not discontinue or reduce any allowances, discounts, or differentials, for buyers of different classes, which they had in effect in March, 1942.

(c) The prices set forth in Table I hereof include all charges for delivery within the Middletown, Ohio, Area.

SEC. 6. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of this order in each of his places of business in the Middletown, Ohio Area in a manner plainly visible to and accessible by all purchasers.

SEC. 7. *Sales slips and records.* Every seller covered by this order shall give each purchaser a receipt showing the date, name, and address of the seller, the description of each item sold and the price received for it. If the seller customarily prepared his sales slips in more than one copy, he must keep, for at least one year after delivery, a duplicate copy of each sales slip delivered by him pursuant to this section.

For any sale of $10.00 or more each seller, regardless of previous custom, must keep records showing at least the following:

(1) Name and address of buyer.
(2) Date of transaction.
(3) Place of delivery.
(4) Complete description of each item sold and price charged.

All such records shall be kept and made available for inspection by authorized representatives of the Office of Price Administration so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

SEC. 8. *Prohibitions and evasions.* (a) No person shall sell and no person shall buy, in the course of trade or business, any of the commodities covered by this order, at prices greater than the maximum prices established by this order.

(b) The price limitations set forth in this order shall not be evaded by direct or indirect methods, in connection with an offer, solicitation, agreement, sale, delivery, purchase or receipt of any of the commodities covered by this order, whether alone or in conjunction with any other commodity or by way of commissions, services, transportation or other charges, discounts, premiums, or other privileges or by tying agreement or other understanding or by making the terms and conditions of sale more onerous to buyers than they were during March, 1942 (except as specifically permitted by this order or applicable regulations).

SEC. 9. *Less than maximum prices.* Prices lower than the maximum prices for sales covered by this order may, of course, be charged and paid.

SEC. 10. *Amendment.* This order may be amended or revoked at any time by the Office of Price Administration.

This Order No. G-47 shall become effective June 10, 1946.

Issued: May 27, 1946.

J. F. KESSEL,
Regional Administrator.

TABLE I

Commodity and unit	*Price*
Plaster, hardwall, 100 lb. bag	$1.05
Plaster, gauging, standard (local) gray, 100 lb. bag	1.05
Plaster, gauging, white, 100 lb. bag	2.05
Plaster, moulding, 100 lb. bag	2.00
Keene's cement, 100 lb. bag	2.50
Finishing lime, 50 lb. bag	.50
Gypsum lath, 3/8 in., 1,000 sq. ft.	28.00
Portland cement, standard (paper bag), 94 lb. bag	.70
Masonry mortar, 70 lb. bag	.65
Mason's hydrated lime, 50 lb. bag	.50
Waterproof cement, 94 lb. bag	1.05
Fire brick 9 in straight, 1st quality, 1,000	80.00
Fire clay, common, 100 lb. bag	.75
Fire clay, finer ground, 100 lb. bag	1.00
Clay drain tile, 3 in., lineal ft.	.05
Clay drain tile, 4 in., lineal ft.	.07
Clay drain tile, 6 in., lineal ft.	.13
Vitrified clay sewer pipe No. 1SS, 4 in., lineal ft.	.18
Vitrified clay sewer pipe No. 1SS, 6 in., lineal ft.	.28
Flue lining, 9 x 9, lineal ft.	.39
Flue lining, 9 x 13, lineal ft.	.59
Flue lining, 13 x 13, lineal ft.	.76
Gypsum wallboard, 3/8 in., 1,000 sq. ft.	45.00
Asphalt roofing, 90 lb., mineral surface, 108 sq. ft. roll	2.50
Asphalt or tarred felt, 15 lb., 432 sq. ft. roll	2.75
Asphalt or tarred felt, 30 lb., 216 sq. ft. roll	2.75
Asphalt shingles, 210 lb. (3 in 1), Thickbutt, 100 sq. ft.	5.92
Asphalt shingles, 165 lb., 2 tab hexagon, 100 sq. ft.	4.90
Delivery: Free delivery within the area comprised of Butler and Warren Counties. Dealer may defer delivery for reasonable time until full load can be delivered on one trip.	
Discounts: All sellers covered hereby shall grant a discount of not less than two percent on the prices set forth in Table I above, if payment is made before the tenth day of the month following the month in which the purchase was made.	

[F. R. Doc. 46-11040; Filed, June 25, 1946; 1:42 a. m.]

[Region III Order G-28 Under MPR 592]

CRANDALL AND SON ET AL.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 16 of Maximum Price Regulation No. 592, it is hereby ordered:

(a) *What this order does.* This order establishes adjusted maximum prices for sales by Crandall and Son of Benton Harbor, Mich. (hereinafter referred to as the "producer") of the commodities which it manufactures and which are hereinafter specified in paragraph (b). It also provides a means by which resellers of such commodities may determine their maximum prices thereof.

(b) *Producer's adjusted maximum list prices.* The producer is hereby granted, subject to the conditions, stipulations and provisions of paragraph (d) hereof, the following adjusted maximum list prices, f. o. b. its sales yard, for the following described building blocks:

Prices F. O. B. Yard

	Adjusted maximum list prices
Concrete units:	
8" x 8" x 16"	$0.13
10" x 8" 16"	.16
12" x 8" x 16"	.19
Celocrete units:	
8" x 8" x 16"	.17
10" x 8" x 16"	.19
12" x 8" x 16"	.22

(c) *Resellers' maximum prices.* Subject to the provisions of paragraph (d) hereof, the maximum prices of resellers of the commodities specified in paragraph (b) hereof shall be the highest of the following:

(1) The reseller's maximum prices as established under section 2 (a) of the General Maximum Price Regulation.

(2) The reseller's maximum prices as adjusted under any applicable order of the Office of Price Administration.

(3) The adjusted maximum list prices granted to the producer by the provisions of paragraph (b) hereof.

(d) *Discounts.* Each seller covered hereby shall maintain on all sales hereby affected, discounts, allowances and price differentials at least as favorable as those which he had in effect just prior to the issuance of this order.

(e) *Notification.* At the time of, or prior to, the first sale of any of the commodities covered hereby, subsequent to the effective date of this order, each seller covered hereby shall notify each purchaser for resale of the adjusted maximum list prices granted hereby and the provisions of this order concerning resellers' maximum prices.

(f) *Relation to other maximum price regulations.* Except as herein specifically provided otherwise, all sellers covered hereby shall be and remain subject to the provisions of the applicable maximum price regulation.

(g) *Reports.* Within four months after the effective date of this order, the producer shall file with the Regional Office of the Office of Price Administration, Union Commerce Building, Cleveland, Ohio, a profit and loss statement reflecting the operations of the producer for the first three months under this order, showing thereon the production and sales of all concrete blocks by size and type.

(h) *Amendment and revocation.* This order may be amended, modified, or revoked at any time by the Office of Price Administration.

This order shall become effective June 10, 1946.

Issued: June 10, 1946.

JOHN F. KESSEL,
Regional Administrator.

[F. R. Doc. 46-11052; Filed, June 25, 1946; 1:53 p. m.]

[Region III Order G-49 Under Gen. Order 68]

HARD BUILDING MATERIALS IN HILLSBORO, OHIO

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to the provisions of General Order 68, it is ordered:

SECTION 1. *What this order covers.* This order covers all retail sales of the commodities specified in Table 1, made by any seller of such commodities located in Highland County, Ohio, who makes such sale at or from a point located within Highland County, Ohio. Sales of the specified commodities by sellers at or from a point not located within Highland County even though delivery is made to a point within Highland County, are not subject to the provisions of this order but remain subject to the applicable orders or regulations.

SEC. 2. *Definition of retail sales.* For the purposes of this order, a retail sale means a sale to an ultimate user or to a purchaser for resale on an installed basis.

SEC. 3. *Description of items covered by this order.* This order covers the list of "hard building materials" set forth in the annexed table, designated Table 1, and made a part hereof, including, but not limited to plaster, lath, lime, cement, fire brick, fire clay, flue lining and insulation board. Other related items may be added from time to time.

SEC. 4. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulations or orders for the sales of the items set out in Table 1, of this order. To the extent they are not inconsistent with the provisions of this order, all other provisions of the General Maximum Price Regulation shall apply to sales covered by this order, except Sections 18, 19 and 19a of the General Maximum Price Regulation.

SEC. 5. *Maximum prices, allowances and discounts.* (a) The maximum prices for hard building materials covered by this order are set forth in Table 1, which is annexed to and made a part of this order. Prices lower than the maximum prices may, of course, be charged or paid.

(b) *Discounts.* The maximum prices set out in Table 1 hereof are subject to all allowances and discounts granted by the seller in March 1942 to various classes of customers.

(c) The prices set out in Table 1 include all additions or charges for delivery, except as otherwise provided in any footnote to Table 1. No deduction need be made from the prices set out in Table 1, where the purchaser elects to make his own delivery.

SEC. 6. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of Table 1 which lists maximum prices fixed by this order in each of his places of business in Highland County, Ohio.

SEC. 7. *Sales slips and records.* Every seller covered by this order shall give the purchaser a receipt showing the date, name and address of the seller, the description of each item sold and the price received for it. If he customarily prepared his sales slips in more than one copy, he must keep for at least one year after delivery, a duplicate copy of each sales slips delivered by him pursuant to this section.

For any sale of $10.00 or more, each seller regardless of previous custom, must keep records showing at least the following:

1 Name and address of buyer.
2. Date of transaction.
3. Place of delivery.
4 Complete description of each item sold and the price charged.

SEC. 8. *Prohibitions and evasions.* (a) No person shall sell and no person shall buy, in the course of trade or business, any of the commodities covered by this order, at prices greater than the maximum prices established by this order.

(b) The price limitations set forth in this order shall not be evaded by direct or indirect methods, in connection with an offer, solicitation, agreement, sale, delivery, purchase or receipt of any of the commodities covered by this order, whether alone or in conjunction with any other commodity or by way of commissions, services, transportation or other charges, discounts, premiums, or other privileges or by tying agreement or other understanding or by making the terms and conditions of sale more onerous to buyers than they were during March 1942 (except as specificaliy permitted by this order or applicable regulations).

SEC. 9. *Amendment.* This order may be amended or revoked at any time by the Office of Price Administration.

This Order No. G-49 shall become effective May 28, 1946.

Issued: May 14, 1946.

J. F. KESSEL,
Regional Administrator.

TABLE I OF ORDER NO. G-49 UNDER GENERAL ORDER NO. 68 MAXIMUM RETAIL DELIVERED[1] PRICES OF THE LISTED HARD BUILDING MATERIALS IN HIGHLAND COUNTY, OHIO

Commodity and unit	*Price*
Hard wall plaster, 100 lb. bag	$1.00
Keene's cement, 100 lb. bag	2.50
Finishing lime, 50 lb. bag	.60
Gypsum lath 3/8 in., 1,000 sq. ft.	25.00
Corner bead, per lineal ft.	.05
Portland cement, standard (paper bags), 94 lb. bag	.65
Masonry mortar, 75 lb. bag	.65
Mason's hydrated lime, 50 lb. bag	.50
Fire brick 9 in. straight first quality, per 1,000	85.00
Fire clay, 100 lb. bag	1.50
Vitrified clay sewer pipe No. 1SS, 4 in., 2 ft. length	.31
Flue lining 9 in. x 9 in., 2 ft. length—each	.72
Vitrified clay sewer pipe No. 1SS, 6 in., 2 ft. length—each	.47
Flue lining 9 in. x 13 in., 2 ft. length—each	.93
Flue lining 13 in. x 13 in., 2 ft. length—each	1.27
Asphalt roofing 90 lb. mineral surface, roll 100 sq. ft.	2.75
Asphalt or tarred felt, 15 lb., roll 440 sq. ft.	2.50
Asphalt or tarred felt, 30 lb., roll 220 sq. ft.	2.50
Asphalt shingles 210 lb. (3 in 1) thickbutt, 100 sq. ft.	6.50
Asphalt shingles 165 lb. 2 tab hexagon, 100 sq. ft.	5.50
Fibre insulation board 1/2 in. standard, 1,000 sq. ft.	55.00
Fibre insulation board 25/32 in. asphalt sheathing, 1,000 sq. ft.	65.00
Asbestos cement siding 12 in. x 24 in. or 27 in., 100 sq. ft.	8.00
Standard hard density synthetic fibreboard 3/16 in. (4 in. x 8 in.), 100 sq. ft.	5.50
Standard hard density synthetic fibreboard 1/8 in. tempered, sq. ft.	.11
Thermal insulation loose in bags (plain), 35 lb. bag	1.30

[1] Delivery: Free delivery subject to following: Dealer may defer delivery unless or until full load can be delivered on one trip. No deduction need be made where the purchaser elects to make his own delivery.

[F. R. Doc. 46-11062; Filed, June 25, 1946; 1:58 a. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register June 21, 1946.

Region I

Boston Order 7, 8, 9, 10, and 11-F, Amendment 1, covering fresh fruits and vegetables in the Boston area. Filed 3:46 p. m.

Montpelier Order 1-W, Amendment 8, covering poultry in the State of Vermont. Filed 3:46 p. m.

Region II

Albany Order 18, Amendment 1, covering dry groceries in certain areas in New York. Filed 3:46 p. m.

Albany Order 18, covering dry groceries in certain areas in New York, Filed 3:46 p. m.

Albany Order 18, Amendment 2, covering dry groceries in certain areas in New York. Filed 3:46 p. m.

Region III

Toledo Order 7, Amendments 3, 4, and 5, covering dry groceries. Filed 3:23 p. m.

Toledo Order 7, Amendments 6, 7, and 8, covering dry groceries. Filed 3:24 p. m.

Toledo Order 7, Amendments 9 and 10, covering dry groceries. Filed 3:24 p. m.

Region IV

Jackson Order 11, Amendment 1, covering dry groceries in the Mississippi area. Filed 3:25 p. m.

Region V

Kansas City Order 1-F, covering fresh fruits and vegetables. Filed 3:25 p. m.

Little Rock Orders 4-C and 4-O, covering poultry and eggs in Pulaski county, Arkansas. Filed 3:31 p. m.

San Antonio Order 6-F, Amendment 47, covering fresh fruits and vegetables in Bexar county, Texas. Filed 3:42 p. m.

San Antonio Order 8-F, Amendment 48, covering fresh frujts and vegetables in Corpus Christi, Texas. Filed 3:42 p. m.

San Antonio Order 9-F, Amendment 36, covering fresh fruits and vegetables in Culberson, El Paso, Hudspeth and Presidio counties, Texas. Filed 3:42 p. m.

San Antonio Order 11-F, Amendment 5, covering fresh fruits and vegetables in certain counties in Texas. Filed 3:42 p. m.

San Antonio Order 12-F, Amendment 5, covering fresh fruits and vegetables in Travis county, Texas. Filed 3:42 p. m.

San Antonio Order 19, Amendments 3, 4, and 5, covering dry groceries. Filed 3:29 p. m.

San Antonio Order 19, Amendments 6, 7, and 8, covering dry groceries. Filed 3:29 and 3:30 p. m.

San Antonio Order 19, Amendment 9, covering dry groceries. Filed 3:30 p. m.

San Antonio Orders 6-C and 3-O, covering poultry and eggs in Bexar county, Texas. Filed 3:30 and 3:31 p. m.

San Antonio Orders 6-W and 18, Amendments 2 and 3, covering dry groceries. Filed 3:28 p. m. and 3:31 p. m.

St. Louis Order G-19, Amendment 5, covering dry groceries. Filed 3:25 p. m.

St. Louis Order G-20, Amendment 5, covering dry groceries. Filed 3:25 p. m.

Wichita Order 8-W, Amendments 4 and 5, covering dry groceries. Filed 3:43 p. m.

Wichita Order 9-W, Amendments 4 and 5, covering dry groceries. Filed 3:43 and 3:44 p. m.

Wichita Order 36, Amendment 2, covering dry groceries. Filed 3:43 p. m.

Region VI

Chicago Orders 3-D and 4-D, Amendment 1, covering butter and cheese in Cook, DuPage, Kane, Lake and McHenry, Illinois and Lake, Indiana. Filed 3:41 p. m.

Chicago Order 3-M, covering bottled beer and ale in certain areas in Illinois. Filed 3:45 p. m.

Omaha Order 15-F, Amendment 22, covering fresh fruits and vegetables in

certain counties in Nebraska and the city of Council Bluffs, Iowa. Filed 3:41 p. m.

Omaha Order 16-F, Amendment 22, covering fresh fruits and vegetables in certain counties in Nebraska. Filed 3:41 p. m.

Milwaukee Order 11, Amendment 7, covering poultry in certain counties in Wisconsin except the city of Kenosha and Racine. Filed 3:25 p. m.

Omaha Order 37, Amendment 4, covering dry groceries in all counties in the State of Nebraska. Filed 3:45 p. m.

Omaha Order 40, Amendment 1, covering dry groceries in certain areas in Nebraska. Filed 3:44 p. m.

Omaha Order 43, Amendment 1, covering dry groceries in certain areas in Nebraska. Filed 3:44 p. m.

Omaha Order 44, Amendment 1, covering dry groceries in certain counties in Nebraska. Filed 3:45 p. m.

Omaha Orders 13–W and 38, Amendment 1, covering dry groceries in the cities of Omaha, Nebraska, and Lincoln, Nebraska. Filed 3:44 p. m.

Omaha Orders 14–W and 39, covering dry groceries in certain areas in Nebraska.. Filed 3:44 p. m.

Omaha Orders 15–W and 41, covering dry groceries in the cities of North Platte and McCook, Nebraska. Filed 3:44 p. m.

Omaha Orders 16–W, and 42, covering dry groceries in the city of Crawford and County of Scotts Bluff, Nebraska. Filed 3:44 p. m.

Omaha Order 17–F, Amendment 22, covering fresh fruits and vegetables in certain counties in Nebraska. Filed 3:41 p. m.

Peoria Order 16–F, Amendments 19 and 20, covering fresh fruits and vegetables in certain counties in Illinois. Filed 3:41 p. m.

Peoria Order 17–F, Amendments 19 and 20, covering fresh fruits and vegetables in certain counties in Illinois. Filed 3:41 p. m.

Peoria Order 18–F, Amendment 19, covering fresh fruits and vegetables in certain counties in Illinois. Filed 3:40 p. m.

Peoria Order 19–F, Amendment 19, covering fresh fruits and vegetables in certain counties in Illinois. Filed 3:40 p. m.

Peoria Order 19–F, Amendment 20, covering fresh fruits and vegetables in certain counties in Illinois. Filed 3:40 p. m.

Peoria Order 18–F, Amendment 20, covering fresh fruits and vegetables in certain counties in Illinois. Filed 3:40 p. m.

Peoria Orders 1–D and 2–D, Amendment 1, covering butter and cheese sold by Groups 1 and 2 and 3 and 4 stores in the Peoria area. Filed 3:40 p. m.

Region VII

Boise Order 4–B, Correction, Retail Food Prices. Filed 3:26 p. m.

Boise Order 6–B, Amendment 1, Correction, covering fresh fruits and vegetables in the Boise area. Filed 3:26 p. m.

Boise Order 6–B, Correction, covering fresh fruits and vegetables. Filed 3:26 p. m.

Region VIII

Nevada Order 1–F, Amendment 15, covering fresh fruits and vegetables in the Reno and Sparks area. Filed 3:26 p. m.

Portland Order 1–F, Amendments 26 and 27, covering fresh fruits and vegetables. Filed 3:26 and 3:27 p. m.

San Diego Order 8, Amendments 1, 2, 3, and 4, covering dry groceries. Filed 3:27 p. m.

San Diego Order 9, Amendments 1 and 2, covering dry groceries. Filed 3:28 p. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46–11069; Filed, June 25, 1946; 4:31 p. m.]

[Region III Order G–56 Under General Order 68]

HARD BUILDING MATERIALS IN MONTGOMERY COUNTY (EXCEPT METROPOLITAN DAYTON) IN OHIO

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to the provisions of General Order No. 68 this order is issued:

SECTION 1. *Transactions covered by this order.* This order covers all retail sales of the commodities specified in Table I, made by any seller of such commodities who makes such sale at or from a point located within the County of Montgomery in the State of Ohio but not within the limits of Metropolitan Dayton. For the purposes of this order, "Metropolitan Dayton" (excluded from coverage by this order) consists of the area within the limits of Dayton, Beaverton, Inglewood, Oakwood and Wright Field (Areas A and B) in said County of Montgomery.

SEC. 2. *Definition of retail sales.* For the purposes of this order, a "retail sale" means a sale to an ultimate user or to a purchaser for resale on an installed basis: *Provided, however,* That this order shall not apply to sales by manufacturers or jobbers of any asphalt, tarred, asbestos cement or other composition siding or roofing materials or of thermal insulation such as mineral wool, vermiculite, etc., to bona fide applicators of roofing and/or siding and/or insulation.

For the purposes of this order, an "applicator of roofing and/or siding and/or insulation" is a contractor engaged generally in the business of furnishing labor and/or composition roofing and/or siding and/or insulation materials for the purpose of installing such roofing, siding or insulation materials in buildings or structures.

SEC. 3. *Description of items covered by this order.* This order covers the list of "hard building materials" set forth in the annexed price list Table I, and made a part hereof, including, but not limited to, plaster, lath, lime, cement, fire brick, flue lining and insulation board. Other related items may be added from time to time.

SEC. 4. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulations or orders for the sales of the items set out in Table I of this order, subject to the provisions of section 1 of this order. Except to the extent they are inconsistent with the provisions of this order, the provisions of the General Maximum Price Regulation (except sections 18, 19 and 19a), and of other applicable regulations and orders, shall apply to sales covered by this order.

SEC. 5. *Maximum prices, discounts and delivery.* (a) The maximum prices for hard building materials covered by this order are set forth in Table I which is annexed to and made a part of this order. Prices lower than the maximum prices may, of course, be charged or paid.

(b) *Discounts.* Sellers covered hereby shall not reduce or discontinue any allowances or discounts offered in March 1942.

(c) *Delivery.* The prices set out in Table I include all additions or charges for delivery. No deduction need be made from the prices set out in Table I, where the purchaser elects to make his own delivery.

SEC. 6. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of this order in each of his places of business in Montgomery County, Ohio (except metropolitan Dayton as described herein).

SEC. 7. *Sales slips and records.* Every seller covered by this order, regardless of previous custom, shall give the purchaser a receipt showing the date, name and address of the seller, the description of the item sold and the price received for it. If the seller customarily prepared his sales slips in more than one copy, he must keep, for at least one year after delivery, a duplicate copy of each sales slip delivered by him pursuant to this section.

For any sale of $10.00 or more, each seller, regardless of previous custom, must keep records showing at least the following:

1. Name and address of buyer.
2. Date of transaction.
3. Place of delivery.
4. Complete description of each item sold and the price charged.

All such records shall be kept and made available for inspection by authorized representatives of the Office of Price Administration so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

SEC. 8. *Prohibitions and evasions.* (a) No person shall sell and no persons shall buy, in the course of trade or business, any of the commodities covered by this order, at prices greater than the maximum prices established by this order.

(b) The price limitations set forth in this order shall not be evaded by direct or indirect methods, in connection with an offer, solicitation, agreement, sale, delivery, purchase or receipt of any of the commodities covered by this order, whether alone or in conjunction with any other commodity or by way of commissions, services, transportation or other charges, discounts, premiums, or other privileges or by tying agreement or other understanding or by making the terms and conditions of sale more onerous to buyers than they were during March 1942 (except as specifically permitted by this order or applicable regulations).

SEC. 9. *Amendment.* This order may be amended or revoked at any time by the Office of Price Administration.

This Order No. G–56 shall become effective May 31, 1946.

Issued: May 16, 1946.

E. C. TURNEY,
Acting Regional Administrator.

TABLE 1

Commodity and Unit	Price delivered and yard
Plaster, hard wall, ton	$19.00
Plaster, hard wall, 100 lb. bag	1.05
Gauging plaster, 100 lb. bag	1.05
Keene's cement, 100 lb. bag	2.50
Finishing lime, 50 lb. bag	.50
Gypsum lath ⅜", 1,000 sq. ft	25.00
Metal lath, painted, 2.5 lb., sq. yd	.25
Metal lath, plain corner bead, lin. ft	.035
Portland cement (standard paper), 94 lb. bag	.75
Masonry mortar, 70 lb. bag	.70
Mason's hydrated lime, 50 lb. bag	.50
Fire brick 9" straight first quality, 1,000	75.00
Vitrified clay sewer pipe No. 1SS, 4" lin. ft	.19
Vitrified clay sewer pipe No. 1SS, 6" lin. ft	.28
Flue lining 9 x 9, lin. ft	.36
Flue lining 9 x 13, lin. ft	.55
Flue lining 13 x 13, lin. ft	.68
Gypsum wallboard ⅜ inch, 1,000 sq. ft	40.00
Asphalt roofing 90 lb. mineral surface, 108 sq. ft. roll	2.36
Asphalt or tarred felt, 15 lb., 432 sq. ft. roll	2.50
Asphalt or tarred felt, 30 lb., 216 sq. ft. roll	2.50
Asphalt shingles 210 lb. (3 in 1) thickbutt, 100 sq. ft	6.00
Asphalt shingles 165 lb., 2 tab hexagon, 100 sq. ft	4.50
Fibre insulation board ½ inch standard, 1,000 sq. ft	45.00
Hard density synthetic fibreboard, ⅛ inch tempered (standard size), 1,000 sq. ft	100.00
Thermal insulation loose in bags (plain), 35 lb. bag	.95

Discounts: Sellers covered hereby shall not reduce or discontinue any allowances or discounts offered in March 1942.

Delivery: The prices set out in Table I above include all additions or charges for delivery. No deduction need be made from the prices set out in Table 1, above, where the purchaser elects to make his own delivery.

[F. R. Doc. 46–11061; Filed, June 25, 1946; 1:57 p. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register June 21, 1946.

Region II

Albany Order 19, Amendment 1, covering dry groceries in certain areas in New York. Filed 3:46 p. m.

Albany Order 20, Amendment 1, covering dry groceries in certain counties in New York. Filed 3:47 p. m.

Albany Order 19, covering dry groceries in certain areas in New York. Filed 3:47 p. m.

Albany Order 20, covering dry groceries in certain counties in New York. Filed 3:47 p. m.

Altoona Order 5–W, covering dry groceries in certain counties in Pennsylvania. Filed 3:47 p. m.

Binghamton Order 11, Amendments 1 and 2, covering dry groceries. Filed 3:47 and 3:48 p. m.

Binghamton Order 12, Amendments 1 and 2, covering dry groceries. Filed 3:48 p. m.

Binghamton Orders 11 and 12, covering dry groceries in certain counties in New York. Filed 3:47 and 3:48 p. m.

New York Order W–2, Amendment 1, covering dry groceries in New York City. Filed 3:48 p. m.

Region III

Columbus Order 8–F, Amendments 8 and 9 covering fresh fruits and vegetables in Franklin county, Ohio. Filed 3:48 p. m. and 3:49 p. m.

Columbus Order 9–F, Amendment 3, covering fresh fruits and vegetables in Columbus, Ohio District (except Franklin county). Filed 3:49 p. m.

Columbus Orders 15 and 16, Amendment 5, covering poultry. Filed 3:49 and 3:50 p. m.

Columbus Orders 15 and 16, Amendment 1, covering eggs in Zone 10. Filed 3:49 and 3:50 p. m.

Columbus Orders 15 and 16, Amendment 9, covering eggs in Zone 11 except Franklin county. Filed 3:50 p. m.

Saginaw Order 22, covering dry groceries in the Saginaw District. Filed 3:50 p. m.

Saginaw Order 4–W, covering dry groceries in certain counties in Michigan. Filed 3:49 p. m.

Saginaw Order 4–W, covering dry groceries in certain counties in Michigan. Filed 3:49 p. m.

Region VII

Denver Order 92, Amendment 13, covering dry groceries in the Alamosa-Creede-Monte Vista area. Filed 3:55 p. m.

Denver Order 93, Amendment 12, covering dry groceries sold by Group 4 stores in the Group 4 Area No. 1. Filed 3:56 p. m.

Denver Order 94, Amendment 13, covering dry groceries sold by Group 4 stores in the Group 4 Area No. 2. Filed 3:56 p. m.

Denver Order 13–W, Amendment 16, covering dry groceries in the Colorado Springs-Pueblo-Trinidad area. Filed 3:56 p. m.

Denver Order 14–W, Amendment 16, covering dry groceries in the Grand Junction area. Filed 3:56 p. m.

Denver Order 15–W, Amendment 14, covering dry groceries in the Durango area. Filed 3:57 p. m.

Helena Order 111 and 16–W, Amendment 4, covering dry groceries in certain areas in Montana. Filed 3:12 p. m.

Region VIII

Los Angeles Order L. A. 4–C, Amendment 5, covering poultry in the counties of Los Angeles, Orange, Inyo and San Diego. Filed 3:52 p. m.

Los Angeles Order L. A. 5–C, Amendment 4, covering poultry in the counties of Riverside, San Bernardino and Imperial. Filed 3:52 p. m.

Los Angeles Order L. A. 6–C, Amendment 4, covering poultry in the counties of Kern, San Luis Obispo, Santa Barbara and Ventura. Filed 3:52 p. m.

Los Angeles Order L. A. 22, Amendment 2, covering dry groceries. Filed 3:52 p. m.

Los Angeles Order L. A. 1–W, Amendment 14, covering dry groceries. Filed 3:52 p. m.

Nevada Order 11–F, Amendment 20–X, covering fresh fruits and vegetables. Filed 3:53 p. m.

Nevada Orders 5–C and 6–C, Amendments 14 and 4, covering poultry in Washoe county. Filed 3:53 p. m.

Nevada Orders 7–C and 8–C, Amendments 14 and 4, covering poultry in certain counties in Nevada. Filed 3:53 p. m.

Nevada Orders 9–C and 10–C, Amendments 14 and 4, covering poultry in certain counties in Nevada. Filed 3:53 and 3:54 p. m.

Phoenix Order 10–F, Amendment 42, covering fresh fruits and vegetables in the Tucson area. Filed 3:54 p. m.

Phoenix Order 11–F, Amendment 41, covering fresh fruits and vegetables in the Cochise area. Filed 3:54 p. m.

Phoenix Orders 18 and 19, Amendments 8 and 10, covering dry groceries. Filed 3:54 p. m.

Phoenix Orders 20 and 21, Amendments 9 and 7, covering dry groceries. Filed 3:54 and 3:55 p. m.

Phoenix Orders 22 and 23, Amendments 8 and 7, covering dry groceries. Filed 3:55 p. m.

Phoenix Order 19–O, Amendment 5, covering eggs in certain areas in Arizona. Filed 3:55 p. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46–11070; Filed, June 25, 1946; 4:31 p. m.]

[Region III Order G–4 Under Rev. Supp. Service Reg. 50]

DRY CLEANING AND PRESSING SERVICES IN DETROIT, MICH., AREA

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator by § 1499.648 (c) (7) of Revised Supplementary Service Regulation No. 50, as amended, to Revised Maximum Price Regulation No. 165 (Services) as amended, it is hereby ordered:

(a) *What this order does.* This order establishes adjusted wholesale maximum prices for the services hereinafter set forth in paragraph (c) hereof, when such services are supplied by establishments whose principal place of business is within the Detroit Area. It also establishes adjusted retail maximum prices for such services when sold within the Detroit Area by retail outlets.

(b) *Maximum prices.* The maximum prices for any service covered hereby shall be the highest of the following:

(1) The seller's maximum prices determined under the provisions of Maximum Price Regulation No. 165 or Revised Maximum Price Regulation No. 165;

(2) The seller's maximum prices as adjusted by any applicable orders or regulations of the Office of Price Administration.

(3) The seller's maximum prices originally determined under the provisions of Maximum Price Regulation No. 165 or Revised Maximum Price Regulation No. 165 (excluding any prior adjustments) increased by a surcharge of 9%, the results to be rounded to the nearest whole cent.

(i) Such increase is to be applied as a single percentage surcharge to the total of each bill rendered to the customer and should be designated on each bill in some form as follows: "OPA Permitted Price Increase To Maintain Supply $------", or to be included in the customer's total bill in terms of dollars and cents upon compliance with the provisions of Order No. 18 under Revised Maximum Price Regulation No. 165, as amended.

(ii) In the event the maximum price of any seller shall have been established by taking a competitor's adjusted maximum price under the provisions of Section 4 (c) of Revised Maximum Price Regulation No. 165 or § 1499.102 (b) (1) of Maximum Price Regulation No. 165, such seller shall apply the increase herein granted to the base period maximum prices of such competitor seller prior to the granting of any such adjustment or adjustments.

(c) *Coverage of this order*—(1) *Services.* (i) This order shall apply to services, generally supplied by dry cleaning or pressing establishments, including, but not limited to the following services:—dry cleaning, pressing, storing, altering and dyeing.

(ii) This order shall not apply to any service furnished in connection with furs or fur garments, rugs or carpets and furniture.

(2) *Sellers and sales.* This order shall cover:

(i) Wholesale sellers whose principal place of business is located in the Detroit Area.

(ii) Sales at retail when made within the Detroit Area.

(d) *Definitions.* (1) "Detroit Area" means the area that is within Wayne, Oakland and Macomb Counties, Michigan.

(2) Except as the context otherwise requires, the definitions contained in Revised Maximum Price Regulation No. 165 and Revised Supplementary Service Regulation No. 44, shall apply to other terms used herein.

(e) *Applicability of other regulations, orders or supplementary service regulations.* Except as provided to the contrary, all provisions of Revised Maximum Price Regulation No. 165 (Services), as amended, and all applicable Orders or Supplementary Service Regulations thereunder shall apply to the services subject to this order.

This order shall become effective June 5, 1946.

Issued: June 4, 1946.

JOHN F. KESSEL,
Regional Administrator.

[F. R. Doc. 46-11037; Filed, June 25, 1946; 1:41 p. m.]

[Region III Order G-8 Under Gen. Order 68, Amdt. 1]

HARD BUILDING MATERIALS IN LOUISVILLE, KY., AREA

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to the authority granted the Regional Administrator by General Order No. 68, *It is hereby ordered:*

1. That section 2 of Order No. G-8 be amended to read as follows:

SEC. 2. *Definition of retail sales.* For the purposes of this order, a "retail sale" means a sale to an ultimate user or to a purchaser for resale on an installed basis, *Provided, however,* That this order shall not apply to sales by manufacturers or jobbers of any asphalt, tarred, asbestos cement or other composition siding or roofing materials or of thermal insulation such as mineral wool, vermiculite, etc., to bona fide applicators of roofing and/or siding and/or insulation.

For the purposes of this order, an "applicator of roofing and/or siding and/or insulation" is a contractor engaged generally in the business of furnishing labor and/or composition roofing and/or siding and/or insulation materials for the purpose of installing such roofing, siding or insulation materials in buildings or structures.

2. That section 4 of Order No. G-8 be amended to read as follows:

SEC. 4. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulations or orders. Except to the extent that they are inconsistent with the provisions of this order, the provisions of the General Maximum Price Regulation (except sections 18, 19 and 19a) and other applicable regulations and orders shall apply to sales covered by this order.

3. That section 5 of Order No. G-8 be amended to read as follows:

SEC. 5. *Maximum prices.* (a) The maximum prices for building materials covered by this order are set forth in Table I hereof.

(b) *Discounts.* All sellers covered hereby shall grant a discount of not less than 2% on the prices in Table I for cash sales.

(c) *Delivery.* (1) All sellers covered hereby whose places of business are in the cities of Louisville, Kentucky or New Albany or Jeffersonville, Indiana shall deliver articles covered by this order free of charge to any point within the area described by extending, for a distance of three miles, the corporate limits of the above named municipalities.

(2) All sellers covered hereby not located in any of the areas defined in (1) above shall deliver articles covered by this order free of charge to any point within a radius of eight miles of such sellers' places of business.

(3) On sales of $10 or more, all sellers covered hereby may charge 50 cents per ton for each 5 miles, or fraction thereof, by which the point of delivery is located beyond the sellers' free delivery zones as defined in (1) or (2) above.

A minimum delivery charge of $1.50 per load trip may be made for delivery to points beyond a seller's free delivery zone as defined in (1) and (2) above.

(4) On sales of less than $10, all sellers covered hereby, making delivery beyond the free delivery zones defined in (1) and (2) above, may charge an amount equal to the amount computed in (3) above, plus 50 cents.

4. That section 6 of Order No. G-8 be amended to read as follows:

SEC. 6. *Posting.* Every seller making sales covered by this order shall post a copy of said order in each of his places of business in the Louisville, Kentucky Area in a manner plainly visible to all purchasers.

5. That section 7 of Order No. G-8 be amended to read as follows:

SEC. 7. *Sales slips and records.* Every seller covered by this order, regardless of previous custom, shall give the purchaser a receipt showing the date, name and address of the seller, the description of each item sold and the price received for it. If the seller customarily prepared his sales slips in more than one copy, he must keep for at least one year after delivery a duplicate copy of each sales slip delivered by him pursuant to this section.

For any sale of $10.00 or more, each seller, regardless of previous custom, must keep records showing at least the following information:

(1) Name and address of buyer.
(2) Date of transaction.
(3) Place of delivery.
(4) Complete description of each item sold and price charged.

6. That section 8 of Order No. G-8 be amended to read as follows:

SEC. 8. *Prohibitions and evasions.* (a) No person shall sell, and no person shall buy, in the course of trade or business, at prices greater than the maximum prices established by this order.

(b) The price limitations set forth in this order shall not be evaded by direct or indirect methods, in connection with an offer, solicitation, agreement, sale, delivery, purchase or receipt of any of the commodities covered by this order, whether alone or in conjunction with any other commodity, or by way of commissions, services, transportation or other understanding or by making the terms and conditions of sale more onerous to buyers than they were during March, 1942 (except as specifically permitted by this order or applicable regulations).

7. That section 9 be added to Order No. G-8, said section 9 to read as follows:

SEC. 9. *Amendment.* This order may be amended or revoked at any time by the Office of Price Administration.

8. That the price list in Order No. G-8 be amended to read as set forth in Table I attached hereto.

This Amendment No. 1 to Order No. G-8 shall become effective May 20, 1946.

Issued May 16, 1946.

E. C. TURNEY,
Acting Regional Administrator.

TABLE I

MAXIMUM RETAIL DELIVERED[1] PRICES FOR HARD BUILDING MATERIALS IN THE LOUISVILLE, KENTUCKY AREA, INCLUDING JEFFERSON COUNTY, KENTUCKY, AND FLOYD AND CLARK COUNTIES, INDIANA

Commodity and unit	*Price*
Plaster, hard wall, 100 pounds	$1.15
Plaster, gauging, 100 pounds	1.50
Plaster, moulding, 100 pounds	1.50
Keene's cement, 100 pounds	2.25
Finishing lime, 50 pounds	.55
Gypsum lath, ⅜ inch, 1,000 sq. feet	25.50
Metal lath, painted diamond mesh, 3.4 pound, sq. yard	.26
Metal lath, 3.4 pound, ⅜ inch high rib painted, sq. yard	.28
Metal lath, corner bead, expanded, lineal foot	.05
Portland cement, standard (paper bag), 94 pound bag	.75
Portland cement, standard (cloth bag), 94 pound bag	.85
Masonry mortar (paper sack), 70 pounds	.65
Mason's hydrated lime, 50 pound bag	.45
Waterproof cement (gray), 94 pound bag	.85
Gypsum block-partitions, 3 inch hollow, sq. foot	.10
Gypsum block-partitions, 4 inch hollow, sq foot	.12
Common brick, per 1,000	21.50
Fire brick, 9 inch straight first quality, per 1,000	80.00
Fire clay, 100 pound bag	1.15
Clay drain tile, 4 inch, lineal foot	.07
Vitrified clay sewer pipe, No. 1SS, 4 inch, lineal foot	.15
Vitrified clay sewer pipe, No. 1SS, 6 inch, lineal foot	.23
Flue lining, 9 inches x 9 inches, lineal foot	.31
Flue lining, 9 inches x 13 inches, lineal foot	.47
Flue lining, 13 inches x 13 inches, lineal foot	.56
Flue lining, 4½ inches x 8½ inches, lineal foot	.23
Gypsum wallboard, ⅜ inch, sq. foot	.05
Asphalt roofing, 90 pound mineral surface, 100 sq. foot roll	2.30
Asphalt or tarred felt, 15 pound, 432 sq. foot roll	2.15
Asphalt or tarred felt, 30 pound, 216 sq. foot roll	2.15
Asphalt shingles, 210 pound (3 in 1), thick butt, 100 sq. foot	5.65
Asphalt shingles, 165 pound, 2 tab hexagon, 100 sq. foot	4.40
Fibre insulation board, ½ inch standard lath and board, 1,000 sq. feet	48.00
Fibre insulation board, 25/32 inch asphalt sheathing, 1,000 sq. feet	57.00

Discounts and delivery charges. A discount of not less than 2% shall be allowed on all cash sales.

[1] *Delivery.* (1) All sellers covered hereby whose places of business are in the cities of Louisville, Kentucky, or New Albany or Jeffersonville, Indiana, shall deliver articles covered by this order free of charge to any point within the area described by extending, for a distance of three miles, the corporate limits of the above named municipalities.

(2) All sellers covered hereby not located in any of the areas defined in (1) above shall deliver articles covered by this order free of charge to any point within a radius of eight miles of such sellers' places of business.

(3) On sales of $10 or more, all sellers covered hereby may charge 50 cents per ton for each five miles, or fraction thereof, by which the point of delivery is located beyond the sellers' free delivery zones as defined in (1) or (2) above. A minimum delivery charge of $1.50 per load trip may be made for delivery to points beyond a seller's free delivery zone as defined in (1) and (2) above.

(4) On sales of less than $10, all sellers covered hereby making delivery beyond the free delivery zones defined in (1) and (2) above, may charge an amount equal to the amount computed in (3) above, plus 50 cents.

[F. R. Doc. 46-11044; Filed, June 25, 1946; 1:45 p. m.]

[Region III Rev. Order G-14 Under Rev. SO 119]

DELTA ELECTRIC CO. ET AL.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15, 16, and 17 of Revised Supplementary Order No. 119, it is ordered:

(a) *What this order does.* This order grants to Delta Manufacturing Company of Marion, Ind. (hereinafter referred to as the manufacturer) adjusted maximum prices of the commodities manufactured by it and listed in Appendix A of this order. It also authorizes resellers of such commodities to adjust their maximum prices.

(b) *Maximum prices.* Subject to the conditions contained in paragraph (d) hereof, the manufacturer is hereby granted the maximum prices set forth in Appendix A, attached hereto, and incorporated herein for the commodities listed therein and manufactured by it.

(c) *Resellers.* The maximum prices for the items covered by paragraph (b) on any sales by resellers to any class of purchaser shall be the price determined by increasing the maximum price which such reseller had in effect just prior to the issuance of this order by the same percentage amount by which his invoiced cost of such items is increased. Accordingly, a reseller who customarily sold on the basis of the manufacturer's list price may continue to sell on the basis of the manufacturer's new list price as adjusted pursuant to this order.

(d) *Terms of sale.* Maximum prices adjusted by this order are subject to each seller's customary terms, discounts, allowances, and other price differentials on sales to each class of purchaser.

(e) *Notification.* At the time of or prior to the first invoice to each reseller after the date of this order, the manufacturer must notify each reseller in writing of the price adjustments permitted by this order. This notice may be given in any convenient form.

(f) *Relation to other regulations and orders.* (1) Except as herein expressly provided, all sales of the commodities covered hereby shall be and remain subject to the applicable Maximum Price Regulation or order.

(2) This order replaces and supersedes Order No. G-14 under section 15 of Revised Supplementary Order No. 119 issued by the Regional Administrator on March 7, 1946.

(g) *Revocation and amendment.* This order may be revoked, modified, or amended at any time by the Office of Price Administration.

This order shall become effective May 17, 1946.

Issued May 17, 1946.

E. C. TURNEY,
Acting Regional Administrator.

APPENDIX A

Model number and model name	*Proposed new list*
A-1987, Nu-Nitemaster	$2.75
A-1966, Roadliter	1.49
A-1880, Winner	.98
A-2163, P-T	1.00
A-2151, P-T horn	1.89
A-2040, Roadblaster horn	1.89
A-1890, Winner horn	1.79
A-1845, Safetylites	1.10
A-1846, Redbeam tail light	.55
A-1885, Warner tail light	.80
A-1870, Generator	3.15
A-1868, Roll-Way head light	1.45
A-1968, Roadliter head light (generator)	1.30
A-1876, Generator and head light	4.50
A-1983, Generator and head light	4.35
A-1906, Tail light for generator	.89
A-1907, Generator, head and tail	5.25
A-2075, New generator	3.50
A-1932, Spitfire reflector	.39
A-1750, 4-cell battery case	1.00
A-1901, 6-volt battery case	1.25
A-1066, Husky lantern	1.79
A-1530, Powerlite lantern	3.85
A-1800, Poweray lantern	1.69
A-1095, Redbird lantern	2.50
A-1019, Silverlite lantern	1.19
A-2103, Reddylite lantern	2.69
A-1042, Lens guard	.50
P-41074, Red lens	.20
A-1050, Bracket for lantern	.40
A-1912, Navigation light	1.65
A-1946, Sternlite	.60
A-1737, Tank horn with button and battery tray (several model numbers)	.45
A-2164, P-T type fender lamps, enameled (several model numbers)	.425
A-1973, P-T type, chrome plated	.685
A-1978, Shelby special, enamel with chrome trim	.545
A-1936, Schwinn special	.25
A-2076, Monark special, chrome plated	.95
A-1981, Westfield special, chrome plated	.86
A-1965, Roadliter type, enamel with chrome trim	.58
A-1982, Twin reflector, chrome housing	.16

[F. R. Doc. 46-11050; Filed, June 25, 1946; 1:50 p. m.]

[Region III Order G-20 Under MPR 592]

UNION CONCRETE PIPE CO. ET AL.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 16 of Maximum Price Regulation No. 592 and the Emergency

Price Control Act of 1942, as amended, it is hereby ordered:

(a) *What this order does.* This Order No. G–20 under section 16 of Maximum Price Regulation No. 592 provides for an adjustment of the maximum prices for the sale of concrete pipes, cinder blocks, concrete joists and cinder lintels manufactured by the Union Concrete Pipe Company, hereinafter referred to as the manufacturer. The maximum prices of the manufacturer and the maximum prices of the resellers of such commodities are adjusted herein.

(b) *Manufacturer's adjusted maximum prices.* (1) The adjusted maximum prices for sales by the manufacturer of the subject commodities manufactured by it shall be its maximum net prices in effect immediately prior to the effective date of this order, to each class of purchaser, increased by the following percentages:

Commodity	Permitted percentage increase
Reinforced concrete pipe	9.33
Plain concrete sewer pipe	40
Cinder block	14
Precast concrete joist	14
Reinforced cinder lintels	14

(2) The manufacturer shall maintain, on all sales hereby affected, discounts and allowances at least as favorable as those which it had in effect immediately prior to the effective date of this order.

(3) The manufacturer shall continue to maintain its established standard quality specifications of products manufactured by it.

(c) *Resellers' adjusted maximum prices.* (1) Any reseller of the commodities for which an adjustment is granted the manufacturer in (b) above may add to his maximum prices in effect immediately prior to the effective date of this order, to each class of purchaser, the actual dollars-and-cents amount of any increase in his invoiced cost resulting from the adjustment granted the manufacturer by this order.

(2) Resellers' maximum prices adjusted under this paragraph are subject to each reseller's customary terms, discounts, allowances and other price differentials on sales to each class of purchaser.

(d) *Notification.* The manufacturer, at or prior to the first billing reflecting the adjustment herein granted, shall send to each purchaser who resells the commodities covered by this order, a notice of the adjustment authorized by this order. Such notice shall contain substantially the following:

Order No. G–20, under section 16 of Maximum Price Regulation No. 592 provides specified percentage increases of the maximum prices for the sale by the Union Concrete Pipe Company of concrete pipe, cinder blocks, concrete joists and cinder lintels manufactured by it. Resellers may add to their maximum prices in effect immediately prior to the effective date of this order, to each class of purchaser, the actual dollars-and-cents amount of any increase in their invoiced cost resulting from the adjustment granted to manufacturer by this order.

(e) *Revocation.* This order may be revoked or amended at any time by the Office of Price Administration.

This order shall become effective May 21, 1946.

Issued: May 21, 1946.

JOHN F. KESSEL,
Regional Administrator.

[F. R. Doc. 46–11034; Filed, June 25, 1946; 1:38 p. m.]

[Region III Order G–16 Under Gen. Order 68]

LISTED HARD BUILDING MATERIALS IN PARKERSBURG, W. VA., AREA

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to the provisions of General Order No. 68, this order is issued:

SECTION. I. *What this order covers.* This order covers all retail sales of any of the commodities specified in this order delivered to a purchaser in the Parkersburg, West Virginia, Area.

The Parkersburg, West Virginia, area, for the purposes of this order, consists of the counties of Wood, Wirt, Ritchie, Tyler and Pleasants in the State of West Virginia.

SEC. II. *Definition of retail sales.* For the purposes of this order, a "retail sale" means a sale to an ultimate user or to a purchaser for resale on an installed basis; *Provided, however,* That this order shall not apply to sales by manufacturers or jobbers of any asphalt, tarred, asbestos cement or other composition siding or roofing materials or of thermal insulation such as mineral wool, vermiculite, etc., to bona fide applicators of roofing and/or siding and/or insulation.

For the purposes of this order, an "applicator of roofing and/or siding and/or insulation" is a contractor engaged generally in the business of furnishing labor and/or composition roofing and/or siding and/or insulation materials for the purpose of installing such roofing, siding or insulation materials in buildings or structures.

SEC. III. *Description of items covered by this order.* This order covers the "hard building materials" set forth in the annexed table, including plaster, lath, lime, cement, fire brick, fire clay, clay drain tile, flue lining, and insulation. Other related items may be added from time to time.

SEC. IV. *Relation to other regulations.* The maximum prices set forth in Table I hereof supersede any maximum price or pricing method previously established by any other regulation or order. Except to the extent that they are inconsistent with the provisions of this order, the provisions of the General Maximum Price Regulation (except sections 18, 19 and 19a) and of other applicable regulations and orders shall apply to sales covered by this order.

SEC. V. *Maximum prices, discounts and delivery*—(a) *Maximum prices.* The maximum prices for building materials covered by this order are set forth in Table I which is annexed to and made a part of this order.

(b) *Discounts.* No seller covered hereby shall reduce or discontinue any allowances, discounts or differentials which he offered in March 1942.

(c) *Delivery.* The prices in Table I hereof include free delivery within a radius of five miles of the seller's place of business. Delivery beyond such five mile zone shall be at rates not exceeding the charges made by the seller in March 1942 for the same or similar delivery service.

SEC. VI. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of this order in each of his places of business in the Parkersburg, West Virginia Area in a manner plainly visible to and accessible by all purchasers.

SEC. VII. *Sales slips and records.* Every seller covered by this order, regardless of previous custom, shall give each purchaser a receipt showing the date, name, and address of the seller, the description of each item sold and the price received for it. If the seller customarily prepared his sales slips in more than one copy, he must keep for at least one year after delivery a duplicate copy of each sales slip delivered by him pursuant to this section.

For any sale of $10.00 or more each seller, regardless of previous custom, must keep records showing at least the following:

(1) Name and address of buyer.
(2) Date of transaction.
(3) Place of delivery.
(4) Complete description of each item sold and price charged.

All such records shall be kept and made available for inspection by authorized representatives of the Office of Price Administration so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

SEC. VIII. *Prohibitions and evasions.* (a) No person shall sell and no person shall buy, in the course of trade or business, any of the commodities covered by this order, at prices greater than the maximum prices established by this order.

(b) The price limitations set forth in this order shall not be evaded by direct or indirect methods, in connection with an offer, solicitation, agreement, sale, delivery, purchase or receipt of any of the commodities covered by this order, whether alone or in conjunction with any other commodity or by way of commissions, services, transportation or other charges, discounts, premiums, or other privileges or by tying agreement or other understanding or by making the terms and conditions of sale more onerous to buyers than they were during March, 1942 (except as specifically permitted by this order or applicable regulations).

SEC. IX. *Less than maximum prices.* Prices lower than the maximum prices established by this order may, of course, be charged and paid.

SEC. X. *Amendment.* This order may be amended or revoked at any time by the Office of Price Administration.

This Order No. G–16 shall become effective June 11, 1946.

Issued: May 28, 1946.

J. F. KESSEL,
Regional Administrator.

TABLE I—MAXIMUM DELIVERED[1] PRICES FOR RETAIL SALES OF THE LISTED HARD BUILDING MATERIALS IN THE PARKERSBURG, W. VA., AREA

Commodity and unit	Price
Plaster, hardwall, 100 lb	$1.09
Plaster, gauging, white, 100 lb	2.20
Plaster, moulding, 100 lb	2.20
Plaster, bonding, 100 lb	2.25
Keene's cement, 100 lb	2.50
Finishing lime, 50 lb	.50
Gypsum lath, ⅜-inch, 1,000 sq. ft	26.00
Metal lath, 2.5 lb., painted diamond mesh, sq. yd	.235
Metal lath, 3.4 lb., ⅜-inch high rib painted, sq. yd	.29
Metal lath, 3.4, ⅜-inch high rib galvanized, sq. yd	.345
Metal lath, corner bead, expanded type, lin. ft	.05
Metal lath, corner bead, 2 inch or 3 inch (cornerite), lin. ft	.03
Portland cement, standard (paper bags), 94 lb	.75
Portland cement, standard (cloth bags), 94 lb	.85
Masonry mortar (paper sack), 70 lb	.70
Mason's hydrated lime, 50 lb	.58
Waterproof cement (gray), 94 lb	1.00
Fire brick, 9-inch straight, first quality, 1,000	90.00
Fire clay, 100 lb	1.22
Clay drain tile, 3 inch, lin. ft	.075
Clay drain tile, 4 inch, lin. ft	.085
Clay drain tile, 6 inch, lin. ft	.145
Vitrified clay sewer pipe, No. 1SS, 4-inch (2-ft. lengths), lin. ft	.153
Vitrified clay sewer pipe, No. 1SS, 6-inch (2-ft. lengths), lin. ft	.227
Flue lining, 9 inch x 9 inch, lin. ft	.33
Flue lining, 9 inch x 13 inch, lin. ft	.50
Flue lining, 13 inch x 13 inch, lin. ft	.75
Gypsum wallboard, ⅜ inch, 1,000 sq. ft	38.12
Asphalt roofing, 90-lb., mineral surface, 108 sq. ft. roll	2.75
Asphalt or tarred felt, 15-lb. roll, 432 sq. ft. roll	2.45
Asphalt or tarred felt, 30-lb. roll, 216 sq. ft. roll	2.45
Asphalt shingles, 210-lb. (3 in 1) thickbutt, 100 sq. ft	5.93
Asphalt shingles, 165–167-lb., 2-tab hexagon, 100 sq. ft	4.77
Fibre insulation board, ½-inch standard lath and board, 1,000 sq. ft	50.00
Fibre insulation board, 25/32-inch, asphalt sheathing, 1,000 sq. ft	62.70
Asbestos cement siding, 12 inch x 24 inch or 27 inch standard colors, 100 sq. ft	7.63
Asbestos cement siding, 12 inch x 24 inch or 27 inch brilliant colors, 100 sq. ft	8.56
Thermal insulation-batts (paper backed) full-thick, 1,000 sq. ft	60.00

Discounts. No seller covered hereby shall reduce or discontinue any allowances, discounts or differentials which he offered in March 1942.

[1] *Delivery.* The prices in table I above include free delivery within a radius of 5 miles of the seller's place of business. Delivery beyond such 5-mile zone shall be at rates not exceeding the charges made by the seller in March 1942 for the same or similar delivery service.

[F. R. Doc. 46–11042; Filed, June 25, 1946; 1:44 p. m.]

[Region III Order G–20 Under 18 (c), Amdt. 10]

FLUID WHOLE MILK AND SPECIAL MILK IN MICHIGAN

For the reasons set forth in the opinion issued simultaneously herewith and pursuant to the authority vested in the Regional Administrator of Region III under the provisions of Supplementary Regulation No. 15 to the General Maximum Price Regulation and § 1351.807 of Maximum Price Regulation No. 280, and notwithstanding the provisions of § 1499.2 of the General Maximum Price Regulation and § 1351.803 of Maximum Price Regulation No. 280, *It is hereby ordered,* That:

1. Paragraph 1 (iii) of Schedule A of Order No. G–20 under § 1499.18 (c) of the General Maximum Price Regulation, as amended (order adjusting the maximum prices of fluid whole milk and special milk sold at retail and wholesale in the State of Michigan) be, and the same is, hereby amended to read as follows:

1. (iii) Adjusted maximum prices for the sale of fluid milk at retail and wholesale on Mackinac Island, Mackinac County, Michigan.

Type of delivery	Container	Size	Adjusted maximum price
Retail	Glass or other	1 gallon or multiples thereof	56¢ per gallon.
	Glass or paper	½ gallon	32¢ per gallon.
	do	1 quart	16½¢ per quart.
	do	1 pint	11¢ per pint.
	do	½ pint	9¢ per pint.
Wholesale	Glass or other	1 gallon or multiples thereof	51¢ per gallon.
	Glass or paper	½ gallon	28¢ per half gallon.
	do	1 quart	14½ per quart.
	do	1 pint	9½¢ per pint.
	do	½ pint	5¢ per half pint.

This Amendment No. 10 shall become effective June 3, 1946.

Issued: June 3, 1946.

JOHN F. KESSEL,
Regional Administrator.

[F. R. Doc. 46–11024; Filed, June 25, 1946; 1:34 p. m.]

[Region III Order G–21 Under SO 142]

LEWIS T. KLINE CO. ET AL.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 2 of Supplementary Order No. 142 and the Emergency Price Control Act of 1942, as amended, it is hereby ordered:

(a) *What this order does.* This Order No. G–21 under section 2 of Supplementary Order No. 142 provides for an adjustment of the maximum prices of various lines of machinery covered by Revised Maximum Price Regulation No. 136 manufactured by the Lewis T. Kline Company of Alpena, Michigan, hereinafter referred to as the manufacturer. The maximum prices of the manufacturer and the maximum prices of the resellers of such products are adjusted herein.

(b) *Manufacturer's adjusted maximum prices.* (1) The adjusted maximum list prices for sales by the manufacturer of the various types of machinery described herein are as follows:

Product	Adjusted maximum list price
No. 58—Broom handle lathe up to 5'	$1,264
No. 58—¾'' up to 1½'' dl. x 30'' up to 5'	1,264
No. 59—1½'' dl. up to 2⅜'' dl. x 30'' up to 7' 6''	2,128
No. 60—5/16'' dl. up to ¾'' dl. x 30'' up to 5'	665
No. 68—4'' dl. turnings plug machine	1,563
No. 68—4½'' dl. turnings plug machine	1,623
No. 68—5'' dl. turnings plug machine	1,661
No. 69—7'' dl. turnings plug machine	1,752
No. 80—Excelsior machine	2,304
No. 85—Hand spool finishing lathe	585
No. 84—Hand spool rougher	312

(2) The manufacturer shall maintain all quantity and cash discounts, allowances and other price differentials, which it had in effect immediately prior to the date of this order, on all sales affected by this order.

(c) *Resellers' adjusted maximum prices.* (1) Any reseller of the products for which an adjustment is granted the manufacturer in (b) above may add to his maximum prices in effect immediately prior to the effective date of this order, to each class of purchaser, the actual dollars-and-cents amount of increase in his invoiced cost resulting from the adjustment granted the manufacturer by this order.

(2) Resellers' maximum prices adjusted under this paragraph are subject to each reseller's discounts, allowances and other price differentials on sales to each class of purchaser.

(d) *Notification.* The manufacturer, at or prior to the first billing reflecting the adjustments herein granted, shall send to each purchaser who resells the products covered by this order a notice of the adjustment authorized by this order. Such notice shall contain substantially the following:

Order No. G–21 under Section 2 of Supplementary Order No. 142 provides adjusted maximum list prices for the sale by the Lewis T. Kline Company of various types of machinery manufactured by it and covered by Revised Maximum Price Regulation No. 136. Resellers may add to their maximum prices in effect immediately prior to the effective date of this order, to each class of purchaser, the actual dollars-and-cents amount of any increase in their invoiced cost resulting from the adjustment granted to the manufacturer by this order.

(e) *Revocation and amendment.* This order may be revoked or amended at any time by the Office of Price Administration.

This order shall become effective May 1, 1946.

Issued: May 1, 1946.

JOHN F. KESSEL,
Regional Administrator.

[F. R. Doc. 46–11048; Filed, June 25, 1946; 1:49 p. m.]

[Region III Order G-27 Under SO 142]

TRIANGLE MFG. CO. ET AL.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 2 of Supplementary Order No. 142 and the Emergency Price Control Act of 1942, as amended, it is hereby ordered:

(a) *What this order does.* This Order No. G-27 under section 2 of Supplementary Order No. 142 provides for an adjustment of the maximum prices of sump pumps, covered by Revised Maximum Price Regulation No. 136, manufactured by W. G. Mason, doing business as the Triangle Manufacturing Company of Detroit, Michigan, hereinafter referred to as the manufacturer. The maximum prices of the manufacturer and the maximum prices of resellers are adjusted herein.

(b) *Manufacturer's adjusted maximum prices.* (1) The adjusted maximum list prices for sales by the manufacturer of sump pumps manufactured by it are as follows:

Sump pumps	Adjusted maximum list prices
Model No. 31-1G	$39.50
Model No. 44	41.50

(2) Trade discounts for sales by the manufacturer of sump pumps manufactured by it are as follows:

Sump Pumps—Discount

Model No. 31-1G: 25-20-5% (in lots of 5 or more)
Model No. 44: 25-20-10% (in lots of 6 or more)

(3) The manufacturer shall maintain all other discounts, allowances, and price differentials which it had in effect immediately prior to the effective date of this order on all sales hereby affected.

(c) *Resellers' adjusted maximum prices.* (1) Resellers' adjusted maximum prices for sump pumps produced by the manufacturer shall be the adjusted maximum list prices in (b) above less the following discounts to the following classes of purchasers:

Class of purchaser	Discount	
	Model No. 31-1G	Model No. 44
	Percent	*Percent*
Retail customer	None	None
Dealer or plumber	25	25
Wholesalers, jobbers or distributors	25-20	25-20

(2) Reseller's shall maintain all other discounts and allowances which it had in effect immediately prior to the effective date of this order.

(d) *Notification.* The manufacturer, at or prior to the first billing reflecting the adjustment herein granted, shall send to each purchaser who resells the products covered by this order, a notice of the adjustment authorized by this order. Such notice shall contain substantially the following:

Order No. G-27 under section 2 of Supplementary Order No. 142 provides adjusted maximum list prices and discounts for the sale of sump pumps manufactured by W. G. Mason, doing business as the Triangle Manufacturing Company, Detroit, Michigan. The adjusted maximum list prices and discounts permitted are as follows:

Sump pumps	Adjusted maximum list price	Discount
Model No. 31-1G	$39.50	25-20-5% (in lots of 5 or more).
Model No. 44	41.50	25-20-10% (in lots of 5 or more).

Resellers maximum prices for sump pumps manufactured by the said manufacturer shall be the adjusted maximum list prices shown above less the following discounts to the following classes of purchaser:

Class of purchaser	Discount	
	Model No. 31-1G	Model No. 44
	Percent	*Percent*
Retail customers	None	None
Dealer or plumbers	25	25
Wholesalers, jobbers, or distributors	25-20	25-20

(e) *Revocation and amendment* This order may be modified, amended or revoked at any time by the Office of Price Administration.

This order shall become effective June 11, 1946.

Issued: June 11, 1946.

JOHN F. KESSEL,
Regional Administrator.

[F. R. Doc. 46-11046; Filed, June 25, 1946; 1:49 p. m.]

[Region III Order G-23 Under SO 142]

HETHERINGTON & BERNER, INC., ET AL.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 2 of Supplementary Order No. 142 and the Emergency Price Control Act of 1943, as amended, it is hereby ordered:

(a) *What this order does.* This Order No. G-23 under section 2 of Supplementary Order No. 142 provides for an adjustment of the maximum prices for the sale of sand and gravel pumps and repair parts for such pumps, covered by Revised Maximum Price Regulation No. 136, manufactured by Hetherington & Berner, Inc., hereinafter referred to as the manufacturer. The maximum prices of the manufacturer and the maximum prices of resellers of such commodities are adjusted herein.

(b) *Manufacturer's adjusted maximum prices.* (1) The adjusted maximum list prices for sales by the manufacturer of sand and gravel pumps and repair parts for such pumps manufactured by it shall be its maximum list prices, in effect on October 1, 1941, increased by 27.2%.

(2) The manufacturer shall maintain all discounts, allowances and other price differentials which it had in effect immediately prior to the effective date of this order on all sales affected by this order.

(c) *Resellers' adjusted maximum prices.* (1) Any reseller of the products for which an adjustment is granted the manufacturer in (b) above may add to his maximum prices in effect immediately prior to the effective date of this order, to each class of purchaser, the percentage amount of increase in his net invoiced cost resulting from the adjustment granted the manufacturer by this order.

(2) Resellers' maximum prices adjusted under this paragraph are subject to each reseller's discounts, allowances and other price differentials on sales to each class of purchaser.

(d) *Notification.* The manufacturer, at or prior to the first billing reflecting the adjustment herein granted, shall send to each purchaser who resells the products covered by this order, a notice of the adjustment authorized by this order. Such notice shall contain substantially the following:

Order No. G-23 under Section 2 of Supplementary Order No. 142 provides adjusted maximum list prices for the sale by Hetherington & Berner, Inc. of sand and gravel pumps and repair parts for such pumps manufactured by it and covered by Revised Maximum Price Regulation No. 136. Resellers may add to their maximum prices in effect immediately prior to the effective date of this order, to each class of purchaser, the percentage amount of any increase in their net invoiced cost resulting from the adjustment granted to the manufacturer by this order.

(e) *Revocation and amendment.* This order may be modified, amended or revoked at any time by the Office of Price Administration.

This order shall become effective May 31, 1946.

Issued May 31, 1946.

JOHN F. KESSEL,
Regional Administrator.

[F. R. Doc. 46-11047; Filed, June 25, 1946; 1:49 p. m.]

[Region III Order G-27 Under MPR 592]

CARBON CONCRETE BRICK CO. ET AL.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to section 16 of Maximum Price Regulation No. 592 and the Emergency Price Control Act of 1942, as amended, it is hereby ordered:

(a) *What this order does.* This Order No. G-27 under section 16 of Maximum Price Regulation No. 592 provides for an adjustment of the maximum prices for the sale of concrete block manufactured by the Carbon Concrete Brick Company, hereinafter referred to as the manufacturer. The maximum prices of the manufacturer and the maximum prices of resellers of such commodity are adjusted herein.

(b) *Manufacturer's adjusted maximum prices.* (1) The adjusted maximum prices for sales by the manufacturer of the various sizes of concrete block produced by it shall be as follows:

Concrete block	Price f. o. b. plant	Price f. o. b. job within 30 mile radius of plant
	Each	*Each*
2" x 8" x 16" plain face	12¢	14¢
3" x 8" x 16" plain face	12¢	14¢
4" x 8" x 16" plain face	12¢	14¢
5" x 8" x 16" plain face	12¢	14¢
8" x 4" x 16" plain face	10¢	12¢
8" x 8" x 16" plain face	16½¢	18¢
8" x 8" x 16" rock face	18¢	20¢
10" x 8" x 16" plain face	20¢	22¢
12" x 8" x 16" plain face	24¢	26¢

Sash block: Add 2¢ each to the above prices for equivalent sizes.
Building supply dealer's discount: 15%.
Terms of sale: 5% discount for payment by 10th proximo.

(2) The manufacturer shall maintain, on all sales hereby affected, all discounts and allowances, in addition to the discounts specified herein, which are at least as favorable as those which it had in effect immediately prior to the effective date of this order.

(3) The manufacturer shall continue to maintain the Federal specifications for a 1000 pound load test block.

(c) *Resellers' adjusted maximum prices.* (1) Any reseller of the commodities for which an adjustment is granted the manufacturer in (b) above may add to his maximum prices in effect immediately prior to the effective date of this order, to each class of purchaser, the percentage amount of any increase in his net invoiced cost resulting from the adjustment granted the manufacturer by this order.

(2) Resellers' maximum prices adjusted under this paragraph are subject to each reseller's customary terms, discounts, allowances and other price differentials on sales to each class of purchaser.

(d) *Notification.* The manufacturer, at or prior to the first billing reflecting the adjustment herein granted, shall send to each purchaser who resells the commodities covered by this order, a notice of the adjustment authorized by this order. Such notice shall contain substantially the following:

Order No. G-27 under section 16 of Maximum Price Regulation No. 592 provides adjusted maximum prices for the sale by The Carbon Concrete Brick Company of Youngstown, Ohio, of concrete blocks, manufactured by it. Resellers may add to their maximum prices in effect immediately prior to the effective date of this order, to each class of purchaser, the percentage amount of any increase in their net invoiced cost resulting from the adjustment granted to the manufacturer by this order.

(e) *Revocation and amendment.* This order may be modified, amended or revoked at any time by the Office of Price Administration.

This order shall become effective June 7, 1946.

Issued June 7, 1946.

FRANCIS B. DOUGLASS,
Acting Regional Administrator.

[F. R. Doc. 46-11031; Filed, June 25, 1946; 1:37 p. m.]

[Syracuse Adopting Order 9 Under Basic Order 1 Under General Order 68, Amdt. 2]

HARD MASON MATERIALS IN UTICA, N. Y., AREA

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and under the authority vested in the Regional Administrator of Region 2 by the Emergency Price Control Act of 1942 as amended, by General Order 68 as amended, and by Revised Procedural Regulation No. 1, which authority has been duly delegated by such Regional Administrator to the District Director, Syracuse District Office; *It is hereby ordered:*

1. Adopting Order No. 9 under Basic Order No. 1 as amended, under General Order 68 as amended, is hereby amended by striking out items 18, 19, 20, 21, 22, 25, 26, 27, 28, 29, and 31 in Schedule A annexed to said Order, and inserting in place thereof, the following:

18. Vitrified Clay Sewer Pipe No. 188-4", $0.195 linear ft.
19. Vitrified Clay Sewer Pipe No. 188-6", $0.2925 linear ft.
20. Flue lining, 9" x 9", $0.83 2-ft. length.
21. Flue lining, 9" x 13", $1.21 2-ft. length.
22. Flue lining, 13" x 13", $1.575 2-ft. length.
25. Asphalt roofing, 90-lb. mineral surface, $2.52 per roll.
26. Asphalt or tarred felt, 15-lb., $2.60 per roll.
27. Asphalt or tarred felt, 30-lb., $2.60 per roll.
28. Asphalt shingles, 210 lbs. (3 in 1) thickbutt, $6.00 per roll.
29. Asphalt shingles, 165-lb. 2-tab hexagon, $4.70 per sq.
31. Fiber insulation board, 25/32" asphalt sheathing, $66.80 M sq. ft.

2. Except as hereby amended, Adopting Order No. 9 under Basic Order No. 1 as amended, under General Order No. 68 as amended, shall remain the same and all provisions thereof remain in full force and effect.

3. This amendment shall become effective immediately.

Issued this 17th day of June 1946.

GEORGE G. MOORE,
District Director.

[F. R. Doc. 46-11025; Filed, June 25, 1946; 1:34 p. m.]

[Region III Order G-16 Under SO 142, Amdt. 1]

ADAPTI CO. ET AL.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 2 of Supplementary Order No. 142 and the Emergency Price Control Act of 1942, as amended, *It is ordered*, That Order No. G-16 under Supplementary Order No. 142 be and hereby is amended in the following respects:

1. Paragraph (b) (1) is amended to read as follows:

(b) *Manufacturer's adjusted maximum prices.* (1) The adjusted maximum prices for sales by the manufacturer of all electric fittings except service entrance caps and ells, manufactured by it, shall be its maximum net prices in effect during March, 1942 to each class of purchaser increased by 15%.

This Amendment No. 1 to Order No. G-16 shall become effective May 15, 1946.

Issued: MAY 15, 1946.

E. C. TURNEY,
Acting Regional Administrator.

[F. R. Doc. 46-11049; Filed, June 25, 1946; 1:49 p. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File Nos. 54-120, 59-34, 59-56]

NEW ENGLAND GAS AND ELECTRIC ASSN. ET AL.

ORDER APPROVING AMENDED PLAN

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 24th day of June 1946.

In the matter of New England Gas and Electric Association, File No. 54-120; New England Gas and Electric Association, et al., File No. 59-34; New England Gas and Electric Association, File No. 59-56.

New England Gas and Electric Association (New England), a registered holding company, having filed an application and amendment thereto pursuant to section 11 (e) of the Public Utility Holding Company Act of 1935 and other applicable sections of the act for approval of an amended plan for the recapitalization of New England and related transactions; and

New England having requested the Commission, pursuant to section 11 (e) of the act, to apply to a court in accordance with the provisions of subsection (f) of section 18 of the act to enforce and carry out the terms and provisions of the amended plan; and

New England having further requested that the Commission enter an order finding that the transactions proposed in said amended plan are necessary or appropriate to effectuate the provisions of section 11 (b) of the act and that such order conform to the requirements of section 1808 (f) and Supplement R of the Internal Revenue Code, as amended; and

The Commission having issued a notice of filing and order for hearing on said amended plan, and having directed that the proceedings thereon be consolidated with the proceedings previously instituted under section 11 (b) (1) and 11 (b) (2) of the act in respect to New England; and

Copies of said notice of filing and order for hearing and copies of the amended plan having been mailed to all security holders of New England (insofar as the identity of such security holders was known or available), notice having been given to all interested persons, a public hearing having been held at which hearing security holders of New England and other interested persons were afforded an opportunity to be heard; and

The Commission having considered the record in the matter and having made and filed its findings and opinion herein:

It is ordered, That pursuant to section 11 (e) of the act and other applicable provisions of the act, the amended plan be, and hereby is, approved, subject to the conditions contained in Rule U-24 and to the following additional terms and conditions:

(1) That the order entered herein shall not be operative to authorize the consummation of the transactions proposed in the amended plan until an appropriate United States District Court shall, upon application thereto, enter an order enforcing said amended plan;

(2) That jurisdiction is specifically reserved to determine the following matters: (a) To pass upon certain necessary amendments with respect to the terms of the new bonds and new common shares; (b) The reasonableness of the price to be paid for New England's bonds and common shares, the terms of the offering thereof, the underwriter's spread and the fees and expenses in connection therewith; (c) The reasonableness and appropriate allocation of all fees and expenses and other remunerations incurred and to be incurred in connection with the plan and the transactions incident thereto; (d) The accounting treatment in connection with carrying out the plan; and (e) To entertain such further proceedings and to make such supplementary findings and to take such further action as may be necessary in connection with the plan, the transactions thereto, and the consummation thereof.

It is further ordered, That counsel for the Commission be, and they hereby are, authorized and directed to make application forthwith, on behalf of the Commission, to an appropriate United States District Court, pursuant to the provisions of section 11 (e) and in accordance with subsection (f) of section 18 of the act, to enforce and carry out the terms and provisions of the amended plan.

It is further ordered, That the proceedings instituted under section 11 (b) (1) of the act in respect to New England be, and they hereby are, separated, for further hearing and disposition, from the proceedings instituted under section 11 (b) (2) of the act and proceedings in respect to the amended plan under section 11 (e) of the act.

It is further ordered, That the transactions specified and itemized below, all as provided by the amended plan, are necessary or appropriate to effectuate the provisions of section 11 (b) of the act:

(1) The issue and sale by New England at competitive bidding of $22,500,000 principal amount of its sinking fund collateral trust bonds, plus sufficient new common shares, out of the original issue of 2,300,000 shares, to supply $11,500,000, the proceeds from such sale (other than premium on the new bonds), together with funds in its treasury, to be applied to the retirement, at par and accrued interest, of the debentures of New England presently outstanding;

(2) The allocation by New England of eighty-four and one-half percent (84½%) of the remaining common shares to the holders of the present $5.50 Dividend Series Preferred shares, subject to the limitations contained in the Plan, whereupon New England will require the surrender of the present $5.50 Dividend Series Preferred shares.

(3) The offering and sale by New England at competitive bidding of the remaining common shares, and the payment by New England of an amount in cash equal to the price received for such shares to Utilities Investing Trust and the Trustee of the Estate of Associated Gas and Electric Corporation, Debtor; and the cancellation of all the presently outstanding $7 Second Preferred and Common shares of New England which are now held by Utilities Investing Trust; and the execution by the Trustees of the Estates of Associated Gas and Electric Corporation and Associated Gas and Electric Company, Debtors, Gas and Electric Associates and Utilities Investing Trust of releases of claims as required by the plan.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant to the Secretary.

[F. R. Doc. 46-11106; Filed, June 26, 1946; 10:28 a. m.]

[File No. 70-1301]

UNITED GAS IMPROVEMENT CO. AND ALLENTOWN-BETHLEHEM GAS CO.

ORDER GRANTING APPLICATION AND PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 21st day of June 1946.

The United Gas Improvement Company (UGI), a registered holding company, and its subsidiary, Allentown-Bethlehem Gas Company (Allentown), having filed a joint application and declaration pursuant to sections 6, 9, 10 and 12 of the Public Utility Holding Company Act of 1935 and Rules U-42 and U-43 promulgated thereunder in respect of the following proposed transactions:

Allentown proposes to issue and sell to UGI, the present owner of all the outstanding common stock of Allentown, 30,000 additional shares of common stock, par value $50 per share, for $1,500,000 in cash. Allentown also proposes to issue and sell to banks its promissory notes in the principal amount of $150,000 maturing not more than nine months after date of issue and bearing interest at 3% per annum. The proceeds of the issue and sale of the common stock and notes will be used to redeem Allentown's outstanding 30,000 shares of 7% Preferred Stock at the redemption price of $55 per share plus accrued dividends. Upon consummation of the proposed transactions, Allentown will have 102,375 shares of common stock outstanding and no preferred stock authorized or outstanding. The issue and sale of the additional common stock has been approved by the Pennsylvania Public Utility Commission; and

Said application and declaration having been filed on the 17th day of May, 1946, and amendments thereto having been filed on May 27, 1946 and June 14, 1946, respectively, and notice of said filing having been duly given in the manner prescribed in Rule U-23 promulgated pursuant to said act; and

The Commission not having received a request for hearing with respect to said application and declaration within the period specified in said notice, or otherwise, and not having ordered a hearing thereon; and

It appearing to the Commission that Allentown's application pursuant to section 6 (b) of the act regarding the exemption from the provisions of section 6 (a) thereof of the issue and sale of additional common stock should be granted; and

It further appearing to the Commission with respect to said application under section 10 of the act that, insofar as applicable, no adverse findings are necessary under sections 10 (b) and 10 (c) (1), and that the proposed transaction has the tendency required by section 10 (c) (2); and

The Commission observing no basis for adverse findings under sections 12 (c) and 12 (f) and Rules U-42 and U-43 promulgated thereunder;

It is hereby ordered, Pursuant to Rule U-23 and the applicable provisions of said act and subject to the terms and conditions prescribed in Rule U-24 that the aforesaid joint application and declaration, as amended, be, and the same hereby are, granted and permitted to become effective, respectively, forthwith.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant to the Secretary.

[F. R. Doc. 46-11107; Filed, June 26, 1946; 10:29 a. m.]

[File Nos. 70-314, 70-315, 59-21, 4-33, 54-91, 70-868]

UNITED GAS CORP. ET AL.

INTERIM ORDER RELEASING JURISDICTION OVER CERTAIN FEES AND EXPENSES

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 21st day of June A. D. 1946.

In the matter of United Gas Corporation, United Gas Pipe Line Company, Houston Gulf Gas Company, file No. 70-314; in the matter of Electric Bond and Share Company, file No. 70-315; in the matter of Electric Bond and Share Company, Electric Power & Light Corporation, United Gas Corporation, Houston Gas Securities Company, United Gas Pipe Line Company, Houston Gulf Gas Company, file No. 59-21; in the matter of Investigation of Organization and Financing of United Gas Corporation, etc., file No. 4-33; in the matter of United Gas Corporation, Electric Power & Light Corporation, Electric Bond and Share Company, file No. 54-91; in the matter of Electric Bond and Share Company, file No. 70-868.

The Commission having issued an order dated September 7, 1944, approving (1) a plan of reorganization of United Gas Corporation (United) pursuant to section 11 (e) of the Public Utility Holding Company Act of 1935, in which plan Electric Bond and Share Company (Bond and Share) and Electric Power & Light Corporation (Electric) joined with respect to all transactions affecting them as provided therein, and (2) a series of transactions incident to the refinancing of United, and in connection therewith the issue and sale of $100,000,000 principal amount of First Mortgage and Collateral Trust Bonds, and the use of the proceeds of such sale to carry out the terms and provisions of said plan; and

The Commission's order of September 7, 1944 approving said plan and said transactions incident thereto having reserved jurisdiction to approve, disapprove, modify, or allocate by further order all fees and expenses incurred in connection with said plan and said transactions incident thereto; and

United and United Gas Pipe Line Company having filed a joint application, and Bond and Share and Electric having filed applications, for approval of payment by them of certain fees and expenses incurred in connection with said plan and the transactions incident thereto, and the Commission having on March 21, 1945 issued its notice of and order for hearing with respect to said applications; and

Public hearings having been held and the record having been completed with respect to said applications; and it further appearing that certain requests for legal fees have been amended as follows:

To be paid by United:	
Reid & Priest	$65,000
Baker, Botts, Andrews & Wharton	65,000
Vinson, Elkins, Weems & Francis	20,000
Milbank, Tweed & Hope	50,000
To be paid by Bond & Share:	
Simpson, Thatcher & Bartlett	60,000
To be paid by Electric:	
Cahill, Gordon, Zachry & Reindel	57,500

It further appearing with respect to fees proposed to be paid by United that the finders' or agents' fees requested by Dillon, Read & Co., and Bonbright and Company have not as yet been finally determined; and

It further appearing to the Commission that the fees and expenses other than the finders' or agents' fees requested by Dillon, Read & Co. and Bonbright and Company under the circumstances of these proceedings, are not unreasonable;

It is hereby ordered, That jurisdiction over the payment of fees and expenses to be paid in connection with the above-described transactions other than the finders' or agents' fees requested by Dillon, Read & Co. and Bonbright and Company be, and the same hereby is, released.

It is further ordered, That the reservation of jurisdiction over the finders' and agents' fees requested by Dillion, Read & Co. and Bonbright and Company in connection with the above-described transactions be, and the same hereby is, continued.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant to the Secretary.

[F. R. Doc. 46-11108; Filed, June 26, 1946; 10:29 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 6377]

GEORGE E. BINGHAM ET AL.

In re: George E. Bingham and Laura Bingham vs. Michael Schmidt, et al.; File D-28-7528; E. T. sec. 7836.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Michael Schmidt, Martin Schmidt, Anna Schmidt Schumann, Georg Schmidt, Franz Schmidt, Anna Schmidt Schaefer, John Doe Kienlein, Martin Kienlein, Anna Kienlein, Dorothea (also known as Thorodea) Kienlein Gehr, Anna Schmidt Bacherler, Joseph Brandl, Johann Brandl, Martin Brandl, Barbara Brandl, Johann Schmid, Theresia Schmid Bogner, Babeta Schmid, Regina Schmid Krauss, Monika Schmid Krebs, Anna Schmid Konig, Magdalene Schmid Kegel, Katharina Schmid Bleml and Joseph Schmid, and each of them, in and to the sum of $850.00 now held by Robert G. Clostermann in accordance with the decree of the Circuit Court of the State of Oregon, for the County of Clackamas, dated October 2, 1945, in the proceeding entitled, George E. Bingham and Laura Bingham, his wife, vs. Michael Schmidt et al., No. 34765,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and last known address

Michael Schmidt, Germany.
Martin Schmidt, Germany.
Anna Schmidt Schumann, Germany.
Georg Schmidt, Germany.
Franz Schmidt, Germany.
Anna Schmidt Schaefer, Germany.
John Doe Kienlein, Germany.
Martin Kienlein, Germany.
Anna Kienlein, Germany.
Dorothea (also known as Thorodea) Kienlein Gehr, Germany.
Anna Schmidt Bacherler, Germany.
Joseph Brandl, Germany.
Johann Brandl, Germany.
Martin Brandl, Germany.
Barbara Brandl, Germany.
Johann Schmid, Germany.
Theresia Schmid Bogner, Germany.
Babeta Schmid, Germany.
Regina Schmid Krauss, Germany.
Monika Schmid Krebs, Germany.
Anna Schmid Konig, Germany.
Magdalene Schmid Kegel, Germany.
Katharina Schmid Bleml, Germany.
Joseph Schmid, Germany.

That such property is in the process of administration by Robert G. Clostermann, as Depositary in the proceeding entitled George E. Bingham and Laura Bingham, his wife, vs. Michael Schmidt et al, No. 34765, acting under the judicial supervision of the Circuit Court of the State of Oregon, for the County of Clackamas;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 31, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-11085; Filed, June 26, 1946; 9:19 a. m.]

[Vesting Order 6384]

BROTHER CHRISTIAN BERNARD TEWES

In re: Estate of Brother Christian Bernard Tewes, deceased; File D-28-5697; E. T. sec. 14733.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Anna Tewes, Tiburia Tewes, and Theresia Volmer (Vollmer), and each of them, in and to the Estate of Brother Christian Bernard Tewes, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and Last Known Address

Anna Tewes, Germany.
Tiburia Tewes, Germany.
Theresia Volmer (Vollmer), Germany.

That such property is in the process of administration by Union Planters Na-

tional Bank & Trust Company of Memphis, as Administrator c. t. a. d. b. n., of the Estate of Brother Christian Bernard Tewes, acting under the judicial supervision of the Probate Court of Shelby County, Tennessee;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 31, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–11086; Filed, June 26, 1946; 9:19 a. m.]

[Vesting Order 6407]

ANNA KOCH

In re Bank account and stock owned by Anna Koch. F–28–23190–A–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Anna Koch, whose last known address is Cronenberger Strasse, Elberfeld Rheinland, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows:

a. That certain debt or other obligation owing to Anna Koch, by The First National Bank, Allendale, New Jersey, arising out of a Savings Account, Account Number 2276, entitled Anna Koch, and any and all rights to demand, enforce and collect the same, and

b. Three units of a certain Voting Trust of the capital stock of Seaboard Trust Co., Hoboken, New Jersey, evidenced by Certificate Number V. T. 2799, registered in the name of Anna Koch and in the possession of The First National Bank, Allendale, New Jersey, together with all declared and unpaid dividends thereon, and

c. A certain Trust Certificate, face value, $30.67, of the Seaboard Trust Co., Hoboken, New Jersey, evidenced by Certificate Number T. C. 3703, registered in the name of Anna Koch, and in the possession of the First National Bank, Allendale, New Jersey. together with all declared and unpaid dividends thereon, and

d. 405/1910ths unit of a certain Voting Trust of the capital stock of Seaboard Trust Co., Hoboken, New Jersey, evidenced by Certificate Number S. 3706, unregistered, and in the possession of the First National Bank, Allendale, New Jersey, together with all declared and unpaid dividends thereon,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 3, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–11087; Filed, June 26, 1946; 9:20 a. m.]

[Vesting Order 6514]

JOHN DICK LANG

In re: Estate of John Dick Lang, deceased; File No. D–34–861; E. T. sec. 14300.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Akos Lang and Gyozo Lang, and each of them, in and to the estate of John Dick Lang, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Hungary, namely,

Nationals and Last Known Address

Akos Lang, Hungary.
Gyozo Lang, Hungary.

That such property is in the process of administration by Norman Unger, as Executor, acting under the judicial supervision of the Surrogate's Court of Bronx County, New York;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Hungary);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 11, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–11088; Filed, June 26, 1946; 9:20 a. m.]

[Vesting Order 6515]

MARIE ROSENBAUM

In re: Estate of Marie Rosenbaum, deceased; File No. D–28–8869; E. T. sec. 10999.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Hedwig Armborst Oelsner in and to the estate of Marie Rosenbaum, deceased,

is property payable or deliverable to, or claimed by a national of a designated enemy country, Germany, namely,

National and Last Known Address

Hedwig Armborst Oelsner, Germany.

That such property is in the process of administration by Anton Armborst, as administrator of the estate of Marie Rosenbaum, deceased, acting under the judicial supervision of the Court of Probate of the District of New Haven, Connecticut;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 11, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–11089; Filed, June 26, 1946; 9:20 a. m.]

[Vesting Order 6528]

FREDA KAUFFMANN

In re: Debt owing to and bank account owned by Freda Kauffmann.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Freda Kauffmann, whose last known address is Holzminden, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows:

a. That certain debt or other obligation owing to Freda Kauffmann, by the Registry of the District Court of Galveston, Galveston, Texas, in the amount of $1,425.47, as of April 11, 1946, together with any and all accruals thereto, and any and all rights to demand, enforce and collect the same, and

b. That certain debt or other obligation owing to Freda Kauffman, by the Hutchings-Sealy National Bank of Galveston, Galveston, Texas, arising out of a blocked account, entitled Freda Kauffmann, maintained at the aforesaid bank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June June 12, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–11090; Filed, June 26, 1946; 9:20 a. m.]

[Vesting Order 6531]

TSUKASA KIYONO

In re: Bank accounts owned by Tsukasa Kiyono, also known as Tsukusa Kiyono and T. Kiyono. F–39–1159–E1, F–39–1159–E2.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Tsukasa Kiyono, also known as Tsukusa Kiyono and T. Kiyono, whose last known address is 170 Nichome Haryiku, Shibuiya, Tokyo, Japan, is a resident of Japan and a national of a designated enemy country (Japan);

2. That the property described as follows:

a. That certain debt or other obligation owing to Tsukasa Kiyono, also known as Tsukusa Kiyono and T. Kiyono, by The First National Bank of Mobile, 13 North Royal Street, Mobile 4, Alabama, arising out of a checking account, entitled T. Kiyono, and any and all rights to demand, enforce and collect the same,

b. That certain debt or other obligation owing to Tsukasa Kiyono, also known as Tsukusa Kiyono and T. Kiyono,

by the Whitney National Bank of New Orleans, 228 St. Charles Street, New Orleans, Louisiana, arising out of a checking account, entitled T. Kiyono, and any and all rights to demand, enforce and collect the same, and

c. That certain debt or other obligation owing to Tsukasa Kiyono, also known as Tsukusa Kiyono and T. Kiyono, by the Whitney National Bank of New Orleans, 228 St. Charles Street, New Orleans, Louisiana, arising out of a savings account, Account Number 153712, entitled T. Kiyono, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 12, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–11091; Filed, June 26, 1946; 9:20 a. m.]

[Vesting Order 6537]

ADOLPH O. KRIEGER

In re: Debt owing to Adolph O. Krieger. F–28–23245–C–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Adolph O. Krieger, whose last known address is Hubbestrasse 1, Magdeburg, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: All those debts or other obligations owing to Adolph O. Krieger, by Walter C. Cox, 208 S. La Salle Street, Chicago 4, Illinois, including particularly but not limited to a portion of the sum of money on deposit with City National Bank and Trust Company of Chicago, 208 S. La Salle Street, Chicago, Illinois, in a Special Account, entitled W. C. Cox & Company, Special Account, 208 S. La Salle Street, Suite 1802, Chicago, Illinois, S–A, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 12, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–11092; Filed, June 26, 1946; 9:21 a. m.]

[Vesting Order 6557]

EMIL REINHART

In re: Stock owned by and debts owing to Emil Reinhart. D–28–5330–A–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Emil Reinhart, whose last known address is Holzdamm 34, Hamburg 1, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows:

a. Ninety (90) shares of $100 par value common capital stock of The Singer Manufacturing Company, 149 Broadway, New York, New York, a corporation organized under the laws of the State of New Jersey, evidenced by Certificates Numbers 41738 for fifty-four (54) shares and 42539 for thirty-six (36) shares, and registered in the name of Douglas Alexander, together with all declared and unpaid dividends thereon,

b. Those two (2) debts or other obligations owing to Emil Reinhart, by The Singer Manufacturing Company, 149 Broadway, New York, New York, in the amounts of $10,586.49 and $3,453.53, as of December 31, 1945, together with any and all accruals thereto, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 13, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–11093; Filed, June 26, 1946; 9:21 a. m.]

[Vesting Order 6570]

MARGARETHA SCHMITT

In re: Bank account owned by Margaretha Schmitt. F–28–237–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Margaretha Schmitt, whose last known address is Kuchheim, Bolanden, Bav., Germany, is a resident of Germany and a national of a designated enemy country (Germany):

2. That the property described as follows: That certain debt or other obligation owing to Margaretha Schmitt, by Central Savings Bank in the City of New York, Broadway at 73rd Street, New York, New York, arising out of a savings account, Account Number 930,926, entitled Margaretha Schmitt, maintained at the branch office of the aforesaid bank located at 14th Street and 4th Avenue, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 14, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–11094; Filed, June 26, 1946; 9:21 a. m.]

[Vesting Order 6571]

ELIZABETH SCHRECK

In re: Bank account owned by Elizabeth Schreck. F–28–22589–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Elizabeth Schreck, whose last known address is Friedenstrasse 36, Wurzburg, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Elizabeth Schreck, by Bank of America National Trust & Savings Association, 1 Powell Street, San Francisco, California, arising out of a Savings Account, Account Number 84, entitled Elizabeth Schreck, maintained at the First Napa Branch Office of the aforesaid bank located at Napa, California, and

any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 14, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–11095; Filed, June 26, 1946; 9:22 a. m.]

[Vesting Order 6572]

HUGO SCHREYER

In re: Bank account owned by Hugo Schreyer. F–28–12147–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Hugo Schreyer, whose last known address is Georgenthal, Thur,

Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Hugo Schreyer, by Central Savings Bank in the City of New York, Broadway at 73d Street, New York, New York, arising out of a savings account, Account Number 922,163, entitled Hugo Schreyer, maintained at the office of the aforesaid bank located at Fourteenth Street and Fourth Avenue, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 14, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–11096; Filed, June 26, 1946; 9:22 a. m.]

[Vesting Order 6574]

GUSTAV SONTAG

In re: Bank account owned by Gustav Sontag. F–28–12268–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Gustav Sontag, whose last known address is Bonin, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Gustav Sontag, by Bank of America National Trust and Savings Association, 1 Powell Street, San Francisco, California, arising out of a Savings Account, Account Number 6772, entitled Gustav Sontag, maintained at the branch office of the aforesaid bank located at 198 North 2nd Avenue, Upland, California, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 14, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–11097; Filed, June 26, 1946; 9:22 a. m.]

[Vesting Order 6580]

ABELINE VIEHMANN

In re: Bank account owned by Abeline Viehmann, also known as Abeline Veihmann and Abeline Rehder Viehmann. F–28–12484–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Abeline Viehmann, also known as Abeline Veihmann and Abeline Rehder Viehmann, whose last known address is Hohenfelde uber, Elmshorn, Kreis Steinburg, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Abeline Viehmann, also known as Abeline Veihmann and Abeline Rehder Viehmann, by the Security-First National Bank of Los Angeles, 6th and Spring Streets, Los Angeles, California, arising out of a term savings account, Account Number 393602, entitled Abeline Veihmann, maintained at the branch office of the aforesaid bank located at 110 South Spring Street, Los Angeles 12, California, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 14, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–11098; Filed, June 26, 1946; 9:22 a. m.]

[Vesting Order 6581]

FRANZISKUS WEBER

In re: Bank account owned by Franziskus Weber. F–28–7901–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Franziskus Weber, whose last known address is Steinhardt Post, Mittclaschenbach, Hunfeld Land, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Franziskus Weber, by Mellon National Bank, 514 Smithfield Street, Pittsburgh 30, Pennsylvania, arising out of a savings account, Account Number 4–806 (Foreign Bureau), entitled Franziskus Weber, maintained at the aforesaid bank, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 14, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–11099; Filed, June 26, 1946; 9:22 a. m.]

[Vesting Order 6584]

DANIEL ZINK AND ELSA ZINK

In re: Bank account owned by Daniel Zink and Elsa Zink. F–28–255–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Daniel Zink and Elsa Zink, whose last known address is Klein-Heubach a/Main, Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Daniel Zink and Elsa Zink, or either or survivor, by Central Savings Bank in the City of New York, Broadway at 73rd Street, New York, N. Y., arising out of a savings account, Account Number 1,087,520, entitled Daniel Zink and Elsa Zink or either or survivor, maintained at the branch office of the aforesaid bank located at Fourteenth Street, New York, N. Y., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid nationals of a designated enemy country;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 14, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–11100; Filed, June 26, 1946; 9:23 a. m.]

[Vesting Order 6594]

GERTRUD JOCHUM

In re: Bank account owned by Gertrud Jochum, also known as Gertrud Gremler, Gertrud Thieme, or as Mrs. Curt Hans Engel. F–28–23847–C–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Gertrud Jochum, also known as Gertrud Gremler, Gertrud Thieme, or as Mrs. Curt Hans Engel, whose last known address is Hamburg, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows:

a. That certain debt or other obligation owing to Albert Hirst, Trustee, by The Greenwich Savings Bank, 1356 Broadway, New York, New York, arising out of a Savings Account, Account Number 922,451, entitled Albert Hirst in Trust for Gertrud Jochum, and any and all rights to demand, enforce and collect the same, and

b. That certain debt or other obligation owing to Albert Hirst, Trustee, by Emigrant Industrial Savings Bank, 51 Chambers Street, New York City, New York, arising out of a Savings Account, Acount Number 1,271,416, entitled Albert Hirst in Trust for Gertrud Jochum, and any and all rights to demand, enforce and collect the same, and

c. That certain debt or other obligation owing to Albert Hirst, Trustee, by The Franklin Savings Bank, 656 Eighth Avenue, New York City, New York, arising out of a Savings Account, Account Number 597,996, entitled Albert Hirst in Trust for Gertrud Jochum, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Gertrud Jochum, also known as Gertrud Gremler, Gertrud Thieme, or as Mrs. Curt Hans Engel, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 17, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-11101; Filed, June 26, 1946; 9:23 a. m.]

JUL 2 '46

FEDERAL REGISTER

VOLUME 11 NUMBER 126

Washington, Friday, June 28, 1946

The President

EXECUTIVE ORDER 9743

REGULATIONS GOVERNING THE PAYMENT OF EXPENSES OF TRANSPORTATION OF THE IMMEDIATE FAMILIES OF CIVILIAN OFFICERS AND EMPLOYEES OF THE GOVERNMENT, FISCAL YEAR, 1947

By virtue of and pursuant to the authority vested in me by section 201 (a) of the Independent Offices Appropriation Act, 1947, approved March 28, 1946 (Public Law 334—79th Cong.), it is hereby ordered that the regulations prescribed by Part II of Executive Order No. 9587 of July 6, 1945,[1] governing the payment of expenses of transportation authorized by section 201 (a) of the Independent Offices Appropriation Act, 1946, of the immediate family of any civilian officer or employee of the executive departments and independent establishments who is transferred from one official station to another for permanent duty when authorized by the head of the department or establishment concerned in the order directing such transfer, shall govern the payment of the expenses of such transportation authorized by section 201 (a) of the Independent Offices Appropriation Act, 1947.

HARRY S. TRUMAN

THE WHITE HOUSE,
June 26, 1946.

[F. R. Doc. 46-11220; Filed, June 27, 1946; 10:02 a. m.]

Regulations

TITLE 5—ADMINISTRATIVE PERSONNEL

Chapter I—Civil Service Commission

PART 28—TRANSFER OF PERSONNEL TO PUBLIC INTERNATIONAL ORGANIZATIONS IN WHICH THE UNITED STATES GOVERNMENT PARTICIPATES

Pursuant to the authority vested in the Commission by section 5, Executive Order 9721 (11 F.R. 5209), the following regulations are hereby prescribed.

[1] 10 F.R. 8523.

Sec.
28.1 Persons who may be transferred.
28.2 Definitions.
28.3 Submission of request.
28.4 Approval of transfer.
28.5 Separation from service.
28.6 Filling vacancy.
28.7 Acquisition of status.
28.8 Reemployment.
28.9 Report to the Commission.
28.10 Appeals to the Commission.
28.11 Effective date.

AUTHORITY: §§ 28.1 to 28.11, inclusive, issued under section 5, E.O. 9721, 11 F.R. 5209.

§ 28.1 *Persons who may be transferred.* The following persons may be given consideration for transfer under Executive Order 9721:

(a) Employees of any agency or department in the executive branch of the Federal Government who are serving under (1) probational or permanent civil service appointments, or (2) war service indefinite appointments regardless of whether a trial period has been completed.

(b) Former employes of such an agency or department who (1) are serving in a public international organization, (2) have served continuously in such organization since May 10, 1946, and (3) left war service indefinite or probational or permanent civil service appointments to take their present employment.

§ 28.2 *Definitions.* (a) "Public international organization" is one designated by the President pursuant to the Act of December 29, 1945 (Public Law 291, 79th Congress).

(b) "Terminated without prejudice" means separation from the public international organization to which transferred under Executive Order 9721, either voluntarily or involuntarily under circumstances which do not reflect on the transferee's suitability for further Federal employment.

NOTE: As of the date of issuance of this part, the President had designated the following organizations as "public international organizations" pursuant to the Act of December 29, 1945: The Food and Agriculture Organization, International Labor Organization, Pan American Union, United Nations, and United Nations Relief and Rehabilitation Administration.

(c) "Consent of the head of the department or agency concerned" means the specific consent of the head of the

(Continued on p. 7181)

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department or agency or his designated representative for the employee's or former employee's transfer under Executive Order 9721. A general release for employment elsewhere or a release granted other than for the specific purpose of transfer under Executive Order 9721 shall not be construed as "consent" under Executive Order 9721.

§ 28.3 *Submission of request.* A request for the transfer of an employee or former employee under Executive Order 9721 shall be submitted by the public international organization in writing directly to the agency or department in which such employee is serving or last served.

§ 28.4 *Approval of transfer.* The head of the department or agency concerned or his designated representative shall, if he determines to consent to transfer under Executive Order 9721, give such consent in writing and address it to the requesting public international organization. The letter of consent shall specifically mention that consent is given under Executive Order 9721. A copy of the letter of consent shall be placed in the agency personnel files, and a copy shall be delivered to the transferee. The agency or department concerned may set the date on which the consent becomes valid.

§ 28.5 *Separation from service.* Upon transfer under Executive Order 9721 the employee shall be separated and his "separation by transfer under Executive Order 9721" shall be reported to the Commission on the regular report of personnel changes.

§ 28.6 *Filling vacancy.* The appointment, reassignment, promotion, or transfer of an employee to fill a vacancy created by the transfer of an employee under Executive Order 9721 shall be limited to the return of the specific employee transferred under the order: except that this section shall not apply in any case where the provisions of Section 4 of the order are made applicable to a former employee of a Federal agency serving with a public international organization at the time of issuance of the order, and where the position he left in the agency had already been filled prior to the time the provisions of section 4 of the order were made applicable to him.

§ 28.7 *Acquisition of status.* Any employee who is transferred from a war service indefinite appointment under Executive Order 9721 and who meets the other conditions for acquisition of civil service status under section 2 of Executive Order 9721 shall be deemed to have acquired such status provided those conditions are met on or before May 10, 1949. Determination of status will be made by the Commission on request of a Federal agency or the transferee. Unless all conditions precedent to acquisition of civil service status under section 2 of Executive Order 9721 have been met on or before May 9, 1949, no rights accrue under that section. Determination that such conditions were so met may be made after that date.

§ 28.8 *Reemployment.* An employee transferred under Executive Order 9721 must meet the following conditions in order to have a right to reemployment under that order:

(a) He must have been serving under a probational or permanent civil service appointment prior to such transfer or he must have met the conditions for acquisition of a classified civil service status under section 2 of the order. When reemployment rights depend on acquisition of status under section 2 of the order, request for such determination shall be presented to the Commission by the agency concerned promptly after receipt of application for reemployment, unless such determination was made theretofore.

(b) He must have been terminated without prejudice by the public inter-

national organization to which transferred within three years of the date of his separation for transfer to such international organization or within three years of the date of Executive Order 9721, whichever is later;

(c) He must apply for reemployment to his former agency or department (or its successor) within 90 days of his termination by such international organization.

(d) He must be qualified physically to perform the duties of his former position or one of like seniority, status and pay.

Upon meeting the conditions for reemployment under Executive Order 9721, the transferee's former agency or department (or its successor) shall reemploy him within 30 days of his application for reemployment. Such reemployment shall be in the employee's former position or in a position of like seniority, status and pay.

Upon reemployment under Executive Order 9721, an employee shall be given the seniority and, to the extent consistent with law, the pay to which he would have been entitled had he remained continuously with the agency in his former position. He shall be considered as having civil service status and tenure and shall be given full credit for completion of probation for service in the international organization since acquisition of status. Any sick leave to his credit at the time of his separation for transfer under the order shall be recredited to him.

§ 28.9 *Report to the Commission.* (a) A transfer under Executive Order 9721 shall be reported to the Commission on the regular report of personnel changes. In any case where the provisions of the Executive Order are, with the consent of the Federal agency in which he was formerly employed, made applicable to a former employee of the agency, the action shall be reported as a transfer effective as of the date the employee left the Federal agency to take employment with the public international organization.

(b) A reemployment under Executive Order 9721 shall be reported to the Commission on the regular report of personnel changes.

§ 28.10 *Appeals to the Commission.* There shall be no appeal to the Commission from a denial by the head of the agency or department or his designated representative of transfer under the order. The Commission shall make final decision as to the acquisition of status of an employee under section 2 of the order. An employee transferred under the order who has been denied reemployment any appeal to the Commission, and the Commission shall make final determination of his right to reemployment under the order.

§ 28.11 *Effective date.* This part shall be effective as of May 10, 1946.

By the United States Civil Service Commission.

[SEAL] H. B. MITCHELL,
President.

[F. R. Doc. 46-11243; Filed, June 27, 1946; 10:22 a. m.]

TITLE 7—AGRICULTURE

Chapter III—Bureau of Entomology and Plant Quarantine

[B. E. P. Q. 553]

PART 301—DOMESTIC QUARANTINE NOTICES

MEXICAN FRUITFLY REGULATIONS; EXTENSION OF HARVESTING SEASON TO JULY 6, 1946

Introductory note. The following administrative instructions extend to July 6, 1946, the harvesting season for grapefruit, sweet limes, and "sour" and "bittersweet" oranges produced in the Texas counties of Cameron, Hidalgo, and Willacy regulated by the Mexican fruitfly quarantine. This action will permit the completion of the harvesting of the large crop of fruit and is deemed safe inasmuch as sterilization of grapefruit from Cameron, Hidalgo, and Willacy Counties will continue to be required during the extended period.

§ 301.64-4c and 5b. *Administrative instructions relative to the Mexican fruitfly quarantine.* Pursuant to the authority conferred upon the Chief of the Bureau of Entomology and Plant Quarantine by paragraph (a) of § 301.64-5 (Notice of Quarantine No. 64), *It is hereby ordered*, That the harvesting season for grapefruit, sweet limes, and "sour" and "bittersweet" oranges be extended to midnight of July 6, 1946, and that the host-free period for these fruits shall begin at 12:01 a. m., July 7, 1946.

Pursuant to the authority conferred upon the Chief of the Bureau of Entomology and Plant Quarantine by paragraph (e) of § 301.64-4 (Notice of Quarantine No. 64), the requirements of the administrative instructions effective April 15, 1946 (B. E. P. Q. 548), 11 F.R. 4081, pertaining to the sterilization of grapefruit from the counties of Cameron, Hidalgo, and Willacy are hereby extended to July 6, 1946.

(Sec. 8, 37 Stat. 318; 39 Stat. 1165; 44 Stat. 250; 7 U.S.C. 161; 10 F.R. 14353)

Done at Washington, D. C., this 26th day of June 1946.

[SEAL] P. N. ARMAND,
Chief, Bureau of Entomology and Plant Quarantine.

[F. R. Doc. 46-11273; Filed, June 27, 1946; 11:19 a. m.]

Chapter XI—Production and Marketing Administration (War Food Distribution Orders)

[WFO 148-3]

PART 1401—DAIRY PRODUCTS

PERCENTAGE OF EVAPORATED MILK REQUIRED TO BE SET ASIDE IN JULY 1946

Pursuant to the authority vested in me by War Food Order No. 148 (11 F.R. 5995), and in order to effectuate the purposes of such order, it is hereby ordered as follows:

§ 1401.212 *Percentage of evaporated milk to be set aside in July 1946.*—(a) *Definitions.* Each term defined in War Food Order No. 148 shall, when used herein, have the same meaning as set forth for such term in said War Food Order No. 148.

(b) *Percentage.* Each producer shall set aside in the calendar month of July 1946 a quantity of evaporated milk equal to 50 percent of all evaporated milk produced by him in such month.

(c) *Effective date.* This order shall become effective at 12:01 a. m., e. s. t., July 1, 1946.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087; WFO 148, 11 F.R. 5995)

Issued this 26th day of June 1946.

[SEAL] WILLIAM C. CROW,
Acting Assistant Administrator, Production and Marketing Administration.

[F. R. Doc. 46-11265; Filed, June 27, 1946; 11:19 a. m.]

[WFO 149]

PART 1401—DAIRY PRODUCTS

CREAM

The fulfillment of requirements for the defense of the United States will result in a shortage in the supply of cream for defense, for private account, and for export; and the following order is deemed necessary and appropriate in the public interest and to promote the national defense:

§ 1401.211 *Restrictions with respect to cream.*—(a) *Definitions.* (1) "Person" means any individual, partnership, association, business trust, corporation, or any organized group of persons, whether incorporated or not.

(2) "Handler" means any person who is engaged in the business of transporting or processing milk or cream, or of manufacturing any dairy product. Such term shall not include persons, such as peddlers, vendors, or retail stores, who merely deliver milk or cream to consumers, institutional or otherwise.

(3) "Milk" means cow's milk.

(4) "Cream" means the class of food which is the fatty liquid or semi-liquid separated from milk, with or without the addition thereto and the mixing therewith of milk or skim milk, irrespective of whether it is pasteurized or homogenized, and which contains not less than 18 percent of milk fat. In addition, such term shall, for the purposes of this order, include, but not be restricted to (i) light cream, coffee cream, table cream, whipping cream, whipped cream, heavy cream plastic cream, sour cream, aerated cream, frozen cream, and any other cream by whatever name known; (ii) reconstituted cream made from two or more of the following ingredients: butter, milk, skim milk, evaporated milk, condensed milk, cream, dried whole milk, dried skim milk, dried cream, and water; and (iii) whey cream.

(5) "Cream product" means cream to which there has been added, or which has been blended or compounded with, a culture, stabilizer, or like agent or ingredient; or with sugar, salt, condiments, spices, flavoring, or similar ingredients; whether or not the resultant product is pasteurzed, homogenized, or sterilized.

(6) "Filled cream" means any milk, cream, or skim milk, whether or not condensed, evaporated, concentrated, powdered, dried, or desiccated, to which there has been added, or with which there has been blended or compounded, any fat or oil other than milk fat, so that the resulting product is an imitation of cream or in semblance thereof, whether or not such resulting product contains any other ingredient.

(7) "Milk fat," sometimes known as "butterfat," means the fat of milk; the proportionate content of such milk fat in milk or cream to be determined by the method prescribed in "Official and Tentative Methods of Analysis of the Association of Official Agricultural Chemists," Fifth Edition, 1940, page 287, under "Fat, Babcock Method—Official."

(8) "Frozen dairy foods" means any frozen or partially frozen food products (including ice cream, French ice cream, ice milks, milk ices, frozen custards, sherbets, and other similar preparations) containing milk fat and sugar, together with stabilizers, extracts, fruits, nuts, coloring or flavoring materials.

(9) "Administrator" means the Administrator, Production and Marketing Administration, United States Department of Agriculture, or any officer or employee of the Department to whom the Administrator has heretofore lawfully delegated, or to whom he may hereafter lawfully delegate, authority to act in his stead.

(10) "State" means any of the forty-eight States of the United States, or the District of Columbia.

(b) *Restrictions on cream and cream products.* (1) No person shall sell or deliver, except to a handler, any cream, cream product, or filled cream, having a milk fat content in excess of 19 percent: *Provided*, That any person may sell or deliver cream having a milk fat content not exceeding by more than 1 percent the minimum milk fat content required by State law or administrative regulation in effect at the time of such sale or delivery in the State where such delivery is made.

(2) No person shall sell or deliver, except to a handler, any cream or cream product which has been fortified, with, or to which there has been added, or with which there has been blended or compounded, evaporated milk, condensed milk, dried whole milk, or dried skim milk.

(3) No handler shall use any cream or cream product having a milk fat content in excess of 19 percent, except in the processing of milk or cream, in the manufacture of a dairy product, or in the production of filled cream: *Provided*, That any handler may use for all purposes cream having a milk fat content not exceeding by more than 1 percent the minimum milk fat content required by State law or administrative regulation in effect at the time of such use in the State where such use takes place.

(4) Notwithstanding the provisions of (b) (1) and (b) (2) hereof, any person may sell or deliver to any restaurant, hotel, bakery, or similar establishment any cream or cream product having a milk fat content in excess of that permitted by (b) (1) hereof or any cream or cream product of the type described in (b) (2) hereof, if the purchaser certifies in writing to the seller that such cream or cream product is to be used in the manufacture of frozen dairy foods.

(5) No restaurant, hotel, bakery, or similar establishment shall use any cream or cream product having a milk fat content in excess of 19 percent, except in the manufacture of frozen dairy foods: *Provided*, That any such restaurant, hotel, bakery, or similar establishment may use for all purposes cream having a milk fat content not exceeding by more than 1 percent the minimum milk fat content required by State law or administrative regulation in effect at the time of such use in the State where such use takes place.

(c) *Exemptions.* (1) Notwithstanding the provisions of (b) hereof, any person may sell or deliver to or for any patient, or to any establishment engaged in the care and treatment of the sick, cream of such milk fat content, and in such quantities, as may be necessary for supervised medical treatment of such patient or the patients of such establishment: *Provided*, That such person is supplied with a written statement from the patient's physician or, in the case of an establishment engaged in the care and treatment of the sick, from a responsible official thereof who is a practicing physician, and such written statement shall be valid for a period of not to exceed sixty days from the date of issuance and shall specify (i) the milk fat content of cream required for such use, (ii) the daily quantity of such cream, and (iii) with regard to the necessity of such cream for supervised medical treatment: *Provided further*, That such written statement shall not be valid for obtaining such cream unless approved by a public health officer who is a physician, or by the secretary of the county medical society of the county wherein such patient resides or such establishment is located.

(2) Upon application by one or more persons in any area or region and after demonstration to the satisfaction of the Administrator that compliance with the provisions of (b) (1) hereof will not tend to conserve milk fat for defense and essential civilian needs, or upon the initiative of the Administrator, the Administrator may grant an exemption from the provisions of (b) (1) hereof to any or all persons in such area or region, or to any or all persons in any area or region specified by the Administrator.

(d) *Audits and inspections.* The Administrator shall be entitled to make such audits or inspections of the books, records and other writings, premises, or stocks of cream, cream products, or filled cream of any person, and to make such investigations as may be necessary or appropriate, in the Administrator's discretion, to the enforcement or administration of the provisions of this order.

(e) *Records and reports.* (1) The Administrator shall be entitled to obtain such additional information from, and to require such reports and the keeping of such records by, any person, as may be necessary or appropriate, in the Administrator's discretion, to the enforcement or administration of the provisions of this order, subject to the approval of the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(2) Every person subject to this order shall, for at least two years (or for such period of time as the Administrator may designate), maintain an accurate record of his transactions in cream and cream products, and filled cream.

(f) *Petition for relief from hardship.* Any person affected by this order who considers that compliance herewith would work an exceptional or unreasonable hardship on him may file a petition for relief with the Order Administrator. Such petition shall be addressed to the Order Administrator, War Food Order No. 149, Dairy Branch, Production and Marketing Administration, United States Department of Agriculture, Washington 25, D. C. Petitions for such relief shall be in writing and shall set forth all pertinent facts and the nature of the relief sought. The Order Administrator may take any action with reference to such petition which is consistent with the authority delegated to him by the Administrator. If the petitioner is dissatisfied with the action taken by the Order Administrator on the petition, he shall obtain, by requesting the Order Administrator therefor, a review of such action by the Administrator. The Administrator may, after said review, take such action as he deems appropriate, and such action shall be final. The provisions of this paragraph (f) shall not be construed to deprive the Administrator of authority to consider originally any petition for relief from hardship submitted in accordance herewith. The Administrator may consider any such petition and take such action with reference thereto that he deems appropriate, and such action shall be final.

(g) *Violations.* Any person who violates any provision of this order may, in accordance with the applicable procedure, be prohibited from receiving, making any deliveries of, or using cream or cream products. In addition, any person who wilfully violates any provision of this order is guilty of a crime and may be prosecuted under any and all applicable laws. Further, civil action may be instituted to enforce any liability or duty created by, or to enjoin any violation of, any provision of this order.

(h) *Delegation of authority.* The administration of this section and the powers vested in the Secretary of Agriculture of the United States, insofar as such powers relate to the administration of this order, are hereby delegated to the Administrator; and the Administrator is hereby authorized to redelegate to any employee or employees of the United States Department of Agriculture any or all of the authority vested in the Administrator by this order.

(i) *Communications.* All reports required to be filed hereunder, and all communications concerning this order, shall, unless otherwise provided herein or in instructions issued by the Administrator, be addressed to the Order Administrator, War Food Order No. 149, Dairy Branch, Production and Marketing Administration, United States Department of Agriculture, Washington 25, D. C.

(j) *Territorial extent.* This section shall apply to the forty-eight States of the United States and the District of Columbia.

(k) *Effective date.* This order shall become effective at 12:01 a. m., e. s. t., July 1, 1946.

NOTE: All reporting and record-keeping requirements of this order have been approved by, and subsequent reporting and record-keeping requirements will be subject to the approval of, Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087)

Issued this 26th day of June 1946.

N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 46-11266; Filed, June 27, 1946; 11:20 a. m.]

TITLE 10—ARMY: WAR DEPARTMENT

Chapter I—Aid of Civil Authorities and Public Relations

PART 111—ASSISTANCE TO RELATIVES AND OTHERS IN CONNECTION WITH DECEASED PERSONNEL

MISCELLANEOUS AMENDMENTS

1. Section 111.1 (b) is rescinded and the following substituted therefor:

§ 111.1 *Notification to nearest relative or other person to be notified in case of emergency.* * * *

(b) Effective 1 July 1946, in cases of deaths occurring outside the continental limits of the United States, including Alaska, upon receipt of the report required by Army Regulations, The Adjutant General will, except as provided in paragraph (c) of this section, notify the nearest relative, or other person designated to be notified in case of emergency, of the fact of death, requesting the next of kin to advise The Quartermaster General by wire disposition and shipping instructions, except in cases of natives of countries concerned when Army Regulations will govern.

2. Section 111.4 (b) is rescinded and the following substituted therefor:

§ 111.4 *Disposition of effects.* * * *

(b) Upon the death of any person subject to military law as defined in the second article of war who dies outside the continental limits of the United States including Alaska, for the duration of the war action as to disposition of effects is covered in current War Department directives.

3. Section 111.4a is revoked as follows:

§ 111.4a *Disposition of effects of deceased personnel.* [Revoked]

(R.S. 161; 5 U.S.C. 22; 41 Stat. 809, 46 Stat. 1203; 10 U.S.C. 1584, 1584a) [Army Regulations 600-550, 23 December 1944, as amended by C2, 18 June 1946]

[SEAL] EDWARD F. WITSELL,
Major General,
The Adjutant General.

[F. R. Doc. 46-11255; Filed, June 27, 1946; 10:28 a. m.]

TITLE 29—LABOR

Chapter IV—Children's Bureau, Department of Labor

[Regulation 27]

PART 402—ACCEPTANCE OF STATE CERTIFICATES

DESIGNATION OF STATES

§ 402.1 *Designation of States.* Pursuant to the provisions of § 401.5,[1] I hereby designate the following States as States in which State age, employment, or working certificates or permits shall have the same force and effect as Federal certificates of age under the Fair Labor Standards Act of 1938, c. 676, 52 Stat. 1060, 29 U. S. C., sec. 201:

Alabama, Arizona, Arkansas, California, Colorado, Connecticut, Delaware, District of Columbia, Florida, Georgia, Hawaii, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Missouri, Montana, Nebraska, Nevada, New Hampshire, New Jersey, New Mexico, New York, North Carolina, North Dakota, Ohio, Oklahoma, Oregon, Pennsylvania, Puerto Rico, Rhode Island, South Dakota, Tennessee, Utah, Vermont, Virginia, Washington, West Virginia, Wisconsin, and Wyoming.

This designation shall be effective from July 1, 1946, until June 30, 1947, unless this section is amended or repealed by regulation hereafter made and published by the Chief of the Children's Bureau.

Dated: June 26, 1946.

KATHARINE F. LENROOT,
Chief of the Children's Bureau.

[F. R. Doc. 46-11310; Filed June 27, 1946; 11:50 a. m.]

TITLE 31—MONEY AND FINANCE: TREASURY

Chapter I—Monetary Offices, Department of the Treasury

PART 130—TRANSACTIONS IN FOREIGN EXCHANGE AND FOREIGN-OWNED PROPERTY, THE REPORTING OF ALL FOREIGN-OWNED PROPERTY AND RELATED MATTERS

REPORTS OF PROPERTY INTERESTS OF FOREIGN COUNTRIES AND NATIONALS THEREOF

JUNE 28, 1946.

Amendment of regulations of April 10, 1940, as amended under Executive Order No. 8389, as amended.

Section 130.4 of the regulations of April 10, 1940, and the amended of July 26, 1941 to such regulations are hereby revoked.

(Sec. 5 (b), 40 Stat. 415 and 966; sec. 2, 48 Stat. 1; 54 Stat. 179; 55 Stat. 838; E.O. 8389, Apr. 10, 1940, as amended by E.O. 8785, June 14, 1941, E.O. 8832, July 26, 1941, E.O. 8963, Dec. 9, 1941, and E.O. 8998, Dec. 26, 1941; E.O. 9193, July 6, 1942, as amended by E.O. 9567, June 8, 1945)

[SEAL] E. H. FOLEY, Jr.,
Acting Secretary of the Treasury.

[F. R. Doc. 46-11255; Filed, June 27, 1946; 10:33 a. m.]

APPENDIX B—PUBLIC CIRCULARS UNDER EXECUTIVE ORDER NO. 8389, APRIL 10, 1940, AS AMENDED, AND REGULATIONS ISSUED PURSUANT THERETO

PREPARATION OF REPORTS OF PROPERTY INTERESTS OF FOREIGN COUNTRIES AND NATIONALS THEREOF

JUNE 28, 1946.

Revocation of Public Circulars Nos. 1, 4 and 22 under Executive Order No. 8389, as amended, Executive Order No. 9193, as amended, sections 3 (a) and 5 (b) of the Trading with the Enemy Act, as amended by the First War Powers Act, 1941, relating to foreign funds control.

Public Circular No. 1, issued July 9, 1941, as amended; Public Circular No. 4, issued August 16, 1941; and Public Circular No. 22, issued June 1, 1943, as amended, are hereby revoked.

(Sec. 3 (a), 40 Stat. 412; sec. 5 (b), 40 Stat. 415 and 966; sec. 2, 48 Stat. 1; 54 Stat. 179; 55 Stat. 838; E.O. 8389, Apr. 10, 1940, as amended by E.O. 8785, June 14, 1941, E.O. 8832, July 26, 1941, E.O. 8963, Dec. 9, 1941, and E.O. 8998, Dec. 26, 1941; E.O. 9193, July 6, 1942, as amended by E.O. 9567, June 8, 1945; Regs., Apr. 10, 1940, as amended June 14, 1941, July 26, 1941, and Feb. 19, 1946; Special Reg. 1, June 1, 1943.)

[SEAL] E. H. FOLEY, Jr.,
Acting Secretary of the Treasury.

[F. R. Doc. 46-11259; Filed, June 27, 1946; 10:33 a. m.]

PART 137—SPECIAL REGULATIONS UNDER EXECUTIVE ORDER NO. 8389, AS AMENDED, AND EXECUTIVE ORDER NO. 9193, AS AMENDED

REPORTS BY PERSONS SUBJECT TO U. S. JURISDICTION WITH RESPECT TO PROPERTY IN FOREIGN COUNTRIES

JUNE 28, 1946.

Revocation of Special Regulation No. 1, as amended requiring reports on Form TFR-500 by persons subject to the jurisdiction of the United States with respect to property in any foreign country.

Part 137 (Special Regulation No. 1, as amended), is hereby revoked.

(Sec. 3 (a), 40 Stat. 412; sec. 5 (b), 40 Stat. 415 and 966; sec. 2, 48 Stat. 1; 54 Stat. 179; 55 Stat. 838; sec. 3, Public No. 831, 77th Cong.; E.O. 8389, Apr. 10, 1940, as amended by E.O. 8785, June 14, 1941, E.O. 8832, July 26, 1941, E.O. 8963, Dec. 9, 1941, and E.O. 8998, Dec. 26, 1941; E.O. 9193, July 6, 1942, as amended by E.O. 9567, June 8, 1945; Reg., Apr. 10, 1940, as amended June 14, 1941, July 26, 1941, and Feb. 19, 1946.

[SEAL] E. H. FOLEY, Jr.,
Acting Secretary of the Treasury.

[F. R. Doc. 46-11258; Filed, June 27, 1946; 10:33 a. m.]

[1] Refers to section 5, Child Labor Regulations No. 1 "Certificates of Age," issued October 14, 1938, pursuant to the authority conferred by sections 3 (l) and 11 (b) of the Fair Labor Standards Act of 1938, published in the FEDERAL REGISTER, vol. 3, p. 2487, October 15, 1938; republished in the FEDERAL REGISTER, vol. 4, p. 1361, March 29, 1939.

Chapter II—Fiscal Service, Department of the Treasury

Subchapter A—Bureau of Accounts

[1946 14th Supp., Dept. Circ. 570, Rev. Apr. 20, 1943]

PART 226—SURETY COMPANIES

HOUSTON FIRE AND CASUALTY INSURANCE CO.

JUNE 25, 1946.

A Certificate of Authority has been issued by the Secretary of the Treasury to the following company under the act of Congress approved August 13, 1894, 28 Stat. 279-80, as amended by the act of Congress approved March 23, 1910, 36 Stat. 241 (U. S. Code, title 6, secs. 6-13), as an acceptable surety on Federal bonds. An underwriting limitation of $109,000.00 has been established for the company. Further details as to the extent and localities with respect to which the company is acceptable as surety on Federal bonds will appear in the next issue of Treasury Department Form 356, copies of which, when issued, may be obtained from the Treasury Department, Bureau of Accounts, Section of Surety Bonds, Washington 25, D. C.

Name of Company, Location of Principal Executive Office and State in Which Incorporated

Houston Fire and Casualty Insurance Company, Fort Worth, Texas

[SEAL] O. MAX GARDNER,
Acting Secretary of the Treasury.

[F. R. Doc. 46-11257; Filed, June 27, 1946; 10:33 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter VIII—Office of International Trade, Department of Commerce

Subchapter B—Export Control

[Amdt. 209]

PART 818—CONSOLIDATED LICENSE FOR TEXTILES

Sec.
818.1 General provisions.
818.2 Clearance for export.

AUTHORITY: §§ 818.1 and 818.2 issued under Sec. 6, 54 Stat. 714; 55 Stat. 206; 56 Stat. 463; 58 Stat. 671; 59 Stat. 270; Pub. Law 389, 79th Congress; E.O. 8900, 6 F.R. 4795; E.O. 9361; 8 F.R. 9861; Order No. 1, 8 F.R. 9938; E.O. 9380, 8 F.R. 13081; E.O. 9630, 10 F.R. 12245; Order No. 390, 10 F.R. 13130.

§ 818.1 *General provisions.* (a) "Consolidated license for textiles" shall mean a document issued by the Department of Commerce authorizing the exportation by the licensee of the commodities described in such document to one or more of a group of countries specified in the license.

(b) Applications for a consolidated license for textiles shall be made on the form or forms and in the manner and only for such textile commodities as shall be prescribed by the Department of Commerce. Insofar as consistent with the provisions of this part, all of the provisions of Part 804 of this subchapter, except § 804.1 (g), shall apply equally to applications for licenses under the provisions of this part.

§ 818.2 *Clearance for export.* (a) The provisions of § 801.7 of this subchapter shall apply to exportations under any consolidated license for textiles. In addition to presentation of the license an exporter making an exportation under the consolidated license for textiles shall present to the United States Collector of Customs at the port of exit a Shipper's Export Declaration bearing the symbol "CL" and the number of the consolidated license pursuant to which such exportation is being made.

(b) The use by any exporter of the "CL" symbol and license number on a Shipper's Export Declaration for the purpose of clearing an exportation of textiles constitutes a certification by the licensee that the textiles being exported pursuant to the consolidated license are being sold in accordance with the Second Revised Maximum Export Price Regulation of the Office of the Price Administration.

Dated: June 21, 1946.

JOHN C. BORTON,
Director,
Requirements and Supply Branch.

[F. R. Doc. 46-11244; Filed, June 27, 1946; 10:20 a. m.]

Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong.; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

PART 1042—IMPORTS OF STRATEGIC MATERIALS

[General Imports Order M-63, as Amended May 31, 1946, Amdt. 1]

Section 1042.1 *General Imports Order M-63* is hereby amended in the following respects:

Remove from List A:

Material	Commerce import class number	Governing date
Hides and skins:		
Buffalo hides dry and wet	0203.000	1/13/42
Buffalo hides (India water buffalo, for use in rawhide articles) dry and wet	0203.100 0209.000 0209.100	1/13/42 9/16/44 9/16/44
Calf, dry and wet	0207.000	1/13/42
Cattle hides, dry and wet	0208.000 0201.000	1/13/42 1/13/42
Goat and kid skins, dry and wet	0202.000 0241.000 0242.000	1/13/42 7/2/42 7/2/42
Kip, dry and wet	0205.000 0206.000	1/13/42 1/13/42
Sheep and lambskins:		
Pickled skins, not split, no wool	0234.000	1/2/46
Pickled fleshers, split, flesh side	0234.100	1/2/46
Pickled skivers, split, grain side	0234.200	1/2/46
Leather, unmanufactured:		
Goat and kidskin leather	0333.000 to 0333.500 incl. 0335.400 0340.800 0345.200 0345.300	7/2/42 7/2/42 7/2/42 7/2/42 7/2/42
Leather made from hides or skins of cattle of the bovine species	0300.100 to 0317.900 incl.	7/2/42
Rough tanned leather (incl. India-tanned): Vegetable-tanned goat and sheepskins	0339.000 0339.100	7/2/42 7/2/42

Issued this 26th day of June 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

[F. R. Doc. 46-11187; Filed, June 26, 1946; 4:33 p. m.]

Chapter XI—Office of Price Administration

PART 1305—ADMINISTRATION

[SO 132,[1] Amdt. 40]

POTATOES

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

In section 2 (a) (1) the termination date for the item "white flesh table stock potatoes (domestic and imported) except certified and war approved seed potatoes as defined in Revised Maximum Price Regulation No. 492" is amended to read "August 28, 1946."

This amendment shall become effective June 26, 1946.

Issued this 26th day of June 1946.

PAUL A. PORTER,
Administrator.

Approved: June 26, 1946.

N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 46-11195; Filed, June 26, 1946; 4:39 p. m.]

PART 1305—ADMINISTRATION

[SO 165 (§ 1305.193)]

IMPORTED HIDES AND SKINS

A statement of the considerations involved in the issuance of this supplementary order, issued simultaneously herewith, has been filed with the Division of the Federal Register.

SECTION 1. *Imported hides and skins.* Notwithstanding any other regulation or order of the Office of Price Administration:

[1] 10 F.R. 14954, 15170; 11 F.R. 296, 297, 881, 1102, 1467, 2378, 2640, 2989, 2927, 3247, 3396, 4021, 4090, 4861, 5066, 5353, 5598, 5599, 5539, 5650, 5740, 5868, 5781, 6232.

(a) The maximum price for imported hides or skins applicable both before and after importation to any sale or purchase thereof for delivery to a person within the continental United States and to any such delivery, shall be 105% of the importer's "landed cost".

(b) Except as provided in paragraph (a) above, no maximum price shall apply to the sale or purchase of any foreign hides or skins situated outside the continental United States.

SEC. 2. *Definitions.* The following definitions shall be applicable wherever the words or terms defined are used in this supplementary order:

(a) "Imported hides or skins" means hides or skins originating in, and cured, semi-cured or otherwise treated with a preservative agent, in any country other than the continental United States, and shall include all goat skins and sheep skins specified in Revised Maximum Price Regulation 357.

(b) "Foreign invoice price" means the price charged by the seller-shipper located outside the continental United States for the sale and delivery to a person within the continental United States (irrespective of whether the latter person is the importer), minus any charges included in such price for transportation, marine insurance, war risk insurance, export taxes, customs duties, import taxes, or any other expenses incurred in connection with the movement of commodities from the point of shipment abroad to the point of delivery in the continental United States.

(1) If the foreign invoice price is stated in a foreign currency, it shall be converted into United States dollars at the rate or rates of exchange paid or to be paid.

(2) In case a seller located outside the continental United States imports a commodity into the continental United States and sells it after importation either directly or through an agent its current market selling price minus any foreign taxes not paid on exports prevailing at the place of shipment at the time of shipment shall be used as the foreign invoice price.

(c) "Landed costs" shall be (1) the foreign invoice price plus (2) all costs and expenses, including (i) transportation, (ii) customs duties or import taxes, (iii) other commodity taxes, (iv) customs clearance, (v) dock charges, (vi) insurance, (vii) letter of credit expenses, and (viii) any customary buying commission to a purchasing agent outside the continental United States (or, where the importer maintains, either himself or cooperatively, buying offices abroad, a charge to cover the cost of maintaining such offices determined in the same manner as he customarily employed prior to April 1942) incurred by the importer if customarily incurred in connection with the movement of commodities from the point of shipment abroad to the point of delivery to the importer in the continental United States, except (3) the following: (i) cable charges, (ii) financing costs, (iii) other general overhead costs, (iv) charges incurred in storing the imported commodities in a foreign trade zone, a customs bonded warehouse, or a public warehouse in the continental United States for any period in excess of 60 days and (v) any amounts paid over the foreign invoice price as markups on sales after shipment from the country of origin and before arrival in the continental United States which shall not be included.

Where it is necessary, for the purpose of determining the total landed costs of an item contained in a shipment, transportation, insurance and other costs, except duties or import taxes, may be allocated to the particular item as a percentage average in accordance with customary practice in the trade.

SEC. 3. *Applicability.* This supplementary order shall not apply to any commodity the maximum price of which is determined under Maximum Price Regulation 553, nor to any commodity enumerated in Supplementary Order 126.

This supplementary order shall become effective June 26, 1946.

Issued this 26th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11197; Filed, June 26, 1946; 4:38 p. m.]

PART 1305—ADMINISTRATION

[SO 118, Amdt. 16]

RECONVERSION PRICING FOR SMALL VOLUME MANUFACTURERS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Order No. 118 is amended in the following respects:

Appendices A, B, C and D are revised to read as follows:

APPENDIX A

This appendix lists "reconversion products." From time to time the Administrator will add other products to this list.

For a product or product line to be listed in this appendix, the Administrator must find

(a) That in 1944 its production was approximately one-half or less of its production in its last representative period of peacetime production;

(b) That this reduction in dollar volume resulted from (1) governmental restrictions on the manufacture of products or on the use of materials, facilities, or manpower, or (2) the use of facilities for the production of war goods, or (3) other direct needs of the war effort.

The Administrator may omit from the list a product which meets the above tests if in his judgment the purposes of the order will be effectuated, as to that product, without its being listed.

The list indicates the commodity price branch of the National Office having jurisdiction over the products listed.

PRODUCT LIST

BUILDING MATERIALS BRANCH

Butt and butt hinges.
Electrically operated control equipment as defined in Order 48 under MPR 591.
Flush doors which (1) have solid cores of any species of lumber except fir, larch, spruce or hemlock; and which (2) also have veneer faces of any species listed in section 26 (d) of RMPR 293.
Gas burners, except those designed for use with products subject to RMPR 136, but including conversion burners.
Gas fired and liquified petroleum fired warm air furnaces including unit heaters.
Hardware, except butts and butt hinges (as covered by RPS 40, MPR 317, MPR 413, and MPR 591) limited to the following:
Awning hardware, including awning pulley.
Bright wire goods.
Builders' hardware, including miscellaneous shelf hardware.
Cabinet hardware.
Carded builders' hardware.
Furniture hardware, including slides and glides but not including casters.
Garage hardware.
Key blanks—all types and materials except plastic.
Lavatory hardware.
Mail boxes, except rural.
Overhead door hardware.
Refrigerator hardware.
Sash hardware, including sash pulleys.
Screen and screen door hardware, including grilles and guards.
Showcase hardware.
Low pressure valves designed to operate at pressures not exceeding 125 pounds water working pressure limited to the following:
Boiler drains.
Low pressure steps.
Radiator supply valves and radiator return elbows.
Sill faucets.
Stop and waste valves.
Mechanically operated commercial refrigeration and summer air conditioning equipment and accessories (subject to MPR 591) limited to the following:
Air conditioning units, self-contained.
Ice cream cabinets.
Hardening cabinets.
Insulated cold storage doors.
Refrigerated beverage coolers.
Refrigerated milk coolers.
Refrigerated water coolers.
Refrigerated counters and display cases.
Refrigerators over 16 cubic feet capacity—Commercial, display, reach-in, walk-in.
Miscellaneous ferrous cast and sheet metal building materials (subject to MPR 591) limited to the following:
Batten strips.
Cabinets, when designed for under sink or under lavatory use.
Caps, corners, and cornices.
Coal chutes.
Convector enclosures and shields, all types, except those specifically designed for railroad use.
Formed valley, not including rolled valley.
Furnace accessories, all types, except those for portable space heaters and pot stoves.
Hydrants.
Incinerators, metal.
Iron and steel ceilings, gratings, and floorings.
Iron and steel hand rails and stairway guards.
Iron and steel stair treads.
Jackets for steam and hot water boilers.
Louvers.
Metal and metal-bound weatherstripping.
Plumbing fixtures, metal-clad wood only.
Prefabricated metal and metal-covered store fronts.
Radiator enclosures and shields, all types except those specifically designed for railroad use.
Registers and grilles.
Ridge roll and accessories.
Road and curb boxes.
Shower stalls, enclosures, and doors, but not including shower curtains.
Shutters, metal and metal covered.
Sink tops when designed to mount plumbing fixtures and/or plumbing fixture fittings and trimmings.
Skylights.
Terrazzo strips.
Tie and timber connectors.
Tie rods and accessories, except bolts and nuts.
Ventilators, except marine.
Miscellaneous nonferrous cast and sheet metal building materials (subject to MPR 591) limited to the following:
Batten strips.
Caps, corners, and cornices.
Convector enclosures and shields, all types except those specifically designed for railroad use.
Formed valley, not including rolled valley.
Louvers.
Metal and metal bound weather stripping.
Plumbing fixtures, metal clad wood only.
Radiator enclosures and shields, all types except those specifically designed for railroad use.
Registers and grilles.
Ridge roll and accessories.
Skylights.
Terrazzo strips.
Ventilators, except marine.
Nonelectrically operated control equipment as defined in Order 48 Under MPR 591.
Oil burners as covered by MPR 591 including conversion burners.
Plumbing fixtures, enameled cast iron only.
Plumbing fixtures, formed metal only.
Plumbing fixture, supply fittings and trimmings (primarily cast).
Plumbing fixture waste fittings and trimmings (primarily tubular).
Prefabricated commercial and industrial buildings, predominantly of metal.
Prefabricated farm buildings, predominantly of metal.
Prefabricated garages, predominantly of metal.
Steel boilers, as covered by MPR 591, limited to hot water supply, steam, hot water heating, and vapor heating boilers—domestic, and commercial-designed for less than 100 pounds p. s. i. steam working pressure.
Stokers, all types with capacity of less than 1,200 pounds per hour including conversion stokers.
Veneered doors which have solid cores of any species of lumber except fir, larch, spruce or hemlock, and which also have veneer faces of any species listed in section 26 (d) of RMPR 293.
Window sashes, frames, moldings, and trim made of metal, including metal framed window and door screens (subject to MPR 591) limited to the following:
Bucks and partitions.
Combination screen and storm doors, metal and metal covered.
Combination screen and storm windows, metal and metal covered.
Doors, metal and metal covered, except airplane hangar doors.
Door sash and frames, metal and metal covered.
Metal framed screens.
Metal framed screen doors.
Moldings, bindings, and edgings.
Window sash and frames, metal and metal covered.
Wool floor coverings. (The term "wool floor covers" means loom woven floor coverings the surface of which contain at least 25 percent wool. The term includes only floor coverings of the axminster, velvet, tapestry, wilton, brussels, chenille, smyrna and ingrain types of weave, and all variations of these types of weaves, if woven on a loom. It also includes floor coverings having a synthetic or leno back if the essential wearing part of the article is loom woven.)

DURABLE GOODS PRICE RANGE

Air conditioners, portable.
Aluminum ware.
Bicycles.
Carpet sweepers.
Carkets, metal.
Clocks (subject to MPR 188).
Electrical appliances, small (subject to MPR 188).
Fixtures, office, store and institutional metal.
Furniture, household, metal.
Furniture and equipment, office, store and institutional, metal (subject to MPR 188).
Golf bags.
Golf clubs.
Lawnmowers (subject to MPR 188).
Leather luggage (except brief cases).
Machines, coin operated.
Machines, office (of the following categories):
(a) Check handling machines.
(b) Coin handling machines.
(c) Postage meter machines.
(d) Cash registers.
(e) Perforating, marking and cancelling machines.
(f) Stamp affixing machines.
(g) Office typewriters (except electric).
(h) Portable typewriters.
Machines, store (subject to MPR 188).
Mattresses, innerspring.
Musical instruments, metal.
Playground and gymnasium equipment.
Radios, phonographs and radio-phonograph combinations (except those subject to MPR 136).
Ranges, electric (except industrial).
Refrigerators, domestic, mechanical.
Safes and vaults.
Sewing machines (except industrial).
Scales, household, health.
Silver-plated flatware.
Skates, roller and ice.
Stoves, domestic cooking and heating (except electric ranges).
Thermostats for use in gas and electric cooking ranges.
Toys, metal and rubber.
Vacuum cleaners (except industrial).
Washing machines, ironers and driers, domestic.

RUBBER, CHEMICALS AND DRUGS BRANCH

Bookcloth except artificial leather.
Oilcloth.
Rubber covered rolls.
Rubber flooring, mats and matting.
Sponge rubber goods under MPR 149 and MPR 220.
Window shade cloth, when processed for window shade use.

APPENDIX B

Products will be listed from time to time in this appendix which, though not meeting the standards for listing in Appendix A on an industry-wide basis, are likely to meet those standards in the cases of a considerable number of reconverting manufacturers. Where the Administrator finds that nearly all the products subject to a particular maximum price regulation might properly be listed in this appendix, he may list the regulation in section 2 of this order instead of listing the products here.

PRODUCT LIST

BUILDING MATERIALS BRANCH

Automatically operated storage water heaters, any fuel, as covered by MPR 591.
Ceramic floor and wall tiles, subject to MPR 592.
Domestic water softening and purifying equipment, as covered by MPR 591.
Flush doors which (1) have hollow cores of insulating board or of any species of lumber except fir, larch, spruce or hemlock; and which (2) also have veneer faces of any species listed in section 26 (d) of RMPR 293.
Heating and winter air conditioning equipment limited to the following:
Air valves.
Blast traps and strainers.
Coils, extended surface, finned, etc., except those manufactured from glass.
Radiator valves, return ells, etc.
Thermostatic traps and strainers.
Vent valves.
Low pressure valves designed to operate at pressures not exceeding 125 lbs. Water working pressure limited to: Ground key work such as stops and cocks, except those items covered by RMPR 136, MPR 452, and except boiler drains, low pressure gate and globe valves, stops, sill faucets, stop and waste, and plumbing fixture supply fittings and trimmings.
Mechanically operated commercial refrigeration and summer air conditioning equipment and accessories as covered by MPR 591, except home and farm freezers.
Millwork specialties manufactured from any species, when made to be affixed to and become a permanent part of a building, as follows:
Complete gable frame and sash units.
Complete casement sash and window units (including frames).
Disappearing stairways.
Ironing boards.
Lock-joint or mitred trim, KD or set up.
Louver frames.
Mantels, china, or corner closets and breakfast nooks.
Ornamental entrance frames.
Overhead garage doors.
Porch work.
Sectional kitchen units in the white.
Stair parts.
Stock frames that cannot be priced from catalog 8-A, "Standard Pine Frames" published by the Pinney Printing Company, Clinton, Iowa.
Telephone and medicine cabinets.
Miscellaneous ferrous cast and sheet metal building materials (subject to MPR 591) limited to the following:
Air and fume conductors.
Flashings, except lead.
Furnace pipe and fittings, all sizes and types.
Hand dampers including fireplace dampers.
Pipe hangers, rests, and rollers, etc.
Rainwater disposal devices.
Smoke pipe, fittings, and accessories, all types and sizes, but not including smoke stacks or breechings.
Stove pipe fittings, all types and sizes.
Miscellaneous non-ferrous cast and sheet metal building materials (subject to MPR 591) limited to the following:
Air and fume conductors.
Bathroom accessories.
Flashings, except lead.
Permanently installed lawn sprinkler equipment.
Rainwater disposal devices.
Padlocks.
Parts, for which manufacturers' maximum prices are determined under the General Maximum Price Regulation, of articles covered by Maximum Price Regulation 188, Maximum Price Regulation 64, Revised Maximum Price Regulation 86, Maximum Price Regulation 598 and Revised Maximum Price Regulation 111. For the purpose of this provision, part means any specific part, subassembly or accessory for an article covered by these regulations which was originally designed for use in or in connection with such an article and which is fabricated to such an extent that it may be identified as to its ultimate use in or in connection with that article, and would not ordinarily be used for any other purpose.
Plumbing drainage staples and specialties as covered by MPR 591 except as covered by RPS 100, including grease and oil separators and boiler stands.
Tanks and vessels, such as domestic fuel oil storage tanks, domestic water tanks, expansion tanks, hydropneumatic tanks, range boilers, septic tanks, solar tanks, water heater tanks, water purification tanks, water storage tanks, all limited to

585 gallons and small made from steel 7 gauge and lighter or other metals of equivalent thickness, noncode pressure and nonpressure, coated and noncoated, lined and unlined, excluding leg tanks, skid tanks and tanks specifically designed for use with industrial equipment subject to the provisions of MPR 136 and those products commonly known as pans and cans, pails and buckets, shipping containers, refuse receptacles, drip and waste receivers.

Valves and pipe fittings, limited to the following:
- Clamps and couplings, except garden hose clamps and couplings.
- Fabricated pipe, with or without fittings.
- Grease and oil pressure valves and fittings.
- Hose fittings, except for garden hose.
- Irrigation gates and valves.
- Nozzles, except for garden hose.
- Spigots and gates, but not including plumbing fixture supply fittings and trimmings.

METALS BRANCH

Steel sheet pipe culverts.

APPENDIX C

Form 611-2489

(Copies of Form 611-2489 may be obtained from any OPA Regional or District Office.)

APPENDIX D

In this appendix there are listed profit factors, each of which represents one-half the average margin over cost for the years 1936-1939 for the industry or industry group designated, as determined by the Administrator. You must use the factor which applies to the product for which you are calculating new maximum prices, wherever the form on which you are calculating them directs you to enter one-half the industry's 1936-1939 profit rate or margin.

The profit factors are collected in two lists. In List I are factors for specified industries. In List 2 are factors for groups of industries. As further studies of specific industries are completed, factors for those industries will be added to List I, and the products made by those industries will thereafter be priced by the List I factor instead of the List 2 factor. If there is a factor in List I which applies to the industry making the product whose ceiling you are adjusting, you must use that factor rather than a factor in List 2 which might otherwise be applicable.

The factors listed in this Appendix will be the subject of continuing review and may be revised from time to time. If you find that a profit factor which you have used in calculating the maximum prices of a product has been increased by such a revision or in connection with the specification of the product in List I, you may apply to your OPA District Office for a recalculation of your maximum prices, using the new factor in place of the factor you originally used.

NOTE: Attention is directed to the fact that the factors listed do not disclose the relative profitability of the industries or industry groups listed. Profitability is measured by rate of return on net worth or investment. This in turn depends not merely on the ratio of the margin between net sales income and total costs to total costs, which is reflected in the listed factors, but also on the rate of turn-over of the product and the net worth of, or investment in, the industry. Thus, an industry with a profit factor of 4.0 may be more profitable than an industry with a profit factor of 8.0.

Attention is also directed to the fact that the inclusion of a profit factor for an industry or an industry group does not necessarily mean that the products made by this industry are eligible for adjustment. A product is eligible for adjustment only if it is listed in Appendix A or B, or covered by one of the regulations listed in section 2.

LIST I—PROFIT FACTORS FOR SPECIFIED INDUSTRIES

	Factor (percent)
Aluminum cooking utensils (sheet)	6.2
Aluminum cooking utensils (cast)	2.3
Bicycles	3.8
Butts and hinges as covered by RPS 40, MPR 413, and MPR 591	6.3
Clocks	4.3
Coin operated machines	2.4
Domestic fuel oil storage tanks as covered by RPS 96 and MPR 591	1.7
Domestic stoves (coal and wood, oil gas combinations, gas cooking and gas heating)	3.7
Domestic washing machines and ironers	2.6
Electrically operated control equipment as covered by MPR 591	12.5
Gas burners as covered by MPR 591	7.2
Gas fired and liquefied petroleum fired warm air furnaces including unit heaters as covered by MPR 591	7.5
Hardware as covered by RPS 40, MPR 317, MPR 416, and MPR 591, but not including butts and butt hinges, or padlocks	3.0
Heating and winter air conditioning equipment as covered by MPR 591	3.2
Household scales	4.1
Leather luggage	3.5
Lighting fixtures	2.6
Low pressure valves designed to operate at pressures not exceeding 125 pounds water working pressure as covered by MPR 591	3.2
Mechanically operated commercial refrigeration and summer air conditioning equipment and accessories as covered by MPR 591	4.9
Metal caskets	1.6
Metal household furniture	2.4
Metal office furniture	5.4
Metal toys	5.1
Miscellaneous ferrous cast and sheet metal building materials as covered by MPR 591	2.1
Miscellaneous nonferrous cast and sheet metal building materials as covered by MPR 591	5.2
Musical instruments (except pianos and organs)	3.1
Nonelectrically operated control equipment as covered by MPR 591	6.2
Office and store machines	8.9
Oil burners, including conversion oil burners as covered by MPR 591	6.5
Padlocks as covered by RPS 40 and MPR 591	3.0
Plated, solid and hollow silverware	3.4
Plumbing drainage staples and specialties as covered by MPR 591	1.8
Plumbing fixtures, enameled cast iron only	5.9
Plumbing fixtures, formed metal only	2.6
Plumbing fixture supply fittings and trimmings	5.7
Plumbing fixture waste fitting and trimmings	3.7
Radio cabinets	3.7
Radios and phonographs	3.0
Safes and vaults	3.9
Small firearms	4.7
Steel boilers as covered by MPR 591	7.2
Stock millwork covered by RMPR 293	2.2
Stokers as covered by MPR 591	5.5
Tanks and vessels as covered by RPS 96 and MPR 591	1.7
Vacuum cleaners	3.9
Valves and pipe fittings, except low pressure valves, as covered by MPR 591	3.4
Watches:	
Jewelled	7.7
Non-jewelled	4.3
Watch cases	5.5
Window sashes, frames, moldings, and trim made of metal, including metal framed window and door screens as covered by MPR 591	2.9
Wood and upholstered furniture	1.6
Wool floor coverings	3.1

LIST II—PROFIT FACTORS FOR INDUSTRY GROUPS

Bed, mattresses, etc	3.2
Cooking and kitchen utensils made of metal (except aluminum ware)	2.4
Hand tools (except edge tools, machine tools, files, and saws)	4.4
Miscellaneous hardware (excluding products under MPR 591)	5.1
Miscellaneous nonferrous metal products	5.2
Other miscellaneous durable products	3.6
Other wood products	3.6
Small electrical appliances	4.9
Sporting goods	3.1

This amendment No. 16 shall become effective July 2, 1946.

Issued this 27th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11290; Filed, June 27, 1946; 11:41 a. m.]

PART 1305—ADMINISTRATION

[SO 131,[1] Amdt. 29]

REVISED MAXIMUM PRICES FOR CERTAIN COTTON TEXTILES

A statement of the considerations involved in the issuance of this amendment have been issued simultaneously herewith and filed with the Division of the Federal Register.

Supplementary Order No. 131 is amended in the following respects:

1. Reference No. 24 in the table in section 3 (a) is deleted and Reference Numbers 24a to 24g, inclusive, are inserted in lieu thereof to read as follows:

Reference No.	Name of goods	Paragraph in sec. 4 of S. O. 131 in which covered	Sec. in RPS or MPR in which covered	Band A, percent increase	Band B, percent increase
24a	Bleached and solid colored flannels	w	MPR-118 1400.118 (d) (2) (i)	10.28	4.98
24b	Fancy woven outing flannels	w	MPR-118 1400.118 (d) (2) (ii)	10.28	4.98
24c	Fancy and plain woven shirting flannels	w	MPR-118 1400.118 (d) (2) (iii)	10.28	4.98
24d	Canton flannels (jobber type)	w	MPR-118 1400.118 (d) (2) (iv)	8.65	2.43
24e	Glove and mitten flannels	w	MPR-118 1400.118 (d) (2) (v)	8.65	2.43
24f	Interlining flannels	w	MPR-118 1400.118 (d) (2) (vi)	10.28	4.98
24g	Printed flannels	w	MPR-118 1400.118 (d) (2) (vii)	10.28	4.98

[1] 10 F.R. 11296, 11890, 12116, 13268, 13269, 13812, 14504, 14657, 14779, 15004, 15383; 11 F.R. 532, 1771, 1888, 2635, 2972, 3599, 3744, 4037, 4329, 4584, 4533, 4867, 4972, 5224, 5224.

2. The table in section 3 (k) is amended by adding thereto the following items:

Reference No.	Name of goods	Band A, percent increase	Band B, percent increase
11	Hopsacking, Style BEA of the Dallas Cotton Mills Co.	14.81	12.20
12	Cotton wool blend, Style 637CW, of Borden Mills	9.31	4.77
13	Herringbone twill, Style 628FM, of Borden Mills	9.31	4.77
14	Crepe, Style 627M, of Borden Mills	9.31	4.77

3. The table in section 3 (l) is amended by adding thereto the following items:

Reference No.	Name of goods	Band A, percent increase	Band B, percent increase
6	Balloon cloth	17.6	9.96
7	Hospital draw sheets, produced from type 140 unbleached sheeting	32.5	26.3
8	Hospital draw sheets, produced from unbleached wide warp sateens	28.10	22.89

This amendment shall become effective June 27, 1946.

Issued this 27th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11291; Filed, June 27, 1946; 11:41 a. m.]

PART 1305—ADMINISTRATION

[SO 163,[1] Amdt. 2]

ADDING PROVISIONS TO CERTAIN PRICE REGULATIONS PERMITTING INCREASES IN MAXIMUM PRICES OF FLUID MILK AND CREAM IN CERTAIN FEDERAL MILK MARKETING AREAS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Supplementary Order No. 163 is amended in the following respects:

1. Table A in paragraph (b) of section 6 is amended by adding the following:

TABLE A

Column I	Column II	Column III
	Cent	Cent
Columbus, Ohio	1/2	1/4
Dayton-Springfield, Ohio	1/2	1/4

2. The footnote at the end of Table A is amended by adding the following to the end thereof:

Provided, however, That the increases permitted in Columns II and III of Table A opposite the areas entitled Columbus and Dayton-Springfield shall become effective at 12:01 a. m. of the first day of July, 1946, and shall be deleted at 12:01 a. m. of the day when the Marketing Administrator of each of these marketing areas computes and announces the monthly minimum producers' price for Class I milk as defined in the applicable marketing order for the period ending July 31, 1946.

3. A new paragraph (b) is added to section 7 to read as follows:

(b) Notwithstanding the provisions of paragraph (a) above, any seller of "cream" and "half-and-half" in the Federal Milk Marketing Areas listed in Table B below, may increase his maximum prices for such "cream" and "half-and-half" above those existing on May 30, 1946, by the amounts specified in Table B below. The amounts specified in Table B below shall apply to half pint containers. Proportionate increases may be made in the maximum prices for other size containers.

TABLE B[2]

Column I Federal milk marketing areas	Column II Permitted increases per half pint in maximum prices of "cream"	Column III Permitted increases per half pint in maximum prices of "half-and-half"
	Cent	Cent
Chicago, Ill.	1/2	1/4
Clinton, Iowa	1/2	1/4
Dubuque, Iowa	1/2	1/4
Duluth-Superior, Minn.	1	1/2
Fort Wayne, Ind.	1/2	1/4
Kansas City, Mo.	1/2	1/4
LaPorte, Ind.	1/2	1/4
Louisville, Ky.	1	1/2
Omaha, Nebr.	1/2	1/4
St. Joseph, Ind.	3/4	1/4
St. Louis, Mo.	1/2	1/4
Sioux City, Iowa	1/2	1/4
Sub-Chicago, Ill.	1/2	1/4
Toledo, Ohio	1/2	1/4
Quad Cities	1/2	1/4
Tri-State, West Virginia, Kentucky, Ohio	1/2	1/4
Wichita, Kans.	1/2	1/4
Columbus, Ohio	1/2	1/4
Dayton-Springfield, Ohio	1/2	1/4

[2] The increases permitted in Columns II and III of Table B opposite the areas entitled Columbus and Dayton-Springfield shall become effective at 12:01 a. m. on the first day of July 1946, and shall be deleted at 12:01 a. m. of the day when the Marketing Administrator of each of these marketing areas computes and announces the minimum producers' prices for milk in these marketing areas which is used for the production of cream for the period ending July 31, 1946. The increases permitted in Columns II and III of Table B opposite all marketing areas other than Columbus and Dayton-Springfield, shall terminate at 12:01 a. m. of the day when the Marketing Administrator in each such marketing area computes and announces the minimum producers' price for milk in the particular marketing area which is used for the production of cream for the period ending June 30, 1946.

4. The last sentence of Amendment No. 1, Supplementary Order 163, establishing the effective date of that amendment, which reads: "It shall remain in effect until August 1, 1946", is deleted.

This amendment shall become effective the 26th day of June 1946.

Issued this 26th day of June 1946.

PAUL A. PORTER,
Administrator.

Approved: June 24, 1946.

N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 46-11196; Filed, June 26, 1946; 4:37 p. m.]

[1] 11 F.R. 6079.

PART 1314—RAW MATERIALS FOR SHOES AND OTHER LEATHER PRODUCTS

[RMPR 357,[1] Amdt. 3]

INDIA, IRAQ, AND IRAN TANNED GOATSKINS AND SHEEPSKINS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation 357 is amended in the following respects:

1. The bracketed text in Table V of Section 4 which reads "[Prices per pound, c. and f. United States port of entry. Shrinkage allowance in weight not to exceed 1% is permitted]" is amended to read as follows:

With respect to a contract of purchase entered into on or after June 24, 1946, each of the prices enumerated in this table may be increased by adding thereto an amount equal to 15% of such price.

The maximum prices herein enumerated are per pound, c. and f. United States port of entry. Shrinkage allowance in weight not to exceed 1% is permitted.

2. The bracketed text in Table VI of Section 4 which reads "[Prices per pound, c. and f. United States port of entry. Shrinkage allowance in weight not to exceed 1% is permitted]" is amended to read as follows:

With respect to a contract of purchase entered into on or after June 24, 1946, each of the prices enumerated in this table may be increased by adding thereto an amount equal to 20% of such price.

The maximum prices herein enumerated are per pound, c. and f. United States port of entry. Shrinkage allowance in weight not to exceed 1% is permitted.

This amendment shall become effective June 26, 1946.

Issued this 26th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11191; Filed, June 26, 1946; 4:39 p. m.]

PART 1347—PAPER, PAPER PRODUCTS, RAW MATERIALS FOR PAPER AND PAPER PRODUCTS, PRINTING AND PUBLISHING

[RMPR 361,[1] Amdt. 4 (§ 1347.951)]

PULPWOOD PRODUCED IN THE STATES OF MAINE, VERMONT, NEW HAMPSHIRE, NEW YORK AND THAT PORTION OF CONNECTICUT AND MASSACHUSETTS WEST OF THE CONNECTICUT RIVER

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation No. 361 is amended in the following respect:

In Appendix A (a) (1) the table of prices for Zone V is amended to read as follows:

[1] 9 F.R. 3343, 7504, 14783.

Zone V—In the State of New York, Chautauqua Co., Cattaraugus Co., Allegany Co., Steuben Co., Chemung Co., Tioga Co., Broome Co., Delaware Co., Sullivan Co., Orange Co., and Rockand Co.

Species	F. O. B. car	Roadside	Delivered mill (by truck)
Spruce and fir:			
Peeled	$19.50	$16.50	$21.50
Rough [1]	16.50	13.50	18.50
Hemlock:			
Peeled	13.75	11.75	15.75
Rough [1]	11.25	9.25	13.25
Poplar:			
Peeled	13.00	11.00	15.00
Rough [1]	11.00	9.00	13.00
Northern hardwood:			
Peeled	13.75	11.75	15.75
Rough [1]	11.25	9.25	13.25
Pine:			
Peeled	13.00	11.00	15.00
Rough [1]	11.00	9.00	13.00

[1] Any one delivery of rough pulpwood produced in Zone V may not contain more than 10% by volume of rough pulpwood with a diameter of less than six (6) inches at the small end. A delivery containing more than 10% of such pulpwood having a diameter of less than six (6) inches at the small end must be rejected or paid for only after adjustment to eliminate such pulpwood in excess of 10%.

This amendment shall become effective July 2, 1946.

Issued this 27th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11280; Filed, June 27, 1946; 11:41 a. m.]

PART 1347—PAPER, PAPER PRODUCTS, RAW MATERIALS FOR PAPER AND PAPER PRODUCTS, PRINTING AND PUBLISHING

[MPR 140,[1] Amdt. 8 (§ 1347.151)]

SANITARY NAPKINS AND TAMPONS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 140 is amended in the following respects:

In Appendix A, the two tables of prices are amended to read as follows:

Count per package	Manufacturer's price to wholesalers	Wholesaler's price	Retailer's price
1 to 7, inclusive	$0.01463	$0.01826	$0.02375
8 to 11, inclusive	.01383	.01666	.02150
12	.01361	.01637	.02084
13 to 72, inclusive	.01313	.01516	.01920
73 and above	.01263	.01416	.01750

Count per package	Maximum retailer's price per napkin	Maximum retailer's price per package
4	$0.02375	$0.09
5	.02375	.12
6	.02375	.14
8	.02150	.17
12	.02084	.25
18	.01920	.35
24	.01920	.46
48	.01920	.92
50	.01920	.96
54	.01920	1.04
56	.01920	1.08
60	.01920	1.15
66	.01920	1.27

[1] 7 F.R. 3410, 5563, 7178; 8 F.R. 7108, 13247; 9 F.R. 8254.

This amendment shall become effective June 27, 1946.

Issued this 27th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11279; Filed, June 27, 1946; 11:40 a. m.]

PART 1347—PAPER, PAPER PRODUCTS, RAW MATERIALS FOR PAPER AND PAPER PRODUCTS, PRINTING AND PUBLISHING

[RMPR 464,[1] Amdt. 4 (§ 1347.802)]

PULPWOOD PRODUCED IN DESIGNATED STATES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation No. 464 is amended in the following respects:

1. In section 8 (a), subparagraph (7) is amended to read as follows:

(7) "Rough pulpwood" means pulpwood from which the bark has not been removed;

2. In Appendix A (a) (1) and (2) a footnote reference 1 is inserted after the phrase "rough wood" wherever it appears, and footnote 1 is added to read as follows:

[1] Any one delivery of rough pulpwood produced in Elk, Forest, McKean, Potter, Tioga, Warren, Jefferson, Lycoming, and Wayne Counties in Pennsylvania may not contain more than 10% by volume of rough pulpwood with a diameter of less than six (6) inches at the small end. A delivery containing more than 10% of such pulpwood having a diameter of less than six (6) inches at the small end must be rejected or paid for only after adjustment to eliminate such pulpwood in excess of 10%.

This amendment shall become effective July 2, 1946.

Issued this 27th day of June 1946

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11282; Filed, June 27, 1946; 11:41 a. m.]

PART 1361—FARM EQUIPMENT

[MPR 246, Amdt. 18]

MANUFACTURERS' AND WHOLESALE PRICES FOR FARM EQUIPMENT

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 246 is amended in the following respects:

1. The table appearing in § 1361.71 is amended to read as follows:

Manufacturer	Items	Prices
Cheney Weeder Co., Cheney, Wash., and wholesale distributors.	Heavy duty reversible reel	$14.70 per foot, less 4% of the trade discounts in effect Mar. 31, 1942.
Cheney Weeder Co., Cheney, Wash., and wholesale distributors.	Farm equipment repair parts	Prices in effect Apr. 30, 1942, less 4% of the last trade discounts in effect Mar. 31, 1942.
Ford Motor Co., Dearborn, Mich.	Ford agricultural tractor (Ferguson system) equipped with steel wheels.	Prices in effect in Mar. 1942, plus $60.
	Ford agricultural tractor (Ferguson system) equipped with synthetic rubber tired wheels (model 2N).	Prices in effect on May 9, 1946, plus $127.16.
Harry Ferguson, Inc., Dearborn, Mich.	Ford agricultural tractor (Ferguson system) equipped with steel wheels.	List price $805, less 20% discount to retail dealers, less 8% to retail distributors.
	Ford agricultural tractor (Ferguson system) equipped with synthetic rubber tired wheels (model 2N).	List price $966.21, less 10% discount to retail dealers, less 8.4% to wholesale distributors.

This amendment shall become effective June 25, 1946.

Issued this 25th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11072; Filed, June 25, 1946; 4:31 p. m.]

PART 1418—TERRITORIES AND POSSESSIONS

[SR 2,[2] Amdt. 4 (§ 1418.151)]

MODIFICATION OF MAXIMUM PRICES FOR CERTAIN COMMODITIES IN HAWAII

A statement of the considerations involved in the issuance of this amendment to Supplementary Regulation No. 2 has been issued simultaneously herewith and has been filed with the Division of the Federal Register.

[1] 8 F.R. 14074; 9 F.R. 14278, 6359; 11 F.R. 4862.

[2] 11 F.R. 6981.

Supplementary Regulation No. 2 to General Maximum Price Regulation for the Territory of Hawaii is amended by adding a new section 6 to read as follows:

SECTION 6. *Permitted additions to maximum prices in certain cases.* (a) Any seller may increase his maximum price for any commodity covered by the General Maximum Price Regulation for the Territory of Hawaii under the following conditions:

(1) The price at the source of supply on the mainland is increased under authority of an Office of Price Administration regulation or order; and

(2) Under the provisions of such regulation or order (or one related thereto) processors and/or resellers are permitted to increase their maximum prices.

(b) In the foregoing cases revised maximum prices for processors and/or resellers subject to the General Maximum Price Regulation for the Territory of Hawaii shall be arrived at as follows:

(1) Each seller may add to his maximum price established under the General Maximum Price Regulation for the Territory of Hawaii the amount by which the maximum price of the most nearly equivalent class of processors or reseller on the mainland is increased by the aforementioned regulation or order. (Example: A mainland manufacturer of floor wax is given an increase in his maximum price of $0.03 per pound jar, and the Office of Price Administration order in such case provides that wholesalers and retailers may increase their prices by designated amounts. Wholesalers and retailers in the Territory may under this section 6 increase their maximum prices by the same amounts without further authorization from the Territorial Office of the Office of Price Administration.)

(c) Every seller subject to this section who increases his prices as herein set forth must, prior to the first sale at the increased price, obtain and keep on file:

(1) A copy of the Office of Price Administration regulation or order permitting a seller of his class on the mainland to increase his price, or

(2) A notice from his supplier attesting that a seller of the same class on the mainland is permitted to increase his price, and designating by number and effective date the Office of Price Administration regulation or order permitting such increase.

This amendment shall become effective as of May 10, 1946.

Issued this 27th day of June 1946.

PAUL A. PORTER,
Administrator.

[F R Doc. 46-11278; Filed, June 27, 1946; 11:40 a. m.]

PART 1439—UNPROCESSED AGRICULTURAL COMMODITIES

[MPR 426, Corr. to Amdt. 185]

FRESH FRUITS AND VEGETABLES FOR TABLE USE, SALES EXCEPT AT RETAIL

In amendment 185 to Maximum Price Regulation 426 the reference to paragraph (s), Appendix K is corrected to read paragraph (t).

This correction shall be effective as of June 13, 1946.

Issued this 27th day of June 1946.

PAUL A. PORTER,
Administrator.

[F R. Doc. 46-11281; Filed, June 27, 1946; 11:40 a. m.]

Chapter XVIII—Office of Economic Stabilization

[Directive 87, Amdt. 4]

PART 4003—SUPPORT PRICES: SUBSIDIES

IMPORTS OF GREEN COFFEE

Pursuant to the authority vested in me by the Stabilization Act of 1942, as amended, and by Executive Order 9250 of October 3, 1942 (7 F.R. 7871), Executive Order 9328 of April 8, 1943 (8 F.R. 4681), Executive Order 9599 of August 18, 1945 (10 F.R. 10155), Executive Order 9651 of October 30, 1945 (10 F.R. 13487), Executive Order 9697 of February 14, 1946 (11 F.R. 1691), and Executive Order 9699 of February 21, 1946 (11 F.R. 1929); *It is hereby ordered:*

Directive 87 is amended as follows:

1. The following paragraphs of section 1 are revoked: Paragraphs 1 (b), 1 (c), 1 (d), 1 (e) (i), and 1 (e) (iv).

2. The word "civilian" is deleted from subparagraph 1 (e) (vi) and 1 (f) (ii).

3. Paragraph 1 (f) (iii) is amended to read as follows:

That, in the event of an increase in maximum prices for coffee upon any reduction of subsidy payments or upon termination of this subsidy program, he will refund to the Reconstruction Finance Corporation the equivalent of such price increase (not to exceed 3 cents per pound green basis) on all coffee which he then has in inventory on which the subsidy has been paid and, in the event that maximum prices for green coffee are removed, he will refund to Reconstruction Finance Corporation 3 cents per pound (green basis) on all coffee which he then has in inventory, on which the subsidy has been paid. For the purposes of this paragraph, the subsidy will be deemed to have been paid on all coffee which the importer has in inventory in the United States upon a reduction of subsidy payments, upon termination of this program or upon removal of maximum price for green coffee and on all coffee loaded on board an exporting carrier for shipment to a United States port for the account of the importer between June 26, 1946 and the date of reduction or termination of subsidy payments or the date that maximum prices are removed, not to exceed the total quantity on which he has received subsidy payments.

4. Section 2 is amended to read as follows:

(a) The Price Administrator is authorized and directed to provide that coffee imported in accordance with the conditions prescribed in this directive with respect to eligibility for subsidy payments may be imported at prices 3 cents per pound higher than the maximum prices which were in effect prior to November 18, 1945: *Provided, however,* That the Price Administrator shall provide that coffee imported in accordance with the conditions prescribed in this directive with respect to eligibilty for subsidy payments, which is purchased after June 27, 1946, may be imported at prices which will reflect ex dock maximum prices of 2.075 cents per pound higher than the maximum prices which were in effect prior to June 27, 1946 and shall make other appropriate adjustments in maximum prices.

(b) To the extent he deems it appropriate and administratively feasible the Price Administrator shall provide for recapture of inventory windfalls resulting from the price increases authorized by paragraph (a).

5. Section 3 (a) is amended to read as follows:

To suspend War Food Order No. 63 with respect to coffee except to the extent that the Secretary may find it appropriate to reinstate the provisions of War Food Order No. 63 with respect to an importer whom the Secretary finds to have violated the provisions of section 1 (f) (i) of this directive.

6. Section 3 (b) is amended to read as follows:

To the extent he finds necessary, to determine what constitutes a reasonable inventory of green coffee and to issue orders, or amend existing orders, accordingly; and

7. Section 3 (c) is amended to insert the words "To the extent he finds it necessary" before the words "to issue".

8. Section 4 is amended to delete the words "until July 1, 1946."

Issued and effective this 26th day of June 1946.

CHESTER BOWLES,
Director.

[F. R. Doc. 46-11188; Filed, June 26, 1946; 4:36 p. m.]

TITLE 47—TELECOMMUNICATION

Chapter I—Federal Communications Commission

[Order 77-F]

PART 12—AMATEUR RADIO SERVICE

PART 13—COMMERCIAL RADIO OPERATORS

RENEWAL OF LICENSES

At a session of the Federal Communications Commission, held at its office in Washington, D. C., on the 20th day of June 1946;

Whereas, § 12.27 of the Commission's rules governing amateur radio service and § 13.28 of the Commission's rules governing commercial radio operators require a showing of service or use as a condition precedent to the renewal, respectively, of an amateur or commercial operator license; and

Whereas, the Commission by its Order No. 77-E, dated November 28, 1945, suspended until June 30, 1946 § 12.26 of its former rules governing amateur radio stations and operators (subsequently replaced by § 12.27 of the Commission's rules governing amateur radio service adopted April 1, 1946) and § 13.28 of its rules governing commercial radio operators, insofar as those sections require a showing of service or use as a condition precedent to the renewal, respectively, of an amateur or commercial operator license; and

Whereas, it appears that it would be advisable to extend for an additional period of six months the suspension of the showing of service or use requirement in order to provide a cushion for the full return to normal peace-time procedures;

Now, therefore, it is ordered. That § 12.27 of the Commission's rules govern-

ing amateur radio service and § 13.28 of its rules governing commercial radio operators be, and they hereby are, suspended until further order of the Commission, but in no event beyond December 31, 1946.

This order shall become effective July 1, 1946.

By the Commisison.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46–11240; Filed, June 27, 1946; 10:20 a. m.]

[Order 128–A]

PART 13—COMMERCIAL RADIO OPERATORS

APPLICATIONS FOR RENEWAL OF LICENSES

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 20th day of June 1946:

Whereas, The Commission by its Order No. 128, adopted August 28, 1945 (10 F.R. 11526), provided that under certain conditions applications filed or mailed not later than June 30, 1946 for the renewal of certain commercial radio operator licenses, which were valid on December 7, 1941 and had expired, might be acted upon by the Commission notwithstanding the provisions of § 13.11 of the Commission's rules governing commercial radio operators; and

Whereas, It appears that the provisions of Commission Order No. 128 should be continued for an additional period of six months in order to provide for the renewal of numerous expired commercial radio operator licenses held by persons serving or who have served in the armed forces of the United States or the United States Maritime Service, or who are or have been employed outside the continental limits of the United States; and

Whereas, The Commission by its Order No. 77–F, adopted today, effective July 1, 1946, has suspended until December 31, 1946 § 13.28 of the Commission's rules insofar as that section requires a showing of service or use as a condition precedent to the renewal of a commercial operator license;

It is ordered, That any application filed or mailed not later than December 31, 1946, for the renewal of a commercial radio operator license (other than a Temporary Emergency Radiotelegraph Second Class Operator License) which was valid on December 7, 1941 and has expired by its own terms without having been cancelled or suspended, may, until the further order of the Commission, be acted upon, notwithstanding the provisions of § 13.11, if a statement is filed as part of the renewal application showing that (1) the applicant is serving in the armed forces of the United States or has been honorably discharged therefrom since December 7, 1941; or (2) the applicant is serving in the United States Maritime Service or has voluntarily left that Service since December 7, 1941; or (3) the applicant is or has been employed outside the continental United States and has been unable to file timely application for renewal of license because of such employment outside the continental United States.

It is further ordered, That all licenses issued under the authority of this order shall be dated as of the date the application for renewal is granted by the Commission and not as of the date of the expiration of the former license.

This order shall become effective July 1, 1946.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46–11241; Filed, June 27, 1946; 10:20 a. m.]

[Order 136]

PART 13—COMMERCIAL RADIO OPERATORS

SHIPBOARD RADIOTELEGRAPH OPERATORS

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 20th day of June 1946;

The Commission having under consideration its Orders No. 97 dated May 19, 1942 (7 F.R. 3830), and No. 123 dated October 9, 1944 (9 F.R. 12360), temporarily relaxing the requirements of the Commission's rules governing commercial operators aboard ships and establishing respectively the temporary limited and temporary emergency radiotelegraph second class operator licenses; and

It appearing that the war-time emergency demand for shipboard radiotelegraph operators which led to the adoption of Order 97 and Order 123 has now been alleviated to the extent that there is no longer any demand for radiotelegraph operators which led to the adoption is that they hold a license issued under Order 97 or under Order 123; and

It further appearing that the issuance of additional licenses under the authority of either Order 97 or Order 123 should be discontinued but that it would be advisable for outstanding licenses issued under either of those orders to remain valid according to their respective terms;

Now, therefore, it is ordered, That on and after the effective date of this order, Order 97 and Order 123 shall be cancelled, *Provided, however*, That all temporary limited and temporary emergency radiotelegraph second class operator licenses which are outstanding at the time of such cancellation shall remain valid according to the respective terms thereof.

The effective date of this order shall be June 30, 1946.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION,
T. J. SLOWIE,
Secretary.

[F. R. Doc. 46–11242; Filed, June 27, 1946; 10:20 a. m.]

TITLE 48—TERRITORIES AND INSULAR POSSESSIONS

Chapter I—Division of Territories and Island Possessions, Department of the Interior

PART 21—GENERAL REGULATIONS APPLICABLE TO SALES OF SURPLUS PERSONAL PROPERTY

Sec.
21.1 Authority to act.
21.2 Scope.
21.3 Sales activities.
21.4 Sales conditions.
21.5 Types of sales.
21.6 Priority claimants.
21.7 Qualified buyers at fixed price sales of consumer goods.
21.8 Public notice of sales.
21.9 Conduct of sales.
21.10 Approval of sales.
21.11 Method of payment.
21.12 Refunds.
Exhibit A. Property to be set aside for veterans.

AUTHORITY: §§ 21.1 to 21.12, inclusive, issued under sec. 9 (c) of the Surplus Property Act of 1944, 58 Stat. 765, 50 U.S.C. App. Sup. 1611; Pub. Law 181, 79th Cong., 1st Sess., 59 Stat. 533; and Pub. Law 375, 79th Cong., 2d Sess.

§ 21.1 *Authority to act.* (a) The Department of the Interior is designated by Part 8301 of Title 32 (Regulation 1 of the Surplus Property Administration), issued pursuant to section 10 of the Surplus Property Act as the disposal agency for all real and personal property (except aircraft, property peculiar to aircraft, merchant vessels, vessels capable of conversion to merchant use and marine industrial real property) located in the territories and possessions of the United States. In turn the Secretary of the Interior, by Departmental Order No. 2061, has authorized the Division of Territories and Island Possessions within the Department to carry out the Department's functions in this respect. For this purpose, the Surplus Property Office of the Division has been organized, headed by a Director in the Washington, D. C., Office, with additional offices, each in charge of a territorial surplus property officer, in San Juan, Puerto Rico, Honolulu, Hawaii, and Anchorage, Alaska.

§ 21.2 *Scope.* (a) The regulations in this part apply only to surplus personal property declared for sale in the territories and possessions of the United States, as described in Part 8301 of Title 32 (Regulation 1 of the Surplus Property Administration), including Puerto Rico, the Virgin Islands, Hawaii, and Alaska.

§ 21.3 *Sales activities.* (a) All sales shall be conducted in the territories and possessions by the respective offices for the disposal of such surplus property as may be declared to each office. However, commodities which prove excess to the needs of the respective territories and possessions, and commodities as to which joint selling efforts are deemed appropriate by the Director, may be sold by or with the specific direction of the Washington Office.

§ 21.4 *Sales conditions.* (a) Each sale consummated by the Surplus Property Office of the Division including those made in Washington, shall, subject to any qualification which may be made in writing in the solicitation of bids or otherwise, be made subject to the following sales conditions, commonly referred to as Sales Conditions No. 1 of September 1, 1945:

1. All sales are on a cash basis and payment in full must be made promptly after award and prior to the removal of the property.

2. Property must be removed at the purchaser's expense within ten days (or such other period as may at any time be specifically allowed in writing) after the date of mailing by the Government of the Bill of Sale, which will be the purchaser's authorization to obtain delivery of the property. Without limiting any other rights it may have, the Government may require the payment of storage charges with respect to property not removed within the required time and reserves the right to cancel the contract with respect to any such property. The purchaser shall be responsible for any damage to surrounding property, including buildings, resulting from the removal of the property.

3. It is expected that the Government agency in possession will exercise its usual care for the protection of the property, but the Government will not be liable in the event of loss, damage, or destruction from any cause whatsoever. The Government, however, will refund to the purchaser any amount paid with respect to property lost or destroyed during the period allowed for removal and prior to actual removal.

4. The Government warrants its title to the property sold but makes no other warranty, express or implied, by way of description of the property or otherwise. All property is sold "as is" and "where is."

5. No representative of the Government is authorized to make any statement or representation as to quality, character, condition, size, or kind of any material offered for sale, and any representation or statement made by any representative of the Government, concerning any such material, will not be binding on the Government; nor will it be considered as grounds for any claim for adjustment or rescission of any sale.

6 No Member of or Delegate to Congress, or Resident Commissioner, shall be admitted to any share or part of any contract of sale or to any benefit that may arise therefrom unless it be made with a corporation for its general benefit.

7. In case of error in the extension of prices to the "Total Price" column in the bid, the unit price will govern.

8. The Government reserves the right to reject any or all bids or parts thereof, and to waive technical defects therein. The Government also reserves the right to withdraw from sale any property prior to the removal thereof without incurring any liability except to refund to the purchaser any amount paid with respect to such property. The Government further reserves the right to cancel the contract without liability if made on behalf of any principal whose name and address are not set forth in the bid.

It is the responsibility of bidders to inspect property and they are urged to do so prior to submitting bids:

§ 21.5 *Types of sales.* (a) Revised Special Order 24 of March 16, 1946,[1] issued by the War Assets Corporation as successor to the Surplus Property Administration, sets out the types of sales for consumer goods which shall be used by disposal agencies in carrying out their functions under the act. The same types of sales shall also be used in selling all other goods, such as producer and capital goods. As stated in the order these are:

Fixed price sales. Generally a fixed price sale is preferred to all other methods. This type of sale shall be used when property is in new condition, is available in inventory in large quantities, and is either a standard commercial item or is readily marketable; and may be used whenever property, either new or used, can best be moved by this method.

Other methods of sale may be used when it is not practicable to use the fixed price method of sale. The following additional standards shall be used as a guide in the choice of these other methods:

(1) Sealed bid—where the property is a non-standard commercial item; or is of unknown marketability; or is available only in mixed lots or small quantities.

(2) Spot sale (by fixed price or competitive bid) or public auction—where the property is not suitable for fixed price offering; when rapid clearance of a site is necessary; or when the experience of the disposal agency has shown this to be the best method of disposing of the specific type of property involved.

(3) Negotiated sale—(a) When the proposed purchaser can perform certain functions necessary to make the property salable, such as repairing, rehabilitating, sorting, grading, or testing, more economically and effectively than the disposal agency or others; (b) When the property is non-standard and has no apparent civilian use; (c) When the property is such a hazard to health and property as to require immediate disposition; (d) When the property will spoil or deteriorate so rapidly as to jeopardize any disposal unless immediately sold; (e) When another method of sale has proved unsuccessful; or, (f) When the property is to be sold to a foreign government pursuant to a recommendation of the State Department.

(b) Where, because of the remote location and type of property involved, other methods of sale are impracticable in carrying out the functions of the Surplus Property Office, negotiated sales may be used.

(c) The selection of the type of sale in specific instances, whether the commodity involved is consumer goods or otherwise, and the price to be charged therefor, shall be determined by the particular office handling the sale.

§ 21.6 *Priority claimants*—(a) *Government agencies.* (1) The act, section 12 (a), gives a priority to Government's agencies in the acquisition of surplus property for their own use and not for transfer or disposition. Government agencies shall exercise their priority within twenty (20) days from the time public notice is given of the availability of the surplus property for disposal to Government agencies. Transfer will be made at the fair value fixed by the Surplus Property Office unless transfer without reimbursement or transfer of funds is authorized by any law approved subsequent to June 21, 1944, to be made to the Government agency desiring such property.

(2) These transfers are given priority over all other disposals except disposals to veterans of property reserved exclusively for veterans, as described in paragraph (b) of this section.

(b) *Veterans.* (1) The act, section 16 (a) gives a priority to veterans second to that given to Government agencies in the acquisition of surplus property to enable veterans to establish and maintain their own small business, professional, or agricultural enterprises.

(2) The act, section 16 (b), requires that certain property shall be set aside which has been determined to be appropriate for exclusive disposal to veterans for their own personal use, and to enable them to establish and maintain their own small business, professional, or agricultural enterprises. All the property on Exhibit A, attached hereto, will be set aside for this purpose. Such property will be held for disposal to veterans, who properly qualify in accordance with the provisions of subparagraph (3) of this paragraph, for a period of not less than fifteen (15) days after public notice of its availability for such disposal. Any balance remaining undisposed of thereafter will be available for disposal in accordance with the other provisions of these regulations. The Surplus Property Office may establish maximum and minimum quantities to be disposed of to veterans hereunder.

(3) In each territorial office an employee has been charged with the duty of certifying veterans' priorities. That employee, a veterans' priority officer, is authorized to obtain from the veteran and other suitable sources all information pertinent to granting a priority under the act and Part 8302 of Title 32 (Regulation 2 of the War Assets Corporation). A record of this information shall be kept in the territorial office in connection with the application form filled out by the veteran. It is advisable that veterans make application and secure their priority certificates prior to the time they actually wish to purchase. The priority certificates shall bear the time and date of issuance. The following certificate shall be signed by the applying veteran, who shall indicate whether subsection (5) is applicable and, if not, the appropriate alternative clause in subsection (3) and subsection (4) thereof:

VETERANS' PRIORITY CERTIFICATE

I hereby certify (1) that all the statements contained in my application for veterans' priority and in this certification are true to the best of my knowledge and belief; (2) that I served in the active military or naval services of the United States on, or after, September 16, 1940, and prior to the termination of World War II, and was discharged or released therefrom under honorable conditions; (3) that I am, or will be, directly or indirectly or beneficially, a proprietor of the enterprise described herein, and that no person or persons, other than veterans, have or will have any proprietary interest in the enterprise, singly or together, directly or indirectly, amounting to 50 percent or more of either the capital invested in the enterprise or of the net income thereof; or that the property described herein is required as a condition of my employment by others; (4) I hereby certify that the surplus property herein applied for is to be used in and as part of the enterprise described; or that the surplus property is required for resale and is the initial stock necessary, within reasonable limits, for the enterprise; (5) I hereby certify that the surplus property herein applied for is for my own personal use; (6) I further certify that I have not heretofore ap-

[1] 11 F.R. 3075.

plied for or received any surplus property, on the basis of a veterans' preference or priority except at the following times and places:

(Type of business)

(Property requested)

(Signature)

Date: ----------

(4) Priority shall not be granted to veterans seeking to buy merely as agents or brokers. Veterans may not exercise their priorities to purchase in quantities less than the smallest lot customary in commercial practice for the commodity involved. Applications for priority by a veteran or by a group of veterans to buy in excess of $25,000 fair market value of surplus property must be submitted, together with all pertinent data secured by the veterans' priority officer, to the Washington Office for action by the Director.

(c) *Other small business priorities.* The act, section 18 (e), gives a priority, following that given to Government agencies and to veterans, to purchases by the Reconstruction Finance Corporation, as successor to Smaller War Plants Corporation, for resale to small businesses.

(d) *States and local Governments.* (1) The act, section 13 (f) gives the next priority, following those given to Government agencies, veterans, and purchases by the Reconstruction Finance Corporation, in that order, to States, territories, or possessions of the United States, the District of Columbia, and political subdivisions or instrumentalities thereof.

(2) Pursuant to Part 8302 of Title 32 (Regulation 2 of the Surplus Property Administration), effective May 3, 1946, which should be consulted for a comprehensive treatment of this subject, a government requirements officer has been appointed in each of the three territorial offices and in the Washington Office. On the basis of estimated needs submitted, it is the duty of the requirements officers in the territorial offices to give notice to government agencies and State and local governments of the availability of specified surplus property and the basis on which it will be sold, to the end that priority claimants may have adequate time to make arrangements to purchase those items in which they are interested. In the case of priority claimants located in Alaska, the requirements officer shall give claimants notice in the nature of a letter forecast at least once each month stating the general types of surplus property which the territorial office has available. This will enable claimants so located to make known to the territorial office their desire to purchase certain items.

(e) *Nonprofit institutions.* (1) The act, section 13 (a), and Part 8314 of Title 32 (Regulation 14 of the Surplus Property Administration) provide that certain nonprofit institutions shall be given an opportunity to acquire surplus property in order to fulfill, in the public interest, their legitimate needs. Part 8314 of Title 32 has delegated to the Federal Security Agency the responsibility of certifying those institutions which should be granted this preference in buying. Pursuant to that part, the Federal Security Agency has designated the officer in charge of the United States Public Health Service in Puerto Rico, Hawaii, and Alaska to certify all institutions, except educational, which may apply for preference certification in the respective territories and possessions and such adjacent islands as are within the scope of those regulations. Certification of educational institutions are presently handled for the Puerto Rican area by the Acting Commissioner of Education at San Juan, in Hawaii by the Deputy Superintendent, Department of Public Instruction at Honolulu, and in Alaska by the Commissioner of Education at Juneau. Institutions desiring to obtain certification should contact the appropriate officer herein designated before attempting to purchase surplus property.

(2) A 40% discount from fair value is established by Part 8314 of Title 32 only on orders by or for such nonprofit institutions as may be certified as educational or public-health institutions and which are exempt from taxation under section 101 (6) of the Internal Revenue Code.

(f) *Disposals for claimants' own use.* Except in the case of transfers to Reconstruction Finance Corporation as successor to Smaller War Plants Corporation for resale and disposals to veterans of property to be resold with or without processing or fabrication in the regular course of business, transfers or disposals to priority claimants shall be for their own use only and not for transfer or disposition by them to others and priority claimants may be required to so certify.

§ 21.7 *Qualified buyers at fixed price sales of consumer goods.* (a) After priority claimants have been given an opportunity to fill their needs by the purchase of surplus property, sales shall be made to small retailers and wholesalers who serve small independent retailers, to industrial users, and to all other wholesalers in that order and in quantities and at price differentials suitable to the trade level of the buyer. See Revised Special Order 24 of March 16, 1946, referred to in § 21.5. Pursuant to said order such sales to commercial purchasers shall be known as program sales and the following classes of purchasers are qualified buyers in the circumstances indicated:

(a) Sales may be made exclusively to the original producer of the surplus property only when the original producer can perform certain necessary functions, such as repairing, rehabilitating, sorting, grading, or testing, more effectively than the disposal agency or others.

(b) Manufacturers who perform the distributive functions of serving small independent retailers may buy as wholesalers under program sales subject to the rules applicable to purchases made by wholesalers.

(c) Wholesalers and manufacturers who own, operate, or control retail stores are required to buy as retailers, under program sales, for their company owned or controlled retail stores.

(d) Buying offices of associated groups of retail stores operated on the voluntary chain system of buying will buy as retailers under program sales.

(e) Commercial exporters and purchasing commissions representing foreign governments shall be permitted to participate as wholesalers under program sales, except that items in critically short supply in the domestic economy may not be available to them for export.

(f) Cooperative organizations shall be permitted to participate in sales of consumer goods at the same time and under the same conditions as other commercial enterprises under program sales. In determining the level of trade at which a particular cooperative organization will buy consideration should be given solely to its functions as a wholesaler or retailer and not the features of cooperative ownership.

(g) Industrial users, i. e., manufacturing or commercial enterprises of a class which normally purchases property for its own use and not for resale shall be permitted to participate in program sales at the retail level, or at the wholesale level (at the minimum quantity specified for wholesalers who agree to use their best efforts to sell to small independent retail establishments) if such class customarily buys from manufacturers at the same price as wholesalers: *Provided*, That in either case the property so purchased it not resold in its present form except after incorporation into an end product. Orders of commercial and industrial purchasers shall be filled after retailers and wholesalers who serve small retailers.

(h) Purchasing agents (including resident buyers, commission men, brokers, and other agents) who perform the purchasing function for the principals they represent, shall be permitted to participate in disposals of surplus property. Sales made through these agents shall be made only in the name of the principal they represent and in program sales at the level of distribution of the principal. Such agents may be required to present a written authorization from the principal for each purchase.

(i) All purchasers who may participate in program sales shall also be eligible to acquire property offered by any other method.

(j) Ultimate consumers (persons who buy for their own personal use) are not ordinarily expected to purchase surplus property directly from the disposal agency except when such property is offered in suitable lots or units under circumstances which will not complicate the work of disposal or where sales to ultimate consumers, for example, through rural farm auctions, would be more effective than offerings by other methods.

(b) The following certification shall be signed by all commercial purchasers to establish their qualification as buyers at fixed price sales. The certification shall become a permanent record in each office where the purchaser wishes to buy. It may be amended to show a change of classification and/or additional commodities, items or products, upon an appropriate showing.

SPO–129
(5–1–46)

CERTIFICATION OF COMMERCIAL PURCHASES OF SURPLUS PROPERTY

NOTE: This certification is not valid unless the general commodities, items, or products dealt in, used, or made are listed on the back of this form.

We certify that we are in the category described in paragraph ------ below, with respect to the general commodities, items, or products listed on the back hereof; that we expect to continue as such, and that we will not resell any surplus property other than in accordance with the established practice of the trade classification indicated.

Name of firm

By ---
Individual Name

Title

Date: ----------

1. Wholesaler selling only to independent retailers.
2. Retailer selling only to consumers.
3. Associated group of retail stores.
4. Mail Order House.
5. Cooperative Organization.
6. Chain Store Buying Office.
7. Commercial Exporter.
8. Original manufacturer or producer of the commodities or items listed, who will repair, rehabilitate, sort, grade, or test such items.
9. Manufacturer performing function of serving small independent retailers.
10. Wholesaler who owns, operates, or controls retail stores.
11. Manufacturer who owns, operates or controls retail stores.
12. Commercial or Industrial User who purchases the commodities listed for use or for incorporation into an end product.
13. Purchasing Commission representing foreign government.

(c) In the discretion of the territorial surplus property officer improper certification may result in disqualification from further purchases.

§ 21.8 *Public notice of sales*—(a) *Posted notices in the Surplus Property Offices.* As a uniform method of giving public notice of all prospective sales shall be posted in the office proposing to sell the commodity in question, at a place accessible to and frequented by the public, a notice describing the property available and the type of sale contemplated, together with full directions as to who may participate in the sale. This posting shall take place at least one working day in advance of sales negotiated because of deterioration of the commodity and at least one week in advance of all other sales. Additional postings may be made in the discretion of the territorial surplus property officer.

(b) *Newspaper and trade journal advertising.* Except in the case of negotiated sales as an additional uniform method of giving public notice, the same notice described in the paragraph immediately preceding shall be inserted in at least one newspaper with wide circulation in the territory where the commodity is located, or, if the sale is to be made in Washington, in whatever newspaper or newspapers having a general or trade circulation within the continental United States the Washington Office may deem appropriate. One insertion of notice of a proposed sale shall be sufficient, but, in the discretion of the territorial surplus property officer, additional insertions may be used. The last insertion shall occur at least one week in advance of sale.

(c) *Circularization.* Qualified buyers may request the various offices to place their names on mailing lists to receive, whenever possible, direct mail information of the sale of items in which they are interested.

(d) *Radio.* Whenever it shall be deemed appropriate by the territorial surplus property officer, additional notice of a proposed sale may be given by radio broadcast at such time or times as he may think best.

§ 21.9 *Conduct of sales*—(a) *Fixed price sales.* Sales shall be conducted in accordance with the public notice. This shall designate the days on which priority claimants and retailers and wholesalers may purchase. Not more than twenty (20) days shall be given to Government agencies and not less than fifteen days to veterans after the date of public notice of availability of property. The following order of priority shall be observed: (1) Federal Government agencies; (2) Veterans; (3) Reconstruction Finance Corporation, as successor to Smaller War Plants Corporation, for resale to small businesses; (4) Governments of the territories and possessions, political subdivisions and instrumentalities thereof; (5) Nonprofit institutions; (6) Small retailers and wholesalers serving small independent retailers; (7) Industrial users, whether purchasing as retailers or wholesalers; and (8) All other wholesalers. If sales cannot be concluded to any group other than Government agencies in the time allotted, their orders may be taken during that time and the property reserved from sale to others until such time as the formalities of sale may be completed. In subsequent sales provision may be made for the additional time allotment needed for a particular group.

(b) *Excess property set aside for veterans.* Any property remaining from that reserved exclusively for veterans after the time period allotted to them to purchase will be disposed of after clearance with War Assets Administration.

(c) *Allocation of insufficient quantities at fixed price sales*—(1) *Veterans.* Each of the above named groups may exhaust by purchase the entire amount of property available at the time prescribed for sale to them. Where the amount of property available is insufficient to satisfy all demands of any one group, the following method of awarding the property available shall govern: In disposing of property set aside exclusively for veterans, the territorial offices may establish the maximum and minimum quantities which may be acquired by any one veteran at any one time during a given period of time. If the supply of property is still insufficient, equitable distribution will be accomplished in accordance with the date of certification or registration. The public notice of availability of surplus property shall so state. Equitable distribution between personal use applicants and applicants for small business or agricultural or professional enterprises, will be made by the territorial office. In disposing of property not set aside exclusively for veterans equitable distribution of insufficient quantities will be made by the territorial office.

(2) *All others.* Allotments within other groups shall be made on the basis of the sequence in which the orders were received, or on such other equitable basis as the territorial surplus property office may determine.

(d) *Property unsold after fixed price sale.* As to property remaining unsold after being offered on a fixed price basis to all potential buyers, the territorial office offering the property shall determine, (1) whether a reoffering at a reduced price shall be made to all classes of purchasers in the usual manner or (2) whether an offering by sealed bid, auction or negotiation shall be made, (3) whether the property shall be offered direct to consumers, or (4) whether a disposition by other appropriate means shall be made.

(e) *Sealed bid sales.* (1) All priority and preference claims for the commodities involved shall have been met before such commodities are sold by sealed bid or at auction, or by negotiated sale except in the case of perishable items.

(2) Consequently in the case of sealed bid sales, the notice of sale shall specify a time certain for the public opening of all bids. A substantial security payment not to exceed one-fourth of the purchase price, either by money order or certified or cashier's check, shall be required to accompany the bid. Bids shall be received in the Surplus Property Office holding the sale up to the time specified in the notice of sale. An award to the highest qualified bidder for each item or lot sold, shall be made within a reasonable time, not to exceed ten working days, after public opening of bids. Failure to complete the transaction after award shall result in the retention by the Surplus Property Office of the deposit as liquidated damages.

(3) The Government reserves the right to reject any or all bids or parts thereof and to withdraw from sale any property prior to the removal thereof without liability except to refund to the purchaser any amount paid with respect to such property.

(4) Discretion to offer any commodity for rebidding, after proper public notice thereof, shall rest with the territorial surplus property officer or the Director in Washington, depending upon the office handling the sale.

(f) *Auction sales.* Sales at auction shall be conducted in the customary manner, unless the notice of sale shall indicate specific requirements.

(g) *Negotiated sales.* (1) Sales by negotiation shall be conducted in the customary manner, by continuing contact with interested buyers until an offer to pay a price reflecting as nearly as possible the market value of the commodity is obtained.

(2) The minimum one day notice prescribed in § 21.8 for negotiated sales of property subject to rapid deterioration shall be construed as adequate notice to priority and preference claimants, small retailers and wholesalers.

(h) *Qualified buyers.* Before any bidder at a sealed bid, spot sale or public auction or negotiated sale shall take delivery of any property awarded to him he shall have completed and placed on file as a permanent record at the appropriate surplus property office a certification as to his category as a purchaser on Form SPO–129 "Certification of Commercial Purchaser of Surplus Property" (See § 21.7 above).

§ 21.10 *Approval of sales.* (a) All proposed sales made by territorial offices which involve a total sales price of $50,000 or more shall be referred to the Washington Office for approval of the Director. All negotiated sales which involve a total sales price of $50,000 or more shall be referred with the recommendation of the Director to the Secretary for approval.

(b) Any proposed sale involving circumstances of a peculiar nature or a conflict between private purchasers may be referred by the territorial surplus property office to the Washington Office, and in the discretion of the Director, to the Secretary for approval.

§ 21.11 *Method of payment.* (a) The Surplus Property Office and its territorial offices are not staffed to make sales on a credit basis. Therefore all sales shall be made on a cash basis, as specified in paragraph 1 of the Sales Conditions (see § 21.4), except:

(1) That bank checks issued or certified by appropriate officers, and money orders will be accepted, and

(2) That irrevocable, unconditional letters of credit subject to sight draft by the Surplus Property Office making the sale will be accepted.

(b) Where the property in question is unlikely to be again available as surplus property or is unique in character and Federal Government agencies and Territorial Governments or their political subdivisions and instrumentalities can furnish evidence that there is a reasonable probability of their having the purchase money available within three months, and said claimants execute a purchase order at the time of offering, immediate transfer of the property may be made to them upon execution of a proper custodial bond, or upon execution of a three month lease at nominal rental reserving in the lessor the right of cancellation at any time.

§ 21.12 *Refunds.* (a) Since all sales are made by this office on an "as is, where is" basis, without representation as to quality and with no responsibility as to preparation for shipment and transportation, few instances in which a refund may be claimed should arise. However, should the Surplus Property Office, or the owning agency having custody, be unable to deliver the total quantity of an item sold, or should other appropriate circumstances arise, such as set out in paragraph 3 of the Sales Conditions (see § 21.4), refunds may be made only after joint approval by the territorial surplus property officer and the regional counsel of the territorial office, or if no regional counsel is on duty, by the territorial surplus property officer and chief of merchandising and sales in the territory.

(b) All refunds, except those for inability to deliver the quantity of goods originally contracted for, which involve $1,000 or more must be submitted to the Director in Washington for final approval.

Effective date: June 25, 1946.

J. M. BARRINGER,
Director, Surplus Property.

Approved: June 25, 1946.

OSCAR L. CHAPMAN,
Acting Secretary of the Interior.

EXHIBIT A

MOTOR VEHICLES

Passenger cars (new and used).
Buses:
20–29 passenger, 1½ ton.
25 passenger, 1½ ton.
40 passenger, 2½ ton.
Station wagons, motor cycles and scooters.
Trucks (not over 2½ ton).
Jeeps, amphibians ¼ ton, 4 x 4, and weasels.

TRAILERS

Tractors (track-laying):
29.49 DBHP or equivalent (gas and diesel):
International TD–6.
36 to 45 DBHP (gas and diesel):
Caterpillar D–4 and R–4.
Cleveland Tractor BD and BG.
International T–9 and TD–9.
61 to 90 DBHP (gas and diesel):
Allis-Chalmers HD–10 and S.
Caterpillar D–7.
International TD–18.
46 to 60 DBHP (gas and diesel):
Allis-Chalmers HD–7 and K.
Caterpillar D–6.
Cleveland Tractor DD and DG.
International TD–14.
91 to 140 DBHP (gas and diesel):
Allis-Chalmers HD–14 and L.
Caterpillar D–8.
Cleveland Tractor FD and FG.
(Tractors may be equipped with attachments.)

CONSTRUCTION, MINING AND EXCAVATING MACHINERY

Tractor-type scrapers of 3½, 6, 8, 10 and 12 yards capacity.
Portable air compressors, track or skid mounted, up to and including 500 CFM.
Stationary type air compressors of 30 CFM and under.
Batching plants.
Rock crushers, crushing and screening plants, 25 tons per hour or under.
Ditching machines, crawler mounted, ladder and wheel type.

CRANES

Truck-mounted and crawler-type of ⅜, ½, ¾, 1¼ to 1½, 1¾ to 2, and 2½ cubic yard capacity. Equipped with shovel, dragline, backhoe and other types of front ends.

AGRICULTURAL MACHINERY

Land levelers.
Plows: Walking plows, moldboard and disc plows and tractor-drawn.

MEDICAL, SURGICAL, DENTAL AND VETERINARY APPARATUS

Equipment and instruments.

TYPEWRITERS

Portable and standard.

[F. R. Doc. 46-11276; Filed, June 27, 1946; 11:18 a. m.]

Notices

DEPARTMENT OF THE INTERIOR.

Bureau of Reclamation.

PRINEVILLE RESERVOIR SITE, OREGON

FIRST FORM RECLAMATION WITHDRAWAL

APRIL 3, 1946.

The SECRETARY OF THE INTERIOR:

SIR: In accordance with the authority vested in you by the act of June 28, 1934 (48 Stat. 1269), as amended, it is recommended that the following described land be withdrawn from public entry under the first form of withdrawal, as provided by section 3 of the act of June 17, 1902 (32 Stat. 388), and that Departmental Order of October 21, 1935, establishing Oregon Grazing District No. 3, be modified and made subject to the withdrawal effected by this order.

PRINEVILLE RESERVOIR SITE

WILLAMETTE MERIDIAN, OREG.

T. 17 S., R. 17 E.,
Sec. 4, S½SE¼.

Respectfully,

MICHAEL W. STRAUS,
Commissioner.

I concur:

ARCHIE D. RYAN,
Acting Director of the Grazing Service.

I concur: May 17, 1946.

FRED W. JOHNSON,
Commissioner of the General Land Office.

The foregoing recommendation is hereby approved, as recommended, and the Commissioner of the General Land Office will cause the records of his office and the district land office to be noted accordingly.

OSCAR L. CHAPMAN,
Under Secretary.

MAY 23, 1946.

[F. R. Doc. 46-11260; Filed, June 27, 1946; 11:17 a. m.]

GUNNISON-ARKANSAS PROJECT, COLORADO

FIRST FORM RECLAMATION WITHDRAWAL

FEBRUARY 14, 1946.

The SECRETARY OF THE INTERIOR:

SIR: In accordance with the authority vested in you by the act of June 26, 1936 (49 Stat. 1976), it is recommended that the following described lands be withdrawn from public entry under the first form of withdrawal as provided in section 3 of the act of June 17, 1902 (32 Stat. 388).

GUNNISON-ARKANSAS PROJECT, COLO.

SIXTH PRINCIPAL MERIDIAN

T. 20 S., R. 52 W.,
Sec. 27, S½SW¼;
Sec. 28, S½S½;
Sec. 29, SE¼;
Sec. 32, NE¼, E½W½ and SE¼;
Sec. 33, all;
Sec. 34, NW¼ and W½SW¼;
T. 21 S., R. 52 W.,
Sec. 4, SW¼;
Sec. 5, E½SW¼;
T. 22 S., R. 54 W.,
Sec. 1, Lots 1, 2 and S½NE¼;
T. 21 S., R. 56 W.,
Sec. 21, S½;
Sec. 22, W½SW¼;
Sec. 30, Lots 3, 4, E½SW¼ and SE¼;
T. 25 S., R. 64 W.,
Sec. 21, N½NE¼, SW¼NE¼, SE¼NW¼ and E½SW¼;
Sec. 28, W½NE¼, E½W½, W½SE¼ and SE¼SE¼;
Sec. 32, S½SE¼;
Sec. 33, E½NW¼, NE¼SW¼ and S½SW¼;
T. 25 S., R. 65 W.,
Sec. 10, NE¼NE¼ and S½NE¼;
Sec. 11, NW¼NW¼;
Sec. 16, all;
Sec. 19, Lot 1;
Sec. 28, S½SE¼.
Sec. 29, NW¼NW¼, S½NW¼, N½SW¼, SW¼SW¼ and NW¼SE¼;
Sec. 30, SE¼;
Sec. 31, NE¼;
Sec. 36, N½N½.
T. 27 S., R. 65 W.,
Sec. 1, Lot 1, SE¼NE¼ and N½SE¼;
Sec. 2, S½SW¼.
T. 24 S., R. 66 W.,
Sec. 22, NE¼NW¼ and S½NW¼.
T. 12 S., R. 79 W.,
Sec. 7, Lot 4, SE¼SW¼ and S½SE¼;
Sec. 8, S½SW¼ and SE¼.
T. 9 S., R. 80 W.,
Sec. 8, S½NE¼ and SE¼;
Sec. 17, N½NE¼, SE¼NE¼ and N½SE¼;
Sec. 18, Lot 18;
Sec. 19, Lots 1, 2, 5, 6, 10, 12, 13, 14, 15 and 23;
Sec. 20, N½SE¼NE¼ and SW¼SE¼NE¼.
T. 11 S., R. 80 W.,
Sec. 9, S½S½;
Sec. 15, Lot 3;
Sec. 16, Lots 1 to 4 incl., and N½N½;
Sec. 23, N½SE¼NE¼, S½N½SE¼ and S½SE¼;
Sec. 27, N½NE¼, N½SW¼NE¼, N½S½SW¼NE¼, N½SE¼NE¼, SE¼SE¼NE¼, NE¼NW¼, N½NW¼NW¼, S½SW¼NW¼, W½NE¼SW¼, W½SW¼, W½SE¼SW¼, SE¼SE¼SW¼ and SW¼SW¼SE¼.
T. 9 S., R. 81 W.,
Sec. 13, Lots 3 to 7, incl., and 12 to 23, incl.

Respectfully,

MICHAEL W. STRAUS,
Commissioner.

I concur: May 16, 1946.

FRED W. JOHNSON,
Commissioner of the General Land Office.

The foregoing recommendation is hereby approved, and it is so ordered. The Commissioner of the General Land Office is hereby authorized and directed to cause the records of his office and of the district land office to be noted accordingly.

OSCAR L. CHAPMAN,
Acting Secretary.

JUNE 3, 1946.

[F. R. Doc. 46-11261; Filed, June 27, 1946; 11:17 a. m.]

GUNNISON-ARKANSAS PROJECT, COLORADO

FIRST FORM RECLAMATION WITHDRAWAL

FEBRUARY 14, 1946.

The SECRETARY OF THE INTERIOR.

SIR: It is recommended that the following described lands be withdrawn from public entry under the first form of withdrawal as provided in section 3 of the act of June 17, 1902 (32 Stat. 388).

GUNNISON-ARKANSAS PROJECT, COLO.

SIXTH PRINCIPAL MERIDIAN

T. 12 S., R. 79 W.,
Sec. 17, Lots 1, 2, S½NE¼NW¼, N½NW¼NW¼ and S½NW¼;
Sec. 18, Lots 1, 2, N½NE¼NW¼, SW¼SW¼NE¼, SE¼SE¼NE¼, NE¼NE¼NW¼, W½NE¼NW¼, W½SE¼NW¼ and SE¼NW¼NW¼.
T. 15 S., R. 79 W.,
Sec. 27, N½ and S½S½;
Sec. 28, E½.
T. 9 S., R. 80 W.,
Sec. 7, Lots 3, 7 and N½SE¼;
Sec. 8, S½NW¼ and N½SW¼.
T. 11 S., R. 80 W.,
Sec. 17, N½N½;
Sec. 18, Lots 1, 2, N½NE¼ and E½NW¼;
Sec. 30, SW¼NE¼.
T. 12 S., R. 80 W.,
Sec. 35 and 36 all.
T. 14 S., R. 80 W.,
Sec. 35, all except M.E.S. Nos. 2591, 5002 and 18380;
Sec. 36, all.
T. 15 S., R. 80 W.,
Secs. 1 and 2, all.
T. 9 S., R. 81 W.,
Sec. 10, N½SE¼ and SW¼SE¼;
Sec. 11, Lot 1, N½SW¼, N½N½SE¼SW¼ and NW¼SE¼;
Sec. 12, Lots 3 to 7, incl.;
Sec. 14, Lots 1, 2, SW¼NE¼, S½N½NW¼, S½NW¼, SW¼, NW¼SE¼ and S½SE¼;
Sec. 15, E½.
T. 11 S., R. 81 W.,
Sec. 24, Lots 1 to 9, incl.
T. 15 S., R. 83 W.,
Sec. 18, Lots 5 to 18, incl., N½NE¼, NE¼NW¼ and SE¼SE¼;
Sec. 19, Lots 5 to 8, incl., NE¼ and E½NW¼;
T. 15 S., R. 84 W.,
Sec. 13, S½;
Sec. 15, N½, SW¼SW¼ and SE¼;
Sec. 20, SW¼SE¼;
Sec. 21, NE¼, N½NW¼, SE¼NW¼, E½SW¼ and NE¼SE¼;
Sec. 22, NE¼, NW¼NW¼, E½SW¼ and SE¼;
Secs. 23, and 24, all;
Sec. 26, W½;
Sec. 27, NE¼, E½NW¼, NE¼SW¼, S½SW¼ and SE¼;
Sec. 28, SE¼SE¼;
Sec. 29, W½NE¼, NW¼, N½SW¼ and SW¼ SW¼;
Sec. 31, E½;
Sec. 32, S½NE¼, W½NW¼, SE¼NW¼ and S½;
Sec. 33, NE¼ and NE¼NW¼;
Sec. 34, all.

Respectfully,

MICHAEL W. STRAUS,
Commissioner.

I concur: May 16, 1946.

FRED W. JOHNSON,
Commissioner of the General Land Office.

The foregoing recommendation is hereby approved, and it is so ordered. The Commissioner of the General Land Office is hereby authorized and directed to cause the records of his office and of the district land office to be noted accordingly.

OSCAR L. CHAPMAN,
Secretary.

MAY 24, 1946.

[F. R. Doc. 46-11262; Filed, June 27, 1946; 11:17 a. m.]

GUNNISON-ARKANSAS PROJECT, COLORADO

FIRST FORM RECLAMATION WITHDRAWAL

FEBRUARY 14, 1946.

The SECRETARY OF THE INTERIOR.

SIR: In accordance with the authority vested in you by the act of June 28, 1934 (48 Stat. 1269), as amended, it is recommended that the following described lands be withdrawn from public entry under the first form of withdrawal, as provided in section 3 of the act of June 17, 1902 (32 Stat. 388), and that Departmental Orders of April 8, 1935 and August 7, 1940 establishing Colorado Grazing Districts Nos. 3 and 5 be modified and made subject to the withdrawal effected by this order.

GUNNISON-ARKANSAS PROJECT, COLO.

SIXTH PRINCIPAL MERIDIAN

T. 16 S., R. 68 W.,
Sec. 6, Lots 1, 2, 3, 9, 10, 11 and NE¼SE¼.
T. 15 S., R. 69 W.,
Sec. 25, W½SW¼.
T. 16 S., R. 69 W.,
Sec. 1, Lots 18 and 19.
T. 18 S., R. 69 W.,
Sec. 24, S½NW¼ and W½SW¼.
T. 19 S., R. 73 W.,
Sec. 18, Lots 1 to 4, incl., NE¼, E½NW¼, NE¼SW¼ and E½SE¼;
Sec. 19, Lots 1 to 4, incl., E½NE¼, SW¼NE¼, E½W½ and SE¼;
Sec. 30, all.

NEW MEXICO PRINCIPAL MERIDIAN

T. 47 N., R. 2 W.,
Sec. 7, Lots 1, 2, NE¼, E½NW¼, NE¼SW¼ and SE¼;
Sec. 17, all;
Sec. 18, Lots 1 to 4, incl., NE¼, SE¼NW¼, E½SW¼ and SE¼;
Sec. 20, NE¼, N½NW¼ and E½SE¼;
Sec. 29, NE¼NE¼, S½NE¼, W½ and SE¼.
T. 46 N., R. 3 W.,
Sec. 3, Lots 1 to 4, incl., S½NE¼, SW¼NW¼ and SE¼;
Sec. 4, SW¼NE¼, E½SW¼ and W½SE¼;
Sec. 5, SW¼SE¼;
Sec. 6, Lots 4 to 7, incl., and SE¼NW¼;
Sec. 7, Lots 2, 3, 4, SE¼S[illegible], NE¼SE¼ and S½SE¼;
Sec. 8, W½NE¼, E½NW¼, NW¼NW¼ and SE¼;
Sec. 9, NE¼, E½NW¼ and S½;
Sec. 10, NE¼, NE¼NW¼, SW¼ and N½SE¼;
Sec. 16, all;
Sec. 17, SW¼NE¼;
Sec. 18, NE¼, N½SE¼ and SE¼SE¼;
Sec. 19, Lots 1, 3, 4, NE¼, E½W½ and SE¼;
Sec. 20, SE¼SW¼ and NE¼SE¼;
Sec. 30, Lots 2, 3, 4, NE¼, SE¼NW¼, E½SW¼ and SE¼.
T. 47 N., R. 3 W.,
Sec. 1, Lots 1, 2, 4, 5, 7, 8, 9, 12 to 15, incl., SW¼SW¼ and E½SW¼;
Sec. 2, all;
Sec. 12, Lots 4 to 12, incl., and W½;
Sec. 16, all;
Sec. 17, E½NE¼ and SE¼;
Sec. 20, SE¼NE¼, NE¼NW¼, NE¼SW¼, S½SW¼ and NE¼SE¼;
Sec. 21, N½NE¼, SW¼NE¼, E½W½ and SE¼;
Sec. 22, NE¼, N½NW¼, SE¼NW¼, SW¼ SW¼ and SE¼;
Sec. 27, N½, N½SW¼, SE¼SW¼, NW¼-SE¼ and S½SE¼;
Sec. 28, NE¼, E½NW¼, SE¼SW¼ and N½SE¼;
Sec. 31, NW¼NE¼ and W½.
T. 48 N., R. 3 W.,
Sec. 35, all;
Sec 36, Lots 1, 2, 3, 4, 6, W½NE¼, W½NW¼ and W½SE¼;
T. 49 N., R. 3 W.,
Sec. 20, S½;
Sec. 27, E½NE¼, NW¼NW¼, SE¼SW¼ and E½SE¼;
Sec. 28, N½NW¼ and SW¼SE¼;
Sec. 29, N½N½, SW¼NW¼ and SE¼SW¼;
Sec. 30, Lots 1, 2, NE¼ and E½NW¼;
Sec. 31, Lots 1 to 4, incl., S½NE¼, E½W½ and SE¼;
Sec. 32, S½NE¼, E½NW¼ and S½;
Sec. 33, S½N½ and S½;
Sec. 34, S½NE¼, NW¼NW¼, W½SW¼, SE¼SW¼ and S½SE¼.
T. 44 N., R. 4 W.,
Sec. 2, Lots 3, 4 and SW¼;
Sec. 11, Lots 1 to 5, incl., and 7 to 10, incl., SE¼NE¼, NW¼NW¼ and E½SE¼.

T. 45 N., R. 4 W.,
Sec. 1, Lots 1, 2, 3 and S½N½;
Sec. 2, SW¼NE¼ and S½NW¼;
Sec. 11, NW¼SE¼;
Sec. 14, SW¼NW¼ and NW¼SW¼;
Sec. 26, W½NE¼, SE¼SW¼ and NW¼SE¼;
Sec. 35, E½N¼, SW¼NW¼, SW¼ and S½SE¼.
T. 46 N., R. 4 W.,
Sec. 12, Lots 2 to 7, incl., SW¼NE¼, N½NW¼, SE¼NW¼, N½SW¼ and NW¼SE¼;
Sec. 13, NW¼NE¼, N½NW¼, SW¼NW¼, W½SW¼, SE¼SW¼ and SW¼SE¼;
Sec. 24, W½NE¼, NW¼, N½SW¼ and SE¼SW¼;
Sec. 25, S½NE¼, NW¼NW¼, SW¼SW¼ and SE¼;
Sec. 26, NE¼NE¼, E½NW¼, SW¼NW¼ and NW¼SW¼;
Sec. 36, N½NE¼, SW¼NE¼, E½W½, W½SE¼ and SE¼SE¼.
T. 48 N., R. 4 W.,
Sec. 1, Lots 7 to 16, incl., and S½;
Sec. 2, Lots 9 to 12, incl., 15, 16, SE¼SW¼ and SE¼;
Sec. 4, Lots 3 to 6, incl., 12, 13, 14 and SW¼;
Sec. 5, Lots 1 to 12, incl., 14 and 16;
Sec. 6, Lots 1 to 12, incl., 18 and SE¼SW¼;
Sec. 12, all.
T. 49 N., R. 4 W.,
Sec. 21, NW¼NE¼, W½W½ and E½SE¼;
Sec. 25, all;
Sec. 26, N½, E½SW¼ and SE¼;
Sec. 27, S½SE¼;
Sec. 28, E½NE¼, NW¼NW¼ and SE¼SE¼;
Sec. 31, E½;
Sec. 32, S½NW¼, SW¼SW¼ and NE¼SE¼;
Sec. 33, NE¼, SE¼NW¼, N½SW¼ and SE¼;
Sec. 34, NE¼NE¼ and NW¼NW¼;
Sec. 35, NE¼, N½NW¼ and SE¼;
Sec. 36, N½, N½SW¼ and SE¼.
T. 48 N., R. 5 W.,
Sec. 1, Lots 17 to 31, incl., 33, 34, 38, 39, 40 and 41;
Sec. 2, Lots 17 to 28, incl., 35, 36 and W½SW¼;
Sec. 3, Lots 17, 18, 21 to 36, incl., and E½SE¼;
Sec. 4, Lots 15 to 27, incl., and SW¼;
Sec. 5, Lots 2 to 18, incl., E½SW¼ and SE¼;
Sec. 10, Lots 1 and 2;
Sec. 11, Lots 3, 4, 5, 7, 8 and NW¼NW¼.
T. 49 N., R. 5 W.,
Sec. 32, N½SE¼ and SE¼SE¼;
Sec. 33, SW¼;
Sec. 34, NE¼.
T. 48 N., R. 6 W.,
Sec. 1, S½;
Sec. 2, SW¼NW¼ and S½;
Sec. 3, all;
Sec. 4, all;
Sec. 5, Lots 1, 2, 3 and 5 to 12, incl.;
Sec. 6, Lots 6, 7, S½NE¼, SE¼NW¼ and S½;
Sec. 8, N½NE¼, SE¼NE¼ and S½SW¼;
Sec. 9, Lots 1 to 8, incl., and SE¼;
Sec. 15, all;
Sec. 16, N½NE¼, SE¼NE¼, and NE¼SE¼;
Sec. 22, NE¼ and NE¼NW¼.
T. 49 N., R. 6 W.,
Sec. 33, Lots 1 to 12, incl., and NW¼.

Respectfully,

MICHAEL W. STRAUS,
Commissioner.

I concur:

ARCHIE D. RYAN,
Acting Director of the Grazing Service.

I concur: May 16, 1946.

FRED W. JOHNSON,
Commissioner of the General Land Office.

The foregoing recommendation is hereby approved, and it is so ordered.

The Commissioner of the General Land Office is hereby authorized and directed to cause the records of his office and of the local land office to be noted accordingly.

OSCAR L. CHAPMAN,
Under Secretary.

MAY 23, 1946.

[F. R. Doc. 46-11263; Filed, June 27, 1946; 11:17 a. m.]

HAMMOND PROJECT, NEW MEXICO

AMENDMENT TO FIRST FORM RECLAMATION WITHDRAWAL

JANUARY 9, 1946.

THE SECRETARY OF THE INTERIOR.

SIR: By Departmental Order of October 11, 1944, certain lands described therein were withdrawn from public entry under the first form of reclamation withdrawal as provided by section 3 of the act of June 17, 1902 (32 Stat. 388), in connection with the proposed Hammond Project, New Mexico.

An examination of the Departmental Order referred to above discloses that a typographical error exists with respect to a portion of the land described therein. It is, therefore, recommended that the second page of Departmental Order of October 11, 1944, be amended by correcting the last line under Township 29 North, Range 13 West, to read as follows:

Sec. 25, S½NW¼.

Respectfully,

MICHAEL W. STRAUS,
Commissioner.

I concur: May 30, 1946.

ARCHIE D. RYAN,
Acting Director of the Grazing Service.

I concur: May 31, 1946.

FRED W. JOHNSON,
Commissioner of the General Land Office.

The foregoing recommendation is hereby approved, as recommended, and the Commissioner of the General Land Office will cause the records of his office and the district land office to be noted accordingly.

OSCAR L. CHAPMAN,
Acting Secretary.

JUNE 12, 1946.

[F. R. Doc. 46-11264; Filed, June 27, 1946; 11:18 a. m.]

DEPARTMENT OF AGRICULTURE.

Production and Marketing Administration.

POSTED STOCKYARDS AND LIVE POULTRY MARKETS

W. H. HODGES AND CO.

NOTICE AS TO POSTED STOCKYARDS

JUNE 26, 1946.

Notice is hereby given that after inquiry, as provided by section 302 (b) of the Packers and Stockyards Act, 1921 (7 U. S. C., sec. 202 (b)), it has been ascertained by me that the stockyard known as the W. H. Hodges and Company, at Alexandria, State of Louisiana, is subject to the provisions of said act.

The attention of stockyard owner, market agencies, dealers, and other persons concerned is directed to sections 303 and 306 (7 U.S.C., secs. 203 and 207) and other pertinent provisions of said act and the rules and regulations issued thereunder by the Secretary of Agriculture.

[SEAL] N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 46-11274; Filed, June 27, 1946; 11:20 a. m.]

STERLING SALES AND COMMISSION CO.

NOTICE AS TO POSTED STOCKYARD

JUNE 26, 1946.

Notice is hereby given that after inquiry, as provided by section 302 (b) of the Packers and Stockyards Act, 1921 (7 U. S. C. sec. 202 (b)), it has been ascertained by me that the stockyard known as the Sterling Sales and Commission Company at Sterling, State of Colorado, is subject to the provisions of said act.

The attention of stockyard owner, market agencies, dealers and other persons concerned is directed to sections 303 and 306 (7 U.S.C. secs. 203 and 207) and other pertinent provisions of said act and the rules and regulations issued thereunder by the Secretary of Agriculture.

[SEAL] N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 46-11267; Filed, June 27, 1946; 11:20 a. m.]

Rural Electrification Administration.

[Administrative Order 1065]

ALLOCATION OF FUNDS FOR LOANS

MAY 15, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation	*Amount*
Iowa 48K Pocahontas	$550,000
Iowa 80F Ringgold	150,000
Louisiana 13L East Baton Rouge	154,000
Michigan 28P Presque Isle	40,000
Tennessee 48F Lauderdale	275,000
Washington 20G Columbia	330,000

[SEAL] CARL HAMILTON,
Acting Administrator.

[F. R. Doc. 46-11268; Filed, June 27, 1946; 11:19 a. m.]

[Administrative Order 1066]

ALLOCATION OF FUNDS FOR LOANS

MAY 17, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation	*Amount*
Arizona 17A Graham	$295,000
Arkansas 13L Johnson	620,000
Georgia 83H Jackson	277,000
Iowa 5N Carroll	77,000
Mississippi 50C Chickasaw	680,000
Montana 16E Park	65,000
Ohio 30H Marion	45,000
Tennessee 34B Hardin	567,000
Texas 63H Navarro	50,000

[SEAL] CARL HAMILTON,
Acting Administrator.

[F. R. Doc. 46-11269; Filed, June 27, 1946; 11:19 a. m.]

[Administrative Order 1077]

ALLOCATION OF FUNDS FOR LOANS

MAY 24, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation	*Amount*
Alabama 29E Greene	$600,000
Florida 14V Clay	584,000
Illinois 41G Jefferson	525,000
Iowa 26H Shelby	50,000
Kansas 18E Sedgwick	10,000
Louisiana 10P Washington	90,000
Missouri 68B Pulaski	85,000
Nebraska 88C Perkins	200,000
Pennsylvania 25G Adams	50,000
Texas 102H Jackson	321,000
Wisconsin 16K Douglas	200,000

[SEAL] WILLIAM J. NEAL,
Acting Administrator.

[F. R. Doc. 46-11270; Filed, June 27, 1946; 11:19 a. m.]

[Administrative Order 1080]

ALLOCATION OF FUNDS FOR LOANS

MAY 31, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation	*Amount*
Florida 35C Glades	$240,000
Georgia 22M Colquitt	460,000
Iowa 9V Scott	475,000
Kansas 24G Clay	337,000
Kansas 30G Nemaha	345,000
Kansas 32P Reno	100,000
Michigan 29E Ontonagon	192,000
Mississippi 29R Oktibbeha	355,000
Nebraska 56S Cedar-Knox District Public	370,000
North Carolina 36K Randolph	414,500
Oklahoma 12K Alfalfa	274,000
Oklahoma 30F Choctaw*	50,000
South Dakota 21D Brown	300,000
Tennessee 1S Meigs	531,000
Texas 135D Ochiltree	200,000
Wisconsin 31H Columbia	155,000
Wisconsin 53K Eau Claire	150,000

[SEAL] CARL HAMILTON,
Acting Administrator.

[F. R. Doc. 46-11271; Filed, June 27, 1946; 11:19 a. m.]

[Administrative Order 1085]

ALLOCATION OF FUNDS FOR LOANS

JUNE 5, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation	*Amount*
Alabama 20H Baldwin	$382,000
Georgia 37M Douglas	270,000
Georgia 42G Toombs	217,000
Georgia 77F Forsyth	310,000
Illinois 18AA Pike	565,000
Iowa 38S Pocahontas	225,000
Kansas 7H Jewell	316,000
Kansas 13L Brown	220,000
North Carolina 37K Davie	639,000
Pennsylvania 20S Blair	50,000
Pennsylvania 22H Jefferson	50,000
South Dakota 31A Walworth	500,000
Texas 7L Bell	152,000
Texas 49H Denton	85,000
Wisconsin 51E St. Croix	25,000

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 46-11272; Filed, June 27, 1946; 11:19 a. m.]

FEDERAL POWER COMMISSION.

[Docket No. G-731]

MICHIGAN GAS STORAGE CO.

NOTICE OF APPLICATION

JUNE 25, 1946.

1. Notice is hereby given that on June 10, 1946, an application was filed with the Federal Power Commission by the Michigan Gas Storage Company (hereinafter sometimes referred to as "Applicant" or "Michigan Gas"), a Michigan Corporation with its principal office at Jackson, Michigan, for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, to authorize the construction and operation of certain facilities, and the acquisition and operation of certain other facilities, all as more fully described below:

(a) Applicant seeks authorization to acquire the following facilities from the Consumers Power Company (hereinafter sometimes referred to as "Consumers Power"), which facilities are located in the State of Michigan, and to operate the same:

(1) A 12-inch natural gas transmission pipe line approximately 65 miles in length extending from the Muskegon River Compressor Station of Consumers Power at the Winterfield Gas Field southeasterly to a point of connection with a natural gas transmission pipe line of Panhandle Eastern Pipe Line Company (hereinafter sometimes referred to as "Panhandle Eastern") at Zilwaukee Junction, near the City of Saginaw;

(2) An 8-inch natural gas transmission pipe line approximately 4¼ miles in length extending from the Cranberry Lake Gas Field southerly to said Muskegon River Compressor Station;

(3) An 8-inch natural gas transmission pipe line approximately 34 miles in length extending westerly from the junction of State Highways M–20 and M–30 to the Two Rivers Compressor Station of Consumers Power located at the Broomfield Gas Field;

(4) Two parallel 6-inch natural gas transmission pipe lines approximately 13 miles in length extending from said Two Rivers Compressor Station southwesterly to a point in the Six Lakes Gas Field, and a 2 mile section of 8-inch pipe line connecting such parallel lines with the Six Lakes Compressor Station of Consumers Power;

(5) A 10-inch natural gas transmission pipe line approximately 60 miles in length extending from said Six Lakes Compressor Station southeasterly to a point near the City of Lansing;

(6) Muskegon River Compressor Station having an installed capacity of 4,000 horsepower, and including, among other things, gas cleaners, after-coolers and dehydration equipment;

(7) Two Rivers Compressor Station having an installed capacity of 1,850 horsepower, and including, among other things, gas cleaners;

(8) That portion of the Six Lakes Compressor Station which is owned by Consumers Power, being approximately one-half thereof, or 2,100 horsepower. (This station, which is operated by Consumers Power, has an installed capacity of 4,050 horsepower. It is jointly owned by Consumers Power and Michigan Consolidated Gas Company.)

(9) The Six Lakes Field Gate Metering and Regulating Station located on Section 23, Belvidere Township, Montcalm County;

(10) The Six Lakes Field Gate Metering Station located on Section 27, Millbrook Township, Mecosta County;

(11) The Blanchard City Gate Metering Station located on Section 18, Rolland Township, Isabella County;

(12) The Six Lakes Field Gate Metering Station located on Section 16, Belvidere Township, Montcalm County;

(13) The Zilwaukee Junction Metering Station located on Section 35, Tittabawassee Township, Saginaw County;

(14) The M–20–M–30 Metering Station located on Section 13, Lee Township, Midland County;

(15) Well lines, field lines, metering stations, gas wells, materials stock, and other facilities and equipment used in the operation of the Winterfield and Cranberry Lake Gas Fields;

(16) Leaseholds, contracts and other rights and interests for the production, storage, and purchase of gas in the Winterfield and Cranberry Lake Gas Fields;

(17) Consents, permits, contracts, easements, rights-of-way and other interests in property pertaining to or exclusively used in connection with the gas production, gas lines compressor stations, metering stations, and other facilities to be acquired from Consumers Power, but not including any franchises or equipment used in conducting a local gas distribution business.

(b) Applicant seeks authorization to construct or acquire and operate the following facilities:

(1) Metering equipment to be constructed at the Zilwaukee Junction con-

trol station of Consumers Power, located near the City of Saginaw at a point of connection between natural gas transmission pipe lines of Consumers Power and Panhandle Eastern;

(2) A compressor station of approximately 2,400 horsepower to be constructed at Freedom Junction at the Junction of the so-called "West Line" and "North Line" of Panhandle Eastern.

(3) A compressor station of 3,200 horsepower to be constructed at North Bradley on the existing 12-inch natural gas transmission line described in paragraph (a) (1) herein which Applicant proposes to acquire;

(4) Approximately 60 additional wells to be drilled and connected in the Winterfield and Cranberry Lake Gas Fields in connection with their conversion to gas storage fields;

(5) Gas rights, overriding and royalty interests and storage rights in the Winterfield and Cranberry Lake Gas Fields to be acquired from oil companies and others than Consumers Power Company having a major interest in such fields.

2. Michigan Gas Storage Company is a newly formed organization. Its stated purpose, according to the application, is to develop the business of purchasing, receiving, producing, storing, transmitting and selling natural gas in the State of Michigan in such manner as to enable it to receive and store natural gas during the summer season and to withdraw from storage and sell natural gas during the winter months, thereby meeting the day to day requirements of Consumers Power Company, its parent corporation, and other public utility customers, if any, while purchasing natural gas from the Panhandle Eastern Pipe Line Company at a high annual load factor.

3. In this application Michigan Gas requests the issuance of a temporary certificate of public convenience and necessity authorizing the acquisition, construction, and operation of the facilities described hereinbefore. Applicant states that, an application for a permanent certificate of public convenience and necessity will be made, subject to issuance by the Securities and Exchange Commission and the Michigan Public Service Commission of such consents and authorizations as may be requisite to the establishment and conduct of Applicant's proposed business, and the transfer by Consumers Power Company to Applicant of the properties hereinbefore described. Such application for a permanent certificate it is stated will include the facilities covered in the instant application, and also certain additional facilities which Michigan Gas proposes to construct in order to complete its plan of development and operation.

4. In support of its request for a temporary certificate Applicant states that an emergency situation exists which can be alleviated only if its proposed facilities and operations are authorized. It is said that the Winterfield and Cranberry Lake Gas Fields have been and are a major source of supply for meeting the requirements of the northern divisions of Consumers Power Company, and that during the war their depletion was accelerated to permit gas which would normally have been delivered to Michigan markets by Panhandle Eastern to be diverted to the Appalachian areas for war purposes pursuant to directives of the War Production Board. Furthermore, that during the next two years it will be necessary for Applicant to repressure those gas fields for storage purposes, while at the same time meeting the minimum market requirements of Consumers Power. In the opinion of the Applicant, the quantity of gas which will be available to it from Panhandle Eastern will not be enough even under the most favorable circumstances to meet Applicant's full requirements in the next two years. In order to minimize the deficit, Applicant proposes to commence deliveries into storage at the earliest possible date, stating in support of such proposal that even if deliveries into storage are commenced immediately there will still be a critical point in late March of 1947 and another in 1948 when the storage fields will have been unduly depleted, and heavy withdrawals necessary to meet maximum day requirements late in the winter season may produce dangerously low well-bottom flowing pressures with the serious risk of drawing bottom-hole water into the gas formations.

5. Applicant estimates that the total overall capital cost of the proposals for which it seeks a temporary certificate will be $8,213,698. This total estimate includes: $3,708,523 for acquisitions from Consumers Power Company; $3,850,000 for other acquisitions and new construction; $530,175 for gas purchases to repressure the storage fields; and $125,000 normal working capital. Michigan Gas proposes to finance its acquisitions from Consumers Power by the issuance of stock. The balance of the facilities covered by the instant application will be financed by the sale of stock of Applicant to Consumers Power Company and the Panhandle Eastern Pipe Line Company.

6. Any interested State commission is requested to notify the Federal Power Commission whether the application should be considered under the cooperative provisions of Part 67 of the provisional rules of practice and regulations under the Natural Gas Act, and, if so, to advise the Federal Power Commission as to the nature of its interest in the matter and whether it desires a conference, the creation of a board, or a joint or concurrent hearing, together with the reasons for such request.

7. Any person desiring to be heard or to make any protest with reference to the application of Michigan Gas Storage Company should file with the Federal Power Commission, Washington 25, D. C., not later than fifteen days from the date of this publication, a petition or protest in accordance with the Commission's provisional rules of practice and regulations under the Natural Gas Act.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 46-11245; Filed, June 27, 1946; 10:24 a. m.]

INTERSTATE COMMERCE COMMISSION.

[S. O. 538]

UNLOADING OF AIRPLANES AT ST. PAUL, MINN.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 26th day of June, A. D. 1946.

It appearing, that cars UP 99556, STLBM 8388 and MOP 8823, containing airplanes, at St. Paul, Minnesota, on The Minnesota Transfer Railway Company, have been on hand for unreasonable lengths of time and that the delay in unloading said cars is impeding their use; in the opinion of the Commission an emergency exists requiring immediate action: it is ordered, that:

Airplanes at St. Paul, Minnesota, on Minn. Tfr. Ry. be unloaded. (a) The Minnesota Transfer Railway Company, its agents or employees, shall unload forthwith cars UP 99556, STLBM 8388 and MOP 8823, containing airplanes, now on hand at St. Paul, Minnesota, consigned to the Transcontinental Air Express Company.

(b) *Notice and expiration.* Said carriers shall notify V. C. Clinger, Director, Bureau of Service, Interstate Commerce Commission, Washington, D. C., when it has completed the unloading required by paragraph (a) hereof, and such notice shall specify when, where, and by whom such unloading was performed. Upon receipt of that notice this order shall expire. (40 Stat. 101, sec. 402; 41 Stat. 476, sec. 4; 54 Stat. 901, 911; 49 U. S. C. 1 (10)-(17), 15 (2))

It is further ordered, that this order shall become effective immediately; that a copy of this order and direction shall be served upon The Minnesota Transfer Railway Company, and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission, at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-11275; Filed, June 27, 1946; 11:23 a. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File No. 70-1319]

DERBY GAS & ELECTRIC CORP. ET AL.

NOTICE OF FILING AND NOTICE OF AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 21st day of June, A.D. 1946.

In the matter of Derby Gas & Electric Corporation, The Derby Gas & Electric Company, The Danbury and Bethel Gas and Electric Light Company, The Wallingford Gas Light Company, File No. 70-1319.

Notice is hereby given that Derby Gas & Electric Corporation ("Derby"), a registered holding company, and its subsidiaries, The Derby Gas and Electric Company ("Derby Connecticut"), The Danbury and Bethel Gas and Electric Light Company ("Danbury") and The Wallingford Gas Light Company ("Wallingford") have filed an application and declaration pursuant to sections 6, 7, 9, 10 and 12 of the Public Utility Holding Company Act of 1935 and the applicable rules thereunder. All interested persons are referred to said application and declaration, which are on file in the office of the Commission, for a full statement of the transactions therein proposed, which are summarized below:

Derby's funded debt consists of $2,450,000 principal amount of 3% Debentures, Series due 1949, and $1,410,000 principal amount of 3% Debentures, Series due 1954, all of such debentures being owned by The Equitable Life Assurance Society of the United States ("Equitable"). Derby's outstanding capital stock consists of 200,660 shares of no par value common stock. Derby Connecticut and Wallingford have no outstanding funded debt, whereas Danbury has outstanding $150,000 principal amount of 5% First Refunding Mortgage Gold Bonds due in 1953. All of the shares (other than directors' qualifying shares) of the outstanding capital stocks of these three companies, consisting of common stocks, are owned by Derby.

Derby Connecticut, Danbury and Wallingford propose to construct certain gas manufacturing, transmission and storage facilities at an estimated cost to these companies of $650,000, $595,000 and $95,000, respectively, or an aggregate of $1,340,000. The cost of such new construction will be met by available cash on hand for such purpose and by borrowing from the parent, Derby, from time to time as additional cash is needed, such borrowing to be evidenced by demand notes to be issued to Derby. When the construction work has been completed, it is proposed that Derby will surrender for cancellation such demand notes to each of said subsidiaries in consideration of the issuance to Derby of stock of such subsidiary in an amount (taken at the par or stated value of $25 per share in each case) equal to the principal amount of said demand notes of each such subsidiary to be so surrendered by Derby.

In connection with the aforesaid construction programs and the inter-company financial arrangements incident thereto, Derby proposes the following transactions:

1. Derby will redeem its outstanding $2,450,000 principal amount of 3% Debentures, Series due 1949, at 101½% of the principal amount thereof, and simultaneously issue and sell to Equitable $2,450,000 principal amount of new 2¾% Debentures, Series due 1956, at 101½% of the principal amount thereof.

2. In order to provide funds to make the aforesaid loans to its subsidiaries, Derby will also issue and sell to Equitable an additional $500,000 principal amount of new 2¾% Debentures Series due 1956 at 102⅜% of the principal amount thereof.

3. Additional cash funds required by Derby to supply to its said subsidiaries in connection with the aforesaid construction programs will be obtained by Derby's issuance of new shares of common stock. Derby will offer to its stockholders the right to subscribe to one additional share of common stock, without par value, for each ten shares of its common stock held by such stockholders at a price equal to $4.00 less than the "average bid" price of Derby's common stock on the over-the-counter market. The "average bid" price is defined to mean "20% (computed to the nearest even one-quarter of a dollar below the resulting figure) of the aggregate of the bid prices quoted in The New York Times on the five trading days immediately preceding the second business day prior to the date on which the offer to subscribe is made by the mailing of a notice, prospectus and the subscription warrants to Derby's stockholders advising them of said right to subscribe". Said offer will be effective for a period of eighteen days following the date on which said notice, prospectus and warrants are mailed to such stockholders. It is further stated that if all the shares of common stock of Derby offered to its stockholders are purchased, the result will be that Derby will increase its outstanding common stock by 20,066 shares, and it will receive, based on the present market, approximately $460,000 for such shares.

Applicants-declarants consider sections 6 (a), 6 (b), 7, 9 (a) (1), 10, 12 (c) and 12 (d) of the act and Rules U-42 and U-44 as applicable to the proposed transactions. Applicants-declarants state that the proposed issue by Derby of new debentures and additional common stock are excepted from the competitive bidding requirements of Rule U-50 by virtue of paragraphs (a) (2) and (a) (4) thereof, respectively, and that the proposed issue by the subsidiaries of Derby of demand notes and common stock are excepted by virtue of paragraph (a) (3) of the rule.

It appearing to the Commission that it is appropriate in the public interest and in the interest of investors and consumers that a hearing be held with respect to the matters set forth in the application and declaration and that said application shall not be granted nor said declaration permitted to become effective except pursuant to further order of this Commission:

It is ordered, That a hearing on said application and declaration under the applicable provisions of the act and the general rules and regulations promulgated thereunder be held at 10:00 a. m., e. d. s. t., on the 8th day of July, 1946, at the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. On such date, the hearing room clerk in Room 318 will advise as to the room in which such hearing will be held. Any person desiring to be heard or otherwise wishing to participate in these proceedings shall file with the Secretary of the Commission on or before July 5, 1946 his request or application therefor as provided by Rule XVII of the Commission's rules of practice.

It is further ordered, That Richard Townsend or any other officer or officers of the Commission designated by it for that purpose shall preside at the hearing in such matter. The officer so designated to preside at any such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of the act and to a trial examiner under the Commission's rules of practice.

It is further ordered, That notice of said hearing be given to Derby, Derby Connecticut, Danbury, Wallingford and the Connecticut Public Utilities Commission by registered mail and to all other interested persons by a general release of this Commission which shall be distributed to the press and mailed to all persons on the mailing list for all releases issued under the Public Utility Holding Company Act of 1935 and by publication of this notice and order in the FEDERAL REGISTER.

It is further ordered, That, without limiting the scope of the issues presented by these proceedings, particular attention will be directed at the hearing to the following matters and questions:

1. Whether the new 2¾% Debentures, Series due 1956, proposed to be issued and sold by Derby and the new common stock proposed to be issued and offered to stockholders of Derby are reasonably adapted to the security structure and earning power of the company and are necessary and appropriate to the economical and efficient operation of the business or businesses in which the company is engaged.

2. Whether the prices proposed to be paid by Equitable for said new debentures are reasonable, and whether the other terms and conditions of said transaction are detrimental to the public interest or the interest of investors or consumers.

3. Whether the terms and conditions of the proposed subscription offer of Derby's common stock are fair and reasonable.

4. Whether Derby, Connecticut, Danbury and Wallingford are entitled to the exemptions from the provisions of section 7 of the Act which they have asserted under section 6 (b) thereof in connection with the proposed issuance and sale by such companies to Derby of demand notes and of additional shares of common stock.

5. Whether the proposed acquisitions by Derby of demand notes and shares of additional common stock of Derby Connecticut, Danbury and Wallingford meet the applicable provisions of the Act.

6. Whether it is necessary or appropriate to impose terms or conditions in the public interest or for the protection of investors or consumers in connection with the proposed transactions.

7. Whether the proposed accounting entries to be recorded in connection with the proposed transactions are proper and conform to sound accounting principles.

8. Generally, whether, in any respect, the proposed transactions are detrimental to the public interest or to the interest of investors or consumers or will tend to circumvent any provisions of the act or the rules, regulations or orders promulgated thereunder.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant to the Secretary.

[F. R. Doc. 46-11186; Filed, June 26, 1946; 4:21 p. m.]

[File Nos. 59-17, 59-11, 54-25]

UNITED LIGHT AND POWER CO. ET AL.

NOTICE OF AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 20th day of June, A. D. 1946.

In the Matter of The United Light and Power Company, The United Light and Railways Company, American Light & Traction Company, Continental Gas & Electric Corporation, United American Company, and Iowa-Nebraska Light and Power Company, Respondents, File No. 59-17; The United Light and Power Company and its Subsidiary Companies, Respondents, File No. 59-11; The United Light and Power Company, Applicant, File No. 54-25; Application No. 27.

American Light & Traction Company ("American Light"), a registered holding company and a subsidiary of The United Light and Railways Company ("Railways"), also a registered holding company, and Michigan-Wisconsin Pipe Line Company ("Michigan-Wisconsin"), a subsidiary of American Light, having joined in filing an amended application and declaration (designated as "Application No. 27") pursuant to the Public Utility Holding Company Act of 1935, concerning the issuance and sale by Michigan-Wisconsin to American Light of 3,100 shares of Michigan-Wisconsin's capital stock of the par value of $100 per share upon payment by American Light of the aggregate par value of $310,000 in cash; said amended application-declaration stating that the purchase by American Light of such shares will provide Michigan-Wisconsin with funds estimated to be sufficient to discharge obligations incurred and to be incurred in the development of the plans and design and in the prosecution of the application for authorization by the Federal Power Commission of Michigan-Wisconsin's pipe line project as well as applications necessary to procure all other required governmental authority, permits and rights in connection with such pipe line project; that the only securities heretofore issued by Michigan-Wisconsin consist of 50 shares of capital stock of the par value of $100 per share; and that expenses to be incurred in connection with this application-declaration, as amended, are estimated at $741 of which $400 are to be paid by American Light and the remainder by Michigan-Wisconsin; and

Notice having been given of the filing of said amended application-declaration by publication in the FEDERAL REGISTER and otherwise as provided by Rule U-23 under said act; and

The Commission having received a request from the City of Detroit that a hearing be held with respect to said amended application-declaration; and

The Commission having considered said request and it appearing to the Commission that it is appropriate and in the public interest and the interest of investors and consumers that a hearing be held with respect to said amended application-declaration and that said amended application-declaration shall not be granted or permitted to become effective except pursuant to further order of the Commission;

It is ordered, That a hearing on such amended application-declaration under the applicable provisions of said act and the rules of the Commission thereunder be held on July 16, 1946, at 11:00 a. m., e. d. s. t. at the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. On such date the hearing room clerk in Room 318 will advise as to the room in which such hearing will be held.

It is further ordered, That William W. Swift, or any other officer or officers of the Commission designated by it for that purpose shall preside at the hearings in such matter. The officer so designated to preside at any such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of said act and to a trial examiner under the Commission's rules of practice.

It is further ordered, That any person desiring to be heard in connection with the proceeding or proposing to intervene herein shall file with the Secretary of the Commission, on or before July 12, 1946, his request or application therefor, as provided by Rule XVII of the rules of practice of this Commission.

It is further ordered, That, without limiting the scope of the issues presented by said amended application-declaration, particular attention will be directed at said hearing to the following matters and questions:

1. Whether the issue and sale of additional common stock by Michigan-Wisconsin and the acquisition thereof by American Light comply with the applicable provisions of the act and the Rules thereunder;

2. Whether it is necessary or appropriate to impose any terms or conditions, in the public interest or for the protection of investors or consumers, with respect to the acquisition by American Light of additional common stock of Michigan-Wisconsin, or with respect to any other of the proposed transactions.

It is further ordered, That the Secretary of this Commission shall serve notice of the aforesaid hearing by mailing a copy of this order to Michigan-Wisconsin, American Light, the Mayor and the Corporation Counsel of the Cities of Detroit, Michigan, Madison and Milwaukee, Wisconsin, to the Public Service Commissions of Michigan and Wisconsin and to the Federal Power Commission by registered mail; and that notice of said hearing be given to all other persons by publication of this order in the FEDERAL REGISTER.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant to the Secretary.

[F. R. Doc. 46-11185; Filed, June 26, 1946; 4:22 p. m.]

[File No. 812-435]

TRANSIT INVESTMENT CORP. AND BROAD STREET TRUST CO.

NOTICE AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa. on the 21st day of June A. D. 1946.

Transit Investment Corporation has filed an application pursuant to the provisions of section 17 (b) of the Investment Company Act of 1940 for an order exempting from the provisions of section 17 (a) of said act the purchase by Broad Street Trust Company from Transit Investment Corporation of 24,924 shares of stock of Mid-City Bank and Trust Company at the proposed price of $85.00 per share for an aggregate of $2,118,740.00.

It is ordered, Pursuant to section 40 (a) of said act, that a hearing on the aforesaid application be held on the 9th day of July at 10 o'clock in the forenoon of that day in Room 318 of the Securities and Exchange Commission Building, 18th and Locust Streets, Philadelphia 3, Pennsylvania.

It is further ordered, That Richard Townsend, Esquire, or any officer or officers of the Commission designated by it for that purpose shall preside at the hearing on such application. The officer so designated to preside at any such hearing is hereby authorized to exercise all the powers granted to the Commission under sections 41 and 42 (b) of the Investment Company Act of 1940 and to Trial Examiners under the Commission's rules of practice.

Notice of such hearing is hereby given to the above-named applicant, to Broad Street Trust Company, and to any other person or persons whose participation in such proceedings may be in the public interest or for the protection of investors.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant to the Secretary.

[F. R. Doc. 46-11184; Filed, June 26, 1946; 4:22 p. m.]

[File Nos. 812-192, 812-193, 812-194]

PROVIDENTIA, LTD., ET AL.

NOTICE OF AND ORDER FOR HEARING AND ORDER CONSOLIDATING PROCEEDINGS

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 21st day of June, A. D. 1946.

In the matter of Providentia, Ltd., The Nineteen Corporation, Instoria Inc., File Nos. 812-192, 812-193, 812-194.

Applications having been filed by Providentia, Ltd., The Nineteen Corporation and Instoria, Inc., under and pursuant to section 6 (c) of the Investment Company Act of 1940, for orders granting an extension to October 15, 1946 of an exemption from the provisions of the Investment Company Act of 1940 heretofore granted to applicants and extended to July 15, 1946 by order of the Commission dated April 15, 1946;

It appearing to the Commission that said applications are related and present questions of law and fact common to each of said applications;

It is ordered, That the proceedings on the three applications be and the same hereby are consolidated:

It is further ordered, Pursuant to section 40 (a) of said act, that a hearing on the consolidated matter be held on July 2, 1946 at 9:30 a. m. Eastern Daylight Time in Room 318 in the Securities and Exchange Commission Building, 18th and Locust Streets, Philadelphia 3, Pennsylvania;

It is further ordered, That Richard Townsend, or any other officer or officers of the Commission designated by it for that purpose shall preside at the hearing on this matter. The officer so designated is hereby authorized to exercise all the powers granted to the Commission under sections 41 and 42 (b) of the Investment Company Act of 1940 and to trial examiners under the Commission's rules of practice.

Notice of such hearing is hereby given to the applicants and to any other persons whose participation in such proceedings may be in the public interest or for the protection of investors.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant to the Secretary.

[F. R. Doc. 46-11183; Filed, June 26, 1946; 4:22 p. m.]

[File No. 812-433]

LANCASTER CORP. ET AL.

NOTICE OF AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa. on the 24th day of June, A. D. 1946.

In the matter of The Lancaster Corporation, American General Corporation, First York Corporation, The Equity Corporation, File No. 812-433.

The Lancaster Corporation (Lancaster) has filed an application pursuant to section 17 (b) of the Investment Company Act of 1940 for an order granting exemption from the provisions of section 17 (a) of said act so as to permit Lancaster to sell 1,075,000 shares of ten cents par value common stock, proposed to be authorized and issued by Lancaster, to American General Corporation (American) for $967,500. The purpose of the proposed transaction is to permit Lancaster to redeem all of its outstanding Bonds in the face amount of $1,221,841.22, including $515,500 face amount Series A Bonds and $408,520.35 face amount Series B Bonds which are owned by First York Corporation (York). The proceeds of the transaction involving the sale of stock to American together with cash in the treasury of Lancaster is to be used for the purpose of redeeming Lancaster's Bonds. The Equity Corporation, a registered investment company, is the parent company of American and York, both of which are registered investment companies. York is a wholly-owned subsidiary of American, and Lancaster is an affiliated person of York.

It is ordered, Pursuant to section 40 (a) of said act, that a hearing on the aforesaid application be held on July 10, 1946 at 10:00 o'clock in the forenoon of that day in Room 318 of the Securities and Exchange Commission Building, 18th and Locust Streets, Philadelphia 3, Pennsylvania; and

It is further ordered, That Richard Townsend, Esquire, or any other officer or officers of the Commission designated by it for that purpose shall preside at the hearing on such application. The officer so designated is hereby authorized to exercise all the powers granted to the Commission under sections 41 and 42 (b) of the Investment Company Act of 1940 and to trial examiners under the Commission's rules of practice.

Notice of such hearing is hereby given to the applicants and to any other persons whose participation in such proceedings may be in the public interest or for the protection of investors.

[SEAL] NELLYE A. THORSEN,
Assistant to the Secretary.

[F. R. Doc. 46-11182; Filed, June 26, 1946; 4:23 p. m.]

[File No. 70-1241]

STANDARD GAS AND ELECTRIC CO.

SUPPLEMENTAL ORDER GRANTING EXTENSION OF TIME

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 21st day of June, 1946.

The Commission, having previously issued a Supplemental Order in the above-entitled matter (Holding Company Act Release No. 6706), granting an extention of time until June 22, 1946 for consummation of the proposed sale by Standard Gas and Electric Company of its investment in Empresa de Servicios Publicos de Los Estados Mexicanos, S. A., to Theodore E. Shepard for $858,000 cash, heretofore approved by order of the Commission dated April 15, 1946 (Holding Company Act Release No. 6557); and

Standard Gas and Electric Company, on June 18, 1946, having filed a request for a further extension of time to July 31, 1946, within which to consummate said proposed sale; and

The Commission having considered the matter and deeming it appropriate that such request be granted;

It is hereby ordered, That the time for consummation of the proposed sale by Standard Gas and Electric Company of its investment in Empresa de Servicios Publicos de Los Estados Mexicanos, S. A., to Theodore E. Shepard, heretofore approved by order of this Commission dated April 15, 1946 (Holding Company Act Release No. 6557), be, and the same is hereby, extended to July 31, 1946, subject to the terms and conditions prescribed by Rule U-24.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant to the Secretary.

[F. R. Doc. 46-11181; Filed, June 26, 1946; 4:23 p. m.]

[File No. 812-431]

HAYDOCK FUND, INC., AND SUPERVISED INVESTMENTS, INC.

NOTICE OF AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 25th day of June A. D. 1946.

An application has been filed by Haydock Fund, Inc., and Supervised Investments, Inc., pursuant to section 17 (b) of the Investment Company Act of 1940 for an order exempting from the provisions of section 17 (a) of said act the proposed merger between Haydock Fund, Inc., a registered investment company, and Supervised Investments, Inc., a non-registered investment company. Haydock and Company acts as investment advisor for both companies. A majority of applicant's directors are also directors of Supervised Investments, Inc., and partners in Haydock and Company.

It is ordered, Pursuant to section 40 (a) of said Act that a hearing on the aforesaid application be held on July 10, 1946, at 10:00 a. m. eastern daylight savings time, in Room 318 of the Securities and Exchange Commission Building, 18th and Locust Streets, Philadelphia 3, Pennsylvania.

It is further ordered, That William W. Swift, Esquire, or any other officer or officers of the Commission designated by it for that purpose shall preside at such hearing. The officer so designated is hereby authorized to exercise all the powers granted to the Commission under section 41 and 42 (b) of the Investment Company Act of 1940 and to Trial Examiners under the Commission's Rules of Practice.

Notice of such hearing is hereby given to Haydock Fund, Inc., and Supervised Investments, Inc., and to any other persons whose participation in such proceedings may be in the public interest or for the protection of investors.

By direction of the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant to the Secretary.

[F. R. Doc. 46-11246; Filed, June 27, 1946; 10:24 a. m.]

[File No. 811-50]

SELECTED AMERICAN SHARES, INC.

NOTICE OF AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its

office in the City of Philadelphia, Pa., on the 26th day of June, A. D., 1946.

Selected American Shares registered under the Investment Company Act of 1940 as a unit trust (not to be confused with Selected American Shares, Inc., which is another investment company registered under said act as a management, open-end, diversified company and is currently offering its securities to the public) has filed an application pursuant to section 8 (f) of said act for an order declaring that the applicant has ceased to be an investment company within the meaning of said act;

It is ordered, Pursuant to section 40 (a) of said act, that a hearing on the aforesaid application be held on July 8, 1946, at 9:45 o'clock a. m., eastern daylight saving time, in Room 318, Securities and Exchange Commission Building, 18th and Locust Streets, Philadelphia, Pennsylvania;

It is further ordered, That Richard Townsend, or any other officer or officers of the Commission designated by it for that purpose shall preside at the hearing on such matter. The officer so designated to preside at such hearing is hereby authorized to exercise all the powers granted to the Commission under sections 41 and 42 (b) of the Investment Company Act of 1940 and to trial examiners under the Commission's rules of practice.

Notice is hereby given to the applicant and to any other persons whose participation in such proceeding may be in the public interest or for the protection of investors.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant to the Secretary.

[F. R. Doc. 46-11247; Filed, June 27, 1946; 10:24 a. m.]

[File No. 70-1145]

FEDERAL WATER AND GAS CORP. AND SOUTHERN NATURAL GAS CO.

ORDER GRANTING APPLICATION AND PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 25th day of June A. D. 1946.

Federal Water and Gas Corporation ("Federal"), a registered holding company, and its subsidiary, Southern Natural Gas Company ("Southern"), also a registered holding company, having filed a joint application-declaration and amendments thereto, pursuant to Sections 6 (a), 7, 10, and 12 of the Public Utility Holding Company Act of 1935, regarding the sale by Federal and the acquisition by Southern of 12,500 shares of the common stock of Mississippi Gas Company for a base cash price of $1,173,484 plus an adjustment for the earned surplus as of the date of closing and 7,500 shares of the common stock of Chattanooga Gas Company for a base cash price of $860,587 plus an adjustment for the earned surplus as of the date of closing; the issuance and sale by Southern to certain banks of $22,500,000 principal amount of Serial Notes, and the application of the proceeds of such notes to: (1) the redemption and payment of (a) First Mortgage Pipe Line Sinking Fund Bonds outstanding in the principal amount of $12,998,000; (b) 2½% Serial Notes outstanding in the amount of $750,000; and (c) 1½% notes outstanding in the amount of $790,000; (2) the purchase of the above securities from Federal; and (3) construction of additions to Southern's pipe line system, drilling and development, and investment in securities of its subsidiary, Southern Production Company, Inc.;

Federal proposing to apply the proceeds from the sale of the common stocks of Mississippi and Chattanooga to the reduction of its indebtedness to Guaranty Trust Company of New York and to The Chase National Bank of the City of New York;

A public hearing having been held after appropriate notice and the Commission having considered the record and having made and filed its findings herein;

It is ordered, That said joint application-declaration, as amended, be, and the same hereby is, granted and permitted to become effective forthwith, subject to the terms and conditions contained in Rule U-24.

Federal having requested that the order of the Commission herein conform to the requirements specified in sections 371, 372, 373 and 1808 (f) of the Internal Revenue Code, as amended, and contain recitals and specifications described therein, and it appearing to the Commission that Federal's request in this regard should be granted;

It is further ordered and recited, That the proposed sales by Federal Water and Gas Corporation to Southern Natural Gas Company of 7,500 shares of common stock of Chattanooga Gas Company for a base price of $860,587 plus an amount equal to the earned surplus of Chattanooga Gas Company at the date of closing and of 12,500 shares of common stock of Mississippi Gas Company for $1,173,484 plus an amount equal to the earned surplus, if any, of Mississippi Gas Company at the date of closing are necessary or appropriate to the integration or simplification of the holding company system of which Federal Water and Gas Corporation is a member and are necessary or appropriate to effectuate the provisions of section 11 (b) of the Public Utility Holding Company Act of 1935, and it appearing that Federal Water and Gas Corporation has purchased, pursuant to order of this Commission dated March 7, 1946, as supplemented by order dated May 13, 1946 (File Nos. 54-116, 54-66, 59-61), 483,192½ shares of common stock of Scranton-Spring Brook Water Service Company and has borrowed for this purpose from Guaranty Trust Company of New York and The Chase National Bank of the City of New York sums aggregating $3,830,615.07 pursuant to agreement with said banks, dated January 14, 1946;

It is further ordered and recited, That the said purchase by Federal Water and Gas Corporation of 483,192½ shares of common stock of Scranton-Spring Brook Water Service Company was necessary or appropriate to the integration or simplification of the holding company system of which Federal Water and Gas Corporation is a member and was necessary or appropriate to effectuate the provisions of section 11 (b) of the Public Utility Holding Company Act of 1935;

It is further ordered and recited, That the application by Federal Water and Gas Corporation of the proceeds of sale of the shares of common stock of Chattanooga Gas Company and Mississippi Gas Company to Southern Natural Gas Company, or an amount equivalent thereto, in the reduction of the indebtedness of Federal Water and Gas Corporation to Guaranty Trust Company of New York and to The Chase National Bank of the City of New York and in partial retirement of the notes representing such indebtedness, as authorized by said agreement of January 14, 1946, is necessary or appropriate to the integration or simplification of the holding company system of which Federal Water and Gas Corporation is a member and is necessary or appropriate to effectuate the provisions of section 11 (b) of the Public Utility Holding Company Act of 1935;

It is further ordered, That the sale of the shares of common stock of Chattanooga Gas Company and Mississippi Gas Company to Federal Water and Gas Corporation to Southern Natural Gas Company and the expenditure of the proceeds of sale or an amount equivalent thereto in the acquisition of the common stock of Scranton-Spring Brook Water Service Company by the application of said proceeds of sale or an amount equivalent thereto to the reduction of the indebtedness of Federal Water and Gas Corporation to Guaranty Trust Company of New York and to The Chase National Bank of the City of New York, incurred in the purchase of such stock, be completed within sixty days after the entry of this order.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant to the Secretary.

[F.R. Doc. 46-11248; Filed, June 27, 1946; 10:24 a. m.]

[File No. 70-1306]

WISCONSIN ELECTRIC POWER CO.

SUPPLEMENTAL ORDER PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 25th day of June 1946.

Wisconsin Electric Power Company, a subsidiary of The North American Company, a registered holding company, having filed a declaration and amendments thereto pursuant to the applicable provisions of the Public Utility Holding Company Act of 1935 and the rules and regulations promulgated thereunder, regarding (a) the issuance of 260,000 shares of new serial preferred stock --% series, par value $100 per share, and the offer in connection therewith to the holders of its presently outstanding

serial preferred stock 4¾% series to exchange their shares for shares of the new serial preferred stock on a share-for-share basis, plus certain cash adjustments, which offer of exchange is subject to the right of the holders of shares of the outstanding common stock of the Company to subscribe for shares of the new serial preferred stock at their initial public offering price to be determined at competitive bidding (b) the proposal to request bids, pursuant to the competitive bidding requirements of Rule U-50, for the services of underwriters in effecting the exchange of the outstanding serial preferred stock 4¾% Series for shares of the new serial preferred stock --% series, and for the purchase of such of the 260,000 shares of new serial preferred stock --% series, as are not required for the exchange and subscription offers (c) the redemption of all unchanged shares of the presently outstanding serial preferred stock 4¾% series at their redemption price of $105 per share plus accdued dividends (d) the issuance and sale at competitive bidding of new first mortgage bonds, --% series due 1976 in the principal amount of $50,000,000 (e) the issuance and sale to commercial banks and not for resale to the public of unsecured serial promissory notes in the aggregate principal amount of $5,000,000, and (f) the redemption of its presently outstanding first mortgage bonds, 3½% series, due 1968 at their redemption price of 105¼% of the principal amount thereof;

The Commission, having by order dated June 17, 1946, permitted said amended declaration to become effective subject to the condition that the proposed issue and exchange or sale of new serial preferred stock --% series and the issue and sale of new first mortgage bonds --% series due 1976, should not be consummated until the results of competitive bidding pursuant to Rule U-50 shall have been made a matter of record in this proceeding and a further order shall have been entered by the Commission in the light of the record so completed;

Wisconsin Electric Power Company having filed a further amendment to the declaration herein and a hearing having been held thereon and said amendment setting forth the action taken to comply with the requirements of Rule U-50 and stating that, pursuant to the invitation for competitive bids, combination and separate bids were received as follows:

COMBINATION BID

Bidder	Interest or dividend rate	Price to company [1]	Effective rate	Aggregate compensation to underwriters	Annual cost of money
Dillon, Read & Co., Inc., serial preferred stock	*Percent* 3.60	[2] $101.00	*Percent* 3.6492	$611,000	$948,809
Bonds	2⅝	[2] 101.149	2.5698		1,284,912

[1] Plus accrued dividends or interest from June 1, 1946 (less 3 percent of such dividend for adjustment for Wisconsin privilege dividend tax).
[2] Per share.
[3] Percent.

SEPARATE BIDS—SERIAL PREFERERD STOCK

Bidder	Dividend rate	Price to company [1]	Effective rate	Aggregate compensation to underwriters	Annual cost of money
Dillon, Read & Co., Inc	*Percent* 3.60	$100	*Percent* 3.6734	$520,000	$955,102
Mellon Securities Corp	3.75	100	3.8323	559,000	996,423

[1] Plus accrued dividends from June 1, 1946 (less 3 percent of such dividend for adjustment for Wisconsin privilege dividend tax).

SEPARATE BIDS—BONDS

Bidder	Interest rate	Price to company [1]	Effective rate	Annual cost of money
Dillon, Read & Co., Inc	*Percent* 2⅝	*Percent* 101.359	*Percent* 2.5588	$1,270,438
Mellon Securities Corp	2⅝	101.15	2.5697	1,284,888
Halsey, Stuart & Co., Inc	2⅝	100.6799	2.5932	1,296,608

[1] Plus accrued interest from June 1, 1946.

Said amendment having further set forth that declarant has accepted the combination bid of Dillon, Read & Co., Inc., with respect to the new serial preferred stock and new bonds and that it is the present intention of the successful bidder (1) to offer the said preferred stock not taken by such offers, for sale to the public at an initial price to the public of $101 per share, plus accrued dividends (less 3% of such dividends for adjustment for Wisconsin privilege dividend tax) from June 1, 1946, and that the successful bidder's commission for services in effecting the exchange and underwriting the balance of the shares of preferred stock, 3.60% series, not required to be issued pursuant to said offers is $611,000, representing a commission of $2.55 per share; and (2) to offer the new bonds for sale to the public at 101.56% of the principal amount thereof plus accrued interest from June 1, 1946, to the date of delivery resulting in an underwriters' spread of 0.411%.

The Commission having examined the record in the light of said amendment, and finding no basis for imposing terms and conditions with respect to the price to be paid for the serial preferred stock, 3.60% series and the dividend rate thereon, or the price to be paid for said first mortgage bonds 2⅝% series due in 1976 and the interest thereon, or the bidder's commissions and spread in connection with said preferred stock and bonds;

It is ordered, That said declaration, as amended, be and the same is hereby permitted to become effective, forthwith, subject to the terms and conditions prescribed by Rule U-24.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant to the Secretary.

[F. R. Doc. 46-11249; Filed, June 27, 1946; 10:25 a. m.]

[File No. 70-1267]

OHIO EDISON CO.

SUPPLEMENTAL ORDER RELEASING JURISDICTION AND PERMITTING DECLARATION TO BECOME EFFECTIVE

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 25th day of June A. D. 1946.

The Commission having on June 17, 1946, issued its findings, opinion and order herein regarding an application and declaration and amendments thereto filed by Ohio Edison Company ("Ohio Edison"), a registered holding company and a public utility subsidiary of The Commonwealth & Southern Corporation ("Commonwealth"), also a registered holding company, pursuant to the Public Utility Holding Company Act of 1935, with respect to, among other things, the sale by Ohio Edison of 204,153 shares of its common stock with a par value of $8 per share, in accordance with the competitive bidding provisions of Rule U-50 promulgated under the act; and

The Commission in said order having permitted the declaration, as amended, to become effective, subject to the condition, among others, that the proposed sale of the common stock of Ohio Edison shall not be consummated until the results of the competitive bidding pursuant to Rule U-50 shall have been made a matter of record in this proceeding and a further order shall have been entered by this Commission in the light of the record so completed, jurisdiction having been reserved for this purpose; and

Ohio Edison having filed a further amendment to the declaration herein stating that the common stock had been offered for sale pursuant to the competitive bidding requirements of Rule U-50 and that the following bids had been received:

Bidding group	*Price per share to company*
Morgan Stanley & Co	$39.29
The First Boston Corp	39.25
Glore, Forgan & Co	36.07
Otis & Co	35.65
Lehman Bros	35.43

The amendment further stating that Ohio Edison has accepted the bid of Morgan Stanley & Co. for the common stock, as set out above, and that the common stock will be offered for sale to the public at a price of $41.25 per share resulting in an underwriters' spread of 1.96 per share;

A further hearing having been held and the Commission having considered the record herein and finding no basis for imposing terms and conditions with respect to the price to be paid for the common stock, the underwriters' spread or its allocation:

It is ordered, That the jurisdiction heretofore reserved with respect to the results of competitive bidding be, and the same hereby is, released, and that the declaration, as further amended, be, and the same hereby is, permitted to become effective forthwith, subject, however, to the terms and conditions prescribed in Rule U-24.

It is further ordered, That jurisdiction heretofore reserved over all legal fees incurred in connection with said declaration be and it is hereby continued.

By the Commission.

NELLYE A. THORSEN,
Assistant to the Secretary.

[F. R. Doc. 46-11250; Filed, June 27, 1946; 10:25 a. m.]

[File No. 70-1285]

YORK COUNTY GAS CO. AND PENNSYLVANIA GAS & ELECTRIC CORP.

NOTICE OF FILING AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 25th day of June A. D. 1946.

Notice is hereby given that York County Gas Company ("York"), a public utility company, and its parent, Pennsylvania Gas & Electric Corporation ("Penn Corp"), a registered holding company, have filed a joint application-declaration and amendments thereto pursuant to the Public Utility Holding Company Act of 1935.

All interested persons are referred to said joint application-declaration which is on file in the offices of the Securities and Exchange Commission for a statement of the transactions therein proposed, which may be summarized as follows:

1. York proposes to issue and sell, pursuant to the competitive bidding requirements of Rule U-50 promulgated under the act, $1,700,000 principal amount of 30 year 3% first mortgage bonds, series due 1976, the interest rate on said bonds (a multiple of ⅛ of 1% but not in excess of 3¾%) and the price to be received by York (not less than principal amount nor more than 102.75% thereof) to be determined by the competitive bidding.

2. York proposes to issue and sell to The Commercial National Bank and Trust Company of New York unsecured serial promissory notes in the principal amount of $450,000, bearing interest at the rate of 2% per annum and maturing semi-annually in equal principal amounts of $37,500 beginning December 1, 1946.

3. York proposes to sell and Penn Corp to buy 6,660 shares of $7 cumulative (second) preferred stock of North Penn Gas Company ("North Penn"), which is also a subsidiary of Penn Corp, for $85 per share. Penn Corp, which owns 100% of the common stock of North Penn and 15.02% of the common stock of York, proposes to purchase 3,660 shares of such stock immediately with $311,100 of available treasury funds and the balance of 3,000 shares of the preferred stock of North Penn owned by York with a portion of the proceeds from the sale of the capital stock of The Petersburg & Hopewell Gas Company, also a subsidiary of Penn Corp. (The sale by Penn Corp. of the stock of The Petersburg & Hopewell Gas Company is a portion of the subject matter of a separate application, File No. 70-1288, pending before this Commission with respect to which hearings have been completed. See Holding Company Act Release No. 6644.)

The proceeds of such sale of bonds, notes and the $7 cumulative (second) preferred stock of North Penn are proposed to be used by York for general corporate purposes and to redeem and retire its outstanding bonds and notes as follows:

	Principal amount	Redemption price	Funds required exclusive of accrued interest
		Percent	
First lien and refunding mortgage "series A" 5½% sinking fund gold bonds due 1965	$1,019,300	102	$1,039,686
First lien and refunding mortgage gold bonds, 5% series due 1958	1,193,000	102	1,216,860
Unsecured 1½% notes, due on or before Aug. 15, 1946	100,000	100	100,000
Total	2,312,300		2,356,546

The applicants-declarants state that approval of the Pennsylvania Public Utility Commission will be obtained with respect to the issuance of the new bonds and the installment notes.

The applicants-declarants have designated sections 6 (b), 9, 10 and 12 (f) of the act and Rules U-42, U-43 and U-50 as being applicable to the proposed transactions.

It appearing to the Commission that it is appropriate in the public interest and in the interest of investors and consumers that a hearing be held with respect to the matters set forth in said application-declaration and that said application-declaration should not be granted or permitted to become effective except pursuant to further order of this Commission:

It is ordered, That a hearing on said application-declaration, under the applicable provisions of said act and the rules of the Commission promulgated thereunder, be held at 10:00 a. m., e. d. s. t., on the 9th day of July 1946, at the offices of the Securities and Exchange Commission, 18th and Locust Streets, Philadelphia 3, Pennsylvania. On such date, the hearing room clerk in Room 318 will advise as to the room in which such hearing will be held. Any person desiring to be heard or otherwise wishing to participate in these proceedings shall file with the Secretary of the Commission on or before July 8, 1946 his request or application thereunder as provided by Rule XVII of the Commission's rules of practice.

It is further ordered, That Harold B. Teegarden, or any other officer or officers of the Commission designated by it for that purpose shall preside at the hearing in such matter. The officer so designated to preside at such hearing is hereby authorized to exercise all powers granted to the Commission under section 18 (c) of the act and to a Trial Examiner under the Commission's rules of practice.

It is further ordered, That, without limiting the scope of the issues presented by such filing, particular attention will be directed at such hearing to the following matters and questions:

1. Whether the proposed issue and sale of the new bonds and notes by York are exempt from the requirements of section 7 of the act pursuant to section 6 (b) thereof and, if not, whether the proposed securities comply with the standards of section 7.

2. Whether the consideration proposed to be paid by Penn Corp and to be received by York for the sale of the second preferred stock of North Penn is reasonable in amount and whether the proposed sale of such stock by York and the proposed acquisition thereof by Penn Corp are in conformity with the applicable standards of the act.

3. Whether the fees, commissions, or other remuneration to be paid in connection with the proposed transactions are for necessary services and are reasonable in amount.

4. Whether the proposed accounting treatment of the proposed transactions is proper and in conformity with sound accounting principles.

5. Generally, whether, in any respect, the proposed transactions are detrimental to the public interest or to the interest of investors or consumers or will tend to circumvent any provisions of the act or the rules, regulations or orders promulgated thereunder.

It is further ordered, That the Secretary of the Commission shall serve notice of the aforesaid hearing by mailing a copy of this order by registered mail to York, Penn Corp and the Pennsylvania Public Utility Commission, and that notice of said hearing shall be given to all other persons by general release of this Commission which shall be distributed to the press and mailed to the mailing list for releases issued under the Public Utility Holding Company Act of 1935; and that further notice be given to all persons by publication of this order in the FEDERAL REGISTER.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant to the Secretary.

[F. R. Doc. 46-11251; Filed, June 27, 1946; 10:25 a. m.]

[File No. 70-1293]

IOWA PUBLIC SERVICE CO. AND SIOUX CITY GAS AND ELECTRIC CO.

SUPPLEMENTAL ORDER GRANTING APPLICATION

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 25th day of June, A. D. 1946.

Iowa Public Service Company, a public utility and registered holding company, and its parent, Sioux City Gas and Electric Company, also a public utility and registered holding company, having filed a joint application and declaration and amendments thereto pursuant to sections 6, 7, 9, 10 and 12 of the Public Utility Holding Company Act of 1935 with respect, among other things, to the issue and sale at competitive bidding by Iowa Public Service Company of $13,750,000 principal amount of first mortgage bonds, --% series due 1976, and 42,500 shares of --% cumulative preferred stock of $100 par value per share; and

The Commission having by order dated June 17, 1946 granted said application and permitted said declaration to become effective subject, among other things, to the condition that the proposed issuance and sale of bonds and preferred stock by Iowa Public Service Company should not be consummated until the results of competitive bidding pursuant to Rule U-50 shall have been made a matter of record in this proceeding and a further order entered in the light of the record so completed; and

Iowa Public Service Company and Sioux City Gas and Electric Company having filed a further amendment to the joint application and declaration in which it is stated that in accordance with the permission granted by said order of the Commission dated June 17, 1946, Iowa Public Service Company offered said first mortgage bonds for sale pursuant to the competitive bidding requirements of Rule U-50 and received the following bids:

Bonds

Bidding group	Price to the company	Coupon rate	Cost to the company
		Percent	*Percent*
The First Boston Corp	$101.039	2¾	2.699
Halsey, Stuart & Co., Inc.	100.89	2¾	2.706
Kidder, Peabody & Co. / Blyth & Co., Inc.	100.5799	2¾	2.722
A. C. Allyn & Company, Inc.	100.521	2¾	2.724
Harriman Ripley & Co., Inc.	100.451	2¾	2.728

The said amendment having further stated that Iowa Public Service Company has accepted the bid of The First Boston Corporation for said first mortgage bonds as set out above and that such bonds will be offered for sale to the public at a price of 101.75% of the principal amount thereof, plus accrued interest, resulting in an underwriter's spread of 0.711% of the principal amount of said bonds; and

It being further stated in said amendment that in accordance with the permission granted by the said order of the Commission of June 17, 1946, Iowa Public Service Company offered its --% cumulative preferred stock for sale pursuant to the competitive bidding requirements of Rule U-50 and received the following bids:

Preferred Stock

Bidding group	Price to the company	Dividend rate	Cost to the company
		Percent	*Percent*
Kidder, Peabody & Co / Blyth & Co., Inc.	$100.07	3.75	3.747
Harriman Ripley & Co., Inc.	100.7714	3.90	3.870
A. C. Allyn & Company, Inc.	100.381	3.90	3.885

It is further stated in said amendment that Iowa Public Service Company has accepted the bid of the underwriting group headed by Kidder, Peabody & Co. and Blyth & Co., Inc., for said --% Cumulative preferred stock as set out above and that such preferred stock will be offered for sale to the public at a price of $101.75 per share, resulting in an underwriter's commission of $1.68; and

The Commission having examined the record in the light of said amendment and finding no basis for imposing terms and conditions with respect to the prices to be paid for said securities, the interest and dividend rates thereon, the underwriter's spread and its allocation with respect to the bonds or the underwriter's commission with respect to the preferred stock:

It is ordered, That the jurisdiction heretofore reserved over the price to be paid for the securities, the interest and dividend rates thereon, the underwriter's spread and its allocation with respect to the bonds and the underwriter's commission with respect to the preferred stock be and the same hereby is released and that said joint application and declaration as further amended be and the same hereby is granted and permitted to become effective subject, however, to the terms and conditions prescribed in Rule U-24; and

It is further ordered, That the jurisdiction heretofore reserved over the payment of legal fees and expenses of counsel in connection with the proposed transactions be and the same hereby is continued.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant to the Secretary.

[F. R. Doc. 46-11252; Filed, June 27, 1946; 10:26 a. m.]

[File No. 1-1905]

SUBURBAN ELECTRIC SECURITIES CO.

ORDER GRANTING APPLICATION AND IMPOSING TERMS

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 21st day of June A. D. 1946.

In the matter of Suburban Electric Securities Co. common stock, no par value, $4.00 cumulative second preferred stock, no par value. File No. 1-1905.

The Commission having on June 6, 1946, issued an order herein granting the application of Suburban Electric Securities Company to withdraw its preferred and common shares from listing and registration on the Boston Stock Exchange, on conditions set forth in said order;

The Commission having reconsidered the nature of the order in the light of the record and on the basis of its findings and opinion; *It is hereby ordered*, That the Commission's order of June 6, 1946, be and the same is hereby amended in the following respect: to strike the present final paragraph of said order relating to the mailing of information to the Commission and to substitute therefor the following paragraph:

And provided further, (a) That applicant mail to the Commission a copy of the original financial statements intended to be furnished to security holders pursuant to this order no later than five days in advance of the use of said financial statements and, no later than five days in advance of the use thereof, a copy of all amendments thereof; (b) that applicant shall mail to the Commission, on the first business day of each calendar month, a statement of the number of its own shares purchased during the past month, the names of the sellers, the date of each purchase, and the price paid in each purchase.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant to the Secretary.

[F. R. Doc. 46-11253; Filed, June 27, 1946; 10:26 a. m.]

[File No. 812-434]

LEHMAN BROS. ET AL.

NOTICE OF AND ORDER FOR HEARING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 26th day of June A. D., 1946.

In the matter of Lehman Brothers, Atlas Corporation, and Radio-Keith-Orpheum Corporation. File No. 812-434.

Lehman Brothers ("Lehman") has filed an application pursuant to Section 17 (b) of the Investment Company Act of 1940 for an order exempting from the provisions of section 17 (a) of said act a transaction in which Lehman as participant and joint manager with Goldman, Sachs & Co. of a group of underwriters proposes to purchase from Atlas Corporation ("Atlas"), a closed-end, non-diversified management company registered under the Investment Company Act of 1940, an aggregate of 650,000 shares of the common stock of Radio-Keith-Orpheum Corporation ("RKO"), an affiliated person of Atlas Corporation, at a price related to the market for such stock at the time such stock is offered to the public, less an underwriting commission which will not be in excess of $1.50 per share and will not be less than $1.25 per share. Frederick L. Ehrman, a partner of Lehman, is a director of RKO and therefore an affiliated person of an affiliated person of Atlas.

It is ordered, Pursuant to section 40 (a) of said act, that a hearing on the aforesaid application be held on July 8, 1946, at 10:00 a. m., eastern daylight saving time, in Room 318 of the Securities and Exchange Commission Building, 18th and Locust Streets, Philadelphia, Pennsylvania.

It is further ordered, That William W. Swift, or any other officer or officers of the Commission designated by it for that purpose, shall preside at such hearing. The officer so designated is hereby authorized to exercise all the powers granted to the Commission under sections 41 and 42 (b) of the Investment Company Act of 1940 and to Trial Examiners under the Commission's rules of practice.

Notice of such hearing is hereby given to Lehman Brothers, Atlas Corporation and Radio-Keith-Orpheum Corporation and to any other persons whose participation in such proceeding may be in the public interest or for the protection of investors.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant to the Secretary.

[F. R. Doc. 46-11254; Filed, June 27, 1946; 10:26 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[Order 146 Under 3 (e)]

VIKING MFG. CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 3 (e) of the General Maximum Price Regulation; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by the Viking Manufacturing Corporation of the following furnaces and boilers, shall be:

Model	On sales to—	
	Jobbers	Dealers
322 Furnace	$88.30	$110.35
324 Furnace	102.90	128.65
327 Furnace	111.50	139.35
146-SO Boiler	260.50	325.65
169-SO Boiler	275.50	344.35
192-SO Boiler	291.50	364.35

(b) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(c) Maximum prices for sales by all sellers not covered by this order shall be determined in accordance with the provisions of the General Maximum Price Regulation.

(d) This order does not establish maximum prices for sales of the above items on an installed basis. Such maximum prices shall be determined in accordance with the provisions of Revised Maximum Price Regulation No. 251.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 27, 1946.

Issued this 26th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11142; Filed, June 26, 1946; 11:32 a. m.]

[SR 14D, Order 12]

PINKERTON TOBACCO CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to section 4 (a) (1) (ii) of Supplementary Regulation 14D to the General Maximum Price Regulation, *It is ordered*, That:

(a) The Pinkerton Tobacco Company, Station B, P. O. Box 68, Toledo 6, Ohio, (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive the following items of sweetened scrap chewing tobacco, in 2⅜-ounce packages at the maximum list prices and maximum retail prices set forth below:

Variety	Brand	Size of package	Maximum list price per dozen packages	Maximum retail price per package
		Ounces		*Cents*
Sweetened	Red Man	2⅜	$1.44	15
	Red Horse	2⅜	1.44	15
	Pay Car	2⅜	1.44	15

(b) The manufacturer and wholesalers shall grant, with respect to their sales of the items of sweetened scrap chewing tobacco for which maximum prices are established by this order, the discounts and allowances they customarily granted during March 1942 on their sales of such items of scrap chewing tobacco in 2-ounce packages to purchasers of the same class, unless a change therein results in a lower price.

(c) Every retailer shall maintain, with respect to his sales of the items of sweetened scrap chewing tobacco, for which maximum prices are established by this order, the customary price differential below the manufacturer's stated retail price allowed by him during March 1942 with respect to such brand and variety of scrap chewing tobacco in 2-ounce packages.

(d) The manufacturer and every other seller (except a retailer) of the items of sweetened scrap chewing tobacco for which maximum prices are established by this order, shall notify the purchaser of such maximum prices. The notice shall conform to and be given in the manner prescribed by section 4 (e) of Supplementary Regulation 14D to the General Maximum Price Regulation.

(e) Unless the context otherwise requires, the provisions of section 4 (except paragraph (a) (2)) of Supplementary Regulation 14D to the General Maximum Price Regulation shall apply to sales for which maximum prices are established by this order.

This order shall become effective June amended by the Price Administrator at any time.

This order shall become effective June 27, 1946.

Issued this 26th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11143; Filed, June 26, 1946; 11:33 a. m.]

[SR 14D, Order 13]

PAMPERIN CIGAR CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to section 4 (a) (2) (ii) of Supplementary Regulation 14D to the General Maximum Price Regulation, *It is ordered*, That:

(a) The Pamperin Cigar Company, 113-115 South Second St., La Crosse, Wis. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell, or deliver and any person may buy, offer to buy or receive "La Roma Cigar Clippings, Cut" plain scrap chewing tobacco, in 6-ounce packages at the maximum list price and maximum retail price set forth below:

Maximum list price per dozen packages	Maximum retail price per package	Trade discount on list price
$4.77	*Cents* 48	*Cents* 10

(b) The manufacturer and wholesalers shall grant, with respect to their sales of the item of "La Roma Cigar Clippings, Cut" plain scrap chewing tobacco for which maximum prices are established by this order, the discounts and allowances they customarily granted during March 1942 on their sales of such item of scrap chewing tobacco in 6-ounce packages to purchasers of the same class, unless a change therein results in a lower price.

(c) Every retailer shall maintain with respect to his sales of the item of "La Roma Cigar Clippings, Cut" plain scrap chewing tobacco, for which maximum prices are established by this order, the customary price differential below the manufacturer's stated retail price allowed by him during March 1942 with respect to such brand and variety of scrap chewing tobacco in 6-ounce packages.

(d) The manufacturer and every other seller (except a retailer) of the item of "La Roma Cigar Clippings, Cut" plain scrap chewing tobacco for which maximum prices are established by this order, shall notify the purchaser of such maximum prices. The notice shall conform to and be given in the manner prescribed by section 4 (e) of Supplementary Regulation 14D to the General Maximum Price Regulation.

(e) Unless the context otherwise requires, the provisions of section 4 (except paragraph (a) (2) (i)) of Supplementary Regulation 14D to the General Maximum Price Regulation shall apply to sales for which maximum prices are established by this order.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 27, 1946.

Issued this 26th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11144; Filed, June 26, 1946; 11:33 a. m.]

[SR-14D, Order 14]

JOHN C. HERMAN & CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion accompanying this order, and pursuant to section 4 (a) (1) (ii) of Supplementary Regulation 14D to the General Maximum Price Regulation, *It is ordered*, That:

(a) John C. Herman & Co., New Cumberland, Pa. (hereinafter called "manufacturer") and wholesalers and retailers may sell, offer to sell or deliver and any person may buy, offer to buy or receive "Good Bite", "Reach In", "Jaco" and "Stallman's" plain scrap chewing tobacco, in 1¾ ounce packages at the maximum list prices and maximum retail prices set forth below:

Variety	Brand	Size of package	Maximum list price per dozen packages	Maximum retail price per package
		Ounces		*Cents*
Plain	Good Bite	1¾	$1.25	2 for 25
	Reach In	1¾	1.25	2 for 25
	Jaco	1¾	1.25	2 for 25
	Stallman's	1¾	1.25	2 for 25

(b) The manufacturer and wholesalers shall grant, with respect to their sales of the items of "Good Bite," "Reach In," "Jaco," and "Stallman's" plain scrap chewing tobacco for which maximum prices are established by this order, the discounts and allowances they customarily granted during March 1942 on their sales of such items of scrap chewing tobacco in 2-ounce packages to purchasers of the same class, unless a change therein results in a lower price.

(c) Every retailer shall maintain, with respect to his sales of the items of "Good Bite," "Reach In," "Jaco," and "Stallman's" plain scrap chewing tobacco, for which maximum prices are established by this order, the customary price differential below the manufacturer's stated retail price allowed by him during March 1942 with respect to such brand and variety of scrap chewing tobacco in 2-ounce packages.

(d) The manufacturer and every other seller (except a retailer) of the items of "Good Bite," "Reach In," "Jaco," and "Stallman's" plain scrap chewing tobacco, for which maximum prices are established by this order, the customary price differential below the manufacturer's stated retail price allowed by him during March 1942 with respect to such brand and variety of scrap chewing tobacco in 2-ounce packages.

(e) Unless the context otherwise requires, the provisions of section 4 (except paragraph (a) (2) (i)) of Supplementary Regulation 14D to the General Maximum Price Regulation shall apply to sales for which maximum prices are established by this order.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 27, 1946.

Issued this 26th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11145; Filed, June 26, 1946; 11:34 a. m.]

[Rev. SO 119, Amdt. 1 to Order 102]

A. J. LINDEMANN AND HOVERSON CO.

AUTHORIZATION OF MAXIMUM PRICES

Amendment No. 1 to Order No. 102 under Revised Supplementary Order No. 119. Docket No. 6075-SO 119-100.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to Revised Supplementary Order No. 119; *It is ordered:*

(a) Order No. 102 under Revised Supplementary Order No. 119 is amended as follows:

(1) In Paragraph (a), line 3, change "10.2 percent" to read "15.8 percent."

This amendment shall become effective June 27, 1946.

Issued this 26th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11179; Filed, June 26, 1946; 11:33 a. m.]

[RMPR 136, Amdt. 1 to Order 569]

MUSTANG TRAILER CO.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, *It is ordered:*

Order No. 569 under Revised Maximum Price Regulation 136 is amended in the following respect:

1. The narrative in paragraph (d) is amended to read as follows:

(d) The Mustang Trailer Company shall report to this Office no later than December 31, 1946, cost data covering these trailers based on actual operations for June, July, August, September, October and November 1946, but computed in accordance with the limitations of section 10 of Revised Maximum Price Regulation 136.

This amendment shall become effective June 27, 1946.

Issued this 26th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11146; Filed, June 26, 1946; 11:44 a. m.]

[RMPR 136, Order 657]

MILLER TRAILERS, INC.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 9, 10 and 11 (c) of Revised Maximum Price Regulation 136, *It is ordered:*

(a) Miller Trailers, Inc., 708 Third Street, W., Bradenton, Florida, is authorized to sell, f. o. b. plant, each Miller trailer described in subparagraph (1) below at a price not to exceed those contained in subparagraph (2) below, plus federal excise tax, state and local taxes on the sale or delivery of the trailer and any cost of transporting it to the purchaser.

(1) *Descriptions.*

Model FV3-28. Frameless van, single axle, semitrailer, 25,000 lb. payload, 20,000 lb. tubular steel axle, 16½ x 7 air or vacuum brakes, high tensile steel frame, 54" double slip end springs with helpers, over size radius rods, 20 x 9/10 rims, cast spoke wheels with ribbed brake drums, 10.00 x 20 12 ply rayon cord dual tires and tubes, Lindsay Monoshell body, standard ICC lights, ¼" waterproof plywood lining, 5/4" hardwood flooring and additional detailed specifications included in the report filed with this Office.

Model FV33-28. Frameless van, tandem axle semitrailer, 36,000 lb. payload, Feather Ride tandem suspension, Feather Ride coil spring suspension and other specifications identical with those for Model FV3-28.

Model FSR3-28. Identical specifications as Model FV3-28 with the following exception and additions: 24,000 lb. payload and two inches of fibreglass insulation in side walls and roof, built-in hardwood floor strips and specifically designed floor drains.

Model FSR33-28. Identical specifications as Model FV33-28 with the following exception and additions: 35,000 lbs. payload and two inches of fibreglass insulation in side walls and roof, built-in hardwood floor strips and specially designed floor drains.

Model FW2-28. Frameless warehouseman's van semitrailer with 20" drop, single axle, 1680 cu. ft. capacity, 16,000 lb. 5" tubular steel axle, 16½ x 6 mechanical brakes, high tensile steel frame, 54" double slip end springs with helpers, oversize radius rods, 20 x 9/10 rims, cast spoke wheels with ribbed brake drums, 9.00 x 20 10-ply rayon cord dual

tires and tubes, Lindsay Monosbell body with 4 rope knobs on each rear corner post and 4 tie rings on each interior body post, standard ICC lights, ¼" waterproof plywood lining, full length double rear doors with tail gate and 45" curb side door, ⅝" hardwood flooring and additional detailed specifications included in the report filed with this Office.

Model CP3–28. Platform semitrailer, single axle, 25,000 lb. payload, 20,000 lb. tubular steel axle, 16½ x 7 air or vacuum brakes, heavy duty structural steel chassis, 54" double slip end springs with helpers, oversize radius rods, 20 x 9/10 rims, cast spoke wheels with ribbed brake drums, 10.00 x 20 12 ply rayon cord dual tires and tubes, standard ICC lights, 2" waterproof flooring and additional detailed specifications included in the report filed with this Office.

Model CP33–28. Platform semitrailer, tandem axle, 36,000 lb. payload, Feather Ride tandem suspension Feather Ride coil spring suspension, and other specifications identical with those for Model CP3–28.

(2) *Factory prices.*

Model:	Price
FV3–28	$2,128.75
FV33–28	3,168.75
FSR–3–28	2,411.50
FSR33–28	3,467.75
FW2–28	2,291.25
CP3–28	1,430.00
CP33–28	2,469.74
Each additional 2' length for FV3 and FV33	78.00
Each additional 2' length for FSR3 and FSR33	104.00
Each additional 2' length for FW2	123.18
Each additional 2' length for CP3 and CP33	48.75

(b) Miller Trailers, Inc., is authorized to suggest to resellers a resale price for the trailers described in paragraph (a) (1) consisting of the following:

(1) *Suggested resale prices.*

Model:	Price
FV3–28	$3,275.00
FV33–28	4,875.00
FSR3–28	3,710.00
FSR33–28	5,335.00
FW2–28	3,525.00
CP3–28	2,200.00
CP33–28	3,799.60
Each additional 2' length for FV3 and FV33	120.00
Each additional 2' length for FSR3 and FSR33	160.00
Each additional 2' length for FW2	189.51
Each additional 2' length for CP3 and CP33	75.00

(2) *Charges.* (i) A charge for transportation, if any, not to exceed the actual rail freight charge from the factory at Bradenton, Florida, to the railroad freight receiving station nearest to the place of business of the reseller.

(ii) A charge equal to the charge made by Miller Trailers, Inc., to cover federal excise taxes.

(iii) A charge equal to reseller's expense for payment of state and local taxes on the purchase, sale or delivery of the trailer.

(c) A reseller of Miller trailers in any of the territories or possessions of the United States is authorized to sell the trailer described in paragraph (a) at a price not to exceed the price established in paragraph (b) to which it may add a sum equal to the expense incurred or charged to it for payment of territorial and insular taxes, on the purchase, sale or introduction of the trailer; export premiums; boxing and crating for export purposes; marine and war risk insurance; and landing, wharfage and terminal operations.

(d) Miller Trailers, Inc., shall report to this Office no later than December 31, 1946, cost data covering these trailers based on actual operations for June, July, August, September, October and November 1946 but computed in accordance with the limitations of section 10 of Revised Maximum Price Regulation 136.

(e) All requests not granted herein are denied.

(f) This order may be amended or revoked by the Administrator at any time.

NOTE: Where the manufacturer's invoice charge to the reseller is increased or decreased from the previous invoice charge because the manufacturer has a newly established price under section 8 of Revised Maximum Price Regulation 136, due to substantial changes in design, specification or equipment of the trailer, the reseller may add to its price under paragraph (b) the increase in price, plus its customary markup on such a cost increase, but in case of a decrease in the price, the reseller must reduce its price under paragraph (b) by the amount of the decrease and its customary markup on such an amount.

This order shall become effective June 27, 1946.

Issued this 26th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–11147; Filed, June 26, 1946; 11:44 a. m.]

[MPR 188, Order 5049]

JERYL LIGHTING PRODUCTS

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Jeryl Lighting Products, 1243 So. Wabash Avenue, Chicago 5, Ill.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—: Jobber	For sales by the manufacturer to—: Retailer	For sales by any person to consumer
Decorated Bent Glass Fluorescent Bed Lamp	6	*Each* $4.05	*Each* $4.77	*Each* $8.60

These maximum prices are for the articles described in the manufacturer's application dated May 4, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2%, 10 days, net 30 days. The maximum price to consumers is net delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 27th day of June 1946.

Issued this 26th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–11148; Filed, June 26, 1946; 11:36 a. m.]

[MPR 188, Order 5050]

FLOUR CITY ORNAMENTAL IRON CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of outboard motors manufactured by the Champion Motors Company, Division of Flour City Ornamental Iron Company, 2633 27th Avenue South, Minneapolis 6, Minn.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

FOR SALES OF 4.2 HORSEPOWER OUTBOARD MOTORS

	Maximum selling prices for—: Model No. 1J (Standard)	Maximum selling prices for—: Model No. 2J (DeLuxe)
By any seller to wholesalers (stocking jobbers).	*Each* $76.56	*Each* $92.88
By wholesalers (stocking jobbers) to retailers (dealers) located in:		
Zone 1	95.65	102.68
Zone 2	95.45	103.08
Zone 3	94.30	101.93
Zone 4	94.70	102.33
Zone 5	95.20	102.83
Zone 6	94.45	102.08
Zone 7	93.70	101.30
Zone 8	94.70	102.33
Zone 9	95.95	103.58
By any seller to consumers located in:		
Zone 1	136.50	147.40
Zone 2	137.00	147.99
Zone 3	135.25	146.15
Zone 4	135.50	146.40
Zone 5	136.00	146.90
Zone 6	135.25	146.15
Zone 7	134.25	145.15
Zone 8	136.00	146.90
Zone 9	137.50	147.40

(2) Maximum prices to consumers are delivered prices. Maximum prices to wholesalers are f. o. b. factory and are net. Maximum prices to dealers are f. o. b. wholesalers' warehouse or city and are subject to a cash discount of 2% for payment within 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Other than the conditions stated under (a) (2), those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales and no sales or deliveries may be made until maximum prices have been established by the Office of Price Administration.

(b) Manufacturer's maximum prices set forth in this order may be adjusted in accordance with the provisions of Order No. 15 under § 1499.159e of Maximum Price Regulation No. 188.

(c) Resellers of articles whose maximum prices have been adjusted by the manufacturer in accordance with order No. 15 under § 1499.159e of Maximum Price Regulation No. 188 may determine their adjusted maximum prices on the basis of the prices set forth in this order.

(d) In all other respects the provisions of Order No. 15 under § 1499.159e of Maximum Price Regulation No. 188 apply to articles whose maximum prices are adjusted in accordance with paragraph (b) and (c) above.

(e) For the purposes of this order, Zones 1 to 9 comprise the following States:

Zone 1. Maine, New Hampshire, Vermont, New York, Massachusetts, Connecticut, New Jersey, Pennsylvania, Maryland, Virginia, West Virginia, North Carolina, South Carolina, Tennessee, Georgia, and Alabama.

Zone 2. Florida.

Zone 3. Iowa, Kansas, Missouri, Nebraska, lower half of Illinois, lower half of Indiana, Kentucky and Ohio.

Zone 4. Oklahoma, Arkansas, Upper two-thirds of Mississippi, and the upper third of Louisiana.

Zone 5. Texas, lower two-thirds of Louisiana, and lower third of Mississippi.

Zone 6. Wisconsin, Michigan, upper half of Illinois and upper half of Indiana.

Zone 7. Minnesota, eastern two-thirds of Montana, North Dakota and South Dakota.

Zone 8. Western third of Montana, Colorado, Wyoming and New Mexico.

Zone 9. Arizona, California, Idaho, Nevada, Oregon and Washington.

This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 27th day of June 1946.

Issued this 26th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–11149; Filed, June 26, 1946; 11:36 a. m.]

[MPR 188, Order 5051]

ERIC H. GORT, INC.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Eric H. Gort, Inc., 460 Main Street, Metuchen, N. J.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Articles	Model No.	For sales by the manufacturer to—: Jobbers	For sales by the manufacturer to—: Retailers	For sales by any person to consumers
21½" hand painted bone china love bird figurine table lamp with braid trimmed rayon silk shade	55–B	*Each* $23.76	*Each* $27.95	*Each* $50.30
22" hand painted bone china bird of paradise figurine table lamp with braid trimmed rayon silk shade	64–B	40.50	47.65	85.75
21" hand painted bone china duck or drake figurine table lamp with braid trimmed rayon silk shade	66–B	38.76	45.60	82.08
24" hand painted bone china horse figurine table lamp with braid trimmed rayon silk shade	155–H	52.70	62.00	111.60
11" hand painted bone china chinese figurine table lamp with braid trimmed rayon silk shade	204–F	23.50	27.65	49.75

These maximum prices are for the articles described in the manufacturer's application dated May 9, 1945.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2%, 10 days, net 30 days. The maximum price to consumers is net delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model No. ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 27th day of June 1945.

Issued this 26th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–11150; Filed, June 26, 1946; 11:32 a. m.]

[MPR 188, Order 5052]

SCOTT ATWATER MFG. CO., INC.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188, *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of outboard motors manufactured by the Scott Atwater Manufacturing Co., Inc., 2901 E. Hennepin Avenue, Minneapolis 13, Minn., as follows:

(1) For all sales and deliveries to the following classes of purchasers by the

sellers indicated below, the maximum prices are those set forth below:

FOR SALES OF 3.9 HORSE POWER OUTBOARD MOTORS

	Maximum selling prices for—	
	Model No. 461	Model No. 467
By any seller to wholesalers (stocking jobbers)	*Each* $56.26	*Each* $60.90
By wholesalers (stocking jobbers) to retailers (dealers) located in:		
Zone 1	70.55	76.45
Zone 2	70.95	76.55
Zone 3	69.80	75.40
Zone 4	70.20	75.80
Zone 5	70.70	76.30
Zone 6	69.95	75.55
Zone 7	69.20	74.80
Zone 8	70.20	75.80
Zone 9	71.45	77.05
By any seller to consumers located in:		
Zone 1	101.50	109.50
Zone 2	102.00	110.00
Zone 3	100.25	108.25
Zone 4	100.50	108.50
Zone 5	101.00	109.00
Zone 6	100.25	108.25
Zone 7	99.25	107.25
Zone 8	101.00	109.00
Zone 9	102.50	110.50

(2) Maximum prices to consumers are delivered prices. Maximum prices to wholesalers are f. o. b. factory and are net. Maximum prices to dealers are f. o. b. wholesalers' warehouse or city and are subject to a cash discount of 2% for payment within 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective data of this order. Other than the conditions stated under (a) (2), those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales and no sales or deliveries may be made until maximum prices have been established by the Office of Price Administration.

(b) Manufacturers' maximum prices set forth in this order may be adjusted in accordance with the provisions of Order No. 15 under § 1499.159e of Maximum Price Regulation No. 188.

(c) Resellers of articles whose maximum prices have been adjusted by the manufacturer in accordance with Order No. 15 under § 1499.159e of Maximum Price Regulation No. 188 may determine their adjusted maximum prices on the basis of the prices set forth in this order.

(d) In all other respects the provisions of Order No. 15 under § 1499.159e of Maximum Price Regulation No. 188 apply to articles whose maximum prices are adjusted in accordance with paragraph (b) and (c) above.

(e) For the purposes of this order, Zones 1 to 9 comprise the following states:

Zone 1. Maine, New Hampshire, Vermont, New York, Massachusetts, West Virginia, North Carolina, Tennessee, South Carolina, Connecticut, New Jersey, Pennsylvania, Maryland, Virginia, Georgia and Alabama.

Zone 2. Florida.

Zone 3. Iowa, Kansas, Missouri, Nebraska, lower half of Illinois, lower half of Indiana, Kentucky and Ohio.

Zone 4. Oklahoma, Arkansas, upper two-thirds of Mississippi, and the upper third of Louisiana.

Zone 5. Texas, lower two-thirds of Louisiana, and lower third of Mississippi.

Zone 6. Wisconsin, Michigan, upper half of Illinois and upper half of Indiana.

Zone 7. Minnesota, eastern two-thirds of Montana, North Dakota and South Dakota.

Zone 8. Western third of Montana, Colorado, Wyoming and New Mexico.

Zone 9. Arizona, California, Idaho, Nevada, Oregon and Washington.

This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 27th day of June 1946.

Issued this 26th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–11151; Filed, June 26, 1946; 11:35 a. m.]

[MPR 188, Order 5053]

B & W LAMP CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by B & W Lamp Company, Hancock & Somerset Streets, Philadelphia 33, Pa.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Articles	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
16" flared, skirted taffeta table lamp shade with ruching top and bottom trim	151	*Each* $6.90	*Each* $8.12	*Each* $14.60
16" swirl, pleated taffeta table lamp shade with ruching top and bottom trim	150	8.07	9.50	17.10

These maximum prices are for the articles described in the manufacturer's application dated April 30, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2%, 10 days, net 30 days. The maximum price to consumers is net delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model Number ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 27th day of June 1946.

Issued this 26th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–11152; Filed, June 26, 1946; 11:35 a. m.]

[MPR 200, Order 21]

MICHAEL M. SCHATZ

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1315.1405b of Maximum Price Regulation 200; it is ordered:

(a) *What this order does.* This order establishes maximum prices for sales by the manufacturer and by wholesalers in the shoe repair trade of men's black and brown super grade rubber half heels bearing the brand name, "Triple Wear" and containing a special revolving insert which may be turned as required by wear, which are manufactured by Michael M. Schatz, 3198 West Seventh Street, Los Angeles, California. This order also establishes maximum prices for sales by the manufacturer and wholesalers of the round rubber insert when sold separately for replacement. In addition, this order establishes maximum prices for shoe repairmen's sales (attached and unattached) of these men's half heels with revolving inserts and of the replacement inserts

(b) *Maximum prices.* Maximum prices for all sales in the shoe repair trade by the manufacturer, wholesalers and shoe repairmen of the men's brown and black super grade rubber half heels with revolving inserts and of the replacement inserts described in paragraph (a) shall be as follows:

MAXIMUM PRICES FOR MEN'S SUPER GRADE "TRIPLE WEAR" HALF HEELS CONTAINING REVOLVING RUBBER INSERTS, BROWN AND BLACK

To wholesalers--------- $3.15 per dozen pair.
To shoe repairmen----- $4.20 per dozen pair.
To consumers' attached------ $0.60 per pair.
To consumers, unattached--- $0.40 per pair.

MAXIMUM PRICES FOR RUBBER INSERTS, BROWN AND BLACK

To wholesalers-------- $0.72 per dozen pair.
To shoe repairmen----- $0.96 per dozen pair.
To consumers, attached------ $0.12 per pair.
To consumers, unattached--- $0.09 per pair.

The above maximum prices for sales to shoe repairmen shall be reduced by any cash discounts given by the seller to shoe repairmen of the same class during March 1942.

The above maximum prices for sales to wholesalers shall be decreased by 5% if the purchaser pays cash within 30 days after delivery.

All other discounts and allowances and trade practices of sellers which were in effect during March 1942 shall apply to sales covered by this order.

(c) *Applicability of maximum prices.* The maximum prices established by paragraph (b) of this order shall be applicable only to the heels and inserts described in paragraph (a) of this order which meet the minimum physical requirements for brown or black Super Grade heels established by § 1315.1405 (c) (1) of Maximum Price Regulation 200

(d) *Notification of maximum prices.* With or prior to the first delivery to a wholesaler or a shoe repairman of any of the heels or inserts covered by this order, the seller shall notify the purchaser in writing of the maximum prices for sales by the shoe repairman of the rubber heels and inserts attached and the maximum prices for sales by the shoe repairman of the unattached heels and inserts as established by paragraph (b) of this order. If the purchaser is a wholesaler, the notification shall include the maximum prices applicable to the wholesaler's resales to wholesalers and to shoe repairmen and a statement that such purchaser is required to notify any shoe repairman to whom he sells of the maximum prices for sales of the heels and inserts by the shoe repairman attached or unattached as established by paragraph (b) of this order.

(e) All provisions of Maximum Price Regulation 200 not inconsistent with this order shall apply to sales covered by this order.

(f) This order may revoked or amended by the Administrator at any time.

A copy of this order has been filed with the Secretary of the Office of Price Administration, Washington, D. C., where it is open to inspection by the public.

This order shall become effective June 27, 1946.

Issued this 26th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–11153; Filed, June 26, 1946; 11:44 a. m.]

[MPR 591, Corr. to Order 470]

DECATUR IRON AND STEEL CO.

AUTHORIZATION OF MAXIMUM PRICES

In Order 470 under Maximum Price Regulation 591, wherever the designation "Decatur, Illinois" appears, it is corrected to read "Decatur, Alabama."

This correction shall become effective June 26, 1946.

Issued this 26th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–11154; Filed, June 26, 1946; 11:44 a. m.]

[MPR 591, Amdt. 1 to Order 529]

BELL AND GOSSETT CO.

ADJUSTMENT OF MAXIMUM PRICES

Amendment No. 1 to Order No. 529 under section 16 (b) (1) of Maximum Price Regulation No. 591. Docket No. 6123–591.16–114.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, Order No. 529, under section 16 (b) (1) of Maximum Price Regulation No. 591 is amended in the following respects:

1. Paragraph (a) (1) is amended to read as follows:

(1) This order permits the Bell and Gossett Company of Morton Grove, Illinois to increase by 18.5 percent its properly established maximum net prices in effect on May 23, 1946 to each class of purchaser for its line of indirect heaters, tankless heaters, built-in heaters, tank and heater, water cirulators, flo-control valves, compression tanks, relief, reducing and combination valves, and special products covered by Order No. 911 of Maximum Price Regulation 188.

2. Paragraph (c) is amended to read as follows:

(c) *Notification to all purchasers.* The Bell and Gossett Company shall send the following notice to every purchaser of the commodities covered by the order at or before the first invoice after the effective date of this order.

Order No. 529 under section 16 (b) (1) of Maximum Price Regulation No. 591 provides for an 18.5 percent increase in maximum net prices in effect on May 23, 1946 for sales by the Bell and Gossett Company for its line of indirect heaters, tankless heaters, built-in heaters, tank and heater, water circulators, flo-control valves, compression tanks, relief, reducing and combination valves, and also special products covered by Order No. 911 of Maximum Price Regulation No. 188.

Resellers (but not manufacturers who purchase these items for use in the manufacture of other products) may add to their existing maximum prices the actual dollars-and-cents increase in cost resulting from the adjustment granted by Order No. 529.

This amendment shall become effective June 27, 1946.

Issued this 26th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–11155; Filed, June 26, 1946; 11:44 a. m.]

[MPR 591, Order 665]

NASH-KELVINATOR CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following home freezers manufactured by the Nash-Kelvinator Corporation of Detroit, Mich., and described in the application dated May 1, 1946, which is on file with the Mechanical Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Model	On sales to—		
	Distributors	Dealers	Consumers
F-6-Kelvinator	$97.50	$115.00	$185.00
LF-6-Leonard	97.50	115.00	185.00

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Nash-Kelvinator Corporation of Detroit, Michigan, shall stencil on the inside of lid or cover of the home freezers covered by this order, substantially the following:

OPA Maximum Retail Price $185.00

Plus freight and crating as provided in Order No. 665 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 27, 1946.

Issued this 26th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11156; Filed, June 26, 1946; 11:45 a. m.]

[MPR 591, Order 666]

BUNCE REFRIGERATION

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the frozen food locker, manufactured by Bunce Refrigeration and as described in the application which is on file with the Mechanical Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C. shall be:

	On sales to—		
	Distributors	Dealers	Consumers
16 cu. ft. ¾ hp. condensing unit	$270	$324	$540

(b) The maximum net price established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above.

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rate.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) Bunce Refrigeration shall stencil on the inside of lid or cover of frozen food locker covered by this order, substantially the following:

OPA Maximum Retail Price—$540.00

Plus freight and crating as provided in Order No. 666 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 27, 1946.

Issued this 26th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11157; Filed, June 26, 1946; 11:45 a. m.]

[MPR 591, Order 667]

SOLID FREEZE, INC.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following Freeze Box manufactured by Solid Freeze, Incorporated, Omaha 9, Nebraska and as described in the application dated April 1, 1946 which is on file with the Mechanical Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
SF 12 12 cu. ft. Aluminum	$240	$288	$480

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) Solid Freeze, Incorporated Omaha 9, Nebraska shall stencil on the Freeze Box covered by this order, substantially the following:

OPA Maximum Retail Price, $480.00

Plus freight and crating as provided in Order No. 667 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 27, 1946.

Issued this 26th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11158; Filed, June 26, 1946; 11:45 a. m.]

[MPR 591, Order 668]

BARROW MFG. CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following Milk Cooler Cabinets, less condensing unit manufactured by the Barrow Manufacturing Company of Oneida, New York and as described in the application dated May 8, 1946, which is on file with the Mechanical Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
BA-4 milk cooler cabinet less condensing unit	$130	$182	$260

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Barrow Manufacturing Company of Oneida, New York, shall stencil on the milk cooler cabinet covered by this order, substantially the following:

OPA Maximum Retail Price $260.00

Plus freight and crating as provided in Order No. 668 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 27, 1946.

Issued this 26th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11159; Filed, June 26, 1946; 11:45 a. m.]

[MPR 591, Order 669]

JOHN WALDORF

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following dehydrator manufactured by John Waldorf of Los Angeles, Calif., and as described in the application which is on file with the Mechanical Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—			
	National distributors	Jobbers	Dealers	Consumers
Vis-O-dry service dehydrator	$13.50	$20.25	$27.00	$45.00

(b) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities in the same general category on October 1, 1941.

(c) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(d) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(e) John Waldorf of Los Angeles, California, shall attach a tag to the dehydrator covered by this order, on which is printed substantially the following:

OPA Maximum Retail Price—$45.00

Plus freight as provided in Order No. 669 under Maximum Price Regulation No. 591.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 27, 1946.

Issued this 26th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11160; Filed, June 26, 1946; 11:36 a. m.]

[MPR 591, Order 670]

P. R. SMOKEY MFG. CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following freeze chest manufactured by P. R. Smokey Manufacturing Company, Minneapolis 3, Minn., and as described in the application dated April 10, 1946, which is on file with the Mechanical Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
1 cu. ft. ¼ hp. condensing unit	$160	$192	$320

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) P. R. Smokey Manufacturing Company, Minneapolis 3, Minnesota, shall stencil on its freeze chest covered by this order, substantially the following:

OPA Maximum Retail Price, $320.00

Plus freight and crating as provided in Order No. 670 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 27, 1946.

Issued this 26th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11161; Filed, June 26, 1946; 11:36 a. m.]

[MPR 591, Order 671]

DURALUXE CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following cabinet display cold storage manufactured by the Duraluxe Corporation of Chicago, Ill., and as described in the application dated April 4, 1946, which is on file with the Mechanical Building Equipment Price Branch, Office of Price Administration, Washington, 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
12 cu. ft. ¾ hp. condensing unit	$265	$318	$530
20 cu. ft. ¾ hp. condensing unit	360	432	720

(b) The maximum net prices established in (a) above may be increased

by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) Duraluxe Corporation, Chicago, Illinois, shall stencil on the cabinet display cold storage covered by this order, substantially the following:

OPA Maximum Retail Price $------

Plus freight and crating as provided in Order No. 671 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 27, 1946.

Issued this 26th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–11162; Filed, June 26, 1946; 11:37 a. m.]

[MPR 591, Order 674]

VOILES ENGINEERING CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum prices excluding Federal Excise Tax for sales by any person to consumers of the following electric water heaters manufactured by Voiles Engineering Company of Royal Oak, Michigan and described in its application dated May 14, 1946, shall be:

Model 30G electric water heater, 30-gallon capacity, single element galvanized tank, insulated	$75.00

(b) The maximum net LCL price, f. o. b. point of shipment, exclusive of Federal Excise Tax, for sales by any person shall be the maximum price specified in (a) above less the following discounts:

1. On sales to dealers in quantities of less than 5 heaters, 33⅓ percent.
2. On sales to dealers in quantities of 5 or more heaters, 40 percent.
3. On sales to jobbers, 50 percent.

(c) The maximum prices established by this order are subject to such further cash discounts, transportation allowances and price differentials at least as favorable as those which each seller extended or rendered or would have extended or rendered during March 1942 on sales of commodities in the same general category.

(d) The maximum prices on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(e) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers, except dealers, upon resale.

(f) Voiles Engineering Company shall attach to each heater covered by this order a tag containing the following:

OPA Maximum Retail Price—not installed, including actual Federal excise tax paid at source $------.

(Do Not Detach)

This order shall become effective June 27, 1946.

Issued this 26th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–11165; Filed, June 26, 1946; 11:38 a. m.]

[MPR 591, Order 672]

UNIVERSAL MILKING MACHINE CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following immersion type milk coolers manufactured by The Universal Milking Machine Company, Waukesha, Wis., and as described in the application dated May 13, 1946, which is on file with the Mechanical Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
8 can	$323.24	$404.06	$538.74
6 can	286.10	357.13	476.84
4 can	240.77	300.96	401.28
3 can	186.34	232.92	310.56

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Universal Milking Machine Company of Waukesha, Wisconsin, shall stencil on its immersion type milk coolers, covered by this order, substantially the following:

OPA Maximum Retail Price—$------

Plus freight and crating as provided in Order No 672 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 27, 1946.

Issued this 26th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–11163; Filed, June 26, 1946; 11:37 a. m.]

[MPR 591, Order 673]

FEDERAL MFG. CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following frozen food cabinets manufactured by the Federal Manufacturing Company and as described in the application dated February 27, 1946 which is on file with the Mechanical Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
16 cu. ft. ¼ hp. condensing unit	$300	$360	$600

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Federal Manufacturing Company shall stencil on the frozen food cabinets covered by this order, substantially the following:

OPA Maximum Retail Price, $600.00

Plus freight and crating as provided in Order No. 643 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 27, 1946.

Issued this 26th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–11164; Filed, June 26, 1946; 11:37 a. m.]

[MPR 591, Order 675]

FLEISCHMAN FREEZER CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following frozen food display cabinet manufactured by the Fleischman Freezer Company of Bronx, New York, and as described in the application dated May 7, 1946, which is on file with the Mechanical Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
Model 520—20 cu. ft. frozen food display case	$210	$252	$420

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Fleischman Freezer Company of Bronx, New York, shall stencil on the inside of the lid or cover of the food display cabinet covered by this order substantially the following:

OPA Maximum Retail Price—$420.00

Plus freight and crating as provided in Order No. 675 under Maximum Price Regulation No. 591.

(g) This order may be amended or revoked by the Price Administrator at any time.

This order shall become effective June 27, 1946.

Issued this 26th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–11166; Filed, June 26, 1946; 11:38 a. m.]

[MPR 591, Order 677]

BEVCO CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following Zer-O-Pak Freezer manufactured by The Bevco Company of St. Louis 3, Missouri, and as described in the application dated April 18, 1946, which is on file with the Mechanical Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
12 cu. ft. ¼ hp. condensing unit	$225	$270	$450
8 cu. ft. ¼ hp. condensing unit	175	210	350

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchaser upon resale, except dealers, including allowable transportation and crating charges.

(f) The Bevco Company, St. Louis 3, Missouri, shall stencil on its Zer-O-Pak Freezers covered by this order, substantially the following:

OPA Maximum Retail Price—$------

Plus freight and crating as provided in Order No. 677 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 27, 1946.

Issued this 26th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–11168; Filed, June 26, 1946; 11:39 a. m.]

[MPR 591, Order 676]

LIQUIDOMETER CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following Indicating Instruments manufactured by The Liquidometer Corporation and as described in the application dated May 21, 1946, which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—			
	Distributors	Jobbers	Dealers	Consumers
Midget Levelometer	$10.10	$11.72	$14.25	$20.00
Small Model Levelometer	17.50	20.75	22.50	30.00
Direct Reading Junior Liquidometer	5.60	6.30	8.00	14.00
Junior Liquidometer	30.00	37.25	42.50	50.00

(b) Maximum net prices on the items in question on sales by The Liquidometer Corporation of Long Island City, New York shall be subject to the following terms: ½ percent, 10 days.

The Liquidometer Corporation shall also extend from the maximum net prices specified above, the following quantity discount:

Midget Model Levelometer: On sales to dealers in quantities of 5 pieces or more: 10 percent. No other class of purchaser to receive quantity discount.
Small Model Levelometer: No quantity discounts.
Direct Reading Junior Liquidometer: On sales to dealers in quantities of 5 pieces or more: 10 percent. No other class of purchaser to receive quantity discounts.
Junior Liquidometer: No quantity discounts.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(d) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers except dealers upon resale.

(e) The Liquidometer Corporation of Long Island City, New York shall attach a tag to the items covered by this order containing substantially the following information:

OPA Maximum Retail Price—$------ as provided in Order No. 676 under Maximum Price Regulation No. 591.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 27, 1946.

Issued this 26th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11167; Filed, June 26, 1946; 11:39 a. m.]

[MPR 591, Order 678]

PEERLESS WATER SOFTENER CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum prices for sales by any person to consumers of the following water softeners manufactured by Peerless Water Softener Company of Kalamazoo, Mich., and as described in its application dated April 25, 1946 shall be:

Model 50C water softener with brine tank, 50,000 grains capacity, steel tanks and sythelic zeolite--------- $248.00

(b) The maximum net LCL price, f. o. b. point of shipment, for sales by any person shall be the maximum price specified above less the following discounts:

1. On sales to dealers, a discount of 40 percent.
2. On sales to jobbers, successive discounts of 40 and 20 percent.

(c) The maximum prices established by this order are subject to such further cash discounts, transportation allowances and price differentials at least as favorable as those which each seller extended or rendered or would have extended or rendered during March 1942 on sales of commodities in the same general category.

(d) The maxmium prices on an installed basis of the commodities covered by this order shall be determined in accordance with the Revised Maximum Price Regulation No. 251.

(e) Each seller covered by this order, except on sales to consumers shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers except dealers upon resale.

(f) Peerless Water Softener Company shall attach to each water softener covered by this order a tag containing the following:

OPA Maximum Retail Price Not Installed—$------

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 27, 1946.

Issued this 26th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11169; Filed, June 26, 1946; 11:39 a. m.]

[MPR 591, Order 679]

WALZ AND KRENZER, INC.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, it is ordered:

(a) *Distributor's price.* The maximum prices of Hygeator Corporation, Buffalo, N. Y., for its sales to dealers of the two-bushel Hygeator Incinerator described in paragraph (c) below shall be the list price of $119.95 each, f. o. b. point of shipment, less 40 percent.

(b) *Resellers' prices.* The maximum price of any reseller for his sale to a consumer of the two-bushel Hygeator Incinerator described in paragraph (c) hereof shall be $119.95 net each, f. o. b. factory point of shipment.

(c) *Manufacturer's price.* The maximum price of Walz and Krenzer, Incorporated, Rochester, New York, for its sales to Hygeator Corporation of the two-bushel Hygeator Incinerator manufactured by Walz and Krenzer, Incorporated, and described in an application dated June 18, 1946 and filed with the Builing Material Price Branch, Office of Price Administration, Washington, D. C., shall be $52.50, f. o. b. factory.

(d) This order does not establish maximum prices for sales of the above items on an installed basis. Such maximum prices shall be determined in accordance with the provisions of Revised Maximum Price Regulation No. 251.

(e) Each seller, except on sales to consumers, shall notify each of its purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 27, 1946.

Issued this 26th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11170; Filed, June 26, 1946; 11:39 a. m.]

[MPR 591, Order 680]

TYLER FIXTURE CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following Harderfreez chests manufactured by the Tyler Fixture Company of Niles, Michigan and as described in the application dated April 25, 1946, which is on file with the Mechanical Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Model	On sales to—		
	Distributors	Dealers	Consumers
HC-12, 12 cu. ft. complete with compressor	$191.00	$267.40	$382.00
HC-12, 12 cu. ft. less compressor	141.00	196.00	282.00

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Tyler Fixture Company of Niles, Michigan, shall stencil on the inside of lid or cover of the Harderfreez chests covered by this order, substantially the following:

OPA Maximum Retail Price $------

Plus freight and crating as provided in Order No. 680 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 27, 1946.

Issued this 26th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11171; Filed, June 26, 1946; 11:40 a. m.]

[MPR 591, Order 681]

JORDON REFRIGERATOR CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following display case super structure menu board manufactured by the Jordon Refrigerator Company of Philadelphia, Pa., and described in the application dated May 25, 1946, which is on file with the Mechanical Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
Illuminated super structure menu board	$107.50	$129.00	$215.00

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $4.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Jordon Refrigerator Company of Philadelphia, Pa., shall tag, print or stencil on the illuminated super structure menu board covered by this order, substantially the following:

OPA Maximum Retail Price—$215.00

Plus freight and crating as provided in Order No. 681 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 27, 1946.

Issued this 26th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11172; Filed, June 26, 1946; 11:40 a. m.]

[MPR 591, Order 682]

REYNOLDS METALS CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following Eskimo Freeze Cabinet manufactured by the Reynolds Metals Company of Louisville, Ky., and as described in the application dated May 22, 1946, which is on file with the Mechanical Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Model	On sales to—		
	Distributors	Dealers	Consumers
REF-106 Eskimo freeze cabinet 6 cu. ft. ⅓ hp.	$155	$186	$309

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) The Reynolds Metals Company of Louisville, Kentucky, shall stencil on the Eskimo Freeze Cabinet covered by this order, substantially the following:

OPA Maximum Retail Price—$309.00

Plus freight and crating as provided in Order No. 682 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 27, 1946.

Issued this 26th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–11173; Filed, June 26, 1946; 11:40 a. m.]

[MPR 591, Order 684]

AMERICAN GAS MACHINE CO., INC.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 13 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum delivered prices, excluding Federal Excise Tax, for sales by any person to consumers of the following gas-fired water heaters manufactured by American Gas Machine Company, Inc., of Albert Lea, Minn., and described in its application dated December 13, 1945 shall be:

Model 6582—20 gallon gas water heater	$60.00
Model 6582–B—20 gallon bottled gas water heater	65.00
Model 6583—30 gallon bottled gas water heater	71.00
Model 6583–B—30 gallon bottled gas water heater	76.00

(b) The maximum net LCL prices, excluding Federal Excise Tax, f. o. b. point of shipment, for sales by any person to dealers of the following water heaters manufactured by American Gas Machine Company, Inc., of Albert Lea, Minnesota, shall be the maximum prices specified in (a) above less the following discounts:

1. In quantities of 4 heaters or less, a discount of 33⅓ percent.

2. In quantities of 5 or more heaters a discount of 40 percent.

(c) The maximum net LCL prices, excluding Federal Excise Tax, for sales by any person to jobbers, of the following gas-fired water heaters, manufactured by American Gas Machine Company, Inc., of Albert Lea, Minnesota, shall be:

	Zone A	Zone B	Zone C	Zone D
Model 6582—20 gallon gas-fired water heater	$27.85	$28.40	$28.85	$29.85
Model 6582B—20 gallon bottled gas-fired water heater	30.50	31.05	31.50	32.50
Model 6583—30 gallon gas-fired water heater	32.15	33.20	34.15	35.15
Model 6583B—30 gallon bottled gas-fired water heater	34.80	35.85	36.80	37.80

(d) The maximum net prices specified in (c) above are f. o. b. point of manufacture with the following freight allowances:

	Per cwt.
Zone A	$0.50
Zone B	1.00
Zone C	1.50
Zone D	2.00

The boundaries of the various zones referred to above shall be those set forth on a map filed by American Gas Machine Company, Inc., as part of its application for the approval of maximum prices for the commodities covered by this order.

(e) The maximum prices established by this order are subject to such further cash discounts, transportation allowances and price differentials at least as favorable as those which each seller extended or rendered or would have extended or rendered during March 1942 on sales of commodities in the same general category.

(f) The maximum prices on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(g) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers, except dealers, upon resale.

(h) American Gas Machine Company, Inc., shall attach to each water heater covered by this order a tag containing the following:

OPA Maximum Retail Price—not installed including actual Federal Excise Tax paid at source—$------

Do Not Detach

(i) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 27, 1946.

Issued this 26th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–11174; Filed, June 26, 1946; 11:34 a. m.]

[MPR 591, Order 685]

AIRTHERM MFG. CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum prices, f. o. b. point of shipment, for sales by any person to consumers of the following warm air heaters manufactured by Airtherm Manufacturing Company of Saint Louis, Missouri and as described in the application which is on file with the Mechanical Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Warm Air Heater:	*Maximum price on sales to consumers*
1,950,000 B. t. u.	$2,411.00
1,725,000 B. t. u.	2,289.00
1,500,000 B t. u.	2,189.00
1,300,000 B t. u.	2,078.00
1,150,000 B. t. u.	1,990.00
1,000,000 B t. u.	1,900.00
850,000 B t. u.	1,800.00
750,000 B. t. u.	1,712.00
650,000 B t. u.	1,623.00

On sales to heating contractors the maximum consumer prices above are subject to a discount of 10 percent.

(b) The maximum prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of commodities within the same general category during March 1942.

(c) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers except on sales to consumers upon resale.

(d) The maximum prices established by this order include the industry-wide increase authorized by section 5.1 of Order 1 to Maximum Price Regulation No. 591 and may not be further increased.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 27, 1946.

Issued this 26th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–11175; Filed, June 26, 1946; 11:34 a. m.]

[MPR 591, Order 686]

EDISON GENERAL ELECTRIC APPLIANCE CO., INC.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following home freezer manufactured by the Edison General Electric Appliance Company, Inc., of Chicago, Ill., and as described in the application dated May 13, 1946, which is on file with the Mechanical Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

Model	On sales to—			
	Distributors	Servicing dealers	Non-servicing dealers	Consumers
FK4-1—4 cu. ft. ¼ hp. condensing unit	$112.22	$134.66	$144.90	$199.95

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale except dealers including allowable transportation and crating charges.

(f) The Edison General Electric Appliance Company, Inc. of Chicago, Illinois shall attach a tag to the home freezer on which is printed substantially the following:

OPA Maximum Retail Price—$199.95

Plus freight and crating as provided in Order No. 686 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 27, 1946.

Issued this 26th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–11176; Filed, June 26, 1946; 11:35 a. m.]

[MPR 591, Order 687]

REFRIGERATION SERVICE CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section O of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following frozen food cabinets manufactured by Refrigeration Service Company, Denver 2, Colo., and as described in the application dated May 24, 1946, which is on file with the Mechanical Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
8 cu. ft. ¼ hp.	$162.50	$195.00	$325.00

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers, including allowable transportation and crating charges.

(f) Refrigeration Service Company, Denver 2, Colorado, shall stencil on its frozen food cabinets, covered by this order, substantially the following:

OPA Maximum Retail Price—$------

Plus freight and crating as provided in Order No. 687 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 27, 1946.

Issued this 26th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–11177; Filed, June 26, 1946; 11:35 a. m.]

[MPR 592, Order 65]

KRICK-TYNDALL CO.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 65 under Section 16 of Maximum Price Regulation No. 592. Specified Construction Materials and Refractories. Krick-Tyndall Company, Docket No. 6123–592.16–167.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 16 of Maximum Price Regulation No. 592, *It is ordered:*

(a) The presently established maximum net prices for sales by the Krick-Tyndall Company, Decatur, Ind., of vitrified drain tile and structural clay tile to its various classes of purchasers may be increased by an amount not in excess of $1.20 per ton.

(b) Any person purchasing any of the products covered by this order produced by the Krick-Tyndall Company, Decatur, Indiana for the purpose of resale in the same form may increase his presently established prices under the General Maximum Price Regulation by adding the dollars-and-cents increase in cost resulting from the increase permitted the manufacturer in (a) above. Notwithstanding the provisions of this paragraph, in any area where specific maximum prices are fixed by an area pricing order such specific maximum prices shall apply in that area.

(c) All requests of the application not granted herein are denied.

(d) This order may be amended or revoked by the Office of Price Administration at any time.

This order shall become effective June 27, 1946.

Issued this 26th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–11178; Filed, June 26, 1946; 11:34 a. m.]

[MPR 580, Amdt. 2 to Order 52]

HOLLYWOOD SILK MILLS

ESTABLISHMENT OF MAXIMUM PRICES

Maximum Price Regulation 580, Amendment 2 to Order 52. Establishing ceiling prices at retail for certain articles; Docket No. 6063–580–13–678.

For the reasons set forth in the opinion issued simultaneously herewith, Order No. 52 issued under section 13 of Maximum Price Regulation 580 on application of Hollywood Silk Mills, 1024 Santee Street, Los Angeles 15, California, is amended in the following respects:

1. Paragraph (a) is amended by adding the following:

GIRDLES

Brand name	Manufacturer's selling price (per dozen)	Ceiling price at retail (per unit)
Mabs of Hollywood	$66.00	$10.00
SWIMSUITS		
Mabs of Hollywood	$96.00	$13.95

2. Paragraph (c) is amended by adding thereto the following undesignated paragraph:

Upon issuance of any amendment to this order which either adds an article to those already listed in paragraph (a) or changes the retail ceiling price of a listed article, the manufacturer or wholesaler, as to such article, must comply with the preticketing requirements of this paragraph within 30 days after the issuance of the amendment. After 60 days from the issuance date, no retailer may offer or sell the article unless it is preticketed in accordance with the requirements of this paragraph. Prior to the expiration of the 60 day period, unless the article is so preticketed, the retailer shall comply with the marking, tagging and posting provisions of Maximum Price Regulation 580. However, the pricing provisions of this order or of any subsequent amendment thereto shall apply as of the effective date of the order or applicable amendment.

This amendment shall become effective June 28, 1946.

Issued this 27th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11285; Filed, June 27, 1946; 11:45 a. m.]

[MPR 610, Order 3]

STUDEBAKER CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 8 of Maximum Price Regulation 610, *It is ordered:*

(a) The Studebaker Corporation and its wholly owned subsidiary companies, hereinafter called the Company, is authorized to sell f. o. b. South Bend, Indiana, each new Studebaker truck described in subparagraph (1) to its domestic dealers at price not to exceed the total of the following charges:

(1) *Charge for the new truck.* A charge for the new truck not to exceed the applicable list price in the following schedule less a billing discount of 18.7 percent.

Model No.	Description	List price
M5	Chassis, truck, ½-ton nominal rating, 113" wheelbase with driver's cab and 6½ foot express body; 1942 standard specifications and equipment, plus the following changes and additions: oil bath air cleaner (1 pt.), oil filter (1 pt.) F 4, extra windshield wiper, extra sun visor, arm rests, dome light, colored fenders, two stage rear springs, and four 6.50 x 16 6-ply synthetic rubber tires.	$929
M15A-20	Chassis, truck, 1-ton nominal rating, 120" wheelbase; 1942 standard specifications and equipment, plus the following changes and additions: oil bath air cleaner (1 pt.), oil filter (1 pt.) F 4, colored fenders, front and rear shock absorbers, four 7.00 x 17 6-ply synthetic rubber tires and disc wheels	918
M15A-20	Chassis, truck, 1-ton nominal rating, 120" wheelbase, with driver's cab; 1942 standard specifications and equipment, plus the following changes and additions: oil bath air cleaner (1 pt.), oil filter (1 pt.) F 4, extra windshield wiper, extra sun visor, arm rests, dome light, colored fenders, front and rear shock absorbers, four 7.00 x 17 6-ply synthetic rubber tires and disc wheels	1,091
M15A-20	Chassis, truck, 1-ton nominal rating, 120" wheelbase, with driver's cab and 8-foot express body; 1942 standard specifications and equipment, plus the following changes and additions: oil bath air cleaner (1 pt.), oil filter (1 pt.) F 4, extra windshield wiper, extra sun visor, arm rests, dome light, colored fenders, front and rear shock absorbers, long running boards and rear fenders, four 7.00 x 17 6-ply synthetic rubber tires and disc wheels	1,197
M15A-28	Chassis, truck, 1-ton nominal rating, 128" wheelbase; 1942 standard specifications and equipment, plus the following changes and additions: oil bath air cleaner (1 pt.), oil filter (1 pt.) F 4, colored fenders, auxiliary rear springs, four 7.50 x 17 8-ply synthetic rubber tires and disc wheels	991
M15A-28	Chassis, truck, 1-ton nominal rating, 128" wheelbase, with driver's cab; 1942 standard specifications and equipment, plus the following changes and additions: oil bath air cleaner (1 pt.), oil filter (1 pt.) F 4, extra windshield wiper, extra sun visor, arm rests, dome light, colored fenders, auxiliary rear springs, four 7.50 x 17 8-ply synthetic rubber tires and disc wheels.	1,164
M16-28	Chassis, truck, 1¼ ton nominal rating, 128" wheelbase; 1942 standard specifications and equipment, plus the following changes and additions: oil bath air cleaner (1 pt.), oil filter (1 pt.) F 4, auxiliary rear springs, six 7.00 x 20 8-ply synthetic rubber tires and disc wheels	$1,111
M16-28	Chassis, truck, 1½ ton nominal rating, 128" wheelbase, with driver's cab; 1942 standard specifications and equipment, plus the following changes and additions: oil bath air cleaner (1 pt.), oil filter (1 pt.) F 4, extra windshield wiper, extra sun visor, arm rests, dome light, auxiliary rear springs, outside extension rear view mirror, six 7.00 x 20 8-ply synthetic rubber tires and disc wheels	1,285
M16-52	Chassis, truck, 1½ ton nominal rating, 152" wheelbase; 1942 standard specifications and equipment, plus the following changes and additions: oil bath air cleaner (1 pt.), oil filter (1 pt.) F 4, auxiliary rear springs, six 7.00 x 20 8-ply synthetic rubber tires and disc wheels	1,143
M16-52	Chassis, truck, 1½ ton nominal rating, 152" wheelbase, with driver's cab; 1942 standard specifications and equipment, plus the following changes and additions: oil bath air cleaner (1 pt.), oil filter (1 pt.) F 4, extra windshield wiper, extra sun visor, arm rests, dome light, auxiliary rear springs, outside extension rear view mirror, six 7.00 x 20 8-ply synthetic rubber tires and disc wheels	1,317
M16-95	Chassis, truck, 1½ ton nominal rating, 195" wheel-base; 1942 standard specifications and equipment, plus the following changes and additions: oil bath air cleaner (1 pt.), oil filter (1 pt.) F 4, auxiliary rear springs, six 7.00 x 20 8-ply synthetic rubber tires and disc wheels	1,195
M16-95	Chassis, truck, 1½ ton nominal rating, 195" wheel-base, with driver's cab; 1942 standard specifications and equipment, plus the following changes and additions: oil bath air cleaner (1 pt.), oil filter (1 pt.) F 4, extra windshield wiper, extra sun visor, arm rests, dome light, auxiliary rear springs, outside extension rear view mirror, six 7.00 x 20 8-ply synthetic rubber tires and disc wheels	1,369

(2) *Charges for extra or optional equipment.* A charge for each item of extra or optional equipment not to exceed the list price to be computed as follows, less a billing discount of 18.7 percent:

(i) The Company shall determine its lowest January 1, 1941 net wholesale price for each item of extra or optional equipment; and

(ii) Multiply this January 1, 1941 net wholesale price by the increase factor approved by OPA for adjusting the Company's January 1, 1941 prices under section 8 of Maximum Price Regulation 610; and

(iii) Multiply this adjusted net wholesale price by 123 percent to determine the adjusted list price for each item of extra or optional equipment.

(iv) The Company shall file the dollar and cents list prices for each item of extra or optional equipment with the National OPA Office, Automotive Branch, Washington, D. C. within 48 hours after such adjusted prices are established.

(3) *Charge for transportation.* A charge for transportation of the truck and extra or optional equipment not to exceed a charge computed in accordance with the method and rates approved by OPA

(4) *Charge for taxes.* A charge to cover Federal excise taxes at the current legal rate, computed in accordance with the method the Company had in effect on March 31, 1942, and also State and local taxes, if any, directly imposed upon the sale or delivery of the truck and extra or optional equipment when sale or delivery is made by the Company for the account of a reseller.

(5) *Charge for factory handling and delivery.* A charge to cover factory handling and delivery computed by using the same rate and method the Company had in effect on March 31, 1942.

(6) *Charge for advertising.* A charge to cover advertising expense not to exceed the amount charged on March 31, 1942.

(7) *Charge for wholesale servicing, unloading and receiving.* A charge not to exceed the applicable amount in the schedule below to cover Company branch expense for wholesale servicing, unloading and receiving each new truck when such operations are performed.

Model No.:	Charge
M5	$6
M15A	9
M16	10

(8) *Charge for preparing and conditioning.* When the Company delivers a new truck to a person at the request of a domestic dealer who sells the truck to such person, the Company may make a charge to the dealer for preparing and conditioning the new truck, not to exceed the applicable amount set forth in the schedule below. This charge is in addition to the factory handling and delivery charge permitted by paragraph (a) (5).

Model No.:	Charge
M5	$10
M15A	11
M16	11

(b) *Sales below ceiling to domestic dealers.* In the event the Company sells to domestic dealers below the maximum net price authorized in this order for sales of trucks or extra or optional equipment, it shall so advise the National OPA Office, Automotive Branch, Washington, D. C., in writing within 48 hours and shall immediately comply with the provisions of section 8 (h) of Maximum Price Regulation 610.

(c) *Company allowance to fleet operators.* The Company shall make the same percentage allowance to fleet operators as that in effect on January 1, 1941, reduced by not more than the applicable percentage set forth in the schedule below:

Model No.:	Percentage
M5	15
M15A	22
M16	22

(d) The Company is authorized to sell f. o. b. South Bend, Indiana, to users each new Studebaker truck described in paragraph (a) (1) at a price not to exceed the total of the following charges:

(1) *Charge for the new truck.* A charge for the new truck not to exceed the applicable list price set forth in paragraph (a) (1) less the discounts in effect on January 1, 1941 to the applicable class of purchaser reduced by the applicable percentage of such discount set forth in the schedule in paragraph (c).

(2) *Charges for extra or optional equipment.* A charge for extra or optional equipment not to exceed the applicable list price determined in accordance with paragraph (a) (2) less the discounts in effect on January 1, 1941 to the applicable class of purchaser reduced by the applicable percentage of such discount set forth in the schedule in paragraph (c).

(3) *Charge for State and local taxes.* A charge to cover State and local taxes, if any, directly imposed upon the sale and delivery of the new truck and extra or optional equipment.

(4) *Charge for factory handling and delivery.* A charge to cover factory handling and delivery computed by using the same rate and method the Company had in effect on March 31, 1942, except as provided in the following sentence: "The amount that may be included in the handling and delivery charge for preparing and conditioning shall be determined in accordance with section 10 (g) (3) of Maximum Price Regulation 610."

(5) *Other charges.* Charges to cover transportation expense, advertising, and Federal excise taxes determined in accordance with the applicable provisions of paragraph (a).

NOTE: As required by section 12 of Maximum Price Regulation 610, the Company shall notify all resellers of list prices and discounts for the vehicle of base specifications and extra or optional equipment and shall notify resellers that they must use such list prices and discounts in determining maximum prices in accordance with section 10.

(c) Any dealer when selling under a "Central Dealer Agreement" with the Company is authorized to sell to direct dealers listed in his contract each new Studebaker truck described in paragraph (a) (1) at a price not to exceed the total of the following charges:

(1) *Charge for new truck.* A charge for the new truck not to exceed the applicable list price set forth in paragraph (a) (1) less a billing discount of 18.7 percent.

(2) *Charges for extra or optional equipment.* A charge for each item of extra or optional equipment not to exceed the list price which the Company shall determine in accordance with paragraph (a) (2) less a billing discount of 18.7 percent.

(3) *Charge for transportation.* A charge to cover the central dealer's expense, if any, for the transportation of the new truck and extra or optional equipment from the factory, South Bend, Indiana, to the place at which delivery is made to the direct dealer, including transportation tax at the current legal rate.

(4) *Charge for advertising.* A charge for advertising not to exceed the amount of the charge which the Company makes to the central dealer for this expense.

(5) *Charge for wholesale servicing, unloading, and receiving.* A charge for wholesale servicing, unloading and receiving each new truck not to exceed the applicable amount in the following schedule:

Model No.:	Charge
M5	$6
M15A	9
M16	10

(6) *Charge for taxes.* A charge to cover any Federal excise taxes paid on the new truck and extra or optional equipment, and State or local taxes, if any, directly imposed on the sale or delivery of the new truck and extra or optional equipment.

(7) *Charge for factory handling and delivery.* A charge for factory handling and delivery not to exceed the charge the Company makes to the central dealer for these operations.

(8) *Charge for preparing and conditioning.* When the central dealer delivers a new truck to a person at the request of a direct dealer who sells the new truck to such person, the central dealer may make a charge to the dealer for preparing and conditioning the new truck not to exceed the applicable amount set forth in the schedule below. This charge is in addition to the factory handling and delivery charge permitted by paragraph (e) (7).

Model No.:	Charge
M5	$10
M15A	11
M16	11

(f) A reseller, not selling under a central dealer agreement, may sell and deliver each new Studebaker truck described in paragraph (a) (1) at a price not to exceed the total of the following charges:

(1) *Charge for the new truck.* A charge for the new truck not to exceed the applicable list price set forth in paragraph (a) (1). The Company shall notify all resellers of list prices authorized in this order for new trucks.

(2) *Charges for extra or optional equipment.* A charge for each item of extra or optional equipment not to exceed the list price which the Company shall determine in accordance with paragraph (a) (2). The Company shall notify all resellers of list prices authorized in this order for extra or optional equipment.

(3) *Other charges.* Charges permitted by section 10 of Maximum Price Regulation 610 when applicable to the sale.

(g) A reseller may sell and deliver in a territory or possession of the United States each of the new Studebaker trucks described in paragraph (a) (1) at a price not to exceed the maximum price it may charge under paragraph (f), to which it may add a sum equal to the expense incurred by or charged to it for: Payment of territorial and insular taxes on the purchase, sale or introduction of the new truck and extra or optional equipment in the territory or possession, when not charged under paragraph (f); export premium; boxing and crating for export purposes; assembly costs, if any; marine and war risk insurance; landing, wharfage and terminal operations; ocean freight; freight to the port of embarkation when not charged under paragraph (f); and inland freight from the port of debarkation by the most direct route to the reseller's place of business.

(h) All requests not granted herein are denied.

(i) This order may be amended or revoked by the Administrator at any time.

This order shall become effective June 26, 1946.

Issued this 26th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11193; Filed, June 26, 1946; 4:37 p. m.]

[Rev. SO 119, Order 269]

E. R. WAGNER MFG. CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* E. R. Wagner Manufacturing Company, 4611 N. Thirty Second Street, Milwaukee 9, Wisconsin, may compute its adjusted ceiling prices for carpet sweepers of its manufacture by increasing by 8 percent the ceiling prices to each class of purchaser as established by Maximum Price Regulation No. 188.

As used in this paragraph "ceiling prices as established under Maximum Price Regulation No. 188," shall mean the ceiling prices established under that regulation without the inclusion in those ceiling prices either directly or indirectly of any adjustment, either individual or industry-wide.

(b) *Ceiling prices of purchasers for resale.* (1) A purchaser for resale, who had an established ceiling price prior to the effective date of this order for any article, whose manufacturer's ceiling price was adjusted in accordance with the provisions of this order, may increase that established ceiling price by 8 percent.

(2) A purchaser for resale who had no established ceiling price prior to the effective date of this order for any article whose ceiling price is subject to this order, shall determine his ceiling price by adding to his invoice cost the same percentage markup which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose the "most comparable article" is one which meets all the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of articles to which, according to customary trade practices, an approximately uniform percentage mark-up is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration, however, each seller must keep complete records showing all the information called for by OPA Form 620–759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the resale ceiling price cannot be determined under the above method, the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts and allowances on sales to each class of purchaser in effect during March 1942, or thereafter, properly established under OPA regulations.

(4) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted ceiling prices for resales of the articles. This notice may be given in any convenient form.

(e) All requests contained in the application for price adjustment filed by E. R. Wagner Manufacturing Company, assigned OPA Docket No. 6069 SO 119–79C, not specifically granted by this order are hereby denied.

(f) The provisions of Supplementary Order No. 153, shall have no application to any sale or delivery of any article subject to this order.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 26th day of June 1946.

Issued this 26th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–11194; Filed, June 26, 1946; 4:37 p. m.]

[RMPR 122, Amdt. 4 to 2d Rev. Order 47]

SOLID FUELS IN WASHINGTON AREA AND ALEXANDRIA, VA.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and in accordance with § 1340.260 of Revised Maximum Price Regulation No. 122, *It is ordered,* That 2d Revised Order No. 47 under Revised Maximum Price Regulation No. 122 be amended in the following respects:

1. In paragraph (c), *Price Schedule I—Sales on a "Direct Delivery" basis,* the maximum prices set forth for Pennsylvania anthracite are deleted and the following are inserted to read as follows:

Kind and size	Per ton net 2,000 lbs.	Per ½ ton net 1,000 lbs.
Pennsylvania anthracite:		
Egg, stove, nut	$15.72	$8.36
Pea	13.72	7.36
Buckwheat No. 1	11.18	6.09
Rice (buckwheat No. 2)	10.22	5.61
Barley (buckwheat No. 3)	8.74	4.87

2. In paragraph (d), *Price Schedule II—"Yard Sales",* the maximum prices set forth for Pennsylvania anthracite are deleted and the following are inserted to read as follows:

Kind and size	Consumer prices		Dealer prices—net ton 2,000 lbs.
	Net ton 2,000 lbs.	Per 100 lbs.	
Pennsylvania anthracite:			
Egg, stove, nut	$14.83	$0.90	$13.34
Pea	12.88	.82	11.39
Buckwheat No. 1	10.29		8.94
Rice (buckwheat No. 2)	9.33		7.93
Barley (buckwheat No. 3)			7.43

3. In paragraph (e), *Price Schedule III—"Bagged Coal,"* the maximum prices set forth in subparagraphs (1), (2) and (3) for Pennsylvania anthracite are deleted and the following are inserted as follows:

(1) *"Yard Sales" to Consumers.*

Kind:	Price
Pennsylvania anthracite	$0.11

(2) *"Direct Delivery" sales to persons reselling bagged coal.*

Pennsylvania anthracite	$0.15

(3) *"Sales to consumers not made at a yard."*

Pennsylvania anthracite	$0.18

4. In paragraph (f), *Price Schedule IV—Alexandria, Virginia,* the maximum prices set forth for Pennsylvania anthracite are deleted and the following are inserted to read as follows:

Kind and size	Quantity	
	Per ton	Per ½ ton
Pennsylvania anthracite:		
Egg, stove, nut	$16.20	$8.60
Pea	14.35	7.68
Buckwheat No. 1	11.70	6.35
Rice (buckwheat No. 2)	10.90	5.95

This amendment shall become effective as of June 25, 1946.

Issued this 26th day of June, 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–11190; Filed, June 26, 1946; 4:39 p. m.]

[RMPR 528, Order 123]

FIRESTONE TIRE & RUBBER CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 16 (d) of Revised Maximum Price Regulation 528; *It is ordered:*

(a) The maximum retail price for a new 13.00–24, 10-ply Roadbuilder tire manufactured by The Firestone Tire & Rubber Company, Akron, Ohio, shall be:

$133.30 each in cotton construction.
$139.95 each in rayon construction.

(b) All provisions of RMPR 528 not inconsistent with this order shall apply to sales covered by this order.

(c) This order may be revoked or amended by the Office of Price Administration at any time.

This order shall become effective June 28, 1946.

Issued this 27th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–11283; Filed, June 27, 1946; 11:42 a. m.]

[RMPR 528, Order 124]

GOODYEAR TIRE & RUBBER CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 16 (d) of Revised Maximum Price Regulation 528, *It is ordered:*

(a) The maximum retail prices for the following new sizes of tires and tubes manufactured by The Goodyear Tire & Rubber Company, Inc., Akron, Ohio, shall be:

Size	Ply or ply rating		Maximum retail price
6.00–15	.....	Life Guard tube	Black $[illegible].20
15–34	6	Special Service Tractor tire	177.45
7.50–18	14	Rib Trailer tire	160.70
			193.25

[1] Cotton construction.
[2] Rayon construction.

(b) All provisions of RMPR 528 not inconsistent with this order shall apply to sales covered by this order.

(c) This order may be revoked or amended by the Office of Price Administration at any time.

This order shall become effective June 28, 1946.

Issued this 27th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–11284; Filed, June 27, 1946; 11:42 a. m.]

[MPR 580, Order 312]

DIXON-BARTLETT CO.

ESTABLISHMENT OF MAXIMUM PRICES

Maximum Price Regulation 580, Order 312. Establishing ceiling prices at retail for certain articles; Docket No. 6063–580–13–617.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 13 of Maximum Price Regulation No. 580; *It is ordered:*

(a) The following ceiling prices are established for sales by any seller at retail of the following articles manufactured by Dixon-Bartlett Company, Baltimore, Maryland, having the brand name "Hill and Dale" and described in the manufacturer's application dated March 22, 1946:

Article	Manufacturer's selling price (unadjusted)	Ceiling price at retail (east of Denver only)
Ladies' shoes	$5.50	$9.95

(b) The retail ceiling price of an article stated in paragraph (a) shall apply to any other article of the same type, having the same unadjusted selling price to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this order.

(c) The retail ceiling prices contained in paragraph (a) shall apply in place of the ceiling prices which have been or would otherwise be established under this or any other regulation.

(d) On and after June 15, 1946, Dixon-Bartlett Company must mark each article listed in paragraph (a) with the retail ceiling price under this order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

Sec. 13, MPR 580
OPA Price—$------

On and after July 15, 1946, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to July 15, 1946, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging and posting provisions of the applicable regulation.

Upon issuance of any amendment to this order which either adds an article to those already listed in paragraph (a) or changes the retail ceiling price of a listed article, the manufacturer or wholesaler, as to such article, must comply with the pretickeling requirements of this paragraph within 30 days after the issuance of the amendment. After 60 days from the issuance date, no retailer may offer or sell the article unless it is preticketed in accordance with the requirements of this paragraph. Prior to the expiration of the 60 day period, unless the article is so preticketed, the retailer shall comply with the marking, tagging and posting provisions of the regulation which would apply in the absence of this order. However, the pricing provisions of this order or of any subsequent amendment thereto shall apply as of the effective date of the order or applicable amendment.

(e) Coincident with or before the first delivery to any purchaser for resale of any article listed in paragraph (a), the seller shall send the purchaser a copy of this order. The seller shall also send the purchaser a copy of any subsequent amendment to this order at the time of, or before the first delivery (subsequent to the effective date of the amendment) of any article the price of which is affected by the amendment.

(f) Unless the context otherwise requires, the provisions of the applicable regulation shall apply to sales for which retail ceiling prices are established by this order.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 28, 1946.

Issued this 27th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–11286; Filed, June 27, 1946; 11:42 a. m.]

[MPR 580, Order 313]

A. E. NETTLETON CO.

ESTABLISHMENT OF MAXIMUM PRICES

Maximum Price Regulation 580, Order 313. Establishing ceiling prices at retail for certain articles; Docket No. 6063–580–13–671.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 13 of Maximum Price Regulation No. 580; *It is ordered:*

(a) The following ceiling prices are established for sales by any seller at retail of the following articles manufactured by A. E. Nettleton Co., Syracuse 2, New York, having the brand name "Lady Nettleton" and described in the manufacturer's application dated May 9, 1946.

WOMEN'S SHOES

Manufacturer's selling price (unadjusted)	*Ceiling price at retail*
$5.50	$9.95
6.21	10.95

(b) The retail ceiling price of an article stated in paragraph (a) shall apply to any other article of the same type, having the same unadjusted selling price to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this order.

(c) The retail ceiling prices contained in paragraph (a) shall apply in place of the ceiling prices which have been or would otherwise be established under this or any other regulation.

(d) On and after July 10, 1946, A. E. Nettleton Company must mark each article listed in paragraph (a) with the retail ceiling price under this order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

Sec. 13, MPR 580
OPA Price—$------

On and after August 10, 1946, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to August 10, 1946, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging and posting provisions of the applicable regulation.

Upon issuance of any amendment to this order which either adds an article to those already listed in paragraph (a) or changes the retail ceiling price of a listed article, the manufacturer or wholesaler, as to such article, must comply with the pretickeling requirements of this paragraph within 30 days after the issuance of the amendment. After 60 days from the issuance date, no retailer may offer or sell the article unless it is preticketed in accordance with the requirements of this paragraph. Prior to the expiration of the 60 day period, unless the article is so preticketed, the retailer shall comply with the marking, tagging and posting provisions of the regulation which would apply in the absence of this order. However, the pricing provisions of this order or of any subsequent amendment thereto shall apply as of the effective date of the order or applicable amendment.

(e) At the time of or before the first delivery to any purchaser for resale of any article listed in paragraph (a), the seller shall send the purchaser a copy of this order. The seller shall also send the purchaser a copy of any subsequent amendment to this order at the time of, or before the first delivery (subsequent to the effective date of the amendment) of any article the sale of which is affected in any manner by the amendment.

(f) Unless the context otherwise requires, the provisions of the applicable regulation shall apply to sales for which retail ceiling prices are established by this order.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 28, 1946.

Issued this 27th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–11287; Filed, June 27, 1946; 11:42 a. m.]

[MPR 580, Order 314]

HENRY B. ROSENTHAL CO., INC.

ESTABLISHMENT OF MAXIMUM PRICES

Maximum Price Regulation 580, Order 314. Establishing ceiling prices at retail for certain articles; Docket No. 6063–580–13–705.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 13 of Maximum Price Regulation No. 580; *It is ordered:*

(a) The following ceiling prices are established for sales by any seller at retail of the following articles manufactured by Henry B. Rosenthal Co. Inc., 105 Rantoul Street, Beverly, Massachusetts, having the brand name "Flirtation" and described in the manufacturer's application dated June 8, 1946:

WOMEN'S SHOES

Manufacturer's selling price (unadjusted)	*Ceiling price at retail*
$3.90	$7.95
4.10	7.95
4.47	8.95

(b) The retail ceiling price of an article stated in paragraph (a) shall apply to any other article of the same type, having the same unadjusted selling price to the retailer, the same brand or company name and first sold by the manufacturer after the effective date of this order.

(c) The retail ceiling prices contained in paragraph (a) shall apply in place of the ceiling prices which have been or would otherwise be established under this or any other regulation.

(d) On and after July 25, 1946, Henry B. Rosenthal Co. Inc., must mark each article listed in paragraph (a) with the retail ceiling price under this order, or attach to the article a label, tag or ticket stating the retail ceiling price. This mark or statement must be in the following form:

Sec. 13, MPR 530
OPA Price—$------

On and after August 25, 1946, no retailer may offer or sell the article unless it is marked or tagged in the form stated above. Prior to August 25, 1946, unless the article is marked or tagged in this form, the retailer shall comply with the marking, tagging and posting provisions of the applicable regulation.

Upon issuance of any amendment to this order which either adds an article to those already listed in paragraph (a) or changes the retail ceiling price of a listed article, the manufacturer or wholesaler, as to such article, must comply with the preticketing requirements of this paragraph within 30 days after the effective date of the amendment. After 60 days from the effective date, no retailer may offer or sell the article unless it is ticketed in accordance with the requirements of this paragraph. Prior to the expiration of the 60 day period, unless the article is so ticketed, the retailer shall comply with the marking, tagging and posting provisions of the regulation which would apply in the absence of this order. However, the pricing provisions of this order or of any subsequent amendment thereto shall apply as of the effective date of the order or applicable amendment.

(e) At the time of or before the first delivery to any purchaser for resale of any article listed in paragraph (a), the seller shall send the purchaser a copy of this order. The seller shall also send the purchaser a copy of any subsequent amendment to this order at the time of or before the first delivery (subsequent to the effective date of the amendment) of any article the sale of which is affected in any manner by the amendment.

(f) Unless the context otherwise requires, the provisions of the applicable regulation shall apply to sales for which retail ceiling prices are established by this order.

(g) This order or any provision thereof may be revoked, suspended, or amended by the Price Administrator at any time.

This order shall become effective June 28, 1946.

Issued this 27th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11288; Filed, June 27, 1946; 11:42 a. m.]

[MPR 591, Amdt. 18 to Order 1]

BRASS OR BRONZE SCREW FITTINGS AND VALVES

ADJUSTMENT OF MAXIMUM PRICES

For the reason set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 22 of Maximum Price Regulation No. 591, *It is ordered:*

Section 3.2 of Order 1 under section 22 of Maximum Price Regulation No. 591 is amended in the following respects:

1. Subparagraph b (1) is amended by deleting the phrase "Valves Designed for Pressures not Exceeding 125 lbs. SWP" and substituting the phrase,

Valves, except Brass or Bronze Valves, Designed for Pressures not Exceeding 125 lbs SWP.

2. Subparagraph b (2) is amended by adding the following:

½", ¾" and 1" I. P. S. Brass or Bronze Screwed Straight 90° Ells, Straight 45° Ells, Straight Tees.

3. A new subparagraph b (3) is added to read as follows:

(3) Prices of the following types and sizes of valves and fittings may be increased by 15 percent:

Brass or bronze Screwed Fittings up to and including 2" IPS.

Brass or Bronze Valves Designed for Pressures not Exceeding 125 lbs. SWP.

This amendment shall become effective June 27, 1946.

Issued this 27th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11289; Filed, June 27, 1946; 11:46 a. m.]

[MPR 594, Amdt. 3 to Order 11]

NASH-KELVINATOR CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 8 and 9b of Maximum Price Regulation 594, *It is ordered:*

Order 11 under Maximum Price Regulation 594 is amended in the following respects:

1. The schedule in paragraph (a) (1) containing the distributor or zone prices is amended to include therein the following model and applicable distributor or zone price:

Model	Description	Distributor or zone price
Ambassador 6 series: 4664.	4-door suburban sedan	$1,298.97

2. The schedule in paragraph (a) (1) (i) is amended to include therein the following model and applicable wholesale allowance:

Model	Description	Wholesale allowance
Ambassador 6 series: 4664.	4-door suburban sedan	$60.26

3. Paragraph (a) (2) is amended by adding the following items and applicable distributor or zone prices and E. O. H. charges:

Description	Distributor or zone price	F. O. H. charge
Right-hand drive:		
600 series	$7.75	$0.55
Ambassador 6 series	11.15	.80

4. Paragraphs (a) (7), (b) (7), and (d) (4) are amended to read as follows:

Charge for Federal excise taxes and factory handling and delivery. A combination charge billed as "E. O. H." to cover Federal excise taxes and factory handling and delivery not to exceed the following applicable amount:

"600" series	$72.00
Ambassador 6 series except suburban sedan	78.00
Ambassador 6 suburban sedan	100.00

5. The schedule in paragraph (b) (1) is amended to include therein the following model and applicable net wholesale price:

Model	Description	Net wholesale price
Ambassador 6 series: 4664.	4 door suburban sedan	$1,359.23

6. Paragraph (b) (2) is amended by adding the following items and applicable net wholesale prices and E. O. H. charges:

Description	Net wholesale price	E. O. H. charge
Right hand drive:		
"600" series	$8.20	$0.55
Ambassador 6 series	11.95	.80

7. Paragraph (b) (4) is amended to read as follows:

(4) *Charge for transportation.* A charge to cover distributor's or zone's transportation expense not to exceed the following:

(i) *When the transportation charge to distributor or zone is prepaid.* A charge not to exceed the average net invoice transportation charge to the distributor or zone for the new automobile and extra or optional equipment being sold, including transportation tax at the current legal rate; or

(ii) *When the transportation charge to distributor or zone is not prepaid—(a) When delivery is by truckaway the greater part of distance from factory to place of delivery.* A charge not to exceed either the rail freight charge permitted by paragraph (c) below or a charge not to exceed the truckaway charge, at truckload rates, for the transportation of an automobile of the applicable weight listed below (Schedule A) by the most direct route from Kenosha, Wisconsin to the place at which delivery is made to the purchaser, including transportation tax at the current legal rate; or

(b) *When delivery is by combination boat and truckaway.* A charge not to exceed either the rail freight charge permitted by paragraph (c) below or a charge not to exceed the combination boat and truckaway charge for transportation of an automobile of the applicable weight listed below (Schedule A) by the most direct route from Kenosha, Wisconsin to the place at which delivery is made to the purchaser, including transportation tax at the current legal rate; or

(c) *All other methods of delivery.* A charge not to exceed the rail freight charge at carload rates for transportation of an automobile of the applicable weight list below (Schedule A) by the most direct route from Kenosha, Wisconsin to the place at which delivery is made to purchaser, including transportation tax at the current legal rate.

SCHEDULE A

Model:	Weight
All "600" series	2,805
All Ambassador 6 series	3,415

8. The schedule in paragraph (d) (1) is amended to include therein the following model and applicable retail list price:

Model	Description	Retail list price
Ambassador 6 series: 4664.	4-door suburban sedan	$1,684

9. Paragraph (d) (2) is amended by adding the following items and applicable retail list prices and E. O. H. charges:

Description	Retail list price	E. O. H. charge
Right hand drive:		
600 series	$10.25	$0.55
Ambassador 6 series	14.95	.80

10. Paragraph (d) (3) is amended to read as follows:

(3) *Charge for transportation.* A charge to cover transportation expense not to exceed the following:

(i) *When the transportation charge to reseller is prepaid.* A charge not to exceed the average net invoice transportation charge to the reseller for the new automobile and extra or optional equipment being sold including transportation tax at the current legal rate; or

(ii) *When the transportation charge to reseller is not prepaid—(a) When delivery is by truckaway the greater part of distance from factory to place of delivery.* A charge not to exceed either the rail freight charge permitted by paragraph (c) below or a charge not to exceed the truckaway charge, at truckload rates, for the transportation of an automobile of the applicable weight listed below (Schedule A) by the most direct route from Kenosha, Wisconsin to the place at which delivery is made to the purchaser, including transportation tax at the current legal rate; or

(b) *When delivery is by combination boat and truckaway.* A charge not to exceed either the rail freight charge permitted by paragraph (c) below or a charge not to exceed the combination boat and truckaway charge for transportation of an automobile of the applicable weight listed below (Schedule A) by the most direct route from Kenosha, Wisconsin to the place at which delivery is made to the purchaser, including transportation tax at the current legal rate or

(c) *All other methods of delivery.* A charge not to exceed the rail freight charge at carload rates for transportation of an automobile of the applicable weight listed below (Schedule A) by the most direct route from Kenosha, Wisconsin to the place at which delivery is made to the purchaser, including transportation tax at the current legal rate.

SCHEDULE A

Model:	Weight
All "600" series	2,805
All Ambassador 6 series	3,415

This amendment shall become effective June 26, 1946.

Issued this 26th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11192; Filed, June 26, 1946; 4:38 p. m.]

[Rev. SO 119, Amdt. 1 to Order 242]

CHICAGO SPRING HINGE CO.

AUTHORIZATION OF MAXIMUM PRICES

Amendment No. 1 to Order No. 242 under Revised Supplementary Order No. 119. Chicago Spring Hinge Company of Chicago, Illinois. Docket No. 6123-SO119-125.

For the reasons set forth in an opinion issued contemporaneously herewith and filed with the Division of the Federal Register and pursuant to Revised Supplementary Order No. 119, *It is ordered:*

That Order No. 242 under Revised Supplementary Order No. 119 be amended as follows:

1. Paragraph (b) is amended to read as follows:

(b) *Resellers maximum prices.* All resellers of the commodities covered by this order shall determine their maximum prices pursuant to the provisions of Supplementary Order No. 151.

2. Paragraph (c) is amended to read as follows:

(c) *Notification to all purchasers.* The Chicago Spring Hinge Company shall notify each purchaser in writing at or before the issuance of the first invoice after the effective date of this order, of the actual dollars-and-cents increase for the commodities covered by this order over its maximum prices to that class of purchaser in effect on June 6, 1946 and shall notify resellers of these items that they must determine their maximum prices pursuant to the provisions of Supplementary Order No. 151.

This Amendment No. 1 shall become effective June 27, 1946.

Issued this 26th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11180; Filed, June 26, 1946; 11:32 a. m.]

Regional and District Office Orders.

[Region IV Order G-7 Under RMPR 251, Amdt. 1]

PLUMBING SERVICES AND INSTALLED PLUMBING AND HEATING FIXTURES AND MATERIALS IN TAMPA, HILLSBOROUGH, PINELLAS, SARASOTA, POLK AND MANATEE COUNTIES, FLA.

For the reasons set forth in the accompanying opinion and under the authority conferred upon the Regional Administrator for Region IV of the Office of Price Administration by Section 9 of Revised Maximum Price Regulation 251; *It is ordered:*

1. That paragraph 2 of said order be deleted and the following paragraph inserted in lieu thereof:

This order covers ceiling prices for plumbing services and installed plumbing and heating fixtures and materials in Tampa and Hillsborough, Pinellas, Sarasota, Polk and Manatee Counties, Florida.

Except as otherwise provided herein all the provisions of Order G-7 under section 9 of Revised Maximum Price Regulation 251 issued on April 12, 1946, shall remain in full force and effect.

This order may be revoked, amended, revised or modified at any time by the Office of Price Administration. It shall become effective June 14, 1946.

Issued June 7, 1946.

ALEXANDER HARRIS,
Regional Administrator.

[F. R. Doc. 46-11060; Filed, June 25, 1946; 1:56 p. m.]

[Region VIII Order G-8 Under MPR 592, Amdt. 1]

READY-MIX CONCRETE IN SAN FRANCISCO REGION

An opinion accompanying this amendment has been issued simultaneously herewith.

Order No. G-8 under Maximum Price Regulation No. 592 is amended by changing paragraph (a) to read as follows:

(a) The adjusted maximum prices for sales of ready-mix concrete by producers located in the State of Arizona (except those portions of Coconino and Mohave Counties lying north of the Colorado River); and in that part of California lying south of and including the counties of Santa Barbara, Kern, Inyo, and Mono; and in the counties of Clark and Lincoln in the State of Nevada, shall be the sum of such producers' present maximum prices plus an amount equal to 7½ cents for each sack of portland cement entering into the particular mix delivered on each job: *Provided, however,* That this allowance of 7½ cents per sack of cement shall apply only to the extent to which the acquisition cost of such cement has increased on or after October 14, 1944.

This amendment to Order No. G-8 shall become effective as of May 10, 1946.

Issued this 7th day of June 1946.

BEN C. DUNIWAY,
Regional Administrator.

[F. R. Doc. 46-11053; Filed, June 25, 1946; 1:53 p. m.]

[Region II Order G–1 Under MPR 426]

Transportation Charges in New York City

For the reasons stated in an accompanying opinion and pursuant to the authority vested in the Regional Administrator of Region II of the Office of Price Administration by section 2c of Maximum Price Regulation 426, this order is hereby issued.

Section 1. *What this order does.* This order establishes maximum transportation charges which may be added to their applicable maximum prices for delivered sales established in the appendices of section 15 of Maximum Price Regulation 426 by secondary jobbers and service wholesalers having their warehouse or place of business in the City of New York.

Sec. 2. *Area covered.* This order applies in the counties of Bronx, Kings, New York, Queens and Richmond in the State of New York.

Sec. 3. *Definitions.* When used in this order all terms have the same meaning as in Maximum Price Regulation 426, except that the term:

a. "Transportation charges" means charges for carting or trucking any of the commodities listed in this order from the point (other than his warehouse or place of business) at which it is received by the secondary jobber or service wholesaler to the warehouse or place of business of such jobber or wholesaler; it shall also include services in connection with such carting or trucking.

Sec. 4. *When certain transportation charges may be added.* The prices established by this order may be added as provided herein only when:

a. The commodity is one of those listed herein; and

b. The commodity is received from the supplier by the secondary jobber or service wholesaler at a point in New York City other than the secondary jobber's or wholesaler's warehouse or place of business; and

c. The commodity is transported by the secondary jobber or service wholesaler in his own conveyance or in the conveyance of a person other than that of:

(1) His supplier, or

(2) An agent or employee of the supplier, or

(3) Any other person with whom the supplier has contracted for such transportation; and

d. The commodity is transported to the warehouse or place of business in New York City of the secondary jobber or service wholesaler.

Sec. 5. *Schedule of maximum transportation charges which may be added.* The maximum transportation charges which may be added by secondary jobbers and service wholesalers under the conditions set forth in this order to their applicable maximum prices for delivered sales established in the appendices of section 15 of Maximum Price Regulation 426 shall be:

Commodity	Unit	Maximum charges to be added per unit to—	
		Manhattan[1]	Bronx, Brooklyn, Queens or Richmond[1]
Apples	Standard bushel or box.	$0.04	$0.07
Beans, snap	Bushel	.03	.05
Carrots	L. A. crate	.11	.14
Grapefruit	Standard container	.09	.12
Grapes, table	Lug, box	.02	.05
Lemons	Standard box	.08	.11
Lettuce	L. A. crate	.11	.14
Melons:			
Cantaloupe, Honeyball, Honeydew	Jumbo crate	.08	.11
Persian	Jumbo or standard crate.	.09	.12
Crenshaw	Jumbo, standard or pony crate.		
Casaba	Jumbo or standard crate.		
Oranges	Standard container	.09	.12
Peaches	Standard bushel	.05	.08
	½ bushel	.03	.06
Pears	Standard box	.03	.06
Peas, green	Bushel	.03	.06
Spinach	Bushel	.05	.08
Tangerines: Temples, Kings, Clementines, Tangelos, Satsumas.	Standard crates, boxes.	.08	.11

[1] Refers to borough in New York City where secondary jobber's or service wholesaler's warehouse or place of business is located and to which the commodity is carted from the original receiving point in New York City.

Sec. 6. *Effective date.* This order shall become effective at 12:01 a. m. on the 19th day of June 1946.

Issued this 18th day of June 1946.

James L. Meader,
Regional Administrator.

Approved:

R. M. Schaible,
Chief, Northeast Marketing Field Office, Fruit and Vegetable Branch, Department of Agriculture.

Approved by National Office of Price Administration.

[F. R. Doc. 46–11083; Filed, June 25, 1946; 4:34 p. m.]

[Region II Order G–1 Under MPR 592]

Concrete and Cinder Block in Baltimore, Md. Trading Area

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region II by the Emergency Price Control Act of 1942 as amended, by section 23 of Maximum Price Regulation 592 as amended and the Revised Procedural Regulation No. 1, it is hereby ordered:

Section 1. *What this order does.* This order establishes maximum prices for all sellers of Grade "A" and Grade "B" cinder and concrete block when produced and delivered in the Baltimore, Maryland Trading Area.

The Baltimore, Maryland Trading Area, for the purposes of this order, consists of the City of Baltimore and environs within a radius of 10 air miles of the City Hall in Baltimore, Maryland.

Sec. 2. *Items covered by this order—*(a) *Grade "A" cinder and concrete block.* Grade "A" block must meet a compressive strength of 1,000 pounds per square inch gross, in accordance with ASTM Standard Specifications for Hollow Load Bearing Concrete Masonry Units C90–44.

(b) *Grade "B" cinder and concrete block.* Grade "B" block must meet a compressive strength of 700 pounds per square inch gross in accordance with ASTM Standard Specifications for Hollow Load Bearing Concrete Masonry Units C90–44.

Sec. 3. *Relation to maximum prices previously established under other regulations.* The maximum prices fixed by this order supersede maximum prices previously fixed by Maximum Price Regulation 592 and the General Maximum Price Regulation, or orders thereunder.

Sec. 4. *Maximum prices—*(a) *Manufacturers' maximum prices.* The maximum prices for 8 x 8 x 16 cinder and concrete block covered by this order are set forth in Table 1, annexed to and made part of this order. These prices are established at varying levels, depending upon the group category to which the manufacturer belongs. These groups are based upon the manufacturer's approximate rated machine capacity per day described as follows

Group A: Machine rated capacity—10,000 block or over.

Group B: Machine rated capacity—5,000 block to 9,999 incl.

Group C: Machine rated capacity—1,000 block to 4,999 incl.

Group D: Machine rated capacity less than 999.

If the manufacturer had an established differential in price during the month of March 1942 for other sizes of block, he may convert the prices granted in Table I for the 8 x 8 x 16 block on the basis of the conversion factors or formulae in use by him during March 1942 in establishing price differentials between the standard size block and other sizes.

(b) *Resellers' maximum prices.* The maximum prices for resellers of the commodities covered by this order shall be the same as the maximum prices established for the manufacturer who supplies him with these commodities.

Sec. 5. *Discounts and allowances.* The maximum prices prescribed by this order are subject to all customary cash and trade discounts, allowances or other differentials all of which must be preserved.

Sec. 6. *Reports.* Before offering for sale or delivery any item covered by this order, the manufacturer must file a report with the Baltimore District Office of the Office of Price Administration setting forth his plant's or plants' machine rated capacity, the group to which he belongs and the maximum prices applicable to him.

Sec. 7. *Posting.* Every seller making sales covered by this order shall post a copy of that portion of Table 1 which is applicable to him in each of his places of business in the Baltimore, Maryland Trading Area, in a manner plainly visible to all purchasers.

Sec. 8. *Sales slips and records.* (a) Every seller covered by this order who has customarily given his customers a sales slip or other evidence of purchase must continue to do so. Upon request from a customer, such seller, regardless of previous custom, shall give the purchaser a receipt showing the date, name and address of the seller, the description of the items sold and the price paid. If he customarily prepared the sales slips in more than one copy, he must keep, for at least six months after delivery, a duplicate copy of each sales slip delivered by him pursuant to this section.

For any sale of $25 or more, each seller regardless of previous custom must keep records showing at least the following: (1) name and address of buyer, (2) date of transaction, (3) place of delivery and (4) complete description of each item sold and price charged.

(b) *Maximum prices for insufficiently described items.* Where the sellers' records or sales slips upon the sale of any commodity in the area covered by this order do not contain a sufficiently complete description to identify the exact type or size of the commodity and thus determine the maximum price fixed by Table 1 of this order the maximum price applicable to such sale shall be the lowest maximum price that can be computed under Table 1 of this order in accordance with the incomplete description.

(c) *Resellers' records.* Each and every reseller of the commodities covered by this order must preserve for examination by representatives of the Office of Price Administration, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect, records showing the sources of his purchases, quantities purchased and the prices paid therefor.

Sec. 9. *Amendment.* This order may be amended or revoked by the Office of Price Administration at any time.

This order shall become effective May 27, 1946.

Issued this 23d day of May 1946.

Leo F. Gentner,
Regional Administrator.

Table 1

Grade "B" block 8 x 8 x 16 (each)

Group	Maximum price f. o. b. plant	Maximum delivered price within Baltimore, Md., trading area
	Cents	Cents
A	10½	12½
B	12	14
C	15	17

Grade "A" block 8 x 8 x 16 (each)

A	12½	14½
B	14	16
C	15	17
D	17	19

[F. R. Doc. 46–11082; Filed, June 25, 1946; 4:34 p. m.]

[Region VIII Order G–12 Under MPR 592]

Sonotherm Mfg. Co.

Establishment of Maximum Prices

For the reasons set forth in an opinion issued simultaneously herewith and under authority vested in the Regional Administrator of the Office of Price Administration by Section 16 of Maximum Price Regulation 592, *It is hereby ordered:*

(a) The adjusted maximum prices at which resellers of Sonotherm Wallboard manufactured by Sonotherm Manufacturing Company, San Francisco, California, may sell shall be as follows:

Sales to dealers: $80.00 per M'BM, plus inbound freight.

Sales to contractors and consumers: $90.00 per M'BM, plus inbound freight.

(b) The above prices are f. o. b. seller's place of business.

(c) Inbound freight means actual freight costs incurred between manufacturer's point of sale and point of resale, as separately set forth on each supplier's invoice.

(d) All sellers must maintain all allowances, discounts or other price differentials in effect during March 1942.

(e) This order shall apply to sales in the United States.

(f) This order may be corrected, amended or revoked at any time.

(g) This order shall become effective June 15, 1946.

Issued this 5th day of June 1946.

Ben C. Duniway,
Regional Administrator.

[F. R. Doc. 46–11084; Filed, June 25, 1946; 4:35 p. m.]

[Region III Order G–9 Under Gen. Order 68, Amdt. 1]

Stock Screen Goods in Cleveland Region

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to the authority granted the Regional Administrator of the Office of Price Administration by General Order No. 68, *It is hereby ordered:*

1. That section 7 of Order No. G–9 be amended to read as follows:

Sec. 7. *Sales slips and records.* Every seller covered by this order, regardless of previous custom, shall, upon the sale of any item covered hereby, give the purchaser a receipt showing the date, name, and address of the seller, the description of each item sold and the price received for it. If the seller customarily prepared his sales slips in more than one copy, he must keep for at least one year after delivery a duplicate copy of each sales slip delivered by him pursuant to this section.

For any sale of $10.00 or more covered hereby, each seller, regardless of previous custom, must keep records showing at least the following information:

(1) Name and address of buyer.
(2) Date of transaction.
(3) Place of delivery.
(4) Complete description of each item sold and price charged.

Such records shall be kept and made available for inspection by any authorized representative of the Office of Price Administration so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

2. That Table I of Order G–9 be amended to read as hereinafter set forth:

Table I—Maximum Prices for Retail Sales of Screen Doors and Combination Screen and Storm Doors in the Region III Area Including Ohio, Michigan, Kentucky, West Virginia, and Indiana, Exclet Lake County, Ind.

Ponderosa pine screen doors

[Maximum prices per door]

Size[1]	Galvanized wire, 16-mesh									
	C–1—1⅜″		G–1—1⅜″		I–2—1⅜″		N–2—1⅜″		GG–2—⅞″	
	6 or more	5 or less	6 or more	5 or less	6 or more	5 or less	6 or more	5 or less	6 or more	5 or less
2′ 6″ x 6′ 6″	$3.81	$4.07	$3.62	$3.87	$4.74	$5.07	$4.40	$4.70	$3.52	$3.76
2′ 6″ x 6′ 8″	3.98	4.25	3.79	4.05	4.91	5.25	4.58	4.90	3.69	3.95
2′ 8″ x 6′ 8″	3.98	4.25	3.79	4.05	4.91	5.25	4.58	4.90	3.69	3.95
2′ 8″ x 6′ 10″	4.02	4.30	3.85	4.11	4.98	5.33	4.65	4.97	3.74	4.00
2′ 8″ x 7′ 0″	4.07	4.35	3.91	4.18	5.04	5.39	4.70	5.03	3.81	4.07
2′ 10″ x 6′ 10″	4.15	4.44	3.98	4.25	5.14	5.49	4.80	5.13	3.87	4.14
2′ 10″ x 7′ 0″	4.20	4.49	4.04	4.32	5.19	5.55	4.86	5.20	3.94	4.21
3′ 0″ x 6′ 8″	4.20	4.49	4.04	4.32	5.19	5.55	4.86	5.20	3.94	4.21
3′ 0″ x 7′ 0″	4.33	4.63	4.16	4.45	5.35	5.72	4.99	5.34	4.06	4.34
	Bronze wire, 16-mesh									
2′ 6″ x 6′ 6″	$4.69	$5.01	$4.47	$4.78	$5.60	$5.98	$5.13	$5.50	$4.28	$4.68
2′ 6″ x 6′ 8″	4.93	5.28	4.77	5.10	5.89	6.30	5.42	5.79	4.66	4.99
2′ 8″ x 6′ 8″	4.93	5.28	4.77	5.10	5.89	6.30	5.42	5.79	4.66	4.99
2′ 8″ x 6′ 10″	4.99	5.33	4.84	5.17	5.97	6.39	5.49	5.87	4.73	5.06
2′ 8″ x 7′ 0″	5.08	5.43	4.93	5.27	6.06	6.48	5.58	5.97	4.83	5.17
2′ 10″ x 6′ 10″	5.20	5.56	5.04	5.39	6.21	6.64	5.71	6.11	4.95	5.29
2′ 10″ x 7′ 0″	5.28	5.64	5.13	5.49	6.28	6.72	5.80	6.20	5.03	5.38
3′ 0″ x 6′ 8″	5.28	5.64	5.13	5.49	6.28	6.72	5.80	6.20	5.03	5.38
3′ 0″ x 7′ 0″	5.51	5.90	5.32	5.69	6.51	6.96	6.00	6.42	5.22	5.58

[1] Actual width may be ½″ greater; actual length may be 1″ longer.

PONDEROSA PINE SCREEN DOORS

[Maximum prices per door]

Size	Galvanized wire 14" x 18" mesh								Bronze wire 14" x 18" mesh							
	C 11–1⅜"		G–1–1⅜"		I–2–1⅜"		N–2–1⅜"	GG–2–1⅜"	C 11–1⅜"		G–1–1⅜"		I–2–1⅜"		N–2–1⅜"	GG–2–1⅜"
	6 or more	5 or less	6 or more	5 or less	6 or more	5 or less	6 or more	5 or less	6 or more	5 or less	6 or more	5 or less	6 or more	5 or less	6 or more	5 or less
2'6" x 6'6"	$3.88	$4.15	$3.69	$3.95	$4.51	$4.82	$4.47	$3.83	$4.76	$5.09	$4.55	$4.86	$5.67	$6.06	$5.45	$5.83
2'6" x 6'8"	4.05	4.33	3.87	4.14	4.66	4.98	4.65	4.03	4.93	5.26	4.84	5.17	5.96	6.37	5.49	6.03
2'6" x 7'0"	4.05	4.33	3.92	4.19	4.66	5.05	4.72	4.08	5.01	5.36	4.84	5.25	6.04	6.46	5.60	6.04
2'6" x 7'6"	4.15	4.44	4.03	4.26	5.11	5.46	4.77	4.19	5.15	5.51	5.00	5.35	6.13	6.56	5.65	6.19
2'6" x 10"	4.52	4.83	4.40	4.70	5.21	5.57	4.95	4.33	5.62	6.00	5.47	5.85	6.77	7.24	6.15	6.74
3'0" x 6'6"	4.27	4.57	4.12	4.40	5.26	5.63	4.93	4.33	5.29	5.66	5.12	5.47	6.35	6.79	5.87	6.39
3'0" x 6'8"	4.27	4.57	4.12	4.40	5.26	5.63	4.93	4.33	5.29	5.66	5.12	5.47	6.35	6.79	5.87	6.39
3'0" x 7'0"	4.59	4.71	4.24	4.53	5.42	5.79	5.06	4.53	5.42	5.79	5.21	5.57	6.38	7.04	6.07	6.49

Size	Bronze wire 14" x 18" mesh						Galvanized wire, 14" x 18" mesh					
	K–1–1⅜"		Q–2–1⅜"		K–1–1⅝"	Q–2–1⅝"	K–1–1⅜"		Q–2–1⅜"		K–1–1⅝"	Q–2–1⅝"
	6 or more	5 or less	6 or more	5 or less	6 or more	5 or less	6 or more	5 or less	6 or more	5 or less	6 or more	5 or less
2'6" x 6'6"	$4.74	$5.07	$5.67	$6.06	$4.31	$5.59	$3.83	$4.15	$5.26	$5.63	$4.01	$5.16
2'6" x 6'8"	5.01	5.36	5.99	6.41	4.55	5.90	4.03	4.36	5.54	5.93	4.22	5.43
2'6" x 7'0"	5.09	5.45	6.11	6.54	4.63	6.02	4.08	4.41	5.65	6.05	4.30	5.54
2'6" x 7'6"	5.30	5.67	6.36	6.80	4.82	6.26	4.19	4.53	5.87	6.29	4.47	5.76
2'6" x 10"	5.38	5.75	6.45	6.90	4.89	6.36	4.33	4.68	6.07	6.50	4.62	5.95
3'0" x 6'6"	5.38	5.75	6.45	6.90	4.89	6.36	4.33	4.68	6.07	6.50	4.62	5.95
3'0" x 6'8"	5.57	5.95	6.68	7.15	5.06	6.58	4.48	4.84	6.28	6.73	4.78	6.16
3'0" x 7'0"							4.59	4.96	6.44	6.89	4.90	6.31
3'0" x 10"							4.87	5.26	6.83	7.31	5.19	6.69

Size	Galvanized wire, 14" x 18" mesh								Galvanized wire, 16-mesh							
	C–1–1⅜"		I–2–1⅜"		GG–2B–⅞"		K–1A–1⅛"	Q–2–1⅛"	C–1–1⅜"		I–2–1⅜"		GG–2B–⅞"		K–1A–1⅛"	Q–2–1⅛"
	6 or more	5 or less	6 or more	5 or less	6 or more	5 or less	6 or more	5 or less	6 or more	5 or less	6 or more	5 or less	6 or more	5 or less	6 or more	5 or less
2'6" x 6'6"	$3.37	$3.59	$3.45	$3.79	$4.21	$4.51	$4.49	$4.78	$4.75	$5.06	$5.46	$5.87	$6.41	$6.91	$6.48	$6.98
2'6" x 6'8"	3.52	3.74	3.62	3.96	4.41	4.72	4.69	4.99	4.93	5.26	5.67	6.09	6.65	7.16	6.71	7.23
2'6" x 7'0"	3.52	3.74	3.68	4.03	4.48	4.80	4.77	5.08	5.01	5.35	5.76	6.20	6.76	7.28	6.82	7.35
2'6" x 7'6"	3.61	3.84	3.74	4.10	4.56	4.89	4.85	5.17	5.10	5.45	5.87	6.31	6.88	7.41	6.94	7.48
2'6" x 10"	3.65	3.88	3.79	4.15	4.64	4.98	4.93	5.26	5.19	5.55	5.98	6.43	7.01	7.55	7.07	7.62
3'0" x 6'6"	3.70	3.91	3.85	4.22	4.69	5.03	4.98	5.31	5.24	5.61	6.04	6.49	7.08	7.63	7.14	7.70
3'0" x 6'8"	3.79	4.03	3.93	4.30	4.80	5.15	5.10	5.45	5.36	5.74	6.18	6.65	7.25	7.81	7.31	7.89
3'0" x 7'0"	3.87	4.11	4.02	4.40	4.90	5.26	5.21	5.57	5.48	5.87	6.32	6.80	7.41	7.99	7.47	8.07

SOUTHERN PINE SCREEN DOORS

Size	Galvanized wire, 16-mesh									
	C–1–1⅜"		I–2–1⅜"		GG–2B–⅞"		K–1A–1⅛"	Q–2–1⅛"	(GG–1A–⅞")	
	6 or more	5 or less	6 or more	5 or less	6 or more	5 or less	6 or more	5 or less	6 or more	5 or less
2'6" x 6'6"	$3.76	$4.03	$4.45	$4.73	$5.06	$5.40	$5.46	$5.87	$5.06	$5.40
2'6" x 6'8"	3.91	4.19	4.63	4.90	5.26	5.61	5.67	6.09	5.26	5.61
2'6" x 7'0"	3.91	4.19	4.63	4.90	5.26	5.61	5.67	6.09	5.26	5.61
2'6" x 7'6"	4.00	4.29	4.73	5.00	5.37	5.73	5.79	6.22	5.37	5.73
2'6" x 10"	4.21	4.51	4.97	5.26	5.65	6.03	6.09	6.55	5.65	6.03
3'0" x 6'6"	4.21	4.51	4.97	5.26	5.65	6.03	6.09	6.55	5.65	6.03
3'0" x 6'8"	4.41	4.72	5.20	5.51	5.92	6.32	6.38	6.86	5.92	6.32
3'0" x 7'0"	4.54	4.85	5.36	5.68	6.10	6.51	6.58	7.07	6.10	6.51

Size	Galvanized wire, 14" x 18" mesh									
	C–1–1⅜"		I–2–1⅜"		GG–2B–⅞"		K–1A–1⅛"	Q–2–1⅛"	(GG–1A–⅞")	
	6 or more	5 or less	6 or more	5 or less	6 or more	5 or less	6 or more	5 or less	6 or more	5 or less
2'6" x 6'6"	$3.46	$3.67	$4.09	$4.34	$4.65	$4.97	$5.03	$5.40	$4.65	$4.97
2'6" x 6'8"	3.60	3.83	4.27	4.53	4.85	5.19	5.25	5.64	4.85	5.19
2'6" x 7'0"	3.65	3.92	4.36	4.62	4.96	5.30	5.36	5.76	4.96	5.30
2'6" x 7'6"	3.74	4.00	4.46	4.73	5.07	5.42	5.48	5.89	5.07	5.42
2'6" x 10"	3.87	4.11	4.61	4.89	5.24	5.60	5.67	6.09	5.24	5.60
3'0" x 6'6"	3.87	4.11	4.61	4.89	5.24	5.60	5.67	6.09	5.24	5.60
3'0" x 6'8"	3.96	4.22	4.72	5.01	5.37	5.74	5.81	6.24	5.37	5.74
3'0" x 7'0"	4.11	4.38	4.90	5.20	5.57	5.96	6.03	6.47	5.57	5.96

1 Actual width may be ½" greater; actual length may be 1" longer.

SOUTHERN PINE SCREEN DOORS

1¾" NORTHERN AND WESTERN PINE COMBINATION STORM AND SCREEN DOORS—GLAZED SINGLE STRENGTH

Size	ND 737 1 panel, 8 light		ND 739 1 panel, 12 lights		ND 740 15 lights, 1 panel		ND 742 12 lights and marginal, 1 panel	
	5 or more	4 or less	5 or more	4 or less	5 or more	4 or less	5 or more	4 or less
2'6" x 6'0"	$8.82	$9.42	$9.30	$9.90	$9.54	$10.15	$9.37	$9.97
2'6" x 6'6"	9.22	9.83	9.72	10.34	9.98	10.61	9.80	10.43
2'6" x 7'0"	9.50	9.79	9.81	10.44	10.07	10.45	9.92	10.56
2'6" x 7'6"	9.57	10.18	10.16	10.81	10.25	10.90	10.06	10.71
2'6" x 10"	9.97	9.97	9.94	10.57	10.67	11.36	10.17	10.83
3'0" x 6'6"	9.68	10.30	10.25	10.90	10.80	11.49	10.32	10.98
3'0" x 6'8"	9.79	10.42	10.37	11.03	10.93	11.63	10.44	11.11
3'0" x 7'0"	9.95	10.10	10.53	11.20	11.09	11.80	10.58	11.26
3'0" x 7'6"	10.06	10.71	10.71	11.39	11.28	12.00	10.77	11.45
3'0" x 10"	11.41	12.06	12.06	12.85	12.43	13.25	12.13	12.93
If 16-gauge bronze wire add per door		.50		.50		.55		.50

If 14" x 18" mesh galvanized add $0.12 per door.
If 14" x 18" mesh bronze add $0.55 per door.
If 14" x 18" mesh aluminum wire add $0.65 per door.
For any size door ¾" to 1" wider than standard add the following per door:
18 cents if sold in quantities 5 or more; or 20 cents if sold in quantities of 4 or less.
(Standard doors are ¾" wider and 1" longer than regular doors.)

Style designation	C–1	G–1	I–1	N–2	GG–2	H–1	K–1	Q–2	GG–1A	GG–2B	K–1A	Q–2
Species	Ponderosa pine	Ponderosa pine	Ponderosa pine	Ponderosa pine	Ponderosa pine	Ponderosa pine	Ponderosa pine	Ponderosa pine	Southern pine	Southern pine	Southern pine	Southern pine
Thickness of door, inches	1⅜	1⅜	1⅜	1⅜	⅞	1⅜	1⅜	1⅜	⅞	⅞	1⅛	1⅛
Wire type, mesh	16	16	16	16	16	16	16	16	14	10	16	16
Width of:												
Stile, inches	3	3	4	4	4	3	3	4	3	4	3	4
Top rail, inches	3	3	4	4	4	3	3	4	3	4	3	4
Bottom rail, inches	6	6	6–8	6–8	6	6	6	6–8	6	6	6	8
Cross rail, inches	3	2	4	4	2	2	2	4	2	2	2	4
Mullions, inches	------	1	4	------	1	1	------	------	1	1	1	------
Wood panel, inches	------	------	------	------	------	------	------	------	------	------	------	6⅛

1 Galvanized.
The C style has 2 cross wired panels in the lower half and one wired panel in the top half of the door.
C and GG styles have one large wired panel in the top half, one narrow cross panel immediately below and two regular panels in the lower half separated by a mullion from the bottom rail to the lower cross rail.
The I style has one large wire panel in the upper half and four regular wire panels in the lower half.
The N style has one long wire panel and one short cross solid panel at the lower end of the door.

This Amendment No. 1 to Order No. G–9 shall become effective May 23, 1946.

Issued May 23, 1946.

J. F. KESSEL,
Regional Administrator.

[F. R. Doc. 46–11043; Filed, June 25, 1946; 1:45 p. m.]

[Miami Order G–10 Under Gen. Order 68]

READY MIXED CONCRETE IN DADE COUNTY, FLA.

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order 68, it is ordered:

SECTION 1. *What this order covers.* This order covers all retail sales by any seller of commodities specified in this order delivered to a purchaser in Dade County, Florida.

SEC. 2. *Definition of retail sales.* For the purposes of this order, a retail sale means a sale to an ultimate user, or to a purchaser for resale on an installed basis.

SEC. 3. *Description of items covered by this order.* This order covers the commodities set forth in the annexed price table.

SEC. 4. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order. Except to the extent they are inconsistent with the provisions of this order, all other provisions of the General Maximum Price Regulation, or of any other applicable regulation or order shall apply to sales covered by this order.

SEC. 5. *Maximum prices.* The maximum prices for the building materials covered by this order are set forth in Table 1 which is annexed to and made a part of this order.

SEC. 6. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of the list of maximum prices fixed by this order in each of his places of business in Dade County in a manner plainly visible to all purchasers.

SEC. 7. *Sales slips and records.* Every seller covered by this order who has customarily given his customers a sales slip or other evidence of purchase must continue to do so. Upon request from a customer, such seller regardless of previous custom, shall give the purchaser a receipt showing the date, name and address of the seller, the description of each item sold and the price received for it. If he customarily prepared his sales slips in more than one copy, he must keep for at least 6 months after delivery a duplicate copy of each sale slip delivered by him pursuant to this section. Each such seller shall also keep at least such records of each sale as he customarily kept. For any sale of $50.00 or more, each seller, regardless of previous custom, must keep records showing at least the following.

1. Name and address of buyer.
2. Date of transaction.
3. Place of delivery.
4. Complete description of each item sold and price charged.

SEC. 8. *Amendment.* This order may be amended or revoked at any time by the Office of Price Administration.

This order shall become effective June 15, 1946.

Issued this 11th day of June 1946.

BERNARD C. GOODWIN,
District Director.

TABLE 1

READY MIXED CONCRETE

The maximum prices for sales of ready-mixed concrete delivered to a job site within a five mile radius of the seller's plant shall be as follows: [1] $9.00 per cubic yard of five bag mix.

An additional 15¢ per cubic yard may be charged for deliveries beyond a five mile radius of the seller's plant.

An additional 75¢ per bag of cement per cubic yard may be charged for ready-mixed concrete containing more than 5 bags of cement per cubic yard and 75¢ per bag of cement per cubic yard must be deducted for ready-mixed concrete containing less than 5 bags of cement per cubic yard.

An additional $1.50 per cubic yard may be charged for sales of less than two cubic yards.

An additional $2.00 per cubic yard may be added for installing the concrete in place with a chute.

An additional $1.00 per cubic yard may be added for concrete treated with a waterproofing additive.

An amount computed at the rate of $4.00 per hour may be added on deliveries requiring a waiting time of more than twenty (20) minutes.

[1] All prices are subject to the customary quantity and trade differentials in effect during March 1942.

[F. R. Doc. 46–11081; Filed, June 25, 1946; 4:34 p. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register, June 21, 1946.

Region III

Saginaw Order 22, Amendment 1, covering dry groceries. Filed 3:22 p. m.

Saginaw Order 4–W, Amendment 1, covering dry groceries. Filed 3:23 p. m.

Region V

San Antonio Order 6–W, Amendment 4, covering dry groceries sold for Groups 1 and 2 stores. Filed 3:16 p. m.

Wichita Order 13–F, Amendment 31, covering fresh fruits and vegetables in Sedgwick county, Kansas. Filed 3:17 p. m.

Wichita Order 14–F, Amendment 31, covering fresh fruits and vegetables in certain counties in Kansas. Filed 3:17 p. m.

Wichita Order 15–F, Amendment 31, covering fresh fruits and vegetables in Chase, Coffey, Greenwood, Lyon, Marion and Morris counties, Kansas. Filed 3:17 p. m.

Wichita Order 16–F, Amendment 31, covering fresh fruits and vegetables in Reno county, Kansas. Filed 3:17 p. m.

Wichita Order 17–F, Amendment 31, covering fresh fruits and vegetables in Shawnee county, Kansas. Filed 3:17 p. m.

Region VI

Chicago Order 2–F, Amendment 120, covering fresh fruits and vegetables in Cook, Du Page, Kane, Lake, McHenry counties, Illinois and Lake county, Indiana. Filed 3:17 p. m.

Chicago Order 15, Amendment 4, covering dry groceries. Filed 3:16 p. m.

Chicago Order 6–C, Amendment 22, covering poultry in Cook county, Illinois. Filed 3:16 p. m.

Chicago Order 4–O, Amendment 1, covering eggs in Cook county, Illinois. Filed 3:16 p. m.

Milwaukee Order 14–F, Amendments 7 and 8, covering fresh fruits and vegetables in certain counties in Wisconsin. Filed 3:16 p. m.

Milwaukee Order 15–F, Amendments 7 and 8, covering fresh fruits and vegetables in certain counties in Wisconsin. Filed 3:16 and 3:17 p. m.

Milwaukee Order 16–F, Amendments 7 and 8, covering fresh fruits and vegetables in certain counties in Wisconsin. Filed 3:17 p. m.

Milwaukee Order 17–F, Amendments 7 and 8, covering fresh fruits and vegetables in Crawford, Green, Grant, Iowa, Lafayette and Richland counties, Wisconsin. Filed 3:17 and 3:20 p. m.

Springfield Order 24–F, Amendment 15, covering fresh fruits and vegetables in certain counties in Illinois. Filed 3:21 p. m.

Milwaukee Order 14, Amendment 3, covering dry groceries in certain areas in Wisconsin. Filed 3:20 p. m.

Milwaukee Order 6–W, Amendment 3, covering dry groceries in certain areas in Wisconsin. Filed 3:20 p. m.

Sioux Falls Order 5–F, Amendment 21, covering fresh fruits and vegetables in Minnehaha county, South Dakota. Filed 3:21 p. m.

Springfield Order 64, Amendment 4, covering dry groceries in certain areas in Illinois. Filed 3:21 p. m.

Region VII

Denver Order 4–F, Amendment 47, covering fresh fruits and vegetables in the Denver area. Filed 3:21 p. m.

Denver Order 5–F, Amendment 47, covering fresh fruits and vegetables in the Pueblo area. Filed 3:21 p. m.

Denver Order 6–F, Amendment 47, covering fresh fruits and vegetables in the Colorado Springs and Manitou area. Filed 3:21 p. m.

Denver Order 7–F, Amendment 47, covering fresh fruits and vegetables in the Boulder, Fort Collins, Greeley area. Filed 3:22 p. m.

Denver Order 8–F, Amendment 16, covering fresh fruits and vegetables in the Trinidad area. Filed 3:22 p. m.

Denver Order 9–F, Amendment 10, covering fresh fruits and vegetables in the Grand Junction area. Filed 3:22 p. m.

Denver Order 10–F, Amendment 1, covering fresh fruits and vegetables in the Fort Morgan-Sterling-Akron area. Filed 3:22 p. m.

Denver Order 3–C, Amendment 4, covering poultry in the Colorado poultry area No. 45. Filed 3:14 p. m.

Denver Order 4–C, Amendment 4, covering poultry in the Colorado poultry area No. 45. Filed 3:14 p. m.

Denver Orders 5–C and 6–C, Amendment 4, covering poultry in the Colorado poultry area No. 47. Filed 3:14 p. m.

Denver Orders 7–C and 8–C, Amendment 4, covering poultry in the Colorado poultry area No. 48. Filed 3:14 p. m.

Denver Order 1–O, Amendments 9 and 10, covering eggs in the Colorado egg area No. 7. Filed 3:14 p. m.

Denver Order 2–O, Amendments 9 and 10, covering eggs in the Colorado egg area No. 8. Filed 3:13 p. m.

Denver Order 3–O, Amendments 9 and 10, covering eggs in the Colorado egg area No. 10. Filed 3:13 p. m.

Denver Order 4–O, Amendments 9 and 10, covering eggs in the Colorado egg area No. 13. Filed 3:13 p. m.

Denver Order 82, Amendment 13, covering dry groceries in the Denver area. Filed 3:22 p. m.

Denver Order 83, Amendment 13, covering dry groceries in the Colorado Springs-Pueblo-Trinidad area. Filed 3:08 p. m.

Denver Order 84, Amendment 13, covering dry groceries in the Grand Junction area. Filed 3:08 p. m.

Denver Order 85, Amendment 14, covering dry groceries in the Canon City-Lamar-Rocky Ford-Salida area. Filed 3:08 p. m.

Denver Order 86, Amendment 13, covering dry groceries in the Craig-Leadville area. Filed 3:08 p. m.

Denver Order 87, Amendment 1, covering dry groceries in the Durango area. Filed 3:09 p. m.

Renver Order 88, Amendment 13, covering dry groceries in the Boulder-Fort Collins-Fort Morgan-Greeley area. Filed 3:15 p. m.

Denver Order 89, Amendment 13, covering dry groceries in the Burlington-Julesburg-Limon-Sterling area. Filed 3:15 p. m.

Denver Order 90, Amendment 13, covering dry groceries in the Gunnison-Meeker-Silverton area. Filed 3:15 p. m.

Denver Order 91, Amendment 13, covering dry groceries in the Delta-Montrose-Glenwood Springs area. Filed 3:15 p. m.

Denver Order 12–W, Amendment 16, covering dry groceries in the Denver area. Filed 3:56 p. m.

Helena Orders 109 and 15–W, Amendment 4, covering dry groceries in the Billings, Butte, and Great Falls area. Filed 3:13 p. m.

Helena Order 110, Amendment 4, covering dry groceries in certain areas in Montana. Filed 3:11 p. m.

Helena Order 112, Amendment 4, covering dry groceries in certain areas in Montana. Filed 3:12 p. m.

Helena Orders 113 and 17–W, Amendment 4, covering dry groceries in certain areas in Montana. Filed 3:12 p. m.

Helena Order 114, Amendment 4, covering dry groceries in certain areas in Montana. Filed 3:09 p. m.

Region VIII

Los Angeles Orders L. A. 12, 13, and 14, Amendments 20, 15, and 14, covering dry groceries. Filed 3:09 p. m.

Los Angeles Orders L. A. 15, 16, and 17, Amendment 13, covering dry groceries. Filed 3:10 p. m.

Los Angeles Orders L. A. 18, 19, and 20, Amendment 2, covering dry groceries. Filed 3:10 and 3:11 p. m.

Los Angeles Order L. A. 21, Amendment 2, covering dry groceries. Filed 3:11 p. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46—11126; Filed, June 26, 1946; 11:32 a. m.]

[Region IV Basic Order 3, Under Order G–17 Under RMPR 251]

INSTALLED RE-SIDING AND RE-ROOFING MATERIALS AND INCIDENTAL CONSTRUCTION WORK IN ATLANTA REGION

For the reasons set forth in an opinion issued simultaneously herewith, and under the authority vested in the Regional Administrator for Region IV by section 9 of Revised Maximum Price Regulation No. 251, it is hereby ordered:

1. *What this order does.* This basic order puts into one document the provisions which will be common to all future orders establishing flat dollars-and-cents maximum prices for installed re-siding and re-roofing and related and incidental construction work to be issued by the Atlanta Regional Office and/or by the District Offices in Region IV, pursuant to the authority contained in Section 9 of Revised Maximum Price Regulation No. 251. The orders to be issued under this basic order are referred to herein as "adopting orders" and when issued will expressly adopt the provisions of this basic order. The provisions of Revised Maximum Price Regulation No. 251 cover all sales of installed residing and re-roofing and related and incidental construction work in all areas not covered by these orders unless and until adopting orders are issued under this order. When such adopting orders are issued they will supersede the provisions of sections 6, 7 and 8 of Revised Maximum Price Regulation No. 251 with respect to installed sales of re-siding and re-roofing and related and incidental construction work.

2. *Transactions to be covered by this order.* This order covers all sales of composition re-siding and re-roofing on an installed basis together with accessories on residential structures and also will include related and installed construction work when sold by installers of re-siding and re-roofing whether such sale is made as a part of a general contract or not.

3. *Relationship of this order and all adopting orders to Revised Maximum Price Regulation No. 251.* The provisions of this order when and if adopting orders are issued supersede sections 6, 7 and 8 of Revised Maximum Price Regulation No. 251 with respect to sales of re-roofing and composition re-siding on an installed basis on residential structures and with respect to related and incidental construction work sold by installers of composition re-siding and re-roofing on an installed basis in the areas affected by such adopting orders. All other provisions of Revised Maximum Price Regulation No. 251 are applicable to transactions subject to this order unless otherwise provided in this order.

On and after the effective date of any adopting order issued under this basic order, regardless of any contract or other obligation no person shall sell, offer to sell or deliver composition re-siding and re-roofing on residential structures on an installed basis or related and incidental construction work as herein defined in the area covered by such adopting order at prices higher than those established by such adopting order: *Provided*, That deliveries made not more than thirty (30) days after the effective date of any such adopting order on bona fide contracts executed prior to the effective date of such adopting order shall not be considered violations of such adopting order or of this order.

An employer paying or about to pay labor rates higher than those in effect for him on the effective date of any adopting order under this basic order by reason of the predetermination of wage rates by the Secretary of Labor under the Davis-Bacon Act or any order or authorization of the Wage Adjustment Board, National War Labor Board, Economic Stabilization Director or any Board or officer performing the functions of the Boards and officers above named may file an application for an amendment of such adopting order to reflect such increased labor rates. Such a petition for amendment shall conform in all respects to the provisions of Revised Procedural Regulation No. 1 except that it shall be filed with the Atlanta Regional Office of the Office of Price Administration.

4. *Definitions.*

(a) The term "composition re-siding" includes asphalt shingle re-siding, asbestos cement re-siding, insulated brick or stone re-siding and roll brick re-siding but shall not include wood shingles or wood re-siding.

(b) The term "re-roofing" includes composition re-roofing such as asphalt shingles and mineral surface roll re-roofing and smooth surface roll re-roofing but does not include wood, metal, or slate re-roofing.

(c) The terms "related" and "incidental" construction work mean any installation of building materials or construction work other than installed re-roofing and re-siding, when sold by installers of re-roofing and re-siding.

5. *Pricing provisions applicable to adopting orders.* The maximum prices to be fixed by adopting orders under this basic order shall be upon a price per square basis for re-roofing and re-siding and separate charges will be stated for extras.

6. *Guaranteed price.* A seller may sell a composition re-siding or re-roofing job covered by any adopting order issued under this basic order on the basis of a guaranteed price but such guaranteed price must not be higher than the maximum price figured in accordance with the pricing methods and requirements of the applicable adopting order and of this basic order. The seller shall stamp or otherwise mark conspicuously on each invoice or contract a statement in substantially the following form: "Prices are at or below ceiling prices set by O. P. A. Regional Order G–17 under RMPR 251."

7. *Related and incidental construction work.* If on any job, any installed building materials are furnished or any construction service performed by the seller, other than composition re-siding and re-roofing, the cost of such work shall not be included in the cost of installed composition re-siding and re-roofing, but shall be separately priced and billed on all invoices. The maximum price of any such related and incidental work shall be determined under Revised Maximum Price Regulation No. 251.

8. *Measurements.* It shall be the seller's responsibility to measure with reasonable accuracy the area or footage to be covered. A "measurement with reasonable accuracy" shall be considered to have been made if the price based on such estimate does not vary by more than 10% from the maximum price computed under the terms of this order and of the applicable adopting order.

9. *Notification.* Every person making sales subject to an adopting order issued under this basic order shall, if requested by the purchaser, make available to the purchaser a copy of this order, applicable adopting order, and a copy of Revised Maximum Price Regulation No. 251. Upon completion of any contract for installed re-siding and/or re-roofing, and/or related and incidental construction work, the seller must furnish to the purchaser an itemized statement showing the number of squares, the maximum price per square of re-siding and re-roofing installed, a list of all extras and the quantities and price of each and a separate statement of any related and incidental construction work other than installed re-siding and re-roofing giving a description of such work and an itemized statement of the prices thereof. The seller shall also include in such statement the date on which the installation was completed, the names and addresses of the sellers and buyers and the terms of sale.

10. *Records.* All sellers of installed composition re-siding and re-roofing and/or related and incidental construction work covered by any adopting order issued under this basic order must keep records concerning each sale subject to such order, including the name and address of the purchaser, the location of the job, the date of the transaction, a description of the materials and services involved, the number of squares and price per square of re-siding and re-roofing, a list of all extras permitted under such order with the quantity and price of each, and a separate statement of any related and incidental construction work. All such records shall be made available for inspection by representatives of the Office of Price Administration so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

11. *Evasion.* Any practice or device (including "tie-in" sales) which results in a higher price to the purchaser of composition re-siding and re-roofing on an installed basis and/or related and incidental construction work than is permitted by an applicable adopting order under this order is as much a violation as an outright over-ceiling charge and subjects the seller to all the penalties provided by Revised Maximum Price Regulation No. 251.

12. *Revocation or amendment.* This order may be revised, amended, revoked or modified at any time by the Office of Price Administration.

This order shall become effective in each area when adopted by an order covering that area.

Issued June 7, 1946.

ALEXANDER HARRIS,
Regional Administrator.

[F. R. Doc. 46–11059; Filed, June 25, 1946; 1:56 p. m.]

[Region V Order G–4 Under MPR 592]

SAND IN CLAY AND JACKSON COUNTIES, MO., AND JOHNSON AND WYANDOTTE COUNTIES, KANS.

For the reasons set forth in the opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of Region V of the Office of Price Administration by the Emergency Price Control Act of 1942, as amended, and sections 17 and 23 of Maximum Price Regulation 592, it is hereby ordered:

(a) *What this order does.* This order establishes maximum prices for all sales of sand in the area comprising Clay and Jackson Counties, Missouri, and Johnson and Wyandotte Counties, Kansas, except as hereinafter noted.

(b) *Exception.* This order does not cover f. o. b. plant sales in less than carload lots. Such sales remain subject to Maximum Price Regulation 592 and the General Maximum Price Regulation.

(c) *Definition.* The Greater Kansas City Area, as used in this order, is defined as being Zones 1 through 47, as delineated by the map attached hereto and designated as Appendix A.[1]

(d) *Maximum prices.* (1) Delivered maximum prices for sales of No. 3 sand in the Greater Kansas City Area shall be:

Zone	Present maximum delivered price per ton	Granted maximum delivered price per ton	Zone	Present maximum delivered price per ton	Granted maximum delivered price per ton
1	$1.15	$1.21	25	$1.45	$1.51
2	1.15	1.21	26	1.00	1.06
3	1.15	1.21	27	1.15	1.21
4	1.00	1.06	28	1.15	1.21
5	1.25	1.31	29	.90	.96
6	1.15	1.21	30	.90	.96
7	1.15	1.21	31	1.00	1.06
8	1.15	1.21	32	1.00	1.06
9	1.00	1.06	33	.90	.96
10	1.15	1.21	34	.90	.96
11	1.15	1.21	35	.90	.96
12	1.15	1.21	36	.90	.96
13	1.35	1.41	37	.90	.96
14	1.54	1.60	38	.90	.96
15	1.15	1.21	39	.90	.96
16	1.40	1.46	40	.90	.96
17	1.54	1.60	41	.90	.96
18	1.00	1.06	42	.90	.96
19	1.15	1.21	43	.90	.96
20	1.15	1.21	44	1.00	1.06
21	1.00	1.06	45	1.00	1.06
22	1.15	1.21	46	1.15	1.21
23	1.15	1.21	47	1.15	1.21
24	1.50	1.56			

(2) Delivered maximum prices for sales of No. 5 sand in the Greater Kansas City Area shall be determined by adding 10¢ per ton to the maximum prices set out in section (d) (1) of this order.

(3) Delivered maximum prices for sales of No. 6 sand in the Greater Kansas City Area shall be determined by adding 25¢ per ton to the maximum prices set out in section (d) (1) of this order.

(4) Delivered maximum prices beyond the limits of the zones set out in section (d) (1) of this order but within the area covered by this order may be increased by 5¢ per ton for each one half mile when delivered from the plant of the seller by the most direct route.

(5) F. o. b. plant maximum prices in carload lots for No. 3 sand shall be 60¢ per ton.

(6) F. o. b. plant maximum prices in carload lots for No. 5 sand shall be 70¢ per ton.

(7) F. o. b. plant maximum prices in carload lots for No. 6 sand shall be 85¢ per ton.

(e) Lower prices than the maximum prices set forth above may be charged, offered, demanded or paid. Each seller shall maintain and continue all of his legal current pricing practices.

[1] Filed as a part of the original document.

(f) This Order No. G–4 supersedes Maximum Price Regulation 592 and the General Maximum Price Regulation to the extent hereinbefore provided. Except as provided herein, all other sales remain subject to Maximum Price Regulation 592 and the General Maximum Price Regulation.

(g) This order is subject to revocation or amendment at any time, whether by special order, amendment, supplement, or any regulation the provisions of which may be contrary hereto.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law No. 383, 78th Cong.: E.O. 9250, 7 F.R. 7871 and E.O. 9328, 8 F.R. 4681)

Effective this 14th day of June 1946.

Issued at Dallas, Texas, this 7th day of June 1946.

W. A. ORTH,
Regional Administrator.

[F. R. Doc. 46–11058; Filed, June 25, 1946; 1:55 p. m.]

[Portland Order G–9 Under RMPR 251, Amdt. 1]

PAINTING AND PAPERHANGING SERVICES IN OREGON AREA

Under the authority vested in the Regional Administrator for Region VIII of the Office of Price Administration by section 9 of Revised Maximum Price Regulation No. 251, Order No. G–9 under said section and regulation was duly issued by said Regional Administrator on July 30, 1945. Thereafter, on January 21, 1946, by Delegation Order No. 75, as amended, the said authority so vested in said Regional Administrator by said section 9 was duly delegated to the District Director of the Portland, Oregon, District Office of said Region VIII. Now, therefore, for the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of said section 9, and by authority of said Delegation Order No. 75, as amended, *It is ordered:* That said Order No. G–9 under Revised Maximum Price Regulation No. 251 be and the same is hereby amended in the following respects:

1. Subparagraph (i) of subparagraph (1) of Paragraph (b) is amended to read as follows:

(i) The maximum hourly rate shall be the legal labor cost per hour multiplied by 170% (rounded to the nearest 5 cents) but not more than the following: In Clark County, Washington, and in Clackamas, Multnomah, Washington, and Lane Counties, Oregon: $2.45 per hour.

In remainder of area covered by this Order G–9: $2.25 per hour.

This amendment No. 1 to said Order No. G–9 shall become effective June 10, 1946.

Issued this 10th day of June 1946.

McDANNELL BROWN,
District Director.

[F. R. Doc. 46–11064; Filed, June 25, 1946; 1:59 p. m.]

[Fort Worth Order G–10 Under Gen. Order 68]

BUILDING MATERIALS IN MIDLAND AND MARTIN COUNTIES, TEX.

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order No. 68, it is hereby ordered:

SECTION I. *What this order does.* This order establishes maximum prices for all retail sales of certain building materials specifically described in Appendix A of this order when such sales are made in the geographical area comprising Midland and Martin Counties, Texas.

SEC. II. *Definitions.* 1. The term retail sale as used in this order means any sale of the building materials covered by this order to an ultimate user or to a contractor who will resell the same on an installed basis.

2. The term delivery zone as used in this order includes all points within a radius of five miles from the place from which delivery is made and all points within the corporate limits of the city or town in which the seller is located.

SEC. III. *Maximum prices.* Maximum prices for commodities subject to this order are those set forth in Appendix A which is specifically made a part of this order, subject to the terms and conditions of sale and other limitations set forth therein.

SEC. IV. *The relation of this order to other regulations.* The maximum prices fixed by this order supersede any maximum prices or price determining method previously established by any other regulation or order issued by the Office of Price Administration for the commodities and sales covered by this order.

SEC. V. Each seller making sales subject to this order shall post a copy of Appendix A of this order plainly visible to all purchasers in each of his places of business located in the area covered by this order.

SEC. VI. *Invoices and notification.* Each seller making sales subject to this order shall, if requested by any purchaser of commodities subject hereto, make available to such purchaser for inspection a copy of this order. Each seller covered by this order is required to furnish each purchaser with an invoice at the time of sale, which must contain the following information:

1. Name and address of the purchaser.
2. A description of each commodity sold.
3. The quantity of each commodity sold.
4. The price charged for each commodity sold.
5. The type of sale, whether f. o. b. railroad car, f. o. b. seller's yard or store, delivered to job site in delivery area, or delivered outside delivery area.
6. If delivery is made outside the seller's delivery zone, the amount of any delivery charges made must be stated separately on the invoice.
7. A statement of cash discounts allowed for prompt payment.
8. A separate statement of any amount added for the extension of credit.

Each seller is required to keep a duplicate of such invoice in his place of business, and make it available for inspection by the Office of Price Administration during regular business hours.

SEC. VII. *Addition of increase in supplier's prices prohibited.* The maximum prices set out by this order may not be increased by a dealer to reflect increases in purchase costs or in supplier's maximum prices occurring after the effective date hereof; but increases in the maximum prices set hereby to reflect such increases are within the discretion of the District Director.

SEC. VIII. *What this order prohibits.* Regardless of any obligation no person shall:

1. Sell, or in the course of trade or business, buy building materials at higher prices than the maximum prices set by this order; but less than the maximum prices may at any time be charged, paid or offered.

2. Obtain higher than maximum prices-by:

(i) Making a charge higher for the extension of credit than was made in March 1942 under the same or similar conditions.

(ii) Failure to give the discounts as established by your March 1942 practices.

(iii) Using any tying agreement or requiring that the buyer purchase anything in addition to the building materials requested by him; or

(iv) Using any other device by which a higher than maximum price is obtained directly or indirectly.

SEC. IX. *Enforcement.* 1. Persons violating any provisions of this order are subject to civil and criminal penalties, including suits for treble damages, provided for by the Emergency Price Control Act of 1942, as amended.

2. Persons who have any evidence of any violation of this order are urged to communicate with the Fort Worth District Office of the Office of Price Administration.

SEC. X. *Building materials not covered by this order.* There are building materials sold and delivered in the area covered by this order which are not included in, and for which prices are not established in this order. The maximum prices for such building materials, when sold by any person covered by this order, shall continue to be determined under the applicable Maximum Price Regulation. Sellers who are in doubt as to the regulation applicable to such building materials should consult the Fort Worth District Office of the Office of Price Administration.

This order may be amended or revoked at any time by the Office of Price Administration.

This order shall become effective June 15, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871, and E.O. 9328, 8 F.R. 4681)

Issued at Fort Worth, Texas, this 7th day of June 1946.

E. B. HOLLOWAY,
District Director.

APPENDIX A

Name of item	Sold in quantities of—	Selling unit	Maximum selling price when sold f. o. b. plant, yard, or store, or when sold f. o. b. railroad car in case of C/L lots	Selling price when delivered in city limits and 5-mile radius of plant, yard, or store
Asphalt roofing, 100-lb. sack or carton.	Any	100-lb. ctn.	$2.50	$2.55
Brick, face, textured or smooth, red to black, A–1 to A–8, CB–2, CB–3.	LCL	Per M	44.75	48.75
	C/L or more	Per M	37.00	41.00
Brick, face, textured or smooth, creams, buffs, grays, or iron spots, B–1 to B–8, C–1 to C–3, D–1 to D–6.	LCL	Per M	47.75	51.75
	C/L or more	Per M	37.75	41.75
Brick, fire, 2700°	Any	Per M	88.75	92.75
Cement, Keene's, paper bags.	LCL	100-lb. bag	2.50	2.55
	C/L or more	Ton	44.00	45.00
Cement, masonry, Trinity mix or equal.	LCL	67-lb. bag	.75	.80
	C/L or more	268-lb. bbl.	2.45	2.65
Cement, portland, paper bags.	LCL	94-lb. bag	.90	.95
	C/L or more	376-lb bbl.	2.85	3.05
Cement, white, paper bags.	LCL	94-lb. bag	3.00	3.05
	C/L or more	376-lb. bbl.	10.00	10.20
Clay building tile, 5" x 8" x 12".	Any	1,000	105.76	115.76
Clay, fire, 100-lb. bag	Any	100-lb. bag	1.75	1.80
Felt, 15-lb., asphalt or tarred.	Any	Roll (432 sq. ft.)	3.22	3.27
Felt, 30-lb., asphalt or tarred.	Any	Roll (216 sq. ft.)	3.22	3.27
Gypsum, exterior board, ½".	Any	100 sq. ft	4.30	4.45
Gypsum, roof deck, 1"	Any	100 sq. ft	10.00	10.15
Hardboard, all brands:				
⅛" standard untempered, all lengths.	Any	100 sq. ft	8.00	8.15
⅛" enamel surface, scored.	Any	100 sq. ft	35.00	35.15
⅛" tempered, all lengths.	Any	100 sq. ft	10.00	10.15
¼" tempered tile, all lengths.	Any	100 sq. ft	12.50	12.65
⅛" gray asbestos Flexboard, plain.	Any	100 sq. ft	11.50	11.65
⅛" gray asbestos Flexboard, scored, 4' x 4'.	Any	100 sq. ft	15.00	15.15
3/16" gray asbestos Flexboard, plain.	Any	100 sq. ft	13.75	13.90
3/16" untempered, all lengths.	Any	100 sq. ft	10.00	10.15
Insulation, board, fibre:				
½" Celotex or equal	Any	100 sq. ft	4.50	4.65
½" Celotex or equal, 4' x 8'.	Any	100 sq. ft	6.00	6.15
½" Celotex or equal, 12" x 12", 16" x 16".	Any	100 sq. ft	7.50	7.65
½" Celotex or equal, 16" x 32", 16" x 24".	Any	100 sq. ft	6.50	6.65
½" Celotex or equal, planking.	Any	100 sq. ft	8.00	8.15
Insulation, etc.—Con.				
25/32" (Celotex or equal) Asphalt Sheathing.	Any	100 sq. ft	$8.40	$8.55
Insulation, Thermal:				
Batts, 2", full thick	Any	100 sq. ft	5.50	5.65
Batts, 4", full thick	Any	100 sq. ft	8.00	8.15
Lath, gypsum, ¾"	Any	100 sq. ft	2.80	2.95
Lath, metal, 2.5 lb. copper-bearing, painted:				
Diamond mesh	Any	1 sq. yd	.30	.31
Non-copper bearing	Any	1 sq. yd	.29	.30
Galvanized	Any	1 sq. yd	.32	.33
Lath, metal, 3.4 lb., copper bearing, painted:				
Diamond mesh	Any	1 sq. yd	.35	.36
Non-copper bearing	Any	1 sq. yd	.34	.35
Galvanized	Any	1 sq. yd	.37	.38
Lime, mason's, hydrated:				
10-lb. sack	Any	10-lb. sack	.25	.25
50-lb. sack	LCL	50-lb. sack	.60	.65
	C/L or more	Ton	19.00	20.00
Paper, sisal craft, 500 sq. ft. roll.	Any	Roll	6.50	6.65
Plaster:				
Hard wall	LCL	100-lb sack	1.25	1.30
	C/L or more	Ton	18.20	19.20
Gauging	LCL	100-lb. sack	1.25	1.30
	C/L or more	Ton	18.20	19.20
Moulding	LCL	100-lb sack	1.50	1.55
	C/L or more	Ton	24.75	25.75
Roofing, asphalt, mineral surface, 90-lb.	Any	Roll (108 sq. ft.)	3.68	3.73
Roofing, roll, black smooth surface:				
35-lb	Any	Roll (108 sq. ft.)	1.79	1.84
45-lb	Any	Roll (108 sq. ft.)	2.84	2.89
55-lb	Any	Roll (108 sq. ft.)	3.06	3.11
Shingles, asphalt, 167-lb. 2 or 3 tab, hexagon.	Any	Sq	6.00	6.10
210-lb. to 220-lb., 3 in 1, thickbutt.	Any	Sq	7.50	7.60
Siding, asphalt roll:				
Brick	Any	100 sq. ft	4.37	4.52
Asbestos, 12 x 24 or 27"	Any	100 sq. ft	10.50	10.65
Stucco	Any	100-lb. bag	2.25	2.30
Wallboard, fibre:				
3/16", 1st quality	Any	100 sq. ft	5.00	5.15
3/16", 2d quality	Any	100 sq. ft	4.00	4.15
¼" Upson board or similar.	Any	100 sq. ft	5.00	5.15
3/16" Upson board or similar tile.	Any	100 sq. ft	6.50	6.65
Wallboard, gypsum:				
¼"	Any	100 sq. ft	3.50	3.65
⅜"	Any	100 sq. ft	4.00	4.15
⅜" tile pattern	Any	100 sq. ft	7.00	7.15
½" tile pattern	Any	100 sq. ft	4.50	4.65

1. *Terms of sale.* Maximum prices hereinabove established are subject to the following cash discount:

(a) For sellers who were in business during March 1942, the same cash discount they had in effect during March 1942 for each quantity and type of sale made.

(b) For sellers who were not in business during March 1942, the cash discount which their most competitive seller who was in business during March 1942 is required to make under the provisions of this order.

2. *Additions for the extension of credit.* The following additions for the maximum prices hereinabove established may be made for the extension of credit beyond 30 days.

(a) Sellers who were in business during March 1942 are permitted to add to prices established hereinabove for the extension of credit beyond a period of 30 days, the same additions that they had in effect during March 1942 for the same type and quantity of sale. If no extra charges were made for the extension of credit during March 1942, none may be added.

(b) Sellers who were not in business during March 1942 are permitted to make the same charge for the extension of credit which their most closely competitive seller is permitted to make under the provisions of this order.

3. *Delivery zone defined.* The delivery zone, as defined in this order, and on which charges may be made, as listed above in Appendix A, includes the town or city limits and a 5-mile radius from the operator's plant, yard, or store.

For deliveries made outside the above described zone, the following maximum charge may be made: $0.25 per truck mile, one way; mileage to be calculated from the outer perimeter of the above described zone, or $0.05 per hundredweight of materials delivered—whichever results in the smaller charge.

Dealers who own no delivery equipment may negotiate with and engage an independent, non-affiliated contract carrier to make deliveries; the actual charges not to exceed legal ceilings are to be added as a separate item on the customer's invoice or sales slip.

[F. R. Doc. 46–11067; Filed, June 25, 1946; 2:00 p. m.]

[Region V Order G–12 Under Gen. Order 68]

CONCRETE BUILDING BLOCKS AND TILE IN MITCHELL COUNTY, TEX.

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order No. 68, It is hereby ordered:

SECTION I. *What this order does.* This order establishes maximum prices for all retail sales of concrete building blocks and tile hereinafter described in this order when such sales are made in the geographical area comprising Mitchell County, Texas.

SEC. II. *Definitions.* 1. The term retail sale as used in this order means any sale of the concrete building blocks and tile covered by this order to an ultimate user or to a contractor who will resell the same on an installed basis.

SEC. III. *Maximum prices.* Maximum prices for commodities subject to this order are established as follows:

Size of block or tile:	*Established price per 100*
4" x 6" x 12"	$12.75
4" x 6" x 16"	14.00
6" x 8" x 12"	14.00
8" x 8" x 16"	20.00
7" x 8" x 16"	20.00

All prices are f. o. b. producer's place of business and terms are net cash.

SEC. IV. *The relation of this order to other regulations.* The maximum prices fixed by this order supersede any maximum prices or price determining method previously established by any other regulation or order issued by the Office of Price Administration for the commodities and sales covered by this order.

SEC. V. Each seller making sales subject to this order shall post a copy of this order plainly visible to all purchasers in each of his places of business located in the area covered by this order.

SEC. VI. *Invoices and notification.* Each seller making sales subject to this order shall, if requested by any purchaser of commodities subject hereto, make available to such purchaser for inspection a copy of this order. Each seller covered by this order is required to furnish each purchaser with an invoice at the time of sale, which must contain the following information:

1. Name and address of the purchaser.
2. A description of each commodity sold.
3. The price charged for each commodity sold.

Each seller is required to keep a duplicate of such invoice in his place of business, and make it available for inspection by the Office of Price Administration during regular business hours.

SEC. VII. *Addition of increase in supplier's prices prohibited.* The maximum prices set out by this order may not be increased by a dealer to reflect increases in purchase costs or in supplier's maximum prices occurring after the effective date hereof; but increases in the maximum prices set hereby to reflect such increases are within the discretion of the District Director.

SEC. VIII. *What this order prohibits.* Regardless of any obligation no person shall:

1. Sell, or in the course of trade or business, buy concrete building blocks and title at higher prices than the maximum prices set by this order; but less than the maximum prices may at any time be charged, paid or offered.

2. Obtain higher than maximum prices by:

(i) Using any tying agreement or requiring that the buyer purchase anything in addition to the concrete building blocks and tile requested by him; or

(ii) Using any other device by which a higher than maximum price is obtained directly or indirectly.

SEC. IX. *Enforcement.* 1. Persons violating any provisions of this order are subject to civil and criminal penalties, including suits for treble damages, provided for by the Emergeuncy Price Control Act of 1942, as amended.

2. Persons who have any evidence of any violation of this order are urged to communicate with the Fort Worth District Office of the Office of Price Administration.

This order may be amended or revoked at any time by the Office of Price Administration.

This order shall become effective June 17, 1946.

(56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; E.O. 9250, 7 F.R. 7871, and E.O. 9328, 8 F.R. 4681)

Issued at Fort Worth, Texas, this 14th day of June 1946.

E. B. HOLLOWAY,
District Director.

[F. R. Doc. 46-11066; Filed, June 25, 1946; 2:00 p. m.]

[Springfield Order G-9 Under Gen. Order 68]

HARD BUILDING MATERIALS IN ST. CLAIR, MADISON, MONROE AND RANDOLPH COUNTIES, ILL., AREA

Maximum prices for retail sales of selected hard building materials in the St. Clair, Madison, Monroe and Randolph Counties, Ill., area. File No. 6SD-GO 68-7.

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order 68, it is ordered:

SECTION 1. *What this order covers.* This order covers all retail sales made by any seller, except the manufacturer, of commodities specified in Appendix A attached hereto delivered to the purchaser in the St. Clair, Madison, Monroe, and Randolph Counties area for the purposes of this order consists of the area within the limits of the Counties of St. Clair, Madison, Monroe, and Randolph, Illinois.

SEC. 2. *Definitions*—(a) *Retail sale.* For the purposes of this order, a retail sale means a sale to an ultimate user, or to any contractor: *Provided*, That for the purposes of this order, a "retail sale" shall not include any sale to the United States Government or any of its political subdivisions.

(b) *Contractor.* Any person who sells material or equipment, and in connection therewith, assumes responsibility for its incorporation into a building, structure, or construction project at a fixed site, by charging a single price for the commodity installed, by guaranteeing performance and use, or by other objective evidence, shall be considered a contractor.

(c) *Applicators.* Purchases by applicators, as herein defined, of asphalt and tarred roofing products and insulation are excluded from the coverage of this order. Applicators are herein defined as contractors engaged exclusively in the business of applying roofing and/or siding and/or insulation to buildings.

SEC. 3. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order covering the commodities specified in the Appendix A. Except to the extent that they are inconsistent with the provisions of this order, all other provisions of the regulation applicable to the commodities listed in Appendix A prior to the issuance of this order shall continue to apply to sales covered by this order.

SEC. 4. *Maximum price, discounts, and delivery practices.* On and after the date of this order, regardless of any contract, agreement or other obligation, no person covered by this order shall sell, offer to sell, or deliver at retail as herein defined, any of the items listed in Appendix A attached hereto, at prices higher than the maximum prices set forth in this Appendix. All prices include free delivery within the limits of the city or town where the seller maintains a place of business, except that a delivery charge of 5 cents per bag may be made on sales of Portland Cement Std. in 94 pound paper or cloth bags and on sales of Portland Cement 24 Hr. H. E. S. in 94 pound paper sacks. For other deliveries outside the free delivery zone no charge may be made for deliveries in excess of the charges now legally in effect by such seller for a similar delivery.

SEC. 5. *Posting.* Every seller making sales covered by this order shall post a copy of the list of maximum prices for sales to all classes of purchasers as contained in Appendix A of this order in each of his places of business in the area covered by this order in a manner plainly visible to all purchasers. For the convenience of the seller there are attached to this order two copies of Appendix A containing the items covered with the respective maximum prices applicable. One copy of such list may be detached and used as a poster hereinbefore required to be posted.

SEC. 6. *Sales slips and records.* Every seller covered by this order must provide the purchaser, whether he requests it or not, with a sales slip, invoice, receipt, or other evidence of sale of which an exact and full copy shall be retained by the seller for the duration of the Emergency Price Control Act of 1942, as amended. The sales slip or other evidence of sale shall contain the following information with respect to items subject to this order:

1. Name and address of seller.
2. Date of sale.
3. Name and address of purchaser (necessary only on sales of items totaling $7.50 or more.)
4. Description of the items sold, including quantity, grade, and any other matter insofar as any of those matters may affect the price, in full detail necessary to permit the exact calculation of the applicable maximum price.
5. Charges, if any, for delivery beyond the free delivery zone to be separately listed from the price of the item.
6. The total price.

Each such seller shall also keep such records of each sale as he customarily kept.

SEC. 7. On and after the effective date of this order any person covered by this order who sells or offers to sell at a price higher than the ceiling price permitted by this order, or otherwise violates any of the provisions of this order, shall be subject to the criminal penalties, civil enforcement actions, license suspension proceeding and suits for treble damages as provided for by the Emergency Price Control Act of 1942, as amended.

No person subject to this order may evade any of the provisions of the order by any stratagem, scheme, or device.

No person subject to this order, may as a condition of selling any particular building material, require a customer to buy anything else. Any such evasion is punishable as a violation of this order.

This order may be modified, amended, or revoked at any time.

This order shall become effective June 17, 1946.

Issued this 10th day of June 1946.

CHAS. P. CASEY,
District Director.

APPENDIX A—TABLE OF PRICES

PROVISIONS REGARDING DISCOUNTS, ALLOWANCES AND DELIVERY PRACTICES

Cash discounts. Sellers shall continue to allow all customary allowances and discounts or other price differentials as required by the regulation applicable to the commodity being sold.

For all deliveries. All prices include free delivery within the limits of the city or town where the seller maintains a place of business, except that a delivery charge of 5 cents per bag may be made on sales of Portland Cement Std. in 94 pound paper or cloth bags and on sales of Portland Cement 24 Hr. H. E. S. in 94 pound paper sacks. For deliveries outside the free delivery zone no charge may be made for delivery in excess of the charges now legally in effect by such seller for a similar delivery.

MAXIMUM PRICES TO ALL PURCHASERS

Item	*Area price*
Plaster—gauging white, 100 lbs	$1.50
Plaster—gauging common, 100 lbs	1.50
Plaster—wood fiber, 10 lbs	.25
Plaster—wood fiber, 50 lbs	.70
Keene's cement, 100 lbs	2.00
Finishing lime, 50 lbs	.65
Gypsum lath ⅜", M sq. ft	25.00
Portland cement standard 94 lbs. (paper sack)	.75
Portland cement standard 94 lbs. (cloth bag)	.84
Portland cement 24 hr. H. E. S. 94 lbs. (paper sack)	1.00
Masonry cement, bag	.70
Mason's hydrated lime, 50 lbs. (paper sack)	.55
Waterproof cement white, 94 lbs. (paper sack)	2.55
Clay drain tile 4", per ft	.07
Clay drain tile 6", per ft	.11
Vitrified clay sewer pipe 4", per ft	.17½
Vitrified clay sewer pipe 6", per ft	.24
Vitrified clay sewer pipe No. 1SS 10", per ft	.55
Vitrified clay sewer pipe No. 1SS 8", per ft	.40
Vitrified clay sewer pipe No. 1SS 12", per ft	.72
Flue lining 9 x 9, per ft	.37½
Flue lining 9 x 13, per ft	.53
Flue lining 13 x 13, per ft	.65
Gypsum wallboard ⅜", per sq. ft	.04
Gypsum sheathing, ½", per sq. ft	.04½
Asphalt roofing, 90 lbs. mineral surface, 108 ft. roll	2.50
Asphalt or tarred felt 15 lbs. 432 ft. roll	2.55
Asphalt or tarred felt 30 lbs. 216 ft. roll	2.55
Asphalt shingles, 210 pounds 3-in-1 thickbutt, per sq	6.15
Asphalt shingles 165 lbs. 2 tab hex., per sq	4.70
Fibre insulation board ½" std. lath and board, M sq. ft	48.00
Fibre insulation board ⅜" std., M sq. ft	39.50
Fibre insulation board 25/32" asphalt sheathing, M sq. ft	69.50
Asbestos cement siding 12 x 24 or 27 (gray) sq	7.55
Asbestos cement siding 12 x 24 or 27 (white) sq	7.90
Hardboard tempered ⅛", sq. ft	.09
Hardboard tempered 5/16", sq. ft	.10
Hardboard standard 5/16", sq. ft	.08½

[F. R. Doc. 46-11057; Filed, June 25, 1946; 1:55 p. m.]

[Region IX Order G-1 Under GMPR for Hawaii]

APPLE PIES IN HAWAII

For the reasons set forth in an opinion issued simultaneously herewith, it is ordered:

(a) *Maximum prices for apple pies.* Each wholesaler and retailer of apple pies, 7 inches in diameter or larger, may increase his maximum prices established under the General Maximum Price Regulation for the Territory of Hawaii by the following amounts:

$0.04 at wholesale
$0.05 at retail.

Except as provided herein, all other provisions of the General Maximum Price Regulation for the Territory of Hawaii shall continue to apply to sales of apple pies.

This order shall become effective as of June 3, 1946.

Issued this 28th day of May 1946.

GERALD A. BARRETT,
Territorial Director.

[F. R. Doc. 46-11028; Filed, June 25, 1946; 1:35 p. m.]

[Fargo-Moorhead Order G-4 Under Gen. Order 68]

HARD BUILDING MATERIALS IN BISMARCK AND MANDAN, N. DAK.

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order 68, it is ordered:

SECTION 1. *What this order covers.* This order covers all retail sales except cash and carry by all persons of commodities specified in Appendix A and Appendix B attached hereto, delivered to a purchaser within Bismarck, North Dakota and Mandan, North Dakota. The prices listed in Appendix A and Appendix B shall be the maximum prices which may be charged in the above areas.

SEC. 2. *Definition of retail sales.* For the purposes of this order, a retail sale means a sale to an ultimate user, or to any contractor or other person for resale of installed materials. Any purchaser who resells material or equipment, and in connection therewith, assumes responsibility for its incorporation into a building, structure, or construction project at a fixed site, by charging a single price for the commodity installed, by guaranteeing performance and use, or by other objective evidence, shall be considered a reseller of installed material. Such person is referred to in this order as a contractor and sales to such persons are covered by this order.

SEC. 3. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order covering the commodities specified in Appendix A and Appendix B. Except to the extent that they are inconsistent with the provisions of this order, all other provisions of the Maximum Price Regulations applicable to the commodities listed in Appendix A and Appendix B shall continue to apply to sales covered by this order.

SEC. 4. *Discounts, allowances, and delivery practices.* No seller shall evade any of the provisions of this order by changing his customary discounts, allowances, delivery practices or other price differentials except as provided herein. The seller at retail selling on a delivered basis must deliver commodities at the prices enumerated in Appendix A and Appendix B within the free delivery area. The free delivery area shall include the city limits in which the seller is located.

SEC. 5. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of the list of maximum prices fixed by this order in each of his places of business in the area covered by this order in a manner plainly visible to all purchasers. Posting shall be accomplished by removing the second copy of Appendix A or Appendix B, whichever is applicable to the seller, and posting it in the premises.

SEC. 6. *Sales slips and records.* Every seller covered by this order shall give to the purchaser a sales slip, receipt, or other evidence of purchase which shall show the date, name and address of the seller, the description, quantity, and the price of each item sold, said description, to be in detail sufficient to determine whether the price charge has been properly computed under this order; *Provided*, That for sales of less than a total of $7.50 only the name and address of the seller and the amount of the sale need be shown. The seller shall prepare such sales slips, receipts, or other evidence of purchase in duplicate and he must keep for at least 6 months after delivery such duplicate copy delivered pursuant to this section. For any sale of $50.00 or more each seller, regardless of previous custom, must keep records showing at least the following:

(1) Name and address of buyer.
(2) Date of transaction.
(3) Place of delivery.
(4) Complete description of each item sold and price charged.

SEC. 7. *Enforcement.* On and after the effective date of this order, any person covered by this order, who sells or offers to sell building materials at a price higher than the ceiling price permitted by this order, or otherwise violates any of the provisions of this order, shall be subject to the criminal penalties, civil enforcement actions, license suspension proceedings and suits for treble damages as provided for by the Emergency Price Control Act of 1942, as amended. No person subject to this order may evade any of the provisions of the order by any stratagem, scheme or device. No person subject to this order may, as a condition of selling any particular hard building material, require a customer to buy anything else. Any such evasion is punishable as a violation of this order.

SEC. 8. This order may be modified, amended or revoked at any time.

This order shall become effective June 28, 1946.

Issued June 13, 1946.

JAMES E. ERIKSSON,
Acting District Director.

APPENDIX A—MAXIMUM PRICES FOR RETAIL SALES OF HARD BUILDING MATERIALS IN BISMARCK, NORTH DAKOTA

STANDARD RETAIL BUILDING SUPPLIERS

[Maximum prices for all retail sales by standard building supply yards (except cash and carry yards)]

Item and unit	
Plaster, hard wall, 10-lb. bag	$1.35
Plaster, gauging (grey), 100-lb. bag	1.30
Plaster, moulding, 100-lb bag	1.95
Finishing lime, 50-lb. bag	.90
Gypsum lath 3/8" (rock lath), 1,000 sq. ft	32.00
Gypsum wallboard 1/4", 1,000 sq. ft	35.00
Gypsum wallboard 3/8", 1,000 sq. ft	45.00
Metal lath 2.5-lb. copper diamond mesh, sq. yd	.34
Metal lath 3.4-lb. copper diamond mesh, sq. yd	.40
Metal lath, corner bead (narrow type), lineal foot	.04
Metal lath, corner bead (expanded type), lineal foot	.05½
Portland cement, standard, 94-lb. paper bag	.95
Portland cement, white, 94-lb. bag	2.50
Keene's cement, 10-lb. bag	2.25
Masonry mortar, 70-lb. bag	.85
Mason's hydrated lime, 50-lb. bag	.75
Flue lining, 9 x 9 (cutside), lineal foot	.50
Asphalt roofing, 90-lb. mineral surface, roll	3.25
Asphalt or tarred felt, 15-lb. roll (432 sq. ft.)	3.00
Asphalt or tarred felt, 30-lb., roll (216 sq. ft.)	3.00
Planking 1/2-inch, 1,000 sq. ft	70.00
Tile board 12 x 12, 1,000 sq. ft	65.00
Tile board 16 x 32, 1,000 sq. ft	63.00
Asphalt shingles 210-lb. (3 in 1) thickbutt, per sq	7.30
Fibre insulation board, 1/2-inch standard lath and board, 1,000 sq. ft	47.00
Fibre insulation board, 25/32" asphalt sheathing, 1,000 sq. ft	69.00
Ridge roll, 2-inch, lineal foot	.08
Valley tin, 14", 28 gauge galvanized, lineal foot	.12

APPENDIX B—MAXIMUM PRICES FOR RETAIL SALES OF HARD BUILDING MATERIALS IN MANDAN, NORTH DAKOTA

STANDARD RETAIL BUILDING SUPPLIERS

Item and Unit

[Maximum prices for all retail sales by standard building supply yards (except cash and carry yards)]

Plaster, hard wall, 100-lb. bag	$1.50
Gypsum wallboard, 1/4", 1,000 sq. ft	40.00
Gypsum wallboard, 3/8", 1,000 sq. ft	47.00
Metal lath, 2.5-lb. copper, diamond mesh, sq. yd	.34
Metal lath, 2.5-lb. galvanized, sq. yd	.38
Metal lath, 3.4-lb. copper, diamond mesh, sq. yd	.41
Portland cement, standard, 94-lb. paper bag	.95
Masonry mortar, 70-lb. bag	.90
Mason's hydrated lime, 50-lb. bag	.85
Flue lining, 9 x 9 (outside), lineal foot	.50
Asphalt or tarred felt, 15-lb., roll (432 sq. ft	3.10
Asphalt or tarred felt, 30-lb., roll (216 sq. ft	3.10
Planking, 1/2", 1,000 sq. ft	75.00
Fibre insulation board, 1/2-inch, standard lath and board, 1,000 sq. ft	53.00
Ridge roll, 2-inch, lineal foot	.09
Tile board, 16 x 32, 1,000 sq. ft	65.00

[F. R. Doc. 46-11065; Filed, June 25, 1946; 1:59 p. m.]

[Portland Order G-1 Under Gen. Order 68]

CERTAIN BUILDING AND CONSTRUCTION MATERIALS IN THE SALEM, OREG., AREA

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to the provisions of General Order 68 as amended, and by authority of Delegation Order No. 75 issued by the Regional Office of Region VIII, it is ordered:

(a) *What this order covers.* This order covers all retail sales of the commodities described in Appendix A attached hereto, made by any seller whose place of business from which such sale is made is located in the Salem Area. The "Salem Area", for the purposes of this order, consists of the City of Salem, Marion County, Oregon, and the City of West Salem, Polk County, Oregon, and all areas within one mile of the city limits of each of said cities.

(b) *Maximum prices.* In Appendix A, hereto attached and made a part hereof, there is set forth in the first vertical column headed "Item", a list of the commodities covered by this order, and in the third vertical column headed "Maximum Price" is set forth opposite the name of each such commodity, the maximum price fixed by this order for the quantity or amount of such commodity set forth in the second vertical column headed "Sales Unit". In the case of a retail sale, no person shall sell or deliver, or offer to sell or deliver, and no person in the course of trade or business shall buy or receive, any such item at a higher price than the applicable maximum price therefor. Prices lower than the maximum prices may, of course, be charged or demanded.

(c) *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order.

(d) *Posting of maximum prices.* Every seller making sales covered by this order shall post in each of his places of business in the "Salem area" a copy of the list of maximum prices fixed by this order in such manner as to make the same plainly visible to all purchasers.

(3) *Records and invoices.* Every person making sales subject to this order must keep a record showing in respect to each sale, the identity of each item sold (sufficiently specific to permit the maximum price to be determined, and including the quantity and size), the unit price, the date of sale, the names and addresses of the buyer and the seller, and the total price. Delivery charges, if any, shall be shown separately. Each seller shall also furnish each customer at the time of sale or delivery an invoice or sales slip on which he has itemized the same information. The records and duplicates of such invoices or sales slips shall be kept by each seller at his place of business for so long as the Emergency Price Control Act of 1942, as amended, shall remain in effect, and shall be available for inspection by the Office of Price Administration.

(f) *Definition.* When used in this order the term "retail sale" means a sale (by a person other than a chain store outlet) to an ultimate user, or to a contractor for resale on an installed basis.

(g) *Notification.* Every seller making sales covered by this order shall, if requested by the purchaser, make available to the purchaser for inspection, a copy of this order.

(h) *Amendment.* This order may be amended or revoked at any time by the Office of Price Administration.

This order shall become effective April 25, 1946.

Issued this 19th day of April 1946.

MCDANNELL BROWN,
District Director.

APPENDIX A

Item and sales unit	*Maximum price*
Asphalt shingles:	
Standard, hexagon or Giant dutchlap, 167-lb., square	$5.70
Thick butt, 210-lb., square	7.00
Dutchlap standard, 133-lb., square	5.20
Asphalt sheathing, 8-lb., 500 ft. roll	1.90
Saturated felt:	
15-lb., 432 sq. ft	2.50
30-lb., 216 sq. ft	2.65
Fibre insulating board or lath finished:	
1/2", 1,000 sq. ft	52.50
3/8", 1,000 sq. ft	42.00
Brick siding, square or roll	6.50
Thermal blanket insulation:	
Single 1", 1,000 sq. ft	50.00
Medium 2", 1,000 sq. ft	61.50
Thick 3", 1,000 sq. ft	85.50
Thermal insulation batts:	
Thick 2", 1,000 sq. ft	61.50
Full thick, 1,000 sq. ft	85.00
Expanded mica insulation, 4 cu. ft. bag	1.45
Plaster, hardwall, 100-lb. bag	1.10
Plaster, hardwall, ton	22.00
Plaster, gauging, 100-lb. bag	1.25
Plaster, molding, 100-lb. bag	1.50
Keene cement, 100-lb. bag	2.10
Lime, quick, 60-lb. bag	1.25
Lime, hydrate, 50-lb. bag	.75
Gypsum lath, 3/8" per sq. yd., sq yd	.23
Gypsum lath, 5/8" per sq. yd., sq. yd	.18
Metal lath, painted:	
2.5-lb. per sq. yd., sq. yd	.35
3.4-lb. per sq. yd., sq. yd	.40
Portland cement, 4 bag barrel	3.60
Portland cement, 94-lb. bag	.95
Waterproof cement:	
Medusa, 94-lb. bag	3.25
Monolith, 94-lb. bag	1.25
Early strength, 94-lb. bag	1.30
Vitrified sewer pipe ISS:	
4", ft	.26
6", ft	.35
Flue lining:	
9" x 9", ft	.60
9" x 13", ft	.65
9" x 17", ft	1.15
13" x 13", ft	1.35
Terra cotta chimney pipe:	
6" bell, piece	1.00
Straight, piece	.50
Single tee 6", piece	2.00
Double tee 6", piece	2.50
Gypsum wall board:	
1/4", 1,000 sq. ft	37.50
3/8", 1,000 sq. ft	40.00
1/2", 1,000 sq. ft	42.50
Roofing, first quality:	
45-lb., roll	2.00
55-lb., roll	2.25
65-lb., roll	2.50
Roofing, slate surfaced to pattern:	
90-lb., roll	2.75
105-lb., roll	3.75

NOTE: As used in Appendix A, the term "Square" means sufficient material to cover 100 sq. ft. of roof area or wall area, as the case may be.

The foregoing maximum prices include free delivery service to any point in the Salem Area. To said maximum prices there may be added a maximum delivery charge of 20¢ per mile for each truck mile necessarily travelled beyond area.

[F. R. Doc. 46-11063; Filed, June 25, 1946; 1:58 p. m.]

[Miami Order G-14 Under Gen. Order 68]

READY MIXED CONCRETE IN HERNANDO, PASCO, PINELLAS, SARASOTA AND MANATEE COUNTIES, FLA.

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order 68 it is ordered:

SECTION 1. *What this order covers.* This order covers all retail sales by any seller of commodities specified in this order delivered to a purchaser in Hernando, Pasco, Pinellas, Sarasota and Manatee Counties, Florida.

SEC. 2. *Definition of retail sales.* For the purposes of this order, a retail sale means a sale to an ultimate user, or to a purchaser for resale on an installed basis.

SEC. 3. *Description of items covered by this order.* This order covers the commodities set forth in the annexed price table.

SEC. 4. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulations or order. Except to the extent they are inconsistent with the provisions of this order, all other provisions of the General Maximum Price Regulation, or of any other applicable regulation or order shall apply to sales covered by this order.

SEC. 5. *Maximum prices.* The maximum prices for the building materials covered by this order are set forth in Table 1 which is annexed to and made a part of this order.

SEC. 6. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of the list of maximum prices fixed by this order in each of his places of business in Hernando, Pasco, Pinellas, Sarasota and Manatee Counties in a manner plainly visible to all purchasers.

SEC. 7. *Sales slips and records.* Every seller covered by this order who has customarily given his customers a sales slip or other evidence of purchase must continue to do so. Upon request from a customer, such seller regardless of previous custom, shall give the purchaser a receipt showing the date, name and address of the seller, the description of each item sold and the price received for it. If he customarily prepared his sales slips in more than one copy, he must keep for at least 6 months after delivery a duplicate copy of each sale slip delivered by him pursuant to this section. Each such seller shall also keep at least such records of each sale as he customarily kept. For any sale of $50.00 or more, each seller, regardless of previous custom, must keep records showing at least the following:

1. Name and address of buyer.
2. Date of transaction.
3. Place of delivery.
4. Complete description of each item sold and price charged.

SEC. 8. *Amendment.* This order may be amended or revoked at any time by the Office of Price Administration.

This order shall become effective June 15, 1946.

Issued this 11th day of June 1946.

BERNARD C. GOODWIN,
District Director.

TABLE 1

READY MIXED CONCRETE

The maximum prices for sales of ready-mixed concrete delivered to a job site within a five mile radius of the seller's plant shall be as follows: [1] $12.70 per cubic yard of five bag mix.

An additional 15¢ per cubic yard may be charged for deliveries beyond a five mile radius of the seller's plant.

An additional $0.80 per bag of cement per cubic yard may be charged for ready mixed concrete containing more than 5 bags of cement per cubic yard and 80¢ per bag of cement per cubic yard must be deducted for ready-mixed concrete containing less than 5 bags of cement per cubic yard.

An additional $1.50 per cubic yard may be charged for sales of less than two cubic yards.

An additional $2.00 per cubic yard may be added for installing the concrete in place with a chute.

An additional $1.00 per cubic yard may be added for concrete treated with a waterproofing additive.

An amount computed at the rate of $4.00 per hour may be added on deliveries requiring a waiting time of more than twenty (20) minutes.

[F. R. Doc. 46-11077; Filed, June 25, 1946; 4:33 p. m.]

[Portland Order G-2 Under Gen. Order 68]

CERTAIN BUILDING AND CONSTRUCTION MATERIALS IN THE PORTLAND-VANCOUVER, OREG.-WASH., AREA

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order 68 as amended, and by authority of Delegation Order No. 75 issued by the Regional Office of Region VIII, it is ordered:

(a) *What this order covers.* This order covers all retail sales and deliveries of the commodities described in Appendix A attached hereto, made by any person in the Portland-Vancouver Area. The "Portland-Vancouver Area" includes all of the cities of Portland and Milwaukie, in Oregon, and the City of Vancouver, in Washington, and all areas within three miles of the city limits of each said cities.

[1] All prices are subject to the customary quantity and trade differentials in effect during March 1942.

(b) *Maximum prices.* In Appendix A, hereto attached and made a part hereof, there is set forth in the first vertical column headed "Item", a list of the commodities covered by this order, and in the third vertical column headed "Maximum Price" there is set forth opposite the name of each such commodity, the maximum price fixed by this order for the quantity or amount of such commodity set forth in the second vertical column headed "Sales Unit". In the case of a retail sale, no person shall sell or deliver, or offer to sell or deliver, and no person in the course of trade or business shall buy or receive, any such item at a higher price than the applicable maximum price therefor. Prices lower than the maximum prices may, of course, be charged or demanded.

(c) *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order.

(d) *Posting of maximum prices.* Every seller making sales covered by this order shall post in each of his places of business in the "Portland-Vancouver area" a copy of the list of maximum prices fixed by this order in such manner as to make the same plainly visible to all purchasers.

(e) *Records and invoices.* Every person making sales subject to this order must keep a record showing in respect to each sale, the identity of each item sold (sufficiently specific to permit the maximum price to be determined, and including the quantity and size), the unit price, the date of sale, the names and addresses of the buyer and the seller, and the total price. Delivery charges, if any, shall be shown separately. Each seller shall also furnish each customer at the time of sale or delivery, an invoice or sales slip on which he has itemized the same information. The records and duplicates of such invoices or sales slips shall be kept by each seller at his place of business for so long as the Emergency Price Control Act of 1942, as amended, shall remain in effect, and shall be available for inspection by the Office of Price Administration.

(f) *Definition.* When used in this order, the term "retail sale" means a sale (by a person other than a chain store outlet) to an ultimate user, or to a contractor for resale on an installed basis.

(g) *Notification.* Every seller making sales covered by this order shall, if requested by the purchaser, make available to the purchaser for inspection, a copy of this order.

(h) *Amendment.* This order may be amended or revoked at any time by the Office of Price Administration.

This order shall become effective June 10, 1946.

Issued this 10th day of June 1946.

MCDANNELL BROWN.
District Director.

APPENDIX A—SCHEDULE OF PRICES

Item and sales unit	*Maximum price*
Plaster, hard wall, 100-lb. bag	$1.10
Plaster, gauging, 100-lb. bag	1.15
Plaster, moulding, 100-lb. bag	1.15
Keene cement, 100-lb. bag	1.75
Lime, processed, 60-lb. bag	1.10
Lime, hydrate, 50-lb. bag	.85
Gypsum lath:	
3/8", sq. yd	.25
5/16", sq. yd	.22½
Metal lath, painted:	
2.5, sq. yd	.29
3.4, sq. yd	.33
Portland cement:	
94-lb. bag	.75
4 bag bbl	3.00
Gypsum wall board:	
¼", 1,000 sq. ft	36.00
3/8", 1,000 sq. ft	40.00
½", 1,000 sq. ft	45.00
Roofing, 1st quality:	
45-lb. roll	1.90
55-lb. roll	2.25
65-lb. roll	2.50
90-lb. roll	2.75
105-lb. roll	3.45
Asphalt shingles—std. hexagon, 167-lb. square	5.00
Thick butt, 210-lb	6.50
Dutch lap, 130-lb	4.00
Asphalt sheathing 25/32", 1,000 sq. ft.	74.00
Rosin sized sheathing:	
20-lb roll	1.25
30-lb roll	1.50
Kraft sheathing 500', 20-lb. roll	2.00
Asbestos cement board:	
3/16", 1,000 sq. ft	130.00
¼" 1,000 sq. ft	175.00
Asphalt felt:	
324' 15 pound, roll	1.80
432' 15 pound, roll	2.40
216' 30 pound, roll	2.60
Fibre insulating board:	
½" std., 1,000 sq. ft	52.50
3/8" std., 1,000 sq. ft	40.00
Asbestos cement siding, square	14.00
Caulking compound, 25-pound can	3.50
Black nails, lb	.20
Insulating brick or stone siding, square	14.65
Corners for same, each	.85
Roll brick siding, 100-lb., square	6.75
Corners for same, each	.65
Thermal blanket insulation kimsul:	
½", 1,000 sq. ft	33.00
1", 1,000 sq. ft	42.00
2", 1,000 sq. ft	48.50
3", 1,000 sq. ft	63.00
Thermal blanket insulation:	
Balsam wool, 1", 1,000 sq. ft	65.00
Fibre glass, 1", 1,000 sq. ft	50.00
Fibre glass, 2", 1,000 sq. ft	60.00
Fibre glass, 3", 1,000 sq. ft	80.00
Thermal insulation batts:	
S. T., 1,000 sq. ft	65.00
F. T., 1,000 sq. ft	85.50
Zonalite, 4 cu. ft., bag	1.20
Palco wool, 100-lb. bag	5.00
Vitrified sewer pipe ISS:	
4", ft	.25
6", ft	.35
Flue lining:	
9" x 9", 2-ft. pc	1.00
9" x 13", 2-ft. pc	1.40
9" x 17", 2-ft. pc	1.80
13" x 13", 2-ft. pc	2.10
Terra cotta chimney pipe:	
6" straight, 2-ft. pc	.90
6" single tee, each	1.80
6" double tee, each	2.70

NOTES: As used in Appendix A, the term "square" means sufficient material to cover 100 square feet of roof area or wall area, as the case may be.

To the foregoing maximum prices there may be added the following delivery charges: For deliveries in the Portland-Vancouver Area, either a sum equal to 25 cents for the first ton or fraction thereof, plus 25 cents for each additional ton, or the sum of 50 cents, whichever is greater. For deliveries outside said Portland-Vancouver Area, the maximum delivery charge for a like quantity of commodities delivered within said area, plus 10 cents per ton-mile for the distance such commodities are necessarily hauled beyond said Area, but no charge shall be made for any part of the return trip.

[F. R. Doc. 46-11030; Filed, June 25, 1946; 1:36 p. m.]

[Region VIII Rev. Order G-2 Under MPR 592]

CONCRETE BUILDING BLOCKS AND BRICKS IN ARIZONA

For the reasons set forth in the accompanying opinion and under the authority vested in the Regional Administrator of the Office of Price Administration by Section 23 of Maximum Price Regulation No. 592, Order No. G-2 under Maximum Price Regulation 592 is revised and amended to read as follows:

(a) *Geographical applicability.* This order shall apply to the State of Arizona, except those portions of Coconino and Mohave Counties lying north of the Colorado River.

(b) *Products covered.* This order fixes maximum prices for all concrete building blocks and concrete bricks, except blocks and bricks the principal aggregate of which is perlite, and face blocks and bricks specially made to buyer's specifications.

(c) *Adjusted maximum prices.* (1) The adjusted maximum prices of concrete building blocks and concrete bricks with minimum compressive strength 1,000 psi (ASTH), except as otherwise provided in this paragraph, shall be as follows:

Dimension	Content (cubic inches)	F. o. b. plant—maximum price per thousand		
		Hollow	Cap	Solid[1]
3⅝" x 2" x 8"	58	.....	.....	$15.00
3⅝" x 2" x 12"	87	.....	.....	25.00
3⅝" x 4" x 12"	174	$40.00	$45.00	55.00
3⅝" x 6" x 12"	261	53.00	58.00	75.00
3⅝" x 8" x 12"	348	64.00	68.00	90.00
4⅝" x 8" x 12"	444	72.00	77.00	95.00

Dimension	Content (cubic inches)	Additions for delivery—miles from producer's plant		
		Less than 5 miles	5-10 miles	Over 10 miles
3⅝" x 2" x 8"	58	$3.00	$4.00	$5.00
3⅝" x 2" x 12"	87	5.00	7.00	9.00
3⅝" x 4" x 12"	174	6.00	8.00	10.00
3⅝" x 6" x 12"	261	7.00	10.00	13.00
3⅝" x 8" x 12"	348	8.00	12.00	16.00
4⅝" x 8" x 12"	444	9.00	14.00	19.00

[1] A block 90% solid with interlocking lugs and recesses may be priced as solid.

(2) The adjusted maximum prices of hollow interlocking concrete blocks of patented construction with minimum compressive strength 1,000 psi (ASTM) shall be as follows:

Dimension	Content (cubic inches)	F. o. b. plant—maximum price per thousand	Additions for delivery—miles from producer's plant		
			Less than 5 miles	5-10 miles	Over 10 miles
6" x 8" x 16"	768	$130	$12	$18	$22

(3) The adjusted maximum prices of solid concrete blocks and concrete bricks with minimum compressive strength 2500 psi (ASTM), including but not limited to blocks and bricks of patented construction, shall be as follows:

Dimension	Content (cubic inches)	F. o. b. plant—maximum price per thousand	Additions for delivery—miles from producer's plant		
			Less than 5 miles	5-10 miles	Over 10 miles
3¾" x 2¼" x 8"	67½	$24.50	$3.00	$4.00	$5.00

(4) *Other sizes.* The adjusted maximum price of a concrete building block or brick of any size not listed in subparagraphs (c) (1), (c) (2), or (c) (3) shall be the adjusted maximum price provided in the applicable subparagraph for the nearest size of the same type (that is, either hollow, cap or solid) multiplied by the ratio of the cubic content of the block or brick being priced to that of the comparable block or brick.

(d) *Invoicing requirements.* Every person making sales subject to this order shall certify on his invoice or sales tag that the price charged does not exceed the price permitted by this order and shall separately show any additional charges made for delivery.

(e) *Effect of this order.* The maximum prices established by this order supersede all other maximum prices established under Maximum Price Regulations No. 592 or No. 188 for sales and deliveries covered hereby, whether such other maximum prices were established by individual pricing order or otherwise.

(f) This order may be revoked, amended, or corrected at any time.

This revised order shall become effective June 17, 1946.

Issued this 7th day of June 1946.

BEN C. DUNIWAY,
Regional Administrator.

[F. R. Doc. 46-11054; Filed, June 25, 1946; 1:53 p. m.]

[Portland Order G-3 Under Gen. Order 63]

CERTAIN BUILDING AND CONSTRUCTION MATERIALS IN THE DALLES, HOOD RIVER, AND PENDLETON, OREG.

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order 68 as amended, and by authority of Delegation Order No. 75 issued by the Regional Office of Region VIII, it is ordered:

(a) *What this order covers.* This order covers (i) all retail sales and deliveries of the commodities described in Appendix A attached hereto, made by any person in the City of The Dalles, Oregon; (ii) all retail sales and deliveries of the commodities described in Appendix B attached hereto, made by any person in the City of Pendleton, Oregon; and (iii) all retail sales and deliveries of the commodities described in Appendix C attached hereto, made by any person in the City of Hood River, Oregon.

(b) *Maximum prices.* In each of Appendices A, B and C hereto attached and made a part hereof, there is set forth in the first vertical column headed "Item", a list of commodities, and in the third vertical column headed "Maximum Price" there is set forth opposite the name of each such commodity, the maximum price fixed by this order for the quantity or amount of such commodity set forth in the second vertical column headed "Sales Unit." The maximum prices so set forth in Appendix A shall be applicable in, and only in, the City of The Dalles, Oregon. The maximum prices so set forth in Appendix B shall be applicable in, and only in the City of Pendleton, Oregon. The maximum prices so set forth in Appendix C shall be applicable in, and only in the City of Hood River, Oregon. In the case of a retail sale, no person shall sell or deliver, or offer to sell or deliver, and no person in the course of trade or business shall buy or receive, any such item at a higher price than the applicable maximum price therefor. Prices lower than the maximum prices may, of course, be charged or demanded.

(c) *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order.

(d) *Posting of maximum prices.* Every seller making sales covered by this order shall post in each of his places of business in any of the areas covered by this order a copy of the list of maximum prices fixed by this order for the particular area in which such place of business is located, in such manner as to make the same plainly visible to all purchasers.

(e) *Records and invoices.* Every person making sales subject to this order must keep a record showing in respect to each sale, the identity of each item sold (sufficiently specific to permit the maximum price to be determined, and including the quantity and size), the unit price, the date of sale, the names and addresses of the buyer and the seller, and the total price. Delivery charges, if any, shall be shown separately. Each seller shall also furnish each customer at the time of sale or delivery, an invoice or sales slip on which he has itemized the same information. The records and duplicates of such invoices or sales slips shall be kept by each seller at his place of business for so long as the Emergency Price Control Act of 1942, as amended, shall remain in effect, and shall be available for inspection by the Office of Price Administration.

(f) *Definition.* When used in this order the term "Retail Sale" means a sale (by a person other than a chain store outlet) to an ultimate user, or to a contractor for resale on an installed basis.

(g) *Notification.* Every seller making sales covered by this order shall, if requested by the purchaser, make available to the purchaser for inspection, a copy of this order.

(h) *Amendment.* This order may be amended or revoked at any time by the Office of Price Administration.

This order shall become effective June 10, 1946.

Issued this 10th day of June 1946.

MCDANNELL BROWN,
District Director.

APPENDIX A

Covering the City of Dalles, Oreg.

SCHEDULE OF PRICES

Item and unit	*Price*
Plaster, hard wall, 100-lb. bag	$1.55
Keene cement, 100-lb. bag	3.00
Lime:	
Processed, 60-lb	1.35
Hydrate, 50-lb	.85
Gypsum lath:	
3/8", sq. yd	.30
5/16", sq. yd	.27
Metal lath, painted:	
2.2, sq. yd	.30
2.5, sq. yd	.35
Portland cement, reg. paper, 94-lb. bag	.90
White sand, 100-lb. bag	1.50
Fire clay, 100-lb	3.00
Vitrified sewer pipe ISS:	
4", ft	.30
6", ft	.50
Flue lining:	
9" x 9" 2' pc	1.30
9" x 13", 2' pc	2.10
13" x 13", 2' pc	2.80
Terra cotta chimney pipe, bell or straight 6", 2' pc	1.25
Terra cotta chimney pipe, single tee 6", pc	2.10
Terra cotta chimney pipe, double tee 6", pc	2.80
Gypsum wall board:	
¼", 1,000 sq. ft	40.00
3/8", 1,000 sq. ft	45.00
½", 1,000 sq. ft	48.00
Roofing 1st quality:	
45-lb. roll	2.04
55-lb. roll	2.25
65-lb. roll	2.50
Slate or mineral surfaced:	
90-lb. roll	3.12
105 lb., square	4.12
Asphalt shingles, standard hexagon, 167 lb., square	5.70
Asphalt shingles, thick butt, 210 lb., square	7.25
Rosin sized sheathing:	
20 lb., roll	1.35
30 lb., roll	1.90
Kraft sheathing, 500 sq. ft., 20 lb., roll	2.00
Asphalt saturated felt, 324 sq. ft., 15 lb., roll	2.00
Asphalt saturated felt, 216 sq. ft., 30 lb., roll	2.75
Fibre insulating board or lath:	
½", 1,000 sq. ft	55.00
3/8", 1,000 sq. ft	45.00
Asbestos cement siding, 12" x 24 or 27", square	13.50
Roll brick siding, 100 lb., square	6.65
Hard densith tempered masonite board, 1/8", 1,000 sq. ft	110.00
Thermal insulation batts:	
2", 1,000 sq. ft	70.00
F. T., 1,000 sq. ft	90.00

APPENDIX A—Continued

Covering the City of Dalles, Oreg.—Continued

SCHEDULE OF PRICES—continued

Item and unit	*Price*
Expanded mica insulation, 4 cu. ft., bag	$1.45
Thermal blanket insulation, Kimsul:	
½", 1,000 sq. ft	36.00
1", 1,000 sq. ft	44.00
2", 1,000 sq. ft	53.00
3", 1,000 sq. ft	66.00
Rock wool, 1", 1,000 sq. ft	54.00
Waterproof cement:	
Medusa, 94-lb. bag	3.23
Monolith, 94-lb. bag	1.35
Early strength, 94-lb. bag	1.35
Asphalt sheathing, No. 8, roll	2.10
Corners, roll brick siding, each	.50

NOTE: As used in Appendix A, the term "Square" means sufficient material to cover 100 square feet of roof area or wall area, as the case may be.

The foregoing maximum prices include free delivery service to any point in the City of The Dalles, Oregon.

For deliveries outside the said city, a seller may charge the actual cost to him of that portion of the truck haul outside said city by most direct customary route, but not exceeding, however, the lowest applicable common carrier rate for a similar type of delivery from said city.

APPENDIX B

Covering the City of Pendleton, Oreg.

SCHEDULE OF PRICES

Item and unit	*Price*
Plaster:	
Hard wall, 100 lb. bag	$1.10
Gauging, 100 lb. bag	1.30
Keene cement, 100 lb. bag	2.75
Lime:	
Processed, 60 lbs	1.50
Hydrate, 50 lbs	1.00
Gypsum lath, 3/8", sq. yd	.28
Metal lath painted 2.2	-----
Clay drain tile:	
4", each	.14
6", each	.21
Portland cement, reg. paper, 94 lb. bag	1.05
Fire brick, 1,000	100.00
Vitrified sewer pipe, ISS:	
4", ft	.28
6", ft	.38
Flue lining:	
9" x 9", 2' pc	1.30
9" x 13", 2' pc	2.00
13" x 13", 2' pc	2.60
Terra cotta chimney pipe:	
Bell or straight, 6", 2' pc	1.30
Single tee, 6", pc	1.90
Double tee, 6", pc	2.90
Gypsum wall board, ½", 1,000 sq. ft	48.00
Roofing, first quality:	
45 lb., roll	2.25
55 lb., roll	2.75
65 lb., roll	3.15
Slate or mineral surface, 90 lb., roll	3.25
Asphalt shingles, standard hexagon, 167 lb., square	6.13
Slate or mineral surface 105 lbs., square	4.10
Rosin sized sheathing:	
20 lbs., roll	1.50
30 lbs., roll	2.10
Kraft sheathing 500 sq. ft. 20 lbs., roll	2.20
Fibre insulating board or lath:	
½", 1,000 sq. ft	50.00
3/8", 1,000 sq. ft	45.00
Asbestos cement siding 12" x 24 or 27", square	14.00
Hard density tempered Masonite board 1/8", 1,000 sq. ft	120.00
Thermal insulation batts F. T., 1,000 sq. ft	90.00
Roll brick siding 100 lbs., roll	6.00

APPENDIX B—Continued

Covering the City of Pendleton, Oreg.—Con.

SCHEDULE OF PRICES—continued

Item and unit	*Price*
Corners for same, each	$0.50
Asphalt sheathing No. 8, roll	2.25
Waterproof Cement:	
Medusa, 94 lb. bag	3.75
Monolith, 94 lb. bag	1.35
Early strength, 94 lb. bag	1.35
Thermal blanket insulation, Kimsul:	
½", 1,000 sq. ft	36.00
1", 1,000 sq. ft	44.00
2", 1,000 sq. ft	53.00
3", 1,000 sq. ft	66.00
Thermal blanket insulation, rockwool 1", 1,000 sq. ft	55.00

NOTE: As used in Appendix B, the term "Square" means sufficient material to cover 100 square feet of roof area or wall area, as the case may be.

The foregoing maximum prices include free delivery service to any point in the said City of Pendleton, Oregon.

For deliveries outside the said city, a seller may charge the actual cost to him of that portion of the truck haul outside said city by most direct customary route, but not exceeding, however, the lowest applicable common carrier rate for a similar type of delivery from said city.

APPENDIX C

Covering the City of Hood River, Oreg.

SCHEDULE OF PRICES

Item and unit	*Price*
Plaster:	
Hard wall, 100 lb. bag	$1.55
Gauging, 100 lb. bag	1.55
Keene cement, 100 lb. bag	2.75
Lime:	
Processed, 60 lb. bag	1.40
Hydrate, 50 lb. bag	.90
Gypsum lath:	
3/8", sq. yd	.31
5/16", sq. yd	.28
Metal lath, painted:	
2.2, sq. yd	.30
2.5, sq. yd	.38
Portland cement, reg. paper bags:	
1 bag, 94 lb	1.00
1 to 10 bags, 94 lb	.95
Over 10 bags, 94 lb	.90
White sand, 100 lb. bag	1.50
Fire brick, 1,000	110.00
Fire clay, 100 lb. bag	2.75
Vitrified sewer pipe ISS:	
4", ft	.30
6", ft	.50
Flue lining:	
9" x 9", 2' pc	1.10
9" x 13", 2' pc	2.10
13" x 13", 2' pc	2.50
Terra cotta chimney pipe:	
Bell or straight 6", 2' pc	1.20
Single T 6", pc	2.10
Double T 6", pc	2.80
Gypsum wall board:	
¼", 1,000 sq. ft	40.00
¾", 1,000 sq. ft	45.00
Roofing, first quality:	
45 lbs., roll	1.90
55 lbs., roll	2.25
65 lbs., roll	2.50
Slate or mineral surfaced:	
90 lbs., roll	3.00
105 lbs., square	3.10
Asphalt shingles, standard hexagon, 167 lbs., square	5.70
Thick butt, 210 lbs., square	7.00

APPENDIX C—Continued

Covering the City of Hood River, Oreg.—con.

SCHEDULE OF PRICES—continued

Item and unit	*Price*
Rosin sized sheathing:	
20 lb., roll	$1.35
30 lbs., roll	1.90
Kraft sheathing, 20 lbs., roll	----
Asphalt saturated felt:	
324 sq. ft., 15 lbs., roll	1.75
216 sq. ft., 30 lbs., roll	2.45
Asbestos cement siding, 12" x 24" or 27", square	11.90
Roll brick siding, square	6.65
Hard density tempered masonite board, ⅛", 1,000 sq. ft	100.00
Thermal insulation batts:	
2", ft	66.00
F. T., 1,000 ft	90.00
Expanded mica insulation, 4 cu. ft., bag	1.55
Thermal blanket insulation, rock wool, 1", 1,000 sq. ft	54.00
Corners, roll brick siding, each	.45

NOTE: As used in Appendix C, the term "Square" means sufficient material to cover 100 square feet of roof area or wall area, as the case may be.

The foregoing maximum prices include free delivery service to any point in the said City of Hood River, Oregon. For deliveries outside said city, a seller may charge the actual cost to him of that portion of the truck haul outside said city by most direct customary route, but not exceeding, however, the lowest applicable common carrier rate for a similar type of delivery from said city.

[F. R. Doc. 46–11029; Filed, June 25, 1946; 1:35 p. m.]

[Region VII Order G-13 Under Rev. Supp. Service Reg. 43 to RMPR 165]

CUSTOM CANNING OF CERTAIN FRUITS AND VEGETABLES IN SAN FRANCISCO REGION

For the reasons set forth in the accompanying opinion and under authority conferred upon the Regional Administrator by § 1499.676 (b) (1) of Revised Supplementary Service Regulation No. 43 to Revised Maximum Price Regulation No. 165, *It is hereby ordered:*

1. The maximum price that may be charged by any canner or processor for the service of canning fruits and vegetables for another canner or processor shall be the amount set forth in Appendix A.

2. This order shall cover the canning of spinach and asparagus.

3. The area covered by this order shall be that portion of the State of California lying north of the northerly boundaries of the counties of San Luis Obispo, Kern, and San Bernardino.

4. This order may be amended, corrected or revoked at any time.

5. This order shall become effective June 21, 1946 and shall expire 90 days thereafter unless extended pursuant to § 1499.676 (b) (2) of Revised Supplementary Regulation No. 43.

Issued this 11th day of June 1946.

BEN C. DUNIWAY,
Regional Administrator.

APPENDIX A

TABLE OF PER CASE PACKING FEES FOR PACKING SPINACH

	Net packing cost or "fee"
24/2½ Fancy	$1.91920
24/2T Fancy	1.60061
6/10 Fancy	1.40421

TABLE OF PER CASE PACKING FEES FOR PACKING ASPARAGUS

		Net packing cost or "fee"
All green:		
24/2T	Colossal	$2.53076
24/2T	Mammoth	2.54018
24/2T	Large	2.57205
24/2T	Medium	2.67084
24/2T	Small	2.75070
24/2T	Fancy Cut Spears	2.15093
24/2T	Blend C-M-L	2.53498
24/2T	Blend M-L	2.55751
24/2T	Blend M-L-M	2.59351
24/2T	Blend L-M-S	2.74162
24/2T	Blend M-S	2.72061
6/10	Fancy Cut Spears	2.18568
6/10	Soup Cuts	2.11383
24/2½	Fancy Cut Spears	2.62005
Regular:		
24/2T	Colossal	2.07811
24/2T	Mammoth	2.05562
24/2T	Large	2.10930
24/2T	Medium	2.18258
24/2T	Fancy Cut Spears	1.81150
24/2T	Blend C-M-L	2.08388
24/2T	Blend M-L	2.10661
24/2T	Blend M-L-M	2.12520
24/2T	Blend M-S	2.22361
24/2½	Fancy Cut Spears	2.17875
6/10	Fancy Cut Spears	1.75046
6/10	Soup Cuts	1.66016

[F. R. Doc. 46–11055; Filed, June 25, 1946; 1:54 p. m.]

[Region VIII Order G-47 Under 3 (e)]

DWYER PRODUCTS CORP. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES

For the reasons set forth in the accompanying opinion and pursuant to authority conferred upon the Regional Administrator by § 1499.3 (e) of the General Maximum Price Regulation, *It is hereby ordered:*

(a) The maximum prices for sales to ultimate consumers of Murphy Cabranettes manufactured by Dwyer Products Corporation of Michigan City, Ind., shall be as set forth on Appendix A, attached hereto.

(b) The maximum prices for sales to dealers of Murphy Cabranettes manufactured by Dwyer Products Corporation of Michigan City, Ind., shall be as set forth on Appendix A, attached hereto, at a minimum discount of 10% therefrom.

(c) This order shall apply to sales in the states of California, Washington, Nevada and Oregon (except Malheur County), and Arizona, except those portions of Coconino and Mohave Counties lying north of the Colorado River; and the following counties in the State of Idaho: Benewah, Bonner, Boundary, Clearwater, Kootenai, Latah, Lewis Nez Perce, Shoshone and Idaho.

(d) This order may be corrected, amended or revoked at any time.

(e) This order shall become effective June 20, 1946.

Issued this 10th day of June 1946.

BEN C. DUNIWAY,
Regional Administrator.

APPENDIX A

Kitchen catalogue number:	*Maximum price for sales at retail*
39	$265.65
480	329.34
480A	339.79
60	365.75
66	390.94
81	435.49
84	452.21
87	457.05
90	473.77
Kitchens with electric range:	
When electric range is substituted for the gas range on any kitchen (except No. 39), add	47.69
When electric hotplate is substituted for the gas hotplate on the No. 39 kitchen, add	23.76
Optional additions, substitutes, etc.:	
When utility drawer base is substituted for type "D" undersink cabinet on Series 81 to 90 kitchens:	
For No. 81 or No. 84 kitchens, add	23.87
For No. 87 or 90 kitchens, add	17.27
Accessory equipment:	
Set of brass chrome plated faucets	7.70
3½" dia. basket type strainer for sink	3.85
Porcelain finished light fixture, equipped with toggle switch and convenience outlet	5.50
End splashers, fillers and end panels:	
One splasher with screws and finishing washers	3.30
Complete set end splashers and fillers "B" treatment:	
For No. 39, 480, 480A, 60 or 66	19.47
For No. 81, 84, 87 or 90	11.94
Porcelain top filler, No. 39, 480, 480A, 60 or 66	2.20
Porcelain top filler, No. 81, 84, 87 or 90	4.40
Panel and filler for other refrigerator or range end, No. 480 or 480A kitchen	9.35
Porcelain panel for No. 60 kitchen	5.50
Murphy cabranette counter-balanced blinds:	
480 or 480A	49.50
60	56.10
66	59.40
Murphy cabranette "400" kitchens:	
400 W-C	36.30
400 A-T	291.67
400 A-S	312.57
400 B-T	304.98
400 B-S	326.98
400 B-T-O	342.38
400 B-S-O	363.28

[F. R. Doc. 46–11056; Filed, June 25, 1946; 1:54 p. m.]

LIST OF COMMUNITY PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register June 21, 1946.

Region I

Montpelier Order 2–F, Amendments 56, 57, 53, and 59, covering fresh fruits and vegetables in certain areas in Vermont. Filed 10:07 and 10:06 a. m.

Montpelier Order 3–F, Amendment 24, covering fresh fruits and vegetables in certain areas in Vermont. Filed 10:06 a. m.

Montpelier Order 15, Amendment 7, covering dry groceries in the State of Vermont. Filed 10:06 a. m.

Montpelier Order 1–C, Amendment 12, covering poultry in the State of Vermont. Filed 10:05 a. m.

Montpelier Order 1–D, Amendment 3, covering butter and cheese in the State of Vermont. Filed 10:05 a. m.

Montpelier Order 2–O, Amendment 5, covering eggs in the State of Vermont. Filed 10:05 a. m.

Montpelier Order 2–W, Amendment 7, covering dry groceries in the State of Vermont. Filed 10:05 a. m.

Region II

District of Columbia Order 8–C and 3–O, covering poultry and eggs in the Washington, D. C. area. Filed 10:04 a. m.

Philadelphia Order 16–F, Amendment 20, covering fresh fruits and vegetables in Berks, Lehigh and Northampton counties, Pennsylvania. Filed 10:02 a. m.

Philadelphia Orders 4–C and 27–O, covering poultry and eggs in Philadelphia, Delaware and Montgomery counties, Pennsylvania, and Camden county, New Jersey. Filed 10:02 a. m.

Syracuse Orders 4–C and 3–O, covering poultry and eggs in certain areas in New York. Filed 10:02 and 10:06 a. m.

Syracuse Orders 5–C and 4–O, covering eggs and poultry in Broome and Tioga counties, New York. Filed 10:35 and 10:34 a. m.

Region III

Cleveland Order 7–F, Amendment 30, covering fresh fruits and vegetables in certain counties in Ohio. Filed 10:34 a. m.

Cleveland Order 8–F, Amendment 3, covering fresh fruits and vegetables in certain areas in Ohio. Filed 10:34 a. m.

Cleveland Orders 6–O and 7–O, Amendment 4, covering eggs in certain counties in Ohio. Filed 10:34 and 10:33 a. m.

Detroit Order 11–F, Amendment 5, covering fresh fruits and vegetables in certain counties in Michigan. Filed 10:33 a. m.

Detroit Order 9–O, Amendment 20, covering eggs in designated counties in Michigan. Filed 10:33 a. m.

Detroit Order 10–O, Amendment 12, covering eggs in Wayne county, Michigan. Filed 10:33 a. m.

Indianapolis Order 14–F, Amendment 71, covering fresh fruits and vegetables in Marion, Vigo and Tippecanoe counties. Filed 10:33 a. m.

Indianapolis Order 15–F, Amendment 71, covering fresh fruits and vegetables in Wayne, Delaware and Allen counties. Filed 10:32 a. m.

Indianapolis Order 16–F, Amendment 71, covering fresh fruits and vegetables in St. Joseph county. Filed 10:32 a. m.

Indianapolis Order 17–F, Amendment 71, covering fresh fruits and vegetables in Vanderburgh county. Filed 10:32 a. m.

Indianapolis Order 18–F, Amendment 23, covering fresh fruits and vegetables in certain counties in Indiana and Drake county, Ohio. Filed 10:35 a. m.

Indianapolis Order 19–F, Amendment 23, covering fresh fruits and vegetables in certain counties in Indiana. Filed 10:32 a. m.

Louisville Order 1–O, Amendment 7, covering eggs in Jefferson county, Kentucky and Clark and Floyd counties, Indiana. Filed 10:31 a. m.

Louisville Order 9–W, covering dry groceries in certain counties in Kentucky. Filed 10:31 a. m.

Region IV

Birmingham Order 5–F, Amendment 36, covering fresh fruits and vegetables in Jefferson county. Filed 10:31 a. m.

Birmingham Order 6–F, Amendment 15, covering fresh fruits and vegetables in certain counties in Alabama. Filed 10:30 a. m.

Birmingham Order 25–F, Amendment 13, covering fresh fruits and vegetables in certain areas in Alabama. Filed 10:30 a. m.

Birmingham Order 26–F, Amendment 35, covering fresh fruits and vegetables in Mobile county. Filed 10:30 a. m.

Birmingham Order 27–F, Amendment 37, covering fresh fruits and vegetables in Montgomery county. Filed 10:30 a. m.

Birmingham Order 28–F, Amendment 35, covering fresh fruits and vegetables in Houston county. Filed 10:30 a. m.

Birmingham Order 29–F, Amendment 34, covering fresh fruits and vegetables in Dallas county. Filed 10:29 a. m.

Birmingham Order 4–O, Amendment 16, covering eggs in Jefferson county, Alabama. Filed 10:29 a. m.

Birmingham Order 7–O, Amendment 13, covering eggs in Montgomery county, Alabama. Filed 10:29 a. m.

Birmingham Order 3–C, Amendment 8, covering poultry in Jefferson county, Alabama. Filed 10:04 a. m.

Birmingham Order 13–C, Amendment 7, covering poultry in Montgomery county Alabama. Filed 10:04 a. m.

Jackson Order 1–O, Amendment 13, covering eggs in the city of Jackson, Mississippi. Filed 10:17 a. m.

Jacksonville Order 14–F, Amendment 32, covering fresh fruits and vegetables in the city of Jacksonville, Florida. Filed 10:29 a. m.

Jacksonville Order 15–F, Amendment 7, covering fresh fruits and vegetables in the city of Pensacola, Florida. Filed 10:29 a. m.

Jacksonville Order 24–O, Amendment 15, covering eggs in Duval county, Florida. Filed 10:24 a. m.

Jacksonville Order 29–O, covering eggs in Zone 15. Filed 10:32 a. m.

Jacksonville Order 30–O, covering eggs in Zone 16. Filed 10:23 a. m.

Jacksonville Order 31–O, covering eggs in Zone 17. Filed 10:23 a. m.

Jacksonville Order 32–O, covering eggs in Zone 17A. Filed 10:18 a. m.

Jacksonville Order 17–C, Amendment 6, covering poultry in Duval county, Florida. Filed 10:04 a. m.

Miami Order 5–F, Amendment 36, covering fresh fruits and vegetables in certain areas in Florida. Filed 10:18 a. m.

Miami Order 8–F, Amendment 14 covering fresh fruits and vegetables in Monroe county, Florida. Filed 10:18 a. m.

Miami Order 13–C, Amendment 6, covering poultry in Dade county, Florida. Filed 10:17 a. m.

Miami Order 6–W, Amendment 4, covering dry groceries in certain areas in Florida. Filed 10:17 a. m.

Raleigh Order 11–C, 12–C, Amendment 14, covering poultry in certain counties in North Carolina. Filed 10:17 a. m.

Richmond Order 7–F, Amendment 11, covering fresh fruits and vegetables in certain areas in Virginia. Filed 10:16 a. m.

Richmond Order 8–F, Amendment 33, covering fresh fruits and vegetables in certain areas in Virginia. Filed 10:16 a. m.

Richmond Order 13–F, Amendment 35, covering fresh fruits and vegetables in certain cities, counties, and towns in Virginia. Filed 10:16 a. m.

Richmond Order 14–F, Amendment 11, covering fresh fruits and vegetables in certain areas in Virginia. Filed 10:16 a. m.

Region V

Fort Worth Order 20, Amendment 3, covering dry groceries. Filed 10:16 a. m.

Fort Worth Order 21, Amendment 6, covering dry groceries. Filed 10:15 a. m.

Fort Worth Order 5–W, Amendments 3; 6, covering dry groceries. Filed 10:15 a. m.

Fort Worth Order 20, Amendment 6, covering dry groceries. Filed 10:15 a. m.

Kansas City Order 25, Amendment 2, covering dry groceries sold by Groups 3 and 4 stores. Filed 10:13 a. m.

Kansas City Orders 24 and 6–W, Amendment 3, covering dry groceries sold by Groups 1 and 2 stores. Filed 10:14 a. m.

New Orleans Order 3–F, Amendment 47, covering fresh fruits and vegetables in Parishes of Orleans, St. Bernard and Jefferson except Grand Isle, Louisiana. Filed 10:13 a. m.

New Orleans Order 5–F, Amendment 38, covering fresh fruits and vegetables in cities of Shreveport, Bossier City, Monroe, and West Monroe. Filed 10:13 a. m.

New Orleans Order 6–F, Amendment 37, covering fresh fruits and vegetables in certain Parishes of Louisiana except cities of Shreveport, Bossier City, Monroe and West Monroe, Louisiana. Filed 10:12 a. m.

New Orleans Order 7–F, Amendment 5, covering fresh fruits and vegetables in certain Parishes in Louisiana. Filed 10:12 a. m.

New Orleans Order 8–F, Amendment 5, covering fresh fruits and vegetables in certain Parishes in Louisiana. Filed 10:12 a. m.

New Orleans Order 9–F, covering fresh fruits and vegetables in certain Parishes in Louisiana and in Grand Isle, Louisiana. Filed 10:12 a. m.

New Orleans Orders 33–C and 7–O, covering poultry and eggs in city of New Orleans, Albiers, Gentna, Metairie, McDonoughville, Arabi and Chalmette, Louisiana. Filed 10:11 a. m.

New Orleans Orders 31 and 33, Amendment 3, covering dry groceries sold by Groups 1 and 2 and 3 and 4 stores. Filed 10:12 and 10:13 a. m.

New Orleans Order 33, Amendment 4, covering dry groceries sold by Groups 3A and 4A stores. Filed 10:13 a. m.

New Orleans Orders 5W and 6–W, Amendment 3, covering dry groceries. Filed 10:11 and 10:10 a. m.

New Orleans Order 32, Amendment 3, covering dry groceries sold by Groups 1 and 2 stores. Filed 10:11 a. m.

St. Louis Order 4–F, Amendment 48, covering fresh fruits and vegetables in the city of St. Louis and county of St. Louis, Missouri. Filed 10:03 a. m.

St. Louis Order 6–F, Revocation, covering fresh fruits and vegetables in certain counties in Missouri. Filed 10:14 a. m.

St. Louis Order 7–F, Amendment 1, covering fresh fruits and vegetables in certain counties in Missouri. Filed 10:03 a. m.

St. Louis Order 7–F, covering fresh fruits and vegetables in certain counties in Missouri. Filed 10:14 a. m.

St. Louis Order 8–F, covering fresh fruits and vegetables in certain areas in Missouri. Filed 10:14 a. m.

St. Louis Orders 3–C and 2–O, covering poultry and eggs in the city of St. Louis and county of St. Louis, Missouri. Filed 10:03 and 10:14 a. m.

Wichita Order 12–F, Amendment 10, covering fresh fruits and vegetables in certain areas in Kansas. Filed 10:10 a. m.

Wichita Order 13–F, Amendment 30, covering fresh fruits and vegetables in Sedgwick county, Kansas. Filed 10:10 a. m.

Wichita Order 14–F, Amendment 30, covering fresh fruits and vegetables in certain counties in Kansas. Filed 10:10 a. m.

Wichita Order 15–F, Amendment 30, covering fresh fruits and vegetables in certain counties in Kansas. Filed 10:24 a. m.

Wichita Order 16–F, Amendment 30, covering fresh fruits and vegetables in Reno county, Kansas. Filed 10:24 a. m.

Wichita Order 17–F, Amendment 30, covering fresh fruits and vegetables in Shawnee county, Kansas. Filed 10:10 a. m.

Wichita Orders 34 and 35, Amendments 4 and 5, covering dry groceries. Filed 10:09 a. m.

Wichita Order 35, Amendments 4 and 5, covering dry groceries. Filed 10:09 and 10:08 a. m.

Region VIII

Seattle Order 16–F, Amendment 44, covering fresh fruits and vegetables in Seattle, Tacoma, and Bremerton, Washington. Filed 10:08 a. m.

Seattle Order 17–F, Amendment 40, covering fresh fruits and vegetables in Bellingham and Everett, Washington. Filed 10:08 a. m.

Seattle Order 18–F, Amendment 41, covering fresh fruits and vegetables in Olympia, Aberdeen, Hoquiam, Centralia and Chehalis, Washington. Filed 10:07 a. m.

Seattle Order 19–F, Amendment 38, covering fresh fruits and vegetables in Yakima, Wenatchee, and East Wenatchee. Filed 10:07 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46–11189; Filed, June 26, 1946; 4:38 p. m.]

[Miami Order G–11 Under Gen. Order 68]

READY MIXED CONCRETE IN BROWARD COUNTY, FLA.

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order 68, it is ordered:

SECTION 1. *What this order covers.* This order covers all retail sales by any seller of commodities specified in this order delivered to a purchaser in Broward County, Florida.

SEC. 2. *Definition of retail sales.* For the purposes of this order, a retail sale means a sale to an ultimate user, or to a purchaser for resale on an installed basis.

SEC. 3. *Description of items covered by this order.* This order covers the commodities set forth in the annexed price table.

SEC. 4. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order. Except to the extent they are inconsistent with the provisions of this order, all other provisions of the General Maximum Price Regulation, or of any other applicable regulation or order shall apply to sales covered by this order.

SEC. 5. *Maximum prices.* The maximum prices for the building materials covered by this order are set forth in Table 1 which is annexed to and made a part of this order.

SEC. 6. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of the list of maximum prices fixed by this order in each of his places of business in Broward County in a manner plainly visible to all purchasers.

SEC. 7. *Sales slips and records.* Every seller covered by this order who has customarily given his customers a sales slip or other evidence of purchase must continue to do so. Upon request from a customer, such seller regardless of previous custom, shall give the purchaser a receipt showing the date, name and address of the seller, the description of each item sold and the price received for it. If he customarily prepared his sales slips in more than one copy, he must keep for at least 6 months after delivery a duplicate copy of each sale slip delivered by him pursuant to this section. Each such seller shall keep at least such records of each sale as he customarily kept. For any sale of $50.00 or more, each seller, regardless of previous custom, must keep records showing at least the following:

1. Name and address of buyer.
2. Date of transaction.
3. Place of delivery.
4. Complete description of each item sold and price charged.

SEC. 8. *Amendment.* This order may be amended or revoked at any time by the Office of Price Administration.

This order shall become effective June 15, 1946.

Issued this 11th day of June 1946.

BERNARD C. GOODWIN,
District Director.

TABLE 1

READY MIXED CONCRETE

The maximum prices for sales of ready-mixed concrete delivered to a job site within a five mile radius of the seller's plant shall be as follows: [1] $9.90 per cubic yard of five bag mix.

An additional 15¢ per cubic yard may be charged for deliveries beyond a five mile radius of the seller's plant.

An additional 75¢ per bag of cement per cubic yard may be charged for ready-mixed concrete containing more than 5 bags of cement per cubic yard and 75¢ per bag of cement per cubic yard must be deducted for ready-mixed concrete containing less than 5 bags of cement per cubic yard.

An additional $1.50 per cubic yard may be charged for sales of less than two cubic yards.

An additional $2.00 per cubic yard may be added for installing the concrete in place with a chute.

An additional $2.00 per cubic yard may be added for concrete treated with a waterproofing additive.

An amount computed at the rate of $4.00 per hour may be added on deliveries requiring a waiting time of more than twenty (20) minutes.

[F. R. Doc. 46–11080; Filed, June 25, 1946; 4:33 p. m.]

[Miami Order G–12 Under Gen. Order 68]

READY MIXED CONCRETE IN PALM BEACH, MARTIN, ST. LUCIE AND HENDRY COUNTIES, FLA.

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order 68, it is ordered:

SECTION 1. *What this order covers.* This order covers all retail sales by any seller of commodities specified in this order delivered to a purchaser in Palm Beach, Martin, St. Lucie and Hendry Counties, Florida.

SEC. 2. *Definition of retail sales.* For the purposes of this order, a retail sale means a sale to an ultimate user, or to a purchaser for resale on an installed basis.

SEC. 3. *Description of items covered by this order.* This order covers the commodities set forth in the annexed price table.

SEC. 4. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order. Except to the extent they are inconsistent with the provisions of this order, all other provisions of the General Maximum Price Regulation, or of any other applicable regulation or order shall apply to sales covered by this order.

SEC. 5. *Maximum prices.* The maximum prices for the building materials covered by this order are set forth in Table 1 which is annexed to and made a part of this order.

SEC. 6. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of the list of maximum prices fixed by this order in each of his places of business in Palm Beach, Martin, St. Lucie and Hendry Counties, Florida, in a manner plainly visible to all purchasers.

SEC. 7. *Sales slips and records.* Every seller covered by this order who has customarily given his customers a sales slip or other evidence of purchase must continue to do so. Upon request from a customer, such seller regardless of previous custom, shall give the purchaser a receipt showing the date, name and address of the seller, the description of each item sold and the price received for it. If he customarily prepared his sales slips in more than one copy, he must keep for at least 6 months after delivery a duplicate copy of each sale slip delivered by him pursuant to this section. Each such seller shall also keep at least such records of each sale as he customarily kept. For any sale of $50.00 or more, each seller, regardless of previous custom, must keep records showing at least the following.

1. Name and address of buyer.
2. Date of transaction.
3. Place of delivery.
4. Complete description of each item sold and price charged.

SEC. 8. *Amendment.* This order may be amended or revoked at any time by the Office of Price Administration.

This order shall become effective June 15, 1946.

Issued this 11th day of June, 1946.

BERNARD C. GOODWIN,
District Director.

TABLE 1

READY MIXED CONCRETE

The maximum prices for sales of ready-mixed concrete delivered to a job site within a five mile radius of the seller's plant shall be as follows: [1] $10.50 per cubic yard of five bag mix.

An additional 15¢ per cubic yard may be charged for deliveries beyond a five mile radius of the seller's plant.

An additional 85¢ per bag of cement per cubic yard may be charged for ready-mixed concrete containing more than 5 bags of cement per cubic yard and 85¢ per bag of cement per cubic yard must be deducted for ready-mixed concrete containing less than 5 bags of cement per cubic yard.

An additional $1.50 per cubic yard may be charged for sales of less than two cubic yards.

An additional $2.00 per cubic yard may be added for installing the concrete in place with a chute.

[1] All prices are subject to the customary quantity and trade differentials in effect during March 1942.

An additional $1.00 per cubic yard may be added for concrete treated with a waterproofing additive.

An amount computed at the rate of $4.00 per hour may be added on deliveries requiring a waiting time of more than twenty (20) minutes.

[F. R. Doc. 46–11079; Filed, June 25, 1946; 4:33 p. m.]

[Miami Order G–13 Under Gen. Order 68]

READY MIXED CONCRETE IN HILLSBOROUGH COUNTY, FLA.

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order 68 it is ordered:

SECTION 1. *What this order covers.* This order covers all retail sales by any seller of commodities specified in this order delivered to a purchaser in Hillsborough County, Florida.

SEC. 2. *Definition of retail sales.* For the purposes of this order, a retail sale means a sale to an ultimate user, or to a purchaser for resale on an installed basis.

SEC. 3. *Description of items covered by this order.* This order covers the commodities set forth in the annexed price table.

SEC. 4. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order. Except to the extent they are inconsistent with the provisions of this order, all other provisions of the General Maximum Price Regulation, or of any other applicable regulation or order shall apply to sales covered by this order.

SEC. 5. *Maximum prices.* The maximum prices for the building materials covered by this order are set forth in Table 1 which is annexed to and made a part of this order.

SEC. 6. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of the list of maximum prices fixed by this order in each of his places of business in Hillsborough County in a manner plainly visible to all purchasers.

SEC. 7. *Sales slips and records.* Every seller covered by this order who has customarily given his customers a sales slip or other evidence of purchase must continue to do so. Upon request from a customer, such seller regardless of previous custom, shall give the purchaser a receipt showing the date, name, and address of the seller, the description of each item sold and the price received for it. If he customarily prepared his sales slips in more than one copy, he must keep for at least 6 months after delivery a duplicate copy of each slip delivered by him pursuant to this section. Each such seller shall also keep at least such records of each sale as he customarily kept. For any sale of $50.00 or more, each seller,

regardless of previous custom, must keep records showing at least the following.

1. Name and address of buyer.
2. Date of transaction.
3. Place of delivery.
4. Complete description of each item sold and price charged.

SEC. 8. *Amendment.* This order may be amended or revoked at any time by the Office of Price Administration.

This order shall become effective June 15, 1946.

Issued this 11th day of June 1946.

BERNARD C. GOODWIN,
District Director.

TABLE 1

READY MIXED CONCRETE

The maximum prices for sales of ready-mixed concrete delivered to a job site within a five mile radius of the seller's plant shall be as follows: [1] $12.00 per cubic yard of five bag mix.

An additional 15¢ per cubic yard may be charged for deliveries beyond a five mile radius of the seller's plant.

An additional 70¢ per bag of cement per cubic yard may be charged for ready-mixed concrete containing more than 5 bags of cement per cubic yard and 70¢ per bag of cement per cubic yard must be deducted for ready-mixed concrete containing less than 5 bags of cement per cubic yard.

An additional $1.50 per cubic yard may be charged for sales of less than two cubic yards.

An additional $2.00 per cubic yard may be added for installing the concrete in place with a chute.

An additional $1.00 per cubic yard may be added for concrete treated with a waterproofing additive.

An amount computed at the rate of $4.00 per hour may be added on deliveries requiring a waiting time of more than twenty (20) minutes.

[F. R. Doc. 46-11078; Filed, June 25, 1946; 4:33 p. m.]

[Miami Order G-15 Under Gen. Order 68]

READY MIXED CONCRETE IN MIAMI, FLA., DISTRICT

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order 68 it is ordered:

SECTION 1. *What this order covers.* This order covers all retail sales by any seller of commodities specified in this order delivered to a purchaser in Indian River, Osceola, Polk, Hardee, Glades, Okeechobee, De Soto, Highlands, Lee, Charlotte, Collier and Monroe Counties, Florida.

SEC. 2. *Definition of retail sales.* For the purposes of this order, a retail sale means a sale to an ultimate user, or to a purchaser for resale on an installed basis.

SEC. 3. *Description of items covered by this order.* This order covers the commodities set forth in the annexed price table.

SEC. 4. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price of pricing method previously fixed by any other regulation or order. Except to the extent they are inconsistent with the provisions of this order, all other provisions of the General Maximum Price Regulation, or of any other applicable regulation or order shall apply to sales covered by this order.

SEC. 5. *Maximum prices.* The maximum prices for the building materials covered by this order are set forth in Table 1 which is annexed to and made a part of this order.

SEC. 6. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of the list of maximum prices fixed by this order in each of his places of business in Indian River, Osceola, Polk, Hardee, Glades, Okeechobee, De Soto, Highlands, Lee, Charlotte, Collier and Monroe Counties in a manner plainly visible to all purchasers.

SEC. 7. *Sales slips and records.* Every seller covered by this order who has customarily given his customers a sales slip or other evidence of purchase must continue to do so. Upon request from a customer, such seller regardless of previous custom, shall give the purchaser a receipt showing the date, name and address of the seller, the description of each item sold and the price received for it. If he customarily prepared his sales slips in more than one copy, he must keep for at least 6 months after delivery a duplicate copy of each sales slip delivered by him pursuant to this section. Each such seller shall also keep at least such records of each sale as he customarily kept. For any sale of $50.00 or more, each seller, regardless of previous custom, must keep records showing at least the following.

1. Name and address of buyer.
2. Date of transaction.
3. Place of delivery.
4. Complete description of each item sold and price charged.

SEC. 8. *Amendment.* This order may be amended or revoked at any time by the Office of Price Administration.

This order shall become effective June 15, 1946.

Issued this 11th day of June 1946.

BERNARD C. GOODWIN,
District Director.

TABLE 1

READY MIXED CONCRETE

Effective in Indian River, Osceola, Polk, Hardee, Glades, Okeechobee, DeSoto, Highlands, Lee, Charlotte, Collier and Monroe Counties, Florida. Effective date: June 15, 1946.

The maximum prices for sales of ready-mixed concrete delivered to a job site within a five mile radius of the seller's plant shall be as follows: [1] $13.00 per cubic yard of five bag mix.

An additional 15¢ per cubic yard may be charged for deliveries beyond a five mile radius of the seller's plant.

An additional 85¢ per bag of cement per cubic yard may be charged for ready-mixed concrete containing more than 5 bags of cement per cubic yard and 85¢ per bag of cement per cubic yard must be deducted for ready-mixed concrete containing less than 5 bags of cement per cubic yard.

An additional $1.50 per cubic yard may be charged for sales of less than two cubic yards.

An additional $2.00 per cubic yard may be added for installing the concrete in place with a chute.

An additional $1.00 per cubic yard may be added for concrete treated with a waterproofing additive.

An amount computed at the rate of $4.00 per hour may be added on deliveries requiring a waiting time of more than twenty (20) minutes.

[F. R. Doc. 46-11076; Filed, June 25, 1946; 4:33 p. m.]

[Region VIII Order G-1 Under RMPR 165]

BALING ALFALFA HAY IN SAN FRANCISCO REGION

For the reasons set forth in an opinion issued simultaneously herewith and under the authority vested in the Regional Administrator of the Office of Price Administration by section 1 of Revised Maximum Price Regulation No. 165, as amended; *It is hereby ordered:*

(a) Pending final action by the Price Administrator or the Regional Administrator upon applications now on file in regard to adjustment of maximum prices, by means of an appropriate adjustment order, for services in connection with harvesting and baling alfalfa hay and flax straw in the Imperial Valley area, the maximum prices of which have been established by Supplementary Service Regulation No. 37, any person subject to said order supplying or offering to supply such services is hereby authorized to agree in any contract for such services that the contract price may be adjusted to a price not exceeding the increased maximum price which may be fixed for such services by such adjustment order as may be issued hereafter.

(b) This order shall apply to the Imperial Valley area, as defined in Supplementary Service Regulation No. 37.

(c) This order may be revoked, amended or corrected at any time.

(d) This order shall become effective May 7, 1946 and shall expire June 1, 1946.

Issued this 7th day of May 1946.

BEN C. DUNIWAY,
Regional Administrator.

[F. R. Doc. 46-11027; Filed, June 25, 1946; 1:35 p. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 6382]

GEORGE G. REPASI

In re: Estate of George G. Repasi, a/k/a George G. Repase, deceased. File D-34-865; E. T. sec. 14349.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Marie Kelemec in and to the Estate of George G. Repasi, a/k/a George G. Repase, deceased,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Hungary, namely,

National and Last Known Address

Marie Kelemec, Ordarme, Hungary.

That such property is in the process of administration by Samuel J. Needleman, as Administrator of the Estate of George G. Repasi, a/k/a George G. Repase, acting under the judicial supervision of the Orphans' Court of Philadelphia County, Pennsylvania;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Hungary);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 31, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-11198; Filed, June 27, 1946; 9:37 a. m.]

[Vesting Order 6385]

EDWARD TOENNIES

In re: Estate of Edward Toennies, deceased. File No. 017-17197.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Ernst Toennies in and to the estate of Edward Toennies, deceased,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

Ernest Toennies, Germany.

That such property is in the process of administration by the Treasurer of the City of New York, as depositary, acting under the judicial supervision of the Surrogate's Court of New York County, New York;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 31, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-11199; Filed, June 27, 1946; 9:37 a. m.]

[Vesting Order 6386]

JOHN VARADY

In re: Estate of John Varady, deceased. File D-34-860; E. T. sec. 14278.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Stephen Varady, Elizabeth J. Varady, Louis Varady, Stephen Varady, Jr., and Mary V. Pater, and each of them, in and to the Estate of John Varady, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Hungary, namely,

National and Last Known Address

Stephen Varady, Hungary.
Elizabeth J. Varady, Hungary.
Louis Varady, Hungary.
Stephen Varady, Jr., Hungary.
Mary V. Pater, Hungary.

That such property is in the process of administration by Daniel Varady, as Administrator, of the Estate of John Varady, acting under the judicial supervision of the Orphans' Court of Philadelphia County, Pennsylvania;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Hungary);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall

[1] All prices are subject to the customary quantity and trade differentials in effect during March 1942.

have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May 31, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-11200; Filed, June 27, 1946; 9:37 a. m.]

[Vesting Order 6436]

JOHANNA GAUS

In re: Estate of Johanna Gaus, deceased. File No. D-28-4120; E. T. sec. 7072.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Anna Erath, Rosalia Erath and Mary Erath Sauter, and each of them, in and to the estate of Johanna Gaus, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

National and Last Known Address

Anna Erath, Germany.
Rosalia Erath, Germany.
Mary Erath Sauter, Germany.

That such property is in the process of administration by the County Treasurer of Monroe County, as depositary, acting under the judicial supervision of the Surrogate's Court of Monroe County, New York;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on May June 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-11201; Filed, June 27, 1946; 9:37 a. m.]

[Vesting Order 6438]

HENRIETTA M. KAFERSTEIN

In re: Estate of Henrietta M. Kaferstein, deceased. File No. D-28-10176; E. T. sec. 14488.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Else Kaeferstein in and to the estate of Henriette M. Kaferstein, deceased,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely,

National and Last Known Address

Else Kaeferstein, Germany.

That such property is in the process of administration by John H. Tiedemann, as Executor, acting under the judicial supervision of the Surrogate's Court of Erie County, New York;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-11202; Filed, June 27, 1946; 9:37 a. m.]

[Vesting Order 6611]

MARGARETHA CLAUSSNER

In re: Estate of Margaretha Claussner, deceased. File No. 017-4820.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding;

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Mrs. Gretel Claussner Steger and Lona Claussner, and each of them, in and to the estate of Margaretha Claussner, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely;

Nationals and Last Known Address

Mrs. Gretel Claussner Steger, Germany.
Lon Claussner, Germany.

That such property is in the process of administration by Pauline C. Pearson, as Executrix of the Estate of Margaretha Claussner, deceased, acting under the judicial supervision of the Surrogate's Court, Nassau County, New York;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 11, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-11203; Filed, June 27, 1946; 9:37 a. m.]

[Vesting Order 6600]

ONE HUNDREDTH BANK, LTD.

In re: Bank account owned by One Hundredth Bank, Limited, also known as One-Hundredth Bank Ltd. F-39-650-E-12.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned after investigation, finding:

1. That One Hundredth Bank, Limited, also known as One-Hundredth Bank Ltd., the last known address of which is Tokyo, Japan, is a corporation, organized under the laws of Japan, and which has or, since the effective date of Executive Order No. 8389, as amended, has had its principal place of business in Japan and is a national of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligation owing to One Hundredth Bank, Limited, also known as One-Hundredth Bank Ltd., by Seattle-First National Bank, Second Avenue and Cherry Street, Seattle, Washington, arising out of a checking account, entitled One-Hundredth Bank Ltd., and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 17, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-11204; Filed, June 27, 1946; 9:38 a. m.]

[Vesting Order 6601]

MARIA PETERSON

In re: Bank account owned by Maria Peterson. F-28-24135-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Maria Peterson, whose last known address is Achtrup, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Maria Peterson, by Almira State Bank, Almira, Washington, arising out of a checking account, entitled Maria Peterson, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 17, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-11205; Filed, June 27, 1946; 9:38 a. m.]

[Vesting Order 6602]

MARIA ELISE PETERSON

In re: Bank account owned by Maria Elise Peterson. F-28-23579-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Maria Elise Peterson, whose last known address is Schleswig-Holstein, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Maria Elise Peterson, by Almira State Bank, Almira, Washington, arising out of a checking account, entitled Maria Elise Peterson, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliv-

erable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 17, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–11206; Filed, June 27, 1946; 9:38 a. m.]

[Vesting Order 6603]

GERTRUDE RAYKOWSKI

In re: Bank account owned by Gertrude Raykowski. F–28–13292–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Gertrude Raykowski, whose last known address is Stettin, Elsenstrasse 2, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Gertrude Raykowski, by the Union Bank & Trust Co. of Los Angeles, 760 South Hill Street, Los Angeles, California, arising out of a term savings account, Account Number 84385, entitled Gertrude Raykowski, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 17, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–11207; Filed, June 27, 1946; 9:38 a. m.]

[Vesting Order 6605]

SCHULTE AND BRAUER

In re: Debt owing to Schulte and Brauer. F–28–5233–A–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Schulte and Brauer, the last known address of which is 49 Theatre-Strasse, Chemnitz, Germany is a corporation, partnership, association or other business organization, organized under the laws of Germany and which has or, since the effective date of Executive Order No. 8389, as amended, has had its principal place of business in Germany and is a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Schulte and Brauer, by New York Merchandise Co., Inc., 32 West 23rd Street, New York, New York, in the amount of $3,822.00, as of December 31, 1945, together with any and all accruals thereto, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 17, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–11209; Filed, June 27, 1946; 9:39 a. m.]

[Vesting Order 6604]

GERTRUD SCHLENKER

In re: Bank account owned by Gertrud Schlenker. D–28–5782–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Gertrud Schlenker, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Gertrud Schlenker, by Hamburg Savings Bank, 1451–3, Myrtle Avenue, Brooklyn, New York, arising out of a savings account, Account Number 104131, entitled Gertrud Schlenker, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 17, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–11208; Filed, June 27, 1946; 9:39 a. m.]

[Vesting Order 6606]

RUTH VAN TRANSCHE

In re: Bank account owned by Ruth Van Transche, also known as Ruth von Transche. F–28–17807–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Exective Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Ruth Van Transche, also known as Ruth von Transche, whose last known address is Muenchen-Hollriegelskreuth, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation of Manufacturers and Traders Trust Company, 284 Main Street, Buffalo 5, New York, arising out of a trust department account, Account Number 2426, entitled Agent and Custodian for Ruth Van Transche, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Ruth Van Transche, also known as Ruth von Transche, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 17, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–11210; Filed, June 27, 1946; 9:39 a. m.]

[Vesting Order 6611]

MRS. JOHANA BALSER

In re: Bank account owned by Mrs. Johana Balser, also known as Mrs. Johanna Balser. F–28–9173–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Mrs. Johana Balser, also known as Mrs. Johanna Balser, whose last known address is Pischofheim near Maing, Hochheimer Street 4, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Mrs. Johana Balser, also known as Mrs. Johanna Balser, by Bank of America National Trust and Savings Association, 1 Powell Street, San Francisco, California, arising out of a savings account, Account Number 12045, entitled Mrs. Johana Balser, maintained at the branch office of the aforesaid bank located at 350 Pine Avenue, Long Beach, California, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national

of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 18, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–11211; Filed, June 27, 1946; 9:39 a. m.]

[Vesting Order 6612]

HELENE BERTHOLD

In re: Bank account owned by Helene Berthold, also known as Helene Wolff. F–28–9261–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Helene Berthold, also known as Helene Wolff, whose last known address is Koenigsberg, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Helene Berthold, also known as Helene Wolff, by Bank of America National Trust and Savings Association, 1 Powell Street, San Francisco, California, arising out of a savings account, Account Number 6767, entitled Helene Berthold nee Wolff, maintained at the branch office of the aforesaid bank located at 198 North 2nd Avenue, Upland, California, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 18, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–11212; Filed, June 27, 1946; 9:39 a. m.]

[Vesting Order 6613]

ANNA BUDDE

In re: Bank account owned by Anna Budde. F–28–23789–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Anna Budde, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to E. C. Rhue, by California Bank, 625 South Spring Street, Los Angeles, California, arising out of a savings account, Account Number 247737, entitled Estate of Anna Budde, Minor by E. C. Rhue, Gdn., maintained at the branch office of the aforesaid bank located at 146 South Spring Street, Los Angeles, California, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Anna Budde, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescene in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 18, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–11213; Filed, June 27, 1946; 9:39 a. m.]

[Vesting Order 6614]

MAX EBNET

In re: Bank account owned by Max Ebnet. F–28–9604–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Max Ebnet, whose last known address is Theresienstr. 17, Nuernberg, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Max Ebnet, by The First National Bank of Chicago, Chicago, Illinois, arising out of a savings account, Account Number 1,354,033, entitled Max Ebnet, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescene in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 18, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–11214; Filed, June 27, 1946; 9:39 a. m.]

[Vesting Order 6615]

MATTHIES PETER EDLEFSEN

In re: Bank account owned by Matthies Peter Edlefsen. F–28–3747–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Matthies Peter Edlefsen, whose last known address is Hamburg-Eidelstedt, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Matthies Peter Edlefsen, by The United States National Bank of Portland, Broadway and 6th at Stark Street, Portland, Oregon, arising out of a Checking Account, entitled "Matthies Peter Edlefsen (National of Germany)", maintained at the branch office of the aforesaid bank located at Philadelphia Avenue and Jersey Street, Portland, Oregon, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 18, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–11215; Filed, June 27, 1946; 9:40 a. m.]

[Vesting Order 6617]

MARY FABIAN

In re: Bank account owned by Mary Fabian, also known as Marya Fabian. F–28–23561–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Mary Fabian, also known as Marya Fabian, whose last known address is Breslau, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation of Columbus Trust Company, Newburgh, New York, arising out of a savings account, Account Number 29158, entitled Mary Fabian, Edwin C. Doulin, Attorney in Fact, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Mary Fabian, also known as Marya Fabian, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 18, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–11216; Filed, June 27, 1946; 9:40 a. m.]

[Vesting Order 6618]

ERMA MATFILDA FRICK

In re: Bank account owned by Erma Matfilda Frick. F–28–19522–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Erma Matfilda Frick, whose last known address is Ellwanger-Fayst, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Erma Matfilda Frick by The Provident Institution for Savings, 36 Temple Place, Boston 5, Massachusetts, arising out of a Savings Account, Account Number 272202, entitled Rosa M. Koerber—Erma Matfilda Frick, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 18, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–11217; Filed, June 27, 1946; 9:40 a. m.]

[Vesting Order 6619]

KARL FRITZCHE

In re: Debt owing to Karl Fritzsche. F–28–5462–C–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Karl Fritzsche, whose last known address is Fritzschestrasse 2, Leipzig 22, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation, as evidenced by a certain demand note with 6% interest, owing to Karl Fritzsche, by Fritzsche Brothers, Inc., 76 Ninth Avenue, New York, New York, in the amount of $12,355.22, as of December 31, 1945, together with any and all accruals thereto, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 18, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–11218; Filed, June 27, 1946; 9:40 a. m.]

FEDERAL REGISTER

VOLUME 11 NUMBER 127

Washington, Saturday, June 29, 1946

The President

PROCLAMATION 2693

SUSPENSION OF ADDITIONAL PROCESSING TAX ON CERTAIN COCONUT OIL

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

A PROCLAMATION

WHEREAS section 2470 (a) (2) of the Internal Revenue Code, as amended, provides in part as follows:

"*Additional rate on coconut oil.* There shall be imposed (in addition to the tax imposed by the preceding paragraph) a tax of 2 cents per pound, to be paid by the processor, upon the first domestic processing of coconut oil or of any combination or mixture containing a substantial quantity of coconut oil with respect to which oil there has been no previous first domestic processing, except that the tax imposed by this sentence shall not apply when it is established, in accordance with regulations prescribed by the Commissioner with the approval of the Secretary, that such coconut oil (whether or not contained in such a combination or mixture), (A) is wholly the production of the Philippine Islands or any possession of the United States, or (B) was produced wholly from materials the growth or production of the Philippine Islands or any possession of the United States * * *";

WHEREAS section 505 (b) of the Philippine Trade Act of 1946 (Public Law 371, 79th Congress) provides as follows:

"*Suspension of Section 2470 (a) (2) of Internal Revenue Code.* Whenever the President, after consultation with the President of the Philippines, finds that adequate supplies of neither copra nor coconut oil, the product of the Philippines, are readily available for processing in the United States, he shall so proclaim, and after the date of such proclamation the provisions of section 2470 (a) (2) of the Internal Revenue Code shall be suspended until the expiration of 30 days after he proclaims that, after consultation with the President of the Philippines, he has found that such adequate supplies are so readily available";

AND WHEREAS I have consulted with the President of the Philippines concerning the supplies of copra and coconut oil, the product of the Philippines, which are available for processing in the United States:

NOW, THEREFORE, I, HARRY S. TRUMAN, President of the United States of America, do hereby find and proclaim that adequate supplies of neither copra nor coconut oil, the product of the Philippines, are readily available for processing in the United States.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of the United States of America to be affixed.

DONE at the City of Washington this 27th day of June in the year of our Lord nineteen hundred and forty-six, [SEAL] and of the Independence of the United States of America the one hundred and seventieth.

HARRY S. TRUMAN

By the President:

DEAN ACHESON,
Acting Secretary of State.

[F. R. Doc. 46–11429; Filed, June 28, 1946; 12:02 p. m.]

EXECUTIVE ORDER 9744

TERMINATION OF THE OFFICE OF THE DIRECTOR OF LIQUIDATION

By virtue of the authority vested in me by the Constitution and statutes and as President of the United States, it is hereby ordered as follows:

The office of the Director of Liquidation and the Liquidation Advisory Committee, established by Executive Order No. 9674 of January 4, 1946,[1] together with the functions of the Director and the Committee, are hereby terminated.

The Director of the Bureau of the Budget shall, consonant with applicable law, make suitable disposition of the records and property now in the possession of the Director of Liquidation.

This order shall become effective on June 30, 1946.

HARRY S. TRUMAN

THE WHITE HOUSE,
June 27, 1946.

[F. R. Doc. 46–11413; Filed, June 28, 1946; 11:45 a. m.]

[1] 11 F.R. 33.

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FEDERAL REGISTER

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Code of Federal Regulations

1945 Supplement

Book 1: Titles 1 through 9, including, in Title 3, Presidential documents in full text with appropriate reference tables.

Book 2: Titles 10 through 14.

These books may be obtained from the Superintendent of Documents, Government Printing Office, at $3 each.

A limited sales stock of the 1944 Supplement (3 books) is still available at $3 a book.

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[1] EO 9744.

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TITLE 5—ADMINISTRATIVE PERSONNEL

Chapter I—Civil Service Commission

PART 54—ANNUAL AND SICK LEAVE REGULATIONS

Effective July 1, 1946, the regulations under this part (§§ 54.1–54.6) are revised and amended as follows:

SUBPART A—DEFINITIONS

Sec.
54.101 Definitions.

SUBPART B—ANNUAL LEAVE

54.201 Accrual of annual leave.
54.202 Accumulated annual leave.
54.203 Grant of annual leave.
54.204 Court leave.

SUBPART C—SICK LEAVE

54.301 Accrual of sick leave.
54.302 Accumulated sick leave.
54.303 Grant of sick leave.
54.304 Notification of superior.
54.305 Application for sick leave.
54.306 Sickness during annual leave.
54.307 Sick leave advanced.
54.308 Sick leave not advanced.

SUBPART D—GENERAL PROVISIONS

54.401 Change in hours of duty.
54.402 Leave-with-pay status.
54.403 Nonpay status.
54.404 Days for which leave charged.
54.405 Absences of less than 30 minutes.
54.406 Separation of employees indebted for unearned leave.
54.407 Leave without pay.
54.408 Transfer from permanent to permanent position.
54.409 Transfer from permanent to temporary position.
54.410 Temporary employees who become permanent.
54.411 Restoration of veterans.

SUBPART E—ADMINISTRATION

54.501 Responsibility for administration.
54.502 Employees who have uncommon tours of duty.
54.503 Employees outside the continental United States.

SUBPART F—EMPLOYEES EXCEPTED

54.601 Employees excepted.
54.602 D. C. Police and Fire Departments.

AUTHORITY: §§ 54.101 to 54.602, inclusive, issued under act of March 14, 1936 (49 Stat. 1161), as amended by act of December 17, 1942 (56 Stat. 1052) and act of March 14, 1936 (49 Stat. 1162), as amended by act of March 2, 1940 (54 Stat. 38), and E.O. 9414 (9 F.R. 623).

SUBPART A—DEFINITIONS

§ 54.101 *Definitions.* (a) "Employee" and "employees" include officer and officers, respectively.

(b) "Permanent employees" are those appointed without limitation as to length of service, or for definite periods in excess of one year, or for the "duration of the job," or for the duration of the present war and for six months thereafter; and those who, although paid only when actually employed, are continuously employed or required to be available for duty for a period of not less than one month, as distinguished from part-time or intermittent employees.

(c) "Temporary employees" are those appointed for definite periods of time not exceeding 1 year.

(d) "Accumulated leave" means the unused leave remaining to the credit of the employee at the close of any calendar year.

(e) "Court leave" means leave for attending court as a witness on behalf of the United States or the government of the District of Columbia, or for jury duty.

(f) "Medical certificate" means a written statement signed by a registered practicing physician or other practitioner, certifying to the period of disability of the patient while he was undergoing professional treatment.

(g) "Month of service" means a period in a pay status covering a full calendar month or beginning on any date of a calendar month and ending at the close of business of the preceding date in the next calendar month.

(h) "Contagious disease" means a disease ruled as subject to quarantine as defined by the health authorities having jurisdiction.

SUBPART B—ANNUAL LEAVE

§ 54.201 *Accrual of annual leave.* Annual leave shall be credited to employees as follows:

(a) Permanent employees shall be credited with leave at the rate of 1 day per bi-weekly pay period; or, the total credit for any calendar year may be given at the beginning of the calendar year in which it accrues. The minimum credit for leave shall be 4 hours, and additional credits shall be in multiples thereof.

(b) Temporary employees shall be credited with leave of 2½ days for each month of service.

(c) Because of the difference in crediting leave to temporary and permanent employees the following method shall be followed in crediting leave when a temporary appointment is converted to a permanent appointment prior to the end of the service month: Service as a permanent employee shall be counted as temporary service for the purpose of completing the month of service. Leave shall thereafter be credited as a permanent employee.

§ 54.202 *Accumulated annual leave.* Accumulated annual leave may be carried forward for use in succeeding years until it totals not exceeding 60 days: *Provided*, That during the period of the present emergency 30 days additional leave may be accumulated: *Provided further*, That when accumulated leave equals or exceeds 60 days, further increase in accumulated leave shall be limited to 15 days in any succeeding years.

§ 54.203 *Grant of annual leave.* Annual leave shall be granted to an employee at such times as the heads of the departments and agencies may prescribe: *Provided*, That an employee who is to be placed on furlough in contemplation of separation by reduction of force shall be granted immediately prior to furlough, upon his request, any annual leave to which he is entitled. Permanent employees during their first year of service shall not be granted leave in excess of the amount accrued to their credit. Temporary employees shall not be granted leave until immediately prior to the end of the month in which it is earned. The minimum charge for annual leave shall be one hour, and additional leave shall be charged in multiples of one hour.

§ 54.204 *Court leave.* When an employee is absent from duty and in attendance in court as a witness in behalf of the United States or the Government of the District of Columbia, or for jury duty in any State court or court of the United States, the absence from duty

shall not be charged against annual leave but should be recorded as "court leave."

SUBPART C—SICK LEAVE

§ 54.301 *Accrual of sick leave.* (a) Permanent employees shall be credited with sick leave at the rate of 1¼ days per month, which may be credited at the beginning of the calendar month, or at the beginning of the first pay period following the first day of the calendar month. The minimum credit for sick leave shall be one hour, and additional credits shall be in multiples thereof.

(b) Temporary employees shall be credited with 1¼ days of sick leave for each month of service.

(c) Sick leave accruing during any month of service shall be available at any time during that or any subsequent month.

§ 54.302 *Accumulated sick leave.* Unused sick leave shall be cumulative and available for future use: *Provided*, That the balance to the credit of the employee at the end of any month shall not exceed 90 days.

§ 54.303 *Grant of sick leave.* Sick leave shall be granted to employees when they are incapacitated for the performance of their duties by sickness, injury, or pregnancy and confinement, or for medical, dental or optical examination or treatment, or when a member of the immediate family of the employee is afflicted with a contagious disease and requires the care and attendance of the employee, or when, through exposure to contagious disease, the presence of the employee at his post of duty would jeopardize the health of others. The minimum charge for sick leave shall be 1 hour, and additional leave shall be charged in multiples of 1 hour.

§ 54.304 *Notification of superior.* An employee who is absent on account of sickness shall notify his supervisor as early as practicable on the first day of such absence, or as soon thereafter as possible. Failure to give such notice may result in the absence being charged to annual leave or leave without pay, as the circumstances may justify. Requests for sick leave for medical, dental, or optical examination or treatment shall be submitted for approval prior to the beginning of the leave.

§ 54.305 *Application for sick leave.* Written application on the prescribed form for grant of sick leave shall be filed within 2 days after the employee returns to duty. In no case shall a medical certificate be required to support the application for periods of absence of 3 days or less. For periods of absence in excess of 3 work days the application must be supported by a medical certificate, or other evidence administratively acceptable, which must be filed within 15 days after return to duty: *Provided*, That in lieu of a medical certificate, a signed statement of the employee indicating the nature of the illness and the reason why a medical certificate is not furnished may be accepted whenever it is unreasonable to obtain such certificate because of a shortage of physicians, remoteness of locality, or because the circumstances surrounding the employee's illness do not require the services of a physician. The agency shall determine administratively whether the statement of the employee in lieu of a medical certificate shall be considered sufficient evidence to support the request for sick leave. All applications for sick leave for medical, dental, or optical examination or treatment shall be supported by a certificate of the employee that he has received such examination or treatment and shall include the name and address of the physician, dentist, or other practitioner visited and the date and hour of visit.

§ 54.306 *Sickness during annual leave.* When sickness occurs within a period of annual leave and lasts 5 or more consecutive work days, the period of illness may be charged as sick leave and the charge against annual leave reduced accordingly. Application for such substitution of sick leave for annual leave shall be made within 2 days after return to duty and shall be supported by a medical certificate, or other evidence administratively acceptable to the same extent as provided in § 54.305.

§ 54.307 *Sick leave advanced.* In cases of serious disability or ailments, and when the exigencies of the situation so require, sick leave may be advanced to permanent employees not in excess of 30 days: *Provided*, That no advances of sick leave shall be made to any employee unless the absence from duty on account of illness is for a period, or periods, of 5 or more consecutive work days; that every application for advance leave shall be supported by a medical certificate; that the total of such advances shall be charged against sick leave subsequently credited. Sick leave may be advanced irrespective of whether the employee has annual leave to his credit.

§ 54.308 *Sick leave not advanced.* Sick leave shall not be advanced to an employee holding a limited appointment, or one expiring on a specified date, in excess of the total sick leave that would accrue during the remaining period of such appointment.

SUBPART D—GENERAL PROVISIONS

§ 54.401 *Change in hours of duty.* Whenever the number of hours of duty in an employee's work day is permanently changed the leave standing to his credit shall be converted to the proper number of hours based upon the new work day.

§ 54.402 *Leave-with-pay status.* (a) Leave shall accrue to an employee while in a leave-with-pay status, provided he returns to duty, or provided that failure to return to duty is due to death, disability (evidence of which shall be supported by an acceptable medical certificate), retirement for disability, or reduction in force.

(b) Employees who entered military, naval or merchant marine service between January 13 and December 21, 1944, and who are restored in accordance with statutory provisions after such service may be credited with leave accrued during the period of terminal leave granted immediately prior to entry into active military, naval, or merchant marine service.

§ 54.403 *Nonpay status.* Whenever a permanent employee's absence in a nonpay status totals the equivalent of the base-pay hours in 1 bi-weekly pay period, the credits for annual leave shall be reduced 1 day and for sick leave ⅝ day for each such period. The total deductions in sick leave credits on account of nonpay status in any one calendar year shall not exceed 15 days: *Provided*, That when an employee absent because of injury received in line of duty requests to be carried on leave-without-pay, he shall, upon his return to duty, receive credit for accrued leave covering the period for which he was paid disability compensation by the Employees' Compensation Commission.

§ 54.404 *Days for which leave charged.* Leave shall be charged only for absence upon days which an employee would otherwise work and receive pay and shall be exclusive of Sundays which do not occur within a regular tour of duty, holidays, and all nonwork days established by Federal statute or by Executive or administrative order: *Provided*, That when a holiday is declared by general administrative orders to be a work day, an employee who absents himself from work without permission that day day shall be subject to a deduction of 1 day's pay.

§ 54.405 *Absences of less than 30 minutes.* Under ordinary circumstances unavoidable or necessary absence from duty not in excess of 30 minutes, and tardiness, shall be excused for adequate reasons, or handled administratively by requiring additional work, or by a charge against any compensatory time which the employee may have to his credit as a result of overtime previously worked. In the event that this privilege is abused such absences, and tardiness, shall be handled administratively by a charge against annual leave, or by disciplinary action.

§ 54.406 *Separation of employees indebted for unearned leave.* In case of the separation of an employee who is indebted for unearned leave, the employee shall refund the amount paid him for the period of such excess, or deduction therefor shall be made from any salary due him. This section shall not apply in cases of death, retirement for disability, or reduction of force, or in case an employee is unable to return to duty because of disability, evidence of which shall be supported by an acceptable medical certificate.

§ 54.407 *Leave without pay.* Leave without pay may be granted to an employee for a period not exceeding 12 months regardless of whether he has leave standing to his credit: *Provided:* That an employee absent because of injuries received in line of duty may be carried on leave without pay for the period for which he is paid disability compensation by the Employees' Compensation Commission.

§ 54.408 *Transfer from permanent to permanent position.* When a permanent employee is appointed, reappointed, or transferred to another position as a permanent employee, with no break in service or a break of less than 90 days, his leave account shall be disposed of as follows:

(a) If the position is within the purview of the leave acts of March 14, 1936, the leave account shall be certified to the employing agency for credit or charge to the employee.

(b) If the position to which he is appointed, reappointed, or transferred is not within the purview of the leave acts of March 14, 1936, the employee shall be furnished with a statement of his sick leave account and if he is subsequently appointed, reappointed, or transferred to a position within the purview of such acts, with no break in service or a break of less than 90 days, the leave shown to be due shall be credited to his account.

(c) Any person who was appointed, reappointed, or transferred prior to January 1, 1945 to a position not within the purview of the leave acts of March 14, 1936, who is or has been appointed, reappointed, or transferred to a position within the purview of such acts with no break in service, or with a break of less than 30 days if the reappointment occurred between December 31, 1944 and March 1, 1946, or less than 90 days if the reappointment occurred on or after March 1, 1946, shall be credited with leave shown to be due.

§ 54.409 *Transfer from permanent to temporary position.* When a permanent employee is appointed, reappointed, or transferred to a temporary position with no break in service, or a break of less than 90 days, his leave account shall be disposed of as follows:

(a) If the position is in the same agency he shall be credited with such leave as may be due him or charged with any unliquidated leave which may have been advanced.

(b) If the position is in a different agency he shall be furnished with a statement of his leave account and if subsequently he becomes a permanent employee of the same or a different agency with no break in service, or a break of less than 90 days, the leave shown to be due shall be credited to his account: *Provided*, That in the discretion of the agency to which transferred, the leave shown to be due him may be credited to him in the temporary position.

§ 54.410 *Temporary employees who become permanent.* Temporary employees who subsequently become permanent employees either in the same or a different agency, with no break in service or a break of less than 90 days, shall be credited with such leave as may be due them.

§ 54.411 *Restoration of veterans.* (a) Any permanent employee who leaves or has left a position to enter military, naval, or merchant marine service, and is or has been reemployed as a permanent employee within 120 days after his release from military, naval, or merchant marine service, shall be entitled to such leave as remained to his credit.

(b) Any permanent employee who is or has been restored to a position as a result of appeal under section 14 of the Veterans' Preference Act of 1944, or as a result of formal appeal under any other authority or procedure, shall be entitled to any sick leave which remained to his credit upon separation.

SUBPART E—ADMINISTRATION

§ 54.501 *Responsibility for administration.* The heads or governing bodies of the various governmental agencies to which this part applies shall be responsible for the proper administration of this part so far as they pertain to employees under their respective jurisdictions, and they shall maintain an account of leave for each employee in accordance with methods prescribed by the General Accounting Office.

§ 54.502 *Employees who have uncommon tours of duty.* The head or governing body of any governmental agency which has employees who work 24-hour shifts, or other uncommon tours of duty, is authorized to promulgate supplemental regulations consistent with the regulations in this part for administering leave for such employees.

§ 54.503 *Employees outside the continental United States.* Nothing in this part shall be construed to prevent the continuance of any leave differential existing prior to January 1, 1936, for the benefit of employees of the Federal Government stationed without the continental limits of the United States. However, any department may, if it so desires, apply the regulations in this part to employees stationed without the continental limits of the United States, subject to the continuance of such leave differential.

SUBPART F—EMPLOYEES EXCEPTED

§ 54.601 *Employees excepted.* (a) Teachers and Librarians of the public schools of the District of Columbia.

(b) Officers and employees of the Panama Canal and the Panama Railroad Co. on the Isthmus of Panama.

(c) Temporary employees engaged on construction work at hourly rates.

(d) The Postmaster General and officers and employees in or under the Post Office Department, except those serving in the departmental service and in the Mail Equipment Shops.

(e) Employees not required to be continuously employed during regular tour of duty, such as (1) per diem or per hour employees engaged in an emergency who may be employed for more than one 7- or 8-hour shift within 24 hours during the emergency; (2) part-time or intermittent employees; (3) persons engaged under contract; (4) employees engaged temporarily for less than a month on a piece-price basis; (5) employees who are paid at hourly rates but who are not engaged on construction work, such as mechanics, skilled laborers, and others engaged in various services on maintenance, repair, clean-up work, etc., where employment is more or less intermittent and not on a regular and continuous basis; (6) consultants employed and paid on the basis of "when actually employed"; and (7) employees paid on a fee basis, such as physicians, surgeons, and other consultants.

(f) Alien and native labor employed outside the continental limits of the United States: *Provided*, That the head or governing body of any governmental agency which employs alien and native labor outside the continental limits of the United States may promulgate regulations governing the granting of leave to such employees.

§ 54.602 *D. C. Police and Fire Departments.* The regulations contained herein relating to sick leave shall not apply to officers and members of the Police and Fire Departments of the District of Columbia other than civilian personnel.

By the United States Civil Service Commission.

[SEAL] H. B. MITCHELL,
President.

[F. R. Doc. 46-11375; Filed, June 28, 1946; 9:28 a. m.]

TITLE 7—AGRICULTURE

Chapter IX—Production and Marketing Administration (Marketing Agreements and Orders)

PART 945—MILK IN THE WASHINGTON, D. C., MARKETING AREA

SUSPENSION OF CERTAIN PROVISIONS

Pursuant to the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), and of the order, as amended, regulating the handling of milk in the Washington, D. C., marketing area, hereinafter referred to as the "order", it is hereby determined that the words in § 945.7 (a) (1): "shall be $4.05: *Provided*, That for the delivery period of June 1946, the price" do not tend to effectuate the declared policy of the act with respect to milk received by a handler from producers or cooperative associations of producers.

It is therefore ordered, That the words in § 945.7 (a) (1): "shall be $4.05: *Provided*, That for the delivery period of June 1946, the price" be, and they hereby are, suspended, effective as of 12:01 a. m., e. s. t., July 1, 1946.

Issued at Washington, D. C., this 27th day of June 1946.

[SEAL] N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 46-11404; Filed, June 28, 1946; 11:29 a. m.]

PART 947—MILK IN THE FALL RIVER, MASSACHUSETTS MARKETING AREA

SUSPENSION OF CERTAIN PROVISIONS

Pursuant to the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), and of the order, as amended, regulating the handling of milk in the Fall River, Massachusetts, marketing area, hereinafter referred to as the "order", it is hereby determined that all of the words and the table contained in § 947.4 (a) except the words:

(a) *Class I price.* Each handler shall pay producers or associations of producers for their milk, containing 3.7 percent butterfat, during each delivery period, in the manner set forth in § 947.9, not less than $4.74:

do not tend to effectuate the declared policy of the act with respect to milk received by a handler from producers or cooperative associations of producers.

It is therefore ordered, That all of the words and the table contained in § 947.4 (a) except the words:

(a) *Class I price.* Each handler shall pay producers or associations of producers for their milk, containing 3.7 percent butterfat, during each delivery period, in the manner set forth in § 947.9, not less than $4.74.

be, and they hereby are, suspended, effective as of 12:01 a. m., e. d. s. t., July 1, 1946.

Issued at Washington, D. C., this 27th day of June 1946.

[SEAL] N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 46-11402; Filed, June 28, 1946; 11:29 a. m.]

PART 961—MILK IN THE PHILADELPHIA, PENNSYLVANIA MARKETING AREA

SUSPENSION OF CERTAIN PROVISIONS

Pursuant to the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601 et seq.), and of the order, as amended, regulating the handling of milk in the Philadelphia, Pennsylvania, marketing area, hereinafter referred to as the "order", it is hereby determined that the words in § 961.4 (a) (1): "$4.05 per hundredweight: *Provided*, That for the delivery period of June 1946, the price shall be" do not tend to effectuate the declared policy of the act with respect to milk received by a handler from producers or cooperative associations of producers.

It is therefore ordered, That the words in § 961.4 (a) (1): "$4.05 per hundredweight: *Provided*, That for the delivery period of June 1946, the price shall be" be, and they hereby are, suspended, effective as of 12:01 a. m., e. d. s. t., July 1, 1946.

Issued at Washington, D. C., this 27th day of June 1946.

[SEAL] N. E. DODD,
Acting Secretary of Agriculture.

[F. R. Doc. 46-11403; Filed, June 28, 1946; 11:29 a. m.]

TITLE 10—ARMY: WAR DEPARTMENT

Chapter IX—Transport

PART 903—TRANSPORTATION OF INDIVIDUALS

TRANSPORTATION OF REMAINS

Section 903.6 (a) is rescinded and the following substituted therefor:

§ 903.6 *Remains, including civilian employees' remains—(a) Effective 1 July 1946, from points outside continental limits of United States, including Alaska, to ports of debarkation in United States—(1) Remains.* Transports will be availed of wherever possible for the shipment of remains from points outside the continental limits of the United States, including Alaska, to ports of debarkation in the United States. For any distance that transports or other means of Government transportation cannot be used, shipment will be made by commercial transportation other than airplane. See §§ 306.50–306.52.

(2) *Attendants.* Subject to subparagraph (3) of this paragraph, transportation, including berth when an extra charge is made therefor, may be furnished one relative in the capacity of an attendant to the remains of each person from the place of death or an intermediate point to the port of debarkation in the United States, to place of interment in the United States, including Alaska, and return to place of death. No military attendant will be furnished when a relative acts in that capacity. In any case where the relative attendant will not accompany the remains the entire distance, a military attendant will be furnished to accompany the remains for that portion of the journey where the remains will not be accompanied by such relatives. Under such conditions officer attendants are entitled to the allowance specified in Army Regulations in both directions, and all other military attendants will be furnished transportation in kind in both directions. Transportation expenses of an escort for remains of those civilian employees who are referred to in § 306.50 will not be allowed. However, this will not be construed to prohibit the use by an escort of one of the two tickets required to ship the remains as baggage by railroad.

(3) *Dependents of certain deceased from overseas.* Where transportation is furnished for dependents from oversea points when specifically authorized under the provisions of § 903.1 (a) the commanding officer will determine in each case whether one dependent can act in the capacity of an attendant to the remains. If a dependent acts in that capacity, no other attendant will be furnished. See subparagraph (2) of this paragraph.

(4) *Orders.* The commanding officer will issue the necessary orders designating the method of shipment and include therein, when necessary under the conditions named in subparagraphs (2) and (3) of this paragraph, a competent travel order covering the entire travel of the attendant (stating name and status of attendant). He will also telegraph the commanding officer of the port of debarkation in the United States, giving all particulars and requesting that further orders be issued covering the shipment from such port. (R.S. 161; 41 Stat. 604; 49 Stat. 421; 5 U.S.C. 22; 10 U.S.C. 756b) [AR 55-120, April 26, 1943, as amended by C 17, June 18, 1946]

[SEAL] EDWARD F. WITSELL,
Major General,
The Adjutant General.

[F. R. Doc. 46-11332; Filed, June 27, 1946; 3:22 p. m.]

TITLE 16—COMMERCIAL PRACTICES

Chapter I—Federal Trade Commission

[Docket No. 5344]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

PIONEER MFG. CO.

§ 3.6 (c) *Advertising falsely or misleadingly—Composition of goods:* § 3.66 (a7) *Misbranding or mislabeling—Composition:* § 3.66 (a7) *Misbranding or mislabeling—Composition—Wool Products Labeling Act:* § 3.66 (k) *Misbranding or mislabeling—Source or origin—Wool Products Labeling Act:* § 3.71 (a) *Neglecting, unfairly or deceptively, to make material disclosure—Composition—Wool Products Labeling Act:* § 3.71 (e7) *Neglecting, unfairly or deceptively, to make material disclosure—Source or origin—Wool Products Labeling Act:* § 3.96 (a) *Using misleading name—Goods—Composition.* I. In connection with the offering for sale, sale, and distribution of floor mops in commerce, (a) using the word "Woolvet", or any other word or words of similar import or meaning, to designate, describe, or refer to mops which are not made or composed of wool; or (b) representing that its mops are composed of or contain wool, rayon, silk, cotton, or any other fibers or combinations thereof which such mops do not in fact contain; and, II, in connection with the introduction or manufacture for introduction into commerce, or the sale, transportation, or distribution of such products in commerce, misbranding mops or other "wool products" as defined in and subject to the Wool Products Labeling Act of 1939 which contain, purport to contain, or in any way are represented as containing "wool", "reprocessed wool", or "reused wool", as those terms are defined in said act, by failing to securely affix to or place on such products a stamp, tag, label, or other means of identification showing in a clear and conspicuous manner: (a) the percentage of the total fiber weight of such wool product, exclusive of ornamentation not exceeding five percentum of said total fiber weight, of (1) wool, (2) reprocessed wool, (3) reused wool, (4) each fiber other than wool where said percentage by weight of such fiber is five percentum or more, and (5) the aggregate of all other fibers; (b) the maximum percentage of the total weight of such wool product of any nonfibrous loading, filling, or adulterating matter; or (c) the name of the manufacturer of such wool product; or the manufacturer's registered identification number and the name of a seller of such wool product; or the name of one or more persons introducing such wool product into commerce, or engaged in the sale, transportation, or distribution thereof in commerce, as "commerce" is defined in the Federal Trade Commission Act and the Wool Products Labeling Act of 1939; prohibited, subject to the provision that the provisions concerning misbranding shall not be construed to prohibit acts permitted by paragraphs (a) and (b) of section 3 of the Wool Products Labeling Act of 1939; and to the further provision that nothing contained in the order shall be construed as limiting any applicable provisions of said act or the rules and regulations promulgated thereunder. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U.S.C., sec. 45b; 54 Stat. 1128; 15 U.S.C. sec. 68) [Cease and desist order, The Pioneer Manufacturing Co., Docket 5344, May 16, 1946]

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 16th day of May A. D. 1946.

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission, the answer of the respondent, and a stipulation as to the facts entered into between the respondent herein and Richard P. Whiteley, Assistant Chief Counsel for the Commission, which provides, among other things, that without further evidence or other intervening procedure the Commission may issue and serve upon the respondent herein findings as to the facts and conclusion based thereon, and an order disposing of the proceeding, and the Commission having made its findings as to the facts and conclusion that said respondent has violated the provisions of the Federal Trade Commission Act and of the Wool Products Labeling Act of 1939:

I. *It is ordered*, That the respondent, The Pioneer Manufacturing Co., a corporation, its officers, representatives, agents, and employees, directly or through any corporate or other device, in connection with the offering for sale, sale, and distribution of floor mops in commerce, as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from:

(a) Using the word "Woolvet," or any other word or words of similar import or meaning, to designate, describe, or refer to mops which are not made or composed of wool.

(b) Representing that its mops are composed of or contain wool, rayon, silk, cotton, or any other fibers or combinations thereof which such mops do not in fact contain.

II. *It is further ordered*, That the respondent, The Pioneer Manufacturing Co., a corporation, its officers, representatives, agents, and employees, directly or through any corporate or other device, in connection with the introduction or manufacture for introduction into commerce, or the sale, transportation, or distribution of such products in commerce, as "commerce" is defined in the aforesaid acts, do forthwith cease and desist from misbranding mops or other "wool products" as defined in and subject to the Wool Products Labeling Act of 1939 which contain, purport to contain, or in any way are represented as containing "wool," "reprocessed wool," or "reused wool," as those terms are defined in said act, by failing to securely affix to or place on such products a stamp, tag, label, or other means of identification showing in a clear and conspicuous manner:

(a) The percentage of the total fiber weight of such wool product, exclusive of ornamentation not exceeding five percentum of said total fiber weight, of (1) wool, (2) reprocessed wool, (3) reused wool, (4) each fiber other than wool where said percentage by weight of such fiber is five percentum or more, and (5) the aggregate of all other fibers.

(b) The maximum percentage of the total weight of such wool product of any nonfibrous loading, filling, or adulterating matter.

(c) The name of the manufacturer of such wool product; or the manufacturer's registered identification number and the name of a seller of such wool product; or the name of one or more persons introducing such wool product into commerce, or engaged in the sale, transportation, or distribution thereof in commerce, as "commerce" is defined in the Federal Trade Commission Act and the Wool Products Labeling Act of 1939.

Provided, That the foregoing provisions concerning misbranding shall not be construed to prohibit acts permitted by paragraphs (a) and (b) of section 3 of the Wool Products Labeling Act of 1939: *And provided, further*, That nothing contained in this order shall be construed as limiting any applicable provisions of said act or the rules and regulations promulgated thereunder.

It is further ordered, That respondent shall, within sixty (60) days after service of this order, file with the Commission a report in writing setting forth in detail the manner and form in which it has complied with this order.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 46-11396; Filed, June 28, 1946; 11:13 a. m.]

[Docket No. 5244]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

PERMA-RID, INC.

§ 3.6 (b) *Advertising falsely or misleadingly—Qualities or properties of product or service:* § 3.96 (a) *Using misleading name—Goods—Qualities or properties:* § 3.96 (b) *Using misleading name—Vendor—Products.* I. In connection with the offering for sale, sale and distribution of respondent's cosmetic preparation heretofore designated as "Perma-Rid", or any other preparation of substantially similar composition or possessing substantially similar properties, disseminating, etc., any advertisements by means of the United States mails, or in commerce, or by any means to induce, etc., directly or indirectly the purchase in commerce, etc., of said preparation, which advertisements represent, directly or by implication (a) that said preparation destroys superfluous hair or prevents or terminates the regrowth of such hair, or that said preparation removes superfluous hair either temporarily or permanently; or (b) that said preparation will rejuvenate or beautify the skin, or that it is effective in removing blackheads or reducing enlarged pores; and, II, in connection with the offering for sale, sale and distribution of said preparation, or any other preparation of substantially similar composition or possessing substantially similar properties, in commerce, as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from using the term "Perma-Rid", or any term of similar import, as a part of respondent's corporate name or as the trade name for said preparation; prohibited. (Sec. 5, 38 Stat. 719, as amended by sec. 3, 52 Stat. 112; 15 U.S.C., sec. 45b) [Cease and desist order, Perma-Rid, Inc., Docket 5244, May 16, 1946]

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 16th day of May, A. D. 1946.

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission and the answer of the respondent, in which answer respondent admits all of the material allegations of fact set forth in said complaint and states that it waives all intervening procedure and further hearing as to the facts, and the Commission having made its findings as to the facts and its conclusion that the respondent has violated the provisions of the Federal Trade Commission Act:

It is ordered, That the respondent, Perma-Rid, Inc., a corporation, and its officers, representatives, agents and employees, directly or through any corporate or other device, in connection with the offering for sale, sale and distribution of respondent's cosmetic preparation heretofore designated as "Perma-Rid", or any other preparation of substantially similar composition or possessing substantially similar properties, do forthwith cease and desist from directly or indirectly:

1. Disseminating or causing to be disseminated by means of the United States mails or by any means in commerce, as "commerce" is defined in the Federal Trade Commission Act, any advertisement which represents, directly or by implication:

(a) That said preparation destroys superfluous hair or prevents or terminates the regrowth of such hair, or that said preparation removes superfluous hair either temporarily or permanently.

(b) That said preparation will rejuvenate or beautify the skin, or that it is effective in removing blackheads or reducing enlarged pores.

2. Disseminating or causing to be disseminated by any means any advertisement for the purpose of inducing, or which is likely to induce, directly or indirectly, the purchase of said preparation in commerce, as "commerce" is defined in the Federal Trade Commission Act, which advertisement contains any representation prohibited in Paragraph 1 hereof.

It is further ordered, That said respondent, and its officers, representatives, agents and employees, directly or through any corporate or other device, in connection with the offering for sale, sale and distribution of said preparation, or any other preparation of substantially similar composition or possessing substantially similar properties, in commerce, as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from using the term "Perma-Rid", or any term of similar import, as a part of respondent's

corporate name or as the trade name for said preparation.

It is further ordered, That the respondent shall, within sixty (60) days after the service upon it of this order, file with the Commission a report in writing setting forth in detail the manner and form in which it has complied with this order.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 46-11395; Filed, June 28, 1946; 11:13 a. m.]

[Docket No. 5400]

PART 3—DIGEST OF CEASE AND DESIST ORDERS

SHERRY-MOORE GIFTS

§ 3.6 (i) *Advertising falsely or misleadingly—Free goods or services:* § 3.6 (r) *Advertising falsely or misleadingly—Prices—Exaggerated as regular and customary:* § 3.72 (e) *Offering deceptive inducements to purchase or deal—Free goods:* § 3.99 (b) *Using or selling lottery devices—In merchandising.* In connection with the offering for sale, sale and distribution of luggage, vanity chests, toiletries, novelties or any other articles of merchandise in commerce, (1) supplying to, or placing in the hands of, others, push cards or other devices which are to be used or may be used in the sale and distribution of said merchandise to the public by means of a game of chance, gift enterprise or lottery scheme; (2) shipping, mailing or transporting to agents or to distributors or to members of the purchasing public, push cards or other devices which are to be used or may be used in the sale and distribution of said merchandise to the public by means of a game of chance, gift enterprise or lottery scheme; (3) selling or otherwise disposing of any merchandise by means of a game of chance, gift enterprise or lottery scheme; (4) using the term "free" or "gift" or any other term of similar import or meaning to describe, designate or refer to any merchandise which is furnished as compensation for services rendered or the price of which is included in the price of other merchandise; or (5) representing as the customary, regular or list price of respondents' merchandise, any price which is in excess of the price at which said merchandise has been regularly sold by respondents in the usual course of their business; prohibited. (Sec. 5, 38 Stat. 719 as amended by sec. 3, 52 Stat. 112; 15 U.S.C., sec. 45b) [Cease and desist order, Sherry-Moore Gifts, Docket 5400, May 20, 1946]

At a regular session of the Federal Trade Commission, held at its office in the City of Washington, D. C., on the 20th day of May A. D. 1946.

In the Matter of Elizabeth Scherer and Sherry Moore Scherer, Individuals Trading as Sherry-Moore Gifts

This proceeding having been heard by the Federal Trade Commission upon the complaint of the Commission and the answer of respondents, in which answer respondents admit all of the material allegations of fact set forth in said complaint and state that they waive all intervening procedure and further hearing as to said facts, and the Commission having made its findings as to the facts and conclusion that said respondents have violated the provisions of the Federal Trade Commission Act;

It is ordered, That the respondents Elizabeth Scherer and Sherry Moore Scherer, individuals trading as Sherry-Moore Gifts, or under any other trade name, their representatives, agents and employees, directly or through any corporate or other device, in connection with the offering for sale, sale and distribution of luggage, vanity chests, toiletries, novelties or any other articles of merchandise in commerce, as "commerce" is defined in the Federal Trade Commission Act, do forthwith cease and desist from:

(1) Supplying to, or placing in the hands of, others, push cards or other devices which are to be used or may be used in the sale and distribution of said merchandise to the public by means of a game of chance, gift enterprise or lottery scheme.

(2) Shipping, mailing or transporting to agents or to distributors or to members of the purchasing public, push cards or other devices which are to be used or may be used in the sale and distribution of said merchandise to the public by means of a game of chance, gift enterprise or lottery scheme.

(3) Selling or otherwise disposing of any merchandise by means of a game of chance, gift enterprise or lottery scheme.

(4) Using the term "free" or "gift" or any other term of similar import or meaning to describe, designate, or refer to any merchandise which is furnished as compensation for services rendered or the price of which is included in the price of other merchandise.

(5) Representing as the customary, regular or list price of respondents' merchandise, any price which is in excess of the price at which said merchandise has been regularly sold by respondents in the usual course of their business.

It is further ordered, That the respondents shall, within sixty (60) days after service upon them of this order, file with the Commission a report in writing setting forth in detail the manner and form in which they have complied with this order.

By the Commission.

[SEAL] OTIS B. JOHNSON,
Secretary.

[F. R. Doc. 46-11394; Filed, June 28, 1946; 11:13 a. m.]

TITLE 24—HOUSING CREDIT

Chapter VII—National Housing Agency

[Housing Expediter Premium Payments Reg. 3]

PART 714—PREMIUM PAYMENTS REGULATIONS UNDER VETERANS' EMERGENCY HOUSING ACT OF 1946

MERCHANT GYPSUM LINER

Purpose and findings. This general regulation is issued to stimulate additional production of merchant gypsum liner by providing for premium payments with respect to units of additional production above established quotas. It describes who is eligible, how quotas and production goals are established, and the methods, procedures and conditions under which such payments may be obtained. This regulation is issued pursuant to the authority of the "Veterans' Emergency Housing Act of 1946."

All available means of increasing the supply of merchant gypsum liner for the veterans' emergency housing program and for other construction, maintenance and repair essential to the national well-being have been considered. Based on such consideration, the Expediter finds that premium payments are temporarily necessary to increase the supply of merchant gypsum liner, and to stimulate additional production with greater rapidity, economy and certainty than other available methods. The premium payments provided herein are applied at a uniform rate within the industry. In applying premium payments to necessary additional production in this industry, emphasis has been placed upon avoiding either economic dislocations or adverse effects upon established business.

Par.
(a) Definitions.
(b) Eligibility.
(c) Determination and assignment of production goals.
(d) Transfer of production goals.
(e) Quota.
(f) Rate and computation of premium payments.
(g) Rejects, deficits and carry-overs.
(h) Claim for payment.
(i) Payment.
(j) Records.
(k) Official interpretations.
(l) Termination.
(m) Effective date.

§ 714.3 *Merchant gypsum liner*—(a) *Definitions.* As used in this section:

(1) "Company" means any person who manufactures or is determined by the Expediter to be capable of manufacturing merchant gypsum liner.

(2) "Person" means an individual, corporation, partnership, association, or any other organized group of any of the foregoing, or legal successor or representative of any of the foregoing, but shall not include the United States, any of its political subdivisions or any agency thereof, any other Government, any of its political subdivisions or any agency thereof.

(3) "Gypsum liner" means the cream-faced, greyback or lath paper used in the manufacture of gypsum board and lath to encase the processed gypsum rock which forms the main body of the board or lath.

(4) "Merchant gypsum liner" means gypsum liner sold or manufactured for sale to a gypsum board or lath manufacturer who neither owns nor controls the gypsum liner manufacturer and who is not under common control or ownership with the gypsum liner manufacturer.

(5) "Class A company" means a company which has produced gypsum liner at any time within the period beginning January 1, 1942 and ending April 30, 1946.

(6) "Class B company" means any company other than a Class A company.

(7) "Production goal" means the tonnage of merchant gypsum liner assigned by the Expediter to a company for shipment during any month, with a shortage tolerance of five percent.

(8) "Claim" means a claim for payment under this regulation computed in accordance with the provisions hereof.

(9) "OHE" means the Office of the Housing Expediter.

(10) "Expediter" means the Housing Expediter as defined by the Veterans' Emergency Housing Act of 1946 or his duly authorized representative.

(b) *Eligibility.* Any company is eligible for premium payments under this section if it meets both the following conditions:

(1) The company is assigned a production goal, and

(2) The company ships such assigned goal within the month for which the goal was assigned.

(c) *Determination and assignment of production goals.* (1) Each month the Expediter will determine the total tonnage of merchant gypsum liner needed to meet the requirements of the veterans' emergency housing program and other essential construction, maintenance and repair. He will then assign production goals on the basis of the following calculations:

(i) An initial apportionment of tonnage will be made to each regular supplier of merchant gypsum liner whose shipments during the period January through April 1946 averaged more than 300 tons per month. The apportionment to each company will be in an amount approximating its historical monthly shipments of merchant gypsum liner.

(ii) The balance of the total tonnage requirements will then be apportioned among all boxboard companies capable of producing merchant gypsum liner, including the regular suppliers covered by subdivision (i) of this subparagraph. This apportionment will be made to each boxboard company in approximately the proportion that its total production of boxboard and miscellaneous board bore to the industry's total production of such products during the first quarter of 1946.

(iii) In determining the capability of a company to manufacture merchant gypsum liner consideration will be given to the adaptability of facilities and the suitability of machines and roll equipment to the production of merchant gypsum liner; the feasibility of using its merchant gypsum liner for the manufacture of gypsum board and lath; the cost of transportation of its merchant gypsum liner to gypsum board and lath manufacturers and other similar factors.

(2) Any company not assigned a production goal may file an application on form NHA 14-36 with the Expediter, Washington, D. C. In the discretion of the Expediter, a production goal may be assigned to the applicant for the current or succeeding month upon such basis as the Expediter may deem equitable: *Provided, however*, That any subsidiary of a gypsum board or lath manufacturer will be assigned a production goal only to the extent that such subsidiary:

(i) Together with other subsidiaries of the same gypsum board or lath manufacturer, manufactures in the aggregate more than the maximum requirements of such gypsum board or lath manufacturer, and

(ii) Ships such excess production of gypsum liner as merchant gypsum liner.

The term "subsidiary" as used in this subdivision means a company that manufactures gypsum liner for consumption in its own gypsum board or lath manufacturing operations or in those of a company by whom it is owned or controlled or with whom it is under common ownership or control.

(3) Any company desiring a larger production goal may file an application on form NHA 14-36 with the Expediter, Washington, D. C.

(4) If, the Expediter finds that a company will be unable to meet a production goal due to unusual circumstances beyond its control, the Expediter may cancel or modify and may reassign such production goal in whole or in part. Any company to whom all or a part of a production goal is so reassigned, shall be considered a Class B company with respect to such reassigned production goal.

(d) *Transfer of production goals.* (1) Any company may transfer its production goal, in entirety only, to any other company otherwise eligible under this section.

(2) Transfers shall be made in writing signed by both companies. The transfer agreement shall specify the tonnage transferred and the company accepting the transfer shall file the agreement with the Expediter, Washington, D. C., within the month in which the transfer is made.

(e) *Quota.* Each eligible company will receive premium payments only with respect to tonnage shipped by it in excess of its quota. The quota of each company shall be: (1) For a Class A Company—80 percent of its production goal, (2) For a Class B Company—60 percent of its production goal.

(f) *Rate and computation of premium payments.* (1) A premium payment of $40 for each ton of merchant gypsum liner shipped in excess of quota during the month will be made to eligible companies, but in no event will premium payments be made on merchant gypsum liner shipped in excess of 105 percent of any production goal.

(2) In the event a production goal is transferred:

(i) The quota applicable to the transferred goal will remain the same as it was before the transfer.

(ii) No premium payments will be made on such transferred goal unless the company to which it was transferred ships both the goal originally assigned to it and the transferred goal within the month for which both goals were assigned.

(3) In the event a goal is reassigned no premium payments will be made on such reassigned goal unless the company to which it was reassigned ships both the goal originally assigned to it and the reassigned goal within the month for which both goals were assigned.

(g) *Rejects, deficits and carry-overs.* (1) In the event a company's shipments during any month include merchant gypsum liner which the purchaser rejects as unfit for use in the manufacture of gypsum board and lath, the company may make up the amount of such rejects from shipments during the following two months. If the company elects not to make up such rejects, the following shall apply:

(i) The rejected tonnage shall be deducted from the tonnage that was credited toward meeting the production goal originally assigned to the company for the month in which the rejected tonnage was shipped, and

(ii) If the net remaining tonnage is less than 95 percent of the production goal originally assigned to the company, the entire claim shall be invalid and any previous payments thereon subject to recovery or set-off. If the net remaining tonnage is 95 percent or more of such production goal the claim shall be recomputed and any overpayments subject to recovery or set-off.

(2) In the event a company fails to ship its originally assigned goal or a transferred or a reassigned goal for any month, and the expediter finds upon application by the company that such failure was due to unusual circumstances beyond the company's control, the company may make up the deficit during the next succeeding month. Such applications may be filed on form NHA 14-36 with the Expediter, Washington, D. C.

(3) Any company that ships in any month merchant gypsum liner in excess of the maximum tonnage upon which premium payments may be made under this section, shall have the right to carry such excess over to the next month. The tonnage so carried over may be applied in meeting its originally assigned goal, a transferred or a reassigned production goal for the next month.

(h) *Claim for payment.* (1) Each claim shall be filed on form NHA 14-37. These forms may be obtained from any Reconstruction Finance Corporation Loan Agency. A company may find out in which RFC Loan Agency district it is located by consulting its bank.

(2) Each claim under a transferred production goal and each copy of such claim shall have attached thereto a copy of the transfer agreement.

(3) Each claim shall be filed on or before the last day of the month following the end of the month in which the merchant gypsum liner was shipped, except that a claim for payment for a month in which a deficit occurs shall be filed with the claim for the next succeeding month.

(4) Each claim shall be filed with RFC at the Loan Agency for the district in which the main office of the company is located.

(5) No claim under this section shall be assignable except as a part of the bona fide transfer of the company to a legal successor.

(i) *Payment*—(1) *Review by RFC.* In reviewing claims, the RFC will determine whether such claims appear to have been correctly and properly prepared.

(2) *Terms of payment.* If the claim or any part thereof is accepted by RFC subject to final verification, RFC will then pay the claimant that part of the

claim so accepted: *Provided, however,* That with respect to claims for the last two months during which this section is in effect the RFC may require that bond be furnished in form and amount satisfactory to it before making payment. Preliminary acceptance and payment of a claim shall not constitute final acceptance of the validity or amount of the claim. If, after review or audit, there is cause to question the validity of any claim, RFC may—

(i) Require that bond be furnished in form and amount satisfactory to it before making further payments, or,

(ii) Suspend further payments.

(3) *Verification of claims.* (i) Upon receipt of claims, RFC will forward copies to the Expediter for verification and such investigation or audit as may be deemed appropriate.

(ii) If the amount verified and approved by the Expediter is less than the amount previously paid, the claimant shall upon demand by RFC refund the overage to RFC together with interest thereon at the rate of 4 percent per annum calculated from the date of such overpayment to the date repayment is made to the RFC or such overage plus interest may be deducted from any accrued or subsequent claim for any payment by RFC to the claimant.

(4) *Invalidation of claims.* The Expediter shall have the right at any time to declare invalid any claim of a company, and such company shall upon demand refund to RFC any payment on such claim, if the Expediter finds that the company:

(i) Has failed to comply with any of the requirements of this section, or

(ii) Has failed to comply with directives, orders or regulations of the Civilian Production Administration or OHR on merchant gypsum liner or has sold merchant gypsum liner at prices in excess of the ceiling prices established by the applicable Office of Price Administration regulations or orders.

(j) *Records.* Every company shall prepare and preserve for inspection for a period of not less than two years after the date of termination of this section, all books, records and other documents which furnish information in support of its claims for payment. The Expediter or his designated agents shall have the right at any time to make such examinations and audits of these books, records and other documents as may be necessary to verify the representations in the companies' claims for payment or as may be required by the Expediter.

(k) *Official interpretations.* Official interpretations of this section may be given only in writing by the General Counsel of the Office of the Expediter, or his duly authorized representative. A request for an official interpretation must be filed in writing directly with the Expediter or the General Counsel.

(l) *Termination.* This section may be terminated by the Expediter at the end of any month on thirty days prior notice, if he finds that an adequate level of shipments of merchant gypsum liner can be maintained without further premium payments. In the event that Office of Price Administration price ceilings cease to be applicable to the sale of merchant gypsum liner, the Expediter may terminate this section on such terms and conditions as he may deem proper. No termination of this section shall be effective with respect to production goals already assigned. Termination of this section shall not preclude the filing of claims for payment during the month following such termination on account of shipments during the immediately preceding month. Such claims shall be dealt with in accordance with the provisions of this section in the same manner as if it had not been terminated.

(m) *Effective date.* This section shall become effective as of June 1, 1946.

NOTE: The reporting and record-keeping requirements of this section have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

(Pub. Law 388, 79th Cong.)

Issued this 27th day of June 1946.

KIRBY SMITH,
Acting Housing Expediter.

[F. R. Doc. 46–11333; Filed, June 27, 1946; 4:38 p. m.]

TITLE 26—INTERNAL REVENUE

Chapter I—Bureau of Internal Revenue

PART 306—PROCESSING TAX ON CERTAIN OILS

COPRA AND COCONUT OIL FROM PHILIPPINE ISLANDS

CROSS REFERENCE: See Proclamation 2693, *supra.*

TITLE 29—LABOR

Chapter VI—National Wage Stabilization Board

PART 802—RULES OF PROCEDURE

STAY OF ISSUANCE OF RULINGS

The National Wage Stabilization Board has amended § 802.6 of its rules of procedure to read as follows:

§ 802.6 *Stay of issuance of rulings.* (a) Where a ruling is made by any Board agent on an application, any two or more members of the Board agent who dissent from the ruling may request that the issuance of the ruling or any part thereof be stayed pending review by the National Board. In such event the ruling, or any specified portion thereof, together with the request for review by the dissenting members shall immediately be transmitted by the Board Agent to the National Board, and the issuance of the ruling or the specified portion thereof will be stayed until the National Board has acted on the case. If it is requested that issuance of only a specified portion of a ruling be stayed, the Board Agent may, in its discretion, issue any other portion of the ruling pending action by the National Board. The National Board after acting upon the case, may, at its discretion, either issue the ruling itself or communicate its action to the Board Agent which will then issue the rulings. The rulings, if issued by the National Board, will be subject to reconsideration as in the case of any ruling issued by the Board in the first instance. If the ruling is issued by the Board Agent, after notification by the National Board of its action, the ruling will be subject to review as in the case of any other ruling issued by a Board agent.

(b) (No change).

Approved by the National Wage Stabilization Board June 25, 1946.

B. M. JOFFE,
Executive Director.

[F. R. Doc. 46–11398; Filed, June, 28, 1946; 11:34 a. m.]

TITLE 32—NATIONAL DEFENSE

Chapter IX—Civilian Production Administration

AUTHORITY: Regulations in this chapter unless otherwise noted at the end of documents affected, issued under sec. 2 (a), 54 Stat. 676, as amended by 55 Stat. 236, 56 Stat. 177, 58 Stat. 827 and Pub. Law 270, 79th Cong.; E.O. 9024, 7 F.R. 329; E.O. 9040, 7 F.R. 527; E.O. 9125, 7 F.R. 2719; E.O. 9599, 10 F.R. 10155; E.O. 9638, 10 F.R. 12591; CPA Reg. 1, Nov. 5, 1945, 10 F.R. 13714.

PART 3294—IRON AND STEEL PRODUCTION

[General Preference Order M–21, Direction 12, as Amended June 28, 1946]

EMERGENCY DISTRIBUTION OF STEEL FOR PRODUCTION OF CERTAIN CRITICAL PRODUCTS

The following direction is issued pursuant to General Preference Order M–21:

(a) *What this direction does.* The cumulative loss in production of steel in the last several months caused by work stoppages in the steel and coal industries has created a severe shortage of steel for all purposes. There will not be a sufficient supply of steel to keep all of industry going at a reasonable rate for a number of months. It is, therefore, necessary that special assistance be given for the manufacture of certain highly critical products. These products are ones which are extremely short for the Veterans' Housing Program and certain items of farm machinery which are urgently required to harvest this year's crops and for famine relief. Failure to obtain immediate full production of these items will seriously delay the housing program and will result in a loss of food production. This direction provides for certified orders for steel needed during the third quarter of 1946 to make these critical items. This direction applies only to steel in the forms and shapes listed in Schedule I of Order M–21. It does not apply to wrought iron, iron castings, or pig iron. Distribution of iron to critical products wil be made by other procedures.

(b) *Products for which steel can be obtained under this direction.* Manufacturers of the products which are listed on Schedule A at the end of this direction may place certified orders in the way described in this direction for the steel that they need for the product. In addition, manufacturers of other products may, in certain very extraordinary cases described in paragraph (m), be specifically authorized to place certified orders.

(c) *Who can place certified orders—(1) With a producer without authorization.* A manufacturer of a critical product listed on Schedule A may certify a purchase order which he has already placed with a steel producer on the date of this direction and on which, at any time after January 1, 1946, the producer promised delivery before October 1, 1946. No specific authorization by the Civilian Production Administration is required for such certification. However, a manufacturer may not without specific authorization by CPA certify orders for steel for use in a plant not in production because of work stoppages.

(2) *With a warehouse without authorization.* A manufacturer who on June 12, does not have any purchase orders placed with a producer (whether certified or otherwise) for steel of any of the types which he uses in production of critical products on Schedule A may place a certified order on a warehouse. No authorization by the Civilian Production Administration is required for this type of order. However, a manufacturer may not without specific authorization by CPA certify orders for steel for use in a plant not in production because of work stoppages.

(3) *When authorization needed.* Except for the orders listed in paragraphs (c) (1) and (2), no certified purchase order may be placed without specific authorization by CPA. Paragraph (d) below states when applications for authorizations may be made.

(d) *Application for authorization to place certified orders—(1) Who may apply.* Any manufacturer of a critical product listed on Schedule A who is unable to certify enough purchase orders under the provisions of paragraph (c) above for the amount of steel which he will require to actually put into production in his critical products during any of the month of July, August, or September, may apply to the Civilian Production Administration for authority to certify new purchase orders.

(2) *How to apply.* Application for such authority should be made in triplicate on Form CPA–4466.

(3) The Civilian Production Administration may issue authority to place certified purchase orders where it determines that the steel will actually be needed for production of the critical product and that the steel is available for such purposes. Additional steel for inventories will be rarely authorized and then less than permitted by Priorities Regulation 32. Such authorization will permit a manufacturer to place a new purchase order on either a producer or a warehouse, but the CPA may limit the authorization to a named supplier.

(e) *Limit on amount which may be certified.* Except as specifically authorized a manufacturer must not certify a total number of purchase orders which will call for delivery in the third quarter of a greater amount of steel than he proposes to actually put into production in the manufacture of his critical product in that period. In addition, a manufacturer of farm machinery listed on Schedule A must not certify more steel than he will require to complete critical items which he will deliver before October 31, 1946. A manufacturer need not reduce the amount permitted because of steel in his inventory, within the limits of Priorities Regulation 32, but he may not, without specific authorization, use any of the amount certified in order to build up inventories to the permitted amount. Also he may not certify for delivery in any one month more than 40% of the steel he will put into production during the third quarter.

(f) *How to place a certified order—Form of certification.* A purchase order which has already been placed may be certified by sending a letter to the producer or warehouse, identifying the original purchase order and reciting in substantially the following form the following certification signed as provided in Priorities Regulation 7:

> I certify, subject to the penalties of section 35A of the United States Criminal Code, that I will use this steel only to make ---------- (specify one or more of the end products listed in Schedule A, or if specifically authorized for another product under paragraph (m), insert name of product and phrase "authorized under paragraph (m)") and that the tonnage covered by this order together with all tonnages placed with other producers and distributors for use in these products on similarly certified orders and uncertified orders is not in excess of the quantity of such steel which I am authorized to order under the provisions of Direction 12 to Order M–21.

The same certification is to be used when placing new purchase orders with warehouses or with producers when authorized by the Civilian Production Administration. When a manufacturer has been authorized to certify any purchase orders under paragraph (d) above, or paragraph (m) below, he must add to the certification the following additional statement: "I have been specifically authorized to certify this order by Form CPA 4466, Serial No. ——".

(2) *Canadian purchasers.* In the case of a Canadian purchaser, a purchase order may be certified by furnishing a certification in substantially the following form signed manually or as provided in Priorities Regulation No. 7:

> The undersigned purchaser certifies, subject to the penalties of section 15 of the Canadian Wartime Industries Control Regulations, to the seller, to the Canadian Priorities Officer, and to the Civilian Production Administration that he will use this steel only to make ——, and that the tonnage covered by this order together with all other tonnages placed with other producers on similarly certified orders and uncertified orders is not in excess of the quantity of such steel which he is authorized to order under the provisions of General Instruction Letter No. 66 and Direction 12 to Order M–21, and that the end-product will be sold only in accordance with the terms of that letter.

(g) *Period for which certified orders may be placed.* Orders may be certified for delivery only in July, August or September. A manufacturer must specify the months in which he requires delivery at the time he certifies his purchase order (or at the time he places a new certified purchase order).

(h) *Refusal of certified orders.* (1) A steel producer need not accept a certification on a previously accepted purchase order, or a new purchase order, which it receives after the first day of the month preceding the month in which delivery is requested. However, if delivery is requested in July, a producer must accept a certification under paragraph (c), if it is received on or before the 17th day of June, and need not accept it after the 17th day of June.

(2) A warehouse need not accept any certified order for a single product classification of steel in excess of 10,000 lbs. if delivery would deplete his stock to a point where his function in the distribution of steel would be seriously impaired. Schedule I of Order M–21 lists the "product classifications" of steel.

(3) In order to protect the requirements of small business, a warehouse must not accept any purchase order, whether certified or not, in excess of 10,000 pounds if delivery would deplete his stock to a point where his function in the distribution of steel would be impaired.

(i) *Certified orders must be treated as rated orders.* Certified orders must be scheduled for production in preference to all other orders for the same product classification, except for orders covered by specific written directives issued by the Civilian Production Administration, or (in the case of distributors) a rating of AAA issued after January 21, 1946. Any purchase order certified under this direction must be treated as a rated order under Priorities Regulation 1 and accepted, scheduled and delivered accordingly. The rules of Priorities Regulation 1 will apply, except to the extent that this direction is inconsistent with them. Steel obtained on certified orders must be used in accordance with § 944.11 of that regulation.

(j) *The effect on steel of certain other directions.* (1) Direction 13 to Priorities Regulation 1, which suspended preference ratings (except certain AAA ratings on distributors) on steel, remains in effect for the time being.

(2) Direction 9 to Order M–21, which provides certifications for tin mill products for food and pharmaceutical purposes, remains in effect. That direction explains how producers of tin mill products should schedule orders certified under either that direction or this one.

(k) *Other distribution of steel.* Steel producers and warehouses must distribute balance of steel production after filling certified orders as follows:

(1) *Warehouse stocks.* Producers must ship to warehouses during the third quarter of 1946 not less than the same proportion of total tonnage of steel produced by them in that quarter as they shipped to warehouses during the fourth quarter of 1945.

(2) *Equitable distribution to consumers.* Producers and warehouses must distribute remaining amounts of steel in a fair and equitable manner.

(l) *Reports.* Steel Producers and warehouses must furnish such reports as may be required by the Civilian Production Administration from time to time, subject to approval by the Budget Bureau pursuant to the Federal Reports Act of 1942.

(m) *Additional assistance in extraordinary circumstances—(1) Steel for governmental agency requirements.* The Civilian Production Administration may authorize the placing of certified orders to fill severely limited requirements of high urgency for the Army, Navy, Coast Guard, Maritime Commission, War Shipping Administration, Veterans' Administration, Federal Public Housing Administration, Canada or for export. No applications should be made for this authority by manufacturers unless specifically requested by the appropriate government agency.

(2) *Relief for other manufacturers cannot ordinarily be granted.* The shortage of steel during the third quarter will be so severe that most manufacturers may not be able to obtain enough steel to maintain minimum economic rates of operation. For this reason, the Civilian Production Administration will not be able to offer assistance to manufacturers to support minimum economic rates of production. Assistance may be given in extraordinary circumstances where a manufacturer will suffer extraordinary hardship which is not generally common to users of steel because of the shortage of steel or for requirements of public health and safety or other similarly urgent requirements. Application should be made by letter to the Steel Branch of CPA. CPA may give assistance by finding a supplier, or by authorization to place certified orders, or by issuance of directives if required.

Issued this 28th day of June 1946.

CIVILIAN PRODUCTION ADMINISTRATION,
By J. JOSEPH WHELAN,
Recording Secretary.

SCHEDULE A

Manufacturers of the following products are entitled to apply certifications as described in this direction.

(1) The following classes of farm machinery and equipment, as described in War Food Order 135 of the Department of Agriculture:

Combines (harvester-threshers)
Grain binders
Corn binders, excluding sled and wheel type
Corn pickers
Field ensilage harvester—row type
Potato diggers and pickers, excluding walking plow type
Bean cutters or pullers
Sugar beet and cane harvesting equipment
Peanut diggers
Farm haying machinery, excluding field bale loader
Ensilage cutters (silo fillers)
Corn shellers
Potato sorters and graders
Fruit and vegetable graders, washers, sackers and conveyors
Farm tractors, wheel type
Repair parts only for types of farm machinery listed above.

(2) The following items of residential type and manufactured for residential use:

Pressed steel bathtubs, sinks and lavatories
Warm air furnaces and floor furnaces
Convector radiation
Furnace pipe, flittings, and duct work
Steel registers and grills

(3) Railroad brake shoes.

(4) Dwelling units. (Only orders for concrete reinforcing bars and mesh may be certified and only on producers or distributors who normally sell bars and mesh to contractors.)

SCHEDULE I OF M-21*

Steel (By Product Class):
Bars, Cold-Finished.
Bars, Hot-Rolled or Forged.
Ingots, Billets, Blooms, Slabs, Die Blocks, Tube Rounds, Sheet Bars, Tin Bar, and Skelp.
Pipe, including Threaded Couplings of the type normally supplied for Threaded Pipe.
Plates, all Plates (including Rolled Armored Plate in the form and shape to which it is rolled by the Steel Mill and prior to any subsequent fabrication), and including Nickel Clad and Stainless Clad.
Rail and Track Accessories.
Sheet and Strip.
Steel Castings (rough as cast).
Steel Forgings (rough as forged).
Structural Shapes and Piling.
Tinplate, Terneplate, and Tin Mill Black Plate.
Tubing.
Wheels, Tires, and Axles.
Wire Rods, Wire and Wire Products.

[F. R. Doc. 46–11397; Filed, June 28, 1946; 11:27 a. m.]

*Excerpt from Order M-21 issued August 24, 1945 (as amended).

Chapter XI—Office of Price Administration

PART 1418—TERRITORIES AND POSSESSIONS

[RMPR 373, Amdt. 96 (§ 1418.151)]

FLUID MILK IN HAWAII

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Paragraphs (b) and (c) of section 63 of Revised Maximum Price Regulation 373 are amended to read as follows:

(b) *Maximum prices on the Island of Oahu.* Maximum prices for fresh fluid milk on the Island of Oahu shall be:

	Quantity	Maximum wholesale price	Maximum retail price
Grade AA	Quart	$0.21	$0.24
	Pint	.12	.14
	½ pint	.06	.09
Grade A	Quart	.19	.22
	Pint	.11	.13
	¾ pint	.09	.11
	½ pint	.06	.08
Premium grade milk	Quart	.22	.25
	Pint	.13	.15
	½ pint	.07	.09

(c) *Maximum prices on the Islands of Hawaii, Maui, Kauai and Lanai.* Maximum prices for fresh fluid milk on the Islands of Hawaii, Maui, Kauai, and Lanai shall be:

	Quantity	Maximum wholesale price	Maximum retail price
Grade AA	Quart	$0.19	$0.22
	Pint	.10	.13
	½ pint	.06	.08
Grade A	Quart	.16	.20
	Pint	.09	.11
	¾ pint	.07	.09
	½ pint	.05	.07

This amendment shall become effective as of June 1, 1946.

Issued this 27th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–11337; Filed, June 27, 1946; 4:56 p. m.]

PART 1418—TERRITORIES AND POSSESSIONS

[RMPR 373, Amdt. 97 (§ 1418.151)]

FLUID MILK IN HAWAII

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Paragraph (c) of section 63 of Revised Maximum Price Regulation 373 is amended in the following respects:

1. By changing the figure $0.13 under Maximum retail price for Grade AA, Pint, to read $0.12.

2. By changing the figure $0.16 under Maximum wholesale price for Grade A, Quart, to read $0.17.

3. By adding the following paragraph immediately following the table of prices:

In the case of sales on the Island of Lanai of any fresh fluid milk transported from the Island of Maui, wholesalers and retailers may add three cents per quart for sales in quart containers and one cent per pint for sales in pint containers to the maximum prices set forth above.

This amendment shall become effective as of June 17, 1946.

Issued this 17th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–11338; Filed, June 27, 1946; 4:54 p. m.]

PART 1418—TERRITORIES AND POSSESSIONS

[RMPR 373, Amdt. 98 (§ 1418.151)]

MOLASSES IN HAWAII

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 58 of Revised Maximum Price Regulation 373 is amended to read as follows:

SEC. 58. *Maximum prices for molasses.* The maximum price for sales of molasses produced from sugar cane for all purposes shall be $19.50 per ton, delivered at dock or customary shipping point. The maximum price for sales of molasses sold and delivered at the plantation where produced shall be $19.50 per ton less the cost of transportation from the plantation to the dock or customary shipping point.

This amendment shall become effective as of June 17, 1946.

Issued this 17th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–11339; Filed, June 27, 1946; 4:54 p. m.]

PART 1305—ADMINISTRATION

[SO 129, Amdt. 31]

EXEMPTION AND SUSPENSION FROM PRICE CONTROL OF MACHINES, PARTS, INDUSTRIAL MATERIALS AND SERVICES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 16 (b) of Supplementary Order 129 is amended by adding the following to the list of commodities thereunder:

Miscellaneous commodities covered by MPR 403 when purchased by the United States Government.

This amendment shall become effective June 27, 1946.

Issued this 27th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–11346; Filed, June 27, 1946; 4:55 p. m.]

PART 1340—FUEL

[RMPR 122, Amdt. 44]

SOLID FUELS SOLD AND DELIVERED BY DEALERS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation No. 122 is amended in the following respects:

1. Section 1340.256 (c) (1) and (2) is amended to read as follows:

(1) In the case of bituminous coal prepared at the dock as double-screened or lump sizes, the amount per net ton specified for the solid fuels following:

From mines in District No. 1	$1.62
From mines in District No. 2	1.56
From mines in District No. 3 (except medium volatile in Price Classification A	1.85
From mines in District No. 3 and in Price Classification A; medium volatile	$1.60
From mines in District No. 4	1.42
From mines in District No. 6	1.40
From mines in District No. 7 or 8; low volatile	2.18
From mines in District No. 7 or 8; medium to high volatile	1.76

The maximum price for each size and kind of dock-run bituminous coal shall be 50 cents per net ton lower than the maximum price for the same size and kind of coal when rescreened at the dock.

(2) In the case of bituminous coal in all other sizes, the amount per net ton specified for the solid fuels following:

From mines in Districts Nos. 7 or 8; low volatile screenings and run-of-mine	$1.58
From mines in District No. 1; high volatile screenings and run-of-mine	1.47
From mines in District No. 2; high volatile screenings and run-of-mine	1.41
From mines in District No. 3; high volatile screenings and run-of-mine	1.20
From mines in District No. 4; high volatile screenings and run-of-mine	1.27
From mines in District No. 6; high volatile screenings and run-of-mine	1.25
From mines in Districts Nos. 7 or 8; high volatile screenings and run-of-mine	1.36
From mines in District No. 1; high volatile stoker size	1.47
From mines in District No. 2; high volatile stoker size	1.41
From mines in District No. 3; high volatile stoker size	1.20
From mines in District No. 4; high volatile stoker size	1.27
From mines in District No. 6; high volatile stoker size	1.25
From mines in Districts Nos. 7 or 8; high volatile stoker size	1.66
From mines in Districts Nos. 7 or 8; low volatile stoker size	1.58

This amendment shall become effective June 28, 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–11416; Filed, June 28, 1946; 11:42 a. m.]

PART 1340—FUEL

[RMPR 122, Amdt. 45]

SOLID FUELS SOLD AND DELIVERED BY DEALERS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation No. 122 is amended in the following respects:

1. In § 1340.254 (b) rule 1 the last undesignated paragraph is amended to read as follows:

The maximum price for Pennsylvania anthracite yard screenings shall be the highest price charged by the dealer in December 1941 for the same fuel plus $2.50 per net ton.

2. Section 1340.256 (c) (3) is amended to read as follows:

(3) In the case of Pennsylvania anthracite the amount per net ton for the respective sizes, as follows:

Size:	Amount per net ton
Egg, stove and nut	$3.40
Pea	3.05
Buckwheat No. 1	2.20
Rice	2.00
Barley	1.40
Smaller than barley	1.15

This amendment shall become effective June 28, 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–11417; Filed, June 28, 1946; 11:42 a. m.]

PART 1351—FOOD AND FOOD PRODUCTS

[RMPR 279,[1] Amdt. 6]

HOPS

A statement of the considerations involved in the issuance of this amendment has been issued and filed with the Division of the Federal Register.

Revised Maximum Price Regulation 279 is amended in the following respect:

In section 2 (a) (5) the following clause is deleted: "and whose annual sales of hops to brewers do not exceed 30% of his total annual sales of all commodities and services to brewers."

This amendment shall become effective June 28, 1946.

Issued this 28th day of June 1946.

Approved: June 24, 1946.

N. E. DODD,
Acting Secretary of Agriculture.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–11423; Filed, June 28, 1946; 11:43 a. m.]

[1] 9 F.R. 286, 10922, 12413, 12535, 11070; 11 F.R. 1043.

PART 1364—FRESH, CURED AND CANNED MEAT AND FISH PRODUCTS

[RMPR 148,[1] Amdt. 35]

DRESSED HOGS AND WHOLESALE PORK CUTS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Revised Maximum Price Regulation No. 148 is amended in the following respects:

1. Paragraph (i) of § 1364.22 is added to read as follows:

(i) *Maximum prices for miscut dressed hogs and/or wholesale pork cuts.* Except for slightly miscut wholesale pork cuts unintentionally so cut, the sale of miscut dressed hogs and miscut wholesale pork cuts is prohibited. Notwithstanding this prohibition, in the event any person sells or delivers miscut dressed hogs, or miscut wholesale pork cuts (other than slightly miscut wholesale pork cuts unintentionally so cut) the maximum prices for such miscut dressed hogs and/or miscut wholesale pork cuts shall be determined as follows:

(1) The maximum price for all miscut dressed hogs shall be determined in accordance with the provisions of § 1364.36 (Appendix B), using the maximum base price established in Schedule IV (b) of § 1364.36 (Appendix B) for shipper style boars as the applicable maximum base price for such miscut dressed hogs.

(2) The maximum price for miscut wholesale pork cuts (other than slightly miscut wholesale pork cuts unintentionally so cut) shall be determined in accordance with the applicable provisions of paragraphs (a) through (e) of this § 1364.22, using the maximum base price established in Schedule I of § 1364.35 (Appendix A) for the applicable one of the following identifiable products as the applicable maximum base price for such miscut wholesale pork cut:

(i) The lowest base price specified in Schedule I of § 1364.35 (Appendix A) for any fresh, green or frozen wholesale pork cut, if the miscut wholesale pork cut is fresh, green or frozen.

(ii) The lowest base price specified in Schedule I of § 1364.35 (Appendix A) for any processed wholesale pork cut in the same or a comparable stage or state of processing, if the miscut wholesale pork cut is processed or in any state or stage of processing.

2. Paragraph (c) of § 1364.27 is amended by the addition at the end thereof of the following sentences: "In the event the invoice provided fails completely to identify the products covered with reference to the descriptive name or style of the dressed hog, or with reference to the descriptive name of the wholesale pork cut, or with reference to the grade of sliced bacon or with reference to the weight range or ranges of dressed hogs and wholesale pork cuts as named and defined in this regulation it shall be presumed conclusively that the products covered by such invoice are of the lowest priced type of the lowest priced style of dressed hog, or of the lowest priced wholesale pork cut, or of the lowest priced grade of sliced bacon, or of the lowest priced weight range of dressed hogs or wholesale pork cuts, as named and defined in this regulation."

3. Subparagraph (13) of § 1364.32 (a) is amended to read as follows:

(13 "Wholesaler" means a person (other than a hotel supply house, a slaughterer or one who makes sales at retail) who processes no more than 25 percent of the total meat purchased by him during any current calendar month, who maintains and operates a separate selling establishment equipped with reasonable and adequate cooling and storage facilities in such a manner that the total amount of meats and meat by-

products sold out of stock carried in such establishment constitutes not less than 90 percent of the total monthly poundage of all meats and meat by-products sold by him, who buys pork for resale in the form of dressed hogs and wholesale pork cuts.

4. Subparagraph (55) to § 1364.32 (c) is added to read as follows:

(55) "Selected bacon skins" means skins produced from derined smoked bacon; each skin shall contain an area of not less than 120 square inches with a width of not less than 8 inches at any point; each skin must be entirely free from holes or blemishes, must be completely fleshed and must not have been through a depliating process. Selected bacon skins may be sold only to tanners or leather goods manufacturers.

5. Item 13 in Schedule I (a) of § 1364.35 is amended to read as follows:

	Green or frozen		Cured		Smoked		Ready to eat		Cooked	
	Wt. (lbs.)	Price	Wt. (lbs.)	Price	Wt. (lbs.)	Price	Wt. (lbs.)	Price	Wt. (lbs.)	Price
13. Shoulders skinned (neck bone out):										
Bone in		$22.50		$22.50		$26.50		$29.50		$29.50
Boneless		25.75		25.75		30.25		33.00		33.00
Boneless tatted and skinless		28.50		28.50		34.25		38.25		38.25

6. Item 19 of Schedule I (f) is added to read as follows:

Item	Fresh or frozen	Cured		Smoked
		Loose	In pieces	
19. Selected bacon skins [NOTE: May be sold only to tanners or leather goods manufacturers]				$7.50

This amendment shall become effective June 29, 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,
Administrator.

Approved: June 19, 1946.

CHARLES F. BRANNAN,
Acting Secretary of Agriculture.

[F. R. Doc. 46-11419; Filed, June 28, 1946; 11:43 a. m.]

PART 1364—FRESH, CURED AND CANNED MEAT AND FISH PRODUCTS

[MPR 389, Amdt. 26 (§ 1364.1157)]

VARIETY MEATS AND EDIBLE BY-PRODUCTS AT WHOLESALE

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Maximum Price Regulation No. 389 is amended in the following respects:

1. Subparagraph (5) of section 4 (b) is amended by the addition at the end thereof of the following sentences: "In the event the invoice provided fails to completely identify the products covered with reference to the name and type of sausage, or with reference to the kind of casing, cup, carton or wrapper used (other than in the instances hereinabove excepted) it shall be presumed conclusively that the products covered by such invoice are of the lowest priced kind or type, or of the lowest priced kind of casing, cup, carton or wrapper."

2. Paragraph (b) of section 9 is added to read as follows:

(b) The sale of sausage and sausage products which neither comply with the specifications set forth in section 13, if the product is flat-priced under the provisions of section 12, nor comply with the formula filed with this Office under the provisions of section 2 (a) (3), if the product is one of those enumerated in section 2 (a) (1), is prohibited. Notwithstanding this prohibition, in the event any person sells such a prohibited sausage or sausage product, the maximum price for such prohibited sausage or sausage product shall be determined by using the base price specified in section 12 (a) for Type 3 breakfast sausage in bulk as the base price for such prohibited sausage or sausage product.

3. The parenthetical note in section 12 (a) (7) (i) is amended to read as follows: "(Note: May be sold only to war procurement agencies, to licensed ship suppliers for resale only to ship operators, and to ship operators at the price listed herein. If sold to others $1.00 per hundredweight must be deducted therefrom.)"

4. The definition for "Braunschweiger" in section 13 (g) is amended by changing the words and figures reading "one and 14/16 inches" appearing in the phrase following the parenthetical figure "(1)" and preceding the parenthetical figure "(2)" to read "One and 11/16 inches".

5. The definition for "Chili con carne, plain (without beans)" set forth in section 13 (h) is amended by changing the words preceding the semicolon immediately following the words "beef or pork fat" to read as follows:

"Chili con carne, plain (without beans)" means chopped, ground, or comminuted skeletal meat, beef or pork fat, and/or meat by-products (including product derived from goats);"

6. The definition for "Type 1 chili con carne, plain (without beans)" set forth in section 13 (h) is amended by changing the words reading "not less than 75 per cent of fresh or frozen uncured beef, veal or pork," contained therein to read "not less than 75 per cent of fresh or frozen uncured beef, veal, pork or lean boneless mutton,".

This amendment shall become effective June 29, 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,
Administrator.

Approved: June 19, 1946.

CHARLES F. BRANNAN,
Acting Secretary of Agriculture.

[F. R. Doc. 46-11424; Filed, June 28, 1946; 11:44 a. m.]

PART 1364—FRESH, CURED AND CANNED MEAT AND FISH PRODUCTS

[RMPR 156, Amdt. 14, § 1364.356]

CANNED MEATS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Revised Maximum Price Regulation No. 156 is amended in the following respects:

1. Subdivision (ii) of section 7 (b) (2) is amended to read as follows:

(ii) Subject to the adjustments authorized in subparagraph (6) of this section 7 (b) and/or paragraph (c) of section 10 the "weighted average price" in each zone for each brand, type and container size of corned beef hash and chili con carne (with or without beans) shall be, except as provided in subdivisions (iii), (iv) or (v) of this section 7 (b) (2), the ceiling price under this regulation for such brand, type and container size of such sterile canned meat at the delivery point in such zone: *Provided*, That a person making sales or deliveries of such sterile canned meat subject to this regulation shall continue to allow all the deductions or discounts which were customary during the 90 day period prior to March 9, 1942.

2. Subdivision (iii) of section 7 (b) (2) is amended by the addition of the following sentences immediately preceding the table headed "Corned Beef Hash Zone Band Prices, Per Dozen, Delivered:"

Any person desiring to produce and sell canned corned beef hash packed in any of the indicated size tins, and produced so as to conform to or exceed the minimum specifications for canned corned beef hash established by the United States Department of Agriculture may, if he desires and in lieu of filing an application under the provisions of section 9, adopt the applicable zone minimum band prices per dozen hereinafter set forth for the selected size tin as his maximum prices for canned corned beef hash: *Provided:* That within 10 days after making the first sale of canned corned beef hash in accordance with the permission granted in this section 7 (b) (2) (iii) such seller must give written notification to the Office of Price Administration, Washington, D. C., that he has adopted as his maximum prices the applicable zone minimum band prices established by this section 7 (b) (2) (iii) for the size tin used, and must enclose therewith 2 copies of the labels used thereon.

3. Subdivision (iv) of section 7 (b) (2) is added to read as follows:

(iv) Notwithstanding the provisions subdivision (ii) of this section 7 (b) (2) if any seller's ceiling price per dozen for canned chili con carne, plain (without beans) packed in 10½ ounce, 11 ounce, 15 ounce, 15½ ounce, 16 ounce, 17 ounce or 108 ounce tins exceeds the applicable zone maximum band price per dozen hereinafter set forth (except for adjustments made in accordance with the provisions of section 7 (b) (6) and/or section 10 (c)) such seller, on and after June 29, 1946, shall reduce his maximum price per dozen for canned chili con carne, plain (without beans) packed in the designated size tins to an amount not exceeding the applicable zone maximum band price per dozen hereinafter set forth; and, notwithstanding the provisions of subdivision (ii) of this section 7 (b) (2) if any seller's ceiling price for canned chili con carne, plain (without beans) packed in 10½ ounce, 11 ounce, 15 ounce, 15½ ounce, 16 ounce, 17 ounce or 108 ounce tins is less than the applicable zone minimum band price per dozen hereinafter set forth (except for adjustments made in accordance with the provisions of section 7 (b) (6) and/or section 10 (c)) such seller, on and after June 29, 1946, may, if desired, increase his maximum price per dozen for canned chili con carne, plain (without beans) packed in the designated size tins to an amount not exceeding the applicable zone minimum band price per dozen hereinafter set forth. Any producer of canned chili con carne, plain (without beans) who is required to reduce his maximum price therefor, under the provisions of this subdivision (iv) of section (7) (b) (2), and any producer of canned chili con carne, plain (without beans) who increases his maximum price therefor under the provisions of this subdivision (iv) of section 7 (b) (2) shall continue to use the formula for that product filed with the Office of Price Administration, Washington, D. C., in accordance with the provisions of section 8 (a) (4) of this regulation; and any seller of canned chili con carne, plain (without beans) who increases or decreases his maximum prices therefor under the provisions of this subdivision (iv) of section 7 (b) (2) shall continue to allow all the deductions or discounts which were customary during the 90-day period prior to March 9, 1942, and shall supply each wholesaler and retailer who purchases from him with notification of the change in accordance with the provisions of section 6 (c), substituting the words "under the provisions of section 7 (b) (2) (iv)" whenever the words "under this regulation" are used in section 6 (c). Any person desiring to produce and sell canned chil con carne, plain (without beans) packed in any of the indicated size tins, and produced so as to conform to or exceed the minimum specifications for canned chil con carne, plain (without beans) established by the United States Department of Agriculture may, if he desires and in lieu of filing an application under the provisions of section 9, adopt the applicable zone minimum band prices per dozen hereinafter set forth for the selected size tin as his maximum prices for canned chil con carne, plain (without beans): *Provided*, That within 10 days after making the first sale of canned chil con carne, plain (without beans) in accordance with the provisions of this section 7 (b) (2) (iv), such seller must give written notification to the Office of Price Administration, Washington, D. C., that he has adopted as his maximum prices the applicable zone minimum band prices established by the provisions of this section 7 (b) (2) (iv) for the size tin used and must enclose therewith 2 copies of the labels used thereon.

CHILI CON CARNE, PLAIN (WITHOUT BEANS) ZONE BAND PRICES, PER DOZEN, DELIVERED

Container Size	Zone 1		Zone 2		Zone 3	
	Minimum	Maximum	Minimum	Maximum	Minimum	Maximum
10½ ounce						
To group 1 and 2 retailers and purveyors of meals	$2.00	$2.22	$2.00	$2.22	$2.01	$2.23
To all other purchasers	1.89	2.09	1.89	2.09	1.90	2.10
11 ounce						
To group 1 and 2 retailers and purveyors of meals	2.10	2.31	2.10	2.31	2.11	2.32
To all other purchasers	1.98	2.18	1.98	2.18	1.99	2.19
15 ounce						
To group 1 and 2 retailers and purveyors of meals	2.71	2.93	2.71	2.93	2.72	2.94
To all other purchasers	2.56	2.76	2.56	2.76	2.57	2.77
15½ ounce						
To group 1 and 2 retailers and purveyors of meals	2.78	2.99	2.78	2.99	2.79	3.00
To all other purchasers	2.62	2.82	2.62	2.82	2.63	2.83
16 ounce						
To group 1 and 2 retailers and purveyors of meals	2.86	3.07	2.86	3.07	2.87	3.08
To all other purchasers	2.70	2.90	2.70	2.90	2.71	2.91
17 ounce						
To group 1 and 2 retailers and purveyors of meals	3.04	3.25	3.04	3.25	3.05	3.26
To all other purchasers	2.87	3.07	2.87	3.07	2.88	3.08
108 ounce						
To group 1 and 2 retailers and purveyors of meals	19.00	19.26	19.00	19.26	19.01	19.27
To all other purchasers	17.92	18.17	17.92	18.17	17.93	18.18

[NOTE.—The foregoing prices are subject to be adjusted in accordance with the provisions of section 7 (b) (6) and/or section 10 (c).]

4. Subdivision (v) of section 7 (b) (2) is added to read as follows:

(v) Notwithstanding the provisions of subdivision (ii) of this section 7 (b) (2), if any seller's ceiling price per dozen for canned chili con carne with beans packed in 10½ ounce, 11 ounce, 12 ounce, 15 ounce, 15½ ounce, 16 ounce, 17 ounce, 20 ounce, 26 ounce, 104 ounce or 108 ounce tins exceeds the applicable zone maximum band price per dozen hereinafter set forth (except for adjustments made in accordance with the provisions of section 7 (b) (6) and/or section 10 (c)) such seller, on and after June 29, 1946, shall reduce his maximum price per dozen for canned chili con carne with beans packed in the designated size tins to an amount not exceeding the applicable zone maximum band price per dozen hereinafter set forth; and notwithstanding the provisions of subdivision (ii) of this section 7 (b) (2) if any seller's ceiling price for canned chili con carne with beans packed in 10½ ounce, 11 ounce, 12 ounce, 15 ounce, 15½ ounce, 16 ounce, 17 ounce, 20 ounce, 26 ounce, 104 ounce and 108 ounce tins is less than the applicable zone minimum band price per dozen hereinafter set forth (except for adjustments made in accordance with the provisions of section 7 (b) (6) and/or section 10 (c)) such seller, on and after June 29, 1946, may, if desired, increase his maximum price per dozen for canned chili con carne with beans packed in the designated size tins to an amount not exceeding the applicable zone minimum band price per dozen hereinafter set forth. Any producer of canned chili con carne with beans who is required to reduce his maximum price therefor, under the provisions of this subdivision (v) of section 7 (b) (2), and any producer of canned chili con carne with beans who increases his maximum price therefor under the provisions of this subdivision (v) of section 7 (b) (2) shall continue to use the formula for that product filed with the Office of Price Administration, Washington, D. C., in accordance with the provisions of section 8 (a) (4) of this regulation; and any seller of canned chil con carne with beans who increases or decreases his maximum prices therefor under the provisions of this subdivision (v) of section 7 (b) (2) shall continue to allow all the deductions or discounts which were customary during the 90-day period prior to March 9, 1942, and shall supply each wholesaler and retailer who purchases from him with notification of the change in accordance with the provisions of section 6 (c), substituting the words "under the provisions of section 7 (b) (2) (v)" whenever the words "under the regulation" are used in section 6 (c). Any person desiring to produce and sell canned chili con carne with beans packed in any of the indicated size tins, and produced so as to conform to or exceed the minimum

specifications for canned chili con carne with beans established by the United States Department of Agriculture may, if he desires and in lieu of filing an application under the provisions of section 9, adopt the applicable zone minimum band prices per dozen hereinafter set forth for the selected size tin as his maximum prices for canned chili con carne with beans: *Provided*, that within 10 days after making the first sale of canned chili con carne with beans in accordance with the provisions of this section 7 (b) (2) (v), such seller must give written notification to the Office of Price Administration, Washington, D. C., that he has adopted as his maximum prices the applicable zone minimum band prices established by the provisions of this section 7 (b) (2) (v) for the size tin used, and must enclose therewith 2 copies of the labels used thereon.

CHILI CON CARNE WITH BEANS, ZONE BAND PRICES, PER DOZEN, DELIVERED

Container size	Zone 1		Zone 2		Zone 3	
	Minimum	Maximum	Minimum	Maximum	Minimum	Maximum
10½ ounce						
To group 1 and 2 retailers and purveyors of meals	$1.42	$1.63	$1.52	$1.73	$1.55	$1.76
To all other purchasers	1.34	1.54	1.43	1.63	1.46	1.66
11 ounce						
To group 1 and 2 retailers and purveyors of meals	1.48	1.70	1.58	1.79	1.61	1.82
To all other purchasers	1.40	1.60	1.49	1.69	1.52	1.72
12 ounce						
To group 1 and 2 retailers and purveyors of meals	1.60	1.81	1.70	1.91	1.73	1.94
To all other purchasers	1.51	1.71	1.60	1.80	1.63	1.83
15 ounce						
To group 1 and 2 retailers and purveyors of meals	1.92	2.13	2.01	2.23	2.05	2.26
To all other purchasers	1.81	2.01	1.90	2.10	1.93	2.13
15½ ounce						
To group 1 and 2 retailers and purveyors of meals	1.95	2.16	2.05	2.26	2.08	2.29
To all other purchasers	1.84	2.04	1.93	2.13	1.96	2.16
16 ounce						
To group 1 and 2 retailers and purveyors of meals	2.01	2.23	2.11	2.32	2.14	2.35
To all other purchasers	1.90	2.10	1.99	2.19	2.02	2.22
17 ounce						
To group 1 and 2 retailers and purveyors of meals	2.14	2.35	2.24	2.45	2.27	2.48
To all other purchasers	2.02	2.22	2.11	2.31	2.14	2.34
20 ounce						
To group 1 and 2 retailers and purveyors of meals	2.51	2.72	2.61	2.82	2.64	2.85
To all other purchasers	2.37	2.57	2.46	2.66	2.49	2.69
26 ounce						
To group 1 and 2 retailers and purveyors of meals	3.24	3.46	3.34	3.55	3.37	3.58
To all other purchasers	3.06	3.26	3.15	3.35	3.18	3.38
10¼ ounce						
To group 1 and 2 retailers and purveyors of meals	12.84	13.10	12.93	13.20	12.96	13.23
To all other purchasers	12.11	12.36	12.20	12.45	12.23	12.48
108 ounce						
To group 1 and 2 retailers and purveyors of meals	13.33	13.60	13.43	13.70	13.46	13.73
To all other purchasers	12.58	12.83	12.67	12.92	12.70	12.95

[NOTE: The foregoing prices are subject to be adjusted in accordance with the provisions of section 7 (b) (6) and/or section 10 (c).]

5. Subdivision (vi) of section 7 (b) (2) is added to read as follows:

(vi) The provisions of foregoing subdivisions (iii), (iv) and (v) of this section 7 (b) (6) are applicable to corned beef hash, chili con carne, plain (without beans) and chili con carne with beans when packed in tin, but have no applicability to those products when packed in glass. The provisions of foregoing subdivision (iv) of this section 7 (b) (6) have no applicability to "concentrated" or "condensed" chili con carne. As used herein "concentrated" or "condensed" chili con carne means chili con carne, plain (without beans) containing not less than 60% meat, such percentage to be based on the uncooked weight of all ingredients, and having a finished yield not in excess of 105% of the total unprocessed weights of all ingredients used, other than added moisture.

6. Inferior subdivision (*f*) is added to section 7 (b) (6) (iii) to read as follows:

(*f*) $.009, if the seller is a canner of Vienna Sausage or Frankfurters which he manufactures as sausage prior to canning.

7. Subdivision (iv) of section 7 (b) (6) is amended by the addition of the following sentences at the end thereof: "In the event the seller is a canner of Vienna Sausage or Frankfurters who does not manufacture these sausage items, but purchases them as sausage prior to canning, such seller may disregard the provisions of foregoing subdivisions (i), (ii) and (iii) of this section 7 (b) (6) and may substitute for the "total" herein required to be ascertained an amount not to exceed the increase in the maximum price of such sausage items authorized by Amendment 24 to Maximum Price Regulation No. 389."

This amendment shall become effective June 29, 1946.

NOTE: The reporting requirements of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 28th day of June 1946.

PAUL A. PORTER,
Administrator.

Approved: June 19, 1946.

CHARLES F. BRANNAN,
Acting Secretary of Agriculture.

[F. R. Doc. 46-11420; Filed, June 28, 1946; 11:43 a. m.]

PART 1370—ELECTRICAL APPLIANCES

[RMPR 111, Amdt. 15]

NEW HOUSEHOLD VACUUM CLEANERS AND ATTACHMENTS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Revised Maximum Price Regulation No. 111 is amended in the following respects:

1. A new section 5a is added to read as follows:

SEC. 5a. *"Additional OPA industry adjustments" of manufacturers' ceiling prices.* This section authorizes an "additional OPA industry adjustment" by manufacturers of their ceiling prices established under sections 4, 6, 7, 9, or 10 and adjusted under section 5 for articles covered by this regulation. Unless a manufacturer is directed otherwise by an order issued by the Office of Price Administration under this regulation every manufacturer of any articles covered by this regulation may adjust his ceiling price to purchasers other than ultimate consumers determined in accordance with either sections 4 and 5, or section 7, or established before June 27, 1946 under section 6, or by orders issued under sections 9 and 10 of this regulation, by 8.5 percent of that price. The increase granted in this section is hereby designated as the "additional OPA industry adjustment."

The 8.5 percent "additional OPA industry adjustment" may be made and collected by the manufacturer only if he has complied with the preticketing requirements of section 18 and the notification requirements of section 19a of this regulation.

Orders will be issued under this section denying a manufacturer permission to adjust his ceiling price by all or part of the increase allowed by this section when it appears to the Price Administrator on the basis of the manufacturer's production reports as filed under Supplementary Order No. 146 and other information

available to the Office of Price Administration, that the manufacturer has discontinued production of his low-end model or has decreased the proportion of low-priced to high-priced models which he manufactures so that his present production in that respect of those articles during the year July 1, 1940 through June 30, 1941. The average price at which the manufacturer's production of each type of article will be sold will be considered in determining how much, if any, of the increase will be granted to such a manufacturer.

2. Section 7 (a) (1) is amended to read as follows:

(1) He shall find the model for which he has a ceiling price which is comparable to the model being priced. The "comparable" model is the one which is most like the article being priced in design, construction, process of manufacture, and operation, which is closest to it in unit direct cost, and which is distributed through similar trade channels. An article, the ceiling price of which has been fixed under section 6, may not be used as the comparable model in pricing a new or changed model. If the changes in the model being priced include minor changes the cost of the new model shall be computed on the basis of the cost to make it without the minor changes.

3. Section 7 (a) (4) is amended to read as follows:

(4) He shall find his markup factor by dividing the ceiling price of the comparable model (exclusive of the manufacturer's "additional OPA industry adjustment" under section 5a of this regulation) by its current unit direct cost. He must use his ceiling price to the class of purchasers (distributors, dealers, mail order houses, etc.) who buy from him in the greatest volume.

4. Section 7 (a) (5) is amended to read as follows:

(5) He shall multiply the unit direct cost of the model being priced by that markup factor. The result is his ceiling price (exclusive of the "additional OPA industry adjustment" under section 5a) to the class of purchaser used in paragraph (4). His ceiling price to any other class of purchasers for the model being priced must be calculated on the basis of the percentage differential which he customarily had in effect for sales to that class of purchaser.

5. Section 8 is amended to read as follows:

SEC. 8. *Adjustment of certain prices established or reported.* Ceiling prices established or reported under sections 4 and 5 and 5a, or sections 6 or 7 and 5a, or section 6 are subject to changes at any time by written order of the Office of Price Administration if (1) the price appears to be out of line with prices established for similar models taking into account the manufacturer's relationships with other manufacturers during the base period, or (2) the price is too high or too low in comparison with the manufacturing or selling conditions actually experienced, or (3) the price is found to be incorrect under the provisions of the applicable pricing method. Any change under this section will not be retroactive.

6. Section 15 is amended to read as follows:

SEC. 15. *Distributors' ceiling prices.* A distributor's ceiling price for sales to a particular class of purchaser of a particular model of any article covered by this regulation purchased by him at a price which does not include any part of the "additional OPA industry adjustment" is the ceiling price fixed for his sales before June 27, 1946, under this regulation or by an order under this regulation.

A distributor who purchases an article covered by this regulation at a price which includes any of the "additional OPA industry reconversion adjustment" shall recompute his ceiling prices fixed before June 27, 1946, for such an article in accordance with Rule 1 of this section.

A distributor pricing in accordance with Rule 1, who cannot use the October 1–15, 1941 prices, shall use the manufacturer's ceiling price to him in effect on June 26, 1946 for the same model, his own ceiling price on that date for sales of the same model to dealers, and the retail selling price under this regulation in effect on that date for the same model, in determining the percentage of the total dollar margin he should receive. He shall determine his dollar-and-cent markup by applying the percentage so determined to the total dollar margin between the manufacturer's selling price to him (not to exceed the manufacturer's ceiling price to him including the "additional OPA industry adjustment") and the retail ceiling price (determined in accordance with section 16 of this regulation). His new ceiling price is the sum of his invoice cost for the model and the dollar-and-cent markup so determined.

Example: A distributor who, prior to June 27, 1946, sold Model P produced by manufacturer Q at a ceiling price which the distributor determined under Revised Maximum Price Regulation No. 111 or an order under that regulation and who purchases Model P after June 26, 1946 at a price which includes the "additional OPA industry adjustment" recomputes his ceiling price as follows:

Retail ceiling price for Model Q	$60.00
Manufacturer's ceiling price f. o. b. factory for sales to distributor on June 26, 1946	$28.50
Gross dollar margin	$31.50
Distributor's ceiling price to dealers on June 26, 1946	$34.00
Amount of gross dollar margin received by distributor	$5.50
Percent of gross dollar margin received by distributor	17.46
Manufacturer's ceiling price adjusted under section 5a	$30.92
Retail ceiling price under section 16 (See note below)	$60.00
Gross dollar margin	$29.08
Portion taken by distributor (17.46% of $29.08)	$5.08
Distributors new ceiling price ($30.92+$5.08)	$36.00

NOTE: To assist the distributor in making this computation a manufacturer who sells an article covered by this regulation at ceiling prices which include any part of the "additional OPA industry adjustment" is required to notify the distributor, at the time of, or prior to, the first invoice covering such sales of the retail ceiling prices which he has determined for those articles under the provisions of section 16 of this regulation.

If a distributor cannot determine his ceiling price in accordance with the preceding paragraphs of this section and if no ceiling price has been established for the particular sale by an order issued under section 14 of this regulation after June 26, 1946, he shall determine his ceiling price under the first applicable rule of the following contained in this section:

Rule 1. A distributor's ceiling price for sales of each model to each class of purchaser shall be the price which will yield the distributor the same percentage of the gross dollar margin between the manufacturer's price to him (not exceeding the manufacturer's ceiling price to him) and the dealer's price for resale to ultimate consumers as he received during the period October 1–15, 1941 in connection with the sale of the most "comparable" model sold by him to the same class of purchaser. To be "comparable" a model must be one produced by the same manufacturer.

Rule 2. If a distributor cannot determine his ceiling price for sales of a particular model to a particular class of dealer under Rule 1 of this section his ceiling price for that sale is the ceiling price established for the same sale by the "closest seller of the same class" who has determined a ceiling price under this section. A distributor's "closest seller of the same class' is a distributor who (a) has established a ceiling price under this section for sales of the identical model to the same class of purchaser, and (b) is the same general type of seller, and, (c) is located nearer to the seller than any other seller who meets requirements (a) and (b) of this rule.

Rule 3. If a distributor cannot otherwise find his ceiling price for a particular sale, his ceiling price for that sale is the price established by the Office of Price Administration in an order under this section.

An application under this rule shall be addressed to the Office of Price Administration, Washington 25, D. C., and shall state the name of the manufacturer of the article being priced, its model designation, the classes of purchasers to whom the applicant proposes to sell the article, the ceiling prices he proposes for such sales, and a statement of the reasons he cannot use the other rules in this section.

7. Section 16 is amended to read as follows:

SEC. 16. *Ceiling prices for sales to consumers*—(a) *Models other than private brands.* Notwithstanding the provisions of section 25 of this regulation, after June 26, 1946, the retail ceiling price of any article listed in section 25, Appendix A of this regulation is the higher of either the price listed in section 25, Appendix A, or the price properly calculated in accordance with this section. After June 26, 1946, every manufacturer of any article covered by this regulation other than a private brand is required to recalculate the retail ceiling price previously determined under this regulation of every such article under the first applicable rule of the following contained in this section:

Rule 1. If the retail ceiling price for a particular model fixed by section 25, Appendix A before June 27, 1946 is 195 percent or less of the manufacturer's lowest f. o. b. factory ceiling price to distributors exclusive of all adjustments except the 6 percent increase allowed by section 5 of this regulation, the retail ceiling price for sales of that model is the total rounded to the nearest 25 cents, of the following:

(1) The retail ceiling price previously established in section 25, Appendix A, and

(2) The dollar-and-cent amount of any part of the "additional OPA industry adjustment" included in the manufacturer's f. o. b. factory price under this regulation for sales of the same model to distributors.

Rule 2. If the retail ceiling price for sales of a particular model fixed by section 25, Appendix A before June 27, 1946 is more than 195 percent of the manufacturer's lowest f. o. b. factory ceiling price to distributors exclusive of all adjustments except the 6 percent increase allowed by section 5 of this regulation, the retail ceiling price for sales of the model shall be the higher of the following two amounts:

(i) The ceiling price in effect prior to June 27, 1946, or

(2) The total rounded to the nearest 25 cents, of the following:

(i) 195 percent of the manufacturer's lowest f. o. b. factory ceiling price to distributors exclusive of all adjustments except the 6 percent increase allowed by section 5 of this regulation, and

(ii) The dollar-and-cent amount of any part of the "additional OPA industry adjustment" included in the manufacturer's f. o. b. factory price to distributors under this regulation.

Rule 3. If the manufacturer cannot determine the retail ceiling price for sales of a particular model covered by this regulation, he may apply under this rule to the Office of Price Administration, Washington, D. C., for the establishment of retail ceiling prices for that particular model. Retail ceiling prices will be established by an amendment to section 25, Appendix A. An application under this order shall state the name of the manufacturer, the model designation of the article being priced, and a statement of the reasons the applicant is unable to determine retail ceiling prices for the article under the other rules in this section.

(b) *Private brands sellers of models which differ by no more than "minor changes" from models listed in section 25, Appendix A.* On or after January 21, 1946, unless this regulation or an order issued under this section specifies otherwise, the ceiling price for sales by a private brand seller to consumers of a model which differs by no more than "minor changes" as defined in section 6 from a model listed in section 25, Appendix A is the same as the ceiling price of that model as determined in accordance with paragraph (a) of this section, regardless of the model designation of the article being sold by the private brand seller. The ceiling prices for sales by private brand sellers of such articles during the period, December 21, 1945 to January 21, 1946, shall be the ceiling price specified for such sales by Maximum Price Regulation No. 111, before the issuance of this revised regulation, unless the article has a tag or label showing the OPA retail ceiling price under this revised regulation affixed by the manufacturer in accordance with section 18. If the article has such a tag or label, the retail ceiling price shall be the ceiling price established under this revised regulation and correctly shown on that tag or label.

(c) *Private brand sellers of other models.* The manufacturer or the private brand seller of any private brand model, the retail ceiling price of which has been established before June 27, 1946 under section 25, Appendix A or by an order under section 16 (c) of this regulation, is required to recalculate the retail ceiling price of every such article under the first applicable rule of the following contained in this paragraph:

Rule 4. If the retail ceiling price for a particular private brand model fixed by section 25, Appendix A or by an order under section 16 (c) before June 27, 1946 is 195 percent or less of the manufacturer's lowest f. o. b. factory ceiling price to the private brand seller exclusive of all adjustments except the 6 percent increase allowed by section 5 of this regulation, the retail ceiling price for sales of the model is the total, rounded to the nearest 25 cents, of the following:

(1) The retail ceiling price established before June 27, 1946 under the regulation for sales of the same model and

(2) The dollar-and-cent amount of any part of the "additional OPA industry adjustment" included in the manufacturer's f. o. b. factory price under this regulation for sales to the private brand seller.

Rule 5. If the retail ceiling price for a particular private brand model fixed by section 25, Appendix A or an order under section 16 (c) before June 27, 1946 is more than 195 percent of the manufacturer's lowest f. o. b. factory ceiling price to the private brand seller exclusive of all adjustments except the 6 percent increase allowed by section 5 of this regulation, the retail ceiling price for sales of the model shall be the higher of the following amounts:

(1) The ceiling price in effect prior to June 27, 1946, or

(2) The total rounded to the nearest 25 cents, of the following:

(i) 195 percent of the manufacturer's lowest f. o. b. factory ceiling price to the private brand seller exclusive of all adjustments except the 6 percent increase allowed by section 5 of the regulation, and

(ii) The dollar-and-cent amount of any part of the "additional OPA industry adjustment" included in the manufacturer's f. o. b. factory price to the private brand seller under this regulation.

Rule 6. If the manufacturer cannot determine the retail ceiling price under Rules 4 or 5 of this section he shall apply to the Office of Price Administration for the establishment of a retail ceiling price under this section.

An application under this rule shall be addressed to the Office of Price Administration, Washington 25, D. C., and shall state the name of the manufacturer of the article being priced, its model designation, the private brand sellers to whom the applicant proposes to sell the article, the ceiling prices he proposes for such sales, and a statement of the reasons he cannot use the other rules in this section.

(d) *Credit charges.* (1) Any person selling articles covered by this revised regulation to consumers, who, during the period October 1–15, 1941, collected a separately stated additional charge for the extension of credit on sales of such articles, may collect a charge for the extension of credit under this regulation, not exceeding such charge during the period October 1–15, 1941 on a similar sale on similar terms to the same class of purchaser. Dealers who did not so state and collect an additional charge may collect a charge for the extension of credit only on installment plan sales and the charge shall not exceed the separately stated additional charge for the extension of credit on a similar sale on similar terms to the same class of purchaser during the period October 1–15, 1941, by the dealer's closest competitor who made a separately stated charge.

An installment-plan sale as used in the above paragraph means a sale where the unpaid balance is to be paid in installments over a period of either (i) six weeks or more from the date of sale in the case of weekly installments, or (ii) eight weeks or more in the case of other than weekly installments.

(2) All charges for the extension of credit shall be quoted and stated separately. Any charge which is not quoted and stated separately or which otherwise does not conform to this subsection, shall, for the purposes of this regulation be considered to be part of the price charged for the article sold.

(3) No dealer may require as a condition of sale that the consumer must buy on credit.

(e) *Correction of retail ceiling prices improperly determined under this section.* If a manufacturer fails to determine properly under this section the retail ceiling prices applicable to a particular model he produces, this Office may issue an order under this section establishing the correct ceiling prices.

8. A new section 19a is added to read as follows:

SEC. 19a. *Notification.* A manufacturer who sells articles covered by this regulation at ceiling prices adjusted in accordance with section 5a of this regulation shall, at the time of, or prior to the first invoice to each purchaser for resale purchasing the articles at prices so adjusted, notify the purchaser of the retail ceiling price determined under section 16 for each model covered by the invoice.

9. A new section 19b is added to read as follows:

SEC. 19b. *Reporting.* Every manufacturer or private brand seller who redetermines the retail ceiling prices for an article covered by this regulation under section 16 of this regulation after June 26, 1946 must send a report to the Office of Price Administration, Washington 25, D. C., stating the model designation and retail ceiling price of every model which he sells or offers for sale at prices which include any part of the "additional OPA industry adjustment". This report must be filed within 10 days after the particular model is first sold or offered for sale by the manufacturer at prices so adjusted. If the prices so reported are incorrect this Office may issue an order establishing the correct ceiling prices under section 16.

10. Section 25, Appendix A is amended by changing the text preceding the table of models and retail prices therein to read as follows:

SEC. 25. *Appendix A—Ceiling prices for sales to consumers.* The ceiling prices for sales to consumers of the models listed below are the higher of either the applicable price listed in this appendix or the price properly computed by the manufacturer or private brand seller under the provisions of section 16 of this regulation or established by an order under that section.

This amendment shall become effective on the 27th day of June 1946.

NOTE: The reporting and record keeping provisions of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 27th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46–11336; Filed, June 27, 1946; 4:55 p. m.]

PART 1382—HARDWOOD LUMBER

[MPR 432,[1] Incl. Amdts. 1–9]

NORTHERN HARDWOOD FLOORING[2]

This compilation of Maximum Price Regulation 432 includes Amendment 9, effective July 3, 1946. The text amended by Amendment 9 is underscored.

In the judgment of the Price Administrator it is necessary and proper to establish specific maximum prices for the sale of northern hardwood flooring. The Price Administrator has ascertained and given due consideration to the prices of northern hardwood flooring prevailing between October 1 and October 15, 1941, and has made adjustments for such relevant factors as he has determined and deemed to be of general applicability. So far as practicable, the Price Administrator has advised and consulted with representative members of the industry which will be affected by this regulation.

In the judgment of the Price Administrator, the maximum prices established by this regulation are and will be generally fair and equitable and will effectuate the purposes of the Emergency Price Control Act of 1942, as amended. A statement of the considerations involved in the issuance of this regulation has been issued simultaneously herewith and has been filed with the Division of the Federal Register.[3]

Such specifications and standards as are used in this regulation were, prior to such use, in general use in the trade or industry affected.

[Above paragraph added by Supplementary Order 61, 8 F.R. 12552, effective 9–11–43]

§ 1382.302 *Maximum prices for northern hardwood flooring.* Under the authority vested in the Price Administrator by the Emergency Price Control Act of 1942, as amended, and Executive Order No. 9250, Maximum Price Regulation No. 432 (Northern Hardwood Flooring) which is annexed hereto and made a part hereof, is hereby issued.

ARTICLE I—SCOPE OF THE REGULATION

Sec.
1. Prices higher than ceiling prohibited.
2. What products, transactions and persons are covered.

ARTICLE II—MAXIMUM PRICES AND TERMS OF SALE

Sec.
3. Maximum f. o. b. mill prices.
4. Delivered prices.
5. Grades, services, or extras not listed.

ARTICLE III—SPECIFIC DUTIES AND PRIVILEGES AND PROHIBITED PRACTICES

6. Adjustable pricing.
6a. Distributors' direct-mill sales.
7. Petitions for adjustment or amendment.
8. Prohibited practices.
8a. Statements as to "control relationship."
9. Records.
10. Enforcement.
10a. Licensing.
11. Imports.
12. Relation to other regulations.
13. [Revoked]

ARTICLE IV—PRICE TABLES

AUTHORITY: § 1382.302 issued under 56 Stat. 23, 765; 37 Stat. 566; Pub. Law 383, 78th Cong.; Pub. Law 108, 79th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4681; E.O. 9599, 10 F.R. 10155; E.O. 9651, 10 F.R. 13487; E.O. 9697, 11 F.R. 1691.

ARTICLE I—SCOPE OF THE REGULATION

SECTION 1. *Prices higher than ceiling prohibited.* (a) On and after July 24, 1943, regardless of any contract or other obligation, no person shall sell or deliver and no person shall buy or receive in the course of trade or business, any hardwood flooring covered by this regulation for direct-mill shipment at prices higher than the maximum prices fixed by this regulation, and no person shall agree, offer, or attempt to do any of these things.

[Paragraph (a) amended by Am. 2, 9 F.R. 171, effective 1–8–44]

(b) Prices lower than the maximum prices may, of course, be charged and paid.

SEC. 2. *What products, transactions and persons are covered.* This regulation covers all direct-mill sales of unfinished and prefinished hardwood flooring produced from the species and in the regions indicated as follows:

Species	*Regions where produced*
Hard Maple and Birch.	Anywhere in the United States.
Beech and all other hardwood species except Hard Maple, Birch, Oak, Pecan, and Gum.	Northern, Northeastern (except Canada) and North Central, as those regions are described in Maximum Price Regulations 223, 368 and 155, respectively.

This regulation applies regardless of the kind of mill or plant in which the flooring is produced, and regardless of whether the particular item is specifically priced in the price tables or not. Any person who makes a direct-mill sale for himself or others is subject to this regulation.

NOTE: See Second Revised Maximum Price Regulation 215 for mark-ups and additions permitted on sales out of distribution yard stock.

ARTICLE II—MAXIMUM PRICES AND TERMS OF SALE

SEC. 3. *Maximum f. o. b. mill prices.* (a) The maximum f. o. b. mill prices for maple, birch, and beech flooring are set forth in Article IV.

(b) *Small quantities.* The following additions per M' may be made when the purchaser (or purchasers in the case of a pool car) orders an item consisting of one species, thickness, and grade, in the following quantities:

Quantity ordered:	*Addition per M'*
3000 to 4000 feet	$1.00
2000 to 2999 feet	2.00
1000 to 1999 feet	2.50
999 feet or less	3.00

SEC. 4. *Delivered prices.*—(a) *Common or contract carrier.* When shipment is by common or contract carrier, the maximum delivered price of hardwood flooring under this regulation shall be an amount which is not greater than the permissible f. o. b. mill maximum price plus either (1) the actual transportation charges paid or owed by the seller to a common or contract carrier for shipment from the seller's mill to the point of delivery required by the purchaser except as stated in paragraph (b) below, or (2) transportation charges based upon estimated weights contained in the table below for shipment from the seller's mill to the point of delivery required by the purchaser except as stated in paragraph (b) below. Transportation charges based upon estimated weights shall be figured by multiplying the rail rate by the estimated weights given in the following table, evened out to the nearest quarter-dollar per 1000 feet board measure:

ESTIMATED WEIGHTS

	Weight per M'BM (pounds)
Tongued and grooved flooring:	
3/8 x 1½"	1,000
3/8 x 2"	1,000
½ x 1½"	1,400
½ x 2"	1,400
½ x 2¼"	1,400
5/8 x 1½"	1,600
5/8 x 2"	1,600
5/8 x 2¼"	1,600
25/32 x 1½"	2,000
25/32 x 2"	2,000
25/32 x 2¼"	2,000
25/32 x 3¼"	2,250
33/32 x 2"	2,250
33/32 x 2¼"	2,250
33/32 x 3¼"	2,400
33/32 x 4"	2,500
41/32 x 2¼"	2,500
41/32 x 3¼"	2,700
Jointed flooring:	
25/32 x 2½"	2,250
25/32 x 3½"	2,400
33/32 x 2½"	2,500
33/32 x 3½"	2,600

(b) *Trucking to rail head.* When a truck haul precedes rail shipment, as when a mill located away from the rail head hauls hardwood flooring by truck to the rail head, no addition may be made for the truck haul. However, in

[Sec. 2 amended by Am. 2, 9 F.R. 171, effective 1–8–44; Am. 8, 11 F.R. 3087, effective 3–22–46 and Am. 9, effective 7–3–46]

ARTICLE II—MAXIMUM PRICES AND TERMS OF SALE

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[1] 8 F.R. 10079.

[2] Title amended by Am. 2, 9 F.R. 171, effective 1–8–44.

[3] Statements of considerations are also issued simultaneously with amendments. Copies may be obtained from the Office of Price Administration.

the following two cases a mill may apply for special permission to make an addition:

(1) When the mill was located away from rail connection because it specialized in water-borne hardwood flooring and where shortage of shipping has forced it to operate by rail.

(2) When a mill's rail connection has been abandoned since September 5, 1941. (Note: The word "abandoned," means total and permanent abandonment.)

The application should be made by letter to the Lumber Branch, Office of Price Administration, Washington 25, D. C. No additions may be made on quotations or sales for trucking to a rail head until the Office of Price Administration has given the seller permission to make such additions.

[Sec. 4 amended by Am. 7, 10 F.R. 12118, effective 10-1-45]

SEC. 5. *Grades, services, or extras not listed.* (a) If a seller wishes to sell a grade or item which is not specifically priced in the price tables, he must apply to the Lumber Branch, Office of Price Administration, Washington, D. C., for a maximum price. He must provide the following information:

(1) The requested price;

(2) A complete description of the item to be priced;

(3) The price differential between it and the most comparable item in the price tables, in October 1941, from the seller's own records, or if that is impossible, from experience of the trade. If no established price differential which can be used for comparison existed, a detailed analysis of the calculation of the requested price should be furnished.

(b) As soon as the request has been filed, quotations and deliveries may be made at the requested price, but the final payment may not be made until the price has been approved. Action on the request may be by letter or telegram.

ARTICLE III—SPECIFIC DUTIES AND PRIVILEGES AND PROHIBITED PRACTICES

SEC. 6. *Adjustable pricing.* Any person may agree to sell at a price which can be increased up to the maximum price in effect at the time of shipment; but no person may, unless authorized by the Office of Price Administration, deliver or agree to deliver at prices to be adjusted upward in accordance with action taken by the Office of Price Administration after shipment. Such authorization may be given when a request for a change in the applicable maximum price is pending, but only if the authorization is necessary to promote distribution or production and if it will not interfere with the purposes of the Emergency Price Control Act of 1942, as amended. The authorization may be given by the Administrator or by any official of the Office of Price Administration having authority to act upon the pending request for a change in price or to give the authorization.

The authorization will be given by order, except that it may be given by letter or telegram when the contemplated revision will be the granting of an individual application for adjustment.

[Sec. 6 amended by Supplementary Order 50, 8 F.R. 10568, effective 7-27-43]

SEC. 6a. *Distributors' direct-mill sales*—(a)—*Definitions*—(1) *Direct mill* distributor. A direct-mill distributor is a person who has been registered and assigned a registration number as required under paragraph (b) of this section, and who makes either a wholesale-type or commission-type sale of lumber covered by the regulation.

(2) *Wholesale-type sale.* A wholesale-type sale is a direct-mill sale in which the seller buys lumber from a mill or concentration yard or wholesaler and takes title to and delivers the lumber to the buyer in substantially the same form.

(3) *Commission-type sale.* A commission-type sale is a direct mill sale through a commission-man. For purposes of this section, a commission-man is a person who represents, and customarily sells lumber in carload quantities for, two or more independently owned mills or concentration yards, receives his compensation from the mills in the form of commission based on the amount of the lumber sold, and operates independently of both buyer and seller.

(b) *Application for and granting of registration as a direct-mill distributor*—(1) *Application.* All persons desiring to operate as direct-mill distributors must apply to the Lumber Branch of the Office of Price Administration, Washington 25, D. C., for, and receive, a registration number before charging or receiving the additions provided in paragraph (c) of this section. Applications shall contain all information relative to the applicant's connection with any saw mills, concentration yards or other lumber producers which may have any bearing on the question of "control relationship" as described in paragraph (c) (5) of this section, including specifically any financial interest, any arrangement for distribution of profits, any loan arrangement, family relationship by blood or marriage, past employer-employee relationship, and any other direct or indirect beneficial interest between the applicant and such other operation.

(2) *Registration.* Upon the filing of an application as set forth in (b) (1) of this section, the Office of Price Administration shall issue an order registering the applicant as a direct-mill distributor. The issuance of an order of registration is proof merely that an application has been filed, but does not constitute a finding by the Office of the existence or non-existence of a "control relationship" with a mill. Paragraph (b) (5) sets forth when an addition may not be made by a direct-mill distributor, even though registered.

(3) *Distribution yards.* Distribution yards subject to Second Revised Maximum Price Regulation 215 do not have to be registered and may charge the mark-up or receive the commission permissible on direct-mill distributors' sales when making a direct-mill sale, subject however to all the conditions and limitations set forth in paragraph (c) of this section on a sale by a registered direct-mill distributor.

(c) *Direct-mill distributors' additions*—(1) *Wholesale type sales.* Except as specified in subdivision (5) of this paragraph registered direct-mill distributors may add 5 percent to the basic f. o. b. mill prices established in or approved under this regulation on wholesale type direct-mill sales of lumber covered by the regulation. The distributor's addition must be evened out to the nearest quarter dollar per M'BM, or, in the case of plastering or fence lath, or shingles, to the nearest 5 cents per 1,000 pieces. For example, if the maximum price for a particular item is $32.00 f. o. b. mill, the ceiling price for a wholesale-type sale is $33.50. This mark-up applies only to carload quantities if shipped by rail, except that sales for resale purposes in less than carload quantities may carry a direct-mill distributors mark-up when shipped in a pool carload; or to quantities of 5 M'BM or more if shipped by truck or water.

(2) *Commission-type sales.* Except as specified in subparagraph (5) of this paragraph, the f. o. b. mill maximum price on commission-type direct-mill sales of lumber covered by this regulation and made through a registered direct-mill distributor is 3 percent higher than the basic f. o. b. mill prices established in or approved under this regulation. The f. o. b. mill price including the distributor's commission must be evened out to the nearest quarter dollar per M'BM, or, in the case of plastering or fence lath, or shingles, to the nearest 5 cents per 1,000 pieces. The mill must allow the direct-mill distributor making a commission-type sale a commission at least equal to the excess over the basic f. o. b. mill prices. For example, if the maximum price for a particular item is $35.00 the mill ceiling on a commission-type sale made through a registered direct-mill distributor is $36.00 and the mill must allow the distributor at least $1.00. This mark-up applies only to carload quantities if shipped by rail, except that sales for resale purposes in less than carload quantities may carry a direct-mill distributors mark-up when shipped in a pool carload; or to quantities of 5 M'BM or more if shipped by truck or water.

(3) *Mill's price or realization on commission type sales.* This section increases maximum prices only on sales by direct-mill distributors. The mill's price, or realization after deducting a commission of at least 3 percent may never be higher than the basic mill prices established in this regulation. The mill, of course, may sell at a price at which it will realize less than its regular ceiling.

(4) *Pyramiding prohibited.* The price additions permitted in this section may not be made more than once to the basic f. o. b. mill price in the regulation regardless of the number of persons participating in the transaction. For example: if direct-mill distributor making a "commission-type" sale sells a car of $30.00 lumber to a yard which, in turn, sells for direct-mill shipment to a consumer, the mill's ceiling price on the sale through the distributor is $31.00 (3 percent addition) and the yard's ceiling price to the consumer is $31.50 (5 percent addition). Note that the yard cannot add its 5 percent either to the $31.00 on a purchase through a direct-mill distributor making a commission-type sale, or to $31.50 if the purchase was from a direct-mill distributor making a "wholesale type" sale. In both cases, the 5 percent may be added only to the basic f. o. b. mill price of $30.00.

(5) *When additions may not be made by registered direct-mill distributors.* (i) On any sale for which the invoice from the mill or concentration yard does not contain the statement, "This mill has no control relationship with any direct-mill distributor."

(ii) On any sale which carries an addition for a direct-mill retail type sale.

(iii) On any sale of less than carload quantity when shipped by rail, except that sales for resale purposes in less than carload quantities may carry a direct-mill distributors mark-up when shipped in a pool carload; or of less than 5 M'BM when shipped by truck or water.

(iv) On any sale of lumber which originates from a mill or concentration yard which has a control relationship with a direct-mill distributor. However, where a sale is made to or through a direct-mill distributor under this section, and the invoice rendered by the mill contains the statement referred to in subdivision (i) of this paragraph, the direct-mill distributor may legally make the mark-up or addition unless the direct-mill distributor knows or has reason to know that the mill's statement is false.

A "control relationship" includes any of the following relationships:

(a) *Profit sharing, direct or indirect.* This means a financial interest by a direct-mill distributor in the profits, return or realization of a mill or concentration yard, or by a mill or concentration yard in the profits, return or realization of a direct-mill distributor, and includes common ownership or control of a mill and direct-mill distributor by a third person. It also includes any arrangement whereby a distributor or producer shares in the profits of the other, whether such arrangement is written or oral, direct or indirect. It does not include such interest as arises from a genuine indebtedness of such distributor or producer to the other where the obligation of the debtor is limited in amount to repayment of the loan plus a rate of interest no greater than the maximum legal rate of interest in the State where the loan is made, or no greater than 6%, if no maximum rate is prescribed.

Where a mill or concentration yard is a corporation, stock ownership of 10 percent or less of the total outstanding stock issue by a direct-mill distributor is not a "control relationship."

(It is to be noted that the section of the regulation which makes it unlawful to pay or receive any purchasing commission or other compensation over the permissible maximum prices, remains in effect. In this connection, the granting of a loan on unusually low rates of interest, or in any other unusually favorable terms, would ordinarily constitute additional compensation in violation of such prohibition.)

(b) *Family relationship.* A family relationship exists if an owner or any part-owner of a mill or concentration yard, or any member of his family, has any interest in a direct-mill distributor, (or vice versa) and such interest was acquired on or after January 1, 1942. Member of a family means any person related to an individual or his spouse by blood or marriage within the fifth degree.

(c) *Past employer-employee relationships which were terminated after December 31, 1945.*

(d) *Report of changes.* Where a direct-mill distributor has made an application for registration and any of the facts set forth in the application, have changed, or new facts have arisen since the filing of the application, having any bearing on the question of "control relationship," either before or after registration has been granted, he shall file a written report of such change or addition with the Lumber Branch of the Office of Price Administration, Washington 25, D. C., within 10 days after such a change. Reports shall be deemed filed on the date received, or, if sent by registered mail, on the date of mailing.

(e) *Suspension of licenses.* Any person making a sale under this regulation is subject to the provisions of Licensing Order No. 1. A violation of any provision of this regulation is a violation of the seller's license. Violations of the license or of this regulation may result in suspension of the license in accordance with the provisions of the Emergency Price Control Act of 1942, as amended.

(f) *Distributors' invoicing requirements.* The invoice on any distributors' direct-mill sale must be plainly marked "wholesaler's direct-mill sale," or "commission-man's direct-mill sale," or "distribution yard's direct-mill sale," as the case may be, and must show the name of the direct-mill distributor and his registration number.

[Sec. 6a added by Supplementary Order 150, 11 F.R. 2512, effective 3-8-46]

SEC. 7. *Petitions for adjustment or amendment*—(a) See Procedural Regulation No. 6 [8] for adjustment provisions on certain government contracts or subcontracts.

[Paragraph (a) amended by Am. 2, 9 F.R. 171, effective 1-8-44 and Supplementary Order 83, 9 F.R. 973, effective 2-1-44]

(b) *Petitions for amendment.* Any person seeking an amendment of any provision of this regulation may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1 [9] issued by the Office of Price Administration.

(c) *Applications for adjustment*—(1) *When adjustment may be granted.* The Price Administrator may by order adjust the maximum prices established under this regulation for any seller of maple, birch and beech flooring whenever he finds that the seller's maximum prices are at such a level that (taking into account costs of production and the overall profit position of the seller) production or supply of flooring is impeded or threatened.

(2) *Factors which may be considered.* The following factors are relevant to the consideration of whether maximum prices are at such a level that production or supply of the flooring is impeded or threatened:

(i) Whether, and by what amount, the maximum price is below or above unit manufacturing costs.

(ii) Whether, and by what amount, the maximum price is below or above total unit costs.

(iii) Whether, and by what amount, the seller's current over-all profits, before income and excess profits taxes, are greater or less than his average over-all profits during a normal base period, adjusted to reflect any change from the normal base period average investment.

(iv) Whether greater efficiency in production or merchandising can be reasonably expected so that an adjustment would not be necessary.

(v) Whether the seller previously sold the particular type of flooring under consideration at a price which was below his total unit costs.

(3) *Form and contents of applications.* Applications under this section must be filed in accordance with Revised Procedural Regulation No. 1, issued by the Office of Price Administration.

All applications must contain:

(i) Profit and loss statements, in the detail normally prepared by the applicant, covering the company's entire operations for the years 1936 through 1939, the last calendar or fiscal year preceding the filing of the application, the last quarter of such calendar or fiscal year and the available interim period for the current calendar or fiscal year.

(ii) Operating statements for maple, birch, and beech flooring operations only, for the last calendar or fiscal year preceding the filing of the application, the last quarter of such calendar or fiscal year and the available interim period for the current calendar or fiscal year.

(iii) A tabulation showing the production of maple, birch and beech flooring and each item within each grade for the last calendar or fiscal year preceding the filing of the application, the last quarter of such calendar or fiscal year and the available interim period for the current calendar or fiscal year.

Companies which have previously submitted any of the above-required data may omit such items from the data submitted with their applications.

[Paragraph (c) added by Am. 3, 9 F.R. 4476, effective 5-1-44; amended by Am. 4, 9 F.R. 7201, effective 6-28-44 and Am. 6, 9 F.R. 13846, effective 11-23-44]

SEC. 8. *Prohibited practices.* Any practice which is a device to get the effect of a higher-than-ceiling price without actually raising the dollars-and-cents price is as much a violation of this regulation as an outright over-ceiling price. This applies to changes in credit practices and cash discounts and to devices making use of commissions, services, transportation arrangements, premiums, special privileges, tying agreements, trade understandings and the like.

SEC. 8a. *Statements as to "control relationship."* A mill or concentration yard must make either one of the following two statements on all invoices issued by it, whichever statement is applicable:

1. This mill has no "control relationship" with any direct-mill distributor.

2. This mill has a "control relationship" with a direct-mill distributor.

[8] 9 F.R. 10628; 10 F.R. 1382, 9394.

[9] 9 F.R. 10476, 13715; 10 F.R. 11295.

If a mill or concentration yard makes a statement on an invoice that it has no control relationship with a direct-mill distributor, and such statement is false, the maximum prices at which the lumber, covered by such invoice, may be sold by it, is 5% less than the f. o. b. mill prices set forth in the price tables. However, the direct-mill distributor who makes the addition or mark up under this section shall not be considered as buying or selling above the ceiling prices where the mill's invoice bears a statement that it "has no control relationship with any direct-mill distributor" even though the mill's statement is false, unless the direct-mill distributor knows, or has reason to know, that such statement is false.

[Sec. 8a added by Supplementary Order 150, 11 F.R. 2512, effective 3-8-46]

SEC. 9. *Records.* All sellers and all buyers of hardwood flooring covered by this regulation for direct-mill shipment must retain a copy of the invoice covering each transaction or maintain records in other form containing a complete description of the flooring, name and address of the other party to the transaction, date of sale, and the price paid, including any special addition for extra service, working, or specification. These records must be retained for two years, for inspection by the Office of Price Administration.

[Above paragraph amended by Am. 2, 9 F.R. 171, effective 1-8-44]

SEC. 10. *Enforcement.* Persons violating any provision of this regulation are subject to the criminal penalties, civil enforcement actions, suits for treble damages and proceedings for suspension of licenses provided for by the Emergency Price Control Act of 1942, as amended.

SEC. 10a. *Licensing.* The provisions of Licensing Order No. 1,[8] licensing all persons who make sales under price control, are applicable to all sellers subject to this regulation or schedule. A seller's license may be suspended for violations of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

[Sec. 10a added by Supplementary Order 72, 8 F.R. 13244, effective 10-1-43]

SEC. 11. *Imports.* The provisions of this regulation do not apply to the purchases, sales or deliveries of the commodities named in the regulation if they originate outside of and are imported into the United States. Sales, purchases and deliveries of such imported commodities are governed by the provisions of Second Revised Supplementary Regulation No. 14[7] to the General Maximum Price Regulation.

[Sec. 11 amended by Am. 9, effective 7-3-46]

[8] 8 F.R. 13240.

[7] 10 F.R. 1154, 2026, 2161, 2432, 2618, 3551, 4107, 7854, 8620, 9276, 9929, 10200, 10025, 11934, 13121, 14738; 11 F.R. 676, 1039, 2379, 2833, 3299, 3540, 3602, 3879, 4339, 4340, 5314, 5601, 6092, 6338, 6683.

SEC. 12. *Relation to other regulations.* Any sale or delivery covered by this regulation is not subject to the General Maximum Price Regulation.[9]

SEC. 13 [Revoked]

[Sec. 13 added by Am. 1, 8 F.R. 12180, effective 9-8-43; revoked by Am. 5, 9 F.R. 11274, effective 9-18-44]

ARTICLE IV—PRICE TABLES

The maximum prices, f. o. b. mill, for hard maple, birch and beech flooring are as follows:

Tables 1 and 2 apply to hard maple flooring produced anywhere in the United States.

Tables 3 and 4 apply to birch flooring produced anywhere in the United States.

Table 5 applies to beech flooring produced in the Northeastern, Northern and North Central hardwood lumber regions.

TABLE 1—HARD MAPLE FLOORING, TONGUED AND GROOVED, AND END MATCHED

Thickness, width and grade	Lengths	Maximum price per M feet BM
25/32 x 2¼"		
First	2-16'	$114.50
	2-5½'	107.50
	7-21"	86.50
Second	1¼-16'	108.50
	1¼-5½'	102.50
	7-21"	78.50
Second and Better	1¼-16'	111.00
Third	1-16'	89.50
	2-16'	91.50
Third and Better	1-16'	104.50
25/32 x 1½"		
First	2-16'	98.00
	2-5½'	90.00
	7-21"	62.50
Second	1¼-16'	79.00
	7-21"	56.50
Third	1-16'	68.00
25/32 x 2"		
First	2-16'	102.50
	2-5½'	93.50
	7-21"	70.00
Second	1¼-16'	97.50
	1¼-5½'	89.50
	7-21"	65.50
Third	1-16'	80.50
25/32 x 3¼"		
First	2-16'	110.00
	7-21"	83.00
Second	1½-16'	104.50
	7-21"	72.50
Second and Better	1½-16'	107.50
Third	1-16'	91.00
Third and Better	1-16'	101.50
33/32 x 2¼"		
First	2-16'	115.00
Second	1½-16'	109.00
	3-16'	113.00
Second and Better	1½-16'	112.00
Third	1-16'	87.50
Third and Better	1-16'	106.50
33/32 x 1½"		
First	2-16'	102.00
Second	1½-16'	78.00
Third	1-16'	61.00
33/32 x 2"		
First	2-16'	106.00
Second	1½-16'	100.00
Third	1-16'	83.50
33/32 x 3¼"		
First	2-16'	115.00
Second	1½-16'	107.00
Second and Better	1½-16'	111.50
Third	1-16'	90.00
Third and Better	1-16'	105.00
41/32 x 2¼"		
First	2-16'	119.00
Second	1½-16'	112.50
Second and Better	1½-16'	115.50
Third	1-16'	91.00
Third and Better	1-16'	110.00
41/32 x 3¼"		
First	2-16'	116.00
Second	1½-16'	110.00
Second and Better	1½-16'	113.00
Third	1-16'	91.00
Third and Better	1-16'	107.00

[9] 9 F.R. 1385, 5169, 6106, 8150, 10193, 11274.

TABLE 1—HARD MAPLE FLOORING, TONGUED AND GROOVED, AND END MATCHED—Continued

Thickness, width and grade	Lengths	Maximum price per M feet BM
53/32 x 2¼"		
First	2-16'	$116.50
Second	1½-16'	110.50
Second and Better	1½-16'	113.50
Third	1-16'	91.50
Third and Better	1-16'	107.50
53/32 x 3¼"		
First	2-16'	121.50
Second	1½-16'	115.50
Second and Better	1½-16'	118.50
Third	1-16'	96.50
Third and Better	1-16'	112.50
3/8 x 1½"		
First	2-16'	85.00
Second	1½-16'	74.00
Third	1-16'	58.50
3/8 x 2"		
First	2-16'	97.50
Second	1½-16'	85.50
Third	1-16'	68.50
5/8 x 1½"		
First	2-16'	98.00
Second	1½-16'	79.00
Second and Better	1½-16'	85.50
Third	1-16'	68.50
5/8 x 2¼"		
First	2-16'	109.00
Second	1½-16'	91.00
Second and Better	1½-16'	97.00
Third	1-16'	77.00
Third and Better	1-16'	94.00

TABLE 2—JOINTED HARD MAPLE FLOORING

Thickness, width and grade	Lengths	Maximum price per M feet BM
25/32 x 2½"		
First	2-16'	$114.50
Second	1½-16'	107.50
Second and Better	1¼-16'	111.00
Third	1-16'	89.50
Third and Better	1-16'	104.50
33/32 x 2½"		
First	2-16'	119.00
Second	1½-16'	112.50
Second and Better	1½-16'	115.50
Third	1-16'	91.00
Third and Better	1-16'	110.00
25/32 x 3½"		
First	2-16'	122.50
Second	1½-16'	115.50
Second and Better	1½-16'	118.50
Third	1-16'	96.50
Third and Better	1-16'	112.50
33/32 x 2½"		
First	2-16'	122.50
Second	1½-16'	115.50
Second and Better	1½-16'	118.50
Third	1-16'	96.50
Third and Better	1-16'	112.50
25/32 x 2¼"		
First	2-16'	$111.50
	2-5½'	104.00
	7-21"	82.00
Second	1½-16'	101.00
	1½-5½'	96.00
	7-21"	74.00
Second and Better	1½-16'	104.00
Third	1-16'	87.50
Third and Better	1-16'	100.00
25/32 x 1½"		
First	2-16'	95.00
	2-5½'	87.00
	7-21"	67.00
Second	1½-16'	85.50
	7-21"	61.00
Third	1-16'	68.50
25/32 x 2"		
First	2-16'	99.50
Second	1½-16'	91.00
Third	1-16'	73.00
25/32 x 3¼"		
First	2-16'	106.00
	7-21"	80.00
Second	1½-16'	100.00
	7-21"	70.00
Second and Better	1½-16'	103.00
Third	1-16'	84.00
Third and Better	1-16'	97.00

TABLE 3—BIRCH FLOORING, TONGUED AND GROOVED AND END MATCHED

Thickness, width and grade	Lengths	Maximum price per M feet BM
3/8 x 1½"		
First	2-16'	$82.00
Second	1¼-16'	67.50
Third	1-16'	29.00
3/8 x 2"		
First	2-16'	87.50
Second	1½-16'	73.00
Third	1-16'	34.00
5/8 x 1½"		
First	2-16'	78.50
Second	1¼-16'	65.50
Third	1-16'	48.00
5/8 x 2¼"		
First	2-16'	95.00
Second	1¼-16'	85.50
Third	1-16'	68.50
33/32 x 2¼"		
First	0-16'	103.50
Second	1¼-16'	97.00
Second and Better	1¼-16'	100.00
Third	1-16'	77.00
Third and Better	1-16'	94.00

TABLE 4—JOINTED BIRCH FLOORING

Thickness, width and grade	Lengths	Maximum price per M feet BM
25/32 x 3¼"		
First	2-16'	$80.00
Second	1¼-16'	66.00
Third	1-16'	64.00

TABLE 5—BEECH FLOORING, TONGUED AND GROOVED AND END MATCHED

Thickness, width and grade	Lengths	Maximum price per M feet BM
25/32 x 2¼"		
First	2-16'	$111.00
	2-5½'	103.50
	8-21"	82.00
Second	1¼-16'	98.00
	1¼-5½'	85.50
	8-21"	62.00
Third and Better	1-16'	99.00
25/32 x 1½"		
First	2-16'	94.50
	2-5½'	92.00
	8-21"	58.00
Second	1½-16'	75.50
	1-16'	65.00
25/32 x 2"		
First	2-16'	97.00
Second	1¼-16'	90.50
Third	1-16'	73.50
25/32 x 3¼"		
First	2-16'	104.50
Second	1¼-16'	99.00
Second and Better	1¼-16'	102.00
Third	1-16'	84.00
Third and Better	1-16'	94.00
5/8 x 2¼"		
First	2-16'	95.00
Second	1¼-16'	88.00
Third	1-16'	69.00

price lists or suggested retail prices in effect on February 15, 1945, may compute adjusted maximum prices in accordance with this section on the basis of those published list prices.

(b) The provisions of this section supersedes the provision of any order granting an individual price adjustment to the extent that such order provides for the adjustment of retailers' maximum prices for batteries covered by this order.

3. Section 5 is redesignated section 7 and a new section 6 is added to read as follows:

SEC. 6. *Adjusted maximum wholesale prices.* This section provides for the adjustment of wholesalers' maximum prices. Manufacturers and special brand wholesalers who had published resellers' price lists or suggested wholesalers' resale prices in effect on February 15, 1945, may compute adjusted maximum wholesale prices in accordance with this section on the basis of those list prices. In all other cases wholesalers are required to compute their own adjusted maximum prices in accordance with this section. They should also notify retailers of the conditions under which retail ceiling prices may be adjusted as provided in section 4.

(a) If the authorized increase in the manufacturer's maximum price is 8% or less, the maximum price for sales at wholesale established under section 5 of this regulation may be increased by a dollars-and-cents amount determined by taking 70% of the dollar-and-cents increase in the wholesaler's cost.

For example:

Previous cost to wholesaler	$1.00
Increase in wholesaler's cost (8%)	.08
70% of .08 = .056	
Wholesalers previous ceiling price	1.25
Add increase	.056
New wholesale price to retailer	1.306

Note that in this case the retail ceiling price would remain the same.

(b) If the authorized increase in the manufacturer's maximum price is more than 8%, the maximum price for sales at wholesale established under section 5 of this regulation may be increased by the amount permitted under paragraph (a) above, plus the number of percentage points by which the increase in the manufacturer's price exceeds 8%.

PART 1373—PERSONAL AND HOUSEHOLD ACCESSORIES

[MPR 576, Amdt. 4]

DRY BATTERIES

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 576 is amended in the following respects:

1. Section 2 (b) is amended to read as follows:

(b) This regulation covers sales at wholesale. For the purpose of this regulation a "sale at wholesale" means a sale to a retailer by any person including a manufacturer or a special brand wholesaler". (A "special brand wholesaler means a person who sells dry batteries which bear his special brand name, all of which have been fabricated for him by another, and which he resells at wholesale.) Sales by manufacturers to purchasers other than retailers remain under Maximum Price Regulation No. 188. Sales by persons other than manufacturers to purchasers other than retailers remain under the General Maximum Price Regulation.

2. Section 4 is redesignated section 5 and a new section 4 is added to read as follows:

SEC. 4. *Adjustment of maximum retail prices in certain cases.* (a) This section provides for the adjustment of retailers' maximum prices for sales of dry batteries for which the manufacturer's price has been adjusted by more than 8%. When the authorized increase in the manufacturer's maximum price is 8% or less, the maximum price established by section 3 of this regulation remains the retail ceiling price.

If the authorized increase in the manufacturer's ceiling price exceeds 8%, the retail price established by section 3 of this regulation may be increased by the number of percentage points by which the manufacturer's adjustment exceeds 8%, rounded to the nearest cent.

For example: If a manufacturer has been granted a 10% increase, the retail ceiling price may be increased by 2%.

Manufacturers and special brand wholesalers who had published resellers'

TABLE 2—BIRCH FLOORING, TONGUED AND GROOVED AND END MATCHED—Continued

Thickness, width and grade	Lengths	Maximum price per M feet BM
33/32 x 2¼"		
First	2-16'	$102.00
Second	1¼-16'	96.50
Second and Better	1¼-16'	99.00
Third	1-16'	76.50
Third and Better	1-16'	91.00
33/32 x 3¼"		
Second and Better	1¼-16'	98.50
Third	1-16'	79.00

TABLE 6—SPECIAL LENGTHS

When hard maple, birch or beech flooring of the standard grades for which maximum prices are established in Tables 1, 2, 3, 4, and 5 is ordered and furnished in the following special lengths, the following maximum prices may be added to the maximum price for the same item in the standard lengths shown in the tables:

Special lengths (feet)	Grade	Size	Maximum addition to maximum price for standard length stock
4 to 16	First	Any	$4.00
4 to 16	Second	Any	9.00
4 to 16	Third	Any	5.50
4 to 16	Second and better	Any	7.00
4 to 16	Third and better	Any	

Nonstandard lengths (feet)	Grade	Size	Minimum addition from maximum price for standard length stock
2 to 3½	First	Any	$11.00
1½ to 3½	Second	Any	6.00
1 to 3½	Third	Any	

[Article IV amended by Am. 3, 9 F.R. 4476, 5925, effective 5-1-44; Am. 6, 9 F.R. 13846, effective 11-23-44 and Am. 8, 11 F.R. 3087, 4092, effective 3-22-46]

Effective date. This regulation shall become effective July 24, 1943. [Maximum Price Regulation 432 originally issued July 19, 1943]

[Effective dates of amendments are shown in notes following the parts affected]

NOTE: All reporting and record-keeping requirements of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 28th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11426; Filed, June 28, 1946; 11:44 a. m.]

For example:	
Previous cost to wholesaler	$1.00
Previous ceiling price to retailer (MPR 576)	1.25
Manufacturer's increase is 10%—or 2% more than 8%.	
Wholesaler's increase permitted by paragraph (a)	.056
Increase in excess of 8% = 2% of 1.25	.025
New maximum price to retailers	1.331

In this case the retailer's price to a consumer is increased by 2%.

(c) The provisions of this section supersede the provisions of any order granting an individual price adjustment to the extent that such order provides for the adjustment of wholesalers' maximum prices for batteries covered by this order.

4. Sections 6, 7, 8, 9, 10, 11, 12, 13 and 14 are redesignated sections 8, 9, 10, 11, 12, 13, 14, 15 and 16 respectively.

Effective date. This amendment shall be effective on the 28th day of June 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11426; Filed, June 28, 1946; 11:44 a. m.]

PART 1374—FURS

[MPR 553,[1] Amdt. 1]

AUSTRALIAN AND NEW ZEALAND RABBIT SKINS AND HATTERS' FUR

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Maximum Price Regulation 553 is amended in the following respects:

1. Section 2 (a) is amended to read as follows:

(a) *What products and transactions are covered by this regulation.* This regulation applies to all sales, purchases and deliveries of raw rabbit skins imported or to be imported from Australia and New Zealand to the United States, to all sales, purchases and deliveries of such skins, dressed or dressed and dyed, and to all sales, purchases and deliveries of hatters' fur of "entire" and "unpulled" grades made from such skins.

2. Paragraph (a) of section 5 is revoked.

3. Paragraph (b) of section 5 is amended to read as follows:

(b) *Maximum prices for raw rabbit skins sold by primary or secondary dealers.* (1) The maximum price for a sale or delivery of raw rabbit skins by a primary or secondary dealer shall be the sum of the net invoice cost (as defined in subparagraph (2) below) of the raw rabbit skins to the primary dealer and the applicable cents per pound markup listed in Appendix A.

(2) "Net invoice cost" means the net price per pound actually paid for the skins by the primary dealer to the foreign seller or the agent of the foreign seller plus certain financing, importation and landing charges as specified below:

(i) Where the primary dealer purchased the skins f. o. b. Australian or New Zealand port of shipment, including export taxes, the seller may add to the net price paid, freight (including inland freight from port of entry when actually paid as an item separate from ocean freight), bank commissions, bank cable charges, customs brokerage, cartage, and marine and war risk insurance premiums which he actually paid; or

(ii) Where the primary dealer purchased the skins C. and F., the seller may add to the net price paid, inland freight when actually paid as an item separate from ocean freight, bank commissions, bank cable charges, customs brokerage, cartage, and marine and war risk insurance premiums which he actually paid; or

(iii) Where the primary dealer purchased the skins C. I. F., the seller may add to the net price, inland freight from port of entry when actually paid as an item separate from ocean freight, bank commissions, bank cable charges, customs brokerage, and cartage which he actually paid.

4. Section 6 is amended to read as follows:

SEC. 6. *Maximum prices for dressed rabbit skins sold by primary dealers or secondary dealers.* The maximum price for a sale or delivery of dressed rabbit skins by a primary dealer or a secondary dealer shall be the sum of (i) the net invoice cost (as defined in section 5 (b) (2)) of the raw rabbit skins to the primary dealer, (ii) the actual cost of dressing the raw rabbit skins, and (iii) the applicable cents per pound markup listed in Appendix A.

5. Section 7 is amended to read as follows:

SEC. 7. *Maximum prices for dressed and dyed rabbit skins sold by primary dealers or secondary dealers.* The maximum price for a sale or delivery of dressed and dyed rabbit skins by a primary dealer or a secondary dealer shall be the sum of (i) the net invoice cost (as defined in section 5 (b) (2)) of the raw rabbit skins to the primary dealer (ii) the actual cost of dressing and dyeing the raw rabbit skins and (iii) the applicable cents per pound markup listed in Appendix A.

6. Section 8 is amended to read as follows:

SEC. 8. *Maximum prices for sorted lots of dressed or dressed and dyed rabbit skins.* The maximum price for a sale or delivery of a particular grade of dressed or dressed and dyed rabbit skins sorted out of a lot of dressed or dressed and dyed rabbit skins shall be the applicable maximum price for the unsorted lot as determined under section 6 or 7 of this regulation increased by 10% of the applicable cents per pound markup listed in Appendix A. However, the total sum received for all the skins in the lot may not exceed the applicable maximum price for the entire lot if it were sold on an unsorted basis.

7. Section 10 is amended to read as follows:

SEC. 10. *Maximum prices for hatters' fur made from skins covered by this regulation.* The maximum price at which any person may sell, purchase or deliver entire or unpulled grades of hatters' fur made from skins covered by this regulation shall be the sum of the maximum price for the raw rabbit skins which a primary or secondary dealer may charge under section 5 (b) and the net maximum price which the seller has properly established under RMPR 165 for the service of processing raw rabbit skins into hatters' fur.

8. Section 11 (a) is amended to add item (7) at the end thereof to read as follows:

(7) The net invoice cost of each grade of the raw rabbit skins to the primary dealer, itemized as follows:

(i) The price actually paid exclusive of the financing, importation and landing charges specified in section 5 (b) (2) (i), (ii) or (iii),

(ii) The shipping terms (i. e., f. o. b. Australian or New Zealand port of entry, including export taxes, or C and F or C. I. F.),

(iii) A list of each item of financing, importation or landing charge actually paid by the primary dealer and permitted to be added under section 5 (b) (2) (i), (ii) or (iii).

9. Subdivisions (ii) and (iii) of item (5) in section 11 (b) are amended to read as follows:

(ii) The kinds and where sold in graded lots, the grades of dressed rabbit skins, and the quantity of each kind and grade (where the seller sells at a price per skin, he shall state, in addition to the number of skins of each grade in the lot, the number of pounds of such grade in the lot and his maximum price per pound for such grade),

(iii) The kinds and, where sold in graded lots, the grades of dressed and dyed rabbit skins, and the quantity of each kind and grade of dressed and dyed rabbit skins (where the seller sells at a price per skin or per dozen skins, he shall state, in addition to the number of skins of each grade in the lot, the number of pounds of each grade in the lot and his maximum price per pound, for such grade), and the dyer's name or trade mark identifying the dye process; and

10. Section 11 (b) is amended to add item (7) at the end thereof to read as follows:

(7) The net invoice cost of each grade of the raw rabbit skins to the primary dealer, itemized as follows:

(i) The price actually paid exclusive of the financing, importation and landing charges specified in section 5 (b) (2) (i), (ii) or (iii),

(ii) The shipping terms (i. e., f. o. b. Australian or New Zealand port of entry, including export taxes, or C and F or C. I. F.),

(iii) A list of each item of financing, importation or landing charge actually paid by the primary dealer and permitted to be added under section 5 (b) (2) (i), (ii) of (iii),

[1] 9 F.R. 10773.

11. Appendix A is revoked and a new Appendix A is substituted to read as follows:

APPENDIX A

The cents per pound markups listed below are the maximum markups for the specified raw, dressed or dressed and dyed grades of rabbit skins for the designated type of seller. The maximum markup for any grade of rabbit skins not specifically listed in this section shall be the same cents per pound markup specified for the nearest related grade of rabbit skins listed.

Where a seller sells at a price per skin rather than at a price per pound he may determine his maximum price per skin by dividing the total maximum price (computed on a per pound basis) for each grade in the lot by the number of skins of such grade in the lot.

For example: A secondary dealer has a lot of 1,350 rabbit skins which are 1st Winter Pelts. The primary dealer's net invoice cost of these skins was $2.50 per pound raw and the lot weighs 300 pounds. The cost of dressing was 8½ cents per skin. Consequently, the second dealer's total maximum price (on a per pound basis) is the sum of

$750.00—total raw cost (per pound basis) to the primary dealer (300 lbs. times $2.50 per pound)
114.75—total dressing cost (1,350 skins times 8½¢ per skin)
117.18—secondary dealer's markup (300 × .5906 cents = $117.18)

1,041.93—total maximum price for the lot. Therefore, the dealer's maximum price per skin is 77¢ per skin (1,041.93 divided by 1,350 skins).

(a) *Australian rabbit skins*—(1) *Maximum cents per pound markups for sleeved grades of raw rabbit skins of New South Wales (Sydney) and Tasmanian origin.*

AUSTRALIAN

Maximum Mark-ups (cents per pound, net weight)

Grades	Raw	Dressed		Dressed and dyed		Grades	Raw	Dressed		Dressed and dyed	
	Primary and secondary dealer	Primary dealer	Secondary dealer	Primary dealer	Secondary dealer		Primary and secondary dealer	Primary dealer	Secondary dealer	Primary dealer	Secondary dealer
1st winter pelt	0.2370	0.4429	0.5903	0.7075	0.8844	1st outgoing	.2040	.3825	.5100	.6660	.8325
1st winter pelt spotted	.2410	.4189	.5585	.6755	.8444	2d outgoing	.1770	.3452	.4603	.6228	.7785
2d winter pelt	.2410	.4189	.5585	.6755	.8444	Autumn pelt	.1990	.3623	.4830	.6130	.7663
2d winter pelt spotted	.2336	.4099	.5425	.6565	.8244	Autumn pelt spotted	.1600	.3038	.4050	.5350	.6688
1st late winter pelt	.2330	.4101	.5468	.6703	.8378	Autumn	.1770	.3484	.4645	.6335	.7919
2d late winter pelt	.2250	.3651	.5268	.6503	.8128	Autumn spotted	.1600	.3229	.4305	.5905	.7494
3d winter pelt	.2330	.4101	.5468	.6703	.8378	Early autumn pelt	.1600	.3101	.4135	.5565	.6956
1st winter	.2250	.4046	.5395	.6825	.8531	Early autumn	.1600	.3293	.4390	.6210	.7763
1st winter spotted	.2230	.4078	.5438	.6983	.8666	Rack pelt	.1600	.3165	.4220	.5780	.7225
2d winter	.2170	.3988	.5318	.6813	.8516	Rack	.1600	.3420	.4560	.6040	.8300
2d winter spotted	.2230	.4110	.5480	.7040	.8800	1st milky	.1940	.3643	.4858	.6353	.7941
1st late winter	.2040	.3825	.5100	.6600	.8325	2d milky	.1800	.3433	.4578	.6073	.7591
2d late winter	.2170	.4020	.5360	.6920	.8650	3d milky	.1600				
3d winter	.2330	.4101	.5468	.6703	.8378	4th milky	.1270				
1st incoming pelt	.2180	.3876	.5168	.6403	.8003	5th milky	.1080				
1st incoming pelt spotted	.2180	.3908	.5210	.6510	.8138	¾ grown	.1410	.3293	.4350	.6690	.8363
2d incoming pelt	.1990	.3623	.4830	.6130	.7663	½ grown	.1220				
2d incoming pelt spotted	.2180	.3908	.5210	.6510	.8138	Kittens	.0900				
1st outgoing pelt	.1990	.3623	.4830	.6130	.7663	1st damaged	.1660	.3255	.4340	.5900	.7375
2d outgoing pelt	.2170	.4020	.5360	.6920	.8650	2d damaged	.1510				
1st incoming	.2040	.3825	.5100	.6660	.8325	3d damaged	.1320				
1st incoming spotted	.2040	.3889	.5185	.6875	.8594	4th damaged	.1080				
2d incoming	.1770	.3484	.4645	.6335	.7919	5th damaged	.0970				
2d incoming spotted											

(2) *Maximum cents per pound markups for butcher grades of New South Wales (Sydney) and Tasmania origin.* The maximum markup for butcher grades of rabbit skins of New South Wales (Sydney) and Tasmania origin shall be 80% of the maximum cents per pound markup permitted to the seller for the corresponding sleeved grade of rabbit skin of the same origin.

(3) *Maximum cents per pound markup for rabbit skins of Victoria (Melbourne) origin.* The maximum markup for sleeved grades of rabbit skins of Victoria (Melbourne) origin shall be 90% of the maximum cents per pound markup permitted to the seller for the same grade of rabbin skin listed in (1), above. The maximum markup for butcher grades of such rabbit skins shall be 80% of the maximum cents per pound markup permitted to the seller for sleeved grades, determined under this subparagraph.

(4) *Maximum cents per pound markup for rabbit skins of South Australia (Adelaide) origin.* The maxium markup for rabbit skins of South Australian (Adelaide) origin shall be 85% of the maximum cents per pound markup permitted to the seller for the same grade of rabbit skin listed in (1), above. The maximum markups for butcher grades of such rabbit skins shall be 80% of the maximum cents per pound markup permitted to the seller for sleeved grades, determined under this subparagraph.

(5) *Maximum cents per pound markup for Australian rabbit skins sold or delivered on an ungraded basis.* The maximum markup for Australian rabbit skins sold on an ungraded basis, or otherwise lacking in description as to grades, country or region of origin, shall be

(i) for raw rabbit skins sold or delivered by a primary or secondary dealer, .0630 cents per pound, net weight.

(b) *New Zeland rabbit skins—Maximum cents per pound markups for sleeved grades of raw rabbit skins of New Zealand origin.*

NEW ZEALAND

Maximum Mark-ups (cents per pound, net weight)

Grades	Raw	Dressed		Dressed and dyed		Grades	Raw	Dressed		Dressed and dyed	
	Primary and secondary dealer	Primary dealer	Secondary dealer	Primary dealer	Secondary dealer		Primary and secondary dealer	Primary dealer	Secondary dealer	Primary dealer	Secondary dealer
1st winter buck	0.2670	0.4547	0.6063	0.7168	0.8960	2d outgoing doe	.1270	.2702	.3603	.5228	.6535
1st early winter buck	.2570	.4397	.5863	.6968	.8710	1st incoming	.2330	.4264	.5680	.7240	.9050
2d winter buck	.2430	.4219	.5625	.6795	.8494	2d incoming	.2130	.3960	.5280	.6840	.8550
2d early winter buck	.2330	.4069	.5425	.6595	.8244	1st late autumn	.2130	.3960	.5280	.6840	.8550
Spotty winter buck	.2230	.3919	.5225	.6395	.7994	1st early autumn	.1800	.3529	.4705	.6395	.7994
1st late winter buck	.2040	.3634	.4845	.6015	.7519	Dawny autumn	.1550	.3154	.4205	.5895	.7369
1st spring buck	.1710	.3171	.4228	.5463	.6828	Prime and light rack	.1510	.3285	.4380	.6460	.8075
1st outgoing buck	.1710	.3171	.4228	.5463	.6828	Summer buck and doe	.1130				
2d outgoing buck	.1130	.2301	.3068	.4303	.5378	Runner	.1030				
1st winter doe	.2520	.4513	.6018	.7513	.9391	Sucker	.0830				
1st early winter doe	.2430	.4378	.5838	.7333	.9166	1st winter broken	.1550	.3020	.4035	.5465	.6831
2d winter doe	.2250	.4200	.5600	.7160	.8950	2d broken	.1410	.2816	.3755	.5185	.6481
2d early winter doe	.2090	.3900	.5200	.6760	.8450	3d broken	.1130				
Spotty winter doe	.1990	.3750	.5000	.6560	.8200	Summer broken	.0970				
1st late winter doe	.1890	.3465	.4620	.6180	.7725	1st milky	.1410	.2816	.3755	.5185	.6481
1st spring doe	.1410	.2680	.3840	.5400	.6750	2d milky	.1270				
1st outgoing doe	.1410	.2912	.3883	.5507	.6883	3d milky	.1030				

(2) *Maximum cents per pound markups for bloodstained and crutch-gutted and factory grades of New Zealand rabbit skins.* The maximum markup for bloodstained and crutch-gutted grades of New Zealand rabbit skins shall be 85% of the maximum cents per pound markups for the corresponding sleeved grade set forth in subparagraph (1) of this paragraph.

(3) *Maximum cents per pound markups for New Zealand rabbit skins purchased on an ungraded basis.* The maximum markup for New Zealand rabbit skins sold on an ungraded basis, or otherwise lacking in description as to grade, country or region or origin, shall be as follows:

(i) For raw rabbit skins sold or delivered by a primary or secondary dealer, .0720 cents per pound, net weight.

12. Appendix B is revoked.

This amendment shall become effective June 27, 1946.

NOTE: The reporting and record-keeping provisions of this amendment have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 27th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11340; Filed, June 27, 1946; 4:54 p. m.]

PART 1400—TEXTILE FABRICS: COTTON, WOOL, SILK, SYNTHETICS AND ADMIXTURES

[MPR 39,[1] Amdt. 14]

WOVEN DECORATIVE FABRICS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Maximum Price Regulation No. 39 is amended in the following respects:

1. Section 1400.161(a) is amended in the following respects:

a. Subparagraphs (2) and (3) are amended to read as follows:

(2) "Manufacturer" means (i) any person who owns, operates or controls a factory, plant or mill in which woven decorative fabrics are manufactured; (ii) any person who supplies yarn to a factory, plant or mill for weaving and finishing into a woven decorative fabric on a commission basis; (iii) any person who supplies yarn to a factory, plant or mill and purchases woven decorative fabrics therefrom; (iv) any person who supplies yarn to a factory, plant or mill and purchases the grey fabric therefrom which he finishes or causes to be finished into woven decorative fabrics or which he supplies to a converter or finishing plant and repurchases in a finished state for resale as a woven decorative fabric; (v) any person who supplies to a finishing plant grey fabrics woven by him to be finished for his own account into a woven decorative fabric; or (vi) any person who manufactures grey fabrics, supplies them to a converter or finishing plant, and repurchases them or any portion of them in a finished state for resale as a woven decorative fabric.

(3) "Converter" means a person who purchases textile fabrics other than woven decorative fabrics and resells them in a substantially different state as woven decorative fabrics after finishing them or causing them to be finished for his account and includes any agent of the converter and includes any person who sells grey goods to another person and repurchases woven decorative fabrics which the latter has finished or caused to be finished.

b. The first unnumbered paragraph of subparagraph (11) is amended to read as follows:

(11) "Reseller" means a person (other than a retailer) who sells woven decorative fabrics in substantially the same state (except for cutting) as that in which they were purchased and includes the following types of sellers among others:

c. Subparagraph (13) is added to read as follows:

(13) "Base period" means the period from July 11 to September 10, 1941, inclusive, when used in connection with sales by manufacturers, and the period from September 11 to November 10, 1941, inclusive, when used in connection with sales by converters or resellers.

2. Section 1400.163 (a) (2) is amended to read as follows:

(2) No seller shall discontinue or alter to the prejudice of a purchaser any discount, differential or service granted or rendered to purchasers of the same class during the base period.

3. Section 1400.164 is amended to read as follows:

§ 1400.164 *Appendix B: Maximum prices for sales of woven decorative fabrics by the converter thereof*—(a) *Terms and conditions of sale.* The provisions of § 1400.163 (a) (1) shall apply to the maximum prices established herein. No person making a sale covered by paragraph (d) (1) (ii) of this section shall discontinue or alter to the prejudice of a purchaser any discount, differential (other than for quantity) or service granted or rendered to purchasers of the same class during the base period. In all other sales, the terms of sale shall be not less favorable to the purchaser than 2/10/60 extra. A converter shall allow the same discount for substandard goods which he allowed in the base period.

(b) *Maximum price formula for converters.* The maximum price for a pattern of any specific construction of a woven decorative fabric sold by the converter thereof shall be, except as provided in (d) (2) below, the sum of the net invoice price of the grey fabric and the price of the finishing operation used in producing the woven decorative fabric, multiplied by the applicable percentage factor set forth in paragraph (d) of this section. To the product resulting therefrom the converter may add the incoming grey freight and the allowance for shrinkage but he may not add such cost factors as those of seconds, remnants, put-up, designing, screen-cutting or engraving.

(c) *Explanation of terms used in the pricing formula*—(1) *Net invoice price.* With the following exceptions, the "net invoice price" of the grey fabric means the price to the converter less all available discounts and allowances. If the converter purchases the fabric in other than the grey state, the "net invoice price" means the applicable maximum price for the fabric if sold in the grey less all available discounts and allowances.

(2) *Imported grey fabric.* If the grey fabric is imported, the converter shall use as his maximum price for the grey fabric the maximum price applicable to the most nearly comparable domestic grey fabric or the landed cost of the fabric at port of entry, whichever is lower.

(3) *Price of the finishing operation.* The "price of the finishing operation" shall be the net price paid by the converter not in excess of the maximum price established therefor in accordance with Maximum Price Regulation No. 128,[2] except that in the case of machine-printed fabrics the price of the finishing operation shall be calculated on a base quantity of not less than 8,000 yards, and in the case of piece-dyed fabrics, upon a base quantity of not less than 500 yards. Furthermore, a converter whose principal business is that of a decorative service wholesaler may use the actual cost of piece-dyeing where the yardage to be converted does not exceed 100 yards and the finishing operation is performed at the express order of the purchaser.

(4) *Grey freight.* (i) The grey freight which may be included in computing the maximum price for the finished fabric shall be no higher than the actual transportation charges paid by the converter (not absorbed by the finisher[3]) for the transportation of the grey fabric to the plant where the finishing process was begun.

(ii) In the event the grey fabric is transported in a conveyance owned or operated by the converter, or the finisher,[4] or by a person controlling, controlled by, or under common control with the converter or the finisher and the charges are not absorbed by the finisher, the freight charge shall not exceed the charge which would be applicable to an identical shipment from the same point of shipment to the same receiving point at the lowest available commercial transportation rate.

(iii) Where fabrics are shipped from the grey mill to a point other than the finishing plant where the finishing process is begun, only the actual freight (which is not absorbed by the finisher[3]) incurred in the final shipment from such other point to the finishing plant where the finishing process is begun may be used in determining the maximum price under this section.

(iv) Where fabrics are trans-shipped from one finishing plant to another (after the fabrics are partially or wholly finished), the freight charges on such trans-shipments shall not be included in computing the maximum price under this section: *Provided*, That if partially finished fabrics are trans-shipped from one finishing plant to another for the purpose of screen printing, flock printing, lacquer printing, embossing, or moireing at the second plant, then the freight charges on such trans-shipment may be included in computing the maximum price under this section.

(5) *Allowance for shrinkage.* (i) If the fabric is finished by a job finisher the converter shall use as the working allowance in determining the maximum price under this section the actual figure specified by the finisher in his contract: *Provided*, That if the working allowance specified in the contract shall exceed the actual shrinkage of the fabric by more than 2%, then such actual shrinkage plus such 2% tolerance shall constitute the maximum working allowance to be used in determining the maximum price for the finished piece goods.

(ii) If the converter does his own finishing he shall use the actual shrinkage resulting from finishing the fabric.

(iii) In the event that there is a net yardage gain as a result of the finishing process, such gain must be deducted from the net invoice price of the grey fabric under paragraph (b) of this section.

(d) *Percentage factors for converters*—(1) *Percentage factors for sales of woven decorative fabrics by the converter thereof who sold such fabrics during the base period*—(i) *Converters with average percentage factors of from 105% to 189.9%, inclusive, selling machine-printed or piece-dyed woven decorative fabrics in piece quantities.* Converters with average percentage factors of from 105% to 189.9% inclusive, shall sell machine-printed or piece-dyed woven decorative fabrics in piece quantities as set forth below. These percentage factors apply only to sales of woven decorative fabrics by the converter thereof who during the base period sold woven decorative fabrics which he converted.

Range of average percentage factors	Applicable percentage factor[1] for determining the maximum price	
	Sales to department stores for stock	Sales to resellers and to producers[4]
	A	B
105% to 144.9%	120%	120%.
145% to 154.9%	130%	There are no applicable percentage factors for these types of sale. The maximum price for sales to resellers and to producers is the maximum price for sales to department stores for stock, less 5%.
155% to 164.9%	140%	
165% to 189.9%	150%	

[1] The *applicable percentage factor* for the determination of a maximum price is the percentage factor in Column A or B, whichever is appropriate, listed opposite the percentage range within which the *average* percentage factor falls.

(ii) *Other sales by such converters.* In all other sales of woven decorative fabrics by the converter thereof who sold such fabrics during the base period, the converter shall determine his applicable percentage factor by reducing that portion of his appropriate average percentage factor which exceeds 100% by 20% in sales of machine-printed or piece-dyed fabrics and by 10% in sales of hand-printed fabrics.

(2) *Percentage factors for sales of woven decorative fabrics by the converter thereof who did not sell such fabrics during the base period or who cannot determine his percentage factors because of a lack of records.* The applicable percentage factor in the sale of woven decorative fabrics by the converter thereof who did not sell such fabrics during the base period or who cannot determine his applicable percentage factor because of a lack of records, except as provided in §1400.155 (b), shall be 125% in sales to department stores for stock and other retailers and 120% in sales to resellers and producers.[4] If the maximum price for the finishing operation exceeds 25 cents per linear yard, the applicable percentage factor shall be applied to the sum of the maximum price for the grey goods plus 25 cents. To the result the converter may add the amount by which the maximum price for the finishing operation exceeds 25 cents per linear yard, the incoming grey freight, and the allowance for shrinkage.

(e) *How to compute the average percentage factor.* (1) Each converter shall determine an average percentage factor for each of the following categories of sales which he made during 1941:

(i) Piece-length sales of machine-printed or piece-dyed woven decorative fabrics.

(ii) Piece-length sales of hand-printed woven decorative fabrics.

(iii) Cut-length sales of machine-printed or piece-dyed woven decorative fabrics.

(iv) Cut-length sales of hand-printed woven decorative fabrics.

(2) The converter shall compute his average percentage factor for his sales in each of the above categories in the following manner:

(i) For each category of sale he shall determine from each of the ten constructions of woven decorative fabrics which he converted and of which he delivered the largest linear yardage in 1941, the pattern of which he delivered the largest linear yardage in 1941. (If he has delivered less than ten constructions, he shall use all his construction);

(ii) For each of these patterns he shall then divide the "price of the finished fabric" by the sum of his highest invoiced cost of the grey fabric and the highest price he paid (or the highest price he incurred) for the finishing operation used in producing the pattern during the period from January 1 to November 10, 1941, inclusive, and this shall be his percentage factor for that pattern. The "price of the finished fabric"[4] shall be his highest list price in effect during the base period for the particular category of sale to the class of purchaser first listed below. If he had no price list in effect during the base period, he shall use his highest invoiced price for that category of sale to that class of purchaser during the base period:

Full-piece sales:
- Sales to department stores for stock.
- Sales to large quantity purchasers.
- Sales to resellers.

Cut-length sales:
- Sales to interior decorators.
- Sales to upholsterers.
- Sales to other retailers.

(iii) He shall then compute the simple arithmetical average of the percentage factors for the ten (or less)[5] patterns of specific constructions and this shall be his average percentage factor for the particular category of sale.

4. Section 1400.165 is amended in the following manner:

a. Paragraph (a) is amended to read as follows:

(a) The provisions of paragraph (a) (1) of § 1400.163 shall apply to the maximum prices established herein. For sales of woven decorative fabrics by decorative service wholesalers, terms and discounts shall be not less favorable than those granted to purchasers of the same class during the period from September 11 to November 10, 1941, inclusive. For sales by converter-jobbers, terms of sale shall be 2/10/net 70. Terms for sales of such fabrics by all other resellers shall be not less favorable to the purchaser than 2/10/net 30.

b. Paragraph (b) (7) is amended to read as follows:

(7) For a reseller who does not qualify as one of the specific types of resellers defined in § 1400.161 (a) (11), 125%, except that the factor shall be 120% on sales to a second reseller by such a reseller who with respect to the fabric performed the function of a converter-jobber and who did not sell and deliver woven decorative fabrics as a converter-jobber during 1941.

c. Subparagraph (c) (3) is added to read as follows:

(3) 125% of the net invoice price paid by the reseller (exclusive of cost of freight) in his resales of substandard goods.

This amendment shall become effective June 28, 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11415; Filed, June 28, 1946; 11:42 a. m.]

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[1] 7 F.R. 5243, 5512, 6774, 8946; 8 F.R. 7622, 17426; 9 F.R. 458, 14067; 10 F.R. 1662, 11663, 14063, 14659; 11 F.R. 5438.

[2] 7 F.R. 3117, 4659, 6615, 8948; 9 F.R. 1937, 2667.

[3] The term "finisher" as used herein refers to a person other than the converter who performs the finishing operation such as dyeing or printing.

[4] The term "producers" as used in this regulation refers to producers of furniture, draperies, slip-covers, bedspreads and other similar products in which woven decorative fabrics are used.

[5] It should be noted that there can be no more than one "price of the finished fabric" for each pattern of a specific construction in any one category of sale set forth in subparagraph (1) of this paragraph.

[5] Ordinarily this will be an average of the percentage factor for ten patterns of specific constructions. However, an exception is provided for in subdivision (i) of this subparagraph where the converter has less than ten constructions of which he made the particular category of sale during the base period.

PART 1400—TEXTILE FABRICS: COTTON, WOOL, SILK, SYNTHETICS AND ADMIXTURES

[MPR 127[1], Amdt. 49]

FINISHED PIECE GOODS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Maximum Price Regulation No. 127 is amended in the following respects:

1. Section 1400.82 (Z) (3) is amended to read as follows:

(3) To the extent only that under Revised Supplementary Order No. 114 [2] he permissibly reserved the right in an adjustable pricing contract, a reseller (jobber, converter-jobber acting as a jobber thereof, wholesaler, wholesaling-jobber, or Pacific Coast jobber) who has been required to pay an additional sum on goods purchased from his supplier pursuant to subparagraph (2) above, may charge with respect to those goods, if delivered by him during the period August 7, 1945 through February 26, 1946, an additional amount not to exceed the difference between the amount previously collected and the ceiling price for the goods computed by using the appropriate division factors in effect on February 26, 1946.

2. Section 1400.82 (b) (2) (ii) (e) is amended by adding the following sentence: "However, sales of grey goods which are required to be set aside and delivered in the grey for industrial or agricultural purposes pursuant to the Civilian Production Administration's Supplementary Order No. M-317A, as amended, shall not be considered sales for the purposes of this subdivision (e)."

3. Section 1400.82 (b) (11) is amended by deleting therefrom the words "Supplementary Order No. M-317A, as amended, issued by the Civilian Production Administration on April 1, 1946", which appear at the end of the paragraph and substituting therefor the phrase "the Civilian Production Administration's Supplementary Order No. M-317A in its present form or as hereafter amended."

This amendment shall become effective July 3, 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11418; Filed, June 28, 1946; 11:42 a. m.]

PART 1499—COMMODITIES AND SERVICES

[SR 14E, Amdt. 49]

LEVERS, RASCHEL AND BARMEN LACES

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Section 2.13 of Supplementary Regulation 14E is amended in the following respects:

1. Table I in section 2.13 (a) is amended as follows:

a. The heading of column C is amended to read as follows: "Sales of finished lace by manufacturers and jobbers (other than jobbers' sales to retailers)."

b. The heading of column E is amended to read as follows: "Sales to retailers by jobbers."

c. In column E, the figures 4½ and 6 are changed to 4⅞ and 6⅜, respectively.

2. That part of section 2.13 (a) preceding paragraph (1) is amended to read as follows:

(a) Manufacturers of levers, raschel and barmen laces (excluding veilings, hair-nets, and hosiery mesh) and jobbers of these laces may change a price not in excess of the following:

This amendment shall become effective July 3, 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11414; Filed, June 28, 1946; 11:42 a. m.]

PART 1418—TERRITORIES AND POSSESSIONS

[SR 2, Amdt. 5]

CIGARETTES IN HAWAII

A statement of the considerations involved in the issuance of this amendment to Supplementary Regulation No. 2 has been issued simultaneously herewith and has been filed with the Division of the Federal Register.

Section 3 of Supplementary Regulation No. 2 to the General Maximum Price Regulation for the Territory of Hawaii is amended to read as follows:

SEC. 3. *Maximum prices for sales of cigarettes*—(a) *Wholesalers.* The maximum prices for sales at wholesale by any person shall be the seller's maximum prices established under the General Maximum Price Regulation for the Territory of Hawaii plus $0.25 per thousand cigarettes. For all cash and carry sales at wholesale, the wholesaler is required to give the retailer a discount which shall be the same as the percentage discount earned by the wholesaler for prompt payment.

(b) *Retailers.* The maximum price for a single package of cigarettes is the particular retailer's maximum price for a single package of such cigarettes as established under the General Maximum Price Regulation for the Territory of Hawaii and is therefore no higher after the effective date of this Supplementary Regulation that it was before. For sales of two or more packages of cigarettes a retailer may add one-half cent per package to his former maximum price.

The maximum price for a vending machine seller of cigarettes shall be his maximum price established under the General Maximum Price Regulation for the Territory of Hawaii plus one cent per package.

This amendment shall become effective as of June 5, 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11430; Filed June 28, 1946; 11:56 a. m.]

Chapter XVIII—Office of Economic Stabilization

[Directive 94, Amdt. 2]

PART 4004—PRICE STABILIZATION: MAXIMUM PRICES

1946 SOUTHERN PINE LUMBER

Pursuant to the authority vested in me by the Stabilization Act of 1942, as amended, and by Executive Order 9250 of October 3, 1942 (7 F.R. 7871), Executive Order 9328 of April 8, 1943 (8 F.R. 4681), Executive Order 9599 of August 18, 1945 (10 F.R. 10155), Executive Order 9651 of October 30, 1945 (10 F.R. 13487), Executive Order 9697 of February 14, 1946 (11 F.R. 1691), and Executive Order 9699 of February 21, 1946 (11 F.R. 1929), *It is hereby ordered:*

Directive 94 (11 F.R. 1155), Amendment No. 1 (11 F.R. 1549) is hereby amended by the addition of the following paragraph:

Whenever the Price Administrator finds that adequate production of car materials is not being achieved he is further authorized and directed to make such price adjustments as in his judgment will aid in securing adequate production. Such adjustments are authorized even if they should necessitate exceeding the average discretionary increase of $3.25 per thousand board feet originally authorized in this directive.

Issued and effective this 27th day of June 1946.

CHESTER BOWLES,
Director.

[F. R. Doc. 46-11334; Filed, June 27, 1946; 4:39 p. m.]

Chapter XXIII—War Assets Administration

[SPA Rev. Reg. 5,[1] Revocation of Order 7]

PART 8305—SURPLUS NONINDUSTRIAL REAL PROPERTY

AUTHORITY TO FEDERAL WORKS AGENCY TO NEGOTIATE A LEASE FOR FIVE YEARS WITH OPTION TO PURCHASE FOR CERTAIN INSTITUTIONAL PROPERTY IN SOUTH CAROLINA

Surplus Property Administration Revised Regulation 5, Order 7, December 18, 1945, entitled "Authority to Federal Works Agency to Negotiate a Lease for Five Years with Option to Purchase for Certain Institutional Property in South Carolina" (10 F. R. 15305), is hereby revoked and rescinded.

The property was not disposed of under the order referred to above, and is now available for disposition under the regular procedure.

This revocation shall become effective June 25, 1946.

E. B. GREGORY,
Administrator.

JUNE 25, 1946.

[F. R. Doc. 46-11405; Filed, June 28, 1946; 11:30 a. m.]

TITLE 49—TRANSPORTATION AND RAILROADS

Chapter I—Interstate Commerce Commission

[Rev. S. O. 340, Amdt. 2]

PART 95—CAR SERVICE

MINIMUM LOADING OF CARLOAD TRANSFER FREIGHT REQUIRED

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 27th day of June, A. D. 1946.

Upon further consideration of Revised Service Order No. 340 (10 F.R. 13827), as amended (11 F.R. 562), and good cause appearing therefor: *It is ordered,* That:

Revised Service Order No. 340, as amended, be, and it is hereby, further amended by substituting the following paragraph (d) for paragraph (d) thereof:

(d) *Expiration date.* This order shall expire at 11:59 p. m., October 31, 1946, unless otherwise modified, changed, suspended or annulled by order of this Commission. (40 Stat. 101, sec. 402; 41 Stat. 476, sec. 4; 54 Stat. 901; 49 U.S.C. 1 (10)-(17))

It is further ordered, That this amendment shall become effective at 12:01 a. m., June 30, 1946; that a copy of this order and direction shall be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-11407; Filed, June 28, 1946; 11:33 a. m.]

[S. O. 381, Amdt. 2]

PART 95—CAR SERVICE

BAUXITE ORE CONCENTRATES FROM MOBILE, ALA.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 27th day of June A. D. 1946.

Upon further consideration of Service Order No. 381 (10 F.R. 14575), as amended (11 F.R. 2327), and good cause appearing therefor: *It is ordered,* That:

Service Order No. 381, as amended, be, and it is hereby, further amended by substituting the following paragraph (g) for paragraph (g) thereof:

(g) *Expiration date.* This order shall expire at 11:59 p. m., October 31, 1946, unless otherwise modified, changed, suspended or annulled by order of this Commission.

It is further ordered, That this amendment shall become effective at 12:01 a. m., June 30, 1946; that a copy of this order and direction shall be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-11409; Filed, June 28, 1946; 11:33 a. m.]

[S. O. 454, Amdt. 1]

PART 95—CAR SERVICE

PREFERENCE FOR EXPORT WHEAT, CORN, MEAT AND OTHER ESSENTIAL FOODS

At a Session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 27th day of June, A. D., 1946.

Upon further consideration of Service Order No. 454 (11 F.R. 1748) and good cause appearing therefor: *It is ordered,* That:

Service Order No. 454 be, and it is hereby, amended by substituting the following paragraph (f) for paragraph (f) thereof:

(f) *Expiration date.* This order shall expire at 11:59 p. m., October 31, 1946 unless otherwise modified, changed, suspended or annulled by order of this Commission. (40 Stat. 101, sec. 402, 418; 41 Stat. 476, 485, secs. 4, 10; 54 Stat. 901; 49 U.S.C. 1, (10)-(17), 15 (4))

It is further ordered, That this amendment shall become effective at 12:01 a. m., June 30, 1946; that a copy of this order and direction shall be served upon each state railroad regulatory body, and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-11410; Filed, June 28, 1946; 11:33 a. m.]

[S. O. 461, Amdt. 1]

PART 96—JOINT USE OF TERMINALS

SALT LAKE AND UTAH RAILROAD

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 27th day of June, A. D. 1946.

Upon further consideration of Service Order No. 461 (11 F.R. 2226) and good cause appearing therefor: *It is ordered,* That:

Service Order No. 461 be, and it is hereby, amended by substituting the following paragraph (e) for paragraph (e) thereof:

(e) *Expiration date.* This order shall expire at 11:59 p. m., e. s. t., October 31, 1946, unless otherwise modified, changed, suspended, or annulled by order of this Commission. (40 Stat. 101, sec. 402, 418; 41 Stat. 476, 485, sec. 4, 10; 54 Stat. 901, 912; 49 U.S.C. 1 (10)-(17), 15 (4))

It is further ordered, That this amendment shall become effective at 12:01 a. m., June 30, 1946; that a copy of this order and direction shall be served upon the Public Service Commission of Utah and upon the Association of American Railroads, Car Service Division; as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL,
Secretary.

[F. R. Doc. 46-11411; Filed, June 28, 1946; 11:33 a. m.]

[S. O. 523, Amdt. 1]

PART 96—JOINT USE OF TERMINALS

PITTSBURG, SHAWMUT & NORTHERN RAILROAD CO.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 27th day of June, A. D. 1946.

Upon further consideration of Service Order No. 523 (11 F.R. 5747) and good cause appearing therefor: *It is ordered,* That:

Service Order No. 523 be, and it is hereby, amended by substituting the following paragraph (b) in lieu of paragraph (b) thereof:

(b) *Protection of through routes and joint rates required:* In view of the fact that on those portions of the Pittsburg, Shawmut & Northern Railroad Company via which operations have been authorized to be suspended by the court, namely, north of Bolivar, N. Y., and south of Hyde, Penna., various through routes and joint rates exist, among which through routes is one with the Pittsburg & Shawmut Railroad via Erie Junction, Penna., one with the Baltimore & Ohio Railroad Company via Brockway, Penna., two with the Erie Railroad via

[1] 10 F.R. 14507, 14628, 15006; 11 F.R. 1783, 2075, 2224, 2986, 3863, 4339, 4541, 5120, 5542.

[2] 10 F.R. 9875, 11296, 12849, 13072; 11 F.R. 2593, 3533, 4583, 4605, 5223.

[1] SPA Rev. Reg. 5 (11 F.R. 2644, 3301, 4096).

Friendship and Hornell, N. Y., and one with the Delaware, Lackawanna & Western Railroad Company via Wayland, N. Y., which through routes and joint rates will not apply because of such cessation of operations, leaving available junctions with the Pennsylvania Railroad Company via Olean, N. Y., and St. Marys, Penna., and with the Erie Railroad Company at Olean, N. Y., and Hyde, Penna., said receivers of the P. S. & N. R. R. Co. shall protect the presently published rate via said remaining available junctions, and shall collect no other or different charge than they would have collected if in fact the traffic had moved through the junction points via which service is suspended; this requirement to apply as to both inbound and outbound traffic.

It is further ordered, That this amendment shall become effective at 12:01 a. m., June 28, 1946; that a copy of this order and direction shall be served upon the Public Service Commission of New York, Albany, N. Y., and the Pennsylvania Public Utilities Commission, Harrisburg, Pa., and upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement, and upon the receivers of the P. S. & N. R. R. Co., the Pittsburg & Shawmut Railroad Co., the B. & O. R. R. Co., the Erie R. R. Co., the Pennsylvania R. R. Co., and the D. L. & W. R. R. Co.; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 46-11412; Filed, June 28, 1946; 11:33 a. m.]

Notices

TREASURY DEPARTMENT.

Fiscal Service: Bureau of the Public Debt.

[1st Rev. Dept. Circ. 696, 1946, Amdt. 1]

REDEMPTION OF TREASURY SAVINGS NOTES, SERIES C

JUNE 24, 1946.

1. Section V, Paragraph 6, of the First Revision of Department Circular No. 696, dated November 20, 1943, which provides that payment of any savings note, either at maturity or on redemption before maturity, will be made only by the Federal Reserve Bank or Branch or the Treasury Department, as the case may be, that issued the note, is hereby amended to provide that the note may be redeemed by any Federal Reserve Bank or Branch or the Treasury Department following clearance with the agent of issue.

[SEAL] O. MAX GARDNER, *Acting Secretary of the Treasury.*

[F. R. Doc. 46-11393; Filed, June 28, 1946; 10:31 a. m.]

DEPARTMENT OF AGRICULTURE.

Rural Electrification Administration.

[Administrative Order 1093]

ALLOCATION OF FUNDS FOR LOANS

JUNE 13, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for a loan for the project and in the amount as set forth in the following schedule:

Project designation:	*Amount*
Wyoming 14K Laramie	$540,000

[SEAL] CLAUDE R. WICKARD, *Administrator.*

[F. R. Doc. 46-11400; Filed, June 28, 1946; 11:29 a. m.]

[Administrative Order 1094]

ALLOCATION OF FUNDS FOR LOANS

JUNE 14, 1946.

By virtue of the authority vested in me by the provisions of section 4 of the Rural Electrification Act of 1936, as amended, I hereby allocate, from the sums authorized by said act, funds for loans for the projects and in the amounts as set forth in the following schedule:

Project designation:	*Amount*
Alabama 19C Athens Public	$435,000
Arizona 13A Navajo	56,000

[SEAL] CLAUDE R. WICKARD, *Administrator.*

[F. R. Doc. 46-11401; Filed, June 28, 1946; 11:29 a. m.]

[Administrative Order 1092]

ALLOCATION OF FUNDS FOR LOANS

JUNE 14, 1946.

I hereby amend:

(a) Administrative Order No. 1077, dated May 24, 1946, by reducing the allocation of $600,000 therein made for "Alabama 29E Greene" by $1,000 so that the reduced allocation shall be $599,000;

(b) Administrative Order No. 1075, dated May 24, 1946, by reducing the allocation of $360,000 therein made for "Kansas 14E Sumner-Cowley" by $37,000 so that the reduced allocation shall be $323,000;

(c) Administrative Order No. 1073, dated May 23, 1946, by reducing the allocation of $685,000 therein made for "Mississippi 39N Jackson" by $71,000 so that the reduced allocation shall be $614,000;

(d) Administrative Order No. 1073, dated May 23, 1946, by reducing the allocation of $73,000 therein made for "North Carolina 21P Sampson" by $5,000 so that the reduced allocation shall be $68,000;

(e) Administrative Order No. 1085, dated June 5, 1946, by reducing the allocation of $50,000 therein made for "Pennsylvania 20S Blair" by $2,000 so that the reduced allocation shall be $48,000.

[SEAL] CLAUDE R. WICKARD, *Administrator.*

[F. R. Doc. 46-11399; Filed, June 28, 1946; 11:29 a. m.]

FEDERAL COMMUNICATIONS COMMISSION.

[Docket Nos. 6013, 6175, 6177-6179, 6182, 7217-7234]

WBNX BROADCASTING CO. ET AL.

ORDER WAIVING CERTAIN FILING REQUIREMENTS

In re applications of WBNX Broadcasting Company, New York City, Docket No. 6013, File No. B1-PH-85; News Syndicate Company, Inc., New York City, Docket No. 6175, File No. B1-PH-87; WMCA, Inc., New York City, Docket No. 6177, File No. B1-PH-89; Greater New York Broadcasting Corporation, New York City, Docket No. 6179, File No. B1-PH-95; Debs Memorial Funds, Inc., New York City, Docket No. 6178, File No. B1-PH-112; Frequency Broadcasting Corporation, Brooklyn, New York, Docket No. 6182, File No. B1-PH-47; American Broadcasting Company, Inc., New York City, Docket No. 7217, File No. B1-PH-182; Hearst Radio, Inc., New York City, Docket No. 7218, File No. B1-PH-222; Bernard Fein, New York City, Docket No. 7219, File No. B1-PH-370; WLIB, Inc., New York City, Docket No. 7220, File No. B1-PH-402; Peoples Radio Foundation, Inc., New York City, Docket No. 7221, File No. B1-PH-563; Supreme Broadcasting System, Inc., New York City, Docket No. 7222, File No. B1-PH-567; New York Sun Broadcasting Co., Inc., New York City, Docket No. 7223, File No. B1-PH-618; Metropolitan Broadcasting Service, New York City, Docket No. 7224, File No. B1-PH-637; National Maritime Union Broadcasting Co., Inc., New York City, Docket No. 7225, File No. B1-PH-649; Amalgamated Broadcasting System, Inc., New York City, Docket No. 7226, File No. B1-PH-647; Book-of-the-Month-Club Broadcasting Corp., New York City, Docket No. 7227, File No. B1-PH-646; Unity Broadcasting Corporation of New York City, New York City, Docket No. 7228, File No. B1-PH-651; Elias I. Godofsky, Brooklyn, New York, Docket 7229, File No. B1-PH-499; North Jersey Radio, Inc., Newark, New Jersey, Docket No. 7230, File No. B1-PH-358; International Union, United Automobile, Aircraft and Agricultural Implement Workers of America (UAW-CIO), Newark, New Jersey, Docket No. 7231, File No. B1-PH-442; Radio Projects, Inc., Newark, New Jersey, Docket No. 7232, File No. B1-PH-648; Atlantic Broadcasting Company, Newark, New Jersey, Docket No. 7233, File No. B1-PH-130; North Jersey Broadcasting Co., Inc., Paterson, New Jersey, Docket No. 7234, File No. B1-PH-145; for construction permits.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 20th day of June 1946;

It appearing, that a consolidated hearing on the above-entitled applications is scheduled at New York, New York, on Monday, the eighth day of July 1946; that on June 17, the Commission in writing advised each of the above-entitled applicants that certain additional engineering data would be required; that in all docket cases § 1.73 of the Commission's rules requires the filing of a petition for leave to amend and § 1.141 of the said rules requires the filing of an original and fourteen copies of all such petitions; that with the filing of any petition for leave to amend, the actual amendment (an original and two copies, two of which must be duly executed) is required to be filed simultaneously with the petition; and

It appearing, that the interval of time between the Commission's notice of requirement of the additional engineering data, and the hearing on said applications, is so short that compliance with §§ 1.73 and 1.141 of the rules would appear to constitute an unreasonable burden upon said applicants; and

It appearing further, that, in any event, if all parties were permitted to present their said amendments directly to the presiding officer of the consolidated hearing on the above-entitled applications, all parties at the said hearing would have an opportunity to make any objections, if any they might have; and that public interest would be served by waiving the provisions of §§ 1.73 and 1.141 of said rules, and by giving the said presiding officer authority to accept said amendments; now, therefore, *It is ordered:*

1. That §§ 1.73 and 1.141 of the Commission's rules of practice and procedure, be, and they are hereby, waived, for the purpose only of permitting amendments relating solely to the additional data requested by the Commission in connection with the above-entitled applications, to be filed directly with the presiding officer of the consolidated hearing thereon;

2. That said presiding officer of the consolidated hearing on the above-entitled applications be, and he is hereby, authorized to accept for filing all such amendment which comply with § 1.74 of the Commission's rules, and where no objection thereto is made by any party;

3. That in the event of objection by any party to such amendment, said presiding officer be, and he is hereby, directed to refer said amendment to the Commission for action by the Motions Commissioner.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION, T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-11239; Filed, June 27, 1946; 10:20 a. m.]

[Docket No. 6875]

SEAMAN AND COLLINS

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application Bleeker P. Seaman and Carr P. Collins, Jr., d/b as Seaman and Collins, El Paso, Texas; for construction permit; Docket No. 6875, File No. B3-P-4129.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 13th day of June 1946;

The Commission having under consideration the above-entitled application as amended requesting a construction permit for a new standard broadcast station to operate on 1340 kc, with 250 w power, unlimited time, at El Paso, Texas;

It is ordered, That the said application be, and it is hereby, designated for hearing in a consolidated proceeding with the applications of Sunland Broadcasting Co. (File No. B3-P-4290, Docket No. 7073), and Del Norte Broadcasting Company, Inc. (File No. B3-P-4700, Docket No. 7534), requesting the same facilities, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant partnership and the partners to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in any pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

7. To determine on a comparative basis which, if any, of the applications in this consolidated proceedings should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-11221; Filed, June 27, 1946; 10:17 a. m.]

[Docket Nos. 6940, 7186]

RADIO WISCONSIN, INC. AND OHIO BROADCASTING CO. (WHBC)

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING

In re applications of Radio Wisconsin, Incorporated, Madison, Wisconsin, for construction permit; Docket No. 6940, File No. B4-3809; The Ohio Broadcasting Company (WHBC), Canton, Ohio, for construction permit; Docket No. 7186, File No. B2-P-3939.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 24th day of May 1946;

The Commission having under consideration the above application of Radio Wisconsin, Incorporated, requesting a construction permit for a new standard broadcast station at Madison, Wisconsin, to operate on the 1480 kilocycles frequency, with 1 kilowatt power, unlimited time using directional antenna at night, and of The Ohio Broadcasting Company, requesting a construction permit to increase the power of Station WHBC, operating at Canton, Ohio, on the 1480 kilocycle frequency, from 1 kilowatt to 5 kilowatts, unlimited time with directional antenna at night, to install new transmitter and directional antenna and to change its transmitter location, which applications have heretofore been designated for hearing in a consolidated proceeding; and

The Commission also having under consideration the petition of The Ohio Broadcasting Company for severance of its application from the consolidated proceeding and for reconsideration and grant thereof without hearing thereon, which petition was this day granted;

And it appearing, that public interest, convenience and necessity will be served by a continuance of the hearing on the application of Radio Wisconsin, Incorporated, now scheduled to be heard May 29, 1946, at Madison, Wisconsin;

It is ordered, on the Commission's own motion, that the hearing on the said application of Radio Wisconsin, Incorporated be, and it is hereby, continued to July 30, 1946, at Washington, D. C.; and

It is further ordered, That the said application be heard in a consolidated proceeding with the application of Edwin Mead (File No. B4-P-4729, Docket No. 7599) requesting a construction permit for a new standard broadcast station at Rockford, Illinois, to operate on 1480 kilocycles, 1 kilowatt power, unlimited time, on the issues heretofore defined in a Notice of Hearing dated December 28, 1945, and addressed to Central Broadcasting Company, the then applicant in the matter of the above entitled application of Radio Wisconsin, Incorporated.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-11236; Filed, June 27, 1946; 10:19 a. m.]

[Docket No. 7055]

JAMES VALLEY BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of James Valley Broadcasting Company, Huron, South Dakota, for construction permit; Docket No. 7055, File No. B4-P-4228.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 13th day of June 1946;

The Commission having under consideration the above-entitled application, as amended, requesting a construction permit for a new standard broadcasting station to operate on 1340 kc, with 250 w

power, unlimited time, at Huron, South

lishing Company, filed March 18, 1946,

tion permit; Docket No. 7073, File No.

B3-P-3814, Docket No. 7086; Radio Broadcasting, Inc., Hot Springs, Arkan-

7. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronau-

5. To determine whether the operation of the proposed station would involve objectionable interference with

[SEAL] O. MAX GARDNER,
Acting Secretary of the Treasury.

[F. R. Doc. 46-11393; Filed, June 28, 1946; 10:31 a. m.]

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 46-11399; Filed, June 28, 1946; 11:29 a. m.]

tion as amended requesting a construction permit for a new standard broadcast station to operate on 1340 kc, with

Washington, D. C., on the 24th day of May 1946;

quired; that in all docket cases § 1.73 of the Commission's rules requires the filing of a petition for leave to amend and § 1.141 of the said rules requires the

power, unlimited time, at Huron, South Dakota;

It is ordered, That the said application be, and it is hereby, designated for hearing in a consolidated proceeding with the application of Big Sioux Broadcasting Company (File No. B4-P-4734) requesting a construction permit for a new standard broadcast station to operate on 1340 kc, with 250 w power, unlimited time, at Sioux Falls, South Dakota, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, its officers, directors and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in the pending application of Big Sioux Broadcasting Company (File No. B4-P-4734) or in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

7. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-11222; Filed, June 27, 1946; 10:17 a. m.]

[Docket No. 7057]

TELEGRAM PUBLISHING CO.

ORDER DESIGNATING APPLICATION FOR HEARING ON STATED ISSUES

In re the application of Telegram Publishing Company, Salt Lake City, Utah, for construction permit; Docket No. 7057, File No. B5-P-4180.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 13th day of June 1946:

The Commission having under consideration the petition of Telegram Publishing Company, filed March 18, 1946, for immediate consideration and grant of the above listed application for a construction permit for a standard broadcast station in Salt Lake City, Utah, using 1230 kc, 250 watts, unlimited time;

It is ordered, That said petition be and it is hereby denied insofar as it requests a grant of the said application without a hearing; and

It is further ordered, That said application be and it is hereby designated for hearing upon the following issues:

1. To determine the legal technical, financial, and other qualifications of the applicant to construct and operate the proposed station.

2. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with the service of stations KOVO or KVNU, or with any other existing or proposed broadcast service and the nature and extent of any such interference and the availability of other broadcast service to such areas and populations.

5. To determine the identity of the officers, directors, and stockholders of the applicant and of corporations owning stock in the applicant, and the interests of any such persons to Radio Service Corporation of Utah, licensee of station KSL, or to the licensee of any other standard broadcast station and the amount of stock held or voted by each of them in the applicant, applicant's corporate stockholders and Radio Service Corporation of Utah.

6. To determine the connections and relationships, direct and indirect and the nature, extent and effect thereof existing between the applicant or its officers, directors, or stockholders and the licensee of Station KSL or its officers, directors, and stockholders.

7. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's Rules and Standards of Good Engineering Practice concerning standard broadcast stations.

It is further ordered, That KOVO Broadcasting Company (KOVO) and Cache Valley Broadcasting Company (KVNU) be and they are hereby made parties to this proceeding.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-11223; Filed, June 27, 1946; 10:17 a. m.]

[Docket No. 7073]

SUNLAND BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Sunland Broadcasting Co., El Paso, Texas, for construction permit; Docket No. 7073, File No. B3-P-4290.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C. on the 13th day of June 1946;

The Commission having under consideration the above-entitled application requesting a construction permit for a new standard broadcast station to operate on 1340 kc, with 250 w power, unlimited time, at El Paso, Texas;

It is ordered, That the said application be, and it is hereby designated for hearing in a consolidated proceeding with applications of Bleecker P. Seaman and Carr P. Collins, Jr., d/b as Seaman and Collins (File No. B3-P-4129, Docket No. 6875) and Del Norte Broadcasting Company, Inc. (File No. B3-P-4700, Docket No. 7534), requesting the same facilities, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, its officers, directors and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with services proposed in any pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

7. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-11238; Filed, June 27, 1946; 10:20 a. m.]

[Docket Nos. 7086, 7156, 7355, 7652]

RADIO BROADCASTING INC. (KTHS) ET AL.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of Radio Broadcasting, Inc., (KTHS) West Memphis, Arkansas, for construction permit; File No. B3-P-3814, Docket No. 7086; Radio Broadcasting, Inc., Hot Springs, Arkansas, for construction permit; File No. B3-P-3915, Docket No. 7156; W. Wright Esch, Daytona Beach, Florida, for construction permit; File No. B3-P-4320, Docket No. 7355; Hot Springs Broadcasting Company, Hot Springs, Arkansas, for construction permit; File No. B3-P-4601, Docket No. 7652.

At a session of the Federal Communications Commission held at its offices in Washington, D. C. this 20th day of June 1946;

The Commission having under consideration the petition of Radio Broadcasting, Inc., to enlarge Issue No. 3 in the proceeding upon its above-entitled application (B3-P-3814) to include determination of the service proposed by petitioner to the areas and populations which may be deprived of service from KTHS if its application to increase power and move that station should be granted.

It is ordered, That the petition to enlarge issues be, and it is hereby denied, and

It is further ordered, That the application of Radio Broadcasting, Inc., for construction permit for a new standard broadcast station at Hot Springs, Arkansas to operate on frequency 550 kc with 5 kw power days and 1 kw nights be, and it is hereby consolidated for hearing commencing June 25, 1946 with the applications of Radio Broadcasting, Inc., (KTHS) West Memphis, Arkansas, W. Wright Esch, Daytona Beach, Florida, and Hot Springs Broadcasting Company, Hot Springs, Arkansas, upon the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant corporation, its officers, directors, and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of the proposed station and the extent and character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast station, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with services proposed in any pending applications for broadcast facilities, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-11234; Filed, June 27, 1946; 10:19 a. m.]

[Docket Nos. 7086, 7156, 7355, 7652]

RADIO BROADCASTING, INC. (KTHS) ET AL.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of Radio Broadcasting, Inc., (KTHS), West Memphis, Arkansas, for construction permit; File No. B3-P-3814, Docket No. 7086; Radio Broadcasting, Inc., Hot Springs, Arkansas, for construction permit; File No. B3-P-3915, Docket No. 7156; W. Wright Esch, Daytona Beach, Florida, for construction permit; File No. B3-P-4320, Docket No. 7355; and Hot Springs Broadcasting Company, Hot Springs, Arkansas, for construction permit; File No. B3-P-4601, Docket No. 7652.

At a session of the Federal Communications Commission held at its offices in Washington, D. C. this 20th day of June 1946;

The Commission having under consideration the petition of Hot Springs Broadcasting Company requesting that its application for construction permit (File No. B3-P-4601) for a new standard broadcast station at Hot Springs, Arkansas to operate on frequency 1090 kc with 50 kw power, unlimited time, directional antenna at night, be consolidated for hearing with the above-entitled applications of Radio Broadcasting, Inc. (KTHS), West Memphis, Arkansas (File No. B3-P-3814; Docket No. 7086), and W. Wright Esch, Daytona Beach, Florida (File No. B3-P-4320; Docket No. 7355).

It is ordered, That the said application of Hot Springs Broadcasting Company be, and it is hereby, designated for hearing in consolidation with the above-entitled applications upon the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant corporation, its officers, directors, and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of the proposed station and the extent and character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast stations, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with services proposed in any pending applications for broadcast facilities, and if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

8. To determine whether operation of the proposed station would be consistent with the terms of the North American Regional Agreement.

By the Commission.

[SEAL] T. J. SLOWIE,
Secretary.

[F. R. Doc. 46-11235; Filed, June 27, 1946; 10:19 a. m.]

[Docket No. 7534]

DEL NORTE BROADCASTING CO., INC.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Del Norte Broadcasting Company, Inc., El Paso, Texas; for construction permit; Docket No. 7534, File No. B3-P-4700.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 13th day of June 1946;

The Commission having under consideration the above-entitled application requesting a construction permit for a new standard broadcast station to operate on 1340 kc, with 250 w power, unlimited time, at El Paso, Texas;

It is ordered, That the said application be, and it is hereby, designated for hearing in a consolidated proceeding with the applications of Bleecker, P. Seaman and Carr P. Collins, Jr., d/b as Seaman and Collins (File No. B3-P-4129, Docket No. 6875) and Sunland Broadcasting Company (File No. B3-P-4290, Docket No. 7073), requesting the same facilities, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, its officers, directors and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any

existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in any pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and standards of good engineering practice concerning standard broadcast stations.

7. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-11224; Filed, June 27, 1946; 10:17 a. m.]

[Docket No. 7599]

EDWIN MEAD

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Edwin Mead, Rockford, Illinois, for construction permit; Docket No. 7599, File No. B4-P-4729.

At a session of the Federal Communications Commission held at its offices in Washington, D. C. on the 24th day of May 1946;

The Commission having under consideration the above entitled application of Edwin Mead requesting a construction permit for a new standard station at Rockford, Illinois, to operate on 1480 kilocycles, 1 kilowatt, unlimited time, with directional antenna day and night;

And the Commission also having under consideration a petition of the said Edwin Mead for leave to intervene in a consolidated hearing on the applications of Radio Wisconsin, Incorporated, Madison, Wisconsin (File No. B4-P-3809, Docket No. 6940) and The Ohio Broadcasting Company (WHBC), Canton, Ohio (File No. B2-P-3939, Docket No. 7186), the latter application having this day been granted;

And it appearing, that it will be necessary for the said application of Radio Wisconsin, Incorporated, to remain in a hearing status because of interference problems, involving in particular the proposed operations of Station KTBS, Shreveport, Louisiana (File No. B3-P-4720) and a new proposed station at Beloit, Wisconsin (File No. B4-P-4151), and that the hearing thereof at Madison, Wisconsin, has this day been continued to July 30, 1946, at Washington, D. C.

And it further appearing, that there will be mutual interference problems between the operations proposed in the said applications of Edwin Mead and Radio Wisconsin, Incorporated;

It is ordered, That the said application of Edwin Mead be designated for hearing in a consolidated proceeding with the aforesaid application of Radio Wisconsin, Incorporated, on the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant to construct and operate the proposed station.

2. To determine the areas and populations which would gain or lose primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with the service of any existing broadcast station, with particular reference to Stations WHBC, Canton, Ohio, and WRDW, Augusta, Georgia, the nature and extent of any such interference, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the service of stations proposed in any pending applications, the nature and extent of any such interference, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning Standard Broadcasting Stations.

7. To determine on a comparative basis, which, if either, of the applications in this consolidated proceeding should be granted.

It is further ordered, That the said petition of Edwin Mead for leave to intervene in the aforesaid consolidated proceeding be, and it is hereby, dismissed.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-11225; Filed, June 27, 1946; 10:17 a. m.]

[Docket No. 7609]

RADIO PEORIA, INC.

ORDER DESIGNATING APPLICATION FOR HEARING ON STATED ISSUES

In re application of Radio Peoria, Inc., Peoria, Illinois, for construction permit; Docket No. 7609, File No. B4-P-4177.

At a session of the Federal Communications Commission held at its offices in Washington, D. C. on the 24th day of May 1946;

The Commission having under consideration the above application of Radio Peoria, Inc., for a construction permit for a new standard broadcast station to operate on the 970 kilocycle frequency, with 1 kilowatt power, using directional antenna, unlimited time, at Peoria, Illinois;

It is ordered, That the said application be designated for hearing on the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant, its officers, directors, and stockholders to construct and operate the proposed station.

2. To obtain full information with respect to the corporate structure of which the applicant is a part, the character and extent of control to be exercised respectively by the proposed licensee corporation and the two parent corporations over the proposed station, and whether other subsidiaries comparable to the applicant are contemplated for future expansion in the radio broadcasting industry.

3. To determine the areas and populations which would gain primary service through the operation of the proposed station and what other broadcast services are available to those areas and populations.

4. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the areas and populations proposed to be served.

5. To determine whether the operation of the proposed station would involve objectionable interference with any existing or proposed broadcast service, with particular reference to Stations WAVE, Louisville, Kentucky, and WHA, Madison, Wisconsin, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-11226; Filed, June 27, 1946; 10:17 a. m.]

[Docket No. 7628]

BEAUMONT BROADCASTING CORP. (KFDM)

ORDER DESIGNATING APPLICATION FOR HEARING ON STATED ISSUES

In re application of Beaumont Broadcasting Corporation (KFDM), Beaumont, Texas, for construction permit; File No. B3-P-4241, Docket No. 7628.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 13th day of June 1946;

The Commission having under consideration the above-entitled application of Beaumont Broadcasting Corporation (KFDM) for a construction permit to increase power from 1 kw to 5 kw, install a new transmitter, change the transmitter location, and install a directional antenna for nighttime use, on its present frequency 560 kc, unlimited time, at Beaumont, Texas;

It is ordered, That the said application be designated for hearing upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, its officers, directors and stockholders to construct and operate station KFDM as proposed.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of station KFDM as proposed and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of station KFDM as proposed would involve objectionable interference with stations KGKO at Dallas, Texas, KTSA at San Antonio, Texas, and KALB at Alexandria, Louisiana, or with any other existing broadcast stations, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of station KFDM as proposed would involve objectionable interference with the operation of station WJLS at Beckley, West Virginia, as proposed in the pending application of Joe L. Smith, Jr. (File No. B2-P-3943), or with any other pending applications for broadcast facilities, and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of station KFDM as proposed would be in compliance with the Commission's rules and Standards of Good Engineering Practice concerning standard broadcast stations.

7. To determine whether the erection of the antenna system proposed herein would be consistent with Civil Aeronautics Administration requirements.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-11227; Filed, June 27, 1946; 10:18 a. m.]

[Docket No. 7632]

BIG SIOUX BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Big Sioux Broadcasting Company, Sioux Falls, South Dakota, for construction permit; Docket No. 7632; File No. B4-P-4734.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 13th day of June 1946;

The Commission having under consideration the above-entitled application requesting a construction permit for a new standard broadcast station to operate on 1340 kc, with 250 w power, unlimited time, at Sioux Falls, South Dakota;

It is ordered, That the said application be, and it is hereby, designated for hearing in a consolidated proceeding with the application of James Valley Broadcasting Company (File No. B4-P-4228, Docket No. 7055) requesting a construction permit for a new standard broadcast station to operate on 1340 kc, with 250 w power, unlimited time, at Huron, South Dakota, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, its officers, directors and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain or lose primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with stations KWLM at Willmar, Minnesota and KSCJ at Sioux City, Iowa, or with any other existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in the pending application of James Valley Broadcasting Company (File No. B4-P-4228, Docket No. 7055) or in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

7. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-11228; Filed, June 27, 1946; 10:18 a. m.]

[Docket No. 7633]

SANTA MONICA BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application Santa Monica Broadcasting Company, Santa Monica, California; for construction permit; Docket No. 7633, File No. B5-P-4792.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 13th day of June 1946;

The Commission having under consideration the above-entitled application requesting a construction permit for a new standard broadcast station to operate on 1190 kc, with 1 kw power, daytime only, at Santa Monica, California;

It is ordered, That the said application be, and it is hereby, designated for hearing in a consolidated proceeding with the application of Robert Burdette (File No. B5-P-4799) requesting a construction permit for a new standard broadcast station to operate on 1190 kc, with 1 kw power, daytime only, at San Fernando, California, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, its officers, directors and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in the pending application of Robert Burdette (File No. B5-P-4799) or in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and population.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

7. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46-11229; Filed, June 27, 1946; 10:18 a. m.]

[Docket No. 7634]

ROBERT BURDETTE

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application Robert Burdette, San Fernando, California; for construction permit; Docket No. 7634, File No. B5-P-4799.

At a session of the Federal Communications Commission, held at its offices

in Washington, D. C., on the 13th day of June 1946;

The Commission having under consideration the above-entitled application requesting a construction permit for a new standard broadcast station to operate on 1190 kc, with 1 kw power, daytime only, at San Fernando, California;

It is ordered, That the said application be, and it is hereby, designated for hearing in a consolidated proceeding with the application of Santa Monica Broadcasting Company (File No. B5–P–4792) requesting a construction permit for a new standard broadcast station to operate on 1190 kc, with 1 kw power, daytime only, at Santa Monica, California, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with any existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in the pending application of Santa Monica Broadcasting Company (File No. B5–P–4792) or in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's rules and Standard of Good Engineering Practice Concerning Standard Broadcast Stations.

7. To determine on a comparative basis which, if either, of the applications in this consolidated proceeding should be granted.

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46–11238; Filed, June 27, 1946; 10:18 a. m.]

[Docket No. 7635]

RADIO KENTUCKY, INC.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application Radio Kentucky, Incorporated, Louisville, Kentucky, for construction permit; Docket No. 7635. File No. B2–P–4765.

At a session of the Federal Communications Commission, held at its offices in Washington, D. C., on the 13th day of June 1946;

The Commission having under consideration the above-entitled application requesting a construction permit for a new standard broadcast station to operate on 900 kc, with 1 kw power, daytime only, at Louisville, Kentucky;

It appearing, that the Commission on May 15, 1946, designated for hearing in a consolidated proceeding the applications of I. And E. Broadcasting Company (File No. B2–P–4659; Docket No. 7586) requesting a construction permit for a new standard broadcast station to operate on 900 kc, with 1 kw power, daytime only, at Dayton, Ohio, and Paul F. Braden (File No. B2–P–4680, Docket No. 7587) requesting a construction permit for a new standard broadcast station to operate on 910 kc, with 1 kw power, daytime only, at Middletown, Ohio;

It is ordered, That the said application of Radio Kentucky, Incorporated be, and it is hereby, designated for hearing in the above consolidated proceeding upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant corporation, its officers, directors and stockholders to construct and operate the proposed station.

2. To determine the areas and populations which may be expected to gain primary service from the operation of the proposed station and the character of other broadcast service available to those areas and populations.

3. To determine the type and character of program service proposed to be rendered and whether it would meet the requirements of the populations and areas proposed to be served.

4. To determine whether the operation of the proposed station would involve objectionable interference with stations WENR and WLS, at Chicago, Illinois, or with any other existing broadcast stations and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

5. To determine whether the operation of the proposed station would involve objectionable interference with the services proposed in the pending applications of I. and E. Broadcasting Company (File No. B2–P–4659, Docket No. 75860 and Paul F. Braden (File No. B2–P–4680, Docket No. 7587) or in any other pending applications for broadcast facilities and, if so, the nature and extent thereof, the areas and populations affected thereby, and the availability of other broadcast service to such areas and populations.

6. To determine whether the installation and operation of the proposed station would be in compliance with the Commission's Rules and Standards of Good Engineering Practice Concerning Standard Broadcast Stations.

7. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

It is further ordered, That the orders heretofore issued designating for hearing in a consolidated proceeding the applications of I. and E. Broadcasting Company and Paul F. Braden, be, and the same hereby are, amended to include the application of Radio Kentucky, Incorporated (File No. B2–P–4765).

By the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46–11231; Filed, June 27, 1946; 10:18 a. m.]

[Docket Nos. 7640–7646]

WDAS BROADCASTING STATION, INC., ET AL.

ORDER DESIGNATING APPLICATIONS FOR CONSOLIDATED HEARING ON STATED ISSUES

In re applications of WDAS Broadcasting Station, Inc., Philadelphia, Pennsylvania; Docket No. 7640, File No. B2–PH–128; Amalgamated Broadcasting System, Inc., Philadelphia, Pennsylvania; Docket No. 7641, File No. B2–PH–673; Crescent Broadcasting Corporation, Philadelphia, Pennsylvania; Docket No. 7642, File No. B2–PH–675; Unity Broadcasting Corp. of Penn., Philadelphia, Pennsylvania; Docket No. 7643, File No. B2–PH–731; Percy B. Crawford, Philadelphia, Pennsylvania; Docket No. 7644, File No. B2–PH–777; Independence Broadcasting Company, Philadelphia, Pennsylvania; Docket No. 7645, File No. B2–PH–806; Patrick Joseph Stanton, Philadelphia, Pennsylvania; Docket No. 7646, File No. B2–PH–967; for construction permits.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 13th day of June 1946;

The Commission having under consideration the above-entitled applications for construction permit for new metropolitan FM broadcast stations in the Philadelphia, Pennsylvania, area.

It is ordered, That the above-entitled applications be designated for consolidated hearing upon the following issues:

1. To determine the legal, technical, financial and other qualifications of the applicant to operate and construct the proposed station.

2. To obtain full information with respect to the nature and character of the proposed program service.

3. To determine the areas and populations which may be expected to receive service from the proposed station.

4. To determine on a comparative basis which is any of the applications in this consolidated proceeding should be granted.

[SEAL] FEDERAL COMMUNICATIONS COMMISSION, T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46–11233; Filed, June 27, 1946; 10:18 a. m.]

[Docket No. 7636]

WEST CENTRAL BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of West Central Broadcasting Company, Peoria, Illinois, for construction permit; Docket No. 7636, File No. B4–PH–984.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 13th day of June 1946;

The Commission having under consideration the above-entitled application for construction permit for a new FM metropolitan broadcast station in Peoria, Illinois:

It is ordered, That this application be designated for hearing to be consolidated with the hearings on the applications of Peoria Broadcasting Company et al. (Docket Nos. 7102–7106; 7408 and 7588 inclusive) for construction permits for new FM stations in the Peoria, Illinois, area, designated for consolidated hearing, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant to operate and construct the proposed station.

2. To obtain full information with respect to the nature and character of the proposed program service.

3. To determine the areas and populations which may be expected to receive service from the proposed station.

4. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

It is further ordered, That the orders heretofore issued in the consolidated proceedings for Docket Nos. 7083, 7084 and 7085 be, and they are hereby, amended to include the application of Ft. Wayne Broadcasting Company, Inc., of Ft. Wayne, Indiana (File No. B4–PH–1004, Docket No. 7648).

By direction of the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46–11287; Filed, June 27, 1946; 10:19 a. m.]

[Docket No. 7632]

WEST CENTRAL BROADCASTING CO.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of West Central Broadcasting Company, Peoria, Illinois, for construction permit; Docket No. 7636, File No. B4–PH–984.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 13th day of June 1946;

The Commission having under consideration the above-entitled application for construction permit for a new FM metropolitan broadcast station in Peoria, Illinois:

It is ordered, That this application be designated for hearing to be consolidated with the hearings on the applications of Peoria Broadcasting Company et al. (Docket Nos. 7102–7106; 7408 and 7588 inclusive) for construction permits for new FM stations in the Peoria, Illinois, area, designated for consolidated hearing, upon the following issues:

1. To determine the legal, technical, financial, and other qualifications of the applicant to operate and construct the proposed station.

2. To obtain full information with respect to the nature and character of the proposed program service.

3. To determine the areas and populations which may be expected to receive service from the proposed station.

4. To determine on a comparative basis which, if any, of the applications in this consolidated proceeding should be granted.

It is further ordered, That the orders heretofore issued in the consolidated proceedings for Docket Nos. 7083, 7084 and 7085 be, and they are hereby, amended to include the application of Ft. Wayne Broadcasting Company, Inc., of Ft. Wayne, Indiana (File No. B4–PH–1004, Docket No. 7648).

By direction of the Commission.

[SEAL] T. J. SLOWIE, *Secretary.*

[F. R. Doc. 46–11232; Filed, June 27, 1946; 10:18 a. m.]

[Docket No. 7648]

FT. WAYNE BROADCASTING CO., INC.

ORDER DESIGNATING APPLICATION FOR CONSOLIDATED HEARING ON STATED ISSUES

In re application of Ft. Wayne Broadcasting Company, Inc., Ft. Wayne, Indiana, for construction permit; Docket No. 7648, File No. B4–PH–1004.

At a session of the Federal Communications Commission held at its offices in Washington, D. C., on the 20th day of June 1946;

The Commission having under consideration the above-entitled application for construction permit for a new FM metropolitan broadcast station in Ft. Wayne, Indiana;

INTERSTATE COMMERCE COMMISSION.

[S.O. 354, Amdt. 3]

REROUTING OF TRAFFIC; EMPLOYEES STRIKE ON T. P. & W. R. R.

At a session of the Interstate Commerce Commission, Division 3, held at its office in Washington, D. C., on the 27th day of June A. D. 1946.

Upon further consideration of Service Order No. 354 (10 F.R. 12534), as amended (10 F.R. 13598, 15482), and good cause appearing therefor: *It is ordered*, That:

Service Order No. 354 as amended, be, and it is hereby, further amended by substituting the following paragraph (e) for paragraph (e) thereof:

(e) *Expiration date.* This order shall expire at 11:59 p. m., October 31, 1946, unless otherwise modified, changed, suspended or annulled by order of this Commission. (40 Stat. 101, sec. 402, 418; 41 Stat. 476, 485, sec. 4, 10; 54 Stat. 901, 912; 49 U.S.C. 1 (10)–(17))

It is further ordered, That this order shall become effective at 12:01 a. m., June 30, 1946; that a copy of this order and direction shall be served upon the Association of American Railroads, Car Service Division, as agent of the railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this order be given to the general public by depositing a copy in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the Director, Division of the Federal Register.

By the Commission, Division 3.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 46–11408; Filed, June 28, 1946; 11:33 a. m.]

OFFICE OF PRICE ADMINISTRATION.

[MPR 64, Order 305]

JOHNSON-CLAFLIN CORP.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 11 of Maximum Price Regulation No. 64; *It is ordered:*

(a) This order establishes maximum prices for sales at retail of the one model of gas range listed below manufactured by the Johnson-Claflin Corporation, 293 Lincoln Street, Marlboro, Massachusetts. For sales in each zone by retail dealers to ultimate consumers, the maximum prices, including the Federal excise tax, but not including any state or local taxes imposed at the point of sale are those set forth below:

Model	Article	Maximum prices for sales to ultimate consumers			
		Zone 1	Zone 2	Zone 3	Zone 4
NEM 10	Combination range.	$300.25	$304.25	$308.75	$315.25

These prices include delivery and installation. If the retail dealer does not provide installation, he shall compute his maximum price by deducting $9.00 from the maximum price shown above for his sales on an installed basis. In all other respects these prices are subject to each seller's customary terms, discounts, allowances (other than trade-in allowances) and other price differentials in effect on sales of similar articles.

(b) The manufacturer shall, before delivering any range covered by this order, after the effective date thereof, attach securely to the inside oven door panel a label which plainly states the applicable OPA retail maximum prices established by this order for sales of the range to ultimate consumers in each zone together with a list of the states included in each zone. The label shall also state that the retail prices shown thereon include the Federal excise tax, delivery and installation, and that if the seller does not provide installation, the maximum price is $9.00 less than the price shown on the label.

(c) For purposes of this order Zone 1, 2, 3, and 4 comprise the following states:

Zone 1. Massachusetts, Connecticut, and Rhode Island.

Zone 2. Maine, New Hampshire, Vermont, New York, New Jersey, Pennsylvania, Delaware, Maryland, West Virginia, Virginia, Kentucky, Tennessee, North Carolina, South Carolina, Mississippi, Alabama, Georgia, Florida, Michigan, Illinois, Indiana, Ohio and the District of Columbia.

Zone 3. Wisconsin, Minnesota, Iowa, Missouri, Arkansas, Louisiana, North Dakota, South Dakota, Nebraska, Kansas, Oklahoma.

Zone 4. Texas, New Mexico, Colorado, Wyoming, Montana, Idaho, Utah, Arizona, Nevada, WashingKton, Oregon and California.

(d) *Relationship to Maximum Price Regulation No. 64.* All the provisions of Maximum Price Regulation No. 64 continue to apply to sales of articles covered by this order, except to the extent, that they are modified by this order. The ceiling prices established by this order have been determined in accordance with Section 11b of that regulation and may not, therefore, be increased under that section.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 28th day of June 1946.

Issued this 27th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11293; Filed, June 27, 1946; 11:43 a. m.]

[RMPR 86, Order 65]

THE MAYTAG CO.

APPROVAL OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 14 of Revised Maximum Price Regulation No. 86; *It is ordered:*

(a) This order establishes ceiling prices for sales of the models of washing machines listed below manufactured by The Maytag Company, Newton, Iowa by distributors who purchase washers from the manufacturer in carload lots, stock them for resale to dealers in less than carload lots, provide the dealers with financing, where necessary, and are located in those areas in the manufacturer's Zone 1 retail price zone not allotted to city distributors operating in large metropolitan areas. The ceiling prices for sales to dealers by the class of distributor defined above of the models of washing machines listed below are as follows:

Model	Ceiling prices for sales to dealers	
	Lots of 1 to 9	Lots of 10 to 49
E2L	$92.36	$90.36
E2LP	95.87	93.87
E2M	107.57	105.57
E2MP	111.07	109.07
J2L	73.65	71.65
J2LP	77.16	75.16
J2M	88.86	86.86
J2MP	92.36	90.36
N2L	61.42	59.42
N2LP	64.93	62.93
N2M	76.62	74.62
N2MP	80.14	78.14

These ceiling prices include delivery but the seller may add to the applicable ceiling price shown above, the freight charge for shipment of the machine from the nearest Maytag Company shipping point to the purchasing dealer's place of business. The Maytag Company's shipping points are Newton, Iowa; Philadelphia, Pennsylvania; Indianapolis, Indiana; Kansas City, Missouri; and Minneapolis, Minnesota. If any of the above machines are sold equipped with a direct current motor the seller may add $5.84 to the ceiling prices shown above. If any of the above machines are sold equipped with an Odd Cycle alternating current motor, the seller may add $2.91 to the ceiling prices shown above.

(b) At the time of, or prior to the first invoice to each distributor of the type covered by this order, the manufacturer shall notify him in writing of the ceiling prices fixed by this order for resales by the distributor. This notice may be given in any convenient form.

(c) All the provisions of Revised Maximum Price Regulation No. 86 continue to apply to all sales and deliveries of articles covered by this order except to the extent that those provisions are modified by this order.

(d) Unless the context requires otherwise, the definitions set forth in the various sections of Revised Maximum Price Regulation No. 86 shall apply to the terms used herein.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 28th day of June, 1946.

Issued this 27th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11295; Filed, June 27, 1946; 11:43 a. m.]

[RMPR 86, Order 68]

EDISON GENERAL ELECTRIC CO.

APPROVAL OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 14 of Revised Maximum Price Regulation No. 86, *It is ordered:*

(a) This order establishes ceiling prices for sales of four models of wringer-type washing machines listed in subparagraphs (1) and (2) below, made by Edison General Electric Appliance Company, Inc., 5600 West Taylor Street, Chicago, Illinois.

(1) For sales by distributors to dealers the ceiling prices are those set forth below:

Article	Model No.	Ceiling prices for sales by distributors to dealers
Wringer-type washing machine.	LW-5	*Each* $56.74
	LWP-5	63.59
	LW-4	48.58
	LWP-4	55.60

These prices are f. o. b. seller's warehouse. When, however, shipment is made directly from factory to dealer pursuant to the distributor's order the above prices are f. o. b. the dealer's city. In the case of sales by a distributor to a non-servicing dealer the seller may add to the ceiling price shown above his customary differential of $5.00 whichever is lower. For purposes of this order a non-servicing dealer is one who relies on the distributor to supply the consumer with delivery and any services necessary to fulfill the one year warranty on the washing machines covered by this order. In all other respects these prices are subject to each seller's customary terms, discounts, allowances and other price differentials in effect on sales of similar articles.

(2) For sales by dealers to ultimate consumers the ceiling prices are those set forth below:

Article	Model No.	Ceiling prices for sales by dealers to ultimate consumers
Wringer-type washing machine.	LW-5	*Each* $84.50
	LWP-5	94.50
	LW-4	70.00
	LWP-4	80.00

(b) At the time of, or prior to, the first invoice to each distributor, the manufacturer shall notify the distributor of the ceiling prices established by this order for his resales.

(c) All provisions of Revised Maximum Price Regulation No. 86 continue to apply to all sales and deliveries of machines covered by this order except to the extent that those provisions are modified by this order.

(d) Unless the context requires otherwise the definitions set forth in the various sections of Revised Maximum Price Regulation No. 86 apply to the terms used herein.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 27th day of June, 1946.

Issued this 27th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11296; Filed, June 27, 1946; 11:44 a. m.]

[MPR 188, Order 5055]

BOYLE MIDWAY, INC.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Boyle Midway Incorporated of 22 East 40th Street, New York 16, New York.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article: Black flag aerosol super spray and insecticide combination (Model No. 8788):	*Each*
Maximum prices for sales by manufacturer to all classes of purchasers	$0.90
Maximum prices for sales by jobbers to dealers	1.05
Maximum prices for sales by any seller to consumers	1.50

These maximum prices are for the articles described in the manufacturer's application dated June 17, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. These prices for sales by manufacturers are f. o. b. destination and are subject to a cash discount of 2% for payment within 10 days, net 30 days.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement:

OPA Retail Ceiling Price—$1.50 each

Do Not Detach or Obliterate

(c) At the time of, or prior to, the first invoice to each purchaser for resale at wholesale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 28th day of June 1946.

Issued this 27th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11297; Filed, June 27, 1946; 11:44 a. m.]

[MPR 188, Order 5056]

SILAS SNIDER & CO., INC.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain article manufactured by Silas Snider and Company, Inc., 525 Union Avenue, Brooklyn 11, N. Y.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Articles	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
Sculptured bronze statuary table lamp with mahogany platform and custom made, hand painted parchment shade.	JH-45-1	*Each* $68.68	*Each* $80.80	*Each* $145.45
	MH-45-1	74.06	87.13	156.85
	CS-45-1	74.06	87.13	156.85
	HR-45-1	97.55	114.76	206.55
	MBK-45-1	98.25	115.59	208.05
	TLM-45-1	98.96	116.42	209.55

These maximum prices are for the articles described in the manufacturer's application dated May 23, 1946.

(2) For sales by the manufacturer the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 2%, 10 days, net 30 days. The maximum price to consumers is net delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158, of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model Number ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 28th day of June 1946.

Issued this 27th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11298; Filed, June 27, 1946; 11:44 a. m.]

[MPR 188, Order 5057]

NOVELTY INDUSTRIES

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by Novelty Industries, 4876 Argus Drive, Los Angeles 41, Calif.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Article	Model No.	For sales by the manufacturer to—		For sales by any person to consumers
		Jobbers	Retailers	
15" wood and plastic juvenilenovelty night lamp with animal cut-out decorations	1	*Each* $7.50	*Each* $8.82	*Each* $15.90

These maximum prices are for the articles described in the manufacturer's application dated May 2, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries. For sales to persons other than consumers they are f. o. b. factory, 1% 10 days, net 30 days. The maximum price to consumers is net delivered.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or

label shall contain the following statement, with the proper model number and the ceiling price inserted in the blank spaces:

Model Number ------
OPA Retail Ceiling Price—$------
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) Jobbers' maximum prices for sales of the articles covered by this order shall be established under the provisions of section 4.5 of SR 14J.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 28th day of June, 1946.

Issued this 27th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11299; Filed, June 27, 1946; 11:44 a. m.]

[MPR 188, Order 5058]

H. C. THOMPSON CLOCK CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.158 of Maximum Price Regulation No. 188; *It is ordered:*

(a) This order establishes maximum prices for sales and deliveries of certain articles manufactured by H. C. Thompson Clock Company, 38 Federal Street, Bristol, Conn.

(1) For all sales and deliveries to the following classes of purchasers by the sellers indicated below, the maximum prices are those set forth below:

Model No.	Brand name	Description		
			Ceiling prices to—	
		Distributor	Dealer	Consumer
Thompson....	Thompson Clock Co.	Acoustic portable phone spring wound motor, manual, nickel finish tone arm and reproducer, leatherette covered case 14¾" x 12" x 6¾".	$6.85	$8.56	$14.95

Ceiling price to the consumer includes the Federal excise tax. Terms are 2 percent 10 days, net 30 days, f. o. b. factory.

These maximum prices are for the articles described in the manufacturer's application dated June 3, 1946.

(2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 188 became applicable to those sales and deliveries.

(3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries after the effective date of this order. Those prices are subject to each seller's customary terms and conditions of sale on sales of similar articles.

(4) If the manufacturer wishes to make sales and deliveries to any other class of purchaser or on other terms and conditions of sale, he must apply to the Office of Price Administration, Washington, D. C., under the Fourth Pricing Method, § 1499.158 of Maximum Price Regulation No. 188, for the establishment of maximum prices for those sales, and no sales or deliveries may be made until maximum prices have been authorized by the Office of Price Administration.

(b) The manufacturer shall attach a tag or label to every article for which a maximum price for sales to consumers is established by this order. That tag or label shall contain the following statement:

OPA Retail Ceiling Price—$14.95
Do Not Detach

(c) At the time of, or prior to, the first invoice to each purchaser for resale, the seller shall notify the purchaser in writing of the maximum prices and conditions established by this order for sales by the purchaser. This notice may be given in any convenient form.

(d) This order may be revoked or amended by the Price Administrator at any time.

(e) This order shall become effective on the 28th day of June 1946.

Issued this 27th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11300; Filed, June 27, 1946; 11:45 a. m.]

[MPR 478, Order 180]

INMAN MILLS

APPROVAL OF MAXIMUM PRICES

For reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 10 of Maximum Price Regulation 478, *It is ordered:*

(a) The maximum price for sales by converters or wholesalers of the following coated fabric converted by the Inman Mills, Inman, South Carolina, shall be as follows:

Commodity and for sales to manufacturers

40" 56 x 56 3.60 sheeting feeler motion, bleached, coated with 3.5 dry ounces of pyroxylin coating (H. S. Roxite): $0.45102 per linear yard.

(b) With or prior to the first delivery of the coated fabrics covered by this order to a wholesaler, the seller shall notify such person in writing of the specific maximum price applicable to his resale of this coated fabric to manufacturers which is the maximum price set forth in paragraph (a) above.

(c) All provisions of Maximum Price Regulation 478 not inconsistent with this order shall apply to sales covered by this order.

(d) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 28, 1946.

Issued this 27th day of June, 1946.

[SEAL] PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11301; Filed, June 27, 1946; 11:45 a. m.]

[MPR 591, Order 683]

A. L. CALDWELL CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591; *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following Alco deep freezer manufactured by the A. L. Caldwell Company of Erie, Pennsylvania, and as described in the application which is on file with the Mechanical Building Equipment Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to—		
	Distributors	Dealers	Consumers
18 cu. ft. ½ hp. condensing unit	$275.00	$330.00	$500.00

(b) The maximum net prices established in (a) above may be increased by the following amount to each class of purchaser to cover the cost of crating when crating is actually supplied: $6.00.

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities in the same general category on October 1, 1941.

(d) On sales by a distributor or dealer the following charges may be added to the maximum prices established in (a) above:

(1) The actual amount of freight paid to obtain delivery to his place of business. Such charges shall not exceed the lowest common carrier rates.

(2) Crating charges actually paid to his supplier but in no instance exceeding the amount specified in (b) above.

(e) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale, except dealers including allowable transportation and crating charges.

(f) The A. L. Caldwell Company shall stencil on the Alco deep freezer covered by this order, substantially the following:

OPA Maximum Retail Price—$------
Plus freight and crating as provided in Order No. 683 under Maximum Price Regulation No. 591.

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 28, 1946.

Issued this 27th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11302; Filed, June 27, 1946; 11:46 a. m.]

[MPR 591, Order 688]

STAINLESS STEEL WATER HEATER CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum prices, excluding Federal excise tax, for sales by any person to consumers of the following electric water heaters manufactured by Stainless Steel Water Heater Company of Chicago, Ill., and described in its application dated May 7, 1946, shall be:

"Jiffy" electric water heater, single element, 9-gallon capacity, stainless steel tank, insulated: $61.70.

(b) The maximum net LCL price, excluding federal excise tax, f. o. b. point of shipment, for sales by any person shall be the maximum price specified in (a) above less the following discounts:

1. On sales to dealers in quantities of 4 heaters or less, a discount of 33⅓ percent.

2. On sales to dealers in quantities of 5 or more heaters, a discount of 40 percent.

3. On sales to jobbers, a discount of 50 percent.

(c) The maximum prices established by this order are subject to such further cash discounts, transportation allowances and price differentials at least as favorable as those which each seller extended or rendered or would have extended or rendered during March 1942 on sales of commodities in the same general category.

(d) The maximum prices on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(e) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers, except dealers, upon resale.

(f) Stainless Steel Water Heater Company shall attach to each heater covered by this order a tag containing the following:

OPA Maximum Retail Price—Not Installed, Including Actual Federal Excise Tax Paid at Source—$------
(Do Not Detach)

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 28, 1946.

Issued this 27th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11303; Filed, June 27, 1946; 11:46 a. m.]

[MPR 591, Order 689]

INDIANA BRASS CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person of the following lavatory supply fittings manufactured by The Indiana Brass Company, Frankfort, Ind., and as described in its application dated June 8, 1946, shall be:

Catalog No.	Description	On sales to—	
		Plumbing and heating jobbers	Plumbing and heating contractors, installers and commercial and industrial users
601	Concealed chrome plated lavatory supply fitting (4" centers) for shelf type lavatories complete with pop-up drain and metal plug	$5.70	$6.84
605	Concealed chrome plated lavatory supply fitting (4" centers) for flat top lavatories complete with pop-up drain and metal plug	5.70	6.84
602	Concealed chrome plated lavatory supply fitting (4" centers) for shelf type lavatories with chain stay and rubber stopper	4.18	5.02
606	Concealed chrome plated lavatory supply fitting (4" centers) for flat top lavatories with chain stay and rubber stopper	4.18	5.02
635	Exposed chrome plated lavatory supply fitting (4" centers) complete with pop-up drain and metal plug	5.89	7.07
636	Exposed chrome plated lavatory supply fitting (4" centers) with chain stay and rubber stopper	4.37	5.24

(b) The maximum net prices established by this order shall be subject to cash discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(c) The maximum prices on an installed basis of the commodities covered in this order shall be determined in accordance with the provisions of Revised Maximum Price Regulation No. 251, as amended.

(d) Each seller covered by this order, except a dealer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale.

(e) The maximum prices approved under this order include all price increases authorized by section 2.6 of Order 48 under Maximum Price Regulation No. 591 as of the date of this order.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 28, 1946.

Issued this 27th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11304; Filed, June 27, 1946; 11:46 a. m.]

[MPR 591, Order 690]

DOB ENGINEERING AND MFG. CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person to plumbing and heating contractors, installers and commercial and industrial users of the following brass chrome plated shower head manufactured by Dob Engineering and Manufacturing Company, Los Angeles, California, and as described in its application dated May 11, 1946, shall be:

"A-Just-So" Brass Chrome Plated Shower Head—$2.50

(b) On sales by any person to jobbers, the maximum net price, f. o. b. point of shipment, shall be the maximum list prices specified in (a) above less successive discounts of 20 and 5 percent.

(c) The maximum price specified in (a) and (b) above for sales by the Dob Engineering and Manufacturing Company shall be, f. o. b. point of manufacture with freight allowance not exceeding $1.50 per cwt. on shipments of 100 pounds or more.

(d) The maximum net price established by this order shall be subject to cash discounts and allowances including transportation allowances and the rendition of services which are at least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(e) The maximum price on an installed basis of the commodity covered in this order shall be determined in accordance with the provisions of Revised Maximum Price Regulation No. 251, as amended.

(f) Each seller covered by this order shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of

this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers upon resale.

(g) The maximum prices approved under this order include all price increases authorized by section 2.6 of Order 48 under Maximum Price Regulation No. 591 as of the date of this order.

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 28, 1946.

Issued this 27th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11305; Filed, June 27, 1946; 11:47 a. m.]

[MPR 591, Order 691]

RHEEM MFG. CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum prices, excluding federal excise tax, for sales by any person to consumers of the following gun filters manufactured by Rheem Manufacturing Company of New York, New York, and described in its application dated May 21, 1946, shall be:

Gum Filter, when sold as an integral part of any gas water heater by Rheem Manufacturing Company: $0.80.

(b) The maximum net LCL price, f. o. b. point of shipment, excluding federal excise tax, for sales by any person shall be the maximum price specified in (a) above less the following discounts:

1. On sales to dealers, a discount of 5 percent.

2. On sales to jobbers, successive discounts of 5 and 5 percent.

(c) The maximum price for sales by any person to consumers of the following gum filters manufactured by Rheem Manufacturing Company of New York, New York, and described in its application dated May 21, 1946, shall be:

Gum Filter, when sold separately as a repair or replacement part: $1.00.

(d) The maximum net LCL price, f. o. b. point of shipment, for sales by any person shall be the maximum price specified in (c) above less the following discounts:

1. On sales to a dealer, a discount of 25 percent.

2. On sales to a jobber, successive discounts of 25 and 20 percent.

(e) The maximum prices established by this order are subject to such further cash discounts, transportation allowances and price differentials at least as favorable as those which each seller extended or rendered or would have extended or rendered during March 1942 on sales of commodities in the same general category.

(f) The maximum prices on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(g) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers, except dealers, upon resale.

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 28, 1946.

Issued this 27th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11306; Filed, June 27, 1946; 11:47 a. m.]

[MPR 591, Order 692]

VOUGHT PRE-CAST PRODUCTS

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, *It is ordered:*

(a) The maximum prices, excluding federal excise tax, for sales by any person to consumers of the following electric water heaters manufactured by Vought Pre-Cast Products of Silverton, Oregon, and described in its application dated February 19, 1946, shall be:

Model V-1, 10 Gallon Water Heater, Pressure Type, Single Element, Galvanized Tank, Insulated: $59.25.

(b) The maximum net LCL price, f. o. b. point of shipment, excluding federal excise tax, for sales by any person shall be the maximum price specified in (a) above less the following discounts:

1. On sales to a dealer, a discount of 25 percent.

2. On sales to a jobber, a discount of 40 percent.

(c) The maximum prices established by this order are subject to such further cash discounts, transportation allowances and price differentials at least as favorable as those which each seller extended or rendered or would have extended or rendered during March 1942 on sales of commodities in the same general category.

(d) The maximum prices on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(e) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers, except dealers, upon resale.

(f) Vought Pre-Cast Products shall attach to each heater covered by this order a tag containing the following:

OPA Maximum Retail Price—not installed, including actual Federal Excise Tax paid at source $_____

(Do Not Detach)

(g) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 28, 1946.

Issued this 27th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11307; Filed, June 27, 1946; 11:47 a. m.]

[MPR 598, Amdt. 1 to Order 9]

ADMIRAL CORP.

APPROVAL OF CEILING PRICES

For the reasons set forth in an opinion and issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 13 of Maximum Price Regulation No. 598; *It is ordered:*

That Order 9 under Maximum Price Regulation No. 598 be amended in the following respects:

1. Paragraph (a) is amended to read as follows:

(a) This order establishes ceiling prices for sales by distributors to dealers of the Models CS 746, CD 746, CS 946 and CD 946 household mechanical refrigerators manufactured by the Admiral Corporation, 3800 Cortland Street, Chicago 47, Illinois.

(1) A distributor's ceiling prices for sales in each zone of each model to servicing dealers (dealers who furnish installation and delivery and all the services which must be supplied the ultimate consumer in connection with the sale of the refrigerator) shall be the price which will yield the distributor the same proportion of the total dollar margin between the manufacturer's price to him and the dealer's price for resales to ultimate consumers in that zone as he received during the period October 1-15, 1941 in connection with the sale of the most comparable model produced by the Stewart-Warner Corp. to the same class of purchasing dealer.

(2) If a distributor cannot determine his ceiling prices for sales of a particular model to servicing dealers under subparagraph (1) above, his ceiling price for that sale is the ceiling price established under this order for the sale by his "closest seller of the same class." A distributor's "closest seller of the same class" is a distributor who (a) has established a ceiling price for his sales of the identical model to servicing dealers, and (b) is located nearer to the distributor than any other distributor who has such a ceiling price.

(3) If a distributor cannot determine his ceiling price for sales of a particular model to a servicing dealer under the provisions of subparagraph (1) or (2) above, he shall determine his ceiling price in accordance with the provisions of section 14 of Maximum Price Regulation No. 598, as amended.

(4) A distributor who, at the request of a dealer, provides the consumer with delivery, installation and first year service on behalf of the dealer (a non-servicing dealer), may add to the ceiling price he determined under subparagraph (1), (2), or (3) above for sales to servicing dealers an additional charge per refrigerator (which must be separately stated) no greater than the amount set forth below opposite each model:

Model:	*Additional charge which may be added*
CS 746	$8.25
CD 746	10.95
CS 946	10.95
CD 946	11.61

This amendment shall become effective on the 28th day of June, 1946.

Issued this 27th day of June, 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11308; Filed, June 27, 1946; 11:45 a. m.]

[MPR 599, Order 24]

GENERAL MOTORS CORP.

APPROVAL OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 11a of Maximum Price Regulation No. 599; *It is ordered:*

(a) This order establishes ceiling prices for sales of automobile radios sold by the Oldsmobile Division of General Motors Corporation which are designed to be installed in motor cars of its manufacture.

(b) The ceiling prices for sales by Oldsmobile Division of General Motors Corporation and its dealers, of the radios listed below are the prices set forth opposite each radio for sale to each class of purchaser under the terms and conditions of sale specified.

Article	Model No.	Ceiling prices for sales to—		
		Distributors and key point dealers	Dealers	Consumers
Radio	982376	[1] $30.62 [2] 32.14 [3] 30.48 [4] 29.85	[1] $33.06 [2] 34.72 [3] 32.88 [4] 32.18	[1] $56.41 [2] 59.50 ------- -------

[1] For sales of single radio sold at the same time the car is sold.
[2] Single radio sold separately from the car.
[3] Sold separately from the car in lots of 5-24.
[4] Sold separately from the car in lots of 25 and over.
[5] Sold separately from the car, but the price includes all Federal excise taxes.

These ceiling prices are subject to the same terms and conditions of sale including provisions for transportation charges to which ceiling prices of extra or optional equipment or accessories sold by the Oldsmobile Division of General Motors Corporation are subject under the provisions of Maximum Price Regulation No. 594, 452, and 453, and orders thereunder. These ceiling prices are for the uninstalled radio and antenna, but do not cover charges for installation of either the radio or antenna.

(c) The ceiling prices fixed by this order are exclusive of Federal excise taxes except in the case of the ceiling price established for sales of the radio when sold separately from the car to consumers. In addition to these ceiling prices each seller may collect the amount of the Federal excise taxes. The ceiling price fixed for sales of the radio when sold separately from the car to consumers includes all Federal excise taxes; no addition may be made to that price for such taxes. In the case of all ceiling prices established by this order including the ceiling price established for sales of the radio when sold separately from the car to consumers, state and local taxes may be collected in addition to such prices.

(d) Sellers of the radio covered by this order are not required to comply with the tagging requirements of Maximum Price Regulation No. 599 but at the time of or prior to the first invoice to a purchaser for resale of such radio each seller shall notify the purchaser of the ceiling prices, terms and conditions of sale established by the order.

(e) *Description.* (1) Radio, Model No. 982376 is a 6 tube, 1 band, battery power radio with an 8" electro-dynamic speaker, all in a metal case, 9⅛" x 9$^{27}/_{32}$" x 4$^{29}/_{32}$", designed for installation in automobiles manufactured by the Oldsmobile Division of General Motors Corporation.

This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective on the 28th day of June 1946.

Issued this 27th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11309; Filed, June 27, 1946; 11:47 a. m.]

[MPR 64, Amdt. 1 to Rev. Order 238]

FLORENCE STOVE CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register; and pursuant to section 11 of Maximum Price Regulation No. 64; *It is ordered,* That Revised Order No. 238 under section 11 of Maximum Price Regulation No. 64, be and it hereby is amended in the following respects:

1. The table of maximum prices in paragraph (a) is amended to read as follows:

Model and article	Maximum prices for sales to ultimate consumers		
	Zone 1	Zone 2	Zone 3
A 871, combination range	$220.50	$225.00	$232.75
A 871-0, combination range	207.75	212.00	219.50

2. Paragraph (c) is amended to read as follows:

(c) For the purposes of this order, Zones 1, 2, and 3 comprise the following states:

Zone 1. Massachusetts, Connecticut, Rhode Island, Illinois, Tennessee, Mississippi, Alabama, Georgia, South Carolina, North Carolina, Virginia, West Virginia, Kentucky, Indiana, Ohio, Michigan, Pennsylvania, New York, Vermont, New Hampshire, Maine, New Jersey, Delaware, Maryland, and the District of Columbia.

Zone 2. Florida, Louisiana, Arkansas, Missouri, Iowa, Minnesota, Wisconsin, North Dakota, South Dakota, Nebraska, Kansas, and Oklahoma.

Zone 3. Montana, Wyoming, Colorado, New Mexico, Texas, Arizona, Utah, Idaho, Washington, Oregon, Nevada, and California.

This amendment shall become effective on the 28th day of June 1946.

Issued this 27th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11292; Filed, June 27, 1946; 11:43 a. m.]

[MPR 64, Order 306]

JAMES GRAHAM MFG. CO.

APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 11 of Maximum Price Regulation No. 64; *It is ordered:*

(a) This order establishes maximum prices for sales at retail of the two models of gas ranges listed below manufactured by the James Graham Manufacturing Company, Newark, California. For sales in each zone by retail dealers to ultimate consumers, the maximum prices, including the Federal excise tax but not including any state or local taxes imposed at the point of sale, are those set forth below:

Model	Article	Maximum prices for sales to ultimate consumers			
		Zone 1	Zone 2	Zone 3	Zone 4
5186 A	Gas range	$139.50	$142.25	$144.00	$147.25
5023-A-BK	Combination range	180.50	184.00	186.50	191.25

These prices include delivery and installation. If the retail dealer does not provide installation, he shall compute his maximum price by deducting $9.00 in the case of combination ranges and $6.00 in the case of gas ranges not of the combination type from the maximum price shown above for his sales on an installed basis. If the retailer sells a stove equipped with any of the items listed

below, he may add to the applicable ceiling price for the stove shown above an amount no greater than that set forth below opposite that item of equipment:

Additional equipment:	Amount which may be added
Lamp	$6.50
Signal timer clock	14.75
Minute minder clock	6.00
Automatic clock	33.25
Automatic oven lighting with safety pilot	8.25
Griddle	8.25

In all other respects these prices are subject to each seller's customary terms, discounts, allowances (other than trade-in allowances) and other price differentials in effect on sales of similar articles.

(b) The manufacturer shall, before delivering any range covered by this order, after the effective date thereof, attach securely to the inside oven door panel a label which plainly states the applicable OPA retail maximum prices established by this order for sales of the range to ultimate consumers in each zone together with a list of the states included in each zone. The label shall also state that the retail prices shown thereon include the Federal excise tax, delivery and installation, and that if the seller does not provide installation, the maximum price is $9.00 less than the price shown on the label if the range is of the combination type and $6.00 less than the price shown on the label if the range is not of the combination type.

(c) For purposes of this order Zones 1, 2, 3, and 4 comprise the following areas:

Zone 1. Nevada and the state of California with the exception of the following nine counties: Kern, Santa Barbara, Los Angeles, Ventura, Orange, Riverside, San Diego, Imperial and San Bernardino.

Zone 2. The nine counties of California not included in Zone 1.

Zone 3. Oregon and Washington.

Zone 4. Arizona.

(d) *Relationship to Maximum Price Regulation No. 64.* All the provisions of Maximum Price Regulation No. 64 continue to apply to sales of articles covered by this order, except to the extent, that they are modified by this order. The ceiling prices established by this order have been determined in accordance with section 11b of that regulation and may not, therefore, be increased under that section.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on the 28th day of June 1946.

Issued this 27th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11294; Filed, June 27, 1946; 11:43 a. m.]

[Rev. SO 119, Order 271]

GREEN RIVER CHAIR CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119; it is ordered:

(a) *Manufacturer's ceiling prices.* Green River Chair Company, Livermore, Kentucky, may compute its adjusted ceiling prices for all articles of finished wood chairs which it manufactures, as follows:

(1) For an article in its line during October 1941, the adjusted ceiling price is the highest price charged during that month to each class of purchaser increased by 37 percent.

(2) For an article not in its line during October 1941, but which has a properly established ceiling price, in effect before the effective date of this order, the adjusted ceiling price is the article's properly established ceiling price for the particular sale (exclusive of all permitted increases or adjustment charges) increased by the percentage determined in accordance with "Note 3" in section 8 of Revised Supplementary Order No. 119.

(3) For an article which is first offered for sale after the effective date of this order, the adjusted ceiling price is the maximum price hereafter properly determined or established in accordance with Maximum Price Regulation No. 188; and prices so fixed may not be increased under this order.

(4) The manufacturer's adjusted ceiling price fixed in accordance with this order is his new ceiling price if it is higher than his previously established ceiling price including all increases and adjustments otherwise authorized for him individually or for his industry.

(b) *Resellers' ceiling prices.* Resellers of an article which the manufacturer has sold at an adjusted ceiling price determined under this order shall determine their maximum prices as follows:

(1) A retailer who must determine his ceiling price under Maximum Price Regulation No. 580, and a wholesaler who must determine his ceiling prices under Maximum Price Regulation No. 590, shall compute their ceiling prices in the manner provided by those regulations. However, if the supplier's invoice states both an "unadjusted maximum price" and a ceiling price, the reseller shall compute his ceiling prices under those regulations as they have been modified by Order No. 4800 under § 1499.159b of Maximum Price Regulation No. 188.

(2) A reseller who determines his maximum resale price under the General Maximum Price Regulation, and whose supplier's invoice states both an "unadjusted maximum price" and a selling price, shall compute his ceiling prices under that regulation as modified by Order No. 4800 under § 1499.159b of Maximum Price Regulation No. 188.

If his supplier's invoice does not state an "unadjusted maximum price," the reseller shall calculate his ceiling price by adding to his invoice cost the same percentage mark-up which he has on the "most comparable article" for which he has a properly established ceiling price. For this purpose, the "most comparable article" is the one which meets all of the following tests:

(i) It belongs to the narrowest trade category which includes the article being priced.

(ii) Both it and the article being priced were purchased from the same class of supplier.

(iii) Both it and the article being priced belong to a class of article to which, according to customary trade practices, an approximately uniform percentage mark-up is applied.

(iv) Its net replacement cost is nearest to the net cost of the article being priced.

The determination of a ceiling price in this way need not be reported to the Office of Price Administration; however, each seller must keep complete records showing all the information called for by OPA Form 620–759 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

If the maximum resale price cannot be determined under the above method, the reseller shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation. Ceiling prices established under that section will reflect the supplier's prices as adjusted in accordance with this order.

(3) The provisions of Supplementary Order No. 153 shall not apply to the determination of ceiling prices for resales of articles covered by this order.

(c) *Terms of sale.* Ceiling prices adjusted by this order are subject to each seller's terms, discounts, and allowances on sales to each class of purchaser in effect during March 1942, or thereafter, properly established under OPA regulations.

(d) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale on and after the effective date of this order, showing prices adjusted in accordance with this order, the seller shall notify the purchaser in writing of the method established in paragraph (b) of this order for determining adjusted maximum prices for resale of the articles. This notice may be given in any convenient form.

(e) All requests for adjustment of maximum prices not specifically granted by this order are hereby denied.

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective June 27, 1946.

Issued this 27th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11344; Filed, June 27, 1946; 4:56 p. m.]

[Rev. SO 119, Order 272]

UNITED STOVE CO.

ADJUSTMENT OF CEILING PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to sections 15 and 16 of Revised Supplementary Order No. 119, it is ordered:

(a) *Manufacturer's ceiling prices.* United Stove Company, Ypsilanti, Michigan, may increase its ceiling prices under Maximum Price Regulation No. 64 (exclusive of all adjustments except the increase allowed by section 3 of that regulation) for each article in the lines of kerosene hot plates, kerosene ranges, and kerosene heaters which it manufactures, as follows:

Product line:	Percent increase
Kerosene hot plates	16.6
Kerosene ranges	22.1
Kerosene heaters	16.6

(b) *Wholesaler's ceiling prices.* A wholesaler shall determine his ceiling prices for any article which he has purchased at ceiling prices adjusted under this order as follows:

(1) If he has ceiling prices established before October 8, 1945 for sales of the same article produced by the same manufacturer he shall calculate his ceiling price under this order as follows:

Step 1. He shall deduct from his invoice cost (not to exceed the manufacturer's ceiling price to him under this order) any amount included therein on account of the Federal excise tax.

Step 2. He shall deduct from the result of Step 1, 10.2 percent of his invoice cost exclusive of the Federal excise tax.

Step 3. He shall add to the result of Step 2 the same percentage mark-up which he had before October 8, 1945 on the same article or, if he did not sell the same article, on the "most comparable article" produced by the same manufacturer.

Step 4. He shall add to the result of Step 3, 86 percent of the amount he deducted in Step 2.

Step 5. He shall add to the result of Step 4 the amount included in his invoice cost on account of the Federal excise tax. The result is the wholesale reseller's ceiling price under this order.

The determination of a ceiling price under this paragraph of this order need not be reported to the Office of Price Administration. Each seller, however, must keep complete records showing all the information called for by OPA Form 620–789 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(2) If a purchaser for resale at wholesale cannot establish his ceiling price under subparagraph (1) above, he shall adopt as his ceiling price, the ceiling price of his "closest seller of the same class" for the identical model of stove produced by the same manufacturer. The "closest seller of the same class" of a reseller at wholesale is a reseller who (a) has established a ceiling price under subparagraph (1) above for sales of the identical model of stove produced by the same manufacturer to the same class of purchaser, and (b) is the same general type and class of seller, and (c) is located nearer to the seller than any other seller who meets requirements (a) and (b) of this subparagraph.

(3) If a reseller at wholesale cannot otherwise find his ceiling price for a particular sale he shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation or § 1372.101 (d) of Maximum Price Regulation No. 210, whichever is applicable. Ceiling prices set under either of those sections will reflect the supplier's prices as adjusted in accordance with this order diminished in accordance with subparagraph (1) above.

(c) *Retailers' ceiling prices.* A retailer shall determine his ceiling prices for resales of any article which he had purchased at a ceiling price adjusted under this order as follows:

(1) If he has a ceiling price established before October 8, 1945 for sales of the same article produced by the same manufacturer he shall increase that ceiling price by 5.5 percent if the article is a kerosene hot plate, by 8.5 percent if the article is a kerosene range, or 5.0 percent if the article is a kerosene heater.

(2) If he cannot establish his ceiling price under subparagraph (1) above because he did not sell the same article between March 1, 1942 and October 7, 1945 but he has a ceiling price determined under this paragraph for a comparable article produced by the same manufacturer, he shall determine his ceiling price for the article being priced in accordance with the provisions of § 1499.3 (a) of the General Maximum Price Regulation using as his ceiling price for the "most comparable article" his ceiling price as adjusted under this order and using as his unit replacement cost for the "most comparable article" its cost to him as adjusted under this order.

The determination of a ceiling price under this paragraph of this order need not be reported to the Office of Price Administration. Each seller, however, must keep complete records showing all the information called for by OPA Form 620–789 with regard to how he determined his ceiling price, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(3) If he cannot establish his ceiling price under subparagraph (a) above he shall adopt as his ceiling price, the ceiling price of his "closest competitive seller" for the same article produced by the same manufacturer. A retailer's "closest competitive seller" is a retailer who (a) has established a ceiling price under this paragraph for sales of the identical model of stove produced by the same manufacturer to the same class of purchaser, and (b) is the same general type and class of seller, and (c) is located nearer to the seller than any other seller who meets requirements (a) and (b) of this subparagraph.

(4) If a retailer cannot otherwise find his ceiling price for a particular sale he shall apply to the Office of Price Administration for the establishment of a ceiling price under § 1499.3 (c) of the General Maximum Price Regulation or § 1372.101 (d) of Maximum Price Regulation No. 210, whichever is applicable. Ceiling prices set under either of those sections will be set in line with those of retailers whose ceiling prices have been determined under subparagraphs (1) or (2) above.

(d) *Definition of "most comparable article".* For purposes of this order the "most comparable article" is the one which meets all the following tests:

(1) It is manufactured by the United Stove Company.

(2) It belongs to the narrowest trade category which includes the article being priced.

(3) Both it and the article being priced were purchased from the same class of supplier.

(4) Both it and the article being priced belong to a class of article to which, according to customary trade practices, an approximately uniform percentage markup is applied.

(5) Its net unit replacement cost is nearest to the net cost of the article being priced.

(e) *Notification.* At the time of, or prior to the first invoice to a purchaser for resale of articles sold at ceiling prices adjusted under this order, the seller shall notify the purchaser in writing of the method of establishing ceiling prices set by this order for resales by the purchaser. This notice may be given in any convenient form.

(f) *Relationship of this order to Maximum Price Regulation No. 64, Maximum Price Regulation No. 210, the General Maximum Price Regulation and Orders No. L–6 and 49 under Supplementary Order No. 119.* The ceiling prices established by this order supersede those established by Orders L–6 and No. 49 under Supplementary Order No. 119 with respect to articles sold by the manufacturer at ceiling prices determined under this order.

All the provisions of Maximum Price Regulation No. 64, Maximum Price Regulation No. 210 and the General Maximum Price Regulation continue to apply to all sales of articles covered by this order except to the extent that they are modified by this order.

(g) This order may be revoked or amended by the Price Administrator at any time.

(h) This order shall become effective on the 27th day of June, 1946.

Issued this 27th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11345; Filed, June 27, 1946; 4:55 p. m.]

[SO 133, Amdt. 1 to Order 55]

CONTINENTAL FURNITURE CO.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to Supplementary Order No. 133, *It is ordered:* That Order No. 55 under Supplementary Order No. 133 be amended in the following respect:

1. Paragraph (a) is amended to read as follows:

(a) *Manufacturer's maximum prices.* Continental Furniture Company, High Point, North Carolina, may increase its maximum prices properly established under Maximum Price Regulation No. 188 (exclusive of any adjustment charges) for articles of wood bedroom furniture which it manufactures by 16% of each such maximum price.

This amendment shall become effective on the 27th day of June 1946.

Issued this 27th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11348; Filed, June 27, 1946; 4:54 p. m.]

[MPR 580, Amdt. 4 to Order 71]

NORTH STAR WOOLEN MILLS CO.

ESTABLISHMENT OF MAXIMUM PRICE

Maximum Price Regulation 580, Amendment 4 to Order 71. Establishing ceiling prices at retail for certain articles; Docket No. 6063-580-13-706.

For the reasons set forth in the opinion issued simultaneously herewith, Order 71 issued under section 13 of Maximum Price Regulation 580 on application of North Star Woolen Mill Company, 218 South 2d Street, Minneapolis 1, Minnesota, is amended in the following respects:

1. Paragraph (a) is amended by increasing the retail ceiling price established for the following article in California, Washington and Oregon:

Blankets

Brand name	Style	Size	Manufacturer's selling price	Retail ceiling price except in California, Washington and Oregon	Retail ceiling price in California, Washington and Oregon
North Star	Shasta	80 x 90	$10.17	$16.95	$17.95

This amendment shall become effective June 28, 1946.

Issued this 27th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11341; Filed, June 27, 1946; 4:57 p. m.]

[SO 94, Revocation of Order 85]

CERTAIN STORAGE BATTERIES

SPECIAL MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and in accordance with section 11 of Supplementary Order 94, it is ordered:

(a) *Revocation of Order 85, as amended.* Order 85, as amended, under Supplementary Order 94 be and is hereby revoked.

This order of revocation shall become effective June 28, 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11427; Filed, June 28, 1946; 11:44 a. m.]

[MPR 580, Amdt. 5 to Order 202]

AUGUSTA KNITTING CORP.

ESTABLISHMENT OF MAXIMUM PRICES

Maximum Price Regulation 580, Amendment 5 to Order 202. Establishing ceiling prices at retail for certain articles; Docket No. 6063-580-13-703.

For the reasons set forth in the opinion issued simultaneously herewith Order No. 202 issued under section 13 of Maximum Price Regulation 580 on application of Augusta Knitting Corporation, 180 Madison Avenue, New York, New York is amended in the following respect:

1. Paragraph (a) is amended to include the following:

MEN'S UNDERWEAR

Brand name	Manufacturer's selling price (per dozen)	Ceiling price at retail (per unit)
Jones Quality Health Underwear	$16.80	$2.15
Jones Quality Health Underwear	20.95	2.70
Jones Quality Health Underwear	23.60	3.00
Jones Quality Health Underwear	28.35	3.60

This amendment shall become effective June 28, 1946. Issued this 27th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11342; Filed, June 27, 1946; 4:57 p. m.]

[MPR 580, Amdt. 3 to Order 283]

KLEINERT'S

ESTABLISHMENT OF MAXIMUM PRICE

Maximum Price Regulation 580, Amendment 3 to Order 283. Establishing ceiling prices at retail for certain articles; Docket No. 6063-580-13-708.

For the reasons set forth in the opinion issued simultaneously herewith, Order 283 issued under section 13 of Maximum Price Regulation 580 on application of Kleinert's, 485 Fifth Avenue, New York, New York is amended in the following respects:

1. Paragraph (a) is amended by deleting all styles of dress shields listed therein.

2. A new paragraph (h) is added to read as follows:

(h) On or before July 10, 1946, Kleinert's shall send a copy of Amendment 3 to every purchaser for resale to whom, subsequent to the issuance of this order, it delivered any style of dress shield for which a uniform ceiling price at retail was established in Paragraph (a).

This amendment shall become effective June 28, 1946.

Issued this 27th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11343; Filed, June 27, 1946; 4:57 p. m.]

[SO 94, Order 129]

WAC JACKETS

SPECIAL EXEMPTION OF SALES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and in accordance with section 11 of Supplementary Order 94, *It is ordered:*

(a) Notwithstanding the provisions of any regulation or order issued prior to the effective date of this order by the Office of Price Administration, sales by all persons of the new WAC jackets hereinafter described which have been or may be sold by the War Assets Administration or any other United States Government agency are exempt from price control.

Description of jackets. WAC jacket, officers, summer, regulation cotton khaki material, long sleeve, form fitted, 2 breast pockets with button flap, 2 slice side pockets, single breasted, 4 button model, 2" folding collar.

WAC jacket, summer, cotton khaki army twill, 8.2 oz. with 4 buttons, 4 pockets and standard back.

(b) This order may be revoked or amended at any time.

This order shall become effective June 29, 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11428; Filed, June 28, 1946; 11:45 a. m.]

[MPR 61, Order 15]

LEATHER WELTING

MAXIMUM PRICES FOR PRODUCERS' SALES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 4 of Maximum Price Regulation 61, *It is ordered:*

(a) On or after June 27, 1946, the maximum price, f. o. b. seller's shipping point at which a producer may sell or deliver welting produced entirely from leather shall be as follows:

(1) *Number 1 or "A" grade welting—*

(i) *Double shoulder goodyear welting—*

(a) *Base size.* The maximum price of leather welting produced from double shoulders, for the base size ½ inch wide by ⅛ inch substance, shall be as set forth in Table A:

TABLE A

Type of finish and maximum price per yard ½ inch width x ⅛ inch substance

Pigment or natural: 7 cents.
White surface: 7½ cents.

(b) *Differentials in price for variations from base size width.* The additions or deductions listed in Table B, below, shall be added to or deducted from (as indicated) the maximum price established for base size welting in subdivision (a) above:

TABLE B

Variations in width from base size and differential above or below base price

For each 1/32 inch wider than ½ inch: ½ cent may be added.
For each 1/32 inch narrower than ½ inch (but not narrower than 7/16 inch): ¼ cent shall be deducted.
For each 1/32 inch narrower than 7/16 inch (but not narrower than 10/32 inch): ⅛ cent shall be deducted.

(c) *Differentials in price for variations from base size substance.* The additions or deductions listed in Table C, below, shall be added to or deducted from (as indicated) the maximum price established for base size welting in subdivision (a) above:

TABLE C

Substance and differential above or below base price

3/32 inch: 1 cent may be added.
2/32 inch: ½ cent may be added.
1/8 inch: ¼ cent shall be deducted.
3/32 inch and lighter: ½ cent shall be deducted.

(ii) *Side leather welting.* The maximum prices for side leather welting, all substances, shall be as set forth in Table D:

TABLE D

[Prices in cents per yard]

Width in inches	Pigment or natural finish	White surface finish
9/16	7½	8
15/32	7	7½
1	6½	7
1 1/32	6¼	6¾
7/8	6	6½
1 1/32	5⅞	6⅜
3/4	5¾	6¼
11/32	5⅝	6⅛
7/16	5½	6

(2) *Number 2 or "B" grade welting.* For welting produced from short lengths of leather or from leather of inferior fiber, ½ cent per yard shall be deducted from applicable prices determined in accordance with Tables A, B, C and D.

(b) The maximum prices established herein shall include all charges for grooving or bevelling or otherwise processing the welting specified in this order.

(c) The maximum prices specified in paragraph (a), above, for sales or deliveries of the leather specified in this order shall supersede any maximum prices previously established for such sales or deliveries.

(d) This order may be amended or revoked by the Office of Price Administration at any time.

(e) Maximum prices for producers' sales or deliveries of leather welting other than that specified in this order, shall be established upon application filed pursuant to section 14 of Maximum Price Regulation 61.

(f) This order shall terminate on September 1, 1946.

This Order No. 15 shall become effective June 27, 1946.

Issued this 27th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11335; Filed, June 27, 1946; 4:56 p. m.]

[MPR 188, Order 5054]

DRY CELL BATTERIES

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.159b of Maximum Price Regulation No. 188, it is ordered:

SECTION 1. *Purpose of this order.* This order, issued under § 1499.159b of Maximum Price Regulation No. 188, provides for increases in maximum prices of dry cell batteries for sales by manufacturers and by resellers whose prices are under the GMPR.

SEC. 2. *Articles and persons covered by this order.* (a) This order covers all dry batteries (including dry cells activated by water before use) except military surplus, salvage or scrap dry batteries which are covered by orders under Supplementary Order No. 94 or by section 3.1 of Supplementary Regulation No. 14J. For the purpose of this order a "dry battery" means any type of primary dry cell or combination of primary dry cells used as a source of electrical energy. A storage battery or "wet cell" battery is not a dry battery under this order. Some of the types of batteries covered by this order are: flashlight batteries, radio batteries, hearing aid batteries, No. 6 cells, "hot shot" batteries, lantern batteries, fence control batteries and mine blasting batteries.

(b) This order applies to sales by manufacturers, "special brand wholesalers" and by all other resellers whose prices are governed by the GMPR. It does not apply to sales at retail as that term is defined in MPR 576.

(c) A "special brand wholesaler" is a person who sells dry batteries which bear his special brand name, the entire output of which has been fabricated for him by another, and which he resells at wholesale.

SEC. 3. *Determination of maximum prices.* Sellers covered by this order shall continue to determine their maximum prices for sales of new or changed dry batteries under the same regulations and pricing provisions applicable before this order was issued, as modified by this order.

SEC. 4. *Adjusted maximum prices for sales by "manufacturers" and "special brand wholesalers".* The adjusted maximum price of a dry battery for sale by a manufacturer or a special brand wholesaler to each class of purchaser other than a sale at retail is the higher of the following:

(a) 108% of the seller's maximum price to wholesalers established under the provisions of Maximum Price Regulation No. 188 or the General Maximum Price Regulation, exclusive of any authorized adjustment.

(b) The manufacturer's or special brand wholesaler's maximum price adjusted under any individual adjustment order issued by the Office of Price Administration. However, in no case may a maximum price for a sale to a retailer determined under this section exceed the price which is established by MPR 576 for resellers' sales of the article to retailers.

SEC. 5. *Adjusted maximum prices for sales at wholesale by certain resellers.* Resellers at wholesale of the dry batteries covered by this order, whose maximum prices are governed by the GMPR rather than by MPR 576 may increase those maximum prices (exclusive of any authorized adjustment) to each class of purchaser by the dollar-and-cents amount of the increase charged by his supplier pursuant to this order.

SEC. 6. *Notification.* At the time of or prior to the first invoice, each manufacturer and special brand wholesaler shall notify a purchaser for resale of the amount of the adjustment granted by this order. This notice may be given in any convenient form. Manufacturers and special brand wholesalers who published resellers' list prices or resellers' suggested list prices in effect on the effective date of this order shall compute resellers' new ceiling prices in accordance with MPR 576.

SEC. 7. *Terms of sale.* Maximum prices adjusted by this order are subject to the seller's customary terms, discounts and allowances and other price differentials on sales to each class of purchaser in effect during March 1942, or which have subsequently been properly established under Office of Price Administration regulations and orders, except where inconsistent with the provisions of this order.

SEC. 8. *Relationship between this order and other regulations.* The provisions of this order supersede the provisions of Maximum Price Regulation No. 188, of the General Maximum Price Regulation and of orders granting individual adjustments to the extent that they are inconsistent with the terms of this order.

SEC. 9. *Revision of maximum prices.* Any maximum price adjusted under this order may be revised under this section by an order issued by the Office of Price Administration when such adjusted maximum price is not in-line with the level of prices established by this order.

SEC. 10. *Modification of the provisions of this order.* The provisions of this order, as applicable to articles and persons subject hereto, may be modified by orders of general applicability issued under this section.

SEC. 11. *Revocation and amendment.* This order may be revoked or amended by the Price Administrator at any time.

Effective date. This order shall become effective on the 28th day of June 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11422; Filed, June 28, 1946; 11:43 a. m.]

[MPR. 188, Corr. to Order 13]

AWNINGS

MAXIMUM PRICES FOR SALES

Order No. 13 under § 1499.159e of Maximum Price Regulation No. 188 is corrected as follows:

The reference to § 1499.3 (a) of the General Maximum Price Regulation in section 7 (b) is corrected to read "§ 1499.3 (c)".

This correction order is effective June 28, 1946.

Issued this 28th day of June 1946.

PAUL A. PORTER,
Administrator.

[F. R. Doc. 46-11421; Filed, June 28, 1946; 11:43 a. m.]

Regional and District Office Orders.

[Region III Order G-17 Under MPR 592]

CONCRETE BUILDING BLOCK IN HOLLAND, MICH., AREA

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 17 of Maximum Price Regulation No. 592 and the Emergency Price Control Act of 1942, as amended, it is hereby ordered:

(a) *What this order does.* This order establishes adjusted maximum prices for concrete building block produced by manufacturers located in the Holland, Michigan, Area. The maximum prices of resellers are also adjusted herein.

(b) *Area covered.* The Holland, Michigan, Area, as used herein, includes all that territory within the corporate limits of Holland, Michigan, as well as all surrounding territory located within fourteen miles from said corporate limits of Holland, Michigan.

(c) *Adjusted maximum prices of producers.* All producers located in the Holland, Michigan, Area are hereby authorized to increase their maximum net prices in effect immediately prior to the effective date of this order, to each class of purchaser, by 5% on all concrete building block produced by them.

(d) *Adjusted maximum prices of resellers.* Adjusted maximum prices of resellers of concrete building block produced in the Holland, Michigan, Area shall be determined by adding to the maximum net prices in effect immediately prior to the effective date of this order, to each class of purchaser, the percentage amount of increase in their net invoiced cost resulting from the adjustment granted the producers by this order.

(e) *Discounts, allowances and extra charges.* All sellers described in this order must continue to maintain discounts, allowances and other price differentials, to each class of purchaser, at least as favorable as those which were in effect immediately prior to the effective date of this order and are permitted to add to the adjusted maximum prices provided herein such charges for extras as were customarily added immediately prior to the effective date of this order.

(f) *Notification.* The producers described herein, at or prior to the first billing reflecting the adjustment herein granted shall send to each purchaser who resells the products covered by this order, a notice of the adjustment authorized by this order. Such notice shall contain substantially the following:

Order No. G-17 under section 17 of Maximum Price Regulation No. 592 provides for an adjustment of the maximum prices of concrete building block made by producers located in the Holland, Michigan, Area. Resellers may add to their maximum net prices in effect immediately prior to the effective date of this order, to each class of purchaser, the percentage amount of any increase in their net invoiced cost resulting from the adjustment granted the producers in this order.

(g) *Amendment and revocation.* This order may be modified, amended or revoked at any time by the Office of Price Administration.

This order shall become effective June 11, 1946.

Issued June 11, 1946.

JOHN F. KESSEL,
Regional Administrator.

[F. R. Doc. 46-11311; Filed, June 27, 1946; 12:09 p. m.]

[Region III Order G-22 Under SO 142]

LEWIS T. KLINE CO. ET AL.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 2 of Supplementary Order No. 142 and the Emergency Price Control Act of 1942, as amended, it is hereby ordered:

(a) *What this order does.* This Order No. G-22 under section 2 of Supplementary Order No. 142 provides for an adjustment of the maximum prices of all machinery and parts, covered by Revised Maximum Price Regulation No. 136, manufactured by the Lewis T. Kline Company of Alpena, Michigan, hereinafter referred to as the manufacturer, and all services covered by Maximum Price Regulation No. 581, performed by the said manufacturer.

(b) *Manufacturer's adjusted maximum prices.* (1) The adjusted maximum prices for sales by the manufacturer of all machinery and parts manufactured by it shall be its maximum net prices in effect immediately preceding the effective date of this order, to each class of purchaser, increased by 3.5%.

(2) The adjusted maximum hourly rates for industrial services performed by the manufacturer shall be as follows:

Service	*Adjusted maximum rate per hour*
Industrial service—machinery	$3.20
Industrial service—welding	4.15

(3) The manufacturer shall maintain, on all sales hereby affected, all cash and quantity discounts, allowances and other price differentials which it had in effect immediately prior to the effective date of this order.

(c) *Resellers' adjusted maximum prices.* (1) Any reseller of products for which an adjustment is granted the manufacturer in (b) above may add to his maximum prices in effect immediately prior to the effective date of this order, to each class of purchaser, the actual dollars-and-cents amount of increase in his net invoiced cost resulting from the adjustment granted the manufacturer by this order.

(2) Resellers' maximum prices adjusted under this paragraph are subject to each reseller's discounts, allowances and other price differentials for sales to each class of purchaser.

(d) *Notification.* The manufacturer at or prior to the first billing reflecting the adjustment herein granted, shall send to each purchaser who resells the products covered by this order, a notice of the adjustment authorized by this order. Such notice shall substantially contain the following:

Order No. G-22 under Section 2 of Supplementary Order No. 142 provides a certain specified percentage increase in the maximum net prices of all types of machinery and parts manufactured by the Lewis T. Kline Company of Alpena, Michigan, and covered by Revised Maximum Price Regulation No. 136. Resellers may add to their maximum prices in effect immediately prior to the effective date of this order, to each class of purchaser, the actual dollars-and-cents amount of any increase in their net invoiced cost resulting from the adjustment granted the manufacturer by this order.

(e) *Revocation and amendment.* This order may be modified, amended or revoked at any time by the Office of Price Administration.

This order shall become effective May 28, 1946.

Issued May 28, 1946.

JOHN F. KESSEL,
Regional Administrator.

[F. R. Doc. 46-11324; Filed, June 27, 1946; 12:20 p. m.]

[Region VIII Order G-11 Under MPR 592]

READY-MIXED CONCRETE IN SEATTLE, WASH.

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to authority vested in the Regional Administrator by section 17 of Maximum Price Regulation No. 592; *It is hereby ordered:*

(a) The adjusted maximum charge for delivery of ready-mixed concrete within the city limits of Seattle, Washington by producers located in that city, shall be $2.25 per cubic yard.

(b) All sales are subject to seller's customary trade terms, discounts and price differentials.

(c) This order may be corrected, amended or revoked at any time.

This order shall become effective June 6, 1946.

Issued this 27th day of May 1946.

BEN C. DUNIWAY,
Regional Administrator.

[F. R. Doc. 46-11330; Filed, June 27, 1946; 12:25 p. m.]

LIST OF COMMUNITY CEILING PRICE ORDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register June 25, 1946.

Region I

Concord Order 1-D, Amendment 4, covering butter and cheese in the New Hampshire area. Filed 9:42 a. m.

Region II

Buffalo Order 6-F, Amendment 21, covering fresh fruits and vegetables in Rochester, East Rochester, Fairport and Pittsford, New York. Filed 9:42 a. m.

Albany Orders 3-C and 7-O, covering poultry and eggs in Albany, Schenectady and Rensselaer counties. Filed 9:56 a. m. and 9:57 a. m.

Wilmington Order 5-F, Amendment 21, covering fresh fruits and vegetables in the State of Delaware. Filed 9:57 a. m.

Wilmington Orders 3-C and 5-O, covering poultry and eggs in the State of Delaware north of the Delaware and Chesapeake Canal. Filed 9:57 a. m.

Region III

Charleston Order 7-F, Amendment 63, covering fresh fruits and vegetables in certain areas in West Virginia. Filed 9:57 a. m.

Charleston Order 9-F, Amendment 68, covering fresh fruits and vegetables in Cabell county and the city of Huntington in Wayne county, West Virginia. Filed 9:58 a. m.

Charleston Order 10-F, Amendment 68, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 9:58 a. m.

Charleston Order 11-F, Amendment 68, covering fresh fruits and vegetables in Berkeley, Jefferson and Morgan counties, West Virginia. Filed 9:58 a. m.

Charleston Order 15-F, Amendment 65, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 9:58 a. m.

Charleston Order 16-F, Amendment 65, covering fresh fruits and vegetables in Boone, Fayette, Kanawha, Putnam and Raleigh counties, West Virginia. Filed 9:59 a. m.

Charleston Order 17-F, Amendment 64, covering fresh fruits and vegetables in certain counties in West Virginia. Filed 9:50 a. m.

Region V

Dallas Order 6-F, Amendment 37, covering fresh fruits and vegetables in McLennan county, Texas. Filed 9:46 and 9:47 a. m.

Dallas Order 8-F, Amendment 6, covering fresh fruits and vegetables in certain counties in Texas. Filed 9:46 a. m.

Dallas Orders 4-C and 10-O, covering poultry and eggs in cities of Dallas, and University Park and town of Highland Park, Texas. Filed 9:46 a. m.

Fort Worth Order 21, Amendment 8, covering dry groceries sold by Groups 3 and 4 stores. Filed 9:45 a. m.

Houston Order 4-F, Amendments 47, 48, and 49, covering fresh fruits and vegetables in certain cities and towns of Texas. Filed 9:45 a. m.

Houston Order 7-F, Amendments 5, 6, and 7, covering fresh fruits and vegetables in Chambers, Hardin, Jefferson, Liberty and Orange counties, Texas. Filed 9:44 a. m.

Houston Order 8-F, Amendments 5, 6, and 7, covering fresh fruits and vegetables in Jasper, Newton, and Tyler counties, Texas. Filed 9:44 and 9:43 a. m.

Houston Order 9-F, Amendments 6 and 7, covering fresh fruits and vegetables in Galveston county, Texas. Filed 9:43 a. m.

Houston Order 10-F, Amendments 5, 6, and 7, covering fresh fruits and vegetables in certain areas in Texas. Filed 9:43 and 9:42 a. m.

Houston Order 12-F, covering fresh fruits and vegetables in certain areas in Texas. Filed 9:50 a. m.

Houston Orders 2-C and 4-O, covering poultry and eggs in Harris county, Texas. Filed 9:47, 9:48, 9:49 and 9:50 a. m.

Houston Orders 3-C and 5-O, covering poultry and eggs in Orange and Jefferson counties, Texas. Filed 9:38 and 9:49 a. m.

Houston Orders 4-C and 6-O, covering poultry and eggs in Galveston county, Texas. Filed 9:37, 9:38, and 9:49 a. m.

Kansas City Order 4-F, Amendment 50, covering fresh fruits and vegetables in Johnson and Wyandotte counties, Kansas; Jackson county, Missouri and the City of North Kansas City, Missouri. Filed 9:37 a. m.

Kansas City Order 9-F, Amendment 34, covering fresh fruits and vegetables in Buchanan county, Missouri. Filed 9:41 a. m.

Kansas City Order 10-F, Amendment 34, covering fresh fruits and vegetables in Greene county, Missouri. Filed 9:41 a. m.

Kansas City Order 11-F, Amendment 34, covering fresh fruits and vegetables in Jasper county, Missouri. Filed 9:40 a. m.

Kansas City Order 14-F, Amendment 2, covering fresh fruits and vegetables in certain areas in Missouri. Filed 9:40 a. m.

Kansas City Order 15-F, Amendment 2, covering fresh fruits and vegetables in certain counties in Missouri. Filed 9:40 a. m.

Kansas City Orders 9-C and 11-O, covering poultry and eggs in counties of Johnson and Wyandotte, Kansas; City of North Kansas City, Jackson and Buchanan counties, Missouri. Filed 9:40 a. m.

Kansas City Orders 10-C and 12-O, covering poultry and eggs in Greene and Jasper counties, Missouri. Filed 9:39 a. m.

New Orleans Orders 33-C and 7-O, covering poultry and eggs in certain areas in Louisiana. Filed 9:51 a. m.

New Orleans Order 33, Amendments 5 and 6, covering dry groceries sold by Groups 3 and 4 stores and 3A and 4A stores. Filed 9:51 a. m.

New Orleans Order 33, Amendment 9, covering dry groceries sold by Groups 3A and 4A stores. Filed 9:52 a. m.

New Orleans Order 32, Amendment 6, covering dry groceries. Filed 9:52 a. m.

New Orleans Order 6-W, Amendment 6, covering dry groceries. Filed 9:50 a. m.

Oklahoma City Order 14-F, Amendment 2, covering fresh fruits and vegetables in Garfield, Oklahoma and Pottawatomie counties, Oklahoma. Filed 9:50 a. m.

Oklahoma City Order 15-F, Amendment 2, covering fresh fruits and vegetables in Muskogee and Tulsa counties, Oklahoma. Filed 9:54 a. m.

Oklahoma City Order 16-F, Amendment 2, covering fresh fruits and vegetables in certain counties in Oklahoma. Filed 9:54 a. m.

Oklahoma City Order 17-F, Amendment 2, covering fresh fruits and vegetables in certain counties in Oklahoma. Filed 9:54 a. m.

Oklahoma City Order 18-F, Amendment 1, covering fresh fruits and vegetables. Filed 9:53 a. m.

Oklahoma City Orders 2-C and 1-O, covering poultry and eggs in Oklahoma, Tulsa, and Muskogee counties, Oklahoma. Filed 9:53 a. m.

San Antonio Order 6-F, Amendment 48, covering fresh fruits and vegetables in Bexar county, Texas. Filed 9:53 a. m.

San Antonio Order 8-F, Amendment 49, covering fresh fruits and vegetables in Corpus Christi, Texas. Filed 9:52 a. m.

San Antonio Order 9-F, Amendment 37, covering fresh fruits and vegetables in Culberson, El Paso, Hudspeth and Presidio counties, Texas. Filed 9:52 a. m.

San Antonio Order 11-F, Amendment 6, covering fresh fruits and vegetables in certain counties in Texas. Filed 9:56 a. m.

San Antonio Order 12-F, Amendment 6, covering fresh fruits and vegetables in Travis county, Texas. Filed 9:56 a. m.

San Antonio Orders 6-C and 3-O, covering poultry and eggs in Bexar county, Texas. Filed 9:56 and 9:55 a. m.

St. Louis Orders 3-C and 2-O, covering poultry and eggs in the city of St. Louis and county of St. Louis, Missouri. Filed 9:53 a. m.

Wichita Order 13-F, Amendment 32, covering fresh fruits and vegetables in Sedgwick county, Kansas. Filed 9:55 a. m.

Witchita Order 15-F, Amendment 32, covering fresh fruits and vegetables in Chase, Coffey, Greenwood, Lyon, Marion and Morris counties, Kansas. Filed 9:55 a. m.

Wichita Order 16-F, Amendment 32, covering fresh fruits and vegetables in Reno county, Kansas. Filed 9:55 a. m.

Wichita Order 17-F, Amendment 32, covering fresh fruits and vegetables in Shawnee county, Kansas. Filed 9:54 a. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

ERVIN H. POLLACK,
Secretary.

[F. R. Doc. 46-11277; Filed, June 27, 1946; 11:40 a. m.]

[Buffalo Order G–2 Under MPR 154]

HETZLER BROS. ICE CO., INC.

ADJUSTMENT OF MAXIMUM PRICES

For reasons set forth in the accompanying opinion and under the authority vested in the Buffalo District Office of Region II of the Office of Price Administration, by the Emergency Price Control Act of 1942, as amended, and by the Regional Administrator of Region II, and pursuant to § 1393.8 (a) of MPR 154, as amended, and of Revised Procedural Regulation No. 1; *It is ordered:*

1. The present maximum prices of Hetzler Bros. Ice Co., Inc., for the sales of all ice except "sized ice," are hereby increased by 6.1%.

2. Distributors and peddlers who purchase ice from Hetzler Bros. Ice Co., Inc. for resale, may add to their maximum prices for all ice so purchased, except "sized ice" the dollars and cents increase in cost resulting from the increase herein granted to Hetzler Bros. Ice Co., Inc. At or before the first sale after the date hereof, to any reseller, Hetzler Bros. Ice Co., Inc., shall notify such resellers in writing of the change in its own maximum prices and in the maximum prices of such reseller resulting from this order.

3. Hetzler Bros. Ice Co., Inc. and all resellers affected hereby shall remain subject to all applicable provisions of MPR 154, as amended, and any other applicable regulation issued by the Office of Price Administration and shall maintain all customary discounts, allowances and other price differentials on all sales affected by this order.

4. Within fifteen days following the expiration of three months after the effective date of this order, Hetzler Bros. Ice Co., Inc., shall submit a financial statement covering the said three months' period, which statement shall contain the segregation of sales in all ice categories as well as a list of ceiling prices for each category.

5. All prayers of the application of Hetzler Bros. Ice Co., Inc. not granted herein, are denied.

6. To the extent which the prayers of its application are denied, Hetzler Bros. Ice Co., Inc. may, within sixty days after the effective date of this order, file with this office a request for review by the Regional Administrator of the partial denial of its application.

7. A copy of this order has been filed with the Division of the Federal Register where it is open for inspection by the public.

8. This order may be revoked or amended by the Price Administrator, the Regional Administrator, or the Buffalo District Director at any time.

This order shall become effective immediately.

Issued this 24th day of June 1946.

THOMAS J. REESE,
District Director.

[F. R. Doc. 46–11315; Filed, June 27, 1946; 12:12 p. m.]

[Region III Order G–13 Under MPR 592]

READY-MIXED CONCRETE IN CINCINNATI, OHIO, AREA

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 17 of Maximum Price Regulation No. 592 and the Emergency Price Control Act of 1942, as amended, it is hereby ordered:

(a) *What this order does.* This order establishes adjusted maximum prices for sales and deliveries of ready-mixed concrete in the Cincinnati, Ohio, area when sold by producers located in that area. The maximum prices of resellers are also adjusted herein.

(b) *Area covered.* The Cincinnati area as used herein includes all that territory in Hamilton County, Ohio, within a radius of ten miles of Fountain Square, Cincinnati, Ohio.

(c) *Adjusted maximum list prices of producers.* All producers of ready-mixed concrete located in the Cincinnati area are hereby granted the following adjusted maximum list prices for all their sales and deliveries made in the Cincinnati area of the specified sizes, kinds and qualities of ready-mixed concrete set forth below:

Ready-mixed concrete	Adjusted list maximum prices	
	Sales of less than 250 cubic yards	Sales of 250 to 500 cubic yards
	Per cubic yard	*Per cubic yard*
2,000 lbs. strength	$7.10	$6.50
2,500 lbs. strength	7.45	6.85
3,000 lbs. strength	7.80	7.20
3,500 lbs. strength	8.15	7.55
4,000 lbs. strength	8.50	7.90
4,500 lbs. strength	8.90	8.30
5,000 lbs. strength	9.20	8.60
Topping or grout 1-3	9.95	9.35
Topping or grout 1-2	11.90	11.30
Topping (torpedo gravel 1-4-11)	9.60	9.00
Topping (torpedo gravel 1 1 2)	9.20	8.60
1-9 mix concrete	6.75	6.15
1-12 mix concrete	6.75	6.15

(d) *Adjusted maximum prices of resellers.* The adjusted maximum prices of the commodities covered by paragraph (c) hereof on sales and deliveries made in the Cincinnati Area by any reseller shall be determined by adding to his maximum net price, to each class of purchaser, in effect immediately prior to the effective date of this order, the percentage amount of increase in his net invoiced cost resulting from the adjustment granted to producers by this order.

(e) *Discounts, allowances and extra charges.* All sellers described in this order must continue to maintain discounts, allowances and other price differentials to each class of purchaser at least as favorable as those which were in effect immediately prior to the effective date of this order, except where they are inconsistent with the provisions of this order, and are permitted to add to the adjusted maximum prices provided herein such charges for extras as were customarily added immediately prior to the effective date of this order.

(f) *Notification.* The producers described herein, at or prior to the first billing reflecting the adjustments herein granted, shall send to each purchaser who resells the products covered by this order, a notice of the adjustment authorized by this order. Such notice shall contain substantially the following:

Order No. G–13 under section 17 of Maximum Price Regulation No. 592 provides adjusted maximum prices for sales and deliveries in the Cincinnati Area of ready-mixed concrete made by producers located in that area. Resellers may add to their maximum net prices in effect immediately prior to the effective date of this order, to each class of purchaser, the percentage amount of any increase in their net invoiced cost resulting from the adjustment granted the producers in this order.

(g) *Definitions.* (1) "Ready mixed concrete" is the product obtained by the mixing of cement, water and aggregates such as sand, gravel and crushed stone in the producer's plant and delivered in trucks and other conveyances for pouring at a job site.

(2) Except as otherwise herein provided the definitions contained in Maximum Price Regulation No. 592 shall apply to all terms used herein.

(h) *Amendment and revocation.* This order may be modified, amended or revoked at any time by the Office of Price Administration.

This order No. G–13 shall become effective June 11, 1946.

Issued: June 11, 1946.

JOHN F. KESSEL,
Regional Administrator.

[F. R. Doc. 46–11312; Filed, June 27, 1946; 12:09 p. m.]

[Region III Order G–26 Under RMPR 251]

SPECIFIED RE-ROOFING IN CANTON, OHIO AREA

An opinion accompanying this order has been filed with the Division of Federal Register.

Under the authority vested in the Regional Administrator of Region III of the Office of Price Administration by the Emergency Price Control Act of 1942, as amended, and by Section 9 of Revised Maximum Price Regulation No. 251, this order is issued:

SECTION 1. *Transactions covered by this order.* (a) This order covers (1) sales of composition roofing on an installed basis when applied to residential structures in the Canton, Ohio Area, (2) construction services preparatory to such roofing installation, and (3) incidental construction services unrelated to such roofing installation.

SEC. 2. *Definitions.* (a) "Composition roofing" includes 12 in. (3 in line) strip shingles weighing 210 lbs. per 100 sq. ft.

(b) "Installed basis" with relation to roofing means a transaction in which the seller furnishes composition roofing and the related materials or services required to incorporate such roofing into a residential structure.

(c) "Related materials and services", with reference to roofing installation includes the furnishing and installation of such items as nails, mastic or plastic, roof cement, flashing around chimneys, and vents, where needed, and other materials, labor cost, other job costs such as hauling and cleaning, which are directly related to and necessary to such roofing installation, and commissions or brokerage fees.

(d) "Construction work preparatory to roofing installation" means construction services rendered and building materials installed which are necessary to place a structure in repair prior to installation of roofing and which are not included in the maximum prices established by this order for the sale of roofing on an installed basis.

(e) "Incidental construction work unrelated to roofing installation" means separate construction services rendered or building materials installed which may be furnished apart from roofing installation (for example, roof repairs, painting, construction of new porch, etc.) and not directly necessary for roofing installation.

(f) The term "residential structure" means any building, structure, or part thereof, used entirely or principally for living or dwelling purposes and includes buildings or structures in connection therewith, or adjacent thereto, at the same site, such as garages, barns, milk houses, sheds, granaries, and other outbuildings, but does not include hotels.

SEC. 3. *Geographical applicability.* For the purposes of this order, the Canton, Ohio Area consists of Stark County in the State of Ohio.

SEC. 4. *Relationship of this order to Revised Maximum Price Regulation No. 251.* (a) The provisions of this order supersede sections 6, 7, and 8 of Revised Maximum Price Regulation No. 251 with respect to sales of re-roofing when sold installed on residential structures. All other provisions of Revised Maximum Price Regulation No. 251 not inconsistent with this order are applicable to transactions covered by this order.

(b) On and after the effective date of this order, regardless of any contract or other obligation, no person shall contract to sell, offer to sell, or deliver re-roofing, sold on an installed basis on residential structures, as herein defined, at prices higher than the maximum prices established by this order: *Provided,* That deliveries made not more than thirty days after the effective date of this order on bona fide contracts executed prior to the effective date of this order shall not be considered to be violations of this order.

SEC. 5. *Maximum prices for sales of re-roofing on an installed basis.* The maximum prices for sales of re-roofing on an installed basis on residential structures shall be as shown in the following table:

	Per sq.
12 inch (3 in line) strip shingles, 210 lbs	$15.00

The above price includes related materials and services as defined in section 2 (c) hereof.

SEC. 6. *Lump sum or guaranteed prices.* (a) A seller may sell installed re-roofing covered by this order on the basis of a lump sum or guaranteed price, but such lump sum or guaranteed price must not be higher than the maximum price calculated in accordance with the pricing methods and requirements of this order.

(b) *Recomputation.* Within 30 days from the completion of any service covered by this order for which a price was charged on the basis described in paragraph (a) above, the seller shall check his price by reviewing the measurements, materials, labor and other factors used in his estimate on the basis of the actual services rendered and materials installed and shall determine whether the price quoted, charged, or collected is higher than the maximum price computed under this order. In the event that the price quoted, charged or collected is higher than the maximum price computed under the terms of this order, the seller shall either reduce his price to the proper maximum price and refund to the buyer within such period of 30 days after the completion of the service any excess which may have been collected, or, by written notice to the buyer, shall cancel the indebtedness of the buyer for any such excess, or both, as the case may require. Such charge or collection in an amount in excess of the maximum price properly computed in accordance with this order shall not be considered to be a violation of this order if the amount thereof is refunded or credited to the buyer in accordance with this paragraph.

SEC. 7. *Maximum prices for preparatory or incidental construction services—*(a) *Construction services preparatory to roofing installations.* The maximum prices that may be charged by sellers of preparatory construction services and/or installed building materials shall be the maximum prices established in accordance with Revised Maximum Price Regulation No. 251.

(b) *Incidental construction services unrelated to roofing installations.* The maximum prices that may be charged by sellers of incidental construction services and installed building materials unrelated to roofing installations shall be the maximum prices established in accordance with Revised Maximum Price Regulation No. 251.

SEC. 8. *Notification.* Upon completion of any contract for installed re-roofing, the seller is required to furnish to the purchaser an itemized statement showing the number of squares covered and the maximum price per square of re-roofing installed. The seller is further required to give the purchaser a separate statement of any incidental or preparatory construction work performed, other than installed re-roofing, giving a description of such work and an itemized statement of the prices thereof. The seller shall also include in such statement the date on which the work was completed, the names and addresses of the sellers and buyers, job site and terms of sale.

Every person making sales subject to this order shall, if requested by the purchaser, make available to the purchaser a copy of this order and a copy of Revised Maximum Price Regulation No. 251.

SEC. 9. *Posting.* Every seller making sales covered by this order shall post a copy of the list of maximum prices fixed by this order in each of his places of business in the Canton, Ohio Area in a manner plainly visible to all purchasers.

SEC. 10. *Prohibitions and evasions.* (a) No person shall sell and no person shall buy, in the course of trade or business, any of the commodities or services covered by this order, at prices greater than the maximum prices established by this order.

(b) The price limitations set forth in this order shall not be evaded by direct or indirect methods, in connection with an offer, solicitation, agreement, sale, delivery, purchase or receipt of any of the commodities or services covered by this order, whether alone or in conjunction with any other charges, discounts, premiums, or other privileges or by tying agreement or other understanding or by making the terms and conditions of sale more onerous to buyers than they were during March, 1942, (except as specifically permitted by this order or applicable regulations).

SEC. 11. *Records.* All sellers of installed re-roofing, and/or incidental or preparatory construction work covered by this order must keep records concerning each sale subject to this order, including the name and address of the purchaser, the location of the job, the date of the transaction, a description of the materials and services involved, the number of squares and price per square of re-roofing, a separate statement of any incidental or preparatory construction work, and the total charge for the entire job.

All such records shall be made available for inspection by representatives of the Office of Price Administration so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

SEC. 12. *Revocation or amendment.* This order may be revised, amended, revoked or modified at any time by the Office of Price Administration.

This order shall become effective June 21, 1946.

Issued June 7, 1946.

FRANCIS B. DOUGLASS,
Acting Regional Administrator.

[F. R. Doc. 46–11314; Filed, June 27, 1946; 12:12 p. m.]

[Region III Order G–23 Under MPR 592]

SHEPFER AND MOOMAW BROS. CO. ET AL.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 16 of Maximum Price Regulation No. 592 and the Emergency Price Control Act of 1942, as amended, it is hereby ordered:

(a) *What this order does.* This Order No. G–23 under section 16 of Maximum Price Regulation No. 592 provides for an

adjustment of maximum prices for the sale of clay drain tile and fittings manufactured by Shepfer and Moomaw Brothers Company of Sugarcreek, Ohio, hereinafter referred to as the manufacturer. The maximum prices of the manufacturer and the maximum prices of the resellers of such commodities are adjusted herein.

(b) *Manufacturer's adjusted maximum prices.* (1) The adjusted maximum prices, f. o. b. plant, for sales by the manufacturer of the specified sizes of clay drain tile and fittings manufactured by it are as follows:

Clay drain tile	Adjusted maximum prices per M feet to—		
	Jobbers	Dealers	Users
Size:			
3"	$27.25	$30.75	$32.35
4"	50.45	38.75	40.80
5"	62.50	66.55	70.05
6"	77.75	78.42	82.55
8"	125.65	138.25	145.55
10"	----------	224.10	235.90
12"	----------	287.35	302.50

Clay drain tile fittings	Adjusted maximum prices of each fitting to all classes of purchasers	
	Single	Double
Size:		
3"	$0.20	$0.30
4"	.25	.25
5"	.35	.50
6"	.35	.50
8"	.50	.60

(2) The manufacturer shall maintain, on all sales hereby affected, cash and quantity discounts and transportation allowances at least as favorable as those which it had in effect immediately prior to the effective date of this order.

(3) The adjustment granted the manufacturer in (b) (1) above is conditioned upon the manufacturer's furnishing a profit and loss statement for the second quarter of 1946 as well as detailed cost data for the production of the subject clay drain tile for the thirty day period immediately following the date of this order. The profit and loss statement and cost data shall be filed with the Regional Administrator not later than July 31, 1946.

(c) *Resellers' adjusted maximum prices.* (1) Any reseller of commodities for which an adjustment is granted the manufacturer in (b) above may add to his maximum prices in effect immediately prior to the effective date of this order, to each class of purchaser, the actual dollars-and-cents amount of any increase in his net invoiced cost resulting from the adjustment granted the manufacturer by this order.

(2) Resellers' maximum prices adjusted under this paragraph are subject to each reseller's customary terms, discounts, allowances and other price differentials on sales to each class of purchaser.

(d) *Notification.* The manufacturer, at or prior to the first billing reflecting the adjustment herein granted, shall send to each purchaser who resells the commodities covered by this order, a notice of the adjustment authorized by this order. Such notice shall contain substantially the following:

> Order No. G-23 under section 16 of Maximum Price Regulation No. 592 provides for an adjustment of the maximum prices for sales by Shepfer and Moomaw Brothers Company of clay drain tile and fittings manufactured by it. Resellers may add to their maximum prices in effect immediately prior to the effective date of this order, to each class of purchaser, the actual dollars-and-cents amount of any increase in their net invoiced cost resulting from the adjustment granted to the manufacturer by this order.

(e) *Revocation and amendment.* This order may be modified, amended or revoked at any time by the Office of Price Administration.

This order shall become effective June 7, 1946.

Issued June 7, 1946.

FRANCIS B. DOUGLAS,
Acting Regional Administrator.

[F. R. Doc. 46-11326; Filed, June 27, 1946; 12:21 p. m.]

[Region III Order G-37 Under RMPR 251]

RE-ROOFING AND RE-SIDING IN ASHLAND, KY., AREA

For the reasons set forth in an accompanying opinion issued simultaneously herewith, and pursuant to the authority vested in the Regional Administrator of Region III of the Office of Price Administration by section 9 of Revised Maximum Price Regulation No. 251, this order is issued:

SECTION 1. *Transactions covered by this order.* This order establishes maximum prices for the following transactions:

(a) Sales of specified composition siding on an installed basis when installed on residential structures in the Ashland, Kentucky Area,

(i) Over the permanent exterior side covering of such structures or,

(ii) On such structures from which the permanent exterior side covering has been removed.

(b) Sales of specified composition roofing on an installed basis when installed on residential structures in the Ashland, Kentucky Area,

(i) Over the permanent exterior roof covering of such structures or,

(ii) On such structures from which the permanent exterior roof covering has been removed.

(c) Sales of construction work preparatory to such siding or roofing installation.

(d) Sales of incidental construction unrelated to such siding or roofing installation.

SEC. 2. *Definitions.* (a) "Composition siding" includes types of siding used in re-siding jobs such as asbestos-cement, roll brick and insulated brick or stone but does not include wood shingles or wood siding.

(b) "Composition roofing" includes composition roofing used in re-roofing jobs such as asphalt shingles and mineral surface roll roofing but does not include wood, metal, or slate roofing.

(c) "Installed basis," with relation to siding or roofing, means a transaction in which the seller furnishes composition siding or roofing and the related materials or services required to incorporate such siding or roofing into a residential structure.

(d) "Related materials or services," with relation to siding installation, includes the furnishing and installation of leveling strips, felt, felt strips, backer board, corner beads, calking, moulding, nails, and other necessary materials, labor costs, other job costs directly related to and necessary for such siding installation, and commissions or brokerage fees.

(e) "Related materials or services," with reference to roofing installation includes the furnishing and installation of such items as nails, mastic and other necessary materials, flashing around chimneys and vents, labor costs, other job costs directly related to and necessary to such roofing installation, and commissions or brokerage fees.

(f) "Construction work preparatory to siding installation" means all construction services furnished and building materials installed which are necessary to place a structure in repair prior to installation of siding. (For example, boxing in of concrete, cement block, natural stone, or brick basement walls, construction of new dormer, etc.)

(g) "Construction work preparatory to roofing installation" means all construction services furnished and building materials installed which are necessary to place a structure in repair prior to installation of roofing.

(h) "Incidental construction work unrelated to siding or roofing installation" means separate construction services furnished or building materials installed in addition to siding or roofing installation (for example, roof repairs, painting, construction of new porch, etc.) and not directly necessary for such siding or roofing installation.

(i) The term "residential structure" means any building, structure, or part thereof, used entirely or principally for living or dwelling purposes and includes buildings or structures in connection therewith, or adjacent thereto, at the same site, such as garages, barns, milk houses, sheds, granaries, and other outbuildings, but does not include hotels.

(j) The "Ashland, Kentucky, Area" consists of the Counties of Boyd, Carter, Elliott, Floyd, Greenup, Johnson, Lawrence, Magoffin, Martin and Pike in the State of Kentucky.

(k) A "square" means one hundred square feet of surface.

SEC. 3. *Relationship of this order to other maximum price regulations and orders.* (a) The provisions of this order supersede sections 6, 7, and 8 of Revised Maximum Price Regulation No. 251 with respect to sales of re-roofing or re-siding when sold installed on residential structures. All other provisions of Revised Maximum Price Regulation No. 251 not inconsistent with this order are applicable to transactions covered by this order.

SEC. 4. *Maximum prices—(a) Maximum prices for sales of re-roofing on an installed basis.* (i) The maximum prices per square for sales of roofing on an installed basis on residential structures shall be as shown in the following table:

	Per sq.
12 in. (3 in line) strip shingles, 210 pounds	$12.00
11½ in hexagon strip shingles, 167 pounds	9.50
Roll roofing, mineral surface, 90 pounds	6.00

(ii) The above prices include related materials such as nails, mastic and other necessary materials, flashing around chimneys and vents, labor costs, other job costs directly related to and necessary for such roofing installation, and commissions or brokerage fees.

(iii) When the above re-roofing is installed on a tin roof, the seller may add to the applicable maximum price quoted in (a) above a charge not exceeding two dollars per square so installed.

(iv) Where the re-roofing installed within the Ashland, Kentucky Area, but in a county other than the one in which the seller's place of business is located, such seller may add a charge not to exceed $1.00 per square for each square of re-roofing so installed.

(b) *Maximum prices for sales of re-siding on an installed basis.* (i) The maximum prices per square for sales of siding on an installed basis on residential structures shall be as shown in the following table:

	Per sq.
Asbestos-cement siding, standard surface hardness, standard colors, 12 in. x 24 in. or 12 in. x 27 in.	$22.00
Composition siding, insulated brick, 14⅜ in. x 43⅞ in., 13⅞ in. x 43⅛ in. or 14 in. x 43 in.	24.00
Composition siding, roll brick	15.50

(ii) The above prices include related materials such as leveling material, backer board, felt or felt strips, corner beads, calking, moulding, nails and other necessary material, labor costs, other job costs directly related to and necessary for such siding installation, and commissions or brokerage fees.

(iii) Where the re-siding is installed within the Ashland, Kentucky Area, but in a county other than the one in which the seller's place of business is located, such seller may include an additional charge not to exceed $1.50 per square for each square of re-siding installed by the seller.

SEC. 6. *Lump sum or guaranteed prices.* (a) A seller may offer to or make sales covered by this order on the basis of a lump sum or guaranteed price, but such lump sum or guaranteed price shall not be higher than the maximum price calculated in accordance with the pricing methods and requirements of this order.

(b) *Recomputation.* Within 30 days after the completion of any transaction covered by this order, for which a price was charged on the basis described in paragraph (a) above, the seller shall check his price, by reviewing the categories and other factors used in his estimate, on the basis of the actual services rendered and material furnished and shall determine whether the price quoted, charged, or collected is higher than the maximum price computed under this order. In the event that the price quoted, charged or collected is higher than the maximum price computed under the terms of this order, the seller shall reduce his price to the proper maximum price and shall either refund to the buyer, within such period of 30 days after the completion of the transaction, any excess which may have been collected, or, by written notice to the buyer, cancel the indebtedness of the buyer for any such excess, or both, as the case may require. Such a charge or collection in an amount in excess of the maximum price properly computed in accordance with this order shall not be considered to be a violation of this order if the amount thereof is refunded or credited to the buyer in accordance with this paragraph.

SEC. 7. *Maximum prices for preparatory or incidental construction work—(a) Construction work preparatory to re-siding or re-roofing installation.* The maximum prices that may be charged by sellers covered hereby for construction work preparatory to siding or roofing installation shall be the maximum prices established under Revised Maximum Price Regulation No. 251.

(b) *Incidental construction work unrelated to re-siding or re-roofing installation.* The maximum prices that may be charged by sellers of incidental construction work unrelated to re-siding or re-roofing installation shall be the maximum prices established under Revised Maximum Price Regulation No. 251.

SEC. 8. *Measurements.* It shall be the seller's responsibility to measure with reasonable accuracy the area or footage to be covered. A "measurement with reasonable accuracy" shall be considered to have been made if the price based on such measurement does not vary by more than 10% from the maximum price computed under the terms of this order on the basis of the exact measurement.

SEC. 9. *Notification.* Upon completion of any transaction covered by this order, the seller is hereby required to furnish the purchaser with an itemized statement showing the number of squares covered and the maximum price per square of re-roofing or re-siding installed. The seller is further required to give the purchaser a separate statement of any incidental or preparatory construction work performed, other than installed re-roofing or re-siding, giving a description of such work and an itemized statement of the prices thereof. The seller shall also include in such statement the date on which the work was completed, the names and addresses of the sellers and buyers, job site and terms of sale.

Every person making sales subject to this order shall, if so requested by the purchaser, make available to the purchaser a copy of this order and a copy of Revised Maximum Price Regulation No. 251, as amended.

SEC. 10. *Posting.* Every seller making sales covered by this order shall post a copy of this order in each of his places of business in the Ashland, Kentucky Area in a manner plainly visible to all purchasers.

SEC. 11. *Prohibitions and evasions.* (a) No person shall sell and no person shall buy, in the course of trade or business, any of the commodities or services covered by this order, at prices greater than the maximum prices established by this order.

(b) The price limitations set forth in this order shall not be evaded by direct or indirect methods, in connection with an offer, solicitation, agreement, sale, delivery, purchase or receipt of any of the commodities or services covered by this order, whether alone or in conjunction with any other charges, discounts, premiums, or other privileges, or by tying agreement or other understanding or by making the terms and conditions of sale more onerous to buyers than they were during March 1942 (except as specifically permitted by this order or applicable regulations).

SEC. 12. *Records.* All sellers covered by this order shall keep records concerning each sale subject to this order, including the name and address of the purchaser, the location of the job, the date of the transaction, a description of the materials and services involved, the number of squares covered and the price per square of re-roofing or re-siding, a separate statement of any incidental or preparatory construction work, and the total charge for the entire job.

All such records shall be kept and made available for inspection by authorized representatives of the Office of Price Administration so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

SEC. 13. *Revocation or amendment.* This order may be amended or revoked at any time by the Office of Price Administration.

This order shall become effective June 11, 1946.

Issued: May 28, 1946.

J. F. KESSEL,
Regional Administrator.

[F. R. Doc. 46-11313; Filed, June 27, 1946; 12:11 p. m.]

[Region III Order G-43 Under Gen. Order 68]

HARD BUILDING MATERIALS IN THE SPRINGFIELD, OHIO AREA

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to the provisions of General Order No. 68, this order is issued:

SECTION I. *Transactions covered by this order.* This order covers all retail sales of the commodities specified in Table I made at or from a point located within the Springfield, Ohio Area. For the purposes of this order, the Springfield, Ohio Area consists of the County of Clark in the State of Ohio.

SEC. II. *Definition of retail sales.* For the purposes of this order, a "retail sale" means a sale to an ultimate user or to a purchaser for resale on an installed basis, *Provided, however,* That this order shall not apply to sales by manufacturers or jobbers of any asphalt, tarred, asbestos cement or other composition siding or roofing materials or of thermal insula-

tion such as mineral wool, vermiculite, etc., to bona fide applicators of roofing and/or siding and/or insulation.

For the purposes of this order, an "applicator of roofing and/or siding and/or insulation" is a contractor engaged generally in the business of furnishing labor and/or composition roofing and/or siding and/or insulation materials for the purpose of installing such roofing, siding or insulation materials in buildings or structures.

SEC. III. *Description of items covered by this order.* This order covers the list of "hard building materials" set forth in the annexed table, designated Table I, and made a part hereof, including, but not limited to plaster, lath, lime, cement, fire brick, fire clay, flue lining and insulation board. Other related items may be added from time to time.

SEC. IV. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulations or orders for the sales of the items set out in Table I, of this order. Except to the extent they are inconsistent with the provisions of this order, the provisions of the General Maximum Price Regulation, (except sections 18, 19 and 19a) and of other applicable regulations or orders, shall apply to sales covered by this order.

SEC. V. *Maximum prices, allowances and discounts.* (a) The maximum prices for hard building materials covered by this order are set forth in Table I hereof. Prices lower than the maximum prices may, of course, be charged or paid.

(b) *Discounts.* All prices set forth in Table I are subject to a discount of not less than 2% if paid by the tenth day of the month following the month of sale.

(c) *Delivery.* (1) On sales of merchandise worth $10.00 or more, all sellers covered hereby whose places of business are located in the City of Springfield shall deliver free of charge to any point in the area described by extending the city limits of Springfield five miles.

(2) On sales of merchandise worth $10.00 or less by sellers covered hereby whose places of business are located in the City of Springfield, a charge of one dollar may be made for deliveries to any point in the free delivery zone described in (1) above.

(3) On all sales of merchandise covered hereby, by sellers whose places of business are located in the City of Springfield, delivery to points beyond the free delivery zone described in (1) above shall be made at rates not exceeding the rates charged by the seller for such delivery service in March 1942.

(4) All sellers whose places of business are located outside the City of Springfield but within the County of Clark shall deliver items covered hereby free of charge.

SEC. VI. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of this order in each of his places of business in the Springfield, Ohio Area in a manner plainly visible to and accessible by all customers.

SEC. VII. *Sales slips and records.* Every seller covered by this order, regardless of previous custom, shall give each purchaser a receipt showing the date, name and address of the seller, the description of the item sold and the prices received for it. If the seller customarily prepared his sales slip in more than one copy, he must keep for at least one year after delivery, a duplicate copy of each sales slip delivered by him pursuant to this section.

For any sale of $10.00 or more, each seller, regardless of previous custom, must keep records showing at least the following:

1. Name and address of buyer.
2. Date of transaction.
3. Place of delivery.
4. Complete description of each item sold and the price charged.

All such records shall be kept and made available for inspection by authorized representatives of the Office of Price Administration so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

SEC. VIII. *Prohibitions and evasions.* (a) No person shall sell and no person shall buy, in the course of trade or business, any of the commodities covered by this order, at prices greater than the maximum prices established by this order.

(b) The price limitations set forth in this order shall not be evaded by direct or indirect methods, in connection with an offer, solicitation, agreement, sale, delivery, purchase or receipt of, any of the commodities covered by this order, whether alone or in conjunction with any other commodity or by way of commissions, services, transportation or other charges, discounts, premiums, or other privileges or by tying agreement or other understanding or by making the terms and conditions of sale more onerous to buyers than they were during March 1942 (except as specifically permitted by this order or applicable regulations).

SEC. IX. *Amendment.* This order may be amended or revoked at any time by the Office of Price Administration.

This Order No. G-43 shall become effective June 10, 1946.

Issued: May 27, 1946.

J. F. KESSEL,
Regional Administrator.

TABLE I—MAXIMUM DELIVERED[1] PRICE FOR LISTED HARD BUILDING MATERIALS

Commodity and unit	Maximum price
Plaster, hard wall, 100 lb. bag	$1.05
Gauging plaster, ton	21.00
Gauging plaster (less than ton), 100 lb. bag	1.20
Moulding plaster (local), 100 lb. bag	1.80
Bonding plaster, 100 lb. bag	1.05
Keene's cement, 100 lb. bag	2.10
Finishing lime, ton	20.75
Finishing lime (less than ton), 100 lb. bag	.55
Gypsum lath ⅜ inch, 1,000 sq. ft.	26.00
Gypsum lath ⅜ inch, bdl. (32 sq. ft.)	0.85
Metal lath 2.5 lb. (copper bearing steel asphalt painted), sq. yd.	.29
Metal lath 3.4 lb. (copper bearing asphalt painted), sq. yd.	.33
Metal lath 2.75 lb. flat rib (copper bearing asphalt painted), sq. yd.	.315
Metal lath 3.4 lb.—⅜ inch high rib (copper bearing asphalt painted), sq. yd.	.3625
Corner bead, expanded type (26 gauge), lin. ft.	.055
Plain corner bead, lin. ft.	.045
Portland cement, standard, (paper bags) (barrel), 376 lbs.	3.20
Portland cement, standard, (paper bags), 94 lb. bag	1.00
Masonry mortar, (barrel), 280 lbs.	2.75
Masonry mortar, 70 lb. bag	.75
Mason's hydrated lime, ton	12.75
Mason's hydrated lime (less than ton), 50 lb. bag	.50
Waterproof cement (gray), (barrel) 376 lbs.	4.20
Waterproof cement (gray), 94 lb. bag	1.20
Fire brick (No. 1 high heat duty), 1,000	95.50
Fire brick (No. 2 medium heat duty) 1,000	90.00
Fire brick (No. 3 low heat duty), 1,000	65.00
Fire clay (common), ton	17.55
Fire clay (common) (less than ton) 100 lb. bag	1.25
Clay drain tile 3 inch, lin. ft.	.07
Clay drain tile 4 inch, lin. ft.	.09
Clay drain tile 6 inch, lin. ft.	.155
Vitrified clay sewer pipe No. 1SS 4 inch, lin. ft.	.20
Vitrified clay sewer pipe No. 1SS 6 inch, lin. ft.	.31
Flue lining 9 inch x 9 inch, lin. ft.	.41
Flue lining 9 inch x 13 inch, lin. ft.	.62
Flue lining 13 inch x 13 inch, lin. ft.	.79

Discounts. All prices listed above subject to not less than 2% discount if paid by the tenth day of the month following the month of purchase.

[1] *Delivery.* (1) On sales of merchandise worth $10.00 or more, all sellers covered hereby whose places of business are located in the City of Springfield shall deliver free of charge to any point in the area described by extending the city limits of Springfield five miles.

(2) On sales of merchandise worth $10.00 or less by sellers covered hereby whose places of business are located in the City of Springfield, a charge of one dollar may be made for deliveries to any point in the free delivery zone described in (1) above.

(3) On all sales of merchandise covered hereby by sellers whose places of business are located in the City of Springfield, delivery to points beyond the free delivery zone described in (1) above shall be made at rates not exceeding the rates charged by the seller for such delivery service in March 1942.

(4) All sellers whose places of business are located outside the City of Springfield but within the County of Clark shall deliver items covered hereby free of charge.

[F. R. Doc. 46-11322; Filed, June 27, 1946; 12:16 p. m.]

[Region III Order G-51 Under Gen. Order 68]

HARD BUILDING MATERIALS IN LEXINGTON, KY., AREA

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to the provisions of General Order No. 68, this order is issued:

SECTION 1. *Transactions covered by this order.* This order covers all retail sales of the commodities specified in Table I, made by any seller of such commodities who makes such sale at or from a point located within the Lexington, Kentucky, Area. For the purposes of this order, the Lexington, Kentucky Area consists of the Counties of Bourbon, Boyle, Clark, Estill, Fayette, Franklin, Garrard, Grant, Harrison, Jackson, Jessamine, Lee, Madison, Mercer, Owsley, Pendleton, Powell, Scott, Wolfe, and Woodford in the State of Kentucky.

SEC. 2. *Definition of retail sales.* For the purposes of this order, a "retail sale" means a sale to an ultimate user or to a purchaser for resale on an installed basis: *Provided, however,* That this order shall not apply to sales by manufacturers or jobbers of any asphalt, tarred, asbestos cement or other composition siding or roofing materials or of thermal insulation such as mineral wool, vermiculite, etc., to bona fide applicators of roofing and/or siding and/or insulation.

For the purposes of this order, an "applicator of roofing and/or siding and/or insulation" is a contractor engaged generally in the business of furnishing labor and/or composition roofing and/or siding and/or insulation materials for the purpose of installing such roofing, siding or insulation materials in or on buildings or structures.

SEC. 3. *Description of items covered by this order.* This order covers the list of "hard building materials" set forth in the annexed table, designated Table I, and made a part hereof, including, but not limited to, plaster, lath, lime, cement, fire brick, fire clay, flue lining, roofing, and insulation board. Other related items may be added from time to time.

SEC. 4. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulations or orders for the sales of the items set out in Table I of this order. Except to the extent they are inconsistent with the provisions of this order, the provisions of the General Maximum Price Regulation, (except sections 18, 19, and 19a) and of all other applicable regulations and orders, shall apply to sales covered by this order.

SEC. 5. *Maximum prices, delivery*—(a) *Maximum prices.* The maximum prices for hard building materials covered by this order are set forth in Table I hereof. Prices lower than the maximum prices may, of course, be charged or paid. If the seller made extra charges in March, 1942, on sales of items covered hereby in quantities less than the units specified herein, he may continue to make such extra charges provided they are no higher than the charges made in March, 1942.

(b) *Delivery.* The maximum prices set forth in Table I include free delivery to any point within a radius of five miles of the seller's place of business. A charge of not more than 25 cents may be made for each mile, or fraction thereof, by which the point of delivery is located beyond the seller's free delivery zone. An additional charge not exceeding 50 cents may be made when items covered hereby whose total value is less than ten dollars are delivered beyond the seller's free delivery zone. No reduction in price need be made where the purchaser elects to make his own delivery.

SEC. 6. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of this order in each of his places of business in the Lexington, Kentucky Area, in a manner plainly visible to and accessible by all customers.

SEC. 7. *Sales slips and records.* Every seller covered by this order shall give each purchaser a receipt showing the date, name, and address of the seller, the description of the items sold and the price received for them. If the seller customarily prepared his sales slips in more than one copy, he must keep, for at least one year after delivery, a duplicate copy of each sales slip delivered by him pursuant to this section.

For any sale of $10.00 or more, each seller, regardless of previous custom, shall keep records showing at least the following information:

(1) Name and address of buyer.
(2) Date of transaction.
(3) Place of delivery.
(4) Complete description of each item sold and the price charged.

All such records shall be kept and made available for inspection by authorized representatives of the Office of Price Administration so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

SEC. 8. *Prohibitions and evasions.* (a) No person shall sell and no person shall buy, in the course of trade or business, any of the commodities covered by this order, at prices greater than the maximum prices established by this order.

(b) The price limitations set forth in this order shall not be evaded by direct or indirect methods, in connection with an offer, solicitation, agreement, sale, delivery, purchase or receipt of any of the commodities covered by this order, whether alone or in conjunction with any other commodity or by way of commissions, services, transportation or other charges, discounts, premiums, or other privileges, or by tying agreement or other understanding or by making the terms and conditions of sale more onerous to buyers than they were during March 1942 (except as specifically permitted by this order or applicable regulations).

SEC. 9. *Amendment.* This order may be amended or revoked at any time by the Office of Price Administration.

This Order No. G-51 shall become effective June 11, 1946.

Issued: May 28, 1946.

J. F. KESSEL,
Regional Administrator.

TABLE I

MAXIMUM RETAIL DELIVERED[1] PRICES OF LISTED HARD BUILDING MATERIALS IN THE LEXINGTON, KY., AREA

Commodity	Maximum price to consumers other than contractors	Unit	Maximum price to contractors[2]
Plaster, hardwall	$1.06	100-lb. bag	$1.00
Plaster, gauging	2.10	100-lb. bag	1.95
Plaster, molding	2.10	100-lb. bag	1.95
Keene's cement	2.50	100-lb. bag	2.38
Finishing lime	.60	50-lb. bag	.60
Gypsum lath, ⅜ in.	.03	Sq. ft.	.03
Metallath, 2.5-lb., painted diamond mesh	.35	Sq. yd.	.33
Metallath, 3.4-lb., painted diamond mesh	.35	Sq. yd.	.33
Metal lath, corner bead expanded type	.06	Lin. ft.	.056
Portland cement, standard (paper bag)	.85	94-lb. bag	.80
Masonry mortar	.75	75-lb. bag	.68
Mason hydrated lime	.50	50-lb. bag	.50
Waterproof cement (gray)	1.10	100 lb. bag	1.05
Fire brick, 9-in. straight first quality	.09	Each	.09
Fire clay	1.50	100-lb. bag	1.42
Clay drain tile, 4-in.	.09	Lin. ft.	.085
Clay drain tile, 6-in.	.15	Lin. ft.	.145
Vitrified clay sewer pipe, No. 1SS, 4-in.	.18	Lin. ft.	.171
Vitrified clay sewer pipe, No. 1SS, 6 in.	.25	Lin. ft.	.2375
Flue lining, 4½ in. x 9 in.	.30	Lin. ft.	.285
Flue lining, 9 in. x 9 in.	.33	Lin. ft.	.315
Flue lining, 9 in. x 13 in.	.50	Lin. ft.	.475
Flue lining, 13 in. x 13 in.	.66	Lin. ft.	.627
Gypsum wallboard, ⅜ in	.0425	Sq. ft.	.045
Asphalt roofing, 90-lb. mineral surface	2.50	108-lb. 108 sq. ft.	2.45
Asphalt or tarred felt, 15-lb.	2.50	Roll, 432 sq. ft.	2.45
Asphalt or tarred felt, 30-lb.	2.50	Roll, 216 sq. ft.	2.45
Asphalt shingles, 210-lb. (3 in 1), thickbutt	6.00	100 sq. ft.	5.75
Asphalt shingles, 165-lb. 2-tab hexagon	5.00	100 sq. ft.	4.75
Fiber insulation board, ½-in. standard lath and board	.06	Sq. ft.	.06
Fiber insulation board, 25/32-in. asphalt sheathing	.06	Sq. ft.	.06
Asbestos cement siding, 12 in. x 24 in. or 27 in. standard colors	9.50	100 sq. ft.	9.00
Hard density synthetic fiber board ¼ in. tempered (standard size)	.12	Sq. ft.	.114
Thermal insulation, batts (paper backed) full thick	.06½	Sq. ft.	.065

[1] Delivery: The maximum prices set forth in Table I include free delivery to any point within a radius of five miles of the seller's place of business. A charge of not more than 25 cents may be made for each mile, or fraction thereof, by which the point of delivery is located beyond the seller's free delivery zone. An additional charge not exceeding 50 cents may be made when items covered hereby whose total value is less than ten dollars are delivered beyond the seller's free delivery zone. No reduction in price need be made where the purchaser elects to make his own delivery.

[2] The term "contractor", as used herein, means any individual, corporation, partnership, association, or other organized group of persons, engaged in the business of selling material or equipment and, who, in connection therewith, assumes responsibility for its incorporation into a building, structure, or construction project at a fixed site, by charging a single price for the commodity installed, by guaranteeing performance and use, or by other objective evidence.

[F. R. Doc. 46-11320; Filed, June 27, 1946; 12:17 p. m.]

[Region III Order G-60 Under Gen. Order 68]

HARD BUILDING MATERIALS IN PADUCAH, KY., AREA

For the reasons set forth in an opinion issued simultaneously herewith and

pursuant to the provisions of General Order No. 68, this order is issued:

SECTION 1. *Transactions covered by this order.* This order covers all retail sales of the commodities specified in Table I, made at or from a point located within the Paducah, Kentucky Area. For the purposes of this order, the "Paducah, Kentucky Area" consists of the Counties of Ballard, Calloway, Carlisle, Crittenden, Fulton, Graves, Hickman, Livingston, Lyon, Marshall, McCracken and Trigg in the State of Kentucky.

SEC. 2. *Definition of retail sales.* For the purposes of this order, a "retail sale" means a sale to an ultimate user or to a purchaser for resale on an installed basis, *Provided, however,* That this order shall not apply to sales by manufacturers or jobbers of any asphalt, tarred, asbestos cement or other composition siding or roofing materials or of thermal insulation, such as mineral wool, vermiculite, etc., to bona fide applicators of roofing and/or siding and/or insulation.

For the purposes of this order, an "applicator of roofing and/or siding and/or insulation" is a contractor engaged generally in the business of furnishing labor and/or composition roofing and/or siding and/or insulation materials for the purpose of installing such roofing, siding or insulation materials in or on building or structures.

SEC. 3. *Description of items covered by this order.* This order covers the list of "hard building materials" set forth in the annexed price list designated Table I and made a part hereof, including, but not limited to, plaster, lath, lime, cement, fire brick, fire clay, flue lining, clay drain tile, composition siding and roofing; and insulation. Other related items may be added from time to time.

SEC. 4. *Relation to other regulations.* The maximum prices established by this order supersede any maximum price or pricing method previously fixed by any other regulations or orders. Except to the extent they are inconsistent with the provisions of this order, the provisions of the General Maximum Price Regulation, (except sections 18, 19, and 19a), and of other applicable regulations and orders, shall apply to sales covered by this order.

SEC. 5. *Maximum prices, delivery, discounts*—(a) *Price list.* The maximum prices for hard building materials covered by this order are set forth in Table I, which is annexed to and made a part of this order. Prices lower than maximum prices may, of course, be charged or paid.

(b) *Delivery.* (1) The prices set forth in Table I, hereof, include free delivery to any point within a radius of five miles of the seller's place of business, for sales of ten dollars or more. (2) On sales of ten dollars or less, a seller may charge not more than fifty cents for delivery within the zone described in (1) above. (3) A charge of not more than twenty-five cents for every mile, or fraction thereof, by which a point of delivery is located beyond the zone described in (1) above, may be made by sellers covered hereby where delivery is made to such point. (4) No deduction need be made from the prices set forth in Table I, where the purchaser elects to make his own delivery.

(c) *Discounts.* No seller covered hereby shall discontinue or reduce any of the discounts, allowances, or differentials offered by him in March 1942, for any item listed in Table I, hereof.

SEC. 6. *Posting of maximum prices.* Every seller making sales covered by this order shall post a copy of this order in each of his places of business in the Paducah, Kentucky Area.

SEC. 7. *Sales slips and records.* Every seller covered by this order, regardless of previous custom, shall give the purchaser a receipt showing the date, name and address of the seller, the description of the item sold and the price received for it. If the seller customarily prepared his sales slips in more than one copy, he shall keep, for at least one year after delivery, a duplicate copy of each sales slip delivered by him pursuant to this section.

For any sale of $10.00 or more, of articles covered hereby, each seller, regardless of previous custom, shall keep records showing at least the following information:

(1) Name and address of buyer.
(2) Date of transaction.
(3) Place of delivery.
(4) Complete description of each item sold and the price charged.

All such records shall be kept and made available for inspection by authorized representatives of the Office of Price Administration so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

SEC. 8. *Prohibitions and evasions.* (a) No person shall sell and no person shall buy, in the course of trade or business, any of the commodities covered by this order, at prices greater than the maximum prices established by this order.

(b) The price limitations set forth in this order shall not be evaded by direct or indirect methods, in connection with an offer, solicitation, agreement, sale, delivery, purchase or receipt of any of the commodities covered by this order, whether alone or in conjunction with any other commodity or by way of commissions, services, transportation or other charges, discounts, premiums, or other privileges or by tying agreement or other understanding or by making the terms and conditions of sale more onerous to buyers than they were during March 1942 (except as specifically permitted by this order or applicable regulations).

SEC. 9. *Amendment.* This order may be amended or revoked at any time by the Office of Price Administration.

This Order No. G–60 shall become effective June 11, 1946.

Issued May 28, 1946.

J. F. KESSEL,
Regional Administrator.

Commodity and unit	*Maximum price*
Plaster, hardwall, 100 lb. bag	$1 15
Plaster, gauging, 100 lb. bag	1 75
Plaster, moulding, 100 lb. bag	2 00
Keene's cement, 100 lb. bag	2 50
Finishing lime, 50 lb. bag	.75
Gypsum lath, $\frac{3}{8}$ in., sq. ft.	.03
Metal lath, 2.5 lb. painted diamond mesh, sq. yd.	.30
Metal lath, corner bead, expanded type, lin. ft.	.05
Portland cement, standard (paper bags), 94 lb. bag	.75
Masonry mortar (paper bags), 75 lb. bag	.70
Mason's hydrated lime, 50 lb. bag	.55
Fire brick, 9 in. straight 1st quality, each	.09
Fire clay, 100 lb. bag	1 75
Clay drain tile, 3 in., lin. ft.	.05
Clay drain tile, 4 in., lin. ft.	.07
Vitrified clay sewer pipe, No. 1SS, 4 in., lin. ft.	.15
Vitrified clay sewer pipe, No. 1SS, 6 in., lin. ft.	.24
Gypsum wallboard, $\frac{3}{8}$ in., sq. ft.	.04½
Asphalt roofing, 90 lb. mineral surface, 108 sq. ft. roll	2 00
Asphalt or tarred felt, 15 lb., 432 sq. ft. roll	2 40
Asphalt or tarred felt, 30 lb., 216 sq. ft. roll	2 40
Asphalt shingles, 210 lb. (3 in 1) thickbutt, 100 sq. ft.	5 75
Asphalt shingles, 165 lb., 2 tab hexagon, 100 sq. ft.	4 50
Fibre insulation board, ½ in. standard lath and board, sq. ft.	.05
Asbestos cement siding, 12 in. x 24 in. or 27 in., standard colors, 100 sq. ft.	8 10
Hard density synthetic fibre board $\frac{1}{8}$ in. tempered (standard size), sq. ft.	.12½
Thermal insulation, blankets (paper backed) thick, sq. ft.	.05½
Thermal insulation, batts (paper backed) full thick, sq. ft.	.06½
Thermal insulation, loose in bags (plain), 40 lb. bag	1 25

Discounts. No seller covered hereby shall discontinue or reduce any of the discounts, allowances, or differentials offered by him in March, 1942, for any item listed in Table I, hereof.

Delivery charges. (1) The prices set forth in Table I, hereof, include free delivery to any point within a radius of five miles of the seller's place of business, for sales of ten dollars or more. (2) On sales of ten dollars or less, a seller may charge not more than fifty cents for delivery within the zone described in (1) above. (3) A charge of not more than twenty-five cents for every mile, or fraction thereof, by which a point of delivery is located beyond the zone described in (1) above, may be made by sellers covered hereby where delivery is made to such point. (4) No deduction need be made from the prices set forth in Table I, where the purchaser elects to make his own delivery.

[F. R. Doc. 46–11321; Filed, June 27, 1946; 12:17 p. m.]

[Region III Basic Order 1–B Under General Order 68]

BUILDING AND CONSTRUCTION MATERIALS IN CLEVELAND REGION

For the reasons set forth in an opinion which has been filed with the Division of the Federal Register, and pursuant to the authority granted the Regional Administrator of the Office of Price Administration under General Order No. 68, this order is issued:

SECTION 1. *What this order does.* (a) This basic order puts into one document the provisions common to all area pricing orders, establishing maximum prices for sales of certain commodities under the jurisdiction of the Building and Construction Price Division of the Office of Price Administration, issued by the Regional Administrator of Region III of the Office of Price Administration.

(b) The orders issued by the Regional Administrator under the authority of General Order No. 68 which adopt and incorporate by reference the applicable provisions of this basic order are referred to herein as "adopting orders."

(c) To the extent they are made applicable, the provisions of this basic order shall apply to retail sales of certain commodities under the jurisdiction of the Building and Construction Price Division of the Office of Price Administration when this order is specifically adopted by any adopting order issued by the Regional Administrator of Region III pursuant to the provisions of General Order No. 68.

SEC. 2. *Definition of retail sales.* For the purposes of this order and adopting orders issued hereunder, a "retail sale" means a sale to an ultimate user or to a purchaser for resale on an installed basis: *Provided, however,* That this order and adopting orders issued hereunder, shall not apply to sales by manufacturers or jobbers of any composition or asbestos cement siding or composition roofing materials, or of composition thermal insulation to bona fide applicators of roofing and/or siding and/or insulation.

For the purposes of this order and adopting orders issued hereunder, an "applicator of roofing and/or siding and/or insulation" is a contractor engaged generally in the business of furnishing labor and/or roofing and/or siding and/or insulation materials for the purpose of installing such roofing, siding or insulation materials in or on buildings or structures.

SEC. 3. *Transactions covered by this order.* This basic order and adopting orders issued hereunder, establish maximum prices for sales,

(a) At retail,

(b) Of the commodities specifically listed in the applicable adopting order.

(c) When sold at or from a point located within the Area defined in the applicable adopting order.

SEC. 4. *Prohibitions against sales at higher than maximum prices.* No person shall sell or offer to sell and no person shall buy or offer to buy, in the course of trade or business, any of the commodities covered hereunder at prices greater than the maximum prices established by this basic order and applicable adopting orders issued hereunder.

SEC. 5. *Relationship to other maximum price regulations and orders.* The maximum prices established hereunder supersede any maximum price or pricing method previously fixed by any other regulations or orders. To the extent that they are consistent with the provisions of this basic order and adopting orders issued hereunder, the provisions of the General Maximum Price Regulation, (except sections 18, 19 and 19a) and of other applicable regulations and orders, shall apply to sales covered hereunder.

SEC. 6. *Maximum prices.* (a) The maximum prices set forth in the applicable adopting orders shall be the maximum prices for the commodities listed therein.

(b) Provisions relating to delivery charges and/or discounts shall be as set forth in the applicable adopting order.

SEC. 7. *Posting.* Every person making sales covered by this order shall post a copy of this basic order and a copy of the applicable adopting order in each of his places of business in the Area defined in the applicable adopting order in a manner plainly visible to and accessible by all customers.

SEC. 8. *Sales slips and invoices.* Every person covered by this order, regardless of previous custom, shall give the purchaser a receipt showing the date, name and address of the seller, description of the item sold and the price received for it. Items covered hereunder shall be invoiced by the same description as used in the adopting order. If the seller customarily prepared his sales slips in more than one copy, he shall keep, for at least one year after delivery, a duplicate copy of each sales slip delivered by him pursuant to this section.

SEC. 9. *Records.* Each seller, regardless of previous custom, shall keep records concerning each sale covered hereunder showing at least the following information:

(1) Name and address of buyer.
(2) Date of transaction.
(3) Place of delivery.
(4) Complete description of each item sold and the price charged therefor.

All such records shall be kept and made available for inspection by authorized representatives of the Office of Price Administration so long as the Emergency Price Control Act of 1942, as amended remains in effect.

SEC. 10. *Evasions.* The price limitations set forth in this order and the adopting orders issued hereunder shall not be evaded by direct or indirect methods, in connection with an offer, solicitation, agreement, sale, delivery, purchase or receipt of any of the commodities covered hereunder, whether alone or in conjunction with any other commodity, or by way of commissions, services, transportation or other charges, discounts, premiums, or other privileges or by tying agreement or other understanding or by making the terms and conditions of sale more onerous to buyers than they were during March 1942 (except as specifically permitted by this order or applicable regulations).

Persons violating any provisions of this order or of applicable adopting orders issued hereunder are subject to the criminal penalties, civil enforcement actions, proceedings for suspension of licenses, and any other enforcement proceedings provided by the Emergency Price Control Act of 1942, as amended.

SEC. 11. *Definitions.* (a) "Contractor" means any individual, corporation, partnership, association, or other organized group of persons, engaged in the business of selling material or equipment and, who, in connection therewith, assumes responsibility for its incorporation into a building, structure, or construction project at a fixed site, by charging a single price for the commodity installed, by guaranteeing performance and use, or by other objective evidence.

(b) "Person" means an individual, corporation, partnership, association, or any other organized group of persons, its legal successors or representatives, the United States or any other government, or any of its political subdivisions, or any agency of any of the foregoing, and includes subcontractors as well as prime contractors.

(c) "Seller" means any person making a sale covered by this order.

(d) Where relevant and material, the definitions set forth in Maximum Price Regulations Nos. 293 and 592, the General Maximum Price Regulation, and in other applicable regulations and orders, and in Section 302 of the Emergency Price Control Act of 1942, as amended, shall apply to terms used in this basic order and adopting orders issued hereunder.

SEC. 12. *Revocation or amendment.* This basic order and any adopting order issued hereunder may be revoked or amended at any time by the Office of Price Administration.

This Order No. 1–B shall become effective June 4, 1946.

Issued June 4, 1946.

J. F. KESSEL,
Regional Administrator.

[F. R. Doc. 46–11323; Filed, June 27, 1946; 12:19 p. m.]

[Region IV Order G–21 Under RMPR 251]

PLUMBING SERVICES AND INSTALLED PLUMBING AND HEATING FIXTURES AND MATERIALS IN KNOXVILLE, AND KNOX COUNTY, TENN.

For the reasons set forth in the accompanying opinion and under the authority conferred upon the Regional Administrator for Region IV of the Office of Price Administration by section 9 of Revised Maximum Price Regulation 251; *It is ordered*:

1. This adopting order establishes dollars-and-cents ceiling prices for plumbing services and installed plumbing and heating fixtures and materials, which ceiling prices are set forth in the Appendix following section 3.

2. This order covers ceiling prices for plumbing services and installed plumbing and heating fixtures and materials in Knoxville, Tenn., and Knox County, Tenn.

3. All the provisions of Order No. G–2 (Basic Order No. 1) for Region IV, under section 9 of Revised Maximum Price Regulation 251, are adopted in this order

and are just as much a part of this order as if included herein. If Regional Order No. G–2 (Basic Order No. 1) under section 9 of Revised Maximum Price Regulation 251 is amended in any respect, all the provisions as amended shall likewise, without further action, be a part of this order.

APPENDIX

Maximum prices of plumbing services and sales of installed plumbing fixtures and materials. The maximum amount which may be charged for plumbing and allied services customarily performed in this area by plumbing and heating contractors shall be the "maximum hourly service rates" as provided in sub-paragraph (a) below, plus the prices of plumbing fixtures, materials and sub-contracted work as set forth in sub-paragraphs (b), and (c) below.

(a) *The maximum hourly service rate.* The maximum hourly charge for labor involved shall be determined as follows:

LEGAL WAGE RATES PAID FOR JOURNEYMEN, APPRENTICES, HELPERS OR LABORERS

		Maximum hourly service rates (straight time charge)
$0.49–$0.69	inclusive	$1.00
$0.70–$0.84	inclusive	1.25
$0.85–$1.04	inclusive	1.50
$1.05–$1.44	inclusive	2.00
$1.45–$1.64	inclusive	2.50
$1.65–$1.84	inclusive	3.00
$1.85–$2.14	inclusive	3.25
$2.15–$2.54	inclusive	4.00

(b) *Maximum prices of installed plumbing and heating fixtures and materials; fixtures.* The maximum amount which may be charged for any fixtures involved in the process of repairing or installing, as defined in the basic order, shall not exceed the invoiced cost, plus actual transportation charges paid, plus a markup of not more than fifty percent (50%) on cost. On any fixture marked with a label containing the legal OPA retail ceiling price, the seller must use this price in lieu of the 50% markup in cost.

Materials. The maximum amount which may be charged for any materials involved in the process of installing or repairing as defined in the basic order, shall not exceed the seller's cost, plus a markup of not more than fifty percent (50%) on cost. The maximum amount for any "plumbing specialty" priced at less than $1.00 shall not exceed the invoiced cost plus a markup not to exceed 100%. Prices of items thus priced may be rounded to the nearest five cents (5¢).

(c) *Maximum prices of sub-contracted work.* The maximum amount which may be charged for any necessary sub-contracted work, such as sheet metal work, pipe covering, plastering, painting, electrical work, etc., incidental to the installation or repair of plumbing and heating, shall not exceed the actual cost of such sub-contracted work, plus a markup not in excess of twenty-five percent (25%) of cost.

This order may be revised, amended, revoked or modified at any time by the Office of Price Administration.

This order shall become effective June 26, 1946.

Issued: June 14, 1946.

ALEXANDER HARRIS,
Regional Administrator.

[F. R. Doc. 46–11319; Filed, June 27, 1946; 12:16 p. m.]

[Peoria Rev. Order G–3 Under Gen. Order 68]

HARD BUILDING MATERIALS IN JOILET, ILL., AREA

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order No. 68, it is ordered:

SECTION 1. *What this order covers.* This order covers all retail sales made by any seller, except the manufacturer, of commodities specified in Appendices A and B attached hereto delivered to the purchaser in the Joliet area. The Joliet area for the purposes of this order consists of the area within the townships of Joliet and Lockport in the County of Will, State of Illinois, including the cities of Joliet and Lockport, Illinois.

SEC. 2. *Definitions*—(a) *Retail sales.* For the purposes of this order, a retail sale means a sale to an ultimate user, or to any contractor; *Provided*, That for the purposes of this order, a "retail sale" shall not include any sale to the United States Government or any of its political sub-divisions.

(b) *Contractor.* Any person who sells material or equipment and in connection therewith, assumes responsibility for its incorporation into a building, structure, or construction project at a fixed site, by charging a single price for the commodity installed, by guaranteeing performance and use, or by other objective evidence, shall be considered a contractor.

(c) *Applicators.* Purchasers by applicators, as herein defined, of asphalt and tarred roofing products and insulation are excluded from the coverage of this order. Applicators are herein defined as contractors engaged exclusively in the business of applying roofing and/or siding and/or insulation to buildings.

SEC. 3. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum prices or pricing method previously fixed by any other regulation or order covering the commodities specified in Appendices A and B. Except to the extent they are inconsistent with the provisions of this order, all other provisions of the regulations applicable to the commodities listed in Appendices A and B prior to the issuance of this order shall continue to apply to sales covered by this order.

SEC. 4. *Maximum price, discounts and delivery practices.* On and after the date of this order, regardless of any contract, agreement or other obligation, no person covered by this order shall sell, offer to sell, or deliver at retail as herein defined, any of the items listed in Appendices A and B attached hereto, at prices higher than the maximum prices set forth in these appendices. All prices include free delivery within the area covered by this order. For deliveries outside the free delivery zone, no charge may be made for deliveries in excess of the charges now legally in effect by such seller, for a similar delivery.

SEC. 5. *Posting.* Every seller making sales covered by this order shall post a copy of the list of maximum prices for sales contained in Appendix A of this order in each of his places of business in the area covered by this order in a manner plainly visible to all purchasers. In addition, he shall keep on file in an appropriate counter book or other such record in each of his places of business in the area covered by this order, a copy of the list of maximum prices for sales to contractors set out in Appendix B of this Order and shall, if requested by any purchaser, make available to the purchaser for inspection his copy of this order including Appendices A and B containing the list of maximum prices applicable to that sale. There is attached to this order for your convenience two copies of its appendices containing the items covered, with the respective maximum prices applicable. One such copy of such list may be detached and used as a poster hereinbefore required to be posted and the list of maximum prices to contractors hereinbefore required to be filed in seller's counter book or other such record.

SEC. 6. *Sales slips and records.* Every seller covered by this order must provide the purchaser, whether he requests it or not, with a sales slip, invoice, receipt, or other evidence of sale, of which an exact and full copy shall be retained by the seller for the duration of the Emergency Price Control Act of 1942, as amended. The sales slip or other evidence of sale shall contain the following information with respect to items subject to this order:

1. Name and address of seller.
2. Date of sale.
3. Name and address of purchaser (necessary only on sales of items totaling $7.50 or more).
4. Description of the item sold, including quantity, grade, and any other matter insofar as any of these matters may affect the price, in full detail necessary to permit the exact calculation of the applicable maximum price.
5. Charge, if any, for delivery beyond the free delivery zone to be separately listed from the price of the item.
6. The total price.

Each such seller shall also keep such records of each sale as he customarily kept.

SEC. 7. On and after the effective date of this order any person covered by this order who sells or offers to sell at a price higher than the ceiling price permitted by this order, or otherwise violates any of the provisions of the order, shall be subject to the criminal penalties, civil enforcement actions, license suspension proceedings and suits for treble damages as provided for by the Emergency Price Control Act of 1942, as amended.

No person subject to this order may evade any of the provisions of the order by any stratagem, scheme, or device. No person subject to this order, may as a condition of selling any particular building material, require a customer to buy anything else. Any such evasion is punishable as a violation of this order.

Appendices. The Appendices containing the dollars-and-cents ceiling prices and the discounts and allowances, established by this order are attached hereto, marked Appendix A and Appendix B and made a part hereof.

This revised order may be modified, amended, or revoked at any time.

This revised order shall become effective June 24, 1946.

Issued this 19th day of June 1946.

KENNETH H. LEMMER,
District Director.

APPENDIX A

PROVISIONS REGARDING DISCOUNTS, ALLOWANCES AND DELIVERY PRACTICES

1. For all deliveries made beyond the established free delivery area covered by this order, the retail seller shall charge no more than his customary charge per ton mile which was in effect in March 1942.

[Maximum delivered or f. o. b. yard prices to consumers]

Description of materials and unit	*Price*
Plaster:	
1. Plaster, hard wall, 50 lb. bag	$0.75
2. Plaster, hard wall, 100 lb. bag	1.15
3. Plaster, hard wall, per ton	20.00
4. Plaster, gauging (super white), 100 lb. bag	1.75
5. Plaster, gauging (local), 100 lb. bag	1.15
6. Plaster, moulding, 100 lb. bag	1.75
7. Keene's cement, 100 lb. bag	2.00
Lime:	
8. Lime, finishing, 50 lb. bag	.75
9. Mason's hydrated lime, 50 lb. bag	.65
Gypsum products:	
10. Gypsum lath, ⅜", sq. ft.	.025
11. Gypsum wallboard, ⅜", sq. ft.	.04
12. Gypsum, sheathing, ½", sq. ft.	.04
13. Gypsum block partition, 4" hollow, sq. ft.	.11
14. Gypsum block partition, 6", hollow, sq. ft.	.18
Metal lath:	
15. Metal lath, 2.2 lb. painted diamond mesh, sq. yd.	.20
16. Metal lath, 2.5 lb. painted diamond mesh, sq. yd.	.295
17. Metal lath, 3.4 lb. painted diamond mesh, sq. yd.	.34
18. Metal lath, corner bead, expanded type, lin. ft.	.052
Cement products:	
19. Portland cement std. paper bags, 94 lb. bag	.80
20. Masonry mortar, paper bags, 70 lb. bag	.70
21. Waterproof cement, gray, 94 lb. bag	.95
Clay products:	
22. Clay drain tile 3", lin. ft.	.06
23. Clay drain tile, 4", lin. ft.	.06
24. Clay drain tile, 6", lin ft.	.10
25. Vitrified clay sewer pipe No. 1SS, 4", lin. ft.	.192
26. Vitrified clay sewer pipe No. 1SS, 6", lin. ft.	.263
27. Flue lining, 8½ x 8½", lin. ft.	.384
28. Flue lining, 8½ x 12½", lin. ft.	.586
29. Flue lining, 12½ x 12½", lin. ft.	.7605
30. Fire clay, 100 lb. bag	1.00

APPENDIX A—Continued

PROVISIONS REGARDING DISCOUNTS, ALLOWANCES AND DELIVERY PRACTICES—continued

[Maximum delivered or f. o. b. yard prices to consumers]

Description of materials and unit	*Price*
Roofing:	
31. Asphalt roofing, 90 lb. mineral surface, per sq.	$2.595
32. Asphalt shingles, 210 lb. (3 in 1) thickbutt, per sq.	6.34
Insulation material:	
33. Fibre insulation board ½" std. lath and board, sq. ft.	.05
34. Fibre insulation board 25/32" asphalt sheathing, sq. ft.	.064
35. Std. density synthetic fibre board 3/16" 4 x 8, sq. ft.	.045
36. Hard density synthetic fibre board ⅛" tempered, std. size, sq. ft.	.085
37. Thermal insulation blankets (paper backed) balsam wool std., sq. ft.	.05
38. Thermal insulation blankets (paper backed) balsam wool, double thick, sq. ft.	.075
39. Thermal insulation batts (paper backed) 2" thick, sq. ft.	.05
40. Thermal insulation batts (paper backed) full thick, sq. ft.	.065
41. Thermal insulation, loose, in bags, plain, 35 lb. bag	1.05
42. Thermal insulation, loose, in bags, modulated, 35 lb. bag	1.20

APPENDIX B

PROVISIONS REGARDING DISCOUNTS, ALLOWANCES, AND DELIVERY PRACTICES

1. *Cash discounts.* Customary discounts must be continued.

2. If total order is less than $7.50, the consumer price may be used.

3. For all deliveries made beyond the established free delivery area covered by this order, the retail seller shall charge no more than his customary charge per ton mile which was in effect in March 1942.

[Maximum delivered prices to contractors]

Description of materials and unit	*Price*
Plaster:	
1. Plaster, hard wall, 50 lb. bag	$0.60
2. Plaster, hard wall, 100 lb. bag	1.00
3. Plaster, hard wall, per ton	20.00
4. Plaster, gauging (super white), 100 lb. bag	1.50
5. Plaster, local, gauging, 100 lb. bag	1.00
6. Plaster, moulding, 100 lb. bag	1.50
7. Keene's cement, 100 lb. bag	1.75
Lime:	
8. Lime, finishing, 50 lb. bag	.50
9. Mason's hydrated lime, 50 lb. bag	.50
Gypsum products:	
10. Gypsum lath ⅜", sq. ft.	.025
11. Gypsum wallboard ⅜", sq. ft.	.04
12. Gypsum sheathing ½", sq. ft.	.04
13. Gypsum block partition 4" hollow, sq. ft.	.09
14. Gypsum block partition 6" hollow, sq. ft.	.16
Metal lath:	
15. Metal lath, 2.2 lb. painted diamond mesh, sq. yd.	.20
16. Metal lath, 2.5 lb. painted diamond mesh, sq. yd.	.27
17. Metal lath, 3.4 lb. painted diamond mesh, sq. yd.	.32
18. Metal lath, corner bead, expanded type, lin. ft.	.052
Cement products:	
19. Portland cement, std. paper bags, 94 lb. bag	.80
20. Masonry mortar, paper bags, 70 lb. bag	.60
21. Waterproof cement, gray, 94 lb. bag	.95

APPENDIX B—Continued

PROVISIONS REGARDING DISCOUNTS, ALLOWANCES, AND DELIVERY PRACTICES—continued

[Maximum delivered prices to contractors]

Description of materials and unit	*Price*
Clay products:	
22. Clay drain tile 3", lin. ft.	$0.06
23. Clay drain tile 4", lin. ft.	.06
24. Clay drain tile 6", lin. ft.	.10
25. Vitrified clay sewer pipe No. 1SS 4", lin. ft.	.192
26. Vitrified clay sewer pipe No. 1SS 6", lin. ft.	.263
27. Flue lining 8½ x 8½, lin. ft.	.384
28. Flue lining 8½ x 12½, lin. ft.	.586
29. Flue lining 12½ x 12½, lin. ft.	.7605
30. Fire clay, 100 lb. bag	1.00
Roofing:	
31. Asphalt roofing 90 lb. mineral surface, per sq.	2.595
32. Asphalt shingles 210 lb. (3 in 1) thickbutt, per sq.	6.34
Insulation material:	
33. Fibre insulation board ½" std. lath and board, sq. ft.	.05
34. Fibre insulation board 25/32" asphalt sheathing, sq ft.	.064
35. Std. density synthetic fibre board 3/16" 4 x 8, sq. ft.	.045
36. Hard density synthetic fibre board ⅛" tempered, std. size, sq. ft.	.085
37. Thermal insulation blankets (paper backed) balsam wool std., sq. ft.	.05
38. Thermal insulation blankets (paper backed) balsam wool, double thick, sq. ft.	.075
39. Thermal insulation batts (paper backed) 2" thick, sq. ft.	.05
40. Thermal insulation batts (paper backed) full thick, sq. ft.	.065
41. Thermal insulation, loose, in bags plain, 35 lb. bag	1.05
42. Thermal insulation, loose, in bags, modulated, 35 lb. bag	1.20

[F. R. Doc. 46–11827; Filed, June 27, 1946; 12:21 p. m.]

[Peoria Rev. Order G–4 Under Gen. Order 68]

HARD BUILDING MATERIALS IN GALESBURG, ILL., AREA

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order No. 68, it is ordered:

SECTION 1. *What this order covers.* This order covers all retail sales made by any seller, except the manufacturer, of commodities specified in Appendix A attached hereto delivered to the purchaser in the Galesburg, Illinois area. The Galesburg area covered by this order consists of that part of Knox County, Illinois, lying within a radius of three (3) miles from the City Square in Galesburg, Illinois.

SEC. 2. *Definitions*—(a) *Retail sale.* For the purpose of this order, a retail sale means a sale to an ultimate user, or to any contractor: *Provided*, That for the purposes of this order a "retail sale" shall not include any sale to the United States Government or any of its political sub-divisions;

(b) *Contractor.* Any person who sells material or equipment, and in connection therewith, assumes responsibility for its incorporation into a building, structure, or construction project at a fixed site, by charging a single price for the commodity installed, by guarantee-

ing performance and use, or by other objective evidence, shall be considered a contractor;

(c) *Applicators.* Purchases by applicators, as herein defined, of asphalt and tarred roofing products and insulation are excluded from the coverage of this order. Applicators are herein defined as contractors engaged exclusively in the business of applying roofing and/or siding and/or insulation to buildings.

SEC. 3. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order covering the commodities specified in Appendix A. Except to the extent they are inconsistent with the provisions of this order, all other provisions of the regulations applicable to the commodities listed in Appendix A prior to the issuance of this order shall continue to apply to sales covered by this order.

SEC. 4. *Maximum price, discounts and delivery practices.* On and after the date of this order, regardless of any contract, agreement or other obligation, no person covered by this order shall sell, offer to sell, or deliver at retail as herein defined, any of the items listed in Appendix A attached hereto, at prices higher than the maximum prices set forth in this appendix. All prices include free delivery within the area covered by this order. For deliveries outside the free delivery zone, no charge may be made for deliveries in excess of the charges now legally in effect by such seller for a similar delivery.

SEC. 5. *Posting.* Every seller making sales covered by this order shall post a copy of the list of maximum prices for all sales contained in Appendix A of this order in each of his places of business in the area covered by this order in a manner plainly visible to all purchasers. There is attached to this order for your convenience two copies of its Appendix containing the items covered, with the respective maximum prices applicable. One such copy of such list may be detached and used as a poster hereinbefore required to be posted.

SEC. 6. *Sales slips and records.* Every seller covered by this order must provide the purchaser, whether he requests it or not, with a sales slip, invoice, receipt, or other evidence of sale, of which an exact and full copy shall be retained by the seller for the duration of the Emergency Price Control Act of 1942, as amended. The sales slip or other evidence of sale shall contain the following information with respect to items subject to this order:

1. Name and address of seller.
2. Date of sale.
3. Name and address of purchaser (necessary only on sales of items totaling $7.50 or more.)
4. Description of the item sold, including quantity, grade, and any other matter insofar as any of these matters may affect the price, in full detail necessary to permit the exact calculation of the applicable maximum price.
5. Charge, if any, for delivery beyond the free delivery zone to be separately listed from the price of the item.
6. The total price.

Each such seller shall also keep such records of each sale as he customarily kept.

SEC. 7. On and after the effective date of this order any person covered by this order who sells or offers to sell at a price higher than the ceiling price permitted by this order, or otherwise violates any of the provisions of this order, shall be subject to the criminal penalties, civil enforcement actions, license suspension proceedings and suits for treble damages as provided for by the Emergency Price Control Act of 1942, as amended.

No person subject to the order may evade any of the provisions of the order by any stratagem, scheme, or device. No person subject to this order, may as a condition of selling any particular building material, require a customer to buy anything else. Any such evasion is punishable as a violation of this order.

Appendix. The appendix containing the dollars-and-cents ceiling prices and the discounts and allowances established by this order is attached hereto, marked "Exhibit A" and made a part hereof.

This revised order may be modified, amended, or revoked at any time.

This revised order shall become effective June 19, 1946.

Issued this 14th day of June 1946.

KENNETH H. LEMMER,
District Director.

APPENDIX A

PROVISIONS REGARDING DISCOUNTS, ALLOWANCES AND DELIVERY PRACTICES

1. For all deliveries made beyond the established free delivery area covered by this order, the retail seller shall charge no more than his customary charge per ton mile which was in effect in March 1942.

[Maximum prices to all purchasers]

Description of materials and unit	*Price*
Plaster:	
1. Plaster, hard wall, 50 lb. bag	$0.60
2. Plaster, hard wall, 100 lb bag	1.00
3. Plaster, hard wall, per ton	20.00
4. Plaster, gauging (local), 100 lb. bag	1.50
5. Plaster, moulding, 100 lb. bag	1.50
6. Cement, Keene's, 100 lb. bag	2.55
Lime:	
7. Lime, finishing, 50 lb. bag	.60
8. Mason's hydrated lime, 50 lb. bag	.50
Gypsum products:	
9. Gypsum lath 3/8", sq. ft	.028
10. Gypsum wallboard 3/8", sq. ft.	.048
11. Gypsum block partitions 3" hollow, sq. ft	.10
12. Gypsum block partitions 4" hollow, sq. ft	.12
Metal lath:	
13. Metal lath, 2.5 lb. painted diamond mesh, sq. yd	.25
14. Metal lath, 3.4 lb. painted diamond mesh, sq. yd	.30
15. Metal lath, corner bead, expanded type, lin. ft	.05
16. Portland cement, std. (paper bags), 94 lb. bag	.80
17. Masonry mortar (paper bags), 70 lb. bag	.65
18. Waterproof cement (gray), 94 lb. bag	.95
Clay products:	
19. Clay drain tile 4", lin. ft	.0675
20. Clay drain tile 6", lin. ft	.1075
21. Vitrified clay sewer pipe No. 1SS 4", lin. ft	.176

APPENDIX A—Continued

PROVISIONS REGARDING DISCOUNTS, ALLOWANCES AND DELIVERY PRACTICES—continued

Description of materials and unit	*Price*
Clay products—Continued.	
22. Vitrified clay sewer pipe No. 1SS 6", lin. ft	$0.242
23. Flue lining 8½ x 8½", lin. ft.	.385
24. Flue lining 8½ x 12½", lin. ft.	.55
25. Flue lining 12½ x 12½", lin. ft	.66
26. Fire clay, 100 lb. bag	1.05
Roofing:	
27. Asphalt roofing 90 lb. mineral surface, per sq	2.695
28. Asbestos cement roofing shingles economy cut, per sq	10.00
29. Fibre insulation board ½" std. lath and board, sq. ft	.05
30. Fibre insulation board 25/32" asphalt sheathing, sq. ft	.069
31. Hard density synthetic fibre board ⅛" tempered (std. size), sq. ft	.10
32. Thermal insulation blankets (paper backed) medium, glass or balsam wool, sq. ft	.05
33. Thermal insulation blankets (paper backed) single, glass wool, sq. ft	.045
34. Thermal insulation blankets (paper backed) glass or balsam wool, sq. ft	.07
35. Thermal insulation batts (paper backed) 2" thick, rock wool, sq. ft	.05
36. Thermal insulation batts (paper backed) full thick, rock wool, sq. ft	.0675
37. Thermal insulation, loose, in bags (plain), 35 lb	1.15
38. Asbestos cement siding 12 x 24 or 27" (brilliant colors), sq	9.50
39. Asbestos cement siding 12 x 24 or 27" (standard colors), sq	8.50

[F. R. Doc. 46-11317; Filed, June 27, 1946; 12:15 p. m.]

[Peoria Rev. Order G-6 Under Gen. Order 68]

HARD BUILDING MATERIALS IN ROCKFORD, ILL., AREA

For the reasons set forth in an opinion issued simultaneously herewith, and pursuant to the provisions of General Order No. 68, it is ordered:

SECTION 1. *What this order covers.* This order covers all retail sales made by any seller, except the manufacturer, of commodities specified in Appendix A attached hereto delivered to the purchaser in the Rockford, Illinois area. The Rockford area covered by this order consists of the City of Rockford, Illinois, and that part of Winnebago County lying within three miles from the city limits of Rockford, Illinois in any direction.

SEC. 2. *Definitions*—(a) *Retail sale.* For the purposes of this order, a retail sale means a sale to an ultimate user, or to any contractor: *Provided,* That for the purposes of this order, a "retail sale" shall not include any sale to the United States Government or any of its political subdivisions.

(b) *Contractor.* Any person who sells material or equipment and in connection therewith, assumes responsibility for its incorporation into a building, structure, or construction project at a fixed site, by charging a single price for the commodity installed, by guaranteeing performance and use, or by other objective evidence, shall be considered a contractor.

(c) *Applicators.* Purchases by applicators, as herein defined, of asphalt and tarred roofing products and insulation are excluded from the coverage of this order. Applicators are herein defined as contractors engaged exclusively in the business of applying roofing and/or siding and/or insulation to buildings.

SEC. 3. *Relation to other regulations.* The maximum prices fixed by this order supersede any maximum price or pricing method previously fixed by any other regulation or order covering the commodities specified in Appendix A. Except to the extent they are inconsistent with the provisions of this order, all other provisions of the regulations applicable to the commodities listed in Appendix A prior to the issuance of this order shall continue to apply to sales covered by this order.

SEC. 4. *Maximum price, discounts and delivery practices.* On and after the date of this order, regardless of any contract, agreement or other obligation, no person covered by this order shall sell, offer to sell, or deliver at retail as herein defined, any of the items listed in Appendix A attached hereto, at prices higher than the maximum prices set forth in this Appendix. All prices include free delivery within the area covered by this order. For deliveries outside the free delivery zone, no charge may be made for deliveries in excess of the charges now legally in effect by such seller for a similar delivery.

SEC. 5. *Posting.* Every seller making sales covered by this order shall post a copy of the list of maximum prices for all sales contained in Appendix A of this order in each of his places of business in the area covered by this order in a manner plainly visible to all purchasers. There is attached to this order for your convenience two copies of its Appendix containing the items covered, with the respective maximum prices applicable. One such copy of such list may be detached and used as a poster hereinbefore required to be posted.

SEC. 6. *Sales slips and records.* Every seller covered by this order must provide the purchaser, whether he requests it or not, with a sales slip, invoice, receipt, or other evidence of sale of which an exact and full copy shall be retained by the seller for the duration of the Emergency Price Control Act of 1942, as amended. The sales slip or other evidence of sale shall contain the following information with respect to items subject to this order:

1. Name and address of seller.
2. Date of sale.
3. Name and address of purchaser (necessary only on sales of items totaling $7.50 or more).
4. Description of the item sold, including quantity, grade, and any other matter insofar as any of these matters may affect the price, in full detail necessary to permit the exact calculation of the applicable maximum price.
5. Charge, if any, for delivery beyond the free delivery zone to be separately listed from the price of the item.
6. The total price.

Each such seller shall also keep such records of each sale as he customarily kept.

SEC. 7. *Prohibitions and evasions.* On and after the effective date of this order any person covered by this order who sells or offers to sell at a price higher than the ceiling price permitted by this order, or otherwise violates any of the provisions of this order, shall be subject to the criminal penalties, civil enforcement actions, license suspension proceedings and suits for treble damages as provided for by the Emergency Price Control Act of 1942, as amended.

No person subject to this order may evade any of the provisions of the order by any stratagem, scheme, or device. No person subject to this order, may as a condition of selling any particular building material, require a customer to buy anything else. Any such evasion is punishable as a violation of this order.

Appendix. The Appendix containing the dollars-and-cents ceiling prices and the discounts and allowances established by this order is attached hereto, marked Exhibit A and made a part hereof.

This revised order may be modified, amended, or revoked at any time.

This revised order shall become effective June 22, 1946.

Issued this 17th day of June 1946.

KENNETH H. LEMMER,
District Director.

APPENDIX A—TABLE OF PRICES

PROVISIONS REGARDING DISCOUNTS, ALLOWANCES AND DELIVERY PRACTICES

1. *Cash discounts to all purchasers.* Two (2) percent for payment on or before the 10th day of the month following date of delivery.

2. For all deliveries made beyond the established free delivery area covered by this order, the retail seller shall charge no more than his customary charge per ton mile which was in effect in March 1942.

[Maximum prices to all purchasers]

Description of materials and unit	*Price*
Plaster:	
1. Plaster, hard wall, 100 lb. bag	$1.00
2. Plaster, hard wall, per ton	20.00
3. Plaster, gauging, 100 lb. bag	1.00
4. Plaster, moulding, 100 lb. bag	2.50
5. Keene's cement, 100 lb. bag	2.30
Lime:	
6. Lime, finishing, 50 lb. bag	.65
7. Mason's hydrated lime, 50 lb. bag	.55
Gypsum products:	
8. Gypsum lath 3/8", sq. ft	.025
9. Gypsum wallboard 3/8", sq. ft.	.045
10. Gypsum sheathing ½", sq. ft.	.055
11. Gypsum block partitions 3" hollow, sq. ft	.09
12. Gypsum block partitions 4" hollow, sq. ft	.11
Metal lath:	
13. Metal lath 3.4 lb. painted diamond mesh copper alloy, sq. yd	.34
14. Metal lath 3.4 lb. painted diamond mesh, sq. yd	.33
15. Metal lath 2.75 lb. flat rib painted, sq. yd	.325
16. Metal lath 3.4 lb. 3/8" high rib painted, sq. yd	.39
17. Metal lath, corner bead, expanded type, lin ft	.052

APPENDIX A—TABLE OF PRICES—Continued

PROVISIONS REGARDING DISCOUNTS, ALLOWANCES AND DELIVERY PRACTICES—continued

Description of materials and unit	*Price*
Cement products:	
18. Portland cement std. (paper bags), 94 lb. bag	$0.80
19. Portland cement std. (cloth bags), 94 lb. bag	.8625
20. Masonry mortar (paper bags), 70 lb. bag	.675
21. Waterproof cement (gray), 94 lb. bag	1.05
22. Concrete block 8 x 8 x 16 (sand and gravel), each	.15
Clay products:	
23. Clay drain tile 4", lin. ft	.06
24. Clay drain tile 6", lin. ft.	.10
25. Vitrified clay sewer pipe No. 1SS 4", lin. ft	.217
26. Vitrified clay sewer pipe No. 1SS 6", lin ft	.313
27. Flue lining 9 x 9, lin ft	.434
28. Flue lining 9 x 13, lin ft	.636
29. Flue lining 13 x 13, lin ft	.8105
30. Hollow building tile partition 4 x 12 x 12, sq. ft	.10
31. Hollow building tile, load bearing 4 x 12 x 12, sq. ft	.11
32. Hollow building tile, back up 5 x 8 x 12, each	.095
33. Fire clay, 100 lb. bag	1.00
Roofing:	
34. Asphalt roofing 90 lb. mineral surface, per sq.	2.995
35. Asphalt or tarred felt 15 lb. 432 sq. ft., per roll	2.733
36. Asphalt or tarred felt 30 lb. 216 sq. ft., per roll	2.733
37. Asphalt shingles 210 lb. (3 in 1) thickbutt, per sq	7.14
38. Asphalt shingles 165 lb. 2 tab. hexagon, per sq	5.75
Insulation material:	
39. Fibre insulation board ½" std. lath and board, sq. ft	.05
40. Fibre insulation board 25/32" asphalt sheathing, sq. ft	.069
41. Std. density synthetic fibre board ⅛" 4 x 8, sq. ft	.07
42. Hard density synthetic fibre board ⅛" tempered (std. size), sq. ft	.085
43. Thermal insulation blankets (paper backed) medium, sq. ft	.05
44. Thermal insulation blankets (paper backed) single, sq. ft	.045
45. Thermal insulation blankets (paper backed) thick, sq. ft	.07
46. Thermal insulation batts (paper backed) 2" thick, sq. ft	.05
47. Thermal insulation batts (paper backed) full thick, sq. ft.	.07

[F. R. Doc. 46-11316; Filed, June 27, 1946; 12:14 p. m.]

[Region VI Order G-16 Under RMPR 122, Appendix 41]

SOLID FUELS IN WAUSAU, WIS. AREA

(a) *Applicability.* This Appendix No. 41 applies to all delivered sales to consumers of solid fuels made by retail yards where the fuel is delivered to the purchaser within the cities and towns of Wausau, Schofield, and Rothschild, Wisconsin and in the territory immediately surrounding them and extending up to two miles from their boundaries.

(b) *Price schedule.* (1) Immediately below and as part of this section (b) is a schedule which sets forth adjusted maximum prices before discounts for

delivered sales of solid fuels of specified sizes, kinds, and quantities. All prices are stated on a net ton basis.

(i) On domestic delivered sales of less than one-half ton the adjusted maximum price shall be $1 per cwt.

PRICE SCHEDULE

	Less than 2 tons delivered	2 or more but less than 20 tons delivered	20 tons and over delivered
I. Low volatile bituminous coal from District No. 7 (southern West Virginia and northwestern and central Virginia):			
1. Egg—Water-borne coal shipped from Great Lakes docks (forked or screened)	$17.20	$16.70	----------
2. Egg—All-rail coal from mine index No. 73 Glen Rogers mine (forked or screened)	14.80	14.80	----------
3. Nut—Water-borne coal shipped from Great Lakes docks	15.75	15.25	----------
4. Nut—All rail coal from mine index No. 73 Glen Rogers mine	12.70	12.70	----------
II. High volatile bituminous coal from district No. 8 (eastern Kentucky, southwestern West Virginia, western Virginia, northern Tennessee and North Carolina):			
1. Lump and egg (forked or screened):			
(a) Premium Kentucky and Elkhorn seams	14.65	14.15	12.60
(b) Splint seams, including Dorothy, Island Creek, No. 5 Block, Hazard, Coalburg and Winifrede seams	13.90	13.40	12.05
2. Stove (forked or screened) premium Kentucky	13.65	13.15	11.90
3. Stoker—Premium Kentucky and Elkhorn seams	12.80	12.30	11.20
4. Stoker. Splint seams, including Island Creek seam	12.50	12.00	10.90
5. Screenings—Premium Kentucky and Elkhorn seams	11.95	11.45	10.35
III. High volatile bituminous coal from district No. 10 (Illinois):			
A. Southern subdistrict deep machine mines. Price Group Nos. 1, 2 and 8—1. Lump and egg size group Nos. 1, 2, and 3. All lump and egg coals bottom size larger than 2" washed or raw	11.50	11.50	10.00
IV. Byproduct coke—1. Egg, stove, and nut:			
(a) Milwaukee Solvay and Ford	16.60	16.60	----------
(b) Racine	16.35	16.35	----------
V. Briquettes:			
1. Low volatile Reiss, United and P & A	15.55	15.55	----------
2. High volatile fire balls	12.56	12.56	----------
VI. Pennsylvania anthracite (ash content not in excess of OPA quality standards)—1. Egg, stove, and nut	19.70	19.70	----------
VII. Package Pocahontas—1. Cliffs coal Blox	18.60	18.60	----------

To the above maximum price there may be added the Federal Transportation Tax of 4¢ per ton.

(c) *Charge for treatment of coal.* Whenever a dealer has been charged by his supplier for chemical or oil treatment of coal, he may add such treatment charge to the applicable maximum price established by this Appendix: *Provided*, That the treated coal is kept separate from and is not mixed with untreated coal. When a treatment charge is made pursuant to this Section, the dealer need not separately state the amount of such service charge if he clearly indicates on invoice that such coal is so treated.

(d) *Discounts.* The maximum prices set forth in section (b) above shall be subject to the following discounts from the net retail prices:

(i) Single ton or load lot prices are subject to $1 per ton discount for payment made by the purchaser before the 15th day of the month following delivery.

(ii) Delivery prices for sales of 20 tons and over are subject to a discount of 25¢ per ton if payment is made within 30 days from the time of delivery.

(iii) For coal picked up at the yard by a domestic consumer, a discount of $1.00 per ton shall be allowed.

(iv) Maximum prices for Pennsylvania Anthracite received by a dealer which has been identified by his supplier prior to its resale as anthracite with an ash content in excess of OPA quality standards shall be the maximum price established by this order less the following amount:

Egg, stove, and nut---------- $1.00 per ton.

(e) *Additional charges.* Immediately below and a part of this section (e) is a schedule of service charges which a dealer may make for the special services described when rendered in connection with sales of solid fuels covered by this Appendix. These charges may be made only if the buyer requests the service and the dealer renders it pursuant to the request. The charges must be stated separately on the dealer's invoice.

SCHEDULE OF SERVICE CHARGES

	Per ton
Carrying from curb to bin, including carrying up or down stairs----------	$0.80

(f) *Notification.* Every dealer subject to this order selling Pennsylvania Anthracite which has been identified by his supplier prior to its resale as Anthracite with an ash content in excess of OPA quality standards must place the following legend on the invoice, sales slip, or receipt: "Price reduced because of high ash content." Such Anthracite must be kept separate in storage and delivery from all other Anthracite.

(g) *Definitions.* (1) "Domestic sales" means all sales other than sales made to commercial and industrial users such as hotels, industrial plants, office buildings, large department store and institutional users such as hospitals, public institutions, and public buildings.

(2) The term "delivered" means dumping or chuting the fuel from the seller's trucks directly into the buyer's bin or storage space; but if this is physically impossible, the term means discharging the fuel directly from the seller's truck at the point nearest and most accessible to the buyer's bin or storage space.

(3) Except as otherwise provided herein or as the context may otherwise require, all terms used in this order shall bear the meaning given them in Revised Maximum Price Regulation No. 122 or in the Emergency Price Control Act of 1942, as amended; if not therein defined they shall be given their ordinary and popular trade meaning.

This order, designated as Appendix No. 41, as in the title above, shall be effective June 17, 1946, but it may be amended, modified, or revoked at any time.

Issued this 10th day of June 1946.

R. E. WALTERS,
Regional Administrator.

[F. R. Doc. 46-11329; Filed, June 27, 1946; 12:25 p. m.]

[Region VI Order G-4 Under SO 142]

REVERE ELECTRIC MFG. CO.

AUTHORIZATION OF MAXIMUM PRICES

Order No. G-4 under Supplementary Order No. 142. Adjustment provisions for sales of industrial machinery and equipment subject to Revised Maximum Price Regulation No. 136; Docket No. 6CM-SO 142-2(b)-41-5.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 2 of Supplementary Order No. 142, as amended; *It is ordered:*

(a) The Revere Electric Manufacturing Company (hereinafter referred to as the manufacturer) is hereby authorized to increase its present maximum prices on industrial lighting equipment by an amount not to exceed 20.8%. Such price be subject to all customary discounts allowed by the seller in March, 1942, to purchasers of the same class as that term is defined in section 28 (a) (7) of Revised Maximum Price Regulation No. 136.

(b) The reseller's maximum price of industrial lighting equipment manufactured by the Revere Electric Manufacturing Company is hereby increased 20.8% over its (the seller's) presently established maximum prices.

(c) If the reseller has not established maximum prices the 20.8% increase may be added to the reseller's price as established under the provisions of section 11 (c) and (d) of Revised Maximum Price Regulation No. 136, under which subparagraph the sellers determine their maximum price if they are unable to qualify under paragraph (b) above.

(d) In all cases the reseller's price shall be adjusted to reflect all applicable extra charges, discounts, allowances, handling and delivery charges or state and local taxes that the reseller had in effect in March, 1942, to a purchaser of the same class as defined in section 28 (a) of Revised Maximum Price Regulation No. 136.

(e) Definitions: "reseller" as used herein is limited to purchasers of industrial lighting equipment who buy for resale.

(f) All requests not granted herein are denied.

(g) This order may be amended, modified, or revoked at any time.

(h) This order shall become effective immediately.

(i) Issued this 23d day of April 1946.

R. E. WALTERS,
Regional Administrator.

[F. R. Doc. 46-11328; Filed, June 27, 1946; 12:24 p. m.]

[Region III Order G-24 Under MPR 592]

READY MIX CONCRETE IN LOUISVILLE, KY., AREA

For the reasons set forth in an opinion issued simultaneously herewith and pursuant to section 17 of Maximum Price Regulation No. 592 and the Emergency Price Control Act of 1942, as amended, it is hereby ordered:

(a) *What this order does.* This order provides for an adjustment of the maximum prices of ready mix concrete produced by producers located in the Louisville, Kentucky, Area. The maximum prices of resellers are also adjusted herein.

(b) *Area covered.* The Louisville, Kentucky, Area as used herein, contains all that territory located within Jefferson County, Kentucky.

(c) *Adjustment of producers' maximum prices.* All producers located in the Louisville, Kentucky, Area are hereby authorized to increase their maximum prices in effect immediately prior to the effective date of this order, to each class of purchaser, by $1.00 per cubic yard on all ready mix concrete produced by them.

(d) *Adjusted maximum prices of resellers.* Adjusted maximum prices of resellers of ready mix concrete produced in the Louisville, Kentucky, Area shall be determined by adding to their maximum prices in effect immediately prior to the effective date of this order, to each class of purchaser, the actual dollars-and-cents amount of increase in their net invoiced cost resulting from the adjustment granted the producers by this order.

(e) *Discounts, allowances and extra charges.* All sellers described in this order must continue to maintain discounts, allowances and other price differentials, to each class of purchaser, at least as favorable as those which were in effect in March 1942, and are permitted to add to their maximum prices, as adjusted herein, such charges for extras as were customarily added in March 1942.

(f) *Notification.* The producers described herein, at or prior to the first billing reflecting the adjustment herein granted, shall send to each purchaser who resells the products covered by this order, a notice of the adjustment authorized by this order. Such notice shall contain substantially the following:

Order No. G-24 under Section 17 of Maximum Price Regulation No. 592 provides for an adjustment of the maximum prices of ready mix concrete produced by producers located in the Louisville, Kentucky, Area. Resellers may add to their maximum prices in effect immediately prior to the effective date of this order, to each class of purchaser, the actual dollars-and-cents amount of any increase in their net invoiced cost resulting from the adjustment granted the producers in this order.

(g) *Amendment and revocation.* This order may be modified, amended or revoked at any time by the Office of Price Administration.

This order shall become effective June 20, 1946.

Issued June 20, 1946.

JOHN F. KESSEL,
Regional Administrator.

[F. R. Doc. 46-11325; Filed, June 27, 1946; 12:20 p. m.]

[Region VI Order G-1 Under SO 133]

GEM PRODUCTS, INC.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in the accompanying opinion and under the authority vested in the Regional Administrator of Region VI of the Office of Price Administration by section 4 of Supplementary Order No. 133, this Order No. G-1 is issued.

(a) *Effect of this order.* This Order No. G-1 establishes new maximum prices for sales by all sellers of waxes, oils, cleaning compounds and related household specialties manufactured by Gem Products, Inc., 234 West Florida Street, Milwaukee 4, Wisconsin (hereinafter referred to as "manufacturer").

(b) *Maximum prices.* Maximum prices for sales of the articles covered by this Order No. G-1 are set forth in Appendix A, attached to and hereby incorporated as a part of this order. Each article is designated therein in Column 1 by the stock number assigned to it by the manufacturer; the articles are grouped according to class; and the type of reseller concerned is shown. Where the amounts shown in Columns 4, 5, and 6 of the appendix pertain to dozen-lot sales, they shall apply proportionately to sales of lesser quantities, and in such event the indicated maximum price and any authorized additions to the maximum price shall be rounded to the nearest cent.

(1) *Manufacturer's maximum prices.* The adjusted maximum prices for the manufacturer's sales listed in Column 4 of Appendix A are f. o. b. factory prices to which there may be added, subject to paragraph 3 below, the respective delivery charge shown in Column 5 for a sale on a delivered basis: *Provided, however,* That such additional charge shall be shown on the invoice separately from the f. o. b. factory price. An article for which no adjusted maximum price is given in Column 4 has previously been lawfully increased in price for the manufacturer's sales to an extent equal to or greater than the amount of adjustment that might otherwise be warranted under this Order No. G-1. Accordingly, in such case the manufacturer's maximum price for f. o. b. factory sale of the article is that shown for it in Column 3.

(2) *Resellers' price adjustments.* The attached Appendix A contains in Column 6 the respective amounts of adjustment that may be added by any reseller, under certain conditions, to his existing maximum prices for sales of the articles listed in the Appendix. An adjustment figure in Column 6 represents the difference between the manufacturer's prior maximum prices in Column 3 and his adjusted maximum prices in Column 4, all of which are f. o. b. factory prices. As a primary requirement, the amount of adjustment in any reseller's maximum price shall not exceed the difference between his supplier's maximum price prior to this Order No. G-1 and such increased price (excluding any delivery differentials) as may lawfully appear hereafter upon his invoice; and, in no event shall it exceed the amount of adjustment authorized in Column 6.

When the manufacturer sells an article at a price no higher than as specified in Column 3, no reseller may increase his existing maximum price with respect to his sale of such article. Moreover, no reseller's maximum price shall be affected by the fact that the manufacturer states separately, on an invoice to such reseller, a delivery charge authorized in Column 5 and adds such charge either to his price appearing in Column 3 or to a higher price up to that stated in Column 4.

3. Except as modified herein, each seller subject to this Order No. G-1 shall maintain his customary terms, conditions of sale, discounts, freight allowances and other price differentials in effect during March 1942, or thereafter properly established under OPA regulations or orders.

(c) *Notification to be given each reseller.* Prior to, or at the time of the first invoice to a purchaser for resale, the manufacturer shall furnish such purchaser with a copy of this Order No. G-1 and accompanying opinion. The manufacturer and each wholesaler, in selling to a retailer covered by this order, shall in any appropriate manner show on the invoice the amount of increase, if any, in the retail maximum price that is applicable thereto by virtue of this order.

(d) *Definitions.* For the purposes of this order.

1. "Wholesaler" means any person who buys commodities covered by this order and who resells them to any person other than an ultimate consumer.

2. "Retailer" means any person who buys commodities covered by this order and who resells them to ultimate consumers.

(e) *Applicability of other orders and regulations.* This order supersedes the General Maximum Price Regulation and any previous order issued by the Office of Price Administration to the extent that prices are established hereby.

(f) *Geographical applicability.* The maximum prices established by this order are applicable to all sales and deliveries of the commodities covered hereby in the 48 states of the United States and in the District of Columbia.

(g) *Report by the manufacturer.* Pursuant to section 5 of Supplementary Order No. 133, requiring a manufacturer to submit to OPA a report of operations within four months after the effective date of an adjustment granted him under that order, the manufacturer subject to the instant Order No. G-1 shall, on or before August 17, 1946 submit a profit and loss statement covering its entire operations for the months of May, June and July, 1946, including therein a reflection of opening and closing balances for the three-month period of raw materials inventory and, separately, of goods-in-process and finished goods inventories. Such statement shall be submitted to the Regional Administrator, Office of Price Administration, 226 West Jackson Boulevard, Chicago 6, Illinois.

(h) *Right to amend or revoke.* This order may be amended, revised or revoked at any time by the Price Administrator or the Regional Administrator.

Effective date. This Order No. G-1 shall become effective on the 18th day of April 1946.

Issued this 18th day of April 1946.

R. E. WALTERS,
Regional Administrator.

APPENDIX A—CHEMICAL AND OTHER LINES

Article	Unit	Manufacturer's prices f. o. b. factory, Milwaukee, Wis.			Delivery charge[1]	Resellers' adjustment
		October 1941	March 1942	Adjusted		
(1)		(2)	(3)	(4)	(5)	(6)
SNOWBIRD—(JOBBER CLASS)						
RE-210	Dozen	$0.42	$0.42	$0.51	$0.10	$0.09
RE-230	do	.64	.64	.78	.16	.14
RE-250	do	.86	.86	1.05	.24	.19
RE-260	do	1.02	1.02	1.25	.30	.23
7208	do	2.05	2.05	2.51	.40	.46
7209	do	3.74	3.74	4.57	.76	.83
7210	Each	1.71	1.71	2.09	.29	.38
RE-300	Dozen	.61	.61	.75	.06	.14
RE-330	do	1.25	1.25	1.53	.12	.28
7223	do	4.27	4.27	5.22	.38	.95
7224	do	8.03	8.03	9.81	.72	1.78
E-410	do	.61	.61	.75	.03	.14
E-435	do	1.37	1.37	1.67	.08	.30
E-460	do	2.16	2.16	2.64	.14	.48
RE-315	do	.69	.69	.84	.06	.15
RE-331	do	1.49	1.49	1.82	.13	.33
RE-350	do	2.65	2.66	3.24	.24	.68
7228	do	5.00	5.00	6.11	.40	1.11
7233	do	9.44	9.44	11.54	.76	2.10
7238	Each	3.71	3.71	4.53	.29	.82
RE-213	Dozen	.42	.42	.51	.06	.09
RE-510	do	.46	.46	.56	.10	.10
7255	do	1.08	1.08	1.32	.24	.24
7244	do	5.24	5.24	6.40	.76	1.16
7243	do	.77	.77	.94	.01	.17
7258	do	.83	.83	1.01	.01	.18
7245	do	.90	.90	1.10	.10	.20
7234	do	.78	.78	.95	.02	.17
7235	do	1.87	1.87	2.29	.13	.42
K-11RG110	do	.48	.48	.59	.04	.09
K-11RG112	do	.45	.45	.55	.00	.10
K-4RG906	do	.56	.56	.68	.06	.10
71-9672	do	1.34	1.34	1.64	.10	.30
WARDS (MAIL ORDER CLASS)						
86-55	Each	.08	.08	.10	-------	.02
86-56	do	.12	.12	.15	-------	.03
86-53	do	.08	.08	.10	-------	.02
86-54	do	.12	.12	.15	-------	.03
4006	do	.22	.22	.27	-------	.05
86-00048	Dozen	.60	.54	.78	-------	.19
86-00049	do	1.20	1.12	1.47	-------	.35
MAID OF HONOR (MAIL ORDER CLASS)						
R-6461	do	.56	.56	.68	-------	.12
R-6461	do	.88	.88	1.08	-------	.20
R-6461	do	1.44	1.44	1.76	-------	.32
CROSS COUNTRY (MAIL ORDER CLASS)						
4411	do	.56	.56	.68	-------	.12
4408	do	1.35	1.35	1.65	-------	.30
4408	do	4.17	4.17	5.10	-------	.93
4410	do	1.17	1.23	1.43	-------	.20
4410	do	6.00	6.00	7.33	-------	1.33
4410	do	2.30	2.30	2.81	-------	.51
GOLD CREST (MAIL ORDER CLASS)						
4431	do	.84	.84	.66	-------	.12
ECONOMY BRAND (MAIL ORDER CLASS)						
6799	Each	.1140	.1140	.14	-------	.026
6799	do	.2125	.2125	.26	-------	.0475
6799	do	.345	.345	.42	-------	.075
LADY HIBBARD (JOBBER CLASS)						
W370N	Dozen	.49	.49	.60	.08	.11
W371N	do	.96	.96	1.17	.18	.21
W372N	do	1.20	1.20	1.47	.22	.27
W373N	do	4.67	4.67	5.71	.48	1.04
TRUE VALUE (JOBBER CLASS)						
W59N	do	1.52	1.77	1.86	.08	.09
W60N	do	2.73	3.00	3.34	.15	.34
W61N	do	9.03	10.23	11.03	.87	.80
W265N	do	3.85	4.05	4.34	.20	.29
W550N	do	.58	.58	.71	.02	.13
W552N	do	.58	.58	.71	.02	.13
TRUE VALUE (JOBBER CLASS)—continued						
W264N	Dozen	$1.28	$1.28	$1.56	$0.06	$0.28
W553N	do	.58	.58	.71	.02	.13
W554N	do	1.28	1.28	1.56	.06	.28
W549N	do	1.28	1.28	1.56	.06	.28
FLOUR CITY (JOBBER)						
S10-J	do	.45	.45	.55	-------	.10
S14-J	do	.90	.90	1.10	-------	.20
S16-J	do	1.10	1.10	1.34	-------	.24
S62-J	do	1.35	1.42	1.65	-------	.23
S64-J	do	2.40	2.44	2.93	-------	.49
GRAND UNION (JOBBER CLASS)						
155-G	do	.89	.89	1.09	.11	.20
PERMA GLASS (JOBBER CLASS)						
S-62-J	do	1.77	1.77	2.16	.13	.39
S-64-J	do	3.01	3.01	3.68	.24	.67
S-52-J	do	1.77	1.77	2.16	.13	.39
S-54-J	do	3.01	3.01	3.68	.24	.67
PATEK BROS. (JOBBER CLASS)						
S-30-P	do	.71	.71	.87	.04	.12
S-32-P	do	1.28	1.28	1.56	.07	.28
S-34-P	do	2.38	2.38	2.91	.12	.53
JEWEL TEA CO. (JOBBER CLASS)						
154-J	Each	.0708	.0643	.0865	.0017	.02
SPRUSTEX (JOBBER CLASS)						
S-60	Dozen	.59	.74	(**)	.06	-------
S-62	do	1.27	1.67	(**)	.13	-------
S-64	do	2.15	2.75	(**)	.25	-------
S-69	do	1.60	2.40	(**)	.10	-------
S-50	do	.56	.72	(**)	.08	-------
S-52	do	1.13	1.63	(**)	.17	-------
S-54	do	1.98	2.68	(**)	.32	-------
S-10	do	.44	.60	.54	.10	.04
S-12	do	.68	.73	.83	.17	.10
S-14	do	.84	.94	1.03	.26	.09
S-16	do	1.08	.98	1.32	.52	.34
S-30	do	.59	.52	.72	.08	.20
S-32	do	1.17	1.32	1.43	.18	.11
S-80	do	.50	.56	.61	.04	.07
S-82	do	.48	.54	.59	.06	.05
S-90	do	.46	.50	.56	.10	.06
S-94	do	.94	1.24	**	.26	.04
S-95	do	.74	.89	.90	.01	.01
KLEEN-O (CHAIN CLASS)						
K-60	do	.64	.72	.78	.06	.06
K-62	do	1.32	1.62	**	.13	.04
K-64	do	2.25	2.75	**	.25	.01
K-69	do	1.60	2.40	**	.10	.01
K-50	do	.56	.62	.68	.08	.04
K-62	do	1.13	1.22	1.38	.18	.10
K-54	do	1.98	2.18	2.42	.32	.24
K-80	do	.50	.52	.61	.04	.09
K-82	do	.48	.50	.59	.06	.09
K-90	do	.50	.48	.61	.10	.13
K-94	do	.94	1.09	1.15	.26	.06
K-95	do	.74	.77	.90	.01	.14
K-	do	.83	.83	1.01	.01	.18
K-10	do	.44	.44	.54	.10	.10
K-12	do	.68	.68	.83	.17	.17
K-14	do	.84	.84	1.03	.26	.24
K-16	do	1.68	1.08	1.32	.32	.24
K-30	do	.59	.52	.72	.08	.20
K-32	do	1.17	1.02	1.43	.18	.41
K-42	do	.98	.74	1.20	.10	.36
K-44	do	1.58	1.58	1.93	.17	.52
MAID OF HONOR (MAIL ORDER CLASS)						
2501	Each	.16	.175	.20	-------	.02
2501	do	.26	.275	.32	-------	.03
2501	do	.46	.495	.56	-------	.05
2501	do	.84	.92	1.03	-------	.11

[1] Articles included in Column 5 may be sold on a delivered basis, and in the event of such sales the amount shown in Column 5 may be charged in addition to the f. o. b. [illegible] shown in Column 4: *Provided*, That such additional charge shall be shown on the invoice separately from the f. o. b. price: *And provided further*, That such charge shall have effect upon the amount of any reseller's adjustment in maximum prices.

**Articles demarked in Column 4 with two asterisks (**) have previously been lawfully increased in price by the manufacturer to an extent equal to or greater than the [illegible] of adjustment warranted under this Order No. G-1. Accordingly, the manufacturer's maximum price for such articles continues to be that shown in Column 3, and the [illegible] prices of resellers for such articles remain unchanged.

[F. R. Doc. 46-11318; Filed, June 27, 1946; 12:16 p. m.]

WAR ASSETS ADMINISTRATION.

[Special Order 28]

DISPOSAL OF CHAPELS

As a part of the facilities which the Government during World War II provided for the use of the armed forces and persons engaged in defense work, it caused to be erected or otherwise provided chapels which were devoted to religious activities and services. These were located in various camp sites and other installations, in many cases on land owned by the Government, and in other cases on land held under leasehold or other right of occupancy.

In view of the purposes for which these structures were provided and the desirability of their future maintenance for such purposes, the President of the United States has directed that after such structures have become surplus they shall not be demolished but disposed of as shrines or memorials, or for religious activities to religious organizations having need therefor, on condition that they be maintained and used thereafter for such purposes.

Such structures heretofore have been under the general supervision of the chaplains of the respective services, and it is the President's desire that the Chiefs of Chaplains of such services be recognized in the disposal program.

In view of the specialized type of property involved, and the desires of the President with respect thereto, and pursuant to the authority of the Surplus Property Act of 1944 (58 Stat. 765; 50 U. S. C. App. Sup. 1611), Public Law 181, 79th Congress, 1st Session (59 Stat. 533), Executive Order 9689 (11 F.R. 1265), and Public Law 375, 79th Congress, 2d Session, *It is hereby ordered*, That:

1. *Definition.* "Chapel" means any Government-owned building and improvement on land owned or held under lease or other right of occupancy which was especially designed for and used or intended to be used by the armed forces or persons engaged in defense work for religious activities and services.

2. *Disposition*—(a) *General provisions.* Where a chapel is located on real property which has been declared surplus and assigned to a disposal agency, the disposal agency shall segregate such chapel from the other buildings, or land and buildings, and shall dispose of it intact, separate and apart from the land, for use as a shrine or memorial or for religious purposes. Where, however, it is located on Government-owned land and the disposal agency determines that it may properly be used for such purposes in place and that under all the circumstances it should be disposed of with the land on which it is located, a suitable area of land may be set aside for such purpose and sold with the chapel.

(b) *Reports to Chiefs of Chaplains.* On the first day of the calendar month after the effective date of this order, the disposal agency shall submit to the Chief of Chaplains of each service a list of all surplus chapels of the respective services which have been assigned to such disposal agency. This listing shall include the location of the chapel (the State, the nearest city or town, and the name of the installation), together with a brief description of the chapel. On the first and fifteenth days of each calendar month thereafter, the disposal agency shall report to the respective Chiefs of Chaplains all surplus chapels assigned subsequent to the date of the last report.

(c) *Advertisement.* The disposal agency shall avail itself of all suitable means to give wide publicity to the availability of chapels for disposition. Such publicity shall be by public advertising and may include press releases, display advertisements, or other appropriate notice. Public advertising shall consist of a sale notice published in a newspaper having general circulation in the county where the property is located, describing the chapel and its location, designating the place where applications may be filed, and containing the following additional information which shall apply to the disposal:

(1) That first consideration shall be given to its sale for use as a shrine or memorial, and second consideration to its sale for use for religious purposes, and that the use after disposal shall be restricted to such purpose.

(2) That all applications will be submitted to the appropriate Chief of Chaplains who, with the advice of representative church groups, will recommend the person or organization to whom disposal shall be made.

(3) That (i) the chapel will be sold intact for removal from the land on which it is located, or (ii) where it is located on Government-owned land, the chapel will be sold either with the land on which it is located, or for removal intact from the land; and bids may be submitted on either basis.

(4) That the sale price of the chapel will be a price equal to its fair value in the light of the conditions imposed relating to its future use and the estimated cost of removal where required; and that the sale price of the land will be a price equal to the fair value of the land.

(5) That applications shall include the name, address, and general description of the prospective purchaser, and an agreement to use the property for the purposes for which it is sold.

(6) That applications shall be filed within ten (10) days following the date of first publication of notice, with both the first and last dates of the ten-day period specified.

Notice of availability shall be published one or more times during the ten-day period specified in the advertisement.

3. *Applications to purchase*—(a) *Priorities.* The disposal of chapels, either with or without the land on which they are situated, shall be processed under the provisions of Surplus Property Administration Revised Regulation 5 (11 F. R. 2644, 3301, 4096), subject to applicable priorities therein provided. Applications by priority holders shall claim their priority rights, and in all other respects shall conform to the provisions for applications by nonpriority persons.

(b) *Persons having no priority.* Applications from nonpriority holders to acquire chapels shall be submitted within the period and in compliance with the provisions specified in the advertisement: *Provided, however*, That if no applications are received within such period, applications later submitted may be considered.

(c) *Submission to Chiefs of Chaplains.* As soon as practicable following the expiration of the advertising period, all priority and nonpriority applications shall be assembled and forwarded, together with a copy of the advertisement and a letter of transmittal, to the Chief of Chaplains of the applicable service. A copy of the transmittal letter to the Chief of Chaplains shall be transmitted to the War Assets Administration, Office of Real Property Disposal, Washington 25, D. C.

4. *Designation of purchaser.* Within thirty (30) days following the receipt of the applications submitted to the Chief of Chaplains pursuant to an advertisement, the Chief of Chaplains, after considering and giving effect to any established priorities, will notify the disposal agency as to the recommended purchaser for the chapel. If the notification in any case is not received by the disposal agency within a reasonable time after the expiration of such thirty-day period, the disposal agency shall check (through the War Assets Administration, Office of Real Property Disposal) with the Chief of Chaplains to ascertain whether a recommendation will be made. In the event the Chief of Chaplains does not issue a recommendation within a reasonable time thereafter, the disposal agency shall select the purchaser on the basis of the need of the applicant and the best interest of the community to be served. If the Chief of Chaplains submits a recommendation, the chapel shall be disposed of to the applicant recommended, if such recommendation is not deemed to be contrary to the objectives of the act.

5. *Fixtures, furnishings and personal property.* In disposing of any chapel hereunder, the disposal agency may for fair value likewise dispose of any surplus fixtures, furnishings, or personal property therein which the owning agencies may not need for the armed forces, and which the disposal agency determines are inherently related or essential to the uses and purposes for which the chapel is to be maintained and used.

6. *Conditions imposed.* All chapels shall be disposed of subject to the condition that the buildings be thereafter maintained as shrines or memorials or used for religious purposes, and not for any commercial, industrial, or other secular use; and the notices of availability shall so disclose, and the deeds of conveyance shall so provide.

7. *Notice to Chief of Chaplains.* Upon consummation of a disposal, the disposal agency shall notify the Chief of Chaplains of the applicable service and shall forward to the War Assets Administration, Office of Real Property Disposal, a copy of such notice.

NOTE: All reporting requirements of this part have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

This order shall become effective June 26, 1946.

E. B. GREGORY,
Administrator.

JUNE 26, 1946.

[F. R. Doc. 46-11406; Filed, June 28, 1946; 11:30 a. m.]

SECURITIES AND EXCHANGE COMMISSION.

[File Nos. 70-1250, 59-85]

PENNSYLVANIA EDISON CO. ET AL.

SUPPLEMENTAL ORDER RELEASING JURISDICTION

In the matters of Pennsylvania Edison Company, Pennsylvania Electric Company, Associated Electric Company; File No. 70-1250. Pennsylvania Edison Company, Associated Electric Company; File No. 59-85.

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 27th day of June 1946.

Associated Electric Company, a registered holding company, and two of its public-utility subsidiaries, Pennsylvania Electric Company and Pennsylvania Edison Company, having jointly filed an application pursuant to section 11 (e) of the Public Utility Holding Company Act of 1935 for approval of a plan of liquidation of Pennsylvania Edison Company; and applications-declarations, as amended, in which it was proposed, among other things, that Pennsylvania Electric Company issue and sell, pursuant to the competitive bidding provisions of Rule U-50, $23,500,000 principal amount of its first mortgage bonds due 1976 and 101,000 shares of its $100 par value series C cumulative preferred stock; and

The Commission having, by order dated June 19, 1946, approved the said plan and granted said applications, as amended, and permitted said declarations, as amended, to become effective, except as to the price to be received for the said first mortgage bonds and cumulative preferred stock, the interest and dividend rates thereon, respectively, the underwriters' spreads and their allocation, all fees and expenses to be paid in connection with the proposed transactions, the definitive terms of an escrow agreement to be entered into between Associated Electric Company and the depositary, and the determination of what amounts, if any, the preferred shareholders of Pennsylvania Edison Company shall receive in excess of their liquidation preferences, as to which matters jurisdiction was reserved; and

Applicants-declarants having filed a further amendment to their joint application-declaration, as amended, in which it is stated that, in accordance with the permission granted by the said order of the Commission dated June 19, 1946, Pennsylvania Electric Company has offered the said first mortgage bonds and cumulative preferred stock for sale pursuant to the competitive bidding requirements of Rule U-50 and has received the following bids:

FOR THE BONDS

Bidder	Price to the company	Interest on dividend rate	Cost to the company
	Percent	*Percent*	*Percent*
Halsey, Stuart & Co., Inc	101.78	2¾	2.663167
Kuhn, Loeb & Co	101.0491	2¾	2.686702
Mellon Securities Corp.	100.5319	2¾	2.723939

FOR THE PREFERRED STOCK

Kuhn, Loeb & Co	100.5191	3.70	3.680892
Smith, Barney & Co	100.42	3.70	3.684525
Mellon Securities Corp.	100.279	3.70	3.689706

Said amendment stating that Pennsylvania Electric Company has accepted the bid of Halsey, Stuart & Co., Inc., for the first mortgage bonds and the bid of Kuhn, Loeb & Co. for the cumulative preferred stock as set out above, and that the first mortgage bonds will be offered for sale to the public at a price of 102.47%, resulting in an underwriters' spread of 0.69%, and that the cumulative preferred stock will be offered to the public at a price of $102.50 per share, resulting in an underwriters' spread of $1.9809 per share; and

The Commission having examined said amendment and having considered the record herein, and finding no basis for imposing terms and conditions with respect to the price to be received for said first mortgage bonds and cumulative preferred stock, the interest and dividend rates thereon, respectively, and the underwriters' spreads and their allocation; and

Associated Electric Company having submitted the definitive terms of the escrow agreement to be entered into between it and the depositary; and

The Commission having considered the definitive terms of said escrow agreement and deeming it appropriate in the public interest and the interest of investors to release the jurisdiction heretofore reserved with respect to such matter:

It is ordered, That the jurisdiction heretofore reserved over the price to be received for said bonds and preferred stock, the interest and dividend rates thereon, respectively, and the underwriters' spreads and their allocation be, and the same hereby is, released, and the said plan and the said applications and declarations, as further amended, be, and the same hereby are, approved, granted, and permitted to become effective, subject, however, to the terms and conditions prescribed in Rule U-24 and to the further condition that the subsequent presentation and determination of the issue, as to which jurisdiction was reserved, regarding the appropriate additional amounts, if any, to be paid to the preferred shareholders of Pennsylvania Edison Company shall in no way be affected by the immediate consummation of the proposed transactions.

It is further ordered, That the jurisdiction heretofore reserved over the definitive terms of the escrow agreement to be entered into between Associated Electric Company and the depositary be, and the same hereby is, released, and that jurisdiction heretofore reserved over (1) all fees and expenses to be paid in connection with the proposed transactions and (2) the issue of what amounts, if any, the preferred shareholders of Pennsylvania Edison Company shall receive in excess of their liquidation preferences, be continued.

By the Commission.

[SEAL] NELLYE A. THORSEN,
Assistant to the Secretary.

[F. R. Doc. 46-11392; Filed, June 28, 1946; 9:53 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order 6669]

ELISABETH PAETSCH

In re: Bond and mortgage owned by Elisabeth Paetsch.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Elisabeth Paetsch, whose last known address is Neustadt-Dosse, Spiegelberg, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: A mortgage executed on May 3, 1928, by John Gotsch and Carrie Gotsch, his wife, to Marie Paetsch and recorded in the Office of the Register of Westchester County, New York, in Liber 2825 of Mortgages, Page 367, and any and all obligations, secured by said mortgage, including but not limited to all security rights in and to any and all collateral (including the aforesaid mortgage) for any and all such obligations and the right to enforce and collect such obligations and the right to possession of any and all notes, bonds and other instruments evidencing such obligations,

was property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which was evidence of ownership or control by, the aforesaid national of a designated enemy country (Germany);

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

This vesting order is issued nunc pro tunc to confirm and ratify the vesting of the said property in the Alien Property Custodian by acceptance thereof on February 1, 1945, pursuant to the Trading with the Enemy Act, as amended.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 19, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-11219; Filed, June 27, 1946; 9:40 a. m.]

[Vesting Order 6433]

CARL BENZLER

In re estate of Carl Benzler, deceased; File No. D-28-10307; E. T. sec. 14686.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Pauline Benzler in and to the Estate of Carl Benzler, deceased,

is property payable or deliverable to, or claimed by, a national of a designated enemy country, Germany, namely:

National and Last Known Address

Pauline Benzler, Germany.

That such property is in the process of administration by Joseph J. Ulmer, Executor of the Estate of Carl Benzler, deceased, acting under the judicial supervision of the Surrogate's Court, Nassau County, New York;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-11376; Filed, June 28, 1946; 9:42 a. m.]

[Vesting Order 6434]

GIOVANNI B. CAVORETTO

In re Estate of Giovanni B. Cavoretto, also known as Giovanni Battista Cavoretto, also known as Bob Cavaretta, deceased. File D-38-3755; E. T. sec. 14139.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of Giacomo Cavoretto, Maria Conterio and Orsola Cavoretto, and each of them, in and to the Estate of Giovanni B. Cavoretto, also known as Giovanni Battista Cavoretto, also known as Bob Cavaretta, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Italy, namely,

Nationals and Last Known Address

Giacomo Cavoretto, Italy.
Maria Conterio, Italy.
Orsola Cavoretto, Italy.

That such property is in the process of administration by Domenico Cavoretto, as Administrator of the Estate of Giovanni B. Cavoretto, also known as Giovanni Battista Cavoretto, also known as Bob Cavaretta, acting under the judicial supervision of the Superior Court of the State of California, in and for the County of Contra Costa;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Italy);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-11377; Filed, June 28, 1946; 9:42 a. m.]

[Vesting Order 6435]

JOHN FRIES

In re Estate of John Fries, deceased. File No. D-28-2004; E. T. sec. 6237.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

That the property described as follows: All right, title, interest and claim of any kind or character whatsoever of George Fries, Hans Fries, Paul Fries, Lissy Fries, Heinrich Paulsen, Erna Arp, Helmuth Paulsen, Hans Fries, Emma Wiese, Willie Fries and Lisette Fries, and each of them, in and to the estate of John Fries, deceased,

is property payable or deliverable to, or claimed by, nationals of a designated enemy country, Germany, namely,

Nationals and last known address

George Fries, Germany.
Hans Fries, Germany.
Paul Fries, Germany.
Lissy Fries, Germany.
Heinrich Paulsen, Germany.
Erna Arp, Germany.
Helmuth Paulsen, Germany.
Hans Fries, Germany.
Emma Wiese, Germany.
Willie Fries, Germany.
Lisette Fries, Germany.

That such property is in the process of administration by the County Treasurer of Erie County, as depositary, acting under the judicial supervision of the Surrogate's Court of Erie County, New York;

And determining that to the extent that such nationals are persons not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 5, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–11378; Filed, June 28, 1946; 9:42 a. m.]

[Vesting Order 6548]

MAGDALENA PALM

In re: Debt owing to Magdalena Palm.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Magdalena Palm, whose last known address is Massweiler bei Zweibruecken, Rheinpfalz, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: All those debts or other obligations owing to Magdalena Palm, by Richter & Kaiser, Inc., 186 Remsen Street, Brooklyn 2, New York, including particularly but not limited to a portion of the sum of money on deposit with Manufacturers Trust Company, 55 Broad Street, New York, New York, in a dollar account, entitled Richter & Kaiser, Inc. Special, Blocked as German Nationals, maintained at the branch office of the aforesaid bank located at 209 Montague Street, Brooklyn, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 13, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–11379; Filed, June 28, 1946; 9:42 a. m.]

[Vesting Order 6558]

IMMORTELLE RENNEBAUM

In re: Bank account owned by Immortelle Rennebaum, F–28–23661–C–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Immortelle Rennebaum, whose last known address is Suarezstrasse 27, Charlottenburg 5, Berlin, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to George M. Cushing, Trustee, by Milton Savings Bank, Milton, Massachusetts, arising out of a Savings Account, Account Number 12697, entitled George M. Cushing, Trustee for Immortelle Rennebaum, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Immortelle Rennebaum, aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 13, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–11380; Filed, June 28, 1946; 9:42 a. m.]

[Vesting Order 6573]

AMALIE SEILER

In re: Debt owing to the personal representatives, heirs, next of kin, legatees and distributees, names unknown, of Amalie Seiler, deceased.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That the personal representatives, heirs, next of kin, legatees and distributees, names unknown, of Amalie Seiler, deceased, whose last known addresses are Germany, are residents of Germany and nationals of a designated enemy country (Germany);

2. That the property described as follows: All those debts or other obligations owing to the personal representatives, heirs, next of kin, legatees and distributees, names unknown of Amalie Seiler, deceased, by Richter & Kaiser, Inc., 186 Remsen Street, Brooklyn 2, New York, including particularly but not limited to a portion of the sum of money on deposit with Manufacturers Trust Company, 55 Broad Street, New York, New York, in a dollar account, entitled Richter & Kaiser, Inc. Special, Blocked as German Nationals, maintained at the branch office of the aforesaid bank located at 209 Montague Street, Brooklyn, New York, and any and all rights to demand, enforce and collect the same,

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 13, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–11381; Filed, June 28, 1946; 9:42 a. m.]

[Vesting Order 6577]

GUNZO SUGIHARA

In re: Bank accounts, stocks and bonds owned by Gunzo Sugihara, also known as G. Sugihara; D–39–649–A–1, D–39–649–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Gunzo Sugihara, also known as G. Sugihara, whose last known address is Japan, is a resident of Japan and a national of a designated enemy country (Japan);

2. That the property described as follows:

a. That certain debt or other obligation owing to Gunzo Sugihara, also known as G. Sugihara, by the American Trust Company, 464 California Street, San Francisco, California, arising out of a savings account, Account Number 3091, entitled G. Sugihara, and any and all rights to demand, enforce and collect the same,

b. That certain debt or other obligation owing to Gunzo Sugihara, also known as G. Sugihara, by the American Trust Company, 464 California Street, San Francisco, California, arising out of a custodian account, Account Number A 3779, entitled Gunzo Sugihara, and any and all rights to demand, enforce and collect the same,

c. Those certain shares of stock described in Exhibit A, attached hereto and by reference made a part hereof, registered in the name of Gunzo Sugihara, together with all declared and unpaid dividends thereon,

d. One (1) share of $20 par value common capital stock of Pacific Trading Company, 100 Sacramento Street, San Francisco, California, a corporation organized under the laws of the State of California, evidenced by Certificate Number 2, and registered in the name of G. Sugihara, together with all declared and unpaid dividends thereon,

e. Three (3) United States of America Savings Bonds, Series E, due December 1, 1951, each of $50 face value, bearing the numbers L2413917E, L2413918E and L2413919E, registered in the name of Gunzo Sugihara, presently in the custody of the American Trust Company, 464 California Street, San Francisco, California, together with any and all rights thereunder and thereto,

f. One (1) Japanese Government External 6½% Bond, due February 1, 1954, of $1,000 face value bearing the number M33067, issued in the name of Bearer, presently in the custody of the American Trust Company, 464 California Street, San Francisco, California, together with any and all rights thereunder and thereto, and

g. Eight (8) Tokyo Electric Light Company, Ltd. First Mortgage 6% Bonds, due June 15, 1953, each of $1,000 face value, bearing the numbers 46635, 46636, 44043, 32181, 32182, 15758, 35664 and 30403, issued in the name of Bearer, presently in the custody of the American Trust Company, 464 California Street, San Francisco, California, together with any and all rights thereunder and thereto.

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within

a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 14, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Name and address of corporation	State of incorporation	Certificate numbers	Number of shares	Par value	Type of stock
Anaconda Copper Mining Co., 25 Broadway, New York, N. Y.	Montana	651825	100	$50	Capital.
California Packing Corp., 101 California Street, San Francisco, Calif.	New York	SF/C493	100	(1)	Common.
General Motors Corp., 3044 W. Grand Blvd., Detroit, Mich.	Delaware	WD38-457	100	$10	Common.
Libby, McNeill & Libby, Packers and Exchange Avenues, Union Stock Yards, Chicago, Ill.	Maine	M5868	100	7	Common.
		M6282	100	7	Common.
		L28490	100	7	Common.
Standard Oil Co. of California, 225 Bush St., San Francisco, Calif.	Delaware	SFD62585	100	(1)	Capital.
		SFD62641	100	(1)	Capital.
Union Oil Co. of California, 617 W. 7th St., Los Angeles, Calif.	California	LA59341	100	25	Capital.
United States Steel Corp., 71 Broadway, New York, N. Y.	New Jersey	P192992	50	(1)	Common.

[1] No par value.
All the above-described securities are in the custody of the American Trust Company, 464 California St., San Francisco, Calif.

[F. R. Doc. 46–11382; Filed, June 28, 1946; 9:43 a. m.]

[Vesting Order 6578]

PAUL THIELE

In re: Stock owned by and debts owing to Paul Thiele; D–28–5703–A–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Paul Thiele, whose last known address is Holzdamm 34, Hamburg 1, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows:

a. Eighty-eight (88) shares of $100 par value common capital stock of The Singer Manufacturing Company, 149 Broadway, New York, New York, a corporation organized under the laws of the State of New Jersey, evidenced by the Certificate Numbers set forth in Exhibit A, attached hereto and by reference made a part hereof, and registered in the name of Douglas Alexander, in the amounts appearing opposite each Certificate Number listed in Exhibit A, together with all declared and unpaid dividends thereon,

b. Those two (2) debts or other obligations owing to Paul Thiele, by The Singer Manufacturing Company, 149 Broadway, New York, New York, in the amounts of $2,307.07 and $3,376.78, as of December 31, 1945, together with any and all accruals thereto, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 14, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A

Certificate Nos.:	Number of shares
37099	62
37416	5
38088	5
39150	6
41737	8
42541	2

[F. R. Doc. 46–11383; Filed, June 28, 1946; 9:43 a. m.]

[Vesting Order 6620]

BETTY HELEN HEINS

In re Bank account owned by Betty Helen Heins, also known as Betty Helene Heins; F–28–10051–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Betty Helen Heins, also known as Betty Helene Heins, whose last known address is Wesermunde, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Betty Helen Heins, also known as Betty Helene Heins, by First State Bank, Scottsbluff, Nebraska, arising out of a certificate of deposit account, entitled Betty Helen Heins, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 18, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–11384; Filed, June 28, 1946; 9:44 a. m.]

[Vesting Order 6621]

FRITZ HORZ

In re: Bank account owned by Fritz Horz, also known as Friederick Horz; F–28–11474–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Fritz Horz, also known as Friederick Horz, whose last known address, is Württemberg, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Fritz Horz, also known as Friederick Horz by Union Bank & Trust Co. of Los Angeles, 760 South Hill Street, Los Angeles, California, arising out of a term savings account, Account Number 86317, entitled Fritz Horz, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 18, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46–11385; Filed, June 28, 1946; 9:44 a. m.]

[Vesting Order 6625]

MARGARETE LOESCH

In re: Bank account owned by Margarete Loesch; F–28–157–E–1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Margarete Loesch, whose last known address is Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Else Aurig, Trustee, by Central Savings Bank in the City of New York, Broadway at 73rd Street, New York, New York, arising out of a savings account, Account Number 1,238,009, entitled Else Aurig in trust for Margarete Loesch, maintained at the branch office of the aforesaid bank located at Fourteenth Street, New York, New York, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by Margarete Loesch, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC–1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 18, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-11388; Filed, June 28, 1946; 9:44 a. m.]

[Vesting Order 6622]

ALICE KEMMING

In re Bank account owned by Alice Kemming; F-28-11602-E-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Alice Kemming, whose last known address is Langestrasse 63, Stralsund, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Alice Kemming, by The San Francisco Bank, 526 California Street, San Francisco 4, California, arising out of a savings account, Account Number 765677, entitled Alice Kemming, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 18, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-11386; Filed, June 28, 1946; 9:44 a. m.]

[Vesting Order 6624]

GRETCHEN KOTZENBERG

In re: Debt owing to Gretchen Kotzenberg; F-28-11710-C-1.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the undersigned, after investigation, finding:

1. That Gretchen Kotzenberg, whose last known address is 11 Strassburgerstrasse, Bremen, Germany, is a resident of Germany and a national of a designated enemy country (Germany);

2. That the property described as follows: That certain debt or other obligation owing to Gretchen Kotzenberg, by Schilling Estate Company, 225 Bush Street, San Francisco 4, California, in the amount of $2,182.79, as of December 31, 1945, together with any and all accruals thereto, and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country;

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Germany);

And having made all determinations and taken all action required by law, including appropriate consultation and certification, and deeming it necessary in the national interest,

hereby vests in the Alien Property Custodian the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to constitute an admission by the Alien Property Custodian of the lawfulness of, or acquiescence in, or licensing of, any set-offs, charges or deductions, nor shall it be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall it be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on June 18, 1946.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

[F. R. Doc. 46-11387; Filed, June 28, 1946; 9:44 a. m.]